Ninety-Ninth General Assembly

Index

Journals of the Senate and House

of the

STATE OF MISSOURI

2018

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January 3, 2018 to May 30, 2018

FIRST SPECIAL SESSION
May 18, 2018 to June 11, 2018

FIRST EXTRA SESSION
September 10, 2018 to September 19, 2018

VETO SESSION
September 12, 2018

Compiled under the direction of the
Secretary of the Senate and Chief Clerk of the House

In compliance with Section 2.080, RSMo 2000

Missouri General Assembly

USER ADVISORY

This Index is for use with the bound version of the Journals of the Senate and House, Second Regular Session, First Special Session, First Extra Session and Veto Session, 99th General Assembly, State of Missouri.

The Journals are printed daily by the Senate and House. Corrections made in a daily journal subsequent to the printing of the Journal may be located by examining the "corrections" heading in this index.

The bound sets of Senate and House Journals constitute the official version of the Journals and take precedence over other versions which might be available electronically or otherwise.

Journal page numbers are given only in the numerical listing of SENATE BILLS INTRODUCED and HOUSE BILLS INTRODUCED. When using the TRULY AGREED TO and the CLASSIFIED INDEX, please refer to the numerical listing for journal page numbers.

Bill authors are not listed for substitute bills.

In the CLASSIFIED INDEX, bill captions (listed under SUBJECT) have been revised to take into account changes that occurred after introduction. Bills are classified in this portion of the index by the last version acted upon.

AUTHORITY FOR PUBLICATION

2.080. 1. Copies of the journals of the proceedings of each house of the general assembly shall be compiled under the superintendence and direction of the secretary of the senate and chief clerk of the house, in such number as may be determined to be necessary by the committee on legislative research, to be distributed as directed by the committee. After each session of the general assembly, the secretary of the senate and chief clerk of the house shall examine and correct the proof sheets of the journals of their respective chambers and prepare a table of the errata, if any errors have been made, and shall prepare an index of the journals. The secretary of the senate and chief clerk of the house shall develop and use a common indexing system for the journals.

2. Copies of the journals may be printed and bound into books, may be microphotographed, or may otherwise be copied so as to preserve the record of proceedings and to facilitate the use and storage of the journals.

2.091. The secretary of the senate and chief clerk of the house shall deliver, upon request, one copy of the journal of their respective chambers to the judge of any court of record, any member of either house of the general assembly, the head of any state department, bureau or state institution, the state university, the Missouri state historical society and any public library in the state, two copies of each to the law library association of St. Louis, and three copies of each to the Library of Congress at Washington, D.C. The remaining copies shall be preserved, subject to the orders of the general assembly.

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Abbreviations are as follows:

S . . . . . Senate
H . . . . . House
SB . . . . . Senate Bill
HB . . . . . House Bill
SCR . . . . . Senate Concurrent Resolution
HCR . . . . . House Concurrent Resolution
SJR . . . . . Senate Joint Resolution
HJR . . . . . House Joint Resolution
SS . . . . . Senate Substitute
SCS . . . . . Senate Committee Substitute
HCS . . . . . House Committee Substitute
CCR . . . . . Conference Committee Report
CCS . . . . . Conference Committee Substitute
EC . . . . . Emergency Clause

TRULY AGREED TO AND FINALLY PASSED SENATE LEGISLATION

SECOND REGULAR SESSION

SIGNED BY THE GOVERNOR

BILLS

No.	Author	Subject
SS#5 SB 564		Modifies provisions relating to public utilities
SS SCS SB 568		Modifies provisions relating to salaries for certain county officials
SB 573	Wallingford	Modifies several provisions relating to the armed services
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
CCS SS#2 SCS SB 590		Modifies the Historic Preservation Tax Credit
SS SCS SB 592		Modifies several provisions relating to elections
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SB 594	Wieland	Exempts certain types of commercial insurance lines from filing requirements with respect to rates, rate plans, modifications, and manuals
HCS SCS SB 598		Modifies provisions relating to the Department of Transportation utility corridor
CCS HCS SS SCS SBs 603, 576 & 898		Modifies provisions relating to virtual education
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SCS SB 629		Modifies provisions relating to tax increment financing
SCS SB 644		Creates new provisions relating to unclaimed property
SS SCS SB 652		Modifies provisions relating to county sheriffs
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
CCS HCS SB 660		Modifies the law relating to mental health
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes

No.	Author	Subject
CCS HCS SB 687		Modifies provisions relating to student transportation
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 708	Schatz	Modifies provisions relating to motor vehicle financial responsibility
CCS HCS SCS SB 718		Modifies provisions relating to health care
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
CCS HCS SB 773		Modifies provisions relating to taxation
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
HCS SB 793		Modifies provisions relating to court proceedings
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SS#2 SCS SB 802		Modifies provisions relating to women's and minority business enterprises
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education
SCS SB 814		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
CCS SB 819		Modifies provisions of law relating to the protection of children
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 840	Rowden	Modifies provisions relating to professional registration
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SCS SB 862		Modifies provisions relating to electrical contractors
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions
CCS HCS SS SB 881		Modifies provisions of law relating to transportation

No.	Author	Subject
SS SB 882		Modifies provisions of the Missouri Higher Education Savings Program
CCS SB 884		Modifies provisions relating to taxation
SB 891	Kehoe	Designates the week beginning the second Saturday in October as "Buy Missouri Week"
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SS SCS SB 907		Authorizes the conveyance of certain state properties
HCS SCS SB 917		Modifies provisions relating to coal ash
CCS HCS SB 951		Modifies provisions relating to health care
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record
SCS SRBs 975 & 1024		Repeals expired, ineffective, and obsolete statutory provisions
SB 981	Wieland	Modifies provisions relating to methods of self-insurance for workers' compensation
SS SB 982		Enacts provisions relating to insurance
SCS SB 990		Modifies provisions relating to the attachment of school districts to community college districts
SCS SBs 999 & 1000		Designates certain memorial infrastructure
SCS SB 1007		Modifies the merit system

CONCURRENT RESOLUTIONS

No.	Author	Subject
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
SCR 49	Schatz	Moves referendum election date for SS#2/SB 19

VETOED BY THE GOVERNOR

BILLS

No.	Author	Subject
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology

CONCURRENT RESOLUTIONS

No.	Author	Subject
SCR 50	Hegeman	Requests the U.S. Congress to replace the statue of Thomas Hart Benton in the Statuary Hall of the U.S. Capitol with a statue of Harry S Truman

INTRODUCED SENATE BILLS

SB 545 (Richard) Relating to historic buildings
First Read S42
Second Read & Referred Economic Development Committee S104

SB 546 (Munzlinger) Relating to civil procedure in tort claims
First Read S42
Second Read & Referred Government Reform Committee . . S104
Reported from Government Reform Committee S164
SS offered S218
SA 1 to SS offered S218
SS withdrawn S387
SS#2 offered S387
SA 1 to SS#2 offered S387-388
SSA 1 for SA 1 to SS#2 offered S388
SA 1 to SSA 1 for SA 1 to SS#2 offered S389
SSA 1 for SA 1 to SS#2 withdrawn S389
SSA 2 for SA 1 to SS#2 offered S389-390
SS#2 withdrawn S456
SS#3 offered S456
SA 1 to SS#3 offered S456
SA 1 to SA 1 to SS#3 offered S456-457
SS#3 withdrawn S457
SS#4 offered S457
Bill placed on Informal Calendar S457

SB 547 (Munzlinger) Relating to industrial hemp
First Read S43
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S104
Reported from Agriculture, Food Production & Outdoor Resources Committee with SCS S199
SS for SCS offered & adopted S531
Motion to reconsider SS for SCS adopted S531-532
SA 1 to SS for SCS offered & adopted S532
SA 2 to SS for SCS offered S532
SSA 1 for SA 2 to SS for SCS offered & adopted S532-533
SS for SCS, as amended, adopted S533
Perfected S533
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S562
Referred Fiscal Oversight Committee S602
Unanimous consent request to return SS SCS SB 547 as it was inadvertently referred to Fiscal Oversight Committee - adopted S633
Third Read & Passed S715
House First Read H1316
Second Read H1339
Referred Agriculture Policy H1506
HCS Reported Do Pass Agriculture Policy H1781
Referred Rules - Legislative Oversight H1781
Reported Do Pass Rules - Legislative Oversight H1874
Bill Placed on Informal Calendar H2921

SB 548 (Munzlinger) Relating to agricultural land values
First Read S43
Second Read & Referred Ways & Means Committee S104

SB 549 (Wasson) Relating to job training
First Read S43
Second Read & Referred Economic Development Committee S104
Reported from Economic Development Committee with SCS S237
SS for SCS offered & adopted S287-288
Perfected S288
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S295
Referred Fiscal Oversight Committee S303
Reported from Fiscal Oversight Committee S316
Third Read & Passed S325
House First Read H722
Second Read H736
Referred Economic Development H972
Reported Do Pass Economic Development H1421
Referred Rules - Legislative Oversight H1421
Reported Do Pass Rules - Legislative Oversight H1702
Referred Fiscal Review H1703
Reported Do Pass Fiscal Review H1784
HA 1 House offered & adopted H2866
HA 2 House offered H2866-2867
HA 1 to HA 2 House offered & adopted H2867-2868
HA 2, as amended, House defeated H2868-2869
HA 3 House offered & adopted H2869
HA 4 House offered & adopted H2869-2871
HA 5 House offered H2871-2875
HA 1 to HA 5 House offered & adopted H2875
HA 5, as amended, House adopted H2875
HA 6 House offered & adopted H2875-2876
HA 7 House offered & adopted H2876-2884
HA 8 House offered & adopted H2884-2888
HA 9 House offered H2888-2890
HA 1 to HA 9 House offered & defeated H2890-2891
HA 9 House adopted H2891
HA 10 House offered & adopted H2891-2892
Third Read & Passed, as amended H2892-2893 S1849-1879

SB 550 (Wasson) Relating to financial incentives for job creation
First Read S43
Second Read & Referred Economic Development Committee S104
Reported from Economic Development Committee with SCS S237
Bill placed on Informal Calendar S288

SB 551 (Wasson) Relating to financial incentives for job creation
First Read S43
Second Read & Referred Economic Development Committee S104

SB 552 (Dixon) Relating to official misconduct
First Read S43
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S104
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S237
SS offered S296
SA 1 to SS offered & adopted S296
SA 2 to SS offered & adopted S296
SS withdrawn S783
SS#2 offered & adopted S783
Perfected S783
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S803
Third Read & Passed S856-857
House First Read H1704
Second Read H1717
Referred Judiciary H3599

SB 553 (Dixon) Relating to municipal courts
First Read S43
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S104
Reported from Judiciary & Civil & Criminal Jurisprudence Committee with SCS S598
SS for SCS offered S748-748
SA 1 to SS for SCS offered S749
SA 1 to SS for SCS adopted S1093
SA 2 to SS for SCS offered & adopted S1093
SS for SCS, as amended, adopted S1094

Perfected S1094
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S1119
Defeated on Third Reading S1167

SB 554 (Dixon) Relating to property regulations in certain cities & counties
First Read S43
Second Read & Referred Local Government & Elections Committee S104

SB 555 (Brown) Relating to public contracts
First Read S43
Second Read & Referred General Laws Committee S104
Reported from General Laws Committee with SCS S238
Bill placed on Informal Calendar S375

SB 556 (Brown) Relating to the operation of motorcycles or motortricycles
First Read S43
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S104
Reported from Transportation, Infrastructure & Public Safety Committee S803-804
SA 1 offered S828-830
Bill placed on Informal Calendar S830

SB 557 (Brown) Relating to a tax credit for charitable contributions to certain organizations
First Read S43-44
Second Read & Referred Economic Development Committee S104

SB 558 (Chappelle-Nadal) Relating to contaminated homes
First Read S44
Second Read & Referred Appropriations Committee S104

SB 559 (Chappelle-Nadal) Relating to elementary & secondary education
First Read S44
Second Read & Referred Education Committee S104

SB 560 (Chappelle-Nadal) Relating to racial bias in policing
First Read S44
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S104

SB 561 (Sater) Relating to the supplemental nutrition assistance program
First Read S44
Second Read & Referred Seniors, Families & Children Committee S104
Reported from Seniors, Families & Children Committee . . . S164
SA 1 offered S192-193
Bill placed on Informal Calendar S193

SB 562 (Sater) Relating to the Medicaid global waiver
First Read S44
Second Read & Referred Seniors, Families & Children Committee S104

SB 563 (Sater) Relating to the Missouri RX plan
First Read S44
Second Read & Referred Seniors, Families & Children Committee S104
Reported from Seniors, Families & Children Committee . . . S164
Perfected S201
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S211
Referred Fiscal Oversight Committee S212
Reported from Fiscal Oversight Committee S238
Third Read & Passed S239-240
House First Read H417
Second Read H431
Referred Budget H972
HCS Reported Do Pass Budget H2922
Referred Rules - Legislative Oversight H2922

SB 564 (Emery) Relating to public utilities
First Read S44
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S104
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S164
SS offered S174
SS withdrawn S211
SS#2 offered S211
SS#2 withdrawn S274
SS#3 offered S274
SA 1 to SS#3 offered & withdrawn S274
SA 2 to SS#3 offered & withdrawn S274-275
SA 3 to SS#3 offered & withdrawn S275
SA 4 to SS#3 offered S275
SS#3 withdrawn S275
SS#4 offered S275
SA 1 to SS#4 offered & withdrawn S276
SA 2 to SS#4 offered S276
SS#4 withdrawn S276
SS#5 offered S276
SA 1 to SS#5 offered & adopted S276-277
SS#5, as amended, adopted S277
Perfected S277
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S287
Referred Fiscal Oversight Committee S303
Reported from Fiscal Oversight Committee S316
Third Read & Passed - EC adopted S324-325
House First Read H722
Second Read H736
Referred Utilities H1119
Reported Do Pass Utilities H1327
Referred Rules - Administrative Oversight H1327
Reported Do Pass Rules - Administrative Oversight H1897
Referred Fiscal Review H2173
Reported Do Pass Fiscal Review H2205
HA 1 House offered & defeated H3317-3318
Third Read & Passed - EC adopted H3318-3319 S2295
Truly Agreed To & Finally Passed S2295
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 565 (Emery) Relating to educational scholarships
First Read S44
Second Read & Referred Education Committee S104

SB 566 (Emery) Relating to impeachment trials
First Read S44
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S104

SB 567 (Cunningham) Relating to funds for certain vulnerable populations
First Read S44
Second Read & Referred Seniors, Families & Children Committee S104
Reported from Seniors, Families & Children Committee with SCS S164
SS for SCS offered S181
SA 1 to SS for SCS offered S182
SA 1 to SA 1 to SS for SCS offered S182
Bill placed on Informal Calendar S182

SB 568 (Cunningham) Relating to the salaries of elected county officers
First Read S45
Second Read & Referred Local Government & Elections Committee S105
Reported from Local Government & Elections Committee with SCS S809
SS for SCS offered & adopted S888
Perfected S888
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S900
Third Read & Passed S922-923
House First Read H1802
Second Read H1810
Referred Local Government H1891
Reported Do Pass Local Government H2289
Referred Rules - Administrative Oversight H2289
Reported Do Pass Rules - Administrative Oversight H2505
Third Read & Passed H3578-3579 S2490
Truly Agreed To & Finally Passed S2490
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 569 (Cunningham) Relating to immunity for trustees
First Read S45
Second Read & Referred Insurance & Banking Committee . S105
Reported from Insurance & Banking Committee S238
Perfected S298
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S303
Third Read & Passed S326-327
House First Read H722-723
Second Read H736
Referred Financial Institutions H972
HCS Reported Do Pass Financial Institutions H1278
Referred Rules - Legislative Oversight H1278
Reported Do Pass Rules - Legislative Oversight H1702
HA 1 to HCS House offered & adopted H1849-1854
HCS, as amended, House adopted H1854
Third Read & Passed H1854-1855 S956-962
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S992 H1923
House refuses to recede & grants conference H1962 S1047
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House conferees appointed H1985 S1054
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Referred Fiscal Review Committee H2898
Reported Do Pass Fiscal Review H2898
CCR Senate offered & adopted S1833-1834
CCS Senate Third Read & Passed S1834-1835 H2826

SB 570 (Silvey) Relating to workers' compensation for firefighters
First Read S45
Second Read & Referred Small Business & Industry Committee S105

SB 571 (Silvey) Relating to high school graduation requirements
First Read S45
Second Read & Referred Education Committee S105

SB 572 (Silvey) Relating to public utilities
First Read S45
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S105

SB 573 (Wallingford) Relating to income tax deductions for military personnel
First Read S45
Second Read & Referred Veterans & Military Affairs Committee S105
Reported from Veterans & Military Affairs Committee S201
Perfected S272
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S274
Referred Fiscal Oversight Committee S291
Reported from Fiscal Oversight Committee S316
Third Read & Passed S323-324
House First Read H723
Second Read H736
Referred Veterans H972
Reported Do Pass Veterans H1095
Referred Rules - Legislative Oversight H1095
Reported Do Pass Rules - Legislative Oversight H1702
Referred Fiscal Review H1703
Reported Do Pass Fiscal Review H1784-1785
HA 1 House offered & adopted H1855
HA 2 House offered & adopted H1855-1856
HA 3 House offered & adopted H1856-1860
HA 4 House offered & adopted H1860-1861
HA 5 House offered H1861
HA 1 to HA 5 House offered & adopted H1862-1863
HA 5, as amended, House adopted H1863
HA 6 House offered & adopted H1863-1866
Third Read & Passed, as amended H1866-1867 S962-976
Senate concurs in HA 1 . . . . . S987
Senate concurs in HA 2 . . . . . S987
Senate concurs in HA 3 . . . . . S987-988
Senate concurs in HA 4 . . . . . S988
Senate concurs in HA 5, as amended S988-989
Senate concurs in HA 6 . . . . . S989
Third Read & Passed, as amended S989 H1923
Truly Agreed To & Finally Passed H1923
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3603
Delivered to Governor S2497

SB 574 (Wallingford) Relating to sexual assault reporting in long-term care facilities
First Read S45
Second Read & Referred Seniors, Families & Children Committee S105
Reported from Seniors, Families & Children Committee with SCS - Consent S199
Removed Consent Calendar S219
Reported from Seniors, Families & Children Committee with SCS S286
SCS adopted S377
Perfected S377
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S395
Third Read & Passed S470-471
House First Read H978
Second Read H993
Referred General Laws H1506
HCS Reported Do Pass General Laws H2288
Referred Rules - Legislative Oversight H2288

SB 575 (Wallingford) Relating to the accreditation of managed care plans
First Read S45
Second Read & Referred Health & Pensions Committee . . . S105
Reported from Health & Pensions Committee - Consent S704
Third Read & Passed - Consent S781-782
House First Read H1476
Second Read H1487
Referred Insurance Policy H1618
HCS Reported Do Pass Insurance Policy H2503
Referred Rules - Legislative Oversight H2503
Reported Do Pass Rules - Administrative Oversight H2667
HA 1 to HCS House offered & adopted H3320
HCS, as amended, House adopted H3320-3321

SB 576 (Romine) Relating to course access in education
First Read S45
Second Read & Referred Education Committee S105

SB 577 (Romine) Relating to higher education
First Read S45
Second Read & Referred Education Committee S105

SB 578 (Romine) Relating to arbitration agreements between employers & at-will employees
First Read S45
Second Read & Referred Small Business & Industry Committee S105
Reported from Small Business & Industry Committee S395
Bill placed on Informal Calendar S737

SB 579 (Libla) Relating to certain crimes against emergency service providers
First Read S46
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S105
Reported from Transportation, Infrastructure & Public Safety Committee S164
SS offered S217
SA 1 to SS offered S217
SSA 1 for SA 1 to SS offered & adopted S217
SS, as amended, adopted S217
Perfected S217
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S218
Referred Fiscal Oversight Committee S223

SB 580 (Libla) Relating to publication of legal notices
First Read S46
Second Read & Referred Local Government & Elections Committee S105

SB 581 (Libla) Relating to security deposits held by landlords
First Read S46
Second Read & Referred Small Business & Industry Committee S105
Reported from Small Business & Industry Committee S237
Perfected S297
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S303
Third Read & Passed S328
House First Read H723
Second Read H736
Referred General Laws H972
HCS Reported Do Pass General Laws H1785
Referred Rules - Legislative Oversight H1785
HCS Reported Do Pass Rules - Legislative Oversight H2667
HCS House adopted H2939-2940
Third Read & Passed H2940-2941 S1948
Senate concurs in HCS S2001-2002
Third Read & Passed S2002 H3104
Truly Agreed To & Finally Passed H3104
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 582 (Walsh) Relating to personal information data of students
First Read S46
Second Read & Referred Education Committee S105
Reported from Education Committee S804
Perfected S837
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S843
Third Read & Passed S909-910
House First Read H1794
Second Read H1801
Referred Elementary & Secondary Education H1986
Reported Do Pass Elementary & Secondary Education H2387
Referred Rules - Administrative Oversight H2387
Reported Do Pass Rules - Administrative Oversight H2665
HA 1 House offered & adopted H3397
HA 2 House offered & adopted H3397-3399
HA 3 House offered & adopted H3399-3400
Third Read & Passed, as amended H3400 S2421-2424

SB 583 (Nasheed) Relating to boarding of prisoners
First Read S46
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S105

SB 584 (Nasheed) Relating to the display of civil war property
First Read S46
Second Read & Referred General Laws Committee S105

SB 585 (Nasheed) Relating to unlawful discriminatory practices
First Read S46
Second Read & Referred Small Business & Industry Committee S105

SB 586 (Holsman) Relating to the establishment of the joint committee on disaster preparedness
First Read S46
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S105
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S200
SS for SCS offered S269
SA 1 to SS for SCS offered & adopted S269
SA 2 to SS for SCS offered & adopted S269
SS for SCS, as amended, adopted S269
Perfected S269
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S274
Third Read & Passed S322
House First Read H723
Second Read H736
Referred Special Committee on Homeland Security H1318
Reported Do Pass Special Committee on Homeland Security H2559
Referred Rules - Legislative Oversight H2559

SB 587 (Sifton) Relating to elementary & secondary education
First Read S46
Second Read & Referred Education Committee S105

SB 588 (Sifton) Relating to ethics
First Read S46-47
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S105

SB 589 (Sifton) Relating to penalties for the offense of delivery of controlled substances containing heroin
First Read S47
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S105

SB 590 (Hegeman) Relating to historic buildings
First Read S47
Second Read & Referred Local Government & Elections Committee S105
Reported from Local Government & Elections Committee with SCS S238
SS for SCS offered S337
SA 1 to SS for SCS offered S337
SSA 1 for SA 1 to SS for SCS offered S337
SA 1 to SSA 1 for SA 1 to SS for SCS offered S337-338
SS for SCS withdrawn S622
SS#2 for SCS offered S622
SA 1 to SS#2 for SCS offered S622-623

SA 1 to SA 1 to SS#2 for SCS offered & adopted S623
SA 1 to SS#2 for SCS, as amended, adopted S623
SA 2 to SS#2 for SCS offered & adopted S623
SA 3 to SS#2 for SCS offered & adopted S623
SS#2 for SCS, as amended, adopted S624
Perfected S624
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S659
Referred Fiscal Oversight Committee S659
Reported from Fiscal Oversight Committee S793
Third Read & Passed - EC defeated S794
House First Read H1515
Second Read H1523
Referred General Laws H1618
Re-referred Special Committee on Government Oversight . H1746
Reported Do Pass Special Committee on Government Oversight H2123
Referred Rules - Administrative Oversight H2123
Reported Do Pass Rules - Administrative Oversight H2505
HA 1 House offered & adopted H2783-2784
Third Read & Passed, as amended H2784-2785 H1817-1818
Motion to concur in HA 1 withdrawn S1897
Motion to refuse to concur in HA 1 & requests House recede or grant conference motion withdrawn S1897
Point of order S1897
Point of order withdrawn S2292
Motion to refuse to concur in HA 1 & requests House recede or grant conference withdrawn S2292
Senate refuses to concur in HA 1 & requests House recede or grant conference S2292 H3334
House refuses to recede & grants conference H3430 S2439
House conferees appointed H3436 S2439
Senate conferees appointed S2440 H3463
House distributes CCR H3475
Referred Fiscal Review H3475
Reported Do Pass Fiscal Review H3484
CCR Senate offered & adopted S2477
CCS Senate Third Read & Passed S2478 H3556
House adopts CCR H3558-3559
CCS House Third Read & Passed H3559-3560 S2490
Truly Agreed To & Finally Passed S2490
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 591 (Hegeman) Relating to tax credits for low-income housing
First Read S47
Second Read & Referred Local Government & Elections Committee S105
Reported from Local Government & Elections Committee with SCS S286
Bill placed on Informal Calendar S405

SB 592 (Hegeman) Relating to elections
First Read S47
Second Read & Referred Local Government & Elections Committee S105
Reported from Local Government & Elections Committee with SCS S314
SS for SCS offered S442-443
SA 1 to SS for SCS offered S443-445
SA 1 to SS for SCS withdrawn S531
SS for SCS adopted S531
Perfected S531
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S562
Referred Fiscal Oversight Committee S562
Reported from Fiscal Oversight Committee S588
Third Read & Passed S593
House First Read H1123
Second Read H1136
Referred Elections & Elected Officials H1420
Reported Do Pass Elections & Elected Officials H1508
Referred Rules - Administrative Oversight H1508
Reported Do Pass Rules - Administrative Oversight H1648
Referred Fiscal Review Committee H1648
Reported Do Pass Fiscal Review H1663
HA 1 House offered & adopted H1721-1722
HA 2 House offered H1722-1725
HA 1 to HA 2 House offered H1725
HA 2, as amended, House withdrawn H1725
HA 3 House offered & adopted H1725-1726
Third Read & Passed, as amended H1726 S889-896
Motion to concur in HA 1 offered S924
Senate concurs in HA 1 . . . . . S991
Senate concurs in HA 3 . . . . . S991
Third Read & Passed S992 H1923
Truly Agreed To & Finally Passed H1923
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 593 (Wieland) Relating to financial solvency of insurance companies
First Read S47
Second Read & Referred Insurance & Banking Committee . S105
Reported from Insurance & Banking Committee with SCS . S200
SS for SCS offered S263
SA 1 to SS for SCS offered & defeated S264
SS for SCS adopted S264
Perfected S264
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S268
Third Read & Passed S321
House First Read H723
Second Read H736
Referred Insurance Policy H972
Reported Do Pass Insurance Policy H1323
Referred Rules - Legislative Oversight H1323
Reported Do Pass Rules - Legislative Oversight H1702
Third Read & Passed H2029-2030 S1023
Truly Agreed To & Finally Passed S1063
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 594 (Wieland) Relating to insurance markets for commercial insurance
First Read S47
Second Read & Referred Insurance & Banking Committee . S105
Reported from Insurance & Banking Committee S200
Perfected S268
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S273
Referred Fiscal Oversight Committee S273
Reported from Fiscal Oversight Committee S316
Third Read & Passed S321-322
House First Read H723
Second Read H736
Referred Insurance Policy H972
Reported Do Pass Insurance Policy H1323
Referred Rules - Legislative Oversight H1323
Reported Do Pass Rules - Legislative Oversight H1702
Referred Fiscal Review H1703
Reported Do Pass Fiscal Review H1785
HA 1 House offered & defeated H2030-2055
Third Read & Passed H2055-2056 S1063
Truly Agreed To & Finally Passed S1063
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495

Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 595 (Wieland) Relating to repealing the death penalty
First Read S47
Second Read & Referred General Laws Committee S116

SB 596 (Riddle) Relating to time limitations for filing certain claims for damages
First Read S47
Second Read & Referred Government Reform Committee . . S116
Reported from Government Reform Committee with SCS . . S315
Bill placed on Informal Calendar S478

SB 597 (Riddle) Relating to chiropractic services
First Read S48
Second Read & Referred Professional Registration Committee S116
Reported from Professional Registration Committee S238
SS offered S351
SA 1 to SS offered & adopted S351
SS, as amended, adopted S351
Perfected S351
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S358
Referred Fiscal Oversight Committee S380
Reported from Fiscal Oversight Committee S467
Third Read & Passed S477
House First Read H978
Second Read H993
Referred Insurance Policy H1318
HCS Reported Do Pass Insurance Policy H2096
Referred Rules - Legislative Oversight H2096
HCS Reported Do Pass Rules - Legislative Oversight H2506
Referred Fiscal Review H2509
Reported Do Pass Fiscal Review H2530
HA 1 to HCS House offered & adopted H2641
HA 2 to HCS House offered H2761-2772
HA 1 to HA 2 to HCS House offered & defeated . . . H2772-2778
HA 2 to HCS House adopted H2778
HA 3 to HCS House offered & adopted H2778
HA 4 to HCS House offered & adopted H2778-2779
HA 5 to HCS House offered & withdrawn H2779-2780
HCS, as amended, House adopted H2780
Third Read & Passed H2780-2781 S1798-1817

SB 598 (Riddle) Relating to the department of transportation utility corridor
First Read S48
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S116
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S200
SA 1 to SCS offered S480
SA 1 to SCS adopted S481
SCS, as amended, adopted S481
Perfected S481
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S523
Third Read & Passed S579
House First Read H1098
Second Read H1105
Referred Utilities H1618
HCS Reported Do Pass Utilities H2124
Referred Rules - Administrative Oversight H2124
HCS Reported Do Pass Rules - Administrative Oversight . H2505
HA 1 to HCS House offered & adopted H2805
HA 2 to HCS House offered & withdrawn H2805-2806
HCS, as amended H2806
Third Read & Passed H2806-2807 H1818-1819
Senate concurs in HCS, as amended S1837-1838
Third Read & Passed S1838 H2893
Truly Agreed To & Finally Passed H2893
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 599 (Schatz) Relating to public contracts
First Read S48
Second Read & Referred General Laws Committee S116
Reported from General Laws Committee S238
Bill placed on Informal Calendar S375

SB 600 (Schatz) Relating to professional employer organizations
First Read S48
Second Read & Referred Insurance & Banking Committee . S116
Re-referred Professional Registration Committee S127
Reported from Professional Registration Committee with SCS S314
SS for SCS offered S425
SA 1 to SS for SCS offered & adopted S425
SS for SCS, as amended, adopted S425
Perfected S425
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S440
Referred Fiscal Oversight Committee S441
Reported from Fiscal Oversight Committee S588
Third Read & Passed S590
House First Read H1123-1124
Second Read H1136
Referred General Laws H1506
Reported Do Pass General Laws H2095
Referred Rules - Legislative Oversight H2095

SB 601 (Schatz) Relating to fee schedules for purposes of covering injuries compensable under workers' compensation laws
First Read S48
Second Read & Referred Small Business & Industry Committee S116

SB 602 (Onder) Relating to public labor organizations
First Read S48
Second Read & Referred General Laws Committee S116
Reported from General Laws Committee with SCS S200-201
Bill placed on Informal Calendar S272

SB 603 (Onder) Relating to course access in education
First Read S48
Second Read & Referred General Laws Committee S116
Re-referred Education Committee S177
Reported from Education Committee with SCS S313
SS for SCS offered S418-419
SA 1 to SS for SCS offered & adopted S419
SA 2 to SS for SCS offered & adopted S419
SA 3 to SS for SCS offered & adopted S419-423
SA 4 to SS for SCS offered & adopted S423
SS for SCS, as amended, adopted S423
Perfected S423
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S440
Referred Fiscal Oversight Committee S441
Reported from Fiscal Oversight Committee S704
Third Read & Passed S712-713
House First Read H1316
Second Read H1339
Referred Elementary & Secondary Education H1746
HCS Reported Do Pass Elementary & Secondary Education H2121
Referred Rules - Administrative Oversight H2121
Reported Do Pass Rules - Administrative Oversight H2291
Referred Fiscal Review H2293
HCS Reported Do Pass Fiscal Review H2397
HA 1 to HCS House offered & adopted H2811-2812
HA 2 to HCS House offered & withdrawn H2812-2813

HA 3 to HCS House offered & adopted H2813-2816
HA 4 to HCS House offered & adopted H2816
HA 5 to HCS House offered & ruled out of order . . . H2816-2817
HCS, as amended, House adopted H2817
Third Read & Passed H2817-2818 S1822-1828
Senate refuses to concur in HCS, as amended & requests House recede or grant conference and the conferees be allowed to exceed the differences S1882 H2918
House refuses to recede & grants conference & allow conferees to exceed the differences H2997 S1991
House conferees appointed H2997 S1991
Senate conferees appointed S1994 H3103
House distributes CCR H3323
Referred Fiscal Review H3325
CCR Senate offered & adopted S2418
CCS Senate Third Read & Passed S2419
Reported Do Pass Fiscal Review H3404
House adopts CCR H3428-3429
CCS House Third Read & Passed H3429-3430 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3603
Delivered to Governor S2497

SB 604 (Onder) Relating to human trafficking hotline posters
First Read S48
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S116

SB 605 (Schupp) Relating to unlawful discriminatory housing practices
First Read S48
Second Read & Referred Small Business & Industry Committee S116

SB 606 (Schupp) Relating to a tax credit for emergency generator upgrades
First Read S48-49
Second Read & Referred Economic Development Committee S116

SB 607 (Schupp) Relating to leave from employment
First Read S49
Second Read & Referred Small Business & Industry Committee S116

SB 608 (Hoskins) Relating to civil liability due to criminal conduct
First Read S49
Second Read & Referred Small Business & Industry Committee S116
Reported from Small Business & Industry Committee S237
SS offered & adopted S375
Perfected S375
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S380
Third Read & Passed S390-391
House First Read H869
Second Read H885
Referred Special Committee on Litigation Reform H1318
HCS Reported Do Pass Special Committee on Litigation Reform H1622
Referred Rules - Legislative Oversight H1622
HCS Reported Do Pass Rules - Legislative Oversight H1702
HA 1 to HCS House offered & defeated H1957-1959
HA 2 to HCS House offered & defeated H1959-1960
HA 3 to HCS House offered H1960
HA 1 to HA 3 to HCS House offered & adopted H1960-1961
HA 3, as amended, House defeated H1961
HCS House adopted H1961
Third Read & Passed H1961-1962 S1047
Senate refuses to concur in HCS & requests House recede or grant conference S1104 H2324
House refuses to recede & grants conference H2345 S1336
Senate conferees appointed S1361 H2347
House conferees appointed H2389 S1378
House distributes CCR H3188
Referred Fiscal Review H3189
Reported Do Pass Fiscal Review H3199
CCR Senate offered & adopted S2213-2214
CCS Senate Third Read & Passed S2214-2215 H3259
House adopts CCR H3375
CCS House Third Read & Passed H3376 S2400
Truly Agreed To & Finally Passed S2400
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 609 (Hoskins) Relating to public contracts
First Read S49
Second Read & Referred General Laws Committee S116

SB 610 (Hoskins) Relating to the supplemental nutrition assistance program
First Read S49
Second Read & Referred Seniors, Families & Children Committee S116

SB 611 (Koenig) Relating to taxation
First Read S49
Second Read & Referred Ways & Means Committee S116

SB 612 (Koenig) Relating to educational scholarships
First Read S49
Second Read & Referred Government Reform Committee . . S116
Reported from Government Reform Committee with SCS . . S201
SS for SCS offered S349
SA 1 to SS for SCS offered S349-350
SA 1 to SA 1 to SS for SCS offered & adopted S350
SA 1 to SS for SCS, as amended, adopted S350
SA 2 to SS for SCS offered S350
Bill placed on Informal Calendar S350
SS for SCS withdrawn S534
SS#2 for SCS offered S534
SA 1 to SS#2 for SCS offered S534-560
SA 1 to SA 1 to SS#2 for SCS offered & adopted S560-561
SA 1 to SS#2 for SCS, as amended, defeated S561
SA 2 to SS#2 for SCS offered S561
SSA 1 for SA 2 to SS#2 for SCS offered S561
SA 1 to SSA 1 for SA 2 to SS#2 for SCS offered S562
Bill placed on Informal Calendar S562

SB 613 (Koenig) Relating to the practice of hair braiding
First Read S49
Second Read & Referred Professional Registration Committee S116

SB 614 (Rowden) Relating to lobbyist expenditures
First Read S49-50
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S116

SB 615 (Rowden) Relating to an earned income tax credit
First Read S50
Second Read & Referred Ways & Means Committee S116

SB 616 (Rowden) Relating to the disclosure of privileged information obtained during a peer support counseling session
First Read S50
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S116

SB 617 (Eigel) Relating to taxation
First Read S50
Second Read & Referred Ways & Means Committee S116
Reported from Ways & Means Committee with SCS S315
SS for SCS offered S614
SA 1 to SS for SCS offered & adopted S614
SA 2 to SS for SCS offered & defeated S614-615
SS for SCS withdrawn S777
SS#2 for SCS offered S777-778
SA 1 to SS#2 for SCS offered & adopted S778
SA 2 to SS#2 for SCS offered & adopted S778
SS#2 for SCS, as amended, adopted S778
Perfected S778
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S815
Referred Fiscal Oversight Committee S900

SB 618 (Eigel) Relating to charter schools
First Read S50
Second Read & Referred Education Committee S116

SB 619 (Eigel) Relating to major interstate infrastructure
First Read S50
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S116

SB 620 (Hummel) Relating to unlawful discriminatory practices
First Read S50
Second Read & Referred Small Business & Industry Committee S116

SB 621 (Hummel) Relating to workers' compensation for firefighters
First Read S50
Second Read & Referred Small Business & Industry Committee S116

SB 622 (Hummel) Relating to electric shock drowning prevention
First Read S50
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S116

SB 623 (Crawford) Relating to foreclosure proceeds
First Read S50
Second Read & Referred Insurance & Banking Committee . S116
Reported from Insurance & Banking Committee with SCS . S238
SCS adopted S298
Perfected S298
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S303
Third Read & Passed S327
House First Read H723-724
Second Read H736
Referred Financial Institutions H972
HCS Reported Do Pass Financial Institutions H1279
Referred Rules - Legislative Oversight H1279
HCS Reported Do Pass Rules - Legislative Oversight H1703
HCS House adopted H1848
Third Read & Passed H1848-1849 S955
Senate concurs in HCS S990
Third Read & Passed S990-991 H1923
Truly Agreed To & Finally Passed H1923
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 624 (Crawford) Relating to outdoor advertising
First Read S50
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S117

SB 625 (Cierpiot) Relating to sales & use tax exemptions
First Read S50-51
Second Read & Referred Ways & Means Committee S117
Reported from Ways & Means Committee S238
Perfected S375
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S380
Third Read & Passed S392-393
House First Read H869
Second Read H885
Referred General Laws H973
Reported Do Pass General Laws H1748
Referred Rules - Legislative Oversight H1748
Reported Do Pass Rules - Legislative Oversight H1874
Bill placed on Informal Calendar H2119

SB 626 (Munzlinger) Relating to distribution of petroleum products
First Read S51
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S117
Reported from Transportation, Infrastructure & Public Safety Committee S164
Perfected S217
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S218
Referred Fiscal Oversight Committee S223
Reported from Fiscal Oversight Committee S316
Third Read & Passed S318
House First Read H724
Second Read H736
Referred Economic Development H973
Re-referred Special Committee on Homeland Security H1246
Reported Do Pass Special Committee on Homeland Security H1326-1327
Referred Rules - Legislative Oversight H1326-1327
Reported Do Pass Rules - Legislative Oversight H1703
Bill placed on Informal Calendar H2921

SB 627 (Munzlinger) Relating to agriculture
First Read S51
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S117
Reported from Agriculture, Food Production & Outdoor Resources Committee with SCS S394
SS for SCS offered S570
SA 1 to SS for SCS offered & defeated S570-571
SA 2 to SS for SCS offered & adopted S571
SA 3 for SS for SCS offered & adopted S571
SS for SCS, as amended, adopted S571
Perfected S571
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S582
Third Read & Passed S593-594
House First Read H1124
Second Read H1136
Referred Agriculture Policy H1618
Reported Do Pass Agriculture Policy H1836
Referred Rules - Legislative Oversight H1836
Reported Do Pass Rules - Legislative Oversight H2791
HA 1 House offered & defeated H3343-3344
Third Read & Passed H3345-3346 S2366-2367
Truly Agreed To & Finally Passed S2366-2367
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 628 (Munzlinger) Relating to retirement benefits for employees of soil & water districts
First Read S51
Second Read & Referred Health & Pensions Committee . . . S117

SB 629 (Wasson) Relating to tax increment financing
First Read S51
Second Read & Referred Economic Development Committee S117
Reported from Economic Development Committee with SCS S237
SCS adopted S288
Perfected S288
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S295
Referred Fiscal Oversight Committee S303
Reported from Fiscal Oversight Committee S316
Third Read & Passed S326
House First Read H724
Second Read H736
Referred Economic Development H973
Reported Do Pass Economic Development H1700
Referred Rules - Legislative Oversight H1700
Reported Do Pass Rules - Legislative Oversight H2099
Referred Fiscal Review Committee H2099
Reported Do Pass Fiscal Review H2136
HA 1 House offered & defeated 3452
HA 2 House offered & defeated H3452-3458
Third Read & Passed H3458-3459 S2455
Truly Agreed To & Finally Passed S2455
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 630 (Wasson) Relating to industrial development projects
First Read S51
Second Read & Referred Economic Development Committee S117

SB 631 (Wasson) Relating to tax credits for contributions to certain benevolent organizations
First Read S51
Second Read & Referred Economic Development Committee S117
Reported from Economic Development Committee - Consent S312
Perfected S595
Third Read & Passed - Consent S595-596
House First Read H1180
Second Read H1192
Referred Ways & Means H1618

SB 632 (Dixon) Relating to tax credits for contributions to certain benevolent organizations
First Read S51
Second Read & Referred Economic Development Committee S117
Reported from Economic Development Committee with SCS S312-313
SA 1 to SCS offered & adopted S414-415
SA 2 to SCS offered & defeated S415
SA 3 to SCS offered & adopted S416
SCS, as amended, adopted S416
Perfected S416
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Referred Fiscal Oversight Committee S441
Reported from Fiscal Oversight Committee S588
Third Read & Passed S588-589
House First Read H1124
Second Read H1136
Referred Ways & Means H1618
HCS Reported Do Pass Ways & Means H2664
Referred Rules - Administrative Oversight H2664
HCS Reported Do Pass Rules - Administrative Oversight . H2896
Referred Fiscal Review Committee H2896
HCS Reported Do Pass Fiscal Review H2935

SB 633 (Dixon) Relating to the duties & functions of the joint committee on legislative research
First Read S51
Second Read & Referred Government Reform Committee . . S117

SB 634 (Dixon) Relating to a sales tax for early childhood education programs
First Read S51
Second Read & Referred Local Government & Elections Committee S117

SB 635 (Chappelle-Nadal) Relating to firearms
First Read S51
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S117

SB 636 (Chappelle-Nadal) Relating to increasing the number of contracts awarded to women's & minority business enterprises
First Read S52
Second Read & Referred Local Government & Elections Committee S117

SB 637 (Chappelle-Nadal) Relating to the minimum wage
First Read S52
Second Read & Referred Small Business & Industry Committee S117

SB 638 (Sater) Relating to reimbursement allowance taxes
First Read S52
Second Read & Referred Health & Pensions Committee . . . S117

SB 639 (Sater) Relating to association health insurance policies
First Read S52
Second Read & Referred Insurance & Banking Committee . S117

SB 640 (Sater) Relating to sunscreen
First Read S52
Second Read & Referred Education Committee S117
Reported from Education Committee S1115

SB 641 (Emery) Relating to electronic monitoring of persons who have been charged with or found guilty of violating protection orders
First Read S52
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S117

SB 642 (Emery) Relating to ratemaking for public utilities
First Read S52
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S117

SB 643 (Emery) Relating to school report cards
First Read S52
Second Read & Referred Education Committee S117

SB 644 (Cunningham) Relating to unclaimed property
First Read S52
Second Read & Referred Government Reform Committee . . S117
Reported from Government Reform Committee with SCS . . S287
SCS adopted S405
Perfected S405
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S406
Third Read & Passed S471
House First Read H978
Second Read H993
Referred Special Committee on Government Oversight . . . H1318
Reported Do Pass Special Committee on Government Oversight H1622
Referred Rules - Administrative Oversight H1622
Reported Do Pass Rules - Administrative Oversight H1751

HA 1 House offered & defeated H2397-2398
Third Read & Passed H2398-2399 S1387
Truly Agreed To & Finally Passed S1387
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 645 (Wallingford) Relating to child custody arrrangements
First Read S52
Second Read & Referred Seniors, Families & Children Committee S125

SB 646 (Wallingford) Relating to advanced practice registered nurses
First Read S52
Second Read & Referred Professional Registration Committee S125

SB 647 (Wallingford) Relating to investigations of elder abuse
First Read S53
Second Read & Referred Seniors, Families & Children Committee S125

SB 648 (Romine) Relating to gifted education
First Read S53
Second Read & Referred Education Committee S125

SB 649 (Romine) Relating to the per ton fee for using explosives
First Read S53
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S125
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S199
Perfected S249
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S260
Referred Fiscal Oversight Committee S264
Reported from Fiscal Oversight Committee S316
Third Read & Passed S319-320
House First Read H724
Second Read H736
Referred Conservation & Natural Resources H973
Reported Do Pass Conservation & Natural Resources H1278
Referred Rules - Administrative Oversight H1278
Reported Do Pass Rules - Administrative Oversight H1648
Bill Placed on Informal Calendar H2921

SB 650 (Romine) Relating to expenditures from a county's special road & bridge tax
First Read S53
Second Read & Referred Local Government & Elections Committee S125
Reported from Local Government & Elections Committee - Consent S599
Removed Consent Calendar S616

SB 651 (Nasheed) Relating to video recorders used by law enforcement agencies
First Read S53
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S125

SB 652 (Nasheed) Relating to the office of sheriff of the city of St. Louis
First Read S53
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S125
Reported from Transportation, Infrastructure & Public Safety Committee, with SCS S599
SS for SCS offered S777
SA 1 to SS for SCS offered & adopted S777
SS for SCS, as amended, adopted S777
Perfected S777
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S787
Third Read & Passed S802
House First Read S1515
Second Read H1523
Referred Crime Prevention & Public Safety H1618
Reported Do Pass Crime Prevention & Public Safety H1987
Referred Rules - Legislative Oversight H1987
Reported Do Pass Rules - Legislative Oversight H2506
HA 1 House offered & withdrawn H2910
HA 2 House offered & defeated H2910-2912
HA 3 House offered & withdrawn H2912-2913
Third Read & Passed H2913-2914 S1890
Truly Agreed To & Finally Passed S1890
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 653 (Nasheed) Relating to the sheriff of the city of St. Louis
First Read S53
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S125

SB 654 (Sifton) Relating to the collection of biological samples from individuals arrested for felony offenses
First Read S53
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S126

SB 655 (Sifton) Relating to statutes of limitation for certain offenses against a child
First Read S53
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S126
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S862
Perfected S936
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S942
Third Read & Passed S894
House First Read H1899
Second Read H1908
Referred Judiciary H2119
HCS Reported Do Pass Judiciary H2503
Referred Rules - Legislative Oversight H2503
HCS Reported Do Pass Rules - Legislative Oversight H2923
HA 1 to HCS House offered & adopted H3245
HA 2 to HCS House offered & adopted H3245-3257
HA 3 to HCS House offered & adopted H3257-3258
HCS, as amended, House adopted H3258
Third Read & Passed H3258-3259 S2270-2289
Senate refuses to concur in HCS, as amended, & requests House recede or grant conference S2291
House refuses to recede & grants conference H3337 S2363
House conferees appointed H3338 S2363
Senate conferees appointed S2364 H3372
CCR Senate offered & adopted S2368
CCS Senate Third Read & Passed S2368-2369 H3386
House distributes CCR H3470
Referred Fiscal Review H3473
Reported Do Pass Fiscal Review H3473
House adopts CCR H3543
CCS House Third Read & Passed H3543-3544 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 656 (Sifton) Relating to unlawful possession of firearms
First Read S53
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S126

SB 657 (Hegeman) Relating to landowner obligations to control brush growing adjacent to county roads
First Read S53
Second Read & Referred Local Government & Elections Committee S126

SB 658 (Hegeman) Relating to municipally-owned utilities
First Read S54
Second Read & Referred Local Government & Elections Committee S126

SB 659 (Hegeman) Relating to grants to assist in financing certain utility projects
First Read S54
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S126
Reported from Agriculture, Food Production & Outdoor Resources Committee S199
Perfected S218
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S223
Third Read & Passed S240
House First Read H417
Second Read H431
Referred Conservation & Natural Resources H1026
HCS Reported Do Pass Conservation & Natural Resources H1891
Referred Rules - Administrative Oversight H1891
HCS Reported Do Pass Rules - Administrative Oversight . H2125
Referred Fiscal Review H2173
HCS Reported Do Pass Fiscal Review H2205
HA 1 to HCS House offered & adopted H2358-2360
HA 2 to HCS House offered & adopted H2360-2361
HA 3 to HCS House offered & adopted H2361-2363
HA 4 to HCS House offered & adopted H2363-2364
HA 5 to HCS House offered & adopted H2364-2365
HCS, as amended, House adopted H2365
Third Read & Passed H2365-2366 S1369-1378
Senate concurs in HCS, as amended S1419
Third Read & Passed S1419-1420 H2551
Truly Agreed To & Finally Passed H2551
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3603
Delivered to Governor S2497

SB 660 (Riddle) Relating to employees working in certain mental health facilities
First Read S54
Second Read & Referred Health & Pensions Committee . . . S126
Reported from Health & Pensions Committee - Consent S312
Removed Consent Calendar S341
Reported from Health & Pensions Committee S358
Perfected S478
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S482
Third Read & Passed S578-579
House First Read H1098
Second Read H1105
Referred Health & Mental Health Policy H1506
HCS Reported Do Pass Health & Mental Health Policy . . . H1838
Referred Rules - Administrative Oversight H1838
HCS Reported Do Pass Rules - Administrative Oversight . H1990
HA 1 to HCS House offered & adopted H2139-2143
HA 2 to HCS House offered & adopted H2143
HA 3 to HCS House offered & adopted H2143-2159
HA 4 to HCS House offered & adopted H2159-2160
HA 5 to HCS House offered & adopted H2160-2161
HCS, as amended, House adopted H2161
Third Read & Passed H2161-2162 S1124-1155
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1547 H2625
House refuses to recede & grants conference H2625 S1619
House conferees H2626 S1619
Senate conferees appointed S1620
Change in House conferees appointed H2822 H1819
House distributes CCR H2969
Referred Fiscal Review H2970
CCR Senate offered & adopted S1996-1997
CCS Senate Third Read & Passed S1997-1998 H3103
Reported Do Pass Fiscal Review H3404
House adopts CCR H3422-3423
CCS House Third Read & Passed H3423-3424 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 661 (Riddle) Relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial
First Read S54
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S126

SB 662 (Riddle) Relating to public safety education
First Read S54
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S126

SB 663 (Schatz) Relating to land clearance projects
First Read S54
Second Read & Referred Economic Development Committee S126
Reported from Economic Development Committee with SCS S237
SS for SCS offered S831
SA 1 to SS for SCS offered S831-832
Bill placed on Informal Calendar S832

SB 664 (Schatz) Relating to intoxicating liquor licenses
First Read S54
Second Read & Referred Government Reform Committee . . S126

SB 665 (Schatz) Relating to vacancies in the office of county commissioner
First Read S54
Second Read & Referred Local Government & Elections Committee S126

SB 666 (Onder) Relating to the employer-employee relationship
First Read S54
Second Read & Referred Government Reform Committee . . S126
Reported from Government Reform Committee S395
SS offered & adopted S737
Perfected S737
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S742
Referred Fiscal Oversight Committee S766
Reported from Fiscal Oversight Committee S793
Third Read & Passed S796-797
House First Read H1515
Second Read H1523
Referred General Laws H1618
Reported Do Pass General Laws H1837
Referred Rules - Legislative Oversight H1837
Reported Do Pass Rules - Legislative Oversight H2507
Referred Fiscal Review H2509
Reported Do Pass Fiscal Review H2531

Bill placed on Informal Calendar H2910

SB 667 (Onder) Relating to income taxes
First Read S54
Second Read & Referred Ways & Means Committee S126

SB 668 (Onder) Relating to virtual school transparency
First Read S54
Second Read & Referred Education Committee S126

SB 669 (Schupp) Relating to campaign finance
First Read S55
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S126

SB 670 (Schupp) Relating to pregnancy-related services
First Read S55
Second Read & Referred Seniors, Families & Children Committee S126

SB 671 (Schupp) Relating to abortion
First Read S55
Second Read & Referred Seniors, Families & Children Committee S126

SB 672 (Koenig) Relating to guardianship
First Read S55
Second Read & Referred Seniors, Families & Children Committee S126
Reported from Seniors, Families & Children Committee with SCS S395
SCS adopted S681
Perfected S681
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S704
Third Read & Passed S784
House First Read H1476
Second Read H1487
Referred Children & Families H1618
Re-referred Special Committee to Improve the Care & Well-being of Young People H1651
HCS Reported Do Pass Special Committee to Improve the Care & Well-being of Young People H1989
Referred Rules - Administrative Oversight H1989
HCS Reported Do Pass Rules - Administrative Oversight . H2665
Bill Placed on Informal Calendar H2921

SB 673 (Koenig) Relating to education
First Read S55
Second Read & Referred Government Reform Committee . . S126

SB 674 (Koenig) Relating to taxation
First Read S55
Second Read & Referred Ways & Means Committee S126
Reported from Ways & Means Committee S315
SS offered S887
SA 1 to SS offered S887-888
SS withdrawn S888
SS#2 offered & adopted S888
Perfected S888
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S900
Referred Fiscal Oversight Committee S900
Reported from Fiscal Oversight Committee S920
Third Read & Passed S921-922
House First Read H1802
Second Read H1810
Referred Ways & Means H1986
HCS Reported Do Pass Ways & Means H2664
Referred Rules - Administrative Oversight H2664
HCS Reported Do Pass Rules - Administrative Oversight . H2896
Bill Placed on Informal Calendar H2921

SB 675 (Rowden) Relating to the champion for children tax credit
First Read S55
Second Read & Referred Economic Development Committee S126

SB 676 (Eigel) Relating to not for profit entities
First Read S55
Second Read & Referred Government Reform Committee . . S126

SB 677 (Eigel) Relating to the division of professional registration
First Read S55
Second Read & Referred Professional Registration Committee S126

SB 678 (Eigel) Relating to joint & several liability
First Read S55
Second Read & Referred Government Reform Committee . . S126
Reported from Government Reform Committee S864

SB 679 (Hummel) Relating to certain allowances for the timely remittance of taxes
First Read S55
Second Read & Referred Ways & Means Committee S126

SB 680 (Hummel) Relating to the minimum wage
First Read S56
Second Read & Referred Small Business & Industry Committee S126

SB 681 (Hummel) Relating to school instruction in Braille
First Read S56
Second Read & Referred Education Committee S126
Reported from Education Committee S313
Perfected S418
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Third Read & Passed S473
House First Read H978
Second Read H993
Referred Elementary & Secondary Education H1092
HCS Reported Do Pass Elementary & Secondary Education H1642
Referred Rules - Administrative Oversight H1642
HCS Reported Do Pass Rules - Administrative Oversight . H1897
Placed on Informal Calendar H2921

SB 682 (Munzlinger) Relating to virtual education
First Read S56
Second Read & Referred Education Committee S126

SB 683 (Wasson) Relating to transportation of cranes
First Read S56
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S127
Reported from Transportation, Infrastructure & Public Safety Committee S394
Perfected S572
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S582
Third Read & Passed S594
House First Read H1124
Second Read H1136
Referred Transportation H1618
Reported Do Pass Transportation H1894
Referred Rules - Administrative Oversight H1894
Reported Do Pass Rules - Administrative Oversight H1990
Third Read & Passed H2202-2203 S1168
Truly Agreed To & Finally Passed S1168
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 684 (Chappelle-Nadal) Relating to the creation of subdistricts in certain school districts
First Read S56
Second Read & Referred Education Committee S127

SB 685 (Chappelle-Nadal) Relating to the election of board members of street light maintenance districts
First Read S56
Second Read & Referred Local Government & Elections Committee S127

SB 686 (Chappelle-Nadal) Relating to the investment of policies of public entities
First Read S56
Second Read & Referred Insurance & Banking Committee . S127

SB 687 (Sater) Relating to the allocation of moneys to school district professional development committees
First Read S56
Second Read & Referred Education Committee S127
Reported from Education Committee S804
Perfected S837
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S843
Third Read & Passed S909
House First Read H1794
Second Read H1801
Referred Elementary & Secondary Education H1891
HCS Reported Do Pass Elementary & Secondary Education H2121
Referred Rules - Administrative Oversight H2121
HCS Reported Do Pass Rules - Administrative Oversight . H2291
HA 1 to HCS House offered & adopted H2542-2543
HA 2 to HCS House offered & adopted H2543-2544
HCS, as amended, House adopted H2544
Third Read & Passed H2545 S1522-1525
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1620 H2728
House refuses to recede & grants conference H2759 S1783
House conferees appointed H2759 S1783
Senate conferees appointed S1784 H2781
House distributes CCR H2969-2970
Referred Fiscal Review Committee H2970
CCR Senate offered & adopted S2002-2003
CCS Senate Third Read & Passed S2003-2004 H3107
Reported Do Pass Fiscal Review H3404
House adopts CCR H3426-3427
CCS House Third Read & Passed H3427-3428 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 688 (Sater) Relating to public contracts
First Read S56
Second Read & Referred General Laws Committee S127

SB 689 (Sater) Relating to residence restrictions for sex offenders
First Read S56
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S127

SB 690 (Emery) Relating to the physical privacy of students
First Read S56
Second Read & Referred Education Committee S127

SB 691 (Emery) Relating to administrative law procedures
First Read S57
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S127

SB 692 (Emery) Relating to municipal ordinance violations
First Read S57
Second Read & Referred Local Government & Elections Committee S127

SB 693 (Wallingford) Relating to the appointment of a guardian or conservator for certain persons
First Read S57
Second Read & Referred Seniors, Families & Children Committee S127
Reported from Seniors, Families & Children Committee . . . S600
Perfected S777
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S787
Third Read & Passed S801
House First Read H1515
Second Read H1523
Referred General Laws H1619
HCS Reported Do Pass General Laws H1892
Referred Rules - Legislative Oversight H1892

SB 694 (Wallingford) Relating to the senior services growth & development program
First Read S57
Second Read & Referred Seniors, Families & Children Committee S127

SB 695 (Wallingford) Relating to the appointment of a teacher representative to the state board of education
First Read S57
Second Read & Referred Education Committee S146
Reported from Education Committee S313
SA 1 offered & adopted S416-418
Perfected, as amended S418
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Third Read & Passed S472-473
House First Read H979
Second Read H994
Referred Special Committee on Government Oversight . . . H1619
HCS Reported Do Pass Special Committee on Government Oversight H2123
Referred Rules - Administrative Oversight H2123
Reported Do Pass Rules - Administrative Oversight H2291
Bill Placed on Informal Calendar H2921

SB 696 (Romine) Relating to career & technical education
First Read S57
Second Read & Referred Education Committee S146

SB 697 (Romine) Relating to bingo
First Read S57
Second Read & Referred Progress & Development Committee S146
Reported from Progress & Development Committee S600
Perfected S779
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S803
Third Read & Passed S858
House First Read H1704
Second Read H1717
Referred General Laws H3599

SB 698 (Nasheed) Relating to the labeling of genetically modified food
First Read S57
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S146

SB 699 (Sifton) Relating to the MO HealthNet buy-in for workers with disabilities program
First Read S57
Second Read & Referred Health & Pensions Committee . . . S146

Reported from Health & Pensions Committee S237
SS offered S296
SA 1 to SS offered S296-297
SA 1 to SA 1 to SS offered & adopted S297
SA 1 to SS, as amended, adopted S297
SS, as amended, adopted S297
Perfected S297
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S303
Referred Fiscal Oversight Committee S341

SB 700 (Sifton) Relating to employment practices relating to gender
First Read S57
Second Read & Referred Small Business & Industry Committee S146

SB 701 (Sifton) Relating to tax credits for the rehabilitation of historic structures
First Read S57
Second Read & Referred Economic Development Committee S146

SB 702 (Hegeman) Relating to the public availability of voter records
First Read S58
Second Read & Referred Local Government & Elections Committee S146

SB 703 (Hegeman) Relating to state bidding for certain entities
First Read S58
Second Read & Referred Government Reform Committee . . S146
Reported from Government Reform Committee S1117

SB 704 (Hegeman) Relating to political subdivisions
First Read S58
Second Read & Referred Local Government & Elections Committee S146
Reported from Local Government & Elections Committee . . S394
SS offered S640
SA 1 to SS offered & adopted S640-641
SA 2 to SS offered & adopted S641
SA 3 to SS offered & adopted S641-647
SA 4 to SS offered & adopted S647-648
SA 5 to SS offered & adopted S648-650
SS, as amended, adopted S650
Perfected S650
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S704
Third Read & Passed S783-784
House First Read H1476-1477
Second Read H1487
Referred Local Government H1619
HCS Reported Do Pass Local Government H2289
Referred Rules - Administrative Oversight H2289
Returned to the committee of origin H2666
HCS#2 Reported Do Pass Local Government H2894
Referred Rules - Administrative Oversight H2894
Reported Do Pass Rules - Administrative Oversight H2923
HCS#2 House defeated H3441
HA 1 House offered & adopted H3441-3448
Third Read & Passed, as amended H3448-3449 S2445-2455

SB 705 (Riddle) Relating to rate adjustments outside of general rate proceedings for certain public utilities
First Read S58
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S146
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S237
SS offered S625
SA 1 to SS offered & adopted S625-626
SA 2 to SS offered & adopted S626
SS, as amended, adopted S626
Perfected S626
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S659
Third Read & Passed S714-715
House First Read H1316
Second Read H1339
Referred Utilities H1619
Reported Do Pass Utilities H1895
Referred Rules - Administrative Oversight H1895
Reported Do Pass Rules - Administrative Oversight H1990
Referred Fiscal Review Committee H2099
Reported Do Pass Fiscal Review H2136
HA 1 House offered & defeated H2401-2402
Third Read & Passed H2402 S1388
Truly Agreed To & Finally Passed S1388
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 706 (Riddle) Relating to the fee collected at the time of sale for lead-acid batteries
First Read S58
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S146
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S598
Perfected S765
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S766
Referred Fiscal Oversight Committee S772
Reported from Fiscal Oversight Committee S793
Third Read & Passed S861
House First Read H1705
Second Read H1717
Referred Conservation & Natural Resources H1891
Voted Do Pass House Conservation & Natural Resources H2386
Referred Rules - Administrative Oversight H2386
Reported Do Pass Rules - Administrative Oversight H2666
Placed on Informal Calendar H2921

SB 707 (Schatz) relating to vehicle sales
First Read S58
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S146
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S394
SS for SCS offered & adopted S572
Perfected S572
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S582
Referred Fiscal Oversight Committee S593
Reported from Fiscal Oversight Committee S704
Third Read & Passed S713
House First Read H1316
Second Read H1340
Referred Transportation H1619
HCS Reported Do Pass Transportation H1894
Referred Rules - Administrative Oversight H1894
HCS Reported Do Pass Rules - Administrative Oversight . H1990
Referred Fiscal Review H2173
HCS Reported Do Pass Fiscal Review H2205
HA 1 to HCS House offered & adopted H2325-2343
HA 2 to HCS House offered & adopted H2343-2344
HCS, as amended, House adopted H2344
Third Read & Passed H2344-2345 S1336-1361
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1364
House refuses to recede & grants conference H2399 S1387
House conferees appointed H2509 S1411

Senate conferees appointed S1411 H2519
House distributes CCR H2677
Referred Fiscal Review Committee H2677
Reported Do Pass Fiscal Review H2826
CCR Senate offered & adopted S1830
CCS Senate Third Read & Passed S1830-1831 H2826
House adopts CCR H2829-2830
CCS House Third Read & Passed H2830-2831 S1848-1849
Truly Agreed To & Finally Passed S1848-1849
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 708 (Schatz) Relating to motor vehicle financial responsibility
First Read S58
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S146
Reported from Transportation, Infrastructure & Public Safety Committee S200
SA 1 offered & adopted S270-272
Perfected, as amended S272
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S274
Third Read & Passed S323
House First Read H724
Second Read H737
Referred Insurance Policy H973
Reported Do Pass Insurance Policy H1323
Referred Rules - Legislative Oversight H1323
Reported Do Pass Rules - Legislative Oversight H1703
HA 1 House offered & defeated H3418-3419
Third Read & Passed H3419-3420 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 709 (Schatz) Relating to travel hardships of public school pupils
First Read S58
Second Read & Referred Education Committee S146
SCS Reported from Education Committee S1115

SB 710 (Onder) Relating to the offense of driving with prohibited blood alcohol or drug content
First Read S58
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S146

SB 711 (Schupp) Relating to the offense of unlawful transfer of weapons
First Read S58
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S146

SB 712 (Schupp) Relating to child care facilities
First Read S58-59
Second Read & Referred Education Committee S146

SB 713 (Schupp) Relating to MO HealthNet services
First Read S59
Second Read & Referred Seniors, Families & Children Committee S146

SB 714 (Koenig) Relating to abortion
First Read S59
Second Read & Referred Seniors, Families & Children Committee S147

SB 715 (Koenig) Relating to records involving the care & custody of children
First Read S59
Second Read & Referred Seniors, Families & Children Committee S147

SB 716 (Eigel) Relating to law enforcement animals
First Read S59
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S147

SB 717 (Eigel) Relating to the establishment of a deer season holiday
First Read S59
Second Read & Referred General Laws Committee S147

SB 718 (Eigel) Relating to maintenance medication
First Read S59
Second Read & Referred Health & Pensions Committee . . . S147
Reported from Health & Pensions Committee with SCS S237
SCS adopted S297
Perfected S297
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S303
Third Read & Passed S328-329
House First Read H724
Second Read H737
Referred Health & Mental Health Policy H973
HCS Reported Do Pass Health & Mental Health Policy . . . H1509
Referred Rules - Administrative Oversight H1509
HCS Reported Do Pass Rules - Administrative Oversight . H1751
HA 1 to HCS House offered & adopted H2421
HA 2 to HCS House offered & adopted H2421-2425
HA 3 to HCS House offered H2425-2426
HA 1 to HA 3 to HCS House offered & adopted H2426-2428
HA 3 to HCS, as amended, House adopted H2428
HA 4 to HCS House offered & adopted H2428
HA 5 to HCS House offered & adopted H2428-2449
HA 6 to HCS House offered & adopted H2449-2450
HA 7 to HCS House offered & adopted H2450-2451
HA 8 to HCS House offered & adopted H2451-2452
HA 9 to HCS House offered H2452-2454
HA 1 to HA 9 to HCS House offered & withdrawn . . H2454-2455
HA 9 to HCS House defeated H2455-2456
HA 10 to HCS House offered & adopted H2456
HA 11 to HCS House offered & adopted H2456-2480
HA 12 to HCS House offered H2480-2482
HA 1 to HA 12 to HCS House offered & adopted . . . H2482-2484
HA 12 to HCS, as amended, House adopted H2485
HA 13 to HCS House offered & adopted H2485
HA 14 to HCS House offered & adopted H2485-2488
HA 15 to HCS House offered H2488-2495
HA 1 to HA 15 to HCS, House offered & adopted H2495
HA 15 to HCS, as amended, House adopted H2495
HA 16 to HCS House offered & adopted H2495-2498
Referred Fiscal Review H2499
Reported Do Pass Fiscal Review H2531
Third Read & Passed - EC adopted H2534-2536 S1420-1522
Motion to return bill to House per their request S1535
Motion to return bill to House per their request adopted S1562 H2660
Motion to reconsider adoption of EC House adopted H2660-2661
Motion to reconsider Third Reading Vote House adopted H2661-2662
HCS, as amended, House adopted H2662
Third Read & Passed - EC adopted H2662-2634 S1638-1740
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1837 H2866
House refuses to recede & grants conference H2866 S1849
House conferees appointed H2896 S1989
Senate conferees appointed S1896 H2936
House distributes CCR H3324

Referred Fiscal Review H3325
Reported Do Pass Fiscal Review H3404
CCR Senate offered & adopted S2435-2436
CCS Senate Third Read & Passed - EC adopted S2436-2437 H3439
House adopts CCR H3538-3539
CCS House Third Read & Passed - EC adopted H3539-3541 S2488
Truly Agreed To & Finally Passed S2488
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3603
Delivered to Governor S2497

SB 719 (Chappelle-Nadal) Relating to long-term care facilities
First Read S59
Second Read & Referred Seniors, Families & Children Committee S147

SB 720 (Chappelle-Nadal) Relating to the disclosure of information on radon hazards to buyers of residential real property
First Read S59
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S147

SB 721 (Chappelle-Nadal) Relating to the statute of limitations for certain claims under workers' compensation laws
First Read S59
Second Read & Referred Small Business & Industry Committee S147

SB 722 (Sater) Relating to a prescription drug importation study
First Read S59
Second Read & Referred Seniors, Families & Children Committee S147
Reported from Seniors, Families & Children Committee . . . S803
Perfected S817
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S824
Third Read & Passed S859
House First Read H1705
Second Read H1717
Referred Economic Development H1986

SB 723 (Sater) Relating to sepsis protocols
First Read S59
Second Read & Referred Health & Pensions Committee . . . S147

SB 724 (Sater) Relating to a ban on certain selective abortions
First Read S60
Second Read & Referred Seniors, Families & Children Committee S147

SB 725 (Emery) Relating to academic freedom of expression
First Read S60
Second Read & Referred Government Reform Committee . . S147

SB 726 (Emery) Relating to the participation of home school students in public school activities
First Read S60
Second Read & Referred Education Committee S147

SB 727 (Emery) Relating to the comprehensive state energy plan
First Read S60
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S147
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S314
SA 1 offered & defeated S424
Perfected S424
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Third Read & Passed S472
House First Read H979
Second Read H994
Referred Utilities H1619
HCS Reported Do Pass Utilities H1895
Referred Rules - Administrative Oversight H1895
HCS Reported Do Pass Rules - Administrative Oversight . H1990
HA 1 to HCS House offered H2403
Point of order taken under advisement H2403
Placed on Informal Calendar H2921

SB 728 (Wallingford) Relating to early childhood education
First Read S60
Second Read & Referred Education Committee S147

SB 729 (Wallingford) Relating to monies charged during a coroner's inquest
First Read S60
Second Read & Referred Local Government & Elections Committee S147

SB 730 (Wallingford) Relating to ratemaking for gas corporations
First Read S60
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S147
Reported from Commerce, Consumer Protection, Energy & the Environment Committee with SCS S200
SA 1 to SCS offered S250
Bill placed on Informal Calendar S250

SB 731 (Sifton) Relating to MO HealthNet service
First Read S60
Second Read & Referred Seniors, Families & Children Committee S147

SB 732 (Sifton) Relating to the exemption from attachment of a person's interest in proceeds from a personal injury claim
First Read S60
Second Read & Referred Government Reform Committee . . S147

SB 733 (Sifton) Relating to the psychology interjurisdictional compact
First Read S60
Second Read & Referred Professional Registration Committee S147

SB 734 (Schatz) Relating to the taxation of motor fuel
First Read S60
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S147
SCS Reported from Transportation, Infrastructure & Public Safety Committee S1399

SB 735 (Schatz) Relating to workers' compensation premiums
First Read S61
Second Read & Referred Small Business & Industry Committee S147

SB 736 (Schatz) Relating to prohibiting the conditioning of eligibility for certain contracts on a bidder's experience modification factor
First Read S61
Second Read & Referred Government Reform Committee . . S147

SB 737 (Schupp) Relating to the monitoring of certain prescribed controlled substances
First Read S61
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S147

SB 738 (Schupp) Relating to consumer credit interest rates
First Read S61
Second Read & Referred Insurance & Banking Committee . S147

SB 739 (Schupp) Relating to unpaid leave for victims of certain crimes
First Read S61
Second Read & Referred Seniors, Families & Children Committee S147

SB 740 (Chappelle-Nadal) Relating to the court disclosing certain consequences prior to accepting a guilty plea
First Read S61
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S147

SB 741 (Chappelle-Nadal) Relating to vaccines
First Read S61
Second Read & Referred Seniors, Families & Children Committee S147

SB 742 (Chappelle-Nadal) Relating to discriminatory practices against persons convicted of certain offenses
First Read S61
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S147

SB 743 (Sater) Relating to bonding requirements for treasurers of seven-director school districts
First Read S61
Second Read & Referred Education Committee S147
Reported from Education Committee S393
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S523
Third Read & Passed S716
House First Read H1316
Second Read H1340
Referred Elementary & Secondary Education H1619
HCS Reported Do Pass Elementary & Secondary Education H1783-1784
Referred Rules - Administrative Oversight H1784
HCS Reported Do Pass Rules - Administrative Oversight . H1897
HA 1 to HCS House offered & adopted H2570
HA 2 to HCS House offered & adopted H2571-2581
HA 3 to HCS House offered & adopted H2581-2583
HA 4 to HCS House offered & adopted H2583-2584
HA 5 to HCS House offered & adopted H2584
HA 6 to HCS House offered & adopted H2584-2585
HA 7 to HCS House offered & adopted H2585
HA 8 to HCS House offered & adopted H2585-2587
HA 9 to HCS House offered H2587-2589
HA 1 to HA 9 to HCS House offered & adopted H2589
HA 2 to HA 9 to HCS House offered & defeated . . . H2589-2592
HA 9 to HCS, as amended, House adopted H2592
HA 10 to HCS House offered & adopted H2592
HA 11 to HCS House offered & adopted H2592-2594
HA 12 to HCS House offered & adopted H2596
HA 13 to HCS House offered H2596-2598
HSA 1 for HA 13 to HCS House offered & adopted H2598-2602
HA 14 to HCS House offered & adopted H2602-2603
HA 15 to HCS House offered & adopted H2603-2605
HA 16 to HCS House offered H2605
HA 1 to HA 16 to HCS House offered & defeated . . H2605-2609
HA 16 to HCS House adopted H2609
HA 17 to HCS House offered H2609-2610
HA 1 to HA 17 to HCS offered & adopted H2610
HA 17 to HCS, as amended, House adopted H2610
HA 18 to HCS House offered & adopted H2610-2615
HA 19 to HCS House offered & adopted H2615-2616
HA 20 to HCS House offered & adoped H2616
HA 21 to HCS House offered & defeated H2616-2617
HA 22 to HCS House offered & adopted H2617-2618
HA 23 to HCS House offered & adoped H2618-2623
HA 24 to HCS House offered & adopted H2623
HA 25 to HCS House offered & adopted H2623-2624
HCS, as amended, House adopted H2624
Third Read & Passed H2624-2625 S1565-1619
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1620 H2728
House refuses to recede & grants conference H2758 S1783
House conferees appointed H2759 S1783
Senate conferees appointed S1784 H2782
House distributes CCR H2970
Referred Fiscal Review Committee H2970
CCR Senate offered & adopted S2000
CCS Senate Third Read & Passed S2001 H3104
Reported Do Pass Fiscal Review H3404
House adopts CCR H3424-3425
CCS House Third Read & Passed H3425-3426 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 744 (Sater) Relating to comparable health care service incentive programs
First Read S61
Second Read & Referred Seniors, Families & Children Committee S147

SB 745 (Sater) Relating to advanced practice registered nurses in collaborative agreements
First Read S61
Second Read & Referred Professional Registration Committee S148

SB 746 (Emery) Relating to animal chiropractic practitioners
First Read S62
Second Read & Referred Professional Registration Committee S148

SB 747 (Emery) Relating to retirement benefits for elected officials
First Read S62
Second Read & Referred Health & Pensions Committee . . . S148

SB 748 (Emery) Relating to minimum prison terms
First Read S62
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S148

SB 749 (Wallingford) Relating to the operation of motor vehicles while using electronic devices
First Read S62
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S148

SB 750 (Schatz) Relating to the filing of false documents
First Read S62
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S148

SB 751 (Schatz) Relating to mandatory arbitration in tort claims against the department of transportation
First Read S62
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S148
Reported from Transportation, Infrastructure & Public Safety Committee S200
Bill placed on Informal Calendar S270

SB 752 (Schatz) Relating to boat passengers
First Read S62
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S148
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S315
SS for SCS offered & adopted S478
Perfected S478
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S481
Third Read & Passed S575
House First Read H1098
Second Read H1105
Referred Crime Prevention & Public Safety H1619
Reported Do Pass Crime Prevention & Public Safety H1987
Referred Rules - Legislative Oversight H1987
Reported Do Pass Rules - Legislative Oversight H2507
Bill placed on Informal Calendar H2910

SB 753 (Schupp) Relating to unlawful discriminatory practices based on sexual orientation or gender identity
First Read S62
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S148

SB 754 (Schupp) Relating to benefit corporations
First Read S62
Second Read & Referred Small Business & Industry Committee S148

SB 755 (Schupp) Relating to the operation of motor vehicles while using electronic devices
First Read S62
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S148

SB 756 (Sater) Relating to county recording fees
First Read S62
Second Read & Referred Local Government & Elections Committee S148

SB 757 (Schatz) Relating to the bi-state metropolitan development district
First Read S63
Second Read & Referred Local Government & Elections Committee S148
Reported from Local Government & Elections Committee - Consent S315
Removed Consent Calendar S342
Reported from Local Government & Elections Committee . . S358
Perfected S480
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S523
Third Read & Passed S580
House First Read H1098
Second Read H1106
Referred Transportation H1506
Reported Do Pass Transportation H1700
Referred Rules - Administrative Oversight H1700
Reported Do Pass Rules - Administrative Oversight H1898
HA 1 House offered & adopted H2499
HA 2 House offered H2499-2501
HA 2 House withdrawn H2948
HA 3 House offered & adopted H2948-2949
HA 4 House offered & adopted H2949-2950
HA 5 House offered & adopted H2950-2951
HA 6 House offered & adopted H2951-2952
HA 7 House offered & adopted H2952-2954
HA 8 House offered & adopted H2954-2960
HA 7 House Vote Reconsidered H2961
HA 7 House withdrawn H2961
HA 9 House offered & adopted H2962-2963
Third Read & Passed, as amended H2963-2964 S1973-1989
Senate refuses to concur in HA 1, HA 3, HA 4, HA 5, HA 6, HA 8 & HA 9 & requests House recede or grant conference S2366 H3374
House refuses to recede & grants conference H3374 S2400
House conferees appointed H3386 S2400

SB 758 (Schatz) Relating to intoxicating liquor
First Read S63
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S148

SB 759 (Schatz) Relating to tuition at public higher education institutions
First Read S63
Second Read & Referred Education Committee S148

SB 760 (Schupp) Relating to mandatory influenza vaccinations
First Read S63
Second Read & Referred Seniors, Families & Children Committee S148

SB 761 (Schatz) Relating to poaching
First Read S63
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S148

SB 762 (Schatz) Relating to a program for the monitoring of certain prescribed controlled substances
First Read S63
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S148

SB 763 (Schatz) Relating to a database for workers' compensation claims
First Read S63
Second Read & Referred Small Business & Industry Committee S148

SB 764 (Schatz) Relating to the free application for federal student aid
First Read S63
Second Read & Referred Education Committee S148

SB 765 (Riddle) Relating to reports issued by the state auditor
First Read S63
Second Read & Referred Professional Registration Committee S154

SB 766 (Riddle) Relating to the operation of certain motor vehicles on the shoulder of the roadway
First Read S63
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S154

SB 767 (Hoskins) Relating to video lottery
First Read S63
Second Read & Referred Veterans & Military Affairs Committee S155
Reported from Veterans & Military Affairs Committee with SCS S315
SS for SCS offered S533
SA 1 to SS for SCS offered & defeated S533
SA 2 to SS for SCS offered S533-534
Bill placed on Informal Calendar S534

SB 768 (Hoskins) Relating to property taxation of telephone companies
First Read S64
Second Read & Referred Ways & Means Committee S155
Reported from Ways & Means Committee S394
SA 1 offered & adopted S573-574
Perfected, as amended S574

Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S582
Third Read & Passed S595
House First Read H1180
Second Read H1192
Referred Ways & Means H1506
Reported Do Pass Ways & Means H1645
Referred Rules - Administrative Oversight H1645
Reported Do Pass Rules - Administrative Oversight H1898
HA 1 House offered & adopted H2412
HA 2 House offered H2412-2419
HA 1 to HA 2 House offered & adopted H2419-2420
HA 2, as amended H2420
Third Read & Passed, as amended H2420-2421 S1400-1411
Senate concurs in HA 1 . . . . . S1549
Senate concurs in HA 2, as amended S1549-1550
Third Read & Passed S1550 H2626
Truly Agreed To & Finally Passed H2626
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 769 (Cunningham) Relating to financial transactions involving public entities
First Read S64
Second Read & Referred Insurance & Banking Committee . S155
Reported from Insurance & Banking Committee with SCS . S314
SA 1 to SCS offered & adopted S425-426
SA 2 to SCS offered & adopted S426-427
SA 3 to SCS offered & adopted S427
SA 4 to SCS offered & adopted S427-429
SCS, as amended, adopted S429
Perfected S429
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S440
Third Read & Passed S476
House First Read H979
Second Read H994
Referred Financial Institutions H1619
HCS Reported Do Pass Financial Institutions H2121
Referred Rules - Legislative Oversight H2121
HCS Reported Do Pass Rules - Legislative Oversight H2507
Referred Fiscal Review H2509
HCS Reported Do Pass Fiscal Review H2531
HCS House adopted H2782
Third Read & Passed H2782-2783 H1817
Motion to concur in HCS Senate offered & withdrawn S1837
Senate concurs in HCS S1994-1995
Third Read & Passed S1995 H3104
Truly Agreed To & Finally Passed H3104
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 770 (Hegeman) Relating to contracts executed by counties
First Read S64
Second Read & Referred Local Government & Elections Committee S155

SB 771 (Hoskins) Relating to restrictions on the use of payroll deduction options for public employees
First Read S64
Second Read & Referred General Laws Committee S155

SB 772 (Hoskins) Relating to early childhood education funds
First Read S64
Second Read & Referred Education Committee S155

SB 773 (Hoskins) Relating to income tax for certain nonresidents
First Read S64
Second Read & Referred Ways & Means Committee S155
Reported from Ways & Means Committee S394
SA 1 offered & withdrawn S572-573
Perfected S573
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S582
Referred Fiscal Oversight Committee S588
Reported from Fiscal Oversight Committee S704
Third Read & Passed S714
House First Read H1316
Second Read H1340
Referred General Laws H1619
HCS Reported Do Pass General Laws H2288
Referred Rules - Legislative Oversight H2288
HCS Reported Do Pass Rules - Legislative Oversight H2792
Referred Fiscal Review Committee H2896
HCS Reported Do Pass Fiscal Review H2935
HA 1 to HCS House offered H3152-3156
HA 1 to HA 1 to HCS House offered & ruled out of order H3156-3157
HA 1 to HCS House adopted H3157
HA 2 to HCS House offered H3157-3165
HA 1 to HA 2 to HCS House offered & adopted H3165-3167
HSA 1 for HA 2 to HCS House offered & withdrawn H3167-3176
HA 2 to HA 2 to HCS House offered & withdrawn . H3167-H3176
HSA 2 for HA 2 to HCS House offered & defeated H3176-3185
HA 2 to HCS, as amended, House offered H3186
HA 2 to HCS, as amended, House adopted H3199-3200
HA 3 to HCS House offered H3200-3204
HA 1 to HA 3 to HCS House offered & adopted H3204
HA 3 to HCS, as amended, House adopted H3204
HA 4 to HCS House offered & adopted H3204-3205
HA 5 to HCS House offered H3205-3206
HA 1 to HA 5 to HCS House offered & adopted H3206-3207
HA 5 to HCS, as amended, House adopted H3207
HA 6 to HCS House offered & adopted H3207-3209
HA 7 to HCS House offered & adopted H3209-3219
HA 8 to HCS House offered & adopted H3219-3221
HA 9 to HCS House offered & adopted H3221-3223
HA 10 to HCS House offered & adopted H3223-3224
HA 11 to HCS House offered & adopted H3224-3225
HA 12 to HCS House offered & adopted H3225-3226
HA 13 to HCS House offered & adopted H3226
HCS, as amended, House adopted H3226
Third Read & Passed H3226-3227 S2215-2269
Senate refuses to concur in HCS, as amended, & requests House recede or grant conference S2291 H3334
House refuses to recede & grants conference H3338 S2363
House conferees appointed H3338 S2363
Senate conferees appointed S2364 H3372
House distributes CCR H3470-3471
Referred Fiscal Review Committee H3473
CCR Senate offered & adopted S2431-2432
CCS Senate Third Read & Passed S2432 H3430
Reported Do Pass Fiscal Review H3484
House adopts CCR H3515-3516
CCS House Third Read & Passed H3516-3517 S2487
Truly Agreed To & Finally Passed S2487
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 774 (Munzlinger) Relating to vacancies in certain elected offices
First Read S64
Second Read & Referred Local Government & Elections Committee S155

Reported from Local Government & Elections Committee . . S315
Bill placed on Informal Calendar S477

SB 775 (Brown) Relating to reimbursement allowance taxes
First Read S64
Second Read & Referred Appropriations Committee S155
Reported from Appropriations Committee with SCS S199
SS for SCS offered S249
SA 1 to SS for SCS offered & adopted S249
SS for SCS, as amended, adopted S249
Perfected S249
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S260
Third Read & Passed S319
House First Read H724-725
Second Read H737
Referred Budget H892
HCS Reported Do Pass Budget H1246
Referred Rules - Legislative Oversight H1246
HCS Reported Do Pass Rules - Legislative Oversight H1514
Referred Fiscal Review Committee H1836
Reported Do Pass Fiscal Review H1884
HA 1 to HCS House offered & adopted H1956
HA 2 to HCS House offered H1956
HA 1 to HA 2 to HCS House offered H1956
HA 1 to HA 2 to HCS House withdrawn H2092
HA 2 to HA 2 House offered & adopted H2092
HA 2, as amended, to HCS House adopted H2092
HCS, as amended, House adopted H2092
Third Read & Passed H2092-2093 S1063-1064
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1387 H2405
House refuses to recede & grants conference H2405 S1400
House conferees appointed H2509 S1411
Senate conferees appointed S1411 H2519
House distributes CCR H2924
CCR Senate offered & adopted S1880-1881
CCS Senate Third Read & Passed S1881-1882 H2918
Referred Fiscal Review Committee H2924
Reported Do Pass Fiscal Review H2935
House adopts CCR H3416
CCS House Third Read & Passed H3416-3417 S2439
Truly Agreed To & Finally Passed S2439
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 776 (Sater) Relating to the administration of vaccines
First Read S64
Second Read & Referred Seniors, Families & Children Committee S155

SB 777 (Koenig) Relating to reimbursement for the cost of incarcerating certain prisoners
First Read S64
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155

SB 778 (Rowden) Relating to an insurer's liability in an interpleader action
First Read S64
Second Read & Referred Government Reform Committee . . S155

SB 779 (Curls) Relating to long-term care certificates of need
First Read S65
Second Read & Referred Health & Pensions Committee . . . S155

SB 780 (Curls) Relating to abandoned real property in certain cities
First Read S65
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S393
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S482
Third Read & Passed S578
House First Read H1099
Second Read H1106
Referred Judiciary H1619
HCS Reported Do Pass Judiciary H2122
Referred Rules - Legislative Oversight H2122
HCS Reported Do Pass Rules - Legislative Oversight H2667
Bill Placed on Informal Calendar H2921

SB 781 (Curls) Relating to professional licenses
First Read S65
Second Read & Referred Professional Registration Committee S155

SB 782 (Cunningham) Relating to fees assessed by the department of natural resources
First Read S65
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S155
Reported from Agriculture, Food Production & Outdoor Resources Committee with SCS S597-598
SS for SCS offered S740
SA 1 to SS for SCS offered & adopted S740
SA 2 to SS for SCS offered S740-741
SA 1 to SA 2 to SS for SCS offered & adopted S741
SA 2 to SS for SCS, as amended, adopted S741
SA 3 to SS for SCS offered & defeated S741-742
SS for SCS, as amended, adopted S742
Perfected S742
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S748
Referred Fiscal Oversight Committee S766
Reported from Fiscal Oversight Committee S793
Third Read & Passed S797
House First Read H1515
Second Read H1523
Referred Conservation & Natural Resources H1619
HCS Reported Do Pass Conservation & Natural Resources H1892
Referred Rules - Administrative Oversight H1892
HCS Reported Do Pass Rules - Administrative Oversight . H2126
Referred Fiscal Review H2173
HCS Reported Do Pass Fiscal Review H2205-2206
HA 1 to HCS House offered & adopted H2348
HA 2 to HCS House offered & adopted H2348-2350
HA 3 to HCS House offered & adopted H2350-2351
HCS, as amended, House adopted H2351
Third Read & Passed H2351-2352 S1364
Senate concurs in HCS, as amended S1396
Third Read & Passed S1396 H2519
Truly Agreed To & Finally Passed H2519
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 783 (Nasheed) Relating to the establishment of the Missouri promise scholarship program
First Read S65
Second Read & Referred Education Committee S155

SB 784 (Nasheed) Relating to the use of electronic wireless communications devices while operating a motor vehicle
First Read S65
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S155

SB 785 (Nasheed) Relating to student mental health at public institutions of higher education
First Read S65
Second Read & Referred Education Committee S155

SB 786 (Schupp) Relating to freedom to disclose information about public employers
First Read S65
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S287
SA 1 offered & adopted S405
SA 2 offered & adopted S405
SA 3 offered S405
SA 3 withdrawn S832
Perfected, as amended S832
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S833
Third Read & Passed S860
House First Read H1705
Second Read H1717
Referred Judiciary H1986
Reported Do Pass Judiciary H2388
Referred Rules - Legislative Oversight H2388

SB 787 (Curls) Relating to the Missouri senior farmers' market nutrition program
First Read S65
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S155
Reported from Agriculture, Food Production & Outdoor Resources Committee with SCS S287
SCS adopted S413
Perfected S413
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S787
Third Read & Passed S474
House First Read H979
Second Read H994
Referred Agriculture Policy H1506
Reported Do Pass Agriculture Policy H1781
Referred Rules - Legislative Oversight H1781
Reported Do Pass Rules - Legislative Oversight H2507
Bill placed on Informal Calendar H2910

SB 788 (Nasheed) Relating to education about human sexuality
First Read S65
Second Read & Referred Education Committee S155

SB 789 (Nasheed) Relating to the Missouri care counts program
First Read S65
Second Read & Referred Education Committee S155

SB 790 (Cierpiot) Relating to the registering of roofing contractors
First Read S66
Second Read & Referred Professional Registration Committee S155
Reported from Professional Registration Committee with SCS S1118

SB 791 (Nasheed) Relating to the offense of involuntary manslaughter
First Read S66
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155

SB 792 (Nasheed) Relating to expungement of criminal records involving the offense of prostitution
First Read S66
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155

SB 793 (Wallingford) Relating to juvenile court proceedings
First Read S66
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S155
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S313
SA 1 offered & adopted S445
SA 2 offered S445-450
SSA 1 for SA 2 offered S450-455
SA 1 to SSA 1 for SA 2 offered & adopted S455
SA 2 to SSA 1 for SA 2 offered & adopted S455-456
SSA 1 for SA 2, as amended, adopted S456
Perfected, as amended S456
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S457
Referred Fiscal Oversight Committee S481
Reported from Fiscal Oversight Committee S588
Third Read & Passed S590-591
House First Read H1124
Second Read H1136
Referred Judiciary H1506
HCS Reported Do Pass Judiciary H1988
Referred Rules - Legislative Oversight H1988
HCS Reported Do Pass Rules - Legislative Oversight H2507
Referred Fiscal Review H2509
Reported Do Pass Fiscal Review H2531
HA 1 to HCS House offered & adopted H2546
HA 2 to HCS House offered H2546-2549
HA 1 to HA 2 to HCS House offered & adopted H2549-2550
HA 2 to HCS, as amended, House adopted H2550
HCS, as amended, House adopted H2550
Third Read & Passed H2550-2551 S1536-1541
Senate concurs in HCS, as amended S1831-1832
Third Read & Passed S1832 H2826
Truly Agreed To & Finally Passed H2826
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 794 (Romine) Relating to gubernatorial appointments
First Read S66
Second Read & Referred Government Reform Committee . . S155

SB 795 (Koenig) Relating to termination of parental rights
First Read S66
Second Read & Referred Seniors, Families & Children Committee S155

SB 796 (Koenig) Relating to the licensure of psychologists
First Read S66
Second Read & Referred Professional Registration Committee S155
Reported from Professional Registration Committee S393
SA 1 offered & adopted S493-504
SA 2 offered & adopted S504-522
Perfected, as amended S522
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S562
Third Read & Passed S581-582
House First Read H1099
Second Read H1106
Referred Professional Registration & Licensing H1619
HCS Reported Do Pass Professional Registration & Licensing H2559
Referred Rules - Administrative Oversight H2559
HCS Reported Do Pass Rules - Administrative Oversight . H2791
Bill Placed on Informal Calendar H2921

SB 797 (Munzlinger) Relating to animals
First Read S66

Second Read & Referred Transportation, Infrastructure & Public Safety Committee S156

SB 798 (Wallingford) Relating to libraries
First Read S66
Second Read & Referred Local Government & Elections Committee S156

SB 799 (Wallingford) Relating to consumer credit protection for protected persons
First Read S66
Second Read & Referred Insurance & Banking Committee . S156

SB 800 (Libla) Relating to juvenile court proceedings
First Read S66-67
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S156
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S393
SA 1 offered & adopted S488-493
Perfected, as amended S493
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S562
Third Read & Passed S580-581
House First Read H1099
Second Read H1106
Referred Judiciary H1619
HCS Reported Do Pass Judiciary H1893
Referred Rules - Legislative Oversight H1893
HCS Reported Do Pass Rules - Legislative Oversight H2507
HA 1 to HCS House offered H2641-2654
HA 1 to HA 1 to HCS House offered & defeated . . . H2654-2657
HA 1 to HCS House adopted H2658
HA 2 to HCS House offered & withdrawn H2658-2659
HCS, as amended, House adopted H2659
Third Read & Passed H2659-2660 S1620-1638
Senate concurs in HCS, as amended S1832-1833
Third Read & Passed S1833 H2826
Truly Agreed To & Finally Passed H2826
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 801 (Nasheed) Relating to minimum wage
First Read S67
Second Read & Referred Small Business & Industry Committee S156

SB 802 (Nasheed) Relating to women's & minority business enterprises
First Read S67
Second Read & Referred General Laws Committee S156
Reported from General Laws Committee with SCS S395
SS for SCS offered S737
SA 1 to SS for SCS offered & adopted S737-738
SA 2 to SS for SCS offered S738
SS for SCS withdrawn S738
SS#2 for SCS offered S738
SS#2 for SCS adopted S742
Perfected S742
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S748
Third Read & Passed S786
House First Read H1477
Second Read H1487
Referred Economic Development H1619
Reported Do Pass Economic Development H2288
Referred Rules - Legislative Oversight H2288
Reported Do Pass Rules - Legislative Oversight H2667
HA 1 House offered H3436-3437
HA 1 House withdrawn H3449
Third Read & Passed H3449-3450 S2455
Truly Agreed To & Finally Passed S2455
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 803 (Nasheed) Relating to pregnant or postpartum offenders in custody
First Read S67
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S156

SB 804 (Nasheed) Relating to tax credits for contributions to certain benevolent organizations
First Read S67
Second Read & Referred Economic Development Committee S156

SB 805 (Crawford) Relating to the ability of minors to contract for certain purposes
First Read S67
Second Read & Referred Insurance & Banking Committee . S156

SB 806 (Crawford) Relating to the appointment of a guardian or conservator for certain persons
First Read S67
Second Read & Referred Seniors, Families & Children Committee S156
Reported from Seniors, Families & Children Committee . . . S313
Perfected S416
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Referred Fiscal Oversight Committee S830
Reported from Fiscal Oversight Committee S467
Third Read & Passed S473-474
House First Read H979
Second Read H994
Referred Judiciary H1506
HCS Reported Do Pass Judiciary H1794
Referred Rules - Legislative Oversight H1794
HCS Reported Do Pass Rules - Legislative Oversight H1874
Referred Fiscal Review Committee H1875
HCS Reported Do Pass Fiscal Review H1909
HA 1 to HCS House offered & adopted H2536-2537
HA 2 to HCS House offered & adopted H2537-2538
HA 3 to HCS House offered & adopted H2538-2539
HA 4 to HCS House offered & withdrawn H2539-2540
HA 5 to HCS House offered & adopted H2540
HA 6 to HCS House offered & adopted H2540-2541
HCS, as amended, House adopted H2541
Third Read & Passed H2541 S1525-1529
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1619-1620 H2728
House refuses to recede & grants conference H2758 S1783
House conferees appointed H2759 S1783
Senate conferees appointed S1784 H2782
House distributes CCR H3188-3189
Referred Fiscal Review H3189
CCR Senate offered & adopted S1998-1999
CCS Senate Third Read & Passed S1999 H3104
Reported Do Pass Fiscal Review H3189
House adopts CCR H3381
CCS House Third Read & Passed H3381-3382 S2400
Truly Agreed To & Finally Passed S2400
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 807 (Wasson) Relating to higher education
First Read S67

Second Read & Referred Education Committee S156
Reported from Education Committee with SCS S200
SA 1 to SCS offered & adopted S261
SA 2 to SCS offered S261
SSA 1 for SA 2 to SCS offered & adopted S261-262
SA 3 to SCS offered & adopted S262-263
SA 4 to SCS offered & adopted S263
SCS, as amended, adopted S263
Perfected S263
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S268
Third Read & Passed S320
House First Read H725
Second Read H737
Referred Higher Education H973
HCS Reported Do Pass Higher Education H2177
Referred Rules - Administrative Oversight H2177
HCS Reported Do Pass Rules - Administrative Oversight . H2505
Referred Fiscal Review H2509
HCS Reported Do Pass Fiscal Review H2531
HA 1 to HCS House offered & adopted H2818-1819
HA 2 to HCS House offered & adopted H2819
HA 3 to HCS House offered & adopted H2819-2820
HA 4 to HCS House offered & defeated H2820
HCS, as amended, House adopted H2820
Third Read & Passed H2821 S1846-1848
Motion to concur in HCS, as amended, Senate offered & withdrawn S1994
Senate refuses to concur in HCS, as amended, & requests House recede or grant conference S1996
House refuses to recede & grants conference H3117 S2153
House conferees appointed H3117 S2153
Senate conferees appointed S2197 H3229
House distributes CCR H3324-3325
Referred Fiscal Review H3325
Reported Do Pass Fiscal Review H3383
CCR Senate offered & adopted S2472-2473
CCS Senate Third Read & Passed S2473 H3525
House adopts CCR H3550-3551
CCS House Third Read & Passed H3551-3552 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 808 (Brown) Relating to the transfer of intoxicating liquor
First Read S67
Second Read & Referred Government Reform Committee . . S156
Reported from Government Reform Committee S600
SA 1 offered & adopted S779
Perfected, as amended S779
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S803
Third Read & Passed S857-858
House First Read H1705
Second Read H1717
Referred General Laws H1986
HCS Reported Do Pass General Laws H2502
Referred Rules - Legislative Oversight H2502
HCS Reported Do Pass Rules - Legislative Oversight H2792
HA 1 to HCS House offered & adopted H2982-2983
HCS, as amended, House adopted H2983
Third Read & Passed H2983-2984 S1990-1991
Senate refuses to concur with HCS, as amended, and requests House recede or grant conference H3107
House refuses to recede & grants conference H3117 S2153
House conferees appointed H3117 S2153
Senate conferees appointed S2364 H3372

SB 809 (Koenig) Relating to service of process after the statute of limitations has expired for filing an action
First Read S67
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S156

SB 810 (Koenig) Relating to school budget transparency
First Read S67
Second Read & Referred Education Committee S156

SB 811 (Munzlinger) Relating to automated driving systems
First Read S68
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S156

SB 812 (Wallingford) Relating to disabled veteran license plates
First Read S68
Second Read & Referred Veterans & Military Affairs Committee S156

SB 813 (Riddle) Relating to the offense of peace disturbance
First Read S68
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S156
Reported from Judiciary & Civil & Criminal Jurisprudence Committee with SCS S313
SA 1 to SCS offered S424
Bill placed on Informal Calendar S424

SB 814 (Riddle) Relating to driver's licenses for persons who are deaf or hard of hearing
First Read S68
Second Read & Referred Professional Registration Committee S156
Reported from Professional Registration Committee with SCS S393
SCS adopted S523
Perfected S523
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S562
Third Read & Passed S581
House First Read H1099
Second Read H1106
Referred Transportation H1506
Reported Do Pass Transportation H1701
Referred Rules - Administrative Oversight H1701
Reported Do Pass Rules - Administrative Oversight H1898
Third Read & Passed H2199-2200 S1169
Truly Agreed To & Finally Passed S1169
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 815 (Schatz) Relating to civil penalties for violating federally mandated natural gas safety standards
First Read S68
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S156

SB 816 (Schatz) Relating to the civil penalty for violating certain underground facility safety standards
First Read S68
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S164

SB 817 (Munzlinger) Relating to the disposition of impounded animals
First Read S68
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S164

SB 818 (Brown) Relating to Medicaid per diem reimbursement rates
First Read S68
Second Read & Referred Appropriations Committee S164
Reported from Appropriations Committee S236
Perfected S375
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S380
Referred Fiscal Oversight Committee S380
Reported from Fiscal Oversight Committee S467
Third Read & Passed - EC adopted S469-470
House First Read H979
Second Read H994
Referred Budget H1506

SB 819 (Cunningham) Relating to foster care
First Read S68
Second Read & Referred Seniors, Families & Children Committee S164
Reported from Seniors, Families & Children Committee - Consent S395
Perfected S597
Third Read & Passed - Consent S597
House First Read H1180
Second Read H1192
Referred Special Committee to Improve the Care & Well-being of Young People H1318
Reported Do Pass Special Committee to Improve the Care & Well-being of Young People - Consent H1922
Referred Consent & House Procedure H1922
Reported Do Pass Committee on Consent and House Procedure- Not Consent H2290
HA 1 House offered H3120-3145
HA 1 to HA 1 House offered & adopted H3145
HA 2 to HA 1 House offered & adopted H3145-3146
HA 1, as amended, House adopted H3146
HA 2 House offered & adopted H3146-3149
HA 3 House offered & withdrawn H3149
HA 4 House offered & adopted H3149-3151
Third Read & Passed, as amended H3151-3152 S2153-2196
Senate refuses to concur in HA 1, as amended, HA 2 & HA 4 & requests House recede or grant conference S2215 H3259
House refuses to recede & grants conference H3263 S2289
House conferees appointed H3321 S2295
Senate conferees appointed S2295 H3335
House distributes CCR H3469
Referred Fiscal Review H3473
CCR Senate offered & adopted S2428-2429
CCS Senate Third Read & Passed S2429 H3420
Reported Do Pass Fiscal Review H3484
House adopts CCR H3548-3549
CCS House Third Read & Passed H3549-3550 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 820 (Cunningham) Relating to broadband communications services provided by rural electric cooperatives
First Read S68
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S164

SB 821 (Cunningham) Relating to the Missouri state board of nursing
First Read S68
Second Read & Referred Professional Registration Committee S165

SB 822 (Hegeman) Relating to the admissibility of the use of a safety belt as evidence of comparative negligence
First Read S69
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S165
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S599
SS for SCS offered S776
SA 1 to SS for SCS offered & ruled out of order S776
Bill placed on Informal Calendar S776

SB 823 (Schatz) Relating to the Missouri clean water law
First Read S69
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S165

SB 824 (Cunningham) Relating to nurses
First Read S69
Second Read & Referred Professional Registration Committee S165
Reported from Professional Registration Committee with SCS S864
SCS adopted S951
Perfected S951
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S951
Third Read & Passed S984-985
House First Read H1923
Second Read H1934
Referred Professional Registration & Licensing H2119
Reported Do Pass Professional Registration & Licensing . . H2895
Referred Rules - Administrative Oversight H2895
Reported Do Pass Rules - Administrative Oversight H3186
Bill Placed on Informal Calendar H3485

SB 825 (Sater) Relating to limitations on prescribing opioids
First Read S69
Second Read & Referred Seniors, Families & Children Committee S165

SB 826 (Sater) Relating to the disposal of unused controlled substances
First Read S69
Second Read & Referred Seniors, Families & Children Committee S165
Reported from Seniors, Families & Children Committee with SCS S238
SS for SCS offered S360
SA 1 to SS for SCS offered & Ruled out of order S360-375
SS for SCS adopted S375
Perfected S375
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S380
Third Read & Passed - EC adopted S391-392
House First Read H869
Second Read H885
Referred Professional Registration & Licensing H973
HCS Reported Do Pass Professional Registration & Licensing H1510
Referred Rules - Administrative Oversight H1510
HCS Reported Do Pass Rules - Administrative Oversight . H1752
HA 1 to HCS House offered & adopted H2056-2057
HA 2 to HCS House offered H2057
HA 1 to HA 2 to HCS House offered & ruled out of order H2057-2062
HA 2 to HCS House adopted H2062
HA 3 to HCS House offered & adopted H2062-2063
HA 4 to HCS House offered & adopted H2063-2064
HA 5 to HCS House offered & adopted H2064
HA 6 to HCS House offered & adopted H2065-2068
HA 7 to HCS House offered & ruled out of order . . . H2068-2081
HA 8 to HCS House offered & defeated H2081-2086
HA 9 to HCS House offered H2086

HSA 1 for HA 9 to HCS House offered & adopted .. H2086-2087
HA 10 to HCS House offered & ruled out of order .. H2087-2090
HCS, as amended, House adopted H2090
Third Read & Passed - EC adopted H2090-2092 S1064-1074
Senate refuses to concur in HCS, as amended, & requests House recede or grant conference S1104 H2324
House refuses to recede & grants conference H2345 S1336
Senate conferees appointed S1361 H2347
House conferees appointed H2389 S1378
House distributes CCR H2897
Referred Fiscal Review Committee H2898
Reported Do Pass Fiscal Review H2909
CCR Senate offered & adopted S1992
CCS Senate Third Read & Passed - EC adopted ..... S1992-1993 ..... H3049
House adopts CCR H3413-3414
CCS House Third Read & Passed - EC adopted .... H3414-3415 ..... S2438
Truly Agreed To & Finally Passed S2438
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 827 (Sater) Relating to vital records
First Read S69
Second Read & Referred Local Government & Elections Committee S165

SB 828 (Nasheed) Relating to discriminatory policing
First Read S69
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S165

SB 829 (Hoskins) Relating to the Missouri state board of accountancy
First Read S69
Second Read & Referred Professional Registration Committee S165

SB 830 (Riddle) Relating to unlawful activity on nuclear power plant property
First Read S69
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S165

SB 831 (Rowden) Relating to arbitration agreements between employers & at-will employees
First Read S69
Second Read & Referred Government Reform Committee .. S165

SB 832 (Rowden) Relating to civil actions
First Read S69
Second Read & Referred Government Reform Committee .. S165
Reported from Government Reform Committee with SCS .. S287
SS for SCS offered & withdrawn S833-834
SS#2 for SCS offered S834
Bill placed on Informal Calendar S834

SB 833 (Rowden) Relating to electric vehicle charging stations
First Read S70
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S165

SB 834 (Rowden) Relating to alcohol trade practices
First Read S70
Second Read & Referred Government Reform Committee .. S165

SB 835 (Rowden) Relating to the division of professional registration
First Read S70
Second Read & Referred Professional Registration Committee S165

SB 836 (Rowden) Relating to taxation
First Read S70
Second Read & Referred Ways & Means Committee S165

SB 837 (Rowden) Relating to the deployment of wireless facilities
First Read S70
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S165
Reported from Commerce, Consumer Protection, Energy & the Environment Committee S394
Bill placed on Informal Calendar S640

SB 838 (Rowden) Relating to transportation of school children
First Read S70
Second Read & Referred Education Committee S165

SB 839 (Rowden) Relating to a social innovation grant program
First Read S70
Second Read & Referred Education Committee S165

SB 840 (Rowden) Relating to dietitians
First Read S70
Second Read & Referred Professional Registration Committee S165
Reported from Professional Registration Committee - Consent S314
Removed Consent Calendar S342
Reported from Professional Registration Committee S358
Perfected S478
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S481
Third Read & Passed S576
House First Read H1099
Second Read H1106
Referred Health & Mental Health Policy H1506
Reported Do Pass Health & Mental Health Policy H1838
Referred Rules - Administrative Oversight H1838
Reported Do Pass Rules - Administrative Oversight H1991
HA 1 House offered & adopted H2267
HA 2 House offered H2267-2283
HA 1 to HA 2 House offered & defeated H2283-2286
HA 2 House adopted H2286
Third Read & Passed, as amended H2286-2287 S1273-1296
Senate concurs in HA 1 ..... S1394
Senate concurs in HA 2 ..... S1395
Third Read & Passed, as amended S1395 H2520
Truly Agreed To & Finally Passed H2520
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 841 (Munzlinger) Relating to intoxicating liquor
First Read S70
Second Read & Referred Government Reform Committee .. S165

SB 842 (Munzlinger) Relating to transportation
First Read S70
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S165

SB 843 (Riddle) Relating to the existence of certain state administrative boards & commissions
First Read S70-71
Second Read & Referred Professional Registration Committee S165
Reported from Professional Registration Committee with SCS S803
SS for SCS offered S844

SA 1 to SS for SCS offered & adopted S844-852
SS for SCS, as amended, adopted S852
Perfected S852
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S879
Third Read & Passed - EC adopted S911
House First Read H1795
Second Read H1801
Referred Special Committee on Government Oversight . . . H1891
HCS Reported Do Pass Special Committee on Government Oversight H2123
Referred Rules - Administrative Oversight H2123
HCS Reported Do Pass Rules - Administrative Oversight . H2291
HA 1 to HCS House offered H3050-3054
HA 1 to HA 1 to HCS House offered & adopted H3054-3055
HA 2 to HA 1 to HCS House offered & adopted H3055-3056
HSA 1 for HA 1 to HCS House offered & defeated . H3056-3062
HA 1 to HCS, as amended, House adopted H3062
HA 2 to HCS House offered & adopted H3062-3067
HA 3 to HCS House offered & adopted H3067-3070
HA 4 to HCS House offered & adopted H3070-3073
HA 5 to HCS House offered & adopted H3073-3075
HA 6 to HCS House offered & adopted H3075-3076
HA 7 to HCS House offered & adopted H3076-3077
HA 8 to HCS House offered & adopted H3077-3078
HA 9 to HCS House offered & adopted H3078-3079
HA 10 to HCS House offered & adopted H3079
HA 11 to HCS House offered H3079-3092
HA 1 to HA 11 to HCS House offered & adopted H3092
HA 11 to HCS, as amended, House adopted H3092
HA 12 to HCS House offered & adopted H3092-3094
HA 13 to HCS House offered & defeated H3094
HA 14 to HCS House offered & adopted H3094-3095
HA 15 to HCS House offered H3095-3097
HA 1 to HA 15 to HCS House offered & defeated . . H3098-3100
HA 15 to HCS House defeated H3101
HCS, as amended, House adopted H3101
Third Read & Passed - EC defeated H3101-3103 S2075-2129
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S2295 H3335
House refuses to recede & grants conference H3338 S2363
Senate conferees appointed S2366 H3374
House conferees appointed H3369 S2367
House distributes CCR H3471
Referred Fiscal Review Committee H3473
Reported Do Pass Fiscal Review H3484
CCR Senate offered & adopted S2469-2470
CCS Senate Third Read & Passed S2470-2471 H3514
House adopts CCR H3546-3547
CCS House Third Read & Passed H3547-3548 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 844 (Riddle) Relating to the appointment power of the director of the division of professional registration
First Read S71
Second Read & Referred Professional Registration Committee S165

SB 845 (Riddle) Relating to the task force on the prevention of sexual abuse of children
First Read S71
Second Read & Referred Seniors, Families & Children Committee S165

SB 846 (Schupp) Relating to suicide prevention training for health care professionals
First Read S71
Second Read & Referred Seniors, Families & Children Committee S165
Reported from Seniors, Families & Children Committee with SCS - Consent S716
SCS adopted S782
Third Read & Passed - Consent S782-783
House First Read S1477
Second Read H1487
Referred Professional Registration & Licensing H1619
HCS Reported Do Pass Professional Registration & Licensing H3186
Referred Rules - Administrative Oversight H3186

SB 847 (Eigel) Relating to traffic enforcement
First Read S71
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S165

SB 848 (Riddle) Relating to the board for certification of interpreters
First Read S71
Second Read & Referred Professional Registration Committee S165
Reported from Professional Registration Committee S314
Bill placed on Informal Calendar S424

SB 849 (Kehoe) Relating to prohibiting public entities from contracting with companies discriminating against Israel
First Read S77
Second Read & Referred Government Reform Committee . . S175
Reported from Government Reform Committee with SCS . . S315
SA 1 to SCS offered S621
SA 1 to SA 1 to SCS offered S622
Bill placed on Informal Calendar S622

SB 850 (Wallingford) Relating to investigations of child abuse & neglect
First Read S78
Second Read & Referred Seniors, Families & Children Committee S175
Reported from Seniors, Families & Children Committee . . . S395
SA 1 offered & adopted S660-661
SA 2 offered & adopted S661-667
SA 3 offered & adopted S667-668
SA 4 offered & adopted S668-677
SA 5 offered & adopted S677-681
Perfected, as amended S681
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S704
Referred Fiscal Oversight Committee S737
Reported from Fiscal Oversight Committee S793
Third Read & Passed S795
House First Read H1516
Second Read H1524
Referred Special Committee to Improve the Care & Well-being of Young People H1619
Re-referred Children & Families H1651
HCS Reported Do Pass Children & Families H1891
Referred Rules - Legislative Oversight H1891
HCS Reported Do Pass Rules - Legislative Oversight H2792
HA 1 to HCS House offered & adopted H3386-3387
HA 2 to HCS House offered & adopted H3387
HA 3 to HCS House offered & adopted H3387
HA 4 to HCS House offered & adopted H3387-3388
HCS, as amended, House adopted H3388
Third Read & Passed H3388-3389 S2415-2416

SB 851 (Wallingford) Relating to juvenile court orders
First Read S78
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S175

SB 852 (Wallingford) Relating to dental insurance
First Read S78
Second Read & Referred Insurance & Banking Committee . S175

SB 853 (Wallingford) Relating to the prohibition on political subdivisions from regulating auxiliary containers
First Read S78
Second Read & Referred Local Government & Elections Committee S175

SB 854 (Wallingford) Relating to emergency communication services
First Read S78
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S175

SB 855 (Curls) Relating to the duties of the state board of education
First Read S78
Second Read & Referred Education Committee S175

SB 856 (Curls) Relating to the public school retirement system of Kansas City
First Read S78
Second Read & Referred Health & Pensions Committee . . . S175

SB 857 (Curls) Relating to the placement of children
First Read S78
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S175

SB 858 (Curls) Relating to investigations of child abuse or neglect
First Read S78
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S175

SB 859 (Koenig) Relating to tax increment financing
First Read S88
Second Read & Referred Economic Development Committee S175
Reported from Economic Development Committee with SCS S862
SS for SCS offered S935
Bill placed on Informal Calendar S935

SB 860 (Koenig) Relating to short-term major medical insurance
First Read S88
Second Read & Referred Insurance & Banking Committee . S175
Reported from Insurance & Banking Committee with SCS . S314
SS for SCS offered S441-442
SA 1 to SS for SCS offered S442
Bill placed on Informal Calendar S442

SB 861 (Hegeman) Relating to operation of platoons on Missouri roads
First Read S88
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S175
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S315
Bill placed on Informal Calendar S478

SB 862 (Schatz) Relating to electrical contractors
First Read S88
Second Read & Referred Professional Registration Committee S175
Reported from Professional Registration Committee with SCS S599
SCS adopted S772
Perfected S772
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S775
Third Read & Passed S800
House First Read H1516
Second Read H1524
Referred Workforce Development H1619
Reported Do Pass Workforce Development H1787
Referred Rules - Administrative Oversight H1787
Reported Do Pass Rules - Administrative Oversight H1898
Third Read & Passed H2356-2357 S1369
Truly Agreed To & Finally Passed S1369
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 863 (Cunningham) Relating to Medicaid per diem reimbursement rates
First Read S88
Second Read & Referred Appropriations Committee S175

SB 864 (Hoskins) Relating to employment preferences for certain persons connected to past military service
First Read S88-89
Second Read & Referred Veterans & Military Affairs Committee S176
Reported from Veterans & Military Affairs Committee . . . S1117

SB 865 (Kehoe) Relating to commercial zones
First Read S102
Second Read & Referred Economic Development Committee S176
Reported from Economic Development Committee S393
Bill placed on Informal Calendar S479

SB 866 (Kehoe) Relating to fence maintenance along the historic Missouri rock island railroad corridor
First Read S102
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S176

SB 867 (Kehoe) Relating to the dollar value modifier used in certain school districts
First Read S102
Second Read & Referred Education Committee S176

SB 868 (Kehoe) Relating to land subject to railbanking
First Read S102
Second Read & Referred Ways & Means Committee S176

SB 869 (Kehoe) Relating to employment security
First Read S102
Second Read & Referred Small Business & Industry Committee S176

SB 870 (Hegeman) Relating to emergency medical services
First Read S102
Second Read & Referred Local Government & Elections Committee S176
Reported from Local Government & Elections Committee . . S394
SS offered S650
SA 1 to SS offered & adopted S650-655
SA 2 to SS offered & adopted S655
SA 3 to SS offered S655-657
SA 1 to SA 3 to SS offered & adopted S657-658
SA 2 to SA 3 to SS offered & adopted S658
SA 3 to SS, as amended, adopted S658
SS, as amended, adopted S658
Perfected S658
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S704
Third Read & Passed S785
House First Read H1477
Second Read H1487
Referred Government Efficiency H1619
HCS Reported Do Pass Government Efficiency H1786

Referred Rules - Legislative Oversight H1786
Reported Do Pass Rules - Legislative Oversight H1874
HA 1 to HCS House offered H2207
HA 1 to HA 1 to HCS House offered & defeated . . . H2207-2208
HA 1 to HCS House adopted H2208
HA 2 to HCS House offered H2208-2227
HA 1 to HA 2 to HCS House offered & adopted H2227
HA 2 to HCS, as amended, House adopted H2227
HA 3 to HCS House offered & adopted H2227-2228
HA 4 to HCS House offered & adopted H2228-2230
HA 5 to HCS House offered H2230
HSA 1 for HA 5 to HCS House offered & adopted . . H2230-2231
HA 6 to HCS House offered H2231-2232
HA 1 to HA 6 to HCS House offered & adopted H2232
HA 6 to HCS, as amended, House adopted H2232
HA 7 to HCS House offered & adopted H2232-2234
HA 8 to HCS House offered & adopted H2234-2235
HA 9 to HCS House offered & adopted H2235-2236
HA 10 to HCS House offered & adopted H2236-2244
HA 11 to HCS House offered & adopted H2244-2245
HA 12 to HCS House offered & ruled out of order . . H2245-2255
HA 13 to HCS House offered H2255
HA 1 to HA 13 to HCS House offered & adopted . . . H2255-2257
HA 13 to HCS, as amended, House adopted H2257
HA 14 to HCS House offered & ruled out of order . . H2257-2263
HA 15 to HCS House offered H2263
HA 1 to HA 15 to HCS House offered & withdrawn H2263-2264
HA 15 to HCS House withdrawn H2264
HCS, as amended, House adopted H2264
Third Read & Passed H2264-2265 S1223-1296
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1335 H2347
House refuses to recede & grants conference H2348 S1364
House conferees appointed H2389 S1378
Senate conferees appointed S1379 H2397
House distributes CCR H2898
Referred Fiscal Review Committee H2898
CCR Senate offered & adopted S1835-1836
CCS Senate Third Read & Passed S1836-1837 H2831
Reported Do Pass Fiscal Review H2909
House adopts CCR H3379
CCS House Third Read & Passed H3380 S2400
Truly Agreed To & Finally Passed S2400
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 871 (Romine) Relating to court reporters
First Read S103
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S176
Reported from Judiciary & Civil & Criminal Jurisprudence Committee - Consent S314
Removed Consent Calendar S342-343
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S358
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S482
Third Read & Passed S577
House First Read H1099
Second Read H1106
Referred General Laws H1506
HCS Reported Do Pass General Laws H2121
Referred Rules - Legislative Oversight H2121
HCS Reported Do Pass Rules - Legislative Oversight H2508
Referred Fiscal Review H2509
Reported Do Pass Fiscal Review H2532
HA 1 to HCS House offered & adopted H2941-2942
HA 2 to HCS House offered & adopted H2942-2944
HA 3 to HCS House offered & withdrawn H2944-2946
HCS, as amended, House adopted H2947
Third Read & Passed H2947-2948 S1948-1951
Senate concurs in HCS, as amended S2004
Third Read & Passed S2005 H3107
Truly Agreed To & Finally Passed H3107
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 872 (Schatz) Relating to motor vehicle franchises
First Read S103
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S176

SB 873 (Schupp) Relating to a course on career readiness for ninth grade students
First Read S103
Second Read & Referred Education Committee S176

SB 874 (Emery) Relating to grand juries
First Read S103
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S176

SB 875 (Nasheed) Relating to a reporting requirement for lost or stolen firearms
First Read S103
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S176

SB 876 (Sater) Relating to nonpartisan elections
First Read S103
Second Read & Referred Local Government & Elections Committee S176

SB 877 (Onder) Relating to the publication of electronic notice of the sale of real property
First Read S103
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S176

SB 878 (Wieland) Relating to public contracts for purchasing supplies
First Read S103
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S176

SB 879 (Wieland) Relating to a qualifying life event for a special enrollment period
First Read S103
Second Read & Referred Insurance & Banking Committee . S176

SB 880 (Wieland) Relating to adjustments to tax rate levies of political subdivisions
First Read S103
Second Read & Referred Ways & Means Committee S176

SB 881 (Eigel) Relating to special license plates
First Read S103
Second Read & Referred Veterans & Military Affairs Committee S176
Reported from Veterans & Military Affairs Committee S316
SS offered & adopted S478
Perfected S478
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S481
Referred Fiscal Oversight Committee S523
Reported from Fiscal Oversight Committee S588
Third Read & Passed S591
House First Read H1124

Second Read H1136
Referred Transportation H1619
HCS Reported Do Pass Transportation H1922
Referred Rules - Administrative Oversight H1922
HCS Reported Do Pass Rules - Administrative Oversight . H2291
Referred Fiscal Review H2293
Reported Do Pass Fiscal Review H2397
HA 1 to HCS House offered & adopted H3264
HA 2 to HCS House offered H3264-3265
HA 1 to HA 2 to HCS House offered & withdrawn H3265
HA 2 to HCS House defeated H3266
HA 3 to HCS House offered & ruled out of order . . . H3266-3267
HA 4 to HCS House offered & adopted H3267-3269
HA 5 to HCS House offered & adopted H3269-3288
HA 6 to HCS House offered & adopted H3288-3290
HA 7 to HCS House offered & adopted H3290-3293
HA 8 to HCS House offered & adopted H3293-3297
HA 9 to HCS House offered & adopted H3297-3299
HA 10 to HCS House offered & adopted H3300-3304
HA 11 to HCS House offered & adopted H3304-3305
HA 12 to HCS House offered & adopted H3305-3306
HA 13 to HCS House offered & adopted H3306
HA 14 to HCS House offered & adopted H3307-3311
HA 15 to HCS House offered & adopted H3311-3312
HA 16 to HCS House offered & adopted H3312-3313
HA 17 to HCS House offered & adopted H3313-3314
HA 18 to HCS House offered & adopted H3314-3315
HCS, as amended, House adopted H3315
Third Read & Passed H3315-3316 S2302-2360
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S2366 H3374
House refuses to recede & grants conference H3378 S2400
House conferees appointed H3386 S2400
Senate conferees appointed S2408 H3394
House distributes CCR H3474-3475
Referred Fiscal Review H3475
Reported Do Pass Fiscal Review H3485
CCR Senate offered & adopted S2478-2479
CCS Senate Third Read & Passed S2479-2480 H3564
House adopts CCR H3570-3571
CCS House Third Read & Passed H3571-3572 S2490
Truly Agreed To & Finally Passed S2490
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 882 (Hoskins) Relating to the Missouri higher education savings program
First Read S103-104
Second Read & Referred Education Committee S176
Reported from Education Committee S313
SS offered & adopted S416
Perfected S416
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Referred Fiscal Oversight Committee S441
Reported from Fiscal Oversight Committee S588
Third Read & Passed S589
House First Read H1124-1125
Second Read H1136
Referred Ways & Means H1619
Reported Do Pass Ways & Means H2178
Referred Rules - Administrative Oversight H2178
Reported Do Pass Rules - Administrative Oversight H2506
Referred Fiscal Review H2509
Reported Do Pass Fiscal Review H2532
HA 1 House offered & adopted H3107-3114
Third Read & Passed, as amended H3114-3115 S2144-2152
Motion to concur with HA 1 withdrawn S2473
Senate concurs in HA 1 . . . . . S2484
Third Read & Passed S2484-2485 H3578
Truly Agreed To & Finally Passed H3578
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495
Signed by House Speaker H3601
Delivered to Governor S2497

SB 883 (Holsman) Relating to the designation of February as earthquake awareness month
First Read S114
Second Read & Referred General Laws Committee S176

SB 884 (Koenig) Relating to bonding requirements of retail sales licensees
First Read S114
Second Read & Referred Ways & Means Committee S176
Reported from Ways & Means Committee S598
Perfected S766
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S772
Third Read & Passed S798-799
House First Read H1516
Second Read H1524
Referred General Laws H1619
HCS Reported Do Pass General Laws H2288
Referred Rules - Legislative Oversight H2288
HCS Reported Do Pass Rules - Legislative Oversight H2792
Referred Fiscal Review Committee H2896
HCS Reported Do Pass Fiscal Review H2935
HCS House Defeated H3346
HA 1 House offered & adopted H3346
HA 2 House offered H3346-3367
HA 1 to HA 2 House offered & defeated H3367-3369
HA 2 to HA 2 House offered & adopted H3369
HA 2, as amended, House adopted H3370
Third Read & Passed, as amended H3370-3371 S2370-2400
Senate refuses to concur in HA 1 & HA 2, as amended & requests House recede or grant conference S2408 H3395
House refuses to recede & grants conference H3395 S2421
House conferees appointed H3397 S2421
Senate conferees appointed S2424 H3412
CCR Senate offered & adopted S2434
CCS Senate Third Read & Passed S2434-2435 H3439
House distributes CCR H3472
Referred Fiscal Review Committee H3473
Reported Do Pass Fiscal Review H3485
House adopts CCR H3541
CCS House Third Read & Passed H3542 S2488
Truly Agreed To & Finally Passed S2488
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2495-2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 885 (Rowden) Relating to sales taxes for public safety
First Read S114
Second Read & Referred Local Government & Elections Committee S176

SB 886 (Rowden) Relating to fantasy sports contests
First Read S114
Second Read & Referred Progress & Development Committee S176

SB 887 (Rowden) Relating to savings accounts for first-time home buyers
First Read S114
Second Read & Referred Ways & Means Committee S176

SB 888 (Rowden) Relating to criminal history records
First Read S114

Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S176

SB 889 (Rowden) Relating to the annexation of property within fire protection districts
First Read S114
Second Read & Referred General Laws Committee S176

SB 890 (Riddle) Relating to child abuse or neglect investigations
First Read S123
Second Read & Referred Seniors, Families & Children Committee S176
Reported from Seniors, Families & Children Committee with SCS S600
SS for SCS offered S780
SA 1 to SS for SCS offered & adopted S780
SS for SCS, as amended, adopted S780
Perfected S780
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S803
Third Read & Passed S857
House First Read H1705
Second Read H1717
Referred Special Committee to Improve the Care & Well-being of Young People H1891

SB 891 (Kehoe) Relating to buy Missouri week
First Read S123
Second Read & Referred General Laws Committee S176
Reported from General Laws Committee S804
Perfected S837
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S843
Third Read & Passed S910
House First Read H1795
Second Read H1801
Referred Special Committee on Small Business H1891
Reported Do Pass Special Committee on Small Business . . H2504
Referred Rules - Administrative Oversight H2504
Reported Do Pass Rules - Administrative Oversight H2666
Third Read & Passed H3232-3233 S2269
Truly Agreed To & Finally Passed S2269
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 892 (Walsh) Relating to the public employee retirement system for prosecuting & circuit attorneys
First Read S123
Second Read & Referred Health & Pensions Committee . . . S176
Reported from Health & Pensions Committee - Consent with SCS S312
Removed Consent Calendar S351-352
Reported from Health & Pensions Committee with SCS S358
SCS adopted S479
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S482
Third Read & Passed S577
House First Read H1100
Second Read H1106
Referred Pensions H1506
Reported Do Pass Pensions H1748
Referred Rules - Administrative Oversight H1748
Reported Do Pass Rules - Administrative Oversight H1898
HA 1 House offered & adopted H2314
HA 2 House offered & adopted H2314-2321
HA 3 House offered & adopted H2321
HA 4 House offered & adopted H2321-2322
HA 5 House offered & adopted H2322-2323
Third Read & Passed, as amended H2323-2324 S1318-1330
Senate refuses to concur in HAs 1, 2, 3, 4 & 5 & requests House recede or grant conference S1392 H2501
House refuses to recede & grants conference H2502 S1411
Senate conferees appointed S1529 H2552
House conferees appointed H2552 S1541
House distributes CCR H2793-2794
Referred Fiscal Review Committee H2794
Reported Do Pass Fiscal Review H2805
CCR Senate offered & adopted H1819-1820
CCS Senate Third Read & Passed H1820-1821 H2822
House adopts CCR H2827
CCS House Third Read & Passed H2828 S1848
Truly Agreed To & Finally Passed S1848
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 893 (Sater) Relating to the petition process for amending the law
First Read S123
Second Read & Referred Local Government & Elections Committee S176
Reported from Local Government & Elections Committee with SCS S394
SS for SCS offered S658-659
SA 1 to SS for SCS offered S659
Bill placed on Informal Calendar S659

SB 894 (Libla) Relating to computer science
First Read S123
Second Read & Referred Economic Development Committee S177
Reported from Economic Development Committee with SCS S393
SS for SCS offered & adopted S479
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S523
Referred Fiscal Oversight Committee S523
Reported from Fiscal Oversight Committee S588
Third Read & Passed S592
House First Read H1125
Second Read H1136
Referred Elementary & Secondary Education H1619
HCS Reported Do Pass Elementary & Secondary Education H1784
Referred Rules - Administrative Oversight H1784
HCS Reported Do Pass Rules - Administrative Oversight . H1898
Referred Fiscal Review Committee H1922
HCS Reported Do Pass Fiscal Review H2108
HA 1 to HCS House offered & adopted H2305-2308
HA 2 to HCS House offered & adopted H2308-2309
HA 3 to HCS House offered H2309-2312
HA 1 to HA 3 to HCS House offered & withdrawn H2312
HA 3 to HCS House adopted H2312
HA 4 to HCS House offered & adopted H2312-2313
HCS, as amended, House adopted H2313
Third Read & Passed H2313-2314 S1308-1318
Senate concurs in HCS, as amended S1393-1394
Third Read & Passed S1394 H2520
Truly Agreed To & Finally Passed H2520
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 895 (Wieland) Relating to interest on judgments
First Read S124
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S177

SB 896 (Wieland) Relating to state colleges & universities grievance procedures
First Read S124
Second Read & Referred Education Committee S177

SB 897 (Hoskins) Relating to the taxation of partnerships
First Read S124
Second Read & Referred Ways & Means Committee S177

SB 898 (Hoskins) Relating to course access in education
First Read S124
Second Read & Referred Education Committee S177

SB 899 (Rowden) Relating to password protection
First Read S124
Second Read & Referred General Laws Committee S177

SB 900 (Rowden) Relating to activities extended to persons found guilty of certain criminal offenses
First Read S124
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S201

SB 901 (Hummel) Relating to prostate cancer
First Read S124
Second Read & Referred Health & Pensions Committee . . . S201

SB 902 (Hummel) Relating to firefighter retirement systems for certain cities
First Read S124
Second Read & Referred Health & Pensions Committee . . . S201

SB 903 (Dixon) Relating to the operation of motor vehicles
First Read S125
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S201

SB 904 (Emery) Relating to teacher employment
First Read S125
Second Read & Referred Education Committee S201

SB 905 (Munzlinger) Relating to property tax rates set by school districts
First Read S125
Second Read & Referred Education Committee S201

SB 906 (Cunningham) Relating to health care facilities
First Read S125
Second Read & Referred Health & Pensions Committee . . . S201

SB 907 (Kehoe) Relating to the conveyance of property owned by the state in the City of Jefferson, Cole County, Missouri
First Read S125
Second Read & Referred General Laws Committee S201
Reported from General Laws Committee with SCS S286
SS offered S992-993
SA 1 to SS offered & adopted S993
SS, as amended, adopted S993
Perfected S993
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S1003
Third Read & Passed S1166-1167
House First Read H2293
Second Read H2303
Referred Corrections & Public Institutions H2368
Reported Do Pass Corrections & Public Institutions H2502
Referred Rules - Legislative Oversight H2502
Reported Do Pass Rules - Legislative Oversight H2792
Third Read & Passed H3233-3234 S2269-2270
Truly Agreed To & Finally Passed S2269-2270
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 908 (Wieland) Relating to insurance guaranty associations
First Read S144
Second Read & Referred Insurance & Banking Committee . S201

SB 909 (Dixon) Relating to fiduciary access to digital assets
First Read S144
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S201
Reported from Judiciary & Civil & Criminal Jurisprudence Committee - Consent S313
Removed Consent Calendar S349
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S358
Perfected S479
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S481
Third Read & Passed S575-576
House First Read H1100
Second Read H1106
Referred General Laws H1506
HCS Reported Do Pass General Laws H1892
Referred Rules - Legislative Oversight H1892

SB 910 (Sater) Relating to the blind pension fund
First Read S144
Second Read & Referred Health & Pensions Committee . . . S201

SB 911 (Munzlinger) Relating to immunity from liability for the transmission of animal pathogens on fairgrounds
First Read S145
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S201

SB 912 (Rowden) Relating to tuition at public higher education institutions
First Read S145
Second Read & Referred Appropriations Committee S201
Reported from Appropriations Committee with SCS S286
SS for SCS offered & withdrawn S376
SS#2 for SCS offered S376
SA 1 to SS#2 for SCS offered & withdrawn S376
SA 2 to SS#2 for SCS offered S376
SS#2 for SCS withdrawn S376
SS#3 for SCS offered S376-377
Bill placed on Informal Calendar S377

SB 913 (Rowden) Relating to the duties of the children's division
First Read S145
Second Read & Referred Seniors, Families & Children Committee S201

SB 914 (Crawford) Relating to portable electronics insurance
First Read S145
Second Read & Referred Insurance & Banking Committee . S201

SB 915 (Crawford) Relating to contingency fee contracts
First Read S145
Second Read & Referred Government Reform Committee . . S202
Reported from Government Reform Committee S1117

SB 916 (Crawford) Relating to the opening date for school terms
First Read S145
Second Read & Referred Education Committee S202

SB 917 (Crawford) Relating to coal ash
First Read S145
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S202
Reported from Commerce, Consumer Protection, Energy & the Environment Committee with SCS S598

SCS adopted S766
Perfected S766
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S772
Referred Fiscal Oversight Committee S772
Reported from Fiscal Oversight Committee S793
Third Read & Passed S798
House First Read H1516
Second Read H1524
Referred Utilities H1619
HCS Reported Do Pass Utilities H1895
Referred Rules - Administrative Oversight H1895
HCS Reported Do Pass Rules - Administrative Oversight . H1991
HA 1 to HCS House offered & withdrawn H2138
HA 2 to HCS House offered & defeated H2138
HCS House adopted H2138
Third Read & Passed H2138-2139 S1124
Senate concurs in HCS S1392
Third Read & Passed S1392-1392 H2509
Truly Agreed To & Finally Passed H2509
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 918 (Munzlinger) Relating to working animals
First Read S145
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S202
Reported from Agriculture, Food Production & Outdoor Resources Committee with SCS S287
SS for SCS offered & adopted S414
Perfected S414
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Third Read & Passed S475
House First Read H980
Second Read H994
Referred Agriculture Policy H1619
HCS Reported Do Pass Agriculture Policy H2177
Referred Rules - Legislative Oversight H2177
HCS Reported Do Pass Rules - Legislative Oversight H2508
HA 1 to HCS House offered & adopted H2626
HA 2 to HCS House offered H2526-2627
HA 1 to HA 2 to HCS House offered & defeated . . . H2627-2628
HA 2 to HA 2 to HCS House offered & adopted H2628-2629
HA 2 to HCS, as amended, House adopted H2629
HA 3 to HCS House offered & adopted H2629
HA 4 to HCS House offered H2629-2630
HA 1 to HA 4 to HCS House offered & adopted H2630
HA 4 to HCS, as amended, House adopted H2630
HA 5 to HCS House offered & adopted H2630-2631
HA 6 to HCS House offered H2631
HA 1 to HA 6 to HCS House offered & adopted H2631-2632
HA 6 to HCS, as amended, House adopted H2632
HA 7 to HCS House offered & adopted H2632-2633
HA 8 to HCS House offered H2633-2636
HA 1 to HA 8 to HCS House offered & adopted H2636
HA 8 to HCS, as amended, House adopted H2637
HA 9 to HCS House offered & adopted H2637
HA 10 to HCS House offered & adopted H2637-2638
HA 11 to HCS House offered & adopted H2638-2640
HA 12 to HCS House offered & adopted H2640
Placed on Informal Calendar H2921

SB 919 (Libla) Relating to licensure to operate motor vehicles
First Read S153
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S202
Reported from Transportation, Infrastructure & Public Safety Committee S599
SA 1 offered & adopted S773-774
Perfected, as amended S774
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S775
Third Read & Passed S800-801
House First Read H1516
Second Read H1524
Referred Transportation H1619
Reported Do Pass Transportation H2290
Referred Rules - Administrative Oversight H2290
Reported Do Pass Rules - Administrative Oversight H2506
Bill placed on Informal Calendar H2910

SB 920 (Riddle) Relating to real estate licensees
First Read S153
Second Read & Referred Professional Registration Committee S202
Reported from Professional Registration Committee S599
SS offered S877
SA 1 to SS offered S878
SSA 1 for SA 1 to SS offered & defeated S878
SA 1 to SS withdrawn S878
SA 2 to SS offered S878
Bill placed on Informal Calendar S878

SB 921 (Rizzo) Relating to elementary & secondary education
First Read S153
Second Read & Referred Economic Development Committee S202

SB 922 (Hegeman) Relating to the Missouri rural broadband development fund
First Read S153
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S202

SB 923 (Rowden) Relating to the address confidentiality program
First Read S153
Second Read & Referred Seniors, Families & Children Committee S202

SB 924 (Rowden) Relating to a visiting scholars certificate
First Read S153
Second Read & Referred Education Committee S202

SB 925 (Nasheed) Relating to the classification of property for the purposes of taxation
First Read S153
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S202

SB 926 (Riddle) Relating to radiologic imaging & radiation therapy licensure
First Read S154
Second Read & Referred Professional Registration Committee S202

SB 927 (Romine) Relating to public contracts
First Read S154
Second Read & Referred General Laws Committee S202

SB 928 (Onder) Relating to emergency services benefit determinations
First Read S161
Second Read & Referred Health & Pensions Committee . . . S202
Reported from Health & Pensions Committee with SCS S597
Bill placed on Informal Calendar S739

SB 929 (Schatz) Relating to transportation sensors
First Read S161
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S202

SB 930 (Curls) Relating to guardians ad litem
First Read S161
Second Read & Referred Seniors, Families & Children Committee S202

SB 931 (Riddle) Relating to emergency medical services personnel
First Read S161
Second Read & Referred Professional Registration Committee S202

SB 932 (Sater) Relating to reimbursement allowance taxes
First Read S161
Second Read & Referred Appropriations Committee S202

SB 933 (Hegeman) Relating to property assessed clean energy
First Read S161
Second Read & Referred Local Government & Elections Committee S202

SB 934 (Hegeman) Relating to the statute of limitations for personal injury claims
First Read S161-162
Second Read & Referred Government Reform Committee . . S202
Reported from Government Reform Committee S1118

SB 935 (Hegeman) Relating to board members of public water supply districts
First Read S162
Second Read & Referred Local Government & Elections Committee S202

SB 936 (Eigel) Relating to tax increment financing
First Read S162
Second Read & Referred Economic Development Committee S202

SB 937 (Hummel) Relating to public assistance
First Read S162
Second Read & Referred Seniors, Families & Children Committee S202

SB 938 (Munzlinger) Relating to meat
First Read S173
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S202

SB 939 (Cierpiot) Relating to taxation
First Read S173
Second Read & Referred Ways & Means Committee S202

SB 940 (Hegeman) Relating to the imposition of a tax to fund roads & bridges upon abolishing the township form of county government
First Read S173
Second Read & Referred Local Government & Elections Committee S202

SB 941 (Romine) Relating to floodplain management
First Read S173
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S202

SB 942 (Wieland) Relating to trust accounts
First Read S173
Second Read & Referred Insurance & Banking Committee . S202

SB 943 (Wieland) Relating to preneed funeral contracts
First Read S173
Second Read & Referred Insurance & Banking Committee . S202

SB 944 (Eigel) Relating to the purchasing of modernized technology using unexpended state funds saved through a state technology modernization fund
First Read S173
Second Read & Referred Government Reform Committee . . S202

SB 945 (Nasheed) Relating to civil rights for homeless persons
First Read S173
Second Read & Referred Seniors, Families & Children Committee S203

SB 946 (Dixon) Relating to gifts in fraud of marital rights
First Read S180
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S203
Reported from Judiciary & Civil & Criminal Jurisprudence Committee with SCS - Consent S313
SCS adopted S596
Perfected S596
Third Read & Passed - Consent S596
House First Read H1181
Second Read H1192
Referred Judiciary H1619
HCS Reported Do Pass Judiciary H1893
Referred Rules - Legislative Oversight H1893
HCS Reported Do Pass Rules - Legislative Oversight H2792
Placed on Informal Calendar H2921

SB 947 (Dixon) Relating to estate planning
First Read S180
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S203

SB 948 (Sater) Relating to work & community engagement requirements for certain MO HealthNet participants
First Read S180
Second Read & Referred Seniors, Families & Children Committee S203

SB 949 (Emery) Relating to reading intervention in schools
First Read S180
Second Read & Referred Education Committee S203
Reported from Education Committee with SCS S804
SS for SCS offered S834-835
SA 1 to SS for SCS offered & adopted S835-836
SA 2 to SS for SCS offered S836-837
SS for SCS withdrawn S1620
SS#2 for SCS offered & adopted S1620
Perfected S1620
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S1747
Third Read & Passed H1821
House First Read H2822
Second Read H2909
Referred Rules - Administrative Oversight H2922
HCS Reported Do Pass Rules - Administrative Oversight . H2967
Bill Placed on Informal Calendar H3441

SB 950 (Munzlinger) Relating to dental faculty permits
First Read S180
Second Read & Referred Professional Registration Committee S203

SB 951 (Crawford) Relating to hospital regulations
First Read S180
Second Read & Referred Health & Pensions Committee . . . S203
Reported from Health & Pensions Committee S312
Perfected S414
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S429
Third Read & Passed S475-476
House First Read H980
Second Read H994
Referred General Laws H1619
HCS Reported Do Pass General Laws H1892
Referred Rules - Legislative Oversight H1892
HCS Reported Do Pass Rules - Legislative Oversight H2667
HA 1 to HCS House offered & adopted H2831-2832

HA 2 to HCS House offered & adopted H2832
HA 3 to HCS House offered H2832-2856
HA 1 to HA 3 to HCS House offered & adopted H2856-2857
HA 3 to HCS, as amended, House adopted H2857
HA 4 to HCS House offered & adopted H2857-2858
HA 5 to HCS House offered & adopted H2858-2861
HA 6 to HCS House offered & adopted H2861-2865
HCS, as amended, House adopted H2865
Third Read & Passed H2865 S1900-1948
Senate refuses to concur in HCS, as amended & requests House recede or grant conference S1973 H2995
House refuses to recede & grants conference H3050 S2075
House conferees appointed H3103 S2129
Senate conferees appointed S2197 H3230
House distributes CCR H3468-3469
Referred Fiscal Review H3473
CCR Senate offered & adopted S2425
CCS Senate Third Read & Passed S2426 H3413
Reported Do Pass Fiscal Review H3473
House adopts CCR H3544-3545
CCS House Third Read & Passed H3545-3546 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 952 (Rowden) Relating to internet domain names of website operators
First Read S181
Second Read & Referred General Laws Committee S203
Reported from General Laws Committee S1116

SB 953 (Sater) Relating to schedules of controlled substances
First Read S181
Second Read & Referred Seniors, Families & Children Committee S203
Reported from Seniors, Families & Children Committee with SCS S395
SCS adopted S712
Perfected S712
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S716
Third Read & Passed S785-786
House First Read H1477
Second Read H1487
Referred Crime Prevention & Public Safety H1619
HCS Reported Do Pass Crime Prevention & Public Safety . H2120
HCS Referred Rules - Legislative Oversight H2120
House Rules - Legislative Oversight voted to return to committee of origin H2560
Reported Do Pass Crime Prevention & Public Safety H2893
Referred Rules - Legislative Oversight H2893
Reported Do Pass Rules - Legislative Oversight H3187
Bill Placed on Informal Calendar H3485

SB 954 (Curls) Relating to expungement of records relating to the offense of unlawful use of a weapon
First Read S187
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S203
Reported from Judiciary & Civil & Criminal Jurisprudence Committee S802
Perfected S815
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S824
Third Read & Passed S859-860
House First Read H1705
Second Read H1717
Referred General Laws H2119
Reported Do Pass General Laws H2894
Referred Rules - Legislative Oversight H2894
Reported Do Pass Rules - Legislative Oversight H3467
Third Read & Passed H3486-3487 S2458
Truly Agreed To & Finally Passed S2458
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 955 (Cunningham) Relating to reductions in automobile insurance coverage
First Read S187
Second Read & Referred Insurance & Banking Committee . S203

SB 956 (Cunningham) Relating to transportation infrastructure
First Read S187
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S203

SB 957 (Crawford) Relating to consumer legal funding
First Read S187
Second Read & Referred Government Reform Committee . . S203

SB 958 (Riddle) Relating to forensic examinations
First Read S192
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S203

SB 959 (Riddle) Relating to the credit user protection law
First Read S192
Second Read & Referred Insurance & Banking Committee . S203

SB 960 (Emery) Relating to eye drops for newborn infants
First Read S197
Second Read & Referred Seniors, Families & Children Committee S239

SB 961 (Cunningham) Relating to the expiration of the petroleum storage tank insurance fund
First Read S197
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S239

SB 962 (Wieland) Relating to payments made by insurance companies
First Read S197
Second Read & Referred Insurance & Banking Committee . S239

SB 963 (Wieland) Relating to purchasing processes for innovative technology by the office of administration
First Read S197
Second Read & Referred General Laws Committee S239
SCS Reported from General Laws Committee S1116

SB 964 (Eigel) Relating to statewide assessments for elementary & secondary education students
First Read S197
Second Read & Referred Education Committee S239

SB 965 (Curls) Relating to child care subsidies
First Read S210
Second Read & Referred Seniors, Families & Children Committee S239

SB 966 (Rowden) Relating to administration of the criminal justice system
First Read S210
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S239
Reported from Judiciary & Civil & Criminal Jurisprudence Committee with SCS S598
SS for SCS offered S749-750
SA 1 to SS for SCS offered & adopted S750

SA 2 to SS for SCS offered & adopted S750
SA 3 to SS for SCS offered & adopted S750-751
SA 4 to SS for SCS offered & adopted S751-756
SA 5 to SS for SCS offered & adopted S756
SA 6 to SS for SCS offered & adopted S756
SA 7 to SS for SCS offered S757
SA 1 to SA 7 to SS for SCS offered & adopted S757-760
SA 7 to SS for SCS, as amended, adopted S760
SA 8 to SS for SCS offered & adopted S760-762
SA 9 to SS for SCS offered & adopted S762
SA 10 to SS for SCS offered & Ruled out of order S762-763
SA 11 to SS for SCS offered & adopted S763-765
SS for SCS, as amended, adopted S765
Perfected S765
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S775
Referred Fiscal Oversight Committee S787
Reported from Fiscal Oversight Committee S843
Third Read & Passed S855
House First Read H1706
Second Read H1717
Referred Judiciary H1891
HCS Reported Do Pass Judiciary H2288
Referred Rules - Legislative Oversight H2288
HCS Reported Do Pass Rules - Legislative Oversight H2668
Referred Fiscal Review Committee H1688
Reported Do Pass Fiscal Review H2689
HA 1 to HCS House offered & adopted H2997-3009
HA 2 to HCS House offered & adopted H3009-3010
HA 3 to HCS House offered & adopted H3010-3012
HA 4 to HCS House offered & adopted H3012
HA 5 to HCS House offered & adopted H3012-3014
HA 6 to HCS House offered & adopted H3014-3017
HA 7 to HCS House offered & adopted H3017-3019
HA 8 to HCS House offered & adopted H3019-3020
HA 9 to HCS House offered & adopted H3020-3021
HA 10 to HCS House offered & adopted H3021-3022
HA 11 to HCS House offered & adopted H3022-3023
HA 12 to HCS House offered & adopted H3023-3027
HA 13 to HCS House offered & adopted H3027-3028
HA 14 to HCS House offered H3028-3030
HA 1 to HA 14 to HCS House offered & adopted H3030
HA 14 to HCS, as amended, House adopted H3030
HA 15 to HCS House offered & adopted H3030-3033
HA 16 to HCS House offered & adopted H3033-3038
HA 17 to HCS House offered & adopted H3038-3046
HA 18 to HCS House offered H3046-3047
HA 1 to HA 18 to HCS House offered & defeated H3047
HA 18 to HCS House adopted H3047
HA 19 to HCS House offered & adopted H3047-3048
HCS, as amended, House adopted H3048
Third Read & Passed H3048-3049 S2008-2075

SB 967 (Wieland) Relating to litigation financing
First Read S210
Second Read & Referred Government Reform Committee . . S239

SB 968 (Wieland) Relating to financing for electrical corporations
First Read S210
Second Read & Referred Insurance & Banking Committee . S239

SB 969 (Sater) Relating to vendors of consumer-directed services
First Read S210
Second Read & Referred Appropriations Committee S239

SB 970 (Emery) Relating to victim impact programs for persons found guilty of driving while intoxicated
First Read S210
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S239

SB 971 (Crawford) Relating to termination of parental rights
First Read S210
Second Read & Referred Seniors, Families & Children Committee S239

SB 972 (Romine) Relating to energy
First Read S216
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S239

SB 973 (Rizzo) Relating to the base annual compensation of certain police officers
First Read S216
Second Read & Referred Local Government & Elections Committee S239
Reported from Local Government & Elections Committee . . S863
Perfected S951
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S953
Third Read & Passed S973
House First Read H1924
Second Read H1934
Referred Crime Prevention & Public Safety H2119
Reported Do Pass Crime Prevention & Public Safety H2789
Referred Rules - Legislative Oversight H2789
Reported Do Pass Rules - Legislative Oversight H3187
Bill Placed on Informal Calendar H3485

SB 974 (Dixon) Relating to convictions of included offenses
First Read S216
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S239

SRB 975 (Dixon) Relating to repealing expired, ineffective, & obsolete statutory provisions
First Read S216
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S317
Reported from Judiciary & Civil & Criminal Jurisprudence Committee with SCS S862
SA 1 to SCS offered & adopted S942
SCS, as amended, adopted S942
Perfected S942
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S953
Third Read & Passed S986
House First Read H1922-1923
Second Read H1934
Referred Special Committee on Government Oversight . . . H2119
Reported Do Pass Special Committee on Government Oversight H2388
Referred Rules - Administrative Oversight H2388
Reported Do Pass Rules - Administrative Oversight H2665
HA 1 House offered & ruled out of order H3340
Third Read & Passed H3341 S2363
Truly Agreed To & Finally Passed S2363
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 976 (Sifton) Relating to domestic violence fatality review panels
First Read S223
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S317

SB 977 (Crawford) Relating to meat
First Read S223
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S317

SB 978 (Romine) Relating to environmental restoration corporations
First Read S236
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S317

SB 979 (Walsh) Relating to lead testing in certain elementary school buildings
First Read S236
Second Read & Referred Education Committee S317

SB 980 (Riddle) Relating to the payment of court costs in certain probate proceedings when the state is the petitioner
First Read S236
Second Read & Referred Local Government & Elections Committee S317

SB 981 (Wieland) Relating to methods of self-insurance under workers' compensation laws
First Read S236
Second Read & Referred Insurance & Banking Committee . S317
Reported from Insurance & Banking Committee S597
SA 1 offered & adopted S738-739
Perfected, as amended S739
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S742
Referred Fiscal Oversight Committee S766
Reported from Fiscal Oversight Committee S793
Third Read & Passed S796
House First Read H1516
Second Read H1524
Referred Special Committee on Employment Security H1619
Re-referred Insurance Policy H1651
Reported Do Pass Insurance Policy H1786
Referred Rules - Legislative Oversight H1786
Reported Do Pass Rules - Legislative Oversight H2793
Referred Fiscal Review Committee H2896
Reported Do Pass Fiscal Review H2935
Third Read & Passed H3244-3245 S2270
Truly Agreed To & Finally Passed S2270
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 982 (Wieland) Relating to the protection of persons with emergency medical conditions
First Read S236
Second Read & Referred Insurance & Banking Committee . S317
Reported from Insurance & Banking Committee S597
SS offered S933
SA 1 to SS offered S933-934
SSA 1 for SA 1 to SS offered & adopted S934
SA 2 to SS offered & adopted S934-935
SA 3 to SS offered & adopted S935
SS, as amended, adopted S935
Perfected S935
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S942
Referred Fiscal Oversight Committee S977
Reported from Fiscal Oversight Committee S1005
Third Read & Passed S1005
House First Read H1924
Second Read H1934
Referred Children & Families H2119
Reported Do Pass Children & Families H2923
Referred Rules - Legislative Oversight H2923
Reported Do Pass Rules - Legislative Oversight H3467
Referred Fiscal Review Committee H3468
Reported Do Pass Fiscal Review H3485
HA 1 House offered & adopted H3487-3494
Third Read & Passed H3494-3495 S2459-2467
Senate concurs in HA 1 . . . . . S2467-2468
Third Read & Passed, as amended S2468 H3514
Truly Agreed To & Finally Passed H3514
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 983 (Dixon) Relating to criminal offenses
First Read S236
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S317

SB 984 (Wallingford) Relating to highway construction by disadvantaged business enterprises
First Read S236
Second Read & Referred Veterans & Military Affairs Committee S317

SB 985 (Riddle) Relating to background checks for child care providers
First Read S248
Second Read & Referred Seniors, Families & Children Committee S317

SB 986 (Riddle) Relating to information about influenza
First Read S248
Second Read & Referred Seniors, Families & Children Committee S317

SB 987 (Nasheed) Relating to public contracts for purchasing supplies
First Read S248
Second Read & Referred Government Reform Committee . . S317

SB 988 (Rowden) Relating to professional registration
First Read S248
Second Read & Referred Professional Registration Committee S317
SCS Reported from Professional Registration Committee . S1118

SB 989 (Hoskins) Relating to taxation of utilities used in food preparation
First Read S260
Second Read & Referred Ways & Means Committee S317

SB 990 (Hegeman) Relating to the attachment of school districts to community college districts
First Read S260
Second Read & Referred Education Committee S317
Reported from Education Committee with SCS S598
SCS adopted S766
Perfected S766
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S772
Third Read & Passed S799
House First Read H1517
Second Read H1524
Referred Higher Education H1619
Reported Do Pass Higher Education H1786
Referred Rules - Administrative Oversight H1786
Reported Do Pass Rules - Administrative Oversight H1899
HA 1 House offered & adopted H2353
HA 2 House offered & ruled out of order H2353-2355
Third Read & Passed, as amended H2355-2366 S1369
Senate concurs in HA 1 . . . . . S1397
Third Read & Passed, as amended S1397 H2520
Truly Agreed To & Finally Passed H2520
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601

Delivered to Governor S2497

SB 991 (Sifton) Relating to patient-designated caregivers
First Read S260
Second Read & Referred Seniors, Families & Children Committee S317

SB 992 (Sater) Relating to adoption
First Read S260
Second Read & Referred Seniors, Families & Children Committee S318

SB 993 (Nasheed) Relating to the office of financial empowerment
First Read S286
Second Read & Referred Local Government & Elections Committee S318

SB 994 (Nasheed) Relating to the modernization of state technology resources
First Read S286
Second Read & Referred Government Reform Committee . . S318

SB 995 (Sater) Relating to an advisory council on rare diseases & personalized medicine
First Read S286
Second Read & Referred Seniors, Families & Children Committee S318

SB 996 (Rowden) Relating to jury instructions for first degree murder
First Read S286
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S318

SB 997 (Rowden) Relating to background check requirements for certain in-home service providers
First Read S286
Second Read & Referred Seniors, Families & Children Committee S318

SB 998 (Schatz) Relating to fuel standards
First Read S295
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S318
SCS Reported from Agriculture, Food Production & Outdoor Resources Committee S1117

SB 999 (Rowden) Relating to the designation of memorial infrastructure
First Read S295
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S318
Reported from Transportation, Infrastructure & Public Safety Committee with SCS - Consent S599
SCS adopted S780-781
Third Read & Passed - Consent S781
House First Read H1477
Second Read H1487
Referred Special Committee on Tourism H1619
Reported Do Pass Special Committee on Tourism H1894
Referred Rules - Legislative Oversight H1894
Reported Do Pass Rules - Legislative Oversight H2508
Third Read & Passed H2810-2811 S1822
Truly Agreed To & Finally Passed S1822
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 1000 (Rowden) Relating to the designation of memorial infrastructure
First Read S295
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S318

SB 1001 (Hegeman) Relating to death investigations
First Read S311
Second Read & Referred Health & Pensions Committee . . . S396

SB 1002 (Hegeman) Relating to electronic certification of documents
First Read S311
Second Read & Referred Local Government & Elections Committee S396

SB 1003 (Wasson) Relating to sales & use tax exemptions
First Read S312
Second Read & Referred Ways & Means Committee S396
Reported from Ways & Means Committee S863
SS offered S942
SA 1 to SS offered S942-951
Bill placed on Informal Calendar S951

SB 1004 (Schupp) Relating to the trauma-informed care for children & families board
First Read S312
Second Read & Referred Seniors, Families & Children Committee S396

SB 1005 (Sifton) Relating to driver's license revocation proceedings for refusals to submit to chemical tests
First Read S312
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S396

SB 1006 (Cunningham) Relating to yield taxes on forest croplands
First Read S312
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S396

SB 1007 (Kehoe) Relating to the state personnel law
First Read S336
Second Read & Referred Government Reform Committee . . S396
Reported from Government Reform Committee with SCS . . S804
SA 1 to SCS offered & adopted S1095-1096
SA 2 to SCS offered & adopted S1096-1098
Motion to reconsider SA 2 to SCS adopted S1098
SA 2 to SCS withdrawn S1099
SA 3 to SCS offered & adopted S1099-1101
SCS, as amended, adopted S1101
Perfected S1101
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S1119
Third Read & Passed S1167-1168
House First Read H2293
Second Read H2303
Referred General Laws H2368
Reported Do Pass General Laws H2894
Referred Rules - Legislative Oversight H2894
Reported Do Pass Rules - Legislative Oversight H3188
HA 1 House offered & defeated H3406-3407
HA 2 House offered & defeated H3407-3408
HA 3 House offered & defeated H3408-3409
Third Read & Passed H3411-3412 S2438
Truly Agreed To & Finally Passed S2438
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SB 1008 (Riddle) Relating to termination of parental rights
First Read S336
Second Read & Referred Seniors, Families & Children Committee S396

SB 1009 (Rowden) Relating to wagering on sporting events on excursion gambling boats
First Read S336
Second Read & Referred Progress & Development Committee S396

SB 1010 (Rowden) Relating to powersport vehicle franchise practices
First Read S336
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S396

SB 1011 (Crawford) Relating to parental search efforts by the children's division
First Read S336
Second Read & Referred Seniors, Families & Children Committee S396

SB 1012 (Sater) Relating to emergency service boards
First Read S348
Second Read & Referred Local Government & Elections Committee S396

SB 1013 (Hoskins) Relating to sports wagering
First Read S357
Second Read & Referred Progress & Development Committee S396

SB 1014 (Schupp) Relating to the offense of nonconsensual dissemination of private sexual images
First Read S357
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S396

SB 1015 (Wieland) Relating to tax credits for contributions to diaper banks
First Read S357
Second Read & Referred Economic Development Committee S396
SCS Reported from Economic Development Committee . . S1115

SB 1016 (Wieland) Relating to health insurance
First Read S357
Second Read & Referred Insurance & Banking Committee . S396

SB 1017 (Wieland) Relating to the supplemental nutrition assistance program
First Read S357
Second Read & Referred Seniors, Families & Children Committee S396

SB 1018 (Hegeman) Relating to the regulation of agricultural inputs
First Read S357
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S396

SB 1019 (Eigel) Relating to the valuation of bids for state contracts
First Read S357
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S396

SB 1020 (Crawford) Relating to coroners
First Read S357
Second Read & Referred Professional Registration Committee S396

SB 1021 (Dixon) Relating to the judicial retirement plan
First Read S386
Second Read & Referred Health & Pensions Committee . . . S467
Reported from Health & Pensions Committee with SCS S861
Bill placed on Informal Calendar S935

SB 1022 (Dixon) Relating to unlawful discriminatory practices
First Read S386
Second Read & Referred Small Business & Industry Committee S467

SB 1023 (Dixon) Relating to notaries public
First Read S386
Second Read & Referred General Laws Committee S467
Reported from General Laws Committee with SCS S833
SS for SCS offered & adopted S889
Perfected S889
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S908
Third Read & Passed S923
House First Read H1802
Second Read H1810
Referred Judiciary H1891

SRB 1024 (Dixon) Relating to repealing expired, ineffective, & obsolete statutory provisions
First Read S386
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S467

SB 1025 (Dixon) Relating to qualified spousal trusts
First Read S386
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S467

SB 1026 (Nasheed) Relating to the purchasing of firearms
First Read S386-387
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S467

SB 1027 (Cierpiot) Relating to homeowners' associations
First Read S387
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S467

SB 1028 (Wieland) Relating to buyers of precious metals
First Read S387
Second Read & Referred Small Business & Industry Committee S467

SB 1029 (Curls) Relating to the payment of county assessment costs
First Read S387
Second Read & Referred Local Government & Elections Committee S467

SB 1030 (Curls) Relating to collection fees
First Read S387
Second Read & Referred Local Government & Elections Committee S467

SB 1031 (Curls) Relating to recording fees
First Read S387
Second Read & Referred Local Government & Elections Committee S467

SB 1032 (Wallingford) Relating to facilities of historic significance
First Read S387
Second Read & Referred Local Government & Elections Committee S467

SB 1033 (Riddle) Relating to requests to terminate custody for persons in the care of the state
First Read S404
Second Read & Referred Seniors, Families & Children Committee S467

SB 1034 (Riddle) Relating to a statewide hearing aid distribution program
First Read S404
Second Read & Referred Seniors, Families & Children Committee S467

SB 1035 (Koenig) Relating to alternative special needs services
First Read S404
Second Read & Referred Education Committee S467

SB 1036 (Koenig) Relating to sales & use tax exemptions
First Read S404
Second Read & Referred Ways & Means Committee S467

SB 1037 (Wasson) Relating to an innovation fund to promote economic growth & job creation in the state of Missouri
First Read S404
Second Read & Referred Economic Development Committee S468

SB 1038 (Dixon) Relating to vacancies in certain public offices
First Read S404
Second Read & Referred Local Government & Elections Committee S468

SB 1039 (Hegeman) Relating to emergency rules
First Read S404
Second Read & Referred Professional Registration Committee S468

SB 1040 (Cunningham) Relating to certificates of need
First Read S404
Second Read & Referred Health & Pensions Committee . . . S468

SB 1041 (Schaaf) Relating to elected official communications
First Read S412
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S468

SB 1042 (Onder) Relating to concession agreements entered into by political subdivisions
First Read S412
Second Read & Referred Local Government & Elections Committee S468

SB 1043 (Cierpiot) Relating to the joint election of governor & lieutenant governor
First Read S412
Second Read & Referred Local Government & Elections Committee S468

SB 1044 (Romine) Relating to school administrators
First Read S412
Second Read & Referred Education Committee S468

SB 1045 (Romine) Relating to school employee retirement systems
First Read S412
Second Read & Referred Health & Pensions Committee . . . S468

SB 1046 (Crawford) Relating to child protection orders
First Read S412
Second Read & Referred Seniors, Families & Children Committee S468

SB 1047 (Sater) Relating to private college campus police
First Read S412
Second Read & Referred Education Committee S468

SB 1048 (Rowden) Relating to records maintained by public bodies
First Read S412
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S468

SB 1049 (Kehoe) Relating to designation of memorial infrastructure
First Read S438
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S468

SB 1050 (Schatz) Relating to transportation
First Read S438
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S601
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S803
SS for SCS offered S817
SA 1 to SS for SCS offered & adopted S817-819
SS for SCS withdrawn S852
SS#2 for SCS offered S852
SA 1 to SS#2 for SCS offered & adopted S853-854
SA 2 to SS#2 for SCS offered & adopted S854
SA 3 to SS#2 for SCS offered & adopted S854
SA 4 to SS#2 for SCS offered & adopted S854
SS#2 for SCS, as amended, adopted S854
Perfected S854
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S879
Referred Fiscal Oversight Committee S879
Reported from Fiscal Oversight Committee S907
Third Read & Passed - EC adopted S912
House First Read H1795
Second Read H1801
Referred Transportation H1891
HCS Reported Do Pass Transportation H2389
Referred Rules - Administrative Oversight H2389
Returned to the committee of origin H2666
HCS#2 Reported Do Pass Transportation H2895
Referred Rules - Administrative Oversight H2895
HCS#2 Reported Do Pass Rules - Administrative Oversight H2923
Referred Fiscal Review H2967
Reported Do Pass Fiscal Review H3106
Bill Placed on Informal Calendar H3441

SB 1051 (Walsh) Relating to the offense of unlawful use of a weapon
First Read S438
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S601

SB 1052 (Schaaf) Relating to requiring reports on noncommittee independent expenditures
First Read S438
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S601

SB 1053 (Koenig) Relating to the limitation on the power to regulate a person's activities on sidewalks, streets, avenues, alleys, & other public places
First Read S438
Second Read & Referred Local Government & Elections Committee S601

SB 1054 (Nasheed) Relating to school districts
First Read S438
Second Read & Referred Government Reform Committee . . S601

SB 1055 (Hegeman) Relating to physicians entering into supervisory agreements
First Read S438-439
Second Read & Referred Professional Registration Committee S601

SB 1056 (Wasson) Relating to the science, technology, engineering & mathematics (STEM) initiative
First Read S439

Second Read & Referred Economic Development Committee S601

SB 1057 (Schupp) Relating to unanticipated out-of-network health care services
First Read S439
Second Read & Referred Insurance & Banking Committee . S601

SB 1058 (Schupp) Relating to the offense of unlawful use of a weapon
First Read S439
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S601

SB 1059 (Hummel) Relating to a property tax for certain education broadcasting
First Read S439
Second Read & Referred Education Committee S601

SB 1060 (Sifton) Relating to disclosures required by entities entering into contracts with a public agency
First Read S439
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S601

SB 1061 (Hoskins) Relating to motorcycle safety education programs
First Read S439
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S601

SB 1062 (Cierpiot) Relating to certified nursing assistants
First Read S439
Second Read & Referred Professional Registration Committee S601

SB 1063 (Rizzo) Relating to emergency service districts
First Read S439
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S601

SB 1064 (Rizzo) Relating to employment practices relating to gender
First Read S439
Second Read & Referred Small Business & Industry Committee S601

SB 1065 (Eigel) Relating to certain county convention & sports facilities authorities
First Read S439
Second Read & Referred Economic Development Committee S601

SB 1066 (Eigel) Relating to hardening of the electric grid against certain storms
First Read S439
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S601

SB 1067 (Eigel) Relating to the use of paper ballots
First Read S440
Second Read & Referred Local Government & Elections Committee S601

SB 1068 (Sater) Relating to pharmacy technicians
First Read S440
Second Read & Referred Professional Registration Committee S601

SB 1069 (Crawford) Relating to dogs
First Read S440
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S601

SB 1070 (Crawford) Relating to cemetery trust funds
First Read S440
Second Read & Referred Local Government & Elections Committee S601

SB 1071 (Wieland) Relating to the Missouri reinsurance plan
First Read S440
Second Read & Referred Insurance & Banking Committee . S601

SB 1072 (Wieland) Relating to payments for hospital-based health care services
First Read S440
Second Read & Referred Insurance & Banking Committee . S601

SB 1073 (Cunningham) Relating to eggs
First Read S440
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S601

SB 1074 (Rowden) Relating to health care for persons with disabilities
First Read S440
Second Read & Referred Insurance & Banking Committee . S601

SB 1075 (Riddle) Relating to dental practices at federally qualified health centers
First Read S464
Second Read & Referred Professional Registration Committee S601

SB 1076 (Curls) Relating to child passenger restraint systems
First Read S464
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S601

SB 1077 (Holsman) Relating to innovation schools
First Read S464
Second Read & Referred Education Committee S601

SB 1078 (Holsman) Relating to the offense of forgery
First Read S464-465
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S601

SB 1079 (Hegeman) Relating to civil claims for relief due to silica exposure
First Read S465
Second Read & Referred Government Reform Committee . . S601

SB 1080 (Rizzo) Relating to the supervision of certain persons
First Read S465
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S808

SB 1081 (Rizzo) Relating to murder in the first degree
First Read S465
Second Read & Referred General Laws Committee S808

SB 1082 (Rizzo) Relating to pharmaceutical entities
First Read S465
Second Read & Referred Health & Pensions Committee . . . S808

SB 1083 (Walsh) Relating to department of mental health contracts
First Read S465
Second Read & Referred Seniors, Families & Children Committee S808

SB 1084 (Schatz) Relating to the motor vehicle financial responsibility law
First Read S465
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S808

SB 1085 (Chappelle-Nadal) Relating to a Nat Turner day in Missouri
First Read S465
Second Read & Referred General Laws Committee S808

SB 1086 (Crawford) Relating to duties of county officials
First Read S465
Second Read & Referred Local Government & Elections Committee S808

SB 1087 (Rowden) Relating to automated license plate reader systems
First Read S465
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S808

SB 1088 (Rowden) Relating to contracts involving student athletes
First Read S465
Second Read & Referred Professional Registration Committee S808

SB 1089 (Wallingford) Relating to the use of a third-party administrator in the course of certain workers' compensation proceedings
First Read S465-466
Second Read & Referred Small Business & Industry Committee S808

SB 1090 (Hummel) Relating to the taxation of motor fuel
First Read S466
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S809

SB 1091 (Nasheed) Relating to designation of memorial infrastructure
First Read S466
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S809

SB 1092 (Hoskins) Relating to setback distances for large wastewater facilities
First Read S466
Second Read & Referred Commerce, Consumer Protection, Energy & the Environment Committee S809

SB 1093 (Hoskins) Relating to pesticides
First Read S466
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S809

SB 1094 (Hoskins) Relating to complaints against psychologists
First Read S466
Second Read & Referred Professional Registration Committee S809

SB 1095 (Hoskins) Relating to department of mental health inspections
First Read S466
Second Read & Referred Health & Pensions Committee . . . S809

SB 1096 (Romine) Relating to career & technical education
First Read S466
Second Read & Referred Education Committee S809

SB 1097 (Sifton) Relating to sexual offenders
First Read S466
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S809

SB 1098 (Sater) Relating to insurance coverage for mental health conditions
First Read S466
Second Read & Referred Insurance & Banking Committee . S809

SB 1099 (Hummel) WITHDRAWN
First Read S482
Bill Withdrawn S748

SB 1100 (Riddle) Relating to the sale of vision correction devices
First Read S482
Second Read & Referred Professional Registration Committee S809

SB 1101 (Schupp) Relating to firearms
First Read S482
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S809

SB 1102 (Kehoe) Relating to civil actions
First Read S482
Second Read & Referred Government Reform Committee . . S809
Reported from Government Reform Committee with SCS . . S921

INTRODUCED SENATE CONCURRENT RESOLUTIONS

SCR 27 (Emery) Relating to the task force on retail electric competition
Offered S73-74
Referred Rules, Joint Rules, Resolutions & Ethics Committee S105

SCR 28 (Schupp and Nasheed) Relating to organ harvesting in China
Offered S74-75
Referred Rules, Joint Rules, Resolutions & Ethics Committee S105
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1958
Adopted S2486-2487
House First Read H3577

SCR 29 (Nasheed) Relating to the joint committee on the transition of the St. Louis public school district
Offered S75-76
Referred Rules, Joint Rules, Resolutions & Ethics Committee S105

SCR 30 (Wallingford) Relating to the joint committee on solid waste management district operations
Offered S76-77
Referred Rules, Joint Rules, Resolutions & Ethics Committee S105
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S802-803
SA 1 offered S875
Motion for adoption withdrawn S875

SCR 31 (Wallingford) Relating to an Article V Convention
Offered S77
Referred Rules, Joint Rules, Resolutions & Ethics Committee S105
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S803

Adopted S875
Reported to the House H1703
Second Read H1716
Referred Judiciary H3592

SCR 32 (Holsman) Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which regulate elections
Offered S113-114
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S127

SCR 33 (Emery) Relating to the federal government's promises to the western states
Offered S142-143
Referred Rules, Joint Rules, Resolutions & Ethics Committee S156

SCR 34 (Emery) Relating to the Regulation Freedom Amendment to the United States Constitution
Offered S143
Referred Rules, Joint Rules, Resolutions & Ethics Committee S156

SCR 35 (Hegeman) Relating to Diabetes & Cardiovascular Disease Awareness Month
Offered S144
Referred Rules, Joint Rules, Resolutions & Ethics Committee S156
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1399
Adopted S1756
Reported to the House H2748
Second Read H2804
Referred Special Committee on Tourism H2922

SCR 36 (Munzlinger) Relating to Shingles Awareness & Prevention Month in Missouri
First Read S171-172
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S183
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S862
Third Read & Passed S875-876
House First Read H1704
Second Read H1716
Referred Special Committee on Tourism H1986
Reported Do Pass Special Committee on Tourism H2123
Referred Rules - Legislative Oversight H2123
Reported Do Pass Rules - Legislative Oversight H2666
Third Read & Passed H3557-3558 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SCR 37 (Eigel and Onder) Relating to the Bangert Island Riverfront Transformational Project
Offered S172-173
Referred Rules, Joint Rules, Resolutions & Ethics Committee S183
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S862
Motion for adoption withdrawn S876
SA 1 offered & adopted S1303
Adopted, as amended S1303-1304
Reported to the House H2346
Second Read H2396
Referred Economic Development H2558
Reported Do Pass Economic Development H2893
Referred Rules - Legislative Oversight H2893
Reported Do Pass Rules - Legislative Oversight H3187
House adopted H3552-3553 S2489

SCR 38 (Sater) Relating to the Gold Star Families Memorial Monument of Missouri
Offered S209
Referred Rules, Joint Rules, Resolutions & Ethics Committee S216

SCR 39 (Hegeman) Relating to the North American Free Trade Agreement
Offered S210-211
Referred Rules, Joint Rules, Resolutions & Ethics Committee S216

SCR 40 (Hoskins) Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress
First Read S223
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S239
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S803
Third Read & Passed S876
House First Read H1704
Second Read H1716
Referred Special Committee on Government Oversight . . . H1986
Reported Do Pass Special Committee on Government Oversight H2388
Referred Rules - Administrative Oversight H2388
Reported Do Pass Rules - Administrative Oversight H2665
HA 1 House offered & adopted H3117-3118
Third Read & Passed, as amended H3119-3120 S2153
Senate concurs in HA 1 . . . . . S2420
Third Read & Passed, as amended S2420-2421 H3412
Truly Agreed To & Finally Passed H3412

SCR 41 (Schupp) Relating to the ratification of the Equal Rights Amendment to the United States Constitution
First Read S247-248
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S264

SCR 42 (Hoskins) Relating to the Bring Our Heroes Home Act
First Read S259-260
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S273
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S862
Adopted S877
Reported to the House H1704
Second Read H1716
Referred Veterans H1986
Reported Do Pass Veterans H2290
Referred Rules - Legislative Oversight H2290
Reported Do Pass - Legislative Oversight H3187
Bill Placed on Informal Calendar H3341

SCR 43 (Munzlinger) Relating to the state's policy of encouraging electrical corporations to act in consumers' best interests
First Read S268
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S291
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S802
Adopted S877
Reported to the House H1704
Second Read H1716
Referred Utilities H1986
Reported Do Pass Utilities H2124

Referred Rules - Administrative Oversight H2124
Reported Do Pass Rules - Administrative Oversight H2505
House adopted H3438 S2445

SCR 44 (Nasheed) Relating to youth violence
First Read S316-317
Referred Rules, Joint Rules, Resolutions & Ethics Committee S341

SCR 45 (Curls) Relating to designating the third week of June as Pollinator Week
First Read S348
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S360

SCR 46 (Walsh) Relating to opposition to any statewide vote or legislative mandate on governmental reorganization regarding municipalities in St. Louis
Offered S403-404
Referred Rules, Joint Rules, Resolutions & Ethics Committee S430

SCR 47 (Schupp) Relating to the establishment of the task force on trauma-informed care for veterans
First Read S436-437
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S469

SCR 48 (Eigel) Relating to the State Powers Amendment
Senate offered S437-438
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S469

SCR 49 (Schatz) Relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session
First Read S463
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S523
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1546
SA 1 offered & defeated S1839
Third Read & Passed S1839-1840
House First Read H2910
Second Read H2934
Referred Economic Development H2967
Reported Do Pass Economic Development H3186
Referred Rules - Legislative Oversight H318
Reported Do Pass - Legislative Oversight H3187
Third Read & Passed H3342-3343 S2364
Truly Agreed To & Finally Passed S2364
Signed by Senate President Pro Tem S2480
Signed by House Speaker H3564
Delivered to Governor S2480
Signed by Governor S2493

SCR 50 (Hegeman) Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States
First Read S463-464
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S523
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1399
Third Read & Passed S1995-1996
House First Read H3103
Second Read H3198
Referred Rules - Legislative Oversight H3321
Reported Do Pass Rules - Legislative Oversight H3322
Third Read & Passed H3554-3555 S2489
Truly Agreed To & Finally Passed S2489
Reported Duly Enrolled Rules, Joint Rules, Resolutions & Ethics Committee S2495
Signed by Senate President Pro Tem S2496
Signed by House Speaker H3601
Delivered to Governor S2497

SCR 51 (Crawford) Relating to Scoliosis Awareness Day in Missouri
First Read S464
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S523

SCR 52 (Emery) Relating to pornography
Offered S530-531
Referred Rules, Joint Rules, Resolutions & Ethics Committee S588
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1399
Adopted S1756
Reported to the House H2748
Second Read H2804
Referred Children & Families H3592

SCR 53 (Munzlinger) Relating to establishing the "Joint Committee on the Review of the Plant Industries Division"
Senate Offered S982-983
Referred Rules, Joint Rules, Resolutions & Ethics Committee S1013
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S1546
Adopted S1996
Reported to the House H3103
Second Read H3198
Referred Rules - Legislative Oversight H3321
Reported Do Pass Rules - Legislative Oversight H3322
House adopted H3563-3564 S2490

SCR 54 (Emery) Marriage between one man & one woman
Offered S1002-1003
Referred Rules, Joint Rules, Resolutions & Ethics Committee S1035

SCR 55 (Sater) Relating to food allergy training programs
Offered S1385-1386
Referred Rules, Joint Rules, Resolutions & Ethics Committee S1529

INTRODUCED SENATE JOINT RESOLUTIONS

SJR 19 (Munzlinger) Relating to the conservation commission
First Read S71
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S165

SJR 20 (Munzlinger) Relating to the reauthorization of a sales tax dedicated to conservation purposes
First Read S71
Second Read & Referred Agriculture, Food Production & Outdoor Resources Committee S165

SJR 21 (Chappelle-Nadal) Relating to a recall election for the St. Louis county executive
First Read S71
Second Read & Referred Local Government & Elections Committee S165

SJR 22 (Emery) Relating to impeachment trials
First Read S71-72
Second Read & Referred Judiciary & Civil & Criminal Jurisprudence Committee S166

SJR 23 (Silvey) Relating to property tax exemptions for veterans
First Read S72
Second Read & Referred Veterans & Military Affairs Committee S166

SJR 24 (Silvey) Relating to the Missouri general assembly
First Read S72
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S166

SJR 25 (Romine) Relating to bingo
First Read S72
Second Read & Referred Progress & Development Committee S166
Reported from Progress & Development Committee S600
Perfected S779
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S787
Referred Fiscal Oversight Committee S787
Reported from Fiscal Oversight Committee S843
Third Read & Passed S855-856
House First Read H1704
Second Read H1716

SJR 26 (Holsman) Relating to financial disclosure for entities engaging in certain political campaign activities
First Read S72
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S166

SJR 27 (Holsman) Relating to members of the general assembly
First Read S72
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S166
Reported from Rules, Joint Rules, Resolutions & Ethics Committee S803
SA 1 offered & defeated S816
SA 2 offered & adopted S816
SA 3 offered & defeated S816
SA 4 offered S816-817
SA 4 withdrawn S832
SA 5 offered & adopted S832
Perfected, as amended S833
Reported Truly Perfected Rules, Joint Rules, Resolutions & Ethics Committee S838
Referred Fiscal Oversight Committee S865
Reported from Fiscal Oversight Committee S907
Third Read & Passed S908
House First Read H1794
Second Read H1801
Referred Government Efficiency H2119
Reported Do Pass Government Efficiency H2387
Referred Rules - Legislative Oversight H2387
Reported Do Pass Rules - Legislative Oversight H2791
Referred Fiscal Review H3186
Reported Do Pass Fiscal Review H3199
HA 1 House offered & defeated H3572-3574
HA 2 House offered & defeated H3574-3577

SJR 28 (Hegeman) Relating to the nonpartisan court plan
First Read S72
Second Read & Referred Government Reform Committee . . S166

SJR 29 (Schupp) Relating to term limits for members of the general assembly
First Read S72
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S166

SJR 30 (Koenig) Relating to taxation
First Read S72
Second Read & Referred Ways & Means Committee S166

SJR 31 (Eigel) Relating to the state budget
First Read S73
Second Read & Referred Ways & Means Committee S166

SJR 32 (Curls) Relating to compensation adjustments appropriated by the general assembly
First Read S73
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S166

SJR 33 (Eigel) Relating to the appropriation of state money
First Read S73
Second Read & Referred Ways & Means Committee S166

SJR 34 (Hoskins) Relating to property tax exemptions for veterans
First Read S173
Second Read & Referred Veterans & Military Affairs Committee S203

SJR 35 (Cierpiot) Relating to elective state officers
First Read S412-413
Second Read & Referred Local Government & Elections Committee S468

SJR 36 (Schatz) Relating to transportation funding
First Read S440
Second Read & Referred Transportation, Infrastructure & Public Safety Committee S482
Reported from Transportation, Infrastructure & Public Safety Committee with SCS S864

SJR 37 (Kehoe) Relating to the General Assembly
First Read S466
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S717

SJR 38 (Kehoe) Relating to reapportionment of the general assembly
First Read S466-467
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S717

SJR 39 (Kehoe) Relating to reapportionment of the general assembly
First Read S467
Second Read & Referred Rules, Joint Rules, Resolutions & Ethics Committee S717

SJR 40 (Rowden) Relating to labor organizations
First Read S467
Second Read & Referred General Laws Committee S717

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Ninety-ninth General Assembly, sine die, pursuant to the Constitution 2498

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1054	Schupp	Berry, Robert T. and June H.	99-100
1280	Onder	Berthold, Melvin Albert "Mel"	268
1148	Hoskins	Bertz, Abby	180
2048	Richard	Beshore, Sharon	1755

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2208	Wieland	Biermann, Natahaniel Timothy	2492-2493
1321	Hegeman	Bilby, Ross and Cheryl	305
2097	Hegeman	Bird, Cole	1896
1122	Sater	Bishoff, Murray	142
1389	Walsh	Black History Month	359
1686	Riddle	Black, Nora	919
2182	Munzlinger	Blackford, Nathan	2491
1075	Schaaf	Blahnik, Lucas Edward	101
1537	Hegeman	Blair, Donnie and Dawn	735
1606	Libla	Blanton, Joseph, Jr.	828
1171	Riddle	Blaue, Emily	208
1677	Cierpiot	Bledsoe, Michael Aaron	913
1689	Eigel	Blind Ambition	919
1581	Kehoe	Bloom, Donna	814
2096	Hegeman	Bloom, Wanda	1896
1816	Wasson	Bodenhamer, Gayle	1036
1870	Eigel	Bodrow, Emily	1090
1300	Sifton	Boedicker, Detective Brian	282
1692	Eigel	Boeing	919
1068	Wallingford	BOLD Marketing, LLC	100
2210	Crawford	Bolivar Herald-Free Press, One Hundred Fiftieth Anniversary	2494
1978	Romine	Bollinger, Ricky L.	1362
2022	Hoskins	Bond, Terry	1547
1492	Walsh	Borrowman, Robert Allyn "Bob	615
1544	Hoslman	Bortnick, Elinor	735
1924	Riddle	Boulware, Woodrow Wilson	1112
1884	Crawford	Bourland, Charles T.	1090
1205	Munzlinger	Bowling Green High School Lady Softball Bobcats, 2017-2018 Class 2 state champion	231
1399	Richard and Nasheed	Boyd, Norlene	386
1833	Romine	Boyer, Charles G.	1036
1979	Romine	Boyer, Rocky	1362
1875	Richard	Brand, Ann	1090
1768	Riddle	Brandt, Carmen	1000
1260	Sater	Brattin, Janell	255
2216	Schupp	Braun, Orville L.	2494
1462	Schatz	Bray, William "Bill"	568

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2174	Sater	Bremer, John and Adell	2367
1727	Romine and Wieland	Bridges, Dina	933
1479	Koenig	Brinkman, Robert Milton "Bob"	612
2068	Schaaf	Brock, Chip and Pam	1840
1458	Kehoe	Broeker, Roberta L., CPA	562
1120	Sifton	Brooks, Keith D.	142
1573	Nasheed	Brooks, Matthew Joseph	793
1084	Hegeman	Brown, Austin	113
1731	Hegeman	Brown, Laurie	933
1046	Sater	Brown, Sara	78
1081	Schaaf	Brown, Tyler Lutgen	101
2018	Crawford	Bruecher, Justin Ender	1417
1844	Sifton	Bruntrager, Mary Grace	1047
2194	Nasheed	Bryant, Courtney	2492
2088	Hegeman	Bryson, Leisa	1896
1140	Wallingford	Buchheit Logistics	171
1608	Libla	Bulldog Pantry	828
1836	Brown	Bumpus, Jerry	1037
1065	Wasson	Bunch, Dylan Jacob	100
1316	Hegeman	Burdick, Bruce	305
1852	Kehoe	Burger, Morris	1047
2190	Nasheed	Burke, Sara	2491-2492
1365	Curls	Burris, Ossie, Sr.	335
1063	Sater	Burton, Curtis and Donnell	100
1688	Riddle	Bush, Jody	919
1534	Cierpiot	Caballero, Hector Emilio, III	735
2191	Nasheed	Caesar, Pastor Shirley	2492
2042	Hegeman	Calfee, Stacey	1747
1635	Sifton	Calloway, Jessica	874
1495	Riddle	Calvin, Ernest and Helen	620
1739	Libla	Campbell, Karon (Walker)	977
1480	Koenig	Canatsey, Gerald T. "Jerry"	612
1287	Munzlinger	Canton High School baseball program	273
1286	Munzlinger	Canton High School softball program, Class 1 state champion	273
1223	Emery	Carr, Brady Douglas	246
1730	Hegeman	Carroll, Rita	933

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1621	Sater	Carsten, Crissy	843
1749	Sater	Carter, Darin	982
1187	Kehoe	Carter, Javien B.	208
1636	Sifton	Caskanett, Stefany	874
1108	Sifton	Catanzaro, Donna	142
2164	Rowden	Catlett, Donald Lee "Don"	2302
1973	Romine	Centerville, Missouri	1361
1734	Cunningham	Chadwell, Dorothy	936
1909	Cunningham	Chadwell, Joe	1112
1941	Rowden	Chandler, Charles Quarles, II	1166
1722	Koenig	Chellis, Matthew J.	932
1562	Hummel	Cheltenham Neighborhood Association	766
2080	Rowden	Chenault, James A., III, Esq.	1890
1719	Onder	Child Care Center, Inc.	932
1736	Schupp	Christian Brothers College High School Cadets Junior Varsity Purple Hockey Team, 2017-2018 champion	941
1101	Rowden	Christian, Melvin Theodore	137
1920	Cunningham	Clair, Mary	1112
1512	Cierpiot	Clark, Jacob Bryan	640
1629	Onder	Classic Sign Services	874
2092	Hegeman	Clement, Terri	1896
2099	Hegeman	Clements, Don and Dorothy	1896
1700	Koenig	Clements, Kenneth Ray "Kenny"	920
1568	Rowden	Clemetson, Sierra	772
1535	Cierpiot	Coates, Benjamin Thomas	735
1628	Libla	Cobb, Agnes Marie	874
1276	Richard	Cochran, John	264
1395	Hegeman	Coffelt, Jerry and Esther	380
1972	Nasheed	Cole, Amber	1330
1197	Kehoe	Cole County Extension Council	219
1674	Cunningham	Cole, Jack	913
2030	Romine	Coleman, Margie	1547
1490	Wieland	Coleman, Shelby	615
1404	Hoskins	Collins, Christa L.	403
1817	Wasson	Collins, John	1036
2035	Walsh	Combs, Brett A.	1547
1191	Dixon	Commercial Street, Springfield	209

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1555	Richard	Community Support Services of Missouri, Fortieth Anniversary	736
1969	Koenig	Connolly, Chief Warrant Officer 3 Ryan M.	1330
1588	Kehoe	Conway, Heather McCreery	814
1180	Kehoe	Conway, Johann K., Jr.	208
1435	Richard	Cook, Donald Wayne	488
1214	Sater	Cook, Ed	246
1827	Wallingford	Cook, John	1036
1858	Sater	Cook, Scott	1053
1938	Romine	Cook, Tonya	1160
2098	Hegeman	Cooper, Eugene and JoAnn	1896
1933	Romine	Coplin, Norma	1160
1111	Sifton	Cor Jesu Academy	142
2119	Schupp	Corbin, Kenneth Dale "Ken"	1990
1104	Richard	Corda, Reece Christopher	137
2029	Romine	Corio, Denise	1547
2155	Hoskins	Cornelius, Brian	2295
1257	Chappelle-Nadal	Costello, Mariano Anthony "Don", Sr.	255
2111	Sifton	Coughlin, Cornelius Eugene "Connie"	1957
1253	Eigel	Counts, Archie Lee	255
1181	Kehoe	Cox, Joshua A.	208
1474	Riddle	Crider, Licensed Practical Nurse Tiffany	612
1789	Schaaf	Crockett, Larry	1001
1697	Kehoe	Crooks, Major General Frank (Retired)	920
1421	Rowden	Cross, Shakira	436
1726	Romine and Wieland	Crump, Terry	933
1422	Emery	Crusha, Sawyer Lynn	436
1238	Koenig	Cunningham, Callum R.	247
1247	Hegeman	Curran, Madison	251
1359	Hegeman	Cusick, Logan	335
1904	Hoskins	Czarnowski, Ian	1107
2166	Hegeman	Dack, Larry and Donna	2302
1491	Wieland	Dake, Brittany	615
1715	Onder	Dale, Brianna	932
1707	Schupp	Dallavalle, Richard Caesar "Rick"	932
2154	Sater	Dalton, David	2269
2041	Hummel	Daly, Estella Marie	1548

No.	Author	Subject	Page Reference
1536	Cierpiot	Danaher, Evan Michael	735
1901	Romine	Daniels, Dana	1106
1678	Dixon	Darough, DeAntra "Shae"	913
1127	Libla	Davis, Darrin	161
1664	Romine and Wieland	Davis, Debra	887
2192	Nasheed	Davis, Laraine	2492
1811	Sater	Davis, Nadean	1020
1777	Richard	Davis, Sid	1001
2101	Wasson	Davis, Spencer	1896
1959	Wasson	Day, G. Marie	1297
1311	Richard	DeClue, Marlene	295
1643	Libla	Deken, Elizabeth A.	874
1190	Hummel and Chappelle-Nadal	Delmar Loop	209
1307	Sater	DelosSantos, Cole	295
1186	Kehoe	Denkins, Jaylon J.	208
1107	Hegeman	Derks, Madelyn	142
1327	Hegeman	Derr, Lois	305
1902	Hummel	DeSmet Retirement Community	1106
1128	Riddle	DeSmit, Teresa	161
1329	Rowden	Dessem, Beth	310
1367	Wasson	Deterding, Kyle Andrew	336
1388	Wieland	Devlin, C. Michael and Patricia	358-359
1256	Walsh	Dimmitt, Robert Reed "Bob"	255
1144	Sifton	Dino’s Logistics	180
1960	Libla	Dirickson, Fred C. and Barbara J.	1303
1485	Cunningham	Divine Century Farm	612
1455	Crawford	Dixon, Katelyn	562
2115	Cunningham	DOCO, Incorporated, Sheltered Workshop	1957
1045	Sater	Donley, Gayle L.	78
1819	Wasson	Donovan, Mark E.	1036
1728	Romine	Donovan, Sandra	933
1044	Kehoe	Duly convened	4
1232	Kehoe	Duncan, Starla D.	247
1918	Wallingford	Dunn, Recreation Officer I Robert	1112
1237	Rowden	Durante, Gianna	247

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1525	Rizzo	Eager, Alexis	726
1515	Dixon	Eagle Heights Worship Center, Twentieth Anniversary	698
1380	Crawford	Eason, Lydia	351
1470	Holsman	East 9 Pickwick Plaza	588
1393	Hegeman	Eaton, Terry	380
2177	Hummel	Eberle, Nicholas	2427
1239	Sifton	Eck, Fredrick Walter, III	247
1826	Wallingford	Eck, Sharon	1036
1227	Rizzo	Edelman, Josie	246
1743	Eigel	Edgar, Alexis	982
1418	Nasheed	Edwards, Cordell Michael, II	413
1292	Walsh	Edwards, Dennis, Jr.	277
1123	Crawford	Edwards, Michael	152
1975	Romine	Eggemeyer, Kathleen C.	1361
1297	Sifton	Ehrhardt, Donald Arthur "Don"	282
1060	Richard	Elliff, Mark J.	100
1072	Schaaf	Elrod, Ernestine	100
2193	Nasheed	Elsner, Alicia	2492
1271	Kehoe	Employee Resolution	257-259
1762	Cierpiot	Engeman, Lauren	1000
1507	Sifton	Engeszer, Gerald Ernie "Gerry"	620
1532	Hoskins	Eskew, Adones	735
1473	Riddle	Estes, Corrections Officer II Ryan	612
1778	Koenig	Everson, Victoria	1001
1839	Wieland	Eyre, Brogan	1037
1517	Dixon	Farmer, Matt	698
1135	Kehoe	Fatima High School lady cross country Comets, 2017-2018 Class 2 state champion	170
1610	Libla	Fayette, Zach	828
2125	Sater	Fielding, Nancy	1990
1302	Rizzo	Fields, Steven	282
2156	Romine	Fishback, Carolyn	2295
1876	Sifton	Fix, Catherine	1090
2075	Koenig	Flaherty, Kerry Francis	1846
1895	Romine	Flieg, Joan M.	1106
1345	Libla	Flowers, Alvin	311
1620	Sater	Flynn, Rick	843

No.	Author	Subject	Page Reference
1136	Cunningham	FMC Transport, Incorporated	170
1759	Riddle	Forbeck, Catherine	1000
1559	Nasheed, Chappelle-Nadal and Curls	Ford, former State Representative Louis H.	748
2103	Nasheed	Ford, Herbert Michael	1951
1945	Schaaf	Foster, Deborah	1166
1083	Libla	Foster, William "Bill"	113
1524	Rizzo	Fowler, Cecilie	726
1160	Hegeman	Fox, Mariah	193
1659	Hegeman	Frederick, Karl and Clara	886
1099	Sifton	Frederick, Kevin D.	123
1546	Holsman	Frederick, Tehya	736
1132	Nasheed	Freeman, Frankie Muse	170
1832	Romine	Freeman, John	1036
1871	Eigel	Frei, Molly	1090
1097	Sifton	Fresh Thyme Farmers Market	123
1420	Rowden	Friedrichs, Florence Chestnutt	436
1781	Rowden	Fritts, Madelyn	1001
1505	Wallingford	Froman, Harry	620
2032	Sifton	Frost, Brooke	1547
1763	Kehoe	Fullgraf, David Wilson	1000
1757	Schupp	Fulton, Dr. Michael A.	1000
2161	Hegeman	Furst, Earl and Evelyn	2302
1318	Hegeman	Galbreath, Jim	305
2163	Munzlinger	Gann, Rick	2302
1516	Dixon	Garard, Jeremy	698
1431	Schaaf	Garrett, Jackson Scott	463
1542	Hegeman	Gass, Werthen	735
2113	Cunningham	Gatewood, Barbara	1957
1235	Rowden	Gautam, Shruti	247
1788	Schaaf	Gentry, Josee	1001
1956	Libla	Geohagen, James	1297
1703	Walsh	Gettemeier, Albert Fredrick "Bud", Jr.	920
1714	Onder	Gibbons, Marissa	932
1745	Romine	Gibson, Mark	982
1589	Kehoe	Gillam, Denise	814

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2150	Sater	Gilliam, Lana	2269
1932	Romine	Gilliland, Julie	1160
1414	Kehoe	Gladbach, Nicholas Edward	413
1118	Sifton	Glass, Katy	142
1102	Schaaf	Glass, Virginia	137
1552	Schupp	Glazer, David M.	736
1792	Chappelle-Nadal	Goedegebuure, Audrey Ming Lan	1002
1196	Schupp	Goldenberg, Milton and Helaine	219
1891	Romine	Goodman, Jamie	1106
2031	Romine	Goodwin, Christopher	1547
1996	Hoskins	Gower, Melissa	1385
1615	Rizzo	Graceland University Men's Basketball Yellowjackets, 2017-2018 National Association of Inter-Collegiate Athletics Division I champion	833
1976	Romine	Graf, Andrew L.	1361
1116	Hummel	Grand-Bates neighborhood	142
2017	Holsman	Grandview High School boys basketball program Class 4 State Champion	1417
1632	Curls	Greater Kansas City Association of Real Estate Brokers	874
1584	Dixon	Greater Springfield Board of Realtors, Fiftieth Anniversary	814
1706	Schupp	Greco, Joseph A. "Joe", Sr.	932
1522	Cunningham	Greer, John	726
1403	Hoskins	Grice, Robin	403
1877	Sifton	Grimm, Irina Sarah	1090
1983	Romine	Gross, George	1362
1296	Schatz	Guempel, Richard Anthony "Rich"	278
1508	Sifton	Guerrero, Gonzalo Charles "Chase"	620
1202	Libla	Guethle, Nicole	231
1529	Schatz	Guidry, Jules Pierre "Paul", III	735
2157	Crawford	Gunter Farms	2301-2302
1344	Hummel	Haantz, Brendan Alan	311
1273	Sater	Haefeker, Judith	264
2152	Sater	Haes, Randy	2269
1662	Hegeman	Hagan, Don and Diantha	887
1890	Romine	Hager, Dr. Tim	1106
1868	Schatz	Hahn, Alyssa	1084
2019	Riddle	Hahn, Gary L.	1535
1641	Sifton	Hahn, James "Jimmy"	874

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1805	Koenig	Hake, Megan Lynn	1020
1326	Hegeman	Hall, Don	305
1052	Hegeman	Hall, Dwight and Rosemary	88
1357	Hoskins	Hall, Jacob	335
1916	Rowden	Hall, Jacob Michael	1112
1640	Sifton	Hall, Megan	874
1082	Hegeman	Hamilton, Colten M.	101
1578	Sifton	Hammer, Donald Eugene "Don"	809
1804	Koenig	Hammett, Lauren	1020
2074	Koenig	Hammon, Robert Starr "Bob"	1846
2114	Cunningham	Hancock, Gene	1957
1949	Kehoe, Schatz and Riddle	Hankins, Dr. Tracey	1169
1175	Kehoe	Harbison, Tomell	208
1964	Kehoe	Harkins, Corrections Officer I Joshua R.	1303
1847	Romine	Hart, Aubrie	1047
1605	Libla	Hart, Gina	828
1735	Kehoe	Hart, Larry Matthew	941
1771	Hummel	Hartung, Brittany	1000
1907	Dixon	Hasanovic, Mirhad	1111-1112
1711	Richard	Haskins, Dr. Harold	932
1465	Kehoe	Hassler, Jennifer	568
1088	Hegeman	Hatten, Kenneth and Lucy	117
2049	Brown	Havens, Major General John D.	1784
2050	Brown	Havens, Sergeant Major Franklin H.	1784
1793	Walsh	Hayner, Samantha Kate	1002
2172	Sater	Hazelton, Laura	2367
2195	Nasheed	Hazley, Kristina	2492
2021	Cunningham	Head, Jeff	1547
1967	Munzlinger	Heartland Community Church	1330
1176	Kehoe	Hedgpeth, Nicholas	208
1885	Crawford	Hedrick, Lynne	1090
1713	Onder	Heitman, Rachel	932
1134	Kehoe	Helias Catholic High School lady volleyball Crusaders, 2017-2018 Class 3 state champion	170
1055	Libla	Hempen, Dr. Gregory L. "Greg"	100
2036	Chappelle-Nadal	Henry, Malik	1548
1222	Emery	Henson, Kyle Wesley, Jr.	246

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2178	Wieland	Herculaneum High School, 2017-2018 graduating class	2445
2051	Curls	Herndon Career Center Culinary Team	1784
1092	Sifton	Herndon, Matt and Michele	123
1865	Holsman	Herrera, Mirna	1054
1645	Onder	Herron, Chalmer Louis "Bud"	886
1228	Rizzo	Hibbs, Stephanie	246
2123	Sater	Hickman, Teresa	1990
1840	Romine	Hill, Donald	1037
1282	Cierpiot	Hill, Ethan William Lee	273
1428	Crawford	Hillhouse, Robert Benjamin	457
1230	Emery	Hilte, Garrett James Hugo	247
1400	Schupp	Hilton, Mary	403
1998	Hoskins	Hinnen, Lawrence	1385
1454	Sater	Hinojosa, Dr. Luis	530
1754	Crawford	Hirner-Gardner, Donna	994
1638	Sifton	Hoelzer, Meg	874
1335	Libla	Holland, John	310
1954	Libla	Holland, John	1297
1897	Romine	Holland, Mary Jo	1106
1866	Schatz	Holland, Raegan	1084
1766	Riddle	Hollaway, Lonnie and Joyce	1000
1587	Kehoe	Holloway, Andrea	814
2198	Nasheed	Holloway, Jan	2492
1283	Wallingford	Holt, Charlie	273
1320	Hegeman	Holt, Louis and Carolyn	305
1750	Sater	Hood, Glendale "Glen" and Sharon	982
1927	Romine	Hopkins, Charlotte	1159
1362	Munzlinger	Horstmeier, Madison	335
1936	Romine	Horton, Laura	1160
1919	Crawford	House, Byron	1112
1213	Sater	Housman, Bob and Rita	246
1820	Riddle	Howard, Tom	1036
1650	Brown	Hoyt, Dr. W. Hadley	886
1419	Riddle	Hrabovsky, Sam	430
1910	Schupp	Hubbs, Madelyn	1112
1712	Onder	Hubecky, Emily	932
1828	Wallingford	Huff, James Roger	1036

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1221	Emery	Huff, Mason Allen	246
2008	Hegeman	Huffman, Bill and Cheryl	1389
1376	Schaaf	Huffman, Don and Nancy	348
1424	Sater	Huffmaster, Gale	436
2207	Nasheed	Hughes, Catherine	2492
1080	Schaaf	Hughes, Dylan Michael	101
1494	Wieland	Hughes, Robert Cecil "Bob"	619
1619	Sater	Huston, Richard and Sandy	843
1624	Sater	Hutchens Construction Company	868
1981	Romine	Hyde, Sonya	1362
1476	Riddle	Immel, Corrections Officer II James	612
1800	Koenig	Indelicato, Gabriella	1020
1755	Nasheed	Innovative Concept Academy at Blewett School, 2018 graduates	1000
1892	Romine	Ives, Roberta	1106
1215	Sater	Jackson, Eugene "Poss"	246
2196	Nasheed	Jackson-Hicks, the Honorable Emeka	2492
1898	Romine	Jackson, Sherrie	1106
1200	Libla	Jackson's Florist and Gifts	231
1912	Schupp	James, Brandi	1112
1382	Brown	James Memorial Public Library	351
1915	Hoskins	James, Samuel Dale	1112
1423	Wallingford	Jansen, Brice	436
1289	Wieland	Jefferis, William M.	277
1585	Kehoe	Jefferson City Board of Realtors	814
1279	Kehoe	Jefferson City High School Boys Baseball Jays, 2016-2017 Class 5 state champion	268
2086	Kehoe and Riddle	Jefferson City Rotary Club, One Hundredth Anniversary	1896
1317	Hegeman	Jenkins, Mary Ellen	305
1785	Hegeman	Jerome, David H., Ph.D.	1001
1394	Hegeman	Jobst, Robert and Donella	380
1592	Crawford	Joel E. Barber Elementary School, Fiftieth Anniversary	815
1567	Rowden	Johnson, Kania	772
1557	Kehoe	Johnson, Ken	743
1538	Hegeman	Johnson, Latorrie	735
1510	Holsman	Johnson, Neal Andrew	634
1803	Koenig	Jones, Anna Marie	1020
2187	Nasheed	Jones, Charles "Big Chuck", Sr.	2491

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1935	Romine	Jones, Jason	1160
2197	Nasheed	Jones, Karen, RN, BSN, CCM	2492
1178	Kehoe	Jones, Kyle L.	208
2105	Nasheed	Jones, Lena Ann	1951
1553	Sater	Jones, Reverend and Mrs. Archie	736
1639	Sifton	Jones, Sean	874
2038	Chappelle-Nadal	Jones, Tori L.	1548
1117	Richard	Joplin High School, One Hudredth Anniversary	142
1513	Richard	Joplin, One Hundred Forty-fifth Anniversary	640
1241	Richard	Jordan, Kayln	247
1288	Koenig	Jost, George Anthony	273
1189	Kehoe	Joyner, Kendall X.	209
1295	Schatz	Juenger, Richard Davies "Dick"	278
1374	Schatz	Juenger, Richard Davies "Dick"	348
1850	Kehoe	Kaiser, Linda Catherine	1047
2209	Brown	Kaleidoscope Discovery Center	2494
1468	Holsman	Kansas City: A Place in Time	588
2100	Holsman	Kansas City Chorus	1896
1560	Richard	Kansas City University College of Osteopathic Medicine	748
1795	Onder	Karay, Jefferey J.	1002
1622	Wallingford	Kasten, Mary	868
1106	Rizzo	KC Tech Council	137
1908	Cunningham	Keith, Madison	1112
1372	Sater	Kellett, Shelia	336
1951	Hummel	Kelley, Brian	1169
1392	Hegeman	Kelly, Robert "Bob"	380
1582	Riddle	Kemp-Abell, Bailey	814
2047	Hegeman	Kent, Debbie	1747
1721	Onder	Kerr, Hannah	932
2027	Romine	Kienzle, Jack E.	1547
1531	Hoskins	Killingsworth, Piper	735
1391	Riddle	King, Corrections Officer I Matthew	380
1775	Richard	King, Richard	1001
1244	Hegeman	King, Vivian	251
1883	Crawford	Kinkead, Joseph "Carter", DVM	1090
1182	Kehoe	Kinnard, Jamez D.	208
1231	Munzlinger	Kirksville Rotary Club	247

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1453	Sater	Kleiboeker, Brenden	530
2151	Sater	Kleiboeker, Brenden	2269
2171	Sater	Kleiboeker, Donell	2367
1571	Wasson	Kleinsmith, Dr. Stephen L.	787
2116	Schupp	Kline, Jill	1990
1694	Eigel	Klingert, Raymond Lester "Ray"	919
1791	Chappelle-Nadal	Klink, Ralph R.	1001-1002
1823	Riddle	Kloeckner, Henry W.	1036
1281	Onder	Knight, Jerry	268
2117	Schupp	Knight, Robert B. "Bob"	1990
1155	Kehoe	Knipp, Elizabeth	187
1794	Walsh	Knobbe, Ashley Christine	1002
1328	Hoskins	Knoch, Lynn	305
1682	Munzlinger	Knock, Leon and Geneva	919
1463	Kehoe	Knoerle, Anna	568
1741	Wasson	Knutson, Ryan	982
1786	Onder	Koeneker, William Vernon	1001
1988	Kehoe	Koenigsfeld, Carolyn	1362
2069	Romine	Kopp, Heather Michelle	1840
1124	Schaaf	Kosek, Sharon G., Ed.D.	153
2011	Emery	Kozlowski, Liz	1417
1802	Koenig	Kramme, Courtney	1020
1290	Riddle	Krampe, Jerome	277
1159	Schupp	Kratz Elementary School	193
1963	Kehoe	Kreutzer, Corrections Officer I Gregory	1303
1738	Riddle	Kuhn, Joelina	941
2023	Hoskins	Kuhn, Penelope	1547
1782	Hegeman	Kurtz, Edward and Darlyne	1001
1325	Hegeman	Kurtz, Garold	305
2094	Hegeman	Kurtz, Jodie	1896
1050	Hegeman	Kurtz, Wayne and Anita	88
1690	Eigel	L.E.D.R. Recycling	919
1921	Cunningham	Laffoon, Helen	1112
1446	Hegeman	Lager, Larry and Patty	530
1888	Libla	Lake Road Elementary School	1106
2106	Hummel	Lalumondier, Dave	1951
1842	Wieland	Lambert, Claire	1037

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1561	Romine	Lamping, Patrick J.	748
1341	Libla	Lancey, Kermit "Buck"	310
1415	Kehoe	Land, Alec William	413
1254	Eigel	Lanigan, Robert Glennon "Bob"	255
1989	Richard	Lawson, Jonathan	1362
1147	Sater	Laxton, Chad	180
1489	Onder	Layton, Donald Wayne "Don", Sr.	613
1308	Sater	Leach, Greg	295
2033	Sifton	Leach, Sabreena Colleen	1547
2102	Nasheed	Leach, Wanda	1951
1246	Hegeman	Lee, Skyla	251
1154	Wallingford	Legg, Isabel Rose	187
1905	Wieland	Leible, Allison	1107
1767	Riddle	Leverett, Gloria	1000
1742	Eigel	Lewis, Abby	982
2013	Emery	Lewis, Monique	1417
1575	Holsman	Lewis, Stephen Nicholson	793
1634	Sifton	Leyes-Woods, Laura	874
1258	Richard	Leyva, Jorge	255
1467	Riddle	Liberty Christian Academy Boys Basketball Eagles, 2017-2018 Class 2A state champion	582
2129	Riddle	Liberty Christian Academy girls soccer team, 2017-2018 Class 2 state champion	2135
1449	Riddle	Lincoln County Bicentennial	530
1361	Wallingford	Lincoln, Elizabeth	335
1098	Sifton	Lindbergh Schools	123
2089	Hegeman	Livingston, Molly	1896
1899	Romine	Loeffelman, Deborah	1106
1547	Holsman	Lombardi, Molly	736
1854	Walsh	Loney, Susan	1053
1438	Hummel	Long, Nyla	488
1809	Nasheed	Loomis, Chuck	1020
1864	Curls	Loomis, Chuck	1054
1051	Hegeman	Lorenson, Ernie and Noni	88
1928	Romine	Lotz, Shirley	1159
1926	Romine	Love, Robert	1159
1188	Kehoe	Lovelace, Krishun J.	208-209
1167	Brown	Lowe, David, Esq.	197

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1265	Holsman	Lowe, Erin	255
1948	Schaaf	Lower, Lynette	1166
1156	Kehoe	Luebbering, Ben	187
1174	Chappelle-Nadal	Lunar New Year Gala, 2018 Greater Saint Louis	208
1612	Libla	Lutes, Shelby LeAnn	828
2126	Sater	Lyons-Burney, Heather	1990
1985	Munzlinger	Maag, Nicholas A.	1362
1576	Holsman	MacDonald, Duncan	793
1430	Schaaf	Magyar, Jacob A.	463
1801	Koenig	Majeski, Megan	1020
1456	Holsman	Malone, Tempest	562
1990	Schupp	Malugen, Madison	1385
1519	Cunningham	Mann, Richard and Sharon	704
1100	Sifton	Manning, Scott	123
1720	Onder	Mannion, Keely	932
1094	Sifton	Mans, Greg and Lois	123
1398	Kehoe	Mantia, Ronald	380
1500	Schupp	March of Dimes, Eightieth Anniversary	620
1142	Wallingford	Marco Construction Products	171
1259	Sater	Mareth, Aspen Sophia Fern	255
1672	Sifton	Marino, John Ross	900
1158	Schupp	Marion Elementary School	193
2165	Hegeman	Markt, Tom and June	2302
1437	Wallingford	Marquette Tower	488
1613	Wieland	Marrah, Sister Marita Anne	833
1671	Sifton	Marsanick, John M.	900
2185	Munzlinger	Marshall, Christopher	2491
1251	Wieland	Martin, Ethel B.	255
1923	Riddle	Martin, Jim and Margie	1112
1787	Schaaf	Martin, Roger	1001
1607	Libla	Mason, Brandy	828
1149	Hoskins	Mason, Sydnee	181
1275	Richard	Massa, Richard W.	264
1841	Romine	Massie, Anita	1037
1893	Romine	Masters, Sharon	1106

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1520	Crawford, Rizzo, Chappelle-Nadal, Curls, Hummel, Holsman, Nasheed, Schupp, Sifton and Walsh	Mathewson, James L. "Jim"	704
1962	Kehoe	Mathis, Corrections Officer I Justin	1303
1914	Schupp	Matt, Sara Beth	1112
2217	Riddle	Matthews, James Wesley "Jim"	2494
1432	Hoskins	Mattivi, Frank, Sr.	463
1618	Richard	Maturino, Karen	843
1929	Romine	Mauk, Sherry	1159
2071	Kehoe	Maxey, Evelyn Helen Stieferman	1845-1846
1236	Rowden	Mayhan, Abigail	247
1339	Libla	Mayo, Jim	310
1616	Hummel	Mayo, Michaelmonique	833
1226	Rizzo	McAlister, Mia	246
1993	Hoskins	McBee, Cynthia "Cindy"	1385
1997	Hoskins	McBee, Reverend Mark	1385
1220	Emery	McCandless, Connor	246
1457	Kehoe	McCarthy, Thomas P.	562
1661	Hegeman	McCarty, Larry "Joe" and Carolyn	886
1352	Kehoe	McCord, Sarah	335
2040	Chappelle-Nadal	McCowan, Sikudhani	1548
1648	Wasson	McCoy, Brandon	886
1663	Libla	McDaniel, Kelly L.	887
1666	Romine and Wieland	McDowell, David	887
2200	Nasheed	McDuffie, Brenda	2492
1249	Hegeman	McFarland, Maverick	251
1684	Munzlinger	McGee, George “Dusty”	919
2147	Schaaf	McGonagle, Sinead	2144
1143	Wallingford	McIntire, Brandy	171
1609	Libla	McKelvey, Cooper	828
2045	Hegeman	McLain, William and Christine	1747
1668	Romine and Wieland	McMahon, Robin	887
1069	Wallingford	McMullen, Justin	100

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2037	Chappelle-Nadal	McPherson, Justin A.	1548
1855	Riddle	McPike, Master Sergeant Douglas B.	1053
1669	Wasson	Mead, Grayson Anthony	887
1250	Hegeman	Meadows, Gerald and Jane	251
1103	Schaaf	Mears, Charlie and Marty	137
1062	Sater	Mease, Jim and Fern	100
2016	Rowden	Mees, Jan	1417
2073	Koenig	Mertz, Donald Walter "Don"	1846
2000	Wieland	Metro Office Supply	1385
1298	Sifton	Meurer, Robert Henry "Bob"	282
1667	Romine and Wieland	Meyer, Teresa	887
1539	Hegeman	Mgrdichian, Kailey	735
1262	Sater	Mid-Tec	255
1274	Sater	Miller, David	264
2007	Hegeman	Miller, Gene and Beverly	1389
1783	Hegeman	Miller, Jackie and Eva Mae	1001
1829	Wallingford	Miller, Larry K.	1036
1906	Dixon	Miller, Luke	1111
1324	Hegeman	Miller, Randy	305
1397	Hegeman	Miller, Wayne and Diane	380
1583	Dixon	Missouri Alliance of Boys and Girls Clubs	814
1627	Nasheed and Riddle	Missouri Lineworker Appreciation Day	874
1630	Rowden	Missouri Task Force One	874
1184	Kehoe	Mitchell, Dwayne P., II	208
1611	Libla	Mitchell, Rob	828
1070	Wallingford	Mondi	100
1511	Sater	Monett Historical Museum	634
1409	Sater	Monett Main Street	403
1416	Riddle	Monroe City High School Football Panthers, 2017-2018 Class One state champion	413
1528	Schatz	Moody, Billy "Bill"	735
1503	Wallingford	Moore, Fred, Jr.	620
1527	Cunningham	Moore, Keith	726
1724	Onder	Moore, Morgan	933
1305	Romine	Moore, Teresa	282
2215	Schupp	Morales, Enrique "Hank"	2494

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1770	Onder	Morgan, Alexis	1000
1333	Libla	Moriarty, Bill	310
1301	Sifton	Moritz, Officer Paul	282
1484	Riddle	Morningstar, Alexandra	612
1878	Crawford	Morris, Wayne and Kay	1090
2212	Sater	Morton, Tammy	2494
1499	Chappelle-Nadal	Moss, Raymond Ellis "Casey"	620
1887	Eigel	Mossman, Kate	1090
1151	Rowden	Mott, Aaron	181
1284	Sater	Moulton, Earlene	273
1651	Hegeman	Mound City Lady Panthers 2017-2018 basketball program	886
1211	Sater	Mount Vernon High School football program	242
1504	Wallingford	Mouser, Marion D. "Doyle"	620
1652	Hegeman	Moutray, Ron and Joan	886
1360	Riddle	Mudd, Samantha	335
2159	Hegeman	Muirhead, Jack Emory	2302
1478	Riddle	Mullen, Corrections Officer I Christopher	612
1991	Schupp	Municipal League of Metro Saint Louis	1385
1363	Riddle	Murphy, Ron and Debbie	335
1229	Rizzo	Murphy, Skyler	246
1647	Curls	Nard, Ernestine Lanette	886
1937	Romine	Nash, Randy	1160
1387	Richard	National Federation of Independent Business, Seventy-fifth Anniversary	357
1740	Brown	National Safe Boating Week	977
1591	Holsman	National Wild and Scenic Rivers System, Fiftieth Anniversary	815
1114	Kehoe	Nations, Pamela S.	142
1851	Kehoe	Naught, Sharon	1047
1772	Hummel	Navalta, Dominique	1000
1543	Hegeman	Neal, E'Lizabeth NiChea	735
1429	Richard	Neal Group Construction, LLC	463
1541	Hegeman	Neary, Faithe	735
1733	Hegeman	Neff, Billy and Elizabeth "Sue"	933
1141	Wallingford	Neff, Bob	171
2091	Hegeman	Neff, Virginia	1896
1984	Munzlinger	Nelson, Seger M.	1362
1934	Romine	Neubrand, William	1160

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2218	Schatz	Neuner, Gerald Joseph "Gerry"	2495
1867	Schatz	Newell, Christine	1084
1506	Dixon	Newkirk, Renee	620
1944	Schaaf	Newton, Jennifer	1166
1665	Romine and Wieland	Nickless, Paula	887
1986	Kehoe	Niebruegge, Robert	1362
1579	Munzlinger	Niedner, Barton F.	814
1496	Hummel	Nikolaisen, Leroy Orville	620
1922	Schupp	Nineteenth Amendment to the United States Constitution	1112
1873	Wasson	Nixa's Sucker Day 2018	1090
1550	Wallingford	Norris, Vickie	736
1549	Holsman	Northington, Delaney	736
1660	Hegeman	Northwest Missouri Regional Council of Governments, Fiftieth Anniversary	886
1447	Hegeman	Ocker, Charles and Shirley	530
1089	Sater	Offutt, Robert	117
1441	Hoskins	Old Drum Day Festival	524
1252	Eigel	Olinger, Leon Joseph	255
1067	Wallingford	Olivas, Aaron	100
1056	Riddle	Oliver, Tom	100
2169	Schupp	Olshwanger, Ron	2367
1153	Eigel	Ooley, Elaine	181
2120	Kehoe, Riddle and Rowden	Order of the Eastern Star Fulton Chapter #35, One Hundredth Anniversary	1990
1824	Munzlinger	Orskog, Lillian	1036
1452	Sater	Ortiz, Oscar	530
2211	Crawford	Otradovec, Jennifer	2494
1784	Hegeman	Ottmann, Keith and Phyllis	1001
1198	Kehoe	Otto, Ronald Lee	219
1294	Romine	Ottomeyer, John David "Dave"	278
1208	Wieland	Our Lady Catholic School, Festus	236
2001	Brown	Page, Reagan	1385
2002	Curls	Palmer, Robert Milton "Bobby"	1388
1530	Schatz	Panfil, John Anthony	735
1806	Keonig	Paolicchi, Aurora	1020
1604	Libla	Parengo Coffee	828
1950	Kehoe	Parents Day of Hope	1169

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1846	Romine	Park Hills Lions Club	1047
1486	Cunningham	Parker, Chris	612
1710	Schupp	Parkway Central Middle School	932
1563	Wallingford	Parrish, Chase Kassel	772
1838	Brown	Parrish, Hazel	1037
1064	Sater	Pate, Gale, Jr.	100
1410	Sater	Patrick, Cynthia	403
1673	Sifton	Paule, Arthur G. "Art"	900
1882	Crawford	Pearson, Billy D.	1090
1830	Wallingford	Pecaut, Sergia	1036
1112	Sifton	Peistrup, Janet	142
1952	Libla	Pennington, Earl	1297
1303	Rowden	Perkins, Susan	282
1285	Sater	Petty, Linda	273
1451	Nasheed	Petty, Myrtle	530
1699	Koenig	Phillips, Donald Roderick "Don"	920
1170	Riddle	Physician Anesthesiologists Week, Fourth Annual	207-208
1366	Onder	Pierson, Daniel Arthur "Dan"	336
1947	Schaaf	Pike, Gail	1166
1974	Nasheed	Pizzitola, Jacob	1361
1966	Schaaf	Platte County Economic Development Council, Thirtieth Anniversary	1303
2121	Schatz	Pogorzelski, Edward Adam	1990
2012	Emery	Poister, Nadine	1417
1408	Onder	Poronto, Maggie	403
1835	Brown	Porter, Gary	1036
1869	Emery	Powell, Frederick Kirkland "Kirk", III	1084
2082	Romine	Pratt-Pickett, Paulette	1890
1157	Kehoe and Riddle	Preston, Dick	187
1701	Koenig	Primeau, Earl Andrew	920
1732	Hegeman	Primm, Linda	933
1992	Wieland	Prince, Danielle	1385
1342	Rizzo	Privitera, Josephine Ann	310
2052	Schaaf	Proposed Rule Change - Rule 100	1790
2146	Sifton	Proposed Rule Change - Rule 102	2144
2020	Schaaf	Proposed Rule Change - Rule 103	1535
2144	Sifton	Proposed Rule Change - Rule 103	2143-2144

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2132	Sifton	Proposed Rule Change - Rule 103	2136
2058	Schaaf	Proposed Rule Change - Rule 12	1792
2057	Schaaf	Proposed Rule Change - Rule 25	1791-1792
2059	Schaaf	Proposed Rule Change - Rule 25	1792-1793
2130	Sifton	Proposed Rule Change - Rule 25	2135
2062	Schaaf	Proposed Rule Change - Rule 25	1793-1794
2135	Sifton	Proposed Rule Change - Rule 28	2138-2139
2063	Schaaf	Proposed Rule Change - Rule 28	1794-1796
2143	Sifton	Proposed Rule Change - Rule 29	2143
2060	Schaaf	Proposed Rule Change - Rule 48	1793
2061	Schaaf	Proposed Rule Change - Rule 49	1793
1487	Schaaf	Proposed Rule Change - Rule 50	613
2131	Sifton	Proposed Rule Change - Rule 50	2135-2136
2066	Schaaf	Proposed Rule Change - Rule 50	1797
2065	Schaaf	Proposed Rule Change - Rule 6	1796-1797
2145	Sifton	Proposed Rule Change - Rule 66	2144
2141	Sifton	Proposed Rule Change - Rule 77	2141
2064	Schaaf	Proposed Rule Change - Rule 82	1796
2056	Schaaf	Proposed Rule Change - Rule 84	1791
2140	Sifton	Proposed Rule Change - Rule 86	2141
2139	Sifton	Proposed Rule Change - Rule 86	2141
2055	Schaaf	Proposed Rule Change - Rule 92	1790-1791
2138	Sifton	Proposed Rule Change - Rule 96	2140
2054	Schaaf	Proposed Rule Change - Rule 96	1790
2053	Schaaf	Proposed Rule Change - Rule 98	1790
2133	Sifton	Proposed Rule Change - Rules 3 and 4	2136-2137
2134	Sifton	Proposed Rule Change - Rules 44 and 50	2137
2142	Sifton	Proposed Rule Change - Rules 73, and 84-102	2141-2143
2136	Sifton	Proposed Rule Change - Rules 84 and 85	2140
2137	Sifton	Proposed Rule Change - Rules 84 and 85	2140
1137	Walsh	Proposed Rule Change - Senate Rule 25	170-171
1375	Schaaf	Prussman, Mike and Loretta	348
1199	Libla	Pulliam, Michael R.	231
1716	Curls	Putting Families First	932
1566	Rowden	Pyla, Halie	772
1350	Richard	Raben, Joshua	335
1572	Kehoe	Rackers, James O. "J.O."	793

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1675	Cierpiot	Radford, Phoenix V.	913
1115	Rowden	Ragtag Film Society	142
1723	Onder	Rajagopal, Rebecca	933
1798	Schupp	Ratkin, Marilyn	1020
1695	Eigel	Ratkowski, Edward "Vic", Sr.	919
2153	Sater	Ray, Mike	2269
1657	Hegeman	Read, Genice	886
1450	Wallingford	Rediger, Harry E.	530
1310	Sater	Redus, Dr. Billy	295
1625	Sater	Reece, Donnie and Raylene	868
1753	Curls	Reed, Bobbi Jo	994
1709	Schupp	Reed Elementary School	932
1183	Kehoe	Reed, Isaiah Q.	208
1900	Romine	Reed, Mary Beth	1106
1958	Wasson	Reed, Rosemary	1297
2219	Crawford	Reese, Brett F.	2495
1982	Romine	Reese, Randy	1362
2199	Nasheed	Reeves, Martha Rose	2492
1881	Crawford	Reid, Mildred	1090
2179	Romine	Reinhart, Joyce A.	2445
1113	Riddle	Rentschler, Chuck	142
1466	Curls	Reyes, Manuel	582
1597	Rowden	Reynolds, Erin Ashley (Henricks)	828
1377	Munzlinger	Richard, Bill and Betty	348
1889	Libla	Richland Elementary School	1106
2095	Hegeman	Ricks, Brenda	1896
1091	Sater	Ridgley Southern Baptist Church	117
1417	Nasheed	Ridgner, Almer Ruth	413
1670	Schupp	Ridings, William Hilton "Bill"	900
1807	Koenig	Ried, Erica	1020
1685	Munzlinger	Riggs, Steven	919
1353	Kehoe	Riley, Andi	335
1351	Kehoe	Riley, Taylor	335
2158	Schaaf and Hegeman	Riseley, Ian H.S.	2302
2149	Cunningham	Risner, Hubert and Mildred	2269
2087	Hegeman	Ritko, Mary	1896

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1497	Hummel	Riva, Charles Louis	620
1965	Kehoe	Roach, Corrections Officer II Earl	1303
1087	Hegeman	Roberson, H.A. and Suzanne	113
2162	Hegeman	Roberts, Datha	2302
1681	Wasson	Roberts, Gavin Dae	919
2025	Romine	Roberts, Lisa	1547
2083	Romine	Roberts, Sharon	1890
1349	Richard	Rockers, Lydia	335
1676	Cierpiot	Rockwell, Nathaniel Perry	913
1601	Rizzo	Rodriguez, Vanesa	828
1434	Kehoe	Roehl, William C.	488
1596	Sater	Rogers, Dr. Kelli	828
1600	Crawford	Rogers, Jacob	828
1169	Brown	Rolla Farmers' Exchange	197
1304	Rowden	Roof, Carolyn	282
1556	Crawford	Route 54 Cruisers	743
1047	Hegeman	Routh, Dora (VanDeventer)	88
1384	Nasheed	Royal Vagabonds Foundation	351
1402	Hoskins	Rucker, Reshelle	403
1163	Wieland	Ruehl, Deputy Marshal Arthur Edwin	193
1043	Kehoe	Rules	4
1219	Emery	Russell, Drayden Scott	246
2186	Schaaf	Russell, Jeremiah Allen	2491
1570	Wallingford	Rust, Gary W.	775
1309	Sater	Sadler, Marcia	295
1264	Curls	Saint Augustine's Episcopal Church, One Hundred Thirty-fifth Anniversary	255
1425	Romine	Saint Paul Lutheran School, Girls A basketall team	436
1433	Wieland	Saint Pius X High School volleyball team	482
1133	Schupp	Sakiyama, Tom and Cathy	170
2220	Walsh	Salazar, Jose	2495
1565	Rowden	Salim, Muhammad	772
1373	Sater	Salsman, Brian	336
1126	Brown	Sandquist, Jeff	161
1343	Schaaf	Sansone v. Greitens	310-311
1338	Libla	Sappington, Doyle	310
1725	Onder	Saunders, Hannah Elizabeth	933

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1853	Walsh	Scales-Reed, Gwendolyn	1053
1509	Sifton	Schaeffer, Charles Henry "Chuck"	620
1822	Riddle	Schafer, Tori	1036
2078	Koenig	Schicker, Donald E. "Don"	1846
1059	Walsh	Schierbecker, Patrick R.	100
1633	Sifton	Schilling, Jacqui	874
1109	Sifton	Schmid, Steve	142
2184	Kehoe	Schmidt, Linda	2491
1396	Hegeman	Schmitz, Raymond and Debbi	380
1161	Hegeman	Schneider, Rhiannen	193
1593	Wallingford	Schnurbusch, Teagan	815
1048	Hegeman	Schroeder, John and Carolyn	88
1931	Romine	Schroer, Paul	1159-1160
1331	Libla	Schuerenberg, Paul	310
1110	Sifton	Schuering, Karen M.	142
2167	Hegeman	Schulte, John and Irene	2302
1330	Romine	Schweigert, Wayne	310
1746	Romine	Schwent, Carol	982
1896	Romine	Schwent-Roth, Clare	1106
1942	Wasson	Scott, Connie Lorene	1166
1243	Hoskins	Scott, Hannah R.	251
1192	Kehoe	Scott, John	209
1322	Hegeman	Scott, Joyce	305
2214	Libla	Scott, L. Joe	2494
1548	Holsman	Scott, Lauren	736
1558	Kehoe	Scruggs, Mary	743
1776	Richard	Sedge, Kenneth and Armetta	1001
1411	Schupp	Senol, Evren and Laurie	411-412
1764	Cunningham	Seymour Auto Parts	1000
1533	Hoskins	Shafer, Matthew	735
2084	Onder	Shanahan, Robert Edward "Bob"	1896
2160	Hegeman	Sharp, Ron and Maureen	2302
1125	Kehoe	Shellman, Teresa M.	156
1347	Hummel	Shelton, Donnell "Donnie"	311
1381	Curls	Shirley's Kitchen Cabinet	351
2173	Sater	Shiveley, Diane	2367
1821	Riddle	Shoemaker, Chloe J.	1036

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1799	Kehoe	Shoemate, Deputy Casey Lee	1020
2028	Romine	Shropshire, Cynthia	1547
1758	Schupp	Sicking, Teresa	1000
1439	Hoskins	Sigma Phi Epsilon, Missouri Theta Chapter, Fiftieth Anniversary	488
2128	Sifton	Simpson, Dr. Jim B.	2129
1442	Schaaf	Smith, Allyah	530
2204	Nasheed	Smith, Beverly	2492
1968	Munzlinger	Smith Burrell	1330
1076	Schaaf	Smith, Calvin and Sandra	101
2079	Koenig	Smith, Carl David	1846
1971	Nasheed	Smith, Delores	1330
1185	Kehoe	Smith, Jerel T.	208
1207	Sater	Smith, Joe and Catherine	231
2044	Hegeman	Smith, Kay	1747
1773	Hummel	Smith, Laura Elizabeth	1001
1245	Hegeman	Smith, Lillian	251
1523	Rizzo	Snider, Brooke	726
1818	Wasson	Snider, Joan	1036
1460	Wieland	Soer, Terry C.	567
1790	Chappelle-Nadal	Sokol, Rose-Lynn	1001
2148	Richard	Sondag, John	2269
1306	Hummel	Sonderman, Karl H.	295
1999	Nasheed	Soto, Jorge Ivan	1385
1234	Rowden	Southern Boone Primary School	247
1814	Sater	Sparks, Maura	1020
1614	Curls	Spear, Paul W.	833
1146	Sater	Spencer, Colton James	180
1383	Brown	Spencer, Rosalie	351
1299	Sifton	Splean, Roger Allen	282
1708	Schupp	Spoede Elementary School	932
1747	Romine	Spraul, Karen R.	982
1925	Romine	Sprenkel, Lance	1159
2109	Walsh	Spurgeon, William L. "Bill"	1952
2104	Nasheed	Ssekasozi, Mila	1951
2006	Walsh	St. Catherine Retirement Community	1389
1693	Eigel	St. Charles R-VI School District	919
1233	Nasheed	St. Louis Crisis Nursery	247

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2076	Koenig	Stack, Joseph Edward "Joe"	1846
1808	Koenig	Stallings, Danielle	1020
1483	Eigel	Stanford, Clyde Clayton	612
2170	Nasheed and Rowden	Stapleton, Elder Melvin, Sr.	2367
1224	Emery	Stark, Blake Robert	246
1848	Romine	Steiger, Kayla	1047
2077	Koenig	Steinmann, Daniel Wilford "Dan"	1846
2085	Kehoe	Steinmeyer, David	1896
1594	Kehoe	Stennis, Keith DeWitt, II	824
1406	Hoskins	Stevens, Larry L.	403
1079	Schaaf	Stevens, Parker Thomas	101
1314	Koenig	Stevens, Robert Lee "Bob", Jr.	304
1405	Hoskins	Stevens, Viedia L.	403
2206	Nasheed	Stewart, Ollie	2492
2112	Cunningham	Stillings, Norma J.	1957
1704	Walsh	Stillman, Henry Ross "Hank"	920
1642	Sifton	Stock, Alyssa	874
1475	Riddle	Stockton, Licensed Practical Nurse Mary	612
1201	Libla	Stoddard County Relay for Life	231
1780	Rizzo	Strawn, Cole F.	1001
1894	Romine	Streiler, Gary L.	1106
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SIGNED BY THE GOVERNOR

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HCS HB 1246		Requires the Department of Public Safety to develop human trafficking hotline posters
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1252	Plocher	Changes the law regarding low-dose mammography screening
SCS HCS HB 1268		Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
SCS HCS HB 1286		Modifies provisions of law relating to the detonation of explosives and actions for private nuisances brought against certain permittees
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
CCS SS SCS HB 1291		Revises the definition of counties exempt from certain requirements of the county special road and bridge tax
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
SS SCS HB 1465		Modifies various provisions relating to degree offerings at public institutions of higher education

No.	Author	Subject
HB 1469	Davis	Modifies provisions of the Missouri military code by changing the name of the "Missouri reserve military force" to the "Missouri state defense force"
HB 1484	Brown	Changes the laws regarding the requirements for the operation of a bingo game
HB 1492	Lynch	Changes the law regarding the Show-Me Heroes program
SS#2 SCS HCS HB 1500		Modifies provisions relating to the practice of cosmetology and barbering
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
SS HB 1504		Requires certain counties to adopt ordinances regulating land use around National Guard training centers.
HB 1516	Wiemann	Specifies that licensed chiropractic physicians may treat and be reimbursed for conditions currently reimbursed under MO HealthNet
HB 1517	McCann Beatty	Requires the attorney general and the commissioner of administration to submit to the general assembly a monthly report of all settlements and judgments paid from the state legal expense fund
SS HB 1531		Modifies provisions relating to civil proceedings
SS SCS HB 1558		Creates the offense of nonconsensual dissemination of private sexual images
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1625	Morris	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HB 1646	Eggleston	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HB 1665	Swan	Establishes a visiting scholars certificate of license to teach
HCS HB 1690		Modifies provision of the Missouri life and health insurance guarantee act.
SCS HCS HB 1713		Modifies provisions relating to the Missouri Adoptee Rights Act
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
SS HB 1744		Modifies the A+ Schools Program by removing the requirement that the student's attendance of public high school occur in the three years immediately prior to graduation
SS SCS HB 1769		Establishes the offense of filing false documents
SS#2HCS HB 1796		Establishes the First-Time Home Buyer Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to buying a first home
SCS HB 1797		Establishes the Nuclear Power Plant Security Guard Act
HB 1809	Tate	Changes the laws regarding the Bi-state Metropolitan Development District compact by adding Franklin County

No.	Author	Subject
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SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
SS SCS HB 1838		Authorizes the conveyance of certain state property
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 1887	Bahr	Prohibits a property owners' association from preventing a property owner from placing political signs on his or her property
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
SS SCS HCS HB 1991		Modifies provisions relating to wireless facilities and related infrastructure
HCS HB 2001		Appropriates money to the Board of Fund Commissioners
*CCS SCS HCS HB 2002		Appropriates money for the expenses, grants, refunds, and distributions of the State Board of Education and Department of Elementary and Secondary Education
*CCS SCS HCS HB 2003		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Higher Education
*CCS SCS HCS HB 2004		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Revenue and Department of Transportation
*CCS SCS HCS HB 2005		Appropriates money for the expenses, grants, refunds, and distributions of the Office of Administration, Department of Transportation, and Department of Public Safety
*CCS SCS HCS HB 2006		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, and Department of Conservation
CCS SCS HCS HB 2007		Appropriates money for the departments of Economic Development; Insurance, Financial Institutions and Professional Registration; and Labor and Industrial Relations
*CCS SCS HCS HB 2008		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Public Safety
*CCS SCS HCS HB 2009		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Corrections
*CCS SS SCS HCS HB 2010		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Mental Health, Board of Public Buildings, and Department of Health and Senior Services
*CCS SCS HCS HB 2011		Appropriates money for the expenses, grants, and distributions of the Department of Social Services

No.	Author	Subject
*CCS SCS HCS HB 2012		Appropriates money for the expenses, grants, refunds, and distributions of statewide elected officials, the Judiciary, Office of the State Public Defender, and General Assembly
SCS HCS HB 2013		Appropriates money for real property leases and related services
HCS HB 2014		To appropriate money for supplemental purposes for the several departments and offices of state government
HB 2015	Fitzpatrick	To appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development
HCS HB 2017		To appropriate money for capital improvement and other purposes for the several departments of state government
HCS HB 2018		To appropriate money for purposes for the several departments and offices of state government; for projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities
*HCS HB 2019		To appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2101	Beard	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
SCS HCS HB 2116		Exempts certain types of vessels from provisions prohibiting passengers from riding in certain areas of a motorboat
SS#2 HCS HB 2129		Requires thirty minutes of instruction regarding decisions on organ donation during high school
HCS HB 2171		Modifies provisions relating to the blind pension fund
HB 2183	Bondon	Modifies provisions relating to hospital licensure and regulations
SS SCS HCS HBs 2280, 2120, 1468 & 1616		Expands MO HealthNet benefits for pregnant women to provide substance abuse treatment for up to one year after giving birth
HB 2330	Beck	Designates a portion of State Highway 30 in St. Louis County as the "Officer Blake Snyder Memorial Highway"
SCS HB 2347		Designates a portion of Interstate 44 in Greene County as the "Captain Aaron J Eidem Memorial Highway".
SCS HCS HB 2540		Changes the laws regarding state revenues

* Approved in part

CONCURRENT RESOLUTIONS

No.	Author	Subject
HCR 63	Haefner	Designates March 18th of each year as DeMolay Day.
HCR 70	Franks Jr.	Declares youth violence as a public health epidemic and declares June 7th as "Christopher Harris Day" in Missouri

VETOED BY THE GOVERNOR

BILLS

No.	Author	Subject
*CCS SCS HCS HB 2002		Appropriates money for the expenses, grants, refunds, and distributions of the State Board of Education and Department of Elementary and Secondary Education
*CCS SCS HCS HB 2003		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Higher Education
*CCS SCS HCS HB 2004		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Revenue and Department of Transportation
*CCS SCS HCS HB 2005		Appropriates money for the expenses, grants, refunds, and distributions of the Office of Administration, Department of Transportation, and Department of Public Safety
*CCS SCS HCS HB 2006		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, and Department of Conservation
*CCS SCS HCS HB 2008		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Public Safety
*CCS SS SCS HCS HB 2010		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Mental Health, Board of Public Buildings, and Department of Health and Senior Services
*CCS SS SCS HCS HB 2011		Appropriates money for the expenses, grants, and distributions of the Department of Social Services
*CCS SCS HCS HB 2012		Appropriates money for the expenses, grants, refunds, and distributions of statewide elected officials, the Judiciary, Office of the State Public Defender, and General Assembly
*HCS HB 2019		To appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements
SS SCS HB 2562		Establishes treatment courts

* Vetoed in part

DELIVERED TO THE SECRETARY OF STATE

JOINT RESOLUTIONS

No.	Author	Subject
HJR 59	Brown	Proposes a constitutional amendment to reduce the amount of time a person is required to be a member of an organization in order to participate in the management of a bingo game

INTRODUCED HOUSE BILLS

HB 1232 (Stacy) Relating to elections.
Read First Time (H)....H12
Read Second Time (H)....H127
Referred: Elections and Elected Officials (H)....H157
HCS Reported Do Pass (H)....H658 - 659
Referred: Rules - Administrative Oversight (H)....H658

HB 1233 (Stacy) Relating to elections.
Read First Time (H)....H12
Read Second Time (H)....H127
Referred: Elections and Elected Officials (H)....H157
HCS Reported Do Pass (H)....H638

HB 1234 (Stacy) Relating to transportation development district elections.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Elections and Elected Officials (H)....H157
HCS Reported Do Pass (H)....H659
Referred: Rules - Administrative Oversight (H)....H659

HB 1235 (Stacy) Relating to designation of state property in honor of individuals.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Special Committee on Tourism (H)....H2557

HB 1236 (Stacy) Relating to tax increment financing districts.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Local Government (H)....H816
HCS Reported Do Pass (H)....H1643
Referred: Rules - Administrative Oversight (H)....H1643
Reported Do Pass (H)....H1895

HB 1237 (Stacy) Relating to the low-income housing tax credit.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Ways and Means (H)....H944

HB 1238 (Stacy) Relating to tax credits.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Ways and Means (H)....H944

HB 1239 (Stacy) Relating to the historic structures rehabilitation tax credit.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Economic Development (H)....H3581

HB 1240 (Stacy) Relating to access to long-acting reversible contraceptives.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Health and Mental Health Policy (H)....H2557

HB 1241 (Lavender) Relating to the management of state revenues.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Budget (H)....H3581

HB 1242 (Brown 27) Relating to firearms.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: General Laws (H)....H3581

HB 1243 (Bangert) Relating to workers' compensation.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Workforce Development (H)....H3581

HB 1244 (Bangert) Relating to driver's license examinations.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Elementary and Secondary Education (H)....H3581

HB 1245 (Bangert) Relating to a course on career readiness for ninth grade students.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Elementary and Secondary Education (H)....H157
HCS Reported Do Pass (H)....H1322
Referred: Rules - Administrative Oversight (H)....H1322

HB 1246 (Pike) Relating to human trafficking hotline posters.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Crime Prevention and Public Safety (H)....H158
HCS Reported Do Pass (H)....H168
Referred: Rules - Legislative Oversight (H)....H168
Reported Do Pass (H)....H169
Taken Up for Perfection (H)....H194
Title of Bill - Agreed To....H194
HCS Adopted (H)....H194
Perfected with Amendments (H)....H194
Taken Up....H241
Third Read and Passed (H)....H241 - 242
Reported to the Senate and First Read (S)....S153 - 154
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S166
Reported Do Pass (S)....S200
Taken Up....S240 - 241
Truly Agreed To and Finally Passed....S241
Senate Message (S)....H417
Signed by House Speaker (H)....H766
Signed by President Pro Tem (S)....S350
Delivered to Governor....H766
Approved by Governor (G)....H999
Delivered to Secretary of State (G)....H999

HB 1247 (Pike) Relating to diabetes awareness month.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: Special Committee on Tourism (H)....H158
Reported Do Pass - Consent (H)....H317
Referred: Consent and House Procedure (H)....H317
Reported Do Pass - Consent (H)....H375
Perfected by Consent - Pursuant to House Rules (H)....H505
Taken Up....H803
Third Read and Passed (H)....H803
Reported to the Senate and First Read (S)....S377
Second read and referred: Senate General Laws (S)....S469
Reported Do Pass-Placed on Third Read Consent Calendar (S)....S908
Removed from Consent Calendar (S)....S937
Returned to Committee of Origin (S)....S937
Reported Do Pass (S)....S1116
Placed on Informal Calendar....S1551

HB 1248 (Pike) Relating to powdered alcohol.
Read First Time (H)....H13
Read Second Time (H)....H127
Referred: General Laws (H)....H158
HCS Reported Do Pass (H)....H893
Referred: Rules - Legislative Oversight (H)....H893
Reported Do Pass (H)....H1178
Placed on Informal Calendar....H1909
Placed Back on Perfection Calendar....H2502

HB 1249 (Plocher) Relating to certain violations in municipal court.
Read First Time (H)....H13
Read Second Time (H)....H127

Referred: General Laws (H).....H158
Reported Do Pass (H)..... H893 - 894
Referred: Rules - Legislative Oversight (H).....H893
Reported Do Pass (H).....H1035
Placed on Informal Calendar.....H1589
Taken Up for Perfection (H).....H1729
Title of Bill - Agreed To.....H1729
Perfected with Amendments (H).....H1731
Taken Up.....H1835
Third Read and Passed (H).....H1835 - 1836
Reported to the Senate and First Read (S)..... S954
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S)..... S1010
SCS Reported Do Pass (S)..... S1748
Placed on Informal Calendar..... S1897

HB 1250 (Plocher) Relating to trust and estates.
Read First Time (H).....H13
Read Second Time (H).....H127
Referred: Judiciary (H).....H158
Reported Do Pass (H).....H316
Referred: Rules - Legislative Oversight (H).....H316
Reported Do Pass (H).....H780
Taken Up for Perfection (H).....H928
Title of Bill - Agreed To.....H928
Perfected with Amendments (H).....H930
Taken Up.....H1079
Third Read and Passed (H).....H1079 - 1080
Reported to the Senate and First Read (S)..... S603
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S)..... S717
SCS Reported Do Pass (S)..... S1417
Placed on Informal Calendar..... S1779
Taken Up..... S2401
SCS Adopted (S)..... S2407
Third Read and Passed with Amendments (S)..... S2407
Reported to the House with... (H).....H3390 - 3394
Referred: Fiscal Review (H).....H3395
Reported Do Pass (H).....H3435
Taken Up.....H3560
House Adopts (H).....H3560 - 3561
Truly Agreed To and Finally Passed.....H3561 - 3562
House Message (H)..... S2490
Constitutional Objection Filed (H).....H3598
Signed by House Speaker (H).....H3600
Signed by President Pro Tem (S)..... S2496
Delivered to Governor.....H3600

HB 1251 (Plocher) Relating to foreclosure proceeds.
Read First Time (H).....H13
Read Second Time (H).....H127
Referred: Financial Institutions (H).....H244
HCS Reported Do Pass (H).....H372
Referred: Rules - Legislative Oversight (H).....H372
Reported Do Pass (H).....H416
Taken Up for Perfection (H).....H479
Title of Bill - Agreed To.....H479
HCS Adopted (H).....H480
Perfected with Amendments (H).....H480
Taken Up.....H539
Third Read and Passed (H)..... H539 - 540
Reported to the Senate and First Read (S)..... S290
Second read and referred: Senate Insurance and Banking (S)..... S359
SCS Reported Do Pass (S)..... S1117
Placed on Informal Calendar..... S1551

HB 1252 (Plocher) Relating to low-dose mammography screening.
Read First Time (H).....H13
Read Second Time (H).....H128
Referred: Insurance Policy (H).....H311
Reported Do Pass (H).....H502
Referred: Rules - Legislative Oversight (H).....H502
Reported Do Pass (H).....H826
Taken Up for Perfection (H).....H1584
Title of Bill - Agreed To.....H1584
Perfected with Amendments (H).....H1584
Taken Up.....H1671
Third Read and Passed (H)..... H1671 - 1672
Reported to the Senate and First Read (S)..... S881
Second read and referred: Senate Insurance and Banking (S)..... S925
Reported Do Pass (S)..... S1117
Placed on Informal Calendar..... S1551
Taken Up..... S1751
Truly Agreed To and Finally Passed..... S1751
Senate Message (S).....H2731
Signed by House Speaker (H).....H3595
Signed by President Pro Tem (S)..... S2496
Delivered to Governor.....H3600

HB 1253 (Schroer) Relating to the joint committee on substance abuse prevention and treatment.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: Crime Prevention and Public Safety (H).....H158
Reported Do Pass (H).....H637
Referred: Rules - Legislative Oversight (H).....H637

HB 1254 (Schroer) Relating to the offense of drug trafficking.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: Crime Prevention and Public Safety (H).....H158
Reported Do Pass (H).....H1246
Referred: Rules - Legislative Oversight (H).....H1246
Reported Do Pass (H).....H2096

HB 1255 (Schroer) Relating to juvenile court proceedings.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: Judiciary (H).....H392
HCS Reported Do Pass (H).....H1028
Referred: Rules - Legislative Oversight (H).....H1028
Returned to Committee of Origin (H).....H1280
HCS#2 Reported Do Pass (H)..... H1793 - 1794
Referred: Rules - Legislative Oversight (H).....H1793

HB 1256 (Schroer) Relating to electronic firearm tracking technology.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: General Laws (H).....H311
Reported Do Pass (H).....H946
Referred: Rules - Legislative Oversight (H).....H946
Reported Do Pass (H).....H1096

HB 1257 (Schroer) Relating to hiring preference for veterans.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: General Laws (H).....H311
Reported Do Pass (H).....H638
Referred: Rules - Legislative Oversight (H).....H638
Reported Do Pass (H).....H900
Taken Up for Perfection (H).....H1465
Title of Bill - Agreed To.....H1465
Perfected (H).....H1465
Taken Up.....H1639
Third Read and Passed (H).....H1639
Reported to the Senate and First Read (S)..... S867
Second read and referred: Senate Veterans' and Military Affairs (S)..... S924

HB 1258 (Schroer) Relating to a health care service incentive program.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: Health and Mental Health Policy (H).....H2557

HB 1259 (Schroer) Relating to unlawful traffic interference.
Read First Time (H)..... H14
Read Second Time (H).....H128
Referred: Crime Prevention and Public Safety (H).....H3581

HB 1260 (Schroer) Relating to tanning facilities.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Health and Mental Health Policy (H)....H392
HCS Reported Do Pass (H)....H1028
Referred: Rules - Administrative Oversight (H)....H1028
Reported Do Pass (H)....H1645
Placed on Informal Calendar....H2303

HB 1261 (Schroer) Relating to professional registration.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Professional Registration and Licensing (H)....H244
HCS Reported Do Pass (H)....H778 - 779
Referred: Rules - Administrative Oversight (H)....H778
Reported Do Pass (H)....H1031
Taken Up for Perfection (H)....H1584
Title of Bill - Agreed To....H1584
HCS Adopted (H)....H1588
Perfected with Amendments (H)....H1588
Referred: Fiscal Review (H)....H1650
Placed on Informal Calendar....H1673
Reported Do Pass (H)....H1784
Taken Up....H1829
Third Read and Passed (H)....H1829 - 1830
Reported to the Senate and First Read (S)....S953
Second read and referred: Senate Professional Registration (S)....S1010

HB 1262 (Schroer) Relating to abandoned property.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: General Laws (H)....H311
Reported Do Pass (H)....H894
Referred: Rules - Legislative Oversight (H)....H894

HB 1263 (Schroer) Relating to first aid trauma kits.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Special Committee on Government Oversight (H)....H311
HCS Reported Do Pass (H)....H639
Referred: Rules - Administrative Oversight (H)....H639

HB 1264 (Schroer) Relating to evidence on the use of safety belts.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Special Committee on Litigation Reform (H)....H244
HCS Reported Do Pass (H)....H594
Referred: Rules - Legislative Oversight (H)....H594
Reported Do Pass (H)....H900
Placed on Informal Calendar....H1589
Taken Up for Perfection (H)....H1727
Title of Bill - Agreed To....H1727
Laid Over (H)....H1727
Taken Up....H1728
HCS Adopted (H)....H1729
Perfected (H)....H1729
Taken Up....H1834
Third Read and Passed (H)....H1834 - 1835
Reported to the Senate and First Read (S)....S954
Second read and referred: Senate Government Reform (S)....S1010
Reported Do Pass (S)....S1118
Placed on Informal Calendar....S1551

HB 1265 (Schroer) Relating to declarations of candidacy.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Elections and Elected Officials (H)....H311
Reported Do Pass (H)....H637 - 638
Referred: Rules - Administrative Oversight (H)....H637
Reported Do Pass (H)....H822
Taken Up for Perfection (H)....H887
Title of Bill - Agreed To....H887
Perfected (H)....H889
Taken Up....H997
Third Read and Passed (H)....H997 - 998
Reported to the Senate and First Read (S)....S524
Second read and referred: Senate Local Government and Elections (S)....S717
Reported Do Pass (S)....S1958
Placed on Informal Calendar....S2197

HB 1266 (Lichtenegger) Relating to the pain capable unborn child protection act.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Children and Families (H)....H158
Reported Do Pass (H)....H636
Referred: Rules - Legislative Oversight (H)....H636
Reported Do Pass (H)....H975 - 976
Placed on Informal Calendar....H1357
Taken Up for Perfection (H)....H1358
Title of Bill - Agreed To....H1358
Perfected (H)....H1362
Taken Up....H1535
Third Read and Passed (H)....H1535
Reported to the Senate and First Read (S)....S823
Second read and referred: Senate Seniors, Families, and Children (S)....S865

HB 1267 (Lichtenegger) Relating to virtual education.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Higher Education (H)....H158
Reported Do Pass (H)....H335
Referred: Rules - Administrative Oversight (H)....H335
Reported Do Pass (H)....H376
Taken Up for Perfection (H)....H472
Title of Bill - Agreed To....H472
Perfected (H)....H472
Referred: Fiscal Review (H)....H498
Reported Do Pass (H)....H534
Taken Up....H535
Third Read and Passed (H)....H535
Reported to the Senate and First Read (S)....S289
Second read and referred: Senate Education (S)....S359
Reported Do Pass (S)....S1115
Referred: Senate Fiscal Oversight (S)....S1168
Reported Do Pass (S)....S1386
Placed on Informal Calendar....S1550

HB 1268 (Lichtenegger) Relating to dental faculty permits.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Higher Education (H)....H158
HCS Reported Do Pass (H)....H501 - 502
Referred: Rules - Administrative Oversight (H)....H501
Reported Do Pass (H)....H596
Taken Up for Perfection (H)....H793
Title of Bill - Agreed To....H793
HCS Adopted (H)....H793
Perfected (H)....H793
Taken Up....H865
Third Read and Passed (H)....H865 - 866
Reported to the Senate and First Read (S)....S406
Second read and referred: Senate Professional Registration (S)....S602
SCS Reported Do Pass (S)....S864
Taken Up....S1039
SCS Adopted (S)....S1039
Third Read and Passed (S)....S1039 - 1040
Senate Message (S)....H1985
Referred: Fiscal Review (H)....H1986
Placed on Informal Calendar....H2111
Reported Do Pass (H)....H2188
Taken Up....H2194
House Adopts (H)....H2194 - 2195
Truly Agreed To and Finally Passed....H2195 - 2196
House Message (H)....S1169
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
Delivered to Governor....H3600

HB 1269 (Lichtenegger) Relating to regulations by a county.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Local Government (H)....H2557

HB 1270 (Lant) Relating to prevailing wages on public works.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Economic Development (H)....H158

HB 1271 (Lant) Relating to wages for work done on behalf of a school.
Read First Time (H)....H14
Read Second Time (H)....H128
Referred: Economic Development (H)....H158

HB 1272 (Lant) Relating to prevailing wages for public works contracts.
Read First Time (H)....H15
Read Second Time (H)....H128
Referred: Economic Development (H)....H158

HB 1273 (Kendrick) Relating to the powers and duties of the Missouri higher education loan authority.
Read First Time (H)....H15
Read Second Time (H)....H128
Referred: Higher Education (H)....H311
HCS Reported Do Pass (H)....H659
Referred: Rules - Administrative Oversight (H)....H659
Reported Do Pass (H)....H898
Placed on Informal Calendar....H1909
Placed Back on Perfection Calendar....H2502

HB 1274 (Kendrick) Relating to student loans.
Read First Time (H)....H15
Read Second Time (H)....H128
Referred: Higher Education (H)....H3581

HB 1275 (Kendrick) Relating to the establishment of a work-study program.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Higher Education (H)....H218
Reported Do Pass (H)....H502
Referred: Rules - Administrative Oversight (H)....H502
Reported Do Pass (H)....H596
Taken Up for Perfection (H)....H1570
Title of Bill - Agreed To....H1570
Perfected with Amendments (H)....H1571
Referred: Fiscal Review (H)....H1650
Reported Do Pass (H)....H1662
Taken Up....H1669
Third Read and Passed (H)....H1669 - 1670
Reported to the Senate and First Read (S)....S880
Second read and referred: Senate Education (S)....S924

HB 1276 (Kendrick) Relating to the Missouri Rx plan.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Health and Mental Health Policy (H)....H3581

HB 1277 (Beck) Relating to labor organizations.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Economic Development (H)....H3581

HB 1278 (Beck) Relating to tax credits for grocery stores.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Economic Development (H)....H1505
Reported Do Pass (H)....H2287
Referred: Rules - Legislative Oversight (H)....H2287

HB 1279 (Beck) Relating to the safekeeping of personal information.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Special Committee on Homeland Security (H)....H3581

HB 1280 (Beck) Relating to tax increment financing projects.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Economic Development (H)....H3581

HB 1281 (Beck) Relating to firearms.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: General Laws (H)....H3581

HB 1282 (Beck) Relating to public contracts.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Economic Development (H)....H3581

HB 1283 (Conway 10) Relating to absentee voting.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Elections and Elected Officials (H)....H3581

HB 1284 (Conway 10) Relating to election costs.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Elections and Elected Officials (H)....H3581

HB 1285 (Conway 10) Relating to the nomination of independent candidates.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Elections and Elected Officials (H)....H312
HCS Reported Do Pass (H)....H638
Referred: Rules - Administrative Oversight (H)....H638

HB 1286 (Engler) Relating to natural resources.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: General Laws (H)....H158
HCS Reported Do Pass (H)....H259
Referred: Rules - Legislative Oversight (H)....H259
Reported Do Pass (H)....H337
Taken Up for Perfection (H)....H391
Title of Bill - Agreed To....H391
HCS Adopted (H)....H392
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Taken Up....H435
Third Read and Passed (H)....H435 - 436
Reported to the Senate and First Read (S)....S250 - 251
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S)....S359
SCS Reported Do Pass (S)....S863
Referred: Senate Fiscal Oversight (S)....S879
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Taken Up....S1014
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Taken Up....S1092
SCS Adopted (S)....S1093
Third Read and Passed (S)....S1093
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Referred: Fiscal Review (H)....H2173
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House Adopts (H)....H2191 - 2192
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House Message (H)....S1169
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
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HB 1287 (Engler) Relating to insurance markets for commercial insurance.
Read First Time (H)....H15
Read Second Time (H)....H129
Referred: Insurance Policy (H)....H158
Reported Do Pass (H)....H204
Referred: Rules - Legislative Oversight (H)....H204

Reported Do Pass (H) H249
Taken Up for Perfection (H) H271
Title of Bill - Agreed To H271
Perfected (H) H271
Referred: Fiscal Review (H) H288
Reported Do Pass (H) H328
Taken Up H329
Third Read and Passed (H) ..... H329 - 330
Reported to the Senate and First Read (S) S203
Second read and referred: Senate Insurance and Banking (S)..... S341

HB 1288 (Engler) Relating to tax credits for contributions to pregnancy centers.
Read First Time (H) H15
Read Second Time (H) H129
Referred: Ways and Means (H) H158
HCS Reported Do Pass (H) H374
Referred: Rules - Administrative Oversight (H) H374
Reported Do Pass (H) H439
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Title of Bill - Agreed To H483
HCS Adopted (H) H496
Perfected with Amendments (H) ..... H496 - 497
Referred: Fiscal Review (H) H521
Placed on the Informal Third Reading Calendar (H) H589
Reported Do Pass with Amendments (H) H678
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Third Read and Passed with Amendments (H) ..... H890 - 891
Reported to the Senate and First Read (S) ..... S429 - 430
Second read and referred: Senate Economic Development (S) S602
SCS Reported Do Pass (S) ..... S861 - 862
Referred: Senate Fiscal Oversight (S) S879
Reported Do Pass (S) S907
Placed on Informal Calendar S1013
Taken Up S1542
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SS Adopted (S) S1545
Referred: Senate Fiscal Oversight (S) S1546
Reported Do Pass (S) S1880
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Referred: Fiscal Review (H) H2996
Reported Do Pass (H) H3105
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House Message (H) S2455
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Signed by President Pro Tem (S) S2496
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HB 1289 (Engler) Relating to ballot initiatives and referendums.
Read First Time (H) H15
Read Second Time (H) H129
Referred: Government Efficiency (H) H312
HCS Reported Do Pass (H) H778
Referred: Rules - Legislative Oversight (H) H778
Reported Do Pass (H) H976
Taken Up for Perfection (H) H1812
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HCS Adopted (H) H1813
Perfected with Amendments (H) H1813
Referred: Fiscal Review (H) H1874
Placed on the Informal Third Reading Calendar (H) H1887
Reported Do Pass (H) H1908
Taken Up H1938
Third Read and Passed (H) H1938
Reported to the Senate and First Read (S) S1035
Second read and referred: Senate Local Government and Elections (S) S1158

HB 1290 (Henderson) Relating to the display of the pow/mia flag.
Read First Time (H) H15
Read Second Time (H) H129
Referred: Veterans (H) H816
Reported Do Pass (H) H1095
Referred: Rules - Legislative Oversight (H) H1095
Reported Do Pass (H) H1474
Placed on Informal Calendar H1909
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HB 1291 (Henderson) Relating to the county special road tax.
Read First Time (H) H16
Read Second Time (H) H129
Referred: Local Government (H) H158
Reported Do Pass (H) H260
Referred: Rules - Administrative Oversight (H) H260
Reported Do Pass (H) H439
Taken Up for Perfection (H) H632
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Taken Up H687
Third Read and Passed (H) ..... H687 - 688
Reported to the Senate and First Read (S) S340
Second read and referred: Senate Local Government and Elections (S) S469
SCS Reported Do Pass (S) S599
Taken Up S683
Placed on Informal Calendar S687
Taken Up S705
Senate Substitute Offered (S) S705
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Reported Do Pass (H) H1421
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House Refuses to Adopt, Requests Senate to Recede or Grant Conference H1462
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Senate Refuses to Recede, Grants Conference (S) S803
Senate Message (S) H1524
Senate Conference Committee Appointed (S) S814
Senate Message (S) H1543
House Conference Committee Appointed (H) H1625
House Message (H) S838
House Distributes Conference Committee Report (H) H1875
Referred: Fiscal Review (H) H1875
Reported Do Pass (H) H2108
House Submits Conference Committee Report (H) H2114
House Adopts Conference Committee Report (H) H2114
Third Read and Passed (H) H2115
House Message (H) S1103
Senate Submits Conference Committee Report (S) S1781
Senate Adopts Conference Committee Report (S) S1782
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Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3600

HB 1292 (Henderson) Relating to text messaging while in a school zone.
Read First Time (H) H16
Read Second Time (H) H129
Referred: Crime Prevention and Public Safety (H) H3581

HB 1293 (Toalson Reisch) Relating to the prevailing wage on public works.
Read First Time (H) H16
Read Second Time (H) H129
Referred: Economic Development (H) H158

HB 1294 (Toalson Reisch) Relating to the protection of parental rights.
Read First Time (H) H16

Read Second Time (H) H129
Referred: Judiciary (H) H816

HB 1295 (Davis) Relating to a connected vehicle technology testing program for trucks.
Read First Time (H)....H16
Read Second Time (H) H129
Referred: Transportation (H) H158
HCS Reported Do Pass (H)....H336 - 337
Referred: Rules - Administrative Oversight (H) H336

HB 1296 (Kelley 127) Relating to victim impact programs for driving while intoxicated offenders.
Read First Time (H)....H16
Read Second Time (H) H129
Referred: Crime Prevention and Public Safety (H) H244
Reported Do Pass (H) H456
Referred: Rules - Legislative Oversight (H) H456
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Title of Bill - Agreed To H1552
Perfected (H) H1552
Taken Up H1664
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Reported to the Senate and First Read (S) S879
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S924

HB 1297 (Brown 94) Relating to the use of hand-held electronic wireless communications devices while driving.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Crime Prevention and Public Safety (H) H3581

HB 1298 (Brown 94) Relating to text messaging while operating motor vehicles.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Crime Prevention and Public Safety (H) H3581

HB 1299 (Conway 104) Relating to the division of alcohol and tobacco control fund.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Budget (H) H158
Reported Do Pass (H) H1781
Referred: Rules - Legislative Oversight (H) H1781

HB 1300 (Conway 104) Relating to boat title and registration fees.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Budget (H) H158
HCS Reported Do Pass (H)....H355
Referred: Rules - Legislative Oversight (H) H355
Reported Do Pass (H) H544
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Perfected (H) H763
Referred: Fiscal Review (H) H816
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Taken Up H838
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Reported to the Senate and First Read (S) S397
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S602
SCS Reported Do Pass (S)....S1958
Referred: Senate Fiscal Oversight (S)....S2197
Reported Do Pass (H) S2367

HB 1301 (Conway 104) Relating to governmental compensation funds.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Budget (H) H158
Reported Do Pass (H) ....H1781 - 1782
Referred: Rules - Legislative Oversight (H) H1781

HB 1302 (Higdon) Relating to the use of electronic wireless communication devices.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Crime Prevention and Public Safety (H) H3581

HB 1303 (Alferman) Relating solely to lobbyist expenditures.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: General Laws (H)....H158
Reported Do Pass (H) ....H168 - 169
Referred: Rules - Legislative Oversight (H) H168
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Reported to the Senate and First Read (S) S154
Second read and referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)....S166
SCS Reported Do Pass (S)....S395
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HB 1304 (Ellebracht) Relating to dissolution of candidate committees.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Elections and Elected Officials (H)....H3581

HB 1305 (Ellebracht) Relating to lobbyist expenditures.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Elections and Elected Officials (H)....H3581

HB 1306 (Ellebracht) Relating to sexual offender restrictions.
Read First Time (H)....H16
Read Second Time (H) H130
Referred: Judiciary (H) H413

HB 1307 (Ellebracht) Relating to fines for traffic violations.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Judiciary (H) H3581

HB 1308 (Ellebracht) Relating to special prosecutors.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Judiciary (H) H3581

HB 1309 (Ellebracht) Relating to the offense of failure to identify.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Crime Prevention and Public Safety (H) H3581

HB 1310 (Quade) Relating to guidelines for opioid prescriptions.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Health and Mental Health Policy (H)....H3581

HB 1311 (Quade) Relating to the hand-up program.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Budget (H) H158
HCS Reported Do Pass (H)....H1277 - 1278
Referred: Rules - Legislative Oversight (H) H1277
Reported Do Pass (H) H1701

HB 1312 (Quade) Relating to contraceptives.
Read First Time (H)....H17
Read Second Time (H) H130
Referred: Children and Families (H)....H3581

HB 1313 (White) Relating to the prevailing wage on low-income housing.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Economic Development (H)....H158
Reported Do Pass (H)....H893
Referred: Rules - Legislative Oversight (H)....H893

HB 1314 (White) Relating to unlawful discriminatory practices.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: General Laws (H)....H2557

HB 1315 (Baringer) Relating to the use of sunscreen by students.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Elementary and Secondary Education (H)....H158

HB 1316 (Mitten) Relating to consent for voluntary searches.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Crime Prevention and Public Safety (H)....H3581

HB 1317 (Mitten) Relating to unlawful discriminatory practices.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Workforce Development (H)....H3581

HB 1318 (Roberts) Relating to the accelerated rehabilitative disposition program for certain defendants.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Judiciary (H)....H3581

HB 1319 (Roberts) Relating to the Missouri death with dignity act.
Read First Time (H)....H17
Read Second Time (H)....H130
Referred: Health and Mental Health Policy (H)....H3581

HB 1320 (Roberts) Relating to the MO HealthNet program.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Health and Mental Health Policy (H)....H3581

HB 1321 (Roberts) Relating to the Missouri youth challenge academy.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Special Committee on Urban Issues (H)....H312
Reported Do Pass (H)....H1122
Referred: Rules - Legislative Oversight (H)....H1122

HB 1322 (Roberts) Relating to the establishment of the intervention and compliance unit pilot program.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Crime Prevention and Public Safety (H)....H3581

HB 1323 (Roberts) Relating to ticket quotas by peace officers.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Crime Prevention and Public Safety (H)....H3581

HB 1324 (Roberts) Relating to the law library surcharge.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Judiciary (H)....H3581

HB 1325 (Roberts) Relating to crime victims' compensation fund claims.
Read First Time (H)....H17
Read Second Time (H)....H131
Referred: Crime Prevention and Public Safety (H)....H3581

HB 1326 (Roberts) Relating to a tax deduction for firearm training.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: General Laws (H)....H312
HCS Reported Do Pass (H)....H946
Referred: Rules - Legislative Oversight (H)....H946
Reported Do Pass (H)....H1096

HB 1327 (Roberts) Relating to disposition of unclaimed seized property.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Judiciary (H)....H3581

HB 1328 (Remole) Relating to juvenile officers.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Children and Families (H)....H816

HB 1329 (Remole) Relating to retirement benefits for employees of soil and water districts.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Pensions (H)....H259
Reported Do Pass (H)....H396
Referred: Rules - Administrative Oversight (H)....H396
Reported Do Pass (H)....H439
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Perfected with Amendments (H)....H589
Referred: Fiscal Review (H)....H635
Reported Do Pass (H)....H650 - 651
Taken Up....H681
Third Read and Passed (H)....H681 - 682
Reported to the Senate and First Read (S)....S338
Second read and referred: Senate Health and Pensions (S)....S468
SCS Reported Do Pass (S)....S861
Referred: Senate Fiscal Oversight (S)....S879
Reported Do Pass (S)....S907
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HB 1330 (Pietzman) Relating to maintaining Missouri state parks.
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Read Second Time (H)....H131
Referred: Conservation and Natural Resources (H)....H816

HB 1331 (Pietzman) Relating to the rights of victims.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Judiciary (H)....H158
HCS Reported Do Pass (H)....H1893
Referred: Rules - Legislative Oversight (H)....H1893

HB 1332 (Pietzman) Relating to the minority business development commission.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Workforce Development (H)....H158

HB 1333 (Pietzman) Relating to abortion.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Children and Families (H)....H816

HB 1334 (Walker 74) Relating to the state children's health insurance program.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Insurance Policy (H)....H3581

HB 1335 (Peters) Relating to bail reform, with penalty provisions.
Read First Time (H)....H18
Read Second Time (H)....H131
Referred: Judiciary (H)....H3581

HB 1336 (Peters) Relating to boarding of prisoners.
Read First Time (H)....H18

Read Second Time (H) H131
Referred: Corrections and Public Institutions (H)....H3581

HB 1337 (Newman) Relating to pay equity.
Read First Time (H)....H18
Read Second Time (H) H131
Referred: Workforce Development (H) H3581

HB 1338 (Newman) Relating to the compassionate assistance for rape emergencies (care) act.
Read First Time (H)....H18
Read Second Time (H) H131
Referred: Children and Families (H)....H3581

HB 1339 (Newman) Relating to making a threat to the security of a public building or public school.
Read First Time (H)....H18
Read Second Time (H) H131
Referred: Crime Prevention and Public Safety (H)....H3582

HB 1340 (Newman) Relating to extreme risk protection orders.
Read First Time (H)....H18
Read Second Time (H) H131
Referred: Crime Prevention and Public Safety (H)....H3582

HB 1341 (Newman) Relating to the sale and transfer of firearms.
Read First Time (H)....H18
Read Second Time (H) H131
Referred: General Laws (H)....H3582

HB 1342 (Newman) Relating to the sale of ammunition to minors.
Read First Time (H)....H18
Read Second Time (H) H132
Referred: General Laws (H)....H816

HB 1343 (Newman) Relating to the offense of endangering the welfare of a child.
Read First Time (H)....H18
Read Second Time (H) H132
Referred: Children and Families (H)....H3582

HB 1344 (Hill) Relating to private probation services for misdemeanor offenses.
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Referred: Corrections and Public Institutions (H)....H244
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Referred: Rules - Legislative Oversight (H) H521
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Taken Up....H1213
Third Read and Passed (H)....H1213 - 1214
Reported to the Senate and First Read (S) S627
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S718

HB 1345 (Stacy) Relating to closed primary elections.
Read First Time (H)....H19
Read Second Time (H) H132
Referred: Elections and Elected Officials (H)....H3582

HB 1346 (Stacy) Relating to ranked choice or instant runoff voting.
Read First Time (H)....H19
Read Second Time (H) H132
Referred: Elections and Elected Officials (H)....H3582

HB 1347 (Shumake) Relating to the attorney general.
Read First Time (H)....H19
Read Second Time (H) H132
Referred: Elections and Elected Officials (H)....H592
HCS Reported Do Pass (H)....H845
Referred: Rules - Administrative Oversight (H) H845

HB 1348 (Black) Relating to career and technical student organizations.
Read First Time (H).... H19
Read Second Time (H) H132
Referred: Elementary and Secondary Education (H) H158
Reported Do Pass (H) .... H1092 - 1093
Referred: Rules - Administrative Oversight (H) H1092

HB 1349 (Black) Relating to Missouri sliced bread day.
Read First Time (H).... H19
Read Second Time (H) H132
Referred: Special Committee on Tourism (H) H218
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Referred: Consent and House Procedure (H) H336
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Second read and referred: Senate General Laws (S) S469
Reported Do Pass (S).... S1958
Placed on Informal Calendar.... S2197

HB 1350 (Smith 163) Relating to background check requirements for certain in-home service providers.
Read First Time (H).... H19
Read Second Time (H) H132
Referred: Health and Mental Health Policy (H)....H158
Reported Do Pass (H) H247
Referred: Rules - Administrative Oversight (H) H247
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Third Read and Passed (H) H518
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Second read and referred: Senate Seniors, Families, and Children (S).... S359
SCS Reported Do Pass (S).... S600
Taken Up.... S688
Senate Substitute Offered (S).... S688
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Referred: Senate Fiscal Oversight (S).... S694
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Senate Message (S)....H2996
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House Distributes Conference Committee Report (H)....H3468
Referred: Fiscal Review (H)....H3473
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House Adopts Conference Committee Report (H)..... H3510 - 3511
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House Message (H).... S2476
Senate Submits Conference Committee Report (S)..... S2482 - 2483
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Senate Message (S)....H3572
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3600

HB 1351 (Beard) Relating to filing a responsive pleading in certain family law proceedings.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Judiciary (H)....H158
Reported Do Pass - Consent (H)....H395
Referred: Consent and House Procedure (H)....H395
Reported Do Pass - Consent (H)....H459
Perfected by Consent - Pursuant to House Rules (H)....H642
Taken Up....H808
Third Read and Passed (H)....H808 - 809
Reported to the Senate and First Read (S)....S378 - 379
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S)....S602

HB 1352 (Beard) Relating to the Missouri child protection registry.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H312

HB 1353 (Beard) Relating to guardianship of minors.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Judiciary (H)....H312
Reported Do Pass (H)....H820
Referred: Rules - Legislative Oversight (H)....H820
Reported Do Pass (H)....H1623

HB 1354 (Remole) Relating to retirement benefits for employees of soil and water districts.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Pensions (H)....H158

HB 1355 (Phillips) Relating to retired peace officers.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Crime Prevention and Public Safety (H)....H158
Reported Do Pass - Consent (H)....H315
Referred: Consent and House Procedure (H)....H315
Reported Do Pass - Consent (H)....H375
Perfected by Consent - Pursuant to House Rules (H)....H505
Taken Up....H805
Third Read and Passed (H)....H805
Reported to the Senate and First Read (S)....S378
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S469
SCS Reported Do Pass (S)....S864
Placed on Informal Calendar....S1122
Taken Up....S1170
Senate Substitute Offered (S)....S1170 - 1171
SS Adopted (S)....S1212
Referred: Senate Fiscal Oversight (S)....S1212
Reported Do Pass (S)....S1386
Taken Up....S1564
Third Read and Passed with Amendments (S)....S1564
Reported to the House with... (H)....H2692 - 2721
Referred: Fiscal Review (H)....H2756
Reported Do Pass (H)....H2757
Placed on Informal Calendar....H3227
Taken Up....H3230
House Adopts (H)....H3230 - 3231
Truly Agreed To and Finally Passed....H3231 - 3232
House Message (H)....S2269
Constitutional Objection Filed (H)....H3598
Signed by House Speaker (H)....H3600
Signed by President Pro Tem (S)....S2496
Delivered to Governor....H3600

HB 1356 (Phillips) Relating to charges for the service of court orders.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Judiciary (H)....H158
HCS Reported Do Pass (H)....H1324
Referred: Rules - Legislative Oversight (H)....H1324
Reported Do Pass (H)....H1623

HB 1357 (Kelley 127) Relating to an earned income tax credit.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Special Committee on Tax Policy for Working Families (H)....H158
HCS Reported Do Pass (H)....H373 - 374
Referred: Rules - Administrative Oversight (H)....H373

HB 1358 (Davis) Relating to password protections.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Special Committee on Innovation and Technology (H)....H218
HCS Reported Do Pass (H)....H523
Referred: Rules - Administrative Oversight (H)....H523
Reported Do Pass (H)....H822 - 823
Taken Up for Perfection (H)....H930
Title of Bill - Agreed To....H930
HCS Adopted (H)....H931
Perfected with Amendments (H)....H931
Taken Up....H1080
Third Read and Passed (H)....H1080 - 1081
Reported to the Senate and First Read (S)....S603
Second read and referred: Senate General Laws (S)....S717

HB 1359 (Hannegan) Relating to duties of the board of probation and parole.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: Corrections and Public Institutions (H)....H218
HCS Reported Do Pass (H)....H973
Referred: Rules - Legislative Oversight (H)....H973
Reported Do Pass (H)....H2096

HB 1360 (Hannegan) Relating to discrimination based on sexual orientation or gender identity.
Read First Time (H)....H19
Read Second Time (H)....H132
Referred: General Laws (H)....H2557
HCS Reported Do Pass (H)....H3593
Referred: Rules - Legislative Oversight (H)....H3593

HB 1361 (Kidd) Relating to life-sustaining treatment policies of health care facilities.
Read First Time (H)....H20
Read Second Time (H)....H132
Referred: Children and Families (H)....H218
HCS Reported Do Pass (H)....H1321
Referred: Rules - Legislative Oversight (H)....H1321

HB 1362 (Kidd) Relating to a tax credit for senior citizen property owners.
Read First Time (H)....H20
Read Second Time (H)....H132
Referred: Ways and Means (H)....H944

HB 1363 (Kidd) Relating to suicide prevention in schools.
Read First Time (H)....H20
Read Second Time (H)....H132
Referred: Elementary and Secondary Education (H)....H312
HCS Reported Do Pass (H)....H1322
Referred: Rules - Administrative Oversight (H)....H1322
Reported Do Pass (H)....H1424
Placed on Informal Calendar....H1909
Placed Back on Perfection Calendar....H2502

HB 1364 (Kidd) Relating to transportation and delivery of petroleum products.
Read First Time (H)....H20
Read Second Time (H)....H132
Referred: Special Committee on Homeland Security (H)....H158

HCS Reported Do Pass (H).....H336
Referred: Rules - Legislative Oversight (H) H336
Reported Do Pass (H) H900
Taken Up for Perfection (H) H1055
Title of Bill - Agreed To H1055
HCS Adopted (H) H1055
Perfected (H) H1055
Taken Up H1216
Third Read and Passed (H) .....H1216 - 1217
Reported to the Senate and First Read (S) S627
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S718
SCS Reported Do Pass (S)..... S1116
Referred: Senate Fiscal Oversight (S)..... S1222
Reported Do Pass (S)..... S1549
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Taken Up S1552
Senate Substitute Offered (S)..... S1552
SS Adopted (S)..... S1552
Third Read and Passed (S)..... S1552 - 1553
Reported to the House (H) H2641
Referred: Fiscal Review (H) H2668
Reported Do Pass (H) H2689
Placed on Informal Calendar H2807
Taken Up H3463
House Adopts (H).....H3463 - 3464
Truly Agreed To and Finally Passed.....H3464 - 3465
House Message (H) S2455
Signed by House Speaker (H).....H3595
Signed by President Pro Tem (S)..... S2496
Delivered to Governor H3600

HB 1365 (Gannon) Relating to elementary and secondary education.
Read First Time (H).....H20
Read Second Time (H) H133
Referred: Elementary and Secondary Education (H) H3582

HB 1366 (Basye) Relating to transportation of school children.
Read First Time (H).....H20
Read Second Time (H) H133
Referred: Elementary and Secondary Education (H) H158
HCS Reported Do Pass (H).....H456
Referred: Rules - Administrative Oversight (H) H456
Reported Do Pass (H) ..... H596 - 597
Taken Up for Perfection (H) H766
Title of Bill - Agreed To H766
HCS Adopted (H) ..... H769 - 770
Perfected (H) ..... H770 - 771
Taken Up H841
Third Read and Passed (H) ..... H842 - 843
Reported to the Senate and First Read (S) S397
Second read and referred: Senate Education (S) S602

HB 1367 (Basye) Relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.
Read First Time (H).....H20
Read Second Time (H) H133
Referred: Professional Registration and Licensing (H).....H158
Reported Do Pass (H) H335
Referred: Rules - Administrative Oversight (H) H335
Reported Do Pass (H) H440
Taken Up for Perfection (H) H498
Title of Bill - Agreed To H498
Perfected (H) H498
Taken Up H589
Third Read and Passed (H) ..... H589 - 590
Reported to the Senate and First Read (S) S299
Second read and referred: Senate Professional Registration (S) S359

HB 1368 (Basye) Relating to the Missouri returning heroes education act.
Read First Time (H).....H20
Read Second Time (H) H133
Referred: Veterans (H) H312
HCS Reported Do Pass (H).....H504
Referred: Rules - Legislative Oversight (H) H504
Reported Do Pass (H) H900
Taken Up for Perfection (H) H1452
Title of Bill - Agreed To H1452
HCS Adopted (H) H1453
Perfected with Amendments (H).....H1453
Referred: Fiscal Review (H) H1524
Reported Do Pass (H) H1629
Taken Up H1636
Third Read and Passed (H) H1636
Reported to the Senate and First Read (S) ..... S866 - 867
Second read and referred: Senate Veterans' and Military Affairs (S) ... S924

HB 1369 (Sommer) Relating to service dogs.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Veterans (H).....H158
Reported Do Pass (H) H248
Referred: Rules - Legislative Oversight (H) H248
Reported Do Pass (H) H901
Taken Up for Perfection (H) H1357
Title of Bill - Agreed To H1357
Perfected (H) H1357
Taken Up H1533
Third Read and Passed (H) ..... H1533 - 1534
Reported to the Senate and First Read (S) S822
Second read and referred: Senate General Laws (S) S865

HB 1370 (Sommer) Relating to financial accountability of public schools.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Special Committee on Government Oversight (H)...H158
HCS Reported Do Pass (H).....H317
Referred: Rules - Administrative Oversight (H) H317
Reported Do Pass (H) H376
Taken Up for Perfection (H) H471
Title of Bill - Agreed To H471
HCS Adopted (H) H472
Perfected with Amendments (H).....H472
Taken Up H520
Third Read and Passed (H) H520
Reported to the Senate and First Read (S) S289
Second read and referred: Senate Education (S) S359

HB 1371 (Sommer) Relating to gifted education.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Elementary and Secondary Education (H) H158
Reported Do Pass (H) H394
Referred: Rules - Administrative Oversight (H) H394
Reported Do Pass (H) H440
Taken Up for Perfection (H) H610
Title of Bill - Agreed To H610
Perfected (H) H612
Taken Up H682
Third Read and Passed (H) ..... H682 - 683
Reported to the Senate and First Read (S) S339
Second read and referred: Senate Education (S) S468

HB 1372 (Moon) Relating to the right to life.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Children and Families (H).....H3582

HB 1373 (Ruth) Relating to appointment of a teacher representative to the state board of education.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Elementary and Secondary Education (H) H3582

HB 1374 (Ruth) Relating to the waterways trust fund.
Read First Time (H)..... H20
Read Second Time (H) H133
Referred: Budget (H) H312

HB 1375 (Ruth) Relating to post traumatic stress awareness day in Missouri.
Read First Time (H)....H20
Read Second Time (H)....H133
Referred: Special Committee on Tourism (H)....H158
Reported Do Pass - Consent (H)....H317
Referred: Consent and House Procedure (H)....H317
Reported Do Pass - Consent (H)....H375
Perfected by Consent - Pursuant to House Rules (H)....H505
Taken Up....H805
Third Read and Passed (H)....H806
Reported to the Senate and First Read (S)....S378
Second read and referred: Senate General Laws (S)....S469

HB 1376 (Walsh) Relating to the disclosure of privileged information obtained during a peer support counseling session.
Read First Time (H)....H20
Read Second Time (H)....H133
Referred: Crime Prevention and Public Safety (H)....H158

HB 1377 (Walsh) Relating to the champion for children tax credit.
Read First Time (H)....H20
Read Second Time (H)....H133
Referred: Special Committee on Tax Policy for Working Families (H)....H158
Re-referred to Committee: Ways and Means (H)....H232
HCS Reported Do Pass (H)....H374

HB 1378 (Trent) Relating to the amber alert system.
Read First Time (H)....H20
Read Second Time (H)....H133
Referred: Crime Prevention and Public Safety (H)....H158
Reported Do Pass (H)....H371
Referred: Rules - Legislative Oversight (H)....H371
Reported Do Pass (H)....H1474 - 1475
Placed on Informal Calendar....H1909
Placed Back on Perfection Calendar....H2502

HB 1379 (Stacy) Relating to elections.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Elections and Elected Officials (H)....H312

HB 1380 (Stacy) Relating to elections.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Elections and Elected Officials (H)....H312

HB 1381 (Shull 16) Relating to financial accreditation standards for insurance companies.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Insurance Policy (H)....H158
HCS Reported Do Pass (H)....H204
Referred: Rules - Legislative Oversight (H)....H204
Reported Do Pass (H)....H249
Taken Up for Perfection (H)....H286
Title of Bill - Agreed To....H286
HCS Adopted (H)....H286
Perfected (H)....H286
Taken Up....H330
Third Read and Passed (H)....H330 - 331
Reported to the Senate and First Read (S)....S204
Second read and referred: Senate Insurance and Banking (S)....S341

HB 1382 (Miller) Relating to the concealed carry of firearms within places of worship.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: General Laws (H)....H312

HB 1383 (Miller) Relating to parental notification.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Children and Families (H)....H158
Reported Do Pass (H)....H315
Referred: Rules - Legislative Oversight (H)....H315
Reported Do Pass (H)....H378
Taken Up for Perfection (H)....H472
Title of Bill - Agreed To....H472
Perfected (H)....H473
Placed on the Informal Third Reading Calendar (H)....H537
Taken Up....H863
Third Read and Passed (H)....H863 - 864
Reported to the Senate and First Read (S)....S406
Second read and referred: Senate Seniors, Families, and Children (S)....S602

HB 1384 (Miller) Relating to sales of authentic American Indian arts or crafts.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Special Committee on Small Business (H)....H159
Reported Do Pass (H)....H504
Referred: Rules - Administrative Oversight (H)....H504

HB 1385 (Spencer) Relating to high school diplomas.
Read First Time (H)....H21
Read Second Time (H)....H133
Referred: Elementary and Secondary Education (H)....H159

HB 1386 (Spencer) Relating to transportation regulations.
Read First Time (H)....H21
Read Second Time (H)....H134
Referred: General Laws (H)....H312

HB 1387 (Spencer) Relating to school funding.
Read First Time (H)....H21
Read Second Time (H)....H134
Referred: Elementary and Secondary Education (H)....H159

HB 1388 (Gregory) Relating to certain sports contests.
Read First Time (H)....H21
Read Second Time (H)....H134
Referred: Professional Registration and Licensing (H)....H159
HCS Reported Do Pass (H)....H594
Referred: Rules - Administrative Oversight (H)....H594
Reported Do Pass (H)....H1031
Taken Up for Perfection (H)....H1153
Title of Bill - Agreed To....H1153
HCS Adopted (H)....H1154
Perfected (H)....H1154
Taken Up....H1295
Third Read and Passed (H)....H1296
Reported to the Senate and First Read (S)....S721
Second read and referred: Senate Professional Registration (S)....S808
SCS Reported Do Pass (S)....S1398
Referred: Senate Fiscal Oversight (S)....S1529
Reported Do Pass (S)....S1797
Placed on Informal Calendar....S1884
Taken Up....S2413
Senate Substitute Offered (S)....S2414
SS Adopted (S)....S2414
Third Read and Passed (S)....S2414
Reported to the House with... (H)....H3405
Referred: Fiscal Review (H)....H3405
Reported Do Pass (H)....H3483
Taken Up....H3532
House Adopts (H)....H3532 - 3533
Truly Agreed To and Finally Passed....H3533 - 3534
House Message (H)....S2488
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
Delivered to Governor....H3600 - 3601

HB 1389 (Fitzpatrick) Relating to autocycles.
Read First Time (H)....H21
Read Second Time (H)....H134
Referred: Transportation (H)....H159

Reported Do Pass (H) H318
Referred: Rules - Administrative Oversight (H) H318
Reported Do Pass (H) H377
Placed on Informal Calendar H480
Taken Up for Perfection (H) H558
Title of Bill - Agreed To H558
Perfected with Amendments (H)....H568
Taken Up H652
Third Read and Passed (H) H652
Reported to the Senate and First Read (S) S329
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S468
SCS Reported Do Pass (S)....S1399
Placed on Informal Calendar S1552

HB 1390 (Fitzpatrick) Relating to fantasy sports contests.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: General Laws (H)....H159

HB 1391 (Gregory) Relating to jury trial to contest the creation of a trust.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Judiciary (H) H312

HB 1392 (Gregory) Relating to jointly-owned accounts.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Judiciary (H) H816

HB 1393 (Gregory) Relating to accident reports.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Crime Prevention and Public Safety (H) H244

HB 1394 (Carpenter) Relating to climate change.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Conservation and Natural Resources (H) H3582

HB 1395 (Carpenter) Relating to the regulation of employment practices by political subdivisions.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Workforce Development (H) H3582

HB 1396 (Shaul 113) Relating to the use of bags to package purchased goods.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Local Government (H)....H159
HCS Reported Do Pass (H)....H260
Referred: Rules - Administrative Oversight (H) H260

HB 1397 (Shaul 113) Relating to employee scheduling.
Read First Time (H)....H21
Read Second Time (H) H134
Referred: Economic Development (H) H244
Reported Do Pass (H) H500
Referred: Rules - Legislative Oversight (H) H500
Reported Do Pass (H) H976
Placed on Informal Calendar H1827
Placed Back on Perfection Calendar....H2169

HB 1398 (DeGroot) Relating to dogs.
Read First Time (H)....H22
Read Second Time (H) H134
Referred: Local Government (H)....H159
HCS Reported Do Pass (H)....H1324
Referred: Rules - Administrative Oversight (H) H1324

HB 1399 (DeGroot) Relating to the termination of parental rights of a convicted rapist.
Read First Time (H)....H22
Read Second Time (H) H134
Referred: Judiciary (H) H159
HCS Reported Do Pass (H)....H1872
Referred: Rules - Legislative Oversight (H) H1872

HB 1400 (DeGroot) Relating to the practice of shampooing.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Professional Registration and Licensing (H)....H159

HB 1401 (DeGroot) Relating to habitability of rental property.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Judiciary (H) H3582

HB 1402 (DeGroot) Relating to arbitration agreements.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Special Committee on Litigation Reform (H) H159

HB 1403 (DeGroot) Relating to municipal courts.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Judiciary (H) H3582

HB 1404 (DeGroot) Relating to courthouse security.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Judiciary (H) H3582

HB 1405 (DeGroot) Relating to financial interests of minors.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Judiciary (H) H312

HB 1406 (DeGroot) Relating to insurance.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Insurance Policy (H) H244

HB 1407 (DeGroot) Relating to the collateral source rule.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Special Committee on Litigation Reform (H) H2557

HB 1408 (Spencer) Relating to the Missouri course access program.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Elementary and Secondary Education (H) H159
HCS Reported Do Pass (H)....H246
Referred: Rules - Administrative Oversight (H) H246
Reported Do Pass (H) H272
Taken Up for Perfection (H) H303
Title of Bill - Agreed To H303
HCS Adopted (H) H304
Perfected with Amendments (H)....H304
Taken Up H354
Third Read and Passed (H) .... H354 - 355
Reported to the Senate and First Read (S) S212
Second read and referred: Senate Education (S) S341

HB 1409 (Fitzpatrick) Relating to employment security.
Read First Time (H).... H22
Read Second Time (H) H134
Referred: Special Committee on Employment Security (H)....H159
Reported Do Pass (H) H289
Referred: Rules - Administrative Oversight (H) H289
Reported Do Pass (H) H440
Placed on Informal Calendar....H498
Taken Up for Perfection (H) H569
Title of Bill - Agreed To H569
Perfected with Amendments (H)....H574
Taken Up H654
Third Read and Passed (H) H654
Reported to the Senate and First Read (S) .... S329 - 330

Second read and referred: Senate Small Business and Industry (S)..... S468
Reported Do Pass (S)..... S1114 - 1115
Referred: Senate Fiscal Oversight (S)..... S1168
Reported Do Pass (S)..... S1386
Placed on Informal Calendar S1389

HB 1410 (Fitzpatrick) Relating to reimbursement allowance taxes.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Budget (H)..... H159
HCS Reported Do Pass (H)..... H1246
Referred: Rules - Legislative Oversight (H) H1246
Reported Do Pass (H)..... H1513

HB 1411 (Rhoads) Relating to the disclosure of privileged information obtained during a peer support counseling session.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Crime Prevention and Public Safety (H)..... H159
HCS Reported Do Pass (H)..... H316
Referred: Rules - Legislative Oversight (H) H316
Reported Do Pass (H)..... H356
Taken Up for Perfection (H)..... H436
Title of Bill - Agreed To..... H436
HCS Adopted (H)..... H436
Perfected (H) H436
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Third Read and Passed (H)..... H514 - 515
Reported to the Senate and First Read (S) S288
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)..... S359

HB 1412 (Taylor) Relating to statewide assessments.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Elementary and Secondary Education (H) H312

HB 1413 (Taylor) Relating to labor organizations.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Economic Development (H) H159
Reported Do Pass (H)..... H288 - 289
Referred: Rules - Legislative Oversight (H) H288
Reported Do Pass (H)..... H416
Taken Up for Perfection (H)..... H474
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Taken Up..... H475
Perfected with Amendments (H)..... H478
Taken Up..... H537
Third Read and Passed (H)..... H538
Reported to the Senate and First Read (S) S290
Second read and referred: Senate General Laws (S) S359
SCS Reported Do Pass (S)..... S600
Referred: Senate Fiscal Oversight (S)..... S615
Reported Do Pass (S)..... S704
Placed on Informal Calendar S793
Taken Up..... S1046
Senate Substitute Offered (S)..... S1046
Placed on Informal Calendar S1047
Taken Up..... S2289
SS Withdrawn (S)..... S2289
Senate Substitute Offered (S)..... S2290
SS Adopted (S)..... S2291
Third Read and Passed with Amendments (S)..... S2291
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Referred: Fiscal Review (H)..... H3335
Reported Do Pass (H)..... H3382 - 3383
Taken Up..... H3383
House Adopts (H)..... H3384 - 3385
Truly Agreed To and Finally Passed..... H3385 - 3386
House Message (H) S2400
Constitutional Objection Filed (H)..... H3596 - 3598
Signed by House Speaker (H)..... H3600
Signed by President Pro Tem (S)..... S2496
Delivered to Governor H3601

HB 1414 (Taylor) Relating to the slaughter of feral hogs.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Agriculture Policy (H) H245

HB 1415 (Lauer) Relating to professional development for teachers.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Workforce Development (H) H159
Reported Do Pass (H)..... H318
Referred: Rules - Administrative Oversight (H) H318
Reported Do Pass (H)..... H377
Taken Up for Perfection (H)..... H470
Title of Bill - Agreed To..... H470
Perfected with Amendments (H)..... H471
Taken Up..... H519
Third Read and Passed (H)..... H519
Reported to the Senate and First Read (S) S289
Second read and referred: Senate Education (S) S359
Reported Do Pass (S)..... S1115
Placed on Informal Calendar..... S1550
Taken Up..... S1553
Senate Substitute Offered (S)..... S1553
Placed on Informal Calendar..... S1555
Taken Up..... S1557
SS Adopted (S)..... S1560
Referred: Senate Fiscal Oversight (S)..... S1560
Reported Do Pass (S)..... S1880
Taken Up..... S1971
Third Read and Passed with Amendments (S)..... S1971 - 1972
Emergency Clause Adopted (S)..... S1972
Reported to the House with... (H)..... H2991 - 2995
Referred: Fiscal Review (H)..... H2995
Reported Do Pass (H)..... H3105
Placed on Informal Calendar..... H3227
Taken Up..... H3504
House Adopts (H)..... H3505 - 3506
Truly Agreed To and Finally Passed..... H3506 - 3507
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Signed by House Speaker (H)..... H3595
Signed by President Pro Tem (S)..... S2496
Delivered to Governor H3601

HB 1416 (Davis) Relating to income tax refund claims.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Ways and Means (H) H159

HB 1417 (Kelley 127) Relating to reading intervention in schools.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Elementary and Secondary Education (H) H218

HB 1418 (Burnett) Relating to animal abuse.
Read First Time (H)..... H22
Read Second Time (H) H135
Referred: Crime Prevention and Public Safety (H)..... H3582

HB 1419 (Haefner) Relating to suicide prevention training for health care professionals.
Read First Time (H)..... H23
Read Second Time (H) H135
Referred: Health and Mental Health Policy (H)..... H245
Reported Do Pass (H)..... H521
Referred: Rules - Administrative Oversight (H) H521
Reported Do Pass (H)..... H823
Taken Up for Perfection (H)..... H1554
Title of Bill - Agreed To..... H1554
Perfected with Amendments (H)..... H1570
Referred: Fiscal Review (H)..... H1651
Reported Do Pass (H)..... H1662

Taken Up H1668
Third Read and Passed (H) ....H1668 - 1669
Reported to the Senate and First Read (S) S880
Second read and referred: Senate Professional Registration (S).. S924

HB 1420 (Pfautsch) Relating to the early learning quality assurance report.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Elementary and Secondary Education (H) H245
Reported Do Pass (H) H394
Referred: Rules - Administrative Oversight (H) H394
Reported Do Pass (H) H440
Taken Up for Perfection (H) H513
Title of Bill - Agreed To H513
Perfected (H) H513
Taken Up H590
Third Read and Passed (H) .... H590 - 591
Reported to the Senate and First Read (S) S299
Second read and referred: Senate Education (S) S360

HB 1421 (Pfautsch) Relating to gifted education.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Elementary and Secondary Education (H) H159
Reported Do Pass (H) H394
Referred: Rules - Administrative Oversight (H) H394
Reported Do Pass (H) H440
Taken Up for Perfection (H) H613
Title of Bill - Agreed To H613
Perfected (H) H623
Taken Up H683
Third Read and Passed (H) .... H683 - 684
Reported to the Senate and First Read (S) S339
Second read and referred: Senate Education (S) S468
SCS Reported Do Pass (S) S1958
Placed on Informal Calendar S2197

HB 1422 (Pfautsch) Relating to unclaimed property.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Special Committee on Government Oversight (H) ...H3582

HB 1423 (Roeber) Relating to ethics.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Elections and Elected Officials (H) H312
HCS Reported Do Pass (H) H973
Referred: Rules - Administrative Oversight (H) H973
Reported Do Pass (H) H1646

HB 1424 (Roeber) Relating to school boards.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Elections and Elected Officials (H) H245
HCS Reported Do Pass (H) H846
Referred: Rules - Administrative Oversight (H) H846
Reported Do Pass (H) ....H1328 - 1329
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 1425 (Davis) Relating to cottage food production operations.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Agriculture Policy (H) H816
Reported Do Pass (H) H1277
Referred: Rules - Legislative Oversight (H) H1277

HB 1426 (Kelley 127) Relating to the operation of a motorcycle.
Read First Time (H) H23
Read Second Time (H) H135
Referred: General Laws (H) H312

HB 1427 (Love) Relating to historic preservation.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Veterans (H) H3582

HB 1428 (Muntzel) Relating to vacancies in county elected offices.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Local Government (H) H159
Reported Do Pass (H) H457
Referred: Rules - Administrative Oversight (H) H457
Reported Do Pass (H) H597
Taken Up for Perfection (H) H794
Title of Bill - Agreed To H794
Perfected with Amendments (H) H795
Taken Up H921
Third Read and Passed (H) .... H921 - 922
Reported to the Senate and First Read (S) S441
Second read and referred: Senate Local Government and Elections (S) S717
Reported Do Pass (S) S921
Taken Up S1304
Senate Substitute Offered (S) S1304
Placed on Informal Calendar S1307
Taken Up S1889
SS Adopted (S) S1889
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Referred: Fiscal Review (H) H2966
Reported Do Pass (H) H2981
Placed on Informal Calendar H3227
Taken Up H3436
House Refuses to Adopt (C) H3436
House Message (H) S2440
Senate Recedes from Position (S) .... S2468 - 2469
Truly Agreed To and Finally Passed S2469
Senate Message (S) H3514
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1429 (Muntzel) Relating to a tax credit for homeless shelter contributions.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Ways and Means (H) H159
Reported Do Pass (H) H374
Referred: Rules - Administrative Oversight (H) H374
Reported Do Pass (H) .... H440 - 441
Taken Up for Perfection (H) H497
Title of Bill - Agreed To H497
Perfected with Amendments (H) H498
Referred: Fiscal Review (H) H521
Placed on the Informal Third Reading Calendar (H) H589
Placed Back on Third Reading Calendar H970
Placed on the Informal Third Reading Calendar (H) H996

HB 1430 (Barnes 28) Relating to child care facilities.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Children and Families (H) H816

HB 1431 (Barnes 28) Relating to emergency service districts.
Read First Time (H) H23
Read Second Time (H) H135
Referred: Local Government (H) H816
Reported Do Pass (H) .... H1324 - 1325
Referred: Rules - Administrative Oversight (H) H1324
Reported Do Pass (H) H1424
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 1432 (Berry) Relating to the state of information technology in Missouri.
Read First Time (H) H23
Read Second Time (H) H136
Referred: Special Committee on Innovation and Technology (H) .H218

HCS Reported Do Pass (H).....H1326
Referred: Rules - Administrative Oversight (H).....H1326
Reported Do Pass (H).....H1424

HB 1433 (Berry) Relating to repealing the death penalty.
Read First Time (H).....H23
Read Second Time (H).....H136
Referred: Crime Prevention and Public Safety (H).....H2557

HB 1434 (Berry) Relating to marriage.
Read First Time (H).....H23
Read Second Time (H).....H136
Referred: Children and Families (H).....H3582

HB 1435 (Sommer) Relating to gifted children.
Read First Time (H).....H23
Read Second Time (H).....H136
Referred: Elementary and Secondary Education (H).....H159
HCS Reported Do Pass (H).....H1093
Referred: Rules - Administrative Oversight (H).....H1093
Reported Do Pass (H).....H1329

HB 1436 (Love) Relating to the prevailing wage on public works.
Read First Time (H).....H23
Read Second Time (H).....H136
Referred: Economic Development (H).....H159
HCS Reported Do Pass (H).....H593

HB 1437 (Evans) Relating to the protection of certain pregnant women while in custody.
Withdrawn (H).....H10

HB 1438 (Evans) Relating to a tax credit for amateur sporting events.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Economic Development (H).....H312
HCS Reported Do Pass (H).....H1700
Referred: Rules - Legislative Oversight (H).....H1700

HB 1439 (Evans) Relating to offenses to the family.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Crime Prevention and Public Safety (H).....H159
HCS Reported Do Pass (H).....H637
Referred: Rules - Legislative Oversight (H).....H637

HB 1440 (Evans) Relating to hemp extract.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Special Committee to Improve the Care and Well-being of Young People (H).....H312

HB 1441 (Baringer) Relating to hemp extract.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Special Committee to Improve the Care and Well-being of Young People (H).....H312

HB 1442 (Alferman) Relating to county government.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Local Government (H).....H159
Reported Do Pass - Consent (H).....H660
Referred: Consent and House Procedure (H).....H660
Reported Do Pass - Not Consent (H).....H779
Taken Up for Perfection (H).....H1009
Title of Bill - Agreed To.....H1009
Perfected with Amendments (H).....H1011 - 1012
Taken Up.....H1113
Third Read and Passed (H).....H1113 - 1114
Reported to the Senate and First Read (S).....S606
Second read and referred: Senate Local Government and Elections (S).....S718
SCS Reported Do Pass (S).....S863
Taken Up.....S1030
Senate Substitute Offered (S).....S1030
Placed on Informal Calendar.....S1034

HB 1443 (Eggleston) Relating to temporary assistance for needy families benefits.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Government Efficiency (H).....H159
HCS Reported Do Pass (H).....H819
Referred: Rules - Legislative Oversight (H).....H819
Reported Do Pass (H).....H1036
Taken Up for Perfection (H).....H1142
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HCS Adopted (H).....H1147
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Referred: Fiscal Review (H).....H1245
Reported Do Pass (H).....H1287 - 1288
Taken Up.....H1293
Third Read and Passed (H).....H1294 - 1295
Reported to the Senate and First Read (S).....S720
Second read and referred: Senate Seniors, Families, and Children (S).....S808
SCS Reported Do Pass (S).....S921
Referred: Senate Fiscal Oversight (S).....S936
Reported Do Pass (S).....S983
Placed on Informal Calendar.....S1389

HB 1444 (Eggleston) Relating to repeal of the state safety inspection program.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Transportation (H).....H159
HCS Reported Do Pass (H).....H1473
Referred: Rules - Administrative Oversight (H).....H1473
Reported Do Pass (H).....H1750
Placed on Informal Calendar.....H2303

HB 1445 (Eggleston) Relating to expenditures of public funds.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Economic Development (H).....H159

HB 1446 (Eggleston) Relating to elections.
Read First Time (H).....H24
Read Second Time (H).....H136
Referred: Elections and Elected Officials (H).....H159
Reported Do Pass (H).....H259
Referred: Rules - Administrative Oversight (H).....H259
Reported Do Pass (H).....H377
Taken Up for Perfection (H).....H437
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Taken Up.....H516
Third Read and Passed (H).....H517
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Second read and referred: Senate Local Government and Elections (S).....S359
SCS Reported Do Pass (S).....S1418
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SS Adopted (S).....S2457
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Emergency Clause Adopted (S).....S2458
Reported to the House with... (H).....H3502
Referred: Fiscal Review (H).....H3502
Reported Do Pass (H).....H3564
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Emergency Clause Adopted on Truly Agreed to Bill.....H3568 - 3569

House Message (H) S2490
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1447 (Eggleston) Relating to the highways and transportation commission.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Transportation (H) H2557

HB 1448 (May) Relating to marijuana.
Read First Time (H) H24
Read Second Time (H) H136
Referred: General Laws (H) H1505

HB 1449 (May) Relating to unpaid leave for employees to attend academic activities of their children.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Elementary and Secondary Education (H) H3582

HB 1450 (May) Relating to funding for Missouri land grant institutions.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Budget (H) H312

HB 1451 (May) Relating to electroconvulsive therapy.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Health and Mental Health Policy (H) H3582

HB 1452 (May) Relating to officer-involved incidents.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Crime Prevention and Public Safety (H) H1505

HB 1453 (May) Relating to transitional school districts.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Elementary and Secondary Education (H) H3582

HB 1454 (May) Relating to the state fruit tree.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Special Committee on Tourism (H) H312
Reported Do Pass (H) H661
Referred: Rules - Legislative Oversight (H) H661
Reported Do Pass (H) H1179
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 1455 (Lauer) Relating to career options for students.
Read First Time (H) H24
Read Second Time (H) H136
Referred: Workforce Development (H) H159
HCS Reported Do Pass (H) H318
Referred: Rules - Administrative Oversight (H) H318
Reported Do Pass (H) H441
Taken Up for Perfection (H) H623
Title of Bill - Agreed To H623
HCS Adopted (H) H630
Perfected (H) H630
Taken Up H684
Third Read and Passed (H) ..... H684 - 685
Reported to the Senate and First Read (S) S339
Second read and referred: Senate Education (S) S468
Reported Do Pass-Placed on Third Read Consent Calendar (S) . S907
Removed from Consent Calendar (S) S937
Returned to Committee of Origin (S) S937

HB 1456 (Lauer) Relating to emergency communication services.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Crime Prevention and Public Safety (H) H245
HCS Reported Do Pass (H) H371
Referred: Rules - Legislative Oversight (H) H371
Reported Do Pass (H) H416
Taken Up for Perfection (H) H941
Title of Bill - Agreed To H941
HCS Adopted (H) H943
Perfected with Amendments (H) H943
Referred: Fiscal Review (H) H972
Reported Do Pass (H) H999
Taken Up H1087
Third Read and Passed (H) ..... H1087 - 1088
Reported to the Senate and First Read (S) S604
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S717
SCS Reported Do Pass (S) S1398
Referred: Senate Fiscal Oversight (S) S1529
Reported Do Pass (S) S1797
Placed on Informal Calendar S1883
Taken Up S2408
Senate Substitute Offered (S) S2408
Placed on Informal Calendar S2413
Taken Up S2429
Placed on Informal Calendar S2430
Taken Up S2432
SS Adopted (S) S2433
Third Read and Passed with Amendments (S) S2433
Reported to the House with... (H) ..... H3431 - 3435
Referred: Fiscal Review (H) H3435
Reported Do Pass (H) H3483
Taken Up H3508
House Adopts (H) ..... H3508 - 3509
Truly Agreed To and Finally Passed ..... H3509 - 3510
House Message (H) S2487
Constitutional Objection Filed (H) ..... H3598 - 3599
Signed by House Speaker (H) H3600
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1457 (Lauer) Relating to computer programming education.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Workforce Development (H) H245
HCS Reported Do Pass (H) H438
Referred: Rules - Administrative Oversight (H) H438
Reported Do Pass (H) H823
Placed on Informal Calendar H935
Placed Back on Perfection Calendar H1312
Placed on Informal Calendar H1589
Placed Back on Perfection Calendar H1921
Placed on Informal Calendar H2303

HB 1458 (Lauer) Relating to instructor evaluations at public institutions of higher education.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Higher Education (H) H245

HB 1459 (Love) Relating to outdoor advertising.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Transportation (H) H3582

HB 1460 (Evans) Relating to a tax deduction for certain olympic athletes.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Ways and Means (H) H159
Reported Do Pass (H) H374
Referred: Rules - Administrative Oversight (H) H374
Reported Do Pass (H) H441
Placed on Informal Calendar H482
Taken Up for Perfection (H) H568
Title of Bill - Agreed To H568
Perfected with Amendments (H) H568
Taken Up H653

Third Read and Passed (H) H653
Reported to the Senate and First Read (S) S329
Second read and referred: Senate Ways and Means (S) S468
Reported Do Pass (S) S1957
Placed on Informal Calendar S2197
Taken Up S2369
Senate Substitute Offered (S) S2369
Placed on Informal Calendar S2369
Taken Up S2430
SS Withdrawn (S) S2430
Senate Substitute Offered (S) S2430
SS Adopted (S) S2430
Third Read and Passed (S) S2430
Reported to the House with... (H) H3424
Referred: Fiscal Review (H) H3424
Reported Do Pass (H) ..... H3483 - 3484
Taken Up H3495
House Adopts (H) ..... H3496 - 3497
Truly Agreed To and Finally Passed ..... H3497 - 3498
House Message (H) S2487
Constitutional Objection Filed (H) ..... H3598 - 3599
Signed by House Speaker (H) H3600
Signed by President Pro Tem (S) S2496
Delivered to Secretary of State (G) H3601

HB 1461 (Anderson) Relating to the address confidentiality program.
Read First Time (H) H25
Read Second Time (H) H137
Referred: General Laws (H) H218
HCS Reported Do Pass (H) H457
Referred: Rules - Legislative Oversight (H) H457
Reported Do Pass (H) H901
Taken Up for Perfection (H) H1074
Title of Bill - Agreed To H1074
HCS Adopted (H) H1074
Perfected (H) H1074
Taken Up H1225
Third Read and Passed (H) ..... H1225 - 1226
Reported to the Senate and First Read (S) S629
Second read and referred: Senate Seniors, Families, and Children (S) S718
Reported Do Pass (S) ..... S862 - 863
Placed on Informal Calendar S1013
Taken Up S1884
Truly Agreed To and Finally Passed S1884
Senate Message (S) H2917
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1462 (Davis) Relating to preference to disabled veterans in state and political subdivision contracts.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Veterans (H) H312
Reported Do Pass (H) H459
Referred: Rules - Legislative Oversight (H) H459

HB 1463 (Kelley 127) Relating to family law proceedings.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Judiciary (H) H312
Reported Do Pass (H) H820
Referred: Rules - Legislative Oversight (H) H820

HB 1464 (Berry) Relating to property taxation of telephone companies.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Ways and Means (H) H218
Reported Do Pass (H) H438
Referred: Rules - Administrative Oversight (H) H438
Reported Do Pass (H) ..... H543 - 544
Taken Up for Perfection (H) H761
Title of Bill - Agreed To H761
Perfected with Amendments (H) H762
Placed on the Informal Third Reading Calendar (H) H838
Taken Up H885
Third Read and Passed (H) ..... H885 - 886
Reported to the Senate and First Read (S) S429
Second read and referred: Senate Ways and Means (S) S602

HB 1465 (Cookson) Relating to higher education.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Higher Education (H) H159
Reported Do Pass (H) H204
Referred: Rules - Administrative Oversight (H) H204
Reported Do Pass (H) H249
Taken Up for Perfection (H) H270
Title of Bill - Agreed To H270
Perfected (H) H271
Taken Up H328
Third Read and Passed (H) ..... H328 - 329
Reported to the Senate and First Read (S) S203
Second read and referred: Senate Education (S) S341
SCS Reported Do Pass (S) S599
Taken Up S682
Senate Substitute Offered (S) S683
SS Adopted (S) S683
Third Read and Passed (S) S683
Reported to the House with... (H) ..... H1313 - 1314
Referred: Fiscal Review (H) H1317
Reported Do Pass (H) H1421
Taken Up H1454
House Adopts (H) ..... H1454 - 1455
Truly Agreed To and Finally Passed ..... H1455 - 1456
House Message (H) S787
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1466 (Berry) Relating to data storage centers.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Economic Development (H) H218

HB 1467 (Stevens 46) Relating to the distribution of hypodermic needles.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Health and Mental Health Policy (H) H3582

HB 1468 (Stevens 46) Relating to public assistance benefits for pregnant women.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Health and Mental Health Policy (H) H392
HCS Reported Do Pass (H) H847

HB 1469 (Davis) Relating to Missouri military code.
Read First Time (H) H25
Read Second Time (H) H137
Referred: Veterans (H) H312
Reported Do Pass - Consent (H) H459
Referred: Consent and House Procedure (H) H459
Reported Do Pass - Consent (H) H779
Perfected by Consent - Pursuant to House Rules (H) H948
Taken Up H1229
Third Read and Passed (H) ..... H1229 - 1230
Reported to the Senate and First Read (S) S630
Second read and referred: Senate Veterans' and Military Affairs (S) S807
Reported Do Pass (S) S1958
Placed on Informal Calendar S2197
Taken Up S2486
Truly Agreed To and Finally Passed S2486
Senate Message (S) H3577
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1470 (Kelley 127) Relating to birth certificates.
Read First Time (H)....H25
Read Second Time (H)....H137
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H312
Reported Do Pass (H)....H662
Referred: Rules - Administrative Oversight (H)....H662
Reported Do Pass (H)....H1248
Placed on Informal Calendar....H1589
Placed Back on Perfection Calendar....H1921
Placed on Informal Calendar....H2303

HB 1471 (Sommer) Relating to motor vehicle certificates of registration.
Read First Time (H)....H25
Read Second Time (H)....H137
Referred: Transportation (H)....H3582

HB 1472 (Mitten) Relating to the safe disposal of unused pharmaceuticals.
Read First Time (H)....H25
Read Second Time (H)....H137
Referred: Health and Mental Health Policy (H)....H159

HB 1473 (Mitten) Relating to continuing education requirements for prescribing controlled substances.
Read First Time (H)....H25
Read Second Time (H)....H137
Referred: Rules - Administrative Oversight (H)....H3582

HB 1474 (Brattin) Relating to public institutions of higher education.
Read First Time (H)....H26
Read Second Time (H)....H137
Referred: Higher Education (H)....H312

HB 1475 (Brattin) Relating to municipal ordinance violations.
Read First Time (H)....H26
Read Second Time (H)....H137
Referred: General Laws (H)....H312

HB 1476 (Brattin) Relating to inmate charges for medical treatment at correctional facilities.
Read First Time (H)....H26
Read Second Time (H)....H137
Referred: Corrections and Public Institutions (H)....H159
Reported Do Pass (H)....H414
Referred: Rules - Legislative Oversight (H)....H414

HB 1477 (Brattin) Relating to the state budget.
Read First Time (H)....H26
Read Second Time (H)....H137
Referred: Budget (H)....H159

HB 1478 (Brattin) Relating to illegal immigration.
Read First Time (H)....H26
Read Second Time (H)....H137
Referred: Workforce Development (H)....H3582

HB 1479 (Brattin) Relating to the implementation of the streamlined sales and use tax agreement.
Read First Time (H)....H26
Read Second Time (H)....H138
Referred: Ways and Means (H)....H944

HB 1480 (Love) Relating to county health ordinances.
Read First Time (H)....H26
Read Second Time (H)....H138
Referred: Agriculture Policy (H)....H3582

HB 1481 (Wiemann) Relating to certain exemptions for insurance holding companies.
Read First Time (H)....H26
Read Second Time (H)....H138
Referred: Insurance Policy (H)....H159
Reported Do Pass - Consent (H)....H232
Referred: Consent and House Procedure (H)....H232
Reported Do Pass - Consent (H)....H289
Perfected by Consent - Pursuant to House Rules (H)....H505
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Second read and referred: Senate Insurance and Banking (S)....S469

HB 1482 (Davis) Relating to property assessments.
Read First Time (H)....H26
Read Second Time (H)....H138
Referred: Ways and Means (H)....H2557

HB 1483 (Kelley 127) Relating to the sex offender registry.
Read First Time (H)....H26
Read Second Time (H)....H138
Referred: Crime Prevention and Public Safety (H)....H312
Reported Do Pass (H)....H892
Referred: Rules - Legislative Oversight (H)....H892

HB 1484 (Brown 57) Relating to bingo.
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HB 1486 (Kelly 141) Relating to the supplemental nutrition assistance program.
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HB 1488 (Trent) Relating to the closure of certain records.
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HB 1489 (Matthiesen) Relating to the use of electronic wireless communication devices.
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HB 1495 (Dogan) Relating to the rights of utility customers.
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HB 1496 (Dogan) Relating to banning certain lobbyist gifts.
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HB 1497 (Dogan) Relating to law enforcement agency policies regarding officer-involved deaths.
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HB 1498 (Dogan) Relating to contraceptives.
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HB 1499 (Dogan) Relating to long-acting reversible contraceptives.
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HB 1503 (Dohrman) Relating to small business loans for veterans.
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HB 1504 (Reiboldt) Relating to zoning around national guard training centers.
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HB 1505 (Davis) Relating to housing priority for veterans.
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HB 1506 (Kelley 127) Relating to alternative instruction plans for inclement weather.
Read First Time (H).... H27
Read Second Time (H) H139
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HB 1507 (Cross) Relating to representation in tax assessments matters.
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HB 1508 (Cross) Relating to landlords.
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HB 1509 (Cross) Relating to tenant evictions.
Read First Time (H).... H27
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HB 1510 (Cross) Relating to inspections of private residences.
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HB 1511 (Berry) Relating to sales taxes for electricity sellers.
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HB 1512 (Corlew) Relating to arbitration agreements between employers and at-will employees.
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HB 1514 (Corlew) Relating to campaign finance.
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HB 1515 (McCann Beatty) Relating to freedom to disclose information about public employers.
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HB 1516 (Wiemann) Relating to chiropractic services.
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HB 1518 (Eggleston) Relating to rates charged by health care providers.
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HB 1519 (Reiboldt) Relating to the enforcement of the failure to wear a safety belt.
Read First Time (H).....H28
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HB 1520 (Cookson) Relating to teacher salaries.
Read First Time (H).....H28
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HB 1521 (Cookson) Relating to statewide athletic organizations.
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HB 1522 (Davis) Relating to municipal court costs.
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HB 1523 (Kelley 127) Relating to clubfoot awareness day.
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HB 1524 (Neely) Relating to pharmaceutical manufacturers.
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HB 1525 (Pfautsch) Relating to unclaimed property.
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HB 1526 (Walker 74) Relating to minor children suspected of prostitution.
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HB 1527 (Walker 74) Relating to the MO HealthNet buy-in for workers with disabilities program.
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HB 1528 (Dohrman) Relating to the Missouri higher education civics achievement examination.
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HB 1529 (Davis) Relating to an income tax deduction for volunteer firefighters.
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HB 1530 (Kelley 127) Relating to battered spouse syndrome.
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HB 1531 (DeGroot) Relating to interpleading in civil proceedings.
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HB 1532 (Butler) Relating to the science, technology, engineering and mathematics fund.
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HB 1533 (Butler) Relating to the economic education partnership act.
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HB 1534 (Butler) Relating to the Missouri parent/teacher involvement act.
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HB 1535 (Butler) Relating to tax credits for contributions to public school foundations.
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HB 1536 (Butler) Relating to peace officer continuing education requirements.
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HB 1537 (Butler) Relating to the quality policing act.
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HB 1538 (Butler) Relating to public nuisance.
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HB 1539 (Morris 140) Relating to uninsured motorists.
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HB 1540 (Morris 140) Relating to insurance claims filed by a pharmacy.
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HB 1541 (Morris 140) Relating to consumer credit interest rates.
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HB 1542 (Morris 140) Relating to pharmacy benefits managers.
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HB 1544 (Ellington) Relating to the designation of El-Hajj Malik El-Shabazz observation day in Missouri.
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HB 1545 (Ellington) Relating to the Malcolm X day commission.
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HB 1546 (Ellington) Relating to the labeling of genetically modified food products.
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HB 1547 (Davis) Relating to unsecured loans of seven hundred fifty dollars or less.
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HB 1548 (Alferman) Relating to tampering with a judicial officer.
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Read Second Time (H) H141
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HB 1549 (Alferman) Relating to a tax allowance for agricultural producers.
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Read Second Time (H) H141
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HB 1550 (Newman) Relating to elections.
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HB 1551 (Newman) Relating to human sexuality education.
Read First Time (H) H30
Read Second Time (H) H141
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HB 1552 (Neely) Relating to professional licensure applications.
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HB 1553 (Neely) Relating to guardianship proceedings.
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Read Second Time (H) H141
Referred: Judiciary (H) H312
HCS Reported Do Pass (H) H1324
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HB 1554 (Neely) Relating to the use of investigational drugs.
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HB 1555 (Neely) Relating to nursing facility inspections.
Read First Time (H) H30
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HB 1556 (Neely) Relating to the work for restitution program.
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HB 1557 (Neely) Relating to the termination of child support obligations.
Read First Time (H) H30
Read Second Time (H) H141
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HB 1558 (Neely) Relating to the offense of nonconsensual dissemination of private sexual images.
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Read Second Time (H) H141
Referred: Crime Prevention and Public Safety (H) H160
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Referred: Rules - Legislative Oversight (H) H372
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Second read and referred: Senate General Laws (S) S602
SCS Reported Do Pass (S) S1399
Placed on Informal Calendar S1552
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Third Read and Passed with Amendments (S) S1749
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Signed by President Pro Tem (S) S2496
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HB 1559 (Neely) Relating to the sexual offender registry.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Crime Prevention and Public Safety (H) H3583

HB 1560 (Morris 140) Relating to immunizations for children.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Health and Mental Health Policy (H) H2558

HB 1561 (Andrews) Relating to prevailing wages on public works.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Economic Development (H) H160

HB 1562 (Andrews) Relating to prevailing wages for the construction of public works.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Economic Development (H) H160

HB 1563 (Newman) Relating to firearm sales.
Read First Time (H) H30
Read Second Time (H) H141
Referred: General Laws (H) H3583

HB 1564 (Davis) Relating to the housing of convicted sex offenders.
Withdrawn (H) H10

HB 1565 (Christofanelli) Relating to statewide ballot measure voting requirements.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Government Efficiency (H) H312
Reported Do Pass (H) H947
Referred: Rules - Legislative Oversight (H) H947
Reported Do Pass (H) H2097

HB 1566 (Christofanelli) Relating to motor vehicle registration.
Read First Time (H) H30
Read Second Time (H) H141
Referred: Transportation (H) H160
HCS Reported Do Pass (H) H272
Referred: Rules - Administrative Oversight (H) H272

HB 1567 (Christofanelli) Relating to elections.
Read First Time (H) H31
Read Second Time (H) H141
Referred: Elections and Elected Officials (H) H816

HB 1568 (Christofanelli) Relating to tax increment financing districts.
Read First Time (H) H31
Read Second Time (H) H141
Referred: Economic Development (H) H2558

HB 1569 (Christofanelli) Relating to school absences.
Read First Time (H) H31
Read Second Time (H) H141
Referred: Elementary and Secondary Education (H) H160
Reported Do Pass (H) H1093
Referred: Rules - Administrative Oversight (H) H1093

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Placed on Informal Calendar H1909
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HB 1570 (Shaul 113) Relating to the small business regulatory fairness board.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Special Committee on Small Business (H) H3583

HB 1571 (Davis) Relating to limited liability companies.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Judiciary (H) H3583

HB 1572 (Rowland 155) Relating to driver's licenses for persons who are deaf or hard of hearing.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Transportation (H) H160
HCS Reported Do Pass (H) H272
Referred: Rules - Administrative Oversight (H) H272
Reported Do Pass (H) H377
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HCS Adopted (H) H765
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Taken Up H839
Third Read and Passed (H) ..... H839 - 840
Reported to the Senate and First Read (S) S397
Second read and referred: Senate Professional Registration (S).. S602

HB 1573 (Rowland 155) Relating to the school calendar.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Elementary and Secondary Education (H) H312
Reported Do Pass - Consent (H) H818
Referred: Consent and House Procedure (H) H818
Reported Do Pass - Consent (H) H896
Perfected by Consent - Pursuant to House Rules (H) H1098
Taken Up H1235
Third Read and Passed (H) ..... H1235 - 1236
Reported to the Senate and First Read (S) S631
Second read and referred: Senate Education (S) S807
Reported Do Pass-Placed on Third Read Consent Calendar (S) S907
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Returned to Committee of Origin (S) S937

HB 1574 (Rowland 155) Relating to advanced practice registered nurses in collaborative practice arrangements.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Professional Registration and Licensing (H) H312
HCS Reported Do Pass (H) H895
Referred: Rules - Administrative Oversight (H) H895
Reported Do Pass (H) H1032
Taken Up for Perfection (H) H1439
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HCS Adopted (H) H1445
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Third Read and Passed (H) ..... H1633 - 1634
Reported to the Senate and First Read (S) S866
Second read and referred: Senate Professional Registration (S).. S924

HB 1575 (Berry) Relating to public utilities.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Utilities (H) H218

HB 1576 (Wiemann) Relating to administrative procedures.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Government Efficiency (H) H313
HCS Reported Do Pass (H) H820
Referred: Rules - Legislative Oversight (H) H820

HB 1577 (Wiemann) Relating to public labor organizations.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Economic Development (H) H313
HCS Reported Do Pass (H) H845
Referred: Rules - Legislative Oversight (H) H845
Reported Do Pass (H) ..... H1096 - 1097
Placed on Informal Calendar H1909
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Title of Bill - Agreed To H2357
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Taken Up H2366
HCS Adopted (H) H2366
Perfected (H) H2366
Referred: Fiscal Review (H) H2509
Placed on Informal Calendar H2552

HB 1578 (Kolkmeyer) Relating to civil procedure in tort claims.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Special Committee on Litigation Reform (H) H245
Reported Do Pass (H) ..... H355 - 356
Referred: Rules - Legislative Oversight (H) H355
Reported Do Pass (H) H505
Placed on Informal Calendar H634
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Taken Up H1291
Third Read and Passed (H) ..... H1292 - 1293
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Second read and referred: Senate Government Reform (S) S808
Reported Do Pass (S) S830
Placed on Informal Calendar S951

HB 1579 (Franks Jr.) Relating to good time credit.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Corrections and Public Institutions (H) H1025
Reported Do Pass (H) H2120
Referred: Rules - Legislative Oversight (H) H2120

HB 1580 (Franks Jr.) Relating to charter schools.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Elementary and Secondary Education (H) H3583

HB 1581 (Franks Jr.) Relating to criminal nonsupport.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Children and Families (H) H3583

HB 1582 (Franks Jr.) Relating to transitional school districts.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Elementary and Secondary Education (H) H3583

HB 1583 (Franks Jr.) Relating to peace officer disciplinary actions.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Crime Prevention and Public Safety (H) H3583

HB 1584 (Franks Jr.) Relating to automatic voter registration.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Elections and Elected Officials (H) H3583

HB 1585 (Franks Jr.) Relating to youth violence prevention day.
Read First Time (H) H31
Read Second Time (H) H142
Referred: Special Committee on Tourism (H) H313

HB 1586 (Franks Jr.) Relating to protesters' rights.
Read First Time (H)....H31
Read Second Time (H)....H142
Referred: Crime Prevention and Public Safety (H)....H3583

HB 1587 (Helms) Relating to professional registration.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Professional Registration and Licensing (H)....H160
HCS Reported Do Pass (H)....H373
Referred: Rules - Administrative Oversight (H)....H373

HB 1588 (Helms) Relating to direct primary care services for MO HealthNet participants.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Health and Mental Health Policy (H)....H3583

HB 1589 (Helms) Relating to birthing centers.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Health and Mental Health Policy (H)....H3583

HB 1590 (Smith 163) Relating to the statute of limitations for certain offenses.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Judiciary (H)....H313
Reported Do Pass (H)....H1029
Referred: Rules - Legislative Oversight (H)....H1029
Reported Do Pass (H)....H1623
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HB 1591 (Wood) Relating to watercraft operation.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Crime Prevention and Public Safety (H)....H658
HCS Reported Do Pass (H)....H1092
Referred: Rules - Legislative Oversight (H)....H1092
Reported Do Pass (H)....H1179
Placed on Informal Calendar....H1589
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Title of Bill - Agreed To....H1679
HCS Adopted (H)....H1682
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Referred: Fiscal Review (H)....H1746
Reported Do Pass (H)....H1784
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Third Read and Passed (H)....H1833 - 1834
Reported to the Senate and First Read (S)....S954
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S1010

HB 1592 (Franks Jr.) Relating to a reporting requirement for lost or stolen firearms.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: General Laws (H)....H816

HB 1593 (Davis) Relating to secondary education.
Read First Time (H)....H32
Read Second Time (H)....H142
Referred: Elementary and Secondary Education (H)....H2558

HB 1594 (Davis) Relating to prevailing wages for the construction of public works.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Economic Development (H)....H160
Reported Do Pass (H)....H893
Referred: Rules - Legislative Oversight (H)....H893

HB 1595 (Higdon) Relating to sewer corporations.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Utilities (H)....H392

HB 1596 (Higdon) Relating to prison terms.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Crime Prevention and Public Safety (H)....H498

HB 1597 (Fraker) Relating to the disposition of human remains.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Judiciary (H)....H218
HCS Reported Do Pass by Consent (H)....H396
Referred: Consent and House Procedure (H)....H396
Reported Do Pass - Consent (H)....H459
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Taken Up....H809
Third Read and Passed (H)....H809 - 810
Reported to the Senate and First Read (S)....S379
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S)....S602
SCS Reported Do Pass (S)....S920
Placed on Informal Calendar....S1212

HB 1598 (Fraker) Relating to preneed contracts.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Professional Registration and Licensing (H)....H218
Reported Do Pass (H)....H336
Referred: Rules - Administrative Oversight (H)....H336
Reported Do Pass (H)....H441
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Title of Bill - Agreed To....H581
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Taken Up....H679
Third Read and Passed (H)....H679 - 680
Reported to the Senate and First Read (S)....S338
Second read and referred: Senate Professional Registration (S)....S468

HB 1599 (Fraker) Relating to local use taxes.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Elections and Elected Officials (H)....H816

HB 1600 (Higdon) Relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Crime Prevention and Public Safety (H)....H160
Reported Do Pass (H)....H316
Referred: Rules - Legislative Oversight (H)....H316
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Reported Do Pass (H)....H1106
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Third Read and Passed (H)....H1226 - 1227
Reported to the Senate and First Read (S)....S629
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S718

HB 1601 (Merideth 80) Relating to the management of state revenues.
Read First Time (H)....H32
Read Second Time (H)....H143
Referred: Ways and Means (H)....H944

HB 1602 (Merideth 80) Relating to MO HealthNet services.
Read First Time (H)....H32

Read Second Time (H) H143
Referred: Health and Mental Health Policy (H)....H3583

HB 1603 (Merideth 80) Relating to the MO HealthNet program.
Read First Time (H)....H32
Read Second Time (H) H143
Referred: Health and Mental Health Policy (H)....H3583

HB 1604 (Merideth 80) Relating to a tax credit for rural health care professionals.
Read First Time (H)....H32
Read Second Time (H) H143
Referred: Economic Development (H) H3583

HB 1605 (Bernskoetter) Relating to the Missouri state capitol commission.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Special Committee on Government Oversight (H)....H160
HCS Reported Do Pass by Consent (H)....H317
Referred: Consent and House Procedure (H) H317
Reported Do Pass - Not Consent (H) H376
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Title of Bill - Agreed To H436
HCS Adopted (H) H437
Perfected with Amendments (H)....H437
Taken Up H515
Third Read and Passed (H) .... H515 - 516
Reported to the Senate and First Read (S) S288
Second read and referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)....S359
SCS Reported Do Pass (S)....S862
Placed on Informal Calendar S1013

HB 1606 (Gannon) Relating to elementary and secondary education.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Elementary and Secondary Education (H) H218
HCS Reported Do Pass (H)....H394 - 395
Referred: Rules - Administrative Oversight (H) H394
Reported Do Pass (H) H441
Taken Up for Perfection (H) H630
Title of Bill - Agreed To H630
HCS Adopted (H) H630
Perfected (H) H630
Referred: Fiscal Review (H) H658
Reported Do Pass (H) .... H678 - 679
Taken Up H685
Third Read and Passed (H) .... H685 - 686
Reported to the Senate and First Read (S) S339
Second read and referred: Senate Education (S) S468
Reported Do Pass (S)....S920
Referred: Senate Fiscal Oversight (S)....S936
Reported Do Pass (S)....S983
Taken Up S1214
Senate Substitute Offered (S)....S1214
SS Adopted (S)....S1222
Referred: Senate Fiscal Oversight (S)....S1222
Reported Do Pass (S)....S1549
Taken Up S1563
Third Read and Passed with Amendments (S) S1563
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Referred: Fiscal Review (H) H2756
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Taken Up H3115
House Adopts (H)....H3115 - 3116
Truly Agreed To and Finally Passed....H3116 - 3117
House Message (H) S2196
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
Delivered to Governor H3601

HB 1607 (Korman) Relating to lead-acid batteries.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Conservation and Natural Resources (H) H160
Reported Do Pass (H) H315
Referred: Rules - Administrative Oversight (H) H315
Reported Do Pass (H) H377
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Perfected with Amendments (H)....H800
Taken Up H968
Third Read and Passed (H) H968
Reported to the Senate and First Read (S) .... S480 - 481
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S)....S717

HB 1608 (Kelly 141) Relating to the committee on legislative research.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Government Efficiency (H)....H160
Reported Do Pass (H) H501
Referred: Rules - Legislative Oversight (H) H501
Reported Do Pass (H) H544
Taken Up for Perfection (H) H635
Title of Bill - Agreed To H635
Perfected (H) H635
Taken Up H692
Third Read and Passed (H) .... H692 - 693
Reported to the Senate and First Read (S) .... S340 - 341
Second read and referred: Senate Government Reform (S)..... S469

HB 1609 (Engler) Relating to land clearance projects.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Economic Development (H) H245
Reported Do Pass (H) H1027
Referred: Rules - Legislative Oversight (H) H1027

HB 1610 (Franklin) Relating to child abuse reports.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Children and Families (H)....H160

HB 1611 (Trent) Relating to statutes of limitations.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Special Committee on Litigation Reform (H) H245
HCS Reported Do Pass (H)....H458
Referred: Rules - Legislative Oversight (H) H458
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HCS Adopted (H) H1732
Perfected with Amendments (H)....H1732
Taken Up H1868
Third Read and Passed (H) .... H1868 - 1869
Reported to the Senate and First Read (S) S976
Second read and referred: Senate Government Reform (S).... S1010
Reported Do Pass (S)....S1118
Placed on Informal Calendar....S1551

HB 1612 (Kelley 127) Relating to guardianship.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H313
Reported Do Pass (H) H662
Referred: Rules - Administrative Oversight (H) H662

HB 1613 (Kelley 127) Relating to driver's licenses.
Read First Time (H)....H33
Read Second Time (H) H143
Referred: Transportation (H) H313

Reported Do Pass (H) H640
Referred: Rules - Administrative Oversight (H) H640
Reported Do Pass (H) H823
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Title of Bill - Agreed To H939
Perfected (H) H941
Taken Up H1086
Third Read and Passed (H) ..... H1086 - 1087
Reported to the Senate and First Read (S) S604
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S717

HB 1614 (Reiboldt) Relating to the regulation of agricultural inputs.
Read First Time (H) H33
Read Second Time (H) H143
Referred: Agriculture Policy (H) H313
HCS Reported Do Pass (H) H499
Referred: Rules - Legislative Oversight (H) H499
Reported Do Pass (H) H901
Taken Up for Perfection (H) H1072
Title of Bill - Agreed To H1073
HCS Adopted (H) H1073
Perfected with Amendments (H) ..... H1073 - 1074
Taken Up H1224
Third Read and Passed (H) ..... H1224 - 1225
Reported to the Senate and First Read (S) S629
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S) S718
Reported Do Pass (S) S1117
Placed on Informal Calendar S1551

HB 1615 (Reiboldt) Relating to the offense of animal or livestock trespass.
Read First Time (H) H33
Read Second Time (H) H143
Referred: Agriculture Policy (H) H160

HB 1616 (Walker 74) Relating to the show-me healthy babies program.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Health and Mental Health Policy (H) H313
HCS Reported Do Pass (H) H847

HB 1617 (Barnes 60) Relating to telehealth.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Health and Mental Health Policy (H) H160
HCS Reported Do Pass (H) H248
Referred: Rules - Administrative Oversight (H) H248
Reported Do Pass (H) H272
Placed on the Informal Perfection Calendar (H) H354
Taken Up for Perfection (H) H369
Title of Bill - Agreed To H369
HCS Adopted (H) H371
Perfected with Amendments (H) H371
Taken Up H411
Third Read and Passed (H) ..... H411 - 412
Reported to the Senate and First Read (S) S242
Second read and referred: Senate General Laws (S) S359
SCS Reported Do Pass (S) S864
Taken Up S1122
Senate Substitute Offered (S) S1123
SS Withdrawn (S) S1123
Senate Substitute Offered (S) S1123
Placed on Informal Calendar S1123
Taken Up S2212
SS Withdrawn (S) S2212
Senate Substitute Offered (S) ..... S2212 - 2213
SS Adopted (S) S2213
Third Read and Passed (S) ..... S2213 - 2214
Reported to the House with... (H) H3259
Referred: Fiscal Review (H) H3260
Reported Do Pass (H) H3335
Taken Up H3420
House Adopts (H) ..... H3420 - 3421
Truly Agreed To and Finally Passed ..... H3421 - 3422
House Message (H) S2439
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1618 (Barnes 60) Relating to a controlled substance take back program.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Professional Registration and Licensing (H) H160
HCS Reported Do Pass (H) H458
Referred: Rules - Administrative Oversight (H) H458
Reported Do Pass (H) H597
Placed on Informal Calendar H799
Taken Up for Perfection (H) H802
Title of Bill - Agreed To H802
HCS Adopted (H) H802
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Taken Up H994
Third Read and Passed (H) ..... H994 - 995
Emergency Clause Adopted (H) ..... H995 - 996
Reported to the Senate and First Read (S) S523
Second read and referred: Senate Seniors, Families, and Children (S) S717

HB 1619 (Rehder) Relating to the narcotics control act.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Insurance Policy (H) H3583

HB 1620 (Rehder) Relating to distributors of hypodermic needles.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Special Committee on Urban Issues (H) H218
Reported Do Pass (H) H318
Referred: Rules - Legislative Oversight (H) H318
Reported Do Pass (H) H378
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Taken Up H558
Title of Bill - Agreed To H558
Perfected (H) H558
Taken Up H651
Third Read and Passed (H) ..... H651 - 652
Reported to the Senate and First Read (S) S329
Second read and referred: Senate Seniors, Families, and Children (S) S468

HB 1621 (Rehder) Relating to public contracts.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Economic Development (H) H160
HCS Reported Do Pass (H) H593

HB 1622 (Reiboldt) Relating to the use of electronic wireless communication devices.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Transportation (H) H3583

HB 1623 (Fitzwater) Relating to elementary and secondary education.
Read First Time (H) H33
Read Second Time (H) H144
Referred: Workforce Development (H) H160
HCS Reported Do Pass (H) H438
Referred: Rules - Administrative Oversight (H) H438
Reported Do Pass (H) H597
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Title of Bill - Agreed To H935
HCS Adopted (H) H938
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Referred: Fiscal Review (H) H972
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Reported Do Pass (H) H1106
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Third Read and Passed (H) ....H1109 - 1110
Reported to the Senate and First Read (S) S605
Second read and referred: Senate Economic Development (S)..... S718

HB 1624 (Mitten) Relating to MO HealthNet services.
Read First Time (H)....H34
Read Second Time (H) H144
Referred: Health and Mental Health Policy (H)....H3583

HB 1625 (Morris 140) Relating to the Missouri senior farmers' market nutrition program.
Read First Time (H)....H34
Read Second Time (H) H144
Referred: Agriculture Policy (H) H160
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HB 1626 (Morris 140) Relating to the Tricia Leann Tharp act.
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Referred: Health and Mental Health Policy (H)....H816
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HB 1627 (Evans) Relating to the protection of certain pregnant women while in custody.
Read First Time (H)....H34
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Referred: Corrections and Public Institutions (H)....H313

HB 1628 (Evans) Relating to minor children suspected of prostitution.
Read First Time (H)....H34
Read Second Time (H) H144
Referred: Crime Prevention and Public Safety (H)....H313

HB 1629 (Evans) Relating to the licensure of psychologists.
Read First Time (H)....H34
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Referred: Professional Registration and Licensing (H)....H160
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HB 1630 (Evans) Relating to marriage licenses.
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Referred: Children and Families (H)....H160
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HB 1631 (Evans) Relating to minority-owned businesses.
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Referred: Government Efficiency (H)....H313
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HB 1632 (Korman) Relating to deeds conveying real estate.
Read First Time (H).... H34
Read Second Time (H) H144
Referred: Judiciary (H) H160

HB 1633 (Corlew) Relating to convictions of included offenses.
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Read Second Time (H) H144
Referred: Judiciary (H) H218
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HB 1634 (Bernskoetter) To authorize the conveyance of certain state property.
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HB 1635 (Bernskoetter) Relating to sexual assault reporting in long-term care facilities.
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HB 1636 (Arthur) Relating to health insurance coverage for medication assisted treatment for substance abuse.
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HB 1637 (Neely) Relating to case management plans for foster children.
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HB 1638 (Toalson Reisch) Relating to peace officer training.
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HB 1639 (Stacy) Relating to educational scholarships.
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Referred: Elementary and Secondary Education (H) H3583

HB 1640 (Bangert) Relating to the use of hand-held electronic wireless communications devices while driving.
Read First Time (H).....H34
Read Second Time (H) H145
Referred: Crime Prevention and Public Safety (H).....H3583

HB 1641 (Roden) Relating to workers' compensation for firefighters.
Read First Time (H)..... H34
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Referred: Workforce Development (H) H3583

HB 1642 (Roden) Relating to requirements of public safety personnel.
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HB 1643 (Berry) Relating to public utilities.
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HB 1644 (Sommer) Relating to state agency requirements.
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HB 1645 (DeGroot) Relating to actions for damages due to exposure to asbestos.
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HB 1646 (Eggleston) Relating to brush control on county roads.
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HB 1647 (Schroer) Relating to workers' compensation.
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HB 1648 (Cornejo) Relating to property exempt from execution.
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HB 1649 (Cornejo) Relating to law enforcement animals.
Read First Time (H)....H35
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Referred: Crime Prevention and Public Safety (H) H160
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HB 1650 (Cornejo) Relating to trust instruments.
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Read Second Time (H) H145
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HB 1651 (Cornejo) Relating to the publication of electronic notice of the sale of real property.
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HB 1652 (Cornejo) Relating to physical therapists.
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HB 1653 (Cornejo) Relating to intoxicating liquor.
Read First Time (H)....H35
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HB 1654 (Cornejo) Relating to contingency fee contracts.
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Referred: Special Committee on Litigation Reform (H) H313
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Referred: Rules - Legislative Oversight (H) H458
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HB 1655 (Cornejo) Relating to the assignment of benefits for creditors.
Read First Time (H)....H35
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HB 1656 (Cornejo) Relating to professional employer organizations.
Read First Time (H).... H35
Read Second Time (H) H145
Referred: General Laws (H)....H313
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HB 1657 (Basye) Relating to department of conservation resident landowner privileges.
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HB 1658 (Basye) Relating to health care for persons with disabilities.
Read First Time (H).... H35
Read Second Time (H) H145
Referred: Insurance Policy (H) H245
HCS Reported Do Pass (H)....H868
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HB 1659 (Eggleston) Relating to comparable health care service incentive programs.
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Read Second Time (H) H145
Referred: Insurance Policy (H) H3583

HB 1660 (Swan) Relating to career and technical education.
Read First Time (H).... H35
Read Second Time (H) H145
Referred: Elementary and Secondary Education (H) H160
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Referred: Consent and House Procedure (H) H334
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HB 1661 (Swan) Relating to tax credits for qualified film projects.
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HB 1662 (Swan) Relating to emergency medical services personnel.
Read First Time (H).... H36
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HB 1663 (Swan) Relating to the establishment of developmental guidance and counseling programs in schools.
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HB 1664 (Swan) Relating to early childhood education.
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Referred: Elementary and Secondary Education (H) H658
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HB 1665 (Swan) Relating to a visiting scholars certificate.
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Read Second Time (H) H146
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HB 1666 (Swan) Relating to tax credit approval.
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HB 1667 (Swan) Relating to child custody arrangements.
Read First Time (H)..... H36
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Referred: Judiciary (H) H259
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HB 1668 (Swan) Relating to a savings plan for educational expenses.
Read First Time (H)..... H36
Read Second Time (H) H146
Referred: Elementary and Secondary Education (H) H3583

HB 1669 (Swan) Relating to distribution of state school aid for charter schools.
Read First Time (H)..... H36
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Referred: Elementary and Secondary Education (H) H245

HB 1670 (Swan) Relating to teacher compensation.
Read First Time (H)..... H36
Read Second Time (H) H146
Referred: Elementary and Secondary Education (H) H313

HB 1671 (Swan) Relating to the champion for children tax credit.
Read First Time (H)..... H36
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HB 1672 (Kendrick) Relating to the Missouri secure choice savings program act.
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HB 1673 (Kendrick) Relating to public pension plans.
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HB 1674 (Kendrick) Relating to the state of Missouri deferred compensation plan.
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HB 1675 (Redmon) Relating to school bus driver medical endorsements.
Read First Time (H)..... H36
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Referred: Transportation (H) H245
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HB 1676 (Redmon) Relating to school bus driver qualifications.
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HB 1677 (Lauer) Relating to student assessments.
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Referred: Workforce Development (H) H160
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HB 1678 (Chipman) Relating to curriculum for degrees offered by public colleges and universities.
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HB 1679 (Chipman) Relating to student meals at public institutions of higher education.
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Referred: General Laws (H)....H218
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HB 1680 (Chipman) Relating to student lodging.
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HB 1681 (Chipman) Relating to the admissibility of municipal offenses to prove credibility.
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Referred: Judiciary (H) H160

HB 1682 (Runions) Relating to electric shock drowning prevention.
Read First Time (H)....H37
Read Second Time (H) H146
Referred: Crime Prevention and Public Safety (H) H3583

HB 1683 (Runions) Relating to planning commissions.
Read First Time (H)....H37
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Referred: Local Government (H)....H392

HB 1684 (DeGroot) Relating to damages in wrongful death actions.
Read First Time (H)....H37
Read Second Time (H) H147
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HB 1685 (Hill) Relating to short-term major medical policies.
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HB 1686 (Trent) Relating to the state capitol complex commission.
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HB 1687 (Quade) Relating to a sales tax for early childhood education programs.
Read First Time (H)....H37
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HB 1688 (Eggleston) Relating to performance measures at institutions of higher education.
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HB 1689 (Kelley 127) Relating to guardianships.
Read First Time (H).... H37
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HB 1690 (Engler) Relating to the Missouri life and health insurance guaranty association act.
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HCS Reported Do Pass (H)....H232
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HB 1691 (Miller) Relating to the public service commission.
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Referred: Utilities (H)....H160
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HB 1692 (Miller) Relating to port authorities.
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HB 1693 (DeGroot) Relating to workers' compensation.
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HB 1694 (Unsicker) Relating to blind pension asset limits.
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HB 1695 (Unsicker) Relating to repealing the death penalty.
Read First Time (H)....H37
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HB 1696 (Unsicker) Relating to the taxation of property.
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HB 1697 (Washington) Relating to historically black college and university week.
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Referred: Special Committee on Tourism (H) H392
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HB 1698 (Washington) Relating to minority mental health awareness month.
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Read Second Time (H) H147
Referred: Special Committee on Tourism (H) H392
Reported Do Pass (H) H2289
Referred: Rules - Legislative Oversight (H) H2289

HB 1699 (Quade) Relating to the implementation of the streamlined sales and use tax agreement.
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Read Second Time (H) H147
Referred: Ways and Means (H) H3583

HB 1700 (Green) Relating to tax increment financing.
Read First Time (H)....H38
Read Second Time (H) H147
Referred: Economic Development (H) H3583

HB 1701 (Green) Relating to purchases to be made on competitive bids.
Read First Time (H)....H38
Read Second Time (H) H147
Referred: Government Efficiency (H)....H3583

HB 1702 (Green) Relating to the Missouri prompt pay act.
Read First Time (H)....H38
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HB 1703 (Green) Relating to individual sureties.
Read First Time (H)....H38
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HB 1704 (Green) Relating to gas corporations.
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Read Second Time (H) H147
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HB 1705 (Green) Relating to compliance with the federal real id act of 2005.
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HB 1706 (Green) Relating to the Missouri minority business loan program.
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HB 1707 (Green) Relating to mental health patient admission notice requirements.
Read First Time (H)....H38
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HB 1708 (Green) Relating to the state legal expense fund.
Read First Time (H).... H38
Read Second Time (H) H148
Referred: Government Efficiency (H)....H891
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HB 1709 (Green) Relating to harassment in the workplace.
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HB 1710 (Grier) Relating to professional registration.
Read First Time (H).... H38
Read Second Time (H) H148
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SCS Reported Do Pass (S).... S1386
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HB 1711 (Moon) Relating to a terrorist offender registry.
Read First Time (H).... H38
Read Second Time (H) H148
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HB 1712 (Pfautsch) Relating to literacy instruction.
Read First Time (H).... H38
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HCS Reported Do Pass (H)....H1472
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HB 1713 (Phillips) Relating to the Missouri adoptee rights act.
Read First Time (H).... H38
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HCS Reported Do Pass (H).... H820 - 821
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HB 1714 (Phillips) Relating to adoption records.
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Read Second Time (H).....H148
Referred: Special Committee to Improve the Care and Well-being of Young People (H).....H313
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HB 1715 (Phillips) Relating to a minor's ability to contract.
Read First Time (H).....H38
Read Second Time (H).....H148
Referred: Special Committee to Improve the Care and Well-being of Young People (H).....H313
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HB 1716 (White) Relating to medical school students.
Read First Time (H).....H38
Read Second Time (H).....H148
Referred: Health and Mental Health Policy (H).....H313
Reported Do Pass (H).....H1620
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HB 1717 (White) Relating to the state legal expense fund.
Read First Time (H).....H38
Read Second Time (H).....H148
Referred: Government Efficiency (H).....H891
Reported Do Pass (H).....H1247
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HB 1718 (White) Relating to health care determination appeals.
Read First Time (H).....H38
Read Second Time (H).....H148
Referred: Insurance Policy (H).....H245

HB 1719 (Grier) Relating to professional registration.
Read First Time (H).....H38
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Referred: Professional Registration and Licensing (H).....H161
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HB 1720 (Kolkmeyer) Relating to donated fire equipment.
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Read Second Time (H).....H148
Referred: Judiciary (H).....H1317
HCS Reported Do Pass (H).....H2503
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HB 1721 (Black) Relating to agricultural land values.
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Read Second Time (H).....H148
Referred: Ways and Means (H).....H219
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HB 1722 (Moon) Relating to refunds for sales tax overpayments.
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HB 1723 (Grier) Relating to higher education benefits for veterans.
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Read Second Time (H).....H148
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HB 1724 (Barnes 28) Relating to automobile liability insurance for property damage.
Read First Time (H)..... H39
Read Second Time (H).....H148
Referred: Insurance Policy (H).....H2558

HB 1725 (Barnes 28) Relating to special victims.
Read First Time (H)..... H39
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Referred: Judiciary (H).....H816
HCS Reported Do Pass (H).....H1621
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HB 1726 (Barnes 28) Relating to jury service by persons of a certain age.
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HB 1727 (Sommer) Relating to solid waste management.
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Read Second Time (H)....H148
Referred: Conservation and Natural Resources (H)....H3584

HB 1728 (Lant) Relating to juvenile courts.
Read First Time (H)....H39
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Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H313
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HB 1729 (Justus) Relating to the prevailing wage on public works.
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HB 1730 (Justus) Relating to tax credits.
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HB 1731 (Merideth 80) Relating to the legalization of marijuana.
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Read Second Time (H)....H149
Referred: General Laws (H)....H3584

HB 1732 (Merideth 80) Relating to evidence justifying a sentence of death.
Read First Time (H)....H39
Read Second Time (H)....H149
Referred: Judiciary (H)....H3584

HB 1733 (Merideth 80) Relating to firearms.
Read First Time (H)....H39
Read Second Time (H)....H149
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HB 1734 (Merideth 80) Relating to the community police tax credit.
Read First Time (H)....H39
Read Second Time (H)....H149
Referred: Ways and Means (H)....H392

HB 1735 (Merideth 80) Relating to technology used by law enforcement.
Read First Time (H)....H39
Read Second Time (H)....H149
Referred: Transportation (H)....H3584

HB 1736 (Merideth 80) Relating to an earned income tax credit.
Read First Time (H)....H39
Read Second Time (H)....H149
Referred: Special Committee on Tax Policy for Working Families (H)....H3584

HB 1737 (Merideth 80) Relating to initiative and referendum petitions.
Read First Time (H)....H39
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Referred: Elections and Elected Officials (H)....H3584

HB 1738 (Merideth 80) Relating to notaries public.
Read First Time (H)....H39
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Referred: Professional Registration and Licensing (H)....H3584

HB 1739 (Smith 163) Relating to minimum terms of imprisonment.
Read First Time (H)....H40
Read Second Time (H)....H149
Referred: Crime Prevention and Public Safety (H)....H498
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HB 1740 (Wessels) Relating to the narcotics control act.
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Read Second Time (H)....H149
Referred: Insurance Policy (H)....H3584

HB 1741 (Davis) Relating to paid leave for national guard training for state employees.
Read First Time (H)....H40
Read Second Time (H)....H149
Referred: Veterans (H)....H3584

HB 1742 (Davis) Relating to hiring preference for veterans.
Read First Time (H)....H40
Read Second Time (H)....H149
Referred: Workforce Development (H)....H816
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HB 1743 (Davis) Relating to sexual offenders residing near schools.
Read First Time (H)....H40
Read Second Time (H)....H149
Referred: Crime Prevention and Public Safety (H)....H816

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Referred: Rules - Legislative Oversight (H) H1747

HB 1744 (Hansen) Relating to higher education financial aid eligibility.
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Read Second Time (H) H149
Referred: Higher Education (H).....H161
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HB 1745 (Hansen) Relating to text messaging while operating motor vehicles.
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Read Second Time (H) H149
Referred: Crime Prevention and Public Safety (H) H3584

HB 1746 (Wood) Relating to MO HealthNet liens.
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Referred: Health and Mental Health Policy (H).....H3584

HB 1747 (Wood) Relating to reimbursement allowances.
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Referred: Budget (H) H161

HB 1748 (Pogue) Relating to jurisdiction over land ceded to the United States.
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Referred: Conservation and Natural Resources (H) H3584

HB 1749 (Pogue) Relating to foreign ownership of agricultural land.
Read First Time (H).....H40
Read Second Time (H) H149
Referred: Economic Development (H) H867

HB 1750 (Pogue) Relating to veterinary feed directive rules.
Read First Time (H).....H40
Read Second Time (H) H149
Referred: Agriculture Policy (H) H313

HB 1751 (Pogue) Relating to abortion.
Read First Time (H).....H40
Read Second Time (H) H149
Referred: Children and Families (H).....H3584

HB 1752 (Pogue) Relating to emergency contraceptives.
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Read Second Time (H) H149
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HB 1753 (Pogue) Relating to the collection of samples on private land.
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Read Second Time (H) H150
Referred: Conservation and Natural Resources (H) H3584

HB 1754 (Pogue) Relating to the general assembly.
Read First Time (H)..... H40
Read Second Time (H) H150
Referred: Special Committee on Homeland Security (H) H3584

HB 1755 (Pogue) Relating to public restrooms.
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HB 1756 (Pogue) Relating to the sale of certain lands acquired through legal settlements.
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Read Second Time (H) H150
Referred: Conservation and Natural Resources (H) H3584

HB 1757 (Pogue) Relating to public lands.
Read First Time (H)..... H40
Read Second Time (H) H150
Referred: Corrections and Public Institutions (H).....H3584

HB 1758 (Pogue) Relating to income tax.
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HB 1759 (Pogue) Relating to the enforce the laws act.
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HB 1760 (Pogue) Relating to the second amendment preservation act.
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HB 1761 (Pogue) Relating to collection of student data by school districts.
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HB 1762 (Pogue) Relating to child neglect.
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HB 1763 (Pogue) Relating to persons authorized to solemnize marriages.
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Referred: Children and Families (H).....H3584

HB 1764 (Pogue) Relating to driver's license issuance.
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HB 1765 (Pogue) Relating to state land purchases.
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HB 1766 (Arthur) Relating to campaign finance.
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HB 1767 (Arthur) Relating to treatment services for children entering foster care.
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HB 1768 (Moon) Relating to unlawful use of weapons.
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HB 1769 (Mathews) Relating to the offense of filing false documents.
Read First Time (H).....H41
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HB 1770 (Morgan) Relating to school attendance.
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HB 1771 (Morgan) Relating to higher education tuition policy
Read First Time (H).....H41
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HB 1772 (Morgan) Relating to the respect women's abortion decisions act.
Read First Time (H).....H41
Read Second Time (H) H150
Referred: Children and Families (H).....H3584

HB 1773 (Morgan) Relating to advanced practice registered nurses.
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HB 1774 (Morgan) Relating to employment security.
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Referred: Special Committee on Employment Security (H).....H3584

HB 1775 (Franks Jr.) Relating to tax credits for new businesses in distressed communities.
Read First Time (H)..... H41
Read Second Time (H) H150
Referred: Ways and Means (H) H945

HB 1776 (Ellington) Relating to postconviction procedures.
Read First Time (H)..... H42
Read Second Time (H) H150
Referred: General Laws (H).....H1025

HB 1777 (Ellington) Relating to parole eligibility.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Corrections and Public Institutions (H).....H3584

HB 1778 (Ellington) Relating to the Missouri innocence commission.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Crime Prevention and Public Safety (H) H3584

HB 1779 (Ellington) Relating to full orders of protection.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Judiciary (H) H313

HB 1780 (Ellington) Relating to criminal justice accountability.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Crime Prevention and Public Safety (H) H3584

HB 1781 (Ellington) Relating to vehicular stops and searches by law enforcement.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Crime Prevention and Public Safety (H) H1026

HB 1782 (Ellington) Relating to discrimination based on sexual orientation or gender identity.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: General Laws (H).....H3584

HB 1783 (Ellington) Relating to fathers' parental rights.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Children and Families (H).....H3584

HB 1784 (Ellington) Relating to the minimum wage rate.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Workforce Development (H) H3584

HB 1785 (Ellington) Relating to the small business equality act.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Special Committee on Small Business (H).....H3584

HB 1786 (Ellington) Relating to an economic development grant program.
Read First Time (H)..... H42
Read Second Time (H) H151
Referred: Economic Development (H) H3584

HB 1787 (Ellington) Relating to visually impaired voters.
Read First Time (H)..... H42

Read Second Time (H) H151
Referred: Elections and Elected Officials (H)....H3584

HB 1788 (Ellington) Relating to high school graduation requirements.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Elementary and Secondary Education (H) H3584

HB 1789 (Ellington) Relating to elementary and secondary education.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Elementary and Secondary Education (H) H891

HB 1790 (Ellington) Relating to the Missouri death with dignity act.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Health and Mental Health Policy (H)....H3584

HB 1791 (Ellington) Relating to the Missouri dream trust fund commission.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Higher Education (H)....H3585

HB 1792 (Ellington) Relating to postsecondary education public benefits.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Higher Education (H)....H3585

HB 1793 (Redmon) Relating to service of process after the statute of limitations has expired for filing an action.
Read First Time (H)....H42
Read Second Time (H) H151
Referred: Special Committee on Litigation Reform (H) H945
HCS Reported Do Pass (H)....H1362
Referred: Rules - Legislative Oversight (H) H1362

HB 1794 (Grier) Relating to barbering.
Read First Time (H)....H43
Read Second Time (H) H151
Referred: Professional Registration and Licensing (H)....H161

HB 1795 (Bernskoetter) Relating to the state personnel law.
Read First Time (H)....H43
Read Second Time (H) H151
Referred: General Laws (H)....H245
Reported Do Pass (H) H819
Referred: Rules - Legislative Oversight (H) H819
Reported Do Pass (H) H976
Placed on Informal Calendar H1435
Placed Back on Perfection Calendar H1793
Placed on Informal Calendar H2027
Placed Back on Perfection Calendar H2557

HB 1796 (Ruth) Relating to the first-time home buyer savings account act.
Read First Time (H)....H43
Read Second Time (H) H151
Referred: Financial Institutions (H) H245
HCS Reported Do Pass (H).... H372 - 373
Referred: Rules - Legislative Oversight (H) H372
Reported Do Pass (H) H505
Taken Up for Perfection (H) H634
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HCS Adopted (H) H634
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Referred: Fiscal Review (H) H658
Reported Do Pass (H) H679
Taken Up H690
Third Read and Passed (H).... H690 - 691
Reported to the Senate and First Read (S) S340
Second read and referred: Senate Insurance and Banking (S).. S469
Reported Do Pass (S).... S921
Referred: Senate Fiscal Oversight (S).... S936
Reported Do Pass (S).... S983
Taken Up S1335
Senate Substitute Offered (S).... S1335
Placed on Informal Calendar.... S1335
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Referred: Fiscal Review (H) H3373
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Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S) S2496
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HB 1797 (Fitzwater) Relating to the nuclear power plant security guard act.
Read First Time (H).... H43
Read Second Time (H) H151
Referred: Special Committee on Homeland Security (H) H313
Reported Do Pass (H) H523
Referred: Rules - Legislative Oversight (H) H523
Reported Do Pass (H) H781
Taken Up for Perfection (H) H923
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Taken Up H1077
Third Read and Passed (H) .... H1077 - 1078
Reported to the Senate and First Read (S) S602
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S).... S717
SCS Reported Do Pass (S).... S1115
Taken Up S1389
SCS Adopted (S) S1390
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Reported to the House with... (H) H2501
Referred: Fiscal Review (H) H2509
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Truly Agreed To and Finally Passed.... H3440 - 3441
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1798 (Fitzwater) Relating to language development milestones for children who are deaf or hard of hearing.
Read First Time (H).... H43
Read Second Time (H) H151
Referred: Children and Families (H)....H219

HB 1799 (DeGroot) Relating to workers' compensation.
Read First Time (H).... H43
Read Second Time (H) H152
Referred: Special Committee on Employment Security (H) H592
Reported Do Pass (H) H895
Referred: Rules - Administrative Oversight (H) H895

HB 1800 (Miller) Relating to the public service commission.
Read First Time (H).... H43
Read Second Time (H) H152
Referred: Utilities (H)....H245
Reported Do Pass (H).... H415 - 416
Referred: Rules - Administrative Oversight (H) H415
Reported Do Pass (H) H597
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Taken Up H1214

Third Read and Passed (H) ..... H1214 - 1215
Reported to the Senate and First Read (S) S627
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S718
SCS Reported Do Pass (S) S1958
Placed on Informal Calendar S2197

HB 1801 (Miller) Relating to fees collected by the department of natural resources.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Conservation and Natural Resources (H) H313
Reported Do Pass (H) H500
Referred: Rules - Administrative Oversight (H) H500
Reported Do Pass (H) H1032

HB 1802 (Miller) Relating to exemptions from sales tax.
Read First Time (H) H43
Read Second Time (H) H152
Referred: General Laws (H) H219
HCS Reported Do Pass (H) H500
Referred: Rules - Legislative Oversight (H) H500
Reported Do Pass (H) ..... H901 - 902
Taken Up for Perfection (H) H1074
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HCS Adopted (H) H1075
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Referred: Fiscal Review (H) H1177
Reported Do Pass (H) H1288
Re-committed to Committee: General Laws (H) H1290
HCS#2 Reported Do Pass (H) H1422
Referred: Rules - Legislative Oversight (H) H1422
Reported Do Pass (H) H1649
Taken Up H2303
Title of Bill - Agreed To H2303
HCS Adopted (H) H2303
Perfected (H) H2303
Placed on Informal Calendar H2552

HB 1803 (Matthiesen) Relating to requirements of school officials to report certain acts.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H313
HCS Reported Do Pass (H) H663
Referred: Rules - Administrative Oversight (H) H663
Reported Do Pass (H) H1249
Placed on Informal Calendar H1814
Placed Back on Perfection Calendar H2169

HB 1804 (Matthiesen) Relating to the radioactive waste investigation fund.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Budget (H) H313
HCS Reported Do Pass (H) H1986
Referred: Rules - Legislative Oversight (H) H1986

HB 1805 (Moon) Relating to senators who represent Missouri in the United States senate.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Elections and Elected Officials (H) H3585

HB 1806 (Matthiesen) Relating to property assessments of certain airports.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Local Government (H) H313
Reported Do Pass (H) H522
Referred: Rules - Administrative Oversight (H) H522

HB 1807 (Newman) Relating to a women's health services program.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Children and Families (H) H3585

HB 1808 (Moon) Relating to the acquisition of land by the United States government.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Corrections and Public Institutions (H) H3585

HB 1809 (Tate) Relating to the bi-state metropolitan development district.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Local Government (H) H161
Reported Do Pass (H) H457
Referred: Rules - Administrative Oversight (H) H457
Reported Do Pass (H) H598
Taken Up for Perfection (H) H794
Title of Bill - Agreed To H794
Perfected (H) H794
Taken Up H866
Third Read and Passed (H) ..... H866 - 867
Reported to the Senate and First Read (S) S406
Second read and referred: Senate Local Government and Elections (S) S602
Reported Do Pass (S) S1117
Placed on Informal Calendar S1551
Taken Up S2364
Senate Substitute Offered (S) S2364
Placed on Informal Calendar S2365
Taken Up S2471
SS Withdrawn (S) S2471
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Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1810 (Tate) Relating to the offense of falsifying a drug test.
Read First Time (H) H43
Read Second Time (H) H152
Referred: Crime Prevention and Public Safety (H) H2558

HB 1811 (Smith 85) Relating to the transfer of college credits.
Read First Time (H) H44
Read Second Time (H) H152
Referred: Higher Education (H) H592
Reported Do Pass (H) H1094
Referred: Rules - Administrative Oversight (H) H1094
Reported Do Pass (H) H1249
Placed on Informal Calendar H2303

HB 1812 (Smith 85) Relating to school accreditation.
Read First Time (H) H44
Read Second Time (H) H152
Referred: Elementary and Secondary Education (H) H3585

HB 1813 (Smith 85) Relating to restitution received by wrongfully imprisoned persons.
Read First Time (H) H44
Read Second Time (H) H152
Referred: Crime Prevention and Public Safety (H) H3585

HB 1814 (Smith 85) Relating to absentee voting.
Read First Time (H) H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H) H3585

HB 1815 (Smith 85) Relating to the minimum wage.
Read First Time (H) H44
Read Second Time (H) H152
Referred: Crime Prevention and Public Safety (H) H3585

HB 1816 (Kendrick) Relating to ethics.
Read First Time (H) H44

Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1817 (Mitten) Relating to electronic public records.
Read First Time (H)....H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1818 (Lavender) Relating to banning lobbyist gifts.
Read First Time (H)....H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1819 (Quade) Relating to the ethics commission.
Read First Time (H)....H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1820 (McCreery) Relating to funds held by candidate committees.
Read First Time (H)....H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1821 (Pierson Jr.) Relating to ethics.
Read First Time (H)....H44
Read Second Time (H) H152
Referred: Elections and Elected Officials (H)....H3585

HB 1822 (Adams) Relating to lobbying.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Elections and Elected Officials (H)....H3585

HB 1823 (Ellebracht) Relating to ethics.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Elections and Elected Officials (H)....H3585

HB 1824 (Fitzwater) Relating to taxation.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Ways and Means (H) H945

HB 1825 (Grier) Relating to the historic preservation tax credit.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Ways and Means (H) H1118
Re-referred to Committee: Special Committee on Government Oversight (H)....H1471

HB 1826 (Houghton) Relating to the opening date for school terms.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Elementary and Secondary Education (H) H161

HB 1827 (Houghton) Relating to agriculture.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Agriculture Policy (H) H2558

HB 1828 (Houghton) Relating to animals.
Read First Time (H)....H44
Read Second Time (H) H153
Referred: Agriculture Policy (H) H245
HCS Reported Do Pass (H)....H455
Referred: Rules - Legislative Oversight (H) H455
Reported Do Pass (H) H902
Taken Up for Perfection (H) H1166
Title of Bill - Agreed To H1166
HCS Adopted (H) H1166
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Taken Up H1298
Third Read and Passed (H) ....H1298 - 1299
Reported to the Senate and First Read (S) S721
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S).... S808

HB 1829 (Houghton) Relating to probate hearings for guardianship.
Read First Time (H).... H44
Read Second Time (H) H153
Referred: Local Government (H) H3585

HB 1830 (Ruth) Relating to teacher salaries.
Read First Time (H).... H44
Read Second Time (H) H153
Referred: Elementary and Secondary Education (H) H245

HB 1831 (Ruth) Relating to a sales tax holiday.
Read First Time (H).... H45
Read Second Time (H) H153
Referred: Ways and Means (H) H245
Reported Do Pass (H) H596
Referred: Rules - Administrative Oversight (H) H596
Reported Do Pass (H) H1032
Taken Up for Perfection (H) H1171
Title of Bill - Agreed To H1171
Perfected (H) H1171
Taken Up H1301
Third Read and Passed (H) .... H1301 - 1302
Reported to the Senate and First Read (S) S722
Second read and referred: Senate Ways and Means (S) S808
Reported Do Pass (S).... S1116
Placed on Informal Calendar.... S1551
Taken Up S1560
Placed on Informal Calendar.... S1560
Taken Up S2474
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Reported to the House with... (H) .... H3555 - 3556
Referred: Fiscal Review (H) H3557
Reported Do Pass (H) H3564
Taken Up H3564
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Truly Agreed To and Finally Passed.... H3565 - 3566
House Message (H).... S2490
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 1832 (Cornejo) Relating to the credit user protection law.
Read First Time (H).... H45
Read Second Time (H) H153
Referred: Judiciary (H) H219
Reported Do Pass (H) H396
Referred: Rules - Legislative Oversight (H) H396
Reported Do Pass (H) H1036
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Perfected with Amendments (H)....H1452
Taken Up H1634
Third Read and Passed (H) H1634
Reported to the Senate and First Read (S) S866
Second read and referred: Senate Small Business and Industry (S).... S924
SCS Reported Do Pass (S).... S1748
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Taken Up S2426
Senate Substitute Offered (S).... S2427
SS Adopted (S).... S2427
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Referred: Fiscal Review (H) H3413
Reported Do Pass (H) H3435
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Truly Agreed To and Finally Passed.... H3521 - 3522
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Signed by House Speaker (H).....H3600
Signed by President Pro Tem (S)..... S2496
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HB 1833 (Adams) Relating to the Missouri universal health assurance program.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Health and Mental Health Policy (H).....H3585

HB 1834 (Adams) Relating to the waiver of a trial by jury for certain offenses.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Crime Prevention and Public Safety (H).....H3585

HB 1835 (Adams) Relating to the offense of prostitution.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Crime Prevention and Public Safety (H).....H816

HB 1836 (Adams) Relating to the implementation of the streamlined sales and use tax agreement.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Ways and Means (H).....H945

HB 1837 (Rhoads) Relating to maintenance medications.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Health and Mental Health Policy (H).....H313
Reported Do Pass (H)..... H846 - 847
Referred: Rules - Administrative Oversight (H).....H846
Reported Do Pass (H).....H899
Placed on Informal Calendar.....H2303

HB 1838 (Bernskoetter) To authorize the conveyance of certain state property.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Corrections and Public Institutions (H).....H161
Reported Do Pass - Consent (H)..... H219 - 220
Referred: Consent and House Procedure (H).....H219
Reported Do Pass - Not Consent (H).....H376
Taken Up for Perfection (H).....H472
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Taken Up.....H536
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Reported to the Senate and First Read (S)..... S290
Second read and referred: Senate General Laws (S)..... S359
SCS Reported Do Pass (S)..... S600
Taken Up..... S687
Senate Substitute Offered (S)..... S687
SS Adopted (S)..... S687
Third Read and Passed (S)..... S687 - 688
Reported to the House with... (H).....H1315 - 1316
Referred: Fiscal Review (H).....H1317
Reported Do Pass (H).....H1422
Taken Up.....H1456
House Adopts (H).....H1456 - 1457
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House Message (H)..... S787
Signed by House Speaker (H).....H3595
Signed by President Pro Tem (S)..... S2496
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HB 1839 (Houghton) Relating to student athletes.
Read First Time (H).....H45
Read Second Time (H).....H153
Referred: Agriculture Policy (H).....H219
Reported Do Pass (H).....H455
Referred: Rules - Legislative Oversight (H).....H455

HB 1840 (Houghton) Relating to conservation permits for honorably discharged veterans.
Read First Time (H)..... H45
Read Second Time (H).....H153
Referred: Conservation and Natural Resources (H).....H3585

HB 1841 (Houghton) Relating to youth hunting.
Read First Time (H)..... H45
Read Second Time (H).....H153
Referred: Conservation and Natural Resources (H).....H245
HCS Reported Do Pass (H).....H414
Referred: Rules - Administrative Oversight (H).....H414

HB 1842 (Houghton) Relating to initiative petitions.
Read First Time (H)..... H45
Read Second Time (H).....H153
Referred: Elections and Elected Officials (H).....H245

HB 1843 (Cornejo) Relating to trusts directed by trust protectors.
Read First Time (H)..... H45
Read Second Time (H).....H153
Referred: Judiciary (H).....H219
Reported Do Pass (H).....H1279
Referred: Rules - Legislative Oversight (H).....H1279

HB 1844 (Cornejo) Relating to powers of appointment.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: Judiciary (H).....H219
Reported Do Pass (H).....H1279
Referred: Rules - Legislative Oversight (H).....H1279

HB 1845 (Cornejo) Relating to estate planning.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: Judiciary (H).....H219
Reported Do Pass (H).....H1279
Referred: Rules - Legislative Oversight (H).....H1279

HB 1846 (Cornejo) Relating to the supplemental nutrition assistance program.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: Government Efficiency (H).....H219
Reported Do Pass (H).....H501
Referred: Rules - Legislative Oversight (H).....H501
Reported Do Pass (H)..... H544 - 545
Placed on Informal Calendar.....H1589
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HB 1847 (Kidd) Relating to operating levies for school purposes.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: Elementary and Secondary Education (H).....H816
Reported Do Pass (H).....H1472
Referred: Rules - Administrative Oversight (H).....H1472
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HB 1848 (Kidd) Relating to the laws of other countries.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: Judiciary (H).....H219

HB 1849 (McCreery) Relating to unlawful possession of firearms.
Read First Time (H)..... H45
Read Second Time (H).....H154
Referred: General Laws (H).....H658

HB 1850 (McCreery) Relating to the clean water commission.
Read First Time (H)..... H46
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Referred: Conservation and Natural Resources (H).....H3585

HB 1851 (Newman) Relating to unlawful discriminatory practices.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Special Committee on Litigation Reform (H) H3585

HB 1852 (Newman) Relating to abortion.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Children and Families (H)....H3585

HB 1853 (Newman) Relating to abortion.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Children and Families (H)....H3585

HB 1854 (Newman) Relating to abortion.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Children and Families (H)....H3585

HB 1855 (Trent) Relating to the taxation of tobacco.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Ways and Means (H) H945

HB 1856 (Trent) Relating to MO HealthNet work requirements.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Children and Families (H)....H658
HCS Reported Do Pass (H)....H1321
Referred: Rules - Legislative Oversight (H) H1321
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HB 1857 (Shaul 113) Relating to elections.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Elections and Elected Officials (H)....H245
HCS Reported Do Pass (H)....H846
Referred: Rules - Administrative Oversight (H) H846
Reported Do Pass (H) H1249
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HB 1858 (Christofanelli) Relating to the department of revenue.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Ways and Means (H) H219
Reported Do Pass (H) H374
Referred: Rules - Administrative Oversight (H) H374
Reported Do Pass (H) H441
Taken Up for Perfection (H) H633
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Perfected with Amendments (H)....H633
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Third Read and Passed (H) .... H688 - 689
Reported to the Senate and First Read (S) S340
Second read and referred: Senate Ways and Means (S) S469
Reported Do Pass (S)....S863
Taken Up S1021
Senate Substitute Offered (S)....S1021
SS Adopted (S) S1029
Third Read and Passed (S)....S1029 - 1030
Reported to the House with... (H) ....H1985 - 1986
Referred: Fiscal Review (H) H1986
Reported Do Pass (H) H2108
Taken Up H2111
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2111
House Message (H) S1101
Senate Refuses to Recede, Grants Conference (S) S1157
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2189
House Conference Committee Appointed (H) H2199
House Message (H) S1169
House Distributes Conference Committee Report (H)....H2509 - 2510
Referred: Fiscal Review (H) H2510
Reported Do Pass (H) H2510
Taken Up H2555
House Adopts Conference Committee Report (H)..... H2555 - 2556
Third Read and Passed (H) .... H2556 - 2557
Reported to the Senate (S) S1542
Senate Submits Conference Committee Report (S)..... S1779 - 1780
Senate Adopts Conference Committee Report (S) S1780
Truly Agreed To and Finally Passed.... S1780 - 1781
Senate Message (S)....H2781
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1859 (Rhoads) Relating to mutual aid agreements.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Crime Prevention and Public Safety (H) H245
Reported Do Pass (H) H372
Referred: Rules - Legislative Oversight (H) H372
Reported Do Pass (H) H417
Taken Up for Perfection (H) H480
Title of Bill - Agreed To H480
Perfected (H) H480
Taken Up H541
Third Read and Passed (H) .... H541 - 542
Reported to the Senate and First Read (S) S291
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S359

HB 1860 (Dohrman) Relating to the state board of education.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Elementary and Secondary Education (H) H313

HB 1861 (Dohrman) Relating to employment contracts with school districts.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Elementary and Secondary Education (H) H219

HB 1862 (Christofanelli) Relating to child abuse reports.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H313
HCS Reported Do Pass (H)....H663
Referred: Rules - Administrative Oversight (H) H663

HB 1863 (Trent) Relating to civil procedure.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Special Committee on Litigation Reform (H) H2558

HB 1864 (Trent) Relating to judgment interest rates.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Special Committee on Litigation Reform (H) H245

HB 1865 (Hill) Relating to the transportation and storage of firearms.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: General Laws (H)....H245
Reported Do Pass (H) H946
Referred: Rules - Legislative Oversight (H) H946
Reported Do Pass (H) H1475

HB 1866 (Evans) Relating to human trafficking.
Introduced and Read First Time (H) H46
Read Second Time (H) H154
Referred: Crime Prevention and Public Safety (H) H245

HB 1867 (Dogan) Relating to a ban on certain selective abortions.
Introduced and Read First Time (H) H46

Read Second Time (H) H155
Referred: Children and Families (H)....H592
Reported Do Pass (H) H1783
Referred: Rules - Legislative Oversight (H) H1783

HB 1868 (Kelley 127) Relating to a statewide hearing aid distribution program.
Introduced and Read First Time (H) H46
Read Second Time (H) H155
Referred: Children and Families (H)....H219
HCS Reported Do Pass (H)....H636
Referred: Rules - Legislative Oversight (H) H636
Reported Do Pass (H) H827
Taken Up for Perfection (H) H1008
Title of Bill - Agreed To H1008
HCS Adopted (H) H1008
Perfected (H) H1008
Referred: Fiscal Review (H) H1025
Reported Do Pass (H) H1107
Taken Up H1111
Third Read and Passed (H) ....H1111 - 1112
Reported to the Senate and First Read (S) S606
Second read and referred: Senate Seniors, Families, and Children (S) S718
SCS Reported Do Pass (S).... S1417 - 1418
Referred: Senate Fiscal Oversight (S).... S1748
Reported Do Pass (S).... S1880
Placed on Informal Calendar S1897

HB 1869 (Kelley 127) Relating to minimum sentencing for first-time offenders who have been convicted of dangerous felonies.
Introduced and Read First Time (H) H46
Read Second Time (H) H155
Referred: Crime Prevention and Public Safety (H) H499

HB 1870 (Barnes 60) Relating to multidose medications given to patients at discharge.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: General Laws (H)....H313
HCS Reported Do Pass (H)....H846
Referred: Rules - Legislative Oversight (H) H846
Reported Do Pass (H) H977
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 1871 (Johnson) Relating to automated motor vehicles.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Transportation (H) H3585

HB 1872 (Johnson) Relating to the Missouri rural broadband development fund.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Special Committee on Innovation and Technology (H)....H219
HCS Reported Do Pass (H)....H523
Referred: Rules - Administrative Oversight (H) H523
Reported Do Pass (H) H899
Taken Up for Perfection (H) H1076
Title of Bill - Agreed To H1076
HCS Adopted (H) H1077
Perfected with Amendments (H)....H1077
Referred: Fiscal Review (H) H1118
Reported Do Pass (H) H1288
Taken Up H1290
Third Read and Passed (H) ....H1290 - 1291
Reported to the Senate and First Read (S) S720
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S808
Reported Do Pass (S).... S1398
Referred: Senate Fiscal Oversight (S).... S1529
Reported Do Pass (S).... S1797
Placed on Informal Calendar S1883
Taken Up S2417
Senate Substitute Offered (S).... S2417
SS Adopted (S) S2417
Third Read and Passed (S).... S2417
Reported to the House with... (H) H3405
Referred: Fiscal Review (H) H3405
Reported Do Pass (H) .... H3435 - 3436
Taken Up H3525
House Adopts (H)....H3526
Truly Agreed To and Finally Passed....H3527
House Message (H).... S2488
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 1873 (Taylor) Relating to poaching.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Conservation and Natural Resources (H) H245
HCS Reported Do Pass (H)....H414
Referred: Rules - Administrative Oversight (H) H414
Reported Do Pass (H) H598
Taken Up for Perfection (H) H794
Title of Bill - Agreed To H794
HCS Adopted (H) H794
Perfected (H) H794
Taken Up H920
Third Read and Passed (H) .... H920 - 921
Reported to the Senate and First Read (S) S441
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S).... S717

HB 1874 (Taylor) Relating to products sold in the state capitol.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Special Committee on Small Business (H)....H313
Reported Do Pass (H) H595
Referred: Rules - Administrative Oversight (H) H595
Reported Do Pass (H) H824
Taken Up for Perfection (H) H1055
Title of Bill - Agreed To H1055
Perfected (H) H1055
Taken Up H1215
Third Read and Passed (H) .... H1215 - 1216
Reported to the Senate and First Read (S) S627
Second read and referred: Senate Small Business and Industry (S).... S718

HB 1875 (Taylor) Relating to endangering the welfare of a child.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H313

HB 1876 (Lichtenegger) Relating to higher education.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Higher Education (H)....H313
Reported Do Pass (H) H502
Referred: Rules - Administrative Oversight (H) H502
Reported Do Pass (H) H598

HB 1877 (Miller) Relating to the Missouri water safety and security act.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Utilities (H)....H313

HB 1878 (Miller) Relating to ratemaking for gas corporations.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Utilities (H)....H313
Reported Do Pass (H) H1327
Referred: Rules - Administrative Oversight (H) H1327
Reported Do Pass (H) H1896

HB 1879 (Fraker) Relating to financial transactions involving public entities.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Financial Institutions (H) H219
HCS Reported Do Pass (H)....H373
Referred: Rules - Legislative Oversight (H) H373
Reported Do Pass (H) H417
Taken Up for Perfection (H) H480
Title of Bill - Agreed To H480
HCS Adopted (H) H480
Perfected (H) H480
Taken Up H540
Third Read and Passed (H) .... H540 - 541
Reported to the Senate and First Read (S) S291
Second read and referred: Senate Insurance and Banking (S)..... S359
SCS Reported Do Pass (S)..... S863
Taken Up S1037
Senate Substitute Offered (S)..... S1038
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Taken Up S1093
Placed on Informal Calendar S1093
Taken Up S1119
SS Adopted (S) S1121
Third Read and Passed with Amendments (S) S1121
Reported to the House with... (H) ....H2170 - 2172
Referred: Fiscal Review (H) H2173
Reported Do Pass (H) ....H2204 - 2205
Taken Up H2265
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2265
House Message (H) S1296
Senate Refuses to Recede, Grants Conference (S) S1335
Senate Message (S)....H2347
House Conference Committee Appointed (H) H2389
House Message (H) S1378
Senate Conference Committee Appointed (S) S1378
Senate Message (S)....H2397
House Distributes Conference Committee Report (H)....H2669
Referred: Fiscal Review (H) H2677
Reported Do Pass (H) H2758
House Submits Conference Committee Report (H) H2808
House Adopts Conference Committee Report (H)....H2808 - 2809
Third Read and Passed (H) ....H2809 - 2810
House Message (H) S1818
Senate Submits Conference Committee Report (S) .... S1885 - 1886
Senate Adopts Conference Committee Report (S) S1886
Truly Agreed To and Finally Passed.... S1886 - 1887
Senate Message (S)....H2921
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)..... S2496
Delivered to Governor H3601

HB 1880 (Trent) Relating to broadband communications services provided by rural electric cooperatives.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: General Laws (H)....H219
Reported Do Pass (H) H247
Referred: Rules - Legislative Oversight (H) H247
Reported Do Pass (H) H337
Taken Up for Perfection (H) H389
Title of Bill - Agreed To H389
Perfected with Amendments (H)....H390
Taken Up H433
Third Read and Passed (H) .... H433 - 434
Reported to the Senate and First Read (S) S250
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S359
SCS Reported Do Pass (S)..... S863
Placed on Informal Calendar S1021
Taken Up S1053
Senate Substitute Offered (S)..... S1053 - 1054
Placed on Informal Calendar S1054
Taken Up S1091
Placed on Informal Calendar..... S1092
Taken Up S1362
SS Withdrawn (S)..... S1362
Senate Substitute Offered (S)..... S1362 - 1363
SS Adopted (S) S1363
Third Read and Passed with Amendments (S) .... S1363 - 1364
Reported to the House with... (H) H2367
Referred: Fiscal Review (H) H2368
Reported Do Pass (H) H2404
Taken Up H2405
House Adopts (H)..... H2405 - 2406
Truly Agreed To and Finally Passed..... H2406 - 2407
House Message (H)..... S1400
Constitutional Objection Filed (H)..... H3598 - 3600
Signed by House Speaker (H)....H3600
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 1881 (Trent) Relating to biodiesel fuel use in department of transportation vehicles.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Transportation (H) H3585

HB 1882 (Trent) Relating to scrap metal purchases.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: General Laws (H)....H245
Reported Do Pass (H) H1747
Referred: Rules - Legislative Oversight (H) H1747

HB 1883 (Stevens 46) Relating to a farmers' market nutrition program.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Children and Families (H)....H314

HB 1884 (Stevens 46) Relating to MO HealthNet services.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Health and Mental Health Policy (H)....H3585

HB 1885 (Bahr) Relating to structured family caregiving for MO HealthNet home- and community-based care.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Referred: Health and Mental Health Policy (H)....H219
HCS Reported Do Pass (H)....H1028
Referred: Rules - Administrative Oversight (H) H1028
Reported Do Pass (H) H1329
Taken Up for Perfection (H) H1814
Title of Bill - Agreed To H1815
HCS Adopted (H) H1817
Perfected with Amendments (H)....H1817
Referred: Fiscal Review (H) H1874
Placed on the Informal Third Reading Calendar (H)....H1888

HB 1886 (Bahr) Relating to employment taxes.
Introduced and Read First Time (H) H47
Read Second Time (H) H155
Withdrawn (H)....H182

HB 1887 (Bahr) Relating to restrictive covenants.
Introduced and Read First Time (H) H48
Read Second Time (H) H155
Referred: Local Government (H) H219
Reported Do Pass (H) .... H457 - 458
Referred: Rules - Administrative Oversight (H) H457
Reported Do Pass (H) H598
Taken Up for Perfection (H) H765
Title of Bill - Agreed To H765
Perfected (H) H765
Taken Up H840
Third Read and Passed (H) .... H840 - 841
Reported to the Senate and First Read (S) S397

Second read and referred: Senate General Laws (S) S602
Reported Do Pass (S)..... S1116
Placed on Informal Calendar S1551
Taken Up S1561
Truly Agreed To and Finally Passed..... S1561
Senate Message (S).....H2660
Signed by House Speaker (H).....H3595
Signed by President Pro Tem (S)..... S2496
Delivered to Governor H3601

HB 1888 (Bahr) Relating to transparency of state board of education activities.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Special Committee on Innovation and Technology (H) H219
HCS Reported Do Pass (H).....H868
Referred: Rules - Administrative Oversight (H) H868
Reported Do Pass (H) H1249

HB 1889 (Rowland 29) Relating to financial interest statements.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Elections and Elected Officials (H).....H3585

HB 1890 (McGee) Relating to paid political consultants.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Elections and Elected Officials (H).....H3585

HB 1891 (Wessels) Relating to the law library surcharge.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Judiciary (H) H499
Reported Do Pass (H) .....H1786 - 1787
Referred: Rules - Legislative Oversight (H) H1786
Reported Do Pass (H) H2506

HB 1892 (Wilson) Relating to deputy sheriffs.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Crime Prevention and Public Safety (H).....H245
Reported Do Pass (H) H637
Referred: Rules - Legislative Oversight (H) H637
Reported Do Pass (H) H827
Taken Up for Perfection (H).....H1024
Title of Bill - Agreed To H1024
Perfected (H) H1025
Taken Up H1117
Third Read and Passed (H).....H1117 - 1118
Reported to the Senate and First Read (S) ..... S606 - 607
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)..... S718
Reported Do Pass (S)..... S1755
Placed on Informal Calendar S1897

HB 1893 (Baringer) Relating to public auctions.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Local Government (H).....H219
Reported Do Pass - Consent (H).....H847
Referred: Consent and House Procedure (H) H847
Reported Do Pass - Consent (H).....H897
Perfected by Consent - Pursuant to House Rules (H).....H1098
Taken Up H1236
Third Read and Passed (H).....H1236 - 1237
Reported to the Senate and First Read (S) S631
Second read and referred: Senate Local Government and Elections (S)..... S807

HB 1894 (Cornejo) Relating to lobbying by licensing authorities.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Elections and Elected Officials (H).....H3585

HB 1895 (Neely) Relating to death investigations.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Health and Mental Health Policy (H).....H245
HCS Reported Do Pass (H).....H522
Referred: Rules - Administrative Oversight (H) H522
Reported Do Pass (H) H824
Taken Up for Perfection (H).....H938
Title of Bill - Agreed To H938
HCS Adopted (H).....H938
Perfected (H) H938
Taken Up H1085
Third Read and Passed (H) ..... H1085 - 1086
Reported to the Senate and First Read (S) S604
Second read and referred: Senate Seniors, Families, and Children (S)..... S717

HB 1896 (Swan) Relating to the psychology interjurisdictional compact.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Professional Registration and Licensing (H).....H259
Reported Do Pass (H) H504
Referred: Rules - Administrative Oversight (H) H504
Reported Do Pass (H) H598
Taken Up for Perfection (H).....H795
Title of Bill - Agreed To H795
Perfected with Amendments (H).....H799
Taken Up H967
Third Read and Passed (H) H967
Reported to the Senate and First Read (S) S480
Second read and referred: Senate Professional Registration (S) S717

HB 1897 (Swan) Relating to income tax of certain nonresidents.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Ways and Means (H) H314

HB 1898 (Swan) Relating to the controlled substance abuse prevention fund.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Health and Mental Health Policy (H).....H3585

HB 1899 (Swan) Relating to school-community partnerships.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Elementary and Secondary Education (H) H314

HB 1900 (Swan) Relating to music therapists.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Elementary and Secondary Education (H) H314

HB 1901 (Cross) Relating to security deposits held by landlords.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: General Laws (H).....H314
Reported Do Pass (H) H638
Referred: Rules - Legislative Oversight (H) H638
Reported Do Pass (H) H1179
Placed on Informal Calendar.....H1909
Placed Back on Perfection Calendar H2502

HB 1902 (Walker 3) Relating to infrastructure development.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Utilities (H).....H3585

HB 1903 (Walker 3) Relating to infrastructure development.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Utilities (H).....H3585

HB 1904 (Walker 3) Relating to dental faculty permits.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Professional Registration and Licensing (H)....H245

HB 1905 (Walker 3) Relating to abandoned aircraft.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Transportation (H) H245
Reported Do Pass - Consent (H)....H356
Referred: Consent and House Procedure (H) H356
Reported Do Pass - Consent (H)....H460
Perfected by Consent - Pursuant to House Rules (H)....H642
Taken Up....H814
Third Read and Passed (H) .... H814 - 815
Reported to the Senate and First Read (S) S380
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)....S602

HB 1906 (Higdon) Relating to the senior services growth and development program.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Insurance Policy (H) H219
Reported Do Pass (H)....H820
Referred: Rules - Legislative Oversight (H) H820
Reported Do Pass (H)....H977
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar....H2502

HB 1907 (Spencer) Relating to working animals.
Introduced and Read First Time (H) H48
Read Second Time (H) H156
Referred: Agriculture Policy (H) H314
HCS Reported Do Pass (H)....H455
Referred: Rules - Legislative Oversight (H) H455
Reported Do Pass (H)....H781
Taken Up for Perfection (H)....H927
Title of Bill - Agreed To....H927
HCS Adopted (H)....H928
Perfected with Amendments (H)....H928
Placed on Informal Calendar H1078
Re-committed to Committee: Agriculture Policy (H) H1226
HCS#2 Reported Do Pass (H)....H2120
Referred: Rules - Legislative Oversight (H) H2120

HB 1908 (Brattin) Relating to sanctuary policies for municipalities.
Introduced and Read First Time (H) H49
Read Second Time (H) H156
Referred: General Laws (H)....H816

HB 1909 (Brattin) Relating to elections.
Introduced and Read First Time (H) H49
Read Second Time (H) H156
Referred: Elections and Elected Officials (H)....H816

HB 1910 (Brattin) Relating to assault on police animals.
Introduced and Read First Time (H) H49
Read Second Time (H) H156
Referred: Crime Prevention and Public Safety (H)....H219

HB 1911 (Brattin) Relating to animal chiropractic practitioners.
Introduced and Read First Time (H) H49
Read Second Time (H) H156
Referred: Agriculture Policy (H) H314
HCS Reported Do Pass (H)....H635
Referred: Rules - Legislative Oversight (H) H635

HB 1912 (Brattin) Relating to local development incentives.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Economic Development (H) H3585

HB 1913 (Roden) Relating to a tax deduction for diaper changing tables.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Ways and Means (H) H245

HB 1914 (Roden) Relating to the board of police commissioners.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Crime Prevention and Public Safety (H) H3585

HB 1915 (Roden) Relating to the no-call list.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: General Laws (H)....H245
HCS Reported Do Pass (H)....H974
Referred: Rules - Legislative Oversight (H) H974
Reported Do Pass (H)....H1475
Taken Up for Perfection (H)....H1817
Title of Bill - Agreed To....H1817
HCS Adopted (H)....H1818
Perfected with Amendments (H)....H1818
Taken Up....H1889
Third Read and Passed (H)....H1889
Reported to the Senate and First Read (S) S994
Second read and referred: Senate Government Reform (S).... S1158

HB 1916 (McDaniel) Relating to the authorized electronic monitoring in long-term care facilities act.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Crime Prevention and Public Safety (H) H891
HCS Reported Do Pass (H)....H1783
Referred: Rules - Legislative Oversight (H) H1783

HB 1917 (Alferman) Relating to the removal of a tenant from a commercial property.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Judiciary (H) H2558

HB 1918 (Davis) Relating to business fees.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Special Committee on Small Business (H)....H314
HCS Reported Do Pass (H)....H595
Referred: Rules - Administrative Oversight (H) H595

HB 1919 (Alferman) Relating to emergency services.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: General Laws (H)....H219
Re-referred to Committee: Government Efficiency (H)....H394
Reported Do Pass (H)....H947
Referred: Rules - Legislative Oversight (H) H947
Reported Do Pass (H) .... H1179 - 1180

HB 1920 (Carpenter) Relating to ballot offenses.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Elections and Elected Officials (H)....H3585

HB 1921 (Carpenter) Relating to the agreement among the states to elect the president by national popular vote act.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Elections and Elected Officials (H)....H3585

HB 1922 (DeGroot) Relating to the appointment of sheriffs in the City of St. Louis.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Judiciary (H) H3585

HB 1923 (Hill) Relating to public labor organizations.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Economic Development (H) H314

HB 1924 (Roeber) Relating to alcohol trade practices.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: General Laws (H)....H1505
HCS Reported Do Pass (H)....H1892
Referred: Rules - Legislative Oversight (H) H1892

HB 1925 (Roeber) Relating to elementary and secondary education.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Elementary and Secondary Education (H) H314

HB 1926 (Henderson) Relating to public contracts.
Introduced and Read First Time (H) H49
Read Second Time (H) H157
Referred: Economic Development (H) H219

HB 1927 (Ruth) Relating to a voluntary nonopioid directive form.
Introduced and Read First Time (H) H123
Read Second Time (H) H167
Referred: Health and Mental Health Policy (H)....H314
Reported Do Pass (H) H1620
Referred: Rules - Administrative Oversight (H) H1620

HB 1928 (Ross) Relating to professional registration.
Introduced and Read First Time (H) H123
Read Second Time (H) H167
Referred: Professional Registration and Licensing (H)....H245
HCS Reported Do Pass (H).... H522 - 523
Referred: Rules - Administrative Oversight (H) H522
Reported Do Pass (H) H824
Taken Up for Perfection (H) H886
Title of Bill - Agreed To H886
HCS Adopted (H) H886
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Taken Up H969
Third Read and Passed (H) H969
Reported to the Senate and First Read (S) S481
Second read and referred: Senate Professional Registration (S)..... S717

HB 1929 (Corlew) Relating to a public safety sales tax.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Local Government (H)....H314
HCS Reported Do Pass (H)....H1030
Referred: Rules - Administrative Oversight (H) H1030
Reported Do Pass (H) H1750
Placed on Informal Calendar H2303

HB 1930 (Chipman) Relating to regulation of the display of the United States flag.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Special Committee on Government Oversight (H)...H219
HCS Reported Do Pass (H)....H397
Referred: Rules - Administrative Oversight (H) H397
Reported Do Pass (H) H442
Taken Up for Perfection (H) H513
Title of Bill - Agreed To H514
HCS Adopted (H) H514
Perfected (H) H514
Taken Up H591
Third Read and Passed (H).... H591 - 592
Reported to the Senate and First Read (S) S299
Second read and referred: Senate General Laws (S) S360

HB 1931 (Tate) Relating to consumer credit reports.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Financial Institutions (H) H245

HB 1932 (Stevens 46) Relating to consumer credit interest rates.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Financial Institutions (H) H3585

HB 1933 (McCann Beatty) Relating to unlawful discriminatory housing practices.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: General Laws (H)....H3585

HB 1934 (McCann Beatty) Relating to automatic voter registration.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Elections and Elected Officials (H)....H3585

HB 1935 (McCann Beatty) Relating to lifetime parole supervision for certain offenders.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Corrections and Public Institutions (H)....H3585

HB 1936 (Taylor) Relating to firearms.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: General Laws (H)....H314
Reported Do Pass (H) H946
Referred: Rules - Legislative Oversight (H) H946
Reported Do Pass (H) .... H1513 - 1514

HB 1937 (Taylor) Relating to the open carry of firearms.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: General Laws (H)....H314
HCS Reported Do Pass (H)....H947
Referred: Rules - Legislative Oversight (H) H947
Reported Do Pass (H) H1475

HB 1938 (Franks Jr.) Relating to civil rights for homeless persons.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: General Laws (H)....H1026

HB 1939 (Quade) Relating to meals for students.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Elementary and Secondary Education (H) H3585

HB 1940 (Corlew) Relating to student journalists.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Elementary and Secondary Education (H) H219
HCS Reported Do Pass (H)....H395
Referred: Rules - Administrative Oversight (H) H395
Reported Do Pass (H) H442
Taken Up for Perfection (H) H630
Title of Bill - Agreed To H630
HCS Adopted (H) H632
Perfected (H) H632
Taken Up H686
Third Read and Passed (H).... H686 - 687
Reported to the Senate and First Read (S) S339
Second read and referred: Senate Education (S) S468

HB 1941 (Dohrman) Relating to school board members.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Elementary and Secondary Education (H) H3586

HB 1942 (Dohrman) Relating to campus protection officers.
Introduced and Read First Time (H) H124
Read Second Time (H) H167
Referred: Higher Education (H)....H259
HCS Reported Do Pass (H)....H660
Referred: Rules - Administrative Oversight (H) H660

HB 1943 (Redmon) Relating to taxation of utilities used in food preparation.
Introduced and Read First Time (H) H124
Read Second Time (H) H167

Referred: Ways and Means (H) H245
HCS Reported Do Pass (H)....H848
Referred: Rules - Administrative Oversight (H) H848

HB 1944 (Anderson) Relating to background checks for foster families.
Introduced and Read First Time (H) H124
Read Second Time (H) H168
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H314
HCS Reported Do Pass (H)....H896
Referred: Rules - Administrative Oversight (H) H896

HB 1945 (Anderson) Relating to the confiscation of animals.
Introduced and Read First Time (H) H124
Read Second Time (H) H168
Referred: Agriculture Policy (H) H314
Reported Do Pass (H) H499
Referred: Rules - Legislative Oversight (H) H499
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Third Read and Passed (H) H970
Reported to the Senate and First Read (S) S481
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S).... S717

HB 1946 (Anderson) Relating to out-of-state abortion referrals.
Introduced and Read First Time (H) H124
Read Second Time (H) H168
Referred: Children and Families (H)....H219

HB 1947 (Alferman) Relating to the sale of utilities in fourth class cities.
Introduced and Read First Time (H) H124
Read Second Time (H) H168
Referred: Local Government (H)....H314
HCS Reported Do Pass (H)....H522
Referred: Rules - Administrative Oversight (H) H522
Reported Do Pass (H) H824
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Taken Up for Perfection (H) H944
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HCS Adopted (H) H944
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Reported to the Senate and First Read (S) S605
Second read and referred: Senate Local Government and Elections (S).... S718

HB 1948 (Rhoads) Relating to wireless communications infrastructure.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Utilities (H)....H246

HB 1949 (Merideth 80) Relating to break time for nursing mothers.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Children and Families (H)....H314

HB 1950 (Merideth 80) Relating to hormonal contraceptives.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Insurance Policy (H) H3586

HB 1951 (Merideth 80) Relating to insurance coverage for infertility treatments.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Insurance Policy (H) H3586

HB 1952 (Tate) Relating to the use of electronic wireless communications devices.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Transportation (H) H3586

HB 1953 (Neely) Relating to the bone marrow registry.
Introduced and Read First Time (H) H125
Read Second Time (H) H168
Referred: Health and Mental Health Policy (H)....H246
Reported Do Pass (H) H522
Referred: Rules - Administrative Oversight (H) H522
Reported Do Pass (H) H824
Taken Up for Perfection (H) H1047
Title of Bill - Agreed To H1047
Perfected with Amendments (H)....H1049
Taken Up H1209
Third Read and Passed (H) .... H1209 - 1210
Reported to the Senate and First Read (S) S626
Second read and referred: Senate Health and Pensions (S)..... S718
Reported Do Pass (S)..... S1114
Taken Up S1389
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Taken Up S1390
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Referred: Fiscal Review (H) H2509
Reported Do Pass (H) H2530
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Truly Agreed To and Finally Passed.... H3462 - 3463
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Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S) S2496
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HB 1954 (Smith 163) Relating to real estate licensees.
Introduced and Read First Time (H) H165
Read Second Time (H) H180
Referred: Professional Registration and Licensing (H)....H314

HB 1955 (McCreery) Relating to long-acting reversible contraceptives.
Introduced and Read First Time (H) H165
Read Second Time (H) H180
Referred: Health and Mental Health Policy (H)....H2173

HB 1956 (McCreery) Relating to leave from employment.
Introduced and Read First Time (H) H165
Read Second Time (H) H180
Referred: General Laws (H)....H3586

HB 1957 (Butler) Relating to gifted children.
Introduced and Read First Time (H) H165
Read Second Time (H) H180
Referred: Elementary and Secondary Education (H) H3586

HB 1958 (Butler) Relating to the office of sheriff of the City of St. Louis.
Introduced and Read First Time (H) H165
Read Second Time (H) H180
Referred: Crime Prevention and Public Safety (H)....H1118

HB 1959 (Butler) Relating to certain investigations by the Missouri state highway patrol.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Crime Prevention and Public Safety (H) H3586

HB 1960 (Butler) Relating to peace officer applicants.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Crime Prevention and Public Safety (H) H3586

HB 1961 (Butler) Relating to civilian review boards.
Introduced and Read First Time (H) H166

Read Second Time (H) H180
Referred: Local Government (H) H3586

HB 1962 (Butler) Relating to the MO HealthNet program.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Health and Mental Health Policy (H) H3586

HB 1963 (McDaniel) Relating to the veterans' home resident monitoring care act.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Crime Prevention and Public Safety (H) H891
Reported Do Pass (H) H1747
Referred: Rules - Legislative Oversight (H) H1747

HB 1964 (Eggleston) Relating to taxation.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Ways and Means (H) H945
HCS Reported Do Pass (H) H2124
Referred: Rules - Administrative Oversight (H) H2124

HB 1965 (DeGroot) Relating to statutes of limitations.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Special Committee on Litigation Reform (H) H3586

HB 1966 (Cornejo) Relating to records pertaining to foster homes.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H314
Reported Do Pass (H) H663
Referred: Rules - Administrative Oversight (H) H663
Reported Do Pass (H) H1249
Placed on Informal Calendar H1589
Placed Back on Perfection Calendar H1921
Placed on Informal Calendar H2303

HB 1967 (Trent) Relating to state employees.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Workforce Development (H) H3586

HB 1968 (Grier) Relating to the state tartan.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Special Committee on Tourism (H) H219
Reported Do Pass - Consent (H) H524
Referred: Consent and House Procedure (H) H524
Reported Do Pass - Consent (H) H779
Perfected by Consent - Pursuant to House Rules (H) H948
Taken Up H1230
Third Read and Passed (H) ....H1230 - 1231
Reported to the Senate and First Read (S) S630
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S807
Reported Do Pass (S) S1115
Placed on Informal Calendar S1551
Taken Up S2485
Placed on Informal Calendar S2485

HB 1969 (Neely) Relating to maintenance orders.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Judiciary (H) H658
Reported Do Pass (H) ....H2387 - 2388
Referred: Rules - Legislative Oversight (H) H2387

HB 1970 (Fitzwater) Relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Judiciary (H) H314
Reported Do Pass (H) H2388
Referred: Rules - Legislative Oversight (H) H2388

HB 1971 (Unsicker) Relating to the sale of baby crib bumper pads.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Children and Families (H) H1090

HB 1972 (Wiemann) Relating to portable electronics insurance.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Insurance Policy (H) H246
Reported Do Pass (H) H395
Referred: Rules - Legislative Oversight (H) H395
Reported Do Pass (H) H1097
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 1973 (Wiemann) Relating to the Missouri clean water law.
Introduced and Read First Time (H) H166
Read Second Time (H) H180
Referred: Conservation and Natural Resources (H) H314
HCS Reported Do Pass (H) H636
Referred: Rules - Administrative Oversight (H) H636
Returned to Committee of Origin (H) H948
HCS#2 Reported Do Pass (H) H1092
Referred: Rules - Administrative Oversight (H) H1092
Reported Do Pass (H) H1178
Taken Up for Perfection (H) H1436
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HCS#2 Adopted (H) H1439
Perfected with Amendments (H) H1439
Taken Up H1632
Third Read and Passed (H) H1632
Reported to the Senate and First Read (S) S866
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S) S924

HB 1974 (Kelly 141) Relating to leave from employment.
Introduced and Read First Time (H) H176
Read Second Time (H) H191
Withdrawn (H) H261

HB 1975 (Christofanelli) Relating to the permissible conduct of certain businesses.
Introduced and Read First Time (H) H177
Read Second Time (H) H191
Referred: Special Committee on Government Oversight (H) H998
HCS Reported Do Pass (H) H1749
Referred: Rules - Administrative Oversight (H) H1749
Reported Do Pass (H) .... H2290 - 2291

HB 1976 (Franklin) Relating to child abuse.
Introduced and Read First Time (H) H177
Read Second Time (H) H191
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H314

HB 1977 (Redmon) Relating to grants to assist in financing certain utility projects.
Introduced and Read First Time (H) H177
Read Second Time (H) H191
Referred: Conservation and Natural Resources (H) H1317
Reported Do Pass (H) H1619
Referred: Rules - Administrative Oversight (H) H1619
Reported Do Pass (H) H1751
Placed on Informal Calendar H2303

HB 1978 (Gray) Relating to street light maintenance districts.
Introduced and Read First Time (H) H177
Read Second Time (H) H191
Referred: Local Government (H) H314

HB 1979 (Gray) Relating to the creation of subdistricts in certain school districts.
Introduced and Read First Time (H) H177
Read Second Time (H) H191
Referred: Elementary and Secondary Education (H) H3586

HB 1980 (Gray) Relating to the use of credit scores by insurance companies.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Insurance Policy (H) H3586

HB 1981 (Gray) Relating to annual leave for state employees.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Special Committee on Government Oversight (H) H314
Reported Do Pass (H) H1121
Referred: Rules - Administrative Oversight (H) H1121

HB 1982 (Gray) Relating to traffic-related offenses.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: General Laws (H)....H817

HB 1983 (Ellebracht) Relating to license plates and windshield placards for permanently disabled persons.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Transportation (H) H413
HCS Reported Do Pass (H)....H821

HB 1984 (Unsicker) Relating to blind pension asset limits.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Children and Families (H)....H3586

HB 1985 (Ellington) Relating to workers' compensation for firefighters.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Workforce Development (H) H3586

HB 1986 (Ellington) Relating to improving the ability of inmates to obtain employment upon release from incarceration.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Corrections and Public Institutions (H)....H1026
Reported Do Pass (H) H1987
Referred: Rules - Legislative Oversight (H) H1987

HB 1987 (Ellington) Relating to statute of limitations for certain offenses against a child.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Crime Prevention and Public Safety (H)....H314
Re-referred to Committee: Judiciary (H) H371
HCS Reported Do Pass (H)....H1029
Referred: Rules - Legislative Oversight (H) H1029

HB 1988 (Ellington) Relating to charges imposed by utilities on customers.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Utilities (H)....H3586

HB 1989 (Ellington) Relating to marijuana.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: General Laws (H)....H3586

HB 1990 (Butler) Relating to motor vehicles abandoned by persons under arrest.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Children and Families (H)....H3586

HB 1991 (Rhoads) Relating to the deployment of wireless facilities infrastructure.
Introduced and Read First Time (H) H177
Read Second Time (H) H192
Referred: Utilities (H)....H246
HCS Reported Do Pass (H)....H664
Referred: Rules - Administrative Oversight (H) H664
Reported Do Pass (H) H899
Taken Up for Perfection (H) H1067
Title of Bill - Agreed To H1067
HCS Adopted (H) H1071
Perfected with Amendments (H)....H1071
Referred: Fiscal Review (H) H1118
Reported Do Pass (H) H1137
Taken Up H1222
Third Read and Passed (H) .... H1223 - 1224
Reported to the Senate and First Read (S) .... S628 - 629
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S718
SCS Reported Do Pass (S)....S863
Referred: Senate Fiscal Oversight (S)....S879
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Taken Up S1753
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Referred: Fiscal Review (H) H2756
Reported Do Pass (H) .... H2804 - 2805
Placed on Informal Calendar....H3227
Taken Up H3261
House Adopts (H)....H3261 - 3262
Truly Agreed To and Finally Passed....H3262 - 3263
House Message (H)....S2289
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
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HB 1992 (Kelly 141) Relating to the Missouri state board of nursing.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Professional Registration and Licensing (H)....H314

HB 1993 (Spencer) Relating to towed vehicles.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Crime Prevention and Public Safety (H) H658
Re-referred to Committee: General Laws (H)....H1362
Reported Do Pass (H) H1748
Referred: Rules - Legislative Oversight (H) H1748
Reported Do Pass (H) H2791

HB 1994 (Ellebracht) Relating to internet provider practices.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Utilities (H)....H3586

HB 1995 (Roberts) Relating to the joint committee on unsolved civil rights cases.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Crime Prevention and Public Safety (H) H3586

HB 1996 (Roberts) Relating to law enforcement training on racial or identity profiling.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Crime Prevention and Public Safety (H) H3586

HB 1997 (Bondon) Relating to campaign finance.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Elections and Elected Officials (H)....H3586

HB 1998 (Bondon) Relating to the comprehensive state energy plan.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Utilities (H)....H219
Reported Do Pass (H) H416
Referred: Rules - Administrative Oversight (H) H416
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Placed on Informal Calendar S2474

HB 1999 (Bondon) Relating to rate adjustments outside of general rate proceedings for certain public utilities.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Utilities (H)....H314
HCS Reported Do Pass (H)....H1030 - 1031
Referred: Rules - Administrative Oversight (H) H1030
Reported Do Pass (H) H1250
Taken Up for Perfection (H) H1827
Title of Bill - Agreed To H1827
HCS Adopted (H) H1829
Perfected with Amendments (H)....H1829
Referred: Fiscal Review (H) H1874
Reported Do Pass (H) H1908
Taken Up H1937
Third Read and Passed (H) H1937
Reported to the Senate and First Read (S) S1035
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S1158

HB 2000 (Bondon) Relating to the public service commission.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Utilities (H)....H246

HB 2001 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
Read Second Time (H) H607
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1318
Taken Up for Perfection (H) H1353
Title of Bill - Agreed To H1353
Placed on Informal Calendar H1353
Taken Up H1372
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Second read and referred: Senate Appropriations (S) S831
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Taken Up .... S1054 - 1055
Truly Agreed To and Finally Passed.... S1055
Senate Message (S)....H2099
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
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HB 2002 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
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Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1318
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Taken Up H1417
HCS Adopted (H) H1417
Perfected with Amendments (H)....H1417
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Corrected Message.... S819
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S)....S1003
Taken Up S1055
SCS Adopted (S) S1058
Third Read and Passed (S)....S1058 - 1059
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House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2111
House Message (H)....S1101
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2136
House Conference Committee Appointed (H) H2162
House Message (H)....S1155
Senate Conference Committee Appointed (S) S1158
Senate Message (S)....H2189
House Distributes Conference Committee Report (H)..... H2669 - 2670
House Submits Conference Committee Report (H) H2728
House Adopts Conference Committee Report (H)..... H2729 - 2730
Third Read and Passed (H) .... H2730 - 2731
House Message (H)....S1757
Senate Submits Conference Committee Report (S).... S1758
Senate Adopts Conference Committee Report (S)..... S1758 - 1759
Truly Agreed To and Finally Passed.... S1759
Senate Message (S)....H2755
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S)....S2496
Delivered to Governor H3601

HB 2003 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1319
Taken Up for Perfection (H) H1353
Title of Bill - Agreed To H1353
Placed on Informal Calendar....H1353
Taken Up H1374
Laid Over (H) H1377
Taken Up H1378
Laid Over (H) H1380
Taken Up H1386
Laid Over (H) H1386
Taken Up H1417
HCS Adopted (H) H1417
Perfected with Amendments (H)....H1417
Taken Up H1493
Third Read and Passed (H) .... H1493 - 1494
Reported to the Senate and First Read (S) S805
Corrected Message.... S819 - 820
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S)....S1003
Taken Up S1059
SCS Adopted (S) S1059
Third Read and Passed (S)....S1059

Reported to the House with... (H) H2100
Taken Up H2111
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2111
House Message (H) S1101
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2136
House Conference Committee Appointed (H) H2162
House Message (H) S1155
Senate Conference Committee Appointed (S) S1158
Senate Message (S)....H2189
House Distributes Conference Committee Report (H)....H2670
House Submits Conference Committee Report (H) H2731
House Adopts Conference Committee Report (H)....H2732
Third Read and Passed (H)....H2732 - 2733
House Message (H) S1757
Senate Submits Conference Committee Report (S) S1760
Senate Adopts Conference Committee Report (S) S1760
Truly Agreed To and Finally Passed.... S1761
Senate Message (S)....H2755
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2004 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1319
Taken Up for Perfection (H) H1353
Title of Bill - Agreed To H1353
Placed on Informal Calendar H1353
Taken Up H1380
Laid Over (H) H1385
Taken Up H1386
Laid Over (H) H1387
Taken Up H1417
HCS Adopted (H) H1417
Perfected with Amendments (H)....H1418
Taken Up H1494
Third Read and Passed (H)....H1494 - 1495
Reported to the Senate and First Read (S) S805
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S).... S1003
Taken Up S1060
SCS Adopted (S) S1060
Third Read and Passed (S).... S1060
Reported to the House with... (H) H2100
Taken Up H2111
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1155
Senate Conference Committee Appointed (S) S1158
Senate Message (S)....H2189
House Distributes Conference Committee Report (H)....H2671
House Submits Conference Committee Report (H) H2734
House Adopts Conference Committee Report (H)....H2734 - 2735
Third Read and Passed (H)....H2735 - 2736
House Message (H) S1757
Senate Submits Conference Committee Report (S) .... S1761 - 1762
Senate Adopts Conference Committee Report (S) S1762
Truly Agreed To and Finally Passed.... S1762 - 1763
Senate Message (S)....H2755
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2005 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1319
Taken Up for Perfection (H) H1353
Title of Bill - Agreed To H1354
Placed on Informal Calendar....H1354
Taken Up H1385
Laid Over (H) H1385
Taken Up H1386
Laid Over (H) H1386
Taken Up H1387
Laid Over (H) H1387
Taken Up H1387
Laid Over (H) H1388
Taken Up H1388
Laid Over (H) H1389
Taken Up H1389
Laid Over (H) H1389
Taken Up H1390
Laid Over (H) H1390
Taken Up H1391
Laid Over (H) H1391
Taken Up H1392
Laid Over (H) H1392
Taken Up H1392
Laid Over (H) H1393
Taken Up H1393
Laid Over (H) H1395
Taken Up H1418
HCS Adopted (H) H1418
Perfected with Amendments (H)....H1418
Taken Up H1495
Third Read and Passed (H) .... H1495 - 1496
Reported to the Senate and First Read (S) .... S805 - 806
Corrected Message.... S820
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S).... S1004
Taken Up S1061
SCS Adopted (S) S1061
Third Read and Passed (S).... S1061
Reported to the House with... (H) H2100
Taken Up H2112
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H).... S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H).... S1155
Senate Conference Committee Appointed (S) S1158
Senate Message (S)....H2190
House Distributes Conference Committee Report (H)....H2671 - 2672
House Submits Conference Committee Report (H) H2736
House Adopts Conference Committee Report (H)..... H2736 - 2737
Third Read and Passed (H) .... H2737 - 2738
House Message (H).... S1758
Senate Submits Conference Committee Report (S).... S1763
Senate Adopts Conference Committee Report (S) S1764
Truly Agreed To and Finally Passed.... S1764 - 1765
Senate Message (S)....H2758
Signed by House Speaker (H)....H3595
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2006 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H555
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1319
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar....H1354
Taken Up H1387
Laid Over (H) H1387

Taken Up H1396
Laid Over (H) H1398
Taken Up H1418
HCS Adopted (H) H1418
Perfected with Amendments (H) H1418
Taken Up H1496
Third Read and Passed (H) ..... H1496 - 1497
Reported to the Senate and First Read (S) S806
Corrected Message S820
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S) S1004
Taken Up S1062
SCS Adopted (S) S1063
Third Read and Passed with Amendments (S) S1063
Reported to the House with... (H) ..... H2108 - 2109
Taken Up H2112
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S) H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1155
Senate Conference Committee Appointed (S) S1158
Senate Message (S) H2190
House Distributes Conference Committee Report (H) H2672
House Submits Conference Committee Report (H) ..... H2738 - 2739
House Adopts Conference Committee Report (H) H2739
Third Read and Passed (H) H2740
House Message (H) S1758
Senate Submits Conference Committee Report (S) S1765
Senate Adopts Conference Committee Report (S) ..... S1765 - 1766
Truly Agreed To and Finally Passed S1766
Senate Message (S) H2758
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2007 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H) ..... H1319 - 1320
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar H1354
Taken Up H1388
Laid Over (H) H1388
Taken Up H1398
Laid Over (H) H1398
Taken Up H1399
Laid Over (H) H1399
Taken Up H1400
Laid Over (H) H1400
Taken Up H1401
Laid Over (H) H1402
Taken Up H1418
HCS Adopted (H) H1418
Perfected with Amendments (H) H1418
Taken Up H1497
Third Read and Passed (H) ..... H1497 - 1498
Reported to the Senate and First Read (S) ..... S806 - 807
Corrected Message ..... S820 - 821
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S) S1004
Taken Up S1075
SCS Adopted (S) S1076
Third Read and Passed with Amendments (S) S1076
Reported to the House with... (H) H2109
Taken Up H2112
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S) H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1156
Senate Conference Committee Appointed (S) S1158
Senate Message (S) H2190
House Distributes Conference Committee Report (H) H2673
House Submits Conference Committee Report (H) ..... H2740 - 2741
House Adopts Conference Committee Report (H) H2741
Third Read and Passed (H) ..... H2741 - 2742
House Message (H) S1758
Senate Submits Conference Committee Report (S) ..... S1767 - 1768
Senate Adopts Conference Committee Report (S) S1768
Truly Agreed To and Finally Passed ..... S1768 - 1769
Senate Message (S) H2758
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2008 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556
Read Second Time (H) H608
Referred: Budget (H) H658
HCS Reported Do Pass (H) H1320
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar H1354
Taken Up H1390
Laid Over (H) H1390
Taken Up H1390
Laid Over (H) H1391
Taken Up H1392
Laid Over (H) H1392
Taken Up H1393
Laid Over (H) H1393
Taken Up H1400
Laid Over (H) H1401
Taken Up H1418
HCS Adopted (H) H1418
Perfected with Amendments (H) H1418
Taken Up H1498
Third Read and Passed (H) ..... H1498 - 1499
Reported to the Senate and First Read (S) S807
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S) S1004
Taken Up S1076
SCS Adopted (S) S1077
Third Read and Passed (S) S1077
Reported to the House with... (H) H2109
Taken Up H2112
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S) H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S) H2190
House Distributes Conference Committee Report (H) ..... H2673 - 2674
House Submits Conference Committee Report (H) H2742
House Adopts Conference Committee Report (H) H2743
Third Read and Passed (H) ..... H2743 - 2744
House Message (H) S1766
Senate Submits Conference Committee Report (S) S1769
Senate Adopts Conference Committee Report (S) ..... S1769 - 1770
Truly Agreed To and Finally Passed S1770
Senate Message (S) H2758
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2009 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556

Read Second Time (H) H609
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1320
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar H1354
Taken Up H1389
Laid Over (H) H1389
Taken Up H1391
Laid Over (H) H1392
Taken Up H1401
Laid Over (H) H1401
Taken Up H1402
Laid Over (H) H1403
Taken Up H1418
HCS Adopted (H) H1418
Perfected with Amendments (H)....H1418
Taken Up H1499
Third Read and Passed (H) ....H1499 - 1500
Reported to the Senate and First Read (S) S807
Corrected Message S821
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S).... S1004
Taken Up S1077
SCS Adopted (S) S1078
Third Read and Passed (S).... S1078
Reported to the House with... (H) H2110
Taken Up H2112
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2112
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2190
House Distributes Conference Committee Report (H)....H2674
House Submits Conference Committee Report (H) H2744
House Adopts Conference Committee Report (H)....H2745
Third Read and Passed (H) ....H2745 - 2746
House Message (H) S1767
Senate Submits Conference Committee Report (S) S1771
Senate Adopts Conference Committee Report (S) S1771
Truly Agreed To and Finally Passed.... S1772
Senate Message (S)....H2758
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2010 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556
Read Second Time (H) H609
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1320
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar H1354
Taken Up H1403
Laid Over (H) H1404
Taken Up H1405
Laid Over (H) H1410
Taken Up H1419
HCS Adopted (H) H1419
Perfected with Amendments (H)....H1419
Taken Up H1500
Third Read and Passed (H) H1501
Reported to the Senate and First Read (S) S821
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S).... S1004
Taken Up S1078
Senate Substitute Offered (S).... S1079
SS Adopted (S).... S1080
Third Read and Passed (S).... S1080
Reported to the House with... (H) H2110
Taken Up H2113
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2113
House Message (H).... S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H).... S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2190
House Distributes Conference Committee Report (H)....H2675
House Submits Conference Committee Report (H) H2746
House Adopts Conference Committee Report (H)....H2747
Third Read and Passed (H) .... H2747 - 2748
House Message (H).... S1767
Senate Submits Conference Committee Report (S)..... S1772 - 1773
Senate Adopts Conference Committee Report (S) S1773
Truly Agreed To and Finally Passed.... S1773 - 1774
Senate Message (S)....H2781
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2011 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556
Read Second Time (H) H609
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1320
Taken Up for Perfection (H) H1354
Title of Bill - Agreed To H1354
Placed on Informal Calendar....H1355
Taken Up H1404
Laid Over (H) H1404
Taken Up H1410
Laid Over (H) H1416
Taken Up H1419
HCS Adopted (H) H1419
Perfected with Amendments (H)....H1419
Taken Up H1502
Third Read and Passed (H) H1502
Reported to the Senate and First Read (S) S821
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S).... S1004
Taken Up S1080
SCS Adopted (S) S1081
Third Read and Passed (S).... S1081
Reported to the House with... (H) H2110
Taken Up H2113
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2113
House Message (H).... S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H).... S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2190
House Distributes Conference Committee Report (H) .....H2675 - 2676
House Submits Conference Committee Report (H) H2749
House Adopts Conference Committee Report (H)..... H2749 - 2750
Third Read and Passed (H) H2750
House Message (H).... S1767
Senate Submits Conference Committee Report (S)..... S1774 - 1775
Senate Adopts Conference Committee Report (S) S1775
Truly Agreed To and Finally Passed.... S1775 - 1776
Senate Message (S)....H2781
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2012 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.

Introduced and Read First Time (H) H556

Read Second Time (H) H609
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1321
Taken Up for Perfection (H) H1355
Title of Bill - Agreed To H1355
Placed on Informal Calendar H1355
Taken Up H1416
Laid Over (H) H1417
Taken Up H1419
HCS Adopted (H) H1419
Perfected (H) H1419
Taken Up H1503
Third Read and Passed (H) ....H1503 - 1504
Reported to the Senate and First Read (S) .... S821 - 822
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S)....S1004
Taken Up S1082
SCS Adopted (S) S1082
Third Read and Passed (S).... S1082 - 1083
Reported to the House with... (H) H2110
Taken Up H2113
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2113
House Message (H) S1102
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2190
House Distributes Conference Committee Report (H)....H2676
House Submits Conference Committee Report (H) H2751
House Adopts Conference Committee Report (H)....H2751 - 2752
Third Read and Passed (H)....H2752 - 2753
House Message (H) S1767
Senate Submits Conference Committee Report (S) S1776
Senate Adopts Conference Committee Report (S)..... S1776 - 1777
Truly Agreed To and Finally Passed.... S1777
Senate Message (S)....H2781
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2013 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H557
Read Second Time (H) H609
Referred: Budget (H) H658
HCS Reported Do Pass (H)....H1321
Taken Up for Perfection (H) H1355
Title of Bill - Agreed To H1355
Placed on Informal Calendar H1355
Taken Up H1417
Laid Over (H) H1417
Taken Up H1419
HCS Adopted (H) H1419
Perfected (H) H1419
Taken Up H1504
Third Read and Passed (H)....H1504 - 1505
Reported to the Senate and First Read (S) S822
Second read and referred: Senate Appropriations (S) S831
SCS Reported Do Pass (S)....S1004
Taken Up S1083
SCS Adopted (S) S1083
Third Read and Passed (S).... S1083 - 1084
Reported to the House with... (H)....H2110 - 2111
Taken Up H2113
House Refuses to Adopt, Requests Senate to Recede or Grant Conference H2113
House Message (H) S1103
Senate Refuses to Recede, Grants Conference (S) S1104
Senate Message (S)....H2137
House Conference Committee Appointed (H) H2162
House Message (H) S1156
Senate Conference Committee Appointed (S) S1159
Senate Message (S)....H2191
Taken Up H2753
Conference Committee Dissolved....H2753
House Adopts (H).... H2753 - 2754
Truly Agreed To and Finally Passed.... H2754 - 2755
House Message (H).... S1767
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S).... S2496
Delivered to Governor H3601

HB 2014 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H648
Read Second Time (H) H676
Referred: Budget (H) H891
HCS Reported Do Pass (H)....H1177
Taken Up for Perfection (H) H1259
Title of Bill - Agreed To H1259
HCS Adopted (H) H1260
Perfected with Amendments (H)....H1260
Taken Up H1289
Third Read and Passed (H) .... H1289 - 1290
Reported to the Senate and First Read (S) S720
Second read and referred: Senate Appropriations (S) S742
Reported Do Pass (S).... S775
Taken Up S793
Truly Agreed To and Finally Passed.... S793 - 794
Senate Message (S)....H1515
Signed by House Speaker (H)....H1532
Signed by President Pro Tem (S).... S816
Delivered to Governor H1532
Corrected Message.... S868
Approved by Governor (G)....H1706
Delivered to Secretary of State (G)....H1706

HB 2015 (Fitzpatrick) To appropriate money for supplemental purposes for the department of economic development.
Introduced and Read First Time (H) H1810
Read Second Time (H) H1847
Referred: Budget (H) H1874
Reported Do Pass (H) .... H1986 - 1987
Taken Up H2113
Title of Bill - Agreed To H2113
Perfected (H) H2113
Taken Up H2163
Third Read and Passed (H) H2163
Reported to the Senate and First Read (S) S1155
Second read and referred: Senate Appropriations (S) S1168
Reported Do Pass (S).... S1330
Taken Up S1387
Truly Agreed To and Finally Passed.... S1387
Senate Message (S)....H2405
Signed by House Speaker (H)....H2625
Signed by President Pro Tem (S).... S1551
Delivered to Governor H2625
Approved by Governor (G)....H2793
Delivered to Secretary of State (G)....H2793

HB 2017 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H648
Read Second Time (H) H676
Referred: Budget (H) H891
HCS Reported Do Pass (H)....H1782
Taken Up for Perfection (H) H1884
Title of Bill - Agreed To H1884
HCS Adopted (H) H1884
Perfected (H) H1884
Taken Up H1934
Third Read and Passed (H) H1935
Reported to the Senate and First Read (S) .... S1034 - 1035
Second read and referred: Senate Appropriations (S) S1158
Reported Do Pass (S).... S1330
Placed on Informal Calendar.... S1551
Taken Up S1778

Truly Agreed To and Finally Passed S1778
Senate Message (S) H2781
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2018 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H648
Read Second Time (H) H677
Referred: Budget (H) H891
HCS Reported Do Pass (H) H1782
Taken Up for Perfection (H) H1884
Title of Bill - Agreed To H1884
HCS Adopted (H) H1884
Perfected with Amendments (H) H1884
Taken Up ..... H1935 - 1936
Third Read and Passed (H) H1936
Reported to the Senate and First Read (S) S1035
Second read and referred: Senate Appropriations (S) S1158
Reported Do Pass (S) S1330
Placed on Informal Calendar S1551
Taken Up S1778
Truly Agreed To and Finally Passed ..... S1778 - 1779
Senate Message (S) H2781
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2019 (Fitzpatrick) Relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019.
Introduced and Read First Time (H) H648
Read Second Time (H) H677
Referred: Budget (H) H891
HCS Reported Do Pass (H) H2386
Taken Up H2401
Title of Bill - Agreed To H2401
HCS Adopted (H) H2401
Perfected with Amendments (H) H2401
Taken Up H2533
Third Read and Passed (H) ..... H2533 - 2534
Reported to the Senate and First Read (S) S1420
Second read and referred: Senate Appropriations (S) S1547
Reported Do Pass (S) S1747
Taken Up S1882
Truly Agreed To and Finally Passed ..... S1882 - 1883
Senate Message (S) H2918
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2026 (Wilson) Relating to persons confined in jails.
Introduced and Read First Time (H) H178
Read Second Time (H) H192
Referred: Corrections and Public Institutions (H) H246
Reported Do Pass (H) H521
Referred: Rules - Legislative Oversight (H) H521
Reported Do Pass (H) H827
Taken Up for Perfection (H) H1056
Title of Bill - Agreed To H1056
Perfected with Amendments (H) H1058
Taken Up H1219
Third Read and Passed (H) ..... H1219 - 1220
Reported to the Senate and First Read (S) S628
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S718
SCS Reported Do Pass (S) S1115
Placed on Informal Calendar S1391

HB 2027 (Wilson) Relating to parental search efforts by the children's division.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H314
Reported Do Pass (H) H1095
Referred: Rules - Administrative Oversight (H) H1095

HB 2028 (Houx) Relating to the registering of roofing contractors.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Professional Registration and Licensing (H) H3586

HB 2029 (Beck) Relating to reciprocal resident bidding.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Local Government (H) H3586

HB 2030 (Berry) Relating to fire protection districts.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Local Government (H) H314
HCS Reported Do Pass (H) H1030
Referred: Rules - Administrative Oversight (H) H1030

HB 2031 (Sommer) Relating to service dogs.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Agriculture Policy (H) H314
HCS Reported Do Pass (H) H818
Referred: Rules - Legislative Oversight (H) H818
Reported Do Pass (H) H977
Taken Up for Perfection (H) H1355
Title of Bill - Agreed To H1355
HCS Adopted (H) H1357
Perfected with Amendments (H) H1357
Taken Up H1532
Third Read and Passed (H) H1533
Reported to the Senate and First Read (S) S822
Second read and referred: Senate General Laws (S) S865
Reported Do Pass (S) S1418
Placed on Informal Calendar S1897

HB 2032 (Curtman) Relating to travel hardships of public school pupils.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Government Efficiency (H) H219
Reported Do Pass (H) H501
Referred: Rules - Legislative Oversight (H) H501

HB 2033 (Curtman) Relating to elections.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Withdrawn (H) H208

HB 2034 (Curtman) Relating to industrial hemp.
Introduced and Read First Time (H) H178
Read Second Time (H) H193
Referred: Agriculture Policy (H) H219
HCS Reported Do Pass (H) ..... H455 - 456
Referred: Rules - Legislative Oversight (H) H455
Reported Do Pass (H) H545
Placed on Informal Calendar H635
Taken Up for Perfection (H) H746
Title of Bill - Agreed To H746
HCS Adopted (H) H761
Perfected with Amendments (H) H761
Taken Up H837
Third Read and Passed (H) ..... H837 - 838
Reported to the Senate and First Read (S) ..... S396 - 397
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S) S602
SCS Reported Do Pass (S) S921
Taken Up S1333
Senate Substitute Offered (S) S1334
SS Adopted (S) S1334
Third Read and Passed with Amendments (S) ..... S1334 - 1335
Reported to the House with... (H) ..... H2345 - 2346
Referred: Fiscal Review (H) H2368

Reported Do Pass (H) H2405
Taken Up H2410
House Adopts (H) ..... H2410 - 2411
Truly Agreed To and Finally Passed ..... H2411 - 2412
House Message (H) S1400
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2035 (Trent) Relating to the transportation project fund.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Ways and Means (H) H1118

HB 2036 (Trent) Relating to charities partnering with government entities.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Special Committee on Government Oversight (H) H2558

HB 2037 (Davis) Relating to congressional medal of honor license plates.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Veterans (H) H219
Reported Do Pass (H) ..... H397 - 398
Referred: Rules - Legislative Oversight (H) H397

HB 2038 (Fraker) Relating to the salaries of elected county officers.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Local Government (H) H891
HCS Reported Do Pass (H) H1325
Referred: Rules - Administrative Oversight (H) H1325
Reported Do Pass (H) H1424
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 2039 (Fraker) Relating to the Missouri route 66 centennial commission.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Special Committee on Tourism (H) H219
Reported Do Pass (H) H415
Referred: Rules - Legislative Oversight (H) H415
Reported Do Pass (H) H977
Taken Up for Perfection (H) H1463
Title of Bill - Agreed To H1463
Perfected (H) H1463
Taken Up H1638
Third Read and Passed (H) H1638
Reported to the Senate and First Read (S) S867
Second read and referred: Senate Economic Development (S) S924
Reported Do Pass (S) S1798
Placed on Informal Calendar S1897

HB 2040 (Kelly 141) Relating to child abuse investigations.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H314
HCS Reported Do Pass (H) H1095
Referred: Rules - Administrative Oversight (H) H1095

HB 2041 (Fitzwater) Relating to solid waste management.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Utilities (H) H219
HCS Reported Do Pass (H) H438
Referred: Rules - Administrative Oversight (H) H438
Returned to Committee of Origin (H) H948

HB 2042 (Bahr) Relating to sexual offenders.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Judiciary (H) H314
HCS Reported Do Pass (H) H660
Referred: Rules - Legislative Oversight (H) H660
Reported Do Pass (H) H902
Taken Up for Perfection (H) H1061
Title of Bill - Agreed To H1061
Laid Over (H) H1067
Taken Up H1071
HCS Adopted (H) H1072
Perfected with Amendments (H) H1072
Referred: Fiscal Review (H) H1118
Reported Do Pass (H) H1137
Taken Up H1221
Third Read and Passed (H) ..... H1221 - 1222
Reported to the Senate and First Read (S) S628
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S718
SCS Reported Do Pass (S) S1417
Referred: Senate Fiscal Oversight (S) S1748
Reported Do Pass (S) S1880
Placed on Informal Calendar S1897

HB 2043 (Tate) Relating to law enforcement appreciation day.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Special Committee on Tourism (H) H246
Reported Do Pass - Consent (H) H848
Referred: Consent and House Procedure (H) H848
Reported Do Pass - Not Consent (H) H897
Taken Up for Perfection (H) H1060
Title of Bill - Agreed To H1060
Perfected with Amendments (H) H1061
Taken Up H1220
Third Read and Passed (H) ..... H1220 - 1221
Reported to the Senate and First Read (S) S628
Second read and referred: Senate General Laws (S) S718
Reported Do Pass (S) S1399
Placed on Informal Calendar S1552

HB 2044 (Taylor) Relating to the Missouri local government employees' retirement system.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Pensions (H) H314
Reported Do Pass (H) H396
Referred: Rules - Administrative Oversight (H) H396
Reported Do Pass (H) H442
Placed on Informal Calendar H589
Taken Up for Perfection (H) H737
Title of Bill - Agreed To H737
Perfected with Amendments (H) H746
Referred: Fiscal Review (H) H816
Reported Do Pass (H) H836
Taken Up H836
Third Read and Passed (H) ..... H836 - 837
Reported to the Senate and First Read (S) ..... S396 - 397
Second read and referred: Senate Health and Pensions (S) S602
SCS Reported Do Pass (S) S861
Referred: Senate Fiscal Oversight (S) S879
Reported Do Pass (S) S907
Taken Up S951
Placed on Informal Calendar S953

HB 2045 (Nichols) Relating to municipal courts.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Judiciary (H) H3586

HB 2046 (Nichols) Relating to tax increment financing.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Economic Development (H) H3586

HB 2047 (Nichols) Relating to uninsured motorists.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Insurance Policy (H) H3586

HB 2048 (Nichols) Relating to the crime or offense of littering.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Crime Prevention and Public Safety (H) H3586

HB 2049 (Nichols) Relating to automatic voter registration.
Introduced and Read First Time (H) H179
Read Second Time (H) H193
Referred: Elections and Elected Officials (H)....H3586

HB 2050 (Austin) Relating to the champion for children tax credit.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Ways and Means (H) H246
HCS Reported Do Pass (H)....H374

HB 2051 (Miller) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2052 (Kidd) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2053 (Berry) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2054 (Francis) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2055 (DeGroot) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2056 (McDaniel) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2057 (Fraker) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2058 (Plocher) Relating to the public service commission.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Utilities (H)....H246

HB 2059 (Ellebracht) Relating to sunshine law.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: General Laws (H)....H3586

HB 2060 (Chipman) Relating to vacancies in elected office.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Elections and Elected Officials (H)....H3586

HB 2061 (Kidd) Relating to false emergency responses.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Crime Prevention and Public Safety (H) H314
HCS Reported Do Pass (H)....H892
Referred: Rules - Legislative Oversight (H) H892
Reported Do Pass (H) H2097
Placed on Informal Calendar....H2303

HB 2062 (White) Relating to mutual aid agreements with Kansas and Oklahoma.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Crime Prevention and Public Safety (H) H246
HCS Reported Do Pass (H)....H456
Referred: Rules - Legislative Oversight (H) H456
Reported Do Pass (H) H827
Taken Up for Perfection (H) H1008
Title of Bill - Agreed To H1008
HCS Adopted (H) H1008
Perfected (H) H1008
Taken Up H1110
Third Read and Passed (H) .... H1110 - 1111
Reported to the Senate and First Read (S) .... S605 - 606
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S718

HB 2063 (White) Relating to jury duty.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Judiciary (H) H246
HCS Reported Do Pass (H)....H1247
Referred: Rules - Legislative Oversight (H) H1247

HB 2064 (Walker 74) Relating to the Missouri premium security plan.
Introduced and Read First Time (H) H189
Read Second Time (H) H217
Referred: Insurance Policy (H) H3586

HB 2065 (Neely) Relating to hate offenses.
Introduced and Read First Time (H) H189
Read Second Time (H) H217
Referred: Crime Prevention and Public Safety (H) H3586

HB 2066 (Roberts) Relating to criminal proceedings.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Crime Prevention and Public Safety (H) H3586

HB 2067 (Cornejo) Relating to Missouri whiskey.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H314

HB 2068 (Rehder) Relating to the medicaid per diem reimbursement rate for nursing homes.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Insurance Policy (H) H3586

HB 2069 (Rehder) Relating to guardianship appointments.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Children and Families (H)....H499

HB 2070 (Corlew) Relating to the base annual compensation of certain police officers.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Crime Prevention and Public Safety (H) H499
Reported Do Pass (H) H1247
Referred: Rules - Legislative Oversight (H) H1247

HB 2071 (Neely) Relating to terms of imprisonment.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Crime Prevention and Public Safety (H) H3586

HB 2072 (Neely) Relating to terms of imprisonment.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Judiciary (H) H3586

HB 2073 (Kelly 141) Relating to the treatment of traditional celebrations by school districts.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H314

HB 2074 (Kelly 141) Relating to student associations at public institutions of higher learning.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H246

HB 2075 (Lauer) Relating to professional employer organizations.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H314
HCS Reported Do Pass (H)....H638

HB 2076 (Chipman) Relating to health care for students at public institutions of higher education.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Higher Education (H)....H246

HB 2077 (Carpenter) Relating to long-term care insurance rates.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Insurance Policy (H) H392
Reported Do Pass (H) H974
Referred: Rules - Legislative Oversight (H) H974

HB 2078 (Carpenter) Relating to public assistance.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Children and Families (H)....H3586

HB 2079 (Houx) Relating to coroners.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Judiciary (H) H246
HCS Reported Do Pass (H)....H639
Referred: Rules - Legislative Oversight (H) H639
Reported Do Pass (H) H781
Taken Up for Perfection (H) H886
Title of Bill - Agreed To H886
HCS Adopted (H) H887
Perfected (H) H887
Taken Up H996
Third Read and Passed (H) .... H996 - 997
Reported to the Senate and First Read (S) .... S523 - 524
Second read and referred: Senate Professional Registration (S)..... S717
SCS Reported Do Pass (S)..... S1118
Placed on Informal Calendar S1551

HB 2080 (Baringer) Relating to temporary motor vehicle permits.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Transportation (H) H333
HCS Reported Do Pass (H)....H975
Referred: Rules - Administrative Oversight (H) H975

HB 2081 (Newman) Relating to a ban on the sale of continuous fire weaponry.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H3586

HB 2082 (Newman) Relating to permits to purchase firearms.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: General Laws (H)....H3586

HB 2083 (Newman) Relating to abortion.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Children and Families (H)....H3586

HB 2084 (Newman) Relating to insurance coverage for contraceptives.
Introduced and Read First Time (H) H190
Read Second Time (H) H217
Referred: Children and Families (H)....H3586

HB 2085 (Newman) Relating to insurance coverage for postpartum services.
Introduced and Read First Time (H) H191
Read Second Time (H) H217
Referred: Children and Families (H)....H3586

HB 2086 (Newman) Relating to insurance coverage for abortion services.
Introduced and Read First Time (H) H191
Read Second Time (H) H217
Referred: Children and Families (H)....H3586

HB 2087 (Higdon) Relating to high-risk driving offenses committed by intermediate driver's license holders.
Introduced and Read First Time (H) H191
Read Second Time (H) H218
Referred: Crime Prevention and Public Safety (H) H333

HB 2088 (Frederick) Relating to covenants not to compete.
Introduced and Read First Time (H) H191
Read Second Time (H) H218
Referred: Workforce Development (H) H246
HCS Reported Do Pass (H)....H439
Referred: Rules - Administrative Oversight (H) H439

HB 2089 (Gregory) Relating to civil actions.
Introduced and Read First Time (H) H191
Read Second Time (H) H218
Referred: Special Committee on Litigation Reform (H) H817

HB 2090 (Gregory) Relating to the scope of practice for physical therapists.
Read First Time (H)....H191
Read Second Time (H) H218
Referred: Professional Registration and Licensing (H)....H592

HB 2091 (Reiboldt) Relating to taxation of motor fuel.
Introduced and Read First Time (H) H191
Read Second Time (H) H218
Referred: Transportation (H) H1118
HCS Reported Do Pass (H)....H1542
Referred: Rules - Administrative Oversight (H) H1542
Reported Do Pass (H) H2895

HB 2092 (Reiboldt) Relating to taxation of motor fuel.
Introduced and Read First Time (H) H191
Read Second Time (H) H218
Referred: Transportation (H) H1118
Reported Do Pass (H) H1512
Referred: Rules - Administrative Oversight (H) H1512

HB 2093 (Walker 74) Relating to a tax credit for contraception costs.
Introduced and Read First Time (H) H214
Read Second Time (H) H229
Referred: Children and Families (H)....H3586

HB 2094 (Burns) Relating to street light maintenance districts.
Introduced and Read First Time (H) H214
Read Second Time (H) H229
Referred: Local Government (H) H3587

HB 2095 (Razer) Relating to the use of electronic wireless communications devices.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Transportation (H) H3587

HB 2096 (Toalson Reisch) Relating to the annexation of property within fire protection districts.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Local Government (H) H333

HB 2097 (Brattin) Relating to solid waste collection.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Special Committee on Government Oversight (H)....H817
HCS Reported Do Pass (H)....H1121 - 1122
Referred: Rules - Administrative Oversight (H) H1121

HB 2098 (Meredith 71) Relating to the Missouri children's services commission.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H333
Reported Do Pass (H) H664
Referred: Rules - Administrative Oversight (H) H664

HB 2099 (Walker 3) Relating to the Missouri state board of nursing.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Professional Registration and Licensing (H)....H314

HB 2100 (Razer) Relating to discrimination based on sexual orientation or gender identity.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: General Laws (H)....H2558
HCS Reported Do Pass (H)....H3593

HB 2101 (Beard) Relating to guardian ad litem fees.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Judiciary (H) H333
Reported Do Pass - Consent (H)....H1030
Referred: Consent and House Procedure (H) H1030
Reported Do Pass - Consent (H)....H1123
Perfected by Consent - Pursuant to House Rules (H)....H1340
Taken Up H1537
Third Read and Passed (H) ....H1537 - 1538
Reported to the Senate and First Read (S) S823
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S865
Reported Do Pass-Placed on Third Read Consent Calendar (S) S907
Removed from Consent Calendar (S) S937
Returned to Committee of Origin (S)....S937
Reported Do Pass (S)....S1115
Taken Up S1391
Truly Agreed To and Finally Passed....S1391
Senate Message (S)....H2501
Signed by House Speaker (H)....H3596
Signed by President Pro Tem (S)....S2496
Delivered to Governor H3601

HB 2102 (Rhoads) Relating to property classification.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Agriculture Policy (H) H333
Reported Do Pass (H) H636
Referred: Rules - Legislative Oversight (H) H636
Reported Do Pass (H) H781
Taken Up for Perfection (H) H938
Title of Bill - Agreed To H938
Perfected (H) H938
Taken Up H1082
Third Read and Passed (H) .... H1082 - 1083
Reported to the Senate and First Read (S) S603
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S)....S717

HB 2103 (Berry) Relating to the state technology modernization fund.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Special Committee on Innovation and Technology (H) H333

HB 2104 (Frederick) Relating to the authority to engage in certain investigative practices.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Special Committee on Homeland Security (H) H246
HCS Reported Do Pass (H)....H415
Referred: Rules - Legislative Oversight (H) H415
Reported Do Pass (H) H782
Taken Up for Perfection (H) H922
Title of Bill - Agreed To H922
HCS Adopted (H) H923
Perfected with Amendments (H)....H923
Placed on Informal Calendar....H1077
Referred: Fiscal Review (H) H1090
Reported Do Pass (H) H1107
Taken Up H1107
Third Read and Passed (H) .... H1107 - 1108
Emergency Clause Defeated (H)....H1108 - 1109
Reported to the Senate and First Read (S) S605
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S)....S717

HB 2105 (Frederick) Relating to opioids.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Health and Mental Health Policy (H) H437
HCS Reported Do Pass (H)....H722
Referred: Rules - Administrative Oversight (H) H722
Reported Do Pass (H) H899
Taken Up for Perfection (H) H1465
Title of Bill - Agreed To H1465
HCS Adopted (H) H1470
Perfected with Amendments (H)....H1470
Referred: Fiscal Review (H) H1524
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HB 2106 (Frederick) Relating to the patients first medicaid reform act.
Introduced and Read First Time (H) H215
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Referred: Health and Mental Health Policy (H)....H3587

HB 2107 (Cornejo) Relating to the registering of roofing contractors.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Professional Registration and Licensing (H)....H1317

HB 2108 (Trent) Relating to claims for bodily injury.
Introduced and Read First Time (H) H215
Read Second Time (H) H229
Referred: Special Committee on Litigation Reform (H) H817
Reported Do Pass (H) H1362
Referred: Rules - Legislative Oversight (H) H1362

HB 2109 (Trent) Relating to the statute of limitations for actions against attorneys for malpractice.
Introduced and Read First Time (H) H215
Read Second Time (H) H230
Referred: Special Committee on Litigation Reform (H) H3587

HB 2110 (Rone) Relating to rewards by county commissions.
Introduced and Read First Time (H) H215
Read Second Time (H) H230
Referred: Crime Prevention and Public Safety (H) H333
Reported Do Pass (H) H637
Referred: Rules - Legislative Oversight (H) H637
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HB 2111 (Rone) Relating to county prosecutors.
Introduced and Read First Time (H) H215
Read Second Time (H) H230
Referred: Local Government (H) H333
Reported Do Pass (H) H1325
Referred: Rules - Administrative Oversight (H) H1325

HB 2112 (Rone) Relating to a sales tax dedicated to transportation infrastructure.
Introduced and Read First Time (H) H215
Read Second Time (H) H230
Referred: Local Government (H) H592

HB 2113 (Roden) Relating to water supply districts.
Introduced and Read First Time (H) H216
Read Second Time (H) H230
Referred: Utilities (H) H3587

HB 2114 (Korman) Relating to employment of certain public officials.
Introduced and Read First Time (H) H216
Read Second Time (H) H230
Referred: Special Committee on Government Oversight (H) H3587

HB 2115 (Bernskoetter) Relating to the Missouri higher education savings program.
Introduced and Read First Time (H) H216
Read Second Time (H) H230
Referred: Ways and Means (H) H333
HCS Reported Do Pass (H) H1031
Referred: Rules - Administrative Oversight (H) H1031
Reported Do Pass (H) H1425

HB 2116 (Ross) Relating to boat passengers.
Introduced and Read First Time (H) H216
Read Second Time (H) H230
Referred: Transportation (H) H333
HCS Reported Do Pass (H) .... H640 - 641
Referred: Rules - Administrative Oversight (H) H640
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Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S717
SCS Reported Do Pass (S) S864
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SCS Adopted (S) S1122
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Signed by President Pro Tem (S) S2496
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HB 2117 (Pfautsch) Relating to eye drops for newborn infants.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Professional Registration and Licensing (H) H259
Reported Do Pass (H) H1120
Referred: Rules - Administrative Oversight (H) H1120
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Second read and referred: Senate Seniors, Families, and Children (S) S1010
Reported Do Pass (S) S1958
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HB 2118 (Davis) Relating to local sales taxes.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Local Government (H) H3587

HB 2119 (Mathews) Relating to punitive damages.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Special Committee on Litigation Reform (H) H333
HCS Reported Do Pass (H) H640
Referred: Rules - Legislative Oversight (H) H640
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Reported to the Senate and First Read (S) S976
Second read and referred: Senate Government Reform (S) S1010
Reported Do Pass (S) S1118
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HB 2120 (Barnes 60) Relating to MO HealthNet benefits for pregnant women.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Health and Mental Health Policy (H) H333
HCS Reported Do Pass (H) H847

HB 2121 (Shaul 113) Relating to detention upon arrest.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Judiciary (H) H333

HB 2122 (Engler) Relating to vehicle sales.
Introduced and Read First Time (H) H228
Read Second Time (H) H241
Referred: Transportation (H) H333
Reported Do Pass (H) H641
Referred: Rules - Administrative Oversight (H) H641
Reported Do Pass (H) H825
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Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S)..... S718
SCS Reported Do Pass (S)..... S921
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HB 2123 (Toalson Reisch) Relating to activities extended to persons found guilty of certain criminal offenses.
Introduced and Read First Time (H).....H228
Read Second Time (H).....H241
Referred: General Laws (H).....H592

HB 2124 (Kelley 127) Relating to change of venue.
Introduced and Read First Time (H).....H228
Read Second Time (H).....H241
Referred: Judiciary (H).....H2558

HB 2125 (Helms) Relating to the right to shop act.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Health and Mental Health Policy (H).....H333
HCS Reported Do Pass (H).....H974
Referred: Rules - Administrative Oversight (H) H974
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HB 2126 (Helms) Relating to transparency in health care pricing.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Health and Mental Health Policy (H).....H334

HB 2127 (Frederick) Relating to assistant physicians.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Health and Mental Health Policy (H).....H334
HCS Reported Do Pass (H).....H722
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HB 2128 (Cookson) Relating to computer science.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Workforce Development (H) H334

HB 2129 (Cookson) Relating to public awareness of organ donation.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Elementary and Secondary Education (H) H334
HCS Reported Do Pass (H).....H1093
Referred: Rules - Administrative Oversight (H) H1093
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HB 2130 (Unsicker) Relating to the Missouri employment first act.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Workforce Development (H) H3587

HB 2131 (Austin) Relating to drug court commissioners.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: General Laws (H).....H334

HB 2132 (Butler) Relating to investigations of officer-involved incidents.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H256
Referred: Crime Prevention and Public Safety (H) H3587

HB 2133 (Alferman) Relating to libraries.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Local Government (H).....H3587

HB 2134 (Walker 74) Relating to breakfast served in schools.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Elementary and Secondary Education (H) H3587

HB 2135 (Messenger) Relating to the appointment of the director of the department of transportation.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Transportation (H) H3587

HB 2136 (Messenger) Relating to the Missouri freedom to choose health care act.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Health and Mental Health Policy (H).....H592

HB 2137 (Matthiesen) Relating to the creative classroom act.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Elementary and Secondary Education (H) H334

HB 2138 (Fitzwater) Relating to the establishment of a statewide stem career awareness program.
Introduced and Read First Time (H).....H238
Read Second Time (H).....H257
Referred: Workforce Development (H) H334

HB 2139 (Morris 140) Relating to immunization requirements for foster children.
Introduced and Read First Time (H) H238
Read Second Time (H) H257
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H334
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Referred: Rules - Administrative Oversight (H) H664
Reported Do Pass (H) H1250
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HB 2140 (Haefner) Relating to public contracts for purchasing supplies.
Introduced and Read First Time (H) H238
Read Second Time (H) H257
Referred: Special Committee on Government Oversight (H)....H334
HCS Reported Do Pass (H)....H640
Referred: Rules - Administrative Oversight (H) H640
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SCS Reported Do Pass (S)....S1957
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HB 2141 (McCreery) Relating to youth mental health preservation.
Introduced and Read First Time (H) H238
Read Second Time (H) H257
Referred: General Laws (H)....H2558

HB 2142 (Marshall) Relating to public elections.
Introduced and Read First Time (H) H238
Read Second Time (H) H257
Referred: Elections and Elected Officials (H)....H2558

HB 2143 (Marshall) Relating to ethics.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Elections and Elected Officials (H)....H3587

HB 2144 (Marshall) Relating to the attorney general.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Elections and Elected Officials (H)....H593
HCS Reported Do Pass (H)....H845

HB 2145 (Marshall) Relating to the offense of unlawful traffic interference.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Crime Prevention and Public Safety (H) H3587

HB 2146 (Bangert) Relating to a tax deduction for student loan forgiveness.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Ways and Means (H) H593

HB 2147 (Korman) Relating to taxation.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Ways and Means (H) H1118

HB 2148 (Korman) Relating to motor fuel taxes.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Transportation (H) H1118
HCS Reported Do Pass (H)....H1542
Referred: Rules - Administrative Oversight (H) H1542

HB 2149 (Korman) Relating to taxation.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Transportation (H) H1118

HB 2150 (Korman) Relating to the state highways and transportation department fund.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Special Committee on Government Oversight (H) H3587

HB 2151 (Korman) Relating to the sale or lease of naming rights for highways and bridges.
Introduced and Read First Time (H) H239
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Referred: Transportation (H) H3587

HB 2152 (Korman) Relating to license plate and driver's license fees.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Transportation (H) H3587

HB 2153 (Korman) Relating to funding for infrastructure in disrepair.
Introduced and Read First Time (H) H239
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Referred: Transportation (H) H334
HCS Reported Do Pass (H)....H1327
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HB 2154 (Korman) Relating to the dedication of sales tax revenue.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: Transportation (H) H1118

HB 2155 (Schroer) Relating to the transfer of intoxicating liquor.
Introduced and Read First Time (H) H239
Read Second Time (H) H257
Referred: General Laws (H)....H334
Reported Do Pass (H) H819
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HB 2156 (Bahr) Relating to employment taxes.
Introduced and Read First Time (H) H239
Read Second Time (H) H258
Referred: Workforce Development (H) H334
Reported Do Pass (H) H524
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HB 2157 (Bahr) Relating to the state technology modernization fund.
Introduced and Read First Time (H) H239
Read Second Time (H) H258
Referred: Special Committee on Innovation and Technology (H) H334
HCS Reported Do Pass (H)....H868
Referred: Rules - Administrative Oversight (H) H868
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HB 2158 (Roden) Relating to the operation of motorcycles or motortricycles.
Introduced and Read First Time (H) H239
Read Second Time (H) H258
Referred: General Laws (H)....H334
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HB 2159 (Hurst) Relating to transporting a minor across state lines to obtain an abortion.
Introduced and Read First Time (H) H239
Read Second Time (H) H258
Referred: Children and Families (H)....H334
Reported Do Pass (H) H1783
Referred: Rules - Legislative Oversight (H) H1783
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HB 2160 (Hurst) Relating to the abolishment of the doctrine of adverse possession.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Judiciary (H) H3587

HB 2161 (Hurst) Relating to foreign ownership of agricultural land.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Economic Development (H) H867

HB 2162 (Brown 27) Relating to the implementation of the streamlined sales and use tax agreement.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Ways and Means (H) H945

HB 2163 (Rehder) Relating to investigations of elder abuse.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Children and Families (H)....H334

HB 2164 (Rehder) Relating to children exposed to controlled substances.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
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HB 2165 (Arthur) Relating to interest on tax payments.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Ways and Means (H) H3587

HB 2166 (Arthur) Relating to victims of certain crimes.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Crime Prevention and Public Safety (H)....H3587

HB 2167 (McCreery) Relating to firearms and domestic violence.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: General Laws (H)....H3587

HB 2168 (Christofanelli) Relating to sales taxes.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Ways and Means (H) H945

HB 2169 (Redmon) Relating to taxation for the support of school districts.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Ways and Means (H) H945

HB 2170 (Curtman) Relating to the use of public funds for lobbying activities.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: General Laws (H)....H3587

HB 2171 (Wood) Relating to the blind pension fund.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Budget (H) H334
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HB 2172 (Dogan) Relating to prohibitions against discriminatory policing.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
Referred: Crime Prevention and Public Safety (H) H998
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HB 2173 (Newman) Relating to employees' reproductive health care decisions.
Introduced and Read First Time (H) H240
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HB 2174 (Newman) Relating to the pregnant workers' fairness act.
Introduced and Read First Time (H) H240
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Referred: Special Committee on Employment Security (H) ..H3587

HB 2175 (Chipman) Relating to child abuse reports required to be referred to the juvenile office.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
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HB 2176 (Engler) Relating to video lottery.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
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HB 2177 (Brattin) Relating to collective bargaining representatives.
Introduced and Read First Time (H) H240
Read Second Time (H) H258
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HB 2178 (Marshall) Relating to concealed carry endorsements and permits.
Introduced and Read First Time (H) H241
Read Second Time (H) H258
Referred: General Laws (H) H334

HB 2179 (Richardson) Relating to prohibiting public entities from contracting with companies discriminating against Israel.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: General Laws (H) H392
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HB 2180 (Kolkmeyer) Relating to the sale of vehicles.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Transportation (H) H334
HCS Reported Do Pass (H) H1327
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HB 2181 (Phillips) Relating to railroad grade crossings.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Transportation (H) H334
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HB 2182 (Gannon) Relating to floodplain management.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Conservation and Natural Resources (H) H817

HB 2183 (Bondon) Relating to streamlining hospital regulations.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Health and Mental Health Policy (H) H334
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Referred: Rules - Administrative Oversight (H) H847
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Taken Up for Perfection (H) H1453
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Perfected with Amendments (H) H1454
Taken Up H1637
Third Read and Passed (H) H1637
Reported to the Senate and First Read (S) S867
Second read and referred: Senate Health and Pensions (S) S924
Reported Do Pass (S) S1398
Placed on Informal Calendar S1552
Taken Up S1752
Truly Agreed To and Finally Passed S1752
Senate Message (S) H2734
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
Delivered to Governor H3601

HB 2184 (Bondon) Relating to the public school retirement system of Kansas City.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Pensions (H) H334
Reported Do Pass (H) H594
Referred: Rules - Administrative Oversight (H) H594
Reported Do Pass (H) H1033
Placed on Informal Calendar H2303

HB 2185 (Smith 85) Relating to statute of limitations for certain offenses against a child.
Introduced and Read First Time (H) H256
Read Second Time (H) H269
Referred: Judiciary (H) H334
HCS Reported Do Pass (H) H1029

HB 2186 (Toalson Reisch) Relating to a sales tax dedicated to public safety.
Introduced and Read First Time (H) H256
Read Second Time (H) H269
Referred: Local Government (H) H334
HCS Reported Do Pass (H) H1030
Referred: Rules - Administrative Oversight (H) H1030

HB 2187 (Walker 3) Relating to the designation of a highway.
Introduced and Read First Time (H) H256
Read Second Time (H) H270
Referred: Transportation (H) H334
Reported Do Pass - Consent (H) H641
Referred: Consent and House Procedure (H) H641
Reported Do Pass - Consent (H) .... H779 - 780
Perfected by Consent - Pursuant to House Rules (H) H948
Taken Up H1231
Third Read and Passed (H) .... H1232 - 1233
Reported to the Senate and First Read (S) S630
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S807

HB 2188 (Matthiesen) Relating to the show me opportunity scholarship program.
Introduced and Read First Time (H) H256
Read Second Time (H) H270
Referred: Ways and Means (H) H334
HCS Reported Do Pass (H) H948
Referred: Rules - Administrative Oversight (H) H948

HB 2189 (Spencer) Relating to historic preservation.
Introduced and Read First Time (H) H256
Read Second Time (H) H270
Referred: General Laws (H) H1090

HB 2190 (Ellington) Relating to employment practices relating to gender.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Workforce Development (H) H3587

HB 2191 (Quade) Relating to controlled substances.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Health and Mental Health Policy (H) H392

HB 2192 (Redmon) Relating to bonding requirements for treasurers of seven-director school districts.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Elementary and Secondary Education (H) H393
Reported Do Pass - Consent (H) H1027
Referred: Consent and House Procedure (H) H1027
Reported Do Pass - Consent (H) H1123
Perfected by Consent - Pursuant to House Rules (H) H1340
Taken Up H1538
Third Read and Passed (H) ....H1538 - 1539
Reported to the Senate and First Read (S) S823
Second read and referred: Senate Education (S) S865

HB 2193 (Franks Jr.) Relating to the veterans' bill of rights.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Veterans (H) H1026

HB 2194 (Conway 104) Relating to criminal history reporting laws.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Crime Prevention and Public Safety (H) H393
Reported Do Pass (H) H893
Referred: Rules - Legislative Oversight (H) H893
Reported Do Pass (H) ....H1036 - 1037
Taken Up for Perfection (H) H1174
Title of Bill - Agreed To H1174
Perfected with Amendments (H) H1175
Taken Up H1303
Third Read and Passed (H) ....H1303 - 1304
Reported to the Senate and First Read (S) S728
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S808

HB 2195 (Kolkmeyer) Relating to motor vehicle franchises.
Introduced and Read First Time (H) H268
Read Second Time (H) H286
Referred: General Laws (H) H414

HB 2196 (Tate) Relating to celiac awareness day.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Special Committee on Tourism (H) H393
Reported Do Pass - Consent (H) H661
Referred: Consent and House Procedure (H) H661
Reported Do Pass - Consent (H) H780
Perfected by Consent - Pursuant to House Rules (H) H948
Taken Up H1233
Third Read and Passed (H) ....H1233 - 1234
Reported to the Senate and First Read (S) S630
Second read and referred: Senate General Laws (S) S807

HB 2197 (Miller) Relating to the public service commission.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Utilities (H) H334

HB 2198 (Neely) Relating to state executions.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Corrections and Public Institutions (H) H817
Reported Do Pass (H) H2120
Referred: Rules - Legislative Oversight (H) H2120

HB 2199 (Neely) Relating to MO HealthNet managed care.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Health and Mental Health Policy (H) H3587

HB 2200 (Rhoads) Relating to elementary and secondary education.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Elementary and Secondary Education (H) H393
HCS Reported Do Pass (H) .... H818 - 819
Referred: Rules - Administrative Oversight (H) H818
Reported Do Pass (H) H900

HB 2201 (Redmon) Relating to the show me rural jobs fund.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Economic Development (H) H817

HB 2202 (Plocher) Relating to retirement benefits for police officers.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Pensions (H) H334
HCS Reported Do Pass (H) H594
Referred: Rules - Administrative Oversight (H) H594

HB 2203 (Plocher) Relating to associate circuit court judges.
Introduced and Read First Time (H) H269
Read Second Time (H) H286
Referred: Judiciary (H) H3587

HB 2204 (McCreery) Relating to product repair requirements.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Economic Development (H) H3587

HB 2205 (Helms) Relating to licensed professional counselors.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Professional Registration and Licensing (H) H3587

HB 2206 (Stevens 46) Relating to foreign ownership of agricultural land.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Economic Development (H) H867

HB 2207 (Berry) Relating to transportation sensors.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Transportation (H) H334

HB 2208 (Curtman) Relating to elections.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Elections and Elected Officials (H) H393
Reported Do Pass (H) H659
Referred: Rules - Administrative Oversight (H) H659
Reported Do Pass (H) H1033
Taken Up for Perfection (H) H1172
Title of Bill - Agreed To H1172
Perfected with Amendments (H) H1174
Taken Up H1302
Third Read and Passed (H) .... H1302 - 1303
Reported to the Senate and First Read (S) S722
Second read and referred: Senate Local Government and Elections (S) S808
SCS Reported Do Pass (S) S1783
Placed on Informal Calendar S1897

HB 2209 (Barnes 60) Relating to the prescription abuse registry.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Health and Mental Health Policy (H) H1317
HCS Reported Do Pass (H) H1837
Referred: Rules - Administrative Oversight (H) H1837
Reported Do Pass (H) H1989

HB 2210 (Christofanelli) Relating to elementary and secondary education.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Special Committee on Government Oversight (H) H393
HCS Reported Do Pass (H) H640

Referred: Rules - Administrative Oversight (H) H640
Reported Do Pass (H) H1033
Placed on Informal Calendar H1827
Taken Up for Perfection (H) H1867
Title of Bill - Agreed To H1867
Laid Over (H) H1867
Placed Back on Perfection Calendar H2169

HB 2211 (Kidd) Relating to the Missouri accountability portal.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Government Efficiency (H).....H334
Reported Do Pass (H) H1028
Referred: Rules - Legislative Oversight (H) H1028
Reported Do Pass (H) H1649
Placed on Informal Calendar H2303

HB 2212 (Toalson Reisch) Relating to ballot offenses.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Elections and Elected Officials (H).....H334

HB 2213 (Lichtenegger) Relating to public water fluoridation.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Conservation and Natural Resources (H) H817

HB 2214 (Plocher) Relating to the property assessment clean energy act.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Financial Institutions (H) H393

HB 2215 (Brattin) Relating to prevailing wages on public works.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Economic Development (H) H393

HB 2216 (Brattin) Relating to the regulation of water resources.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Conservation and Natural Resources (H) H393
HCS Reported Do Pass (H).....H818
Referred: Rules - Administrative Oversight (H) H818
Reported Do Pass (H) .....H1033 - 1034
Taken Up for Perfection (H) H1176
Title of Bill - Agreed To H1176
HCS Adopted (H) H1176
Perfected with Amendments (H).....H1176
Placed on Informal Calendar H1305
Taken Up H1462
Third Read and Passed (H) .....H1462 - 1463
Reported to the Senate and First Read (S) S787
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S865
SCS Reported Do Pass (S)..... S1398
Placed on Informal Calendar S1552

HB 2217 (Walker 74) Relating to the trauma-informed care for children and families board.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Children and Families (H).....H3587

HB 2218 (Roberts) Relating to repealing the death penalty.
Introduced and Read First Time (H) H283
Read Second Time (H) H301
Referred: Crime Prevention and Public Safety (H) H3587

HB 2219 (Corlew) Relating to false reports.
Introduced and Read First Time (H) H284
Read Second Time (H) H301
Referred: Crime Prevention and Public Safety (H) H393
HCS Reported Do Pass (H).....H892

HB 2220 (Cookson) Relating to school employee salaries.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Elementary and Secondary Education (H) H817

HB 2221 (Franklin) Relating to registered interior designers.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Professional Registration and Licensing (H).....H393
Reported Do Pass - Consent (H).....H895
Referred: Consent and House Procedure (H) H895
Reported Do Pass - Consent (H).....H1123
Perfected by Consent - Pursuant to House Rules (H).....H1340
Taken Up H1539
Third Read and Passed (H) ..... H1539 - 1540
Reported to the Senate and First Read (S) S823
Second read and referred: Senate Professional Registration (S)..... S865

HB 2222 (Korman) Relating to electrical energy.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Utilities (H).....H3587

HB 2223 (Gregory) Relating to the ethics commission.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Judiciary (H) H593
Reported Do Pass (H) H1621
Referred: Rules - Legislative Oversight (H) H1621
Reported Do Pass (H) H2292

HB 2224 (Nichols) Relating to the plastic bag reduction act.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Conservation and Natural Resources (H) H3587

HB 2225 (Henderson) Relating to emergency services benefit determinations.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Insurance Policy (H) H393
HCS Reported Do Pass (H).....H974
Referred: Rules - Legislative Oversight (H) H974

HB 2226 (Schroer) Relating to the litigation financing consumer protection act.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Special Committee on Litigation Reform (H) H3587

HB 2227 (Berry) Relating to the taxpayer protection act.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Ways and Means (H) H393

HB 2228 (Ross) Relating to income tax deductions for military personnel.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Ways and Means (H) H817

HB 2229 (Ross) Relating to lobbyists.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Elections and Elected Officials (H).....H3587

HB 2230 (Ross) Relating to the offense of institutional vandalism.
Introduced and Read First Time (H) H284
Read Second Time (H) H302
Referred: Judiciary (H) H393

HB 2231 (Ross) Relating to land surveyors.
Introduced and Read First Time (H) H284
Read Second Time (H) H302

Referred: Professional Registration and Licensing (H).....H393
Reported Do Pass (H).....H639
Referred: Rules - Administrative Oversight (H).....H639
Reported Do Pass (H).....H825
Taken Up for Perfection (H).....H1554
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Perfected (H).....H1554
Taken Up.....H1667
Third Read and Passed (H).....H1667 - 1668
Reported to the Senate and First Read (S).....S880
Second read and referred: Senate Professional Registration (S).....S924

HB 2232 (Ross) Relating to safe schools.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: General Laws (H).....H393
Reported Do Pass (H).....H1472
Referred: Rules - Legislative Oversight (H).....H1472
Reported Do Pass (H).....H1649
Placed on Informal Calendar.....H2303

HB 2233 (Ross) Relating to advanced practice registered nurses.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Professional Registration and Licensing (H).....H393
HCS Reported Do Pass (H).....H895
Referred: Rules - Administrative Oversight (H).....H895
Reported Do Pass (H).....H1034
Placed on Informal Calendar.....H2303

HB 2234 (Rehder) Relating to human sexuality education.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Children and Families (H).....H393
HCS Reported Do Pass (H).....H945
Referred: Rules - Legislative Oversight (H).....H945
Reported Do Pass (H).....H1475
Placed on Informal Calendar.....H2303

HB 2235 (Newman) Relating to city civilian review boards.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Crime Prevention and Public Safety (H).....H3587

HB 2236 (Newman) Relating to the women's right to the pill act.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Children and Families (H).....H3587

HB 2237 (Newman) Relating to the duty of a pharmacy to fill prescriptions.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Children and Families (H).....H3587

HB 2238 (Mathews) Relating to a social innovation grant program.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Ways and Means (H).....H393
Reported Do Pass (H).....H596
Referred: Rules - Administrative Oversight (H).....H596
Reported Do Pass (H).....H825
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Title of Bill - Agreed To.....H938
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Referred: Fiscal Review (H).....H972
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Third Read and Passed (H).....H1084 - 1085
Reported to the Senate and First Read (S).....S604
Second read and referred: Senate Education (S).....S717

HB 2239 (Mathews) Relating to electrical contractors.
Introduced and Read First Time (H).....H284
Read Second Time (H).....H302
Referred: Workforce Development (H).....H393
HCS Reported Do Pass (H).....H641
Referred: Rules - Administrative Oversight (H).....H641
Reported Do Pass (H).....H825

HB 2240 (Moon) Relating to automobile insurance.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H302
Referred: Insurance Policy (H).....H393

HB 2241 (Miller) Relating to tax increment financing.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H302
Referred: Economic Development (H).....H3587

HB 2242 (Wiemann) Relating to the Missouri municipal government expenditure database.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H302
Referred: Local Government (H).....H393

HB 2243 (Houghton) Relating to county recording fees.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Local Government (H).....H499
Reported Do Pass - Consent (H).....H847
Referred: Consent and House Procedure (H).....H847
Reported Do Pass - Consent (H).....H897
Perfected by Consent - Pursuant to House Rules (H).....H1098
Taken Up.....H1237
Third Read and Passed (H).....H1237 - 1238
Reported to the Senate and First Read (S).....S631
Second read and referred: Senate Local Government and Elections (S).....S807

HB 2244 (Rone) Relating to boll weevil eradication funds.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Agriculture Policy (H).....H393

HB 2245 (Rone) Relating to the offense of keeping a dangerous dog.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Crime Prevention and Public Safety (H).....H393

HB 2246 (Swan) Relating to elementary and secondary education.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Elementary and Secondary Education (H).....H334

HB 2247 (Roeber) Relating to charter schools.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Elementary and Secondary Education (H).....H314
HCS Reported Do Pass (H).....H456
Referred: Rules - Administrative Oversight (H).....H456
Reported Do Pass (H).....H1250
Placed on Informal Calendar.....H1719
Placed Back on Perfection Calendar.....H2111

HB 2248 (Spencer) Relating to essential local telecommunications.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Utilities (H).....H393

HB 2249 (Wood) Relating to background checks for child care providers.
Introduced and Read First Time (H).....H285
Read Second Time (H).....H303
Referred: Children and Families (H).....H393
HCS Reported Do Pass (H).....H845
Referred: Rules - Legislative Oversight (H).....H845
Reported Do Pass (H).....H977 - 978
Taken Up for Perfection (H).....H1205
Title of Bill - Agreed To.....H1205

HCS Adopted (H) H1205
Perfected (H) H1205
Referred: Fiscal Review (H) H1246
Reported Do Pass (H) H1289
Taken Up H1308
Third Read and Passed (H) ....H1308 - 1309
Reported to the Senate and First Read (S) S729
Second read and referred: Senate Seniors, Families, and Children (S) S808
SCS Reported Do Pass (S) S1418
Referred: Senate Fiscal Oversight (S) S1748
Reported Do Pass (S) S1880
Placed on Informal Calendar S1897

HB 2250 (Christofanelli) Relating to local development incentives.
Introduced and Read First Time (H) H285
Read Second Time (H) H303
Referred: Economic Development (H) H3587

HB 2251 (Fraker) Relating to consumer legal funding.
Introduced and Read First Time (H) H299
Read Second Time (H) H327
Referred: Judiciary (H) H3587

HB 2252 (Moon) Relating to elementary and secondary education.
Introduced and Read First Time (H) H299
Read Second Time (H) H327
Referred: Elementary and Secondary Education (H) H393

HB 2253 (Stephens 128) Relating to discrimination based on sexual orientation.
Introduced and Read First Time (H) H299
Read Second Time (H) H327
Withdrawn (H) H907

HB 2254 (Korman) Relating to product repair requirements.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Economic Development (H) H3587

HB 2255 (Korman) Relating to the science, technology, engineering and mathematics (stem) initiative.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Ways and Means (H) H393
HCS Reported Do Pass (H) H848
Referred: Rules - Administrative Oversight (H) H848
Reported Do Pass (H) H1034
Taken Up for Perfection (H) H1552
Title of Bill - Agreed To H1552
HCS Adopted (H) H1554
Perfected with Amendments (H) H1554
Referred: Fiscal Review (H) H1651
Reported Do Pass (H) H1663
Taken Up H1665
Third Read and Passed (H) ....H1665 - 1666
Reported to the Senate and First Read (S) S879
Second read and referred: Senate Economic Development (S) S924

HB 2256 (Johnson) Relating to broadband internet service.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Special Committee on Innovation and Technology (H) H817

HB 2257 (Redmon) Relating to the petroleum storage tank insurance fund.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Conservation and Natural Resources (H) H393
HCS Reported Do Pass (H) H1278
Referred: Rules - Administrative Oversight (H) H1278
Reported Do Pass (H) H1647

HB 2258 (Redmon) Relating to the sale of intoxicating liquor.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: General Laws (H) H393
HCS Reported Do Pass (H) H1322
Referred: Rules - Legislative Oversight (H) H1322

HB 2259 (Lichtenegger) Relating to evidentiary collection kits.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Crime Prevention and Public Safety (H) H499
HCS Reported Do Pass (H) H1472
Referred: Rules - Legislative Oversight (H) H1472
Reported Do Pass (H) H1649
Placed on Informal Calendar H2027
Placed Back on Perfection Calendar H2557

HB 2260 (Sommer) Relating to the brain injury fund.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Health and Mental Health Policy (H) H3587

HB 2261 (Cornejo) Relating to fines for failing to yield the right-of-way.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Judiciary (H) H393

HB 2262 (Cornejo) Relating to court costs.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Judiciary (H) H393
Reported Do Pass (H) H1621
Referred: Rules - Legislative Oversight (H) H1621

HB 2263 (Curtman) Relating to competitive bids.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Government Efficiency (H) H393
Reported Do Pass (H) H1423
Referred: Rules - Legislative Oversight (H) H1423

HB 2264 (Stacy) Relating to the safekeeping of personal information.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Special Committee on Innovation and Technology (H) H393

HB 2265 (Berry) Relating to public utilities.
Introduced and Read First Time (H) H300
Read Second Time (H) H327
Referred: Utilities (H) H414
HCS Reported Do Pass (H) H1031
Referred: Rules - Administrative Oversight (H) H1031
Reported Do Pass (H) H1178
Taken Up for Perfection (H) H1259
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Taken Up H1264
HCS Adopted (H) .... H1271 - 1272
HCS Adopted (H) .... H1274 - 1275
Perfected with Amendments (H) H1275
Referred: Fiscal Review (H) H1277
Reported Do Pass (H) H1289
Taken Up H1310
Third Read and Passed (H) .... H1310 - 1311
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Reported to the Senate and First Read (S) S730
Second read and referred: Senate Commerce, Consumer Protection, Energy, and the Environment (S) S808

HB 2266 (Lavender) Relating to reproductive health care services.
Introduced and Read First Time (H) H325
Read Second Time (H) H347
Referred: Health and Mental Health Policy (H) H3588

HB 2267 (Reiboldt) Relating to automated driving systems.
Introduced and Read First Time (H) H325

Read Second Time (H) H347
Referred: Transportation (H) H3588

HB 2268 (Reiboldt) Relating to department of transportation reporting requirements.
Introduced and Read First Time (H) H325
Read Second Time (H) H347
Referred: Transportation (H) H393
Reported Do Pass (H) H1327
Referred: Rules - Administrative Oversight (H) H1327

HB 2269 (Love) Relating to the implementation of the streamlined sales and use tax agreement.
Introduced and Read First Time (H) H325
Read Second Time (H) H347
Referred: Ways and Means (H) H945

HB 2270 (Tate) Relating to notices of reduction in insurance coverage.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Insurance Policy (H) H658
HCS Reported Do Pass (H)....H975
Referred: Rules - Legislative Oversight (H) H975

HB 2271 (Reiboldt) Relating to automated motor vehicle operation in the State of Missouri.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Transportation (H) H3588

HB 2272 (Engler) Relating to insurance companies.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Insurance Policy (H) H393
HCS Reported Do Pass (H)....H503

HB 2273 (White) Relating to punitive damages in actions against health care providers.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Special Committee on Litigation Reform (H) H817

HB 2274 (Haefner) Relating to the Missouri demolay license plate.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Transportation (H) H393
HCS Reported Do Pass (H).... H947 - 948
Referred: Rules - Administrative Oversight (H) H947
Reported Do Pass (H) H1034
Taken Up for Perfection (H) H1192
Title of Bill - Agreed To H1193
HCS Adopted (H) H1193
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Placed on Informal Calendar H1305
Taken Up H1350
Third Read and Passed (H) ....H1350 - 1351
Reported to the Senate and First Read (S) .... S742 - 743
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S865

HB 2275 (Walker 74) Relating to the evidence-based policy making commission.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Special Committee on Government Oversight (H)....H3588

HB 2276 (Lichtenegger) Relating to unlawful possession of firearms.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: General Laws (H)....H593
HCS Reported Do Pass (H)....H1322 - 1323
Referred: Rules - Legislative Oversight (H) H1322
Reported Do Pass (H) H2097

HB 2277 (Shaul 113) Relating to license plates and windshield placards for permanently disabled persons.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Transportation (H) H393
HCS Reported Do Pass (H)....H821
Referred: Rules - Administrative Oversight (H) H821
Reported Do Pass (H) H1034
Taken Up for Perfection (H) H1164
Title of Bill - Agreed To H1164
HCS Adopted (H) H1165
Perfected with Amendments (H)....H1165
Taken Up H1297
Third Read and Passed (H) .... H1297 - 1298
Reported to the Senate and First Read (S) S721
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S808
SCS Reported Do Pass (S).... S1418
Referred: Senate Fiscal Oversight (S).... S1748
Reported Do Pass (S).... S1880
Placed on Informal Calendar.... S1897

HB 2278 (Morris 140) Relating to the Missouri Rx plan.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Health and Mental Health Policy (H) H3588

HB 2279 (Haefner) Relating to purchasing processes for innovative technology by the office of administration.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Special Committee on Innovation and Technology (H) H393
HCS Reported Do Pass (H)....H868
Referred: Rules - Administrative Oversight (H) H868

HB 2280 (Haefner) Relating to MO HealthNet benefits for pregnant women.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Health and Mental Health Policy (H) H393
HCS Reported Do Pass (H)....H847
Referred: Rules - Administrative Oversight (H) H847
Reported Do Pass (H) H1034
Taken Up for Perfection (H) H1275
Title of Bill - Agreed To H1275
HCS Adopted (H) H1275
Perfected with Amendments (H)....H1275
Referred: Fiscal Review (H) H1277
Reported Do Pass (H) H1289
Taken Up H1349
Third Read and Passed (H) .... H1349 - 1350
Reported to the Senate and First Read (S) S742
Second read and referred: Senate Seniors, Families, and Children (S).. S865
SCS Reported Do Pass (S).... S1755
Referred: Senate Fiscal Oversight (S).... S1818
Reported Do Pass (S).... S1957
Placed on Informal Calendar.... S2197
Taken Up S2292
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Referred: Senate Fiscal Oversight (S).... S2293
Reported Do Pass (S).... S2416
Taken Up S2416
Third Read and Passed (S).... S2416 - 2417
Reported to the House with... (H) H3405
Referred: Fiscal Review (H) H3405
Reported Do Pass (H) H3436
Taken Up H3534
House Adopts (H).... H3534 - 3535
Truly Agreed To and Finally Passed.... H3535 - 3536
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Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
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HB 2281 (Razer) Relating to the sale and transfer of firearms.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: General Laws (H)....H844

HB 2282 (Fitzwater) Relating to computer science.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Elementary and Secondary Education (H) H3588

HB 2283 (Bahr) Relating to educational scholarships.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Elementary and Secondary Education (H) H393

HB 2284 (Dohrman) Relating to campus free expression.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: General Laws (H)....H393
HCS Reported Do Pass (H)....H1508
Referred: Rules - Legislative Oversight (H) H1508
Reported Do Pass (H) ....H2097 - 2098

HB 2285 (Quade) Relating to education about human sexuality.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Children and Families (H)....H393

HB 2286 (Kelly 141) Relating to local log trucks.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Transportation (H) H393
Reported Do Pass (H) H821
Referred: Rules - Administrative Oversight (H) H821
Reported Do Pass (H) H1035
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Taken Up for Perfection (H) H1673
Title of Bill - Agreed To H1673
Perfected with Amendments (H)....H1675
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Third Read and Passed (H) ....H1830 - 1831
Reported to the Senate and First Read (S) S953
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S1010

HB 2287 (Alferman) Relating to accidents occurring in work zones.
Introduced and Read First Time (H) H326
Read Second Time (H) H348
Referred: Transportation (H) H393
HCS Reported Do Pass (H)....H2290
Referred: Rules - Administrative Oversight (H) H2290

HB 2288 (Hannegan) Relating to road and bridge improvements.
Introduced and Read First Time (H) H327
Read Second Time (H) H348
Referred: Transportation (H) H3588

HB 2289 (Higdon) Relating to utility service rates.
Introduced and Read First Time (H) H327
Read Second Time (H) H348
Referred: Utilities (H)....H394
HCS Reported Do Pass (H)....H2123 - 2124
Referred: Rules - Administrative Oversight (H) ....H2123 - 2124
Reported Do Pass (H) H2504

HB 2290 (Christofanelli) Relating to financial interest statements.
Introduced and Read First Time (H) H327
Read Second Time (H) H348
Referred: Judiciary (H) H593

HB 2291 (Christofanelli) Relating to the repeal of certain sections ruled unconstitutional.
Introduced and Read First Time (H) H327
Read Second Time (H) H348
Referred: Special Committee on Government Oversight (H)....H2558

HB 2292 (Gregory) Relating to high school graduation requirements.
Introduced and Read First Time (H) H327
Read Second Time (H) H348
Referred: Elementary and Secondary Education (H) H3588

HB 2293 (Franklin) Relating to patient-designated caregivers.
Introduced and Read First Time (H) H346
Read Second Time (H) H366
Referred: Health and Mental Health Policy (H) H817
HCS Reported Do Pass (H)....H1893
Referred: Rules - Administrative Oversight (H) H1893
Reported Do Pass (H) .... H2504 - 2505

HB 2294 (Rowland 155) Relating to influenza disease in schools.
Introduced and Read First Time (H) H346
Read Second Time (H) H366
Referred: Elementary and Secondary Education (H) H394

HB 2295 (Helms) Relating to mental health professionals.
Introduced and Read First Time (H) H346
Read Second Time (H) H366
Referred: Professional Registration and Licensing (H)....H817
HCS Reported Do Pass (H)....H1510
Referred: Rules - Administrative Oversight (H) H1510
Reported Do Pass (H) H1751
Placed on Informal Calendar....H2303

HB 2296 (Newman) Relating to reproductive health care services.
Introduced and Read First Time (H) H346
Read Second Time (H) H366
Referred: Children and Families (H)....H3588

HB 2297 (Newman) Relating to information provided to a woman prior to an abortion.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Children and Families (H)....H3588

HB 2298 (Newman) Relating to health care services.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Health and Mental Health Policy (H) H3588

HB 2299 (Corlew) Relating to circuit judges.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Judiciary (H) H3588

HB 2300 (Kelly 141) Relating to the practice of nursing.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Professional Registration and Licensing (H)....H3588

HB 2301 (Washington) Relating to juvenile court proceedings.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Judiciary (H) H499

HB 2302 (McGee) Relating to Blair's law.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: General Laws (H)....H817
HCS Reported Do Pass (H)....H1836
Referred: Rules - Legislative Oversight (H) H1836

HB 2303 (Unsicker) Relating to the maternal mortality review board.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Children and Families (H)....H3588

HB 2304 (Ellington) Relating to child passenger restraint systems.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Transportation (H) H3588

HB 2305 (Carpenter) Relating to a tax deduction for student loan forgiveness.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Ways and Means (H) H394

HB 2306 (Henderson) Relating to the environmental restoration corporation act.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Conservation and Natural Resources (H) H593
HCS Reported Do Pass (H)....H945
Referred: Rules - Administrative Oversight (H) H945
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HB 2307 (Shull 16) Relating to motor vehicle inspection requirements.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Transportation (H) H817

HB 2308 (Hannegan) Relating to the practice of shampooing.
Introduced and Read First Time (H) H347
Read Second Time (H) H366
Referred: Professional Registration and Licensing (H)....H817

HB 2309 (Merideth 80) Relating to civilian review boards.
Introduced and Read First Time (H) H364
Read Second Time (H) H388
Referred: Local Government (H)....H3588

HB 2310 (Merideth 80) Relating to rights of law enforcement officers in making arrests.
Introduced and Read First Time (H) H364
Read Second Time (H) H388
Referred: Crime Prevention and Public Safety (H)....H3588

HB 2311 (Merideth 80) Relating to unlawful discriminatory practices.
Introduced and Read First Time (H) H365
Read Second Time (H) H388
Referred: Workforce Development (H) H3588

HB 2312 (Hill) Relating to occupational regulation.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Professional Registration and Licensing (H)....H3588

HB 2313 (Dogan) Relating to elections.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Elections and Elected Officials (H)....H817

HB 2314 (Matthiesen) Relating to interest on tax payments.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Ways and Means (H) H945

HB 2315 (Barnes 60) Relating to a child tax credit.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Special Committee on Tax Policy for Working Families (H)....H593

HB 2316 (Barnes 60) Relating to a child tax credit.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Special Committee on Tax Policy for Working Families (H)....H593

HB 2317 (Higdon) Relating to the public service commission.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Government Efficiency (H)....H3588

HB 2318 (Marshall) Relating to the designation of a memorial highway.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Transportation (H) H499
Reported Do Pass - Consent (H)....H821
Referred: Consent and House Procedure (H) H821
Reported Do Pass - Consent (H)....H897
Perfected by Consent - Pursuant to House Rules (H)....H1098
Taken Up H1238
Third Read and Passed (H) H1239
Reported to the Senate and First Read (S) S631
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S807

HB 2319 (Phillips) Relating to adoption records.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Special Committee to Improve the Care and Well-being of Young People (H)....H593

HB 2320 (Korman) Relating to sports wagering.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Budget (H) H891

HB 2321 (McDaniel) Relating to the Missouri compassionate care act.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: General Laws (H)....H3588

HB 2322 (Walker 3) Relating to the public employee retirement system for prosecuting and circuit attorneys.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Pensions (H)....H593
Reported Do Pass (H) H894
Referred: Rules - Administrative Oversight (H) H894
Reported Do Pass (H) H1035
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Third Read and Passed (H) H1307
Reported to the Senate and First Read (S) S729
Second read and referred: Senate Health and Pensions (S)..... S808

HB 2323 (Korman) Relating to rates charged by health care providers.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Insurance Policy (H) H3588

HB 2324 (Korman) Relating to a sales tax holiday.
Introduced and Read First Time (H) H365
Read Second Time (H) H389
Referred: Special Committee on Small Business (H)....H817
HCS Reported Do Pass (H).... H1177 - 1178
Referred: Rules - Administrative Oversight (H) H1177
Reported Do Pass (H) H1896

HB 2325 (Lavender) Relating to unclaimed property.
Introduced and Read First Time (H) H386
Read Second Time (H) H407
Referred: Ways and Means (H) H3588

HB 2326 (Walsh) Relating to the division of fire safety.
Introduced and Read First Time (H) H386
Read Second Time (H) H407
Referred: Budget (H) H817

HB 2327 (Franks Jr.) Relating to officer-involved incidents.
Introduced and Read First Time (H) H386
Read Second Time (H) H407
Referred: Crime Prevention and Public Safety (H) H3588

HB 2328 (Unsicker) Relating to waivers by blind employees.
Introduced and Read First Time (H) H386
Read Second Time (H) H407
Referred: Workforce Development (H) H3588

HB 2329 (Chipman) Relating to county budgets.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Local Government (H) H817

HB 2330 (Beck) Relating to the designation of a memorial highway.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Transportation (H) H499
Reported Do Pass - Consent (H) H822
Referred: Consent and House Procedure (H) H822
Reported Do Pass - Consent (H) H897
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Third Read and Passed (H) ....H1240 - 1241
Reported to the Senate and First Read (S) S632
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S807
Reported Do Pass-Placed on Third Read Consent Calendar (S) S907
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Reported Do Pass (S) S1116
Placed on Informal Calendar S1551
Taken Up S1555
Truly Agreed To and Finally Passed S1555
Senate Message (S) H2641
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
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HB 2331 (Houx) Relating to roofing contractors.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Professional Registration and Licensing (H) H1317

HB 2332 (Corlew) Relating to construction of facilities authorized by school districts.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Elementary and Secondary Education (H) H499
HCS Reported Do Pass (H) H1642
Referred: Rules - Administrative Oversight (H) H1642
Reported Do Pass (H) H1896

HB 2333 (Shaul 113) Relating to elections.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Elections and Elected Officials (H) H817

HB 2334 (Shaul 113) Relating to the use of bags to package purchased goods.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Economic Development (H) H499
Reported Do Pass (H) H1027
Referred: Rules - Legislative Oversight (H) H1027
Reported Do Pass (H) H1514
Placed on Informal Calendar H2303

HB 2335 (Black) Relating to school employee retirement systems.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Pensions (H) H593
HCS Reported Do Pass (H) H894
Referred: Rules - Administrative Oversight (H) H894
Reported Do Pass (H) H1647
Placed on Informal Calendar H2303

HB 2336 (Tate) Relating to children being placed in the custody of certain offenders.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Crime Prevention and Public Safety (H) H499
Reported Do Pass (H) H1026
Referred: Rules - Legislative Oversight (H) H1026
Reported Do Pass (H) H1180
Placed on Informal Calendar H1589
Taken Up for Perfection (H) H1682
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Referred: Fiscal Review (H) H1746
Placed on Informal Calendar H1834
Reported Do Pass (H) H1883
Taken Up H1884
Third Read and Passed (H) H1885
Reported to the Senate and First Read (S) S993
Second read and referred: Senate Judiciary and Civil and Criminal Jurisprudence (S) S1158

HB 2337 (Stephens 128) Relating to insurance companies.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Insurance Policy (H) H437
HCS Reported Do Pass (H) H503
Referred: Rules - Legislative Oversight (H) H503
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HCS Adopted (H) H1439
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Placed on Informal Calendar H1633
Taken Up H1663
Third Read and Passed (H) .... H1663 - 1664
Reported to the Senate and First Read (S) S879
Second read and referred: Senate Insurance and Banking (S) S924
SCS Reported Do Pass (S) S1418
Referred: Senate Fiscal Oversight (S) S1748
Reported Do Pass (S) S1880
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HB 2338 (Ellebracht) Relating to guardian ad litem fees.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Judiciary (H) H3588

HB 2339 (Lynch) Relating to the Missouri military community reinvestment act.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Veterans (H) H658
HCS Reported Do Pass (H) H896
Referred: Rules - Legislative Oversight (H) H896
Reported Do Pass (H) H1097
Taken Up for Perfection (H) H1357
Title of Bill - Agreed To H1358
HCS Adopted (H) H1358
Perfected with Amendments (H) H1358
Referred: Fiscal Review (H) H1419
Reported Do Pass (H) H1508
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Taken Up H1630
Third Read and Passed (H) H1630
Reported to the Senate and First Read (S) S865
Second read and referred: Senate Veterans' and Military Affairs (S) S924

HB 2340 (Reiboldt) Relating to a tax credit for customers of a sheltered workshop.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Ways and Means (H) H945

HB 2341 (Arthur) Relating to personal flotation devices.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Crime Prevention and Public Safety (H) H3588

HB 2342 (Spencer) Relating to the use of universal service funds for lifeline service providers.
Introduced and Read First Time (H) H387
Read Second Time (H) H407
Referred: Utilities (H) H658

HB 2343 (McCreery) Relating to ticket selling practices.
Introduced and Read First Time (H) H387
Read Second Time (H) H408
Referred: Special Committee on Innovation and Technology (H) H3588

HB 2344 (Miller) Relating to the property assessment clean energy act.
Introduced and Read First Time (H) H387
Read Second Time (H) H408
Referred: Financial Institutions (H) H593

HB 2345 (Miller) Relating to board members of public water supply districts.
Introduced and Read First Time (H) H387
Read Second Time (H) H408
Referred: Utilities (H) H2558

HB 2346 (White) Relating to insurance grievance processes.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Insurance Policy (H) H2558

HB 2347 (Davis) Relating to the designation of a memorial highway.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Transportation (H) H499
Reported Do Pass - Consent (H) H822
Referred: Consent and House Procedure (H) H822
Reported Do Pass - Consent (H) .... H897 - 898
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Taken Up H1241
Third Read and Passed (H) ....H1241 - 1242
Reported to the Senate and First Read (S) S632
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S) S808
SCS Reported Do Pass (S) S1748
Placed on Informal Calendar S1897
Taken Up S2006
SCS Adopted (S) S2007
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Placed on Informal Calendar H3227
Taken Up H3529
House Adopts (H) ....H3530 - 3531
Truly Agreed To and Finally Passed ....H3531 - 3532
House Message (H) S2488
Signed by House Speaker (H) H3596
Signed by President Pro Tem (S) S2496
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HB 2348 (Davis) Relating to tuition at public higher education institutions.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Higher Education (H) H817
HCS Reported Do Pass (H) H1094
Referred: Rules - Administrative Oversight (H) H1094

HB 2349 (Pogue) Relating to the sale of certain state park property.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Veterans (H) H3588

HB 2350 (Corlew) Relating to criminal offenses.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Judiciary (H) H945
HCS Reported Do Pass (H) H1324
Referred: Rules - Legislative Oversight (H) H1324

HB 2351 (Fraker) Relating to immunity for trustees.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Financial Institutions (H) H891
HCS Reported Do Pass (H) H1278
Referred: Rules - Legislative Oversight (H) H1278
Reported Do Pass (H) H1514

HB 2352 (Fraker) Relating to county revenues dedicated to roads.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Local Government (H) H817
Reported Do Pass (H) H1120
Referred: Rules - Administrative Oversight (H) H1120
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HB 2353 (May) Relating to compensation for state employees.
Introduced and Read First Time (H) H388
Read Second Time (H) H408
Referred: Special Committee on Employment Security (H) H1505
HCS Reported Do Pass (H) H1787
Referred: Rules - Administrative Oversight (H) H1787
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HB 2354 (Frederick) Relating to student mental health at public institutions of higher education.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Health and Mental Health Policy (H) H1317
HCS Reported Do Pass (H) H1509
Referred: Rules - Administrative Oversight (H) H1509
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HB 2355 (Frederick) Relating to physician maintenance of certification.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Health and Mental Health Policy (H) H3588

HB 2356 (Haefner) Relating to boundary commissions.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Local Government (H) H817
HCS Reported Do Pass (H) H1325
Referred: Rules - Administrative Oversight (H) H1325
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Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 2357 (Haefner) Relating to the form of governance of St. Louis City.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Local Government (H) H3588

HB 2358 (McGee) Relating to elections.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Elections and Elected Officials (H) H817

HB 2359 (Sommer) Relating to animal abuse.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Crime Prevention and Public Safety (H) H3588

HB 2360 (Redmon) Relating to the public safety officer or employee survivor grant program.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Higher Education (H)....H844
Reported Do Pass (H) ....H1094 - 1095
Referred: Rules - Administrative Oversight (H) H1094
Reported Do Pass (H) H1250
Placed on Informal Calendar H1589
Taken Up for Perfection (H) H1676
Title of Bill - Agreed To H1676
Perfected with Amendments (H)....H1679
Taken Up H1831
Third Read and Passed (H) ....H1831 - 1832
Reported to the Senate and First Read (S) S953
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HB 2361 (Franklin) Relating to volunteer health care services.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Professional Registration and Licensing (H)....H3588

HB 2362 (Franklin) Relating to the supplemental nutrition assistance program.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Children and Families (H)....H499

HB 2363 (Rowland 29) Relating to settlement agreements.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: Judiciary (H) H3588

HB 2364 (Bondon) Relating to intoxicating liquor.
Introduced and Read First Time (H) H406
Read Second Time (H) H430
Referred: General Laws (H)....H817
HCS Reported Do Pass (H)....H1323
Referred: Rules - Legislative Oversight (H) H1323
Reported Do Pass (H) H1514
Placed on Informal Calendar H1909
Placed Back on Perfection Calendar H2502

HB 2365 (Berry) Relating to utilities.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: Utilities (H)....H3588

HB 2366 (Beard) Relating to death records.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: Judiciary (H) H817
Reported Do Pass (H) H1873
Referred: Rules - Legislative Oversight (H) H1873

HB 2367 (May) Relating to safe consumption facilities.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: Health and Mental Health Policy (H)....H1505

HB 2368 (Bangert) Relating to trailer license plate renewals.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: Transportation (H) H593
HCS Reported Do Pass (H)....H975
Referred: Rules - Administrative Oversight (H) H975

HB 2369 (Bangert) Relating to maintaining a list of persons appointed by the governor.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: Special Committee on Government Oversight (H) H3588

HB 2370 (Bernskoetter) Relating to the Missouri consolidated health care plan.
Introduced and Read First Time (H) H406
Read Second Time (H) H431
Referred: General Laws (H)....H1317
Reported Do Pass (H) H1837
Referred: Rules - Legislative Oversight (H) H1837

HB 2371 (Curtis) Relating to school superintendents.
Introduced and Read First Time (H) H429
Read Second Time (H) H454
Referred: Elementary and Secondary Education (H) H3588

HB 2372 (Brown 27) Relating to the designation of Kappa Alpha Psi day.
Introduced and Read First Time (H) H429
Read Second Time (H) H454
Referred: Special Committee on Tourism (H) H3588

HB 2373 (Christofanelli) Relating to elementary and secondary education.
Introduced and Read First Time (H) H430
Read Second Time (H) H454
Referred: Elementary and Secondary Education (H) H3588

HB 2374 (Gregory) Relating to adult abuse.
Introduced and Read First Time (H) H430
Read Second Time (H) H454
Referred: Judiciary (H) H1317

HB 2375 (Ellington) Relating to persons unlawfully present in the United States.
Introduced and Read First Time (H) H430
Read Second Time (H) H454
Referred: Higher Education (H)....H3588

HB 2376 (Higdon) Relating to disability benefits.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Pensions (H)....H3588

HB 2377 (Houghton) Relating to property tax statements.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Ways and Means (H) H945

HB 2378 (Walker 74) Relating to teacher training on trauma-informed approach.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Special Committee on Urban Issues (H) H3588

HB 2379 (Walker 74) Relating to cultural competency training for health care professionals.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Health and Mental Health Policy (H)....H3588

HB 2380 (Kelly 141) Relating to the practice of psychology.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Professional Registration and Licensing (H)....H891

HB 2381 (Sommer) Relating to mental health awareness month.
Introduced and Read First Time (H) H452
Read Second Time (H) H469
Referred: Special Committee on Tourism (H) H499
Reported Do Pass (H) H1122
Referred: Rules - Legislative Oversight (H) H1122
Reported Do Pass (H) H1476
Placed on Informal Calendar....H1909
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HB 2382 (Dogan) Relating to age attainment for school entry.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Elementary and Secondary Education (H) H2558

HB 2383 (Dogan) Relating to the office of financial empowerment.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Local Government (H) H593
HCS Reported Do Pass (H).....H1120
Referred: Rules - Administrative Oversight (H) H1120
Reported Do Pass (H) H1647

HB 2384 (Barnes 60) Relating to insurance coverage for mental health conditions.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Health and Mental Health Policy (H).....H817
Reported Do Pass (H) H1119
Referred: Rules - Administrative Oversight (H) H1119
Reported Do Pass (H) H1330
Placed on Informal Calendar H1719
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HB 2385 (Reiboldt) Relating to commercial zones.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Transportation (H) H2558

HB 2386 (Reiboldt) Relating to sovereign immunity for department of transportation contractors and subcontractors.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Transportation (H) H3588

HB 2387 (Rehder) Relating to recovery of costs in civil actions.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Special Committee on Litigation Reform (H) H2558

HB 2388 (Neely) Relating to fertility preservation procedures for insureds with a cancer diagnosis.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Insurance Policy (H) H3588

HB 2389 (Baringer) Relating to tax credits for contributions to certain benevolent organizations.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Ways and Means (H) H2558

HB 2390 (McCann Beatty) Relating to sales tax.
Introduced and Read First Time (H) H453
Read Second Time (H) H469
Referred: Ways and Means (H) H945

HB 2391 (McCann Beatty) Relating to investigations of officer-involved incidents.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Crime Prevention and Public Safety (H) H3588

HB 2392 (McCann Beatty) Relating to public access to information about certain licensees.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Professional Registration and Licensing (H).....H3589

HB 2393 (Cookson) Relating to famous Missourian highway designations.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Special Committee on Tourism (H) H499
HCS Reported Do Pass (H).....H1178
Referred: Rules - Legislative Oversight (H) H1178
Reported Do Pass (H) H1649

HB 2394 (Ross) Relating to boards of record control.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Special Committee on Government Oversight (H) H2558

HB 2395 (Stephens 128) Relating to generic drug substitutions.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Health and Mental Health Policy (H).....H3589

HB 2396 (Ross) Relating to legal services for indigent defendants.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Budget (H) H817

HB 2397 (Dogan) Relating to administration of the criminal justice system.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Judiciary (H) H817
HCS Reported Do Pass (H).....H1120
Referred: Rules - Legislative Oversight (H) H1120
Reported Do Pass (H) H1624
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HB 2398 (Grier) Relating to temporary licensing of professionals.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Professional Registration and Licensing (H).....H499

HB 2399 (Trent) Relating to student data privacy.
Introduced and Read First Time (H) H453
Read Second Time (H) H470
Referred: Elementary and Secondary Education (H) H3589

HB 2400 (Messenger) Relating to alcohol possession in motor vehicles.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Crime Prevention and Public Safety (H) H3589

HB 2401 (Redmon) Relating to eminent domain by utility entities.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Utilities (H).....H3589

HB 2402 (Brattin) Relating to the fourth amendment rights protection act.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Special Committee on Government Oversight (H) H2558

HB 2403 (Muntzel) Relating to the state theatre.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Special Committee on Tourism (H) H817
Reported Do Pass (H) H1511
Referred: Rules - Legislative Oversight (H) H1511
Reported Do Pass (H) H2098

HB 2404 (Stephens 128) Relating to retirement credit for prior military service.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Pensions (H).....H3589

HB 2405 (Unsicker) Relating to the rights of children with disabilities.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Elementary and Secondary Education (H) H3589

HB 2406 (Alferman) Relating to sports wagering.
Introduced and Read First Time (H) H468

Read Second Time (H) H513
Referred: Budget (H) H891

HB 2407 (Ruth) Relating to an advisory council on rare diseases within the MO HealthNet division.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Health and Mental Health Policy (H) H593
Re-referred to Committee: Children and Families (H) H593
HCS Reported Do Pass (H) H1026
Referred: Rules - Legislative Oversight (H) H1026
Reported Do Pass (H) H1476
Placed on Informal Calendar H1909
Taken Up for Perfection (H) H2094
Title of Bill - Agreed To H2095
HCS Adopted (H) H2095
Perfected with Amendments (H) H2095
Taken Up H2168
Third Read and Passed (H) H2169
Reported to the Senate and First Read (S) S1157
Second read and referred: Senate Health and Pensions (S) S1546

HB 2408 (Fitzpatrick) Relating to the bright flight promise program.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Higher Education (H) H593

HB 2409 (Fraker) Relating to intoxicating liquor licenses.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: General Laws (H) H817
Reported Do Pass (H) H1279
Referred: Rules - Legislative Oversight (H) H1279
Reported Do Pass (H) H1624
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HB 2410 (Bernskoetter) Relating to associate circuit court judges.
Introduced and Read First Time (H) H468
Read Second Time (H) H513
Referred: Judiciary (H) H658
HCS Reported Do Pass (H) H1621
Referred: Rules - Legislative Oversight (H) H1621
Reported Do Pass (H) H2098

HB 2411 (Pike) Relating to school librarians.
Introduced and Read First Time (H) H469
Read Second Time (H) H513
Referred: Elementary and Secondary Education (H) H817
HCS Reported Do Pass (H) H1093
Referred: Rules - Administrative Oversight (H) H1093
Reported Do Pass (H) H1647
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HB 2412 (Corlew) Relating to state funding for college-level classes taken in high school.
Introduced and Read First Time (H) H469
Read Second Time (H) H513
Referred: Higher Education (H) H945

HB 2413 (Schroer) Relating to blood withdrawals by medical personnel for the purpose of determining alcohol content.
Introduced and Read First Time (H) H469
Read Second Time (H) H513
Referred: General Laws (H) H1090
HCS Reported Do Pass (H) H1785
Referred: Rules - Legislative Oversight (H) H1785

HB 2414 (Redmon) Relating to eminent domain for electric transmission line projects.
Introduced and Read First Time (H) H469
Read Second Time (H) H513
Referred: Utilities (H) H3589

HB 2415 (Johnson) Relating to land banks.
Introduced and Read First Time (H) H511
Read Second Time (H) H533
Referred: Government Efficiency (H) H1026
HCS Reported Do Pass (H) H1642
Referred: Rules - Legislative Oversight (H) H1642

HB 2416 (Johnson) Relating to contracts executed by counties.
Introduced and Read First Time (H) H511
Read Second Time (H) H533
Referred: Government Efficiency (H) H817
HCS Reported Do Pass (H) H1785
Referred: Rules - Legislative Oversight (H) H1785

HB 2417 (Swan) Relating to a tax credit for contributions to organizations meeting hunger, health, and hygiene needs of schoolchildren.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Elementary and Secondary Education (H) H3589

HB 2418 (Sommer) Relating to sexual offenders.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Crime Prevention and Public Safety (H) H817

HB 2419 (Fitzpatrick) Relating to financing for electrical corporations.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Financial Institutions (H) H593

HB 2420 (Kolkmeyer) Relating to local taxes.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Government Efficiency (H) H1317
Reported Do Pass (H) H1748
Referred: Rules - Legislative Oversight (H) H1748

HB 2421 (Pfautsch) Relating to methods of self-insurance under workers' compensation laws.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Insurance Policy (H) H817
Reported Do Pass (H) H975
Referred: Rules - Legislative Oversight (H) H975
Reported Do Pass (H) H1476
Placed on Informal Calendar H2303

HB 2422 (Neely) Relating to the human trafficking and child exploitation prevention act.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Special Committee to Improve the Care and Well-being of Young People (H) H817

HB 2423 (Moon) Relating to campus free expression.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Higher Education (H) H1317

HB 2424 (Anders) Relating to advertising practices.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: General Laws (H) H3589

HB 2425 (Alferman) Relating to the state endangered species.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Special Committee on Tourism (H) H817
Reported Do Pass (H) H1644
Referred: Rules - Legislative Oversight (H) H1644
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HB 2426 (Walsh) Relating to adoption.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Children and Families (H)....H817

HB 2427 (Hill) Relating to police departments.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Local Government (H)....H3589

HB 2428 (Stephens 128) Relating to the administration of vaccines.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Health and Mental Health Policy (H)....H3589

HB 2429 (Sommer) Relating to dangerous vehicular flight.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Crime Prevention and Public Safety (H)....H3589

HB 2430 (Houghton) Relating to captive cervids.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Agriculture Policy (H) H3589

HB 2431 (Unsicker) Relating to compensatory educational services for former charter school students.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Elementary and Secondary Education (H) H3589

HB 2432 (Basye) Relating to traffic control signals.
Introduced and Read First Time (H) H512
Read Second Time (H) H534
Referred: Transportation (H) H817

HB 2433 (Washington) Relating to suicide prevention in long-term care facilities.
Introduced and Read First Time (H) H533
Read Second Time (H) H558
Referred: Health and Mental Health Policy (H)....H817
HCS Reported Do Pass (H)....H2122
Referred: Rules - Administrative Oversight (H) H2122

HB 2434 (White) Relating to punitive damages against health care providers.
Introduced and Read First Time (H) H533
Read Second Time (H) H558
Referred: Special Committee on Litigation Reform (H) H891
HCS Reported Do Pass (H)....H1423
Referred: Rules - Legislative Oversight (H) H1423

HB 2435 (Butler) Relating to transitional school districts.
Introduced and Read First Time (H) H533
Read Second Time (H) H558
Referred: Elementary and Secondary Education (H) H3589

HB 2436 (Moon) Relating to the display of certain items in public schools.
Introduced and Read First Time (H) H557
Read Second Time (H) H609
Referred: Elementary and Secondary Education (H) H817

HB 2437 (Moon) Relating to federal electronic logging device mandates.
Introduced and Read First Time (H) H557
Read Second Time (H) H609
Referred: Transportation (H) H3589

HB 2438 (Remole) Relating to workers' compensation.
Introduced and Read First Time (H) H557
Read Second Time (H) H609
Referred: Special Committee on Employment Security (H) H658
Reported Do Pass (H) .... H895 - 896
Referred: Rules - Administrative Oversight (H) H895
Reported Do Pass (H) H1250
Placed on Informal Calendar H1909
Taken Up for Perfection (H) H2093
Title of Bill - Agreed To H2093
Perfected (H) H2093
Taken Up H2168
Third Read and Passed (H) H2168
Reported to the Senate and First Read (S) S1157
Second read and referred: Senate Small Business and Industry (S)....S1546

HB 2439 (Messenger) Relating to the retirees experiencing a better living initiative.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Special Committee on Tourism (H) H817
Reported Do Pass (H) H1644
Referred: Rules - Legislative Oversight (H) H1644

HB 2440 (Walker 74) Relating to tax credits for contributions to certain benevolent organizations.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Children and Families (H)....H1317

HB 2441 (Harris) Relating to museums.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Conservation and Natural Resources (H) H3589

HB 2442 (Cookson) Relating to school financial audits.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Elementary and Secondary Education (H) H817

HB 2443 (Cookson) Relating to industry-recognized certifications.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Elementary and Secondary Education (H) H3589

HB 2444 (Cookson) Relating to state funding for elementary and secondary education.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Elementary and Secondary Education (H) H3589

HB 2445 (Cookson) Relating to the public school parental choice act.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Elementary and Secondary Education (H) H818

HB 2446 (Cookson) Relating to elementary and secondary education.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Elementary and Secondary Education (H) H3589

HB 2447 (Korman) Relating to the construction of utility facilities.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Utilities (H)....H3589

HB 2448 (Korman) Relating to compensation for condemned property.
Introduced and Read First Time (H) H557
Read Second Time (H) H610
Referred: Local Government (H)....H3589

HB 2449 (Redmon) Relating to the construction of utility facilities.
Introduced and Read First Time (H) H558
Read Second Time (H) H610
Referred: Utilities (H)....H1891

HB 2450 (Messenger) Relating to motor vehicle licensing and registration fees.
Introduced and Read First Time (H) H558

Read Second Time (H) H610
Referred: Ways and Means (H) H998

HB 2451 (Cross) Relating to building permits.
Introduced and Read First Time (H) H558
Read Second Time (H) H610
Referred: Professional Registration and Licensing (H) H1317

HB 2452 (Redmon) Relating to fuel standards.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: Agriculture Policy (H) H1090
HCS Reported Do Pass (H) H1420
Referred: Rules - Legislative Oversight (H) H1420

HB 2453 (Austin) Relating to public works contractors.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: Local Government (H) H945
Reported Do Pass (H) H1325
Referred: Rules - Administrative Oversight (H) H1325
Reported Do Pass (H) H1425
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HB 2454 (Remole) Relating to fraudulent use of certain devices.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: Crime Prevention and Public Safety (H) H818

HB 2455 (Roberts) Relating to racial considerations in death penalty cases.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: Judiciary (H) H3589

HB 2456 (Sommer) Relating to missing endangered veterans.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: Crime Prevention and Public Safety (H) H818
Reported Do Pass (H) H1421
Referred: Rules - Legislative Oversight (H) H1421

HB 2457 (Anderson) Relating to residential dwelling rentals.
Introduced and Read First Time (H) H606
Read Second Time (H) H650
Referred: General Laws (H) H658
HCS Reported Do Pass (H) H1177
Referred: Rules - Legislative Oversight (H) H1177

HB 2458 (Christofanelli) Relating to elementary and secondary education.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Elementary and Secondary Education (H) H1317

HB 2459 (Dogan) Relating to trial procedures for murder in the first degree.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Judiciary (H) H998
HCS Reported Do Pass (H) H1622
Referred: Rules - Legislative Oversight (H) H1622

HB 2460 (Vescovo) Relating to Von Willebrand awareness.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Special Committee on Tourism (H) H818
Reported Do Pass (H) H1511
Referred: Rules - Legislative Oversight (H) H1511
Reported Do Pass (H) H1624
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HB 2461 (Kendrick) Relating to birth certificates for homeless veterans.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Veterans (H) H3589

HB 2462 (Walker 74) Relating to forensic examinations.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Crime Prevention and Public Safety (H) H3589

HB 2463 (Stephens 128) Relating to the protection of persons with emergency medical conditions.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Health and Mental Health Policy (H) H1091
Reported Do Pass (H) H2122
Referred: Rules - Administrative Oversight (H) H2122

HB 2464 (Curtis) Relating to state funding for historically black institutions of higher education.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Special Committee on Urban Issues (H) H1091
Reported Do Pass (H) H2519
Referred: Rules - Legislative Oversight (H) H2519

HB 2465 (Curtis) Relating to school funding.
Introduced and Read First Time (H) H607
Read Second Time (H) H650
Referred: Elementary and Secondary Education (H) H3589

HB 2466 (Davis) Relating to the Missouri veterans' commission.
Introduced and Read First Time (H) H648
Read Second Time (H) H677
Referred: Veterans (H) H1317

HB 2467 (Kelly 141) Relating to home school education.
Introduced and Read First Time (H) H648
Read Second Time (H) H677
Referred: Elementary and Secondary Education (H) H3589

HB 2468 (Swan) Relating to radiologic imaging and radiation therapy licensure.
Introduced and Read First Time (H) H648
Read Second Time (H) H677
Referred: Health and Mental Health Policy (H) H891

HB 2469 (Peters) Relating to boarding of prisoners.
Introduced and Read First Time (H) H649
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HB 2470 (Love) Relating to cemetery trust funds.
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HB 2471 (Mitten) Relating to the ethics commission.
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HB 2472 (Mitten) Relating to income taxes.
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HB 2473 (Curtis) Relating to the establishment of a state park.
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HB 2474 (Curtis) Relating to the establishment of the urban education institute.
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HB 2475 (Curtis) Relating to a tax credit for reduced pension benefits.
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HB 2476 (Curtis) Relating to sunshine law.
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HB 2477 (Curtis) Relating to children's services funds.
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HB 2478 (Curtis) Relating to elections.
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HB 2479 (Pietzman) Relating to department of natural resources permits.
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HB 2480 (Rhoads) Relating to the yield tax on forestry products.
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HB 2482 (Korman) Relating to transportation fees.
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HB 2483 (Korman) Relating to transportation funding.
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HB 2484 (Korman) Relating to the I-70 regional transportation district.
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HB 2485 (Korman) Relating to motor vehicle decal fees.
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HB 2486 (Korman) Relating to the department of transportation utility corridor.
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HB 2487 (Korman) Relating to motor vehicle safety inspections.
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HB 2488 (Mitten) Relating to public nuisance.
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HB 2489 (Curtis) Relating to controlled substances.
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HB 2491 (Anderson) Relating to license plates for disabled persons.
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HB 2492 (Franks Jr.) Relating to absentee voting.
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HB 2494 (Dogan) Relating to elementary and secondary education.
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HB 2495 (Justus) Relating to private college campus police.
Introduced and Read First Time (H) H676
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HB 2497 (Reiboldt) Relating to licensure to operate motor vehicles.
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HB 2498 (Helms) Relating to the health care cost reduction and transparency act.
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HB 2499 (Hansen) Relating to videoconferencing for parole hearings.
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HB 2501 (Shaul 113) Relating to sales and use tax exemptions.
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HB 2502 (Carpenter) Relating to taxation.
Introduced and Read First Time (H) H734
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HB 2503 (Mitten) Relating to sales tax.
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HB 2504 (Corlew) Relating to juvenile court proceedings.
Introduced and Read First Time (H) H734
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HB 2505 (Plocher) Relating to defined benefit plans.
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HB 2506 (Grier) Relating to electronic certification of documents.
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HB 2507 (Dogan) Relating to intergovernmental joint task forces.
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HB 2508 (Green) Relating to the Missouri office of equal opportunity.
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HB 2509 (Hannegan) Relating to murder in the first degree.
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HB 2510 (White) Relating to the offense of placing an unsafe vehicle in the stream of commerce.
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HB 2511 (Quade) Relating to license plates and windshield placards for disabled persons.
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HB 2512 (Butler) Relating to student organizations at public institutions of higher education.
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HB 2513 (Kidd) Relating to concealed carry permits.
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HB 2514 (Curtis) Relating to industrial hemp.
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HB 2515 (Curtis) Relating to video game competitors.
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HB 2516 (Curtis) Relating to the public service commission.
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HB 2517 (Curtis) Relating to offenses committed by law enforcement officers.
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HB 2518 (Haefner) Relating to boundary commissions.
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HB 2519 (Anderson) Relating to utility payments.
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HB 2520 (Mitten) Relating to the offense of sexual conduct in the course of public duty.
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HB 2521 (Washington) Relating to concealed firearms.
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HB 2522 (Burnett) Relating to the designation of the official state work chronicling the 1993 flood.
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HB 2523 (Gregory) Relating to the sunshine law.
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HB 2524 (Evans) Relating to the sunshine law.
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HB 2526 (Roberts) Relating to prison terms.
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HB 2527 (Rhoads) Relating to internet domain names of website operators.
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HB 2528 (McDaniel) Relating to alternative instruction plans for inclement weather.
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HB 2529 (Morse 151) Relating to school funding.
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HB 2530 (Morse 151) Relating to generational use of public assistance.
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HB 2531 (Swan) Relating to a charter schools task force.
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HB 2534 (Morgan) Relating to education about human sexuality.
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HB 2535 (Plocher) Relating to sports wagering protection.
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HB 2536 (Morris 140) Relating to maintenance orders.
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HB 2537 (Brown 57) Relating to registered sexual offenders.
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HB 2538 (Pietzman) Relating to maintaining Missouri state parks.
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HB 2543 (McDaniel) Relating to mormon war remembrance day.
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HB 2544 (Trent) Relating to court reporters.
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HB 2546 (Hurst) Relating to labor for offenders.
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HB 2547 (Sommer) Relating to election dates.
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HB 2548 (Taylor) Relating to gubernatorial appointments.
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HB 2549 (Morse 151) Relating to conditions of probation.
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HB 2552 (Corlew) Relating to arbitration agreements.
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HB 2554 (Newman) Relating to public safety.
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HB 2556 (Pogue) Relating to school finance.
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HB 2557 (Pogue) Relating to school finance.
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HB 2558 (Pogue) Relating to the delivery of a controlled substance.
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HB 2559 (Franks Jr.) Relating to carrying a concealed weapon.
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HB 2560 (Pike) Relating to the sale of baby crib bumper pads.
Introduced and Read First Time (H) H862
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HB 2561 (Pike) Relating to aircraft taxation.
Introduced and Read First Time (H) H862
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HB 2562 (Austin) Relating to treatment courts.
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HB 2563 (Plocher) Relating to automatically renewed transactions.
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HB 2564 (Shaul 113) Relating to buy Missouri week.
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HB 2565 (Morse 151) Relating to school funding.
Introduced and Read First Time (H) H862
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HB 2566 (Hansen) Relating to a prohibition on certain telecommunications items being possessed in correctional facilities.
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HB 2568 (Haefner) Relating to wholesale distribution of controlled substances.
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HB 2569 (Frederick) Relating to residential dwelling rentals.
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HB 2570 (Walker 74) Relating to civil forfeitures.
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HB 2571 (Green) Relating to the first-time business owner savings account act.
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HB 2572 (Green) Relating to the Missouri Juneteenth heritage and jazz festival and memorial.
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HB 2573 (Rone) Relating to pesticides.
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HB 2574 (Wood) Relating to boards of adjustment.
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HB 2575 (Johnson) Relating to the office of broadband advocate.
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HB 2576 (Johnson) Relating to corporate income taxation.
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HB 2577 (Kolkmeyer) Relating to transient guest taxes.
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HB 2579 (Washington) Relating to landlord tenant actions.
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HB 2580 (Bondon) Relating to certificate of need requirements.
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HB 2582 (Ellebracht) Relating to campaign finance.
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HB 2583 (Ellebracht) Relating to mandatory driver's education and training.
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HB 2584 (McCann Beatty) Relating to expungement of records relating to the offense of unlawful use of a weapon.
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HB 2585 (Brattin) Relating to certain department of revenue registration requirements.
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HB 2586 (Remole) Relating to workers' compensation premiums.
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HB 2587 (Ellington) Relating to driver's license issuance.
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HB 2588 (Curtis) Relating to campaign finance.
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HB 2592 (Marshall) Relating to consent for a minor to obtain an abortion.
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HB 2593 (Marshall) Relating to safety belts.
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HB 2594 (Tate) Relating to concession agreements.
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HB 2595 (Revis) Relating to labor organizations.
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HB 2596 (Bondon) Relating to development of electric vehicle charging stations.
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HB 2597 (Swan) Relating to nursing assistant training programs.
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HB 2598 (Korman) Relating to emergency services.
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HB 2599 (Korman) Relating to unfunded policy changes.
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HB 2600 (Korman) Relating to a miles per gallon based vehicle registration fee.
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HB 2601 (Korman) Relating to state funding for rest areas.
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HB 2602 (Korman) Relating to driver's license fees.
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HB 2603 (Korman) Relating to state lottery winners.
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HB 2604 (Neely) Relating to bail bond agents.
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HB 2605 (Neely) Relating to the removal from the sex offender registry.
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HB 2606 (Curtis) Relating to unlawful discriminatory practices.
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HB 2607 (Knight) Relating to meat.
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HB 2608 (Morgan) Relating to the sexual offender registry.
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HB 2609 (Schroer) Relating to the supervision of certain persons.
Introduced and Read First Time (H) H883
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HB 2610 (Lavender) Relating to the extreme risk protection order act.
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HB 2611 (Smith 163) Relating to inspections by the department of mental health.
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HB 2612 (Davis) Relating to accessibility of insurance carrier provider directories.
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HB 2613 (Helms) Relating to tax credits for contributions to certain benevolent organizations.
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HB 2614 (Bangert) Relating to instruction in cursive writing.
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HB 2615 (Bangert) Relating to firearms in motor vehicles.
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HB 2616 (Rhoads) Relating to video service providers.
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HB 2617 (Trent) Relating to broadband communications services provided by rural electric cooperatives.
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HB 2618 (DeGroot) Relating to the regulation of utilities.
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HB 2619 (Brattin) Relating to school employee retirement systems.
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HB 2620 (Curtman) Relating to the department of taxation and revenue.
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HB 2621 (Curtman) Relating to the state agency efficiency fund.
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HB 2622 (Evans) Relating to prescriptions for controlled substances.
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HB 2623 (Brattin) Relating to federal holidays.
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HB 2624 (Roden) Relating to unpaid leave for firefighters.
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HB 2625 (Rowland 155) Relating to educational services for neglected or delinquent children.
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HB 2626 (Burnett) Relating to higher education tuition.
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HB 2627 (Burnett) Relating to a child's right to counsel.
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HB 2628 (Cookson) Relating to the governor.
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HB 2629 (Cookson) Relating to security measures for public schools.
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HB 2630 (Cookson) Relating to state aid for schools.
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HB 2631 (Dinkins) Relating to the use of a hand-held wireless communications device while in a school zone.
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HB 2632 (Dinkins) Relating to a prohibition on certain telecommunications items being possessed in correctional facilities.
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HB 2635 (Reiboldt) Relating to the silica claims priorities act.
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HB 2636 (Reiboldt) Relating to criminal proceedings involving persons with mental illnesses.
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HB 2637 (Houghton) Relating to captive cervids.
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HB 2638 (Smith 163) Relating to taxable income of corporations.
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HB 2643 (Miller) Relating to lead testing in certain elementary school buildings.
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HB 2644 (Rowland 29) Relating to sheltered workshops.
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HB 2647 (Quade) Relating to sexual assault policies of institutions of higher education.
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HB 2650 (McCreery) Relating to fees in connection with sewer lines.
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HB 2653 (Pietzman) Relating to electronic monitoring of certain sexual offenders while relocating.
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HB 2655 (Wilson) Relating to county commissions.
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HB 2656 (Schroer) Relating to the designation of a memorial highway.
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HB 2657 (Helms) Relating to unsecured loans of five hundred dollars or less.
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HB 2675 (McCreery) Relating to actions by persons knowingly infected with communicable diseases.
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HB 2676 (Houghton) Relating to the sale of eggs.
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HB 2702 (Gray) Relating to the investigation of deaths involving a law enforcement officer.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Crime Prevention and Public Safety (H)....H3592

HB 2703 (Gray) Relating to the use of force by law enforcement officers.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Crime Prevention and Public Safety (H)....H3592

HB 2704 (Gray) Relating to the establishment of a program on police officer presence in schools and communities.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Crime Prevention and Public Safety (H)....H3592

HB 2705 (Rone) Relating to alternative special needs services.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Elementary and Secondary Education (H) H1891

HB 2706 (Bernskoetter) Relating to dietitians.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Health and Mental Health Policy (H)....H1318
Reported Do Pass (H) H1837
Referred: Rules - Administrative Oversight (H) H1837
Reported Do Pass (H) .... H1989 - 1990

HB 2707 (Ellington) Relating to motor vehicle registration.
Introduced and Read First Time (H) H959
Read Second Time (H) H991
Referred: Transportation (H) H3592

HB 2708 (Lavender) Relating to fund balances.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Budget (H) H1318
Reported Do Pass (H) H2922
Referred: Rules - Legislative Oversight (H) H2922
Reported Do Pass (H) H3322

HB 2709 (Swan) Relating to prisoner complaints against a psychologist's license.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Health and Mental Health Policy (H)....H3592

HB 2710 (Smith 85) Relating to the state vehicle fleet.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Special Committee on Government Oversight (H)....H3592

HB 2711 (Wilson) Relating to an excise tax on developed land.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Local Government (H)....H3592

HB 2712 (Knight) Relating to a sales tax dedicated to public safety.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Local Government (H)....H1026
Reported Do Pass (H) H1643
Referred: Rules - Administrative Oversight (H) H1643

HB 2713 (Quade) Relating to nursing home administrator license renewals.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Health and Mental Health Policy (H)....H3592

HB 2714 (Butler) Relating to the education and job training television broadcasting district act.
Introduced and Read First Time (H) H959
Read Second Time (H) H992
Referred: Local Government (H)....H3592

HB 2715 (Moon) Relating to protests outside health care facilities.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Local Government (H)....H3592

HB 2716 (Hurst) Relating to the department of mental health.
Introduced and Read First Time (H) H960

Read Second Time (H) H992
Referred: Budget (H) H1119
Reported Do Pass (H) H1782
Referred: Rules - Legislative Oversight (H) H1782

HB 2717 (Fraker) Relating to facilities of historic significance.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Ways and Means (H) H1505

HB 2718 (Pike) Relating to health care providers.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: General Laws (H).....H1091

HB 2719 (Washington) Relating to a tax credit for the purchase of blighted property.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Economic Development (H) H3592

HB 2720 (McCreery) Relating to livestock production contracts.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Agriculture Policy (H) H3592

HB 2721 (Korman) Relating to transportation funds.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Transportation (H) H1119

HB 2722 (Korman) Relating to highway construction.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Transportation (H) H1119

HB 2723 (Korman) Relating to boards of adjustment.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Local Government (H).....H3592

HB 2724 (Korman) Relating to annexation procedures.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Local Government (H).....H3592

HB 2725 (Korman) Relating to the emergency services board.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Crime Prevention and Public Safety (H).....H2558

HB 2726 (Korman) Relating to the cost savings programs.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Government Efficiency (H).....H3592

HB 2727 (Morgan) Relating to condominium property.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Local Government (H).....H3592

HB 2728 (Arthur) Relating to school employee retirement systems.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Elementary and Secondary Education (H) H3592

HB 2729 (Rowland 29) Relating to automobile liability insurance.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Insurance Policy (H) H2558

HB 2730 (Andrews) Relating to public works contracts.
Introduced and Read First Time (H) H960
Read Second Time (H) H992
Referred: Local Government (H).....H3592

HB 2731 (Smith 163) Relating to terminal illnesses.
Introduced and Read First Time (H) H960
Read Second Time (H) H993
Referred: Health and Mental Health Policy (H).....H1318

HB 2732 (Rowland 29) Relating to hand-held electronic wireless communications devices.
Introduced and Read First Time (H) H960
Read Second Time (H) H993
Referred: Crime Prevention and Public Safety (H) H3592

HB 2733 (Pogue) Relating to income taxes.
Introduced and Read First Time (H) H960
Read Second Time (H) H993
Referred: Ways and Means (H) H1119

HB 2734 (Morgan) Relating to individual income tax.
Introduced and Read First Time (H) H960
Read Second Time (H) H993
Referred: Ways and Means (H) H3592

HB 2735 (Roberts) Relating to peace officer training on use of force.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Crime Prevention and Public Safety (H) H3592

HB 2736 (Washington) Relating to tax increment financing.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Economic Development (H) H3592

HB 2737 (Pogue) Relating to use of state revenues.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: General Laws (H).....H3592

HB 2738 (Pogue) Relating to income tax rates.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Ways and Means (H) H1119

HB 2739 (Pogue) Relating to custody of in vitro human embryos.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Children and Families (H).....H3592

HB 2740 (Curtis) Relating to employee assistance programs for first responders.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Workforce Development (H) H3592

HB 2741 (Curtis) Relating to sexual assault policies of institutions of higher education.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Crime Prevention and Public Safety (H) H3592

HB 2742 (Curtis) Relating to the protection of vulnerable persons.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Children and Families (H).....H3592

HB 2743 (Curtis) Relating to the implementation of the disparity study recommendations.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Special Committee on Urban Issues (H) H3592

HB 2744 (Curtis) Relating to the consolidation of political subdivisions.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Local Government (H).....H3592

HB 2745 (Curtis) Relating to the St. Louis airport oversight commission.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: Special Committee on Urban Issues (H) H1091

HB 2746 (Curtis) Relating to intoxicating liquor.
Introduced and Read First Time (H) H961
Read Second Time (H) H993
Referred: General Laws (H)....H3592

INTRODUCED HOUSE COMMITTEE BILLS

HCB 11 (Neely) Relating to persons under protective custody.
Authorized....H665
Reported for Introduction (H)....H1247
Introduced and Read First Time (H)....H1248
Read Second Time (H)....H1259
Referred: Rules - Administrative Oversight (H)....H1277
Reported Do Pass (H)....H1645
Taken Up for Perfection (H)....H1939
Title of Bill - Agreed To....H1939
Perfected with Amendments (H)....H1942
Taken Up....H2115
Third Read and Passed (H)....H2116
Reported to the Senate and First Read (S) S1103
Second read and referred: Senate Seniors, Families, and Children (S).... S1303

HCB 12 (Franklin) Relating to the protection of vulnerable persons.
Authorized....H665
Reported for Introduction (H)....H1471
Introduced and Read First Time (H)....H1471
Read Second Time (H)....H1487
Referred: Rules - Legislative Oversight (H)....H1505
Returned to Committee of Origin (H)....H1622

HCB 13 (Reiboldt) Relating to transportation.
Authorized.... H665 - 666

HCB 14 (Reiboldt) Relating to the designation of state highways.
Authorized....H666
Reported for Introduction (H)....H1511 - 1512
Introduced and Read First Time (H)....H1512
Read Second Time (H)....H1523
Referred: Rules - Administrative Oversight (H)....H1524
Reported Do Pass (H)....H1749 - 1750
Taken Up....H1962
Title of Bill - Agreed To....H1963
Perfected with Amendments (H)....H1965
Taken Up....H2117
Third Read and Passed (H)....H2117 - 2118
Reported to the Senate and First Read (S) S1103
Second read and referred: Senate Transportation, Infrastructure, and Public Safety (S).... S1303

HCB 15 (Frederick) Relating to opioids.
Authorized....H782
Reported for Introduction (H)....H1509
Introduced and Read First Time (H)....H1509
Read Second Time (H)....H1523
Referred: Rules - Administrative Oversight (H)....H1524
Reported Do Pass (H)....H1750
Taken Up for Perfection (H)....H1965
Title of Bill - Agreed To....H1966
Laid Over (H)....H1966
Taken Up for Perfection (H)....H1969
Perfected with Amendments (H)....H1985
Referred: Fiscal Review (H)....H2099

HCB 16 (Houghton) Relating to agriculture.
Authorized.... H902 - 903
Reported for Introduction (H)....H1277
Introduced and Read First Time (H)....H1277
Read Second Time (H)....H1287
Referred: Rules - Legislative Oversight (H)....H1317
Reported Do Pass (H)....H1622 - 1623
Taken Up for Perfection (H)....H1942
Title of Bill - Agreed To....H1942
Perfected with Amendments (H)....H1954
Referred: Fiscal Review (H)....H2099
Reported Do Pass (H)....H2107
Taken Up....H2116
Third Read and Passed (H).... H2116 - 2117
Reported to the Senate and First Read (S) S1103
Second read and referred: Senate Agriculture, Food Production, and Outdoor Resources (S).... S1303

HCB 17 (Houghton) Relating to agriculture education.
Authorized....H903
Reported for Introduction (H)....H1506
Introduced and Read First Time (H)....H1506
Read Second Time (H)....H1523
Referred: Rules - Legislative Oversight (H)....H1524

HCB 18 (Rehder) Relating to tax credits.
Authorized....H949
Reported for Introduction (H)....H1507
Introduced and Read First Time (H)....H1507
Read Second Time (H)....H1523
Referred: Rules - Legislative Oversight (H)....H1524
Returned to Committee of Origin (H)....H1623

HCB 19 (Engler) Relating to insurance proceedings.
Authorized....H949

HCB 20 (Roden) Relating to corrections.
Authorized.... H949 - 950
Reported for Introduction (H)....H1506
Introduced and Read First Time (H)....H1507
Read Second Time (H)....H1523
Referred: Rules - Legislative Oversight (H)....H1524
Returned to Committee of Origin (H)....H1623
HCS Reported Do Pass (H)....H1987
Referred: Rules - Legislative Oversight (H)....H1987

HCB 21 (Corlew) Relating to conservatorships.
Authorized....H950

HCB 22 (Corlew) Relating to guardianships.
Authorized....H950

HCB 23 (Dogan) Relating to political subdivisions.
Authorized....H1037
Reported for Introduction (H)....H1509
Introduced and Read First Time (H)....H1509
Read Second Time (H)....H1523
Referred: Rules - Administrative Oversight (H)....H1524
Reported Do Pass (H)....H1750
Taken Up for Perfection (H)....H1985
Title of Bill - Agreed To....H1985
Laid Over (H)....H1985
Taken Up....H2001
Laid Over (H)....H2027
Referred: Fiscal Review (H)....H2099
Reported Do Pass (H)....H2108
Taken Up....H2118
Perfected with Amendments (H)....H2118
Taken Up....H2303
Third Read and Passed (H)....H2304
Emergency Clause Defeated (H).... H2304 - 2305
Reported to the Senate and First Read (S) .... S1307 - 1308
Second read and referred: Senate Local Government and Elections (S).... S1546

INTRODUCED HOUSE CONCURRENT RESOLUTIONS

HCR 50 (Vescovo) Relating to a joint session for the State of the State address.
Offered (H) H8
Adopted (H) H9
Reported to the Senate (S) ..... S4 - 5
Taken Up S101
Adopted (S) S101
Escort Committee S104
Senate Message (S) H181
Escort Committee H188
Escort Committee S124
House Message (H) S125
Escort Committee H196
Senate Message (S) H196

HCR 51 (Vescovo) Relating to a joint session for the State of the Judiciary.
Offered (H) H9
Adopted (H) H9
Reported to the Senate (S) S5
Taken Up S101
Adopted (S) ..... S101 - 102
Escort Committee S104
Senate Message (S) H181
Escort Committee H287
House Message (H) S182

HCR 52 (Roberts) Relating to the designation of Missouri no smoking/no tobacco day.
Introduced and Read First Time (H) H11
Read Second Time (H) H125

HCR 53 (Dohrman) Relating to the Ghost Army from WWII.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Veterans (H) H333
Reported Do Pass (H) H458
Referred: Rules - Legislative Oversight (H) H458
Reported Do Pass (H) H544
Taken Up H1242
Third Read and Passed (H) ..... H1242 - 1243
Reported to the Senate (S) S632
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)... S659

HCR 54 (Smith 85) Relating to chemical testing in St. Louis.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Conservation and Natural Resources (H) H3579

HCR 55 (Basye) Relating to term limits for members of congress.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Special Committee on Government Oversight (H) H333
Reported Do Pass (H) H1121
Referred: Rules - Administrative Oversight (H) H1121
Reported Do Pass (H) H1328
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1743
Title of Bill - Agreed To H1743
Laid Over (H) H1743
Placed Back on Third Reading Calendar H2111
Placed on Informal Calendar H2759

HCR 56 (Morgan) Relating to the ratification of the equal rights amendment to the United States Constitution.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Judiciary (H) H3579

HCR 57 (Burnett) Relating to the designation of Missouri school counseling week.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Elementary and Secondary Education (H) H244
HCS Reported Do Pass (H) H372
Referred: Rules - Administrative Oversight (H) H372
Reported Do Pass (H) H439
Taken Up H1243
HCS Adopted (H) H1243
Third Read and Passed (H) ..... H1243 - 1244
Reported to the Senate (S) S633
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)... S659

HCR 58 (Spencer) Relating to JROTC courses.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Veterans (H) H259
Reported Do Pass (H) H397
Referred: Rules - Legislative Oversight (H) H397
Reported Do Pass (H) H1473
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1743
Third Read and Passed (H) ..... H1743 - 1744
Reported to the Senate (S) ..... S903 - 904
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)... S925

HCR 59 (May) Relating to minority organ donor awareness month.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Special Committee on Tourism (H) H333
Reported Do Pass (H) H661
Referred: Rules - Legislative Oversight (H) H661
Reported Do Pass (H) H1474
Taken Up H1720
Third Read and Passed (H) ..... H1720 - 1721
Reported to the Senate (S) S894
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S)... S900

HCR 60 (Morris 140) Relating to Falun Gong.
Introduced and Read First Time (H) H11
Read Second Time (H) H125
Referred: Crime Prevention and Public Safety (H) H392
Reported Do Pass (H) H892
Referred: Rules - Legislative Oversight (H) H892
Reported Do Pass (H) H2292
Placed on Informal Calendar H2759

HCR 61 (Berry) Relating to a call for a convention of the states.
Introduced and Read First Time (H) H123
Read Second Time (H) H166
Referred: Elections and Elected Officials (H) H3579

HCR 62 (Walker 74) Relating to the designation of sickle cell awareness month.
Introduced and Read First Time (H) H123
Read Second Time (H) H166
Referred: Special Committee on Tourism (H) H333
Reported Do Pass (H) H1122
Referred: Rules - Legislative Oversight (H) H1122

HCR 63 (Haefner) Relating to the designation of demolay day.
Introduced and Read First Time (H) H123
Read Second Time (H) H166
Referred: Special Committee on Tourism (H) H218
Reported Do Pass (H) H524
Referred: Rules - Legislative Oversight (H) H524
Reported Do Pass (H) H1474
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1744
Third Read and Passed with Amendments (H) ..... H1744 - 1745
Reported to the Senate and First Read (S) ..... S905 - 906
Second read and referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S925
Reported Do Pass (S) S1546

Taken Up S2419
Truly Agreed To and Finally Passed ..... S2419 - 2420
Senate Message (S) H3405
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3595

HCR 64 (Shaul 113) Relating to the delta queen steamboat.
Introduced and Read First Time (H) H165
Read Second Time (H) H179
Referred: Special Committee on Tourism (H) H392
Reported Do Pass (H) H661
Referred: Rules - Legislative Oversight (H) H661
Reported Do Pass (H) H1474
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1745
Third Read and Passed (H) ..... H1745 - 1746
Reported to the Senate (S) ..... S904 - 905
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S925

HCR 65 (Morgan) Relating to abortion.
Introduced and Read First Time (H) H165
Read Second Time (H) H179
Referred: Children and Families (H) H3579

HCR 66 (Carpenter) Relating to the updating of state department forms.
Introduced and Read First Time (H) H176
Read Second Time (H) H191
Referred: Government Efficiency (H) H218
HCS Reported Do Pass by Consent (H) H501
Referred: Consent and House Procedure (H) H501
Reported Do Pass - Not Consent (H) H779
Taken Up H1244
Title of Bill - Agreed To H1244
HCS Adopted (H) H1244
Third Read and Passed (H) ..... H1244 - 1245
Reported to the Senate and First Read (S) S633
Second read and referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S659

HCR 67 (Kidd) Relating to relevant military education procedures to streamline certification and licensing.
Introduced and Read First Time (H) H176
Read Second Time (H) H191
Referred: Professional Registration and Licensing (H) H3579

HCR 68 (Newman) Relating to a condemnation of hate groups.
Introduced and Read First Time (H) H189
Read Second Time (H) H216
Referred: Crime Prevention and Public Safety (H) H998

HCR 69 (Davis) Relating to designating a state funeral.
Introduced and Read First Time (H) H237
Read Second Time (H) H256
Referred: Veterans (H) H392
Reported Do Pass (H) H595
Referred: Rules - Legislative Oversight (H) H595
Reported Do Pass (H) H1096
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1740
Third Read and Passed (H) H1740
Reported to the Senate (S) S901
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S925
Reported Do Pass (S) S1546

HCR 70 (Franks Jr.) Relating to youth violence.
Introduced and Read First Time (H) H255
Read Second Time (H) H269
Referred: Crime Prevention and Public Safety (H) H392
Reported Do Pass (H) H892
Referred: Rules - Legislative Oversight (H) H892
Reported Do Pass (H) H1035
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1742
Title of Bill - Agreed To H1742
Third Read and Passed (H) ..... H1742 - 1743
Reported to the Senate and First Read (S) ..... S902 - 903
Second read and referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S925
Reported Do Pass (S) S1399
Taken Up S1756
Truly Agreed To and Finally Passed S1757
Senate Message (S) H2748
Signed by House Speaker (H) H3595
Signed by President Pro Tem (S) S2496
Delivered to Governor H3595

HCR 71 (Beard) Relating to pornography.
Introduced and Read First Time (H) H268
Read Second Time (H) H285
Referred: Children and Families (H) H392

HCR 72 (Kidd) Relating to the task force on emergency management.
Introduced and Read First Time (H) H282
Read Second Time (H) H300
Referred: Special Committee on Homeland Security (H) H392
Reported Do Pass (H) H523
Referred: Rules - Legislative Oversight (H) H523

HCR 73 (Justus) Relating to the Missouri gold star families memorial monument and the Missouri vietnam veterans memorial.
Introduced and Read First Time (H) H282
Read Second Time (H) H300
Referred: Veterans (H) H392
Reported Do Pass (H) H595
Referred: Rules - Legislative Oversight (H) H595
Reported Do Pass (H) H1035
Placed on Informal Calendar H1720
Taken Up for Third Reading (H) H1741
Third Read and Passed (H) ..... H1741 - 1742
Reported to the Senate (S) ..... S901 - 902
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S925

HCR 74 (Love) Relating to the marketplace fairness act.
Introduced and Read First Time (H) H282
Read Second Time (H) H300
Referred: Ways and Means (H) H3579

HCR 75 (Love) Relating to national day of the cowboy.
Introduced and Read First Time (H) H282
Read Second Time (H) H300
Referred: Special Committee on Tourism (H) H3579

HCR 76 (Love) Relating to the butterfield overland trail.
Introduced and Read First Time (H) H282
Read Second Time (H) H300
Referred: Special Committee on Tourism (H) H3579

HCR 77 (Matthiesen) Relating to the bangert island riverfront transformational project.
Introduced and Read First Time (H) H346
Read Second Time (H) H365
Referred: Economic Development (H) H816
HCS Reported Do Pass (H) H1700
Referred: Rules - Legislative Oversight (H) H1700
Reported Do Pass (H) H2292
Taken Up H2551
HCS Adopted (H) H2551
Third Read and Passed (H) ..... H2551 - 2552
Reported to the Senate (S) ..... S1535 - 1536
Referred: Senate Rules, Joint Rules, Resolutions, and Ethics (S) S1748

HCR 78 (Love) Relating to trade relations.
Introduced and Read First Time (H) H346
Read Second Time (H) H365
Referred: Economic Development (H) H3579

HCR 79 (McGee) Relating to foster care awareness month.
Introduced and Read First Time (H) H364

Read Second Time (H) H388
Referred: Special Committee on Tourism (H) H498

HCR 80 (McGee) Relating to alzheimer's awareness month.
Introduced and Read First Time (H) H364
Read Second Time (H) H388
Referred: Special Committee on Tourism (H) H498

HCR 81 (McGee) Relating to safe-haven for newborns awareness day.
Introduced and Read First Time (H) H364
Read Second Time (H) H388
Referred: Special Committee on Tourism (H) H498

HCR 82 (Anderson) Relating to the north american free trade agreement.
Introduced and Read First Time (H) H364
Read Second Time (H) H388
Referred: Economic Development (H) H3579

HCR 83 (Frederick) Relating to a "national sleep awareness week" in Missouri.
Introduced and Read First Time (H) H386
Read Second Time (H) H407
Referred: Special Committee on Tourism (H) H498
HCS Reported Do Pass (H)....H1644
Referred: Rules - Legislative Oversight (H) H1644

HCR 84 (Quade) Relating to net neutrality.
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(Msgr. Robert A.Kurwicki)

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HB 1751	Pogue	Changes the laws regarding abortion
HB 1772	Morgan	Establishes the "Respect Women's Abortion Decisions Act"
HB 1852	Newman	Changes the laws regarding abortion
HB 1853	Newman	Modifies provisions relating to abortion
HB 1854	Newman	Repeals the provision requiring abortion facility physicians to have staff privileges at a hospital
HB 1867	Dogan	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
HB 1946	Anderson	Requires referrals for out-of-state abortions to be accompanied by specified printed materials
HB 2083	Newman	Repeals the provision stating that it is the intent of the General Assembly to grant the right to life to all humans, born and unborn
HB 2086	Newman	Requires all insurance plans to cover abortion services at no cost to the individual
HB 2159	Hurst	Prohibits a person from transporting a minor across state lines to obtain an abortion without the consent required by state law
HB 2266	Lavender	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding
HB 2296	Newman	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding
HB 2297	Newman	Modifies provisions relating to medically accurate information provided to a woman prior to an abortion
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2592	Marshall	Requires a court order for a minor to obtain an abortion
HB 2715	Moon	Prohibits political subdivisions from enacting ordinances that would prohibit protests outside health care facilities
HCR 65	Morgan	Resolves that abortion shall be recognized as an essential component of women's health care
HCR 103	Marshall	Submits to Congress a proposed amendment to the U.S. Constitution regarding the right to life
HJR 53	Moon	Proposes a constitutional amendment regarding the right to life

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		ACCOUNTANTS
SB 829	Hoskins	Modifies provisions relating to the practice of public accounting
HB 1507	Cross	Allows an enrolled agent or certified public accountant to represent a client before the Administrative Hearing Commission in matters relating to an assessment or reassessment of tax
HB 2227	Berry	Establishes the Taxpayer Protection Act, which implements protocols on persons who prepare tax returns for others
		ADMINISTRATION, OFFICE OF
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 703	Hegeman	Modifies bidding procedures for state purchasing from qualified organizations for the blind and sheltered workshops
SS SB 704		Modifies provisions relating to political subdivisions
SB 736	Schatz	Creates new provisions related to conditioning eligibility for certain contracts
SS#2 SCS SB 802		Modifies provisions relating to women's and minority business enterprises
SB 839	Rowden	Establishes the Social Innovation Grant Program
SCS SB 849		Prohibits public bodies from entering into certain contracts
SB 915	Crawford	Modifies provisions relating to contingency fee contracts entered into by the state
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 944	Eigel	Allows state departments to save funds for certain technology purchases
SCS SB 963		Creates new provisions providing for expedited purchasing processes for innovative technology
SB 987	Nasheed	Modifies provisions relating to public contracts for purchasing supplies
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SCS SB 1007		Modifies the merit system
SB 1060	Sifton	Requires certain disclosures to be made by entities entering into contracts with public entities
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange
HB 1462	Davis	Changes the law regarding preference given to disabled veterans with state and political subdivision contracts.
HB 1517	McCann Beatty	Requires the attorney general and the commissioner of administration to submit to the general assembly a monthly report of all settlements and judgments paid from the state legal expense fund
HCS HB 1631		Changes the law regarding minority-owned business programs by expanding the programs to include certain nonprofit corporations
HB 1701	Green	Changes the laws regarding purchases to be made on competitive bids.
HB 1708	Green	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary
HB 1717	White	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary.

No.	Author	Subject
HB 2211	Kidd	Requires the Office of Administration to post all public meeting times for state boards, commissions, committees, and councils on the accountability portal.
HB 2238	Mathews	Establishes the "Social Innovation Grant Program" to find alternative solutions for serving the state's vulnerable populations
HB 2263	Curtman	Modifies provisions for competitive bidding.
HCS HB 2279		Modifies provisions for the purchasing of innovative technology by the office of administration
HB 2508	Green	Establishes the Missouri office of equal opportunity in statute
HB 2533	Green	Requires the Office of Administration to commission a study on socially and economically disadvantaged businesses every five years
		ADMINISTRATIVE LAW
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1012	Sater	Modifies provisions relating to emergency service boards
SB 1073	Cunningham	Allows the Director of the Department of Agriculture to assess a civil penalty for violating certain provisions of law relating to eggs
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
HB 1507	Cross	Allows an enrolled agent or certified public accountant to represent a client before the Administrative Hearing Commission in matters relating to an assessment or reassessment of tax
HCS#2 HB 1802		Changes the law regarding exemptions of sale taxes by clarifying a definition to exempt the production of communication services
		ADMINISTRATIVE RULES
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
CCS HCS SB 951		Modifies provisions relating to health care
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 1039	Hegeman	Modifies the process for promulgation of an emergency rule by a state agency
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
HB 1507	Cross	Allows an enrolled agent or certified public accountant to represent a client before the Administrative Hearing Commission in matters relating to an assessment or reassessment of tax
HB 1570	Shaul 113	Changes the laws regarding the Small Business Regulatory Fairness Board
HCS HB 1576		Modifies provisions relating to administrative proceedings
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration

No.	Author	Subject
HB 2041	Fitzwater	Allows the Department of Natural Resources to promulgate rules for the management and closure of coal combustion residual surface impoundments and landfills
		ADOPTION
SB 715	Koenig	Modifies the law relating to foster care and adoption records
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children
HCS SB 850		Modifies provisions of law relating to records involving children
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
HCS HB 1491		Modifies provisions relating to the termination of parental rights
SCS HCS HB 1713		Modifies provisions relating to the Missouri Adoptee Rights Act
HCS HB 1714		Modifies provisions relating to the rights of adoptees
HCS HB 1944		Modifies provisions relating to background checks for foster families
HB 2319	Phillips	Modifies provisions relating to adoption records
HB 2426	Walsh	Modifies provisions relating to adoption and post adoption contact agreements
HB 2504	Corlew	Modifies provisions relating to termination of parental rights and consent to adoption petitions in juvenile courts
		ADVERTISING AND SIGNS
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SB 758	Schatz	Modifies provisions relating to discounts offered by manufacturers and retailers for purchasing nonalcoholic merchandise and intoxicating liquor
HCS SB 808		Modifies provisions relating to intoxicating liquor
SB 834	Rowden	Modifies provisions relating to alcohol trade practices
HB 1384	Miller	Changes the laws regarding the selling of authentic American Indian arts or crafts
HB 1459	Love	Modifies provisions relating to outdoor advertising
HCS HB 1653		Modifies provisions of law relating to certain incentives offered by manufacturers and retailers of intoxicating liquor
HCS HB 1924		Modifies provisions relating to alcohol industry trade practices
HB 2424	Anders	Changes the law regarding sales signs on store shelves
		AGRICULTURE
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 548	Munzlinger	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified

No.	Author	Subject
SB 823	Schatz	Modifies provisions of the Missouri Clean Water Law
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SB 977	Crawford	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
SB 1006	Cunningham	Repeals the yield tax on forest croplands
SB 1018	Hegeman	Prohibits political subdivisions from adopting ordinances relating to the labeling, cultivation, or use of seeds or fertilizers
SB 1073	Cunningham	Allows the Director of the Department of Agriculture to assess a civil penalty for violating certain provisions of law relating to eggs
SB 1093	Hoskins	Modifies provisions relating to pesticides
SCR 45	Curls	Designates the third week of every June as Pollinator Week
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
HB 1480	Love	Exempts certain structures used for agricultural purposes from county health ordinances
HB 1546	Ellington	Requires all food and food products sold in Missouri that are or contain genetically modified products to be labeled as such
HCS HB 1549		Allows certain motor vehicle purchasers an allowance against sales tax for any agricultural products produced by such purchaser
HCS HB 1614		Prohibits political subdivisions from adopting or enforcing ordinances or regulations relating to seeds or fertilizers
HB 1615	Reiboldt	Changes the laws regarding the crime of animal trespass
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
HB 1721	Black	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HB 1749	Pogue	Changes the laws regarding foreign ownership of agricultural land
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration
HB 1753	Pogue	Prohibits the collection of water, soil, or commodity samples by governmental entities without the written consent of the landowner
HB 1827	Houghton	Modifies the definition of livestock by adding the word "bison"
HCS#2 HB 1973		Modifies provisions relating to agricultural stormwater discharges
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2102	Rhoads	Changes the laws regarding property classifications for zoning so that sawmills are classified as agricultural property

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2161	Hurst	Changes the laws regarding foreign ownership of agricultural land
HB 2206	Stevens 046	Changes the laws regarding foreign ownership of agricultural land
HB 2244	Rone	Authorizes cotton growers to vote to utilize boll weevil eradication funds for other purposes
HB 2286	Kelly 141	Modifies the definition of local log truck and local log truck tractor
HB 2307	Shull 016	Exempts certain motor vehicles used to transport farm products from motor vehicle inspection requirements
HB 2430	Houghton	Allows for the slaughter and processing of captive cervids for human consumption with certain restrictions
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HB 2542	McDaniel	Creates the offense of tampering with farm equipment
HB 2573	Rone	Modifies provisions relating to pesticide registration fees
HB 2607	Knight	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
HB 2637	Houghton	Modifies provisions relating to captive cervids
HB 2642	Basye	Requires landlords of rented land used for agricultural purposes to give 60 days' notice before terminating a lease agreement
HB 2720	McCreery	Prohibits livestock production contracts from containing confidentiality provisions
HCR 78	Love	Urges Congress to remove the trade restrictions with Cuba
HCR 82	Anderson	Urges the President and Congress to continue, strengthen, and preserve the North American Free Trade Agreement
		AGRICULTURE, DEPARTMENT OF
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified
SCS SB 787		Establishes the Missouri Senior Farmers' Market Nutrition Program
SB 797	Munzlinger	Modifies provisions relating to animals
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SB 977	Crawford	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
SCS SB 998		Allows the Director of the Department of Agriculture to waive certain fuel standard requirements
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1073	Cunningham	Allows the Director of the Department of Agriculture to assess a civil penalty for violating certain provisions of law relating to eggs

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No.	Author	Subject
SB 1093	Hoskins	Modifies provisions relating to pesticides
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1414	Taylor	Allows for the slaughter and processing of feral hogs for human consumption at facilities inspected by the USDA or Missouri Department of Agriculture
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
HCS HB 1828		Creates a certification process for individuals and organizations engaged in animal care training
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HCS HB 2452		Allows the Department of Agriculture to adopt temporary alternative fuel standards in certain circumstances
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HB 2573	Rone	Modifies provisions relating to pesticide registration fees
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
HB 2676	Houghton	Authorizes the Department of Agriculture to assess civil penalties for violations of provisions regarding the sale of eggs
		AIDS
HB 2674	Rehder	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
HB 2675	McCreery	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
		AIR QUALITY
HB 1394	Carpenter	Requires the Department of Natural Resources to implement regulations that comply with the United Nations Framework Convention on Climate Change Paris Agreement
		AIRCRAFT AND AIRPORTS
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
HCS HB 1246		Requires the Department of Public Safety to develop human trafficking hotline posters
HB 1806	Matthiesen	Changes the law regarding property assessments of certain airports
HB 1905	Walker 003	Establishes a procedure for the removal and disposal of abandoned aircraft on airport property
HB 2561	Pike	Changes the laws regarding taxation of aircraft
HB 2721	Korman	Creates various funds dedicated to transportation
HB 2745	Curtis	Establishes the St. Louis Airport Oversight Commission
		ALCOHOL
SB 664	Schatz	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
SB 758	Schatz	Modifies provisions relating to discounts offered by manufacturers and retailers for purchasing nonalcoholic merchandise and intoxicating liquor

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No.	Author	Subject
HCS SB 808		Modifies provisions relating to intoxicating liquor
SB 834	Rowden	Modifies provisions relating to alcohol trade practices
SB 841	Munzlinger	Modifies provisions relating to the resale of intoxicating liquor
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
SB 970	Emery	Requires a person who has been found guilty of driving while intoxicated to complete a victim impact program approved by the court
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
HB 2 (E1)	Austin	Establishes treatment courts
HCS HB 1248		Adds powdered alcohol to provisions relating to intoxicating liquor
HB 1296	Kelley 127	Establishes "Toby's Law," which requires any person who has pled guilty to or been found guilty of driving while intoxicated to complete a victim impact program approved by the court
HB 1299	Conway 104	Modifies provisions relating to the use of moneys in the Alcohol and Tobacco Control Fund
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HCS HB 1653		Modifies provisions of law relating to certain incentives offered by manufacturers and retailers of intoxicating liquor
HCS HB 1924		Modifies provisions relating to alcohol industry trade practices
HB 2067	Cornejo	Imposes restrictions on the use of the terms "Missouri Whiskey", "Missouri Bourbon", and "Missouri Bourbon Whiskey"
HB 2123	Toalson Reisch	Modifies provisions relating to the sale of intoxicating liquor and lottery tickets by persons found guilty of certain offenses
HB 2155	Schroer	Allows wholesalers to employ persons 18 years of age to unload delivery vehicles and transfer liquor into retail premises with supervision
HCS HB 2258		Allows persons at least eighteen years of age who work in a business licensed to sell intoxicating liquor to carry any liquor purchased to a customer's vehicle
HB 2300	Kelly 141	Grants the State Board of Nursing the authority to establish an intervention program and an alternative program for nurses who are dependent on alcohol or other mind-altering drugs
HCS HB 2364		Modifies provisions relating to intoxicating liquor
HB 2400	Messenger	Prohibits the consumption or possession of open alcoholic beverage containers in the passenger area of a motor vehicle, with certain exceptions
HB 2409	Fraker	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
HCS HB 2413		Modifies provisions relating to blood withdrawals by medical personnel for the purpose of determining alcohol content
HB 2746	Curtis	Prohibits the possession, sale, and consumption of intoxicating liquor in the state of Missouri
		AMBULANCES AND AMBULANCE DISTRICTS
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 936	Eigel	Modifies provisions relating to the impact of certain development projects on certain emergency districts
SB 1063	Rizzo	Modifies provisions relating to emergency service districts
HB 1431	Barnes 028	Changes the laws regarding emergency services districts
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1662	Swan	Enacts the Recognition of EMS Personnel Licensure Interstate Compact (REPLICA)
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HB 1919	Alferman	Modifies provisions of law relating to emergency medical services
HB 2598	Korman	Modifies provisions of law relating to emergency medical services
		ANIMALS
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified
SB 716	Eigel	Increases penalties for assault on a law enforcement animal and exempts police dogs from certain statutes relating to harm caused by animals
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 746	Emery	Creates provisions relating to the practice of animal chiropractic
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 797	Munzlinger	Modifies provisions relating to animals
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SB 977	Crawford	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
SB 1069	Crawford	Nullifies any existing local government regulations relating to specific breeds of dogs, and prohibits local governments from enacting ordinances specific to breed
HB 1369	Sommer	Revises the definition of "service dog" to include animals that provide support or therapeutic functions for individuals with psychiatric or mental disabilities
HCS HB 1398		Prohibits villages, towns, and cities from regulating dogs in a breed-specific manner
HB 1414	Taylor	Allows for the slaughter and processing of feral hogs for human consumption at facilities inspected by the USDA or Missouri Department of Agriculture
HB 1418	Burnett	Increases the penalties for the offense of animal abuse
HB 1615	Reiboldt	Changes the laws regarding the crime of animal trespass

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1649	Cornejo	Modifies provisions relating to the injuring or killing of law enforcement animals.
HB 1657	Basye	Allows nonresident landowners to receive resident landowner hunting and fishing privileges
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration
HB 1827	Houghton	Modifies the definition of livestock by adding the word "bison"
HCS HB 1828		Creates a certification process for individuals and organizations engaged in animal care training
HCS HB 1873		Imposes civil penalties for poaching certain animals
HCS#2 HB 1907		Modifies provisions relating to working animals
HB 1910	Brattin	Increases the penalty for assault on a law enforcement animal
HB 1945	Anderson	Modifies provisions relating to the confiscation of animals
HCS HB 2031		Modifies provisions regarding service dogs.
HB 2245	Rone	Expands the definition of "dangerous dog" for the purposes of committing the offense of keeping a dangerous dog.
HB 2359	Sommer	Changes the law regarding animal abuse
HB 2374	Gregory	Changes the laws regarding protective orders by adding abuse by the harm or threatened harm of an animal as a ground for the issuance of a protective order
HB 2425	Alferman	Designates the hellbender salamander as the official state endangered species.
HB 2430	Houghton	Allows for the slaughter and processing of captive cervids for human consumption with certain restrictions
HB 2637	Houghton	Modifies provisions relating to captive cervids
HB 2720	McCreery	Prohibits livestock production contracts from containing confidentiality provisions
		ANNEXATION
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 889	Rowden	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
HB 2096	Toalson Reisch	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
HB 2724	Korman	Changes the laws regarding annexation procedures
		APPROPRIATIONS
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 783	Nasheed	Establishes the Missouri Promise Scholarship Act
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations

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No.	Author	Subject
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SJR 31	Eigel	Places a cap on annual appropriations and reduces income tax rates based on revenue growth
SJR 33	Eigel	Prohibits implementation of any program providing a public benefit without an appropriation
HB 1334	Walker 074	Specifies that if federal funds are not appropriated for the Children's Health Insurance Program (CHIP), the General Assembly shall fund the program
HB 1387	Spencer	Allows school districts to be excused from compliance with certain statutes in the event of withholding of funds by the governor
HB 1445	Eggleston	Prohibits the use of public funds for any stadium if twenty-nine other states adopt similar statutes
HB 1477	Brattin	Requires each state department to report expenditures to the appropriations committee that oversees the department
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
HB 1666	Swan	Specifies that all new and existing tax credits shall be approved by the General Assembly as part of the budget process
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HCS HB 2001		Appropriates money to the Board of Fund Commissioners
CCS SCS HCS HB 2002		Appropriates money for the expenses, grants, refunds, and distributions of the State Board of Education and Department of Elementary and Secondary Education
CCS SCS HCS HB 2003		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Higher Education
CCS SCS HCS HB 2004		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Revenue and Department of Transportation
CCS SCS HCS HB 2005		Appropriates money for the expenses, grants, refunds, and distributions of the Office of Administration, Department of Transportation, and Department of Public Safety
CCS SCS HCS HB 2006		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, and Department of Conservation
CCS SCS HCS HB 2007		Appropriates money for the departments of Economic Development; Insurance, Financial Institutions and Professional Registration; and Labor and Industrial Relations
CCS SCS HCS HB 2008		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Public Safety
CCS SCS HCS HB 2009		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Corrections
CCS SS SCS HCS HB 2010		Appropriates money for the expenses, grants, refunds, and distributions of the Department of Mental Health, Board of Public Buildings, and Department of Health and Senior Services
CCS SCS HCS HB 2011		Appropriates money for the expenses, grants, and distributions of the Department of Social Services
CCS SCS HCS HB 2012		Appropriates money for the expenses, grants, refunds, and distributions of statewide elected officials, the Judiciary, Office of the State Public Defender, and General Assembly
SCS HCS HB 2013		Appropriates money for real property leases and related services
HCS HB 2014		To appropriate money for supplemental purposes for the several departments and offices of state government

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2015	Fitzpatrick	To appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development
HCS HB 2017		To appropriate money for capital improvement and other purposes for the several departments of state government
HCS HB 2018		To appropriate money for purposes for the several departments and offices of state government; for projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities
HCS HB 2019		To appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements
HB 2150	Korman	Changes the laws regarding the highway patrol so that it is funded under the general revenue
HB 2599	Korman	Requires state departments report to the appropriation committees of the House and Senate any change in their revenues or expenditures resulting from a change in policy
HB 2708	Lavender	Changes the law regarding the balance of certain state funds by changing the amount of such funds that is required to revert to general revenue at the end of each biennium
HB 2737	Pogue	Prohibits the appropriation or expenditure of state revenues for the purpose of creating a gender-neutral environment, unless required by a federal or state court order
HJR 73	Messenger	Proposes a constitutional amendment to make state revenue deposited into the state road fund subject to appropriation by the general assembly
HJR 104	Pogue	Proposes a constitutional amendment to limit general revenue appropriations and mandate state income tax rate reductions in certain situations
		ARCHITECTS
HB 2451	Cross	Changes the laws regarding the issuance of certain building permits
		ARTS AND HUMANITIES
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information
HB 1661	Swan	Reauthorizes and modifies a tax credit for film projects
HB 2403	Muntzel	Designates the Lyceum Theatre in Arrow Rock, Missouri as the official state theatre.
HB 2522	Burnett	Establishes "Missouri's Great Flood of '93 - Revisiting an Epic Natural Disaster" by Kenneth L. Kieser as the official state work chronicling the 1993 flood.
HB 2572	Green	Establishes the Missouri Juneteenth Heritage and Jazz Festival and Memorial Fund
HCR 106	Shull 016	Authorizes the issuance of public bonds for half of the financing of a new conservatory building at UMKC
		ATHLETICS
SB 1088	Rowden	Modifies the Uniform Agents Athlete Act
HB 1521	Cookson	Requires any statewide athletic organization with a public school district as a member to report to the joint committee on education during the legislative interim
HB 1839	Houghton	Requires any statewide athletic organization with a public school district as a member to provide coaches for practices at the state fair
HB 1897	Swan	Extends the termination date on provisions that direct income tax revenue from out-of-state athletes and entertainers to certain funds
HB 2442	Cookson	Requires school financial audits to contain certain information relating to extracurricular activities within the school district
HB 2515	Curtis	Prohibits public institutions of higher education from subjecting video game competitors to institutional or athletic organizational rules regarding student athletes

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		ATTORNEY GENERAL
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
SB 739	Schupp	Creates a right to unpaid leave for employees that are affected by domestic violence
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SCS SB 893		Modifies the initiative and referendum process
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SB 1010	Rowden	Applies all current motorcycle and all-terrain vehicle franchise practice provisions to "powersport vehicles"
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1048	Rowden	Modifies enforcement procedures for violations of the Missouri Sunshine Law and record retention provisions
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
HB 1327	Roberts	Allows a law enforcement agency to file a motion, on its own behalf in circuit court, to properly dispose of seized property
HCS HBs 1347 & 2144		Changes the law regarding the residency requirement for the attorney general
HB 1352	Beard	Establishes the Missouri Child Protection Registry
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1517	McCann Beatty	Requires the attorney general and the commissioner of administration to submit to the general assembly a monthly report of all settlements and judgments paid from the state legal expense fund
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1654		Limits contingency fees a private attorney may receive from contingency fee contracts with the state
HB 1759	Pogue	Establishes the Enforce the Laws Act authorizing the General Assembly to file a civil action for relief upon the passage of a resolution finding that the Governor has not taken care to faithfully execute the law
HCS HB 1915		Modifies provisions relating to the no-call list.
HB 2132	Butler	Specifies procedure in officer-involved deaths and severe officer misconduct by requiring a special prosecutor
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HCS HBs 2523 & 2524		Modifies provisions for the sunshine law and creates the transparency division within the attorney general to monitor sunshine law violations by state agencies.
HJR 51	Plocher	Proposes a constitutional amendment that changes the term limits for state officials.
		ATTORNEYS
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SB 895	Wieland	Modifies the amount of interest that can be collected on a judgment balance in civil actions
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 915	Crawford	Modifies provisions relating to contingency fee contracts entered into by the state
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SJR 28	Hegeman	Provides that a nonpartisan judicial commission shall submit to the Governor a list of all qualified nominees, rather than a list of three nominees, to fill a judicial vacancy in a court under the nonpartisan court plan

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1308	Ellebracht	Specifies that attorneys shall only be prohibited from serving as special prosecutors in counties where they represent criminal defendants if a conflict is found after a hearing
HB 1404	DeGroot	Specifies that an attorney who presents a current valid Missouri Bar membership card to courthouse security is not subject to any security screening, with an exception
HB 1507	Cross	Allows an enrolled agent or certified public accountant to represent a client before the Administrative Hearing Commission in matters relating to an assessment or reassessment of tax
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1654		Limits contingency fees a private attorney may receive from contingency fee contracts with the state
HB 1778	Ellington	Establishes the Missouri Innocence Commission
HB 2101	Beard	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2109	Trent	Specifies that actions against attorneys and law firms for malpractice shall be brought within two years
HB 2143	Marshall	Prohibits certain candidates for office from engaging in certain campaign fundraising techniques
HB 2226	Schroer	Establishes the Litigation Financing Consumer Protection Act
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys
HB 2338	Ellebracht	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2363	Rowland 029	Prohibits certain settlement agreements that contain confidentiality agreements
HB 2396	Ross	Specifies that legal services for certain indigent defendants shall be contracted out to private attorneys
HB 2627	Burnett	Modifies provisions relating to a child's right to counsel
		AUDITOR, STATE
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 582	Walsh	Requires school districts to report breaches of data containing personal information of students to parents, the Department of Elementary and Secondary Education, and the State Auditor
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 765	Riddle	Creates new provisions relating to reports issued by the State Auditor
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
HB 1280	Beck	Changes the laws regarding tax increment financing districts
HB 1515	McCann Beatty	Modifies provisions related to protections for whistleblowers and payments out of the state legal expense fund
HB 2441	Harris	Changes the laws regarding the management and maintenance of museums
HCS HB 2621		Creates the "State Agency Efficiency Fund."
HJR 51	Plocher	Proposes a constitutional amendment that changes the term limits for state officials.
		BANKS AND FINANCIAL INSTITUTIONS
CCS HCS SB 569		Modifies provisions relating to trusts and estates
SB 738	Schupp	Modifies the law relating to consumer credit interest rates
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
SB 799	Wallingford	Allows a parent, guardian, or conservator to request a security freeze from a consumer credit reporting agency on behalf of their child
SB 805	Crawford	Allows minors to contract to open a bank account
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 942	Wieland	Modifies provisions relating to trust accounts that are health savings accounts, when a trustee may terminate a trust because the value of the trust is deemed insufficient, and no contest clauses
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1392	Gregory	Allows for the garnishment of one account owner's portion of funds in a joint bank account
HB 1541	Morris 140	Changes the laws regarding consumer credit interest rates.
HB 1547	Davis	Changes the laws regarding unsecured loans of $750 or less, commonly known as payday loans
HB 1650	Cornejo	Modifies provisions relating to trust instruments
HB 1655	Cornejo	Changes the law regarding assignments for benefit of creditors
HB 1703	Green	Establishes the Bonding Review Board to determine whether sufficient financial assets exist to back individual sureties and to rate providers of individual sureties
HB 1715	Phillips	Changes the laws regarding contracts to allow certain foster children to open bank accounts
SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
HB 1931	Tate	Authorizes a parent or guardian of a minor to request a security freeze on the minor's credit report

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1932	Stevens 046	Changes the laws regarding consumer credit interest rates
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HCS HB 2415		Authorizes the establishment of a land bank for St. Joseph and changes provisions regarding land bank agencies
HCS HB 2657		Changes the law regarding unsecured loans of five hundred dollars or less
HCR 100	Beck	Urges Congress to reinstate the separation of commercial and investment banking functions previously in effect under the Glass-Steagall Act and support efforts to return to national banking policies to repair our nation's infrastructure
		BINGO
SB 697	Romine	Reduces the time period after which new members of an organization are allowed to manage a bingo game
SJR 25	Romine	Reduces the time period after which new members of an organization are allowed to manage a bingo game
HB 1484	Brown 057	Changes the laws regarding the requirements for the operation of a bingo game
HJR 59	Brown 057	Proposes a constitutional amendment to reduce the amount of time a person is required to be a member of an organization in order to participate in the management of a bingo game
		BOARDS, COMMISSIONS, COMMITTEES, AND COUNCILS
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SCS SB 598		Modifies provisions relating to the Department of Transportation utility corridor
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SB 633	Dixon	Modifies the duties and functions of the Joint Committee on Legislative Research
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
HCS SB 695		Modifies provisions relating to boards and commissions
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SCS SB 790		Creates provisions relating to the registering of roofing contractors
SB 794	Romine	Modifies provisions relating to gubernatorial appointments
SCS SB 814		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
CCS SB 819		Modifies provisions of law relating to the protection of children
CCS HCS SS SCS SB 826		Modifies provisions relating to health care

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 829	Hoskins	Modifies provisions relating to the practice of public accounting
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SB 844	Riddle	Transfers certain appointment powers to the Director of the Division of Professional Registration
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
SB 848	Riddle	Modifies the membership of the Board for Certification of Interpreters
SB 855	Curls	Requires the State Board of Education to assign classification designations to charter schools in the same manner as school districts are assigned such designations
SCS SB 862		Modifies provisions relating to electrical contractors
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 926	Riddle	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 935	Hegeman	Requires board members of public water supply districts to complete training within 180 days of being elected or appointed to each term of office
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SCS SB 1007		Modifies the merit system
SB 1019	Eigel	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
SB 1034	Riddle	Establishes a statewide hearing aid distribution program
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1060	Sifton	Requires certain disclosures to be made by entities entering into contracts with public entities
SB 1061	Hoskins	Modifies provisions of law relating to motorcycle safety education programs
SB 1094	Hoskins	Modifies provisions relating to complaints against psychologists
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition
SCR 30	Wallingford	Establishes the Joint Committee on Solid Waste Management District Operations

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No.	Author	Subject
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
SJR 19	Munzlinger	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
HCS HB 1245		Establishes a Career Readiness Task Force
HB 1253	Schroer	Establishes the Joint Committee on Substance Abuse Prevention and Treatment
HB 1337	Newman	Requires the department of labor and industrial relations to establish the Equal Pay Commission
HB 1365	Gannon	Creates an advisory council to make recommendations to the state board of education regarding standards and testing for certain students
HB 1367	Basye	Allows licensees to obtain duplicate licenses from the board of cosmetology and barber examiners
HB 1373	Ruth	Specifies that a teacher representative shall be appointed to the state board of education
HB 1378	Trent	Changes the laws regarding the Amber Alert System and establishes Hailey's Law
HB 1394	Carpenter	Requires the Department of Natural Resources to implement regulations that comply with the United Nations Framework Convention on Climate Change Paris Agreement
HB 1412	Taylor	Requires administration of a statewide assessment test for five years before any revisions to the test may be made
HCS HB 1424		Changes election procedures for school board members
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act
HB 1447	Eggleston	Increases the membership of the Highways and Transportation Commission to eight commissioners
SS#2 SCS HCS HB 1500		Modifies provisions relating to the practice of cosmetology and barbering
HB 1545	Ellington	Establishes the Malcolm X Day Commission to organize activities and events in honor of the civil rights leader
SCS HCS HB 1605		Modifies provisions relating to the Missouri State Capitol Commission
HB 1624	Mitten	Provides for the expansion of MO HealthNet services beginning January 1, 2019
HB 1627	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1668	Swan	Creates an educational savings plan for K-12 educational expenses
HB 1672	Kendrick	Establishes the Missouri Secure Choice Savings Program Act
HB 1683	Runions	Authorizes planning commissions the option of appointing a chair instead of electing a chair
HB 1686	Trent	Establishes the State Capitol Complex Committee.
HB 1703	Green	Establishes the Bonding Review Board to determine whether sufficient financial assets exist to back individual sureties and to rate providers of individual sureties
HB 1778	Ellington	Establishes the Missouri Innocence Commission
HB 1782	Ellington	Changes certain laws regarding complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation or gender identity
HB 1791	Ellington	Establishes the Missouri DREAM Trust Fund and the Missouri Dream Trust Fund Commission
HB 1798	Fitzwater	Establishes an advisory committee to monitor the tracking of language development milestones of children who are deaf or hard of hearing
HB 1809	Tate	Changes the laws regarding the Bi-state Metropolitan Development District compact by adding Franklin County

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1812	Smith 085	Changes the laws regarding school accreditation and student transfers
HB 1819	Quade	Allows the ethics commission to open and conduct its own investigation by unanimous vote
HB 1821	Pierson Jr.	Creates new provisions of law related to inaugural activities
HB 1823	Ellebracht	Modifies provisions relating to ethics
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
HB 1850	McCreery	Modifies the membership of the Clean Water Commission
HB 1860	Dohrman	Reduces terms of office for members of the state board of education from eight years to four years and prohibits members from serving more than eight years on the board
SCS HCS HB 1868		Establishes a statewide hearing aid distribution program for low-come individuals
HCS HB 1888		Requires State Board of Education meetings to be recorded by video and posted on the website of the Department of Elementary and Secondary Education
HB 1889	Rowland 029	Modifies provisions relating to financial interest statements
HB 1894	Cornejo	Prohibits state and political subdivision licensing authorities from compensating lobbyists to lobby on their behalf
HB 1899	Swan	Allows local educational agencies to create school-community partnerships
HB 1941	Dohrman	Modifies provisions related to training of school board members
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 1961	Butler	Modifies provisions relating to the powers and duties of civilian review boards
HB 1962	Butler	Changes the laws regarding the MO HealthNet program
HB 1978	Gray	Changes the laws regarding street light maintenance district elections
HB 1992	Kelly 141	Modifies the composition of the Missouri State Board of Nursing
HB 1995	Roberts	Establishes the Joint Committee on Unsolved Civil Rights Cases
HB 1996	Roberts	Modifies provisions relating to racial profiling and training standards for law enforcement, and establishes the Racial and Identity Profiling Advisory Board
HB 1997	Bondon	Modifies provisions relating to campaign finance
HB 2039	Fraker	Creates the "Missouri Route 66 Centennial Commission"
HB 2094	Burns	Increases the per diem for street light maintenance district board members from $50 to $100 per meeting attended
HB 2098	Meredith 071	Repeals statutory provisions relating to the Missouri Children's Services Commission
HB 2099	Walker 003	Changes provisions relating to the State Board of Nursing
SS#2 HCS HB 2129		Requires thirty minutes of instruction regarding decisions on organ donation during high school
HB 2135	Messenger	Requires the director of the department of transportation to be appointed by the governor, subject to the advice and consent of the senate
HB 2176	Engler	Creates the Missouri Video Lottery Control Act
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HB 2211	Kidd	Requires the Office of Administration to post all public meeting times for state boards, commissions, committees, and councils on the accountability portal.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2214	Plocher	Modifies provisions of the "Property Assessment Clean Energy Act"
HB 2217	Walker 074	Establishes the "Trauma-Informed Care for Children and Families Board"
HB 2223	Gregory	Modifies provisions relating to the Missouri ethics commission
HB 2235	Newman	Requires counties to establish civilian review boards and modifies provisions relating to civilian review boards
HB 2246	Swan	Changes the law regarding charter schools
HCS HB 2247		Changes provisions relating to charter schools
HB 2271	Reiboldt	Contains provisions relating to the operation of automated motor vehicles in the state and establishes the "Automated Vehicle Safety Advisory Committee"
HB 2275	Walker 074	Creates the "Evidence-Based Policy Making Commission."
HB 2290	Christofanelli	Modifies provisions relating to financial interest statements
HB 2300	Kelly 141	Grants the State Board of Nursing the authority to establish an intervention program and an alternative program for nurses who are dependent on alcohol or other mind-altering drugs
HB 2303	Unsicker	Establishes the Maternal Mortality Review Board
HCS HB 2306		Establishes the Environmental Restoration Corporation Act
HB 2309	Merideth 080	Modifies provisions relating to the powers and duties of civilian review boards
HB 2311	Merideth 080	Modifies provisions relating to unlawful discrimination
HB 2320	Korman	Authorizes the Missouri Gaming Commission to establish standards and procedures for sports wagering in the state of Missouri
HCS HB 2339		Establishes the "Missouri Military Community Reinvestment Grant Program Act."
HB 2345	Miller	Requires board members of public water supply districts to complete training in each elected or appointed term
HCS HB 2356		Changes the laws regarding boundary commissions
HB 2369	Bangert	Requires the Governor to maintain and regularly update a list of each state board, commission, committee, or council that contains members appointed by the Governor
HB 2370	Bernskoetter	Modifies appointments to the Missouri Consolidated Health Care Plan board of trustees.
HB 2394	Ross	Changes the laws regarding the Missouri Board on Geographic Names and Local Records Board
HB 2406	Alferman	Establishes provisions relating to sports wagering
HCS HB 2407		Establishes the Advisory Council on Rare Diseases and Personalized Medicine
HB 2435	Butler	Requires the state board of education to terminate the transitional school district under certain circumstances
HB 2466	Davis	Modifies provisions for the Missouri Veterans' Commission.
HB 2468	Swan	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
HCS HB 2496		Establishes the Towing Task Force within the department of transportation
HB 2499	Hansen	Modifies provisions relating to videoconferencing at parole hearings
HB 2518	Haefner	Dissolves the Boundary Commission in St. Louis County
HB 2539	Hill	Establishes the "Missouri Reinsurance Plan."
HB 2548	Taylor	Consolidates and eliminates certain boards and commissions.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 2567		Creates new provisions related to security measures for public schools
HB 2634	Berry	Creates the Missouri Wind Energy Task Force.
HB 2659	Smith 163	Removes a provision requiring the Missouri Dental Board to promulgate certain operating standards
HB 2660	Miller	Modifies provisions relating to the public school retirement system
HB 2680	Green	Requires the department of public safety to commission a study on gun violence in the state of Missouri
HB 2694	Gray	Establishes a Council for Community Education within the Department of Elementary and Secondary Education
HB 2695	Gray	Establishes in the Department of Public Safety a "Task Force on Police Officer Presence in Schools and Communities"
HB 2696	Gray	Establishes the "Task Force To Study Community-Based Policing"
HB 2701	Gray	Establishes in the Department of Public Safety a "Task Force on Civilian Review Boards"
HB 2702	Gray	Establishes a board for review of officer-involved deaths
HB 2703	Gray	Modifies the provision allowing law enforcement officers to use deadly force in certain circumstances and establishes a task force on the use of force
HB 2714	Butler	Establishes the Education and Job Training Television Broadcasting District Act
HB 2723	Korman	Modifies the powers of the Board of Adjustment
HB 2745	Curtis	Establishes the St. Louis Airport Oversight Commission
HCR 72	Kidd	Creates a task force on emergency management
HCR 89	Messenger	Establishes the Joint Committee on Social Services
HCR 99	Miller	Creates the Missouri Wind Energy Commission
HCR 101	Walsh	Creates the school violence task force
HCS HCR 105		Establishes the Missouri Bicentennial Commission
HJR 66	Dohrman	Proposes a constitutional amendment to reduce the terms of office for members of the state board of education from eight-year terms to four-year terms
HJR 68	Swan	Changes the law regarding Governor-appointed board members and their powers before Senate confirmation.
HJR 70	Houghton	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
HJR 95	Hill	Proposes a constitutional amendment to modify the membership of the Conservation Commission
		BOATS AND WATERCRAFT
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SS SCS SB 752		Modifies provisions relating to boat passengers
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SCS HCS HB 1300		Requires boat title and registration fees collected annually in excess of one million dollars to be deposited in the Water Patrol Division Fund

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1374	Ruth	Establishes the Waterways Trust Fund
HCS HB 1591		Modifies provisions relating to the operation of watercraft
HB 1682	Runions	Establishes the "Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act"
SCS HCS HB 2116		Exempts certain types of vessels from provisions prohibiting passengers from riding in certain areas of a motorboat
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2341	Arthur	Expands the requirement for children to wear personal flotation devices
HB 2683	Matthiesen	Changes the law regarding sales tax calculations on trade-in purchases
HB 2721	Korman	Creates various funds dedicated to transportation
HCR 64	Shaul 113	Urges the U.S. Congress to enact Senate Bill 89 relating to an exemption for certain vessels from federal fire-retardant materials requirements
		BONDS - BAIL
HB 1335	Peters	Establishes the Money Bail Reform Act of 2018
HB 2581	Harris	Modifies licensing provisions relating to bail bond agents
HB 2604	Neely	Modifies provisions relating to ball bond agents
HJR 64	Merideth 080	Proposes a constitutional amendment to specify that cash-only bonds shall not be deemed sufficient surety for bail
		BONDS - GENERAL OBLIGATION AND REVENUE
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
SB 630	Wasson	Modifies the language relating to agreements that may be entered into by municipalities who participate in industrial development projects
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
HCS HB 1273		Grants authority to the Missouri Higher Education Loan Authority to issue loans to refinance certain public or private student loans, education grants, and certain bonds, notes, or other obligations.
HB 1445	Eggleston	Prohibits the use of public funds for any stadium if twenty-nine other states adopt similar statutes
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
HB 2352	Fraker	Changes the law regarding county revenues dedicated to roads by expanding the purposes for which such revenues may be used
HB 2419	Fitzpatrick	Creates the Missouri Electricity Bill Reduction Assistance Act.
HB 2722	Korman	Allows the highways and transportation commission to issue bonds or other indebtedness to finance or refinance the construction or reconstruction of the state highway system
HCR 106	Shull 016	Authorizes the issuance of public bonds for half of the financing of a new conservatory building at UMKC
HJR 56	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 61	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.
		BONDS - SURETY
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HB 1703	Green	Establishes the Bonding Review Board to determine whether sufficient financial assets exist to back individual sureties and to rate providers of individual sureties
HB 1708	Green	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary
HB 1717	White	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary.
HB 2192	Redmon	Modifies the bonding requirement for the treasurer of a seven-director school district
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2453	Austin	Changes the laws regarding surety bonds for public work contracts
		BUSES
CCS HCS SB 687		Modifies provisions relating to student transportation
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 838	Rowden	Modifies provisions relating to school bus drivers
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
HCS HB 1366		Modifies provisions relating to school bus drivers
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HB 1675	Redmon	Modifies medical endorsement requirements for school bus drivers
HB 1676	Redmon	Requires school bus drivers who are seventy years of age or older to complete the CDL Skills Test and the Driving Test on an annual basis
HB 2688	Rowland 029	Requires public school buses to be operated by human drivers
		BUSINESS AND COMMERCE
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SS#5 SB 564		Modifies provisions relating to public utilities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 572	Silvey	Modifies provisions relating to public utilities
SB 573	Wallingford	Modifies several provisions relating to the armed services
SB 584	Nasheed	Modifies provisions relating to civil war property
SB 594	Wieland	Exempts certain types of commercial insurance lines from filing requirements with respect to rates, rate plans, modifications, and manuals
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property
SB 636	Chappelle-Nadal	Requires St. Louis City and St. Louis County to increase the number of contracts awarded to women's and minority business enterprises
SB 642	Emery	Modifies provisions relating to ratemaking for public utilities
SB 664	Schatz	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SCS SB 730		Establishes the Rate Case Modernization Act
SB 738	Schupp	Modifies the law relating to consumer credit interest rates
SB 758	Schatz	Modifies provisions relating to discounts offered by manufacturers and retailers for purchasing nonalcoholic merchandise and intoxicating liquor
SB 799	Wallingford	Allows a parent, guardian, or conservator to request a security freeze from a consumer credit reporting agency on behalf of their child
HCS SB 808		Modifies provisions relating to intoxicating liquor
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 834	Rowden	Modifies provisions relating to alcohol trade practices
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 841	Munzlinger	Modifies provisions relating to the resale of intoxicating liquor
SB 853	Wallingford	Prohibits political subdivisions from regulating auxiliary containers
SB 891	Kehoe	Designates the week beginning the second Saturday in October as "Buy Missouri Week"
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 1010	Rowden	Applies all current motorcycle and all-terrain vehicle franchise practice provisions to "powersport vehicles"
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
SCR 39	Hegeman	Urges the President and Congress to maintain and strengthen the North American Free Trade Agreement
HCS HB 1246		Requires the Department of Public Safety to develop human trafficking hotline posters
HCS HB 1260		Prohibits persons under 18 years of age from using any tanning device of any tanning facility in this state
HB 1262	Schroer	Requires towing companies to release personal property contained within abandoned property to the owner of the abandoned property
HB 1279	Beck	Changes the laws regarding the safekeeping of personal information
HB 1332	Pietzman	Expands the definition of "minority owned business"
HB 1341	Newman	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
HB 1384	Miller	Changes the laws regarding the selling of authentic American Indian arts or crafts
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HB 1425	Davis	Allows cottage food production operations to sell food over the internet
HCS HB 1438		Changes the laws regarding the Sporting Event Sports Contract Tax Credit and extends its sunset date
HB 1479	Brattin	Implements the Streamlined Sales and Use Tax Agreement and dedicates the resulting revenue to the State Road Fund
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
HB 1508	Cross	Provides that no person or entity that rents or leases real property shall be required to obtain a business license by any political subdivision
HB 1546	Ellington	Requires all food and food products sold in Missouri that are or contain genetically modified products to be labeled as such
HB 1563	Newman	Establishes guidelines a person must follow to purchase a firearm in the state of Missouri and provides that certain entities selling firearms, ammunition, or accessories, or those who train individuals in firearm use, are ineligible to receive state funds or tax credits
HB 1570	Shaul 113	Changes the laws regarding the Small Business Regulatory Fairness Board
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
HCS HB 1631		Changes the law regarding minority-owned business programs by expanding the programs to include certain nonprofit corporations
HCS HB 1653		Modifies provisions of law relating to certain incentives offered by manufacturers and retailers of intoxicating liquor
HB 1655	Cornejo	Changes the law regarding assignments for benefit of creditors

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HB 1706	Green	Establishes the Missouri Minority Business Enterprise Loan Program
HCS HB 1722		Authorizes a sales tax refund for businesses that were assessed higher taxes without notice as a result of the Department of Revenue changing its interpretation of taxable items before August 28, 2015
HB 1742	Davis	Allows private businesses to give hiring preference veterans.
HB 1755	Pogue	Requires all public restrooms, other than single occupancy restrooms, to be gender-divided
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1831	Ruth	Changes the laws regarding the sales tax holiday that occurs in early August by adding an exemption for disposable diapers
SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
HB 1836	Adams	Implements the Streamlined Sales and Use Tax Agreement
HB 1848	Kidd	Specifies how courts may rule in contractual disputes involving the law of other countries
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
HB 1882	Trent	Requires scrap metal dealers to keep documentation relating to the purchase of certain recycled batteries
HCS HB 1918		Changes the laws regarding business fees so that certain fees are waived for veterans
HB 1932	Stevens 046	Changes the laws regarding consumer credit interest rates
HB 1971	Unsicker	Prohibits the sale of baby crib bumper pads
HCS HB 1975		Changes the laws regarding businesses established from agreements between political subdivisions by limiting such a business's conduct to the purposes of its formation or subjecting the business to for-profit status
HB 1994	Ellebracht	Establishes provisions for net neutrality
HB 2028	Houx	Creates provisions relating to the registration of roofing contractors
HB 2029	Beck	Creates preference for bidders who are residents of Missouri when bidding on projects for the state, its agencies, and political subdivisions
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2107	Cornejo	Creates provisions relating to the registering of roofing contractors
SCS HB 2122		Modifies provisions relating to vehicle sales
HB 2155	Schroer	Allows wholesalers to employ persons 18 years of age to unload delivery vehicles and transfer liquor into retail premises with supervision
HB 2162	Brown 027	Implements the Streamlined Sales and Use Tax Agreement
HB 2195	Kolkmeyer	Enacts provisions relating to motor vehicle franchises
HB 2201	Redmon	Establishes the Show Me Rural Jobs Fund
HB 2204	McCreery	Changes the laws regarding consumer products so that certain manufacturers are required to provide repair information to certain individuals and businesses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2224	Nichols	Prohibits retail establishments from providing or selling single-use plastic carryout bags to customers.
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2254	Korman	Changes the laws regarding consumer products so that certain individuals and businesses have a right to repair information from certain manufacturers
HB 2256	Johnson	Establishes a grant program for the installation of broadband internet service
HB 2264	Stacy	Changes the laws regarding the safekeeping of personal information
HB 2269	Love	Implements the Streamlined Sales and Use Tax Agreement
HB 2281	Razer	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
HB 2288	Hannegan	Allows counties, cities, towns, and villages to charge an additional $1 fee on car rentals, with the proceeds to be used for road and bridge improvements
HCS HB 2324		Authorizes a sales tax holiday for products made in the USA
HB 2334	Shaul 113	Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HCS HB 2383		Authorizes any county treasurer and the St. Louis City treasurer to create an "Office of Financial Empowerment"
HB 2390	McCann Beatty	Requires certain out-of-state sellers to remit sales tax
HB 2409	Fraker	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
HB 2424	Anders	Changes the law regarding sales signs on store shelves
HCS HB 2457		Changes the laws regarding residential dwelling rentals
HB 2502	Carpenter	Changes the laws regarding taxation
HB 2527	Rhoads	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL
HB 2533	Green	Requires the Office of Administration to commission a study on socially and economically disadvantaged businesses every five years
HB 2560	Pike	Prohibits the sale of baby crib bumper pads
HB 2563	Plocher	Changes the law regarding automatically renewed transactions by requiring certain notice be given to the consumer
HB 2564	Shaul 113	Designates the week beginning the second Saturday in October as "Buy Missouri Week."
HB 2571	Green	Establishes the First-Time Business Owner Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to starting a new business
HB 2639	Green	Establishes programs in the Department of Economic Development to assist minority business enterprises
HB 2654	Bangert	Authorizes a tax credit for certain employers who offer child care to employees
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
HB 2687	Rowland 029	Prohibits public entities from contracting with Chinese entities that are under FBI investigation or have been investigated by the FBI for intellectual property theft.
HB 2691	Messenger	Changes the laws regarding taxation

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No.	Author	Subject
HB 2743	Curtis	Requires the Governor to issue an executive order to implement the remedies recommended in the 2014 Disparity Study regarding utilization levels of minorities and women-based enterprises in state-awarded contracts
HCR 74	Love	Urges Congress to support and pass the Marketplace Fairness Act, which would require out-of-state retailers to collect sales taxes
HCR 82	Anderson	Urges the President and Congress to continue, strengthen, and preserve the North American Free Trade Agreement
HCR 84	Quade	Urges Congress to pass legislation reinstating net neutrality
		CAMPAIGN FINANCE
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 669	Schupp	Modifies the provisions of law relating to campaign finance disclosure
SB 771	Hoskins	Creates new provisions regulating the use of payroll deduction options for public employees
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1052	Schaaf	Modifies provisions relating to campaign finance reporting requirements
SJR 26	Holsman	Creates new constitutional provisions relating to campaign finance disclosure requirements
HB 1304	Ellebracht	Requires individuals who become prior candidates to dissolve their candidate committees
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HB 1514	Corlew	Modifies provisions of law relating to campaign finance
HB 1766	Arthur	Requires reporting of expenditures in excess of one thousand dollars for the purpose of electioneering activities
HB 1816	Kendrick	Modifies provisions relating to campaign finance
HB 1820	McCreery	Prohibits candidate committees from transferring funds to relatives of the candidates
HB 1823	Ellebracht	Modifies provisions relating to ethics
HB 1997	Bondon	Modifies provisions relating to campaign finance
HB 2143	Marshall	Prohibits certain candidates for office from engaging in certain campaign fundraising techniques
HB 2223	Gregory	Modifies provisions relating to the Missouri ethics commission
HB 2291	Christofanelli	Repeals certain sections ruled unconstitutional by the Missouri Supreme Court
HB 2582	Ellebracht	Modifies provisions relating to campaign finance
HB 2588	Curtis	Modifies provisions of law relating to campaign finance
		CAPITAL IMPROVEMENTS
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
		CEMETERIES
SB 1070	Crawford	Provides that county commissions shall use a portion of the cemetery trust fund's principal to maintain and beautify cemeteries
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS HCS HB 1597		Authorizes the next-of-kin of a deceased person to delegate control of the final disposition of the remains
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HB 2230	Ross	Modifies the damages for the offense of institutional vandalism to certain property
HB 2470	Love	Changes the laws regarding cemetery trust funds to allow use of principal funds in certain situations
		CERTIFICATE OF NEED
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
CCS HCS SB 951		Modifies provisions relating to health care
SB 1040	Cunningham	Modifies provisions relating to certificates of need
HCS HB 2580		Modifies provisions regarding bed capacity increases for long-term care facilities
		CHARITIES
SB 557	Brown	Creates a tax credit for contributions to certain charitable organizations
SB 631	Wasson	Creates a tax credit for contributions to certain benevolent organizations
HCS SCS SBs 632 & 675		Modifies several provisions relating to taxation
SB 804	Nasheed	Reauthorizes the Donated Food tax credit and expands such credit to include donations to soup kitchens and homeless shelters
SCS SB 1015		Creates a tax credit for contributions to diaper banks
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HB 1429	Muntzel	Authorizes a tax credit for donations to a homeless shelter
HB 2036	Trent	Requires certain charities that partner with government entities to disclose financial records
HB 2238	Mathews	Establishes the "Social Innovation Grant Program" to find alternative solutions for serving the state's vulnerable populations
HB 2389	Baringer	Reauthorizes the Donated Food Tax Credit and expands such credit to include donations to soup kitchens and homeless shelters
HB 2440	Walker 074	Authorizes a tax credit for donations to a diaper bank
HB 2613	Helms	Authorizes a tax credit for donations to a diaper bank
		CHILDREN AND MINORS
SB 610	Hoskins	Prohibits an individual from participating in the Supplemental Nutrition Assistance Program if he or she is delinquent in child support
SB 635	Chappelle-Nadal	Creates the crimes of failing to stop illegal firearm possession, negligent storage of a firearm, and failure to notify a school of firearm ownership
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SS SB 704		Modifies provisions relating to political subdivisions
SB 712	Schupp	Modifies provisions relating to child care facility licensure
SB 715	Koenig	Modifies the law relating to foster care and adoption records
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
HCS SB 793		Modifies provisions relating to court proceedings
SB 795	Koenig	Modifies provisions relating to termination of parental rights
SB 799	Wallingford	Allows a parent, guardian, or conservator to request a security freeze from a consumer credit reporting agency on behalf of their child
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SB 805	Crawford	Allows minors to contract to open a bank account
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
HCS SB 808		Modifies provisions relating to intoxicating liquor
CCS SB 819		Modifies provisions of law relating to the protection of children
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
HCS SB 850		Modifies provisions of law relating to records involving children
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 858	Curls	Modifies provisions of law relating to investigations of child abuse or neglect
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions
SB 879	Wieland	Allows enrollment in a health benefit plan by a pregnant person under certain circumstances
SB 888	Rowden	Modifies provisions relating to criminal history records
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
CCS HCS SB 951		Modifies provisions relating to health care
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies

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No.	Author	Subject
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 979	Walsh	Requires potable water in certain elementary school buildings to be tested for lead
SB 985	Riddle	Modifies provisions relating to background checks for child care providers
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1014	Schupp	Creates the offense of nonconsensual dissemination of private sexual images
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
SB 1046	Crawford	Modifies provisions relating to child protection orders
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1076	Curls	Requires children under two years of age to be secured in rear-facing child passenger restraint systems
SCR 44	Nasheed	Declares youth violence a public health epidemic
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change
HCS#2 HB 1255		Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HCS HB 1260		Prohibits persons under 18 years of age from using any tanning device of any tanning facility in this state
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HB 1294	Toalson Reisch	Specifies that parental liberty to direct the upbringing, education, and care of his or her children is a fundamental right
HB 1306	Ellebracht	Modifies the restrictions on sexual offenders regarding Halloween
HCS HB 1311		Modifies provisions relating to the "Hand-Up Program" to assist individuals who receive child care subsidy benefits
HB 1321	Roberts	Requires the establishment of the "Missouri Youth Challenge Academy"
HB 1334	Walker 074	Specifies that if federal funds are not appropriated for the Children's Health Insurance Program (CHIP), the General Assembly shall fund the program
HB 1343	Newman	Specifies that a person commits the offense of endangering the welfare of a child if he or she fails to secure a firearm
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HB 1352	Beard	Establishes the Missouri Child Protection Registry
HB 1353	Beard	Allows the court to grant visitation between the parents of a minor who has been appointed a guardian and the minor if the court finds it in the best interests of the minor
HCS HB 1361		Establishes "Simon's Law," which changes the laws regarding life-sustaining or nonbeneficial treatment policies of health care facilities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1372	Moon	Modifies provisions relating to unborn children
HB 1383	Miller	Changes the laws regarding consent for a minor to obtain an abortion
HCS HB 1399		Modifies provisions relating to termination of parental rights
HB 1405	DeGroot	Modifies provisions relating to financial interests of minors
HB 1430	Barnes 028	Requires child care facilities to report liability insurance coverage to the Department of Health and Senior Services.
HB 1437	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HCS HB 1439		Changes the law regarding offenses to the family.
HB 1449	May	Establishes the Family Education Leave Act
HB 1451	May	Prohibits the use of electroconvulsive therapy on children under 16 years of age
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
HB 1463	Kelley 127	Modifies provisions relating to family law proceedings
HB 1470	Kelley 127	Allows free birth certificates to be provided to Children's Division and the Division of Youth Services of behalf of children under juvenile court jurisdiction
HCS HB 1491		Modifies provisions relating to the termination of parental rights
HB 1526	Walker 074	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
HB 1557	Neely	Specifies that a parent's obligation to pay child support terminates when the child turns 18 or graduates from high school with certain exceptions
HB 1560	Morris 140	Prohibits discrimination against children who are not immunized
HB 1564	Davis	Modifies provisions relating to the housing of a convicted sex offender in a homeless shelter that was in existence prior to a school or child care facility being built within 1000 feet of it
HB 1581	Franks Jr.	Specifies that no individual shall be incarcerated for failure to pay a child support obligation
HB 1585	Franks Jr.	Designates June 7th as "Youth Violence Prevention Day"
HB 1610	Franklin	Modifies provisions relating to reports of child abuse or neglect
HB 1627	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1628	Evans	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
HB 1630	Evans	Changes the laws regarding marriage licenses
HB 1637	Neely	Extends the time by which a case management plan must be developed for a child entering foster care
HCS HB 1658		Changes the laws regarding health care for persons with disabilities
SCS HCS HB 1667		Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 1671	Swan	Changes the laws regarding the champion for children tax credit by making certain additional organizations eligible to receive donations
HB 1687	Quade	Authorizes Greene County and any city within the county to, upon voter approval, levy a sales tax dedicated to early childhood education programs
SCS HCS HB 1713		Modifies provisions relating to the Missouri Adoptee Rights Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1714		Modifies provisions relating to the rights of adoptees
HB 1715	Phillips	Changes the laws regarding contracts to allow certain foster children to open bank accounts
HB 1728	Lant	Modifies provisions relating to juvenile courts
HB 1743	Davis	Changes the laws regarding sexual offenders residing near schools by specifying the 1,000 foot required distance be measured from the school property line
HB 1761	Pogue	Prohibits school districts from collecting biometric information on students without the express written consent of parents or legal guardians
HB 1762	Pogue	Expands child neglect to include a child that is born with a controlled substance in the child's fluids because the pregnant mother knowingly used a controlled substance before birth
HB 1767	Arthur	Modifies provisions relating to assessment and treatment services for children entering foster care
HB 1783	Ellington	Increases the time after a child's birth that the father has to file an action to establish paternity prior to an adoption or to file a notice with the Putative Father Registry
HB 1798	Fitzwater	Establishes an advisory committee to monitor the tracking of language development milestones of children who are deaf or hard of hearing
HCS HB 1803		Changes the laws regarding school reporting requirements to law enforcement
HB 1835	Adams	Changes the laws regarding the offense of prostitution
HCS HB 1841		Requires a hunter at least six years of age but less than 16 years of age to hunt in the immediate presence of an adult with a valid hunter education certificate card
HCS HB 1862		Modifies provisions relating to child abuse and neglect reports
HB 1866	Evans	Increases the penalty for certain crimes committed in the course of human trafficking
HB 1875	Taylor	Creates the crime of endangering the welfare of a child in the first degree if a person knowingly misuses a narcotic drug while pregnant
HB 1883	Stevens 046	Establishes the "Missouri WIC Farmers' Market Nutrition Program"
HB 1931	Tate	Authorizes a parent or guardian of a minor to request a security freeze on the minor's credit report
HCS HB 1944		Modifies provisions relating to background checks for foster families
HB 1956	McCreery	Establishes the Missouri Earned Family and Medical Leave Act
HB 1966	Cornejo	Modifies provisions relating to records pertaining to foster homes
HB 1971	Unsicker	Prohibits the sale of baby crib bumper pads
HB 1974	Kelly 141	Establishes the Missouri Earned Family and Medical Leave Act
HB 1976	Franklin	Modifies definitions relating to child abuse to specify that persons responsible for the care, custody, and control of a child shall include school personnel
HCS HBs 1987 & 2185		Changes the statute of limitations for certain actions regarding child abuse and sexual offenses committed against a child
HB 2027	Wilson	Modifies provisions relating to diligent search efforts for a child's biological parents by the Children's Division
HCS HB 2040		Modifies provisions relating to child abuse investigations
SCS HCS HB 2042		Modifies provisions relating to sexual offenders
HB 2087	Higdon	Establishes an administrative procedure for driver's license suspensions and revocations for persons with intermediate driver's license who have been cited for certain high-risk driving offenses
HB 2098	Meredith 071	Repeals statutory provisions relating to the Missouri Children's Services Commission

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2117	Pfautsch	Modifies provisions relating to eye drops for newborn infants
HB 2139	Morris 140	Allows additional time for children who are homeless or in Children's Division custody to comply with immunization requirements
HB 2141	McCreery	Prohibits mental health professionals from engaging in conversion therapy or sexual orientation change efforts with minors
HB 2159	Hurst	Prohibits a person from transporting a minor across state lines to obtain an abortion without the consent required by state law
HB 2164	Rehder	Modifies provisions relating to referrals of children who may have been exposed to controlled substances
HB 2175	Chipman	Requires the Children's Division to refer all cases in which a birth mother or infant tests positive for illegal controlled substances after childbirth to the Juvenile Office
HB 2217	Walker 074	Establishes the "Trauma-Informed Care for Children and Families Board"
HB 2238	Mathews	Establishes the "Social Innovation Grant Program" to find alternative solutions for serving the state's vulnerable populations
SCS HCS HB 2249		Modifies provisions relating to child care facilities
HB 2301	Washington	Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HB 2303	Unsicker	Establishes the Maternal Mortality Review Board
HB 2304	Ellington	Requires children under two years of age to be secured in rear-facing child passenger restraint systems
HB 2315	Barnes 060	Establishes a child tax credit
HB 2316	Barnes 060	Establishes a child tax credit
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
HB 2341	Arthur	Expands the requirement for children to wear personal flotation devices
HCS HB 2350		Changes the law regarding certain criminal offenses
HB 2417	Swan	Authorizes a tax credit for contributions to school foundations
HB 2422	Neely	Creates the Human Trafficking and Child Exploitation Prevention Act
HB 2440	Walker 074	Authorizes a tax credit for donations to a diaper bank
HB 2477	Curtis	Modifies provisions relating to the children's services funds
HB 2504	Corlew	Modifies provisions relating to termination of parental rights and consent to adoption petitions in juvenile courts
HB 2554	Newman	Establishes the "Save Our Kids Act"
HB 2560	Pike	Prohibits the sale of baby crib bumper pads
SS SCS HB 2562		Establishes treatment courts
HB 2591	Dinkins	Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 2592	Marshall	Requires a court order for a minor to obtain an abortion
HB 2627	Burnett	Modifies provisions relating to a child's right to counsel
HB 2658	Marshall	Modifies provisions of law relating to custody of in vitro human embryos

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2665	Mosley	Changes the laws regarding marriage licenses
HB 2667	Green	Prohibits the sale of an assault weapon to a person under the age of twenty-one
HB 2682	Bangert	Authorizes a tax credit for providing child care in a child-care desert
HB 2739	Pogue	Modifies provisions of law relating to custody of in vitro human embryos
HB 2742	Curtis	Modifies provisions relating to the protection of vulnerable persons
HCR 63	Haefner	Designates March 18th of each year as DeMolay Day.
HCR 70	Franks Jr.	Declares youth violence as a public health epidemic and declares June 7th as "Christopher Harris Day" in Missouri
HCR 71	Beard	Recognizes that pornography leads to individual and societal harms
HCR 79	McGee	Establishes the month of May as Foster Care Awareness month
HCR 81	McGee	Designates April 6 of each year as "Safe Haven for Newborns Awareness Day" in Missouri
		CHILDREN'S DIVISION
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
SB 715	Koenig	Modifies the law relating to foster care and adoption records
HCS SB 793		Modifies provisions relating to court proceedings
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
HCS SB 850		Modifies provisions of law relating to records involving children
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 858	Curls	Modifies provisions of law relating to investigations of child abuse or neglect
SB 888	Rowden	Modifies provisions relating to criminal history records
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
SB 985	Riddle	Modifies provisions relating to background checks for child care providers
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
HCS HB 1311		Modifies provisions relating to the "Hand-Up Program" to assist individuals who receive child care subsidy benefits

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HB 1470	Kelley 127	Allows free birth certificates to be provided to Children's Division and the Division of Youth Services of behalf of children under juvenile court jurisdiction
HCS HB 1491		Modifies provisions relating to the termination of parental rights
HB 1610	Franklin	Modifies provisions relating to reports of child abuse or neglect
HB 1637	Neely	Extends the time by which a case management plan must be developed for a child entering foster care
HB 1715	Phillips	Changes the laws regarding contracts to allow certain foster children to open bank accounts
HB 1767	Arthur	Modifies provisions relating to assessment and treatment services for children entering foster care
HCS HB 1862		Modifies provisions relating to child abuse and neglect reports
HCS HB 1944		Modifies provisions relating to background checks for foster families
HB 1966	Cornejo	Modifies provisions relating to records pertaining to foster homes
HB 1976	Franklin	Modifies definitions relating to child abuse to specify that persons responsible for the care, custody, and control of a child shall include school personnel
HB 2027	Wilson	Modifies provisions relating to diligent search efforts for a child's biological parents by the Children's Division
HCS HB 2040		Modifies provisions relating to child abuse investigations
HB 2139	Morris 140	Allows additional time for children who are homeless or in Children's Division custody to comply with immunization requirements
HB 2164	Rehder	Modifies provisions relating to referrals of children who may have been exposed to controlled substances
HB 2175	Chipman	Requires the Children's Division to refer all cases in which a birth mother or infant tests positive for illegal controlled substances after childbirth to the Juvenile Office
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
		CHIROPRACTORS
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 746	Emery	Creates provisions relating to the practice of animal chiropractic
HB 1516	Wiemann	Specifies that licensed chiropractic physicians may treat and be reimbursed for conditions currently reimbursed under MO HealthNet
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HCS HB 1911		Creates new provisions of law relating to animal chiropractic practitioners
		CITIES, TOWNS, AND VILLAGES
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 554	Dixon	Adds the city of Springfield to the list of political subdivisions subject to certain provisions relating to nuisance actions
SS SCS SB 592		Modifies several provisions relating to elections
SB 599	Schatz	Modifies the law pertaining to prevailing wage

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 630	Wasson	Modifies the language relating to agreements that may be entered into by municipalities who participate in industrial development projects
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
SB 686	Chappelle-Nadal	Modifies the law relating to the investment policies of the state
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SS SB 704		Modifies provisions relating to political subdivisions
HCS SB 780		Modifies provisions relating to political subdivisions
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SCS SB 849		Prohibits public bodies from entering into certain contracts
SB 854	Wallingford	Modifies provisions relating to emergency communication services
SB 876	Sater	Modifies provisions relating to non-elections
SB 885	Rowden	Authorizes the cities of Centralia and Lebanon to impose a sales tax for public safety
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 941	Romine	Requires counties and municipalities to engage in floodplain management
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SCS SB 1007		Modifies the merit system
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
SB 1053	Koenig	Prohibits restrictions on freedom of speech and religion in public places
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SB 1069	Crawford	Nullifies any existing local government regulations relating to specific breeds of dogs, and prohibits local governments from enacting ordinances specific to breed
SCS HB 1249		Modifies provisions relating to municipal courts
HCS HB 1396		Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HCS HB 1398		Prohibits villages, towns, and cities from regulating dogs in a breed-specific manner
HB 1445	Eggleston	Prohibits the use of public funds for any stadium if twenty-nine other states adopt similar statutes
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
HB 1475	Brattin	Modifies provisions regarding municipal court procedure and the revenue collected from certain municipal ordinance violations
HB 1485	Brown 057	This proposal would authorize the city of Archie to propose a local tourism tax.
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings
HB 1522	Davis	Increases municipal court costs from $12 to $17.50

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No.	Author	Subject
HB 1909	Brattin	Requires candidates in political subdivision and special district elections to declare a political party.
HCS HB 1930		Modifies rules regarding proper display of the United States flag.
HCS HB 1947		Changes the law regarding sale of water or wastewater systems in fourth class cities.
HB 1961	Butler	Modifies provisions relating to the powers and duties of civilian review boards
HB 2045	Nichols	Repeals the definition of municipal ordinance violations which were added to the calculation limiting the percentage of annual general operating revenue that can come from fines and court costs for minor violations and allows for confinement for minor traffic violations
HB 2096	Toalson Reisch	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
HCS HB 2097		Establishes the Freedom to Choose Trash Collection Services Act, which requires voter approval of any contract with mandated haulers of trash collection except in certain political subdivisions
HB 2118	Davis	Changes the law regarding a local sales taxes so that a provision authorizing certain cities to enact a public safety sales tax is expanded to any city in the state
HCS HB 2186		Authorizes the City of Centralia to impose a sales tax whose revenue is dedicated to public safety
HB 2242	Wiemann	Establishes the Missouri Municipality Government Expenditure Database
HB 2288	Hannegan	Allows counties, cities, towns, and villages to charge an additional $1 fee on car rentals, with the proceeds to be used for road and bridge improvements
HB 2309	Merideth 080	Modifies provisions relating to the powers and duties of civilian review boards
HB 2334	Shaul 113	Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HCS HB 2356		Changes the laws regarding boundary commissions
HCS HB 2383		Authorizes any county treasurer and the St. Louis City treasurer to create an "Office of Financial Empowerment"
HB 2385	Reiboldt	Modifies provisions relating to commercial zones
HB 2420	Kolkmeyer	Places restrictions on how municipalities may allocate revenues from taxes authorized under Article IV, Section 30(a) of the Constitution
HB 2478	Curtis	Modifies provision for municipal and school board elections.
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2574	Wood	Modifies provisions for city zoning and planning.
HB 2724	Korman	Changes the laws regarding annexation procedures
		CIVIL PENALTIES
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 578	Romine	Modifies laws regarding arbitration agreements between employers and at-will employees
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 700	Sifton	Modifies provisions relating to employee wages
SB 750	Schatz	Creates the offense of filing false documents
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SB 793		Modifies provisions relating to court proceedings
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 1064	Rizzo	Modifies provisions relating to employee wages
SB 1073	Cunningham	Allows the Director of the Department of Agriculture to assess a civil penalty for violating certain provisions of law relating to eggs
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
HB 1338	Newman	Establishes the Compassionate Assistance for Rape Emergencies (CARE) Act
HB 1384	Miller	Changes the laws regarding the selling of authentic American Indian arts or crafts
HB 1390	Fitzpatrick	Modifies provisions relating to fantasy sports contests
HCS HB 1423		Changes the law relating to the prohibition on expenditure of public funds to support or oppose candidates and certain measures
HB 1451	May	Prohibits the use of electroconvulsive therapy on children under 16 years of age
HB 1475	Brattin	Modifies provisions regarding municipal court procedure and the revenue collected from certain municipal ordinance violations
HB 1489	Matthiesen	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1514	Corlew	Modifies provisions of law relating to campaign finance
HCS HB 1542		Prohibits certain actions by pharmacy benefits managers
HCS HB 1577		Changes the laws relating to labor organizations
HB 1619	Rehder	Establishes the Narcotics Control Act
SS SCS HB 1769		Establishes the offense of filing false documents
HB 1871	Johnson	Allows testing of driverless motor vehicles until August 28, 2021
HCS HB 1873		Imposes civil penalties for poaching certain animals
HCS HB 1915		Modifies provisions relating to the no-call list.
HB 1936	Taylor	Modifies provisions relating to the concealed carrying of firearms
HB 1952	Tate	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1963	McDaniel	Establishes the Veterans Home Resident Monitoring Care Act
HB 1971	Unsicker	Prohibits the sale of baby crib bumper pads

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No.	Author	Subject
HB 1994	Ellebracht	Establishes provisions for net neutrality
HB 2029	Beck	Creates preference for bidders who are residents of Missouri when bidding on projects for the state, its agencies, and political subdivisions
HB 2176	Engler	Creates the Missouri Video Lottery Control Act
HCS HB 2180		Modifies provisions relating to the sale of salvage vehicles
HB 2224	Nichols	Prohibits retail establishments from providing or selling single-use plastic carryout bags to customers.
HB 2230	Ross	Modifies the damages for the offense of institutional vandalism to certain property
HB 2254	Korman	Changes the laws regarding consumer products so that certain individuals and businesses have a right to repair information from certain manufacturers
HB 2261	Cornejo	Increases the penalties for the offense of failing to yield the right-of-way and the time period the court may order the suspension of a person's driving privilege for the offense
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HB 2371	Curtis	Specifies penalties for school superintendents who fail to attend hearings of the general assembly after receiving official invitations
HB 2476	Curtis	Modifies provisions relating to the sunshine law.
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HCS HBs 2523 & 2524		Modifies provisions for the sunshine law and creates the transparency division within the attorney general to monitor sunshine law violations by state agencies.
HB 2527	Rhoads	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL
HB 2535	Plocher	Establishes provisions relating to sports wagering
HB 2560	Pike	Prohibits the sale of baby crib bumper pads
HB 2588	Curtis	Modifies provisions of law relating to campaign finance
HB 2622	Evans	Requires prescriptions for controlled substances to be issued electronically, with certain exceptions
HB 2651	Roden	Allows law enforcement agencies to establish boundaries for tactical law enforcement operations and prohibits live video broadcast of events within such boundaries
HCS HB 2671		Adds provisions relating to the payment of certain claims
HB 2676	Houghton	Authorizes the Department of Agriculture to assess civil penalties for violations of provisions regarding the sale of eggs
HB 2731	Smith 163	Changes the laws regarding the Cancer Information Reporting System
		CIVIL PROCEDURE
SB 546	Munzlinger	Modifies provisions of civil procedure regarding joinder and venue
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 554	Dixon	Adds the city of Springfield to the list of political subdivisions subject to certain provisions relating to nuisance actions
CCS HCS SB 569		Modifies provisions relating to trusts and estates

No.	Author	Subject
SB 580	Libla	Allows legally required notice to be published on a website established and maintained by the Secretary of State
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
SCS SB 596		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property
SB 654	Sifton	Requires every individual who is 17 years or older and is arrested for a felony offense to provide a biological sample for DNA profiling and creates a procedure for certain persons who have had their samples collected to request expungement
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
SB 678	Eigel	Provides that defendants in tort actions shall only be held severally liable and not jointly
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 732	Sifton	Exempts awards from personal injury lawsuits from attachment and execution in bankruptcy
SB 778	Rowden	Provides that an insurer who deposits the limits of coverage amount with the court shall not be liable for an amount in excess of the insurer's contractual coverage limits in an interpleader action
HCS SB 780		Modifies provisions relating to political subdivisions
SB 792	Nasheed	Modifies provisions relating to prostitution
HCS SB 793		Modifies provisions relating to court proceedings
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
SB 809	Koenig	Requires a defendant served after the statute of limitations has expired for wrongful death or medical negligence claims to be served within one hundred eighty days after the petition has been filed
SCS SB 813		Modifies the offense of peace disturbance and allows a civil action against a person who commits the offense of peace disturbance and obstructs a highway or access to emergency medical services
SCS SB 822		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SB 831	Rowden	Modifies laws regarding arbitration agreements between employers and at-will employees
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
SB 895	Wieland	Modifies the amount of interest that can be collected on a judgment balance in civil actions
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 934	Hegeman	Changes the statute of limitations for personal injury claims from five years to three years
SB 942	Wieland	Modifies provisions relating to trust accounts that are health savings accounts, when a trustee may terminate a trust because the value of the trust is deemed insufficient, and no contest clauses
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
SB 1046	Crawford	Modifies provisions relating to child protection orders
SB 1079	Hegeman	Prohibits a person from bringing a claim for injuries caused by silica unless the person can present certain evidence
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HCS HB 1263		Proposes mandatory placement of first aid trauma kits in public buildings
HCS HB 1264		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
HB 1279	Beck	Changes the laws regarding the safekeeping of personal information
HB 1314	White	Modifies provisions relating to unlawful discrimination
HB 1317	Mitten	Modifies provisions relating to unlawful discriminatory practices
HB 1351	Beard	Specifies that a responsive pleading must be filed in any motion to modify a child support, spousal maintenance, or child custody judgment
HCS HB 1356		Allows certain specially appointed persons who serve court orders to collect the charge for such service
HB 1401	DeGroot	Adds provisions relating to a claim for breach of implied warranty of habitability by a tenant of rental property
HB 1402	DeGroot	Modifies provisions relating to arbitration agreements
HB 1406	DeGroot	Repeals a provision relating to insurance.
HB 1407	DeGroot	Modifies provisions relating to the collateral source rule
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1441	Baringer	Permits the use of hemp oil for the treatment of certain impairments
HB 1501	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $100,000 or more in currency
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings

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No.	Author	Subject
HB 1515	McCann Beatty	Modifies provisions related to protections for whistleblowers and payments out of the state legal expense fund
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1577		Changes the laws relating to labor organizations
HB 1578	Kolkmeyer	Modifies provisions relating to civil procedure in tort claims
HCS HB 1611		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
HCS HB 1645		Modifies provisions relating to actions for damages due to exposure to asbestos
HB 1655	Cornejo	Changes the law regarding assignments for benefit of creditors
HB 1684	DeGroot	Modifies provisions relating to damages in wrongful death actions
SCS HB 1691		Modifies the appeal procedure for decisions by the public service commission
HB 1709	Green	Creates a tort cause of action for injuries that result from harassment in the workplace
HCS HB 1720		Modifies provisions relating to donated fire equipment and immunity
HB 1759	Pogue	Establishes the Enforce the Laws Act authorizing the General Assembly to file a civil action for relief upon the passage of a resolution finding that the Governor has not taken care to faithfully execute the law
HCS HB 1793		Modifies provisions relating to the service of process after the statute of limitations has expired for filing certain actions
HB 1851	Newman	Modifies provisions relating to unlawful discriminatory practices
HB 1863	Trent	Modifies provisions relating to civil procedure
HB 1864	Trent	Modifies provisions relating to judgment interest rates
HB 1891	Wessels	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1905	Walker 003	Establishes a procedure for the removal and disposal of abandoned aircraft on airport property
HB 1923	Hill	Changes the laws relating to labor organizations
HB 1933	McCann Beatty	Modifies provisions relating to unlawful discriminatory housing practices
HB 1938	Franks Jr.	Creates civil rights for homeless persons.
HB 1963	McDaniel	Establishes the Veterans Home Resident Monitoring Care Act
HB 1965	DeGroot	Modifies provisions relating to statutes of limitations
HCS HBs 2061 & 2219		Establishes the offense of causing a false emergency response and establishes civil liability for damages resulting therefrom
HB 2089	Gregory	Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HB 2108	Trent	Prohibits actions for personal injury or death from being brought under the Merchandising Practices Act
HB 2109	Trent	Specifies that actions against attorneys and law firms for malpractice shall be brought within two years
HCS HB 2119		Modifies provisions relating to punitive damages
HB 2159	Hurst	Prohibits a person from transporting a minor across state lines to obtain an abortion without the consent required by state law
HB 2160	Hurst	Abolishes the doctrine of adverse possession in Missouri

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2190	Ellington	Prohibits employers from discriminating in providing compensation based on gender for the same work
HB 2236	Newman	Establishes the Women's Right to the Pill Act
HB 2273	White	Specifies that the standard of proof to award punitive damages in actions against health care providers is by clear and convincing evidence
HB 2338	Ellebracht	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HB 2363	Rowland 029	Prohibits certain settlement agreements that contain confidentiality agreements
HB 2387	Rehder	Changes the laws regarding the recovery of costs and attorney fees by the prevailing party in certain civil actions
HCS HB 2434		Changes provisions regarding punitive damages against health care providers
HB 2448	Korman	Allows a property owner to present evidence and argue the value of the future use of the property to be taken in a condemnation proceeding
HB 2507	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $50,000 or more in currency
HCS HBs 2523 & 2524		Modifies provisions for the sunshine law and creates the transparency division within the attorney general to monitor sunshine law violations by state agencies.
HCS HB 2552		Prohibits arbitration agreements from being confidential and nondisclosable if the claims apply to certain offenses or discrimination or harassment based upon any protected status
HB 2570	Walker 074	Modifies provisions relating to the Criminal Activity Forfeiture Act
HB 2579	Washington	Changes the laws regarding landlord-tenant actions
HB 2623	Brattin	Creates a cause of action for the attorney general or aggrieved individuals when certain public entities ban or restrict the celebration of a federal holiday.
HB 2635	Reiboldt	Establishes the Silica Claims Priorities Act
HCS HB 2671		Adds provisions relating to the payment of certain claims
		CIVIL RIGHTS
SB 584	Nasheed	Modifies provisions relating to civil war property
SB 585	Nasheed	Modifies provisions relating to unlawful discriminatory practices
SB 605	Schupp	Modifies provisions relating to unlawful discriminatory practices in housing
SB 620	Hummel	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SB 725	Emery	Creates the "Academic Freedom and Whistleblower Protection Act"
SB 753	Schupp	Bars discrimination based on sexual orientation or gender identity
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 945	Nasheed	Creates the Bill of Rights for the Homeless
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 1053	Koenig	Prohibits restrictions on freedom of speech and religion in public places
SCR 28	Schupp	Calls on the Chinese Government to end the practice of organ harvesting from prisoners
SCR 41	Schupp	Ratifies the Equal Rights Amendment to the United States Constitution

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1314	White	Modifies provisions relating to unlawful discrimination
HB 1317	Mitten	Modifies provisions relating to unlawful discriminatory practices
HCS HBs 1360 & 2100		Modifies provisions relating to unlawful discriminatory practices
HB 1543	Ellington	Designates May 19 as "Malcolm X Observation Day" in Missouri
HB 1544	Ellington	Designates May 19 of each year as "El-Hajj Malik El-Shabazz Observation Day" in Missouri
HB 1586	Franks Jr.	Establishes the "Protestors' Bill of Rights"
HB 1709	Green	Creates a tort cause of action for injuries that result from harassment in the workplace
HB 1760	Pogue	Establishes the "Second Amendment Preservation Act"
HB 1782	Ellington	Changes certain laws regarding complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation or gender identity
HB 1848	Kidd	Specifies how courts may rule in contractual disputes involving the law of other countries
HB 1851	Newman	Modifies provisions relating to unlawful discriminatory practices
HB 1933	McCann Beatty	Modifies provisions relating to unlawful discriminatory housing practices
HB 1938	Franks Jr.	Creates civil rights for homeless persons.
HCS HB 1940		Establishes the Cronkite New Voices Act
HB 1995	Roberts	Establishes the Joint Committee on Unsolved Civil Rights Cases
HB 2172	Dogan	Establishes the "Fourth Amendment Affirmation Act"
HB 2190	Ellington	Prohibits employers from discriminating in providing compensation based on gender for the same work
HB 2193	Franks Jr.	Creates the veterans' bill of rights.
HB 2253	Stephens 128	Modifies provisions relating to complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation
HCS HB 2284		Modifies the Campus Free Expression Act
HB 2311	Merideth 080	Modifies provisions relating to unlawful discrimination
HB 2402	Brattin	Establishes the "Fourth Amendment Rights Protection Act."
HB 2423	Moon	Expands the Campus Free Expression Act
HB 2508	Green	Establishes the Missouri office of equal opportunity in statute
HB 2589	Rehder	Provides that no political subdivision shall enact an ordinance that infringes on a person exercising his or her First Amendment rights in a public place
HB 2606	Curtis	Specifies that an internship is considered employment under the Missouri Human Rights Act
HB 2715	Moon	Prohibits political subdivisions from enacting ordinances that would prohibit protests outside health care facilities
HCR 56	Morgan	Establishes Missouri's ratification of the Equal Rights Amendment to the United States Constitution
HCR 68	Newman	Condemns and disapproves of hate groups
HCS HCR 86		Formally denounces the infamous Dred Scott decision.
		COMPACTS
SS SB 704		Modifies provisions relating to political subdivisions

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 733	Sifton	Establishes the Psychology Inter-jurisdictional Compact
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 931	Riddle	Authorizes Missouri to become a member state of the Recognition of EMS Personnel Licensure Interstate Compact
CCS HCS SB 951		Modifies provisions relating to health care
SB 1080	Rizzo	Modifies provisions related to the Interstate Compact for Parolees and Probationers
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1479	Brattin	Implements the Streamlined Sales and Use Tax Agreement and dedicates the resulting revenue to the State Road Fund
HB 1629	Evans	Provides that a doctoral degree from programs accredited or provisionally accredited by the Psychological Clinical Science Accreditation System are acceptable for licensure as a psychologist if the program meets certain requirements
HB 1662	Swan	Enacts the Recognition of EMS Personnel Licensure Interstate Compact (REPLICA)
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1809	Tate	Changes the laws regarding the Bi-state Metropolitan Development District compact by adding Franklin County
HB 1836	Adams	Implements the Streamlined Sales and Use Tax Agreement
HB 1896	Swan	Establishes the Psychology Interjurisdictional Compact
HB 1921	Carpenter	Adopts an agreement to elect the president by national popular vote
HB 2162	Brown 027	Implements the Streamlined Sales and Use Tax Agreement
HB 2269	Love	Implements the Streamlined Sales and Use Tax Agreement
HB 2398	Grier	Enacts the Interstate Compact for the Temporary Licensure of Professionals
HB 2609	Schroer	Modifies provisions relating to the supervision of parolees and probationers
		CONSERVATION, DEPARTMENT OF
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SJR 19	Munzlinger	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
SJR 20	Munzlinger	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
HB 1657	Basye	Allows nonresident landowners to receive resident landowner hunting and fishing privileges
HB 2480	Rhoads	Repeals the yield tax on certain forestry products
HJR 70	Houghton	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission

No.	Author	Subject
HJR 95	Hill	Proposes a constitutional amendment to modify the membership of the Conservation Commission
		CONSTITUTIONAL AMENDMENTS
SCS SB 893		Modifies the initiative and referendum process
SCR 32	Holsman	Requests Congress to call an Article V Convention of the States
SCR 41	Schupp	Ratifies the Equal Rights Amendment to the United States Constitution
SJR 19	Munzlinger	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
SJR 20	Munzlinger	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
SJR 21	Chappelle-Nadal	Requires the question of whether to recall the county executive to be submitted to voters in St. Louis County
SJR 22	Emery	Requires the Senate, beginning January 1, 2019, to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SJR 23	Silvey	Allows for a property tax exemption for one hundred percent disabled veterans
SJR 24	Silvey	Modifies the number of members of the General Assembly and limits service in the General Assembly to sixteen years in any proportion between the House and Senate
SJR 25	Romine	Reduces the time period after which new members of an organization are allowed to manage a bingo game
SJR 26	Holsman	Creates new constitutional provisions relating to campaign finance disclosure requirements
SJR 27	Holsman	Modifies term limits and imposes a gift ban for members of the General Assembly
SJR 28	Hegeman	Provides that a nonpartisan judicial commission shall submit to the Governor a list of all qualified nominees, rather than a list of three nominees, to fill a judicial vacancy in a court under the nonpartisan court plan
SJR 29	Schupp	Modifies term limits for members of the General Assembly
SJR 30	Koenig	Eliminates income taxes and replaces them with an expanded sales and use tax
SJR 31	Eigel	Places a cap on annual appropriations and reduces income tax rates based on revenue growth
SJR 32	Curls	Requires certain statewide elected officials, members of the General Assembly, and judges to receive cost-of-living adjustments if such adjustments are provided to all state employees
SJR 33	Eigel	Prohibits implementation of any program providing a public benefit without an appropriation
SJR 34	Hoskins	Allows for a property tax exemption for one hundred percent disabled veterans
SJR 35	Cierpiot	Requires the joint election of the Governor and Lt. Governor
SCS SJR 36		Authorizes a sales tax for law enforcement on state highways
SJR 37	Kehoe	Modifies Constitutional provisions relating to the General Assembly
SJR 38	Kehoe	Prohibits a reapportionment official from accepting compensation from certain entities, but provides for such official's compensation
SJR 39	Kehoe	Modifies Constitutional provisions relating to reapportionment of the General Assembly
SJR 40	Rowden	Creates new constitutional amendment relating to labor organizations
HCS HB 1289		Modifies provisions for ballot initiatives and referendums.
HCR 55	Basye	Applies to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCR 61	Berry	Applies to the United States Congress to call a convention for the exclusive purpose of proposing an amendment to the Constitution of the United States of America that will restore free and fair elections.
HCR 91	Pogue	Urges Congress to repeal the 16th and 17th amendments to the United States Constitution
HCR 92	Pogue	Submits to Congress a proposed amendment to the U.S. Constitution to define marriage as between a man and a woman
HCR 97	Dogan	Denounces submitting a constitutional amendment to all voters in the state regarding whether to consolidate St. Louis City and St. Louis County
HCR 103	Marshall	Submits to Congress a proposed amendment to the U.S. Constitution regarding the right to life
HJR 47	Stacy	Proposes a constitutional amendment changing how judges are selected to certain courts
HJR 48	Stacy	Changes the constitutional provisions regarding ballot initiatives and referendums.
HJR 49	Stacy	Requires the Senate, beginning January 1, 2021, to try all impeachments except for impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
HJR 50	Plocher	Proposes a constitutional amendment that changes the term limits for members of the general assembly.
HJR 51	Plocher	Proposes a constitutional amendment that changes the term limits for state officials.
HJR 52	Lichtenegger	Modifies length of terms and term limits for members of the General Assembly
HJR 53	Moon	Proposes a constitutional amendment regarding the right to life
HJR 54	Hill	Proposes a constitutional amendment to extend the due date of personal property taxes to the last day of February
HJR 55	Shumake	Proposes a constitutional amendment eliminating the prohibition on the use of public funds for the benefit of any religious or sectarian educational purpose
HJR 56	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.
HJR 57	Carpenter	Proposes a constitutional amendment exempting from taxation certain real and personal property owned by a veteran with a total service-connected disability
HJR 58	Brattin	Authorizes a property tax exemption for individuals who have owned real property for thirty years and individuals who have owned personal property for ten years
HJR 59	Brown 057	Proposes a constitutional amendment to reduce the amount of time a person is required to be a member of an organization in order to participate in the management of a bingo game
HJR 60	Cross	Proposes a constitutional amendment to eliminate taxation on personal property
HJR 61	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.
HJR 62	Sommer	Modifies the exclusions from "lucrative office or employment" for senators and representatives holding employment other than their elected office.
HJR 63	Gregory	Modifies provisions relating to property taxes for veterans.
HJR 64	Merideth 080	Proposes a constitutional amendment to specify that cash-only bonds shall not be deemed sufficient surety for bail
HJR 65	Ellington	Proposes a constitutional amendment to require public approval in the relevant county before authorizing tax increment financing
HJR 66	Dohrman	Proposes a constitutional amendment to reduce the terms of office for members of the state board of education from eight-year terms to four-year terms
HJR 67	Merideth 080	Proposes a constitutional amendment establishing nonpartisan procedures for apportioning the state into state legislative and United States Congressional districts on the basis of population
HJR 68	Swan	Changes the law regarding Governor-appointed board members and their powers before Senate confirmation.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 69	Sommer	Proposes a constitutional amendment to extend the due date of real and personal property taxes to the last weekday of February
HJR 70	Houghton	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
HJR 71	Houghton	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
HJR 72	Moon	Proposes a constitutional amendment to require that the conservation sales tax be renewed by voters every six years
HJR 73	Messenger	Proposes a constitutional amendment to make state revenue deposited into the state road fund subject to appropriation by the general assembly
HJR 74	Messenger	Proposes a constitutional amendment to authorize the highways and transportation commission to construct toll roads and impose and collect tolls on interstates and four-lane roadways
HJR 75	Messenger	Proposes a constitutional amendment to direct proceeds from an overweight fee for garbage trucks to the newly established Farm to Market Fund
HJR 76	Marshall	Proposes a constitutional amendment prohibiting searches of persons upon entering the Missouri State Capitol or on capitol grounds
HJR 77	Marshall	Specifies that any issue to increase any tax, license, fee, or levy requiring voter approval under Article X of the Missouri Constitution must be placed on the ballot only on the general election day
HJR 78	Frederick	Creates a new constitutional standard for regulatory takings where land use regulations cause a diminution in value to real property.
HJR 79	Brattin	Proposes a constitutional amendment specifying that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HJR 80	Christofanelli	Constitutional amendment changing the percentage of votes required to approve Constitutional amendments.
HJR 81	McDaniel	Proposes a constitutional amendment to make medical marijuana legal in the state of Missouri for certain patients
HJR 82	Gregory	Proposes a constitutional amendment that requires an entire initiative petition measure to be held as invalid if a portion of such measure is invalidated by any court.
HJR 83	Messenger	Proposes a constitutional amendment to direct increased funding from motor vehicle registration fee adjustments for inflation to a farm to market fund, a port development fund, the state road bond fund, and the highway patrol.
HCS HJR 84		Proposes a constitutional amendment to authorize a four-tenths percent sales and use tax whose revenues will be dedicated to the certain law enforcement funds
HJR 85	Korman	Proposes a constitutional amendment prohibiting toll roads and toll facilities in the state
HJR 86	Curtis	Proposes a constitutional amendment to decriminalize the possession and consumption of marijuana by a person twenty-one years of age or older
HJR 87	Basye	Proposes a constitutional amendment to allow nonresident landowners to receive resident landowner hunting and fishing privileges
HJR 88	McDaniel	Proposes a constitutional amendment specifying that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HJR 89	Sommer	Modifies provisions for initiative petitions and referendums.
HJR 90	Sommer	Modifies provisions for initiative petitions and referendums.
HJR 91	Pogue	Proposes a constitutional amendment which would allow an elected official of this state or any of its political subdivisions to be removed from office by recall petition.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 92	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws
HJR 93	Pogue	Changes the laws regarding the amount of property tax state entities pay on state lands
HJR 94	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws.
HJR 95	Hill	Proposes a constitutional amendment to modify the membership of the Conservation Commission
HCS HJR 96		Proposes a constitutional amendment to raise the motor fuel tax to twenty-seven cents per gallon
HCS HJR 97		Proposes a constitutional amendment to raise the motor fuel tax to twenty-nine cents per gallon on diesel and twenty-seven cents per gallon on all other motor fuel.
HJR 98	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HJR 99	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HCS HJR 100		Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HJR 101	Smith 085	Proposes a constitutional amendment changing how judges are selected to certain courts
HJR 102	Corlew	Proposes a constitutional amendment to authorize the highways and transportation commission to impose and collect tolls on bridges and highways in metropolitan areas for the purpose of managing congestion.
HJR 103	Taylor	Proposes a constitutional amendment to prohibit individuals from being required to join labor organizations as a condition of employment
HJR 104	Pogue	Proposes a constitutional amendment to limit general revenue appropriations and mandate state income tax rate reductions in certain situations
		CONSTRUCTION AND BUILDING CODES
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings
HB 2451	Cross	Changes the laws regarding the issuance of certain building permits
		CONSUMER PROTECTION
HCS SB 575		Modifies provisions relating to healthcare services
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SB 594	Wieland	Exempts certain types of commercial insurance lines from filing requirements with respect to rates, rate plans, modifications, and manuals
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 708	Schatz	Modifies provisions relating to motor vehicle financial responsibility
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 738	Schupp	Modifies the law relating to consumer credit interest rates

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 799	Wallingford	Allows a parent, guardian, or conservator to request a security freeze from a consumer credit reporting agency on behalf of their child
SB 852	Wallingford	Requires health insurers to update their electronic and paper dental services provider materials available to plan members and potential members
SCS SB 860		Modifies provisions relating to short-term major medical insurance
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
SB 914	Crawford	Specifies that agreement to receive notice and correspondence regarding portable electronics insurance by electronic means shall be determined in accordance with the Uniform Electronic Transactions Act
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
SB 943	Wieland	Modifies provisions of the Missouri Preneed Funeral Contract Act
SB 955	Cunningham	Modifies provisions relating to reductions in automobile insurance coverage
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 1010	Rowden	Applies all current motorcycle and all-terrain vehicle franchise practice provisions to "powersport vehicles"
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
HB 1258	Schroer	Requires health carriers to establish and participate in a health care service incentive program
HB 1279	Beck	Changes the laws regarding the safekeeping of personal information
HCS HB 1381		Establishes procedures relating to financial accreditation standards for insurance companies and an insurance group's corporate governance
HB 1474	Brattin	Eliminates tenure for new employees at public institutions of higher education and specifies information that public institutions of higher education must make available to the public
HB 1541	Morris 140	Changes the laws regarding consumer credit interest rates.
HCS HB 1542		Prohibits certain actions by pharmacy benefits managers
HB 1546	Ellington	Requires all food and food products sold in Missouri that are or contain genetically modified products to be labeled as such
HB 1547	Davis	Changes the laws regarding unsecured loans of $750 or less, commonly known as payday loans
HB 1659	Eggleston	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
HB 1703	Green	Establishes the Bonding Review Board to determine whether sufficient financial assets exist to back individual sureties and to rate providers of individual sureties
HB 1811	Smith 085	Establishes the College Credit Disclosure Act that requires a higher education institution to disclose its unaccredited status to students before enrollment
SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
HCS HB 1915		Modifies provisions relating to the no-call list.
HB 1931	Tate	Authorizes a parent or guardian of a minor to request a security freeze on the minor's credit report
HB 1932	Stevens 046	Changes the laws regarding consumer credit interest rates

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No.	Author	Subject
HB 1971	Unsicker	Prohibits the sale of baby crib bumper pads
HB 1988	Ellington	Establishes the Customer Utility Protection Act
HCS HB 2125		Establishes the "Right to Shop Act"
HB 2126	Helms	Requires health care providers to provide a cost estimate for health care services or procedures prior to the provision of such services or procedures
HB 2136	Messenger	Establishes the Missouri Freedom to Choose Health Care Act
HB 2204	McCreery	Changes the laws regarding consumer products so that certain manufacturers are required to provide repair information to certain individuals and businesses
HB 2226	Schroer	Establishes the Litigation Financing Consumer Protection Act
HB 2227	Berry	Establishes the Taxpayer Protection Act, which implements protocols on persons who prepare tax returns for others
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2254	Korman	Changes the laws regarding consumer products so that certain individuals and businesses have a right to repair information from certain manufacturers
HB 2264	Stacy	Changes the laws regarding the safekeeping of personal information
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HB 2424	Anders	Changes the law regarding sales signs on store shelves
HB 2498	Helms	Modifies provisions relating to the Health Care Cost Reduction and Transparency Act
HB 2560	Pike	Prohibits the sale of baby crib bumper pads
HB 2563	Plocher	Changes the law regarding automatically renewed transactions by requiring certain notice be given to the consumer
HCS HB 2657		Changes the law regarding unsecured loans of five hundred dollars or less
HCR 84	Quade	Urges Congress to pass legislation reinstating net neutrality
		CONTRACTS AND CONTRACTORS
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SB 636	Chappelle-Nadal	Requires St. Louis City and St. Louis County to increase the number of contracts awarded to women's and minority business enterprises
CCS HCS SB 660		Modifies the law relating to mental health
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 703	Hegeman	Modifies bidding procedures for state purchasing from qualified organizations for the blind and sheltered workshops
SS SB 704		Modifies provisions relating to political subdivisions
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
HCS SB 727		Requires that the comprehensive state energy plan be reviewed by the Division of Energy by January 1, 2020, and biennially thereafter, and updated if necessary
SCS SB 730		Establishes the Rate Case Modernization Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 736	Schatz	Creates new provisions related to conditioning eligibility for certain contracts
SB 770	Hegeman	Modifies competitive bidding requirements applicable to counties
SCS SB 790		Creates provisions relating to the registering of roofing contractors
SB 805	Crawford	Allows minors to contract to open a bank account
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SCS SB 849		Prohibits public bodies from entering into certain contracts
SB 915	Crawford	Modifies provisions relating to contingency fee contracts entered into by the state
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 943	Wieland	Modifies provisions of the Missouri Preneed Funeral Contract Act
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SB 1019	Eigel	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
SB 1088	Rowden	Modifies the Uniform Agents Athlete Act
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HB 1282	Beck	Modifies provisions of law relating to project labor agreements
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1462	Davis	Changes the law regarding preference given to disabled veterans with state and political subdivision contracts.
HB 1512	Corlew	Changes the Uniform Arbitration Act regarding agreements between employers and at-will employees
HB 1598	Fraker	Modifies provisions relating to preneed contracts
HCS HB 1654		Limits contingency fees a private attorney may receive from contingency fee contracts with the state
HB 1692	Miller	Changes the laws regarding port authorities procuring professional services
HB 1702	Green	Establishes the Missouri Prompt Pay Act relating to payment dates for contractors and subcontractors
HB 1715	Phillips	Changes the laws regarding contracts to allow certain foster children to open bank accounts

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1848	Kidd	Specifies how courts may rule in contractual disputes involving the law of other countries
HB 1861	Dohrman	Requires superintendents and assistant superintendents to be employed by school districts only by written contracts
HB 1887	Bahr	Prohibits a property owners' association from preventing a property owner from placing political signs on his or her property
HB 1926	Henderson	Modifies provisions relating to public contracts
HB 2028	Houx	Creates provisions relating to the registration of roofing contractors
HB 2029	Beck	Creates preference for bidders who are residents of Missouri when bidding on projects for the state, its agencies, and political subdivisions
HCS HB 2088		Prohibits covenants not to compete
HB 2107	Cornejo	Creates provisions relating to the registering of roofing contractors
SS SCS HCS HB 2140		Modifies provisions for public contracts for purchasing supplies.
HB 2156	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 2179	Richardson	Prohibits public bodies from entering into certain contracts.
HB 2199	Neely	Changes the laws regarding managed care under the MO HealthNet program
HB 2204	McCreery	Changes the laws regarding consumer products so that certain manufacturers are required to provide repair information to certain individuals and businesses
HB 2226	Schroer	Establishes the Litigation Financing Consumer Protection Act
HCS HB 2239		Modifies provisions relating to electrical contractors
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2254	Korman	Changes the laws regarding consumer products so that certain individuals and businesses have a right to repair information from certain manufacturers
HB 2331	Houx	Allows roofing contractors to take an examination testing the individual's knowledge of general roofing practices
HCS HB 2332		Modifies provisions relating to bidding on construction projects authorized by school districts
HB 2363	Rowland 029	Prohibits certain settlement agreements that contain confidentiality agreements
HB 2386	Reiboldt	Extends sovereign immunity to contractors and subcontractors of the department of transportation when the contractors are performing governmental services previously performed by the department of transportation
HB 2453	Austin	Changes the laws regarding surety bonds for public work contracts
HB 2563	Plocher	Changes the law regarding automatically renewed transactions by requiring certain notice be given to the consumer
HB 2639	Green	Establishes programs in the Department of Economic Development to assist minority business enterprises
HB 2645	Trent	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
HCS HB 2673		Creates a statewide license for mechanical contractors
HB 2687	Rowland 029	Prohibits public entities from contracting with Chinese entities that are under FBI investigation or have been investigated by the FBI for intellectual property theft.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2720	McCreery	Prohibits livestock production contracts from containing confidentiality provisions
HB 2730	Andrews	Changes the law regarding public works contracts
		COOPERATIVES
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 2617	Trent	Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
		CORPORATIONS
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 642	Emery	Modifies provisions relating to ratemaking for public utilities
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SS#2 SB 674		Modifies several provisions relating to taxation
SB 676	Eigel	Requires not for profit entities and nonprofit corporations to make their financial statements available to the public if the entity enters into a contract or agreement with the state or any political subdivision
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
SCS SB 730		Establishes the Rate Case Modernization Act
SB 754	Schupp	Creates new provisions allowing for the creation of benefit corporations
CCS HCS SB 773		Modifies provisions relating to taxation
SS#2 SCS SB 802		Modifies provisions relating to women's and minority business enterprises
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
CCS SB 884		Modifies provisions relating to taxation
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SCR 43	Munzlinger	Urges the Missouri Public Service Commission to reaffirm state policies relating to natural gas hedging
SJR 26	Holsman	Creates new constitutional provisions relating to campaign finance disclosure requirements
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1571	Davis	Prohibits a court from authorizing a foreclosure or court-ordered sale of a member's interest in a limited liability company to satisfy a payment owed to a judgment creditor
HB 1704	Green	Requires gas corporations to repair pipelines and equipment necessary for a customer to benefit from the service even if the customer is not up to date with payments
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
SCS HB 1800		Changes provisions of law relating to the public service commission's complaint procedure
HCS HB 1975		Changes the laws regarding businesses established from agreements between political subdivisions by limiting such a business's conduct to the purposes of its formation or subjecting the business to for-profit status
HB 2502	Carpenter	Changes the laws regarding taxation
HB 2576	Johnson	Reduces the corporate income tax rate for a company that creates a specified number of jobs
HCS HB 2638		Changes the laws regarding the taxable income of corporations
HB 2669	Austin	Creates new provisions allowing for the creation of benefit corporations
HB 2691	Messenger	Changes the laws regarding taxation
HB 2738	Pogue	Changes the highest income tax rate for individuals to five percent and changes the income tax rate for corporations to five percent
		CORRECTIONS, DEPARTMENT OF
SB 583	Nasheed	Modifies provisions relating to costs reimbursed to county jails by the state
SB 595	Wieland	Repeals the death penalty
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 777	Koenig	Sets a maximum amount of state reimbursement to county governments who hold certain prisoners who are not charged with dangerous felonies or murder
SB 803	Nasheed	Regulates the use of physical restraints on pregnant or postpartum offenders
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SCS SB 1007		Modifies the merit system
HB 1344	Hill	Modifies provisions relating to private probation services for misdemeanor offenders
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
HB 1437	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1476	Brattin	Requires all inmates receiving an on-site non-emergency medical examination or treatment from correctional center personnel to be charged fifty cents per visit
HB 1579	Franks Jr.	Modifies provisions relating to good time credit for offenders committed to the department of corrections
HB 1627	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1869	Kelley 127	Requires first-time offenders of certain dangerous felonies to serve a minimum of 50% of their sentence
HB 1986	Ellington	Requires the Department of Corrections to perform specified actions to improve the ability of working inmates to obtain employment upon release from incarceration
HB 2198	Neely	Requires lethal injections to be administered in a manner that allows consenting inmates to donate organs
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HB 2493	Mosley	Requires a monthly report of all misdemeanor and felony charges or convictions within a correctional center
HB 2499	Hansen	Modifies provisions relating to videoconferencing at parole hearings
HB 2546	Hurst	Adds provisions relating to labor performed by offenders
HB 2566	Hansen	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
HB 2609	Schroer	Modifies provisions relating to the supervision of parolees and probationers
HB 2632	Dinkins	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
		COSMETOLOGY
SB 613	Koenig	Provides that the practice of cosmetology does not include hair braiding
HB 1367	Basye	Allows licensees to obtain duplicate licenses from the board of cosmetology and barber examiners
HB 1400	DeGroot	Provides that the practices of cosmetology and barbering do not include shampooing
SS#2 SCS HCS HB 1500		Modifies provisions relating to the practice of cosmetology and barbering
HB 1794	Grier	Changes the laws regarding barber licenses
HB 2308	Hannegan	Provides that the practices of cosmetology and barbering do not include shampooing
HB 2392	McCann Beatty	Allows public access to investigations and complaints into holders of licenses in cosmetology and barbering
		COUNSELING
SB 616	Rowden	Prohibits law enforcement and emergency personnel peer support specialists from disclosing confidential information
SB 785	Nasheed	Creates provisions relating to student mental health at public institutions of higher education
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
HCS SCS SB 846		Modifies provisions relating to professional registration
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1376	Walsh	Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HCS HB 1411		Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HCS HB 1663		Allows school districts to establish comprehensive school counseling programs for students attending school in the district
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 2205	Helms	Allows licensed professional counselors to be reimbursed for mental health services provided to eligible adults under MO HealthNet
HB 2740	Curtis	Requires employers of first responders to provide employee assistance programs
HCS HCR 57		Designates the first week of February each year as Missouri School Counseling Week
		COUNTIES
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 583	Nasheed	Modifies provisions relating to costs reimbursed to county jails by the state
SB 599	Schatz	Modifies the law pertaining to prevailing wage
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SB 650	Romine	Corrects the description of St. Francois County in a provision of law regarding expenditures from a county's special road and bridge tax
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
SB 686	Chappelle-Nadal	Modifies the law relating to the investment policies of the state
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SS SB 704		Modifies provisions relating to political subdivisions
SB 757	Schatz	Authorizes the addition of Franklin County to the interstate compact creating the Bi-State Metropolitan Development District
SB 770	Hegeman	Modifies competitive bidding requirements applicable to counties
SB 777	Koenig	Sets a maximum amount of state reimbursement to county governments who hold certain prisoners who are not charged with dangerous felonies or murder
HCS SB 780		Modifies provisions relating to political subdivisions
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 853	Wallingford	Prohibits political subdivisions from regulating auxiliary containers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 854	Wallingford	Modifies provisions relating to emergency communication services
SB 889	Rowden	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 941	Romine	Requires counties and municipalities to engage in floodplain management
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SCS SB 1007		Modifies the merit system
SB 1012	Sater	Modifies provisions relating to emergency service boards
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SB 1063	Rizzo	Modifies provisions relating to emergency service districts
SB 1065	Eigel	Modifies provisions relating to certain county convention and sports facilities authorities
SB 1070	Crawford	Provides that county commissions shall use a portion of the cemetery trust fund's principal to maintain and beautify cemeteries
SJR 21	Chappelle-Nadal	Requires the question of whether to recall the county executive to be submitted to voters in St. Louis County
HB 1269	Lichtenegger	Changes the laws regarding the ability of counties to issue ordinances
HB 1270	Lant	Allows any county to vote to exempt political subdivisions and public institutions of higher education engaged in the construction of public works wholly within the county from the prevailing wage law
CCS SS SCS HB 1291		Revises the definition of counties exempt from certain requirements of the county special road and bridge tax
HB 1335	Peters	Establishes the Money Bail Reform Act of 2018
HB 1336	Peters	Modifies provisions relating to the costs chargeable to the state by counties and the city of St. Louis for the boarding of certain prisoners
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
SS HB 1504		Requires certain counties to adopt ordinances regulating land use around National Guard training centers.
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings
HB 1561	Andrews	Exempts counties of the third and fourth classification from the prevailing wage laws
HB 1562	Andrews	Exempts counties of the third and fourth classification from prevailing wage laws for the construction of public works that are less than $500,000
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1646	Eggleston	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HB 1809	Tate	Changes the laws regarding the Bi-state Metropolitan Development District compact by adding Franklin County

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1829	Houghton	Changes the laws regarding guardianship proceedings by requiring the state to reimburse the county for certain court costs
HB 2082	Newman	Creates provisions requiring permits to purchase firearms
HB 2110	Rone	Increases the reward a county commission may offer for the apprehension of a felon from $500 to $100,000
HB 2182	Gannon	Requires all counties and municipalities to participate in the National Flood Insurance Program and modifies provisions relating to floodplain management
HB 2235	Newman	Requires counties to establish civilian review boards and modifies provisions relating to civilian review boards
HB 2243	Houghton	Modifies certain provisions relating to county recording fees
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2329	Chipman	Changes the laws regarding county budgets
HB 2352	Fraker	Changes the law regarding county revenues dedicated to roads by expanding the purposes for which such revenues may be used
HB 2357	Haefner	Specifies the law to be used to incorporate unincorporated areas into St. Louis County if St Louis City changes its form of governance to become a city within St. Louis County
HB 2377	Houghton	Allows taxpayers to designate another person to receive the taxpayer's property tax statements
HB 2394	Ross	Changes the laws regarding the Missouri Board on Geographic Names and Local Records Board
HB 2469	Peters	Modifies provisions relating to boarding of prisoners
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2668	Hannegan	Modifies provisions for tax levies by a county for the county convention and sports facilities authority.
HB 2677	Chipman	Changes the laws regarding counties
HB 2725	Korman	Modifies provisions relating to the powers and duties of the Emergency Services Board
		COUNTY GOVERNMENT
SS SCS SB 568		Modifies provisions relating to salaries for certain county officials
SS SCS SB 592		Modifies several provisions relating to elections
SB 665	Schatz	Modifies the law relating to vacancies in the office of county commissioner
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
SB 686	Chappelle-Nadal	Modifies the law relating to the investment policies of the state
SS SB 704		Modifies provisions relating to political subdivisions
SB 756	Sater	Modifies certain provisions relating to county recording fees
SB 770	Hegeman	Modifies competitive bidding requirements applicable to counties
SB 774	Munzlinger	Modifies provisions relating to vacancies in certain elected offices
SCS SB 849		Prohibits public bodies from entering into certain contracts
SB 854	Wallingford	Modifies provisions relating to emergency communication services
SB 889	Rowden	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities

No.	Author	Subject
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings
SB 1012	Sater	Modifies provisions relating to emergency service boards
SB 1020	Crawford	Creates the Missouri State Coroners' Training Fund and requires coroners to undergo yearly training administered by the Missouri Coroners' and Medical Examiners Association
SB 1030	Curls	Increases the Jackson County collection fee on delinquent and back taxes from 3% to 5%
SB 1031	Curls	Provides the Jackson County recorder of deeds may collect a two dollar fee on the recording of documents and instruments
SB 1070	Crawford	Provides that county commissions shall use a portion of the cemetery trust fund's principal to maintain and beautify cemeteries
SB 1086	Crawford	Modifies the duties of a county treasurer
SCR 46	Walsh	Urges the members of the Missouri General Assembly to oppose any statewide vote or legislative mandate on governmental reorganization regarding St. Louis City and County
HB 1269	Lichtenegger	Changes the laws regarding the ability of counties to issue ordinances
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SCS HB 1442		Changes the laws regarding the filling of commissioner offices
HB 1480	Love	Exempts certain structures used for agricultural purposes from county health ordinances
HB 2309	Merideth 080	Modifies provisions relating to the powers and duties of civilian review boards
HB 2329	Chipman	Changes the laws regarding county budgets
HB 2470	Love	Changes the laws regarding cemetery trust funds to allow use of principal funds in certain situations
HB 2655	Wilson	Modifies provisions for county commissions.
HB 2677	Chipman	Changes the laws regarding counties
		COUNTY OFFICIALS
SS SCS SB 568		Modifies provisions relating to salaries for certain county officials
SS SCS SB 592		Modifies several provisions relating to elections
SCS SB 602		Creates new provisions relating to public sector collective bargaining
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SS SCS SB 652		Modifies provisions relating to county sheriffs
SB 665	Schatz	Modifies the law relating to vacancies in the office of county commissioner
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
SS SB 704		Modifies provisions relating to political subdivisions
SB 729	Wallingford	Increases various fines and fees that can be fined or charged during a coroner's inquest
SB 750	Schatz	Creates the offense of filing false documents
SB 756	Sater	Modifies certain provisions relating to county recording fees
SB 774	Munzlinger	Modifies provisions relating to vacancies in certain elected offices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings
SCS SB 990		Modifies provisions relating to the attachment of school districts to community college districts
SB 1001	Hegeman	Modifies provisions relating to death investigations
SB 1002	Hegeman	Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
SB 1020	Crawford	Creates the Missouri State Coroners' Training Fund and requires coroners to undergo yearly training administered by the Missouri Coroners' and Medical Examiners Association
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1086	Crawford	Modifies the duties of a county treasurer
SJR 21	Chappelle-Nadal	Requires the question of whether to recall the county executive to be submitted to voters in St. Louis County
HB 1308	Ellebracht	Specifies that attorneys shall only be prohibited from serving as special prosecutors in counties where they represent criminal defendants if a conflict is found after a hearing
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SCS HB 1442		Changes the laws regarding the filling of commissioner offices
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1696	Unsicker	Changes the laws regarding real property to require the filing of a certificate of value before transferring interest in real property
SS SCS HB 1769		Establishes the offense of filing false documents
HCS HB 2038		Modifies provisions relating to salaries for certain county officials
SCS HCS HB 2079		Modifies provisions relating to coroners
HB 2111	Rone	Authorizes Pemiscot and New Madrid Counties to vote to change the county prosecutor from a full-time to part-time position
HB 2178	Marshall	Prohibits sheriffs from releasing the name or personal information of any person issued a concealed carry permit, except under certain limited circumstances
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys
HCS HB 2383		Authorizes any county treasurer and the St. Louis City treasurer to create an "Office of Financial Empowerment"
HB 2550	Chipman	Modifies the minimum age required to serve in various county, city, town, and board positions.
HB 2655	Wilson	Modifies provisions for county commissions.
HB 2742	Curtis	Modifies provisions relating to the protection of vulnerable persons

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		COURTS
SB 546	Munzlinger	Modifies provisions of civil procedure regarding joinder and venue
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 566	Emery	Requires the Senate to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SB 578	Romine	Modifies laws regarding arbitration agreements between employers and at-will employees
SB 580	Libla	Allows legally required notice to be published on a website established and maintained by the Secretary of State
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
SB 595	Wieland	Repeals the death penalty
SCS SB 596		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
SB 625	Cierpiot	Modifies certain sales and use tax exemptions
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 653	Nasheed	Allows the sheriff of the City of St. Louis to appoint deputies and assistants without the approval of a majority of circuit court judges of the City of St. Louis
CCS HCS SB 660		Modifies the law relating to mental health
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
SB 740	Chappelle-Nadal	Requires courts to explain certain consequences of pleading guilty before such a plea may be accepted
SB 742	Chappelle-Nadal	Creates a process by which courts may issue a certificate of exemplary conduct and good moral character to certain offenders
SB 748	Emery	Allows courts to depart from a statutorily required minimum prison term when sentencing a defendant

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 751	Schatz	Repeals the requirement for the Department of Transportation to participate in arbitration as a defendant at the request of the plaintiff in a tort claim
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies
SB 778	Rowden	Provides that an insurer who deposits the limits of coverage amount with the court shall not be liable for an amount in excess of the insurer's contractual coverage limits in an interpleader action
HCS SB 780		Modifies provisions relating to political subdivisions
SB 795	Koenig	Modifies provisions relating to termination of parental rights
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
SB 809	Koenig	Requires a defendant served after the statute of limitations has expired for wrongful death or medical negligence claims to be served within one hundred eighty days after the petition has been filed
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
CCS SB 819		Modifies provisions of law relating to the protection of children
SCS SB 822		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SB 831	Rowden	Modifies laws regarding arbitration agreements between employers and at-will employees
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HCS SB 850		Modifies provisions of law relating to records involving children
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions
SB 874	Emery	Allows citizens to summon a grand jury by filing a petition with the court
SB 888	Rowden	Modifies provisions relating to criminal history records
SB 895	Wieland	Modifies the amount of interest that can be collected on a judgment balance in civil actions
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 934	Hegeman	Changes the statute of limitations for personal injury claims from five years to three years
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 970	Emery	Requires a person who has been found guilty of driving while intoxicated to complete a victim impact program approved by the court
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 974	Dixon	Modifies the law relating to the establishment, charging, and appeals of lesser included offenses
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings

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No.	Author	Subject
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 996	Rowden	Modifies the jury instructions in first degree murder cases
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
SB 1046	Crawford	Modifies provisions relating to child protection orders
SB 1079	Hegeman	Prohibits a person from bringing a claim for injuries caused by silica unless the person can present certain evidence
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
SJR 22	Emery	Requires the Senate, beginning January 1, 2019, to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SJR 28	Hegeman	Provides that a nonpartisan judicial commission shall submit to the Governor a list of all qualified nominees, rather than a list of three nominees, to fill a judicial vacancy in a court under the nonpartisan court plan
HB 2 (E1)	Austin	Establishes treatment courts
SCS HB 1249		Modifies provisions relating to municipal courts
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HCS#2 HB 1255		Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HB 1308	Ellebracht	Specifies that attorneys shall only be prohibited from serving as special prosecutors in counties where they represent criminal defendants if a conflict is found after a hearing
HB 1318	Roberts	Establishes the Accelerated Rehabilitative Disposition Pilot Program
HB 1324	Roberts	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1327	Roberts	Allows a law enforcement agency to file a motion, on its own behalf in circuit court, to properly dispose of seized property
HCS HB 1331		Modifies provisions relating to a victim's right to make a statement
HB 1335	Peters	Establishes the Money Bail Reform Act of 2018
HB 1340	Newman	Establishes extreme risk protection orders and gun violence seizure warrants, and prohibits certain persons involved in domestic violence from possessing a firearm
HB 1353	Beard	Allows the court to grant visitation between the parents of a minor who has been appointed a guardian and the minor if the court finds it in the best interests of the minor

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1356		Allows certain specially appointed persons who serve court orders to collect the charge for such service
HCS HBs 1360 & 2100		Modifies provisions relating to unlawful discriminatory practices
HCS HB 1399		Modifies provisions relating to termination of parental rights
HB 1402	DeGroot	Modifies provisions relating to arbitration agreements
HB 1403	DeGroot	Allows an offense involving the operation of a motor vehicle in an intoxicating condition to be cognizable before a municipal court if, after referral, the county prosecuting attorney fails to prosecute
HB 1404	DeGroot	Specifies that an attorney who presents a current valid Missouri Bar membership card to courthouse security is not subject to any security screening, with an exception
HB 1405	DeGroot	Modifies provisions relating to financial interests of minors
HB 1407	DeGroot	Modifies provisions relating to the collateral source rule
HCS HB 1423		Changes the law relating to the prohibition on expenditure of public funds to support or oppose candidates and certain measures
HB 1433	Berry	Abolishes the death penalty in Missouri
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
HB 1475	Brattin	Modifies provisions regarding municipal court procedure and the revenue collected from certain municipal ordinance violations
HB 1483	Kelley 127	Requires a convicted sex offender to be told of his or her obligation to register as a sex offender both prior to release or discharge and at the time of adjudication
HB 1487	Trent	Modifies provisions relating to the cost of a court reporter to prepare transcripts
HCS HB 1509		Provides that a restraining order may be issued at the same time the court orders an immediate eviction against a tenant
HB 1512	Corlew	Changes the Uniform Arbitration Act regarding agreements between employers and at-will employees
HB 1522	Davis	Increases municipal court costs from $12 to $17.50
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1553		Modifies provisions relating to guardianship and conservatorship proceedings
HB 1556	Neely	Allows any local governing agency to establish a work for restitution program and requires certain nonviolent offenders to participate in and complete the program
HB 1557	Neely	Specifies that a parent's obligation to pay child support terminates when the child turns 18 or graduates from high school with certain exceptions
HB 1571	Davis	Prohibits a court from authorizing a foreclosure or court-ordered sale of a member's interest in a limited liability company to satisfy a payment owed to a judgment creditor
HB 1578	Kolkmeyer	Modifies provisions relating to civil procedure in tort claims
HB 1581	Franks Jr.	Specifies that no individual shall be incarcerated for failure to pay a child support obligation
HB 1596	Higdon	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HCS HB 1611		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1645		Modifies provisions relating to actions for damages due to exposure to asbestos
HB 1650	Cornejo	Modifies provisions relating to trust instruments
HB 1655	Cornejo	Changes the law regarding assignments for benefit of creditors
SCS HCS HB 1667		Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 1681	Chipman	Specifies that convictions and certain pleas in municipal court may be proved to affect the credibility of a witness
HB 1684	DeGroot	Modifies provisions relating to damages in wrongful death actions
HCS HB 1689		Modifies provisions relating to the appointment of a successor guardian or conservator
HB 1695	Unsicker	Abolishes the death penalty and specifies that any person sentenced to death before August 28, 2018, must be sentenced to life imprisonment without parole
HB 1708	Green	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary
HB 1711	Moon	Establishes a terrorist offender registry
HCS HB 1714		Modifies provisions relating to the rights of adoptees
HB 1717	White	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary.
HB 1732	Merideth 080	Requires a judge or a jury to determine if a person's life would constitute a threat to another or society prior to issuing a sentence of death
HCS HB 1739		Allows the court to depart from minimum sentencing provisions in certain circumstances
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1779	Ellington	Allows a victim or witness of a crime to be granted an automatic full order of protection if such victim or witness is fearful of his or her safety
HB 1782	Ellington	Changes certain laws regarding complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation or gender identity
HB 1783	Ellington	Increases the time after a child's birth that the father has to file an action to establish paternity prior to an adoption or to file a notice with the Putative Father Registry
HCS HB 1793		Modifies provisions relating to the service of process after the statute of limitations has expired for filing certain actions
HB 1829	Houghton	Changes the laws regarding guardianship proceedings by requiring the state to reimburse the county for certain court costs
HB 1834	Adams	Requires a law enforcement officer who waives the right to a jury for a lethal shooting crime be tried by a three-judge panel
HB 1848	Kidd	Specifies how courts may rule in contractual disputes involving the law of other countries
HB 1863	Trent	Modifies provisions relating to civil procedure
HB 1864	Trent	Modifies provisions relating to judgment interest rates
HB 1866	Evans	Increases the penalty for certain crimes committed in the course of human trafficking
HB 1891	Wessels	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1922	DeGroot	Requires the judges of the twenty-second judicial circuit to appoint the sheriff of the City of St. Louis

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1965	DeGroot	Modifies provisions relating to statutes of limitations
HB 1969	Neely	Modifies provisions relating to maintenance orders
HB 1970	Fitzwater	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HB 1982	Gray	Modifies the penalties permitted for certain traffic and traffic-related offenses
HB 2066	Roberts	Changes the law regarding criminal procedure so that a prosecuting attorney cannot amend a misdemeanor offense with a felony offense without the discovery of new material facts or evidence
HB 2069	Rehder	Modifies provisions relating to the appointment of a guardian or conservator of an incapacitated person
HB 2071	Neely	Allows a court to reduce a sentence for the offense of armed criminal action under certain circumstances
HB 2072	Neely	Allows a court to reduce a life without parole sentence to a sentence of life with eligibility for parole in certain circumstances
HB 2089	Gregory	Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HB 2101	Beard	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HCS HB 2104		Restricts the use of cell-site simulator devices
HCS HB 2119		Modifies provisions relating to punitive damages
HB 2124	Kelley 127	Specifies that no defendant shall be allowed a change of venue as a matter of right
HB 2131	Austin	Modifies provisions relating to the compensation of drug court commissioners
HB 2203	Plocher	Increases the number of Associate Circuit Court Judges in Cole County from one to two
HB 2218	Roberts	Abolishes the death penalty in Missouri
HB 2262	Cornejo	Increases the court cost collected for the statewide court automation fund from $7 to $25
HB 2273	White	Specifies that the standard of proof to award punitive damages in actions against health care providers is by clear and convincing evidence
HCS HB 2287		Requires automatic driver's license revocation when a driver strikes a highway worker in a construction or work zone
HB 2299	Corlew	Specifies that a new circuit judge may be added when a new jail or law enforcement center is constructed in the 6th circuit
HB 2301	Washington	Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HB 2311	Merideth 080	Modifies provisions relating to unlawful discrimination
HB 2338	Ellebracht	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2359	Sommer	Changes the law regarding animal abuse
HB 2363	Rowland 029	Prohibits certain settlement agreements that contain confidentiality agreements
HB 2374	Gregory	Changes the laws regarding protective orders by adding abuse by the harm or threatened harm of an animal as a ground for the issuance of a protective order
HB 2387	Rehder	Changes the laws regarding the recovery of costs and attorney fees by the prevailing party in certain civil actions
HB 2390	McCann Beatty	Requires certain out-of-state sellers to remit sales tax
HB 2391	McCann Beatty	Specifies procedure in officer-involved deaths and shootings by requiring a special prosecutor

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2396	Ross	Specifies that legal services for certain indigent defendants shall be contracted out to private attorneys
HB 2429	Sommer	Creates the offense of dangerous vehicular flight, increases the penalty for resisting arrest by fleeing in a vehicle in a dangerous manner, and requires high speed pursuit training for all peace officers
HCS HB 2434		Changes provisions regarding punitive damages against health care providers
HB 2455	Roberts	Provides a method for judicial consideration of whether race played a role in decisions to impose or seek the death penalty
HCS HB 2459		Modifies provisions relating to trial procedures for murder in the first degree
HB 2509	Hannegan	Provides that a person cannot be sentenced to death if he or she raises the issue that he or she suffered from a serious mental illness at the time of the commission of the offense
HB 2526	Roberts	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 2536	Morris 140	Provides that any maintenance order shall not exceed the length of the marriage
HB 2544	Trent	Modifies provisions relating to the cost of a court reporter to prepare transcripts
HB 2549	Morse 151	Provides that judges may consider assigning a person placed on probation to roadside cleanup as a condition of probation
HCS HB 2552		Prohibits arbitration agreements from being confidential and nondisclosable if the claims apply to certain offenses or discrimination or harassment based upon any protected status
SS SCS HB 2562		Establishes treatment courts
HB 2579	Washington	Changes the laws regarding landlord-tenant actions
HB 2592	Marshall	Requires a court order for a minor to obtain an abortion
HB 2605	Neely	Modifies provisions relating to the removal from the sex offender registry
HB 2610	Lavender	Establishes the "Extreme Risk Protection Order Act"
HB 2636	Reiboldt	Modifies provisions relating to criminal proceedings involving persons lacking mental capacity
HB 2658	Marshall	Modifies provisions of law relating to custody of in vitro human embryos
HB 2661	Swan	Modifies requirements for written offers in condemnation proceedings.
HB 2664	Green	Establishes the "Extreme Risk Protection Order Act"
HB 2739	Pogue	Modifies provisions of law relating to custody of in vitro human embryos
HCR 51	Vescovo	Convenes a joint session to receive a message from the Chief Justice of the Supreme Court of Missouri
HJR 49	Stacy	Requires the Senate, beginning January 1, 2021, to try all impeachments except for impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
		COURTS, JUVENILE
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
HCS SB 793		Modifies provisions relating to court proceedings
SB 795	Koenig	Modifies provisions relating to termination of parental rights
HCS SB 800		Modifies provisions relating to juvenile court proceedings
HCS SB 850		Modifies provisions of law relating to records involving children

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
SB 857	Curls	Modifies provisions of law relating to the placement of children
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
HB 2 (E1)	Austin	Establishes treatment courts
HCS#2 HB 1255		Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HB 1328	Remole	Requires all juvenile officers to be in compliance with the Missouri Juvenile Officer Performance Standards
HB 1470	Kelley 127	Allows free birth certificates to be provided to Children's Division and the Division of Youth Services of behalf of children under juvenile court jurisdiction
HCS HB 1491		Modifies provisions relating to the termination of parental rights
HB 1728	Lant	Modifies provisions relating to juvenile courts
HB 2027	Wilson	Modifies provisions relating to diligent search efforts for a child's biological parents by the Children's Division
HCS HB 2040		Modifies provisions relating to child abuse investigations
HB 2175	Chipman	Requires the Children's Division to refer all cases in which a birth mother or infant tests positive for illegal controlled substances after childbirth to the Juvenile Office
HB 2301	Washington	Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
HB 2504	Corlew	Modifies provisions relating to termination of parental rights and consent to adoption petitions in juvenile courts
HB 2627	Burnett	Modifies provisions relating to a child's right to counsel
		CREDIT AND BANKRUPTCY
SB 732	Sifton	Exempts awards from personal injury lawsuits from attachment and execution in bankruptcy
HCS SB 780		Modifies provisions relating to political subdivisions
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
HB 1392	Gregory	Allows for the garnishment of one account owner's portion of funds in a joint bank account
HB 1547	Davis	Changes the laws regarding unsecured loans of $750 or less, commonly known as payday loans

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1571	Davis	Prohibits a court from authorizing a foreclosure or court-ordered sale of a member's interest in a limited liability company to satisfy a payment owed to a judgment creditor
HB 1648	Cornejo	Changes the laws regarding property that may be exempt from execution
HB 1655	Cornejo	Changes the law regarding assignments for benefit of creditors
SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
HB 1893	Baringer	Changes the laws regarding the location of public auctions in the City of St. Louis
HB 1931	Tate	Authorizes a parent or guardian of a minor to request a security freeze on the minor's credit report
HB 1932	Stevens 046	Changes the laws regarding consumer credit interest rates
HB 1980	Gray	Changes the laws regarding the use of credit information when underwriting insurance contracts and prohibits insurers from taking adverse actions based on a person's credit report or insurance score
HB 2454	Remole	Modifies provisions relating to the offense of fraudulent use of a credit device or debit device
		CREDIT UNIONS
SB 639	Sater	This act lowers, from fifty to twenty-five, the minimum number of members an association must have in order to purchase group health insurance
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
		CRIMES AND PUNISHMENT
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SS SB 579		Modifies provisions relating to certain crimes against emergency service providers
SB 583	Nasheed	Modifies provisions relating to costs reimbursed to county jails by the state
SB 589	Sifton	Increases penalties for the distribution of heroin
SB 595	Wieland	Repeals the death penalty
SB 604	Onder	Requires the posting of certain information regarding human trafficking
SB 635	Chappelle-Nadal	Creates the crimes of failing to stop illegal firearm possession, negligent storage of a firearm, and failure to notify a school of firearm ownership
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SCS SB 644		Creates new provisions relating to unclaimed property
SB 654	Sifton	Requires every individual who is 17 years or older and is arrested for a felony offense to provide a biological sample for DNA profiling and creates a procedure for certain persons who have had their samples collected to request expungement
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 656	Sifton	Applies the offense of unlawful possession of firearms to certain additional categories of individuals in possession of firearms

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
SB 689	Sater	Prohibits a registered sex offender from living within one thousand feet of a former victim
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
SB 711	Schupp	Creates the offense of unlawful transfer of weapons for a licensed firearms dealer to deliver a handgun to a purchaser without waiting at least 24 hours
SB 716	Eigel	Increases penalties for assault on a law enforcement animal and exempts police dogs from certain statutes relating to harm caused by animals
SB 729	Wallingford	Increases various fines and fees that can be fined or charged during a coroner's inquest
SB 740	Chappelle-Nadal	Requires courts to explain certain consequences of pleading guilty before such a plea may be accepted
SB 742	Chappelle-Nadal	Creates a process by which courts may issue a certificate of exemplary conduct and good moral character to certain offenders
SB 748	Emery	Allows courts to depart from a statutorily required minimum prison term when sentencing a defendant
SB 749	Wallingford	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 750	Schatz	Creates the offense of filing false documents
SB 755	Schupp	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
SB 777	Koenig	Sets a maximum amount of state reimbursement to county governments who hold certain prisoners who are not charged with dangerous felonies or murder
SB 784	Nasheed	Modifies the prohibition on certain use of electronic wireless communication devices while operating a motor vehicle
SB 791	Nasheed	Provides that knowingly inciting another to commit suicide is involuntary manslaughter in the second degree
SB 792	Nasheed	Modifies provisions relating to prostitution
HCS SB 793		Modifies provisions relating to court proceedings
SB 795	Koenig	Modifies provisions relating to termination of parental rights
SB 797	Munzlinger	Modifies provisions relating to animals
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SB 803	Nasheed	Regulates the use of physical restraints on pregnant or postpartum offenders
SCS SB 813		Modifies the offense of peace disturbance and allows a civil action against a person who commits the offense of peace disturbance and obstructs a highway or access to emergency medical services
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 830	Riddle	Creates the Nuclear Power Plant Security Guard Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 847	Eigel	Enacts provisions relating to traffic enforcement
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 875	Nasheed	Requires the reporting of firearms lost or stolen in the City of St. Louis
SB 888	Rowden	Modifies provisions relating to criminal history records
SCS SB 893		Modifies the initiative and referendum process
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
SB 903	Dixon	Modifies provisions relating to operation of motor vehicles
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 970	Emery	Requires a person who has been found guilty of driving while intoxicated to complete a victim impact program approved by the court
SB 974	Dixon	Modifies the law relating to the establishment, charging, and appeals of lesser included offenses
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
SB 996	Rowden	Modifies the jury instructions in first degree murder cases
SB 1014	Schupp	Creates the offense of nonconsensual dissemination of private sexual images
SB 1026	Nasheed	Creates requirements relating to the purchasing of firearms
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SB 1051	Walsh	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1058	Schupp	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1078	Holsman	Modifies the statute of limitations for the offense of forgery on a student loan document
SB 1080	Rizzo	Modifies provisions related to the Interstate Compact for Parolees and Probationers
SB 1081	Rizzo	Provides a procedure by which a defendant may be found ineligible for the death penalty due to serious mental illness
SB 1097	Sifton	Modifies sentencing for certain sexual offenders
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
HB 1242	Brown 027	Creates an offense of knowingly possessing, manufacturing, transporting, repairing, or selling a bump stock or trigger crank
SCS HB 1249		Modifies provisions relating to municipal courts
HB 1254	Schroer	Changes the laws regarding the offense of trafficking drugs by adding fentanyl to the offense
HCS#2 HB 1255		Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1256	Schroer	Imposes restrictions on the use of firearm tracking technology
HB 1259	Schroer	Establishes the crime of unlawful traffic interference
HB 1281	Beck	Modifies the offenses of unlawful transfer of weapons and unlawful possession of a firearm
HB 1306	Ellebracht	Modifies the restrictions on sexual offenders regarding Halloween
HB 1307	Ellebracht	Specifies that the limits on fines for traffic violations shall not apply if the defendant is represented by counsel and negotiated a plea agreement
HB 1309	Ellebracht	Establishes the offense of failure to identify
HB 1318	Roberts	Establishes the Accelerated Rehabilitative Disposition Pilot Program
HB 1325	Roberts	Allows the victim's family or next of kin to sign a notarized statement directing the funeral home be a claimant and deal directly with the Crime Victim's Compensation Fund
HB 1333	Pietzman	Prohibits abortions except in the case of a medical emergency
HB 1335	Peters	Establishes the Money Bail Reform Act of 2018
HB 1339	Newman	Creates the offense of making a threat to the security of a public building or public school
HB 1340	Newman	Establishes extreme risk protection orders and gun violence seizure warrants, and prohibits certain persons involved in domestic violence from possessing a firearm
HB 1341	Newman	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
HB 1342	Newman	Prohibits persons from selling, delivering, or transferring to a person under 18 years of age firearm ammunition or accessories
HB 1343	Newman	Specifies that a person commits the offense of endangering the welfare of a child if he or she fails to secure a firearm
HB 1352	Beard	Establishes the Missouri Child Protection Registry
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
HCS HB 1399		Modifies provisions relating to termination of parental rights
HB 1403	DeGroot	Allows an offense involving the operation of a motor vehicle in an intoxicating condition to be cognizable before a municipal court if, after referral, the county prosecuting attorney fails to prosecute
HB 1418	Burnett	Increases the penalties for the offense of animal abuse
HB 1422	Pfautsch	Modifies provision for making claims to unclaimed property
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act
HB 1433	Berry	Abolishes the death penalty in Missouri
HCS HB 1439		Changes the law regarding offenses to the family.
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
HB 1467	Stevens 046	Establishes a needle and syringe exchange pilot program
HB 1483	Kelley 127	Requires a convicted sex offender to be told of his or her obligation to register as a sex offender both prior to release or discharge and at the time of adjudication
HB 1497	Dogan	Requires law enforcement agencies to adopt a written investigation policy for officer-involved deaths
HCS HB 1525		Changes the laws regarding unclaimed property

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1526	Walker 074	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
HB 1530	Kelley 127	Modifies the standard for acting in self-defense or defense of another when asserting battered spouse syndrome
HB 1548	Alferman	Changes the laws regarding the offense of tampering with a judicial officer by expanding the offense to include tampering with law enforcement officers
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
HB 1556	Neely	Allows any local governing agency to establish a work for restitution program and requires certain nonviolent offenders to participate in and complete the program
SS SCS HB 1558		Creates the offense of nonconsensual dissemination of private sexual images
HB 1559	Neely	Modifies provisions relating to the sexual offender registry
HB 1564	Davis	Modifies provisions relating to the housing of a convicted sex offender in a homeless shelter that was in existence prior to a school or child care facility being built within 1000 feet of it
HB 1581	Franks Jr.	Specifies that no individual shall be incarcerated for failure to pay a child support obligation
HB 1586	Franks Jr.	Establishes the "Protestors' Bill of Rights"
HB 1590	Smith 163	Modifies provisions relating to the statute of limitations for certain offenses
HB 1592	Franks Jr.	Requires reporting of lost or stolen firearms
HB 1596	Higdon	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 1615	Reiboldt	Changes the laws regarding the crime of animal trespass
HB 1619	Rehder	Establishes the Narcotics Control Act
HB 1620	Rehder	Exempts health care entities registered with the Department of Health and Senior Services that distribute hypodermic needles or syringes from the crime of unlawful delivery of drug paraphernalia
HB 1622	Reiboldt	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1628	Evans	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HB 1639	Stacy	Establishes the Missouri Empowerment Scholarship Accounts Program
HB 1649	Cornejo	Modifies provisions relating to the injuring or killing of law enforcement animals.
HB 1695	Unsicker	Abolishes the death penalty and specifies that any person sentenced to death before August 28, 2018, must be sentenced to life imprisonment without parole
HB 1711	Moon	Establishes a terrorist offender registry
HCS HB 1725		Expands the definition of special victim to include sports officials at a sporting event
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HB 1732	Merideth 080	Requires a judge or a jury to determine if a person's life would constitute a threat to another or society prior to issuing a sentence of death
HB 1733	Merideth 080	Repeals certain provisions relating to the stand your ground law and the constitutional carry law

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1739		Allows the court to depart from minimum sentencing provisions in certain circumstances
HB 1740	Wessels	Establishes the Narcotics Control Act
HB 1743	Davis	Changes the laws regarding sexual offenders residing near schools by specifying the 1,000 foot required distance be measured from the school property line
HB 1751	Pogue	Changes the laws regarding abortion
HB 1762	Pogue	Expands child neglect to include a child that is born with a controlled substance in the child's fluids because the pregnant mother knowingly used a controlled substance before birth
HB 1768	Moon	Eliminates the criminal penalty for carrying a concealed weapon into any area where firearms are restricted under Section 571.107, RSMo
SS SCS HB 1769		Establishes the offense of filing false documents
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1777	Ellington	Modifies when a person may be eligible for parole if such person was under 21 years of age when the offense was committed and was sentenced after January 1, 1976
HB 1778	Ellington	Establishes the Missouri Innocence Commission
HB 1779	Ellington	Allows a victim or witness of a crime to be granted an automatic full order of protection if such victim or witness is fearful of his or her safety
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
SCS HB 1797		Establishes the Nuclear Power Plant Security Guard Act
HCS HB 1803		Changes the laws regarding school reporting requirements to law enforcement
HB 1810	Tate	Creates the crime of falsifying a drug test
HB 1813	Smith 085	Raises the daily amount a wrongfully imprisoned person may receive from $50 to $128
HCS HB 1828		Creates a certification process for individuals and organizations engaged in animal care training
SS SCS HB 1832		Changes merchandising practices and credit user protection law and creates the offenses of defacing a credit card reader and illegal use of a card scanner
HB 1834	Adams	Requires a law enforcement officer who waives the right to a jury for a lethal shooting crime be tried by a three-judge panel
HB 1835	Adams	Changes the laws regarding the offense of prostitution
HB 1866	Evans	Increases the penalty for certain crimes committed in the course of human trafficking
HB 1867	Dogan	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
HB 1869	Kelley 127	Requires first-time offenders of certain dangerous felonies to serve a minimum of 50% of their sentence
HB 1875	Taylor	Creates the crime of endangering the welfare of a child in the first degree if a person knowingly misuses a narcotic drug while pregnant
HB 1910	Brattin	Increases the penalty for assault on a law enforcement animal
HCS HB 1916		Establishes the Authorized Electronic Monitoring in Long-Term Care Facilities Act
HB 1933	McCann Beatty	Modifies provisions relating to unlawful discriminatory housing practices
HB 1935	McCann Beatty	Establishes provisions for lifetime parole supervision for offenders serving sentences of life without parole after a minimum of twenty-five years of confinement
HB 1936	Taylor	Modifies provisions relating to the concealed carrying of firearms

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1945	Anderson	Modifies provisions relating to the confiscation of animals
HB 1963	McDaniel	Establishes the Veterans Home Resident Monitoring Care Act
HB 1970	Fitzwater	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HB 1982	Gray	Modifies the penalties permitted for certain traffic and traffic-related offenses
HCS HBs 1987 & 2185		Changes the statute of limitations for certain actions regarding child abuse and sexual offenses committed against a child
HB 1989	Ellington	Establishes provisions regarding the limited legalization of marijuana
HB 1995	Roberts	Establishes the Joint Committee on Unsolved Civil Rights Cases
HB 2028	Houx	Creates provisions relating to the registration of roofing contractors
HCS HB 2031		Modifies provisions regarding service dogs.
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HCS HB 2040		Modifies provisions relating to child abuse investigations
SCS HCS HB 2042		Modifies provisions relating to sexual offenders
HB 2048	Nichols	Doubles the fine for littering with cigarettes or cigars
HCS HBs 2061 & 2219		Establishes the offense of causing a false emergency response and establishes civil liability for damages resulting therefrom
HB 2065	Neely	Changes the laws regarding hate crimes by adding offenses motivated by the victim's political affiliation
HB 2066	Roberts	Changes the law regarding criminal procedure so that a prosecuting attorney cannot amend a misdemeanor offense with a felony offense without the discovery of new material facts or evidence
HB 2071	Neely	Allows a court to reduce a sentence for the offense of armed criminal action under certain circumstances
HB 2072	Neely	Allows a court to reduce a life without parole sentence to a sentence of life with eligibility for parole in certain circumstances
HB 2081	Newman	Prohibits the transfer of certain types of weapons and accessories
HB 2095	Razer	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HCS HB 2104		Restricts the use of cell-site simulator devices
HB 2107	Cornejo	Creates provisions relating to the registering of roofing contractors
HB 2110	Rone	Increases the reward a county commission may offer for the apprehension of a felon from $500 to $100,000
HB 2121	Shaul 113	Changes the laws regarding the time a person may be detained upon arrest
HB 2132	Butler	Specifies procedure in officer-involved deaths and severe officer misconduct by requiring a special prosecutor
HB 2145	Marshall	Creates the offense of unlawful traffic interference
HB 2159	Hurst	Prohibits a person from transporting a minor across state lines to obtain an abortion without the consent required by state law

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2167	McCreery	Prohibits certain individuals from possessing a firearm due to domestic violence and requires police officers to remove firearms at the scene of a domestic violence call
HB 2170	Curtman	Enacts provisions relating to the use of public funds for lobbying activities
HB 2172	Dogan	Establishes the "Fourth Amendment Affirmation Act"
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HB 2191	Quade	Changes the crime of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs by expanding the crime to include two additional drugs
HB 2194	Conway 104	Modifies provisions relating to criminal records
HB 2218	Roberts	Abolishes the death penalty in Missouri
HB 2230	Ross	Modifies the damages for the offense of institutional vandalism to certain property
HB 2245	Rone	Expands the definition of "dangerous dog" for the purposes of committing the offense of keeping a dangerous dog.
HB 2260	Sommer	Changes the laws regarding the Brain Injury Fund
HCS HB 2276		Modifies the offense of unlawful possession of a firearm
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2301	Washington	Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HCS HB 2302		Establishes Blair's Law which specifies that a person commits the crime of unlawful use of a weapon if she or she discharges a firearm within or into the limits of a municipality with criminal negligence
HB 2317	Higdon	Modifies provisions about documents in the public service commission that are open to sunshine requests.
HB 2319	Phillips	Modifies provisions relating to adoption records
HB 2331	Houx	Allows roofing contractors to take an examination testing the individual's knowledge of general roofing practices
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
HCS HB 2350		Changes the law regarding certain criminal offenses
HB 2359	Sommer	Changes the law regarding animal abuse
HB 2374	Gregory	Changes the laws regarding protective orders by adding abuse by the harm or threatened harm of an animal as a ground for the issuance of a protective order
HB 2391	McCann Beatty	Specifies procedure in officer-involved deaths and shootings by requiring a special prosecutor
HB 2396	Ross	Specifies that legal services for certain indigent defendants shall be contracted out to private attorneys
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HB 2400	Messenger	Prohibits the consumption or possession of open alcoholic beverage containers in the passenger area of a motor vehicle, with certain exceptions
HCS HB 2413		Modifies provisions relating to blood withdrawals by medical personnel for the purpose of determining alcohol content
HB 2418	Sommer	Changes the laws regarding certain sexual offenders staying in lodging establishments
HB 2422	Neely	Creates the Human Trafficking and Child Exploitation Prevention Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2429	Sommer	Creates the offense of dangerous vehicular flight, increases the penalty for resisting arrest by fleeing in a vehicle in a dangerous manner, and requires high speed pursuit training for all peace officers
HB 2451	Cross	Changes the laws regarding the issuance of certain building permits
HB 2454	Remole	Modifies provisions relating to the offense of fraudulent use of a credit device or debit device
HB 2455	Roberts	Provides a method for judicial consideration of whether race played a role in decisions to impose or seek the death penalty
HCS HB 2459		Modifies provisions relating to trial procedures for murder in the first degree
HB 2481	Korman	Decreases the fine for failure to wear protective headgear while operating or riding as a passenger on a motorcycle or motortricycle
HB 2489	Curtis	Changes the laws regarding controlled substances by removing marijuana's classification as a controlled substance
HB 2493	Mosley	Requires a monthly report of all misdemeanor and felony charges or convictions within a correctional center
HCS HB 2506		Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
HB 2509	Hannegan	Provides that a person cannot be sentenced to death if he or she raises the issue that he or she suffered from a serious mental illness at the time of the commission of the offense
HB 2510	White	Establishes the offense of placing an unsafe vehicle in the stream of commerce
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HB 2517	Curtis	Changes the laws regarding the offenses of harassment and sexual abuse by changing the penalty for law enforcement officers who commit the offenses in an official capacity
HB 2520	Mitten	Creates the offense of sexual conduct in the course of public duty
HB 2526	Roberts	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 2532	Washington	Adds and changes penalties for offenses committed by landlords against tenants
HB 2535	Plocher	Establishes provisions relating to sports wagering
HB 2537	Brown 057	Prohibits registered sexual offenders from being 500 feet of a public swimming beach
HB 2542	McDaniel	Creates the offense of tampering with farm equipment
HB 2546	Hurst	Adds provisions relating to labor performed by offenders
HB 2549	Morse 151	Provides that judges may consider assigning a person placed on probation to roadside cleanup as a condition of probation
HB 2554	Newman	Establishes the "Save Our Kids Act"
HB 2558	Pogue	Provides that a delivery of a controlled substance is a class A felony if a death results
HB 2559	Franks Jr.	Authorizes municipalities and counties to pass ordinances requiring a CCW permit to carry a concealed firearm within the municipality or county
HB 2584	McCann Beatty	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge records relating to such offense
HB 2605	Neely	Modifies provisions relating to the removal from the sex offender registry
HB 2608	Morgan	Changes the laws regarding the sexual offender registry by adding provisions relating to petitions for removal
HB 2632	Dinkins	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2636	Reiboldt	Modifies provisions relating to criminal proceedings involving persons lacking mental capacity
HB 2640	Smith 163	Modifies provisions relating to predatory and persistent sexual offenders
HB 2651	Roden	Allows law enforcement agencies to establish boundaries for tactical law enforcement operations and prohibits live video broadcast of events within such boundaries
HB 2653	Pietzman	Requires certain sexual offenders to be electronically monitored while relocating to a different county or city not within a county
HB 2674	Rehder	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
HB 2675	McCreery	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
HB 2685	Rowland 029	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HB 2746	Curtis	Prohibits the possession, sale, and consumption of intoxicating liquor in the state of Missouri
		CRIMINAL PROCEDURE
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SS SB 579		Modifies provisions relating to certain crimes against emergency service providers
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
CCS HCS SB 660		Modifies the law relating to mental health
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 748	Emery	Allows courts to depart from a statutorily required minimum prison term when sentencing a defendant
SB 792	Nasheed	Modifies provisions relating to prostitution
HCS SB 793		Modifies provisions relating to court proceedings
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SB 803	Nasheed	Regulates the use of physical restraints on pregnant or postpartum offenders
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 874	Emery	Allows citizens to summon a grand jury by filing a petition with the court
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 974	Dixon	Modifies the law relating to the establishment, charging, and appeals of lesser included offenses
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
SB 996	Rowden	Modifies the jury instructions in first degree murder cases
SB 1078	Holsman	Modifies the statute of limitations for the offense of forgery on a student loan document
SB 1081	Rizzo	Provides a procedure by which a defendant may be found ineligible for the death penalty due to serious mental illness
SCS HB 1249		Modifies provisions relating to municipal courts
HB 1316	Mitten	Requires a peace officer to provide an oral advisement and obtain written consent for a voluntary search of a person not under arrest or the person's effects or vehicle
HB 1318	Roberts	Establishes the Accelerated Rehabilitative Disposition Pilot Program
HCS HB 1331		Modifies provisions relating to a victim's right to make a statement
HB 1340	Newman	Establishes extreme risk protection orders and gun violence seizure warrants, and prohibits certain persons involved in domestic violence from possessing a firearm
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HB 1433	Berry	Abolishes the death penalty in Missouri
HB 1483	Kelley 127	Requires a convicted sex offender to be told of his or her obligation to register as a sex offender both prior to release or discharge and at the time of adjudication
HB 1497	Dogan	Requires law enforcement agencies to adopt a written investigation policy for officer-involved deaths
HB 1501	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $100,000 or more in currency
HB 1530	Kelley 127	Modifies the standard for acting in self-defense or defense of another when asserting battered spouse syndrome
HB 1579	Franks Jr.	Modifies provisions relating to good time credit for offenders committed to the department of corrections
HB 1590	Smith 163	Modifies provisions relating to the statute of limitations for certain offenses
HB 1596	Higdon	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 1615	Reiboldt	Changes the laws regarding the crime of animal trespass
HB 1681	Chipman	Specifies that convictions and certain pleas in municipal court may be proved to affect the credibility of a witness
HB 1695	Unsicker	Abolishes the death penalty and specifies that any person sentenced to death before August 28, 2018, must be sentenced to life imprisonment without parole
HB 1732	Merideth 080	Requires a judge or a jury to determine if a person's life would constitute a threat to another or society prior to issuing a sentence of death
HCS HB 1739		Allows the court to depart from minimum sentencing provisions in certain circumstances
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1777	Ellington	Modifies when a person may be eligible for parole if such person was under 21 years of age when the offense was committed and was sentenced after January 1, 1976

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1780	Ellington	Establishes law enforcement procedures relating to racial profiling, searches and seizures, and traffic stops
HB 1813	Smith 085	Raises the daily amount a wrongfully imprisoned person may receive from $50 to $128
HB 1834	Adams	Requires a law enforcement officer who waives the right to a jury for a lethal shooting crime be tried by a three-judge panel
HB 1935	McCann Beatty	Establishes provisions for lifetime parole supervision for offenders serving sentences of life without parole after a minimum of twenty-five years of confinement
HB 1970	Fitzwater	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HCS HBs 1987 & 2185		Changes the statute of limitations for certain actions regarding child abuse and sexual offenses committed against a child
HB 1996	Roberts	Modifies provisions relating to racial profiling and training standards for law enforcement, and establishes the Racial and Identity Profiling Advisory Board
SCS HB 2026		Modifies provisions relating to the separation of persons confined in jails
HB 2066	Roberts	Changes the law regarding criminal procedure so that a prosecuting attorney cannot amend a misdemeanor offense with a felony offense without the discovery of new material facts or evidence
HB 2124	Kelley 127	Specifies that no defendant shall be allowed a change of venue as a matter of right
HB 2132	Butler	Specifies procedure in officer-involved deaths and severe officer misconduct by requiring a special prosecutor
HB 2194	Conway 104	Modifies provisions relating to criminal records
HB 2218	Roberts	Abolishes the death penalty in Missouri
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HB 2309	Merideth 080	Modifies provisions relating to the powers and duties of civilian review boards
HB 2310	Merideth 080	Repeals a provision of law stating that an officer may use all necessary means to effect an arrest when a defendant flees or forcibly resists arrest after he or she is given notice of the officer's intent to arrest
HB 2391	McCann Beatty	Specifies procedure in officer-involved deaths and shootings by requiring a special prosecutor
HB 2396	Ross	Specifies that legal services for certain indigent defendants shall be contracted out to private attorneys
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HB 2455	Roberts	Provides a method for judicial consideration of whether race played a role in decisions to impose or seek the death penalty
HCS HB 2459		Modifies provisions relating to trial procedures for murder in the first degree
HB 2507	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $50,000 or more in currency
HB 2509	Hannegan	Provides that a person cannot be sentenced to death if he or she raises the issue that he or she suffered from a serious mental illness at the time of the commission of the offense
HB 2526	Roberts	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
SS SCS HB 2562		Establishes treatment courts
HB 2570	Walker 074	Modifies provisions relating to the Criminal Activity Forfeiture Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2584	McCann Beatty	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge records relating to such offense
HB 2610	Lavender	Establishes the "Extreme Risk Protection Order Act"
HB 2640	Smith 163	Modifies provisions relating to predatory and persistent sexual offenders
HB 2664	Green	Establishes the "Extreme Risk Protection Order Act"
		DENTISTS
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 852	Wallingford	Requires health insurers to update their electronic and paper dental services provider materials available to plan members and potential members
SB 950	Munzlinger	Allows the Missouri Dental Board to create and issue dental faculty permits
SS SB 982		Enacts provisions relating to insurance
SB 1075	Riddle	Modifies provisions relating to dental practices in federally qualified health centers
SCS HCS HB 1268		Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1904	Walker 003	Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
HB 2659	Smith 163	Removes a provision requiring the Missouri Dental Board to promulgate certain operating standards
		DISABILITIES
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
SS SB 699		Modifies the Ticket to Work Health Assurance Program
SB 703	Hegeman	Modifies bidding procedures for state purchasing from qualified organizations for the blind and sheltered workshops
SB 719	Chappelle-Nadal	Requires long-term care facilities to institute policies facilitating familial involvement in the well-being and support of its residents
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SB 812	Wallingford	Allows eligible persons to register multiple vehicles with disabled veteran license plates
SCS SB 814		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 848	Riddle	Modifies the membership of the Board for Certification of Interpreters
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SS SB 882		Modifies provisions of the Missouri Higher Education Savings Program
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
SB 969	Sater	Relating to vendors of consumer-directed services
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1034	Riddle	Establishes a statewide hearing aid distribution program
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
HB 1369	Sommer	Revises the definition of "service dog" to include animals that provide support or therapeutic functions for individuals with psychiatric or mental disabilities
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1462	Davis	Changes the law regarding preference given to disabled veterans with state and political subdivision contracts.
HB 1513	Corlew	Establishes a limit on residential property assessment increases for the elderly and disabled who own and live in their principal residence proportional to the increase of their Social Security benefit
HB 1527	Walker 074	Establishes the Mo HealthNet Buy-In for Workers with Disabilities Program
HCS HB 1572		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HCS HB 1658		Changes the laws regarding health care for persons with disabilities
HB 1694	Unsicker	Specifies that money in an individual's ABLE account shall not be considered an asset for purposes of the asset limits of the blind pension program
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HB 1787	Ellington	Requires election authorities to make available at least one electronic voting machine per polling location for blind or visually impaired voters at an election in order to comply with federal law.
HB 1798	Fitzwater	Establishes an advisory committee to monitor the tracking of language development milestones of children who are deaf or hard of hearing
HB 1829	Houghton	Changes the laws regarding guardianship proceedings by requiring the state to reimburse the county for certain court costs
SCS HCS HB 1868		Establishes a statewide hearing aid distribution program for low-come individuals
HCS HB 1885		Allows structured family caregiving as a covered service under MO HealthNet, subject to the approval of federal waivers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1984	Unsicker	Specifies that the first $100,000 in an individual's ABLE account shall not be considered an asset for purposes of the asset limits of the blind pension program
HCS HB 2031		Modifies provisions regarding service dogs.
HCS HB 2115		Modifies provisions of the Missouri Higher Education Savings Program
HB 2130	Unsicker	Requires state agencies to support competitive integrated employment for persons with disabilities
HCS HB 2171		Modifies provisions relating to the blind pension fund
HCS HB 2188		Establishes the Show Me Opportunity Scholarship Program
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2278	Morris 140	Modifies provisions relating to the MO Rx Plan
HB 2328	Unsicker	Repeals a provision relating to waivers by blind employees
HB 2340	Reiboldt	Authorizes a tax credit for taxpayers who spend certain amounts at a sheltered workshop
HB 2405	Unsicker	Requires private schools to provide parents with certain information about federal special education laws
HB 2491	Anderson	Modifies provisions relating to disabled license plates and placards
HB 2500	Quade	Modifies provisions relating to personal care assistance services
HB 2511	Quade	Requires the department of revenue to establish a process that allows for online renewal of license plates and windshield placards for disabled persons
HB 2541	Rowland 029	Modifies provisions relating to sheltered workshop payments
HCS HB 2555		Requires a student to receive instruction in braille reading and writing as part of his or her individualized education plan unless instruction in braille is determined not appropriate for the child
HB 2644	Rowland 029	Creates new provisions relating to sheltered workshops
HB 2705	Rone	Enacts certain provisions relating to alternative special needs services for elementary and secondary education students
HCR 108	Rowland 029	Urges a commitment to equal rights for people with cognitive disabilities to access technology and information
HJR 57	Carpenter	Proposes a constitutional amendment exempting from taxation certain real and personal property owned by a veteran with a total service-connected disability
		DOMESTIC RELATIONS
SB 610	Hoskins	Prohibits an individual from participating in the Supplemental Nutrition Assistance Program if he or she is delinquent in child support
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
SB 715	Koenig	Modifies the law relating to foster care and adoption records
SB 739	Schupp	Creates a right to unpaid leave for employees that are affected by domestic violence
SB 795	Koenig	Modifies provisions relating to termination of parental rights
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
SB 857	Curls	Modifies provisions of law relating to the placement of children
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1046	Crawford	Modifies provisions relating to child protection orders
SB 1051	Walsh	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1058	Schupp	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
HB 1294	Toalson Reisch	Specifies that parental liberty to direct the upbringing, education, and care of his or her children is a fundamental right
HB 1340	Newman	Establishes extreme risk protection orders and gun violence seizure warrants, and prohibits certain persons involved in domestic violence from possessing a firearm
HB 1434	Berry	Modifies provisions relating to marriage and replaces marriage licenses with contracts of domestic union
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
HCS HB 1491		Modifies provisions relating to the termination of parental rights
HB 1530	Kelley 127	Modifies the standard for acting in self-defense or defense of another when asserting battered spouse syndrome
HB 1557	Neely	Specifies that a parent's obligation to pay child support terminates when the child turns 18 or graduates from high school with certain exceptions
HB 1581	Franks Jr.	Specifies that no individual shall be incarcerated for failure to pay a child support obligation

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS HCS HB 1667		Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 1849	McCreery	Applies the offense of unlawful possession of firearms to certain additional categories of individuals in possession of firearms
HB 1969	Neely	Modifies provisions relating to maintenance orders
HCS HB 2040		Modifies provisions relating to child abuse investigations
HB 2167	McCreery	Prohibits certain individuals from possessing a firearm due to domestic violence and requires police officers to remove firearms at the scene of a domestic violence call
HCS HB 2276		Modifies the offense of unlawful possession of a firearm
HB 2374	Gregory	Changes the laws regarding protective orders by adding abuse by the harm or threatened harm of an animal as a ground for the issuance of a protective order
SS SCS HB 2562		Establishes treatment courts
HB 2591	Dinkins	Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 2610	Lavender	Establishes the "Extreme Risk Protection Order Act"
HB 2658	Marshall	Modifies provisions of law relating to custody of in vitro human embryos
HB 2664	Green	Establishes the "Extreme Risk Protection Order Act"
HB 2739	Pogue	Modifies provisions of law relating to custody of in vitro human embryos
HCR 71	Beard	Recognizes that pornography leads to individual and societal harms
		DRUGS AND CONTROLLED SUBSTANCES
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 589	Sifton	Increases penalties for the distribution of heroin
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 722	Sater	Requires the Department of Health and Senior Services to conduct a study regarding the importation of certain prescription drugs by the state
SB 737	Schupp	Establishes the Narcotics Control Act
SB 762	Schatz	Establishes the Narcotics Control Act
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
CCS HCS SB 951		Modifies provisions relating to health care
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 1082	Rizzo	Modifies provisions relating to the regulation of pharmaceutical entities
HB 2 (E1)	Austin	Establishes treatment courts
HB 1254	Schroer	Changes the laws regarding the offense of trafficking drugs by adding fentanyl to the offense
HB 1310	Quade	Requires the Department of Health and Senior Services to promulgate regulations consistent with CDC guidelines for prescribing opioids for chronic pain
HB 1312	Quade	Changes the laws regarding the dispensing of contraceptives
HB 1319	Roberts	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1344	Hill	Modifies provisions relating to private probation services for misdemeanor offenders
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1441	Baringer	Permits the use of hemp oil for the treatment of certain impairments
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
HB 1467	Stevens 046	Establishes a needle and syringe exchange pilot program
HB 1472	Mitten	Requires pharmacies to post information regarding the safe disposal of unused pharmaceuticals
HB 1473	Mitten	Requires certain individuals with prescriptive authority to complete four hours of continuing professional education in approved classes that provide training in prescribing controlled substances
HB 1498	Dogan	Modifies provisions relating to dispensing contraceptives
HCS HB 1524		Allows pharmaceutical companies to communicate off-label treatment uses to health care professionals
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
HCS HB 1618		Modifies provisions relating to the disposal of unused controlled substances
HB 1619	Rehder	Establishes the Narcotics Control Act
HB 1620	Rehder	Exempts health care entities registered with the Department of Health and Senior Services that distribute hypodermic needles or syringes from the crime of unlawful delivery of drug paraphernalia
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HB 1636	Arthur	Adds medication assisted treatment for substance abuse disorders as a covered benefit in health insurance.
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HB 1740	Wessels	Establishes the Narcotics Control Act
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration
HB 1752	Pogue	Prohibits pharmacies in the state from providing emergency contraceptives over the counter
HB 1762	Pogue	Expands child neglect to include a child that is born with a controlled substance in the child's fluids because the pregnant mother knowingly used a controlled substance before birth
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1810	Tate	Creates the crime of falsifying a drug test

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1837	Rhoads	Changes the laws regarding dispensations of maintenance medications
HB 1866	Evans	Increases the penalty for certain crimes committed in the course of human trafficking
HCS HB 1870		Allows certain medications in multidose containers used by a patient during a hospital stay to be sent with the patient at discharge
HB 1875	Taylor	Creates the crime of endangering the welfare of a child in the first degree if a person knowingly misuses a narcotic drug while pregnant
HB 1898	Swan	Establishes the Controlled Substance Abuse Prevention Fund
HB 1927	Ruth	Requires the Department of Health and Senior Services to develop a voluntary nonopioid directive form to allow a person to refuse the administration or prescription of opioids
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 1989	Ellington	Establishes provisions regarding the limited legalization of marijuana
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018
HCS HB 2127		Modifies provisions relating to assistant physicians
HB 2164	Rehder	Modifies provisions relating to referrals of children who may have been exposed to controlled substances
HB 2175	Chipman	Requires the Children's Division to refer all cases in which a birth mother or infant tests positive for illegal controlled substances after childbirth to the Juvenile Office
HB 2191	Quade	Changes the crime of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs by expanding the crime to include two additional drugs
HCS HB 2209		Establishes a Prescription Abuse Registry
HB 2236	Newman	Establishes the Women's Right to the Pill Act
HB 2237	Newman	Requires a pharmacy to fill a valid and lawful prescription for any FDA-approved drug or device to prevent pregnancy including emergency contraceptives without delay
SS SCS HCS HBs 2280, 2120, 1468 & 1616		Expands MO HealthNet benefits for pregnant women to provide substance abuse treatment for up to one year after giving birth
HB 2300	Kelly 141	Grants the State Board of Nursing the authority to establish an intervention program and an alternative program for nurses who are dependent on alcohol or other mind-altering drugs
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
HCS HB 2350		Changes the law regarding certain criminal offenses
HB 2367	May	Authorizes local health departments and community-based organizations to establish Safe Consumption Facilities
HB 2395	Stephens 128	Allows a pharmacist to select an equivalent generic pharmaceutical unless otherwise requested by the patient or the prescriber specifically states that substitution is prohibited
HB 2489	Curtis	Changes the laws regarding controlled substances by removing marijuana's classification as a controlled substance
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HB 2558	Pogue	Provides that a delivery of a controlled substance is a class A felony if a death results

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS SCS HB 2562		Establishes treatment courts
HB 2568	Haefner	Modifies provisions relating to the distribution of controlled substances
HB 2622	Evans	Requires prescriptions for controlled substances to be issued electronically, with certain exceptions
HB 2670	Morris 140	Modifies provisions relating to the distribution of prescription drugs
HB 2731	Smith 163	Changes the laws regarding the Cancer Information Reporting System
HJR 81	McDaniel	Proposes a constitutional amendment to make medical marijuana legal in the state of Missouri for certain patients
HJR 86	Curtis	Proposes a constitutional amendment to decriminalize the possession and consumption of marijuana by a person twenty-one years of age or older
		DRUNK DRIVING/BOATING
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
HB 1296	Kelley 127	Establishes "Toby's Law," which requires any person who has pled guilty to or been found guilty of driving while intoxicated to complete a victim impact program approved by the court
HB 1403	DeGroot	Allows an offense involving the operation of a motor vehicle in an intoxicating condition to be cognizable before a municipal court if, after referral, the county prosecuting attorney fails to prosecute
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
HCS HB 2350		Changes the law regarding certain criminal offenses
SS SCS HB 2562		Establishes treatment courts
		EASEMENTS AND CONVEYANCES
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 868	Kehoe	Exempts from property tax land that is an out-of-service rail corridor being used as a trail under federal law
SS SCS SB 907		Authorizes the conveyance of a certain state properties
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations
HB 1632	Korman	Requires a deed conveying real estate to contain certain information
HB 1634	Bernskoetter	Authorizes the conveyance of certain state property
HB 1646	Eggleston	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HB 1808	Moon	Modifies provisions relating to the acquisition of land by the U.S. government
SS SCS HB 1838		Authorizes the conveyance of certain state property

No.	Author	Subject
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HCS HB 2306		Establishes the Environmental Restoration Corporation Act
		ECONOMIC DEVELOPMENT
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs
SCS SB 550		Reauthorizes the Missouri Works and Missouri Works Training programs
SB 551	Wasson	Modifies the Missouri Works program
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SCS SB 629		Modifies provisions relating to tax increment financing
SCS SB 663		Allows for an appropriation to cooperate with political subdivisions on land clearance projects related to tourism infrastructure facilities
SCS SB 730		Establishes the Rate Case Modernization Act
SB 757	Schatz	Authorizes the addition of Franklin County to the interstate compact creating the Bi-State Metropolitan Development District
SCS SB 859		Modifies provisions relating to tax increment financing
SB 865	Kehoe	Expands the commercial zone of Kansas City to include the city of Holden and certain roadways
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 993	Nasheed	Authorizes the St. Louis City Treasurer to create an Office of Financial Empowerment
SB 1037	Wasson	Creates the Missouri Innovation Fund Corporation
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
HCS HB 1236		Changes the laws regarding tax increment financing districts
HB 1280	Beck	Changes the laws regarding tax increment financing districts
HB 1466	Berry	Authorizes municipalities to establish technology business facility projects and authorizes tax exemptions for such projects
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
HB 1533	Butler	Establishes the Economic Education Partnership Act that allows certain small businesses to retain withholding taxes
HB 1568	Christofanelli	Changes the laws regarding tax increment financing districts so that cities must hold a thirty-day comment period before passing an ordinance
HB 1570	Shaul 113	Changes the laws regarding the Small Business Regulatory Fairness Board
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HCS HB 1631		Changes the law regarding minority-owned business programs by expanding the programs to include certain nonprofit corporations
HB 1661	Swan	Reauthorizes and modifies a tax credit for film projects
HB 1700	Green	Changes the laws regarding tax increment financing districts
HB 1706	Green	Establishes the Missouri Minority Business Enterprise Loan Program

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1775	Franks Jr.	Authorizes a tax credit for establishing a new business in a distressed community
HB 1786	Ellington	Establishes the Economic Development Grant Program whose funds are used to reopen closed manufacturing facilities
HB 1825	Grier	Changes the law regarding the historic preservation tax credit by limiting its use to blighted areas and prohibiting its use on certain residential property
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 1912	Brattin	Changes the laws regarding tax increment financing and transportation development districts
SS SCS HCS HB 1991		Modifies provisions relating to wireless facilities and related infrastructure
HB 2046	Nichols	Changes the laws regarding tax increment financing so that requirements regarding project approval apply equally throughout the state
HB 2201	Redmon	Establishes the Show Me Rural Jobs Fund
HB 2241	Miller	Exempts certain projects from the Tax Increment Allocation Redevelopment Act annual appropriation cap
HB 2250	Christofanelli	Changes the law regarding local development incentives by requiring certain development entities to receive voter approval every ten years
HB 2256	Johnson	Establishes a grant program for the installation of broadband internet service
HCS HB 2339		Establishes the "Missouri Military Community Reinvestment Grant Program Act."
HCS HB 2415		Authorizes the establishment of a land bank for St. Joseph and changes provisions regarding land bank agencies
HB 2439	Messenger	Establishes the Retirees Experiencing a Better Living Initiative Fund to advertise Missouri to retirees in other states
HB 2484	Korman	Establishes the I-70 Regional Transportation District
HB 2533	Green	Requires the Office of Administration to commission a study on socially and economically disadvantaged businesses every five years
HB 2571	Green	Establishes the First-Time Business Owner Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to starting a new business
HB 2576	Johnson	Reduces the corporate income tax rate for a company that creates a specified number of jobs
HB 2639	Green	Establishes programs in the Department of Economic Development to assist minority business enterprises
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
HB 2736	Washington	Changes the laws regarding tax increment financing
HCS HCR 77		Endorses the Bangert Island Riverfront Transformational Project.
HJR 65	Ellington	Proposes a constitutional amendment to require public approval in the relevant county before authorizing tax increment financing
		ECONOMIC DEVELOPMENT, DEPARTMENT OF
SB 545	Richard	Reduces the cap on tax credits for the rehabilitation of historic structures and creates the Capitol Complex Fund Tax Credit
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS SB 550		Reauthorizes the Missouri Works and Missouri Works Training programs
SB 551	Wasson	Modifies the Missouri Works program
CCS SS#2 SCS SB 590		Modifies the Historic Preservation Tax Credit
HCS SB 727		Requires that the comprehensive state energy plan be reviewed by the Division of Energy by January 1, 2020, and biennially thereafter, and updated if necessary
CCS HCS SB 773		Modifies provisions relating to taxation
SB 848	Riddle	Modifies the membership of the Board for Certification of Interpreters
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SCS SB 1007		Modifies the merit system
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HCS HB 1455		Requires high schools and public institutions of higher education to provide information related to careers and salaries to students
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
HB 1533	Butler	Establishes the Economic Education Partnership Act that allows certain small businesses to retain withholding taxes
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HB 1706	Green	Establishes the Missouri Minority Business Enterprise Loan Program
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1786	Ellington	Establishes the Economic Development Grant Program whose funds are used to reopen closed manufacturing facilities
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
HB 2201	Redmon	Establishes the Show Me Rural Jobs Fund
HB 2256	Johnson	Establishes a grant program for the installation of broadband internet service
HCS HB 2339		Establishes the "Missouri Military Community Reinvestment Grant Program Act."
HB 2443	Cookson	Requires school districts with students who earn industry-recognized certifications to transfer moneys for certain purposes
HB 2575	Johnson	Establishes the Office of Broadband Advocate within the Department of Economic Development
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
		EDUCATION, ELEMENTARY AND SECONDARY
SB 1 (E1)	Libla	Modifies provisions relating to computer science education

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 559	Chappelle-Nadal	Modifies several provisions relating to elementary and secondary education
SB 565	Emery	Establishes the Missouri Empowerment Scholarship Accounts Program
SB 571	Silvey	Allows high school students to fulfill one unit of academic credit with a computer science course for any required math or science unit
SB 582	Walsh	Requires school districts to report breaches of data containing personal information of students to parents, the Department of Elementary and Secondary Education, and the State Auditor
SS SCS SB 592		Modifies several provisions relating to elections
CCS HCS SS SCS SBs 603, 576 & 898		Modifies provisions relating to virtual education
SCS SB 612		Establishes the Missouri Empowerment Scholarship Accounts Program
SB 618	Eigel	Modifies provisions related to charter schools
SB 634	Dixon	Allows Greene County and any city within the county to propose a sales tax for the purpose of early childhood education programs
SB 635	Chappelle-Nadal	Creates the crimes of failing to stop illegal firearm possession, negligent storage of a firearm, and failure to notify a school of firearm ownership
SB 640	Sater	Allows students to possess and self-apply sunscreen at school without a parent or physician's approval
SB 643	Emery	Requires the State Board of Education to develop a simplified annual school report card for each school attendance center
SB 648	Romine	Requires certain school districts to have a process that allows parents to appeal a determination that their child does not qualify for a gifted education program and to establish a policy for acceleration for certain students
SB 668	Onder	Requires the Department of Elementary and Secondary Education to report certain information relating to virtual education
SB 673	Koenig	Creates new provisions relating to lobbying activities of educational professionals
HCS SB 681		Requires a student to receive instruction in Braille reading and writing as part of his or her individualized education plan unless instruction in Braille is determined not appropriate for the child
SB 684	Chappelle-Nadal	Creates new subdistricts in certain school districts
CCS HCS SB 687		Modifies provisions relating to student transportation
SB 690	Emery	Requires that all school shower rooms, locker rooms, and restrooms accessible for use by multiple students shall be designated for and used by male or female students only
SB 696	Romine	Enacts certain provisions relating to career and technical education
SCS SB 709		Modifies the process by which travel hardships are granted to public school pupils
SB 726	Emery	Provides that no public school shall be a member of a statewide activities association if such association prohibits a home school student from participating in any event or activity offered by a public school in the school district in which the student resides
SB 728	Wallingford	Modifies provisions relating to early childhood education
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies
SB 772	Hoskins	Excludes funds designated by taxpayers in an urban district as early childhood education funds from the local tax revenue calculation used to provide funding to charter schools that declared themselves as a local education agency
SB 789	Nasheed	Creates the Missouri Care Counts Program to provide funding to public schools in St. Louis to purchase washing machines and dryers
SB 794	Romine	Modifies provisions relating to gubernatorial appointments
SB 810	Koenig	Requires school districts to make information relating to their annual operating budget publicly available
SB 838	Rowden	Modifies provisions relating to school bus drivers
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
SB 855	Curls	Requires the State Board of Education to assign classification designations to charter schools in the same manner as school districts are assigned such designations
SB 867	Kehoe	Authorizes the Gasconade R-II school district, which crosses county boundaries, to use the county that yields the highest dollar value modifier under the school foundation formula
SB 873	Schupp	Establishes a task force to explore a course for 8th and 9th grade students on career readiness
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 904	Emery	Modifies provisions relating to teacher employment
SB 916	Crawford	Prohibits school districts from setting an opening date for the school term that is more than ten calendar days prior to the first Monday in September
SB 924	Rowden	Authorizes the granting of a visiting scholars certificate to teachers in public schools
HCS SS#2 SCS SB 949		Modifies provisions relating to reading intervention in schools
SB 964	Eigel	Creates an advisory council to make recommendations to the State Board of Education regarding assessments and learning standards for certain students
SB 979	Walsh	Requires potable water in certain elementary school buildings to be tested for lead
SB 986	Riddle	Authorizes school boards to provide certain information about influenza and influenza vaccines to parents and guardians of students
SCS SB 990		Modifies provisions relating to the attachment of school districts to community college districts
SB 1035	Koenig	Enacts certain provisions relating to alternative special needs services for elementary and secondary education students
SB 1044	Romine	Enacts certain provisions relating to school administrators
SB 1054	Nasheed	Enacts certain provisions relating to school districts
SB 1056	Wasson	Modifies the Science, Technology, Engineering and Mathematics Initiative
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SB 1077	Holsman	Enacts certain provisions relating to innovation schools
SB 1096	Romine	Enacts certain provisions relating to career and technical education
SB 1099	Hummel	WITHDRAWN
SCR 29	Nasheed	Establishes the Joint Committee on the Transition of the St. Louis Public School District

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 3 (E1)	Fitzwater	Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HCS HB 1245		Establishes a Career Readiness Task Force
HB 1271	Lant	Establishes the School Construction Act, which exempts construction and maintenance work done for certain school districts from the prevailing wage requirement upon the school board's approval
HB 1315	Baringer	Allows students to apply sunscreen at school
HCS HB 1358		Creates new provisions relating to password protection
HCS HB 1363		Requires teachers and principals to complete two hours of suicide prevention education each school year
HB 1365	Gannon	Creates an advisory council to make recommendations to the state board of education regarding standards and testing for certain students
HCS HB 1366		Modifies provisions relating to school bus drivers
HCS HB 1370		Requires public schools to post certain financial information online for public access
HB 1371	Sommer	Requires any district with a state-approved gifted education program to have a process that allows parents or guardians to appeal a determination that their child does not qualify for gifted services
HB 1373	Ruth	Specifies that a teacher representative shall be appointed to the state board of education
HB 1385	Spencer	Establishes the Student Accountability Act that gives those students with certain scores on an assessment a notation on their high school diploma
HB 1387	Spencer	Allows school districts to be excused from compliance with certain statutes in the event of withholding of funds by the governor
HCS HB 1408		Modifies provisions relating to virtual education
HB 1412	Taylor	Requires administration of a statewide assessment test for five years before any revisions to the test may be made
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1417	Kelley 127	Establishes a reading intervention program for K-3 students with reading deficiencies
HB 1420	Pfautsch	Extends the sunset on the early learning quality assurance report program
SCS HB 1421		Requires each school district to establish a policy on acceleration and districts with gifted education programs to establish appeal procedures
HCS HB 1424		Changes election procedures for school board members
HCS HB 1435		Modifies provisions relating to services and programs for gifted children
HB 1449	May	Establishes the Family Education Leave Act
HB 1453	May	Requires the state board of education to terminate the transitional school board under certain circumstances
HCS HB 1455		Requires high schools and public institutions of higher education to provide information related to careers and salaries to students
HCS HB 1457		Creates new provisions related to computer science
HB 1493	Wood	Requires school districts to recognize certain graduate and undergraduate hours as equivalent to a master's degree on the salary schedule
HB 1506	Kelley 127	Allows school districts to implement alternative instruction plans to avoid make-up days
HB 1520	Cookson	Raises the minimum teacher salary for the 2019-20 school year, subject to appropriation

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1521	Cookson	Requires any statewide athletic organization with a public school district as a member to report to the joint committee on education during the legislative interim
HB 1534	Butler	Establishes the Missouri Parent/Teacher Involvement Act
HB 1535	Butler	Authorizes a tax credit for a contributions to certain public school foundations
HB 1551	Newman	Modifies provisions relating to human sexuality and sexually transmitted disease education
HB 1560	Morris 140	Prohibits discrimination against children who are not immunized
HB 1569	Christofanelli	Allows excused absences for students whose parents were deployed to a combat zone
HB 1573	Rowland 155	Allows a school district to use a calendar based on hours of attendance rather than hours and days of attendance, if the minimum number of hours is at least 1,044 hours of actual pupil attendance
HB 1580	Franks Jr.	Modifies provisions relating to charter schools
HB 1582	Franks Jr.	Requires the state board of education to terminate the transitional school board under certain circumstances
HB 1593	Davis	Creates a definition of secondary school to include grades not lower than fifth grade nor higher than twelfth grade
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HCS HB 1623		Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HB 1639	Stacy	Establishes the Missouri Empowerment Scholarship Accounts Program
HB 1660	Swan	Modifies provisions relating to career and technical education
HCS HB 1663		Allows school districts to establish comprehensive school counseling programs for students attending school in the district
HB 1664	Swan	Allows children who attend early childhood education programs that are under contracts with districts or charter schools to be included in the average daily attendance of the district or charter school
HB 1665	Swan	Establishes a visiting scholars certificate of license to teach
HB 1668	Swan	Creates an educational savings plan for K-12 educational expenses
HB 1669	Swan	Excludes funds designated by taxpayers in an urban district as local early childhood education funds from the local tax revenue calculation used to provide funding to charter schools
HB 1670	Swan	Changes the laws regarding teacher compensation
HB 1675	Redmon	Modifies medical endorsement requirements for school bus drivers
HB 1676	Redmon	Requires school bus drivers who are seventy years of age or older to complete the CDL Skills Test and the Driving Test on an annual basis
HB 1677	Lauer	Allows students to take the ACT WorkKeys assessments instead of the ACT Plus Writing assessment
SS HB 1744		Modifies the A+ Schools Program by removing the requirement that the student's attendance of public high school occur in the three years immediately prior to graduation
HB 1761	Pogue	Prohibits school districts from collecting biometric information on students without the express written consent of parents or legal guardians
HB 1770	Morgan	Requires children in the City of St. Louis and Kansas City school districts to enroll in a school by the age of five
HB 1788	Ellington	Specifies that students shall take a world history course in order to graduate from high school

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1789	Ellington	Allows school districts to create magnet schools and changes provisions regarding the powers of superintendents
HCS HB 1803		Changes the laws regarding school reporting requirements to law enforcement
HB 1812	Smith 085	Changes the laws regarding school accreditation and student transfers
HB 1826	Houghton	Prohibits local school districts from setting an opening date for the school term that is more than ten calendar days prior to the first Monday in September
HB 1839	Houghton	Requires any statewide athletic organization with a public school district as a member to provide coaches for practices at the state fair
HB 1847	Kidd	Specifies that a school board may vote to remove its operating levy from a certain definition related to tax increment financing for redevelopment projects
HB 1860	Dohrman	Reduces terms of office for members of the state board of education from eight years to four years and prohibits members from serving more than eight years on the board
HB 1861	Dohrman	Requires superintendents and assistant superintendents to be employed by school districts only by written contracts
HCS HB 1888		Requires State Board of Education meetings to be recorded by video and posted on the website of the Department of Elementary and Secondary Education
HB 1899	Swan	Allows local educational agencies to create school-community partnerships
HB 1925	Roeber	Modifies provisions relating to elementary and secondary education
HB 1939	Quade	Creates new provisions of law related to serving meals to students
HCS HB 1940		Establishes the Cronkite New Voices Act
HB 1941	Dohrman	Modifies provisions related to training of school board members
HB 1957	Butler	Requires districts with a sufficient number of children determined to be gifted to establish special programs for the gifted children
HB 1976	Franklin	Modifies definitions relating to child abuse to specify that persons responsible for the care, custody, and control of a child shall include school personnel
HB 1979	Gray	Creates subdistricts within certain school districts
HB 2032	Curtman	Modifies the process by which travel hardships are granted to public school pupils
HB 2073	Kelly 141	Allows school districts to display on school property scenes or symbols associated with traditional winter and spring celebrations
HB 2128	Cookson	Creates certain provisions relating to computer science
SS#2 HCS HB 2129		Requires thirty minutes of instruction regarding decisions on organ donation during high school
HB 2134	Walker 074	Requires certain public schools to offer breakfast after the bell
HB 2137	Matthiesen	Establishes the creative classroom act
HB 2138	Fitzwater	Establishes a statewide STEM career awareness program
HB 2139	Morris 140	Allows additional time for children who are homeless or in Children's Division custody to comply with immunization requirements
HB 2169	Redmon	Modifies provisions relating to tax rates of school districts
HCS HB 2188		Establishes the Show Me Opportunity Scholarship Program
HB 2192	Redmon	Modifies the bonding requirement for the treasurer of a seven-director school district
HCS HB 2200		Modifies provisions relating to elementary and secondary education

No.	Author	Subject
HCS HB 2210		Creates new provisions related to school finance
HB 2220	Cookson	Caps school superintendent salaries and requires publication of school employee salaries in local newspapers
HB 2232	Ross	Establishes the Safe Schools Act
HCS HB 2234		Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
HB 2246	Swan	Changes the law regarding charter schools
HCS HB 2247		Changes provisions relating to charter schools
HB 2252	Moon	Modifies provisions relating to transfer of students within districts and between districts
HCS HB 2255		Modifies provisions relating to the Science, Technology, Engineering, and Mathematics Initiative
HB 2282	Fitzwater	Creates new provisions of law related to computer science
HB 2283	Bahr	Establishes the Missouri Empowerment Scholarships Accounts Program
HB 2285	Quade	Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
HB 2292	Gregory	Allows high school students to fulfill one unit of academic credit with a computer science course for any required math or science unit
HB 2294	Rowland 155	Allows school boards to provide certain information on influenza disease to parents and guardians of students
HCS HB 2332		Modifies provisions relating to bidding on construction projects authorized by school districts
HB 2333	Shaul 113	Modifies provisions for the election authority's right to designate polling places.
HCS HB 2335		Modifies provisions relating to school employee retirement systems
HB 2358	McGee	Modifies provisions for the election authority's right to designate polling places.
HB 2371	Curtis	Specifies penalties for school superintendents who fail to attend hearings of the general assembly after receiving official invitations
HB 2373	Christofanelli	Modifies provisions relating to funding for elementary and secondary education
HB 2382	Dogan	Modifies provisions relating to age attainment for school entry
HB 2399	Trent	Creates new provisions of law related to student data privacy
HB 2405	Unsicker	Requires private schools to provide parents with certain information about federal special education laws
HCS HB 2411		Creates new provisions relating to school librarians
HB 2412	Corlew	Modifies provisions relating to the A+ schools program
HB 2431	Unsicker	Creates new provisions related to payment for compensatory special education by charter schools
HB 2435	Butler	Requires the state board of education to terminate the transitional school district under certain circumstances
HB 2436	Moon	Creates new provisions related to the display of posters containing representations of the Missouri state flag and other items in public schools
HB 2442	Cookson	Requires school financial audits to contain certain information relating to extracurricular activities within the school district
HB 2443	Cookson	Requires school districts with students who earn industry-recognized certifications to transfer moneys for certain purposes

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2444	Cookson	Increases funding under the school funding formula for school districts with an assessed valuation per student that fell within the lowest 10% of all school districts in the 2004-05 school year
HB 2445	Cookson	Establishes the public school parental choice act
HB 2446	Cookson	Modifies provisions relating to elementary and secondary education
HB 2458	Christofanelli	Modifies provisions relating to virtual public schools and career and technical education
HB 2465	Curtis	Changes the definition of the state adequacy target in the school foundation formula
HB 2467	Kelly 141	Modifies provisions relating to home school education
HB 2478	Curtis	Modifies provision for municipal and school board elections.
HB 2494	Dogan	Requires the Department of Elementary and Secondary Education to conduct a study related to calculations performed for purposes of federal education laws
HB 2528	McDaniel	Allows school districts to implement alternative instruction plans to avoid make-up days
HB 2529	Morse 151	Modifies the definition of average daily attendance in the school foundation formula
HB 2531	Swan	Establishes a charter schools task force
HB 2534	Morgan	Requires school districts to offer instruction relating to human sexuality
HCS HB 2555		Requires a student to receive instruction in braille reading and writing as part of his or her individualized education plan unless instruction in braille is determined not appropriate for the child
HB 2556	Pogue	Modifies provisions relating to school funding
HB 2557	Pogue	Modifies provisions relating to school funding
HB 2565	Morse 151	Modifies provisions relating to school funding
HCS HB 2567		Creates new provisions related to security measures for public schools
HB 2614	Bangert	Requires school districts to provide instruction in cursive writing
HB 2619	Brattin	Modifies provisions related to substitute teaching by retired teachers
HCS HB 2625		Creates new provisions relating to educational services for neglected or delinquent children
HB 2629	Cookson	Requires every public school building to have an armed security officer and video cameras with live feed of the entrances and exits
HB 2630	Cookson	Modifies provisions relating to school funding
HB 2643	Miller	Requires potable water in certain elementary school buildings to be tested for lead
HB 2646	Davis	Modifies provisions relating to school protection officers
HB 2662	Brattin	Modifies provisions relating to school protection officers
HB 2688	Rowland 029	Requires public school buses to be operated by human drivers
HB 2694	Gray	Establishes a Council for Community Education within the Department of Elementary and Secondary Education
HB 2704	Gray	Establishes a program on police officer presence in schools and communities within the Department of Public Safety
HB 2705	Rone	Enacts certain provisions relating to alternative special needs services for elementary and secondary education students
HB 2728	Arthur	Modifies provisions relating to substitute teaching by retired teachers
HB 2744	Curtis	Changes the law regarding the consolidation of certain political subdivisions

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HCR 57		Designates the first week of February each year as Missouri School Counseling Week
HCR 58	Spencer	Urges public schools to institute JROTC in their schools
HCR 95	Pogue	Encourages Congress to reauthorize the Secure Rural Schools Act
HCR 101	Walsh	Creates the school violence task force
HCR 109	Curtis	Encourages the United States Department of Education to provide certain federal funding to the states
HJR 55	Shumake	Proposes a constitutional amendment eliminating the prohibition on the use of public funds for the benefit of any religious or sectarian educational purpose
		EDUCATION, HIGHER
SB 1 (E1)	Libla	Modifies provisions relating to computer science education
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 565	Emery	Establishes the Missouri Empowerment Scholarship Accounts Program
SB 587	Sifton	Modifies several provisions relating to elementary and secondary education
SS SCS SB 592		Modifies several provisions relating to elections
SCS SB 612		Establishes the Missouri Empowerment Scholarship Accounts Program
SB 682	Munzlinger	Allows students enrolled in virtual institutions to participate in the Access Missouri Financial Assistance Program
SB 725	Emery	Creates the "Academic Freedom and Whistleblower Protection Act"
SB 759	Schatz	Prohibits public higher education institutions from raising the tuition rate charged to Missouri resident undergraduate and graduate students for four years from the date the student enrolls at the institution
SB 764	Schatz	Prohibits public higher education institutions from requiring students or potential students complete the free application for federal student aid
SB 783	Nasheed	Establishes the Missouri Promise Scholarship Act
SB 785	Nasheed	Creates provisions relating to student mental health at public institutions of higher education
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SS SB 882		Modifies provisions of the Missouri Higher Education Savings Program
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 896	Wieland	Allows any taxpayer of the state of Missouri to initiate an action pursuant to grievance procedures at any state college or university in the state of Missouri
SB 899	Rowden	Creates new provisions relating to password protection
SCS SB 912		Changes the cap on tuition and fees charged at public higher education institutions
SB 950	Munzlinger	Allows the Missouri Dental Board to create and issue dental faculty permits
SCS SB 990		Modifies provisions relating to the attachment of school districts to community college districts
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 1047	Sater	Establishes the "Private College Campus Protection Act" which allows private colleges and universities to employ campus police officers
SB 1088	Rowden	Modifies the Uniform Agents Athlete Act
HCS HB 1245		Establishes a Career Readiness Task Force
HB 1267	Lichtenegger	Changes the laws by adding virtual institutions to the "Access Missouri Financial Assistance Program"
HCS HB 1273		Grants authority to the Missouri Higher Education Loan Authority to issue loans to refinance certain public or private student loans, education grants, and certain bonds, notes, or other obligations.
HB 1274	Kendrick	Establishes the "Student Loan Bill of Rights"
HB 1275	Kendrick	Establishes a work-study program within the Department of Higher Education
HCS HB 1358		Creates new provisions relating to password protection
HCS HB 1368		Changes the law regarding the Missouri Returning Heroes Education Act
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1450	May	Requires the state to match federal funding for land grant institutions in this state and prohibits the state from seeking a waiver or requiring an institution to seek a waiver of the match obligation
HCS HB 1455		Requires high schools and public institutions of higher education to provide information related to careers and salaries to students
HB 1458	Lauer	Requires public institutions of higher education to make instructor evaluations available to enrolled students of such institutions
SS SCS HB 1465		Modifies various provisions relating to degree offerings at public institutions of higher education
HB 1474	Brattin	Eliminates tenure for new employees at public institutions of higher education and specifies information that public institutions of higher education must make available to the public
HCS HB 1528		Requires students at public and private institutions of higher education to demonstrate proficiency in the provisions and principals of American civics as a condition of graduation
HB 1560	Morris 140	Prohibits discrimination against children who are not immunized
HB 1678	Chipman	Establishes the "Curriculum Transparency Act"
HB 1679	Chipman	Prohibits public institutions of higher education from requiring students to purchase a meal plan when a student presents medical documentation of a food allergy or sensitivity, or a medical dietary issue
HB 1680	Chipman	Prohibits public institutions of higher education from requiring students to live on campus, except for first-year freshmen who may be required to live in campus housing for their first year
HB 1688	Eggleston	Modifies provisions relating to institutional performance measures for institutions of higher education
HB 1697	Washington	Designates the third week of September as Historically Black College and University Week
HCS HB 1712		Requires persons applying for teaching certificates to teach pre-K through sixth grade to meet certain literacy-oriented coursework and exam requirements.
HB 1716	White	Prohibits non-Missouri medical schools from entering into exclusive contracts with Missouri health care providers for the placement of medical students
SS HB 1744		Modifies the A+ Schools Program by removing the requirement that the student's attendance of public high school occur in the three years immediately prior to graduation
HB 1771	Morgan	Establishes the Missouri Tuition Equity Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1791	Ellington	Establishes the Missouri DREAM Trust Fund and the Missouri Dream Trust Fund Commission
HB 1792	Ellington	Repeals provisions that prohibit students who are unlawfully present in the United States from receiving postsecondary education public benefits
HB 1811	Smith 085	Establishes the College Credit Disclosure Act that requires a higher education institution to disclose its unaccredited status to students before enrollment
HB 1876	Lichtenegger	Modifies various provisions relating to degree offerings at public institutions of higher education
HB 1904	Walker 003	Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
HCS HB 1940		Establishes the Cronkite New Voices Act
HCS HB 1942		Allows institutions of higher education to designate one or more faculty or staff members as campus protection officers
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2074	Kelly 141	Prohibits public institutions of higher learning from discriminating against a religious student organization or denying a religious student association any benefit available to any other student association
HB 2076	Chipman	Specifies that public institutions of higher education shall not require their students to pay fees related to health care if they show proof of health insurance coverage
HCS HB 2115		Modifies provisions of the Missouri Higher Education Savings Program
HCS HB 2284		Modifies the Campus Free Expression Act
HB 2305	Carpenter	Authorizes a tax deduction for certain veterans who receive income through student loan forgiveness
HCS HB 2348		Changes the cap on tuition charged at public institutions of higher education
HCS HB 2354		Requires the department of higher education to promulgate rules establishing the Coordinating Board for Mental Health Issues in Higher Education
HB 2360	Redmon	Changes the laws regarding public safety officers who are eligible for a survivor's and disabled employee's educational grant
HB 2375	Ellington	Establishes the "Make America Great Again Act" and repeals provisions that prohibit persons who are unlawfully present in the United States from receiving certain benefits
HB 2378	Walker 074	Requires teacher-training institutions in this state receiving state aid to require students to demonstrate proficiency on the concepts of trauma-informed approach and trauma-specific interventions
HB 2408	Fitzpatrick	Establishes the "Bright Flight Promise Program" and phases out the Missouri Higher Education Academic Scholarship Program
HB 2412	Corlew	Modifies provisions relating to the A+ schools program
HB 2423	Moon	Expands the Campus Free Expression Act
HB 2464	Curtis	Establishes the "Equity in Higher Education Funding Program"
HB 2474	Curtis	Establishes the Urban Education Institute
HB 2495	Justus	Establishes the "Private College Campus Protection Act" which allows private institutions of higher education to appoint persons to be members of a campus police department
HB 2512	Butler	Requires student organizations at public institutions of higher education to appoint one or more members to serve as mandated reporters for purposes of reporting campus domestic violence and sexual assault
HB 2515	Curtis	Prohibits public institutions of higher education from subjecting video game competitors to institutional or athletic organizational rules regarding student athletes

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2626	Burnett	Modifies provisions relating to higher education tuition
HB 2647	Quade	Establishes the "Enough is Enough Act"
HB 2649	Rowland 155	Changes the cap on tuition charged at public institutions of higher education
HB 2741	Curtis	Provides that students who report an incident of sexual assault to law enforcement or to an institution of higher education shall not be subject to discipline or other consequences for violations of any drug or alcohol policy of the institution
HCR 106	Shull 016	Authorizes the issuance of public bonds for half of the financing of a new conservatory building at UMKC
		ELDERLY
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
SB 647	Wallingford	Requires elder abuse investigators to provide specified written materials to alleged perpetrators
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
SB 719	Chappelle-Nadal	Requires long-term care facilities to institute policies facilitating familial involvement in the well-being and support of its residents
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SCS SB 787		Establishes the Missouri Senior Farmers' Market Nutrition Program
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
SB 969	Sater	Relating to vendors of consumer-directed services
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1034	Riddle	Establishes a statewide hearing aid distribution program
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
HB 1241	Lavender	Changes the laws regarding the management of certain state revenues by sweeping certain funds and lowering the senior property tax credit maximum
HCS HB 1359		Authorizes the early parole of certain offenders over the age of seventy
HB 1362	Kidd	Authorizes a tax credit for senior citizen property owners
HB 1416	Davis	Changes the laws regarding tax refunds so that certain senior citizen taxpayers may file a refund claim within five years instead of three years
HB 1513	Corlew	Establishes a limit on residential property assessment increases for the elderly and disabled who own and live in their principal residence proportional to the increase of their Social Security benefit
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HCS HB 1885		Allows structured family caregiving as a covered service under MO HealthNet, subject to the approval of federal waivers
HB 1906	Higdon	Establishes the Senior Services Growth and Development Program to provide additional funding for senior services
HCS HBs 2063 & 1726		Allows individuals 75 years of age or older to be excused from jury duty without cause
HB 2163	Rehder	Requires elder abuse investigators to provide specified written materials to alleged perpetrators
HB 2278	Morris 140	Modifies provisions relating to the MO Rx Plan
HB 2374	Gregory	Changes the laws regarding protective orders by adding abuse by the harm or threatened harm of an animal as a ground for the issuance of a protective order
HB 2439	Messenger	Establishes the Retirees Experiencing a Better Living Initiative Fund to advertise Missouri to retirees in other states
HB 2516	Curtis	Allows the public service commission to offer a lower rate to low-income senior citizens when a rate increase is projected to give a public utility a profit increase of more than one hundred million dollars.
HB 2578	Washington	Modifies provisions regarding property tax relief for senior citizens.
		ELECTIONS
SS SCS SB 592		Modifies several provisions relating to elections
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
SB 665	Schatz	Modifies the law relating to vacancies in the office of county commissioner
SB 669	Schupp	Modifies the provisions of law relating to campaign finance disclosure
SB 684	Chappelle-Nadal	Creates new subdistricts in certain school districts
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
SB 702	Hegeman	Modifies provisions relating to availability of voter records
SS SB 704		Modifies provisions relating to political subdivisions
SB 876	Sater	Modifies provisions relating to non-elections
SCS SB 893		Modifies the initiative and referendum process
SB 935	Hegeman	Requires board members of public water supply districts to complete training within 180 days of being elected or appointed to each term of office
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SCS SB 990		Modifies provisions relating to the attachment of school districts to community college districts
SB 1043	Cierpiot	Requires the joint election of the Governor and Lt. Governor
SB 1067	Eigel	Modifies the law relating to paper ballots
SCR 49	Schatz	Moves referendum election date for SS#2/SB 19

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SJR 20	Munzlinger	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
SJR 21	Chappelle-Nadal	Requires the question of whether to recall the county executive to be submitted to voters in St. Louis County
SJR 35	Cierpiot	Requires the joint election of the Governor and Lt. Governor
HCS HB 1232		Modifies provisions for write-in and independent candidates.
HCS HB 1234		Modifies the procedures for elections of transportation development districts.
HB 1265	Schroer	Requires all declarations of candidacy to contain the candidate's legal last name.
HB 1270	Lant	Allows any county to vote to exempt political subdivisions and public institutions of higher education engaged in the construction of public works wholly within the county from the prevailing wage law
HB 1283	Conway 010	Allows any registered voter who is eligible to vote in a particular election to do so by absentee ballot without being required to state a reason
HB 1284	Conway 010	Changes the law regarding election costs.
HCS HBs 1285 & 1233		Modifies provisions for nominating an independent candidate.
HCS HB 1289		Modifies provisions for ballot initiatives and referendums.
HB 1345	Stacy	Changes the law regarding primary elections
HB 1346	Stacy	Requires all state and federal offices to use a ranked choice voting method
HB 1379	Stacy	Changes the requirements for independent candidates.
HB 1380	Stacy	Changes the requirements for independent candidates.
HCS HB 1423		Changes the law relating to the prohibition on expenditure of public funds to support or oppose candidates and certain measures
HCS HB 1424		Changes election procedures for school board members
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SCS HB 1442		Changes the laws regarding the filling of commissioner offices
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1550	Newman	Changes the law relating to absentee voting and advanced voting in Missouri.
HB 1565	Christofanelli	Changes the vote required to pass a statewide ballot measure from a majority vote to sixty percent of the votes cast.
HB 1567	Christofanelli	Changes the law regarding municipal elections
HB 1584	Franks Jr.	Requires the secretary of state to establish a system for automatic voter registration
HB 1599	Fraker	Changes the laws regarding local use taxes by modifying the ballot language for voter approval
HB 1737	Merideth 080	Specifies that the Secretary of State will create a website and allow citizens of Missouri to electronically sign ballot measures that are approved for circulation.
HB 1766	Arthur	Requires reporting of expenditures in excess of one thousand dollars for the purpose of electioneering activities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1787	Ellington	Requires election authorities to make available at least one electronic voting machine per polling location for blind or visually impaired voters at an election in order to comply with federal law.
HB 1814	Smith 085	Allows any registered voter who is eligible to vote in a particular election to do so by absentee ballot without being required to state a reason.
HB 1842	Houghton	Changes the law regarding initiative petitions.
HCS HB 1857		Modifies provisions relating to elections.
HB 1887	Bahr	Prohibits a property owners' association from preventing a property owner from placing political signs on his or her property
HB 1909	Brattin	Requires candidates in political subdivision and special district elections to declare a political party.
HB 1920	Carpenter	Repeals a provision prohibiting voters from allowing their ballots to be seen
HB 1921	Carpenter	Adopts an agreement to elect the president by national popular vote
HB 1934	McCann Beatty	Requires the Secretary of State to establish a system for automatic voter registration
HB 1978	Gray	Changes the laws regarding street light maintenance district elections
HB 2033	Curtman	Modifies provisions of law relating to paper ballots
HB 2049	Nichols	Requires the secretary of state to establish a system of automatic voter registration
HB 2060	Chipman	Establishes guidelines filling vacancies in the General Assembly and for nominations to the United States Congress.
HB 2142	Marshall	Specifies that any issue to increase any tax, license, fee, or levy requiring voter approval under Article X of the Missouri Constitution must be placed on the ballot only on the general election day
SCS HB 2208		Modifies provisions of law relating to paper ballots
HB 2212	Toalson Reisch	Repeals a provision prohibiting voters from allowing their ballots to be seen
HB 2313	Dogan	Modifies provisions for notice of elections in political subdivisions and special districts.
HB 2333	Shaul 113	Modifies provisions for the election authority's right to designate polling places.
HB 2358	McGee	Modifies provisions for the election authority's right to designate polling places.
HB 2478	Curtis	Modifies provision for municipal and school board elections.
HB 2492	Franks Jr.	Modifies provisions for absentee voting.
HB 2547	Sommer	Requires elections to increase or impose a tax, license, fee, or levy in any political subdivision shall only be placed on the ballot on the general election day or the primary election day
HB 2550	Chipman	Modifies the minimum age required to serve in various county, city, town, and board positions.
HCR 61	Berry	Applies to the United States Congress to call a convention for the exclusive purpose of proposing an amendment to the Constitution of the United States of America that will restore free and fair elections.
HCR 91	Pogue	Urges Congress to repeal the 16th and 17th amendments to the United States Constitution
HCR 102	Rehder	Specifies that the election date for the ballot measure regarding SB 19 passed by the General Assembly in 2017, shall be August 7, 2018
HJR 47	Stacy	Proposes a constitutional amendment changing how judges are selected to certain courts
HJR 52	Lichtenegger	Modifies length of terms and term limits for members of the General Assembly

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 77	Marshall	Specifies that any issue to increase any tax, license, fee, or levy requiring voter approval under Article X of the Missouri Constitution must be placed on the ballot only on the general election day
HJR 91	Pogue	Proposes a constitutional amendment which would allow an elected official of this state or any of its political subdivisions to be removed from office by recall petition.
HJR 92	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws
HJR 94	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws.
		ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF
SB 559	Chappelle-Nadal	Modifies several provisions relating to elementary and secondary education
SB 571	Silvey	Allows high school students to fulfill one unit of academic credit with a computer science course for any required math or science unit
SB 582	Walsh	Requires school districts to report breaches of data containing personal information of students to parents, the Department of Elementary and Secondary Education, and the State Auditor
SB 587	Sifton	Modifies several provisions relating to elementary and secondary education
CCS HCS SS SCS SBs 603, 576 & 898		Modifies provisions relating to virtual education
SCS SB 612		Establishes the Missouri Empowerment Scholarship Accounts Program
SB 643	Emery	Requires the State Board of Education to develop a simplified annual school report card for each school attendance center
SB 668	Onder	Requires the Department of Elementary and Secondary Education to report certain information relating to virtual education
HCS SB 681		Requires a student to receive instruction in Braille reading and writing as part of his or her individualized education plan unless instruction in Braille is determined not appropriate for the child
CCS HCS SB 687		Modifies provisions relating to student transportation
HCS SB 695		Modifies provisions relating to boards and commissions
SB 696	Romine	Enacts certain provisions relating to career and technical education
SS SB 704		Modifies provisions relating to political subdivisions
SCS SB 709		Modifies the process by which travel hardships are granted to public school pupils
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 772	Hoskins	Excludes funds designated by taxpayers in an urban district as early childhood education funds from the local tax revenue calculation used to provide funding to charter schools that declared themselves as a local education agency
SB 788	Nasheed	Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
SB 789	Nasheed	Creates the Missouri Care Counts Program to provide funding to public schools in St. Louis to purchase washing machines and dryers
SB 810	Koenig	Requires school districts to make information relating to their annual operating budget publicly available
SB 838	Rowden	Modifies provisions relating to school bus drivers

No.	Author	Subject
SB 867	Kehoe	Authorizes the Gasconade R-II school district, which crosses county boundaries, to use the county that yields the highest dollar value modifier under the school foundation formula
SB 873	Schupp	Establishes a task force to explore a course for 8th and 9th grade students on career readiness
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 904	Emery	Modifies provisions relating to teacher employment
SB 905	Munzlinger	Modifies provisions relating to a school district's tax rate
SB 924	Rowden	Authorizes the granting of a visiting scholars certificate to teachers in public schools
HCS SS#2 SCS SB 949		Modifies provisions relating to reading intervention in schools
SB 964	Eigel	Creates an advisory council to make recommendations to the State Board of Education regarding assessments and learning standards for certain students
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SB 1035	Koenig	Enacts certain provisions relating to alternative special needs services for elementary and secondary education students
SB 1044	Romine	Enacts certain provisions relating to school administrators
SB 1054	Nasheed	Enacts certain provisions relating to school districts
SB 1099	Hummel	WITHDRAWN
HB 3 (E1)	Fitzwater	Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HB 1348	Black	Specifies that the department of elementary and secondary education handles funds from career and technical student organizations
HCS HB 1370		Requires public schools to post certain financial information online for public access
HB 1385	Spencer	Establishes the Student Accountability Act that gives those students with certain scores on an assessment a notation on their high school diploma
HB 1412	Taylor	Requires administration of a statewide assessment test for five years before any revisions to the test may be made
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1417	Kelley 127	Establishes a reading intervention program for K-3 students with reading deficiencies
HCS HB 1457		Creates new provisions related to computer science
HB 1506	Kelley 127	Allows school districts to implement alternative instruction plans to avoid make-up days
HB 1534	Butler	Establishes the Missouri Parent/Teacher Involvement Act
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HCS HB 1623		Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HB 1677	Lauer	Allows students to take the ACT WorkKeys assessments instead of the ACT Plus Writing assessment
SS HB 1744		Modifies the A+ Schools Program by removing the requirement that the student's attendance of public high school occur in the three years immediately prior to graduation

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1888		Requires State Board of Education meetings to be recorded by video and posted on the website of the Department of Elementary and Secondary Education
HB 1899	Swan	Allows local educational agencies to create school-community partnerships
HB 1900	Swan	Provides that music therapists who have completed certain education and training requirements shall be deemed certified music therapists by the department of elementary and secondary education for the purpose of providing certain services
HB 2128	Cookson	Creates certain provisions relating to computer science
HCS HB 2210		Creates new provisions related to school finance
HCS HB 2255		Modifies provisions relating to the Science, Technology, Engineering, and Mathematics Initiative
HB 2644	Rowland 029	Creates new provisions relating to sheltered workshops
HJR 66	Dohrman	Proposes a constitutional amendment to reduce the terms of office for members of the state board of education from eight-year terms to four-year terms
		EMBLEMS
SB 584	Nasheed	Modifies provisions relating to civil war property
SCR 38	Sater	Recognizes the Gold Star Families Memorial Monument on the College of the Ozarks campus as the official Gold Star Families Memorial Monument of Missouri
HB 1235	Stacy	Requires that state lands or buildings only be designated in honor of individuals who have been deceased for more than two years.
HB 1290	Henderson	Specifies that all state properties that currently have a flagpole shall fly the POW/MIA flag
HB 1454	May	Designates the pawpaw tree as the state fruit tree of Missouri.
HCS HB 1930		Modifies rules regarding proper display of the United States flag.
HB 1968	Grier	Designates the "Show Me" tartan as the official tartan of the state of Missouri.
HB 2403	Muntzel	Designates the Lyceum Theatre in Arrow Rock, Missouri as the official state theatre.
HB 2425	Alferman	Designates the hellbender salamander as the official state endangered species.
HB 2522	Burnett	Establishes "Missouri's Great Flood of '93 - Revisiting an Epic Natural Disaster" by Kenneth L. Kieser as the official state work chronicling the 1993 flood.
		EMERGENCIES
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
SB 616	Rowden	Prohibits law enforcement and emergency personnel peer support specialists from disclosing confidential information
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 842	Munzlinger	Modifies provisions relating to transportation
SB 854	Wallingford	Modifies provisions relating to emergency communication services
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 883	Holsman	Designates the month of February as "Earthquake Awareness Month"
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 931	Riddle	Authorizes Missouri to become a member state of the Recognition of EMS Personnel Licensure Interstate Compact
SS SB 982		Enacts provisions relating to insurance
SCS SB 998		Allows the Director of the Department of Agriculture to waive certain fuel standard requirements
SB 1012	Sater	Modifies provisions relating to emergency service boards
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1066	Eigel	Modifies provisions relating to hardening of the electric grid against certain storms
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
HCS HB 1263		Proposes mandatory placement of first aid trauma kits in public buildings
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1376	Walsh	Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HCS HB 1411		Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HB 1431	Barnes 028	Changes the laws regarding emergency services districts
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1613	Kelley 127	Allows Missouri driver's license applicants to elect to have a medical alert notation placed on the person's driver's license
HB 1682	Runions	Establishes the "Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act"
HB 1919	Alferman	Modifies provisions of law relating to emergency medical services
HCS HBs 2061 & 2219		Establishes the offense of causing a false emergency response and establishes civil liability for damages resulting therefrom
HB 2182	Gannon	Requires all counties and municipalities to participate in the National Flood Insurance Program and modifies provisions relating to floodplain management
HB 2248	Spencer	Allows providers or resellers of commercial mobile radio services to opt out of contributions to the Universal Service Fund
HB 2360	Redmon	Changes the laws regarding public safety officers who are eligible for a survivor's and disabled employee's educational grant
HB 2456	Sommer	Establishes a green alert system for missing or endangered veterans.
HB 2488	Mitten	Changes the laws regarding public nuisance
HB 2598	Korman	Modifies provisions of law relating to emergency medical services
HB 2693	Gray	Prohibits third and fourth class cities in St. Louis County from imposing a fee for a false alarm to which the police department responds if it is the alarm user's first false alarm in a twelve-month period
HB 2725	Korman	Modifies provisions relating to the powers and duties of the Emergency Services Board

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2740	Curtis	Requires employers of first responders to provide employee assistance programs
HCR 72	Kidd	Creates a task force on emergency management
		EMINENT DOMAIN AND CONDEMNATION
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HCS SB 780		Modifies provisions relating to political subdivisions
HB 1902	Walker 003	Modifies provisions relating to development of utilities and eminent domain for utility purposes.
HB 1903	Walker 003	Modifies provisions relating to development of utilities and eminent domain.
HB 2401	Redmon	Modifies provisions for eminent domain by utility entities.
HB 2414	Redmon	Changes the laws regarding eminent domain for electric transmission projects
HB 2448	Korman	Allows a property owner to present evidence and argue the value of the future use of the property to be taken in a condemnation proceeding
HB 2661	Swan	Modifies requirements for written offers in condemnation proceedings.
HJR 78	Frederick	Creates a new constitutional standard for regulatory takings where land use regulations cause a diminution in value to real property.
		EMPLOYEES - EMPLOYERS
SCS SBs 555 & 609		Repeals the law pertaining to prevailing wage
SB 578	Romine	Modifies laws regarding arbitration agreements between employers and at-will employees
SB 585	Nasheed	Modifies provisions relating to unlawful discriminatory practices
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SS SCS SB 600		Enacts new provisions relating to professional employer organizations
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 607	Schupp	Creates new provisions of law relating to leave from employment
SB 620	Hummel	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 637	Chappelle-Nadal	Modifies the minimum wage laws
CCS HCS SB 660		Modifies the law relating to mental health
SS SB 666		Creates new provisions relating to joint employers
SB 680	Hummel	Modifies provisions relating to the minimum wage
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 700	Sifton	Modifies provisions relating to employee wages
SB 739	Schupp	Creates a right to unpaid leave for employees that are affected by domestic violence
SB 753	Schupp	Bars discrimination based on sexual orientation or gender identity
SB 771	Hoskins	Creates new provisions regulating the use of payroll deduction options for public employees
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 801	Nasheed	Modifies minimum wage law
SB 831	Rowden	Modifies laws regarding arbitration agreements between employers and at-will employees

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SCS SB 846		Modifies provisions relating to professional registration
SB 864	Hoskins	Allows private employers to grant employment preferences to veterans
SB 899	Rowden	Creates new provisions relating to password protection
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 1064	Rizzo	Modifies provisions relating to employee wages
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SCR 49	Schatz	Moves referendum election date for SS#2/SB 19
SJR 40	Rowden	Creates new constitutional amendment relating to labor organizations
HCS HB 1245		Establishes a Career Readiness Task Force
HB 1257	Schroer	Allows private businesses to give hiring preference for veterans.
HB 1277	Beck	Repeals the law that specifies that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HB 1293	Toalson Reisch	Repeals provisions relating to prevailing wages on public works
HB 1314	White	Modifies provisions relating to unlawful discrimination
HB 1317	Mitten	Modifies provisions relating to unlawful discriminatory practices
HB 1323	Roberts	Prohibits the practice of requiring peace officers to issue a specific number of citations within a designated period of time
HCS HB 1358		Creates new provisions relating to password protection
HB 1395	Carpenter	Modifies provisions relating to the minimum wage
HB 1397	Shaul 113	Prohibits political subdivisions from requiring employers to alter or adjust any employee scheduling unless required by state or federal law
HB 1402	DeGroot	Modifies provisions relating to arbitration agreements
HB 1409	Fitzpatrick	Modifies the duration of unemployment compensation, modifies the method to pay federal advances, and raises the fund trigger causing contribution rate reductions
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HB 1449	May	Establishes the Family Education Leave Act
HCS HB 1455		Requires high schools and public institutions of higher education to provide information related to careers and salaries to students
HB 1474	Brattin	Eliminates tenure for new employees at public institutions of higher education and specifies information that public institutions of higher education must make available to the public
HB 1478	Brattin	Requires all employers and business entities to enroll and actively participate in a federal work authorization program and imposes stricter penalties for employing an unauthorized alien
HB 1497	Dogan	Requires law enforcement agencies to adopt a written investigation policy for officer-involved deaths
HB 1512	Corlew	Changes the Uniform Arbitration Act regarding agreements between employers and at-will employees

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1515	McCann Beatty	Modifies provisions related to protections for whistleblowers and payments out of the state legal expense fund
HB 1520	Cookson	Raises the minimum teacher salary for the 2019-20 school year, subject to appropriation
HB 1532	Butler	Modifies the Science, Technology, Engineering and Mathematics Fund
HB 1533	Butler	Establishes the Economic Education Partnership Act that allows certain small businesses to retain withholding taxes
HB 1537	Butler	Creates the Quality Policing Act that establishes reporting and conduct guidelines for law enforcement agencies
HB 1561	Andrews	Exempts counties of the third and fourth classification from the prevailing wage laws
HB 1562	Andrews	Exempts counties of the third and fourth classification from prevailing wage laws for the construction of public works that are less than $500,000
HB 1594	Davis	Allows municipalities to opt out of the prevailing wage law
HCS HBs 1656 & 2075		Establishes the "Professional Employer Organization Act"
HB 1672	Kendrick	Establishes the Missouri Secure Choice Savings Program Act
HB 1693	DeGroot	Modifies provisions relating to workers' compensation
HB 1702	Green	Establishes the Missouri Prompt Pay Act relating to payment dates for contractors and subcontractors
HB 1709	Green	Creates a tort cause of action for injuries that result from harassment in the workplace
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1742	Davis	Allows private businesses to give hiring preference veterans.
HB 1774	Morgan	Extends the duration of unemployment benefits
HB 1784	Ellington	Increases the state minimum wage to $15 per hour
HB 1815	Smith 085	Requires certain police officers to be paid a minimum wage of twenty dollars per hour
HB 1851	Newman	Modifies provisions relating to unlawful discriminatory practices
HB 1861	Dohrman	Requires superintendents and assistant superintendents to be employed by school districts only by written contracts
HB 1886	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 1926	Henderson	Modifies provisions relating to public contracts
HB 1949	Merideth 080	Requires employers to allow mothers breaks to express breast milk
HB 1956	McCreery	Establishes the Missouri Earned Family and Medical Leave Act
HB 1967	Trent	Repeals provisions of the state merit personnel system
HB 1974	Kelly 141	Establishes the Missouri Earned Family and Medical Leave Act
HB 1981	Gray	Specifies that a state employee who works 10 hour days and 40 hours per week cannot be required to take two hours of vacation leave for paid holidays
HCS HB 2088		Prohibits covenants not to compete
HB 2130	Unsicker	Requires state agencies to support competitive integrated employment for persons with disabilities
HB 2131	Austin	Modifies provisions relating to the compensation of drug court commissioners

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2156	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 2173	Newman	Prohibits an employer from taking an adverse employment action based on an employee's reproductive health care decision
HB 2174	Newman	Establishes the Pregnant Workers' Fairness Act
HB 2190	Ellington	Prohibits employers from discriminating in providing compensation based on gender for the same work
HB 2194	Conway 104	Modifies provisions relating to criminal records
HB 2220	Cookson	Caps school superintendent salaries and requires publication of school employee salaries in local newspapers
HB 2232	Ross	Establishes the Safe Schools Act
SCS HCS HB 2249		Modifies provisions relating to child care facilities
HB 2253	Stephens 128	Modifies provisions relating to complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation
HB 2311	Merideth 080	Modifies provisions relating to unlawful discrimination
HB 2327	Franks Jr.	Specifies procedure in officer-involved deaths and shootings by requiring the officer take a drug test and undergo a psychiatric evaluation
HB 2328	Unsicker	Repeals a provision relating to waivers by blind employees
HB 2508	Green	Establishes the Missouri office of equal opportunity in statute
HB 2595	Revis	Repeals the law that specifies that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HB 2606	Curtis	Specifies that an internship is considered employment under the Missouri Human Rights Act
HB 2624	Roden	Creates new provisions related to unpaid leave for firefighters who contract cancer
HB 2654	Bangert	Authorizes a tax credit for certain employers who offer child care to employees
HB 2699	Gray	Requires certain disclosures by a person applying for a position as a peace officer
HB 2740	Curtis	Requires employers of first responders to provide employee assistance programs
		EMPLOYMENT SECURITY
SB 869	Kehoe	Modifies provisions relating to employment security
HB 1492	Lynch	Changes the law regarding the Show-Me Heroes program
HB 1774	Morgan	Extends the duration of unemployment benefits
HB 1799	DeGroot	Modifies provisions relating to notices on workers' compensation requirements
		ENERGY
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SB 642	Emery	Modifies provisions relating to ratemaking for public utilities
HCS SB 727		Requires that the comprehensive state energy plan be reviewed by the Division of Energy by January 1, 2020, and biennially thereafter, and updated if necessary
SCS SB 730		Establishes the Rate Case Modernization Act
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 830	Riddle	Creates the Nuclear Power Plant Security Guard Act
SB 833	Rowden	Modifies the definition of "electric plant" to include electric vehicle charging stations
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 1066	Eigel	Modifies provisions relating to hardening of the electric grid against certain storms
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition
SCR 43	Munzlinger	Urges the Missouri Public Service Commission to reaffirm state policies relating to natural gas hedging
SCS HB 1998		Creates guidelines for reviewing the comprehensive state energy plan.
HB 2214	Plocher	Modifies provisions of the "Property Assessment Clean Energy Act"
HB 2222	Korman	Modifies provisions relating to electrical energy.
HB 2344	Miller	Modifies provisions of the property assessment clean energy act.
HB 2596	Bondon	Creates provisions for the deployment of electric vehicle charging stations.
HB 2618	DeGroot	Changes provisions of law related to net metering.
HB 2634	Berry	Creates the Missouri Wind Energy Task Force.
HCR 99	Miller	Creates the Missouri Wind Energy Commission
		ENTERTAINMENT, SPORTS AND AMUSEMENTS
HCS SCS SBs 632 & 675		Modifies several provisions relating to taxation
CCS HCS SB 773		Modifies provisions relating to taxation
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HB 1390	Fitzpatrick	Modifies provisions relating to fantasy sports contests
HCS HB 1438		Changes the laws regarding the Sporting Event Sports Contract Tax Credit and extends its sunset date
HB 1445	Eggleston	Prohibits the use of public funds for any stadium if twenty-nine other states adopt similar statutes
SS#2 HB 1460		Authorizes a tax deduction for any prize or award won by an Olympic medalist
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HCS HB 1725		Expands the definition of special victim to include sports officials at a sporting event

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1897	Swan	Extends the termination date on provisions that direct income tax revenue from out-of-state athletes and entertainers to certain funds
HB 2320	Korman	Authorizes the Missouri Gaming Commission to establish standards and procedures for sports wagering in the state of Missouri
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HB 2406	Alferman	Establishes provisions relating to sports wagering
HB 2515	Curtis	Prohibits public institutions of higher education from subjecting video game competitors to institutional or athletic organizational rules regarding student athletes
HB 2527	Rhoads	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL
HB 2535	Plocher	Establishes provisions relating to sports wagering
HB 2572	Green	Establishes the Missouri Juneteenth Heritage and Jazz Festival and Memorial Fund
HB 2668	Hannegan	Modifies provisions for tax levies by a county for the county convention and sports facilities authority.
		ENVIRONMENTAL PROTECTION
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 823	Schatz	Modifies provisions of the Missouri Clean Water Law
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 961	Cunningham	Extends the expiration date of the Petroleum Storage Tank Insurance Fund from December 31, 2020 to December 31, 2030
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SCR 45	Curls	Designates the third week of every June as Pollinator Week
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1394	Carpenter	Requires the Department of Natural Resources to implement regulations that comply with the United Nations Framework Convention on Climate Change Paris Agreement
HB 1607	Korman	Extends the termination date of certain natural resources funds and fees.
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
HB 1882	Trent	Requires scrap metal dealers to keep documentation relating to the purchase of certain recycled batteries

No.	Author	Subject
HB 2224	Nichols	Prohibits retail establishments from providing or selling single-use plastic carryout bags to customers.
HCS HB 2257		Modifies provisions relating to the petroleum storage tank insurance fund
HCS HB 2306		Establishes the Environmental Restoration Corporation Act
HB 2479	Pietzman	Allows a Department of Natural Resources permittee to use the least expensive design option to meet any environmental standard if the plan meets all other permit requirements
HB 2551	Ross	Requires the Department of Natural Resources to sell certain property purchased with legal settlement funds
HCR 54	Smith 085	Strongly urges the U.S. Army to explain chemical testing that occurred in St. Louis in the 1950s and 1960s and requests the federal government to conduct a study on the health effects of such tests
		ESTATES, WILLS AND TRUSTS
CCS HCS SB 569		Modifies provisions relating to trusts and estates
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 942	Wieland	Modifies provisions relating to trust accounts that are health savings accounts, when a trustee may terminate a trust because the value of the trust is deemed insufficient, and no contest clauses
SB 943	Wieland	Modifies provisions of the Missouri Preneed Funeral Contract Act
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1391	Gregory	Allows a party to demand a trial by jury to determine if a trust is void because the creation of the trust was induced by fraud, duress, or undue influence
HB 1405	DeGroot	Modifies provisions relating to financial interests of minors
HCS HB 1553		Modifies provisions relating to guardianship and conservatorship proceedings
HB 1650	Cornejo	Modifies provisions relating to trust instruments
HCS HB 1689		Modifies provisions relating to the appointment of a successor guardian or conservator
HB 1843	Cornejo	Modifies provisions relating to trusts directed by trust protectors
HB 1844	Cornejo	Modifies provisions relating to powers of appointment
HB 1845	Cornejo	Modifies provisions related to estate planning

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 2351		Changes the laws regarding trusts
HB 2360	Redmon	Changes the laws regarding public safety officers who are eligible for a survivor's and disabled employee's educational grant
		ETHICS
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SS SB 704		Modifies provisions relating to political subdivisions
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SJR 27	Holsman	Modifies term limits and imposes a gift ban for members of the General Assembly
SJR 37	Kehoe	Modifies Constitutional provisions relating to the General Assembly
SJR 38	Kehoe	Prohibits a reapportionment official from accepting compensation from certain entities, but provides for such official's compensation
SCS HB 1303		Changes the laws regarding lobbyist expenditures
HB 1304	Ellebracht	Requires individuals who become prior candidates to dissolve their candidate committees
HB 1305	Ellebracht	Prohibits lobbyists from making expenditures on behalf of public officials for more than five years
HCS HB 1423		Changes the law relating to the prohibition on expenditure of public funds to support or oppose candidates and certain measures
HB 1496	Dogan	Prohibits lobbyists from giving gifts to local government officials, with an exception for group gifts
HB 1514	Corlew	Modifies provisions of law relating to campaign finance
HB 1766	Arthur	Requires reporting of expenditures in excess of one thousand dollars for the purpose of electioneering activities
HB 1816	Kendrick	Modifies provisions relating to campaign finance
HB 1817	Mitten	Prohibits members and employees of public governmental bodies from using software designed to send encrypted messages that automatically self-destruct to conduct public business
HB 1818	Lavender	Prohibits elected officials from accepting lobbyist gifts and prohibits lobbyists from providing gifts to such elected officials
HB 1819	Quade	Allows the ethics commission to open and conduct its own investigation by unanimous vote
HB 1820	McCreery	Prohibits candidate committees from transferring funds to relatives of the candidates
HB 1821	Pierson Jr.	Creates new provisions of law related to inaugural activities
HB 1823	Ellebracht	Modifies provisions relating to ethics
HB 1889	Rowland 029	Modifies provisions relating to financial interest statements
HB 1890	McGee	Prohibits paid leadership staff of members of the general assembly from serving as paid political consultants
HB 1997	Bondon	Modifies provisions relating to campaign finance
HB 2143	Marshall	Prohibits certain candidates for office from engaging in certain campaign fundraising techniques
HB 2223	Gregory	Modifies provisions relating to the Missouri ethics commission

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2290	Christofanelli	Modifies provisions relating to financial interest statements
HB 2291	Christofanelli	Repeals certain sections ruled unconstitutional by the Missouri Supreme Court
HB 2471	Mitten	Requires legislative lobbyists and legislative liaisons to complete sexual harassment training offered by the Missouri Ethics Commission
HB 2582	Ellebracht	Modifies provisions relating to campaign finance
HB 2588	Curtis	Modifies provisions of law relating to campaign finance
HJR 49	Stacy	Requires the Senate, beginning January 1, 2021, to try all impeachments except for impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
HJR 98	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HJR 99	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HCS HJR 100		Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
		EVIDENCE
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property
SCS SB 822		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
SB 847	Eigel	Enacts provisions relating to traffic enforcement
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1079	Hegeman	Prohibits a person from bringing a claim for injuries caused by silica unless the person can present certain evidence
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HB 1407	DeGroot	Modifies provisions relating to the collateral source rule
HB 1530	Kelley 127	Modifies the standard for acting in self-defense or defense of another when asserting battered spouse syndrome
HB 1590	Smith 163	Modifies provisions relating to the statute of limitations for certain offenses
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HB 1681	Chipman	Specifies that convictions and certain pleas in municipal court may be proved to affect the credibility of a witness
HB 2089	Gregory	Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HCS HB 2104		Restricts the use of cell-site simulator devices

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No.	Author	Subject
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HB 2273	White	Specifies that the standard of proof to award punitive damages in actions against health care providers is by clear and convincing evidence
HB 2462	Walker 074	Establishes additional provisions relating to forensic examinations performed on victims of sexual offenses
		EXCAVATION
SB 649	Romine	Modifies the per ton fee that is paid to the Division of Fire Safety for the use of explosives under the Missouri Blasting Safety Act
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
		FAIRS
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
		FAMILY LAW
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
SB 715	Koenig	Modifies the law relating to foster care and adoption records
SB 795	Koenig	Modifies provisions relating to termination of parental rights
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
HCS SB 850		Modifies provisions of law relating to records involving children
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
SB 857	Curls	Modifies provisions of law relating to the placement of children
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 992	Sater	Modifies provisions relating to adoption and post adoption contact agreements
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
SB 1046	Crawford	Modifies provisions relating to child protection orders

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 1051	Walsh	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1058	Schupp	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
HB 2 (E1)	Austin	Establishes treatment courts
HB 1351	Beard	Specifies that a responsive pleading must be filed in any motion to modify a child support, spousal maintenance, or child custody judgment
HB 1353	Beard	Allows the court to grant visitation between the parents of a minor who has been appointed a guardian and the minor if the court finds it in the best interests of the minor
HCS HB 1399		Modifies provisions relating to termination of parental rights
HB 1463	Kelley 127	Modifies provisions relating to family law proceedings
HCS HB 1491		Modifies provisions relating to the termination of parental rights
SCS HCS HB 1667		Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 1783	Ellington	Increases the time after a child's birth that the father has to file an action to establish paternity prior to an adoption or to file a notice with the Putative Father Registry
HCS HB 1856		Modifies provisions relating to public assistance benefits
HB 2426	Walsh	Modifies provisions relating to adoption and post adoption contact agreements
HB 2536	Morris 140	Provides that any maintenance order shall not exceed the length of the marriage
HB 2591	Dinkins	Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 2658	Marshall	Modifies provisions of law relating to custody of in vitro human embryos
HB 2739	Pogue	Modifies provisions of law relating to custody of in vitro human embryos
		FEDERAL - STATE RELATIONS
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SB 1071	Wieland	Enacts the "Missouri Reinsurance Plan"
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SCR 1 (E1)	Chappelle-Nadal	Urges U.S. Senator Claire McCaskill to put forward and support Federal legislation instituting reparations to the Black community

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 31	Wallingford	Supports rules and procedures for Article V Conventions
SCR 32	Holsman	Requests Congress to call an Article V Convention of the States
SCR 33	Emery	Urges the federal government to return certain lands to western states where such lands are located
SCR 34	Emery	Urges the United States Congress to propose the Regulation Freedom Amendment to the U.S. Constitution
SCR 39	Hegeman	Urges the President and Congress to maintain and strengthen the North American Free Trade Agreement
SCR 40	Hoskins	Applies to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress
SCR 42	Hoskins	Calls upon the Missouri United States' Senators to support Senate Bill 120, relating to the declassification of missing Armed Forces personnel records and aid in the resolution of the cases of unaccounted Missouri service members
SCR 48	Eigel	Strongly urges the U.S. Congress to propose the State Powers Amendment to the U.S. Constitution
SCR 50	Hegeman	Requests the U.S. Congress to replace the statue of Thomas Hart Benton in the Statuary Hall of the U.S. Capitol with a statue of Harry S Truman
HB 1334	Walker 074	Specifies that if federal funds are not appropriated for the Children's Health Insurance Program (CHIP), the General Assembly shall fund the program
HCS HB 1410		Extends the expiration date on various federal reimbursement allowances
HB 1478	Brattin	Requires all employers and business entities to enroll and actively participate in a federal work authorization program and imposes stricter penalties for employing an unauthorized alien
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
HB 1705	Green	Modifies provisions of law relating to the REAL ID Act of 2005
HB 1748	Pogue	Changes the laws regarding jurisdiction ceded to the United States within the Ozark National Scenic Riverways
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration
HB 1760	Pogue	Establishes the "Second Amendment Preservation Act"
HB 1787	Ellington	Requires election authorities to make available at least one electronic voting machine per polling location for blind or visually impaired voters at an election in order to comply with federal law.
HB 1805	Moon	Requires United States Senators who represent Missouri to provide the general assembly with certain information
HB 1808	Moon	Modifies provisions relating to the acquisition of land by the U.S. government
HB 1908	Brattin	Changes the law regarding sanctuary policies for municipalities and other political subdivisions
HB 1921	Carpenter	Adopts an agreement to elect the president by national popular vote
HB 1994	Ellebracht	Establishes provisions for net neutrality
HB 2402	Brattin	Establishes the "Fourth Amendment Rights Protection Act."
HCS HB 2416		Establishes day light saving time as the standard time of Missouri upon authorization from Congress allowing states to do so
HB 2437	Moon	Prohibits the implementation, enactment, promulgation, codification, or enforcement of any law, rule, or regulation that requires drivers of commercial motor vehicles to utilize electronic logging devices.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2494	Dogan	Requires the Department of Elementary and Secondary Education to conduct a study related to calculations performed for purposes of federal education laws
HB 2507	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $50,000 or more in currency
HB 2601	Korman	Allows state funds to be expended on recreational and rest areas to ensure compliance with certain federal regulations
HB 2681	Corlew	Modifies provisions relating to driver's licenses compliant with the federal REAL ID Act
HB 2737	Pogue	Prohibits the appropriation or expenditure of state revenues for the purpose of creating a gender-neutral environment, unless required by a federal or state court order
HCR 54	Smith 085	Strongly urges the U.S. Army to explain chemical testing that occurred in St. Louis in the 1950s and 1960s and requests the federal government to conduct a study on the health effects of such tests
HCR 55	Basye	Applies to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress
HCR 56	Morgan	Establishes Missouri's ratification of the Equal Rights Amendment to the United States Constitution
HCR 60	Morris 140	Urges the United States government to condemn the persecution of Falun Gong practitioners
HCR 64	Shaul 113	Urges the U.S. Congress to enact Senate Bill 89 relating to an exemption for certain vessels from federal fire-retardant materials requirements
HCR 69	Davis	Urges the President of the United States to authorize a state funeral when the last of the World War II Medal of Honor Recipient dies.
HCR 74	Love	Urges Congress to support and pass the Marketplace Fairness Act, which would require out-of-state retailers to collect sales taxes
HCR 76	Love	Urges Congress to make the historic Butterfield Overland Trail part of the National Trails System
HCR 78	Love	Urges Congress to remove the trade restrictions with Cuba
HCR 82	Anderson	Urges the President and Congress to continue, strengthen, and preserve the North American Free Trade Agreement
HCR 85	Remole	Urges the United States Congress to propose the Regulation Freedom Amendment to the U.S. Constitution
HCR 88	Baringer	Urges Missouri Congressional delegation to lead efforts to pass legislation for the de-classifying of POW/MIA records.
HCR 91	Pogue	Urges Congress to repeal the 16th and 17th amendments to the United States Constitution
HCR 92	Pogue	Submits to Congress a proposed amendment to the U.S. Constitution to define marriage as between a man and a woman
HCR 95	Pogue	Encourages Congress to reauthorize the Secure Rural Schools Act
HCR 100	Beck	Urges Congress to reinstate the separation of commercial and investment banking functions previously in effect under the Glass-Steagall Act and support efforts to return to national banking policies to repair our nation's infrastructure
HCR 103	Marshall	Submits to Congress a proposed amendment to the U.S. Constitution regarding the right to life
HCR 104	Dinkins	Urges Congress to fund and begin constructing a wall along the United States border with Mexico.
HCR 109	Curtis	Encourages the United States Department of Education to provide certain federal funding to the states
HJR 92	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws
HJR 94	Pogue	Allows both the General Assembly and the people to submit referendums on federal laws.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		FEES
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SB 649	Romine	Modifies the per ton fee that is paid to the Division of Fire Safety for the use of explosives under the Missouri Blasting Safety Act
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SS SB 704		Modifies provisions relating to political subdivisions
SB 706	Riddle	Extends the expiration of the lead-acid battery fee from December 31, 2018, to December 31, 2023
SB 729	Wallingford	Increases various fines and fees that can be fined or charged during a coroner's inquest
SB 754	Schupp	Creates new provisions allowing for the creation of benefit corporations
SB 756	Sater	Modifies certain provisions relating to county recording fees
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
HCS SB 793		Modifies provisions relating to court proceedings
SB 812	Wallingford	Allows eligible persons to register multiple vehicles with disabled veteran license plates
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 961	Cunningham	Extends the expiration date of the Petroleum Storage Tank Insurance Fund from December 31, 2020 to December 31, 2030
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SS SB 982		Enacts provisions relating to insurance
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
SB 1020	Crawford	Creates the Missouri State Coroners' Training Fund and requires coroners to undergo yearly training administered by the Missouri Coroners' and Medical Examiners Association
SB 1030	Curls	Increases the Jackson County collection fee on delinquent and back taxes from 3% to 5%
SB 1031	Curls	Provides the Jackson County recorder of deeds may collect a two dollar fee on the recording of documents and instruments
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1093	Hoskins	Modifies provisions relating to pesticides

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS#2 HB 1255		Requires children under the age of 18 to be prosecuted for most criminal offenses in juvenile courts unless the child is certified as an adult
HCS HB 1261		Relating to Professional Registration and a waiver of occupational fees for certain individuals
SCS HCS HB 1286		Modifies provisions of law relating to the detonation of explosives and actions for private nuisances brought against certain permittees
HCS HB 1289		Modifies provisions for ballot initiatives and referendums.
SCS HCS HB 1300		Requires boat title and registration fees collected annually in excess of one million dollars to be deposited in the Water Patrol Division Fund
HB 1301	Conway 104	Modifies provisions relating to the distribution of moneys from the Crime Victims' Compensation Fund to the state forensic laboratory account
HB 1324	Roberts	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1374	Ruth	Establishes the Waterways Trust Fund
HB 1390	Fitzpatrick	Modifies provisions relating to fantasy sports contests
HCS HB 1444		Repeals the requirement that all motor vehicles must obtain an inspection before the vehicle may be licensed
HB 1459	Love	Modifies provisions relating to outdoor advertising
HB 1522	Davis	Increases municipal court costs from $12 to $17.50
HB 1539	Morris 140	Requires all motor vehicle insurers to notify the Department of Revenue of lapsed policies in order to allow the owner to provide proof of insurance or surrender the license plates if no proof is provided.
HCS HB 1587		Creates new provisions of law related to professional registration
HCS HB 1591		Modifies provisions relating to the operation of watercraft
HB 1607	Korman	Extends the termination date of certain natural resources funds and fees.
HCS HBs 1656 & 2075		Establishes the "Professional Employer Organization Act"
HB 1696	Unsicker	Changes the laws regarding real property to require the filing of a certificate of value before transferring interest in real property
HB 1705	Green	Modifies provisions of law relating to the REAL ID Act of 2005
HB 1711	Moon	Establishes a terrorist offender registry
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1891	Wessels	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1898	Swan	Establishes the Controlled Substance Abuse Prevention Fund
HCS HB 1918		Changes the laws regarding business fees so that certain fees are waived for veterans
HB 1948	Rhoads	Changes the law regarding the uniform wireless communication infrastructure deployment act.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS SCS HCS HB 1991		Modifies provisions relating to wireless facilities and related infrastructure
HB 2028	Houx	Creates provisions relating to the registration of roofing contractors
HB 2041	Fitzwater	Allows the Department of Natural Resources to promulgate rules for the management and closure of coal combustion residual surface impoundments and landfills
HB 2045	Nichols	Repeals the definition of municipal ordinance violations which were added to the calculation limiting the percentage of annual general operating revenue that can come from fines and court costs for minor violations and allows for confinement for minor traffic violations
HB 2101	Beard	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2107	Cornejo	Creates provisions relating to the registering of roofing contractors
HB 2152	Korman	Authorizes the Department of Transportation to set fees for drivers' licenses and license plates
HB 2176	Engler	Creates the Missouri Video Lottery Control Act
HB 2243	Houghton	Modifies certain provisions relating to county recording fees
HB 2251	Fraker	Establishes the Consumer Legal Funding Model Act
HB 2260	Sommer	Changes the laws regarding the Brain Injury Fund
HB 2262	Cornejo	Increases the court cost collected for the statewide court automation fund from $7 to $25
HB 2288	Hannegan	Allows counties, cities, towns, and villages to charge an additional $1 fee on car rentals, with the proceeds to be used for road and bridge improvements
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
SCS HCS HBs 2337 & 2272		Modifies fee requirements for insurance companies.
HB 2338	Ellebracht	Specifies that guardian ad litem fees shall not be automatically waived in certain civil actions
HB 2406	Alferman	Establishes provisions relating to sports wagering
HB 2450	Messenger	Adjusts motor vehicle licensing and registration fees for inflation
HB 2476	Curtis	Modifies provisions relating to the sunshine law.
HB 2482	Korman	Allows the department of transportation to, by rule, adjust certain transportation fees by the percentage of inflationary increase or decrease.
HB 2483	Korman	Establishes a "miles driven" fee to be paid at the time of registration of a motor vehicle with a model year of 2020 and later
HB 2485	Korman	Changes the law regarding motor vehicle decal fees
HB 2535	Plocher	Establishes provisions relating to sports wagering
HB 2573	Rone	Modifies provisions relating to pesticide registration fees
HB 2600	Korman	Establishes a miles per gallon-based vehicle registration fee
HB 2602	Korman	Doubles the current driver's license fees and adds an administrative fee
HB 2669	Austin	Creates new provisions allowing for the creation of benefit corporations
HJR 77	Marshall	Specifies that any issue to increase any tax, license, fee, or levy requiring voter approval under Article X of the Missouri Constitution must be placed on the ballot only on the general election day

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		FENCES AND ENCLOSURES
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 866	Kehoe	Requires the Division of State Parks to maintain the fence coinciding with the boundary between individual landowner property and the historic Missouri Rock Island railroad corridor
		FIRE PROTECTION
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 649	Romine	Modifies the per ton fee that is paid to the Division of Fire Safety for the use of explosives under the Missouri Blasting Safety Act
SS SB 704		Modifies provisions relating to political subdivisions
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 889	Rowden	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
SB 902	Hummel	Allows the Firemen's Retirement System of the City of St. Louis to form agreements with other public retirement systems so that members may transfer creditable service
SB 936	Eigel	Modifies provisions relating to the impact of certain development projects on certain emergency districts
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1063	Rizzo	Modifies provisions relating to emergency service districts
SCS HCS HB 1286		Modifies provisions of law relating to the detonation of explosives and actions for private nuisances brought against certain permittees
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
HCS HB 1488		Allows certain records to be closed if maintained by fire departments or fire protection districts
HB 1529	Davis	Authorizes a tax deduction for firefighters who complete training during the year
HB 1641	Roden	Establishes a presumption that a firefighter assigned to a certain number of years of hazardous duty, exposed to certain agents, and disabled as a result of cancer incurred the cancer in the course of employment as a firefighter
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1647	Schroer	Modifies provisions relating to workers' compensation for firefighters and police officers
HCS HB 1720		Modifies provisions relating to donated fire equipment and immunity
HB 1919	Alferman	Modifies provisions of law relating to emergency medical services
HB 1985	Ellington	Modifies provisions relating to workers' compensation for firefighters
HCS HB 2030		Authorizes any fire protection district in Clay County to impose, upon voter approval, a sales tax dedicated to the fire protection district
HB 2096	Toalson Reisch	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities
HB 2326	Walsh	Modifies provisions relating to certain public safety funds
HB 2598	Korman	Modifies provisions of law relating to emergency medical services
HB 2624	Roden	Creates new provisions related to unpaid leave for firefighters who contract cancer

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCR 64	Shaul 113	Urges the U.S. Congress to enact Senate Bill 89 relating to an exemption for certain vessels from federal fire-retardant materials requirements
		FIREARMS
SB 635	Chappelle-Nadal	Creates the crimes of failing to stop illegal firearm possession, negligent storage of a firearm, and failure to notify a school of firearm ownership
SB 656	Sifton	Applies the offense of unlawful possession of firearms to certain additional categories of individuals in possession of firearms
SB 711	Schupp	Creates the offense of unlawful transfer of weapons for a licensed firearms dealer to deliver a handgun to a purchaser without waiting at least 24 hours
SB 875	Nasheed	Requires the reporting of firearms lost or stolen in the City of St. Louis
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record
SB 1026	Nasheed	Creates requirements relating to the purchasing of firearms
SB 1051	Walsh	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1058	Schupp	Prohibits a person from possessing a firearm if they are subject to an order of protection or have been convicted of a misdemeanor domestic violence offense
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
HB 1242	Brown 027	Creates an offense of knowingly possessing, manufacturing, transporting, repairing, or selling a bump stock or trigger crank
HB 1256	Schroer	Imposes restrictions on the use of firearm tracking technology
HB 1281	Beck	Modifies the offenses of unlawful transfer of weapons and unlawful possession of a firearm
HCS HB 1326		Authorizes a tax deduction for the costs of firearm training or firearm safety courses
HB 1340	Newman	Establishes extreme risk protection orders and gun violence seizure warrants, and prohibits certain persons involved in domestic violence from possessing a firearm
HB 1341	Newman	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
HB 1342	Newman	Prohibits persons from selling, delivering, or transferring to a person under 18 years of age firearm ammunition or accessories
HB 1343	Newman	Specifies that a person commits the offense of endangering the welfare of a child if he or she fails to secure a firearm
HB 1382	Miller	Eliminates the requirement that concealed carry permit holders get permission from the minister or persons representing such religious organization in order to carry concealed firearms in churches or places of worship
HB 1563	Newman	Establishes guidelines a person must follow to purchase a firearm in the state of Missouri and provides that certain entities selling firearms, ammunition, or accessories, or those who train individuals in firearm use, are ineligible to receive state funds or tax credits
HB 1592	Franks Jr.	Requires reporting of lost or stolen firearms
HB 1733	Merideth 080	Repeals certain provisions relating to the stand your ground law and the constitutional carry law
HB 1760	Pogue	Establishes the "Second Amendment Preservation Act"
HB 1768	Moon	Eliminates the criminal penalty for carrying a concealed weapon into any area where firearms are restricted under Section 571.107, RSMo
HB 1849	McCreery	Applies the offense of unlawful possession of firearms to certain additional categories of individuals in possession of firearms

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1865	Hill	Specifies that lawful owners of firearms may transport or store the firearms in locked, privately-owned motor vehicles
HB 1936	Taylor	Modifies provisions relating to the concealed carrying of firearms
HCS HB 1937		Prohibits political subdivisions from regulating the open carry of firearms
HB 2081	Newman	Prohibits the transfer of certain types of weapons and accessories
HB 2082	Newman	Creates provisions requiring permits to purchase firearms
HB 2167	McCreery	Prohibits certain individuals from possessing a firearm due to domestic violence and requires police officers to remove firearms at the scene of a domestic violence call
HB 2178	Marshall	Prohibits sheriffs from releasing the name or personal information of any person issued a concealed carry permit, except under certain limited circumstances
HB 2232	Ross	Establishes the Safe Schools Act
HCS HB 2276		Modifies the offense of unlawful possession of a firearm
HB 2281	Razer	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
HCS HB 2302		Establishes Blair's Law which specifies that a person commits the crime of unlawful use of a weapon if she or she discharges a firearm within or into the limits of a municipality with criminal negligence
HB 2513	Kidd	Establishes a procedure in which a retired law enforcement officer or retired armed forces member may apply to have a special notation indicating such status on his or her concealed carry permit
HB 2521	Washington	Adds public libraries to the list of places CCW permit holders are not authorized to carry concealed weapons
HB 2554	Newman	Establishes the "Save Our Kids Act"
HB 2559	Franks Jr.	Authorizes municipalities and counties to pass ordinances requiring a CCW permit to carry a concealed firearm within the municipality or county
HB 2584	McCann Beatty	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge records relating to such offense
HB 2610	Lavender	Establishes the "Extreme Risk Protection Order Act"
HB 2615	Bangert	Modifies provisions relating to the transport and storage of firearms in motor vehicles
HB 2662	Brattin	Modifies provisions relating to school protection officers
HB 2664	Green	Establishes the "Extreme Risk Protection Order Act"
HB 2667	Green	Prohibits the sale of an assault weapon to a person under the age of twenty-one
HB 2678	Kelley 127	Allows non-residents to obtain a Missouri concealed carry permit
HB 2680	Green	Requires the department of public safety to commission a study on gun violence in the state of Missouri
		FIREWORKS
HB 1269	Lichtenegger	Changes the laws regarding the ability of counties to issue ordinances
		FISHING AND HUNTING
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 761	Schatz	Provides that any person convicted of poaching a turkey, white-tailed deer, black bear, or elk illegally may be required to provide restitution to the state
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SJR 19	Munzlinger	Modifies the membership composition and terms of service of the commissioners on the Conservation Commission
HB 1657	Basye	Allows nonresident landowners to receive resident landowner hunting and fishing privileges
HB 1840	Houghton	Allows all honorably discharged veterans to fish and hunt without a permit, with certain exceptions
HCS HB 1841		Requires a hunter at least six years of age but less than 16 years of age to hunt in the immediate presence of an adult with a valid hunter education certificate card
HCS HB 1873		Imposes civil penalties for poaching certain animals
HJR 87	Basye	Proposes a constitutional amendment to allow nonresident landowners to receive resident landowner hunting and fishing privileges
		FOOD
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 561	Sater	Modifies the law relating to work requirements for participants in the Supplemental Nutrition Assistance Program
SB 610	Hoskins	Prohibits an individual from participating in the Supplemental Nutrition Assistance Program if he or she is delinquent in child support
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SCS SB 787		Establishes the Missouri Senior Farmers' Market Nutrition Program
SB 853	Wallingford	Prohibits political subdivisions from regulating auxiliary containers
SB 938	Munzlinger	Modifies the definitions of "meat" and "meat product" to include captive cervids for purposes of the Meat Inspection Program
SB 977	Crawford	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1073	Cunningham	Allows the Director of the Department of Agriculture to assess a civil penalty for violating certain provisions of law relating to eggs
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
SCR 55	Sater	Urges the Department of Health and Senior Services to encourage restaurants and food services industries to promote education and awareness about food allergies
HB 1278	Beck	Authorizes a tax credit for the establishment of a grocery store in a food desert
HB 1414	Taylor	Allows for the slaughter and processing of feral hogs for human consumption at facilities inspected by the USDA or Missouri Department of Agriculture
HB 1425	Davis	Allows cottage food production operations to sell food over the internet
HCS HB 1486		Modifies provisions relating to work requirements for the supplemental nutrition assistance program
HB 1546	Ellington	Requires all food and food products sold in Missouri that are or contain genetically modified products to be labeled as such
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
HB 1679	Chipman	Prohibits public institutions of higher education from requiring students to purchase a meal plan when a student presents medical documentation of a food allergy or sensitivity, or a medical dietary issue

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1846	Cornejo	Requires the Department of Social Services to assign individuals receiving Supplemental Nutrition Assistance Program (SNAP) benefits to a work program
HCS HB 1856		Modifies provisions relating to public assistance benefits
HB 1883	Stevens 046	Establishes the "Missouri WIC Farmers' Market Nutrition Program"
HB 1939	Quade	Creates new provisions of law related to serving meals to students
HCS HB 1943		Authorizes a sales tax exemption for utilities used in commercial food preparation
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2134	Walker 074	Requires certain public schools to offer breakfast after the bell
HB 2362	Franklin	Prohibits an individual from participating in the supplemental nutrition assistance program if he or she is delinquent in child support
HB 2389	Baringer	Reauthorizes the Donated Food Tax Credit and expands such credit to include donations to soup kitchens and homeless shelters
HB 2430	Houghton	Allows for the slaughter and processing of captive cervids for human consumption with certain restrictions
HB 2607	Knight	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
HB 2676	Houghton	Authorizes the Department of Agriculture to assess civil penalties for violations of provisions regarding the sale of eggs
		FUNERALS AND FUNERAL DIRECTORS
SB 943	Wieland	Modifies provisions of the Missouri Preneed Funeral Contract Act
HB 1301	Conway 104	Modifies provisions relating to the distribution of moneys from the Crime Victims' Compensation Fund to the state forensic laboratory account
HB 1325	Roberts	Allows the victim's family or next of kin to sign a notarized statement directing the funeral home be a claimant and deal directly with the Crime Victim's Compensation Fund
SCS HCS HB 1597		Authorizes the next-of-kin of a deceased person to delegate control of the final disposition of the remains
HB 1598	Fraker	Modifies provisions relating to preneed contracts
		GAMBLING
SCS SB 767		Modifies provisions relating to wagering on certain games
SB 886	Rowden	Modifies several provisions relating to fantasy sports
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
SB 1009	Rowden	Authorizes sports wagering
SB 1013	Hoskins	Authorizes sports wagering
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HB 1390	Fitzpatrick	Modifies provisions relating to fantasy sports contests
HB 2320	Korman	Authorizes the Missouri Gaming Commission to establish standards and procedures for sports wagering in the state of Missouri

No.	Author	Subject
HB 2406	Alferman	Establishes provisions relating to sports wagering
HB 2535	Plocher	Establishes provisions relating to sports wagering
		GENERAL ASSEMBLY
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
SS#5 SB 564		Modifies provisions relating to public utilities
SB 566	Emery	Requires the Senate to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SB 572	Silvey	Modifies provisions relating to public utilities
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SB 633	Dixon	Modifies the duties and functions of the Joint Committee on Legislative Research
SB 677	Eigel	Establishes legislative procedures for regulating previously unregulated professions
HCS SB 695		Modifies provisions relating to boards and commissions
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
SB 722	Sater	Requires the Department of Health and Senior Services to conduct a study regarding the importation of certain prescription drugs by the state
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 794	Romine	Modifies provisions relating to gubernatorial appointments
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 835	Rowden	Establishes legislative procedures for regulating previously unregulated professions
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1069	Crawford	Nullifies any existing local government regulations relating to specific breeds of dogs, and prohibits local governments from enacting ordinances specific to breed
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition
SCR 28	Schupp	Calls on the Chinese Government to end the practice of organ harvesting from prisoners
SCR 29	Nasheed	Establishes the Joint Committee on the Transition of the St. Louis Public School District

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 30	Wallingford	Establishes the Joint Committee on Solid Waste Management District Operations
SCR 35	Hegeman	Designates November 2018 as Diabetes and Cardiovascular Awareness Month
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
SCR 37	Eigel	Endorses the Bangert Island Riverfront Transformational Project by the General Assembly
SCR 41	Schupp	Ratifies the Equal Rights Amendment to the United States Constitution
SCR 51	Crawford	Designates September 1st every year as Scoliosis Awareness Day
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
SCR 55	Sater	Urges the Department of Health and Senior Services to encourage restaurants and food services industries to promote education and awareness about food allergies
SJR 22	Emery	Requires the Senate, beginning January 1, 2019, to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SJR 24	Silvey	Modifies the number of members of the General Assembly and limits service in the General Assembly to sixteen years in any proportion between the House and Senate
SJR 27	Holsman	Modifies term limits and imposes a gift ban for members of the General Assembly
SJR 29	Schupp	Modifies term limits for members of the General Assembly
SJR 32	Curls	Requires certain statewide elected officials, members of the General Assembly, and judges to receive cost-of-living adjustments if such adjustments are provided to all state employees
HB 1253	Schroer	Establishes the Joint Committee on Substance Abuse Prevention and Treatment
HCS HB 1424		Changes election procedures for school board members
HB 1450	May	Requires the state to match federal funding for land grant institutions in this state and prohibits the state from seeking a waiver or requiring an institution to seek a waiver of the match obligation
HB 1517	McCann Beatty	Requires the attorney general and the commissioner of administration to submit to the general assembly a monthly report of all settlements and judgments paid from the state legal expense fund
HCS HB 1576		Modifies provisions relating to administrative proceedings
HB 1608	Kelly 141	Specifies that legislative research will compare the actual fiscal note of all bills Truly Agreed and Finally Passed by the General Assembly with the final fiscal note provided prior to passage
HB 1624	Mitten	Provides for the expansion of MO HealthNet services beginning January 1, 2019
HB 1634	Bernskoetter	Authorizes the conveyance of certain state property
HB 1666	Swan	Specifies that all new and existing tax credits shall be approved by the General Assembly as part of the budget process
HB 1686	Trent	Establishes the State Capitol Complex Committee.
HB 1754	Pogue	Forbids the placement of refugees without the approval of the Missouri General Assembly
HB 1757	Pogue	Requires all sales, transfers, or other conveyances of lands owned by the state, and acquisition of lands by the state, to be approved by the General Assembly
HB 1759	Pogue	Establishes the Enforce the Laws Act authorizing the General Assembly to file a civil action for relief upon the passage of a resolution finding that the Governor has not taken care to faithfully execute the law
HB 1765	Pogue	Requires the General Assembly to be notified of and approve any requests to purchase land by any state agency

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1805	Moon	Requires United States Senators who represent Missouri to provide the general assembly with certain information
HB 1822	Adams	Changes the six-month waiting period for certain persons to lobby to a two-year waiting period
HB 1890	McGee	Prohibits paid leadership staff of members of the general assembly from serving as paid political consultants
HB 1995	Roberts	Establishes the Joint Committee on Unsolved Civil Rights Cases
HB 2060	Chipman	Establishes guidelines filling vacancies in the General Assembly and for nominations to the United States Congress.
HB 2083	Newman	Repeals the provision stating that it is the intent of the General Assembly to grant the right to life to all humans, born and unborn
HB 2114	Korman	Authorizes the General Assembly to remove any department director or deputy director if it determines that the removal is necessary for the betterment of public service
HB 2170	Curtman	Enacts provisions relating to the use of public funds for lobbying activities
HB 2229	Ross	Prohibits the use of public funds for lobbying purposes
HB 2268	Reiboldt	Modifies certain department of transportation reporting requirements
HB 2291	Christofanelli	Repeals certain sections ruled unconstitutional by the Missouri Supreme Court
HB 2371	Curtis	Specifies penalties for school superintendents who fail to attend hearings of the general assembly after receiving official invitations
HCS HB 2393		Establishes a program to designate portions of highways for famous Missourians
HB 2471	Mitten	Requires legislative lobbyists and legislative liaisons to complete sexual harassment training offered by the Missouri Ethics Commission
HB 2599	Korman	Requires state departments report to the appropriation committees of the House and Senate any change in their revenues or expenditures resulting from a change in policy
HB 2698	Gray	Establishes the "Joint Committee on Police Practices"
HCR 50	Vescovo	Convenes a joint session for the State of the State Address
HCR 51	Vescovo	Convenes a joint session to receive a message from the Chief Justice of the Supreme Court of Missouri
HCR 85	Remole	Urges the United States Congress to propose the Regulation Freedom Amendment to the U.S. Constitution
HCR 89	Messenger	Establishes the Joint Committee on Social Services
HCR 90	Pogue	Calls for a special session for the purpose of eliminating property taxes
HCR 93	Pogue	Urges the Board of Public Buildings to remove the metal detectors and security at the entrance of the capitol building
HCR 94	Pogue	Calls for a special session for the purpose of eliminating the state's involvement in the institution of marriage
HCR 102	Rehder	Specifies that the election date for the ballot measure regarding SB 19 passed by the General Assembly in 2017, shall be August 7, 2018
HCR 107	Rowland 029	Urges the General Assembly to place photos of future generations in the composite photo each year to remind the lawmakers of why they ran for office
HJR 49	Stacy	Requires the Senate, beginning January 1, 2021, to try all impeachments except for impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
HJR 50	Plocher	Proposes a constitutional amendment that changes the term limits for members of the general assembly.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 52	Lichtenegger	Modifies length of terms and term limits for members of the General Assembly
HJR 62	Sommer	Modifies the exclusions from "lucrative office or employment" for senators and representatives holding employment other than their elected office.
HJR 67	Merideth 080	Proposes a constitutional amendment establishing nonpartisan procedures for apportioning the state into state legislative and United States Congressional districts on the basis of population
HJR 98	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HJR 99	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HCS HJR 100		Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
		GOVERNOR AND LT. GOVERNOR
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SB 566	Emery	Requires the Senate to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
HCS SB 695		Modifies provisions relating to boards and commissions
SS SB 704		Modifies provisions relating to political subdivisions
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 774	Munzlinger	Modifies provisions relating to vacancies in certain elected offices
SB 794	Romine	Modifies provisions relating to gubernatorial appointments
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1043	Cierpiot	Requires the joint election of the Governor and Lt. Governor
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
SJR 20	Munzlinger	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
SJR 22	Emery	Requires the Senate, beginning January 1, 2019, to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SJR 28	Hegeman	Provides that a nonpartisan judicial commission shall submit to the Governor a list of all qualified nominees, rather than a list of three nominees, to fill a judicial vacancy in a court under the nonpartisan court plan
SJR 35	Cierpiot	Requires the joint election of the Governor and Lt. Governor
HB 1428	Muntzel	Allows the county commission of noncharter counties to appoint persons to vacated county elected offices.
SCS HB 1442		Changes the laws regarding the filling of commissioner offices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1759	Pogue	Establishes the Enforce the Laws Act authorizing the General Assembly to file a civil action for relief upon the passage of a resolution finding that the Governor has not taken care to faithfully execute the law
HB 2060	Chipman	Establishes guidelines filling vacancies in the General Assembly and for nominations to the United States Congress.
HB 2114	Korman	Authorizes the General Assembly to remove any department director or deputy director if it determines that the removal is necessary for the betterment of public service
HB 2369	Bangert	Requires the Governor to maintain and regularly update a list of each state board, commission, committee, or council that contains members appointed by the Governor
HB 2628	Cookson	Requires the governor to use state planes and vehicles for official business.
HB 2690	Dogan	Modifies provisions for vacancies in public office.
HB 2743	Curtis	Requires the Governor to issue an executive order to implement the remedies recommended in the 2014 Disparity Study regarding utilization levels of minorities and women-based enterprises in state-awarded contracts
HCR 50	Vescovo	Convenes a joint session for the State of the State Address
HCR 67	Kidd	Encourages the Governor to require professional registration and certification entities to review and revise policies and procedures to streamline the certification and licensing process to take into account relevant military education, skills training, and service when determining equivalency for purposes of issuing certifications and licenses
HJR 51	Plocher	Proposes a constitutional amendment that changes the term limits for state officials.
HJR 68	Swan	Changes the law regarding Governor-appointed board members and their powers before Senate confirmation.
		GUARDIANS
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 715	Koenig	Modifies the law relating to foster care and adoption records
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 980	Riddle	Requires the state to reimburse the county for court costs in certain probate hearings
SB 991	Sifton	Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
HB 1353	Beard	Allows the court to grant visitation between the parents of a minor who has been appointed a guardian and the minor if the court finds it in the best interests of the minor
HB 1463	Kelley 127	Modifies provisions relating to family law proceedings
HCS HB 1553		Modifies provisions relating to guardianship and conservatorship proceedings
HB 1612	Kelley 127	Specifies that a ward's income is separate from a guardian's income and that a ward's income is not to be included in the calculation of a guardian's income

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1689		Modifies provisions relating to the appointment of a successor guardian or conservator
HB 1707	Green	Changes the laws regarding notice requirements for when a patient is admitted to a mental health facility
HB 1829	Houghton	Changes the laws regarding guardianship proceedings by requiring the state to reimburse the county for certain court costs
HB 2069	Rehder	Modifies provisions relating to the appointment of a guardian or conservator of an incapacitated person
HCS HB 2293		Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
		HEALTH AND SENIOR SERVICES, DEPARTMENT OF
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
SB 606	Schupp	Creates a tax credit for upgrades to emergency generators
SB 647	Wallingford	Requires elder abuse investigators to provide specified written materials to alleged perpetrators
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
SB 712	Schupp	Modifies provisions relating to child care facility licensure
SB 714	Koenig	Requires the use of a fetal heartbeat detection test prior to an abortion and prohibits an abortion if a fetal heartbeat is detected
SB 719	Chappelle-Nadal	Requires long-term care facilities to institute policies facilitating familial involvement in the well-being and support of its residents
SB 722	Sater	Requires the Department of Health and Senior Services to conduct a study regarding the importation of certain prescription drugs by the state
SB 723	Sater	Requires hospitals to adopt and implement evidence-based sepsis protocols
SB 737	Schupp	Establishes the Narcotics Control Act
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
SB 760	Schupp	Requires employees and volunteers of specified public and private institutions to receive an influenza vaccination every year
SB 762	Schatz	Establishes the Narcotics Control Act
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
HCS SB 850		Modifies provisions of law relating to records involving children
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 901	Hummel	Reauthorizes two prostate cancer pilot programs
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
CCS HCS SB 951		Modifies provisions relating to health care
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
SB 969	Sater	Relating to vendors of consumer-directed services
SB 979	Walsh	Requires potable water in certain elementary school buildings to be tested for lead
SB 985	Riddle	Modifies provisions relating to background checks for child care providers
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SCS SB 1007		Modifies the merit system
SB 1020	Crawford	Creates the Missouri State Coroners' Training Fund and requires coroners to undergo yearly training administered by the Missouri Coroners' and Medical Examiners Association
SB 1040	Cunningham	Modifies provisions relating to certificates of need
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
SCR 55	Sater	Urges the Department of Health and Senior Services to encourage restaurants and food services industries to promote education and awareness about food allergies
HB 1240	Stacy	Authorizes the Department of Health and Senior Services to establish a program to provide long-acting reversible contraceptives to low-income women
HCS HB 1260		Prohibits persons under 18 years of age from using any tanning device of any tanning facility in this state
HB 1266	Lichtenegger	Establishes the "Pain Capable Unborn Child Protection Act"
HB 1310	Quade	Requires the Department of Health and Senior Services to promulgate regulations consistent with CDC guidelines for prescribing opioids for chronic pain
HB 1319	Roberts	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1430	Barnes 028	Requires child care facilities to report liability insurance coverage to the Department of Health and Senior Services.
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1441	Baringer	Permits the use of hemp oil for the treatment of certain impairments
HB 1467	Stevens 046	Establishes a needle and syringe exchange pilot program
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
HB 1555	Neely	Establishes a pilot program to transfer the authority to inspect nursing homes from the Department of Health and Senior Services to local health departments

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No.	Author	Subject
HB 1560	Morris 140	Prohibits discrimination against children who are not immunized
HCS HB 1618		Modifies provisions relating to the disposal of unused controlled substances
HB 1619	Rehder	Establishes the Narcotics Control Act
HB 1620	Rehder	Exempts health care entities registered with the Department of Health and Senior Services that distribute hypodermic needles or syringes from the crime of unlawful delivery of drug paraphernalia
HB 1740	Wessels	Establishes the Narcotics Control Act
HB 1807	Newman	Establishes a women's health services program
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
HB 1883	Stevens 046	Establishes the "Missouri WIC Farmers' Market Nutrition Program"
HB 1898	Swan	Establishes the Controlled Substance Abuse Prevention Fund
HB 1906	Higdon	Establishes the Senior Services Growth and Development Program to provide additional funding for senior services
HCS HB 1916		Establishes the Authorized Electronic Monitoring in Long-Term Care Facilities Act
HB 1927	Ruth	Requires the Department of Health and Senior Services to develop a voluntary nonopioid directive form to allow a person to refuse the administration or prescription of opioids
HB 1946	Anderson	Requires referrals for out-of-state abortions to be accompanied by specified printed materials
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
SCS HCS HB 2079		Modifies provisions relating to coroners
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018
HB 2163	Rehder	Requires elder abuse investigators to provide specified written materials to alleged perpetrators
HCS HB 2209		Establishes a Prescription Abuse Registry
SCS HCS HB 2249		Modifies provisions relating to child care facilities
HCS HB 2293		Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
HB 2303	Unsicker	Establishes the Maternal Mortality Review Board
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
HB 2367	May	Authorizes local health departments and community-based organizations to establish Safe Consumption Facilities
HB 2500	Quade	Modifies provisions relating to personal care assistance services
HB 2713	Quade	Modifies provisions relating to nursing home administrator license renewals
HB 2731	Smith 163	Changes the laws regarding the Cancer Information Reporting System
		HEALTH CARE
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SB 575		Modifies provisions relating to healthcare services
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 646	Wallingford	Enacts provisions relating to advanced practice registered nurses
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 671	Schupp	Repeals the 72-hour waiting period prior to an abortion
SS SB 699		Modifies the Ticket to Work Health Assurance Program
SB 713	Schupp	Provides for the expansion of MO HealthNet services beginning January 1, 2019
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 722	Sater	Requires the Department of Health and Senior Services to conduct a study regarding the importation of certain prescription drugs by the state
SB 723	Sater	Requires hospitals to adopt and implement evidence-based sepsis protocols
SB 724	Sater	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
SB 731	Sifton	Provides for the expansion of MO HealthNet services beginning January 1, 2019
SB 739	Schupp	Creates a right to unpaid leave for employees that are affected by domestic violence
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
SB 760	Schupp	Requires employees and volunteers of specified public and private institutions to receive an influenza vaccination every year
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SB 803	Nasheed	Regulates the use of physical restraints on pregnant or postpartum offenders
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SCS SB 860		Modifies provisions relating to short-term major medical insurance
SB 863	Cunningham	Modifies provisions relating to Medicaid per diem reimbursement rates
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 879	Wieland	Allows enrollment in a health benefit plan by a pregnant person under certain circumstances
SB 901	Hummel	Reauthorizes two prostate cancer pilot programs
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need

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No.	Author	Subject
SB 926	Riddle	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
SB 931	Riddle	Authorizes Missouri to become a member state of the Recognition of EMS Personnel Licensure Interstate Compact
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
CCS HCS SB 951		Modifies provisions relating to health care
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 969	Sater	Relating to vendors of consumer-directed services
SS SB 982		Enacts provisions relating to insurance
SB 986	Riddle	Authorizes school boards to provide certain information about influenza and influenza vaccines to parents and guardians of students
SB 991	Sifton	Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1001	Hegeman	Modifies provisions relating to death investigations
SB 1034	Riddle	Establishes a statewide hearing aid distribution program
SB 1040	Cunningham	Modifies provisions relating to certificates of need
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SB 1068	Sater	Establishes regulations for the duties of pharmacy technicians in a hospital pharmacy
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1075	Riddle	Modifies provisions relating to dental practices in federally qualified health centers
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
SCR 35	Hegeman	Designates November 2018 as Diabetes and Cardiovascular Awareness Month
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
SCR 47	Schupp	Establishes the Task Force on Trauma-informed Care for Veterans
SCR 51	Crawford	Designates September 1st every year as Scoliosis Awareness Day

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 55	Sater	Urges the Department of Health and Senior Services to encourage restaurants and food services industries to promote education and awareness about food allergies
HB 1240	Stacy	Authorizes the Department of Health and Senior Services to establish a program to provide long-acting reversible contraceptives to low-income women
HB 1253	Schroer	Establishes the Joint Committee on Substance Abuse Prevention and Treatment
HB 1258	Schroer	Requires health carriers to establish and participate in a health care service incentive program
HB 1266	Lichtenegger	Establishes the "Pain Capable Unborn Child Protection Act"
HB 1310	Quade	Requires the Department of Health and Senior Services to promulgate regulations consistent with CDC guidelines for prescribing opioids for chronic pain
HB 1312	Quade	Changes the laws regarding the dispensing of contraceptives
HB 1319	Roberts	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1338	Newman	Establishes the Compassionate Assistance for Rape Emergencies (CARE) Act
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HCS HB 1361		Establishes "Simon's Law," which changes the laws regarding life-sustaining or nonbeneficial treatment policies of health care facilities
HB 1372	Moon	Modifies provisions relating to unborn children
HCS HB 1410		Extends the expiration date on various federal reimbursement allowances
HB 1437	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1451	May	Prohibits the use of electroconvulsive therapy on children under 16 years of age
HB 1476	Brattin	Requires all inmates receiving an on-site non-emergency medical examination or treatment from correctional center personnel to be charged fifty cents per visit
HB 1498	Dogan	Modifies provisions relating to dispensing contraceptives
HB 1499	Dogan	Allows a health care provider to transfer a long-acting reversible contraceptive to a patient other than the patient to whom it was initially prescribed in certain circumstances
HB 1551	Newman	Modifies provisions relating to human sexuality and sexually transmitted disease education
HB 1589	Helms	Specifies that birthing centers shall not be required to employ a physician with hospital admitting privileges
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1619	Rehder	Establishes the Narcotics Control Act
HB 1627	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HCS HB 1658		Changes the laws regarding health care for persons with disabilities
HB 1659	Eggleston	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1740	Wessels	Establishes the Narcotics Control Act
HB 1746	Wood	Modifies provisions relating to MO HealthNet liens

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HB 1751	Pogue	Changes the laws regarding abortion
HB 1752	Pogue	Prohibits pharmacies in the state from providing emergency contraceptives over the counter
HB 1772	Morgan	Establishes the "Respect Women's Abortion Decisions Act"
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1807	Newman	Establishes a women's health services program
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
HB 1852	Newman	Changes the laws regarding abortion
HB 1853	Newman	Modifies provisions relating to abortion
HB 1854	Newman	Repeals the provision requiring abortion facility physicians to have staff privileges at a hospital
HB 1867	Dogan	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
HB 1884	Stevens 046	Changes the laws regarding MO HealthNet services
HCS HB 1895		Specifies that no investigation is required for a death that occurs under hospice care
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 1955	McCreery	Allows a health care provider to transfer a long-acting reversible contraceptive to a patient other than the patient to whom it was initially prescribed in certain circumstances
HB 1956	McCreery	Establishes the Missouri Earned Family and Medical Leave Act
HB 1962	Butler	Changes the laws regarding the MO HealthNet program
HB 1974	Kelly 141	Establishes the Missouri Earned Family and Medical Leave Act
SCS HB 2026		Modifies provisions relating to the separation of persons confined in jails
HB 2083	Newman	Repeals the provision stating that it is the intent of the General Assembly to grant the right to life to all humans, born and unborn
HB 2084	Newman	Requires all insurance plans to cover contraceptives at no cost to the individual
HB 2085	Newman	Requires all insurance plans to cover postpartum services at no cost to the individual
HB 2086	Newman	Requires all insurance plans to cover abortion services at no cost to the individual
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018
HB 2106	Frederick	Establishes the "Patients First Medicaid Reform Act"
HB 2117	Pfautsch	Modifies provisions relating to eye drops for newborn infants
HCS HB 2125		Establishes the "Right to Shop Act"
HB 2126	Helms	Requires health care providers to provide a cost estimate for health care services or procedures prior to the provision of such services or procedures
SS#2 HCS HB 2129		Requires thirty minutes of instruction regarding decisions on organ donation during high school
HB 2136	Messenger	Establishes the Missouri Freedom to Choose Health Care Act
HB 2164	Rehder	Modifies provisions relating to referrals of children who may have been exposed to controlled substances

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2173	Newman	Prohibits an employer from taking an adverse employment action based on an employee's reproductive health care decision
HB 2174	Newman	Establishes the Pregnant Workers' Fairness Act
HB 2183	Bondon	Modifies provisions relating to hospital licensure and regulations
HB 2199	Neely	Changes the laws regarding managed care under the MO HealthNet program
HB 2236	Newman	Establishes the Women's Right to the Pill Act
HB 2237	Newman	Requires a pharmacy to fill a valid and lawful prescription for any FDA-approved drug or device to prevent pregnancy including emergency contraceptives without delay
HB 2266	Lavender	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding
SS SCS HCS HBs 2280, 2120, 1468 & 1616		Expands MO HealthNet benefits for pregnant women to provide substance abuse treatment for up to one year after giving birth
HCS HB 2293		Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
HB 2296	Newman	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding
HB 2297	Newman	Modifies provisions relating to medically accurate information provided to a woman prior to an abortion
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2303	Unsicker	Establishes the Maternal Mortality Review Board
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
HB 2361	Franklin	Modifies provisions relating to the Volunteer Health Services Act
HCS HB 2407		Establishes the Advisory Council on Rare Diseases and Personalized Medicine
HCS HB 2433		Requires long-term care facilities to have on staff one person trained in suicide assessment, treatment, and management
HB 2463	Stephens 128	Modifies the definition of emergency medical condition
HB 2468	Swan	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
HB 2498	Helms	Modifies provisions relating to the Health Care Cost Reduction and Transparency Act
HB 2500	Quade	Modifies provisions relating to personal care assistance services
HB 2612	Davis	Requires an insurance carrier to post a current provider directory on its website.
HB 2624	Roden	Creates new provisions related to unpaid leave for firefighters who contract cancer
HB 2679	Walker 074	Encourages primary care providers to utilize the Adverse Childhood Experience Questionnaire to assess a MO HealthNet participant's health risks
HB 2715	Moon	Prohibits political subdivisions from enacting ordinances that would prohibit protests outside health care facilities
HB 2731	Smith 163	Changes the laws regarding the Cancer Information Reporting System
HCR 65	Morgan	Resolves that abortion shall be recognized as an essential component of women's health care

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		HEALTH CARE PROFESSIONALS
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
HCS SB 575		Modifies provisions relating to healthcare services
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 646	Wallingford	Enacts provisions relating to advanced practice registered nurses
CCS HCS SB 660		Modifies the law relating to mental health
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 671	Schupp	Repeals the 72-hour waiting period prior to an abortion
SB 714	Koenig	Requires the use of a fetal heartbeat detection test prior to an abortion and prohibits an abortion if a fetal heartbeat is detected
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 733	Sifton	Establishes the Psychology Inter-jurisdictional Compact
SB 737	Schupp	Establishes the Narcotics Control Act
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
SB 762	Schatz	Establishes the Narcotics Control Act
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
SB 809	Koenig	Requires a defendant served after the statute of limitations has expired for wrongful death or medical negligence claims to be served within one hundred eighty days after the petition has been filed
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 840	Rowden	Modifies provisions relating to professional registration
HCS SCS SB 846		Modifies provisions relating to professional registration
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 901	Hummel	Reauthorizes two prostate cancer pilot programs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 926	Riddle	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SB 951		Modifies provisions relating to health care
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 969	Sater	Relating to vendors of consumer-directed services
SB 976	Sifton	Creates a process for establishing and operating domestic violence fatality review panels
SS SB 982		Enacts provisions relating to insurance
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1001	Hegeman	Modifies provisions relating to death investigations
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
SB 1075	Riddle	Modifies provisions relating to dental practices in federally qualified health centers
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
HB 1258	Schroer	Requires health carriers to establish and participate in a health care service incentive program
HB 1319	Roberts	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1441	Baringer	Permits the use of hemp oil for the treatment of certain impairments
HCS HB 1524		Allows pharmaceutical companies to communicate off-label treatment uses to health care professionals
HB 1604	Merideth 080	Authorizes a tax credit for health care professionals serving in rural areas
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HCS HB 1618		Modifies provisions relating to the disposal of unused controlled substances

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1619	Rehder	Establishes the Narcotics Control Act
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HCS HB 1793		Modifies provisions relating to the service of process after the statute of limitations has expired for filing certain actions
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HCS HB 2125		Establishes the "Right to Shop Act"
HCS HB 2209		Establishes a Prescription Abuse Registry
HB 2273	White	Specifies that the standard of proof to award punitive damages in actions against health care providers is by clear and convincing evidence
HCS HB 2295		Allows certain physician assistants, assistant physicians, and advanced practice registered nurses who are licensed under chapter 334 to provide psychiatric treatment to certain mental health patients
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2361	Franklin	Modifies provisions relating to the Volunteer Health Services Act
HB 2379	Walker 074	Requires certain health care professionals to complete two hours of cultural competency training as a condition of licensure
HCS HB 2413		Modifies provisions relating to blood withdrawals by medical personnel for the purpose of determining alcohol content
HCS HB 2434		Changes provisions regarding punitive damages against health care providers
HB 2498	Helms	Modifies provisions relating to the Health Care Cost Reduction and Transparency Act
HB 2706	Bernskoetter	Modifies provisions relating to dietitians
		HEALTH, PUBLIC
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
SB 760	Schupp	Requires employees and volunteers of specified public and private institutions to receive an influenza vaccination every year
SB 776	Sater	Modifies provisions relating to the administration of vaccines
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
HCS SS SCS SB 918		Modifies provisions relating to working animals
CCS HCS SB 951		Modifies provisions relating to health care
SB 979	Walsh	Requires potable water in certain elementary school buildings to be tested for lead
SCR 35	Hegeman	Designates November 2018 as Diabetes and Cardiovascular Awareness Month
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 51	Crawford	Designates September 1st every year as Scoliosis Awareness Day
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change
HB 1247	Pike	Designates the month of November as "Diabetes Awareness Month" in Missouri.
HCS HB 1260		Prohibits persons under 18 years of age from using any tanning device of any tanning facility in this state
HCS HB 1263		Proposes mandatory placement of first aid trauma kits in public buildings
HB 1315	Baringer	Allows students to apply sunscreen at school
HB 1375	Ruth	Designates June 27 of each year as "Post Traumatic Stress Awareness Day" in Missouri.
HB 1467	Stevens 046	Establishes a needle and syringe exchange pilot program
HB 1480	Love	Exempts certain structures used for agricultural purposes from county health ordinances
HB 1521	Cookson	Requires any statewide athletic organization with a public school district as a member to report to the joint committee on education during the legislative interim
HB 1560	Morris 140	Prohibits discrimination against children who are not immunized
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HCS HB 1645		Modifies provisions relating to actions for damages due to exposure to asbestos
HB 1682	Runions	Establishes the "Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act"
HB 1755	Pogue	Requires all public restrooms, other than single occupancy restrooms, to be gender-divided
HCS HB 1804		Establishes the Radioactive Waste Investigation Fund
HB 1898	Swan	Establishes the Controlled Substance Abuse Prevention Fund
HB 1913	Roden	Authorizes a tax deduction for businesses equal to the costs of installing a diaper changing table in certain bathrooms
HB 1949	Merideth 080	Requires employers to allow mothers breaks to express breast milk
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 2117	Pfautsch	Modifies provisions relating to eye drops for newborn infants
HB 2139	Morris 140	Allows additional time for children who are homeless or in Children's Division custody to comply with immunization requirements
HB 2196	Tate	Designates the second Wednesday in May as Celiac Awareness Day in Missouri.
HB 2198	Neely	Requires lethal injections to be administered in a manner that allows consenting inmates to donate organs
HB 2213	Lichtenegger	Requires water supply districts that intend to modify their water supply fluoridation to seek information about the impact from their local health department
HCS HB 2234		Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
HB 2285	Quade	Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
HB 2294	Rowland 155	Allows school boards to provide certain information on influenza disease to parents and guardians of students
HB 2367	May	Authorizes local health departments and community-based organizations to establish Safe Consumption Facilities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2378	Walker 074	Requires teacher-training institutions in this state receiving state aid to require students to demonstrate proficiency on the concepts of trauma-informed approach and trauma-specific interventions
HCS HB 2407		Establishes the Advisory Council on Rare Diseases and Personalized Medicine
HB 2428	Stephens 128	Modifies provisions relating to the administration of vaccines
HB 2460	Vescovo	Designates March as "Von Willebrand Awareness Month"
HB 2534	Morgan	Requires school districts to offer instruction relating to human sexuality
HB 2593	Marshall	Requires local ordinances to conform exactly with the state laws regarding safety belt enforcement
HB 2635	Reiboldt	Establishes the Silica Claims Priorities Act
HB 2643	Miller	Requires potable water in certain elementary school buildings to be tested for lead
HB 2674	Rehder	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
HB 2675	McCreery	Changes the laws regarding unlawful actions by persons knowingly infected with communicable diseases
HCR 54	Smith 085	Strongly urges the U.S. Army to explain chemical testing that occurred in St. Louis in the 1950s and 1960s and requests the federal government to conduct a study on the health effects of such tests
HCR 59	May	Designates the month of August as "Minority Organ Donor Awareness Month" in Missouri
HCR 62	Walker 074	Designates the month of September as Sickle Cell Awareness Month in Missouri
HCR 80	McGee	Establishes the month of November as Alzheimer's awareness month
HCS HCR 83		Designates the second week of March as "National Sleep Awareness Week" in Missouri.
HCR 98	Kidd	Designates August as "Shingles Awareness and Prevention Month."
		HIGHER EDUCATION, DEPARTMENT OF
SB 1 (E1)	Libla	Modifies provisions relating to computer science education
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs
SB 725	Emery	Creates the "Academic Freedom and Whistleblower Protection Act"
SB 759	Schatz	Prohibits public higher education institutions from raising the tuition rate charged to Missouri resident undergraduate and graduate students for four years from the date the student enrolls at the institution
SB 783	Nasheed	Establishes the Missouri Promise Scholarship Act
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 896	Wieland	Allows any taxpayer of the state of Missouri to initiate an action pursuant to grievance procedures at any state college or university in the state of Missouri
SCS SB 912		Changes the cap on tuition and fees charged at public higher education institutions
SB 1056	Wasson	Modifies the Science, Technology, Engineering and Mathematics Initiative
HB 1 (E1)	Korman	Modifies provisions relating to the Science, Technology, Engineering and Mathematics Initiative

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1274	Kendrick	Establishes the "Student Loan Bill of Rights"
SS SCS HB 1465		Modifies various provisions relating to degree offerings at public institutions of higher education
HB 1532	Butler	Modifies the Science, Technology, Engineering and Mathematics Fund
HB 1723	Grier	Allows veterans to attend state higher education institutions tuition free.
SS HB 1744		Modifies the A+ Schools Program by removing the requirement that the student's attendance of public high school occur in the three years immediately prior to graduation
		HIGHWAY PATROL
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SB 654	Sifton	Requires every individual who is 17 years or older and is arrested for a felony offense to provide a biological sample for DNA profiling and creates a procedure for certain persons who have had their samples collected to request expungement
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SCS SB 734		Increases the motor fuel tax from $0.17/gallon to $0.27/gallon
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 847	Eigel	Enacts provisions relating to traffic enforcement
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 888	Rowden	Modifies provisions relating to criminal history records
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SCS SJR 36		Authorizes a sales tax for law enforcement on state highways
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
HB 1393	Gregory	Requires law enforcement to file accident reports with the highway patrol for certain bicycle accidents
HB 1959	Butler	Requires the highway patrol to investigate any incident in which a law enforcement officer is involved in a shooting or instance resulting in serious bodily harm or death
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
SCS HCS HB 2042		Modifies provisions relating to sexual offenders
HB 2150	Korman	Changes the laws regarding the highway patrol so that it is funded under the general revenue
HB 2194	Conway 104	Modifies provisions relating to criminal records

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HCR 96	Conway 104	Designates May as "Move Over and Slow Down Awareness Month."
		HISTORIC PRESERVATION
SB 545	Richard	Reduces the cap on tax credits for the rehabilitation of historic structures and creates the Capitol Complex Fund Tax Credit
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs
CCS SS#2 SCS SB 590		Modifies the Historic Preservation Tax Credit
SB 701	Sifton	Indexes the Historic Preservation tax credit cap to inflation
CCS HCS SB 773		Modifies provisions relating to taxation
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SB 1032	Wallingford	Modifies provisions relating to the Historic Preservation tax credit
HB 1239	Stacy	Changes the laws regarding the historical preservation tax credit
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act
SCS HCS HB 1605		Modifies provisions relating to the Missouri State Capitol Commission
HB 1825	Grier	Changes the law regarding the historic preservation tax credit by limiting its use to blighted areas and prohibiting its use on certain residential property
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HB 2394	Ross	Changes the laws regarding the Missouri Board on Geographic Names and Local Records Board
HB 2717	Fraker	Modifies provisions for tax credits for historic facilities.
HCR 76	Love	Urges Congress to make the historic Butterfield Overland Trail part of the National Trails System
		HOLIDAYS AND OBSERVANCES
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 883	Holsman	Designates the month of February as "Earthquake Awareness Month"
SB 891	Kehoe	Designates the week beginning the second Saturday in October as "Buy Missouri Week"
SB 1085	Chappelle-Nadal	Designates every October first as "Nat Turner Day" in Missouri
SCR 45	Curls	Designates the third week of every June as Pollinator Week
HB 1247	Pike	Designates the month of November as "Diabetes Awareness Month" in Missouri.
HB 1349	Black	Designates July seventh as "Missouri Sliced Bread Day."
HB 1375	Ruth	Designates June 27 of each year as "Post Traumatic Stress Awareness Day" in Missouri.
HB 1523	Kelley 127	Designates June 3 as Clubfoot Awareness Day
HB 1543	Ellington	Designates May 19 as "Malcolm X Observation Day" in Missouri
HB 1544	Ellington	Designates May 19 of each year as "El-Hajj Malik El-Shabazz Observation Day" in Missouri

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1545	Ellington	Establishes the Malcolm X Day Commission to organize activities and events in honor of the civil rights leader
HB 1585	Franks Jr.	Designates June 7th as "Youth Violence Prevention Day"
HB 1697	Washington	Designates the third week of September as Historically Black College and University Week
HB 1698	Washington	Designates July as Minority Mental Health Awareness Month
HB 1981	Gray	Specifies that a state employee who works 10 hour days and 40 hours per week cannot be required to take two hours of vacation leave for paid holidays
HB 2043	Tate	Designates the first Tuesday in May as "Law Enforcement Appreciation Day."
HB 2073	Kelly 141	Allows school districts to display on school property scenes or symbols associated with traditional winter and spring celebrations
HB 2196	Tate	Designates the second Wednesday in May as Celiac Awareness Day in Missouri.
HB 2372	Brown 027	Designates January 5th as Kappa Alpha Psi Day.
HB 2381	Sommer	Designates May as Mental Health Awareness month.
HCS HB 2407		Establishes the Advisory Council on Rare Diseases and Personalized Medicine
HB 2460	Vescovo	Designates March as "Von Willebrand Awareness Month"
HB 2543	McDaniel	Designates July 20 of each year as Mormon War Remembrance Day.
HB 2564	Shaul 113	Designates the week beginning the second Saturday in October as "Buy Missouri Week."
HB 2623	Brattin	Creates a cause of action for the attorney general or aggrieved individuals when certain public entities ban or restrict the celebration of a federal holiday.
HCR 52	Roberts	Designates Missouri No Smoking/No Tobacco Day.
HCS HCR 57		Designates the first week of February each year as Missouri School Counseling Week
HCR 59	May	Designates the month of August as "Minority Organ Donor Awareness Month" in Missouri
HCR 62	Walker 074	Designates the month of September as Sickle Cell Awareness Month in Missouri
HCR 63	Haefner	Designates March 18th of each year as DeMolay Day.
HCR 70	Franks Jr.	Declares youth violence as a public health epidemic and declares June 7th as "Christopher Harris Day" in Missouri
HCR 75	Love	Designates the fourth Saturday in July each year as "National Day of the Cowboy" in Missouri
HCR 79	McGee	Establishes the month of May as Foster Care Awareness month
HCR 80	McGee	Establishes the month of November as Alzheimer's awareness month
HCR 81	McGee	Designates April 6 of each year as "Safe Haven for Newborns Awareness Day" in Missouri
HCS HCR 83		Designates the second week of March as "National Sleep Awareness Week" in Missouri.
HCR 96	Conway 104	Designates May as "Move Over and Slow Down Awareness Month."
HCR 98	Kidd	Designates August as "Shingles Awareness and Prevention Month."
HCS HCR 105		Establishes the Missouri Bicentennial Commission
		HOMELAND SECURITY
HCR 68	Newman	Condemns and disapproves of hate groups
HCR 104	Dinkins	Urges Congress to fund and begin constructing a wall along the United States border with Mexico.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		HOSPITALS
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 646	Wallingford	Enacts provisions relating to advanced practice registered nurses
CCS HCS SB 660		Modifies the law relating to mental health
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 671	Schupp	Repeals the 72-hour waiting period prior to an abortion
SB 723	Sater	Requires hospitals to adopt and implement evidence-based sepsis protocols
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
SB 760	Schupp	Requires employees and volunteers of specified public and private institutions to receive an influenza vaccination every year
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SB 951		Modifies provisions relating to health care
SS SB 982		Enacts provisions relating to insurance
SB 991	Sifton	Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
SB 1040	Cunningham	Modifies provisions relating to certificates of need
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SB 1068	Sater	Establishes regulations for the duties of pharmacy technicians in a hospital pharmacy
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
HB 1338	Newman	Establishes the Compassionate Assistance for Rape Emergencies (CARE) Act
HCS HB 1361		Establishes "Simon's Law," which changes the laws regarding life-sustaining or nonbeneficial treatment policies of health care facilities
HB 1716	White	Prohibits non-Missouri medical schools from entering into exclusive contracts with Missouri health care providers for the placement of medical students
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances

No.	Author	Subject
HB 1854	Newman	Repeals the provision requiring abortion facility physicians to have staff privileges at a hospital
HCS HB 1870		Allows certain medications in multidose containers used by a patient during a hospital stay to be sent with the patient at discharge
HB 2183	Bondon	Modifies provisions relating to hospital licensure and regulations
HCS HB 2293		Allows for a patient's designation of a caregiver to provide care following discharge from a hospital or ambulatory surgical center
		HOUSING
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
SB 585	Nasheed	Modifies provisions relating to unlawful discriminatory practices
SCS SB 591		Implements a cap on the Low Income Housing Tax Credit
SB 605	Schupp	Modifies provisions relating to unlawful discriminatory practices in housing
SB 620	Hummel	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 753	Schupp	Bars discrimination based on sexual orientation or gender identity
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 945	Nasheed	Creates the Bill of Rights for the Homeless
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations
HB 1237	Stacy	Changes the laws regarding the low-income housing tax credit so that the program is capped at $50 million per year.
HB 1241	Lavender	Changes the laws regarding the management of certain state revenues by sweeping certain funds and lowering the senior property tax credit maximum
HB 1313	White	Prohibits the Missouri Housing Development Commission from requiring a prevailing hourly wage to be paid to a contractor on a project for a housing tax credit
HB 1314	White	Modifies provisions relating to unlawful discrimination
HB 1317	Mitten	Modifies provisions relating to unlawful discriminatory practices
HB 1362	Kidd	Authorizes a tax credit for senior citizen property owners
HB 1429	Muntzel	Authorizes a tax credit for donations to a homeless shelter
HB 1505	Davis	Changes the laws regarding low-income housing tax credit to give priority to veterans
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings
HB 1564	Davis	Modifies provisions relating to the housing of a convicted sex offender in a homeless shelter that was in existence prior to a school or child care facility being built within 1000 feet of it
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HB 1680	Chipman	Prohibits public institutions of higher education from requiring students to live on campus, except for first-year freshmen who may be required to live in campus housing for their first year
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1933	McCann Beatty	Modifies provisions relating to unlawful discriminatory housing practices
HB 1938	Franks Jr.	Creates civil rights for homeless persons.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2253	Stephens 128	Modifies provisions relating to complaints filed with the Missouri Commission on Human Rights regarding discrimination based upon a person's sexual orientation
HB 2311	Merideth 080	Modifies provisions relating to unlawful discrimination
HB 2488	Mitten	Changes the laws regarding public nuisance
HB 2652	Stacy	Modifies provisions relating to condominium property
HB 2719	Washington	Creates a new tax credit for first time purchasers of homes in a blighted area that will be used for owner occupancy
HB 2727	Morgan	Modifies provisions relating to condominium property
		IDENTITY THEFT AND PROTECTION
HCS HB 1358		Creates new provisions relating to password protection
		IMMIGRATION
HB 1478	Brattin	Requires all employers and business entities to enroll and actively participate in a federal work authorization program and imposes stricter penalties for employing an unauthorized alien
HB 1754	Pogue	Forbids the placement of refugees without the approval of the Missouri General Assembly
HB 1791	Ellington	Establishes the Missouri DREAM Trust Fund and the Missouri Dream Trust Fund Commission
HB 1792	Ellington	Repeals provisions that prohibit students who are unlawfully present in the United States from receiving postsecondary education public benefits
HB 1908	Brattin	Changes the law regarding sanctuary policies for municipalities and other political subdivisions
HB 2375	Ellington	Establishes the "Make America Great Again Act" and repeals provisions that prohibit persons who are unlawfully present in the United States from receiving certain benefits
HB 2626	Burnett	Modifies provisions relating to higher education tuition
		INSURANCE - AUTOMOBILE
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear
SB 708	Schatz	Modifies provisions relating to motor vehicle financial responsibility
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SB 955	Cunningham	Modifies provisions relating to reductions in automobile insurance coverage
SB 983	Dixon	Modifies provisions of the criminal code relating to drunk boating and driving, proof of insurance while driving, privacy, the assessment of fees, and drug related offenses
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
HB 1539	Morris 140	Requires all motor vehicle insurers to notify the Department of Revenue of lapsed policies in order to allow the owner to provide proof of insurance or surrender the license plates if no proof is provided.
HB 1724	Barnes 028	Increases the required amount of liability insurance for damage to property from $10,000 to $20,000.
HB 2047	Nichols	Requires all motor vehicle insurers to notify the Department of Revenue of lapsed policies in order to allow the owner to provide proof of insurance or surrender the license plates if no proof is provided
HB 2158	Roden	Specifies when persons operating or riding a motorcycle or motortricycle must wear protective headgear and imposes certain insurance requirements for persons who elect to ride without protective headgear

No.	Author	Subject
HB 2240	Moon	Allows insurance companies to offer premiums based on seat belt usage.
HCS HB 2270		Modifies provisions regarding motor vehicle insurance.
HB 2729	Rowland 029	Changes the minimum amounts of automobile liability insurance required
		INSURANCE - GENERAL
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SB 594	Wieland	Exempts certain types of commercial insurance lines from filing requirements with respect to rates, rate plans, modifications, and manuals
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
SB 735	Schatz	Modifies provisions relating to workers' compensation premiums
SB 778	Rowden	Provides that an insurer who deposits the limits of coverage amount with the court shall not be liable for an amount in excess of the insurer's contractual coverage limits in an interpleader action
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 852	Wallingford	Requires health insurers to update their electronic and paper dental services provider materials available to plan members and potential members
SB 908	Wieland	Modifies provisions relating to insurance guaranty associations
SB 961	Cunningham	Extends the expiration date of the Petroleum Storage Tank Insurance Fund from December 31, 2020 to December 31, 2030
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SS SB 982		Enacts provisions relating to insurance
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HB 1252	Plocher	Changes the law regarding low-dose mammography screening
HB 1287	Engler	Specifies that commercial insurers are exempt from filing rates and policy forms with respect to certain lines of commercial insurance
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HCS HB 1381		Establishes procedures relating to financial accreditation standards for insurance companies and an insurance group's corporate governance
HB 1406	DeGroot	Repeals a provision relating to insurance.
HB 1430	Barnes 028	Requires child care facilities to report liability insurance coverage to the Department of Health and Senior Services.
HB 1481	Wiemann	Repeals a provision relating to certain exemptions for insurance holding companies.
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1690		Modifies provision of the Missouri life and health insurance guarantee act.
HB 1972	Wiemann	Modifies provisions regarding portable electronics insurance.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1980	Gray	Changes the laws regarding the use of credit information when underwriting insurance contracts and prohibits insurers from taking adverse actions based on a person's credit report or insurance score
SCS HCS HBs 2337 & 2272		Modifies fee requirements for insurance companies.
		INSURANCE - HEALTH
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
HCS SB 575		Modifies provisions relating to healthcare services
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 639	Sater	This act lowers, from fifty to twenty-five, the minimum number of members an association must have in order to purchase group health insurance
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 852	Wallingford	Requires health insurers to update their electronic and paper dental services provider materials available to plan members and potential members
SCS SB 860		Modifies provisions relating to short-term major medical insurance
SB 879	Wieland	Allows enrollment in a health benefit plan by a pregnant person under certain circumstances
SB 908	Wieland	Modifies provisions relating to insurance guaranty associations
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
CCS HCS SB 951		Modifies provisions relating to health care
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SS SB 982		Enacts provisions relating to insurance
SB 1016	Wieland	Modifies provisions of law relating to health insurance
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1071	Wieland	Enacts the "Missouri Reinsurance Plan"
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1098	Sater	Modifies provisions of law relating to insurance coverage for mental health conditions
HB 1252	Plocher	Changes the law regarding low-dose mammography screening

No.	Author	Subject
HB 1258	Schroer	Requires health carriers to establish and participate in a health care service incentive program
HB 1312	Quade	Changes the laws regarding the dispensing of contraceptives
HCS HB 1488		Allows certain records to be closed if maintained by fire departments or fire protection districts
HB 1498	Dogan	Modifies provisions relating to dispensing contraceptives
HB 1518	Eggleston	Changes the laws regarding rates charged by health care providers
HB 1540	Morris 140	Changes the law regarding insurance claims filed at a pharmacy.
HCS HB 1542		Prohibits certain actions by pharmacy benefits managers
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1636	Arthur	Adds medication assisted treatment for substance abuse disorders as a covered benefit in health insurance.
HCS HB 1658		Changes the laws regarding health care for persons with disabilities
HB 1659	Eggleston	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
HCS HB 1685		Changes the law relating to short term medical policies sold in the state of Missouri.
HCS HB 1690		Modifies provision of the Missouri life and health insurance guarantee act.
HB 1718	White	Modifies the law regarding health insurance adverse determination appeals
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
HB 1950	Merideth 080	Requires insurance plans to cover up to a 12-month supply of hormonal contraceptives at one time.
HB 1951	Merideth 080	Expands insurance coverage for certain infertility treatments.
HB 2064	Walker 074	Creates the Missouri Premium Security Plan.
HB 2076	Chipman	Specifies that public institutions of higher education shall not require their students to pay fees related to health care if they show proof of health insurance coverage
HB 2077	Carpenter	Requires long-term care insurers to file their premium rates with the Department of Insurance, Financial Institutions and Professional Registration and annual rate increases over 20% to be approved by director
HB 2084	Newman	Requires all insurance plans to cover contraceptives at no cost to the individual
HB 2085	Newman	Requires all insurance plans to cover postpartum services at no cost to the individual
HB 2086	Newman	Requires all insurance plans to cover abortion services at no cost to the individual
HB 2106	Frederick	Establishes the "Patients First Medicaid Reform Act"
HCS HB 2125		Establishes the "Right to Shop Act"
HB 2126	Helms	Requires health care providers to provide a cost estimate for health care services or procedures prior to the provision of such services or procedures
HB 2136	Messenger	Establishes the Missouri Freedom to Choose Health Care Act
HB 2158	Roden	Specifies when persons operating or riding a motorcycle or motortricycle must wear protective headgear and imposes certain insurance requirements for persons who elect to ride without protective headgear
HCS HB 2225		Modifies provisions relating to health insurer reimbursement practices
HB 2323	Korman	Changes the laws regarding rates charged by health care providers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2346	White	Modifies provisions for second-level review procedures.
HB 2370	Bernskoetter	Modifies appointments to the Missouri Consolidated Health Care Plan board of trustees.
HB 2384	Barnes 060	Changes provisions for mental health care coverage
HB 2388	Neely	Requires insurance companies to cover fertility preservation procedures for insureds with a cancer diagnosis.
HB 2463	Stephens 128	Modifies the definition of emergency medical condition
HB 2539	Hill	Establishes the "Missouri Reinsurance Plan."
HB 2612	Davis	Requires an insurance carrier to post a current provider directory on its website.
HB 2716	Hurst	Modifies provisions relating to the Department of Mental Health obtaining medical insurance information of individuals
HB 2718	Pike	Prohibits out-of-network providers from billing enrollees when the health care services are performed at an in-network facility.
		INSURANCE - LIFE
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 908	Wieland	Modifies provisions relating to insurance guaranty associations
SB 943	Wieland	Modifies provisions of the Missouri Preneed Funeral Contract Act
HB 1490	Matthiesen	Specifies that any whole life insurance policy or annuity with long term care riders shall meet the existing qualifications to join the Missouri Partnership.
HCS HB 1690		Modifies provision of the Missouri life and health insurance guarantee act.
		INSURANCE - PROPERTY
SB 914	Crawford	Specifies that agreement to receive notice and correspondence regarding portable electronics insurance by electronic means shall be determined in accordance with the Uniform Electronic Transactions Act
		INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION, DEPARTMENT OF
HCS SB 575		Modifies provisions relating to healthcare services
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SB 594	Wieland	Exempts certain types of commercial insurance lines from filing requirements with respect to rates, rate plans, modifications, and manuals
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SS SCS SB 600		Enacts new provisions relating to professional employer organizations
SB 639	Sater	This act lowers, from fifty to twenty-five, the minimum number of members an association must have in order to purchase group health insurance
SS SB 666		Creates new provisions relating to joint employers
SB 677	Eigel	Establishes legislative procedures for regulating previously unregulated professions
SB 735	Schatz	Modifies provisions relating to workers' compensation premiums
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 781	Curls	Establishes notice procedures for potential adverse action against a State Board of Registration for the Healing Arts licensee who is delinquent on state taxes or has failed to file state income tax returns in the last three years
SCS SB 790		Creates provisions relating to the registering of roofing contractors
SB 835	Rowden	Establishes legislative procedures for regulating previously unregulated professions
SB 852	Wallingford	Requires health insurers to update their electronic and paper dental services provider materials available to plan members and potential members
SCS SB 860		Modifies provisions relating to short-term major medical insurance
SB 908	Wieland	Modifies provisions relating to insurance guaranty associations
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
CCS HCS SB 951		Modifies provisions relating to health care
SB 957	Crawford	Establishes the Consumer Legal Funding Model Act
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SB 967	Wieland	Establishes the Litigation Financing Consumer Protection Act
SS SB 982		Enacts provisions relating to insurance
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1071	Wieland	Enacts the "Missouri Reinsurance Plan"
SB 1098	Sater	Modifies provisions of law relating to insurance coverage for mental health conditions
HB 1258	Schroer	Requires health carriers to establish and participate in a health care service incentive program
HCS HB 1381		Establishes procedures relating to financial accreditation standards for insurance companies and an insurance group's corporate governance
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HCS HB 1542		Prohibits certain actions by pharmacy benefits managers
HB 1547	Davis	Changes the laws regarding unsecured loans of $750 or less, commonly known as payday loans
HB 1718	White	Modifies the law regarding health insurance adverse determination appeals
HB 2064	Walker 074	Creates the Missouri Premium Security Plan.
HB 2077	Carpenter	Requires long-term care insurers to file their premium rates with the Department of Insurance, Financial Institutions and Professional Registration and annual rate increases over 20% to be approved by director
HB 2539	Hill	Establishes the "Missouri Reinsurance Plan."
		INTERNET AND E-MAIL
SB 749	Wallingford	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 755	Schupp	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 784	Nasheed	Modifies the prohibition on certain use of electronic wireless communication devices while operating a motor vehicle
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 877	Onder	Modifies provisions relating to the publication of notice of the sale of real estate

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 899	Rowden	Creates new provisions relating to password protection
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SB 952	Rowden	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL that contains certain information
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change
HB 1352	Beard	Establishes the Missouri Child Protection Registry
HB 1425	Davis	Allows cottage food production operations to sell food over the internet
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange
HCS HB 1651		Modifies provisions relating to the publication of electronic notice of the sale of real property
HB 1737	Merideth 080	Specifies that the Secretary of State will create a website and allow citizens of Missouri to electronically sign ballot measures that are approved for circulation.
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 1994	Ellebracht	Establishes provisions for net neutrality
HB 2256	Johnson	Establishes a grant program for the installation of broadband internet service
HB 2399	Trent	Creates new provisions of law related to student data privacy
HB 2422	Neely	Creates the Human Trafficking and Child Exploitation Prevention Act
HB 2527	Rhoads	Prohibits a website operator from intentionally using an internet domain name in a ticket website's URL
HB 2575	Johnson	Establishes the Office of Broadband Advocate within the Department of Economic Development
HB 2617	Trent	Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HCR 84	Quade	Urges Congress to pass legislation reinstating net neutrality
		INTERSTATE COOPERATION
SB 757	Schatz	Authorizes the addition of Franklin County to the interstate compact creating the Bi-State Metropolitan Development District
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
HB 2029	Beck	Creates preference for bidders who are residents of Missouri when bidding on projects for the state, its agencies, and political subdivisions
HCS HB 2062		Allows law enforcement agencies located in the Joplin area to request assistance from agencies in other jurisdictions, including some jurisdictions located in Kansas and Oklahoma.
HCR 74	Love	Urges Congress to support and pass the Marketplace Fairness Act, which would require out-of-state retailers to collect sales taxes
		JACKSON COUNTY
SS SCS SB 907		Authorizes the conveyance of a certain state properties
SB 1029	Curls	Modifies provisions relating to county assessment costs
SB 1030	Curls	Increases the Jackson County collection fee on delinquent and back taxes from 3% to 5%

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 1031	Curls	Provides the Jackson County recorder of deeds may collect a two dollar fee on the recording of documents and instruments
HB 1324	Roberts	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
		JUDGES
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SB 653	Nasheed	Allows the sheriff of the City of St. Louis to appoint deputies and assistants without the approval of a majority of circuit court judges of the City of St. Louis
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
SB 678	Eigel	Provides that defendants in tort actions shall only be held severally liable and not jointly
SB 740	Chappelle-Nadal	Requires courts to explain certain consequences of pleading guilty before such a plea may be accepted
SB 742	Chappelle-Nadal	Creates a process by which courts may issue a certificate of exemplary conduct and good moral character to certain offenders
SB 748	Emery	Allows courts to depart from a statutorily required minimum prison term when sentencing a defendant
HCS SB 793		Modifies provisions relating to court proceedings
SB 797	Munzlinger	Modifies provisions relating to animals
SB 809	Koenig	Requires a defendant served after the statute of limitations has expired for wrongful death or medical negligence claims to be served within one hundred eighty days after the petition has been filed
HCS SB 871		Modifies provisions relating to orders of protection for a child, circuit clerks being named a party in expungement proceedings, court reporter fees, service of process after the expiration of the statute of limitations, and judicial positions
SB 874	Emery	Allows citizens to summon a grand jury by filing a petition with the court
SB 895	Wieland	Modifies the amount of interest that can be collected on a judgment balance in civil actions
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
SJR 28	Hegeman	Provides that a nonpartisan judicial commission shall submit to the Governor a list of all qualified nominees, rather than a list of three nominees, to fill a judicial vacancy in a court under the nonpartisan court plan
HB 1335	Peters	Establishes the Money Bail Reform Act of 2018
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HB 1834	Adams	Requires a law enforcement officer who waives the right to a jury for a lethal shooting crime be tried by a three-judge panel
HB 1922	DeGroot	Requires the judges of the twenty-second judicial circuit to appoint the sheriff of the City of St. Louis

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1982	Gray	Modifies the penalties permitted for certain traffic and traffic-related offenses
HB 2131	Austin	Modifies provisions relating to the compensation of drug court commissioners
HB 2203	Plocher	Increases the number of Associate Circuit Court Judges in Cole County from one to two
HB 2299	Corlew	Specifies that a new circuit judge may be added when a new jail or law enforcement center is constructed in the 6th circuit
HCS HB 2410		Modifies provisions relating to certain judges
SS SCS HB 2562		Establishes treatment courts
HJR 47	Stacy	Proposes a constitutional amendment changing how judges are selected to certain courts
HJR 101	Smith 085	Proposes a constitutional amendment changing how judges are selected to certain courts
		JURIES
SB 678	Eigel	Provides that defendants in tort actions shall only be held severally liable and not jointly
SB 797	Munzlinger	Modifies provisions relating to animals
SB 874	Emery	Allows citizens to summon a grand jury by filing a petition with the court
SB 996	Rowden	Modifies the jury instructions in first degree murder cases
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HCS HBs 2063 & 1726		Allows individuals 75 years of age or older to be excused from jury duty without cause
HCS HB 2459		Modifies provisions relating to trial procedures for murder in the first degree
HB 2684	Rowland 029	Changes the compensation a juror may receive from $6 to $27
		KANSAS CITY
SS SB 704		Modifies provisions relating to political subdivisions
HCS SB 780		Modifies provisions relating to political subdivisions
SB 856	Curls	Modifies provisions relating to the Public School Retirement System of Kansas City
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
HCS SCS SB 917		Modifies provisions relating to coal ash
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 973	Rizzo	Modifies salaries for certain police officers in Kansas City
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1031	Curls	Provides the Jackson County recorder of deeds may collect a two dollar fee on the recording of documents and instruments
SB 1077	Holsman	Enacts certain provisions relating to innovation schools
HB 1770	Morgan	Requires children in the City of St. Louis and Kansas City school districts to enroll in a school by the age of five
HB 2070	Corlew	Changes the base annual compensation ranges for certain police officers
HB 2184	Bondon	Modifies provisions relating to the Public School Retirement System of Kansas City

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2723	Korman	Modifies the powers of the Board of Adjustment
		LABOR AND INDUSTRIAL RELATIONS, DEPARTMENT OF
SCS SBs 555 & 609		Repeals the law pertaining to prevailing wage
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 607	Schupp	Creates new provisions of law relating to leave from employment
SB 637	Chappelle-Nadal	Modifies the minimum wage laws
SB 680	Hummel	Modifies provisions relating to the minimum wage
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 739	Schupp	Creates a right to unpaid leave for employees that are affected by domestic violence
SB 771	Hoskins	Creates new provisions regulating the use of payroll deduction options for public employees
SB 801	Nasheed	Modifies minimum wage law
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SCS SB 1007		Modifies the merit system
HB 1293	Toalson Reisch	Repeals provisions relating to prevailing wages on public works
HB 1337	Newman	Requires the department of labor and industrial relations to establish the Equal Pay Commission
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1799	DeGroot	Modifies provisions relating to notices on workers' compensation requirements
HB 1886	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 1923	Hill	Changes the laws relating to labor organizations
HB 1956	McCreery	Establishes the Missouri Earned Family and Medical Leave Act
HB 2156	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 2177	Brattin	Requires the State Board of Mediation to conduct an election to certify the exclusive bargaining representatives of an appropriate collective bargaining unit for certain public employees every two years
		LABOR AND MANAGEMENT
SCS SBs 555 & 609		Repeals the law pertaining to prevailing wage
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 771	Hoskins	Creates new provisions regulating the use of payroll deduction options for public employees
SJR 40	Rowden	Creates new constitutional amendment relating to labor organizations
HB 1270	Lant	Allows any county to vote to exempt political subdivisions and public institutions of higher education engaged in the construction of public works wholly within the county from the prevailing wage law

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1271	Lant	Establishes the School Construction Act, which exempts construction and maintenance work done for certain school districts from the prevailing wage requirement upon the school board's approval
HB 1272	Lant	Allows public bodies to opt out of prevailing wage laws for the construction of public works projects that are $750,000 or less
HB 1277	Beck	Repeals the law that specifies that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HB 1282	Beck	Modifies provisions of law relating to project labor agreements
HB 1293	Toalson Reisch	Repeals provisions relating to prevailing wages on public works
HB 1313	White	Prohibits the Missouri Housing Development Commission from requiring a prevailing hourly wage to be paid to a contractor on a project for a housing tax credit
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HB 1561	Andrews	Exempts counties of the third and fourth classification from the prevailing wage laws
HB 1562	Andrews	Exempts counties of the third and fourth classification from prevailing wage laws for the construction of public works that are less than $500,000
HCS HB 1577		Changes the laws relating to labor organizations
HB 1594	Davis	Allows municipalities to opt out of the prevailing wage law
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1923	Hill	Changes the laws relating to labor organizations
HB 2177	Brattin	Requires the State Board of Mediation to conduct an election to certify the exclusive bargaining representatives of an appropriate collective bargaining unit for certain public employees every two years
HB 2215	Brattin	Exempts state road projects from the prevailing wage law to the extent allowed by federal law
HB 2595	Revis	Repeals the law that specifies that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HCR 102	Rehder	Specifies that the election date for the ballot measure regarding SB 19 passed by the General Assembly in 2017, shall be August 7, 2018
HJR 79	Brattin	Proposes a constitutional amendment specifying that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HJR 88	McDaniel	Proposes a constitutional amendment specifying that a person cannot be required to become or refrain from becoming a member of or paying dues to a labor organization as a condition or continuation of employment
HJR 103	Taylor	Proposes a constitutional amendment to prohibit individuals from being required to join labor organizations as a condition of employment
		LAKES, RIVERS AND WATERWAYS
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SS SCS SB 752		Modifies provisions relating to boat passengers
SB 823	Schatz	Modifies provisions of the Missouri Clean Water Law
SCR 37	Eigel	Endorses the Bangert Island Riverfront Transformational Project by the General Assembly

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1591		Modifies provisions relating to the operation of watercraft
HB 1692	Miller	Changes the laws regarding port authorities procuring professional services
		LANDLORDS AND TENANTS
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
SB 899	Rowden	Creates new provisions relating to password protection
HCS HB 1358		Creates new provisions relating to password protection
HB 1401	DeGroot	Adds provisions relating to a claim for breach of implied warranty of habitability by a tenant of rental property
HB 1508	Cross	Provides that no person or entity that rents or leases real property shall be required to obtain a business license by any political subdivision
HCS HB 1509		Provides that a restraining order may be issued at the same time the court orders an immediate eviction against a tenant
HB 1901	Cross	Modifies provisions relating to security deposits held by landlords
HB 1917	Alferman	Modifies provisions relating to the removal of a tenant from a commercial property
HB 2166	Arthur	Allows victims of certain crimes to be released from certain lease agreements if documentation is provided to the landlord
HB 2488	Mitten	Changes the laws regarding public nuisance
HB 2519	Anderson	Prohibits a sewerage services, water services, or water and sewerage services company from holding an owner of a premises liable for the occupant's delinquent utility payments
HB 2532	Washington	Adds and changes penalties for offenses committed by landlords against tenants
HB 2579	Washington	Changes the laws regarding landlord-tenant actions
HB 2642	Basye	Requires landlords of rented land used for agricultural purposes to give 60 days' notice before terminating a lease agreement
		LAW ENFORCEMENT OFFICERS AND AGENCIES
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
SS SB 579		Modifies provisions relating to certain crimes against emergency service providers
SB 616	Rowden	Prohibits law enforcement and emergency personnel peer support specialists from disclosing confidential information
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 641	Emery	Allows a court to place a person on electronic monitoring with victim notification if a person has been charged with, or found guilty of, violating an order of protection
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SS SCS SB 652		Modifies provisions relating to county sheriffs
SB 653	Nasheed	Allows the sheriff of the City of St. Louis to appoint deputies and assistants without the approval of a majority of circuit court judges of the City of St. Louis
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS SB 704		Modifies provisions relating to political subdivisions
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
SB 716	Eigel	Increases penalties for assault on a law enforcement animal and exempts police dogs from certain statutes relating to harm caused by animals
HCS SB 780		Modifies provisions relating to political subdivisions
SB 797	Munzlinger	Modifies provisions relating to animals
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 830	Riddle	Creates the Nuclear Power Plant Security Guard Act
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
SB 847	Eigel	Enacts provisions relating to traffic enforcement
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 875	Nasheed	Requires the reporting of firearms lost or stolen in the City of St. Louis
SB 878	Wieland	Permits law enforcement agencies to request the assistance from officers of other law enforcement agencies
SB 888	Rowden	Modifies provisions relating to criminal history records
HCS SS SCS SB 918		Modifies provisions relating to working animals
SCS SB 953		Modifies provisions relating to the schedules of controlled substances and hemp extract
SB 973	Rizzo	Modifies salaries for certain police officers in Kansas City
SB 976	Sifton	Creates a process for establishing and operating domestic violence fatality review panels
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SB 1047	Sater	Establishes the "Private College Campus Protection Act" which allows private colleges and universities to employ campus police officers
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SB 1101	Schupp	Establishes an extreme risk order of protection, makes it a crime to possess a multi-burst trigger activator, and provides that any person convicted of a domestic violence misdemeanor is not eligible to possess a firearm
HB 1256	Schroer	Imposes restrictions on the use of firearm tracking technology
HB 1259	Schroer	Establishes the crime of unlawful traffic interference
HB 1309	Ellebracht	Establishes the offense of failure to identify
HB 1316	Mitten	Requires a peace officer to provide an oral advisement and obtain written consent for a voluntary search of a person not under arrest or the person's effects or vehicle
HB 1322	Roberts	Establishes a pilot program in St. Louis City to be known as the Intervention and Compliance Unit Pilot Program to address rising serious violent crime in the city
HB 1323	Roberts	Prohibits the practice of requiring peace officers to issue a specific number of citations within a designated period of time
HB 1327	Roberts	Allows a law enforcement agency to file a motion, on its own behalf in circuit court, to properly dispose of seized property

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
HCS HB 1356		Allows certain specially appointed persons who serve court orders to collect the charge for such service
HB 1376	Walsh	Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HB 1378	Trent	Changes the laws regarding the Amber Alert System and establishes Hailey's Law
HB 1386	Spencer	Prohibits the use of automated traffic enforcement systems, and requires any political subdivision to complete or terminate any automated traffic enforcement contract within one year
HB 1393	Gregory	Requires law enforcement to file accident reports with the highway patrol for certain bicycle accidents
HCS HB 1411		Prohibits a peer support specialist from disclosing any confidential communication properly entrusted to the counselor by law enforcement and emergency personnel while receiving counseling
HB 1426	Kelley 127	Prohibits law enforcement from stopping a motorcycle for failing to wear protective headgear
HB 1452	May	Specifies procedure in officer-involved deaths and shootings by requiring the officer take a drug test and undergo a psychiatric evaluation
HB 1494	Dogan	Modifies provisions relating to the sheriff in the City of St. Louis
HB 1497	Dogan	Requires law enforcement agencies to adopt a written investigation policy for officer-involved deaths
HB 1501	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $100,000 or more in currency
HB 1519	Reiboldt	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HB 1526	Walker 074	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
HB 1536	Butler	Increases the number of hours of continuing education requirements needed for peace officer certification by the POST commission
HB 1537	Butler	Creates the Quality Policing Act that establishes reporting and conduct guidelines for law enforcement agencies
HB 1538	Butler	Changes the laws regarding public nuisance penalties
HB 1548	Alferman	Changes the laws regarding the offense of tampering with a judicial officer by expanding the offense to include tampering with law enforcement officers
HB 1583	Franks Jr.	Requires the director of the department of public safety to initiate disciplinary action when the director is presented with any information demonstrating cause to discipline a peace officer licensee
HB 1586	Franks Jr.	Establishes the "Protestors' Bill of Rights"
HB 1592	Franks Jr.	Requires reporting of lost or stolen firearms
HB 1628	Evans	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses

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No.	Author	Subject
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HCS HB 1638		Requires the POST Commission to implement a system that gives members of the National Guard and active duty or reserve members of the Armed Forces credit for completing basic training when applying for peace officer licensure and establishes a training program for individuals receiving credit under the system
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1649	Cornejo	Modifies provisions relating to the injuring or killing of law enforcement animals.
HB 1711	Moon	Establishes a terrorist offender registry
HB 1734	Merideth 080	Authorizes the Community Police Tax Credit for law enforcement officers who live in a high-crime area
HB 1735	Merideth 080	Requires the Department of Public Safety to engage in discussions with local government officials and law enforcement agencies to develop a memorandum of understanding concerning the use of automated license plate reader systems and crime cameras by law enforcement on public roadways within the state
HB 1780	Ellington	Establishes law enforcement procedures relating to racial profiling, searches and seizures, and traffic stops
HB 1781	Ellington	Requires the Department of Revenue to include in the Missouri Driver Guide educational material on vehicular stops and searches by law enforcement
SCS HB 1797		Establishes the Nuclear Power Plant Security Guard Act
HCS HB 1803		Changes the laws regarding school reporting requirements to law enforcement
HB 1815	Smith 085	Requires certain police officers to be paid a minimum wage of twenty dollars per hour
HCS HB 1828		Creates a certification process for individuals and organizations engaged in animal care training
HB 1834	Adams	Requires a law enforcement officer who waives the right to a jury for a lethal shooting crime be tried by a three-judge panel
HB 1859	Rhoads	Allows law enforcement agencies to assist other law enforcement agencies
HB 1892	Wilson	Modifies residency requirements for deputy sheriffs
HB 1910	Brattin	Increases the penalty for assault on a law enforcement animal
HB 1914	Roden	Returns the control of the City of St. Louis Police Department back to the Board of Police Commissioners
HB 1922	DeGroot	Requires the judges of the twenty-second judicial circuit to appoint the sheriff of the City of St. Louis
HCS HB 1929		Authorizes, upon voter approval, a sales tax dedicated to public safety in the city of Riverside and certain other cities
HB 1945	Anderson	Modifies provisions relating to the confiscation of animals
HB 1958	Butler	Designates the Sheriff of the City of St. Louis and deputies as law enforcement officers eligible for certain training and licensure
HB 1959	Butler	Requires the highway patrol to investigate any incident in which a law enforcement officer is involved in a shooting or instance resulting in serious bodily harm or death
HB 1960	Butler	Requires applicants for employment as peace officers to undergo psychological evaluations aimed at identifying an applicant's potential prejudices, including overt and implicit biases
HB 1961	Butler	Modifies provisions relating to the powers and duties of civilian review boards

No.	Author	Subject
HB 1990	Butler	Requires law enforcement officers to give persons under arrest forty-eight hours to arrange for their motor vehicle to be removed before authorizing a towing company to remove a motor vehicle
HB 1993	Spencer	Requires a crime inquiry and inspection report for every towing where a law enforcement officer is involved, regardless of whether the towing is initiated by a law enforcement officer or requested by another party
HB 1996	Roberts	Modifies provisions relating to racial profiling and training standards for law enforcement, and establishes the Racial and Identity Profiling Advisory Board
HCS HB 2038		Modifies provisions relating to salaries for certain county officials
HB 2043	Tate	Designates the first Tuesday in May as "Law Enforcement Appreciation Day."
HCS HB 2062		Allows law enforcement agencies located in the Joplin area to request assistance from agencies in other jurisdictions, including some jurisdictions located in Kansas and Oklahoma.
HB 2070	Corlew	Changes the base annual compensation ranges for certain police officers
HCS HB 2104		Restricts the use of cell-site simulator devices
HB 2118	Davis	Changes the law regarding a local sales taxes so that a provision authorizing certain cities to enact a public safety sales tax is expanded to any city in the state
HB 2121	Shaul 113	Changes the laws regarding the time a person may be detained upon arrest
HB 2132	Butler	Specifies procedure in officer-involved deaths and severe officer misconduct by requiring a special prosecutor
HB 2172	Dogan	Establishes the "Fourth Amendment Affirmation Act"
HB 2178	Marshall	Prohibits sheriffs from releasing the name or personal information of any person issued a concealed carry permit, except under certain limited circumstances
HB 2194	Conway 104	Modifies provisions relating to criminal records
HB 2235	Newman	Requires counties to establish civilian review boards and modifies provisions relating to civilian review boards
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HB 2309	Merideth 080	Modifies provisions relating to the powers and duties of civilian review boards
HB 2310	Merideth 080	Repeals a provision of law stating that an officer may use all necessary means to effect an arrest when a defendant flees or forcibly resists arrest after he or she is given notice of the officer's intent to arrest
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys
HB 2327	Franks Jr.	Specifies procedure in officer-involved deaths and shootings by requiring the officer take a drug test and undergo a psychiatric evaluation
HB 2391	McCann Beatty	Specifies procedure in officer-involved deaths and shootings by requiring a special prosecutor
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HCS HB 2413		Modifies provisions relating to blood withdrawals by medical personnel for the purpose of determining alcohol content
HB 2427	Hill	Requires certain municipal police departments in St. Louis County to consolidate with another municipal police department or the St. Louis County Police Department
HB 2429	Sommer	Creates the offense of dangerous vehicular flight, increases the penalty for resisting arrest by fleeing in a vehicle in a dangerous manner, and requires high speed pursuit training for all peace officers
HB 2495	Justus	Establishes the "Private College Campus Protection Act" which allows private institutions of higher education to appoint persons to be members of a campus police department

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2507	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $50,000 or more in currency
HB 2513	Kidd	Establishes a procedure in which a retired law enforcement officer or retired armed forces member may apply to have a special notation indicating such status on his or her concealed carry permit
HB 2517	Curtis	Changes the laws regarding the offenses of harassment and sexual abuse by changing the penalty for law enforcement officers who commit the offenses in an official capacity
HB 2520	Mitten	Creates the offense of sexual conduct in the course of public duty
HB 2646	Davis	Modifies provisions relating to school protection officers
HB 2651	Roden	Allows law enforcement agencies to establish boundaries for tactical law enforcement operations and prohibits live video broadcast of events within such boundaries
HB 2662	Brattin	Modifies provisions relating to school protection officers
HB 2693	Gray	Prohibits third and fourth class cities in St. Louis County from imposing a fee for a false alarm to which the police department responds if it is the alarm user's first false alarm in a twelve-month period
HB 2695	Gray	Establishes in the Department of Public Safety a "Task Force on Police Officer Presence in Schools and Communities"
HB 2696	Gray	Establishes the "Task Force To Study Community-Based Policing"
HB 2697	Gray	Establishes the Community Relations Training Program for Peace Officers
HB 2698	Gray	Establishes the "Joint Committee on Police Practices"
HB 2699	Gray	Requires certain disclosures by a person applying for a position as a peace officer
HB 2700	Gray	Requires peace officers to complete a module to determine if they are culturally competent
HB 2701	Gray	Establishes in the Department of Public Safety a "Task Force on Civilian Review Boards"
HB 2702	Gray	Establishes a board for review of officer-involved deaths
HB 2703	Gray	Modifies the provision allowing law enforcement officers to use deadly force in certain circumstances and establishes a task force on the use of force
HB 2704	Gray	Establishes a program on police officer presence in schools and communities within the Department of Public Safety
HB 2712	Knight	Adds the cities of Jennings, Lebanon, Marshall, Moberly, and Washington to the cities authorized to levy a sales tax whose revenues are dedicated to public safety purposes
HB 2735	Roberts	Requires use of force continuing education training for law enforcement officers
HCS HJR 84		Proposes a constitutional amendment to authorize a four-tenths percent sales and use tax whose revenues will be dedicated to the certain law enforcement funds
		LIABILITY
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
CCS HCS SB 569		Modifies provisions relating to trusts and estates
SCS SB 596		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property

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No.	Author	Subject
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SB 678	Eigel	Provides that defendants in tort actions shall only be held severally liable and not jointly
SB 732	Sifton	Exempts awards from personal injury lawsuits from attachment and execution in bankruptcy
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 778	Rowden	Provides that an insurer who deposits the limits of coverage amount with the court shall not be liable for an amount in excess of the insurer's contractual coverage limits in an interpleader action
HCS SB 780		Modifies provisions relating to political subdivisions
SB 809	Koenig	Requires a defendant served after the statute of limitations has expired for wrongful death or medical negligence claims to be served within one hundred eighty days after the petition has been filed
SCS SB 813		Modifies the offense of peace disturbance and allows a civil action against a person who commits the offense of peace disturbance and obstructs a highway or access to emergency medical services
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SCS SB 822		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 830	Riddle	Creates the Nuclear Power Plant Security Guard Act
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
SB 895	Wieland	Modifies the amount of interest that can be collected on a judgment balance in civil actions
SB 911	Munzlinger	Creates immunity from liability for the transmission of animal pathogens on fairgrounds
SB 934	Hegeman	Changes the statute of limitations for personal injury claims from five years to three years
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SB 1079	Hegeman	Prohibits a person from bringing a claim for injuries caused by silica unless the person can present certain evidence
SB 1088	Rowden	Modifies the Uniform Agents Athlete Act
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HCS HB 1264		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SS HB 1531		Modifies provisions relating to civil proceedings
HCS HB 1611		Provides that a person who is injured by a product has 10 years after the sale or lease of the product to bring a suit for damages
HCS HB 1645		Modifies provisions relating to actions for damages due to exposure to asbestos
HB 1746	Wood	Modifies provisions relating to MO HealthNet liens
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner

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No.	Author	Subject
HCS HB 1793		Modifies provisions relating to the service of process after the statute of limitations has expired for filing certain actions
HB 1871	Johnson	Allows testing of driverless motor vehicles until August 28, 2021
HB 1954	Smith 163	Modifies provisions relating to real estate licensee immunity from liability
HB 1965	DeGroot	Modifies provisions relating to statutes of limitations
SS SCS HCS HB 2034		Modifies provisions relating to industrial hemp
HB 2089	Gregory	Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HB 2108	Trent	Prohibits actions for personal injury or death from being brought under the Merchandising Practices Act
HB 2109	Trent	Specifies that actions against attorneys and law firms for malpractice shall be brought within two years
HB 2271	Reiboldt	Contains provisions relating to the operation of automated motor vehicles in the state and establishes the "Automated Vehicle Safety Advisory Committee"
HCS HB 2351		Changes the laws regarding trusts
HB 2510	White	Establishes the offense of placing an unsafe vehicle in the stream of commerce
HB 2519	Anderson	Prohibits a sewerage services, water services, or water and sewerage services company from holding an owner of a premises liable for the occupant's delinquent utility payments
SS SCS HB 2562		Establishes treatment courts
HB 2590	Gregory	Modifies provisions relating to notaries public
HB 2635	Reiboldt	Establishes the Silica Claims Priorities Act
HB 2729	Rowland 029	Changes the minimum amounts of automobile liability insurance required
		LIBRARIES AND ARCHIVES
SB 798	Wallingford	Modifies provisions relating to libraries
HB 1324	Roberts	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1891	Wessels	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 2133	Alferman	Modifies provisions for city and county libraries.
HCS HB 2411		Creates new provisions relating to school librarians
HB 2521	Washington	Adds public libraries to the list of places CCW permit holders are not authorized to carry concealed weapons
		LICENSES - DRIVER'S
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SCS SB 814		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1061	Hoskins	Modifies provisions of law relating to motorcycle safety education programs
HB 1244	Bangert	Requires driver's license examiners to demonstrate to applicants what he or she is likely to experience during a traffic stop and requires driver's education providers to include curriculum on traffic stops
HCS HB 1572		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
HB 1613	Kelley 127	Allows Missouri driver's license applicants to elect to have a medical alert notation placed on the person's driver's license
HB 1705	Green	Modifies provisions of law relating to the REAL ID Act of 2005
HB 1764	Pogue	Requires same-day service for driver's license issuance and renewal
HB 1781	Ellington	Requires the Department of Revenue to include in the Missouri Driver Guide educational material on vehicular stops and searches by law enforcement
HB 2087	Higdon	Establishes an administrative procedure for driver's license suspensions and revocations for persons with intermediate driver's license who have been cited for certain high-risk driving offenses
HB 2152	Korman	Authorizes the Department of Transportation to set fees for drivers' licenses and license plates
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HCS HB 2287		Requires automatic driver's license revocation when a driver strikes a highway worker in a construction or work zone
HB 2497	Reiboldt	Modifies provisions relating to licensure to operate certain motor vehicles
HB 2583	Ellebracht	Requires driver's license applicants who have never held a driver's license to complete a driver's education program approved by the Missouri highways and transportation commission
HB 2587	Ellington	Requires same-day service for driver's license issuance and renewal
HB 2602	Korman	Doubles the current driver's license fees and adds an administrative fee
HB 2648	Cookson	Prohibits the display of a persons weight on such person's driver's license, nondriver's license, or instruction permit
HB 2681	Corlew	Modifies provisions relating to driver's licenses compliant with the federal REAL ID Act
		LICENSES - LIQUOR AND BEER
SB 664	Schatz	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
HCS SB 808		Modifies provisions relating to intoxicating liquor
SB 834	Rowden	Modifies provisions relating to alcohol trade practices
SB 841	Munzlinger	Modifies provisions relating to the resale of intoxicating liquor
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
HB 2123	Toalson Reisch	Modifies provisions relating to the sale of intoxicating liquor and lottery tickets by persons found guilty of certain offenses
HB 2155	Schroer	Allows wholesalers to employ persons 18 years of age to unload delivery vehicles and transfer liquor into retail premises with supervision

No.	Author	Subject
HCS HB 2258		Allows persons at least eighteen years of age who work in a business licensed to sell intoxicating liquor to carry any liquor purchased to a customer's vehicle
HCS HB 2364		Modifies provisions relating to intoxicating liquor
		LICENSES - MISCELLANEOUS
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 711	Schupp	Creates the offense of unlawful transfer of weapons for a licensed firearms dealer to deliver a handgun to a purchaser without waiting at least 24 hours
SB 742	Chappelle-Nadal	Creates a process by which courts may issue a certificate of exemplary conduct and good moral character to certain offenders
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
CCS SB 884		Modifies provisions relating to taxation
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
HCS HB 1260		Prohibits persons under 18 years of age from using any tanning device of any tanning facility in this state
HB 1341	Newman	Requires that all sales or transfers of firearms be processed through a licensed firearms dealer
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
HB 1508	Cross	Provides that no person or entity that rents or leases real property shall be required to obtain a business license by any political subdivision
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HB 2082	Newman	Creates provisions requiring permits to purchase firearms
HB 2123	Toalson Reisch	Modifies provisions relating to the sale of intoxicating liquor and lottery tickets by persons found guilty of certain offenses
HB 2176	Engler	Creates the Missouri Video Lottery Control Act
HB 2183	Bondon	Modifies provisions relating to hospital licensure and regulations
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
HB 2406	Alferman	Establishes provisions relating to sports wagering
HB 2514	Curtis	Modifies provisions relating to industrial hemp
HB 2535	Plocher	Establishes provisions relating to sports wagering
		LICENSES - MOTOR VEHICLE
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SB 812	Wallingford	Allows eligible persons to register multiple vehicles with disabled veteran license plates

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SCS HB 1389		Excludes autocycle operators from protective headgear requirements
HCS HB 1444		Repeals the requirement that all motor vehicles must obtain an inspection before the vehicle may be licensed
HB 1471	Sommer	Changes the due date for registering motor vehicles, and changes penalties for failing to meet such requirements
HCS HB 1566		Requires the department of revenue to offer a three-year motor vehicle registration option
HB 1735	Merideth 080	Requires the Department of Public Safety to engage in discussions with local government officials and law enforcement agencies to develop a memorandum of understanding concerning the use of automated license plate reader systems and crime cameras by law enforcement on public roadways within the state
HB 2037	Davis	Exempts Congressional Medal of Honor license plates from the special plate fee
HCS HB 2080		Requires temporary license permits to be returned to the department of revenue upon issue of permanent registration plates.
SCS HB 2122		Modifies provisions relating to vehicle sales
HB 2152	Korman	Authorizes the Department of Transportation to set fees for drivers' licenses and license plates
HCS HB 2180		Modifies provisions relating to the sale of salvage vehicles
HCS HB 2274		Modifies requirements for the Missouri DeMolay license plate
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2286	Kelly 141	Modifies the definition of local log truck and local log truck tractor
HB 2307	Shull 016	Exempts certain motor vehicles used to transport farm products from motor vehicle inspection requirements
HCS HB 2368		Changes the due date for certain trailer license plate renewals from December to May
HB 2450	Messenger	Adjusts motor vehicle licensing and registration fees for inflation
HB 2483	Korman	Establishes a "miles driven" fee to be paid at the time of registration of a motor vehicle with a model year of 2020 and later
HB 2487	Korman	Increases the time a motor vehicle owner is allowed between having a motor vehicle inspected and registering the vehicle for certain vehicles purchased from a dealer
HB 2491	Anderson	Modifies provisions relating to disabled license plates and placards
HB 2511	Quade	Requires the department of revenue to establish a process that allows for online renewal of license plates and windshield placards for disabled persons
HCS HB 2545		Allows the issuance of personalized, specialty, or military license plates for recreational trailers
HB 2585	Brattin	Eliminates registration on all-terrain vehicles, utility vehicles, and outboard motors.
HB 2600	Korman	Establishes a miles per gallon-based vehicle registration fee
HB 2707	Ellington	Gives owners of non-commercial motor vehicles the option of permanent registration
		LIENS

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SCS HCS HB 1251		Changes the laws regarding foreclosure proceeds
HB 1746	Wood	Modifies provisions relating to MO HealthNet liens
		LOBBYING
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SB 673	Koenig	Creates new provisions relating to lobbying activities of educational professionals
SS SB 704		Modifies provisions relating to political subdivisions
SJR 27	Holsman	Modifies term limits and imposes a gift ban for members of the General Assembly
HCS HB 1261		Relating to Professional Registration and a waiver of occupational fees for certain individuals
SCS HB 1303		Changes the laws regarding lobbyist expenditures
HB 1305	Ellebracht	Prohibits lobbyists from making expenditures on behalf of public officials for more than five years
HB 1496	Dogan	Prohibits lobbyists from giving gifts to local government officials, with an exception for group gifts
HB 1818	Lavender	Prohibits elected officials from accepting lobbyist gifts and prohibits lobbyists from providing gifts to such elected officials
HB 1822	Adams	Changes the six-month waiting period for certain persons to lobby to a two-year waiting period
HB 1894	Cornejo	Prohibits state and political subdivision licensing authorities from compensating lobbyists to lobby on their behalf
HB 2170	Curtman	Enacts provisions relating to the use of public funds for lobbying activities
HB 2229	Ross	Prohibits the use of public funds for lobbying purposes
HB 2291	Christofanelli	Repeals certain sections ruled unconstitutional by the Missouri Supreme Court
HB 2471	Mitten	Requires legislative lobbyists and legislative liaisons to complete sexual harassment training offered by the Missouri Ethics Commission
		LOTTERIES
SCS SB 767		Modifies provisions relating to wagering on certain games
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
HB 2123	Toalson Reisch	Modifies provisions relating to the sale of intoxicating liquor and lottery tickets by persons found guilty of certain offenses
HB 2176	Engler	Creates the Missouri Video Lottery Control Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2320	Korman	Authorizes the Missouri Gaming Commission to establish standards and procedures for sports wagering in the state of Missouri
HB 2603	Korman	Prohibits the publishing of names of Missouri residents who are lottery winners if the value of the prize is greater than five million dollars
		MARRIAGE AND DIVORCE
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
SB 851	Wallingford	Modifies the law relating to orders issued by juvenile courts and court reporter fees
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
SCR 54	Emery	Urges the State to enforce, endorse, and recognize marriage as between one man and one woman
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
HB 1434	Berry	Modifies provisions relating to marriage and replaces marriage licenses with contracts of domestic union
HB 1630	Evans	Changes the laws regarding marriage licenses
SCS HCS HB 1667		Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 1763	Pogue	Allows a person authorized to solemnize marriages to refuse to solemnize a marriage which is contrary to the religious beliefs or sincerely held moral convictions of such person
HB 1969	Neely	Modifies provisions relating to maintenance orders
HB 2536	Morris 140	Provides that any maintenance order shall not exceed the length of the marriage
HB 2591	Dinkins	Establishes a rebuttable presumption that child custody arrangements that award equal parenting time are in the best interest of the child
HB 2665	Mosley	Changes the laws regarding marriage licenses
HB 2742	Curtis	Modifies provisions relating to the protection of vulnerable persons
HCR 92	Pogue	Submits to Congress a proposed amendment to the U.S. Constitution to define marriage as between a man and a woman
HCR 94	Pogue	Calls for a special session for the purpose of eliminating the state's involvement in the institution of marriage
		MEDICAID/MO HEALTHNET
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
HCS SB 575		Modifies provisions relating to healthcare services

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SB 660		Modifies the law relating to mental health
SS SB 699		Modifies the Ticket to Work Health Assurance Program
SB 713	Schupp	Provides for the expansion of MO HealthNet services beginning January 1, 2019
SB 731	Sifton	Provides for the expansion of MO HealthNet services beginning January 1, 2019
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 863	Cunningham	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
CCS HCS SB 951		Modifies provisions relating to health care
SB 969	Sater	Relating to vendors of consumer-directed services
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
HB 1276	Kendrick	Modifies provisions relating to eligibility requirements for the Missouri Rx Plan
HB 1320	Roberts	Changes the laws regarding eligibility for MO HealthNet benefits
HB 1334	Walker 074	Specifies that if federal funds are not appropriated for the Children's Health Insurance Program (CHIP), the General Assembly shall fund the program
HCS HB 1410		Extends the expiration date on various federal reimbursement allowances
HB 1499	Dogan	Allows a health care provider to transfer a long-acting reversible contraceptive to a patient other than the patient to whom it was initially prescribed in certain circumstances
HB 1516	Wiemann	Specifies that licensed chiropractic physicians may treat and be reimbursed for conditions currently reimbursed under MO HealthNet
HB 1527	Walker 074	Establishes the Mo HealthNet Buy-In for Workers with Disabilities Program
HB 1588	Helms	Establishes a pilot program to allow MO HealthNet participants to receive services through direct primary care arrangements
HB 1602	Merideth 080	Provides for the expansion of MO HealthNet services beginning January 1, 2019

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1603	Merideth 080	Establishes the Missouri Care Plan within the MO HealthNet program to allow individuals who are not otherwise eligible for Medicaid to purchase coverage through the plan
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1624	Mitten	Provides for the expansion of MO HealthNet services beginning January 1, 2019
HB 1746	Wood	Modifies provisions relating to MO HealthNet liens
HCS HB 1856		Modifies provisions relating to public assistance benefits
HB 1884	Stevens 046	Changes the laws regarding MO HealthNet services
HCS HB 1885		Allows structured family caregiving as a covered service under MO HealthNet, subject to the approval of federal waivers
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 1955	McCreery	Allows a health care provider to transfer a long-acting reversible contraceptive to a patient other than the patient to whom it was initially prescribed in certain circumstances
HB 1962	Butler	Changes the laws regarding the MO HealthNet program
HB 2068	Rehder	Modifies provisions relating to the Medicaid per diem reimbursement rate for nursing homes
HB 2106	Frederick	Establishes the "Patients First Medicaid Reform Act"
HB 2199	Neely	Changes the laws regarding managed care under the MO HealthNet program
HB 2205	Helms	Allows licensed professional counselors to be reimbursed for mental health services provided to eligible adults under MO HealthNet
HB 2278	Morris 140	Modifies provisions relating to the MO Rx Plan
SS SCS HCS HBs 2280, 2120, 1468 & 1616		Expands MO HealthNet benefits for pregnant women to provide substance abuse treatment for up to one year after giving birth
HB 2679	Walker 074	Encourages primary care providers to utilize the Adverse Childhood Experience Questionnaire to assess a MO HealthNet participant's health risks
		MEDICAL PROCEDURES AND PERSONNEL
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 646	Wallingford	Enacts provisions relating to advanced practice registered nurses
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 671	Schupp	Repeals the 72-hour waiting period prior to an abortion
SB 714	Koenig	Requires the use of a fetal heartbeat detection test prior to an abortion and prohibits an abortion if a fetal heartbeat is detected
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 723	Sater	Requires hospitals to adopt and implement evidence-based sepsis protocols
SB 724	Sater	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
CCS HCS SB 951		Modifies provisions relating to health care
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
SS SB 982		Enacts provisions relating to insurance
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
SB 1068	Sater	Establishes regulations for the duties of pharmacy technicians in a hospital pharmacy
SB 1072	Wieland	Modifies provisions of law relating to payments for hospital-based health care services
SCR 36	Munzlinger	Designates the month of August as Shingles Awareness and Prevention Month
HB 1440	Evans	Permits the use of hemp oil for the treatment of certain impairments
HB 1441	Baringer	Permits the use of hemp oil for the treatment of certain impairments
HB 1516	Wiemann	Specifies that licensed chiropractic physicians may treat and be reimbursed for conditions currently reimbursed under MO HealthNet
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1662	Swan	Enacts the Recognition of EMS Personnel Licensure Interstate Compact (REPLICA)
HB 1919	Alferman	Modifies provisions of law relating to emergency medical services
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 2126	Helms	Requires health care providers to provide a cost estimate for health care services or procedures prior to the provision of such services or procedures
HCS HB 2225		Modifies provisions relating to health insurer reimbursement practices
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2598	Korman	Modifies provisions of law relating to emergency medical services
		MENTAL HEALTH
CCS HCS SB 660		Modifies the law relating to mental health
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 733	Sifton	Establishes the Psychology Inter-jurisdictional Compact
SB 785	Nasheed	Creates provisions relating to student mental health at public institutions of higher education
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education

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No.	Author	Subject
HCS SCS SB 846		Modifies provisions relating to professional registration
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
HCS SS SCS SB 918		Modifies provisions relating to working animals
CCS HCS SB 951		Modifies provisions relating to health care
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
SB 1095	Hoskins	Modifies provisions relating to Department of Mental Health inspections
SB 1098	Sater	Modifies provisions of law relating to insurance coverage for mental health conditions
SCR 47	Schupp	Establishes the Task Force on Trauma-informed Care for Veterans
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change
HB 1243	Bangert	Establishes a presumption that an emergency worker diagnosed with post-traumatic stress disorder incurred the disorder in the course of employment as an emergency worker
HB 1369	Sommer	Revises the definition of "service dog" to include animals that provide support or therapeutic functions for individuals with psychiatric or mental disabilities
HB 1375	Ruth	Designates June 27 of each year as "Post Traumatic Stress Awareness Day" in Missouri.
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1451	May	Prohibits the use of electroconvulsive therapy on children under 16 years of age
HB 1698	Washington	Designates July as Minority Mental Health Awareness Month
HB 1707	Green	Changes the laws regarding notice requirements for when a patient is admitted to a mental health facility
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HB 1896	Swan	Establishes the Psychology Interjurisdictional Compact
HB 1960	Butler	Requires applicants for employment as peace officers to undergo psychological evaluations aimed at identifying an applicant's potential prejudices, including overt and implicit biases
HB 1970	Fitzwater	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HB 2141	McCreery	Prohibits mental health professionals from engaging in conversion therapy or sexual orientation change efforts with minors
HB 2205	Helms	Allows licensed professional counselors to be reimbursed for mental health services provided to eligible adults under MO HealthNet
HB 2217	Walker 074	Establishes the "Trauma-Informed Care for Children and Families Board"
HCS HB 2233		Modifies provisions of law relating to advanced practice registered nurses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 2295		Allows certain physician assistants, assistant physicians, and advanced practice registered nurses who are licensed under chapter 334 to provide psychiatric treatment to certain mental health patients
HB 2327	Franks Jr.	Specifies procedure in officer-involved deaths and shootings by requiring the officer take a drug test and undergo a psychiatric evaluation
HCS HB 2354		Requires the department of higher education to promulgate rules establishing the Coordinating Board for Mental Health Issues in Higher Education
HB 2378	Walker 074	Requires teacher-training institutions in this state receiving state aid to require students to demonstrate proficiency on the concepts of trauma-informed approach and trauma-specific interventions
HB 2380	Kelly 141	Transfers provisions relating to psychologists and behavioral analysts to a new chapter
HB 2381	Sommer	Designates May as Mental Health Awareness month.
HB 2384	Barnes 060	Changes provisions for mental health care coverage
HB 2509	Hannegan	Provides that a person cannot be sentenced to death if he or she raises the issue that he or she suffered from a serious mental illness at the time of the commission of the offense
HB 2611	Smith 163	Modifies provisions relating to inspections of residential treatment facilities and day programs by the Department of Mental Health
HB 2636	Reiboldt	Modifies provisions relating to criminal proceedings involving persons lacking mental capacity
HB 2740	Curtis	Requires employers of first responders to provide employee assistance programs
		MENTAL HEALTH, DEPARTMENT OF
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
CCS HCS SB 660		Modifies the law relating to mental health
SB 661	Riddle	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
SB 785	Nasheed	Creates provisions relating to student mental health at public institutions of higher education
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
CCS HCS SB 951		Modifies provisions relating to health care
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SCS SB 1007		Modifies the merit system
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
SB 1095	Hoskins	Modifies provisions relating to Department of Mental Health inspections
HB 1707	Green	Changes the laws regarding notice requirements for when a patient is admitted to a mental health facility
HB 1970	Fitzwater	Authorizes legal counsel for the Department of Mental Health to have standing in certain hearings involving a person unable to stand trial due to lack of mental fitness
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018

No.	Author	Subject
HCS HB 2295		Allows certain physician assistants, assistant physicians, and advanced practice registered nurses who are licensed under chapter 334 to provide psychiatric treatment to certain mental health patients
HB 2611	Smith 163	Modifies provisions relating to inspections of residential treatment facilities and day programs by the Department of Mental Health
HB 2636	Reiboldt	Modifies provisions relating to criminal proceedings involving persons lacking mental capacity
HB 2716	Hurst	Modifies provisions relating to the Department of Mental Health obtaining medical insurance information of individuals
		MERCHANDISING PRACTICES
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 698	Nasheed	Requires all genetically modified meat and fish raised and sold in Missouri to be labeled as genetically modified
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 799	Wallingford	Allows a parent, guardian, or conservator to request a security freeze from a consumer credit reporting agency on behalf of their child
SCS SB 832		Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
SB 834	Rowden	Modifies provisions relating to alcohol trade practices
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
SB 959	Riddle	Modifies provisions of the Credit User Protection Law
SB 977	Crawford	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
SB 1010	Rowden	Applies all current motorcycle and all-terrain vehicle franchise practice provisions to "powersport vehicles"
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HB 1279	Beck	Changes the laws regarding the safekeeping of personal information
HB 1384	Miller	Changes the laws regarding the selling of authentic American Indian arts or crafts
HCS HB 1396		Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HB 1541	Morris 140	Changes the laws regarding consumer credit interest rates.
HB 1546	Ellington	Requires all food and food products sold in Missouri that are or contain genetically modified products to be labeled as such
HCS HB 1653		Modifies provisions of law relating to certain incentives offered by manufacturers and retailers of intoxicating liquor
HCS HB 1924		Modifies provisions relating to alcohol industry trade practices
HB 1971	Unsicker	Prohibits the sale of baby crib bumper pads
HB 2067	Cornejo	Imposes restrictions on the use of the terms "Missouri Whiskey", "Missouri Bourbon", and "Missouri Bourbon Whiskey"

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2089	Gregory	Modifies provisions relating to tort actions, specifically unlawful merchandising practices, products liability claims, and venue requirements
HB 2264	Stacy	Changes the laws regarding the safekeeping of personal information
HB 2334	Shaul 113	Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HB 2343	McCreery	Changes the laws regarding the resale of event tickets
HCS HB 2364		Modifies provisions relating to intoxicating liquor
HB 2424	Anders	Changes the law regarding sales signs on store shelves
HB 2607	Knight	Prohibits misrepresenting a product as meat that is not derived from harvested production livestock or poultry
		MERIT SYSTEM
SCS SB 1007		Modifies the merit system
HB 1795	Bernskoetter	Changes the law regarding the state personnel law
HB 1967	Trent	Repeals provisions of the state merit personnel system
HB 2726	Korman	Modifies provisions for the state merit system.
		MILITARY AFFAIRS
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SCR 33	Emery	Urges the federal government to return certain lands to western states where such lands are located
SCR 38	Sater	Recognizes the Gold Star Families Memorial Monument on the College of the Ozarks campus as the official Gold Star Families Memorial Monument of Missouri
SCR 42	Hoskins	Calls upon the Missouri United States' Senators to support Senate Bill 120, relating to the declassification of missing Armed Forces personnel records and aid in the resolution of the cases of unaccounted Missouri service members
SCR 47	Schupp	Establishes the Task Force on Trauma-informed Care for Veterans
HB 1469	Davis	Modifies provisions of the Missouri military code by changing the name of the "Missouri reserve military force" to the "Missouri state defense force"
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
SS HB 1504		Requires certain counties to adopt ordinances regulating land use around National Guard training centers.
HB 1552	Neely	Requires spouses of members of the active duty component of the Armed Forces to be given first priority in the processing of all professional licensure applications
HB 1569	Christofanelli	Allows excused absences for students whose parents were deployed to a combat zone
HCS HB 1638		Requires the POST Commission to implement a system that gives members of the National Guard and active duty or reserve members of the Armed Forces credit for completing basic training when applying for peace officer licensure and establishes a training program for individuals receiving credit under the system
HB 2228	Ross	Allows an individual to deduct income earned through active military duty, the National Guard, or reserve components of the Armed Forces of the United States from their Missouri adjusted gross income.
HCS HB 2339		Establishes the "Missouri Military Community Reinvestment Grant Program Act."
HB 2497	Reiboldt	Modifies provisions relating to licensure to operate certain motor vehicles

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCR 54	Smith 085	Strongly urges the U.S. Army to explain chemical testing that occurred in St. Louis in the 1950s and 1960s and requests the federal government to conduct a study on the health effects of such tests
HCR 58	Spencer	Urges public schools to institute JROTC in their schools
HCR 67	Kidd	Encourages the Governor to require professional registration and certification entities to review and revise policies and procedures to streamline the certification and licensing process to take into account relevant military education, skills training, and service when determining equivalency for purposes of issuing certifications and licenses
HCR 88	Baringer	Urges Missouri Congressional delegation to lead efforts to pass legislation for the de-classifying of POW/MIA records.
		MINING AND OIL AND GAS PRODUCTION
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SB 649	Romine	Modifies the per ton fee that is paid to the Division of Fire Safety for the use of explosives under the Missouri Blasting Safety Act
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
HCS HB 2257		Modifies provisions relating to the petroleum storage tank insurance fund
		MINORITIES
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SS#2 SCS SB 802		Modifies provisions relating to women's and minority business enterprises
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
HB 1332	Pietzman	Expands the definition of "minority owned business"
HB 1543	Ellington	Designates May 19 as "Malcolm X Observation Day" in Missouri
HB 1544	Ellington	Designates May 19 of each year as "El-Hajj Malik El-Shabazz Observation Day" in Missouri
HB 1545	Ellington	Establishes the Malcolm X Day Commission to organize activities and events in honor of the civil rights leader
HCS HB 1631		Changes the law regarding minority-owned business programs by expanding the programs to include certain nonprofit corporations
HB 1697	Washington	Designates the third week of September as Historically Black College and University Week
HB 1698	Washington	Designates July as Minority Mental Health Awareness Month
HB 1706	Green	Establishes the Missouri Minority Business Enterprise Loan Program
HB 2372	Brown 027	Designates January 5th as Kappa Alpha Psi Day.
HB 2455	Roberts	Provides a method for judicial consideration of whether race played a role in decisions to impose or seek the death penalty
HB 2533	Green	Requires the Office of Administration to commission a study on socially and economically disadvantaged businesses every five years
HB 2571	Green	Establishes the First-Time Business Owner Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to starting a new business

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2639	Green	Establishes programs in the Department of Economic Development to assist minority business enterprises
HB 2743	Curtis	Requires the Governor to issue an executive order to implement the remedies recommended in the 2014 Disparity Study regarding utilization levels of minorities and women-based enterprises in state-awarded contracts
HCR 59	May	Designates the month of August as "Minority Organ Donor Awareness Month" in Missouri
HCS HCR 66		Instructs state agencies and departments to remove the terms "Oriental" from all literature by 2020.
HCS HCR 86		Formally denounces the infamous Dred Scott decision.
		MORTGAGES AND DEEDS
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SB 877	Onder	Modifies provisions relating to the publication of notice of the sale of real estate
SB 887	Rowden	Establishes the First-Time Home Buyer Savings Account Act and a corresponding income tax deduction
SB 1002	Hegeman	Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
HB 1632	Korman	Requires a deed conveying real estate to contain certain information
HCS HB 1651		Modifies provisions relating to the publication of electronic notice of the sale of real property
		MOTELS AND HOTELS
HB 2418	Sommer	Changes the laws regarding certain sexual offenders staying in lodging establishments
HCS HB 2457		Changes the laws regarding residential dwelling rentals
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2577	Kolkmeyer	Changes the law regarding local taxes by authorizing all political subdivisions in the state to levy a transient guest tax instead of only those political subdivisions previously authorized
		MOTOR CARRIERS
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1084	Schatz	Modifies provisions relating to the motor vehicle financial responsibility law
HCS HB 1295		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
HB 2207	Berry	Allows the department of transportation to authorize, operate, and approve construction designs for transportation sensor systems
HB 2267	Reiboldt	Enacts provisions relating to automated driving systems
HB 2437	Moon	Prohibits the implementation, enactment, promulgation, codification, or enforcement of any law, rule, or regulation that requires drivers of commercial motor vehicles to utilize electronic logging devices.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HJR 75	Messenger	Proposes a constitutional amendment to direct proceeds from an overweight fee for garbage trucks to the newly established Farm to Market Fund
		MOTOR FUEL
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SCS SB 734		Increases the motor fuel tax from $0.17/gallon to $0.27/gallon
SCS SB 998		Allows the Director of the Department of Agriculture to waive certain fuel standard requirements
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1090	Hummel	Increases the motor fuel tax rate to $0.19/gallon on gasoline and $0.22/gallon on diesel fuel
SS SCS HCS HB 1364		Modifies provisions relating to hazardous waste fees paid to the Missouri Emergency Response Commission
HB 1881	Trent	Abolishes the Department of Transportation program that requires the use of biodiesel fuel in MoDOT vehicles
HB 2147	Korman	Changes the law regarding taxation so that the top income tax rate is reduced over several years and the motor fuel tax is increased by a proportional amount to be revenue neutral
HCS HB 2148		Changes the law regarding motor fuel fees
HB 2149	Korman	Changes the law regarding taxation to modify sales and use tax definitions and to increase the motor fuel tax by seventeen cents
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HCS HB 2452		Allows the Department of Agriculture to adopt temporary alternative fuel standards in certain circumstances
HB 2485	Korman	Changes the law regarding motor vehicle decal fees
HCS HJR 96		Proposes a constitutional amendment to raise the motor fuel tax to twenty-seven cents per gallon
HCS HJR 97		Proposes a constitutional amendment to raise the motor fuel tax to twenty-nine cents per gallon on diesel and twenty-seven cents per gallon on all other motor fuel.
		MOTOR VEHICLES
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes
CCS HCS SB 687		Modifies provisions relating to student transportation
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 749	Wallingford	Modifies provisions relating to the operation of motor vehicles while using electronic devices

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 755	Schupp	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 766	Riddle	Provides that a motorcycle, motortricycle, or motorized bicycle may be operated on the shoulder of a roadway under certain circumstances
CCS HCS SB 773		Modifies provisions relating to taxation
SB 784	Nasheed	Modifies the prohibition on certain use of electronic wireless communication devices while operating a motor vehicle
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SB 833	Rowden	Modifies the definition of "electric plant" to include electric vehicle charging stations
SB 842	Munzlinger	Modifies provisions relating to transportation
SB 847	Eigel	Enacts provisions relating to traffic enforcement
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
SB 865	Kehoe	Expands the commercial zone of Kansas City to include the city of Holden and certain roadways
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 903	Dixon	Modifies provisions relating to operation of motor vehicles
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
SB 1010	Rowden	Applies all current motorcycle and all-terrain vehicle franchise practice provisions to "powersport vehicles"
SB 1076	Curls	Requires children under two years of age to be secured in rear-facing child passenger restraint systems
SB 1084	Schatz	Modifies provisions relating to the motor vehicle financial responsibility law
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SCS SJR 36		Authorizes a sales tax for law enforcement on state highways
HB 1262	Schroer	Requires towing companies to release personal property contained within abandoned property to the owner of the abandoned property
HCS HB 1264		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
HB 1292	Henderson	Prohibits text messaging within a school zone
HCS HB 1295		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
HB 1297	Brown 094	Prohibits anyone from using a hand-held electronic wireless communication device while driving unless the device is equipped for hands-free operation and is being used in that manner
HB 1298	Brown 094	Prohibits text messaging while driving unless the device is equipped with technology allowing for hands-free texting and is being used in that manner

No.	Author	Subject
HB 1302	Higdon	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1386	Spencer	Prohibits the use of automated traffic enforcement systems, and requires any political subdivision to complete or terminate any automated traffic enforcement contract within one year
SCS HB 1389		Excludes autocycle operators from protective headgear requirements
HB 1426	Kelley 127	Prohibits law enforcement from stopping a motorcycle for failing to wear protective headgear
HCS HB 1444		Repeals the requirement that all motor vehicles must obtain an inspection before the vehicle may be licensed
HB 1471	Sommer	Changes the due date for registering motor vehicles, and changes penalties for failing to meet such requirements
HB 1489	Matthiesen	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1519	Reiboldt	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HCS HB 1549		Allows certain motor vehicle purchasers an allowance against sales tax for any agricultural products produced by such purchaser
HCS HB 1566		Requires the department of revenue to offer a three-year motor vehicle registration option
HB 1600	Higdon	Establishes the Fair Fare Passenger Safety Act that prohibits any person operating a motor vehicle for compensation from using a hand-held wireless device
HB 1622	Reiboldt	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1640	Bangert	Prohibits anyone from using a hand-held electronic wireless communication device while driving a non-commercial motor vehicle unless the device is equipped for hands-free operation and is being used in that manner
HB 1745	Hansen	Prohibits text messaging while driving for all drivers
HB 1865	Hill	Specifies that lawful owners of firearms may transport or store the firearms in locked, privately-owned motor vehicles
HB 1871	Johnson	Allows testing of driverless motor vehicles until August 28, 2021
HB 1881	Trent	Abolishes the Department of Transportation program that requires the use of biodiesel fuel in MoDOT vehicles
HB 1952	Tate	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1990	Butler	Requires law enforcement officers to give persons under arrest forty-eight hours to arrange for their motor vehicle to be removed before authorizing a towing company to remove a motor vehicle
HB 1993	Spencer	Requires a crime inquiry and inspection report for every towing where a law enforcement officer is involved, regardless of whether the towing is initiated by a law enforcement officer or requested by another party
HB 2095	Razer	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS HB 2122		Modifies provisions relating to vehicle sales
HB 2158	Roden	Specifies when persons operating or riding a motorcycle or motortricycle must wear protective headgear and imposes certain insurance requirements for persons who elect to ride without protective headgear
HCS HB 2180		Modifies provisions relating to the sale of salvage vehicles
HB 2195	Kolkmeyer	Enacts provisions relating to motor vehicle franchises
HB 2260	Sommer	Changes the laws regarding the Brain Injury Fund
HB 2261	Cornejo	Increases the penalties for the offense of failing to yield the right-of-way and the time period the court may order the suspension of a person's driving privilege for the offense
HB 2267	Reiboldt	Enacts provisions relating to automated driving systems
HB 2271	Reiboldt	Contains provisions relating to the operation of automated motor vehicles in the state and establishes the "Automated Vehicle Safety Advisory Committee"
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2286	Kelly 141	Modifies the definition of local log truck and local log truck tractor
HB 2304	Ellington	Requires children under two years of age to be secured in rear-facing child passenger restraint systems
HB 2307	Shull 016	Exempts certain motor vehicles used to transport farm products from motor vehicle inspection requirements
HB 2365	Berry	Modifies the definition of "electric plant."
HB 2385	Reiboldt	Modifies provisions relating to commercial zones
HB 2400	Messenger	Prohibits the consumption or possession of open alcoholic beverage containers in the passenger area of a motor vehicle, with certain exceptions
HB 2429	Sommer	Creates the offense of dangerous vehicular flight, increases the penalty for resisting arrest by fleeing in a vehicle in a dangerous manner, and requires high speed pursuit training for all peace officers
HB 2432	Basye	Allows motor vehicles to turn left on red light when turning onto a one-way street
HB 2481	Korman	Decreases the fine for failure to wear protective headgear while operating or riding as a passenger on a motorcycle or motortricycle
HB 2483	Korman	Establishes a "miles driven" fee to be paid at the time of registration of a motor vehicle with a model year of 2020 and later
HB 2485	Korman	Changes the law regarding motor vehicle decal fees
HB 2487	Korman	Increases the time a motor vehicle owner is allowed between having a motor vehicle inspected and registering the vehicle for certain vehicles purchased from a dealer
HB 2510	White	Establishes the offense of placing an unsafe vehicle in the stream of commerce
HB 2585	Brattin	Eliminates registration on all-terrain vehicles, utility vehicles, and outboard motors.
HB 2593	Marshall	Requires local ordinances to conform exactly with the state laws regarding safety belt enforcement
HB 2600	Korman	Establishes a miles per gallon-based vehicle registration fee
HB 2615	Bangert	Modifies provisions relating to the transport and storage of firearms in motor vehicles
HB 2631	Dinkins	Prohibits the use of a hand-held wireless communications device within a school zone
HB 2683	Matthiesen	Changes the law regarding sales tax calculations on trade-in purchases

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2685	Rowland 029	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HB 2686	Rowland 029	Repeals provisions of law relating to state preemption for the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles
HB 2732	Rowland 029	Prohibits the use of a hand-held wireless communications device for texting by drivers of any age
		MUSEUMS
SB 584	Nasheed	Modifies provisions relating to civil war property
HB 2441	Harris	Changes the laws regarding the management and maintenance of museums
		NATIONAL GUARD
SB 573	Wallingford	Modifies several provisions relating to the armed services
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
HB 1321	Roberts	Requires the establishment of the "Missouri Youth Challenge Academy"
HCS HB 1638		Requires the POST Commission to implement a system that gives members of the National Guard and active duty or reserve members of the Armed Forces credit for completing basic training when applying for peace officer licensure and establishes a training program for individuals receiving credit under the system
HB 1741	Davis	Provides paid leave during for state employees who are members of the Missouri National Guard during annual training
		NATURAL RESOURCES, DEPARTMENT OF
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
SB 584	Nasheed	Modifies provisions relating to civil war property
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SB 706	Riddle	Extends the expiration of the lead-acid battery fee from December 31, 2018, to December 31, 2023
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 823	Schatz	Modifies provisions of the Missouri Clean Water Law
SB 866	Kehoe	Requires the Division of State Parks to maintain the fence coinciding with the boundary between individual landowner property and the historic Missouri Rock Island railroad corridor
SB 883	Holsman	Designates the month of February as "Earthquake Awareness Month"
SS SCS SB 907		Authorizes the conveyance of a certain state properties
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 961	Cunningham	Extends the expiration date of the Petroleum Storage Tank Insurance Fund from December 31, 2020 to December 31, 2030
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SCS SB 1007		Modifies the merit system
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1092	Hoskins	Requires the Department of Natural Resources to promulgate rules establishing setback distances for large wastewater facilities
SCR 30	Wallingford	Establishes the Joint Committee on Solid Waste Management District Operations

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCS HCS HB 1286		Modifies provisions of law relating to the detonation of explosives and actions for private nuisances brought against certain permittees
HB 1330	Pietzman	Prohibits the Department of Natural Resources from acquiring additional land to establish a state park until all existing parks and facilities are brought up to date and are in good working order
HB 1394	Carpenter	Requires the Department of Natural Resources to implement regulations that comply with the United Nations Framework Convention on Climate Change Paris Agreement
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act
HB 1727	Sommer	Modifies provisions relating to solid waste management
HB 1756	Pogue	Requires the Department of Natural Resources to sell certain lands acquired through environmental settlement funds
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
HCS HB 1804		Establishes the Radioactive Waste Investigation Fund
HB 1850	McCreery	Modifies the membership of the Clean Water Commission
HB 1877	Miller	Establishes the Missouri Water Safety and Security Act
HCS#2 HB 1973		Modifies provisions relating to agricultural stormwater discharges
HB 1977	Redmon	Changes the law regarding grants for water supply and sewer systems.
HB 2041	Fitzwater	Allows the Department of Natural Resources to promulgate rules for the management and closure of coal combustion residual surface impoundments and landfills
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HCS HB 2257		Modifies provisions relating to the petroleum storage tank insurance fund
HCS HB 2306		Establishes the Environmental Restoration Corporation Act
HB 2349	Pogue	Requires the Department of Natural Resources to offer certain state park property for sale to certain veterans
HB 2473	Curtis	Authorizes the Department of Natural Resources to acquire certain property in Kinloch, Missouri for the establishment of a state park
HB 2479	Pietzman	Allows a Department of Natural Resources permittee to use the least expensive design option to meet any environmental standard if the plan meets all other permit requirements
HB 2538	Pietzman	Requires the Department of Natural Resources to submit a report to the General Assembly regarding maintenance, repair, and construction of state parks
HB 2551	Ross	Requires the Department of Natural Resources to sell certain property purchased with legal settlement funds
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
		NEWSPAPERS AND PUBLICATIONS
SB 580	Libla	Allows legally required notice to be published on a website established and maintained by the Secretary of State
SB 877	Onder	Modifies provisions relating to the publication of notice of the sale of real estate
HCS HB 1651		Modifies provisions relating to the publication of electronic notice of the sale of real property
HB 2220	Cookson	Caps school superintendent salaries and requires publication of school employee salaries in local newspapers
HB 2325	Lavender	Changes the laws regarding notice of unclaimed property

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 2332		Modifies provisions relating to bidding on construction projects authorized by school districts
		NOTARY PUBLIC
SB 1002	Hegeman	Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
SS SCS SB 1023		Modifies law relating to notaries public
HB 1738	Merideth 080	Requires the Missouri Secretary of State to develop standards for electronic notarization and standards for any two-way live video and audio conferencing communication
HCS HB 2506		Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
HB 2590	Gregory	Modifies provisions relating to notaries public
		NURSES
SB 646	Wallingford	Enacts provisions relating to advanced practice registered nurses
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 745	Sater	Modifies provisions relating to advanced practice registered nurses in collaborative practice agreements
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
SB 821	Cunningham	Modifies membership of the Missouri State Board of Nursing
SCS SB 824		Modifies provisions relating to nurses
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
HCS SCS SB 846		Modifies provisions relating to professional registration
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1055	Hegeman	Modifies provisions relating to physicians entering into supervisory agreements with advanced practice registered nurses and physician assistants
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
HCS HB 1502		Changes provisions relating to advanced practice registered nurses
HCS HB 1574		Modifies provisions relating to advanced practice registered nurses in collaborative practice arrangements
HB 1773	Morgan	Changes provisions relating to advanced practice registered nurses
HB 1992	Kelly 141	Modifies the composition of the Missouri State Board of Nursing
HB 2099	Walker 003	Changes provisions relating to the State Board of Nursing
HCS HB 2233		Modifies provisions of law relating to advanced practice registered nurses
HCS HB 2295		Allows certain physician assistants, assistant physicians, and advanced practice registered nurses who are licensed under chapter 334 to provide psychiatric treatment to certain mental health patients

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2300	Kelly 141	Grants the State Board of Nursing the authority to establish an intervention program and an alternative program for nurses who are dependent on alcohol or other mind-altering drugs
HB 2490	Kelly 141	Changes provisions relating to advanced practice registered nurses
HB 2597	Swan	Modifies provisions relating to nursing assistant training programs
		NURSING HOMES AND LONG-TERM CARE FACILITIES
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers
SB 606	Schupp	Creates a tax credit for upgrades to emergency generators
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 719	Chappelle-Nadal	Requires long-term care facilities to institute policies facilitating familial involvement in the well-being and support of its residents
SB 760	Schupp	Requires employees and volunteers of specified public and private institutions to receive an influenza vaccination every year
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 779	Curls	Modifies provisions of law relating to long-term care certificates of need
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 863	Cunningham	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 1040	Cunningham	Modifies provisions relating to certificates of need
SB 1062	Cierpiot	Modifies training requirements for certified nursing assistants
HB 1555	Neely	Establishes a pilot program to transfer the authority to inspect nursing homes from the Department of Health and Senior Services to local health departments
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HCS HB 1895		Specifies that no investigation is required for a death that occurs under hospice care
HCS HB 1916		Establishes the Authorized Electronic Monitoring in Long-Term Care Facilities Act
HB 1963	McDaniel	Establishes the Veterans Home Resident Monitoring Care Act
HB 2068	Rehder	Modifies provisions relating to the Medicaid per diem reimbursement rate for nursing homes
HB 2163	Rehder	Requires elder abuse investigators to provide specified written materials to alleged perpetrators
HCS HB 2433		Requires long-term care facilities to have on staff one person trained in suicide assessment, treatment, and management
HCS HB 2580		Modifies provisions regarding bed capacity increases for long-term care facilities

No.	Author	Subject
HB 2597	Swan	Modifies provisions relating to nursing assistant training programs
HB 2713	Quade	Modifies provisions relating to nursing home administrator license renewals
		OPTOMETRY
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
		PARKS AND RECREATION
SB 584	Nasheed	Modifies provisions relating to civil war property
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 866	Kehoe	Requires the Division of State Parks to maintain the fence coinciding with the boundary between individual landowner property and the historic Missouri Rock Island railroad corridor
SS SCS SB 907		Authorizes the conveyance of a certain state properties
SCR 33	Emery	Urges the federal government to return certain lands to western states where such lands are located
HB 1330	Pietzman	Prohibits the Department of Natural Resources from acquiring additional land to establish a state park until all existing parks and facilities are brought up to date and are in good working order
HB 2349	Pogue	Requires the Department of Natural Resources to offer certain state park property for sale to certain veterans
HB 2473	Curtis	Authorizes the Department of Natural Resources to acquire certain property in Kinloch, Missouri for the establishment of a state park
HB 2537	Brown 057	Prohibits registered sexual offenders from being 500 feet of a public swimming beach
HB 2538	Pietzman	Requires the Department of Natural Resources to submit a report to the General Assembly regarding maintenance, repair, and construction of state parks
HB 2744	Curtis	Changes the law regarding the consolidation of certain political subdivisions
HCR 76	Love	Urges Congress to make the historic Butterfield Overland Trail part of the National Trails System
		PAWNBROKERS
SB 1028	Wieland	Modifies provisions relating to buyers of precious metals
		PHARMACY
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 722	Sater	Requires the Department of Health and Senior Services to conduct a study regarding the importation of certain prescription drugs by the state
SB 737	Schupp	Establishes the Narcotics Control Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 741	Chappelle-Nadal	Prohibits the use of a vaccine containing mercury as administered to a child or adult in MIssouri
SB 762	Schatz	Establishes the Narcotics Control Act
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 776	Sater	Modifies provisions relating to the administration of vaccines
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 1068	Sater	Establishes regulations for the duties of pharmacy technicians in a hospital pharmacy
SB 1082	Rizzo	Modifies provisions relating to the regulation of pharmaceutical entities
HB 1276	Kendrick	Modifies provisions relating to eligibility requirements for the Missouri Rx Plan
HB 1310	Quade	Requires the Department of Health and Senior Services to promulgate regulations consistent with CDC guidelines for prescribing opioids for chronic pain
HB 1312	Quade	Changes the laws regarding the dispensing of contraceptives
HB 1338	Newman	Establishes the Compassionate Assistance for Rape Emergencies (CARE) Act
HB 1472	Mitten	Requires pharmacies to post information regarding the safe disposal of unused pharmaceuticals
HB 1498	Dogan	Modifies provisions relating to dispensing contraceptives
HCS HB 1524		Allows pharmaceutical companies to communicate off-label treatment uses to health care professionals
HB 1540	Morris 140	Changes the law regarding insurance claims filed at a pharmacy.
HCS HB 1542		Prohibits certain actions by pharmacy benefits managers
HCS HB 1618		Modifies provisions relating to the disposal of unused controlled substances
HB 1619	Rehder	Establishes the Narcotics Control Act
HB 1626	Morris 140	Establishes the Tricia Leann Tharp Act, which requires certain pharmacists to receive two hours of continuing education on suicide prevention
HB 1740	Wessels	Establishes the Narcotics Control Act
HB 1747	Wood	Extends the expiration date on various federal reimbursement allowances
HB 1752	Pogue	Prohibits pharmacies in the state from providing emergency contraceptives over the counter
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1837	Rhoads	Changes the laws regarding dispensations of maintenance medications
HCS HB 1870		Allows certain medications in multidose containers used by a patient during a hospital stay to be sent with the patient at discharge
HB 1927	Ruth	Requires the Department of Health and Senior Services to develop a voluntary nonopioid directive form to allow a person to refuse the administration or prescription of opioids
HB 1950	Merideth 080	Requires insurance plans to cover up to a 12-month supply of hormonal contraceptives at one time.
HB 2084	Newman	Requires all insurance plans to cover contraceptives at no cost to the individual

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No.	Author	Subject
HB 2093	Walker 074	Authorizes a tax credit for certain contraception costs
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018
HCS HB 2209		Establishes a Prescription Abuse Registry
HB 2236	Newman	Establishes the Women's Right to the Pill Act
HB 2237	Newman	Requires a pharmacy to fill a valid and lawful prescription for any FDA-approved drug or device to prevent pregnancy including emergency contraceptives without delay
HB 2278	Morris 140	Modifies provisions relating to the MO Rx Plan
HB 2395	Stephens 128	Allows a pharmacist to select an equivalent generic pharmaceutical unless otherwise requested by the patient or the prescriber specifically states that substitution is prohibited
HB 2428	Stephens 128	Modifies provisions relating to the administration of vaccines
HB 2568	Haefner	Modifies provisions relating to the distribution of controlled substances
HB 2622	Evans	Requires prescriptions for controlled substances to be issued electronically, with certain exceptions
HB 2670	Morris 140	Modifies provisions relating to the distribution of prescription drugs
		PHYSICAL THERAPISTS
HB 1652	Cornejo	Modifies provisions relating to physician referrals to physical therapists
HB 2090	Gregory	Changes provisions relating to the scope of practice for physical therapists
		PHYSICIANS
HCS SB 575		Modifies provisions relating to healthcare services
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 671	Schupp	Repeals the 72-hour waiting period prior to an abortion
SB 714	Koenig	Requires the use of a fetal heartbeat detection test prior to an abortion and prohibits an abortion if a fetal heartbeat is detected
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 724	Sater	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
SB 737	Schupp	Establishes the Narcotics Control Act
SB 745	Sater	Modifies provisions relating to advanced practice registered nurses in collaborative practice agreements
SB 762	Schatz	Establishes the Narcotics Control Act
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 825	Sater	Modifies provisions relating to limitations on prescribing opioids
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
HCS SCS SB 846		Modifies provisions relating to professional registration
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations
SB 926	Riddle	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
SCS SB 928		Modifies provisions relating to health insurer reimbursement practices
CCS HCS SB 951		Modifies provisions relating to health care
SB 960	Emery	Modifies provisions relating to the administration of eye drops to newborn infants
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 1055	Hegeman	Modifies provisions relating to physicians entering into supervisory agreements with advanced practice registered nurses and physician assistants
SB 1057	Schupp	Modifies provisions relating to unanticipated out-of-network health care services
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses
HB 1266	Lichtenegger	Establishes the "Pain Capable Unborn Child Protection Act"
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1499	Dogan	Allows a health care provider to transfer a long-acting reversible contraceptive to a patient other than the patient to whom it was initially prescribed in certain circumstances
HCS HB 1554		Allows persons with certain serious medical conditions to use medical cannabis
HCS HB 1574		Modifies provisions relating to advanced practice registered nurses in collaborative practice arrangements
HB 1589	Helms	Specifies that birthing centers shall not be required to employ a physician with hospital admitting privileges
HB 1604	Merideth 080	Authorizes a tax credit for health care professionals serving in rural areas
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1652	Cornejo	Modifies provisions relating to physician referrals to physical therapists
HB 1716	White	Prohibits non-Missouri medical schools from entering into exclusive contracts with Missouri health care providers for the placement of medical students
HB 1790	Ellington	Establishes the Death with Dignity Act to allow patients with terminal illnesses to end their life in a humane and dignified manner
HB 1854	Newman	Repeals the provision requiring abortion facility physicians to have staff privileges at a hospital
HB 1867	Dogan	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
HCS HB 1895		Specifies that no investigation is required for a death that occurs under hospice care
HB 1927	Ruth	Requires the Department of Health and Senior Services to develop a voluntary nonopioid directive form to allow a person to refuse the administration or prescription of opioids
HCS HB 2105		Establishes the Opioid Addiction Prevention and Treatment Act of 2018
HCS HB 2127		Modifies provisions relating to assistant physicians
HCS HB 2225		Modifies provisions relating to health insurer reimbursement practices
HCS HB 2295		Allows certain physician assistants, assistant physicians, and advanced practice registered nurses who are licensed under chapter 334 to provide psychiatric treatment to certain mental health patients

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2355	Frederick	Modifies provisions relating to physician maintenance of certification
HB 2361	Franklin	Modifies provisions relating to the Volunteer Health Services Act
HB 2622	Evans	Requires prescriptions for controlled substances to be issued electronically, with certain exceptions
HB 2679	Walker 074	Encourages primary care providers to utilize the Adverse Childhood Experience Questionnaire to assess a MO HealthNet participant's health risks
HB 2731	Smith 163	Changes the laws regarding the Cancer Information Reporting System
		PLANNING AND ZONING
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations
HB 1683	Runions	Authorizes planning commissions the option of appointing a chair instead of electing a chair
HB 2574	Wood	Modifies provisions for city zoning and planning.
		POLITICAL PARTIES
HCS HB 1232		Modifies provisions for write-in and independent candidates.
HB 1345	Stacy	Changes the law regarding primary elections
HB 2060	Chipman	Establishes guidelines filling vacancies in the General Assembly and for nominations to the United States Congress.
HB 2065	Neely	Changes the laws regarding hate crimes by adding offenses motivated by the victim's political affiliation
		POLITICAL SUBDIVISIONS
SS SCS SB 553		Modifies various provisions regarding local ordinances for dangerous buildings, requiring certain companies who own property to file an affidavit with the city clerk, municipal courts, and municipal and minor traffic violations
SS SCS SB 592		Modifies several provisions relating to elections
SB 599	Schatz	Modifies the law pertaining to prevailing wage
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SCS SB 629		Modifies provisions relating to tax increment financing
SB 630	Wasson	Modifies the language relating to agreements that may be entered into by municipalities who participate in industrial development projects
SB 634	Dixon	Allows Greene County and any city within the county to propose a sales tax for the purpose of early childhood education programs
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
SCS SB 663		Allows for an appropriation to cooperate with political subdivisions on land clearance projects related to tourism infrastructure facilities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 676	Eigel	Requires not for profit entities and nonprofit corporations to make their financial statements available to the public if the entity enters into a contract or agreement with the state or any political subdivision
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
SB 688	Sater	Modifies the law relating to the prevailing hourly rate of wages
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SS SB 704		Modifies provisions relating to political subdivisions
SB 757	Schatz	Authorizes the addition of Franklin County to the interstate compact creating the Bi-State Metropolitan Development District
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
CCS HCS SB 773		Modifies provisions relating to taxation
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SCS SB 849		Prohibits public bodies from entering into certain contracts
SB 853	Wallingford	Prohibits political subdivisions from regulating auxiliary containers
SCS SB 859		Modifies provisions relating to tax increment financing
SCS SB 862		Modifies provisions relating to electrical contractors
SB 880	Wieland	Requires a tax rate ceiling adjustment after the expiration of a temporary levy increase
SB 885	Rowden	Authorizes the cities of Centralia and Lebanon to impose a sales tax for public safety
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SB 927	Romine	Modifies provisions relating to the prevailing hourly rate of wages
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SCS SB 1007		Modifies the merit system
SB 1018	Hegeman	Prohibits political subdivisions from adopting ordinances relating to the labeling, cultivation, or use of seeds or fertilizers
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1053	Koenig	Prohibits restrictions on freedom of speech and religion in public places
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SB 1060	Sifton	Requires certain disclosures to be made by entities entering into contracts with public entities
SB 1069	Crawford	Nullifies any existing local government regulations relating to specific breeds of dogs, and prohibits local governments from enacting ordinances specific to breed
HCS HB 1236		Changes the laws regarding tax increment financing districts
HCS HB 1261		Relating to Professional Registration and a waiver of occupational fees for certain individuals
HB 1272	Lant	Allows public bodies to opt out of prevailing wage laws for the construction of public works projects that are $750,000 or less
HB 1280	Beck	Changes the laws regarding tax increment financing districts
HB 1282	Beck	Modifies provisions of law relating to project labor agreements
HB 1386	Spencer	Prohibits the use of automated traffic enforcement systems, and requires any political subdivision to complete or terminate any automated traffic enforcement contract within one year
HB 1395	Carpenter	Modifies provisions relating to the minimum wage
HCS HB 1396		Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HB 1397	Shaul 113	Prohibits political subdivisions from requiring employers to alter or adjust any employee scheduling unless required by state or federal law
HCS HB 1398		Prohibits villages, towns, and cities from regulating dogs in a breed-specific manner
HB 1403	DeGroot	Allows an offense involving the operation of a motor vehicle in an intoxicating condition to be cognizable before a municipal court if, after referral, the county prosecuting attorney fails to prosecute
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HCS HB 1423		Changes the law relating to the prohibition on expenditure of public funds to support or oppose candidates and certain measures
HB 1431	Barnes 028	Changes the laws regarding emergency services districts
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange
HB 1445	Eggleston	Prohibits the use of public funds for any stadium if twenty-nine other states adopt similar statutes
HB 1466	Berry	Authorizes municipalities to establish technology business facility projects and authorizes tax exemptions for such projects
HB 1496	Dogan	Prohibits lobbyists from giving gifts to local government officials, with an exception for group gifts
HB 1508	Cross	Provides that no person or entity that rents or leases real property shall be required to obtain a business license by any political subdivision
HCS HB 1510		Changes the laws regarding local ordinances on residential dwellings
HB 1515	McCann Beatty	Modifies provisions related to protections for whistleblowers and payments out of the state legal expense fund
HB 1538	Butler	Changes the laws regarding public nuisance penalties

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1567	Christofanelli	Changes the law regarding municipal elections
HB 1568	Christofanelli	Changes the laws regarding tax increment financing districts so that cities must hold a thirty-day comment period before passing an ordinance
HCS HB 1587		Creates new provisions of law related to professional registration
HB 1594	Davis	Allows municipalities to opt out of the prevailing wage law
HB 1599	Fraker	Changes the laws regarding local use taxes by modifying the ballot language for voter approval
HCS HB 1614		Prohibits political subdivisions from adopting or enforcing ordinances or regulations relating to seeds or fertilizers
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1646	Eggleston	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HB 1673	Kendrick	Requires public retirement plans to provide financial information to participants and modifies the criteria for when a public plan is deemed delinquent
HB 1683	Runions	Authorizes planning commissions the option of appointing a chair instead of electing a chair
HB 1687	Quade	Authorizes Greene County and any city within the county to, upon voter approval, levy a sales tax dedicated to early childhood education programs
HB 1700	Green	Changes the laws regarding tax increment financing districts
SS HCS HBs 1729, 1621 & 1436		Repeals provisions relating to prevailing wages on public works
HB 1755	Pogue	Requires all public restrooms, other than single occupancy restrooms, to be gender-divided
HB 1855	Trent	Repeals a provision preempting political subdivisions from passing any tax increase on cigarettes or tobacco
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
HCS#2 HB 1907		Modifies provisions relating to working animals
HB 1908	Brattin	Changes the law regarding sanctuary policies for municipalities and other political subdivisions
HB 1912	Brattin	Changes the laws regarding tax increment financing and transportation development districts
HCS HB 1929		Authorizes, upon voter approval, a sales tax dedicated to public safety in the city of Riverside and certain other cities
HCS HB 1937		Prohibits political subdivisions from regulating the open carry of firearms
HCS HB 1975		Changes the laws regarding businesses established from agreements between political subdivisions by limiting such a business's conduct to the purposes of its formation or subjecting the business to for-profit status
HB 1978	Gray	Changes the laws regarding street light maintenance district elections
HB 2045	Nichols	Repeals the definition of municipal ordinance violations which were added to the calculation limiting the percentage of annual general operating revenue that can come from fines and court costs for minor violations and allows for confinement for minor traffic violations
HB 2046	Nichols	Changes the laws regarding tax increment financing so that requirements regarding project approval apply equally throughout the state
HB 2096	Toalson Reisch	Authorizes a fire protection district to continue to provide services to areas annexed by certain municipalities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2168	Christofanelli	Changes the laws regarding local sales taxes so that no political subdivision may raise the rates above twelve percent
HB 2214	Plocher	Modifies provisions of the "Property Assessment Clean Energy Act"
SCS HCS HB 2216		Prohibits political subdivisions from restricting the rights of certain property owners with regard to water resources
HCS HB 2239		Modifies provisions relating to electrical contractors
HB 2250	Christofanelli	Changes the law regarding local development incentives by requiring certain development entities to receive voter approval every ten years
HCS HB 2289		Modifies provisions for waterworks and sewerage rates.
HB 2313	Dogan	Modifies provisions for notice of elections in political subdivisions and special districts.
HB 2334	Shaul 113	Prohibits political subdivisions from adopting ordinances restricting the use of plastic bags or other disposable containers.
HB 2344	Miller	Modifies provisions of the property assessment clean energy act.
HCS HB 2356		Changes the laws regarding boundary commissions
HB 2357	Haefner	Specifies the law to be used to incorporate unincorporated areas into St. Louis County if St Louis City changes its form of governance to become a city within St. Louis County
HB 2420	Kolkmeyer	Places restrictions on how municipalities may allocate revenues from taxes authorized under Article IV, Section 30(a) of the Constitution
HB 2421	Pfautsch	Modifies provisions relating to methods of self-insurance for workers' compensation
HB 2427	Hill	Requires certain municipal police departments in St. Louis County to consolidate with another municipal police department or the St. Louis County Police Department
HB 2451	Cross	Changes the laws regarding the issuance of certain building permits
HB 2484	Korman	Establishes the I-70 Regional Transportation District
HB 2488	Mitten	Changes the laws regarding public nuisance
HB 2518	Haefner	Dissolves the Boundary Commission in St. Louis County
HB 2559	Franks Jr.	Authorizes municipalities and counties to pass ordinances requiring a CCW permit to carry a concealed firearm within the municipality or county
SS SCS HB 2562		Establishes treatment courts
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2577	Kolkmeyer	Changes the law regarding local taxes by authorizing all political subdivisions in the state to levy a transient guest tax instead of only those political subdivisions previously authorized
HB 2589	Rehder	Provides that no political subdivision shall enact an ordinance that infringes on a person exercising his or her First Amendment rights in a public place
HCS HB 2594		Modifies provisions of the Missouri Public-Private Partnerships Transportation Act with respect to concession agreements
HCS HB 2666		Requires certain applications for businesses that are creating at least one hundred twenty-five new jobs be approved or denied within six months or the application is deemed approved
HB 2668	Hannegan	Modifies provisions for tax levies by a county for the county convention and sports facilities authority.
HCS HB 2673		Creates a statewide license for mechanical contractors
HB 2677	Chipman	Changes the laws regarding counties

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2686	Rowland 029	Repeals provisions of law relating to state preemption for the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles
HB 2711	Wilson	Authorizes political subdivisions to levy, upon voter approval, an excise tax on residential property that is developed and partitioned into tracts for individual sale
HB 2712	Knight	Adds the cities of Jennings, Lebanon, Marshall, Moberly, and Washington to the cities authorized to levy a sales tax whose revenues are dedicated to public safety purposes
HB 2715	Moon	Prohibits political subdivisions from enacting ordinances that would prohibit protests outside health care facilities
HB 2723	Korman	Modifies the powers of the Board of Adjustment
HB 2724	Korman	Changes the laws regarding annexation procedures
HB 2730	Andrews	Changes the law regarding public works contracts
HB 2736	Washington	Changes the laws regarding tax increment financing
HB 2744	Curtis	Changes the law regarding the consolidation of certain political subdivisions
HJR 65	Ellington	Proposes a constitutional amendment to require public approval in the relevant county before authorizing tax increment financing
		PRISONS AND JAILS
SB 583	Nasheed	Modifies provisions relating to costs reimbursed to county jails by the state
SB 748	Emery	Allows courts to depart from a statutorily required minimum prison term when sentencing a defendant
SB 777	Koenig	Sets a maximum amount of state reimbursement to county governments who hold certain prisoners who are not charged with dangerous felonies or murder
SB 803	Nasheed	Regulates the use of physical restraints on pregnant or postpartum offenders
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
HB 1336	Peters	Modifies provisions relating to the costs chargeable to the state by counties and the city of St. Louis for the boarding of certain prisoners
HB 1437	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1476	Brattin	Requires all inmates receiving an on-site non-emergency medical examination or treatment from correctional center personnel to be charged fifty cents per visit
HB 1627	Evans	Establishes protections for pregnant offenders and offenders who are in postpartum recovery while in custody at a correctional center or county or city jail
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1813	Smith 085	Raises the daily amount a wrongfully imprisoned person may receive from $50 to $128
HB 1986	Ellington	Requires the Department of Corrections to perform specified actions to improve the ability of working inmates to obtain employment upon release from incarceration
SCS HB 2026		Modifies provisions relating to the separation of persons confined in jails
HB 2121	Shaul 113	Changes the laws regarding the time a person may be detained upon arrest
HB 2198	Neely	Requires lethal injections to be administered in a manner that allows consenting inmates to donate organs
HB 2299	Corlew	Specifies that a new circuit judge may be added when a new jail or law enforcement center is constructed in the 6th circuit

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2469	Peters	Modifies provisions relating to boarding of prisoners
HB 2493	Mosley	Requires a monthly report of all misdemeanor and felony charges or convictions within a correctional center
HB 2520	Mitten	Creates the offense of sexual conduct in the course of public duty
HB 2546	Hurst	Adds provisions relating to labor performed by offenders
HB 2566	Hansen	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
HB 2632	Dinkins	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
HB 2709	Swan	Modifies provisions relating to prisoner complaints made against a psychologist license
		PROBATION AND PAROLE
SS SB 579		Modifies provisions relating to certain crimes against emergency service providers
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1080	Rizzo	Modifies provisions related to the Interstate Compact for Parolees and Probationers
HB 1344	Hill	Modifies provisions relating to private probation services for misdemeanor offenders
HCS HB 1359		Authorizes the early parole of certain offenders over the age of seventy
HB 1556	Neely	Allows any local governing agency to establish a work for restitution program and requires certain nonviolent offenders to participate in and complete the program
HB 1579	Franks Jr.	Modifies provisions relating to good time credit for offenders committed to the department of corrections
HB 1596	Higdon	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1777	Ellington	Modifies when a person may be eligible for parole if such person was under 21 years of age when the offense was committed and was sentenced after January 1, 1976
HB 1813	Smith 085	Raises the daily amount a wrongfully imprisoned person may receive from $50 to $128
HB 1869	Kelley 127	Requires first-time offenders of certain dangerous felonies to serve a minimum of 50% of their sentence
HB 1935	McCann Beatty	Establishes provisions for lifetime parole supervision for offenders serving sentences of life without parole after a minimum of twenty-five years of confinement
SCS HB 2026		Modifies provisions relating to the separation of persons confined in jails
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HB 2499	Hansen	Modifies provisions relating to videoconferencing at parole hearings
HB 2526	Roberts	Provides that certain mandatory minimum sentences may be discretionary and creates provisions when a person is eligible for a parole hearing
HB 2549	Morse 151	Provides that judges may consider assigning a person placed on probation to roadside cleanup as a condition of probation
HB 2609	Schroer	Modifies provisions relating to the supervision of parolees and probationers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2640	Smith 163	Modifies provisions relating to predatory and persistent sexual offenders
		PROFESSIONAL REGISTRATION AND LICENSING
SS SCS SB 593		Enacts provisions relating to financial solvency of insurance companies
SS SCS SB 600		Enacts new provisions relating to professional employer organizations
SB 613	Koenig	Provides that the practice of cosmetology does not include hair braiding
CCS HCS SB 660		Modifies the law relating to mental health
SS SB 666		Creates new provisions relating to joint employers
SB 677	Eigel	Establishes legislative procedures for regulating previously unregulated professions
SB 733	Sifton	Establishes the Psychology Inter-jurisdictional Compact
SB 742	Chappelle-Nadal	Creates a process by which courts may issue a certificate of exemplary conduct and good moral character to certain offenders
SB 745	Sater	Modifies provisions relating to advanced practice registered nurses in collaborative practice agreements
SB 746	Emery	Creates provisions relating to the practice of animal chiropractic
SB 781	Curls	Establishes notice procedures for potential adverse action against a State Board of Registration for the Healing Arts licensee who is delinquent on state taxes or has failed to file state income tax returns in the last three years
SCS SB 790		Creates provisions relating to the registering of roofing contractors
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
SB 821	Cunningham	Modifies membership of the Missouri State Board of Nursing
SCS SB 824		Modifies provisions relating to nurses
SB 829	Hoskins	Modifies provisions relating to the practice of public accounting
SB 835	Rowden	Establishes legislative procedures for regulating previously unregulated professions
SB 840	Rowden	Modifies provisions relating to professional registration
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
SB 844	Riddle	Transfers certain appointment powers to the Director of the Division of Professional Registration
HCS SCS SB 846		Modifies provisions relating to professional registration
SCS SB 862		Modifies provisions relating to electrical contractors
SB 920	Riddle	Modifies provisions relating to immunity of real estate licensees
SB 926	Riddle	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
SB 950	Munzlinger	Allows the Missouri Dental Board to create and issue dental faculty permits
SCS SB 988		Requires licensing authorities to waive all occupational fees and fees from licensing requirements for the first year of licensure for low-income families, military families, and young workers
SB 1055	Hegeman	Modifies provisions relating to physicians entering into supervisory agreements with advanced practice registered nurses and physician assistants
SB 1100	Riddle	Creates new provisions relating to the sale of contact lenses and prescription aid glasses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1261		Relating to Professional Registration and a waiver of occupational fees for certain individuals
SCS HCS HB 1268		Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
HB 1274	Kendrick	Establishes the "Student Loan Bill of Rights"
HB 1367	Basye	Allows licensees to obtain duplicate licenses from the board of cosmetology and barber examiners
HB 1400	DeGroot	Provides that the practices of cosmetology and barbering do not include shampooing
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1473	Mitten	Requires certain individuals with prescriptive authority to complete four hours of continuing professional education in approved classes that provide training in prescribing controlled substances
SS#2 SCS HCS HB 1500		Modifies provisions relating to the practice of cosmetology and barbering
HCS HB 1502		Changes provisions relating to advanced practice registered nurses
HB 1552	Neely	Requires spouses of members of the active duty component of the Armed Forces to be given first priority in the processing of all professional licensure applications
HCS HB 1574		Modifies provisions relating to advanced practice registered nurses in collaborative practice arrangements
HCS HB 1587		Creates new provisions of law related to professional registration
HB 1598	Fraker	Modifies provisions relating to preneed contracts
HB 1626	Morris 140	Establishes the Tricia Leann Tharp Act, which requires certain pharmacists to receive two hours of continuing education on suicide prevention
HB 1629	Evans	Provides that a doctoral degree from programs accredited or provisionally accredited by the Psychological Clinical Science Accreditation System are acceptable for licensure as a psychologist if the program meets certain requirements
HCS HBs 1656 & 2075		Establishes the "Professional Employer Organization Act"
HB 1662	Swan	Enacts the Recognition of EMS Personnel Licensure Interstate Compact (REPLICA)
SCS HCS HB 1710		Changes the law relating to recognizing licenses to practice occupations or professions issued by other states
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1773	Morgan	Changes provisions relating to advanced practice registered nurses
HB 1794	Grier	Changes the laws regarding barber licenses
HB 1867	Dogan	Prohibits certain selective abortions relating to sex, race, or Down Syndrome
HB 1894	Cornejo	Prohibits state and political subdivision licensing authorities from compensating lobbyists to lobby on their behalf
HB 1896	Swan	Establishes the Psychology Interjurisdictional Compact
HB 1900	Swan	Provides that music therapists who have completed certain education and training requirements shall be deemed certified music therapists by the department of elementary and secondary education for the purpose of providing certain services
HB 1904	Walker 003	Allows the Missouri Dental Board to issue dental faculty permits to individuals who are employed by accredited dental schools, colleges, or programs in Missouri
HCS HB 1928		Changes the laws relating to professional registration

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1954	Smith 163	Modifies provisions relating to real estate licensee immunity from liability
HB 2028	Houx	Creates provisions relating to the registration of roofing contractors
SCS HCS HB 2079		Modifies provisions relating to coroners
HB 2090	Gregory	Changes provisions relating to the scope of practice for physical therapists
HB 2107	Cornejo	Creates provisions relating to the registering of roofing contractors
HCS HB 2127		Modifies provisions relating to assistant physicians
HB 2221	Franklin	Modifies provisions relating to registered interior designers
HB 2231	Ross	Removes the requirement that land surveyors submit letters of reference in order to be licensed
HCS HB 2233		Modifies provisions of law relating to advanced practice registered nurses
HCS HB 2239		Modifies provisions relating to electrical contractors
HB 2300	Kelly 141	Grants the State Board of Nursing the authority to establish an intervention program and an alternative program for nurses who are dependent on alcohol or other mind-altering drugs
HB 2308	Hannegan	Provides that the practices of cosmetology and barbering do not include shampooing
HB 2312	Hill	Establishes the "Occupational Regulation Defense Act"
HB 2331	Houx	Allows roofing contractors to take an examination testing the individual's knowledge of general roofing practices
HB 2355	Frederick	Modifies provisions relating to physician maintenance of certification
HB 2371	Curtis	Specifies penalties for school superintendents who fail to attend hearings of the general assembly after receiving official invitations
HB 2379	Walker 074	Requires certain health care professionals to complete two hours of cultural competency training as a condition of licensure
HB 2380	Kelly 141	Transfers provisions relating to psychologists and behavioral analysts to a new chapter
HB 2392	McCann Beatty	Allows public access to investigations and complaints into holders of licenses in cosmetology and barbering
HB 2398	Grier	Enacts the Interstate Compact for the Temporary Licensure of Professionals
HB 2468	Swan	Licenses persons performing radio-logic imaging or administering radiation therapy and establishes the Missouri Radio-logic Imaging and Radiation Therapy Board of Examiners
HB 2490	Kelly 141	Changes provisions relating to advanced practice registered nurses
HB 2581	Harris	Modifies licensing provisions relating to bail bond agents
HB 2604	Neely	Modifies provisions relating to ball bond agents
HB 2659	Smith 163	Removes a provision requiring the Missouri Dental Board to promulgate certain operating standards
HCS HB 2673		Creates a statewide license for mechanical contractors
HB 2706	Bernskoetter	Modifies provisions relating to dietitians
HB 2709	Swan	Modifies provisions relating to prisoner complaints made against a psychologist license
HB 2713	Quade	Modifies provisions relating to nursing home administrator license renewals
HCR 67	Kidd	Encourages the Governor to require professional registration and certification entities to review and revise policies and procedures to streamline the certification and licensing process to take into account relevant military education, skills training, and service when determining equivalency for purposes of issuing certifications and licenses

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		PROPERTY, REAL AND PERSONAL
SB 554	Dixon	Adds the city of Springfield to the list of political subdivisions subject to certain provisions relating to nuisance actions
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
CCS HCS SB 569		Modifies provisions relating to trusts and estates
HCS SB 581		Repeals provisions requiring a landlord to keep security deposits in a trust and authorizes the right to a trial de novo in rent and possession actions
SB 584	Nasheed	Modifies provisions relating to civil war property
CCS HCS SS SB 608		Modifies provisions regarding the liability of property owners when criminal conduct occurs on the property
HCS SCS SB 623		Modifies provisions relating to foreclosure proceeds
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SCS SB 644		Creates new provisions relating to unclaimed property
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
SS SB 704		Modifies provisions relating to political subdivisions
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 732	Sifton	Exempts awards from personal injury lawsuits from attachment and execution in bankruptcy
HCS SB 780		Modifies provisions relating to political subdivisions
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 866	Kehoe	Requires the Division of State Parks to maintain the fence coinciding with the boundary between individual landowner property and the historic Missouri Rock Island railroad corridor
SS SCS SB 907		Authorizes the conveyance of a certain state properties
HCS SB 909		Modifies provisions regarding notice of sale of real estate, powers of appointment, no-contest clauses in trust instruments and trust protectors, and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 942	Wieland	Modifies provisions relating to trust accounts that are health savings accounts, when a trustee may terminate a trust because the value of the trust is deemed insufficient, and no contest clauses
HCS SCS SBs 946 & 947		Modifies provisions relating to trusts, powers of appointment, and gifts in fraud of marital rights and establishes the Missouri Fiduciary Access to Digital Assets Act
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SB 1002	Hegeman	Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
SB 1025	Dixon	Modifies provisions regarding qualified spousal trusts
SB 1027	Cierpiot	Enacts provisions relating to homeowners' associations

No.	Author	Subject
SCR 33	Emery	Urges the federal government to return certain lands to western states where such lands are located
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder
SCS HCS HB 1251		Changes the laws regarding foreclosure proceeds
HB 1262	Schroer	Requires towing companies to release personal property contained within abandoned property to the owner of the abandoned property
HB 1327	Roberts	Allows a law enforcement agency to file a motion, on its own behalf in circuit court, to properly dispose of seized property
HB 1401	DeGroot	Adds provisions relating to a claim for breach of implied warranty of habitability by a tenant of rental property
HB 1422	Pfautsch	Modifies provision for making claims to unclaimed property
HB 1464	Berry	Authorizes telephone companies to elect to have their tangible personal property assessed in accordance with a depreciation schedule
HB 1482	Davis	Changes the laws regarding real property assessments to require presumptions in favor of the property owner in valuation hearings
HB 1501	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $100,000 or more in currency
HCS HB 1509		Provides that a restraining order may be issued at the same time the court orders an immediate eviction against a tenant
HB 1513	Corlew	Establishes a limit on residential property assessment increases for the elderly and disabled who own and live in their principal residence proportional to the increase of their Social Security benefit
HCS HB 1525		Changes the laws regarding unclaimed property
HB 1538	Butler	Changes the laws regarding public nuisance penalties
HB 1632	Korman	Requires a deed conveying real estate to contain certain information
HB 1634	Bernskoetter	Authorizes the conveyance of certain state property
HB 1648	Cornejo	Changes the laws regarding property that may be exempt from execution
HCS HB 1651		Modifies provisions relating to the publication of electronic notice of the sale of real property
HB 1657	Basye	Allows nonresident landowners to receive resident landowner hunting and fishing privileges
HB 1696	Unsicker	Changes the laws regarding real property to require the filing of a certificate of value before transferring interest in real property
HB 1748	Pogue	Changes the laws regarding jurisdiction ceded to the United States within the Ozark National Scenic Riverways
HB 1749	Pogue	Changes the laws regarding foreign ownership of agricultural land
HB 1753	Pogue	Prohibits the collection of water, soil, or commodity samples by governmental entities without the written consent of the landowner
HB 1756	Pogue	Requires the Department of Natural Resources to sell certain lands acquired through environmental settlement funds
HB 1757	Pogue	Requires all sales, transfers, or other conveyances of lands owned by the state, and acquisition of lands by the state, to be approved by the General Assembly
HB 1765	Pogue	Requires the General Assembly to be notified of and approve any requests to purchase land by any state agency

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS#2 HCS HB 1796		Establishes the First-Time Home Buyer Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to buying a first home
HB 1808	Moon	Modifies provisions relating to the acquisition of land by the U.S. government
SS SCS HB 1838		Authorizes the conveyance of certain state property
HB 1887	Bahr	Prohibits a property owners' association from preventing a property owner from placing political signs on his or her property
HB 1893	Baringer	Changes the laws regarding the location of public auctions in the City of St. Louis
HB 1902	Walker 003	Modifies provisions relating to development of utilities and eminent domain for utility purposes.
HB 1903	Walker 003	Modifies provisions relating to development of utilities and eminent domain.
HB 1954	Smith 163	Modifies provisions relating to real estate licensee immunity from liability
HB 2102	Rhoads	Changes the laws regarding property classifications for zoning so that sawmills are classified as agricultural property
HB 2160	Hurst	Abolishes the doctrine of adverse possession in Missouri
HB 2161	Hurst	Changes the laws regarding foreign ownership of agricultural land
HB 2182	Gannon	Requires all counties and municipalities to participate in the National Flood Insurance Program and modifies provisions relating to floodplain management
HB 2206	Stevens 046	Changes the laws regarding foreign ownership of agricultural land
HB 2214	Plocher	Modifies provisions of the "Property Assessment Clean Energy Act"
SCS HCS HB 2216		Prohibits political subdivisions from restricting the rights of certain property owners with regard to water resources
HB 2230	Ross	Modifies the damages for the offense of institutional vandalism to certain property
HB 2325	Lavender	Changes the laws regarding notice of unclaimed property
HB 2344	Miller	Modifies provisions of the property assessment clean energy act.
HB 2349	Pogue	Requires the Department of Natural Resources to offer certain state park property for sale to certain veterans
HCS HB 2351		Changes the laws regarding trusts
HB 2448	Korman	Allows a property owner to present evidence and argue the value of the future use of the property to be taken in a condemnation proceeding
HB 2451	Cross	Changes the laws regarding the issuance of certain building permits
HCS HB 2457		Changes the laws regarding residential dwelling rentals
HB 2507	Dogan	Prohibits law enforcement agencies from transferring seized property to a federal agency in forfeiture litigation except if the seized property is $50,000 or more in currency
HB 2542	McDaniel	Creates the offense of tampering with farm equipment
HB 2551	Ross	Requires the Department of Natural Resources to sell certain property purchased with legal settlement funds
HB 2553	Justus	Changes the laws regarding real property tax assessments by expanding a provision allowing the reassessment of residential property destroyed by natural disaster to include commercial property
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2570	Walker 074	Modifies provisions relating to the Criminal Activity Forfeiture Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2579	Washington	Changes the laws regarding landlord-tenant actions
HB 2642	Basye	Requires landlords of rented land used for agricultural purposes to give 60 days' notice before terminating a lease agreement
HB 2652	Stacy	Modifies provisions relating to condominium property
HB 2661	Swan	Modifies requirements for written offers in condemnation proceedings.
HB 2663	Anders	Modifies provisions regarding property values of property under real property tax increment allocation redevelopment projects.
HB 2719	Washington	Creates a new tax credit for first time purchasers of homes in a blighted area that will be used for owner occupancy
HB 2723	Korman	Modifies the powers of the Board of Adjustment
HB 2727	Morgan	Modifies provisions relating to condominium property
HJR 63	Gregory	Modifies provisions relating to property taxes for veterans.
HJR 78	Frederick	Creates a new constitutional standard for regulatory takings where land use regulations cause a diminution in value to real property.
HJR 93	Pogue	Changes the laws regarding the amount of property tax state entities pay on state lands
		PSYCHOLOGISTS
CCS HCS SB 660		Modifies the law relating to mental health
CCS HCS SCS SB 718		Modifies provisions relating to health care
SB 733	Sifton	Establishes the Psychology Inter-jurisdictional Compact
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
CCS HCS SB 951		Modifies provisions relating to health care
SB 1074	Rowden	Enacts provisions relating to health care for persons with disabilities
SB 1094	Hoskins	Modifies provisions relating to complaints against psychologists
HB 1629	Evans	Provides that a doctoral degree from programs accredited or provisionally accredited by the Psychological Clinical Science Accreditation System are acceptable for licensure as a psychologist if the program meets certain requirements
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1896	Swan	Establishes the Psychology Interjurisdictional Compact
HB 2380	Kelly 141	Transfers provisions relating to psychologists and behavioral analysts to a new chapter
HB 2709	Swan	Modifies provisions relating to prisoner complaints made against a psychologist license
		PUBLIC ASSISTANCE
SB 561	Sater	Modifies the law relating to work requirements for participants in the Supplemental Nutrition Assistance Program
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
HCS SS SB 597		Modifies provisions relating to fees for insurance services

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 610	Hoskins	Prohibits an individual from participating in the Supplemental Nutrition Assistance Program if he or she is delinquent in child support
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
CCS HCS SB 660		Modifies the law relating to mental health
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SS SB 699		Modifies the Ticket to Work Health Assurance Program
SB 713	Schupp	Provides for the expansion of MO HealthNet services beginning January 1, 2019
SB 731	Sifton	Provides for the expansion of MO HealthNet services beginning January 1, 2019
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SCS SB 787		Establishes the Missouri Senior Farmers' Market Nutrition Program
CCS HCS SB 806		Modifies provisions regarding when a deceased person owes money to the state and guardianship and conservatorship proceedings
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 863	Cunningham	Modifies provisions relating to Medicaid per diem reimbursement rates
SB 906	Cunningham	Modifies provisions of law relating to health care facilities and certificates of need
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 937	Hummel	Repeals the Strengthening Missouri Families Act
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
CCS HCS SB 951		Modifies provisions relating to health care
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
SB 969	Sater	Relating to vendors of consumer-directed services
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1083	Walsh	Permits the Department of Mental Health to enter into certain contracts
HB 1237	Stacy	Changes the laws regarding the low-income housing tax credit so that the program is capped at $50 million per year.
HCS HB 1311		Modifies provisions relating to the "Hand-Up Program" to assist individuals who receive child care subsidy benefits
SCS HCS HB 1443		Prohibits temporary assistance for needy families (TANF) benefit cards from being used at ATMs or to access cash, and limits the items that may be purchased with TANF benefits

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1486		Modifies provisions relating to work requirements for the supplemental nutrition assistance program
HB 1612	Kelley 127	Specifies that a ward's income is separate from a guardian's income and that a ward's income is not to be included in the calculation of a guardian's income
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1625	Morris 140	Establishes the Missouri Senior Farmers' Market Nutrition Program to provide low-income seniors with fresh, Missouri-grown produce
HB 1694	Unsicker	Specifies that money in an individual's ABLE account shall not be considered an asset for purposes of the asset limits of the blind pension program
HB 1846	Cornejo	Requires the Department of Social Services to assign individuals receiving Supplemental Nutrition Assistance Program (SNAP) benefits to a work program
HCS HB 1856		Modifies provisions relating to public assistance benefits
SCS HCS HB 1868		Establishes a statewide hearing aid distribution program for low-come individuals
HB 1883	Stevens 046	Establishes the "Missouri WIC Farmers' Market Nutrition Program"
HB 1984	Unsicker	Specifies that the first $100,000 in an individual's ABLE account shall not be considered an asset for purposes of the asset limits of the blind pension program
HB 2078	Carpenter	Modifies provisions relating to the Temporary Assistance for Needy Families program and Supplemental Nutrition Assistance Program
HCS HB 2171		Modifies provisions relating to the blind pension fund
HB 2238	Mathews	Establishes the "Social Innovation Grant Program" to find alternative solutions for serving the state's vulnerable populations
HB 2362	Franklin	Prohibits an individual from participating in the supplemental nutrition assistance program if he or she is delinquent in child support
HB 2530	Morse 151	Requires the Department of Social Services to conduct a study on generational use of public assistance
HCR 89	Messenger	Establishes the Joint Committee on Social Services
		PUBLIC BUILDINGS
SB 584	Nasheed	Modifies provisions relating to civil war property
SB 585	Nasheed	Modifies provisions relating to unlawful discriminatory practices
SB 620	Hummel	Modifies and creates new provisions relating to unlawful discriminatory practices
SB 753	Schupp	Bars discrimination based on sexual orientation or gender identity
CCS HCS SS SCS SB 843		Modifies the composition, duties or repeals outright certain administrative boards, commissions, and councils
HB 1235	Stacy	Requires that state lands or buildings only be designated in honor of individuals who have been deceased for more than two years.
HB 1339	Newman	Creates the offense of making a threat to the security of a public building or public school
SCS HCS HB 1605		Modifies provisions relating to the Missouri State Capitol Commission
HB 1686	Trent	Establishes the State Capitol Complex Committee.
HB 1755	Pogue	Requires all public restrooms, other than single occupancy restrooms, to be gender-divided

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1874	Taylor	Requires all nonfood items sold in the state capitol to be made in the USA.
HCR 93	Pogue	Urges the Board of Public Buildings to remove the metal detectors and security at the entrance of the capitol building
HCR 106	Shull 016	Authorizes the issuance of public bonds for half of the financing of a new conservatory building at UMKC
HJR 76	Marshall	Proposes a constitutional amendment prohibiting searches of persons upon entering the Missouri State Capitol or on capitol grounds
		PUBLIC OFFICERS
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SB 566	Emery	Requires the Senate to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SB 673	Koenig	Creates new provisions relating to lobbying activities of educational professionals
SS SB 704		Modifies provisions relating to political subdivisions
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
SB 973	Rizzo	Modifies salaries for certain police officers in Kansas City
SB 976	Sifton	Creates a process for establishing and operating domestic violence fatality review panels
SJR 22	Emery	Requires the Senate, beginning January 1, 2019, to try all impeachments except for the impeachment of the Governor, which shall be tried by the Chief Justice of the Missouri Supreme Court
SJR 32	Curls	Requires certain statewide elected officials, members of the General Assembly, and judges to receive cost-of-living adjustments if such adjustments are provided to all state employees
SCS HB 1303		Changes the laws regarding lobbyist expenditures
HB 1496	Dogan	Prohibits lobbyists from giving gifts to local government officials, with an exception for group gifts
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HB 1817	Mitten	Prohibits members and employees of public governmental bodies from using software designed to send encrypted messages that automatically self-destruct to conduct public business
HB 1818	Lavender	Prohibits elected officials from accepting lobbyist gifts and prohibits lobbyists from providing gifts to such elected officials
HB 1821	Pierson Jr.	Creates new provisions of law related to inaugural activities
HB 2114	Korman	Authorizes the General Assembly to remove any department director or deputy director if it determines that the removal is necessary for the betterment of public service
HB 2170	Curtman	Enacts provisions relating to the use of public funds for lobbying activities
HB 2550	Chipman	Modifies the minimum age required to serve in various county, city, town, and board positions.
HB 2687	Rowland 029	Prohibits public entities from contracting with Chinese entities that are under FBI investigation or have been investigated by the FBI for intellectual property theft.
HJR 91	Pogue	Proposes a constitutional amendment which would allow an elected official of this state or any of its political subdivisions to be removed from office by recall petition.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
		PUBLIC RECORDS, PUBLIC MEETINGS
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 888	Rowden	Modifies provisions relating to criminal history records
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record
SB 1048	Rowden	Modifies enforcement procedures for violations of the Missouri Sunshine Law and record retention provisions
SJR 37	Kehoe	Modifies Constitutional provisions relating to the General Assembly
HCS HB 1370		Requires public schools to post certain financial information online for public access
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange
HCS HB 1488		Allows certain records to be closed if maintained by fire departments or fire protection districts
HB 1537	Butler	Creates the Quality Policing Act that establishes reporting and conduct guidelines for law enforcement agencies
HB 1644	Sommer	Changes the laws regarding state agencies and departments by requiring the posting of information online that is published physically and making available the online submission of applications, forms, and payments
HB 1776	Ellington	Modifies provisions relating to good time credit for prisoners and provisions authorizing expungement of certain criminal records
HB 1817	Mitten	Prohibits members and employees of public governmental bodies from using software designed to send encrypted messages that automatically self-destruct to conduct public business
HCS HB 1888		Requires State Board of Education meetings to be recorded by video and posted on the website of the Department of Elementary and Secondary Education
HB 1889	Rowland 029	Modifies provisions relating to financial interest statements
HB 1966	Cornejo	Modifies provisions relating to records pertaining to foster homes
HB 2059	Ellebracht	Modifies provisions of sunshine laws relating to data exchanged on government-issued cell phones.
HB 2194	Conway 104	Modifies provisions relating to criminal records
HB 2211	Kidd	Requires the Office of Administration to post all public meeting times for state boards, commissions, committees, and councils on the accountability portal.
HB 2242	Wiemann	Establishes the Missouri Municipality Government Expenditure Database
HB 2317	Higdon	Modifies provisions about documents in the public service commission that are open to sunshine requests.
HB 2392	McCann Beatty	Allows public access to investigations and complaints into holders of licenses in cosmetology and barbering
HB 2394	Ross	Changes the laws regarding the Missouri Board on Geographic Names and Local Records Board
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HCS HB 2506		Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2525	Moon	Establishes the Expanded Address Confidentiality Program, which allows participants to substitute their address with the address of their county's courthouse on certain public documents
HB 2574	Wood	Modifies provisions for city zoning and planning.
HB 2584	McCann Beatty	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge records relating to such offense
HB 2692	Ellebracht	Modifies provision for closed meetings of governmental bodies.
		PUBLIC SAFETY, DEPARTMENT OF
SB 560	Chappelle-Nadal	Modifies provisions relating to racial profiling in policing
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
SB 604	Onder	Requires the posting of certain information regarding human trafficking
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 649	Romine	Modifies the per ton fee that is paid to the Division of Fire Safety for the use of explosives under the Missouri Blasting Safety Act
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 664	Schatz	Allows retailers of intoxicating liquors to transport products to and from a designated central warehouse
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 758	Schatz	Modifies provisions relating to discounts offered by manufacturers and retailers for purchasing nonalcoholic merchandise and intoxicating liquor
SB 797	Munzlinger	Modifies provisions relating to animals
HCS SB 808		Modifies provisions relating to intoxicating liquor
SB 828	Nasheed	Modifies provisions relating to racial profiling in policing
SB 841	Munzlinger	Modifies provisions relating to the resale of intoxicating liquor
SB 883	Holsman	Designates the month of February as "Earthquake Awareness Month"
SB 900	Rowden	Removes certain restrictions on the sale of alcohol and lottery tickets by persons convicted of a criminal offense
SB 941	Romine	Requires counties and municipalities to engage in floodplain management
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SCS SB 1007		Modifies the merit system
SB 1026	Nasheed	Creates requirements relating to the purchasing of firearms
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
HCS HB 1246		Requires the Department of Public Safety to develop human trafficking hotline posters
SCS HCS HB 1286		Modifies provisions of law relating to the detonation of explosives and actions for private nuisances brought against certain permittees
HB 1299	Conway 104	Modifies provisions relating to the use of moneys in the Alcohol and Tobacco Control Fund
HB 1322	Roberts	Establishes a pilot program in St. Louis City to be known as the Intervention and Compliance Unit Pilot Program to address rising serious violent crime in the city

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS SS SCS HB 1350		Modifies provisions relating to criminal history records
SS SCS HB 1355		Allows retired police officers to return to work when a disaster or emergency has been proclaimed by the governor or there is a national disaster
HB 1378	Trent	Changes the laws regarding the Amber Alert System and establishes Hailey's Law
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1537	Butler	Creates the Quality Policing Act that establishes reporting and conduct guidelines for law enforcement agencies
HB 1583	Franks Jr.	Requires the director of the department of public safety to initiate disciplinary action when the director is presented with any information demonstrating cause to discipline a peace officer licensee
HB 1642	Roden	Changes the laws regarding the requirements to serve or be employed as certain public safety personnel
HB 1711	Moon	Establishes a terrorist offender registry
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HB 1735	Merideth 080	Requires the Department of Public Safety to engage in discussions with local government officials and law enforcement agencies to develop a memorandum of understanding concerning the use of automated license plate reader systems and crime cameras by law enforcement on public roadways within the state
HCS HB 1828		Creates a certification process for individuals and organizations engaged in animal care training
HB 2182	Gannon	Requires all counties and municipalities to participate in the National Flood Insurance Program and modifies provisions relating to floodplain management
HB 2321	McDaniel	Establishes the Missouri Compassionate Care Act regarding the licensure of medical cannabis centers and cultivation and production facilities to provide medical cannabis to certain patients
HB 2326	Walsh	Modifies provisions relating to certain public safety funds
HB 2360	Redmon	Changes the laws regarding public safety officers who are eligible for a survivor's and disabled employee's educational grant
HB 2456	Sommer	Establishes a green alert system for missing or endangered veterans.
HB 2696	Gray	Establishes the "Task Force To Study Community-Based Policing"
HB 2697	Gray	Establishes the Community Relations Training Program for Peace Officers
HB 2703	Gray	Modifies the provision allowing law enforcement officers to use deadly force in certain circumstances and establishes a task force on the use of force
HB 2704	Gray	Establishes a program on police officer presence in schools and communities within the Department of Public Safety
		PUBLIC SERVICE COMMISSION
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SB 642	Emery	Modifies provisions relating to ratemaking for public utilities
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SB 727		Requires that the comprehensive state energy plan be reviewed by the Division of Energy by January 1, 2020, and biennially thereafter, and updated if necessary
SCS SB 730		Establishes the Rate Case Modernization Act
SB 736	Schatz	Creates new provisions related to conditioning eligibility for certain contracts
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 833	Rowden	Modifies the definition of "electric plant" to include electric vehicle charging stations
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 1066	Eigel	Modifies provisions relating to hardening of the electric grid against certain storms
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition
SCR 43	Munzlinger	Urges the Missouri Public Service Commission to reaffirm state policies relating to natural gas hedging
HB 1575	Berry	Modifies provisions relating to public utilities.
HB 1595	Higdon	Brings municipal sewer districts under the control of the public service commission
HB 1643	Berry	Establishes the "Power Purchasing and Resale Act".
SCS HB 1691		Modifies the appeal procedure for decisions by the public service commission
SCS HB 1800		Changes provisions of law relating to the public service commission's complaint procedure
HB 1878	Miller	Establishes the Rate Case Modernization Act, relating to rate making for gas corporations
HB 1994	Ellebracht	Establishes provisions for net neutrality
HCS HB 1999		Modifies provisions for public utility rate adjustment.
HB 2000	Bondon	Changes the law regarding the Public Service Commission
HB 2051	Miller	Changes the law regarding the Public Service Commission
HB 2052	Kidd	Changes the law regarding the Public Service Commission
HB 2053	Berry	Changes the law regarding the Public Service Commission
HB 2054	Francis	Changes the law regarding the Public Service Commission
HB 2055	DeGroot	Changes the law regarding the Public Service Commission
HB 2056	McDaniel	Changes the law regarding the Public Service Commission
HB 2057	Fraker	Changes the law regarding the Public Service Commission
HB 2058	Plocher	Changes the law regarding the Public Service Commission
HB 2197	Miller	Changes the law regarding the Public Service Commission
HB 2222	Korman	Modifies provisions relating to electrical energy.
HCS HB 2265		Modifies provisions for public utilities.
HB 2317	Higdon	Modifies provisions about documents in the public service commission that are open to sunshine requests.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2419	Fitzpatrick	Creates the Missouri Electricity Bill Reduction Assistance Act.
HB 2516	Curtis	Allows the public service commission to offer a lower rate to low-income senior citizens when a rate increase is projected to give a public utility a profit increase of more than one hundred million dollars.
HB 2596	Bondon	Creates provisions for the deployment of electric vehicle charging stations.
HCR 87	Black	Urges the Public Service Commission to reaffirm the state's policy of encouraging electrical corporations to act in consumers' best interests through prudent hedging of natural gas and other fuels.
		RAILROADS
SB 866	Kehoe	Requires the Division of State Parks to maintain the fence coinciding with the boundary between individual landowner property and the historic Missouri Rock Island railroad corridor
HB 2181	Phillips	Modifies the Model Traffic Ordinance with respect to signals indicating the approach of a train
		REDISTRICTING
SJR 24	Silvey	Modifies the number of members of the General Assembly and limits service in the General Assembly to sixteen years in any proportion between the House and Senate
SJR 37	Kehoe	Modifies Constitutional provisions relating to the General Assembly
SJR 38	Kehoe	Prohibits a reapportionment official from accepting compensation from certain entities, but provides for such official's compensation
SJR 39	Kehoe	Modifies Constitutional provisions relating to reapportionment of the General Assembly
HJR 67	Merideth 080	Proposes a constitutional amendment establishing nonpartisan procedures for apportioning the state into state legislative and United States Congressional districts on the basis of population
HJR 98	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HJR 99	Plocher	Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
HCS HJR 100		Modifies constitutional provisions relating to determination of state congressional districts and lobbyist gifts.
		RELIGION
SB 1022	Dixon	Modifies and creates new provisions relating to unlawful discriminatory practices
HB 1382	Miller	Eliminates the requirement that concealed carry permit holders get permission from the minister or persons representing such religious organization in order to carry concealed firearms in churches or places of worship
HB 1763	Pogue	Allows a person authorized to solemnize marriages to refuse to solemnize a marriage which is contrary to the religious beliefs or sincerely held moral convictions of such person
HB 2074	Kelly 141	Prohibits public institutions of higher learning from discriminating against a religious student organization or denying a religious student association any benefit available to any other student association
HB 2543	McDaniel	Designates July 20 of each year as Mormon War Remembrance Day.
HJR 55	Shumake	Proposes a constitutional amendment eliminating the prohibition on the use of public funds for the benefit of any religious or sectarian educational purpose
		RETIREMENT - LOCAL GOVERNMENT
SB 628	Munzlinger	Allows employees of soil and water conservation districts to become members of the Missouri Local Government Employees' Retirement System
SS SB 704		Modifies provisions relating to political subdivisions

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SB 902	Hummel	Allows the Firemen's Retirement System of the City of St. Louis to form agreements with other public retirement systems so that members may transfer creditable service
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SCS HB 1329		Modifies provisions of public employee retirement plans.
HB 1354	Remole	Specifies that employees of a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system
HB 1673	Kendrick	Requires public retirement plans to provide financial information to participants and modifies the criteria for when a public plan is deemed delinquent
SCS HB 2044		Relating to retirement benefits for public employees
HCS HB 2202		Modifies provisions relating to retirement for police officers
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys
		RETIREMENT - SCHOOLS
SB 856	Curls	Modifies provisions relating to the Public School Retirement System of Kansas City
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1045	Romine	Modifies provisions relating to school employee retirement systems
SB 1077	Holsman	Enacts certain provisions relating to innovation schools
SCS HB 1329		Modifies provisions of public employee retirement plans.
HB 1673	Kendrick	Requires public retirement plans to provide financial information to participants and modifies the criteria for when a public plan is deemed delinquent
SCS HB 2044		Relating to retirement benefits for public employees
HB 2184	Bondon	Modifies provisions relating to the Public School Retirement System of Kansas City
HCS HB 2335		Modifies provisions relating to school employee retirement systems
HB 2619	Brattin	Modifies provisions related to substitute teaching by retired teachers
HB 2633	Dinkins	Modifies provisions relating to school teacher and employee retirement allowances
HB 2660	Miller	Modifies provisions relating to the public school retirement system
HB 2728	Arthur	Modifies provisions relating to substitute teaching by retired teachers
		RETIREMENT - STATE
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 902	Hummel	Allows the Firemen's Retirement System of the City of St. Louis to form agreements with other public retirement systems so that members may transfer creditable service
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
HB 1673	Kendrick	Requires public retirement plans to provide financial information to participants and modifies the criteria for when a public plan is deemed delinquent
HB 1674	Kendrick	Modifies provisions relating to the deferred compensation plan
SCS HB 2044		Relating to retirement benefits for public employees

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2376	Higdon	Modifies provisions related to disability benefits for members of the Missouri Department of Transportation and Highway Patrol Employees' Retirement System
HB 2404	Stephens 128	Modifies provisions related to the Missouri department of transportation and highway patrol employees' retirement system
		RETIREMENT SYSTEMS AND BENEFITS - GENERAL
SB 628	Munzlinger	Allows employees of soil and water conservation districts to become members of the Missouri Local Government Employees' Retirement System
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
CCS SCS SB 892		Modifies provisions relating to various retirement plans for public employees
SB 902	Hummel	Allows the Firemen's Retirement System of the City of St. Louis to form agreements with other public retirement systems so that members may transfer creditable service
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
HB 1672	Kendrick	Establishes the Missouri Secure Choice Savings Program Act
HB 1673	Kendrick	Requires public retirement plans to provide financial information to participants and modifies the criteria for when a public plan is deemed delinquent
SCS HB 2044		Relating to retirement benefits for public employees
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys
HB 2475	Curtis	Authorizes a tax credit for taxpayers whose pensions are reduced for certain reasons
HB 2505	Plocher	Modifies provisions relating to defined benefit plans
		REVENUE, DEPARTMENT OF
SB 615	Rowden	Establishes the Missouri Earned Income Tax Credit Act
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
SB 706	Riddle	Extends the expiration of the lead-acid battery fee from December 31, 2018, to December 31, 2023
CCS HCS SS SCS SB 707		Modifies provisions relating to vehicle sales
SB 710	Onder	Modifies the offense of driving with prohibited blood alcohol to include driving with prohibited drug content
SB 756	Sater	Modifies certain provisions relating to county recording fees
CCS HCS SB 773		Modifies provisions relating to taxation
SB 781	Curls	Establishes notice procedures for potential adverse action against a State Board of Registration for the Healing Arts licensee who is delinquent on state taxes or has failed to file state income tax returns in the last three years
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SB 812	Wallingford	Allows eligible persons to register multiple vehicles with disabled veteran license plates

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SB 939	Cierpiot	Establishes the Missouri Earned Income Tax Credit Act
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1084	Schatz	Modifies provisions relating to the motor vehicle financial responsibility law
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HCS HB 1357		Authorizes an earned income tax credit in Missouri
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
SS#2 HB 1460		Authorizes a tax deduction for any prize or award won by an Olympic medalist
HB 1479	Brattin	Implements the Streamlined Sales and Use Tax Agreement and dedicates the resulting revenue to the State Road Fund
HB 1539	Morris 140	Requires all motor vehicle insurers to notify the Department of Revenue of lapsed policies in order to allow the owner to provide proof of insurance or surrender the license plates if no proof is provided.
HCS HB 1566		Requires the department of revenue to offer a three-year motor vehicle registration option
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HCS HB 1722		Authorizes a sales tax refund for businesses that were assessed higher taxes without notice as a result of the Department of Revenue changing its interpretation of taxable items before August 28, 2015
HB 1736	Merideth 080	Authorizes an earned income tax credit in Missouri
HB 1758	Pogue	Changes the laws regarding income tax so that tax rates are reduced if tax revenues exceed the revenues of any of the three previous years
HB 1781	Ellington	Requires the Department of Revenue to include in the Missouri Driver Guide educational material on vehicular stops and searches by law enforcement
SS#2 HCS HB 1796		Establishes the First-Time Home Buyer Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to buying a first home
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1831	Ruth	Changes the laws regarding the sales tax holiday that occurs in early August by adding an exemption for disposable diapers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1836	Adams	Implements the Streamlined Sales and Use Tax Agreement
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website
HB 1912	Brattin	Changes the laws regarding tax increment financing and transportation development districts
HCS HB 1964		Changes the laws regarding income tax
HCS HB 1975		Changes the laws regarding businesses established from agreements between political subdivisions by limiting such a business's conduct to the purposes of its formation or subjecting the business to for-profit status
HB 2047	Nichols	Requires all motor vehicle insurers to notify the Department of Revenue of lapsed policies in order to allow the owner to provide proof of insurance or surrender the license plates if no proof is provided
HB 2087	Higdon	Establishes an administrative procedure for driver's license suspensions and revocations for persons with intermediate driver's license who have been cited for certain high-risk driving offenses
HB 2162	Brown 027	Implements the Streamlined Sales and Use Tax Agreement
HB 2165	Arthur	Changes the laws regarding the interest on tax payments
HCS HB 2180		Modifies provisions relating to the sale of salvage vehicles
HB 2227	Berry	Establishes the Taxpayer Protection Act, which implements protocols on persons who prepare tax returns for others
HB 2267	Reiboldt	Enacts provisions relating to automated driving systems
HB 2269	Love	Implements the Streamlined Sales and Use Tax Agreement
HB 2314	Matthiesen	Changes the laws regarding the interest on tax payments
HB 2472	Mitten	Changes the laws regarding income tax rates
HB 2483	Korman	Establishes a "miles driven" fee to be paid at the time of registration of a motor vehicle with a model year of 2020 and later
HB 2501	Shaul 113	Authorizes a sales tax exemption on initiation fees and dues paid to 501(c)(7) nonprofit social clubs
HB 2502	Carpenter	Changes the laws regarding taxation
SCS HCS HB 2540		Changes the laws regarding state revenues
HCS HB 2620		Changes the name of the Department of Revenue to the "Department of Taxation and Revenue"
HB 2641	Hurst	Authorizes one income tax rate and terminates all tax deductions and tax credits for individuals
HB 2691	Messenger	Changes the laws regarding taxation
HB 2721	Korman	Creates various funds dedicated to transportation
		REVISION BILLS
SCS SRBs 975 & 1024		Repeals expired, ineffective, and obsolete statutory provisions
HRB 1	Shaul 113	Repeals obsolete, expired, sunset, and terminated statutory sections and portions of sections
HRB 2	Shaul 113	Repeals obsolete, expired, sunset, and terminated statutory sections and portions of sections
		ROADS AND HIGHWAYS
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS SCS SB 592		Modifies several provisions relating to elections
HCS SCS SB 598		Modifies provisions relating to the Department of Transportation utility corridor
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
SB 624	Crawford	Modifies provisions relating to outdoor advertising
SB 650	Romine	Corrects the description of St. Francois County in a provision of law regarding expenditures from a county's special road and bridge tax
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes
SB 685	Chappelle-Nadal	Moves elections for streetlight maintenance district board members from the November general election to the April general municipal election
SB 766	Riddle	Provides that a motorcycle, motortricycle, or motorized bicycle may be operated on the shoulder of a roadway under certain circumstances
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SB 842	Munzlinger	Modifies provisions relating to transportation
SB 847	Eigel	Enacts provisions relating to traffic enforcement
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
SB 865	Kehoe	Expands the commercial zone of Kansas City to include the city of Holden and certain roadways
SB 903	Dixon	Modifies provisions relating to operation of motor vehicles
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SCS SBs 999 & 1000		Designates certain memorial infrastructure
SB 1019	Eigel	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
SB 1047	Sater	Establishes the "Private College Campus Protection Act" which allows private colleges and universities to employ campus police officers
SB 1049	Kehoe	Designates the "PFC Ralph A. Branson, Jr. Memorial Highway"
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1091	Nasheed	Designates the "Rosa Parks Memorial Highway"
HB 1259	Schroer	Establishes the crime of unlawful traffic interference
CCS SS SCS HB 1291		Revises the definition of counties exempt from certain requirements of the county special road and bridge tax
HB 1292	Henderson	Prohibits text messaging within a school zone

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1295		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
HB 1297	Brown 094	Prohibits anyone from using a hand-held electronic wireless communication device while driving unless the device is equipped for hands-free operation and is being used in that manner
HB 1298	Brown 094	Prohibits text messaging while driving unless the device is equipped with technology allowing for hands-free texting and is being used in that manner
HB 1302	Higdon	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1386	Spencer	Prohibits the use of automated traffic enforcement systems, and requires any political subdivision to complete or terminate any automated traffic enforcement contract within one year
SCS HB 1389		Excludes autocycle operators from protective headgear requirements
HB 1393	Gregory	Requires law enforcement to file accident reports with the highway patrol for certain bicycle accidents
HB 1426	Kelley 127	Prohibits law enforcement from stopping a motorcycle for failing to wear protective headgear
HCS HB 1444		Repeals the requirement that all motor vehicles must obtain an inspection before the vehicle may be licensed
HB 1459	Love	Modifies provisions relating to outdoor advertising
HB 1489	Matthiesen	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1519	Reiboldt	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HB 1600	Higdon	Establishes the Fair Fare Passenger Safety Act that prohibits any person operating a motor vehicle for compensation from using a hand-held wireless device
HB 1622	Reiboldt	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1640	Bangert	Prohibits anyone from using a hand-held electronic wireless communication device while driving a non-commercial motor vehicle unless the device is equipped for hands-free operation and is being used in that manner
HB 1646	Eggleston	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HB 1735	Merideth 080	Requires the Department of Public Safety to engage in discussions with local government officials and law enforcement agencies to develop a memorandum of understanding concerning the use of automated license plate reader systems and crime cameras by law enforcement on public roadways within the state
HB 1745	Hansen	Prohibits text messaging while driving for all drivers
HB 1871	Johnson	Allows testing of driverless motor vehicles until August 28, 2021
HB 1952	Tate	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 2039	Fraker	Creates the "Missouri Route 66 Centennial Commission"
HCS HB 2091		Authorizes, upon voter approval, a ten-cent tax increase on motor fuel

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2092	Reiboldt	Authorizes, upon voter approval, a ten-cent tax increase on motor fuel and twelve-cent tax increase on diesel fuel
HB 2095	Razer	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 2145	Marshall	Creates the offense of unlawful traffic interference
HB 2151	Korman	Allows the department of transportation to sell naming rights for highways and bridges not already named
HCS HB 2153		Creates the Emergency Bridge Repair and Replacement Fund
HB 2154	Korman	Changes the laws regarding sales and use tax so that a percentage of revenue collected is dedicated to the state road fund
HB 2158	Roden	Specifies when persons operating or riding a motorcycle or motortricycle must wear protective headgear and imposes certain insurance requirements for persons who elect to ride without protective headgear
HB 2181	Phillips	Modifies the Model Traffic Ordinance with respect to signals indicating the approach of a train
HB 2187	Walker 003	Designates a portion of Business Highway 63 in Adair County as the "Bluegrass Queen Rhonda Vincent Highway"
HB 2207	Berry	Allows the department of transportation to authorize, operate, and approve construction designs for transportation sensor systems
HB 2215	Brattin	Exempts state road projects from the prevailing wage law to the extent allowed by federal law
HB 2261	Cornejo	Increases the penalties for the offense of failing to yield the right-of-way and the time period the court may order the suspension of a person's driving privilege for the offense
HB 2267	Reiboldt	Enacts provisions relating to automated driving systems
HB 2271	Reiboldt	Contains provisions relating to the operation of automated motor vehicles in the state and establishes the "Automated Vehicle Safety Advisory Committee"
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HCS HB 2287		Requires automatic driver's license revocation when a driver strikes a highway worker in a construction or work zone
HB 2288	Hannegan	Allows counties, cities, towns, and villages to charge an additional $1 fee on car rentals, with the proceeds to be used for road and bridge improvements
HB 2318	Marshall	Designates a portion of State Highway 45 in Platte County as "Deputy Edward Culver Memorial Highway"
HB 2330	Beck	Designates a portion of State Highway 30 in St. Louis County as the "Officer Blake Snyder Memorial Highway"
SCS HB 2347		Designates a portion of Interstate 44 in Greene County as the "Captain Aaron J Eidem Memorial Highway".
HB 2352	Fraker	Changes the law regarding county revenues dedicated to roads by expanding the purposes for which such revenues may be used
HCS HB 2393		Establishes a program to designate portions of highways for famous Missourians
HB 2420	Kolkmeyer	Places restrictions on how municipalities may allocate revenues from taxes authorized under Article IV, Section 30(a) of the Constitution
HB 2432	Basye	Allows motor vehicles to turn left on red light when turning onto a one-way street

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2437	Moon	Prohibits the implementation, enactment, promulgation, codification, or enforcement of any law, rule, or regulation that requires drivers of commercial motor vehicles to utilize electronic logging devices.
HB 2481	Korman	Decreases the fine for failure to wear protective headgear while operating or riding as a passenger on a motorcycle or motortricycle
HB 2483	Korman	Establishes a "miles driven" fee to be paid at the time of registration of a motor vehicle with a model year of 2020 and later
HCS HB 2496		Establishes the Towing Task Force within the department of transportation
HB 2593	Marshall	Requires local ordinances to conform exactly with the state laws regarding safety belt enforcement
HB 2601	Korman	Allows state funds to be expended on recreational and rest areas to ensure compliance with certain federal regulations
HB 2631	Dinkins	Prohibits the use of a hand-held wireless communications device within a school zone
HB 2645	Trent	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
HB 2656	Schroer	Designates a portion of State Highway P in St. Charles County as the "Waylon Jennings Memorial Highway".
HB 2686	Rowland 029	Repeals provisions of law relating to state preemption for the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles
HB 2689	Dogan	Establishes two highway designations on U.S. Highway 61 in Scott County
HB 2711	Wilson	Authorizes political subdivisions to levy, upon voter approval, an excise tax on residential property that is developed and partitioned into tracts for individual sale
HB 2721	Korman	Creates various funds dedicated to transportation
HB 2722	Korman	Allows the highways and transportation commission to issue bonds or other indebtedness to finance or refinance the construction or reconstruction of the state highway system
HB 2732	Rowland 029	Prohibits the use of a hand-held wireless communications device for texting by drivers of any age
HJR 73	Messenger	Proposes a constitutional amendment to make state revenue deposited into the state road fund subject to appropriation by the general assembly
HJR 74	Messenger	Proposes a constitutional amendment to authorize the highways and transportation commission to construct toll roads and impose and collect tolls on interstates and four-lane roadways
HJR 75	Messenger	Proposes a constitutional amendment to direct proceeds from an overweight fee for garbage trucks to the newly established Farm to Market Fund
HJR 83	Messenger	Proposes a constitutional amendment to direct increased funding from motor vehicle registration fee adjustments for inflation to a farm to market fund, a port development fund, the state road bond fund, and the highway patrol.
HCS HJR 84		Proposes a constitutional amendment to authorize a four-tenths percent sales and use tax whose revenues will be dedicated to the certain law enforcement funds
HJR 85	Korman	Proposes a constitutional amendment prohibiting toll roads and toll facilities in the state
HJR 102	Corlew	Proposes a constitutional amendment to authorize the highways and transportation commission to impose and collect tolls on bridges and highways in metropolitan areas for the purpose of managing congestion.
		SAINT LOUIS CITY
SB 636	Chappelle-Nadal	Requires St. Louis City and St. Louis County to increase the number of contracts awarded to women's and minority business enterprises
SS SCS SB 652		Modifies provisions relating to county sheriffs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 653	Nasheed	Allows the sheriff of the City of St. Louis to appoint deputies and assistants without the approval of a majority of circuit court judges of the City of St. Louis
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
SB 875	Nasheed	Requires the reporting of firearms lost or stolen in the City of St. Louis
SB 902	Hummel	Allows the Firemen's Retirement System of the City of St. Louis to form agreements with other public retirement systems so that members may transfer creditable service
SS SCS SB 907		Authorizes the conveyance of a certain state properties
HCS SS SCS SB 918		Modifies provisions relating to working animals
SB 993	Nasheed	Authorizes the St. Louis City Treasurer to create an Office of Financial Empowerment
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SCR 29	Nasheed	Establishes the Joint Committee on the Transition of the St. Louis Public School District
SCR 46	Walsh	Urges the members of the Missouri General Assembly to oppose any statewide vote or legislative mandate on governmental reorganization regarding St. Louis City and County
HB 1322	Roberts	Establishes a pilot program in St. Louis City to be known as the Intervention and Compliance Unit Pilot Program to address rising serious violent crime in the city
HB 1324	Roberts	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1336	Peters	Modifies provisions relating to the costs chargeable to the state by counties and the city of St. Louis for the boarding of certain prisoners
HB 1453	May	Requires the state board of education to terminate the transitional school board under certain circumstances
HB 1494	Dogan	Modifies provisions relating to the sheriff in the City of St. Louis
HB 1538	Butler	Changes the laws regarding public nuisance penalties
HB 1582	Franks Jr.	Requires the state board of education to terminate the transitional school board under certain circumstances
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HB 1770	Morgan	Requires children in the City of St. Louis and Kansas City school districts to enroll in a school by the age of five
HB 1891	Wessels	Allows the circuit court in St. Louis City to collect a fee not to exceed twenty dollars, rather than fifteen, to go toward the law library
HB 1893	Baringer	Changes the laws regarding the location of public auctions in the City of St. Louis
HB 1914	Roden	Returns the control of the City of St. Louis Police Department back to the Board of Police Commissioners
HB 1922	DeGroot	Requires the judges of the twenty-second judicial circuit to appoint the sheriff of the City of St. Louis
HB 1958	Butler	Designates the Sheriff of the City of St. Louis and deputies as law enforcement officers eligible for certain training and licensure
HCS HB 2202		Modifies provisions relating to retirement for police officers
HB 2322	Walker 003	Modifies provisions of the retirement system for prosecuting and circuit attorneys

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2357	Haefner	Specifies the law to be used to incorporate unincorporated areas into St. Louis County if St Louis City changes its form of governance to become a city within St. Louis County
HCS HB 2383		Authorizes any county treasurer and the St. Louis City treasurer to create an "Office of Financial Empowerment"
HB 2714	Butler	Establishes the Education and Job Training Television Broadcasting District Act
HB 2744	Curtis	Changes the law regarding the consolidation of certain political subdivisions
HB 2745	Curtis	Establishes the St. Louis Airport Oversight Commission
HCR 97	Dogan	Denounces submitting a constitutional amendment to all voters in the state regarding whether to consolidate St. Louis City and St. Louis County
HJR 101	Smith 085	Proposes a constitutional amendment changing how judges are selected to certain courts
		SAINT LOUIS COUNTY
SB 636	Chappelle-Nadal	Requires St. Louis City and St. Louis County to increase the number of contracts awarded to women's and minority business enterprises
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SB 1077	Holsman	Enacts certain provisions relating to innovation schools
SCR 46	Walsh	Urges the members of the Missouri General Assembly to oppose any statewide vote or legislative mandate on governmental reorganization regarding St. Louis City and County
SJR 21	Chappelle-Nadal	Requires the question of whether to recall the county executive to be submitted to voters in St. Louis County
HB 1475	Brattin	Modifies provisions regarding municipal court procedure and the revenue collected from certain municipal ordinance violations
HB 1812	Smith 085	Changes the laws regarding school accreditation and student transfers
HB 1815	Smith 085	Requires certain police officers to be paid a minimum wage of twenty dollars per hour
HB 1979	Gray	Creates subdistricts within certain school districts
HB 2357	Haefner	Specifies the law to be used to incorporate unincorporated areas into St. Louis County if St Louis City changes its form of governance to become a city within St. Louis County
HB 2427	Hill	Requires certain municipal police departments in St. Louis County to consolidate with another municipal police department or the St. Louis County Police Department
HB 2477	Curtis	Modifies provisions relating to the children's services funds
HB 2518	Haefner	Dissolves the Boundary Commission in St. Louis County
HB 2693	Gray	Prohibits third and fourth class cities in St. Louis County from imposing a fee for a false alarm to which the police department responds if it is the alarm user's first false alarm in a twelve-month period
HB 2695	Gray	Establishes in the Department of Public Safety a "Task Force on Police Officer Presence in Schools and Communities"
HB 2704	Gray	Establishes a program on police officer presence in schools and communities within the Department of Public Safety
HB 2714	Butler	Establishes the Education and Job Training Television Broadcasting District Act

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2744	Curtis	Changes the law regarding the consolidation of certain political subdivisions
HB 2745	Curtis	Establishes the St. Louis Airport Oversight Commission
HCR 97	Dogan	Denounces submitting a constitutional amendment to all voters in the state regarding whether to consolidate St. Louis City and St. Louis County
		SALARIES
SS SCS SB 568		Modifies provisions relating to salaries for certain county officials
HCS SB 780		Modifies provisions relating to political subdivisions
SB 973	Rizzo	Modifies salaries for certain police officers in Kansas City
HB 1270	Lant	Allows any county to vote to exempt political subdivisions and public institutions of higher education engaged in the construction of public works wholly within the county from the prevailing wage law
HB 1271	Lant	Establishes the School Construction Act, which exempts construction and maintenance work done for certain school districts from the prevailing wage requirement upon the school board's approval
HB 1272	Lant	Allows public bodies to opt out of prevailing wage laws for the construction of public works projects that are $750,000 or less
HB 1313	White	Prohibits the Missouri Housing Development Commission from requiring a prevailing hourly wage to be paid to a contractor on a project for a housing tax credit
HB 1337	Newman	Requires the department of labor and industrial relations to establish the Equal Pay Commission
HB 1395	Carpenter	Modifies provisions relating to the minimum wage
HB 1487	Trent	Modifies provisions relating to the cost of a court reporter to prepare transcripts
HB 1493	Wood	Requires school districts to recognize certain graduate and undergraduate hours as equivalent to a master's degree on the salary schedule
HB 1520	Cookson	Raises the minimum teacher salary for the 2019-20 school year, subject to appropriation
HB 1561	Andrews	Exempts counties of the third and fourth classification from the prevailing wage laws
HB 1562	Andrews	Exempts counties of the third and fourth classification from prevailing wage laws for the construction of public works that are less than $500,000
HB 1594	Davis	Allows municipalities to opt out of the prevailing wage law
HB 1670	Swan	Changes the laws regarding teacher compensation
HB 1784	Ellington	Increases the state minimum wage to $15 per hour
HB 1830	Ruth	Changes provisions relating to teacher salaries
HB 1926	Henderson	Modifies provisions relating to public contracts
HCS HB 2038		Modifies provisions relating to salaries for certain county officials
HB 2070	Corlew	Changes the base annual compensation ranges for certain police officers
HB 2215	Brattin	Exempts state road projects from the prevailing wage law to the extent allowed by federal law
HB 2220	Cookson	Caps school superintendent salaries and requires publication of school employee salaries in local newspapers
		SAVINGS AND LOAN
HCS HB 1273		Grants authority to the Missouri Higher Education Loan Authority to issue loans to refinance certain public or private student loans, education grants, and certain bonds, notes, or other obligations.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1274	Kendrick	Establishes the "Student Loan Bill of Rights"
HB 1392	Gregory	Allows for the garnishment of one account owner's portion of funds in a joint bank account
HB 1541	Morris 140	Changes the laws regarding consumer credit interest rates.
HB 1547	Davis	Changes the laws regarding unsecured loans of $750 or less, commonly known as payday loans
HB 1668	Swan	Creates an educational savings plan for K-12 educational expenses
HB 1932	Stevens 046	Changes the laws regarding consumer credit interest rates
HCS HB 2115		Modifies provisions of the Missouri Higher Education Savings Program
HCS HB 2415		Authorizes the establishment of a land bank for St. Joseph and changes provisions regarding land bank agencies
HCS HB 2657		Changes the law regarding unsecured loans of five hundred dollars or less
		SCIENCE AND TECHNOLOGY
SB 1 (E1)	Libla	Modifies provisions relating to computer science education
SB 720	Chappelle-Nadal	Creates the Missouri Radon Awareness Act
SB 883	Holsman	Designates the month of February as "Earthquake Awareness Month"
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 1056	Wasson	Modifies the Science, Technology, Engineering and Mathematics Initiative
HB 1 (E1)	Korman	Modifies provisions relating to the Science, Technology, Engineering and Mathematics Initiative
HB 3 (E1)	Fitzwater	Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange
HCS HB 1457		Creates new provisions related to computer science
HB 1532	Butler	Modifies the Science, Technology, Engineering and Mathematics Fund
HCS HB 1623		Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HB 2103	Berry	Establishes the State Technology Modernization Fund
HB 2128	Cookson	Creates certain provisions relating to computer science
HB 2138	Fitzwater	Establishes a statewide STEM career awareness program
HCS HB 2157		Establishes the State Technology Modernization Fund
HCS HB 2255		Modifies provisions relating to the Science, Technology, Engineering, and Mathematics Initiative
HB 2282	Fitzwater	Creates new provisions of law related to computer science
HB 2292	Gregory	Allows high school students to fulfill one unit of academic credit with a computer science course for any required math or science unit
HB 2575	Johnson	Establishes the Office of Broadband Advocate within the Department of Economic Development
		SEARCH AND SEIZURE
SB 662	Riddle	Requires inclusion of information on traffic stops and constitutional rights in driver training programs and information provided to first-time license recipients
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1316	Mitten	Requires a peace officer to provide an oral advisement and obtain written consent for a voluntary search of a person not under arrest or the person's effects or vehicle
HB 1780	Ellington	Establishes law enforcement procedures relating to racial profiling, searches and seizures, and traffic stops
HB 1781	Ellington	Requires the Department of Revenue to include in the Missouri Driver Guide educational material on vehicular stops and searches by law enforcement
HCS HB 2104		Restricts the use of cell-site simulator devices
HB 2402	Brattin	Establishes the "Fourth Amendment Rights Protection Act."
HB 2570	Walker 074	Modifies provisions relating to the Criminal Activity Forfeiture Act
HJR 76	Marshall	Proposes a constitutional amendment prohibiting searches of persons upon entering the Missouri State Capitol or on capitol grounds
		SECRETARY OF STATE
SB 580	Libla	Allows legally required notice to be published on a website established and maintained by the Secretary of State
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SS SCS SB 592		Modifies several provisions relating to elections
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
SB 750	Schatz	Creates the offense of filing false documents
SB 754	Schupp	Creates new provisions allowing for the creation of benefit corporations
SB 798	Wallingford	Modifies provisions relating to libraries
SB 876	Sater	Modifies provisions relating to non-elections
SCS SB 893		Modifies the initiative and referendum process
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SB 1002	Hegeman	Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
SS SCS SB 1023		Modifies law relating to notaries public
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
HCS HB 1289		Modifies provisions for ballot initiatives and referendums.
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
HB 1550	Newman	Changes the law relating to absentee voting and advanced voting in Missouri.
HB 1570	Shaul 113	Changes the laws regarding the Small Business Regulatory Fairness Board
HB 1584	Franks Jr.	Requires the secretary of state to establish a system for automatic voter registration

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HBs 1656 & 2075		Establishes the "Professional Employer Organization Act"
CCS SS SCS HB 1719		Modifies provisions relating to professional registration
HB 1737	Merideth 080	Specifies that the Secretary of State will create a website and allow citizens of Missouri to electronically sign ballot measures that are approved for circulation.
HB 1738	Merideth 080	Requires the Missouri Secretary of State to develop standards for electronic notarization and standards for any two-way live video and audio conferencing communication
SS SCS HB 1769		Establishes the offense of filing false documents
HB 1934	McCann Beatty	Requires the Secretary of State to establish a system for automatic voter registration
HCS HB 1975		Changes the laws regarding businesses established from agreements between political subdivisions by limiting such a business's conduct to the purposes of its formation or subjecting the business to for-profit status
HB 2049	Nichols	Requires the secretary of state to establish a system of automatic voter registration
HCS HB 2506		Provides processes for the recorder of deeds to record electronic documents and procedures for remote online notarization
HB 2525	Moon	Establishes the Expanded Address Confidentiality Program, which allows participants to substitute their address with the address of their county's courthouse on certain public documents
HB 2590	Gregory	Modifies provisions relating to notaries public
HB 2669	Austin	Creates new provisions allowing for the creation of benefit corporations
HJR 51	Plocher	Proposes a constitutional amendment that changes the term limits for state officials.
		SECURITIES
SB 1037	Wasson	Creates the Missouri Innovation Fund Corporation
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
		SEWERS AND SEWER DISTRICTS
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
SB 1092	Hoskins	Requires the Department of Natural Resources to promulgate rules establishing setback distances for large wastewater facilities
HB 1595	Higdon	Brings municipal sewer districts under the control of the public service commission
HB 1977	Redmon	Changes the law regarding grants for water supply and sewer systems.
HCS HB 2289		Modifies provisions for waterworks and sewerage rates.
HB 2650	McCreery	Changes provisions related to fees for repair of sewer service lines
		SEXUAL OFFENSES
HCS for SB 574		Modifies mandated reporting requirements for abuse or neglect victims in long-term care facilities and provisions relating to background checks for in-home providers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 604	Onder	Requires the posting of certain information regarding human trafficking
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 689	Sater	Prohibits a registered sex offender from living within one thousand feet of a former victim
SB 788	Nasheed	Requires course materials and instruction relating to human sexuality and sexually transmitted diseases to contain information about sexual harassment, sexual violence, and consent
SB 792	Nasheed	Modifies provisions relating to prostitution
HCS SB 793		Modifies provisions relating to court proceedings
SB 795	Koenig	Modifies provisions relating to termination of parental rights
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1014	Schupp	Creates the offense of nonconsensual dissemination of private sexual images
SB 1097	Sifton	Modifies sentencing for certain sexual offenders
SCR 52	Emery	Recognizes the societal harms brought by pornography and the need for education, prevention, research, and policy change
HB 1306	Ellebracht	Modifies the restrictions on sexual offenders regarding Halloween
HCS HB 1399		Modifies provisions relating to termination of parental rights
HCS HB 1439		Changes the law regarding offenses to the family.
HB 1483	Kelley 127	Requires a convicted sex offender to be told of his or her obligation to register as a sex offender both prior to release or discharge and at the time of adjudication
HB 1526	Walker 074	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
SS SCS HB 1558		Creates the offense of nonconsensual dissemination of private sexual images
HB 1559	Neely	Modifies provisions relating to the sexual offender registry
HB 1564	Davis	Modifies provisions relating to the housing of a convicted sex offender in a homeless shelter that was in existence prior to a school or child care facility being built within 1000 feet of it
HB 1590	Smith 163	Modifies provisions relating to the statute of limitations for certain offenses
HB 1628	Evans	Prohibits the prosecution of minor children for prostitution and requires patrons of child prostitutes to register as sex offenders
SCS HCS HB 1635		Modifies mandated reporting requirements for sexual assault victims in long-term care facilities
HB 1743	Davis	Changes the laws regarding sexual offenders residing near schools by specifying the 1,000 foot required distance be measured from the school property line
HB 1835	Adams	Changes the laws regarding the offense of prostitution
HB 1866	Evans	Increases the penalty for certain crimes committed in the course of human trafficking

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HBs 1987 & 2185		Changes the statute of limitations for certain actions regarding child abuse and sexual offenses committed against a child
SCS HCS HB 2042		Modifies provisions relating to sexual offenders
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HB 2336	Tate	Prohibits children from being placed in the custody of individuals who have been found guilty of the offense of sexual trafficking of a child in the first degree
HCS HB 2350		Changes the law regarding certain criminal offenses
HB 2363	Rowland 029	Prohibits certain settlement agreements that contain confidentiality agreements
HB 2418	Sommer	Changes the laws regarding certain sexual offenders staying in lodging establishments
HB 2462	Walker 074	Establishes additional provisions relating to forensic examinations performed on victims of sexual offenses
HB 2517	Curtis	Changes the laws regarding the offenses of harassment and sexual abuse by changing the penalty for law enforcement officers who commit the offenses in an official capacity
HB 2520	Mitten	Creates the offense of sexual conduct in the course of public duty
HB 2537	Brown 057	Prohibits registered sexual offenders from being 500 feet of a public swimming beach
HB 2605	Neely	Modifies provisions relating to the removal from the sex offender registry
HB 2608	Morgan	Changes the laws regarding the sexual offender registry by adding provisions relating to petitions for removal
HB 2640	Smith 163	Modifies provisions relating to predatory and persistent sexual offenders
HB 2647	Quade	Establishes the "Enough is Enough Act"
HB 2653	Pietzman	Requires certain sexual offenders to be electronically monitored while relocating to a different county or city not within a county
HB 2741	Curtis	Provides that students who report an incident of sexual assault to law enforcement or to an institution of higher education shall not be subject to discipline or other consequences for violations of any drug or alcohol policy of the institution
		SOCIAL SERVICES, DEPARTMENT OF
SB 561	Sater	Modifies the law relating to work requirements for participants in the Supplemental Nutrition Assistance Program
SB 562	Sater	Requires the Department of Social Services to apply for a global waiver for MO HealthNet
HCS SB 563		Modifies provisions relating to certain MO HealthNet provider reimbursement allowance taxes and the MO RX Plan
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations
HCS SS SB 597		Modifies provisions relating to fees for insurance services
SB 610	Hoskins	Prohibits an individual from participating in the Supplemental Nutrition Assistance Program if he or she is delinquent in child support
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
HCS SCS SB 672		Establishes the Supporting and Strengthening Families Act relating to guardianships using a power of attorney and modifies provisions regarding no-contest clauses in trust instruments
SS SB 699		Modifies the Ticket to Work Health Assurance Program
SB 713	Schupp	Provides for the expansion of MO HealthNet services beginning January 1, 2019

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 715	Koenig	Modifies the law relating to foster care and adoption records
SB 731	Sifton	Provides for the expansion of MO HealthNet services beginning January 1, 2019
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
HCS SB 800		Modifies provisions relating to juvenile court proceedings
SB 818	Brown	Modifies provisions relating to Medicaid per diem reimbursement rates
CCS SB 819		Modifies provisions of law relating to the protection of children
CCS HCS SS SCS SB 826		Modifies provisions relating to health care
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
SB 845	Riddle	Modifies the membership and duties of the Task Force on the Prevention of Sexual Abuse of Children
HCS SB 850		Modifies provisions of law relating to records involving children
SB 857	Curls	Modifies provisions of law relating to the placement of children
SB 858	Curls	Modifies provisions of law relating to investigations of child abuse or neglect
SB 863	Cunningham	Modifies provisions relating to Medicaid per diem reimbursement rates
SS SCS SB 890		Establishes procedures for obtaining certain information for a child abuse or neglect investigation and modifies procedures relating to termination of parental rights
SB 910	Sater	Modifies Blind Pension Fund eligibility and payment calculations
SB 913	Rowden	Modifies provisions relating to the duties of the Children's Division
SB 930	Curls	Modifies provisions of law relating to guardians ad litem
SB 937	Hummel	Repeals the Strengthening Missouri Families Act
SB 948	Sater	Requires certain MO HealthNet participants to comply with work and community engagement requirements
SB 965	Curls	Modifies provisions relating to the "Hand-Up Program" and child care subsidies
SB 969	Sater	Relating to vendors of consumer-directed services
SB 971	Crawford	Modifies provisions relating to termination of parental rights
SB 985	Riddle	Modifies provisions relating to background checks for child care providers
SB 995	Sater	Establishes an Advisory Council on Rare Diseases and Personalized Medicine
SB 997	Rowden	Modifies provisions relating to background checks for certain in-home service providers
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SCS SB 1007		Modifies the merit system
SB 1008	Riddle	Modifies provisions of law relating to termination of parental rights
SB 1011	Crawford	Modifies provisions of law relating to efforts by the Children's Division to locate a child's biological parents
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS HB 1311		Modifies provisions relating to the "Hand-Up Program" to assist individuals who receive child care subsidy benefits
HB 1320	Roberts	Changes the laws regarding eligibility for MO HealthNet benefits
HB 1429	Muntzel	Authorizes a tax credit for donations to a homeless shelter
SCS HCS HB 1443		Prohibits temporary assistance for needy families (TANF) benefit cards from being used at ATMs or to access cash, and limits the items that may be purchased with TANF benefits
HCS HB 1486		Modifies provisions relating to work requirements for the supplemental nutrition assistance program
HB 1527	Walker 074	Establishes the Mo HealthNet Buy-In for Workers with Disabilities Program
HB 1588	Helms	Establishes a pilot program to allow MO HealthNet participants to receive services through direct primary care arrangements
HB 1602	Merideth 080	Provides for the expansion of MO HealthNet services beginning January 1, 2019
HB 1603	Merideth 080	Establishes the Missouri Care Plan within the MO HealthNet program to allow individuals who are not otherwise eligible for Medicaid to purchase coverage through the plan
SS#3 SCS HCS HB 1617		Modifies provisions relating to telehealth
HB 1624	Mitten	Provides for the expansion of MO HealthNet services beginning January 1, 2019
HB 1637	Neely	Extends the time by which a case management plan must be developed for a child entering foster care
HB 1728	Lant	Modifies provisions relating to juvenile courts
HB 1846	Cornejo	Requires the Department of Social Services to assign individuals receiving Supplemental Nutrition Assistance Program (SNAP) benefits to a work program
HCS HB 1856		Modifies provisions relating to public assistance benefits
HCS HB 1862		Modifies provisions relating to child abuse and neglect reports
HB 1884	Stevens 046	Changes the laws regarding MO HealthNet services
HCS HB 1885		Allows structured family caregiving as a covered service under MO HealthNet, subject to the approval of federal waivers
SS HB 1953		Relates in dissemination of information on the treatment of certain diseases.
HB 1962	Butler	Changes the laws regarding the MO HealthNet program
HB 1966	Cornejo	Modifies provisions relating to records pertaining to foster homes
HB 2078	Carpenter	Modifies provisions relating to the Temporary Assistance for Needy Families program and Supplemental Nutrition Assistance Program
HB 2106	Frederick	Establishes the "Patients First Medicaid Reform Act"
HCS HB 2171		Modifies provisions relating to the blind pension fund
HB 2530	Morse 151	Requires the Department of Social Services to conduct a study on generational use of public assistance
HCR 89	Messenger	Establishes the Joint Committee on Social Services
		SOCIAL WORKERS
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
CCS SB 819		Modifies provisions of law relating to the protection of children

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SCS SB 846		Modifies provisions relating to professional registration
SB 937	Hummel	Repeals the Strengthening Missouri Families Act
SB 1033	Riddle	Establishes procedures for requesting termination of custody for persons in the care of the state
		SOIL CONSERVATION
SB 628	Munzlinger	Allows employees of soil and water conservation districts to become members of the Missouri Local Government Employees' Retirement System
SB 1018	Hegeman	Prohibits political subdivisions from adopting ordinances relating to the labeling, cultivation, or use of seeds or fertilizers
SCS SB 1021		Modifies provisions relating to various retirement plans for public employees
SB 1093	Hoskins	Modifies provisions relating to pesticides
SCS HB 1329		Modifies provisions of public employee retirement plans.
HB 1354	Remole	Specifies that employees of a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system
		SOVEREIGN OR OFFICIAL IMMUNITY
HB 2386	Reiboldt	Extends sovereign immunity to contractors and subcontractors of the department of transportation when the contractors are performing governmental services previously performed by the department of transportation
HB 2423	Moon	Expands the Campus Free Expression Act
		STATE DEPARTMENTS
SB 584	Nasheed	Modifies provisions relating to civil war property
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 691	Emery	Modifies provisions regarding insurance coverage of the cost to defend a claim in an administrative proceeding, proposed administrative rules affecting real property, and procedures for judicial review of state agency actions
SS SB 704		Modifies provisions relating to political subdivisions
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
CCS HCS SCS SBs 807 & 577		Modifies provisions relating to higher education
SB 944	Eigel	Allows state departments to save funds for certain technology purchases
SCS SB 963		Creates new provisions providing for expedited purchasing processes for innovative technology
SB 987	Nasheed	Modifies provisions relating to public contracts for purchasing supplies
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government
SB 1039	Hegeman	Modifies the process for promulgation of an emergency rule by a state agency
SB 1060	Sifton	Requires certain disclosures to be made by entities entering into contracts with public entities
HB 1282	Beck	Modifies provisions of law relating to project labor agreements
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HCS HB 1432		Changes the law regarding the Office of Administration and the Missouri data exchange

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1477	Brattin	Requires each state department to report expenditures to the appropriations committee that oversees the department
HB 1570	Shaul 113	Changes the laws regarding the Small Business Regulatory Fairness Board
HCS HB 1576		Modifies provisions relating to administrative proceedings
HB 1644	Sommer	Changes the laws regarding state agencies and departments by requiring the posting of information online that is published physically and making available the online submission of applications, forms, and payments
HCS HB 1654		Limits contingency fees a private attorney may receive from contingency fee contracts with the state
HB 1701	Green	Changes the laws regarding purchases to be made on competitive bids.
HB 1765	Pogue	Requires the General Assembly to be notified of and approve any requests to purchase land by any state agency
HB 1967	Trent	Repeals provisions of the state merit personnel system
HB 2103	Berry	Establishes the State Technology Modernization Fund
HB 2130	Unsicker	Requires state agencies to support competitive integrated employment for persons with disabilities
SS SCS HCS HB 2140		Modifies provisions for public contracts for purchasing supplies.
HCS HB 2157		Establishes the State Technology Modernization Fund
HB 2179	Richardson	Prohibits public bodies from entering into certain contracts.
HB 2229	Ross	Prohibits the use of public funds for lobbying purposes
HB 2275	Walker 074	Creates the "Evidence-Based Policy Making Commission."
HB 2599	Korman	Requires state departments report to the appropriation committees of the House and Senate any change in their revenues or expenditures resulting from a change in policy
HCS HB 2620		Changes the name of the Department of Revenue to the "Department of Taxation and Revenue"
HCS HB 2621		Creates the "State Agency Efficiency Fund."
HCS HB 2671		Adds provisions relating to the payment of certain claims
HB 2687	Rowland 029	Prohibits public entities from contracting with Chinese entities that are under FBI investigation or have been investigated by the FBI for intellectual property theft.
HB 2737	Pogue	Prohibits the appropriation or expenditure of state revenues for the purpose of creating a gender-neutral environment, unless required by a federal or state court order
HCS HCR 66		Instructs state agencies and departments to remove the terms "Oriental" from all literature by 2020.
HJR 93	Pogue	Changes the laws regarding the amount of property tax state entities pay on state lands
		STATE EMPLOYEES
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 717	Eigel	Designates the first day for firearms deer season as a holiday
SB 744	Sater	Requires health carriers and health care providers to establish and participate in comparable health care service incentive programs
SB 786	Schupp	Modifies provisions relating to "whistle-blower's" protection for public employees
SCS SB 1007		Modifies the merit system
HCS HB 1261		Relating to Professional Registration and a waiver of occupational fees for certain individuals

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS#2 SCS HB 1413		Requires authorization for certain labor unions to use dues and fees to make political contributions and requires consent for withholding earnings from paychecks
HB 1515	McCann Beatty	Modifies provisions related to protections for whistleblowers and payments out of the state legal expense fund
HB 1674	Kendrick	Modifies provisions relating to the deferred compensation plan
HB 1708	Green	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary
HB 1717	White	Requires the Commissioner of Administration to procure a blanket bond or crime insurance policy to protect the state against loss from the acts or omissions of any state-compensated person within the judiciary.
HB 1741	Davis	Provides paid leave during for state employees who are members of the Missouri National Guard during annual training
HB 1795	Bernskoetter	Changes the law regarding the state personnel law
HB 1817	Mitten	Prohibits members and employees of public governmental bodies from using software designed to send encrypted messages that automatically self-destruct to conduct public business
HB 1923	Hill	Changes the laws relating to labor organizations
HB 1967	Trent	Repeals provisions of the state merit personnel system
HB 1981	Gray	Specifies that a state employee who works 10 hour days and 40 hours per week cannot be required to take two hours of vacation leave for paid holidays
HCS HB 2125		Establishes the "Right to Shop Act"
HB 2130	Unsicker	Requires state agencies to support competitive integrated employment for persons with disabilities
HB 2170	Curtman	Enacts provisions relating to the use of public funds for lobbying activities
HB 2177	Brattin	Requires the State Board of Mediation to conduct an election to certify the exclusive bargaining representatives of an appropriate collective bargaining unit for certain public employees every two years
HCS HB 2353		Requires state employees to be paid every two weeks.
HB 2370	Bernskoetter	Modifies appointments to the Missouri Consolidated Health Care Plan board of trustees.
HB 2508	Green	Establishes the Missouri office of equal opportunity in statute
HCS HB 2671		Adds provisions relating to the payment of certain claims
HB 2710	Smith 085	Prohibits the placement of bumper stickers or decals that promote certain causes on state vehicles
HB 2726	Korman	Modifies provisions for the state merit system.
HJR 62	Sommer	Modifies the exclusions from "lucrative office or employment" for senators and representatives holding employment other than their elected office.
		STATE TAX COMMISSION
SB 548	Munzlinger	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
HB 1464	Berry	Authorizes telephone companies to elect to have their tangible personal property assessed in accordance with a depreciation schedule
HB 1513	Corlew	Establishes a limit on residential property assessment increases for the elderly and disabled who own and live in their principal residence proportional to the increase of their Social Security benefit
HB 1696	Unsicker	Changes the laws regarding real property to require the filing of a certificate of value before transferring interest in real property

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1721	Black	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
HB 2169	Redmon	Modifies provisions relating to tax rates of school districts
		SUICIDE
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
HCS SCS SB 846		Modifies provisions relating to professional registration
HCS HB 1363		Requires teachers and principals to complete two hours of suicide prevention education each school year
HB 1419	Haefner	Requires certain health care professionals to complete two hours of suicide prevention training as a condition of licensure
HB 1626	Morris 140	Establishes the Tricia Leann Tharp Act, which requires certain pharmacists to receive two hours of continuing education on suicide prevention
HCS HB 2433		Requires long-term care facilities to have on staff one person trained in suicide assessment, treatment, and management
		SUNSHINE LAW
SB 616	Rowden	Prohibits law enforcement and emergency personnel peer support specialists from disclosing confidential information
SB 715	Koenig	Modifies the law relating to foster care and adoption records
HCS SB 850		Modifies provisions of law relating to records involving children
SB 888	Rowden	Modifies provisions relating to criminal history records
SB 1048	Rowden	Modifies enforcement procedures for violations of the Missouri Sunshine Law and record retention provisions
HCS HB 1488		Allows certain records to be closed if maintained by fire departments or fire protection districts
HB 2036	Trent	Requires certain charities that partner with government entities to disclose financial records
HB 2059	Ellebracht	Modifies provisions of sunshine laws relating to data exchanged on government-issued cell phones.
HB 2317	Higdon	Modifies provisions about documents in the public service commission that are open to sunshine requests.
HB 2476	Curtis	Modifies provisions relating to the sunshine law.
HCS HBs 2523 & 2524		Modifies provisions for the sunshine law and creates the transparency division within the attorney general to monitor sunshine law violations by state agencies.
HB 2692	Ellebracht	Modifies provision for closed meetings of governmental bodies.
		SURVEYORS
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
HCS SB 796		Modifies provisions relating to the licensure of health care professionals
HB 2231	Ross	Removes the requirement that land surveyors submit letters of reference in order to be licensed
		TAX CREDITS
SB 545	Richard	Reduces the cap on tax credits for the rehabilitation of historic structures and creates the Capitol Complex Fund Tax Credit
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 551	Wasson	Modifies the Missouri Works program
SB 557	Brown	Creates a tax credit for contributions to certain charitable organizations
SB 565	Emery	Establishes the Missouri Empowerment Scholarship Accounts Program
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations
CCS SS#2 SCS SB 590		Modifies the Historic Preservation Tax Credit
SCS SB 591		Implements a cap on the Low Income Housing Tax Credit
SB 606	Schupp	Creates a tax credit for upgrades to emergency generators
SCS SB 612		Establishes the Missouri Empowerment Scholarship Accounts Program
SB 615	Rowden	Establishes the Missouri Earned Income Tax Credit Act
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SB 631	Wasson	Creates a tax credit for contributions to certain benevolent organizations
HCS SCS SBs 632 & 675		Modifies several provisions relating to taxation
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 701	Sifton	Indexes the Historic Preservation tax credit cap to inflation
CCS HCS SB 773		Modifies provisions relating to taxation
SB 804	Nasheed	Reauthorizes the Donated Food tax credit and expands such credit to include donations to soup kitchens and homeless shelters
SB 939	Cierpiot	Establishes the Missouri Earned Income Tax Credit Act
SCS SB 1015		Creates a tax credit for contributions to diaper banks
SB 1032	Wallingford	Modifies provisions relating to the Historic Preservation tax credit
HB 1 (E1)	Korman	Modifies provisions relating to the Science, Technology, Engineering and Mathematics Initiative
HB 1237	Stacy	Changes the laws regarding the low-income housing tax credit so that the program is capped at $50 million per year.
HB 1238	Stacy	Changes the laws regarding tax credits by placing a sunset clause on every credit
HB 1239	Stacy	Changes the laws regarding the historical preservation tax credit
HB 1241	Lavender	Changes the laws regarding the management of certain state revenues by sweeping certain funds and lowering the senior property tax credit maximum
HB 1278	Beck	Authorizes a tax credit for the establishment of a grocery store in a food desert
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HB 1313	White	Prohibits the Missouri Housing Development Commission from requiring a prevailing hourly wage to be paid to a contractor on a project for a housing tax credit
HCS HB 1357		Authorizes an earned income tax credit in Missouri

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1362	Kidd	Authorizes a tax credit for senior citizen property owners
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours
HB 1429	Muntzel	Authorizes a tax credit for donations to a homeless shelter
HCS HB 1438		Changes the laws regarding the Sporting Event Sports Contract Tax Credit and extends its sunset date
HB 1505	Davis	Changes the laws regarding low-income housing tax credit to give priority to veterans
HB 1535	Butler	Authorizes a tax credit for a contributions to certain public school foundations
HB 1563	Newman	Establishes guidelines a person must follow to purchase a firearm in the state of Missouri and provides that certain entities selling firearms, ammunition, or accessories, or those who train individuals in firearm use, are ineligible to receive state funds or tax credits
HB 1604	Merideth 080	Authorizes a tax credit for health care professionals serving in rural areas
HB 1639	Stacy	Establishes the Missouri Empowerment Scholarship Accounts Program
HB 1661	Swan	Reauthorizes and modifies a tax credit for film projects
HB 1666	Swan	Specifies that all new and existing tax credits shall be approved by the General Assembly as part of the budget process
HB 1671	Swan	Changes the laws regarding the champion for children tax credit by making certain additional organizations eligible to receive donations
HB 1730	Justus	Changes the laws regarding tax credits so that if the income tax rate is lowered, all tax credits are reduced proportionally
HB 1734	Merideth 080	Authorizes the Community Police Tax Credit for law enforcement officers who live in a high-crime area
HB 1736	Merideth 080	Authorizes an earned income tax credit in Missouri
HB 1775	Franks Jr.	Authorizes a tax credit for establishing a new business in a distressed community
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1825	Grier	Changes the law regarding the historic preservation tax credit by limiting its use to blighted areas and prohibiting its use on certain residential property
HB 2035	Trent	Creates a fund dedicated to transportation projects from the revenue saved through lower tax credit redemptions
HB 2093	Walker 074	Authorizes a tax credit for certain contraception costs
HB 2283	Bahr	Establishes the Missouri Empowerment Scholarships Accounts Program
HB 2298	Newman	Changes the laws regarding the disclosure of health care services
HB 2315	Barnes 060	Establishes a child tax credit
HB 2316	Barnes 060	Establishes a child tax credit
HB 2340	Reiboldt	Authorizes a tax credit for taxpayers who spend certain amounts at a sheltered workshop
HB 2389	Baringer	Reauthorizes the Donated Food Tax Credit and expands such credit to include donations to soup kitchens and homeless shelters
HB 2417	Swan	Authorizes a tax credit for contributions to school foundations

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2440	Walker 074	Authorizes a tax credit for donations to a diaper bank
HB 2475	Curtis	Authorizes a tax credit for taxpayers whose pensions are reduced for certain reasons
HB 2502	Carpenter	Changes the laws regarding taxation
HB 2613	Helms	Authorizes a tax credit for donations to a diaper bank
HB 2641	Hurst	Authorizes one income tax rate and terminates all tax deductions and tax credits for individuals
HB 2654	Bangert	Authorizes a tax credit for certain employers who offer child care to employees
HB 2682	Bangert	Authorizes a tax credit for providing child care in a child-care desert
HB 2691	Messenger	Changes the laws regarding taxation
HB 2717	Fraker	Modifies provisions for tax credits for historic facilities.
HB 2719	Washington	Creates a new tax credit for first time purchasers of homes in a blighted area that will be used for owner occupancy
HB 2734	Morgan	Changes the laws regarding the Missouri individual income tax
HB 2736	Washington	Changes the laws regarding tax increment financing
		TAX INCENTIVES
SS SCS SB 549		Reauthorizes the Missouri Works Training Program and Missouri Works programs
SCS SB 550		Reauthorizes the Missouri Works and Missouri Works Training programs
SB 551	Wasson	Modifies the Missouri Works program
SCS SB 629		Modifies provisions relating to tax increment financing
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SCS SB 859		Modifies provisions relating to tax increment financing
SB 887	Rowden	Establishes the First-Time Home Buyer Savings Account Act and a corresponding income tax deduction
SB 936	Eigel	Modifies provisions relating to the impact of certain development projects on certain emergency districts
SB 1063	Rizzo	Modifies provisions relating to emergency service districts
HCS HB 1236		Changes the laws regarding tax increment financing districts
HB 1238	Stacy	Changes the laws regarding tax credits by placing a sunset clause on every credit
HB 1280	Beck	Changes the laws regarding tax increment financing districts
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HCS HB 1326		Authorizes a tax deduction for the costs of firearm training or firearm safety courses
HB 1466	Berry	Authorizes municipalities to establish technology business facility projects and authorizes tax exemptions for such projects
HB 1529	Davis	Authorizes a tax deduction for firefighters who complete training during the year
HB 1532	Butler	Modifies the Science, Technology, Engineering and Mathematics Fund

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1568	Christofanelli	Changes the laws regarding tax increment financing districts so that cities must hold a thirty-day comment period before passing an ordinance
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
HB 1668	Swan	Creates an educational savings plan for K-12 educational expenses
HB 1700	Green	Changes the laws regarding tax increment financing districts
HB 1775	Franks Jr.	Authorizes a tax credit for establishing a new business in a distressed community
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
SS#2 HCS HB 1796		Establishes the First-Time Home Buyer Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to buying a first home
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1847	Kidd	Specifies that a school board may vote to remove its operating levy from a certain definition related to tax increment financing for redevelopment projects
HB 1912	Brattin	Changes the laws regarding tax increment financing and transportation development districts
HB 1913	Roden	Authorizes a tax deduction for businesses equal to the costs of installing a diaper changing table in certain bathrooms
HB 2046	Nichols	Changes the laws regarding tax increment financing so that requirements regarding project approval apply equally throughout the state
HCS HB 2188		Establishes the Show Me Opportunity Scholarship Program
HB 2241	Miller	Exempts certain projects from the Tax Increment Allocation Redevelopment Act annual appropriation cap
HB 2250	Christofanelli	Changes the law regarding local development incentives by requiring certain development entities to receive voter approval every ten years
HCS HB 2324		Authorizes a sales tax holiday for products made in the USA
HB 2502	Carpenter	Changes the laws regarding taxation
HB 2641	Hurst	Authorizes one income tax rate and terminates all tax deductions and tax credits for individuals
HB 2663	Anders	Modifies provisions regarding property values of property under real property tax increment allocation redevelopment projects.
HB 2717	Fraker	Modifies provisions for tax credits for historic facilities.
HB 2736	Washington	Changes the laws regarding tax increment financing
HJR 65	Ellington	Proposes a constitutional amendment to require public approval in the relevant county before authorizing tax increment financing
		TAXATION AND REVENUE - GENERAL
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SCS SB 629		Modifies provisions relating to tax increment financing
SB 638	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 650	Romine	Corrects the description of St. Francois County in a provision of law regarding expenditures from a county's special road and bridge tax
SB 670	Schupp	Requires organizations that provide pregnancy-related services to provide medically accurate information regarding reproductive health options in order to receive state funding or tax incentives
SB 692	Emery	Modifies provisions regarding the revenue collected from certain municipal ordinance violations and municipal court procedure
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
SS SB 704		Modifies provisions relating to political subdivisions
SCS SB 734		Increases the motor fuel tax from $0.17/gallon to $0.27/gallon
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
CCS HCS SS SCS SB 775		Extends the sunset on certain healthcare provider reimbursement allowance taxes and modifies the hospital reimbursement allowance tax
SB 854	Wallingford	Modifies provisions relating to emergency communication services
SCS SB 859		Modifies provisions relating to tax increment financing
CCS HCS SS SB 870		Modifies provisions of law relating to emergency medical services
SB 880	Wieland	Requires a tax rate ceiling adjustment after the expiration of a temporary levy increase
SB 932	Sater	Extends the sunset on certain healthcare provider reimbursement allowance taxes
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SB 962	Wieland	Modifies provisions of law relating to payments made by insurance companies
SB 1006	Cunningham	Repeals the yield tax on forest croplands
SB 1030	Curls	Increases the Jackson County collection fee on delinquent and back taxes from 3% to 5%
SB 1056	Wasson	Modifies the Science, Technology, Engineering and Mathematics Initiative
SB 1090	Hummel	Increases the motor fuel tax rate to $0.19/gallon on gasoline and $0.22/gallon on diesel fuel
SJR 31	Eigel	Places a cap on annual appropriations and reduces income tax rates based on revenue growth
HCS HB 1236		Changes the laws regarding tax increment financing districts
HB 1238	Stacy	Changes the laws regarding tax credits by placing a sunset clause on every credit
HB 1280	Beck	Changes the laws regarding tax increment financing districts
HB 1390	Fitzpatrick	Modifies provisions relating to fantasy sports contests
HB 1475	Brattin	Modifies provisions regarding municipal court procedure and the revenue collected from certain municipal ordinance violations
HB 1479	Brattin	Implements the Streamlined Sales and Use Tax Agreement and dedicates the resulting revenue to the State Road Fund
HB 1507	Cross	Allows an enrolled agent or certified public accountant to represent a client before the Administrative Hearing Commission in matters relating to an assessment or reassessment of tax

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1511	Berry	Authorizes a sales tax exemption for items used in the production or transmission of electricity to customers
HB 1601	Merideth 080	Changes the laws regarding taxation by reducing the amount businesses and employers may retain for timely remitting sales and withholding taxes and directing the savings created to certain funds
HB 1669	Swan	Excludes funds designated by taxpayers in an urban district as local early childhood education funds from the local tax revenue calculation used to provide funding to charter schools
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HB 1700	Green	Changes the laws regarding tax increment financing districts
HB 1758	Pogue	Changes the laws regarding income tax so that tax rates are reduced if tax revenues exceed the revenues of any of the three previous years
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
SS#2 HCS HB 1796		Establishes the First-Time Home Buyer Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to buying a first home
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1831	Ruth	Changes the laws regarding the sales tax holiday that occurs in early August by adding an exemption for disposable diapers
HB 1836	Adams	Implements the Streamlined Sales and Use Tax Agreement
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website
HB 1886	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HCS HB 1964		Changes the laws regarding income tax
HB 2046	Nichols	Changes the laws regarding tax increment financing so that requirements regarding project approval apply equally throughout the state
HB 2147	Korman	Changes the law regarding taxation so that the top income tax rate is reduced over several years and the motor fuel tax is increased by a proportional amount to be revenue neutral
HB 2149	Korman	Changes the law regarding taxation to modify sales and use tax definitions and to increase the motor fuel tax by seventeen cents
HB 2154	Korman	Changes the laws regarding sales and use tax so that a percentage of revenue collected is dedicated to the state road fund
HB 2156	Bahr	Allows taxpayers to classify individuals as independent contractors under certain circumstances
HB 2162	Brown 027	Implements the Streamlined Sales and Use Tax Agreement
HB 2165	Arthur	Changes the laws regarding the interest on tax payments
HB 2168	Christofanelli	Changes the laws regarding local sales taxes so that no political subdivision may raise the rates above twelve percent
HCS HB 2188		Establishes the Show Me Opportunity Scholarship Program
HB 2227	Berry	Establishes the Taxpayer Protection Act, which implements protocols on persons who prepare tax returns for others
HB 2228	Ross	Allows an individual to deduct income earned through active military duty, the National Guard, or reserve components of the Armed Forces of the United States from their Missouri adjusted gross income.
HB 2241	Miller	Exempts certain projects from the Tax Increment Allocation Redevelopment Act annual appropriation cap

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2250	Christofanelli	Changes the law regarding local development incentives by requiring certain development entities to receive voter approval every ten years
HB 2269	Love	Implements the Streamlined Sales and Use Tax Agreement
HB 2305	Carpenter	Authorizes a tax deduction for certain veterans who receive income through student loan forgiveness
HB 2314	Matthiesen	Changes the laws regarding the interest on tax payments
HB 2377	Houghton	Allows taxpayers to designate another person to receive the taxpayer's property tax statements
HB 2390	McCann Beatty	Requires certain out-of-state sellers to remit sales tax
HB 2472	Mitten	Changes the laws regarding income tax rates
HB 2475	Curtis	Authorizes a tax credit for taxpayers whose pensions are reduced for certain reasons
HB 2480	Rhoads	Repeals the yield tax on certain forestry products
HB 2482	Korman	Allows the department of transportation to, by rule, adjust certain transportation fees by the percentage of inflationary increase or decrease.
HB 2501	Shaul 113	Authorizes a sales tax exemption on initiation fees and dues paid to 501(c)(7) nonprofit social clubs
HB 2502	Carpenter	Changes the laws regarding taxation
SCS HCS HB 2540		Changes the laws regarding state revenues
HB 2547	Sommer	Requires elections to increase or impose a tax, license, fee, or levy in any political subdivision shall only be placed on the ballot on the general election day or the primary election day
HB 2576	Johnson	Reduces the corporate income tax rate for a company that creates a specified number of jobs
HB 2577	Kolkmeyer	Changes the law regarding local taxes by authorizing all political subdivisions in the state to levy a transient guest tax instead of only those political subdivisions previously authorized
HB 2641	Hurst	Authorizes one income tax rate and terminates all tax deductions and tax credits for individuals
HB 2663	Anders	Modifies provisions regarding property values of property under real property tax increment allocation redevelopment projects.
HB 2668	Hannegan	Modifies provisions for tax levies by a county for the county convention and sports facilities authority.
HB 2691	Messenger	Changes the laws regarding taxation
HB 2721	Korman	Creates various funds dedicated to transportation
HJR 77	Marshall	Specifies that any issue to increase any tax, license, fee, or levy requiring voter approval under Article X of the Missouri Constitution must be placed on the ballot only on the general election day
HJR 104	Pogue	Proposes a constitutional amendment to limit general revenue appropriations and mandate state income tax rate reductions in certain situations
		TAXATION AND REVENUE - INCOME
SB 573	Wallingford	Modifies several provisions relating to the armed services
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
HCS SS#2 SB 674		Modifies several provisions relating to taxation

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 679	Hummel	Reduces the allowance given to certain taxpayers for the timely remittance of sales and withholding taxes
CCS HCS SB 773		Modifies provisions relating to taxation
SB 836	Rowden	Makes technical corrections to language relating to the taxation of nonresident income
CCS SB 884		Modifies provisions relating to taxation
SB 887	Rowden	Establishes the First-Time Home Buyer Savings Account Act and a corresponding income tax deduction
SB 897	Hoskins	Modifies provisions relating to the taxation of partnerships
SB 1056	Wasson	Modifies the Science, Technology, Engineering and Mathematics Initiative
SJR 30	Koenig	Eliminates income taxes and replaces them with an expanded sales and use tax
SJR 31	Eigel	Places a cap on annual appropriations and reduces income tax rates based on revenue growth
SS#2 SCS HCS HBs 1288, 1377 & 2050		Extends the sunset for the Champion for Children Tax Credit and modifies provisions of a tax credit for donations to maternity homes
HCS HB 1326		Authorizes a tax deduction for the costs of firearm training or firearm safety courses
HCS HB 1357		Authorizes an earned income tax credit in Missouri
HB 1362	Kidd	Authorizes a tax credit for senior citizen property owners
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HB 1416	Davis	Changes the laws regarding tax refunds so that certain senior citizen taxpayers may file a refund claim within five years instead of three years
SS#2 HB 1460		Authorizes a tax deduction for any prize or award won by an Olympic medalist
HB 1529	Davis	Authorizes a tax deduction for firefighters who complete training during the year
HB 1533	Butler	Establishes the Economic Education Partnership Act that allows certain small businesses to retain withholding taxes
HB 1730	Justus	Changes the laws regarding tax credits so that if the income tax rate is lowered, all tax credits are reduced proportionally
HB 1734	Merideth 080	Authorizes the Community Police Tax Credit for law enforcement officers who live in a high-crime area
HB 1736	Merideth 080	Authorizes an earned income tax credit in Missouri
HB 1758	Pogue	Changes the laws regarding income tax so that tax rates are reduced if tax revenues exceed the revenues of any of the three previous years
HB 1785	Ellington	Allows certain small businesses to be eligible to claim any state tax incentive that certain corporations may claim
HB 1791	Ellington	Establishes the Missouri DREAM Trust Fund and the Missouri Dream Trust Fund Commission
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1833	Adams	Establishes the Missouri Universal Health Assurance Program to provide a publicly financed, statewide insurance program for all residents of the state
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1897	Swan	Extends the termination date on provisions that direct income tax revenue from out-of-state athletes and entertainers to certain funds
HB 1913	Roden	Authorizes a tax deduction for businesses equal to the costs of installing a diaper changing table in certain bathrooms
HCS HB 1964		Changes the laws regarding income tax
HB 2146	Bangert	Authorizes a tax deduction for teachers who receive income as student loan forgiveness
HB 2147	Korman	Changes the law regarding taxation so that the top income tax rate is reduced over several years and the motor fuel tax is increased by a proportional amount to be revenue neutral
HB 2165	Arthur	Changes the laws regarding the interest on tax payments
HCS HB 2188		Establishes the Show Me Opportunity Scholarship Program
HB 2227	Berry	Establishes the Taxpayer Protection Act, which implements protocols on persons who prepare tax returns for others
HB 2228	Ross	Allows an individual to deduct income earned through active military duty, the National Guard, or reserve components of the Armed Forces of the United States from their Missouri adjusted gross income.
HB 2305	Carpenter	Authorizes a tax deduction for certain veterans who receive income through student loan forgiveness
HB 2314	Matthiesen	Changes the laws regarding the interest on tax payments
HB 2315	Barnes 060	Establishes a child tax credit
HB 2316	Barnes 060	Establishes a child tax credit
HB 2472	Mitten	Changes the laws regarding income tax rates
HB 2502	Carpenter	Changes the laws regarding taxation
SCS HCS HB 2540		Changes the laws regarding state revenues
HB 2571	Green	Establishes the First-Time Business Owner Savings Account Act and authorizes a tax deduction for contributions to a savings account dedicated to starting a new business
HB 2572	Green	Establishes the Missouri Juneteenth Heritage and Jazz Festival and Memorial Fund
HB 2576	Johnson	Reduces the corporate income tax rate for a company that creates a specified number of jobs
HCS HB 2638		Changes the laws regarding the taxable income of corporations
HB 2641	Hurst	Authorizes one income tax rate and terminates all tax deductions and tax credits for individuals
HB 2691	Messenger	Changes the laws regarding taxation
HB 2733	Pogue	Requires Missouri taxable income rates be adjusted for inflation
HB 2734	Morgan	Changes the laws regarding the Missouri individual income tax
HB 2738	Pogue	Changes the highest income tax rate for individuals to five percent and changes the income tax rate for corporations to five percent
HCR 91	Pogue	Urges Congress to repeal the 16th and 17th amendments to the United States Constitution
		TAXATION AND REVENUE - PROPERTY
SB 548	Munzlinger	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
SCS SB 567		Modifies provisions relating to tax credits and funds for vulnerable populations

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies
SB 868	Kehoe	Exempts from property tax land that is an out-of-service rail corridor being used as a trail under federal law
SB 905	Munzlinger	Modifies provisions relating to a school district's tax rate
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 1029	Curls	Modifies provisions relating to county assessment costs
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
SJR 23	Silvey	Allows for a property tax exemption for one hundred percent disabled veterans
SJR 30	Koenig	Eliminates income taxes and replaces them with an expanded sales and use tax
SJR 34	Hoskins	Allows for a property tax exemption for one hundred percent disabled veterans
HCS HB 1236		Changes the laws regarding tax increment financing districts
SCS HCS HB 1251		Changes the laws regarding foreclosure proceeds
CCS SS SCS HB 1291		Revises the definition of counties exempt from certain requirements of the county special road and bridge tax
HB 1431	Barnes 028	Changes the laws regarding emergency services districts
HB 1464	Berry	Authorizes telephone companies to elect to have their tangible personal property assessed in accordance with a depreciation schedule
HB 1482	Davis	Changes the laws regarding real property assessments to require presumptions in favor of the property owner in valuation hearings
HB 1513	Corlew	Establishes a limit on residential property assessment increases for the elderly and disabled who own and live in their principal residence proportional to the increase of their Social Security benefit
HB 1568	Christofanelli	Changes the laws regarding tax increment financing districts so that cities must hold a thirty-day comment period before passing an ordinance
HB 1700	Green	Changes the laws regarding tax increment financing districts
HB 1721	Black	Prohibits the State Tax Commission from raising agricultural land productive values under certain circumstances
HB 1806	Matthiesen	Changes the law regarding property assessments of certain airports
HB 1847	Kidd	Specifies that a school board may vote to remove its operating levy from a certain definition related to tax increment financing for redevelopment projects
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website
HB 1893	Baringer	Changes the laws regarding the location of public auctions in the City of St. Louis

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2102	Rhoads	Changes the laws regarding property classifications for zoning so that sawmills are classified as agricultural property
HB 2169	Redmon	Modifies provisions relating to tax rates of school districts
HB 2352	Fraker	Changes the law regarding county revenues dedicated to roads by expanding the purposes for which such revenues may be used
HB 2377	Houghton	Allows taxpayers to designate another person to receive the taxpayer's property tax statements
HB 2553	Justus	Changes the laws regarding real property tax assessments by expanding a provision allowing the reassessment of residential property destroyed by natural disaster to include commercial property
HB 2556	Pogue	Modifies provisions relating to school funding
HB 2561	Pike	Changes the laws regarding taxation of aircraft
HB 2578	Washington	Modifies provisions regarding property tax relief for senior citizens.
HB 2630	Cookson	Modifies provisions relating to school funding
HB 2711	Wilson	Authorizes political subdivisions to levy, upon voter approval, an excise tax on residential property that is developed and partitioned into tracts for individual sale
HB 2714	Butler	Establishes the Education and Job Training Television Broadcasting District Act
HCR 90	Pogue	Calls for a special session for the purpose of eliminating property taxes
HJR 54	Hill	Proposes a constitutional amendment to extend the due date of personal property taxes to the last day of February
HJR 57	Carpenter	Proposes a constitutional amendment exempting from taxation certain real and personal property owned by a veteran with a total service-connected disability
HJR 58	Brattin	Authorizes a property tax exemption for individuals who have owned real property for thirty years and individuals who have owned personal property for ten years
HJR 60	Cross	Proposes a constitutional amendment to eliminate taxation on personal property
HJR 69	Sommer	Proposes a constitutional amendment to extend the due date of real and personal property taxes to the last weekday of February
HJR 93	Pogue	Changes the laws regarding the amount of property tax state entities pay on state lands
		TAXATION AND REVENUE - SALES AND USE
SS SCS SB 592		Modifies several provisions relating to elections
SS#2 SCS SBs 617, 611 667		Modifies several provisions relating to taxation
SB 625	Cierpiot	Modifies certain sales and use tax exemptions
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
HCS SCS SBs 632 & 675		Modifies several provisions relating to taxation
SB 634	Dixon	Allows Greene County and any city within the county to propose a sales tax for the purpose of early childhood education programs
SB 679	Hummel	Reduces the allowance given to certain taxpayers for the timely remittance of sales and withholding taxes
SS SB 704		Modifies provisions relating to political subdivisions
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
CCS HCS SB 773		Modifies provisions relating to taxation
SB 854	Wallingford	Modifies provisions relating to emergency communication services
CCS SB 884		Modifies provisions relating to taxation
SB 885	Rowden	Authorizes the cities of Centralia and Lebanon to impose a sales tax for public safety
SB 989	Hoskins	Provides a sales tax exemption for the purchase of certain utilities for food preparation
SB 1003	Wasson	Exempts certain initiation fees and dues from sales tax
SB 1036	Koenig	Modifies provisions relating to sales and use tax exemptions
SB 1065	Eigel	Modifies provisions relating to certain county convention and sports facilities authorities
SJR 20	Munzlinger	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
SJR 30	Koenig	Eliminates income taxes and replaces them with an expanded sales and use tax
SCS SJR 36		Authorizes a sales tax for law enforcement on state highways
HCS HB 1236		Changes the laws regarding tax increment financing districts
HB 1374	Ruth	Establishes the Waterways Trust Fund
HB 1431	Barnes 028	Changes the laws regarding emergency services districts
SS SCS HB 1446		Modifies provisions relating to non-election successions in certain political subdivisions
HB 1448	May	Establishes provisions regarding the legalization of marijuana and establishes certain licensing requirements
HB 1466	Berry	Authorizes municipalities to establish technology business facility projects and authorizes tax exemptions for such projects
HB 1471	Sommer	Changes the due date for registering motor vehicles, and changes penalties for failing to meet such requirements
HB 1479	Brattin	Implements the Streamlined Sales and Use Tax Agreement and dedicates the resulting revenue to the State Road Fund
HB 1485	Brown 057	This proposal would authorize the city of Archie to propose a local tourism tax.
HB 1511	Berry	Authorizes a sales tax exemption for items used in the production or transmission of electricity to customers
HCS HB 1549		Allows certain motor vehicle purchasers an allowance against sales tax for any agricultural products produced by such purchaser
HB 1568	Christofanelli	Changes the laws regarding tax increment financing districts so that cities must hold a thirty-day comment period before passing an ordinance
HB 1599	Fraker	Changes the laws regarding local use taxes by modifying the ballot language for voter approval
HB 1687	Quade	Authorizes Greene County and any city within the county to, upon voter approval, levy a sales tax dedicated to early childhood education programs
HB 1699	Quade	Implements the Streamlined Sales and Use Tax Agreement and directs the savings created to certain funds
HB 1700	Green	Changes the laws regarding tax increment financing districts
HCS HB 1722		Authorizes a sales tax refund for businesses that were assessed higher taxes without notice as a result of the Department of Revenue changing its interpretation of taxable items before August 28, 2015

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1731	Merideth 080	Establishes and modifies provisions relating to the legalization of marijuana
HCS#2 HB 1802		Changes the law regarding exemptions of sale taxes by clarifying a definition to exempt the production of communication services
HB 1824	Fitzwater	Changes the laws regarding taxation
HB 1831	Ruth	Changes the laws regarding the sales tax holiday that occurs in early August by adding an exemption for disposable diapers
HB 1836	Adams	Implements the Streamlined Sales and Use Tax Agreement
HB 1855	Trent	Repeals a provision preempting political subdivisions from passing any tax increase on cigarettes or tobacco
CCS SS HB 1858		Requires the Department of Revenue to feature a map of all special taxing districts on its website
HCS HB 1929		Authorizes, upon voter approval, a sales tax dedicated to public safety in the city of Riverside and certain other cities
HCS HB 1943		Authorizes a sales tax exemption for utilities used in commercial food preparation
HCS HB 2030		Authorizes any fire protection district in Clay County to impose, upon voter approval, a sales tax dedicated to the fire protection district
HCS HB 2091		Authorizes, upon voter approval, a ten-cent tax increase on motor fuel
HB 2092	Reiboldt	Authorizes, upon voter approval, a ten-cent tax increase on motor fuel and twelve-cent tax increase on diesel fuel
HB 2112	Rone	Changes the law regarding a county sales tax for transportation infrastructure by removing the provision requiring the tax be approved by voters every four years
HB 2118	Davis	Changes the law regarding a local sales taxes so that a provision authorizing certain cities to enact a public safety sales tax is expanded to any city in the state
HB 2147	Korman	Changes the law regarding taxation so that the top income tax rate is reduced over several years and the motor fuel tax is increased by a proportional amount to be revenue neutral
HCS HB 2148		Changes the law regarding motor fuel fees
HB 2149	Korman	Changes the law regarding taxation to modify sales and use tax definitions and to increase the motor fuel tax by seventeen cents
HB 2154	Korman	Changes the laws regarding sales and use tax so that a percentage of revenue collected is dedicated to the state road fund
HB 2162	Brown 027	Implements the Streamlined Sales and Use Tax Agreement
HB 2168	Christofanelli	Changes the laws regarding local sales taxes so that no political subdivision may raise the rates above twelve percent
HCS HB 2186		Authorizes the City of Centralia to impose a sales tax whose revenue is dedicated to public safety
HB 2269	Love	Implements the Streamlined Sales and Use Tax Agreement
HCS HB 2324		Authorizes a sales tax holiday for products made in the USA
HB 2390	McCann Beatty	Requires certain out-of-state sellers to remit sales tax
HB 2420	Kolkmeyer	Places restrictions on how municipalities may allocate revenues from taxes authorized under Article IV, Section 30(a) of the Constitution
HB 2477	Curtis	Modifies provisions relating to the children's services funds
HB 2484	Korman	Establishes the I-70 Regional Transportation District
HB 2501	Shaul 113	Authorizes a sales tax exemption on initiation fees and dues paid to 501(c)(7) nonprofit social clubs

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2502	Carpenter	Changes the laws regarding taxation
HB 2503	Mitten	Changes the laws regarding the taxation of feminine hygiene products and diapers
HB 2569	Frederick	Changes the laws regarding residential dwelling rentals
HB 2577	Kolkmeyer	Changes the law regarding local taxes by authorizing all political subdivisions in the state to levy a transient guest tax instead of only those political subdivisions previously authorized
HB 2683	Matthiesen	Changes the law regarding sales tax calculations on trade-in purchases
HB 2691	Messenger	Changes the laws regarding taxation
HB 2712	Knight	Adds the cities of Jennings, Lebanon, Marshall, Moberly, and Washington to the cities authorized to levy a sales tax whose revenues are dedicated to public safety purposes
HB 2721	Korman	Creates various funds dedicated to transportation
HCR 74	Love	Urges Congress to support and pass the Marketplace Fairness Act, which would require out-of-state retailers to collect sales taxes
HJR 71	Houghton	Amends the Constitution to require that the sales tax dedicated to conservation purposes be resubmitted to the voters for approval every 10 years
HJR 72	Moon	Proposes a constitutional amendment to require that the conservation sales tax be renewed by voters every six years
HCS HJR 84		Proposes a constitutional amendment to authorize a four-tenths percent sales and use tax whose revenues will be dedicated to the certain law enforcement funds
HCS HJR 96		Proposes a constitutional amendment to raise the motor fuel tax to twenty-seven cents per gallon
HCS HJR 97		Proposes a constitutional amendment to raise the motor fuel tax to twenty-nine cents per gallon on diesel and twenty-seven cents per gallon on all other motor fuel.
		TEACHERS
SB 1 (E1)	Libla	Modifies provisions relating to computer science education
SCS SB 602		Creates new provisions relating to public sector collective bargaining
SB 673	Koenig	Creates new provisions relating to lobbying activities of educational professionals
HCS SB 695		Modifies provisions relating to boards and commissions
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
HCS SS SCS SBs 894 & 921		Modifies provisions relating to education curriculum involving science and technology
SB 904	Emery	Modifies provisions relating to teacher employment
HCS SS#2 SCS SB 949		Modifies provisions relating to reading intervention in schools
SB 1077	Holsman	Enacts certain provisions relating to innovation schools
HB 3 (E1)	Fitzwater	Establishes a statewide STEM career awareness program and creates new provisions of law related to computer science
HCS HB 1363		Requires teachers and principals to complete two hours of suicide prevention education each school year
HB 1373	Ruth	Specifies that a teacher representative shall be appointed to the state board of education
SS HB 1415		Allows teachers to count hours spent in externships with local businesses as professional development hours

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1458	Lauer	Requires public institutions of higher education to make instructor evaluations available to enrolled students of such institutions
HB 1474	Brattin	Eliminates tenure for new employees at public institutions of higher education and specifies information that public institutions of higher education must make available to the public
HB 1493	Wood	Requires school districts to recognize certain graduate and undergraduate hours as equivalent to a master's degree on the salary schedule
HB 1520	Cookson	Raises the minimum teacher salary for the 2019-20 school year, subject to appropriation
HB 1534	Butler	Establishes the Missouri Parent/Teacher Involvement Act
SS HCS HB 1606		Modifies provisions relating to elementary and secondary education
HB 1665	Swan	Establishes a visiting scholars certificate of license to teach
HB 1670	Swan	Changes the laws regarding teacher compensation
HCS HB 1712		Requires persons applying for teaching certificates to teach pre-K through sixth grade to meet certain literacy-oriented coursework and exam requirements.
HB 1830	Ruth	Changes provisions relating to teacher salaries
HB 1925	Roeber	Modifies provisions relating to elementary and secondary education
HB 2146	Bangert	Authorizes a tax deduction for teachers who receive income as student loan forgiveness
HCS HB 2335		Modifies provisions relating to school employee retirement systems
HB 2378	Walker 074	Requires teacher-training institutions in this state receiving state aid to require students to demonstrate proficiency on the concepts of trauma-informed approach and trauma-specific interventions
HB 2728	Arthur	Modifies provisions relating to substitute teaching by retired teachers
		TELECOMMUNICATIONS
HCS SB 575		Modifies provisions relating to healthcare services
SB 749	Wallingford	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 755	Schupp	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 784	Nasheed	Modifies the prohibition on certain use of electronic wireless communication devices while operating a motor vehicle
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 837	Rowden	Establishes the Uniform Small Wireless Facility Deployment Act
SB 854	Wallingford	Modifies provisions relating to emergency communication services
SB 903	Dixon	Modifies provisions relating to operation of motor vehicles
SB 914	Crawford	Specifies that agreement to receive notice and correspondence regarding portable electronics insurance by electronic means shall be determined in accordance with the Uniform Electronic Transactions Act
SB 922	Hegeman	Establishes a grant program to expand broadband internet service in unserved and underserved areas of the state
SS SB 982		Enacts provisions relating to insurance
SB 1014	Schupp	Creates the offense of nonconsensual dissemination of private sexual images
SCS HB 1250		Establishes the Missouri Fiduciary Access to Digital Assets Act, which allows fiduciaries to access electronic records of the account holder

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1292	Henderson	Prohibits text messaging within a school zone
HB 1297	Brown 094	Prohibits anyone from using a hand-held electronic wireless communication device while driving unless the device is equipped for hands-free operation and is being used in that manner
HB 1298	Brown 094	Prohibits text messaging while driving unless the device is equipped with technology allowing for hands-free texting and is being used in that manner
HB 1302	Higdon	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1352	Beard	Establishes the Missouri Child Protection Registry
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1464	Berry	Authorizes telephone companies to elect to have their tangible personal property assessed in accordance with a depreciation schedule
HB 1489	Matthiesen	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1600	Higdon	Establishes the Fair Fare Passenger Safety Act that prohibits any person operating a motor vehicle for compensation from using a hand-held wireless device
HB 1622	Reiboldt	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1640	Bangert	Prohibits anyone from using a hand-held electronic wireless communication device while driving a non-commercial motor vehicle unless the device is equipped for hands-free operation and is being used in that manner
HB 1745	Hansen	Prohibits text messaging while driving for all drivers
HCS#2 HB 1802		Changes the law regarding exemptions of sale taxes by clarifying a definition to exempt the production of communication services
HB 1817	Mitten	Prohibits members and employees of public governmental bodies from using software designed to send encrypted messages that automatically self-destruct to conduct public business
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 1948	Rhoads	Changes the law regarding the uniform wireless communication infrastructure deployment act.
HB 1952	Tate	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
SS SCS HCS HB 1991		Modifies provisions relating to wireless facilities and related infrastructure
HB 1994	Ellebracht	Establishes provisions for net neutrality
HB 2095	Razer	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2149	Korman	Changes the law regarding taxation to modify sales and use tax definitions and to increase the motor fuel tax by seventeen cents
HB 2248	Spencer	Allows providers or resellers of commercial mobile radio services to opt out of contributions to the Universal Service Fund
HB 2342	Spencer	Changes the law regarding the Universal Service Board
HB 2499	Hansen	Modifies provisions relating to videoconferencing at parole hearings
HB 2566	Hansen	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
HB 2616	Rhoads	Modifies provisions regarding video service providers.
HB 2631	Dinkins	Prohibits the use of a hand-held wireless communications device within a school zone
HB 2632	Dinkins	Prohibits two-way telecommunications devices and their component parts in correctional centers and jails
HB 2732	Rowland 029	Prohibits the use of a hand-held wireless communications device for texting by drivers of any age
HCR 108	Rowland 029	Urges a commitment to equal rights for people with cognitive disabilities to access technology and information
		TELEVISION
SB 1059	Hummel	Creates the Education and Job Training Television Broadcast Fund for the purpose of education and job training
HB 2714	Butler	Establishes the Education and Job Training Television Broadcasting District Act
		TERRORISM
SS SCS SB 586		Creates the Joint Committee on Disaster Preparedness and Awareness
HB 1281	Beck	Modifies the offenses of unlawful transfer of weapons and unlawful possession of a firearm
HB 1711	Moon	Establishes a terrorist offender registry
HCR 68	Newman	Condemns and disapproves of hate groups
		TOBACCO PRODUCTS
HB 1855	Trent	Repeals a provision preempting political subdivisions from passing any tax increase on cigarettes or tobacco
HB 2048	Nichols	Doubles the fine for littering with cigarettes or cigars
HCR 52	Roberts	Designates Missouri No Smoking/No Tobacco Day.
		TOURISM
SS SCS HCS HB 1388		Modifies provisions relating to certain sports contests
HCS HB 1438		Changes the laws regarding the Sporting Event Sports Contract Tax Credit and extends its sunset date
HB 1485	Brown 057	This proposal would authorize the city of Archie to propose a local tourism tax.
HB 1609	Engler	Authorizes the state and political subdivisions thereof to appropriate funds to aid land clearing projects in St. Louis
HB 2039	Fraker	Creates the "Missouri Route 66 Centennial Commission"
HB 2067	Cornejo	Imposes restrictions on the use of the terms "Missouri Whiskey", "Missouri Bourbon", and "Missouri Bourbon Whiskey"

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2439	Messenger	Establishes the Retirees Experiencing a Better Living Initiative Fund to advertise Missouri to retirees in other states
HB 2577	Kolkmeyer	Changes the law regarding local taxes by authorizing all political subdivisions in the state to levy a transient guest tax instead of only those political subdivisions previously authorized
HCS HCR 77		Endorses the Bangert Island Riverfront Transformational Project.
		TRANSPORTATION
SB 556	Brown	Specifies when persons operating or riding a motorcycle or motor-tricycle must wear protective headgear
SS SCS SB 592		Modifies several provisions relating to elections
HCS SCS SB 598		Modifies provisions relating to the Department of Transportation utility corridor
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
SB 626	Munzlinger	Extends the period during which an annual fee shall be collected from businesses dealing in petroleum products
SB 657	Hegeman	Modifies provisions relating to landowners' obligation to control brush adjacent to county roads
SB 683	Wasson	Modifies provisions relating to the transportation of construction cranes
CCS HCS SB 687		Modifies provisions relating to student transportation
SB 708	Schatz	Modifies provisions relating to motor vehicle financial responsibility
SCS SB 709		Modifies the process by which travel hardships are granted to public school pupils
CCS HCS SB 743		Modifies provisions relating to elementary and secondary education
SB 749	Wallingford	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 755	Schupp	Modifies provisions relating to the operation of motor vehicles while using electronic devices
SB 766	Riddle	Provides that a motorcycle, motortricycle, or motorized bicycle may be operated on the shoulder of a roadway under certain circumstances
SB 784	Nasheed	Modifies the prohibition on certain use of electronic wireless communication devices while operating a motor vehicle
SB 811	Munzlinger	Enacts provisions relating to automated driving systems
SCS SB 814		Modifies provisions relating to driver's licenses for persons who are deaf or hard of hearing
SCS SB 822		Allows evidence of failure to wear a seatbelt to prove comparative negligence or to mitigate damages
SB 838	Rowden	Modifies provisions relating to school bus drivers
SB 842	Munzlinger	Modifies provisions relating to transportation
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
SB 865	Kehoe	Expands the commercial zone of Kansas City to include the city of Holden and certain roadways
SB 872	Schatz	Enacts provisions relating to motor vehicle franchises
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 903	Dixon	Modifies provisions relating to operation of motor vehicles

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
SB 940	Hegeman	Requires ballot questions abolishing township forms of county government to include a provision for road and bridge funding
SB 955	Cunningham	Modifies provisions relating to reductions in automobile insurance coverage
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SCS SBs 999 & 1000		Designates certain memorial infrastructure
SB 1005	Sifton	Specifies circumstances under which traffic court judges in St. Louis County may review driver's license revocations for refusal to submit to a chemical test
SB 1019	Eigel	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
SB 1049	Kehoe	Designates the "PFC Ralph A. Branson, Jr. Memorial Highway"
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1061	Hoskins	Modifies provisions of law relating to motorcycle safety education programs
SB 1076	Curls	Requires children under two years of age to be secured in rear-facing child passenger restraint systems
SB 1084	Schatz	Modifies provisions relating to the motor vehicle financial responsibility law
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SB 1091	Nasheed	Designates the "Rosa Parks Memorial Highway"
SCS SB 1102		Modifies various provisions relating to civil procedure, tort claims, contingency fee contracts entered into by the state, unlawful merchandising practices, arbitration agreements between employers and employees, damages, and products liability
HCS HB 1234		Modifies the procedures for elections of transportation development districts.
HB 1292	Henderson	Prohibits text messaging within a school zone
HCS HB 1295		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
HB 1297	Brown 094	Prohibits anyone from using a hand-held electronic wireless communication device while driving unless the device is equipped for hands-free operation and is being used in that manner
HB 1298	Brown 094	Prohibits text messaging while driving unless the device is equipped with technology allowing for hands-free texting and is being used in that manner
HB 1302	Higdon	Prohibits the use of hand-held electronic wireless communications devices while driving non-commercial and commercial motor vehicles; but allows the use of such devices when used hands-free by operators of non-commercial motor vehicles who are fully licensed and eighteen years of age or older.
HB 1307	Ellebracht	Specifies that the limits on fines for traffic violations shall not apply if the defendant is represented by counsel and negotiated a plea agreement
HCS HB 1366		Modifies provisions relating to school bus drivers
HB 1386	Spencer	Prohibits the use of automated traffic enforcement systems, and requires any political subdivision to complete or terminate any automated traffic enforcement contract within one year

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1447	Eggleston	Increases the membership of the Highways and Transportation Commission to eight commissioners
HB 1519	Reiboldt	Allows law enforcement officers to enforce the seat belt law as a stand-alone offense
HB 1692	Miller	Changes the laws regarding port authorities procuring professional services
HB 1809	Tate	Changes the laws regarding the Bi-state Metropolitan Development District compact by adding Franklin County
HB 1912	Brattin	Changes the laws regarding tax increment financing and transportation development districts
HB 2035	Trent	Creates a fund dedicated to transportation projects from the revenue saved through lower tax credit redemptions
HB 2112	Rone	Changes the law regarding a county sales tax for transportation infrastructure by removing the provision requiring the tax be approved by voters every four years
HB 2135	Messenger	Requires the director of the department of transportation to be appointed by the governor, subject to the advice and consent of the senate
HB 2151	Korman	Allows the department of transportation to sell naming rights for highways and bridges not already named
HCS HB 2153		Creates the Emergency Bridge Repair and Replacement Fund
HB 2181	Phillips	Modifies the Model Traffic Ordinance with respect to signals indicating the approach of a train
HB 2207	Berry	Allows the department of transportation to authorize, operate, and approve construction designs for transportation sensor systems
HB 2267	Reiboldt	Enacts provisions relating to automated driving systems
HB 2268	Reiboldt	Modifies certain department of transportation reporting requirements
HB 2271	Reiboldt	Contains provisions relating to the operation of automated motor vehicles in the state and establishes the "Automated Vehicle Safety Advisory Committee"
SCS HCS HBs 2277 & 1983		Exempts permanently disabled persons from the requirement that a physician's statement be provided each time a disabled license plate or windshield placard is renewed.
HB 2330	Beck	Designates a portion of State Highway 30 in St. Louis County as the "Officer Blake Snyder Memorial Highway"
SCS HB 2347		Designates a portion of Interstate 44 in Greene County as the "Captain Aaron J Eidem Memorial Highway".
HB 2385	Reiboldt	Modifies provisions relating to commercial zones
HB 2386	Reiboldt	Extends sovereign immunity to contractors and subcontractors of the department of transportation when the contractors are performing governmental services previously performed by the department of transportation
HCS HB 2393		Establishes a program to designate portions of highways for famous Missourians
HB 2400	Messenger	Prohibits the consumption or possession of open alcoholic beverage containers in the passenger area of a motor vehicle, with certain exceptions
HB 2437	Moon	Prohibits the implementation, enactment, promulgation, codification, or enforcement of any law, rule, or regulation that requires drivers of commercial motor vehicles to utilize electronic logging devices.
HB 2482	Korman	Allows the department of transportation to, by rule, adjust certain transportation fees by the percentage of inflationary increase or decrease.
HB 2484	Korman	Establishes the I-70 Regional Transportation District
HB 2485	Korman	Changes the law regarding motor vehicle decal fees

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2486	Korman	Requires that the Department of Transportation utility corridor be 12 feet wide with the location determined by the State Highways and Transportation Commission
HB 2497	Reiboldt	Modifies provisions relating to licensure to operate certain motor vehicles
HCS HB 2594		Modifies provisions of the Missouri Public-Private Partnerships Transportation Act with respect to concession agreements
HB 2710	Smith 085	Prohibits the placement of bumper stickers or decals that promote certain causes on state vehicles
HB 2721	Korman	Creates various funds dedicated to transportation
HB 2722	Korman	Allows the highways and transportation commission to issue bonds or other indebtedness to finance or refinance the construction or reconstruction of the state highway system
HCR 96	Conway 104	Designates May as "Move Over and Slow Down Awareness Month."
HJR 75	Messenger	Proposes a constitutional amendment to direct proceeds from an overweight fee for garbage trucks to the newly established Farm to Market Fund
HJR 83	Messenger	Proposes a constitutional amendment to direct increased funding from motor vehicle registration fee adjustments for inflation to a farm to market fund, a port development fund, the state road bond fund, and the highway patrol.
HJR 102	Corlew	Proposes a constitutional amendment to authorize the highways and transportation commission to impose and collect tolls on bridges and highways in metropolitan areas for the purpose of managing congestion.
		TRANSPORTATION, DEPARTMENT OF
SB 619	Eigel	Allows the Highways and Transportation Commission to issue bonds to finance transportation infrastructure
SB 751	Schatz	Repeals the requirement for the Department of Transportation to participate in arbitration as a defendant at the request of the plaintiff in a tort claim
SB 842	Munzlinger	Modifies provisions relating to transportation
SB 847	Eigel	Enacts provisions relating to traffic enforcement
SCS SB 861		Modifies provisions relating to following distance for vehicles traveling at electronically coordinated speeds
SB 929	Schatz	Creates a regulatory scheme for transportation sensors
SB 956	Cunningham	Modifies provisions of law relating to transportation infrastructure financing
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SCS SBs 999 & 1000		Designates certain memorial infrastructure
SB 1019	Eigel	Requires the Highways and Transportation Commission to consider the complete life-cycle costs of work in determining the lowest bid amount submitted for a contract
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1061	Hoskins	Modifies provisions of law relating to motorcycle safety education programs
SB 1084	Schatz	Modifies provisions relating to the motor vehicle financial responsibility law
SB 1087	Rowden	Enacts provisions relating to automated license plate reader systems
SB 1091	Nasheed	Designates the "Rosa Parks Memorial Highway"

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 38	Sater	Recognizes the Gold Star Families Memorial Monument on the College of the Ozarks campus as the official Gold Star Families Memorial Monument of Missouri
HB 1447	Eggleston	Increases the membership of the Highways and Transportation Commission to eight commissioners
HB 1881	Trent	Abolishes the Department of Transportation program that requires the use of biodiesel fuel in MoDOT vehicles
HB 2151	Korman	Allows the department of transportation to sell naming rights for highways and bridges not already named
HB 2152	Korman	Authorizes the Department of Transportation to set fees for drivers' licenses and license plates
HCS HB 2153		Creates the Emergency Bridge Repair and Replacement Fund
HB 2207	Berry	Allows the department of transportation to authorize, operate, and approve construction designs for transportation sensor systems
HB 2268	Reiboldt	Modifies certain department of transportation reporting requirements
HCS HB 2287		Requires automatic driver's license revocation when a driver strikes a highway worker in a construction or work zone
HB 2330	Beck	Designates a portion of State Highway 30 in St. Louis County as the "Officer Blake Snyder Memorial Highway"
SCS HB 2347		Designates a portion of Interstate 44 in Greene County as the "Captain Aaron J Eidem Memorial Highway".
HCS HB 2393		Establishes a program to designate portions of highways for famous Missourians
HB 2486	Korman	Requires that the Department of Transportation utility corridor be 12 feet wide with the location determined by the State Highways and Transportation Commission
HCS HB 2496		Establishes the Towing Task Force within the department of transportation
HB 2722	Korman	Allows the highways and transportation commission to issue bonds or other indebtedness to finance or refinance the construction or reconstruction of the state highway system
		TREASURER, STATE
SB 573	Wallingford	Modifies several provisions relating to the armed services
SB 588	Sifton	Imposes a gift ban for the members of the General Assembly and their candidate committees
SB 614	Rowden	Modifies provisions relating to lobbyist expenditures
SCS SB 644		Creates new provisions relating to unclaimed property
SB 651	Nasheed	Creates certain policies relating to police-worn cameras, funding, and stored data
SB 686	Chappelle-Nadal	Modifies the law relating to the investment policies of the state
SB 694	Wallingford	Establishes the Senior Services Growth and Development Program
SB 747	Emery	Modifies retirement benefits for newly elected members of the General Assembly and statewide elected officials
HCS SCS SB 769		Modifies provisions relating to financial transactions by public entities
HCS SB 793		Modifies provisions relating to court proceedings
SS SB 882		Modifies provisions of the Missouri Higher Education Savings Program
SCS SB 893		Modifies the initiative and referendum process
SB 994	Nasheed	Creates new provisions relating to the internal operations of state government

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 1038	Dixon	Modifies the process for filling vacancies in certain statewide and General Assembly offices
SB 1041	Schaaf	Creates new provisions of law relating to elected official communications
SB 1071	Wieland	Enacts the "Missouri Reinsurance Plan"
HB 1241	Lavender	Changes the laws regarding the management of certain state revenues by sweeping certain funds and lowering the senior property tax credit maximum
HB 1422	Pfautsch	Modifies provision for making claims to unclaimed property
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
HCS HB 1525		Changes the laws regarding unclaimed property
CCS SS SCS HCS HB 1879		Changes the laws regarding financial transactions by public entities
HB 2242	Wiemann	Establishes the Missouri Municipality Government Expenditure Database
HB 2325	Lavender	Changes the laws regarding notice of unclaimed property
		TREES AND OTHER PLANTS
HCS SS SCS SB 547		Modifies provisions relating to industrial hemp
SS SCS SBs 627 & 925		Modifies provisions relating to agriculture
SB 1018	Hegeman	Prohibits political subdivisions from adopting ordinances relating to the labeling, cultivation, or use of seeds or fertilizers
SCR 53	Munzlinger	Establishes the Joint Committee on the Review of the Plant Industries Division
HB 1454	May	Designates the pawpaw tree as the state fruit tree of Missouri.
HB 2480	Rhoads	Repeals the yield tax on certain forestry products
		UNEMPLOYMENT COMPENSATION
HB 1409	Fitzpatrick	Modifies the duration of unemployment compensation, modifies the method to pay federal advances, and raises the fund trigger causing contribution rate reductions
HB 1774	Morgan	Extends the duration of unemployment benefits
		UNIFORM LAWS
SB 914	Crawford	Specifies that agreement to receive notice and correspondence regarding portable electronics insurance by electronic means shall be determined in accordance with the Uniform Electronic Transactions Act
SB 1088	Rowden	Modifies the Uniform Agents Athlete Act
HCS HB 1690		Modifies provision of the Missouri life and health insurance guarantee act.
		URBAN REDEVELOPMENT
SCS SB 663		Allows for an appropriation to cooperate with political subdivisions on land clearance projects related to tourism infrastructure facilities
		UTILITIES
SS#5 SB 564		Modifies provisions relating to public utilities
SB 572	Silvey	Modifies provisions relating to public utilities
SS SCS SB 592		Modifies several provisions relating to elections

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SCS SB 598		Modifies provisions relating to the Department of Transportation utility corridor
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
SB 642	Emery	Modifies provisions relating to ratemaking for public utilities
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SS SB 704		Modifies provisions relating to political subdivisions
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
HCS SB 727		Requires that the comprehensive state energy plan be reviewed by the Division of Energy by January 1, 2020, and biennially thereafter, and updated if necessary
SCS SB 730		Establishes the Rate Case Modernization Act
SB 736	Schatz	Creates new provisions related to conditioning eligibility for certain contracts
SB 768	Hoskins	Modifies several provisions relating to the taxation of telecommunications companies
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 815	Schatz	Modifies the civil penalty for violating federally mandated natural gas safety standards
SB 816	Schatz	Modifies the civil penalty for violating certain underground facility safety standards
SB 820	Cunningham	Modifies provisions relating to broadband communications services provided by rural electric cooperatives
SB 830	Riddle	Creates the Nuclear Power Plant Security Guard Act
SB 833	Rowden	Modifies the definition of "electric plant" to include electric vehicle charging stations
SB 842	Munzlinger	Modifies provisions relating to transportation
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 933	Hegeman	Modifies provisions relating to property assessed clean energy (PACE)
SB 935	Hegeman	Requires board members of public water supply districts to complete training within 180 days of being elected or appointed to each term of office
SB 968	Wieland	Creates the Missouri Electricity Bill Reduction Assistance Act
SB 972	Romine	Establishes the Missouri Energy Freedom Act and the Alternative Regulation for Electrical Corporations Act
SB 989	Hoskins	Provides a sales tax exemption for the purchase of certain utilities for food preparation
SB 1042	Onder	Enacts provisions relating to concession agreements entered into by political subdivisions
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SB 1066	Eigel	Modifies provisions relating to hardening of the electric grid against certain storms
SB 1092	Hoskins	Requires the Department of Natural Resources to promulgate rules establishing setback distances for large wastewater facilities
SCR 27	Emery	Establishes the Task Force on Retail Electric Competition

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SCR 43	Munzlinger	Urges the Missouri Public Service Commission to reaffirm state policies relating to natural gas hedging
SS SCS HCS HB 1456		Changes the laws regarding 911 emergency communication services
HB 1464	Berry	Authorizes telephone companies to elect to have their tangible personal property assessed in accordance with a depreciation schedule
HB 1495	Dogan	Requires utilities to notify customers before replacing meters.
HB 1511	Berry	Authorizes a sales tax exemption for items used in the production or transmission of electricity to customers
HB 1575	Berry	Modifies provisions relating to public utilities.
HB 1595	Higdon	Brings municipal sewer districts under the control of the public service commission
HB 1643	Berry	Establishes the "Power Purchasing and Resale Act".
SCS HB 1691		Modifies the appeal procedure for decisions by the public service commission
HB 1704	Green	Requires gas corporations to repair pipelines and equipment necessary for a customer to benefit from the service even if the customer is not up to date with payments
SCS HB 1797		Establishes the Nuclear Power Plant Security Guard Act
SCS HB 1800		Changes provisions of law relating to the public service commission's complaint procedure
SS HCS HB 1872		Establishes a grant program for the installation of broadband internet service
HB 1877	Miller	Establishes the Missouri Water Safety and Security Act
HB 1878	Miller	Establishes the Rate Case Modernization Act, relating to rate making for gas corporations
SS#2 SCS HB 1880		Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 1902	Walker 003	Modifies provisions relating to development of utilities and eminent domain for utility purposes.
HB 1903	Walker 003	Modifies provisions relating to development of utilities and eminent domain.
HCS HB 1943		Authorizes a sales tax exemption for utilities used in commercial food preparation
HCS HB 1947		Changes the law regarding sale of water or wastewater systems in fourth class cities.
HB 1948	Rhoads	Changes the law regarding the uniform wireless communication infrastructure deployment act.
HB 1977	Redmon	Changes the law regarding grants for water supply and sewer systems.
HB 1988	Ellington	Establishes the Customer Utility Protection Act
SS SCS HCS HB 1991		Modifies provisions relating to wireless facilities and related infrastructure
HB 1994	Ellebracht	Establishes provisions for net neutrality
HCS HB 1999		Modifies provisions for public utility rate adjustment.
HB 2000	Bondon	Changes the law regarding the Public Service Commission
HB 2051	Miller	Changes the law regarding the Public Service Commission
HB 2052	Kidd	Changes the law regarding the Public Service Commission
HB 2053	Berry	Changes the law regarding the Public Service Commission
HB 2054	Francis	Changes the law regarding the Public Service Commission

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2055	DeGroot	Changes the law regarding the Public Service Commission
HB 2056	McDaniel	Changes the law regarding the Public Service Commission
HB 2057	Fraker	Changes the law regarding the Public Service Commission
HB 2058	Plocher	Changes the law regarding the Public Service Commission
HB 2113	Roden	Prohibits certain charges to customers by public water supply districts and metropolitan water supply districts.
HB 2149	Korman	Changes the law regarding taxation to modify sales and use tax definitions and to increase the motor fuel tax by seventeen cents
HB 2197	Miller	Changes the law regarding the Public Service Commission
HB 2222	Korman	Modifies provisions relating to electrical energy.
HB 2248	Spencer	Allows providers or resellers of commercial mobile radio services to opt out of contributions to the Universal Service Fund
HCS HB 2265		Modifies provisions for public utilities.
HCS HB 2289		Modifies provisions for waterworks and sewerage rates.
HB 2342	Spencer	Changes the law regarding the Universal Service Board
HB 2344	Miller	Modifies provisions of the property assessment clean energy act.
HB 2365	Berry	Modifies the definition of "electric plant."
HB 2401	Redmon	Modifies provisions for eminent domain by utility entities.
HB 2414	Redmon	Changes the laws regarding eminent domain for electric transmission projects
HB 2419	Fitzpatrick	Creates the Missouri Electricity Bill Reduction Assistance Act.
HB 2447	Korman	Modifies provisions for construction of new facilities by utility companies.
HB 2449	Redmon	Modifies provisions for construction of new facilities by utility companies.
HB 2486	Korman	Requires that the Department of Transportation utility corridor be 12 feet wide with the location determined by the State Highways and Transportation Commission
HB 2516	Curtis	Allows the public service commission to offer a lower rate to low-income senior citizens when a rate increase is projected to give a public utility a profit increase of more than one hundred million dollars.
HB 2519	Anderson	Prohibits a sewerage services, water services, or water and sewerage services company from holding an owner of a premises liable for the occupant's delinquent utility payments
HB 2596	Bondon	Creates provisions for the deployment of electric vehicle charging stations.
HB 2616	Rhoads	Modifies provisions regarding video service providers.
HB 2617	Trent	Declares the intent of the general assembly to facilitate and encourage development of fiber optic infrastructure by rural electric cooperatives
HB 2618	DeGroot	Changes provisions of law related to net metering.
HB 2650	McCreery	Changes provisions related to fees for repair of sewer service lines
HCR 84	Quade	Urges Congress to pass legislation reinstating net neutrality
HCR 87	Black	Urges the Public Service Commission to reaffirm the state's policy of encouraging electrical corporations to act in consumers' best interests through prudent hedging of natural gas and other fuels.

No.	Author	Subject
		VETERANS
SB 573	Wallingford	Modifies several provisions relating to the armed services
SB 812	Wallingford	Allows eligible persons to register multiple vehicles with disabled veteran license plates
SB 864	Hoskins	Allows private employers to grant employment preferences to veterans
CCS HCS SS SB 881		Modifies provisions of law relating to transportation
SB 919	Libla	Modifies provisions relating to licenses to operate motor vehicles
SB 984	Wallingford	Specifies that the State Highways and Transportation Commission shall consider veteran-owned small businesses to be disadvantaged business enterprises for purposes of highway construction contracts and associated reporting
SCR 38	Sater	Recognizes the Gold Star Families Memorial Monument on the College of the Ozarks campus as the official Gold Star Families Memorial Monument of Missouri
SCR 42	Hoskins	Calls upon the Missouri United States' Senators to support Senate Bill 120, relating to the declassification of missing Armed Forces personnel records and aid in the resolution of the cases of unaccounted Missouri service members
SCR 47	Schupp	Establishes the Task Force on Trauma-informed Care for Veterans
SJR 23	Silvey	Allows for a property tax exemption for one hundred percent disabled veterans
SJR 34	Hoskins	Allows for a property tax exemption for one hundred percent disabled veterans
HB 2 (E1)	Austin	Establishes treatment courts
HB 1257	Schroer	Allows private businesses to give hiring preference for veterans.
HB 1290	Henderson	Specifies that all state properties that currently have a flagpole shall fly the POW/MIA flag
HCS HB 1368		Changes the law regarding the Missouri Returning Heroes Education Act
HB 1427	Love	Establishes the Missouri Veterans' Heritage Protection Act
HB 1462	Davis	Changes the law regarding preference given to disabled veterans with state and political subdivision contracts.
HB 1492	Lynch	Changes the law regarding the Show-Me Heroes program
SCS HCS#2 HB 1503		Establishes a fund for providing state-guaranteed small business loans to veterans.
HB 1505	Davis	Changes the laws regarding low-income housing tax credit to give priority to veterans
HB 1723	Grier	Allows veterans to attend state higher education institutions tuition free.
HB 1742	Davis	Allows private businesses to give hiring preference veterans.
HB 1840	Houghton	Allows all honorably discharged veterans to fish and hunt without a permit, with certain exceptions
HCS HB 1918		Changes the laws regarding business fees so that certain fees are waived for veterans
HB 1963	McDaniel	Establishes the Veterans Home Resident Monitoring Care Act
HB 2037	Davis	Exempts Congressional Medal of Honor license plates from the special plate fee
HB 2189	Spencer	Establishes the Missouri Veterans' Heritage Protection Act
HB 2193	Franks Jr.	Creates the veterans' bill of rights.
HB 2305	Carpenter	Authorizes a tax deduction for certain veterans who receive income through student loan forgiveness

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2349	Pogue	Requires the Department of Natural Resources to offer certain state park property for sale to certain veterans
HB 2456	Sommer	Establishes a green alert system for missing or endangered veterans.
HB 2461	Kendrick	Waives the fee to obtain a copy of birth certificate for homeless veterans and their immediate family.
HB 2466	Davis	Modifies provisions for the Missouri Veterans' Commission.
HB 2513	Kidd	Establishes a procedure in which a retired law enforcement officer or retired armed forces member may apply to have a special notation indicating such status on his or her concealed carry permit
SS SCS HB 2562		Establishes treatment courts
HB 2578	Washington	Modifies provisions regarding property tax relief for senior citizens.
HCR 53	Dohrman	Urges Congress to award the Congressional Gold Medal to the Ghost Army from WWII.
HCR 69	Davis	Urges the President of the United States to authorize a state funeral when the last of the World War II Medal of Honor Recipient dies.
HCR 73	Justus	Recognizes the Gold Star Families Memorial Monument at College of the Ozarks as the official Gold Star Families Memorial Monument of Missouri.
HJR 56	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.
HJR 57	Carpenter	Proposes a constitutional amendment exempting from taxation certain real and personal property owned by a veteran with a total service-connected disability
HJR 61	Shumake	Proposes a constitutional amendment authorizing $63 million in bonds for veterans homes.
HJR 63	Gregory	Modifies provisions relating to property taxes for veterans.
		VETERINARIANS
SB 746	Emery	Creates provisions relating to the practice of animal chiropractic
SB 797	Munzlinger	Modifies provisions relating to animals
SB 817	Munzlinger	Modifies provisions relating to the disposition of impounded animals
HB 1750	Pogue	Prohibits the state or any of its agencies from enforcing the new veterinary feed directive rules promulgated by the Food and Drug Administration
HCS HB 1911		Creates new provisions of law relating to animal chiropractic practitioners
		VICTIMS OF CRIME
SS#2 SB 552		Allows law enforcement agencies and prosecutors to request an audit by the State Auditor, and modifies the punishment for violating lobbying and conflict of interest provisions and the offense of official misconduct
SS SB 579		Modifies provisions relating to certain crimes against emergency service providers
SB 604	Onder	Requires the posting of certain information regarding human trafficking
SB 645	Wallingford	Modifies provisions of law relating to child custody arrangements
CCS HCS SB 655		Increases the minimum age for marriage from 15 to 16 years, modifies the sex offender registry system, and eliminates the statute of limitations for sexual offenses committed against minors
SB 689	Sater	Prohibits a registered sex offender from living within one thousand feet of a former victim
SB 795	Koenig	Modifies provisions relating to termination of parental rights
SB 923	Rowden	Modifies provisions of law relating to the Address Confidentiality Program

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 958	Riddle	Requires the Attorney General to establish an electronic tracking system to monitor sexual assault collection kits
HCS SS SCS SB 966		Modifies provisions relating to the administration of the criminal justice system
SB 970	Emery	Requires a person who has been found guilty of driving while intoxicated to complete a victim impact program approved by the court
SB 976	Sifton	Creates a process for establishing and operating domestic violence fatality review panels
SB 1004	Schupp	Creates the Trauma-Informed Care for Children and Families Board
SB 1017	Wieland	Modifies provisions relating to the Supplemental Nutrition Assistance Program
SB 1026	Nasheed	Creates requirements relating to the purchasing of firearms
SB 1046	Crawford	Modifies provisions relating to child protection orders
SCR 44	Nasheed	Declares youth violence a public health epidemic
HCS HB 1246		Requires the Department of Public Safety to develop human trafficking hotline posters
HB 1296	Kelley 127	Establishes "Toby's Law," which requires any person who has pled guilty to or been found guilty of driving while intoxicated to complete a victim impact program approved by the court
HB 1301	Conway 104	Modifies provisions relating to the distribution of moneys from the Crime Victims' Compensation Fund to the state forensic laboratory account
HB 1325	Roberts	Allows the victim's family or next of kin to sign a notarized statement directing the funeral home be a claimant and deal directly with the Crime Victim's Compensation Fund
HCS HB 1331		Modifies provisions relating to a victim's right to make a statement
HB 1338	Newman	Establishes the Compassionate Assistance for Rape Emergencies (CARE) Act
HCS HB 1461		Modifies provisions relating to the Address Confidentiality Program
HB 1538	Butler	Changes the laws regarding public nuisance penalties
HB 1585	Franks Jr.	Designates June 7th as "Youth Violence Prevention Day"
CCS SS SCS HB 1633		Modifies provisions relating to criminal offenses
HCS HB 1725		Expands the definition of special victim to include sports officials at a sporting event
HB 1779	Ellington	Allows a victim or witness of a crime to be granted an automatic full order of protection if such victim or witness is fearful of his or her safety
HB 2065	Neely	Changes the laws regarding hate crimes by adding offenses motivated by the victim's political affiliation
HB 2166	Arthur	Allows victims of certain crimes to be released from certain lease agreements if documentation is provided to the landlord
HCS HB 2259		Changes the laws regarding rape kits by requiring the attorney general to establish a system to track the status of the kits
HCS HB 2350		Changes the law regarding certain criminal offenses
HCS HB 2397		Modifies provisions relating to the administration of the criminal justice system
HB 2422	Neely	Creates the Human Trafficking and Child Exploitation Prevention Act
HB 2462	Walker 074	Establishes additional provisions relating to forensic examinations performed on victims of sexual offenses
HB 2488	Mitten	Changes the laws regarding public nuisance

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 2741	Curtis	Provides that students who report an incident of sexual assault to law enforcement or to an institution of higher education shall not be subject to discipline or other consequences for violations of any drug or alcohol policy of the institution
HCR 70	Franks Jr.	Declares youth violence as a public health epidemic and declares June 7th as "Christopher Harris Day" in Missouri
		VITAL STATISTICS
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
HCS SB 850		Modifies provisions of law relating to records involving children
HB 1470	Kelley 127	Allows free birth certificates to be provided to Children's Division and the Division of Youth Services of behalf of children under juvenile court jurisdiction
SCS HCS HB 1597		Authorizes the next-of-kin of a deceased person to delegate control of the final disposition of the remains
SCS HCS HB 1713		Modifies provisions relating to the Missouri Adoptee Rights Act
HCS HB 1714		Modifies provisions relating to the rights of adoptees
HCS HB 1895		Specifies that no investigation is required for a death that occurs under hospice care
SCS HCS HB 2079		Modifies provisions relating to coroners
HB 2366	Beard	Specifies that a listing of persons who die on a particular date shall be disclosed upon request, with certain restrictions
HB 2461	Kendrick	Waives the fee to obtain a copy of birth certificate for homeless veterans and their immediate family.
		WASTE - HAZARDOUS
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SB 706	Riddle	Extends the expiration of the lead-acid battery fee from December 31, 2018, to December 31, 2023
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
HB 1607	Korman	Extends the termination date of certain natural resources funds and fees.
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
		WASTE - RADIOACTIVE
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
HCS HB 1804		Establishes the Radioactive Waste Investigation Fund
		WASTE - SOLID
SB 558	Chappelle-Nadal	Modifies provisions relating to contaminated homes

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 853	Wallingford	Prohibits political subdivisions from regulating auxiliary containers
HCS SCS SB 917		Modifies provisions relating to coal ash
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SCR 30	Wallingford	Establishes the Joint Committee on Solid Waste Management District Operations
HB 1727	Sommer	Modifies provisions relating to solid waste management
HB 2041	Fitzwater	Allows the Department of Natural Resources to promulgate rules for the management and closure of coal combustion residual surface impoundments and landfills
HCS HB 2097		Establishes the Freedom to Choose Trash Collection Services Act, which requires voter approval of any contract with mandated haulers of trash collection except in certain political subdivisions
		WATER PATROL
SB 622	Hummel	Establishes the Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act
HCS#2 SS#2 SCS SB 1050		Modifies provisions of law relating to transportation
SCS HCS HB 1300		Requires boat title and registration fees collected annually in excess of one million dollars to be deposited in the Water Patrol Division Fund
HCS HB 1591		Modifies provisions relating to the operation of watercraft
HB 1682	Runions	Establishes the "Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act"
		WATER RESOURCES AND WATER DISTRICTS
SB 658	Hegeman	Modifies provisions relating to municipally owned utilities
HCS SB 659		Modifies provisions relating to the Department of Natural Resources
SS SB 705		Modifies provisions relating to rate adjustments outside of general rate proceedings for certain public utilities
HCS SS SCS SB 782		Modifies provisions relating to the Department of Natural Resources
SB 823	Schatz	Modifies provisions of the Missouri Clean Water Law
SB 935	Hegeman	Requires board members of public water supply districts to complete training within 180 days of being elected or appointed to each term of office
SB 978	Romine	Establishes the Environmental Restoration Corporation Act
SB 979	Walsh	Requires potable water in certain elementary school buildings to be tested for lead
SB 1092	Hoskins	Requires the Department of Natural Resources to promulgate rules establishing setback distances for large wastewater facilities
HB 1374	Ruth	Establishes the Waterways Trust Fund
SCS HB 1442		Changes the laws regarding the filling of commissioner offices
HB 1801	Miller	Modifies provisions relating to the expiration date of certain fees collected by the Department of Natural Resources
HB 1850	McCreery	Modifies the membership of the Clean Water Commission

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
HB 1877	Miller	Establishes the Missouri Water Safety and Security Act
HCS HB 1947		Changes the law regarding sale of water or wastewater systems in fourth class cities.
HCS#2 HB 1973		Modifies provisions relating to agricultural stormwater discharges
HB 1977	Redmon	Changes the law regarding grants for water supply and sewer systems.
HCS HB 1999		Modifies provisions for public utility rate adjustment.
HB 2113	Roden	Prohibits certain charges to customers by public water supply districts and metropolitan water supply districts.
HB 2182	Gannon	Requires all counties and municipalities to participate in the National Flood Insurance Program and modifies provisions relating to floodplain management
HB 2213	Lichtenegger	Requires water supply districts that intend to modify their water supply fluoridation to seek information about the impact from their local health department
SCS HCS HB 2216		Prohibits political subdivisions from restricting the rights of certain property owners with regard to water resources
HCS HB 2289		Modifies provisions for waterworks and sewerage rates.
HCS HB 2306		Establishes the Environmental Restoration Corporation Act
HB 2345	Miller	Requires board members of public water supply districts to complete training in each elected or appointed term
HCS HB 2594		Modifies provisions of the Missouri Public-Private Partnerships Transportation Act with respect to concession agreements
HB 2643	Miller	Requires potable water in certain elementary school buildings to be tested for lead
		WEAPONS
SB 635	Chappelle-Nadal	Creates the crimes of failing to stop illegal firearm possession, negligent storage of a firearm, and failure to notify a school of firearm ownership
SB 656	Sifton	Applies the offense of unlawful possession of firearms to certain additional categories of individuals in possession of firearms
SB 711	Schupp	Creates the offense of unlawful transfer of weapons for a licensed firearms dealer to deliver a handgun to a purchaser without waiting at least 24 hours
SB 875	Nasheed	Requires the reporting of firearms lost or stolen in the City of St. Louis
SB 954	Curls	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge such record
HB 2584	McCann Beatty	Allows individuals found guilty of certain offenses of unlawful use of a weapon to expunge records relating to such offense
		WEIGHTS AND MEASURES
HCS HB 2416		Establishes day light saving time as the standard time of Missouri upon authorization from Congress allowing states to do so
		WORKERS COMPENSATION
SB 570	Silvey	Modifies provisions relating to workers' compensation for firefighters
SS SCS SB 600		Enacts new provisions relating to professional employer organizations
SB 601	Schatz	Modifies provisions relating to maximum medical fees under workers' compensation laws
SB 621	Hummel	Modifies provisions relating to workers' compensation for firefighters
SS SB 666		Creates new provisions relating to joint employers

* (E1) refers to bills from the First Extra Session

No.	Author	Subject
SB 721	Chappelle-Nadal	Modifies the statute of limitations for certain claims under workers' compensation
SB 735	Schatz	Modifies provisions relating to workers' compensation premiums
SB 736	Schatz	Creates new provisions related to conditioning eligibility for certain contracts
SB 763	Schatz	Establishes a workers' compensation claims database
SB 981	Wieland	Modifies provisions relating to methods of self-insurance for workers' compensation
SB 1089	Wallingford	Creates new provisions relating to the use of third party administrator during workers' compensation proceedings
HB 1243	Bangert	Establishes a presumption that an emergency worker diagnosed with post-traumatic stress disorder incurred the disorder in the course of employment as an emergency worker
HB 1641	Roden	Establishes a presumption that a firefighter assigned to a certain number of years of hazardous duty, exposed to certain agents, and disabled as a result of cancer incurred the cancer in the course of employment as a firefighter
HB 1647	Schroer	Modifies provisions relating to workers' compensation for firefighters and police officers
HB 1693	DeGroot	Modifies provisions relating to workers' compensation
HB 1799	DeGroot	Modifies provisions relating to notices on workers' compensation requirements
HB 1985	Ellington	Modifies provisions relating to workers' compensation for firefighters
HB 2328	Unsicker	Repeals a provision relating to waivers by blind employees
HB 2421	Pfautsch	Modifies provisions relating to methods of self-insurance for workers' compensation
HB 2438	Remole	Specifies that board members of a nonprofit organization are exempt from workers' compensation requirements
HB 2586	Remole	Creates new provisions relating to workers' compensation premiums
HCS HB 2671		Adds provisions relating to the payment of certain claims
HB 2672	DeGroot	Modifies provisions relating to workers' compensation
		YOUTH SERVICES, DIVISION OF
HCS SB 693		Modifies the age in which a child can be prosecuted in the juvenile court system and procedures in guardianship and conservator proceedings
HCS SB 800		Modifies provisions relating to juvenile court proceedings
CCS SB 819		Modifies provisions of law relating to the protection of children
SB 827	Sater	Modifies the law relating to fees for copies of birth, death, and marriage certificates for certain individuals
HB 1470	Kelley 127	Allows free birth certificates to be provided to Children's Division and the Division of Youth Services of behalf of children under juvenile court jurisdiction

JOURNAL OF THE SENATE

NINETY-NINTH GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

FIRST DAY—WEDNESDAY, JANUARY 3, 2018

The Senate was called to order at 12:00 noon by Lieutenant Governor Michael L. Parson.

The Reverend Carl Gauck offered the following prayer:

"For the Lord gives wisdom; from his mouth come knowledge and understanding;" (Proverbs 2:6)

Gracious God, we begin the first day of this session and recognize there is much ahead of us that will demand openness for learning about the challenges that are coming and the remedies that are called forth from us. So grant us a willingness to be open to Your wisdom and perceive the many ways Your wisdom will lead us along the right path that will benefit Your people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Kehoe requested unanimous consent of the Senate to allow the Marshal of the Supreme Court to enter the Chamber with side arms, which request was granted.

Senator Kehoe announced photographers from The Columbia Missourian, Jefferson City News Tribune, KRCG-TV, KMIZ-TV, St. Louis Public Radio, KOMU 8 News, KY3-KSPR and Fox 2 St. Louis were given permission to take pictures in the Senate Chamber.

MESSAGES FROM THE SECRETARY OF STATE

The President laid before the Senate the following communication from the Secretary of State, which was read:

TO THE SECRETARY OF THE SENATE
Honorable Adriane D. Crouse
Jefferson City, MO

Madam:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 8th Senatorial District in the State of Missouri, on the 7th day of November, 2017, as provided by law, the following named person was elected to the office of Sate Senator, 8th Senatorial District as shown by the election results certified to this office by the election authorities of the 8th Senatorial District.

Name	**Office**
Mike Cierpiot	State Senate
214 NE Landings Circle	8th Senatorial District
Lee's Summit, MO 64064	

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 28th day of November, 2017.

/s/ Jay Ashcroft

John R. Ashcroft

Secretary of State

Senator Cierpiot was escorted to the dais and received his oath of office from the Honorable Zel M. Fischer.

Also,

To the Honorable Senate of the 99th General Assembly, Second Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri, I have the honor to lay before you herewith a list of the names of the members of the Senate for the 99th General Assembly (Second Regular Session) of the State of Missouri, elected at the November 4, 2014 General Election, and the November 8, 2016 General Election.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 3rd day of January, 2018.

/s/ Jay Ashcroft

(Seal) **John R. Ashcroft**

SECRETARY OF STATE

MISSOURI STATE SENATORS

Elected November 8, 2016

District	Name
1st	**Scott Sifton**
3rd	**Gary Romine**
5th	**Jamilah Nasheed**
7th	**Jason Holsman**
9th	**Shalonn (Kiki) Curls**
11th	**John Joseph Rizzo**
13th	**Gina Walsh**
15th	**Andrew Koenig**
17th	**Ryan Silvey**
19th	**Caleb Rowden**
21st	**Denny Hoskins**
23rd	**Bill Eigel**
25th	**Doug Libla**
27th	**Wayne Wallingford**
29th	**David Sater**
31st	**Ed Emery**
33rd	**Mike Cunningham**

MISSOURI STATE SENATORS

Elected November 4, 2014

District	Name
2nd	**Bob Onder**
***4th**	**Jacob W. Hummel**
6th	**Mike Kehoe**
****8th**	**Mike Cierpiot**
10th	**Jeanie Riddle**
12th	**Dan Hegeman**
14th	**Maria N. Chappelle-Nadal**
16th	**Dan Brown**
18th	**Brian Munzlinger**
20th	**Jay Wasson**
22nd	**Paul Wieland**
24th	**Jill Schupp**
26th	**Dave Schatz**
***28th**	**Sandy Crawford**
30th	**Bob Dixon**
32nd	**Ron Richard**
34th	**Rob Schaaf**

* Special Election held November 8, 2016 due to the resignation of Senator Joseph Keaveny.

** Special Election held August 8, 2017 due to the resignation of Senator Michael Parson.

*** Special Election held November 7, 2017 due to the resignation of Senator Will Kraus.

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

The President declared the Second Regular Session of the 99th General Assembly convened.

RESOLUTIONS

Senator Kehoe offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1043

BE IT RESOLVED, by the Senate of the Ninety-ninth General Assembly of Missouri, Second Regular Session, that the rules adopted by the Ninety-ninth General Assembly of the State of Missouri, First Regular Session, as amended, insofar as they are applicable, be adopted as the rules for the control of the deliberations of the Senate of the Ninety-ninth General Assembly, Second Regular Session.

Senator Kehoe offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1044

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the Ninety-ninth General Assembly is duly convened and is now in session and ready for consideration of business.

Pursuant to Section 9.141, RSMo, the Bill of Rights was read.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 4828**.

HOUSE RESOLUTION NO. 4828

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, informs the Senate that the House of Representatives is duly convened and is now in session ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 4829**.

HOUSE RESOLUTION NO. 4829

BE IT RESOLVED, that a messages be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri is now regularly organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives bee directed to inform the Senate of the adoption of this resolution.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 50**.

HOUSE CONCURRENT RESOLUTION NO. 50

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 7:00 p.m., Wednesday, January 10, 2018, to receive a message from His Excellency, the Honorable Eric R. Greitens, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 51**.

HOUSE CONCURRENT RESOLUTION NO. 51

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 11:00 a.m., Wednesday, January 24, 2018, to receive a message from the Honorable Zel M. Fischer, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 26, 2017, while the Senate was not in session.

Charles M. Ambrose, 606 Darrow Street, Warrensburg, Johnson County, Missouri 64093, as a member of the Midwestern Higher Education Commission, for a term ending January 1, 2021, and until his successor is duly appointed and qualified; vice, John McGuire, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

William Atherton, 308 South Main Street, Fayette, Howard County, Missouri 65248, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, D. Kimberly Whittle, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Adrienne D. Atzemis, 8507 Skyline Drive, Saint Louis, Saint Louis County, Missouri 63123, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Holly Monroe, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Elizabeth A. Banker, 102 East 30th Street, Kansas City, Jackson County, Missouri 64108, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Dawn M. Fuller, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Peggy Barnhart, Republican, 12 Woodcliffe Road, Saint Louis, Saint Louis County, Missouri 63124, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2021, and until her successor is duly appointed and qualified; vice, John P. King, deceased.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on

November 15, 2017, while the Senate was not in session.

Amy Beechner-McCarthy, 12278 Cedar Grove Road, Rolla, Phelps County, Missouri 65401, as a member of the Children's Trust Fund Board, for a term ending September 15, 2019, and until her successor is duly appointed and qualified; vice, Stephen F. Huss, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Nancy E. Birch, 204 Fox Creek Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Edna A. Smith, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Melissa A. Birdsell, 418 North 24th Street, Saint Joseph, Buchanan County, Missouri 64501, as a member of the Children's Trust Fund Board, for a term ending September 15, 2020, and until her successor is duly appointed and qualified; vice, Amy Beechner-McCarthy, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

James W. Blair, 1320 Platinum Court, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Larry B. Newcomb, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Carl A. Bolm, Republican, 15 Huntleigh Woods Drive, Huntleigh, Saint Louis County, Missouri 63131, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2022, and until his successor is duly appointed and qualified; vice, Elizabeth G. Sims, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Mary B. Bozarth, 4859 South Crescent Avenue, Springfield, Greene County, Missouri 65804, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, RSMo 210.153.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Robert G. Brinkmann, Republican, 1091 Wings Road, Box 344, Saint Albans, Franklin County, Missouri 63073, as a member of the State Highways and Transportation Commission, for a term ending March 1, 2023, and until his successor is duly appointed and qualified; vice, Edward D. Hillhouse, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 28, 2017, while the Senate was not in session.

Julia G. Brncic, Independent, 7255 Forsyth Boulevard, Saint Louis, Saint Louis County, Missouri 63105, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2021, and until her successor is duly appointed and qualified; vice, Thomas R. Voss, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Barbara Brown-Johnson, 1965 South Cedarbrook Avenue, Springfield, Greene County, Missouri 65804, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Barbara Brown-Johnson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Sharon K. Buchanan-McClure, Republican, 145 East Essex Avenue, Kirkwood, Saint Louis County, Missouri 63122, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2021, and until her successor is duly appointed and qualified; vice, John W. Maupin, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 11, 2017, while the Senate was not in session.

John W. Buckner, 4931 South Farm Road 145, Springfield, Greene County, Missouri 65810, as a member of the Missouri Veterans' Commission, for a term ending November 2, 2020, and until his successor is duly appointed and qualified; vice, John Michael Mowrer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Michael J. Burbank, Republican, 412 Split Rock Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2019, and until his successor is duly appointed and qualified; vice, Theodore M. Vollmar, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Elaine Buschjost, 4920 Highway HH, Russellville, Cole County, Missouri 65074, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Jennifer L. Cato, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Kevin C. Childress, Republican, 1001 West 57th Street, Kansas City, Jackson County, Missouri 64113, as a member of the Jackson County Sports Complex Authority, for a term ending July 15, 2022, and until his successor is duly appointed and qualified; vice Aimee Gromowsky, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Cynthia M. Circo, Democrat, 106 West 14th Street #2203, Kansas City, Jackson County, Missouri 64105, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2019, and until her successor is duly appointed and qualified; vice, Judith Grace O'Connor, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 4, 2017, while the Senate was not in session.

Kellie Ann Coats, 4409 Weybridge Drive, Columbia, Missouri 65203, as Executive Director of the Missouri Women's Council, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 4, 2017, while the Senate was not in session.

Stan Coday, Republican, 2165 State Highway K, Seymour, Webster County, Missouri 65746, as a member of the Clean Water Commission of the State of Missouri, for a term ending April 12, 2020, and until his successor is duly appointed and qualified; vice, James M. Howerton, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on

November 17, 2017, while the Senate was not in session.

Steve C. Cookson, 226 Forest Meadow, Poplar Bluff, Butler County, Missouri 63901, as a member of the Organ Donation Advisory Committee, for a term ending January 1, 2020, and until his successor is duly appointed and qualified; vice, Michala Stoker, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

David M. Corley, Independent, 1161 Marsh Avenue, Ellisville, Saint Louis County, Missouri 63011, as a member of the Tourism Commission, for a term ending January 15, 2019, and until his successor is duly appointed and qualified; vice, Bennett Keller, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 12, 2017, while the Senate was not in session.

Joseph W. Cornelison, Republican, 25457 Magnolia Drive, Maryville, Nodaway County, Missouri 64468, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2020, and until his successor is duly appointed and qualified; vice, Dalton Wright, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 19, 2017, while the Senate was not in session.

Steve L. Corsi, 5388 Craigy J Drive, Laramie, Wyoming 82009, as Director of the Department of Social Services, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Amelia A. Counts, Independent, 318 Panhurst Court, Ballwin, Saint Louis County, Missouri 63021, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2023, and until her successor is duly appointed and qualified; vice, Stephen B. Hoven, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Edward P. Davis, Republican, 6230 Wall Street, Kansas City, Platte County, Missouri 64151, as a member of the Platte County Election Board, for a term ending January 11, 2021, and until his successor is duly appointed and qualified; vice, Marvin Ferguson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Monica A. Davis, 13315 County Road 5010, Rolla, Phelps County, Missouri 65401, as a member of the Children's Trust Fund Board, for a term ending September 15, 2018, and until her successor is duly appointed and qualified; vice, Paula E. Clay, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 7, 2017, while the Senate was not in session.

Rob Dixon, 4000 Wellington Drive, Columbia, Boone County, Missouri 65202, as Director of the Department of Economic Development, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Misty Z. Dobynes, 1201 Beavertrail, Saint Louis, Saint Louis County, Missouri 63135, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Amy J. Thompson, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 11, 2017, while the Senate was not in session.

Jose M. Dominguez, 810 East Sterling Ridge Court, Springfield, Greene County, Missouri 65810, as a member of the Missouri Veterans' Commission, for a term ending November 2, 2020, and until his successor is duly appointed and qualified; vice, Nancy M. Nelson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Terry L. Ecker, Republican, 11334 Bobcat Road, Elmo, Nodaway County, Missouri 64445, as a member of the State Highways and

Transportation Commission, for a term ending March 1, 2023, and until his successor is duly appointed and qualified; vice, Mary E. Nelson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Donna J. Erickson, 843 Clark Avenue, Webster Groves, Saint Louis County, Missouri 63119, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Donna J. Erickson, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Joyce Estes, 6817 South 7th Street, Post Office Box 2017, Saint Joseph, Buchanan County, Missouri 64502, as a member of the Child Abuse and Neglect Review Board, for a term April 7, 2020, and until her successor is duly appointed and qualified; vice, Christopher M. Carriger, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Sharon Faulkner, 2415 East Wayland Street, Springfield, Greene County, Missouri 65804, as a member of the Children's Trust Fund Board, for a term ending September 15, 2018, and until her successor is duly appointed and qualified; vice, Michelle Crockett, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Daniel P. Finney, Democrat, 6960 Dartmouth Avenue, Saint Louis, Saint Louis County, Missouri 63130, as a member of the Missouri Gaming Commission, for a term ending April 29, 2019, and until his successor is duly appointed and qualified; vice, Larry D. Hale, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 18, 2017, while the Senate was not in session.

Paul D. Fitzwater, Republican, 12007 South State Highway 21, Potosi, Washington County, Missouri 63664, as a member of the Board of Probation and Parole, for a term ending December 20, 2018, and until his successor is duly appointed and qualified; vice Don T. Ruzicka, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Kathleen K. Flemming, 1001 Old Olive Way, Saint Louis, Saint Louis County, Missouri 63141, as a member of the Missouri Achieving a Better Life Experience Board, for a term ending August 29, 2021, and until her successor is duly appointed and qualified; vice RSMo. 206.605.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October

27, 2017, while the Senate was not in session.

Susan A. Fluegel, 7574 Kirky Court, Shrewsbury, Saint Louis County, Missouri 63119, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, April S. Wilson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Jennifer N. Foster, 6197 Sulks Road, Bates City, Lafayette County, Missouri 64011, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Janet E. Richardson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Stephen L. Foster, Democrat, 12295 County Road E, Camden Point, Platte County, Missouri 64018, as a member of the Platte County Election Board, for a term ending January 11, 2019, and until his successor is duly appointed and qualified; vice, Betty A. Knight, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Gary A. Fraker, Republican, 520 Bluff Road, Marshfield, Webster County, Missouri 65706, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2021, and until his successor is duly appointed and qualified; vice, Scott M. Meierhoffer, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Thomas J. Frawley, 51 Waterman Place, Saint Louis, Saint Louis City, Missouri 63112, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until his successor is duly appointed and qualified; vice, RSMo 210.617

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Terra N. Frazier, 5512 Northeast 102nd Street, Kansas City, Clay County, Missouri 64156, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Deborah White, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Elizabeth C. Galt, 800 East Liberty Street, Apartment 31C, Farmington, Saint Francois County, Missouri 63640, as a member of the Missouri Developmental Disabilities Council, for a term ending June 30, 2020, and until her successor is duly appointed and qualified; vice, Mark E. Ohrenberg, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Brandon C. Garber, Independent, 1001 South Fork Lane, Tipton, Morgan County, Missouri 65081, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2020, and until his successor is duly appointed and qualified; vice, Brandon C. Garber, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 28, 2017, while the Senate was not in session.

Nathan Garrett, 5335 Cherry Street, Kansas City, Jackson County, Missouri 64110, as a member of the Kansas City Board of Police Commissioners, for a term ending March 7, 2019, and until his successor is duly appointed and qualified; vice, Alvin L. Brooks, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

William Gipson, Republican, 299 Oak Tree Point Lane, Shell Knob, Stone County, Missouri 65747, as a member of the Missouri Southern State University Board of Governors, for a term ending August 30, 2023, and until his successor is duly appointed and qualified; vice, William Gipson, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Tonya K. Grimm, 104 Marco Drive, Kirksville, Adair County, Missouri 63501, as a member of the Missouri Higher Education Loan

Authority, for a term ending October 22, 2018, and until her successor is duly appointed and qualified; vice, Christopher G. Halliday, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Carol M. Hallquist, 17 Janssen Place, Kansas City, Jackson County, Missouri 64109, as a member of the Coordinating Board for Early Childhood, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Daniel McCool.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 17, 2017, while the Senate was not in session.

John M. Hannegan, Republican, 14 Talvista Drive, Saint Charles, Saint Charles County, Missouri 63303, as a member of the State Lottery Commission, for a term ending September 7, 2018, and until his successor is duly appointed and qualified; vice, Terry R. Adams, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

John B. Heskett, 316 Cheval Square Drive, Chesterfield, Saint Louis County, Missouri 63005, as a member of the Children's Trust Fund Board, for a term ending September 15, 2020, and until his successor is duly appointed and qualified; vice, John B. Heskett, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Gregory E. Hoberock, Republican, 500 Braeburn Court, Washington, Franklin County, Missouri 63090, as a member of the State Technical College of Missouri Board of Regents, for a term ending December 29, 2023, and until his successor is duly appointed and qualified; vice, Gregory E. Hoberock, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on April 17, 2017, while the Senate was not in session.

Anna Hui, 3301 Timber Run Drive, Columbia, Missouri 65203, as Director of the Department of Labor and Industrial Relations, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 2, 2017, while the Senate was not in session.

John B. Hurst, Independent, 2236 Northeast 112th Street, Kansas City, Clay County, Missouri 64155, as a member of the Clean Water Commission, for a term ending April 12, 2020, and until his successor is duly appointed and qualified; vice, Ben A. “Todd” Parnell, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Emily C. Hymer, 10330 State Line Avenue, Asbury, Jasper County, Missouri 64832, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Eric Pilson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Jack C. Jensen, 2504 Basswood Court, Columbia, Boone County, Missouri 65203, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Carol R. Fischer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Jade Jump, Republican, 102 West Meadowbrook Avenue, Clever, Christian County, Missouri 65631, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2023, and until her successor is duly appointed and qualified; vice, Sara Nell Lampe, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on May 22, 2017, while the Senate was not in session.

Lee R. Keith, 8623 NE 91st Terrace, Kansas City, Missouri 64157, as Commissioner of the Division of Finance for the Department of Insurance, Financial Institutions, and Professional Registration, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Bonny Kehm, 2183 Avalon Ridge Circle, Fenton, Missouri 63026, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2020, and until her successor is duly appointed and qualified; vice, Lisa A. Green, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Kurt L. Killen, Republican, 5607 Northwest Oakridge Court, Platte Woods, Platte County, Missouri 64151, as a member of the Platte County Election Board, for a term ending January 11, 2019, and until his successor is duly appointed and qualified; vice, James Dallas Everett, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Matthew D. Kliethermes, 12112 Jeannette Mary Drive, Maryland Heights, Saint Louis County, Missouri 63043, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Suzanne Taggart, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on

December 22, 2017, while the Senate was not in session.

Jason A. Klindt, Republican, 9920 North Willow Avenue, Kansas City, Clay County, Missouri 64157, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2023, and until his successor is duly appointed and qualified; vice, Francis Dorrel, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Beth A. Knes, 650 Willow Lake Court, Weldon Spring, Saint Charles County, Missouri 63304, as a member of the Public School Retirement System of Missouri Board of Trustees, for a term ending June 30, 2020, and until her successor is duly appointed and qualified; vice, Martha O. Harris, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 11, 2017, while the Senate was not in session.

Meredith Knopp, 28 Sutton Valley Place, Saint Peters, Saint Charles County, Missouri 63376, as a member of the Missouri Veterans' Commission, for a term ending November 2, 2019, and until her successor is duly appointed and qualified; vice, Charles R. Wooten, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Jamie S. Kondis, 250 South Brentwood Boulevard, Unit 1-A, Clayton, Saint Louis County, Missouri 63105, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Cindra E. Tull, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Stephen W. Korte, 18450 Pike 9224, Bowling Green, Pike County, Missouri 63334, as a member of the Missouri 911 Service Board, for a term ending April 9, 2020, and until his successor is duly appointed and qualified; vice, Danny R. Rowden, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Courtney L. Kovachevich, 11742 Longleaf Circle, Saint Louis, Saint Louis County, Missouri 63146, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Dorothy Rowland, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Geraldine M. Kraemer, Democrat, 4129 Upton Court, Saint Louis City, Missouri 63116, as a member of the Saint Louis City Board of Election Commissioners, for a term ending January 10, 2021, and until her successor is duly appointed and qualified; vice, Benjamin Phillips, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 28, 2017, while the Senate was not in session.

William G. Kraus, Republican, 612 Southwest Trailpark Circle, Lee's Summit, Jackson County, Missouri 64081, as a member of the State Tax Commission, for a term ending January 23, 2020, and until his successor is duly appointed and qualified; vice, Ryan G. McKenna, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Kathy R. Lambert, 149 Dornoch Drive, Saint Charles, Saint Charles County, Missouri 63301, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2018, and until her successor is duly appointed and qualified; vice, Terral S. Akins, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Brenda I. Maly, 16094 Meadow Oak Drive, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Barbara Kuebler, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Katherine J. Mathews, Independent, 27 Briarcliff, Saint Louis, Saint Louis County, Missouri 63124, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2020, and until her successor is duly appointed and qualified; vice, Robert E. Gardner Sr., withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Scott M. Meierhoffer, Republican, 3402 Stanford Court, Saint Joseph, Buchanan County, Missouri 64506, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2020, and until his successor is duly appointed and qualified; vice, Robert Bradley Speaks, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Elizabeth K. Miller, Independent, 473 North Farm Road 243, Strafford, Greene County, Missouri 65757, as a member of the Missouri Women's Council, for a term ending December 6, 2018, and until her successor is duly appointed and qualified; vice, Nicole Colbert-Botchway, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

DiAnne L. Mueller, 2246 Graystone Drive, Saint Charles, Saint Charles County, Missouri 63303, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Betty

Skinner, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Ryan L. Munro, 14724 Appalachian Trail, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until his successor is duly appointed and qualified; vice, Elizabeth Magee, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Donna J. Neely, 52360 Bird Haven Road, Centertown, Moniteau County, Missouri 65023, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice Kerry Messer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Jean M. Neshek-Dowe, 2029 Willow Leaf Drive, Des Peres, Saint Louis County, Missouri 63131, as a member of the Missouri Developmental Disabilities Council, for a term ending June 30, 2020, and until her successor is duly appointed and qualified; vice Paula G. Bonney, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 11, 2017, while the Senate was not in session.

Timothy R. Noonan, 26 Westmoreland Place, Saint Louis, Saint Louis City, Missouri 63108, as a member of the Missouri Veterans' Commission, for a term ending November 2, 2021, and until his successor is duly appointed and qualified; vice, Scott C. Englund, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Daniel W. O'Neill, 305 North Harrison Avenue, Kirkwood, Saint Louis County, Missouri 63122, as a member of the Missouri Consolidated Health Care Plan Board of Trustees, for a term ending December 31, 2020, and until his successor is duly appointed and qualified; vice, Nila B. Hayes, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Janay N. Orange, 263 South Complex 30, Maryville, Nodaway County, Missouri 64468, as the student representative of the Northwest Missouri State University Board of Regents, for a term ending December 31, 2019, and until her successor is duly appointed and qualified; vice, Janay N. Orange, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 18, 2017, while the Senate was not in session.

Craig A. Porter, Republican, 11306 Plattsburg Road, Kearney, Clay County, Missouri 64060, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2019, and until his successor is duly appointed and qualified; vice, Stephen C. Bradford, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Matthew W. Potter, Democrat, 7630 Gannon Avenue, Saint Louis, Saint Louis County, Missouri 63130, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2021, and until his successor is duly appointed and qualified; vice, Richard H. Kellett, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

William C. Prince, 3406 West Camelot Street, Springfield, Greene County, Missouri 65807, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until his successor is duly appointed and qualified; vice, Eric R. Reece, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Alice Chang Ray, 1301 Kiefer Bluffs Drive, Ballwin, Saint Louis County, Missouri 63021, as a member of the Child Abuse and

Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Alice Chang Ray, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

James K. Reinhard, Democrat, 118 West Locust Street, Box 57, Paris, Monroe County, Missouri 65275, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2022, and until his successor is duly appointed and qualified; vice, Colin L. Follis, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Bobby G. Robertson Jr., Republican, 175 Hunters Glen Lane, Kimberling City, Stone County, Missouri 65686, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2018, and until his successor is duly appointed and qualified; vice, Brian Fogle, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018 while the Senate was not in session.

Benjamin D. Rosenberg, Democrat, 1401 Mississippi Avenue, Joplin, Jasper County, Missouri 64801, as a member of the Missouri Southern State University Board of Governors, for a term ending August 30, 2023, and until his successor is duly appointed and qualified; vice, James B. Fleischaker, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 6, 2017, while the Senate was not in session.

Kevin L. Rosenbohm, Republican, 18358 395th Street, Graham, Nodaway County, Missouri 64455, as a member of the Air Conservation Commission, for a term ending October 14, 2021, and until his successor is duly appointed and qualified; vice, Jack Baker, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Michael P. Rother, 2134 San Juan Drive, Arnold, Jefferson County, Missouri 63010, as a member of the State Board of Mediation, for a term ending April 1, 2018, and until his successor is duly appointed and qualified; vice Emily Martin, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Grant Rummerfield, 3562 Heather Trails Drive, Saint Louis, Saint Louis County, Missouri 63031, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Lisa Reynolds-Korobey, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Shawn Saale, Republican, 425 Callaway Ridge Drive, Defiance, Saint Charles County, Missouri 63341, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2021, and until his successor is duly appointed and qualified; vice, John W. Siscel III, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018 while the Senate was not in session.

Larry Saxton Junior, 5162 East Cherry Hills Boulevard, Springfield, Greene County, Missouri 65809, as a member of the Missouri 911 Service Board, for a term ending April 9, 2019, and until his successor is duly appointed and qualified; vice, Michael D. Hall, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 18, 2017, while the Senate was not in session.

John P. Scariot, Republican, 22 Webster Acres, Saint Louis, Saint Louis County, Missouri 63119, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2021, and until his successor is duly appointed and qualified; vice, Claudia Oñate Greim, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018 while the Senate was not in session.

Lisa M. Schlottach, 2945 County Line Road, Gerald, Franklin County, Missouri 63037, as a member of the Missouri 911 Service Board, for a term ending April 9, 2021, and until her successor is duly appointed an qualified; vice, RSMo 650.330.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2017, while the Senate was not in session.

Fred W. Schmidt, 12308 Dunmorr Drive, Des Peres, Saint Louis County, Missouri 63131, as a member of the Safe Drinking Water Commission, for a term ending September 1, 2020, and until his successor is duly appointed and qualified; vice, Gwendolyn Grant, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Jennifer L. Schoonover, 9227 Southwest Josh Ridge Road, Trimble, Clinton County, Missouri 64492, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Jennifer L. Schoonover, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Steven G. Sellenriek, Republican, 101 Bixie Lane, Jonesburg, Montgomery County, Missouri 63351, as a member of the State Technical College of Missouri Board of Regents, for a term ending December 29, 2019, and unil his successor is duly appointed and

qualified; vice, Toni R. Schwartz, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Ryan A. Silvey, 1405 Northeast 95th Terrace, Kansas City, Clay County, Missouri 64155, as a member of the Public Service Commission, for a term ending January 2, 2024, and until his successor is duly appointed and qualified; vice, Stephen Stoll, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 16, 2017, while the Senate was not in session.

Alan T. Simpson, Republican, 4010 Northeast Woodridge Drive, Lee's Summit, Jackson County, Missouri 64064, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2020, and until his successor is duly appointed and qualified; vice Troy L. Nash, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Robin A. Simpson, Republican, 740 Stanton Avenue, Monroe City, Marion County, Missouri 63456, as a member of the State Lottery Commission, for a term ending September 7, 2019, and until her successor is duly appointed and qualified; vice, Phyllis Ann Chase, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Danielle T. Smith, 14340 Ladue Road, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Julie T. Donelon, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 11, 2017, while the Senate was not in session.

Timothy J. Smith, 808 Winter Lake Court, St. Louis, St. Louis County, Missouri 63125, as a member of the Missouri Veterans' Commission, for a term ending November 2, 2021, and until his successor is duly appointed and qualified; vice, William A. Wallace, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2017, while the Senate was not in session.

Todd P. Smith, 2405 Woodland Drive, Sedalia, Pettis County, Missouri 65301, as the Chairman of the State Board of Mediation, for a term ending April 1, 2020, and until his successor is duly appointed and qualified; vice Andrew (Butch) Albert, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2017, while the Senate was not in session.

George R. Speckman, Independent, 12222 Tuscany Lake Drive, Saint Joseph, Andrew County, Missouri 64505, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2023, and until his successor is duly appointed and qualified; vice, Jerry J. Genochio, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Terri J. Stone, 5007 Lucia Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2020, and until her successor is duly appointed and qualified; vice, Taryn G. Sandheinrich, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 28, 2017, while the Senate was not in session.

Jon T. Sundvold, Republican, 2700 Westbrook Way, Columbia, Boone County, Missouri 65203, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2019, and until his successor is duly appointed and qualified; vice, Mary E. Nelson, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Roxanna R. Swaney, Republican, 934 Swallow Circle, Liberty, Clay County, Missouri 64068, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2024, and until her successor is duly appointed and qualified; vice, Roxanna R. Swaney, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Joy A. Sweigart, 2120 Saint Marys Boulevard, Apartment B2, Jefferson City, Cole County, Missouri 65109, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, James D. Cunningham, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Cherisse M. Thibaut, 4 Garden Lane, Kirkwood, Saint Louis County, Missouri 63122, as a member of the Children's Trust Fund Board, for a term ending September 15, 2018, and until her successor is duly appointed and qualified; vice, Regina Staves, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Jeanie M. Thies, 2721 Kettering Drive, Saint Charles, Saint Charles County, Missouri 63303, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Carla G. Holste, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 4, 2017, while the Senate was not in session.

Patricia N. Thomas, Republican, 3444 Hobbs Lane, Jefferson City, Cole County, Missouri 65109, as a member of the Clean Water Commission of the State of Missouri, for a term ending April 12, 2018, and until her successor is duly appointed and qualified; vice, Wallis Warren, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 29, 2017, while the Senate was not in session.

Eugene R. Todd, Republican, 1022 Mississippi Avenue, Saint Louis, Saint Louis City, Missouri 63104, as a member of the Saint Louis City Board of Election Commissioners, for a term ending January 10, 2021, and until his successor is duly appointed and qualified; vice, Paul M. Maloney, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 2, 2017, while the Senate was not in session.

Mark C. Tolbert, 7900 East 83rd Street, Kansas City, Jackson County, Missouri 64138, as a member of the Kansas City Board of Police Commissioners, for a term ending March 7, 2018, and until his successor is duly appointed and qualified; vice, Angela Wasson-Hunt, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Kristen M. Tuohy Avila, 251 Adams Lane, Rogersville, Webster County, Missouri 65742, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Christopher L. Thiemann, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Robin R. Vannoy, 515 Olive Street, Apartment 1207, Saint Louis, Saint Louis City, Missouri 63101, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2020, and until her successor is duly appointed and qualified; vice, RSMo 210.617

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 27, 2017, while the Senate was not in session.

Cynthia L. Vessell, 10794 Pine Crest Court, Sainte Genevieve, Sainte Genevieve County, Missouri 63670, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Kristi Kenney, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 2, 2017, while the Senate was not in session.

Don W. Wagner, 1050 West 54th Street, Kansas City, Jackson County, Missouri 64112, as a member of the Kansas City Board of Police Commissioners, for a term ending March 7, 2021, and until his successor is duly appointed and qualified; vice, Michael C. Rader, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 26, 2017, while the Senate was not in session.

Kevin D. Wallace, 7981 East Farm Road 186, Rogersville, Greene County, Missouri 65742, as a member of the Missouri Dental Board, for a term ending October 16, 2020, and until his successor is duly appointed and qualified; vice Kevin D. Wallace, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018 while the Senate was not in session.

Darryl L. Winegar, Republican, 922 Scott Station Road, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2020, and until his successor is duly appointed and qualified; vice, Derek B. Hunter, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018 while the Senate was not in session.

Nikki D. Whitehead, Republican, 198 Crestwood, Marshfield, Webster County, Missouri 65706, as a member of the State Fair Commission, for a term ending December 29, 2021, and until her successor is duly appointed and qualified; vice, Barbara J. Hayden, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2017, while the Senate was not in session.

Sarah White, 12586 Sunview Drive, Saint Louis, Saint Louis County, Missouri 63146, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Kelly L. Floyd, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2017, while the Senate was not in session.

Nicole E. Wood, Republican, 583 East Capri Drive, Bonne Terre, Saint Francois County, Missouri 63628, as a member of the Conservation Commission, for a term ending June 30, 2023, and until her successor is duly appointed and qualified; vice, James T. Blair IV, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

On motion of Senator Kehoe, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

FIRST READING OF PRE-FILED SENATE BILLS

As provided by Chapter 21, RSMo, Sections 21.600, 21.605, 21.615 and 21.620, the following pre-filed Bills and/or Joint Resolutions were introduced and read for the first time:

SB 545–By Richard.

An Act to repeal section 253.550, RSMo, and to enact in lieu thereof three new sections relating to historic buildings, with an emergency clause.

SB 546–By Munzlinger.

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

SB 547–By Munzlinger.

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

SB 548–By Munzlinger.

An Act to repeal section 137.021, RSMo, and to enact in lieu thereof one new section relating to agricultural land values.

SB 549–By Wasson.

An Act to repeal section 620.809, RSMo, and to enact in lieu thereof one new section relating to job training.

SB 550–By Wasson.

An Act to repeal section 620.2020, RSMo, and to enact in lieu thereof one new section relating to financial incentives for job creation.

SB 551–By Wasson.

An Act to repeal sections 620.2005, 620.2010, 620.2015, and 620.2020, RSMo, and to enact in lieu thereof four new sections relating to financial incentives for job creation.

SB 552–By Dixon.

An Act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof six new sections relating to official misconduct, with penalty provisions.

SB 553–By Dixon.

An Act to repeal sections 302.341, 479.020, 479.350, 479.353, 479.359, and 479.360, RSMo, and to enact in lieu thereof six new sections relating to municipal courts.

SB 554–By Dixon.

An Act to repeal sections 82.1025, 82.1027, and 82.1028, RSMo, and to enact in lieu thereof three new sections relating to property regulations in certain cities and counties.

SB 555–By Brown.

An Act to repeal sections 8.675, 8.683, 34.217, 89.410, 285.500, 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.260, 290.262, 290.263, 290.265, 290.270, 290.280, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, 290.335, 290.340, 290.550, 292.630, 393.715, 516.130, and 630.546, RSMo, and to enact in lieu thereof eleven new sections relating to public contracts, with penalty provisions.

SB 556–By Brown.

An Act to repeal section 302.020, RSMo, and to enact in lieu thereof two new sections relating to the operation of motorcycles or motortricycles, with penalty provisions.

SB 557–By Brown.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for

charitable contributions to certain organizations.

SB 558–By Chappelle-Nadal.

An Act to repeal section 441.236, RSMo, and to enact in lieu thereof five new sections relating to contaminated homes, with a penalty provision and an emergency clause.

SB 559–By Chappelle-Nadal.

An Act to repeal sections 160.410, 160.415, 162.081, 163.021, 163.036, 167.121, 167.131, 171.031, and 210.861, RSMo, and to enact in lieu thereof thirty-five new sections relating to elementary and secondary education, with an emergency clause.

SB 560–By Chappelle-Nadal.

An Act to repeal section 590.650, RSMo, and to enact in lieu thereof one new section relating to racial bias in policing.

SB 561–By Sater.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 562–By Sater.

An Act to amend chapter 208, RSMo, by adding thereto four new sections relating to the Medicaid global waiver.

SB 563–By Sater.

An Act to repeal section 208.790, RSMo, and to enact in lieu thereof one new section relating to the Missouri RX plan.

SB 564–By Emery and Cunningham.

An Act to repeal sections 386.266 and 386.390, RSMo, and to enact in lieu thereof seven new sections relating to public utilities.

SB 565–By Emery.

An Act to amend chapters 135 and 166, RSMo, by adding thereto eleven new sections relating to educational scholarships, with penalty provisions.

SB 566–By Emery.

An Act to repeal sections 106.030, 106.040, 106.070, 106.080, 106.090, 106.100, 106.110, 106.120, 106.130, 106.150, 106.160, 106.170, 106.180, 106.200, and 106.210, RSMo, and to enact in lieu thereof twelve new sections relating to impeachment trials, with a contingent effective date.

SB 567–By Cunningham.

An Act to repeal sections 135.010, 135.025, 135.030, and 208.1050, RSMo, and to enact in lieu thereof five new sections relating to funds for certain vulnerable populations, with an emergency clause.

SB 568–By Cunningham.

An Act to repeal sections 49.082 and 57.317, RSMo, and to enact in lieu thereof two new sections relating to the salaries of elected county officers.

SB 569–By Cunningham.

An Act to repeal sections 456.1-103 and 456.8-808, RSMo, and to enact in lieu thereof two new sections relating to immunity for trustees.

SB 570–By Silvey.

An Act to repeal section 287.067, RSMo, and to enact in lieu thereof two new sections relating to workers' compensation for firefighters.

SB 571–By Silvey.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to high school graduation requirements.

SB 572–By Silvey.

An Act to repeal sections 386.266 and 386.390, RSMo, and to enact in lieu thereof seven new sections relating to public utilities.

SB 573–By Wallingford.

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to income tax deductions for military personnel.

SB 574–By Wallingford.

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to sexual assault reporting in long-term care facilities, with existing penalty provisions.

SB 575–By Wallingford.

An Act to repeal section 354.603, RSMo, and to enact in lieu thereof one new section relating to the accreditation of managed care plans.

SB 576–By Romine.

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof two new sections relating to course access in education, with an effective date.

SB 577–By Romine.

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

SB 578–By Romine.

An Act to repeal sections 435.350, 435.355, and 435.440, RSMo, and to enact in lieu thereof three new sections relating to arbitration agreements between employers and at-will employees.

SB 579–By Libla.

An Act to repeal sections 544.671, 565.050, 565.052, 565.054, 565.056, and 575.150, RSMo, and to enact in lieu thereof six new sections relating to certain crimes against emergency service providers, with penalty provisions.

SB 580–By Libla.

An Act to amend chapter 493, RSMo, by adding thereto one new section relating to publication of legal notices.

SB 581–By Libla.

An Act to repeal section 535.300, RSMo, and to enact in lieu thereof one new section relating to security deposits held by landlords.

SB 582–By Walsh.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to personal information data of students.

SB 583–By Nasheed.

An Act to repeal section 221.105, RSMo, and to enact in lieu thereof one new section relating to boarding of prisoners.

SB 584–By Nasheed.

An Act to repeal sections 253.048 and 253.110, RSMo, and to enact in lieu thereof two new sections relating to the display of civil war property.

SB 585–By Nasheed.

An Act to repeal sections 213.010, 213.070, 213.075, and 213.111, RSMo, and to enact in lieu thereof four new sections relating to unlawful discriminatory practices.

SB 586–By Holsman.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on disaster preparedness.

SB 587–By Sifton.

An Act to repeal sections 160.011, 160.041, 160.410, 160.415, 162.081, 163.018, 163.021, 163.073, 167.131, 167.151, 167.241, 168.133, 171.029, 171.031, 171.033, and 304.060, RSMo, and to enact in lieu thereof twenty-one new sections relating to elementary and secondary education, with an emergency clause for certain sections and a delayed effective date for a certain section.

SB 588–By Sifton.

An Act to repeal sections 105.470, 105.477, and 105.955, RSMo, section 105.456 as enacted by house bill no. 1979, ninety-eighth general assembly, second regular session, section 105.456 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, section 105.473 as enacted by house bill no.

1900, ninety-third general assembly, second regular session, section 130.011 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 130.011 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof seven new sections relating to ethics, with penalty provisions and an effective date for certain sections.

SB 589–By Sifton.

An Act to repeal sections 556.061 and 579.020, RSMo, and to enact in lieu thereof two new sections relating to penalties for the offense of delivery of controlled substances containing heroin, with penalty provisions.

SB 590–By Hegeman.

An Act to repeal sections 253.545, 253.550, and 253.559, RSMo, and to enact in lieu thereof six new sections relating to historic buildings, with an emergency clause.

SB 591–By Hegeman.

An Act to repeal section 135.352, RSMo, and to enact in lieu thereof one new section relating to tax credits for low-income housing.

SB 592–By Hegeman.

An Act to repeal sections 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.125, 115.127, 115.155, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.493, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, and 115.910, RSMo, and to enact in lieu thereof thirty-nine new sections relating to elections, with existing penalty provisions.

SB 593–By Wieland.

An Act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

SB 594–By Wieland.

An Act to repeal section 379.321, RSMo, and to enact in lieu thereof one new section relating to insurance markets for commercial insurance.

SB 595–By Wieland.

An Act to repeal sections 546.680, 546.690, 546.700, 546.710, 546.720, 546.730, 546.740, 546.750, 546.800, 546.810, 546.820, 565.004, 565.006, 565.020, 565.030, 565.032, 565.035, and 565.040, RSMo, and to enact in lieu thereof four new sections relating to repealing the death penalty, with existing penalty provisions.

SB 596–By Riddle.

An Act to amend chapter 516, RSMo, by adding thereto one new section relating to time limitations for filing certain claims for damages.

SB 597–By Riddle.

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

SB 598–By Riddle.

An Act to repeal section 227.240, RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

SB 599–By Schatz.

An Act to repeal sections 290.210, 290.220, 290.230, 290.250, 290.260, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.320, and 290.325, RSMo, and to enact in lieu thereof thirteen new sections relating to public contracts.

SB 600–By Schatz.

An Act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations.

SB 601–By Schatz.

An Act to repeal section 287.140, RSMo, and to enact in lieu thereof two new sections relating to fee schedules for purposes of covering injuries compensable under workers' compensation laws, with an existing penalty provision.

SB 602–By Onder.

An Act to repeal sections 105.500, 105.520, 105.525, and 105.530, RSMo, and to enact in lieu thereof twenty new sections relating to public labor organizations, with penalty provisions.

SB 603–By Onder.

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof two new sections relating to course access in education, with a delayed effective date.

SB 604–By Onder.

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to human trafficking hotline posters, with penalty provisions.

SB 605–By Schupp.

An Act to repeal sections 213.010, 213.020, 213.030, 213.040, 213.041, 213.045, 213.050, 213.070, 213.075, 213.076, 213.077, 213.085, 213.095, 213.101, 213.111, 213.112, 213.126, 213.135, and 510.265, RSMo, and to enact in lieu thereof twenty-eight new sections relating to unlawful discriminatory housing practices, with penalty provisions.

SB 606–By Schupp.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for

emergency generator upgrades.

SB 607–By Schupp.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof ten new sections relating to leave from employment, with a referendum clause.

SB 608–By Hoskins.

An Act to amend chapter 537, RSMo, by adding thereto two new sections relating to civil liability due to criminal conduct.

SB 609–By Hoskins.

An Act to repeal sections 8.675, 8.683, 34.217, 89.410, 285.500, 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.260, 290.262, 290.263, 290.265, 290.270, 290.280, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, 290.335, 290.340, 290.550, 292.630, 393.715, 516.130, and 630.546, RSMo, and to enact in lieu thereof eleven new sections relating to public contracts, with penalty provisions.

SB 610–By Hoskins.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 611–By Koenig.

An Act to repeal sections 32.087, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 100.730, 135.110, 135.352, 135.805, 135.825, 142.803, 143.011, 143.071, 143.111, 143.171, 143.261, 144.010, 144.014, 144.020, 144.030, 144.032, 144.043, 144.049, 144.054, 144.060, 144.069, 144.080, 144.083, 144.100, 144.140, 144.190, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.655, 144.710, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 184.845, 208.1050, 221.407, 238.235, 238.410, 253.550, 253.559, 620.2010, and 644.032, RSMo, and to enact in lieu thereof ninety-seven new sections relating to taxation, with penalty provisions.

SB 612–By Koenig.

An Act to amend chapters 135 and 166, RSMo, by adding thereto ten new sections relating to educational scholarships, with penalty provisions.

SB 613–By Koenig.

An Act to repeal section 329.010, RSMo, and to enact in lieu thereof two new sections relating to the practice of hair braiding.

SB 614–By Rowden.

An Act to repeal sections 105.470, 105.477, and 105.955, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof four new

sections relating to lobbyist expenditures.

SB 615–By Rowden.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to an earned income tax credit.

SB 616–By Rowden.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to the disclosure of privileged information obtained during a peer support counseling session.

SB 617–By Eigel.

An Act to repeal sections 135.352, 142.803, 143.011, 143.131, 143.171, 144.140, 144.710, and 313.935, RSMo, and to enact in lieu thereof seven new sections relating to taxation.

SB 618–By Eigel.

An Act to repeal sections 160.400, 160.405, 160.410, 160.415, and 160.425, RSMo, and to enact in lieu thereof five new sections relating to charter schools, with a contingent effective date.

SB 619–By Eigel.

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to major interstate infrastructure.

SB 620–By Hummel.

An Act to repeal sections 213.010, 213.020, 213.030, 213.040, 213.041, 213.045, 213.050, 213.070, 213.075, 213.076, 213.077, 213.085, 213.095, 213.101, 213.111, 213.112, 213.126, 213.135, and 510.265, RSMo, and to enact in lieu thereof twenty-eight new sections relating to unlawful discriminatory practices, with penalty provisions.

SB 621–By Hummel.

An Act to repeal section 287.067, RSMo, and to enact in lieu thereof two new sections relating to workers' compensation for firefighters.

SB 622–By Hummel.

An Act to amend chapters 306 and 320, RSMo, by adding thereto two new sections relating to electric shock drowning prevention.

SB 623–By Crawford.

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

SB 624–By Crawford.

An Act to repeal sections 226.540 and 226.550, RSMo, and to enact in lieu thereof two new sections relating to outdoor advertising.

SB 625–By Cierpiot.

An Act to repeal sections 144.030 and 144.054, RSMo, and to enact in lieu thereof two new sections relating to sales and use tax exemptions.

SB 626–By Munzlinger.

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to distribution of petroleum products.

SB 627–By Munzlinger.

An Act to repeal sections 144.010, 262.900, 265.300, 267.565, 276.606, and 277.020, RSMo, and to enact in lieu thereof six new sections relating to agriculture.

SB 628–By Munzlinger.

An Act to amend chapter 278, RSMo, by adding thereto one new section relating to retirement benefits for employees of soil and water districts.

SB 629–By Wasson.

An Act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

SB 630–By Wasson.

An Act to repeal section 100.010, RSMo, and to enact in lieu thereof one new section relating to industrial development projects.

SB 631–By Wasson.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to certain benevolent organizations.

SB 632–By Dixon.

An Act to repeal sections 135.600 and 135.630, RSMo, and to enact in lieu thereof two new sections relating to tax credits for contributions to certain benevolent organizations.

SB 633–By Dixon.

An Act to repeal sections 2.050, 2.060, 3.010, 3.140, 3.142, 3.150, 23.020, 23.040, and 23.050, RSMo, and to enact in lieu thereof nine new sections relating to the duties and functions of the joint committee on legislative research, with an emergency clause for a certain section.

SB 634–By Dixon.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to a sales tax for early childhood education programs, with penalty provisions.

SB 635–By Chappelle-Nadal.

An Act to amend chapter 571, RSMo, by adding thereto three new sections relating to firearms, with penalty provisions.

SB 636–By Chappelle-Nadal.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to increasing the number of contracts awarded to women's and minority business enterprises.

SB 637–By Chappelle-Nadal.

An Act to repeal section 290.502, RSMo, and to enact in lieu thereof one new section relating to the minimum wage.

SB 638–By Sater.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

SB 639–By Sater.

An Act to repeal section 376.421, RSMo, and to enact in lieu thereof one new section relating to association health insurance policies.

SB 640–By Sater.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to sunscreen.

SB 641–By Emery.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to electronic monitoring of persons who have been charged with or found guilty of violating protection orders.

SB 642–By Emery.

An Act to repeal section 386.266, RSMo, and to enact in lieu thereof one new section relating to ratemaking for public utilities.

SB 643–By Emery.

An Act to repeal section 160.522, RSMo, and to enact in lieu thereof one new section relating to school report cards.

SB 644–By Cunningham.

An Act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with penalty provisions.

SB 645–By Wallingford.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody arrangements.

SB 646–By Wallingford.

An Act to repeal sections 335.016, 335.019, 335.046, 335.056, and 335.086, RSMo, and to enact in lieu thereof six new sections relating to advanced practice registered nurses.

SB 647–By Wallingford.

An Act to repeal section 192.2425, RSMo, and to enact in lieu thereof one new section relating to investigations of elder abuse.

SB 648–By Romine.

An Act to repeal section 162.720, RSMo, and to enact in lieu thereof two new sections relating to gifted education.

SB 649–By Romine.

An Act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to the per ton fee for using explosives.

SB 650–By Romine.

An Act to repeal section 137.556, RSMo, and to enact in lieu thereof one new section relating to expenditures from a county's special road and bridge tax.

SB 651–By Nasheed.

An Act to amend chapters 488 and 590, RSMo, by adding thereto three new sections relating to video recorders used by law enforcement agencies.

SB 652–By Nasheed.

An Act to repeal section 57.450, RSMo, and to enact in lieu thereof one new section relating to the office of sheriff of the city of St. Louis.

SB 653–By Nasheed.

An Act to repeal section 57.530, RSMo, and to enact in lieu thereof one new section relating to the sheriff of the city of St. Louis, with an emergency clause.

SB 654–By Sifton.

An Act to repeal section 650.055, RSMo, and to enact in lieu thereof one new section relating to the collection of biological samples from individuals arrested for felony offenses, with an existing penalty provision.

SB 655–By Sifton.

An Act to repeal sections 556.036 and 556.037, RSMo, and to enact in lieu thereof two new sections relating to statutes of limitation for certain offenses against a child, with penalty provisions.

SB 656–By Sifton.

An Act to repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to unlawful possession of firearms, with penalty provisions.

SB 657–By Hegeman.

An Act to repeal section 263.245, RSMo, and to enact in lieu thereof one new section relating to landowner obligations to control brush growing adjacent to county roads.

SB 658–By Hegeman.

An Act to repeal section 88.770, RSMo, and to enact in lieu thereof one new section relating to municipally-owned utilities.

SB 659–By Hegeman.

An Act to repeal section 640.620, RSMo, and to enact in lieu thereof one new section relating to grants to assist in financing certain utility projects.

SB 660–By Riddle.

An Act to repeal section 630.945, RSMo, and to enact in lieu thereof one new section relating to employees working in certain mental health facilities.

SB 661–By Riddle.

An Act to repeal section 552.020, RSMo, and to enact in lieu thereof one new section relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.

SB 662–By Riddle.

An Act to repeal section 302.176, RSMo, and to enact in lieu thereof two new sections relating to public safety education.

SB 663–By Schatz.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to land clearance projects.

SB 664–By Schatz.

An Act to amend chapter 311, RSMo, by adding thereto one new section relating to intoxicating liquor licensees.

SB 665–By Schatz.

An Act to repeal section 49.060, RSMo, and to enact in lieu thereof one new section relating to vacancies in the office of county commissioner.

SB 666–By Onder.

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to the employer-employee relationship.

SB 667–By Onder.

An Act to repeal sections 143.011 and 143.022, RSMo, and to enact in lieu thereof two new sections relating to income taxes.

SB 668–By Onder.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to virtual school transparency.

SB 669–By Schupp.

An Act to repeal section 130.011 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session and section 130.011 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof two new sections relating to campaign finance, with an effective date and penalty provisions.

SB 670–By Schupp.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to pregnancy-related services.

SB 671–By Schupp.

An Act to repeal sections 188.027 and 188.039, RSMo, and to enact in lieu thereof two new sections relating to abortion.

SB 672–By Koenig.

An Act to repeal section 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

SB 673–By Koenig.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to education.

SB 674–By Koenig.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to taxation.

SB 675–By Rowden.

An Act to repeal section 135.341, RSMo, and to enact in lieu thereof one new section relating to the champion for children tax credit.

SB 676–By Eigel.

An Act to repeal sections 70.220, 160.405, and 355.846, RSMo, and to enact in lieu thereof four new sections relating to not for profit entities.

SB 677–By Eigel.

An Act to repeal section 324.001, RSMo, and to enact in lieu thereof one new section relating to the division of professional registration.

SB 678–By Eigel.

An Act to repeal section 537.067, RSMo, and to enact in lieu thereof one new section relating to joint and several liability.

SB 679–By Hummel.

An Act to repeal sections 143.261 and 144.140, RSMo, and to enact in lieu thereof two new sections relating to certain allowances for the timely remittance of taxes.

SB 680–By Hummel.

An Act to repeal sections 290.500, 290.502, 290.507, and 290.527, RSMo, and to enact in lieu thereof four new sections relating to the minimum wage, with a delayed effective date.

SB 681–By Hummel.

An Act to repeal section 167.225, RSMo, and to enact in lieu thereof one new section relating to school instruction in Braille.

SB 682–By Munzlinger.

An Act to repeal sections 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof five new sections relating to virtual education.

SB 683–By Wasson.

An Act to repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to transportation of cranes.

SB 684–By Chappelle-Nadal.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to the creation of subdistricts in certain school districts.

SB 685–By Chappelle-Nadal.

An Act to repeal section 235.140, RSMo, and to enact in lieu thereof one new section relating to the election of board members of street light maintenance districts.

SB 686–By Chappelle-Nadal.

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to the investment policies of public entities, with a referendum clause.

SB 687–By Sater.

An Act to repeal section 160.530, RSMo, and to enact in lieu thereof one new section relating to the allocation of moneys to school district professional development committees.

SB 688–By Sater.

An Act to repeal section 290.210, RSMo, and to enact in lieu thereof one new section relating to public contracts.

SB 689–By Sater.

An Act to repeal section 566.147, RSMo, and to enact in lieu thereof one new section relating to residence restrictions for sex offenders, with penalty provisions.

SB 690–By Emery.

An Act to amend chapter 171, RSMo, by adding thereto one new section relating to the physical privacy of students.

SB 691–By Emery.

An Act to repeal sections 536.017, 536.063, 536.085, 536.087, and 536.140, RSMo, and to enact in lieu thereof six new sections relating to administrative law procedures.

SB 692–By Emery.

An Act to repeal sections 479.350, 479.353, 479.359, 479.360, and 479.368, RSMo, and to enact in lieu thereof five new sections relating to municipal ordinance violations.

SB 693–By Wallingford.

An Act to repeal sections 475.050 and 475.075, RSMo, and to enact in lieu thereof two new sections relating to the appointment of a guardian or conservator for certain persons.

SB 694–By Wallingford.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to the senior services growth and development program.

SB 695–By Wallingford.

An Act to repeal section 161.072, RSMo, and to enact in lieu thereof two new sections relating to the appointment of a teacher representative to the state board of education.

SB 696–By Romine.

An Act to repeal sections 162.1115 and 178.550, RSMo, and to enact in lieu thereof four new sections relating to career and technical education.

SB 697–By Romine.

An Act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date and existing penalty provisions.

SB 698–By Nasheed.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to the labeling of genetically modified food, with a penalty provision.

SB 699–By Sifton.

An Act to repeal section 208.146, RSMo, and to enact in lieu thereof one new section relating to the MO HealthNet buy-in for workers with disabilities program.

SB 700–By Sifton.

An Act to repeal sections 290.400, 290.410, 290.440, and 290.450, RSMo, and to enact in lieu thereof three new sections relating to employment practices relating to gender.

SB 701–By Sifton.

An Act to repeal section 253.550, RSMo, and to enact in lieu thereof one new section relating to tax credits for the rehabilitation of historic structures.

SB 702–By Hegeman.

An Act to repeal section 115.157, RSMo, and to enact in lieu thereof one new section relating to the public availability of voter records.

SB 703–By Hegeman.

An Act to repeal section 34.165, RSMo, and to enact in lieu thereof one new section relating to state bidding for certain entities.

SB 704–By Hegeman.

An Act to repeal sections 49.020, 67.617, and 71.015, RSMo, and to enact in lieu thereof three new sections relating to political subdivisions.

SB 705–By Riddle.

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

SB 706–By Riddle.

An Act to repeal section 260.262, RSMo, and to enact in lieu thereof one new section relating to the fee collected at the time of sale for lead-acid batteries.

SB 707–By Schatz.

An Act to repeal sections 144.025, 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, and 301.570, RSMo, and to enact in lieu thereof thirteen new sections relating to vehicle sales, with existing penalty provisions.

SB 708–By Schatz.

An Act to repeal sections 105.1073, 303.020, 303.030, 303.120, 303.190, and 303.240, RSMo, and to enact in lieu thereof seven new sections relating to motor vehicle financial responsibility, with an effective date.

SB 709–By Schatz.

An Act to repeal sections 162.431 and 167.121, RSMo, and to enact in lieu thereof three new sections relating to travel hardships of public school pupils.

SB 710–By Onder.

An Act to repeal section 577.012, RSMo, and to enact in lieu thereof one new section relating to the offense of driving with prohibited blood alcohol or drug content, with penalty provisions.

SB 711–By Schupp.

An Act to repeal section 571.060, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful transfer of weapons, with penalty provisions.

SB 712–By Schupp.

An Act to repeal sections 210.211 and 210.245, RSMo, and to enact in lieu thereof two new sections

relating to child care facilities, with penalty provisions.

SB 713–By Schupp.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet services.

SB 714–By Koenig.

An Act to repeal sections 188.027 and 188.052, RSMo, and to enact in lieu thereof three new sections relating to abortion, with penalty provisions.

SB 715–By Koenig.

An Act to repeal sections 210.498, 453.121, and 610.021, RSMo, and to enact in lieu thereof three new sections relating to records involving the care and custody of children.

SB 716–By Eigel.

An Act to repeal sections 575.353, 578.007, and 578.022, RSMo, and to enact in lieu thereof three new sections relating to law enforcement animals, with penalty provisions.

SB 717–By Eigel.

An Act to repeal section 9.010, RSMo, and to enact in lieu thereof one new section relating to the establishment of a deer season holiday.

SB 718–By Eigel.

An Act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication.

SB 719–By Chappelle-Nadal.

An Act to amend chapter 198, RSMo, by adding thereto one new section relating to long-term care facilities.

SB 720–By Chappelle-Nadal.

An Act to amend chapter 441, RSMo, by adding thereto one new section relating to the disclosure of information on radon hazards to buyers of residential real property.

SB 721–By Chappelle-Nadal.

An Act to repeal section 287.430, RSMo, and to enact in lieu thereof one new section relating to the statute of limitations for certain claims under workers' compensation laws.

SB 722–By Sater.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to a prescription drug importation study.

SB 723–By Sater.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to sepsis protocals.

SB 724–By Sater.

An Act to repeal sections 188.015 and 188.052, RSMo, and to enact in lieu thereof three new sections relating to a ban on certain selective abortions.

SB 725–By Emery.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to academic freedom of expression, with an emergency clause.

SB 726–By Emery.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the participation of home school students in public school activities.

SB 727–By Emery.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

SB 728–By Wallingford.

An Act to repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to early childhood education, with an emergency clause.

SB 729–By Wallingford.

An Act to repeal sections 58.280, 58.290, 58.410, 58.520, 58.530, and 58.540, RSMo, and to enact in lieu thereof six new sections relating to monies charged during a coroner's inquest, with penalty provisions.

SB 730–By Wallingford.

An Act to repeal section 393.1012, RSMo, and to enact in lieu thereof twelve new sections relating to ratemaking for gas corporations.

SB 731–By Sifton.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet services, with a referendum clause.

SB 732–By Sifton.

An Act to repeal section 513.430, RSMo, and to enact in lieu thereof one new section relating to the exemption from attachment of a person's interest in proceeds from a personal injury claim.

SB 733–By Sifton.

An Act to amend chapter 337, RSMo, by adding thereto fourteen new sections relating to the psychology interjurisdictional compact, with a delayed effective date.

SB 734–By Schatz.

An Act to repeal section 142.803, RSMo, and to enact in lieu thereof one new section relating to the taxation of motor fuel.

SB 735–by Schatz.

An Act to repeal section 287.310, RSMo, and to enact in lieu thereof one new section relating to workers' compensation premiums.

SB 736–By Schatz.

An Act to amend chapters 34 and 386, RSMo, by adding thereto two new sections relating to prohibiting the conditioning of eligibility for certain contracts on a bidder's experience modification factor.

SB 737–By Schupp.

An Act to amend chapter 195, RSMo, by adding thereto seven new sections relating to the monitoring of certain prescribed controlled substances, with penalty provisions.

SB 738–By Schupp.

An Act to repeal sections 367.515, 408.100, 408.500, 408.505, and 408.510, and to enact in lieu thereof six new sections relating to consumer credit interest rates, with penalty provisions and a referendum clause.

SB 739–By Schupp.

An Act to amend chapter 285, RSMo, by adding thereto six new sections relating to unpaid leave for victims of certain crimes.

SB 740–By Chappelle-Nadal.

An Act to amend chapter 561, RSMo, by adding thereto one new section relating to the court disclosing certain consequences prior to accepting a guilty plea.

SB 741–By Chappelle-Nadal.

An Act to repeal section 191.235, RSMo, and to enact in lieu thereof one new section relating to vaccines.

SB 742–By Chappelle-Nadal.

An Act to amend chapter 314, RSMo, by adding thereto four new sections relating to discriminatory practices against persons convicted of certain offenses.

SB 743–By Sater.

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

SB 744–By Sater.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to comparable health care service incentive programs, with an effective date.

SB 745–By Sater.

An Act to repeal section 334.104, RSMo, and to enact in lieu thereof one new section relating to advanced practice registered nurses in collaborative agreements.

SB 746–By Emery.

An Act to repeal sections 340.200, 340.216, 340.218, and 340.222, RSMo, and to enact in lieu thereof four new sections relating to animal chiropractic practitioners.

SB 747–By Emery.

An Act to amend chapter 104, RSMo, by adding thereto one new section relating to retirement benefits for elected officials.

SB 748–By Emery.

An Act to amend chapter 558, RSMo, by adding thereto one new section relating to minimum prison terms.

SB 749–By Wallingford.

An Act to repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

SB 750–By Schatz.

An Act to repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the filing of false documents, with penalty provisions.

SB 751–By Schatz.

An Act to repeal section 226.095, RSMo, relating to mandatory arbitration in tort claims against the department of transportation.

SB 752–By Schatz.

An Act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

SB 753–By Schupp.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to unlawful discriminatory practices based on sexual orientation or gender identity.

SB 754–By Schupp.

An Act to amend chapter 351, RSMo, by adding thereto twelve new sections relating to benefit corporations.

SB 755–By Schupp.

An Act to repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

SB 756–By Sater.

An Act to repeal section 59.800, RSMo, and to enact in lieu thereof one new section relating to county recording fees.

SB 757–By Schatz.

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

SB 758–By Schatz.

An Act to repeal section 311.355, RSMo, and to enact in lieu thereof one new section relating to intoxicating liquor.

SB 759–By Schatz.

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

SB 760–By Schupp.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to mandatory influenza vaccinations.

SB 761–By Schatz.

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to poaching, with penalty provisions.

SB 762–By Schatz.

An Act to amend chapter 195, RSMo, by adding thereto seven new sections relating to a program for the monitoring of certain prescribed controlled substances, with penalty provisions.

SB 763–By Schatz.

An Act to amend chapter 287, RSMo, by adding thereto one new section relating to a database for workers' compensation claims, with a penalty provision.

SB 764–By Schatz.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to the free application for federal student aid.

SB 765–By Riddle.

An Act to repeal section 29.200, RSMo, and to enact in lieu thereof one new section relating to reports issued by the state auditor.

SB 766–By Riddle.

An Act to repeal section 304.015, RSMo, and to enact in lieu thereof one new section relating to the operation of certain motor vehicles on the shoulder of the roadway, with existing penalty provisions.

SB 767–By Hoskins.

An Act to amend chapter 313, RSMo, by adding thereto six new sections relating to video lottery, with penalty provisions.

SB 768–By Hoskins.

An Act to repeal section 153.030, RSMo, and to enact in lieu thereof one new section relating to property taxation of telephone companies.

SB 769–By Cunningham.

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.070, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof eleven new sections relating to financial transactions involving public entities, with existing penalty provisions.

SB 770–By Hegeman.

An Act to repeal sections 50.660 and 50.783, RSMo, and to enact in lieu thereof two new sections relating to contracts executed by counties.

SB 771–By Hoskins.

An Act to repeal section 105.500, RSMo, and to enact in lieu thereof two new sections relating to restrictions on the use of payroll deduction options for public employees.

SB 772–By Hoskins.

An Act to repeal section 160.415, RSMo, and to enact in lieu thereof one new section relating to early childhood education funds, with an emergency clause.

SB 773–By Hoskins.

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

SB 774–By Munzlinger.

An Act to repeal section 105.030, RSMo, and to enact in lieu thereof one new section relating to vacancies in certain elected offices.

SB 775–By Brown.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

SB 776–By Sater.

An Act to repeal section 338.010, RSMo, and to enact in lieu thereof one new section relating to the administration of vaccines.

SB 777–By Koenig.

An Act to repeal section 221.105, RSMo, and to enact in lieu thereof one new section relating to reimbursement for the cost of incarcerating certain prisoners.

SB 778–By Rowden.

An Act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to an insurer's liability in an interpleader action.

SB 779–By Curls.

An Act to repeal sections 197.300, 197.305, 197.310, 197.311, 197.312, 197.315, 197.316, 197.318, 197.320, 197.326, 197.327, 197.330, 197.366, and 197.367, RSMo, and to enact in lieu thereof fourteen new sections relating to long-term care certificates of need, with existing penalty provisions.

SB 780–By Curls.

An Act to amend chapter 82, RSMo, by adding thereto one new section relating to abandoned real property in certain cities.

SB 781–By Curls.

An Act to repeal section 324.010, RSMo, and to enact in lieu thereof one new section relating to professional licenses.

SB 782–By Cunningham.

An Act to repeal sections 260.380, 260.475, 444.768, 444.772, 644.054 and 644.057, RSMo, and to enact in lieu thereof six new sections relating to fees assessed by the department of natural resources.

SB 783–By Nasheed.

An Act to amend chapter 173, RSMo, by adding thereto three new sections relating to the establishment of the Missouri promise scholarship program.

SB 784–By Nasheed.

An Act to repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to the use of electronic wireless communications devices while operating a motor vehicle.

SB 785–By Nasheed.

An Act to amend chapter 173, RSMo, by adding thereto two new sections relating to student mental health at public institutions of higher education.

SB 786–By Schupp.

An Act to repeal section 105.055, RSMo, and to enact in lieu thereof two new sections relating to freedom to disclose information about public employers.

SB 787–By Curls.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

SB 788–By Nasheed.

An Act to repeal section 170.015, RSMo, and to enact in lieu thereof one new section relating to education about human sexuality.

SB 789–By Nasheed.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the Missouri care counts program.

SB 790–By Cierpiot.

An Act to repeal section 621.045, RSMo, and to enact in lieu thereof fourteen new sections relating to the registering of roofing contractors, with penalty provisions.

SB 791–By Nasheed.

An Act to repeal section 565.027, RSMo, and to enact in lieu thereof one new section relating to the offense of involuntary manslaughter, with penalty provisions.

SB 792–By Nasheed.

An Act to amend chapter 610, RSMo, by adding thereto one new section relating to expungement of criminal records involving the offense of prostitution.

SB 793–By Wallingford.

An Act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, and 221.044, RSMo, and to enact in lieu thereof eighteen new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

SB 794–By Romine, Libla and Holsman.

An Act to repeal sections 161.032, 161.042, 161.052, and 161.082, RSMo, and to enact in lieu thereof five new sections relating to gubernatorial appointments.

SB 795–By Koenig.

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof one new section relating to termination of parental rights.

SB 796–By Koenig.

An Act to repeal sections 337.025, 337.029, and 337.033, RSMo, and to enact in lieu thereof three new sections relating to the licensure of psychologists.

SB 797–By Munzlinger.

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

SB 798–By Wallingford.

An Act to repeal sections 181.022, 181.100, 181.110, 181.130, and 182.900, RSMo, and to enact in lieu thereof four new sections relating to libraries.

SB 799–By Wallingford.

An Act to repeal section 407.1380, RSMo, and to enact in lieu thereof one new section relating to consumer credit protection for protected persons.

SB 800–By Libla.

An Act to repeal section 211.444, RSMo, and to enact in lieu thereof one new section relating to

juvenile court proceedings.

SB 801–By Nasheed.

An Act to repeal sections 290.502 and 290.527, RSMo, and to enact in lieu thereof three new sections relating to minimum wage.

SB 802–By Nasheed.

An Act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to women's and minority business enterprises.

SB 803–By Nasheed.

An Act to amend chapters 217 and 221, RSMo, by adding thereto four new sections relating to pregnant or postpartum offenders in custody.

SB 804–By Nasheed.

An Act to repeal section 135.647, RSMo, and to enact in lieu thereof one new section relating to tax credits for contributions to certain benevolent organizations.

SB 805–By Crawford.

An Act to repeal section 431.056, RSMo, and to enact in lieu thereof one new section relating to the ability of minors to contract for certain purposes.

SB 806–By Crawford.

An Act to repeal sections 475.050, 475.070, 475.075, 475.290, and 475.320, RSMo, and to enact in lieu thereof five new sections relating to the appointment of a guardian or conservator for certain persons.

SB 807–By Wasson.

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

SB 808–By Brown.

An Act to repeal section 311.300, RSMo, and to enact in lieu thereof one new section relating to the transfer of intoxicating liquor.

SB 809–By Koenig.

An Act to repeal sections 516.105 and 537.100, RSMo, and to enact in lieu thereof two new sections relating to service of process after the statute of limitations has expired for filing an action.

SB 810–By Koenig.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to school budget transparency.

SB 811–By Munzlinger.

An Act to repeal section 303.040, RSMo, and to enact in lieu thereof six new sections relating to automated driving systems.

SB 812–By Wallingford.

An Act to repeal sections 301.074 and 301.075, RSMo, and to enact in lieu thereof two new sections relating to disabled veteran license plates.

SB 813–By Riddle.

An Act to repeal section 574.010, RSMo, and to enact in lieu thereof one new section relating to the offense of peace disturbance, with penalty provisions.

SB 814–By Riddle.

An Act to repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

SB 815–By Schatz.

An Act to repeal section 386.572, RSMo, and to enact in lieu thereof one new section relating to civil penalties for violating federally mandated natural gas safety standards, with penalty provisions.

SB 816–By Schatz.

An Act to repeal section 319.045, RSMo, and to enact in lieu thereof one new section relating to the civil penalty for violating certain underground facility safety standards, with penalty provisions.

SB 817–By Munzlinger.

An Act to repeal sections 578.018 and 578.030, RSMo, and to enact in lieu thereof two new sections relating to the disposition of impounded animals.

SB 818–By Brown.

An Act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates, with an emergency clause.

SB 819–By Cunningham.

An Act to repeal sections 210.112 and 210.487, RSMo, and to enact in lieu thereof two new sections relating to foster care.

SB 820–By Cunningham.

An Act to amend chapter 394, RSMo, by adding thereto one new section relating to broadband communications services provided by rural electric cooperatives.

SB 821–By Cunningham.

An Act to repeal section 335.021, RSMo, and to enact in lieu thereof one new section relating to the Missouri state board of nursing.

SB 822–By Hegeman.

An Act to repeal section 307.178, RSMo, and to enact in lieu thereof one new section relating to the admissibility of the use of a safety belt as evidence of comparative negligence, with an existing penalty provision.

SB 823–By Schatz.

An Act to repeal sections 644.016 and 644.051, RSMo, and to enact in lieu thereof two new sections relating to the Missouri clean water law.

SB 824–By Cunningham.

An Act to repeal sections 335.036, 335.066, and 335.067, RSMo, and to enact in lieu thereof three new sections relating to nurses.

SB 825–By Sater.

An Act to repeal sections 195.010 and 195.080, RSMo, and to enact in lieu thereof two new sections relating to limitations on prescribing opioids.

SB 826–By Sater.

An Act to repeal section 195.070, RSMo, and to enact in lieu thereof two new sections relating to the disposal of unused controlled substances, with an emergency clause for a certain section.

SB 827–By Sater.

An Act to repeal section 193.265, RSMo, and to enact in lieu thereof one new section relating to vital records.

SB 828–By Nasheed.

An Act to repeal section 590.650, RSMo, and to enact in lieu thereof one new section relating to discriminatory policing.

SB 829–By Hoskins.

An Act to repeal sections 326.271 and 326.289, RSMo, and to enact in lieu thereof two new sections relating to the Missouri state board of accountancy, with a delayed effective date.

SB 830–By Riddle.

An Act to amend chapter 578, RSMo, by adding thereto four new sections relating to unlawful activity on nuclear power plant property, with penalty provisions.

SB 831–By Rowden.

An Act to repeal sections 435.350, 435.355, and 435.440, RSMo, and to enact in lieu thereof three new sections relating to arbitration agreements between employers and at-will employees.

SB 832–By Rowden.

An Act to repeal sections 407.025, 508.010, and 537.762, RSMo, and to enact in lieu thereof seven new sections relating to civil actions.

SB 833–By Rowden.

An Act to repeal section 386.020, RSMo, and to enact in lieu thereof one new section relating to electric vehicle charging stations.

SB 834–By Rowden.

An Act to repeal section 311.070, RSMo, and to enact in lieu thereof one new section relating to alcohol trade practices, with penalty provisions.

SB 835–By Rowden.

An Act to repeal section 324.001, RSMo, and to enact in lieu thereof one new section relating to the division of professional registration.

SB 836–By Rowden.

An Act to repeal section 143.041, RSMo, and to enact in lieu thereof one new section relating to taxation.

SB 837–By Rowden.

An Act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof fourteen new sections relating to the deployment of wireless facilities.

SB 838–By Rowden.

An Act to repeal sections 168.133 and 304.060, RSMo, and to enact in lieu thereof two new sections relating to transportation of school children.

SB 839–By Rowden.

An Act to amend chapter 37, RSMo, by adding thereto one new section relating to a social innovation grant program.

SB 840–By Rowden.

An Act to repeal sections 324.200, 324.205, and 324.210, RSMo, and to enact in lieu thereof three new sections relating to dietitians, with existing penalty provisions.

SB 841–By Munzlinger.

An Act to repeal section 311.373, RSMo, and to enact in lieu thereof one new section rleating to intoxicating liquor.

SB 842–By Munzlinger.

An Act to repeal section 307.175, RSMo, and to enact in lieu thereof one new section relating to trasnportation.

SB 843–By Riddle.

An Act to repeal sections 143.1015, 186.007, 191.980, 194.400, 194.408, 194.409, 196.1103, 196.1106, 196.1112, 196.1118, 196.1121, 196.1124, 196.1127, 196.1129, 208.197, 208.955, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.406, 324.409, 324.412, 324.415,

324.421, 324.424, 324.427, 324.430, 324.436, 348.265, 453.600, 620.1200, and 633.200, RSMo, sections 196.1109 and 196.1115 as enacted by senate bill no. 7, ninety-sixth general assembly, first extraordinary session, and sections 196.1109 and 196.1115 as enacted by house bill no. 688, ninety-second general assembly, first regular session, and to enact in lieu thereof thirty new sections relating to the existence of certain state administrative boards and commissions.

SB 844–By Riddle.

An Act to repeal sections 324.177, 324.180, 324.478, 332.086, 334.430, 334.625, and 334.749, RSMo, and to enact in lieu thereof seven new sections relating to the appointment power of the director of the division of professional registration.

SB 845–By Riddle.

An Act to repeal section 160.2100 and 160.2110, RSMo, and to enact in lieu thereof two new sections relating to the task force on the prevention of sexual abuse of children.

SB 846–By Schupp.

An Act to repeal sections 337.020, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof eleven new sections relating to suicide prevention training for health care professionals.

SB 847–By Eigel.

An Act to amend chapters 302 and 304, RSMo, by adding thereto two new sections relating to traffic enforcement.

SB 848–By Riddle.

An Act to repeal sections 209.287 and 209.307, RSMo, and to enact in lieu thereof two new sections relating to the board for certification of interpreters.

SJR 19–By Munzlinger.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 40(a) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the conservation commission.

SJR 20–By Munzlinger.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 43(c) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the reauthorization of a sales tax dedicated to conservation purposes.

SJR 21–By Chappelle-Nadal.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VI of the Constitution of Missouri, by adding thereto one new section relating to a recall election for the St. Louis county executive.

SJR 22–By Emery.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 2 of article VII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to impeachment trials.

SJR 23–By Silvey.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax exemptions for veterans.

SJR 24–By Silvey.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2, 5, 7, 8, and 9, of article III of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to the Missouri general assembly.

SJR 25–By Romine.

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

SJR 26–By Holsman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 23 of article VIII of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to financial disclosure for entities engaging in certain political campaign activities.

SJR 27–By Holsman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to members of the general assembly.

SJR 28–By Hegeman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 25(a) of article V of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the nonpartisan court plan.

SJR 29–By Schupp.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for members of the general assembly.

SJR 30–By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 1 of article X of the Constitution of Missouri, and adopting eleven new sections in lieu thereof relating to taxation.

SJR 31–By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article IV of the Constitution of Missouri, by adopting one new section relating to the state budget.

SJR 32–By Curls.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 3 of article XIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to compensation adjustments appropriated by the general assembly.

SJR 33–By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 23 of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the appropriation of state money.

CONCURRENT RESOLUTIONS

Senator Emery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 27

Whereas, allowing retail customers of electric generation to have access to competitive suppliers of retail electricity is being considered by many states, and has already been implemented in several other states; and

Whereas, the ability of Missouri citizens and businesses to compete in the global market may be harmed unless they have access to reliable electrical power at rates and on terms which are competitive with rates and terms in others states; and

Whereas, legislation designed to implement retail competition will require a careful examination of existing law, and the provisions of that legislation must take into account a variety of issues and factors:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the Task Force on Retail Electric Competition; and

Be It Further Resolved that the mission of the task force shall be to fully consider and make recommendations in a report to the General Assembly on:

(1) The method, feasibility, and impact of implementing retail electric competition on Missouri generators of electricity and Missouri consumers of electricity;

(2) The costs and benefits other states have experienced as a result of retail electric competition;

(3) The taxation and regulatory issues associated with implementing retail electric competition;

(4) The social and other public service functions provided by the regulated electric utility industry to determine the potential impact of retail electric competition on these functions;

(5) Whether, and under what terms, retail electric competition should be offered in Missouri; and

Be It Further Resolved that the task force be authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective; and

Be It Further Resolved that the task force shall consist of the following members:

(1) One member of the senate of the majority party appointed by the president pro tempore of the senate, to serve as the chair of the task force;

(2) One member of the house of representatives of the majority party appointed by the speaker of the house of representatives, to serve as the vice chair and secretary of the task force, and who will provide an agenda and report minutes of the task force;

(3) One member of the majority party of the senate and one member of the minority party of the senate appointed by the president pro tempore of the senate;

(4) One member of the majority party of the house of representatives and one member of the minority party of the house of representatives appointed by the speaker of the house of representatives;

(5) The Office of the Public Counsel, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(6) The Director of the Division of Energy, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(7) The Chair of the Public Service Commission, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(8) A representative from each of the three segments of the retail electric industry appointed by the president pro tempore of the senate from the respective nominees submitted by the statewide associations of the investor-owned electric utilities, rural electric cooperatives, and municipally-owned electric utilities;

(9) A representative of retail electric consumers appointed by the speaker of the house of representatives;

(10) Two members representing the renewable energy industry appointed by the Chair of the Public Service Commission;

(11) Two members appointed by the Chair of the Public Service Commission representing each of the regional transmission organizations whose coverage area includes Missouri: Southwest Power Pool and Midcontinental Independent System Operator; and

Be It Further Resolved that the staff of Senate Research and House Research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties; and

Be It Further Resolved that the task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the task force; and

Be It Further Resolved that the chair or vice chair and secretary of the task force shall call an organizational meeting within fifteen days of the adoption of this resolution; and

Be It Further Resolved that the task force shall terminate by either a majority of members voting for termination, or by December 31, 2018, whichever occurs first; and

Be It Further Resolved that on the date of termination, the task force may deliver a report of findings and recommendations to the General Assembly; and

Be It Further Resolved that this resolution does not amend any state law to which any retail electric generator or consumer is subject, and shall be interpreted to be consistent with any requirements of such state or federal law; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Office of Public Counsel, the Division of Energy, and the Chair of the Public Service Commission.

Senators Schupp and Nasheed offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 28

Whereas, extensive and credible reports have revealed mass killing of prisoners of conscience in the People's Republic of China, primarily practitioners of the spiritual based exercises of Falun Gong, but also other religious and ethnic minority groups, in order to obtain organs for transplants; and

Whereas, the organ transplantation system in China does not comply with the World Health Organization's Guiding Principles of traceability and transparency in organ procurement pathways, and the government of the People's Republic of China has resisted independent scrutiny of the system; and

Whereas, traditional Chinese custom requires bodies to be preserved intact after death. With rare voluntary organ donation, however, China's transplantation industry significantly increased since 2000; and

Whereas, the 2017 Freedom House Report "The Battle for China's Spirit" states that "Available evidence suggests that forced extraction of organs from Falun Gong detainees for sale in transplant operations has occurred on a large scale and may be continuing"; and

Whereas, an investigative report, published in June 2016, conducted by human rights attorney David Matas, former Canadian Secretary of State for Asia-Pacific David Kilgour, and journalist Ethan Gutmann, estimated that China is performing 60,000 to 100,000 transplants per year as opposed to 10,000 transplants claimed by the Chinese government, which is "an industrial-scale, state-directed organ transplantation system, controlled through national policies and funding, and implicating both the military and civilian healthcare systems"; and

Whereas, China's Liver Transplant Registry System indicated that more than 25% of cases were emergency transplants, for which an organ was found within days or even hours. Wait times for non-emergency liver transplants were usually quoted in weeks. Most patients in other countries have to wait years for a transplant; and

Whereas, the Chinese government claims that 90% of China's organ transplant sources come from executed prisoners. However, the number of executions has dropped 10% annually since 2002 and is far less than the number of transplants taking place. The government has never acknowledged the sourcing of organs from prisoners of conscience; and

Whereas, Falun Gong, a spiritual practice involving meditative "qigong" exercises and centered on the values of truthfulness, compassion, and forbearance, became immensely popular in China in the 1990s, with multiple estimates placing the number of practitioners at upwards of 70 million; and

Whereas, in July 1999, the Chinese Communist Party launched an intensive, nationwide persecution designed to eradicate the spiritual practice of Falun Gong, including physical and mental torture, reflecting the party's long-standing intolerance of large independent civil society groups; and

Whereas, since 1999, hundreds of thousands of Falun Gong practitioners have been detained extra-legally in Chinese reeducation-through-labor camps, detention centers, and prisons, where torture, abuse, and implausible medical exams and blood tests on Falun Gong practitioners are routine; and

Whereas, Freedom House reported in 2015 that Falun Gong practitioners comprise the largest portion of prisoners of conscience in China, and face an elevated risk of dying or being killed in custody; and

Whereas, the United Nations Committee Against Torture and the Special Rapporteur on Torture have expressed concern over the allegations of organ harvesting from Falun Gong prisoners, and have called on the Government of the People's Republic of China to increase accountability and transparency in the organ transplant system and punish those responsible for abuses; and

Whereas, in June 2016, the U.S. House of Representatives unanimously passed House Resolution 343, condemning the systematic, state-sanctioned organ harvesting from Falun Gong and other prisoners of conscience; and

Whereas, the killing of religious or political prisoners for the purpose of selling their organs for transplant is an egregious and intolerable violation of the fundamental right to live; and

Whereas, organ tourism to China should not be shielded by medical confidentiality, but openly monitored. No nation should allow their citizens to go to China for organs until China has allowed a full investigation into organ harvesting of prisoners of conscience, both past and present:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein:

(1) Call upon the Government of the People's Republic of China to immediately end the practice of organ harvesting from all prisoners and prisoners of conscience, and explicitly from Falun Gong prisoners of conscience and members of other religious and ethnic minority groups;

(2) Call upon the Government of the People's Republic of China to immediately end the 17-year persecution of the Falun Gong, and the immediate release of all Falun Gong practitioners and other prisoners of conscience;

(3) Call upon the President of the United States to undertake a full and transparent investigation by the United States Department of State into organ transplant practices in the People's Republic of China, and calls for the prosecution of those found to have engaged in such unethical practices;

(4) Encourage the medical community of Missouri to engage in educating colleagues and residents of Missouri about the risks of travel to China for organ transplants so as to help prevent Missouri residents from unwittingly becoming involved in murder in the form of forced organ harvesting from prisoners of conscience; and

(5) Agree to take measures to ban the entry of those who have participated in illegal removal of human tissues and organs, and seek prosecution of such individuals should they be found on the soil of Missouri; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President and Vice President of the United States, the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, the chair of the Senate Committee on Foreign Affairs, the chair of the House Committee on Foreign Relations, and each member of Missouri's Congressional delegation.

Senator Nasheed offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 29

Whereas, the St. Louis Public School District has been under the authority of a Special Administrative Board since 2007; and

Whereas, the Special Administrative Board is set to expire in 2019; and

Whereas, this transfer in administrative authority was intended to be temporary; and

Whereas, on a date set by the State Board of Education, any district operating under the governance of a special administrative board shall return to local governance, and continue operation as a school district as otherwise authorized by law; and

Whereas, the St. Louis Public School District has shown a strong improvement in annual performance report scores over the last several years; and

Whereas, the transition back to an elected board will allow for more local input and control:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the "Joint Committee on the Transition of the St. Louis Public School District"; and

Be It Further Resolved that the mission of the Joint Committee shall be to fully consider and make recommendations in a report to the

General Assembly on:

(1) Transitioning the St. Louis Public School District from the Special Administrative Board back to an elected school board; and

Be It Further Resolved that the Joint Committee be authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective; and

Be It Further Resolved that the Joint Committee shall be composed of:

(1) Five members of the Senate and five members of the House of Representatives, with no more than three members of either chamber being of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate, and the House of Representatives members shall be appointed by the Speaker of the House of Representatives; and

(2) The members of the Special Administrative Board; and

(3) The members of the elected school board of the St. Louis Public School District; and

Be It Further Resolved that the Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations; and

Be It Further Resolved that the staff of Senate Research and House Research shall provide such legal, research, clerical, technical, and bill drafting services as the Joint Committee may require in the performance of its duties; and

Be It Further Resolved that the Joint Committee, its members, and any staff assigned to the committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the committee; and

Be It Further Resolved that the chairperson or co-chairpersons of the Joint Committee shall call an organizational meeting within fifteen days of the adoption of this resolution; and

Be It Further Resolved that the Joint Committee shall terminate by either a majority of members voting for termination, or by December 31, 2018, whichever occurs first. On the date of termination, the Joint Committee shall deliver a report of findings and recommendations to the General Assembly; and

Be It Further Resolved that the Joint Committee is authorized to function during the legislative interim between the Second Regular Session of the Ninety-ninth General Assembly and the First Regular Session of the One Hundredth General Assembly through December 31, 2018, as authorized by State v. Atterburry, 300 S.W.2d 806 (Mo. 1957).

Senator Wallingford offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 30

Whereas, the Joint Committee on Solid Waste Management District Operations was originally established pursuant to Senate Concurrent Resolution 17 during the Second Regular Session of the Ninety-seventh General Assembly; and

Whereas, Senate Concurrent Resolution 17 established the Joint Committee on Solid Waste Management District Operations to examine solid waste management district operations, including but not limited to efficiency, efficacy, and reasonableness of costs and expenses of such districts to Missouri taxpayers; and

Whereas, the Joint Committee on Solid Waste Management District Operations heard testimony from individuals, business owners, and various interested parties during September and December 2014; and

Whereas, after review and consideration of the testimony presented, the Joint Committee on Solid Waste Management District Operations considered multiple legislative proposals relating to solid waste; and

Whereas, the Joint Committee on Solid Waste Management District Operations held a public hearing on December 3, 2014 to receive comments on a draft Senate bill relating to solid waste; and

Whereas, the draft Senate bill was discussed and received support from multiple stakeholders, and such draft bill was filed by Senator Wallingford as Senate Bill 152 during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the provisions of Senate Bill 152 were truly agreed to and finally passed in Senate Bill 445 sponsored by Senator Romine during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the Joint Committee on Solid Waste Management District Operations dissolved on December 31, 2014, but had further hearings to conduct and additional legislative alternatives to research, and was reauthorized by the General Assembly by Senate Concurrent Resolution 3 during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the Joint Committee on Solid Waste Management District Operations dissolved on December 31, 2016, but has further hearings to conduct relating to the implementation of the provisions of Senate Bill 445, as well as additional legislative alternatives relating to solid waste management district operations to research:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby establish the "Joint Committee on Solid Waste Management District Operations" to examine solid waste management district operations, including but not limited to efficiency, efficacy, and reasonableness of costs and expenses of such districts to Missouri taxpayers, and the implementation of the provisions of Senate Bill 445; and

Be It Further Resolved that the Joint Committee on Solid Waste Management District Operations shall be composed of five members of the Senate, with no more than three members of one party, and five members of the House of Representatives, with no more than three members of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate and the House members by the Speaker of the House of Representatives. The Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum. Meetings of the Joint Committee may be called at such time and place as the chairperson or chairpersons designate; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The Joint Committee may make reasonable requests for staff assistance from the research and appropriations staffs of the House and Senate, as well as the Department of Natural Resources and representatives of solid waste management districts; and

Be It Further Resolved that the Joint Committee may prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the General Assembly by December 31, 2018, at which time the Joint Committee shall be dissolved; and

Be It Further Resolved that members of the Joint Committee and any staff personnel assigned to the Joint Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Joint Committee; and

Be It Further Resolved that the actual expenses of the Joint Committee, its members, and any staff assigned to the Joint Committee incurred by the Joint Committee shall be paid by the Joint Contingent Fund; and

Be It Further Resolved that the Joint Committee is authorized to function during the legislative interim between the Second Regular Session of the Ninety-ninth General Assembly and the First Regular Session of the One-hundredth General Assembly through December 31, 2018, as recognized in *State v. Atterburry*, 300 S.W.2d 806 (Mo. 1957).

Senator Wallingford offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 31

Whereas, the founders of this great nation set forth on the Earth an enduring Republic and charged future generations with the solemn duty of its preservation; and

Whereas, the Constitution of these United States, which is the cornerstone of this Republic, establishes the process to propose and ratify amendments to itself, including a process reserved for the state legislatures in Article V of the United

States Constitution; and

Whereas, the State of Missouri recognizes that this process to amend the United States Constitution should by right be held in esteem, worthy of the sacrifice of our founders; and

Whereas, the State of Missouri recognizes that a preexisting set of rules and procedures to convene a convention for proposing amendments under Article V of the United States Constitution is desirable to ensure that such a convention functions effectively and decisively; and

Whereas, the State of Missouri recognizes that the Assembly of State Legislatures, made up of a bipartisan group of state legislators from 45 states, has met over a period of four years to carefully craft and consider rules and procedures for the convening of an Article V convention:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby declares that should a convention for proposing amendments under

Article V of the United States Constitution be called, the State of Missouri supports the adoption of the rules and procedures adopted by the Assembly of State Legislatures on June 17, 2016, as the official rules and procedures to convene such a convention; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Executive Committee of the Assembly of State Legislatures.

INTRODUCTION OF BILLS

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

SB 849–By Kehoe and Schupp.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to prohibiting public entities from contracting with companies discriminating against Israel.

SB 850–By Wallingford.

An Act to repeal section 210.152, RSMo, and to enact in lieu thereof one new section relating to investigations of child abuse and neglect.

SB 851–By Wallingford.

An Act to repeal section 211.093, RSMo, and to enact in lieu thereof one new section relating to juvenile court orders.

SB 852–By Wallingford.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to dental insurance.

SB 853–By Wallingford.

An Act to repeal section 260.283, RSMo, and to enact in lieu thereof one new section relating to the prohibition on political subdivisions from regulating auxiliary containers.

SB 854–By Wallingford.

An Act to repeal sections 43.401, 70.210, 190.300, 190.307, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, and 650.330, RSMo, and to enact in lieu thereof nineteen new sections relating to emergency communication services, with penalty provisions.

SB 855–By Curls.

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

SB 856–By Curls.

An Act to repeal sections 169.291, 169.324, 169.350, and 169.360, RSMo, and to enact in lieu thereof four new sections relating to the public school retirement system of Kansas City.

SB 857–By Curls.

An Act to repeal sections 210.117, 211.038, 452.375, and 452.400, RSMo, and to enact in lieu thereof four new sections relating to the placement of children.

SB 858–By Curls.

An Act to repeal sections 210.145 and 210.150, RSMo, and to enact in lieu thereof two new sections relating to investigations of child abuse or neglect, with an existing penalty provision.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1045, regarding Gayle L. Donley, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1046, regarding Sara Brown, Aurora, which was adopted.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby remove Senator Kehoe from the Committee on Agriculture, Food Production and Outdoor Resources, and appoint Senator Sandy Crawford.

Sincerely,

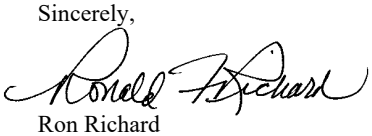

Ron Richard
President Pro Tem

Also,

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, and due to the resignation of Senator Will Kraus I hereby appoint Senator Mike Cierpiot to the following committees:
Commerce, Consumer Protection, Energy and the Environment
Economic Development
Ways and Means

Sincerely,

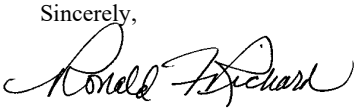

Ron Richard
President Pro Tem

Also,

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, and due to the resignation of Senator Will Kraus, I hereby appoint Senator Sandy Crawford to the following committee:
Local Government and Elections

Sincerely,

Ron Richard
President Pro Tem

Also,

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby remove Senator Jay Wasson from the Committee on Insurance and Banking, and appoint Senator Sandy Crawford.

Sincerely,

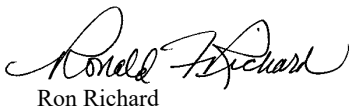

Ron Richard
President Pro Tem

Also,

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby remove Senators Ed Emery and Wayne Wallingford from the Committee on Senior, Families and Children and appoint the following Senators:

Jeannie Riddle – Vice Chairman
Gary Romine

Sincerely,

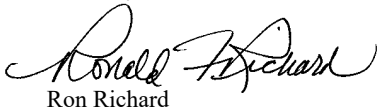

Ron Richard
President Pro Tem

Also,

January 3, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby appoint Senator Wayne Wallingford as Chairman and Senator Andrew Koenig as Vice Chairman of the

Committee on Ways and Means. I remove Senator Wayne Wallingford as Chairman and appoint him Vice Chairman of Veterans and Military Affairs, and appoint Denny Hoskins as Chairman of Veterans and Military Affairs.

Sincerely,

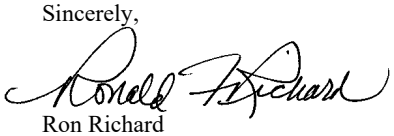

Ron Richard

President Pro Tem

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, Violet Marcel, London, England.

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

SENATE CALENDAR

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SECOND DAY–THURSDAY, JANUARY 4, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 545-Richard
SB 546-Munzlinger
SB 547-Munzlinger
SB 548-Munzlinger
SB 549-Wasson
SB 550-Wasson
SB 551-Wasson
SB 552-Dixon
SB 553-Dixon
SB 554-Dixon
SB 555-Brown
SB 556-Brown
SB 557-Brown
SB 558-Chappelle-Nadal
SB 559-Chappelle-Nadal
SB 560-Chappelle-Nadal
SB 561-Sater
SB 562-Sater
SB 563-Sater
SB 564-Emery and Cunningham
SB 565-Emery
SB 566-Emery
SB 567-Cunningham
SB 568-Cunningham
SB 569-Cunningham
SB 570-Silvey
SB 571-Silvey
SB 572-Silvey
SB 573-Wallingford
SB 574-Wallingford
SB 575-Wallingford
SB 576-Romine
SB 577-Romine
SB 578-Romine
SB 579-Libla
SB 580-Libla

SB 581-Libla
SB 582-Walsh
SB 583-Nasheed
SB 584-Nasheed
SB 585-Nasheed
SB 586-Holsman
SB 587-Sifton
SB 588-Sifton
SB 589-Sifton
SB 590-Hegeman
SB 591-Hegeman
SB 592-Hegeman
SB 593-Wieland
SB 594-Wieland
SB 595-Wieland
SB 596-Riddle
SB 597-Riddle
SB 598-Riddle
SB 599-Schatz
SB 600-Schatz
SB 601-Schatz
SB 602-Onder
SB 603-Onder
SB 604-Onder
SB 605-Schupp
SB 606-Schupp
SB 607-Schupp
SB 608-Hoskins
SB 609-Hoskins
SB 610-Hoskins
SB 611-Koenig
SB 612-Koenig
SB 613-Koenig
SB 614-Rowden
SB 615-Rowden
SB 616-Rowden
SB 617-Eigel
SB 618-Eigel
SB 619-Eigel
SB 620-Hummel
SB 621-Hummel
SB 622-Hummel
SB 623-Crawford
SB 624-Crawford
SB 625-Cierpiot
SB 626-Munzlinger
SB 627-Munzlinger
SB 628-Munzlinger
SB 629-Wasson
SB 630-Wasson
SB 631-Wasson
SB 632-Dixon
SB 633-Dixon
SB 634-Dixon
SB 635-Chappelle-Nadal
SB 636-Chappelle-Nadal
SB 637-Chappelle-Nadal
SB 638-Sater
SB 639-Sater
SB 640-Sater
SB 641-Emery
SB 642-Emery
SB 643-Emery
SB 644-Cunningham
SB 645-Wallingford
SB 646-Wallingford
SB 647-Wallingford
SB 648-Romine
SB 649-Romine
SB 650-Romine
SB 651-Nasheed
SB 652-Nasheed
SB 653-Nasheed
SB 654-Sifton
SB 655-Sifton
SB 656-Sifton
SB 657-Hegeman
SB 658-Hegeman

SB 659-Hegeman
SB 660-Riddle
SB 661-Riddle
SB 662-Riddle
SB 663-Schatz
SB 664-Schatz
SB 665-Schatz
SB 666-Onder
SB 667-Onder
SB 668-Onder
SB 669-Schupp
SB 670-Schupp
SB 671-Schupp
SB 672-Koenig
SB 673-Koenig
SB 674-Koenig
SB 675-Rowden
SB 676-Eigel
SB 677-Eigel
SB 678-Eigel
SB 679-Hummel
SB 680-Hummel
SB 681-Hummel
SB 682-Munzlinger
SB 683-Wasson
SB 684-Chappelle-Nadal
SB 685-Chappelle-Nadal
SB 686-Chappelle-Nadal
SB 687-Sater
SB 688-Sater
SB 689-Sater
SB 690-Emery
SB 691-Emery
SB 692-Emery
SB 693-Wallingford
SB 694-Wallingford
SB 695-Wallingford
SB 696-Romine
SB 697-Romine
SB 698-Nasheed
SB 699-Sifton
SB 700-Sifton
SB 701-Sifton
SB 702-Hegeman
SB 703-Hegeman
SB 704-Hegeman
SB 705-Riddle
SB 706-Riddle
SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder
SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
SB 716-Eigel
SB 717-Eigel
SB 718-Eigel
SB 719-Chappelle-Nadal
SB 720-Chappelle-Nadal
SB 721-Chappelle-Nadal
SB 722-Sater
SB 723-Sater
SB 724-Sater
SB 725-Emery
SB 726-Emery
SB 727-Emery
SB 728-Wallingford
SB 729-Wallingford
SB 730-Wallingford
SB 731-Sifton
SB 732-Sifton
SB 733-Sifton
SB 734-Schatz
SB 735-Schatz
SB 736-Schatz

SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
SB 740-Chappelle-Nadal
SB 741-Chappelle-Nadal
SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp
SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz
SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
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SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle

SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
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SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 27-Emery
SCR 28-Schupp and Nasheed
SCR 29-Nasheed
SCR 30-Wallingford

SCR 31-Wallingford
HCR 50-Vescovo (Kehoe)
HCR 51-Vescovo (Kehoe)

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Journal of the Senate

SECOND REGULAR SESSION

SECOND DAY—THURSDAY, JANUARY 4, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"O give thanks to the Lord, for he is good; for his steadfast love endures forever." (Psalm 106:1-3)

Heavenly Father, as we finish up this day and drive home let us be mindful for the people in our lives who we consider family. Increase our sense of gratefulness for their presence and for the privilege we have of sharing our love with them. Let us always have a willingness to express that love openly so our relationship with them continues to grow and becomes more beautiful each day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from St. Louis Public Radio and Missourinet were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senators

Riddle Sater—2

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 1047, regarding the One Hundredth Birthday of Dora (VanDeventer) Routh, Mound City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1048, regarding the Fiftieth Anniversary of John and Carolyn Schroeder, Maryville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1049, regarding the Sixtieth Anniversary of Don and Barbara Wagner, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1050, regarding the Sixty-fifth Anniversary of Wayne and Anita Kurtz, Oregon, which was adopted.

Senator Hegeman offered Senate Resolution No. 1051, regarding the Sixtieth Anniversary of Ernie and Noni Lorenson, Gower, which was adopted.

Senator Hegeman offered Senate Resolution No. 1052, regarding the Fiftieth Anniversary of Dwight and Rosemary Hall, which was adopted.

Senator Hegeman offered Senate Resolution No. 1053, regarding Jody Barnes-Novak, which was adopted.

INTRODUCTION OF BILLS

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

SB 859–By Koenig.

An Act to repeal sections 99.805, 99.810, 99.825, and 99.843, RSMo, and to enact in lieu thereof four new sections relating to tax increment financing.

SB 860–By Koenig.

An Act to repeal sections 191.671, 376.429, 376.452, 376.454, 376.779, 376.782, 376.811, 376.845, 376.1199, 376.1209, 376.1210, 376.1215, 376.1218, 376.1219, 376.1220, 376.1224, 376.1225, 376.1230, 376.1235, 376.1250, 376.1253, 376.1257, 376.1275, 376.1550, and 376.1900, RSMo, and to enact in lieu thereof twenty-five new sections relating to short-term major medical insurance.

SB 861–By Hegeman.

An Act to repeal sections 304.001, 304.017, and 304.044, RSMo, and to enact in lieu thereof three new sections relating to operation of platoons on Missouri roads, with an existing penalty provision.

SB 862–By Schatz.

An Act to repeal sections 324.920 and 324.935, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

SB 863–By Cunningham.

An Act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates.

SB 864–By Hoskins.

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to employment

preferences for certain persons connected to past military service.

REPORTS OF STANDING COMMITTEES

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

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

William G. Kraus, Republican, as a member of the State Tax Commission; and

Ryan A. Silvey, Republican, as a member of the Public Service Commission.

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

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

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Jennifer W. Edwards, Independent, 5976 South Parkhaven Lane, Springfield, Greene County, Missouri 65810, as a member of the State Board of Education, for a term ending July 1, 2023, and until her successor is duly appointed and qualified; vice, Jennifer W. Edwards, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Marvin R. Jungmeyer, Independent, 14113 Stevens Road, Russellville, Cole County, Missouri 65074, as a member of the State Board of Education, for a term ending July 1, 2021, and until his successor is duly appointed and qualified; vice, Marvin R. Jungmeyer,

withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Eddy A. Justice, Republican, 319 Remington Place, Poplar Bluff, Butler County, Missouri 63901, as a member of the State Board of Education, for a term ending July 1, 2024, and until his successor is duly appointed and qualified; vice, Eddy A. Justice.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

John D. Russell, Republican, 1616 Arbour Drive, Lebanon, Laclede County, Missouri 65536, as a member of the State Board of Education, for a term ending July 1, 2025, and until his successor is duly appointed and qualified; vice, John D. Russell, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Eric Teeman, Independent, 11801 East 86th Street, Raytown, Jackson County, Missouri 64138, as a member of the State Board of Education, for a term ending July 1, 2022, and until his successor is duly appointed and qualified; vice, Eric Teeman, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 31, 2017, while the Senate was not in session.

Brandon C. Garber, Independent, 1001 South Fork Lane, Tipton, Morgan County, Missouri 65081, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2018, and until his successor is duly appointed and qualified; vice, William A. Krodinger, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2017, while the Senate was not in session.

Gregory E. Hoberock, Republican, 500 Braeburn Court, Washington, Franklin County, Missouri 63090, as a member of the State Technical College of Missouri Board of Regents, for a term ending December 29, 2017, and until his successor is duly appointed and qualified; vice, Kenneth L. Miller, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2017, while the Senate was not in session.

Janay N. Orange, 263 South Complex 30, Maryville, Nodaway County, Missouri 64468, as the student representative of the Northwest Missouri State University Board of Regents, for a term ending December 31, 2017, and until her successor is duly appointed and qualified; vice, Janay N. Orange, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2017, while the Senate was not in session.

Roxanna R. Swaney, Republican, 934 Swallow Circle, Liberty, Clay County, Missouri 64068, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2018, and until her successor is duly appointed and qualified; vice, Roxanna R. Swaney, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

January 4, 2018

The Honorable Michael Parson
President, Missouri Senate
State Capitol Building
Jefferson City, Missouri 65101

Dear Lt. Governor Parson:

I respectfully resign my Senate seat, District 17, effective 9:59 a.m., January 4, 2018.

Thank you.

Sincerely,

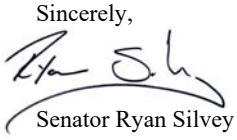

Senator Ryan Silvey
District 17

Also,

January 4, 2018

Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, and the resignation of Senator Ryan Silvey, I appoint Senator Ed Emery as the Chairman of Commerce, Consumer Protection and the Environment and Senator Jeanie Riddle, Vice Chairman. I also remove Senator Ed Emery as Chairman of Government Reform, and appoint Senator Caleb Rowden as Chairman of Government Reform.

Sincerely,

Ron Richard
President Pro Tem

Also,

January 4, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101
Dear Ms. Crouse:
Pursuant to Rule 12, I make the following changes to standing committees:
I remove Senator Dan Hegeman from Gubernatorial Appointments, and appoint Senator Mike Cierpiot.
I remove Senator Rowden from Local Government and Elections.
I appoint Senator Sandy Crawford to Veterans and Military Affairs, which fills the vacancy from Senator Will Kraus' resignation.
Sincerely,

Ron Richard
President Pro Tem

Also,

January 4, 2018
Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101
Dear Ms. Crouse:
Pursuant to Rule 12 and the resignation of Senator Ryan Silvey, I appoint the following:
Caleb Rowden to Appropriations
Dan Hegeman to Fiscal Oversight
Sincerely,

Ron Richard
President Pro Tem

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Halie Dampf, Russellville.

Senator Schupp introduced to the Senate, Madison Malugen, Truman State University.

Senator Wallingford introduced to the Senate, his wife, Suzy, Cape Girardeau.

Senator Munzlinger introduced to the Senate, his wife, Michele, Williamstown; and Richard and Renee Fordyce, Bethany.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, January 8, 2018.

SENATE CALENDAR

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THIRD DAY–MONDAY, JANUARY 8, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 545-Richard
SB 546-Munzlinger
SB 547-Munzlinger
SB 548-Munzlinger
SB 549-Wasson
SB 550-Wasson
SB 551-Wasson
SB 552-Dixon
SB 553-Dixon
SB 554-Dixon
SB 555-Brown
SB 556-Brown
SB 557-Brown
SB 558-Chappelle-Nadal
SB 559-Chappelle-Nadal
SB 560-Chappelle-Nadal
SB 561-Sater
SB 562-Sater
SB 563-Sater
SB 564-Emery and Cunningham
SB 565-Emery
SB 566-Emery
SB 567-Cunningham
SB 568-Cunningham
SB 569-Cunningham
SB 570-Silvey
SB 571-Silvey
SB 572-Silvey
SB 573-Wallingford
SB 574-Wallingford
SB 575-Wallingford
SB 576-Romine
SB 577-Romine
SB 578-Romine
SB 579-Libla
SB 580-Libla
SB 581-Libla
SB 582-Walsh
SB 583-Nasheed
SB 584-Nasheed
SB 585-Nasheed
SB 586-Holsman
SB 587-Sifton
SB 588-Sifton
SB 589-Sifton
SB 590-Hegeman
SB 591-Hegeman
SB 592-Hegeman
SB 593-Wieland
SB 594-Wieland
SB 595-Wieland
SB 596-Riddle
SB 597-Riddle
SB 598-Riddle
SB 599-Schatz
SB 600-Schatz
SB 601-Schatz
SB 602-Onder
SB 603-Onder
SB 604-Onder

SB 605-Schupp
SB 606-Schupp
SB 607-Schupp
SB 608-Hoskins
SB 609-Hoskins
SB 610-Hoskins
SB 611-Koenig
SB 612-Koenig
SB 613-Koenig
SB 614-Rowden
SB 615-Rowden
SB 616-Rowden
SB 617-Eigel
SB 618-Eigel
SB 619-Eigel
SB 620-Hummel
SB 621-Hummel
SB 622-Hummel
SB 623-Crawford
SB 624-Crawford
SB 625-Cierpiot
SB 626-Munzlinger
SB 627-Munzlinger
SB 628-Munzlinger
SB 629-Wasson
SB 630-Wasson
SB 631-Wasson
SB 632-Dixon
SB 633-Dixon
SB 634-Dixon
SB 635-Chappelle-Nadal
SB 636-Chappelle-Nadal
SB 637-Chappelle-Nadal
SB 638-Sater
SB 639-Sater
SB 640-Sater
SB 641-Emery
SB 642-Emery
SB 643-Emery
SB 644-Cunningham
SB 645-Wallingford
SB 646-Wallingford
SB 647-Wallingford
SB 648-Romine
SB 649-Romine
SB 650-Romine
SB 651-Nasheed
SB 652-Nasheed
SB 653-Nasheed
SB 654-Sifton
SB 655-Sifton
SB 656-Sifton
SB 657-Hegeman
SB 658-Hegeman
SB 659-Hegeman
SB 660-Riddle
SB 661-Riddle
SB 662-Riddle
SB 663-Schatz
SB 664-Schatz
SB 665-Schatz
SB 666-Onder
SB 667-Onder
SB 668-Onder
SB 669-Schupp
SB 670-Schupp
SB 671-Schupp
SB 672-Koenig
SB 673-Koenig
SB 674-Koenig
SB 675-Rowden
SB 676-Eigel
SB 677-Eigel
SB 678-Eigel
SB 679-Hummel
SB 680-Hummel
SB 681-Hummel
SB 682-Munzlinger
SB 683-Wasson
SB 684-Chappelle-Nadal

SB 685-Chappelle-Nadal
SB 686-Chappelle-Nadal
SB 687-Sater
SB 688-Sater
SB 689-Sater
SB 690-Emery
SB 691-Emery
SB 692-Emery
SB 693-Wallingford
SB 694-Wallingford
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SB 703-Hegeman
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SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder
SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
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SB 718-Eigel
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SB 723-Sater
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SB 727-Emery
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SB 733-Sifton
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SB 735-Schatz
SB 736-Schatz
SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
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SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp
SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz

SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
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SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
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SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp

SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
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SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 27-Emery
SCR 28-Schupp and Nasheed
SCR 29-Nasheed
SCR 30-Wallingford
SCR 31-Wallingford
HCR 50-Vescovo (Kehoe)
HCR 51-Vescovo (Kehoe)

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Journal of the Senate

SECOND REGULAR SESSION

THIRD DAY—MONDAY, JANUARY 8, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"O Lord, who may abide in your tent? Who may dwell on Your holy hill? Those who walk blameless and do what is right, and speak the truth from their heart:" (Psalm 15:1-2a)

O God we begin a new week and there is much that seeks our attention and so we ask that You grant us righteousness and truth in our hearts and minds, clothe us so our hearts seek to live lives that bear witness to Your grace and mercy. And grant us to always be about that which is helpful and right for those we serve. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, January 4, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1054, regarding the Thirty-sixth Anniversary of Robert T.

and June H. Berry, Town and Country, which was adopted.

Senator Libla offered Senate Resolution No. 1055, regarding Dr. Gregory L. "Greg" Hempen, Saint Louis, which was adopted.

Senator Riddle offered Senate Resolution No. 1056, regarding Tom Oliver, which was adopted.

Senator Walsh offered Senate Resolution No. 1057, regarding Nathan and Christina Bennett, Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 1058, regarding Bret Berigan, which was adopted.

Senator Walsh offered Senate Resolution No. 1059, regarding Patrick R. Schierbecker, which was adopted.

Senator Richard offered Senate Resolution No. 1060, regarding Mark J. Elliff, Carthage, which was adopted.

Senator Sater offered Senate Resolution No. 1061, regarding the Sixty-seventh Anniversary of Ralph and Florene Towers, Pierce City, which was adopted.

Senator Sater offered Senate Resolution No. 1062, regarding the Fortieth Anniversary of Jim and Fern Mease, which was adopted.

Senator Sater offered Senate Resolution No. 1063, regarding the Fiftieth Anniversary of Curtis and Donnell Burton, Billings, which was adopted.

Senator Sater offered Senate Resolution No. 1064, regarding Gale Pate, Jr., which was adopted.

Senator Wasson offered Senate Resolution No. 1065, regarding Eagle Scout Dylan Jacob Bunch, Ozark, which was adopted.

Senator Wallingford offered Senate Resolution No. 1066, regarding Benchmark Printing and Graphics, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 1067, regarding Aaron Olivas, Oak Ridge, which was adopted.

Senator Wallingford offered Senate Resolution No. 1068, regarding BOLD Marketing, LLC, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 1069, regarding Justin McMullen, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 1070, regarding Mondi, Jackson, which was adopted.

Senator Schaaf offered Senate Resolution No. 1071, regarding St. Joseph Police Officer Roy Wedlow, which was adopted.

Senator Schaaf offered Senate Resolution No. 1072, regarding the One Hundredth Birthday of Ernestine Elrod, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1073, regarding Eagle Scout Michael Patrick Allen, Parkville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1074, regarding Eagle Scout Michael Tyler Allen, Parkville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1075, regarding Eagle Scout Lucas Edward Blahnik, Parkville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1076, regarding the Fiftieth Wedding Anniversary of Calvin and Sandra Smith, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1077, regarding Eagle Scout Bret Quentin Worley, Parkville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1078, regarding Eagle Scout Thomas Joseph Wineinger, Kansas City, which was adopted.

Senator Schaaf offered Senate Resolution No. 1079, regarding Eagle Scout Parker Thomas Stevens, Kansas City, which was adopted.

Senator Schaaf offered Senate Resolution No. 1080, regarding Eagle Scout Dylan Michael Hughes, Weatherby Lake, which was adopted.

Senator Schaaf offered Senate Resolution No. 1081, regarding Eagle Scout Tyler Lutgen Brown, Parkville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1082, regarding Eagle Scout Colten M. Hamilton, Trenton, which was adopted.

CONCURRENT RESOLUTIONS

Senator Kehoe moved that **HCR 50** be taken up for adoption, which motion prevailed.

Senator Rowden assumed the Chair.

On motion of Senator Kehoe, **HCR 50** was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senator Holsman—1

Vacancies—1

Senator Kehoe moved that **HCR 51** be taken up for adoption, which motion prevailed.

On motion of Senator Kehoe, **HCR 51** was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senator Holsman—1

Vacancies—1

INTRODUCTION OF BILLS

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

SB 865–By Kehoe.

An Act to repeal section 304.190, RSMo, and to enact in lieu thereof one new section relating to commercial zones.

SB 866–By Kehoe.

An Act to amend chapter 253, RSMo, by adding thereto one new section relating to fence maintenance along the historic Missouri rock island railroad corridor.

SB 867–By Kehoe.

An Act to repeal section 163.016, RSMo, and to enact in lieu thereof one new section relating to the dollar value modifier used in certain school districts.

SB 868–By Kehoe.

An Act to repeal section 137.100, RSMo, and to enact in lieu thereof one new section relating to land subject to railbanking.

SB 869–By Kehoe.

An Act to repeal sections 288.036, 288.060, 288.120, 288.122, and 288.330, as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, sections 288.036, 288.120, and 288.122, as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and section 288.330 as enacted by house bill no. 1075, ninety-fifth general assembly, first regular session, and to enact in lieu thereof five new sections relating to employment security.

SB 870–By Hegeman.

An Act to repeal sections 99.848, 190.100, 190.103, 190.131, 190.142, 190.143, 190.165, 190.173, and 190.196, RSMo, and to enact in lieu thereof ten new sections relating to emergency medical services.

SB 871–By Romine.

An Act to repeal section 488.2250, RSMo, and to enact in lieu thereof one new section relating to court reporters.

SB 872–By Schatz.

An Act to amend chapter 301, RSMo, by adding thereto one new section relating to motor vehicle franchises.

SB 873–By Schupp.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to a course on career readiness for ninth grade students.

SB 874–By Emery.

An Act to repeal section 540.021, RSMo, and to enact in lieu thereof two new sections relating to grand juries.

SB 875–By Nasheed.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to a reporting requirement for lost or stolen firearms.

SB 876–By Sater.

An Act to repeal section 115.124, RSMo, and to enact in lieu thereof one new section relating to nonpartisan elections.

SB 877–By Onder.

An Act to repeal section 443.320, RSMo, and to enact in lieu thereof one new section relating to the publication of electronic notice of the sale of real property.

SB 878–By Wieland.

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to law enforcement assistance.

SB 879–By Wieland.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to a qualifying life event for a special enrollment period.

SB 880–By Wieland.

An Act to repeal section 137.073, RSMo, and to enact in lieu thereof one new section relating to adjustments to tax rate levies of political subdivisions.

SB 881–By Eigel.

An Act to repeal section 301.145, RSMo, and to enact in lieu thereof one new section relating to special license plates.

SB 882–By Hoskins.

An Act to repeal section 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first

regular session and section 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following escort committee pursuant to **HCR 50**: Senators Crawford, Hummel, Rizzo, Eigel, Rowden, Koenig, Hoskins, Walsh, Onder and Schatz.

President Pro Tem Richard appointed the following escort committee pursuant to **HCR 51**: Senators Dixon, Onder, Emery, Koenig, Sifton, Riddle, Wieland, Hegeman, Holsman and Nasheed.

SECOND READING OF SENATE BILLS

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

SB 545—Economic Development.

SB 546—Government Reform.

SB 547—Agriculture, Food Production and Outdoor Resources.

SB 548—Ways and Means.

SB 549—Economic Development.

SB 550—Economic Development.

SB 551—Economic Development.

SB 552—Judiciary and Civil and Criminal Jurisprudence.

SB 553—Judiciary and Civil and Criminal Jurisprudence.

SB 554—Local Government and Elections.

SB 555—General Laws.

SB 556—Transportation, Infrastructure and Public Safety.

SB 557—Economic Development.

SB 558—Appropriations.

SB 559—Education.

SB 560—Transportation, Infrastructure and Public Safety.

SB 561—Seniors, Families and Children.

SB 562—Seniors, Families and Children.

SB 563—Seniors, Families and Children.

SB 564—Commerce, Consumer Protection, Energy and the Environment.

SB 565—Education.

SB 566—Judiciary and Civil and Criminal Jurisprudence.

SB 567—Seniors, Families and Children.

SB 568—Local Government and Elections.

SB 569—Insurance and Banking.

SB 570—Small Business and Industry.

SB 571—Education.

SB 572—Commerce, Consumer Protection, Energy and the Environment.

SB 573—Veterans and Military Affairs.

SB 574—Seniors, Families and Children.

SB 575—Health and Pensions.

SB 576—Education.

SB 577—Education.

SB 578—Small Business and Industry.

SB 579—Transportation, Infrastructure and Public Safety.

SB 580—Local Government and Elections.

SB 581—Small Business and Industry.

SB 582—Education.

SB 583—Local Government and Elections.

SB 584—General Laws.

SB 585—Small Business and Industry.

SB 586—Transportation, Infrastructure and Public Safety.

SB 587—Education.

SB 588—Rules, Joint Rules, Resolutions and Ethics.

SB 589—Judiciary and Civil and Criminal Jurisprudence.

SB 590—Local Government and Elections.

SB 591—Local Government and Elections.

SB 592—Local Government and Elections.

SB 593—Insurance and Banking.

SB 594—Insurance and Banking.

REFERRALS

President Pro Tem Richard referred **SCR 27**, **SCR 28**, **SCR 29**, **SCR 30** and **SCR 31** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Steve L. Corsi as Director of the Department of Social Services, submitted to you on January 3, 2018. Lines 1 and 2 should be amended to read:

To the Senate of the 99th General Assembly of the State of Missouri:

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

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Rob Dixon as the Director of the Department of Economic Development, submitted to you on January 3, 2018. Lines 1 and 2 should be amended to read:

To the Senate of the 99th General Assembly of the State of Missouri:

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

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Anna Hui as Director of the Department of Labor and Industrial Relations, submitted to you on January 3, 2018. Lines 1 and 2 should be amended to read:

To the Senate of the 99th General Assembly of the State of Missouri:

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

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Lee R. Keith as the Commissioner of the Division of Finance for the Department and Insurance, Financial Institutions, and Professional Registration, submitted to you on January 3, 2018. Lines 1 and 2 should be amended to read:

To the Senate of the 99th General Assembly of the State of Missouri:

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

Respectfully submitted,
Eric R. Greitens
Governor

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

COMMUNICATIONS

President Pro Tem Richard submitted the following:

January 8, 2018

Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I appoint Senator Wayne Wallingford, Vice Chairman of Veterans and Military Affairs. Also, I appoint Senator Mike Kehoe to the Committee on Local Government and Elections.

Sincerely,

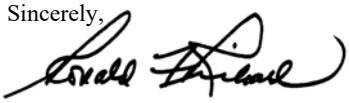

Ron Richard
President Pro Tem

INTRODUCTION OF GUESTS

Senator Wallingford introduced to the Senate, Erica Townsend, Lilbourn.

Senator Dixon introduced to the Senate, Mirhad Hasanovic, Columbia.

Senator Schatz introduced to the Senate, his wife, Chara, Sullivan.

Senator Onder introduced to the Senate, his wife, Allison, and his children, Bobby and Elizabeth, Lake St. Louis.

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

SENATE CALENDAR

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FOURTH DAY–TUESDAY, JANUARY 9, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 595-Wieland
SB 596-Riddle
SB 597-Riddle
SB 598-Riddle
SB 599-Schatz
SB 600-Schatz
SB 601-Schatz
SB 602-Onder
SB 603-Onder
SB 604-Onder
SB 605-Schupp
SB 606-Schupp
SB 607-Schupp
SB 608-Hoskins
SB 609-Hoskins
SB 610-Hoskins
SB 611-Koenig
SB 612-Koenig
SB 613-Koenig
SB 614-Rowden
SB 615-Rowden
SB 616-Rowden
SB 617-Eigel
SB 618-Eigel
SB 619-Eigel
SB 620-Hummel
SB 621-Hummel
SB 622-Hummel
SB 623-Crawford
SB 624-Crawford
SB 625-Cierpiot
SB 626-Munzlinger
SB 627-Munzlinger
SB 628-Munzlinger
SB 629-Wasson
SB 630-Wasson
SB 631-Wasson
SB 632-Dixon
SB 633-Dixon
SB 634-Dixon
SB 635-Chappelle-Nadal
SB 636-Chappelle-Nadal
SB 637-Chappelle-Nadal
SB 638-Sater
SB 639-Sater
SB 640-Sater
SB 641-Emery
SB 642-Emery
SB 643-Emery
SB 644-Cunningham
SB 645-Wallingford
SB 646-Wallingford
SB 647-Wallingford
SB 648-Romine
SB 649-Romine
SB 650-Romine
SB 651-Nasheed
SB 652-Nasheed
SB 653-Nasheed
SB 654-Sifton

SB 655-Sifton
SB 656-Sifton
SB 657-Hegeman
SB 658-Hegeman
SB 659-Hegeman
SB 660-Riddle
SB 661-Riddle
SB 662-Riddle
SB 663-Schatz
SB 664-Schatz
SB 665-Schatz
SB 666-Onder
SB 667-Onder
SB 668-Onder
SB 669-Schupp
SB 670-Schupp
SB 671-Schupp
SB 672-Koenig
SB 673-Koenig
SB 674-Koenig
SB 675-Rowden
SB 676-Eigel
SB 677-Eigel
SB 678-Eigel
SB 679-Hummel
SB 680-Hummel
SB 681-Hummel
SB 682-Munzlinger
SB 683-Wasson
SB 684-Chappelle-Nadal
SB 685-Chappelle-Nadal
SB 686-Chappelle-Nadal
SB 687-Sater
SB 688-Sater
SB 689-Sater
SB 690-Emery
SB 691-Emery
SB 692-Emery
SB 693-Wallingford
SB 694-Wallingford
SB 695-Wallingford
SB 696-Romine
SB 697-Romine
SB 698-Nasheed
SB 699-Sifton
SB 700-Sifton
SB 701-Sifton
SB 702-Hegeman
SB 703-Hegeman
SB 704-Hegeman
SB 705-Riddle
SB 706-Riddle
SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder
SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
SB 716-Eigel
SB 717-Eigel
SB 718-Eigel
SB 719-Chappelle-Nadal
SB 720-Chappelle-Nadal
SB 721-Chappelle-Nadal
SB 722-Sater
SB 723-Sater
SB 724-Sater
SB 725-Emery
SB 726-Emery
SB 727-Emery
SB 728-Wallingford
SB 729-Wallingford
SB 730-Wallingford
SB 731-Sifton
SB 732-Sifton
SB 733-Sifton
SB 734-Schatz
SB 735-Schatz
SB 736-Schatz

SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
SB 740-Chappelle-Nadal
SB 741-Chappelle-Nadal
SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp
SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz
SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
SB 803-Nasheed
SB 804-Nasheed
SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown

SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

FOURTH DAY—TUESDAY, JANUARY 9, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I bless the Lord who gives me counsel; in night also my heart instructs me. I keep the Lord always before me; because he is at my right hand, I shall not be moved." (Psalm 16:7-8)

O God, we pray that You give us patience to understand the instruction You send to us when our minds are quiet and we are open to be taught by You. May our thoughts and actions be done mindful You are always at our right hand for this is what we are called to do. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1083, regarding William "Bill" Foster, Portageville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1084, regarding Eagle Scout Austin Brown, which was adopted.

Senator Hegeman offered Senate Resolution No. 1085, regarding the Seventy-fifth Wedding Anniversary of Warren and Georgia Stucki, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1086, regarding the Seventieth Wedding Anniversary of Bill and Earlene Vaughn, Maysville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1087, regarding the Sixtieth Wedding Anniversary of H.A. and Suzanne Roberson, Bethany, which was adopted.

CONCURRENT RESOLUTIONS

Senator Holsman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 32

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which regulate elections.

Whereas, the framers of the Constitution of the United States of America intended that the Congress of the United States of America should be "dependent on the people alone" (James Madison, Federalist 52); and

Whereas, that dependency has evolved from a dependency on the people alone to a dependency on powerful special interests, through campaigns or third-party groups, that have created a fundamental imbalance in our representative democracy; and

Whereas, Americans across the political spectrum agree that elections in the United States of America should be free from the disproportional influence of special interests and fair enough that any citizen can be elected into office; and

Whereas, the Constitution of the State of Missouri states "that all political power is vested in and derived from the people; that all government of right originates from the people, is founded upon their will only, and is instituted solely for the good of the whole" and the people have the exclusive right to alter their constitutions of government whenever they deem it necessary (Article I, Sections 1 & 3); and

Whereas, Article V of the United States Constitution requires Congress to call a convention for proposing amendments to the federal Constitution on the application of two-thirds of the legislatures of the several states; and

Whereas, the Missouri General Assembly perceives the need for an amendments convention in order to restore balance and integrity to our elections by proposing an amendment to the federal Constitution that will permanently protect free and fair elections in America by addressing, inter alia, issues raised by the decisions of the United States Supreme Court in Citizens United v. Federal Election Commission (2010) 130 S.Ct. 876 and related cases and events; and

Whereas, the Missouri General Assembly perceives the need for an amendments convention in order to restore transparency to our elections by proposing an amendment to the federal Constitution that will permanently impose transparency in the contributions and expenditures being made by entities engaged in electioneering activities, including all organizations organized as nonprofit organizations and that are exempt from taxation under Section 501(c)4 of the Internal Revenue Code and desires that said convention should be so limited; and

Whereas, the State of Missouri desires that the delegates to said convention shall be comprised equally of individuals currently elected to state and local office, or be selected by election, in each Congressional district for the purpose of serving as delegates, though all individuals elected or appointed to federal office, now or in the past, be prohibited from serving as delegates to the convention, and intends to retain the ability to restrict or expand the power of its delegates within the limits expressed herein; and

Whereas, the State of Missouri intends that this be a continuing application considered together with applications calling for a convention passed in the 2013-2014 Vermont legislature as R454, the 2013-2014 California legislature as Resolution Chapter 77, the 98th Illinois General Assembly as SJR 42, the 2014-2015 New Jersey legislature as SCR 132, the 2015-2016 Rhode Island legislature as HR 7670 and SR 2589, and all other passed, pending, and future applications until such time as two-thirds of the several states have applied for a convention for a similar purpose and said convention is convened by Congress:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby apply to the United States Congress, under the provisions of Article V of the United States

Constitution for the calling of a convention of the states for the exclusive purpose of proposing an amendment to the United States Constitution that will restore free, fair, and transparent elections as described herein; and

Be It Further Resolved that the Secretary of the Senate transmit copies of this resolution to the President of the United States; the Vice President of the United States in his capacity as presiding officer of the United States Senate, the Speaker of the United States House of Representatives, the Minority Leader of the United States House of Representatives, the President Pro Tempore of the United States Senate, to each Senator and Representative from Missouri in the Congress of the United States with the respectful request that the full and complete text of this resolution be printed in the Congressional Record, to the presiding officers of each legislative body of each of the several states, requesting the cooperation of the states in issuing an application compelling Congress to call a convention for proposing amendments pursuant to Article V of the U.S. Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 883–By Holsman.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of February as earthquake awareness month.

SB 884–By Koenig.

An Act to repeal section 144.087, RSMo, and to enact in lieu thereof one new section relating to bonding requirements of retail sales licensees.

SB 885–By Rowden.

An Act to repeal section 94.900, RSMo, and to enact in lieu thereof one new section relating to sales taxes for public safety.

SB 886–By Rowden.

An Act to repeal sections 313.905, 313.915, 313.920, 313.925, 313.935, 313.940, 313.945, 313.950, and 313.955, RSMo, and to enact in lieu thereof eleven new sections relating to fantasy sports contests, with penalty provisions.

SB 887–By Rowden.

An Act to amend chapters 143 and 443, RSMo, by adding thereto seven new sections relating to savings accounts for first-time home buyers.

SB 888–By Rowden.

An Act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof eighteen new sections relating to criminal history records, with existing penalty provisions.

SB 889–By Rowden.

An Act to repeal section 321.320, RSMo, and to enact in lieu thereof one new section relating to the annexation of property within fire protection districts.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

SENATE HEARING SCHEDULE
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
JANUARY 9, 2018

	Monday	Tuesday	Wednesday	Thursday
8:00 a.m.		Insurance and Banking SL (Wieland) Ways and Means SCR 1 (Wallingford) Appropriations SCR 2 (Brown)	Seniors, Families and Children SL (Sater) Government Reform SCR 1 (Rowden) Progress and Development SCR 2 (Walsh)	Transportation, Infrastructure and Public Safety SL (Schatz) Veterans and Military Affairs SCR 1 (Hoskins) Appropriations SCR 2 (Brown)
9:00 a.m.		Rules, Joint Rules, Resolutions and Ethics SL (Kehoe)	Appropriations SCR 2 (Brown)	Fiscal Oversight SCR 1 (Cunningham)
10:15 a.m.		Local Government and Elections SL (Hegeman) Small Business and Industry SCR 1 (Libla)	Gubernatorial Appointments SL (Richard) Health and Pensions SCR 1 (Schaaf)	
12:00 p.m.		Economic Development SL (Wasson) Education SCR 1 (Romine)	Commerce, Consumer Protection, Energy and the Environment SL (Emery) General Laws SCR 1 (Onder)	
1:00 p.m.				
2:00 p.m.	Judiciary and Civil and Criminal Jurisprudence SL (Dixon) Professional Registration SCR 1 (Riddle) Agriculture, Food Production and Outdoor Resources SCR 2 (Munzlinger)			

SCR 1 - Senate Committee Rm. 1, Room 118 SL - Senate Lounge SCR 2 - Senate Committee Rm. 2, Room 119

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

SECOND READING OF SENATE BILLS

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

SB 595—General Laws.

SB 596—Government Reform.

SB 597—Professional Registration.

SB 598—Transportation, Infrastructure and Public Safety.

SB 599—General Laws.

SB 600—Insurance and Banking.

SB 601—Small Business and Industry.

SB 602—General Laws.

SB 603—General Laws.

SB 604—Judiciary and Civil and Criminal Jurisprudence.

SB 605—Small Business and Industry.

SB 606—Economic Development.

SB 607—Small Business and Industry.

SB 608—Small Business and Industry.

SB 609—General Laws.

SB 610—Seniors, Families and Children.

SB 611—Ways and Means.

SB 612—Government Reform.

SB 613—Professional Registration.

SB 614—Rules, Joint Rules, Resolutions and Ethics.

SB 615—Ways and Means.

SB 616—Judiciary and Civil and Criminal Jurisprudence.

SB 617—Ways and Means.

SB 618—Education.

SB 619—Transportation, Infrastructure and Public Safety.

SB 620—Small Business and Industry.

SB 621—Small Business and Industry.

SB 622—Transportation, Infrastructure and Public Safety.

SB 623—Insurance and Banking.

SB 624—Transportation, Infrastructure and Public Safety.

SB 625—Ways and Means.

SB 626—Transportation, Infrastructure and Public Safety.

SB 627—Agriculture, Food Production and Outdoor Resources.

SB 628—Health and Pensions.

SB 629—Economic Development.

SB 630—Economic Development.

SB 631—Economic Development.

SB 632—Economic Development.

SB 633—Government Reform.

SB 634—Local Government and Elections.

SB 635—Transportation, Infrastructure and Public Safety.

SB 636—Local Government and Elections.

SB 637—Small Business and Industry.

SB 638—Health and Pensions.

SB 639—Insurance and Banking.

SB 640—Education.

SB 641—Judiciary and Civil and Criminal Jurisprudence.

SB 642—Commerce, Consumer Protection, Energy and the Environment.

SB 643—Education.

SB 644—Government Reform.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 1088, regarding the Sixtieth Wedding Anniversary of Kenneth and Lucy Hatten, Drexel, which was adopted.

Senator Sater offered Senate Resolution No. 1089, regarding Robert Offutt, which was adopted.

Senator Sater offered Senate Resolution No. 1090, regarding Doug Stroemel, Shell Knob, which was adopted.

Senator Sater offered Senate Resolution No. 1091, regarding Ridgley Southern Baptist Church, which was adopted.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, the Physician of the Day, Dr. Christopher "Kit" Young, MD, Ballwin.

Senator Libla introduced to the Senate, Carol Workman, Holts Summit.

Senator Holsman introduced to the Senate, Nathan Garrett, Kansas City.

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

SENATE CALENDAR

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FIFTH DAY–WEDNESDAY, JANUARY 10, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 645-Wallingford
SB 646-Wallingford
SB 647-Wallingford
SB 648-Romine
SB 649-Romine
SB 650-Romine
SB 651-Nasheed
SB 652-Nasheed
SB 653-Nasheed
SB 654-Sifton
SB 655-Sifton
SB 656-Sifton
SB 657-Hegeman
SB 658-Hegeman
SB 659-Hegeman
SB 660-Riddle
SB 661-Riddle
SB 662-Riddle
SB 663-Schatz
SB 664-Schatz
SB 665-Schatz
SB 666-Onder
SB 667-Onder
SB 668-Onder
SB 669-Schupp
SB 670-Schupp
SB 671-Schupp
SB 672-Koenig
SB 673-Koenig
SB 674-Koenig
SB 675-Rowden
SB 676-Eigel
SB 677-Eigel
SB 678-Eigel
SB 679-Hummel
SB 680-Hummel
SB 681-Hummel
SB 682-Munzlinger
SB 683-Wasson
SB 684-Chappelle-Nadal
SB 685-Chappelle-Nadal
SB 686-Chappelle-Nadal
SB 687-Sater
SB 688-Sater
SB 689-Sater
SB 690-Emery
SB 691-Emery
SB 692-Emery
SB 693-Wallingford
SB 694-Wallingford
SB 695-Wallingford
SB 696-Romine
SB 697-Romine
SB 698-Nasheed
SB 699-Sifton
SB 700-Sifton
SB 701-Sifton
SB 702-Hegeman
SB 703-Hegeman
SB 704-Hegeman
SB 705-Riddle
SB 706-Riddle
SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder

SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
SB 716-Eigel
SB 717-Eigel
SB 718-Eigel
SB 719-Chappelle-Nadal
SB 720-Chappelle-Nadal
SB 721-Chappelle-Nadal
SB 722-Sater
SB 723-Sater
SB 724-Sater
SB 725-Emery
SB 726-Emery
SB 727-Emery
SB 728-Wallingford
SB 729-Wallingford
SB 730-Wallingford
SB 731-Sifton
SB 732-Sifton
SB 733-Sifton
SB 734-Schatz
SB 735-Schatz
SB 736-Schatz
SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
SB 740-Chappelle-Nadal
SB 741-Chappelle-Nadal
SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp
SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz
SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford

SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
SB 803-Nasheed
SB 804-Nasheed
SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden

SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 32-Holsman

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Journal of the Senate

SECOND REGULAR SESSION

FIFTH DAY—WEDNESDAY, JANUARY 10, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"For everything there is a season and a time for every matter under heaven. (Ecclesiastes 3:1)

Almighty God, our lives are short compared to the infinite horizon in Your measure of time and our term here even shorter so teach us to value the precious gift of time we have each been given and may our efforts be fruitful. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe requested unanimous consent of the Senate to allow a member of the St. Louis County Police Department to enter the Chamber with side arms, which request was granted.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Sifton offered Senate Resolution No. 1092, regarding Matt and Michele Herndon, Affton, which was adopted.

Senator Sifton offered Senate Resolution No. 1093, regarding Melissa Webb, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1094, regarding Greg and Lois Mans, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1095, regarding Frank Totten, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1096, regarding Bayless School District, Saint Louis County, which was adopted.

Senator Sifton offered Senate Resolution No. 1097, regarding Fresh Thyme Farmers Market, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1098, regarding Lindbergh Schools, Saint Louis County, which was adopted.

Senator Sifton offered Senate Resolution No. 1099, regarding Kevin D. Frederick, which was adopted.

Senator Sifton offered Senate Resolution No. 1100, regarding Scott Manning, Saint Louis, which was adopted.

INTRODUCTION OF BILLS

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

SB 890–By Riddle.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to child abuse or neglect investigations, with penalty provisions.

SB 891–By Kehoe.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to buy Missouri week.

SB 892–By Walsh.

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, and 56.840, RSMo, and to enact in lieu thereof six new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

SB 893–By Sater.

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.100, 116.110, 116.160, 116.230, 116.270, 116.332, and 116.334, RSMo, and to enact in lieu thereof thirteen new sections relating to the petition process for amending the law, with penalty provisions and a delayed effective date.

SB 894–By Libla.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to computer science.

SB 895–By Wieland.

An Act to repeal section 408.040, RSMo, and to enact in lieu thereof one new section relating to interest on judgments.

SB 896–By Wieland.

An Act to repeal section 172.100, RSMo, and to enact in lieu thereof two new sections relating to state colleges and universities grievance procedures.

SB 897–By Hoskins.

An Act to repeal sections 143.401 and 143.601, RSMo, and to enact in lieu thereof three new sections relating to the taxation of partnerships.

SB 898–By Hoskins.

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof three new sections relating to course access in education.

SB 899–By Rowden.

An Act to amend chapter 407, RSMo, by adding thereto eight new sections relating to password protection.

SB 900–By Rowden and Curls.

An Act to repeal sections 311.660, 313.220, and 313.260, RSMo, and to enact in lieu thereof three new sections relating to activities extended to persons found guilty of certain criminal offenses.

SB 901–By Hummel.

An Act to repeal section 191.950, RSMo, and to enact in lieu thereof one new section relating to prostate cancer.

SB 902–By Hummel.

An Act to repeal section 87.135, RSMo, and to enact in lieu thereof one new section relating to firefighter retirement systems for certain cities.

COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed Senator Nasheed to replace Senator Walsh on the escort committee pursuant to **HCR 50**.

On motion of Senator Kehoe, the Senate recessed until 3:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following escort committee pursuant to **HCR 50**. Representative: Fraker, Lant, Johnson, Cookson, Conway (104), McGee, Carpenter, Franks, Jr., May, and Meredith (71).

INTRODUCTION OF BILLS

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

SB 903–By Dixon.

An Act to repeal sections 304.012 and 304.820, RSMo, and to enact in lieu thereof one new section relating to the operation of motor vehicles, with penalty provisions.

SB 904–By Emery.

An Act to repeal sections 168.104, 168.110, 168.124, 168.128, 168.221, and 168.410, RSMo, and to enact in lieu thereof seven new sections relating to teacher employment.

SB 905–By Munzlinger.

An Act to repeal section 164.011, RSMo, and to enact in lieu thereof one new section relating to property tax rates set by school districts.

SB 906–By Cunningham.

An Act to repeal sections 197.300, 197.305, 197.310, 197.312, 197.315, 197.316, 197.318, 197.320, 197.325, 197.326, 197.327, 197.330, 197.335, 197.340, 197.366, 197.367, and 208.225, RSMo, and to enact in lieu thereof seventeen new sections relating to health care facilities, with existing penalty provisions.

SB 907–By Kehoe.

An Act to authorize the conveyance of property owned by the state in the City of Jefferson, Cole County, Missouri.

SECOND READING OF SENATE BILLS

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

SB 645—Seniors, Families and Children.

SB 646—Professional Registration.

SB 647—Seniors, Families and Children.

SB 648—Education.

SB 649—Commerce, Consumer Protection, Energy and the Environment.

SB 650—Local Government and Elections.

SB 651—Transportation, Infrastructure and Public Safety.

SB 652—Transportation, Infrastructure and Public Safety.

SB 653—Judiciary and Civil and Criminal Jurisprudence.

SB 654—Judiciary and Civil and Criminal Jurisprudence.

SB 655—Judiciary and Civil and Criminal Jurisprudence.

SB 656—Transportation, Infrastructure and Public Safety.

SB 657—Local Government and Elections.

SB 658—Local Government and Elections.

SB 659—Agriculture, Food Production and Outdoor Resources.

SB 660—Health and Pensions.

SB 661—Judiciary and Civil and Criminal Jurisprudence.

SB 662—Transportation, Infrastructure and Public Safety.

SB 663—Economic Development.

SB 664—Government Reform.

SB 665—Local Government and Elections.

SB 666—Government Reform.

SB 667—Ways and Means.

SB 668—Education.

SB 669—Rules, Joint Rules, Resolutions and Ethics.

SB 670—Seniors, Families and Children.

SB 671—Seniors, Families and Children.

SB 672—Seniors, Families and Children.

SB 673—Government Reform.

SB 674—Ways and Means.

SB 675—Economic Development.

SB 676—Government Reform.

SB 677—Professional Registration.

SB 678—Government Reform.

SB 679—Ways and Means.

SB 680—Small Business and Industry.

SB 681—Education.

SB 682—Education.

SB 683—Transportation, Infrastructure and Public Safety.

SB 684—Education.

SB 685—Local Government and Elections.

SB 686—Insurance and Banking.

SB 687—Education.

SB 688—General Laws.

SB 689—Judiciary and Civil and Criminal Jurisprudence.

SB 690—Education.

SB 691—Judiciary and Civil and Criminal Jurisprudence.

SB 692—Local Government and Elections.

SB 693—Seniors, Families and Children.

SB 694—Seniors, Families and Children.

RE-REFERRALS

President Pro Tem Richard re-referred **SB 600** to the Committee on Professional Registration.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 32—Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Kehoe, the Senate recessed until 6:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

On motion of Senator Kehoe, the Senate repaired to the House of Representatives to receive the State of the State Address from His Excellency, Governor Eric Greitens.

JOINT SESSION

The Joint Session was called to order by President Parson.

The Color Guard from the Missouri State Highway Patrol, Troop F, presented the colors.

The Pledge of Allegiance to the Flag was recited.

On roll call the following Senators were present:

Present—Senators

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

Wallingford	Walsh	Wasson	Wieland—32

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

On roll call the following Representatives were present:

PRESENT: 145

Adams	Alferman	Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater 49	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder	Reiboldt	Reisch
Rhoads	Roberts	Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker		

ABSENT: 13

Arthur	Brown 94	Ellebracht	Gray	Haefner	Hill	Newman
Peters	Remole	Rowland 29	Smith 85	Sommer	Stevens 46	

VACANCIES: 5

The Joint Committee appointed to wait upon His Excellency, Governor Eric Greitens, escorted the Governor to the dais where he delivered the State of the State Address to the Joint Assembly:

2018 State of the State Address
Governor Eric R. Greitens

Thank you, Lieutenant Governor Parson; Speaker Richardson and the members of the Missouri House; President Pro Tem Richard and members of the Missouri Senate; Chief Justice Fischer and judges of the Supreme Court; State officials; Members of the Cabinet; Our First Lady, and

my wife, Sheena Greitens.

We have many honored guests here tonight. One who is particularly special to me is my kindergarten teacher, Anne Richardson, who is here.

I was in Mrs. Richardson's Kindergarten class at McKelvey Elementary, and it was at McKelvey Elementary that I first heard the story of a boy from the town of Diamond, Missouri.

He was born over a century ago, and he was born a slave. When he was a baby, he and his mother were kidnapped. He never saw his mother again, but by God's grace, he found a loving home, and a new family that raised him as their own.

Now, at the time, no school in town would admit a black student, so his parents taught him how to read and to write. When he was older, they sent him to Neosho, about 10 miles down the road, where there was a school that opened its doors to him. He worked hard, and he did well. So well, in fact, that he was admitted to an agricultural college.

This was a tough time for American farmers. Their land was losing its richness, and no one could figure out a fix. The young man from Diamond invented new ways to grow crops. He traveled the country fixing farms, sometimes one-by-one, helping rural communities grow strong and feed more people. By some reports, he is the man who rescued American agriculture.

When George Washington Carver was born, he was considered, by many, to be property on a plantation. He became, an American hero, a friend of Presidents, a counselor to everyone from the Secretary of Agriculture to Mahatma Gandhi. His face was on postage stamps, and his name on a Navy submarine. He was, and he remains, one of us: a Missourian. His story is our story.

George Washington Carver passed away 75 years ago this month. As we begin our work, in this time and this place, we should celebrate his life. We should remember where he started and how far he went. We Missourians know that the contributions that have counted most have often come from people who were, at one time, counted out.

I was sent here, and I believe that many of you were sent here, not to work for the connected or the comfortable, but for those who have felt counted out and forgotten. They are strong and proud, and while they may not have pull or power or privilege, they do have enormous potential. To those Missourians, I have a simple message: We have been and we will fight for you every single day.

We promised we'd fight for your jobs, and we are. The most important thing we can do for Missouri families is to make it easier for those without jobs to find them and make sure that those who have jobs keep them. Over the past year, we have devoted the energy and attention of our office to putting Missourians back to work.

Here are the results: Today, Missouri has the lowest unemployment rate it's had in 17 years. Since last March, we have outpaced the nation in job growth, and in the past year, Missouri moved up nine spots in the rankings of the best states in the country to do business. There are more manufacturing jobs in our state than there were a year ago. We're putting a steel mill in Sedalia, Missouri, and we are competing for more steel mills and other plants around the state.

We are bringing good quality jobs back to Missouri. Now, we haven't fixed in one year what was broken over the course of many decades, and many Missourians still struggle. We have a lot of work left to do, but tonight, we can say: there are more jobs in Missouri than ever before, people are going back to work, and we are moving Missouri in a new and better direction.

Some of the people who need us most, who are counting on us, are the children in the Missouri foster care system, all 13,000 of them. We live in a compassionate state: there are thousands of loving families in Missouri who have opened their homes and their hearts to foster children. In fact, some foster and adoptive families are with us in the balconies this evening. Please join me in recognizing them.

A year ago, if a child in foster care needed a copy of their own birth certificate to apply for a driver's license or to get a job, they had to pay for it out of their own pocket. Today, we can proudly say they can get that birth certificate without having to give the government their money.

A year ago, a child entering our foster system may not have known their rights. This is an issue that many of you have cared about for a long time and worked on for a long time. And I was proud to join with you to sign into law a "Foster Care Bill of Rights."

Last month, Missouri officially joined the National Electronic Interstate Compact Enterprise to make adoption easier across state lines. I want to give a special thank you for her hard work on this issue to the First Lady of the State of Missouri, my wife, Sheena Greitens.

Our team has been working with members of this body on twenty legislative initiatives to help children in need. Some of these initiatives will help reform and improve Missouri's adoption system, so we can get children into safe, stable, and loving homes faster. Another would help

foster children get access to bank accounts, so they can save their money. Together, these twenty legislative initiatives will make a meaningful difference in the lives of the children of the state of Missouri.

As many of you know, before I joined the military, I worked with children in some of the world's most difficult places. I worked with children who'd lost their homes. Kids who had lost limbs to landmines. Children who'd lost their parents to violence. That work taught me that the damage done to children, too often, leads people to look at them as only damaged children. People see their problems and pain, but they miss their courage. They see their scars. They don't see their strength.

Every child in the Missouri foster care system has seen more than their fair share of hardship. We need to see in them their God-given potential, and we need to do everything in our power to help them to fulfill it.

Tonight, I want to ask the members of this body to do something straightforward: Put politics on hold. Set any differences you may have with one another, or with me, to the side. These are children. These are kids. There are 13,000 of them. We must love them and care for them as if they were our own, because, in law and spirit, they are. Tonight, let's join together, and pledge to get this work done for the kids who need us most.

One of the most important things we can do for those kids, and for their families, and for families throughout Missouri, is to continue to bring more good jobs back to our state.

For Missouri to prosper, we need to get government off our backs. When we came into office, we looked at the burden of regulations and red tape on our farms, ranches, businesses, homes, neighborhoods, and communities. We had almost 7,000 regulations and 112,000 regulatory requirements on the books, adding up to more than seven million words in total. Here's how bad things got in Missouri: Since 2002, regulatory requirements in our state grew at a faster—yes, a faster—rate than the regulations imposed on us by bureaucrats in Washington, DC.

In Missouri, there was a regulation on the books that forced some small businesses to install and pay for a land line phone, even if they didn't want it and didn't use it. If you haul milk for a living, the government requires you to do a training. Now, it's a training that could be done online, on your own time, but because of outdated regulations, you've got to go to a meeting set up by the government to do it.

Regulations like these that waste money, waste time, are outdated and irrelevant had been building up for too long, like plaque in the arteries of Missouri's economy. These regulations cost Missourians money. They raise the prices of the things we buy. They slow down our mills, our farms, our factories, our shops. And they make government more bloated and more burdensome.

Because of this, we launched the most aggressive, most thorough, most ambitious effort to roll back unnecessary regulations in the United States. By taking a strong, thoughtful, conservative approach to government, we can tell you tonight that we are taking nearly one out of every three regulatory requirements in the state of Missouri—that's 33,000 regulatory requirements—off the books for good.

Missouri has become a leader. In fact, other states have modeled their regulatory reforms on what we are doing to increase liberty and prosperity in the state of Missouri. My team and I will continue to eliminate regulations that are unproductive and unnecessary, and, when we need legislation to roll back regulations, we will work with you.

But there is more we need to do to grow jobs in our state. Some of these we've talked about before: Making sure that we have the right laws on the books to be fair to family businesses, and making strategic investments in education, infrastructure, and workforce development. Yet one of the best investments we can make in Missouri, is also one of the most straightforward: cut taxes and put money back into the pockets of the people of Missouri.

Last year, we faced a choice: we could cut spending or raise taxes. I'm proud to say that we cut spending, and we did not raise taxes on the citizens of Missouri a single nickel.

Early next week, my team and I will lay out a detailed, thoughtful, and thorough plan to cut taxes on the hardest-working families in our state. It is the boldest state tax reform in America. And with your help, we will lower taxes for working families and make it easier for businesses to come to Missouri and create jobs. And we will do it in a way that is fiscally sound, maintains our state's triple-A credit rating, and does not burden our children with debt.

In 2018, I want this body to cut taxes for the people of Missouri, and to cut taxes for businesses that create jobs. Let's get it done.

Today, I'm proud to tell you that we continue to shrink the size of government. In fact, today the government of the state of Missouri is the smallest it's been in two decades. At the same time, we've been improving how government serves our citizens. To do this, we brought in a team of outsiders, with a clear mission: the most effective government at the lowest possible cost.

In the Department of Natural Resources, we discovered a backlog of over 2,000 permit applications that had been submitted by businesses. The backlog was decades old, and in just the last year, the Department sliced it in half. They actually found a permit that a company applied for in 1997. I'm happy to report to you tonight: it's been approved.

Not only that: they got all of this done while cutting the Department's size and spending less money, and even with a smaller and leaner department, they still managed to make sure that Missourians have the safest drinking water they've had in almost 20 years.

This type of change is happening across government. We found four planes that the government didn't need, and we sold them off. That also saved taxpayers almost $40,000 a year in maintenance, money the government was paying for planes that nobody was using. We found 30 cars the government didn't need, and we're getting rid of them. That's going to save Missourians over $500,000. Every year, the Governor's office printed thousands of pages of paper for its annual budget. And every year, many of those big books sat on shelves, unopened and collecting dust. So this year, we are putting the budget online and saving $3,601.50 in printing costs.

We pay attention to dollars, and we pay attention to cents, because we remember: every single dollar this government spends was earned by the hard work of a Missourian, and this is the people's money.

For us to save dollars and serve citizens, we need to reform state workforce laws that are decades old. Today, government can't move people to where they will help the most, can't reward people for good work, and unlike a business, it can't get rid of poor performers who fail our citizens and fail their colleagues. We need your help to build a common sense government.

Speaking of common sense, our task force did a full audit of the Boards and Commissions in Missouri's government. They were in bad shape. For example, the state of Missouri has six Child Abuse and Neglect Review Boards. These Boards do important work to protect children across the state of Missouri. Four of the six of them weren't able to hear cases because they didn't have enough members to meet. We fixed this. Now they'll be able to get to work to protect our kids.

To serve citizens well, government needs to do fewer things and do them better. For years, people have complained that Missouri government is chock full of redundant and unnecessary and wasteful Boards and Commissions. So our task force did a careful review—Board by Board, Commission by Commission—and recommended the elimination of hundreds of unnecessary government positions. Senator Riddle has introduced a bill that reflects these recommendations, and I urge this body to pass that bill.

That's how we make government smaller and better. We must also make sure that our public servants serve in the public's interest. We need to slam shut the door between the legislature and lobbyists, and we need to pass term limits for every state-wide office holder.

In my very first action as Governor, I signed an executive order banning gifts from lobbyists to state employees of the executive branch. A bill that would have done the same thing in the legislature passed the House last year. Thank you to Speaker Richardson and the Representatives who voted for it last year and who already took action on it again this year.

Last year, the bill stalled in the Senate. This year, both bodies need to get together and pass a ban on gifts from lobbyists to the legislature. But in the meantime, I have a simple request: I call on every member of the legislature to join me in a pledge not to accept any gift from lobbyists. Let's get this done for the people of Missouri.

We promised the people of Missouri that we would support our law enforcement officers and first responders, and that's what we've done.

There's an officer who, tonight, will step into the cold to keep Missourians safe. The wife of one police officer told our team that, when he leaves for the night, she can't be sure that he's home safe until she hears the Velcro of his body armor being taken off. This is what our law enforcement families experience every day.

Last year, some of our law enforcement officers gave their lives in the line of duty. Others were wounded. Last month, I visited the bedside of Officer Ryan O'Connor, after a criminal shot him in the back of the head. The day we went to visit him, as he was lying in a hospital bed just a few feet away, Officer O'Connor's 17-year-old son, Aiden, told me, that like his grandfather and his father, he too wanted to be a police officer.

Aiden, we want you and young people across the state of Missouri to know that serving your community as a police officer is a proud and noble profession. We're proud of you.

Last year, together with this body, we passed and signed Blue Alert legislation into law to help bring to justice and strengthen the penalties for anyone who attacks or injures a law enforcement officer. This year, we need to pass legislation that protects the health, safety, and

well-being of our firefighters, police officers, and other first responders.

Some of these issues we've talked about before. One issue I want to raise tonight is the harassment of police officers. Today, in Missouri, radicals can file liens against a police officer's house. They can do this in secret, and it can affect the credit of our police officers and their families, costing them thousands of dollars. It's harassment, and it needs to stop. On behalf of law enforcement officers throughout our state, I'd ask this body to pass a clean version of legislation that protects them from this type of harassment.

Tonight, I want to let the police officers of this state know: your Governor, your fellow citizens, and the vast majority of your elected representatives, we have your back.

We're also working to build the finest National Guard in the country, and I'm proud to say that we were able to add 800 National Guard jobs this past year. We want Missouri to be the best state in the country for veterans and military families.

We have members of the armed forces who get orders to come to Missouri to serve in places like Whiteman Air Force base and Ft. Leonard Wood. Today, what makes it hard for some of them is that, if their spouse is licensed to work in another state, Missouri may not recognize those licenses. That means, if your spouse has a career in dentistry in Tennessee, and your family is moved to Whiteman Air Force base, they may not be able to work here in Missouri. That needs to change. We need to grant full reciprocity of licenses obtained in other states to military members, veterans, and their spouses.

And there is more. Right now, in the state of Missouri, a small business owner who declares that he or she wants to hire veterans can be sued. That's right: if you say that you prefer to hire veterans, you could face a lawsuit. That's wrong. This legislature needs to pass a bill allowing employers to establish a veterans hiring preference. Most states in our country have done this. It's time for Missouri to do the same.

I had the honor of visiting with the men and women of Missouri's National Guard when they were serving overseas with US Central Command. The men and women from 1st Battalion, 138th Infantry Regiment, are home now, and I wanted all of you who are here today to be able to say to them: Welcome home, and we're proud of you. They're with us tonight, and I'd ask them to stand.

We promised the people of Missouri that we would fight for them. We have, and we will. We promised the people of Missouri we would do different. We have, and we will. We promised the people of Missouri that we would fight for the least among us, the counted out, and the forgotten. We have, and we will.

Tonight, we can look back with pride and look forward with confidence. We have come far in a year, and though we have a long way to go, the state of our state today reflects what the state of our people has always been: Missouri is strong, and she is getting stronger.

Thank you very much. God bless you, and God bless the people of Missouri.

On motion of Senator Kehoe, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by Senator Wallingford.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, Benji Rosenberg, Joplin.

Senator Walsh introduced to the Senate, Sergeant Grant Rummerfield, his wife, Nancy, and children, Jake and Rachel, Florissant.

Senator Brown introduced to the Senate, Steve and Monica Davis, Rolla.

Senator Schupp introduced to the Senate, Matt Kliethermes, Maryland Heights; Danielle Smith, Chesterfield; and Courtney Kovachevich, St. Louis.

Senator Cunningham introduced to the Senate, Dean and Mary Aye, and their children, Mika Parker, Tiffanie Reed, Jessica and Mason Aye, and Yao Kaigi, China; and Director Laurie Jacobsen, Greenheart Exchange, and exchange students Annamenli Rosymyradova, Turkmenistan; Anna Bilous and Iryna Sobchyshyna, Ukraine; Lionel Buck, Switzerland; Matheus de Andrade Colombo, Brazil.

Senator Cunningham introduced to the Senate, Kristen Tuohy Avila, Rogersville.

Senator Hoskins introduced to the Senate, William Atherton, Fayette.

Senator Wallingford introduced to the Senate, Chief of Police James Wes Blair, Cape Girardeau.

Senator Chappelle-Nadal introduced to the Senate, Gary M. Gaddis, MD, PhD, St. Louis.

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

SENATE CALENDAR

SIXTH DAY–THURSDAY, JANUARY 11, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 695-Wallingford
SB 696-Romine
SB 697-Romine
SB 698-Nasheed
SB 699-Sifton
SB 700-Sifton
SB 701-Sifton
SB 702-Hegeman
SB 703-Hegeman
SB 704-Hegeman
SB 705-Riddle
SB 706-Riddle
SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder
SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
SB 716-Eigel
SB 717-Eigel
SB 718-Eigel
SB 719-Chappelle-Nadal
SB 720-Chappelle-Nadal
SB 721-Chappelle-Nadal
SB 722-Sater
SB 723-Sater
SB 724-Sater
SB 725-Emery
SB 726-Emery
SB 727-Emery
SB 728-Wallingford
SB 729-Wallingford
SB 730-Wallingford
SB 731-Sifton
SB 732-Sifton
SB 733-Sifton
SB 734-Schatz
SB 735-Schatz
SB 736-Schatz
SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
SB 740-Chappelle-Nadal
SB 741-Chappelle-Nadal
SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp

SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz
SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
SB 803-Nasheed
SB 804-Nasheed
SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford

SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden
SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SB 890-Riddle
SB 891-Kehoe
SB 892-Walsh
SB 893-Sater
SB 894-Libla
SB 895-Wieland
SB 896-Wieland
SB 897-Hoskins
SB 898-Hoskins
SB 899-Rowden
SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

SIXTH DAY—THURSDAY, JANUARY 11, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Give thanks to the Lord for he is good; his mercy endures forever…" (Psalm 118:1)

We do give You thanks and praise for the time with loved ones as we head home to be with them. Let us be mindful of what a gift love and family are to us. May we rejoice for the community we live in and for the community of faith we find our center and worship in and for You, for truly You are a gracious God and we are truly thankful. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Onder announced photographers from St. Louis Post Dispatch, KOMU-TV, KY3 News and Associated Press were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Kehoe—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1101, regarding the death of Melvin Theodore Christian, Boonville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1102, regarding the One Hundredth Birthday of Virginia Glass, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1103, regarding the Fiftieth Wedding Anniversary of Charlie and Marty Mears, St. Joseph, which was adopted.

Senator Richard offered Senate Resolution No. 1104, regarding Eagle Scout Reece Christopher Corda, which was adopted.

Senator Richard offered Senate Resolution No. 1105, regarding the Seventieth Birthday of Stephen Walstad, DVM, Joplin, which was adopted.

Senator Rizzo offered Senate Resolution No. 1106, regarding KC Tech Council, which was adopted.

INTRODUCTION OF GUESTS

Senator Emery introduced to the Senate, the Physician of the Day, Warren C. Lovinger, Jr., MD, MACP, Nevada.

On motion of Senator Onder, the Senate adjourned until 4:00 p.m., Tuesday, January 16, 2018.

SENATE CALENDAR

SEVENTH DAY—TUESDAY, JANUARY 16, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 695-Wallingford
SB 696-Romine
SB 697-Romine
SB 698-Nasheed
SB 699-Sifton
SB 700-Sifton
SB 701-Sifton
SB 702-Hegeman
SB 703-Hegeman
SB 704-Hegeman
SB 705-Riddle
SB 706-Riddle
SB 707-Schatz
SB 708-Schatz
SB 709-Schatz
SB 710-Onder
SB 711-Schupp
SB 712-Schupp
SB 713-Schupp
SB 714-Koenig
SB 715-Koenig
SB 716-Eigel
SB 717-Eigel
SB 718-Eigel
SB 719-Chappelle-Nadal
SB 720-Chappelle-Nadal

SB 721-Chappelle-Nadal
SB 722-Sater
SB 723-Sater
SB 724-Sater
SB 725-Emery
SB 726-Emery
SB 727-Emery
SB 728-Wallingford
SB 729-Wallingford
SB 730-Wallingford
SB 731-Sifton
SB 732-Sifton
SB 733-Sifton
SB 734-Schatz
SB 735-Schatz
SB 736-Schatz
SB 737-Schupp
SB 738-Schupp
SB 739-Schupp
SB 740-Chappelle-Nadal
SB 741-Chappelle-Nadal
SB 742-Chappelle-Nadal
SB 743-Sater
SB 744-Sater
SB 745-Sater
SB 746-Emery
SB 747-Emery
SB 748-Emery
SB 749-Wallingford
SB 750-Schatz
SB 751-Schatz
SB 752-Schatz
SB 753-Schupp
SB 754-Schupp
SB 755-Schupp
SB 756-Sater
SB 757-Schatz
SB 758-Schatz
SB 759-Schatz
SB 760-Schupp
SB 761-Schatz
SB 762-Schatz
SB 763-Schatz
SB 764-Schatz
SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham
SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
SB 803-Nasheed
SB 804-Nasheed
SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown

SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden
SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SB 890-Riddle
SB 891-Kehoe
SB 892-Walsh
SB 893-Sater
SB 894-Libla
SB 895-Wieland
SB 896-Wieland

SB 897-Hoskins
SB 898-Hoskins
SB 899-Rowden
SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTH DAY—TUESDAY, JANUARY 16, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Romine offered the following prayer:

"As we have therefore opportunity, let us do good unto all men." (Galatians 6:10)

Dear God, we give You thanks that we have had men and women as Martin Luther King Jr. who were willing to say what needed to be said and speak to our heart that better relationships between people should be and can be better. Help us this week and every week do the good we can and find ways to express our concerns and kindness that we might be instruments of Your holy will. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, January 11, 2018 was read and approved.

Senator Kehoe announced photographers from Vice News Nightly were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Walsh—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 1107, regarding Madelyn Derks, which was adopted.

Senator Sifton offered Senate Resolution No. 1108, regarding Donna Catanzaro, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1109, regarding Steve Schmid, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1110, regarding Karen M. Schuering, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1111, regarding Cor Jesu Academy, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1112, regarding Janet Peistrup, which was adopted.

Senator Riddle offered Senate Resolution No. 1113, regarding Chuck Rentschler, which was adopted.

Senator Kehoe offered Senate Resolution No. 1114, regarding Pamela S. Nations, Eldon, which was adopted.

Senator Rowden offered Senate Resolution No. 1115, regarding Ragtag Film Society, Columbia, which was adopted.

Senator Hummel offered Senate Resolution No. 1116, regarding the Grand-Bates neighborhood, Saint Louis, which was adopted.

Senator Richard offered Senate Resolution No. 1117, regarding the One Hundredth Anniversary of Joplin High School, which was adopted.

Senator Sifton offered Senate Resolution No. 1118, regarding Katy Glass, Valley Park, which was adopted.

Senator Sifton offered Senate Resolution No. 1119, regarding the License Office, Affton, which was adopted.

Senator Sifton offered Senate Resolution No. 1120, regarding Keith D. Brooks, Saint Louis, which was adopted.

Senator Nasheed offered Senate Resolution No. 1121, regarding "The Grove", St. Louis City, which was adopted.

Senator Sater offered Senate Resolution No. 1122, regarding Murray Bishoff, Monett, which was adopted.

CONCURRENT RESOLUTIONS

Senator Emery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 33

Whereas, under Article IV, Section 3, of the United States Constitution, "The Congress shall have power to dispose of and make all needful rules and regulations respecting the territory or other property belonging to the United States"; and

Whereas, the Constitutional Convention intended this provision of the Constitution to maintain the status quo that had been established

to transfer federal territorial lands only to create new states with the same rights of sovereignty, freedom, and independence as the original states; and

Whereas, under these express terms of trust, over time the states claiming federal territorial land ceded their western land to the confederated Union to allow the confederated government to dispose of the lands only to create new states and apply the net proceeds of any sales of the lands only to pay down the public debt; and

Whereas, the United States Constitution contains no expression of intent to authorize the federal government to indefinitely exercise control over western public lands beyond the duty to manage the lands pending the disposal of the lands to create new states, and therefore the lands should be returned to the western states; and

Whereas, in order to promote legitimate federal interests, the western states should upon transfer of the public lands directly to the state where the public land is located agree to affirmatively cede lands for the national park system, the national wilderness preservation system, and lands reserved for federal military use, military parks, and military reservations to the federal government under Article I, Section 8, Clause 17, of the United States Constitution, on condition that the lands permanently remain national park lands, and that they not be sold, transferred, left in substantial disrepair, or conveyed to any party other than to the state where the land is located; and

Whereas, limiting the ability of western states to access and utilize the public lands' natural resources within their borders is having a negative impact upon the economy of the western states and therefore the economy of the entire United States:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, in order to provide a fair, just, and equitable remedy for the federal government's past and continuing breaches of its solemn promises to the western states:

(1) Calls upon the federal government to transfer title to all federal public lands within the western states to the state where the land is located;

(2) Urges the United States Congress to engage in good faith communication, cooperation, and consultation with the western states to coordinate the transfer of the public lands, and supports the western states in these efforts;

(3) Calls upon the western states to agree, upon transfer of the public lands, to affirmatively cede to the federal government all lands currently designated as part of the National Park System under 16 U.S.C. Section 1a-1, the National Wilderness Preservation System under 16 U.S.C. Section 1131, or for military use, military parks, or military reservations;

(4) Urges that if any public land in the western states be sold to private owners, 95% of the net proceeds be paid to the Bureau of the Public Debt to pay down the federal debt; and

(5) Calls upon all other states of the United States to pass a similar resolution in support of the transfer of the federal public lands to the western states; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Secretary of the United States Department of the Interior, the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, and each member of the Missouri Congressional delegation.

Senator Emery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 34

Whereas, the growth and abuse of federal regulatory authority threaten our constitutional liberties, including those guaranteed by the Bill of Rights in the First, Second, Fourth, and Fifth Amendments to our Constitution; and

Whereas, federal regulators must be more accountable to elected representatives of the people, and not immune from such accountability; and

Whereas, the United States House of Representatives has passed with bipartisan support the Regulations from the Executive in Need of Scrutiny (REINS) Act to require that Congress approve major new federal regulations before they can take effect; and

Whereas, even if enacted, a law may be repealed or waived by a future Congress and President:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge that the United States Congress vote to propose the Regulation Freedom Amendment to the United States Constitution as follows:

"Whenever one quarter of the members of the United States House of Representatives or the United States Senate transmits to the President their written declaration of opposition to a proposed federal regulation, it shall require a majority vote of the House of Representatives and the Senate to adopt that regulation."; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and each member of the Missouri Congressional delegation.

Senator Hegeman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 35

Whereas, diabetes affects more than twenty-nine million Americans and is a chronic condition that occurs when the body does not properly produce or use the hormone insulin that regulates blood sugar; and

Whereas, type 2 diabetes is the most common type of diabetes, representing an estimated ninety to ninety-five percent of all diagnosed adult diabetes cases in the United States; and

Whereas, diabetes is the seventh leading cause of death in the United States with eight million Americans undiagnosed and more than five thousand Americans diagnosed each day; and

Whereas, cardiovascular disease is the leading cause of death associated with diabetes due to complications associated with diabetes, such as high blood sugar, high blood pressure, and obesity; and

Whereas, cardiovascular disease is a term used to define problems with the heart and blood vessels such as heart attacks, heart failure, and strokes; and

Whereas, people with type 2 diabetes are at two to four times greater risk for developing cardiovascular disease and findings from a recent study revealing fifty-two percent of adults living with type 2 diabetes unaware they are at an increased risk; and

Whereas, two out of three deaths in people with type 2 diabetes are attributable to cardiovascular disease in the United States, accounting for sixty-eight percent of deaths in people with type 2 diabetes; and

Whereas, the total health care costs for the treatment of diabetes were reported to be approximately two hundred forty-five billion dollars annually, with direct medical costs accounting for one hundred thirty-six billion dollars of the total costs in 2013, and cardiovascular disease accounting for twenty-eight percent of costs for treating diabetes patients; and

Whereas, in the state of Missouri, the amount paid by Medicare for type 2 diabetes and cardiovascular disease totals eight hundred forty-three million two hundred seven thousand five hundred nine for three hundred ninety-six beneficiaries; and

Whereas, appropriate awareness and education about the cardiovascular risks associated with diabetes can effectively reduce the overall outcome and financial burden of the illness; and

Whereas, the Missouri Department of Health and Senior Services and other relevant partners seek to promote awareness, education, and action related to diabetes and the link to cardiovascular disease:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate the month of November 2018, as Diabetes and Cardiovascular Disease Awareness Month in Missouri and encourage others to promote education and awareness of the connection between diabetes and cardiovascular disease; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor.

INTRODUCTION OF BILLS

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

SB 908–By Wieland.

An Act to repeal sections 375.1218, 376.715, 376.717, 376.718, 376.720, 376.722, 376.724, 376.725, 376.726, 376.733, 376.734, 376.735, 376.737, 376.738, 376.742, 376.743, 376.746, 376.747, 376.748, 376.755, 376.756, and 376.758, RSMo, and to enact in lieu thereof twenty-two new sections relating to insurance guaranty associations.

SB 909–By Dixon.

An Act to amend chapter 472, RSMo, by adding thereto nineteen new sections relating to fiduciary access to digital assets.

SB 910–By Sater.

An Act to repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

SB 911–By Munzlinger.

An Act to repeal section 262.008, RSMo, and to enact in lieu thereof one new section relating to immunity from liability for the transmission of animal pathogens on fairgrounds.

SB 912–By Rowden.

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

SB 913–By Rowden.

An Act to repeal sections 191.737, 191.739, and 210.110, RSMo, and to enact in lieu thereof three new sections relating to the duties of the children's division.

SB 914–By Crawford.

An Act to repeal section 379.1545, RSMo, and to enact in lieu thereof one new section relating to portable electronics insurance.

SB 915–By Crawford.

An Act to repeal section 34.378, RSMo, and to enact in lieu thereof one new section relating to contingency fee contracts.

SB 916–By Crawford.

An Act to repeal section 171.031, RSMo, and to enact in lieu thereof one new section relating to the opening date for school terms.

SB 917–By Crawford.

An Act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

SB 918–By Munzlinger.

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals.

REPORTS OF STANDING COMMITTEES

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

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

William Atherton, Adrienne D. Atzemis, Nancy E. Birch, James W. Blair, Mary B. Bozarth, Barbara Brown-Johnson, Elaine Buschjost, Jack C. Jensen, Matthew D. Kliethermes, Courtney Kovachevich, DiAnne Mueller, Donna J. Neely, William C. Prince, Grant Rummerfield, Danielle T. Smith, Joy A. Sweigart and Kristen M. Tuohy Avila, as members of the Child Abuse and Neglect Review Board;

Also,

Monica A. Davis, Sharon Faulkner, John Heskett and Cherisse M. Thibaut, as members of the Children's Trust Fund Board;

Also,

Elizabeth C. Galt, as a member of the Missouri Planning Council for Developmental Disabilities;

Also,

William Gipson, Republican and Benjamin D. Rosenberg, Democrat, as members of the Missouri Southern State University Board of Governors; and

Emily C. Hymer and Thomas J. Frawley, as members of the Missouri State Foster Care and Adoption Board.

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

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

SECOND READING OF SENATE BILLS

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

SB 695—Education.

SB 696—Education.

SB 697—Progress and Development.

SB 698—Agriculture, Food Production and Outdoor Resources.

SB 699—Health and Pensions.

SB 700—Small Business and Industry.

SB 701—Economic Development.

SB 702—Local Government and Elections.

SB 703—Government Reform.

SB 704—Local Government and Elections.

SB 705—Commerce, Consumer Protection, Energy and the Environment.

SB 706—Commerce, Consumer Protection, Energy and the Environment.

SB 707—Transportation, Infrastructure and Public Safety.

SB 708—Transportation, Infrastructure and Public Safety.

SB 709—Education.

SB 710—Judiciary and Civil and Criminal Jurisprudence.

SB 711—Transportation, Infrastructure and Public Safety.

SB 712—Education.

SB 713—Seniors, Families and Children.

SB 714—Seniors, Families and Children.

SB 715—Seniors, Families and Children.

SB 716—Transportation, Infrastructure and Public Safety.

SB 717—General Laws.

SB 718—Health and Pensions.

SB 719—Seniors, Families and Children.

SB 720—Commerce, Consumer Protection, Energy and the Environment.

SB 721—Small Business and Industry.

SB 722—Seniors, Families and Children.

SB 723—Health and Pensions.

SB 724—Seniors, Families and Children.

SB 725—Government Reform.

SB 726—Education.

SB 727—Commerce, Consumer Protection, Energy and the Environment.

SB 728—Education.

SB 729—Local Government and Elections.

SB 730—Commerce, Consumer Protection, Energy and the Environment.

SB 731—Seniors, Families and Children.

SB 732—Government Reform.

SB 733—Professional Registration.

SB 734—Transportation, Infrastructure and Public Safety.

SB 735—Small Business and Industry.

SB 736—Government Reform.

SB 737—Transportation, Infrastructure and Public Safety.

SB 738—Insurance and Banking.

SB 739—Seniors, Families and Children.

SB 740—Judiciary and Civil and Criminal Jurisprudence.

SB 741—Seniors, Families and Children.

SB 742—Judiciary and Civil and Criminal Jurisprudence.

SB 743—Education.

SB 744—Seniors, Families and Children.

SB 745—Professional Registration.

SB 746—Professional Registration.

SB 747—Health and Pensions.

SB 748—Judiciary and Civil and Criminal Jurisprudence.

SB 749—Transportation, Infrastructure and Public Safety.

SB 750—Judiciary and Civil and Criminal Jurisprudence.

SB 751—Transportation, Infrastructure and Public Safety.

SB 752—Transportation, Infrastructure and Public Safety.

SB 753—Judiciary and Civil and Criminal Jurisprudence.

SB 754—Small Business and Industry.

SB 755—Transportation, Infrastructure and Public Safety.

SB 756—Local Government and Elections.

SB 757—Local Government and Elections.

SB 758—Commerce, Consumer Protection, Energy and the Environment.

SB 759—Education.

SB 760—Seniors, Families and Children.

SB 761—Agriculture, Food Production and Outdoor Resources.

SB 762—Transportation, Infrastructure and Public Safety.

SB 763—Small Business and Industry.

SB 764—Education.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 16, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2018, while the Senate was not in session.

Sam M. Devinki, 4901 Wornall Road, Kansas City, Jackson County, Missouri 64112, as a member of the Holocaust Education and Awareness Commission, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, RSMo 161.700.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
January 16, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Matthew W. Potter as a member of the Saint Louis County Board of Election Commissioners submitted to you on January 3, 2018. Lines 3 and 4 should be amended to read:

Matthew W. Potter, Democrat, 233 Sylvester Avenue, Webster Groves, St. Louis County, Missouri 63119, as a member of the Saint Louis County Board of Election Commissioners.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointment and addendum to the Committee on Gubernatorial Appointments.

INTRODUCTION OF GUESTS

Senator Libla introduced to the Senate, his wife, Elaine, Poplar Bluff; and Allison Mowrer, Kennett.

Senator Dixon introduced to the Senate, Luke Miller.

Senator Rizzo introduced to the Senate, his daughter, Sofia Leona.

Senator Hoskins introduced to the Senate, Alex Haun and Ian Czarnowski.

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

SENATE CALENDAR

EIGHTH DAY–WEDNESDAY, JANUARY 17, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 765-Riddle
SB 766-Riddle
SB 767-Hoskins
SB 768-Hoskins
SB 769-Cunningham
SB 770-Hegeman
SB 771-Hoskins
SB 772-Hoskins
SB 773-Hoskins
SB 774-Munzlinger
SB 775-Brown
SB 776-Sater
SB 777-Koenig
SB 778-Rowden
SB 779-Curls
SB 780-Curls
SB 781-Curls
SB 782-Cunningham

SB 783-Nasheed
SB 784-Nasheed
SB 785-Nasheed
SB 786-Schupp
SB 787-Curls
SB 788-Nasheed
SB 789-Nasheed
SB 790-Cierpiot
SB 791-Nasheed
SB 792-Nasheed
SB 793-Wallingford
SB 794-Romine, et al
SB 795-Koenig
SB 796-Koenig
SB 797-Munzlinger
SB 798-Wallingford
SB 799-Wallingford
SB 800-Libla
SB 801-Nasheed
SB 802-Nasheed
SB 803-Nasheed
SB 804-Nasheed
SB 805-Crawford
SB 806-Crawford
SB 807-Wasson
SB 808-Brown
SB 809-Koenig
SB 810-Koenig
SB 811-Munzlinger
SB 812-Wallingford
SB 813-Riddle
SB 814-Riddle
SB 815-Schatz
SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden
SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman

SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden
SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SB 890-Riddle
SB 891-Kehoe
SB 892-Walsh
SB 893-Sater
SB 894-Libla
SB 895-Wieland
SB 896-Wieland
SB 897-Hoskins
SB 898-Hoskins
SB 899-Rowden
SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 33-Emery
SCR 34-Emery
SCR 35-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

EIGHTH DAY—WEDNESDAY, JANUARY 17, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Get wisdom; get insight; do not forget, nor turn away from the words of my mouth." (Proverbs 4:5)

Heavenly Father, You provide us opportunities to learn from You, gaining wisdom from our lives so we might be faithful in the course of our day, in what is laid before us and walk an upright path through this world. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Walsh—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 1123, regarding Michael Edwards, Sedalia, which was adopted.

Senator Schaaf offered Senate Resolution No. 1124, regarding Sharon G. Kosek, Ed.D, St. Joseph, which was adopted.

INTRODUCTION OF BILLS

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

SB 919–By Libla.

An Act to repeal sections 302.170, 302.173, and 302.720, RSMo, and to enact in lieu thereof three new sections relating to licensure to operate motor vehicles, with existing penalty provisions.

SB 920–By Riddle.

An Act to repeal section 339.190, RSMo, and to enact in lieu thereof one new section relating to real estate licensees.

SB 921–By Rizzo.

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to elementary and secondary education.

SB 922–By Hegeman.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the Missouri rural broadband development fund.

SB 923–By Rowden.

An Act to repeal sections 452.375, 452.377, 589.660, 589.663, 589.664, 589.666, 589.669, 589.672, and 589.678, RSMo, and to enact in lieu thereof nine new sections relating to the address confidentiality program.

SB 924–By Rowden.

An Act to repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to a visiting scholars certificate.

SB 925–By Nasheed.

An Act to repeal sections 137.016, 137.021, and 137.115, RSMo, and to enact in lieu thereof three new sections relating to the classification of property for the purposes of taxation.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1246**, entitled:

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to human trafficking hotline posters, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1303**, entitled:

An Act to repeal section 105.470, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof two new sections relating solely to lobbyist expenditures, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1500**, entitled:

An Act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof twelve new sections relating to the board of cosmetology and barber examiners.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 926–By Riddle.

An Act to amend chapter 334, RSMo, by adding thereto seven new sections relating to radiologic imaging and radiation therapy licensure, with penalty provisions.

SB 927–By Romine.

An Act to repeal sections 290.210, 290.230, 290.240, 290.250, 290.262, and 290.330, RSMo, and to enact in lieu thereof seven new sections relating to public contracts.

SECOND READING OF SENATE BILLS

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

SB 765—Professional Registration.

SB 766—Transportation, Infrastructure and Public Safety.

SB 767—Veterans and Military Affairs.

SB 768—Ways and Means.

SB 769—Insurance and Banking.

SB 770—Local Government and Elections.

SB 771—General Laws.

SB 772—Education.

SB 773—Ways and Means.

SB 774—Local Government and Elections.

SB 775—Appropriations.

SB 776—Seniors, Families and Children.

SB 777—Judiciary and Civil and Criminal Jurisprudence.

SB 778—Government Reform.

SB 779—Health and Pensions.

SB 780—Judiciary and Civil and Criminal Jurisprudence.

SB 781—Professional Registration.

SB 782—Agriculture, Food Production and Outdoor Resources.

SB 783—Education.

SB 784—Transportation, Infrastructure and Public Safety.

SB 785—Education.

SB 786—Judiciary and Civil and Criminal Jurisprudence.

SB 787—Agriculture, Food Production and Outdoor Resources.

SB 788—Education.

SB 789—Education.

SB 790—Professional Registration.

SB 791—Judiciary and Civil and Criminal Jurisprudence.

SB 792—Judiciary and Civil and Criminal Jurisprudence.

SB 793—Judiciary and Civil and Criminal Jurisprudence.

SB 794—Government Reform.

SB 795—Seniors, Families and Children.

SB 796—Professional Registration.

SB 797—Transportation, Infrastructure and Public Safety.

SB 798—Local Government and Elections.

SB 799—Insurance and Banking.

SB 800—Judiciary and Civil and Criminal Jurisprudence.

SB 801—Small Business and Industry.

SB 802—General Laws.

SB 803—Transportation, Infrastructure and Public Safety.

SB 804—Economic Development.

SB 805—Insurance and Banking.

SB 806—Seniors, Families and Children.

SB 807—Education.

SB 808—Government Reform.

SB 809—Judiciary and Civil and Criminal Jurisprudence.

SB 810—Education.

SB 811—Transportation, Infrastructure and Public Safety.

SB 812—Veterans and Military Affairs.

SB 813—Judiciary and Civil and Criminal Jurisprudence.

SB 814—Professional Registration.

SB 815—Transportation, Infrastructure and Public Safety.

REFERRALS

President Pro Tem Richard referred **SCR 33**, **SCR 34** and **SCR 35** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1125, regarding Teresa M. Shellman, Jefferson City, which was adopted.

INTRODUCTION OF GUESTS

Senator Romine introduced to the Senate, Heather Kopp, Odessa.

Senator Holsman introduced to the Senate, Kevin Childress and his wife, Lory; and Beth Banker, Kansas City.

Senator Onder introduced to the Senate, Tricia Schwartz, Columbia; and Rebecca Friedricks, San Clemente, California.

Senator Curls introduced to the Senate, Bishop Mark Tolbert, Kansas City.

Senator Rowden introduced to the Senate, the Physician of the Day, Cassidy Leonard-Scott, D.O., Columbia.

Senator Chappelle-Nadal introduced to the Senate, Jeanne Dee, University City; and Leonard Jonas Hughes, Kansas City.

Senator Hoskins introduced to the Senate, Caroline Burnett, Jeanne Dee, Kirk Duncan, Rachel Dwiggins, John Gamble, Molly Hanley, Tom Hilton, Ann Hoy, Pamela Ives Hill, Fred Kostecki, Bob Letterman, Tiffany Letterman, Matt Mercer, Jim Mintert, Tony Mugera, Dave Myers, Nick Myers, Brandon Newton, John Oeltjen, Jim O'Hallaron, Pat Reuter, Dave Ruth, Michael Scarbrough, Art Seltzer, Derrick Sims, Phil Slinkard, Jason Vann, Brett Vuagniaux, and David Wasinger, representatives of the Missouri Society of Certified Public Accountants.

Senator Hoskins introduced to the Senate, Dr. Charles Ambrose, Warrensburg.

Senator Schupp introduced to the Senate, Katherine Mathews, St. Louis; and Kathleen Flemming, Creve Coeur.

Senator Munzlinger introduced to the Senate, Baylee Siegel, California.

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

SENATE CALENDAR

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NINTH DAY–THURSDAY, JANUARY 18, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 816-Schatz
SB 817-Munzlinger
SB 818-Brown
SB 819-Cunningham
SB 820-Cunningham
SB 821-Cunningham
SB 822-Hegeman
SB 823-Schatz
SB 824-Cunningham
SB 825-Sater
SB 826-Sater
SB 827-Sater
SB 828-Nasheed
SB 829-Hoskins
SB 830-Riddle
SB 831-Rowden
SB 832-Rowden
SB 833-Rowden
SB 834-Rowden
SB 835-Rowden
SB 836-Rowden
SB 837-Rowden

SB 838-Rowden
SB 839-Rowden
SB 840-Rowden
SB 841-Munzlinger
SB 842-Munzlinger
SB 843-Riddle
SB 844-Riddle
SB 845-Riddle
SB 846-Schupp
SB 847-Eigel
SB 848-Riddle
SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden
SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SB 890-Riddle
SB 891-Kehoe
SB 892-Walsh
SB 893-Sater
SB 894-Libla
SB 895-Wieland
SB 896-Wieland
SB 897-Hoskins
SB 898-Hoskins
SB 899-Rowden
SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SB 919-Libla

SB 920-Riddle
SB 921-Rizzo
SB 922-Hegeman
SB 923-Rowden
SB 924-Rowden
SB 925-Nasheed
SB 926-Riddle
SB 927-Romine
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey
SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1246
HB 1303-Alferman
HCS for HB 1500

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Journal of the Senate

SECOND REGULAR SESSION

NINTH DAY—THURSDAY, JANUARY 18, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Happy are those who make the Lord their trust." (Psalm 40:4)

Omniscient God, You have revealed true wisdom for our benefit and as we try to manage our lives as public servants and those who live and maintain a family life, make our will and actions true to You in both spheres. Help us to see how we are missed and needed and be sensitive to those who love us. And help us see the path that brings us wisdom for daily living as we put our trust in You. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senators

Cunningham	Walsh—2

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 1126, regarding Jeff Sandquist, Rolla, which was adopted.

Senator Libla offered Senate Resolution No. 1127, regarding Darrin Davis, East Prairie, which was adopted.

Senator Riddle offered Senate Resolution No. 1128, regarding Teresa DeSmit, Fulton, which was adopted.

Senator Riddle offered Senate Resolution No. 1129, regarding Wear Red Day, which was adopted.

Senator Riddle offered Senate Resolution No. 1130, regarding David Thompson, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 1131, regarding Mary Sullivan-Thomas, Troy, which was adopted.

INTRODUCTION OF BILLS

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

SB 928–By Onder.

An Act to repeal section 376.1367, RSMo, and to enact in lieu thereof one new section relating to emergency services benefit determinations.

SB 929–By Schatz.

An Act to amend chapter 304, RSMo, by adding thereto one new section relating to transportation sensors.

SB 930–By Curls.

An Act to repeal section 210.160, RSMo, and to enact in lieu thereof three new sections relating to guardians ad litem.

SB 931–By Riddle.

An Act to repeal section 190.142, RSMo, and to enact in lieu thereof fifteen new sections relating to emergency medical services personnel.

SB 932–By Sater.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

SB 933–By Hegeman.

An Act to repeal sections 67.2800, 67.2810, and 67.2815, RSMo, and to enact in lieu thereof four new sections relating to property assessed clean energy.

SB 934–By Hegeman.

An Act to repeal sections 516.120 and 516.130, RSMo, and to enact in lieu thereof two new sections

relating to the statute of limitations for personal injury claims.

SB 935–By Hegeman.

An Act to repeal section 247.060, RSMo, and to enact in lieu thereof one new section relating to board members of public water supply districts.

SB 936–By Eigel.

An Act to repeal sections 99.848 and 353.110, RSMo, and to enact in lieu thereof two new sections relating to tax increment financing.

SB 937–By Hummel.

An Act to repeal sections 208.026, 208.040, 208.067, and 208.244, RSMo, and to enact in lieu thereof one new section relating to public assistance.

REPORTS OF STANDING COMMITTEES

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

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

Paul D. Fitzwater, Republican, as a member of the Board of Probation and Parole;

Also,

Elizabeth A. Banker, Susan A. Fluegel, Terra N. Frazier, Brenda I. Maly, Ryan L. Munro, Alice Chang Ray, Jennifer L. Schoonover and Jeanie M. Thies, as members of the Child Abuse and Neglect Review Board;

Also,

Amy Beechner-McCarthy and Melissa A. Birdsell, as members of the Children's Trust Fund Board;

Also,

Rob Dixon, as Director of the Department of Economic Development;

Also,

Anna Hui, as Director of the Department of Labor and Industrial Relations;

Also,

Steve L. Corsi, as Director of the Department of Social Services;

Also,

Tonya K. Grimm, as a member of the Higher Education Loan Authority of the State of Missouri;

Also,

Kevin C. Childress, Republican, as a member of the Jackson County Sports Complex Authority;

Also,

Charles M. Ambrose, as a member of the Midwestern Higher Education Commission;

Also,

Kathleen K. Flemming, as a member of the Missouri Achieving a Better Life Experience Board;

Also,

Daniel W. O'Neill, as a member of the Missouri Consolidated Health Care Plan Board of Trustees;

Also,

Jean M. Neshek-Dowe, as a member of the Missouri Planning Council for Developmental Disabilities;

Also,

Bonny Kehm, as a member of the Missouri State Board of Nursing;

Also,

Kellie Ann Coats, as Executive Director and Elizabeth K. Miller, Independent, as a member of the Missouri Women's Council;

Also,

Sharon K. Buchanan-McClure, Republican, as a member of the St. Louis County Board of Election Commissioners;

Also,

Robert G. Brinkmann, Republican; and Terry L. Ecker, Republican, as members of the State Highways and Transportation Commission;

Also,

John M. Hannegan, Republican; and Robin A. Simpson, Republican, as members of the State Lottery Commission;

Also,

Katherine J. Mathews, Independent, as a member of the State Board of Registration for the Healing Arts;

Also,

David M. Corley, Independent, as a member of the Tourism Commission; and

Julia G. Brncic, Independent, as a member of the University of Missouri Board of Curators.

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

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

President Pro Tem Richard assumed the Chair.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 564**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 567**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 561**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 563**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 579**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 626**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 546**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 816—Transportation, Infrastructure and Public Safety.

SB 817—Agriculture, Food Production and Outdoor Resources.

SB 818—Appropriations.

SB 819—Seniors, Families and Children.

SB 820—Commerce, Consumer Protection, Energy and the Environment.

SB 821—Professional Registration.

SB 822—Transportation, Infrastructure and Public Safety.

SB 823—Agriculture, Food Production and Outdoor Resources.

SB 824—Professional Registration.

SB 825—Seniors, Families and Children.

SB 826—Seniors, Families and Children.

SB 827—Local Government and Elections.

SB 828—Judiciary and Civil and Criminal Jurisprudence.

SB 829—Professional Registration.

SB 830—Judiciary and Civil and Criminal Jurisprudence.

SB 831—Government Reform.

SB 832—Government Reform.

SB 833—Commerce, Consumer Protection, Energy and the Environment.

SB 834—Government Reform.

SB 835—Professional Registration.

SB 836—Ways and Means.

SB 837—Commerce, Consumer Protection, Energy and the Environment.

SB 838—Education.

SB 839—Education.

SB 840—Professional Registration.

SB 841—Government Reform.

SB 842—Transportation, Infrastructure and Public Safety.

SB 843—Professional Registration.

SB 844—Professional Registration.

SB 845—Seniors, Families and Children.

SB 846—Seniors, Families and Children.

SB 847—Transportation, Infrastructure and Public Safety.

SB 848—Professional Registration.

SJR 19—Agriculture, Food Production and Outdoor Resources.

SJR 20—Agriculture, Food Production and Outdoor Resources.

SJR 21—Local Government and Elections.

SJR 22—Judiciary and Civil and Criminal Jurisprudence.

SJR 23—Veterans and Military Affairs.

SJR 24—Rules, Joint Rules, Resolutions and Ethics.

SJR 25—Progress and Development.

SJR 26—Rules, Joint Rules, Resolutions and Ethics.

SJR 27—Rules, Joint Rules, Resolutions and Ethics.

SJR 28—Government Reform.

SJR 29—Rules, Joint Rules, Resolutions and Ethics.

SJR 30—Ways and Means.

SJR 31—Ways and Means.

SJR 32—Rules, Joint Rules, Resolutions and Ethics.

SJR 33—Ways and Means.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 1246**—Transportation, Infrastructure and Public Safety.

HB 1303—Rules, Joint Rules, Resolutions and Ethics.

HCS for **HB 1500**—Professional Registration.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 18, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 28, 2017, while the Senate was not in session.

Courtney N. Lauer-Myers, Republican, 4000 Arctic Fox Drive, Columbia, Boone County, Missouri 65202, as the student representative of the University of Missouri Board of Curators, for a term ending January 1, 2018, and until her successor is duly appointed and qualified; vice, Gene Patrick Graham III, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointment to the Committee on Gubernatorial Appointments.

INTRODUCTION OF GUESTS

Senator Riddle introduced to the Senate, the Physician of the Day, Dr. Clark Andelin, Mexico.

Senator Onder introduced to the Senate, Brittnay and Jake Gillette, and their sons, Chase and Jack, Wentzville; and Chase and Jack were made honorary pages.

Senator Munzlinger introduced to the Senate, Emily Hogan, Old Monroe; and Haleigh Karl, Gower.

Senator Hoskins introduced to the Senate, his parents, Barry and Donna Hoskins, Warrensburg.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, January 22, 2018.

SENATE CALENDAR

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TENTH DAY–MONDAY, JANUARY 22, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 849-Kehoe and Schupp
SB 850-Wallingford
SB 851-Wallingford
SB 852-Wallingford
SB 853-Wallingford
SB 854-Wallingford
SB 855-Curls
SB 856-Curls
SB 857-Curls
SB 858-Curls
SB 859-Koenig
SB 860-Koenig
SB 861-Hegeman
SB 862-Schatz
SB 863-Cunningham
SB 864-Hoskins
SB 865-Kehoe
SB 866-Kehoe
SB 867-Kehoe
SB 868-Kehoe
SB 869-Kehoe
SB 870-Hegeman
SB 871-Romine
SB 872-Schatz
SB 873-Schupp
SB 874-Emery
SB 875-Nasheed
SB 876-Sater
SB 877-Onder
SB 878-Wieland
SB 879-Wieland
SB 880-Wieland
SB 881-Eigel
SB 882-Hoskins
SB 883-Holsman
SB 884-Koenig
SB 885-Rowden
SB 886-Rowden
SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SB 890-Riddle
SB 891-Kehoe
SB 892-Walsh
SB 893-Sater
SB 894-Libla
SB 895-Wieland
SB 896-Wieland

SB 897-Hoskins
SB 898-Hoskins
SB 899-Rowden
SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SB 919-Libla
SB 920-Riddle
SB 921-Rizzo
SB 922-Hegeman
SB 923-Rowden
SB 924-Rowden
SB 925-Nasheed
SB 926-Riddle
SB 927-Romine
SB 928-Onder
SB 929-Schatz
SB 930-Curls
SB 931-Riddle
SB 932-Sater
SB 933-Hegeman
SB 934-Hegeman
SB 935-Hegeman
SB 936-Eigel
SB 937-Hummel

SENATE BILLS FOR PERFECTION

SB 564-Emery, et al
SB 567-Cunningham, with SCS
SB 561-Sater
SB 563-Sater
SB 579-Libla
SB 626-Munzlinger
SB 546-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

TENTH DAY—MONDAY, JANUARY 22, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"If we really want to pray, we must have to give time to learning its lessons." (Mother Mary Clare)

Gracious God, as we spend our time here this week we recognize our need for time with You. May we take time to be in conversation with You and then spend time to learn the lessons of what our prayers mean and what we are asking. Keep us ever close to You that we may see and find our way through these times and be a light for others to know You. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, January 18, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Nasheed offered Senate Resolution No. 1132, regarding the death of Frankie Muse Freeman, St. Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 1133, regarding Tom and Cathy Sakiyama, Chesterfield, which was adopted.

Senator Kehoe offered Senate Resolution No. 1134, regarding the 2017-2018 Class 3 State Champion Helias Catholic High School lady volleyball Crusaders, which was adopted.

Senator Kehoe offered Senate Resolution No. 1135, regarding the 2017-2018 Class 2 State Champion Fatima High School lady cross country Comets, which was adopted.

Senator Cunningham offered Senate Resolution No. 1136, regarding FMC Transport, Incorporated, Willow Springs, which was adopted.

Senator Walsh offered the following resolution:

SENATE RESOLUTION NO. 1137

Notice of Proposed Rule Change

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.
2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.
3. Committee on Appropriations, 11 members.
4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.
5. Committee on Economic Development, 11 members.
6. Committee on Education, 9 members.
7. Committee on Fiscal Oversight, 7 members.
8. Committee on General Laws, 7 members.
9. Committee on Government Reform, 7 members.
10. Committee on Gubernatorial Appointments, 11 members.
11. Committee on Health and Pensions, 7 members.
12. Committee on Insurance and Banking, 7 members.
13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.
14. Committee on Local Government and Elections, 7 members.
15. Committee on Professional Registration, 7 members.
16. Committee on Progress and Development, 4 members.
17. Committee on Rules, Joint Rules, Resolutions and Ethics, 7 members.
18. Committee on Seniors, Families and Children, 7 members.
19. Committee on Small Business and Industry, 8 members.
20. Committee on Transportation, Infrastructure and Public Safety, 7 members.
21. Committee on Veterans and Military Affairs, 7 members.
22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee.

It is expected that members of the General Assembly and statewide elected state officials will have the opportunity to address matters that come before any standing or interim committee of the Senate within their respective official capacities. Therefore, the chairs of any such committee shall prohibit members of the General Assembly and statewide elected state officials from offering testimony at

any such committee other than the sponsor of legislation pending before the committee. At the discretion of the chair, if there is an excusable absence of the sponsor of a bill pending before a committee, one member of the same house of the General Assembly as the sponsor may serve as a substitute to present the bill to the committee."

Senator Brown offered the following resolution:

SENATE RESOLUTION NO. 1138

Whereas, the Medal of Honor is the highest award for valor in action against an enemy force that can be bestowed upon an individual serving in the Armed Services of the United States; and

Whereas, only 3,497 recipients in the Army, Navy, Air Force, Marine Corps, and Coast Guard have been awarded this acknowledgment of extraordinary achievement in military service since its creation in 1861; and

Whereas, 473 Americans received the Medal of Honor for their service during World War II; and

Whereas, only four of these recipients are still living today; and

Whereas, a state funeral is a unifying national event in which Americans can join together to honor and commemorate distinguished individuals; and

Whereas, a single state funeral for the last Medal of Honor recipient from World War II would provide national recognition to the over 16 million men and women who served from 1941 to 1945, and demonstrate appreciation for their sacrifice; and

Whereas, only the President of the United States has the authority to issue a proclamation authorizing an official state funeral for designated individuals:

Now Therefore Be it Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, hereby urge President Trump to issue a proclamation designating a single state funeral for the last Medal of Honor recipient from World War II, as a final salute to the Americans who served during World War II; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States and each member of the Missouri Congressional delegation.

Senators Schatz and Nasheed offered Senate Resolution No. 1139, regarding Solomon L. Thurman, St. Louis, which was adopted.

Senator Wallingford offered Senate Resolution No. 1140, regarding Buchheit Logistics, Scott City, which was adopted.

Senator Wallingford offered Senate Resolution No. 1141, regarding Bob Neff, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 1142, regarding Marco Construction Products, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 1143, regarding Brandy McIntire, Cape Girardeau, which was adopted.

CONCURRENT RESOLUTIONS

Senator Munzlinger offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 36

Relating to Shingles Awareness and Prevention Month in Missouri

Whereas, herpes zoster (shingles) is a disease caused by the same virus (zoster) that causes chickenpox; therefore, any individual who has contracted chickenpox is at risk for shingles, corresponding to approximately ninety-eight percent of U.S. adults; and

Whereas, nearly one in three people in the United States will contract shingles in their lifetime, corresponding to an estimated one million people annually; and

Whereas, the risk of shingles increases with age, with nearly half of those affected being over sixty years old and half of people living until eighty-five years old developing shingles; and

Whereas, shingles is a viral infection that causes a painful rash that can be severe, along with other symptoms, including long-term nerve pain, fever, headache, chills, upset stomach, muscle weakness, skin infection, scarring, and a decrease or loss of vision or hearing; and

Whereas, as many as twenty percent of adults who have contracted shingles will develop postherpetic neuralgia, a debilitating complication of shingles that causes severe pain and that may interfere with sleep and recreational activities and be associated with clinical depression; and

Whereas, vaccines have reduced the burden of widespread and often fatal diseases, enabling individuals to lead longer and healthier lives while reducing health care costs; and

Whereas, much attention has been paid to the importance of childhood vaccinations, but there is a general lack of awareness of adult-recommended vaccines and a misperception that immunizations are unnecessary for healthy adults; and

Whereas, the United States Centers for Disease Control and Prevention (CDC) and the Advisory Committee on Immunization Practices (ACIP) recommend that healthy adults fifty years and older be vaccinated against shingles to prevent shingles and shingles-related complications; and

Whereas, despite the recommendations of CDC officials and other experts that all healthy adults be vaccinated against shingles, as of 2015 only thirty percent of eligible adults had received the shingles vaccine; and

Whereas, the annual economic burden of shingles in American adults is estimated to be between 782 million and 5 billion; and

Whereas, the Institute of Medicine has stated that one of the six causes of excess costs in the U.S. health care system is missed prevention opportunities; and

Whereas, millions of American adults go without routine and recommended vaccinations because medical systems are not designed to ensure that adults receive regular preventive health care; and

Whereas, as the month of August is observed as National Immunization Awareness Month, residents of Missouri should be encouraged to speak with their health care provider to ensure that they have been properly vaccinated against shingles according to current CDC and ACIP recommendations:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate August as "Shingles Awareness and Prevention Month" in Missouri to increase public awareness of the importance of adults receiving vaccines against shingles and to promote outreach and education efforts concerning adult vaccinations; and

Be It Further Resolved that the Department of Health and Senior Services shall take appropriate action to promote Shingles Awareness and Prevention Month, including urging health care practitioners to discuss vaccines for shingles with adult patients and adopting appropriate programs and initiatives to raise public awareness of the importance of adult vaccinations; and

Be It Further Resolved that the Department of Health and Senior Services shall create and disseminate educational resources on shingles and shingles vaccinations to educate the residents of Missouri on vaccine-preventable diseases, including shingles; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senators Eigel and Onder offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 37

Whereas, the Bangert Island Riverfront Transformational Project will transform the St. Charles Riverfront into a center for economic prosperity; and

Whereas, the Bangert Island Riverfront Transformational Project will provide for a unique Missouri River Island recreational attraction; and

Whereas, the Bangert Island Riverfront Transformational Project will provide Missouri River aquatic habitat restoration; and

Whereas, the Bangert Island Riverfront Transformational Project, according to economic modeling, projects 4,000 new jobs; and

Whereas, the Bangert Island Riverfront Transformational Project, according to economic modeling, will result in a 1.5 billion economic impact; and

Whereas, the Bangert Island project initiative shall:

(1) Create 4,000 jobs for Missourians;

(2) Have a 1.5 billion economic impact;

(3) Provide for a riverfront recreational attraction;

(4) Provide for Missouri River aquatic habitat restoration; and

Whereas, a Modeling study produced by the Corps for restoration of Bangert Island concluded that navigation is not disturbed by the proposed side channel/chute project; and

Whereas, the City of St. Charles desires to work with the United States Army Corps of Engineers to advance a Section 1135 Project, which would improve aquatic habitat and restore Bangert Island; and

Whereas, the City of St. Charles will cost share toward construction of the Bangert Island project:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby endorse the Bangert Island Riverfront Transformational Project; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor, United States Senator Roy Blunt, Congressman Blaine Luetkemeyer, and Congresswoman Ann Wagner.

INTRODUCTION OF BILLS

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

SB 938–By Munzlinger.

An Act to repeal section 265.300, RSMo, and to enact in lieu thereof one new section relating to meat.

SB 939–By Cierpiot.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to taxation.

SB 940–By Hegeman.

An Act to repeal sections 65.610 and 65.620, RSMo, and to enact in lieu thereof two new sections relating to the imposition of a tax to fund roads and bridges upon abolishing the township form of county government.

SB 941–By Romine.

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to floodplain management.

SB 942–By Wieland.

An Act to repeal section 456.4-414, RSMo, and to enact in lieu thereof two new sections relating to trust accounts.

SB 943–By Wieland.

An Act to repeal sections 333.330, 436.405, 436.430, 436.450, 436.455, 436.456, 436.457, and 436.460, RSMo, and to enact in lieu thereof eight new sections relating to preneed funeral contracts.

SB 944–By Eigel.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to the purchasing of modernized technology using unexpended state funds saved through a state technology modernization fund.

SB 945–By Nasheed.

An Act to amend chapter 213, RSMo, by adding thereto one new section relating to civil rights for homeless persons.

SJR 34–By Hoskins.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax exemptions for veterans.

SENATE BILLS FOR PERFECTION

Senator Emery moved that **SB 564** be taken up for perfection, which motion prevailed.

Senator Emery offered **SS** for **SB 564**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 564

An Act to repeal section 386.390, RSMo, and to enact in lieu thereof six new sections relating to public utilities.

Senator Emery moved that **SS** for **SB 564** be adopted.

At the request of Senator Emery, **SB 564**, with **SS** (pending) was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Jennifer N. Foster as a member of the Missouri State Foster Care and Adoption Board submitted to you on January 3, 2018. Line 3 should be amended to read:

Jennifer N. Foster, 6197 Fulks Road, Bates City, Lafayette County, Missouri 64011, as a

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Lee R. Keith as Commissioner of the Division of Finance for the Department of Insurance, Financial Institutions, and Professional Registration submitted to you on January 3, 2018. Line 3 should be amended to read:

Lee R. Keith, 2445 Country Club Drive, Jefferson City, Cole County, Missouri 65109, as

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 22, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Christopher L. Slinkard, 14167 Elder Road, Diamond, Newton County, Missouri 64840, as Director of the Division of Employment Security, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 22, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Dorothy E. Taylor, 4312 County Road 4014, Tebbetts, Callaway County, Missouri 65080, as State Supervisor of the Division of Alcohol and Tobacco Control, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above addendums and appointments to the Committee on Gubernatorial Appointments.

SECOND READING OF SENATE BILLS

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

SB 849—Government Reform.

SB 850—Seniors, Families and Children.

SB 851—Judiciary and Civil and Criminal Jurisprudence.

SB 852—Insurance and Banking.

SB 853—Local Government and Elections.

SB 854—Commerce, Consumer Protection, Energy and the Environment.

SB 855—Education.

SB 856—Health and Pensions.

SB 857—Judiciary and Civil and Criminal Jurisprudence.

SB 858—Judiciary and Civil and Criminal Jurisprudence.

SB 859—Economic Development.

SB 860—Insurance and Banking.

SB 861—Transportation, Infrastructure and Public Safety.

SB 862—Professional Registration.

SB 863—Appropriations.

SB 864—Veterans and Military Affairs.

SB 865—Economic Development.

SB 866—Agriculture, Food Production and Outdoor Resources.

SB 867—Education.

SB 868—Ways and Means.

SB 869—Small Business and Industry.

SB 870—Local Government and Elections.

SB 871—Judiciary and Civil and Criminal Jurisprudence.

SB 872—Transportation, Infrastructure and Public Safety.

SB 873—Education.

SB 874—Judiciary and Civil and Criminal Jurisprudence.

SB 875—Transportation, Infrastructure and Public Safety.

SB 876—Local Government and Elections.

SB 877—Judiciary and Civil and Criminal Jurisprudence.

SB 878—Transportation, Infrastructure and Public Safety.

SB 879—Insurance and Banking.

SB 880—Ways and Means.

SB 881—Veterans and Military Affairs.

SB 882—Education.

SB 883—General Laws.

SB 884—Ways and Means.

SB 885—Local Government and Elections.

SB 886—Progress and Development.

SB 887—Ways and Means.

SB 888—Judiciary and Civil and Criminal Jurisprudence.

SB 889—General Laws.

SB 890—Seniors, Families and Children.

SB 891—General Laws.

SB 892—Health and Pensions.

SB 893—Local Government and Elections.

SB 894—Economic Development.

SB 895—Judiciary and Civil and Criminal Jurisprudence.

SB 896—Education.

SB 897—Ways and Means.

SB 898—Education.

SB 899—General Laws.

RE-REFERRALS

President Pro Tem Richard re-referred **SB 603** to the Committee on Education.

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

SENATE CALENDAR

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ELEVENTH DAY–TUESDAY, JANUARY 23, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SB 919-Libla
SB 920-Riddle
SB 921-Rizzo
SB 922-Hegeman
SB 923-Rowden
SB 924-Rowden
SB 925-Nasheed
SB 926-Riddle
SB 927-Romine
SB 928-Onder
SB 929-Schatz
SB 930-Curls
SB 931-Riddle
SB 932-Sater
SB 933-Hegeman
SB 934-Hegeman
SB 935-Hegeman
SB 936-Eigel
SB 937-Hummel
SB 938-Munzlinger
SB 939-Cierpiot
SB 940-Hegeman
SB 941-Romine

SB 942-Wieland
SB 943-Wieland
SB 944-Eigel
SB 945-Nasheed
SJR 34-Hoskins

SENATE BILLS FOR PERFECTION

SB 567-Cunningham, with SCS
SB 561-Sater
SB 563-Sater
SB 579-Libla
SB 626-Munzlinger
SB 546-Munzlinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 564-Emery, et al, with SS (pending)

RESOLUTIONS

To be Referred

SCR 36-Munzlinger
SCR 37-Eigel
SR 1137-Walsh
SR 1138-Brown

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Journal of the Senate

SECOND REGULAR SESSION

ELEVENTH DAY—TUESDAY, JANUARY 23, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I love the Lord, because he has heard the voice of my supplications, because he has inclined his ear to me whenever I called upon him." (Psalm 116:1)

We thank You for this day for what we have been called to do here. We serve with open hearts and minds so that the work we have to accomplish may be touched by Your Spirit. Give to us wisdom to follow the path that will get us to accomplish what is most necessary and needed and most helpful to those we serve. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe requested unanimous consent of the Senate to allow the St. Louis City Chief of Police to enter the Chamber with side arms, which request was granted.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Sifton offered Senate Resolution No. 1144, regarding Dino's Logistics, which was adopted.

INTRODUCTION OF BILLS

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

SB 946–By Dixon.

An Act to repeal section 474.150, RSMo, and to enact in lieu thereof one new section relating to gifts in fraud of marital rights.

SB 947–By Dixon.

An Act to repeal sections 456.985, 456.1035, 456.1080, 456.1-103, and 456.8-808, RSMo, and to enact in lieu thereof five new sections relating to estate planning.

SB 948–By Sater.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to work and community engagement requirements for certain MO HealthNet participants.

SB 949–By Emery.

An Act to repeal sections 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof two new sections relating to reading intervention in schools.

SB 950–By Munzlinger.

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to dental faculty permits.

SB 951–By Crawford.

An Act to repeal sections 197.052 and 536.031, RSMo, and to enact in lieu thereof two new sections relating to hospital regulations.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 1145, regarding Debbie Woirhaye, Warrensburg, which was adopted.

Senator Sater offered Senate Resolution No. 1146, regarding Colton James Spencer, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1147, regarding Chad Laxton, Miller, which was adopted.

Senator Hoskins offered Senate Resolution No. 1148, regarding Abby Bertz, Mayview, which was adopted.

Senator Hoskins offered Senate Resolution No. 1149, regarding Sydnee Mason, Marshall, which was adopted.

Senator Hoskins offered Senate Resolution No. 1150, regarding Madelyn Elise Warren, Dawn, which was adopted.

Senator Rowden offered Senate Resolution No. 1151, regarding Aaron Mott, Rocheport, which was adopted.

Senator Rowden offered Senate Resolution No. 1152, regarding Justin Belew, Hartsburg, which was adopted.

Senator Eigel offered Senate Resolution No. 1153, regarding the One Hundred and Fourth Birthday of Elaine Ooley, Weldon Springs, which was adopted.

INTRODUCTION OF BILLS

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

SB 952–By Rowden.

An Act to amend chapter 316, RSMo, by adding thereto one new section relating to internet domain names of website operators.

SB 953–By Sater.

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

SENATE BILLS FOR PERFECTION

Senator Cunningham moved that **SB 567**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 567**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 567

An Act to repeal sections 135.010, 135.025, 135.030, and 208.1050, RSMo, and to enact in lieu thereof six new sections relating to funds for certain vulnerable populations, with an emergency clause.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 567** be adopted.

Senator Cunningham offered **SS** for **SCS** for **SB 567**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 567

An Act to repeal sections 135.010, 135.025, 135.030, and 208.1050, RSMo, and to enact in lieu thereof six new sections relating to funds for certain vulnerable populations, with an emergency clause.

Senator Cunningham moved that **SS** for **SCS** for **SB 567** be adopted.

Senator Cunningham offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 567, Page 8, Section 135.030, Line 2 of said page, by inserting immediately after the word "hundred" the following: "**eighty-five**".

Senator Cunningham moved that the above amendment be adopted.

Senator Hoskins assumed the Chair.

Senator Schupp offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 567, Page 1, Line 1, by inserting after the word "page" the following: "7, section 135.025, line 3 of said page, by striking the word "seven" and inserting in lieu thereof the word "**eight**"; and further amend line 4 of said page, by striking the word "eleven" and inserting in lieu thereof the word "**twelve**"; and further amend lines 6-14 of said page, by striking all of said lines and inserting in lieu thereof the following: "credit. The"; and

Further amend said amendment, line 3 by inserting after the word ""eighty-five"" the following: "; and further amend said bill and section and page, line 21 by striking "(1)"; and further amend said bill and section, page 9, line 2 of said page, by striking "$1,100" and inserting in lieu thereof "**$1,200**"; and further amend line 5 of said page, by striking "$750" and inserting in lieu thereof "**$850**"; and further amend lines 10-28 of said page, by striking all of said lines; and

Further amend said bill and section, page 10, lines 1 to 6 of said page, by striking all of said lines and inserting in lieu thereof the following: "The director of revenue shall prescribe a table based upon the preceding sentences. The property tax shall be in increments".

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Holsman, Nasheed, Rizzo and Schaaf.

At the request of Senator Cunningham, **SB 567**, with **SCS**, **SS** for **SCS**, **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following escort committee pursuant to **HCR 51**. Representatives: Andrews, Barnes (60), Franklin, Haahr, Lichtenegger, Marshall, Conway (10), Nichols, Smith (85), Newman, and Anders.

President Parson assumed the Chair.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 23, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Bobby G. Robertson Jr., Republican, 175 Hunters Glen Lane, Kimberling City, Stone County, Missouri 65686, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2018, and until his successor is duly appointed and qualified; vice, Brian Fogle, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Richard moved that the above appointment be returned to the Governor per his request, which motion prevailed.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 36—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Richard referred **SCR 37** and **SR 1138** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

COMMUNICATIONS

Senator Walsh submitted the following:

January 23, 2018

Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to Senate Rule 12, I hereby make the following appointments to vacant committee slots:

Veterans and Military Affairs:	Senator Jason Holsman
Seniors, Families and Children:	Senator Jamiliah Nasheed
Judiciary and Civil & Criminal Jurisprudence:	Senator Jamilah Nasheed
Health and Pensions:	Senator Jake Hummel
Education:	Senator Scott Sifton

If there are any questions regarding these committee appointments, please do not hesitate to contact my office.

Sincerely,
Gina Walsh
Gina Walsh

INTRODUCTION OF GUESTS

Senators Schupp and Nasheed introduced to the Senate, representatives from the Goldfarb School of Nursing, Barnes Jewish College.

Senator Nasheed introduced to the Senate, Police Chief John Hayden, St. Louis Metropolitan Police Department.

Senator Hummel introduced to the Senate, the Physician of the Day, Matthew J. Casey, M.D., Ballwin.

On motion of Senator Kehoe, the Senate adjourned until 10:30 a.m., Wednesday, January 24, 2018.

SENATE CALENDAR

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TWELFTH DAY–WEDNESDAY, JANUARY 24, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SB 919-Libla
SB 920-Riddle
SB 921-Rizzo
SB 922-Hegeman
SB 923-Rowden
SB 924-Rowden
SB 925-Nasheed
SB 926-Riddle
SB 927-Romine
SB 928-Onder
SB 929-Schatz
SB 930-Curls
SB 931-Riddle
SB 932-Sater
SB 933-Hegeman
SB 934-Hegeman
SB 935-Hegeman
SB 936-Eigel
SB 937-Hummel
SB 938-Munzlinger
SB 939-Cierpiot

SB 940-Hegeman
SB 941-Romine
SB 942-Wieland
SB 943-Wieland
SB 944-Eigel
SB 945-Nasheed
SB 946-Dixon
SB 947-Dixon
SB 948-Sater
SB 949-Emery
SB 950-Munzlinger
SB 951-Crawford
SB 952-Rowden
SB 953-Sater
SJR 34-Hoskins

SENATE BILLS FOR PERFECTION

SB 561-Sater
SB 563-Sater
SB 579-Libla
SB 626-Munzlinger
SB 546-Munzlinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 564-Emery, et al, with SS (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh

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Journal of the Senate

SECOND REGULAR SESSION

TWELFTH DAY—WEDNESDAY, JANUARY 24, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Wallingford offered the following prayer:

"Great peace have those who love your law; nothing can make them stumble." (Psalm 119:165)

O God, King of the universe, You have given Your law to assist us to live in peace with our neighbor and create harmony within our communities. We fashion laws for our people and are most grateful that Your law provides a guide for what we do here. Help us to hear what is necessary for us to make our laws more helpful and of service to our people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wallingford offered Senate Resolution No. 1154, regarding Isabel Rose Legg, Perryville, which was adopted.

Senator Kehoe offered Senate Resolution No. 1155, regarding Elizabeth Knipp, Tipton, which was adopted.

Senator Kehoe offered Senate Resolution No. 1156, regarding Ben Luebbering, St. Thomas, which was adopted.

Senators Kehoe and Riddle offered Senate Resolution No. 1157, regarding Dick Preston, Jefferson City, which was adopted.

INTRODUCTION OF BILLS

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

SB 954–By Curls.

An Act to repeal section 610.140, RSMo, and to enact in lieu thereof one new section relating to expungement of records relating to the offense of unlawful use of a weapon.

SB 955–By Cunningham.

An Act to repeal sections 379.110 and 379.118, RSMo, and to enact in lieu thereof two new sections relating to reductions in automobile insurance coverage.

SB 956–By Cunningham.

An Act to repeal sections 108.120 and 137.555, RSMo, and to enact in lieu thereof two new sections relating to transportation infrastructure.

SB 957–By Crawford.

An Act to amend chapter 436, RSMo, by adding thereto eleven new sections relating to consumer legal funding, with penalty provisions.

Senator Kehoe moved that the Senate recess to repair to the House of Representatives to receive the State of the Judiciary Address from the Chief Justice of the Supreme Court, the Honorable Zel M. Fischer, which motion prevailed.

JOINT SESSION

The Joint Session was called to order by President Parson.

On roll call the following Senators were present:

Present—Senators

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

Absent—Senators

Chappelle-Nadal Nasheed—2

Absent with leave—Senators—None

Vacancies—1

On roll call the following Representatives were present:

PRESENT: 142

Adams	Anders	Anderson	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 28	Barnes 60	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Chipman	Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker					

ABSENT: 16

Alferman	Brown 94	Burns	Butler	Carpenter	Cookson	Cross
Curtis	Eggleston	Fitzpatrick	Kendrick	May	Merideth 80	Messenger
Peters	Pietzman					

VACANCIES: 5

The Joint Committee appointed to wait upon the Chief Justice of the Supreme Court, Zel M. Fischer, escorted the Chief Justice to the dais where he delivered the State of the Judiciary Address to the Joint Assembly:

2018 STATE OF THE JUDICIARY

Chief Justice Zel M. Fischer

Introduction

Thank you, Lieutenant Governor Parson, Secretary of State Ashcroft, President Pro Tem Richard, members of the senate, the executive branch and the judiciary. And a special thanks to Speaker Richardson and members of the house of representatives for hosting me this morning to

deliver *my* first, but more significantly, the 45th State of the Judiciary address on behalf of all of Missouri's state judges.

I would like to begin by introducing my colleagues, who collectively – when you include our trial court and court of appeals tenures – have more than 130 years of judicial experience: Judge Laura Denvir Stith; Judge Mary R. Russell; Judge Patricia Breckenridge; Judge George W. Draper III; Judge Paul C. Wilson; and our newest member – appointed last April by Governor Eric Greitens – Judge W. Brent Powell.

One of my first visits to Jefferson City was in the summer of 1985 on the way back from my honeymoon. I remember asking Julie, of the buildings we had toured – the capitol, the governor's mansion or the Supreme Court building – which one she thought I should aspire to. Luckily for my senator, Dan Hegeman, she liked the big oak doors on the ol' red brick building across the street.

What started as a joke later turned into a dream – and now I'm living the dream. I spent most of my legal career as a small business owner and solo practitioner in Atchison County, where I later served as an associate circuit judge until Governor Matt Blunt appointed me to the Supreme Court of Missouri in October 2008.

I am honored and humbled that, as chief justice of the Supreme Court, my role is to protect and advance the judiciary, and its stature as an essential branch of our state's government.

Our founding fathers foresaw the necessity of governance and the privileges and duties self-governance under our constitution would bring. As John Jay, the first chief justice of the Supreme Court of the United States, told a gathering in 1777, "The Americans are the first people whom Heaven has favored with an opportunity of deliberating upon and choosing the forms of government under which they should live."

Our chosen form of government – consisting of three coequal, co-sovereign branches – is now wellentrenched. And it is up to those of us in this room this morning, whom the citizens of Missouri have entrusted, to carry out its governance.

Core Functions of the Judicial Branch

Socrates said, only four things belong to a judge: to hear courteously, to answer wisely, to consider soberly and to decide impartially. And so we strive every day, by careful study of the facts and the law, to reach the correct result. Some would say this historical view of judging is not enough for the Supreme Court, because there are the additional obligations to ensure the court system is well-administered and one in which the public has trust and confidence.

A Well-Administered Judiciary

I am happy to report Missouri's judiciary is in good shape. We are nationally recognized as leaders. Two areas I wish to highlight today are the processes we use to determine who is qualified to practice law and our innovative use of technology.

In 2010, I recommended to my colleagues that Missouri become the first state to adopt the uniform bar examination. This innovative concept recognizes that the same bar examination given on the same date in many states generates a score that is portable to other states administering that same exam.

The uniform bar examination is not a national bar. It simply permits an applicant to transfer a bar exam score to another participating state to pursue a law license in that state without the undue delay, stress, and expense of having to retake the bar exam.

My thought was this process would substantially benefit law students – the consumers of legal education – many of whom take the bar exam before they have a job and, therefore, before they know in what state they will need a license. At the same time, states using the uniform bar examination maintain their ability to protect the public – the consumers of legal services – by retaining local control over the character and fitness investigations and the manner of testing local legal issues as conditions of earning a law license in that state.

The idea that states would accept a portable bar examination score faced resistance when it was first raised. Most innovations do.

But the Supreme Court of Missouri recognized the value of the uniform bar exam to law students, their families and their employers and became the first state to adopt it. We believed other states could be persuaded to follow suit. And we were right – as Missouri begins its eighth year administering the uniform bar examination, I proudly report another 29 jurisdictions have now joined us in using it, and we have every expectation that number will continue to rise.

Missouri courts are also continuing their tradition of innovation in technology. More than a decade ago, we became the first state to offer the public access to information from a statewide case management system using Case.net, and last summer, the Missouri Judiciary was ranked third – not nationally but *internationally*! – for the best use of technology to improve court services and access to the public. The award specifically focused on our new Show-Me Courts system, Track This Case tool in Case.net, Pay by Web services, and the mobile optimization of the Missouri Courts website. In case you are counting, we came in behind Arizona and Dubai.

As evidenced by this award, we remain committed to delivering exceptional services and improving public access to our courts. Each of the technology solutions for which we received accolades was designed with Missouri citizens in mind.

Regulating the practice of law, including who is qualified to begin practicing, and using technology to make our courts more open, transparent and efficient are core functions that fall within the supervisory responsibility of your Supreme Court.

We are proud of these successes and strive to improve how we perform our more familiar core functions, and we stand ready to cooperate with the legislative and executive branches in areas of overlapping concern.

I see four particular areas in which we three branches of government can continue to work together to move this great state of Missouri forward: (1) through the work of the Justice Reinvestment Task Force; (2) through the expanded use of drug treatment courts; (3) through continued emphasis on criminal justice reform; and (4) through cooperative evaluation of the efficient management of our judicial resources.

Justice Reinvestment Task Force

As I am sure you are aware, Missouri continues to face challenges in its criminal justice system. While, nationally, violent crimes are decreasing, it is not true for Missouri.

As a result, we are spending more on corrections than ever before. Our total incarceration rate remains well above the national average and is growing. We have joined with you in a call for help.

The Supreme Court joined Speaker Richardson, President Pro Tem Richard and Governor Greitens last May in seeking assistance from the United States Department of Justice's Bureau of Justice Assistance and The Pew Charitable Trust to find new ways to improve our troubled system. They granted our request for help in collecting and analyzing data to assist in developing policy options. Through this public-private partnership, we hope to keep corrections spending in check, reinvest those savings in evidence-based strategies to reduce recidivism and, ultimately, and most importantly, to enhance public safety for all Missourians.

With representatives of all three branches of government working hand-in-hand, members engaged in months of study and finished their recommendations last month. The task force is developing legislative options for you to consider. We are optimistic these changes will produce significant, sensible and meaningful improvements.

Treatment Courts and the Opioid Crisis

The second area where our work together can pay off is in the use of treatment courts to help break the cycle of crime, and to respond to the opioid crisis now plaguing Missouri and our entire nation.

Drug overdose is now the leading cause of accidental death in the United States, with the rate of overdose deaths involving opioids continuing to climb. Our state mirrors the national statistics, as opioid use disorder has taken an enormous toll on Missouri. Missouri lost 1,066 people in 2015 and 1,371 people in 2016 to a drug overdose. This is a staggering increase in deaths.

To grapple with this terrible epidemic, Missouri's treatment courts feature multidisciplinary teams offering a two-fold solution. First, they are addressing the crimes that often are due to substance use; and second, they are helping those who are addicted, and their families, improve their lives and break the cycle of addiction. We have already seen a steady increase in the number of participants entering our treatment courts who say their drug of choice is heroin or other opioids.

Like they have shown in other intersections of drugs and crime, we anticipate our treatment courts will be on the front lines of the opioid battle. By continuing to reduce drug use and keeping addicted offenders out of prison, those offenders can continue to work and provide for their families.

The success of our treatment courts has largely depended on the cooperation we have had from our partners in the legislature. If we are to break the cycle of drugs and crime, every Missourian in need should have a treatment court program within reach.

Research demonstrates treatment courts are more cost-effective than *any other* criminal justice strategy. But our treatment courts have been able to serve only a small percentage of individuals facing felony drug charges. Those numbers began to drop even more last July, when the 27-percent core reduction to existing programs took effect. Since then, admission into our various treatment court programs has dropped an average of 23 percent. And right now, there are 15 counties with *no* access to *any* type of treatment court. Individuals addicted to opioids and other substances in these areas are restrained by county lines they can't see.

We will work with you over the coming months to expand the reach of treatment courts in hopes of making this resource-saving, life-saving program available in *every* Missouri jurisdiction.

Criminal Justice Task Force

Our work together as three coequal branches of government continues to be essential to improving our criminal justice system. Last June, the Court established a task force focused broadly on criminal justice.

This group is led by Judge Michael Noble of St. Louis, Christian County Prosecutor Amy Fite and defense attorney J.R. Hobbs of Kansas City.

They will recommend evidence-based risk-assessment tools for determining a defendant's suitability for pretrial release; recommend ways to improve how courts impose fines, fees and costs; and identify technological opportunities to improve notice, compliance and public safety.

These efforts are part of broader national movement away from bail release decisions based on financial conditions toward considerations of the risks posed by individual defendants. The national experts suggest there are ways to provide effective screening and supervision to monitor those defendants deemed safe for release during the pretrial period.

It seems obvious and important that – before a trial is held and guilt or innocence is determined – we reserve our jail space for those who pose the most danger to the community or risk of fleeing the jurisdiction, and not those who simply may be too poor to post bail. Studies show even *short* stints in jail increase the likelihood of missing school or losing jobs and housing. And, of course, pretrial *supervision* costs a local community substantially less than pretrial *incarceration*.

I will be leading a team to a pretrial justice reform summit in Indianapolis in May. We will learn about reform efforts nationwide and will have an opportunity to develop an action plan for appropriate responses here in our own state. I am pleased to announce that, in addition to our state courts administrator, Kathy Lloyd, and Montgomery County Associate Circuit Judge Kelly Broniec, joining me at the summit will be Judge Jack Goodman, presiding judge of the 39th Judicial Circuit, and Judge Rob Mayer, presiding judge of the 35th Judicial Circuit.

Both Judge Goodman and Judge Mayer are former members of this General Assembly – serving both in *this* house of representatives and in the senate – and they are with us today. I believe their legal education and judicial experience, coupled with practical legislative know-how, will assist the Court in deciding what reforms are good for Missouri and how to shepherd through the legislative process any changes that may require your attention. This also demonstrates I am not opposed to both my hunting dogs *and* my judges being "House"-trained.

Efficient Management of Court Resources

Finally, we look forward to continuing to work cooperatively with the legislative and executive branches to improve our service to the state. We have made significant strides in assessing our own internal operations to find ways to be as efficient and effective as possible.

Ten years ago, we created a "judicial partnership program" designed to help our busiest circuits work through backlogs of cases by partnering them with circuits where judges were available to help meet that demand. This, of course, was important for the citizens and businesses who needed the courts to resolve legal matters of great importance to them – and it was important for us to use our available resources as best we could to meet those needs.

This ability to temporarily transfer judges from one jurisdiction to another is an important design of our state constitution. While judges are assigned to particular local courts – by county, circuit or appellate district – article V, section 6 also provides that the Supreme Court of Missouri may assign *any* judge in the state to hear *any* particular case or serve *any* jurisdiction in addition to the jurisdiction that judge serves daily. As a result, whether elected by county or circuit or selected by nonpartisan commission, every associate circuit, circuit, appellate, and Supreme Court judge is an employee of *Missouri* and can be assigned to serve throughout the state.

The primary reason the judicial partnership program was so successful was because it was locally driven, empowering the partnered presiding judges to determine how and when to share judicial resources. I saw how well this worked first-hand. When I was a trial judge in the 4th Judicial Circuit, in the northwest corner of the state, I joined the other five judges of that five-county circuit in regularly traveling to help the 16th Judicial Circuit in Jackson County reduce its backlog of cases.

I am proud to say, last September, the judicial transfer work group dissolved the last two remaining partnerships and, with it, the formal partnership program itself. We managed our own resources *so well*, and the circuit partnerships had been *so successful* over the past decade, the backlog of cases that called for the Supreme Court's intervention has been eliminated. Please join me in thanking the many hard-working judges who participated in the mandatory transfer program for helping to advance the timely, effective administration of justice for the people of Missouri. And because no good deed should go unpunished, I also offer an ongoing thank you to those judges who continue to accept ad hoc assignments throughout the state.

Your confidence in the judiciary by tasking us with redrawing our circuits is both appreciated and deserved. Your statutorily required realignment study and plan present a unique opportunity to pursue a data-driven evaluation of the multiple factors that impact court operations. These factors include changes in workload, population and technology; increased use of treatment and other problem-solving courts; and access to local courts. The evaluation of these factors will be critical in determining what, if any, changes in circuit boundaries and jurisdiction would enhance the efficiency and effectiveness of our courts. This evaluation is also necessary to help us understand the costs associated with any changes.

Given the complexity of this comprehensive evaluation, an order was entered in November creating the "Task Force for the Preparation of a Circuit Realignment Plan." I will chair this task force, which includes a judge from each district of the Missouri Court of Appeals and a mix of circuit and associate circuit judges representing rural and urban courts from every part of the state.

We will deliver to you in 2020, as required, a fiscally responsible plan that will best serve the citizens and businesses of our state while ensuring

equal access to our courts by those in need.

Conclusion

I was raised to believe everything works better when everybody does their own job well, but with a recognition that sometimes the big jobs require us all to work together. I look forward to assisting in this big job of governing our state, where each branch focuses on its distinct core functions first but cooperates and works together when challenges and opportunities arise.

One thing we all share is the support of those back home whom we love and who make it possible for us to come here to Jefferson City. I feel blessed to serve as the chief justice … and I'm thankful that position is term-limited. But I feel even more blessed to be a grandfather of one, a father of four and a husband to Julie for more than 32 years.

I want to thank my local sheriff, Dennis Martin, for agreeing to drive my parents, Bob and Nancy Fischer, to be here with us today. My mother has always been my loudest and most loyal cheerleader, and so the folks back home are not surprised my mom's first ride in the back seat of a police car was to be here this morning with me. My dad has always been my best friend. He was the best man at my wedding, and the bailiff in my court when I was a trial judge. My only regret in transitioning from the trial bench to the Supreme Court of Missouri is I miss starting each day with his coffee and our conversation.

My parents still live where I grew up, in Watson. It's the farthest north and west town in Missouri, with a stated population of 100 on the welcome sign … and trust me, that surely must include some livestock.

My parents' only measurable wealth when I was growing up was the love they had in their hearts for their children. That I now humbly stand before you as chief justice is a testament to them … and proof beyond any reasonable doubt the American Dream is alive and well in Missouri.

It has been a privilege to speak with you today. Thank you.

On motion of Senator Kehoe, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by President Parson.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

INTRODUCTION OF BILLS

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

SB 958–By Riddle.

An Act to repeal section 595.220, RSMo, and to enact in lieu thereof one new section relating to forensic examinations.

SB 959–By Riddle.

An Act to repeal sections 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof four new sections relating to the credit user protection law, with penalty provisions.

SENATE BILLS FOR PERFECTION

Senator Sater moved that **SB 561** be taken up for perfection, which motion prevailed.

Senator Sifton offered **SA 1**, entitled:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 561, Page 1, Section 208.246, Line 20, by inserting immediately after the word "household" the following: "**, excluding any children under eighteen years of age,**".

President Pro Tem Richard assumed the Chair.

Senator Sifton moved that the above amendment be adopted.

At the request of Senator Sater, **SB 561**, with **SA 1** (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1158, regarding Marion Elementary School, which was adopted.

Senator Schupp offered Senate Resolution No. 1159, regarding Kratz Elementary School, which was adopted.

Senator Hegeman offered Senate Resolution No. 1160, regarding Mariah Fox, Galt, which was adopted.

Senator Hegeman offered Senate Resolution No. 1161, regarding Rhiannen Schneider, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1162, regarding Dakota Allen, Fairfax, which was adopted.

Senator Wieland offered Senate Resolution No. 1163, regarding Deputy Marshal Arthur Edwin Ruehl, Imperial, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Joy Sweeney, Council for Drug Free Youth; Mel Richardson; and Katy Allen, Lauren Brenner, Hope Heimsworth, Colbey Boicourt, Caleb Hatfield, Mary Kathryn, Jonathan Shanks and Hanna Koenigsfeld, representatives from ACT Missouri and the Missouri Youth Adult Alliance.

Senator Dixon introduced to the Senate, Circuit Clerk Tom Barr, Greene County.

Senator Schupp introduced to the Senate, former State Representative Rick Stream; and Peggy Barnhart, St. Louis.

Senator Sifton introduced to the Senate, Matt Potter, Webster Groves.

Senator Rowden introduced to the Senate, former State Senator John Cauthorn, Mexico.

Senator Cierpiot introduced to the Senate, Jacqueline Clark, Dr. Dennis Carpenter, Phyllis Balagna, Dennis Smith, Elaine Bluml, Mike Johnson, Steve Hill, Mia Fulson, Cita Trice and Mark Van Blaricum, Lee's Summit R-7 School District.

Senator Holsman introduced to the Senate, representatives of the University of Missouri-Kansas City Dental School.

Senator Kehoe introduced to the Senate, Elijah Mayfield.

Senator Schupp introduced to the Senate, Christina Goedde, Jefferson City; and Christina was made an honorary page.

Senator Nasheed introduced to the Senate, the Physician of the Day, Douglas M. Char, M.D., St. Louis.

Senator Brown introduced to the Senate, former State Senator Mike Lybyer, and his son, Patrick.

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

Senator Dixon introduced to the Senate, former State Representative Lincoln Hough, Commissioner, Greene County, Springfield.

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

SENATE CALENDAR

THIRTEENTH DAY–THURSDAY, JANUARY 25, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 900-Rowden and Curls
SB 901-Hummel
SB 902-Hummel
SB 903-Dixon
SB 904-Emery
SB 905-Munzlinger
SB 906-Cunningham
SB 907-Kehoe
SB 908-Wieland
SB 909-Dixon
SB 910-Sater
SB 911-Munzlinger
SB 912-Rowden
SB 913-Rowden
SB 914-Crawford
SB 915-Crawford
SB 916-Crawford
SB 917-Crawford
SB 918-Munzlinger
SB 919-Libla
SB 920-Riddle
SB 921-Rizzo
SB 922-Hegeman
SB 923-Rowden
SB 924-Rowden
SB 925-Nasheed
SB 926-Riddle
SB 927-Romine
SB 928-Onder
SB 929-Schatz
SB 930-Curls
SB 931-Riddle
SB 932-Sater
SB 933-Hegeman
SB 934-Hegeman
SB 935-Hegeman
SB 936-Eigel
SB 937-Hummel
SB 938-Munzlinger
SB 939-Cierpiot
SB 940-Hegeman
SB 941-Romine
SB 942-Wieland
SB 943-Wieland
SB 944-Eigel
SB 945-Nasheed
SB 946-Dixon
SB 947-Dixon
SB 948-Sater
SB 949-Emery
SB 950-Munzlinger
SB 951-Crawford
SB 952-Rowden
SB 953-Sater

SB 954-Curls
SB 955-Cunningham
SB 956-Cunningham
SB 957-Crawford
SB 958-Riddle
SB 959-Riddle
SJR 34-Hoskins

SENATE BILLS FOR PERFECTION

SB 563-Sater
SB 579-Libla
SB 626-Munzlinger
SB 546-Munzlinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTEENTH DAY—THURSDAY, JANUARY 25, 2018

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

Reverend Carl Gauck offered the following prayer:

"Keep your heart with all diligence, for out of it are the issues of life." (Psalm 4:23)

We acknowledge that the heart is the center of our emotions and it does us well to keep it in proper order for we know what is required of us. So as we complete our work this week and drive to spend time with those we love may we rejoice and give thanks for the gift they are to us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Hummel —1

Vacancies—1

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1164, regarding R. Brent VanConia, which was adopted.

Senator Richard offered Senate Resolution No. 1165, regarding Tri-State Motor Transit, Joplin, which was adopted.

Senator Richard offered Senate Resolution No. 1166, regarding Transport Distribution Company, Joplin, which was adopted.

Senator Brown offered Senate Resolution No. 1167, regarding David Lowe, Esq., Waynesville, which was adopted.

Senator Brown offered Senate Resolution No. 1168, regarding Walmart Transportation, St. James, which was adopted.

Senator Brown offered Senate Resolution No. 1169, regarding Rolla Farmers' Exchange, which was adopted.

INTRODUCTION OF BILLS

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

SB 960–By Emery.

An Act to repeal section 210.070, RSMo, and to enact in lieu thereof one new section relating to eye drops for newborn infants.

SB 961–By Cunningham.

An Act to repeal section 319.129, RSMo, and to enact in lieu thereof one new section relating to the expiration of the petroleum storage tank insurance fund.

SB 962–By Wieland.

An Act to repeal sections 354.150, 354.495, 374.115, 374.150, and 374.230, RSMo, and to enact in lieu thereof four new sections relating to payments made by insurance companies, with a delayed effective date.

SB 963–By Wieland.

An Act to amend chapter 34, RSMo, by adding thereto nine new sections relating to purchasing processes for innovative technology by the office of administration.

SB 964–By Eigel.

An Act to repeal section 161.096, RSMo, and to enact in lieu thereof two new sections relating to statewide assessments for elementary and secondary education students.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that

the Senate do give its advice and consent to the following:

Stephen W. Korte and Larry Saxton, Junior, as members of the Advisory Committee for 911 Service Oversight;

Also,

Misty Z. Dobynes, Donna J. Erickson, Joyce Estes, Jamie Kondis and Cynthia L. Vessell as members of the Child Abuse and Neglect Review Board;

Also,

Carl A. Bolm, Republican, Joseph W. Cornelison, Republican and Shawn Saale, Republican as members of the Coordinating Board for Higher Education;

Also,

Lee R. Keith, as Commissioner of the Division of Finance of the Department of Insurance, Financial Institutions and Professional Registration;

Also,

Nathan Garrett, as a member of the Kansas City Board of Police Commissioners;

Also,

Jade Jump, Republican, as a member of the Missouri Commission on Human Rights;

Also,

Kevin D. Wallace, as a member of the Missouri Dental Board;

Also,

Daniel P. Finney, Democrat, as a member of the Missouri Gaming Commission;

Also,

Cynthia M. Circo, Democrat, as a member of the Missouri Health Facilities Review Committee;

Also,

Jason A. Klindt, Republican and George R. Speckman, Independent, as members of the Northwest Missouri State University Board of Regents;

Also,

Steve C. Cookson, as a member of the Organ Donation Advisory Committee;

Also,

Beth A. Knes, as a member of the Public School Retirement System of Missouri Board of Trustees;

Also,

Peggy Barnhart, Republican and Matthew W. Potter, Democrat as members of the St. Louis County Board of Election Commissioners;

Also,

Gary A. Fraker, Republican, Scott M. Meierhoffer, Republican and James K. Reinhard, Democrat as members of the State Board of Embalmers and Funeral Directors;

Also,

Gregory E. Hoberock, Republican and Steven G. Sellenriek, Republican, as members of the State Technical College of Missouri Board of Regents; and

Courtney Lauer-Myers, Republican, as the Student Representative and Jon T. Sundvold, Republican, as a member of the University of Missouri Board of Curators.

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

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

President Pro Tem Richard assumed the Chair.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 547**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 659**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 775**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 574**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

On behalf of Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, Senator Kehoe submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 649**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 730**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 807** and **SB 577**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 593**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 594**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 586**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 598**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 751**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 708**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 1246**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 602**, begs leave to report

that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **SB 573**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 612**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE BILLS FOR PERFECTION

Senator Sater moved that **SB 563** be taken up for perfection, which motion prevailed.

Senator Rowden assumed the Chair.

On motion of Senator Sater, **SB 563** was declared perfected and ordered printed.

SECOND READING OF SENATE BILLS

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

SB 900—Judiciary and Civil and Criminal Jurisprudence.

SB 901—Health and Pensions.

SB 902—Health and Pensions.

SB 903—Transportation, Infrastructure and Public Safety.

SB 904—Education.

SB 905—Education.

SB 906—Health and Pensions.

SB 907—General Laws.

SB 908—Insurance and Banking.

SB 909—Judiciary and Civil and Criminal Jurisprudence.

SB 910—Health and Pensions.

SB 911—Agriculture, Food Production and Outdoor Resources.

SB 912—Appropriations.

SB 913—Seniors, Families and Children.

SB 914—Insurance and Banking.

SB 915—Government Reform.

SB 916—Education.

SB 917—Commerce, Consumer Protection, Energy and the Environment.

SB 918—Agriculture, Food Production and Outdoor Resources.

SB 919—Transportation, Infrastructure and Public Safety.

SB 920—Professional Registration.

SB 921—Economic Development.

SB 922—Commerce, Consumer Protection, Energy and the Environment.

SB 923—Seniors, Families and Children.

SB 924—Education.

SB 925—Agriculture, Food Production and Outdoor Resources.

SB 926—Professional Registration.

SB 927—General Laws.

SB 928—Health and Pensions.

SB 929—Transportation, Infrastructure and Public Safety.

SB 930—Seniors, Families and Children.

SB 931—Professional Registration.

SB 932—Appropriations.

SB 933—Local Government and Elections.

SB 934—Government Reform.

SB 935—Local Government and Elections.

SB 936—Economic Development.

SB 937—Seniors, Families and Children.

SB 938—Agriculture, Food Production and Outdoor Resources.

SB 939—Ways and Means.

SB 940—Local Government and Elections.

SB 941—Commerce, Consumer Protection, Energy and the Environment.

SB 942—Insurance and Banking.

SB 943—Insurance and Banking.

SB 944—Government Reform.

SB 945—Seniors, Families and Children.

SB 946—Judiciary and Civil and Criminal Jurisprudence.

SB 947—Judiciary and Civil and Criminal Jurisprudence.

SB 948—Seniors, Families and Children.

SB 949—Education.

SB 950—Professional Registration.

SB 951—Health and Pensions.

SB 952—General Laws.

SB 953—Seniors, Families and Children.

SB 954—Judiciary and Civil and Criminal Jurisprudence.

SB 955—Insurance and Banking.

SB 956—Transportation, Infrastructure and Public Safety.

SB 957—Government Reform.

SB 958—Judiciary and Civil and Criminal Jurisprudence.

SB 959—Insurance and Banking.

SJR 34—Veterans and Military Affairs.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1465**, entitled:

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1287**, entitled:

An Act to repeal section 379.321, RSMo, and to enact in lieu thereof one new section relating to insurance markets for commercial insurance.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB** for **1381**, entitled:

An Act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial accreditation standards for insurance companies, with a delayed effective date and a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

Senator Walsh submitted the following:

January 25, 2018

Adriane Crouse - Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to my authority regarding appointment of minority members to Senate standing committees under Senate Rule 12, please remove Senator Jamilah Nasheed from the Seniors, Families and Children Committee and from the Judiciary and Civil & Criminal Jurisprudence Committee.

Further, pursuant to Senate Rule 12, I hereby appoint Senator Jason Holsman to the Judiciary and Civil & Criminal Jurisprudence Committee. I also hereby appoint myself to the Seniors, Families and Children Committee.

Sincerely,

Gina Walsh

INTRODUCTION OF GUESTS

Senator Dixon introduced to the Senate, Bill Smillie, Josh Klein, Karen Dowdy, Mary Ann Rojas and Sally Payne, Department of Workforce Development Missouri Job Center.

Senator Schupp introduced to the Senate, Professor John Ammann, and students from St. Louis University School of Law.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, January 29, 2018.

SENATE CALENDAR

FOURTEENTH DAY–MONDAY, JANUARY 29, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 960-Emery

SB 961-Cunningham

SB 962-Wieland
SB 963-Wieland
SB 964-Eigel

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381

SENATE BILLS FOR PERFECTION

1. SB 579-Libla
2. SB 626-Munzlinger
3. SB 546-Munzlinger
4. SB 547-Munzlinger, with SCS
5. SB 659-Hegeman
6. SB 775-Brown, with SCS
7. SB 649-Romine
8. SB 730-Wallingford, with SCS
9. SBs 807 & 577-Wasson, with SCS
10. SB 593-Wieland, with SCS
11. SB 594-Wieland
12. SB 586-Holsman, with SCS
13. SB 598-Riddle, with SCS
14. SB 751-Schatz
15. SB 708-Schatz
16. SB 602-Onder, with SCS
17. SB 573-Wallingford
18. SB 612-Koenig, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1246 (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

CONSENT CALENDAR

Senate Bills

Reported 1/25

SB 574-Wallingford, with SCS

RESOLUTIONS

SR 1137-Walsh

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Journal of the Senate

SECOND REGULAR SESSION

FOURTEENTH DAY—MONDAY, JANUARY 29, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"Be glad and rejoice forever in what I am creating." (Isaiah 65:18)

Heavenly Father, we thank You for bringing us to this new day and watching over us to safely travel to this place. We pray that Your spirit of wisdom, kindness and justice may abide in us so that we deal well with each other and the people we serve. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, January 25, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators —None

Vacancies—1

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 1170, regarding the Fourth Annual Physician

Anesthesiologists Week, which was adopted.

Senator Riddle offered Senate Resolution No. 1171, regarding Emily Blaue, Wellsville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1172, regarding Elise Bailey, Curryville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1173, regarding Abby Turner, Brookfield, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1174, regarding the 2018 Greater Saint Louis Lunar New Year Gala, which was adopted.

Senator Kehoe offered Senate Resolution No. 1175, regarding Tomell Harbison, Denver, Colorado, which was adopted.

Senator Kehoe offered Senate Resolution No. 1176, regarding Nicholas Hedgpeth, Taboro, North Carolina, which was adopted.

Senator Kehoe offered Senate Resolution No. 1177, regarding Mark W. Barber, Oklahoma City, Oklahoma, which was adopted.

Senator Kehoe offered Senate Resolution No. 1178, regarding Kyle L. Jones, Cheverly, Maryland, which was adopted.

Senator Kehoe offered Senate Resolution No. 1179, regarding Kwanderious M. Baker, Decatur, Georgia, which was adopted.

Senator Kehoe offered Senate Resolution No. 1180, regarding Johann K. Conway Jr., New Orleans, Louisiana, which was adopted.

Senator Kehoe offered Senate Resolution No. 1181, regarding Joshua A. Cox, Fort Lauderdale, Florida, which was adopted.

Senator Kehoe offered Senate Resolution No. 1182, regarding Jamez D. Kinnard, St. Louis, which was adopted.

Senator Kehoe offered Senate Resolution No. 1183, regarding Isaiah Q. Reed, Wayne, New Jersey, which was adopted.

Senator Kehoe offered Senate Resolution No. 1184, regarding Dwayne P. Mitchell II, Atlanta, Georgia, which was adopted.

Senator Kehoe offered Senate Resolution No. 1185, regarding Jerel T. Smith, Lexington, North Carolina, which was adopted.

Senator Kehoe offered Senate Resolution No. 1186, regarding Jaylon J. Denkins, Houston, Texas, which was adopted.

Senator Kehoe offered Senate Resolution No. 1187, regarding Javien B. Carter, Greensboro, North Carolina, which was adopted.

Senator Kehoe offered Senate Resolution No. 1188, regarding Krishun J. Lovelace, Jackson,

Mississippi, which was adopted.

Senator Kehoe offered Senate Resolution No. 1189, regarding Kendall X. Joyner, Baltimore, Maryland, which was adopted.

Senators Hummel and Chappelle-Nadal offered Senate Resolution No. 1190, regarding the Delmar Loop, St. Louis, which was adopted.

Senator Dixon offered Senate Resolution No. 1191, regarding Commercial Street, Springfield, which was adopted.

Senator Kehoe offered Senate Resolution No. 1192, regarding John Scott, Jefferson City, which was adopted.

Senator Wasson offered Senate Resolution No. 1193, regarding Phil Amtower, Clever, which was adopted.

CONCURRENT RESOLUTIONS

Senator Sater offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 38

Whereas, on April 19, 1775, the Continental Army engaged in the first battles of the Revolutionary War, known as the Battles of Lexington and Concord. The battles marked the outbreak of open armed conflict between the Kingdom of Great Britain and thirteen of its colonies on the mainland of British America to establish American independence; and

Whereas, the first Militia units, transforming into today's National Guard, were established in the Massachusetts Bay Colonies on December 13, 1636, armed to protect American citizens; and

Whereas, between 1775 and today over 41 million Americans have served in the Armed Forces of the United States, in addition to countless Militiamen between 1636 and 1775; and

Whereas, the United States has suffered casualties of over 1.4 million men and women, including scores of Missouri citizens, who have made the ultimate sacrifice defending democracy and freedom; and

Whereas, the families who have lost immediate relatives in the support of military operations, known as Gold Star Families, are also tragedies of war and armed conflict; and

Whereas, the people of Missouri wish to properly honor our military men and women who gave their lives in the service of our country, and thank their families for their sacrifice and bravery, recognizing that no one has given more for the nation than the families of the fallen; and

Whereas, war memorials perpetuate the appreciation and legacy of our fallen hero warriors and their families present and past and educate communities about the price paid for our way of life; and

Whereas, the purpose of the Gold Star Families Memorial Monument is to honor Gold Star families, relatives, and Gold Star children who have sacrificed and lost loved ones in the service of their country, and who stand as a stark reminder that freedom is not free; and

Whereas, it is appropriate to honor the fallen warriors and their families from the state of Missouri by recognizing the Gold Star Families Memorial Monument, which has been constructed and dedicated on the College of the Ozarks campus, as the official Gold Star Families Memorial Monument of the state of Missouri:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby recognize the Gold Star Families Memorial Monument, at the College of the Ozarks campus in Point Lookout, Missouri, as the official Gold Star Families Memorial Monument of Missouri; and

Be It Further Resolved that the Missouri Department of Transportation is urged to prepare and establish appropriate highway signage to recognize the location and direction to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial; such highway signage and any additional signs shall be paid for by the College of the Ozarks; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the president of the College of the Ozarks, the Veterans and Military Coalition of the Ozarks in Branson, Missouri, and the Missouri Department of Transportation.

INTRODUCTION OF BILLS

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

SB 965–By Curls.

An Act to repeal section 208.053, RSMo, and to enact in lieu thereof one new section relating to child care subsidies.

SB 966–By Rowden.

An Act to repeal sections 43.507, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof thirty-two new sections relating to administration of the criminal justice system, with existing penalty provisions.

SB 967–By Wieland.

An Act to amend chapter 436, RSMo, by adding thereto ten new sections relating to litigation financing.

SB 968–By Wieland.

An Act to amend chapter 386, RSMo, by adding thereto eighteen new sections relating to financing for electrical corporations.

SB 969–By Sater.

An Act to repeal sections 208.909 and 208.918, RSMo, and to enact in lieu thereof two new sections relating to vendors of consumer-directed services.

SB 970–By Emery.

An Act to amend chapter 577, RSMo, by adding thereto one new section relating to victim impact programs for persons found guilty of driving while intoxicated.

SB 971–By Crawford.

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to termination of parental rights.

CONCURRENT RESOLUTIONS

Senator Hegeman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 39

Whereas, the United States of America has a longstanding history of promoting free trade throughout the continent and throughout the world; and

Whereas, the people and industries of Missouri have a strong belief and interest in sustaining and advancing free market principles; and

Whereas, international trade has played a significant role in the Missouri economy, particularly with Canada and Mexico, which together accounted for over $7 billion in exported goods during 2016; and

Whereas, in 2016, exports to free trade agreement markets accounted for 64% of all Missouri exports, totaling $8.9 billion; and

Whereas, since 2006, exports from Missouri have grown in several new free trade agreement markets, specifically growing by $1.7 billion in North American Free Trade Agreement markets; and

Whereas, soybeans have consistently been the largest export from Missouri and Mexico has historically been the second largest market for that commodity; and

Whereas, the North American Free Trade Agreement has greatly benefitted Missouri and the United States as a whole through strong job growth, higher wages, low consumer prices, and has particularly enabled a booming agricultural and energy export economy; and

Whereas, there are more than 250,000 Missouri jobs that critically depend upon free trade agreements with both Canada and Mexico:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the President of the United States and the Congress of the United States to continue, strengthen, and preserve the North American Free Trade Agreement; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, President of the United States Senate, the Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 563**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Emery moved that **SB 564**, with **SS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SB 564** was again taken up.

At the request of Senator Emery, **SS** for **SB 564** was withdrawn.

Senator Emery offered **SS No. 2** for **SB 564**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 564

An Act to repeal section 386.390, RSMo, and to enact in lieu thereof six new sections relating to public utilities.

Senator Emery moved that **SS No. 2** for **SB 564** be adopted.

At the request of Senator Emery, **SB 564**, with **SS No. 2** (pending), was placed on the Informal Calendar.

Senator Rowden assumed the Chair.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1531**, entitled:

An Act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to interpleading in civil proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1408**, entitled:

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof three new sections relating to the Missouri course access program, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Richard referred **SB 563** to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Cierpiot introduced to the Senate, his wife, Connie, Lee's Summit; and Christy Sheppard, Odessa.

Senator Romine introduced to the Senate, Larry Isaac, Jennifer Dahlquist, and Tim Flakoll, representatives of the Midwestern Higher Education Compact.

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

SENATE CALENDAR

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FIFTEENTH DAY–TUESDAY, JANUARY 30, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 960-Emery
SB 961-Cunningham
SB 962-Wieland
SB 963-Wieland
SB 964-Eigel
SB 965-Curls
SB 966-Rowden
SB 967-Wieland
SB 968-Wieland
SB 969-Sater
SB 970-Emery
SB 971-Crawford

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408

THIRD READING OF SENATE BILLS

SB 563-Sater (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 579-Libla
2. SB 626-Munzlinger
3. SB 546-Munzlinger
4. SB 547-Munzlinger, with SCS
5. SB 659-Hegeman
6. SB 775-Brown, with SCS
7. SB 649-Romine
8. SB 730-Wallingford, with SCS
9. SBs 807 & 577-Wasson, with SCS
10. SB 593-Wieland, with SCS
11. SB 594-Wieland
12. SB 586-Holsman, with SCS
13. SB 598-Riddle, with SCS
14. SB 751-Schatz
15. SB 708-Schatz
16. SB 602-Onder, with SCS
17. SB 573-Wallingford
18. SB 612-Koenig, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1246 (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

CONSENT CALENDAR

Senate Bills

Reported 1/25

SB 574-Wallingford, with SCS

RESOLUTIONS

SR 1137-Walsh

To be Referred

SCR 38-Sater

SCR 39-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

FIFTEENTH DAY—TUESDAY, JANUARY 30, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Let the wise also hear and gain in learning and the discerning acquire skill." (Proverbs 1:5)

Bless us O Lord, with Your presence and guide our hearts and minds as we discern the calling You have given to each of us. May You guide us and help us to do and say that which reflects Your presence in our lives and in our actions our love for You and Your people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators —None

Vacancies—1

The Lieutenant Governor was present.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 972–By Romine.

An Act to amend chapters 386 and 393, RSMo, by adding thereto sixteen new sections relating to energy.

REFERRALS

President Pro Tem Richard referred **SCR 38** and **SCR 39** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

INTRODUCTION OF BILLS

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

SB 973–By Rizzo.

An Act to repeal section 84.510, RSMo, and to enact in lieu thereof one new section relating to the base annual compensation of certain police officers.

SB 974–By Dixon.

An Act to repeal section 556.046, RSMo, and to enact in lieu thereof one new section relating to convictions of included offenses.

SRB 975–By Dixon.

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.1024, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 196.973, 205.580. 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 251.650, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and to enact in lieu thereof ninety-six new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SENATE BILLS FOR PERFECTION

Senator Libla moved that **SB 579** be taken up for perfection, which motion prevailed.

Senator Libla offered **SS** for **SB 579**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 579

An Act to repeal sections 544.671, 565.050, 565.052, 565.054, 565.056, and 575.150, RSMo, and to enact in lieu thereof six new sections relating to certain crimes against emergency service providers, with penalty provisions.

Senator Libla moved that **SS** for **SB 579** be adopted.

Senator Nasheed offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 579, Pages 6-7, Section 575.150, by striking said section in its entirety and further amend the title and enacting clause accordingly.

Senator Libla moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brown, Schaaf, Wasson and Wieland.

Senator Rowden assumed the Chair.

Senator Libla offered **SSA 1** for **SA 1**:

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

Amend Senate Substitute for Senate Bill No. 579, Page 7, Section 575.150, Lines 23-24, by striking all of said lines and inserting in lieu thereof the following:

"**6. Persons found guilty under this section of a class A misdemeanor may, in the discretion of the court, be determined to be ineligible for probation and parole.**".

Senator Libla moved that the above substitute amendment be adopted, which motion prevailed on a standing division vote.

Senator Libla moved that **SS** for **SB 579**, as amended, be adopted, which motion prevailed.

On motion of Senator Libla, **SS** for **SB 579**, as amended, was declared perfected and ordered printed.

President Pro Tem Richard assumed the Chair.

Senator Munzlinger moved that **SB 626** be taken up for perfection, which motion prevailed.

On motion of Senator Munzlinger, **SB 626**, was declared perfected and ordered printed.

Senator Munzlinger moved that **SB 546** be taken up for perfection, which motion prevailed.

Senator Munzlinger offered **SS** for **SB 546**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 546

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

Senator Munzlinger moved that **SS** for **SB 546** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 546, Pages 1-3, Section 507.040, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Munzlinger, **SB 546**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

At the request of Senator Munzlinger, **SB 547**, with **SCS**, was placed on the Informal Calendar.

Senator Hegeman moved that **SB 659** be taken up for perfection, which motion prevailed.

On motion of Senator Hegeman, **SB 659**, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 626** and **SS** for **SB 579**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 30, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Lisa M. Schlottach as a member of the Missouri 911 Service Board submitted to you on January 3, 2018. Lines 3 and 4 should be amended to read:

Lisa M. Schlottach, 2945 County Line Road, Gerald, Gasconade County, Missouri 63037, as a member of the Missouri 911 Service Board, for a term ending April 9, 2021, and until

Respectfully submitted,
Eric R. Greitens
Governor

President Parson assumed the Chair.

President Pro Tem Richard referred the above addendum to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1194, regarding Margie Batson, Herculaneum, which was adopted.

Senator Dixon offered Senate Resolution No. 1195, regarding Wilson Logistics, Springfield, which was adopted.

Senator Schupp offered Senate Resolution No. 1196, regarding the Fifty-fifth Wedding Anniversary of Milton and Helaine Goldenberg, St. Louis, which was adopted.

Senator Kehoe offered Senate Resolution No. 1197, regarding Cole County Extension Council, which was adopted.

Senator Kehoe offered Senate Resolution No. 1198, regarding Ronald Lee Otto, Jefferson City, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

January 30, 2018

Adriane Crouse, Secretary of Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove the SCS/SB 574 from the Consent Calendar and return such to the Seniors, Families and Children committee. While I take no issue with the underlying public policy of the legislation, (in fact, I wholeheartedly support increasing reporting requirements for sexual assault victims in long-term care facilities) I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 126.2 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of the SCS/SB 574.

Sincerely,

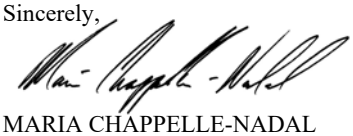

MARIA CHAPPELLE-NADAL
State Senator, District 14

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, the Physician of the Day, Dr. Joanne Loethen, Kansas City.

Senator Kehoe introduced to the Senate, Coach David Harris, and athletes Erin Wyrick, Bradi Berhorst, Callie Henson, Hannah Borchelt, Krystal Brauner, Meagan Engelbrecht, Regan Bruns, Ellie Rockers, Riley Bernskoetter, Grace Millard, Kelsey Brester, Olivia Farrow, Jada Oldham, Korie Otto, Grace Stieferman

and Katie Wilson, members of the 2017 Class 3 State Champion Helias Lady Crusader volleyball team.

Senator Schupp introduced to the Senate, Eric Endsley, Jamie McCannon and Teresa Shane, Warrensburg.

Senator Rowden introduced to the Senate, representatives of the Missouri Society of Anesthesiologists.

Senator Holsman introduced to the Senate, Don Wagner, Tibor Mohusci, Jack Erkmann, Ty Townsend and Jim Kelly, Kansas City.

Senator Cunningham introduced to the Senate, Oliver Amick, Cabool.

Senator Libla introduced to the Senate, Pastor Jamie Jones, Amaud Bates and George Qualls, Caruthersville.

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

SENATE CALENDAR

SIXTEENTH DAY–WEDNESDAY, JANUARY 31, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 960-Emery
SB 961-Cunningham
SB 962-Wieland
SB 963-Wieland
SB 964-Eigel
SB 965-Curls
SB 966-Rowden
SB 967-Wieland
SB 968-Wieland
SB 969-Sater
SB 970-Emery
SB 971-Crawford
SB 972-Romine
SB 973-Rizzo
SB 974-Dixon
SRB 975-Dixon

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408

THIRD READING OF SENATE BILLS

SB 563-Sater (In Fiscal Oversight)
SB 626-Munzlinger
SS for SB 579-Libla

SENATE BILLS FOR PERFECTION

1. SB 775-Brown, with SCS
2. SB 649-Romine
3. SB 730-Wallingford, with SCS
4. SBs 807 & 577-Wasson, with SCS
5. SB 593-Wieland, with SCS
6. SB 594-Wieland
7. SB 586-Holsman, with SCS
8. SB 598-Riddle, with SCS
9. SB 751-Schatz
10. SB 708-Schatz
11. SB 602-Onder, with SCS
12. SB 573-Wallingford
13. SB 612-Koenig, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1246 (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh

✓

Journal of the Senate

SECOND REGULAR SESSION

SIXTEENTH DAY—WEDNESDAY, JANUARY 31, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"My days are swifter than a runner; they flee away…" (Job 9:25)

Lord God, it seems difficult to believe that we have reached the end of our first month here this day. Help us to use our time the best way possible to think through all that challenges us and then to do those things that are most important. Guide our steps keeping us on the path we must walk. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from the Associated Press were given permission to take pictures in the Senate Chamber.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators —None

Vacancies—1

The Lieutenant Governor was present.

CONCURRENT RESOLUTIONS

Senator Hoskins submitted the following:

SENATE CONCURRENT RESOLUTION NO. 40

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Whereas, Article V of the Constitution of the United States requires a Convention to be called by the Congress of the United States for the purpose of proposing an amendment to the Constitution upon application of two-thirds of the Legislatures of the several states; and

Whereas, the Legislature of the State of Missouri favors a proposal and ratification of an amendment to said Constitution, which shall set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and as a member of the United States Senate:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby make an application to Congress, as provided by Article V of the Constitution of the United States of America, to call a convention limited to proposing an amendment to the Constitution of the United States of America to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate; and

Be It Further Resolved that this application shall be considered as covering the same subject matter as the applications from other states to Congress to call a convention to set a limit on the number of terms that a person may be elected to the House of Representatives of the Congress of the United States and the Senate of the United States; and this application shall be aggregated with same for the purpose of attaining the two-thirds of states necessary to require Congress to call a limited convention on this subject, but shall not be aggregated with any other applications on any other subject; and

Be It Further Resolved that this application constitutes a continuing application in accordance with Article V of the Constitution of the United States of America until the legislatures of at least two-thirds of the several states have made applications on the same subject; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President and Secretary of the Senate of the United States and to the Speaker, Clerk, and Judiciary Committee Chairman of the House of Representatives of the Congress of the United States, and copies to each member of the Missouri Congressional delegation, and the presiding officers of each of the legislative houses in the several states, requesting their cooperation.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 976–By Sifton.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to domestic violence fatality review panels.

SB 977–By Crawford.

An Act to repeal sections 265.490 and 265.494, RSMo, and to enact in lieu thereof two new sections relating to meat.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 659**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SB 626** and **SS** for **SB 579** to the Committee on Fiscal Oversight.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Walsh moved that **SR 1137** be taken up for adoption, which motion prevailed.

Senator Walsh offered **SS** for **SR 1137**, entitled:

SENATE SUBSTITUTE FOR
SENATE RESOLUTION NO. 1137
Notice of Proposed Rule Change

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.
2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.
3. Committee on Appropriations, 11 members.
4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.
5. Committee on Economic Development, 11 members.
6. Committee on Education, 9 members.
7. Committee on Fiscal Oversight, 7 members.
8. Committee on General Laws, 7 members.
9. Committee on Government Reform, 7 members.
10. Committee on Gubernatorial Appointments, 11 members.
11. Committee on Health and Pensions, 7 members.
12. Committee on Insurance and Banking, 7 members.
13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.
14. Committee on Local Government and Elections, 7 members.
15. Committee on Professional Registration, 7 members.
16. Committee on Progress and Development, 4 members.
17. Committee on Rules, Joint Rules, Resolutions and Ethics, 7 members.
18. Committee on Seniors, Families and Children, 7 members.
19. Committee on Small Business and Industry, 8 members.
20. Committee on Transportation, Infrastructure and Public Safety, 7 members.
21. Committee on Veterans and Military Affairs, 7 members.
22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee.

It is expected that members of the General Assembly and statewide elected state officials will have the opportunity to address matters that come before any standing or interim committee of the Senate within their respective official capacities. Therefore, the chairs of any such committee shall prohibit members of the General Assembly and statewide elected state officials from offering testimony at any such committee other than the sponsor of legislation pending before the committee. At the discretion of the chair and the sponsor, if there is an excusable absence of the sponsor of a bill pending before a committee, one member of the same house of the General Assembly as the sponsor may serve as a substitute to present the bill to the committee."

Senator Walsh moved that **SS** for **SR 1137** be adopted.

Senator Walsh offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Resolution No. 1137, Page 2, Rule 25, Line 18, by striking the word "state"; and further amend line 22 by striking the word "state"; and further amend line 24 by inserting after the word "committee" the following:

"**or a statewide elected official offering testimony before the committee on appropriations or testimony of a technical nature related to the duties or functions of the official's office**".

Senator Walsh moved that the above amendment be adopted.

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

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Resolution No. 1137, Page 1, Line 8, by inserting after the word "office" the following: "**in support or opposition of the matter before the committee**".

Senator Hegeman moved that the above amendment be adopted.

At the request of Senator Hegeman, the above amendment was withdrawn.

SA 1 was again taken up.

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

Senator Schaaf offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Resolution No. 1137, Page 2, Rule 25, Line 28, by inserting after all of said line the following:

"Rule 96. 1. Laptop computers may be used by **[**the press at the press table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. Beginning March 29, 2016, laptop computers may be used by**]** **Senators at their desks,** Senators' staff and senate staff at the staff table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area."; and

Further amend the title accordingly.

Senator Schaaf moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Chappelle-Nadal, Holsman, Romine and Schupp.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Holsman	Koenig	Schaaf	Schatz	Schupp	Sifton—7

NAYS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Walsh	Wasson	Wieland—25			

Absent—Senator Wallingford—1

Absent with leave—Senators—None

Vacancies—1

Senator Schatz offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Resolution No. 1137, Page 2, Rule 25, Lines 21-24, by striking all of said lines and inserting in lieu thereof the following:

"**a member of the General Assembly or a statewide elected official offering testimony at any such committee shall receive permission from the chair of the committee prior to offering such testimony. At the discretion**".

Senator Schatz moved that the above amendment be adopted.

At the request of Senator Schatz, the above amendment was withdrawn.

Senator Schatz offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Resolution No. 1137, Page 2, Rule 25, Line 21, by striking the word "shall" and inserting in lieu thereof the following: "**may**".

Senator Schatz moved that the above amendment be adopted.

Senator Walsh requested a roll call vote be taken on the adoption of **SA 4**. She was joined in his request by Senators Holsman, Kehoe, Schaaf and Schupp.

SA 4 was adopted by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Eigel	Emery	Hegeman
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Romine
Rowden	Sater	Schaaf	Schatz	Wallingford	Wasson	Wieland—21

NAYS—Senators

Brown	Curls	Dixon	Holsman	Hoskins	Hummel	Kehoe
Nasheed	Rizzo	Schupp	Sifton	Walsh—12		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

At the request of Senator Walsh, the motion to adopt **SS** for **SR 1137**, as amended, was withdrawn, which placed the resolution back on the Calendar.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 31, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

John P. Scariot, Republican, 22 Webster Acres, Saint Louis, Saint Louis County, Missouri 63119, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2021, and until his successor is duly appointed and qualified; vice, Claudia Oñate Greim, term expired.

Alan T. Simpson, Republican, 4010 Northeast Woodridge Drive, Lee's Summit, Jackson County, Missouri 64064, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2020, and until his successor is duly appointed and qualified; vice Troy L. Nash, term expired.

Kurt L. Killen, Republican, 5607 Northwest Oakridge Court, Platte Woods, Platte County, Missouri 64151, as a member of the Platte County Election Board, for a term ending January 11, 2019, and until his successor is duly appointed and qualified; vice, James Dallas Everett, term expired.

Nicole E. Wood, Republican, 583 East Capri Drive, Bonne Terre, Saint Francois County, Missouri 63628, as a member of the Conservation Commission, for a term ending June 30, 2023, and until her successor is duly appointed and qualified; vice, James T. Blair IV, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 31, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

Craig A. Porter, Republican, 11306 Plattsburg Road, Kearney, Clay County, Missouri 64060, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2019, and until his successor is duly appointed and qualified; vice, Stephen C. Bradford, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Richard moved that the above appointments be returned to the Governor, per his request.

Senator Nasheed offered a substitute motion that the appointments of Kurt L. Killen and Nicole E. Wood be returned to the Governor, per his request.

Senator Hegeman requested a roll call vote be taken on the above substitute motion. He was joined in his request by Senators Brown, Kehoe, Nasheed and Onder.

Senator Onder assumed the Chair.

At the request of Senator Richard, the underlying motion was withdrawn, rendering the substitute motion moot.

Senator Richard moved that the appointments of Kurt L. Killen and Nicole E. Wood be returned to the Governor, per his request, which motion prevailed.

Senator Richard moved that the appointments of Craig A. Porter, John P. Scariot and Alan T. Simpson be returned to the Governor, per his request.

Senator Nasheed moved that the Senate stand adjourned, which motion failed on a standing division vote.

Senator Nasheed offered a substitute motion that the appointments of Craig A. Porter, John P. Scariot and Alan T. Simpson be returned to the Governor at 12:01 a.m., Saturday, February 3, 2018.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

At the request of Senator Richard, the underlying motion was withdrawn, rendering the substitute motion moot.

REPORTS OF STANDING COMMITTEES

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

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

Lisa M. Schlottach, as a member of the Advisory Committee for 911 Service Oversight;

Also,

Kevin L. Rosenbohm, Republican, as a member of the Air Conservation Commission;

Also,

Stan Coday, Republican; John B. Hurst, Independent and Patricia N. Thomas, Republican as members of the Clean Water Commission of the State of Missouri;

Also,

Carol M. Hallquist, as a member of the Coordinating Board for Early Childhood;

Also,

Sam M. Devinki, as a member of the Holocaust Education and Awareness Commission;

Also,

Mark C. Tolbert and Don W. Wagner as members of the Kansas City Board of Police Commissioners;

Also,

Michael J. Burbank, Republican; Brandon C. Garber, Independent and Darryl L. Winegar, Republican as members of the Missouri Health Facilities Review Committee;

Also,

Terri J. Stone, as a member of the Missouri State Board of Nursing;

Also,

Jennifer N. Foster; Sarah White and Robin R. Vannoy, as members of the Missouri State Foster Care and Adoption Board;

Also,

Amelia A. Counts, Independent, as a member of the Missouri State University Board of Governors;

Also,

John W. Buckner; Jose M. Dominguez; Meredith Knopp, Timothy R. Noonan and Timothy J. Smith, as members of the Missouri Veterans' Commission;

Also,

Kathy R. Lambert, as a member of the Missouri Workforce Development Board;

Also,

Janay N. Orange, as a Student Representative and Roxanna R. Swaney, Republican, as a member of the Northwest Missouri State University Board of Regents;

Also,

Edward P. Davis, Republican and Stephen L. Foster, Democrat as members of the Platte County Election Board;

Also,

Fred W. Schmidt, as a member of the Safe Drinking Water Commission;

Also,

Geraldine M. Kraemer, Democrat and Eugene R. Todd, Republican, as members of the St. Louis City Board of Election Commissioners;

Also,

Michael P. Rother, as a member and Todd P. Smith, as Chairman of the State Board of Mediation; and

Nikki D. Whitehead, Republican, as a member of the State Fair Commission.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion with the exception of the appointments of John B. Hurst and Timothy R. Noonan, which request was granted.

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

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following report:

Mr. President: Your Committee on Gubernatorial Appointments to which was referred the appointment of John B. Hurst, Independent, as a member of the Clean Water Commission of the State of Missouri, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Richard moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment.

Senator Schaaf requested a roll call vote be taken on the committee report of John B. Hurst. He was joined in his request by Senators Emery, Holsman, Hummel and Sifton.

The committee report on John B. Hurst was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Munzlinger	Onder	Richard
Riddle	Rowden	Sater	Schatz	Wallingford	Walsh	Wasson
Wieland—22						

NAYS—Senators

Curls	Holsman	Hummel	Libla	Nasheed	Rizzo	Romine
Schaaf	Schupp	Sifton—10				

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following

report:

Mr. President: Your Committee on Gubernatorial Appointments to which was referred the appointment of Timothy R. Noonan, as a member of the Missouri Veterans' Commission, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

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

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1484**, entitled:

An Act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1199, regarding Michael R. Pulliam, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 1200, regarding Jackson's Florist and Gifts, Dexter, which was adopted.

Senator Libla offered Senate Resolution No. 1201, regarding Relay for Life, Stoddard Coutny, which was adopted.

Senator Libla offered Senate Resolution No. 1202, regarding Nicole Guethle, Dexter, which was adopted.

Senator Libla offered Senate Resolution No. 1203, regarding BA Promotions and Marketing, LLC, Dexter, which was adopted.

Senator Libla offered Senate Resolution No. 1204, regarding Joe Weber, Dexter, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1205, regarding the 2017-2018 Class Two state champion Bowling Green High School Lady Softball Bobcats, which was adopted.

Senator Richard offered Senate Resolution No. 1206, regarding Chance Wallace, Seneca, which was adopted.

Senator Sater offered Senate Resolution No. 1207, regarding the Seventy-fifth Wedding Anniversary of Joe and Catherine Smith, Aurora, which was adopted.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, Ashley Allgood, Joplin.

Senator Holsman introduced to the Senate, Carol Hallquist, Sam Devinki and Don Wagner, Kansas City; and MacKenzie Scott, Grandview.

Senator Schupp introduced to the Senate, Sarah White, St. Louis.

Senator Riddle introduced to the Senate, Abygail Ruether, Hawk Point.

Senator Romine introduced to the Senate, Corry Coopmans, Vicki Coopmans, Jerrid Morris, Ryan Weeks, Ryan Rozycki and Megan Chambers, representatives of the Missouri Association of Nurse Anesthetists.

Senator Crawford introduced to the Senate, Preston and Kenzie Knapp, Laclede County.

Senator Hummel introduced to the Senate, Ryan Barnes, Robert Myers, Andrew Wanko, Jeet Chadma, Thomas Craig Burfield, Gerre Kraemer and Grand Bates.

Senator Hummel introduced to the Senate, the Physician of the Day, Dr. Matt Linsenbardt, Brentwood.

Senator Walsh introduced to the Senate, Jerrid Morris, Florissant.

Senator Munzlinger introduced to the Senate, Hannah Grimpo, Salisbury.

Senator Hegeman introduced to the Senate, members of the Regional Planning Commission.

Senator Libla introduced to the Senate, Gabriel Roso, Holcomb.

Senator Cunningham introduced to the Senate, Jason Ray, Bailey DeJonge, Krishna Kunapareddy, Adam Olinger, Cyndee Schmidt and Ashley Swartz, representatives of the American Planning Association, Missouri Chapter.

Senator Cunningham introduced to the Senate, Stan Coday, Seymour.

Senator Cunningham introduced to the Senate, Noah Collins, West Plains; and Savannah Hornback, Koshkonong.

Senator Wallingford introduced to the Senate, Brookelyn Lord, Fredericktown.

Senator Hoskins introduced to the Senate, Margaret Anne Dice, Cameron.

The President introduced to the Senate, Angelina Hein, Boonville.

Senator Rowden introduced to the Senate, Tom Mendenhall, Columbia; and Chuck Greenlee, and his son, Colton, Houston, Texas.

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

SENATE CALENDAR

SEVENTEENTH DAY–THURSDAY, FEBRUARY 1, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 960-Emery
SB 961-Cunningham
SB 962-Wieland
SB 963-Wieland

SB 964-Eigel
SB 965-Curls
SB 966-Rowden
SB 967-Wieland
SB 968-Wieland
SB 969-Sater
SB 970-Emery
SB 971-Crawford
SB 972-Romine
SB 973-Rizzo
SB 974-Dixon
SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)

THIRD READING OF SENATE BILLS

SB 563-Sater (In Fiscal Oversight)
SB 626-Munzlinger (In Fiscal Oversight)
SS for SB 579-Libla (In Fiscal Oversight)
SB 659-Hegeman

SENATE BILLS FOR PERFECTION

1. SB 775-Brown, with SCS
2. SB 649-Romine
3. SB 730-Wallingford, with SCS
4. SBs 807 & 577-Wasson, with SCS
5. SB 593-Wieland, with SCS
6. SB 594-Wieland
7. SB 586-Holsman, with SCS
8. SB 598-Riddle, with SCS
9. SB 751-Schatz
10. SB 708-Schatz
11. SB 602-Onder, with SCS
12. SB 573-Wallingford
13. SB 612-Koenig, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1246 (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)

SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 40-Hoskins

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTEENTH DAY—THURSDAY, FEBRUARY 1, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I declare that your steadfast love is established forever, your faithfulness is as firm as the heavens." (Psalm 89:2)

Heavenly Father, it is good to begin this day in prayer and share the joy of Your presence. We pray that we have made good use of this week and have done those things that are pleasing to You. May we spend the rest of this day sharing the fruits of the spirit with those we love and those You have placed in our lives. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1208, regarding Our Lady Catholic School, Festus, which was adopted.

INTRODUCTION OF BILLS

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

SB 978–By Romine.

An Act to amend chapter 260, RSMo, by adding thereto one new section relating to environmental restoration corporations.

SB 979–By Walsh.

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to lead testing in certain elementary school buildings.

SB 980–By Riddle.

An Act to repeal section 475.075, RSMo, and to enact in lieu thereof one new section relating to the payment of court costs in certain probate proceedings when the state is the petitioner.

SB 981–By Wieland.

An Act to repeal sections 287.690 and 287.715, RSMo, and to enact in lieu thereof two new sections relating to methods of self-insurance under workers' compensation laws.

SB 982–By Wieland.

An Act to repeal section 376.1350, RSMo, and to enact in lieu thereof one new section relating to the protection of persons with emergency medical conditions.

SB 983–By Dixon.

An Act to repeal sections 303.025, 488.029, 556.061, 565.252, 577.001, 577.010, 577.013, 577.014, 579.065, 579.068, and 595.045, RSMo, and to enact in lieu thereof eleven new sections relating to criminal offenses, with penalty provisions.

SB 984–By Wallingford.

An Act to repeal section 226.150, RSMo, and to enact in lieu thereof one new section relating to highway construction by disadvantaged business enterprises.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Brown, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 818**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to

which was referred **SB 705**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following reports:

Mr. President: Your Committee on Economic Development, to which was referred **SB 549**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development, to which was referred **SB 550**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development, to which was referred **SB 629**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development, to which was referred **SB 663**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 552**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 699**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 718**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Libla, Chairman of the Committee on Small Business and Industry, submitted the following reports:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 581**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 608**, begs

leave to report that it has considered the same and recommends that the bill do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 623**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 569**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 590**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 597**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 826**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 625**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 599**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which were referred **SB 555** and **SB 609**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SB 563**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 960—Seniors, Families and Children.

SB 961—Commerce, Consumer Protection, Energy and the Environment.

SB 962—Insurance and Banking.

SB 963—General Laws.

SB 964—Education.

SB 965—Seniors, Families and Children.

SB 966—Judiciary and Civil and Criminal Jurisprudence.

SB 967—Government Reform.

SB 968—Insurance and Banking.

SB 969—Appropriations.

SB 970—Judiciary and Civil and Criminal Jurisprudence.

SB 971—Seniors, Families and Children.

SB 972—Commerce, Consumer Protection, Energy and the Environment.

SB 973—Local Government and Elections.

SB 974—Judiciary and Civil and Criminal Jurisprudence.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 40—Rules, Joint Rules, Resolutions and Ethics.

THIRD READING OF SENATE BILLS

SB 563, introduced by Senator Sater, entitled:

An Act to repeal section 208.790, RSMo, and to enact in lieu thereof one new section relating to the Missouri RX plan.

Was taken up.

On motion of Senator Sater, **SB 563** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 659, introduced by Senator Hegeman, entitled:

An Act to repeal section 640.620, RSMo, and to enact in lieu thereof one new section relating to grants to assist in financing certain utility projects.

Was taken up.

On motion of Senator Hegeman, **SB 659** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The President declared the bill passed.

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

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

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

HOUSE BILLS ON THIRD READING

HCS for **HB 1246**, entitled:

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to human trafficking hotline posters, with penalty provisions.

Was taken up by Senator Onder.

On motion of Senator Onder, **HCS** for **HB 1246** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Eigel—1

Absent with leave—Senator Hummel—1

Vacancies—1

The President declared the bill passed.

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

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

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

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1769**, entitled:

An Act to repeal section 400.9-501, RSMo, and to enact in lieu thereof three new sections relating to the offense of filing false documents, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1504**, entitled:

An Act to amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1617**, entitled:

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1665**, entitled:

An Act to repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to a visiting scholars certificate.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 59**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1209, regarding Ken Ackley, Verona, which was adopted.

Senator Sater offered Senate Resolution No. 1210, regarding Fred Baum, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1211, regarding Mount Vernon High School football program, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Joshua Cox, Bethune-Cookman University; Kyle Jones, Bowie State University; Dwayne Mitchell, II, Fisk University; Jamez Kinard, Harris-Stowe State University; Isaiah Reed, Howard University; Jaylon Denkins, Huston-Taltson University; Mark Barber, Langston University; Krishun Lovelace, LeMoyne-Owen College; Lorenzo Beach, Lincoln University of Missouri; Tommell Harbison, Lincoln University of Pennsylvania; Javien Carter, Livingstone College; Kendall Joyner, Morgan State University; Nicholas Hedgpeth, North Carolina Central University; Johann Conway, Jr., Prairie View A&M University; Kwan Baker, Talladega College; Jerel Smith, Winston Salem State University; and Rakeeb Akande, Mister HBCU 2017, Kings of Historically Black Colleges and Universities.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, February 5, 2018.

SENATE CALENDAR

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EIGHTEENTH DAY–MONDAY, FEBRUARY 5, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)

THIRD READING OF SENATE BILLS

SB 626-Munzlinger (In Fiscal Oversight)
SS for SB 579-Libla (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 775-Brown, with SCS
2. SB 649-Romine
3. SB 730-Wallingford, with SCS
4. SBs 807 & 577-Wasson, with SCS
5. SB 593-Wieland, with SCS
6. SB 594-Wieland
7. SB 586-Holsman, with SCS
8. SB 598-Riddle, with SCS
9. SB 751-Schatz
10. SB 708-Schatz
11. SB 602-Onder, with SCS
12. SB 573-Wallingford
13. SB 612-Koenig, with SCS
14. SB 818-Brown

15. SB 705-Riddle
16. SB 549-Wasson, with SCS
17. SB 550-Wasson, with SCS
18. SB 629-Wasson, with SCS
19. SB 663-Schatz, with SCS
20. SB 552-Dixon
21. SB 699-Sifton
22. SB 718-Eigel, with SCS
23. SB 581-Libla
24. SB 608-Hoskins
25. SB 623-Crawford, with SCS
26. SB 569-Cunningham
27. SB 590-Hegeman, with SCS
28. SB 597-Riddle
29. SB 826-Sater, with SCS
30. SB 625-Cierpiot
31. SB 599-Schatz
32. SBs 555 & 609-Brown, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

EIGHTEENTH DAY—MONDAY, FEBRUARY 5, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Cunningham offered the following prayer:

"For (God) is good, his steadfast love endures forever." (Chronicles 7:3b)

We give you thanks for the clear and sunny day we have to travel here and we are so grateful for those who have cleared our roads and provided us with safe travel. We thank You for all the rescue workers who have come to the aid of those who were in serious accidents yesterday, for the doctors and nurses and all those who have treated the more than a hundred injured and we pray for complete healing and Your comfort to sustain them. We pray for the person who died and ask that Your presence and mercy comfort them. Continue to watch over all those who travel this day and this week, give them wisdom in their driving and common sense where travel may remain difficult this week and bring each safely to their journey's end. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 1, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1212, regarding Sherry Whitmarsh, which was adopted.

Senator Sater offered Senate Resolution No. 1213, regarding the Fiftieth Wedding Anniversary of Bob and Rita Housman, Kirbyville, which was adopted.

Senator Sater offered Senate Resolution No. 1214, regarding Ed Cook, which was adopted.

Senator Sater offered Senate Resolution No. 1215, regarding Eugene "Poss" Jackson, Aurora, which was adopted.

Senator Emery offered Senate Resolution No. 1216, regarding Eagle Scout Patrick Michael Swartz, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1217, regarding Eagle Scout Gage Daniel Sublette, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1218, regarding Eagle Scout Wesley Kent Willings, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1219, regarding Eagle Scout Drayden Scott Russell, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1220, regarding Eagle Scout Connor McCandless, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1221, regarding Eagle Scout Mason Allen Huff, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1222, regarding Eagle Scout Kyle Wesley Henson, Jr., Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1223, regarding Eagle Scout Brady Douglas Carr, Clinton, which was adopted.

Senator Emery offered Senate Resolution No. 1224, regarding Eagle Scout Blake Robert Stark, Clinton, which was adopted.

Senator Rizzo offered Senate Resolution No. 1225, regarding Sydney Yates, Buckner, which was adopted.

Senator Rizzo offered Senate Resolution No. 1226, regarding Mia McAlister, Independence, which was adopted.

Senator Rizzo offered Senate Resolution No. 1227, regarding Josie Edelman, Independence, which was adopted.

Senator Rizzo offered Senate Resolution No. 1228, regarding Stephanie Hibbs, Independence, which was adopted.

Senator Rizzo offered Senate Resolution No. 1229, regarding Skyler Murphy, Independence, which was adopted.

Senator Emery offered Senate Resolution No. 1230, regarding Eagle Scout Garrett James Hugo Hilte, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1231, regarding the Rotary Club, Kirksville, which was adopted.

Senator Kehoe offered Senate Resolution No. 1232, regarding Starla D. Duncan, Jefferson City, which was adopted.

Senator Nasheed offered Senate Resolution No. 1233, regarding Saint Louis Crisis Nursery, which was adopted.

Senator Rowden offered Senate Resolution No. 1234, regarding Southern Boone Primary School, which was adopted.

Senator Rowden offered Senate Resolution No. 1235, regarding Shruti Gautam, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 1236, regarding Abigail Mayhan, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 1237, regarding Gianna Durante, Columbia, which was adopted.

Senator Koenig offered Senate Resolution No. 1238, regarding Eagle Scout Callum R. Cunningham, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1239, regarding the Seventieth birthday of Fredrick Walter Eck, III, St. Louis, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1240, regarding Western Governors University Missouri, which was adopted.

Senator Richard offered Senate Resolution No. 1241, regarding Kayln Jordan, Joplin, which was adopted.

CONCURRENT RESOLUTIONS

Senator Schupp submitted the following:

SENATE CONCURRENT RESOLUTION NO. 41

Relating to the ratification of the Equal Rights Amendment to the United States Constitution.

Whereas, three years after women won the right to vote, the Equal Rights Amendment to the United States Constitution, authored by Alice Paul, head of the National Women's Party, was introduced in Congress by Senator Curtis and Representative Anthony, both Republicans; and

Whereas, the Equal Rights Amendment to the United States Constitution passed the United States Senate and then the United States House of Representatives, and on March 22, 1972, the proposed Amendment to the United States Constitution was sent to the states for ratification; and

Whereas, the Equal Rights Amendment to the United States Constitution states:

"Section 1. Equality of rights under the law shall not be denied or abridged by the United States or by any state on account of sex.

Section 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

Section 3. This amendment shall take effect two years after the date of ratification."; and

Whereas, Congress placed a deadline of June 30, 1982, on the ratification process and thirty-five states ratified the proposed Amendment

before the deadline; and

Whereas, Congress may not have the constitutional authority to place a deadline on the ratification process; and

Whereas, Article V of the United States Constitution allows the General Assembly of the State of Missouri to ratify this proposed Amendment to the Constitution of the United States; and

Whereas, the General Assembly of the State of Missouri finds that the proposed Amendment is meaningful and needed as part of the United States Constitution and that the present political, social and economic conditions are the same as or are even more demanding today than they were when the proposed Amendment was first submitted for adoption:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby ratify the Equal Rights Amendment to the United States Constitution; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Archivist of the United States, Washington, D.C.; Vice President of the United States; Speaker of the United States House of Representatives; and each member of the Missouri Congressional delegation with request that it be printed in the Congressional Record.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 985–By Riddle.

An Act to repeal sections 210.025, 210.254, and 210.258, RSMo, and to enact in lieu thereof four new sections relating to background checks for child care providers.

SB 986–By Riddle.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to information about influenza.

SB 987–By Nasheed.

An Act to repeal section 34.048, RSMo, and to enact in lieu thereof one new section relating to public contracts for purchasing supplies.

SB 988–By Rowden.

An Act to amend chapter 324, RSMo, by adding thereto two new sections relating to professional registration.

SENATE BILLS FOR PERFECTION

Senator Brown moved that **SB 775**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 775**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 775

An Act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

Was taken up.

Senator Brown moved that **SCS** for **SB 775** be adopted.

Senator Brown offered **SS** for **SCS** for **SB 775**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 775

An Act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

Senator Brown moved that **SS** for **SCS** for **SB 775** be adopted.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Section 190.839, Line 7 of said page, by striking "2021" and inserting in lieu thereof "**2020**"; and

Further amend said bill and page, section 198.439, line 9 of said page, by striking "2021" and inserting in lieu thereof "**2020**"; and

Further amend said bill, page 3, section 208.437, line 4 of said page, by striking "2021" and inserting in lieu thereof "**2020**"; and

Further amend said bill, page 5, section 208.480, line 18 of said page, by striking "2021" and inserting in lieu thereof "**2020**"; and

Further amend said bill, page 6, section 338.550, line 2 of said page, by striking "2021" and inserting in lieu thereof "**2020**"; and further amend line 12, by striking "2021" and inserting in lieu thereof "**2020**"; and

Further amend said bill, page 11, section 633.401, line 15 of said page, by striking "2021" and inserting in lieu thereof "**2020**".

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

Senator Brown moved that **SS** for **SCS** for **SB 775**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown, **SS** for **SCS** for **SB 775**, as amended, was declared perfected and ordered printed.

Senator Romine moved that **SB 649** be taken up for perfection, which motion prevailed.

On motion of Senator Romine, **SB 649**, was declared perfected and ordered printed.

Senator Wallingford moved that **SB 730**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 730**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 730

An Act to repeal section 393.1012, RSMo, and to enact in lieu thereof twelve new sections relating to ratemaking for gas corporations.

Was taken up.

Senator Wallingford moved that **SCS** for **SB 730** be adopted.

Senator Libla offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 730, Section 393.1012, Pages 1-3, by deleting said section from the bill.

Senator Hegeman assumed the Chair.

President Parson assumed the Chair.

Senator Libla moved that the above amendment be adopted.

At the request of Senator Wallingford, **SB 730**, with **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1744**, entitled:

An Act to repeal section 160.545, RSMo, and to enact in lieu thereof one new section relating to higher education financial aid eligibility, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1880**, entitled:

An Act to amend chapter 394, RSMo, by adding thereto one new section relating to broadband communications services provided by rural electric cooperatives.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1492**, entitled:

An Act to repeal section 620.515, RSMo, and to enact in lieu thereof one new section relating to the show-me heroes program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HCS** for **HB 1286**, entitled:

An Act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Romine offered Senate Resolution No. 1242, regarding the Sixty-fifth Anniversary of the Valley R-VI School District, Caledonia, which was adopted.

Senator Hoskins offered Senate Resolution No. 1243, regarding Hannah R. Scott, Odessa, which was adopted.

Senator Hegeman offered Senate Resolution No. 1244, regarding Vivian King, Fillmore, which was adopted.

Senator Hegeman offered Senate Resolution No. 1245, regarding Lillian Smith, Bolckow, which was adopted.

Senator Hegeman offered Senate Resolution No. 1246, regarding Skyla Lee, Fillmore, which was adopted.

Senator Hegeman offered Senate Resolution No. 1247, regarding Madison Curran, Fillmore, which was adopted.

Senator Hegeman offered Senate Resolution No. 1248, regarding Michaela Sybert, Rosendale, which was adopted.

Senator Hegeman offered Senate Resolution No. 1249, regarding Maverick McFarland, Oregon, which was adopted.

Senator Hegeman offered Senate Resolution No. 1250, regarding the Fiftieth Wedding Anniversary of Gerald and Jane Meadows, Mound City, which was adopted.

COMMUNICATIONS

Senator Walsh submitted the following:

February 5, 2018

Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to my authority regarding appointment of minority members to Senate standing committees under Senate Rule 12, I hereby remove Senator Jason Holsman from the Committee on Veterans and Military Affairs and replace him with Senator Jake Hummel.

In addition, pursuant to the same rule, I hereby remove Senator Jake Hummel from the Committee on Health and Pensions and replace him with Senator Jason Holsman.

Sincerely,

Gina Walsh

Gina Walsh

INTRODUCTION OF GUESTS

Senator Holsman introduced to the Senate, Gary Sage and Cathleen Flournoy, Kansas City.

Senator Kehoe introduced to the Senate, former State Representative Tom Loehner, Koeltztown.

Senator Cunningham introduced to the Senate, City Administrator Tona Bowen, Houston.

On motion of Senator Onder, the Senate adjourned until 2:00 p.m., Tuesday, February 6, 2018.

SENATE CALENDAR

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NINETEENTH DAY–TUESDAY, FEBRUARY 6, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286

THIRD READING OF SENATE BILLS

SB 626-Munzlinger (In Fiscal Oversight)
SS for SB 579-Libla (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SBs 807 & 577-Wasson, with SCS
2. SB 593-Wieland, with SCS
3. SB 594-Wieland
4. SB 586-Holsman, with SCS
5. SB 598-Riddle, with SCS
6. SB 751-Schatz
7. SB 708-Schatz
8. SB 602-Onder, with SCS
9. SB 573-Wallingford
10. SB 612-Koenig, with SCS
11. SB 818-Brown
12. SB 705-Riddle
13. SB 549-Wasson, with SCS
14. SB 550-Wasson, with SCS
15. SB 629-Wasson, with SCS
16. SB 663-Schatz, with SCS
17. SB 552-Dixon
18. SB 699-Sifton
19. SB 718-Eigel, with SCS
20. SB 581-Libla
21. SB 608-Hoskins
22. SB 623-Crawford, with SCS
23. SB 569-Cunningham
24. SB 590-Hegeman, with SCS
25. SB 597-Riddle
26. SB 826-Sater, with SCS
27. SB 625-Cierpiot
28. SB 599-Schatz
29. SBs 555 & 609-Brown, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 41-Schupp

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Journal of the Senate

SECOND REGULAR SESSION

NINETEENTH DAY—TUESDAY, FEBRUARY 6, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Onder offered the following prayer:

"Be strong and bold; have no fear or dread of them, because it is the Lord your God who goes with you;" (Deuteronomy 31:6)

Almighty God, teach us to grow in faith and spiritual maturity for we seek Your help and strength. Help us experience Your guiding presence as we encounter the challenges that each of us face here this day so we may know what we are to do. Bless us and watch over us so our words and action befit being Your servant. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from Fox26 News were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1251, regarding the Ninetieth Birthday of Ethel B. Martin, Arnold, which was adopted.

Senator Eigel offered Senate Resolution No. 1252, regarding Leon Joseph Olinger, St. Peters, which was adopted.

Senator Eigel offered Senate Resolution No. 1253, regarding Archie Lee Counts, Saint Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1254, regarding Robert Glennon "Bob" Lanigan, St. Charles, which was adopted.

Senator Walsh offered Senate Resolution No. 1255, regarding Donald Carl "Don" Baker, Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 1256, regarding Robert Reed "Bob" Dimmitt, St. Louis, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1257, regarding Mariano Anthony "Don" Costello Sr., which was adopted.

Senator Richard offered Senate Resolution No. 1258, regarding Jorge Leyva, Joplin, which was adopted.

Senator Sater offered Senate Resolution No. 1259, regarding Aspen Sophia Fern Mareth, Stotts City, which was adopted.

Senator Sater offered Senate Resolution No. 1260, regarding Janell Brattin, Exeter, which was adopted.

Senators Richard and Sater offered Senate Resolution No. 1261, regarding Bob Williams, Neosho, which was adopted.

Senator Sater offered Senate Resolution No. 1262, regarding Mid-Tec, Anderson, which was adopted.

Senator Sater offered Senate Resolution No. 1263, regarding the Fiftieth Anniversary of Pat and Sharee Woods, Aurora, which was adopted.

Senator Curls offered Senate Resolution No. 1264, regarding the One Hundred Thirty-fifth Anniversary of Saint Augustine's Episcopal Church, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1265, regarding Erin Lowe, Kansas City, which was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1266

WHEREAS, the Missouri General Assembly has compiled a long tradition of rendering assistance to those programs aimed at developing exemplary qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and

WHEREAS, during June, 2018, the American Legion Auxiliary, Department of Missouri, is conducting the annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event would be conducting a mock legislative session in the Senate Chamber at our State Capitol where participants could gather to gain a more realistic insight into official governmental and electoral proceedings;

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, hereby grant the adult leaders and participants of the Seventy-eighth Session of Missouri Girls State permission to use the Senate Chamber for the purpose of conducting a mock legislative session on Wednesday, June 27, 2018 from 8:00 am to 5:00 pm.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1266** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1266** was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1267

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Missouri Senate has a long tradition of rendering assistance to those organizations that sponsor projects in the interest of good citizenship; and

WHEREAS, the 2018 Missouri Youth Leadership Forum for Students with Disabilities, sponsored by the Governor's Council on Disability and the Missouri Planning Council for Developmental Disabilities, is an educational experience in state government for high school juniors and seniors with disabilities by allowing such youth to participate in the democratic process:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-ninth General Assembly, hereby grant the 2018 Missouri Youth Leadership Forum for Students with Disabilities permission to use the Senate Chamber on Thursday, July 12, 2018 from 1:45 p.m. to 3:45 p.m. for the purpose of holding a mock legislative session.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1267** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1267** was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1268

WHEREAS, the General Assembly deems it worthy to support and encourage any of those programs which exist to provide Missouri's senior citizens with an opportunity to utilize their experience and knowledge in a positive and meaningful way; and

WHEREAS, the General Assembly also deems it worthy to support those programs which are designed to provide participants with opportunities to develop better citizenship and leadership qualities; and

WHEREAS, the Silver Haired Legislature is a program which helps to ensure that senior citizens have a voice in state government while giving its participants a unique insight into the legislative process; and

WHEREAS, the General Assembly has a long tradition of granting the use of its Chambers to such programs:

NOW, THEREFORE, BE IT RESOLVED that the Missouri Senate hereby grant the participants of the Silver Haired Legislature permission to use the Senate Chamber for the purpose of their regular session from 8:00 a.m. to 5:00 p.m., Wednesday, October 17, 2018 and 8:00 am to 12:00 pm, Thursday, October 18, 2018.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1268** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1268** was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1269

WHEREAS, the General Assembly fully recognizes the importance of preparing our youth to become active and productive citizens through worthwhile governmental or citizenship projects; and

WHEREAS, the General Assembly has a long tradition of rendering assistance to those organizations who sponsor these projects in the interest of our young people; and

WHEREAS, one clear example of such an organization is the Missouri YMCA, which has become widely recognized for its sponsorship of the Youth in Government program; and

WHEREAS, the Missouri YMCA Youth in Government program provides its participants with a unique insight into the day to day operation of our state government;

NOW, THEREFORE, BE IT RESOLVED by the Missouri Senate that the Missouri YMCA be hereby granted permission to use the Senate Chamber and Hearing Rooms for the purposes of its Youth in Government program November 9, 2018, November 10, 2018 and November 29, 2018 through December 1, 2018.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1269** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1269** was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1270

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Senate has a long tradition of rendering assistance to those organizations which sponsor projects in the interest of good citizenship; and

WHEREAS, the Missouri Catholic Conference has as its purposes to promote the material and spiritual well being of all the people of the state of Missouri and to participate in the democratic process of government:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate, Ninety-Ninth General Assembly, that the Missouri Catholic Conference be hereby granted permission to use the Senate Chamber and the Senate Hearing Rooms from 7:00 a.m. to 5:00 p.m. on Saturday, October 6, 2018, for the purpose of a citizens assembly and workshops.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1270** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1270** was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION NO. 1271

WHEREAS, the Administration Committee is required by law to establish the rates of pay each year, and

WHEREAS, such rates of pay are to be the same as those established under the policies of the Personnel Division of the Office of Administration for comparable duties after examination of the rates of pay then in effect, and

WHEREAS, the rates of pay established shall become effective in January.

NOW, THEREFORE, BE IT RESOLVED by the Committee on Administration that the number, classification and rates of pay authorized for employees of the Senate shall include one department director and seven division level directors to be compensated according to Office of Administration guidelines; and the following authorized employees at rates of pay within the ranges hereby established.

NO.	CLASSIFICATION	MONTHLY SALARY RANGE
5	Staff Attorney	$4,042 - $6,561
1	Research Analyst	$3,432 - $5,007
2	Assistant Director General Research	$4,042 - $6,561
4	Research Staff Secretary	$2,868 - $4,710
2	Budget Research Analyst II	$3,432 - $5,007
2	Budget Research Analyst III	$4,071 - $5,917
1	Assistant Director Budget Research	$4,042 - $6,561

1	Budget Staff Secretary	$2,868 - $4,710
1	Assistant Secretary of Senate	$3,432 - $5,950
1.5	Deputy Secretary of Senate	$2,548 - $3,565
1	Enrolling & Engrossing Supervisor	$3,432 - $5,556
3	Enrolling & Engrossing Clerk	$2,548 - $4,500
1	Legislative Clerk	$2,000 - $4,000
1	Billroom Supervisor	$2,548 - $3,565
1	Billroom Clerk	$2,195 - $3,500
1	Assistant Director - Communications	$4,250 - $6,888
4	Public Information Specialist I	$2,548 - $3,565
2	Resolution Writer	$2,868 - $4,071
1	Multimedia Specialist	$2,250 - $4,523
1	Photographer	$2,868 - $5,250
1	Administrative Assistant	$3,432 - $5,556
1	Accounting Specialist	$2,970 - $4,176
1	Human Resources Specialist	$3,432 - $5,556
6	Administrative/Office Support	$3,432 - $5,556
3	Computer Information Technologist II	$3,000 - $4,710
4	Computer Information Technology Specialist I	$2,500 - $5,917
3	Computer Information Technology Specialist II	$4,200 - $6,200
1	Computer Information Technology Specialist III	$4,908 - $6,888
1	Network/Communications Specialist	$4,071 - $6,500
2	Journal Production Clerks	$2,548 - $4,176
2	Mailroom/Print Shop Technician	$2,548 - $3,565
1	Mailroom Technician II	$2,195 - $3,015
1	Printing Services Technician III	$2,389 - $3,309
2	Printing Services Technician IV	$2,679 - $3,696
1	Library Administrator	$3,696 - $5,440
1	Library Clerk	$2,465 - $3,432
1	Maintenance Supervisor	$2,868 - $4,071
.5	Carpenter II	$2,500 - $3,500
2.5	Maintenance Worker II	$2,679 - $3,696
0.5	Sergeant-at-Arms (Elected)	$2,679 - $3,696
6	Assistant Doorkeeper	$1,807 - $2,338
0.5	Reading Clerk	$1,713 - $2,159
0.25	Chaplain	$1,150 - $2,542
0.5	Investigator	$3,432 - $5,007
0.5	Security Specialist	$3,696 - $5,440

BE IT FURTHER RESOLVED the Senate Administration Committee is authorized to establish a formula setting forth the maximum amount which may be expended by each Senator and each caucus for the employment of Administrative and Clerical Assistants. Each Senator plus the President Pro Tem and The Minority Leader on behalf of their caucus will be notified of the funds available, and shall thereafter certify to the Senate Administrator the names and addresses of Administrative and Clerical Assistants. The compensation paid to the Senators' and caucus administrative and clerical assistants shall be within the limits of the categories set forth hereinabove.

BE IT FURTHER RESOLVED the Senate Administrator, with the approval of the Senate Administration Committee, shall have the authority to cooperate and coordinate with the Chief Clerk of the House in the selection of employees, who shall be assigned to the garage, Joint Committee Staffs and the rotunda area, and who will be paid from the Joint House and Senate Contingent Fund, within the limits of the

categories set out above.

BE IT FURTHER RESOLVED the Senate Administrator, on behalf of the Committee on Administration, has the authority to reduce, increase, combine or consolidate positions and salaries where necessary to meet changed conditions or circumstances which arise, and the Committee on Administration may enter into contracts with consultants, provided such consultant's contract fee does not exceed the salary for the comparable position, and such consultant shall count as an employee of the Senate.

BE IT FURTHER RESOLVED the Senate Administration Committee is authorized to adjust the foregoing pay ranges to reflect implementation of the state pay plan.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1271** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 1271** was adopted.

Senator Walsh offered the following resolution:

SENATE RESOLUTION NO. 1272

WHEREAS, the Missouri Senate recognizes the importance of programs designed to provide college students the opportunity to enhance their leadership qualities; and

WHEREAS, the 21st Century Leadership Academy hosted by the University of Missouri-St. Louis is an intense program designed to encourage women's public sector leadership; and

WHEREAS, the Leadership Academy curriculum includes interactive panel discussions and skill-building workshops, as well as the opportunity to participate in a mock legislative session; and

WHEREAS, the Missouri Senate has a long tradition of assisting those seeking insight into the Legislative Branch of state government by granting use of the Senate Chamber.

NOW, THEREFORE, BE IT RESOLVED that the Missouri Senate hereby grant the participants of the 21st Century Leadership Academy use of the Senate Chamber for the purpose of conducting a mock legislative session from 10:00 am to 12:00 pm on Wednesday, May 23, 2018.

Senator Walsh requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1272** up for adoption, which request was granted.

On motion of Senator Walsh, **SR 1272** was adopted.

CONCURRENT RESOLUTIONS

Senator Hoskins offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 42

Whereas, more than 82,000 American service members remain unaccounted for from World War II, the Korean War, the Vietnam War, and the Cold War, of which 2,311 are Missourians; and

Whereas, for over seventy years the families of those missing have been deprived of the peace that comes with laying to rest the remains of a loved one or at least knowing that loved one's fate; and

Whereas, the basic principle of national honor in America's Armed Forces is that the United States leaves no one behind; and

Whereas, The United States has an obligation to the missing and to their families to enforce this principle and provide information and answers; and

Whereas, in 1993 a Senate Select Committee on POW/MIA Affairs noted in its final report that declassifying the records related to POWs and MIAs could have eliminated much of the controversy and unnecessary secrecy surrounding the United States Government's handling of the POW/MIA issues, which bred suspicion and distrust; and

Whereas, federal statutes and multiple presidential executive orders have called for the declassification of records relating to POWs and

MIAs, but such mandates have been limited in scope, lacked enforcement mechanisms, and included broad exceptions that have been routinely cited by federal agencies as justification for continued classification of documents; and

Whereas, all government agencies should be directed by Congress and the Executive Branch to identify, locate, review, and declassify this vital information, subject to reasonable standards and limitations; and

Whereas, declassification and availability of these records would allow families of the missing and others in the private sector to conduct research, gain relevant information, and, thereby, hold the federal government accountable; and

Whereas, the government of Vietnam is now offering unprecedented support to the United States POW/MIA recovery efforts, and diplomatic efforts with other involved countries continue; and

Whereas, the "Bring Our Heroes Home Act", S. 120, 115th Cong. (2017), which has been introduced in the United States Senate, sets forth an integrated process for comprehensive declassification of records pertaining to missing Armed Forces personnel records, subject to legitimate limitations and exceptions:

Now Therefore Be it Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby call on the Missouri members of the United States Senate to support and contribute to the early consideration and passage of S. 120; and

Be It Further Resolved that the members of the Missouri General Assembly, hereby call on all members of the Missouri Congressional delegation to lend their influence to the cause of resolving the cases of all Missourians who remain unaccounted for from past conflicts; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

INTRODUCTION OF BILLS

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

SB 989–By Hoskins.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to taxation of utilities used in food preparation.

SB 990–By Hegeman.

An Act to repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to the attachment of school districts to community college districts.

SB 991–By Sifton.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to patient-designated caregivers.

SB 992–By Sater.

An Act to repeal sections 211.444, 453.015, 453.030, and 453.080, RSMo, and to enact in lieu thereof four new sections relating to adoption.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 775** and **SB 649**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Wasson moved that **SB 807** and **SB 577**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 807** and **577**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 807 and 577

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

Was taken up.

Senator Wasson moved that **SCS** for **SBs 807** and **577** be adopted.

Senator Romine offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bills Nos. 807 & 577, Page 6, Section 173.005, Line 67, by inserting immediately after "needs," the following: "**and**".

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

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bills Nos. 807 & 577, Page 4, Section 172.280, Line 9, by striking the word "chiropractic,"; and further amend said line by striking the words "osteopathic medicine,"; and

further amend said bill and section, page 5, line 10 by striking the word "podiatry,".

Senator Schaaf moved that the above amendment be adopted.

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

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

Amend Senate Committee Substitute for Senate Bills Nos. 807 & 577, Page 6, Section 173.005, Line 48, by inserting after said line the following:

"**(2) The board of regents of each public institution of higher education in the state shall have the power and authority to confer degrees in chiropractic, osteopathic medicine, and podiatry only in collaboration with the University of Missouri, provided that such collaborative agreements are approved by the governing board of each institution and that in these instances the University of Missouri will be the degree-granting institution. Should the University of Missouri decline to collaborate in the offering of such programs, any of these institutions may seek approval of the**

program through the coordinating board for higher education's comprehensive review process when doing so would not unnecessarily duplicate an existing program, collaboration is not feasible or a viable means of meeting the needs of students and employers, and the institution has the academic and financial capacity to offer the program in a high-quality manner."; and

Further renumber the remaining subdivisions accordingly.

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

Senator Hoskins assumed the Chair.

President Parson assumed the Chair.

Senator Nasheed offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bills Nos. 807 & 577, Page 11, Section 173.005, Line 238, by inserting after all of said line the following:

"**173.2530. 1. For the purposes of this section, the term "student counseling facility" means any entity that provides confidential mental health counseling, psychiatric services, or developmental counseling to college students that is located on campus or is associated with the institution of higher education and operates in accordance with state and federal law pertaining to mental health professions as well as applicable professional and ethical codes.**

2. Prior to January 1, 2020, the coordinating board for higher education shall promulgate rules setting forth reasonable standards and regulations for student counseling facilities at public institutions of higher education in this state relating to average wait time to see a mental health professional for an initial appointment, the average number of sessions available to students, when appropriate, before an off-campus referral, prevention services and any other factors the coordinating board for higher education determines are contributing factors leading to the prevalence of mental health problems within the academic community. After establishing such standards and regulations, the coordinating board for higher education shall develop a process for measuring an institution's ability to adequately meet student mental health needs using assessment criteria developed in validated studies of well-being and student mental health in order to ensure that the effectiveness of the student counseling programs are objectively evaluated.

3. Beginning in the 2020-2021 school year, and continuing on an annual basis thereafter, each public institution of higher education shall publish a report measuring compliance with the standards established in subsection 2 of this section. If an institution does not meet these standards, it shall include in the report a plan to meet these standards within three academic years. Additionally, the report shall include a measure of the institution's ability to adequately meet student mental health needs, using the process established in subsection 2 of this section. All reports required by this section shall be made available to the public.

4. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are

nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

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

Senator Schaaf offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Committee Substitute for Senate Bills Nos. 807 & 577, Page 6, Section 173.005, Line 48, by inserting after all of said line the following:

"**(3) For purposes of subdivision (2) of this subsection, the term "board of regents" shall include a board of governors.**"; and

Further renumber the remaining subdivisions accordingly.

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

Senator Wasson moved that **SCS** for **SBs 807** and **577**, as amended, be adopted, which motion prevailed.

On motion of Senator Wasson **SCS** for **SBs 807** and **577**, as amended, was declared perfected and ordered printed.

Senator Wieland moved that **SB 593**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 593**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 593

An Act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

Was taken up.

Senator Wieland moved that **SCS** for **SB 593** be adopted.

Senator Wieland offered **SS** for **SCS** for **SB 593**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 593

An Act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

Senator Wieland moved that **SS** for **SCS** for **SB 593** be adopted.

Senator Sifton offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 593, Page 20, Section 382.620, Line 24 of said page, by inserting immediately after the word "action" the following: "**, except that such information may be discoverable directly from the insurer or insurance group**".

Senator Sifton moved that the above amendment be adopted, which motion failed.

Senator Wieland moved that **SS** for **SCS** for **SB 593** be adopted, which motion prevailed.

On motion of Senator Wieland, **SS** for **SCS** for **SB 593** was declared perfected and ordered printed.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 41—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Richard referred **SB 649** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1273, regarding Judith Haefeker, which was adopted.

Senator Sater offered Senate Resolution No. 1274, regarding David Miller, Branson, which was adopted.

Senator Richard offered Senate Resolution No. 1275, regarding Richard W. Massa, Joplin, which was adopted.

Senator Richard offered Senate Resolution No. 1276, regarding John Cochran, which was adopted.

Senator Richard offered Senate Resolution No. 1277, regarding Lorraine Whittington, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Vickie Calmese, American Heart Association.

Senator Holsman introduced to the Senate, Eric Jones and Rachel Gonzalez, Kansas City.

Senator Wasson introduced to the Senate, his wife, Retha, Nixa.

Senator Libla introduced to the Senate, Dr. Wesley Payne, Ann Matthews and nine students from Three Rivers College, Poplar Bluff.

Senator Hegeman introduced to the Senate, representatives of Great Northwest Day at the Capitol.

On behalf of Senators Hegeman, Hoskins, Kehoe, Riddle, Richard, Rowden, Sater, Wallingford and himself, Senator Munzlinger introduced to the Senate, Dakota Allen, Mariah Fox, Rhiannen Schneider, Abby Bertz, Sydnee Mason, Madelyn Warren, Elizabeth Knipp, Benjamin Luebbering, Elise Bailey, Abby Turner, Emily Blaue, Chance Wallace, Justin Belew, Aaron Mott, Chad Laxton, Colton Spencer and Isabel

Legg, 2018 Missouri State FFA Officers.

Senator Rizzo introduced to the Senate, the Physician of the Day, Dr. Donald Potts, Independence.

Senator Curls introduced to the Senate, Eric Jones and Camille Stephenson, Kansas City.

On behalf of Senator Riddle, Senator Kehoe introduced to the Senate, Chloe Shoemaker, Macon.

Senator Hegeman introduced to the Senate, his son, Joe, Cosby; and Matt Berry and Chad Higdon, St. Joseph.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Wednesday, February 7, 2018.

SENATE CALENDAR

TWENTIETH DAY–WEDNESDAY, FEBRUARY 6, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden
SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286

THIRD READING OF SENATE BILLS

SB 626-Munzlinger (In Fiscal Oversight)
SS for SB 579-Libla (In Fiscal Oversight)
SS for SCS for SB 775-Brown
SB 649-Romine (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 594-Wieland
2. SB 586-Holsman, with SCS
3. SB 598-Riddle, with SCS
4. SB 751-Schatz
5. SB 708-Schatz
6. SB 602-Onder, with SCS
7. SB 573-Wallingford
8. SB 612-Koenig, with SCS
9. SB 818-Brown
10. SB 705-Riddle
11. SB 549-Wasson, with SCS
12. SB 550-Wasson, with SCS
13. SB 629-Wasson, with SCS
14. SB 663-Schatz, with SCS
15. SB 552-Dixon
16. SB 699-Sifton
17. SB 718-Eigel, with SCS
18. SB 581-Libla
19. SB 608-Hoskins
20. SB 623-Crawford, with SCS
21. SB 569-Cunningham
22. SB 590-Hegeman, with SCS
23. SB 597-Riddle
24. SB 826-Sater, with SCS
25. SB 625-Cierpiot
26. SB 599-Schatz
27. SBs 555 & 609-Brown, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 564-Emery, et al, with SS#2 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 42-Hoskins

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Journal of the Senate

SECOND REGULAR SESSION

TWENTIETH DAY—WEDNESDAY, FEBRUARY 7, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Rowden offered the following prayer:

Joshua 10:25 says "Do not be afraid; do not be discouraged. Be strong and courageous."

Father, as we embark on another day of service to the people of our great state, we do so with thanks and admiration for Your many blessings. Today, we pray for wisdom as King Solomon did. The wisdom to discern truth and to apply it to our understanding of the things we will discuss here in the Missouri Senate. We pray for courage to do what's right, no matter the political consequence. And we pray for strength. Both for those in service here and for our families back home across every corner of this state. May we serve today and every day with civility and humility. In Your name we pray — AMEN.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1278, regarding Chris Wyrick, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1279, regarding the 2016-2017 Class 5 State Champion Jefferson City High School Boys baseball Jays, which was adopted.

Senator Onder offered Senate Resolution No. 1280, regarding Melvin Albert "Mel" Berthold, O'Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1281, regarding Jerry Knight, Dardenne Prairie, which was adopted.

CONCURRENT RESOLUTIONS

Senator Munzlinger submitted the following:

SENATE CONCURRENT RESOLUTION NO. 43

Whereas, Missouri statutes and regulations recognize that consumers of electricity benefit when electrical corporations can work in the financial markets and physical commodity markets to manage overall costs and price volatility through the established business practice of hedging; and

Whereas, the Missouri Public Service Commission has overseen electrical corporations serving Missouri for over a decade to ensure that fuels used to generate electricity are hedged appropriately and in consumers' best interest; and

Whereas, due to numerous factors, including federal environmental policy shifts, consumer preferences for lower emission energy sources, and market dynamics, electric power generation is increasingly dependent on natural gas and will be for decades to come; and

Whereas, while natural gas commodity prices and futures estimates are relatively low today, market forces outside of Missouri and the United States could cause declines in natural gas supplies, increased global competition for natural gas supplies, and unpredictable price hikes, or extended periods of price volatility; and

Whereas, both financial investment strategies and ownership of natural gas fuel reserves are viable options for providing insurance against unexpended reductions in available natural gas supplies and unpredictable price rises and volatility:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Missouri Public Service Commission to reaffirm the state's policy of encouraging electrical corporations to act in consumers' best interests through prudent hedging of natural gas and other fuel inputs; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Chair of the Public Service Commission and each electrical corporation regulated by the Public Service Commission.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SBs 807** and **577** and **SS** for **SCS** for **SB 593**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Wieland moved that **SB 594** be taken up for perfection, which motion prevailed.

On motion of Senator Wieland, **SB 594**, was declared perfected and ordered printed.

Senator Holsman moved that **SB 586**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 586**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 586

An Act to repeal sections 210.1014 and 320.094, RSMo, and to enact in lieu thereof two new sections relating to oversight committees on public safety.

Was taken up.

Senator Holsman moved that **SCS** for **SB 586** be adopted.

Senator Holsman offered **SS** for **SCS** for **SB 586**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 586

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on disaster preparedness and awareness.

Senator Holsman moved that **SS** for **SCS** for **SB 586** be adopted.

Senator Hegeman offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 586, Page 3, Section 21.851, Line 8 of said page, by inserting after all of said line the following:

"**7. This section shall expire on December 31, 2022.**".

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

Senator Schupp offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill 586, Page 2, Section 21.051, Line 20, by inserting after the word "constitution" the following:

"**;**

(7) The protection of vulnerable populations in intermediate care facilities and skilled nursing facilities as those terms are defined in section 198.006; and

(8) Premises that have been previously contaminated with radioactive material"

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

Senator Holsman moved that **SS** for **SCS** for **SB 586**, as amended, be adopted, which motion prevailed.

On motion of Senator Holsman, **SS** for **SCS** for **SB 586**, as amended, was declared perfected and ordered printed.

SB 598 was placed on the Informal Calendar.

Senator Schatz moved that **SB 751** be taken up for perfection, which motion prevailed.

At the request of Senator Schatz, **SB 751** was placed on the Informal Calendar.

Senator Schatz moved that **SB 708** be taken up for perfection, which motion prevailed.

Senator Cunningham offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 708, Page 1, In the Title, Line 4, by inserting immediately after the word "date" the following: "for certain sections"; and

Further amend said bill, page 8, section 303.240, line 18, by inserting immediately after said line the following:

"379.110. As used in sections 379.110 to 379.120 the following words and terms mean:

(1) "Insurer", any insurance company, association or exchange authorized to issue policies of automobile insurance in the state of Missouri;

(2) "Nonpayment of premium", failure of the named insured to discharge when due any of his or her obligations in connection with the payment of premiums on a policy, or any installment of such premium, whether the premium is payable directly to the insurer or its agent or indirectly under any premium finance plan or extension of credit;

(3) "Policy", an automobile policy providing automobile liability coverage, uninsured motorists coverage, automobile medical payments coverage, or automobile physical damage coverage insuring a private passenger automobile owned by an individual or partnership which has been in effect for more than sixty days or has been renewed. "Policy" does not mean:

(a) Any policy issued under an automobile assigned risk plan or automobile insurance plan;

(b) Any policy insuring more than four motor vehicles;

(c) Any policy covering the operation of a garage, automobile sales agency, repair shop, service station or public parking place;

(d) Any policy providing insurance only on an excess basis, or to any contract principally providing insurance to such named insured with respect to other than automobile hazards or losses even though such contract may incidentally provide insurance with respect to such motor vehicles;

(4) **"Reduction in coverage", a change made at renewal by the insurer to a policy form which is effective to all insureds with that policy form, which results in a removal of coverage, diminution in scope or less coverage, or the addition of an exclusion. Reduction in coverage does not include any change, reduction, or elimination of coverage made at the request of the insured. The correction of typographical or scrivener's errors or the application of mandated legislative changes is not a reduction in coverage. A reduction in coverage mandated by the insurer which does not apply to all insureds with the same policy form shall be treated as a nonrenewal.**

(5) "Renewal" or "to renew", the issuance and delivery by an insurer of a policy superseding at the end of the policy period a policy previously issued and delivered by the same insurer, **[**such renewal policy to

provide types and limits of coverage at least equal to those contained in the policy being superseded,**]** or the issuance and delivery of a certificate or notice extending the term of a policy beyond its policy period or term **[**with types and limits of coverage at least equal to those contained in the policy being extended**]**; provided, however, that any policy with a policy period or term of less than six months or any period with no fixed expiration date shall for the purpose of this section be considered as if written for successive policy periods or terms of six months. Nothing in this subdivision shall be construed as superseding the provisions of subsection 9 of section 375.918, and the term "third anniversary date of the initial contract" as used in subsection 9 of section 375.918, means three years after the date of the initial contract.

379.118. 1. If any insurer proposes to cancel or to refuse to renew a policy of automobile insurance delivered or issued for delivery in this state except at the request of the named insured or for nonpayment of premium, it shall, on or before thirty days prior to the proposed effective date of the action, send written notice of its intended action to the named insured at his last known address. Notice shall be sent by United States Postal Service certificate of mailing, first class mail using Intelligent Mail barcode (IMb), or another mail tracking method used, approved, or accepted by the United States Postal Service. Where cancellation is for nonpayment of premium at least ten days' notice of cancellation shall be given and such notice shall contain the following notice or substantially similar in bold conspicuous type: "THIS POLICY IS CANCELLED EFFECTIVE AT THE DATE AND TIME INDICATED IN THIS NOTICE. THIS IS THE FINAL NOTICE OF CANCELLATION WE WILL SEND PRIOR TO THE EFFECTIVE DATE AND TIME OF CANCELLATION INDICATED IN THIS NOTICE.". The notice shall state:

(1) The action taken;

(2) The effective date of the action;

(3) The insurer's actual reason for taking such action, the statement of reason to be sufficiently clear and specific so that a person of average intelligence can identify the basis for the insurer's decision without further inquiry. Generalized terms such as "personal habits", "living conditions", "poor morals", or "violation or accident record" shall not suffice to meet the requirements of this subdivision;

(4) That the insured may be eligible for insurance through the assigned risk plan if his insurance is to be cancelled.

2. Issuance of a notice of cancellation under subsection 1 of this section constitutes a present and unequivocal act of cancellation of the policy.

3. An insurer may reinstate a policy cancelled under subsection 1 of this section at any time after the notice of cancellation is issued if the reason for the cancellation is remedied. An insurer may send communications to the insured, including but not limited to billing notices for past-due premium, offers to reinstate the policy if past-due premium is paid, notices confirming cancellation of the policy, or billing notices for payment of earned but unpaid premium. The fact that a policy may be so reinstated or any such communication may be made does not invalidate or void any cancellation effectuated under subsection 1 of this section or defeat the present and unequivocal nature of acts of cancellation as described under subsection 2 of this section.

4. **(1)** An insurer shall send an insured written notice of an automobile policy renewal at least fifteen days prior to the effective date of the new policy. The notice shall be sent by first class mail or may be sent electronically if requested by the policyholder, and shall contain the insured's name, the vehicle covered,

the total premium amount, and the effective date of the new policy. Any request for electronic delivery of renewal notices shall be designated on the application form signed by the applicant, made in writing by the policyholder, or made in accordance with sections 432.200 to 432.295. The insurer shall comply with any subsequent request by a policyholder to rescind authorization for electronic delivery and to elect to receive renewal notices by first class mail. Any delivery of a renewal notice by electronic means shall not constitute notice of cancellation of a policy even if such notice is included with the renewal notice.

(2) An insurer shall provide a written notice of a reduction in coverage to the named insured no less than fifteen days prior to the effective date of the proposed reduction in coverage or shall send such notice of reduction in coverage with the written notice of renewal described in subdivision (1) of this subsection. Written notice of a reduction in coverage may be satisfied by providing the named insured a copy of or access to the updated policy form or the policy form language that will be changed. The notice shall be sent by first class mail or may be sent electronically if agreed to or requested by the policyholder.

5. An insurer shall be exempt from the requirements of this section regarding notice of nonrenewal if:

(1) The insurer assigns or transfers the insured's policy to an affiliate or subsidiary within the same insurance holding company system;

(2) The assignment or transfer is effective upon the expiration of the existing policy; and

(3) Prior to providing coverage for a subsequent policy term, an insurer accepting an assignment or transfer of the policy shall provide notice of such assignment or transfer to the named insured.

However, if the assignment or transfer of a policy does not result in coverage substantially equivalent to the coverage that was contained in the policy being assigned or transferred, the insurer shall, in lieu of providing the notice in subdivision (3) of this subsection, at least fifteen days in advance of the effective date of the assignment or transfer, notify the policyholder that some coverage provisions will change due to the assignment or transfer, advise the policyholder to refer to the new policy for coverage details, and provide a copy of or access to the replacement policy form or the executed replacement policy."; and

Further amend said bill and page, section B, line 1, by striking "Section A" and inserting in lieu thereof the following: "The repeal and reenactment of sections 105.1073, 303.020, 303.030, 303.120, 303.190, and 303.240 and the enactment of section 303.022"; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Schatz, **SB 708**, as amended, was declared perfected and ordered printed.

At the request of Senator Onder, **SB 602**, with **SCS**, was placed on the Informal Calendar.

Senator Wallingford moved that **SB 573** be taken up for perfection, which motion prevailed.

On motion of Senator Wallingford, **SB 573** was declared perfected and ordered printed.

SB 612, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Brown, **SB 818** was placed on the Informal Calendar.

SB 705 was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 594**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SCR 42** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SB 594** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Cierpiot offered Senate Resolution No. 1282, regarding Eagle Scout Ethan William Lee Hill, Lone Jack, which was adopted.

Senator Wallingford offered Senate Resolution No. 1283, regarding Charlie Holt, Cape Girardeau, which was adopted.

Senator Sater offered Senate Resolution No. 1284, regarding Earlene Moulton, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 1285, regarding Linda Petty, Washburn, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1286, regarding the Class 1 State Champion Canton High School softball program, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1287, regarding the Canton High School baseball program, which was adopted.

Senator Koenig offered Senate Resolution No. 1288, regarding George Anthony Jost, Sunset Hills, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 7:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

Photographers from Gasconade County Republican, KOMU 8, KRCG-TV and The Missouri Times were given permission to take pictures in the Senate Chamber.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred

SS for **SCS** for **SB 586**, **SB 708** and **SB 573**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Emery moved that **SB 564**, with **SS No. 2** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS No. 2 for **SB 564** was again taken up.

At the request of Senator Emery, **SS No. 2** for **SB 564** was withdrawn.

Senator Emery offered **SS No. 3** for **SB 564**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE BILL NO. 564

An Act to repeal sections 386.390 and 393.170, RSMo, and to enact in lieu thereof eleven new sections relating to public utilities, with an emergency clause for a certain section.

Senator Emery moved that **SS No. 3** for **SB 564** be adopted.

President Parson assumed the Chair.

Under the provisions of Senate Rule 91, Senator Hegeman requested to be excused from voting on the adoption of SS No. 3, perfection of the bill and all amendments, which request was granted.

President Pro Tem Richard assumed the Chair.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 3 for Senate Bill No. 564, Page 5, Section 393.1275, by deleting all of said section from the bill.

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Schaaf, the above amendment was withdrawn.

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 3 for Senate Bill No. 564, Section 386.390, Page 1, by removing the section from the bill.

Senator Schaaf moved that the above amendment be adopted.

Senator Onder assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

At the request of Senator Schaaf, the above amendment was withdrawn.

Senator Schaaf offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 3 for Senate Bill No. 564, Section 393.137, Page 3, by striking the section from the bill.

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

At the request of Senator Schaaf, the above amendment was withdrawn.

Senator Schaaf offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute No. 3 for Senate Bill No. 564, Section 393.170, Page 4, by striking the section from the bill.

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Emery, **SS No. 3** for **SB 564** was withdrawn, rendering **SA 4** moot.

Senator Emery offered **SS No. 4** for **SB 564**, entitled:

SENATE SUBSTITUTE NO. 4 FOR
SENATE BILL NO. 564

An Act to repeal sections 386.390, 393.170, and 393.1012, RSMo, and to enact in lieu thereof twenty-three new sections relating to public utilities, with an emergency clause for a certain section.

Senator Emery requested a waiver of the reading as the substitute was being distributed.

Senator Schaaf rose to object.

Senator Emery moved that the reading be waived as the substitute was being distributed.

Senator Schaaf raised the point of order that any senator has the right to request a bill to be read. The point of order was referred to the President Pro Tem, who ruled it not well taken.

The motion that the reading of **SS No. 4** for **SB 564** be waived was adopted.

Senator Emery moved that **SS No. 4** for **SB 564** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

President Parson assumed the Chair.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 4 for Senate Bill No. 564, Page 1, Section 386.390, by striking said section from the bill.

Senator Schaaf moved that the above amendment be adopted.

President Parson assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

Senator Rowden assumed the Chair.

Senator Wallingford assumed the Chair.

President Parson assumed the Chair.

Senator Onder assumed the Chair.

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

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 4 for Senate Bill No. 564, Section 393.137, Page 3, by striking said section from the bill.

Senator Schaaf moved that the above amendment be adopted.

On motion of Senator Kehoe, the Senate recessed until 5:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SA 2 to **SS No. 4** for **SB 564** was again taken up.

At the request of Senator Emery, **SS No. 4** for **SB 564** was withdrawn, rendering **SA 2** moot.

Senator Emery offered **SS No. 5** for **SB 564**, entitled:

SENATE SUBSTITUTE NO. 5 FOR
SENATE BILL NO. 564

An Act to repeal sections 386.266, 386.390, and 393.170, RSMo, and to enact in lieu thereof twelve new sections relating to public utilities, with an emergency clause for a certain section.

Senator Emery moved that **SS No. 5** for **SB 564** be adopted.

Senator Romine offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 5 for Senate Bill No. 564, Page 3, Section 386.266, Line 5 of said page, by striking "purpose" and inserting in lieu thereof the following: "**purposes**"; and further amend said line

by striking the word "electric" and inserting in lieu thereof the following: "**electrical**"; and further amend line 14, by striking "2018" and inserting in lieu thereof the following: "**2019**"; and

Further amend said bill and section, page 5, line 20 of said page, by striking the opening and closing brackets and the underlined language; and

Further amend said bill and section, page 6, line 14, by striking "subsections 3 and 4" and inserting in lieu thereof the following: "**subsection 3**"; and further amend line 21 by striking the word "report."; and

Further amend said bill, page 14, section 393.1400, line 14 of said page, by striking "ninety" and inserting in lieu thereof the following: "**eighty-five**"; and

Further amend said bill and section, page 16, line 19 of said page, by striking "thirty" and inserting in lieu thereof the following: "**six**"; and further amend line 21, by striking "thirty" and inserting in lieu thereof the following: "**twenty-five**"; and

Further amend said bill and section, page 17, line 25 of said page, by striking "shall" and inserting in lieu thereof the following: "**need**"; and

Further amend said bill, page 29, section 393.1655, line 1 of said page, by striking "three" and inserting in lieu thereof the following: "**two and eighty-five hundredths**"; and further amend line 3, by striking "three" and inserting in lieu thereof the following: "**two and eighty-five hundredths**"; and further amend line 19 by striking "subsection 6"; and further amend line 20 by striking all of said line and inserting in lieu thereof the following: "**section 393.1400, and**"; and

Further amend said bill and section, page 30, lines 2-3, by striking "either subsection 4 of section 393.1275 or"; and

Further amend said bill and section, page 31, lines 23-24 of said page, by striking "or terrorism" and inserting in lieu thereof the following: "**terrorism, or other event which threatens the financial integrity of the electrical corporation**".

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

Senator Emery moved that **SS No. 5** for **SB 564**, as amended, be adopted, which motion prevailed.

On motion of Senator Emery, **SS No. 5** for **SB 564**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1289, regarding Eagle Scout William M. Jefferis, Arnold, which was adopted.

Senator Riddle offered Senate Resolution No. 1290, regarding Jerome Krampe, Williamsburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1291, regarding Eagle Scout Russell Wilkens, which was adopted.

Senator Walsh offered Senate Resolution No. 1292, regarding the death of Dennis Edwards, Jr., Florissant, which was adopted.

Senator Kehoe offered Senate Resolution No. 1293, regarding Lorenzo Beach, Wichita, Kansas, which

was adopted.

Senator Romine offered Senate Resolution No. 1294, regarding John David "Dave" Ottomeyer, Hillsboro, which was adopted.

Senator Schatz offered Senate Resolution No. 1295, regarding Richard Davies "Dick" Juenger, Chesterfield, which was adopted.

Senator Schatz offered Senate Resolution No. 1296, regarding Richard Anthony "Rich" Guempel, Chesterfield, which was adopted.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, Hannah Scott, Erin Lowe, Shruti Gautam, Gianna Durante and Abigail Mayhan, representatives of National History Day in Missouri.

Senator Kehoe introduced to the Senate, President Dr. Michael Middleton, Lincoln University and Laura Bennett Smith, Jefferson City.

Senator Walsh introduced to the Senate, her cousin, Michael Lucido, St. Charles.

Senators Brown and Rowden introduced to the Senate, the Physicians of the Day, Dr. Daniel M. Schmidt, Richland and Dr. Daniel Jackson, Columbia.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, February 12, 2018.

SENATE CALENDAR

TWENTY-FIRST DAY–MONDAY, FEBRUARY 12, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden
SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286

THIRD READING OF SENATE BILLS

1. SB 626-Munzlinger (In Fiscal Oversight)
2. SS for SB 579-Libla (In Fiscal Oversight)
3. SS for SCS for SB 775-Brown
4. SB 649-Romine (In Fiscal Oversight)
5. SCS for SBs 807 & 577-Wasson
6. SS for SCS for SB 593-Wieland
7. SB 594-Wieland (In Fiscal Oversight)
8. SS for SCS for SB 586-Holsman
9. SB 708-Schatz
10. SB 573-Wallingford

SENATE BILLS FOR PERFECTION

1. SB 549-Wasson, with SCS
2. SB 550-Wasson, with SCS
3. SB 629-Wasson, with SCS
4. SB 663-Schatz, with SCS
5. SB 552-Dixon
6. SB 699-Sifton
7. SB 718-Eigel, with SCS
8. SB 581-Libla
9. SB 608-Hoskins
10. SB 623-Crawford, with SCS
11. SB 569-Cunningham
12. SB 590-Hegeman, with SCS
13. SB 597-Riddle
14. SB 826-Sater, with SCS
15. SB 625-Cierpiot
16. SB 599-Schatz
17. SBs 555 & 609-Brown, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS

SB 612-Koenig, with SCS
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 43-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIRST DAY—MONDAY, FEBRUARY 12, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"Show me Lord, your way, so that I may walk in your truth. Guide my heart to fear your name." (Psalm 86:6)

O Lord, once again we are so grateful for those who have cleared our roads and provided us with safe travel. And as we begin a new week we know our need of You and ask that You help us reach out and call upon You to be the servants we are called to be. So we ask You to bless us and the work we do here this week so that it may convey our concern for our people and provide the assistance they may need and to do what they are required to do. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Wednesday, February 7, 2018 was read in part.

Senator Kehoe moved that further reading of the Journal be dispensed with and the same be approved as though having been fully read.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend the Journal, front page 267, by inserting after the date the following in bold type: "The reader is cautioned that what is written herein does not adequately reflect what actually occured."

Senator Schaaf moved that the above amendment be adopted, which motion failed.

Senator Kehoe renewed his motion that the Journal be approved, which motion prevailed.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon

Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

Absent—Senators—None

Absent with leave—Senators—2

Munzlinger Schupp

Vacancies—1

RESOLUTIONS

Senator Sifton offered Senate Resolution No. 1297, regarding Donald Arthur "Don" Ehrhardt, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1298, regarding Robert Henry "Bob" Meurer, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1299, regarding Roger Allen Splean, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1300, regarding Detective Brian Boedicker, which was adopted.

Senator Sifton offered Senate Resolution No. 1301, regarding Officer Paul Moritz, which was adopted.

Senator Rizzo offered Senate Resolution No. 1302, regarding Steven Fields, Independence, which was adopted.

Senator Rowden offered Senate Resolution No. 1303, regarding Susan Perkins, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 1304, regarding Carolyn Roof, Columbia, which was adopted.

Senator Romine offered Senate Resolution No. 1305, regarding Teresa Moore, Farmington, which was adopted.

On motion of Senator Kehoe, the Senate adjourned until 4:45 p.m., Monday, February 12, 2018.

SENATE CALENDAR

TWENTY-SECOND DAY–MONDAY, FEBRUARY 12, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon SB 976-Sifton

SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden
SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286

THIRD READING OF SENATE BILLS

1. SB 626-Munzlinger (In Fiscal Oversight)
2. SS for SB 579-Libla (In Fiscal Oversight)
3. SS for SCS for SB 775-Brown
4. SB 649-Romine (In Fiscal Oversight)
5. SCS for SBs 807 & 577-Wasson
6. SS for SCS for SB 593-Wieland
7. SB 594-Wieland (In Fiscal Oversight)
8. SS for SCS for SB 586-Holsman
9. SB 708-Schatz
10. SB 573-Wallingford

SENATE BILLS FOR PERFECTION

1. SB 549-Wasson, with SCS
2. SB 550-Wasson, with SCS
3. SB 629-Wasson, with SCS
4. SB 663-Schatz, with SCS
5. SB 552-Dixon
6. SB 699-Sifton
7. SB 718-Eigel, with SCS
8. SB 581-Libla
9. SB 608-Hoskins
10. SB 623-Crawford, with SCS
11. SB 569-Cunningham
12. SB 590-Hegeman, with SCS
13. SB 597-Riddle
14. SB 826-Sater, with SCS
15. SB 625-Cierpiot
16. SB 599-Schatz
17. SBs 555 & 609-Brown, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 612-Koenig, with SCS
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 43-Munzlinger

✓

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SECOND DAY—MONDAY, FEBRUARY 12, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"You shall take no vengeance or bear a grudge against any of your people, but you shall love your neighbor as yourself; I am the Lord." (Leviticus 19:18)

"You, O Lord, have given us Your Word and Law, to assist us to live a victorious and abundant life as Your own. May that which we do here flow with the graciousness that we find in Your word and may we meet the challenges that we encounter in our work and with the various people that cross our path daily. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

INTRODUCTION OF BILLS

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

SB 993–By Nasheed, Curls and Hummel.

An Act to repeal section 82.487, RSMo, and to enact in lieu thereof two new sections relating to the office of financial empowerment.

SB 994–By Nasheed.

An Act to repeal sections 37.110 and 488.5320, RSMo, and to enact in lieu thereof fifteen new sections relating to the modernization of state technology resources.

SB 995–By Sater.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to an advisory council on rare diseases and personalized medicine.

SB 996–By Rowden.

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

SB 997–By Rowden.

An Act to repeal sections 192.2495 and 208.909, RSMo, and to enact in lieu thereof two new sections relating to background check requirements for certain in-home service providers, with penalty provisions.

REPORTS OF STANDING COMMITTEES

Senator Brown, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 912**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 907**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 574**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 591**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **SB 644**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **SB 832**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 786**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, Senator Kehoe submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 918**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 787**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 5** for **SB 564**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Wasson moved that **SB 549**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 549**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 549

An Act to repeal sections 620.809 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to financial incentives for job creation.

Was taken up.

Senator Wasson moved that **SCS** for **SB 549** be adopted.

Senator Wasson offered **SS** for **SCS** for **SB 549**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 549

An Act to repeal sections 620.809 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to the reauthorization of financial incentives for job creation.

Senator Wasson moved that **SS** for **SCS** for **SB 549** be adopted, which motion prevailed.

On motion of Senator Wasson **SS** for **SCS** for **SB 549** was declared perfected and ordered printed.

At the request of Senator Wasson, **SB 550**, with **SCS**, was placed on the Informal Calendar.

Senator Wasson moved that **SB 629**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 629**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 629

An Act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

Was taken up.

Senator Wasson moved that **SCS** for **SB 629** be adopted, which motion prevailed.

On motion of Senator Wasson, **SCS** for **SB 629** was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1411**, entitled:

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to the disclosure of privileged information obtained during a peer support counseling session.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1605**, entitled:

An Act to repeal sections 8.003, 8.007, 8.015, and 8.017, RSMo, and to enact in lieu thereof four new sections relating to the Missouri state capitol commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1446**, entitled:

An Act to repeal section 115.124, RSMo, and to enact in lieu thereof one new section relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1350**, entitled:

An Act to repeal sections 192.2495 and 208.909, RSMo, and to enact in lieu thereof two new sections relating to background check requirements for certain in-home service providers, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1415**, entitled:

An Act to amend chapters 160 and 168, RSMo, by adding thereto two new sections relating to educational workforce development.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1370**, entitled:

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to financial accountability of public schools.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1267**, entitled:

An Act to repeal sections 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof five new sections relating to online institutions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1691**, entitled:

An Act to repeal sections 386.510 and 386.515, RSMo, and to enact in lieu thereof two new sections relating to the public service commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1838**, entitled:

An Act to authorize the conveyance of certain state property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1413**, entitled:

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to labor organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1653**, entitled:

An Act to repeal section 311.355, RSMo, and to enact in lieu thereof one new section relating to intoxicating liquor.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1251**, entitled:

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1879**, entitled:

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof ten new sections relating to financial transactions involving public entities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1859**, entitled:

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to mutual aid agreements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Rowden assumed the Chair.

REFERRALS

President Pro Tem Richard referred **SCR 43** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SB 573** to the Committee on Fiscal Oversight.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Tuesday, February 13, 2018.

SENATE CALENDAR

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TWENTY-THIRD DAY–TUESDAY, FEBRUARY 13, 2018

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden

SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater
SB 993-Nasheed, et al
SB 994-Nasheed
SB 995-Sater
SB 996-Rowden
SB 997-Rowden

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads

THIRD READING OF SENATE BILLS

1. SB 626-Munzlinger (In Fiscal Oversight)
2. SS for SB 579-Libla (In Fiscal Oversight)
3. SS for SCS for SB 775-Brown
4. SB 649-Romine (In Fiscal Oversight)
5. SCS for SBs 807 & 577-Wasson
6. SS for SCS for SB 593-Wieland
7. SB 594-Wieland (In Fiscal Oversight)
8. SS for SCS for SB 586-Holsman
9. SB 708-Schatz
10. SB 573-Wallingford (In Fiscal Oversight)
11. SS#5 for SB 564-Emery

SENATE BILLS FOR PERFECTION

1. SB 663-Schatz, with SCS
2. SB 552-Dixon
3. SB 699-Sifton
4. SB 718-Eigel, with SCS
5. SB 581-Libla
6. SB 608-Hoskins
7. SB 623-Crawford, with SCS
8. SB 569-Cunningham
9. SB 590-Hegeman, with SCS
10. SB 597-Riddle
11. SB 826-Sater, with SCS
12. SB 625-Cierpiot

13. SB 599-Schatz
14. SBs 555 & 609-Brown, with SCS
15. SB 912-Rowden, with SCS
16. SB 907-Kehoe, with SCS
17. SB 574-Wallingford, with SCS
18. SB 591-Hegeman, with SCS
19. SB 644-Cunningham, with SCS
20. SB 832-Rowden, with SCS
21. SB 786-Schupp
22. SB 918-Munzlinger, with SCS
23. SB 787-Curls, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 612-Koenig, with SCS
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-THIRD DAY—TUESDAY, FEBRUARY 13, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I have chosen the way of faithfulness; I set your ordinances before me." (Psalm 119:30)

There is much that can distract us, O God, and there are things that would tempt us to not be faithful to that which You have called us to do. So we ask that You help us to live a just life faithful to Your law and to You so we may express Your mercy, love and grace that is beneficial and helpful to others. In Your Holy Name we pray. Amen

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Hummel offered Senate Resolution No. 1306, regarding Karl H. Sonderman, St. Louis, which was adopted.

Senator Sater offered Senate Resolution No. 1307, regarding Cole DelosSantos, which was adopted.

Senator Sater offered Senate Resolution No. 1308, regarding Greg Leach, which was adopted.

Senator Sater offered Senate Resolution No. 1309, regarding Marcia Sadler, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1310, regarding Dr. Billy Redus, Aurora, which was adopted.

On behalf of Senator Richard, Senator Kehoe offered Senate Resolution No. 1311, regarding Marlene DeClue, Everton, which was adopted.

INTRODUCTION OF BILLS

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

SB 998–By Schatz.

An Act to repeal section 414.032, RSMo, and to enact in lieu thereof one new section relating to fuel standards.

SB 999–By Rowden.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

SB 1000–By Rowden.

An Act to amend chapter 227, RSMo, by adding thereto on new section relating to the designation of memorial infrastructure.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 549** and **SCS** for **SB 629**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Schatz moved that **SB 663**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 663**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 663

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to land clearance projects.

Was taken up.

Senator Schatz moved that **SCS** for **SB 663** be adopted.

At the request of Senator Schatz, **SB 663**, with **SCS** (pending), was placed on the Informal Calendar.

Senator Dixon moved that **SB 552** be taken up for perfection which motion prevailed.

Senator Dixon offered **SS** for **SB 552**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 552

An Act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof six new sections relating to official misconduct, with penalty provisions.

Senator Dixon moved that **SS** for **SB 552** be adopted.

Senator Holsman offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 552, Page 1, Section 29.225, Line 8 by inserting immediately after "officials," the following "exclusively".

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

Senator Emery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 552, Page 1, Section 29.225, Line 13 of said page, by striking the word "violate" and inserting in lieu thereof the following: "**expand the powers or duties of the auditor as established in**".

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

Senator Rowden assumed the Chair.

President Parson assumed the Chair.

At the request of Senator Dixon, **SB 552**, with **SS** (pending), was placed on the Informal Calendar.

Senator Sifton moved that **SB 699** be taken up for perfection, which motion prevailed.

Senator Sifton offered **SS** for **SB 699**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 699

An Act to repeal section 208.146, RSMo, and to enact in lieu thereof one new section relating to the ticket to work health assurance program.

Senator Sifton moved that **SS** for **SB 699** be adopted.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 699, Page 5, Section 208.146, Line 17 of said page, by inserting after "policy" the following: "**for only personal care assistance services, as defined in section**

208.900, and related costs"; and further amend line 18 of said page, by striking "and may only be"; and further amend lines 19-20 of said page, by striking said lines and inserting in lieu thereof the following: "**.**".

Senator Sater moved that the above amendment be adopted.

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

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 699, Page 1, Line 4 of said amendment, by inserting immediately after the word "costs" the following: "**and nonemergency medical transportation**".

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

SA 1, as amended, was again taken up.

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

Senator Sifton moved that **SS** for **SB 699**, as amended, be adopted, which motion prevailed.

On motion of Senator Sifton, **SS** for **SB 699**, as amended, was declared perfected and ordered printed.

Senator Eigel moved that **SB 718**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 718**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718

An Act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication.

Was taken up.

Senator Eigel moved that **SCS** for **SB 718** be adopted, which motion prevailed.

On motion of Senator Eigel, **SCS** for **SB 718** was declared perfected and ordered printed.

Senator Libla moved that **SB 581** be taken up for perfection, which motion prevailed.

On motion of Senator Libla, **SB 581** was declared perfected and ordered printed.

At the request of Senator Hoskins, **SB 608** was placed on the Informal Calendar.

Senator Crawford moved that **SB 623**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 623**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 623

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

Was taken up.

Senator Crawford moved that **SCS** for **SB 623** be adopted.

Senator Nasheed requested a roll call vote be taken on the adoption of **SCS** for **SB 623**. She was joined in her request by Senators Kehoe, Libla, Sater and Walsh.

SCS for **SB 623** was adopted by the following vote:

YEAS—Senators

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

Wieland—29

NAYS—Senators—None

Absent—Senators

Brown Chappelle-Nadal—2

Absent with leave—Senators

Richard Wasson—2

Vacancies—1

On motion of Senator Crawford, **SCS** for **SB 623** was declared perfected and ordered printed.

Senator Cunningham moved that **SB 569** be taken up for perfection, which motion prevailed.

On motion of Senator Cunningham, **SB 569** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
February 13, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Kurt L. Killen, Republican, 5607 Northwest Oakridge Court, Platte Woods, Platte County, Missouri 64151, as a member of the Platte County Election Board, for a term ending January 11, 2019, and until his successor is duly appointed and qualified; vice, Kurt L. Killen, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
February 13, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Nicole E. Wood, Republican, 583 East Capri Drive, Bonne Terre, Saint Francois County, Missouri 63628, as a member of the Conservation Commission, for a term ending June 30, 2023, and until her successor is duly appointed and qualified; vice, Nicole E. Wood, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1367**, entitled:

An Act to amend chapters 328 and 329, RSMo, by adding thereto two new sections relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1420**, entitled:

An Act to repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the early learning quality assurance report.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1930**, entitled:

An Act to repeal section 71.286, RSMo, and to enact in lieu thereof one new section relating to regulation of the display of the United States flag.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1312, regarding Mr. James George Tergin, which was adopted.

INTRODUCTION OF GUESTS

Senator Dixon introduced to the Senate, the Physician of the Day, Dr. Matthew Stinson, Springfield.

Senator Crawford introduced to the Senate, Tony Berry, Brad Sterling, Sammy Jacobson, Kyle Lancaster, Paula Hubbert and Mona Coleman, Bolivar.

Senator Romine introduced to the Senate, Larry Payne, and teachers and students from the Cisco Network Academy program.

Senator Sifton introduced to the Senate, Superintendent John Simpson, Steve Loher, Jo Doll and Jean Dugan, and students Joe Castleman and Phillip Freeman, Webster Groves High School.

Senator Romine introduced to the Senate, Rick Rudloff, Terry McDaniel, David Bova and Martha Resinger, Ste Genevieve.

Senator Curls introduced to the Senate, Steven Hardy and Carlos Pereza, Raytown; and Lauren McGinnis, Kansas City.

On behalf of Senator Wasson and himself, Senator Dixon introduced to the Senate, Linda Daughtery, Nixa.

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

SENATE CALENDAR

———

TWENTY-FOURTH DAY–WEDNESDAY, FEBRUARY 14, 2018

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden
SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater
SB 993-Nasheed, et al
SB 994-Nasheed
SB 995-Sater
SB 996-Rowden
SB 997-Rowden
SB 998-Schatz
SB 999-Rowden
SB 1000-Rowden

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot

HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads
HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930

THIRD READING OF SENATE BILLS

1. SB 626-Munzlinger (In Fiscal Oversight)
2. SS for SB 579-Libla (In Fiscal Oversight)
3. SS for SCS for SB 775-Brown
4. SB 649-Romine (In Fiscal Oversight)
5. SCS for SBs 807 & 577-Wasson
6. SS for SCS for SB 593-Wieland
7. SB 594-Wieland (In Fiscal Oversight)
8. SS for SCS for SB 586-Holsman
9. SB 708-Schatz
10. SB 573-Wallingford (In Fiscal Oversight)
11. SS#5 for SB 564-Emery
12. SS for SCS for SB 549-Wasson
13. SCS for SB 629-Wasson

SENATE BILLS FOR PERFECTION

1. SB 590-Hegeman, with SCS
2. SB 597-Riddle
3. SB 826-Sater, with SCS
4. SB 625-Cierpiot
5. SB 599-Schatz
6. SBs 555 & 609-Brown, with SCS
7. SB 912-Rowden, with SCS
8. SB 907-Kehoe, with SCS
9. SB 574-Wallingford, with SCS
10. SB 591-Hegeman, with SCS
11. SB 644-Cunningham, with SCS
12. SB 832-Rowden, with SCS
13. SB 786-Schupp
14. SB 918-Munzlinger, with SCS
15. SB 787-Curls, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)

SB 547-Munzlinger, with SCS

SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 608-Hoskins
SB 612-Koenig, with SCS
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FOURTH DAY—WEDNESDAY, FEBRUARY 14, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 569**, **SCS** for **SB 623**, **SB 581**, **SCS** for **SB 718** and **SS** for **SB 699**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

Senator Kehoe referred the Gubernatorial Appointments appearing on pages 298 and 299 of the Senate Journal for Tuesday, February 13, 2018 to the Committee on Gubernatorial Appointments.

Senator Kehoe referred **SS No. 5** for **SB 564**, **SS** for **SCS** for **SB 549** and **SCS** for **SB 629** to the Committee on Fiscal Oversight.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Reverend Carl Gauck offered the following prayer:

"Behold, you are beautiful, my love, behold, you are beautiful." (Song of Solomon 4:1)

This is a mixture of a day we celebrate the greatness of love that we have with and for those You have given to us O God. So on this Valentine's Day we are especially grateful and mindful for who love us. So help us find ways to more perfectly express our love in words and action. And we are mindful that this day is a special day for Christians that we mark as Ash Wednesday. It is also a time to begin a reflective period of our lives before You and our need of Your love and forgiveness. So bless us this day so we may in humility and repentance share Your love with those that mean so much to us and those You have placed in our lives. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read.

Senator Kehoe moved that further reading of the Journal be dispensed with and the same be approved as though having been fully read.

Senator Wallingford assumed the Chair.

President Parson assumed the Chair.

Senator Wallingford assumed the Chair.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend the Journal by inserting after the date, the following: "A.D."

Senator Schaaf moved that the above amendment be adopted.

President Parson assumed the Chair.

Senator Wallingford assumed the Chair.

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

Senator Kehoe renewed his motion that the Journal be approved, which motion prevailed.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Koenig offered Senate Resolution No. 1313, regarding Charles Rick Wilken, Valley Park, which was adopted.

Senator Koenig offered Senate Resolution No. 1314, regarding Robert Lee "Bob" Stevens, Jr., Ballwin, which was adopted.

Senator Libla offered Senate Resolution No. 1315, regarding Herman Styles, Jr., Poplar Bluff, which

was adopted.

Senator Hegeman offered Senate Resolution No. 1316, regarding Bruce Burdick, which was adopted.

Senator Hegeman offered Senate Resolution No. 1317, regarding Mary Ellen Jenkins, Plattsburg, which was adopted.

Senator Hegeman offered Senate Resolution No. 1318, regarding Jim Galbreath, Barnard, which was adopted.

Senator Hegeman offered Senate Resolution No. 1319, regarding the Sixty-fifth Wedding Anniversary of Jerry and Susanne Arnold, Saint Joseph, which was adopted.

Senator Hegeman offered Senate Resolution No. 1320, regarding the Sixtieth Wedding Anniversary of Louis and Carolyn Holt, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1321, regarding the Fiftieth Wedding Anniversary of Ross and Cheryl Bilby, Rosendale, which was adopted.

Senator Hegeman offered Senate Resolution No. 1322, regarding Joyce Scott, King City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1323, regarding Eddie Young, which was adopted.

Senator Hegeman offered Senate Resolution No. 1324, regarding Randy Miller, which was adopted.

Senator Hegeman offered Senate Resolution No. 1325, regarding Garold Kurtz, which was adopted.

Senator Hegeman offered Senate Resolution No. 1326, regarding the Ninetieth Birthday of Don Hall, Mound City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1327, regarding the Ninety-fifth Birthday of Lois Derr, Maitland, which was adopted.

Senator Hoskins offered Senate Resolution No. 1328, regarding Lynn Knoch, Lawson, which was adopted.

COMMUNICATIONS

February 14, 2018

Ms. Adriane Crouse
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Due to my absence during the legislative days, February 14 and February 15, 2018, I authorize the Senate Majority Floor Leader to exercise the following duties:

1. Refer bills to the Committee on Fiscal Oversight
2. Take reports of Standing Committees
3. Refer Gubernatorial appointments to the Committee on Gubernatorial Appointments
4. Second read bills

This authorization shall no longer be in force should I return before February 15, 2018.

Sincerely,

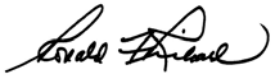

Ron Richard
President Pro Tem

INTRODUCTION OF GUESTS

Senator Brown introduced to the Senate, his son Justin and grandson Brody, and Cord Jenkins, April King and Hannah Strain, Rolla FFA Chapter.

Senator Munzlinger introduced to the Senate, Sam Richardson and Penny Henry, and Lydia Brandon, Anna Kate Link, Madeline Mystrik and Vi Tran, representatives of University of Missouri Randolph County Youth EXCEL, Moberly.

On behalf of Senators Wasson, Cunningham and himself, Senator Dixon introduced to the Senate, the Physicians of the Day, Dr. Brian Biggers and Dr. Nick Timmerwickle, Springfield.

Senator Cunningham introduced to the Senate, Advisors Tiffany Kauffman and Mickey Plummer, and students Lily Breesawitz, Eli Franklin, Kaitlyn Jones, Catlin Salkil, Bryent Willis and Logan Young, Seymour FFA.

Senator Eigel introduced to the Senate, Andrew Stewart and twelve students from Lewis and Clark Technical School, St. Charles.

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

SENATE CALENDAR

TWENTY-FIFTH DAY–THURSDAY, FEBRUARY 15, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 975-Dixon
SB 976-Sifton
SB 977-Crawford
SB 978-Romine
SB 979-Walsh
SB 980-Riddle
SB 981-Wieland
SB 982-Wieland
SB 983-Dixon
SB 984-Wallingford
SB 985-Riddle
SB 986-Riddle
SB 987-Nasheed
SB 988-Rowden
SB 989-Hoskins
SB 990-Hegeman
SB 991-Sifton
SB 992-Sater
SB 993-Nasheed, et al
SB 994-Nasheed
SB 995-Sater
SB 996-Rowden

SB 997-Rowden
SB 998-Schatz
SB 999-Rowden
SB 1000-Rowden

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads
HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930

THIRD READING OF SENATE BILLS

1. SB 626-Munzlinger (In Fiscal Oversight)
2. SS for SB 579-Libla (In Fiscal Oversight)
3. SS for SCS for SB 775-Brown
4. SB 649-Romine (In Fiscal Oversight)
5. SCS for SBs 807 & 577-Wasson
6. SS for SCS for SB 593-Wieland
7. SB 594-Wieland (In Fiscal Oversight)
8. SS for SCS for SB 586-Holsman
9. SB 708-Schatz
10. SB 573-Wallingford (In Fiscal Oversight)
11. SS#5 for SB 564-Emery (In Fiscal Oversight)
12. SS for SCS for SB 549-Wasson (In Fiscal Oversight)
13. SCS for SB 629-Wasson (In Fiscal Oversight)
14. SB 569-Cunningham
15. SCS for SB 623-Crawford
16. SB 581-Libla
17. SCS for SB 718-Eigel
18. SS for SB 699-Sifton

SENATE BILLS FOR PERFECTION

1. SB 590-Hegeman, with SCS
2. SB 597-Riddle
3. SB 826-Sater, with SCS
4. SB 625-Cierpiot
5. SB 599-Schatz
6. SBs 555 & 609-Brown, with SCS
7. SB 912-Rowden, with SCS
8. SB 907-Kehoe, with SCS

9. SB 574-Wallingford, with SCS
10. SB 591-Hegeman, with SCS
11. SB 644-Cunningham, with SCS
12. SB 832-Rowden, with SCS
13. SB 786-Schupp
14. SB 918-Munzlinger, with SCS
15. SB 787-Curls, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 608-Hoskins
SB 612-Koenig, with SCS
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIFTH DAY—THURSDAY, FEBRUARY 15, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"He will swallow up death forever, and the Lord God will wipe away tears from all faces…" (Isaiah 25:7)

Almighty God, we gather with visions and confusion in our minds at how can the death of 17 students and administrators and over a dozen injured happen. We pray that You might provide Your loving care granting to those who mourn the assurance of Your merciful presence. We pray give strength and healing to the injured and comforted all in need of Your mercy in the days ahead. Help us to know how we might help in this situation and what can be done to keep this from happening here in Missouri. Bless us who trust in Your everlasting care and love, guiding us to be the people you mean for us to be. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read.

Senator Kehoe moved that further reading of the Journal be dispensed with and the same be approved as though having been fully read.

A moment of silence was observed for the victims and families of the Parkland, Florida school shooting.

Senator Chappelle-Nadal offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend the Journal, Page 303, by inserting after the date the following: "A.D.".

Senator Chappelle-Nadal moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Chappelle-Nadal, **SA 1** was withdrawn.

Senator Kehoe renewed his motion that the Journal be approved, which motion prevailed

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1329, regarding Beth Dessem, Columbia, which was adopted.

Senator Romine offered Senate Resolution No. 1330, regarding Wayne Schweigert, Zell, which was adopted.

Senator Libla offered Senate Resolution No. 1331, regarding Paul Schuerenberg, which was adopted.

Senator Libla offered Senate Resolution No. 1332, regarding Mary Jane Bader, which was adopted.

Senator Libla offered Senate Resolution No. 1333, regarding Bill Moriarty, which was adopted.

Senator Libla offered Senate Resolution No. 1334, regarding Randy Vandiver, which was adopted.

Senator Libla offered Senate Resolution No. 1335, regarding John Holland, which was adopted.

Senator Libla offered Senate Resolution No. 1336, regarding Raymond Aubuchon, which was adopted.

Senator Libla offered Senate Resolution No. 1337, regarding Cheryl Allen, which was adopted.

Senator Libla offered Senate Resolution No. 1338, regarding Doyle Sappington, which was adopted.

Senator Libla offered Senate Resolution No. 1339, regarding Jim Mayo, which was adopted.

Senator Libla offered Senate Resolution No. 1340, regarding James C. "Jay" Barber, Essex, which was adopted.

Senator Libla offered Senate Resolution No. 1341, regarding Kermit "Buck" Lancey, which was adopted.

Senator Rizzo offered Senate Resolution No. 1342, regarding the death of Josephine Ann Privitera, which was adopted.

Senator Schaaf offered the following resolution, which was read:

SENATE RESOLUTION NO. 1343

Whereas, on December 29, 2017, a legal action was filed against Governor Greitens and the custodian of records for the Governor's office that seeks to bar the Governor and his staff from using the Confide app on their cell phones and to reveal the names of all gubernatorial staffers

that have used the software; and

Whereas, the Confide app allowed the Governor to circumvent the Missouri Open Records Law, commonly known as the Sunshine Law, by immediately deleting text messages sent by the Governor and his staffers that related to public business of the state; and

Whereas, the legal action alleges that the Governor is violating the Sunshine Law by the use of the Confide app in that "The use of automatic communication destroying software by elected officials and government employees is illegal and constitutes an ongoing conspiracy to violate the Missouri Sunshine law and Missouri State and Local Records law, not to mention a significant affront to the open government and democratic traditions of Missouri and the United States"; and

Whereas, the Governor and the custodian of records are represented in the legal action by attorneys of the Dowd Bennett, a private law firm based in St. Louis, Missouri; and

Whereas, Attorney General Hawley has no involvement in the action, despite the fact that the lawsuit alleges violations of the Missouri Sunshine Law; and

Whereas, it is the responsibility of the Attorney General, as chief law enforcement officer of the state and especially regarding the Missouri Sunshine Law, to represent the state in a case that could have vital implications on how the Sunshine Law is interpreted in future matters; and

Whereas, by abdicating any role in this action, the Attorney General is allowing private attorneys to represent the interests of the state regarding the Sunshine Law; and

Whereas, it is further troubling that the attorneys representing the Governor in this action are also representing the Governor in an investigation being conducted by the St. Louis Circuit Attorney regarding criminal allegations against the Governor, in his capacity as a private citizen; and

Whereas, the representation of the Governor in both matters presents the potential for a serious conflict of interest that could be obviated by the Attorney General representing the Governor in the Sunshine Law action:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, hereby demand that the Attorney General of the state of Missouri defend the laws of this state by representing the Governor and the Governor's custodian of records in the matter of *Sansone v. Greitens* pending in the Cole County Circuit Court; and

Be It Further Resolved that if the Attorney General believes there is a conflict that prevents his representation of the Governor and his custodian of records in this matter, then the Attorney General should appoint a special assistant attorney general, as has been done previously by past Attorneys General under established procedures, that would have the same powers, privileges, and duties as the Attorney General in such matter; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Missouri Attorney General.

Senator Hummel offered Senate Resolution No. 1344, regarding Eagle Scout Brendan Alan Haantz, Saint Louis, which was adopted.

Senator Libla offered Senate Resolution No. 1345, regarding Alvin Flowers, which was adopted.

Senator Libla offered Senate Resolution No. 1346, regarding Valdis Imants Zalite, Cape Girardeau, which was adopted.

Senator Hummel offered Senate Resolution No. 1347, regarding the death of Donnell "Donnie" Shelton, St. Louis, which was adopted.

INTRODUCTION OF BILLS

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

SB 1001–By Hegeman.

An Act to repeal sections 58.451 and 58.720, RSMo, and to enact in lieu thereof two new sections relating to death investigations.

SB 1002–By Hegeman.

An Act to amend chapters 59, 442, and 486, RSMo, by adding thereto seventeen new sections relating to electronic certification of documents, with a penalty provision and a delayed effective date.

SB 1003–By Wasson, Cunningham, Libla, Wallingford and Kehoe.

An Act to repeal section 144.011, RSMo, and to enact in lieu thereof one new section relating to sales and use tax exemptions.

SB 1004–By Schupp.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to the trauma-informed care for children and families board.

SB 1005–By Sifton.

An Act to repeal sections 302.574 and 479.500, RSMo, and to enact in lieu thereof two new sections relating to driver's license revocation proceedings for refusals to submit to chemical tests, with existing penalty provisions.

SB 1006–By Cunningham.

An Act to repeal sections 254.075, 254.150, 254.160, 254.170, 254.180, and 254.210, RSMo, and to enact in lieu thereof two new sections relating to yield taxes on forest croplands.

Senator Kehoe announced photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

Senator Kehoe assumed the Chair.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 660**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 892**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 951**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following reports:

Mr. President: Your Committee on Economic Development, to which was referred **SB 631**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Economic Development, to which were referred **SB 632** and **SB 675**,

begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 806**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 882**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 681**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 695**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which were referred **SB 603**, **SB 576** and **SB 898**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 813**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 793**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 909**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **SB 946** and **SB 947**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 871**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 727**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 840**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 848**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 600**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 769**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 860**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 592**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 774**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 757**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 752**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 861**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **SB 596**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **SB 849**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which were referred **SB 617**, **SB 611** and **SB 667**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 674**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **SB 767**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **SB 881**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SB 649**; **SCS** for **SB 629**; **SB 626**; **SB 594**; **SB 573**; **SS No. 5** for **SB 564**; and **SS** for **SCS** for **SB 549**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Rowden assumed the Chair.

CONCURRENT RESOLUTIONS

Senator Nasheed offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 44

Relating to youth violence

Whereas, youth across this state are committing acts of violence against one another and throughout their communities; and

Whereas, a national survey by the Centers for Disease Control and Prevention (CDC) found that United States adults reported approximately 1.56 million incidents of victimization by perpetrators estimated to be between 12 and 20 years of age; and

Whereas, the CDC states, "Violence is a serious public health problem in the United States. From infants to the elderly, it affects people in all stages of life. In 2007, more than 18,000 people were victims of homicide and more than 34,000 took their own life"; and

Whereas, the CDC reports that many people survive violence and are left with permanent physical and emotional scars and that violence erodes communities by reducing productivity, decreasing property values, and disrupting social services; and

Whereas, a national initiative led by the CDC, Striving to Reduce Youth Violence Everywhere (STRYVE), assists communities in applying a public health perspective to preventing youth violence; and

Whereas, in 1985, former United States Surgeon General C. Everett Koop declared violence as a public health issue and called for the application of the science of public health to the treatment and prevention of violence; and

Whereas, in 2000, former United States Surgeon General David Satcher declared youth violence as a public health epidemic; and

Whereas, Dr. Satcher released a report that deems youth violence as a threat to public health and calls for federal, state, local, and private entities to invest in research on youth violence and for the use of the knowledge gained to inform intervention programs; and

Whereas, the report states that the public health approach to youth violence involves identifying risk and protective factors, determining how they work, making the public aware of these findings, and designing programs to prevent or stop the violence; and

Whereas, the 2000 public health report calls for national resolve to confront the problem of youth violence systematically; to facilitate entry of youth into effective intervention programs rather than incarceration; to improve public awareness of effective interventions; to convene youth, families, researchers, and public and private organizations for a periodic youth violence summit; to develop new collaborative multidisciplinary partnerships; and to hold periodic, highly visible national summits; and

Whereas, an individual's characteristics, experiences, and environmental conditions during childhood and adolescence are an indicator of future violent behavior; and

Whereas, ages 15 through 18, the ages that students spend in high school, are the peak years of offending; and

Whereas, there is concern about high school dropout rates, academic performance, and violence in schools across this state; and

Whereas, according to the Yale School of Medicine Child Study Center, the Comer School Development Program offers low-achieving schools assistance in creating a conducive learning environment while providing a solid foundation for students; and

Whereas, the work of the Yale School of Medicine Child Study Center has demonstrated that, "When teachers, administrators, parents, and mature adults interact with students in a supportive school environment and culture and provide adequate instruction in a way that mediates physical, social-interactive, psycho-emotional, moral-ethical, linguistic and cognitive-intellectual development, acceptable academic achievement will take place"; and

Whereas, the Comer School Development Program is an operating system comprised of three teams: the School Planning and Management Team, the Student and Staff Support Team, and the Parent Team, which work together to create a comprehensive school plan; and

Whereas, the Comer School Development Program model is guided by three principles: decision-making by consensus, no-fault problem

solving, and collaboration; and

Whereas, due to the violence epidemic, youth suffer from either primary or secondary trauma. Primary trauma is trauma associated with the violent death of a loved one. Secondary trauma results from exposure to violence present within their community; and

Whereas, exposure to violence in families and communities, as well as exposure to homicidal death, can lead to youth-specific post-traumatic stress disorder with complex effects as well as homicidal grief; and

Whereas, trauma is not easily visible within youth because it requires proper assessment and, due to the amount of violence youth are currently exposed to, measures should be taken to properly assess the issue; and

Whereas, the experience of trauma impacts children of all situations and conditions across this state; and

Whereas, in August 2007, the CDC deemed schools as providing "a critical opportunity for changing societal behavior because almost the entire population is engaged in this institution for many years, starting at an early and formative period" and "Universal school-based violence prevention programs represent an important means of reducing violent and aggressive behavior in the United States":

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby declare youth violence as a public health epidemic and support the establishment of statewide trauma-informed education; and

Be It Further Resolved that June seventh of each year shall be known and is designated as "Christopher Harris Day" in Missouri to remember children in St. Louis and throughout the state of Missouri lost to violence; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

SECOND READING OF SENATE BILLS

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

SRB 975—Judiciary and Civil and Criminal Jurisprudence.

SB 976—Judiciary and Civil and Criminal Jurisprudence.

SB 977—Agriculture, Food Production and Outdoor Resources.

SB 978—Commerce, Consumer Protection, Energy and the Environment.

SB 979—Education.

SB 980—Local Government and Elections.

SB 981—Insurance and Banking.

SB 982—Insurance and Banking.

SB 983—Judiciary and Civil and Criminal Jurisprudence.

SB 984—Veterans and Military Affairs.

SB 985—Seniors, Families and Children.

SB 986—Seniors, Families and Children.

SB 987—Government Reform.

SB 988—Professional Registration.

SB 989—Ways and Means.

SB 990—Education.

SB 991—Seniors, Families and Children.

SB 992—Seniors, Families and Children.

SB 993—Local Government and Elections.

SB 994—Government Reform.

SB 995—Seniors, Families and Children.

SB 996—Judiciary and Civil and Criminal Jurisprudence.

SB 997—Seniors, Families and Children.

SB 998—Agriculture, Food Production and Outdoor Resources.

SB 999—Transportation, Infrastructure and Public Safety.

SB 1000—Transportation, Infrastructure and Public Safety.

THIRD READING OF SENATE BILLS

SB 626, introduced by Senator Munzlinger, entitled:

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to distribution of petroleum products.

Was taken up.

On motion of Senator Munzlinger, **SB 626** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SB 775**, introduced by Senator Brown, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 775

An Act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

Was taken up.

On motion of Senator Brown, **SS** for **SCS** for **SB 775** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 649, introduced by Senator Romine, entitled:

An Act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to the per ton fee for using explosives.

Was taken up.

On motion of Senator Romine, **SB 649** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SBs 807** and **577**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 807 and 577

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof ten new sections relating to higher education, with an existing penalty provision.

Was taken up by Senator Wasson.

On motion of Senator Wasson, **SCS** for **SBs 807** and **577** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery Schaaf—2

Absent—Senator Nasheed—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SB 593**, introduced by Senator Wieland, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 593

An Act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

Was taken up.

On motion of Senator Wieland, **SS** for **SCS** for **SB 593** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 594, introduced by Senator Wieland, entitled:

An Act to repeal section 379.321, RSMo, and to enact in lieu thereof one new section relating to insurance markets for commercial insurance.

Was taken up.

On motion of Senator Wieland, **SB 594** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Dixon—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SB 586**, introduced by Senator Holsman, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 586

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on disaster preparedness and awareness.

Was taken up.

On motion of Senator Holsman, **SS** for **SCS** for **SB 586** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 708, introduced by Senator Schatz, entitled:

An Act to repeal sections 105.1073, 303.020, 303.030, 303.120, 303.190, 303.240, 379.110, and

379.118, RSMo, and to enact in lieu thereof nine new sections relating to motor vehicle financial responsibility, with an effective date for certain sections.

Was taken up.

On motion of Senator Schatz, **SB 708** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 573, introduced by Senator Wallingford, entitled:

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to income tax deductions for military personnel.

Was taken up.

On motion of Senator Wallingford, **SB 573** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS No. 5 for **SB 564**, introduced by Senator Emery, entitled:

SENATE SUBSTITUTE NO. 5 FOR
SENATE BILL NO. 564

An Act to repeal sections 386.266, 386.390, and 393.170, RSMo, and to enact in lieu thereof twelve new sections relating to public utilities, with an emergency clause for a certain section.

Was taken up.

Pursuant to Senate Rule 91, Senator Hegeman requested to be excused from voting on the 3rd Reading of **SS No. 5** for **SB 564** and the emergency clause, which request was granted.

On motion of Senator Emery, **SS No. 5** for **SB 564** was read the 3rd time and passed by the following vote:

YEAS—Senators

Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel	Emery
Holsman	Hoskins	Hummel	Kehoe	Koenig	Munzlinger	Nasheed
Onder	Riddle	Rizzo	Rowden	Sater	Schatz	Sifton
Wallingford	Walsh	Wasson	Wieland—25			

NAYS—Senators

Brown	Chappelle-Nadal	Libla	Romine	Schaaf	Schupp—6

Absent—Senators—None

Absent with leave—Senator Richard—1

Excused from voting—Senator Hegeman—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Holsman	Hoskins	Hummel	Kehoe	Koenig	Munzlinger
Nasheed	Onder	Riddle	Rizzo	Rowden	Sater	Schatz
Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—27	

NAYS—Senators

Chappelle-Nadal	Libla	Romine—3

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Excused from voting—Senator Hegeman—1

Vacancies—1

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

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

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

SS for **SCS** for **SB 549**, introduced by Senator Wasson, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 549

An Act to repeal sections 620.809 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to the reauthorization of financial incentives for job creation.

Was taken up.

On motion of Senator Wasson, **SS** for **SCS** for **SB 549** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery	Koenig—2

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 629**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 629

An Act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

Was taken up by Senator Wasson.

On motion of Senator Wasson, **SCS** for **SB 629** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Chappelle-Nadal	Eigel	Koenig—3

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 569, introduced by Senator Cunningham, entitled:

An Act to repeal sections 456.1-103 and 456.8-808, RSMo, and to enact in lieu thereof two new sections relating to immunity for trustees.

Was taken up.

On motion of Senator Cunningham, **SB 569** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 623**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 623

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

Was taken up by Senator Crawford.

On motion of Senator Crawford, **SCS** for **SB 623** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 581, introduced by Senator Libla, entitled:

An Act to repeal section 535.300, RSMo, and to enact in lieu thereof one new section relating to security

deposits held by landlords.

Was taken up.

On motion of Senator Libla, **SB 581** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Riddle	Romine	Rowden	Sater
Schatz	Wallingford	Wasson—24				

NAYS—Senators

Curls	Hummel	Rizzo	Schupp	Sifton	Walsh	Wieland—7

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 718**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718

An Act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication.

Was taken up by Senator Eigel.

On motion of Senator Eigel, **SCS** for **SB 718** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Richard—1

Vacancies—1

The President declared the bill passed.

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

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

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

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1620**, entitled:

An Act to repeal sections 579.040 and 579.076, RSMo, and to enact in lieu thereof two new sections relating to distributors of hypodermic needles.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1389**, entitled:

An Act to repeal sections 301.010, 301.020, 301.055, 301.130, 301.350, and 304.005, RSMo, and to enact in lieu thereof six new sections relating to autocycles.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1460**, entitled:

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for certain Olympic athletes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1409**, entitled:

An Act to repeal sections 288.036, 288.060, 288.122, and 288.330 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, sections 288.036 and 288.122 as enacted by house bill

no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and section 288.330 as enacted by house bill no. 1075, ninety-fifth general assembly, first regular session, and to enact in lieu thereof four new sections relating to employment security.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1685**, entitled:

An Act to repeal sections 191.671, 376.385, 376.429, 376.446, 376.452, 376.454, 376.779, 376.781, 376.782, 376.811, 376.845, 376.1192, 376.1199, 376.1200, 376.1209, 376.1210, 376.1215, 376.1218, 376.1219, 376.1220, 376.1224, 376.1225, 376.1230, 376.1232, 376.1235, 376.1237, 376.1250, 376.1253, 376.1257, 376.1275, 376.1290, 376.1400, 376.1550, and 376.1900, RSMo, and to enact in lieu thereof thirty-five new sections relating to short-term major medical policies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1690**, entitled:

An Act to repeal sections 375.1218, 376.715, 376.717, 376.718, 376.720, 376.722, 376.724, 376.725, 376.726, 376.733, 376.734, 376.735, 376.737, 376.738, 376.742, 376.743, 376.746, 376.747, 376.748, 376.755, 376.756, and 376.758, RSMo, and to enact in lieu thereof twenty-two new sections relating to the Missouri life and health insurance guaranty association act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

February 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Bobby G. Robertson Jr., Republican, 950 East Minnehaha, Nixa, Christian County, Missouri 65714, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2018, and until his successor is duly appointed and qualified; vice, Bobby G. Robertson Jr., withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Kehoe referred the above appointment to the Committee on Gubernatorial Appointments.

INTRODUCTION OF GUESTS

Senator Sifton introduced to the Senate, Jessica Hill, Cape Girardeau.

Senator Koenig introduced to the Senate, Lucia Ruzicka, Parker Stone, Thierry Dubuisson and Sophia Schmitt, North Glendale Elementary School.

Senator Emery introduced to the Senate, Mike Medsker and his son, Nathan, Raymore; and Nathan was made an honorary page.

Senator Kehoe introduced to the Senate, the Physician of the Day, Dr. George Hubbell, Lake Ozark; and Michael Nehls, St. Louis.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, February 19, 2018.

SENATE CALENDAR

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TWENTY-SIXTH DAY–MONDAY, FEBRUARY 19, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1001-Hegeman
SB 1002-Hegeman
SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham

HOUSE BILLS ON SECOND READING

HB 1465-Cookson
HB 1287-Engler
HCS for HB 1381
HB 1531-DeGroot
HCS for HB 1408
HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer

HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads
HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930
HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton

SENATE BILLS FOR PERFECTION

1. SB 590-Hegeman, with SCS
2. SB 597-Riddle
3. SB 826-Sater, with SCS
4. SB 625-Cierpiot
5. SB 599-Schatz
6. SBs 555 & 609-Brown, with SCS
7. SB 912-Rowden, with SCS
8. SB 907-Kehoe, with SCS
9. SB 574-Wallingford, with SCS
10. SB 591-Hegeman, with SCS
11. SB 644-Cunningham, with SCS
12. SB 832-Rowden, with SCS
13. SB 786-Schupp
14. SB 918-Munzlinger, with SCS
15. SB 787-Curls, with SCS
16. SB 951-Crawford
17. SBs 632 & 675-Dixon, with SCS
18. SB 806-Crawford
19. SB 882-Hoskins
20. SB 681-Hummel
21. SB 695-Wallingford
22. SBs 603, 576 & 898-Onder, with SCS
23. SB 813-Riddle, with SCS
24. SB 793-Wallingford
25. SB 727-Emery
26. SB 848-Riddle
27. SB 600-Schatz, with SCS
28. SB 769-Cunningham, with SCS
29. SB 860-Koenig, with SCS
30. SB 592-Hegeman, with SCS
31. SB 774-Munzlinger
32. SB 752-Schatz, with SCS
33. SB 861-Hegeman, with SCS
34. SB 596-Riddle, with SCS
35. SB 849-Kehoe and Schupp, with SCS
36. SBs 617, 611 & 667-Eigel, with SCS
37. SB 674-Koenig
38. SB 767-Hoskins, with SCS
39. SB 881-Eigel

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 608-Hoskins
SB 612-Koenig, with SCS
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 660-Riddle
SB 892-Walsh, with SCS
SB 631-Wasson
SB 909-Dixon
SBs 946 & 947-Dixon, with SCS
SB 871-Romine
SB 840-Rowden
SB 757-Schatz

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 44-Nasheed
SR 1343-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SIXTH DAY—MONDAY, FEBRUARY 19, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"We cannot forget history…we will be remembered for good or for ill…we cannot escape the burden nor responsibility." (Abraham Lincoln)

Gracious God, on this Presidents' Day we remember that You have called leaders to take us through difficult times and how they are remembered today. Help us be mindful of the history we are part of and the effect of the decisions we make and the things we do. Guide us as we vote on bills that will affect the future and how we will be remembered for our part in what they produce. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 15, 2018 was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1348, regarding Taylor Thiessen, Boone County, which was adopted.

Senator Richard offered Senate Resolution No. 1349, regarding Lydia Rockers, Jasper County, which was adopted.

Senator Richard offered Senate Resolution No. 1350, regarding Joshua Raben, Newton County, which was adopted.

Senator Kehoe offered Senate Resolution No. 1351, regarding Taylor Riley, Cole County, which was adopted.

Senator Kehoe offered Senate Resolution No. 1352, regarding Sarah McCord, Moniteau County, which was adopted.

Senator Kehoe offered Senate Resolution No. 1353, regarding Andi Riley, Cole County, which was adopted.

Senator Emery offered Senate Resolution No. 1354, regarding Kayla Taylor, which was adopted.

Senator Hoskins offered Senate Resolution No. 1355, regarding Hunter Todd, Lafayette County, which was adopted.

Senator Onder offered Senate Resolution No. 1356, regarding Meagan Turner, Foristell, which was adopted.

Senator Hoskins offered Senate Resolution No. 1357, regarding Jacob Hall, Saline County, which was adopted.

Senator Crawford offered Senate Resolution No. 1358, regarding Warren Barge, Clay County, which was adopted.

Senator Hegeman offered Senate Resolution No. 1359, regarding Logan Cusick, Buchanan County, which was adopted.

Senator Riddle offered Senate Resolution No. 1360, regarding Samantha Mudd, Lincoln County, which was adopted.

Senator Wallingford offered Senate Resolution No. 1361, regarding Elizabeth Lincoln, Bollinger County, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1362, regarding Madison Horstmeier, Pike County, which was adopted.

Senator Riddle offered Senate Resolution No. 1363, regarding the Fortieth Wedding Anniversary of Ron and Debbie Murphy, Holts Summit, which was adopted.

Senator Kehoe offered Senate Resolution No. 1364, regarding Brian Ash, Jefferson City, which was adopted.

Senator Curls offered Senate Resolution No. 1365, regarding Ossie Burris Sr., Kansas City, which was adopted.

Senator Onder offered Senate Resolution No. 1366, regarding Daniel Arthur "Dan" Pierson, Wentzville, which was adopted.

Senator Wasson offered Senate Resolution No. 1367, regarding Eagle Scout Kyle Andrew Deterding, Nixa, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1368, regarding Jaime Torres, O'Fallon, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1369, regarding Sophie Bernstein, Clayton, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1370, regarding the Ninetieth Birthday of Louise Fannie Thomas, Saint Louis, which was adopted.

Senator Sater offered Senate Resolution No. 1371, regarding Robert Taylor, which was adopted.

Senator Sater offered Senate Resolution No. 1372, regarding Shelia Kellett, which was adopted.

Senator Sater offered Senate Resolution No. 1373, regarding Brian Salsman, Monett, which was adopted.

INTRODUCTION OF BILLS

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

SB 1007–By Kehoe.

An Act to repeal sections 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.110, 36.120, 36.130, 36.140, 36.150, 36.170, 36.180, 36.190, 36.200, 36.210, 36.220, 36.225, 36.240, 36.250, 36.260, 36.270, 36.280, 36.290, 36.300, 36.310, 36.320, 36.340, 36.360, 36.380, 36.390, 36.400, 36.440, 36.470, 36.510, 37.010, 105.055, 207.085, 621.075, and 630.167, RSMo, and to enact in lieu thereof thirty-seven new sections relating to the state personnel law, with existing penalty provisions.

SB 1008–By Riddle.

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof one new section relating to termination of parental rights.

SB 1009–By Rowden.

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof twelve new sections relating to wagering on sporting events on excursion gambling boats.

SB 1010–By Rowden.

An Act to repeal sections 407.1025, 407.1028, 407.1031, 407.1034, 407.1035, 407.1037, 407.1043, 407.1047, and 407.1049, RSMo, and to enact in lieu thereof nine new sections relating to powersport vehicle franchise practices.

SB 1011–By Crawford.

An Act to repeal sections 210.127, 211.032, and 211.183, RSMo, and to enact in lieu thereof three new sections relating to parental search efforts by the children's division.

SENATE BILLS FOR PERFECTION

Senator Hegeman moved that **SB 590**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 590**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

An Act to repeal sections 253.545, 253.550, and 253.559, RSMo, and to enact in lieu thereof six new sections relating to historic buildings, with an emergency clause.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 590** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 590**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

An Act to repeal sections 253.545, 253.550, and 253.559, RSMo, and to enact in lieu thereof six new sections relating to historic buildings, with an emergency clause.

Senator Hegeman moved that **SS** for **SCS** for **SB 590** be adopted.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 11, Section 620.3200, by striking all of said section from the bill; and

Further amend said bill, pages 11-19, section 620.3210, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 1**:

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

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 11, Section 620.3200, by striking all of said section from the bill; and

Further amend said bill, pages 11-19, section 620.3210, by striking all of said section from the bill; and

Further amend said bill, pages 19-23, section 620.3220, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that **SSA 1** for **SA 1** be adopted.

Senator Schaaf offered **SA 1** to **SSA 1** for **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Line 6, by inserting at the end of said line the following:

"Further amend said bill, page 23, Section B, by striking all of said section from the bill; and"

Senator Schaaf moved that **SA 1** to **SSA 1** for **SA 1** be adopted.

Senator Onder assumed the Chair.

At the request of Senator Hegeman, **SB 590**, with **SCS**, **SS** for **SCS**, **SA 1**, **SSA 1** for **SA 1** and **SA 1** to **SSA 1** for **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1598**, entitled:

An Act to repeal sections 436.415 and 436.460, RSMo, and to enact in lieu thereof two new sections relating to preneed contracts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1650**, entitled:

An Act to repeal sections 456.4-414 and 456.4-420, RSMo, and to enact in lieu thereof three new sections relating to trust instruments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1329**, entitled:

An Act to repeal sections 169.291, 169.324, 169.350, and 169.360, RSMo, and to enact in lieu thereof six new sections relating to retirement benefits for public employees.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1371**, entitled:

An Act to repeal section 162.720, RSMo, and to enact in lieu thereof one new section relating to gifted education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1421**, entitled:

An Act to repeal section 162.720, RSMo, and to enact in lieu thereof two new sections relating to gifted education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1455**, entitled:

An Act to repeal section 173.1004, RSMo, and to enact in lieu thereof two new sections relating to career options for students.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1606**, entitled:

An Act to repeal sections 161.094 and 161.095, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1940**, entitled:

An Act to amend chapters 171 and 173, RSMo, by adding thereto three new sections relating to student journalists.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1291**, entitled:

An Act to repeal section 137.556, RSMo, and to enact in lieu thereof one new section relating to the county special road tax.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1858**, entitled:

An Act to amend chapter 32, RSMo, by adding thereto one new section relating to the department of revenue.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1630**, entitled:

An Act to repeal section 451.090, RSMo, and to enact in lieu thereof one new section relating to marriage licenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1796**, entitled:

An Act to amend chapters 143 and 443, RSMo, by adding thereto seven new sections relating to the first-time home buyer savings account act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1710**, entitled:

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1608**, entitled:

An Act to amend chapter 23, RSMo, by adding thereto one new section relating to the committee on legislative research.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

HOUSE BILLS ON SECOND READING

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

HB 1465—Education.

HB 1287—Insurance and Banking.

HCS for **HB 1381**—Insurance and Banking.

HB 1531—Government Reform.

HCS for **HB 1408**—Education.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 44—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Richard referred **SR 1343** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SS** for **SB 699** to the Committee on Fiscal Oversight.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

February 19, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove SB 660 from the Consent Calendar and return such to the Health and Pensions committee. While I take no issue with the underlying public policy of the legislation, I do take issue with the sponsor, who elected to interject herself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 99.9 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of SB 660.

Sincerely,

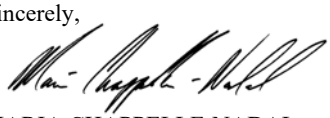

MARIA CHAPPELLE-NADAL
State Senator, District 14

Also,

February 19, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove SB 757 from the Consent Calendar and return such to the Local Government and Elections committee. While I take no issue with the underlying public policy of the legislation, I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 68.7 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of SB 757.

Sincerely,

MARIA CHAPPELLE-NADAL

State Senator, District 14

Also,

February 19, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove SB 840 from the Consent Calendar and return such to the Professional Registration committee. While I take no issue with the underlying public policy of the legislation, I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 110 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of SB 840.

Sincerely,

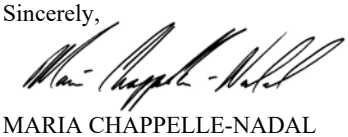

MARIA CHAPPELLE-NADAL

State Senator, District 14

Also,

February 19, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove SB 871 from the Consent Calendar and return such to the Judiciary and Civil and Criminal

Jurisprudence committee. While I take no issue with the underlying public policy of the legislation, I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 77.2 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of SB 871.

Sincerely,

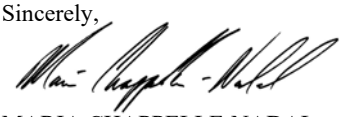

MARIA CHAPPELLE-NADAL
State Senator, District 14

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Micah Davis, Wardsville.

Senator Libla introduced to the Senate, Eagle Scout Johnathan Wayne, and his mother, Melissa; and Eagle Scout Christian McDaniel, and his parents Christy and Carl, Kennett.

Senator Munzlinger introduced to the Senate, Warren Barge, Kansas City; Logan Cusick, Gower; Jacob Hall, Marshall; Madison Horstmeier, Eolia; Elizabeth Lincoln, Whitewater; Sarah McCord, California; Samantha Mudd, Silex; Joshua Raben, Diamond; Andi Riley and Taylor Riley, Jefferson City; Lydia Rockers, Carthage; Kayla Taylor, Leeton; Taylor Thiessen, Columbia; and Hunter Todd, Centerview, representatives of the 4-H Legislative Academy.

Senator Onder introduced to the Senate, Cub Scout Pack #358, Wentzville.

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

SENATE CALENDAR

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TWENTY-SEVENTH DAY–TUESDAY, FEBRUARY 20, 2018

_____

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1001-Hegeman
SB 1002-Hegeman
SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham
SB 1007-Kehoe
SB 1008-Riddle
SB 1009-Rowden
SB 1010-Rowden
SB 1011-Crawford

HOUSE BILLS ON SECOND READING

HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads
HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930
HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 597-Riddle
2. SB 826-Sater, with SCS
3. SB 625-Cierpiot
4. SB 599-Schatz
5. SBs 555 & 609-Brown, with SCS
6. SB 912-Rowden, with SCS
7. SB 907-Kehoe, with SCS
8. SB 574-Wallingford, with SCS
9. SB 591-Hegeman, with SCS
10. SB 644-Cunningham, with SCS
11. SB 832-Rowden, with SCS
12. SB 786-Schupp

13. SB 918-Munzlinger, with SCS
14. SB 787-Curls, with SCS
15. SB 951-Crawford
16. SBs 632 & 675-Dixon, with SCS
17. SB 806-Crawford
18. SB 882-Hoskins
19. SB 681-Hummel
20. SB 695-Wallingford
21. SBs 603, 576 & 898-Onder, with SCS
22. SB 813-Riddle, with SCS
23. SB 793-Wallingford
24. SB 727-Emery
25. SB 848-Riddle
26. SB 600-Schatz, with SCS
27. SB 769-Cunningham, with SCS
28. SB 860-Koenig, with SCS
29. SB 592-Hegeman, with SCS
30. SB 774-Munzlinger
31. SB 752-Schatz, with SCS
32. SB 861-Hegeman, with SCS
33. SB 596-Riddle, with SCS
34. SB 849-Kehoe and Schupp, with SCS
35. SBs 617, 611 & 667-Eigel, with SCS
36. SB 674-Koenig
37. SB 767-Hoskins, with SCS
38. SB 881-Eigel

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 608-Hoskins
SB 612-Koenig, with SCS
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 892-Walsh, with SCS
SB 631-Wasson
SB 909-Dixon
SBs 946 & 947-Dixon, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 20, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Determine that the thing can and shall be done, and then we shall find the way." (Abraham Lincoln)

Lord, we are so mindful that there are many challenges that continue to face us this session, so we pray that You might give us the wisdom and discernment to continue to decide what is truly important and must be done. Then help us find ways for us to work together so that they get done by us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schatz offered Senate Resolution No. 1374, regarding Richard Davies "Dick" Juenger, Chesterfield, which was adopted.

Senator Schaaf offered Senate Resolution No. 1375, regarding the Fiftieth Wedding Anniversary of Mike and Loretta Prussman, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1376, regarding the Fiftieth Wedding Anniversary of Don and Nancy Huffman, St. Joseph, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1377, regarding the Sixty-fifth Wedding Anniversary of Bill and Betty Richard, Bowling Green, which was adopted.

CONCURRENT RESOLUTIONS

Senator Curls offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 45

Relating to designating the third week in June as Pollinator Week.

WHEREAS, pollinators include birds, bats, butterflies, moths, flies, beetles, wasps, and most importantly bees; and

WHEREAS, the diversity of pollinators is necessary for the maintenance of a healthy, diverse ecosystem; and

WHEREAS, pollinators have an essential role in agriculture in Missouri, and help to produce a robust food supply; and

WHEREAS, pollinators are responsible for pollinating nearly one-third of every bite of food individuals consume; and

WHEREAS, it is in the strong economic interest of agricultural producers and consumers in Missouri as well as the United States to help ensure a hearty, sustainable pollinator population; and

WHEREAS, the honey bee is Missouri's state insect, and plays a significant role in pollination in the state; and

WHEREAS, these invaluable creatures are facing possible declines across the United States; and

WHEREAS, Pollinator Week recognizes the partnership role that pollinators play in agriculture and stable ecosystems, and increases awareness about the import role of pollinators:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate the third week of June as "Pollinator Week" in Missouri to recognize the important role pollinators play in maintaining healthy, diverse ecosystems and productive agricultural lands. The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness and habitat for the significant declining pollinator population; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1012–By Sater.

An Act to repeal section 190.335, RSMo, and to enact in lieu thereof one new section relating to emergency service boards.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 909**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 612**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 612**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 612

An Act to amend chapters 135 and 166, RSMo, by adding thereto ten new sections relating to educational scholarships, with penalty provisions and a contingent effective date.

Was taken up.

Senator Koenig moved that **SCS** for **SB 612** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 612**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 612

An Act to amend chapters 135, 166, and 167, RSMo, by adding thereto thirteen new sections relating to alternative education options for elementary and secondary education students, with penalty provisions and a contingent effective date.

Senator Koenig moved that **SS** for **SCS** for **SB 612** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 7, Section 135.714, Line 14, by striking the word "and"; and further amend line 15 by inserting after the word "students" the following: "**; and**

(3) Financial impact of the program to local school districts and the state"; and

Further amend said bill, section 160.840, page 10, line 12 by inserting after "168.011" the following: "**or section 168.221**"; and

Further amend said bill, section 160.840, page 13, lines 6-9, by striking all of said lines and inserting in lieu thereof the following:

"**(2) Subject to the provisions of subsection 2 of section 169.324, subsection 16 of section 169.460, and section 169.560, regarding hour, day, and compensation limits, a teacher receiving retirement**

benefits under chapter 169 may be employed in an"; and

Further amend said bill, pages 24-25, Section B, by striking all of said section and inserting in lieu thereof the following:

"Section B. This act shall become effective on July first following the school year in which the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2 of section 163.031. The department of elementary and secondary education shall inform the revisor of statutes when the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2 of section 163.031.".

Senator Holsman moved that the above amendment be adopted.

Senator Chappelle-Nadal offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 1, Line 5, by inserting after all of said line the following:

"Further amend said bill, section 160.840, page 8, line 8, by inserting after the word "district" the following: "**or any school district located in whole or in part within a county with a charter form of government and with more than nine hundred fifty thousand inhabitants**"; and".

Senator Chappelle-Nadal moved that **SA 1** to **SA 1** be adopted, which motion prevailed.

SA 1, as amended, was again taken up.

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

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 4, Section 135.713, Line 2 of said page, by inserting at the end of said line the following: "**All tax credits authorized under the program are subject to appropriation by the general assembly.**".

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Curls, Rizzo, Sifton and Walsh.

Senator Onder assumed the Chair.

At the request of Senator Koenig, **SB 612**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 1246**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 597** be taken up for perfection, which motion prevailed.

Senator Riddle offered **SS** for **SB 597**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 597

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

Senator Riddle moved that **SS** for **SB 597** be adopted.

Senator Rowden assumed the Chair.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 597, Page 3, Section 208.152, Line 20, by inserting after "(7)" the following: "**Up to twenty visits per year for services limited to**".

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

Senator Riddle moved that **SS** for **SB 597**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SB 597**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1378, regarding Cathy Arnold, Cassville, which was adopted.

Senator Eigel offered Senate Resolution No. 1379, regarding the One Hundredth Birthday of Dorothy S. Barklage, St. Charles, which was adopted.

Senator Crawford offered Senate Resolution No. 1380, regarding Lydia Eason, which was adopted.

Senator Curls offered Senate Resolution No. 1381, regarding Shirley's Kitchen Cabinet, which was adopted.

Senator Brown offered Senate Resolution No. 1382, regarding the Sixty-fifth Anniversary of the James Memorial Public Library, St. James, which was adopted.

Senator Brown offered Senate Resolution No. 1383, regarding Rosalie Spencer, Rolla, which was adopted.

Senator Nasheed offered Senate Resolution No. 1384, regarding Royal Vagabonds Foundation, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

February 20, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove the SCS/SB 892 from the Consent Calendar and return such to the Health and Pensions committee.

"*Why would I put her back on, I have the support of my caucus*?" Gina Walsh, Minority Leader Missouri Senate.

I love America. The United States is the reason a woman of African and Latin roots born and bred in the American spirit has a seat in the Missouri Senate. My American ancestor Abraham Lincoln said: "To sin by silence when they should protest makes cowards of men." Who among you has not said something in anger, in the passion of the moment? I accepted my punishment but do not accept a double standard. Too many Americans have given their lives fighting for equality and justice. It would be un-American for me to be silent when a man promoting violence suffers no consequences; his leadership protecting him like a warm blanket. I find myself cast out in the cold by a Judas Dixiecrat. In this moment, *Invictus*, gives me solace, "In the fell clutch of circumstance I have not winced nor cried aloud. Under the bludgeoning's of chance my head is bloody, but unbowed. It matters not how strait the gate, how charged with punishments the scroll, I am the master of my fate, I am the captain of my soul." No matter what you do to me, I will never give up the fight for progressive Democratic values. I ask you to remove the SCS/SB 892 from the Consent Calendar, as it calls for prosecuting attorneys to receive full time privileges, while I am denied the full benefits of my position. It is in the best interest and reputation of this body I speak out against this double standard.

Sincerely,

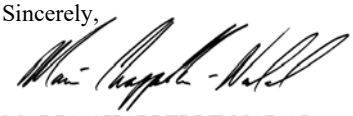

MARIA CHAPPELLE-NADAL

State Senator, District 14

INTRODUCTION OF GUESTS

Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Kyle Ostrom, Labadie.

Senator Schupp introduced to the Senate, Jim and Lynda Cain, Creve Coeur.

Senator Cunningham introduced to the Senate, Joyce Harmon, Kay Jones, Barbara Coan, Mark Coan, Angela Mayer and Karen Gore.

Senator Wallingford introduced to the Senate, Beth Lincoln, 4-H Legislative Academy, Bollinger County.

Senator Munzlinger introduced to the Senate, Madison Horstmeier, 4-H Legislative Academy, Eolia.

On behalf of Senator Richard, the President introduced to the Senate, Josh Raben, 4-H Legislative Academy, Diamond.

Senator Kehoe introduced to the Senate, Andi and Riley Taylor, 4-H Legislative Academy, Jefferson City.

Senator Crawford introduced to the Senate, Warren Barge, 4-H Legislative Academy, Liberty.

Senator Cunningham introduced to the Senate, Jack and Bonita Barnett, Wright County.

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

SENATE CALENDAR

TWENTY-EIGHTH DAY–WEDNESDAY, FEBRUARY 21, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1001-Hegeman SB 1002-Hegeman

SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham
SB 1007-Kehoe
SB 1008-Riddle
SB 1009-Rowden
SB 1010-Rowden
SB 1011-Crawford
SB 1012-Sater

HOUSE BILLS ON SECOND READING

HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads
HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930
HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 826-Sater, with SCS
2. SB 625-Cierpiot
3. SB 599-Schatz
4. SBs 555 & 609-Brown, with SCS

5. SB 912-Rowden, with SCS
6. SB 907-Kehoe, with SCS
7. SB 574-Wallingford, with SCS
8. SB 591-Hegeman, with SCS
9. SB 644-Cunningham, with SCS
10. SB 832-Rowden, with SCS
11. SB 786-Schupp
12. SB 918-Munzlinger, with SCS
13. SB 787-Curls, with SCS
14. SB 951-Crawford
15. SBs 632 & 675-Dixon, with SCS
16. SB 806-Crawford
17. SB 882-Hoskins
18. SB 681-Hummel
19. SB 695-Wallingford
20. SBs 603, 576 & 898-Onder, with SCS
21. SB 813-Riddle, with SCS
22. SB 793-Wallingford
23. SB 727-Emery
24. SB 848-Riddle
25. SB 600-Schatz, with SCS
26. SB 769-Cunningham, with SCS
27. SB 860-Koenig, with SCS
28. SB 592-Hegeman, with SCS
29. SB 774-Munzlinger
30. SB 752-Schatz, with SCS
31. SB 861-Hegeman, with SCS
32. SB 596-Riddle, with SCS
33. SB 849-Kehoe and Schupp, with SCS
34. SBs 617, 611 & 667-Eigel, with SCS
35. SB 674-Koenig
36. SB 767-Hoskins, with SCS
37. SB 881-Eigel

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 598-Riddle, with SCS
SB 602-Onder, with SCS
SB 608-Hoskins
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 818-Brown

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson
SBs 946 & 947-Dixon, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 45-Curls

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 21, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Rules are not necessarily sacred, principles are." (Franklin D. Roosevelt)

Lord, we pray for clarity of what we truly believe so that we may have the decisiveness to take our stand on those things that come before us. And may we, Lord, have the courage to take the action that will work for those things that will have the most positive and greatest impact on our people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Dixon offered Senate Resolution No. 1385, regarding Stephanie Young, Springfield, which was adopted.

Senator Sater offered Senate Resolution No. 1386, regarding John Willis, which was adopted.

Senator Richard offered Senate Resolution No. 1387, regarding the Seventy-fifth Anniversary of the National Federation of Independent Business, which was adopted.

The Senate observed a moment of silence for the passing of Reverend Billy Graham.

INTRODUCTION OF BILLS

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

SB 1013–By Hoskins.

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof eight new sections relating to sports wagering, with penalty provisions.

SB 1014–By Schupp.

An Act to amend chapter 573, RSMo, by adding thereto one new section relating to the offense of nonconsensual dissemination of private sexual images, with penalty provisions.

SB 1015–By Wieland.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to diaper banks.

SB 1016–By Wieland.

An Act to repeal sections 376.421 and 376.775, RSMo, and to enact in lieu thereof two new sections relating to health insurance.

SB 1017–By Wieland.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 1018–By Hegeman.

An Act to amend chapter 266, RSMo, by adding thereto one new section relating to the regulation of agricultural inputs.

SB 1019–By Eigel.

An Act to repeal section 227.100, RSMo, and to enact in lieu thereof one new section relating to valuation of bids for state contracts.

SB 1020–By Crawford.

An Act to repeal sections 58.095 and 193.145, RSMo, and to enact in lieu thereof three new sections relating to coroners.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 597**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

President Pro Tem Richard assumed the Chair.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 840**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 660**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 892**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 757**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 909**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 871**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1388, regarding the Fiftieth Wedding Anniversary of

C. Michael and Patricia Devlin, Barnhart, which was adopted.

Senator Walsh offered Senate Resolution No. 1389, regarding Black History Month, which was adopted.

HOUSE BILLS ON SECOND READING

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

HB 1484—Progress and Development.

HB 1769—Judiciary and Civil and Criminal Jurisprudence.

HB 1504—Veterans and Military Affairs.

HCS for **HB 1617**—General Laws.

HB 1665—Education.

HJR 59—Progress and Development.

HB 1744—Education.

HB 1880—Commerce, Consumer Protection, Energy and the Environment.

HB 1492—Veterans and Military Affairs.

HCS for **HB 1286**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1411**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1605**—Rules, Joint Rules, Resolutions and Ethics.

HB 1446—Local Government and Elections.

HB 1350—Seniors, Families and Children.

HB 1415—Education.

HCS for **HB 1370**—Education.

HB 1267—Education.

HB 1691—Commerce, Consumer Protection, Energy and the Environment.

HB 1838—General Laws.

HB 1413—General Laws.

HCS for **HB 1653**—Government Reform.

HCS for **HB 1251**—Insurance and Banking.

HCS for **HB 1879**—Insurance and Banking.

HB 1859—Transportation, Infrastructure and Public Safety.

HB 1367—Professional Registration.

HB 1420—Education.

HCS for **HB 1930**—General Laws.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 45—Rules, Joint Rules, Resolutions and Ethics.

SENATE BILLS FOR PERFECTION

Senator Sater moved that **SB 826**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 826**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal section 195.070, RSMo, and to enact in lieu thereof two new sections relating to the disposal of unused controlled substances, with an emergency clause for a certain section.

Was taken up.

Senator Sater moved that **SCS** for **SB 826** be adopted.

Senator Sater offered **SS** for **SCS** for **SB 826**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal sections 195.010, 195.070, 195.080, and 338.010, RSMo, and to enact in lieu thereof five new sections relating to pharmacy, with an emergency clause for a certain section.

Senator Sater moved that **SS** for **SCS** for **SB 826** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 22, Section 195.265, Line 17, by inserting after all of said line the following:

"**195.548. 1. For purposes of sections 195.548 to 195.570, the following terms mean:**

(1) "Administer", the direct application of marijuana to a qualifying patient by way of any of the following methods:

(a) Ingestion of capsules, teas, oils, and other marijuana-infused products;

(b) Vaporization or smoking of dried flowers, buds, plant material, extracts, or oils;

(c) Application of ointments or balms;

(d) Transdermal patches and suppositories;

(e) Consuming marijuana-infused food products; or

(f) Any other method recommended by a qualifying patient's physician;

(2) "Department", the department of health and senior services, or its successor agency;

(3) "Entity", a natural person, corporation, professional corporation, nonprofit corporation,

cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other entity;

(4) "Flowering plant", a marijuana plant from the time it exhibits the first signs of sexual maturity through harvest;

(5) "Marijuana", Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. "Marijuana" does not include industrial hemp containing a crop-wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp;

(6) "Marijuana-infused products", products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures, and concentrates;

(7) "Medical marijuana cultivation facility", a facility licensed by the department to acquire, cultivate, process, store, transport, and sell marijuana to a medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility;

(8) "Medical marijuana dispensary facility", a facility licensed by the department to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in sections 195.548 to 195.570 to a qualifying patient, a primary caregiver, another medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility;

(9) "Medical marijuana-infused products manufacturing facility", a facility licensed by the department to acquire, store, manufacture, transport, and sell marijuana-infused products to a medical marijuana dispensary facility, a medical marijuana testing facility, or another medical marijuana-infused products manufacturing facility;

(10) "Medical marijuana testing facility", a facility certified by the department to acquire, test, certify, and transport marijuana;

(11) "Medical use", the production, possession, delivery, distribution, transportation, or administration of marijuana or a marijuana-infused product, or drug paraphernalia used to administer marijuana or a marijuana-infused product, for the benefit of a qualifying patient to mitigate the symptoms or effects of the patient's qualifying medical condition;

(12) "Physician", an individual who is licensed and in good standing to practice medicine or osteopathy under chapter 334;

(13) "Physician certification", a document, whether handwritten, electronic, or in another commonly used format, signed by a physician and stating that, in the physician's professional opinion, the patient suffers from a qualifying medical condition;

(14) "Primary caregiver", an individual twenty-one years of age or older who has significant responsibility for managing the well-being of a qualifying patient and who is designated as such on the primary caregiver's application for an identification card under sections 195.548 to 195.570 or

in other written notification to the department;

(15) "Qualifying medical condition", the condition of, symptoms related to, or side effects from the treatment of:

(a) Cancer;

(b) Epilepsy;

(c) Glaucoma;

(d) Intractable migraines unresponsive to other treatments;

(e) A chronic medical condition that causes severe, persistent pain or persistent muscle spasms, including, but not limited to, those associated with multiple sclerosis, seizures, Parkinson's disease, and Tourette's syndrome;

(f) Debilitating psychiatric disorders, including, but not limited to, post traumatic stress disorder, if diagnosed by a state-licensed psychiatrist;

(g) Human immunodeficiency virus or acquired immune deficiency syndrome;

(h) A chronic medical condition that is normally treated with a prescription medication that could lead to physical or psychological dependence, when a physician determines that medical use of marijuana could be effective in treating that condition and would serve as a safer alternative to the prescription medication;

(I) Any terminal illness; or

(j) In the professional judgment of a physician, any other chronic, debilitating, or otherwise equivalent medical condition, including, but not limited to, hepatitis C, amyotrophic lateral sclerosis, inflammatory bowel disease, Crohn's disease, Huntington's disease, autism, neuropathies, sickle cell anemia, agitation of Alzheimer's disease, cachexia, and wasting syndrome;

(16) "Qualifying patient", a Missouri resident diagnosed with at least one qualifying medical condition.

195.550. 1. In carrying out the implementation of sections 195.548 to 195.570, the department shall have the authority to:

(1) Grant or refuse state licenses and certifications for the cultivation, manufacture, dispensation, sale, testing, tracking, and transportation of marijuana for medical use; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.548 to 195.570 or a rule promulgated under said sections; and impose any administrative penalty authorized by sections 195.548 to 195.570 or any rule promulgated under said sections;

(2) Promulgate rules and emergency rules necessary for the proper regulation and control of the cultivation, manufacture, dispensation, and sale of marijuana for medical use and for the enforcement of sections 195.548 to 195.570; provided, that patient access is not restricted unreasonably and such rules are reasonably necessary for patient safety or to restrict access to only licensees and qualifying patients;

(3) Develop such forms, certificates, licenses, identification cards, and applications as are necessary for, or reasonably related to, the administration of sections 195.548 to 195.570 or any of the rules promulgated under said sections;

(4) Require a seed-to-sale tracking system that tracks medical marijuana from either the seed or immature plant stage until the medical marijuana or medical marijuana-infused product is sold to a qualifying patient or primary caregiver to ensure that no medical marijuana grown by a medical marijuana cultivation facility or manufactured by a medical marijuana-infused products manufacturing facility is sold or otherwise transferred except by a medical marijuana dispensary facility. The department shall certify, if possible, at least two commercially available systems to license as compliant with its tracking standards and issue standards for the creation or use of other systems by licensees;

(5) Issue standards for the secure transportation of marijuana and marijuana-infused products. The department shall certify entities that demonstrate compliance with its standards to transport marijuana and marijuana-infused products to a medical marijuana cultivation facility, a medical marijuana-infused products manufacturing facility, a medical marijuana dispensary facility, a medical marijuana testing facility, or another entity with a transportation certification. The department shall develop or adopt from any other governmental agency such safety and security standards as are reasonably necessary for the transportation of marijuana. Any entity licensed or certified under sections 195.548 to 195.570 shall be allowed to transport marijuana and marijuana-infused products;

(6) Charge a fee not to exceed five thousand dollars for any certification issued under sections 195.548 to 195.570;

(7) Prepare and transmit annually a publicly available report accounting to the governor for the efficient discharge of all responsibilities assigned to the department under sections 195.548 to 195.570; and

(8) Establish a system to numerically score competing medical marijuana licensee and certificate applicants in cases when more applicants apply than the minimum number of licenses or certificates as calculated under sections 195.548 to 195.570. Scoring shall be limited to an analysis of the following:

(a) The character, veracity, background, qualifications, and relevant experience of principal officers or managers;

(b) The business plan proposed by the applicant which, in the case of medical marijuana cultivation facilities and dispensaries facilities, shall include the ability to maintain an adequate supply of marijuana, as well as plans to ensure the safety and security of qualifying patients and the community, procedures to be used to prevent diversion, and any plans for making marijuana available to low-income qualifying patients;

(c) Site security;

(d) Experience in a legal marijuana environment;

(e) Experience of personnel, in the case of medical marijuana testing facilities, with testing

marijuana, food, or drugs for toxins or potency, as well as health care experience;

(f) Capacity or experience, in the case of medical marijuana cultivation facilities, with agriculture, horticulture, and health care;

(g) Capacity or experience, in the case of medical marijuana dispensary facilities, with health care, the suitability of the proposed location, and patient accessibility;

(h) Capacity or experience, in the case of medical marijuana-infused products manufacturing, with food and beverage manufacturing; and

(i) Maintaining competitiveness in the marijuana for medical use market.

In ranking applicants and awarding licenses and certificates, the department may consult or contract with other public agencies with relevant expertise regarding the factors listed in this subdivision. The department shall lift or ease any limit on the number of licenses or certificate holders in order to meet the demand for marijuana for medical use by qualifying patients.

2. The department may issue any rules or emergency rules necessary for the implementation and enforcement of sections 195.548 to 195.570 and to ensure the right to, availability of, and safe use of marijuana for medical use by qualifying patients. In developing such rules or emergency rules, the department may consult with other public agencies. In addition to any other rules or emergency rules necessary to carry out the mandates of sections 195.548 to 195.570, the department may promulgate rules or emergency rules relating to the following subjects:

(1) Compliance with, enforcement of, or violation of any provision of sections 195.548 to 195.570 or any rule issued under said sections, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.548 to 195.570;

(2) Specifications of the duties of officers and employees of the department;

(3) Instructions or guidance for local authorities and law enforcement officers;

(4) Requirements for inspections, investigations, searches, seizures, and such additional enforcement activities as may become necessary from time to time;

(5) Creation of a range of administrative penalties for use by the department;

(6) Prohibition of misrepresentation and unfair practices;

(7) Control of informational and product displays on licensed premises; provided, that the rules shall not prevent or unreasonably restrict appropriate signs on the property of the medical marijuana dispensary facility, product display and examination by the qualifying patient or primary caregiver, listings in business directories, including phone books, listings in marijuana-related medical publications, or the sponsorship of health or not-for-profit charity or advocacy events;

(8) Development of individual identification cards for owners, officers, managers, contractors, employees, and other support staff of entities licensed or certified under sections 195.548 to 195.570, including a fingerprint-based federal and state criminal record check in accordance with U.S. P.L. 92-544, or its successor provisions, as may be required by the department prior to issuing a card and procedures to ensure that cards for new applicants are issued within fourteen days. Applicants

licensed under sections 195.548 to 195.570 shall submit fingerprints to the Missouri highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check. The Missouri highway patrol shall, if necessary, forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal background check. Fingerprints shall be submitted under the provisions of section 43.543 and fees shall be paid under the provisions of section 43.530;

(9) Security requirements for any premises licensed under sections 195.548 to 195.570, including, at a minimum, lighting, physical security, video, alarm requirements, and other minimum procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of sections 195.548 to 195.570, including reporting requirements for changes, alterations, or modifications to the premises;

(10) Regulation of the storage of, warehouses for, and transportation of marijuana for medical use;

(11) Sanitary requirements, including, but not limited to, sanitary requirements for the preparation of medical marijuana-infused products;

(12) The specification of acceptable forms of picture identification that a medical marijuana dispensary facility may accept when verifying a sale;

(13) Labeling and packaging standards;

(14) Records to be kept by licensees and the required availability of the records;

(15) State licensing procedures, including procedures for renewals, reinstatements, initial licenses, and the payment of licensing fees;

(16) The reporting and transmittal of tax payments;

(17) Authorization for the department of revenue to have access to licensing information to ensure tax payment and the effective administration of sections 195.548 to 195.570; and

(18) Such other matters as are necessary for the fair, impartial, stringent, and comprehensive administration of sections 195.548 to 195.570.

3. The department shall issue rules or emergency rules for a medical marijuana and medical marijuana-infused products independent testing and certification program for medical marijuana licenses. The rules shall require licensees to test medical marijuana using one or more impartial, independent laboratories to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health, to ensure correct labeling, and to measure potency. The department shall not require any medical marijuana or medical marijuana-infused products to be tested more than once prior to sale.

4. The department shall issue rules or emergency rules to provide for the certification of and standards for medical marijuana testing facilities, including requirements for equipment and qualifications for personnel, but shall not require certificate holders to have any federal agency licensing or have any relationship with a federally-licensed testing facility. The department shall certify, if possible, at least two entities as medical marijuana testing facilities. No medical marijuana

testing facility shall be owned by an entity under substantially common control, ownership, or management as a medical marijuana cultivation facility, medical marijuana-infused products manufacturing facility, or medical marijuana dispensary facility.

5. The department shall maintain the confidentiality of reports or other information obtained from an applicant or licensee containing any individual data, information, patient information, or records related to the licensee or its operation, including sales information, financial records, tax returns, credit reports, cultivation information, testing results, and security information and plans, or any other records that are exempt from public inspection under state or federal law. Such reports or other information may be used only for a purpose authorized by sections 195.548 to 195.570. Any information released related to patients may be used only for a purpose authorized by federal law and sections 195.548 to 195.570, including verifying that a person who presented a qualifying patient identification card to a state or local law enforcement official is lawfully in possession of such card.

6. Within one hundred and eighty days of the effective date of sections 195.548 to 195.570, the department shall make available to the public license application forms and application instructions for medical marijuana cultivation facilities, medical marijuana testing facilities, medical marijuana dispensary facilities, and medical marijuana-infused products manufacturing facilities.

7. Within one hundred and eighty days of the effective date of sections 195.548 to 195.570, the department shall make available to the public application forms and application instructions for qualifying patient, qualifying patient cultivation, and primary caregiver identification cards. Within two hundred and ten days of the effective date of sections 195.548 to 195.570, the department shall begin accepting applications for such identification cards.

8. An entity may apply to the department for and obtain a license to grow marijuana as a medical marijuana cultivation facility. Each facility in operation shall require a separate license, but multiple licenses may be utilized in a single facility. Each indoor facility utilizing artificial lighting may be limited by the department to thirty thousand square feet of flowering plant canopy space. Each outdoor facility utilizing natural lighting may be limited by the department to two thousand eight hundred flowering plants. Each greenhouse facility using a combination of natural and artificial lighting may be limited by the department, at the election of the licensee, to two thousand eight hundred flowering plants or thirty thousand square feet of flowering plant canopy space. The license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of ten thousand dollars per license application or renewal for all applicants filing an application within three years of the effective date of sections 195.548 to 195.570 and shall charge each applicant a nonrefundable fee of five thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of twenty-five thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than three medical marijuana cultivation facility licenses shall be issued to any entity under substantially common control, ownership, or management.

9. An entity may apply to the department for and obtain a license to operate a medical marijuana dispensary facility. Each facility in operation shall require a separate license. A license shall be valid

for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than five medical marijuana dispensary facility licenses shall be issued to any entity under substantially common control, ownership, or management.

10. An entity may apply to the department for and obtain one or more licenses to operate a medical marijuana-infused products manufacturing facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of six thousand dollars per license application or renewal for each applicant filing an application withing three years of the effective date of sections 195.548 to 195.570 and shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than three medical marijuana-infused products manufacturing facility licenses shall be issued to any entity under substantially common control, ownership, or management.

11. Any applicant for a license authorized by sections 195.548 to 195.570 may prefile the application fee with the department beginning thirty days after the effective date of sections 195.548 to 195.570.

12. Except for good cause, a qualifying patient or his or her primary caregiver may obtain an identification card from the department to cultivate up to six flowering marijuana plants for the exclusive use of that qualifying patient. The card shall be valid for twelve months from its date of issuance and shall be renewable with the annual submittal of a new or updated physician's certification. The department shall charge an annual fee for the card of one hundred dollars, with such rate to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency.

13. The department may set a limit on the amount of marijuana that may be purchased by or on behalf of a single qualifying patient in a thirty day period, provided that limit is not less than four ounces of dried, unprocessed marijuana, or its equivalent. Any such limit shall not apply to a qualifying patient with written certification from two independent physicians that there are compelling reasons why the qualifying patient needs a greater amount than the limit established by the department.

14. The department may set a limit on the amount of marijuana that may be possessed by or on behalf of each qualifying patient, provided that limit is not less than a sixty day supply of dried, unprocessed marijuana, or its equivalent. A primary caregiver may possess a separate legal limit for each qualifying patient under his or her care and a separate legal limit for himself or herself if the

caregiver is a qualifying patient. Qualifying patients cultivating marijuana for medical use may possess up to a ninety day supply, so long as the supply remains on property under their control. Any such limit shall not apply to a qualifying patient with written certification from two independent physicians that there are compelling reasons for additional amounts. Possession of more than the legal limit and up to twice the legal limit shall subject the possessor to department sanctions, including an administrative penalty and loss of the possessor's patient identification card for up to one year. Purposefully possessing amounts in excess of twice the legal limit shall be punishable by imprisonment of up to one year and a fine of up to two thousand dollars.

15. The department may restrict the aggregate number of licenses granted for medical marijuana cultivation facilities; provided, that the number may not be limited to fewer than one license per every one hundred thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

16. The department may restrict the aggregate number of licenses granted for medical marijuana-infused products manufacturing facilities; provided, that the number may not be limited to fewer than one license per every seventy thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

17. The department may restrict the aggregate number of licenses granted for medical marijuana dispensary facilities; provided, that the number may not be limited to fewer than twenty-four licenses in each U.S. congressional district in the state of Missouri according to the map of each of the eight congressional districts as drawn and effective on the effective date of sections 195.548 to 195.570. Any changes to the boundaries or the number of congressional districts after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

18. The department shall begin accepting license and certification applications for medical marijuana dispensary facilities, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, seed-to-sale tracking systems, and transportation of marijuana no later than two hundred forty days after the effective date of sections 195.548 to 195.570. Applications for licenses under this section shall be approved or denied by the department no later than one hundred fifty days after their submission. If the department fails to carry out its nondiscretionary duty to approve or deny an application within one hundred fifty days of submission, an applicant may immediately seek a court order compelling the department to approve or deny the application.

19. Qualifying patients under sections 195.548 to 195.570 shall obtain and annually renew an identification card or cards from the department. The department shall charge a fee of twenty-five dollars per year per card with such fee to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. Upon receiving an application for a qualifying patient identification card or qualifying patient cultivation identification card, the department shall, within thirty days, either issue the card or provide a written

explanation for its denial. If the department fails to issue a card to an eligible qualifying patient within thirty days, then the patient's physician certification shall serve as his or her patient identification card or qualifying patient cultivation identification card for up to one year from the date of physician certification. All initial applications for or renewals of a qualifying patient identification card or qualifying patient cultivation identification card shall be accompanied by a physician certification that is less than thirty days old.

20. Primary caregivers under sections 195.548 to 195.570 shall obtain and annually renew an identification card from the department. The department shall charge a fee of twenty-five dollars per year, with such fee to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. Upon receiving an application for a primary caregiver identification card, the department shall, within thirty days, either issue the card or provide a written explanation for its denial.

21. All marijuana for medical use sold in Missouri shall be cultivated in a licensed medical marijuana cultivation facility located in Missouri.

22. All marijuana-infused products for medical use sold in the state of Missouri shall be manufactured in a medical marijuana-infused products manufacturing facility.

23. The denial of a license, license renewal, or identification card by the department shall be appealable to the administrative hearing commission, or its successor entity. Following the exhaustion of administrative review, denial of a license, license renewal, or identification card by the department shall be subject to judicial review as provided by chapter 536.

24. No elected official shall interfere directly or indirectly with the department's obligations and activities under sections 195.548 to 195.570.

25. The department shall not have the authority to apply or enforce any rule or regulation that would impose an undue burden on any one or more licensee or certificate holder or any qualifying patient, or otherwise act to undermine the purposes of sections 195.548 to 195.570.

26. The department shall promulgate rules to implement the provisions of sections 195.548 to 195.570. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.560. 1. A tax shall be levied upon the retail sale of marijuana for medical use sold at medical marijuana dispensary facilities within the state. The tax shall be at a rate of four percent of the retail price. The tax shall be collected by each licensed medical marijuana dispensary facility and paid to the department of revenue. After retaining no more than five percent for its actual collection costs, amounts generated by the tax levied in this section shall be deposited by the department of revenue into the Missouri Veterans' Health and Care Fund created in subsection 2 of this section. Licensed

entities making retail sales within the state shall be allowed approved credit for returns provided the tax was paid on the returned item and the purchaser was given the refund or credit.

2. There is hereby created in the state treasury the "Missouri Veterans' Health and Care Fund" which shall consist of taxes and fees collected under sections 195.548 to 195.570. The state treasurer shall be custodian of the fund, and he or she shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Notwithstanding any other provision of law to the contrary, any moneys remaining in the fund at the end of a biennium shall not revert to the credit of the general revenue fund. The commissioner of administration is authorized to make cash operating transfers to the fund for purposes of meeting the cash requirements of the department in advance of it receiving annual application, licensing, and tax revenue, with any such transfers to be repaid as provided by law. The fund shall be a dedicated fund and shall stand appropriated without further legislative action as follows:

(1) First, to the department, an amount necessary for the department to carry out sections 195.548 to 195.570, including repayment of any cash operating transfers, payments made through contract or agreement with other state and public agencies necessary to carry out sections 195.548 to 195.570, and a reserve fund to maintain a reasonable working cash balance for the purpose of carrying out sections 195.548 to 195.570;

(2) Next, the remainder of such funds shall be transferred to the Missouri veterans commission for health and care services for military veterans, including the following purposes: operations, maintenance and capital improvements of Missouri's veterans homes, the Missouri service officer's program, and other services for veterans approved by the commission, including, but not limited to, health care services, mental health services, drug rehabilitation services, housing assistance, job training, and tuition assistance to prevent homelessness. The Missouri veterans commission shall contract with other public agencies for the delivery of services beyond its expertise; and

(3) All monies from the taxes authorized under this section shall provide additional dedicated funding for the purposes enumerated in this subsection and shall not replace other dedicated funding.

3. For all retail sales of marijuana for medical use, a record shall be kept by the seller that identifies, by secure and encrypted patient number issued by the seller to the qualifying patient involved in the sale, all amounts and types of marijuana involved in the sale and the total amount of money involved in the sale, including itemizations, taxes collected, and grand total sale amounts. All such records shall be kept on the premises in a readily available format and be made available for review by the department and the department of revenue upon request. Such records shall be retained for five years from the date of the sale.

4. The tax levied under this section is separate from, and in addition to, any general state and local sales and use taxes that apply to retail sales, which shall continue to be collected and distributed as provided by chapter 144.

5. Except as authorized in this section, no additional taxes shall be imposed on the sale of marijuana for medical use.

195.565 1. Except as provided for in sections 195.548 to 195.570, the possession of marijuana in

quantities less than the limits provided for in said sections, or as established by the department, and transportation of marijuana from a medical marijuana dispensary facility to the qualifying patient's residence shall not subject the possessor to arrest, criminal or civil liability, or sanctions under Missouri law; provided, that the possessor produces on demand to the appropriate authority a valid qualifying patient identification card; a valid qualifying patient cultivation identification card; a valid physician certification while making application for an identification card; or a valid primary caregiver identification card. Production of the respective equivalent identification card or authorization issued by another state or a political subdivision of another state shall also meet the requirements of this subsection.

2. No patient shall be denied access to or priority for an organ transplant because the patient holds a qualifying patient identification card or uses marijuana for medical use.

3. A physician shall not be subject to criminal or civil liability or sanctions under Missouri law or discipline by the Missouri state board of registration for the healing arts, or its successor agency, for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified under sections 195.548 to 195.570 or issuing a physician certification to a patient diagnosed with a qualifying medical condition in a manner consistent with sections 195.548 to 195.570 and legal standards of professional conduct.

4. A health care provider shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified under sections 195.548 to 195.570 or providing health care services that involve the medical use of marijuana consistent with sections 195.548 to 195.570 and legal standards of professional conduct.

5. A medical marijuana testing facility shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for providing laboratory testing services that relate to the medical use of marijuana consistent with sections 195.548 to 195.570 and otherwise meets legal standards of professional conduct.

6. A health care provider shall not be subject to mandatory reporting requirements for the medical use of marijuana by nonemancipated qualifying patients under eighteen years of age in a manner consistent with sections 195.548 to 195.570 and with the consent of a parent or guardian.

7. A primary caregiver shall not be subject to criminal or civil liability or sanctions under Missouri law for purchasing, transporting, or administering marijuana for medical use to or by a qualifying patient or participating in the patient cultivation of up to six flowering marijuana plants per patient in a manner consistent with sections 195.548 to 195.570 and generally established legal standards of personal or professional conduct.

8. An attorney shall not be subject to disciplinary action by the state bar association or other professional licensing body for owning, operating, investing in, being employed by, contracting with, or providing legal assistance to prospective or licensed medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, qualifying patients, primary caregivers, physicians, health care

providers, or others related to an activity who or that is no longer subject to criminal penalties under state law under sections 195.548 to 195.570.

9. Actions and conduct by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities licensed or registered with the department, or their employees or agents, as permitted by sections 195.548 to 195.570 and in compliance with department regulations and other standards of legal conduct, shall not be subject to criminal or civil liability or sanctions under Missouri law, except as provided for by said sections.

10. Nothing in sections 195.548 to 195.570 shall provide immunity for negligence, either common law or statutorily created, or criminal immunity for operating a vehicle, aircraft, dangerous device, or navigating a boat while under the influence of marijuana.

11. It is the public policy of the state of Missouri that contracts related to marijuana for medical use that are entered into by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities and those who allow property to be used by those entities, should be enforceable. It is the public policy of the state of Missouri that no contract entered into by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities, or by a person who allows property to be used for activities that are exempt from state criminal penalties under sections 195.548 to 195.570, shall be unenforceable on the basis that activities related to medical marijuana may be prohibited by federal law.

195.570. 1. Nothing in sections 195.548 to 195.570 shall permit a person to:

(1) Consume marijuana for medical use in a jail or correctional facility;

(2) Undertake any task under the influence of marijuana when doing so would constitute negligence or professional malpractice;

(3) Operate, navigate, or be in actual physical control of any dangerous device or motor vehicle, aircraft, or motorboat while under the influence of marijuana; or

(4) Bring a claim against any employer, former employer, or prospective employer for wrongful discharge, discrimination, or any similar cause of action or remedy, based on the employer, former employer, or prospective employer prohibiting the employee, former employee, or prospective employee from being under the influence of marijuana while at work or disciplining the employee or former employee, up to and including termination from employment, for working or attempting to work while under the influence of marijuana.

2. No medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall be owned, in whole or in part, or have as an officer, director, board member, manager, or employee, any individual with a disqualifying felony offense. A "disqualifying felony offense" shall mean a violation of, and conviction or guilty plea to, state or federal law that is, or would have been, a felony under Missouri law, regardless of the sentence imposed, unless the department determines that:

(1) The person's conviction was for the medical use of marijuana or assisting in the medical use of marijuana;

(2) The person's conviction was for a nonviolent crime for which he or she was not incarcerated and that is more than five years old; or

(3) More than five years have passed since the person was released from parole or probation, and he or she has not been found guilty of any subsequent criminal offenses.

The department may consult with and rely on the records, advice, and recommendations of the attorney general and the department of public safety, or their successor entities, in applying the provisions of this subsection.

3. All medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility licenses, entities with medical marijuana testing facility certificates, and entities with transportation certificates shall be held by entities that are majority owned by natural persons who have been residents of the state of Missouri for at least one year prior to the application for such license or certification. Notwithstanding the forgoing, entities outside the state of Missouri may own a minority stake in such entities.

4. No medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall manufacture, package, or label marijuana or marijuana-infused products in a false or misleading manner. No person shall sell any product in a manner designed to cause confusion between a marijuana or marijuana-infused product and any product not containing marijuana. A violation of this subsection shall be punishable by an appropriate and proportional department sanction, up to and including loss of license.

5. All edible marijuana-infused products shall be sold in individual, child-resistant containers that are labeled with dosage amounts, instructions for use, and estimated length of effectiveness. All marijuana and marijuana-infused products shall be sold in containers clearly and conspicuously labeled, in a font size at least as large as the largest other font size used on the package, as containing "marijuana", or a "marijuana-infused product". A violation of this subsection shall subject the violator to department sanctions, including an administrative penalty.

6. No individual shall serve as the primary caregiver for more than three qualifying patients.

7. No qualifying patient shall consume marijuana for medical use in a public place. Violation of this subsection shall be subject to the penalty in section 579.015.

8. No person shall extract resins from marijuana using dangerous materials or combustible gasses without a medical marijuana-infused products manufacturing facility license. Violation of this prohibition shall subject the violator to department sanctions, including an administrative penalty and, if applicable, loss of their identification card or license for up to one year.

9. All qualifying patient cultivation shall take place in an enclosed, locked facility that is equipped with security devices that permit access only by the qualifying patient or by such patient's primary caregiver. Two qualifying patients, who both hold valid qualifying patient cultivation identification cards, may share one enclosed and locked facility. No more than twelve patient or primary caregiver-cultivated flowering marijuana plants may be cultivated in a single enclosed and locked facility,

except when a primary caregiver also holds a qualifying patient cultivation identification card, in which case no more than eighteen flowering marijuana plants may be cultivated in a single enclosed and locked facility.

10. No medical marijuana cultivation facility, medical marijuana dispensary facility, medical marijuana-infused products manufacturing facility, medical marijuana testing facility, or entity with a transportation certification shall assign, sell, give, lease, sublicense, or otherwise transfer its license or certificate to any other entity without the express consent of the department, not to be unreasonably withheld.

11. Unless allowed by the local government, no new medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall be initially sited within one thousand feet of any then-existing elementary or secondary school, child day care center, or church. No local government shall prohibit medical marijuana cultivation facilities, medical marijuana testing facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, or entities with a transportation certification, either expressly or through the enactment of ordinances or regulations that make their operation unduly burdensome in the jurisdiction. However, local governments may enact ordinances or regulations not in conflict with sections 195.548 to 195.570, or with regulations enacted under said sections, governing the time, place, and manner of such facilities in the locality. A local government may establish civil penalties for violation of an ordinance or regulations governing the time, place, manner of operation of a medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, medical marijuana-infused products manufacturing facility, or entity holding a transportation certification that may operate in such locality.

12. Unless superseded by federal law, a physician shall not certify a qualifying condition for a patient by any means other than providing a physician certification for the patient, whether handwritten, electronic, or in another commonly used format. A qualifying patient shall obtain a new physician certification at least annually.

13. A physician shall not issue a certification for the medical use of marijuana for a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. The department shall not issue a qualifying patient identification card on behalf of a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. Such card shall be issued to one of the parents or legal guardians and not directly to the patient. Only a parent or legal guardian may serve as a primary caregiver for a nonemancipated qualifying patient under the age of eighteen. Only the qualifying patient's parent or guardian shall purchase or possess medical marijuana for a nonemancipated qualifying patient under the age of eighteen. A parent or guardian shall supervise the administration of medical marijuana to a nonemancipated qualifying patient under the age of eighteen.

14. Nothing in sections 195.548 to 195.570 shall be construed as mandating health insurance coverage of medical marijuana for qualifying patient use.

15. Real and personal property used in the cultivation, manufacture, transport, testing,

distribution, sale, and administration of marijuana for medical use or for activities otherwise in compliance with sections 195.548 to 195.570 shall not be subject to asset forfeiture solely because of that use."; and

Further amend the title and enacting clause accordingly.

Senator Holsman moved that the above amendment be adopted.

Senator Onder raised the point of order that **SA 1** is out of order as it goes beyond the scope of the original bill. The point of order was referred to the President Pro Tem who ruled it well taken.

Senator Sater moved that **SS** for **SCS** for **SB 826**, be adopted, which motion prevailed.

On motion of Senator Sater, **SS** for **SCS** for **SB 826** was declared perfected and ordered printed.

Senator Cierpiot moved that **SB 625** be taken up for perfection, which motion prevailed.

On motion of Senator Cierpiot, **SB 625** was declared perfected and ordered printed.

Senator Brown moved that **SB 818** be taken up for perfection, which motion prevailed.

On motion of Senator Brown, **SB 818** was declared perfected and ordered printed.

Senator Schatz moved that **SB 599** be taken up for perfection, which motion prevailed.

President Pro Tem Richard assumed the Chair.

At the request of Senator Schatz, **SB 599** was placed on the Informal Calendar.

SB 555 and **SB 609**, with **SCS**, were placed on the Informal Calendar.

Senator Rowden moved that **SB 912**, with **SCS**, be taken up for perfection, which motion prevailed.

At the request of Senator Rowden, **SB 912**, with **SCS** was placed on the Informal Calendar.

Senator Hoskins moved that **SB 608** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SS** for **SB 608**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 608

An Act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

Senator Hoskins moved that **SS** for **SB 608** be adopted, which motion prevailed.

On motion of Senator Hoskins, **SS** for **SB 608** was declared perfected and ordered printed.

Senator Rowden moved that **SB 912**, with **SCS**, be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SB 912**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Was taken up.

Senator Rowden moved that **SCS** for **SB 912** be adopted.

Senator Rowden offered **SS** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS** for **SCS** for **SB 912** be adopted.

At the request of Senator Rowden, **SS** for **SCS** for **SB 912** was withdrawn.

Senator Rowden offered **SS No. 2** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS No. 2** for **SCS** for **SB 912** be adopted.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 912, Page 1, Section 173.1003, by removing said section from the bill.

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

Senator Rowden raised the point order that **SA 1** is out of order as it is dilatory. The point of order was referred to the President Pro Tem.

At the request of Senator Schaaf, **SA 1** was withdrawn, rendering the point of order moot.

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 912, Page 5, Section 173.1003, Lines 10-11, by striking all of said lines from the bill.

Senator Schaaf moved that the above amendment be adopted.

President Parson assumed the Chair.

At the request of Senator Rowden, **SS No. 2** for **SCS** for **SB 912** was withdrawn rendering **SA 2** moot.

Senator Rowden offered **SS No. 3** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS No. 3** for **SCS** for **SB 912** be adopted.

At the request of Senator Rowden **SB 912**, with **SCS** and **SS No. 3** for **SCS** (pending), was placed on the Informal Calendar.

At the request of Senator Kehoe, **SB 907**, with **SCS** was placed on the Informal Calendar.

Senator Wallingford moved that **SB 574**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 574**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 574

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

Was taken up.

Senator Wallingford moved that **SCS** for **SB 574** be adopted, which motion prevailed.

On motion of Senator Wallingford, **SCS** for **SB 574** was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1247**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to diabetes awareness month.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1349**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Missouri sliced bread day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1355**, entitled:

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to retired peace officers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1375**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to posttraumatic stress awareness day in Missouri.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1481**, entitled:

An Act to repeal section 382.278, RSMo, relating to certain exemptions for insurance holding companies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1552**, entitled:

An Act to amend chapter 374, RSMo, by adding thereto one new section relating to professional licensure applications.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1351**, entitled:

An Act to repeal sections 210.845, 452.370, 452.747, and 454.500, RSMo, and to enact in lieu thereof four new sections relating to filing a responsive pleading in certain family law proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1597**, entitled:

An Act to repeal section 194.119, RSMo, and to enact in lieu thereof one new section relating to the disposition of human remains.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1660**, entitled:

An Act to repeal sections 162.1115 and 178.550, RSMo, and to enact in lieu thereof three new sections relating to career and technical education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1663**, entitled:

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the establishment of developmental guidance and counseling programs in schools.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1675**, entitled:

An Act to repeal section 162.064, RSMo, and to enact in lieu thereof one new section relating to school bus driver medical endorsements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1676**, entitled:

An Act to repeal section 302.272, RSMo, and to enact in lieu thereof one new section relating to school bus driver qualifications.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1905**, entitled:

An Act to amend chapter 305, RSMo, by adding thereto six new sections relating to abandoned aircraft.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 608**; **SS** for **SCS** for **SB 826**; **SB 625**; and **SB 818**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS** for **SB 597** and **SB 818** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 1390, regarding Corrections Officer I Stephen Arens, Martinsburg, which was adopted.

Senator Riddle offered Senate Resolution No. 1391, regarding Corrections Officer I Matthew King, Fulton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1392, regarding Robert "Bob" Kelly, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1393, regarding Terry Eaton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1394, regarding the Sixtieth Wedding Anniversary of Robert and Donella Jobst, Pickering, which was adopted.

Senator Hegeman offered Senate Resolution No. 1395, regarding the Fiftieth Wedding Anniversary of Jerry and Esther Coffelt, Ravenwood, which was adopted.

Senator Hegeman offered Senate Resolution No. 1396, regarding the Fiftieth Wedding Anniversary of Raymond and Debbi Schmitz, Ravenwood, which was adopted.

Senator Hegeman offered Senate Resolution No. 1397, regarding the Fiftieth Wedding Anniversary of Wayne and Diane Miller, Savannah, which was adopted.

Senator Kehoe offered Senate Resolution No. 1398, regarding Ronald Mantia, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Coaches Brian Ash, J. R. Simmons, Kyle Lasley, Jim Womack and Brett Skinner; Managers Ben Stockman and Remy Hanrahan; and players Grant Wood, Jacob Weirich, Gunnar See, Hayden Hirschvogel, Kade Franks, Brandon Williams, Gaven Strobel, Cole Ahrens, Reece Neighbors, Cade Galbraith, Tyler Bise, Michael Skinner, Payton Bodenstab, Mason Hansen, Nolan Binkley, Chad Volmert, Joseph Travis, Ryan Sturm, Landon Dunlap, Justin Wood, Jack Shinkle, Tucker Schwartz and Blake Terry, members of the 2017 Class 5 State Champion Jefferson City Jays baseball team.

Senator Romine introduced to the Senate, Jason Saylor, Alexander Milosevich, Josh Reynolds, Wyatt Saylor, Bethany Loveless, Matthew Loveless, Jacob Reynolds, Jonathan Loveless, Mike Millikan and Joshua Barrett, Bloomsdale.

Senator Koenig introduced to the Senate, the Physician of the Day, Steven M. Shields, M.C. FACS, Chesterfield.

Senator Brown introduced to the Senate, representatives of the Camden County Leadership Class, Camdenton.

Senator Schaaf introduced to the Senate, Marsha and Jim Conant, St. Joseph; and representatives of the Missouri State Medical Association Alliance.

Senator Hegeman introduced to the Senate, his daughter, Heidi, and representatives of Nurse Advocacy Day.

Senator Cierpiot introduced to the Senate, President Dr. Kirk Nooks, Dr. Diana McElroy, Lasha Sanders and thirteen students from Metropolitan Community College, Longview.

Senator Onder introduced to the Senate, Jessica Kruse and Paul Gantner, representatives of the Missouri Chapter National Academy of Elder Law Attorneys.

Senator Schaaf introduced to the Senate, his daughter, Renee, and Matt Adler, Chicago.

Senator Eigel introduced to the Senate, Executive Director Mark Hollander, Molly Dempsey and representatives of Vision St. Charles.

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

SENATE CALENDAR

TWENTY-NINTH DAY–THURSDAY, FEBRUARY 22, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1001-Hegeman

SB 1002-Hegeman

SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham
SB 1007-Kehoe
SB 1008-Riddle
SB 1009-Rowden
SB 1010-Rowden
SB 1011-Crawford
SB 1012-Sater
SB 1013-Hoskins
SB 1014-Schupp
SB 1015-Wieland
SB 1016-Wieland
SB 1017-Wieland
SB 1018-Hegeman
SB 1019-Eigel
SB 1020-Crawford

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)
HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 597-Riddle (In Fiscal Oversight)
SS for SB 608-Hoskins
SS for SCS for SB 826-Sater
SB 625-Cierpiot
SB 818-Brown (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 591-Hegeman, with SCS
2. SB 644-Cunningham, with SCS

3. SB 832-Rowden, with SCS
4. SB 786-Schupp
5. SB 918-Munzlinger, with SCS
6. SB 787-Curls, with SCS
7. SB 951-Crawford
8. SBs 632 & 675-Dixon, with SCS
9. SB 806-Crawford
10. SB 882-Hoskins
11. SB 681-Hummel
12. SB 695-Wallingford
13. SBs 603, 576 & 898-Onder, with SCS
14. SB 813-Riddle, with SCS
15. SB 793-Wallingford
16. SB 727-Emery
17. SB 848-Riddle
18. SB 600-Schatz, with SCS
19. SB 769-Cunningham, with SCS
20. SB 860-Koenig, with SCS
21. SB 592-Hegeman, with SCS
22. SB 774-Munzlinger
23. SB 752-Schatz, with SCS
24. SB 861-Hegeman, with SCS
25. SB 596-Riddle, with SCS
26. SB 849-Kehoe and Schupp, with SCS
27. SBs 617, 611 & 667-Eigel, with SCS
28. SB 674-Koenig
29. SB 767-Hoskins, with SCS
30. SB 881-Eigel
31. SB 840-Rowden
32. SB 660-Riddle
33. SB 892-Walsh, with SCS
34. SB 757-Schatz
35. SB 909-Dixon
36. SB 871-Romine

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS & SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 598-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson
SBs 946 & 947-Dixon, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-NINTH DAY—THURSDAY, FEBRUARY 22, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"O taste and see that the Lord is good; happy are those who take refuge in him." (Psalm 34:8)

Gracious God, we are thankful that You continue to provide us with Your loving kindness so we may truly know the happiness that is there before us. Let us share this joy and happiness You have given us with those we love and may we extend Your glow of caring with those we meet this weekend and join in praise and thanksgiving in Your house of prayer. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

Senator Kehoe requested unanimous consent of the Senate to allow law enforcement officers from the Missouri State Highway Patrol to enter the Chamber with side arms, which request was granted.

The Senate observed a moment of silence for the Parkland school shooting victims and their families.

RESOLUTIONS

Senators Richard and Nasheed offered Senate Resolution No. 1399, regarding the Eighty-third Birthday of Norlene Boyd, St. Louis, which was adopted.

INTRODUCTION OF BILLS

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

SB 1021–By Dixon and Wallingford.

An Act to repeal section 476.521, RSMo, and to enact in lieu thereof one new section relating to the judicial retirement plan.

SB 1022–By Dixon.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof thirteen new sections relating to unlawful discriminatory practices.

SB 1023–By Dixon.

An Act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries public, with an existing penalty provision and a delayed effective date.

SRB 1024–By Dixon.

An Act to repeal sections 104.620, 104.1042, 104.1054, 105.463, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.023, 115.049, 115.155, 115.177, 115.227, 115.243, 115.247, 115.287, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.641, 181.100, 181.110, and 181.130, RSMo, and sections 105.456, 105.473, 105.485, 105.957, 105.959, 105.961, 105.963, and 105.966 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and sections 130.011, 130.021, 130.026, 130.041, 130.044, 130.046, 130.057, and 130.071 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof twenty-four new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

SB 1025–By Dixon.

An Act to repeal section 456.950, RSMo, and to enact in lieu thereof one new section relating to qualified spousal trusts.

SB 1026–By Nasheed, Curls and Chappelle-Nadal.

An Act to amend chapter 571, RSMo, by adding thereto two new sections relating to the purchasing of

firearms, with penalty provisions.

SB 1027–By Cierpiot.

An Act to amend chapter 449, RSMo, by adding thereto four new sections relating to homeowners' associations.

SB 1028–By Wieland.

An Act to repeal section 407.292, RSMo, and to enact in lieu thereof one new section relating to buyers of precious metals, with penalty provisions.

SB 1029–By Curls.

An Act to repeal section 137.720, RSMo, and to enact in lieu thereof one new section relating to the payment of county assessment costs.

SB 1030–By Curls.

An Act to repeal section 52.290, RSMo, and to enact in lieu thereof one new section relating to collection fees.

SB 1031–By Curls.

An Act to repeal section 59.170, RSMo, and to enact in lieu thereof one new section relating to recording fees.

SB 1032–By Wallingford.

An Act to repeal sections 8.007, 253.545, 253.550, 253.557, and 253.559, RSMo, and to enact in lieu thereof six new sections relating to facilities of historic significance.

SENATE BILLS FOR PERFECTION

Senator Munzlinger moved that **SB 546**, with **SS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Munzlinger, **SS** for **SB 546** was withdrawn, rendering **SA 1** moot.

Senator Munzlinger offered **SS No. 2** for **SB 546**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 546

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

Senator Munzlinger moved that **SS No. 2** for **SB 546** be adopted.

Senator Rowden offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Bill No. 546, Page 2, Section 507.040, Line 2 of said page, by striking all of said line and inserting in lieu thereof the following: "**services shall not be joined with**"; and

Further amend said bill, page 4, section 507.050, line 4 of said page, by inserting at the end of said line the following: "**For actions currently pending as of the effective date of this act, a plaintiff whose claim has been found to have no county in Missouri in which venue exists, may proceed in such venue where such claim was dismissed without prejudice only when the court finds that the claim:**

(1) Was filed in the Missouri court within the statute of limitations applicable to the claim;

(2) Has no proper venue in the state of Missouri; and

(3) Cannot be refiled in the proper state because of said state's lack of savings statute or similar law.

Nothing in this subsection shall be deemed to create jurisdiction where no jurisdiction otherwise exists."; and

Further amend said bill, page 8, section 508.010, line 6 of said page, by inserting immediately after the word "issued" the following: "**or the county where the injury occurred that resulted in the underlying claim against the insured**".

Senator Rowden moved that the above amendment be adopted.

Senator Sifton offered **SSA 1** for **SA 1**, which was read:

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

Amend Senate Substitute No. 2 for Senate Bill No. 546, Pages 1-3, Section 507.040, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above substitute amendment be adopted.

President Pro Tem Richard assumed the Chair.

A quorum was established by the following vote:

Present—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Rowden	Sater	Schaaf
Schupp	Wallingford	Walsh	Wasson—25			

Absent—Senators

Cierpiot	Dixon	Libla	Romine	Schatz	Sifton	Wieland—7

Absent with leave—Senator Holsman—1

Vacancies—1

Senator Schaaf offered **SA 1** to **SSA 1** for **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No.1 for Senate Amendment No. 1 to Senate Substitute No. 2 for Senate Bill No. 546, Page 1, Line 1 by striking said line and inserting in lieu thereof the following:

"Amend Senate Substitute No. 2 for Senate Bill No. 546, Page 3-4, Section 507.050,"

Senator Schaaf moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Sifton, **SSA 1** for **SA 1** was withdrawn, rendering **SA 1** to **SSA 1** for **SA 1** moot.

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

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

Amend Senate Substitute No. 2 for Senate Bill No. 546, Page 2, Section 507.040, Line 13, by inserting after the word "plaintiff" the following: "**, unless the court finds that joinder of the claims is necessary to avoid multiple or inconsistent liabilities against a defendant or that joinder of the claims is necessary for judicial economy**"; and further amend lines 19-20 by striking the words "if the court finds that one or more defendants are indispensable and"; and further amend line 24 by inserting after the "injured" the following: "**as to all defendants**"; and

Further amend said bill and section, page 3, lines 3-4 by striking the words "The requirements under this section are procedural"; and

Further amend said bill and page, section 507.050, lines 26-28 by striking all of said lines; and

Further amend said bill and section, page 4, lines 1-2 by striking all of said lines and inserting in lieu thereof the following: "**which venue exists upon the motion of any party. If there is no county in Missouri**"; and further amend line 4 by inserting after the word "prejudice." the following: "**For actions currently pending as of the effective date of this act, a plaintiff whose claim has been found to have no county in Missouri in which venue exists, may proceed in such venue where such claim was dismissed without prejudice only when the court finds that the claim:**

(1) Was filed in the Missouri court within the statute of limitations applicable to the claim;

(2) Has no proper venue in the state of Missouri; and

(3) Cannot be refiled in the proper state.

Nothing in this subsection shall be deemed to create jurisdiction where no jurisdiction otherwise exists."; and

Further amend said bill and page, section 508.010, lines 24-28 by striking all of said lines; and

Further amend said bill and section, page 5, line 1 by striking all of said line; and further renumber the remaining the subdivisions accordingly; and

Further amend said bill and section, page 6, lines 25-28 by striking all of the opening and closing

brackets and underlined words on said lines; and

Further amend said bill and section, page 7, lines 1-4 by striking all of the underlined words on said lines; and

Further amend said bill and section, page 8, line 6 by inserting after the word "issued" the following: "**or the county where the injury occurred that resulted in the underlying claim against the insured**"; and

Further amend said bill and section, page 9, lines 23-28 by striking all of said lines; and

Further amend said bill and section, page 10, lines 1-2 by striking all of said lines; and further renumber the remaining subsections accordingly; and further amend line 9 by striking the words "to the Missouri supreme court"; and

Further amend said bill, section 537.762, page 12, line 10 by inserting after all of said line the following:

"**Section 1. The provisions of this act shall only apply to causes of action filed on or after August 28, 2018.**"; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above substitute amendment be adopted.

At the request of Senator Munzlinger, **SB 546**, with **SS No. 2**, **SA 1** and **SSA 2** for **SA 1** (pending), was placed on the Informal Calendar.

THIRD READING OF SENATE BILLS

SS for **SB 608**, introduced by Senator Hoskins, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 608

An Act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

Was taken up.

On motion of Senator Hoskins, **SS** for **SB 608** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Curls	Hummel	Nasheed	Rizzo	Schupp	Sifton
Walsh—8						

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SB 826**, introduced by Senator Sater, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal sections 195.010, 195.070, 195.080, and 338.010, RSMo, and to enact in lieu thereof five new sections relating to pharmacy, with an emergency clause for a certain section.

Was taken up.

On motion of Senator Sater, **SS** for **SCS** for **SB 826** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

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

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

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

SB 625, introduced by Senator Cierpiot, entitled:

An Act to repeal sections 144.030 and 144.054, RSMo, and to enact in lieu thereof two new sections relating to sales and use tax exemptions.

Was taken up on a standing division vote.

Senator Cierpiot moved that **SB 625** be read the 3rd time and passed.

Senator Sifton requested that motion be reduced to writing and was joined by Senator Rizzo.

Senator Cierpiot submitted the above motion in writing, which was read.

Senator Sifton moved pursuant to Senate Rule 73, that the motion to 3rd read and pass **SB 625** be postponed until Monday, February 26, 2018, which motion was defeated.

Having voted on the prevailing side, Senator Sifton moved that the vote by which the motion to postpone debate was defeated be reconsidered, which motion failed by the following vote:

YEAS—Senators—None

NAYS—Senators

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

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

On motion of Senator Cierpiot, **SB 625** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schupp—1

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following reports:

Mr. President: Your Committee on Economic Development, to which was referred **SB 865**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development, to which were referred **SB 894** and **SB 921**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 743**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 780**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 800**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 796**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 814**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which were referred **SB 627** and **SB 925**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 707**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 683**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 773**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 768**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 837**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 704**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 870**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 893**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 953**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 850**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 819**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 672**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Libla, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 578**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 666**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 802**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 574**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HB 1303**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 1001—Health and Pensions.

SB 1002—Local Government and Elections.

SB 1003—Ways and Means.

SB 1004—Seniors, Families and Children.

SB 1005—Judiciary and Civil and Criminal Jurisprudence.

SB 1006—Agriculture, Food Production and Outdoor Resources.

SB 1007—Government Reform.

SB 1008—Seniors, Families and Children.

SB 1009—Progress and Development.

SB 1010—Transportation, Infrastructure and Public Safety.

SB 1011—Seniors, Families and Children.

SB 1012—Local Government and Elections.

SB 1013—Progress and Development.

SB 1014—Judiciary and Civil and Criminal Jurisprudence.

SB 1015—Economic Development.

SB 1016—Insurance and Banking.

SB 1017—Seniors, Families and Children.

SB 1018—Agriculture, Food Production and Outdoor Resources.

SB 1019—Transportation, Infrastructure and Public Safety.

SB 1020—Professional Registration.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2044**, entitled:

An Act to repeal sections 169.020, 169.291, 169.324, 169.350, and 169.360, RSMo, and to enact in lieu thereof seven new sections relating to retirement benefits for public employees.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2034**, entitled:

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

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1300**, entitled:

An Act to repeal section 306.030, RSMo, and to enact in lieu thereof one new section relating to boat title and registration fees.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1572**, entitled:

An Act to repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1887**, entitled:

An Act to amend chapter 442, RSMo, by adding thereto one new section relating to restrictive covenants.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1366**, entitled:

An Act to repeal sections 168.133 and 304.060, RSMo, and to enact in lieu thereof two new sections relating to transportation of school children.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1998**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Rae Booth Jesse, State Trooper Doug McPike, Lori McPike, Matt Bronice and former Governor Roger Wilson.

Senator Nasheed introduced to the Senate, representatives of AMIKIDS, Beaumont High School, St. Louis.

Senator Emery introduced to the Senate, Calvin Brown, Jefferson City; Rev. Dusty Kline, Holts Summit; and Rev. Malcolm Duncan, England.

Senator Brown introduced to the Senate, his wife, Kathy, Rolla; and Deputy Collector Lori Daharsh, Phelps County.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, February 26, 2018.

SENATE CALENDAR

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THIRTIETH DAY–MONDAY, FEBRUARY 26, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1021-Dixon and Wallingford
SB 1022-Dixon
SB 1023-Dixon
SRB 1024-Dixon
SB 1025-Dixon
SB 1026-Nasheed, et al
SB 1027-Cierpiot
SB 1028-Wieland
SB 1029-Curls
SB 1030-Curls
SB 1031-Curls
SB 1032-Wallingford

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690

HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)
HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 597-Riddle (In Fiscal Oversight)
SB 818-Brown (In Fiscal Oversight)
SCS for SB 574-Wallingford

SENATE BILLS FOR PERFECTION

1. SB 591-Hegeman, with SCS
2. SB 644-Cunningham, with SCS
3. SB 832-Rowden, with SCS
4. SB 786-Schupp
5. SB 918-Munzlinger, with SCS
6. SB 787-Curls, with SCS
7. SB 951-Crawford
8. SBs 632 & 675-Dixon, with SCS
9. SB 806-Crawford
10. SB 882-Hoskins
11. SB 681-Hummel
12. SB 695-Wallingford
13. SBs 603, 576 & 898-Onder, with SCS
14. SB 813-Riddle, with SCS
15. SB 793-Wallingford
16. SB 727-Emery
17. SB 848-Riddle
18. SB 600-Schatz, with SCS
19. SB 769-Cunningham, with SCS
20. SB 860-Koenig, with SCS
21. SB 592-Hegeman, with SCS
22. SB 774-Munzlinger
23. SB 752-Schatz, with SCS
24. SB 861-Hegeman, with SCS
25. SB 596-Riddle, with SCS
26. SB 849-Kehoe and Schupp, with SCS

27. SBs 617, 611 & 667-Eigel, with SCS
28. SB 674-Koenig
29. SB 767-Hoskins, with SCS
30. SB 881-Eigel
31. SB 840-Rowden
32. SB 660-Riddle
33. SB 892-Walsh, with SCS
34. SB 757-Schatz
35. SB 909-Dixon
36. SB 871-Romine
37. SB 865-Kehoe
38. SBs 894 & 921-Libla, with SCS
39. SB 743-Sater
40. SB 780-Curls
41. SB 800-Libla
42. SB 796-Koenig
43. SB 814-Riddle, with SCS
44. SBs 627 & 925-Munzlinger, with SCS
45. SB 707-Schatz, with SCS
46. SB 683-Wasson
47. SB 773-Hoskins
48. SB 768-Hoskins
49. SB 837-Rowden
50. SB 704-Hegeman
51. SB 870-Hegeman
52. SB 893-Sater, with SCS
53. SB 953-Sater, with SCS
54. SB 850-Wallingford
55. SB 672-Koenig, with SCS
56. SB 578-Romine
57. SB 666-Onder
58. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#2, SA 1 & SSA 2 for SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 598-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

THIRTIETH DAY—MONDAY, FEBRUARY 26, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Let the wise also hear and gain in learning, and the discerning acquire skill." (Proverbs 1:5)

Gracious God, we are grateful for our safe arrival on this beautiful day. Help us be among those who are willing to hear Your word and gain from what we learn, especially those things that are helpful for our work here this week. Help us use our time here to benefit those who count on us. And guide our words and actions as they are a witness to what we hold as most important to us. And be with us so we can offer our very best. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 22, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1400, regarding Mary Hilton, Saint Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 1401, regarding Hyun Bang, Chesterfield, which was adopted.

Senator Hoskins offered Senate Resolution No. 1402, regarding Reshelle Rucker, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1403, regarding Robin Grice, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1404, regarding Christa L. Collins, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1405, regarding Viedia L. Stevens, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1406, regarding Larry L. Stevens, Warrensburg, which was adopted.

Senator Dixon offered Senate Resolution No. 1407, regarding the death of Oral Dean Benskin, which was adopted.

Senator Onder offered Senate Resolution No. 1408, regarding Maggie Poronto, which was adopted.

Senator Sater offered Senate Resolution No. 1409, regarding Monett Main Street, which was adopted.

Senator Sater offered Senate Resolution No. 1410, regarding the death of Cynthia Patrick, Stone County, which was adopted.

CONCURRENT RESOLUTIONS

Senator Walsh offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 46

Whereas, the Missouri Constitution outlines a process for the residents of St. Louis City and St. Louis County to vote on their governmental structure through the establishment of a Board of Freeholders by petition or appointment by the County Executive, Mayor of St. Louis, and Governor of Missouri; and

Whereas, some Missourians may seek a statewide vote on a constitutional amendment to bypass the voters of St. Louis City and St. Louis County; and

Whereas, a statewide vote on such an important matter of local government structure would set a precedent that could lead to subsequent statewide votes mandating the consolidation of counties, school districts, and other political subdivisions throughout Missouri, against the wishes of voters in those political subdivisions; and

Whereas, in 1962, the voters of Missouri overwhelmingly rejected, by a vote of 74% to 26%, a constitutional amendment to merge the governments of St. Louis and St. Louis County; and

Whereas, the appropriate way for those wishing to change the structure of St. Louis City and County government is to convince the voters of St. Louis City and County of the benefits of such changes, not to convince voters elsewhere in Missouri; and

Whereas, the St. Louis County Council, which governs the largest county in the state of Missouri with nearly one million residents, and the Board of Aldermen of the City of St. Louis, which governs the second-largest city in the state of Missouri with over 315,000 residents, should have a major voice in all discussions of St. Louis regional governance; and

Whereas, the governing bodies of all municipalities in St. Louis County should also have significant involvement in any such discussions to advance the best interests of their residents; and

Whereas, the St. Louis County Council and 57 of the 89 municipalities in St. Louis County have passed resolutions opposing a statewide vote on a constitutional amendment to change the structure of St. Louis City and County government:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby oppose any statewide vote or legislative mandate on governmental reorganization regarding the City of St. Louis and St. Louis County and the municipalities therein; and

Be It Further Resolved that the General Assembly does not take a position on whether St. Louis City and St. Louis County should consolidate or should otherwise change their government structure; and

Be It Further Resolved that the General Assembly supports the people of St. Louis City and St. Louis County having a productive discussion about the reorganization and/or consolidation of their governments and improving their regional governance however they best see fit.

The Senate observed a moment of silence in memory of Joaquin Oliver.

INTRODUCTION OF BILLS

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

SB 1033–By Riddle.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to requests to terminate custody for persons in the care of the state.

SB 1034–By Riddle.

An Act to amend chapter 209, RSMo, by adding thereto one new section relating to a statewide hearing aid distribution program.

SB 1035–By Koenig.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to alternative special needs services.

SB 1036–By Koenig.

An Act to repeal section 144.010, RSMo, and to enact in lieu thereof one new section relating to sales and use tax exemptions.

SB 1037–By Wasson.

An Act to amend chapter 348, RSMo, by adding thereto nine new sections relating to an innovation fund to promote economic growth in the state of Missouri.

SB 1038–By Dixon.

An Act to repeal sections 21.110, 28.190, 29.280, 30.060, and 105.050, RSMo, and to enact in lieu thereof seven new sections relating to vacancies in certain public offices.

SB 1039–By Hegeman.

An Act to repeal sections 536.025, 536.200, and 536.205, RSMo, and to enact in lieu thereof three new sections relating to emergency rules.

SB 1040–By Cunningham.

An Act to repeal section 197.305, RSMo, and to enact in lieu thereof one new section relating to certificates of need.

SENATE BILLS FOR PERFECTION

At the request of Senator Hegeman, **SB 591**, with **SCS**, was placed on the Informal Calendar.

Senator Cunningham moved that **SB 644**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 644**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 644

An Act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with penalty provisions.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 644** be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

On motion of Senator Cunningham, **SCS** for **SB 644** was declared perfected and ordered printed.

At the request of Senator Rowden, **SB 832**, with **SCS**, was placed on the Informal Calendar.

Senator Schupp moved that **SB 786** be taken up for perfection, which motion prevailed.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 786, Page 2, Section 105.055, Line 29, by striking "cannons" and inserting "**canons**".

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

Senator Onder offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 786, Page 4, Section 105.055, Lines 103-107, by striking all of the bold faced language.

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

Senator Eigel offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 786, Page 1, Section 105.055, Line 2, by striking the word "demotion,".

Senator Eigel moved that the above amendment be adopted.

At the request of Senator Schupp, **SB 786**, with **SA 3** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1383**, entitled:

An Act to repeal section 188.028, RSMo, and to enact in lieu thereof one new section relating to parental notification.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1558**, entitled:

An Act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1809**, entitled:

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1268**, entitled:

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to dental faculty permits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 644**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

INTRODUCTION OF GUESTS

Senator Cierpiot introduced to the Senate, Addison Schubert, Raymore.

Senator Kehoe introduced to the Senate, Jim and Irene Tergin, and their children, Mayor Carrie Tergin, Dr. Helen Tergin and her husband John Anderson, George Tergin and his wife Jennifer, and grandchildren, George Thomas Anderson and Mimi Ourania Anderson.

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

SENATE CALENDAR

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THIRTY-FIRST DAY–TUESDAY, FEBRUARY 27, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1021-Dixon and Wallingford
SB 1022-Dixon
SB 1023-Dixon
SRB 1024-Dixon
SB 1025-Dixon
SB 1026-Nasheed, et al
SB 1027-Cierpiot
SB 1028-Wieland
SB 1029-Curls
SB 1030-Curls
SB 1031-Curls
SB 1032-Wallingford
SB 1033-Riddle
SB 1034-Riddle
SB 1035-Koenig
SB 1036-Koenig
SB 1037-Wasson
SB 1038-Dixon
SB 1039-Hegeman
SB 1040-Cunningham

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796

HCS for HB 1710
HB 1608-Kelly (141)
HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 597-Riddle (In Fiscal Oversight)
SB 818-Brown (In Fiscal Oversight)
SCS for SB 574-Wallingford
SCS for SB 644-Cunningham

SENATE BILLS FOR PERFECTION

1. SB 918-Munzlinger, with SCS
2. SB 787-Curls, with SCS
3. SB 951-Crawford
4. SBs 632 & 675-Dixon, with SCS
5. SB 806-Crawford
6. SB 882-Hoskins
7. SB 681-Hummel
8. SB 695-Wallingford
9. SBs 603, 576 & 898-Onder, with SCS
10. SB 813-Riddle, with SCS
11. SB 793-Wallingford
12. SB 727-Emery
13. SB 848-Riddle
14. SB 600-Schatz, with SCS
15. SB 769-Cunningham, with SCS
16. SB 860-Koenig, with SCS
17. SB 592-Hegeman, with SCS
18. SB 774-Munzlinger
19. SB 752-Schatz, with SCS
20. SB 861-Hegeman, with SCS
21. SB 596-Riddle, with SCS
22. SB 849-Kehoe and Schupp, with SCS
23. SBs 617, 611 & 667-Eigel, with SCS
24. SB 674-Koenig
25. SB 767-Hoskins, with SCS
26. SB 881-Eigel
27. SB 840-Rowden
28. SB 660-Riddle
29. SB 892-Walsh, with SCS
30. SB 757-Schatz
31. SB 909-Dixon
32. SB 871-Romine
33. SB 865-Kehoe
34. SBs 894 & 921-Libla, with SCS
35. SB 743-Sater
36. SB 780-Curls

37. SB 800-Libla
38. SB 796-Koenig
39. SB 814-Riddle, with SCS
40. SBs 627 & 925-Munzlinger, with SCS
41. SB 707-Schatz, with SCS
42. SB 683-Wasson
43. SB 773-Hoskins
44. SB 768-Hoskins
45. SB 837-Rowden
46. SB 704-Hegeman
47. SB 870-Hegeman
48. SB 893-Sater, with SCS
49. SB 953-Sater, with SCS
50. SB 850-Wallingford
51. SB 672-Koenig, with SCS
52. SB 578-Romine
53. SB 666-Onder
54. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#2, SA 1 & SSA 2 for SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 598-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 786-Schupp, with SA 3 (pending)
SB 832-Rowden, with SCS
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson
SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 46-Walsh

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIRST DAY—TUESDAY, FEBRUARY 27, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"My child, give me your heart, and let your eyes observe my ways." (Proverbs 23:26)

Heavenly Father, we pray that we will open our eyes and ears to see those about us and hear ways that we may help where we are most needed and provide support for one another as we can. Help us, Lord, use our time and energy in the most effective ways from what we have learned of You. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1411, regarding the Twenty-fifth Wedding

Anniversary of Evren and Laurie Senol, Town and Country, which was adopted.

Senator Riddle offered Senate Resolution No. 1412, regarding the Ninetieth Birthday of Barbara Arnold, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 1413, regarding Kaiya Thompson, which was adopted.

The Senate observed a moment of silence in memory of Luke Hoyer.

INTRODUCTION OF BILLS

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

SB 1041–By Schaaf.

An Act to amend chapter 105, RSMo, by adding thereto two new sections relating to elected official communications.

SB 1042–By Onder.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to concession agreements entered into by political subdivisions.

SB 1043–By Cierpiot.

An Act to repeal sections 26.220, 26.225, 115.239, 115.307, 115.515, and 115.517, RSMo, and to enact in lieu thereof nine new sections relating to the joint election of governor and lieutenant governor, with a contingent effective date.

SB 1044–By Romine.

An Act to amend chapter 168, RSMo, by adding thereto one new section relating to school administrators.

SB 1045–By Romine.

An Act to repeal section 169.560, RSMo, and to enact in lieu thereof one new section relating to school employee retirement systems.

SB 1046–By Crawford.

An Act to repeal section 455.513, RSMo, and to enact in lieu thereof one new section relating to child protection orders.

SB 1047–By Sater.

An Act to amend chapter 173, RSMo, by adding thereto five new sections relating to private college campus police.

SB 1048–By Rowden.

An Act to repeal sections 109.210 and 610.027, RSMo, and to enact in lieu thereof three new sections relating to records maintained by public bodies, with penalty provisions.

SJR 35 –By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 17 of

article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to elective state officers.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1414, regarding Eagle Scout Nicholas Edward Gladbach, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1415, regarding Eagle Scout Alec William Land, Jefferson City, which was adopted.

Senator Riddle offered Senate Resolution No. 1416, regarding the 2017-2018 Class One State Champion Monroe City High School Football Panthers, which was adopted.

Senator Nasheed offered Senate Resolution No. 1417, regarding the death of Almer Ruth Ridgner, St. Louis, which was adopted.

Senator Nasheed offered Senate Resolution No. 1418, regarding Cordell Michael Edwards II, which was adopted.

SENATE BILLS FOR PERFECTION

At the request of Senator Munzlinger, **SB 918**, with **SCS**, was placed on the Informal Calendar.

Senator Curls moved that **SB 787**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 787**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 787

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

Was taken up.

Senator Curls moved that **SCS** for **SB 787** be adopted, which motion prevailed.

On motion of Senator Curls, **SCS** for **SB 787** was declared perfected and order printed.

Senator Munzlinger moved that **SB 918**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 918**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 918

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals,

with an emergency clause.

Was taken up.

Senator Munzlinger moved that **SCS** for **SB 918** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **SB 918**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 918

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals.

Senator Munzlinger moved that **SS** for **SCS** for **SB 918** be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **SB 918** was declared perfected and order printed.

Senator Crawford moved that **SB 951** be taken up for perfection, which motion prevailed.

On motion of Senator Crawford, **SB 951** was declared perfected and order printed.

Senator Dixon moved that **SBs 632** and **675**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 632** and **675**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 632 and 675

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, and 135.630, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations.

Was taken up.

Senator Dixon moved that **SCS** for **SBs 632** and **675** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Dixon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bills Nos. 632 & 675, Page 8, Section 135.600, Line 63, by striking all of said line and inserting in lieu thereof the following:

"fiscal years beginning on or after July 1, 2014**, and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**.**Tax credits shall be issued in**"; and

Further amend said bill, page 12, section 135.630, line 73, by striking all of said line and inserting in lieu thereof the following:

"beginning on or after July 1, 2014**, and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**. Tax credits shall be issued in the order"; and

Further amend said bill, said section, said page, line 78, by striking the word "**claimed**" and inserting in lieu thereof the word "**authorized**".

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

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bills Nos. 632 & 675, Page 12, Section 135.630, Line 99, by inserting after "9." the following:

"**(1) No taxpayer shall receive a tax credit under this section for a contribution to a pregnancy resource center that does not provide medically accurate information.**

(2) For purposes of this subsection, the term "medically accurate information" shall mean information that is:

(a) Verified or supported by the weight of medical research conducted in compliance with accepted scientific methods;

(b) Recognized as correct and objective by leading medical organizations with relevant expertise or government agencies, such as the:

a. American Medical Association;

b. American Congress of Obstetricians and Gynecologists;

c. American Public Health Association;

d. American Academy of Pediatrics;

e. American College of Physicians;

f. American Academy of Family Physicians;

g. Centers for Disease Control and Prevention;

h. Food and Drug Administration;

i. National Cancer Institute;

j. American Psychological Association; or

k. National Institute for Health; or

(c) Recommended by or affirmed in the medical practice guidelines of a nationally recognized accrediting organization, such as the:

a. Joint Commission on Accreditation of Healthcare Organizations (JCAHO);

b. National Committee for Quality Assurance (NCQA);

c. American Accreditation HealthCare Commission or Utilization Review Accreditation Commission (AAHC/URAC); or

d. Accreditation Association for Ambulatory HealthCare (AAAHC).

10. ".

Senator Schupp moved that the above amendment be adopted, which motion failed.

Senator Rowden offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bills Nos. 632 & 675, Page 3, Section 135.341, Line 37, by striking all of said line and inserting in lieu thereof the following:

"one million dollars [in any tax year] **for all fiscal years ending on or before June 30, 2019, and one million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**. The amount"; and

Further amend said bill and said section, Page 4, Line 60, by inserting after the word "may" on said line the word "**not**".

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

Senator Dixon moved that **SCS** for **SBs 632** and **675**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SBs 632** and **675**, as amended, was declared perfected and ordered printed.

Senator Crawford moved that **SB 806** be taken up for perfection, which motion prevailed.

On motion of Senator Crawford, **SB 806** was declared perfected and order printed.

Senator Hoskins moved that **SB 882** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SS** for **SB 882**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 882

An Act to repeal section 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session and section 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

Senator Hoskins moved that **SS** for **SB 882** be adopted, which motion prevailed.

On motion of Senator Hoskins, **SS** for **SB 882** was declared perfected and ordered printed.

SB 681 was placed on the Informal Calendar.

Senator Wallingford moved that **SB 695**, be taken up for perfection, which motion prevailed.

Senator Romine offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 695, Page 1, In the Title, Lines 3-4, by striking said lines and inserting in lieu thereof the following: "relating to boards and commissions."; and

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

"**26.305. 1. Notwithstanding any provision of law to the contrary, when the governor makes an appointment to any state board or commission when the senate is not in session, the governor shall**

notify the Missouri senate of the appointment in writing. No appointee shall be sworn in or serve in his or her official duties in the position until such time as the senate has been notified of the appointment. Once the appointment has been made and the senate is notified, the governor is prohibited from withdrawing or rescinding the appointment unless such action is authorized by the Missouri senate. In order to withdraw or rescind an appointment, when the senate reconvenes, the governor may request an appointment be sent back without prejudice. However, if the senate rejects the request or does not approve the request and the time frame by which the senate was to consider the original appointment expires without the senate giving its advice and consent, the appointee shall be deemed rejected and prohibited from being reappointed. Nothing in this section shall prohibit the governor from removing a member of a board or commission with written notice and hearing on charges of malfeasance, misfeasance, or nonfeasance in office.

2. If an appointee who has been appointed when the senate is not in session chooses to resign from his or her position prior to receiving the advice and consent of the senate, the governor shall notify the senate of the resignation and request for the nomination to be sent back without prejudice. However, if the senate rejects the request or does not approve the request, and the time frame by which the senate was to consider the original appointment expires, the appointee shall be deemed rejected and prohibited from being reappointed.

3. The governor shall be prohibited from reappointing an appointee that was appointed prior to the effective date of this section if the appointee was appointed when the senate was not in session and resigned his or her position prior to receiving the advice and consent of the senate.

4. No person whose appointment requires the advice and consent of the senate shall have the authority to act prior to receiving the advice and consent of the Senate:

(1) If such person is reappointed to a position by the governor while the senate is not in session; and

(2) Such person's prior appointment to such position on the administrative board or commission failed, for any reason, to receive the advice and consent of the senate.

5. Notwithstanding any provision of law to the contrary, at all meetings of any state board or commission only members that have received the advice and consent of the senate shall be counted for purposes of determining the existence of a quorum."; and

Further amend said bill, page 2, section 161.026, line 39, by inserting after all of said line the following:

"161.032. The members of the board shall be citizens of high moral standards and recognized ability in their respective business or profession, who have resided in the state for not less than five years immediately preceding their appointment, and not more than one of whom shall be a resident of the same county or congressional district. At no time shall more than four members be of the same political party **and at no time shall more than two members be classified as "independent"**. No member of the board shall be connected, either as an official or as an employee, with any public, private, or denominational school, college or university, nor be the holder of or a candidate for any public office.

161.042. Each member shall take an oath to support the constitution of the United States and of this state and to faithfully demean himself **or herself** in office. **Each board member shall be sworn in during open session of the state board of education. The oath shall be administered by the president or vice**

president of the state board of education.

161.052. Any vacancy occurring in the term of office of any board member shall be filled **[**by appointment by the governor, by and with the advice and consent of the senate**] subject to the provisions of section 26.305**, for the unexpired term. **[**If a vacancy occurs while the general assembly is not in session, the governor shall make a temporary appointment until the next session of the general assembly, when he shall nominate some person to fill the office.**]**"; and

Further amend said bill, page 3, section 161.072, line 20, by inserting after all of said line the following:

"161.082. 1. The board may act only when lawfully convened in a regular or special meeting, and it may speak only through its official records. No member of the board has any authority as an individual by reason of his official position.

2. At all meetings of the board**,** five members **that have received the advice and consent of the senate** are necessary to constitute a quorum for the transaction of business, but no official actions may be taken unless a majority of the whole board**, all of whom shall have received the advice and consent of the senate,** votes therefor.

3. If at any time a quorum of the board has not received the advice and consent of the senate, the state treasurer shall distribute all necessary appropriations to school districts pursuant to state and federal law."; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Wallingford, **SB 695**, as amended, was declared perfected and ordered printed.

Senator Hummel moved that **SB 681** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

On motion of Senator Hummel, **SB 681** was declared perfected and ordered printed.

Senator Onder moved that **SBs 603**, **576** and **898**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 603**, **576** and **898**, entitled:

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

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof two new sections relating to course access in education, with an effective date.

Was taken up.

Senator Onder moved that **SCS** for **SBs 603**, **576** and **898** be adopted.

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

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

An Act to repeal sections 161.670 and 167.121, RSMo, and to enact in lieu thereof two new sections relating to course access in education, with an effective date.

Senator Onder moved that **SS** for **SCS** for **SBs 603**, **576** and **898** be adopted.

Senator Romine offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576 & 898, Page 3, Section 161.670, Line 22 of said page, by inserting immediately after the word "school" as it appears the second time on said line the following: "**; provided that this paragraph shall not be construed to require a student seeking to enroll in Missouri course access and virtual school program courses pursuant to this subdivision to have attended a public school during the prior semester if the student has a documented medical or psychological diagnosis or condition that prevented the student from attending a school in the community during the previous semester**".

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

Senator Romine offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576 & 898, Page 4, Section 161.670, Line 18, by inserting after the word "courses" the following: "**initially to the local school board which shall provide an enrollment decision within thirty calendar days and then**".

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

Senator Munzlinger offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576 & 898, Page 1, In the Title, Line 4, by striking the word "course access in" and inserting in lieu thereof the following: "virtual"; and

Further amend said bill, page 12, section 167.121, line 5, by inserting after all of said line the following:

"173.1101. The financial assistance program established under sections 173.1101 to 173.1107 shall be hereafter known as the "Access Missouri Financial Assistance Program". The coordinating board and all approved private **[**and**],** public**, and virtual** institutions in this state shall refer to the financial assistance program established under sections 173.1101 to 173.1107 as the access Missouri student financial assistance program in their scholarship literature, provided that no institution shall be required to revise or amend any such literature to comply with this section prior to the date such literature would otherwise be revised, amended, reprinted or replaced in the ordinary course of such institution's business.

173.1102. **1.** As used in sections 173.1101 to 173.1107, unless the context requires otherwise, the

following terms mean:

(1) "Academic year", the period from July first of any year through June thirtieth of the following year;

(2) "Approved private institution", a nonprofit institution, dedicated to educational purposes, located in Missouri which:

(a) Is operated privately under the control of an independent board and not directly controlled or administered by any public agency or political subdivision;

(b) Provides a postsecondary course of instruction at least six months in length leading to or directly creditable toward a certificate or degree;

(c) Meets the standards for accreditation as determined by either the Higher Learning Commission or by other accrediting bodies recognized by the United States Department of Education or by utilizing accreditation standards applicable to nondegree-granting institutions as established by the coordinating board for higher education;

(d) Does not discriminate in the hiring of administrators, faculty and staff or in the admission of students on the basis of race, color, religion, sex, or national origin and is in compliance with the Federal Civil Rights Acts of 1964 and 1968 and executive orders issued pursuant thereto. Sex discrimination as used herein shall not apply to admission practices of institutions offering the enrollment limited to one sex;

(e) Permits faculty members to select textbooks without influence or pressure by any religious or sectarian source;

(3) "Approved public institution", an educational institution located in Missouri which:

(a) Is directly controlled or administered by a public agency or political subdivision;

(b) Receives appropriations directly or indirectly from the general assembly for operating expenses;

(c) Provides a postsecondary course of instruction at least six months in length leading to or directly creditable toward a degree or certificate;

(d) Meets the standards for accreditation as determined by either the Higher Learning Commission, or if a public community college created under the provisions of sections 178.370 to 178.400 meets the standards established by the coordinating board for higher education for such public community colleges, or by other accrediting bodies recognized by the United States Department of Education or by utilizing accreditation standards applicable to the institution as established by the coordinating board for higher education;

(e) Does not discriminate in the hiring of administrators, faculty and staff or in the admission of students on the basis of race, color, religion, sex, or national origin and is otherwise in compliance with the Federal Civil Rights Acts of 1964 and 1968 and executive orders issued pursuant thereto;

(f) Permits faculty members to select textbooks without influence or pressure by any religious or sectarian source;

(4) **"Approved virtual institution", an educational institution that meets all of the following requirements:**

(a) Is recognized as a qualifying institution by gubernatorial executive order, unless such order is rescinded;

(b) Is recognized as a qualifying institution through a memorandum of understanding between the state of Missouri and the approved virtual institution;

(c) Is accredited by a regional accrediting agency recognized by the United States Department of Education;

(d) Has established and continuously maintains a physical campus or location of operation within the state of Missouri;

(e) Maintains at least twenty-five full-time Missouri employees, at least one-half of which shall be faculty or administrators engaged in operations;

(f) Enrolls at least one thousand Missouri residents as degree or certificate seeking students;

(g) Maintains a governing body or advisory board based in Missouri with oversight of Missouri operations;

(h) Is organized as a nonprofit institution; and

(i) Utilizes an exclusively competency-based education model;

(5) "Coordinating board", the coordinating board for higher education;

[(5)**] (6)** "Expected family contribution", the amount of money a student and family should pay toward the cost of postsecondary education as calculated by the United States Department of Education and reported on the student aid report or the institutional student information record;

[(6)**] (7)** "Financial assistance", an amount of money paid by the state of Missouri to a qualified applicant under sections 173.1101 to 173.1107;

[(7)**] (8)** "Full-time student", an individual who is enrolled in and is carrying a sufficient number of credit hours or their equivalent at an approved private **[**or**],** public**, or virtual** institution to secure the degree or certificate toward which he or she is working in no more than the number of semesters or their equivalent normally required by that institution in the program in which the individual is enrolled. This definition shall be construed as the successor to subdivision (7) of section 173.205 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.205.

2. The failure of an approved virtual institution to continuously maintain all of the requirements in paragraphs (a) to (i) of subdivision (4) of subsection 1 of this section shall preclude such institution's students or applicants from being eligible for assistance under sections 173.1104 and 173.1105.

173.1104. 1. An applicant shall be eligible for initial or renewed financial assistance only if, at the time of application and throughout the period during which the applicant is receiving such assistance, the applicant:

(1) Is a citizen or a permanent resident of the United States;

(2) Is a resident of the state of Missouri, as determined by reference to standards promulgated by the

coordinating board;

(3) Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student in an approved private **[**or**],** public**, or virtual** institution; and

(4) Is not enrolled or does not intend to use the award to enroll in a course of study leading to a degree in theology or divinity.

2. If an applicant is found guilty of or pleads guilty to any criminal offense during the period of time in which the applicant is receiving financial assistance, such applicant shall not be eligible for renewal of such assistance, provided such offense would disqualify the applicant from receiving federal student aid under Title IV of the Higher Education Act of 1965, as amended.

3. Financial assistance shall be allotted for one academic year, but a recipient shall be eligible for renewed assistance until he or she has obtained a baccalaureate degree, provided such financial assistance shall not exceed a total of ten semesters or fifteen quarters or their equivalent. Standards of eligibility for renewed assistance shall be the same as for an initial award of financial assistance, except that for renewal, an applicant shall demonstrate a grade-point average of two and five-tenths on a four-point scale, or the equivalent on another scale. This subsection shall be construed as the successor to section 173.215 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.215.

173.1105. 1. An applicant who is an undergraduate postsecondary student at an approved private **[**or**],** public**, or virtual** institution and who meets the other eligibility criteria shall be eligible for financial assistance, with a minimum and maximum award amount as follows:

(1) For academic years 2010-11, 2011-12, 2012-13, and 2013-14:

(a) One thousand dollars maximum and three hundred dollars minimum for students attending institutions classified as part of the public two-year sector;

(b) Two thousand one hundred fifty dollars maximum and one thousand dollars minimum for students attending institutions classified as part of the public four-year sector, including State Technical College of Missouri; and

(c) Four thousand six hundred dollars maximum and two thousand dollars minimum for students attending approved private institutions;

(2) For the 2014-15 academic year and subsequent years:

(a) One thousand three hundred dollars maximum and three hundred dollars minimum for students attending institutions classified as part of the public two-year sector; and

(b) Two thousand eight hundred fifty dollars maximum and one thousand five hundred dollars minimum for students attending institutions classified as part of the public four-year sector, including State Technical College of Missouri, **[**or**]** approved private institutions**, or approved virtual institutions**.

2. All students with an expected family contribution of twelve thousand dollars or less shall receive at least the minimum award amount for his or her institution. Maximum award amounts for an eligible student with an expected family contribution above seven thousand dollars shall be reduced by ten percent of the maximum expected family contribution for his or her increment group. Any award amount shall be reduced

by the amount of a student's payment from the A+ schools program or any successor program to it. For purposes of this subsection, the term "increment group" shall mean a group organized by expected family contribution in five hundred dollar increments into which all eligible students shall be placed.

3. If appropriated funds are insufficient to fund the program as described, the maximum award shall be reduced across all sectors by the percentage of the shortfall. If appropriated funds exceed the amount necessary to fund the program, the additional funds shall be used to increase the number of recipients by raising the cutoff for the expected family contribution rather than by increasing the size of the award.

4. Every three years, beginning with academic year 2009-10, the award amount may be adjusted to increase no more than the Consumer Price Index for All Urban Consumers (CPI-U), 1982-1984 = 100, not seasonally adjusted, as defined and officially recorded by the United States Department of Labor, or its successor agency, for the previous academic year. The coordinating board shall prepare a report prior to the legislative session for use of the general assembly and the governor in determining budget requests which shall include the amount of funds necessary to maintain full funding of the program based on the baseline established for the program upon the effective date of sections 173.1101 to 173.1107. Any increase in the award amount shall not become effective unless an increase in the amount of money appropriated to the program necessary to cover the increase in award amount is passed by the general assembly.

173.1107. A recipient of financial assistance may transfer from one approved public **[**or**],** private**, or virtual** institution to another without losing eligibility for assistance under sections 173.1101 to 173.1107, but the coordinating board shall make any necessary adjustments in the amount of the award. If a recipient of financial assistance at any time is entitled to a refund of any tuition, fees, or other charges under the rules and regulations of the institution in which he or she is enrolled, the institution shall pay the portion of the refund which may be attributed to the state grant to the coordinating board. The coordinating board will use these refunds to make additional awards under the provisions of sections 173.1101 to 173.1107."; and

Further amend the title and enacting clause accordingly.

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

Senator Onder offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576 & 898, Page 7, Section 161.670, Line 18, by striking the words "January 1," and inserting in lieu thereof the following: "**August 28,**".

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

Senator Rowden assumed the Chair.

Senator Onder moved that **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended, be adopted, which motion prevailed.

On motion of Senator Onder, **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended, was declared perfected and ordered printed.

Senator Riddle moved that **SB 813**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 813**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 813

An Act to repeal section 574.010, RSMo, and to enact in lieu thereof one new section relating to the offense of peace disturbance, with penalty provisions.

Was taken up.

Senator Riddle moved that **SCS** for **SB 813** be adopted.

President Parson assumed the Chair.

Senator Riddle offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 813, Page 2, Section 574.010, Lines 32-33, by striking all of said lines and inserting in lieu thereof the following: "**obstruction to acquiring or receiving emergency services as defined in section 190.100.**".

Senator Riddle moved that the above amendment be adopted.

At the request of Senator Riddle, **SB 813**, with **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

At the request of Senator Wallingford, **SB 793** was placed on the Informal Calendar.

Senator Emery moved that **SB 727** be taken up for perfection, which motion prevailed.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 727, Page 1, In the Title, Line 2, by striking the word "the" from the end of said line; and further amend line 3, by striking all of said line and inserting in lieu thereof the following: "energy."; and

Further amend said bill, page 2, section 620.3150, line 42, by inserting immediately after said line the following:

"**5. A report shall be issued, along with the review required under this section, that shall detail any special rates approved under section 393.355 and any resulting economic impacts including, but not limited to, retained and new workforce data, changes in state tax revenue, and any effects to an applicable electrical corporation's ratepayers.**".

Senator Schupp moved that the above amendment be adopted, which motion failed.

On motion of Senator Emery, **SB 727** was declared perfected and ordered printed.

SB 848 was placed on the Informal Calendar.

Senator Schatz moved that **SB 600**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 600**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 600

An Act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations.

Was taken up.

Senator Schatz moved that **SCS** for **SB 600** be adopted.

Senator Schatz offered **SS** for **SCS** for **SB 600**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 600

An Act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations.

Senator Schatz moved that **SS** for **SCS** for **SB 600** be adopted.

Senator Schatz offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 600, Page 1, In the Title, Line 4, by inserting after the word "organizations" the following: ", with penalty provisions".

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

Senator Schatz moved that **SS** for **SCS** for **SB 600**, as amended, be adopted, which motion prevailed.

On motion of Senator Schatz, **SS** for **SCS** for **SB 600**, as amended, was declared perfected and ordered printed.

Senator Cunningham moved that **SB 769**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 769**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 769

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof ten new sections relating to financial transactions involving public entities, with existing penalty provisions.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 769** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 769, Page 1, Section A, Line 4, by inserting after all of said line the following:

"**8.301. 1. Neither the state nor any political subdivision thereof shall:**

(1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;

(2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;

(3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;

(4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or

(5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.

2. For purposes of this section, the phrase "experience modification factor" shall mean the factor calculated pursuant to the provisions of chapter 287."; and

Further amend said bill, page 13, section 165.271, line 34, by inserting after all of said line the following:

"**386.205. 1. A public utility shall not:**

(1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;

(2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;

(3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;

(4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or

(5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.

2. For purposes of this section, the phrase "experience modification factor" shall mean the factor calculated pursuant to the provisions of chapter 287."; and

Further amend the title and enacting clause accordingly.

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

Senator Cunningham offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 769, Page 2, Section 30.270, Lines 43-44, by

striking said lines and inserting in lieu thereof the following: "and leasehold revenue bonds, provided such bonds are rated in **one of** the **four** highest **[**category**]** **rating categories** by at least one nationally recognized statistical rating agency;".

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

President Pro Tem Richard assumed the Chair.

Senator Holsman offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bill No. 769, Page 13, Section 165.271, Line 34, by inserting after all of said line the following:

"**362.503. 1. Whenever any account with a bank is determined to have been inactive for a period of twelve or more months, such bank shall notify the person or depositor named on the account of such inactivity through first class mail postage prepaid marked "Address Correction Requested.".**

2. Notwithstanding any provision of law to the contrary, for any account with a bank that has been inactive for twelve months or more, such bank shall issue annual statements to the person or depositor named on the account. A bank may charge a service fee of up to five dollars for any statement issued under this subsection, provided that such fee shall be withdrawn from the inactive account.

3. Whenever any account with a bank is determined to have been inactive for a period of five years, the funds from such account shall be remitted to the abandoned fund account established under section 447.543.

4. For purposes of this section, the word "inactive" means a prescribed period during which there is no activity or contact initiated by the person or depositor named on the account."; and

Further amend the title and enacting clause accordingly.

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

Senator Hegeman offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Committee Substitute for Senate Bill No. 769, Page 6, Section 30.270, Line 164, by inserting after all of said line the following:

"50.660. **[**1.**]** All contracts shall be executed in the name of the county, or in the name of a township in a county with a township form of government, by the head of the department or officer concerned, except contracts for the purchase of supplies, materials, equipment or services other than personal made by the officer in charge of purchasing in any county or township having the officer. No contract or order imposing any financial obligation on the county or township is binding on the county or township unless it is in writing and unless there is a balance otherwise unencumbered to the credit of the appropriation to which it is to be charged and a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation incurred and unless the contract or order bears the certification of the accounting officer so stating; except that in case of any contract for public

works or buildings to be paid for from bond funds or from taxes levied for the purpose it is sufficient for the accounting officer to certify that the bonds or taxes have been authorized by vote of the people and that there is a sufficient unencumbered amount of the bonds yet to be sold or of the taxes levied and yet to be collected to meet the obligation in case there is not a sufficient unencumbered cash balance in the treasury. All contracts and purchases shall be let to the lowest and best bidder after due opportunity for competition, including advertising the proposed letting in a newspaper in the county or township with a circulation of at least five hundred copies per issue, if there is one**[**, except that the advertising is not required in case of contracts or purchases involving an expenditure of less than six thousand dollars**]**. It is not necessary to obtain bids on any purchase in the amount of **[**four**]** **six** thousand **[**five hundred**]** dollars or less made from any one person, firm or corporation during any period of ninety days **[**or, if the county is any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants or any county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants, it is not necessary to obtain bids on such purchases in the amount of six thousand dollars or less**]**. All bids for any contract or purchase may be rejected and new bids advertised for. Contracts which provide that the person contracting with the county or township shall, during the term of the contract, furnish to the county or township at the price therein specified the supplies, materials, equipment or services other than personal therein described, in the quantities required, and from time to time as ordered by the officer in charge of purchasing during the term of the contract, need not bear the certification of the accounting officer, as herein provided; but all orders for supplies, materials, equipment or services other than personal shall bear the certification. In case of such contract, no financial obligation accrues against the county or township until the supplies, materials, equipment or services other than personal are so ordered and the certificate furnished.

[2. Notwithstanding the provisions of subsection 1 of this section to the contrary, advertising shall not be required in any county in the case of contracts or purchases involving an expenditure of less than six thousand dollars.**]**

50.783. 1. The county commission may waive the requirement of competitive bids or proposals for supplies when the commission has determined in writing and entered into the commission minutes that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commission shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure is **[**three thousand dollars or**]** over **six thousand dollars**, the commission shall post notice of the proposed purchase**[**. Where the estimated expenditure is five thousand dollars or over, The commission shall also**]** **and** advertise the commission's intent to make such purchase in at least one daily and one weekly newspaper of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least ten days before the contract is to be let.

3. Notwithstanding subsection 2 of this section to the contrary, on any single feasible service purchase by any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants or any county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants where the estimated expenditure is **over** six thousand dollars **[**or over**]**, the commission shall post notice of the proposed purchase and advertise the commission's intent to make such purchase in at least one daily and one weekly newspaper of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least ten days before the contract is to be let."; and

Further amend the title and enacting clause accordingly.

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

Senator Cunningham moved that **SCS** for **SB 769**, as amended, be adopted, which motion prevailed.

On motion of Senator Cunningham, **SCS** for **SB 769**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 727**; **SB 695**; **SCS** for **SBs 632** and **675**; **SS** for **SB 882**; **SB 681**; **SB 806**; **SCS** for **SB 787**; **SS** for **SCS** for **SB 918**; and **SB 951**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1464**, entitled:

An Act to repeal sections 138.445 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to property taxation of telephone companies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1288**, **1377** & **2050**, entitled:

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, 135.630, and 135.647, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations, with effective date July 1, 2020.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Rowden assumed the Chair.

REFERRALS

President Pro Tem Richard referred **SCR 46** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SB 806** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 1419, regarding Sam Hrabovsky, Fulton, which was adopted.

INTRODUCTION OF GUESTS

Senator Holsman introduced to the Senate, Don Sutcliffe, Grandview.

Senator Libla introduced to the Senate, Hardy Billington, Tom Rankin, Karmen and Brandon Carson, and their children, Kamille and Keaton, Poplar Bluff; and Tyler Lappe, Cape Girardeau; and Kamille and Keaton were made honorary pages.

Senator Cunningham introduced to the Senate, Tressa Price, Melissa Williams and Deborah Pee, representatives of Agape House, Mountain View.

Senator Romine introduced to the Senate, teachers and students representing the Gifted Association of Missouri.

Senator Schupp introduced to the Senate, the Physician of the Day, Dr. Sam L. Page, Ballwin.

Senator Libla introduced to the Senate, Pastor Tom Graham and his wife, Cherie, and fourteen students from Westwood Baptist Academy, Poplar Bluff.

Senator Rowden introduced to the Senate, teachers and students from Rock Bridge High School and Hickman High School gifted programs, Columbia.

Senator Hoskins introduced to the Senate, Darlene Buckstead, Kevin Buckstead, Ryan Cox, Violet Corbett, Dona Phillips Proffitt, Jo Ellen Black, Jim Proffitt, Bill Robinson, Emma Downing, Cameron Lee, Logan Lee, Charlie Ebbesmeyer, Jeanne Ann Pollard and Michael Pollard, representatives of Missouri Farm Bureau.

Senator Emery introduced to the Senate, Sharon Arnold, and Kevin and Mary Fisher, representatives of Bates County Farm Bureau.

Senator Koenig introduced to the Senate, his parents, Paul and Diana Koenig, Ballwin; his aunt and uncle, Mark and Teresa Koenig, St. Charles; and his cousin, Ruth Timmy, Jefferson City.

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

SENATE CALENDAR

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THIRTY-SECOND DAY–WEDNESDAY, FEBRUARY 28, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1021-Dixon and Wallingford
SB 1022-Dixon
SB 1023-Dixon
SRB 1024-Dixon
SB 1025-Dixon
SB 1026-Nasheed, et al
SB 1027-Cierpiot
SB 1028-Wieland
SB 1029-Curls
SB 1030-Curls
SB 1031-Curls
SB 1032-Wallingford
SB 1033-Riddle
SB 1034-Riddle
SB 1035-Koenig
SB 1036-Koenig
SB 1037-Wasson
SB 1038-Dixon
SB 1039-Hegeman
SB 1040-Cunningham
SB 1041-Schaaf
SB 1042-Onder
SB 1043-Cierpiot
SB 1044-Romine
SB 1045-Romine
SB 1046-Crawford
SB 1047-Sater
SB 1048-Rowden
SJR 35-Cierpiot

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)

HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS for SB 597-Riddle (In Fiscal Oversight)
4. SB 818-Brown (In Fiscal Oversight)
5. SCS for SB 574-Wallingford
6. SCS for SB 644-Cunningham
7. SB 727-Emery
8. SB 695-Wallingford
9. SCS for SBs 632 & 675-Dixon
10. SS for SB 882-Hoskins
11. SB 681-Hummel
12. SB 806-Crawford (In Fiscal Oversight)
13. SCS for SB 787-Curls
14. SS for SCS for SB 918-Munzlinger
15. SB 951-Crawford

SENATE BILLS FOR PERFECTION

1. SB 860-Koenig, with SCS
2. SB 592-Hegeman, with SCS
3. SB 774-Munzlinger
4. SB 752-Schatz, with SCS
5. SB 861-Hegeman, with SCS
6. SB 596-Riddle, with SCS
7. SB 849-Kehoe and Schupp, with SCS
8. SBs 617, 611 & 667-Eigel, with SCS
9. SB 674-Koenig
10. SB 767-Hoskins, with SCS
11. SB 881-Eigel
12. SB 840-Rowden
13. SB 660-Riddle
14. SB 892-Walsh, with SCS
15. SB 757-Schatz
16. SB 909-Dixon
17. SB 871-Romine
18. SB 865-Kehoe
19. SBs 894 & 921-Libla, with SCS
20. SB 743-Sater

21. SB 780-Curls
22. SB 800-Libla
23. SB 796-Koenig
24. SB 814-Riddle, with SCS
25. SBs 627 & 925-Munzlinger, with SCS
26. SB 707-Schatz, with SCS
27. SB 683-Wasson
28. SB 773-Hoskins
29. SB 768-Hoskins
30. SB 837-Rowden
31. SB 704-Hegeman
32. SB 870-Hegeman
33. SB 893-Sater, with SCS
34. SB 953-Sater, with SCS
35. SB 850-Wallingford
36. SB 672-Koenig, with SCS
37. SB 578-Romine
38. SB 666-Onder
39. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#2, SA 1 & SSA 2 for SA 1 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 598-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 786-Schupp, with SA 3 (pending)
SB 793-Wallingford
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SECOND DAY—WEDNESDAY, FEBRUARY 28, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"If I take the wings of the morning and dwell in the uttermost parts of the sea even there Your hand will lead me and your right hand hold me fast." Psalm 139:8-9

Blessed Lord, Help us remember that where ever we may be and whatever the circumstances we find ourselves You are there for us, present in our lives, our joys and sorrows, our successes and failures. Help us remember that whatever our circumstances we are living through You are there, even when we are here. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1420, regarding Florence Chestnutt Friedrichs, Pilot Grove, which was adopted.

Senator Rowden offered Senate Resolution No. 1421, regarding Shakira Cross, which was adopted.

Senator Emery offered Senate Resolution No. 1422, regarding Sawyer Lynn Crusha, Garden City, which was adopted.

Senator Wallingford offered Senate Resolution No. 1423, regarding Brice Jansen, Leopold, which was adopted.

Senator Sater offered Senate Resolution No. 1424, regarding Gale Huffmaster, Monett, which was adopted.

Senator Romine offered Senate Resolution No. 1425, regarding Girls A basketball team at Saint Paul Lutheran School, Farmington, which was adopted.

The Senate observed a moment of silence in memory of Carmen Schentrup.

CONCURRENT RESOLUTIONS

Senator Schupp offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 47

Relating to the establishment of the task force on trauma-informed care for veterans.

Whereas, the state of Missouri has the fifteenth largest veteran population in the nation; and

Whereas, many veterans may experience trauma before, during, or following their military service, which can have a significant impact upon their health, treatment needs, employment, and home life; and

Whereas, trauma is associated with a multitude of mental health conditions including posttraumatic stress disorder, depression, anxiety, and substance use disorders; and

Whereas, trauma-informed care is framework for providing services to traumatized individuals that requires changes to the practices, policies, and cultures of an entire organization; and

Whereas, trauma-informed care approaches in workplaces, communities, and government programs can aid in preventing mental, emotional, physical, and social issues for veterans impacted by toxic stress or trauma; and

Whereas, all entities, public and private, serving veterans play a pivotal role in supporting their recovery from trauma; and

Whereas, it is in the public's interest for the state to establish a Task Force on Trauma-Informed Care for Veterans in order to promote the healthy recovery of and provide support for veterans and their families living in Missouri communities who have been affected by trauma:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the Missouri Task Force on Trauma-Informed Care for Veterans; and

Be It Further Resolved that the mission of the Task Force shall be to fully consider and study:

(1) The current unmet needs of veterans and their families affected by trauma, and the accessability of services for such service men and women;

(2) The number of service providers, public and private, in the state who have implemented trauma-informed approaches in veteran service settings;

(3) The development and implementation of education and training in providing trauma-informed care for staff in state-funded programs serving veterans and their families; and

(4) Ways to promote and facilitate interagency cooperation in addressing the needs of veterans and their families affected by trauma and providing resources regarding trauma-informed care to the public; and

Be It Further Resolved that the Task Force shall consist of the following members:

(1) Two members of the Senate, one to be appointed by the President Pro Tempore of the Senate and one to be appointed by the Minority

Leader of the Senate;

(2) Two members of the House of Representatives, one to be appointed by the Speaker of the House of Representatives and one to be appointed by the Minority Leader of the House of Representatives;

(3) The Executive Director of the Missouri Veterans Commission, or his or her designee;

(4) The Director of the Department of Health and Senior Services, or his or her designee;

(5) The Director of the Department of Mental Health, or his or her designee;

(6) The Director of the Department of Social Services, or his or her designee;

(7) The Director of the Veterans Center, University of Missouri, or his or her designee;

(8) One representative from the VA St. Louis Health Care System Hope Recovery Center, who specializes in the rehabilitation and recovery of veterans, appointed by the Speaker of the House of Representatives;

(9) Four members from the private sector with knowledge of trauma-informed care methods, one of whom shall be appointed by the Speaker of the House of Representatives, one of whom shall be appointed by the Minority Leader of the House of Representatives, one of whom shall be appointed by the President Pro Tempore of the Senate, and one whom shall be appointed by the Minority Leader of the Senate; and

Be It Further Resolved that the members shall elect a chair from the members who are members of the General Assembly, and that the Task Force, its members, and any staff assigned to the committee shall be reimbursed for travel and other expenses actually and necessarily included in the performance of their duties; and

Be It Further Resolved that the staffs of Senate Research, House Research, and the Joint Committee on Legislative Research shall provide such legal, research, clerical, technical, and bill drafting services as the Task Force may required in the performance of its duties; and

Be It Further Resolved that the Task Force shall terminate by either a majority of members voting for termination, or by December 31, 2020, whichever occurs first; and

Be It Further Resolved that on the date of termination, the Task Force shall deliver a report of findings and recommendations to the General Assembly and the Veterans Commission; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Veterans Commission, the Director of the Department of Health and Senior Services, the Director of the Department of Mental Health, and the Director of the Department of Social Services; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Eigel offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 48

Whereas, Article I of the United States Constitution begins "All legislative powers herein granted shall be vested in a Congress"; and

Whereas, the Congress has exceeded the legislative powers granted in the Constitution thereby encroaching on the powers that are "reserved to the states respectively, or to the people" as the Tenth Amendment affirms and the rights "retained by the people" to which the Ninth Amendment refers; and

Whereas, in Federalist No. 10, James Madison wrote that "No man is allowed to be a judge in his own cause, because his interest would certainly bias his judgment, and,...with greater reason, a body of men are unfit to be both judges and parties at the same time"; and

Whereas, this same principle was emphasized in the 1798 Kentucky Resolutions (drafted by Thomas Jefferson) that the United States government "was not made the exclusive or final judge of the extent of the powers delegated to itself; since that would have made its discretion, and not the Constitution, the measure of its powers"; and

Whereas, the Congress has latent but neglected powers to correct such judicial supremacy by means of Article III Section 2 regulations on appellate jurisdiction, yet by similar reasoning such regulatory powers should be additionally extended to the several states, heeding Jefferson's warnings that we not make the Constitution "a mere thing of wax in the hands of the judiciary" for "to consider the judges as the ultimate arbiters of all constitutional questions" would then "place us under the despotism of an oligarchy", rather "the people themselves" are the "true corrective of constitutional abuses" and the states remain the closest and most representative voice of the people; and

Whereas, the United States Constitution should then be amended to enable the several states to correct violations of the limited powers by the United States and thereby restore the proper balance between the powers of Congress and those of the several states, and better prevent the denial or disparagement of the rights retained by the people:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby strongly urge the Congress of the United States to propose the following amendment, known as the State Powers Amendment, or SPA:

"Section 1. Any provision of law or regulation of the United States may be repealed by the several states, and such repeal shall be effective when the legislatures of a Representative Majority of the several states approve resolutions for this purpose that particularly describe the same provision or provisions of law or regulation to be repealed. A Representative Majority of the several states is a majority of the states also having together a majority of the apportioned Representatives in Congress.

Section 2. The several states shall have power to make regulations and exceptions to the appellate jurisdiction of the Supreme Court and all inferior courts and tribunals of the United States, and such regulations and exceptions shall be effective when the legislatures of a Representative Majority of the several states approve identical resolutions for this purpose no more than five years apart."; and

Be It Further Resolved that should the Congress fail to act after two-thirds of the several states petition alike in substance for a State Powers Amendment, then a "convention to propose amendments" under Article V of the United States Constitution shall be the proper course and that delegates to such convention should be selected by the legislatures in the several states and should vote by state, according to the practices established by the 1787 Federal Convention in Philadelphia; and

Be It Further Resolved that the state of Missouri reserves its further right to petition in the same manner for further amendments as the General Assembly may deem warranted; and

Be It Further Resolved that copies of this resolution be forwarded to the legislatures of all the several states inviting them to likewise join in support of this petition; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of the Missouri congressional delegation.

INTRODUCTION OF BILLS

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

SB 1049–By Kehoe.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to designation of memorial infrastructure.

SB 1050–By Schatz.

An Act to repeal sections 108.120, 137.555, 227.240, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 304.001, 304.005, 304.044, and 307.175, RSMo, and to enact in lieu thereof fifteen new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

SB 1051–By Walsh.

An Act to repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful use of a weapon, with an existing penalty provision.

SB 1052–By Schaaf.

An Act to repeal section 130.047, RSMo, and to enact in lieu thereof one new section relating to requiring reports of noncommittee independent expenditures.

SB 1053–By Koenig.

An Act to amend chapter 71, RSMo, by adding thereto one new section relating to the limitation on the power to regulate a person's activities on sidewalks, streets, avenues, alleys, and other public places.

SB 1054–By Nasheed and Hummel.

An Act to amend chapter 162, RSMo, by adding thereto two new sections relating to school districts.

SB 1055–By Hegeman.

An Act to repeal sections 334.104 and 334.735, RSMo, and to enact in lieu thereof two new sections

relating to physicians entering into supervisory agreements.

SB 1056–By Wasson.

An Act to repeal section 173.670, RSMo, and to enact in lieu thereof one new section relating to the science, technology, engineering and mathematics (STEM) initiative.

SB 1057–By Schupp.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to unanticipated out-of-network health care services.

SB 1058–By Schupp.

An Act to repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful use of a weapon, with an existing penalty provision.

SB 1059–By Hummel.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to a property tax for certain education broadcasting.

SB 1060–By Sifton.

An Act to amend chapter 34, RSMo, by adding thereto three new sections relating to disclosures required by entities entering into contracts with a public agency.

SB 1061–By Hoskins.

An Act to repeal sections 302.134 and 302.173, RSMo, and to enact in lieu thereof two new sections relating to motorcycle safety education programs.

SB 1062–By Cierpiot.

An Act to repeal section 198.082, RSMo, and to enact in lieu thereof one new section relating to certified nursing assistants.

SB 1063–By Rizzo.

An Act to repeal section 99.848, RSMo, and to enact in lieu thereof one new section relating to emergency service districts.

SB 1064–By Rizzo.

An Act to repeal sections 290.400, 290.410, 290.440, and 290.450, RSMo, and to enact in lieu thereof three new sections relating to employment practices relating to gender.

SB 1065–By Eigel.

An Act to repeal sections 67.1153 and 67.1158, RSMo, and to enact in lieu thereof two new sections relating to certain county convention and sports facilities authorities.

SB 1066–By Eigel.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to hardening of the electric grid against certain storms.

SB 1067–By Eigel.

An Act to repeal sections 115.225 and 115.237, RSMo, and to enact in lieu thereof two new sections relating to the use of paper ballots, with an effective date.

SB 1068–By Sater.

An Act to amend chapter 197, RSMo, by adding thereto one new section relating to pharmacy technicians.

SB 1069–By Crawford.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to dogs.

SB 1070–By Crawford.

An Act to repeal section 214.160, RSMo, and to enact in lieu thereof one new section relating to cemetery trust funds.

SB 1071–By Wieland.

An Act to repeal sections 376.960, 376.961, 376.962, 376.964, 376.966, 376.970, and 376.987, RSMo, and to enact in lieu thereof sixteen new sections relating to the Missouri reinsurance plan.

SB 1072–By Wieland.

An Act to repeal section 376.1350, RSMo, and to enact in lieu thereof two new sections relating to payments for hospital-based health care services.

SB 1073–By Cunningham.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to civil penalties for violating certain provisions relating to eggs, with a penalty provision.

SB 1074–By Rowden.

An Act to repeal section 376.1224, RSMo, and to enact in lieu thereof two new sections relating to health care for persons with disabilities.

SJR 36–By Schatz.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to transportation funding.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 769**; **SS** for **SCS** for **SB 600**; and **SS** for **SCS** for **SBs 603**, **576** and **898**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1873**, entitled:

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to poaching, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1428**, entitled:

An Act to repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in county elected offices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

REFERRALS

President Pro Tem Richard referred **SS** for **SB 882**; **SS** for **SCS** for **SBs 603**, **576** and **898**; **SS** for **SCS** for **SB 600**; and **SCS** for **SBs 632** and **675** to the Committee on Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 860**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 860**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 860

An Act to repeal sections 191.671, 376.429, 376.452, 376.454, 376.779, 376.782, 376.811, 376.845, 376.1199, 376.1209, 376.1210, 376.1215, 376.1218, 376.1219, 376.1220, 376.1224, 376.1225, 376.1230, 376.1235, 376.1250, 376.1253, 376.1257, 376.1275, 376.1550, and 376.1900, RSMo, and to enact in lieu thereof twenty-six new sections relating to short-term major medical insurance.

Was taken up.

Senator Koenig moved that **SCS** for **SB 860** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 860**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 860

An Act to repeal sections 191.671, 376.385, 376.429, 376.446, 376.452, 376.454, 376.779, 376.781, 376.782, 376.811, 376.845, 376.1199, 376.1200, 376.1209, 376.1210, 376.1215, 376.1218, 376.1219, 376.1220, 376.1224, 376.1225, 376.1230, 376.1232, 376.1235, 376.1250, 376.1253, 376.1257, 376.1275, 376.1290, 376.1550, and 376.1900, RSMo, and to enact in lieu thereof thirty-two new sections relating to short-term major medical insurance.

Senator Koenig moved that **SS** for **SCS** for **SB 860** be adopted.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 860, Pages 38-41, Section 376.1210, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Rizzo, Schaaf, Sifton and Walsh.

At the request Senator Koenig, **SCS** for **SB 860**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Hegeman moved that **SB 592**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 592**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 592

An Act to repeal sections 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.078, 115.125, 115.127, 115.155, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.493, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, 115.642, and 115.910, RSMo, and to enact in lieu thereof forty new sections relating to elections, with existing penalty provisions and effective dates for certain sections.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 592** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 592**, entitled;

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 592

An Act to repeal sections 65.610, 65.620, 88.770, 94.900, 115.001, 115.002, 115.003, 115.005, 115.007,

115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.078, 115.124, 115.125, 115.127, 115.155, 115.157, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, 115.642, 115.910, and 162.441, RSMo, and to enact in lieu thereof forty-seven new sections relating to elections, with existing penalty provisions and effective dates for certain sections.

Senator Hegeman moved that **SS** for **SCS** for **SB 592** be adopted.

Senator Dixon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 2, Section A, Line 6, by inserting after all of said line the following:

"21.110. If the governor receives any resignation or notice of vacancy, or if he is satisfied of the death of any member of either house, during the recess, he shall, **[**without delay**]** **within thirty days**, issue a writ of election to supply the vacancy.

26.018. In case of death, resignation, removal from office, conviction after impeachment, or vacancy from any cause in the office of lieutenant governor at any time prior to one hundred twenty days before the general election after the lieutenant governor's term begins, the governor shall, within thirty days, issue a writ of election to fill the vacancy for the remainder of the term in which such vacancy occurred and until the successor is elected, commissioned, and qualified. Such election shall be held at the next general election. The candidates for the election shall be nominated and placed on the ballot in accordance with the provisions of sections 115.305 to 115.405. In the case of impeachment, the office shall remain vacant until such impeachment is determined. If acquitted, the lieutenant governor shall be reinstated in office. If any vacancy from any cause occurs in the office of lieutenant governor after one hundred twenty days before the first general election after the lieutenant governor's term begins, the office shall remain vacant for the remainder of the term in which such vacancy occurred and until a successor is elected, commissioned, and qualified.

27.016. In case of death, resignation, removal from office, impeachment, or vacancy from any cause in the office of attorney general at any time prior to one hundred twenty days before the first general election after the attorney general's term begins, the governor shall immediately appoint a qualified person to fill such vacancy until a successor is duly elected at the next general election, commissioned, and qualified to fill the office for the remainder of the term in which the vacancy occurred; and the governor shall take charge of the office and superintend its business until such person is appointed, commissioned, and qualified; except that in cases of impeachment, the governor shall appoint a qualified person to serve only until such impeachment is determined, when the suspended officer, if acquitted, shall be reinstated in office, or if the suspended officer is convicted, a new appointment shall be made by the governor in the manner provided in this section.

28.190. In case of death, resignation, removal from office, impeachment or vacancy from any cause in the office of secretary of state **at any time prior to one hundred twenty days before the first general election after the secretary of state's term begins**, the governor shall immediately appoint a qualified person to fill such vacancy **[**for the remainder of the term in which such vacancy occurred and until his**]**

until a successor is **duly** elected **[**or appointed**] at the next general election**, commissioned and qualified **to fill the office for the remainder of the term in which the vacancy occurred**; and the governor shall take charge of the office and superintend its business until such person is appointed, commissioned and qualified; except that in case of impeachment, the governor shall appoint a qualified person to serve only until such impeachment is determined, when the suspended officer, if acquitted, shall be reinstated in office, or if the suspended officer is convicted, a new appointment shall be made by the governor **[**as in the case of other vacancies**] in the manner provided in this section**.

29.280. **[**When a vacancy occurs in the office of state auditor the governor shall immediately appoint an auditor to fill such vacancy for the residue of the term in which the vacancy occurred, and until his successor is elected or appointed, commissioned and qualified.**] In case of death, resignation, removal from office, impeachment, or vacancy from any cause in the office of state auditor at any time prior to one hundred twenty days before the first general election after the auditor's term begins, the governor shall immediately appoint a qualified state auditor to fill such vacancy until a successor is duly elected at the next general election, commissioned, and qualified to fill the office for the remainder of the term in which the vacancy occurred; and the governor shall take charge of the office and superintend its business until such person is appointed, commissioned and qualified; except that in cases of impeachment, the governor shall appoint a qualified person to serve only until such impeachment is determined, when the suspended officer, if acquitted, shall be reinstated in office, or if the suspended officer is convicted, a new appointment shall be made by the governor in the manner provided in this section.**

30.060. **[**In case of death, resignation, removal from office, impeachment or vacancy from any cause, in the office of the state treasurer, the governor shall take charge of such office and superintend the business thereof until a successor is appointed, commissioned and qualified except in case of impeachment, when no appointment shall be made until a determination of the matter is had, when, in the event of an acquittal, the suspended officer shall be reinstated in office.**] In case of death, resignation, removal from office, impeachment, or vacancy from any cause in the office of state treasurer at any time prior to one hundred twenty days before the first general election after the state treasurer's term begins, the governor shall immediately appoint a qualified person to fill such vacancy until a successor is duly elected at the next general election, commissioned, and qualified to fill the office for the remainder of the term in which the vacancy occurred; and the governor shall take charge of the office and superintend its business until such person is appointed, commissioned, and qualified; except that in cases of impeachment, the governor shall appoint a qualified person to serve only until such impeachment is determined, when the suspended officer, if acquitted, shall be reinstated in office, or if the suspended officer is convicted, a new appointment shall be made by the governor in the manner provided in this section.**"; and

Further amend said bill, section 94.900, page 12, line 16 by inserting after all of said line the following:

"105.050. If any vacancy shall happen from any cause in the office of **[**the attorney general, circuit attorney, prosecuting attorney or assistant**] circuit or** prosecuting attorney, the governor, upon being satisfied that such vacancy exists, shall appoint some competent person to fill the same until the next **[**regular**] general** election **[**for attorney general, prosecuting attorney or assistant prosecuting attorney, as the case may be**]**; provided, in the case of a vacancy in the office of prosecuting attorney, if there is no qualified person in the county who can or will accept such appointment, then the governor may appoint any

person who possesses all the qualifications set forth in section 56.010, except the qualification as to residence."; and

Further amend the title and enacting clause accordingly.

Senator Dixon moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

At the request of Senator Hegeman, **SB 592**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Wallingford moved that **SB 793** be taken up for perfection, which motion prevailed.

Senator Wallingford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 793, Page 25, Section 211.431, Line 4, by inserting after all of said line the following:

"**211.435. There is hereby created in the state treasury the "Juvenile Justice Preservation Fund", which shall consist of moneys collected under section 488.315. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of the juvenile justice system. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**"; and

Further amend said bill and page, section 221.044, line 6, by inserting after all of said line the following:

"**488.315. In addition to all other costs associated with civil actions, there shall be assessed and collected a surcharge of three dollars and fifty cents in all civil actions filed in the state. The clerk responsible for collecting court costs in civil cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the juvenile justice preservation fund under section 211.435.**"; and

Further amend the title and enacting clause accordingly.

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

Senator Nasheed offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 793, Page 25, Section 221.044, Line 6, by inserting after all of said line the following:

"567.020. 1. A person commits the offense of prostitution if he or she engages in or offers or agrees to

engage in sexual conduct with another person in return for something of value to be received by any person.

2. The offense of prostitution is a class B misdemeanor unless the person knew prior to performing the act of prostitution that he or she was infected with HIV in which case prostitution is a class B felony. The use of condoms is not a defense to this offense.

3. As used in this section, "HIV" means the human immunodeficiency virus that causes acquired immunodeficiency syndrome.

4. The judge may order a drug and alcohol abuse treatment program for any person found guilty of prostitution, either after trial or upon a plea of guilty, before sentencing. For the class B misdemeanor offense, upon the successful completion of such program by the defendant, the court may at its discretion allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. For the class B felony offense, the court shall not allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. The judge, however, has discretion to take into consideration successful completion of a drug or alcohol treatment program in determining the defendant's sentence.

5. In addition to the affirmative defense provided in subsection 2 of section 566.223, it shall be an affirmative defense to prosecution pursuant to this section that the defendant was under the age of eighteen and was acting under the influence of an agent at the time of the offense charged.

567.030. 1. A person commits the offense of patronizing prostitution if he or she:

(1) Pursuant to a prior understanding, gives something of value to another person as compensation for having engaged in sexual conduct with any person; or

(2) Gives or agrees to give something of value to another person with the understanding that such person or another person will engage in sexual conduct with any person; or

(3) Solicits or requests another person to engage in sexual conduct with any person in return for something of value.

2. It shall not be a defense that the person believed that the individual he or she patronized for prostitution was eighteen years of age or older.

3. The offense of patronizing prostitution is a class B misdemeanor, unless the individual who the person patronizes is less than eighteen years of age but older than fourteen years of age, in which case patronizing prostitution is a class **[**A misdemeanor**]** **E felony**.

4. The offense of patronizing prostitution is a class **[**E**]** **D** felony if the individual who the person patronizes is fourteen years of age or younger. Nothing in this section shall preclude the prosecution of an individual for the offenses of:

(1) Statutory rape in the first degree pursuant to section 566.032;

(2) Statutory rape in the second degree pursuant to section 566.034;

(3) Statutory sodomy in the first degree pursuant to section 566.062; or

(4) Statutory sodomy in the second degree pursuant to section 566.064.

567.060. 1. A person commits the offense of promoting prostitution in the second degree if he or she knowingly**:**

(1) Promotes prostitution by managing, supervising, controlling or owning, either alone or in association with others, a house of prostitution or a prostitution business or enterprise involving prostitution activity by two or more prostitutes**; or**

(2) Promotes prostitution of a person sixteen or seventeen years of age.

2. The offense of promoting prostitution in the second degree is a class D felony.

589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor, unless such person is exempted from registering under subsection 8 of this section; or

(2) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; **patronizing prostitution if the individual the person patronizes is less than eighteen years of age;** or

(3) Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; or

(4) Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense listed in subdivision (1) or (2) of this subsection; or

(5) Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

(6) Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241,

which shall include any attempt or conspiracy to commit such offense;

(7) Any person who is a resident of this state who has, since July 1, 1979, or is hereafter convicted of, been found guilty of, or pled guilty to or nolo contendere in any other state, or foreign country, or under federal, tribal, or military jurisdiction to committing, attempting to commit, or conspiring to commit an offense which, if committed in this state, would be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection or has been or is required to register in another state or has been or is required to register under tribal, federal, or military law; or

(8) Any person who has been or is required to register in another state or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three days of conviction, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official, if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested.

3. The registration requirements of sections 589.400 through 589.425 are lifetime registration requirements unless:

(1) All offenses requiring registration are reversed, vacated or set aside;

(2) The registrant is pardoned of the offenses requiring registration;

(3) The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of subsection 6 of this section; or

(4) The registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the court orders the removal or exemption of such person from the registry.

4. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

5. For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

6. Any person currently on the sexual offender registry for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit, felonious

restraint when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

7. Any person currently on the sexual offender registry for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register.

8. Effective August 28, 2009, any person on the sexual offender registry for having been convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense.

9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.

(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.

10. Any nonresident worker or nonresident student shall register for the duration of such person's employment or attendance at any school of higher education and is not entitled to relief under the provisions of subsection 9 of this section. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency and is not entitled to the provisions of subsection 9 of this section.

11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted.

President Parson assumed the Chair.

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

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

Amend Senate Bill No. 793, Page 25, Section 221.044, Line 6, by inserting after all of said line the following:

"567.020. 1. A person commits the offense of prostitution if he or she engages in or offers or agrees to engage in sexual conduct with another person in return for something of value to be received by any person.

2. The offense of prostitution is a class B misdemeanor unless the person knew prior to performing the act of prostitution that he or she was infected with HIV in which case prostitution is a class B felony. The use of condoms is not a defense to this offense.

3. As used in this section, "HIV" means the human immunodeficiency virus that causes acquired immunodeficiency syndrome.

4. The judge may order a drug and alcohol abuse treatment program for any person found guilty of prostitution, either after trial or upon a plea of guilty, before sentencing. For the class B misdemeanor offense, upon the successful completion of such program by the defendant, the court may at its discretion allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. For the class B felony offense, the court shall not allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. The judge, however, has discretion to take into consideration successful completion of a drug or alcohol treatment program in determining the defendant's sentence.

5. In addition to the affirmative defense provided in subsection 2 of section 566.223, it shall be an affirmative defense to prosecution pursuant to this section that the defendant was under the age of eighteen and was acting under the coercion, as defined in section 566.200, of an agent at the time of the offense charged.

567.030. 1. A person commits the offense of patronizing prostitution if he or she:

(1) Pursuant to a prior understanding, gives something of value to another person as compensation for having engaged in sexual conduct with any person; or

(2) Gives or agrees to give something of value to another person with the understanding that such person or another person will engage in sexual conduct with any person; or

(3) Solicits or requests another person to engage in sexual conduct with any person in return for something of value.

2. It shall not be a defense that the person believed that the individual he or she patronized for prostitution was eighteen years of age or older.

3. The offense of patronizing prostitution is a class B misdemeanor, unless the individual who the person patronizes is less than eighteen years of age but older than fourteen years of age, in which case patronizing prostitution is a class **[**A misdemeanor**] E felony**.

4. The offense of patronizing prostitution is a class **[**E**] D** felony if the individual who the person patronizes is fourteen years of age or younger. Nothing in this section shall preclude the prosecution of an individual for the offenses of:

(1) Statutory rape in the first degree pursuant to section 566.032;

(2) Statutory rape in the second degree pursuant to section 566.034;

(3) Statutory sodomy in the first degree pursuant to section 566.062; or

(4) Statutory sodomy in the second degree pursuant to section 566.064.

567.050. 1. A person commits the offense of promoting prostitution in the first degree if he or she knowingly:

(1) Promotes prostitution by compelling a person to enter into, engage in, or remain in prostitution; or

(2) Promotes prostitution of a person less than sixteen years of age.

2. The term "compelling" includes:

(1) The use of forcible compulsion;

(2) The use of a drug or intoxicating substance to render a person incapable of controlling his conduct or appreciating its nature;

(3) Withholding or threatening to withhold dangerous drugs or a narcotic from a drug dependent person.

3. The offense of promoting prostitution in the first degree **under subdivision (1) of subsection 1 of this section** is a class B felony. **The offense of promoting prostitution in the first degree under subdivision (2) of subsection 1 of this section is a felony punishable by a term of imprisonment not less than ten years and not to exceed fifteen years.**

567.060. 1. A person commits the offense of promoting prostitution in the second degree if he or she knowingly**:**

(1) Promotes prostitution by managing, supervising, controlling or owning, either alone or in association with others, a house of prostitution or a prostitution business or enterprise involving prostitution activity by two or more prostitutes**; or**

(2) Promotes prostitution of a person sixteen or seventeen years of age.

2. The offense of promoting prostitution in the second degree is a class D felony.

589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor, unless such person is exempted from registering under subsection 8 of this section; or

(2) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; **patronizing prostitution if the individual the person patronizes is less than eighteen years of age;** or

(3) Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; or

(4) Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense listed in subdivision (1) or (2) of this subsection; or

(5) Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

(6) Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

(7) Any person who is a resident of this state who has, since July 1, 1979, or is hereafter convicted of, been found guilty of, or pled guilty to or nolo contendere in any other state, or foreign country, or under federal, tribal, or military jurisdiction to committing, attempting to commit, or conspiring to commit an offense which, if committed in this state, would be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection or has been or is required to register in another state or

has been or is required to register under tribal, federal, or military law; or

(8) Any person who has been or is required to register in another state or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three days of conviction, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official, if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested.

3. The registration requirements of sections 589.400 through 589.425 are lifetime registration requirements unless:

(1) All offenses requiring registration are reversed, vacated or set aside;

(2) The registrant is pardoned of the offenses requiring registration;

(3) The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of subsection 6 of this section; or

(4) The registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the court orders the removal or exemption of such person from the registry.

4. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

5. For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

6. Any person currently on the sexual offender registry for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit, felonious restraint when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

7. Any person currently on the sexual offender registry for having been convicted of, found guilty of,

or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register.

8. Effective August 28, 2009, any person on the sexual offender registry for having been convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense.

9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.

(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.

10. Any nonresident worker or nonresident student shall register for the duration of such person's employment or attendance at any school of higher education and is not entitled to relief under the provisions of subsection 9 of this section. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency and is not entitled to the provisions of subsection 9 of this section.

11. Any person whose name is removed or exempted from the sexual offender registry under subsection

7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.

610.131. 1. Notwithstanding the provisions of section 610.140 to the contrary, an individual who has pleaded guilty or has been convicted for the offense of prostitution under section 567.020 may apply to the court in which he or she pled guilty or was sentenced for an order to expunge from all official records all recordations of his or her arrest, plea, trial, or conviction. If the court determines, after a hearing, that such person was acting under the influence of an agent when committing the offense that resulted in a plea of guilty or conviction under section 567.020, the court shall enter an order of expungement.

2. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the circuit court under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever and no such inquiry shall be made for information relating to an expungement under this section."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above substitute amendment be adopted.

Senator Riddle offered **SA 1** to **SSA 1** for **SA 2**:

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

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 2 to Senate Bill No. 793, Page 11, Section 610.131, Line 20, by striking the word "influence" and inserting in lieu of the following: "**coercion, as defined in section 566.200,**".

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

Senator Onder offered **SA 2** to **SSA 1** for **SA 2**, which was read:

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

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 2 to Senate Bill No. 793, Page 11, Section 610.131, Line 14, by inserting after the word "who" the following:

"**at the time of the offense was under the age of eighteen, and**".

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

Senator Nasheed moved that **SSA 1** for **SA 2**, as amended, be adopted, which motion prevailed.

On motion of Senator Wallingford, **SB 793**, as amended, was declared perfected and ordered printed.

On motion of Senator Kehoe, the Senate recessed until 6:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Photographers from Mooshido Productions/News 9 were given permission to take pictures in the Senate Chamber.

SENATE BILLS FOR PERFECTION

Senator Munzlinger moved that **SB 546**, with **SS No. 2**, **SA 1** and **SSA 2** for **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Munzlinger, **SS No. 2** for **SB 546** was withdrawn, rendering **SA 1** and **SSA 2** for **SA 1** moot.

Senator Munzlinger offered **SS No. 3** for **SB 546**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE BILL NO. 546

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

Senator Munzlinger moved that **SS No. 3** for **SB 546** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Munzlinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 546, Page 2, Section 507.040, Line 12, by inserting after the word "plaintiff" the following: "**, except a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less**".

Senator Munzlinger moved that the above amendment be adopted.

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

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 3 for Senate Bill No. 546, Page 1, Line 4, by striking the words "seventy-five thousand" and inserting in lieu thereof the following: "Five million";

And further amend line 6 by striking the words "seventy-five thousand" and inserting in lieu thereof the following: "Five million".

Senator Schaaf moved that the above amendment be adopted.

A quorum was established by the following vote:

Present—Senators

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

Absent—Senators

Hummel	Libla	Romine—3

Absent with leave—Senators—None

Vacancies—1

At the request of Senator Munzlinger, **SS No. 3** for **SB 546** was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

Senator Munzlinger offered **SS No. 4** for **SB 546**, entitled:

SENATE SUBSTITUTE NO. 4 FOR
SENATE BILL NO. 546

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

Senator Munzlinger moved that **SS No. 4** for **SB 546** be adopted.

At the request of Senator Munzlinger, **SB 546**, with **SS No. 4** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 793**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 1426, regarding Mari-Ellin Witt, which was adopted.

Senator Eigel offered Senate Resolution No. 1427, regarding Brenda Rubach Thurmer, St. Peters, which was adopted.

Senator Crawford offered Senate Resolution No. 1428, regarding Eagle Scout Robert Benjamin Hillhouse, Lebanon, which was adopted.

INTRODUCTION OF GUESTS

Senator Libla introduced to the Senate, Jeff Shawan, Poplar Bluff.

On behalf of Senator Crawford and himself, Senator Cunningham introduced to the Senate, 45 students, Junior Class, from Conway High School.

Senator Schupp introduced to the Senate, Will Kroeger, Debbie Johnson, Abby Buckhouse and Ellen O'Neill.

On behalf of the President and herself, Senator Crawford introduced to the Senate, Don Woods, Bolivar.

Senator Cierpiot introduced to the Senate, the Physician of the Day, Dr. Jonathan Patterson, Lee's Summit.

Senator Wasson introduced to the Senate, his sister, Hattie Carter and her husband, Collin, Nixa.

On behalf of the President and herself, Senator Crawford introduced to the Senate, Sue Entlicher, Addie Stewart and Audri Detlor, Bolivar.

On behalf of Senator Cunningham and himself, Senator Dixon introduced to the Senate, Ray Williams, West Plains.

Senator Nasheed introduced to the Senate, Marty Murray, Jr., St. Louis.

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

SENATE CALENDAR

THIRTY-THIRD DAY–THURSDAY, MARCH 1, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1021-Dixon and Wallingford
SB 1022-Dixon
SB 1023-Dixon
SRB 1024-Dixon
SB 1025-Dixon
SB 1026-Nasheed, et al
SB 1027-Cierpiot
SB 1028-Wieland
SB 1029-Curls
SB 1030-Curls
SB 1031-Curls
SB 1032-Wallingford
SB 1033-Riddle
SB 1034-Riddle
SB 1035-Koenig
SB 1036-Koenig
SB 1037-Wasson
SB 1038-Dixon
SB 1039-Hegeman
SB 1040-Cunningham
SB 1041-Schaaf
SB 1042-Onder
SB 1043-Cierpiot
SB 1044-Romine
SB 1045-Romine
SB 1046-Crawford

SB 1047-Sater
SB 1048-Rowden
SB 1049-Kehoe
SB 1050-Schatz
SB 1051-Walsh
SB 1052-Schaaf
SB 1053-Koenig
SB 1054-Nasheed and Hummel
SB 1055-Hegeman
SB 1056-Wasson
SB 1057-Schupp
SB 1058-Schupp
SB 1059-Hummel
SB 1060-Sifton
SB 1061-Hoskins
SB 1062-Cierpiot
SB 1063-Rizzo
SB 1064-Rizzo
SB 1065-Eigel
SB 1066-Eigel
SB 1067-Eigel
SB 1068-Sater
SB 1069-Crawford
SB 1070-Crawford
SB 1071-Wieland
SB 1072-Wieland
SB 1073-Cunningham
SB 1074-Rowden
SJR 35-Cierpiot
SJR 36-Schatz

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)
HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050
HCS for HB 1873
HB 1428-Muntzel

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS for SB 597-Riddle (In Fiscal Oversight)
4. SB 818-Brown (In Fiscal Oversight)
5. SCS for SB 574-Wallingford
6. SCS for SB 644-Cunningham
7. SB 727-Emery
8. SB 695-Wallingford
9. SCS for SBs 632 & 675-Dixon (In Fiscal Oversight)
10. SS for SB 882-Hoskins (In Fiscal Oversight)
11. SB 681-Hummel
12. SB 806-Crawford (In Fiscal Oversight)
13. SCS for SB 787-Curls
14. SS for SCS for SB 918-Munzlinger
15. SB 951-Crawford
16. SCS for SB 769-Cunningham
17. SS for SCS for SB 600-Schatz (In Fiscal Oversight)
18. SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
19. SB 793-Wallingford

SENATE BILLS FOR PERFECTION

1. SB 774-Munzlinger
2. SB 752-Schatz, with SCS
3. SB 861-Hegeman, with SCS
4. SB 596-Riddle, with SCS
5. SB 849-Kehoe and Schupp, with SCS
6. SBs 617, 611 & 667-Eigel, with SCS
7. SB 674-Koenig
8. SB 767-Hoskins, with SCS
9. SB 881-Eigel
10. SB 840-Rowden
11. SB 660-Riddle
12. SB 892-Walsh, with SCS
13. SB 757-Schatz
14. SB 909-Dixon
15. SB 871-Romine
16. SB 865-Kehoe
17. SBs 894 & 921-Libla, with SCS
18. SB 743-Sater
19. SB 780-Curls
20. SB 800-Libla
21. SB 796-Koenig
22. SB 814-Riddle, with SCS
23. SBs 627 & 925-Munzlinger, with SCS
24. SB 707-Schatz, with SCS
25. SB 683-Wasson
26. SB 773-Hoskins
27. SB 768-Hoskins
28. SB 837-Rowden
29. SB 704-Hegeman
30. SB 870-Hegeman
31. SB 893-Sater, with SCS
32. SB 953-Sater, with SCS
33. SB 850-Wallingford
34. SB 672-Koenig, with SCS
35. SB 578-Romine
36. SB 666-Onder
37. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)

SB 547-Munzlinger, with SCS

SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 592-Hegeman, with SCS, SS for SCS & SA 1 (pending)
SB 598-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 47-Schupp

SCR 48-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-THIRD DAY—THURSDAY, MARCH 1, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Whoever serves must do so with the strength that God supplies, so that God may be glorified…" (1Peter 4:11)

It has been a week that has challenged us to get things done, people to see and listen to and it is good to bring this week to an end here. Let us enjoy our time home with loved ones and find ways to rest and recreate and find time with You our God. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Richard offered Senate Resolution No. 1429, regarding Neal Group Construction, LLC, Joplin, which was adopted.

Senator Schaaf offered Senate Resolution No. 1430, regarding Eagle Scout Jacob A. Magyar, Kansas City, which was adopted.

Senator Schaaf offered Senate Resolution No. 1431, regarding Eagle Scout Jackson Scott Garrett, Kansas City, which was adopted.

Senator Hoskins offered Senate Resolution No. 1432, regarding the death of Frank Mattivi, Sr., Excelsior Springs, which was adopted.

The Senate observed a moment of silence in memory of Helena Ramsay.

CONCURRENT RESOLUTIONS

Senator Schatz offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 49

Relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

Whereas, the voters of Missouri through the referendum process have ordered an election on the enactment of Senate Substitute #2 for Senate Bill 19; and

Whereas, Senate Substitute #2 for Senate Bill 19 provides that no person shall be required to pay dues to a union without his or her affirmative consent; and

Whereas, there is substantial need for the protection of a person's right to support or refrain from supporting a union; and

Whereas, the Constitution of Missouri provides in Article III, Section 52(b) in part "...all elections on measures referred to the people shall be had at the general state elections, except when the General Assembly shall order a special election...":

Now Therefore Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, that the referendum on Senate Substitute #2 for Senate Bill 19 of the Ninety-ninth General Assembly, First Regular Session, officially entitled on the ballot as an act "which prohibits as a condition of employment the forced membership in a labor organization (union) or forced payments of dues in full or pro-rata (fair-share); makes any activity which violates employees' rights illegal and ineffective; allows legal remedies for anyone injured as a result of another person violating or threatening to violate employees' rights; and which shall not apply to union agreements entered into before the effective date of Senate Bill 19" be submitted to the voters of Missouri at a statewide election to be held on August 7, 2018; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Hegeman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 50

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

Whereas, 40 U.S.C. Section 187 permits a state to ask the Joint Committee on the Library of Congress for replacement of a statue it provided for display in the National Statuary Hall in the Capitol of the United States after the passage of the required display time period specified in 40 U.S.C. Section 187a; and

Whereas, that request must be made by a resolution adopted by the legislature of the state and approved by the Governor; and

Whereas, in 1895, the Missouri General Assembly authorized placement of statues of Thomas Hart Benton and Francis Preston Blair in Statuary Hall, which statues were placed there in 1899; and

Whereas, Thomas Hart Benton was a five-term United States Senator from Missouri and was an architect and champion of westward expansion by the United States; and

Whereas, Harry S Truman was the most important statesman Missouri ever gave the nation, an outstanding county official, United States Senator, Vice President and President of the United States who brought the Second World War to completion, led the free world at the beginning of the Cold War, and stood for fairness and opportunity for all Americans:

Now Therefore Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby request approval from the Joint Committee on the Library of Congress to replace the statue of Thomas Hart Benton with a statue of Harry S Truman as one of the two statues Missouri is entitled to display in the Statuary Hall of the United States Capitol; and

Be It Further Resolved that the Missouri General Assembly requests the Statue of Thomas Hart Benton be returned to the State of Missouri as permitted under 40 U.S.C. Section 187a(d); and

Be It Further Resolved that Secretary of the Senate be instructed to send copies of this resolution for the Joint Committee on the Library of Congress in care of the chair of the committee and to each member of the Missouri Congressional delegation; and

Be It Further Resolved that the Secretary of the Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Crawford offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 51

Relating to Scoliosis Awareness Day in Missouri.

Whereas, scoliosis is an abnormal curvature of the spine most often found in adolescents ages ten to eighteen; and

Whereas, roughly three million new cases of the condition are diagnosed in the United States each year; and

Whereas, screening for scoliosis is simple, noninvasive and only takes thirty seconds, yet parents and students are not educated as to how to catch early stage scoliosis with home evaluations; and

Whereas, if not detected or left untreated, scoliosis may worsen, leading to chronic back pain and spinal deformity, and can impact heart and lung function; and

Whereas, school screenings, education programs and other scheduled events help raise awareness for early detection and prevention of progressive spinal deformity:

Now Therefore Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby proclaim that September first of each year shall be "Scoliosis Awareness Day in Missouri"; and

Be It Further Resolved that the Secretary of the Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 1075–By Riddle.

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof one new section relating to dental practices at federally qualified health centers.

SB 1076–By Curls.

An Act to repeal section 307.179, RSMo, and to enact in lieu thereof one new section relating to child passenger restraint systems, with penalty provisions.

SB 1077–By Holsman.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to innovation schools.

SB 1078–By Holsman.

An Act to repeal section 556.036, RSMo, and to enact in lieu thereof one new section relating to the

offense of forgery.

SB 1079–By Hegeman.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to civil claims for relief due to silica exposure.

SB 1080–By Rizzo.

An Act to repeal sections 217.810 and 548.241, RSMo, and to enact in lieu thereof two new sections relating to the supervision of certain persons.

SB 1081–By Rizzo.

An Act to repeal section 565.020, RSMo, and to enact in lieu thereof two new sections relating to murder in the first degree, with a penalty provision.

SB 1082–By Rizzo.

An Act to repeal sections 338.315, 338.330, 338.333, 338.337, and 338.340, RSMo, and to enact in lieu thereof five new sections relating to pharmaceutical entities, with existing penalty provisions.

SB 1083–By Walsh.

An Act to repeal section 208.217, RSMo, and to enact in lieu thereof one new section relating to department of mental health contracts, with existing penalty provisions.

SB 1084–By Schatz.

An Act to repeal section 303.026, RSMo, and to enact in lieu thereof one new section relating to the motor vehicle financial responsibility law, with existing penalty provisions.

SB 1085–By Chappelle-Nadal.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Nat Turner day in Missouri.

SB 1086–By Crawford.

An Act to repeal section 54.140, RSMo, and to enact in lieu thereof one new section relating to duties of county officials, with an existing penalty provision.

SB 1087–By Rowden.

An Act to amend chapter 590, RSMo, by adding thereto eight new sections relating to automated license plate reader systems, with penalty provisions.

SB 1088–By Rowden.

An Act to repeal sections 436.218, 436.221, 436.224, 436.227, 436.230, 436.233, 436.236, 436.239, 436.242, 436.245, 436.248, 436.251, 436.254, 436.257, 436.260, 436.263, and 436.266, RSMo, and to enact in lieu thereof sixteen new sections relating to contracts involving student athletes, with penalty provisions.

SB 1089–By Wallingford.

An Act to repeal section 287.280, RSMo, and to enact in lieu thereof one new section relating to the use

of a third-party administrator in the course of certain workers' compensation proceedings.

SB 1090–By Hummel.

An Act to repeal section 142.803, RSMo, and to enact in lieu thereof one new section relating to the taxation of motor fuel.

SB 1091–By Nasheed.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to designation of memorial infrastructure.

SB 1092–By Hoskins.

An Act to amend chapter 644, RSMo, by adding thereto one new section relating to setback distances for large wastewater facilities.

SB 1093–By Hoskins.

An Act to repeal section 281.260, RSMo, and to enact in lieu thereof two new sections relating to pesticides.

SB 1094–By Hoskins.

An Act to repeal section 337.068, RSMo, and to enact in lieu thereof one new section relating to complaints against psychologists.

SB 1095–By Hoskins.

An Act to repeal section 630.745, RSMo, and to enact in lieu thereof one new section relating to department of mental health inspections.

SB 1096–By Romine.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to career and technical education.

SB 1097–By Sifton.

An Act to repeal sections 557.036, 558.021, 558.046, 559.115, 559.117, 566.030, 566.032, 566.060, 566.062, 566.125, and 589.414, RSMo, and to enact in lieu thereof twelve new sections relating to sexual offenders, with penalty provisions.

SB 1098–By Sater.

An Act to repeal section 376.1550, RSMo, and to enact in lieu thereof one new section relating to insurance coverage for mental health conditions.

SJR 37–By Kehoe.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2, 5, and 7 of article III of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to the general assembly.

SJR 38–By Kehoe.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the

Constitution of Missouri relating to reapportionment of the general assembly.

SJR 39–By Kehoe.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2, 5, and 7 of article III of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to reapportionment of the general assembly.

SJR 40–By Rowden.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to labor organizations.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SB 806**; **SB 818**; and **SS** for **SB 597** begs leave to report that it has considered the same and recommends that the bills do pass.

SECOND READING OF SENATE BILLS

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

SB 1021—Health and Pensions.

SB 1022—Small Business and Industry.

SB 1023—General Laws.

SRB 1024—Judiciary and Civil and Criminal Jurisprudence.

SB 1025—Judiciary and Civil and Criminal Jurisprudence.

SB 1026—Transportation, Infrastructure and Public Safety.

SB 1027—Judiciary and Civil and Criminal Jurisprudence.

SB 1028—Small Business and Industry.

SB 1029—Local Government and Elections.

SB 1030—Local Government and Elections.

SB 1031—Local Government and Elections.

SB 1032—Local Government and Elections.

SB 1033—Seniors, Families and Children.

SB 1034—Seniors, Families and Children.

SB 1035—Education.

SB 1036—Ways and Means.

SB 1037—Economic Development.

SB 1038—Local Government and Elections.

SB 1039—Professional Registration.

SB 1040—Health and Pensions.

SB 1041—Rules, Joint Rules, Resolutions and Ethics.

SB 1042—Local Government and Elections.

SB 1043—Local Government and Elections.

SB 1044—Education.

SB 1045—Health and Pensions.

SB 1046—Seniors, Families and Children.

SB 1047—Education.

SB 1048—Rules, Joint Rules, Resolutions and Ethics.

SB 1049—Transportation, Infrastructure and Public Safety.

SJR 35—Local Government and Elections.

HOUSE BILLS ON SECOND READING

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

HB 1620—Seniors, Families and Children.

HB 1389—Transportation, Infrastructure and Public Safety.

HB 1460—Ways and Means.

HB 1409—Small Business and Industry.

HCS for **HB 1685**—Insurance and Banking.

HCS for **HB 1690**—Insurance and Banking.

HB 1598—Professional Registration.

HB 1650—Insurance and Banking.

HB 1329—Health and Pensions.

HB 1371—Education.

HB 1421—Education.

HCS for **HB 1455**—Education.

HCS for **HB 1606**—Education.

HCS for **HB 1940**—Education.

HB 1291—Local Government and Elections.

HB 1858—Ways and Means.

HB 1630—Seniors, Families and Children.

HCS for **HB 1796**—Insurance and Banking.

HCS for **HB 1710**—Professional Registration.

HB 1608—Government Reform.

HB 1247—General Laws.

HB 1349—General Laws.

HB 1355—Transportation, Infrastructure and Public Safety.

HB 1375—General Laws.

HB 1481—Insurance and Banking.

HB 1552—Veterans and Military Affairs.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 47—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Richard referred **SCR 48** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

THIRD READING OF SENATE BILLS

SS for **SB 597** was placed on the Informal Calendar.

SB 818, introduced by Senator Brown, entitled:

An Act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates, with an emergency clause.

Was taken up.

On motion of Senator Brown, **SB 818** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Hoskins Sifton—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Hoskins Sifton—2

Absent with leave—Senators—None

Vacancies—1

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

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

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

SCS for **SB 574**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 574

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

Was taken up by Senator Wallingford.

On motion of Senator Wallingford, **SCS** for **SB 574** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 644**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 644

An Act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with penalty provisions.

Was taken up by Senator Cunningham.

On motion of Senator Cunningham, **SCS** for **SB 644** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Koenig—1

Absent—Senator Richard—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 727, introduced by Senator Emery, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

Was taken up.

On motion of Senator Emery, **SB 727** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 695, introduced by Senator Wallingford, entitled:

An Act to repeal sections 161.032, 161.042, 161.052, 161.072, and 161.082, RSMo, and to enact in lieu thereof seven new sections relating to boards and commissions.

Was taken up.

On motion of Senator Wallingford, **SB 695** was read the 3rd time and passed by the following vote:

YEAS—Senators

Crawford	Cunningham	Curls	Dixon	Eigel	Holsman	Hoskins
Hummel	Kehoe	Libla	Munzlinger	Nasheed	Onder	Rizzo
Romine	Rowden	Sater	Schatz	Sifton	Wallingford	Walsh
Wasson—22						

NAYS—Senators

Brown	Chappelle-Nadal	Emery	Hegeman	Koenig	Richard	Riddle
Schaaf	Schupp	Wieland—10				

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 681, introduced by Senator Hummel, entitled:

An Act to repeal section 167.225, RSMo, and to enact in lieu thereof one new section relating to school instruction in Braille.

Was taken up.

On motion of Senator Hummel, **SB 681** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 806, introduced by Senator Crawford, entitled:

An Act to repeal sections 475.050, 475.070, 475.075, 475.290, and 475.320, RSMo, and to enact in lieu thereof five new sections relating to the appointment of a guardian or conservator for certain persons.

Was taken up.

On motion of Senator Crawford, **SB 806** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle

Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

President Pro Tem Richard assumed the Chair.

SCS for **SB 787**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 787

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

Was taken up by Senator Curls.

On motion of Senator Curls, **SCS** for **SB 787** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

President Parson assumed the Chair.

SS for **SCS** for **SB 918**, introduced by Senator Munzlinger, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 918

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals.

Was taken up.

On motion of Senator Munzlinger, **SS** for **SCS** for **SB 918** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Dixon	Eigel	Emery	Hegeman
Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Cierpiot	Curls	Holsman	Nasheed	Rizzo	Schaaf
Schupp	Sifton	Walsh—10				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 951, introduced by Senator Crawford, entitled:

An Act to repeal sections 197.052 and 536.031, RSMo, and to enact in lieu thereof two new sections relating to hospital regulations.

Was taken up.

On motion of Senator Crawford, **SB 951** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe

Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 769**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 769

An Act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof fifteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

Was taken up by Senator Cunningham.

On motion of Senator Cunningham, **SCS** for **SB 769** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Richard	Sater—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SB 597**, introduced by Senator Riddle, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 597

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

Was called from the Informal Calendar and taken up.

On motion of Senator Riddle, **SS** for **SB 597** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

At the request of Senator Munzlinger, **SB 774** was placed on the Informal Calendar.

Senator Schatz moved that **SB 752**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 752**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 752

An Act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

Was taken up.

Senator Schatz moved that **SCS** for **SB 752** be adopted.

Senator Schatz offered **SS** for **SCS** for **SB 752**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 752

An Act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

Senator Schatz moved that **SS** for **SCS** for **SB 752** be adopted, which motion prevailed.

On motion of Senator Schatz, **SS** for **SCS** for **SB 752** was declared perfected and ordered printed.

SB 861, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Riddle, **SB 596**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Kehoe, **SB 849**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Eigel, **SB 617**, **SB 611** and **SB 667**, with **SCS**, were placed on the Informal Calendar.

At the request of Senator Koenig, **SB 674** was placed on the Informal Calendar.

At the request of Senator Hoskins, **SB 767**, with **SCS**, was placed on the Informal Calendar.

Senator Eigel moved that **SB 881** be taken up for perfection, which motion prevailed.

Senator Eigel offered **SS** for **SB 881**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 881

An Act to repeal sections 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof three new sections relating to special license plates.

Senator Eigel moved that **SS** for **SB 881** be adopted, which motion prevailed.

On motion of Senator Eigel, **SS** for **SB 881** was declared perfected and ordered printed.

Senator Rowden moved that **SB 840** be taken up for perfection, which motion prevailed.

On motion of Senator Rowden, **SB 840** was declared perfected and ordered printed.

Senator Riddle moved that **SB 660** be taken up for perfection, which motion prevailed.

On motion of Senator Riddle, **SB 660** was declared perfected and ordered printed.

Senator Walsh moved that **SB 892**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 892**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 892

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, and 56.840, RSMo, and to enact in lieu thereof six new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

Was taken up.

Senator Walsh moved that **SCS** for **SB 892** be adopted, which motion prevailed.

On motion of Senator Walsh, **SCS** for **SB 892** was declared perfected and ordered printed.

SB 757 was placed on the Informal Calendar.

Senator Dixon moved that **SB 909** be taken up for perfection, which motion prevailed.

On motion of Senator Dixon, **SB 909** was declared perfected and ordered printed.

Senator Romine moved that **SB 871** be taken up for perfection, which motion prevailed.

On motion of Senator Romine, **SB 871** was declared perfected and ordered printed.

At the request of Senator Kehoe, **SB 865** was placed on the Informal Calendar.

Senator Libla moved that **SBs 894** and **921**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 894** and **921**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 921

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

Was taken up.

Senator Libla moved that **SCS** for **SBs 894** and **921** be adopted.

Senator Libla offered **SS** for **SCS** for **SBs 894** and **921**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 921

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

Senator Libla moved that **SS** for **SCS** for **SBs 894** and **921** be adopted, which motion prevailed.

On motion of Senator Libla, **SS** for **SCS** for **SBs 894** and **921** was declared perfected and ordered printed.

Senator Sater moved that **SB 743** be taken up for perfection, which motion prevailed.

On motion of Senator Sater, **SB 743** was declared perfected and ordered printed.

Senator Curls moved that **SB 780** be taken up for perfection, which motion prevailed.

On motion of Senator Curls, **SB 780** was declared perfected and ordered printed.

Senator Riddle moved that **SB 598**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 598**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 598

An Act to repeal section 227.240, RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

Was taken up.

Senator Riddle moved that **SCS** for **SB 598** be adopted.

Senator Munzlinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 598, Page 1, Section 227.240, Line 16, by striking all of said line and inserting in lieu thereof the following:

"3. **The department of transportation may establish a utility corridor**"; and

Further amend said bill and section, page 2, lines 18-25, by striking all of said lines and inserting in lieu thereof the following: "**the state highway system. Such utility corridor shall be up to twelve feet in width and placed within the existing right-of-way when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. Utility providers shall be reimbursed by the department of transportation for the expense of moving or relocating any preexisting utility facilities located on property outside an existing state highway right-of-way or utility corridor that is acquired by the state for the purpose of expanding a state highway or creating or expanding a utility corridor. The commission shall promulgate rules setting forth a**".

Senator Munzlinger moved that the above amendment be adopted.

At the request of Senator Riddle, **SB 598**, with **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Hegeman assumed the Chair.

President Parson assumed the Chair.

Senator Schatz moved that **SB 757** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

On motion of Senator Schatz, **SB 757** was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1896**, entitled:

An Act to repeal sections 337.025, 337.029, and 337.033, RSMo, to enact in lieu thereof seventeen new sections relating to the practice of psychology, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HB 1607**, entitled:

An Act to repeal sections 260.262 and 319.129, RSMo, and to enact in lieu thereof two new sections relating to natural resources funds.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1928**, entitled:

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1945**, entitled:

An Act to repeal sections 578.018 and 578.030, RSMo, and to enact in lieu thereof two new sections relating to the confiscation of animals, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 881**; **SS** for **SCS** for **SB 752**; **SB 909**; and **SB 840**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SB 793** to the Committee on Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 598**, with **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection which motion prevailed.

SA 1 was again taken up.

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

Senator Riddle moved that **SCS** for **SB 598**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SCS** for **SB 598**, as amended, was declared perfected and ordered printed.

SECOND READING OF SENATE BILLS

The following Joint Resolution was read the 2nd time and referred to the Committee indicated:

SJR 36—Transportation, Infrastructure and Public Safety.

INTRODUCTION OF BILLS

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

SB 1099–By Hummel and Nasheed.

An Act to amend chapter 162, RSMo, by adding thereto two new sections relating to school districts.

SB 1100–By Riddle.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to the sale of vision correction devices, with penalty provisions.

SB 1101–By Schupp.

An Act to repeal sections 455.010, 455.050, 571.010, 571.020, and 571.070, RSMo, and to enact in lieu thereof five new sections relating to firearms, with penalty provisions.

SB 1102–By Kehoe.

An Act to repeal sections 34.378, 307.178, 407.025, 435.350, 435.355, 435.440, 507.040, 507.050, 507.060, 508.010, 508.012, 510.263, 516.105, 537.067, 537.100, 537.762, 538.205, and 538.210, RSMo, and to enact in lieu thereof twenty-four new sections relating to civil actions.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 892**; **SB 871**; **SB 780**; and **SB 660,** begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1433, regarding Saint Pius X High School volleyball team, which was adopted.

INTRODUCTION OF GUESTS

Senator Romine introduced to the Senate, the Physician of the Day, Gregory K. Terpstra, D.O., D.A.B.F.P., Potosi.

Senator Libla introduced to the Senate, Herman Styles, Poplar Bluff.

Senator Dixon introduced to the Senate, Julie and Emma Reynolds, Rob Blevins and Jackie Douglas, Springfield.

Senator Walsh introduced to the Senate, Mikayla Woods, Lennox Turner, Shelby Winston, Olivia Thornton and Azaria Spearman, Girl Scout Troop 992, GSEM Robotics Agency, Florissant; and Mikayla, Lennox, Shelby, Olivia and Azaria were made honorary pages.

Senator Rowden introduced to the Senate, Nancy and Connor Squellati, Columbia.

Senator Wallingford introduced to the Senate, students from around the state attending STEM Day at the Capitol.

Senator Wallingford introduced to the Senate, Cheryl Hartke, Robert Michael, Heather Dodson and Jenny Schade, and forty-six seventh grade students, St. Vincent De Paul School, Cape Girardeau.

Senator Kehoe introduced to the Senate, members of the National Federation of Independent Business.

Senator Rizzo introduced to the Senate, fourth grade students from Briarcliff Elementary, Kansas City.

Senator Holsman introduced to the Senate, P. J. Wilson, Columbia; and Laura Castillo, Caguas, Puerto Rico.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, March 5, 2018.

SENATE CALENDAR

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THIRTY-FOURTH DAY–MONDAY, MARCH 5, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1050-Schatz
SB 1051-Walsh
SB 1052-Schaaf
SB 1053-Koenig
SB 1054-Nasheed and Hummel
SB 1055-Hegeman
SB 1056-Wasson
SB 1057-Schupp
SB 1058-Schupp
SB 1059-Hummel
SB 1060-Sifton
SB 1061-Hoskins
SB 1062-Cierpiot
SB 1063-Rizzo
SB 1064-Rizzo
SB 1065-Eigel
SB 1066-Eigel
SB 1067-Eigel
SB 1068-Sater
SB 1069-Crawford
SB 1070-Crawford
SB 1071-Wieland
SB 1072-Wieland
SB 1073-Cunningham
SB 1074-Rowden
SB 1075-Riddle
SB 1076-Curls
SB 1077-Holsman
SB 1078-Holsman
SB 1079-Hegeman
SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal

SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050
HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SCS for SBs 632 & 675-Dixon (In Fiscal Oversight)
4. SS for SB 882-Hoskins (In Fiscal Oversight)
5. SS for SCS for SB 600-Schatz (In Fiscal Oversight)
6. SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
7. SB 793-Wallingford (In Fiscal Oversight)
8. SS for SB 881-Eigel
9. SS for SCS for SB 752-Schatz
10. SB 909-Dixon
11. SB 840-Rowden
12. SCS for SB 892-Walsh
13. SB 871-Romine
14. SB 780-Curls
15. SB 660-Riddle

SENATE BILLS FOR PERFECTION

1. SB 800-Libla
2. SB 796-Koenig
3. SB 814-Riddle, with SCS
4. SBs 627 & 925-Munzlinger, with SCS
5. SB 707-Schatz, with SCS
6. SB 683-Wasson
7. SB 773-Hoskins
8. SB 768-Hoskins
9. SB 837-Rowden
10. SB 704-Hegeman
11. SB 870-Hegeman
12. SB 893-Sater, with SCS
13. SB 953-Sater, with SCS
14. SB 850-Wallingford
15. SB 672-Koenig, with SCS
16. SB 578-Romine
17. SB 666-Onder
18. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 592-Hegeman, with SCS, SS for SCS & SA 1 (pending)
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 49-Schatz
SCR 50-Hegeman

SCR 51-Crawford

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FOURTH DAY—MONDAY, MARCH 5, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Who are they that fear the Lord? He will teach them the way that they should choose." (Psalm 25:12)

We return with much work to do, O Lord, like the psalmist we call for help that we might be faithful to the little things that have a way of producing much power and can be overwhelming. Teach us to use the small things to be of great service to the people of Missouri. Help us to provide laws that give power to the littlest so as to accomplish great things for all Your people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, March 1, 2018 was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1434, regarding Eagle Scout William C. Roehl, Jefferson City, which was adopted.

Senator Richard offered Senate Resolution No. 1435, regarding Donald Wayne Cook, Joplin, which was adopted.

Senator Kehoe offered Senate Resolution No. 1436, regarding David Welch, which was adopted.

Senator Wallingford offered Senate Resolution No. 1437, regarding Marquette Tower, Cape Girardeau, which was adopted.

Senator Hummel offered Senate Resolution No. 1438, regarding Nyla Long, which was adopted.

Senator Hoskins offered Senate Resolution No. 1439, regarding the Fiftieth Anniversary of Sigma Phi Epsilon Missouri Theta chapter, which was adopted.

Senator Nasheed offered Senate Resolution No. 1440, regarding Gary and Mary Joan Wood, Cairo, which was adopted.

The Senate observed a moment of silence in memory of Peter Wang.

SENATE BILLS FOR PERFECTION

Senator Libla moved that **SB 800** be taken up for perfection, which motion prevailed.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 800, Page 2, Section 211.444, Line 26, by inserting immediately after said line the following:

"211.447. 1. Any information that could justify the filing of a petition to terminate parental rights may be referred to the juvenile officer by any person. The juvenile officer shall make a preliminary inquiry and if it appears that the information could justify the filing of a petition, the juvenile officer may take further action, including filing a petition. If it does not appear to the juvenile officer that a petition should be filed, such officer shall so notify the informant in writing within thirty days of the referral. Such notification shall include the reasons that the petition will not be filed.

2. Except as provided for in subsection 4 of this section, a petition to terminate the parental rights of the child's parent or parents shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, when:

(1) Information available to the juvenile officer or the division establishes that the child has been in foster care for at least fifteen of the most recent twenty-two months; or

(2) A court of competent jurisdiction has determined the child to be an abandoned infant. For purposes of this subdivision, an "infant" means any child one year of age or under at the time of filing of the petition. The court may find that an infant has been abandoned if:

(a) The parent has left the child under circumstances that the identity of the child was unknown and

could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so; or

(c) The parent has voluntarily relinquished a child under section 210.950; or

(3) A court of competent jurisdiction has determined that the parent has:

(a) Committed murder of another child of the parent; or

(b) Committed voluntary manslaughter of another child of the parent; or

(c) Aided or abetted, attempted, conspired or solicited to commit such a murder or voluntary manslaughter; or

(d) Committed a felony assault that resulted in serious bodily injury to the child or to another child of the parent.

3. A termination of parental rights petition shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, within sixty days of the judicial determinations required in subsection 2 of this section, except as provided in subsection 4 of this section. Failure to comply with this requirement shall not deprive the court of jurisdiction to adjudicate a petition for termination of parental rights which is filed outside of sixty days.

4. If grounds exist for termination of parental rights pursuant to subsection 2 of this section, the juvenile officer or the division may, but is not required to, file a petition to terminate the parental rights of the child's parent or parents if:

(1) The child is being cared for by a relative; or

(2) There exists a compelling reason for determining that filing such a petition would not be in the best interest of the child, as documented in the permanency plan which shall be made available for court review; or

(3) The family of the child has not been provided such services as provided for in section 211.183.

5. The juvenile officer or the division may file a petition to terminate the parental rights of the child's parent when it appears that one or more of the following grounds for termination exist:

(1) The child has been abandoned. For purposes of this subdivision a "child" means any child over one year of age at the time of filing of the petition. The court shall find that the child has been abandoned if, for a period of six months or longer:

(a) The parent has left the child under such circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so;

(2) The child has been abused or neglected. In determining whether to terminate parental rights pursuant to this subdivision, the court shall consider and make findings on the following conditions or acts of the parent:

(a) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(b) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control of the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control;

(c) A severe act or recurrent acts of physical, emotional or sexual abuse toward the child or any child in the family by the parent, including an act of incest, or by another under circumstances that indicate that the parent knew or should have known that such acts were being committed toward the child or any child in the family; or

(d) Repeated or continuous failure by the parent, although physically or financially able, to provide the child with adequate food, clothing, shelter, or education as defined by law, or other care and control necessary for the child's physical, mental, or emotional health and development.

Nothing in this subdivision shall be construed to permit discrimination on the basis of disability or disease;

(3) The child has been under the jurisdiction of the juvenile court for a period of one year, and the court finds that the conditions which led to the assumption of jurisdiction still persist, or conditions of a potentially harmful nature continue to exist, that there is little likelihood that those conditions will be remedied at an early date so that the child can be returned to the parent in the near future, or the continuation of the parent-child relationship greatly diminishes the child's prospects for early integration into a stable and permanent home. In determining whether to terminate parental rights under this subdivision, the court shall consider and make findings on the following:

(a) The terms of a social service plan entered into by the parent and the division and the extent to which the parties have made progress in complying with those terms;

(b) The success or failure of the efforts of the juvenile officer, the division or other agency to aid the parent on a continuing basis in adjusting his circumstances or conduct to provide a proper home for the child;

(c) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(d) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control over the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control; or

(4) The parent has been found guilty or pled guilty to a felony violation of chapter 566 when the child or any child in the family was a victim, or a violation of section 568.020 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of

consanguinity or affinity to such parent; or

(5) The child was conceived and born as a result of an act of forcible rape or rape in the first degree. When the biological father has pled guilty to, or is convicted of, the forcible rape or rape in the first degree of the birth mother, such a plea or conviction shall be conclusive evidence supporting the termination of the biological father's parental rights; or

(6) (a) The parent is unfit to be a party to the parent and child relationship because of a consistent pattern of committing a specific abuse including, but not limited to, specific conditions directly relating to the parent and child relationship which are determined by the court to be of a duration or nature that renders the parent unable for the reasonably foreseeable future to care appropriately for the ongoing physical, mental, or emotional needs of the child.

(b) It is presumed that a parent is unfit to be a party to the parent and child relationship upon a showing that:

a. Within a three-year period immediately prior to the termination adjudication, the parent's parental rights to one or more other children were involuntarily terminated pursuant to subsection 2 or 4 of this section or subdivision (1), (2), (3), or (4) of this subsection or similar laws of other states;

b. If the parent is the birth mother and within eight hours after the child's birth, the child's birth mother tested positive and over .08 blood alcohol content pursuant to testing under section 577.020 for alcohol, or tested positive for cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case;

c. If the parent is the birth mother and at the time of the child's birth or within eight hours after a child's birth the child tested positive for alcohol, cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case; or

d. Within a three-year period immediately prior to the termination adjudication, the parent has pled guilty to or has been convicted of a felony involving the possession, distribution, or manufacture of cocaine, heroin, or methamphetamine, and the parent is the biological parent of at least one other child who was adjudicated an abused or neglected minor by such parent or such parent has previously failed to complete recommended treatment services by the children's division through a family-centered services case.

6. The juvenile court may terminate the rights of a parent to a child upon a petition filed by the juvenile officer or the division, or in adoption cases, by a prospective parent, if the court finds that the termination is in the best interest of the child and when it appears by clear, cogent and convincing evidence that grounds exist for termination pursuant to subsection 2, 4 or 5 of this section.

7. When considering whether to terminate the parent-child relationship pursuant to subsection 2 or 4 of

this section or subdivision (1), (2), (3) or (4) of subsection 5 of this section, the court shall evaluate and make findings on the following factors, when appropriate and applicable to the case:

(1) The emotional ties to the birth parent;

(2) The extent to which the parent has maintained regular visitation or other contact with the child;

(3) The extent of payment by the parent for the cost of care and maintenance of the child when financially able to do so including the time that the child is in the custody of the division or other child-placing agency;

(4) Whether additional services would be likely to bring about lasting parental adjustment enabling a return of the child to the parent within an ascertainable period of time;

(5) The parent's disinterest in or lack of commitment to the child;

(6) The conviction of the parent of a felony offense that the court finds is of such a nature that the child will be deprived of a stable home for a period of years; provided, however, that incarceration in and of itself shall not be grounds for termination of parental rights;

(7) Deliberate acts of the parent or acts of another of which the parent knew or should have known that subjects the child to a substantial risk of physical or mental harm.

8. The court may attach little or no weight to infrequent visitations, communications, or contributions. It is irrelevant in a termination proceeding that the maintenance of the parent-child relationship may serve as an inducement for the parent's rehabilitation.

9. In actions for adoption pursuant to chapter 453, the court may hear and determine the issues raised in a petition for adoption containing a prayer for termination of parental rights filed with the same effect as a petition permitted pursuant to subsection 2, 4, or 5 of this section.

10. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care, for the removal of custody of a child from the parent, or for the termination of parental rights without a specific showing that there is a causal relation between the disability or disease and harm to the child.

11. A court of competent jurisdiction may terminate the parental rights of a biological father of a child if he is an alleged perpetrator of forcible rape under section 566.030 as it existed prior to August 28, 2013, or rape in the first degree under section 566.030 that resulted in the conception and birth of the child. The biological mother who is the victim of the forcible rape or rape in the first degree or, if she is a minor, someone on her behalf may file a petition to terminate the parental rights of the biological father. The court may terminate the parental rights of the biological father if the court finds that by:

(1) Clear, cogent, and convincing evidence the biological father committed the act of forcible rape or rape in the first degree against the biological mother;

(2) Clear, cogent, and convincing evidence the child was conceived as a result of that act of forcible rape or rape in the first degree; and

(3) The preponderance of the evidence the termination of the parental rights of the biological

father is in the best interests of the child.

12. In any action to terminate the parental rights of the biological father under subsection 11 of this section or subdivision (5) of subsection 5 of this section, a court of competent jurisdiction may order that the mother and the child conceived and born as a result of forcible rape or rape in the first degree are entitled to obtain from the biological father certain payments, support, beneficiary designations, or other financial benefits. The court shall issue such order only if the mother gives her consent; provided, that the court shall first inform the mother that such order may require or obligate the mother to have continuous or future communication and contact with the biological father. Such order shall be issued without the biological father being entitled to or granted any custody, guardianship, visitation privileges, or other parent-child relationship, and may include any or all of the following:

(1) Payment for the reasonable expenses of the mother or the child, or both, related to pregnancy, labor, delivery, postpartum care, newborn care, or early childhood care;

(2) Child support under this chapter or chapters 210, 452, or 454;

(3) All rights of the child to inherit under the probate code, as defined in section 472.010; provided that, for purposes of intestate succession, the biological father or his kindred shall have no right to inherit from or through the child;

(4) The designation of the child as the beneficiary of a life or accidental death insurance policy, annuity, contract, plan, or other product sold or issued by a life insurance company; or

(5) Any other payments, support, beneficiary designations, or financial benefits that are in the best interests of the child or for the reasonable expenses of the mother, or both.

If the mother declines to seek a court order for child support under this subsection, no state agency shall require the mother to do so in order to receive public assistance benefits for herself or the child, including, but not limited to, benefits for temporary assistance for needy families, supplemental nutrition assistance program, or MO HealthNet. The court order terminating the parental rights of the biological father under subdivision (5) of subsection 5 of this section or subsection 11 of this section shall serve as a sufficient basis for a good cause or other exemptions under 42 U.S.C. Section 654(29) and the state agency shall not require the mother or the child to otherwise provide the identity, location, income, or assets of the biological father or have contact or communicate with the biological father. However, nothing in this subsection shall prohibit a state agency from requesting that the mother assign any child support rights she receives under this subsection to the state as a condition of receipt of public assistance benefits under applicable federal and state law."; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Libla, **SB 800**, as amended, was declared perfected and ordered printed.

Senator Koenig moved that **SB 796** be taken up for perfection, which motion prevailed.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 796, Page 1, In the Title, Line 3, by striking "the licensure of psychologists" and

inserting in lieu thereof the following: "the licensure of health care professionals"; and

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

"**324.046. 1. For the purposes of this section, the term "health care professional" shall mean a physician, other health care practitioner, or mental health professional licensed, accredited, or certified by the state of Missouri to perform specified health services.**

2. Any health care professional in the state of Missouri may annually complete training in the areas of suicide assessment, referral, treatment, and management, which may qualify as part of the continuing education requirements for his or her licensure.

337.020. 1. Each person desiring to obtain a license, whether temporary, provisional or permanent, as a psychologist shall make application to the committee upon such forms and in such manner as may be prescribed by the committee and shall pay the required application fee. **The form shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training that meets the guidelines developed by the committee.** The application fee shall not be refundable. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the application, subject to the penalties of making a false affidavit or declaration.

2. Each applicant, whether for temporary, provisional or permanent licensure, shall submit evidence satisfactory to the committee that the applicant is at least twenty-one years of age, is of good moral character, and meets the appropriate educational requirements as set forth in either section 337.021 or 337.025, or is qualified for licensure without examination pursuant to section 337.029. In determining the acceptability of the applicant's qualifications, the committee may require evidence that it deems reasonable and proper, in accordance with law, and the applicant shall furnish the evidence in the manner required by the committee.

3. The committee with assistance from the division shall issue a permanent license to and register as a psychologist any applicant who, in addition to having fulfilled the other requirements of sections 337.010 to 337.090, passes the examination for professional practice in psychology and such other examinations in psychology which may be adopted by the committee, except that an applicant fulfilling the requirement of section 337.029 shall upon successful completion of the jurisprudence examination and completion of the oral examination be permanently licensed without having to retake the examination for professional practice in psychology.

4. The committee, with assistance from the division, shall issue a provisional license to, and register as being a provisionally licensed psychologist, any applicant who is a graduate of a recognized educational institution with a doctoral degree in psychology as defined in section 337.025, and who otherwise meets all requirements to become a licensed psychologist, except for passage of the national and state licensing exams, oral examination and completion of the required period of postdegree supervised experience as specified in subsection 2 of section 337.025.

5. A provisional license issued pursuant to subsection 4 of this section shall only authorize and permit the applicant to render those psychological services which are under the supervision and the full professional responsibility and control of such person's postdoctoral degree licensed supervisor. A provisional license shall automatically terminate upon issuance of a permanent license, upon a finding of

cause to discipline after notice and hearing pursuant to section 337.035, upon the expiration of one year from the date of issuance whichever event first occurs, or upon termination of supervision by the licensed supervisor. The provisional license may be renewed after one year with a maximum issuance of two years total per provisional licensee. The committee by rule shall provide procedures for exceptions and variances from the requirement of a maximum issuance of two years due to vacations, illness, pregnancy and other good causes.

6. The committee, with assistance from the division, shall immediately issue a temporary license to any applicant for licensure either by reciprocity pursuant to section 337.029, or by endorsement of the score from the examination for professional practice in psychology upon receipt of an application for such licensure and upon proof that the applicant is either licensed as a psychologist in another jurisdiction, is a diplomate of the American Board of Professional Psychology, or is a member of the National Register of Health Services Providers in Psychology.

7. A temporary license issued pursuant to subsection 6 of this section shall authorize the applicant to practice psychology in this state, the same as if a permanent license had been issued. Such temporary license shall be issued without payment of an additional fee and shall remain in full force and effect until the earlier of the following events:

(1) A permanent license has been issued to the applicant following successful completion of the jurisprudence examination and the oral interview examination;

(2) In cases where the committee has found the applicant ineligible for licensure and no appeal has been taken to the administrative hearing commission, then at the expiration of such appeal time; or

(3) In cases where the committee has found the applicant ineligible for licensure and the applicant has taken an appeal to the administrative hearing commission and the administrative hearing commission has also found the applicant ineligible, then upon the rendition by the administrative hearing commission of its findings of fact and conclusions of law to such effect.

8. Written and oral examinations pursuant to sections 337.010 to 337.090 shall be administered by the committee at least twice each year to any applicant who meets the educational requirements set forth in either section 337.021 or 337.025 or to any applicant who is seeking licensure either by reciprocity pursuant to section 337.029, or by endorsement of the score from the examination of professional practice in psychology. The committee shall examine in the areas of professional knowledge, techniques and applications, research and its interpretation, professional affairs, ethics, and Missouri law and regulations governing the practice of psychology. The committee may use, in whole or in part, the examination for professional practice in psychology national examination in psychology or such other national examination in psychology which may be available.

9. If an applicant fails any examination, the applicant shall be permitted to take a subsequent examination, upon the payment of an additional reexamination fee. This reexamination fee shall not be refundable."; and

Further amend said bill, page 7, section 337.033, line 66, by inserting immediately after said line the following:

"337.315. 1. An applied behavior analysis intervention shall produce socially significant improvements in human behavior through skill acquisition, increase or decrease in behaviors under specific environmental

conditions and the reduction of problematic behavior. An applied behavior analysis intervention shall:

(1) Be based on empirical research and the identification of functional relations between behavior and environment, contextual factors, antecedent stimuli and reinforcement operations through the direct observation and measurement of behavior, arrangement of events and observation of effects on behavior, as well as other information gathering methods such as record review and interviews; and

(2) Utilize changes and arrangements of contextual factors, antecedent stimuli, positive reinforcement, and other consequences to produce behavior change.

2. Each person wishing to practice as a licensed behavior analyst shall:

(1) Submit a complete application on a form approved by the committee **which shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training**;

(2) Pay all necessary fees as set by the committee;

(3) Submit a two-inch or three-inch photograph or passport photograph taken no more than six months prior to the application date;

(4) Provide two classified sets of fingerprints for processing by the Missouri state highway patrol under section 43.543. One set of fingerprints shall be used by the highway patrol to search the criminal history repository and the second set shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files;

(5) Have passed an examination and been certified as a board-certified behavior analyst by a certifying entity, as defined in section 337.300;

(6) Provide evidence of active status as a board-certified behavior analyst; and

(7) If the applicant holds a license as a behavior analyst in another state, a statement from all issuing states verifying licensure and identifying any disciplinary action taken against the license holder by that state.

3. Each person wishing to practice as a licensed assistant behavior analyst shall:

(1) Submit a complete application on a form approved by the committee;

(2) Pay all necessary fees as set by the committee;

(3) Submit a two-inch or three-inch photograph or passport photograph taken no more than six months prior to the application date;

(4) Provide two classified sets of fingerprints for processing by the Missouri state highway patrol under section 43.543. One set of fingerprints shall be used by the highway patrol to search the criminal history repository and the second set shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files;

(5) Have passed an examination and been certified as a board-certified assistant behavior analyst by a certifying entity, as defined in section 337.300;

(6) Provide evidence of active status as a board-certified assistant behavior analyst;

(7) If the applicant holds a license as an assistant behavior analyst in another state, a statement from all issuing states verifying licensure and identifying any disciplinary action taken against the license holder by that state; and

(8) Submit documentation satisfactory to the committee that the applicant will be directly supervised by a licensed behavior analyst in a manner consistent with the certifying entity.

4. The committee shall be authorized to issue a temporary license to an applicant for a behavior analyst license or assistant behavior analyst license upon receipt of a complete application, submission of a fee as set by the committee by rule for behavior analyst or assistant behavior analyst, and a showing of valid licensure as a behavior analyst or assistant behavior analyst in another state, only if the applicant has submitted fingerprints and no disqualifying criminal history appears on the family care safety registry. The temporary license shall expire upon issuance of a license or denial of the application but no later than ninety days from issuance of the temporary license. Upon written request to the committee, the holder of a temporary license shall be entitled to one extension of ninety days of the temporary license.

5. (1) The committee shall, in accordance with rules promulgated by the committee, issue a provisional behavior analyst license or a provisional assistant behavior analyst license upon receipt by the committee of a complete application, appropriate fee as set by the committee by rule, and proof of satisfaction of requirements under subsections 2 and 3 of this section, respectively, and other requirements established by the committee by rule, except that applicants for a provisional license as either a behavior analyst or assistant behavior analyst need not have passed an examination and been certified as a board-certified behavior analyst or a board-certified assistant behavior analyst to obtain a provisional behavior analyst or provisional assistant behavior analyst license.

(2) A provisional license issued under this subsection shall only authorize and permit the licensee to render behavior analysis under the supervision and the full professional responsibility and control of such licensee's licensed supervisor.

(3) A provisional license shall automatically terminate upon issuance of a permanent license, upon a finding of cause to discipline after notice and hearing under section 337.330, upon termination of supervision by a licensed supervisor, or upon the expiration of one year from the date of issuance of the provisional license, whichever first occurs. The provisional license may be renewed after one year, with a maximum issuance of two years. Upon a showing of good cause, the committee by rule shall provide procedures for exceptions and variances from the requirement of a maximum issuance of two years.

6. No person shall hold himself or herself out to be licensed behavior analysts or LBA, provisionally licensed behavior analyst or PLBA, provisionally licensed assistant behavior analyst or PLABA, temporary licensed behavior analyst or TLBA, or temporary licensed assistant behavior analyst or TLaBA, licensed assistant behavior analysts or LaBA in the state of Missouri unless they meet the applicable requirements.

7. No persons shall practice applied behavior analysis unless they are:

(1) Licensed behavior analysts;

(2) Licensed assistant behavior analysts working under the supervision of a licensed behavior analyst;

(3) An individual who has a bachelor's or graduate degree and completed course work for licensure as a behavior analyst and is obtaining supervised field experience under a licensed behavior analyst pursuant

to required supervised work experience for licensure at the behavior analyst or assistant behavior analyst level;

(4) Licensed psychologists practicing within the rules and standards of practice for psychologists in the state of Missouri and whose practice is commensurate with their level of training and experience;

(5) Provisionally licensed behavior analysts;

(6) Provisionally licensed assistant behavior analysts;

(7) Temporary licensed behavior analysts; or

(8) Temporary licensed assistant behavior analysts.

8. Notwithstanding the provisions in subsection 6 of this section, any licensed or certified professional may practice components of applied behavior analysis, as defined in section 337.300 if he or she is acting within his or her applicable scope of practice and ethical guidelines.

9. All licensed behavior analysts and licensed assistant behavior analysts shall be bound by the code of conduct adopted by the committee by rule.

10. Licensed assistant behavior analysts shall work under the direct supervision of a licensed behavior analyst as established by committee rule.

11. Persons who provide services under the Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., or Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, or are enrolled in a course of study at a recognized educational institution through which the person provides applied behavior analysis as part of supervised clinical experience shall be exempt from the requirements of this section.

12. A violation of this section shall be punishable by probation, suspension, or loss of any license held by the violator.

337.320. 1. The division shall mail a renewal notice to the last known address of each licensee or registrant prior to the renewal date.

2. Each person wishing to renew the behavior analyst license or the assistant behavior analyst license shall:

(1) Submit a complete application on a form approved by the committee **which shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training**;

(2) Pay all necessary fees as set by the committee; and

(3) Submit proof of active certification and fulfillment of all requirements for renewal and recertification with the certifying entity.

3. Failure to provide the division with documentation required by subsection 2 of this section or other information required for renewal shall effect a revocation of the license after a period of sixty days from the renewal date.

4. Each person wishing to restore the license, within two years of the renewal date, shall:

(1) Submit a complete application on a form approved by the committee;

(2) Pay the renewal fee and a delinquency fee as set by the committee; and

(3) Submit proof of current certification from a certifying body approved by the committee.

5. A new license to replace any certificate lost, destroyed, or mutilated may be issued subject to the rules of the committee, upon payment of a fee established by the committee.

6. The committee shall set the amount of the fees authorized by sections 337.300 to 337.345 and required by rules promulgated under section 536.021. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering sections 337.300 to 337.345.

7. The committee is authorized to issue an inactive license to any licensee who makes written application for such license on a form provided by the committee and remits the fee for an inactive license established by the committee. An inactive license may be issued only to a person who has previously been issued a license to practice as a licensed behavior analyst or a licensed assistant behavior analyst who is no longer regularly engaged in such practice and who does not hold himself or herself out to the public as being professionally engaged in such practice in this state. Each inactive license shall be subject to all provisions of this chapter, except as otherwise specifically provided. Each inactive license may be renewed by the committee subject to all provisions of this section and all other provisions of this chapter. The inactive licensee shall not be required to submit evidence of completion of continuing education as required by this chapter.

8. An inactive licensee may apply for a license to regularly engage in the practice of behavioral analysis by:

(1) Submitting a complete application on a form approved by the committee;

(2) Paying the reactivation fee as set by the committee; and

(3) Submitting proof of current certification from a certifying body approved by the committee.

337.507. 1. Applications for examination and licensure as a professional counselor shall be in writing, submitted to the division on forms prescribed by the division and furnished to the applicant. **The form shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training.** The application shall contain the applicant's statements showing his education, experience and such other information as the division may require. Each application shall contain a statement that it is made under oath or affirmation and that the information contained therein is true and correct to the best knowledge and belief of the applicant, subject to the penalties provided for the making of a false affidavit or declaration. Each application shall be accompanied by the fees required by the committee.

2. The division shall mail a renewal notice to the last known address of each licensee prior to the registration renewal date. Failure to provide the division with the information required for registration, or to pay the registration fee after such notice shall effect a revocation of the license after a period of sixty days from the registration renewal date. The license shall be restored if, within two years of the registration date, the applicant provides written application and the payment of the registration fee and a delinquency fee.

3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued subject to the

rules of the committee, upon payment of a fee.

4. The committee shall set the amount of the fees which sections 337.500 to 337.540 authorize and require by rules and regulations promulgated pursuant to section 536.021. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the provisions of sections 337.500 to 337.540. All fees provided for in sections 337.500 to 337.540 shall be collected by the director who shall deposit the same with the state treasurer in a fund to be known as the "Committee of Professional Counselors Fund".

5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriation from the committee's fund for the preceding fiscal year or, if the committee requires by rule renewal less frequently than yearly then three times the appropriation from the committee's fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the committee's fund for the preceding fiscal year.

6. The committee shall hold public examinations at least two times per year, at such times and places as may be fixed by the committee, notice of such examinations to be given to each applicant at least ten days prior thereto.

337.510. 1. Each applicant for licensure as a professional counselor shall furnish evidence to the committee that the applicant is at least eighteen years of age, is of good moral character, is a United States citizen or is legally present in the United States; and

(1) The applicant has completed a course of study as defined by the board rule leading to a master's, specialist's, or doctoral degree with a major in counseling; and

(2) The applicant has completed acceptable supervised counseling as defined by board rule. If the applicant has a master's degree with a major in counseling as defined by board rule, the applicant shall complete at least two years of acceptable supervised counseling experience subsequent to the receipt of the master's degree. The composition and number of hours comprising the acceptable supervised counseling experience shall be defined by board rule. An applicant may substitute thirty semester hours of post master's graduate study for one of the two required years of acceptable supervised counseling experience if such hours are clearly related to counseling;

(3) After August 28, 2007, each applicant shall have completed a minimum of three hours of graduate level coursework in diagnostic systems either in the curriculum leading to a degree or as post master's graduate level course work;

(4) Upon examination, the applicant is possessed of requisite knowledge of the profession, including techniques and applications, research and its interpretation, and professional affairs and ethics.

2. Any person who previously held a valid unrevoked, unsuspended license as a professional counselor in this state and who held a valid license as a professional counselor in another state at the time of application to the committee shall be granted a license to engage in professional counseling in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.507.

3. Any person holding a current license, certificate of registration, or permit from another state or territory of the United States to practice as a professional counselor who is at least eighteen years of age, is of good moral character, and is a United States citizen or is legally present in the United States may be granted a license without examination to engage in the practice of professional counseling in this state upon the application to the board, payment of the required fee as established by the board, and satisfying one of the following requirements:

(1) Approval by the American Association of State Counseling Boards (AASCB) or its successor organization according to the eligibility criteria established by AASCB. The successor organization shall be defined by board rule; or

(2) In good standing and currently certified by the National Board for Certified Counselors or its successor organization and has completed acceptable supervised counseling experience as defined by board rule. The successor organization shall be defined by board rule; or

(3) Determination by the board that the requirements of the other state or territory are substantially the same as Missouri and certified by the applicant's current licensing entity that the applicant has a current license. The applicant shall also consent to examination of any disciplinary history.

4. The committee shall issue a license to each person who files an application and fee and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of this act and has taken and passed a written, open-book examination on Missouri laws and regulations governing the practice of professional counseling as defined in section 337.500. The division shall issue a provisional professional counselor license to any applicant who meets all requirements of this section, but who has not completed the required acceptable supervised counseling experience and such applicant may reapply for licensure as a professional counselor upon completion of such acceptable supervised counseling experience.

5. All persons licensed to practice professional counseling in this state shall pay on or before the license renewal date a renewal license fee and shall furnish to the committee satisfactory evidence of the completion of the requisite number of hours of continuing education as required by rule**, including two hours of suicide assessment, referral, treatment, and management training**, which shall be no more than forty hours biennially. The continuing education requirements may be waived by the committee upon presentation to the committee of satisfactory evidence of the illness of the licensee or for other good cause.

337.612. 1. Applications for licensure as a clinical social worker, baccalaureate social worker, advanced macro social worker or master social worker shall be in writing, submitted to the committee on forms prescribed by the committee and furnished to the applicant. **The form shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training.** The application shall contain the applicant's statements showing the applicant's education, experience, and such other information as the committee may require. Each application shall contain a statement that it is made under oath or affirmation and that the information contained therein is true and correct to the best knowledge and belief of the applicant, subject to the penalties provided for the making of a false affidavit or declaration. Each application shall be accompanied by the fees required by the committee.

2. The committee shall mail a renewal notice to the last known address of each licensee prior to the licensure renewal date. Failure to provide the committee with the information required for licensure, or to pay the licensure fee after such notice shall effect a revocation of the license after a period of sixty days

from the licensure renewal date. The license shall be restored if, within two years of the licensure date, the applicant provides written application and the payment of the licensure fee and a delinquency fee.

3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued subject to the rules of the committee, upon payment of a fee.

4. The committee shall set the amount of the fees which sections 337.600 to 337.689 authorize and require by rules and regulations promulgated pursuant to section 536.021. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the provisions of sections 337.600 to 337.689. All fees provided for in sections 337.600 to 337.689 shall be collected by the director who shall deposit the same with the state treasurer in a fund to be known as the "Clinical Social Workers Fund". After August 28, 2007, the clinical social workers fund shall be called the "Licensed Social Workers Fund" and after such date all references in state law to the clinical social workers fund shall be considered references to the licensed social workers fund.

5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriations from the clinical social workers fund for the preceding fiscal year or, if the committee requires by rule renewal less frequently than yearly, then three times the appropriation from the committee's fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the clinical social workers fund for the preceding fiscal year.

337.618. Each license issued pursuant to the provisions of sections 337.600 to 337.689 shall expire on a renewal date established by the director. The term of licensure shall be twenty-four months. The committee shall require a minimum number of thirty clock hours of continuing education for renewal of a license issued pursuant to sections 337.600 to 337.689**, including two hours of suicide assessment, referral, treatment, and management training**. The committee shall renew any license upon application for a renewal, completion of the required continuing education hours and upon payment of the fee established by the committee pursuant to the provisions of section 337.612. As provided by rule, the board may waive or extend the time requirements for completion of continuing education for reasons related to health, military service, foreign residency, or for other good cause. All requests for waivers or extensions of time shall be made in writing and submitted to the board before the renewal date.

337.662. 1. Applications for licensure as a baccalaureate social worker shall be in writing, submitted to the committee on forms prescribed by the committee and furnished to the applicant. **The form shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training.** The application shall contain the applicant's statements showing the applicant's education, experience and such other information as the committee may require. Each application shall contain a statement that it is made under oath or affirmation and that the information contained therein is true and correct to the best knowledge and belief of the applicant, subject to the penalties provided for the making of a false affidavit or declaration. Each application shall be accompanied by the fees required by the committee.

2. The committee shall mail a renewal notice to the last known address of each licensee prior to the licensure renewal date. Failure to provide the committee with the information required for licensure **as provided in subsection 1 of this section**, or to pay the licensure fee after such notice shall effect a revocation of the license after a period of sixty days from the licensure renewal date. The license shall be

restored if, within two years of the licensure date, the applicant provides written application and the payment of the licensure fee and a delinquency fee.

3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued subject to the rules of the committee, upon payment of a fee.

4. The committee shall set the amount of the fees which sections 337.650 to 337.689 authorize and require by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the provisions of sections 337.650 to 337.689. All fees provided for in sections 337.650 to 337.689 shall be collected by the director who shall deposit the same with the state treasurer in the clinical social workers fund established in section 337.612.

337.712. 1. Applications for licensure as a marital and family therapist shall be in writing, submitted to the committee on forms prescribed by the committee and furnished to the applicant. **The form shall include a statement that the applicant has completed two hours of suicide assessment, referral, treatment, and management training.** The application shall contain the applicant's statements showing the applicant's education, experience and such other information as the committee may require. Each application shall contain a statement that it is made under oath or affirmation and that the information contained therein is true and correct to the best knowledge and belief of the applicant, subject to the penalties provided for the making of a false affidavit or declaration. Each application shall be accompanied by the fees required by the division.

2. The division shall mail a renewal notice to the last known address of each licensee prior to the licensure renewal date. Failure to provide the division with the information required for license, or to pay the licensure fee after such notice shall effect a revocation of the license after a period of sixty days from the license renewal date. The license shall be restored if, within two years of the licensure date, the applicant provides written application and the payment of the licensure fee and a delinquency fee.

3. A new certificate to replace any certificate lost, destroyed or mutilated may be issued subject to the rules of the division upon payment of a fee.

4. The committee shall set the amount of the fees authorized. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the provisions of sections 337.700 to 337.739. All fees provided for in sections 337.700 to 337.739 shall be collected by the director who shall deposit the same with the state treasurer to a fund to be known as the "Marital and Family Therapists' Fund".

5. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriations from the marital and family therapists' fund for the preceding fiscal year or, if the division requires by rule renewal less frequently than yearly then three times the appropriation from the fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the marital and family therapists' fund for the preceding fiscal year.

337.718. 1. Each license issued pursuant to the provisions of sections 337.700 to 337.739 shall expire on a renewal date established by the director. The term of licensure shall be twenty-four months; however, the director may establish a shorter term for the first licenses issued pursuant to sections 337.700 to 337.739.

The division shall renew any license upon application for a renewal and upon payment of the fee established by the division pursuant to the provisions of section 337.712. Effective August 28, 2008, as a prerequisite for renewal, each licensed marital and family therapist shall furnish to the committee satisfactory evidence of the completion of the requisite number of hours of continuing education as defined by rule, which shall be no more than forty contact hours biennially. **At least two hours of continuing education shall be in suicide assessment, referral, treatment, and management training.** The continuing education requirements may be waived by the committee upon presentation to the committee of satisfactory evidence of illness or for other good cause.

2. The committee may issue temporary permits to practice under extenuating circumstances as determined by the committee and defined by rule."; and

Further amend the title and enacting clause accordingly.

Senator Schupp move that the above amendment be adopted, which motion prevailed.

Senator Sifton offered **SA 2:**

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 796, Page 7, Section 337.033, Line 66, by inserting immediately after said line the following:

"**337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:**

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission

promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the

authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National

Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and

testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against a psychologist's license;

(5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;

(6) Nonconfidential information related to alternative program participation information;

(7) Any denial of application for licensure, and the reasons for such denial; and

(8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices

and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

(4) Establishing the titles, duties and authority and reasonable procedures for the election of the

officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

(2) The commission shall maintain its financial records in accordance with the bylaws; and

(3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further

force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules

may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into

law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states.

Section B. The enactment of sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Koenig, **SB 796**, as amended, was declared perfected and ordered printed.

Senator Riddle moved that **SB 814**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 814**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 814

An Act to repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

Was taken up.

Senator Riddle moved that **SCS** for **SB 814** be adopted, which motion prevailed.

On motion of Senator Riddle, **SCS** for **SB 814** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 598**; **SB 743**; **SS** for **SCS** for **SBs 894** and **921**; and **SB 757**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS** for **SB 881** and **SCS** for **SBs 894** and **921** to the Committee on Fiscal Oversight.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolutions were read the 2nd time and referred to the Committee indicated:

SCR 49–Rules, Joint Rules, Resolutions and Ethics.

SCR 50–Rules, Joint Rules, Resolutions and Ethics.

SCR 51–Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1618**, entitled:

An Act to repeal section 195.070, RSMo, and to enact in lieu thereof two new sections relating to the disposal of unused controlled substances, with an emergency clause.

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2079**, entitled:

An Act to repeal sections 58.095 and 193.145, RSMo, and to enact in lieu thereof three new sections relating to coroners.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1265**, entitled:

An Act to amend chapter 115, RSMo, by adding thereto one new section relating to declarations of candidacy.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 1441, regarding Old Drum Day Festival, which was adopted.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

March 5, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to RsMO 536.037, I am appointing Senator Bob Onder to replace former Senator Ryan Silvey on the Joint Committee on Administrative Rules.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

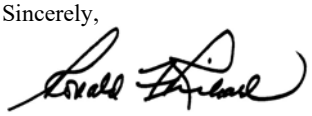

Ron Richard
President Pro Tem

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Commander Kevin Moller, Chief of the Boat Mark Szymanski, Petty Officer Aspen Serr, Petty Officer Rudy Garay and Seaman Justin King, crew members of the U.S.S. Jefferson City; and Mayor Carrie Tergin, Marti Thruston and Hal Dulle, Jefferson City.

Senator Sater introduced to the Senate, Glen Cope, Barry County.

On behalf of Senator Nasheed and himself, Senator Eigel introduced to the Senate, former State Representative Vicky Schneider, St. Charles.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Tuesday, March 6, 2018.

SENATE CALENDAR

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THIRTY-FIFTH DAY–TUESDAY, MARCH 6, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1050-Schatz
SB 1051-Walsh
SB 1052-Schaaf
SB 1053-Koenig
SB 1054-Nasheed and Hummel
SB 1055-Hegeman
SB 1056-Wasson
SB 1057-Schupp
SB 1058-Schupp
SB 1059-Hummel
SB 1060-Sifton
SB 1061-Hoskins
SB 1062-Cierpiot
SB 1063-Rizzo
SB 1064-Rizzo
SB 1065-Eigel
SB 1066-Eigel
SB 1067-Eigel
SB 1068-Sater
SB 1069-Crawford
SB 1070-Crawford
SB 1071-Wieland
SB 1072-Wieland
SB 1073-Cunningham
SB 1074-Rowden
SB 1075-Riddle
SB 1076-Curls
SB 1077-Holsman
SB 1078-Holsman
SB 1079-Hegeman
SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050
HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SCS for SBs 632 & 675-Dixon (In Fiscal Oversight)
4. SS for SB 882-Hoskins (In Fiscal Oversight)
5. SS for SCS for SB 600-Schatz (In Fiscal Oversight)
6. SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
7. SB 793-Wallingford (In Fiscal Oversight)
8. SS for SB 881-Eigel (In Fiscal Oversight)
9. SS for SCS for SB 752-Schatz
10. SB 909-Dixon
11. SB 840-Rowden
12. SCS for SB 892-Walsh
13. SB 871-Romine
14. SB 780-Curls
15. SB 660-Riddle
16. SCS for SB 598-Riddle
17. SB 743-Sater
18. SS for SCS for SBs 894 & 921-Libla (In Fiscal Oversight)
19. SB 757-Schatz

SENATE BILLS FOR PERFECTION

1. SBs 627 & 925-Munzlinger, with SCS
2. SB 707-Schatz, with SCS
3. SB 683-Wasson
4. SB 773-Hoskins
5. SB 768-Hoskins
6. SB 837-Rowden

7. SB 704-Hegeman
8. SB 870-Hegeman
9. SB 893-Sater, with SCS
10. SB 953-Sater, with SCS
11. SB 850-Wallingford
12. SB 672-Koenig, with SCS
13. SB 578-Romine
14. SB 666-Onder
15. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 547-Munzlinger, with SCS
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 592-Hegeman, with SCS, SS for SCS & SA 1 (pending)
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS for SCS & SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson
SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIFTH DAY—TUESDAY, MARCH 6, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"All the paths of the Lord are steadfast love and faithfulness for those who keep his covenant and his decrees." (Psalm 25:9)

Gracious God, You are an ever-present help full of grace and love for Your children. We pray that You will be especially close to us this week as we face the difficulties of this day and those ahead. Provide us wisdom so we may more clearly discern what is most helpful and important for us to accomplish. Renew us so we see our relationships with one another as a means for us to grow and understand this world in which we live. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schaaf offered Senate Resolution No. 1442, regarding Allyah Smith, which was adopted.

Senator Hegeman offered Senate Resolution No. 1443, regarding Mel Tjeerdsma, which was adopted.

Senator Hegeman offered Senate Resolution No. 1444, regarding the Association of Missouri Electric Cooperatives, which was adopted.

Senator Hegeman offered Senate Resolution No. 1445, regarding the Fiftieth Wedding Anniversary of Daryl and Gloria Swalley, Jamesport, which was adopted.

Senator Hegeman offered Senate Resolution No. 1446, regarding the Fiftieth Wedding Anniversary of Larry and Patty Lager, Conception Junction, which was adopted.

Senator Hegeman offered Senate Resolution No. 1447, regarding the Sixtieth Wedding Anniversary of Charles and Shirley Ocker, Cameron, which was adopted.

Senator Hegeman offered Senate Resolution No. 1448, regarding the Sixtieth Wedding Anniversary of Randall and Deanna Swan, King City, which was adopted.

Senator Riddle offered Senate Resolution No. 1449, regarding the bicentennial of Lincoln County, which was adopted.

Senator Wallingford offered Senate Resolution No. 1450, regarding Harry E. Rediger, Cape Girardeau, which was adopted.

Senator Nasheed offered Senate Resolution No. 1451, regarding the Ninetieth birthday of Myrtle Petty, St. Louis, which was adopted.

Senator Sater offered Senate Resolution No. 1452, regarding Oscar Ortiz, Pineville, which was adopted.

Senator Sater offered Senate Resolution No. 1453, regarding Brenden Kleiboeker, which was adopted.

Senator Sater offered Senate Resolution No. 1454, regarding Dr. Luis Hinojosa, which was adopted.

CONCURRENT RESOLUTIONS

Senator Emery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 52

Whereas, pornography perpetuates a sexually toxic environment; and

Whereas, efforts to prevent pornography exposure and addiction, to educate individuals and families concerning its harms, and to develop recovery programs should be addressed systematically in ways that hold broader influences accountable; and

Whereas, pornography may contribute to the hypersexualization of teenagers, and even prepubescent children, in our society; and

Whereas, owing to advances in technology and the universal availability of the internet, young children can be exposed to what used to be referred to as hardcore, but is now considered mainstream, pornography at an alarming rate; and

Whereas, the average age of exposure to pornography is now 11 to 12 years of age;

Whereas, this early exposure can lead to low self-esteem and body image disorders, an increase in problematic sexual activity at younger ages, and an increased desire among adolescents to engage in risky sexual behavior; and

Whereas, exposure to pornography may serve as children's and youth's sex education and may shape their sexual templates; and

Whereas, pornography may normalize violence and abuse; and

Whereas, pornography often depicts rape and abuse as if such acts are harmless; and

Whereas, pornography equates violence with sex and pain with pleasure, which increases the demand for sex trafficking, prostitution, images of child sexual abuse, and child pornography; and

Whereas, use of pornography can potentially negatively affect brain development and functioning, contribute to emotional and medical illnesses, shape deviant sexual arousal, and lead to difficulty in forming or maintaining intimate relationships as well as problematic or harmful sexual behaviors and addiction; and

Whereas, use of pornography, by either partner, is linked to an increased likelihood that individuals will engage in group intercourse; and

Whereas, recent research indicates that pornography is potentially biologically addictive, which means the user requires more novelty, often in the form of more shocking material, in order to be satisfied; and

Whereas, this biological addiction may lead to increasing themes of risky sexual behaviors, extreme degradation, violence, child sexual abuse, and child pornography; and

Whereas, pornography use is linked to lessening desire to marry, dissatisfaction in marriage, and infidelity; and

Whereas, this link demonstrates that pornography has a detrimental effect on the family unit:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby recognize pornography as leading to individual and societal harms and recognize the need for education, prevention, research, and policy change at the community and societal level.

The Senate observed a moment of silence in memory of Gina Montalto.

SENATE BILLS FOR PERFECTION

Senator Hegeman moved that **SB 592**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

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

Senator Hegman moved that **SS** for **SCS** for **SB 592** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 592** was declared perfected and ordered printed.

Senator Munzlinger moved that **SB 547**, with **SCS**, be taken up for perfection, which motion prevailed.

Senator Munzlinger moved that **SB 547**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 547**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 547

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

Was taken up.

Senator Munzlinger moved that **SCS** for **SB 547** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **SB 547**, entitled:

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

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

Senator Munzlinger moved that **SS** for **SCS** for **SB 547** be adopted, which motion prevailed.

Having voted on the prevailing side, Senator Schaaf moved that the vote by which **SS** for **SCS** for

SB 547 was adopted be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Chappelle-Nadal	Crawford	Curls	Dixon	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Munzlinger	Nasheed
Onder	Rizzo	Romine	Rowden	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Brown	Cunningham	Richard	Riddle	Sater—5

Absent—Senators

Cierpiot	Libla—2

Absent with leave—Senators—None

Vacancies—1

SS for **SCS** for **SB 547** was again taken up.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 547, Page 54, Section 195.755, Line 5 of said page, by inserting after all of said line the following:

"**195.756. In the growing and handling of industrial hemp consistent with sections 195.740 to 195.773, no retailer of pesticides as defined at 7 U.S.C. Section 136, or agricultural chemicals shall be liable for the sale, application, or handling of such products by a producer or applicator in any manner or for any purpose not approved by applicable state and federal agencies. No producer or applicator may use or apply pesticides or agricultural chemicals in the growing or handling of industrial hemp except as approved by state and federal law.**"; and

Further amend the title and enacting clause accordingly.

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

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 547, Page 53, Section 195.749, Lines 4-6 of said page, by a striking all of said lines and inserting in lieu thereof the following: "**plot of land that is more than two hundred acres by a single registrant or permittee,**".

Senator Eigel moved that the above amendment be adopted.

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

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

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 547, Page 53, Section

195.749, Line 5, by striking "hundred" and inserting in lieu thereof the following: "**thousand**"; and

Further amend said bill, page 56, section 195.767, line 15, by striking "hundred" and inserting in lieu thereof the following: "**thousand**".

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

Senator Munzlinger moved the **SS** for **SCS** for **SB 547**, as amended, be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **SB 547**, as amended, was declared perfected and ordered printed.

Senator Hoskins moved that **SB 767**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 767**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 767

An Act to amend chapter 313, RSMo, by adding thereto seven new sections relating to video lottery, with penalty provisions.

Was taken up.

Senator Hoskins moved that **SCS** for **SB 767** be adopted.

Senator Hoskins offered **SS** for **SCS** for **SB 767**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 767

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof nineteen new sections relating to wagering on certain games, with penalty provisions.

Senator Hoskins moved that **SS** for **SCS** for **SB 767** be adopted.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 767, Page 30, Section 313.1004, Line 17 of said page, by inserting after all of said line the following:

"**(8) Use in all sports wagering only statistics, results, outcomes, and other data relating to a sporting event that have been obtained from the relevant sports governing body or an entity expressly authorized by the sports governing body to provide such information to sports wagering operators.**".

Senator Hoskins moved that the above amendment be adopted, which motion failed.

President Pro Tem Richard assumed the Chair.

Senator Sater offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 767, Page 1, Section 313.427, Line 14 of said page, by striking "or "lottery commission""; and further amend line 15 of said page, by striking "the lottery" and inserting in lieu thereof the following: "**gaming**"; and further amend line 16 of said page, by striking "313.215" and inserting in lieu thereof the following: "**313.004**"; and

Further amend said bill and section, Page 2, Line 25 of said page, by striking the word "lottery"; and

Further amend said bill, Page 11, Section 313.429, Lines 5-7 of said page, by striking said lines and inserting in lieu thereof the following: "**lottery game handlers;**"; and

Further amend said bill and section, Page 13, Lines 12-14 of said page, by striking said lines and inserting in lieu thereof the following: "**gross receipts, which shall be deposited in the gaming proceeds for education fund after**"; and further amend line 24 of said page, by striking "lottery proceeds" and inserting in lieu thereof the following: "**gaming proceeds for education**"; and

Further amend said bill and section, Page 14, line 20 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and further amend line 21 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and

Further amend said bill and section, page 15, line 2 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and further amend line 7 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and further amend lines 13-14 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and further amend line 18 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**"; and further amend line 26 of said page, by striking "state lottery" and inserting in lieu thereof the following: "**gaming commission**".

Senator Sater moved that the above amendment be adopted.

At the request of Senator Hoskins, **SB 767**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator Koenig moved that **SB 612**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 2 was again taken up.

At the request of Senator Koenig, **SS** for **SCS** for **SB 612** was withdrawn, rendering **SA 2** moot.

Senator Koenig offered **SS No. 2** for **SCS** for **SB 612**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 612

An Act to amend chapters 135, 166, and 167, RSMo, by adding thereto twelve new sections relating to alternative education options for elementary and secondary education students, with penalty provisions and a contingent effective date.

Senator Koenig moved that **SS No. 2** for **SCS** for **SB 612** be adopted.

Senator Sifton offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 612, Page 1, In the Title, Lines 3-4 of said title, by striking the following: "alternative education options for" and further amend line 5 of said title, by striking the word "students"; and further amend said line, by inserting immediately

after the word "provisions" the following: ", an emergency clause, a delayed effective date,"; and

Further amend said bill, page 9, section 135.719, line 1 of said page, by inserting immediately after said line the following:

"160.011. As used in chapters 160, 161, 162, 163, 164, 165, 167, 168, 170, 171, 177 and 178, the following terms mean:

(1) "District" or "school district", when used alone, may include seven-director, urban, and metropolitan school districts;

(2) "Elementary school", a public school giving instruction in a grade or grades not higher than the eighth grade;

(3) "Family literacy programs", services of sufficient intensity in terms of hours, and of sufficient duration, to make sustainable changes in families that include:

(a) Interactive literacy activities between parents and their children;

(b) Training of parents regarding how to be the primary teacher of their children and full partners in the education of their children;

(c) Parent literacy training that leads to high school completion and economic self sufficiency; and

(d) An age-appropriate education to prepare children of all ages for success in school;

(4) "Graduation rate", the **[**quotient of the number of graduates in the current year as of June thirtieth divided by the sum of the number of graduates in the current year as of June thirtieth plus the number of twelfth graders who dropped out in the current year plus the number of eleventh graders who dropped out in the preceding year plus the number of tenth graders who dropped out in the second preceding year plus the number of ninth graders who dropped out in the third preceding year**] graduation rate as defined by the Missouri school improvement program**;

(5) "High school", a public school giving instruction in a grade or grades not lower than the ninth nor higher than the twelfth grade;

(6) "Metropolitan school district", any school district the boundaries of which are coterminous with the limits of any city which is not within a county;

(7) "Public school" includes all elementary and high schools operated at public expense;

(8) "School board", the board of education having general control of the property and affairs of any school district;

(9) "School term", a minimum of one hundred seventy-four school days, as that term is defined in section 160.041, for schools with a five-day school week or a minimum of one hundred forty-two school days, as that term is defined in section 160.041, for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance as scheduled by the board pursuant to section 171.031 during a twelve-month period in which the academic instruction of pupils is actually and regularly carried on for a group of students in the public schools of any school district. **In school year 2018-19 and subsequent years, one thousand forty-four hours of actual pupil attendance shall also be required.** A school term may be within a school year or may consist of parts of two consecutive school years, but does not include

summer school. A district may choose to operate two or more terms for different groups of children. A school term for students participating in a school flex program as established in section 160.539 may consist of a combination of actual pupil attendance and attendance at college or technical career education or approved employment aligned with the student's career academic plan for a total of **[**one thousand forty-four**] the required number of** hours **as provided in this subdivision**;

(10) "Secretary", the secretary of the board of a school district;

(11) "Seven-director district", any school district which has seven directors and includes urban districts regardless of the number of directors an urban district may have unless otherwise provided by law;

(12) "Taxpayer", any individual who has paid taxes to the state or any subdivision thereof within the immediately preceding twelve-month period or the spouse of such individual;

(13) "Town", any town or village, whether or not incorporated, the plat of which has been filed in the office of the recorder of deeds of the county in which it is situated;

(14) "Urban school district", any district which includes more than half of the population or land area of any city which has not less than seventy thousand inhabitants, other than a city which is not within a county.

160.041. 1. The "minimum school day" consists of three hours for schools with a five-day school week or four hours for schools with a four-day school week in which the pupils are under the guidance and direction of teachers in the teaching process. A "school month" consists of four weeks of five days each for schools with a five-day school week or four weeks of four days each for schools with a four-day school week. The "school year" commences on the first day of July and ends on the thirtieth day of June following.

2. Notwithstanding the provisions of subsection 1 of this section, the commissioner of education is authorized to reduce the required number of hours **[**and**] or** days in which the pupils are under the guidance and direction of teachers in the teaching process if:

(1) There is damage to or destruction of a public school facility which requires the dual utilization of another school facility; or

(2) Flooding or other inclement weather as defined in subsection 1 of section 171.033 prevents students from attending the public school facility.

Such reduction shall not extend beyond two calendar years in duration.

160.410. 1. A charter school shall enroll:

(1) All pupils resident in the district in which it operates;

(2) Nonresident pupils eligible to attend a district's school under an urban voluntary transfer program;

(3) Nonresident pupils who transfer from an unaccredited district under section **[**167.131**] 167.826**, provided that the charter school is an approved charter school, as defined in section **[**167.131**] 167.826**, and subject to all other provisions of section **[**167.131**] 167.826**;

(4) In the case of a charter school whose mission includes student drop-out prevention or recovery, any nonresident pupil from the same or an adjacent county who resides in a residential care facility, a transitional living group home, or an independent living program whose last school of enrollment is in the

school district where the charter school is established, who submits a timely application; and

(5) In the case of a workplace charter school, any student eligible to attend under subdivision (1) or (2) of this subsection whose parent is employed in the business district, who submits a timely application, unless the number of applications exceeds the capacity of a program, class, grade level or building. The configuration of a business district shall be set forth in the charter and shall not be construed to create an undue advantage for a single employer or small number of employers.

2. If capacity is insufficient to enroll all pupils who submit a timely application, the charter school shall have an admissions process that assures all applicants of an equal chance of gaining admission and does not discriminate based on parents' ability to pay fees or tuition except that:

(1) A charter school may establish a geographical area around the school whose residents will receive a preference for enrolling in the school, provided that such preferences do not result in the establishment of racially or socioeconomically isolated schools and provided such preferences conform to policies and guidelines established by the state board of education;

(2) A charter school may also give a preference for admission of children whose siblings attend the school or whose parents are employed at the school or in the case of a workplace charter school, a child whose parent is employed in the business district or at the business site of such school; and

(3) Charter alternative and special purpose schools may also give a preference for admission to high-risk students, as defined in subdivision (5) of subsection 2 of section 160.405, when the school targets these students through its proposed mission, curriculum, teaching methods, and services.

3. A charter school shall not limit admission based on race, ethnicity, national origin, disability, income level, proficiency in the English language or athletic ability, but may limit admission to pupils within a given age group or grade level. Charter schools may limit admission based on gender only when the school is a single-gender school. Students of a charter school who have been enrolled for a full academic year shall be counted in the performance of the charter school on the statewide assessments in that calendar year, unless otherwise exempted as English language learners. For purposes of this subsection, "full academic year" means the last Wednesday in September through the administration of the Missouri assessment program test without transferring out of the school and re-enrolling.

4. A charter school shall make available for public inspection, and provide upon request, to the parent, guardian, or other custodian of any school-age pupil resident in the district in which the school is located the following information:

(1) The school's charter;

(2) The school's most recent annual report card published according to section 160.522;

(3) The results of background checks on the charter school's board members; and

(4) If a charter school is operated by a management company, a copy of the written contract between the governing board of the charter school and the educational management organization or the charter management organization for services. The charter school may charge reasonable fees, not to exceed the rate specified in section 610.026 for furnishing copies of documents under this subsection.

5. When a student attending a charter school who is a resident of the school district in which the charter

school is located moves out of the boundaries of such school district, the student may complete the current semester and shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

6. If a change in school district boundary lines occurs under section 162.223, 162.431, 162.441, or 162.451, or by action of the state board of education under section 162.081, including attachment of a school district's territory to another district or dissolution, such that a student attending a charter school prior to such change no longer resides in a school district in which the charter school is located, then the student may complete the current academic year at the charter school. The student shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

7. The provisions of sections 167.018 and 167.019 concerning foster children's educational rights are applicable to charter schools.

160.415. 1. For the purposes of calculation and distribution of state school aid under section 163.031, pupils enrolled in a charter school shall be included in the pupil enrollment of the school district within which each pupil resides. Each charter school shall report the names, addresses, and eligibility for free and reduced price lunch, special education, or limited English proficiency status, as well as eligibility for categorical aid, of pupils resident in a school district who are enrolled in the charter school to the school district in which those pupils reside. The charter school shall report the average daily attendance data, free and reduced price lunch count, special education pupil count, and limited English proficiency pupil count to the state department of elementary and secondary education. Each charter school shall promptly notify the state department of elementary and secondary education and the pupil's school district when a student discontinues enrollment at a charter school.

2. Except as provided in subsections 3 and 4 of this section, the aid payments for charter schools shall be as described in this subsection.

(1) A school district having one or more resident pupils attending a charter school shall pay to the charter school an annual amount equal to the product of the charter school's weighted average daily attendance and the state adequacy target, multiplied by the dollar value modifier for the district, plus local tax revenues per weighted average daily attendance from the incidental and teachers' funds in excess of the performance levy as defined in section 163.011 plus all other state aid attributable to such pupils.

(2) The district of residence of a pupil attending a charter school shall also pay to the charter school any other federal or state aid that the district receives on account of such child.

(3) If the department overpays or underpays the amount due to the charter school, such overpayment or underpayment shall be repaid by the public charter school or credited to the public charter school in twelve equal payments in the next fiscal year.

(4) The amounts provided pursuant to this subsection shall be prorated for partial year enrollment for a pupil.

(5) A school district shall pay the amounts due pursuant to this subsection as the disbursal agent and no later than twenty days following the receipt of any such funds. The department of elementary and secondary education shall pay the amounts due when it acts as the disbursal agent within five days of the required due date.

3. A workplace charter school shall receive payment for each eligible pupil as provided under subsection 2 of this section, except that if the student is not a resident of the district and is participating in a voluntary interdistrict transfer program, the payment for such pupils shall be the same as provided under section 162.1060.

4. A charter school that has declared itself as a local educational agency shall receive from the department of elementary and secondary education an annual amount equal to the product of the charter school's weighted average daily attendance and the state adequacy target, multiplied by the dollar value modifier for the district, plus local tax revenues per weighted average daily attendance from the incidental and teachers funds in excess of the performance levy as defined in section 163.011 plus all other state aid attributable to such pupils. If a charter school declares itself as a local educational agency, the department of elementary and secondary education shall, upon notice of the declaration, reduce the payment made to the school district by the amount specified in this subsection and pay directly to the charter school the annual amount reduced from the school district's payment.

5. If a school district fails to make timely payments of any amount for which it is the disbursal agent, the state department of elementary and secondary education shall authorize payment to the charter school of the amount due pursuant to subsection 2 of this section and shall deduct the same amount from the next state school aid apportionment to the owing school district. If a charter school is paid more or less than the amounts due pursuant to this section, the amount of overpayment or underpayment shall be adjusted equally in the next twelve payments by the school district or the department of elementary and secondary education, as appropriate. Any dispute between the school district and a charter school as to the amount owing to the charter school shall be resolved by the department of elementary and secondary education, and the department's decision shall be the final administrative action for the purposes of review pursuant to chapter 536. During the period of dispute, the department of elementary and secondary education shall make every administrative and statutory effort to allow the continued education of children in their current public charter school setting.

6. The charter school and a local school board may agree by contract for services to be provided by the school district to the charter school. The charter school may contract with any other entity for services. Such services may include but are not limited to food service, custodial service, maintenance, management assistance, curriculum assistance, media services and libraries and shall be subject to negotiation between the charter school and the local school board or other entity. Documented actual costs of such services shall be paid for by the charter school.

7. In the case of a proposed charter school that intends to contract with an education service provider for substantial educational services or management services, the request for proposals shall additionally require the charter school applicant to:

(1) Provide evidence of the education service provider's success in serving student populations similar to the targeted population, including demonstrated academic achievement as well as successful management of nonacademic school functions, if applicable;

(2) Provide a term sheet setting forth the proposed duration of the service contract; roles and responsibilities of the governing board, the school staff, and the service provider; scope of services and resources to be provided by the service provider; performance evaluation measures and time lines; compensation structure, including clear identification of all fees to be paid to the service provider; methods

of contract oversight and enforcement; investment disclosure; and conditions for renewal and termination of the contract;

(3) Disclose any known conflicts of interest between the school governing board and proposed service provider or any affiliated business entities;

(4) Disclose and explain any termination or nonrenewal of contracts for equivalent services for any other charter school in the United States within the past five years;

(5) Ensure that the legal counsel for the charter school shall report directly to the charter school's governing board; and

(6) Provide a process to ensure that the expenditures that the education service provider intends to bill to the charter school shall receive prior approval of the governing board or its designee.

8. A charter school may enter into contracts with community partnerships and state agencies acting in collaboration with such partnerships that provide services to children and their families linked to the school.

9. A charter school shall be eligible for transportation state aid pursuant to section 163.161 and shall be free to contract with the local district, or any other entity, for the provision of transportation to the students of the charter school.

10. (1) The proportionate share of state and federal resources generated by students with disabilities or staff serving them shall be paid in full to charter schools enrolling those students by their school district where such enrollment is through a contract for services described in this section. The proportionate share of money generated under other federal or state categorical aid programs shall be directed to charter schools serving such students eligible for that aid.

(2) A charter school shall provide the special services provided pursuant to section 162.705 and may provide the special services pursuant to a contract with a school district or any provider of such services.

11. A charter school may not charge tuition or impose fees that a school district is prohibited from charging or imposing, except that a charter school may receive tuition payments from districts in the same or an adjoining county for nonresident students who transfer to an approved charter school, as defined in section **[**167.131**]** **167.826**, from an unaccredited district.

12. A charter school is authorized to incur debt in anticipation of receipt of funds. A charter school may also borrow to finance facilities and other capital items. A school district may incur bonded indebtedness or take other measures to provide for physical facilities and other capital items for charter schools that it sponsors or contracts with. Except as otherwise specifically provided in sections 160.400 to 160.425, upon the dissolution of a charter school, any liabilities of the corporation will be satisfied through the procedures of chapter 355. A charter school shall satisfy all its financial obligations within twelve months of notice from the sponsor of the charter school's closure under subsection 8 of section 160.405. After satisfaction of all its financial obligations, a charter school shall return any remaining state and federal funds to the department of elementary and secondary education for disposition as stated in subdivision (17) of subsection 1 of section 160.405. The department of elementary and secondary education may withhold funding at a level the department determines to be adequate during a school's last year of operation until the department determines that school records, liabilities, and reporting requirements, including a full audit, are satisfied.

13. Charter schools shall not have the power to acquire property by eminent domain.

14. The governing body of a charter school is authorized to accept grants, gifts or donations of any kind and to expend or use such grants, gifts or donations. A grant, gift or donation may not be accepted by the governing body if it is subject to any condition contrary to law applicable to the charter school or other public schools, or contrary to the terms of the charter.

162.081. 1. Whenever any school district in this state fails or refuses in any school year to provide for the minimum school term required by section 163.021 or is classified unaccredited, the state board of education shall, upon a district's initial classification or reclassification as unaccredited:

(1) Review the governance of the district to establish the conditions under which the existing school board shall continue to govern; or

(2) Determine the date the district shall lapse and determine an alternative governing structure for the district.

2. If at the time any school district in this state shall be classified as unaccredited, the department of elementary and secondary education shall conduct at least two public hearings at a location in the unaccredited school district regarding the accreditation status of the school district. The hearings shall provide an opportunity to convene community resources that may be useful or necessary in supporting the school district as it attempts to return to accredited status, continues under revised governance, or plans for continuity of educational services and resources upon its attachment to a neighboring district. The department may request the attendance of stakeholders and district officials to review the district's plan to return to accredited status, if any; offer technical assistance; and facilitate and coordinate community resources. Such hearings shall be conducted at least twice annually for every year in which the district remains unaccredited or provisionally accredited.

3. Upon classification of a district as unaccredited, the state board of education may:

(1) Allow continued governance by the existing school district board of education under terms and conditions established by the state board of education; or

(2) Lapse the corporate organization of **all or part of** the unaccredited district and:

(a) Appoint a special administrative board for the operation of all or part of the district. **If a special administrative board is appointed for the operation of a part of a school district, the state board of education shall determine an equitable apportionment of state and federal aid for the part of the district and the school district shall provide local revenue in proportion to the weighted average daily attendance of the part.** The number of members of the special administrative board shall not be less than five, the majority of whom shall be residents of the district. The members of the special administrative board shall reflect the population characteristics of the district and shall collectively possess strong experience in school governance, management and finance, and leadership. **The state board of education may appoint members of the district's elected school board to the special administrative board, but members of the elected school board shall not comprise more than forty-nine percent of the special administrative board's membership.** Within fourteen days after the appointment by the state board of education, the special administrative board shall organize by the election of a president, vice president, secretary and a treasurer, with their duties and organization as enumerated in section 162.301. The special administrative board shall appoint a superintendent of schools to serve as the chief executive officer of the school district**, or a subset of schools,** and to have all powers and duties of any other general superintendent of schools in

a seven-director school district. Any special administrative board appointed under this section shall be responsible for the operation of the district **or part of the district** until such time that the district is classified by the state board of education as provisionally accredited for at least two successive academic years, after which time the state board of education may provide for a transition pursuant to section 162.083; or

(b) Determine an alternative governing structure for the district including, at a minimum:

a. A rationale for the decision to use an alternative form of governance and in the absence of the district's achievement of full accreditation, the state board of education shall review and recertify the alternative form of governance every three years;

b. A method for the residents of the district to provide public comment after a stated period of time or upon achievement of specified academic objectives;

c. Expectations for progress on academic achievement, which shall include an anticipated time line for the district to reach full accreditation; and

d. Annual reports to the general assembly and the governor on the progress towards accreditation of any district that has been declared unaccredited and is placed under an alternative form of governance, including a review of the effectiveness of the alternative governance; or

(c) Attach the territory of the lapsed district to another district or districts for school purposes; or

(d) Establish one or more school districts within the territory of the lapsed district, with a governance structure specified by the state board of education, with the option of permitting a district to remain intact for the purposes of assessing, collecting, and distributing property taxes, to be distributed equitably on a weighted average daily attendance basis, but to be divided for operational purposes, which shall take effect sixty days after the adjournment of the regular session of the general assembly next following the state board's decision unless a statute or concurrent resolution is enacted to nullify the state board's decision prior to such effective date.

4. If a district remains under continued governance by the school board under subdivision (1) of subsection 3 of this section and either has been unaccredited for three consecutive school years and failed to attain accredited status after the third school year or has been unaccredited for two consecutive school years and the state board of education determines its academic progress is not consistent with attaining accredited status after the third school year, then the state board of education shall proceed under subdivision (2) of subsection 3 of this section in the following school year.

5. A special administrative board **or any other form of governance** appointed under this section shall retain the authority granted to a board of education for the operation of the lapsed school district under the laws of the state in effect at the time of the lapse and may enter into contracts with accredited school districts or other education service providers in order to deliver high-quality educational programs to the residents of the district. If a student graduates while attending a school building in the district that is operated under a contract with an accredited school district as specified under this subsection, the student shall receive his or her diploma from the accredited school district. The authority of the special administrative board **or any other form of governance appointed under this section** shall expire at the end of the third full school year following its appointment, unless extended by the state board of education. If the lapsed district is reassigned, the **[**special administrative board**] governing board prior to lapse** shall

provide an accounting of all funds, assets and liabilities of the lapsed district and transfer such funds, assets, and liabilities of the lapsed district as determined by the state board of education. Neither the special administrative board **nor any other form of governance appointed under this section** nor its members or employees shall be deemed to be the state or a state agency for any purpose, including section 105.711, et seq. The state of Missouri, its agencies and employees shall be absolutely immune from liability for any and all acts or omissions relating to or in any way involving the lapsed district, **[**the**] a** special administrative board, **[**its**] any other form of governance appointed under this section, or the** members or employees **of the lapsed district, a special administrative board, or any other form of governance appointed under this section**. Such immunities, and immunity doctrines as exist or may hereafter exist benefitting boards of education, their members and their employees shall be available to the special administrative board**[**, its**] or any other form of governance appointed under this section and the** members and employees **of the special administrative board or any other form of governance appointed under this section**.

6. Neither the special administrative board **nor any other form of governance appointed under this section** nor any district or other entity assigned territory, assets or funds from a lapsed district shall be considered a successor entity for the purpose of employment contracts, unemployment compensation payment pursuant to section 288.110, or any other purpose.

7. If additional teachers are needed by a district as a result of increased enrollment due to the annexation of territory of a lapsed or dissolved district, such district shall grant an employment interview to any permanent teacher of the lapsed or dissolved district upon the request of such permanent teacher.

8. In the event that a school district with an enrollment in excess of five thousand pupils lapses, no school district shall have all or any part of such lapsed school district attached without the approval of the board of the receiving school district.

9. If the state board of education reasonably believes that a school district is unlikely to provide for the minimum school term required by section 163.021 because of financial difficulty, the state board of education may, prior to the start of the school term:

(1) Allow continued governance by the existing district school board under terms and conditions established by the state board of education; or

(2) Lapse the corporate organization of the district and implement one of the options available under subdivision (2) of subsection 3 of this section.

10. The provisions of subsection 9 of this section shall not apply to any district solely on the basis of financial difficulty resulting from paying tuition and providing transportation for transfer students under sections 167.826 and 167.827.

162.1310. 1. For purposes of this section, "attendance center" means a public school building, public school buildings, or part of a public school building that offers education in a grade or grades not higher than the twelfth grade and that constitutes one unit for accountability and reporting purposes for the department of elementary and secondary education.

2. (1) If an attendance center receives two or more consecutive annual performance report scores consistent with a classification of unaccredited, the district in which the attendance center is located shall notify the parent or guardian of any student enrolled in the attendance center of the annual

performance report scores within fourteen business days.

(2) If the state board of education classifies any district as unaccredited, the district shall notify the parent or guardian of any student enrolled in the unaccredited district of the loss of accreditation within fourteen business days.

3. The district's notice shall include an explanation of which students may be eligible to transfer, the transfer process under sections 167.826 and 167.827, and any services students may be entitled to receive. The district's notice shall be written in a clear, concise, and easy-to-understand manner.

4. (1) If the notice concerns an attendance center's annual performance report scores, the district shall post the notice in a conspicuous and accessible place in the attendance center.

(2) If the notice concerns a district's loss of accreditation, the district shall post the notice in a conspicuous and accessible place in each district attendance center.

5. The district shall send any notice described under this section to each municipality located within the boundaries of the district.

163.021. 1. A school district shall receive state aid for its education program only if it:

(1) Provides for a minimum of one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance in a term scheduled by the board pursuant to section 160.041 for each pupil or group of pupils, except that the board shall provide a minimum of one hundred seventy-four days and five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils. If any school is dismissed because of inclement weather after school has been in session for three hours, that day shall count as a school day including afternoon session kindergarten students. When the aggregate hours lost in a term due to inclement weather decreases the total hours of the school term below the required minimum number of hours by more than twelve hours for all-day students or six hours for one-half-day kindergarten students, all such hours below the minimum must be made up in one-half day or full day additions to the term, except as provided in section 171.033**. In school year 2018-19 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required for each pupil or group of pupils; except that, the board shall provide a minimum of five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils**;

(2) Maintains adequate and accurate records of attendance, personnel and finances, as required by the state board of education, which shall include the preparation of a financial statement which shall be submitted to the state board of education the same as required by the provisions of section 165.111 for districts;

(3) Levies an operating levy for school purposes of not less than one dollar and twenty-five cents after all adjustments and reductions on each one hundred dollars assessed valuation of the district; **and**

(4) Computes average daily attendance as defined in subdivision (2) of section 163.011 as modified by section 171.031. Whenever there has existed within the district an infectious disease, contagion, epidemic, plague or similar condition whereby the school attendance is substantially reduced for an extended period in any school year, the apportionment of school funds and all other distribution of school moneys shall be made on the basis of the school year next preceding the year in which such condition existed.

2. For the 2006-07 school year and thereafter, no school district shall receive more state aid, as

calculated under subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, unless it has an operating levy for school purposes, as determined pursuant to section 163.011, of not less than two dollars and seventy-five cents after all adjustments and reductions. Any district which is required, pursuant to Article X, Section 22 of the Missouri Constitution, to reduce its operating levy below the minimum tax rate otherwise required under this subsection shall not be construed to be in violation of this subsection for making such tax rate reduction. Pursuant to Section 10(c) of Article X of the state constitution, a school district may levy the operating levy for school purposes required by this subsection less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution if such rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. Nothing in this section shall be construed to mean that a school district is guaranteed to receive an amount not less than the amount the school district received per eligible pupil for the school year 1990-91. The provisions of this subsection shall not apply to any school district located in a county of the second classification which has a nuclear power plant located in such district or to any school district located in a county of the third classification which has an electric power generation unit with a rated generating capacity of more than one hundred fifty megawatts which is owned or operated or both by a rural electric cooperative except that such school districts may levy for current school purposes and capital projects an operating levy not to exceed two dollars and seventy-five cents less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution.

3. No school district shall receive more state aid, as calculated in section 163.031, for its education program, exclusive of categorical add-ons, than it received per eligible pupil for the school year 1993-94, if the state board of education determines that the district was not in compliance in the preceding school year with the requirements of section 163.172, until such time as the board determines that the district is again in compliance with the requirements of section 163.172.

4. No school district shall receive state aid, pursuant to section 163.031, if such district was not in compliance, during the preceding school year, with the requirement, established pursuant to section 160.530 to allocate revenue to the professional development committee of the district.

5. No school district shall receive more state aid, as calculated in subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, if the district did not comply in the preceding school year with the requirements of subsection 5 of section 163.031.

6. Any school district that levies an operating levy for school purposes that is less than the performance levy, as such term is defined in section 163.011, shall provide written notice to the department of elementary and secondary education asserting that the district is providing an adequate education to the students of such district. If a school district asserts that it is not providing an adequate education to its students, such inadequacy shall be deemed to be a result of insufficient local effort. The provisions of this subsection shall not apply to any special district established under sections 162.815 to 162.940.

163.073. 1. When an education program, as approved under section 219.056, is provided for pupils by the division of youth services in one of the facilities operated by the division for children who have been assigned there by the courts, the division of youth services shall be entitled to state aid for pupils being

educated by the division of youth services in an amount to be determined as follows: the total amount apportioned to the division of youth services shall be an amount equal to the average per weighted average daily attendance amount apportioned for the preceding school year under section 163.031, multiplied by the number of full-time equivalent students served by facilities operated by the division of youth services. The number of full-time equivalent students shall be determined by dividing by one hundred seventy-four days the number of student-days of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts and who have been determined as inappropriate for attendance in a local public school. A student day shall mean one day of education services provided for one student. **In school year 2018-19 and subsequent years, the number of full-time equivalent students shall be the quotient of the number of student-hours of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts, and who have been determined as inappropriate for attendance in a local public school, divided by one thousand forty-four hours. A student hour shall mean one hour of education services provided for one student.** In addition, other provisions of law notwithstanding, the division of youth services shall be entitled to funds under section 163.087. The number of full-time equivalent students as defined in this section shall be considered as "September membership" and as "average daily attendance" for the apportioning of funds under section 163.087.

2. The educational program approved under section 219.056 as provided for pupils by the division of youth services shall qualify for funding for those services provided to handicapped or severely handicapped children. The department of elementary and secondary education shall cooperate with the division of youth services in arriving at an equitable funding for the services provided to handicapped children in the facilities operated by the division of youth services.

3. Each local school district or special school district constituting the domicile of a child placed in programs or facilities operated by the division of youth services or residing in another district pursuant to assignment by the division of youth services shall pay toward the per pupil cost of educational services provided by the serving district or agency an amount equal to the average sum produced per child by the local tax effort of that district. A special school district shall pay the average sum produced per child by the local tax efforts of the component districts. This amount paid by the local school district or the special school district shall be on the basis of full-time equivalence as determined in section 163.011, not to exceed the actual per pupil local tax effort."; and

Further amend said bill, page 20, section 167.125, line 5 of said page, by inserting after all of said line the following:

"167.131. 1. The board of education of each district in this state that does not maintain **[**an accredited**]** **a high** school **[**pursuant to the authority of the state board of education to classify schools as established in section 161.092**]** **offering work through the twelfth grade** shall pay **[**the**]** tuition **[**of**]** **as calculated by the receiving district under subsection 2 of this section** and provide transportation consistent with the provisions of section 167.241 for each pupil resident therein **who has completed the work of the highest grade offered in the schools of the district and** who attends an accredited **public high** school in another district of the same or an adjoining county **[**or who attends an approved charter school in the same or an adjoining county**]**.

2. The rate of tuition to be charged by the district attended and paid by the sending district is the per pupil cost of maintaining the district's grade level grouping which includes the school attended. **[**The rate

of tuition to be charged by the approved charter school attended and paid by the sending district is the per pupil cost of maintaining the approved charter school's grade level grouping. For a district,**]** The cost of maintaining a grade level grouping shall be determined by the board of education of the district but in no case shall it exceed all amounts spent for teachers' wages, incidental purposes, debt service, maintenance and replacements. **[**For an approved charter school, the cost of maintaining a grade level grouping shall be determined by the approved charter school but in no case shall it exceed all amounts spent by the district in which the approved charter school is located for teachers' wages, incidental purposes, debt service, maintenance, and replacements.**]** The term "debt service", as used in this section, means expenditures for the retirement of bonded indebtedness and expenditures for interest on bonded indebtedness. Per pupil cost of the grade level grouping shall be determined by dividing the cost of maintaining the grade level grouping by the average daily pupil attendance. If there is disagreement as to the amount of tuition to be paid, the facts shall be submitted to the state board of education, and its decision in the matter shall be final. Subject to the limitations of this section, each pupil shall be free to attend the public school of his or her choice.

[3. For purposes of this section, "approved charter school" means a charter school that has existed for less than three years or a charter school with a three-year average score of seventy percent or higher on its annual performance report.**]**

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

(1) "Receiving approved charter school", an approved charter school, as defined under section 167.826, receiving transfer students under section 167.826;

(2) "Receiving district", a school district receiving transfer students under section 167.826;

(3) "Sending district", a school district from which students are transferring to a receiving district or approved charter school, as allowed under section 167.826;

(4) "State adequacy target", the same meaning given to the term under section 163.011.

2. Notwithstanding any other provision of law, the tuition rate paid by a sending district to the receiving district or the receiving approved charter school for transfer students shall be the lesser of:

(1) The tuition rate set by the receiving district or the receiving approved charter school under the policy adopted in accordance with section 167.826; or

(2) The state adequacy target plus the average sum produced per child by the local tax effort above the state adequacy target of the sending district.

167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in sections 167.121 **[**and**],** 167.131**, 167.132, and 167.826**.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. Any person who pays a school tax in any other district than that in which he resides may send his children to any public school in the district in which the tax is paid and receive as a credit on the amount

charged for tuition the amount of the school tax paid to the district; except that any person who owns real estate of which eighty acres or more are used for agricultural purposes and upon which his residence is situated may send his children to public school in any school district in which a part of such real estate, contiguous to that upon which his residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. Any owner of agricultural land who, pursuant to subsection 3 of this section, has the option of sending his children to the public schools of more than one district shall exercise such option as provided in this subsection. Such person shall send written notice to all school districts involved specifying to which school district his children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of his property lies. Such person shall not send any of his children to the public schools of any district other than the one to which he has sent notice pursuant to this subsection in that school year or in which the majority of his property lies without paying tuition to such school district.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county of the first classification with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons.

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

(1) **[**"Blind persons", individuals who:

(a) Have a visual acuity of 20/200 or less in the better eye with conventional correction, or have a limited field of vision such that the widest diameter of the visual field subtends an angular distance not greater than twenty degrees; or

(b) Have a reasonable expectation of visual deterioration; or

(c) Cannot read printed material at a competitive rate of speed and with facility due to lack of visual acuity;**] "Assessment", the National Reading Media Assessment or another research-based, assessment or series of research-based, assessments authorized under the Individuals with Disabilities Education Act that determines a student's reading and writing skills, needs, and appropriate reading and writing media, both now and in the future, and addresses the student's academic and functional strengths, deficits, and future needs;**

(2) "Braille", the system of reading and writing through touch **[**commonly known as standard English braille**]**;

(3) "Student", any student who **[**is blind or any student eligible for special education services for visually impaired as defined in P.L. 94-142**] has an impairment in vision that, even with correction, adversely**

affects a child's educational performance and who is determined eligible for special education services under the Individuals with Disabilities Education Act.

2. All students **[**may**]** **shall** receive instruction in braille reading and writing as part of their individualized education plan **unless, as a result of an assessment, instruction in braille or the use of braille is determined not appropriate for the student**. No student shall be denied the opportunity of instruction in braille reading and writing solely because the student has some remaining vision.

3. Instruction in braille reading and writing shall be sufficient to enable each student to communicate effectively and efficiently at a level commensurate with his sighted peers of comparable grade level and intellectual functioning. The student's individualized education plan shall specify:

(1) How braille will be implemented as the primary mode for learning through integration with normal classroom activities. If braille will not be provided to a child who is blind, the reason for not incorporating it in the individualized education plan shall be documented therein;

(2) The date on which braille instruction will commence;

(3) The level of competency in braille reading and writing to be achieved by the end of the period covered by the individualized education plan; and

(4) The duration of each session.

4. As part of the certification process, teachers certified in the education of blind and visually impaired children shall be required to demonstrate competence in reading and writing braille. The department of elementary and secondary education shall adopt assessment procedures to assess such competencies which are consistent with standards adopted by the National Library Service for the Blind and Physically Handicapped, Library of Congress, Washington, D. C.

167.241. **1. Except as otherwise provided under this section,** transportation for pupils whose tuition the district of residence is required to pay by section 167.131 or who are assigned as provided in section 167.121 shall be provided by the district of residence**[**; however,**]**.

2. In the case of pupils covered by section 167.131, the district of residence shall be required to provide transportation only to **[**approved charter schools as defined in section 167.131,**]** school districts accredited by the state board of education pursuant to the authority of the state board of education to classify schools as established in section 161.092, and those school districts designated by the board of education of the district of residence.

3. (1) For purposes of this subsection, "approved charter school" has the same meaning given to the term under section 167.826.

(2) For pupils covered by section 167.826, the district of residence shall be required to provide transportation only to school districts or approved charter schools designated by the department of elementary and secondary education or its designee. For pupils covered by section 167.826, the department of elementary and secondary education or its designee shall designate at least one accredited district or approved charter school to which the district of residence shall provide transportation. If the designated district or charter school reaches full student capacity and is unable to receive additional students, the department of elementary and secondary education or its designee shall designate at least one additional accredited district or approved charter school to which the

district of residence shall provide transportation.

167.266. 1. Beginning with the 2018-19 school year, the board of education of a school district or a charter school that is a local educational agency may establish an academic and career counseling program in cooperation with parents and the local community that is in the best interest of and meets the needs of students in the community. School districts and local educational agencies may use the Missouri comprehensive guidance and counseling program as a resource for the development of a district's or local educational agency's program. The department of elementary and secondary education shall develop a process for recognition of a school district's academic and career counseling program established in cooperation with parents and the local community no later than January 1, 2019.

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

167.826. 1. For purposes of this section and section 167.827, the following terms mean:

(1) "Approved charter school", a charter school that has existed for less than three years or a charter school with a three-year average score consistent with a classification of accredited without provisions on its annual performance report;

(2) "Attendance center", a public school building, public school buildings, or part of a public school building that offers education in a grade or grades not higher than the twelfth grade and that constitutes one unit for accountability and reporting purposes for the department of elementary and secondary education;

(3) "Available receiving district", a school district able to receive transfer students under this section;

(4) "Receiving district", a school district receiving transfer students under this section;

(5) "Sending district", a school district from which students are transferring to a receiving district or approved charter school, as allowed under this section.

2. (1) Any student may transfer to another public school in the student's district of residence if such student is enrolled in and has attended, for the full semester immediately prior to requesting the transfer, an attendance center:

(a) That is located within an unaccredited district; and

(b) That has an annual performance report score consistent with a classification of unaccredited.

However, no such transfer shall result in a class size and assigned enrollment in a receiving school that exceeds the standards for class size and assigned enrollment as promulgated in the Missouri

school improvement program's resource standards. If the student chooses to attend a magnet school, an academically selective school, or a school with a competitive entrance process within his or her district of residence that has admissions requirements, the student shall meet the admissions requirements in order to attend.

(2) The school board of each unaccredited district shall determine the capacity at each of the district's attendance centers that has an annual performance report score consistent with a classification of accredited. The district's school board shall be responsible for coordinating transfers within the district as allowed under this subsection.

(3) The school board of each unaccredited district shall annually report to the department of elementary and secondary education or its designee the number of available slots in attendance centers within the district that have annual performance report scores consistent with a classification of accredited, the number of students who request to transfer within the district, and the number of such transfer requests that are granted.

3. (1) Any student who is eligible to transfer within his or her district under subsection 2 of this section but who is unable to do so due to a lack of capacity in the attendance centers in his or her district of residence may apply to the department of elementary and secondary education or its designee to transfer to:

(a) An attendance center:

a. That is located within an accredited district that is located in the same or an adjoining county; and

b. That has an annual performance report score consistent with a classification of accredited; or

(b) An approved charter school located in another district in the same or an adjoining county.

(2) A student who is eligible to begin kindergarten or first grade at an attendance center:

(a) That is located within an unaccredited district;

(b) That has an annual performance report score consistent with a classification of unaccredited; and

(c) That offers classes above the second grade level

may apply to the department of elementary and secondary education or its designee for a transfer to a school described under paragraph (a) or (b) of subdivision (1) of this subsection if he or she resides in the attendance area of the attendance center described under this subdivision on March first preceding the school year of first attendance. A student who does not apply by March first for enrollment in any school year after the 2018-19 school year shall be required to enroll and attend the attendance center described under this subdivision for one semester to become eligible.

(3) If a student who is eligible to transfer under this subsection chooses to apply to attend a magnet school, an academically selective school, or a school with a competitive entrance process that has admissions requirements, the student shall furnish proof that he or she meets the admissions requirements.

(4) Any student who does not maintain residency in the attendance area of his or her attendance center in the district of residence shall lose eligibility to transfer.

(5) Except as provided under subsection 7 of this section, any student who transfers but later withdraws shall lose eligibility to transfer.

(6) The transfer provisions of this subsection shall not apply to a district created under sections 162.815 to 162.840 or to any early childhood programs or early childhood special education programs.

4. (1) No student enrolled in and attending an attendance center that does not offer classes above the second grade level shall be eligible to transfer under this section.

(2) No student who is eligible to begin kindergarten or first grade at an attendance center that does not offer classes above the second grade level shall be eligible to transfer under this section.

5. (1) (a) No provisionally accredited district shall be eligible to receive transfer students.

(b) Except as provided under paragraph (c) of this subdivision, no attendance center that has an annual performance report score consistent with a classification of provisionally accredited shall be eligible to receive transfer students.

(c) A transfer student who chooses to attend an attendance center that has an annual performance report score consistent with a classification of provisionally accredited and that is located within his or her unaccredited district of residence shall be allowed to transfer to such attendance center if there is an available slot.

(2) (a) No unaccredited district shall be eligible to receive transfer students.

(b) No attendance center that has an annual performance report score consistent with a classification of unaccredited shall be eligible to receive transfer students.

(3) No district or attendance center that has received two consecutive annual performance reports consistent with a classification of provisionally accredited for the years immediately preceding the year in which it seeks to enroll transfer students shall be eligible to receive any transfer students, irrespective of its state board of education classification designation; except that, any student who was granted a transfer to such a district or attendance center prior to the effective date of this section may remain enrolled in that district or attendance center.

6. Notwithstanding the provisions of subsection 5 of this section, a student may transfer to an attendance center:

(1) That is located within an unaccredited or provisionally accredited district; and

(2) That has an annual performance report score consistent with a classification of accredited

if the attendance center applies for and is granted a waiver by the department of elementary and secondary education or its designee to allow the attendance center to accept transfer students.

7. If a receiving district becomes unaccredited or provisionally accredited, or if an approved charter school loses its status as an approved charter school, any students who previously transferred to the district or charter school shall receive the opportunity to remain enrolled in the district or charter school or to transfer to another district or approved charter school without losing their

eligibility to transfer.

8. For a receiving district, no acceptance of a transfer student shall require any of the following actions, unless the board of education of the receiving district has approved the action:

(1) The hiring of additional classroom teachers; or

(2) The construction of additional classrooms.

9. (1) By July 15, 2018, the board of education of each available receiving district and the governing board of each approved charter school eligible to receive transfer students under this section shall set the number of transfer students the district or charter school is able to receive for the 2018-19 school year.

(2) By February first annually, the board of education of each available receiving district and the governing board of each approved charter school eligible to receive transfer students under this section shall set the number of transfer students the district or charter school is able to receive for the following school year.

(3) An available receiving district or approved charter school eligible to receive transfer students under this section shall publish the number set under this subsection and shall not be required to accept any transfer students under this section that would cause it to exceed the published number.

10. (1) Each available receiving district shall adopt a policy establishing a tuition rate for transfer students by February first annually.

(2) Each approved charter school eligible to receive transfer students under this section shall adopt a policy establishing a tuition rate for transfer students by February first annually.

(3) A sending district shall pay the receiving district or the approved charter school the amount specified under section 167.132 for each transfer student.

11. If an unaccredited district becomes classified as provisionally accredited or accredited without provisions by the state board of education, or if an attendance center within an unaccredited district improves its annual performance report score from a score that is consistent with a classification of unaccredited to a score that is consistent with a classification of provisionally accredited or accredited, any resident student of the unaccredited district who has transferred to an approved charter school or to an accredited district in the same or an adjoining county, as allowed under subsection 3 of this section, shall be permitted to continue his or her educational program in the receiving district or charter school through the completion of middle school, junior high school, or high school, whichever occurs first; except that, a student who attends any school serving students through high school graduation but starting at grades lower than ninth grade shall be permitted to complete high school in the school to which he or she has transferred.

12. Notwithstanding the provisions of subsection 10 of this section, if costs associated with the provision of special education and related services to a student with a disability exceed the tuition amount established under this section, the unaccredited district shall remain responsible for paying the excess cost to the receiving district. If the receiving district is a component district of a special school district, the unaccredited district, including any metropolitan school district, shall contract with the special school district for the entirety of the costs to provide special education and related

services, excluding transportation in accordance with this section. The special school district may contract with an unaccredited district, including any metropolitan district, for the provision of transportation of a student with a disability or the unaccredited district may provide transportation on its own.

13. A special school district shall continue to provide special education and related services, with the exception of transportation under this section, to a student with a disability transferring from an attendance center with an annual performance report score consistent with a classification of unaccredited that is within a component district to an attendance center with an annual performance report score consistent with a classification of accredited that is within the same or a different component district within the special school district.

14. If any metropolitan school district is classified as unaccredited, it shall remain responsible for the provision of special education and related services, including transportation, to students with disabilities. A special school district in an adjoining county to a metropolitan school district may contract with the metropolitan school district for the reimbursement of special education services under sections 162.705 and 162.710 provided by the special school district for transfer students who are residents of the unaccredited district.

15. Regardless of whether transportation is identified as a related service within a student's individualized education program, a receiving district that is not part of a special school district shall not be responsible for providing transportation to a student transferring under this section. An unaccredited district may contract with a receiving district that is not part of a special school district under sections 162.705 and 162.710 for transportation of students with disabilities.

16. If a seven-director school district or urban school district is classified as unaccredited, it may contract with a receiving district that is not part of a special school district in the same or an adjoining county for the reimbursement of special education and related services under sections 162.705 and 162.710 provided by the receiving district for transfer students who are residents of the unaccredited district.

167.827. 1. (1) By July 15, 2018, and by January first annually, each accredited district, any portion of which is located in the same county as or in an adjoining county to an unaccredited district, shall report to the department of elementary and secondary education or its designee the number of available enrollment slots by grade level.

(2) By July 15, 2018, and by January first annually, each unaccredited district shall report to the department of elementary and secondary education or its designee the number of available enrollment slots in the schools of its district that have received annual performance report scores consistent with a classification of accredited.

(3) By July 15, 2018, and by January first annually, each approved charter school that is eligible to receive transfer students under section 167.826 shall report to the department of elementary and secondary education or its designee the number of available enrollment slots.

2. The department of elementary and secondary education or its designee shall make information and assistance available to parents or guardians who intend to transfer their child to an accredited district or to an approved charter school as described under section 167.826.

3. The parent or guardian of a student who intends to transfer his or her child to an accredited district or to an approved charter school as described under section 167.826 for enrollment in that district or charter school in any school year after the 2018-19 school year shall send initial notification to the department of elementary and secondary education or its designee by March first for enrollment in the subsequent school year.

4. The department of elementary and secondary education or its designee shall assign those students who seek to transfer to an accredited district or to an approved charter school as described under section 167.826. When assigning transfer students to approved charter schools, the department of elementary and secondary education or its designee shall coordinate with each approved charter school and its admissions process if capacity is insufficient to enroll all students who submit a timely application. An approved charter school shall not be required to institute a lottery procedure for determining the admission of resident students. The department of elementary and secondary education or its designee shall give first priority to students who live in the same household with any family member within the first or second degree of consanguinity or affinity who already attends a school with an annual performance report score consistent with a classification of accredited and who apply to attend the same school. If insufficient grade-appropriate enrollment slots are available for a student to be able to transfer, the student shall receive first priority the following school year. The department of elementary and secondary education or its designee shall consider the following factors in assigning schools, with the student's or parent's choice as the most important factor:

(1) The student's or parent's choice of the receiving school;

(2) The best interests of the student;

(3) The availability of transportation funding, as provided under section 167.241; and

(4) Distance and travel time to a receiving school.

The department of elementary and secondary education or its designee shall not consider student academic performance, free and reduced price lunch status, or athletic ability in assigning a student to a school.

5. (1) The department of elementary and secondary education or its designee may deny a transfer to a student who in the most recent school year has been suspended from school two or more times or who has been suspended for an act of school violence under subsection 2 of section 160.261. A student whose transfer is initially precluded under this subsection may be permitted to transfer on a provisional basis as a probationary transfer student, subject to no further disruptive behavior, upon a statement from the student's current school that the student is not disruptive. A student who is denied a transfer under this subsection has the right to an in-person meeting with an employee of the department of elementary and secondary education or its designee.

(2) The department of elementary and secondary education shall promulgate rules to provide common standards for determining disruptive behavior that shall include, but not be limited to, criteria under section 160.261. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly

pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

167.890. 1. The department of elementary and secondary education shall compile and maintain student performance data scores of all students enrolled in districts other than their resident districts as provided under section 167.826 and make such data available on the Missouri comprehensive data system. No personally identifiable data shall be accessible on the database.

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

168.133. 1. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers to operate buses pending the result of the criminal background check. For bus drivers, the school district shall be responsible for conducting the criminal background check on drivers employed by the school district. For drivers employed by a pupil transportation company**, a municipality, or any other entity** under contract with the school district, the criminal background check shall be conducted pursuant to section 43.540 and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act. Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement. A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

2. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

3. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

4. The department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under section 168.021 against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to 589.475, and

child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

5. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

6. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

7. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

8. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

9. A criminal background check and fingerprint collection conducted under subsections 1 and 2 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 and 2 for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

10. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

11. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void.

171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date**, days of planned attendance,** and providing a minimum term of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance. **In school year 2018-**

19 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required for the school term. In addition, such calendar shall include six make-up days for possible loss of attendance due to inclement weather as defined in subsection 1 of section 171.033. **In school year 2018-19 and subsequent years, such calendar shall include thirty-six make-up hours for possible loss of attendance due to inclement weather, as defined in subsection 1 of section 171.033, with no minimum number of make-up days.**

2. Each local school district may set its opening date each year, which date shall be no earlier than ten calendar days prior to the first Monday in September. No public school district shall select an earlier start date unless**, for school years before school year 2018-19,** the district follows the procedure set forth in subsection 3 of this section. **The procedure set forth in subsection 3 of this section shall be unavailable to school districts in preparing their calendars for school year 2018-19 and for subsequent years.**

3. **For calendars for school years before school year 2018-19,** a district may set an opening date that is more than ten calendar days prior to the first Monday in September only if the local school board first gives public notice of a public meeting to discuss the proposal of opening school on a date more than ten days prior to the first Monday in September, and the local school board holds said meeting and, at the same public meeting, a majority of the board votes to allow an earlier opening date. If all of the previous conditions are met, the district may set its opening date more than ten calendar days prior to the first Monday in September. The condition provided in this subsection must be satisfied by the local school board each year that the board proposes an opening date more than ten days before the first Monday in September.

4. If any local district violates the provisions of this section, the department of elementary and secondary education shall withhold an amount equal to one quarter of the state funding the district generated under section 163.031 for each date the district was in violation of this section.

5. The provisions of subsections 2 to 4 of this section shall not apply to school districts in which school is in session for twelve months of each calendar year.

6. The state board of education may grant an exemption from this section to a school district that demonstrates highly unusual and extenuating circumstances justifying exemption from the provisions of subsections 2 to 4 of this section. Any exemption granted by the state board of education shall be valid for one academic year only.

[7. No school day for schools with a five-day school week shall be longer than seven hours except for vocational schools which may adopt an eight-hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county, and any school that adopts a four-day school week in accordance with section 171.029.**]**

171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow, extreme cold, flooding, or a tornado, but such term shall not include excessive heat.

2. **(1)** A district shall be required to make up the first six days of school lost or cancelled due to inclement weather and half the number of days lost or cancelled in excess of six days if the makeup of the days is necessary to ensure that the district's students will attend a minimum of one hundred forty-two days and a minimum of one thousand forty-four hours for the school year except as otherwise provided in this section. Schools with a four-day school week may schedule such make-up days on Fridays.

(2) Notwithstanding subdivision (1) of this subsection, in school year 2018-19 and subsequent years, a district shall be required to make up the first thirty-six hours of school lost or cancelled due

to inclement weather and half the number of hours lost or cancelled in excess of thirty-six if the makeup of the hours is necessary to ensure that the district's students attend a minimum of one thousand forty-four hours for the school year, except as otherwise provided under subsections 3 and 4 of this section.

3. **(1)** In the 2009-10 school year and subsequent years, a school district may be exempt from the requirement to make up days of school lost or cancelled due to inclement weather in the school district when the school district has made up the six days required under subsection 2 of this section and half the number of additional lost or cancelled days up to eight days, resulting in no more than ten total make-up days required by this section.

(2) In school year 2018-19 and subsequent years, a school district may be exempt from the requirement to make up school lost or cancelled due to inclement weather in the school district when the school district has made up the thirty-six hours required under subsection 2 of this section and half the number of additional lost or cancelled hours up to forty-eight, resulting in no more than sixty total make-up hours required by this section.

4. The commissioner of education may provide, for any school district **[**in which schools are in session for twelve months of each calendar year**]** that cannot meet the minimum school calendar requirement of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week and one thousand forty-four hours of actual pupil attendance **or, in school year 2018-19 and subsequent years, one thousand forty-four hours of actual pupil attendance**, upon request, a waiver to be excused from such requirement. This waiver shall be requested from the commissioner of education and may be granted if the school was closed due to circumstances beyond school district control, including inclement weather, flooding or fire.

304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri may contract with any municipality for the purpose of transporting school children. Municipalities entering into any such contract shall comply with the requirements of this section and sections 162.064, 162.065, 168.133, and 307.375.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a

school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.**]** **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".

[171.029. 1. The school board of any school district in the state, upon adoption of a resolution by the vote of a majority of all its members to authorize such action, may establish a four-day school week or other calendar consisting of less than one hundred seventy-four days in lieu of a five-day school week. Upon adoption of a four-day school week or other calendar consisting of less than one hundred seventy-four days, the school shall file a calendar with the department of elementary and secondary education in accordance with section 171.031. Such calendar shall include, but not be limited to, a minimum term of one hundred forty-two days and one thousand forty-four hours of actual pupil attendance.

2. If a school district that attends less than one hundred seventy-four days meets at least two fewer performance standards on two successive annual performance reports than it met on its last annual performance report received prior to implementing a calendar year of less than one hundred seventy-four days, it shall be required to revert to a one hundred seventy-four-day school year in the school year following the report of the drop in the number of performance standards met. When the number of performance standards met reaches the earlier number, the district may return to the four-day week or other calendar consisting of less than one hundred seventy-four days in the next school year.**]**"; and

Further amend said bill, page 20, section B, line 6 of said page, by inserting after "Section B." the following: "The enactment of sections 135.712, 135.713, 135.714, 135.716, 135.719, 160.840, 166.700, 166.705, 166.710, 166.715, 166.720, 166.725, and 167.125 of"; and further amend line 15 of said page, by inserting after all of said line the following:

"Section C. Because of the importance of improving and sustaining Missouri's elementary and secondary education system and establishing standards for student transfers to school districts, the repeal and reenactment of sections 160.011, 160.410, 160.415, 162.081, 167.131, 167.151, and 167.241, and the enactment of sections 162.1310, 167.132, 167.826, 167.827, and 167.890 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 160.011, 160.410, 160.415, 162.081, 167.131, 167.151, and 167.241, and the enactment of sections 162.1310, 167.132, 167.826, 167.827, and 167.890 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later.

Section D. The repeal of section 171.029 of this act shall become effective July 1, 2019."; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Curls, Hummel, Rizzo and Walsh.

Senator Wallingford assumed the Chair.

Senator Walsh offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 612, Page 29, Section 167.132, Line 20 of said amendment page, by striking "shall be" and inserting in lieu thereof the following: "**shall not exceed the maximum tuition rate allowed to be paid to districts that receive students through the voluntary inter-district transfer program.**"; and further amend lines 21-27 of said amendment page, by striking all of said lines.

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

Senator Onder assumed the Chair.

SA 1, as amended, was again taken up.

Senator Sifton moved that **SA 1**, as amended, be adopted, which motion failed by the following vote:

YEAS—Senators

Holsman	Rizzo	Romine	Sifton—4			

NAYS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Munzlinger	Nasheed	Onder	Richard	Riddle	Rowden	Sater
Schaaf	Schatz	Schupp	Wallingford	Walsh	Wasson	Wieland—28

Absent—Senator Libla—1

Absent with leave—Senators—None

Vacancies—1

Senator Rizzo offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 612, Page 20, Section B, Line 10 of said page, by inserting after "163.031" the following: "for three consecutive years".

Senator Rizzo moved that the above amendment be adopted.

Senator Rizzo offered **SSA 1** for **SA 2**, which was read:

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

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 612, Page 4, Section 135.713, Line 5 of said page, by inserting at the end of said line the following:

"**All tax credits authorized under the program are subject to appropriation by the general assembly.**"; and

Further amend said bill, page 20, section B, line 10, by inserting after "163.031" the following: "for three consecutive years".

Senator Rizzo moved that the above substitute amendment be adopted.

Senator Rizzo offered **SA 1** to **SSA 1** for **SA 2**, which was read:

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

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 2 to Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 612, Page 1, Line 4, by inserting after all of said line the following:

"Further amend said bill, page 17, section 166.720, line 1, by striking "A misdemeanor" and inserting in lieu thereof the following: "**D felony**"; and".

Senator Rizzo moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Emery, Hummel, Sifton and Walsh.

At the request of Senator Koenig, **SB 612**, with **SCS**, **SS No. 2** for **SCS**, **SA 2**, **SSA 1** for **SA 2** and **SA 1** to **SSA 1** for **SA 2** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 547**; **SS** for **SCS** for **SB 592**; **SB 800**; **SCS** for **SB 814**; and **SB 796**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS** for **SCS** for **SB 592** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 1455, regarding Katelyn Dixon, which was adopted.

Senator Holsman offered Senate Resolution No. 1456, regarding Tempest Malone, which was adopted.

Senator Kehoe offered Senate Resolution No. 1457, regarding Eagle Scout Thomas P. McCarthy, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1458, regarding Roberta L. Broeker, CPA, which was adopted.

Senator Emery offered Senate Resolution No. 1459, regarding Beck Event Center, Harrisonville, which was adopted.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

March 6, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to RsMO 23.010, I am appointing Senator Denny Hoskins to replace former Senator Ryan Silvey on the Joint Committee on

Legislative Research.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

Ron Richard

President Pro Tem

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, Jamie Gilley, Maryland Heights.

Senator Curls introduced to the Senate, Ella Skaggs, Sage Kirkland, and students from North Kansas City High School.

Senator Richard introduced to the Senate, teachers LaHeather Fisher and Karisa Boyer; and students Phoebe Watson, Laura Anderson, Taylor Yuhas, Cassandra Chandler, Lauren Fogarty, Keaton Campbell, Savannah Huff, Samuel Peterson, Josie Phillips, Carly Short and Casie Geddry, Joplin High School.

Senator Richard introduced to the Senate, Lieutenant Colonel, USA Retired, Joshua Reitz, 1st Sergeant Richard Banks, Maggie Johnson, Mike Woodruff, Lori Linam; and students Sebastian Agee, Jordan Archer, Matthew Barnhart, Brendan Belden, Tim Berry, Jason Bogue, Aidan Boydston, Ryan Byers, Allysen Cantero, Trevyn Couch, Nathan Culbertson, Arianna Dobbs, Zach Downs, Mikayla Farino, Dillion Farmer, Dionte Franklin, Korey Gradwohl, Heylee Griffoth, David Heimberg, Destiny Jennings, Josh Johnson, Nicholas Jones, Adriana Kennison, Abby Lewis, Gavin Malone, Liam Marsh, Tanner Marshall, Samantha McCullum, Charissa Miller, Ty Paulk, Cheyann Pierce, Kyle Poe, John Pogue, Gabby Randolph, Morgan Reed, Merideth Reed, Andrea Staffne, Darian Steele, Cole Storie, BrennanThomason, Ben Watkins, Emma Willerton, Alyssa White, Kayla White, Gracie Woodruff and Brecken Zortman, JROTC, Joplin High School.

Senator Schaaf introduced to the Senate, Jass Jackson, Susanne Eichenmueller, Teresa Shirrell, Andrea Cole and Shaina Spooner, members of the Junior League of St. Joseph.

Senator Koenig introduced to the Senate, the Physician of the Day, Thomas E. Saak, M.D., Ballwin.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Wednesday, March 7, 2018.

SENATE CALENDAR

THIRTY-SIXTH DAY–WEDNESDAY, MARCH 7, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1050-Schatz
SB 1051-Walsh
SB 1052-Schaaf
SB 1053-Koenig
SB 1054-Nasheed and Hummel
SB 1055-Hegeman

SB 1056-Wasson
SB 1057-Schupp
SB 1058-Schupp
SB 1059-Hummel
SB 1060-Sifton
SB 1061-Hoskins
SB 1062-Cierpiot
SB 1063-Rizzo
SB 1064-Rizzo
SB 1065-Eigel
SB 1066-Eigel
SB 1067-Eigel
SB 1068-Sater
SB 1069-Crawford
SB 1070-Crawford
SB 1071-Wieland
SB 1072-Wieland
SB 1073-Cunningham
SB 1074-Rowden
SB 1075-Riddle
SB 1076-Curls
SB 1077-Holsman
SB 1078-Holsman
SB 1079-Hegeman
SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050
HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SCS for SBs 632 & 675-Dixon (In Fiscal Oversight)
4. SS for SB 882-Hoskins (In Fiscal Oversight)
5. SS for SCS for SB 600-Schatz (In Fiscal Oversight)
6. SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
7. SB 793-Wallingford (In Fiscal Oversight)
8. SS for SB 881-Eigel (In Fiscal Oversight)
9. SS for SCS for SB 752-Schatz
10. SB 909-Dixon
11. SB 840-Rowden
12. SCS for SB 892-Walsh
13. SB 871-Romine
14. SB 780-Curls
15. SB 660-Riddle
16. SCS for SB 598-Riddle
17. SB 743-Sater
18. SS for SCS for SBs 894 & 921-Libla (In Fiscal Oversight)
19. SB 757-Schatz
20. SS for SCS for SB 547-Munzlinger
21. SS for SCS for SB 592-Hegeman (In Fiscal Oversight)
22. SB 800-Libla
23. SCS for SB 814-Riddle
24. SB 796-Koenig

SENATE BILLS FOR PERFECTION

1. SBs 627 & 925-Munzlinger, with SCS
2. SB 707-Schatz, with SCS
3. SB 683-Wasson
4. SB 773-Hoskins
5. SB 768-Hoskins
6. SB 837-Rowden
7. SB 704-Hegeman
8. SB 870-Hegeman
9. SB 893-Sater, with SCS
10. SB 953-Sater, with SCS
11. SB 850-Wallingford
12. SB 672-Koenig, with SCS
13. SB 578-Romine
14. SB 666-Onder
15. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS

SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 52-Emery

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SIXTH DAY—WEDNESDAY, MARCH 7, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"Keep your heart with all diligence, for out of it are the issues of life." (Proverbs 4:23)

Heavenly Father, we acknowledge that the heart is seen as the seat of human emotions and it does us well to search it thoroughly to make sure all is in order, for we know that it teaches us what is right and needed in our relationship with one another. May our hearts shout for joy as we experience Your presence guiding us and see the good we are capable of accomplishing as we work together. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1460, regarding Terry C. Soer, Cedar Hill, which was adopted.

Senator Schatz offered Senate Resolution No. 1461, regarding Ann Truka, which was adopted.

Senator Schatz offered Senate Resolution No. 1462, regarding William "Will" Bray, Union, which was adopted.

Senator Kehoe offered Senate Resolution No. 1463, regarding Anna Knoerle, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1464, regarding Grace Unger, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1465, regarding Jennifer Hassler, Jefferson City, which was adopted.

The Senate observed a moment of silence in memory of Clinton Police Officer Christopher Ryan Morton.

The Senate observed a moment of silence in memory of Alyssa Alhadeff.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Ron T. Darrah, HC 73 Box 28D, Mountain Grove, Douglas County, Missouri 65711, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2020, and until his successor is duly appointed and qualified; vice, Ryan S. Cook, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Jeffrey S. Glaser, Republican, 6 Chipper Road, Frontenac, Saint Louis County, Missouri 63131, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2019, and until his successor is duly appointed and qualified; vice, James B. Kelly Jr., withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Michael J. Grewe, Republican, 27 Seven Oaks, Clarkson Valley, Saint Louis County, Missouri 63005, as a member of the State Lottery Commission, for a term ending September 7, 2020, and until his successor is duly appointed and qualified; vice, John R. Twitty, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Fred R. Kostecki, 9914 Sappington Road, Saint Louis, Saint Louis County, Missouri 63128, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2022, and until his successor is duly appointed and qualified; vice, John J. Sheehan, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Kenneth “Brooks” Miller, Republican, 7344 North Farm Road 159, Springfield, Greene County, Missouri 65803, as a member of the Truman State University Board of Governors, for a term ending January 1, 2024, and until his successor is duly appointed and qualified; vice, Susan Plassmeyer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
March 7, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

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

Opeoluwa Sotonwa, 5413 Scherr Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri 911 Service

Board, for a term ending April 9, 2019, and until his successor is duly appointed and qualified; vice, Brian J. Robb, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

SENATE BILLS FOR PERFECTION

Senator Munzlinger moved that **SB 627** and **SB 925**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 627** and **925**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 627 and 925

An Act to repeal sections 137.016, 137.021, 137.115, 144.010, 262.900, 265.300, 267.565, 276.606, and 277.020, RSMo, and to enact in lieu thereof nine new sections relating to agriculture.

Was taken up.

Senator Munzlinger moved that **SCS** for **SBs 627** and **925** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **SBs 627** and **925**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 627 and 925

An Act to repeal sections 137.016, 137.021, 137.115, 144.010, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 262.900, 265.300, 265.490, 265.494, 267.565, 276.606, 277.020, and 414.032, RSMo, and to enact in lieu thereof fourteen new sections relating to agriculture.

Senator Munzlinger moved that **SS** for **SCS** for **SBs 627** and **925** be adopted.

Senator Wallingford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 627 & 925, Page 35, Section 265.300, Line 5 of said page, by striking the opening bracket "**[**", the closing bracket "**]**", and all of the underlined language from said line; and further amend lines 18-23 of said page, by striking the opening brackets "**[**", the closing brackets "**]**", and all of the underlined language from said lines; and

Further amend said bill and section, page 36, lines 10-11 of said page, by striking the opening brackets "**[**", the closing brackets "**]**", and all of the underlined language from said lines.

Senator Wallingford moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators

SA 1 failed of adoption by the following vote:

YEAS—Senators

Dixon	Eigel	Hummel	Romine	Schaaf	Schatz	Schupp

Sifton	Wallingford	Walsh—10				

NAYS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Rowden	Wasson	Wieland—21

Absent—Senator Nasheed—1

Absent with leave—Senator Sater—1

Vacancies—1

Senator Hegeman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 627 and 925, Page 42, Section 265.494, Line 1 of said page, by inserting after all of said line the following:

"**266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.**

2. This section shall not apply to rice seed."; and

Further amend the title and enacting clause accordingly.

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

Senator Hoskins offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 627 and 925, Page 20, Section 144.010, Line 14, by inserting after "other equine," the following: "**honey bees,**".

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

Senator Munzlinger moved that **SS** for **SCS** for **SBs 627** and **925**, as amended, be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **SBs 627** and **925**, as amended, was declared perfected and ordered printed.

Senator Schatz moved that **SB 707**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 707**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 707

An Act to repeal sections 144.025, 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, and 301.570, RSMo, and to enact in lieu thereof thirteen new sections

relating to vehicle sales, with existing penalty provisions.

Was taken up.

Senator Schatz moved that **SCS** for **SB 707** be adopted.

Senator Schatz offered **SS** for **SCS** for **SB 707**, entitled:

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

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

Senator Rowden assumed the Chair.

Senator Schatz moved that **SS** for **SCS** for **SB 707** be adopted, which motion prevailed.

On motion of Senator Schatz, **SS** for **SCS** for **SB 707** was declared perfected and ordered printed.

Senator Wasson moved that **SB 683** be taken up for perfection, which motion prevailed.

On motion of Senator Wasson, **SB 683** was declared perfected and ordered printed.

Senator Hoskins moved that **SB 773** be taken up for perfection, which motion prevailed.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 773, Page 1, Section A, Line 2, by inserting after all of said line the following:

"67.641. 1. The general assembly may annually appropriate up to three million dollars from the state general revenue fund to each convention and sports complex fund created pursuant to section 67.639, provided that for an existing sports facility located in a first class county with a charter form of government which contains part of a city having a population of three hundred fifty thousand inhabitants or more or any city with a population greater than three hundred fifty thousand, located in more than one county, such county or city has entered into a contract or lease with a professional sports team affiliated with or franchised by the National Football League, the National Basketball Association, the National Hockey League, or the American League or the National League of Major League Baseball. No moneys shall be transferred pursuant to this section to the benefit of a sports complex for a county in any year unless each professional sports team which leases playing facilities within the county continue to lease the same playing facilities which were leased on August 28, 1989. Each convention and sports complex fund shall be administered by the county or city and used to carry out the provisions of sections 67.638 to 67.645.

2. Each city or county which has a convention and sports complex fund established pursuant to the laws of this state which administers a convention and sports complex fund, prior to receipt of any appropriations pursuant to this section shall enact or promulgate ordinances, or rules and regulations which provide, pursuant to the terms and provisions of section 70.859, for the purchase of goods and services and for construction of capital improvements for the sports complex. In no event shall more than three million dollars be transferred from the state to any one such convention and sports complex fund in any fiscal year pursuant to this section, and in no event shall any moneys be transferred from the state to any convention

and sports complex fund for the planning, development, construction, maintenance or operation of any facility after June 30, 1999. Only one such transfer of state funds shall be made to any convention and sports complex fund after June 30, 1997, provided that any convention and sports complex fund which was appropriated state moneys prior to July 1, 1997, for the construction, maintenance or operation of a facility shall continue to receive state moneys, subject to appropriation.

3. This section shall not become effective unless and until the applicable county or the applicable city which has created a convention and sports complex fund has commenced paying into the convention and sports complex fund amounts at a rate sufficient for the county or city to contribute the sum of three million dollars per calendar year, except that this section shall become effective with respect to any first class county not having a charter form of government on August 28, 1989, and with respect to any charter city located in a first class county not having a charter form of government at the time at which such county or city has commenced paying any moneys into its convention and sports complex fund. The appropriations made pursuant to subsection 1 of this section to any convention and sports complex fund shall not exceed the amounts contributed by the county or city to the fund. The county or city's proportional amount specified in this section may come from any source. Once the county or city has commenced paying such appropriate proportional amounts into its convention and sports complex fund, the county or city shall so notify the state treasurer and the director of revenue and, thereafter, subject to annual appropriation, transfers shall commence and continue each month pursuant to this section until such monthly transfers are made for **[**thirty**]** **thirty-five** years. Moneys appropriated from general revenue shall not be expended until such first class charter county or a city located in such first class charter county has paid three million dollars into its fund, or until such first class county not having a charter form of government or until such charter city within a first class county not having a charter form of government has commenced payment of moneys into its fund."; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted.

Senator Hoskins raised the point of order that **SA 1** is out of order as it is not germane to the bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Rizzo, **SA 1** was withdrawn, rendering the point of order moot.

On motion of Senator Hoskins, **SB 773** was declared perfected and ordered printed.

Senator Hoskins moved that **SB 768** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 768, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"138.445. 1. The state tax commission of Missouri shall annually certify to the director of revenue and to the commissioner of education a copy of its most recent annual report containing the total valuation of all taxable properties in the state according to the county or counties for which the same is assessed. The commission shall also certify to the director and to the commissioner any amendments or modifications to the annual report; provided, however, that no amendments or modifications to the annual report shall be accepted by the state tax commission or certified by it to the director of revenue or the commissioner of

education at any time after December thirty-first of the year.

2. The annual report of the state tax commission and any amendments or modifications thereto duly certified to the director of revenue and to the commissioner of education shall constitute the official record of the state of Missouri for purposes of section 142.345 and section 163.011.

3. The reports certified pursuant to this section shall not be construed to represent the assessment ratio or general assessment level of any county in this state.

4. For the additional duties imposed upon the members of the tax commission under the provisions of this section, each member of the commission shall annually receive nine thousand dollars plus any salary adjustment provided pursuant to section 105.005 payable in equal monthly installments.

5. As a part of the report defined in this section, the state tax commission shall include the difference in assessed value for any telephone company that, according to subsection 5 of section 153.030, elects to be assessed utilizing the methodology defined in section 137.122. The commissioner of education shall transmit the information to each school district."; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

President Parson assumed the Chair.

Senator Cunningham requested a roll call vote be taken on the perfection of **SB 768**. He was joined in his request by Senators Onder, Schaaf, Wallingford and Walsh.

On motion of Senator Hoskins, **SA 1** was adopted.

On motion of Senator Hoskins, **SB 768**, as amended, was declared perfected and ordered printed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Curls	Dixon	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Schatz	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Chappelle-Nadal	Cunningham	Eigel	Schaaf	Schupp	Sifton—6

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 752**, introduced by Senator Schatz, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 752

An Act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

Was taken up.

On motion of Senator Schatz, **SS** for **SCS** for **SB 752** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 909, introduced by Senator Dixon, entitled:

An Act to amend chapter 472, RSMo, by adding thereto nineteen new sections relating to fiduciary access to digital assets.

Was taken up.

On motion of Senator Dixon, **SB 909** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 840, introduced by Senator Rowden, entitled:

An Act to repeal sections 324.200, 324.205, and 324.210, RSMo, and to enact in lieu thereof three new sections relating to dietitians, with existing penalty provisions.

Was taken up.

On motion of Senator Rowden, **SB 840** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 892**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 892

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, and 56.840, RSMo, and to enact in lieu thereof six new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

Was taken up by Senator Walsh.

On motion of Senator Walsh, **SCS** for **SB 892** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 871, introduced by Senator Romine, entitled:

An Act to repeal section 488.2250, RSMo, and to enact in lieu thereof one new section relating to court reporters.

Was taken up.

On motion of Senator Romine, **SB 871** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 780, introduced by Senator Curls, entitled:

An Act to amend chapter 82, RSMo, by adding thereto one new section relating to abandoned real property in certain cities.

Was taken up.

On motion of Senator Curls, **SB 780** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 660, introduced by Senator Riddle, entitled:

An Act to repeal section 630.945, RSMo, and to enact in lieu thereof one new section relating to employees working in certain mental health facilities.

Was taken up.

On motion of Senator Riddle, **SB 660** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 598**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 598

An Act to repeal section 227.240, RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

Was taken up by Senator Riddle.

On motion of Senator Riddle, **SCS** for **SB 598** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 743 was placed on the Informal Calendar.

SB 757, introduced by Senator Schatz, entitled:

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

Was taken up.

On motion of Senator Schatz, **SB 757** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Chappelle-Nadal—1

Absent—Senator Cierpiot—1

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

At the request of Senator Munzlinger, **SS** for **SCS** for **SB 547** was placed on the Informal Calendar.

SB 800, introduced by Senator Libla, entitled:

An Act repeal sections 211.444 and 211.447, RSMo, and to enact in lieu thereof two new sections relating to juvenile court proceedings.

Was taken up.

On motion of Senator Libla, **SB 800** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 814**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 814

An Act repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

Was taken up by Senator Riddle.

On motion of Senator Riddle, **SCS** for **SB 814** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 796, introduced by Senator Koenig, entitled:

An Act repeal sections 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof twenty-eight new sections relating to the licensure of health care professionals, with a contingent effective date for certain sections.

Was taken up.

On motion of Senator Koenig, **SB 796** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon

Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Sater—1

Vacancies—1

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 707**; **SS** for **SCS** for **SBs 627** and **925**; **SB 683**; **SB 773**; and **SB 768**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Curls offered Senate Resolution No. 1466, regarding the death of Manuel Reyes, Kansas City, which was adopted.

Senator Riddle offered Senate Resolution No. 1467, regarding the 2017-2018 Class 2A State Champion Liberty Christian Academy Boys Basketball Eagles, Wright City, which was adopted.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, the Physician of the Day, Dr. Lauren Umstattd, Columbia.

Senator Wieland introduced to the Senate, Margie Batson, 2017 Ms. Missouri Nursing Home Queen, Herculaneum.

Senator Riddle introduced to the Senate, Kayla Neal and Lori Twillman, Fulton.

Senator Curls introduced to the Senate, Randy Wisthoff, Linda Falk and June Anne Chalfant, Kansas City.

Senator Nasheed introduced to the Senate, former State Representative Jason Klumb and Jeff Boyer, St. Louis.

Senator Chappelle-Nadal introduced to the Senate, Jaime Torres and representatives of the Hispanic community in Missouri.

Senator Cunningham introduced to the Senate, Jennifer Thomas, and her children, Amanda, Curtis, Serena and David, Alton.

Senator Richard introduced to the Senate, Skylar Babin, Morgan Petersen, Hannah Romanko, Isaiah LoParco, Rachel Chaney, Tatum Westendorf, Emily Egger, Aidan Thomas and Caleb Rinehart.

Senator Eigel introduced to the Senate, Mel Rector, Kasey Montgomery, April Haskins, Seth Peimann, Heather Bax, Jacki Pudlowski, Tammy Muranda, Andrea Ivy, Carrie Beard and Adam Coggin, representatives of the Missouri Health Care Association, St Charles County.

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

SENATE CALENDAR

THIRTY-SEVENTH DAY–THURSDAY, MARCH 8, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1050-Schatz
SB 1051-Walsh
SB 1052-Schaaf
SB 1053-Koenig
SB 1054-Nasheed and Hummel
SB 1055-Hegeman
SB 1056-Wasson
SB 1057-Schupp
SB 1058-Schupp
SB 1059-Hummel
SB 1060-Sifton
SB 1061-Hoskins
SB 1062-Cierpiot
SB 1063-Rizzo
SB 1064-Rizzo
SB 1065-Eigel
SB 1066-Eigel
SB 1067-Eigel
SB 1068-Sater
SB 1069-Crawford
SB 1070-Crawford
SB 1071-Wieland
SB 1072-Wieland
SB 1073-Cunningham
SB 1074-Rowden
SB 1075-Riddle
SB 1076-Curls
SB 1077-Holsman
SB 1078-Holsman
SB 1079-Hegeman
SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal

SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)
HB 2044-Taylor
HCS for HB 2034
HCS for HB 1300
HCS for HB 1572
HB 1887-Bahr
HCS for HB 1366
HB 1998-Bondon
HB 1383-Miller
HB 1558-Neely
HB 1809-Tate
HCS for HB 1268
HB 1464-Berry
HCS for HBs 1288, 1377 & 2050
HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SCS for SBs 632 & 675-Dixon (In Fiscal Oversight)
4. SS for SB 882-Hoskins (In Fiscal Oversight)
5. SS for SCS for SB 600-Schatz (In Fiscal Oversight)
6. SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
7. SB 793-Wallingford (In Fiscal Oversight)
8. SS for SB 881-Eigel (In Fiscal Oversight)

9. SS for SCS for SBs 894 & 921-Libla (In Fiscal Oversight)
10. SS for SCS for SB 592-Hegeman (In Fiscal Oversight)
11. SS for SCS for SB 707-Schatz
12. SS for SCS for SBs 627 & 925-Munzlinger
13. SB 683-Wasson
14. SB 773-Hoskins
15. SB 768-Hoskins

SENATE BILLS FOR PERFECTION

1. SB 837-Rowden
2. SB 704-Hegeman
3. SB 870-Hegeman
4. SB 893-Sater, with SCS
5. SB 953-Sater, with SCS
6. SB 850-Wallingford
7. SB 672-Koenig, with SCS
8. SB 578-Romine
9. SB 666-Onder
10. SB 802-Nasheed, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 547-Munzlinger

SB 743-Sater

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz

SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson
SBs 946 & 947-Dixon, with SCS

Reported 2/22

SB 819-Cunningham

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 52-Emery

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SEVENTH DAY—THURSDAY, MARCH 8, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"The Lord has heard my supplication: the Lord accepts my prayer." (Psalm 6:9)

Gracious Lord as we finish up our work this day help us to be mindful that You have given us this day to use that we might be helpful to others. Make us mindful that our responsibilities are many and include our time on the highway as we drive home this day. Help us to be courteous and aware of others with whom we share the road for thoughtless distraction can make a moment dangerous and accidents happen. So we pray for safe travel as we return to those we love. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senators

Kehoe Sater—2

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Holsman offered Senate Resolution No. 1468, regarding Kansas City: A Place in Time, which was adopted.

Senator Holsman offered Senate Resolution No. 1469, regarding Westport Commons Plexpod, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1470, regarding East 9 Pickwick Plaza, Kansas City, which was adopted.

The Senate observed a moment of silence in memory of Scott Beigel.

REFERRALS

President Pro Tem Richard referred **SCR 52** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SB 773** to the Committee on Fiscal Oversight.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS** for **SCS** for **SB 600**; **SS** for **SCS** for **SBs 894** and **921**; **SS** for **SB 881**; **SS** for **SB 882**; **SB 793**; **SCS** for **SBs 632** and **675**; and **SS** for **SCS** for **SB 592**, begs leave to report that it has considered the same and recommends that the bills do pass.

THIRD READING OF SENATE BILLS

SCS for **SBs 632** and **675**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 632 and 675

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, and 135.630, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations.

Was taken up by Senator Dixon.

On motion of Senator Dixon, **SCS** for **SBs 632** and **675** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Schatz	Schupp	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Hummel	Schaaf	Sifton—3

Absent—Senators—None

Absent with leave—Senators
Kehoe Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SB 882**, introduced by Senator Hoskins, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 882

An Act to repeal section 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session and section 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

Was taken up.

On motion of Senator Hoskins, **SS** for **SB 882** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Wasson—1

Absent with leave—Senators
Kehoe Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

President Pro Tem Richard assumed the Chair.

SS for **SCS** for **SB 600**, introduced by Senator Schatz, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 600

An Act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations, with penalty provisions.

Was taken up.

On motion of Senator Schatz, **SS** for **SCS** for **SB 600** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Eigel	Koenig	Schaaf—3

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 793, introduced by Senator Wallingford, entitled:

An Act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, 221.044, 567.020, 567.030, 567.050, 567.060, and 589.400, RSMo, and to enact in lieu thereof twenty-six new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

Was taken up.

On motion of Senator Wallingford, **SB 793** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo

Romine	Rowden	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SB 881**, introduced by Senator Eigel, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 881

An Act to repeal sections 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof three new sections relating to special license plates.

Was taken up.

On motion of Senator Eigel, **SS** for **SB 881** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SBs 894** and **921**, introduced by Senator Libla, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 921

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

Was taken up.

On motion of Senator Libla, **SS** for **SCS** for **SBs 894** and **921** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SCS** for **SB 592**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 592

An Act to repeal sections 65.610, 65.620, 88.770, 94.900, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.078, 115.124, 115.125, 115.127, 115.155, 115.157, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, 115.642, 115.910, and 162.441, RSMo, and to enact in lieu thereof forty-seven new sections relating to elections, with existing penalty provisions and effective dates for certain sections.

Was taken up.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 592** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Koenig	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Schaaf
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Chappelle-Nadal	Curls	Hummel	Schupp	Sifton	Walsh—6

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

REFERRALS

President Pro Tem Richard referred **SS** for **SCS** for **SB 707** to the Committee on Fiscal Oversight.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SBs 627** and **925**, introduced by Senator Munzlinger, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 627 and 925

An Act to repeal sections 137.016, 137.021, 137.115, 144.010, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 262.900, 265.300, 265.490, 265.494, 267.565, 276.606, 277.020, and 414.032, RSMo, and to enact in lieu thereof fifteen new sections relating to agriculture.

Was taken up.

On motion of Senator Munzlinger, **SS** for **SCS** for **SBs 627** and **925** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Hummel	Nasheed	Schaaf	Schupp	Sifton	Walsh—7

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 683, introduced by Senator Wasson, entitled:

An Act to repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to transportation of cranes.

Was taken up.

On motion of Senator Wasson, **SB 683** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 768, introduced by Senator Hoskins, entitled:

An Act to repeal sections 138.445 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to property taxation of telephone companies.

Was taken up.

On motion of Senator Hoskins, **SB 768** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Dixon	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Koenig	Munzlinger	Onder	Richard
Riddle	Rizzo	Romine	Rowden	Schatz	Wallingford	Walsh
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Cunningham	Curls	Libla	Nasheed	Schaaf	Schupp
Sifton—8						

Absent—Senators—None

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 631, introduced by Senator Wasson, entitled:

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to certain benevolent organizations.

Was called from the Consent Calendar and taken up.

On motion of Senator Wasson, **SB 631** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Walsh—1

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 946 and **SB 947**, introduced by Senator Dixon, with **SCS**, entitled respectively:

An Act to repeal section 474.150, RSMo, and to enact in lieu thereof one new section relating to gifts in fraud of marital rights.

An Act to repeal sections 456.985, 456.1035, 456.1080, 456.1-103, and 456.8-808, RSMo, and to enact in lieu thereof five new sections relating to estate planning.

Were called from the Consent Calendar and taken up by Senator Dixon.

SCS for **SBs 946** and **947**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 946 and 947

An Act to repeal sections 456.985, 456.1035, 456.1080, and 474.150, RSMo, and to enact in lieu thereof four new sections relating to estate planning.

Was taken up.

Senator Dixon moved that **SCS** for **SBs 946** and **947** be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SBs 946** and **947** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Walsh—1

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 819, introduced by Senator Cunningham, entitled:

An Act to repeal sections 210.112 and 210.487, RSMo, and to enact in lieu thereof two new sections relating to foster care.

Was called from the Consent Calendar and taken up.

On motion of Senator Cunningham, **SB 819** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Walsh—1

Absent with leave—Senators

Kehoe	Sater—2

Vacancies—1

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 982**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 981**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 928**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was

referred **SB 782**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 553**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 966**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 1769**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 1691**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 706**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 917**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 884**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 990**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1665**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1465**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1291**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 650**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 862**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 920**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which were referred **SB 999** and **SB 1000**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 919**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 822**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 652**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **HB 1838**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HB 1413**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Sater, Chairman of the Committee on Seniors, Families and Children, Senator Onder submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 693**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 890**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HB 1350**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Walsh, Chairman of the Committee on Progress and Development, Senator Onder submitted the following reports:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 697**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Progress and Development, to which was referred **SJR 25**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **HB 1504**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **SB 808**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **HB 1531**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 1050—Transportation, Infrastructure and Public Safety.

SB 1051—Judiciary and Civil and Criminal Jurisprudence.

SB 1052—Rules, Joint Rules, Resolutions and Ethics.

SB 1053—Local Government and Elections.

SB 1054—Government Reform.

SB 1055—Professional Registration.

SB 1056—Economic Development.

SB 1057—Insurance and Banking.

SB 1058—Judiciary and Civil and Criminal Jurisprudence.

SB 1059—Education.

SB 1060—Rules, Joint Rules, Resolutions and Ethics.

SB 1061—Transportation, Infrastructure and Public Safety.

SB 1062—Professional Registration.

SB 1063—Commerce, Consumer Protection, Energy and the Environment.

SB 1064—Small Business and Industry.

SB 1065—Economic Development.

SB 1066—Commerce, Consumer Protection, Energy and the Environment.

SB 1067—Local Government and Elections.

SB 1068—Professional Registration.

SB 1069—Agriculture, Food Production and Outdoor Resources.

SB 1070—Local Government and Elections.

SB 1071—Insurance and Banking.

SB 1072—Insurance and Banking.

SB 1073—Agriculture, Food Production and Outdoor Resources.

SB 1074—Insurance and Banking.

SB 1075—Professional Registration.

SB 1076—Transportation, Infrastructure and Public Safety.

SB 1077—Education.

SB 1078—Judiciary and Civil and Criminal Jurisprudence.

SB 1079—Government Reform.

REFERRALS

President Pro Tem Richard referred **SS** for **SCS** for **SB 547** to the Committee on Fiscal Oversight.

HOUSE BILLS ON SECOND READING

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

HB 1351—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1597**—Judiciary and Civil and Criminal Jurisprudence.

HB 1660—Education.

HCS for **HB 1663**—Education.

HB 1675—Education.

HB 1676—Education.

HB 1905—Transportation, Infrastructure and Public Safety.

HB 2044—Health and Pensions.

HCS for **HB 2034**—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 1300**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1572**—Professional Registration.

HB 1887—General Laws.

HCS for **HB 1366**—Education.

HB 1998—Commerce, Consumer Protection, Energy and the Environment.

HB 1383—Seniors, Families and Children.

HB 1558—General Laws.

HB 1809—Local Government and Elections.

HCS for **HB 1268**—Professional Registration.

HB 1464—Ways and Means.

HCS for **HBs 1288**, **1377** & **2050**—Economic Development.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1797**, entitled:

An Act to amend chapter 578, RSMo, by adding thereto four new sections relating to the nuclear power plant security guard act, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1525**, entitled:

An Act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1250**, entitled:

An Act to repeal sections 456.4-414 and 456.4-420, RSMo, and to enact in lieu thereof twenty-two new sections relating to trust and estates.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1358**, entitled:

An Act to amend chapter 407, RSMo, by adding thereto seven new sections relating to password protection.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2116**, entitled:

An Act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to boat passengers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2102**, entitled:

An Act to repeal section 89.020, RSMo, and to enact in lieu thereof three new sections relating to property classification.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1646**, entitled:

An Act to repeal section 263.245, RSMo, and to enact in lieu thereof one new section relating to brush control on county roads.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2238**, entitled:

An Act to amend chapter 37, RSMo, by adding thereto one new section relating to a social innovation grant program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1895**, entitled:

An Act to repeal sections 58.451 and 58.720, RSMo, and to enact in lieu thereof two new sections relating to death investigations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1613**, entitled:

An Act to amend chapter 302, RSMo, by adding thereto one new section relating to driver's licenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1456**, entitled:

An Act to repeal sections 43.401, 70.210, 190.300, 190.307, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, and 650.330, RSMo, and to enact in lieu thereof nineteen new sections relating to emergency communication services, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2110**, entitled:

An Act to repeal section 544.150, RSMo, and to enact in lieu thereof one new section relating to rewards by county commissions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1947**, entitled:

An Act to repeal section 88.770, RSMo, and to enact in lieu thereof one new section relating to the sale of utilities in fourth class cities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2104**, entitled:

An Act to repeal sections 542.400, 542.402, 542.406, 542.412, 542.414, 542.416, 542.418, and 542.420, RSMo, and to enact in lieu thereof ten new sections relating to the authority to engage in certain investigative practices, with penalty provisions and an emergency clause for a certain section.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1623**, entitled:

An Act to amend chapters 170 and 620, RSMo, by adding thereto two new sections relating to elementary and secondary education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2062**, entitled:

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to mutual aid

agreements with Kansas and Oklahoma.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1868**, entitled:

An Act to amend chapter 209, RSMo, by adding thereto one new section relating to a statewide hearing aid distribution program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1625**, entitled:

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1442**, entitled:

An Act to repeal sections 49.060, 59.800, 105.030, and 640.648, RSMo, and to enact in lieu thereof four new sections relating to county government.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1679**, entitled:

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to student meals at public institutions of higher education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1892**, entitled:

An Act to repeal section 57.117, RSMo, and to enact in lieu thereof one new section relating to deputy sheriffs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1645**, entitled:

An Act to amend chapter 537, RSMo, by adding thereto six new sections relating to actions for damages due to exposure to asbestos.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

On behalf of the President and herself, Senator Crawford introduced to the Senate, the Physician of the Day, Dr. Jeff Tedrow, and his wife, Loree, Bolivar.

Senator Hoskins introduced to the Senate, Carter Warren, Concordia.

Senator Cunningham introduced to the Senate, Sue Sears and Jennifer Russell, Marshfield.

Senator Schupp introduced to the Senate, Steve O'Rourke, St. Louis County.

On motion of Senator Onder, the Senate adjourned until 4:00 p.m., Monday, March 12, 2018.

SENATE CALENDAR

———

THIRTY-EIGHTH DAY–MONDAY, MARCH 12, 2018

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

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

SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer
HB 1797-Fitzwater
HCS for HB 1525
HB 1250-Plocher
HCS for HB 1358
HCS for HB 2116
HB 2102-Rhoads
HB 1646-Eggleston
HB 2238-Mathews
HCS for HB 1895
HB 1613-Kelley (127)
HCS for HB 1456
HB 2110-Rone
HCS for HB 1947
HCS for HB 2104
HCS for HB 1623
HCS for HB 2062
HCS for HB 1868
HB 1625-Morris
HB 1442-Alferman
HB 1679-Chipman
HB 1892-Wilson
HCS for HB 1645

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
SS for SCS for SB 707-Schatz (In Fiscal Oversight)
SB 773-Hoskins (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 837-Rowden
2. SB 704-Hegeman
3. SB 870-Hegeman
4. SB 893-Sater, with SCS
5. SB 953-Sater, with SCS
6. SB 850-Wallingford
7. SB 672-Koenig, with SCS
8. SB 578-Romine
9. SB 666-Onder
10. SB 802-Nasheed, with SCS
11. SB 982-Wieland
12. SB 981-Wieland

13. SB 928-Onder, with SCS
14. SB 782-Cunningham, with SCS
15. SB 553-Dixon, with SCS
16. SB 966-Rowden, with SCS
17. SB 706-Riddle
18. SB 917-Crawford, with SCS
19. SB 884-Koenig
20. SB 990-Hegeman, with SCS
21. SB 862-Schatz, with SCS
22. SB 920-Riddle
23. SB 919-Libla
24. SB 822-Hegeman, with SCS
25. SB 652-Nasheed, with SCS
26. SB 693-Wallingford
27. SB 890-Riddle, with SCS
28. SB 697-Romine
29. SJR 25-Romine
30. SB 808-Brown

HOUSE BILLS ON THIRD READING

1. HB 1303-Alferman, with SCS (Rowden)
2. HB 1769-Mathews,with SCS (Schatz)
3. HB 1691-Miller, with SCS
4. HB 1665-Swan (Rowden)
5. HB 1465-Cookson, with SCS (Wasson)
6. HB 1291-Henderson, with SCS (Romine)
7. HB 1838-Bernskoetter, with SCS (Kehoe)
8. HB 1413-Taylor, with SCS (Onder)
9. HB 1350-Smith (163), with SCS (Rowden)
10. HB 1504-Reiboldt (Richard)
11. HB 1531-DeGroot (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 547-Munzlinger (In Fiscal Oversight)

SB 743-Sater

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS
SB 663-Schatz, with SCS (pending)
SB 674-Koenig

SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SB 650-Romine
SBs 999 & 1000-Rowden, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-EIGHTH DAY—MONDAY, MARCH 12, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"God has called us to a share in his creative power, and our desire is an element in the creation of the world of tomorrow." (J.H. Oldham)

Give us patience, O Lord, for we know that much of what we do here will not benefit our people until a future time, so help us to discern the needs of today with the needs of tomorrow. Let us do that which is necessary for tomorrow and the far time that some may not get to see. So bless our best efforts Lord guided by Your presence and guidance, providing us with a vision of a world of tomorrow that we have with You help to create. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, March 8, 2018 was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of Aaron Feis.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1471, regarding Paige Anderson, Boonville, which was adopted.

Senator Riddle offered Senate Resolution No. 1472, regarding Corrections Officer I Lisa Unger, Foley, which was adopted.

Senator Riddle offered Senate Resolution No. 1473, regarding Corrections Officer II Ryan Estes, Vandalia, which was adopted.

Senator Riddle offered Senate Resolution No. 1474, regarding Licensed Practical Nurse Tiffany Crider, Wellsville, which was adopted.

Senator Riddle offered Senate Resolution No. 1475, regarding Licensed Practical Nurse Mary Stockton, Martinsburg, which was adopted.

Senator Riddle offered Senate Resolution No. 1476, regarding Corrections Officer II James Immel, Vandalia, which was adopted.

Senator Riddle offered Senate Resolution No. 1477, regarding Corrections Officer I Alysa Sutton, Martinsburg, which was adopted.

Senator Riddle offered Senate Resolution No. 1478, regarding Corrections Officer I Christopher Mullen, Silex, which was adopted.

Senator Koenig offered Senate Resolution No. 1479, regarding Robert Milton "Bob" Brinkman, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1480, regarding Gerald T. "Jerry" Canatsey, Brentwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1481, regarding Harold C. Tilton, Ellisville, which was adopted.

Senator Eigel offered Senate Resolution No. 1482, regarding John Robert Urbanowicz, Sr., St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1483, regarding Clyde Clayton Stanford, St. Charles, which was adopted.

Senator Riddle offered Senate Resolution No. 1484, regarding Alexandra Morningstar, Fulton, which was adopted.

Senator Cunningham offered Senate Resolution No. 1485, regarding Divine Century Farm, which was adopted.

Senator Cunningham offered Senate Resolution No. 1486, regarding Chris Parker, Marshfield, which was adopted.

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 1487

Notice of Proposed Rule Change

Notice is hereby given by the Senator from the 34th District of the one day notice required

by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **When the senate proceeds to the order of business of Reports of Standing Committees, the presiding officer shall recognize chairmen seeking recognition in order of their seniority, except for the chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics and the chairman of the Committee on Fiscal Oversight, for the purpose of sending reports forward. Bills sent forward shall be placed on the appropriate calendar in the order in which such bills are received and in the order in which such bills are arranged by the chairman.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate."

Senator Eigel offered Senate Resolution No. 1488, regarding Eagle Scout Samuel Kontrim Baumann, Saint Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1489, regarding Donald Wayne "Don" Layton, Sr., O'Fallon, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Eigel moved that **SB 617**, **SB 611** and **SB 667**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 617**, **611** and **667**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 617, 611 and 667

An Act to repeal sections 32.087, 32.200, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 135.352, 142.803, 143.011, 143.071, 143.171, 143.261, 143.451, 143.461, 143.471, 144.010, 144.014, 144.020, 144.030, 144.032, 144.043, 144.049, 144.054, 144.060, 144.069, 144.080, 144.083, 144.100, 144.140, 144.190, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.655, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 184.845, 221.407, 238.235, 238.410, 620.1350, and 644.032, RSMo, and to enact in lieu thereof ninety-three new sections relating to taxation, with penalty provisions.

Was taken up.

Senator Eigel moved that **SCS** for **SBs 617**, **611** and **667** be adopted.

Senator Eigel offered **SS** for **SCS** for **SBs 617**, **611** and **667**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 617, 611 and 667

An Act to repeal sections 32.087, 32.200, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 135.352, 142.803, 143.011, 143.071, 143.171, 143.261, 143.431, 143.451, 143.461, 143.471, 144.010, 144.014, 144.020, 144.030, 144.032, 144.043, 144.049, 144.054, 144.060, 144.069, 144.080, 144.083, 144.100, 144.140, 144.190, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.655, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 184.845, 221.407, 238.235, 238.410, 620.1350, and 644.032, RSMo, and to enact in lieu thereof ninety-three new sections relating to taxation, with penalty provisions, with an effective date for certain sections and a contingent effective date for certain sections.

Senator Eigel moved that **SS** for **SCS** for **SBs 617**, **611** and **667** be adopted.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 617, 611 and 667, Page 198, Section 142.803, Line 13, by inserting after "gallon" the following: "**Beginning on January 1 of the year in which an income tax rate reduction occurs under subsection 3 of section 143.011, the rate of tax under this subdivision shall be twenty-five cents per gallon. Beginning January 1 of the year following the year in which an income tax rate reduction occurs under subsection 3 of section 143.011, the rate of tax under this subdivision shall be twenty-seven cents per gallon. The rate of tax under this subdivision shall annually be adjusted by the percent increase in the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially recorded by the United States Department of Labor or its successor agency**"; and

Further amend said page, line 18, by striking the words "is authorized to" and inserting in lieu thereof the following: "**shall**".

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

President Pro Tem Richard assumed the Chair.

Senator Sifton offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 617, 611 and 667, Page 202, Section 143.011, Lines 17-28, by striking the opening and closing brackets "**[]**" and underlined words from said lines; and

Further amend said bill and section, page 203, line 2, by inserting after the first closing bracket "**]**" the following: "**No more than five reductions shall be made under this subdivision.**"; and further amend said line by striking the opening bracket "**[**" and the closing bracket "**]**" around the word "rate"; and further amend said line by striking the word "**rates**"; and further amend said page, line 5, by inserting after all of line the following:

"**(2) After all reductions are made under the provisions of subdivision (1) of this section, there shall be two additional reductions in all remaining rates of tax under subsection 1 of this section over a period of years. The first reduction shall be by one-tenth of one percent, and the second reduction shall be by fifteen one-hundredths of one percent. No more than one reduction shall occur for each rate in a calendar year. Reductions in the rates of tax under this subdivision shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.**

(3) Beginning with the 2020 calendar year, the remaining rates of tax under subsection 1 of this section may be reduced over a period of years, provided that no more than four such reductions shall be made under this subdivision. Each reduction in the rates of tax shall be by one-tenth of one percent and no more than one reduction shall occur for each rate in a calendar year. Reductions in the rates of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs."; and

Further amend said page, line 6, by inserting after "tax" the following: "**under the provisions of subdivisions (1) to (3) of this subsection**"; and further amend line 10 by striking the word "fifty" and inserting in lieu thereof the following: "**sixty**"; and further renumber the remaining subdivisions accordingly.

Senator Sifton moved that the above amendment be adopted, which motion failed.

At the request of Senator Eigel, **SB 617**, **SB 611** and **SB 667**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Onder assumed the Chair.

REFERRALS

President Pro Tem Richard referred **HB 1413**, with **SCS** and **HB 1769**, with **SCS** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1490, regarding Shelby Coleman, Arnold, which was adopted.

Senator Wieland offered Senate Resolution No. 1491, regarding Brittany Dake, Windsor, which was adopted.

Senator Walsh offered Senate Resolution No. 1492, regarding Robert Allyn "Bob" Borrowman, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 1493, regarding Percy L. Waters, Saint Louis, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

March 12, 2018

Adriane Crouse, Secretary of the Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove SB 650 from the Consent Calendar and return such to the Local Government and Elections committee. While I take no issue with the underlying public policy of the legislation, I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 77.2 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of SB 650.

Sincerely,

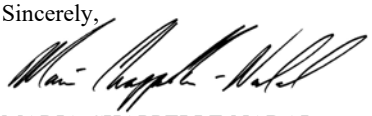

MARIA CHAPPELLE-NADAL
State Senator, District 14

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Tuesday, March 13, 2018.

SENATE CALENDAR

THIRTY-NINTH DAY–TUESDAY, MARCH 13, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
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SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

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HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer
HB 1797-Fitzwater
HCS for HB 1525
HB 1250-Plocher
HCS for HB 1358
HCS for HB 2116
HB 2102-Rhoads
HB 1646-Eggleston
HB 2238-Mathews
HCS for HB 1895
HB 1613-Kelley (127)
HCS for HB 1456
HB 2110-Rone
HCS for HB 1947
HCS for HB 2104
HCS for HB 1623
HCS for HB 2062
HCS for HB 1868
HB 1625-Morris
HB 1442-Alferman
HB 1679-Chipman
HB 1892-Wilson
HCS for HB 1645

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
SS for SCS for SB 707-Schatz (In Fiscal Oversight)
SB 773-Hoskins (In Fiscal Oversight)

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3. SB 870-Hegeman
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5. SB 953-Sater, with SCS
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7. SB 672-Koenig, with SCS
8. SB 578-Romine
9. SB 666-Onder
10. SB 802-Nasheed, with SCS
11. SB 982-Wieland
12. SB 981-Wieland
13. SB 928-Onder, with SCS
14. SB 782-Cunningham, with SCS
15. SB 553-Dixon, with SCS
16. SB 966-Rowden, with SCS
17. SB 706-Riddle
18. SB 917-Crawford, with SCS
19. SB 884-Koenig
20. SB 990-Hegeman, with SCS
21. SB 862-Schatz, with SCS
22. SB 920-Riddle
23. SB 919-Libla
24. SB 822-Hegeman, with SCS
25. SB 652-Nasheed, with SCS
26. SB 693-Wallingford
27. SB 890-Riddle, with SCS
28. SB 697-Romine
29. SJR 25-Romine
30. SB 808-Brown

HOUSE BILLS ON THIRD READING

1. HB 1303-Alferman, with SCS (Rowden)
2. HB 1769-Mathews,with SCS (Schatz) (In Fiscal Oversight)
3. HB 1691-Miller, with SCS (Emery)
4. HB 1665-Swan (Rowden)
5. HB 1465-Cookson, with SCS (Wasson)

6. HB 1291-Henderson, with SCS (Romine)
7. HB 1838-Bernskoetter, with SCS (Kehoe)
8. HB 1413-Taylor, with SCS (Onder) (In Fiscal Oversight)
9. HB 1350-Smith (163), with SCS (Rowden)
10. HB 1504-Reiboldt (Richard)
11. HB 1531-DeGroot (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 547-Munzlinger (In Fiscal Oversight)

SB 743-Sater

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 590-Hegeman, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 705-Riddle
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-NINTH DAY—TUESDAY, MARCH 13, 2018

The Senate met pursuant to adjournment.

Senator Onder in the Chair.

Reverend Carl Gauck offered the following prayer:

"Draw nigh to God, and he will draw nigh to you." (James 4:8)

Gracious God, we are so thankful for being with us and Your help is so important especially at those times when doing the right thing finds us at odds with others. Grant us the strength and love we will need as we direct our efforts which allows us to do the most excellent things that we can do. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1494, regarding Robert Cecil "Bob" Hughes, Arnold, which was adopted.

Senator Riddle offered Senate Resolution No. 1495, regarding the Seventieth Wedding Anniversary of Ernest and Helen Calvin, Elsberry, which was adopted.

On behalf of Senator Hummel, Senator Walsh offered Senate Resolution No. 1496, regarding Leroy Orville Nikolaisen, Saint Louis, which was adopted.

On behalf of Senator Hummel, Senator Walsh offered Senate Resolution No. 1497, regarding Charles Louis Riva, Saint Louis, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1498, regarding Edward Raymond "Eddie" Windish, Ferguson, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1499, regarding Raymond Ellis "Casey" Moss, Saint Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 1500, regarding the Eightieth Anniversary of the March of Dimes, which was adopted.

Senator Kehoe offered Senate Resolution No. 1501, regarding Dana G. Bernskoetter, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1502, regarding Virginia B. Struemph, Jefferson City, which was adopted.

Senator Wallingford offered Senate Resolution No. 1503, regarding Fred Moore, Jr., Fredericktown, which was adopted.

Senator Wallingford offered Senate Resolution No. 1504, regarding Marion D. "Doyle" Mouser, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 1505, regarding Harry Froman, Cape Girardeau, which was adopted.

Senator Dixon offered Senate Resolution No. 1506, regarding Renee Newkirk, which was adopted.

Senator Sifton offered Senate Resolution No. 1507, regarding Gerald Ernie "Gerry" Engeszer, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1508, regarding Gonzalo Charles "Chase" Guerrero, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1509, regarding Charles Henry "Chuck" Schaeffer, St. Louis, which was adopted.

The Senate observed a moment of silence in memory of Chris Hixon.

SENATE BILLS FOR PERFECTION

Senator Kehoe moved that **SB 849**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 849**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 849

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to prohibiting public

entities from contracting with companies discriminating against Israel.

Was taken up.

Senator Kehoe moved that **SCS** for **SB 849** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 849, Page 1, In the Title, Line 4, by striking "Israel" and inserting "certain countries"; and

Further amend said bill and page, section 34.600, line 2, by striking "Against Israel"; and further amend line 7, by striking "of Israel" and inserting in lieu thereof the following: "**of the countries listed in subdivision (1) of subsection 3 of this section**"; and further amend line 12, by striking all of said line and inserting in lieu thereof the following:

"**(1) "Boycott", engaging**"; and further amend lines 15-16, by striking "the State of Israel" and inserting in lieu thereof the following: "**Afghanistan, Albania, Algeria, Andorra, Angola, Antigua and Barbuda, Argentina, Armenia, Australia, Austria, Azerbaijan, The Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Belize, Benin, Bhutan, Bolivia, Bosnia and Herzegovina, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burma (Myanmar), Burundi, Cambodia, Cameroon, Canada, Cape Verde, Central African Republic, Chad, Chile, China, Colombia, Comoros, Congo (Brazzaville), Congo (Kinshasa), Costa Rica, Cote d'Ivoire, Croatia (Hrvatska), Cuba, Cyprus, Czech Republic, Denmark, Djibouti, Dominica, Dominican Republic, Ecuador, Egypt, El Salvador, Equatorial Guinea, Eritrea, Estonia, Ethiopia, Fiji, Finland, France, Gabon, The Gambia, Georgia, Germany, Ghana, Greece, Grenada, Guatemala, Guinea, Guinea-Bissau, Guyana, Haiti, Honduras, Hungary, Iceland, India, Indonesia, Iran, Iraq, Ireland, Israel, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kiribati, Korea (North), Korea (South), Kuwait, Kyrgyzstan, Lao PDR, Latvia, Lebanon, Lesotho, Liberia, Libya Liechtenstein, Lithuania ,Luxembourg, Republic of Macedonia, Madagascar, Malawi, Malaysia, Maldives, Mali, Malta, Marshall Islands, Mauritania, Mauritius, Mexico, Micronesia, Moldova, Monaco, Mongolia, Montenegro, Morocco, Mozambique, Myanmar, Namibia, Nauru, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Pakistan, Palau, Palestine territories, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Romania, Russia, Rwanda, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Samoa, San Marino, Sao Tome and Principe, Saudi Arabia, Senegal, Serbia, Seychelles, Sierra Leone, Singapore, Slovakia, Slovenia, Solomon Islands, Somalia, South Africa, South Sudan, Spain, Sri Lanka, Sudan, Suriname, Swaziland, Sweden, Switzerland, Syria, Taiwan, Tajikistan, Tanzania, Thailand, Timor-Leste, Togo, Tonga, Trinidad and Tobago, Tunisia, Turkey, Turkmenistan, Tuvalu, Uganda, Ukraine, United Arab Emirates, United Kingdom, Uruguay, Uzbekistan, Vanuatu, Venezuela, Vietnam, Yemen, Zambia, and Zimbabwe**"; and further amend line 16, by striking "the State of Israel" and inserting in lieu thereof "**such countries**"; and further amend lines 17-18, by striking "of the State of Israel"; and further amend line 19, by striking "of the State of "; and

Further amend said bill and section, page 2, line 20, by striking "Israel"; and further amend line 21, by striking "of the State of Israel"; and further amend line 23, by striking "of the State of Israel".

Senator Schaaf moved that the above amendment be adopted.

Senator Schaaf offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for Senate Bill No. 849, Page 2, Line 3 of said page, by inserting immediately after "Haiti," the following: "**Holy See (Vatican City State),**".

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Kehoe, **SB 849**, with **SCS**, **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

Senator Hegeman moved that **SB 590**, with **SCS**, **SS** for **SCS**, **SA 1**, **SSA 1** for **SA 1** and **SA 1** to **SSA 1** for **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 to **SSA 1** for **SA 1** was again taken up.

At the request of Senator Hegeman, **SS** for **SCS** for **SB 590** was withdrawn, rendering **SA 1**, **SSA** for **SA 1** and **SA 1** to **SSA 1** for **SA 1** moot.

Senator Hegeman offered **SS No. 2** for **SCS**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

An Act to repeal sections 253.545, 253.550, and 253.559, RSMo, and to enact in lieu thereof three new sections relating to historic buildings, with an emergency clause.

Senator Hegeman moved that **SS No. 2** for **SCS** for **SB 590** be adopted.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 2, Section 253.545, Line 6 of said page, by inserting after all of said line the following:

"**(7) "Qualified census tract", a census tract with a poverty rate of thirty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five year cycle, and which map and listing shall depict census tracts with thirty percent poverty rate or higher, grouped by census tracts with thirty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five year figures published by the American Community Survey conducted by the United States Census Bureau;**"; and further amend said section by renumbering the remaining subdivisions accordingly; and

Further amend said bill, Page 3, Section 253.550, Line 25 of said page, by inserting after "253.559." the following: "**For each fiscal year beginning on or after July 1, 2018, the department may authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under**

subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.".

Senator Rizzo moved that the above amendment be adopted.

Senator Sifton offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 1, Lines 15-16 of said page, by striking said lines and inserting in lieu thereof the following:

"Further amend said bill, page 3, section 253.550, line 6 of said page, by inserting immediately after "2." the following: "**(1)**"; and

Further amend said bill, Page 4, Section 253.550, Line 1 of said page, by inserting after all of said line the following: "**(2) For**""; and

Further amend said amendment, page 2, line 1 of said page, by inserting immediately after "tract." the following:

"**(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.**".

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

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

Senator Nasheed offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 3, Section 253.550, Line 23, by striking the word "seventy" and inserting in lieu thereof the following: "**ninety**".

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

Senator Wasson offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 11, Section 253.559, Line 5 of said page, by inserting after all of said line the following:

"620.1900. 1. The department of economic development may charge a fee to the recipient of any tax

credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued**, or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued**. The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. **(1)** All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend the title and enacting clause accordingly.

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

Senator Wallingford assumed the Chair.

Senator Hegeman moved that **SS No. 2** for **SCS** for **SB 590**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS No. 2** for **SCS** for **SB 590**, as amended, was declared perfected and ordered printed.

Senator Riddle moved that **SB 705** be taken up for perfection, which motion prevailed.

Senator Riddle offered **SS** for **SB 705**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 705

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

Senator Riddle moved that **SS** for **SB 705** be adopted.

Senator Onder assumed the Chair.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 705, Page 6, Section 386.266, Line 12, by inserting after all of said line the following:

"**393.358. 1. For purposes of this section, the following terms shall mean:**

(1) "Commission", the Missouri public service commission established under section 386.040;

(2) "Water corporation", a corporation with more than one thousand Missouri customers that otherwise meets the definition of "water corporation" in section 386.020.

2. Water corporations shall develop a qualification process open to all contractors seeking to provide construction and construction-related services for planned infrastructure projects on the water corporation's distribution system. The water corporation shall specify qualification requirements and goals for contractors seeking to perform such work, including but not limited to experience, performance criteria, safety record and policies, technical expertise, scheduling needs and available resources, supplier diversity and insurance requirements. Contractors that meet the qualification requirements shall be eligible to participate in a competitive bidding process for providing construction and construction-related services for planned infrastructure projects on the water corporation's distribution system, and the contractor making the lowest and best bid shall be awarded such contract. For contractors not qualifying through the competitive bid process, the water corporation, upon request from the contractor, shall provide information from the process in which the contractor can be informed as to how to be better positioned to qualify for such bid opportunities in the future. Nothing in this section shall be construed as requiring any water corporation to use third parties instead of its own employees to perform such work, to use the contractor qualification or competitive bidding process in the case of an emergency project, or to terminate any existing contract with a contractor prior to its expiration.

3. Within thirty days after the effective date of this section and with the filing of a general rate proceeding initiated by the water corporation, the water corporation shall file a statement with the commission confirming it has established a qualification process meeting the requirements of this section and that such process is used for no less than ten percent of the corporation's external expenditures for planned infrastructure projects on the water corporation's distribution system. The commission shall have the authority to verify the statements to ensure compliance with this section.

4. By December 31, 2020, the commission shall submit a report to the general assembly on the effects of this section, including water corporation compliance, the costs of performing planned

infrastructure projects prior to the implementation of this section compared to after the implementation of this section, and any other information regarding the process established under this section that the commission deems necessary."; and

Further amend the title and enacting clause accordingly.

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

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 705, Page 2, Section 386.266, Line 26, by striking the word "or"; and further amend line 27 by striking the word "sewer"; and

Further amend said bill and section, page 3, line 3, by striking "or sewer"; and further amend line 4 by striking the word "or"; and further amend line 5, by striking the word "sewer";

Further amend said bill and section, page 5, line 18, by striking the opening and closing bracket around the word "or"; and further amend said line by striking the following: ", or sewer".

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

Senator Riddle moved that **SS** for **SB 705**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SB 705**, as amended, was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1953**, entitled:

An Act to amend chapters 192 and 208, RSMo, by adding thereto two new sections relating to public health and welfare.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2122**, entitled:

An Act to repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, 301.570, and 307.350, RSMo, and to enact in lieu thereof fourteen new sections relating to vehicle sales.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1344**, entitled:

An Act to repeal section 559.600, RSMo, and to enact in lieu thereof one new section relating to private probation services for misdemeanor offenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1800**, entitled:

An Act to repeal section 386.390, RSMo, and to enact in lieu thereof one new section relating to the public service commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1874**, entitled:

An Act to repeal section 8.051, RSMo, and to enact in lieu thereof one new section relating to products sold in the state capitol.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1364**, entitled:

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to transportation and delivery of petroleum products.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1713**, entitled:

An Act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to the Missouri adoptee rights act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1714**, entitled:

An Act to repeal section 453.121, RSMo, and to enact in lieu thereof one new section relating to adoption records.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2026**, entitled:

An Act to repeal section 221.050, RSMo, and to enact in lieu thereof five new sections relating to persons confined in jails.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2043**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Law Enforcement Appreciation Day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2042**, entitled:

An Act to repeal sections 43.650, 210.025, 210.254, 210.258, 557.036, 558.021, 558.046, 559.115, 559.117, 566.030, 566.032, 566.060, 566.062, 566.125, 566.147, 589.400, 589.402, 589.403, 589.405, 589.407, 589.414, and 589.426, RSMo, and to enact in lieu thereof twenty-six new sections relating to sexual offenders, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1991**, entitled:

An Act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof fourteen new sections relating to the deployment of utilities infrastructure.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1614**, entitled:

An Act to amend chapter 266, RSMo, by adding thereto one new section relating to the regulation of agricultural inputs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1461**, entitled:

An Act to repeal sections 452.375, 452.377, 589.660, 589.663, 589.664, 589.666, 589.669, 589.672, and 589.678, RSMo, and to enact in lieu thereof nine new sections relating to the address confidentiality program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1600**, entitled:

An Act to amend chapter 304, RSMo, by adding thereto one new section relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1729**, **1621** and **1436**, entitled:

An Act to repeal sections 8.675, 8.683, 34.217, 89.410, 285.500, 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.260, 290.262, 290.263, 290.265, 290.270, 290.280, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, 290.335, 290.340, 290.550, 292.630, 393.715, 516.130, and 630.546, RSMo, and to enact in lieu thereof eleven new sections relating to the prevailing wage on public works.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1469**, entitled:

An Act to repeal sections 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, and 115.013, RSMo, and to enact in lieu thereof ten new sections relating to Missouri military code.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1968**, entitled:

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the state tartan.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2187**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a highway.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2196**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to celiac awareness day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1517**, entitled:

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to the state legal expense fund.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1573**, entitled:

An Act to repeal sections 160.011, 160.041, 163.021, 163.073, 171.029, 171.031, and 171.033, RSMo, and to enact in lieu thereof six new sections relating to the school calendar, with a delayed effective date for a certain section.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1893**, entitled:

An Act to repeal section 92.820, RSMo, and to enact in lieu thereof one new section relating to public auctions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2243**, entitled:

An Act to repeal section 59.800, RSMo, and to enact in lieu thereof one new section relating to county recording fees.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2318**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2330**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2347**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 53**.

HOUSE CONCURRENT RESOLUTION NO. 53

WHEREAS, the United States participated in World War II from December 7, 1941, until the conclusion of the war on September 2, 1945; and

WHEREAS, hundreds of thousands of American troops served the Allied efforts all over the world, and more than 400,000 American soldiers were killed during the war; and

WHEREAS, the 23rd Headquarters Special Troops and 3133 Signal Service Company, also known as the Ghost Army, served our nation in an innovative way; and

WHEREAS, the Ghost Army risked their lives by diverting attention from real operations to their fake ones, including phony convoys, phantom divisions, and fake headquarters; and

WHEREAS, the Ghost Army employed creativity to save thousands of lives and help the Allied Nations win the war by using inflatable tanks, sound effects, radio trickery, and impersonation to confuse the enemy; and

WHEREAS, the Ghost Army carried out over twenty-one deception missions from Normandy to the Rhine including Operation Brittany in July 1944, to mislead the enemy as to General Patton's intentions as he raced across France to smash the German Army; Operation Bettembourg in September 1944, to hold a dangerously unmanned part of Patton's line as he attacked the fortress city of Metz; Operation Viersen in March 1945, to draw enemy attention away from the Ninth Army's crossing of the Rhine River; and Operation Craftsman in April 1945, to support the Allied effort to break through the German defensive "Gothic Line" north of Florence, Italy; and

WHEREAS, at least six Missourians, Robert J. Bunt, Gurvis D. Scism, Floyd F. Weinrich, Omar D. McCully, Louis Smethers, and Buford A. Patten were members of the Ghost Army:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge Congress to award the Congressional Gold Medal to the Ghost Army in recognition of their service to our country in World War II; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Speaker of the House of the United States House of Representatives, the President Pro Tempore of the United States Senate, the Governor of the State of Missouri, and to all members of the Missouri Congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HCR 57**.

HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 57

WHEREAS, school counselors are employed in public and private schools to help students reach their full potential; and

WHEREAS, school counselors are actively committed to helping students explore their abilities, strengths, interests, and talents as these traits relate to career awareness and development; and

WHEREAS, school counselors help parents focus on ways to further the educational, personal, and social growth of their children; and

WHEREAS, school counselors work with teachers and other educators to help students explore their potential and set realistic goals for themselves; and

WHEREAS, school counselors seek to identify and utilize community resources that can enhance and complement comprehensive school counseling programs and help students to become productive members of society; and

WHEREAS, comprehensive developmental school counseling programs are considered an integral part of the educational process that enables all students to achieve success in school:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby proclaim the first full week of February of each year as Missouri School Counseling Week; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Department of Elementary and Secondary Education.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HCR 66**, entitled:

An Act relating to updating of state department forms.

HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 66
Relating to updating of state department forms.

WHEREAS, state agency and department applications, forms, rules, and other literature use the term "Oriental" or "Asian/Oriental" to describe people of Asian, Pacific Islander, or Native Hawaiian descent:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby instruct all state agencies and departments to remove the term "Oriental" as it refers to persons of Asian, Pacific Islander, or Native Hawaiian descent from all applications, forms, rules, and other literature by January 1, 2020;

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for all chairs and directors of state agencies and departments; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Cunningham requested unanimous consent of the Senate that **SS** for **SCS** for **SB 547** be returned by the Committee on Fiscal Oversight, as it was inadvertently referred to such committee, which request was granted.

RESOLUTIONS

Senator Holsman offered Senate Resolution No. 1510, regarding the One Hundredth Birthday of Neal Andrew Johnson, Kansas City, which was adopted.

Senator Sater offered Senate Resolution No. 1511, regarding Monett Historical Museum, which was adopted.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, John Cruickshank, Consul General of Canada in Chicago.

Senator Holsman introduced to the Senate, Catharine Cooper, Kansas City.

Senator Rizzo introduced to the Senate, twenty-four eighth-grade students from St. Andrews Catholic School, Kansas City.

Senator Chappelle-Nadal introduced to the Senate, the Physician of the Day, Gary M. Gaddis, MD, PhD, St. Louis.

Senator Chappelle-Nadal introduced to the Senate, Ronnie Fredman and David Rubin, University City.

Senator Rizzo introduced to the Senate, Kathy Barszczak, Don Bridgforth, Steve Potter and Jim Staley, Independence.

Senator Holsman introduced to the Senate, Eric Petersen, Kansas City.

Senator Schupp introduced to the Senate, Jamie and Rick Gilley, Maryland Heights.

Senator Schupp introduced to the Senate, Rabbi Rothstein and the students of Yeshivat Kadimah High School, St. Louis.

Senator Schupp introduced to the Senate, Ashley Watson, Sherry Stewart and Gena Terlizzi, representatives of the National Alliance on Mental Illness.

Senator Brown introduced to the Senate, Faith Ann Barnes, Rolla.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Wednesday, March 14, 2018.

SENATE CALENDAR

FORTIETH DAY–WEDNESDAY, MARCH 14, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal

SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman
HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer
HB 1797-Fitzwater
HCS for HB 1525
HB 1250-Plocher
HCS for HB 1358
HCS for HB 2116
HB 2102-Rhoads
HB 1646-Eggleston
HB 2238-Mathews
HCS for HB 1895
HB 1613-Kelley (127)
HCS for HB 1456
HB 2110-Rone
HCS for HB 1947
HCS for HB 2104
HCS for HB 1623
HCS for HB 2062
HCS for HB 1868
HB 1625-Morris
HB 1442-Alferman
HB 1679-Chipman
HB 1892-Wilson
HCS for HB 1645
HB 1953-Neely
HB 2122-Engler
HB 1344-Hill
HB 1800-Miller
HB 1874-Taylor
HCS for HB 1364
HCS for HB 1713
HCS for HB 1714
HB 2026-Wilson
HB 2043-Tate
HCS for HB 2042
HCS for HB 1991
HCS for HB 1614
HCS for HB 1461
HB 1600-Higdon
HCS for HBs 1729, 1621 & 1436
HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty

HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
SS for SCS for SB 707-Schatz (In Fiscal Oversight)
SB 773-Hoskins (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 837-Rowden
2. SB 704-Hegeman
3. SB 870-Hegeman
4. SB 893-Sater, with SCS
5. SB 953-Sater, with SCS
6. SB 850-Wallingford
7. SB 672-Koenig, with SCS
8. SB 578-Romine
9. SB 666-Onder
10. SB 802-Nasheed, with SCS
11. SB 982-Wieland
12. SB 981-Wieland
13. SB 928-Onder, with SCS
14. SB 782-Cunningham, with SCS
15. SB 553-Dixon, with SCS
16. SB 966-Rowden, with SCS
17. SB 706-Riddle
18. SB 917-Crawford, with SCS
19. SB 884-Koenig
20. SB 990-Hegeman, with SCS
21. SB 862-Schatz, with SCS
22. SB 920-Riddle
23. SB 919-Libla
24. SB 822-Hegeman, with SCS
25. SB 652-Nasheed, with SCS
26. SB 693-Wallingford
27. SB 890-Riddle, with SCS
28. SB 697-Romine
29. SJR 25-Romine
30. SB 808-Brown

HOUSE BILLS ON THIRD READING

1. HB 1303-Alferman, with SCS (Rowden)
2. HB 1769-Mathews,with SCS (Schatz) (In Fiscal Oversight)
3. HB 1691-Miller, with SCS (Emery)
4. HB 1665-Swan (Rowden)
5. HB 1465-Cookson, with SCS (Wasson)
6. HB 1291-Henderson, with SCS (Romine)
7. HB 1838-Bernskoetter, with SCS (Kehoe)
8. HB 1413-Taylor, with SCS (Onder) (In Fiscal Oversight)
9. HB 1350-Smith (163), with SCS (Rowden)
10. HB 1504-Reiboldt (Richard)
11. HB 1531-DeGroot (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 547-Munzlinger

SB 743-Sater

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

To be Referred

HCR 53-Dohrman
HCS for HCR 57

HCS for HCR 66

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Journal of the Senate

SECOND REGULAR SESSION

FORTIETH DAY—WEDNESDAY, MARCH 14, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"And that very night the Lord appeared to him and said "I am the God of your father Abraham." (Genesis 26:23)

Lord God, You sustain us when our spirit sags and we experience Your love and comfort. Teach us to be open to others especially those we work with and those who work for us. Let us be thankful for what we learn from others and the assistance we receive when it is so needed. May we express that gratefulness to our staffs that do so much to make our tasks effortless. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The Senate observed a moment of silence in memory of Alaina Petty.

RESOLUTIONS

Senator Cierpiot offered Senate Resolution No. 1512, regarding the death of Jacob Bryan Clark, Lee's Summit, which was adopted.

Senator Richard offered Senate Resolution No. 1513, regarding the One Hundred Forty-fifth Anniversary of Joplin, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Rowden moved that **SB 837** be taken up for perfection, which motion prevailed.

At the request of Senator Rowden, **SB 837** was placed on the Informal Calendar.

Senator Hegeman moved that **SB 704** be taken up for perfection, which motion prevailed.

Senator Hegeman offered **SS** for **SB 704**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 704

An Act to repeal sections 49.020, 49.060, 50.660, 50.783, 54.140, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 94.900, 105.030, 115.124, 137.556, and 162.441, RSMo, and to enact in lieu thereof seventeen new sections relating to political subdivisions, with existing penalty provisions.

Senator Hegeman moved that **SS** for **SB 704** be adopted.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 704, Page 1, Section A, Line 7, by inserting after all of said line the following:

"**41.657. 1. The county governing body or county planning commission, if any, of any county of the second classification with more than fifty-eight thousand but fewer than sixty-five thousand inhabitants, and any county of the third classification without a township form of government and with more than twenty-three thousand but fewer than twenty-six thousand inhabitants may adopt ordinances regulating incompatible land uses and structures within all or any portion of the unincorporated area extending up to three thousand feet outward from the boundaries of any National Guard training center if the county has participated in the completion of a joint land use study associated with that training center.**

2. As used in this section, "incompatible land uses and structures" are determined by the county governing body or county planning commission, if any, to be incompatible with noise, vibration, and other training impacts identified in the joint land use study or the most recent state operational noise management plan. Regulations the county governing body or county planning commission, if any, determines are necessary to effectuate the purposes of this section and the recommendations in the joint land use study or operational noise management plan may include, but are not limited to, density, lot size, outdoor lighting, land use, construction standards, and subdivision of land.

3. The county governing body or county planning commission, if any, may also provide for

coordination with National Guard officials and notification to current and future property owners with respect to potential incompatible land uses, military training impacts, and the existence of any regulation adopted under this section."; and

Further amend the title and enacting clause accordingly.

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

Senator Schatz offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 704, Page 2, Section 49.060, Line 13 of said page, by inserting immediately after "105.030" the following: "**, except that the vacancy shall be filled within sixty days**".

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

Senator Walsh offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 704, Page 7, Section 54.140, Line 9 of said page, by inserting after all of said line the following:

"56.363. 1. The county commission of any county may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of making the county prosecutor a full-time position. The commission shall cause notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a full-time position in _____ County?

☐ YES ☐ NO

If a majority of the voters voting on the proposition vote in favor of making the county prosecutor a full-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office. **The position shall then qualify for the retirement benefits available to a full-time prosecutor of a county of the first classification. Any county that elects to make the position of prosecuting attorney full-time shall pay into the Missouri prosecuting attorneys and circuit attorneys' retirement fund at the same contribution amount as paid by counties of the first classification.**

2. The provisions of subsection 1 of this section notwithstanding, in any county where the proposition of making the county prosecutor a full-time position was submitted to the voters at a general election in 1998 and where a majority of the voters voting on the proposition voted in favor of making the county prosecutor a full-time position, the proposition shall become effective on May 1, 1999. Any prosecuting attorney whose position becomes full time on May 1, 1999, under the provisions of this subsection shall

have the additional duty of providing not less than three hours of continuing education to peace officers in the county served by the prosecuting attorney in each year of the term beginning January 1, 1999.

3. In counties that, prior to August 28, 2001, have elected pursuant to this section to make the position of prosecuting attorney a full-time position, the county commission may at any time elect to have that position also qualify for the retirement benefit available for a full-time prosecutor of a county of the first classification. Such election shall be made by a majority vote of the county commission and once made shall be irrevocable, unless the voters of the county elect to change the position of prosecuting attorney back to a part-time position under subsection 4 of this section. When such an election is made, the results shall be transmitted to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund, and the election shall be effective on the first day of January following such election. Such election shall also obligate the county to pay into the Missouri prosecuting attorneys and circuit attorneys' system retirement fund the same retirement contributions for full-time prosecutors as are paid by counties of the first classification.

4. In any county of the third classification without a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than one thousand seven hundred but fewer than one thousand nine hundred inhabitants as the county seat that has elected to make the county prosecutor a full-time position under this section after August 28, 2014, the county commission may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of changing the full-time prosecutor position to a part-time position. The commission shall cause notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a part-time position in _____ County?

☐ YES ☐ NO

If a majority of the voters vote in favor of making the county prosecutor a part-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office.

5. In any county that has elected to make the full-time position of county prosecutor a part-time position under subsection 4 of this section, the county's retirement contribution to the retirement system and the retirement benefit earned by the member shall prospectively be that of a part-time prosecutor as established in this chapter. Any retirement contribution made and retirement benefit earned prior to the effective date of the voter-approved proposition under subsection 4 of this section shall be maintained by the retirement system and used to calculate the retirement benefit for such prior full-time position service. Under no circumstances shall a member in a part-time prosecutor position earn full-time position retirement benefit service accruals for time periods after the effective date of the proposition changing the county prosecutor back to a part-time position.

56.805. As used in sections 56.800 to 56.840, the following words and terms mean:

(1) "Annuity", annual payments, made in equal monthly installments, to a retired member from funds provided for, in, or authorized by, the provisions of sections 56.800 to 56.840;

(2) "Average final compensation", the average compensation of an employee for the two consecutive years prior to retirement when the employee's compensation was greatest;

(3) "Board of trustees" or "board", the board of trustees established by the provisions of sections 56.800 to 56.840;

(4) "Compensation", all salary and other compensation payable by a county to an employee for personal services rendered as an employee, **including any salary reduction amounts under a cafeteria plan that satisfies 26 U.S.C. Section 125 or an eligible deferred compensation plan that satisfies 26 U.S.C. Section 457** but not including **[**travel and mileage**]** reimbursement **for any expenses, any consideration for agreeing to terminate employment, or any other nonrecurring or unusual payment that is not part of regular remuneration**;

(5) "County", the City of St. Louis and each county in the state;

(6) "Creditable service", the sum of both membership service and creditable prior service;

(7) "Effective date of the establishment of the system", August 28, 1989;

(8) "Employee", an elected or appointed prosecuting attorney or circuit attorney who is employed by a county or a city not within a county;

(9) "Membership service", service as a prosecuting attorney or circuit attorney after becoming a member that is creditable in determining the amount of the member's benefits under this system;

(10) "Prior service", service of a member rendered prior to the effective date of the establishment of the system which is creditable under section 56.823;

(11) "Retirement system" or "system", the prosecuting attorneys and circuit attorneys' retirement system authorized by the provisions of sections 56.800 to 56.840.

56.807. 1. Beginning August 28, 1989, and continuing monthly thereafter until August 27, 2003, the funds for prosecuting attorneys and circuit attorneys provided for in subsection 2 of this section shall be paid from county or city funds.

2. Beginning August 28, 1989, and continuing monthly thereafter until August 27, 2003, each county treasurer shall pay to the system the following amounts to be drawn from the general revenues of the county:

(1) For counties of the third and fourth classification except as provided in subdivision (3) of this subsection, three hundred seventy-five dollars;

(2) For counties of the second classification, five hundred forty-one dollars and sixty-seven cents;

(3) For counties of the first classification, and, except as otherwise provided under section 56.363, counties which pursuant to section 56.363 elect to make the position of prosecuting attorney a full-time position after August 28, 2001, or whose county commission has elected a full-time retirement benefit pursuant to subsection 3 of section 56.363, and the City of St. Louis, one thousand two hundred ninety-one dollars and sixty-seven cents.

3. Beginning August 28, 1989, and continuing until August 27, 2003, the county treasurer shall at least monthly transmit the sums specified in subsection 2 of this section to the Missouri office of prosecution services for deposit to the credit of the "Missouri Prosecuting Attorneys and Circuit Attorneys' Retirement System Fund", which is hereby created. All moneys held by the state treasurer on behalf of the system shall be paid to the system within ninety days after August 28, 1993. Moneys in the Missouri prosecuting attorneys and circuit attorneys' retirement system fund shall be used only for the purposes provided in sections 56.800 to 56.840 and for no other purpose.

4. Beginning August 28, 2003, the funds for prosecuting attorneys and circuit attorneys provided for in this section shall be paid from county or city funds and the surcharge established in this section and collected as provided by this section and sections 488.010 to 488.020.

5. (1) Beginning August 28, 2003, each county treasurer shall pay to the system the following amounts to be drawn from the general revenues of the county:

(a) For counties of the third and fourth classification except as provided in paragraph (c) of this subdivision, one hundred eighty-seven dollars;

(b) For counties of the second classification, two hundred seventy-one dollars;

(c) For counties of the first classification, counties which pursuant to section 56.363 elect to make the position of prosecuting attorney a full-time position after August 28, 2001, or whose county commission has elected a full-time retirement benefit pursuant to subsection 3 of section 56.363, and the City of St. Louis, six hundred forty-six dollars.

(2) Beginning August 28, 2015, the county contribution set forth in paragraphs (a) to (c) of subdivision (1) of this subsection shall be adjusted in accordance with the following schedule based upon the prosecuting attorneys and circuit attorneys' retirement system's annual actuarial valuation report. If the system's funding ratio is:

(a) One hundred twenty percent or more, no monthly sum shall be transmitted;

(b) More than one hundred ten percent but less than one hundred twenty percent, the monthly sum transmitted shall be reduced fifty percent;

(c) At least ninety percent and up to and including one hundred ten percent, the monthly sum transmitted shall remain the same;

(d) At least eighty percent and less than ninety percent, the monthly sum transmitted shall be increased fifty percent; and

(e) Less than eighty percent, the monthly sum transmitted shall be increased one hundred percent.

6. Beginning August 28, 2003, the county treasurer shall at least monthly transmit the sums specified in subsection 5 of this section to the Missouri office of prosecution services for deposit to the credit of the Missouri prosecuting attorneys and circuit attorneys' retirement system fund. Moneys in the Missouri prosecuting attorneys and circuit attorneys' retirement system fund shall be used only for the purposes provided in sections 56.800 to 56.840, and for no other purpose.

7. Beginning August 28, 2003, the following surcharge for prosecuting attorneys and circuit attorneys shall be collected and paid as follows:

(1) There shall be assessed and collected a surcharge of four dollars in all criminal cases filed in the courts of this state including violation of any county ordinance, any violation of criminal or traffic laws of this state, including infractions, and against any person who has pled guilty for any violation and paid a fine through a fine collection center, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state, county, or municipality or when a criminal proceeding or the defendant has been dismissed by the court. For purposes of this section, the term "county ordinance" shall include any ordinance of the City of St. Louis;

(2) The clerk responsible for collecting court costs in criminal cases shall collect and disburse such amounts as provided by sections 488.010 to 488.026. Such funds shall be payable to the prosecuting attorneys and circuit attorneys' retirement fund. Moneys credited to the prosecuting attorneys and circuit attorneys' retirement fund shall be used only for the purposes provided for in sections 56.800 to 56.840 and for no other purpose.

8. The board may accept gifts, donations, grants and bequests from private or public sources to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund.

9. No state moneys shall be used to fund section 56.700 and sections 56.800 to 56.840 unless provided for by law.

10. Beginning January first following the effective date of this act, all members, who upon vesting and retiring are eligible to receive a normal annuity equal to fifty percent of the final average compensation and, as a condition of participation, shall contribute two percent of their gross salary to the fund. Beginning on January 1, 2020, each such member shall contribute four percent of their gross salary to the fund. Each county treasurer shall deduct the appropriate amount from the gross salary of the prosecuting attorney or circuit attorney and, at least monthly, shall transmit the sum to the prosecuting attorney and circuit attorney retirement system for deposit in the prosecuting attorneys and circuit attorneys' retirement fund.

11. Upon separation from the system, a nonvested member shall receive a lump sum payment equal to the total contribution of the member without interest or other increases in value.

12. Upon retirement and in the sole discretion of the board on the advice of the actuary, a member shall receive a lump sum payment equal to the total contribution of the member without interest or other increases in value, but such lump sum shall not exceed twenty-five percent of the final average compensation of the member. This amount shall be in addition to any retirement benefits to which the member is entitled.

13. Upon the death of a nonvested member or the death of a vested member prior to retirement, the lump sum payment in subsection 11 or 12 of this section shall be made to the designated beneficiary of the member or, if no beneficiary has been designated, to the member's estate.

56.814. **1.** Any **[**member**]** **person who became a member prior to January 1, 2019,** who has attained the age of sixty-two years and who has twelve years or more of creditable service as prosecuting attorney or circuit attorney may retire with a normal annuity **as determined in subsection 3 of section 56.840**.

2. Any person who becomes a member on or after January 1, 2019, who has attained the age of sixty-five and who has twelve years or more of creditable service as a prosecuting attorney or circuit attorney may retire with a normal annuity.

56.833. 1. Upon termination of employment, any **[**member with twelve or more years of creditable service**]** **person who became a member prior to January 1, 2019,** shall be entitled to a deferred normal annuity, payable at age fifty-five with twelve or more years of creditable service **as determined in subsection 3 of section 56.840. Upon termination of employment, any person who became a member on or after January 1, 2019, shall be entitled to a deferred normal annuity, payable at age sixty with twelve or more years of creditable service as determined in subsection 3 of section 56.840**. Any member with less than twelve years of creditable service shall forfeit all rights in the fund, including the member's accrued creditable service as of the date of the member's termination of employment.

2. A former member who has forfeited creditable service may have the creditable service restored by again becoming an employee **[**and**]** **within ten years of the date of the termination of employment,** completing four years of continuous membership service**, and contributing an amount to the fund equal to any lump sum payment received under subsections 11 and 12 of section 56.807. Notwithstanding any other provision of section 104.800 to the contrary, a former member shall not be entitled to transfer creditable service into this retirement system unless the member previously vested in this system**.

3. Absences for sickness or injury of less than twelve months shall be counted as membership service.

56.840. **1.** Annuity payments to retired employees under the provisions of sections 56.800 to 56.840 shall be available beginning January first next succeeding the expiration of two calendar years from the effective date of the establishment of the system to eligible retired employees, and employees with at least twelve years of creditable service shall have vested rights and upon reaching the required age shall be entitled to retirement benefits.

2. All members serving as a prosecuting attorney or circuit attorney in a county of the first classification, a county with a charter form of government, or a city not within a county shall receive one year of creditable service for each year served.

3. Notwithstanding any provision of law to the contrary, members serving as a prosecuting attorney in counties that elected to make the position of prosecuting attorney a full-time position shall receive one year of creditable vesting service for each year served as a part-time or full-time prosecuting attorney. Such members shall receive one year of creditable benefit service for each year served as a full-time prosecuting attorney and six-tenths of a year of creditable benefit service for each year served as a part-time prosecuting attorney. Upon retirement, any member who has less than twelve years of creditable benefit service shall receive a reduced full-time benefit in a sum equal to the portion that the member's creditable benefit years bear to twelve vesting years.

4. Members restoring creditable service under subsection 2 of section 56.833 shall receive one year of creditable service for each restored year served as a full-time prosecuting attorney and six-tenths of a year of creditable service for each restored year served as a part-time prosecuting attorney. Unless otherwise permitted by law, no member shall receive credit for any partial year of employment.

5. Notwithstanding any provision of law to the contrary, any member who vested in the system as a part-time prosecuting attorney and who ceased being a member for more than six months before returning as a full-time prosecuting attorney shall be entitled only to retirement benefits as a part-time prosecuting attorney. Any creditable service earned by such an employee upon returning to the

system as a full-time prosecuting attorney shall begin a new vesting period subject to the provision of the system in effect at the time of the member's return. No member shall receive benefits while employed as a prosecuting attorney or circuit attorney."; and

Further amend the title and enacting clause accordingly.

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

Senator Curls offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 704, Page 41, Section 162.441, Line 24, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.**]** **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special"."; and

Further amend the title and enacting clause accordingly.

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

Senator Onder offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 704, Page 41, Section 162.441, Line 24 of said page, by inserting immediately after said line the following:

"227.600. 1. Sections 227.600 to 227.669 shall be known and may be cited as the "Missouri Public-Private Partnerships Transportation Act".

2. As used in sections 227.600 to 227.669, unless the context clearly requires otherwise, the following terms mean:

(1) "Commission", the Missouri highways and transportation commission;

(2) "Comprehensive agreement", the final binding written comprehensive project agreement between a private partner and the commission required in section 227.621 to finance, develop, and/or operate the project;

(3) "Department", the Missouri department of transportation;

(4) "Develop" or "development", to plan, locate, relocate, establish, acquire, lease, design, or construct;

(5) "Finance", to fund the costs, expenses, liabilities, fees, profits, and all other charges incurred to finance, develop, and/or operate the project;

(6) "Interim agreement", a preliminary binding written agreement between a private partner and the commission that provides for completion of studies and any other activities to advance the financing, development, and/or operation of the project required by section 227.618;

(7) "Material default", any uncured default by a private partner in the performance of its duties that jeopardizes adequate service to the public from the project as determined by the commission;

(8) "Operate" or "operation", to improve, maintain, equip, modify, repair, administer, or collect user fees;

(9) "Private partner", any natural person, corporation, partnership, limited liability company, joint venture, business trust, nonprofit entity, other business entity, or any combination thereof;

(10) "Project", exclusively includes any pipeline, ferry, port facility, water facility, water way, water supply facility or pipeline, **stormwater facility or system,** wastewater **system** or **[**wastewater**]** treatment facility, public building, airport, railroad, light rail, vehicle parking facility, mass transit facility, or other similar facility currently available or to be made available to a government entity for public use, including any structure, parking area, appurtenance and other property required to operate the structure or facility to be financed, developed, and/or operated under agreement between the commission and a private partner. The commission or private partner shall not have the authority to collect user fees in connection with the project from motor carriers as defined in section 227.630. Project shall not include any highway, interstate or bridge construction, or any rest area, rest stop, or truck parking facility connected to an interstate or other highway under the authority of the commission. Any project not specifically included in this subdivision

shall not be financed, developed, or operated by a private partner until such project is approved by a vote of the people;

(11) "Public use", a finding by the commission that the project to be financed, developed, and/or operated by a private partner under sections 227.600 to 227.669 will improve or is needed as a necessary addition to the state transportation system;

(12) "Revenues", include but are not limited to the following which arise out of or in connection with the financing, development, and/or operation of the project:

(a) Income;

(b) Earnings;

(c) Proceeds;

(d) User fees;

(e) Lease payments;

(f) Allocations;

(g) Federal, state, and local moneys; or

(h) Private sector moneys, grants, bond proceeds, and/or equity investments;

(13) "State", the state of Missouri;

(14) "State highway system", the state system of highways and bridges planned, located, relocated, established, acquired, constructed, and maintained by the commission under Section 30(b), Article IV, Constitution of Missouri;

(15) "State transportation system", the state system of nonhighway transportation programs, including but not limited to aviation, transit and mass transportation, railroads, ports, waterborne commerce, freight and intermodal connections;

(16) "User fees", tolls, fees, or other charges authorized to be imposed by the commission and collected by the private partner for the use of all or a portion of a project under a comprehensive agreement.

227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the contrary, the process and approval for concession agreements to build, maintain, operate, or finance projects owned by a political subdivision shall be approved by the governing body of such political subdivision and shall not be subject to approval by the commission. Notwithstanding the provisions of subsection 5 of this section, the sale or conveyance of any project owned by a political subdivision shall be subject to voter approval if required by law.

2. As used in this section, the term "concession agreement" shall mean a license or lease between a private partner and a political subdivision for the development, finance, operation, or maintenance of a project, as such term is defined in section 227.600.

3. Notwithstanding any provision of law to the contrary, political subdivisions may enter into concession agreements provided that:

(1) The term of the concession agreement shall be for a term not exceeding thirty years;

(2) The political subdivision shall retain oversight of operations of any such project;

(3) The political subdivision shall retain oversight of rate setting methodology;

(4) The political subdivision shall have the right to terminate the agreement if the private partner does not comply with the concession agreement.

4. The commission shall not be required to oversee, or issue an annual report under section 227.669 for, projects approved by political subdivisions, provided that any political subdivision entering into a concession agreement shall use a public-private partnership framework that shall include a competitive bidding process.

5. Except as provided in subsection 1 of this section, the provisions of sections 71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600 shall not apply to concession agreements that are approved as provided in this section."; and

Further amend the title and enacting clause accordingly.

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

Senator Hegeman moved that **SS** for **SB 704**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SB 704**, as amended, was declared perfected and ordered printed.

Senator Hegeman moved that **SB 870** be taken up for perfection, which motion prevailed.

Senator Hegeman offered **SS** for **SB 870**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 870

An Act to repeal sections 99.848, 135.090, 190.094, 190.100, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, and 191.630, RSMo, and to enact in lieu thereof twenty-nine new sections relating to emergency medical services, with existing penalty provisions.

Senator Hegeman moved that **SS** for **SB 870** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 870, Pages 1-2, Section 99.848, by striking all of said section and inserting in lieu thereof the following:

"99.848. **1.** Notwithstanding subsection 1 of section **[**99.847**]** **99.845**, any district **or county imposing a property tax for the purposes of** providing emergency services pursuant to chapter 190 or 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent **[**nor**]** **but not** more than one hundred percent of the district's tax increment. This section shall not apply to tax increment financing projects or districts approved prior to August 28, 2004.

2. Beginning August 28, 2018, an ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall

annually set the reimbursement rate under subsection 1 of this section prior to the time the assessment is paid into the special allocation fund. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2018, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this section."; and

Further amend said bill and section, page 2, line 10 of said page, by inserting after all of said line the following:

"100.050. 1. Any municipality proposing to carry out a project for industrial development shall first, by majority vote of the governing body of the municipality, approve the plan for the project. The plan shall include the following information pertaining to the proposed project:

(1) A description of the project;

(2) An estimate of the cost of the project;

(3) A statement of the source of funds to be expended for the project;

(4) A statement of the terms upon which the facilities to be provided by the project are to be leased or otherwise disposed of by the municipality; and

(5) Such other information necessary to meet the requirements of sections 100.010 to 100.200.

2. If the plan for the project is approved after August 28, 2003, and the project plan involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality, the project plan shall additionally include the following information:

(1) A statement identifying each school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** county, or city affected by such project except property assessed by the state tax commission pursuant to chapters 151 and 153;

(2) The most recent equalized assessed valuation of the real property and personal property included in the project, and an estimate as to the equalized assessed valuation of real property and personal property included in the project after development;

(3) An analysis of the costs and benefits of the project on each school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** county, or city; and

(4) Identification of any payments in lieu of taxes expected to be made by any lessee of the project, and the disposition of any such payments by the municipality.

3. If the plan for the project is approved after August 28, 2003, any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of issuing the bonds and administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under**

chapter 321, county, or city in proportion to the current ad valorem tax levy of each school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** county, or city; however, in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, or any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants, if the plan for the project is approved after May 15, 2005, such amounts shall be disbursed by the municipality's treasurer or other financial officer to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity.

4. Notwithstanding the provisions of subsection 3 of this section to the contrary, beginning August 28, 2018, any district or county imposing a property tax for the purposes of providing emergency services under chapter 190 or 321 to the project area shall be entitled to be reimbursed in an amount that is at least fifty percent but not more than one hundred percent of the amount of ad valorem property tax revenues that such district or county would have received in the absence of a tax abatement or exemption provided to property included in the project. An ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate provided in this subsection prior to the time the assessment is determined by the assessor of the county in which the project is located, or, if not located within a county, then the assessor of such city. If the plan is amended by ordinance or by any other means after August 28, 2018, the ambulance or fire protection district or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate pursuant to this subsection.

100.059. 1. The governing body of any municipality proposing a project for industrial development which involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality shall, not less than twenty days before approving the plan for a project as required by section 100.050, provide notice of the proposed project to the county in which the municipality is located and any school district that is a school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** county, or city; however, in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, or any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants, if the plan for the project is approved after May 15, 2005, such notice shall be provided to all affected taxing entities in the county. Such notice shall include the information required in section 100.050, shall state the date on which the governing body of the municipality will first consider approval of the plan, and shall invite such school districts, community college districts, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** counties, or cities to submit comments to the governing body and the comments shall be fairly and duly considered.

2. Notwithstanding any other provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Section 26(b), Article VI, Constitution of Missouri, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value

of taxable tangible property as shown on the last completed assessment for state or county purposes.

3. The county assessor shall include the current assessed value of all property within the school district, community college district, **ambulance district board operating under chapter 190, fire protection district board operating under chapter 321,** county, or city in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Section 26(b), Article VI, Constitution of Missouri.

4. This section is applicable only if the plan for the project is approved after August 28, 2003."; and

Further amend said bill, page 66, section 191.630, line 13 of said page, by inserting after all of said line the following:

"353.110. 1. Once the requirements of this section have been complied with, the real property of urban redevelopment corporations acquired pursuant to this chapter shall not be subject to assessment or payment of general ad valorem taxes imposed by the cities affected by this law, or by the state or any political subdivision thereof, for a period not in excess of ten years after the date upon which such corporations become owners of such real property, except to such extent and in such amount as may be imposed upon such real property during such period measured solely by the amount of the assessed valuation of the land, exclusive of improvements, acquired pursuant to this chapter and owned by such urban redevelopment corporation, as was determined by the assessor of the county in which such real property is located, or, if not located within a county, then by the assessor of such city, for taxes due and payable thereon during the calendar year preceding the calendar year during which the corporation acquired title to such real property. The amounts of such tax assessments shall not be increased during such period so long as the real property is owned by an urban redevelopment corporation and used in accordance with a development plan authorized by the legislative authority of such cities**, except as provided under subsection 4 of this section**.

2. In the event, however, that any such real property was tax exempt immediately prior to ownership by any urban redevelopment corporation, such assessor or assessors shall, upon acquisition of title thereto by the urban redevelopment corporation, promptly assess such land, exclusive of improvements, at such valuation as shall conform to but not exceed the assessed valuation made during the preceding calendar year of other land, exclusive of improvements, adjacent thereto or in the same general neighborhood, and the amount of such assessed valuation shall not be increased during the period set pursuant to subsection 1 of this section so long as the real property is owned by an urban redevelopment corporation and used in accordance with a development plan authorized by the legislative authority of such cities. For the next ensuing period not in excess of fifteen years, ad valorem taxes upon such real property shall be measured by the assessed valuation thereof as determined by such assessor or assessors upon the basis of not to exceed fifty percent of the true value of such real property, including any improvements thereon, nor shall such valuations be increased above fifty percent of the true value of such real property from year to year during such next ensuing period so long as the real property is owned by an urban redevelopment corporation and used in accordance with an authorized development plan. After a period totaling not more than twenty-five years, such real property shall be subject to assessment and payment of all ad valorem taxes, based on the full true value of the real property; provided, that after the completion of the redevelopment project, as authorized by law or ordinance whenever any urban redevelopment corporation shall elect to pay full taxes, or at the expiration of the period, such real property shall be owned and operated free from any of the

conditions, restrictions or provisions of this chapter, and of any ordinance, rule or regulation adopted pursuant thereto, any other law limiting the right of domestic and foreign insurance companies to own and operate real estate to the contrary notwithstanding.

3. No tax abatement or exemption authorized by this section shall become effective unless and until the governing body of the city:

(1) Furnishes each political subdivision whose boundaries for ad valorem taxation purposes include any portion of the real property to be affected by such tax abatement or exemption with a written statement of the impact on ad valorem taxes such tax abatement or exemption will have on such political subdivisions and written notice of the hearing to be held in accordance with subdivision (2) of this subsection. The written statement and notice required by this subdivision shall be furnished as provided by local ordinance before the hearing and shall include, but need not be limited to, an estimate of the amount of ad valorem tax revenues of each political subdivision which will be affected by the proposed tax abatement or exemption, based on the estimated assessed valuation of the real property involved as such property would exist before and after it is redeveloped;

(2) Conducts a public hearing regarding such tax abatement or exemption, at which hearing all political subdivisions described in subdivision (1) of this subsection shall have the right to be heard on such grant of tax abatement or exemption;

(3) Enacts an ordinance which provides for expiration of development rights, including the rights of eminent domain and tax abatement, in the event of failure of the urban redevelopment corporation to acquire ownership of property within the area of the development plan. Such ordinance shall provide for a duration of time within which such property must be acquired, and may allow for acquisition of property under the plan in phases.

4. **(1)** Notwithstanding any other provision of law to the contrary, payments in lieu of taxes may be imposed by contract between a city and an urban redevelopment corporation which receives tax abatement or exemption on property pursuant to this section. Such payments shall be made to the collector of revenue of the county or city not within a county by December thirty-first of each year payments are due. The governing body of the city shall furnish the collector a copy of any such contract requiring payment in lieu of taxes. The collector shall allocate all revenues received from such payment in lieu of taxes among all taxing authorities whose property tax revenues are affected by the exemption or abatement on the same pro rata basis and in the same manner as the ad valorem property tax revenues received by each taxing authority from such property in the year such payments are due.

(2) (a) The provisions of subsection 1 of this section and subdivision (1) of this subsection notwithstanding, beginning August 28, 2018, any district or county imposing a property tax for the purposes of providing emergency services under chapter 190 or 321 shall be entitled to be reimbursed in an amount that is at least fifty percent but not more than one hundred percent of the amount of ad valorem property tax revenues that the district or county would have received in the absence of the tax abatement or exemption provided under this section.

(b) An ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate under paragraph (a) of this subdivision prior to the time the assessment is

determined by the assessor of the county in which such district is located, or, if not located within a county, then the assessor of such city. If the development plan or redevelopment project is amended by ordinance or by any other means after August 28, 2018, the ambulance or fire protection district board shall have the right to recalculate the reimbursement rate under this subdivision.

5. The provisions of subsection 3 of this section shall not apply to any amendment or future amendment to a phased development plan approved by the governing body of the city prior to the effective date of the provisions of subsection 3 of this section and upon which construction has been in progress pursuant to such phased plan."; and

Further amend the title and enacting clause accordingly.

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

Senator Hummel offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 870, Page 28, Section 190.147, Line 14 of said page, by inserting immediately after "facility" the following: "**; provided, that such determination shall be made in cooperation with at least one other EMT-P or other medical professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally-recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport.**

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file"; and further amend said section by renumbering the remaining subsections accordingly.

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

Senator Curls offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 870, Page 66, Section 191.630, Line 13 of said page, by inserting after all of said line the following:

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

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

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

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

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

body or limbs.

2. Unless extraordinary circumstances exist as determined by a corrections officer, a correctional center shall not use restraints on a pregnant offender in her third trimester during transportation to and from visits to health care providers or court proceedings, or during medical appointments and examinations, labor, delivery, or forty-eight hours postdelivery.

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

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and fetus in the case of a forward fall.

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

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

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender forty-eight hours postdelivery in accordance with subsection 3 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section and section 217.147; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section and section 217.149 upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities.

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

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant prisoner in her third trimester, a postpartum prisoner forty-eight hours postdelivery, the

staff of the county or city jail or medical facility, other prisoners, or the public;

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

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

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

2. Unless extraordinary circumstances exist as determined by a sheriff or jailer, a county or city jail shall not use restraints on a pregnant prisoner in her third trimester during transportation to and from visits to health care providers or court proceedings, medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery.

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

4. Anytime restraints are used on a pregnant prisoner in her third trimester or on a postpartum prisoner forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such prisoner, and if wrist restraints are used, such restraints shall be placed in the front of such prisoner's body to protect the prisoner and fetus in the case of a forward fall.

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

6. Pregnant prisoners shall be transported in vehicles equipped with seatbelts.

7. The county or city jail shall:

(1) Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section and section 221.520; and

(2) Inform female prisoners, in writing and orally, of any policies and practices developed in accordance with this section and section 221.520 upon admission to the jail, and post the policies and practices in locations in the jail where such notices are commonly posted and will be seen by female prisoners."; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted.

Senator Curls offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Bill No. 870, Page 5, Section 221.520, Line 22, by inserting after the word "prisoners." the following:

"**8. The provisions of this section shall only apply to jails located in a county with a charter form of government, any city located in a county with a charter form of government, or any city not within a county.**".

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

Senator Onder offered **SA 2** to **SA 3**, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Bill No. 870, Page 2, Section 217.151, Line 21, by striking the word "fetus" and inserting in lieu thereof the word "**unborn child**"; and

Further amend said amendment, page 5, section 221.520, line 4, by striking the word "fetus" and inserting in lieu thereof the word "**unborn child**".

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

Senator Curls moved that **SA 3**, as amended, be adopted, which motion prevailed.

Senator Hegeman moved that **SS** for **SB 870**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SB 870**, as amended, was declared perfected and ordered printed.

Senator Sater moved that **SB 893**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 893**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 893

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.100, 116.110, 116.160, 116.230, 116.270, 116.332, and 116.334, RSMo, and to enact in lieu thereof thirteen new sections relating to the petition process for amending the law, with penalty provisions and a delayed effective date.

Was taken up.

Senator Sater moved that **SCS** for **SB 893** be adopted.

Senator Sater offered **SS** for **SCS** for **SB 893**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 893

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.100, 116.110, 116.160, 116.230, 116.270, 116.332, and 116.334, RSMo, and to enact in lieu thereof fourteen new sections relating

to the petition process for amending the law, with penalty provisions and a delayed effective date.

Senator Sater moved that **SS** for **SCS** for **SB 893** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 893, Page 8, Section 116.050, Lines 17-28 of said page, by striking all of the underlined language from said lines; and

Further amend said bill and section, page 9, line 1 of said page, by striking "3."; and further amend said section by renumbering the remaining subsection accordingly; and

Further amend said bill, pages 12-13, section 116.100, by striking all of said section from the bill; and

Further amend said bill, pages 15-16, section 116.270, by striking all of said section from the bill; and

Further amend said bill, pages 16-17, section 116.275, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Sater, **SB 893**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 705**; and **SS No. 2** for **SCS** for **SB 590**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Onder assumed the Chair.

REFERRALS

President Pro Tem Richard referred **HCR 53** and **HCS** for **HCR 57** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **SS No. 2** for **SCS** for **SB 590** to the Committee on Fiscal Oversight.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

HCS for **HCR 66**—Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Kehoe, the Senate recessed until 7:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

SENATE BILLS FOR PERFECTION

SB 953, with **SCS**, was placed on the Informal Calendar.

Senator Wallingford moved that **SB 850** be taken up for perfection, which motion prevailed.

Senator Wallingford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 850, Page 1, In the Title, Line 3, by striking all of said line and inserting in lieu thereof the following: "to records involving children."; and

Further amend said bill and page, section A, line 2, by inserting after all of said line the following:

"193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. **No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division or division of youth services on behalf of a child who has come under the jurisdiction of the juvenile court under section 211.031.** All fees shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public services health fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record,

the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes."; and

Further amend the title and enacting clause accordingly.

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

Senator Koenig offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 850, Page 1, In the Title, Line 3, by striking all of said line and inserting in lieu thereof the following: "to records involving children."; and

Further amend said bill, page 4, section 210.152, line 102, by inserting after all of said line the following:

"210.498. **1.** Any parent or legal guardian **of a child in foster care** may have access to investigation records kept by the division regarding **[**a decision for**]** the denial **[**of or the**],** suspension**,** or revocation of **[**a**] the** license **[**to a specific person to operate or maintain**] of** a foster home **[**if such specific person does or may provide services or care to a child of the person requesting the information**] in which the child was placed**. The request for the release of such information shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied **[**with**] by** a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include only information pertaining to the nature and disposition of any denial, suspension**,** or revocation of a license to operate a foster home. This response shall not include any identifying information regarding any person other than the person to whom a foster home license was denied, suspended**,** or revoked. **The response shall not include financial, medical, or other personal information relating to the foster home provider and the foster home provider's family unless the division determines that the information is directly relevant to the disposition of the investigation and report.** The response shall be given within ten working days of the time it was received by the division.

2. The division may disclose or utilize information and records relating to foster homes in its discretion and as needed for the administration of the foster care program including, but not limited

to, the licensure of foster homes and for the protection, care, and safety of children who are or who may be placed in foster care.

3. Upon written request, the director of the department of social services shall authorize the disclosure of information and findings pertaining to foster homes in cases of child fatalities or near-fatalities to courts, juvenile officers, law enforcement agencies, and prosecuting and circuit attorneys that have a need for the information to conduct their duties under law. Nothing in this subsection shall otherwise preclude the disclosure of such information as provided for under subsection 5 of section 210.150.

4. The division may disclose information and records pertaining to foster homes to juvenile officers, courts, the office of child advocate, guardians ad litem, law enforcement agencies, child welfare agencies, child placement agencies, prosecuting attorneys, and other local, state, and federal government agencies that have a need for the information to conduct their duties under law.

5. Information and records pertaining to the licensure of foster homes and the care and treatment of children in foster homes shall be considered closed records under chapter 610 and may only be disclosed and utilized under this section.

453.121. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Adopted adult", any adopted person who is eighteen years of age or over;

(2) "Adopted child", any adopted person who is less than eighteen years of age;

(3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years of age or over;

(4) "Biological parent", the natural and biological mother or father of the adopted child;

(5) "Identifying information", information which includes the name, date of birth, place of birth and last known address of the biological parent;

(6) "Lineal descendant", a legal descendant of a person as defined in section 472.010;

(7) "Nonidentifying information", information concerning the physical description, nationality, religious background and medical history of the biological parent or sibling.

2. All papers, records, and information pertaining to an adoption whether part of any permanent record or file may be disclosed only in accordance with this section.

3. Nonidentifying information, if known, concerning undisclosed biological parents or siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive parents, legal guardians, adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, upon written request therefor.

4. An adopted adult, or the adopted adult's lineal descendants if the adopted adult is deceased, may make a written request to the circuit court having original jurisdiction of such adoption to secure and disclose information identifying the adopted adult's biological parents. If the biological parents have consented to the release of identifying information under subsection 8 of this section, the court shall disclose such identifying information to the adopted adult or the adopted adult's lineal descendants if the adopted adult

is deceased. If the biological parents have not consented to the release of identifying information under subsection 8 of this section, the court shall, within ten days of receipt of the request, notify in writing the child-placing agency or juvenile court personnel having access to the information requested of the request by the adopted adult or the adopted adult's lineal descendants.

5. Within three months after receiving notice of the request of the adopted adult, or the adopted adult's lineal descendants, the child-placing agency or the juvenile court personnel shall make reasonable efforts to notify the biological parents of the request of the adopted adult or the adopted adult's lineal descendants. The child-placing agency or juvenile court personnel may charge actual costs to the adopted adult or the adopted adult's lineal descendants for the cost of making such search. All communications under this subsection are confidential. For purposes of this subsection, "notify" means a personal and confidential contact with the biological parent of the adopted adult, which initial contact shall be made by an employee of the child-placing agency which processed the adoption, juvenile court personnel or some other licensed child-placing agency designated by the child-placing agency or juvenile court. Nothing in this section shall be construed to permit the disclosure of communications privileged pursuant to section 491.060. At the end of three months, the child-placing agency or juvenile court personnel shall file a report with the court stating that each biological parent that was located was given the following information:

(1) The nature of the identifying information to which the agency has access;

(2) The nature of any nonidentifying information requested;

(3) The date of the request of the adopted adult or the adopted adult's lineal descendants;

(4) The right of the biological parent to file an affidavit with the court stating that the identifying information should be disclosed;

(5) The effect of a failure of the biological parent to file an affidavit stating that the identifying information should be disclosed.

6. If the child-placing agency or juvenile court personnel reports to the court that it has been unable to notify the biological parent within three months, the identifying information shall not be disclosed to the adopted adult or the adopted adult's lineal descendants. Additional requests for the same or substantially the same information may not be made to the court within one year from the end of the three-month period during which the attempted notification was made, unless good cause is shown and leave of court is granted.

7. If, within three months, the child-placing agency or juvenile court personnel reports to the court that it has notified the biological parent pursuant to subsection 5 of this section, the court shall receive the identifying information from the child-placing agency. If an affidavit duly executed by a biological parent authorizing the release of information is filed with the court or if a biological parent is found to be deceased, the court shall disclose the identifying information as to that biological parent to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, provided that the other biological parent either:

(1) Is unknown;

(2) Is known but cannot be found and notified pursuant to **[**section 5 of this act**]** **subsection 5 of this section**;

(3) Is deceased; or

(4) Has filed with the court an affidavit authorizing release of identifying information.

If the biological parent fails or refuses to file an affidavit with the court authorizing the release of identifying information, then the identifying information shall not be released to the adopted adult. No additional request for the same or substantially the same information may be made within three years of the time the biological parent fails or refuses to file an affidavit authorizing the release of identifying information.

8. Any adopted adult whose adoption was finalized in this state or whose biological parents had their parental rights terminated in this state may request the court to secure and disclose identifying information concerning an adult sibling. Identifying information pertaining exclusively to the adult sibling, whether part of the permanent record of a file in the court or in an agency, shall be released only upon consent of that adult sibling.

9. The central office of the children's division within the department of social services shall maintain a registry by which biological parents, adult siblings, and adoptive adults may indicate their desire to be contacted by each other. The division may request such identification for the registry as a party may possess to assure positive identifications. At the time of registry, a biological parent or adult sibling may consent in writing to the release of identifying information to an adopted adult. If such a consent has not been executed and the division believes that a match has occurred on the registry between biological parents or adult siblings and an adopted adult, an employee of the division shall make the confidential contact provided in subsection 5 of this section with the biological parents or adult siblings and with the adopted adult. If the division believes that a match has occurred on the registry between one biological parent or adult sibling and an adopted adult, an employee of the division shall make the confidential contact provided by subsection 5 of this section with the biological parent or adult sibling. The division shall then attempt to make such confidential contact with the other biological parent, and shall proceed thereafter to make such confidential contact with the adopted adult only if the division determines that the other biological parent meets one of the conditions specified in subsection 7 of this section. The biological parent, adult sibling, or adopted adult may refuse to go forward with any further contact between the parties when contacted by the division.

10. The provisions of this section, except as provided in subsection 5 of this section governing the release of identifying and nonidentifying adoptive information apply to adoptions completed before and after August 13, 1986.

11. All papers, records, and information known to or in the possession of an adoptive parent or adoptive child that pertain to an adoption, whether or not part of any permanent record or file, may be disclosed by the adoptive parent or adoptive child. The provisions of this subsection shall not be construed to create a right to have access to information not otherwise allowed under this section.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting

on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals

are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or

unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; **[**and**]**

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business**; and**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498."; and

Further amend the title and enacting clause accordingly.

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

Senator Riddle offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 850, Page 1, Section A, Line 2, by inserting after all of said line the following:

"**210.151. 1. The children's division, a juvenile officer, or a prosecuting or circuit attorney may petition the circuit court for an order directing a parent, guardian, or other person with care, custody, or control of a child who is the subject of an investigation of child abuse or neglect to present the child at a place and time designated by the court to a SAFE CARE provider, as defined in section 334.950, for a sexual assault forensic examination or a child physical abuse forensic examination, or to a child assessment center, as described in section 210.001, for an interview. During an interview at a child assessment center, a video recording of any interview with the child at the center shall be made and preserved and shall be admissible in evidence in accordance with Missouri supreme court rules and the provisions of chapters 490, 491, 492, 510, 545, and 595.**

(1) The court shall enter an order under this section if the court determines that there is probable cause to believe that the child has been abused or neglected, the examination or interview is reasonably necessary for the completion of an investigation or for the collection of evidence, and doing so would be in the best interests of the child.

(2) The petition and order may be made on an ex parte basis when it is reasonable to believe that providing notice may place the child at risk of further abuse or neglect, when it is reasonable to believe that providing notice may cause the child to be removed from the state of Missouri or the

jurisdiction of the court, or if it is reasonable to believe that evidence relevant to the investigation will be unavailable if the order is not entered.

2. Any person served with a petition and order under this section shall not be required to file an answer, but may file an answer or a motion for a protective order or other appropriate relief. At the time the order is served, the parent, guardian, or person with care, custody, or control of the child shall be advised, both orally and in writing, of his or her right to file an answer or motion with the court.

(1) The answer or motion shall be filed at or before the time for production or disclosure set out in the order. The answer or motion shall be in writing, but no particular form shall be required. The clerk shall serve a copy of the answer or motion on the director of the children's division or on the agency that applied for the order.

(2) The court shall expedite a hearing on the motion and shall issue its decision no later than one business day after the date the motion is filed. The court may review the motion in camera and stay implementation of the order once for up to three days.

(3) Any information that may reveal the identity of a hotline reporter shall not be disclosed to anyone in any proceeding under this section unless otherwise allowed by law.

3. The petition for an order under this section shall be filed in the juvenile or family court that has jurisdiction under section 211.031 or in the circuit court of the county:

(1) Where the child resides;

(2) Where the child may be found;

(3) Where the parent or legal guardian of the child resides or may be found;

(4) Where the alleged perpetrator of the child abuse or neglect resides or may be found;

(5) Where the subject of the order may be located or found;

(6) In Cole County, if none of the other venue provisions of this section apply.

The court shall expedite all proceedings under this section so as to ensure the safety of the child, the preservation of relevant evidence, the completion of child abuse and neglect investigations within statutory timeframes, and the provision of appropriate due process to the parties involved.

4. Any person served with an order under this section who knowingly violates the order shall be guilty of a class A misdemeanor.

5. The timeframes for the division to complete its investigation and notify the alleged perpetrator of its decision set forth in sections 210.145, 210.152, and 210.183 shall be tolled from the date that the division files a petition for an order until the order is complied with in full, the order is withdrawn, or a court of competent jurisdiction quashes the order."; and

Further amend the title and enacting clause accordingly.

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

Senator Curls offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Bill No. 850, Page 1, Section A, Line 2, by inserting after all of said line the following:

"210.145. 1. The division shall develop protocols which give priority to:

(1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;

(2) Promoting the preservation and reunification of children and families consistent with state and federal law;

(3) Providing due process for those accused of child abuse or neglect; and

(4) Maintaining an information system operating at all times, capable of receiving and maintaining reports. This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. The division shall utilize structured decision-making protocols for classification purposes of all child abuse and neglect reports. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated within twenty-four hours and shall be classified based upon the reported risk and injury to the child. The division shall promulgate rules regarding the structured decision-making protocols to be utilized for all child abuse and neglect reports.

3. Upon receipt of a report, the division shall determine if the report merits investigation, including reports which if true would constitute a suspected violation of any of the following: section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or other crimes under chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205, section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The division shall immediately communicate all reports that merit investigation to its appropriate local office and any relevant information as may be contained in the information system. The local division staff shall determine, through the use of protocols developed by the division, whether an investigation or the family assessment and services approach should be used to respond to the allegation. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child.

4. **The division may accept a report for investigation or family assessment if either the child or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in Missouri.**

5. The division may accept a report if the child has recently resided in Missouri, but he or she is currently located in another state and the reported incident occurred outside of Missouri. If the report appears credible, the division shall immediately communicate such report to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information as may be contained in the division's information system.

6. When the child abuse and neglect hotline receives three or more calls, within a seventy-two hour period, from one or more individuals concerning the same child, the division shall conduct a review to

determine whether the calls meet the criteria and statutory definition for a child abuse and neglect report to be accepted. In conducting the review, the division shall contact the hotline caller or callers in order to collect information to determine whether the calls meet the criteria for harassment.

[5.**]** **7.** The local office shall contact the appropriate law enforcement agency immediately upon receipt of a report which division personnel determine merits an investigation and provide such agency with a detailed description of the report received. In such cases the local division office shall request the assistance of the local law enforcement agency in all aspects of the investigation of the complaint. The appropriate law enforcement agency shall either assist the division in the investigation or provide the division, within twenty-four hours, an explanation in writing detailing the reasons why it is unable to assist.

[6.**]** **8.** The local office of the division shall cause an investigation or family assessment and services approach to be initiated in accordance with the protocols established in subsection 2 of this section, except in cases where the sole basis for the report is educational neglect. If the report indicates that educational neglect is the only complaint and there is no suspicion of other neglect or abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the report indicates the child is in danger of serious physical harm or threat to life, an investigation shall include direct observation of the subject child within twenty-four hours of the receipt of the report. Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

(1) (a) No person is present in the home at the time of the home visit; and

(b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;

(2) The alleged perpetrator will be alerted regarding the attempted visit; or

(3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to **or** investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

[7.**]** **9.** The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g, and federal rule 34 C.F.R., Part 99.

[8.**]** **10.** The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

[9.**]** **11.** When a report has been made by a person required to report under section 210.115, the division shall contact the person who made such report within forty-eight hours of the receipt of the report in order to ensure that full information has been received and to obtain any additional information or medical records, or both, that may be pertinent.

[10.**]** **12.** Upon completion of the investigation, if the division suspects that the report was made maliciously or for the purpose of harassment, the division shall refer the report and any evidence of malice or harassment to the local prosecuting or circuit attorney.

[11.**]** **13.** Multidisciplinary teams shall be used whenever conducting the investigation as determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private.

[12.**]** **14.** For all family support team meetings involving an alleged victim of child abuse or neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be provided notice and be permitted to attend all such meetings. Family members, other than alleged perpetrators, or other community informal or formal service providers that provide significant support to the child and other individuals may also be invited at the discretion of the parents of the child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and the foster parents may request that other individuals, other than alleged perpetrators, be permitted to attend such team meetings. Once a person is provided notice of or attends such team meetings, the division or the convenor of the meeting shall provide such persons with notice of all such subsequent meetings involving the child. Families may determine whether individuals invited at their discretion shall continue to be invited.

[13.**]** **15.** If the appropriate local division personnel determine after an investigation has begun that completing an investigation is not appropriate, the division shall conduct a family assessment and services approach. The division shall provide written notification to local law enforcement prior to terminating any investigative process. The reason for the termination of the investigative process shall be documented in

the record of the division and the written notification submitted to local law enforcement. Such notification shall not preclude nor prevent any investigation by law enforcement.

[14.**] 16.** If the appropriate local division personnel determines to use a family assessment and services approach, the division shall:

(1) Assess any service needs of the family. The assessment of risk and service needs shall be based on information gathered from the family and other sources;

(2) Provide services which are voluntary and time-limited unless it is determined by the division based on the assessment of risk that there will be a high risk of abuse or neglect if the family refuses to accept the services. The division shall identify services for families where it is determined that the child is at high risk of future abuse or neglect. The division shall thoroughly document in the record its attempt to provide voluntary services and the reasons these services are important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse voluntary services or the child needs to be protected, the division may commence an investigation;

(3) Commence an immediate investigation if at any time during the family assessment and services approach the division determines that an investigation, as delineated in sections 210.109 to 210.183, is required. The division staff who have conducted the assessment may remain involved in the provision of services to the child and family;

(4) Document at the time the case is closed, the outcome of the family assessment and services approach, any service provided and the removal of risk to the child, if it existed.

[15.**] 17.** (1) Within forty-five days of an oral report of abuse or neglect, the local office shall update the information in the information system. The information system shall contain, at a minimum, the determination made by the division as a result of the investigation, identifying information on the subjects of the report, those responsible for the care of the subject child and other relevant dispositional information. The division shall complete all investigations within forty-five days, unless good cause for the failure to complete the investigation is specifically documented in the information system. Good cause for failure to complete an investigation shall include, but not be limited to:

(a) The necessity to obtain relevant reports of medical providers, medical examiners, psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence by third parties which has not been completed and provided to the division;

(b) The attorney general or the prosecuting or circuit attorney of the city or county in which a criminal investigation is pending certifies in writing to the division that there is a pending criminal investigation of the incident under investigation by the division and the issuing of a decision by the division will adversely impact the progress of the investigation; or

(c) The child victim, the subject of the investigation or another witness with information relevant to the investigation is unable or temporarily unwilling to provide complete information within the specified time frames due to illness, injury, unavailability, mental capacity, age, developmental disability, or other cause.

The division shall document any such reasons for failure to complete the investigation.

(2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the investigation shall remain open until the division's investigation surrounding such death or near-fatal injury is completed.

(3) If the investigation is not completed within forty-five days, the information system shall be updated at regular intervals and upon the completion of the investigation, which shall be completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality. The information in the information system shall be updated to reflect any subsequent findings, including any changes to the findings based on an administrative or judicial hearing on the matter.

[16.**]** **18.** A person required to report under section 210.115 to the division and any person making a report of child abuse or neglect made to the division which is not made anonymously shall be informed by the division of his or her right to obtain information concerning the disposition of his or her report. Such person shall receive, from the local office, if requested, information on the general disposition of his or her report. Such person may receive, if requested, findings and information concerning the case. Such release of information shall be at the discretion of the director based upon a review of the reporter's ability to assist in protecting the child or the potential harm to the child or other children within the family. The local office shall respond to the request within forty-five days. The findings shall be made available to the reporter within five days of the outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may request that the report be referred by the division to the office of child advocate for children's protection and services established in sections 37.700 to 37.730. Upon request by a reporter under this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the office of child advocate for children's protection and services.

[17.**]** **19.** The division shall provide to any individual who is not satisfied with the results of an investigation information about the office of child advocate and the services it may provide under sections 37.700 to 37.730.

[18.**]** **20.** In any judicial proceeding involving the custody of a child the fact that a report may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

[19.**]** **21.** In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

22. Nothing in this section shall prohibit the children's division from co-investigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation when the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and when such receiving agency is exercising its authority under law.

[20.**]** **23.** The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109

to 210.183.

[21.**]** **24.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

210.150. 1. The children's division shall ensure the confidentiality of all reports and records made pursuant to sections 210.109 to 210.183 and maintained by the division, its local offices, the central registry, and other appropriate persons, officials, and institutions pursuant to sections 210.109 to 210.183. To protect the rights of the family and the child named in the report as a victim, the children's division shall establish guidelines which will ensure that any disclosure of information concerning the abuse and neglect involving that child is made only to persons or agencies that have a right to such information. The division may require persons to make written requests for access to records maintained by the division. The division shall only release information to persons who have a right to such information. The division shall notify persons receiving information pursuant to subdivisions (2), (7), (8) and (9) of subsection 2 of this section of the purpose for which the information is released and of the penalties for unauthorized dissemination of information. Such information shall be used only for the purpose for which the information is released.

2. Only the following persons shall have access to investigation records contained in the central registry:

(1) Appropriate federal, state or local criminal justice agency personnel, or any agent of such entity, with a need for such information under the law to protect children from abuse or neglect;

(2) A physician or a designated agent who reasonably believes that the child being examined may be abused or neglected;

(3) Appropriate staff of the division and of its local offices, including interdisciplinary teams which are formed to assist the division in investigation, evaluation and treatment of child abuse and neglect cases or a multidisciplinary provider of professional treatment services for a child referred to the provider;

(4) Any child named in the report as a victim, or a legal representative, or the parent, if not the alleged perpetrator, or guardian of such person when such person is a minor, or is mentally ill or otherwise incompetent, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. The division shall provide a method for confirming or certifying that a designee is acting on behalf of a subject;

(5) Any alleged perpetrator named in the report, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. However, the investigation reports will not be released to any alleged perpetrator with pending criminal charges arising out of the facts and circumstances named in the investigation records until an indictment is returned or an information filed;

(6) A grand jury, juvenile officer, prosecuting attorney, law enforcement officer involved in the investigation of child abuse or neglect, juvenile court or other court conducting abuse or neglect or child protective proceedings or child custody proceedings, and other federal, state and local government entities, or any agent of such entity, with a need for such information in order to carry out its responsibilities under the law to protect children from abuse or neglect;

(7) Any person engaged in a bona fide research purpose, with the permission of the director; provided, however, that no information identifying the child named in the report as a victim or the reporters shall be made available to the researcher, unless the identifying information is essential to the research or evaluation and the child named in the report as a victim or, if the child is less than eighteen years of age, through the child's parent, or guardian provides written permission;

(8) Any child-care facility; child-placing agency; residential-care facility, including group homes; juvenile courts; public or private elementary schools; public or private secondary schools; or any other public or private agency exercising temporary supervision over a child or providing or having care or custody of a child who may request an examination of the central registry from the division for all employees and volunteers or prospective employees and volunteers, who do or will provide services or care to children. Any agency or business recognized by the division or business which provides training and places or recommends people for employment or for volunteers in positions where they will provide services or care to children may request the division to provide an examination of the central registry. Such agency or business shall provide verification of its status as a recognized agency. Requests for examinations shall be made to the division director or the director's designee in writing by the chief administrative officer of the above homes, centers, public and private elementary schools, public and private secondary schools, agencies, or courts. The division shall respond in writing to that officer. The response shall include information pertaining to the nature and disposition of any report or reports of abuse or neglect revealed by the examination of the central registry. This response shall not include any identifying information regarding any person other than the alleged perpetrator of the abuse or neglect;

(9) Any parent or legal guardian who inquires about a child abuse or neglect report involving a specific person or child-care facility who does or may provide services or care to a child of the person requesting the information. Request for examinations shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied with a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include information pertaining to the nature and disposition of any report or reports of abuse or neglect revealed by the examination of the central registry. This response shall not include any identifying information regarding any person other than the alleged perpetrator of the abuse or neglect. The response shall be given within ten working days of the time it was received by the division;

(10) Any person who inquires about a child abuse or neglect report involving a specific child-care facility, child-placing agency, residential-care facility, public and private elementary schools, public and private secondary schools, juvenile court or other state agency. The information available to these persons is limited to the nature and disposition of any report contained in the central registry and shall not include any identifying information pertaining to any person mentioned in the report;

(11) Any state agency acting pursuant to statutes regarding a license of any person, institution, or agency

which provides care for or services to children;

(12) Any child fatality review panel established pursuant to section 210.192 or any state child fatality review panel established pursuant to section 210.195;

(13) Any person who is a tenure-track or full-time research faculty member at an accredited institution of higher education engaged in scholarly research, with the permission of the director. Prior to the release of any identifying information, the director shall require the researcher to present a plan for maintaining the confidentiality of the identifying information. The researcher shall be prohibited from releasing the identifying information of individual cases.

3. Only the following persons shall have access to records maintained by the division pursuant to section 210.152 for which the division has received a report of child abuse and neglect **[**and which the division has determined that there is insufficient evidence**]** or in which the division proceeded with the family assessment and services approach:

(1) Appropriate staff of the division;

(2) Any child named in the report as a victim, or a legal representative, or the parent or guardian of such person when such person is a minor, or is mentally ill or otherwise incompetent. The names or other identifying information of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. The division shall provide for a method for confirming or certifying that a designee is acting on behalf of a subject;

(3) Any alleged perpetrator named in the report, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. However, the investigation reports will not be released to any alleged perpetrator with pending criminal charges arising out of the facts and circumstances named in the investigation records until an indictment is returned or an information filed;

(4) Any child fatality review panel established pursuant to section 210.192 or any state child fatality review panel established pursuant to section 210.195;

(5) Appropriate criminal justice agency personnel or juvenile officer;

(6) Multidisciplinary agency or individual including a physician or physician's designee who is providing services to the child or family, with the consent of the parent or guardian of the child or legal representative of the child;

(7) Any person engaged in bona fide research purpose, with the permission of the director; provided, however, that no information identifying the subjects of the reports or the reporters shall be made available to the researcher, unless the identifying information is essential to the research or evaluation and the subject, or if a child, through the child's parent or guardian, provides written permission.

4. **The division may share records, information, and findings with federal, state, or local child welfare agency personnel and law enforcement agencies, including those located outside the state of**

Missouri, or any agent of such entities, in the performance of their official duties, upon a reasonable belief that such information is needed to protect a child from abuse or neglect, or to assist such agency in providing child welfare services. This may include, but shall not be limited to, substantiated or unsubstantiated reports of abuse or neglect, family assessments, and any other documents or information the division deems necessary for another agency to have access to in order to protect a child. Unsubstantiated reports may be shared only if the children's division reasonably believes the receiving entity will prevent the unauthorized dissemination of the information contained therein.

5. Any person who knowingly violates the provisions of this section, or who permits or encourages the unauthorized dissemination of information contained in the information system or the central registry and in reports and records made pursuant to sections 210.109 to 210.183, shall be guilty of a class A misdemeanor.

[5.**]** **6.** Nothing in this section shall preclude the release of findings or information about cases which resulted in a child fatality or near fatality. Such release is at the sole discretion of the director of the department of social services, based upon a review of the potential harm to other children within the immediate family."; and

Further amend the title and enacting clause accordingly.

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

Senator Sater offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Bill No. 850, Page 4, Section 210.152, Line 102, by inserting after all of said line the following:

"453.015. As used in sections 453.010 to 453.400, the following terms mean:

(1) "Minor" or "child", any person who has not attained the age of eighteen years or any person in the custody of the children's division who has not attained the age of twenty-one;

(2) "Parent", a birth parent or parents of a child, including the putative father of the child, as well as the husband of a birth mother at the time the child was conceived, or a parent or parents of a child by adoption. The putative father shall have no legal relationship unless he has acknowledged the child as his own by affirmatively asserting his paternity;

(3) **"Post adoption contact agreement", a voluntary written agreement executed by one or both of a child's birth parents and each adoptive parent describing future contact between the parties to the agreement and the child; provided, that such agreement shall be approved by the court under subsection 4 of section 453.080;**

(4) "Putative father", the alleged or presumed father of a child including a person who has filed a notice of intent to claim paternity with the putative father registry established in section 192.016 and a person who has filed a voluntary acknowledgment of paternity pursuant to section 193.087;

[(4)**]** **(5)** "Stepparent", the spouse of a biological or adoptive parent. The term does not include the state if the child is a ward of the state. The term does not include a person whose parental rights have been terminated.

453.030. 1. In all cases the approval of the court of the adoption shall be required and such approval shall be given or withheld as the welfare of the person sought to be adopted may, in the opinion of the court, demand.

2. The written consent of the person to be adopted shall be required in all cases where the person sought to be adopted is fourteen years of age or older, except where the court finds that such child has not sufficient mental capacity to give the same. In a case involving a child under fourteen years of age, the guardian ad litem shall ascertain the child's wishes and feelings about his or her adoption by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered by the court as a factor in determining if the adoption is in the child's best interests.

3. With the exceptions specifically enumerated in section 453.040, when the person sought to be adopted is under the age of eighteen years, the written consent of the following persons shall be required and filed in and made a part of the files and record of the proceeding:

(1) The mother of the child; **[**and**]**

(2) **[**Only the**]** **Any** man who:

(a) Is presumed to be the father pursuant to the subdivision (1), (2), or (3) of subsection 1 of section 210.822; or

(b) Has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child and has served a copy of the petition on the mother in accordance with section 506.100; or

(c) Filed with the putative father registry pursuant to section 192.016 a notice of intent to claim paternity or an acknowledgment of paternity either prior to or within fifteen days after the child's birth, and has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child; **[**or**]** **and**

(3) The child's current adoptive parents or other legally recognized mother and father.

Upon request by the petitioner and within one business day of such request, the clerk of the local court shall verify whether such written consents have been filed with the court.

4. The written consent required in subdivisions (2) and (3) of subsection 3 of this section may be executed before or after **the birth of the child or before or after** the commencement of the adoption proceedings, and shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth **[**parent**]** **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall

be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of **[**such**]** acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent.

6. A consent is final when executed, unless the consenting party, prior to a final decree of adoption, alleges and proves by clear and convincing evidence that the consent was not freely and voluntarily given. The burden of proving the consent was not freely and voluntarily given shall rest with the consenting party. Consents in all cases shall have been executed not more than six months prior to the date the petition for adoption is filed.

7. A consent form shall be developed through rules and regulations promulgated by the department of social services. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. If a written consent is obtained after August 28, 1997, but prior to the development of a consent form by the department and the written consent complies with the provisions of subsection 8 of this section, such written consent shall be deemed valid.

8. However, the consent form must specify that:

(1) The birth parent understands the importance of identifying all possible fathers of the child and may provide the names of all such persons; and

(2) The birth parent understands that if he denies paternity, but consents to the adoption, he waives any future interest in the child.

9. The written consent to adoption required by subsection 3 and executed through procedures set forth in subsection 5 of this section shall be valid and effective even though the parent consenting was under eighteen years of age, if such parent was represented by a guardian ad litem, at the time of the execution thereof.

10. Where the person sought to be adopted is eighteen years of age or older, his or her written consent alone to his or her adoption shall be sufficient.

11. A birth parent, including a birth parent less than eighteen years of age, shall have the right to legal representation and payment of any reasonable legal fees incurred throughout the adoption process. In addition, the court may appoint an attorney to represent a birth parent if:

(1) A birth parent requests representation;

(2) The court finds that hiring an attorney to represent such birth parent would cause a financial hardship for the birth parent; and

(3) The birth parent is not already represented by counsel.

12. Except in cases where the court determines that the adoptive parents are unable to pay reasonable attorney fees and appoints pro bono counsel for the birth parents, the court shall order the costs of the

attorney fees incurred pursuant to subsection 11 of this section to be paid by the prospective adoptive parents or the child-placing agency.

13. The court shall receive and acknowledge a written consent to adoption properly executed by a birth parent under this section when such consent is in the best interests of the child.

453.080. 1. The court shall conduct a hearing to determine whether the adoption shall be finalized. **Out of state adoptive petitioners may appear by their attorney or by video or telephone conference rather than in person.** During such hearing, the court shall ascertain whether:

(1) The person sought to be adopted, if a child, has been in the lawful and actual custody of the petitioner for a period of at least six months prior to entry of the adoption decree; except that the six-month period may be waived if the person sought to be adopted is a child who is under the prior and continuing jurisdiction of a court pursuant to chapter 211 and the person desiring to adopt the child is the child's current foster parent. Lawful and actual custody shall include a transfer of custody pursuant to the laws of this state, another state, a territory of the United States, or another country;

(2) The court has received and reviewed a postplacement assessment on the monthly contacts with the adoptive family pursuant to section 453.077, except for good cause shown in the case of a child adopted from a foreign country;

(3) The court has received and reviewed an updated financial affidavit;

(4) The court has received the recommendations of the guardian ad litem and has received and reviewed the recommendations of the person placing the child, the person making the assessment and the person making the postplacement assessment;

(5) **[**There is compliance with the uniform child custody jurisdiction act, sections 452.440 to 452.550;

(6)**]** There is compliance with the Indian Child Welfare Act, if applicable;

[(7)**]** **(6)** There is compliance with the Interstate Compact on the Placement of Children pursuant to section 210.620; and

[(8)**]** **(7)** It is fit and proper that such adoption should be made.

2. If a petition for adoption has been filed pursuant to section 453.010 and a transfer of custody has occurred pursuant to section 453.110, the court may authorize the filing for finalization in another state if the adoptive parents are domiciled in that state.

3. If the court determines the adoption should be finalized, a decree shall be issued setting forth the facts and ordering that from the date of the decree the adoptee shall be for all legal intents and purposes the child of the petitioner or petitioners. The court may decree that the name of the person sought to be adopted be changed, according to the prayer of the petition.

4. Before the completion of an adoption, the exchange of information among the parties shall be at the discretion of the parties. **Prospective adoptive parents and birth parents may enter into a written post adoptive contact agreement to allow contact, communication, and the exchange of photographs after the adoption between the adoptive parents and the birth parents. The court shall not order any party to enter into a post adoption contact agreement. The agreement shall be filed with and approved by the court at or before the finalization of the adoption. The court shall approve an agreement only if the agreement is in the best interests of the child. The court may enforce or modify an agreement made under this subsection unless such enforcement or modification is not in the best interests of the**

child. The agreement shall include:

(1) An acknowledgment by the birth parents that the adoption is irrevocable, even if the adoptive parents do not abide by the post adoption contact agreement;

(2) An acknowledgment by the adoptive parents that the agreement grants the birth parents the right to seek to enforce the provisions of the post adoption contact agreement. Remedies for a breach of the agreement shall include specific performance of the terms of the agreement; provided, that nothing in the agreement shall preclude a party seeking to enforce the agreement from utilizing child welfare mediation before, or in addition to, the commencement of a civil action for specific enforcement;

(3) An acknowledgment that the post adoption contact agreement shall be filed with and approved by the court in order to be enforceable; and

(4) An acknowledgment that the birth parent's consent to the adoption was not conditioned on the post adoption contact agreement and that acceptance of the agreement is fully voluntary.

Upon completion of an adoption, further contact among the parties shall be at the discretion of the adoptive parents **or in accordance with a post adoption contact agreement executed under this subsection**. The court shall not have jurisdiction to deny **[**continuing contact between the adopted person and the birth parent, or an adoptive parent and a birth parent. Additionally, the court shall not have jurisdiction to deny**]** an exchange of identifying information between an adoptive parent and a birth parent.

5. Before the completion of an adoption, the court shall make available to the birth parent or parents a contact preference form developed by the state registrar pursuant to section 193.128 and provided to the court by the department of health and senior services. If a birth parent chooses to complete the form, the clerk of the court shall send the form with the certificate of decree of adoption to the state registrar. Such form shall accompany the original birth certificate of the adopted person and may be updated by a birth parent at any time upon the request of the birth parent."; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Wallingford, **SB 850**, as amended, was declared perfected and ordered printed.

Senator Koenig moved that **SB 672**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 672**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 672

An Act to repeal sections 210.115 and 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

Was taken up.

Senator Koenig moved that **SCS** for **SB 672** be adopted, which motion prevailed.

On motion of Senator Koenig, **SCS** for **SB 672** was declared perfected and ordered printed.

HOUSE BILLS ON THIRD READING

At the request of Senator Rowden, **HB 1303** was placed on the Informal Calendar.

At the request of Senator Emery, **HB 1691**, with **SCS** was placed on the Informal Calendar.

HB 1665, introduced by Representative Swan, entitled:

An Act to repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to a visiting scholars certificate.

Was taken up by Senator Rowden.

On motion of Senator Rowden, **HB 1665** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

HB 1465, introduced by Representative Cookson, with **SCS**, entitled:

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education.

Was taken up by Senator Wasson.

SCS for **HB 1465**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1465

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

Was taken up.

Senator Wasson moved that **SCS** for **HB 1465** be adopted.

Senator Wasson offered **SS** for **SCS** for **HB 1465**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1465

An Act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

Senator Wasson moved that **SS** for **SCS** for **HB 1465** be adopted, which motion prevailed.

On motion of Senator Wasson, **SS** for **SCS** for **HB 1465** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

HB 1291, introduced by Representative Henderson, with **SCS**, entitled:

An Act to repeal section 137.556, RSMo, and to enact in lieu thereof one new section relating to the county special road tax.

Was taken up by Senator Romine.

SCS for **HB 1291**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1291

An Act to repeal sections 65.610, 65.620, 94.900, 137.556, and 162.441, RSMo, and to enact in lieu thereof five new sections relating to local taxing districts.

Was taken up.

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

Senator Munzlinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Bill No. 1291, Page 1, In the Title, Line 3 of the title, by striking "taxing districts" and inserting in lieu thereof the following: "taxes"; and

Further amend said bill, Page 6, Section 94.900, Line 111, by inserting after all of said line the following:

"137.021. 1. The assessor, in grading land which is devoted primarily to the raising and harvesting of crops, to the feeding, breeding and management of livestock, to dairying, or to any combination thereof, as defined in section 137.016, pursuant to the provisions of sections 137.017 to 137.021, shall in addition to the assessor's personal knowledge, judgment and experience, consider soil surveys, decreases in land valuation due to natural disasters, level of flood protection, governmental regulations limiting the use of such land, the estate held in such land, and other relevant information. On or before December thirty-first of each odd-numbered year, the state tax commission shall promulgate by regulation and publish a value based on productive capability for each of the several grades of agricultural and horticultural land. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the next odd-numbered year. Such values shall be based upon soil surveys, soil productivity indexes, production costs, crop yields, appropriate capitalization rates and any other pertinent factors, all of which may be provided by the college of agriculture of the University of Missouri, and shall be used by all county assessors in conjunction with their land grades in determining assessed values. Any regulation promulgated pursuant to this subsection shall be deemed to be beyond the scope and authority provided in this subsection if the general assembly, within the first sixty calendar days of the regular session immediately following the promulgation of such regulation, by concurrent resolution, shall disapprove the values contained in such regulation. If the general assembly so disapproves any regulation promulgated pursuant to this subsection, the state tax commission shall continue to use values set forth in the most recent preceding regulation promulgated pursuant to this subsection.

2. When land that is agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed for general property tax purposes pursuant to the provisions of sections 137.017 to 137.021 becomes property other than agricultural and horticultural property, as defined in section 137.016, it shall be reassessed as of the following January first.

3. Separation or split-off of a part of the land which is being valued and assessed for general property tax purposes pursuant to the provisions of sections 137.017 to 137.021, either by conveyance or other action of the owner of the land, so that such land is no longer agricultural and horticultural property, as defined in section 137.016, shall subject the land so separated to reassessment as of the following January first. This shall not impair the right of the remaining land to continuance of valuation and assessment for general property tax purposes pursuant to the provisions of sections 137.017 to 137.021.

4. The state tax commission shall not promulgate a rule increasing agricultural land productive values more than two percent above the values in effect prior to the rule promulgation or eight percent above the lowest value in effect in any of the ten years prior to the rule promulgation."; and

Further amend the title and enacting clause accordingly.

Senator Munzlinger moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Schaaf raised the point of order that **SA 1** is out of order in that it goes beyond the scope of the underlying bill. The point of order was referred to the President Pro Tem, who ruled it not well taken.

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

Senator Cunningham offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Bill No. 1291, Page 6, Section 94.900, Line 111, by inserting immediately after said line the following:

"108.120. 1. The county commissions of the counties of this state are hereby authorized to issue bonds for and on behalf of their respective counties for the construction, reconstruction, improvement, maintenance and repair of any and all public roads, highways, bridges **[**and**],** culverts**, streets, avenues, or alleys** within such county, including the payment of any cost, judgment and expense for property, or rights in property, acquired by purchase or eminent domain, as may be provided by law, in such amount and such manner as may be provided by the general law authorizing the issuance of bonds by counties.

2. The proceeds of all bonds issued under the provisions of this section shall be paid into the county treasury where they shall be kept as a separate fund to be known as "The Road Bond Construction Fund" and such proceeds shall be used only for the purpose mentioned herein. **[**Such funds may be used in the construction, reconstruction, improvement, maintenance and repair of any street, avenue, road or alley in any incorporated city, town or village if such street, avenue, road or alley or any part thereof shall form a part of a continuous road, highway, bridge or culvert of said county leading into or through such city, town or village.**] The county may contract with any other political subdivision to share the proceeds of such bonds to be used for the purposes authorized.**

137.555. In addition to other levies authorized by law, the county commission in counties not adopting an alternative form of government and the proper administrative body in counties adopting an alternative form of government, in their discretion may levy an additional tax, not exceeding thirty-five cents on each one hundred dollars assessed valuation, all of such tax to be collected and turned into the county treasury, where it shall be known and designated as "The Special Road and Bridge Fund" to be used for road and bridge purposes and for no other purpose whatever; except that the term "road and bridge purposes" may include certain storm water control projects off rights of way that are directly related to the construction of roads and bridges, in any county of the first classification without a charter form of government with a population of at least ninety thousand inhabitants but not more than one hundred thousand inhabitants, in any county of the first classification without a charter form of government with a population of at least two hundred thousand inhabitants, in any county of the first classification without a charter form of government and bordered by one county of the first classification and one county of the second classification or in any county of the first classification with a charter form of government and containing part of a city with a population of three hundred thousand or more inhabitants; provided, however, that all that part or portion of such tax which shall arise from and be collected and paid upon any property lying and being within any special road district shall be paid into the county treasury and four-fifths of such part or portion of such tax so arising from and collected and paid upon any property lying and being within any such special road district shall be placed to the credit of such special road district from which it arose and shall be paid out to such special road district upon warrants of the county commission, in favor of the commissioners or treasurer of the district as the case may be; provided further, that the part of such special road and bridge tax arising from and paid upon property not situated in any special road district and the one-fifth part retained in the county treasury may, in the discretion of the county commission **and pursuant to a written**

contract, be **shared with any other political subdivision to be** used **[**in**] for road and bridge purposes within the county, including but not limited to constructing,** improving or repairing **[**any street in any incorporated city or village in the county, if such street shall form a part of a continuous highway of such county leading through such city or village**] streets, avenues, or alleys of such political subdivision**."; and

Further amend the title and enacting clause accordingly.

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

Senator Schatz offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Bill No. 1291, Page 8, Section 162.441, Line 41, by inserting after all of said line the following:

"**167.125. 1. For any pupil residing in any school district in the state, the commissioner of education or his or her designee shall, upon proper application by the parent or guardian of the pupil, assign the pupil and any sibling of the pupil to another school district if the pupil is eligible as described under subsection 2 of this section and the following conditions are met:**

(1) The actual driving distance from the pupil's residence to the attendance center in the district of residence is fifteen miles or more by the shortest route available as determined by the commissioner or his or her designee;

(2) The attendance center to which the pupil would be assigned in the receiving district is at least five miles closer in actual driving distance by the shortest route available to the pupil's residence than the current attendance center in the district of residence as determined by the commissioner or his or her designee; and

(3) The attendance of the pupil will not cause the classroom in the receiving district to exceed the number of pupils per class as determined by the receiving district.

2. (1) For pupils applying to the commissioner of education under this section, the commissioner or his or her designee shall assign pupils in the order in which applications are received, so long as the applications are properly completed and the conditions of subsection 1 of this section are met.

(2) Once granted, the hardship assignment shall continue until the pupil, and any sibling of the pupil who attends the same attendance center, completes his or her course of study in the receiving district or the parent or guardian withdraws the pupil. If a parent or guardian withdraws a pupil from a hardship assignment, the granting of a subsequent application is discretionary.

(3) A pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in his or her district of residence during the school year prior to the application. Any pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in a district other than his or her district of residence and paid nonresident tuition for such enrollment during the school year prior to the application. Pupils who reside in the district who become eligible for kindergarten or first grade shall also be eligible to apply to the commissioner of education to be assigned to another district.

(4) A pupil who is not currently enrolled in a public school district shall become eligible to apply to the commissioner of education to be assigned to another district after the pupil has enrolled in and

completed a full school year in a public school in his or her district of residence.

3. A school district that is assigned a pupil under the provisions of this section may charge a nonresident tuition rate. The board of education of the pupil's district of residence shall pay the tuition of the pupil assigned, however, the amount paid by the district of residence shall not exceed the pro rata cost of instruction of the attendance center the pupil would have attended in the pupil's district of residence. If the amount of tuition paid by the district of residence is less than the nonresident tuition rate set by the receiving school district, the balance shall be paid by the parents or guardians of the pupil. No pupil shall be assigned under the provisions of this section unless tuition is paid in full."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted.

At the request of Senator Romine, **HB 1291**, with **SCS** and **SA 3** (pending), was placed on the Informal Calendar.

HB 1838, introduced by Representative Bernskoetter, with **SCS**, entitled:

An Act to authorize the conveyance of certain state property.

Was taken up by Senator Kehoe.

SCS for **HB 1838**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1838

An Act to authorize the conveyance of certain state properties.

Was taken up.

Senator Kehoe moved that **SCS** for **HB 1838** be adopted.

Senator Kehoe offered **SS** for **SCS** for **HB 1838**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1838

An Act to authorize the conveyance of certain state properties.

Senator Kehoe moved that **SS** for **SCS** for **HB 1838** be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

On motion of Senator Kehoe, **SS** for **SCS** for **HB 1838** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

HB 1350, introduced by Representative Smith (163), with **SCS**, entitled:

An Act to repeal sections 192.2495 and 208.909, RSMo, and to enact in lieu thereof two new sections relating to background check requirements for certain in-home service providers, with a penalty provision.

Was taken up by Senator Rowden.

SCS for **HB 1350**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1350

An Act to repeal sections 192.2495 and 208.909, RSMo, and to enact in lieu thereof two new sections relating to background check requirements for certain in-home service providers, with penalty provisions.

Was taken up.

Senator Rowden moved that **SCS** for **HB 1350** be adopted.

Senator Rowden offered **SS** for **SCS** for **HB 1350**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1350

An Act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 208.909, 210.025, 210.254, 210.258, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof twenty-three new sections relating to criminal history records, with penalty provisions.

Senator Rowden moved that **SS** for **SCS** for **HB 1350** be adopted.

Senator Sifton offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 61, Section 610.120, Line 16, by inserting after all of said line the following:

"650.055. 1. Every individual who:

(1) Is found guilty of a felony or any offense under chapter 566; or

(2) Is seventeen years of age or older and arrested for **[**burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or**]** a felony offense **[**under chapter 565, 566, 567, 568, or 573**]**; or

(3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

(1) Upon booking at a county jail or detention facility; or

(2) Upon entering or before release from the department of corrections reception and diagnostic centers; or

(3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database

records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. (1) An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, or through the court granting an expungement of all official records under section 568.040. A certified copy of the court order establishing that such conviction has been reversed, guilty plea has been set aside, or expungement has been granted under section 568.040 shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(2) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on **one or more of** the **following** grounds **[**that the conviction has been reversed, the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, or an expungement of all official records has been granted by the court under section 568.040**]:**

(a) The conviction on which the authority for including that person's DNA record or DNA profile was based on has been reversed;

(b) The guilty plea on which the authority for including that person's DNA record or DNA profile was based on has been set aside;

(c) The prosecutor has declined prosecution on all alleged offenses which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(d) The prosecutor has withdrawn all qualifying charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(e) The case or cases containing all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile, are dismissed;

(f) The court finds at a preliminary hearing that there is no probable cause to try that person for any charge which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(g) That person is found not guilty of all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile.

(3) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction, setting aside the plea, or granting an expungement of all official records under section 568.040, and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(4) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(5) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

[10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.**]**"; and

Further amend the title and enacting clause accordingly.

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

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 20, Section 43.540, Line 17, by inserting after the word "damages" the following: "**solely**"; and further amend lines 19-22, by striking all of said lines and inserting in lieu thereof the following: "**with respect to an applicant. The state, any political subdivision**".

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

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 59, Section 313.810, Line 24, by inserting after all of said line the following:

"**571.200. As used in section 571.202, the following terms shall mean:**

(1) "Law enforcement officer", any person employed by the United States, or a state, county, city, municipality, village, township, or other political subdivision as a police officer, peace officer, or in some like position involving the enforcement of the law and protection of the public interest;

(2) "Licensed firearms dealer", "licensed dealer", or "dealer", a person who has a valid federal firearms dealer license and all additional licenses required by state or local law to engage in the business of selling or transferring firearms;

(3) "Person", any individual, corporation, company, association, firm, partnership, club, organization, society, joint stock company, or other entity.

571.202. 1. No person shall sell or otherwise transfer a firearm, including selling or transferring a firearm via the internet, unless:

(1) Such person is a licensed firearms dealer;

(2) The purchaser or other transferee is a licensed firearms dealer; or

(3) The requirements of subsections 2 or 3 of this section are met.

2. If neither party to a prospective firearms transaction is a licensed firearms dealer, the parties

to the transaction shall complete the sale or other transfer through a licensed firearms dealer as follows:

(1) The dealer shall process the sale or other transfer as if he or she were the seller or other transferor. The dealer shall comply with all requirements of federal, state, and local law that would apply if he or she were the seller or other transferor of the firearm;

(2) The dealer shall conduct a background check on the purchaser or other transferee in accordance with 18 U.S.C. Section 922(t), and state and local law and, if the transaction is not prohibited, deliver the firearm to that person after all other legal requirements are met; and

(3) The dealer may require the purchaser or other transferee to pay a fee covering the administrative costs incurred by the dealer for facilitating the transfer of the firearm, plus applicable fees pursuant to federal, state, and local law.

3. A trustee, under the authority of a trust, or a personal representative, executor, or administrator of an estate shall, before transferring any firearm to an heir or devisee, complete the transfer through a licensed dealer according to the provisions of subdivisions (1) and (2) of subsection 2 of this section. If the transaction is prohibited, then the heir or devisees may authorize a transfer of a firearm to a specific individual to whom the transaction is not prohibited, or the dealer may sell the firearm and give the proceeds to the heir or designee.

4. Notwithstanding any provision of law to the contrary, neither the state nor any political subdivision shall require any federally licensed firearms dealer to supply a list of all of his or her transactions conducted under the provisions of subsections 2 or 3 of this section. All records shall be maintained by the licensed dealer in accordance with federal law.

5. The provisions of subsections 1 and 2 of this section shall not apply to:

(1) Any law enforcement or corrections agency, or law enforcement or corrections officer acting within the course and scope of his or her employment or official duties;

(2) A United States Marshal or member of the Armed Forces of the United States or the National Guard, or a federal official transferring or receiving a firearm as required in the operation of his or her official duties;

(3) A gunsmith who receives a firearm solely for the purposes of service or repair, or the return of the firearm to its owner by the gunsmith;

(4) A common carrier, warehouseman, or other person engaged in the business of transportation or storage, to the extent that the receipt of any firearm is in the ordinary course of business and not for the personal use of any such person;

(5) A person who is loaned a firearm solely for the purpose of shooting at targets, if the loan occurs on the premises of a properly licensed target facility, and the firearm is at all times kept within the premises of the target range;

(6) A person who is under eighteen years of age who is loaned a firearm for lawful hunting or sporting purposes or for any other lawful recreational activity while under the direct supervision and control of a responsible adult; or

(7) A person who is eighteen years of age or older who is loaned a firearm while the person is

accompanying the lawful owner and using the firearm for lawful hunting or sporting purposes or for any other lawful recreational activity.

6. Any person violating any of the provisions of this section shall be guilty of a misdemeanor, punishable by a fine of not more than one thousand dollars or by imprisonment for a period not exceeding six months, or both. Such person shall be guilty of a separate offense for each and every day during any portion of which a violation of any provision of this section is committed or continued by such person and shall be punished accordingly.

7. In addition to any other penalty or remedy, the investigating law enforcement agency shall report any violation of this section committed by a licensed firearms dealer to the attorney general who shall, in turn, report the violation to the Bureau of Alcohol, Tobacco, Firearms and Explosives within the United States Department of Justice."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Curls, Rizzo, Sifton and Walsh.

SA 3 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Hummel	Nasheed	Rizzo	Schupp	Sifton
Walsh—8						

NAYS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

Senator Rowden moved that **SS** for **SCS** for **HB 1350**, as amended, be adopted, which motion prevailed.

Senator Rowden moved that **SS** for **SCS** for **HB 1350**, as amended, be read the 3rd time and finally passed and was recognized to close.

President Pro Tem Richard referred **SS** for **SCS** for **HB 1350**, as amended, to the Committee on Fiscal Oversight.

Senator Rowden assumed the Chair.

HB 1504, introduced by Representative Reiboldt, entitled:

An Act to amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

Was taken up by Senator Richard.

Senator Richard offered **SS** for **HB 1504**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1504

An Act to amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

Senator Richard moved that **SS** for **HB 1504** be adopted, which motion prevailed.

On motion of Senator Richard, **SS** for **HB 1504** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

President Pro Tem Richard assumed the Chair.

HB 1531, introduced by Representative DeGroot, entitled:

An Act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to interpleading in civil proceedings.

Was taken up by Senator Rowden.

Senator Rowden offered **SS** for **HB 1531**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1531

An Act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to interpleading in civil proceedings.

Senator Rowden moved that **SS** for **HB 1531** be adopted.

Senator Crawford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1531, Page 1, In the Title, Line 3, by striking the words "interpleading in"; and

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

"34.378. 1. The state shall not enter into a contingency fee contract with a private attorney unless the attorney general makes a written determination prior to entering into such a contract that contingency fee representation is both cost effective and in the public interest. Any written determination shall include specific findings for each of the following factors:

(1) Whether there exists sufficient and appropriate legal and financial resources within the attorney general's office to handle the matter;

(2) The time and labor required; the novelty, complexity, and difficulty of the questions involved; and the skill requisite to perform the attorney services properly;

(3) The geographic area where the attorney services are to be provided; and

(4) The amount of experience desired for the particular kind of attorney services to be provided and the nature of the private attorney's experience with similar issues or cases.

2. If the attorney general makes the determination described in subsection 1 of this section, the attorney general shall request written proposals from private attorneys to represent the state, unless the attorney general determines that requesting proposals is not feasible under the circumstances and sets forth the basis for this determination in writing. If a request for proposals is issued, the attorney general shall choose the lowest and best bid or request **that** the office of administration establish an independent panel to evaluate the proposals and choose the lowest and best bid.

3. The state shall not enter into a contract for contingency fee attorney services unless the following requirements are met throughout the contract period and any extensions to the contract:

(1) The government attorneys shall retain complete control over the course and conduct of the case;

(2) A government attorney with supervisory authority shall oversee the litigation;

(3) The government attorneys shall retain veto power over any decisions made by outside counsel;

(4) A government attorney with supervisory authority for the case shall attend all settlement conferences; and

(5) Decisions regarding settlement of the case shall be reserved exclusively to the discretion of the attorney general.

4. The attorney general shall develop a standard addendum to every contract for contingent fee attorney services that shall be used in all cases, describing in detail what is expected of both the contracted private attorney and the state, including, without limitation, the requirements listed in subsection 3 of this section.

5. Copies of any executed contingency fee contract and the attorney general's written determination to enter into a contingency fee contract with the private attorney shall be posted on the attorney general's website for public inspection within five business days after the date the contract is executed and shall remain posted on the website for the duration of the contingency fee contract, including any extensions or

amendments to the contract. Any payment of contingency fees shall be posted on the attorney general's website within fifteen days after the payment of such contingency fees to the private attorney and shall remain posted on the website for at least three hundred sixty-five days.

6. Any private attorney under contract to provide services to the state on a contingency fee basis shall, from the inception of the contract until at least four years after the contract expires or is terminated, maintain detailed current records, including documentation of all expenses, disbursements, charges, credits, underlying receipts and invoices, and other financial transactions that concern the provision of such attorney services. The private attorney shall maintain detailed contemporaneous time records for the attorneys and paralegals working on the matter in increments of no greater than one-tenth of an hour and shall promptly provide these records to the attorney general, upon request. Any request under chapter 610 for inspection and copying of such records shall be served upon and responded to by the attorney general's office.

7. **Except as otherwise provided in subsection 8 of this section, a retained private attorney shall not be entitled to a fee, exclusive of any costs and expenses described in subsection 8 of this section, of more than:**

(1) Fifteen percent of that portion of any amount recovered that is ten million dollars or less;

(2) Ten percent of that portion of any amount recovered that is more than ten million dollars but less than or equal to fifteen million dollars;

(3) Five percent of that portion of any amount recovered that is more than fifteen million dollars but less than or equal to twenty million dollars; and

(4) Two percent of that portion of any amount recovered that is more than twenty million dollars.

8. The total fee payable to all retained private attorneys in any matter that is the subject of a contingency fee contract shall not exceed ten million dollars, exclusive of any costs and expenses provided by the contract and actually incurred by the retained private attorneys, regardless of the number of actions or proceedings or the number of retained private attorneys involved in the matter.

9. A contingency fee:

(1) Shall be payable only from moneys that are actually received under a judgment or settlement agreement; and

(2) Shall not be based on any amount attributable to a fine or civil penalty.

10. As used in this section, "amount recovered" does not include any moneys paid as costs.

11. By February first of each year, the attorney general shall submit a report to the president pro tem of the senate and the speaker of the house of representatives describing the use of contingency fee contracts with private attorneys in the preceding calendar year. At a minimum, the report shall:

(1) Identify all new contingency fee contracts entered into during the year and all previously executed contingency fee contracts that remain current during any part of the year, and for each contract describe:

(a) The name of the private attorney with whom the department has contracted, including the name of the attorney's law firm;

(b) The nature and status of the legal matter;

(c) The name of the parties to the legal matter;

(d) The amount of any recovery; and

(e) The amount of any contingency fee paid;

(2) Include copies of any written determinations made under subsections 1 and 2 of this section."; and

Further amend the title and enacting clause accordingly.

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

Senator Rowden moved that **SS** for **HB 1531**, as amended, be adopted, which motion prevailed.

On motion of Senator Rowden, **SS** for **HB 1531**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

RESOLUTIONS

Senator Dixon offered Senate Resolution No. 1514, regarding the Thirty-fifth Anniversary of The Kitchen, Incorporated, Springfield, which was adopted.

Senator Dixon offered Senate Resolution No. 1515, regarding the Twentieth Anniversary of the Eagle Heights Worship Center, Springfield, which was adopted.

Senator Dixon offered Senate Resolution No. 1516, regarding Jeremy Garard, Springfield, which was adopted.

Senator Dixon offered Senate Resolution No. 1517, regarding Matt Farmer, Springfield, which was adopted.

Senator Walsh offered Senate Resolution No. 1518, regarding Steven Karl "Steve" Ziegler, Florissant, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Elijah Mayfield, Governor's Council on Disability, Jefferson City.

On behalf of Senator Hegeman and himself, Senator Emery introduced to the Senate, the Physician of the Day, Jennifer L. Conley, MD, Nevada; and Mike Birkhead, Trenton.

Senator Cunningham introduced to the Senate, Cole Hunt, his parents, Laura and Curtis Hunt, and his grandparents, Tom and Maria Smith, Marshfield; and Cole was made an honorary page.

Senator Sifton introduced to the Senate, Michelle Hoskins, Warrensburg.

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

SENATE CALENDAR

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FORTY-FIRST DAY–THURSDAY, MARCH 15, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe
SJR 37-Kehoe
SJR 38-Kehoe
SJR 39-Kehoe
SJR 40-Rowden

HOUSE BILLS ON SECOND READING

HCS for HB 1873
HB 1428-Muntzel
HB 1896-Swan
HB 1607-Korman

HCS for HB 1928
HB 1945-Anderson
HCS for HB 1618
HCS for HB 2079
HB 1265-Schroer
HB 1797-Fitzwater
HCS for HB 1525
HB 1250-Plocher
HCS for HB 1358
HCS for HB 2116
HB 2102-Rhoads
HB 1646-Eggleston
HB 2238-Mathews
HCS for HB 1895
HB 1613-Kelley (127)
HCS for HB 1456
HB 2110-Rone
HCS for HB 1947
HCS for HB 2104
HCS for HB 1623
HCS for HB 2062
HCS for HB 1868
HB 1625-Morris
HB 1442-Alferman
HB 1679-Chipman
HB 1892-Wilson
HCS for HB 1645
HB 1953-Neely
HB 2122-Engler
HB 1344-Hill
HB 1800-Miller
HB 1874-Taylor
HCS for HB 1364
HCS for HB 1713
HCS for HB 1714
HB 2026-Wilson
HB 2043-Tate
HCS for HB 2042
HCS for HB 1991
HCS for HB 1614
HCS for HB 1461
HB 1600-Higdon
HCS for HBs 1729, 1621 & 1436
HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SBs 603, 576 & 898-Onder (In Fiscal Oversight)
SS for SCS for SB 707-Schatz (In Fiscal Oversight)
SB 773-Hoskins (In Fiscal Oversight)
SS for SB 705-Riddle
SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 578-Romine
2. SB 666-Onder
3. SB 802-Nasheed, with SCS
4. SB 982-Wieland

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

HOUSE BILLS ON THIRD READING

HB 1769-Mathews, with SCS (Schatz) (In Fiscal Oversight)

HB 1413-Taylor, with SCS (Onder) (In Fiscal Oversight)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 547-Munzlinger

SB 743-Sater

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS

SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 953-Sater, with SCS

HOUSE BILLS ON THIRD READING

HB 1291-Henderson, with SCS & SA 3 (pending) (Romine)
HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIRST DAY—THURSDAY, MARCH 15, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

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

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

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The Lieutenant Governor was present.

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

RESOLUTIONS

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

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

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

REPORTS OF STANDING COMMITTEES

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

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

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

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

President Pro Tem Richard assumed the Chair.

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

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

President Parson assumed the Chair.

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

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

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

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

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

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

HOUSE BILLS ON THIRD READING

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

SA 3 was again taken up.

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

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

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

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

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

President Pro Tem Richard assumed the Chair.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

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

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

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

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

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

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

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

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

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

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

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

☐ YES ☐ NO

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

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

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

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

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

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

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

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

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

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

☐ YES ☐ NO

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Eigel, Hoskins, Onder and Sifton.

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

Senator Emery offered **SA 2**:

SENATE AMENDMENT NO. 2

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

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

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

Further amend the title and enacting clause accordingly.

Senator Emery moved that the above amendment be adopted.

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

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

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

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

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

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

Further amend the title and enacting clause accordingly.

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

Senator Libla offered **SA 3**:

SENATE AMENDMENT NO. 3

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

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

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

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

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

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

Further amend the title and enacting clause accordingly.

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

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

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

YEAS—Senators

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

NAYS—Senators

Eigel	Emery	Koenig	Schaaf	Sifton	Wieland—6

Absent—Senators—None

Absent with leave—Senators Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

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

SCS for **SB 953**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 953

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

Was taken up.

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

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

THIRD READING OF SENATE BILLS

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

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

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

Was taken up.

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

YEAS—Senators

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

Wallingford Walsh Wasson Wieland—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

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

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

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

Was taken up.

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

YEAS—Senators

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

NAYS—Senator Schaaf—1

Absent—Senator Wasson—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 773, introduced by Senator Hoskins, entitled:

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

Was taken up.

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

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

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

SENATE SUBSTITUTE FOR
SENATE BILL NO. 705

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

Was taken up.

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

YEAS—Senators

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

NAYS—Senators

Chappelle-Nadal	Nasheed	Schaaf	Schupp—4

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

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

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

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

Was taken up.

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

YEAS—Senators

Chappelle-Nadal	Cierpiot	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson—29						

NAYS—Senators

Brown	Crawford	Wieland—3

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 743, introduced by Senator Sater, entitled:

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

Was taken up.

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

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 953**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

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

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

Senator Rowden assumed the Chair.

SECOND READING OF SENATE BILLS

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

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

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

SJR 39—Rules, Joint Rules, Resolutions and Ethics.

SJR 40—General Laws.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 1873**—Agriculture, Food Production and Outdoor Resources.

HB 1428—Local Government and Elections.

HB 1896—Professional Registration.

HB 1607—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 1928**—Professional Registration.

HB 1945—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 1618**—Seniors, Families and Children.

HCS for **HB 2079**—Professional Registration.

HB 1265—Local Government and Elections.

HB 1797—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1525**—Government Reform.

HB 1250—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1358**—General Laws.

HCS for **HB 2116**—Transportation, Infrastructure and Public Safety.

HB 2102—Agriculture, Food Production and Outdoor Resources.

HB 1646—Transportation, Infrastructure and Public Safety.

HB 2238—Education.

HCS for **HB 1895**—Seniors, Families and Children.

HB 1613—Transportation, Infrastructure and Public Safety.

HCS for **HB 1456**—Commerce, Consumer Protection, Energy and the Environment.

HB 2110—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1947**—Local Government and Elections.

HCS for **HB 2104**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1623**—Economic Development.

HCS for **HB 2062**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1868**—Seniors, Families and Children.

HB 1625—Agriculture, Food Production and Outdoor Resources.

HB 1442—Local Government and Elections.

HB 1679—Education.

HB 1892—Transportation, Infrastructure and Public Safety.

HCS for **HB 1645**—Government Reform.

HB 1953—Health and Pensions.

HB 2122—Transportation, Infrastructure and Public Safety.

HB 1344—Judiciary and Civil and Criminal Jurisprudence.

HB 1800—Commerce, Consumer Protection, Energy and the Environment.

HB 1874—Small Business and Industry.

HCS for **HB 1364**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1713**—Seniors, Families and Children.

HCS for **HB 1714**—Seniors, Families and Children.

HB 2026—Judiciary and Civil and Criminal Jurisprudence.

HB 2043—General Laws.

HCS for **HB 2042**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1991**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1614**—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 1461**—Seniors, Families and Children.

HB 1600—Transportation, Infrastructure and Public Safety.

HCS for **HBs 1729**, **1621** & **1436**—General Laws.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

SENATE HEARING SCHEDULE

99th GENERAL ASSEMBLY

SECOND REGULAR SESSION

MARCH 15, 2018

	Monday	Tuesday	Wednesday	Thursday
8:00 a.m.		**Insurance and Banking SL (Wieland)** **Ways and Means SCR 1 (Wallingford)** **Appropriations SCR 2 (Brown)**	**Seniors, Families and Children SL (Sater)** **Government Reform SCR 1 (Rowden)** **Progress and Development SCR 2 (Walsh)**	**Transportation, Infrastructure and Public Safety SL (Schatz)** **Veterans and Military Affairs SCR 1 (Hoskins)** **Appropriations SCR 2 (Brown)**
9:00 a.m.		**Rules, Joint Rules, Resolutions and Ethics SL (Kehoe)**	**Appropriations SCR 2 (Brown)**	**Fiscal Oversight SCR 1 (Cunningham)**
12:00 p.m.		**Local Government and Elections SL (Hegeman)** **Small Business and Industry SCR 1 (Libla)**	**Gubernatorial Appointments SL (Richard)** **Health and Pensions SCR 1 (Schaaf)**	
1:00 p.m.		**Economic Development SL (Wasson)** **Education SCR 1 (Romine)**	**Commerce, Consumer Protection, Energy and the Environment SL (Emery)** **General Laws SCR 1 (Onder)**	
2:00 p.m.	**Judiciary and Civil and Criminal Jurisprudence SL (Dixon)** **Professional Registration SCR 1 (Riddle)** **Agriculture, Food Production and Outdoor Resources SCR 2 (Munzlinger)**			

SCR 1 - Senate Committee Rm. 1, Room 118 **SL - Senate Lounge** **SCR 2 - Senate Committee Rm. 2, Room 119**

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2016; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1872**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1578**, entitled:

An Act to repeal sections 507.040, 507.050, 508.010, 508.012, and 537.762, RSMo, and to enact in lieu thereof six new sections relating to civil procedure in tort claims.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1443**, entitled:

An Act to repeal sections 208.024 and 208.182, RSMo, and to enact in lieu thereof one new section relating to temporary assistance for needy families benefits, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1388**, entitled:

An Act to repeal sections 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof six new sections relating to certain sports contests.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1719**, entitled:

An Act to repeal sections 324.920, 324.1108, 327.221, 327.312, 330.030, 331.030, 332.131, 334.530, 334.655, 336.030, 341.170, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof twenty-five new sections relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2277** and **1983**, entitled:

An Act to repeal section 301.142, RSMo, and to enact in lieu thereof one new section relating to license plates and windshield placards for permanently disabled persons.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1828**, entitled:

An Act to amend chapter 273, RSMo, by adding thereto one new section relating to animals, with penalty provisions and a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2127**, entitled:

An Act to repeal sections 334.036, 334.037, 334.104, and 334.735, RSMo, and to enact in lieu thereof four new sections relating to assistant physicians.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1831**, entitled:

An Act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2208**, entitled:

An Act to repeal sections 115.225, 115.237, and 115.287, RSMo, and to enact in lieu thereof three new sections relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Alex Bauer, Loose Creek; and Alex was made an honorary page.

Senator Sater introduced to the Senate, Megan Jobes, and her children, Harrison and McKenna, Rogersville; and Harrison and McKenna were made honorary pages.

Senator Kehoe introduced to the Senate, the Physician of the Day, Frances Mei Hardin, MD, Columbia.

Senator Schupp introduced to the Senate, Joy Williams, her father, James, and Kellie Jones, St. Louis; and Leo Gard, Los Angeles, California.

Senator Schatz introduced to the Senate, Mayor Jim Bowlin, Wildwood.

Senator Emery introduced to the Senate, Chloe Bartlett, Miss Missouri Teen USA 2018, Liberal.

Senator Walsh introduced to the Senate, her brother, Philip Rone, and his wife, Julie, O'Fallon.

Senator Kehoe introduced to the Senate, teachers Mrs. Wolken and Mrs. Ferguson, and fourth-grade students from Immaculate Conception School, Jefferson City.

Senator Kehoe introduced to the Senate, Bishop Shawn McKnight, and Monsignor Robert Kurwicki, Jefferson City.

Senator Romine introduced to the Senate, teachers and students from St. Joseph Catholic School, Farmington.

On motion of Senator Kehoe, the Senate adjourned until 10:00 a.m., Wednesday, March 21, 2018.

SENATE CALENDAR

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FORTY-SECOND DAY–WEDNESDAY, MARCH 21, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe

HOUSE BILLS ON SECOND READING

HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis
HCS for HB 2014
HCS for HB 1872
HB 1578-Kolkmeyer
HCS for HB 1443
HCS for HB 1388
HB 1719-Grier
HCS for HBs 2277 & 1983
HCS for HB 1828
HCS for HB 2127
HB 1831-Ruth
HB 2208-Curtman

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)
4. SB 850-Wallingford
5. SS for SB 704-Hegeman
6. SCS for SB 672-Koenig
7. SS for SB 870-Hegeman
8. SCS for SB 953-Sater

SENATE BILLS FOR PERFECTION

1. SB 578-Romine
2. SB 666-Onder
3. SB 802-Nasheed, with SCS
4. SB 982-Wieland
5. SB 981-Wieland
6. SB 928-Onder, with SCS
7. SB 782-Cunningham, with SCS
8. SB 553-Dixon, with SCS
9. SB 966-Rowden, with SCS
10. SB 706-Riddle
11. SB 917-Crawford, with SCS
12. SB 884-Koenig
13. SB 990-Hegeman, with SCS
14. SB 862-Schatz, with SCS
15. SB 920-Riddle
16. SB 919-Libla
17. SB 822-Hegeman, with SCS
18. SB 652-Nasheed, with SCS
19. SB 693-Wallingford
20. SB 890-Riddle, with SCS
21. SB 697-Romine
22. SJR 25-Romine
23. SB 808-Brown

HOUSE BILLS ON THIRD READING

HB 1769-Mathews,with SCS (Schatz)

HB 1413-Taylor, with SCS (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)

SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

Reported 3/15

SB 575-Wallingford
SB 846-Schupp, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SECOND DAY—WEDNESDAY, MARCH 21, 2018

The Senate met pursuant to adjournment.

Senator Kehoe in the Chair.

RESOLUTIONS

On behalf of Senator Cunningham, Senator Kehoe offered Senate Resolution No. 1522, regarding John Greer, Marshfield, which was adopted.

On behalf of Senator Rizzo, Senator Kehoe offered Senate Resolution No. 1523, regarding Brooke Snider, Independence, which was adopted.

On behalf of Senator Rizzo, Senator Kehoe offered Senate Resolution No. 1524, regarding Cecilie Fowler, Independence, which was adopted.

On behalf of Senator Rizzo, Senator Kehoe offered Senate Resolution No. 1525, regarding Alexis Eager, Buckner, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 1526, regarding 4th Street Theatre, Moberly, which was adopted.

On behalf of Senator Cunningham, Senator Kehoe offered Senate Resolution No. 1527, regarding Keith Moore, Ava, which was adopted.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

Jefferson City

65102

March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Stephen M. Kenny, 1717 Ankney Place, Neosho, Newton County, Missouri 64850, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2018, and until his successor is duly appointed and qualified; vice, Stephen M. Kenny, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
Jefferson City
65102
March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Luke M. LeGrand, 2520 Allendale Drive, Cape Girardeau, Cape Girardeau County, Missouri 63701, as the student representative of the Southeast Missouri State University Board of Regents, for a term ending January 1, 2020, and until his successor is duly appointed and qualified; vice, Bradley A. Jones, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
Jefferson City
65102
March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Dana Lopez, 1004 East Skyline Avenue, Ozark, Christian County, Missouri 65721, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Melinda Nicholson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
Jefferson City
65102
March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kenneth L. Lovelace, Republican, 2605 County Road 325, Palmyra, Marion County, Missouri 63461, as a member of the State Soil and Water Districts Commission, for a term ending August 15, 2018, and until his successor is duly appointed and qualified; vice, Charlie Ausfahl, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

Jefferson City

65102

March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michael McClaskey, 1445 Forest Trials Drive, Castle Pines, Douglas County, Colorado 80108, as a member of the Truman State University Board of Governors, for a term ending January 1, 2022, and until his successor is duly appointed and qualified; vice, Michael A. Zito, resigned.

Respectfully submitted,

Eric R. Greitens

Governor

Also,

GOVERNOR OF MISSOURI

Jefferson City

65102

March 15, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

William L. Miller, 27 Liberty Lane, Sullivan, Crawford County, Missouri 63080, as the student representative of the Missouri State University Board of Governors, for a term ending December 31, 2019, and until his successor is duly appointed and qualified; vice, Tyree Davis IV, term expired.

Respectfully submitted,

Eric R. Greitens

Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2194**, entitled:

An Act to repeal sections 354.465, 375.1250, 375.1252, 375.1255, 375.1257, 375.1260, 375.1262, 375.1265, 375.1267, 375.1269, 375.1270, 375.1272, and 375.1275, RSMo, and to enact in lieu thereof thirteen new sections relating to health organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2171**, entitled:

An Act to repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **HB 1503**, entitled:

An Act to repeal sections 30.750 and 30.756, RSMo, and to enact in lieu thereof three new sections relating to small business loans for veterans.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2322**, entitled:

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 86.200, 86.223, 86.247, 86.250, 86.251, 86.253, 86.254, 86.257, 86.260, 86.263, 86.267, 86.277, 86.283, 86.288, 86.290, 86.320, 86.330, 86.333, 86.337, 86.344, and 86.354, RSMo, and to enact in lieu thereof twenty-eight new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2249**, entitled:

An Act to repeal sections 210.025, 210.254, and 210.258, RSMo, and to enact in lieu thereof five new sections relating to child care facilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1656** and **2075**, entitled:

An Act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1635**, entitled:

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof twelve new sections relating to sexual assault reporting in long-term care facilities, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2265**, entitled:

An Act to repeal sections 386.135, 386.266, 386.390, 393.170, 393.1025, and 393.1030, RSMo, and to enact in lieu thereof nineteen new sections relating to public utilities, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTIONS OF GUESTS

On behalf of Senator Kehoe, the President introduced to the Senate, Bruce Miedema, Plymouth, Michigan.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, March 26, 2018.

SENATE CALENDAR

FORTY-THIRD DAY—MONDAY, MARCH 26, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton

SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe

HOUSE BILLS ON SECOND READING

HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis
HCS for HB 2014
HCS for HB 1872
HB 1578-Kolkmeyer
HCS for HB 1443
HCS for HB 1388
HB 1719-Grier
HCS for HBs 2277 & 1983
HCS for HB 1828
HCS for HB 2127
HB 1831-Ruth
HB 2208-Curtman
HB 2194-Conway (104)
HCS for HB 2171
HCS#2 for HB 1503
HB 2322-Walker (3)
HCS for HB 2249
HCS for HBs 1656 & 2075
HCS for HB 1635
HCS for HB 2265

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)
SB 850-Wallingford
SS for SB 704-Hegeman
SCS for SB 672-Koenig
SS for SB 870-Hegeman
SCS for SB 953-Sater

SENATE BILLS FOR PERFECTION

1. SB 578-Romine
2. SB 666-Onder
3. SB 802-Nasheed, with SCS
4. SB 982-Wieland
5. SB 981-Wieland
6. SB 928-Onder, with SCS
7. SB 782-Cunningham, with SCS
8. SB 553-Dixon, with SCS
9. SB 966-Rowden, with SCS
10. SB 706-Riddle
11. SB 917-Crawford, with SCS
12. SB 884-Koenig
13. SB 990-Hegeman, with SCS
14. SB 862-Schatz, with SCS

15. SB 920-Riddle
16. SB 919-Libla
17. SB 822-Hegeman, with SCS
18. SB 652-Nasheed, with SCS
19. SB 693-Wallingford
20. SB 890-Riddle, with SCS
21. SB 697-Romine
22. SJR 25-Romine
23. SB 808-Brown

HOUSE BILLS ON THIRD READING

HB 1769-Mathews,with SCS (Schatz)

HB 1413-Taylor, with SCS (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

Reported 3/15

SB 575-Wallingford

SB 846-Schupp, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-THIRD DAY—MONDAY, MARCH 26, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Let days speak, and many years teach wisdom. But it is in the spirit in man, the breathe of the Almighty, that makes him understand." (Job 32:7-8)

Almighty God, we are so thankful for the time we have had to rest and be able to do the things we deem most important. We return encouraged to take on the work that is before us. We ask for Your spirit to be present with us and guide our hearts and minds so that we have a clear understanding what You deem important for us to accomplish that will lead us to be most helpful for the people we serve. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Thursday, March 15, 2018 and Wednesday, March 21, 2018 were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Hoskins—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schatz offered Senate Resolution No. 1528, regarding Billy "Bill" Moody, Chesterfield, which was adopted.

Senator Schatz offered Senate Resolution No. 1529, regarding Jules Pierre "Paul" Guidry, III, Pacific, which was adopted.

Senator Schatz offered Senate Resolution No. 1530, regarding John Anthony Panfil, Chesterfield, which was adopted.

On behalf of Senator Hoskins, Senator Kehoe offered Senate Resolution No. 1531, regarding Piper Killingsworth, Lawson, which was adopted.

On behalf of Senator Hoskins, Senator Kehoe offered Senate Resolution No. 1532, regarding Adones Eskew, Lawson, which was adopted.

On behalf of Senator Hoskins, Senator Kehoe offered Senate Resolution No. 1533, regarding Matthew Shafer, Lawson, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1534, regarding Eagle Scout Hector Emilio Caballero, III, Lee's Summit, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1535, regarding Eagle Scout Benjamin Thomas Coates, Lee's Summit, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1536, regarding Eagle Scout Evan Michael Danaher, Lee's Summit, which was adopted.

Senator Hegeman offered Senate Resolution No. 1537, regarding the Sixtieth Wedding Anniversary of Donnie and Dawn Blair, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1538, regarding Latorrie Johnson, Trenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1539, regarding Kailey Mgrdichian, Liberty, which was adopted.

Senator Hegeman offered Senate Resolution No. 1540, regarding Elizabeth Shyanne Adcock, Missouri City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1541, regarding Faithe Neary, which was adopted.

Senator Hegeman offered Senate Resolution No. 1542, regarding Werthen Gass, Trenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1543, regarding E'Lizabeth NiChea Neal, Trenton, which was adopted.

Senator Holsman offered Senate Resolution No. 1544, regarding Elinor Bortnick, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1545, regarding Isabella Barnes, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1546, regarding Tehya Frederick, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1547, regarding Molly Lombardi, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1548, regarding Lauren Scott, Grandview, which was adopted.

Senator Holsman offered Senate Resolution No. 1549, regarding Delaney Northington, Kansas City, which was adopted.

Senator Wallingford offered Senate Resolution No. 1550, regarding Vickie Norris, Piedmont, which was adopted.

On behalf of Senator Hoskins, Senator Kehoe offered Senate Resolution No. 1551, regarding the University of Central Missouri women's basketball program, Warrensburg, which was adopted.

Senator Schupp offered Senate Resolution No. 1552, regarding David M. Glazer, Creve Coeur, which was adopted.

Senator Sater offered Senate Resolution No. 1553, regarding the Seventieth Wedding Anniversary of Reverend and Mrs. Archie Jones, Crane, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1554, regarding Drs. Robert and Martha Bergen, which was adopted.

Senator Richard offered Senate Resolution No. 1555, regarding the Fortieth Anniversary of Community Support Services of Missouri, Joplin, which was adopted.

The Senate observed a moment of silence in memory of Michael and Michelle Moore.

The Senate observed a moment of silence in memory of former State Representative Cloria Brown.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
Jefferson City
65102
March 22, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Michael McClaskey as a member of the Truman State University Board of Governors submitted to you on March 15, 2018. Line 3 should be amended to read:

Michael McClaskey, 1445 Forest Trails Drive, Castle Pines, Douglas County, Colorado

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above addendum and the gubernatorial appointments appearing on pages 726 through 728 of the Senate Journal for Wednesday, March 21, 2018, to the Committee on Gubernatorial Appointments.

REFERRALS

President Pro Tem Richard referred **SB 850** to the Committee on Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Romine moved that **SB 578** be taken up for perfection, which motion prevailed.

At the request of Senator Romine, **SB 578** was placed on the Informal Calendar.

Senator Onder moved that **SB 666** be taken up for perfection, which motion prevailed.

Senator Onder offered **SS** for **SB 666**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 666

An Act to amend chapter 285, RSMo, by adding thereto ten new sections relating to the regulation of the tri-party employment relationship, with penalty provisions.

Senator Onder moved that **SS** for **SB 666** be adopted, which motion prevailed.

On motion of Senator Onder, **SS** for **SB 666** was declared perfected and ordered printed.

Senator Nasheed moved that **SB 802**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 802**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 802

An Act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to women's and minority business enterprises.

Was taken up.

Senator Nasheed moved that **SCS** for **SB 802** be adopted.

Senator Nasheed offered **SS** for **SCS** for **SB 802**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 802

An Act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to nonprofit organizations.

Senator Nasheed moved that **SS** for **SCS** for **SB 802** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 802, Page 4, Section 37.020, Line 14, by inserting after all of said line the following:

"**5. Any political subdivision of the state shall recognize an entity certified as a minority business enterprise or women's business enterprise under this section as such an entity without any additional requirements.**".

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 802, Page 1, In the Title, Lines 3-4, by striking "nonprofit organizations" and inserting in lieu thereof the following: "women's and minority business enterprises".

Senator Schatz moved that the above amendment be adopted.

At the request of Senator Nasheed, **SS** for **SCS** for **SB 802**, as amended, was withdrawn, rendering **SA 2** moot.

Senator Nasheed offered **SS No. 2** for **SCS** for **SB 802**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 802

An Act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to nonprofit organizations.

Senator Nasheed moved that **SS No. 2** for **SCS** for **SB 802** be adopted.

At the request of Senator Nasheed, **SB 802**, with **SCS** and **SS No. 2** for **SCS** (pending), was placed on the Informal Calendar.

Senator Wieland moved that **SB 982** be taken up for perfection, which motion prevailed.

President Pro Tem Richard assumed the Chair.

At the request of Senator Wieland, **SB 982** was placed on the Informal Calendar.

Senator Wieland moved that **SB 981** be taken up for perfection, which motion prevailed.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 981, Page 1, In the Title, Lines 3-4, by striking all of said lines and inserting in lieu thereof the following: "sections relating to workers' compensation."; and

Further amend said bill and page, section A, line 3, by inserting immediately after said line the following:

"287.127. 1. Beginning January 1, 1993, all employers shall post a notice at their place of employment, in a sufficient number of places on the premises to assure that such notice will reasonably be seen by all employees. An employer for whom services are performed by individuals who may not reasonably be expected to see a posted notice shall notify each such employee in writing of the contents of such notice. The notice shall include:

(1) That the employer is operating under and subject to the provisions of the Missouri workers'

compensation law;

(2) That employees must report all injuries immediately to the employer by advising the employer personally, the employer's designated individual or the employee's immediate boss, supervisor or foreman and that the employee may lose the right to receive compensation if the injury or illness is not reported within thirty days or in the case of occupational illness or disease, within thirty days of the time he or she is reasonably aware of work relatedness of the injury or illness; employees who fail to notify their employer within thirty days may jeopardize their ability to receive compensation, and any other benefits under this chapter;

(3) The name, address and telephone number of the insurer, if insured. If self-insured, the name, address and telephone number of the employer's designated individual responsible for reporting injuries or the name, address and telephone number of the adjusting company or service company designated by the employer to handle workers' compensation matters;

(4) The name, address and the toll-free telephone number of the division of workers' compensation;

(5) That the employer will supply, upon request, additional information provided by the division of workers' compensation;

(6) That a fraudulent action by the employer, employee or any other person is unlawful.

2. The division of workers' compensation shall develop the notice to be posted **[**and shall**],** distribute such notice free of charge to employers and insurers upon request**, and publish the notice on the website of the department of labor and industrial relations**. Failure to request such notice does not relieve the employer of its obligation to post the notice. If the employer carries workers' compensation insurance, the carrier shall provide the notice**, in paper or electronic format,** to the insured within thirty days of the insurance policy's inception date. **A carrier who elects to provide the notice in electronic format shall direct the insured to the notice available on the website of the department of labor and industrial relations.**

3. Any employer who willfully violates the provisions of this section shall be guilty of a class A misdemeanor and shall be punished by a fine of not less than fifty dollars nor more than one thousand dollars, or by imprisonment in the county jail for not more than six months or by both such fine and imprisonment, and each such violation or each day such violation continues shall be deemed a separate offense."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Wieland, **SB 981**, as amended, was declared perfected and ordered printed.

President Parson assumed the Chair.

At the request of Senator Onder, **SB 928**, with **SCS**, was placed on the Informal Calendar.

Senator Cunningham moved that **SB 782**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 782**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 782

An Act to repeal sections 260.380, 260.475, 444.768, 444.772, 644.016, 644.051, 644.054, and 644.057, RSMo, and to enact in lieu thereof nine new sections relating to the department of natural resources.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 782** be adopted.

Senator Cunningham offered **SS** for **SCS** for **SB 782**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 782

An Act to repeal sections 260.262, 260.380, 260.475, 319.129, 444.768, 444.772, 644.054, and 644.057, RSMo, and to enact in lieu thereof ten new sections relating to the department of natural resources.

Senator Cunningham moved that **SS** for **SCS** for **SB 782** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 25, Section 444.772, Line 15 of said page, by inserting immediately after said line the following:

"640.620. In any case, the grant shall not be in excess of **[**one**] three** thousand **[**four hundred**]** dollars per connection, or, in the case of a source water protection project, for more than twenty percent of the cost per acre for conservation reserve and, except as otherwise provided in this section, no district or system may receive more than one grant for any purpose in any two-year period. Grantees who received or who are receiving funds under the 1993-1994 special allocation for flood-impacted communities are not subject to the prohibition against receiving more than one grant during any two-year period for a period ending two years after the final grant allocation for flood-impacted communities is received by that grantee."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Pages 12-17, Section 319.129, by striking all of said section from the bill and inserting in lieu thereof the following:

"**319.140. 1. There is established a task force of the general assembly to be known as the "Task Force on the Petroleum Storage Tank Insurance Fund". Such task force shall be composed of six members, with three members being from the house of representatives appointed by the speaker of the house of representatives and three members being from the senate appointed by the president pro tempore of the senate. No more than two members from either the house of representatives or the senate shall be from the same political party. A majority of the task force shall constitute a quorum.**

2. The task force shall conduct research and compile a report for delivery to the general assembly by December 31, 2018, on the following:

(1) The efficacy of the petroleum storage tank insurance fund and program;

(2) The sustainability of the petroleum storage tank insurance fund and program;

(3) The administration of the petroleum storage tank insurance fund and program;

(4) The availability of private insurance for above and below ground petroleum storage tanks, and the necessity of insurance subsidies created through the petroleum storage tank insurance program;

(5) Compliance with federal programs, regulations, and advisory reports; and

(6) The comparability of the petroleum storage tank insurance program to other states' programs and states without such programs.

3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it.

4. The task force shall be staffed by legislative staff as necessary to assist the task force in the performance of its duties.

5. The members of the task force shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

6. This section shall expire on December 31, 2018."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Schupp offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No.782, Page 1, Section 319.140, Lines 7-10, by striking all of said lines and inserting in lieu thereof the following: "**of six members. Three members shall be from the house of representatives with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives. Three members shall be from the senate with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate. No more than two**".

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

SA 2, as amended, was again taken up.

Senator Eigel moved that **SA 2**, as amended, be adopted, which motion prevailed.

Senator Schupp offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 29, Section 644.059, Lines 1-2, by striking the words "include but not be limited to" and inserting in lieu thereof the

following: "**only include**".

Senator Schupp moved that the above amendment be adopted, which motion failed.

Senator Cunningham moved that **SS** for **SCS** for **SB 782**, as amended, be adopted, which motion prevailed.

On motion of Senator Cunningham, **SS** for **SCS** for **SB 782**, as amended, was declared perfected and ordered printed.

Senator Nasheed moved that **SB 802**, with **SCS** and **SS No. 2** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS No. 2 for **SCS** for **SB 802** was again taken up.

Senator Nasheed moved that **SS No. 2** for **SCS** for **SB 802**, be adopted, which motion prevailed.

On motion of Senator Nasheed, **SS No. 2** for **SCS** for **SB 802**, was declared perfected and ordered printed.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HCS for **HB 2014**—Appropriations.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 981** and **SS** for **SB 666**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, entitled:

An Act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2274**, entitled:

An Act to repeal section 301.3148, RSMo, and to enact in lieu thereof one new section relating to the Missouri DeMolay license plate.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 1556, regarding Route 54 Cruisers, El Dorado Springs, which was adopted.

Senator Kehoe offered Senate Resolution No. 1557, regarding Ken Johnson, which was adopted.

Senator Kehoe offered Senate Resolution No. 1558, regarding Mary Scruggs, which was adopted.

INTRODUCTION OF GUESTS

Senator Nasheed introduced to the Senate, Matt Brooks, St. Louis.

Senator Walsh introduced to the Senate, her granddaughter, Prudence Jane Friederich, O'Fallon; and Prudence was made an honorary page.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-FOURTH DAY–TUESDAY, MARCH 27, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1099-Hummel and Nasheed
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe

HOUSE BILLS ON SECOND READING

HB 1469-Davis
HB 1968-Grier

HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis
HCS for HB 1872
HB 1578-Kolkmeyer
HCS for HB 1443
HCS for HB 1388
HB 1719-Grier
HCS for HBs 2277 & 1983
HCS for HB 1828
HCS for HB 2127
HB 1831-Ruth
HB 2208-Curtman
HB 2194-Conway (104)
HCS for HB 2171
HCS#2 for HB 1503
HB 2322-Walker (3)
HCS for HB 2249
HCS for HBs 1656 & 2075
HCS for HB 1635
HCS for HB 2265
HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)
4. SB 850-Wallingford (In Fiscal Oversight)
5. SS for SB 704-Hegeman
6. SCS for SB 672-Koenig
7. SS for SB 870-Hegeman
8. SCS for SB 953-Sater
9. SB 981-Wieland
10. SS for SB 666-Onder

SENATE BILLS FOR PERFECTION

1. SB 553-Dixon, with SCS
2. SB 966-Rowden, with SCS
3. SB 706-Riddle
4. SB 917-Crawford, with SCS
5. SB 884-Koenig
6. SB 990-Hegeman, with SCS
7. SB 862-Schatz, with SCS
8. SB 920-Riddle
9. SB 919-Libla
10. SB 822-Hegeman, with SCS
11. SB 652-Nasheed, with SCS
12. SB 693-Wallingford
13. SB 890-Riddle, with SCS
14. SB 697-Romine
15. SJR 25-Romine
16. SB 808-Brown

HOUSE BILLS ON THIRD READING

HB 1769-Mathews,with SCS (Schatz)
HB 1413-Taylor, with SCS (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 928-Onder, with SCS
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

Reported 3/15

SB 575-Wallingford
SB 846-Schupp, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FOURTH DAY—TUESDAY, MARCH 27, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"No one shall be able to stand against you all the days of your life." (Joshua 1:5)

We are thankful for Your word, O Lord, for You remind us that we will never be alone and we are never forsaken for You are with us. We are thankful for Your constant presence in our lives and the grace You provide so that whatever befalls on us You are there and Your gift of hope and encouragement will never leave us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—33			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of former State Representative Louis H. Ford.

Senator Rowden assumed the Chair.

The Senate observed a moment of silence in memory of Linda Brown.

President Pro Tem Richard assumed the Chair.

The Senate observed a moment of silence in memory of James Taylor.

The Senate observed a moment of silence in memory of the unborn.

Senator Hummel requested unanimous consent of the Senate to withdraw **SB 1099**, which request was granted.

RESOLUTIONS

Senators Nasheed, Chappelle-Nadal and Curls offered Senate Resolution No. 1559, regarding the death of former State Representative Louis H. Ford, St. Louis, which was adopted.

Senator Richard offered Senate Resolution No. 1560, regarding Kansas City University College of Osteopathic Medicine, which was adopted.

Senator Romine offered Senate Resolution No. 1561, regarding Patrick J. Lamping, Barnhart, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SCS** for **SB 802** and **SS** for **SCS** for **SB 782**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SB 553**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 553**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 553

An Act to repeal sections 67.398, 67.410, 143.783, 302.321, 302.341, 347.048, 479.020, 479.350, 479.353, 479.359, and 479.360, RSMo, and to enact in lieu thereof eleven new sections relating to local government, with existing penalty provisions.

Was taken up.

Senator Dixon moved that **SCS** for **SB 553** be adopted.

Senator Dixon offered **SS** for **SCS** for **SB 553**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 553

An Act to repeal sections 67.398, 67.410, 143.783, 302.321, 302.341, 347.048, 479.020, 479.350,

479.353, 479.359, and 479.360, RSMo, and to enact in lieu thereof eleven new sections relating to local government, with existing penalty provisions.

Senator Dixon moved that **SS** for **SCS** for **SB 553** be adopted.

Senator Nasheed offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 553, Pages 16-17, Section 479.350, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted.

At the request of Senator Dixon, **SB 553**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

SENATE BILLS FOR PERFECTION

Senator Rowden moved that **SB 966**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 966**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 966

An Act to repeal sections 43.507, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof thirty-two new sections relating to administration of the criminal justice system, with existing penalty provisions.

Was taken up.

Senator Rowden moved that **SCS** for **SB 966** be adopted.

Senator Rowden offered **SS** for **SCS** for **SB 966**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 966

An Act to repeal sections 43.507, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof thirty-four new sections relating to administration of the criminal justice system, with existing penalty provisions.

Senator Rowden moved that **SS** for **SCS** for **SB 966** be adopted.

Senator Nasheed offfered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 2, Section 43.507, Line 12, by inserting after all of said line the following:

"57.450. All general laws relating and applicable to the sheriffs of the several counties of this state shall apply to the same officer in the City of St. Louis, except that the sheriff of the City of St. Louis shall not enforce the general criminal laws of the state of Missouri unless such enforcement shall be incidental to the duties customarily performed by the sheriff of the City of St. Louis. **The sheriff and sworn deputies of the office of sheriff of the city of St. Louis may be eligible for training and licensure by the peace officer standards and training commission under chapter 590, and such office shall be considered a law enforcement agency with the sheriff and sworn deputies considered law enforcement officers.** All acts and parts of acts providing for any legal process to be directed to any sheriff of any county shall be so construed as to mean the sheriff of the city of St. Louis as if such officer were specifically named in such act."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted, which motion prevailed.

Senator Schaaf offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 73, Section 650.035, Line 25, by inserting after the word "county," the following:

"**located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants, any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a home rule city with more than seventy-six thousand but fewer than ninety-one thousand inhabitants as the county seat, and any county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants**".

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Sater offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 46, Section 455.095, Line 2 of said page, by inserting immediately after said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it

existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **Such person shall also not reside within one thousand feet of the property line of the residence of a former victim of such person.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, **or a former victim subsequently resides on property with a property line within one thousand feet of such person's residence,** then such person shall, within one week of the opening of such public school, private school, or child care facility, **or the former victim residing on the property,** notify the county sheriff where such public school, private school, **[**or**]** child care facility**, or residence of a former victim** is located that he or she is now residing within one thousand feet of such public school, private school, **[**or**]** child care facility**, or property line of the residence of a former victim,** and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility**, or the former victim residing on the property**.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. **For the purposes of the section, one thousand feet shall be measured from the edge of the offender's property nearest the public school, private school, child care facility, or former victim to the nearest edge of the public school, private school, child care facility, or former victim's property.**

5. Violation of the provisions of subsection 1 of this section is a class E felony except that the second or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and

Further amend the title and enacting clause accordingly.

Senator Sater moved that the above amendment be adopted, which motion prevailed.

Senator Curls offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 72, Section 595.220, Line 24, by inserting after all of said line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section,

any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, **[**571.030,**]** 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; **[**and**]**

(10) Any **[**violations**]** **violation** of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state**; and**

(11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) It has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed

for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are

granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted, which motion prevailed.

Senator Cierpiot offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 2, Section 43.507, Line 12, by inserting after all of said line the following:

"57.117. Hereafter no sheriff in this state shall appoint any under sheriff or deputy sheriff **[**except**]** **unless** the person so appointed shall be, at the time of his **or her** appointment, a bona fide resident of **[**the**]** **this** state **or of an adjoining state**."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Onder offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 41, Section 221.105, Line 17, by inserting after "proposal." the following:

"**Any county that declines to convey a proposal to the department, pursuant to the provisions of this subsection, shall receive in full its per diem cost of incarceration for all prisoners chargeable to the state in accordance with the provisions of subsections 1, 2, and 3 of this section.**".

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 74, Section 650.035, Line 2, by inserting after all of said line the following:

"**Section 1. If an inmate in the custody of the department of corrections is determined by a court to have not committed the crime of which such person was convicted and sentenced to a term of imprisonment, upon release from the prison or as soon thereafter as possible, the department of corrections shall provide one Missouri nondriver's license, or driver's license if qualified, at no cost to the person. The department shall provide one copy of each of the documents listed in subdivision (2) of subsection 6 of section 115.427, free of charge, if needed by the person to obtain the nondriver's license or driver's license.**"; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted.

Senator Sifton offered **SA 1** to **SA 7**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 7

Amend Senate Amendment No. 7 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1, Line 2, by inserting after all of said line the following:

"650.055. 1. Every individual who:

(1) Is found guilty of a felony or any offense under chapter 566; or

(2) Is seventeen years of age or older and arrested for **[**burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or**]** a felony offense **[**under chapter 565, 566, 567, 568, or 573**]**; or

(3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

(1) Upon booking at a county jail or detention facility; or

(2) Upon entering or before release from the department of corrections reception and diagnostic centers; or

(3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and

their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. (1) An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, or through the court granting an expungement of all official records under section 568.040. A certified copy of the court order establishing that such conviction has been reversed, guilty plea has been set aside, or expungement has been granted under section 568.040 shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(2) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on **one or more of** the **following** grounds **[**that the conviction has been reversed, the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, or an expungement of all official records has been granted by the court under section 568.040**]:**

(a) The conviction on which the authority for including that person's DNA record or DNA profile was based on has been reversed;

(b) The guilty plea on which the authority for including that person's DNA record or DNA profile was based on has been set aside;

(c) The prosecutor has declined prosecution on all alleged offenses which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(d) The prosecutor has withdrawn all qualifying charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(e) The case or cases containing all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile, are dismissed;

(f) The court finds at a preliminary hearing that there is no probable cause to try that person for any charge which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(g) That person is found not guilty of all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile.

(3) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction, setting aside the plea, or granting an expungement of all official records under section 568.040, and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty

days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(4) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(5) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

[10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.**]**".

Senator Sifton moved that the above amendment be adopted, which motion prevailed.

SA 7, as amended, was again taken up.

Senator Rizzo moved that **SA 7**, as amended, be adopted, which motion prevailed.

Senator Sifton offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 46, Section 455.095, Line 2, by inserting after all of said line the following:

"**455.560. 1. A prosecuting attorney or circuit attorney may impanel a domestic violence fatality review panel for the county or city not within a county in which he or she serves to investigate the deaths of victims of homicides determined to be related to domestic violence, as the term is defined in section 455.010.**

2. Members of the panel may include any representative of programs or organizations that provide services and responses to victims of domestic violence within the county or city not within a county. The panel shall include, but shall not be limited to, the following members:

(1) The prosecuting or circuit attorney;

(2) The coroner or medical examiner for the county or city not within a county;

(3) A representative of law enforcement personnel in the county or city not within a county;

(4) A provider of public health care services;

(5) A provider of emergency medical services or other medical or health care providers;

(6) A representative of any victim assistant unit for the prosecuting or circuit attorney, law enforcement organization, or court of the county or city not within a county;

(7) A representative of shelters for victims of domestic violence, as defined in section 455.200, or domestic violence services organizations that provide services for victims within the county or city not within a county; and

(8) A representative of rape crisis centers, as defined in section 455.003, that provide sexual assault services for victims within the county or city not within a county.

3. A prosecuting or circuit attorney shall organize the panel and shall call the first organizational meeting of the panel. The panel shall elect a chairperson who shall convene the panel to meet to review all deaths of victims of homicides determined to be related to domestic violence.

4. The executive officer of any municipality or county may request that a domestic violence fatality review panel be convened in response to any fatality which occurs within the boundaries of the municipality or county.

5. Work products of the domestic violence fatality review panel other than the final report required by subsection 6 of this section, including, but not limited to internal memoranda, summaries or minutes of panel meetings, and written, audio recorded, or electronic records and communications, are not public records as defined by subdivision (6) of section 610.010 and are not available for public examination, reproduction, or disclosure, and are not admissible as evidence in any civil, criminal, or administrative proceeding.

6. The panel shall issue a final report, which shall be a public record as defined by subdivision (6) of section 610.010, of each investigation. The final report shall include the panel's findings and recommendations for enhanced practices, protocols, and collaborations to address domestic violence and prevent homicides, and a copy shall be provided to the governor, the speaker of the house of representatives, the president pro tempore of the senate, the executive leadership of the government of the political subdivision of the state of Missouri in which the panel operates, and the statewide domestic violence coalition, as such is recognized by the United States Department of Justice and the

United States Department of Health and Human Services. The final report shall also include a summary."; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted, which motion prevailed.

Senator Hoskins offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 17, Section 217.690, Line 17, by striking the opening bracket "**[**"; and further amend line 27 by striking the closing bracket "**]**"; and further renumber the remaining subsections accordingly.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 46, Section 455.095, Line 2, by inserting after all of said line the following:

"571.070. 1. A person commits the offense of unlawful possession of a firearm if such person knowingly has any firearm in his or her possession and:

(1) Such person has been convicted of a felony under the laws of this state, or of a crime under the laws of any state or of the United States which, if committed within this state, would be a felony; **[**or**]**

(2) Such person is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent**; or**

(3) Such person is subject to a full order of protection as such term is defined in section 455.010; or

(4) Such person has been convicted of a misdemeanor domestic violence offense within the preceding five years, or a misdemeanor under a law of another jurisdiction which is substantially similar to such misdemeanor offense. As used in this subdivision, the term "domestic violence" shall have the same meaning as in section 455.010.

2. Unlawful possession of a firearm is a class D felony.

3. The provisions of subdivision (1) of subsection 1 of this section shall not apply to the possession of an antique firearm."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Rowden raised the point of order that **SA 10** is out of order as it goes beyond the scope of the bill.

Senator Onder assumed the Chair.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Riddle offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1, Section A, Line 12, by inserting after all of said line the following:

"43.505. 1. The department of public safety is hereby designated as the central repository for the collection, maintenance, analysis and reporting of crime incident activity generated by law enforcement agencies in this state. The department shall develop and operate a uniform crime reporting system that is compatible with the national uniform crime reporting system operated by the Federal Bureau of Investigation.

2. The department of public safety shall:

(1) Develop, operate and maintain an information system for the collection, storage, maintenance, analysis and retrieval of crime incident and arrest reports from Missouri law enforcement agencies;

(2) Compile the statistical data and forward such data as required to the Federal Bureau of Investigation or the appropriate Department of Justice agency in accordance with the standards and procedures of the national system;

(3) Provide the forms, formats, procedures, standards and related training or training assistance to all law enforcement agencies in the state as necessary for such agencies to report incident and arrest activity for timely inclusion into the statewide system;

(4) Annually publish a report on the nature and extent of crime and submit such report to the governor and the general assembly. Such report and other statistical reports shall be made available to state and local law enforcement agencies and the general public through an electronic or manual medium;

(5) Maintain the privacy and security of information in accordance with applicable state and federal laws, regulations and orders; and

(6) Establish such rules and regulations as are necessary for implementing the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

3. Every law enforcement agency in the state shall:

(1) Submit crime incident reports to the department of public safety on forms or in the format prescribed by the department; and

(2) Submit any other crime incident information which may be required by the department of public safety.

4. Any law enforcement agency that violates this section **after December 31, 2021,** may be ineligible to receive state or federal funds which would otherwise be paid to such agency for law enforcement, safety or criminal justice purposes."; and

Further amend said bill, page 46, section 455.095, line 2, by inserting after all of said line the following:

"488.5320. 1. Sheriffs, county marshals or other officers shall be allowed a charge for their services rendered in criminal cases and in all proceedings for contempt or attachment, as required by law, the sum of seventy-five dollars for each felony case or contempt or attachment proceeding, ten dollars for each misdemeanor case, and six dollars for each infraction, including cases disposed of by a violations bureau established pursuant to law or supreme court rule. Such charges shall be charged and collected in the manner provided by sections 488.010 to 488.020 and shall be payable to the county treasury; except that, those charges from cases disposed of by a violations bureau shall be distributed as follows: one-half of the charges collected shall be forwarded and deposited to the credit of the MODEX fund established in subsection **[**6**]** **5** of this section for the operational cost of the Missouri data exchange (MODEX) system, and one-half of the charges collected shall be deposited to the credit of the inmate security fund, established in section 488.5026, of the county or municipal political subdivision from which the citation originated. If the county or municipal political subdivision has not established an inmate security fund, all of the funds shall be deposited in the MODEX fund.

2. **[**Notwithstanding subsection 1 of this section to the contrary, sheriffs, county marshals, or other officers in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants or in any city not within a county shall not be allowed a charge for their services rendered in cases disposed of by a violations bureau established pursuant to law or supreme court rule.

3.**]** The sheriff receiving any charge pursuant to subsection 1 of this section shall reimburse the sheriff of any other county or the City of St. Louis the sum of three dollars for each pleading, writ, summons, order of court or other document served in connection with the case or proceeding by the sheriff of the other county or city, and return made thereof, to the maximum amount of the total charge received pursuant to subsection 1 of this section.

[4.**]** **3.** The charges provided in subsection 1 of this section shall be taxed as other costs in criminal proceedings immediately upon a plea of guilty or a finding of guilt of any defendant in any criminal procedure. The clerk shall tax all the costs in the case against such defendant, which shall be collected and disbursed as provided by sections 488.010 to 488.020; provided, that no such charge shall be collected in any proceeding in any court when the proceeding or the defendant has been dismissed by the court; provided further, that all costs, incident to the issuing and serving of writs of scire facias and of writs of fieri facias, and of attachments for witnesses of defendant, shall in no case be paid by the state, but such costs incurred under writs of fieri facias and scire facias shall be paid by the defendant and such defendant's sureties, and costs for attachments for witnesses shall be paid by such witnesses.

[5.**]** **4.** Mileage shall be reimbursed to sheriffs, county marshals and guards for all services rendered pursuant to this section at the rate prescribed by the Internal Revenue Service for allowable expenses for motor vehicle use expressed as an amount per mile.

[6.**]** **5.** (1) There is hereby created in the state treasury the "MODEX Fund", which shall consist of money collected under subsection 1 of this section. The fund shall be administered by the peace officers standards and training commission established in section 590.120. The state treasurer shall be custodian of

the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the fund shall be used solely for the operational support and expansion of the MODEX system.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

513.653. 1. Law enforcement agencies involved in using the federal forfeiture system under federal law shall file a report regarding federal seizures and the proceeds therefrom. Such report shall be filed annually by **[**January thirty-first**]** **February fifteenth** for the previous calendar year with the **[**department of public safety and the**]** state auditor's office. The report for the calendar year shall **[**include the type and value of items seized and turned over to the federal forfeiture system, the beginning balance as of January first of federal forfeiture funds or assets previously received and not expended or used, the proceeds received from the federal government (the equitable sharing amount), the expenditures resulting from the proceeds received, and the ending balance as of December thirty-first of federal forfeiture funds or assets on hand. The department of public safety shall not issue funds to any law enforcement agency that fails to comply with the provisions of this section**]** **consist of a copy of the federal form entitled "ACA Form - Equitable Sharing Agreement and Certification" which is identical to the form submitted in that year to the federal government**.

2. **[**Intentional or knowing failure to comply with the reporting requirement contained in this section shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.**]** **Any law enforcement agency that intentionally or knowingly fails to comply with the reporting requirement contained in this section shall be ineligible to receive state or federal funds which would otherwise be paid to such agency for law enforcement, safety, or criminal justice purposes.**"; and

Further amend the title and enacting clause accordingly.

Senator Riddle moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that **SS** for **SCS** for **SB 966**, as amended, be adopted, which motion prevailed.

On motion of Senator Rowden, **SS** for **SCS** for **SB 966**, as amended, was declared perfected and ordered printed.

Senator Riddle moved that **SB 706** be taken up for perfection, which motion prevailed.

On motion of Senator Riddle, **SB 706** was declared perfected and ordered printed.

Senator Crawford moved that **SB 917**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 917**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 917

An Act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

Was taken up.

Senator Crawford moved that **SCS** for **SB 917** be adopted, which motion prevailed.

On motion of Senator Crawford, **SCS** for **SB 917** was declared perfected and ordered printed.

Senator Koenig moved that **SB 884**, be taken up for perfection, which motion prevailed.

On motion of Senator Koenig, **SB 884** was declared perfected and ordered printed.

Senator Hegeman moved that **SB 990**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 990**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 990

An Act to repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to the attachment of school districts to community college districts.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 990** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **SB 990** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 706**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS** for **SCS** for **SB 782**; **SS** for **SB 666**; and **SB 981** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Hummel offered Senate Resolution No. 1562, regarding the Cheltenham Neighborhood Association, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

On behalf of Senator Richard, the President introduced to the Senate, Matt Brooks, St. Louis.

Senator Kehoe introduced to the Senate, his daughter, Claire, and Rylee Andrews, Jefferson City.

Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Keith Ratcliff, Washington.

Senator Riddle introduced to the Senate, Mike Wood, Jenn McCord, Jill Cooper, Mary Sullivan-Thomas, Hannah Curtis, Leah Almeling, Nichole Frichtel, Linda Patton and Michelle Frye, representatives of the Chamber of Commerce, Leadership Troy.

Senator Munzlinger introduced to the Senate, Mrs. Reed, and fourth grade students from Atlanta C-3 School, Atlanta.

Senator Schatz introduced to the Senate, representatives of Mercury Alliance.

Senator Kehoe introduced to the Senate, Ms. Raymer and Ms. Bell, and fourth grade students from St. Peter's Interparish School, Jefferson City.

Senator Cunningham introduced to the Senate, Chris Harlin, Cory Hillhouse, Bill Trivitt, Josh Gaulding and John Everett, Gainesville; and Bill Owens, Springfield.

Senator Hoskins introduced to the Senate, Alex Haun, Holden.

Senator Schatz introduced to the Senate, representatives of the City of Borgholzhausen, Germany.

Senator Kehoe introduced to the Senate, Danny and Jennifer Dampf, Russellville.

Senator Chappelle-Nadal introduced to the Senate, John Collins-Muhammad and Chris Cater, Sr., St. Louis.

Senator Romine introduced to the Senate, his son, Daniel, Springfield.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-FIFTH DAY–WEDNESDAY, MARCH 28, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe

HOUSE BILLS ON SECOND READING

HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis
HCS for HB 1872
HB 1578-Kolkmeyer
HCS for HB 1443
HCS for HB 1388
HB 1719-Grier
HCS for HBs 2277 & 1983
HCS for HB 1828
HCS for HB 2127
HB 1831-Ruth
HB 2208-Curtman
HB 2194-Conway (104)
HCS for HB 2171
HCS#2 for HB 1503
HB 2322-Walker (3)
HCS for HB 2249
HCS for HBs 1656 & 2075
HCS for HB 1635
HCS for HB 2265
HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)
4. SB 850-Wallingford (In Fiscal Oversight)
5. SS for SB 704-Hegeman
6. SCS for SB 672-Koenig
7. SS for SB 870-Hegeman
8. SCS for SB 953-Sater
9. SB 981-Wieland (In Fiscal Oversight)
10. SS for SB 666-Onder (In Fiscal Oversight)
11. SS#2 for SCS for SB 802-Nasheed
12. SS for SCS for SB 782-Cunningham (In Fiscal Oversight)
13. SB 706-Riddle

SENATE BILLS FOR PERFECTION

1. SB 862-Schatz, with SCS
2. SB 920-Riddle
3. SB 919-Libla
4. SB 822-Hegeman, with SCS
5. SB 652-Nasheed, with SCS
6. SB 693-Wallingford
7. SB 890-Riddle, with SCS
8. SB 697-Romine
9. SJR 25-Romine
10. SB 808-Brown

HOUSE BILLS ON THIRD READING

HB 1769-Mathews,with SCS (Schatz)

HB 1413-Taylor, with SCS (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 552-Dixon, with SS (pending)
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 928-Onder, with SCS
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

Reported 3/15

SB 575-Wallingford

SB 846-Schupp, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIFTH DAY—WEDNESDAY, MARCH 28, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Whatever your hand finds to do, do it with your might…" (Ecclesiastes 7:10)

Yahweh, King of the Universe, may we delight in the gift of each new day and the gifts You provide from Your gracious hand that are a delight to our soul. We are grateful for the opportunity to serve and to accomplish that which is well pleasing in Your sight. May we always find ways that are helpful to Your people and brings a benefit to others. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wallingford offered Senate Resolution No. 1563, regarding Eagle Scout Chase Kassel Parrish, Scott City, which was adopted.

Senator Rowden offered Senate Resolution No. 1564, regarding Christopher Zachary, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 1565, regarding Muhammad Salim, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 1566, regarding Halie Pyla, Aurora, Illinois, which was adopted.

Senator Rowden offered Senate Resolution No. 1567, regarding Kania Johnson, Minneapolis, Minnesota, which was adopted.

Senator Rowden offered Senate Resolution No. 1568, regarding Sierra Clemetson, Flossmoor, which was adopted.

The Senate observed a moment of silence in memory of Garry Mansfield.

The Senate observed a moment of silence in memory of children that have lost their lives.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 917**; **SB 884**; and **SCS** for **SB 990**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SB 706** and **SCS** for **SB 917** to the Committee on Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Schatz moved that **SB 862**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 862**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 862

An Act to repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

Was taken up.

Senator Schatz moved that **SCS** for **SB 862** be adopted, which motion prevailed.

On motion of Senator Schatz, **SCS** for **SB 862** was declared perfected and ordered printed.

Senator Riddle moved that **SB 920** be taken up for perfection, which motion prevailed.

Under the provisions of Senate Rule 91, Senator Holsman requested unanimous consent to be excused from voting on **SB 920**, which request was granted.

At the request of Senator Riddle, **SB 920** was placed on the Informal Calendar.

Senator Libla moved that **SB 919** be taken up for perfection, which motion prevailed.

Senator Riddle offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 919, Page 1, In the Title, Line 3 of the title, by striking "licensure" and inserting in lieu thereof the following: "licenses"; and

Further amend said bill, Page 9, Section 302.173, Line 104, by inserting after all of said line the following:

"302.174. 1. As used in this section, the following terms mean:

(1) "Deaf person", any person who, because of hearing loss, is not able to discriminate speech when spoken in a normal conversation tone regardless of the use of amplification devices;

(2) **[**"Hearing-impaired person", any person who, because of hearing loss, has a diminished capacity to discriminate speech when spoken in a normal conversational tone;

(3) "J88"**] "DHH"**, a notation on a driver's license that indicates the person is a deaf or **[**hearing-impaired**] hard of hearing** person who uses alternative communication**;**

(3) "Hard of hearing person", any person who, because of hearing loss, has a diminished capacity to discriminate speech when spoken in a normal conversation tone.

2. Any resident of this state who is a deaf or **[**hearing-impaired**] hard of hearing** person may apply to the department of revenue to have the notation "**[**J88**] DHH**" placed on the person's driver's license. The department of revenue, by rule, may establish the cost and criteria for placement of the "**[**J88**] DHH**" notation, such as requiring an applicant to submit certain medical proof of deafness or hearing **[**impairment**] loss. The department may also, by rule, elect to use the phrase "deaf or hard of hearing" in lieu of the notation "DHH" on a driver's license**.

3. **The Missouri commission for the deaf and hard of hearing shall make an informational video in American Sign Language explaining what a "DHH" notation means on a driver's license and informing Missourians of their right to receive a license with the "DHH" notation under this section. This video shall also be captioned in English and converted to QR-Code which shall be posted in a conspicuous place at every driver's license office in Missouri.**

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Riddle moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Libla, **SB 919**, as amended, was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 28, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Ronald D. Boyer, 5654 East State Highway AF, Fair Grove, Greene County, Missouri 65648, as a member of the Air Conservation Commission, for a term ending October 14, 2021, and until his successor is duly appointed and qualified; vice, Douglas B. Drysdale, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 28, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Tina L. Klocke, Independent, 5736 Biddeford Drive, Saint Louis, Saint Louis County, Missouri 63128, as a member of the Southeast Missouri State University Board of Regents, for a term ending January 1, 2024, and until her successor is duly appointed and qualified; vice, Thomas M. Meyer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 28, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Todd Mayfield, 1526 Timber Trail, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Developmental Disabilities Council, for a term ending June 30, 2019, and until his successor is duly appointed and qualified; vice, Brenda L. Niemeyer, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 862**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Onder offered Senate Resolution No. 1569, regarding Monica Witzke, O'Fallon, which was adopted.

Senator Wallingford offered Senate Resolution No. 1570, regarding Gary W. Rust, Cape Girardeau, which was adopted.

Photographers from KOMU-8 were given permission to take pictures in the Senate Chamber.

REPORTS OF STANDING COMMITTEES

Senator Brown, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2014**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 919** and **SS** for **SCS** for **SB 966**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Hegeman moved that **SB 822**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 822**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 822

An Act to repeal section 307.178, RSMo, and to enact in lieu thereof one new section relating to the admissibility of the use of a safety belt as evidence in certain civil actions, with an existing penalty provision.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 822** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 822**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 822

An Act to repeal section 307.178, RSMo, and to enact in lieu thereof one new section relating to the admissibility of failure to wear a safety belt as evidence in certain civil actions, with an existing penalty provision.

Senator Hegeman moved that **SS** for **SCS** for **SB 822** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 822, Page 1, Section 307.178, Lines 8-9 of said page, by striking all of said lines and inserting in lieu thereof the following: "motorcycles, motorized bicycles, **or** motor tricycles**[**, and trucks with a licensed gross weight of twelve thousand pounds or more**]**."; and further amend line 14 of said page, by striking "front seat"; and further amend line 16 of said page, by striking "less than eighteen years of"; and

Further amend said bill and section, Page 2, Line 1 of said page, by striking "age"; and further amend lines 4-6 of said page, by striking "No person shall be stopped, inspected, or detained solely to determine compliance with this subsection."; and further amend line 8 of said page, by striking "persons" and inserting in lieu thereof "**any person**"; and further amend line 8 of said page, by striking "have" as it appears the first time on said line and inserting in lieu thereof "**possesses documentation from a physician that such person has**"; and further amend line 9 of said page, by striking said line and inserting in lieu thereof "fastened about **[**their**] his or her** body**[**, nor shall**]. No person shall be found guilty of violating this section or section 307.179 if such person demonstrates to the court that he or she has a medical reason for failing to have a seat belt fastened about his or her body.** The provisions of this"; and further amend line 10 of said page, by inserting after "section" the following: "**shall not**"; and

Further amend said bill and section, page 4, line 4 of said page, by inserting immediately after "U.S.C." the word "**Section**"; and further amend line 7 of said page, by striking said line and inserting in lieu thereof the following: "are unable to wear seat belts **because all existing seat belts are in use** shall sit **[**in the area**] on the seats** behind the".

Senator Schupp moved that the above amendment be adopted.

Senator Munzlinger raised the point of order that **SA 1** goes beyond the scope of the title. The point of order was referred to the President Pro Tem, who ruled it well taken.

President Pro Tem Richard assumed the Chair.

At the request of Senator Hegeman, **SB 822**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Nasheed moved that **SB 652**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 652**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 652

An Act to repeal section 57.450, RSMo, and to enact in lieu thereof one new section relating to the office of sheriff of the city of St. Louis.

Was taken up.

Senator Nasheed moved that **SCS** for **SB 652** be adopted.

Senator Nasheed offered **SS** for **SCS** for **SB 652**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 652

An Act to repeal section 57.450, RSMo, and to enact in lieu thereof one new section relating to the office of sheriff of the city of St. Louis.

Senator Nasheed moved that **SS** for **SCS** for **SB 652** be adopted.

Senator Cierpiot offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1, In the Title, Lines 3-4 of the title, by striking "the office of sheriff of the city of St. Louis" and inserting in lieu thereof the following: "county sheriffs"; and

Further amend said bill and page, Section A, Line 3 of said page, by inserting after all of said line the following:

"57.117. Hereafter no sheriff in this state shall appoint any under sheriff or deputy sheriff **[**except**]** **unless** the person so appointed shall be, at the time of his **or her** appointment, a bona fide resident of **[**the**]** **this** state **or of an adjoining state**."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed moved that **SS** for **SCS** for **SB 652**, as amended, be adopted, which motion prevailed.

On motion of Senator Nasheed, **SS** for **SCS** for **SB 652**, as amended, was declared perfected and ordered printed.

Senator Wallingford moved that **SB 693** be taken up for perfection, which motion prevailed.

On motion of Senator Wallingford, **SB 693** was declared perfected and ordered printed.

Senator Eigel moved that **SB 617**, **SB 611** and **SB 667**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SBs 617**, **611** and **667** was again taken up.

At the request of Senator Eigel, **SS** for **SCS** for **SBs 617**, **611** and **667** was withdrawn.

Senator Eigel offered **SS No. 2** for **SCS** for **SBs 617**, **611** and **667**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 617, 611 and 667

An Act to repeal sections 32.087, 32.200, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 142.803, 143.011, 143.071, 143.151, 143.161, 143.171, 143.183, 143.431, 143.451, 143.461, 143.471, 144.010, 144.011, 144.014, 144.020, 144.030, 144.032, 144.043, 144.049, 144.054, 144.060, 144.069, 144.080, 144.083, 144.100, 144.140, 144.190, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.655, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 184.845, 221.407, 238.235, 238.410, 620.1350, and 644.032, RSMo, and to enact in lieu thereof ninety-five new sections relating to taxation, with penalty provisions, an effective date for certain sections, and a contingent effective date for certain sections.

Senator Eigel moved that **SS No. 2** for **SCS** for **SBs 617**, **611** and **667** be adopted.

Senator Kehoe offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bills Nos. 617, 611 and 667, Page 199, Section 142.803, Line 17 of said page, by inserting immediately after "alternative" the following: "**motor**"; and further amend line 20 of said page, by inserting immediately after "taxed" the following: "**equally and**".

Senator Kehoe moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bills Nos. 617, 611 and 667, Page 196, Section 142.803, Line 28 of said page, by inserting immediately after "made," the following: "**and ending on or before June 30, 2025,**"; and

Further amend said bill and section, page 197, line 6 of said page, by inserting immediately after "year" the following: "**. For all fiscal years beginning on or after July 1, 2025, the rate of tax under this subdivision shall be the sum of the rate under paragraph (a) of this subdivision as adjusted under paragraph (b) of this subdivision, if applicable, plus all adjustments made under this paragraph**".

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Eigel moved that **SS No. 2** for **SCS** for **SBs 617**, **611** and **667**, as amended, be adopted, which motion prevailed.

On motion of Senator Eigel, **SS No. 2** for **SCS** for **SBs 617**, **611** and **667**, as amended, was declared perfected and ordered printed.

At the request of Senator Riddle, **SB 890**, with **SCS**, was placed on the Informal Calendar.

Senator Romine moved that **SB 697** be taken up for perfection, which motion prevailed.

On motion of Senator Romine, **SB 697** was declared perfected and ordered printed.

Senator Romine moved that **SJR 25** be taken up for perfection, which motion prevailed.

On motion of Senator Romine, **SJR 25** was declared perfected and ordered printed.

Senator Brown moved that **SB 808** be taken up for perfection, which motion prevailed.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 808, Page 2, Section 311.300, Line 32, by inserting immediately after said line the following:

"**311.367. 1. The provisions of this section shall apply to all persons, firms, or corporations who own and operate more than one premises licensed to sell intoxicating liquor containing alcohol in excess of five percent by weight at retail.**

2. Any person, firm, or corporation described in subsection 1 of this section, with the permission of the supervisor of liquor control, may designate one or more places in this state as a central warehouse to which intoxicating liquors, except beer and other intoxicating malt liquor, ordered and purchased by a person, firm, or corporation from licensed wholesalers in this state may be delivered by licensed wholesalers in this state and at which intoxicating liquors so owned by a person, firm, or corporation may be stored.

3. Any person, firm, or corporation described in subsection 1 of this section who owns and stores intoxicating liquors in a central warehouse may transfer all or any part of the intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, so stored from the central warehouse in this state to any premises licensed to sell intoxicating liquors at retail which is owned and operated by the same person, firm, or corporation and which is located in the state."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Brown, **SB 808**, as amended, was declared perfected and ordered printed.

Senator Riddle moved that **SB 890**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 890**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 890

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to child abuse or neglect investigations, with penalty provisions.

Was taken up.

Senator Riddle moved that **SCS** for **SB 890** be adopted.

Senator Riddle offered **SS** for **SCS** for **SB 890**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 890

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to child abuse and neglect, with penalty provisions.

Senator Riddle moved that **SS** for **SCS** for **SB 890** be adopted.

Senator Riddle offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 890, Page 1, Section 210.151, Line 9 of said page, by inserting after "court to a" the following: "**children's division worker for a visual assessment of the child's health and safety; to a**"; and further amend line 12 of said page, by striking the comma "," after the word "examination" and inserting in lieu thereof the following: "**;**"; and further amend line 13 of said page, by inserting after "interview." the following: "**A visual assessment may include an unhindered view of the child's head or limbs, but no child shall be required to answer questions without the consent of a parent or guardian during the visual assessment, unless such questioning is otherwise authorized by law.**"; and

Further amend said bill and section, Page 2, Line 3 of said page, by inserting after "order" the following: "**for presentation of a child for a sexual assault forensic examination, a child physical abuse forensic examination, or an interview**"; and further amend line 8 of said page, by inserting at the end of said line the following: "**The court shall enter an order for a visual assessment under this section if the court determines that there is reasonable suspicion to believe that the child has been abused or neglected and the parent or guardian will not voluntarily provide access to the child, a visual assessment is reasonably necessary for the completion of an investigation or for the collection of evidence, and doing so would be in the best interests of the child.**".

Senator Riddle moved that the above amendment be adopted, which motion prevailed.

Senator Riddle moved that **SS** for **SCS** for **SB 890**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SCS** for **SB 890**, as amended, was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SB 999 and **SB 1000**, introduced by Senator Rowden, with **SCS**, entitled respectively:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

Were called from the Consent Calendar and taken up by Senator Rowden.

SCS for **SBs 999** and **1000**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 999 and 1000

An Act to amend chapter 227, RSMo, by adding thereto two new sections relating to the designation of memorial infrastructure.

Was taken up.

Senator Rowden moved that **SCS** for **SBs 999** and **1000** be adopted, which motion prevailed.

On motion of Senator Rowden, **SCS** for **SBs 999** and **1000**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 575, introduced by Senator Wallingford, entitled:

An Act to repeal section 354.603, RSMo, and to enact in lieu thereof one new section relating to the accreditation of managed care plans.

Was called from the Consent Calendar and taken up.

On motion of Senator Wallingford, **SB 575** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 846, with **SCS**, introduced by Senator Schupp, entitled:

An Act to repeal sections 337.020, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof eleven new sections relating to suicide prevention training for health care professionals.

Was called from the Consent Calendar and taken up.

SCS for **SB 846**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 846

An Act to repeal sections 337.020, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof eleven new sections relating to suicide prevention training for health care professionals.

Was taken up.

Senator Schupp moved that **SCS** for **SB 846** be adopted, which motion prevailed.

President Parson assumed the Chair.

On motion of Senator Schupp, **SCS** for **SB 846** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schupp, title to the bill was agreed to.

Senator Schupp moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SB 552**, with **SS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SB 552** was again taken up.

At the request of Senator Dixon, **SS** for **SB 552** was withdrawn.

Senator Dixon offered **SS No. 2** for **SB 552**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 552

An Act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof five new sections relating to official misconduct, with penalty provisions.

Senator Dixon moved that **SS No. 2** for **SB 552** be adopted, which motion prevailed.

On motion of Senator Dixon, **SS No. 2** for **SB 552** was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SS for **SB 704**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 704

An Act to repeal sections 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 94.900, 105.030, 115.124, 137.556, 162.441, 227.600, and 304.060, RSMo, and to enact in lieu thereof twenty-seven new sections relating to political subdivisions, with existing penalty provisions.

Was taken up.

On motion of Senator Hegeman, **SS** for **SB 704** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Emery Koenig—2

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SCS for **SB 672**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 672

An Act to repeal sections 210.115 and 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

Was taken up by Senator Koenig.

On motion of Senator Koenig, **SCS** for **SB 672** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SB 870**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 870

An Act to repeal sections 99.848, 100.050, 100.059, 135.090, 190.094, 190.100, 190.103, 190.105,

190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 191.630, and 353.110, RSMo, and to enact in lieu thereof thirty-four new sections relating to emergency medical services, with existing penalty provisions.

Was taken up.

On motion of Senator Hegeman, **SS** for **SB 870** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SCS for **SB 953**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 953

An Act to repeal sections 195.015 and 195.017, RSMo, and to enact in lieu thereof two new sections relating to schedules of controlled substances.

Was taken up by Senator Sater.

On motion of Senator Sater, **SCS** for **SB 953** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SCS** for **SB 802**, introduced by Senator Nasheed, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 802

An Act to repeal section 37.020, RSMo, and to enct in lieu thereof one new section relating to nonprofit organizations.

Was taken up.

On motion of Senator Nasheed, **SS No. 2** for **SCS** for **SB 802** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Nasheed, title to the bill was agreed to.

Senator Nasheed moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SJR 25**; **SB 693**; and **SS** for **SCS** for **SB 652**, begs leave to report that it has examined the same and finds that the joint resolution and bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1465** and has taken up and passed **SS** for **SCS** for **HB 1465**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1838** and has taken up and passed **SS** for **SCS** for **HB 1838**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 1504** and has taken up and passed **SS** for **HB 1504**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **HB 1531** and has taken up and passed **SS** for **HB 1531**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HB 1291**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2216**, entitled:

An Act to repeal section 640.648, RSMo, and to enact in lieu thereof one new section relating to the regulation of water resources.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Richard referred **SS** for **SCS** for **SB 966** and **SJR 25** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Wasson offered Senate Resolution No. 1571, regarding Dr. Stephen L. Kleinsmith, Nixa, which was adopted.

INTRODUCTION OF GUESTS

On behalf of Senator Chappelle-Nadal and himself, Senator Richard introduced to the Senate, employees and management from Express Scripts Corporation, St. Louis.

Senator Nasheed introduced to the Senate, Dr. Kynedra Oqunnaike, and her daughter, Legacy Jackson, St. Louis; and Legacy was made an honorary page.

Senator Walsh introduced to the Senate, her brother, Joe Rone, and his wife, Tracy, Florissant.

Senator Walsh introduced to the Senate, members of Heat and Frost Insulators Local 1, St. Louis.

Senator Hummel introduced to the Senate, Pat Dolan and Patrick Mulcahey, St. Louis County.

Senator Rowden introduced to the Senate, the Physician of the Day, Nathan Skelley, MD, Columbia.

Senator Crawford introduced to the Senate, Emily Whipple, Windyville.

Senator Romine introduced to the Senate, Lee Asher, Farmington.

Senator Riddle introduced to the Senate, Cindy Young, Leslie Wigger and Chris Schulz, representatives of the Missouri Ambulatory Surgery Center Association.

Senator Munzlinger introduced to the Senate, seventeen students from Culver-Stockton College, Canton.

Senator Emery introduced to the Senate, Tina Sudkamp, and students Aedon Fowler, Brandon Moore, Ben Nowak, Brinna Ream and Elizabatha Szekeres-Wagoner, ninth grade students from the Gifted Program, Nevada High School.

Senator Cunningham introduced to the Senate, Rylan and Carson Ross, Eunice.

Senator Wallingford introduced to the Senate, Principal Shawn Nix, Shannon Sievers and Jennifer Wittmaier; and thirty-five fourth grade students from Oak Ridge Elementary School.

Senator Brown introduced to the Senate, Clayton Noltkamper; and students Myla Picker, Emily Weinbaum, Makayla Picker and Kati Benney, St. James High School.

Senator Shupp introduced to the Senate, Laura Pupillo and Andrea Newstead; and students: Emily Bernstein, Lior Birka, Samuel Cooper, Leora Dean, Michael Fentaw, Sydney Fowler, Jacob Genin, Avigail Inberg, Cole Levison, David Levison, Noah Moll, AJ Ornberg, Lucas Padratzik, Adeena Peters, Danielle Podorozhansky, Shayna Smith and Jenna Wasserman, Saul Mirowitz Jewish Community School, St. Louis.

Senator Sater introduced to the Senate, twenty-two students from St. Mary's School, Pierce City.

Senator Eigel introduced to the Senate, Nicole Gattas, and her children, Patrick and Colson, St. Charles.

Senator Hoskins introduced to the Senate, Jason Groene, and his son, Michael, Koeltztown.

Senator Hoskins introduced to the Senate, Beth Rutt; and Courtney Abt, Ashley Winn, Chris Sadler, Orie Hemme, Cole Fine, Trevor Gillespie, Zack Walker, Luke Hawley and Shari Bax, University of Central Missouri Student Government, Warrensburg.

Senators Brown and Hoskins introduced to the Senate, Connie Shoemaker; and Alex Regulus and Elle Jansen, Rolla High School.

Senator Schaaf introduced to the Senate, Derek Frieling, Makayla Tovey, Jonathan Hatcher, Ashley Losson, Justice Woosley, Alexis Roland and Colby Kyle, Lafayette High School, St. Joseph.

Senator Nasheed introduced to the Senate, students from the Saint Louis College of Pharmacy.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-SIXTH DAY–THURSDAY, MARCH 29, 2018

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo
SB 1081-Rizzo
SB 1082-Rizzo
SB 1083-Walsh
SB 1084-Schatz
SB 1085-Chappelle-Nadal
SB 1086-Crawford
SB 1087-Rowden
SB 1088-Rowden
SB 1089-Wallingford
SB 1090-Hummel
SB 1091-Nasheed
SB 1092-Hoskins
SB 1093-Hoskins
SB 1094-Hoskins
SB 1095-Hoskins
SB 1096-Romine
SB 1097-Sifton
SB 1098-Sater
SB 1100-Riddle
SB 1101-Schupp
SB 1102-Kehoe

HOUSE BILLS ON SECOND READING

HB 1469-Davis
HB 1968-Grier
HB 2187-Walker (3)
HB 2196-Tate
HB 1517-McCann Beatty
HB 1573-Rowland (155)
HB 1893-Baringer
HB 2243-Houghton
HB 2318-Marshall
HB 2330-Beck
HB 2347-Davis
HCS for HB 1872
HB 1578-Kolkmeyer
HCS for HB 1443
HCS for HB 1388
HB 1719-Grier
HCS for HBs 2277 & 1983
HCS for HB 1828
HCS for HB 2127
HB 1831-Ruth
HB 2208-Curtman
HB 2194-Conway (104)

HCS for HB 2171
HCS#2 for HB 1503
HB 2322-Walker (3)
HCS for HB 2249
HCS for HBs 1656 & 2075
HCS for HB 1635
HCS for HB 2265
HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274
HCS for HB 2216

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS#2 for SCS for SB 590-Hegeman (In Fiscal Oversight)
4. SB 850-Wallingford (In Fiscal Oversight)
5. SB 981-Wieland (In Fiscal Oversight)
6. SS for SB 666-Onder (In Fiscal Oversight)
7. SS for SCS for SB 782-Cunningham (In Fiscal Oversight)
8. SB 706-Riddle (In Fiscal Oversight)
9. SCS for SB 917-Crawford (In Fiscal Oversight)
10. SB 884-Koenig
11. SCS for SB 990-Hegeman
12. SCS for SB 862-Schatz
13. SB 919-Libla
14. SS for SCS for SB 966-Rowden (In Fiscal Oversight)
15. SJR 25-Romine (In Fiscal Oversight)
16. SB 693-Wallingford
17. SS for SCS for SB 652-Nasheed

HOUSE BILLS ON THIRD READING

HB 1769-Mathews,with SCS (Schatz)
HB 1413-Taylor, with SCS (Onder)
HCS for HB 2014 (Brown)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger

SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle
SB 928-Onder, with SCS
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1691-Miller, with SCS (Emery)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SIXTH DAY—THURSDAY, MARCH 29, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Create in me a clean heart, O God; and renew a right spirit within me." (Psalm 51:10)

Blessed Lord, we know all life continues as long as it is renewed and so we pray daily that we might be renewed by Your Holy Spirit so that we might be capable of performing the work You have given us to do and do it with diligence so all who are touched by it benefit. May there be joy and love that comes forth from our thoughts and actions that bring comfort and affirmation to those we love and who love us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1572, regarding James O. "J.O." Rackers, which was adopted.

Senator Nasheed offered Senate Resolution No. 1573, regarding Matthew Joseph Brooks, St. Louis County, which was adopted.

Senator Holsman offered Senate Resolution No. 1574, regarding Eagle Scout Bryce Baker, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1575, regarding Eagle Scout Stephen Nicholson Lewis, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1576, regarding Eagle Scout Duncan MacDonald, Kansas City, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SCS** for **SB 917**; **SB 981**; **SB 850**; **SS** for **SCS** for **SB 782**; **SB 706**; **SS** for **SB 666**; and **SS No. 2** for **SCS** for **SB 590**, begs leave to report that it has considered the same and recommends that the bills do pass.

HOUSE BILLS ON THIRD READING

At the request of Senator Schatz, **HB 1769**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Onder, **HB 1413**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 2014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2018.

Was taken up by Senator Brown.

President Pro Tem Richard assumed the Chair.

On motion of Senator Brown, **HCS** for **HB 2014** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SS No. 2 for **SCS** for **SB 590**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

An Act to repeal sections 253.545, 253.550, 253.559, and 620.1900, RSMo, and to enact in lieu thereof four new sections relating to historic buildings, with an emergency clause.

Was taken up.

On motion of Senator Hegeman, **SS No. 2** for **SCS** for **SB 590** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Wasson—24				

NAYS—Senators

Dixon	Hummel	Nasheed	Schupp	Sifton	Wallingford	Walsh
Wieland—8						

Absent—Senator Riddle—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was defeated by the following vote:

YEAS—Senators

Brown	Cunningham	Wasson—3

NAYS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wieland—28

Absent—Senators

Riddle Schaaf—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 850, introduced by Senator Wallingford, entitled:

An Act to repeal sections 193.265, 210.145, 210.150, 210.152, 210.498, 453.015, 453.030, 453.080, 453.121, and 610.021, RSMo, and to enact in lieu thereof eleven new sections relating to records involving children.

Was taken up.

On motion of Senator Wallingford, **SB 850** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Riddle Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 981, introduced by Senator Wieland, entitled:

An Act to repeal sections 287.127, 287.690, and 287.715, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation, with an existing penalty provision.

Was taken up.

On motion of Senator Wieland, **SB 981** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Riddle Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wieland, title to the bill was agreed to.

Senator Wieland moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SB 666**, introduced by Senator Onder, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 666

An Act to amend chapter 285, RSMo, by adding thereto ten new sections relating to the regulation of the tri-party employment relationship, with penalty provisions.

Was taken up.

On motion of Senator Onder, **SS** for **SB 666** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Romine	Rowden	Sater	Schatz	Wallingford	Wasson
Wieland—22						

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp

Sifton Walsh—9

Absent—Senators
Riddle Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 782**, introduced by Senator Cunningham, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 782

An Act to repeal sections 260.262, 260.380, 260.475, 444.768, 444.772, 640.620, 644.054, and 644.057, RSMo, and to enact in lieu thereof eleven new sections relating to the department of natural resources.

Was taken up.

On motion of Senator Cunningham, **SS** for **SCS** for **SB 782** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Romine	Rowden	Sater	Schatz	Wallingford	Walsh
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton—8						

Absent—Senator Schaaf—1

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 706 was placed on the Informal Calendar.

SCS for **SB 917**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 917

An Act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

Was taken up by Senator Crawford.

On motion of Senator Crawford, **SCS** for **SB 917** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Richard
Romine	Rowden	Sater	Schatz	Wallingford	Wasson	Wieland—21

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton	Walsh—9					

Absent—Senators

Onder	Schaaf—2

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 884, introduced by Senator Koenig, entitled:

An Act to repeal section 144.087, RSMo, and to enact in lieu thereof one new section relating to bonding requirements of retail sales licensees.

Was taken up.

On motion of Senator Koenig, **SB 884** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine

Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senator Schupp—1

Absent—Senators

Onder	Schaaf—2

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SCS for **SB 990**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 990

An Act to repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to the attachment of school districts to community college districts.

Was taken up by Senator Hegeman.

On motion of Senator Hegeman, **SCS** for **SB 990** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senator Koenig—1

Absent—Senators

Onder	Schaaf—2

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SCS for **SB 862**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 862

An Act to repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

Was taken up by Senator Schatz.

On motion of Senator Schatz, **SCS** for **SB 862** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Onder	Schaaf—2

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 919, introduced by Senator Libla, entitled:

An Act to repeal sections 302.170, 302.173, 302.174, and 302.720, RSMo, and to enact in lieu thereof four new sections relating to licenses to operate motor vehicles, with existing penalty provisions.

Was taken up.

On motion of Senator Libla, **SB 919** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh

Wasson Wieland—30

NAYS—Senators—None

Absent—Senators
Onder Schaaf—2

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 693, introduced by Senator Wallingford, entitled:

An Act to repeal sections 475.050 and 475.075, RSMo, and to enact in lieu thereof two new sections relating to the appointment of a guardian or conservator for certain persons.

Was taken up.

On motion of Senator Wallingford, **SB 693** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine
Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson

Wieland—29

NAYS—Senators—None

Absent—Senators
Onder Schaaf Schupp—3

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 652**, introduced by Senator Nasheed, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 652

An Act to repeal sections 57.117 and 57.450, RSMo, and to enact in lieu thereof two new sections relating to county sheriffs.

Was taken up.

On motion of Senator Nasheed, **SS** for **SCS** for **SB 652** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Richard	Rizzo	Romine	Rowden
Sater	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators—None

Absent—Senators

Holsman	Onder	Schaaf	Schupp—4

Absent with leave—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Nasheed, title to the bill was agreed to.

Senator Nasheed moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 954**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 43**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 30**, begs leave to report that it has considered the same and recommends that the concurrent resolution

do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 31**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 40**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SJR 27**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SB 552**; **SS** for **SCS** for **SB 890**; **SB 808**; and **SB 697**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

PRIVILEGED MOTIONS

Senator Romine moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HB 1291**, as amended, and grant the House a conference thereon, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 722**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Kehoe submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 843**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 1050**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was

referred **SB 556**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 949**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 687**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 582**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Onder, Chairman of the Committee on General Laws, Senator Kehoe submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 891**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 1007**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2001**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2002**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and

programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General, and further provided that no funds from these sections shall be expended for the purpose of aerial travel within the state of Missouri.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2003**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General, and further provided that no funds shall be expended at public institutions of higher education that offer a tuition rate to any student with an unlawful immigration status in the United States that is less than the tuition rate charged to international students, and further provided that no scholarship funds shall be expended on behalf of students with an unlawful immigration status in the United States.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2004**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2005**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among

certain funds for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2006**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General, and further provided the Department of Natural Resources notify members of the General Assembly about pending land purchases sixty (60) days prior to the close of sale, and further provided that no funds from these sections shall be expended for the purpose of aerial travel within the state of Missouri by members of the Conservation Commission, and further provided that the Department of Natural Resources not implement or enforce any portion of a federal proposed rule finalized after January 1, 2015, to revise or provide guidance on the regulatory definition of "waters of the United States" or "navigable waters" under the federal Clean Water Act, as amended, 33 U.S.C. Section 1251 et seq., without the approval of the General Assembly, and further provided the Department of Natural Resources not implement or enforce any portion of the federal Environmental Protection Agency's "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units," 80 Fed. Reg. 64,662 (October 23, 2015).

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2007**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2008**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2009**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2016 and ending June 30, 2017; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Rowden assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HB 1469—Veterans and Military Affairs.

HB 1968—Transportation, Infrastructure and Public Safety.

HB 2187—Transportation, Infrastructure and Public Safety.

HB 2196—General Laws.

HB 1517—Government Reform.

HB 1573—Education.

HB 1893—Local Government and Elections.

HB 2243—Local Government and Elections.

HB 2318—Transportation, Infrastructure and Public Safety.

HB 2330—Transportation, Infrastructure and Public Safety.

HB 2347—Transportation, Infrastructure and Public Safety.

HCS for **HB 1872**—Commerce, Consumer Protection, Energy and the Environment.

HB 1578—Government Reform.

HCS for **HB 1443**—Seniors, Families and Children.

HCS for **HB 1388**—Professional Registration.

HB 1719—Professional Registration.

HCS for **HBs 2277** and **1983**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1828**—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 2127**—Professional Registration.

HB 1831—Ways and Means.

HB 2208—Local Government and Elections.

HB 2194—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2171**—Seniors, Families and Children.

HCS No. 2 for **HB 1503**—Veterans and Military Affairs.

HB 2322—Health and Pensions.

HCS for **HB 2249**—Seniors, Families and Children.

HCS for **HBs 1656** and **2075**—Professional Registration.

HCS for **HB 1635**—Seniors, Families and Children.

HCS for **HB 2265**—Commerce, Consumer Protection, Energy and the Environment.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1080—Judiciary and Civil and Criminal Jurisprudence.

SB 1081—General Laws.

SB 1082—Health and Pensions.

SB 1083—Seniors, Families and Children.

SB 1084—Transportation, Infrastructure and Public Safety.

SB 1085—General Laws.

SB 1086—Local Government and Elections.

SB 1087—Transportation, Infrastructure and Public Safety.

SB 1088—Professional Registration.

SB 1089—Small Business and Industry.

SB 1090—Transportation, Infrastructure and Public Safety.

SB 1091—Transportation, Infrastructure and Public Safety.

SB 1092—Commerce, Consumer Protection, Energy and the Environment.

SB 1093—Agriculture, Food Production and Outdoor Resources.

SB 1094—Professional Registration.

SB 1095—Health and Pensions.

SB 1096—Education.

SB 1097—Judiciary and Civil and Criminal Jurisprudence.

SB 1098—Insurance and Banking.

SB 1100—Professional Registration.

SB 1101—Judiciary and Civil and Criminal Jurisprudence.

SB 1102—Government Reform.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 568**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

RESOLUTIONS

Senator Emery offered Senate Resolution No. 1577, regarding Eagle Scout Colton Walker Suess, Peculiar, which was adopted.

Senator Sifton offered Senate Resolution No. 1578, regarding Donald Eugene "Don" Hammer, Affton, which was adopted.

INTRODUCTION OF GUESTS

Senator Riddle introduced to the Senate, the Physician of the Day, Dr. Peggy Barjenbruch, Mexico.

Senator Chappelle-Nadal introduced to the Senate, Julie Hook and students from Jennings High School.

Senator Schatz introduced to the Senate, eight students from Eureka High School.

Senator Schupp introduced to the Senate, Ken McManus; and Hannah Thiede, Sophia Strathman and Isaiah Mays, Parkway High School.

Senator Cunningham introduced to the Senate, Rylan and Carson Ross, Texas County; and Rylan and Carson were made honorary pages.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Tuesday, April 3, 2018.

SENATE CALENDAR

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FORTY-SEVENTH DAY–TUESDAY, APRIL 3, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274
HCS for HB 2216
HCS for HB 2001
HCS for HB 2002
HCS for HB 2003
HCS for HB 2004
HCS for HB 2005
HCS for HB 2006
HCS for HB 2007
HCS for HB 2008
HCS for HB 2009

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SB 966-Rowden (In Fiscal Oversight)
SJR 25-Romine (In Fiscal Oversight)
SS#2 for SB 552-Dixon
SS for SCS for SB 890-Riddle
SB 808-Brown
SB 697-Romine

SENATE BILLS FOR PERFECTION

1. SB 954-Curls
2. SJR 27-Holsman
3. SB 722-Sater
4. SB 843-Riddle, with SCS
5. SB 1050-Schatz, with SCS
6. SB 556-Brown
7. SB 949-Emery, with SCS
8. SB 687-Sater
9. SB 582-Walsh
10. SB 891-Kehoe
11. SB 1007-Kehoe, with SCS
12. SB 568-Cunningham, with SCS

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 706-Riddle

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle
SB 928-Onder, with SCS
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford
SCR 31-Wallingford
SCR 40-Hoskins
SCR 43-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SEVENTH DAY—TUESDAY, APRIL 3, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I lie down and sleep, I wake up again, for the Lord sustains me." (Psalm 3:5)

Gracious God, You have given us the opportunity to celebrate new life as the new life appears all around us, and even though the weather isn't always cooperating we are thankful for the rains that water our fields and refresh our rivers and lakes. Help us to live our lives that are in harmony with Your creation and promote the care of the earth. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, March 29, 2018 was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HB 1291**, as amended: Senators Romine, Onder, Hegeman, Sifton and Walsh.

RESOLUTIONS

Senator Munzlinger offered Senate Resolution No. 1579, regarding Barton F. Niedner, Louisiana, which was adopted.

Senator Wallingford offered Senate Resolution No. 1580, regarding William Reginald "Reg" Swan, Cape Girardeau, which was adopted.

Senator Kehoe offered Senate Resolution No. 1581, regarding the Eightieth Birthday of Donna Bloom, Jefferson City, which was adopted.

Senator Riddle offered Senate Resolution No. 1582, regarding Bailey Kemp-Abell, Auxvasse, which was adopted.

Senator Dixon offered Senate Resolution No. 1583, regarding the Missouri Alliance of Boys and Girls Clubs, which was adopted.

Senator Dixon offered Senate Resolution No. 1584, regarding the Fiftieth Anniversary of Greater Springfield Board of Realtors, which was adopted.

Senator Kehoe offered Senate Resolution No. 1585, regarding Jefferson City Area Board of Realtors, which was adopted.

Senator Kehoe offered Senate Resolution No. 1586, regarding Roger Whittler, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1587, regarding Andrea Holloway, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1588, regarding Heather McCreery Conway, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1589, regarding Denise Gillam, Jefferson City, which was adopted.

Senator Kehoe offered the following resolution:

SENATE RESOLUTION 1590

WHEREAS, the General Assembly deems it worthy to support and encourage any of those programs which exist to provide students with an opportunity to utilize their experience and knowledge in a positive and meaningful way; and

WHEREAS, the General Assembly also deems it worthy to support those programs which are designed to provide participants with opportunities to develop better citizenship and leadership qualities; and

WHEREAS, the St. Louis University civics class is a program which helps to ensure students have a voice in state government while giving its participants a unique insight into the legislative process; and

WHEREAS, the General Assembly has a long tradition of granting the use of its Chambers to such programs;

NOW, THEREFORE, BE IT RESOLVED that the Missouri Senate hereby grant the participants of the St. Louis University civics class permission to use the Senate Chamber from 9:00 a.m. to 11:00 a.m. on Monday, May 7th, 2018.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 1590** up for adoption, which request was granted.

Senator Kehoe moved that **SR 1590** be adopted, which motion prevailed.

Senator Holsman offered the following resolution:

SENATE RESOLUTION NO. 1591

Whereas, the members of the Missouri Senate feel it is altogether right and proper to pause from time to time to recognize milestones in the legislative history of this great country; and

Whereas, the members now pause to observe the fiftieth anniversary of the Wild and Scenic Rivers Act, an Act passed by a unanimous vote in the United States Senate and signed by President Lyndon B. Johnson on October 2, 1968; and

Whereas, in the Act, Congress sought to protect outstanding rivers that "shall be preserved in free-flowing condition, and that they and their immediate environments shall be protected for the benefit and enjoyment of present and future generations"; and

Whereas, to implement this objective, the Act created the National Wild and Scenic Rivers System, providing for the designation of wild and scenic rivers; and

Whereas, the Act defines wild and scenic rivers as "certain selected rivers of the Nation which, with their immediate environments, possess outstandingly remarkable scenic, recreational, geological, fish and wildlife, historical, cultural, or other similar values"; and

Whereas, the Eleven Point River in Missouri was one of the eight rivers designated by the original Act in 1968; and

Whereas, in 2018, forty-four miles of the Eleven Point River were included in the National Wild and Scenic Rivers System, providing Missourians with a high quality recreational opportunity and natural resource; and

Whereas, the Eleven Point Wild and Scenic River is administered by the United States Forest Service, with the cooperation and assistance of state and local governments, private groups, and land owners, which have done an outstanding job of protecting the river for the past fifty years; and

Whereas, public awareness of the importance of wild and scenic rivers must be raised and public and private cooperation encouraged to promote the continued protection of these precious river values; and

Whereas, tourism on the Eleven Point River supports many local businesses, including canoe rental liveries, fishing guide services, rental cabins, and restaurants:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, hereby recognize the fiftieth anniversary of the Wild and Scenic Rivers Act and encourage citizens to protect our state's river resources; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Department of Natural Resources.

Senator Crawford offered Senate Resolution No. 1592, regarding the Fiftieth Anniversary of Joel E. Barber Elementary School, Lebanon, which was adopted.

Senator Wallingford offered Senate Resolution No. 1593, regarding Teagan Schnurbusch, Burdfordville, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SCS** for **SBs 617**, **611** and **667**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Curls moved that **SB 954** be taken up for perfection, which motion prevailed.

On motion of Senator Curls, **SB 954** was declared perfected and ordered printed.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 2014**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

SENATE BILLS FOR PERFECTION

Senator Holsman moved that **SJR 27** be taken up for perfection, which motion prevailed.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Joint Resolution No. 27, Page 1, Section 8, by striking all of said section from the resolution; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Schaaf offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Joint Resolution No. 27, Page 1, Section 16(a), Line 3, by inserting after the word "law" the following: "**or from any lobbyist principal, as defined by law**".

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Joint Resolution No. 27, Page 1, Section 8, Lines 4-5, by striking the opening and closing brackets and the bold-faced language on said lines.

President Pro Tem Richard assumed the Chair.

Senator Nasheed moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Koenig offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Joint Resolution No. 27, Page 1, Section 8, Line 1, by inserting immediately after "8." the following: "**1.**"; and further amend line 8, by inserting immediately after all of said line the following:

"**2. No one elected to serve in the General Assembly shall serve more than four years in each of the following positions:**

(1) Speaker of the House of Representatives;

(2) President pro tempore of the Senate;

(3) Majority leader of the House of Representatives;

(4) Majority leader of the Senate;

(5) Minority leader of the House of Representatives; or

(6) Minority leader of the Senate.".

Senator Koenig moved that the above amendment be adopted.

At the request of Senator Holsman, **SJR 27**, with **SA 4** (pending), was placed on the Informal Calendar.

Senator Sater moved that **SB 722** be taken up for perfection, which motion prevailed.

On motion of Senator Sater, **SB 722** was declared perfected and ordered printed.

At the request of Senator Riddle, **SB 843**, with **SCS**, was placed on the Informal Calendar.

Senator Schatz moved that **SCS** for **SB 1050**, be taken up for perfection, which motion prevailed.

SCS for **SB 1050**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1050

An Act to repeal sections 108.120, 137.555, 227.240, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 304.001, 304.005, 304.044, and 307.175, RSMo, and to enact in lieu thereof fifteen new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator Schatz moved that **SCS** for **SB 1050** be adopted.

Senator Schatz offered **SS** for **SCS** for **SB 1050**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1050

An Act to repeal sections 108.120, 137.555, 227.240, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.001, 304.005, 304.044, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-two new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Senator Schatz moved that **SS** for **SCS** for **SB 1050** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1050, Page 7, Section 227.544, Line 10 of said page, by inserting after all of said line the following:

"263.245. 1. **Subject to voter approval under section 263.247,** all owners of land in**:**

(1) Any county with a township form of government, located north of the Missouri River and having

no portion of the county located east of U.S. Highway 63 **[**and located in**];**

(2) Any county of the third classification without a township form of government and with more than four thousand one hundred but fewer than four thousand two hundred inhabitants**[**,**];** or **[**in**]**

(3) Any county of the third classification without a township form of government and with more than two thousand three hundred but fewer than two thousand four hundred inhabitants

shall control all brush growing on such owner's property that is designated as the county right-of-way or county maintenance easement part of such owner's property and which is adjacent to any county road. Such brush shall be cut, burned**,** or otherwise destroyed as often as necessary in order to keep such lands accessible for purposes of maintenance and safety of the county road **and to prevent brush from interfering with any vehicle that may travel the road**.

2. The county commission, either upon its own motion or upon receipt of a written notice requesting the action from any residents of the county in which the county road bordering the lands in question is located or upon written request of any person regularly using the county road, may control such brush so as to allow easy access to the land described in subsection 1 of this section, and for that purpose the county commission, or its agents, servants, or employees shall have authority to enter on such lands without being liable to an action of trespass therefor, and shall keep an accurate account of the expenses incurred in eradicating the brush, and shall verify such statement under seal of the county commission, and transmit the same to the officer whose duty it is or may be to extend state and county taxes on tax books or bills against real estate. Such officer shall extend the aggregate expenses so charged against each tract of land as a special tax, which shall then become **[**a lien on such lands,**]** **due on such landowner's real and personal property tax assessment** and be collected as state and county taxes are collected by law and paid to the county commission and credited to the county control fund.

3. Before proceeding to control brush as provided in this section, the county commission of the county in which the land is located shall notify the owner of the land of the requirements of this law **[**by certified mail, return receipt requested, from a list**]** **in writing using any mail service with delivery tracking and an address** supplied by the officer who prepares the tax list**[**,**]** and shall allow the owner of the land thirty days from **[**acknowledgment date of return receipt, or**]** **the** date of **[**refusal of acceptance of**]** delivery **[**as the case may be,**]** to eradicate all such brush growing on land designated as the county right-of-way or county maintenance easement part of such owner's land and which is adjacent to the county road. In the event that the property owner cannot be located by **[**certified**]** mail, notice shall be placed in a newspaper of general circulation in the county in which the land is located at least thirty days before the county commission removes the brush pursuant to subsection 2 of this section. Such property owner shall be granted an automatic thirty-day extension due to hardship by notifying the county commission that such owner cannot comply with the requirements of this section, due to hardship, within the first thirty-day period. The property owner may be granted a second extension by a majority vote of the county commission. There shall be no further extensions. For the purposes of this subsection, "hardship" may be financial, physical or any other condition that the county commission deems to be a valid reason to allow an extension of time to comply with the requirements of this section.

4. County commissions shall not withhold rock, which is provided from funds from the county aid road trust fund, for maintaining county roads due to the abutting property owner's refusal to remove brush located on land designated as the county right-of-way or county maintenance easement part of such owner's

land. County commissions shall use such rock on the county roads, even though the brush is not removed, or county commissions may resort to the procedures in this section to remove the brush.

5. The county right-of-way or county maintenance easement shall extend fifteen feet from the center of the county road or the distance set forth in the original conveyance, whichever is greater. For purposes of this subsection, the "center of the county road" shall be the point equidistant from both edges of the drivable ground of the road in its current condition.

6. In the event a county is required to obtain a land survey to enforce this section, the costs of such survey shall be divided equally between the county and the landowner."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Schatz, **SB 1050**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following corrected messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2001**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2002**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2003**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2005**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2006**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2007**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2009**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2010**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2011**, entitled:

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2012**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and

the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2013**, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2031**, entitled:

An Act to repeal section 209.204, RSMo, and to enact in lieu thereof one new section relating to service dogs, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1369**, entitled:

An Act to repeal sections 209.150 and 209.200, RSMo, and to enact in lieu thereof two new sections relating to service dogs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1266**, entitled:

An Act to repeal section 188.027, RSMo, and to enact in lieu thereof two new sections relating to the pain capable unborn child protection act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1486**, entitled:

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2101**, entitled:

An Act to repeal section 514.040, RSMo, and to enact in lieu thereof one new section relating to guardian ad litem fees.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2192**, entitled:

An Act to repeal section 162.401, RSMo, and to enact in lieu thereof one new section relating to bonding requirements for treasurers of seven-director school districts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2221**, entitled:

An Act to repeal section 324.409, RSMo, and to enact in lieu thereof one new section relating to registered interior designers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 722**; and **SB 954**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1594, regarding Keith DeWitt Stennis, II, which was adopted.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, former State Representative T. Mark Elliott, Carthage; and former State Senator Charlie Shields, Kansas City.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-EIGHTH DAY–WEDNESDAY, APRIL 4, 2018

———

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274
HCS for HB 2216
HCS for HB 2001
HCS for HB 2002
HCS for HB 2003
HCS for HB 2004
HCS for HB 2005
HCS for HB 2006
HCS for HB 2007
HCS for HB 2008
HCS for HB 2009
HCS for HB 2010
HCS for HB 2011
HCS for HB 2012
HCS for HB 2013
HCS for HB 2031
HB 1369-Sommer
HB 1266-Lichtenegger
HCS for HB 1486
HB 2101-Beard
HB 2192-Redmon
HB 2221-Franklin

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS for SCS for SB 966-Rowden (In Fiscal Oversight)

4. SJR 25-Romine (In Fiscal Oversight)
5. SS#2 for SB 552-Dixon
6. SS for SCS for SB 890-Riddle
7. SB 808-Brown
8. SB 697-Romine
9. SS#2 for SCS for SBs 617, 611 & 667-Eigel
10. SB 722-Sater
11. SB 954-Curls

SENATE BILLS FOR PERFECTION

SB 556-Brown
SB 949-Emery, with SCS
SB 687-Sater
SB 582-Walsh
SB 891-Kehoe
SB 1007-Kehoe, with SCS
SB 568-Cunningham, with SCS

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 706-Riddle

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 786-Schupp, with SA 3 (pending)
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS
SB 837-Rowden
SB 843-Riddle, with SCS
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle
SB 928-Onder, with SCS
SB 982-Wieland

SB 1050-Schatz, with SCS & SS for SCS (pending)

SJR 27-Holsman, with SA 4 (pending)

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)

SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)

HB 1413-Taylor, with SCS (Onder)

HB 1691-Miller, with SCS (Emery)

HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford

SCR 31-Wallingford

SCR 40-Hoskins

SCR 43-Munzlinger

To be Referred

SR 1591-Holsman

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-EIGHTH DAY—WEDNESDAY, APRIL 4, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"Is anything too wonderful for the Lord?" (Genesis 18:14a)

Almighty God, help us this day remember that You are a loving Abba, from whom we receive so much more than we deserve. Grant us an understanding of this world so that which we do and say is a witness to the wonders we see in Your creation given for our sake. And may we make good use of this time serving in this place for the people we represent. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1595, regarding Jasmine White, which was adopted.

Senator Sater offered Senate Resolution No. 1596, regarding Dr. Kelli Rogers, which was adopted.

Senator Rowden offered Senate Resolution No. 1597, regarding the death of Erin Ashley (Henricks) Reynolds, Columbia, which was adopted.

Senator Eigel offered Senate Resolution No. 1598, regarding Autumn Vaughn, which was adopted.

Senator Dixon offered Senate Resolution No. 1599, regarding Jaydun Sydnor, which was adopted.

Senator Crawford offered Senate Resolution No. 1600, regarding Jacob Rogers, which was adopted.

Senator Rizzo offered Senate Resolution No. 1601, regarding Vanesa Rodriguez, which was adopted.

Senator Libla offered Senate Resolution No. 1602, regarding Alan Wire Company, which was adopted.

Senator Libla offered Senate Resolution No. 1603, regarding Ryan J. Windham, which was adopted.

Senator Libla offered Senate Resolution No. 1604, regarding Parengo Coffee, which was adopted.

Senator Libla offered Senate Resolution No. 1605, regarding Gina Hart, which was adopted.

Senator Libla offered Senate Resolution No. 1606, regarding Joseph Blanton, Jr., which was adopted.

Senator Libla offered Senate Resolution No. 1607, regarding Brandy Mason, which was adopted.

Senator Libla offered Senate Resolution No. 1608, regarding Bulldog Pantry, which was adopted.

Senator Libla offered Senate Resolution No. 1609, regarding Cooper McKelvey, which was adopted.

Senator Libla offered Senate Resolution No. 1610, regarding Zach Fayette, which was adopted.

Senator Libla offered Senate Resolution No. 1611, regarding Rob Mitchell, which was adopted.

Senator Libla offered Senate Resolution No. 1612, regarding Shelby LeAnn Lutes, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Brown moved that **SB 556** be taken up for perfection, which motion prevailed.

Senator Riddle offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 556, Page 3, Section 302.026, Line 15, by inserting immediately after said line the following:

"304.015. 1. All vehicles not in motion shall be placed with their right side as near the right-hand side of the highway as practicable, except on streets of municipalities where vehicles are obliged to move in one direction only or parking of motor vehicles is regulated by ordinance.

2. Upon all public roads or highways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:

(1) When overtaking and passing another vehicle proceeding in the same direction pursuant to the rules governing such movement;

(2) When placing a vehicle in position for and when such vehicle is lawfully making a left turn in compliance with the provisions of sections 304.014 to 304.025 or traffic regulations thereunder or of municipalities;

(3) When the right half of a roadway is closed to traffic while under construction or repair;

(4) Upon a roadway designated by local ordinance as a one-way street and marked or signed for one-way traffic**; and**

(5) Motorcycles and motortricycles may operate on the shoulder of state limited access highways and interstate highways when traffic has slowed to below thirty miles per hour. Motorcycles and motortricycles operated on a shoulder shall not exceed the lesser of thirty-five miles per hour or ten miles per hour in excess of the flow of traffic. This subdivision shall not be construed to permit operation of a motor vehicle in excess of a posted speed limit.

3. It is unlawful to drive any vehicle upon any highway or road which has been divided into two or more roadways by means of a physical barrier or by means of a dividing section or delineated by curbs, lines or other markings on the roadway, except to the right of such barrier or dividing section, or to make any left turn or semicircular or U-turn on any such divided highway, except at an intersection or interchange or at any signed location designated by the state highways and transportation commission or the department of transportation. The provisions of this subsection shall not apply to emergency vehicles, law enforcement vehicles or to vehicles owned by the commission or the department.

4. The authorities in charge of any highway or the state highway patrol may erect signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the highway, and all members of the Missouri highway patrol and other peace officers may direct traffic in conformance with such signs. When authorized signs have been erected designating off-center traffic lanes, no person shall disobey the instructions given by such signs.

5. Whenever any roadway has been divided into three or more clearly marked lanes for traffic, the following rules in addition to all others consistent herewith shall apply:

(1) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety;

(2) Upon a roadway which is divided into three lanes a vehicle shall not be driven in the center lane, except when overtaking and passing another vehicle where the roadway ahead is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation for a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is sign-posted to give notice of such allocation;

(3) Upon all highways any vehicle proceeding at less than the normal speed of traffic thereon shall be driven in the right-hand lane for traffic or as close as practicable to the right-hand edge or curb, except as otherwise provided in sections 304.014 to 304.025;

(4) Official signs may be erected by the highways and transportation commission or the highway patrol may place temporary signs directing slow-moving traffic to use a designated lane or allocating specified

lanes to traffic moving in the same direction and drivers of vehicles shall obey the directions of every such sign;

(5) Drivers of vehicles proceeding in opposite directions shall pass each other to the right, and except when a roadway has been divided into traffic lanes, each driver shall give to the other at least one-half of the main traveled portion of the roadway whenever possible.

6. All vehicles in motion upon a highway having two or more lanes of traffic proceeding in the same direction shall be driven in the right-hand lane except when overtaking and passing another vehicle or when preparing to make a proper left turn or when otherwise directed by traffic markings, signs or signals.

7. All trucks registered for a gross weight of more than forty-eight thousand pounds shall not be driven in the far left-hand lane upon all interstate highways, freeways, or expressways within urbanized areas of the state having three or more lanes of traffic proceeding in the same direction. This restriction shall not apply when:

(1) It is necessary for the operator of the truck to follow traffic control devices that direct use of a lane other than the right lane; or

(2) The right half of a roadway is closed to traffic while under construction or repair.

8. As used in subsection 7 of this section, "truck" means any vehicle, machine, tractor, trailer, or semitrailer, or any combination thereof, propelled or drawn by mechanical power and designed for or used in the transportation of property upon the highways. The term "truck" also includes a commercial motor vehicle as defined in section 301.010.

9. Violation of this section shall be deemed a class C misdemeanor unless such violation causes an immediate threat of an accident, in which case such violation shall be deemed a class B misdemeanor, or unless an accident results from such violation, in which case such violation shall be deemed a class A misdemeanor."; and

Further amend the title and enacting clause accordingly.

Senator Riddle moved that the above amendment be adopted.

At the request of Senator Brown, **SB 556**, with **SA 1** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HBs 1729**, **1621** and **1436**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **HB 1578**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 2001**—Appropriations.

HCS for **HB 2002**—Appropriations.

HCS for **HB 2003**—Appropriations.

HCS for **HB 2004**—Appropriations.

HCS for **HB 2005**—Appropriations.

HCS for **HB 2006**—Appropriations.

HCS for **HB 2007**—Appropriations.

HCS for **HB 2008**—Appropriations.

HCS for **HB 2009**—Appropriations.

HCS for **HB 2010**—Appropriations.

HCS for **HB 2011**—Appropriations.

HCS for **HB 2012**—Appropriations.

HCS for **HB 2013**—Appropriations.

REFERRALS

President Pro Tem Richard referred **SR 1591** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

SENATE BILLS FOR PERFECTION

Senator Schatz moved that **SB 663**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SB 663** was again taken up.

Senator Schatz offered **SS** for **SCS** for **SB 663**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 663

An Act to repeal section 67.641, RSMo, and to enact in lieu thereof two new sections relating to certain tourism infrastructure facilities.

Senator Schatz moved that **SS** for **SCS** for **SB 663** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 663, Page 4, Section

99.585, Line 22 of said page, by striking "six" and inserting in lieu thereof "**two**"; and further amend said line by inserting immediately after "year" the following: "**for all fiscal years ending on or before June 30, 2028, and four million dollars per year for all fiscal years beginning on or after July 1, 2028**"; and further amend line 24 of said page, by inserting immediately after "state" the following: "**of at least one dollar and twenty cents for each dollar appropriated**"; and further amend line 27 of said page, by inserting immediately after "require" the following: "**, including a requirement that if after five years the land clearance project shall be determined to produce a net fiscal impact of less than one dollar and twenty cents for each dollar appropriated, the agreement entered into under this section shall be void and the state shall not make any further appropriations for such land clearance project**".

Senator Koenig moved that the above amendment be adopted.

At the request of Senator Schatz, **SB 663**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Schupp moved that **SB 786**, with **SA 3** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 3 was again taken up.

At the request of Senator Eigel, the above amendment was withdrawn.

On motion of Senator Schupp, **SB 786** was declared perfected and ordered printed.

Senator Holsman moved that **SJR 27**, with **SA 4** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 4 was again taken up.

At the request of Senator Koenig, the above amendment was withdrawn.

Senator Koenig offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Joint Resolution No. 27, Page 1, Section 8, Line 1, by inserting immediately after "8." the following: "**1.**"; and further amend line 8, by inserting immediately after all of said line the following:

"**2. No one elected to serve in the General Assembly shall serve more than four years in each of the following positions:**

(1) Speaker of the House of Representatives;

(2) President pro tempore of the Senate;

(3) Majority leader of the House of Representatives;

(4) Majority leader of the Senate;

(5) Minority leader of the House of Representatives; or

(6) Minority leader of the Senate.".

Senator Koenig moved that the above amendment be adopted, which motion prevailed on a standing division vote.

On motion of Senator Holsman, **SJR 27**, as amended, was declared perfected and ordered printed on a standing division vote.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1613, regarding Sister Marita Anne Marrah, Richmond Heights, which was adopted.

Senator Curls offered Senate Resolution No. 1614, regarding Paul W. Spear, Lee's Summit, which was adopted.

Senator Rizzo offered Senate Resolution No. 1615, regarding the 2017-2018 National Association of Inter-Collegiate Athletics Division I Champion Graceland University Men's Basketball Yellowjackets, which was adopted.

Senator Hummel offered Senate Resolution No. 1616, regarding Michaelmonique Mayo, which was adopted.

Senator Brown offered Senate Resolution No. 1617, regarding the death of Stephan Rowland Bass, Steelville, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 6:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 786**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 1023**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE BILLS FOR PERFECTION

Senator Rowden moved that **SB 832**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 832**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 832

An Act to repeal sections 407.020, 407.025, 508.010, and 537.762, RSMo, and to enact in lieu thereof eight new sections relating to civil actions, with an existing penalty provision.

Was taken up.

Senator Rowden moved that **SCS** for **SB 832** be adopted.

Senator Rowden offered **SS** for **SCS** for **SB 832**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 832

An Act to repeal sections 407.020, 407.025, and 537.762, RSMo, and to enact in lieu thereof seven new sections relating to civil actions, with an existing penalty provision.

Senator Rowden moved that **SS** for **SCS** for **SB 832** be adopted.

Senator Wallingford assumed the Chair.

Senator Schaaf was inquiring of Senator Sifton. Senator Rowden rose and requested to withdraw **SS** for **SCS** for **SB 832**, which request was granted.

Senator Rowden offered **SS No. 2** for **SCS** for **SB 832**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 832

An Act to repeal sections 407.020, 407.025, and 537.762, RSMo, and to enact in lieu thereof seven new sections relating to civil actions, with an existing penalty provision.

Senator Rowden moved that **SS No. 2** for **SCS** for **SB 832** be adopted.

Senator Schaaf raised the point of order that Senator Rowden had the right to seek the floor for the purpose of withdrawing **SS** for **SCS** for **SB 832**; however, once that substitute had been withdrawn, he should retain the floor, therefore Senator Rowden should not have been recognized to offer a new substitute.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SB 832**, with **SCS** and **SS No. 2** for **SCS** (pending), back on the Informal Calendar.

Senator Emery moved that **SCS** for **SB 949**, be taken up for perfection, which motion prevailed.

SCS for **SB 949**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 949

An Act to repeal sections 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof two new sections relating to reading intervention in schools.

Was taken up.

Senator Emery moved that **SCS** for **SB 949** be adopted.

Senator Emery offered **SS** for **SCS** for **SB 949**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 949

An Act to repeal sections 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof two new sections relating to reading intervention in schools.

Senator Emery moved that **SS** for **SCS** for **SB 949** be adopted.

Senator Hummel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 949, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"167.225. 1. As used in this section, the following terms mean:

(1) **[**"Blind persons", individuals who:

(a) Have a visual acuity of 20/200 or less in the better eye with conventional correction, or have a limited field of vision such that the widest diameter of the visual field subtends an angular distance not greater than twenty degrees; or

(b) Have a reasonable expectation of visual deterioration; or

(c) Cannot read printed material at a competitive rate of speed and with facility due to lack of visual acuity;

(2)**]** "Braille", the system of reading and writing through touch **[**commonly known as standard English braille**]**;

[(3)**]** **(2)** "Student", any student who **[**is blind or any student eligible for special education services for visually impaired as defined in P.L. 94-142**]** **has an impairment in vision that, even with correction, adversely affects a child's educational performance and who is determined eligible for special education services under the Individuals with Disabilities Education Act**.

2. All students **[**may**]** **shall** receive instruction in braille reading and writing as part of their individualized education plan **unless the individual education program team determines, after an evaluation of the child's reading and writing skills, needs, and appropriate reading and writing media, including an evaluation of the child's future needs for instruction in braille or the use of braille, that instruction in braille or the use of braille is not appropriate**. No student shall be denied the opportunity of instruction in braille reading and writing solely because the student has some remaining vision.

3. Instruction in braille reading and writing shall be sufficient to enable each student to communicate effectively and efficiently at a level commensurate with **[**his**]** **the student's** sighted peers of comparable grade level and intellectual functioning. The student's individualized education plan shall specify:

(1) How braille will be implemented as the primary mode for learning through integration with normal classroom activities. If braille will not be provided to a child who is blind, the reason for not incorporating it in the individualized education plan shall be documented therein;

(2) The date on which braille instruction will commence;

(3) The level of competency in braille reading and writing to be achieved by the end of the period covered by the individualized education plan; and

(4) The duration of each session.

4. As part of the certification process, teachers certified in the education of blind and visually impaired children shall be required to demonstrate competence in reading and writing braille. The department of elementary and secondary education shall adopt assessment procedures to assess such competencies which are consistent with standards adopted by the National Library Service for the Blind and Physically

Handicapped, Library of Congress, Washington, D. C."; and

Further amend the title and enacting clause accordingly.

Senator Hummel moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 949, Page 3, Section 167.450, Line 20, by inserting after "2." the following: "**Except as provided for in section 167.735,**"; and

Further amend said bill and section, page 10, line 13, by inserting after all of said line the following:

"**167.735. 1. Notwithstanding the provisions of section 167.450 to the contrary, beginning July 1, 2019, every public school in the metropolitan school district or in any urban school district containing most or all of a home rule city with more than four hundred thousand inhabitants and located in more than one county, including charter schools, shall incorporate a response-to-intervention tiered approach to reading instruction to focus resources on students who are determined by their school to need additional or changed instruction to make progress as readers. At a minimum, the reading levels of students in kindergarten through tenth grade shall be assessed at the beginning and middle of the school year, and students who score below district benchmarks shall be provided with intensive, systematic reading instruction.**

2. Beginning January 1, 2019, and every January first thereafter, every public school in the metropolitan school district or in any urban school district containing most or all of a home rule city with more than four hundred thousand inhabitants and located in more than one county, including charter schools, shall prepare a personalized learning plan for any kindergarten or first grade student whose most recent school-wide reading assessment result shows the student is working below grade level unless the student has been determined by other means in the current school year to be working at grade level or above. The provisions of this section shall not apply to students otherwise served under an individualized education program, to students receiving services through a plan prepared under Section 504 of the Rehabilitation Act of 1973 that includes an element addressing reading below grade level, or to students determined to have limited English proficiency.

3. For any student in a metropolitan school district or in any urban school district containing most or all of a home rule city with more than four hundred thousand inhabitants and located in more than one county that is required by this section to have a personalized learning plan, the student's main teacher shall consult with the student's parent or guardian during the preparation of the plan and shall consult, as appropriate, any district personnel or department of elementary and secondary education personnel with necessary expertise to develop such a plan. The school shall require the written consent of the parent or guardian to implement the plan; however, if the school is unsuccessful in contacting the parent or guardian by January fifteenth, the school may send a letter by certified mail to the student's last known address stating its intention to implement the plan by February first.

4. After implementing the personalized learning plan through the end of the student's first grade year, the school shall refer any student who still performs below grade level for assessment to determine if an individualized education program is necessary for the student. A student who is assessed as not needing an individualized education program but who is reading below grade level

at the end of the first grade shall continue to be required to have a personalized learning plan until the student is reading at grade level.

5. Notwithstanding any provision of law to the contrary, any student in a metropolitan or in any urban school district containing most or all of a home rule city with more than four hundred thousand inhabitants and located in more than one county who is not reading at second-grade level by the end of second grade may be promoted to the third grade only under one of the following circumstances:

(1) The school provides additional reading instruction during the summer and demonstrates the student has the abilities and the knowledge to successfully learn in third grade at the end of the summer school;

(2) The school provides a combined classroom in which the student continues with the same teacher, sometimes referred to as "looping". If the student in such a classroom is not reading at third-grade level by the end of third grade, the student shall be retained in third grade; or

(3) The student's parents or guardians have signed a notice that they prefer to have their student promoted although the student is reading below grade level. The school shall have the final determination on the issue of retention.

6. The metropolitan school district, any urban school district containing most or all of a home rule city with more than four hundred thousand inhabitants and located in more than one county, and each charter school located in such districts shall provide in its annual report card under section 160.522 the numbers and percentages by grade from first grade to tenth grade in each school of any students at any grade level who have been promoted who have been determined as reading below grade level, except that no reporting shall permit the identification of an individual student.

7. School districts and charter schools under this section may provide for a student promotion and retention program and a reading instruction program that are equivalent to those which are described in this section with the oversight and approval of the department of elementary and secondary education."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Emery, **SB 949**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator Sater moved that **SB 687** be taken up for perfection, which motion prevailed.

On motion of Senator Sater, **SB 687** was declared perfected and ordered printed.

Senator Walsh moved that **SB 582** be taken up for perfection, which motion prevailed.

On motion of Senator Walsh, **SB 582** was declared perfected and ordered printed.

Senator Kehoe moved that **SB 891** be taken up for perfection, which motion prevailed.

On motion of Senator Kehoe, **SB 891** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SJR 27**, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1291**, as amended. Representatives: Henderson, Toalson Reisch, Walker (3), Adams, Burnett.

INTRODUCTION OF GUESTS

On behalf of Senator Chappelle-Nadal and himself, Senator Kehoe introduced to the Senate, Don and Kathy Davidson, Hazelwood.

Senator Wallingford introduced to the Senate, Dr. Judith Crocker Billingsley, Dr. Dana Branson and fifteen students from Southeast Missouri State University, Cape Girardeau.

Senator Dixon introduced to the Senate, Jayme Mohnier, Danae Duran, Kirstin Tally, Megan Patty, Erika German, Taylor Wiertzema, Jillian Carlile, Sydney McMunn, Lacey Nunnally and Trent Sims, Evangel University, Springfield.

Senator Hoskins introduced to the Senate, international students from colleges and universities representing Missouri International Education Day.

Senator Rowden introduced to the Senate, teacher Audrey Conner; and students Autumn Dowdy, Emily Gorrell, Trevor Mathews, Danie Vang, Megan Hamilton, Savannah Miller, Kaitlyn Young, Nicole Kroeger, Grace Draffen and Taylor Zumsteg, Otterville High School.

Senator Riddle introduced to the Senate, coaches Kenny Hart, Matt Voss and Dave Wilmsmeyer; and athletes Andrew Voss, Brayden Wilmsmeyer, Braeden Grow, Jacob Vaclavik, Cameron Hart, Josh Dames, David Vaclavik, Logan Hart, Michael Foran, Dakota Ball and Noah Chambers, Class 2A State Champion Liberty Christian Academy Boys Basketball Eagles, Wright City.

Senator Walsh introduced to the Senate, teachers Jaime Grun, Mary Pat Skouby and Christina Wojtkowski; and fifty-five seventh- and eighth-grade students, St. Rose Philippine Duchesne School, Florissant; and Lauren Cunningham, Nathan Wojtkowski, Brennan Carpenter and Ja'Kyah Cavin were made honorary pages.

On behalf of Senator Richard, the President introduced to the Senate, British Consul General for Chicago John Saville, and his wife, Fabiola Moreno de Alboran; and Mark Sutherland.

On behalf of Senators Cunningham, Dixon, Emery, Libla, Wallingford and herself, Senator Crawford introduced to the Senate, Kelly J. Slayton, Sara Richardson, Michelle J. Arnold, Mark Campbell, Judy Taylor, Mitchell Nitsch, Mandy L. Anthes, Dawn E. Dauer, Paul D. Gard, James E. Hennemann, Aaron

Panton, Janine M. Ballin, Keri A. Jenkins, Harold M. Miles, Paula R. Miles, Rob Barrett and Susan Barrett, representatives of Target Bankers.

Senator Eigel introduced to the Senate, thirty students from Francis Howell North High School, St. Charles.

Senator Hegeman introduced to the Senate, Sangeetha Detne, Sneha Ojha, Bikash Adhikari, Navaneeth Reddy, Gaby Da Silva, Samuel Heavens and Erika Lees, international students from Northwest Missouri State University.

On behalf of Senator Richard, the President introduced to the Senate, representatives of Leadership Joplin.

Senator Libla introduced to the Senate, Herman Styles, Tony Favazza, Roland DeGregorio, Erin Lang, Steve Belden, Angie Fellers-Beard, John LaRocca, Bob Bonney, Carl Fellers, Mark Price, Angela Tanner, Kristopher Anderson, Todd Hulse, Buddy Lahl, Greg Hunsucker, Bill Teal, Jeff Guinn and Bill Gomel, representatives of the Missouri Restaurant Association.

On behalf of Senator Richard, the President introduced to the Senate, representatives of Franklin Technical Center, Joplin.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-NINTH DAY–THURSDAY, APRIL 5, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HBs 2280, 2120, 1468 & 1616
HCS for HB 2274
HCS for HB 2216
HCS for HB 2031
HB 1369-Sommer
HB 1266-Lichtenegger
HCS for HB 1486
HB 2101-Beard
HB 2192-Redmon
HB 2221-Franklin

THIRD READING OF SENATE BILLS

1. SS for SB 579-Libla (In Fiscal Oversight)
2. SS for SB 699-Sifton (In Fiscal Oversight)
3. SS for SCS for SB 966-Rowden (In Fiscal Oversight)
4. SJR 25-Romine (In Fiscal Oversight)
5. SS#2 for SB 552-Dixon
6. SS for SCS for SB 890-Riddle
7. SB 808-Brown

8. SB 697-Romine
9. SS#2 for SCS for SBs 617, 611 & 667-Eigel
10. SB 722-Sater
11. SB 954-Curls
12. SB 786-Schupp
13. SJR 27-Holsman

SENATE BILLS FOR PERFECTION

SB 1007-Kehoe, with SCS
SB 568-Cunningham, with SCS
SB 1023-Dixon, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1578-Kolkmeyer (Munzlinger)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 706-Riddle

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 843-Riddle, with SCS
SB 848-Riddle

SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland
SB 1050-Schatz, with SCS & SS for SCS (pending)

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford
SCR 31-Wallingford
SCR 40-Hoskins
SCR 43-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-NINTH DAY—THURSDAY, APRIL 5, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Draw near to God and he will draw near to you." (James 4:8)

Heavenly Father, there are so many ways that You have given us to draw near to You and experience the connection You have with us, in our rooms, in our offices and even during breakfast. Help us always keep a special time with You so we may recharge and truly hear Your word and understand Your instructions for us and the purpose for which You have given us the talents and skills we possess. May we be mindful of our responsibilities in all we do this day even as we return to those You have given us to love. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Richard offered Senate Resolution No. 1618, regarding Karen Maturino, Joplin, which was adopted.

Senator Sater offered Senate Resolution No. 1619, regarding the Fiftieth Wedding Anniversary of Richard and Sandy Huston, which was adopted.

Senator Sater offered Senate Resolution No. 1620, regarding Rick Flynn, Noel, which was adopted.

Senator Sater offered Senate Resolution No. 1621, regarding Crissy Carsten, Marionville, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS** for **SCS** for **SB 966**; **SJR 25**; and **SS** for **SCS** for **HB 1350**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Ron T. Darrah and Fred R. Kostecki, as members of the Missouri State Board of Accountancy;

Also,

Michael J. Grewe, Republican, as a member of the State Lottery Commission;

Also,

Stephen M. Kenny, as a member of the Missouri Real Estate Commission;

Also,

Christopher L. Slinkard, as Director of the Division of Employment Security; and

Dorothy E. Taylor, as State Supervisor of the Missouri Division of Alcohol and Tobacco Control.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointment, which motion prevailed.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 687**; **SB 582**; and **SB 891**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 843**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 843,** entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 91.640, 143.1015, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1100, 196.1103, 196.1106, 196.1112, 196.1118, 196.1121, 196.1124, 196.1127, 196.1129, 196.1130, 208.197, 208.955, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 348.265, 453.600, 620.1200, 633.200, and 701.040, RSMo, sections 196.1109 and 196.1115 as enacted by senate bill no. 7, ninety-sixth general assembly, first extraordinary session, and sections 196.1109 and 196.1115 as enacted by house bill no. 688, ninety-second general assembly, first regular session, and to enact in lieu thereof thirty-five new sections relating to the existence of certain state administrative boards and commissions.

Was taken up.

Senator Riddle moved that moved that **SCS** for **SB 843** be adopted.

Senator Riddle offered **SS** for **SCS** for **SB 843**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 41.1010, 91.640, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and to enact in lieu thereof forty-eight new sections relating to the existence of certain state boards and commissions.

Senator Riddle moved that **SS** for **SCS** for **SB 843** be adopted.

Senator Dixon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 9, Section 91.640, Line 20, by inserting after all of said line the following:

"105.955. 1. A bipartisan "Missouri Ethics Commission", composed of **[**six**]** **eight** members, **with one member from each congressional district as provided in this section,** is hereby established. The commission shall be assigned to the office of administration with supervision by the office of administration only for budgeting and reporting as provided by subdivisions (4) and (5) of subsection 6 of section 1 of the Reorganization Act of 1974. Supervision by the office of administration shall not extend to matters relating

to policies, regulative functions or appeals from decisions of the commission, and the commissioner of administration, any employee of the office of administration, or the governor, either directly or indirectly, shall not participate or interfere with the activities of the commission in any manner not specifically provided by law and shall not in any manner interfere with the budget request of or withhold any moneys appropriated to the commission by the general assembly. All members of the commission shall be appointed by the governor with the advice and consent of the senate **[**from lists submitted pursuant to this section**]**. Each congressional district committee of the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election shall submit **a list of at least** two **but no more than five** names of eligible nominees for membership on the commission **for the position on the commission that corresponds with such congressional district** to the governor, and the governor **[**shall**] may** select **[**six**]** members from such nominees to serve on the commission.

2. **[**Within thirty days of submission of the person's name to the governor as provided in subsection 1 of this section, and**]** In order to be an eligible nominee for appointment to the commission, a person shall file a financial interest statement in the manner provided by section 105.485 and shall provide the governor, the president pro tempore of the senate, and the commission with a list of all political contributions and the name of the candidate or committee, political party, or continuing committee, as defined in chapter 130, to which those contributions were made within the four-year period prior to such appointment, made by the nominee, the nominee's spouse, or any business entity in which the nominee has a substantial interest. The information shall be maintained by the commission and available for public inspection during the period of time during which the appointee is a member of the commission. In order to be an eligible nominee for membership on the commission, a person shall be a citizen and a resident of the state and shall have been a registered voter in the state for a period of at least five years preceding the person's appointment. **Each member of the commission shall, at the time of appointment, reside in the congressional district from which he or she was appointed to serve on the commission.**

3. **(1) Except as otherwise provided in this subsection,** the term of each member shall be for four years**[**, except that of the members first appointed, the governor shall select three members from even-numbered congressional districts and three members from odd-numbered districts**]**.

(2) Not more than **[**three**] two** members of the commission shall be members of the same political party, **[**nor shall more than one member be from any one United States congressional district**] provided that beginning March 16, 2021, three members of the commission may be from the same political party and beginning March 16, 2022, four members may be from the same party**. **[**Not more than two members appointed from the even-numbered congressional districts shall be members of the same political party, and no more than two members from the odd-numbered congressional districts shall be members of the same political party. Of the members first appointed, the terms of the members appointed from the odd-numbered congressional districts shall expire on March 15, 1994, and the terms of the members appointed from the even-numbered congressional districts shall expire on March 15, 1996. Thereafter all successor members of the commission shall be appointed for four-year terms.**]**

(3) The term of each member of the commission shall be as follows:

(a) The governor shall appoint to the commission a person from the first congressional district which term shall expire on March 15, 2019, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;

(b) The term of the member serving from the second congressional district as of March 16, 2018, shall expire on March 15, 2019, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;

(c) The terms of the members from the third and fifth congressional districts shall each begin on March 16, 2021, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;

(d) The terms of the members serving from the fourth and sixth congressional districts as of March 16, 2018, shall expire on March 15, 2020, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires; and

(e) The terms of the members from the seventh and eighth congressional districts shall each begin on March 16, 2022, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires.

(4) Terms of **[**successor**]** members of the commission shall expire on March fifteenth of the fourth year of their term. No member of the commission shall serve on the commission after the expiration of the member's term. No person shall be appointed to more than one full four-year term on the commission.

4. **(1)** Vacancies **[**or expired terms**]** **due to resignation, removal, or expiration of the term of a member** on the commission shall be filled in the same manner as the original appointment was made, except as provided in this subsection. Within thirty days of **[**the**]** **a** vacancy **due to resignation or removal** or ninety days before **[**the**]** **a vacancy due to** expiration of the term, the names of **[**two**]** eligible nominees for membership on the commission shall be submitted to the governor by the congressional district committees **[**of the political party or parties of the vacating member or members, from the even- or odd-numbered congressional districts, based on the residence of the vacating member or members, other than from the congressional district committees from districts then represented on the commission and from the same congressional district party committee or committees which originally appointed the member or members whose positions are vacated**]**. Appointments to fill vacancies **[**or expired terms**]** shall be made within forty-five days after the deadline for submission of names by the congressional district committees, and shall be subject to the same qualifications for appointment and eligibility as is provided in subsections 2 and 3 of this section. Appointments to fill vacancies for unexpired terms shall be for the remainder of the unexpired term of the member whom the appointee succeeds, and such appointees shall be eligible for appointment to one full four-year term. **[**If the congressional district committee does not submit the required two nominees within the thirty days or if the congressional district committee does not submit the two nominees within an additional thirty days after receiving notice from the governor to submit the nominees, then the governor may appoint a person or persons who shall be subject to the same qualifications for appointment and eligibility as provided in subsections 2 and 3 of this section.**]**

(2) Within one hundred twenty days of a vacancy due to resignation or removal or one hundred twenty days prior to a vacancy due to expiration of the term of a member of the commission, the executive director of the commission shall notify the respective congressional district committees, as designated by subdivision (1) of this subsection, that it is the responsibility of such committee or committees to submit eligible nominees to the governor.

5. The governor, with the advice and consent of the senate, may remove any member only for substantial neglect of duty, inability to discharge the powers and duties of office, gross misconduct or conviction of a

felony or a crime involving moral turpitude. Members of the commission also may be removed from office by concurrent resolution of the general assembly signed by the governor. If such resolution receives the vote of two-thirds or more of the membership of both houses of the general assembly, the signature of the governor shall not be necessary to effect removal. The office of any member of the commission who moves from the congressional district from which the member was appointed shall be deemed vacated upon such change of residence.

6. **(1)** The commission shall elect biennially one of its members as the chairman. The chairman may not succeed himself or herself after two years. No member of the commission shall succeed as chairman any member of the same political party as himself or herself.

(2) Except as provided in subdivisions (3) and (4) of this subsection, at least **[**four**] three** members are necessary to constitute a quorum, and at least **[**four**] three** affirmative votes shall be required for any action or recommendation of the commission.

(3) Beginning March 16, 2021, at least four members shall be necessary to constitute a quorum, and at least four affirmative votes shall be required for any action or recommendation of the commission.

(4) Beginning March 16, 2022, at least five members shall be necessary to constitute a quorum, and at least five affirmative votes shall be required for any action or recommendation of the commission.

7. No member or employee of the commission, during the person's term of service, shall hold or be a candidate for any other public office.

8. In the event that a retired judge is appointed as a member of the commission, the judge shall not serve as a special investigator while serving as a member of the commission.

9. No member of the commission shall, during the member's term of service or within one year thereafter:

(1) Be employed by the state or any political subdivision of the state;

(2) Be employed as a lobbyist;

(3) Serve on any other governmental board or commission;

(4) Be an officer of any political party or political organization;

(5) Permit the person's name to be used, or make contributions, in support of or in opposition to any candidate or proposition;

(6) Participate in any way in any election campaign; except that a member or employee of the commission shall retain the right to register and vote in any election, to express the person's opinion privately on political subjects or candidates, to participate in the activities of a civic, community, social, labor or professional organization and to be a member of a political party.

10. Each member of the commission shall receive, as full compensation for the member's services, the sum of one hundred dollars per day for each full day actually spent on work of the commission, and the member's actual and necessary expenses incurred in the performance of the member's official duties.

11. The commission shall appoint an executive director who shall serve subject to the supervision of and at the pleasure of the commission, but in no event for more than six years. The executive director shall be responsible for the administrative operations of the commission and perform such other duties as may be delegated or assigned to the director by law or by rule of the commission. The executive director shall employ staff and retain such contract services as the director deems necessary, within the limits authorized by appropriations by the general assembly.

12. Beginning on January 1, 1993, all lobbyist registration and expenditure reports filed pursuant to section 105.473, financial interest statements filed pursuant to subdivision (1) of section 105.489, and campaign finance disclosure reports filed other than with election authorities or local election authorities as provided by section 130.026 shall be filed with the commission.

13. Within sixty days of the initial meeting of the first commission appointed, the commission shall obtain from the clerk of the supreme court or the state courts administrator a list of retired appellate and circuit court judges who did not leave the judiciary as a result of being defeated in an election. The executive director shall determine those judges who indicate their desire to serve as special investigators and to investigate any and all complaints referred to them by the commission. The executive director shall maintain an updated list of those judges qualified and available for appointment to serve as special investigators. Such list shall be updated at least annually. The commission shall refer complaints to such special investigators on that list on a rotating schedule which ensures a random assignment of each special investigator. Each special investigator shall receive only one unrelated investigation at a time and shall not be assigned to a second or subsequent investigation until all other eligible investigators on the list have been assigned to an investigation. In the event that no special investigator is qualified or available to conduct a particular investigation, the commission may appoint a special investigator to conduct such particular investigation.

14. The commission shall have the following duties and responsibilities relevant to the impartial and effective enforcement of sections 105.450 to 105.496 and chapter 130, as provided in sections 105.955 to 105.963:

(1) Receive and review complaints regarding alleged violation of sections 105.450 to 105.496 and chapter 130, conduct initial reviews and investigations regarding such complaints as provided herein; refer complaints to appropriate prosecuting authorities and appropriate disciplinary authorities along with recommendations for sanctions; and initiate judicial proceedings as allowed by sections 105.955 to 105.963;

(2) Review and audit any reports and statements required by the campaign finance disclosure laws contained in chapter 130, and financial interest disclosure laws or lobbyist registration and reporting laws as provided by sections 105.470 to 105.492, for timeliness, accuracy and completeness of content as provided in sections 105.955 to 105.963;

(3) Develop appropriate systems to file and maintain an index of all such reports and statements to facilitate public access to such information, except as may be limited by confidentiality requirements otherwise provided by law, including cross-checking of information contained in such statements and reports. The commission may enter into contracts with the appropriate filing officers to effectuate such system. Such filing officers shall cooperate as necessary with the commission as reasonable and necessary to effectuate such purposes;

(4) Provide information and assistance to lobbyists, elected and appointed officials, and employees of

the state and political subdivisions in carrying out the provisions of sections 105.450 to 105.496 and chapter 130;

(5) Make recommendations to the governor and general assembly or any state agency on the need for further legislation with respect to the ethical conduct of public officials and employees and to advise state and local government in the development of local government codes of ethics and methods of disclosing conflicts of interest as the commission may deem appropriate to promote high ethical standards among all elected and appointed officials or employees of the state or any political subdivision thereof and lobbyists;

(6) Render advisory opinions as provided by this section;

(7) Promulgate rules relating to the provisions of sections 105.955 to 105.963 and chapter 130. All rules and regulations issued by the commission shall be prospective only in operation;

(8) Request and receive from the officials and entities identified in subdivision (6) of section 105.450 designations of decision-making public servants.

15. In connection with such powers provided by sections 105.955 to 105.963 and chapter 130, the commission may:

(1) Subpoena witnesses and compel their attendance and testimony. Subpoenas shall be served and enforced in the same manner provided by section 536.077;

(2) Administer oaths and affirmations;

(3) Take evidence and require by subpoena duces tecum the production of books, papers, and other records relating to any matter being investigated or to the performance of the commission's duties or exercise of its powers. Subpoenas duces tecum shall be served and enforced in the same manner provided by section 536.077;

(4) Employ such personnel, including legal counsel, and contract for services including legal counsel, within the limits of its appropriation, as it deems necessary provided such legal counsel, either employed or contracted, represents the Missouri ethics commission before any state agency or before the courts at the request of the Missouri ethics commission. Nothing in this section shall limit the authority of the Missouri ethics commission as provided for in subsection 2 of section 105.961; and

(5) Obtain information from any department, division or agency of the state or any political subdivision reasonably calculated to lead to the discovery of evidence which will reasonably assist the commission in carrying out the duties prescribed in sections 105.955 to 105.963 and chapter 130.

16. (1) Upon written request for an advisory opinion received by the commission, and if the commission determines that the person requesting the opinion would be directly affected by the application of law to the facts presented by the requesting person, the commission shall issue a written opinion advising the person who made the request, in response to the person's particular request, regarding any issue that the commission can receive a complaint on pursuant to section 105.957. The commission may decline to issue a written opinion by a vote of four members and shall provide to the requesting person the reason for the refusal in writing. The commission shall give an approximate time frame as to when the written opinion shall be issued. Such advisory opinions shall be issued no later than ninety days from the date of receipt by the commission. Such requests and advisory opinions, deleting the name and identity of the requesting person, shall be compiled and published by the commission on at least an annual basis. Advisory opinions

issued by the commission shall be maintained and made available for public inspection and copying at the office of the commission during normal business hours. Any advisory opinion or portion of an advisory opinion rendered pursuant to this subsection shall be withdrawn by the commission if, after hearing thereon, the joint committee on administrative rules finds that such advisory opinion is beyond or contrary to the statutory authority of the commission or is inconsistent with the legislative intent of any law enacted by the general assembly, and after the general assembly, by concurrent resolution, votes to adopt the findings and conclusions of the joint committee on administrative rules. Any such concurrent resolution adopted by the general assembly shall be published at length by the commission in its publication of advisory opinions of the commission next following the adoption of such resolution, and a copy of such concurrent resolution shall be maintained by the commission, along with the withdrawn advisory opinion, in its public file of advisory opinions. The commission shall also send a copy of such resolution to the person who originally requested the withdrawn advisory opinion. Any advisory opinion issued by the ethics commission shall act as legal direction to any person requesting such opinion and no person shall be liable for relying on the opinion and it shall act as a defense of justification against prosecution. An advisory opinion of the commission shall not be withdrawn unless:

(a) The authorizing statute is declared unconstitutional;

(b) The opinion goes beyond the power authorized by statute; or

(c) The authorizing statute is changed to invalidate the opinion.

(2) Upon request, the attorney general shall give the attorney general's opinion, without fee, to the commission, any elected official of the state or any political subdivision, any member of the general assembly, or any director of any department, division or agency of the state, upon any question of law regarding the effect or application of sections 105.450 to 105.496, or chapter 130. Such opinion need be in writing only upon request of such official, member or director, and in any event shall be rendered within sixty days that such request is delivered to the attorney general.

17. The state auditor and the state auditor's duly authorized employees who have taken the oath of confidentiality required by section 29.070 may audit the commission and in connection therewith may inspect materials relating to the functions of the commission. Such audit shall include a determination of whether appropriations were spent within the intent of the general assembly, but shall not extend to review of any file or document pertaining to any particular investigation, audit or review by the commission, an investigator or any staff or person employed by the commission or under the supervision of the commission or an investigator. The state auditor and any employee of the state auditor shall not disclose the identity of any person who is or was the subject of an investigation by the commission and whose identity is not public information as provided by law.

18. From time to time but no more frequently than annually the commission may request the officials and entities described in subdivision (6) of section 105.450 to identify for the commission in writing those persons associated with such office or entity which such office or entity has designated as a decision-making public servant. Each office or entity delineated in subdivision (6) of section 105.450 receiving such a request shall identify those so designated within thirty days of the commission's request."; and

Further amend said bill, page 82, section 701.353, line 28, by inserting after all of said line the following:

"**[**105.959. 1. The executive director of the commission, under the supervision of the commission, shall review reports and statements filed with the commission or other appropriate officers pursuant to sections 105.470, 105.483 to 105.492, and chapter 130 for completeness, accuracy and timeliness of filing of the reports or statements and any records relating to the reports or statements, and upon review, if there are reasonable grounds to believe that a violation has occurred, shall conduct an investigation of such reports, statements, and records and assign a special investigator following the provisions of subsection 1 of section 105.961.

2. (1) If there are reasonable grounds to believe that a violation has occurred and after the commission unanimously votes to proceed with all six members voting, the executive director shall, without receipt of a complaint, conduct an independent investigation of any potential violations of the provisions of:

(a) The requirements imposed on lobbyists by sections 105.470 to 105.478;

(b) The financial interest disclosure requirements contained in sections 105.483 to 105.492;

(c) The campaign finance disclosure requirements contained in chapter 130;

(d) Any code of conduct promulgated by any department, division, or agency of state government, or by state institutions of higher education, or by executive order;

(e) The conflict of interest laws contained in sections 105.450 to 105.468 and section 171.181; and

(f) The provisions of the constitution or state statute or order, ordinance, or resolution of any political subdivision relating to the official conduct of officials or employees of the state and political subdivisions.

(2) If an investigation conducted under this subsection fails to establish reasonable grounds to believe that a violation has occurred, the investigation shall be terminated and the person who had been under investigation shall be notified of the reasons for the disposition of the complaint.

3. Upon findings of the appropriate filing officer which are reported to the commission in accordance with the provisions of section 130.056, the executive director shall investigate disclosure reports, statements and records pertaining to such findings within a reasonable time after receipt of the reports from the appropriate filing officer.

4. The commission may make such investigations and inspections within or outside of this state as are necessary to determine compliance.

5. The commission shall notify the person under investigation under this section, by registered mail, within five days of the decision to conduct such investigation and assign a special investigator following the provisions of subsection 1 of section 105.961.

6. After completion of an investigation, the executive director shall provide a detailed report of such investigation to the commission. Upon determination that there are reasonable grounds to believe that a person has violated the requirements of sections 105.470, 105.483

to 105.492, or chapter 130, by a vote of four members of the commission, the commission may refer the report with the recommendations of the commission to the appropriate prosecuting authority together with the details of the investigation by the commission as is provided in subsection 2 of section 105.961.

7. All investigations by the executive director of an alleged violation shall be strictly confidential with the exception of notification of the commission and the complainant and the person under investigation. Revealing any such confidential investigation information shall be cause for removal or dismissal of the executive director or a commission member or employee.**]**"; and

Further amend said bill, page 93, section 288.475, line 27, by inserting after all of said line the following:

"Section B. Because of the need to ensure effective enforcement of the ethics laws of the state of Missouri, the repeal and reenactment of section 105.955 and the repeal of section 105.959 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 105.955 and the repeal of section 105.959 of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Senator Dixon moved that the above amendment be adopted, which motion prevailed.

Senator Riddle moved that **SS** for **SCS** for **SB 843**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SCS** for **SB 843**, as amended, was declared perfected and ordered printed.

Senator Kehoe announced photographers from Boys and Girls Club were given permission to take pictures in the Senate Chamber.

Senator Schatz moved that **SB 1050**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken for perfection, which motion prevailed.

SS for **SCS** for **SB 1050** was again taken up.

At the request of Senator Schatz, **SS** for **SCS** for **SB 1050** was withdrawn.

Senator Schatz offered **SS No. 2** for **SCS** for **SB 1050**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1050

An Act to repeal sections 108.120, 137.555, 227.240, 263.245, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.005, 304.012, 304.060, 304.180, 304.820, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-five new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Senator Schatz moved that **SS No. 2** for **SCS** for **SB 1050** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 75, Section 304.180, Line 9 of said page, by inserting after all of said line the following:

"304.232. 1. The Missouri state highway patrol shall approve procedures for the certification of municipal police officers, sheriffs, deputy sheriffs, and other law enforcement officials that enforce sections 304.170 to 304.230.

2. The certification procedures shall meet the requirements of the memorandum of understanding between the state of Missouri and the commercial vehicle safety alliance or any successor organization, as periodically adopted or amended.

3. Commercial motor vehicle safety data collection, management, and distribution by law enforcement officials shall be compatible with the information systems of the Missouri state highway patrol.

4. The Missouri state highway patrol shall establish reasonable fees sufficient to recover the cost of training, recurring training, data collection and management, certifying, and additional administrative functions for law enforcement officials approved under this section.

5. The agencies for which law enforcement officials approved under this section shall adhere to the Motor Carrier Safety Assistance Program requirements under 49 Code of Federal Regulations Part 350 of the Federal Motor Carrier Safety Regulations.

6. The agencies for which law enforcement officials approved under this section shall be subject to periodic program reviews and be required to submit a commercial vehicle safety plan that is consistent with and incorporated into the statewide enforcement plan.

7. Beginning January 1, 2009, no local law enforcement officer may conduct a random commercial motor vehicle roadside inspection to determine compliance with the provisions of sections 304.170 to 304.230 unless the law enforcement officer has satisfactorily completed, as a part of his or her training, the basic course of instruction developed by the commercial vehicle safety alliance and has been approved by the Missouri state highway patrol under this section. Law enforcement officers authorized to enforce the provisions of sections 304.170 to 304.230 shall annually receive in-service training related to commercial motor vehicle operations, including but not limited to training in current federal motor carrier safety regulations, safety inspection procedures, and out-of-service criteria. The annual training requirements shall be approved by the superintendent of the state highway patrol.

8. Law enforcement officers who have received commercial vehicle safety alliance certification prior to January 1, 2009, shall be exempt from the provisions of this section and such officers shall be qualified to conduct random roadside inspections described under this section and section 304.230.

9. **No safety inspection shall be performed on the shoulder of any highway with a posted speed limit in excess of forty miles per hour.**

10. The superintendent of the state highway patrol shall promulgate rules and regulations necessary to administer the certification procedures and any other provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if

applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Sifton offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 6, Section 227.240, Line 23 of said page, by inserting immediately after said line the following:

"**227.539. The portion of State Highway 30 from State Highway 21 continuing east to State Highway P in St. Louis County shall be designated as "Officer Blake Snyder Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted, which motion prevailed.

Senator Schaaf offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 63, Section 304.012, Line 25, by striking the word "shall" and inserting in lieu thereof the following: "**may**"; and further amend said line by inserting after the word "include" the following: "**if proven to have caused the driver of the vehicle to be distracted**"; and

further amend said bill and section, page 64, line 11, by striking the words "one hundred" and inserting in lieu thereof the following: "**twenty five**"; and further amend line 13 by striking the word "five" and inserting in lieu thereof the following: "**one**".

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 63, Section 304.005, Line 10, by striking the word "shall" and inserting in lieu thereof "**may**"

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Schatz moved that **SS No. 2** for **SCS** for **SB 1050**, as amended, be adopted, which motion prevailed.

On motion of Senator Schatz, **SS No. 2** for **SCS** for **SB 1050**, as amended, was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 966**, introduced by Senator Rowden, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE
SENATE BILL NO. 966

An Act to repeal sections 43.505, 43.507, 57.117, 57.450, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 488.5320, 513.653, 566.147, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, 595.220, 610.140, and 650.055, RSMo, and to enact in lieu thereof forty-four new sections relating to administration of the criminal justice system, with existing penalty provisions.

Was taken up.

On motion of Senator Rowden, **SS** for **SCS** for **SB 966** was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Brown	Eigel	Hegeman—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SJR 25, introduced by Senator Romine, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

Was taken up.

On motion of Senator Romine, **SJR 25** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Emery Sifton—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the joint resolution passed.

On motion of Senator Romine, title to the joint resolution was agreed to.

Senator Romine moved that the vote by which the joint resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SB 552**, introduced by Senator Dixon, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 552

An Act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof five new sections relating to official misconduct, with penalty provisions.

Was taken up.

On motion of Senator Dixon, **SS No. 2** for **SB 552** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 890**, introduced by Senator Riddle, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 890

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to child abuse and neglect, with penalty provisions.

Was taken up.

On motion of Senator Riddle, **SS** for **SCS** for **SB 890** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 808, introduced by Senator Brown, entitled:

An Act to repeal section 311.300, RSMo, and to enact in lieu thereof two new sections relating to the transfer of intoxicating liquor.

Was taken up.

On motion of Senator Brown, **SB 808** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 697, introduced by Senator Romine, entitled:

An Act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date and existing penalty provisions.

Was taken up.

On motion of Senator Romine, **SB 697** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery Sifton—2

Absent—Senators—None

Absent with leave—Senators

Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SCS** for **SBs 617**, **611** and **667** was placed on the Informal Calendar.

SB 722, introduced by Senator Sater, entitled:

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to a prescription drug importation study.

Was taken up.

On motion of Senator Sater, **SB 722** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Koenig—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 954, introduced by Senator Curls, entitled:

An Act to repeal section 610.140, RSMo, and to enact in lieu thereof one new section relating to expungement of records relating to the offense of unlawful use of a weapon.

Was taken up.

On motion of Senator Curls, **SB 954** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators
Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Curls, title to the bill was agreed to.

Senator Curls moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 786, introduced by Senator Schupp, entitled:

An Act to repeal section 105.055, RSMo, and to enact in lieu thereof two new sections relating to freedom to disclose information about public employees.

Was taken up.

On motion of Senator Schupp, **SB 786** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators
Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Schupp, title to the bill was agreed to.

Senator Schupp moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 706, introduced by Senator Riddle, entitled:

An Act to repeal section 260.262, RSMo, and to enact in lieu thereof one new section relating to the fee collected at the time of sale for lead-acid batteries.

Was taken up.

On motion of Senator Riddle, **SB 706** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Koenig—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Schaaf, Chairman of the Committee on Health and Pensions, submitted the following reports:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 1021**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 2044**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 1329**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following reports:

Mr. President: Your Committee on Economic Development, to which were referred **HCS** for **HB 1288**,

HB 1377 and **HB 2050**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development, to which was referred **SB 859**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **SRB 975** and **SRB 1024**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 655**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **HB 1605**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 36**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 37**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 42**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HB 1630**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for

HB 1461, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1286**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 1880**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1991**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **HB 1858**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 1003**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1442**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 973**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1690**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1879**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 824**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS** for **HB 1268**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS** for **HB 1500**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SJR 36**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 2116**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1355**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HB 1617**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **HB 1492**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 678**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HBs 2280**, **2120**, **1468** and **1616**—Seniors, Families and Children.

HCS for **HB 2274**—Transportation, Infrastructure and Public Safety.

HCS for **HB 2216**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2031**—General Laws.

HB 1369—General Laws.

HB 1266—Seniors, Families and Children.

HCS for **HB 1486**—Seniors, Families and Children.

HB 2101—Judiciary and Civil and Criminal Jurisprudence.

HB 2192—Education.

HB 2221—Professional Registration.

RE-REFERRALS

President Pro Tem Richard re-referred **HB 1646** to the Committee on Local Government and Elections.

REFERRALS

President Pro Tem Richard referred **SJR 27** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2339**, entitled:

An Act to repeal section 41.1010, RSMo, and to enact in lieu thereof two new sections relating to the Missouri military community reinvestment act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1633**, entitled:

An Act to repeal section 556.046, RSMo, and to enact in lieu thereof one new section relating to convictions of included offenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **HB 1973**, entitled:

An Act to repeal section 644.016, RSMo, and to enact in lieu thereof two new sections relating to agricultural stormwater discharge.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1574**, entitled:

An Act to repeal sections 334.037, 334.104, and 334.735, RSMo, and to enact in lieu thereof three new sections relating to advanced practice registered nurses in collaborative practice arrangements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1832**, entitled:

An Act to repeal sections 407.300, 407.432, 407.433, 407.436, and 407.1500, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1667**, entitled:

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody arrangements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1368**, entitled:

An Act to repeal section 173.900, RSMo, and to enact in lieu thereof one new section relating to the

Missouri returning heroes education act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2183**, entitled:

An Act to repeal sections 197.052, 197.305, and 536.031, RSMo, and to enact in lieu thereof three new sections relating to licensure of healthcare facilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2039**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the Missouri Route 66 centennial commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1257**, entitled:

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to hiring preference for veterans.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1516**, entitled:

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HRB 1**, entitled:

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.1024, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 196.973, 205.580. 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 251.650, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and to enact in lieu thereof ninety-six new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Please find attached the corrected message for **HCS** for **HB 2014**. The message sent on March 15, 2018 contained printing errors but has been corrected to reflect the title as printed on the perfected version of **HCS** for **HB 2014**, as third read and passed by the House of Representatives on March 15, 2018:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2018.

In which the concurrence of the Senate is respectfully requested.

RESOLUTIONS

Senator Wallingford offered Senate Resolution No. 1622, regarding Mary Kasten, Cape Girardeau, which was adopted.

Senator Sater offered Senate Resolution No. 1623, regarding the One Hundredth Anniversary of Lion's Club, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1624, regarding Hutchens Construction Company, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 1625, regarding the Fiftieth Wedding Anniversary of Donnie and Raylene Reece, Southwest City, which was adopted.

Senator Sater offered Senate Resolution No. 1626, regarding Paul G. Taylor, which was adopted.

INTRODUCTION OF GUESTS

Senator Holsman introduced to the Senate, Dr. Beth Rhine, Dr. Natalie Katz, Dr. Katie Black and Dr. Lisa Hiskey, American Academy of Pediatrics, Kansas City.

Senator Cunningham introduced to the Senate, Leslie Collins, Kenya Cook, Aaron Evans and Alexis Lee, Boys and Girls Club, West Plains.

Senator Brown introduced to the Senate, fifty-seven students representing University of Missouri Undergraduate Research Day.

Senator Cunningham introduced to the Senate, Lucas and Emma Alexander, Fordland.

Senator Hummel introduced to the Senate, fourth-grade students from Forsyth School, St. Louis County.

Senator Rowden introduced to the Senate, former State Representative Chris Kelly, Columbia.

Senator Dixon introduced to the Senate, Boys and Girls Clubs of Missouri Youth of the Year.

Senator Cunningham introduced to the Senate, Steven Wilkerson, Ava; and Ben Travlos, Ashland.

Senator Riddle introduced to the Senate, former State Representative Steve Hobbs, Mexico; and Kristin Arnold, Carrie Constable, Andrew Dollens, Rick Geraci, Ashley Hodges, Ed Hoover, Reverend Eric Mattson, Larry Nelson, Kelly Rhodes, Brooke Smith, Lisa Smith, Brent Thomas, April Utterback and Jason Young, Mexico Chamber of Commerce Leadership Class.

Senator Rowden introduced to the Senate, the Physician of the Day, Dr. Frances Mei Hardin, Columbia.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, April 9, 2018.

SENATE CALENDAR

FIFTIETH DAY–MONDAY, APRIL 9, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2339
HB 1633-Corlew
HCS#2 for HB 1973
HCS for HB 1574
HB 1832-Cornejo
HCS for HB 1667
HCS for HB 1368
HB 2183-Bondon
HB 2039-Fraker
HB 1257-Schroer
HB 1516-Wiemann
HRB 1-Shaul

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SJR 27-Holsman (In Fiscal Oversight)
SB 687-Sater
SB 582-Walsh
SB 891-Kehoe

SENATE BILLS FOR PERFECTION

1. SB 1007-Kehoe, with SCS
2. SB 568-Cunningham, with SCS
3. SB 1023-Dixon, with SCS
4. SB 1021-Dixon and Wallingford, with SCS
5. SB 859-Koenig, with SCS
6. SRBs 975 & 1024-Dixon, with SCS
7. SB 655-Sifton
8. SB 1003-Wasson, et al
9. SB 973-Rizzo and Curls
10. SB 824-Cunningham, with SCS
11. SJR 36-Schatz, with SCS
12. SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)
2. HB 1578-Kolkmeyer (Munzlinger)
3. HB 2044-Taylor, with SCS (Dixon)
4. HB 1329-Remole, with SCS (Munzlinger)
5. HCS for HBs 1288, 1377 & 2050, with SCS
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)
14. HCS for HB 1690
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine

SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford
SCR 31-Wallingford

SCR 36-Munzlinger
SCR 37-Eigel and Onder
SCR 40-Hoskins
SCR 42-Hoskins
SCR 43-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

FIFTIETH DAY—MONDAY, APRIL 9, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"I will lift my eyes unto the hills, from where comes my Help? My help comes from the Lord." (Psalm 121:1-2)

As we begin a new week, O Lord, we are aware of Your servant David who was often pressed from all sides while dealing with the work of the state. David learned as we are learning that You are our help when we are stressed and perplexed by what is before us. You O Lord provide wisdom and calmness, love and grace to deal with these challenges that call for us to make fair and equitable decisions for all who come before us with legitimate concerns and needs. May we be faithful to Your prompting. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 5, 2018 was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senators Nasheed and Riddle offered Senate Resolution No. 1627, regarding Missouri Lineworker Appreciation Day, which was adopted.

Senator Libla offered Senate Resolution No. 1628, regarding Agnes Marie Cobb, Caruthersville, which was adopted.

Senator Onder offered Senate Resolution No. 1629, regarding Classic Sign Services, O'Fallon, which was adopted.

Senator Rowden offered Senate Resolution No. 1630, regarding Missouri Task Force One, which was adopted.

Senator Hoskins offered Senate Resolution No. 1631, regarding Holly Wilcox, Centerview, which was adopted.

Senator Curls offered Senate Resolution No. 1632, regarding Greater Kansas City Association of Real Estate Brokers, which was adopted.

Senator Sifton offered Senate Resolution No. 1633, regarding Jacqui Schilling, Webster Groves, which was adopted.

Senator Sifton offered Senate Resolution No. 1634, regarding Laura Leyes-Woods, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1635, regarding Jessica Calloway, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1636, regarding Stefany Caskanett, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1637, regarding Katie Wengert, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1638, regarding Meg Hoelzer, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1639, regarding Sean Jones, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1640, regarding Megan Hall, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1641, regarding James "Jimmy" Hahn, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1642, regarding Alyssa Stock, Belleville, Illinois, which was adopted.

Senator Libla offered Senate Resolution No. 1643, regarding Elizabeth A. Deken, Poplar Bluff, which was adopted.

CONCURRENT RESOLUTIONS

Senator Wallingford moved that **SCR 30** be taken up for adoption, which motion prevailed.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 30, as it appears on Page 77 of the Senate Journal for Wednesday, January 3, 2018, Lines 7-9 of said journal page, by striking all of said lines and inserting in lieu thereof the following: "the Senate, with three members appointed by the President Pro Tempore of the Senate and two members appointed by the Minority Floor Leader of the Senate, and five members of the House of Representatives, with three members appointed by the Speaker of the House of Representatives and two members appointed by the Minority Floor Leader of the House of Representatives. The Joint Committee shall select either a chairperson or co-chairpersons, one of".

Senator Schupp moved that the above amendment be adopted.

At the request of Senator Wallingford, the motion for adoption was withdrawn, which placed **SCR 30**, with **SA 1** (pending), back on the Calendar.

Senator Wallingford moved that **SCR 31** be taken up for adoption, which motion prevailed.

On motion of Senator Wallingford, **SCR 31** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Romine
Rowden	Sater	Schaaf	Schatz	Wallingford	Wasson	Wieland—28

NAYS—Senators

Hummel	Rizzo	Schupp	Sifton	Walsh—5

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

SCR 36, introduced by Senator Munzlinger, entitled:

Relating to Shingles Awareness and Prevention Month in Missouri.

Was taken up.

On motion of Senator Munzlinger, **SCR 36** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Munzlinger, title to the concurrent resolution was agreed to.

Senator Munzlinger moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Eigel moved that **SCR 37** be taken up for adoption, which motion prevailed.

At the request of Senator Eigel, the motion for adoption was withdrawn, which placed the resolution back on Calendar.

SCR 40, introduced by Senator Hoskins, entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Was taken up.

On motion of Senator Hoskins, **SCR 40** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Eigel	Hegeman
Holsman	Hoskins	Kehoe	Libla	Onder	Richard	Riddle
Romine	Rowden	Sater	Schatz	Sifton	Wallingford	Wasson
Wieland—22						

NAYS—Senators

Curls	Dixon	Emery	Hummel	Koenig	Munzlinger	Rizzo
Schupp	Walsh—9					

Absent—Senators

Nasheed	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Hoskins, title to the concurrent resolution was agreed to.

Senator Hoskins moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Hoskins moved that **SCR 42** be taken up for adoption, which motion prevailed.

On motion of Senator Hoskins, **SCR 42** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

Senator Munzlinger moved that **SCR 43** be taken up for adoption, which motion prevailed.

On motion of Senator Munzlinger, **SCR 43** was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Munzlinger	Onder	Richard
Riddle	Rowden	Sater	Schatz	Wallingford	Wasson	Wieland—21

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Libla	Rizzo	Romine
Schupp	Sifton	Walsh—10				

Absent—Senators

Nasheed	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 920** be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Riddle offered **SS** for **SB 920**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 920

An Act to repeal section 339.190, RSMo, and to enact in lieu thereof one new section relating to real estate licensees.

Senator Riddle moved that **SS** for **SB 920** be adopted.

Senator Rowden assumed the Chair.

President Parson assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 920, Page 2, Section 339.190, Lines 12-18, by striking all of said lines and inserting in lieu thereof the following:

"**4. In order for a real estate licensee to not be the subject of any action and in order for no action to be instituted against a real estate licensee for the accuracy of any information about the size or area, in square footage or otherwise, of a property or of improvements on the property, a real estate licensee shall obtain the information from a government entity possessing such information, or if the licensee verifies that such an entity does not possess such information, then the licensee discloses on documents pertaining to such property that the accuracy of any such information is only an estimate and the licensee discloses the source of the**".

Senator Eigel moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Eigel offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 920, Page 2, Section 339.190, Lines 12-19, by striking all of said lines and inserting in lieu thereof the following:

"**4. In order for a real estate licensee to not be the subject of any action and in order for no action to be instituted against a real estate licensee for the accuracy of any information about the size or area, in square footage or otherwise, of a property or of improvements on the property, a real estate licensee shall obtain the information from a government entity possessing such information, or if the licensee verifies that such an entity does not possess such information, then the licensee discloses on documents pertaining to such property that the accuracy of any such information is only an estimate and the licensee discloses the source of the information. The immunity from suit provided under this subsection shall not apply if the real estate licensee knew the information**".

Senator Eigel moved that the above substitute amendment be adopted, which motion failed on a standing division vote.

At the request of Senator Eigel, **SA 1** was withdrawn.

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 920, Section 339.190, Page 2, Line 22, by striking the words "or false".

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Riddle, **SB 920**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 843** and **SS No. 2** for **SCS** for **SB 1050**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS No. 2** for **SCS** for **SB 1050**; **HCS** for **HB 1286**, with **SCS**; **HB 1329**, with **SCS**; **HB 2044**, with **SCS**; **HCS** for **HBs 1288**, **1377** and **2050**, with **SCS**; and **HCS** for **HB 1991**, with **SCS** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2337** and **2272**, entitled:

An Act to repeal sections 354.150, 354.495, 374.115, 374.150, and 374.230, RSMo, and to enact in lieu thereof four new sections relating to insurance companies, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1296**, entitled:

An Act to amend chapter 577, RSMo, by adding thereto one new section relating to victim impact programs for driving while intoxicated offenders.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2255**, entitled:

An Act to repeal section 173.670, RSMo, and to enact in lieu thereof two new sections relating to the science, technology, engineering and mathematics (STEM) initiative.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HB 1499**, entitled:

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to long-acting reversible contraceptives.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2231**, entitled:

An Act to repeal sections 327.313 and 327.321, RSMo, and to enact in lieu thereof two new sections relating to land surveyors.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1419**, entitled:

An Act to repeal sections 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof twenty-nine new sections relating to occupations and professions, with a contingent date for certain sections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1275**, entitled:

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to the establishment of a work-study program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1629**, entitled:

An Act to repeal sections 337.025, 337.029, and 337.033, RSMo, and to enact in lieu thereof seventeen new sections relating to the licensure of psychologists, with a contingent effective date for certain sections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1252**, entitled:

An Act to repeal section 376.782, RSMo, and to enact in lieu thereof one new section relating to low-dose mammography screening.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2562**, entitled:

An Act to repeal sections 208.151, 217.703, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 488.2230, 488.5358, and 577.001, RSMo, and to enact in lieu thereof fifteen new sections relating to treatment courts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senators Hegeman and Riddle introduced to the Senate, Line Workers from around the state.

Senator Holsman introduced to the Senate, former State Senator Jolie Justus, Kansas City.

Senator Dixon introduced to the Senate, Clark Brown, Marshfield.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Tuesday, April 10, 2018.

SENATE CALENDAR

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FIFTY-FIRST DAY–TUESDAY, APRIL 10, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2339
HB 1633-Corlew
HCS#2 for HB 1973
HCS for HB 1574
HB 1832-Cornejo
HCS for HB 1667
HCS for HB 1368
HB 2183-Bondon
HB 2039-Fraker
HB 1257-Schroer
HB 1516-Wiemann
HRB 1-Shaul
HCS for HBs 2337 & 2272
HB 1296-Kelley

HCS for HB 2255
HB 1499-Dogan
HB 2231-Ross
HB 1419-Haefner
HB 1275-Kendrick
HB 1629-Evans
HB 1252-Plocher
HB 2562-Austin

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SJR 27-Holsman (In Fiscal Oversight)
SB 687-Sater
SB 582-Walsh
SB 891-Kehoe
SS for SCS for SB 843-Riddle
SS#2 for SCS for SB 1050-Schatz (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1007-Kehoe, with SCS
2. SB 568-Cunningham, with SCS
3. SB 1023-Dixon, with SCS
4. SB 1021-Dixon and Wallingford, with SCS
5. SB 859-Koenig, with SCS
6. SRBs 975 & 1024-Dixon, with SCS
7. SB 655-Sifton
8. SB 1003-Wasson, et al
9. SB 973-Rizzo and Curls
10. SB 824-Cunningham, with SCS
11. SJR 36-Schatz, with SCS
12. SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)
2. HB 1578-Kolkmeyer (Munzlinger)
3. HB 2044-Taylor, with SCS (Dixon) (In Fiscal Oversight)
4. HB 1329-Remole, with SCS (Munzlinger) (In Fiscal Oversight)
5. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon) (In Fiscal Oversight)
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS (Romine) (In Fiscal Oversight)
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS (Rowden) (In Fiscal Oversight)
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)
14. HCS for HB 1690 (Wieland)
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS (Munzlinger)
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 674-Koenig
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIRST DAY—TUESDAY, APRIL 10, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"As a man thinks in his heart, so is he." (Proverbs 23:7)

You O Lord are the creator and we creatures of Your making. You provide us comfort knowing that we are just men and women called to be interdependent with one another, needing that which others provide that we don't have so that we might be made whole together and never think more of ourselves than we should. But help each be aware in our hearts what we can contribute to welfare of others. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Onder offered Senate Resolution No. 1644, regarding Richard Leonard Taylor, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1645, regarding Chalmer Louis "Bud" Herron, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1646, regarding Gene David Weiser, St. Charles, which was adopted.

Senator Curls offered Senate Resolution No. 1647, regarding the Ninety-third Birthday of Ernestine Lanette Nard, Kansas City, which was adopted.

Senator Wasson offered Senate Resolution No. 1648, regarding Brandon McCoy, Spokane, which was adopted.

Senator Brown offered Senate Resolution No. 1649, regarding Veterans of Foreign Wars Post 4238, Dixon, which was adopted.

Senator Brown offered Senate Resolution No. 1650, regarding Dr. W. Hadley Hoyt, which was adopted.

Senator Hegeman offered Senate Resolution No. 1651, regarding the 2017-2018 Mound City Lady Panthers basketball program, which was adopted.

Senator Hegeman offered Senate Resolution No. 1652, regarding the Fiftieth Wedding Anniversary of Ron and Joan Moutray, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1653, regarding the Fiftieth Wedding Anniversary of Edwin and Ruth Ann Zion, Bolckow, which was adopted.

Senator Hegeman offered Senate Resolution No. 1654, regarding the Sixtieth Wedding Anniversary of John and Sylvia Whaley, Bolckow, which was adopted.

Senator Hegeman offered Senate Resolution No. 1655, regarding the Sixtieth Wedding Anniversary and Eightieth Birthdays of Larry and Maxine Swope, Amity, which was adopted.

Senator Hegeman offered Senate Resolution No. 1656, regarding the One Hundredth Birthday of Carl Young, which was adopted.

Senator Hegeman offered Senate Resolution No. 1657, regarding Genice Read, Plattsburg, which was adopted.

Senator Hegeman offered Senate Resolution No. 1658, regarding Eagle Scout Jathan Ungles, Skidmore, which was adopted.

Senator Hegeman offered Senate Resolution No. 1659, regarding the Fiftieth Wedding Anniversary of Karl and Clara Frederick, King City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1660, regarding the Fiftieth Anniversary of Northwest Missouri Regional Council of Governments, Maryville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1661, regarding the Fiftieth Wedding Anniversary of Larry "Joe" and Carolyn McCarty, Green City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1662, regarding the Fiftieth Wedding Anniversary of Don and Diantha Hagan, Liberty, which was adopted.

Senator Libla offered Senate Resolution No. 1663, regarding Kelly L. McDaniel, Poplar Bluff, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1664, regarding Debra Davis, Imperial, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1665, regarding Paula Nickless, Festus, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1666, regarding David McDowell, Crystal City, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1667, regarding Teresa Meyer, Pevely, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1668, regarding Robin McMahon, Festus, which was adopted.

Senator Wasson offered Senate Resolution No. 1669, regarding Eagle Scout Grayson Anthony Mead, Nixa, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 674** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Koenig offered **SS** for **SB 674**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 674

An Act to repeal sections 32.200, 143.011, 143.071, 143.183, 143.431, 143.451, 143.461, 143.471, and 620.1350, RSMo, and to enact in lieu thereof ten new sections relating to taxation.

Senator Koenig moved that **SS** for **SB 674** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 674, Page 30, Section 143.071, Line 4, by striking "seven-tenths" and inserting in lieu thereof the following: "**five-tenths**".

Senator Schaaf moved that the above amendment be adopted.

President Parson assumed the Chair.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

At the request of Senator Koenig, **SS** for **SB 674** was withdrawn, rendering **SA 1** moot.

Senator Koenig offered **SS No. 2** for **SB 674**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 674

An Act to repeal sections 32.200, 143.011, 143.071, 143.431, 143.451, 143.461, 143.471, and 620.1350, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

Senator Koenig moved that **SS No. 2** for **SB 674** be adopted, which motion prevailed.

On motion of Senator Koenig, **SS No. 2** for **SB 674** was declared perfected and ordered printed.

At the request of Senator Kehoe, **SB 1007,** with **SCS** was placed on the Informal Calendar.

Senator Cunningham moved that **SB 568**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 568**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 568

An Act to repeal sections 49.082, 50.333, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, 57.317, 58.095, and 473.742, RSMo, and to enact in lieu thereof sixteen new sections relating to salaries of county officials.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 568** be adopted.

Senator Cunningham offered **SS** for **SCS** for **SB 568**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 568

An Act to repeal sections 50.327 and 50.333, RSMo, and to enact in lieu thereof two new sections relating to salaries of county officials.

Senator Cunningham moved that **SS** for **SCS** for **SB 568** be adopted, which motion prevailed.

On motion of Senator Cunningham, **SS** for **SCS** for **SB 568** was declared perfected and ordered printed.

Senator Dixon moved that **SB 1023**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 1023**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1023

An Act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries

public, with an existing penalty provision and a delayed effective date.

Was taken up.

Senator Dixon moved that **SCS** for **SB 1023** be adopted.

Senator Dixon offered **SS** for **SCS** for **SB 1023**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1023

An Act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries public, with an existing penalty provision and a delayed effective date.

Senator Dixon moved that **SS** for **SCS** for **SB 1023** be adopted, which motion prevailed.

On motion of Senator Dixon, **SS** for **SCS** for **SB 1023** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Adrienne D. Atzemis, 8507 Skyline Drive, Saint Louis, Saint Louis County, Missouri 63123, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Adrienne D. Atzemis, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Nancy E. Birch, 204 Fox Creek Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Nancy E. Birch, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Cheryl J. Cozette, Republican, 3490 Woods Edge Road, Columbia, Boone County, 65203, as a member of the Truman State University Board of Governors, for a term ending January 1, 2024, and until her successor is duly appointed and qualified; vice, Cheryl J. Cozette, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Donna J. Erickson, 843 Clark Avenue, Webster Groves, Saint Louis County, Missouri 63119, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Donna J. Erickson, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Susan A. Fluegel, 7574 Kirky Court, Shrewsbury, Saint Louis County, Missouri 63119, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Susan A. Fluegel, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Terra N. Frazier, 5512 Northeast 102nd Street, Kansas City, Clay County, Missouri 64156, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Terra N. Frazier, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Maynard Bill Jones, Democrat, 11276 Fairground Road, Versailles, Morgan County, Missouri 65084, as a member of the Missouri Veterinary Medical Board, for a term ending August 29, 2018, and until his successor is duly appointed and qualified; vice, Vincil M. Wilt, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jamie S. Kondis, 250 South Brentwood Boulevard, Unit 1-A, Clayton, Saint Louis County, Missouri 63105, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Jamie S. Kondis, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Courtney L. Kovachevich, 11742 Longleaf Circle, Saint Louis, Saint Louis County, Missouri 63146, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Courtney L. Kovachevich, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sandra McLaughlin, 3724 North Indiana Avenue, Kansas City, Clay County, Missouri 64117, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, John Young, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sarah E. Mullen, Independent, 140 Buckstone Pass, Defiance, Saint Charles County, Missouri, 63341, as a member of the St. Charles County Convention and Sports Facilities Authority, for a term ending April 27, 2021, and until her successor is duly appointed and qualified; vice, Sarah E. Mullen, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Nick Myers, 5873 Riverside Drive, Grand Falls, Newton County, Missouri 64804, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2021, and until his successor is duly appointed and qualified; vice, Robert Helm, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

William C. Prince, 3406 West Camelot Street, Springfield, Greene County, Missouri 65807, as a member of the Child Abuse and

Neglect Review Board, for a term ending April 7, 2021, and until his successor is duly appointed and qualified; vice, William C. Prince, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Danielle T. Smith, 14340 Ladue Road, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Danielle T. Smith, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Joy A. Sweigart, 2120 Saint Marys Boulevard, Apartment B2, Jefferson City, Cole County, Missouri 65109, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Joy A. Sweigart, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 9, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jeanie M. Thies, 2721 Kettering Drive, Saint Charles, Saint Charles County, Missouri 63303, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Jeanie M. Thies, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 59**, relating to Minority Organ Donor Awareness Month.

HOUSE CONCURRENT RESOLUTION NO. 59

WHEREAS, with more than one hundred eighteen thousand people waiting for an organ donation and with more than seven thousand people dying each year due to the lack of organs, public awareness of the great need for organ donation is the key to increasing the number of organ donors and thereby saving lives and improving the quality of life for recipients of organ donation; and

WHEREAS, approximately thirty thousand people a year have begun new lives thanks to an organ transplant. Organs and tissue from a single nonliving donor can be used to benefit more than fifty people. Living donors can donate a kidney and parts of their liver, lung, pancreas, or intestine, and can be evaluated to help a friend, family member, or even donate anonymously to patients of the wait list; and

WHEREAS, promoting the need for organ and tissue donors and encouraging people to become an organ donor and tissue donor are vitally important to increase the number of lives saved and changed for the better through organ donation; and

WHEREAS, people of African American/Black, Asian/Pacific Islander, Hispanic/Latino, American Indian/Alaskan Native, and multiracial descent currently make up nearly 58% of individuals on the national organ transplant waiting list. These communities are in great need of more organ and tissue donors; and

WHEREAS, an intensive awareness campaign focused on obstacles related to minorities and organ donation, which promotes healthy living and disease prevention to decrease the need for organ transplantation and which reaches out to all ethnic groups is greatly needed:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby designate the month of August as "Minority Organ Donor Awareness Month" in Missouri; and

BE IT FURTHER RESOLVED that the General Assembly encourages and recommends that people of the state of Missouri observe Minority Organ Donor Awareness Month through activities which will specifically address the need to increase awareness of organ donation by all ethnic groups and the need for organ donors. Such activities may include prayer breakfasts, health walks, and donor drives.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 592**.

With House Amendment No. 1 and House Amendment No. 3.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 5, Section 88.770, Line 47, by inserting after the word "**vote.**" the following:

"**The municipality in question shall notify its customers of the informational meeting through radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.**"; and

Further amend said bill, Pages 37 and 38, Section 115.299, by removing all of said section from the bill and inserting in lieu thereof the following:

"115.299. 1. To count absentee votes on election day, the election authority shall appoint a sufficient number of teams of election judges comprised of an equal number of judges from each major political party.

2. The teams so appointed shall meet on election day after the time fixed by law for the opening of the

polls at a central location designated by the election authority. The election authority shall deliver the absentee ballots to the teams, and shall maintain a record of the delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box, tally sheets and statements of returns as are provided to a polling place.

3. Each team shall count votes on all absentee ballots designated by the election authority.

4. To process absentee ballots in envelopes, one member of each team, closely observed by another member of the team from a different political party, shall open each envelope and call the voter's name in a clear voice. Without unfolding the ballot, two team members, one from each major political party, shall initial the ballot, and an election judge shall place the ballot, still folded, in a ballot box. No ballot box shall be opened until all of the ballots a team is counting have been placed in the box. The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the votes on all ballots assigned to a team have been counted, the ballots and ballot envelopes shall be [placed on a string and] enclosed in sealed containers marked "voted absentee ballots and ballot envelopes from the election held ____, 20____". All rejected absentee ballots and envelopes shall be enclosed and sealed in a separate container marked "rejected absentee ballots and envelopes from the election held ____, ____20". On the outside of each voted ballot and rejected ballot container, each member of the team shall write his **or her** name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the absentee vote along with the votes certified from each polling place in its jurisdiction."; and

Further amend said bill, Page 55, Section 115.637, Line 79, by deleting the phrase "[twenty-five] **one hundred**" and inserting in lieu thereof the phrase "twenty-five"; and

Further amend said bill, Page 58, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following:

"**The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 37, Section 115.287, Line 25, by inserting immediately before the word "Wednesday" the word "**second**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2105**, entitled:

An Act to repeal sections 195.010, 195.070, 195.080, 217.364, 334.036, 334.037, and 374.426, RSMo, and to enact in lieu thereof fourteen new sections relating to opioids, with a penalty provision and an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, Steve and Pat Russell, Joplin, representatives of Organ Donor Awareness Day.

Senator Walsh introduced to the Senate, Steve Ziegler, Florissant; Lynn Hogan; and Tara Klucker, Melissa Miller, Sandra Sullivan and Diana Wunning, representatives of the ALS Association.

Senator Wallingford introduced to the Senate, the Physicians of the Day, Drs. Douglas and Sharon Wallace, Cape Girardeau.

Senator Hummel introduced to the Senate, David Hurley, Kandice Kopp, Terri DeMott, Sebastien Babolat, Meghan Hill and Raul Munoz, St. Louis University.

Senator Nasheed introduced to the Senate, representatives of Cultural Leadership, St. Louis.

Senator Cunningham introduced to the Senate, Nate Bramwell, and his mother, Bethany, West Plains.

Senator Libla introduced to the Senate, Dr. Della Wilhoit, and her husband, John, Columbia; Pastor Jamie Jones, and his wife, Deborah, Caruthersville; Rickey Robinson, Hayti; high school students from New Madrid County Central, Hayti, Caruthersville, Charleston and Malden; and Divine Holiness Outreach Center.

Senator Libla introduced to the Senate, his wife, Elaine, Poplar Bluff.

On motion of Senator Kehoe, the Senate adjourned until 9:30 a.m., Wednesday, April 11, 2018.

SENATE CALENDAR

FIFTY-SECOND DAY–WEDNESDAY, APRIL 11, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2339
HB 1633-Corlew
HCS#2 for HB 1973
HCS for HB 1574

HB 1832-Cornejo
HCS for HB 1667
HCS for HB 1368
HB 2183-Bondon
HB 2039-Fraker
HB 1257-Schroer
HB 1516-Wiemann
HRB 1-Shaul
HCS for HBs 2337 & 2272
HB 1296-Kelley
HCS for HB 2255
HB 1499-Dogan
HB 2231-Ross
HB 1419-Haefner
HB 1275-Kendrick
HB 1629-Evans
HB 1252-Plocher
HB 2562-Austin
HCS for HB 2105

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SJR 27-Holsman (In Fiscal Oversight)
SB 687-Sater
SB 582-Walsh
SB 891-Kehoe
SS for SCS for SB 843-Riddle
SS#2 for SCS for SB 1050-Schatz (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 1021-Dixon and Wallingford, with SCS
SB 859-Koenig, with SCS
SRBs 975 & 1024-Dixon, with SCS
SB 655-Sifton
SB 1003-Wasson, et al
SB 973-Rizzo and Curls
SB 824-Cunningham, with SCS
SJR 36-Schatz, with SCS
SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)
2. HB 1578-Kolkmeyer (Munzlinger)
3. HB 2044-Taylor, with SCS (Dixon) (In Fiscal Oversight)
4. HB 1329-Remole, with SCS (Munzlinger) (In Fiscal Oversight)
5. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon) (In Fiscal Oversight)
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS (Romine) (In Fiscal Oversight)
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS (Rowden) (In Fiscal Oversight)
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)

14. HCS for HB 1690 (Wieland)
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS (Munzlinger)
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland
SB 1007-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 592-Hegeman, with HA 1 & HA 3

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 37-Eigel and Onder

To be Referred

HCR 59-May

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SECOND DAY—WEDNESDAY, APRIL 11, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1670, regarding William Hilton "Bill" Ridings, Chesterfield, which was adopted.

Senator Sifton offered Senate Resolution No. 1671, regarding John M. Marsanick, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1672, regarding John Ross Marino, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1673, regarding Arthur G. "Art" Paule, Affton, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SB 674** and **SS** for **SCS** for **SB 568**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred the Gubernatorial Appointments appearing on pages 889 through 893 of the Senate Journal for Tuesday, April 10, 2018 to the Committee on Gubernatorial Appointments.

President Pro Tem Richard referred **SS No. 2** for **SCS** for **SBs 617**, **611** and **667** and **SS No. 2** for **SB 674** to the Committee on Fiscal Oversight.

President Pro Tem Richard referred **HCR 59** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 69**.

HOUSE CONCURRENT RESOLUTION NO. 69

WHEREAS, World War II, the most widespread war in history, lasted from 1939 until 1945; and

WHEREAS, the United States entered the war in 1941, following an attack on Pearl Harbor by Japanese fighter planes; and

WHEREAS, over sixteen million Americans served their country and the Allied powers over the course of the war; and

WHEREAS, the generation of men and women who served our country in World War II has been called the "greatest generation" for their selfless sacrifice; and

WHEREAS, the Medal of Honor is the highest military decoration that is awarded by the United States government; and

WHEREAS, the Medal of Honor is presented by the President of the United States, in the name of Congress; and

WHEREAS, the Medal of Honor is only conferred upon members of the United States Armed Forces who distinguish themselves through conspicuous gallantry and intrepidity at the risk of life above and beyond the call of duty while engaged in action against an enemy of the United States, while engaged in military operations involving conflict with an opposing foreign force, or while serving with friendly forces engaged in an armed conflict against an opposing armed force in which the United States is not a belligerent party; and

WHEREAS, more than 3,400 Medals of Honor have been awarded to our nation's bravest soldiers, sailors, airmen, marines, and coast guardsmen since the creation of the award in 1861; and

WHEREAS, the Medal of Honor was awarded to 353 Americans during World War II; and

WHEREAS, only four of those 353 Americans are alive today; and

WHEREAS, Charles H. Coolidge of Tennessee, Francis S. Currey of New York, Robert D. Maxwell of Oregon, and Hershel Woodrow Williams of West Virginia all served their country with conspicuous gallantry and intrepidity at the risk of life and therefore deserve the gratitude of the American people; and

WHEREAS, the President of the United States has the sole authority to designate a state funeral; and

WHEREAS, historically, the President of the United States has designated state funerals for former presidents, generals, and other extraordinary Americans; and

WHEREAS, our nation is currently divided and yearns for a unifying national event; and

WHEREAS, designating a state funeral when the last surviving World War II Medal of Honor recipient dies would be a wonderful way for the American people to unite and honor all sixteen million soldiers, sailors, and airmen who served in our Armed Forces from 1941 to 1945:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the President of the United States to designate a state funeral for the last surviving Medal of Honor recipient from World War II; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the President of the United States, the Vice President of the United States, the Speaker of the United States House of Representatives, the President Pro Tempore of the United States Senate, and all members of the Missouri congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 73**.

HOUSE CONCURRENT RESOLUTION NO. 73

WHEREAS, on April 19, 1775, the Continental Army engaged in the first battles of Revolutionary War. Known as the Battles of Lexington and Concord, the battles marked the outbreak of open armed conflict between the Kingdom of Great Britain and thirteen of its colonies on the mainland of British America to establish American independence; and

WHEREAS, the first Militia units, which became today's National Guard, were established in the Massachusetts Bay Colonies on December 13, 1636, and armed to protect American citizens; and

WHEREAS, between 1775 and 2017, over 41 million Americans have served in the Armed Forces of the United States, in addition to countless Militiamen between 1636 and 1775; and

WHEREAS, the United States has suffered casualties of over 1.4 million men and women, including scores of Missouri citizens who have made the ultimate sacrifice to defend democracy and freedom; and

WHEREAS, the families who have lost immediate relatives in support of military operations are known as Gold Star Families; and

WHEREAS, the people of Missouri wish to properly honor our military men and women who gave their lives in service to our country and thank their families for their sacrifice and bravery, recognizing that no one has given more for this nation than the families of the fallen; and

WHEREAS, war memorials perpetuate the appreciation and legacy of our fallen hero warriors and their families and educate communities about the price paid for our way of life; and

WHEREAS, the purpose of the Gold Star Families Memorial Monument is to honor Gold Star families who have sacrificed and lost loved ones in service to their country, and who stand as a stark reminder that freedom is not free; and

WHEREAS, it is appropriate to honor the fallen warriors from the state of Missouri, and their families, by recognizing the Gold Star Families Memorial Monument, which has been constructed and dedicated on the College of the Ozarks campus, as the official Gold Star Families Memorial Monument of the state of Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby recognize the Gold Star Families Memorial Monument at the College of the Ozarks campus in Point Lookout, Missouri, as the official Gold Star Families Memorial Monument of Missouri; and

BE IT FURTHER RESOLVED that the Missouri Department of Transportation is urged to prepare and establish appropriate highway signage to recognize the location and directions to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial, such signage to be paid for by the College of the Ozarks; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the president of the College of the Ozarks, the Veterans and Military Coalition of the Ozarks in Branson, Missouri, and the Missouri Department of Transportation.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 70**, entitled:

HOUSE CONCURRENT RESOLUTION NO. 70

Relating to youth violence.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

WHEREAS, youth across this state are committing acts of violence against one another and throughout their communities; and

WHEREAS, a national survey by the Centers for Disease Control and Prevention (CDC) found that United States adults reported approximately 1.56 million incidents of victimization by perpetrators estimated to be between 12 and 20 years of age; and

WHEREAS, the CDC states, "Violence is a serious public health problem in the United States. From infants to the elderly, it affects people in all stages of life. In 2007, more than 18,000 people were victims of homicide and more than 34,000 took their own life."; and

WHEREAS, the CDC reports that many people survive violence and are left with permanent physical and emotional scars and that violence erodes communities by reducing productivity, decreasing property values, and disrupting social services; and

WHEREAS, a national initiative led by the CDC, Striving to Reduce Youth Violence Everywhere (STRYVE), assists communities in applying a public health perspective to preventing youth violence; and

WHEREAS, in 1985, former United States Surgeon General C. Everett Koop declared violence as a public health issue and called for the application of the science of public health to the treatment and prevention of violence; and

WHEREAS, in 2000, former United States Surgeon General David Satcher declared youth violence as a public health epidemic; and

WHEREAS, Dr. Satcher released a report that deems youth violence as a threat to public health and calls for federal, state, local, and private entities to invest in research on youth violence and for the use of the knowledge gained to inform intervention programs; and

WHEREAS, the report states that the public health approach to youth violence involves identifying risk and protective factors, determining how they work, making the public aware of these findings, and designing programs to prevent or stop the violence; and

WHEREAS, the 2000 public health report calls for national resolve to confront the problem of youth violence systematically; to facilitate entry of youth into effective intervention programs rather than incarceration; to improve public awareness of effective interventions; to convene youth, families, researchers, and public and private organizations for a periodic youth violence summit; to develop new collaborative multidisciplinary partnerships; and to hold periodic, highly visible national summits; and

WHEREAS, an individual's characteristics, experiences, and environmental conditions during childhood and adolescence are an indicator of future violent behavior; and

WHEREAS, ages 15 through 18, the ages that students spend in high school, are the peak years of offending; and

WHEREAS, there is concern about high school dropout rates, academic performance, and violence in schools across this state; and

WHEREAS, according to the Yale School of Medicine Child Study Center, the Comer School Development Program offers low-achieving schools assistance in creating a conducive learning environment while providing a solid foundation for students; and

WHEREAS, the work of the Yale School of Medicine Child Study Center has demonstrated that, "When teachers, administrators, parents, and mature adults interact with students in a supportive school environment and culture and provide adequate instruction in a way that mediates physical, social-interactive, psycho-emotional, moral-ethical, linguistic and cognitive-intellectual development, acceptable academic achievement will take place."; and

WHEREAS, the Comer School Development Program is an operating system comprised of three teams: the School Planning and Management Team, the Student and Staff Support Team, and the Parent Team, which work together to create a comprehensive school plan; and

WHEREAS, the Comer School Development Program model is guided by three principles: decision-making by consensus, no-fault problem solving, and collaboration; and

WHEREAS, due to the violence epidemic, youth suffer from either primary or secondary trauma. Primary trauma is trauma associated with the violent death of a loved one. Secondary trauma results from exposure to violence present within their community; and

WHEREAS, exposure to violence in families and communities, as well as exposure to homicidal death, can lead to youth-specific post-traumatic stress disorder with complex effects as well as homicidal grief; and

WHEREAS, trauma is not easily visible within youth because it requires proper assessment and, due to the amount of violence youth are currently exposed to, measures should be taken to properly assess the issue; and

WHEREAS, the experience of trauma impacts children of all situations and conditions across this state; and

WHEREAS, in August 2007, the CDC deemed schools as providing "a critical opportunity for changing societal behavior because almost the entire population is engaged in this institution for many years, starting at an early and formative period" and "Universal school-based violence prevention programs represent an important means of reducing violent and aggressive behavior in the United States.":

NOW THEREFORE BE IT RESOLVED that the members of the Missouri House of Representatives, Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby declare youth violence as a public health epidemic and support the establishment of statewide trauma-informed education; and

BE IT FURTHER RESOLVED that June seventh of each year shall be known and is designated as "Christopher Harris Day" in Missouri to remember children in St. Louis and throughout the state of Missouri lost to violence; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 58**.

HOUSE CONCURRENT RESOLUTION NO. 58

WHEREAS, the United States military has five branches that offer Junior Reserve Officer Training Corps (JROTC): the Marine Corps, Army, Navy, Air Force, and Coast Guard; and

WHEREAS, JROTC courses are offered at over three thousand high schools across the United States; and

WHEREAS, participation in the elective JROTC courses does not require students to join the military; and

WHEREAS, JROTC courses are not military-preparation courses but teach life skills that many of today's youth do not learn, such as taking orders, punctuality, responsibility, personal hygiene, physical fitness, and respect; and

WHEREAS, JROTC courses provide leadership skills and opportunity for underprivileged youth across the state, especially in inner cities; and

WHEREAS, students who participate in JROTC receive the opportunity to use firearms correctly and safely as part of firearms training; and

WHEREAS, many students in rural areas have no access to JROTC courses due to an insufficient number of schools offering JROTC courses and the locations of current JROTC programs, and all Missouri high school students deserve the opportunity to enroll in a JROTC course, regardless of the location of their school; and

WHEREAS, students deserve access to JROTC courses because the JROTC program creates better, stronger youth; JROTC courses increase the confidence and self-esteem of participants; graduation rates of students in JROTC courses are exponentially higher than the graduation rates of students not enrolled in a JROTC course in their respective schools; attendance rates of students in JROTC courses are higher than those of students not enrolled in a JROTC course; and the grade point averages of students enrolled in JROTC courses are higher than those of students not enrolled in a JROTC course; and

WHEREAS, the United States Department of Defense allocates funds to schools and school districts to support JROTC courses:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge all public schools in Missouri school districts to take the necessary steps to institute JROTC courses in their schools; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for each superintendent of a Missouri school district.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 64**.

HOUSE CONCURRENT RESOLUTION NO. 64

WHEREAS, steamboats are deeply entwined in Missouri's history and culture; and

WHEREAS, the Delta Queen steamboat operated for many years and in many areas across the country as top-of-the-line luxury travel and was previously allowed to provide overnight cruises; and

WHEREAS, the Delta Queen steamboat has carried three different United States Presidents and transported delegates of 51 other nations during the founding conference of the United Nations; and

WHEREAS, the Delta Queen is widely considered the last steamboat of its kind with overnight guest rooms; and

WHEREAS, the Delta Queen was once home to Mary Greene, who was one of the first women to become a licensed river boat pilot; and

WHEREAS, the Delta Queen is expected to visit over 80 different ports in the United States when it resumes operation; and

WHEREAS, the Delta Queen has established a home port, restaurant, and headquarters in Kimmswick, Missouri; and

WHEREAS, the Delta Queen Steamboat Co. has created over 170 local jobs and is expected to bring in more than $36.4 million to the region annually; and

WHEREAS, resuming overnight cruises would bring even more economic benefits to the region and create further economic growth and opportunity; and

WHEREAS, the Delta Queen has been designated as a "National Treasure" by the National Trust for Historic Preservation, listed on the National Register of Historic Places, and declared a National Historic Landmark; and

WHEREAS, the Delta Queen was named to the National Trust for Historic Preservation's "11 Most Endangered List" for 2016; and

WHEREAS, United States Senate Bill S. 89 exempts old vessels that only operate within the inland waterways from federal fire-retardant materials requirements if the owners of the vessel make annual structural alterations to at least ten percent of the areas of the vessel that are not constructed of fire-retardant materials:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge that the United States Congress enact United States Senate Bill S. 89; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for each member of the Missouri congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 63**, entitled:

HOUSE CONCURRENT RESOLUTION NO. 63

Relating to DeMolay Day.

Be it enacted by the General Assembly of the state of Missouri, as follows:

WHEREAS, it is important for children of all ages to develop conscious social and historical awareness through practical leadership training, hands-on learning, and modern, dynamic extracurricular activities and education; and

WHEREAS, the importance of developing real-world experience and community values at an early age is magnified in light of the increasing number of high school and college graduates unable to compete in the modern workforce or find their place as ethical and valuable contributing citizens; and

WHEREAS, the future of our communities, state, and nation, and preservation of the sacred values, human rights, and timeless principles upon which equality, justice, and freedom stand, is dependent on giving every child the opportunity and inspiration to succeed in life; and

WHEREAS, in order to perpetuate human progress, enfranchise human thought, preserve the freedom of human conscience, and guarantee equal rights to all, it is crucial to focus attention on ensuring that children engage in opportunity-creating activities, leadership, and public speaking training and education, and early community involvement with adult mentors; and

WHEREAS, increasing the development of essential skills and relevant, necessary education that is applicable to real-life situations will lead to a more enlightened, inspired, and optimistic citizenry; and

WHEREAS, increasing the number of young persons who designate a portion of their time each week to work and connect with adult mentors and volunteers will lead to decreased numbers of uneducated, unemployed, and uninspired citizens; and

WHEREAS, the Order of DeMolay was founded in Kansas City, Missouri in 1919 for the purpose of giving young people higher education, guidance in life, and an environment to develop critical leadership skills, social value, universal moral ethics, greater intellectual learning, and the inspiration to succeed in all facets of their lives through service to others and service to our world at large; and

WHEREAS, Missouri DeMolay offers advanced degrees to its members and students, including higher education in the areas of communication, history, philosophy, psychology, and ethics and offers leadership and business training with concentrations on small and large group facilitation, project organization, public speaking, scheduling, and budgeting; and

WHEREAS, the Order of DeMolay has been a breeding ground for not only many prominent industry, business, professional sports, military, and world leaders, including presidents, governors, congressmen, astronauts, national radio and television personalities, but also a vast number of other valuable contributing citizens participating in all walks of life in our society for nearly a century; and

WHEREAS, graduates of the DeMolay program, including Governor Melvin E. Carnahan; entertainers and entrepreneurs Walt Disney, Mel Blanc, Burl Ives, Paul Harvey, Buddy Ebsen, John Wayne, and Gary Collins; author John Steinbeck, astronauts Frank Borman and Edgar Mitchell; journalist Paul Harvey; Governor and U.S. Secretary of Agriculture Edward T. Schafer; Ambassador Leonard G. Shurtleff; professional football player Fran Tarkenton; Congressman and Ambassador Walter C. Ploeser; president and CEO of the San Diego Chargers Dean Spanos; Senator and Governor Mark Hatfield; Olympian and politician Bob Mathias; and broadcasting legends Walter Cronkite, Dan Rather, David C. Goodnow, and John King, to name a few, have all profusely expressed that their early experiences and higher education in the Order of DeMolay were the foundation and springboard to their successes; and

WHEREAS, President Harry S. Truman of Missouri was elected as an Honorary Grand Master of the International Supreme Council of the Order of DeMolay, and he frequently sought the counsel and wisdom of DeMolay's founder, Frank S. Land. President Truman publically and fervently revered the youth leadership organization and exclaimed, "The greatest honor that has ever come to me, and that can ever come to me in my life, is to be the Grand Master of Masons in Missouri," the sponsoring body of Missouri DeMolay; and

WHEREAS, Walt Disney, an original member of the DeMolay Chapter in Kansas City, Mother Chapter, and founder of what is now a worldwide and massively iconic company, stated, "I feel a great sense of obligation and gratitude toward the Order of DeMolay for the important part it played in my life. Its precepts have been invaluable in making decisions, facing dilemmas, and crises. DeMolay stands for all that is good for the family and for our country. I feel privileged to have enjoyed membership in DeMolay"; and

WHEREAS, the Order of DeMolay is a youth leadership organization built on wholesome, fundamental values that transcend religious, political, or ideological affiliation: love of parents, reverence for all that is sacred, courtesy, friendship, fidelity, cleanness, and patriotism; and that gives incredible credence to faith, and champions the positive values of spirituality without diminishing or favoring any one particular

dogma or religious creed, and is built upon the sacred foundations of loyalty, toleration, human liberty, and human progress; and

WHEREAS, the Order of DeMolay has spread to twenty-four countries around the world to date, all with various political, religious, and cultural foundations; and

WHEREAS, there are numerous DeMolay chapters in the state of Missouri, including clubs being developed on Missouri college campuses, with over one thousand active DeMolays and thousands more alumni who are actively involved in serving their communities; and

WHEREAS, Missouri has been a leader in DeMolay International since 1919 in the most worthy needed causes, including education, membership, programming, and youth leadership:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby recognize Missouri DeMolay as an Institution of Higher Education and designate March eighteenth of each year as DeMolay Day and recommend that the citizens of the state engage in activities and conscious awareness to highlight the importance of youth leadership, rewarding higher education, and learning the cultural and historical significance of freedom of though, freedom of religion, and freedom of speech in conjunction with the recognition of the consecrated leadership and wisdom of those who came before us who established, fought, and died for the perpetuation and preservation of such high universal ideals throughout the world; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the executive officer of the Missouri chapter of DeMolay International.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator Kehoe, the Senate recessed until 1:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Reverend Carl Gauck offered the following prayer:

"When I awake, I am still with you." (Psalm 139:18)

Heavenly Father, You know how often we awake in midst of the night knowing there is yet so much more that we need to accomplish. The pressure is beginning to grow that we need to be on top of so many things and we work so many hours to do them and yet there is still more to be done. Grant us grace sufficient for us to deal with what comes our way and direct our hearts and minds that fits best with what You desire. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

Senator Kehoe announced photographers from KSNF-TV were given permission to take pictures in the Senate Chamber.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HB 1329**, with **SCS**; **HCS** for **HB 1991**, with **SCS**; **HB 2044**, with **SCS**; **HCS** for **HBs 1288**, **1377** and **2050**, with **SCS**; and **HCS** for **HB 1286**, with **SCS**; **SS No. 2** for **SCS** for **SB 1050**; and **SJR 27**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

President Pro Tem Richard assumed the Chair.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 2101**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1455**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1573**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1663**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1675**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1676**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2330**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HB 1247**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

President Parson assumed the Chair.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 1023**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

THIRD READING OF SENATE BILLS

SJR 27, introduced by Senator Holsman, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to members of the general assembly.

Was taken up.

On motion of Senator Holsman, **SJR 27** was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Curls	Dixon	Eigel	Holsman	Hoskins
Hummel	Kehoe	Koenig	Libla	Rizzo	Romine	Rowden
Schaaf	Schatz	Schupp	Sifton	Walsh	Wieland—20	

NAYS—Senators

Brown	Crawford	Cunningham	Emery	Hegeman	Munzlinger	Nasheed
Onder	Richard	Sater	Wallingford	Wasson—12		

Absent—Senator Riddle—1

Absent with leave—Senators—None

Vacancies—1

The President declared the joint resolution passed.

On motion of Senator Holsman, title to the joint resolution was agreed to.

Senator Holsman moved that the vote by which the joint resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 687, introduced by Senator Sater, entitled:

An Act to repeal section 160.530, RSMo, and to enact in lieu thereof one new section relating to the allocation of moneys to school district professional development committees.

Was taken up.

On motion of Senator Sater, **SB 687** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Hummel Schaaf—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 582, introduced by Senator Walsh, entitled:

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to personal information data of students.

Was taken up.

On motion of Senator Walsh, **SB 582** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Walsh, title to the bill was agreed to.

Senator Walsh moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 891, introduced by Senator Kehoe, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to buy Missouri week.

Was taken up.

On motion of Senator Kehoe, **SB 891** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Kehoe, title to the bill was agreed to.

Senator Kehoe moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 843**, introduced by Senator Riddle, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 41.1010, 91.640, 105.955, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and section 105.959 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof forty-nine new sections relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

Was taken up.

On motion of Senator Riddle, **SS** for **SCS** for **SB 843** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Sifton	Wallingford
Wasson	Wieland—30					

NAYS—Senators

Schupp Walsh—2

Absent—Senator Schaaf —1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Chappelle-Nadal—1

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SCS** for **SB 1050**, introduced by Senator Schatz, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1050

An Act to repeal sections 108.120, 137.555, 227.240, 263.245, 292.606, 301.010, 301.020, 301.055,

301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.005, 304.012, 304.060, 304.180, 304.232, 304.820, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-seven new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Was taken up.

On motion of Senator Schatz, **SS No. 2** for **SCS** for **SB 1050** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Chappelle-Nadal	Cierpiot	Schupp—3

Absent—Senators

Nasheed	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Chappelle-Nadal	Schupp—2

Absent—Senators

Nasheed	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1674, regarding Jack Cole, Rogersville, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1675, regarding Eagle Scout Phoenix V. Radford, Blue Springs, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1676, regarding Eagle Scout Nathaniel Perry Rockwell, Blue Springs, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1677, regarding Eagle Scout Michael Aaron Bledsoe, Blue Springs, which was adopted.

Senator Dixon offered Senate Resolution No. 1678, regarding DeAntra "Shae" Darough, Cahokia, Illinois, which was adopted.

Senator Dixon offered Senate Resolution No. 1679, regarding Connor Glen Aller, Holt, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Kehoe introduced to the Senate, Michele Caywood; Kristina, Marc and Loïc Studer; and Emma and Thomas Zohar, Lausanne, Switzerland.

Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Thomas Stamos, Chesterfield.

Senator Schatz introduced to the Senate, Jack Blanton, and his son, Todd, Sullivan.

Senator Holsman introduced to the Senate, Mary Braddock, and her son, Selvin; and Bill Meiners, Kansas City; and Selvin was made an honorary page.

Senator Cunningham introduced to the Senate, teacher Mrs. Plemmons, and Government Scholars from Marshfield High School.

Senator Wallingford introduced to the Senate, David Kim, Coro Fellow, St. Louis.

Senator Schupp introduced to the Senate, Zoe Brouns, Coro Fellow, St. Louis.

Senator Richard introduced to the Senate, Mary Ann Tisdale, Mary Redford, Bob Snyder, Richard (Dick) Corbet, Edith Cole, Jim Brasfield, Dana Washington, Aneeta Brown, Dean Brown, Ying (Vera) Zhang, Abigail Menke, Sydney Hall, Nancy McClure, Ann Mestres, Willie Mae Welch, Grace James, June Brown, Caswanna Tucker, Chien Hung, Christine Nolan, Lisa Smith, Jessica Rogalski, Mary Lynn Faunda Donovan, Brittany Oehler, Melody Elston, Kathy Ray-Smith, Jan McFerron, Emily Smith, Robin Williams, Becky Caldwell, Donna Wobbe, Linda Daugherty, Ronda Giger, Margaret McGeehon, Treaka Young, Jenny Hollandsworth, Lindsay Luebbering, Connie Payne and Pat Felton, representatives of Missouri Long Term Care Ombudsman Advocacy Day.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTY-THIRD DAY–THURSDAY, APRIL 12, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2339
HB 1633-Corlew
HCS#2 for HB 1973
HCS for HB 1574
HB 1832-Cornejo
HCS for HB 1667
HCS for HB 1368
HB 2183-Bondon
HB 2039-Fraker
HB 1257-Schroer
HB 1516-Wiemann
HRB 1-Shaul
HCS for HBs 2337 & 2272
HB 1296-Kelley
HCS for HB 2255
HB 1499-Dogan
HB 2231-Ross
HB 1419-Haefner
HB 1275-Kendrick
HB 1629-Evans
HB 1252-Plocher
HB 2562-Austin
HCS for HB 2105

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS#2 for SB 674-Koenig (In Fiscal Oversight)
SS for SCS for SB 568-Cunningham
SS for SCS for SB 1023-Dixon

SENATE BILLS FOR PERFECTION

SB 1021-Dixon and Wallingford, with SCS
SB 859-Koenig, with SCS
SRBs 975 & 1024-Dixon, with SCS
SB 655-Sifton
SB 1003-Wasson, et al
SB 973-Rizzo and Curls
SB 824-Cunningham, with SCS
SJR 36-Schatz, with SCS
SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)
2. HB 1578-Kolkmeyer (Munzlinger)

3. HB 2044-Taylor, with SCS (Dixon)
4. HB 1329-Remole, with SCS (Munzlinger)
5. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS (Romine)
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS (Rowden)
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)
14. HCS for HB 1690 (Wieland)
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS (Munzlinger)
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe

SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland
SB 1007-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

CONSENT CALENDAR

House Bills

Reported 4/11

HB 2101-Beard (Hoskins)
HCS for HB 1455 (Wasson)
HB 1573-Rowland (155) (Crawford)
HCS for HB 1663, with SCS (Romine)
HB 1675-Redmon
HB 1676-Redmon
HB 2330-Beck (Sifton)
HB 1247-Pike (Onder)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 592-Hegeman, with HA 1 & HA 3

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

To be Referred

HCR 58-Spencer
HCR 63-Haefner
HCR 64-Shaul
HCR 69-Davis
HCR 70-Franks, Jr.
HCR 73-Justus

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-THIRD DAY—THURSDAY, APRIL 12, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Your words were found, and I ate them and your words became to me a joy and the delight of my heart." (Jeremiah 15:16)

Almighty God, as we work to complete what we must get through this day and sometimes feel frustration in doing it may we experience the joy of Your prophet knowing we are about that which You have chosen for us. May we have discernment in what our thoughts and action proclaim so we may know a peace that comes from the satisfaction of our efforts. In Your Holy Name we pray. Amen

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The Senate observed a moment of silence in memory of Robert "Bob" Eigel.

Senator Kehoe announced photographers from The Kansas City Star, the Associated Press, KMOV-TV, KOMU 8 News and St. Louis Public Radio were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1680, regarding Rebecca S. Atwood, Cape Girardeau, which was adopted.

Senator Wasson offered Senate Resolution No. 1681, regarding Eagle Scout Gavin Dae Roberts, Ozark, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1682, regarding the Seventieth Wedding Anniversary of Leon and Geneva Knock, Louisville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1683, regarding Larry Thorp, Cairo, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1684, regarding George "Dusty" McGee, Holliday, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1685, regarding Steven Riggs, Moberly, which was adopted.

Senator Riddle offered Senate Resolution No. 1686, regarding Nora Black, Rush Hill, which was adopted.

Senator Cunningham offered Senate Resolution No. 1687, regarding Teresa "Terry" Thompson, Rogersville, which was adopted.

Senator Riddle offered Senate Resolution No. 1688, regarding Jody Bush, Troy, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1689, regarding Blind Ambition, St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1690, regarding L.E.D.R. Recycling, St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1691, regarding Bean Blossom Maternity, St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1692, regarding Boeing, St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1693, regarding St. Charles R-VI School District, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1694, regarding Raymond Lester "Ray" Klingert, St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1695, regarding Victor Edward "Vic" Ratkowski, Sr., St. Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 1696, regarding Donald Lee

"Don" Zahner, St. Charles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1697, regarding Major General Frank Crooks (Retired), Jefferson City, which was adopted.

Senator Koenig offered Senate Resolution No. 1698, regarding Richard Cleo Akers, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1699, regarding Donald Roderick "Don" Phillips, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1700, regarding Kenneth Ray "Kenny" Clements, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1701, regarding Earl Andrew Primeau, Manchester, which was adopted.

Senator Koenig offered Senate Resolution No. 1702, regarding Amos Albert Wilson, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 1703, regarding Albert Fredrick "Bud" Gettemeier, Jr., Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 1704, regarding Henry Ross "Hank" Stillman, Hazelwood, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS No. 2** for **SB 674**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Pro Tem Richard assumed the Chair.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 1597**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HB 1744**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1606**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the

following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1428**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 2034**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1796**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2122**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 1443**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **HCS** for **HB 1645**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **SB 1102**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Parson assumed the Chair.

THIRD READING OF SENATE BILLS

SS No. 2 for **SB 674**, introduced by Senator Koenig, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL 674

An Act to repeal sections 32.200, 143.011, 143.071, 143.431, 143.451, 143.461, 143.471, and 620.1350, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

Was taken up.

On motion of Senator Koenig, **SS No. 2** for **SB 674** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Chappelle-Nadal	Curls	Nasheed	Schupp—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 568**, introduced by Senator Cunningham, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 568

An Act to repeal sections 50.327 and 50.333, RSMo, and to enact in lieu thereof two new sections relating to salaries of county officials.

Was taken up.

On motion of Senator Cunningham, **SS** for **SCS** for **SB 568** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Chappelle-Nadal—1

Absent—Senator Schaaf—1

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 1023**, introduced by Senator Dixon, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1023

An Act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries public, with an existing penalty provision and a delayed effective date.

Was taken up.

On motion of Senator Dixon, **SS** for **SCS** for **SB 1023** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Hegeman moved that **SS** for **SCS** for **SB 592**, with **HA 1** and **HA 3**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Hegeman moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

At the request of Senator Hegeman, the motion was withdrawn, which placed the bill back on the Calendar.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 2339**—Veterans and Military Affairs.

HB 1633—Judiciary and Civil and Criminal Jurisprudence.

HCS No. 2 for **HB 1973**—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 1574**—Professional Registration.

HB 1832—Small Business and Industry.

HCS for **HB 1667**—Seniors, Families and Children.

HCS for **HB 1368**—Veterans and Military Affairs.

HB 2183—Health and Pensions.

HB 2039—Economic Development.

HB 1257—Veterans and Military Affairs.

HB 1516—Professional Registration.

HRB 1—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HBs 2337** and **2272**—Insurance and Banking.

HB 1296—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2255**—Economic Development.

HB 1499—Seniors, Families and Children.

HB 2231—Professional Registration.

HB 1419—Professional Registration.

HB 1275—Education.

HB 1629—Professional Registration.

HB 1252—Insurance and Banking.

HB 2562—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2105**—Seniors, Families and Children.

REFERRALS

President Pro Tem Richard referred **HCR 58**, **HCR 64**, **HCR 69**, and **HCR 73** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF CONCURRENT RESOLUTIONS

HCR 63—Rules, Joint Rules, Resolutions and Ethics.

HCR 70—Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTION OF GUESTS

Senator Emery introduced to the Senate, teacher Marcia Olson, and fourteen fourth-grade students, Clinton Christian Academy.

Senator Emery introduced to the Senate, Jason Dieckhoff, Nick McCleave, Jake Robbins and Andrew White, Cass County FFA.

Senator Brown introduced to the Senate, advisor Matt Schroer, and Isaac George, Chloe Moss, Adrian Carlson, Tristan Sterling, Chandler Whittler and Jonathan Routh, Crocker FFA.

Senator Riddle introduced to the Senate, Ashley Kendrick and Joni Fields; and students Marlena Long, Erin Heinecke, Molly McGee, Skyler Love, Emily Painter and Taylor Young, Paris and Madison High School FFA for Farm Bureau Leadership Day.

Senator Curls introduced to the Senate, representatives of Alpha Kappa Alpha Sorority, Inc., from around the state.

Senator Riddle introduced to the Senate, Sean O'Brien, and students Julia Grateke, Rachel Klein, Allie Norton, Lexi Plackemeier and Makayla Schneider, Silex High School FFA for Farm Bureau Leadership Day.

Senator Romine introduced to the Senate, Richard Brummett, and students Jacob Inman, Chelsie Rice and Jessie Jarvis, Iron County FFA for Farm Bureau Leadership Day.

Senator Romine introduced to the Senate, Kelly Sulkowski, Mary Skaggs, Thomas J. Oder and Austin Corron, Ste. Genevieve FFA.

Senator Emery introduced to the Senate, Madison Price, Brendon Engeman and Laura Simmons, Henry County FFA.

Senator Rowden introduced to the Senate, Mr. Larry Grissum, Katelyn Cates, Megan Young, Ty Stinson and Megan Kammerick, Cooper County Farm Bureau.

Senator Sater introduced to the Senate, Kristy Sivils, Sasha Mace and Destiny Riley, Monett High School, Farm Bureau Leadership Day.

Senator Sater introduced to the Senate, Jacob Johnson, McKenzie Loftis, Andrea Stow, Kristen Krueger, Elizabeth Poe and Bethany Gulick, Lawrence County Farm Bureau.

Senator Hegeman introduced to the Senate, Sean Edwards, Caden Bailey, Will Frueh, Trevor Rickaburgh, Ben Holtman, Laurelle Wickersham, Maryville, Farm Bureau Youth Leadership Day.

Senator Hegeman introduced to the Senate, Kabel Oaks, Melca Farmer, Laura Carlson, Nickolas Velazquez and Latorrie Johnson, Grundy County, Farm Bureau Youth Leadership Day.

Senator Hegeman introduced to the Senate, Jeff Lee, Logan Caldwell, Zach Moore, Jacob Wilson, Bethany Bailey and Alex Parson, Daviess County, Farm Bureau Youth Leadership Day.

Senator Crawford introduced to the Senate, Emily Whipple, Abigail Monday, Brittan Schwanke, Mathew Van Druff and Kayla Gann, Buffalo High School; and John Crawford, Greg Whipple and Wayne Hardison, Dallas County Farm Bureau.

Senator Crawford introduced to the Senate, McKenzie Melton and Madilyn Whitaker, Eldorado Springs FFA; and Dalton Dodson, Katie Walker and Miranda Spangler, Stockton.

Senator Cunningham introduced to the Senate, Jon Wilson, and Emily Church, Brexton Miller, Nova Newkink, Hunter Webb and Ashley Walrath, Gainesville FFA.

Senator Riddle introduced to the Senate, teacher Taylor Strain; and Taren Clark, Maddee Gastler, Molly Claire Mays, Grant Stafford, Ally Troesser and Katie Bertels, Laddonia Community R-VI High School Farm Bureau Leadership; and Patty Fennewald, Audrain County.

Senator Wallingford introduced to the Senate, Mike Graham, and Montana Hovis, Jessika Matthews, Nicole Lawrence and Autumn Settle, Fredericktown FFA.

Senator Cunningham introduced to the Senate, Chris Sinning, Holly Sinning and Marta Chadwell, Norwood FFA; and Keeland Nix, Brooke Reed, Emily Norris, Dillon Farran and Irelin Bramwell, Mountain Grove FFA.

Senator Hoskins introduced to the Senate, Hardin-Central, Chillicothe and Fayette FFA students.

Senator Libla introduced to the Senate, Matt Bain, Sikeston; and students from Pemiscot, Stoddard, Dunklin and Butler Counties, representing FFA with Farm Bureau Leadership Day.

Senator Wallingford introduced to the Senate, Karen James, Grace Seabaugh and Jenna Garland, Leopold; and Tammy and Bethany Peters, Marble Hill.

Senator Wallingford introduced to the Senate, Kenny Spoolen, Jesse Yount and Michaela Dyer, Jackson; and Gabe Ruehling and Ashley Fritsche, Perryville.

Senator Kehoe introduced to the Senate, FFA and Farm Bureau Youth Leadership students and sponsors, Osage, Moniteau, Morgan, Miller, Gasconade, Maries and Cole Counties.

Senator Schatz introduced to the Senate, Franklin County 4H Leaders.

Senator Cunningham introduced to the Senate, teacher Doug Glenn, and students Gavin Epperly, Blake Kellum, Tylor Petty and Dakota Shaver, Hartville FFA.

Senator Kehoe introduced to the Senate, Judy Naught, Angie Bauer, and twenty-five members of Leadership Jefferson City.

Senator Cunningham introduced to the Senate, Danielle Walters, Paige Johnston and Byron Rikard, Alton FFA; and Felicity Murdock, Garrett Murdock and Jarvis Reed, Couch FFA.

Senator Cunningham introduced to the Senate, Grant Hall, Katie Tooley, Grant Kelley, Langdon Harris and Caitlin Jedlicka, West Plains FFA.

Senator Cunningham introduced to the Senate, John Doss, Savannah Hornbeck and Trevor Roberts, Koshkonong FFA.

Senator Munzlinger introduced to the Senate, Halie Smith, J. R. Bushery, Hank McCollum and Anna Spiechinger, and twenty-one eighth- and ninth-grade students, Northwestern R-1, Mendor; and Halie, J.R., Hank and Anna were made honorary pages.

Senator Riddle introduced to the Senate, Hannah Hoelscher, William Lee, Madelyn Guss, Phoebe Samson, Tana Justice, Cameron Morris, Marley Fowler, Maci Nordwald, Lucas Bader, Madison Coleman, Alex Falloon and Shelby Stille, Farm Bureau leadership students, Warren and Montgomery Counties.

Senator Cunningham introduced to the Senate, David Emerson, and Kami Collins, Reagan Swatsoh, Cade Verhage, Dwight Emerson and Clara Sicilia, Ava FFA.

Senator Emery introduced to the Senate, Brooke Dunning, Mary Fischer and Sharon Arnold, Bates County FFA; Alexandra Gast, Vernon County FFA; and Charlie Ebbesmeyer, Howard County FFA.

Senator Kehoe introduced to the Senate, Mrs. Grothoff, Madalynn Cain, and students from St. Francis Xavier Elementary School, Taos.

Senator Wallingford introduced to the Senate, Trent Deppe, Macey Stueve, Madison Moll, Kaylin Schuessler and Jack Word, Perry County.

Senator Wallingford introduced to the Senate, Corey Campbell, Emily Rodman, Bonnie Strack, Jennifer Conklin, Melanie Watkins, and twenty-eight seventh-grade students, Nell Holcomb School, Cape Girardeau.

Senator Kehoe introduced to the Senate, Mary Lois Gerdes, Jefferson City.

Senator Rowden introduced to the Senate, Renee Conklin, Karsyn West, Griffin Holliday, Evan Davidson, Elizabeth Brooks, Kate Thompson, Logan Westmorland, Angela King, Sydnee Gehrig, Shune Rhoades, Austin Stanton, Dustin Stanton and John Sam Williamson, Boone County FFA chapters.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Tuesday, April 17, 2018.

SENATE CALENDAR

FIFTY-FOURTH DAY–TUESDAY, APRIL 17, 2018

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1021-Dixon and Wallingford, with SCS
2. SB 859-Koenig, with SCS
3. SRBs 975 & 1024-Dixon, with SCS
4. SB 655-Sifton
5. SB 1003-Wasson, et al
6. SB 973-Rizzo and Curls
7. SB 824-Cunningham, with SCS
8. SJR 36-Schatz, with SCS
9. SB 678-Eigel
10. SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)
2. HB 1578-Kolkmeyer (Munzlinger)
3. HB 2044-Taylor, with SCS (Dixon)
4. HB 1329-Remole, with SCS (Munzlinger)
5. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS (Romine)
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS (Rowden)
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)
14. HCS for HB 1690 (Wieland)
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS (Munzlinger)
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)
22. HCS for HB 1597, with SCS (Wasson)
23. HB 1744-Hansen (Romine)
24. HCS for HB 1606 (Romine)
25. HB 1428-Muntzel (Munzlinger)
26. HCS for HB 2034, with SCS (Munzlinger)
27. HCS for HB 1796 (Rowden)
28. HB 2122-Engler, with SCS
29. HCS for HB 1443, with SCS (Sater)
30. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine

SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 982-Wieland
SB 1007-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

CONSENT CALENDAR

House Bills

Reported 4/11

HB 2101-Beard (Hoskins)
HCS for HB 1455 (Wasson)
HB 1573-Rowland (155) (Crawford)
HCS for HB 1663, with SCS (Romine)
HB 1675-Redmon (Emery)
HB 1676-Redmon (Emery)
HB 2330-Beck (Sifton)
HB 1247-Pike (Onder)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 592-Hegeman, with HA 1 & HA 3

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FOURTH DAY—TUESDAY, APRIL 17, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Wallingford offered the following prayer:

"The fear of the Lord is the beginning of Wisdom; those who act accordingly have a good understanding." (Psalm 111:10a)

Lord Almighty, we stand in awe of the wonders we saw displayed in Your handiwork as we drove here this day. The warmth of the sun, the budding of trees and greening of the earth give us promise of Spring and the power of Your regeneration. You teach us that our power comes from faithfulness and justice in our actions. Guide us this day so we may take the path You hold out for those who obey You and do what is required of us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 12, 2018 was read and approved.

Senator Kehoe announced photographers from Fox 4 Kansas City and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of Eric Vickers.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1705, regarding Alvin S. "Al" Appelbaum, Saint Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 1706, regarding Joseph A. "Joe" Greco, Sr., Bridgeton, which was adopted.

Senator Schupp offered Senate Resolution No. 1707, regarding Richard Caesar "Rich" Dallavalle, Maryland Heights, which was adopted.

Senator Schupp offered Senate Resolution No. 1708, regarding Spoede Elementary School, Saint Louis County, which was adopted.

Senator Schupp offered Senate Resolution No. 1709, regarding Reed Elementary School, Ladue, which was adopted.

Senator Schupp offered Senate Resolution No. 1710, regarding Parkway Central Middle School, Chesterfield, which was adopted.

Senator Richard offered Senate Resolution No. 1711, regarding the death of Dr. Harold Haskins, Diamond, which was adopted.

Senator Onder offered Senate Resolution No. 1712, regarding Emily Hubecky, St. Peters, which was adopted.

Senator Onder offered Senate Resolution No. 1713, regarding Rachel Heitman, O'Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1714, regarding Marissa Gibbons, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1715, regarding Brianna Dale, Wentzville, which was adopted.

Senator Curls offered Senate Resolution No. 1716, regarding Putting Families First, which was adopted.

Senator Libla offered Senate Resolution No. 1717, regarding the Wolpers family, Poplar Bluff, which was adopted.

Senator Richard offered Senate Resolution No. 1718, regarding Jera White, Joplin, which was adopted.

Senator Onder offered Senate Resolution No. 1719, regarding Child Care Center, Inc., which was adopted.

Senator Onder offered Senate Resolution No. 1720, regarding Keely Mannion, O'Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1721, regarding Hannah Kerr, O'Fallon, which was adopted.

Senator Koenig offered Senate Resolution No. 1722, regarding Matthew J. Chellis, Saint Louis County,

which was adopted.

Senator Onder offered Senate Resolution No. 1723, regarding Rebecca Rajagopal, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1724, regarding Morgan Moore, O'Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1725, regarding Hannah Elizabeth Saunders, Foristell, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1726, regarding Terry Crump, Festus, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1727, regarding Dina Bridges, Crystal City, which was adopted.

Senator Romine offered Senate Resolution No. 1728, regarding Sandra Donovan, Buckingham, which was adopted.

Senator Wieland offered Senate Resolution No. 1729, regarding David E. Tannehill, DO, FACP, Fenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1730, regarding Rita Carroll, which was adopted.

Senator Hegeman offered Senate Resolution No. 1731, regarding Laurie Brown, Liberty, which was adopted.

Senator Hegeman offered Senate Resolution No. 1732, regarding Linda Primm, which was adopted.

Senator Hegeman offered Senate Resolution No. 1733, regarding the Sixtieth Wedding Anniversary of Billy and Elizabeth "Sue" Neff, Graham, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Wieland moved that **SB 982** be taken up for perfection, which motion prevailed.

Senator Wieland offered **SS** for **SB 982**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 982

An Act to repeal sections 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof four new sections relating to payments for health care services.

Senator Wieland moved that **SS** for **SB 982** be adopted.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 982, Section 376.1367, Page 13, Lines 14-18, by striking said lines and insert in lieu thereof the following:

"**Regard the emergency medical condition at issue. The health carrier's review of** ".

Senator Schaaf moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 1**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 982, Page 13, Section 376.1367, Line 18, by striking the words "**may be denied**" and inserting in lieu thereof the following: "**shall be subject to section 376.383**".

Senator Schaaf moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Chappelle-Nadal, Libla, Rizzo and Romine.

SSA 1 for **SA 1** was adopted by the following vote:

YEAS—Senators

Chappelle-Nadal	Cunningham	Curls	Emery	Hegeman	Holsman	Hoskins
Hummel	Libla	Munzlinger	Nasheed	Onder	Riddle	Rizzo
Romine	Schaaf	Schatz	Schupp	Sifton	Walsh—20	

NAYS—Senators

Brown	Cierpiot	Dixon	Kehoe	Koenig	Richard	Rowden
Sater	Wallingford	Wasson	Wieland—11			

Absent—Senator Crawford—1

Absent with leave—Senator Eigel—1

Vacancies—1

Senator Wallingford offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 982, Page 6, Section 376.690, Line 18 of said page, by inserting immediately after said line the following:

"**376.1063. 1. Health carriers, as such term is defined in section 376.1350, and contracting entities, as such term is defined in section 376.1060, shall update their websites at least once per month with any changes to their provider network, including changes to whether providers are in-network or out-of-network.**

2. Upon notification by an enrollee, health carriers and contracting entities shall reprocess as an in-network claim any claim for services provided by a provider whose status has changed from in-network to out-of-network where the service was provided after the network change went into effect but before the change was posted as required under subsection 1 of this section. This subsection shall not apply where the health carrier or contracting entity notified the enrollee of the network change prior to the service being provided, or where the health carrier or contracting entity is able to verify that their website displayed the correct provider network status at the time the service was provided."; and

Further amend the title and enacting clause accordingly.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 982, Page 3, Section 376.690, Line 20 of said page, by striking the word "bill" and inserting in lieu thereof the following: "**U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form,**".

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Wieland moved that **SS** for **SB 982**, as amended, be adopted, which motion prevailed.

On motion of Senator Wieland, **SS** for **SB 982**, as amended, was declared perfected and ordered printed.

At the request of Senator Dixon, **SB 1021**, with **SCS**, was placed on the Informal Calendar.

Senator Koenig moved that **SB 859**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 859**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 859

An Act to repeal sections 99.805, 99.810, and 99.843, RSMo, and to enact in lieu thereof three new sections relating to tax increment financing.

Was taken up.

Senator Koenig moved that **SCS** for **SB 859** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 859**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 859

An Act to repeal sections 99.805, 99.810, 99.843, 99.848, 100.050, 100.059, and 353.110, RSMo, and to enact in lieu thereof seven new sections relating to tax increment financing.

Senator Koenig moved that **SS** for **SCS** for **SB 859** be adopted.

President Pro Tem Richard assumed the Chair.

At the request of Senator Koenig, **SB 859**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

The Senate observed a moment of silence in memory of Former First Lady, Barbara Bush.

At the request of Senator Dixon, **SRBs 975** and **1024**, with **SCS**, was placed on the Informal Calendar.

Senator Sifton moved that **SB 655** be taken up for perfection, which motion prevailed.

On motion of Senator Sifton, **SB 655** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 13, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sherman "Bill" Birkes Jr., Republican, 502 Timber Hill Road, Joplin, Jasper County, Missouri 64801, as a member of the Missouri Ethics Commission, for a term ending March 15, 2022, and until his successor is duly appointed and qualified; vice, Nancy C. Hagan, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 13, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Wayne J. Henke, Democrat, 514 Bridgeway Drive, Troy, Lincoln County, Missouri 63379, as a member of the Missouri Ethics Commission, for a term ending March 15, 2022, and until his successor is duly appointed and qualified; vice, William J. Deeken Jr., term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Rowden assumed the Chair.

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

REFERRALS

President Pro Tem Richard referred **HCS** for **HB 1606**; **HCS** for **HB 1796**; **HCS** for **HB 1443**, with **SCS**; and **HB 2122**, with **SCS** to the Committee on Fiscal Committee.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1734, regarding Dorothy Chadwell, Seymour, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

April 17, 2018

Adriane Crouse, Secretary of Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove the following bills from the Consent Calendar and return said bills to their committees of origin:

- HB 2101
- The HCS/HB 1455
- HB 1573
- The SCS/HCS/HB 1663
- HB 1675
- HB 1676
- HB 2330
- HB 1247

Sincerely,

MARIA CHAPPELLE-NADAL
State Senator, District 14

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Wednesday, April 18, 2018.

SENATE CALENDAR

FIFTY-FIFTH DAY–WEDNESDAY, APRIL 18, 2018

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 1003-Wasson, et al
SB 973-Rizzo and Curls
SB 824-Cunningham, with SCS
SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)

2. HB 1578-Kolkmeyer (Munzlinger)

3. HB 2044-Taylor, with SCS (Dixon)
4. HB 1329-Remole, with SCS (Munzlinger)
5. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
6. HCS for HB 1605, with SCS (Kehoe)
7. HB 1630-Evans (Rowden)
8. HCS for HB 1461 (Rowden)
9. HCS for HB 1286, with SCS (Romine)
10. HB 1880-Trent, with SCS (Cunningham)
11. HCS for HB 1991, with SCS (Rowden)
12. HB 1858-Christofanelli (Eigel)
13. HB 1442-Alferman, with SCS (Schatz)
14. HCS for HB 1690 (Wieland)
15. HCS for HB 1879, with SCS (Cunningham)
16. HCS for HB 1268, with SCS (Munzlinger)
17. HCS for HB 1500, with SCS (Koenig)
18. HCS for HB 2116, with SCS (Schatz)
19. HB 1355-Phillips, with SCS (Schatz)
20. HCS for HB 1617, with SCS (Onder)
21. HB 1492-Lynch (Brown)
22. HCS for HB 1597, with SCS (Wasson)
23. HB 1744-Hansen (Romine)
24. HCS for HB 1606 (Romine) (In Fiscal Oversight)
25. HB 1428-Muntzel (Munzlinger)
26. HCS for HB 2034, with SCS (Munzlinger)
27. HCS for HB 1796 (Rowden) (In Fiscal Oversight)
28. HB 2122-Engler, with SCS (Schatz) (In Fiscal Oversight)
29. HCS for HB 1443, with SCS (Sater) (In Fiscal Oversight)
30. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)

SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SRBs 975 & 1024-Dixon, with SCS
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 592-Hegeman, with HA 1 & HA 3

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIFTH DAY—WEDNESDAY, APRIL 18, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Carl Gauck offered the following prayer:

"Inquire first for the word of the Lord." (2 Chronicles 18:4)

Heavenly Father, each day we seek You to know that You are God and have a plan for us to fulfill. So bless us with Your word first thing each day so we may truly know and live as those who know how to serve those for whom we are responsible. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from St. Louis Post Dispatch were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 1735, regarding Eagle Scout Larry Matthew Hart, Jefferson City, which was adopted.

Senator Schupp offered Senate Resolution No. 1736, regarding the 2017-2018 Champion Christian Brothers College High School Cadets Junior Varsity Purple Hockey Team, St. Louis, which was adopted.

Senator Riddle offered Senate Resolution No. 1737, regarding Taylor Anthony, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 1738, regarding Joelina Kuhn, Warrenton, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SRB 975** and **SRB 1024**, with **SCS**, be called from the Informal Calender and taken up for perfection, which motion prevailed.

SCS for **SRBs 975** and **1024**, entitled:

REVISION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 975 and 1024

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.620, 104.1024, 104.1042, 104.1054, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 105.463, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.023, 115.049, 115.155, 115.177, 115.227, 115.243, 115.247, 115.287, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.641, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 181.100, 181.110, 181.130, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 251.650, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and sections 105.456, 105.473, 105.485, 105.957, 105.959, 105.961, 105.963, and 105.966 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and sections 130.011, 130.021, 130.026, 130.041, 130.044, 130.046, 130.057, and 130.071 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof one hundred twenty new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

Was taken up.

Senator Dixon moved that **SCS** for **SRBs 975** and **1024** be adopted.

Senator Dixon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Revision Bills Nos. 975 and 1024, Pages 294-295, Section 251.650, Lines 1-28, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Dixon moved that the above amendment be adopted, which motion prevailed.

Senator Dixon moved that **SCS** for **SRBs 975** and **1024**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SRBs 975** and **1024**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 982** and **SB 655**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Wasson moved that **SB 1003** be taken up for perfection, which motion prevailed.

Senator Wasson offered **SS** for **SB 1003**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1003

An Act to repeal section 144.011, RSMo, and to enact in lieu thereof one new section relating to sales and use tax exemptions for nonprofit organization fees and dues.

Senator Wasson moved that **SS** for **SB 1003** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1003, Page 4, Section 144.011, Line 21, by inserting after all of said line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, motor vehicle and public highway shall have the meaning as ascribed in section 390.020;

(5) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways.

For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(6) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(7) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(8) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(9) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(10) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(11) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(12) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(13) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (5) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(14) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(17) Tangible personal property purchased by a rural water district;

(18) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(19) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(20) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(21) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (20) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(22) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(23) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(24) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(25) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(26) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(27) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(28) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(29) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(30) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(31) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(32) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (5) of this subsection;

(33) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(34) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(35) All sales of grain bins for storage of grain for resale;

(36) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(37) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member

institution participating in the event;

(40) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(41) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(42) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(43) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(44) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the

extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016**;**

(46) All sales made by nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

At the request of Senator Wasson, **SB 1003**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Rizzo moved that **SB 973** be taken up for perfection, which motion prevailed.

On motion of Senator Rizzo, **SB 973** was declared perfected and ordered printed.

Senator Cunningham moved that **SB 824**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 824**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 824

An Act to repeal sections 335.036, 335.066, and 335.067, RSMo, and to enact in lieu thereof three new sections relating to nurses.

Was taken up.

Senator Cunningham moved that **SCS** for **SB 824** be adopted, which motion prevailed.

On motion of Senator Cunningham, **SCS** for **SB 824** was declared perfected and ordered printed.

HOUSE BILLS ON THIRD READING

HCS for **HBs 1729**, **1621** and **1436** was placed on the Informal Calendar.

At the request of Senator Munzlinger, **HB 1578** was placed on the Informal Calendar.

HB 2044, introduced by Representative Taylor, with **SCS**, entitled:

An Act to repeal sections 169.020, 169.291, 169.324, 169.350, and 169.360, RSMo, and to enact in lieu thereof seven new sections relating to retirement benefits for public employees.

Was taken up by Senator Dixon.

SCS for **HB 2044**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2044

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 87.135, 169.020, 169.291, 169.324, 169.350, 169.360, 169.370, 169.510, 169.560, and 476.521, RSMo, and to enact in lieu thereof eighteen new sections relating to public employee retirement.

Was taken up.

Senator Dixon moved that **SCS** for **HB 2044** be adopted.

Senator Libla offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Bill No. 2044, Page 9, Section 56.840, Line 13, by inserting after "position" as it appears the second time on said line the following: "**on or after the effective date of this subsection**".

Senator Libla moved that the above amendment be adopted.

Under the provisions of Senate Rule 91, Senator Riddle requested unanimous consent to be excused from all votes on **SCS** for **HB 2044**, which request was granted.

On motion of Senator Libla, **SA 1** was adopted.

Senator Schatz offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Bill No. 2044, Page 11, Section 87.135, Line 43, by inserting immediately after said line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program **of at least six hours** designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of **[**six**]** **two** hours of continuing education programs each year in the areas described in this section.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Dixon, **HB 2044**, with **SCS** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 824**; **SB 973**; and **SCS** for **SRBs 975** and **1024**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Wallingford assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1261**, entitled:

An Act to amend chapter 324, RSMo, by adding thereto four new sections relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2286**, entitled:

An Act to repeal sections 301.010 and 301.140, RSMo, and to enact in lieu thereof two new sections relating to local log trucks.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2360**, entitled:

An Act to repeal sections 173.260 and 287.243, RSMo, and to enact in lieu thereof two new sections relating to public safety officer or employee survivor benefits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2117**, entitled:

An Act to repeal section 210.070, RSMo, and to enact in lieu thereof one new section relating to eye drops for newborn infants.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1591**, entitled:

An Act to repeal sections 306.030, 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof four new sections relating to watercraft operation, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1264**, entitled:

An Act to repeal section 307.178, RSMo, and to enact in lieu thereof one new section relating to certain civil actions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1249**, entitled:

An Act to repeal sections 479.020, 479.190, and 479.353, RSMo, and to enact in lieu thereof five new sections relating to municipal courts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2540**, entitled:

An Act to repeal sections 32.087, 32.200, 34.040, 34.042, 34.044, 34.047, 34.353, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 100.286, 100.297,

135.025, 135.030, 135.110, 135.305, 135.313, 137.010, 143.011, 143.021, 143.022, 143.071, 143.151, 143.161, 143.171, 143.225, 143.261, 143.451, 143.461, 144.008, 144.010, 144.014, 144.030, 144.032, 144.043, 144.049, 144.060, 144.069, 144.070, 144.080, 144.083, 144.100, 144.121, 144.140, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.635, 144.655, 144.710, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 148.030, 148.140, 148.620, 184.845, 208.431, 208.432, 208.433, 208.434, 208.435, 208.436, 208.437, 208.1050, 221.407, 238.235, 238.410, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 301.025, 301.032, 301.041, 301.050, 301.055, 301.057, 301.058, 301.059, 301.061, 301.062, 301.063, 301.064, 301.065, 301.066, 301.067, 301.069, 301.114, 301.131, 301.134, 301.136, 301.140, 301.142, 301.144, 301.175, 301.190, 301.191, 301.192, 301.219, 301.227, 301.265, 301.266, 301.267, 301.300, 301.370, 301.380, 301.449, 301.457, 301.458, 301.459, 301.462, 301.463, 301.468, 301.469, 301.471, 301.472, 301.473, 301.474, 301.477, 301.481, 301.560, 301.562, 301.566, 301.580, 301.711, 301.3032, 301.3040, 301.3043, 301.3045, 301.3047, 301.3049, 301.3050, 301.3051, 301.3052, 301.3053, 301.3054, 301.3055, 301.3060, 301.3061, 301.3062, 301.3065, 301.3074, 301.3075, 301.3076, 301.3077, 301.3078, 301.3079, 301.3080, 301.3082, 301.3084, 301.3086, 301.3087, 301.3088, 301.3089, 301.3092, 301.3093, 301.3094, 301.3095, 301.3096, 301.3097, 301.3098, 301.3099, 301.3101, 301.3102, 301.3103, 301.3105, 301.3106, 301.3107, 301.3109, 301.3115, 301.3117, 301.3118, 301.3119, 301.3122, 301.3123, 301.3124, 301.3125, 301.3126, 301.3128, 301.3129, 301.3130, 301.3131, 301.3132, 301.3133, 301.3137, 301.3139, 301.3141, 301.3143, 301.3144, 301.3145, 301.3146, 301.3147, 301.3150, 301.3154, 301.3161, 301.3162, 301.3163, 301.3165, 301.3166, 301.3167, 301.3168, 301.3169, 301.3170, 301.3172, 301.3173, 301.4000, 302.140, 302.177, 302.178, 302.181, 302.185, 302.286, 302.304, 302.312, 302.420, 302.541, 302.720, 302.735, 306.015, 306.016, 306.030, 306.031, 306.060, 306.127, 306.435, 306.535, 306.550, 313.826, 313.905, 313.935, 320.093, 479.368, and 644.032, RSMo, and to enact in lieu thereof two hundred eighty-five new sections relating to state revenues, with a contingent effective date for certain sections, a delayed effective date for certain sections, and penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2129**, entitled:

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 623**, entitled:

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 569**, entitled:

An Act to repeal sections 456.1-103, 456.4-414, and 456.8-808, RSMo, and to enact in lieu thereof four new sections relating to trusts.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 569, Page 1, Section 456.006, Line 13, by inserting after all of said section and line the following:

"456.985. 1. Except as otherwise provided in the terms of an instrument creating or exercising a power of appointment, sections 456.970 to 456.1135 govern powers of appointment.

2. The terms of an instrument creating or exercising a power of appointment prevail over any provisions of sections 456.970 to 456.1135 except:

(1) **The requisites for the creation of a power of appointment under subsections 1 to 4 of section 456.990;**

(2) The transferability of a power of appointment by a powerholder under subsection 1 of section 456.995;

[(2)**] (3)** The limitations on the authority of a donor to extend a general power of appointment beyond the death of a powerholder under subsection 3 of section 456.995;

[(3)**] (4)** The power is exclusionary if the permissible appointees of a power of appointment are not defined and limited under subsection 3 of section 456.1005;

[(4)**] (5)** The requisites for the exercise of a power of appointment under section 456.1015;

[(5)**] (6)** The effect of an impermissible appointment under section 456.1045;

[(6)**] (7)** A general power of appointment which is presently exercisable may be reached by the creditors of the powerholder or the powerholder's estate under section 456.1100.

456.1035. 1. A powerholder of a general power of appointment that permits appointment to the powerholder or the powerholder's estate may make any appointment, including an appointment in trust or creating a new power of appointment, that the powerholder could make in disposing of the powerholder's own property.

2. A powerholder of a general power of appointment that permits appointment only to the creditors of the powerholder or of the powerholder's estate may appoint only to those creditors.

3. The powerholder of a nongeneral power may:

(1) Make an appointment in any form, including an appointment in trust, in favor of a permissible appointee;

(2) Create a general power **or nongeneral power** in a permissible appointee; or

(3) Create a nongeneral power in any person to appoint to one or more of the permissible appointees of the original nongeneral power.

456.1080. As provided by sections 469.010 to **[**469.210**] 469.120**, a powerholder may disclaim all or part of a power of appointment, and a permissible appointee, appointee, or taker in default of appointment may disclaim all or part of an interest in appointive property."; and

Further amend said bill, Page 2, Section 456.1-103, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

(7) **"Directed trust", any trust, including a split interest trust, in which the trust instrument authorizes a trust protector to instruct or direct the trustee or that charges a trust protector with any responsibilities regarding the trust or that grants the trust protector one or more powers over the trust;**"; and

Further amend said bill and section, Page 4, Line 96, by deleting all of said line and inserting in lieu thereof the following:

"**[**(29)**] (30) "Trust protector", any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term "trust protector" includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;**

(31) "Trustee"**,** includes an original, additional, and successor trustee, and a"; and

Further amend said bill and page, Section 456.4-414, Line 10, by inserting after all of said section and line the following:

"456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.

2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is

subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

(1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;

(2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;

(3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;

(4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;

(5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;

(6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;

(7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee**

including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;

(8) Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and

(9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

Further amend said bill, Pages 5-8, Section 456.8-808, Lines 1-116, by deleting all of said lines and inserting in lieu thereof the following:

"456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for **[**the appointment of a trust protector. For purposes of this section, a "trust protector", whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust**] one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust**.

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument**, provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity**. A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust

protector and of the powers granted**. The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument**;

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof**.

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except **[**in cases of bad faith or reckless indifference on the part of the trustee, or**]** as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust**

protector's authority.

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 573**.

With House Amendment Nos. 1, 2, 3, 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended and House Amendment No. 6.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 573, Page 1, The Title, Lines 2-3, by deleting the words "income tax deductions for military personnel" and inserting in lieu thereof the words "the armed services"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 573, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"8.012. **1.** At all state buildings and upon the grounds thereof, the board of public buildings **[**may**]** **shall** accompany the display of the flag of the United States and the flag of this state with the display of the POW/MIA flag, which is designed to commemorate the service and sacrifice of the members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state building does not possess a POW/MIA flag, the board shall reach out to local veterans organizations to obtain a donated flag.

3. If the state building is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state building shall be exempt from this section."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting immediately after all of said section and line the following:

"253.048. **1.** Within the state parks, the department **[**may**]** **shall** accompany the display of the flag of the United States and the flag of this state with the display of the MIA/POW flag, which is designed to commemorate the service and sacrifice of members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state park does not possess a POW/MIA flag, the department shall reach out to local veterans organizations to obtain a donated flag.

3. If the state park is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state park shall be exempt from this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"30.750. As used in sections 30.750 to 30.765, the following terms mean:

(1) "Eligible agribusiness", a person engaged in the processing or adding of value to agricultural products produced in Missouri;

(2) "Eligible alternative energy consumer", an individual who wishes to borrow moneys for the purchase, installation, or construction of facilities or equipment related to the production of fuel or power primarily for the individual's own use from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass;

(3) "Eligible alternative energy operation", a business enterprise engaged in the production of fuel or power from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass. Such business enterprise shall conform to the characteristics of paragraphs (a), (b), and (d) of subdivision (6) of this section;

(4) "Eligible beginning farmer":

(a) For any beginning farmer who seeks to participate in the linked deposit program alone, a farmer who:

a. Is a Missouri resident;

b. Wishes to borrow for a farm operation located in Missouri;

c. Is at least eighteen years old; and

d. In the preceding five years has not owned, either directly or indirectly, farm land greater than fifty percent of the average size farm in the county where the proposed farm operation is located or farm land with an appraised value greater than four hundred fifty thousand dollars. A farmer who qualifies as an eligible farmer under this provision may utilize the proceeds of a linked deposit loan to purchase agricultural land, farm buildings, new and used farm equipment, livestock and working capital;

(b) For any beginning farmer who is participating in both the linked deposit program and the beginning farmer loan program administered by the Missouri agriculture and small business development authority, a farmer who:

a. Qualifies under the definition of a beginning farmer utilized for eligibility for federal tax-exempt financing, including the limitations on the use of loan proceeds; and

b. Meets all other requirements established by the Missouri agriculture and small business development authority;

(5) "Eligible facility borrower", a borrower qualified under section 30.860 to apply for a reduced-rate loan under sections 30.750 to 30.765;

(6) "Eligible farming operation", any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010 that has all of the following characteristics:

(a) Is headquartered in this state;

(b) Maintains offices, operating facilities, or farming operations and transacts business in this state;

(c) Employs less than ten employees;

(d) Is organized for profit;

(7) "Eligible governmental entity", any political subdivision of the state seeking to finance capital improvements, capital outlay, or other significant programs through an eligible lending institution;

(8) "Eligible higher education institution", any approved public or private institution as defined in section 173.205;

(9) "Eligible job enhancement business", a new, existing, or expanding firm operating in Missouri, or as a condition of accepting the linked deposit, will locate a facility or office in Missouri associated with said linked deposit, which employs ten or more employees in Missouri on a yearly average and which, as nearly as possible, is able to establish or retain at least one job in Missouri for each fifty thousand dollars received from a linked deposit loan except when the applicant can demonstrate significant costs for equipment, capital outlay, or capital improvements associated with the physical expansion, renovation, or modernization

of a facility or equipment. In such cases, the maximum amount of the linked deposit shall not exceed fifty thousand dollars per job created or retained plus the initial cost of the physical expansion, renovation or capital outlay;

(10) "Eligible lending institution", a financial institution that is eligible to make commercial or agricultural or student loans or discount or purchase such loans, is a public depository of state funds or obtains its funds through the issuance of obligations, either directly or through a related entity, eligible for the placement of state funds under the provisions of Section 15, Article IV, Constitution of Missouri, and agrees to participate in the linked deposit program;

(11) "Eligible livestock operation", any person engaged in production of livestock or poultry in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010;

(12) "Eligible locally owned business", any person seeking to establish a new firm, partnership, cooperative company, or corporation that shall retain at least fifty-one percent ownership by residents in a county in which the business is headquartered, that consists of the following characteristics:

(a) The county has a median population of twelve thousand five hundred or less; and

(b) The median income of residents in the county are equal to or less than the state median income; or

(c) The unemployment rate of the county is equal to or greater than the state's unemployment rate;

(13) "Eligible marketing enterprise", a business enterprise operating in this state which is in the process of marketing its goods, products or services within or outside of this state or overseas, which marketing is designed to increase manufacturing, transportation, mining, communications, or other enterprises in this state, which has proposed its marketing plan and strategy to the department of economic development and which plan and strategy has been approved by the department for purposes of eligibility pursuant to sections 30.750 to 30.765. Such business enterprise shall conform to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section and also employ less than twenty-five employees;

(14) "Eligible multitenant development enterprise", a new enterprise that develops multitenant space for targeted industries as determined by the department of economic development and approved by the department for the purposes of eligibility pursuant to sections 30.750 to 30.765;

(15) "Eligible residential property developer", an individual who purchases and develops a residential structure of either two or four units, if such residential property developer uses and agrees to continue to use, for at least the five years immediately following the date of issuance of the linked deposit loan, one of the units as his principal residence or if such person's principal residence is located within one-half mile from the developed structure and such person agrees to maintain the principal residence within one-half mile of the developed structure for at least the five years immediately following the date of issuance of the linked deposit loan;

(16) "Eligible residential property owner", a person, firm or corporation who purchases, develops or rehabilitates a multifamily residential structure;

(17) "Eligible small business", a person engaged in an activity with the purpose of obtaining, directly or indirectly, a gain, benefit or advantage and which conforms to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section, and also employs less than one hundred employees **or a veteran-owned small business as defined in subdivision (19) of this section**;

(18) "Eligible student borrower", any person attending, or the parent of a dependent undergraduate attending, an eligible higher education institution in Missouri who may or may not qualify for need-based student financial aid calculated by the federal analysis called Congressional Methodology Formula pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986);

(19) **"Eligible veteran-owned small business", any business owned by an honorably discharged veteran and Missouri resident who has agreed to locate his or her business in Missouri for a minimum of three years and employs less than one hundred employees, a majority of whom are Missouri residents;**

(20) "Eligible water supply system", a water system which serves fewer than fifty thousand persons and which is owned and operated by:

(a) A public water supply district established pursuant to chapter 247; or

(b) A municipality or other political subdivision; or

(c) A water corporation; and which is certified by the department of natural resources in accordance with its rules and regulations to have suffered a significant decrease in its capacity to meet its service needs as a result of drought;

[(20)**] (21)** "Farming", using or cultivating land for the production of agricultural crops, livestock or livestock products, forest products, poultry or poultry products, milk or dairy products, or fruit or other horticultural products;

[(21)**] (22)** "Linked deposit", a certificate of deposit, or in the case of production credit associations, the subscription or purchase outright of obligations described in Section 15, Article IV, Constitution of Missouri, placed by the state treasurer with an eligible lending institution at rates otherwise provided by law in section 30.758, provided the institution agrees to lend the value of such deposit, according to the deposit agreement provided in sections 30.750 to 30.765, to eligible multitenant development enterprises, eligible small businesses, eligible alternative energy operations, eligible alternative energy consumers, eligible locally owned businesses, farming operations, eligible job enhancement businesses, eligible marketing enterprises, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible student borrowers, eligible facility borrowers, or eligible water supply systems at below the present borrowing rate applicable to each multitenant development enterprise, small business, alternative energy operation, alternative energy consumer, farming operation, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, or supply system at the time of the deposit of state funds in the institution;

[(22)**] (23)** "Market rate", the interest rate more specifically described in subsection 6 of section 30.260;

[(23)**] (24)** "Professional forester", any individual who holds a bachelor of science degree in forestry from a regionally accredited college or university with a minimum of two years of professional forest management experience;

[(24)**] (25)** "Qualified biomass", any agriculture-derived organic material or any wood-derived organic material harvested in accordance with a site-specific forest management plan focused on long-term forest

sustainability developed by a professional forester and qualified, in consultation with the conservation commission, by the agriculture and small business development authority;

[(25)**] (26)** "Water corporation", as such term is defined in section 386.020;

[(26)**] (27)** "Water system", as such term is defined in section 386.020.

30.756. 1. An eligible lending institution that desires to receive a linked deposit shall accept and review applications for linked deposit loans from eligible multitenant enterprises, eligible farming operations, eligible alternative energy consumers, eligible alternative energy operations, eligible locally owned businesses, eligible small businesses, eligible job enhancement businesses, eligible marketing enterprises, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible student borrowers, eligible facility borrowers, and eligible water supply systems. An eligible residential property owner shall certify on his or her loan application that the reduced rate loan will be used exclusively to purchase, develop or rehabilitate a multifamily residential property. The lending institution shall apply all usual lending standards to determine the creditworthiness of each eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entities, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system. No linked deposit loan made to any eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible livestock operation, eligible agribusiness, eligible beginning farmer, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible student borrower, eligible water supply system, or eligible small business shall exceed a dollar limit determined by the state treasurer in the state treasurer's best judgment, except as otherwise limited. Any link deposit loan made to an eligible facility borrower shall be in accordance with the loan amount and loan term requirements in section 30.860.

2. An eligible farming operation, small business or job enhancement business shall certify on its loan application that the reduced rate loan will be used exclusively for necessary production expenses or the expenses listed in subsection 2 of section 30.753 or the refinancing of an existing loan for production expenses or the expenses listed in subsection 2 of section 30.753 of an eligible farming operation, small business or job enhancement business. Whoever knowingly makes a false statement concerning such application is guilty of a class A misdemeanor. An eligible water supply system shall certify on its loan application that the reduced rate loan shall be used exclusively to pay the costs of upgrading or repairing an existing water system, constructing a new water system, or making other capital improvements to a water system which are necessary to improve the service capacity of the system.

3. In considering which eligible farming operations should receive reduced-rate loans, the eligible lending institution shall give priority to those farming operations which have suffered reduced yields due to drought or other natural disasters and for which the receipt of a reduced-rate loan will make a significant contribution to the continued operation of the recipient farming operation.

4. **In considering which eligible small businesses should receive reduced-rate loans, the eligible**

lending institution shall give priority to those small businesses that are owned by veterans.

5. The eligible financial institution shall forward to the state treasurer a linked deposit loan package, in the form and manner as prescribed by the state treasurer. The package shall include such information as required by the state treasurer, including the amount of each loan requested. The institution shall certify that each applicant is an eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, and shall, for each eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, certify the present borrowing rate applicable.

[5.**]** **6.** The eligible lending institution shall be responsible for determining if a student borrower is an eligible student borrower. A student borrower shall be eligible for an initial or renewal reduced-rate loan only if, at the time of the application for the loan, the student is a citizen or permanent resident of the United States, a resident of the state of Missouri as defined by the coordinating board for higher education, is enrolled or has been accepted for enrollment in an eligible higher education institution, and establishes that the student has financial need. In considering which eligible student borrowers may receive reduced-rate loans, the eligible lending institution may give priority to those eligible student borrowers whose income, or whose family income, if the eligible student borrower is a dependent, is such that the eligible student borrower does not qualify for need-based student financial aid pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986). The eligible lending institution shall require the eligible student borrower to document that the student has applied for and has obtained all need-based student financial aid for which the student is eligible prior to application for a reduced-rate loan pursuant to this section. In no case shall the combination of all financial aid awarded to any student in any particular enrollment period exceed the total cost of attendance at the institution in which the student is enrolled. No eligible lending institution shall charge any additional fees, including but not limited to an origination, service or insurance fee on any loan agreement under the provisions of sections 30.750 to 30.765.

[6.**]** **7.** The eligible lending institution making an initial loan to an eligible student borrower may make a renewal loan or loans to the student. The total of such reduced-rate loans from eligible lending institutions made pursuant to this section to any individual student shall not exceed the cumulative totals established by 20 U.S.C. 1078, as amended. An eligible student borrower shall certify on his or her loan application that the reduced-rate loan shall be used exclusively to pay the costs of tuition, incidental fees, books and academic supplies, room and board and other fees directly related to enrollment in an eligible higher education institution. The eligible lending institution shall make the loan payable to the eligible student borrower and the eligible higher education institution as co-payees. The method of repayment of the loan shall be the same as for repayment of loans made pursuant to sections 173.095 to 173.186.

[7.**]** **8.** Beginning August 28, 2005, in considering which eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned

business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system should receive reduced-rate loans, the eligible lending institution shall give priority to an eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system that has not previously received a reduced-rate loan through the linked deposit program. However, nothing shall prohibit an eligible lending institution from making a reduced-rate loan to any entity that previously has received such a loan, if such entity otherwise qualifies for such a reduced-rate loan."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"**620.3250. 1. Any veteran who receives a small business loan through the state treasurer's linked deposit program set forth in sections 30.750 to 30.765 shall also be subject to the provisions of this section.**

2. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business shall complete a boots-to-business program that is approved by the department.

3. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business will be assigned a mentor for the three hundred sixty five days following the date of approval. The owner shall meet with his or her mentor at least once every ninety days.

4. The department may adopt rules in establishing or approving boots-to-business programs under subsection 2 of this section and mentor programs under subsection 3 of this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"620.515. 1. This section shall be known and may be cited as the "Show-Me Heroes" program, the

purpose of which is to:

(1) Assist the spouse of an active duty National Guard or reserve component service member reservist and active duty United States military personnel to address immediate needs and employment in an attempt to keep the family from falling into poverty while the primary income earner is on active duty, and during the **[**one-year**]** **five-year** period following discharge from deployment; and

(2) Assist returning National Guard troops or reserve component service member reservists and recently separated United States military personnel with finding work in situations where an individual needs to rebuild business clientele or where an individual's job has been eliminated while such individual was deployed, or where the individual otherwise cannot return to his or her previous employment.

2. Subject to appropriation, the department of economic development shall operate the Show-Me heroes program through existing programs. Eligibility for the program shall be based on the following criteria:

(1) Eligible participants in the program shall be those families where:

(a) The primary income earner was called to active duty in defense of the United States for a period of more than four months;

(b) The family's primary income is no longer available;

(c) The family is experiencing significant hardship due to financial burdens; and

(d) The family has no outside resources available to assist with such hardships;

(2) Services that may be provided to the family will be aimed at ameliorating the immediate crisis and providing a path for economic stability while the primary income is not available due to the active military commitment. Services shall be made available up to **[**one year**]** **five years** following discharge from deployment. Services may include, but not be limited to the following:

(a) Financial assistance to families facing financial crisis from overdue bills;

(b) Help paying day care costs to pursue training and or employment;

(c) Help covering the costs of transportation to training and or employment;

(d) Vocational evaluation and vocational counseling to help the individual choose a visible employment goal;

(e) Vocational training to acquire or upgrade skills needed to be marketable in the workforce;

(f) Paid internships and subsidized employment to train on the job; and

(g) Job placement assistance for those who don't require skills training.

3. **[**The department shall structure any contract such that payment will be based on delivering the services described in this section as well as performance to guarantee the greatest possible effectiveness of the program.

4.**]** The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the

powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to Senate Bill No. 573, Page 1, Line 1, by inserting after the number "573," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**42.380. 1. This section shall be known and may cited as "The Veterans' Bill of Rights".**

2. Veterans in this state have a right to:

(1) Receive assistance from a local veterans service officer in completing applications for state and federal benefits;

(2) Receive counseling from veterans service officers and receive information about compensation, pensions, education benefits, life insurance medical benefits, state benefits, and burial benefits;

(3) Preference in public employment as described in section 36.220;

(4) Be treated with dignity and respect and to receive accurate, courteous, and timely service; and

(5) Receive fair and equal treatment without regard to sex, race, religion, handicap, ethnicity, or national origin."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said section and line the following:

"**285.250. 1. A private, nonpublic employer may grant preference to a veteran in hiring and promoting employees.**

2. A private, nonpublic employer may grant preference in hiring and promotion to a spouse of a disabled veteran who has a service-connected permanent and total disability or to a surviving spouse of a deceased veteran. For the purposes of this subsection, a "disabled veteran" means a person who has a compensable, service-connected disability as adjudicated by the United States Veterans Administration or by the retirement board of one of the branches of the armed forces.

3. Granting preference under subsections 1 and 2 of this section shall not violate any state equal employment opportunity law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"41.1010. 1. There is hereby established the "Missouri Military Preparedness and Enhancement Commission". The commission shall have as its purpose the design and implementation of measures intended to protect, retain, and enhance the present and future mission capabilities at the military posts or bases within the state. The commission shall consist of nine members:

(1) Five members to be appointed by the governor;

(2) Two members of the house of representatives, one appointed by the speaker of the house of representatives, and one appointed by the minority floor leader;

(3) Two members of the senate, one appointed by the president pro tempore, and one appointed by the minority floor leader;

(4) The director of the department of economic development or the director's designee, ex officio;

(5) The chairman of the Missouri veterans' commission or the chairman's designee, ex officio.

No more than three of the five members appointed by the governor shall be of the same political party. To be eligible for appointment by the governor, a person shall have demonstrated experience in economic development, the defense industry, military installation operation, environmental issues, finance, local government, or the use of air space for future military missions. Appointed members of the commission shall serve three-year terms, except that of the initial appointments made by the governor, two shall be for one-year terms, two shall be for two-year terms, and one shall be for a three-year term. No appointed member of the commission shall serve more than six years total. A vacancy occurs if a legislative member leaves office for any reason. Any vacancy on the commission shall be filled in the same manner as the original appointment.

2. Members of the commission shall be reimbursed for the actual and necessary expenses incurred in the discharge of the member's official duties.

3. A chair of the commission shall be selected by the members of the commission.

4. The commission shall meet at least quarterly and at such other times as the chair deems necessary.

5. The commission shall be funded by an appropriation limited to that purpose. Any expenditure constituting more than ten percent of the commission's annual appropriation shall be based on a competitive bid process.

6. The commission shall:

(1) Advise the governor and the general assembly on military issues and economic and industrial development related to military issues;

(2) Make recommendations regarding:

(a) Developing policies and plans to support the long-term viability and prosperity of the military, active and retiree, and civilian military employees, in this state, including promoting strategic regional alliances that may extend over state lines;

(b) Developing methods to improve private and public employment opportunities for former members of the military and their families residing in this state; and

(c) Developing methods to assist defense-dependent communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses;

(3) Provide information to communities, the general assembly, the state's congressional delegation, and state agencies regarding federal actions affecting military installations and missions;

(4) Serve as a clearinghouse for:

(a) Defense economic adjustment and transition information and activities; and

(b) Information concerning the following:

a. Issues related to the operating costs, missions, and strategic value of federal military installations located in the state;

b. Employment issues for communities that depend on defense bases and in defense-related businesses; and

c. Defense strategies and incentive programs that other states are using to maintain, expand, and attract new defense contractors;

(5) Provide assistance to communities that have experienced a defense-related closure or realignment;

(6) Assist communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses, including regional alliances that may extend over state lines;

(7) Assist communities in the retention and recruiting of defense-related businesses, including fostering strategic regional alliances that may extend over state lines;

(8) Prepare a biennial strategic plan that:

(a) Fosters the enhancement of military value of the contributions of Missouri military installations to national defense strategies;

(b) Considers all current and anticipated base realignment and closure criteria; and

(c) Develops strategies to protect the state's existing military missions and positions the state to be competitive for new and expanded military missions;

(9) Encourage economic development in this state by fostering the development of industries related to defense affairs.

7. **The commission shall evaluate and approve or reject, as it deems necessary, all applications presented to it for grants of funding through the department of economic development's Missouri military community reinvestment grant program, as authorized in section 620.3300. The commission shall develop procedures with the department of economic development that will govern its consideration of all applications.**

8. The commission shall prepare and present an annual report to the governor and the general assembly

by December thirty-first of each year.

[8.**]** **9.** The department of economic development shall furnish administrative support and staff for the effective operation of the commission."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"**620.3300. 1. This section shall be known and may be cited as the "Missouri Military Community Reinvestment Program Act".**

2. As used in this section, the following terms shall mean:

(1) "Commission", the Missouri military preparedness and enhancement commission authorized under section 41.1010;

(2) "Community-based organization", a Missouri corporation in good standing with the state that is organized under chapter 355 and which has as its primary or substantial purposes the support and sustainment of a military installation or installations;

(3) "Department", the department of economic development;

(4) "Eligible applicant", any community-based organization or local government located in a military community;

(5) "Grantee", the recipient of a Missouri military community reinvestment program grant;

(6) "Local government", any Missouri county, city, town, or village;

(7) "Military community", any county, city, town, or village or defined combination thereof that is heavily dependent on military employment and economic activity provided by a military installation;

(8) "Military installation", a facility subject to the custody, jurisdiction, or administration of any United States Department of Defense component. This term includes, but is not limited to, military reservations, installations, bases, posts, camps, stations, arsenals, vessels or ships, or laboratories where the Department of Defense or a component thereof has operation responsibility for facility security and defense;

(9) "Program", the Missouri military community reinvestment program created by this section.

3. There is hereby established the Missouri military community reinvestment program in the department of economic development. Its purpose shall be to assist military communities in supporting and sustaining their installations, to encourage the communities to initiate coordinated response programs and action plans in advance of future federal government realignment and closure decisions, and to support community efforts to attract new or expanded military missions.

4. (1) There is hereby created in the state treasury the "Missouri Military Community Reinvestment Grant Program Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. The amount in such fund shall not exceed three hundred thousand dollars. Moneys in the fund in excess of three hundred

thousand dollars shall be invested by the state treasurer and any income therefrom shall be deposited to the credit of the general revenue fund.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. The department shall implement the program as provided in this section. The department and the commission shall invite public comments on how the program should be administered and shall jointly develop and establish procedures for the solicitation, evaluation, and approval of grant applications received from eligible applicants.

6. The department shall evaluate each application and make recommendations to the commission, which shall have the authority to approve or reject any application so recommended. Upon approval by the commission, the department shall administer grant awards, including the tracking and monitoring of grantee administration of the grant funds and whether grantees have achieved the goals set forth in their grant applications.

7. Grants provided by this program shall not exceed three hundred thousand dollars per year. The eligible amount for grants shall include the following match requirements:

(1) For an eligible applicant in operation for five or more years, one dollar of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment; or

(2) For an eligible applicant in operation for fewer than five years, two dollars of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment.

8. Applications for grants under this section shall include a coordinated program of work or a plan of action delineating how the project shall be administered and accomplished, which shall include a plan for ensuring close cooperation between civilian and military authorities in the conduct of the funded activities and a plan for public involvement. Uses for the grants may include, but are not limited to, the following activities:

(1) Developing and implementing public-to-public partnerships with military installations, including agreements that reduce installation costs and increase funding available for mission performance;

(2) Developing local or regional marketing plans, techniques, and activities, including those that communicate the nature and value of military installations and military service;

(3) Implementing programs to assist with diversification of the economy of the military installation community by increasing nondefense economic development and employment;

(4) Performing in-depth research and analysis regarding local or regional employment, housing, infrastructure, education, healthcare, and other factors that affect the attractiveness of the community for future military investments;

(5) Leading or participating in programs or activities to develop or improve the quality of life in

military communities, including the areas of education, transportation, health care, and infrastructure development and transportation; and

(6) Developing plans for the reuse of closed or realigned military installations or facilities, including any plans necessary for infrastructure improvements needed to facilitate related marketing activities.

9. The department may promulgate rules to assist in the implementation of the provisions of this section, including rules on behalf of the commission, if necessary. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1611**, entitled:

An Act to amend chapter 516, RSMo, by adding thereto one new section relating to statutes of limitations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2119**, entitled:

An Act to repeal sections 510.263, 510.265, 538.205, and 538.210, RSMo, and to enact in lieu thereof five new sections relating to punitive damages.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2140**, entitled:

An Act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, and 34.353, RSMo, and to enact in lieu thereof seven new sections relating to public contracts for purchasing supplies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Richard referred **SS** for **SB 982** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1739, regarding Karon (Walker) Campbell, Qulin, which was adopted.

Senator Brown offered Senate Resolution No. 1740, regarding National Safe Boating Week, which was adopted.

INTRODUCTION OF GUESTS

Senators Dixon and Wasson introduced to the Senate, SGA President Brandon McCoy, and representatives of Missouri State University Student Government Day.

Senator Dixon introduced to the Senate, DeAntra "Shae" Darough, Cahokia, Illinois; and Connor Aller, Holt.

Senator Kehoe introduced to the Senate, Jocelyn Wells, California.

Senator Holsman introduced to the Senate, Claire Welsh, Kansas City.

Senator Schupp introduced to the Senate, Brandon Hall, St. Louis.

Senator Chappelle-Nadal introduced to the Senate, Mike Frederick and John McLaughlin, St. Louis.

Senator Sifton introduced to the Senate, twelve students from The College School, Webster Groves.

Senator Hoskins introduced to the Senate, thirty-two fifth- through eighth- grade students from Mirabile C-1 School, Caldwell County.

Senator Romine introduced to the Senate, George Gross and Rene Campbell, and students Grace Firnbach, Faith Firnbach, Anthony Dontrich, Oliver Kidd, Madeline Saunders, Kierah Jarvis and Austyn Griffin, Potosi FFA.

On behalf of Senator Richard, the President introduced to the Senate, representatives of Neosho FFA.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTY-SIXTH DAY–THURSDAY, APRIL 19, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1261
HB 2286-Kelly (141)
HB 2360-Redmon
HB 2117-Pfautsch
HCS for HB 1591
HCS for HB 1264

HB 1249-Plocher
HCS for HB 2540
HCS for HB 2129
HCS for HB 1611
HCS for HB 2119
HCS for HB 2140

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 982-Wieland (In Fiscal Oversight)
SB 655-Sifton
SCS for SB 824-Cunningham
SB 973-Rizzo and Curls
SCS for SRBs 975 & 1024-Dixon

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1329-Remole, with SCS (Munzlinger)
2. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
3. HCS for HB 1605, with SCS (Kehoe)
4. HB 1630-Evans (Rowden)
5. HCS for HB 1461 (Rowden)
6. HCS for HB 1286, with SCS (Romine)
7. HB 1880-Trent, with SCS (Cunningham)
8. HCS for HB 1991, with SCS (Rowden)
9. HB 1858-Christofanelli (Eigel)
10. HB 1442-Alferman, with SCS (Schatz)
11. HCS for HB 1690 (Wieland)
12. HCS for HB 1879, with SCS (Cunningham)
13. HCS for HB 1268, with SCS (Munzlinger)
14. HCS for HB 1500, with SCS (Koenig)
15. HCS for HB 2116, with SCS (Schatz)
16. HB 1355-Phillips, with SCS (Schatz)
17. HCS for HB 1617, with SCS (Onder)
18. HB 1492-Lynch (Brown)
19. HCS for HB 1597, with SCS (Wasson)
20. HB 1744-Hansen (Romine)
21. HCS for HB 1606 (Romine) (In Fiscal Oversight)
22. HB 1428-Muntzel (Munzlinger)
23. HCS for HB 2034, with SCS (Munzlinger)
24. HCS for HB 1796 (Rowden) (In Fiscal Oversight)
25. HB 2122-Engler, with SCS (Schatz) (In Fiscal Oversight)
26. HCS for HB 1443, with SCS (Sater) (In Fiscal Oversight)
27. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1578-Kolkmeyer (Munzlinger)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 569-Cunningham, with HCS, as amended
SB 573-Wallingford, with HA 1, HA 2, HA 3, HA 4, HA 5, as amended & HA 6
SS for SCS for SB 592-Hegeman, with HA 1 & HA 3
SCS for SB 623-Crawford, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SIXTH DAY—THURSDAY, APRIL 19, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Show me Lord, your way, so that I may walk in your truth. Guide my heart to fear your name." (Psalm 86:6)

Gracious Lord, as we complete this week and head home to those we love make us mindful of the responsibilities that come with our time on the road. Bless our time home that we may follow Your ways and our love maybe like Yours. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from KTVI-Fox 2, KOMV-TV and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wasson offered Senate Resolution No. 1741, regarding Eagle Scout Ryan Knutson, Nixa, which was adopted.

Senator Eigel offered Senate Resolution No. 1742, regarding Abby Lewis, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1743, regarding Alexis Edgar, St. Charles, which was adopted.

Senator Libla offered Senate Resolution No. 1744, regarding Samuel D. Atwell, Poplar Bluff, which was adopted.

Senator Romine offered Senate Resolution No. 1745, regarding Mark Gibson, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 1746, regarding Carol Schwent, Sainte Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 1747, regarding Karen R. Spraul, Sainte Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 1748, regarding Chris Werner, Bloomsdale, which was adopted.

Senator Sater offered Senate Resolution No. 1749, regarding Darin Carter, which was adopted.

Senator Sater offered Senate Resolution No. 1750, regarding the Fiftieth Wedding Anniversary of Glendale "Glen" and Sharon Hood, Marionville, which was adopted.

Senator Sater offered Senate Resolution No. 1751, regarding Nancy Wray, Forsyth, which was adopted.

Senator Sater offered Senate Resolution No. 1752, regarding Ronnie Wright, which was adopted.

CONCURRENT RESOLUTIONS

Senator Munzlinger offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 53

Whereas, the Plant Industries Division of the Missouri Department of Agriculture is responsible for administering several programs and corresponding provisions of law; and

Whereas, such programs include the Feed, Seed, and Treated Timber Program; the Produce Safety Program; the Fresh Fruit and Vegetable Inspection Program; the Pesticide Program; the Plant Pest Control Program; and the Integrated Pest Management Program; and

Whereas, persons requiring licenses from each program are required to pay associated fees for such license, with such fees supporting the administration of such programs; and

Whereas, a review of all fees supporting the Plant Industries Division shall be reviewed in order to ensure fairness to persons assessed fees by the Division:

Now therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby establish the "Joint Committee on the Review of the Plant Industries Division" to examine the administration of, and fees assessed by, the Plant Industries Division; and

Be It Further Resolved that the Joint Committee on the Review of the Plant Industries Division shall be composed of five members of the

Senate, with no more than three members of one party, and seven members of the House of Representatives, with no more than four members of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate and the House members by the Speaker of the House of Representatives. All members shall be members of a standing agriculture committee within their respective chamber. The Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum. Meetings of the Joint Committee may be called at such time and place as the chairperson or chairpersons designate, but the Joint Committee shall hold at least two public meetings; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The Joint Committee may make reasonable requests for staff assistance from the research and appropriations staffs of the House and Senate, as well as the Department of Agriculture; and

Be It Further Resolved that the Joint Committee shall prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the General Assembly by November 30, 2018, at which time the Joint Committee shall be dissolved; and

Be It Further Resolved that members of the Joint Committee and any staff personnel assigned to the Joint Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Joint Committee; and

Be It Further Resolved that the actual expenses of the Joint Committee, its members, and any staff assigned to the Joint Committee incurred by the Joint Committee shall be paid by the Joint Contingent Fund; and

Be It Further Resolved that the Joint Committee is authorized to function during the legislative interim between the Second Regular Session of the Ninety-ninth General Assembly and the First Regular Session of the One-hundredth General Assembly through December 31, 2018, as recognized in *State v. Atterbury*, 300 S.W.2d 806 (Mo. 1957).

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HCS** for **HB 1443**, with **SCS**; **HCS** for **HB 1606**; **HCS** for **HB 1796**; and **HB 2122**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

REPORTS OF STANDING COMMITTEES

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the following appointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Wayne J. Henke, Democrat, as a member of the Missouri Ethics Commission.

Senator Richard moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointment, which motion prevailed.

THIRD READING OF SENATE BILLS

SB 655, introduced by Senator Sifton, entitled:

An Act to repeal sections 556.036 and 556.037, RSMo, and to enact in lieu thereof two new sections relating to statutes of limitation for certain offenses against a child, with penalty provisions.

Was taken up.

On motion of Senator Sifton, **SB 655** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sifton, title to the bill was agreed to.

Senator Sifton moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SCS for **SB 824**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 824

An Act to repeal sections 335.036, 335.066, and 335.067, RSMo, and to enact in lieu thereof three new sections relating to nurses.

Was taken up by Senator Cunningham.

On motion of Senator Cunningham, **SCS** for **SB 824** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 973, introduced by Senators Rizzo and Curls, entitled:

An Act to repeal section 84.510, RSMo, and to enact in lieu thereof one new section relating to the base annual compensation of certain police officers.

Was taken up by Senator Rizzo.

President Pro Tem Richard assumed the Chair.

On motion of Senator Rizzo, **SB 973** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Rizzo, title to the bill was agreed to.

Senator Rizzo moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Parson assumed the Chair.

SCS for **SRBs 975** and **1024**, entitled:

REVISION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 975 and 1024

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.620, 104.1024, 104.1042, 104.1054, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390,

105.400, 105.420, 105.430, 105.440, 105.445, 105.463, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.023, 115.049, 115.155, 115.177, 115.227, 115.243, 115.247, 115.287, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.641, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 181.100, 181.110, 181.130, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and sections 105.456, 105.473, 105.485, 105.957, 105.959, 105.961, 105.963, and 105.966 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and sections 130.011, 130.021, 130.026, 130.041, 130.044, 130.046, 130.057, and 130.071 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof one hundred twenty new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

Was taken up by Senator Dixon.

On motion of Senator Dixon, **SCS** for **SRBs 975** and **1024** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Wallingford moved that **SB 573**, with **HA 1**, **HA 2**, **HA 3**, **HA 4**, **HA 5**, as amended, and **HA 6** be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

HA 2 was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

HA 3 was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon

Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Nasheed Schupp—2

Absent with leave—Senator Eigel—1

Vacancies—1

HA 4 was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

HA 5, as amended, was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

HA 6 was taken up.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senator Cierpiot—1

Absent with leave—Senator Eigel—1

Vacancies—1

On motion of Senator Wallingford, **SB 573**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Crawford moved that **SCS** for **SB 623**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 623**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 623

An Act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

Was taken up.

Senator Crawford moved that **HCS** for **SCS** for **SB 623** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

On motion of Senator Crawford, **HCS** for **SCS** for **SB 623** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Hegeman moved that **SS** for **SCS** for **SB 592**, with **HA 1** and **HA 3** be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senator Sater—1

Absent with leave—Senator Eigel—1

Vacancies—1

President Pro Tem Richard assumed the Chair.

HA 3 was taken up.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Richard	Riddle	Rizzo	Romine	Rowden
Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senator Schaaf—1

Absent—Senators

Hummel	Onder	Sater—3

Absent with leave—Senator Eigel—1

Vacancies—1

On motion of Senator Hegeman, **SS** for **SCS** for **SB 592**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Kehoe	Libla	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Koenig	Nasheed	Schaaf	Schupp	Sifton	Walsh—7

Absent—Senator Hummel—1

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Cunningham moved that the Senate refuse to concur in **SB 569**, with **HCS** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Kehoe moved that **SB 907**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 907**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 907

An Act to authorize the conveyance of certain state properties.

Was taken up.

Senator Kehoe moved that **SCS** for **SB 907** be adopted.

Senator Kehoe offered **SS** for **SCS** for **SB 907**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 907

An Act to authorize the conveyance of certain state properties.

Senator Kehoe moved that **SS** for **SCS** for **SB 907** be adopted.

Senator Kehoe offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 907, Page 12, Section 8, Line 19, by striking the word "comer" and inserting in lieu thereof the following: "**corner**".

Senator Kehoe moved that the above amendment be adopted, which motion prevailed.

Senator Kehoe moved that **SS** for **SCS** for **SB 907**, as amended, be adopted, which motion prevailed.

On motion of Senator Kehoe, **SS** for **SCS** for **SB 907**, as amended, was declared perfected and ordered printed.

President Parson assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2336**, entitled:

An Act to repeal sections 195.003, 210.117, 211.038, 303.025, 452.375, 452.400, 488.029, 556.061, 577.001, 577.010, 577.013, 577.014, 579.065, 579.068, 595.030, and 595.045, RSMo, and to enact in lieu thereof seventeen new sections relating to criminal offenses, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2523** and **2524**, entitled:

An Act to repeal sections 109.210 and 610.027, RSMo, and to enact in lieu thereof four new sections relating to the sunshine law, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1542**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to pharmacy benefits managers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1915**, entitled:

An Act to repeal section 407.1107, RSMo, and to enact in lieu thereof two new sections relating to consumer protection, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2155**, entitled:

An Act to repeal sections 311.020, 311.070, 311.185, 311.190, 311.300, 311.355, 311.373, and 311.735, RSMo, and to enact in lieu thereof ten new sections relating to the transfer of intoxicating liquor.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Curls offered Senate Resolution No. 1753, regarding Bobbi Jo Reed, which was adopted.

Senator Crawford offered Senate Resolution No. 1754, regarding Donna Hirner-Gardner, which was adopted.

INTRODUCTION OF GUESTS

Senator Walsh introduced to the Senate, Mason Michael Downes, Wentzville; and Mason was made an honorary page.

Senator Riddle introduced to the Senate, the Physician of the Day, Dr. Joe Corrado, Mexico.

Senator Cunningham introduced to the Senate, Nancy Franz, and her daughter, Lauren, West Plains.

Senator Hoskins introduced to the Senate, Valencia Shuler, Caroline Deal, Ryan Duffendack, Cassie Marks, Shania Montufer, and Coach Nimmo, Warrensburg High School.

Senator Hummel introduced to the Senate, Robin Walsh, St. Louis City.

Senator Brown introduced to the Senate, Advisors Andy Offutt and Randy Becht; and Lindsey Parrish, Crocker; Zoie Francisco, Waynesville; Kelsey McCluskey, Edgar Springs; and McKaylee Peterson, Laquey, representatives of Pulaski County Rotary Club Student Government Day.

Senator Riddle introduced to the Senate, former State Representative Wayne Henke, and his son, Ted, Troy.

Senator Riddle introduced to the Senate, Chloe Shoemaker, Macon.

Senator Emery introduced to the Senate, teacher Joni Harrell, and Junior and Senior Political Science Class students, Belton High School.

Senator Cunningham introduced to the Senate, students from Ozark Christian Academy, West Plains.

Senator Cunningham introduced to the Senate, teacher Nikki Dean, and Abbi Reese, Bob Bews and Amy McMullen, Mountain View Rotary Club.

Senator Cunningham introduced to the Senate, representatives of Willow Springs Interact and Rotary Club.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, April 23, 2018.

SENATE CALENDAR

FIFTY-SEVENTH DAY–MONDAY, APRIL 23, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1261
HB 2286-Kelly (141)
HB 2360-Redmon
HB 2117-Pfautsch
HCS for HB 1591
HCS for HB 1264
HB 1249-Plocher
HCS for HB 2540
HCS for HB 2129
HCS for HB 1611
HCS for HB 2119
HCS for HB 2140
HB 2336-Tate
HCS for HBs 2523 & 2524
HCS for HB 1542
HCS for HB 1915
HB 2155-Schroer

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 982-Wieland (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1329-Remole, with SCS (Munzlinger)
2. HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
3. HCS for HB 1605, with SCS (Kehoe)
4. HB 1630-Evans (Rowden)
5. HCS for HB 1461 (Rowden)
6. HCS for HB 1286, with SCS (Romine)
7. HB 1880-Trent, with SCS (Cunningham)
8. HCS for HB 1991, with SCS (Rowden)
9. HB 1858-Christofanelli (Eigel)
10. HB 1442-Alferman, with SCS (Schatz)
11. HCS for HB 1690 (Wieland)
12. HCS for HB 1879, with SCS (Cunningham)
13. HCS for HB 1268, with SCS (Munzlinger)
14. HCS for HB 1500, with SCS (Koenig)
15. HCS for HB 2116, with SCS (Schatz)
16. HB 1355-Phillips, with SCS (Schatz)
17. HCS for HB 1617, with SCS (Onder)
18. HB 1492-Lynch (Brown)
19. HCS for HB 1597, with SCS (Wasson)
20. HB 1744-Hansen (Romine)
21. HCS for HB 1606 (Romine)
22. HB 1428-Muntzel (Munzlinger)
23. HCS for HB 2034, with SCS (Munzlinger)
24. HCS for HB 1796 (Rowden)
25. HB 2122-Engler, with SCS (Schatz)
26. HCS for HB 1443, with SCS (Sater)
27. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)

SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HB 1578-Kolkmeyer (Munzlinger)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HB 2044-Taylor, with SCS (pending) (Dixon)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

Requests to Recede or Grant Conference

SB 569-Cunningham, with HCS, as amended (Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

To be Referred

SCR 53-Munzlinger

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SEVENTH DAY—MONDAY, APRIL 23, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"As we have therefore opportunity, let us do good unto all men." (Galatians 6:10)

We thank You Lord for our safe travel here and ask that You help us to do good and find ways to express our concerns and kindness as we move forward as instruments of service and provide help to those who You have called us to serve. Guide our hearts and minds that we use this time and our energies to do that which is most necessary in this day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 19, 2018 was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Kehoe—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Nasheed offered Senate Resolution No. 1755, regarding 2018 graduates of Innovative Concept Academy at Blewett School, which was adopted.

Senator Nasheed offered Senate Resolution No. 1756, regarding the death of Eric E. Vickers, Esq., which was adopted.

Senator Schupp offered Senate Resolution No. 1757, regarding Dr. Michael A. Fulton, which was adopted.

Senator Schupp offered Senate Resolution No. 1758, regarding Teresa Sicking, which was adopted.

Senator Riddle offered Senate Resolution No. 1759, regarding Catherine Forbeck, Troy, which was adopted.

Senator Hegeman offered Senate Resolution No. 1760, regarding Kelsey Batson, Princeton, which was adopted.

Senator Hummel offered Senate Resolution No. 1761, regarding Robert Baker, St. Louis, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1762, regarding Lauren Engeman, Lee's Summit, which was adopted.

On behalf of Senator Kehoe, Senator Onder offered Senate Resolution No. 1763, regarding David Wilson Fullgraf, Hermann, which was adopted.

Senator Cunningham offered Senate Resolution No. 1764, regarding Seymour Auto Parts, which was adopted.

Senator Riddle offered Senate Resolution No. 1765, regarding Fred West, Mexico, which was adopted.

Senator Riddle offered Senate Resolution No. 1766, regarding Lonnie and Joyce Hollaway, Warrenton, which was adopted.

Senator Riddle offered Senate Resolution No. 1767, regarding Gloria Leverett, Middletown, which was adopted.

Senator Riddle offered Senate Resolution No. 1768, regarding Carmen Brandt, Fulton, which was adopted.

Senator Onder offered Senate Resolution No. 1769, regarding Sydney Wieberg, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 1770, regarding Alexis Morgan, Wentzville, which was adopted.

Senator Hummel offered Senate Resolution No. 1771, regarding Brittany Hartung, St. Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 1772, regarding Dominique Navalta, St. Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 1773, regarding Laura Elizabeth Smith, St. Louis, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1774, regarding Caroline Williams, Lee's Summit, which was adopted.

Senator Richard offered Senate Resolution No. 1775, regarding Richard King, Joplin, which was adopted.

Senator Richard offered Senate Resolution No. 1776, regarding Kenneth and Armetta Sedge, Greenfield, which was adopted.

Senator Richard offered Senate Resolution No. 1777, regarding Sid Davis, Diamond, which was adopted.

Senator Koenig offered Senate Resolution No. 1778, regarding Victoria Everson, Ellisville, which was adopted.

Senator Koenig offered Senate Resolution No. 1779, regarding Amanda Mohesky Aiken, Saint Louis, which was adopted.

Senator Rizzo offered Senate Resolution No. 1780, regarding Eagle Scout Cole F. Strawn, Kansas City, which was adopted.

Senator Rowden offered Senate Resolution No. 1781, regarding Madelyn Fritts, which was adopted.

Senator Hegeman offered Senate Resolution No. 1782, regarding the Seventieth Wedding Anniversary of Edward and Darlyne Kurtz, Oregon, which was adopted.

Senator Hegeman offered Senate Resolution No. 1783, regarding the Sixty-fifth Wedding Anniversary of Jackie and Eva Mae Miller, Craig, which was adopted.

Senator Hegeman offered Senate Resolution No. 1784, regarding the Fiftieth Wedding Anniversary of Keith and Phyllis Ottmann, Rock Port, which was adopted.

Senator Hegeman offered Senate Resolution No. 1785, regarding David H. Jerome, Ph.D., Maryville, which was adopted.

Senator Onder offered Senate Resolution No. 1786, regarding William Vernon Koeneker, Saint Peters, which was adopted.

Senator Schaaf offered Senate Resolution No. 1787, regarding Roger Martin, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1788, regarding Josee Gentry, Riverside, which was adopted.

Senator Schaaf offered Senate Resolution No. 1789, regarding Larry Crockett, Weston, which was adopted.

Senators Chappelle-Nadal and Schupp offered Senate Resolution No. 1790, regarding Rose-Lynn Sokol, Saint Louis, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1791, regarding Ralph R. Klink, Saint Louis,

which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1792, regarding Audrey Ming Lan Goedegebuure, Clayton, which was adopted.

Senator Walsh offered Senate Resolution No. 1793, regarding Samantha Kate Hayner, Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 1794, regarding Ashley Christine Knobbe, Florissant, which was adopted.

Senator Onder offered Senate Resolution No. 1795, regarding Jefferey J. Karay, O'Fallon, which was adopted.

Senator Walsh offered Senate Resolution No. 1796, regarding Eagle Scout Adam Cousteau Turbe', Florissant, which was adopted.

CONCURRENT RESOLUTIONS

Senator Emery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 54

Whereas, parody marriage is any form of marriage that does not involve one man and one woman; and

Whereas, sexual orientation is a self-asserted sex-based identity narrative that is based on a series of naked assertions and unproven faith-based assumptions that are implicitly religious; and

Whereas, nonsecular policy is state action that endorses, respects, and recognizes the beliefs of a particular religion and where the preeminent and primary force driving the state's action is not genuine, but is a sham that ultimately has a primary religious objective; and

Whereas, parody marriages and parody marriage policies are nonsecular for the purposes of the Establishment Clause of the United States Constitution; and

Whereas, secular policy is state action that is natural, neutral, noncontroversial, and based on self-evident truth, and where the preeminent and primary force driving the policy is genuine, not a sham, and not merely secondary to a religious objective; and

Whereas, marriages between a man and a woman and policies that endorse marriage between a man a woman are secular in nature for purposes of the Establishment Clause of the United States Constitution; and

Whereas, civilizations for millennia have defined marriage as a union between a man and a woman; and

Whereas, marriage between a man and a woman arose out of the nature of things and marriage between a man and a woman is natural, neutral and noncontroversial, unlike parody forms of marriage; and

Whereas, the state of Missouri has a duty under Article VI of the United States Constitution to uphold the United States Constitution; and

Whereas, the First Amendment applies to the state of Missouri through the Fourteenth Amendment; and

Whereas, the First Amendment, not the Fourteenth Amendment, has exclusive jurisdiction over which types of marriages the state can endorse, respect, and recognize; and

Whereas, all forms of parody marriage and self-asserted sex-based identity narratives and sexual orientations that fail to check out the human design are part of the religion of Secular Humanism; and

Whereas, the United States Supreme Court has found that Secular Humanism is a religion for the purpose of the Establishment Clause in *Torcaso v. Watkins*, 367 U.S. 488 (1961), and *Edwards v. Aguillard*, 482 U.S. 578 (1987); and

Whereas, the state of Missouri is prohibited from favoring or endorsing religion over nonreligion; and

Whereas, the state of Missouri's decision to respect, endorse, and recognize parody marriages and sexual orientation policies has excessively entangled the government with the religion of Secular Humanism, failed to accomplish its intended purpose, and created an indefensible legal weapon against nonobservers; and

Whereas, in the wake of *Obergefell v. Hodges*, 135 S.Ct. 2584 (2015), there has not been a land rush on gay marriage, but there has been a land rush on the persecution of nonobservers by Secular Humanists and an effort by Secular Humanists to infiltrate and indoctrinate minors in public schools to their religious world view, which is questionably moral, plausible, and obscene, and is not secular; and

Whereas, it is unsettled whether or not sexual orientation is immutable or genetic and is therefore a matter of faith; and

Whereas, parody marriages have never been a part of American tradition and heritage; and

Whereas, all forms of parody marriage erode community standards of decency and Missouri has a compelling interest to uphold community standards of decency under the Missouri Constitution; and

Whereas, parody marriage policies and sexual orientation statutes are nonsecular and policies that respect, endorse, and recognize a marriage between a man and a woman are secular; and

Whereas, in view of the First Amendment's Freedom of Expression Clause of the United States Constitution and the Missouri Constitution:

(1) Any person living in Missouri can cultivate any self-asserted sex-based identity narrative or self-asserted sexual orientation at will, even if it does not check out with the human design as a matter of self-evident observation; and

(2) Any person can conduct any form of marriage ceremony and other rituals that accords with their self-asserted sexual orientation and live as married persons do, as long as the ceremonies do not conflict with other parts of Missouri and federal law:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the State of Missouri to no longer respect, endorse, or recognize any form of parody marriage policies because parody marriages are nonsecular; and

Be It Further Resolved that the members of the Missouri General Assembly urge the State of Missouri to no longer enforce, recognize, or respect any policy that treats sexual orientation as a suspect class, because all such statutes lack a secular purpose; and

Be It Further Resolved that the members of the Missouri General Assembly urge the State of Missouri to enforce, endorse, and recognize marriages as between one man and one woman, because such marriage policies are secular, and accomplish nonreligious objectives; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor, the Attorney General, and each member of the Missouri Supreme Court.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Richard submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 907**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

President Pro Tem Richard assumed the Chair.

Senator Brown, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2001**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2002**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2003**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2004**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2005**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2006**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2007**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2008**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2009**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2010**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2011**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2012**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2013**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SB 982**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

THIRD READING OF SENATE BILLS

SS for **SB 982**, introduced by Senator Wieland, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 982

An Act to repeal sections 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof five new sections relating to payments for health care services.

Was taken up.

On motion of Senator Wieland, **SS** for **SB 982** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wieland—31				

NAYS—Senator Wasson—1

Absent—Senators—None

Absent with leave—Senator Kehoe—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Wieland, title to the bill was agreed to.

Senator Wieland moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1329, introduced by Representative Remole, with **SCS**, entitled:

An Act to repeal sections 169.291, 169.324, 169.350, and 169.360, RSMo, and to enact in lieu thereof six new sections relating to retirement benefits for public employees.

Was taken up by Senator Munzlinger.

SCS for **HB 1329**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1329

An Act to repeal sections 169.291, 169.324, 169.350, 169.360, and 169.370, RSMo, and to enact in lieu thereof seven new sections relating to retirement benefits for public employees.

Was taken up.

Senator Munzlinger moved that **SCS** for **HB 1329** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **HB 1329**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1329

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 169.291, 169.324, 169.350, 169.360, and 169.370, RSMo, and to enact in lieu thereof fourteen new sections relating to retirement benefits for public employees.

Senator Munzlinger moved that **SS** for **SCS** for **HB 1329** be adopted.

Senator Munzlinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1329, Page 10, Section 56.807, Line 15 of said page, by striking "act" and inserting in lieu thereof "**subsection**"; and further amend line 17 of said page, by striking all of said line and inserting in lieu thereof the following: "**average compensation, shall, as a condition of participation,**"; and further amend line 20 of said page, by striking "their" and inserting in lieu thereof "**the member's**"; and

Further amend said bill, page 12, section 56.833, line 10 of said page, by inserting immediately after "employment," the following: "**by**"; and further amend line 11 of said page, by inserting immediately after "and" the following: "**by**".

Senator Munzlinger moved that the above amendment be adopted, which motion prevailed.

Senator Dixon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1329, Page 38, Section 278.157, Line 16 of said page, by inserting immediately after said line the following:

"476.521. 1. Notwithstanding any provision of chapter 476 to the contrary, each person who first becomes a judge on or after January 1, 2011, and continues to be a judge may receive benefits as provided in sections **[**476.445**]** **476.450** to **[**476.688**]** **476.690** subject to the provisions of this section. **However, any person who filed as a candidate in 2010 to become a judge, was ultimately elected and became a judge in 2011 as a result of such election, was eligible in 2010 to receive a future annuity under section 104.1084, and is a judge on the effective date of this section, shall not be subject to the provisions of this section.**

2. Any person who is at least sixty-seven years of age, has served in this state an aggregate of at least twelve years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twelve-year requirement of this subsection may be fulfilled by service as judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twelve years. Any judge who is at least sixty-seven years of age and who has served less than twelve years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-seven, or thereafter, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twelve years.

3. Any person who is at least sixty-two years of age or older, has served in this state an aggregate of at least twenty years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twenty-year requirement of this subsection may be fulfilled by service as a judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twenty years. Any judge who is at least sixty-two years of age and who has served less than twenty years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-two, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twenty years.

4. All judges under this section required by the provisions of Section 26 of Article V of the Constitution of Missouri to retire at the age of seventy years shall retire upon reaching that age.

5. The provisions of sections 104.344, 476.524, and 476.690 shall not apply to judges covered by this section.

6. A judge shall be required to contribute four percent of the judge's compensation to the retirement system, which shall stand to the judge's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable as provided in sections 476.515 to 476.565, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the judge under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the judge's compensation that is includable in the judge's gross income for federal income tax purposes;

(2) Judge contributions picked up by the employer shall be paid from the same source of funds used for the payment of compensation to a judge. A deduction shall be made from each judge's compensation equal to the amount of the judge's contributions picked up by the employer. This deduction, however, shall not reduce the judge's compensation for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Judge contributions so picked up shall be credited to a separate account within the judge's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, are being paid by the employer in lieu of the contributions by the judge. The judge shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Interest credits shall cease upon retirement of the judge;

(6) A judge whose employment is terminated may request a refund of his or her contributions and interest credited thereon. If such judge is married at the time of such request, such request shall not be processed without consent from the spouse. A judge is not eligible to request a refund if the judge's retirement benefit is subject to a division of benefit order pursuant to section 104.312. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later and shall include all contributions made to any retirement plan administered by the system and interest credited thereon. A judge may not request a refund after such judge becomes eligible for retirement benefits under sections 476.515 to 476.565. A judge who receives a refund shall forfeit all the judge's service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any judge or former judge receiving long-term disability benefits shall not be eligible for a refund. If such judge subsequently becomes a judge and works continuously for at least one year, the service previously forfeited shall be restored if the judge returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any judge who made contributions shall receive a refund upon the judge's death equal to the amount, if any, of such contributions less any retirement benefits received by the judge unless an annuity is payable to a survivor or beneficiary as a result of the judge's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the judge's contributions less any annuity amounts received by the judge and the survivor or beneficiary.

7. The employee contribution rate, the benefits provided under sections 476.515 to 476.565 to judges covered under this section, and any other provision of sections 476.515 to 476.565 with regard to judges covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the judge after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

8. Any judge who is receiving retirement compensation under section 476.529 or 476.530 who becomes employed as an employee eligible to participate in the closed plan or in the year 2000 plan under chapter 104, shall not receive such retirement compensation for any calendar month in which the retired judge is so employed. Any judge who is receiving retirement compensation under section 476.529 or section 476.530 who subsequently serves as a judge as defined pursuant to subdivision (4) of subsection 1 of section 476.515 shall not receive such retirement compensation for any calendar month in which the retired judge is serving as a judge; except that upon retirement such judge's annuity shall be recalculated to include any additional service or salary accrued based on the judge's subsequent service. A judge who is receiving compensation under section 476.529 or 476.530 may continue to receive such retirement compensation while serving as a senior judge or senior commissioner and shall receive additional credit and salary for such service pursuant to section 476.682."; and

Further amend the title and enacting clause accordingly.

Senator Dixon moved that the above amendment be adopted, which motion prevailed.

Senator Curls offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1329, Page 37, Section 169.370, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1329, Page 16, Section 70.631, Line 5 of said page, by inserting after all of said line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program **of at least six hours** designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of **[**six**]** **two** hours of continuing education programs each year in the areas described in this section.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit

statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Libla offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1329, Page 13, Section 56.840, Line 6 of said page, by inserting immediately after "position" the following: "**on or after the effective date of this subsection**".

Senator Libla moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Munzlinger, **HB 1329** with **SCS**, **SS** for **SCS** and **SA 5** (pending), was placed on the Informal Calendar.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 1261**—Professional Registration.

HB 2286—Transportation, Infrastructure and Public Safety.

HB 2360—Education.

HB 2117—Seniors, Families and Children.

HCS for **HB 1591**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1264**—Government Reform.

HB 1249—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2540**—Ways and Means.

HCS for **HB 2129**—Education.

HCS for **HB 1611**—Government Reform.

HCS for **HB 2119**—Government Reform.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Carol S. Comer, 637 Norris Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Sarah Parker Pauley.

Respectfully submitted,

Eric R. Greitens

Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Tiffany Drake, P.O. Box 104231, Jefferson City, Cole County, Missouri 65110, as an alternate member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,

Eric R. Greitens

Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

David C. Hertzog, Republican, 20012 East State Route 58, Pleasant Hill, Cass County, Missouri 64080, as a member of the Missouri Veterinary Medical Board, for a term ending August 29, 2021, and until his successor is duly appointed and qualified; vice, Carol G. Ryan, term expired.

Respectfully submitted,

Eric R. Greitens

Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jon M. Kempker, 2139 Deer Trail, Jefferson City, Cole County, Missouri 65101, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Vincent M. Cannon, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Tiffany M. Middlemas, 1705 Kings Road, Kirksville, Adair County, Missouri 63501, as the student representative of the Truman State University Board of Governors, for a term ending January 1, 2020, and until her successor is duly appointed and qualified; vice, Carter Brooks Templeton, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Daniel B. Oerther, 200 Lovers Lane, Rolla, Phelps County, Missouri 65401, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2019, and until his successor is duly appointed and qualified; vice, Adrienne A. Fly, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Amy Robins, 198 Fox Creek Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Nanci A. Bobrow, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Phillip L. Slinkard, 17487 Parrot Road, Neosho, Newton County, Missouri 64850, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2018, and until his successor is duly appointed and qualified; vice, Jeanne Marie Dee, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Donna Washburn, 1059 East Nottingham Lane, Springfield, Greene County, Missouri 65810, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Kristen Buckley, resigned.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 19, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michael Whitehead, Republican, 1719 Northeast Aberdeen Drive, Lee's Summit, Jackson County, Missouri 64064, as a member of the Jackson County Board of Election Commissioners, for a term ending April 2, 2022, and until his successor is duly appointed and qualified; vice, Michael Whitehead, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

REFERRALS

President Pro Tem Richard referred **SCR 53** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

THIRD READING OF HOUSE BILLS

At the request of Senator Dixon, **HCS** for **HBs 1288**, **1377** and **2050**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1605**, with **SCS**, was placed on the Informal Calendar.

HB 1630 was placed on the Informal Calendar.

HCS for **HB 1461** was placed on the Informal Calendar.

HCS for **HB 1286**, with **SCS**, entitled:

An Act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

Was taken up by Senator Romine.

SCS for **HCS** for **HB 1286**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1286

An Act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

Was taken up.

Senator Romine moved that **SCS** for **HCS** for **HB 1286** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1286, Page 3, Section 319.318, Line 79, by inserting after all of said line the following:

"**644.059. Agricultural stormwater discharges and return flows from irrigated agriculture shall be exempt from the permit requirements of sections 644.006 to 644.141. Agricultural stormwater discharges and return flows from irrigated agriculture shall not be considered unlawful under subdivision (1) or (2) of subsection 1 of section 644.051, unless those discharges or return flows have entered waters of the state and have rendered such waters harmful, detrimental, or injurious to public health, safety, or welfare, to industrial or agricultural uses, or to wild animals, birds, or fish. For the purposes of this section, agricultural stormwater discharges and return flows from irrigated agriculture shall include stormwater and snow melt runoff, drainage, and infiltration, including water that leaves land as a result of the application of irrigation water, both surface and subsurface, from standard farming industry practices. This shall include, but not be limited to, cultivation and tillage of soil, and production, growing, raising, and harvesting of agricultural commodities and livestock. Nothing in this section shall be construed to effect, limit, or supersede sections 640.700 to 640.755 or any other law or regulation of concentrated animal feeding operations.**"; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted.

At the request of Senator Romine, **HCS** for **HB 1286**, with **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator Chappelle-Nadal offered Senate Resolution No. 1797, regarding Alexa Sutherlin, Clayton, which was adopted.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Coaches Lewis Theobald, Maddi Moon, Michael Eade, Jason

Pendleton and Emily Eldridge; Athletic Trainer Rebecca David; and players Ashton Dvorak, Ana Dilkes, Mikala Modiri, Taylor Hughes, Courtney Killian, Taylor Thompson, Kelsey Mueller, Alex Harms, Emily Griffin, Abby Rhodes, Kayla Hamner, Haley Freeman, Alexis Cutrera, Frankie Ross, Callie Henshaw, Mallory Broady, Megan Woolley, Allysa Gann, Gianna Palmentere, Baylie Edwards, Emma Jarrell, Makayla Toth, Ashley Moses, Annie Parscale, Madi Sanders, Jordyn Atagi, Kristina Colling, Jada Scott, Skylar Drum and Mallory Kroencke, 2017 University of Central Missouri NCAA Division II National Champion Jennies soccer team.

Senator Hoskins introduced to the Senate, Coaches David Slifer, Mike Nicholson, Tammy Slifer and Kenzie Williams; and players Paige Redmond, GiGi McAtee, Sydney Crockett, Kayonna Lee, Kendra Gladbach, Abby Gann, Kelsey Williams, Emilie Jobst, Megan Skaggs, Peyton Taylor, Morgan Fleming, Jolene Shipps, Sydney Skaggs, Madison Sandor and Meghan Allen, 2017-2018 University of Central Missouri NCAA Division II Jennies National Champion basketball team.

Senator Romine introduced to the Senate, Heather Kopp, and her parents, Dennis and Kanetra Kopp, Odessa; and grandparents, Jack Powell and Linda Slover, Sedalia.

On motion of Senator Onder, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-EIGHTH DAY–TUESDAY, APRIL 24, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2140
HB 2336-Tate
HCS for HBs 2523 & 2524
HCS for HB 1542
HCS for HB 1915
HB 2155-Schroer

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SB 907-Kehoe

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1880-Trent, with SCS (Cunningham)
2. HCS for HB 1991, with SCS (Rowden)
3. HB 1858-Christofanelli (Eigel)
4. HB 1442-Alferman, with SCS (Schatz)
5. HCS for HB 1690 (Wieland)
6. HCS for HB 1879, with SCS (Cunningham)
7. HCS for HB 1268, with SCS (Munzlinger)
8. HCS for HB 1500, with SCS (Koenig)
9. HCS for HB 2116, with SCS (Schatz)
10. HB 1355-Phillips, with SCS (Schatz)
11. HCS for HB 1617, with SCS (Onder)
12. HB 1492-Lynch (Brown)
13. HCS for HB 1597, with SCS (Wasson)
14. HB 1744-Hansen (Romine)
15. HCS for HB 1606 (Romine)
16. HB 1428-Muntzel (Munzlinger)
17. HCS for HB 2034, with SCS (Munzlinger)
18. HCS for HB 1796 (Rowden)
19. HB 2122-Engler, with SCS (Schatz)
20. HCS for HB 1443, with SCS (Sater)
21. HCS for HB 1645 (Rowden)
22. HCS for HB 2001 (Brown)
23. HCS for HB 2002, with SCS (Brown)
24. HCS for HB 2003, with SCS (Brown)
25. HCS for HB 2004, with SCS (Brown)
26. HCS for HB 2005, with SCS (Brown)
27. HCS for HB 2006, with SCS (Brown)
28. HCS for HB 2007, with SCS (Brown)
29. HCS for HB 2008, with SCS (Brown)
30. HCS for HB 2009, with SCS (Brown)
31. HCS for HB 2010, with SCS (Brown)
32. HCS for HB 2011, with SCS (Brown)
33. HCS for HB 2012, with SCS (Brown)
34. HCS for HB 2013, with SCS (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)

SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1286, with SCS & SA 1 (pending) (Romine)
HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS (Onder)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1605, with SCS (Kehoe)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HB 2044-Taylor, with SCS (pending) (Dixon)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as amended (Romine)

Requests to Recede or Grant Conference

SB 569-Cunningham, with HCS, as amended (Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

To be Referred

SCR 54-Emery

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-EIGHTH DAY—TUESDAY, APRIL 24, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"A word fitly spoken is like gold." (Proverbs 25:11)

Almighty God, we are so mindful how people listen to what we say and pay attention to what we do; some will rejoice others will criticize and disagree. Help us to prepare well for what we will say and write and especially what we will do. Help us be extra careful what we say for there is power in our words and they can do good as well as harm. So we ask that You bless us with what we must study and the discipline we need to convey what we hope to accomplish here. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from Missourinet were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1798, regarding Marilyn Ratkin, St. Louis, which was adopted.

Senator Kehoe offered Senate Resolution No. 1799, regarding the death of Deputy Casey Lee Shoemate, Eldon, which was adopted.

Senator Koenig offered Senate Resolution No. 1800, regarding Gabriella Indelicato, Grover, which was adopted.

Senator Koenig offered Senate Resolution No. 1801, regarding Megan Majeski, Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1802, regarding Courtney Kramme, Kirkwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1803, regarding Anna Marie Jones, Des Peres, which was adopted.

Senator Koenig offered Senate Resolution No. 1804, regarding Lauren Hammett, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1805, regarding Megan Lynn Hake, Ellisville, which was adopted.

Senator Koenig offered Senate Resolution No. 1806, regarding Aurora Paolicchi, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1807, regarding Erica Ried, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1808, regarding Danielle Stallings, Ballwin, which was adopted.

Senator Nasheed offered Senate Resolution No. 1809, regarding Chuck Loomis, St. Joseph, which was adopted.

Senator Nasheed offered Senate Resolution No. 1810, regarding Gary Wilkinson, Liberty, which was adopted.

Senator Sater offered Senate Resolution No. 1811, regarding Nadean Davis, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 1812, regarding Janet Beeler, Lampe, which was adopted.

Senator Sater offered Senate Resolution No. 1813, regarding Shirley "Sam" Morgan Alps, Pineville, which was adopted.

Senator Sater offered Senate Resolution No. 1814, regarding Maura Sparks, Pierce City, which was adopted.

Senator Sater offered Senate Resolution No. 1815, regarding E. Edd Akers, Branson, which was adopted.

HOUSE BILLS ON THIRD READING

At the request of Senator Cunningham, **HB 1880**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Rowden, **HCS** for **HB 1991**, with **SCS**, was placed on the Informal Calendar.

HB 1858, introduced by Representative Christofanelli, entitled:

An Act to amend chapter 32, RSMo, by adding thereto one new section relating to the department of revenue.

Was taken up by Senator Eigel.

Senator Eigel offered **SS** for **HB 1858**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1858

An Act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue.

Senator Eigel moved that **SS** for **HB 1858** be adopted.

Senator Wasson offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1858, Page 3, Section 32.310, Line 15 of said page, by inserting after all of said line the following:

"99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall

be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the

redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation

by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to

nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund **for redevelopment projects approved prior to August 28, 2018,** exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve **[**either**]**:

(a) A former automobile manufacturing plant; **[**or**]**

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs**; or**

(c) A health information technology employer employing over seven thousand employees in the state of Missouri and which is estimated to create in excess of fifteen thousand new jobs with an average annual wage of more than seventy-five thousand dollars.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) **At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans or projects approved on or after August 28, 2018, and before August 28, 2028, be increased by or exceed ten million dollars. Any individual redevelopment plan or project approved prior to August 28, 2018, which is expanded with buildings of new construction shall not be increased by more than three million dollars annually in excess of the original previously approved maximum annual projected amount. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans or projects approved on or after August 28, 2028, exceed twenty million dollars; provided, however, that such ceilings shall not apply to redevelopment plans or projects exempted from such ceilings under subdivision (3) of this subsection. For all redevelopment plans or projects initially approved on or after August 28, 2018, at no time shall a single redevelopment plan or project within such redevelopment plan receive an appropriation under this section that exceeds three million dollars annually;**

(5) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund

shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971.”; and

Further amend the title and enacting clause accordingly.

Senator Wasson moved that the above amendment be adopted.

Senator Schaaf raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Eigel moved that **SS** for **HB 1858** be adopted, which motion prevailed.

On motion of Senator Eigel, **SS** for **HB 1858** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wieland—32			

NAYS—Senators—None

Absent—Senator Wasson—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1442, with **SCS**, introduced by Representative Alferman, entitled:

An Act to repeal sections 49.060, 59.800, 105.030, and 640.648, RSMo, and to enact in lieu thereof four new sections relating to county government.

Was taken up by Senator Schatz.

SCS for **HB 1442**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1442

An Act to repeal sections 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 70.370, 71.015, 84.510, 88.770, 94.900, 105.030, 115.124, 137.556, 162.441, 227.600, 263.245, and 304.060, RSMo, and to enact in lieu thereof twenty-eight new sections relating to local government, with existing penalty provisions.

Was taken up.

Senator Schatz moved that **SCS** for **HB 1442** be adopted.

Senator Schatz offered **SS** for **SCS** for **HB 1442**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1442

An Act to repeal sections 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 70.370, 71.015, 84.510, 94.900, 105.030, 108.120, 115.124, 137.555, 137.556, 162.441, 227.600, 263.245, 304.060, 475.050, 475.070, 475.075, 475.290, and 475.320, RSMo, and to enact in lieu thereof thirty-four new sections relating to local government, with existing penalty provisions.

Senator Schatz moved that **SS** for **SCS** for **HB 1442** be adopted.

Senator Dixon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1442, Page 28, Section 65.620, Line 13 of said page, by inserting after all of said line the following:

"67.398. 1. The governing body of any city or village, or any county having a charter form of government, or any county of the first classification that contains part of a city with a population of at least three hundred thousand inhabitants, may enact ordinances to provide for the abatement of a condition of any lot or land that has the presence of a nuisance including, but not limited to, debris of any kind, weed cuttings, cut, fallen, or hazardous trees and shrubs, overgrown vegetation and noxious weeds which are seven inches or more in height, rubbish and trash, lumber not piled or stacked twelve inches off the ground,

rocks or bricks, tin, steel, parts of derelict cars or trucks, broken furniture, any flammable material which may endanger public safety or any material or condition which is unhealthy or unsafe and declared to be a public nuisance.

2. The governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may enact ordinances for the abatement of a condition of any lot or land that has vacant buildings or structures open to entry.

3. Any ordinance authorized by this section shall provide for service to the owner of the property **[**and, if the property is not owner-occupied, to any occupant of the property**]** of a written notice specifically describing each condition of the lot or land declared to be a public nuisance, and which notice shall identify what action will remedy the public nuisance. Unless a condition presents an immediate, specifically identified risk to the public health or safety, the notice shall provide a reasonable time, not less than ten days, in which to abate or commence removal of each condition identified in the notice. Written notice may be given by personal service or by first-class mail to **[**both the occupant of the property at the property address and**]** the owner at the last known address of the owner**[**, if not the same**]**. Upon a failure of the owner to pursue the removal or abatement of such nuisance without unnecessary delay, the building commissioner or designated officer may cause the condition which constitutes the nuisance to be removed or abated. If the building commissioner or designated officer causes such condition to be removed or abated, the cost of such removal or abatement and the proof of notice to the owner of the property shall be certified to the city clerk or officer in charge of finance who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the collecting official's option, for the property and the certified cost shall be collected by the city collector or other official collecting taxes in the same manner and procedure for collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered delinquent, and the collection of the delinquent bill shall be governed by the laws governing delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal debt against the owner and shall also be a lien on the property from the date the tax bill is delinquent until paid.

67.410. 1. Except as provided in subsection 3 of this section, any ordinance enacted pursuant to section 67.400 shall:

(1) Set forth those conditions detrimental to the health, safety or welfare of the residents of the city, town, village, or county the existence of which constitutes a nuisance;

(2) Provide for duties of inspectors with regard to such buildings or structures and shall provide for duties of the building commissioner or designated officer or officers to supervise all inspectors and to hold hearings regarding such buildings or structures;

(3) Provide for service of adequate notice of the declaration of nuisance, which notice shall specify that the property is to be vacated, if such be the case, reconditioned or removed, listing a reasonable time for commencement; and may provide that such notice be served either by personal service **[**or**],** by certified mail, return receipt requested, **or by a private delivery service, which is substantially equivalent to certified mail,** but if service cannot be had by either of these modes of service, then service may be had by publication. The ordinances shall further provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an interest in the building or structure as shown by the land records of the recorder of deeds of the county wherein the land is located shall be made parties;

(4) Provide that upon failure to commence work of reconditioning or demolition within the time specified or upon failure to proceed continuously with the work without unnecessary delay, the building

commissioner or designated officer or officers shall call and have a full and adequate hearing upon the matter, giving the affected parties at least ten days' written notice of the hearing. Any party may be represented by counsel, and all parties shall have an opportunity to be heard. After the hearings, if the evidence supports a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, the building commissioner or designated officer or officers shall issue an order making specific findings of fact, based upon competent and substantial evidence, which shows the building or structure to be a nuisance and detrimental to the health, safety, or welfare of the residents of the city, town, village, or county and ordering the building or structure to be demolished and removed, or repaired. If the evidence does not support a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, no order shall be issued;

(5) Provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is demolished, secured, or repaired, or the property is cleaned up, the cost of performance shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill or assessment therefor against the property to be prepared and collected by the city collector or other official collecting taxes, unless the building or structure is demolished, secured or repaired by a contractor pursuant to an order issued by the city, town, village, or county and such contractor files a mechanic's lien against the property where the dangerous building is located. The contractor may enforce this lien as provided in sections 429.010 to 429.360. Except as provided in subsection 3 of this section, at the request of the taxpayer the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid. A city not within a county or a city with a population of at least four hundred thousand located in more than one county, notwithstanding any charter provision to the contrary, may, by ordinance, provide that upon determination by the city that a public benefit will be gained the city may discharge the special tax bill, including the costs of tax collection, accrued interest and attorneys fees, if any.

2. If there are proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure caused by or arising out of any fire, explosion, or other casualty loss, the ordinance may establish a procedure for the payment of up to twenty-five percent of the insurance proceeds, as set forth in this subsection. The order or ordinance shall apply only to a covered claim payment which is in excess of fifty percent of the face value of the policy covering a building or other structure:

(1) The insurer shall withhold from the covered claim payment up to twenty-five percent of the covered claim payment, and shall pay such moneys to the city to deposit into an interest-bearing account. Any named mortgagee on the insurance policy shall maintain priority over any obligation under the order or ordinance;

(2) The city or county shall release the proceeds and any interest which has accrued on such proceeds received under subdivision (1) of this subsection to the insured or as the terms of the policy and endorsements thereto provide within thirty days after receipt of such insurance moneys, unless the city or county has instituted legal proceedings under the provisions of subdivision (5) of subsection 1 of this section. If the city or county has proceeded under the provisions of subdivision (5) of subsection 1 of this section, all moneys in excess of that necessary to comply with the provisions of subdivision (5) of subsection 1 of this section for the removal, securing, repair and cleanup of the building or structure, and the lot on which it is located, less salvage value, shall be paid to the insured;

(3) If there are no proceeds of any insurance policy as set forth in this subsection, at the request of the taxpayer, the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be a lien on the property until paid;

(4) This subsection shall apply to fire, explosion, or other casualty loss claims arising on all buildings and structures;

(5) This subsection does not make the city or county a party to any insurance contract, and the insurer is not liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.

3. The governing body of any city not within a county and the governing body of any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county may enact their own ordinances pursuant to section 67.400 and are exempt from subsections 1 and 2 of this section.

4. Notwithstanding the provisions of section 82.300, any city may prescribe and enforce and collect fines and penalties for a breach of any ordinance enacted pursuant to section 67.400 or this section and to punish the violation of such ordinance by a fine or imprisonment, or by both fine and imprisonment. Such fine may not exceed one thousand dollars, unless the owner of the property is not also a resident of the property, then such fine may not exceed two thousand dollars.

5. The ordinance may also provide that a city not within a county or a city with a population of at least three hundred fifty thousand located in more than one county may seek to recover the cost of demolition prior to the occurrence of demolition, as described in this subsection. The ordinance may provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is ordered to be demolished, secured or repaired, and the owner has been given an opportunity for a hearing to contest such order, then the building commissioner or other designated officer or officers may solicit no less than two independent bids for such demolition work. The amount of the lowest bid, including offset for salvage value, if any, plus reasonable anticipated costs of collection, including attorney's fees, shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill to be issued against the property owner to be prepared and collected by the city collector or other official collecting taxes. The municipal clerk or other officer in charge of finance shall discharge the special tax bill upon documentation by the property owner of the completion of the ordered repair or demolition work. Upon determination by the municipal clerk or other officer in charge of finance that a public benefit is secured prior to payment of the special tax bill, the municipal clerk or other officer in charge of finance may discharge the special tax bill upon the transfer of the property. The payment of the special tax bill shall be held in an interest-bearing account. Upon full payment of the special tax bill, the building commissioner or other designated officer or officers shall, within one hundred twenty days thereafter, cause the ordered work to be completed, and certify the actual cost thereof, including the cost of tax bill collection and attorney's fees, to the city clerk or other officer in charge of finance who shall, if the actual cost differs from the paid amount by greater than two percent of the paid amount, refund the excess payment, if any, to the payor, or if the actual amount is greater, cause a special tax bill or assessment for the difference against the property to be prepared and collected by the city collector or other official collecting taxes. If the building commissioner or other designated officer or officers shall not, within one hundred twenty days after full payment, cause the ordered work to be completed, then the full amount of the payment, plus interest, shall be repaid to the payor. Except as provided in subsection 2 of this section, at the request of the taxpayer the

tax bill for the difference may be paid in installments over a period of not more than ten years. The tax bill for the difference from the date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid."; and

Further amend the title and enacting clause accordingly.

Senator Dixon moved that **SA 1** be adopted.

At the request of Senator Schatz, **HB 1442,** with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

HCS for **HB 1690**, entitled:

An Act to repeal sections 375.1218, 376.715, 376.717, 376.718, 376.720, 376.722, 376.724, 376.725, 376.726, 376.733, 376.734, 376.735, 376.737, 376.738, 376.742, 376.743, 376.746, 376.747, 376.748, 376.755, 376.756, and 376.758, RSMo, and to enact in lieu thereof twenty-two new sections relating to the Missouri life and health insurance guaranty association act.

Was taken up by Senator Wieland.

On motion of Senator Wieland, **HCS** for **HB 1690** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wieland—30					

NAYS—Senators—None

Absent—Senators

Sater	Wasson—2

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Wieland, title to the bill was agreed to.

Senator Wieland moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2017**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments of

state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2018**, entitled:

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1999**, entitled:

An Act to repeal section 386.266, RSMo, and to enact in lieu thereof two new sections relating to rate adjustments outside of general rate proceedings for certain public utilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1289**, entitled:

An Act to repeal sections 116.050, 116.160, 116.230, 116.270, 116.332, and 116.334, RSMo, and to enact in lieu thereof eight new sections relating to ballot initiatives and referendums, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Richard referred **SCR 54** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

RESOLUTIONS

Senator Wasson offered Senate Resolution No. 1816, regarding Gayle Bodenhamer, Strafford, which was adopted.

Senator Wasson offered Senate Resolution No. 1817, regarding John Collins, Strafford, which was adopted.

Senator Wasson offered Senate Resolution No. 1818, regarding Joan Snider, Springfield, which was adopted.

Senator Wasson offered Senate Resolution No. 1819, regarding Mark E. Donovan, Springfield, which was adopted.

Senator Riddle offered Senate Resolution No. 1820, regarding Tom Howard, Fulton, which was adopted.

Senator Riddle offered Senate Resolution No. 1821, regarding Chloe J. Shoemaker, Columbia, which was adopted.

Senator Riddle offered Senate Resolution No. 1822, regarding Tori Schafer, Columbia, which was adopted.

Senator Riddle offered Senate Resolution No. 1823, regarding Eagle Scout Henry W. Kloeckner, Hawk Point, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1824, regarding Lillian Orskog, Kirksville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1825, regarding Macy Thomas, Kirksville, which was adopted.

Senator Wallingford offered Senate Resolution No. 1826, regarding Sharon Eck, Fredericktown, which was adopted.

Senator Wallingford offered Senate Resolution No. 1827, regarding John Cook, Wappapello, which was adopted.

Senator Wallingford offered Senate Resolution No. 1828, regarding James Roger Huff, Marble Hill, which was adopted.

Senator Wallingford offered Senate Resolution No. 1829, regarding Larry K. Miller, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 1830, regarding Sergia Pecaut, Perryville, which was adopted.

Senator Wallingford offered Senate Resolution No. 1831, regarding Erica Townsend, Lilbourn, which was adopted.

Senator Romine offered Senate Resolution No. 1832, regarding John Freeman, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 1833, regarding Charles G. Boyer, Desloge, which was adopted.

Senator Brown offered Senate Resolution No. 1834, regarding Jake Warren, Dixon, which was adopted.

Senator Brown offered Senate Resolution No. 1835, regarding Gary Porter, St. Robert, which was adopted.

Senator Brown offered Senate Resolution No. 1836, regarding Jerry Bumpus, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1837, regarding David Tomlinson, Camdenton, which was adopted.

Senator Brown offered Senate Resolution No. 1838, regarding Hazel Parrish, Camdenton, which was adopted.

Senator Wieland offered Senate Resolution No. 1839, regarding Brogan Eyre, Barnhart, which was adopted.

Senator Romine offered Senate Resolution No. 1840, regarding Donald Hill, Ellington, which was adopted.

Senator Romine offered Senate Resolution No. 1841, regarding Anita Massie, Ellington, which was adopted.

Senator Wieland offered Senate Resolution No. 1842, regarding Claire Lambert, Fenton, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the following appointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Eddy A. Justice, Republican, as a member of the State Board of Education.

Senator Richard moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointment.

At the request of Senator Richard, the above motion was withdrawn.

HOUSE BILLS ON THIRD READING

HCS for **HB 1879**, with **SCS**, entitled:

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof ten new sections relating to financial transactions involving public entities.

Was taken up by Senator Cunningham.

SCS for **HCS** for **HB 1879**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1879

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof ten new sections relating to financial transactions involving public entities, with existing penalty provisions.

Was taken up.

Senator Cunningham moved that **SCS** for **HCS** for **HB 1879** be adopted.

Senator Cunningham offered **SS** for **SCS** for **HCS** for **HB 1879**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1879

An Act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

Senator Cunningham moved that **SS** for **SCS** for **HCS** for **HB 1879** be adopted.

Senator Libla offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 20, Section 110.140, Line 12 of said page, by inserting after all of said line the following:

"137.225. 1. In all counties, except the city of St. Louis, the assessor shall be provided with two books, one to be called the "real estate book", and the other to be called the "personal assessment book".

2. The real estate book shall contain all lands subject to assessment. It shall be in tabular form, with suitable captions and separate columns. The first column shall contain the name of the owner, if known; if not, the name of the party who paid the last tax; if no tax has ever been paid, then the name of the original patentee, grantee or purchaser from the federal government, the state or county, as the case may be, opposite thereto; the second column shall contain the residence of the owner **or, upon written consent of the owner filed with the assessor, an alternate address for the purpose of mailing ad valorem property tax statements to someone other than an owner, family trust, or mortgage holder receiving escrow payments**; the third column shall contain an accurate description of the land by the smallest legal subdivisions, or by smaller parts, lots or parcels, when sections and the subdivisions thereof are subdivided into parts, lots or parcels; the fourth column shall contain the actual cash valuation. When any person shall be the owner or original purchaser of a section, quarter section or half quarter section, block, half block or quarter block, the same shall be assessed as one tract. The assessor shall arrange, collect and list all lands owned by one person in the county, under his name and on the same page, if there be room to contain it, and if not on the next and following leaf, with proper indications of such continuance, whether they be lots and blocks in a city, or sections or parts of sections in the country, the lowest numbered range, township and section, block, lot or survey always being placed first in such list, and so on in numerical order until said list for each property owner is completed. The assessor shall consolidate all lands owned by one person in a square or block into one tract, lot or call, and for any violation of this section, in unnecessarily dividing the same into more tracts than one or more lots than one, the county commission shall deduct from his account for making the county assessment, ten cents for each lot or tract not so consolidated. At the close of each owners list, the assessor shall place all the lands that appear to belong to the owner, which cannot be properly described by numerical order, as contemplated in this section, which shall be otherwise properly described, indicating the quantity and location thereof.

3. The personal assessment book shall contain a list of the names of all persons liable to assessment, alphabetically arranged with proper priority of vowels. The assessor shall set opposite their names the tangible personal property respectively owned by them. It shall be in tabular form, with suitable captions and proper columns; the first column shall contain the names of the persons assessed; the second column shall contain the residence, if in the city, the ward, addition and block, or, if outside an incorporated city or town, the township in the county; the third column shall contain the occupation of the party assessed; the fourth column shall contain each kind of property assessed; the fifth column shall contain the assessed value thereof; the sixth column shall contain the amount chargeable to each person, and there may be such other columns as are useful and convenient in practice.

4. Nothing in this section shall be construed to prohibit separate real estate and personal assessment books in all incorporated cities where they are necessary."; and

Further amend the title and enacting clause accordingly.

Senator Libla moved that the above amendment be adopted.

At the request of Senator Cunningham, **HCS** for **HB 1879**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

HCS for **HB 1268**, with **SCS**, entitled:

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to dental faculty permits.

Was taken up by Senator Munzlinger.

SCS for **HCS** for **HB 1268**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1268

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to the Missouri dental board.

Was taken up.

Senator Munzlinger moved that **SCS** for **HCS** for **HB 1268** be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SCS** for **HCS** for **HB 1268** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

HCS for **HB 1500**, with **SCS**, entitled:

An Act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof twelve new sections relating to the board of cosmetology and barber examiners.

Was taken up by Senator Koenig.

SCS for **HCS** for **HB 1500**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1500

An Act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to the board of cosmetology and barber examiners.

Was taken up.

Senator Koenig moved that **SCS** for **HCS** for **HB 1500** be adopted.

Senator Koenig offered **SS** for **SCS** for **HCS** for **HB 1500**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1500

An Act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to the board of cosmetology and barber examiners.

Senator Koenig moved that **SS** for **SCS** for **HCS** for **HB 1500** be adopted.

Senator Rowden offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 1, In the Title, Lines 5-6, by striking "board of cosmetology and barber examiners" and

inserting in lieu thereof the following: "reduction in regulation of certain occupations"; and

Further amend said bill and page, section A, line 6 of said page, by inserting immediately after said line the following:

"**324.047. 1. The purpose of this section is to promote general welfare by establishing guidelines for the regulation of occupations and professions not regulated prior to January 1, 2019, and guidelines for combining any additional occupations or professions under a single license regulated by the state prior to January 1, 2019.**

2. For purposes of this section, the following terms mean:

(1) "Applicant group", any occupational or professional group or organization, any individual, or any other interested party that seeks to be licensed or further regulated or supports any bill that proposes to combine any additional occupations or professions under a single license regulated by the state prior to January 1, 2019;

(2) "Certification", a program in which the government grants nontransferable recognition to an individual who meets personal qualifications established by a regulatory entity. Upon approval, the individual may use "certified" as a designated title. This term shall not be synonymous with an occupational license;

(3) "Department", the department of insurance, financial institutions and professional registration;

(4) "Director", the director of the division of professional registration;

(5) "Division", the division of professional registration;

(6) "General welfare", the concern of the government for the health, peace, morality, and safety of its residents;

(7) "Lawful occupation", a course of conduct, pursuit, or profession that includes the sale of goods or services that are not themselves illegal to sell irrespective of whether the individual selling them is subject to an occupational regulation;

(8) "Least restrictive type of occupational regulation", the regulation that is least restrictive, in which the following list of regulations in order from least to most restrictive is used to make such determination:

(a) Bonding or insurance;

(b) Registration;

(c) Certification;

(d) Occupational license;

(9) "Occupational license", a nontransferable authorization in law for an individual to perform a lawful occupation for compensation based on meeting personal qualifications established by a regulatory entity and that, if not possessed, prohibits the individual from performing the occupation for compensation;

(10) "Occupational regulation", a statute, ordinance, rule, practice, policy, or other law requiring an individual to possess certain personal qualifications to work in a lawful occupation;

(11) "Personal qualifications", criteria related to an individual's personal background, including completion of an approved educational program, satisfactory performance on an examination, work experience, criminal history, and completion of continuing education;

(12) "Practitioner", an individual who has achieved knowledge and skill by practice and is actively engaged in a specified occupation or profession;

(13) "Registration", a requirement established by the general assembly in which an individual:

(a) Submits notification to a state agency; and

(b) May use "registered" as a designated title.

Notification may include the individual's name and address, the individual's agent for service of process, the location of the activity to be performed, and a description of the service the individual provides. Registration may include a requirement to post a bond but does not include education or experience requirements. If the requirement of registration is not met, the individual is prohibited from performing the occupation for compensation or using "registered" as a designated title. The term "registration" shall not be synonymous with an occupational license;

(14) "Regulatory entity", any board, commission, agency, division, or other unit or subunit of state government that regulates one or more professions, occupations, industries, businesses, or other endeavors in this state;

(15) "State agency", every state office, department, board, commission, regulatory entity, and agency of the state. The term "state agency" includes, if provided by law, programs and activities involving less than the full responsibility of a state agency;

(16) "Substantial burden", a requirement in an occupational regulation that imposes significant difficulty or cost on an individual seeking to enter into or continue in a lawful occupation and is more than an incidental burden.

3. All individuals may engage in the occupation of their choice, free from unreasonable government regulation. The state shall not impose a substantial burden on an individual's pursuit of his or her occupation or profession unless there is a reasonable interest for the state to protect the general welfare. If such an interest exists, the regulation adopted by the state shall be the least restrictive type of occupational regulation consistent with the public interest to be protected.

4. All bills introduced in the general assembly to regulate, pursuant to subsection 6 of this section, an occupation or profession shall be reviewed according to the following criteria. An occupation or profession shall be regulated by the state if:

(1) Unregulated practice could cause harm and endanger the general welfare, and the potential for further harm and endangerment is recognizable;

(2) The public can reasonably be expected to benefit from an assurance of personal qualifications; and

(3) The general welfare cannot be sufficiently protected by other means.

5. After evaluating the criteria in subdivision (3) of this subsection and considering governmental, economic, and societal costs and benefits, if the general assembly finds that the state has a reasonable interest in regulating, pursuant to subsection 6 of this section, an occupation or profession not previously

regulated by law, the most efficient form of regulation shall be implemented, consistent with this section and with the need to protect the general welfare, as follows:

(1) If the threat to the general welfare resulting from the practitioner's services is easily predictable, the regulation shall implement a system of insurance, bonding, or registration;

(2) If the consumer has challenges accessing credentialing information or possesses significantly less information on how to report abuses such that the practitioner puts the consumer in a disadvantageous position relative to the practitioner to judge the quality of the practitioner's services, the regulation shall implement a system of certification; and

(3) If other regulatory structures, such as bonding, insurance, registration, and certification, insufficiently protect the general welfare from recognizable harm, the regulation shall implement a system of licensing.

6. After January 1, 2019, any relevant regulatory entity shall report, and the department shall make available to the general assembly, upon the filing of a bill that proposes additional regulation of a profession or occupation currently regulated by the regulatory entity, the following factors to the department:

(1) A description of the professional or occupational group proposed for expansion of regulation, including the number of individuals or business entities that would be subject to regulation to the extent that such information is available; the names and addresses of associations, organizations, and other groups representing the practitioners; and an estimate of the number of practitioners in each group;

(2) Whether practice of the profession or occupation proposed for expansion of regulation requires such a specialized skill that the public is not qualified to select a competent practitioner without assurances that minimum qualifications have been met;

(3) The nature and extent of potential harm to the public if the profession or occupation is not regulated as described in the bill, the extent to which there is a threat to the general welfare, and production of evidence of potential harm, including a description of any complaints filed with state law enforcement authorities, courts, departmental agencies, professional or occupational boards, and professional and occupational associations that have been lodged against practitioners of the profession or occupation in this state within the past five years. Notwithstanding the provisions of this section or any other section, the relevant regulatory entity shall provide, and the department shall make available to the general assembly, the information relating to such complaints even if the information is considered a closed record or otherwise confidential; except that, the regulatory entity and the department shall redact names and other personally identifiable information from the information released;

(4) A description of the voluntary efforts made by practitioners of the profession or occupation to protect the public through self-regulation, private certifications, membership in professional or occupational associations, or academic credentials and a statement of why these efforts are inadequate to protect the public;

(5) The extent to which expansion of regulation of the profession or occupation will increase the cost of goods or services provided by practitioners and the overall cost-effectiveness and economic impact of the proposed regulation, including the direct cost to the government and the indirect costs to consumers;

(6) The extent to which expansion of regulation of the profession or occupation would increase or

decrease the availability of services to the public;

(7) The extent to which existing legal remedies are inadequate to prevent or redress the kinds of harm potentially resulting from the lack of the requirements outlined in the bill;

(8) Why bonding and insurance, registration, certification, occupational license to practice, or another type of regulation is being proposed, why that regulatory alternative was chosen, and whether the proposed method of regulation is appropriate;

(9) A list of other states that regulate the profession or occupation, the type of regulation, copies of other state's laws, and available evidence from those states of the effect of regulation on the profession or occupation in terms of a before-and-after analysis;

(10) The details of any previous efforts in this state to implement regulation of the profession or occupation;

(11) Whether the proposed requirements for regulation exceed the national industry standards of minimal competence, if such standards exist, and what those standards are if they exist; and

(12) The method proposed to finance the proposed regulation and financial data pertaining to whether the proposed regulation can be reasonably financed by current or proposed licensees through dedicated revenue mechanisms.

7. If no existing regulatory entity regulates the occupation or profession to be regulated in the bill, the department shall report and make available to the general assembly, upon the filing of a bill after January 1, 2019, that proposes new regulation of a profession or occupation, the following factors:

(1) A description of the professional or occupational group proposed for regulation, including the number of individuals or business entities that would be subject to regulation to the extent that such information is available; the names and addresses of associations, organizations, and other groups representing the practitioners; and an estimate of the number of practitioners in each group;

(2) The nature and extent of potential harm to the public if the profession or occupation is not regulated, the extent to which there is a threat to the general welfare, and production of evidence of potential harm, including a description of any complaints filed with state law enforcement authorities, courts, departmental agencies, professional or occupational boards, and professional and occupational associations that have been lodged against practitioners of the profession or occupation in this state within the past five years. Notwithstanding the provisions of this section or any other section, the department shall release the information relating to such complaints even if the information is considered a closed record or otherwise confidential; except that, the department shall redact names and other personally identifiable information from the information released;

(3) A list of other states that regulate the profession or occupation, the type of regulation, copies of other state's laws, and available evidence from those states of the effect of regulation on the profession or occupation in terms of a before-and-after analysis;

(4) The details of any previous efforts in this state to implement regulation of the profession or occupation; and

(5) Whether the proposed requirements for regulation exceed the national industry standards of minimal competence, if such standards exist, and what those standards are if they exist.

8. After January 1, 2019, applicant groups may report to the department, and the department shall make available to the general assembly, any of the information required in subsection 6 or 7 of this section and whether the profession or occupation plans to apply for mandated benefits.

Further amend the title and enacting clause accordingly.

Senator Rowden moved that the above amendment be adopted, which motion prevailed.

Senator Walsh offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 2, Section 328.080, Line 12, by striking the opening bracket; and further amend line 13 by striking the closing bracket; and further renumber the remaining subdivisions accordingly.

Senator Walsh moved that the above amendment be adopted.

Senator Chappelle-Nadal offered **SSA 1** for **SA 2**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 2, Section 328.080, Line 12, by striking the opening bracket; and further amend said line by inserting after the word "diseases" the following:

"**that are capable of being transmitted during the ordinary course of business for a person licensed under this chapter**"; and further amend line 13 by striking the closing bracket; and further renumber the remaining subdivisions accordingly.

Senator Chappelle-Nadal moved that the above substitute amendment be adopted, which motion prevailed.

Senator Riddle offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 24, Section 329.275, Line 17, by striking the word "may" and inserting in lieu thereof the following: "**shall**"; and

Further amend said bill and section, page 25, line 17 by inserting after all of said line the following:

"**6. (1) The board may inspect hair braiding establishments or facilities where hair braiding occurs during business hours to ensure:**

(a) Persons registered as hair braiders are not operating outside the scope of practice of hair braiding; and

(b) Compliance with this section and rules promulgated thereunder.

(2) In addition to the causes listed in section 329.140, the board may also suspend or revoke a certificate of registration if a person registered as a hair braider is found to be operating outside the scope of practice of hair braiding."; and

Further renumber the remaining subsection accordingly.

Senator Riddle moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 3**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 24, Section 329.275, Lines 16-18, by striking said lines and inserting in lieu thereof the following: "twenty dollars. An applicant for a".

Senator Schaaf moved that **SSA 1** for **SA 3** be adopted.

At the request of Senator Koenig, **HCS** for **HB 1500**, with **SCS**, **SS** for **SCS**, **SA 3** and **SSA 1** for **SA 3** (pending), was placed on the Informal Calendar.

HB 1413, introduced by Representative Taylor, with **SCS**, entitled:

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to labor organizations.

Was called from the Informal Calendar and taken up by Senator Onder.

SCS for **HB 1413**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1413

An Act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

Was taken up.

Senator Onder moved that **SCS** for **HB 1413** be adopted.

Senator Onder offered **SS** for **SCS** for **HB 1413**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1413

An Act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

Senator Onder moved that **SS** for **SCS** for **HB 1413** be adopted.

Senator Sifton offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1413, Page 18, Section 105.575, Lines 12-28 of said page, by striking all of said lines; and

Further amend said bill and section, Page 19, Lines 1-28 of said page, by striking all of said lines; and

Further amend said bill and section, Page 20, Lines 1-2 of said page, by striking all of said lines; and further amend said section by renumbering the remaining subsections accordingly; and

Further amend said bill, Page 27, Section 208.862, Line 23 of said page, by striking "(1)"; and

Further amend said bill and section, Page 28, Lines 3-10 of said page, by striking all of said lines.

Senator Sifton moved that the above amendment be adopted.

At the request of Senator Onder, **HB 1413**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 608**, entitled:

An Act to repeal sections 537.349 and 537.600, RSMo, and to enact in lieu thereof four new sections relating to civil liability due to criminal conduct.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 569**, as amended, and grants the Senate a conference thereon.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 569**, as amended: Senators Cunningham, Wieland, Crawford, Walsh and Sifton.

RESOLUTIONS

Senator Sifton offered Senate Resolution No. 1843, regarding Brianne Bannon, which was adopted.

Senator Sifton offered Senate Resolution No. 1844, regarding Mary Grace Bruntrager, which was adopted.

Senator Romine offered Senate Resolution No. 1845, regarding Cheryl L. Wolk, Ozora, which was adopted.

Senator Romine offered Senate Resolution No. 1846, regarding Lions Club, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1847, regarding Aubrie Hart, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1848, regarding Kayla Steiger, Sainte Genevieve which was adopted.

Senator Wasson offered Senate Resolution No. 1849, regarding Mike Wilson, Aurora, which was adopted.

Senator Kehoe offered Senate Resolution No. 1850, regarding Linda Catherine Kaiser, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1851, regarding Sharon Naught, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 1852, regarding Morris Burger, California, which was adopted.

INTRODUCTION OF GUESTS

Senator Schaaf introduced to the Senate, Dennis Bonjour, A-Team of Missouri, St. Joseph.

Senator Cierpiot introduced to the Senate, the Physician of the Day, Dr. Michael Monaco, Lee's Summit.

Senator Crawford introduced to the Senate, Pastor Grande, and his wife, Valerie; teachers Tim Martin and Eric Schaefer; and students Connor Morris, Seth Harper and Will Fagerlund, AGAPE Boarding School, Stockton.

Senator Sifton introduced to the Senate, Brianne Bannon, St. Charles; and Mary Grace Bruntrager, St. Louis.

Senator Kehoe introduced to the Senate, J. P. Rowland, and employees of Sheltered Workshops across the state.

Senator Eigel introduced to the Senate, his wife, Amanda, St. Charles; his mother, Charlotte R. Eigel, Dayton, Ohio; and his sister, Karen Holden, McKinney, Texas.

Senator Munzlinger introduced to the Senate, his wife, Michelle, Williamstown.

Senator Emery introduced to the Senate, Lillian Johnson, Raymore.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTY-NINTH DAY–WEDNESDAY, APRIL 25, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2140
HB 2336-Tate
HCS for HBs 2523 & 2524
HCS for HB 1542
HCS for HB 1915
HB 2155-Schroer
HCS for HB 2017
HCS for HB 2018
HCS for HB 1999
HCS for HB 1289

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SB 907-Kehoe

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 2116, with SCS (Schatz)
2. HB 1355-Phillips, with SCS (Schatz)
3. HCS for HB 1617, with SCS (Onder)
4. HB 1492-Lynch (Brown)
5. HCS for HB 1597, with SCS (Wasson)
6. HB 1744-Hansen (Romine)
7. HCS for HB 1606 (Romine)
8. HB 1428-Muntzel (Munzlinger)
9. HCS for HB 2034, with SCS (Munzlinger)
10. HCS for HB 1796 (Rowden)
11. HB 2122-Engler, with SCS (Schatz)
12. HCS for HB 1443, with SCS (Sater)
13. HCS for HB 1645 (Rowden)
14. HCS for HB 2001 (Brown)
15. HCS for HB 2002, with SCS (Brown)
16. HCS for HB 2003, with SCS (Brown)
17. HCS for HB 2004, with SCS (Brown)
18. HCS for HB 2005, with SCS (Brown)
19. HCS for HB 2006, with SCS (Brown)
20. HCS for HB 2007, with SCS (Brown)
21. HCS for HB 2008, with SCS (Brown)
22. HCS for HB 2009, with SCS (Brown)
23. HCS for HB 2010, with SCS (Brown)
24. HCS for HB 2011, with SCS (Brown)
25. HCS for HB 2012, with SCS (Brown)
26. HCS for HB 2013, with SCS (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)

SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1286, with SCS & SA 1 (pending) (Romine)
HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HCS for HB 1500, with SCS, SS for SCS, SA 3 & SSA 1 for SA 3 (pending) (Koenig)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1605, with SCS (Kehoe)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1879, with SCS, SS for SCS & SA 1 (pending) (Cunningham)
HB 1880-Trent, with SCS (Cunningham)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 608-Hoskins, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-NINTH DAY—WEDNESDAY, APRIL 25, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Emery offered the following prayer:

The prophet Moses told the children of God: "You are a holy people to the Lord your God." (Deuteronomy 7:6)

Heavenly Father, we acknowledge that whatever we do in our own strength will fail, but You, in Your mercies, have surrounded us with others to assist in our struggles. I confess, Oh God, that I am nothing, I have nothing, I can do nothing apart from the Lord Jesus Christ. But, if we are willing to acknowledge our need for You, You will guide us so that our hearts and minds work together in unity to accomplish what must be done. For that we give You thanks and praise. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Walsh offered Senate Resolution No. 1853, regarding Gwendolyn Scales-Reed, Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 1854, regarding Susan Loney, Florissant, which was adopted.

Senator Riddle offered Senate Resolution No. 1855, regarding Master Sergeant Douglas B. McPike, Mexico, which was adopted.

Senator Riddle offered Senate Resolution No. 1856, regarding Mike Woods, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 1857, regarding Dan Bade, Holts Summit, which was adopted.

Senator Sater offered Senate Resolution No. 1858, regarding Scott Cook, which was adopted.

Senator Rizzo offered Senate Resolution No. 1859, regarding the death of William James "Bill" Baker, Independence, which was adopted.

Senator Emery offered Senate Resolution No. 1860, regarding Krishana Hari Thapa, Nepal, which was adopted.

Senator Emery offered Senate Resolution No. 1861, regarding Bhai Kaji Adhikari, Nepal, which was adopted.

Senator Emery offered Senate Resolution No. 1862, regarding Bhai Kaji Thapa, Nepal, which was adopted.

HOUSE BILLS ON THIRD READING

HB 1880, introduced by Representative Trent, with **SCS**, entitled:

An Act to amend chapter 394, RSMo, by adding thereto one new section relating to broadband communications services provided by rural electric cooperatives.

Was taken up by Senator Cunningham.

SCS for **HB 1880**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1880

An Act to repeal section 394.080, RSMo, and to enact in lieu thereof three new sections relating to broadband communications services provided by rural electric cooperatives.

Was taken up.

Senator Cunningham moved that **SCS** for **HB 1880** be adopted.

Senator Cunningham offered **SS** for **SCS** for **HB 1880**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1880

An Act to repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to

broadband communications services provided by rural electric cooperatives.

Senator Cunningham moved that **SS** for **SCS** for **HB 1880** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1880, Page 4, Section 394.080, Lines 27-28, by striking all of the underlined language; and

Further amend said bill and section, page 5, lines 1-17, by striking all of said lines and inserting in lieu thereof the following: "**;**"; and

Further amend said bill and section, page 7, lines 2-4, by striking all of said lines.

Senator Eigel moved that the above amendment be adopted.

At the request of Senator Cunningham, **HB 1880**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 569**, as amended. Representatives: Fraker, Redmon, Cornejo, Mitten, McCreery.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Senator Kehoe announced photographers from Fox 2 St. Louis were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Curls offered Senate Resolution No. 1863, regarding Gary Wilkinson, Liberty, which was adopted.

Senator Curls offered Senate Resolution No. 1864, regarding Chuck Loomis, St. Joseph, which was adopted.

Senator Holsman offered Senate Resolution No. 1865, regarding Mirna Herrera, Lee's Summit, which was adopted.

HOUSE BILLS ON THIRD READING

HCS for **HB 2001**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater

Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

On motion of Senator Brown, **HCS** for **HB 2001** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2002**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2002**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2002** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by striking the number "$3,818,553,050" and inserting in lieu thereof the number "$3,869,011,921"; and

Further amend said section, line 9 by striking the number "$3,441,369,050" and inserting in lieu thereof the number "$3,491,827,921"; and

Further amend said section, line 16 by striking the number "2,258,791,331" and inserting in lieu thereof the number "2,252,077,830"; and

further amend section and bill totals accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Nasheed requested a roll call vote be taken on the adoption of **SA 1** and was joined in her request by Senators Holsman, Rizzo, Schaaf and Schupp.

Senator Onder offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by striking the number "$3,818,553,050" and inserting in lieu thereof the number "$3,818,553,051"; and

Further amend said section, line 9 by striking the number "$3,441,369,050" and inserting in lieu thereof the number "$3,441,369,051"; and

Further amend said section, line 16 by striking the number "2,258,791,331" and inserting in lieu thereof the number "2,258,791,332"; and

Further amend section and bill totals accordingly.

Senator Onder moved that the above substitute amendment be adopted.

Senator Onder offered **SA 1** to **SSA 1** for **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 to Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 1, Line 3, by striking the number "$3,818,553,051" and inserting in lieu thereof the following: "$3,818,553,052"; and further amend line 6 by striking the number "$3,441,369,051" and inserting in lieu thereof the following: "$3,441,369,052"; and further amend line 9 by striking the number "$2,258,791,332" and inserting in lieu thereof the following: "$2,258,791,333".

Senator Onder moved that the above amendment be adopted.

At the request of Senator Schupp, **SA 1** was withdrawn, rendering **SSA 1** for **SA 1** and **SA 1** to **SSA 1** for **SA 1** moot.

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by striking the number "$3,818,553,050" and inserting in lieu thereof the number "$3,869,011,919"; and

Further amend said section, line 9 by striking the number "$3,441,369,050" and inserting in lieu thereof the number "$3,491,827,919"; and

Further amend said section, line 16 by striking the number "2,258,791,331" and inserting in lieu thereof the number "2,252,077,828"; and

Further amend section and bill totals accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Schupp offered **SSA 1** for **SA 2**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by striking the number "$3,818,553,050" and inserting in lieu thereof the number "$3,869,011,920"; and

Further amend said section, line 9 by striking the number "$3,441,369,050" and inserting in lieu thereof the number "$3,491,827,920"; and

Further amend said section, line 16 by striking the number "2,258,791,331" and inserting in lieu thereof the number "2,252,077,829"; and

Further amend section and bill totals accordingly.

Senator Schupp moved that the above substitute amendment be adopted.

Senator Schupp offered **SA 1** to **SSA 1** for **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 2 to Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 1, Line 3, by striking the number "$3,869,011,920" and inserting in lieu thereof the following: "$3,869,011,921"; and further amend line 6 by striking the number "$3,491,827,920" and inserting in lieu thereof the following: "$3,491,827,921"; and further amend line 9 by striking the number "$2,252,077,829" and inserting in lieu thereof the following: "$2,252,077,830".

Senator Schupp moved that the above amendment be adopted.

Senator Schupp requested a roll call vote be taken on the adoption of **SA 1** to **SSA 1** for **SA 2** and was joined in her request by Senators Holsman, Hummel, Rizzo and Sifton.

Senator Schaaf requested a standing division vote on **SSA 1** for **SA 2** and was joined in his request by Senator Schatz.

Senator Schaaf requested a standing division vote on **SA 2** and was joined in his request by Senator Schatz.

Senator Onder requested a roll call vote be taken on the adoption of **SSA 1** for **SA 2** and was joined in his request by Senators Eigel, Emery, Sater and Schatz.

Senator Onder requested a roll call vote be taken on the adoption of **SA 2** and was joined in his request by Senators Eigel, Emery, Sater and Schatz.

Senator Schaaf raised the point of order that he had previously been granted a standing division vote on the adoption of **SSA 1** for **SA 2** and **SA 2**. The point of order was referred to the President Pro Tem.

Senator Sifton raised a further point of order that Senator Onder had requested a roll call vote on an amendment that was not before the body. The point of order was referred to the President Pro Tem.

At the request of Senator Schaaf, the first point of order was withdrawn.

At the request of Senator Sifton, the second point of order was withdrawn.

Senator Rowden assumed the Chair.

President Parson assumed the Chair.

At the request of Senator Schupp, **SA 2** was withdrawn, rendering **SSA 1** for **SA 2** and **SA 1** to **SSA 1** for **SA 2** moot.

Senator Brown moved that **SCS** for **HCS** for **HB 2002**, be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2002** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Romine	Rowden	Sater	Schaaf
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Rizzo	Schupp	Sifton
Walsh—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2003**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2003**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2003** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2003** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Sifton—1

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2004**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2004**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2004** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2004** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2005**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2005**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2005** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2005** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2006**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2006**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2006** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Sifton offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 23, Section 6.305, Line 38, by inserting immediately after said line the following:

"Section 6.310. To the Department of Natural Resources

For Refunds

From State Parks Earnings Fund (0415).....$574,372"; and further amend bill totals accordingly

Senator Sifton moved that the above amendment be adopted, which motion prevailed.

Senator Brown offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 17, Section 6.225, Line 147, by inserting immediately thereafter said line

"For Contaminated Acquisition Home Program

From General Revenue Fund.....$1,000,000";

Further amend the section and bill totals accordingly.

Senator Brown moved that the above amendment be adopted, which motion prevailed.

Senator Brown moved that **SCS** for **HCS** for **HB 2006**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2006**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Eigel—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 593**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 594**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 775**, entitled:

An Act to repeal sections 190.839, 198.439, 208.431, 208.432, 208.433, 208.434, 208.435, 208.436, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof thirteen new sections relating to reimbursement allowance taxes.

With House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2 as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Section 190.839, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, page, Section 198.439, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 5, Section 208.437, Line 26, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 6, Section 208.480, Line 2, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 7, Section 338.550, Lines 9 and 15, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 9, Section 633.401, Line 97, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**forty-five**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 6, Section 208.471, Line 32, by removing the word "**forty-one**" and inserting in lieu thereof the word "**sixty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 826**, entitled:

An Act to repeal sections 195.010, 195.070, 195.080, 338.010, and 338.056, RSMo, and to enact in lieu thereof six new sections relating to pharmacy, with an emergency clause for a certain section.

With House Amendment Nos. 1, 2, 3, 4, 5, 6, and House Substitute Amendment No. 1 for House Amendment No. 9.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting immediately after said line the following:

"338.202. 1. Notwithstanding any other provision of law to the contrary, unless the prescriber has specified on the prescription that dispensing a prescription for a maintenance medication in an initial amount followed by periodic refills is medically necessary, a pharmacist may exercise his or her professional judgment to dispense varying quantities of maintenance medication per fill**,** up to the total number of dosage units as authorized by the prescriber on the original prescription, including any refills. Dispensing of the maintenance medication based on refills authorized by the physician or prescriber on the prescription shall be limited to no more than a ninety-day supply of the medication, and the maintenance medication shall have been previously prescribed to the patient for at least a three-month period. **The supply limitations provided in this subsection shall not apply if the prescription is issued by a practitioner located in another state according to and in compliance with the applicable laws of that state and the United States or dispensed to a patient who is a member of the United States Armed Forces serving outside the United States.**

2. For the purposes of this section, "maintenance medication" is and means a medication prescribed for chronic long-term conditions and that is taken on a regular, recurring basis; except that, it shall not include controlled substances, as defined in and under section 195.010.

376.1237. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, and that provides coverage for prescription eye drops shall provide coverage for the refilling of an eye drop prescription prior to the last day of the prescribed dosage period without regard to a coverage restriction for early refill of prescription renewals as long as the prescribing health care provider authorizes such early refill, and the health carrier or the health benefit plan is notified.

2. For the purposes of this section, health carrier and health benefit plan shall have the same meaning as defined in section 376.1350.

3. The coverage required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies of six months' or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

[5. The provisions of this section shall terminate on January 1, 2020.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said section and line the following:

"210.070. **[**Every**] 1. A** physician, midwife**,** or nurse who shall be in attendance upon a newborn infant or its mother**[**,**]** shall drop into the eyes of such infant **[**immediately after delivery,**]** a prophylactic **[**solution**] medication** approved by the state department of health and senior services**[**, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her**]**.

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting the following after all of said line:

"**208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.**

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Section A, Line 3, by inserting after all of said line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally

authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.] **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.] **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the

department's internet website by February first of each year.

[6.] **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 11, Section 195.070, Lines 24-31, by deleting all of said lines and inserting in lieu thereof the following:

"patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**."; and

Further amend said bill, Page 12, Section 195.080, Line 24, by inserting after the words "**treatment for cancer**" the words "**or sickle cell disease**"; and

Further amend said bill, page, and section, Line 28, by inserting after the words "**dispense medication**" the words "**in good faith**"; and

Further amend said bill and page, Section 195.265, Line 1, by inserting immediately after the number "**195.265.**" the following:

"**1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:**

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2."; and

Further amend said bill and section, Page 13, Line 7, by deleting the word "**mailers**" and inserting in lieu thereof the words "**mail back packages**"; and

Further amend said bill, page, and section, Line 12, by inserting immediately after the word "**location**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**events**" the words "**and mail back events**"; and

Further amend said bill, page, and section, Line 14, by inserting immediately after the word "**event**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 16, by deleting the words "**4 of section 195.070**" and inserting in lieu thereof the words "**1 of this section**"; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"**208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.**

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the

Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter

or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill and page, Section 338.010, Line 9, by inserting immediately after the word "**[**twelve**]**" the words "**at least**"; and

Further amend said bill, page, and section, Line 10, by inserting after the word "**the**" the phrase "**age recommended by the**"; and

Further amend said bill, page, section, and line, by deleting the word "**recommendations**"; and

Further amend said bill and section, Page 14, Lines 47-48 and 53, by deleting each instance of the phrase "**[**and administration of viral influenza vaccines**]**" and inserting in lieu thereof "and administration of viral influenza vaccines"; and

Further amend said bill, Pages 16-17, Section 338.056, Lines 14-31, by deleting all of said lines and inserting in lieu thereof the following:

"2. A pharmacist who receives a prescription for a brand name drug or biological product may**[**, unless requested otherwise by the purchaser,**]** select a less expensive generically equivalent or interchangeable biological product **[**under the following circumstances:

(1) If a written prescription is involved, the prescription form used shall have two signature lines at opposite ends at the bottom of the form. Under the line at the right side shall be clearly printed the words: "Dispense as Written". Under the line at the left side shall be clearly printed the words "Substitution Permitted". The prescriber shall communicate the instructions to the pharmacist by signing the appropriate line**] unless:**

(1) the patient requests a brand name drug or biological product; or

(2) the prescribing practitioner indicates that substitution is prohibited or displays "brand medically necessary", "dispense as written", "do not substitute", "DAW", or words of similar import on the prescription.

3. No prescription shall be valid without the signature of the prescriber **[**on one of these lines;

(2)**].**

4. If an oral prescription is involved, the practitioner or the practitioner's agent, communicating the

instructions to the pharmacist, shall instruct the pharmacist as to whether or not a therapeutically equivalent generic drug or interchangeable biological product may be substituted. The pharmacist shall note the instructions on the file copy of the prescription."; and

Further amend said bill, Page 17, Section B, Lines 2 and 5, by deleting each instance of the phrase "section 195.070" and inserting in lieu thereof the phrase "sections 195.070 and 195.265"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"**376.387. 1. For purposes of this section, the following terms shall mean:**

(1) "Covered person", the same meaning as such term is defined in section 376.1257;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Pharmacy benefits manager", the same meaning as such term is defined in section 376.388.

2. No pharmacy benefits manager shall charge or collect from a covered person a co-payment for a prescription or pharmacy service that exceeds the amount retained by the pharmacist or pharmacy from all payment sources for filling the prescription or providing the service.

3. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy with which the pharmacy benefits manager has entered a contract from doing either of the following:

(1) Informing a covered person of the difference between the covered person's co-payment for a prescription drug and the amount the covered person would pay if the covered person did not use a health benefit plan to cover the cost; or

(2) Selling a prescription drug to a covered person who chooses not to use a health benefit plan to cover the cost, provided the cost to the covered person is less than the covered person's co-payment for the drug.

4. No pharmacy benefits manager shall restrict or interfere with a pharmacists's ability to provide pharmacy care to a covered person, including providing pharmacist-patient communications and discussing alternative drug options.

5. No pharmacy benefits manager shall charge or hold a pharmacist or pharmacy responsible for any fee that is related to a claim unless the amount of the fee can be determined and has been disclosed to the pharmacist or pharmacy at the time of the claim's adjudication.

6. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy from making any written or oral statement to any state, county, or municipal official or before any state, county, or municipal committee, body, or proceeding.

7. The department of insurance, financial institutions and professional registration shall enforce

the provisions of this section.

8. Any person aggrieved by a pharmacy benefits manager's violation of this section may bring a civil action against the pharmacy benefits manager that violated the provisions of this section.

9. If any person believes that a pharmacy benefits manager has committed a violation of subsections 2 through 5 of this section, they may mail written notice to the pharmacy benefits manager describing the alleged violation and allow the pharmacy benefits manager ten business days from the date the notice was postmarked to remedy such alleged violation. If such alleged violation is not so remedied, then such person may request the department of insurance, financial institutions and professional registration to conduct an arbitration proceeding in a manner prescribed by such division, provided that the division shall issue a ruling within seventy days of receiving the request. The division may join similar claims and claims presenting a common issue of fact. The department may establish a reasonable fee, which shall be paid by the non-prevailing party. The division's ruling shall be final and binding on all parties unless appealed as provided in chapter 536.

10. The department of insurance, financial institutions and professional registration may promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 96**.

HOUSE CONCURRENT RESOLUTION NO. 96

Relating to designating May of each year as "Move Over Slow Down Awareness Month."

WHEREAS, the Missouri State Highway Patrol and other law enforcement officers, emergency response personnel, Missouri Department of Public Safety workers, and Missouri Department of Transportation workers spend many hours working on the roadsides throughout the state to enforce traffic laws, respond to traffic incidents and emergencies, and to perform routine roadside maintenance; and

WHEREAS, these troopers, officers, personnel, and workers have been struck by passing vehicles while they were performing law enforcement business, emergency response, and motorist assistance along the side of the roadway; and

WHEREAS, Missouri's "Move Over or Slow Down" law requires motorists to either change lanes or slow down when approaching Missouri State Highway Patrol and other law enforcement vehicles, emergency vehicles, and Department of Transportation and Department of Public Safety emergency response or motorist assist vehicles stopped or parked on the side of the road; and

WHEREAS, by moving over and providing a safe space or slowing down for Missouri Highway State Patrol and other law enforcement officers, emergency vehicles, and Department of Transportation and Department of Public Safety emergency response or motorist assist vehicles, passing motorists can help prevent injury or death to these individuals while they are performing their official public duties on

Missouri roadsides; and

WHEREAS, the Missouri State Highway Patrol is concerned with the safety of all law enforcement officers, emergency response personnel, and Department of Transportation and Department of Public Safety workers as they perform their official duties to the traveling public; and

WHEREAS, acknowledging Missouri's "Move Over or Slow Down" law serves as a reminder to the motoring public that following this common sense law will provide safer conditions for those whose work is often conducted along the side of the road:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby declare May of each year to be "Move Over or Slow Down Awareness Month" and encourage the citizens of this state to remember the "Move Over or Slow Down" law when approaching a Missouri State Highway Patrol and other law enforcement vehicles, emergency vehicles, and Department of Transportation and Department of Public Safety emergency response or motorist assist vehicles when displaying emergency lights or flashing amber and white lights and parked or stopped on the side of the road.

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Superintendent of the Missouri Highway Patrol, the Director the Department of Transportation, and the Director of the Department of Public Safety.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

HOUSE BILLS ON THIRD READING

HCS for **HB 2007**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2007**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2007** be adopted.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 11, Section 7.150, Line 6, by striking the number "$15,734,261" and inserting in lieu thereof the number "17,984,261"; and further amend section and bill totals accordingly

Senator Sater moved that the above amendment be adopted, which motion prevailed.

Senator Brown moved that **SCS** for **HCS** for **HB 2007**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2007**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Wasson	Wieland—30					

NAYS—Senators

Eigel	Hummel	Walsh—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

The Senate observed a moment of silence in memory of Charles Skoda.

HCS for **HB 2008**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2008**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2008** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, Page 3, Section 8.020, Lines 4-7, by striking all of said lines and inserting in lieu thereof the following:

"task forces".

Senator Schatz moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Brown moved that **SCS** for **HCS** for **HB 2008** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2008** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Under the provisions of Senate Rule 91, Senator Schaaf requested unanimous consent to be excused from voting on the adoption and 3rd reading of **SCS** for **HCS** for **HB 2009**, which request was granted.

HCS for **HB 2009**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2009**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2009** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2009** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson—30					

NAYS—Senators

Eigel Wieland—2

Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Schaaf—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2010**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2010**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2010** be adopted.

Senator Brown offered **SS** for **SCS** for **HCS** for **HB 2010**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Senator Brown moved that **SS** for **SCS** for **HCS** for **HB 2010** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, Page 44, Section 10.1005, Line 6, by inserting immediately after said line the following:

"Section 10.1006 To the Department of Mental Health and the Department of Health and Senior Services

In reference to all sections in Part 1 of this act:

No funds shall be directed to any alternatives to abortion agency, as defined in Section 188.125, or any abortion facility, as defined in Section 188.015, that fails to provide medically accurate information when providing information about pregnancy, contraception, abortion, including, but not limited to, information supported by research conducted in compliance with accepted scientific methods and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the American Medical Association, American Academy of Pediatrics, federal Centers for Disease Control and Prevention, Food and Drug Administration, National Cancer Institute, American Psychological Association, or National Institute for Health."

And further amend said bill and page, Section 10.1100, line 5, by inserting immediately after said line the following:

"Section 10.1101 To the Department of Mental Health and Department of Health and Senior Services

In reference to all sections in Part 1 and Part 2 of this act:

No funds shall be directed to any alternatives to abortion agency, as defined in Section 188.125, or any abortion facility, as defined in Section 188.015, that fails to provide medically accurate information when providing information about pregnancy, contraception, abortion, including, but not limited to, information supported by research conducted in compliance with accepted scientific methods and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the American Medical Association, American Academy of Pediatrics, federal Centers for Disease Control and Prevention, Food and Drug Administration, National Cancer Institute, American Psychological Association, or National Institute for Health."

Senator Holsman moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Brown moved that **SS** for **SCS** for **HCS** for **HB 2010** be adopted, which motion prevailed.

On motion of Senator Brown, **SS** for **SCS** for **HCS** for **HB 2010** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Wallingford	Wasson—25			

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Schupp	Sifton	Walsh
Wieland—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2011**, entitled:

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2011**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2011

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2011** be adopted.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, Page 26, Section 11.436, Line 5, by deleting the number: "$6,715,564" and inserting in lieu thereof the following number: "$18,602,844";

and

Further amend section and bill totals accordingly.

Senator Schupp moved that the above amendment be adopted, which motion failed.

Senator Brown moved that **SCS** for **HCS** for **HB 2011** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2011** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Sifton	Wallingford	Walsh	Wasson—27	

NAYS—Senators

Eigel	Holsman	Hummel	Nasheed	Schupp	Wieland—6

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2012**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2012**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2012** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2012** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Nasheed—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2013**, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

SCS for **HCS** for **HB 2013**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2013

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was taken up.

Senator Brown moved that **SCS** for **HCS** for **HB 2013** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **HCS** for **HB 2013** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Nasheed—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

RESOLUTIONS

Senator Schatz offered Senate Resolution No. 1866, regarding Raegan Holland, Eureka, which was adopted.

Senator Schatz offered Senate Resolution No. 1867, regarding Christine Newell, Chesterfield, which was adopted.

Senator Schatz offered Senate Resolution No. 1868, regarding Alyssa Hahn, Wildwood, which was adopted.

Senator Emery offered Senate Resolution No. 1869, regarding the death of Frederick Kirkland "Kirk" Powell, III, Pleasant Hill, which was adopted.

INTRODUCTION OF GUESTS

Senator Holsman introduced to the Senate, Andrea Flinders, Kansas City.

Senator Cierpiot introduced to the Senate, the Physician of the Day, Dr. Craig Ostrander, and his wife, Jennifer, Lee's Summit.

Senator Schaaf introduced to the Senate, Jack Arnold, Robbie Sharp, Madison Reese, and fifty-eight eighth-grade students from St. Therese North School, Kansas City; and Madison, Robbie and Jack were made honorary pages.

On behalf of Senator Rizzo and herself, Senator Curls introduced to the Senate, her brother, Lenny, and his son, Leo; teacher Ms. Milam, and fourth-grade students from William Yates Elementary School, Independence.

Senator Munzlinger introduced to the Senate, Commissioner Kenny Lovelace, Marion County Soil and Water Conservation District, Palmyra.

Senator Emery introduced to the Senate, former State Senator David Klindt and Diane Arthur, Cameron.

Senator Riddle introduced to the Senate, teacher Melissa Leisinger, parent Danielle Rosenthal; and Robbie Brockman, Caroline Forker, Colton Lewis, Allysun Phillippe, Hailey Rosenthal and Gage Trivette, fourth-grade students from Kingdom Christian Academy, Fulton.

Senator Kehoe introduced to the Senate, instructor Dennis Winder, and Tristan Adelman, Dylan Atkisson, Hannah Baskerville, Susie Dain, Hunter Hixson, Marcus Martin, Amber Munson, Collin Murray, Sideney Prater, Shane Randall, Brie Shelton, Seth Stewart, Brittany Ware and Drake Winder, State Fair Community College, Lake of the Ozarks.

Senator Nasheed introduced to the Senate, Lisl King Williams and Chester Deans, Fathers Support Center, St. Louis.

Senator Munzlinger introduced to the Senate, his sister, Jane Houghton, and her husband, Jerry, Lamar.

Senator Rowden introduced to the Senate, representatives of Leadership Columbia.

Senator Cunningham introduced to the Senate, Lisa Spragg, Rogersville.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTIETH DAY–THURSDAY, APRIL 26, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2140
HB 2336-Tate
HCS for HBs 2523 & 2524
HCS for HB 1542
HCS for HB 1915
HB 2155-Schroer
HCS for HB 2017
HCS for HB 2018
HCS for HB 1999
HCS for HB 1289

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SB 907-Kehoe

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 678-Eigel
SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 2116, with SCS (Schatz)
2. HB 1355-Phillips, with SCS (Schatz)
3. HCS for HB 1617, with SCS (Onder)
4. HB 1492-Lynch (Brown)
5. HCS for HB 1597, with SCS (Dixon)
6. HB 1744-Hansen (Romine)

7. HCS for HB 1606 (Romine)
8. HB 1428-Muntzel (Munzlinger)
9. HCS for HB 2034, with SCS (Munzlinger)
10. HCS for HB 1796 (Rowden)
11. HB 2122-Engler, with SCS (Schatz)
12. HCS for HB 1443, with SCS (Sater)
13. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1286, with SCS & SA 1 (pending) (Romine)
HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HCS for HB 1500, with SCS, SS for SCS, SA 3 & SSA 1 for SA 3 (pending) (Koenig)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1605, with SCS (Kehoe)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1879, with SCS, SS for SCS & SA 1 (pending) (Cunningham)
HB 1880-Trent, with SCS, SS for SCS & SA 1 (pending) (Cunningham)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 608-Hoskins, with HCS
SS for SCS for SB 775-Brown, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

To be Referred

HCR 96-Conway

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Journal of the Senate

SECOND REGULAR SESSION

SIXTIETH DAY—THURSDAY, APRIL 26, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"It is God who girds me about with strength and makes my way secure." (Psalm 18:33)

Merciful God, as we finish up this long week and head home we ask for the gift to walk in Your righteous pathways. Help us make time with those we love special and our worship of You worthy and meaningful. Bless this time that our ways may be Your ways and our love be like Yours. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 1870, regarding Emily Bodrow, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1871, regarding Molly Frei, Weldon Springs, which was adopted.

Senator Sater offered Senate Resolution No. 1872, regarding Eagle Scout Michael Gerard Bernsen, Shell Knob, which was adopted.

Senator Wasson offered Senate Resolution No. 1873, regarding 2018 Nixa's Sucker Day, which was adopted.

Senator Wasson offered Senate Resolution No. 1874, regarding Willard Central Elementary School, Springfield, which was adopted.

Senator Richard offered Senate Resolution No. 1875, regarding Ann Brand, which was adopted.

Senator Sifton offered Senate Resolution No. 1876, regarding Catherine Fix, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 1877, regarding Irina Sarah Grimm, Oakland, which was adopted.

Senator Crawford offered Senate Resolution No. 1878, regarding Wayne and Kay Morris, Louisburg, which was adopted.

Senator Crawford offered Senate Resolution No. 1879, regarding Diane Zinn, Sedalia, which was adopted.

Senator Crawford offered Senate Resolution No. 1880, regarding Leonard Zanatta, Bolivar, which was adopted.

Senator Crawford offered Senate Resolution No. 1881, regarding Mildred Reid, Lebanon, which was adopted.

Senator Crawford offered Senate Resolution No. 1882, regarding Billy D. Pearson, Wheatland, which was adopted.

Senator Crawford offered Senate Resolution No. 1883, regarding Joseph "Carter" Kinkead, DVM, Warsaw, which was adopted.

Senator Crawford offered Senate Resolution No. 1884, regarding Charles T. Bourland, Osceola, which was adopted.

Senator Crawford offered Senate Resolution No. 1885, regarding Lynne Hedrick, El Dorado Springs, which was adopted.

Senator Cierpiot offered Senate Resolution No. 1886, regarding William Bryant Elementary School, Blue Springs R-IV School District, which was adopted.

Senator Eigel offered Senate Resolution No. 1887, regarding Kate Mossman, St. Charles, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Terra N. Frazier, Courtney L. Kovachevich and Danielle T. Smith as members of the Child Abuse and Neglect Review Board;

Jeffrey S. Glaser, Republican, as a member of the State Board of Registration for the Healing Arts;

Luke M. Legrand, as a representative of the Southeast Missouri State University Board of Regents;

Dana Lopez, as a member of the Missouri State Foster Care and Adoption Board;

Kenneth L. Lovelace, Republican, as a member of the State Soil and Water Districts Commission;

Kenneth "Brooks" Miller and Michael McClaskey, as members of the Truman State University Board of Governors; and

William L. Miller, as student representative of the Missouri State University Board of Governors.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Cunningham moved that **HB 1880**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Eigel, the above amendment was withdrawn.

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1880, Page 5, Section 394.080, Line 3, by inserting after "value""the following: ", which, notwithstanding any other provision of law, shall always be greater than zero,".

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Schaaf, **SA 2** was withdrawn.

Senator Schaaf offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1880, Page 5, Section

394.080, Line 1, by inserting after the word "condemnation" the following: "**filed after August 28, 2018**"; and further amend line 3, by inserting after the word "value"" the following: "**, which, notwithstanding any other provision of law, shall always be greater than zero,**".

Senator Schaaf moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

Senator Sifton offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1880, Page 1, Line 5, by inserting after "zero," the following: "; and further amend line 5 by inserting after the word "case" the following: "**filed after August 28, 2018**".

Senator Sifton moved that the above amendment be adopted.

Senator Cunningham requested a roll call vote be taken on the adoption of **SA 1** to **SA 3**. He was joined in his request by Senators Brown, Emery, Kehoe and Richard.

SA 1 to **SA 3** failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Eigel	Holsman	Hummel	Koenig	Nasheed
Rizzo	Romine	Schaaf	Schupp	Sifton	Walsh—13	

NAYS—Senators

Brown	Crawford	Cunningham	Dixon	Emery	Hegeman	Hoskins
Kehoe	Munzlinger	Onder	Richard	Riddle	Rowden	Sater
Schatz	Wallingford	Wasson	Wieland—18			

Absent—Senators

Cierpiot	Libla—2

Absent with leave—Senators—None

Vacancies—1

At the request of Senator Schaaf, **SA 3** was withdrawn.

At the request of Senator Cunningham, **HB 1880**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Romine moved that **HCS** for **HB 1286,** with **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Schatz, the above amendment was withdrawn.

Senator Romine moved that **SCS** for **HCS** for **HB 1286** be adopted, which motion prevailed.

On motion of Senator Romine, **SCS** for **HCS** for **HB 1286** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Schupp	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Eigel	Koenig	Sifton—3

Absent—Senator Dixon—1

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Cunningham moved that **HCS** for **HB 1879,** with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

On motion of Senator Cunningham, **HCS** for **HB 1879,** with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SB 553**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

Senator Rowden assumed the Chair.

Senator Nasheed moved that **SA 1** be adopted, which motion prevailed.

Senator Chappelle-Nadal offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 553, Pages 1-3, Section 67.398, by striking said section from the bill; and further amend the title and enacting clause accordingly.

Senator Chappelle-Nadal moved that the above amendment be adopted, which motion prevailed.

Senator Dixon moved that **SS** for **SCS** for **SB 553**, as amended, be adopted, which motion prevailed.

Senator Dixon moved that **SS** for **SCS** for **SB 553**, as amended, be perfected and requested a roll call vote be taken. He was joined in his request by Senators Hummel, Kehoe, Munzlinger and Walsh.

SS for **SCS** for **SB 553**, as amended, was declared perfected and ordered printed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Emery	Hoskins
Hummel	Kehoe	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Sater	Schatz	Wallingford	Wasson	Wieland—20	

NAYS—Senators

Chappelle-Nadal	Curls	Eigel	Hegeman	Holsman	Koenig	Nasheed
Rowden	Schaaf	Schupp	Sifton	Walsh—12		

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

HOUSE BILLS ON THIRD READING

Senator Koenig moved that **HCS** for **HB 1500**, with **SCS**, **SS** for **SCS**, **SA 3** and **SSA 1** for **SA 3** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SSA 1 for **SA 3** was again taken up.

At the request of Senator Koenig, **SS** for **SCS** for **HCS** for **HB 1500** was withdrawn, rendering **SSA 1** for **SA 3** and **SA 3** moot.

Senator Koenig offered **SS No. 2** for **SCS** for **HCS** for **HB 1500**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1500

An Act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to reduction in regulation of certain occupations.

Senator Koenig moved that **SS No. 2** for **SCS** for **HCS** for **HB 1500** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 32, Section 329.275, Line 26, by striking the word "shall" and inserting in lieu thereof the following: "**may**".

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SS No. 2** for **SCS** for **HCS** for **HB 1500**, as amended, be adopted, which motion prevailed.

On motion of Senator Koenig, **SS No. 2** for **SCS** for **HCS** for **HB 1500**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Munzlinger	Onder	Richard	Riddle	Romine	Rowden	Sater
Schatz	Schupp	Sifton	Wallingford	Wasson	Wieland—27	

NAYS—Senators

Chappelle-Nadal	Nasheed	Rizzo	Schaaf	Walsh—5

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Kehoe moved that **SCS** for **SB 1007**, be taken up for perfection, which motion prevailed.

SCS for **SB 1007**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1007

An Act to repeal sections 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.110, 36.120, 36.130, 36.140, 36.150, 36.170, 36.180, 36.190, 36.200, 36.210, 36.220, 36.225, 36.240, 36.250, 36.260, 36.270, 36.280, 36.290, 36.300, 36.310, 36.320, 36.340, 36.360, 36.380, 36.390, 36.400, 36.440, 36.470, 36.510, 37.010, 105.055, 207.085, 621.075, and 630.167, RSMo, and to enact in lieu thereof thirty-seven new sections relating to the state personnel law, with existing penalty provisions.

Was taken up.

Senator Kehoe moved that **SCS** for **SB 1007** be adopted.

Senator Kehoe offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 1007, Page 35, Section 621.075, Line 2, by striking the bold-faced language from said line; and

Further amend said bill and section, Page 36, Line 3, by striking the bold-faced language from said line and inserting in lieu thereof the following: "**regular employee, as that term is defined in section 36.020,**".

Senator Kehoe moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 1007, Pages 32-35, Section 105.055, by striking all of said section and inserting in lieu thereof the following:

"105.055. 1. **As used in this section, the following terms mean:**

(1) "Disciplinary action", any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, regardless of whether the withholding of work has affected or will affect the employee's compensation;

(2) "Public employee", any employee, volunteer, intern, or other individual performing work or services for a public employer;

(3) "Public employer", any state agency or office, the general assembly, any legislative or governing body of the state, any unit or political subdivision of the state, or any other instrumentality of the state.

2. No supervisor or appointing authority of any **[**state agency**]** **public employer** shall prohibit any employee of the **[**agency**]** **public employer** from discussing the operations of the **[**agency**]** **public employer**, either specifically or generally, with any member of the legislature, state auditor, attorney general, **a prosecuting or circuit attorney, a law enforcement agency, news media, the public,** or any state official or body charged with investigating **[**such**]** **any** alleged misconduct **described in this section**.

[2.**]** **3.** No supervisor or appointing authority of any **[**state agency**]** **public employer** shall:

(1) Prohibit a **[**state**]** **public** employee from or take any disciplinary action whatsoever against a **[**state**]** **public** employee for the disclosure of any alleged prohibited activity under investigation or any related activity, or for the disclosure of information which the employee reasonably believes evidences:

(a) A violation of any law, rule or regulation; or

(b) Mismanagement, a gross waste of funds or abuse of authority, **violation of policy, waste of public resources, alteration of technical findings or communication of scientific opinion, breaches of professional ethical canons,** or a substantial and specific danger to public health or safety, if the disclosure is not specifically prohibited by law; **[**or**]**

(2) Require **[**any such**]** **a public** employee to give notice to the supervisor or appointing authority prior to **[**making any such report**]** **disclosing any activity described in subdivision (1) of this subsection; or**

(3) Prevent a public employee from testifying before a court, administrative body, or legislative body regarding the alleged prohibited activity or disclosure of information.

[3.**]** **4.** This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that **[**an**]** **a public** employee inform the supervisor or appointing authority as to legislative requests for information to the **[**agency**]** **public employer** or the substance of testimony made, or to be made, by the **public** employee to legislators on behalf of the **[**employee to legislators on behalf of the agency**]** **public employer**;

(2) Permitting **[**an**]** **a public** employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the **public** employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) Authorizing **[**an**]** **a public** employee to represent **[**the employee's**]** **his or her** personal opinions as the opinions of a **[**state agency**]** **public employer**; or

(4) Restricting or precluding disciplinary action taken against a **[**state**]** **public** employee if: the employee knew that the information was false; the information is closed or is confidential under the provisions of the open meetings law or any other law; or the disclosure relates to the employee's own violations, mismanagement, gross waste of funds, abuse of authority or endangerment of the public health or safety.

[4. As used in this section, "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, whether or not the withholding of work has affected or will affect the employee's compensation.**]**

5. **In addition to any other remedies provided by law,** any **state** employee may file an administrative appeal whenever the employee alleges that disciplinary action was taken against the employee in violation of this section. The appeal shall be filed with the administrative hearing commission**[**; provided that the appeal shall be filed with the appropriate agency review board or body of nonmerit agency employers which have established appeal procedures substantially similar to those provided for merit employees in subsection 5 of section 36.390**]**. The appeal shall be filed within **[**thirty days**]** **one year** of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with chapter 536. If the commission **[**or appropriate review body**]** finds that disciplinary action taken was **[**unreasonable**]** **taken for any reason that violates this section**, the commission **[**or appropriate review body**]** shall modify or reverse the agency's action and order such relief for the employee as the commission considers appropriate. If the commission finds a violation of this section, it may review and recommend to the appointing authority that the violator be suspended on leave without pay for not more than thirty days or, in cases of willful or repeated violations, may review and recommend to the appointing authority that the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the commission **[**or appropriate review body**]** in such cases may be appealed by any party pursuant to law.

6. Each **[**state agency**]** **public employer** shall prominently post a copy of this section in locations where it can reasonably be expected to come to the attention of all employees of the **[**agency**]** **public employer**.

7. (1) In addition to the remedies in subsection **[**6**]** **5** of this section **or any other remedies provided by law**, a person who alleges a violation of this section may bring a civil action **against the public employer** for damages within **[**ninety days**]** **one year** after the occurrence of the alleged violation.

(2) A civil action commenced pursuant to this subsection may be brought in the circuit court for the county where the alleged violation occurred, the county where the complainant resides, or the county where the person against whom the civil complaint is filed resides. **A person commencing such action may**

request a trial by jury.

(3) **[**An**]** **A public** employee **[**must**]** **shall** show by clear and convincing evidence that he or she or a person acting on his or her behalf has reported or was about to report, verbally or in writing, a prohibited activity or a suspected prohibited activity. **Upon such a showing, the burden shall be on the public employer to demonstrate that the disciplinary action was not the result of such a report.**

(4) A court, in rendering a judgment in an action brought pursuant to this section, shall order, as the court considers appropriate, actual damages **including, but not limited to, lost wages and restoration of benefits, punitive damages of no more than five times the amount of actual damages, reinstatement, and an injunction against further employment actions related to the reporting of misconduct**, and may also award the complainant all or a portion of the costs of litigation, including **court costs and** reasonable attorney fees.

8. If the alleged misconduct is related to the receipt and expenditures of public funds, a public employee alleging that disciplinary action was taken against the employee in violation of this section may request the state auditor to investigate the alleged misconduct and whether the disciplinary action was taken in violation of this section. If the state auditor uses his or her discretion to make such an investigation, the time to appeal such disciplinary action under subsections 5 and 7 of this section shall be the later of one year from the date of the alleged disciplinary action or ninety days following the release of the state auditor's report.

9. The provisions of this section shall apply to public employees, notwithstanding any provisions of section 213.070 and section 285.575 to the contrary.

105.725. Any person who obtains a claim or final judgment for a payment to be made out of the state legal expense fund shall not be offered or required to sign any confidentiality agreement stating that he or she will not discuss his or her claim or final judgment or stating that if he or she does discuss such claim or final judgment, he or she will waive any right to moneys from the state legal expense fund. If a confidentiality agreement is offered to a person in violation of this section and such agreement is signed, such signed agreement shall be unenforceable."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Having voted on the prevailing side, Senator Schupp moved that the vote by which **SA 2** was adopted, be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Hegeman
Holsman	Hoskins	Kehoe	Koenig	Munzlinger	Nasheed	Onder
Richard	Riddle	Rizzo	Rowden	Sater	Schaaf	Schatz
Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—27	

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal	Emery	Hummel	Romine—4

Absent with leave—Senators

Eigel	Libla—2

Vacancies—1

SA 2 was again taken up.

At the request of Senator Schupp, the above amendment was withdrawn.

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bill No. 1007, Pages 32-35, Section 105.055, by striking all of said section and inserting in lieu thereof the following:

"105.055. 1. **As used in this section, the following terms mean:**

(1) "Disciplinary action", any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, regardless of whether the withholding of work has affected or will affect the employee's compensation;

(2) "Public employee", any employee, volunteer, intern, or other individual performing work or services for a public employer;

(3) "Public employer", any state agency or office, the general assembly, any legislative or governing body of the state, any unit or political subdivision of the state, or any other instrumentality of the state.

2. No supervisor or appointing authority of any **[**state agency**]** **public employer** shall prohibit any employee of the **[**agency**]** **public employer** from discussing the operations of the **[**agency**]** **public employer**, either specifically or generally, with any member of the legislature, state auditor, attorney general, **a prosecuting or circuit attorney, a law enforcement agency, news media, the public,** or any state official or body charged with investigating **[**such**]** **any** alleged misconduct **described in this section**.

[2.**]** **3.** No supervisor or appointing authority of any **[**state agency**]** **public employer** shall:

(1) Prohibit a **[**state**]** **public** employee from or take any disciplinary action whatsoever against a **[**state**]** **public** employee for the disclosure of any alleged prohibited activity under investigation or any related activity, or for the disclosure of information which the employee reasonably believes evidences:

(a) A violation of any law, rule or regulation; or

(b) Mismanagement, a gross waste of funds or abuse of authority, **violation of policy, waste of public resources, alteration of technical findings or communication of scientific opinion, breaches of professional ethical canons,** or a substantial and specific danger to public health or safety, if the disclosure is not specifically prohibited by law; **[**or**]**

(2) Require **[**any such**]** **a public** employee to give notice to the supervisor or appointing authority prior to **[**making any such report**]** **disclosing any activity described in subdivision (1) of this subsection; or**

(3) Prevent a public employee from testifying before a court, administrative body, or legislative body regarding the alleged prohibited activity or disclosure of information.

[3.**]** **4.** This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that **[**an**]** **a public** employee inform the supervisor or appointing authority as to legislative requests for information to the **[**agency**]** **public**

employer or the substance of testimony made, or to be made, by the **public** employee to legislators on behalf of the **[**employee to legislators on behalf of the agency**]** **public employer**;

(2) Permitting **[**an**]** **a public** employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the **public** employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) Authorizing **[**an**]** **a public** employee to represent **[**the employee's**]** **his or her** personal opinions as the opinions of a **[**state agency**]** **public employer**; or

(4) Restricting or precluding disciplinary action taken against a **[**state**]** **public** employee if: the employee knew that the information was false; the information is closed or is confidential under the provisions of the open meetings law or any other law; or the disclosure relates to the employee's own violations, mismanagement, gross waste of funds, abuse of authority or endangerment of the public health or safety.

[4. As used in this section, "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, whether or not the withholding of work has affected or will affect the employee's compensation.**]**

5. **In addition to any other remedies provided by law,** any **state** employee may file an administrative appeal whenever the employee alleges that disciplinary action was taken against the employee in violation of this section. The appeal shall be filed with the administrative hearing commission**[**; provided that the appeal shall be filed with the appropriate agency review board or body of nonmerit agency employers which have established appeal procedures substantially similar to those provided for merit employees in subsection 5 of section 36.390**]**. The appeal shall be filed within **[**thirty days**]** **one year** of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with chapter 536. If the commission **[**or appropriate review body**]** finds that disciplinary action taken was **[**unreasonable**]** **taken for any reason that violates this section**, the commission **[**or appropriate review body**]** shall modify or reverse the agency's action and order such relief for the employee as the commission considers appropriate. If the commission finds a violation of this section, it may review and recommend to the appointing authority that the violator be suspended on leave without pay for not more than thirty days or, in cases of willful or repeated violations, may review and recommend to the appointing authority that the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the commission **[**or appropriate review body**]** in such cases may be appealed by any party pursuant to law.

6. Each **[**state agency**]** **public employer** shall prominently post a copy of this section in locations where it can reasonably be expected to come to the attention of all employees of the **[**agency**]** **public employer**.

7. (1) In addition to the remedies in subsection **[**6**]** **5** of this section **or any other remedies provided by law**, a person who alleges a violation of this section may bring a civil action **against the public employer** for damages within **[**ninety days**]** **one year** after the occurrence of the alleged violation.

(2) A civil action commenced pursuant to this subsection may be brought in the circuit court for the county where the alleged violation occurred, the county where the complainant resides, or the county where the person against whom the civil complaint is filed resides. **A person commencing such action may request a trial by jury.**

(3) **[**An**]** **A public** employee **[**must**]** **shall** show by clear and convincing evidence that he or she or a person acting on his or her behalf has reported or was about to report, verbally or in writing, a prohibited

activity or a suspected prohibited activity. **Upon such a showing, the burden shall be on the public employer to demonstrate that the disciplinary action was not the result of such a report.**

(4) A court, in rendering a judgment in an action brought pursuant to this section, shall order, as the court considers appropriate, actual damages and may also award the complainant all or a portion of the costs of litigation, including reasonable attorney fees.

8. If the alleged misconduct is related to the receipt and expenditures of public funds, a public employee alleging that disciplinary action was taken against the employee in violation of this section may request the state auditor to investigate the alleged misconduct and whether the disciplinary action was taken in violation of this section. If the state auditor uses his or her discretion to make such an investigation, the time to appeal such disciplinary action under subsections 5 and 7 of this section shall be the later of one year from the date of the alleged disciplinary action or ninety days following the release of the state auditor's report.

9. The provisions of this section shall apply to public employees, notwithstanding any provisions of section 213.070 and section 285.575 to the contrary.

105.725. Any person who obtains a claim or final judgment for a payment to be made out of the state legal expense fund shall not be offered or required to sign any confidentiality agreement stating that he or she will not discuss his or her claim or final judgment or stating that if he or she does discuss such claim or final judgment, he or she will waive any right to moneys from the state legal expense fund. If a confidentiality agreement is offered to a person in violation of this section and such agreement is signed, such signed agreement shall be unenforceable."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Kehoe moved that **SCS** for **SB 1007**, as amended, be adopted, which motion prevailed.

On motion of Senator Kehoe, **SCS** for **SB 1007**, as amended, was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **HB 1858**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2002**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2003**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2004**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2005**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2006**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2007**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2008**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2009**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 2010**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2011**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2012**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 2013**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 1291**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 1291**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCB 11**, entitled:

An Act to repeal sections 193.265, 210.003, 210.101, 210.102, 210.103, 210.110, 210.112, 210.145, 210.487, 210.498, 211.093, 431.056, 453.121, and 610.021, RSMo, and to enact in lieu thereof thirteen new sections relating to persons under protective custody.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCB 16**, entitled:

An Act to repeal sections 89.020, 137.010, 137.016, 137.017, 137.021, 144.025, 192.947, 265.300, 265.490, 265.494, and 414.032, RSMo, and to enact in lieu thereof sixteen new sections relating to agriculture, with penalty provisions and a delayed effective date for a certain section.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCB 14**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto ten new sections relating to the designation of state highways.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

PRIVILEGED MOTIONS

Senator Brown requested unanimous consent of the Senate to make one motion to send **SCS** for **HCS** for **HB 2002**; **SCS** for **HCS** for **HB 2003**; **SCS** for **HCS** for **HB 2004**; **SCS** for **HCS** for **HB 2005**; **SCS** for **HCS** for **HB 2006**, as amended; **SCS** for **HCS** for **HB 2007**, as amended; **SCS** for **HCS** for **HB 2008**; **SCS** for **HCS** for **HB 2009**; **SS** for **SCS** for **HCS** for **HB 2010**; **SCS** for **HCS** for **HB 2011**; **SCS** for **HCS** for **HB 2012**; and **SCS** for **HCS** for **HB 2013** to conference in one motion, which request was granted.

Senator Brown moved that the Senate refuse to recede from its position on **SCS** for **HCS** for **HB 2002**; **SCS** for **HCS** for **HB 2003**; **SCS** for **HCS** for **HB 2004**; **SCS** for **HCS** for **HB 2005**; **SCS** for **HCS** for **HB 2006**, as amended; **SCS** for **HCS** for **HB 2007**, as amended; **SCS** for **HCS** for **HB 2008**; **SCS** for **HCS** for **HB 2009**; **SS** for **SCS** for **HCS** for **HB 2010**; **SCS** for **HCS** for **HB 2011**; **SCS** for **HCS** for **HB 2012**; and **SCS** for **HCS** for **HB 2013** and grant the House a conference thereon, which motion prevailed.

Senator Hoskins moved that the Senate refuse to concur in **HCS** for **SS** for **SB 608**, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Sater moved that the Senate refuse to concur in **HCS** for **SS** for **SCS** for **SB 826**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Robert P. MacDonald, Democrat, 218 Kaylee Circle, Poplar Bluff, Butler County, Missouri 63901, as a member of the Southeast Missouri State University Board of Regents, for a term ending January 1, 2024, and until his successor is duly appointed and qualified; vice, Kendra Neely-Martin, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Chassity S. Nevels, 38866 West Saint Cloud Circle, Richmond, Ray County, Missouri 64085, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Lana M. Martin, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Margaret "Ellen" Nichols, Republican, 2122 East 47th Street, Joplin, Newton County, Missouri 64804, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2019, and until her successor is duly appointed and qualified; vice, James B. Kelly Jr., withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Janet Rogers, 601 Center Street, Lathrop, Clinton County, Missouri 64465, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Rhonda K. Haight, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Casey J. Short, 91 Route O, Greenfield, Dade County, Missouri 65661, as the student representative of the University of Central Missouri Board of Governors, for a term ending December 31, 2019, and until her successor is duly appointed and qualified; vice, Mathew R. Martinez, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
April 26, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John Stamm, Independent, 4152 Juniata Street #2 , Saint Louis, Saint Louis City, Missouri 63116, as a member of the Missouri Community Service Commission, for a term ending March 26, 2021, and until his successor is duly appointed and qualified; Nicole N. Roach, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

SECOND READING OF CONCURRENT RESOLUTIONS

The following concurrent resolution was read the 2nd time and referred to the Committee indicated:

HCR 96—Rules, Joint Rules, Resolutions and Ethics.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1888, regarding Lake Road Elementary School, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 1889, regarding Richland Elementary School, Richland, which was adopted.

Senator Romine offered Senate Resolution No. 1890, regarding Dr. Tim Hager, Van Buren, which was adopted.

Senator Romine offered Senate Resolution No. 1891, regarding Jamie Goodman, Van Buren, which was adopted.

Senator Romine offered Senate Resolution No. 1892, regarding Roberta Ives, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1893, regarding Sharon Masters, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1894, regarding Gary L. Streiler, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1895, regarding Joan M. Flieg, Sainte Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 1896, regarding Clare Schwent-Roth, Saint Mary, which was adopted.

Senator Romine offered Senate Resolution No. 1897, regarding Mary Jo Holland, Sainte Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 1898, regarding Sherrie Jackson, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 1899, regarding Deborah Loeffelman, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 1900, regarding Mary Beth Reed, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 1901, regarding Dana Daniels, De Soto, which was adopted.

Senator Hummel offered Senate Resolution No. 1902, regarding DeSmet Retirement Community, Florissant, which was adopted.

Senator Hummel offered Senate Resolution No. 1903, regarding Christopher Worth, St. Louis, which

was adopted.

Senator Hoskins offered Senate Resolution No. 1904, regarding Ian Czarnowski, Wentzville, which was adopted.

Senator Wieland offered Senate Resolution No. 1905, regarding Allison Leible, Barnhart, which was adopted.

INTRODUCTION OF GUESTS

Senator Richard introduced to the Senate, the Honorable Dr. Naomi Shabaan, Senator George Khaniri, Senator Aaron Cheruyiot, Dr. Lonah Mumelo, Michael Sialai, Anthony Njoroge, Noor Ghalgan, Osborn Obayo and Gertrude Nangira, Parliamentary Service Commission members and staff from Kenya.

Senator Romine introduced to the Senate, Mike McGirl, Potosi.

Senator Schaaf introduced to the Senate, the Physician of the Day, Dr. Robert L. Corder, St. Joseph.

Senator Rizzo introduced to the Senate, his brother, Anthony Rizzo, and nephew Henry, Kansas City.

Senator Holsman introduced to the Senate, Jennifer Taylor, Tom Greer and Danny Hotson, representatives of the American Society of Civil Engineers, Kansas City.

Senator Kehoe introduced to the Senate, teachers Mrs. Limbach and Mrs. VanDyke, parents, grandparents and fourth-grade students from Eugene Elementary School.

Senator Libla introduced to the Senate, Kyle Aubuchon, Poplar Bluff.

Senator Hegeman introduced to the Senate, twenty-six third-grade students from Rock Port Elementary School.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, April 30, 2018.

SENATE CALENDAR

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SIXTY-FIRST DAY–MONDAY, APRIL 30, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2140
HB 2336-Tate
HCS for HBs 2523 & 2524
HCS for HB 1542
HCS for HB 1915
HB 2155-Schroer
HCS for HB 2017
HCS for HB 2018
HCS for HB 1999
HCS for HB 1289

HCB 11-Neely
HCB 14-Reiboldt
HCB 16-Houghton

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SCS for SB 907-Kehoe
SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SJR 36-Schatz, with SCS
SB 1102-Kehoe, with SCS
SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HB 2116, with SCS (Schatz)
2. HB 1355-Phillips, with SCS (Schatz)
3. HCS for HB 1617, with SCS (Onder)
4. HB 1492-Lynch (Brown)
5. HCS for HB 1597, with SCS (Dixon)
6. HB 1744-Hansen (Romine)
7. HCS for HB 1606 (Romine)
8. HB 1428-Muntzel (Munzlinger)
9. HCS for HB 2034, with SCS (Munzlinger)
10. HCS for HB 1796 (Rowden)
11. HB 2122-Engler, with SCS (Schatz)
12. HCS for HB 1443, with SCS (Sater)
13. HCS for HB 1645 (Rowden)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 &
667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 550-Wasson, with SCS
SB 578-Romine
SBs 555 & 609-Brown, with SCS
SB 591-Hegeman, with SCS
SB 556-Brown, with SA 1 (pending)
SB 596-Riddle, with SCS
SB 561-Sater, with SA 1 (pending)

SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1605, with SCS (Kehoe)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1879, with SCS, SS for SCS & SA 1 (pending) (Cunningham)
HB 1880-Trent, with SCS & SS for SCS (pending) (Cunningham)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 775-Brown, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine) (House adopted CCR and passed CCS)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

Requests to Recede or Grant Conference

SS for SB 608-Hoskins, with HCS (Senate requests House recede or grant conference)
SS for SCS for SB 826-Sater, with HCS, as amended (Senate requests House recede or grant conference)
SS for HB 1858-Christofanelli (Eigel) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIRST DAY—MONDAY, APRIL 30, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"The earth is the Lord's and all that is in it, the world and those who live in it." (Psalm 24:1)

Gracious God of heaven and earth we return refreshed and ready for the challenge that lies ahead. We are grateful to see that all the world and all that is in it including us are Yours and what we must accomplish is also by Your prompting. So grant us to have eyes to see what must be done so we might set our hearts and energy to complete them. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 26, 2018 was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Dixon offered Senate Resolution No. 1906, regarding Luke Miller, Ballwin, which was adopted.

Senator Dixon offered Senate Resolution No. 1907, regarding Mirhad Hasanovic, Columbia, which was

adopted.

Senator Cunningham offered Senate Resolution No. 1908, regarding Madison Keith, Mansfield, which was adopted.

Senator Cunningham offered Senate Resolution No. 1909, regarding Joe Chadwell, Norwood, which was adopted.

Senator Schupp offered Senate Resolution No. 1910, regarding Madelyn Hubbs, Bridgeton, which was adopted.

Senator Schupp offered Senate Resolution No. 1911, regarding Lauren Vanlandingham, Ladue, which was adopted.

Senator Schupp offered Senate Resolution No. 1912, regarding Brandi James, Chesterfield, which was adopted.

Senator Schupp offered Senate Resolution No. 1913, regarding Emily Baughman, Maryland Heights, which was adopted.

Senator Schupp offered Senate Resolution No. 1914, regarding Sara Beth Matt, which was adopted.

Senator Hoskins offered Senate Resolution No. 1915, regarding Eagle Scout Samuel Dale James, Sweet Springs, which was adopted.

Senator Rowden offered Senate Resolution No. 1916, regarding Eagle Scout Jacob Michael Hall, Columbia, which was adopted.

Senator Cunningham offered Senate Resolution No. 1917, regarding Toni Walton, which was adopted.

Senator Wallingford offered Senate Resolution No. 1918, regarding Recreation Officer I Robert Dunn, Scott City, which was adopted.

Senator Crawford offered Senate Resolution No. 1919, regarding the Byron House, Lebanon, which was adopted.

Senator Cunningham offered Senate Resolution No. 1920, regarding Mary Clair, Marshfield, which was adopted.

Senator Cunningham offered Senate Resolution No. 1921, regarding Helen Laffoon, Houston, which was adopted.

Senator Schupp offered Senate Resolution No. 1922, regarding the Ninety-ninth Anniversary of the passage of the Nineteenth Amendment to the United States Constitution, which was adopted.

Senator Riddle offered Senate Resolution No. 1923, regarding the Sixty-fifth Wedding Anniversary of Jim and Margie Martin, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 1924, regarding the One Hundredth Birthday of Woodrow Wilson Boulware, Fulton, which was adopted.

President Pro Tem Richard assumed the dais and delivered the following address:

Senator Ron Richard, President Pro Tem

Farewell Address

April 30, 2018

As we enter into our final weeks of this session, and as I prepare to end my journey of legislative service, I reflect on relationships and friends made; bonds that will last a lifetime.

I am reminded of Winston Churchill's comments on his retirement.

"I trust that I shall not be guilty of trespassing beyond those limits of time necessary to make farewell comments."

Upon my departure on this public occasion, I want to first and foremost thank my wife Patty for her continued support. With grateful regards, thank you my colleagues for the great opportunity to serve with you. Thank you my friends for your support and guidance. Members of the Senate and House have blessed me with many leadership opportunities.

I consider myself very fortunate to have had such wonderful staff.

To my three Chiefs of Staff during my time at the Capitol, Jeff Brooks, Dusty Schnieders and Heidi Kolkmeyer, and to the caucus staff under their direction, thank you for your hard work.

Thanks to Gwen Delano for running my district office and for being on top of things in the district.

Thanks to Pattie Parris and Deanna Gesch for their expertise and organization skills that keep my office running smoothly.

I would like to personally thank the Majority Leader, the Senator from Cole, for a great partnership with me and the Senate, negotiating the rough seas of the calendar work and debate.

Thank you to all Senate Staff - Administration, Secretary of Senate, Accounting, Human Resources, Appropriations, Communications, Computer Information Systems, Operations, Research, Bill Room, Enrolling and Engrossing, Office Assistance and Doorkeepers for all you do to help the senators do their job.

Last but not least thanks to all Senator's Staff for your hard work and cooperation.

"Never will these illustrious chambers be out of my memory."

I am reminded of Sen. Dick Webster of Carthage, Missouri (whose picture is in the Senate Lounge) when he arrived to serve in the Missouri House in Jefferson City in 1949. The Democrats were in complete control. He had a general feeling with regard to those people who sat on the other side of the aisle were either hoodlums or nefarious political bosses.

During his 2nd month of the session, a young Irish bartender by the name of Tommy Walsh was handling a bill.

It raised the salaries of constables in St. Louis from $9.00 a day to $10.00 a day. A large number of Democrats were voicing their opposition. During the debate, a senior Republican said to Dick Webster "Kid, if I were you I would vote for the bill." When Webster seemed surprised, the Senior Republican said "Trust ME." The bill carried by one vote.

As Webster walked out of the House Chamber, the young Irishman put his hand out and said "I won't forget."

When Webster later asked the Senior Republican Bill Cruce, from Eldorado Springs, why was that vote important - the answer came, "all the good guys are not in our party and all the bad ones are not in theirs." Senator Cruce also said that he was not going to point out who the bad guys are. "If you can't figure that out by the end of session, you shouldn't be here. Tommy Walsh is one of the good guys.

When the next session began, Warren Fuqua, legislative advisor to Farm Bureau asked Webster to file a bill. Webster thought he was co-sponsoring a bill, but he was being asked to handle it (very unusual for a freshmen).

Webster agreed to handle the bill and received a notice of committee hearing the following week. When he arrived at the hearing, the young Irish bartender was the chairman.

When Webster's bill came before the committee – Walsh said this bill is very important to our friend, from outstate Missouri.

Representative Webster was asked if he wanted to explain the bill or did he want the committee to go ahead and take action. Webster replied that he would trust the committee's decision.

The bill was never discussed. The motion was made and carried. The bill came to the floor the next week and Tom Walsh and other democrats saw that there was enough votes to pass the bill.

The bill was the establishment of rural fire districts and also permitted rural areas to cooperate with town and city fire districts. Without the legislation in 1950, the farmers could not expect to participate in the use of the Carthage, Missouri, fire department.

When Dick Webster was elected to the Missouri Senate in 1962, Walsh and Webster continued to be close friends. Walsh worked the Missouri House, walking the aisles helping get enough votes to make Missouri Southern College in Joplin a full four year funded College.

As Sen. Richard Webster prophetically said in 1986, and is still true today, a "multitude of changes have been made in the minds and attitudes of American voters and public officials. Our Constitution, however, is still in place and it will fail only when the people of America lose interest in their government and how it works!"

I would like to share a few thoughts after 16 years in the State Capitol; some of these notions are mine, some are borrowed from intellectuals from the past.

In the time we have served in government, I have asked that you respect tradition, respect your word that which is your bond.

If you want respect, you have to give respect.

The Legislature must be independent and stand against over reach and the assault from the other branches of government and the tides of public opinion.

Be careful of ideas that promote personal agendas. Some ideas may seem in the best interest of Missourians. Look for the residue or the

fallout of the possible outcome.

Daniel Moynihan said that "everyone is entitled to their own opinion but not to their own facts."

Do not allow an antiquated notion that a caring government can socialize everyone to behave well, thereby erasing personal accountability and responsibility.

I am intrigued by people reacting to circumstance they find themselves and how events were affected by actions.

Incrementalism – the key to passing legislation …. Small bites over several years yields large dividends and your goals while avoiding mistakes in large bills.

As the Speaker of the House, it was difficult to understand the pace of the Senate. However it became clear that the discussion between Washington and Jefferson was true, that the Senate cooled passions and tried to "reconcile the irreconcilable."

In Robert Bryd, volumes of US Senate history applies to us in the Missouri Senate "Let the Senate in moments of drama - the kind of independence, impartiality, fairness and courage that from time to time over the years has brought to bear on great issues."

James Madison - "If man were angels, no government would be necessary. If angels were to govern man, neither external nor internal contracts on government would be necessary."

Elections have consequences because "enlightened statesmen will not always be sent to Jefferson City."

I have tried to learn leadership skills no matter what office I was elected to. I looked at history for those who had larger decisions to make and how they handled them.

I have always believed that as elected officials we must take charge of events - not allow events to take charge of us.

In the Missouri Senate, the leaders recognized, generations ago, that party affiliation had little to do with political philosophy. They were wise enough in 1919 when the new Capital was opened to establish an unwritten rule that we (the senate) would never sit by political party on the floor of the Senate. It isn't possible to walk in and see the Democrats on one side and the Republicans on the other. It is the only legislative body in this nation which follows that tradition. The result is the ability to vote in accordance with your conscience and the interest of the people that you represent. Neither the Democrat floor leader nor I would ever attempt to crack the whip and deliver a solid party vote in order to maintain party loyalty.

In the Missouri Senate, we generally follow the rules of procedure as the United States Senate. A rule can be suspended by a majority vote. We also have "unwritten rules" which have nothing to do with parliamentary procedure. Some of them deal with the matter of common courtesy. Others deal with overall conduct toward each other.

As an example, it doesn't matter who the governor is, no gubernatorial appointment will be confirmed if the senator in whose district the appointee resides objects. This has been hard for many governors to understand; it is not a written rule, but is strictly enforced.

Thanks for your kindness, your patience, your wisdom.

Your leadership team has always tried to guide the Senate with fairness and professionalism. I have sought guidance, opinions from all I have met.

This is not the occasion to outline remedies on governance, but I may suggest that "My faith is in God's mercy we may choose right." There is always time and hope if we combine patience and courage.

I will always believe that the "day may dawn when fair play, love for one another, respect for justice and freedom will enable tormented generations to march forth serene and triumphed."

God bless you

God bless the state of Missouri

God bless the United States

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Schaaf, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 1953**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Libla, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 1409**, begs

leave to report that it has considered the same and recommends that the bill do pass.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **SB 1015**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 1797**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 2026**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 2101**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HB 1267**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1415**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 709**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 640**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1968**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2330**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **HB 1887**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 963**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HB 1247**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 952**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HB 1831**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 1635**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 2171**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1364**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1646**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1809**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HB 1252**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1251**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **HCS No. 2** for **HB 1503**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **SB 864**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 1614**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 998**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **SB 703**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **SB 915**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **SB 934**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **HCS** for **HB 1264**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **HCS** for **HB 1611**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **HCS** for **HB 2119**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **HCS** for **HB 2079**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS** for **HB 1710**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 988**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **SB 790**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Walsh, Chairman of the Committee on Progress and Development, submitted the following reports:

Mr. President: Your Committee on Progress and Development, to which was referred **HB 1484**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Progress and Development, to which was referred **HJR 59**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

President Parson assumed the Chair.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 553** and **SCS** for **SB 1007**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

HOUSE BILLS ON THIRD READING

Senator Cunningham moved that **HCS** for **HB 1879**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

Senator Libla moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting after all of said line the following:

"34.165. 1. In making purchases for this state, its governmental agencies or political subdivisions, the commissioner of administration shall give a bidding preference consisting of **at least** a **[**ten-point**] five-point bonus and no greater than a fifteen-point** bonus on bids for products and services manufactured, produced or assembled in qualified nonprofit organizations for the blind established pursuant to the provisions of 41 U.S.C. Sections 46 to 48c, as amended and in sheltered workshops holding a certificate of approval from the department of elementary and secondary education pursuant to section 178.920 if**, at a minimum,** the participating nonprofit organization **or workshop** provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars. **The bonus points shall be awarded on the basis of a sliding scale, as determined in rule by the commissioner of administration, based on revenue generation for and utilization of qualified nonprofit organizations for the blind or sheltered workshops, with the bonus points increasing as the revenue generation for and utilization of such organizations and workshops increases.**

2. An affidavit signed by the director or manager and the board president of a participating nonprofit organization shall be provided to the purchasing agency by the contractor at the completion of the contract or within thirty days of the first anniversary of the contract, whichever first occurs, verifying compliance.

3. The commissioner of administration shall make such rules and regulations regarding specifications, quality standards, time of delivery, performance**, bidding preferences,** and other relevant matters as shall be necessary to carry out the purpose of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. At the request of the commissioner of administration, the state auditor may examine all records, books and data of any qualified nonprofit organization for the blind to determine the costs of manufacturing products or rendering services and the manner and efficiency of production and administration of such

nonprofit organization with relation to any product or services purchased by this state, its governmental agencies or political subdivisions and to furnish the results of such examination to the commissioner for appropriate action."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 1, Section A, Line 6, by inserting after all of said line the following:

"**8.301. 1. Neither the state nor any political subdivision thereof shall:**

(1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;

(2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;

(3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;

(4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or

(5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.

2. For purposes of this section, the phrase "experience modification factor" shall mean the factor calculated pursuant to the provisions of chapter 287."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Wallingford offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting immediately after said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments. **The term "department" shall not include public institutions of higher education.**

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined,

produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend the title and enacting clause accordingly.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed.

Senator Cunningham moved that **SS** for **SCS** for **HCS** for **HB 1879**, as amended, be adopted, which motion prevailed.

On motion of Senator Cunningham, **SS** for **SCS** for **HCS** for **HB 1879**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senators

Koenig Nasheed—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2116**, with **SCS**, entitled:

An Act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to boat passengers.

Was taken up by Senator Schatz.

SCS for **HCS** for **HB 2116**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2116

An Act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to watercraft, with a penalty provision.

Was taken up.

Senator Schatz moved that **SCS** for **HCS** for **HB 2116** be adopted, which motion prevailed.

On motion of Senator Schatz, **SCS** for **HCS** for **HB 2116** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Nasheed Schupp—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vo te by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

At the request of Senator Schatz, **HB 1355**, with **SCS**, was placed on the Informal Calendar.

President Pro Tem Richard assumed the Chair.

HCS for **HB 1617**, with **SCS**, entitled:

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

Was taken up by Senator Onder.

SCS for **HCS** for **HB 1617**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1617

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

Was taken up.

Senator Onder moved that **SCS** for **HCS** for **HB 1617** be adopted.

President Parson assumed the Chair.

Senator Onder offered **SS** for **SCS** for **HCS** for **HB 1617**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1617

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, 208.677, 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof eight new sections relating to reimbursement of health care services.

Senator Onder moved that **SS** for **SCS** for **HCS** for **HB 1617** be adopted.

At the request of Senator Onder, **SS** for **SCS** for **HCS** for **HB 1617** was withdrawn.

Senator Onder offered **SS No. 2** for **SCS** for **HCS** for **HB 1617**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1617

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, 208.677, 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof eight new sections relating to reimbursement of health care services.

Senator Onder moved that **SS No. 2** for **SCS** for **HCS** for **HB 1617** be adopted.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1617, Page 10, Section 376.690, Lines 7-8, by striking all of said lines and inserting in lieu thereof the following: "**the health carrier's networks, the initial offer for reimbursement for unanticipated out-of-network care shall be the amount for the network that has**".

Senator Onder moved that the above amendment be adopted.

At the request of Senator Onder, **HCS** for **HB 1617**, with **SCS**, **SS No. 2** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

April 27, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Margaret "Ellen" Nichols as a member of the State Board of Registration for the Healing Arts submitted to you on April 26, 2018. Line 4 should be amended to read:

vice, Jeffrey Carter, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above addendum to the Committee on Gubernatorial Appointments.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 917**, entitled:

An Act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 660**, entitled:

An Act to repeal sections 208.217, 552.020, 630.745, and 630.945, RSMo, and to enact in lieu thereof four new sections relating to mental health, with penalty provisions.

With House Amendment Nos. 1, 2, 3, 4 and 5.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting after all of said line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in drug court, as defined in section 478.001, shall have their eligibility automatically extended

sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet

coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. 1396a (a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for

this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy**. Subject to appropriations, pregnant women receiving substance abuse treatment within sixty days of giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements**;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. 1396a (a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. 1396r-1;

(26) Effective August 28, 2013, persons who are in foster care under the responsibility of the state of Missouri on the date such persons [attain] **attained** the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(I).”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

“**9.270. June twenty-seventh of each year shall be known and designated as “Posttraumatic Stress Awareness Day”. It is recommended to the people of the state that the day be appropriately observed through activities which will increase awareness of posttraumatic stress.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 660, Page 3, Section 208.217, Line 65, by inserting immediately after all of said section and line the following:

“337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a

doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **(APA), [**or**]** the Canadian Psychological Association **(CPA), or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements

for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who

does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the

home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate

study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a)

of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's

due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under

temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against a psychologist's license;

(5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;

(6) Nonconfidential information related to alternative program participation information;

(7) Any denial of application for licensure, and the reasons for such denial; and

(8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

(4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

(2) The commission shall maintain its financial records in accordance with the bylaws; and

(3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from

that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the

place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action.

If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute

resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 9, Section 630.945, Line 7, by inserting immediately after all of said section and line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140,

337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his

own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has

had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[(18)**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[(19)**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(20)**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[(21)**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(22)**] (25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[(23)**] (26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2015**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2002**. Representatives: Fitzpatrick, Alferman, Rowland (155), Kendrick, McGee.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2003**. Representatives: Fitzpatrick, Alferman, Rowland (155), Kendrick, McGee.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2004**. Representatives: Fitzpatrick, Alferman, Conway (104), Butler, Razer.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2005**. Representatives: Fitzpatrick, Alferman, Bahr, Kendrick, Merideth (80).

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2006**, as amended. Representatives: Fitzpatrick, Alferman, Redmon, Kendrick, Pierson.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2007**, as amended. Representatives: Fitzpatrick, Alferman, Redmon, Burnett, Kendrick.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2008**. Representatives: Fitzpatrick, Alferman, Conway (104), Butler, May.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2009**. Representatives: Fitzpatrick, Alferman, Conway (104), Kendrick, May.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 2010**. Representatives: Fitzpatrick, Alferman, Wood, Lavender, Quade.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2011**. Representatives: Fitzpatrick, Alferman, Wood, Lavender, Quade.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2012**. Representatives: Fitzpatrick, Alferman, Bahr, Lavender, Merideth (80).

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 2013**. Representatives: Fitzpatrick, Alferman, Bahr, Kendrick, Razer.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2179**, entitled:

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to prohibiting public entities from contracting with companies discriminating against Israel.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2538**, entitled:

An Act to amend chapter 253, RSMo, by adding thereto one new section relating to maintaining Missouri state parks.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2499**, entitled:

An Act to repeal sections 217.670 and 217.690, RSMo, and to enact in lieu thereof two new sections relating to videoconferencing for parole hearings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2438**, entitled:

An Act to repeal section 287.090, RSMo, and to enact in lieu thereof one new section relating to workers' compensation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2407**, entitled:

An Act to amend chapter 208, RSMo, by adding thereto two new sections relating to an advisory council on rare diseases within the MO HealthNet division.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

PRIVILEGED MOTIONS

Senator Eigel moved that the Senate refuse to recede from its position on **SS** for **HB 1858**, and grant the House a conference thereon, which motion prevailed.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 2140**—Government Reform.

HB 2336—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HBs 2523** and **2524**—Rules, Joint Rules, Resolutions and Ethics.

HCS for **HB 1542**—Insurance and Banking.

HCS for **HB 1915**—Government Reform.

HB 2155—Government Reform.

HCS for **HB 2017**—Appropriations.

HCS for **HB 2018**—Appropriations.

HCS for **HB 1999**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1289**—Local Government and Elections.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2002**: Senators Brown, Hegeman, Cunningham, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2003**: Senators Brown, Hegeman, Sater, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2004**: Senators Brown, Hegeman, Cunningham, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2005**: Senators Brown, Hegeman, Cunningham, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2006**, as amended: Senators Brown, Hegeman, Cunningham, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2007**, as amended: Senators Brown, Hegeman, Cunningham, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2008**: Senators Brown, Hegeman, Cunningham, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2009**: Senators Brown, Sater, Cunningham, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2010**: Senators Brown, Hegeman, Sater, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2011**: Senators Brown, Hegeman, Sater, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2012**: Senators Brown, Hegeman, Sater, Curls and Nasheed.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2013**: Senators Brown, Hegeman, Sater, Curls and Holsman.

Also,

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **HB 1858**: Senators Eigel, Wallingford, Koenig, Nasheed and Rizzo.

RESOLUTIONS

Senator Romine offered Senate Resolution No. 1925, regarding Lance Sprenkel, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1926, regarding Robert Love, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1927, regarding Charlotte Hopkins, Farmington, which was adopted.

Senator Romine offered Senate Resolution No. 1928, regarding Shirley Lotz, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1929, regarding Sherry Mauk, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1930, regarding Terri Barron, Desloge, which was adopted.

Senator Romine offered Senate Resolution No. 1931, regarding Paul Schroer, Bonne Terre, which was

adopted.

Senator Romine offered Senate Resolution No. 1932, regarding Julie Gilliland, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1933, regarding Norma Coplin, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1934, regarding William Neubrand, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1935, regarding Jason Jones, Farmington, which was adopted.

Senator Romine offered Senate Resolution No. 1936, regarding Laura Horton, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 1937, regarding Randy Nash, Bismarck, which was adopted.

Senator Romine offered Senate Resolution No. 1938, regarding Tonya Cook, Lesterville, which was adopted.

Senator Romine offered Senate Resolution No. 1939, regarding Gary Volner, Lesterville, which was adopted.

INTRODUCTION OF GUESTS

Senator Dixon introduced to the Senate, Mirhad Hasanovic, Columbia.

Senator Schupp introduced to the Senate, Madelyn Hubbs and her parents, Jeff and Melissa, Bridgeton.

Senator Libla introduced to the Senate, Don Chance, Dudley; and Tracy Davied, Sikeston.

Senator Munzlinger introduced to the Senate, Haleigh Karl, Gower; Ethan Boss, Salisbury; Emily Hagan, Old Monroe; and Baylee Siegel, and her parents, Katie and Joshua, California.

Senator Cunningham introduced to the Senate, Madison Keith, and her parents, Kendall and Carrie, Mansfield.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-SECOND DAY–TUESDAY, MAY 1, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCB 11-Neely
HCB 14-Reiboldt
HCB 16-Houghton
HB 2015-Fitzpatrick

HB 2179-Richardson
HB 2538-Pietzman
HB 2499-Hansen
HB 2438-Remole
HCS for HB 2407

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SCS for SB 907-Kehoe
SS for SCS for SB 553-Dixon
SCS for SB 1007-Kehoe

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1492-Lynch (Brown)
2. HCS for HB 1597, with SCS (Dixon)
3. HB 1744-Hansen (Romine)
4. HCS for HB 1606 (Romine)
5. HB 1428-Muntzel (Munzlinger)
6. HCS for HB 2034, with SCS (Munzlinger)
7. HCS for HB 1796 (Rowden)
8. HB 2122-Engler, with SCS (Schatz)
9. HCS for HB 1443, with SCS (Sater)
10. HCS for HB 1645 (Rowden)
11. HB 1953-Neely (Onder)
12. HB 1409-Fitzpatrick (Kehoe)
13. HB 1797-Fitzwater, with SCS (Riddle)
14. HB 2026-Wilson, with SCS (Rowden)
15. HB 2101-Beard (Hoskins)
16. HB 1267-Lichtenegger (Munzlinger)
17. HB 1415-Lauer (Wasson)
18. HB 1968-Grier (Schatz)
19. HB 2330-Beck (Sifton)
20. HB 1887-Bahr (Onder)
21. HB 1247-Pike (Onder)
22. HB 1831-Ruth (Wieland)
23. HCS for HB 1635, with SCS (Wallingford)
24. HCS for HB 2171 (Sater)
25. HCS for HB 1364, with SCS (Munzlinger)
26. HB 1646-Eggleston (Hegeman)
27. HB 1809-Tate (Schatz)
28. HB 1252-Plocher (Riddle)
29. HCS for HB 1251, with SCS (Crawford)
30. HCS#2 for HB 1503, with SCS (Hoskins)
31. HCS for HB 1614 (Hegeman)
32. HCS for HB 1264 (Hegeman)
33. HCS for HB 1611 (Riddle)
34. HCS for HB 2119 (Rowden)

35. HCS for HB 2079, with SCS (Crawford)
36. HCS for HB 1710, with SCS (Eigel)
37. HB 1484-Brown (57) (Romine)
38. HJR 59-Brown (57) (Romine)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)

HB 1355-Phillips, with SCS (Schatz)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HB 1880-Trent, with SCS & SS for SCS (pending) (Cunningham)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 660-Riddle, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SCS for SB 917-Crawford, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine) (House adopted CCR and passed CCS)
SS for HB 1858-Christofanelli (Eigel)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

Requests to Recede or Grant Conference

SS for SB 608-Hoskins, with HCS (Senate requests House recede or grant conference)
SS for SCS for SB 826-Sater, with HCS, as amended (Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SECOND DAY—TUESDAY, MAY 1, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"But when one turns to the Lord, the veil is removed." (2 Corinthians 3:16)

Heavenly Father, we thank You that You are our God and we ask that our eyes be open to the different ways to see possibilities that come before us so that we might provide opportunities to turn that which is hurtful to a brilliant solution. Give those who come before You a clear vision of what we may truly accomplish and ways for them to be making that happen. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1940, regarding William Stone Woods, which was adopted.

Senator Rowden offered Senate Resolution No. 1941, regarding Charles Quarles Chandler, II, which was adopted.

Senator Wasson offered Senate Resolution No. 1942, regarding Connie Lorene Scott, Rogersville, which was adopted.

Senator Schaaf offered Senate Resolution No. 1943, regarding Corrections Officer I Michelle Vogel, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1944, regarding Jennifer Newton, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1945, regarding Deborah Foster, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1946, regarding Sandy Veale, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1947, regarding Gail Pike, Agency, which was adopted.

Senator Schaaf offered Senate Resolution No. 1948, regarding Lynette Lower, St. Joseph, which was adopted.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 907**, introduced by Senator Kehoe, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 907

An Act to authorize the conveyance of certain state properties.

Was taken up.

On motion of Senator Kehoe, **SS** for **SCS** for **SB 907** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Curls	Eigel—2

Absent with leave—Senator Schatz—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Kehoe, title to the bill was agreed to.

Senator Kehoe moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 553**, introduced by Senator Dixon, entitled:

An Act to repeal sections 67.410, 143.783, 302.321, 302.341, 347.048, 479.020, 479.353, 479.359, and 479.360, RSMo, and to enact in lieu thereof nine new sections relating to local government, with existing penalty provisions.

Was taken up.

President Pro Tem Richard assumed the Chair.

Senator Dixon moved that **SS** for **SCS** for **SB 553** be read the 3rd time and finally passed, which motion failed to receive a constitutional majority by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Dixon	Eigel	Emery	Hoskins
Kehoe	Munzlinger	Richard	Riddle	Rizzo	Wasson—13	

NAYS—Senators

Chappelle-Nadal	Cierpiot	Curls	Hegeman	Hummel	Koenig	Libla
Nasheed	Onder	Romine	Rowden	Schaaf	Schupp	Sifton
Wallingford	Walsh	Wieland—17				

Absent—Senators

Holsman	Sater	Schatz—3

Absent with leave—Senators—None

Vacancies—1

SCS for **SB 1007**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1007

An Act to repeal sections 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.110, 36.120, 36.130, 36.140, 36.150, 36.170, 36.180, 36.190, 36.200, 36.210, 36.220, 36.225, 36.240, 36.250, 36.260, 36.270, 36.280, 36.290, 36.300, 36.310, 36.320, 36.340, 36.360, 36.380, 36.390, 36.400, 36.440, 36.470, 36.510, 37.010, 105.055, 207.085, 621.075, and 630.167, RSMo, and to enact in lieu thereof thirty-eight new sections relating to the state personnel law, with existing penalty provisions.

Was taken up by Senator Kehoe.

Senator Rowden assumed the Chair.

On motion of Senator Kehoe, **SCS** for **SB 1007** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Rowden	Sater	Schatz	Wallingford	Wasson—21

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Romine
Schaaf	Schupp	Sifton	Walsh	Wieland—12		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Kehoe, title to the bill was agreed to.

Senator Kehoe moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HB 2015—Appropriations.

REFERRALS

President Pro Tem Richard referred **HB 1409**; **HB 1267**; **HCS** for **HB 2171**; and **HJR 59** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 683**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1739**, entitled:

An Act to amend chapter 558, RSMo, by adding thereto one new section relating to minimum terms of imprisonment.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 814**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 1286** and has taken up and passed **SCS** for **HCS** for **HB 1286**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2**, as amended for **SCS** for **HCS** for **HB 1500** and has taken up and passed **SS No. 2** for **SCS** for **HCS** for **HB 1500**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 1268** and has taken up and passed **SCS** for **HCS** for **HB 1268**.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **HB 1858**. Representatives: Christofanelli, Curtman, Smith (163), Carpenter, Morgan.

On motion of Senator Kehoe, the Senate recessed until 3:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Photographers from KOMU-TV were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senators Kehoe, Schatz and Riddle offered Senate Resolution No. 1949, regarding Dr. Tracey Hankins, Hermann, which was adopted.

Senator Kehoe offered Senate Resolution No. 1950, regarding Parents Day of Hope, which was adopted.

Senator Hummel offered Senate Resolution No. 1951, regarding Brian Kelley, Liberty, which was adopted.

HOUSE BILLS ON THIRD READING

HB 1492, introduced by Representative Lynch, entitled:

An Act to repeal section 620.515, RSMo, and to enact in lieu thereof one new section relating to the show-me heroes program.

Was taken up by Senator Brown.

On motion of Senator Brown, **HB 1492** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1355, with **SCS**, introduced by Representative Phillips, entitled:

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to retired peace officers.

Was called from the Informal Calendar and taken up by Senator Schatz.

SCS for **HB 1355**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1355

An Act to repeal sections 43.505, 57.117, 221.050, 302.176, 488.5320, and 513.653, RSMo, and to enact in lieu thereof twelve new sections relating to public safety, with an effective date for a certain section, with penalty provisions.

Was taken up.

Senator Schatz moved that **SCS** for **HB 1355** be adopted.

Senator Schatz offered **SS** for **SCS** for **HB 1355**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1355

An Act to repeal sections 43.505, 43.507, 57.117, 57.450, 84.510, 190.335, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.050, 221.105, 260.391, 292.606, 302.176, 306.030, 306.126, 414.032, 488.5320, 513.653, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof fifty-four new sections relating to public safety, with penalty provisions.

Senator Schatz moved that **SS** for **SCS** for **HB 1355** be adopted.

Senator Chappelle-Nadal offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Pages 62-63, Section 260.558, by striking said section and inserting in lieu thereof the following:

"**260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.**

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of

the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.".

Senator Chappelle-Nadal moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 13, Section 84.510, Line 22 of said page, by inserting immediately after said line the following:

"99.848. **1.** Notwithstanding subsection 1 of section **[**99.847**]** **99.845**, any district **or county imposing a property tax for the purposes of** providing emergency services pursuant to chapter 190 or 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent **[**nor**]** **but not** more than one hundred percent of the district's tax increment. This section shall not apply to tax increment financing projects or districts approved prior to August 28, 2004.

2. Beginning August 28, 2018, an ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate under subsection 1 of this section prior to the time the assessment is paid into the special allocation fund. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2018, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this section.

135.090. 1. As used in this section, the following terms mean:

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor **vehicle** enforcement officer, emergency medical technician, **emergency medical responder, as defined in section 190.100,** first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse

until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, 2019, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

190.094. 1. Any ambulance licensed in this state, when used as an ambulance and staffed with volunteer staff, shall be staffed with a minimum of one emergency medical technician and one other crew member who may be a licensed emergency medical technician, registered nurse, physician, or someone who has a **[**first**]** **emergency medical** responder certification.

2. When transporting a patient, at least one licensed emergency medical technician, registered nurse, or physician shall be in attendance with the patient in the patient compartment at all times.

3. For purposes of this section, "volunteer" shall mean an individual who performs hours of service without promise, expectation or receipt of compensation for services rendered. Compensation such as a nominal stipend per call to compensate for fuel, uniforms, and training shall not nullify the volunteer status.

190.100. As used in sections 190.001 to 190.245, the following words and terms mean:

(1) **"Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;**

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(2)**]** **(3)** "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who

require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

[(3)**] (4)** "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

[(4)**] (5)** "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

[(5)**] (6)** "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(6)**] (7)** "Council", the state advisory council on emergency medical services;

[(7)**] (8)** "Department", the department of health and senior services, state of Missouri;

[(8)**] (9)** "Director", the director of the department of health and senior services or the director's duly authorized representative;

[(9)**] (10)** "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

[(10)**] (11)** "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

[(11)**] (12)** "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

[(12)**] (14)** "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

[(13)**] (15)** "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

[(14)**] (16)** "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

[(15)**] (17)** "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

[(16)**] (18)** "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(17)**] (19)** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[(18) "Emergency medical technician-intermediate" or "EMT-I", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;**]**

[(19)**] (20)** "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(20)**] (21)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[(21) "First responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;**]**

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section

197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians **[**to providers by written or verbal communications**], or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment**;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

(47) "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

(48) "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions

shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee**, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri**.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. **Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.**

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors **and the state EMS medical director** elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics and provide offline medical direction

per standardized treatment, triage, and transport protocols when EMS personnel, including **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to 190.245.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse or a duly licensed physician be required to hold an emergency medical technician's license. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient, except as provided in section 190.094. In emergency situations which require additional medical personnel to assist the patient during transportation, **[**a first**] an emergency medical** responder, firefighter, or law enforcement personnel with a valid driver's license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event

or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to 190.245 shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to 190.245 shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or

county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to 190.245.

190.131. 1. The department shall accredit or certify training entities for **[**first**]** **emergency medical** responders, emergency medical dispatchers, **and** emergency medical **[**technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic**]** **technicians**, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting.

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to 190.245.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to 190.245 and all rules promulgated pursuant to sections 190.001 to 190.245.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department.

190.142. 1. **(1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect,** the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made

of the applicant for an emergency medical technician's license**.**

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, of the recognition of EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) **Emergency medical technician and paramedic** education and training requirements based on respective **[**national curricula of the United States Department of Transportation**]** **National Emergency Medical Services Education Standards** and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) **Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review;**

(4) Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs **[**or examinations developed and administered by the department of health and senior services**]**;

[(4)**]** **(5)** Continuing education and relicensure requirements; and

[(5)**]** **(6)** Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.143. 1. Notwithstanding any other provisions of law, the department may grant a ninety-day temporary emergency medical technician license to all levels of emergency medical technicians who meet the following:

(1) Can demonstrate that they have, or will have, employment requiring an emergency medical technician license;

(2) Are not currently licensed as an emergency medical technician in Missouri or have been licensed as an emergency medical technician in Missouri and fingerprints need to be submitted to the Federal Bureau of Investigation to verify the existence or absence of a criminal history, or they are currently licensed and the license will expire before a verification can be completed of the existence or absence of a criminal history;

(3) Have submitted a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245;

(4) Have not been disciplined pursuant to sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245;

(5) Meet all the requirements of rules promulgated pursuant to sections 190.001 to 190.245.

2. A temporary emergency medical technician license shall only authorize the license to practice while under the immediate supervision of a licensed emergency medical **[**technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic**]** **technician**, registered nurse**,** or physician who is currently licensed, without restrictions, to practice in Missouri.

3. A temporary emergency medical technician license shall automatically expire either ninety days from the date of issuance or upon the issuance of a five-year emergency medical technician license.

190.147. 1. Emergency medical technician paramedics (EMT-Ps):

(1) Who have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) Who have been authorized by their ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) Whose ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting behavioral health patients who present a likelihood of serious harm to themselves or others as the term "likelihood of serious harm" is defined under section 632.005 or who are significantly incapacitated by alcohol or drugs; provided, that such protcols shall be reviewed and approved by the state EMS medical director's advisory committee and that such protocols shall direct the EMT-P regarding the proper use of patient restraint and coordination with area law enforcement. Patient restraint protocols shall be based upon current applicable national guidelines;

may make a good faith determination that such patients shall be placed into a temporary hold for the sole purposes of transport to the nearest appropriate facility; provided, that such determination shall be made in cooperation with at least one other EMT-P or other medical professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally-recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. EMT-Ps who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical

control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to 190.245 for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to 190.245 or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to 190.245;

(2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to 190.245, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to 190.245 or in obtaining permission to take any examination given or required pursuant to sections 190.100 to 190.245;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245;

(6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to 190.245, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to 190.245;

(7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any activity regulated by sections 190.100 to 190.245 granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) For an individual being finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any activity licensed or regulated by sections 190.100 to 190.245 who is not licensed and currently eligible to practice pursuant to sections 190.100 to 190.245;

(11) Issuance of a certificate, permit or license based upon a material mistake of fact;

(12) Violation of any professional trust, confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;

(13) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(15) Refusal of any applicant or licensee to respond to reasonable department of health and senior services' requests for necessary information to process an application or to determine license status or license eligibility;

(16) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public;

(17) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245.

3. If the department conducts investigations, the department, prior to interviewing a licensee who is the subject of the investigation, shall explain to the licensee that he or she has the right to:

(1) Consult legal counsel or have legal counsel present;

(2) Have anyone present whom he or she deems to be necessary or desirable**[**, except for any holder of any certificate, permit, or license required by sections 190.100 to 190.245**]**; and

(3) Refuse to answer any question or refuse to provide or sign any written statement.

The assertion of any right listed in this subsection shall not be deemed by the department to be a failure to cooperate with any department investigation.

4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the department may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the department deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate or permit. Notwithstanding any provision of law to the contrary, the department shall be authorized to impose a suspension or revocation as a disciplinary action only if it first files the requisite complaint with the administrative hearing commission. **The administrative hearing commission shall hear all relevant evidence on remediation activities of the licensee and shall make a recommendation to the department of health and senior services as to licensure disposition based on such evidence.**

5. An individual whose license has been revoked shall wait one year from the date of revocation to apply

for relicensure. Relicensure shall be at the discretion of the department after compliance with all the requirements of sections 190.100 to 190.245 relative to the licensing of an applicant for the first time. Any individual whose license has been revoked twice within a ten-year period shall not be eligible for relicensure.

6. The department may notify the proper licensing authority of any other state in which the person whose license was suspended or revoked was also licensed of the suspension or revocation.

7. Any person, organization, association or corporation who reports or provides information to the department pursuant to the provisions of sections 190.100 to 190.245 and who does so in good faith shall not be subject to an action for civil damages as a result thereof.

8. The department of health and senior services may suspend any certificate, permit or license required pursuant to sections 190.100 to 190.245 simultaneously with the filing of the complaint with the administrative hearing commission as set forth in subsection 2 of this section, if the department finds that there is an imminent threat to the public health. The notice of suspension shall include the basis of the suspension and notice of the right to appeal such suspension. The licensee may appeal the decision to suspend the license, certificate or permit to the department. The appeal shall be filed within ten days from the date of the filing of the complaint. A hearing shall be conducted by the department within ten days from the date the appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings, including review thereof, unless sooner withdrawn by the department, dissolved by a court of competent jurisdiction or stayed by the administrative hearing commission.

190.173. 1. All complaints, investigatory reports, and information pertaining to any applicant, holder of any certificate, permit, or license, or other individual are confidential and shall only be disclosed upon written consent of the person whose records are involved or to other administrative or law enforcement agencies acting within the scope of their statutory authority. However, no applicant, holder of any certificate, permit, or license, or other individual shall have access to any complaints, investigatory reports, or information concerning an investigation in progress until such time as the investigation has been completed as required by subsection 1 of section 190.248.

2. Any information regarding the identity, name, address, license, final disciplinary action taken, currency of the license, permit, or certificate of an applicant for or a person possessing a license, permit, or certificate in accordance with sections 190.100 to 190.245 shall not be confidential.

3. **Any information regarding the physical address, mailing address, phone number, fax number, or email address of a licensed ambulance service or a certified training entity, including the name of the medical director and organizational contact information, shall not be confidential.**

4. This section shall not be construed to authorize the release of records, reports, or other information which may be held in department files for any holder of or applicant for any certificate, permit, or license that is subject to other specific state or federal laws concerning their disclosure.

5. Nothing in this section shall prohibit the department from releasing aggregate information in accordance with section 192.067.

190.196. 1. No employer shall knowingly employ or permit any employee to perform any services for which a license, certificate or other authorization is required by sections 190.001 to 190.245, or by rules adopted pursuant to sections 190.001 to 190.245, unless and until the person so employed possesses all

licenses, certificates or authorizations that are required.

2. Any person or entity that employs or supervises a person's activities as **[**a first**]** **an emergency medical** responder, emergency medical dispatcher, emergency medical **[**technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic**]** **technician**, registered nurse**,** or physician shall cooperate with the department's efforts to monitor and enforce compliance by those individuals subject to the requirements of sections 190.001 to 190.245.

3. Any person or entity who employs individuals licensed by the department pursuant to sections 190.001 to 190.245 shall report to the department within seventy-two hours of their having knowledge of any charges filed against a licensee in their employ for possible criminal action involving the following felony offenses:

(1) Child abuse or sexual abuse of a child;

(2) Crimes of violence; or

(3) Rape or sexual abuse.

4. Any licensee who has charges filed against him or her for the felony offenses in subsection 3 of this section shall report such an occurrence to the department within seventy-two hours of the charges being filed.

5. The department will monitor these reports for possible licensure action authorized pursuant to section 190.165.

190.246. 1. As used in this section, the following terms shall mean:

(1) "Eligible person, firm, organization or other entity", an ambulance service or emergency medical response agency, **[**a certified first**]** **an emergency medical** responder, **[**emergency medical technical-basic**]** or **an** emergency medical **[**technician-paramedic**]** **technician** who is employed by, or an enrolled member, person, firm, organization or entity designated by, rule of the department of health and senior services in consultation with other appropriate agencies. All such eligible persons, firms, organizations or other entities shall be subject to the rules promulgated by the director of the department of health and senior services;

(2) "Emergency health care provider":

(a) A physician licensed pursuant to chapter 334 with knowledge and experience in the delivery of emergency care; or

(b) A hospital licensed pursuant to chapter 197 that provides emergency care.

2. Possession and use of epinephrine auto-injector devices shall be limited as follows:

(1) No person shall use an epinephrine auto-injector device unless such person has successfully completed a training course in the use of epinephrine auto-injector devices approved by the director of the department of health and senior services. Nothing in this section shall prohibit the use of an epinephrine auto-injector device:

(a) By a health care professional licensed or certified by this state who is acting within the scope of his or her practice; or

(b) By a person acting pursuant to a lawful prescription;

(2) Every person, firm, organization and entity authorized to possess and use epinephrine auto-injector devices pursuant to this section shall use, maintain and dispose of such devices in accordance with the rules of the department;

(3) Every use of an epinephrine auto-injector device pursuant to this section shall immediately be reported to the emergency health care provider.

3. (1) Use of an epinephrine auto-injector device pursuant to this section shall be considered first aid or emergency treatment for the purpose of any law relating to liability.

(2) Purchase, acquisition, possession or use of an epinephrine auto-injector device pursuant to this section shall not constitute the unlawful practice of medicine or the unlawful practice of a profession.

(3) Any person otherwise authorized to sell or provide an epinephrine auto-injector device may sell or provide it to a person authorized to possess it pursuant to this section.

4. Any person, firm, organization or entity that violates the provisions of this section is guilty of a class B misdemeanor.”; and

Further amend said bill, page 19, section 190.335, line 16 of said page, by inserting immediately after said line the following:

“**190.900. 1. The “Recognition of EMS Personnel Licensure Interstate Compact” (REPLICA) is hereby enacted into law and entered into with all other jurisdictions legally joining therein, in the form substantially as follows in sections 190.900 to 190.939.**

2. As used in sections 190.900 to 190.939, the following terms mean:

(1) “Advanced emergency medical technician” or “AEMT”, an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(2) “Adverse action”, any administrative, civil, equitable, or criminal action permitted by a state’s laws that may be imposed against licensed EMS personnel by a state EMS authority or state court including, but not limited to, actions against an individual’s license such as revocation, suspension, probation, consent agreement, monitoring or other limitation, or encumbrance on the individual’s practice, letters of reprimand or admonition, fines, criminal convictions, and state court judgments enforcing adverse actions by the state EMS authority;

(3) “Certification”, the successful verification of entry-level cognitive and psychomotor competency using a reliable, validated, and legally defensible examination;

(4) “Commission”, the national administrative body of which all states that have enacted the compact are members;

(5) “Emergency medical technician” or “EMT”, an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(6) “EMS”, emergency medical services;

(7) "Home state", a member state where an individual is licensed to practice emergency medical services;

(8) "License", the authorization by a state for an individual to practice as an EMT, AEMT, paramedic, or a level in between EMT and paramedic;

(9) "Medical director", a physician licensed in a member state who is accountable for the care delivered by EMS personnel;

(10) "Member state", a state that has enacted this compact;

(11) "Paramedic", an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(12) "Privilege to practice", an individual's authority to deliver emergency medical services in remote states as authorized under this compact;

(13) "Remote state", a member state in which an individual is not licensed;

(14) "Restricted", the outcome of an adverse action that limits a license or the privilege to practice;

(15) "Rule", a written statement by the interstate commission promulgated under section 190.930 of this compact that is of general applicability; implements, interprets, or prescribes a policy or provision of the compact; or is an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a member state and includes the amendment, repeal, or suspension of an existing rule;

(16) "Scope of practice", defined parameters of various duties or services that may be provided by an individual with specific credentials. Whether regulated by rule, statute, or court decision, it tends to represent the limits of services an individual may perform;

(17) "Significant investigatory information":

(a) Investigative information that a state EMS authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would result in the imposition of an adverse action on a license or privilege to practice; or

(b) Investigative information that indicates that the individual represents an immediate threat to public health and safety, regardless of whether the individual has been notified and had an opportunity to respond;

(18) "State", any state, commonwealth, district, or territory of the United States;

(19) "State EMS authority", the board, office, or other agency with the legislative mandate to license EMS personnel.

190.903. 1. Any member state in which an individual holds a current license shall be deemed a home state for purposes of this compact.

2. Any member state may require an individual to obtain and retain a license to be authorized to

practice in the member state under circumstances not authorized by the privilege to practice under the terms of this compact.

3. A home state's license authorizes an individual to practice in a remote state under the privilege to practice only if the home state:

(1) Currently requires the use of the National Registry of Emergency Medical Technicians (NREMT) examination as a condition of issuing initial licenses at the EMT and paramedic levels;

(2) Has a mechanism in place for receiving and investigating complaints about individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding an individual;

(4) No later than five years after activation of the compact, requires a criminal background check of all applicants for initial licensure, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, with the exception of federal employees who have suitability determination in accordance with 5 CFR 731.202 and submit documentation of such as promulgated in the rules of the commission; and

(5) Complies with the rules of the commission.

190.906. 1. Member states shall recognize the privilege to practice of an individual licensed in another member state that is in conformance with section 190.903.

2. To exercise the privilege to practice under the terms and provisions of this compact, an individual shall:

(1) Be at least eighteen years of age;

(2) Possess a current unrestricted license in a member state as an EMT, AEMT, paramedic, or state-recognized and licensed level with a scope of practice and authority between EMT and paramedic; and

(3) Practice under the supervision of a medical director.

3. An individual providing patient care in a remote state under the privilege to practice shall function within the scope of practice authorized by the home state unless and until modified by an appropriate authority in the remote state, as may be defined in the rules of the commission.

4. Except as provided in subsection 3 of this section, an individual practicing in a remote state shall be subject to the remote state's authority and laws. A remote state may, in accordance with due process and that state's laws, restrict, suspend, or revoke an individual's privilege to practice in the remote state and may take any other necessary actions to protect the health and safety of its citizens. If a remote state takes action, it shall promptly notify the home state and the commission.

5. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

6. If an individual's privilege to practice in any remote state is restricted, suspended, or revoked, the individual shall not be eligible to practice in any remote state until the individual's privilege to

practice is restored.

190.909. An individual may practice in a remote state under a privilege to practice only in the performance of the individual's EMS duties as assigned by an appropriate authority, as defined in the rules of the commission, and under the following circumstances:

(1) The individual originates a patient transport in a home state and transports the patient to a remote state;

(2) The individual originates in the home state and enters a remote state to pick up a patient and provides care and transport of the patient to the home state;

(3) The individual enters a remote state to provide patient care or transport within that remote state;

(4) The individual enters a remote state to pick up a patient and provides care and transport to a third member state; or

(5) Other conditions as determined by rules promulgated by the commission.

190.912. Upon a member state's governor's declaration of a state of emergency or disaster that activates the Emergency Management Assistance Compact (EMAC), all relevant terms and provisions of EMAC shall apply, and to the extent any terms or provisions of this compact conflict with EMAC, the terms of EMAC shall prevail with respect to any individual practicing in the remote state in response to such declaration.

190.915. 1. Member states shall consider a veteran, active military service member, or member of the National Guard and Reserves separating from an active duty tour, or a spouse thereof, who holds a current, valid, and unrestricted NREMT certification at or above the level of the state license being sought as satisfying the minimum training and examination requirements for such licensure.

2. Member states shall expedite the process of licensure applications submitted by veterans, active military service members, or members of the National Guard and Reserves separating from an active duty tour, or their spouses.

3. All individuals functioning with a privilege to practice under this section remain subject to the adverse action provisions of section 190.918.

190.918. 1. A home state shall have exclusive power to impose adverse action against an individual's license issued by the home state.

2. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

(1) All home state adverse action orders shall include a statement that the individual's compact privileges are inactive. The order may allow the individual to practice in remote states with prior written authorization from both the home state and the remote state's EMS authority.

(2) An individual currently subject to adverse action in the home state shall not practice in any remote state without prior written authorization from both the home state and remote state's EMS authority.

3. A member state shall report adverse actions and any occurrences that the individual's compact privileges are restricted, suspended, or revoked to the commission in accordance with the rules of the commission.

4. A remote state may take adverse action on an individual's privilege to practice within that state.

5. Any member state may take adverse action against an individual's privilege to practice in that state based on the factual findings of another member state, so long as each state follows its own procedures for imposing such adverse action.

6. A home state's EMS authority shall coordinate investigative activities, share information via the coordinated database, and take appropriate action with respect to reported conduct in a remote state as it would if such conduct had occurred within the home state. In such cases, the home state's law shall control in determining the appropriate adverse action.

7. Nothing in this compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action and that such participation shall remain nonpublic if required by the member state's laws. Member states shall require individuals who enter any alternative programs to agree not to practice in any other member state during the term of the alternative program without prior authorization from such other member state.

190.921. A member state's EMS authority, in addition to any other powers granted under state law, is authorized under this compact to:

(1) Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a member state's EMS authority for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the remote state by any court of competent jurisdiction according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state's EMS authority shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes of the state where the witnesses or evidence is located; and

(2) Issue cease and desist orders to restrict, suspend, or revoke an individual's privilege to practice in the state.

190.924. 1. The compact states hereby create and establish a joint public agency known as the "Interstate Commission for EMS Personnel Practice".

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. Each member state shall have and be limited to one delegate. The responsible official of the state EMS authority or his or her designee shall be the delegate to this compact for each member state. Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed. Any vacancy occurring in the commission shall be filled in accordance with the

laws of the member state in which the vacancy exists. In the event that more than one board, office, or other agency with the legislative mandate to license EMS personnel at and above the level of EMT exists, the governor of the state shall determine which entity shall be responsible for assigning the delegate.

(1) Each delegate shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws, and shall otherwise have an opportunity to participate in the business and affairs of the commission. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

(2) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(3) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 190.930.

(4) The commission may convene in a closed, nonpublic meeting if the commission must discuss:

(a) Noncompliance of a member state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices, or procedures related to specific employees, or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation;

(d) Negotiation of contracts for the purchase or sale of goods, services, or real estate;

(e) Accusing any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;

(g) Disclosure of information of a personal nature if disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the compact; or

(j) Matters specifically exempted from disclosure by federal or member state statute.

(5) If a meeting or portion of a meeting is closed under this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken and the reasons therefor, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the commission or order of a court of competent

jurisdiction.

3. The commission shall, by a majority vote of the delegates, prescribe bylaws and rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact including, but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings, and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the membership votes to close a meeting in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each member with no proxy votes allowed;

(4) Establishing the titles, duties and authority, and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar laws of any member state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for winding up the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations;

(8) The commission shall publish its bylaws and file a copy thereof, and a copy of any amendment thereto, with the appropriate agency or officer in each of the member states, if any;

(9) The commission shall maintain its financial records in accordance with the bylaws; and

(10) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

4. The commission shall have the following powers:

(1) To promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rules shall have the force and effect of law and shall be binding on all member states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission; provided that, the standing of any state EMS authority or other regulatory body responsible for EMS personnel

licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept, or contract for services of personnel including, but not limited to, employees of a member state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of the same; provided that, at all times the commission shall strive to avoid any appearance of impropriety and conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve, or use any property, real, personal, or mixed; provided that, at all times the commission shall strive to avoid any appearance of impropriety;

(8) To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal, or mixed;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of EMS personnel licensure and practice.

5. (1) The commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

(3) The commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff, which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission, which shall promulgate a rule binding upon all member states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the member states, except by

and with the authority of the member state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the commission.

6. (1) The members, officers, executive director, employees, and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim, damage to or loss of property, personal injury, or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing in this subdivision shall be construed to protect any such person from suit or liability for any damage, loss, injury, or liability caused by the intentional, willful, or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee, or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional, willful, or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, the actual or alleged act, error, or omission did not result from the intentional, willful, or wanton misconduct of the person.

190.927. 1. The commission shall provide for the development and maintenance of a coordinated database and reporting system containing licensure, adverse action, and significant investigatory information on all licensed individuals in member states.

2. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the coordinated database on all individuals to whom this compact is applicable as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against an individual's license;

(5) An indicator that an individual's privilege to practice is restricted, suspended, or revoked;

(6) Nonconfidential information related to alternative program participation;

(7) Any denial of application for licensure and the reasons for such denial; and

(8) Other information that may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all member states of any adverse action taken against, or significant investigative information on, any individual in a member state.

4. Member states contributing information to the coordinated database may designate information that shall not be shared with the public without the express permission of the contributing state.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the coordinated database.

190.930. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the member states rejects a rule by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any member state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule or rules shall be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each member state's EMS authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting at which the rule shall be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person; and

(4) The manner in which interested parties may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions, and arguments that shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons;

(2) A governmental subdivision or agency; or

(3) An association having at least twenty-five members.

8. If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(1) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(3) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(4) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing; provided that, the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or member state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

190.933. 1. The executive, legislative, and judicial branches of state government in each member state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

2. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceedings in a member state pertaining to the subject matter of this compact which may affect the powers, responsibilities, or actions of the commission.

3. The commission shall be entitled to receive service of process in any such proceeding and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact, or promulgated rules.

4. If the commission determines that a member state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(1) Provide written notice to the defaulting state and other member states of the nature of the default, the proposed means of curing the default, or any other action to be taken by the commission; and

(2) Provide remedial training and specific technical assistance regarding the default.

5. If a state in default fails to cure the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the member states, and all rights, privileges, and benefits conferred by this compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

6. Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the member states.

7. A state that has been terminated is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.

8. The commission shall not bear any costs related to a state that is found to be in default or that has been terminated from the compact unless agreed upon in writing between the commission and

the defaulting state.

9. The defaulting state may appeal the action of the commission by petitioning the United States District Court for the District of Columbia or the federal district where the commission has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

10. Upon a request by a member state, the commission shall attempt to resolve disputes related to the compact that arise among member states and between member and nonmember states.

11. The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

12. The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

13. By majority vote, the commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the commission has its principal offices against a member state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

14. The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

190.936. 1. The compact shall come into effect on the date on which the compact statute is enacted into law in the tenth member state. The provisions, which become effective at that time, shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state that joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule that has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. Any member state may withdraw from this compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's EMS authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any EMS personnel licensure agreement or other cooperative arrangement between a member state and a nonmember state that does not conflict with the provisions of this compact.

5. This compact may be amended by the member states. No amendment to this compact shall

become effective and binding upon any member state until it is enacted into the laws of all member states.

190.939. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any member state thereto, the compact shall remain in full force and effect as to the remaining member states. Nothing in this compact supersedes state law or rules related to licensure of EMS agencies.

191.630. As used in sections 191.630 and 191.631, the following terms mean:

(1) "Communicable disease", acquired immunodeficiency syndrome (AIDS), cutaneous anthrax, hepatitis in any form, human immunodeficiency virus (HIV), measles, meningococcal disease, mumps, pertussis, pneumonic plague, rubella, severe acute respiratory syndrome (SARS-CoV), smallpox, tuberculosis, varicella disease, vaccinia, viral hemorrhagic fevers, and other such diseases as the department may define by rule or regulation;

(2) "Communicable disease tests", tests designed for detection of communicable diseases. Rapid testing of the source patient in accordance with the Occupational Safety and Health Administration (OSHA) enforcement of the Centers for Disease Control and Prevention (CDC) guidelines shall be recommended;

(3) "Coroner or medical examiner", the same meaning as defined in chapter 58;

(4) "Department", the Missouri department of health and senior services;

(5) "Designated infection control officer", the person or persons within the entity or agency who are responsible for managing the infection control program and for coordinating efforts surrounding the investigation of an exposure such as:

(a) Collecting, upon request, facts surrounding possible exposure of an emergency care provider or Good Samaritan to a communicable disease;

(b) Contacting facilities that receive patients or clients of potentially exposed emergency care providers or Good Samaritans to ascertain if a determination has been made as to whether the patient or client has had a communicable disease and to ascertain the results of that determination; and

(c) Notifying the emergency care provider or Good Samaritan as to whether there is reason for concern regarding possible exposure;

(6) "Emergency care provider", a person who is serving as a licensed or certified person trained to provide emergency and nonemergency medical care as a first responder, emergency **medical** responder, **[**EMT-B, EMT-I, or EMT-P**] as defined in section 190.100, emergency medical technician,** as defined in section 190.100, firefighter, law enforcement officer, sheriff, deputy sheriff, registered nurse, physician, medical helicopter pilot, or other certification or licensure levels adopted by rule of the department;

(7) "Exposure", a specific eye, mouth, other mucous membrane, nonintact skin, or parenteral contact with blood or other potentially infectious materials that results from the performance of an employee's duties;

(8) "Good Samaritan", any person who renders emergency medical assistance or aid within his or her level of training or skill until such time as he or she is relieved of those duties by an emergency care provider;

(9) "Hospital", the same meaning as defined in section 197.020;

(10) "Source patient", any person who is sick or injured and requiring the care or services of a Good Samaritan or emergency care provider, for whose blood or other potentially infectious materials have resulted in exposure."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Sifton offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 80, Section 455.095, Line 2 of said page, by inserting after all of said line the following:

"**455.560. 1. A prosecuting attorney or circuit attorney may impanel a domestic violence fatality review panel for the county or city not within a county in which he or she serves to investigate the deaths of victims of homicides determined to be related to domestic violence, as the term is defined in section 455.010.**

2. Members of the panel may include any representative of programs or organizations that provide services and responses to victims of domestic violence within the county or city not within a county. The panel shall include, but shall not be limited to, the following members:

(1) The prosecuting or circuit attorney;

(2) The coroner or medical examiner for the county or city not within a county;

(3) A representative of law enforcement personnel in the county or city not within a county;

(4) A provider of public health care services;

(5) A provider of emergency medical services or other medical or health care providers;

(6) A representative of any victim assistant unit for the prosecuting or circuit attorney, law enforcement organization, or court of the county or city not within a county;

(7) A representative of shelters for victims of domestic violence, as defined in section 455.200, or domestic violence services organizations that provide services for victims within the county or city not within a county; and

(8) A representative of rape crisis centers, as defined in section 455.003, that provide sexual assault services for victims within the county or city not within a county.

3. A prosecuting or circuit attorney shall organize the panel and shall call the first organizational meeting of the panel. The panel shall elect a chairperson who shall convene the panel to meet to review all deaths of victims of homicides determined to be related to domestic violence.

4. The executive officer of any municipality or county may request that a domestic violence fatality review panel be convened in response to any fatality which occurs within the boundaries of the municipality or county.

5. Work products of the domestic violence fatality review panel other than the final report required by subsection 6 of this section, including, but not limited to internal memoranda, summaries or minutes of panel meetings, and written, audio recorded, or electronic records and communications, are not public records as defined by subdivision (6) of section 610.010 and are not available for public examination, reproduction, or disclosure, and are not admissible as evidence in any civil, criminal, or administrative proceeding.

6. The panel shall issue a final report, which shall be a public record as defined by subdivision (6) of section 610.010, of each investigation. The final report shall include the panel's findings and recommendations for enhanced practices, protocols, and collaborations to address domestic violence and prevent homicides, and a copy shall be provided to the governor, the speaker of the house of representatives, the president pro tempore of the senate, the executive leadership of the government of the political subdivision of the state of Missouri in which the panel operates, and the statewide domestic violence coalition, as such is recognized by the United States Department of Justice and the United States Department of Health and Human Services. The final report shall also include a summary."; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word "state." the following: "**The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants.**"; and

Further amend said bill, Page 13, Section 84.510, Line 22 of said page, by inserting after all of said line the following:

"87.135. 1. Under such rules and regulations as the board of trustees shall adopt, each member who was a firefighter on and prior to the date of the establishment of the retirement system shall file a detailed statement of all service as a firefighter rendered by him or her prior to that date for which the firefighter claims credit.

2. The board of trustees shall fix and determine by proper rules and regulations how much service in any year is equivalent to one year of service, but in no case shall more than one year of service be creditable for all service in one calendar year, nor shall the board of trustees allow credit as service for any period of more than one month's duration during which the member was absent without pay.

3. Subject to the above restrictions and to such other rules and regulations as the board of trustees may adopt, the board of trustees shall verify the service claims as soon as practicable after the filing of the statement of service.

4. Upon verification of the statements of service the board of trustees shall issue prior service

certificates, certifying to each member the length of prior service with which the member is credited on the basis of his or her statement of service. So long as the holder of the certificate continues to be a member, a prior service certificate shall be final and conclusive for retirement purposes as to such service, except that any member may, within one year from the date of issuance or modification of the certificate, request the board of trustees to modify or correct the member's prior service certificate, and upon such request or of its own motion the board may correct the certificate. When any firefighter ceases to be a member his or her prior service certificate shall become void. Should he or she again become a member, he or she shall enter the retirement system as a member not entitled to prior service credit except as provided in section 87.215.

5. Creditable service at retirement on which the retirement allowance of a member shall be based shall consist of creditable membership service rendered by him or her, and also if the member has a prior service certificate which is in full force and effect, the amount of the service certified on the member's prior service certificate. Service rendered by a firefighter after the operative date and prior to becoming a member shall be included as creditable membership service provided the service was rendered since he or she last became a firefighter.

6. The retirement system, with the approval of the board of trustees, may enter into cooperative agreements to transfer creditable service between the retirement system and any other retirement plan established by the state of Missouri or any political subdivision or instrumentality of the state when a member who has been employed in a position covered by one plan is employed in a position covered by another plan. The transfer of creditable service shall be in accordance with the provisions of section 105.691 and the policies and procedures established by the board of trustees."; and

Further amend said bill, Page 83, Section 513.653, Line 18 of said page, by inserting immediately after said line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend said bill, Page 106, Section 595.220, Lines 15-16 of said page, by striking the words "written or"; and

Further amend said bill and section, page 108, line 16 of said page, by inserting immediately after

"victim" the following: "**, or his or her designee,**"; and

Further amend said bill and section, page 109, line 4 of said page, by striking the words "written or"; and further amend line 5 of said page, by inserting immediately after "victim" the following: "**, or his or her designee,**"; and

Further amend said bill and section, page 110, line 3 of said page, by inserting immediately after "victim" the following: "**, or his or her designee,**"; and further amend line 7 of said page, by inserting immediately after "victim" the following: "**, or his or her designee,**"; and further amend line 10 of said page, by inserting after "9." the following: "**The attorney general shall establish protocols and an electronic platform to implement an electronic evidence tracking system that:**

(1) Identifies, documents, records, and tracks evidentiary collection kits and their components, including individual specimen containers, through their existence from forensic examination, to possession by a law enforcement agency, to testing, to use as evidence in criminal proceedings, and until disposition of such proceedings;

(2) Assigns a unique alphanumeric identifier to each respective evidentiary collection kit, and all its respective components, and to each respective person, or his or her designees, who may handle an evidentiary test kit;

(3) Links the identifiers of an evidentiary collection kit and its components, which shall be machine-readable indicia;

(4) Allows each person, or his or her designees, who is properly credentialed to handle an evidentiary test kit to check the status of an evidentiary test kit or its components and to save a portfolio of identifiers so that the person, or his or her designees may track, obtain reports, and receive updates of the status of evidentiary collection kits or their components; and

(5) Allows sexual assault victims or their designees access in order to monitor the current status of their evidentiary test kit.

10."; and further amend line 22 of said page, by inserting after all of said line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this

section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, **[**571.030,**]** 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; **[**and**]**

(10) Any **[**violations**]** **violation** of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state**; and**

(11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) It has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from

employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Sater offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 83, Section 513.653, Line 18, by inserting after all of said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **Such person shall also not reside within one thousand feet of the property line of the residence of a former victim of such person.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, **or a former victim subsequently resides on property with a property line within one thousand feet of such person's residence,** then such person shall, within one week of the opening of such public school, private school, or child care facility, **or the former victim residing on the property,** notify the county sheriff where such public school, private school, **[**or**]** child care facility**, or residence of a former victim** is located that he or she is now residing within one thousand feet of such public school, private school, **[**or**]** child care facility**, or property line of the residence of a former victim,** and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility**, or the former victim residing on the property**.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. **For the purposes of the section, one thousand feet shall be measured from the edge of the offender's property nearest the public school, private school, child care facility, or former victim to the nearest edge of the public school, private school, child care facility, or former victim's property.**

5. Violation of the provisions of subsection 1 of this section is a class E felony except that the second

or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and

Further amend the title and enacting clause accordingly.

Senator Sater moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word "state." the following: "**The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any city not within a county.**".

Senator Nasheed moved that the above amendment be adopted, which motion prevailed.

Senator Schatz moved that **SS** for **SCS** for **HB 1355**, as amended, be adopted, which motion prevailed.

Senator Schatz moved that **SS** for **SCS** for **HB 1355**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Richard referred **SS** for **SCS** for **HB 1355**, as amended, to the Committee on Fiscal Oversight.

At the request of Senator Dixon, **HCS** for **HB 1597**, with **SCS**, was placed on the Informal Calendar.

HB 1744, introduced by Representative Hansen, entitled:

An Act to repeal section 160.545, RSMo, and to enact in lieu thereof one new section relating to higher education financial aid eligibility, with an emergency clause.

Was taken up by Senator Romine.

Senator Romine offered **SS** for **HB 1744**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1744

An Act to repeal sections 160.545, 162.441, 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session, 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof eight new sections relating to higher education, with an emergency clause for a certain section.

Senator Romine moved that **SS** for **HB 1744** be adopted.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1744, Page 20, Section 173.1107, Line 4, by inserting immediately after said line the following:

"**173.1592. After July 1, 2019, no public institution of higher education in this state shall require any student to purchase meal plans or to dine at on-campus facilities when a student has presented medical documentation of a food allergy or sensitivity, or a medical dietary issue, to the institution.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Romine moved that **SS** for **HB 1744**, as amended, be adopted, which motion prevailed.

On motion of Senator Romine, **SS** for **HB 1744**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Wallingford	Walsh
Wasson—29						

NAYS—Senator Schaaf—1

Absent—Senators

Schupp	Sifton	Wieland—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Wallingford	Walsh
Wasson—29						

NAYS—Senator Schaaf—1

Absent—Senators

Schupp	Sifton	Wieland—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 1606**, entitled:

An Act to repeal sections 161.094 and 161.095, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education.

Was taken up by Senator Romine.

Senator Romine offered **SS** for **HCS** for **HB 1606**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1606

An Act to repeal sections 160.011, 160.041, 160.530, 161.094, 161.095, 161.106, 161.670, 162.064, 162.401, 162.720, 163.018, 163.021, 163.073, 167.121, 167.225, 171.029, 171.031, 171.033, 173.1004, and 302.272, RSMo, and to enact in lieu thereof twenty-seven new sections relating to elementary and secondary education, with an effective date for certain sections.

Senator Romine moved that **SS** for **HCS** for **HB 1606** be adopted.

Senator Romine offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 23, Section 161.670, Line 9, by inserting after "providers" the following: "**and learning management systems**".

Senator Romine moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Curls offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section 302.272, Line 9, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips

for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.**]** **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special"."; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 35, Section 167.121, Line 9 of said page, by inserting immediately after the word "his" the following: "**or her**"; and further amend line 10 of said page, by inserting immediately after the word "district" the following: "**, except as provided in section 167.125**"; and further amend line 12 of said page, by inserting at the end of said line the following: "**Any assignment granted to a pupil under this section prior to August 28, 2018, shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment. Any assignment granted to a pupil under this section prior to August 28, 2018, shall also be applicable to any sibling of the pupil and shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment.**"; and

Further amend said bill and section, page 36, line 26 of said page, by inserting after all of said line the following:

"**167.125. 1. (1) For the purposes of this section, the term "attendance center" shall mean a public school building or buildings or part of a school building that constitutes one unit for accountability purposes under the Missouri school improvement program.**

(2) For any pupil residing in any unincorporated area located in any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants that also borders on any county with a charter form of government and with more than nine hundred fifty thousand inhabitants and any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, and for any pupil residing in any village with more than three hundred twenty but fewer than three hundred sixty inhabitants and located in any county of the third classification without a township form of government and with more than twenty-three thousand but fewer than twenty-six thousand inhabitants and with a village with more than two hundred but fewer than two hundred fifty inhabitants as the county seat, the commissioner of education or his or her designee shall, upon proper application by the parent or guardian of the pupil, assign the pupil and any sibling of the pupil to another school district if the pupil is eligible as described under subsection 2 of this section and the following conditions are met:

(a) The actual driving distance from the pupil's residence to the attendance center in the district of residence is fifteen miles or more by the shortest route available as determined by the commissioner or his or her designee;

(b) The attendance center to which the pupil would be assigned in the receiving district is at least five miles closer in actual driving distance by the shortest route available to the pupil's residence than the current attendance center in the district of residence as determined by the commissioner or his or her designee; and

(c) The attendance of the pupil will not cause the classroom in the receiving district to exceed the maximum number of pupils per class as determined by the receiving district.

2. (1) For pupils applying to the commissioner of education under this section, the commissioner, or his or her designee, shall assign pupils in the order in which applications are received, provided the applications are properly completed and the conditions of subsection 1 of this section are met.

(2) Once granted, the hardship assignment shall continue until the pupil, and any sibling of the pupil who attends the same attendance center, completes his or her course of study in the receiving district or the parent or guardian withdraws the pupil. If a parent or guardian withdraws a pupil from a hardship assignment, the granting of a subsequent application is discretionary.

(3) A pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in his or her district of residence during the school year prior to the application. Any pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in a district other than his or her district of residence and paid nonresident tuition for such enrollment during the school year prior to the application. Pupils who reside in the district who become eligible for kindergarten or first grade shall also be eligible to apply to the commissioner of education to be assigned to another district.

(4) A pupil who is not currently enrolled in a public school district shall become eligible to apply to the commissioner of education to be assigned to another district after the pupil has enrolled in and completed a full school year in a public school in his or her district of residence.

3. The board of education of the district in which the pupil resides shall pay the tuition of the pupil

assigned. The tuition amount shall not exceed the pro rata cost of instruction. However, if the tuition of the receiving district is greater than the tuition of the pupil's district of residence, the pupil's parent or guardian shall pay the difference in tuition.

4. A receiving district shall not be required to alter its transportation route to accommodate pupils that are assigned to the receiving district under the provisions of this section."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 47, Section 168.024, Line 10, by inserting after all of said line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of

wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; **[**and**]**

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends**; and**

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's

human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted, which motion prevailed.

Senator Schaaf offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 24, Section 162.064, Line 2, by striking "1."; and further amend lines 5-6 by striking the words "an annual" and inserting in lieu thereof the following: "**a biennial**"; and further amend lines 6-9 by striking all of the underlined words; and further amend lines 17-28 by striking all of said lines; and further amend said bill and section, page 25, line 1, by striking all of said line.

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Wallingford offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 12, Section 160.572, Line 4, by inserting immediately after said line the following:

"**161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education, who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.**

2. The teacher representative shall be an active classroom teacher. For purposes of this section, "active classroom teacher" means a resident of the state of Missouri who is a full-time teacher with

at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2026.

161.072. **1.** The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative."; and

Further amend the title and enacting clause accordingly.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed.

Senator Riddle offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 39, Section 167.266, Line 22, by inserting after all of said line the following:

"**167.637. If the local board of education of a school district provides information on immunizations, infectious diseases, medications, or other school health issues to parents and guardians of students in a grade or grades not lower than kindergarten nor higher than the twelfth grade, the board shall include information that is identical or similar to that produced by the Centers for Disease Control and Prevention about influenza and influenza vaccinations.**"; and

Further amend the title and enacting clause accordingly.

Senator Riddle moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Koenig offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 161.670, Line 28 of said page, by striking all of said line; and

Further amend said bill and section, Page 16, lines 1-4 of said page, by striking all of said lines and inserting in lieu thereof the following: "**school, including any charter school; except that, no student seeking to enroll in Missouri course access and virtual school program courses under this subdivision shall be required to have attended a public school during the previous semester if the student has a documented**"; and further amend lines 12-16 by striking all of said lines and inserting in lieu thereof the following: "**(2) Each**"; and further amend line 27 by striking the words "In case of"; and further amend line 28 by striking all of said line; and further amend said bill and section, page 17, lines 1-6 by striking all of said lines and inserting in lieu thereof the following:

"**If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for "good cause". "Good cause" justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for their child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its "good cause" justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of**

elementary and secondary education, which shall provide a final enrollment decision within seven calendar days.".

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Schaaf offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section B, Line 40, by striking "sections 161.670 and" and inserting in lieu thereof the following: "section".

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Emery offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 20, Section 161.670, Line 8 of said page, by inserting immediately after said line the following:

"**(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.**".

Senator Emery moved that the above amendment be adopted, which motion prevailed.

Senator Chappelle-Nadal offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 28, Section 163.018, Line 1, by inserting an opening bracket after the "2."; and further amend said bill and section, page 29, line 4, by inserting a closing bracket after the "3.".

Senator Chappelle-Nadal moved that the above amendment be adopted, which motion prevailed.

Senator Onder assumed the Chair.

Senator Romine moved that **SS** for **HCS** for **HB 1606**, as amended, be adopted, which motion prevailed.

Senator Romine moved that **SS** for **HCS** for **HB 1606**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Richard referred **SS** for **HCS** for **HB 1606**, as amended, to the Committee on Fiscal Oversight.

REFERRALS

President Pro Tem Richard referred **HCS** for **HB 1364**, with **SCS**; **HCS** for **HB 1710**, with **SCS**; and **HCS No. 2** for **HB 1503**, with **SCS**, to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1554**, entitled:

An Act to repeal sections 191.480, 192.945, 192.947, 195.207, 261.265, and 263.250, RSMo, and to enact in lieu thereof six new sections relating to the use of investigational drugs, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 870**, entitled:

An Act to repeal sections 99.848, 100.050, 100.059, 135.090, 190.094, 190.100, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 191.630, 320.094, 320.202, 353.110, 650.277, and 701.377, RSMo, and to enact in lieu thereof thirty-eight new sections relating to emergency medical services, with existing penalty provisions.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 3, 4, House Substitute Amendment No. 1 for House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 7, 8, 9, 10, 11 and 13.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 42, Section 217.151, Line 53, by inserting after all of said line the following:

"**9. The provisions of this section shall apply only to the department of corrections and any entity that contracts with the department of corrections.**"; and

Further amend said bill, Pages 42-43, Section 221.520, Lines 1-46, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 21, Lines 47-48, by deleting all of said lines; and

Further amend said amendment, Page 22, Lines 1-8, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

(a) The name of the complainant;

(b) **The name, address, and phone number of the guardian, if any, of the missing person;**

(c) The relationship of the complainant to the missing person;

[(c)**] (d)** The name, age, address, and all identifying characteristics of the missing person;

[(d)**] (e)** The length of time the person has been missing; **and**

[(e)**] (f)** All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to other law enforcement agencies who may come in contact with or be involved in the investigation or location of a missing person;

(3) A law enforcement agency with which a complaint of a missing child has been filed shall prepare, as soon as practicable, a standard missing child report. The missing child report shall be maintained as a record by the reporting law enforcement agency during the course of an active investigation;

(4) Upon the location of a missing person, or the determination by the law enforcement agency of jurisdiction that the person is no longer missing, the law enforcement agency which reported the missing person shall immediately remove the record of the missing person from the MULES and NCIC files.

2. No law enforcement agency shall prevent an immediate active investigation on the basis of an agency rule which specifies an automatic time limitation for a missing person investigation.

70.210. As used in sections 70.210 to 70.320, the following terms mean:

(1) "Governing body", the board, body or persons in which the powers of a municipality or political subdivision are vested;

(2) "Municipality", municipal corporations, political corporations, and other public corporations and agencies authorized to exercise governmental functions;

(3) "Political subdivision", counties, townships, cities, towns, villages, school, county library, city library, city-county library, road, drainage, sewer, levee and fire districts, soil and water conservation districts, watershed subdistricts, county hospitals, any board of control of an art museum, **any 911 or emergency services board authorized in chapter 190 or section 321.243,** the board created under sections 205.968 to 205.973, and any other public subdivision or public corporation having the power to tax."; and

Further amend said bill, Page 25, Section 190.246, Line 34, by inserting immediately after all of said section and line the following:

"190.300. As used in sections 190.300 to **[**190.320**] 190.340**, the following terms and phrases mean:

(1) "Emergency telephone service", a telephone system utilizing a single three digit number "911" for

reporting police, fire, medical or other emergency situations;

(2) "Emergency telephone tax", a tax to finance the operation of emergency telephone service;

(3) "Exchange access facilities", all facilities provided by the service supplier for local telephone exchange access to a service user;

(4) "Governing body", the legislative body for a city, county or city not within a county;

(5) "Person", any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user;

(6) "Public agency", any city, county, city not within a county, municipal corporation, public district or public authority located in whole or in part within this state which provides or has authority to provide fire fighting, law enforcement, ambulance, emergency medical, or other emergency services;

(7) "Service supplier", any person providing exchange telephone services to any service user in this state;

(8) "Service user", any person, other than a person providing pay telephone service pursuant to the provisions of section 392.520 not otherwise exempt from taxation, who is provided exchange telephone service in this state;

(9) "Tariff rate", the rate or rates billed by a service supplier to a service user as stated in the service supplier's tariffs, **[**approved by the Missouri public service commission**]** **contracts, service agreements, or similar documents governing the provision of the service,** which represent the service supplier's recurring charges for exchange access facilities or their equivalent, **or equivalent rates contained in contracts, service agreements, or similar documents,** exclusive of all taxes, fees, licenses**,** or similar charges whatsoever.

190.308. 1. In any county that has established an emergency telephone service pursuant to sections 190.300 to **[**190.320**]** **190.340**, it shall be unlawful for any person to misuse the emergency telephone service. For the purposes of this section, "emergency" means any incident involving danger to life or property that calls for an emergency response dispatch of police, fire, EMS or other public safety organization, "misuse the emergency telephone service" includes, but is not limited to, repeatedly calling the "911" for nonemergency situations causing operators or equipment to be in use when emergency situations may need such operators or equipment and "repeatedly" means three or more times within a one-month period.

2. Any violation of this section is a class B misdemeanor.

3. No political subdivision shall impose any fine or penalty on the owner of a pay telephone or on the owner of any property upon which a pay telephone is located for calls to the emergency telephone service made from the pay telephone. Any such fine or penalty is hereby void.

190.325. 1. In any county of the first classification without a charter form of government with a population of at least one hundred fifty thousand inhabitants but less than two hundred **fifty** thousand inhabitants, the county commission may use all or a part of the moneys derived from the emergency

telephone tax authorized pursuant to section 190.305 for central dispatching of fire protection, emergency ambulance service or any other emergency services, which may include the purchase and maintenance of communications and emergency equipment. In the event such commission chooses to use the tax provided in that section for such services, the provisions of sections 190.300 to 190.320 shall apply except as provided in this section.

2. The tax shall not exceed a percentage of the base tariff rate and such percentage shall not exceed an amount equal to a maximum rate of one dollar thirty cents per line per month, the provisions of section 190.305 to the contrary notwithstanding. The tax imposed by this section and the amounts required to be collected are due monthly. The amount of tax collected in one calendar month by the service supplier shall be remitted to the governing body no later than one month after the close of a calendar month. On or before the last day of each calendar month, a return for the preceding month shall be filed with the governing body in such form as the governing body and service supplier shall agree. The service supplier shall include the list of any service user refusing to pay the tax imposed by this section with each return filing. The service supplier required to file the return shall deliver the return, together with a remittance of the amount of the tax collected. The records shall be maintained for a period of one year from the time the tax is collected. From every remittance to the governing body made on or before the date when the same becomes due, the service supplier required to remit the same shall be entitled to deduct and retain, as a collection fee, an amount equal to two percent thereof.

3. Nothing in this section shall be construed to require any municipality or other political subdivision to join the central dispatching system established pursuant to this section. The governing body of any municipality or other political subdivision may contract with the board established pursuant to section 190.327 for such services or portion of such services, or for the purchase and maintenance of communication and emergency equipment.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted

for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

190.328. 1. Beginning in 1997, within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of two members from each township within such area and one at-large member who shall serve as the initial chairperson of such board.

2. Within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification, voters shall elect a board to administer funds and oversee the provision of central dispatching for emergency services. Such board shall consist of two members elected from each of the townships within such area and one member elected at large who shall serve as the chairperson of the board.

3. Of those initially elected to the board as provided in this section, four from the townships shall be elected to a term of two years, and four from the townships and the at-large member shall be elected to a term of four years. Upon the expiration of these initial terms, all members shall thereafter be elected to terms of four years**; provided that, if a board established in this section consolidates with a board established under section 190.327 or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district**.

190.329. 1. Except in areas from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities located in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of seven members appointed without regard for political party who shall be selected from and shall represent the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from any one commission district of the county.

2. Beginning in 1992, three members shall be elected from each commission district and one member shall be elected at large, with such at-large member to be a voting member and chairman of the board. Of those first elected, four members from commission districts shall be elected for terms of two years and two

members from commission districts and the member at large shall be elected for terms of four years. In 1994, and thereafter, all terms of office shall be for four years, except as **otherwise provided in this subsection or as** provided in subsection 3 of this section. Any vacancy on the board shall be filled in the same manner as the initial appointment was made. Four members shall constitute a quorum. **If a board established in section 190.327 consolidates with a board established under section 190.327, 190.328, or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district.**

3. Upon approval by the county commission for the election of board members to be held on general municipal election day, pursuant to subsection 2 of section 190.327, the terms of those board members then holding office shall be reduced by seven months. After a board member's term has been reduced, all following terms for that position shall be for four years**, except as otherwise provided under subsection 2 of this section**.

190.334. The state auditor shall have the authority to conduct performance and fiscal audits of any board, dispatch center, joint emergency communications entity, or trust fund established under section 190.327, 190.328, 190.329, 190.335, 190.420, 190.455, 190.460, **190.465, 190.470,** or 650.325.

190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency telephone services, the county commission of any county may impose a county sales tax for the provision of central dispatching of fire protection, including law enforcement agencies, emergency ambulance service or any other emergency services, including emergency telephone services, which shall be collectively referred to herein as "emergency services", and which may also include the purchase and maintenance of communications and emergency equipment, including the operational costs associated therein, in accordance with the provisions of this section.

2. Such county commission may, by a majority vote of its members, submit to the voters of the county, at a public election, a proposal to authorize the county commission to impose a tax under the provisions of this section. If the residents of the county present a petition signed by a number of residents equal to ten percent of those in the county who voted in the most recent gubernatorial election, then the commission shall submit such a proposal to the voters of the county.

3. The ballot of submission shall be in substantially the following form:

Shall the county of ..... (insert name of county) impose a county sales tax of ..... (insert rate of percent) percent for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the county commission shall have no power to impose the tax authorized by this section unless and until the county commission shall again have submitted another proposal to authorize the county commission to impose the tax under the provisions of this section, and such proposal is approved by a majority of the qualified voters voting thereon.

4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the sale at retail

of all tangible personal property or taxable services at retail within any county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to thirty-six months before operation of the central dispatching of emergency services.

5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in which the tax imposed pursuant to this section for emergency services is certified by the board to be fully operational. Any revenues collected from the tax authorized under section 190.305 shall be credited for the purposes for which they were intended.

7. At least once each calendar year, the board shall establish a tax rate, not to exceed the amount authorized, that together with any surplus revenues carried forward will produce sufficient revenues to fund the expenditures authorized by this act. Amounts collected in excess of that necessary within a given year shall be carried forward to subsequent years. The board shall make its determination of such tax rate each year no later than September first and shall fix the new rate which shall be collected as provided in this act. Immediately upon making its determination and fixing the rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by mail of the new rate.

8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to establish a county sales tax pursuant to the provisions of this section, the county commission shall appoint the initial members of a board to administer the funds and oversee the provision of emergency services in the county. Beginning with the general election in 1994, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency services and such duties shall be exercised by the board.

9. The initial board shall consist of seven members appointed without regard to political affiliation, who shall be selected from, and who shall represent, the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from each district of the county commission.

10. Beginning in 1994, three members shall be elected from each district of the county commission and one member shall be elected at large, such member to be the chairman of the board. Of those first elected, four members from districts of the county commission shall be elected for terms of two years and two members from districts of the county commission and the member at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be four years**; provided that, if a board established under this section consolidates with a board established under this section, section 190.327, or section 190.328, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district**. Notwithstanding any other provision of law, if there is no candidate for an open position on the board, then no election shall be held for that position and it shall be considered vacant, to be filled pursuant to the provisions of section 190.339, and, if there is only one candidate for each open position, no election shall be held and the candidate or candidates shall assume office at the same time and

in the same manner as if elected.

11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than two hundred forty thousand three hundred but fewer than two hundred forty thousand four hundred inhabitants or in any county of the third classification with a township form of government and with more than twenty-eight thousand but fewer than thirty-one thousand inhabitants, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339. Such boards which existed prior to August 25, 2010, shall not be considered a body corporate and a political subdivision of the state for any purpose, unless and until an order is entered upon an unanimous vote of the commissioners of the county in which such board is established reclassifying such board as a corporate body and political subdivision of the state. The order shall approve the transfer of the assets and liabilities related to the operation of the emergency **telephone** service 911 system to the new entity created by the reclassification of the board.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one of the following:

(a) The head of any of the county's fire protection districts, or a designee;

(b) The head of any of the county's ambulance districts, or a designee;

(c) The county sheriff, or a designee;

(d) The head of any of the police departments in the county, or a designee; and

(e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

(4) In any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall be represented on the board by at least one member.

(5) In any county with more than fifty thousand but fewer than seventy thousand inhabitants and with a county seat with more than two thousand one hundred but fewer than two thousand four hundred inhabitants, the entities listed in subdivision (2) of this subsection shall be represented by one member, and two members shall be residents of the county not affiliated with any of the entities listed in subdivision (2) of this subsection and shall be known as public members.

190.400. **1.** As used in sections 190.400 to **[**190.440**]** **190.460**, the following words and terms shall

mean:

(1) **[**"911", the primary emergency telephone number within the wireless system;

(2) "Board", the wireless service provider enhanced 911 advisory board;

(3)**] "Active telephone number", a ten-digit North American Numbering Plan number that has been assigned to a subscriber and is provisioned to generally reach, by dialing, the public switched telephone network and not only 911 or the 911 system;**

(2) "Communications service":

(a) Any service that:

a. Uses telephone numbers or their functional equivalents or successors;

b. Provides access to, and a connection or interface with, a 911 system through the activation or enabling of a device, transmission medium, or technology that is used by a customer to dial, initialize, or otherwise activate the 911 system, regardless of the particular device, transmission medium, or technology employed;

c. Provides and enables real-time or interactive communications other than machine-to-machine communications; and

d. Is available to a prepaid user or a standard user;

(b) The term includes, but is not limited to, the following:

a. Internet protocol-enabled services and applications that are provided through wireline, cable, wireless, or satellite facilities, or any other facility or platform that is capable of connecting and enabling a 911 communication to a public safety answering point;

b. Commercial mobile radio service; and

c. Interconnected voice over internet protocol service and voice over power lines; and

(c) The term does not include broadband internet access service;

(d) For purposes of this section, if a device that is capable of contacting 911 is permanently installed in a vehicle, it shall not be subject to this section unless the owner of such vehicle purchases or otherwise subscribes to a commercial mobile service as defined under 47 U.S.C. Section 332(d) of the Telecommunications Act of 1996;

(3) "Provider" or "communications service provider", a person who provides retail communications services to the public that include 911 communications service including, but not limited to, a local exchange carrier, a wireless provider, and a voice over internet protocol provider, but only if such entity provides access to, and connection and interface with, a 911 communications service or its successor service;

(4) "Public safety agency", a functional division of a public agency which provides fire fighting, police, medical or other emergency services. For the purpose of providing wireless service to users of 911 emergency services, as expressly provided in this section, the department of public safety and state highway patrol shall be considered a public safety agency;

[(4)**]** **(5)** "Public safety answering point", the location at which 911 calls are **[**initially**]** answered;

[(5)**]** **(6) "Subscriber", a person who contracts with and is billed by a provider for a retail communications service. In the case of wireless service and for purposes of section 190.455, the term "subscriber" means a person who contracts with a provider if the person's primary place of use is within the county or city imposing a monthly fee under section 190.455, and does not include subscribers to prepaid wireless service;**

(7) "Wireless service provider", a provider of commercial mobile service pursuant to Section 332(d) of the Federal Telecommunications Act of 1996 (47 U.S.C. Section 151 et seq).

2. Upon the request of local emergency service agencies or local jurisdictions, the following agencies and entities are authorized to enter into interoperability service agreements for shared frequencies or shared talk groups for the purpose of enhancing interoperability of radio systems or talk groups:

(1) Missouri Department of Public Safety;

(2) Missouri State Highway Patrol;

(3) Missouri Department of Natural Resources;

(4) State Emergency Management Agency;

(5) Missouri Department of Conservation; and

(6) State owned and operated radio and emergency communications systems.

190.420. 1. There is hereby established a **special trust** fund to be known as the "**[**Wireless Service Provider Enhanced**]** **Missouri** 911 Service **Trust** Fund". All fees collected pursuant to sections 190.400 to **[**190.440 by wireless service providers**]** **190.460** shall be remitted to the director of the department of revenue.

2. The director of the department of revenue shall deposit such payments into the **[**wireless service provider enhanced**]** **Missouri** 911 service **trust** fund. Moneys in the fund shall be used for the purpose of reimbursing expenditures actually incurred in the implementation and operation of the **[**wireless service provider enhanced**]** **Missouri** 911 **[**system**]** **systems and for the answering and dispatching of emergency calls as determined to be appropriate by the governing body of the county or city imposing the fee**.

3. Any unexpended balance in the fund shall be exempt from the provisions of section 33.080, relating to the transfer of unexpended balances to the general revenue fund, and shall remain in the fund. Any interest earned on the moneys in the fund shall be deposited into the fund.

4. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of moneys in the trust fund which were collected in each county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants under sections 190.400 to 190.460, and the records shall be open to the inspection of officers of a participating county or city and the public.

190.455. 1. Except as provided under subsections 9 and 10 of this section, in lieu of the tax levy authorized under section 190.305 or 190.325, or the sales tax imposed under section 190.292 or 190.335, the governing body of any county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants may impose, by order or ordinance, a monthly fee on subscribers of any communications service that has been enabled to contact 911. The monthly fee authorized in this section shall not exceed one dollar and fifty cents and shall be assessed to the subscriber of the communications service, regardless of technology, based upon the number of active telephone numbers, or their functional equivalents or successors, assigned by the provider and capable of simultaneously contacting the public safety answering point; provided that, for multiline telephone systems and for facilities provisioned with capacity greater than a voice-capable grade channel or its equivalent, regardless of technology, the charge shall be assessed on the number of voice-capable grade channels as provisioned by the provider that allow simultaneous contact with the public safety answering point. Only one fee may be assessed per active telephone number, or its functional equivalent or successor, used to provide a communications service. No fee imposed under this section shall be imposed on more than one hundred voice-grade channels or their equivalent per person per location. Notwithstanding any provision of this section to the contrary, the monthly fee shall not be assessed on the provision of broadband internet access service. The fee shall be imposed solely for the purpose of funding 911 service in such county or city. The monthly fee authorized in this section shall be limited to one fee per device. The fee authorized in this section shall be in addition to all other taxes and fees imposed by law and may be stated separately from all other charges and taxes. The fee shall be the liability of the subscriber, not the provider, except that the provider shall be liable to remit all fees that the provider collects under this section.

2. No such order or ordinance adopted under this section shall become effective unless the governing body of the county or city submits to the voters residing within the county or city at a state general, primary, or special election a proposal to authorize the governing body to impose a fee under this section. The question submitted shall be in substantially the following form:

"Shall ..... (insert name of county or city) impose a monthly fee of ..... (insert amount) on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 service in the ..... (county or city)?"

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the fee shall become effective on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the fee. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the fee shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. Except as modified in this section, all provisions of sections 32.085 and 32.087 and subsection 7 of section 144.190 shall apply to the fee imposed under this section.

4. All revenue collected under this section by the director of the department of revenue on behalf of the county or city, except for two percent to be withheld by the provider for the cost of administering the collection and remittance of the fee, and one percent for the cost of collection which

shall be deposited in the state's general revenue fund, shall be deposited in the Missouri 911 service trust fund created under section 190.420. The director of the department of revenue shall remit such funds to the county or city on a monthly basis. The governing body of any such county or city shall control such funds remitted to the county or city unless the county or city has established an elected board for the purpose of administering such funds. In the event that any county or city has established a board under any other provision of state law for the purpose of administering funds for 911 service, such existing board may continue to perform such functions after the county or city has adopted the monthly fee under this section.

5. Nothing in this section imposes any obligation upon a provider of a communications service to take any legal action to enforce the collection of the tax imposed in this section. The tax shall be collected in compliance, as applicable, with the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

6. Notwithstanding any other provision of law to the contrary, proprietary information submitted under this section shall only be subject to subpoena or lawful court order. Information collected under this section shall only be released or published in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual communications service provider.

7. Notwithstanding any other provision of law to the contrary, in no event shall any communications service provider, its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons, be liable for any form of civil damages or criminal liability that directly or indirectly results from, or is caused by:

(1) An act or omission in the development, design, installation, operation, maintenance, performance, or provision of service to a public safety answering point or to subscribers that use such service, whether providing such service is required by law or is voluntary; or

(2) The release of subscriber information to any governmental entity under this section unless such act, release of subscriber information, or omission constitutes gross negligence, recklessness, or intentional misconduct.

Nothing in this section is intended to void or otherwise override any contractual obligation pertaining to equipment or services sold to a public safety answering point by a communications service provider. No cause of action shall lie in any court of law against any provider of communications service, commercial mobile service, or other communications-related service, or its officers, employees, assignees, agents, vendors, or anyone acting on behalf of such persons, for providing call location information concerning the user of any such service in an emergency situation to a law enforcement official or agency in order to respond to a call for emergency service by a subscriber, customer, or user of such service or for providing caller location information or doing a ping locate in an emergency situation that involves danger of death or serious physical injury to any person where disclosure of communications relating to the emergency is required without delay, whether such provision of information is required by law or voluntary.

8. The fee imposed under this section shall not be imposed on customers who pay for service prospectively, including customers of prepaid wireless telecommunications service.

9. No county or city shall submit a proposal to the voters under this section for a fee of more than one dollar until the county or city receives approval for the fee amount from the Missouri 911 service board established under section 650.325. Once a fee of more than one dollar has been approved by the Missouri 911 service board and the voters, the county or city shall not subsequently increase the fee until the increased fee amount has been approved by the Missouri 911 service board and the voters under this section. Any county or city seeking to impose or increase a fee of more than one dollar shall submit to the Missouri 911 service board information to justify the fee amount. The information to be provided shall include, but not be limited to, the following:

(1) Estimated costs of services to be provided;

(2) Estimated revenue from all sources intended to financially support the proposed 911 service;

(3) Prior revenue amounts and sources of financial support for the previously funded 911 or emergency dispatch service;

(4) Efforts to secure revenue to support the proposed 911 service other than the proposed fee under this section;

(5) Current level of 911 service provided and the proposed level of 911 service to be provided;

(6) Any previous efforts regarding the consolidation of 911 services and any currently proposed efforts regarding the consolidation of 911 services; and

(7) Expected level of training of personnel and expected number of telecommunications per shift.

10. The fee imposed under this section shall not be imposed in conjunction with any tax imposed under section 190.292, 190.305, 190.325, or 190.335. No county or city shall simultaneously impose more than one tax authorized in this section or section 190.292, 190.305, 190.325, or 190.335. No fee imposed under this section shall be imposed on more than one hundred exchange access facilities or their equivalent per person per location.

11. No county shall submit a proposal to the voters of the county under this section or section 190.335 until either:

(1) All providers of emergency telephone service as defined in section 190.300 and public safety answering point operations within the county are consolidated into one public agency as defined in section 190.300 that provides emergency telephone service for the county;

(2) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county are consolidated into one public agency, as defined in section 190.300, that provides emergency telephone service for the county; or

(3) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county that includes either consolidation or entering into a shared services agreement for such services, which shall be implemented on approval of the fee by the voters.

12. Any plan developed under subdivision (2) or (3) of subsection 11 of this section shall be filed with the Missouri 911 service board under subsection 4 of section 650.330. Any plan that is filed under

this subsection shall provide for the establishment of a joint emergency communications board as described in section 70.260. The director of the department of revenue shall not remit any funds as provided under this section until the department receives notification from the Missouri 911 service board that the county has filed a plan that is ready for implementation. If, after one year following the enactment of the fee described in subsection 1 of this section, the county has not complied with the plan that the county submitted under subdivision (2) or (3) of subsection 11 of this section, but the county has substantially complied with the plan, the Missouri 911 service board may grant the county an extension of up to six months to comply with its plan. Not more than one extension may be granted to a county. The authority to impose the fee granted to the county in subsection 1 of this section shall be null and void if after one year following the enactment of the fee described in subsection 1 of this section the county has not complied with the plan and has not been granted an extension by the Missouri 911 service board, or if the six-month extension expires and the county has not complied with the plan.

13. Each county that does not have a public agency, as defined in section 190.300, that provides emergency telephone service as defined in section 190.300 for the county shall either:

(1) Enter into a shared services agreement for providing emergency telephone services with a public agency that provides emergency telephone service, if such an agreement is feasible; or

(2) Form with one or more counties an emergency telephone services district in conjunction with any county with a public agency that provides emergency telephone service within the county. If such a district is formed under this subdivision, the governing body of such district shall be the county commissioners of each county within the district, and each county within such district shall submit to the voters of the county a proposal to impose the fee under this section.

14. A county operating joint or shared emergency telephone service, as defined in section 190.300, may submit to the voters of the county a proposal to impose the fee to support joint operations and further consolidation under this section.

15. All 911 fees shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

16. Nothing in subsections 11, 12, 13, and 14 of this section shall apply to a county with a charter form of government where all public safety answering points within the county utilize a common 911 communication service as implemented by the appropriate local and county agencies prior to August 28, 2018.

17. Any home rule city with more than four hundred thousand inhabitants and located in more than one county shall establish an agreement with the counties in which it is located regarding the allocation of anticipated revenue created upon passage of a ballot action submitted to the voters as provided for in 190.292,190.305, 190.325, 190.335 & 190.455 as well as revenue provided based upon 190.460 and the divided cost related to regional 911 services. The allocation and actual expenses of the regional 911 service shall be determined based upon the percentage of residents of each county who also reside in the home rule city compared with those who reside in the county but who do not reside in the home rule city. The agreement between the counties and the home rule city may either be between the individual counties and the home rule city or jointly between all entities. The agreement to divide cost and revenue as required in this section shall not take effect until passage of

a ballot proposition as defined in 190.292, 190.305, 190.325, 190.335 or 190.455. The population shall be determined based upon the most recent decennial census. This subsection shall not apply to a county of the first classification without a charter form of government with a population of at least ninety-eight thousand but fewer than one hundred five thousand inhabitants.

190.460. 1. As used in this section, the following terms

mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of each retail transaction. However, if a minimal amount of prepaid wireless telecommunications service is sold with a prepaid wireless device for a single nonitemized price, the seller may elect not to apply such service charge to such transaction. For purposes of this subdivision, an amount of service denominated as ten or fewer minutes, or five dollars or less, is minimal.

(2) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(3) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring in this state under state law.

(4) The prepaid wireless emergency telephone service charge is the liability of the consumer and

not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller is deemed to collect if the amount of the charge has not been separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller.

(5) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. The initial percentage rate set by the board for counties with and without

a charter form of government and any city not within a county may be adjusted after three years, and thereafter the rate may be adjusted every two years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305 and 190.335.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

190.465. 1. In order to provide the best possible 911 technology and service to all areas of the state in the most efficient and economical manner possible, it is the public policy of this state to encourage the consolidation of emergency communications operations.

2. Any county, city, or 911 or emergency services board established under chapter 190 or section 321.243 may contract and cooperate with any other county, city, or 911 or emergency services board established under chapter 190 or section 321.243 as provided in sections 70.210 to 70.320. Any contracting counties or boards may seek assistance and advice from the Missouri 911 service board established in section 650.325 regarding the terms of the joint contract and the administration and operation of the contracting counties, cities, and boards.

3. If two or more counties, cities, 911 districts, or existing emergency communications entities desire to consolidate their emergency communications operations, a joint emergency communications entity may be established by the parties through an agreement identifying the conditions and provisions of the consolidation and the operation of the joint entity. This agreement may include the establishment of a joint governing body that may be comprised of the boards of the entities forming the agreement currently authorized by statute or an elected or appointed joint board authorized under section 70.260; provided that, the representation on the joint board of each of the entities forming the agreement shall be equal. If the entities entering into an agreement under this subsection decide that any 911 service center responsible for the answering of 911 calls and the dispatch of assistance shall be physically located in a county other than a county with the lowest average county wage from the set of counties where the entities entering into an agreement under this subsection are located in whole or part, such entities shall provide a written reason for this decision to the Missouri 911 service board and such document shall be considered a public record under chapter 610. The county average wage comparison shall be conducted using the information from the Missouri

department of economic development, which calculates such county average wages under section 135.950.

4. After August 28, 2018, no public safety answering point operation may be established as a result of its separation from an existing public safety answering point operation without a study by, and the approval of, the Missouri 911 service board.

5. No provision of this section shall be construed to prohibit or discourage in any manner the formation of multiagency or multijurisdictional public safety answering point operations.

190.470. 1. As an alternative to the procedure provided in section 190.465, two or more 911 central dispatch centers that are organized under sections 190.327 to 190.329 or section 190.335 and funded by public taxes may consolidate into one 911 central dispatch center by following the procedures set forth in this section.

2. If the consolidation of existing 911 central dispatch centers is desired, a number of voters residing in the existing 911 central dispatch centers' service areas equal to ten percent of the votes cast for governor in those service areas in the preceding gubernatorial election may file with the county clerk in which the territory or greater part of the proposed consolidated 911 central dispatch center service area will be situated a petition requesting consolidation of two or more 911 central dispatch centers.

3. The petition shall be in the following form:

"We, the undersigned voters residing in the service areas for the following 911 central dispatch centers, do hereby petition that the following existing 911 central dispatch centers be consolidated into one 911 central dispatch center."

4. An alternative procedure of consolidation may be followed if each of the boards of directors of the existing 911 central dispatch centers passes a resolution in the following form:

"The board of directors of the ..... 911 central dispatch center resolves that the ..... and ..... 911 central dispatch centers be consolidated into one 911 central dispatch center."

5. Upon the filing of a petition or resolution with the county clerk from each of the service areas of the 911 central dispatch centers to be consolidated, the clerk shall present the petition or resolution to the commissioners of the county commission having jurisdiction, who shall order the submission of the question to voters within the affected 911 central dispatch center service areas. The filing of a petition shall be no later than twelve months after any original voter's signature contained therein.

6. The notice of election shall contain the names of the existing 911 central dispatch centers to be included in the consolidated 911 central dispatch center.

7. The question shall be submitted in substantially the following form:

"Shall the existing ..... 911 central dispatch centers be consolidated into one 911 central dispatch center?"

8. If the question of consolidation of the 911 central dispatch centers receives a majority of the votes cast in each service area, the county commissions having joint jurisdiction shall each enter an order declaring the proposition passed.

9. Within thirty days after the 911 central dispatch center has been declared consolidated, the respective county commissions having jurisdiction shall jointly meet to appoint a new seven-person board consisting of the agencies and professions listed in subsection 9 of section 190.335, and shall ensure geographic representation by appointing no more than four members from any one county having jurisdiction within the consolidated area for the newly consolidated 911 central dispatch center.

10. Within thirty days after the appointment of the initial board of directors of the newly consolidated 911 central dispatch center, the board of directors shall meet at a time and place designated by the county commissions. At the first meeting, the newly appointed board of directors shall choose a name for the consolidated 911 central dispatch center and shall notify the clerks of the county commission of each county within which the newly consolidated 911 central dispatch center's service area now subsumes.

11. Starting with the April election in the year after the appointment of the initial board of directors, one member shall be subject to running at large as chair for a four-year term. Four members shall be selected by lot to run for two-year terms, and two members shall be selected by lot to run for four-year terms. Thereafter, all terms shall be four-year terms.

12. On the thirtieth day following the appointment of the initial board of directors, the existing 911 central dispatch centers shall cease to exist and the consolidated 911 central dispatch center shall assume all of the powers and duties exercised by the 911 central dispatch centers. All assets and obligations of the existing 911 central dispatch centers shall become the assets and obligations of the newly consolidated 911 central dispatch center.

13. In any county that has a single board established under chapter 190 or under section 321.243, if a consolidation under this section only affects existing 911 central dispatch centers located wholly within such county, the existing board shall vote as to whether the existing board shall continue to exist. Upon a majority vote for approval of the existing board continuing to exist, subsections 9 to 12 of this section shall not apply, and the existing board shall continue to exist and have the powers set forth under the applicable section or sections within chapter 190 or under section 321.243. Upon a majority vote in disapproval of the existing board continuing to exist, all applicable subsections of this section shall apply to the consolidation. A tied vote shall be considered a disapproval of the existing board continuing to exist.

190.475. The director of the department of revenue shall maintain a centralized database, which shall be made available to the Missouri 911 service board established under section 650.325, specifying the current monthly fee or tax imposed by each county or city under section 190.292, 190.305, 190.325, 190.335, or 190.455. The database shall be updated no less than sixty days prior to the effective date of the establishment or modification of any monthly fee or tax listed in the database."; and

Further amend said bill, Page 49, Section 650.277, Line 22, by inserting after all of said section and line the following:

"650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates

to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in

preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions**, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies**; **[**and**]**

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data**;**

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;

(20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(22) Establish criteria for consolidation prioritization of public safety answering points; and

(23) By December 31, 2018, designate regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.335. 1. Any county or any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without

a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants, when the prepaid wireless emergency telephone service charge is collected in the county or city, may submit an application for loan funds or other financial assistance to the board for the purpose of financing all or a portion of the costs incurred in implementing a 911 communications service project. The application shall be accompanied by a technical assistance report. The application and the technical assistance report shall be in such form and contain such information, financial or otherwise, as prescribed by the board. This section shall not preclude any applicant or borrower from joining in a cooperative project with any other political subdivision or with any state or federal agency or entity in a 911 communications service project, provided that all other requirements of this section have been met.

2. Applications may be approved for loans only in those instances where the applicant has furnished the board information satisfactory to assure that the project cost will be recovered during the repayment period of the loan. In no case shall a loan be made to an applicant unless the approval of the governing body of the applicant to the loan agreement is obtained and a written certification of such approval is provided, where applicable. Repayment periods are to be determined by the board.

3. The board shall approve or disapprove all applications for loans which are sent by certified or registered mail or hand delivered and received by the board upon a schedule as determined by the board.

4. Each applicant to whom a loan has been made under this section shall repay such loan, with interest. The rate of interest shall be the rate required by the board. The number, amounts, and timing of the payments shall be as determined by the board.

5. Any applicant who receives a loan under this section shall annually budget an amount which is at least sufficient to make the payments required under this section.

6. Repayment of principal and interest on loans shall be credited to the Missouri 911 service trust fund established under section 190.420.

7. If a loan recipient fails to remit a payment to the board in accordance with this section within sixty days of the due date of such payment, the board shall notify the director of the department of revenue to deduct such payment amount from first, the prepaid wireless emergency telephone service charge remitted to the county or city under section 190.460; and if insufficient to affect repayment of the loan, next, the regular apportionment of local sales tax distributions to that county or city. Such amount shall then immediately be deposited in the Missouri 911 service trust fund and credited to the loan recipient.

8. All applicants having received loans under this section shall remit the payments required by subsection 4 of this section to the board or such other entity as may be directed by the board. The board or such other entity shall immediately deposit such payments in the Missouri 911 service trust fund.

9. Loans made under this section shall be used only for the purposes specified in an approved application or loan agreement. In the event the board determines that loan funds have been expended for purposes other than those specified in an approved application or loan agreement or any event of default of the loan agreement occurs without resolution, the board shall take appropriate actions

to obtain the return of the full amount of the loan and all moneys duly owed or other available remedies.

10. Upon failure of a borrower to remit repayment to the board within sixty days of the date a payment is due, the board may initiate collection or other appropriate action through the provisions outlined in subsection 7 of this section, if applicable.

11. If the borrower is an entity not covered under the collection procedures established in this section, the board, with the advice and consent of the attorney general, may initiate collection procedures or other appropriate action pursuant to applicable law.

12. The board may, at its discretion, audit the expenditure of any loan, grant, or expenditure made or the computation of any payments made.

13. The board shall not approve any application made under this section if the applicant has failed to return the board's annual survey of public safety answering points as required by the board under section 650.330.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator, 16 hours;

(2) Fire telecommunicator, 16 hours;

(3) Emergency medical services telecommunicator, 16 hours;

(4) Joint communication center telecommunicator, 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section. [The reporting period for the ongoing training under this subsection shall run concurrent with the existing continuing education reporting periods for Missouri peace officers pursuant to chapter 590.]

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section

190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

"**[**190.307. 1. No public agency or public safety agency, nor any officer, agent or employee of any public agency, shall be liable for any civil damages as a result of any act or omission except willful and wanton misconduct or gross negligence, in connection with developing, adopting, operating or implementing any plan or system required by sections 190.300 to 190.340.

2. No person who gives emergency instructions through a system established pursuant to sections 190.300 to 190.340 to persons rendering services in an emergency at another location, nor any persons following such instructions in rendering such services, shall be liable for any civil damages as a result of issuing or following the instructions, unless issuing or following the instructions constitutes willful and wanton misconduct, or gross negligence.**]**

[190.410. 1. There is hereby created in the department of public safety the "Wireless Service Provider Enhanced 911 Advisory Board", consisting of eight members as follows:

(1) The director of the department of public safety or the director's designee who shall hold a position of authority in such department of at least a division director;

(2) The chairperson of the public service commission or the chairperson's designee; except that such designee shall be a commissioner of the public service commission or hold a position of authority in the commission of at least a division director;

(3) Three representatives and one alternate from the wireless service providers, elected by a majority vote of wireless service providers licensed to provide service in this state; and

(4) Three representatives from public safety answering point organizations, elected by the members of the state chapter of the associated public safety communications officials and the state chapter of the National Emergency Numbering Association.

2. Immediately after the board is established the initial term of membership for a member elected pursuant to subdivision (3) of subsection 1 of this section shall be one year and all subsequent terms for members so elected shall be two years. The membership term for a member elected pursuant to subdivision (4) of subsection 1 of this section shall initially and subsequently be two years. Each member shall serve no more than two successive terms unless the member is on the board pursuant to subdivision (1) or (2) of subsection 1 of this section. Members of the board shall serve without compensation, however, the members may receive reimbursement of actual and necessary expenses. Any vacancies on the board shall be filled in the manner provided for in this subsection.

3. The board shall do the following:

(1) Elect from its membership a chair and other such officers as the board deems necessary for the conduct of its business;

(2) Meet at least one time per year for the purpose of discussing the implementation of

Federal Communications Commission order 94-102;

(3) Advise the office of administration regarding implementation of Federal Communications Commission order 94-102; and

(4) Provide any requested mediation service to a political subdivision which is involved in a jurisdictional dispute regarding the providing of wireless 911 services. The board shall not supersede decision-making authority of any political subdivision in regard to 911 services.

4. The director of the department of public safety shall provide and coordinate staff and equipment services to the board to facilitate the board's duties.**]**

[190.430. 1. The commissioner of the office of administration is authorized to establish a fee, if approved by the voters pursuant to section 190.440, not to exceed fifty cents per wireless telephone number per month to be collected by wireless service providers from wireless service customers.

2. The office of administration shall promulgate rules and regulations to administer the provisions of sections 190.400 to 190.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in sections 190.400 to 190.440 shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to July 2, 1998, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to July 2, 1998, if it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 2, 1998, shall be invalid and void.

3. The office of administration is authorized to administer the fund and to distribute the moneys in the wireless service provider enhanced 911 service fund for approved expenditures as follows:

(1) For the reimbursement of actual expenditures for implementation of wireless enhanced 911 service by wireless service providers in implementing Federal Communications Commission order 94-102; and

(2) To subsidize and assist the public safety answering points based on a formula established by the office of administration, which may include, but is not limited to the following:

(a) The volume of wireless 911 calls received by each public safety answering point;

(b) The population of the public safety answering point jurisdiction;

(c) The number of wireless telephones in a public safety answering point jurisdiction by zip code; and

(d) Any other criteria found to be valid by the office of administration provided that of the total amount of the funds used to subsidize and assist the public safety answering points, at least ten percent of said funds shall be distributed equally among all said public safety answering points providing said services under said section;

(3) For the reimbursement of actual expenditures for equipment for implementation of wireless enhanced 911 service by public safety answering points to the extent that funds are available, provided that ten percent of funds distributed to public safety answering points shall be distributed in equal amounts to each public safety answering point participating in enhanced 911 service;

(4) Notwithstanding any other provision of the law, no proprietary information submitted pursuant to this section shall be subject to subpoena or otherwise released to any person other than to the submitting wireless service provider, without the express permission of said wireless service provider. General information collected pursuant to this section shall only be released or published in aggregate amounts which do not identify or allow identification of numbers of subscribers or revenues attributable to an individual wireless service provider.

4. Wireless service providers are entitled to retain one percent of the surcharge money they collect for administrative costs associated with billing and collection of the surcharge.

5. No more than five percent of the moneys in the fund, subject to appropriation by the general assembly, shall be retained by the office of administration for reimbursement of the costs of overseeing the fund and for the actual and necessary expenses of the board.

6. The office of administration shall review the distribution formula once every year and may adjust the amount of the fee within the limits of this section, as determined necessary.

7. The provisions of sections 190.307 and 190.308 shall be applicable to programs and services authorized by sections 190.400 to 190.440.

8. Notwithstanding any other provision of the law, in no event shall any wireless service provider, its officers, employees, assigns or agents, be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, an act or omission in the development, design, installation, operation, maintenance, performance or provision of 911 service or other emergency wireless two- and three-digit wireless numbers, unless said acts or omissions constitute gross negligence, recklessness or intentional misconduct. Nor shall any wireless service provider, its officers, employees, assigns, or agents be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, the release of subscriber information to any governmental entity as required under the provisions of this act unless the release constitutes gross negligence, recklessness or intentional misconduct.**]**

[190.440. 1. The office of administration shall not be authorized to establish a fee pursuant to the authority granted in section 190.430 unless a ballot measure is submitted and approved by the voters of this state. The ballot measure shall be submitted by the secretary of state for approval or rejection at the general election held and conducted on the Tuesday immediately following the first Monday in November, 1998, or at a special election to be called by the governor on the ballot measure. If the measure is rejected at such general or special election, the measure may be resubmitted at each subsequent general election, or may be resubmitted at any subsequent special election called by the governor on the ballot measure, until such measure is approved.

2. The ballot of the submission shall contain, but is not limited to, the following language:

Shall the Missouri Office of Administration be authorized to establish a fee of up to fifty cents per month to be charged every wireless telephone number for the purpose of funding wireless enhanced 911 service?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

3. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are in favor of such measure, then the office of administration shall be authorized to establish a fee pursuant to section 190.430, and the fee shall be effective on January 1, 1999, or the first day of the month occurring at least thirty days after the approval of the ballot measure. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are opposed to the measure, then the office of administration shall have no power to establish the fee unless and until the measure is approved.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting immediately after said section and line the following:

"**44.098. 1. As used in this section, the following terms mean:**

(1) "Critical incident", an incident that could result in serious physical injury or loss of life;

(2) "Kansas border county", the county of Cherokee;

(3) "Law enforcement mutual aid region", the counties of Jasper and Newton, including the Joplin metropolitan area, and the Kansas border county and Oklahoma border county as defined in this section;

(4) "Oklahoma border counties", the counties of Ottawa and Delaware;

(5) "Missouri border counties", the counties of Jasper and Newton.

2. All law enforcement officers in the law enforcement mutual aid region shall be permitted in critical incidents to respond to lawful requests for aid in any other jurisdiction in the law enforcement mutual aid region.

3. The on-scene incident commander, as defined by the National Incident Management System, shall have the authority to make a request for assistance in a critical incident and shall be responsible for on-scene management until command authority is transferred to another person.

4. In the event that an officer makes an arrest or apprehension outside his or her home state, the offender shall be delivered to the first officer who is commissioned in the jurisdiction in which the arrest was made.

5. For the purposes of liability, all members of any political subdivision or public safety agency responding under operational control of the requesting political subdivision or public safety agency are deemed employees of such responding political subdivision or public safety agency and are subject

to the liability and workers' compensation provisions provided to them as employees of their respective political subdivision or public safety agency. Qualified immunity, sovereign immunity, official immunity, and the public duty rule shall apply to the provisions of this section as interpreted by the federal and state courts of the responding agency.

6. If the director of the Missouri department of public safety determines that the state of Kansas has enacted legislation or the governor of Kansas has issued an executive order or similar action that permits Kansas border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

7. If the director of the Missouri department of public safety determines that the state of Oklahoma has enacted legislation or the governor of Oklahoma has issued an executive order or similar action that permits Oklahoma border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

8. The director of the Missouri department of public safety shall notify the revisor of statutes of any changes that would render the provisions of this section effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"**590.1040. 1. For purposes of this section, the following terms mean:**

(1) "Emergency services personnel", any employee or volunteer of an emergency services provider who is engaged in providing or supporting fire fighting, dispatching services, and emergency medical services;

(2) "Emergency services provider", any public employer, or ground or air ambulance service as those terms are used in chapter 190, that employs persons to provide fire fighting, dispatching services, and emergency medical services;

(3) "Employee assistance program", a program established by a law enforcement agency or emergency services provider to provide professional counseling or support services to employees of a law enforcement agency, emergency services provider, or a professional mental health provider associated with a peer support team;

(4) "Law enforcement agency", any public agency that employs law enforcement personnel;

(5) "Law enforcement personnel", any person who, by virtue of office or public employment, is

vested by law with a duty to maintain public order or to make arrests for violation of the laws of the state of Missouri or ordinances of any municipality thereof, or with a duty to maintain or assert custody or supervision over persons accused or convicted of a crime, while acting within the scope of his or her authority as an employee or volunteer of a law enforcement agency;

(6) "Peer support counseling session", any session conducted by a peer support specialist that is called or requested in response to a critical incident or traumatic event involving the personnel of the law enforcement agency or emergency services provider;

(7) "Peer support specialist", a person who:

(a) Is designated by a law enforcement agency, emergency services provider, employee assistance program, or peer support team leader to lead, moderate, or assist in a peer support counseling session;

(b) Is a member of a peer support team; and

(c) Has received training in counseling and providing emotional and moral support to law enforcement officers or emergency services personnel who have been involved in emotionally traumatic incidents by reason of his or her employment;

(8) "Peer support team", a group of peer support specialists serving one or more law enforcement providers or emergency services providers.

2. Any communication made by a participant or peer support specialist in a peer support counseling session, and any oral or written information conveyed in or as the result of a peer support counseling session, are confidential and may not be disclosed by any person participating in the peer support counseling session.

3. Any communication relating to a peer support counseling session that is made between peer support specialists, between peer support specialists and the supervisors or staff of an employee assistance program, or between the supervisors or staff of an employee assistance program is confidential and may not be disclosed.

4. The provisions of this section shall apply only to peer support counseling sessions conducted by a peer support specialist.

5. The provisions of this section shall apply to all oral communications, notes, records, and reports arising out of a peer support counseling session. Any notes, records, or reports arising out of a peer support counseling session shall not be public records and shall not be subject to the provisions of chapter 610. Nothing in this section limits the discovery or introduction into evidence of knowledge acquired by any law enforcement personnel or emergency services personnel from observation made during the course of employment, or material or information acquired during the course of employment, that is otherwise subject to discovery or introduction into evidence.

6. The provisions of this section shall not apply to any:

(1) Threat of suicide or criminal act made by a participant in a peer support counseling session, or any information conveyed in a peer support counseling session relating to a threat of suicide or criminal act;

(2) Information relating to abuse of spouses, children, or the elderly, or other information that is required to be reported by law;

(3) Admission of criminal conduct;

(4) Disclosure of testimony by a participant who received peer support counseling services and expressly consented to such disclosure; or

(5) Disclosure of testimony by the surviving spouse or executor or administrator of the estate of a deceased participant who received peer support counseling services and such surviving spouse or executor or administrator expressly consented to such disclosure.

7. The provisions of this section shall not prohibit any communications between peer support specialists who conduct peer support counseling sessions or any communications between peer support specialists and the supervisors or staff of an employee assistance program.

8. The provisions of this section shall not prohibit communications regarding fitness of an employee for duty between an employee assistance program and an employer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 4, Section 100.059, Line 31, by inserting after all of said section and line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program **of at least six hours** designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of [six] **two** hours of continuing education programs each year in the areas described in this section.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Lines 28 to 36, by deleting said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 46, Section 320.202, Line 33, by inserting after all of said section and line the following:

"**321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.**

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean

any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society**, fire protection district,** or municipal or other corporation of any character whatsoever."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 39, Section 190.939, Line 5, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.**]** **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.**]** **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6.**]** **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 11, Section 190.100, Line 181, by inserting after all of said section and line the following:

"190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

5. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

6. (1) There is hereby established a standing subcommittee of the State Advisory Council on Emergency Medical Services (SAC) to monitor the implementation of the recognition of the EMS personnel licensure interstate compact (REPLICA), the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee of SAC shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of SAC, to include at least two members as recommended by the Missouri State Council of Firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit, as determined by the subcommittee, reports and recommendations to SAC, the Missouri department of health and senior services, the Missouri general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee of SAC shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of Section

334.1530. The hearing request shall include the request that the hearing be presented live via the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to SAC and EMS personnel via the provisions of subsections 4, 5, 6, and 8 of section 334.1530.

(3) The Missouri department of health and senior services shall not establish or increase fees for Missouri EMS personnel licensure in accordance with chapter 190 for the purpose of creating the funds necessary for payment of an annual assessment as cited in subdivision (3) of subsection 5 of section 334.1524."; and

Further amend said bill, Page 25, Section 190.900, Line 15, by inserting after the number "**(3)**" the following:

"**"Alternative program", a voluntary, non-disciplinary substance abuse recovery program approved by the state EMS authority;**

(4)"; and

Further amend said bill and section by renumbering all subsequent subdivisions; and

Further amend said bill, Page 33, Section 190.924, Line 137, by inserting after the word "**states**" the following:

"**but Missouri shall not be assessed more than ten thousand dollars annually calculated and shall not include an annual increase equivalent to the Consumer Price Index for All Urban Consumers (CPI-Urban). Missouri shall not authorize an annual assessment above this level**"; and

Further amend said bill, Page 39, Section 190.939, Line 1, by inserting after the number "**190.939.**" the number "**1.**"; and

Further amend said bill, page, and section, Line 5, by inserting after all of said line the following:

"**2. The State Emergency Medical Services Advisory Council (SAC) shall review decisions of the interstate commission for emergency medical services personnel practice established under this compact and, upon approval by the commission of any action that will have the result of increasing the cost to the state of membership in the compact, SAC may recommend to the Missouri general assembly that they withdraw from the compact.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 43, Section 221.520, Line 46, by inserting after all of said section and line the following:

"320.086. 1. Nothing contained in sections 320.081 to 320.086 shall allow access to records otherwise closed under sections 610.100 to 610.105**[**, RSMo Supp. 1982**]**.

2. Nothing contained in sections 320.081 to 320.086 shall restrict or waive the attorney-client privilege.

3. The portion of a record that is individually identifiable health information as defined by the

Health Insurance Portability and Accountability Act of 1996 (HIPAA), P.L. 104-191, as amended, may be closed records as provided under sections 610.100 to 610.105 if maintained by fire departments and fire protection districts. Notwithstanding the foregoing, all fire departments and fire protection districts shall produce for every call to the department or district an "incident report" as defined in section 610.100 that shall include the date, time, specific location, and name of the owner of the specific location or any vehicle involved in the incident, if known. All incident reports shall be open records under section 610.100."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 5, Section 135.090, Line 39, by inserting the following after all of said section and line:

"173.260. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) **"Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;**

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

(4) "Board", the coordinating board for higher education;

[(2)**]** **(5)** "Eligible child", the natural, adopted or stepchild of a public safety officer or employee, as defined in this section, who is less than twenty-four years of age and who is a dependent of a public safety officer or employee or was a dependent at the time of death or permanent and total disability of a public safety officer or employee;

(6) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[(3)**]** **(7)** "Employee", any full-time employee of the department of transportation engaged in the construction or maintenance of the state's highways, roads and bridges;

(8) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

[(4)**] (9)** "Grant", the public safety officer or employee survivor grant as established by this section;

[(5)**] (10)** "Institution of postsecondary education", any approved public or private institution as defined in section 173.205;

[(6)**] (11)** "Line of duty", any action of a public safety officer, whose primary function is crime control or reduction, enforcement of the criminal law, or suppression of fires, is authorized or obligated by law, rule, regulation or condition of employment or service to perform;

[(7)**] (12)** "Public safety officer", any firefighter, **uniformed employee of the office of the state fire marshal, emergency medical technician,** police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed or permanently and totally disabled in the line of duty **or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty**;

[(8)**] (13)** "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

[(9)**] (14)** "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

[(10)**] (15)** "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this

section;

(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

(1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

(2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

190.053. 1. All members of the board of directors of an ambulance district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of an ambulance district. The training required under this section shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services. Such training shall include, at a minimum:

(1) Information relating to the roles and duties of an ambulance district director;

(2) A review of all state statutes and regulations relevant to ambulance districts;

(3) State ethics laws;

(4) State sunshine laws, chapter 610;

(5) Financial and fiduciary responsibility;

(6) State laws relating to the setting of tax rates; and

(7) State laws relating to revenue limitations.

2. If any ambulance district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any ambulance district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member; provided, however, the board shall not appoint the forfeited member.**"; and

Further amend said bill, Page 7, Section 190.100, Lines 65-68, by deleting said lines and inserting in lieu thereof the following:

"[(15) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(16) "Emergency medical technician-basic" or "EMT-B", a person who has]

(17) "Emergency medical technician" or "EMT", a person who has"; and

Further amend said bill, section, Page 8, Line 73, by deleting "**(19)**", inserting in lieu thereof "**(18)**", and renumbering the remaining subdivisions accordingly; and

Further amend said bill and section, Page 9, Line 128, by deleting all of said line and inserting in lieu thereof the following:

"representing volunteers, labor, management, firefighters, [EMT-B's,] **EMT's**, nurses, [EMT-P's,] physicians,"; and

Further amend said bill, Page 12, Section 190.103, Lines 46-48, by deleting all of said lines and inserting in lieu thereof the following:

"medical direction to [EMT-Bs, EMT-Is, EMT-Ps,] **EMTs, AEMTs,** and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including [EMT-Bs, EMT-Is, EMT-Ps,] **EMTs, AEMTs,** and community paramedics,"; and

Further amend said bill and section, Pages 12-13, Lines 66-67, by deleting all of said lines and inserting in lieu thereof the following:

"medical directors are providing either online telecommunication medical direction to [EMT-Bs, EMT-Is, EMT-Ps,] **EMTs, AEMTs,** and community paramedics, or offline medical direction per"; and

Further amend said bill, Page 15, Section 190.131, Line 2, by deleting the word "**and**"; and

Further amend said bill, section, page, Line 4, by inserting the words "**and paramedics,**" after the word "**technicians**,"; and

Further amend said bill, Page 17, Section 190.142, Lines 32-39, by deleting all of said lines and inserting

in lieu thereof the following:

"(3) [Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs or examinations developed and administered by the department of health and senior services] **Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review**;

(4) Continuing education and licensure requirements; and

(5) Ability to speak, read and write the English language."; and

Further amend said bill, Page 18, Section 190.143, Line 20, by inserting the word "**paramedic**" after the word "**technician**,"; and

Further amend said bill and page, Section 190.147, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"**190.147. 1. Paramedics:**"; and

Further amend said section and page, Line 13, by deleting "**EMT-P**" and inserting in lieu thereof "**paramedic**"; and

Further amend said section, Page 19, Lines 19 and 28, by deleting "**EMT-P**" and "**EMT-Ps**" respectively, and inserting in lieu thereof "**paramedic**" and "**Paramedics**" respectively; and

Further amend said bill, Page 23, Section 190.196, Line 8, by inserting the word "**paramedic**" after the word "**technician**,"; and

Further amend said bill, Page 24, Section 190.246, Line 4, by deleting "technical-basic] or" and inserting in lieu thereof "technical-basic or]"; and

Further amend said bill, section, and page, Line 5, by inserting "**, or a paramedic**" after the word "**technician**"; and

Further amend said bill, Page 40, Section 191.630, Line 27, by inserting the word "**paramedic**" after "190.100,"; and

Further amend said bill, Pages 43, Sections 221.520, Line 46, by inserting the following after all of said section and line:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services[, division of regulation and licensure, 19 CSR 30-40.005, et seq.];

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to

190.245 and the corresponding regulations applicable to such programs;

(3) **"Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

[(3)] **(4)** "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** who, at the time of the [law enforcement officer's, emergency medical technician's, air ambulance pilot's, air ambulance registered professional nurse's, or firefighter's] **public safety officer's** fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

[(4)] **(5)** "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[(5)] **(6)** "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

[(6)] **(8)** "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** is traveling to or from employment; or the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the [law enforcement

officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

[(7)] **(9)** "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

[(8)] **(10)** "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

[(9)] **(12)** "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

[(10)] **(13)** "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**. If a claim is made within one year of the date of death of a [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** if there is no child who survived the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving

spouse if there is at least one child who survived the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**, and a surviving spouse of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer**;

(4) If there is no surviving spouse of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** to receive benefits under this subsection in the most recently executed designation of beneficiary of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** to receive benefits under the most recently executed life insurance policy of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a);

(5) To the surviving parent, or parents, in equal shares, of the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the [law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter] **public safety officer** was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill, Page 45, Section 320.094, Line 68, by inserting the following after all of said section and line:

"320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of employment be required to reside within the fixed and legally recorded geographical area of the fire department if such school district subsequently becomes fully accredited.

4. No hourly employee of a fire department shall be required to live in a fire department's fixed and legally recorded geographical area.

320.098. No county shall require attendance at a specific training academy by any candidate for a firefighter position but may require a specific certification from any training academy."; and

Further amend said bill, Page 46, Section 320.202, Line 33, by inserting the following after all of said section and line:

"321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection district or ambulance district shall serve as a member of any fire district or ambulance district board while such person is employed by any fire district or ambulance district, except that an employee of a fire protection district or an ambulance district may serve as a member of a voluntary fire protection district board or a voluntary ambulance district board.

2. Notwithstanding any other provision of law to the contrary, individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board unless such employment is on a volunteer basis or without compensation.

3. Notwithstanding any provision of law to the contrary, no fire protection district or ambulance district shall require an hourly employee to live within the district.

321.162. 1. All members of the board of directors of a fire protection district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of a fire protection district. The training required under this section shall be conducted by an entity approved by the office of the state fire marshal. The office of the state fire marshal shall determine the content of the training to fulfill the requirements of this section. Such training

shall include, at a minimum:

(1) Information relating to the roles and duties of a fire protection district director;

(2) A review of all state statutes and regulations relevant to fire protection districts;

(3) State ethics laws;

(4) State sunshine laws, chapter 610;

(5) Financial and fiduciary responsibility;

(6) State laws relating to the setting of tax rates; and

(7) State laws relating to revenue limitations.

2. If any fire protection district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any fire protection district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member, provided, however, the board shall not appoint the forfeited member.**"; and

321.200. 1. Except as otherwise provided in subsection 3 **of this section**, the board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association, and without delegation thereof to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district may be employed or discharged only by a board which includes at least two directors; but any board of directors may suspend from duty any such person or staff member who willfully and deliberately neglects or refuses to perform his or her regular functions.

2. Any vacancy on the board shall be filled by the remaining elected members of the board, except when less than two elected members remain on the board any vacancy shall be filled by the circuit court of the county in which all or a majority of the district lies. The appointee or appointees shall act until the next biennial election at which a director or directors are elected to serve the remainder of the unexpired term.

3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment by the federal emergency management agency, state emergency management agency, or statewide mutual aid, a quorum

of the board of directors of the affiliated fire protection district may meet in person, via telephone, facsimile, internet, or any other voice or electronic means, without public notice, in order to authorize by roll call vote the disbursement of funds necessary for the deployment.

4. In the event action is necessary under subsection 3 of this section, the board of directors of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose during the next regularly scheduled meeting of the board that the emergency meeting was held, the action that precipitated calling the emergency meeting without notice, and that the minutes of the emergency meeting are available as a public record of the board.

5. Members of a fire district or ambulance district board of directors shall only receive compensation for meetings the member attended. If multiple meetings occur on the same day, members shall not receive compensation for more than one meeting."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting immediately after said section and line the following:

"**590.025. No law enforcement agency shall require an hourly employee who has been employed by the law enforcement agency for seven years or more to live within a fixed and legally recorded geographical area.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 6, Section 190.094, Line 12, by inserting after all of said section and line the following:

"**190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".**

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting

mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"577.029. **1.** A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall**, with the consent of the patient or a warrant issued by a court of competent jurisdiction,** withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

2. No medical personnel employed by or practicing in a hospital or employed as an emergency medical technician shall be arrested or charged with an offense for failure to comply with this section, unless such medical personnel or emergency medical technician has contracted with law enforcement for the purpose of performing the duties required by this section. Notwithstanding the provisions of section 577.031, no hospital or such medical personnel shall be civilly liable for complying with the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 840**.

With House Amendment Nos. 1 and 2.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 840, Page 1, In The Title, Line 3, by deleting the word "dietitians" and inserting in lieu thereof the words "professional registration"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 840, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"256.462. 1. The board shall meet within forty-five days after appointment of its initial members. The board shall hold at least four regular meetings each year. Special meetings shall be held at such times as the rules of the board may provide and in accordance with notice requirements thereof.

2. The board shall elect annually from its own membership a chair, vice chair, and secretary-treasurer,

none of whom shall hold that office for more than two consecutive one-year terms, and the director of the division of professional registration shall be the executive secretary to assist the board in carrying out its duties and responsibilities.

3. The board shall promulgate rules pursuant to chapter 536 and section 256.640, necessary for the administration and enforcement of sections 256.450 to 256.483.

4. The board shall prepare, administer, and grade or supervise the preparation, administering, and grading of oral and written examinations as required to administer and enforce sections 256.450 to 256.483. The board may adopt or recognize, in part or in whole, examinations prepared, administered, or graded by other organizations, on a regional or national basis, which the board determines are appropriate to measure the qualifications of an applicant for registration as a geologist in Missouri, provided that the individual's examination records are available to the board.

5. The board shall issue certificates of registration and shall renew and reissue certificates as provided in sections 256.450 to 256.483. The board may upon reissuing and renewal require the applicant to provide evidence of continued competence in the practice of geology.

6. The board shall promulgate, by rule, and issue a code of professional conduct for registered geologists. The board may suspend, revoke or refuse issuance or renewal of registration for any registered geologist who is found in violation of the code of professional conduct.

7. The board may refuse issuance or renewal of or suspend or revoke any certificate, and impose sanctions including restrictions on the practice of any individual geologist registered in Missouri for violations of sections 256.450 to 256.483 or the rules promulgated thereunder.

8. The board shall seek cease and desist orders and injunctions against any person violating sections 256.450 to 256.483 or the rules promulgated thereunder.

9. The board shall recognize and authorize the official use of the designation "registered geologist" for geologists registered under the provisions of sections 256.450 to 256.483.

10. **[**The board may enter into agreements with licensor organizations of other states having official registration responsibilities for the purposes of developing uniform standards for registration of geologists including education, examinations, and other procedures for the purposes of developing and entering into registration reciprocity agreements. All such agreements shall be in accordance with the provisions of sections 256.450 to 256.483.

11.**]** The board may recognize and establish, by rule, specialty fields of geologic practice and establish qualifications, conduct examinations, and issue certificates of registration in such specialties to qualified applicants.

256.468. 1. An applicant for certification as a registered geologist shall complete and sign a personal data form, prescribed and furnished by the board, and shall provide the appropriate application fee. The personal data of an individual shall be considered confidential information.

2. The applicant shall have graduated from a course of study satisfactory to the board and which includes at least thirty semester or forty-five quarter hours of credit in geology.

3. The applicant shall provide to the board a detailed summary of actual geologic work, documenting that the applicant meets the minimum requirements for registration as a geologist, including a demonstration

that the applicant has at least three years of postbaccalaureate experience in the practice of geology.

4. Except as provided in this section, no applicant shall be certified unless he or she shall have passed an examination covering the fundamentals, principles and practices of geology prescribed or accepted by the board.

5. Any person, upon application to the board and demonstration that the person meets the requirements of subsections 1 and 2 of this section and has passed that portion of the professional examination covering the fundamentals of geology, shall be awarded the geologist-registrant in-training certificate. The geologist then may use the title "geologist-registrant in-training" subject to the limitations of sections 256.450 to 256.483.

6. The board shall deny registration to an applicant who fails to satisfy the requirements of this section. The board shall not issue a certificate of registration pending the disposition in this or another state of any complaint alleging a violation of this chapter or the laws, rules, regulations and code of professional conduct applicable to registered geologists and regulated geologic work of which violation the board has notice. An applicant who is denied registration shall be notified in writing within thirty days of the board's decision and the notice shall state the reason for denial of registration. Any person aggrieved by a final decision of the board on an application for registration may appeal that decision to the administrative hearing commission in the manner provided in section 621.120.

7. The board shall issue an appropriate certificate evidencing the issuance of the certificate of registration upon payment of the applicable registration fee to any applicant who has satisfactorily met all the requirements of this section for registration as a geologist. Such certificate shall show the full name of the registrant, shall have a serial number, and shall be dated and signed by an appropriate officer of the board under the seal of the board.

8. The certificate seal shall be prima facie evidence that the person named therein is entitled to all rights and privileges of a registered geologist under sections 256.450 to 256.483 and to practice geology as an individual, firm or corporation while such certificate remains unrevoked or unexpired.

9. The board may issue a certificate of registration to any individual who has made application and provided proof of certification of registration from another **[**state nongovernmental or governmental organization, or**]** country, approved by the board, provided that the registration or licensing requirements are substantially similar to the requirements of this section and the necessary fees have been paid. The board may require, by examination or other procedures, demonstration of competency pertaining to geologic conditions in Missouri.

10. The board shall reissue the certificate of registration of any registrant who, before the expiration date of the certificate and within a period of time and procedures established by the board, submits the required renewal application and fee.

11. The board, by rule, may establish conditions and fees for the reissuing of certificates of registration which have lapsed, expired, or have been suspended or revoked.

12. Registered geologists may purchase from the board, or other approved sources, a seal bearing the registered geologist's name, registration number, and the legend "Registered Geologist".

324.009. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, or accreditation that enables a person to legally practice an occupation or profession in a particular jurisdiction; except that "license" shall not include a certificate of license to teach in public schools under section 168.021;

(2) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses; except, for the purposes of this section, oversight body shall not include the state board of registration for the healing arts, the state board of nursing, the board of pharmacy, the state committee of psychologists, the Missouri dental board, the Missouri board for architects, professional engineers, professional land surveyors and professional landscape architects, the state board of optometry, or the Missouri veterinary medical board.

2. Any resident of Missouri who holds a valid current license issued by another state, territory of the United States, or the District of Columbia may submit an application for a license in Missouri in the same occupation or profession for which he or she holds the current license, along with proof of current licensure in the other jurisdiction, to the relevant oversight body in this state.

3. The oversight body in this state shall, within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that the licensing requirements in the jurisdiction that issued the applicant's license are substantially similar to or more stringent than the licensing requirements in Missouri for the same occupation or profession.

4. The oversight body shall not waive any examination, educational, or experience requirements for any applicant who is currently under disciplinary action with an oversight body outside the state or who does not hold a valid current license in the other jurisdiction on the date the oversight body receives his or her application under this section.

5. The oversight body shall not waive any examination, educational, or experience requirements for any applicant if it determines that waiving the requirements for the applicant may endanger the public health, safety, or welfare.

6. Nothing in this section shall prohibit the oversight body from denying a license to an applicant under this section for any reason described in any section associated with the occupation or profession for which the applicant seeks a license.

7. This section shall not be construed to waive any requirement for an applicant to pay any fees, post any bonds or surety bonds, or submit proof of insurance associated with the license the applicant seeks.

8. This section shall not apply to business, professional, or occupational licenses issued or required by political subdivisions.

9. The provisions of this section shall not be construed to alter the authority granted by, or any requirements promulgated pursuant to, any interjurisdictional or interstate compacts adopted by Missouri statute or any reciprocity agreements with other states in effect on August 28, 2018, and whenever possible this section shall be interpreted so as to imply no conflict between it and any compact, or any reciprocity agreements with other states in effect on August 28, 2018.

324.071. 1. The applicant applying for a license to practice occupational therapy shall provide evidence of being initially certified by a certifying entity and has completed an application for licensure and all

applicable fees have been paid.

2. The certification requirement shall be waived for those persons who hold a current registration by the board as an occupational therapist or occupational therapy assistant on August 28, 1997, provided that this application is made on or before October 31, 1997, and all applicable fees have been paid. All other requirements of sections 324.050 to 324.089 must be satisfied.

3. The person shall have no violations, suspensions, revocation or pending complaints for violation of regulations from a certifying entity or any governmental regulatory agency in the past five years.

[4. The board may negotiate reciprocal contracts with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration or certification considered to be equivalent or more stringent than the requirements for licensure pursuant to sections 324.050 to 324.089.**]**"; and

Further amend said bill, Page 4, Section 324.210, Line 36, by inserting after all of said section and line the following:

"324.215. 1. The committee shall issue a license to each candidate who files an application and pays the fee as required by the provisions of sections 324.200 to 324.225 and who furnishes evidence satisfactory to the committee that the candidate has complied with the provisions of section 324.210 or with the provisions of subsection 2 of this section.

2. The committee may issue a license to any dietitian who has a valid current license to practice dietetics or medical nutrition therapy in **[**any jurisdiction**]** **another country**, provided that such person is licensed in a **[**jurisdiction**]** **country** whose requirements for licensure are substantially equal to, or greater than, the requirements for licensure of dietitians in Missouri at the time the applicant applies for licensure.

3. The committee may not allow any person to sit for the examination for licensure as a dietitian in this state who has failed the examination as approved by the committee three times, until the applicant submits evidence of satisfactory completion of additional course work or experience and has been approved by the committee for reexamination.

324.421. The council shall register without examination any interior designer certified, licensed or registered in **[**another state or territory of the United States or**]** **a** foreign country if the applicant has qualifications which are at least equivalent to the requirements for registration as a registered interior designer in this state and such applicant pays the required fees.

324.487. 1. It is unlawful for any person to practice acupuncture in this state, unless such person:

(1) Possesses a valid license issued by the board pursuant to sections 324.475 to 324.499; or

(2) Is engaged in a supervised course of study that has been authorized by the committee approved by the board, and is designated and identified by a title that clearly indicates status as a trainee, and is under the supervision of a licensed acupuncturist.

2. A person may be licensed to practice acupuncture in this state if the applicant:

(1) Is twenty-one years of age or older and **[**meets one of the following requirements:

(a)**]** is actively certified as a Diplomate in Acupuncture by the National Commission for the Certification of Acupuncture and Oriental Medicine**[**; or

(b) Is actively licensed, certified or registered in a state or jurisdiction of the United States which has eligibility and examination requirements that are at least equivalent to those of the National Commission for the Certification of Acupuncture and Oriental Medicine, as determined by the committee and approved by the board**]**; and

(2) Submits to the committee an application on a form prescribed by the committee; and

(3) Pays the appropriate fee.

3. The board shall issue a certificate of licensure to each individual who satisfies the requirements of subsection 2 of this section, certifying that the holder is authorized to practice acupuncture in this state. The holder shall have in his or her possession at all times while practicing acupuncture, the license issued pursuant to sections 324.475 to 324.499.

324.920. 1. The applicant for a statewide electrical contractor's license shall satisfy the following requirements:

(1) Be at least twenty-one years of age;

(2) Provide proof of liability insurance in the amount of five hundred thousand dollars, and post a bond with each political subdivision in which he or she will perform work, as required by that political subdivision;

(3) Pass a standardized and nationally accredited electrical assessment examination that has been created and administered by a third party and that meets current national industry standards, as determined by the division;

(4) Pay for the costs of such examination; and

(5) Have completed one of the following:

(a) Twelve thousand verifiable practical hours installing equipment and associated wiring;

(b) Ten thousand verifiable practical hours installing equipment and associated wiring and have received an electrical journeyman certificate from a United States Department of Labor-approved electrical apprenticeship program;

(c) Eight thousand verifiable practical hours installing equipment and associated wiring and have received an associate's degree from a state-accredited program; or

(d) Four thousand verifiable practical hours supervising the installation of equipment and associated wiring and have received a four-year electrical engineering degree.

2. Electrical contractors who hold an electrical contractor license in good standing that was issued by any authority in this state that required prior to January 1, 2018, the passing of a standardized and nationally accredited written electrical assessment examination that is based upon the National Electrical Code and who have completed twelve thousand hours of verifiable practical experience shall be issued a statewide license. The provisions of this subsection shall apply only to electrical contractor licenses issued by a political subdivision with the legal authority to issue such licenses.

3. Each corporation, firm, institution, organization, company, or representative thereof engaging in electrical contracting shall have in its employ, at a supervisory level, at least one electrical contractor who

possesses a statewide license in accordance with sections 324.900 to 324.945. A statewide licensed electrical contractor shall represent only one firm, company, corporation, institution, or organization at one time.

4. Any person operating as an electrical contractor in a political subdivision that does not require the contractor to hold a local license shall not be required to possess a statewide license under sections 324.900 to 324.945 to continue to operate as an electrical contractor in such political subdivision.

[5. The division may negotiate reciprocal agreements with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration, or certification considered to be equivalent or more stringent than the requirements for licensure under sections 324.900 to 324.945.**]**

324.1110. 1. (1) The board shall require as a condition of licensure as a private investigator that the applicant pass a written examination as evidence of knowledge of investigator rules and regulations.

(2) In the event requirements have been met so that testing has been waived, qualification shall be dependent on a showing of, for the two previous years:

(a) Registration and good standing as a business in this state; and

(b) Two hundred fifty thousand dollars in business general liability insurance.

[(3) The board may review applicants seeking reciprocity. An applicant seeking reciprocity shall have undergone a licensing procedure similar to that required by this state and shall meet this state's minimum insurance requirements.**]**

2. The board shall require as a condition of licensure as a private fire investigator that the applicant:

(1) Provide evidence of active certification as a fire investigator issued by the division of fire safety; and

(2) Provide proof of liability insurance with coverage of at least one million dollars.

3. The board shall conduct a complete investigation of the background of each applicant for licensure as a private investigator or private fire investigator to determine whether the applicant is qualified for licensure under sections 324.1100 to 324.1148. The board shall outline basic qualification requirements for licensing as a private investigator, private investigator agency, private fire investigator, and private fire investigator agency.

328.085. 1. The board shall grant without examination a license to practice barbering to any applicant **[**who holds a current barber's license which is issued by another state or territory whose requirements for licensure were equivalent to the licensing requirements in effect in Missouri at the time the applicant was licensed or**]** who has practiced the trade in another state for at least two consecutive years. An applicant under this section shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under disciplinary action with another board of barbering shall not be licensed by reciprocity under the provisions of **[**this chapter**]** **section 324.009**.

2. Any person who has lawfully practiced or received training in another state who does not qualify for licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his **or her** deficiencies and inform the applicant of the action which he **or she** must

take to qualify to take the examination.

3. The applicant for licensure under this section shall pay a fee equivalent to the barber examination fee.

329.085. 1. Any person desiring an instructor license shall submit to the board a written application on a form supplied by the board showing that the applicant has met the requirements set forth in section 329.080 **or 324.009**. An applicant who has met all requirements as determined by the board shall be allowed to take the instructor examination, including any person who has been licensed three or more years as a cosmetologist, manicurist or esthetician. If the applicant passes the examination to the satisfaction of the board, the board shall issue to the applicant an instructor license.

2. The instructor examination fee and the instructor license fee for an instructor license shall be nonrefundable.

3. The instructor license renewal fee shall be in addition to the regular cosmetologist, esthetician or manicurist license renewal fee. For each renewal the instructor shall submit proof of having attended a teacher training seminar or workshop at least once every two years, sponsored by any university, or Missouri vocational association, or bona fide state cosmetology association specifically approved by the board to satisfy the requirement for continued training of this subsection. Renewal fees shall be due and payable on or before the renewal date and, if the fee remains unpaid thereafter in such license period, there shall be a late fee in addition to the regular fee.

4. Instructors duly licensed as physicians or attorneys or lecturers on subjects not directly pertaining to the practice pursuant to this chapter need not be holders of licenses provided for in this chapter.

5. **[**The board shall grant instructor licensure upon application and payment of a fee equivalent to the sum of the instructor examination fee and the instructor license fee, provided the applicant establishes compliance with the cosmetology instructor requirements of another state, territory of the United States, or District of Columbia wherein the requirements are substantially equal or superior to those in force in Missouri at the time the application for licensure is filed and the applicant holds a current instructor license in the other jurisdiction at the time of making application.

6.**]** Any person licensed as a cosmetology instructor prior to the training requirements which became effective January 1, 1979, may continue to be licensed as such, provided such license is maintained and the licensee complies with the continued training requirements as provided in subsection 3 of this section. Any person with an expired instructor license that is not restored to current status within two years of the date of expiration shall be required to meet the training and examination requirements as provided in this section and section 329.080.

329.130. 1. The board shall grant without examination a license to practice cosmetology to any applicant **[**who holds a current license that is issued by another state, territory of the United States, or the District of Columbia whose requirements for licensure are substantially equal to the licensing requirements in Missouri at the time the application is filed or**]** who has practiced cosmetology for at least two consecutive years in another state, territory of the United States, or the District of Columbia. The applicant under this subsection shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under disciplinary action with another board of cosmetology shall not be licensed by reciprocity under the provisions of **[**this chapter**]** **section 324.009**.

2. Any person who lawfully practiced or received training in another state who does not qualify for

licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his or her deficiencies and inform the applicant of the action that he or she must take to qualify to take the examination. The applicant for licensure under this subsection shall pay the appropriate examination and licensure fees.

330.030. Any person desiring to practice podiatric medicine in this state shall furnish the board with satisfactory proof, including a statement under oath or affirmation that all representations are true and correct to the best knowledge and belief of the person submitting and signing same, subject to the penalties of making a false affidavit or declaration, that he or she is twenty-one years of age or over, and of good moral character, and that he or she has received at least four years of high school training, or the equivalent thereof, and has received a diploma or certificate of graduation from an approved college of podiatric medicine, recognized and approved by the board, having a minimum requirement of two years in an accredited college and four years in a recognized college of podiatric medicine. Upon payment of the examination fee, and making satisfactory proof as aforesaid, the applicant shall be examined by the board, or a committee thereof, under such rules and regulations as said board may determine, and if found qualified, shall be licensed, upon payment of the license fee, to practice podiatric medicine as licensed; provided, that the board shall, under regulations established by the board, admit without examination legally qualified practitioners of podiatric medicine who hold licenses to practice podiatric medicine in **[**any state or territory of the United States or the District of Columbia or**]** any foreign country with equal educational requirements to the state of Missouri upon the applicant paying a fee equivalent to the license and examination fees required above.

331.030. 1. No person shall engage in the practice of chiropractic without having first secured a chiropractic license as provided in this chapter.

2. Any person desiring to procure a license authorizing the person to practice chiropractic in this state shall be at least twenty-one years of age and shall make application on the form prescribed by the board. The application shall contain a statement that it is made under oath or affirmation and that representations contained thereon are true and correct to the best knowledge and belief of the person signing the application, subject to the penalties of making a false affidavit or declaration, and shall give the applicant's name, address, age, sex, name of chiropractic schools or colleges which the person attended or of which the person is a graduate, and such other reasonable information as the board may require. The applicant shall give evidence satisfactory to the board of the successful completion of the educational requirements of this chapter, that the applicant is of good moral character, and that the chiropractic school or college of which the applicant is a graduate is teaching chiropractic in accordance with the requirements of this chapter. The board may make a final determination as to whether or not the school from which the applicant graduated is so teaching.

3. Before an applicant shall be eligible for licensure, the applicant shall furnish evidence satisfactory to the board that the applicant has received the minimum number of semester credit hours, as required by the Council on Chiropractic Education, or its successor, prior to beginning the doctoral course of study in chiropractic. The minimum number of semester credit hours applicable at the time of enrollment in a doctoral course of study must be in those subjects, hours and course content as may be provided for by the Council on Chiropractic Education or, in the absence of the Council on Chiropractic Education or its provision for such subjects, such hours and course content as adopted by rule of the board; however in no

event shall fewer than ninety semester credit hours be accepted as the minimum number of hours required prior to beginning the doctoral course of study in chiropractic. The examination applicant shall also provide evidence satisfactory to the board of having graduated from a chiropractic college having status with the Commission on Accreditation of the Council on Chiropractic Education or its successor. Any senior student in a chiropractic college having status with the Commission on Accreditation on the Council on Chiropractic Education or its successor may take a practical examination administered or approved by the board under such requirements and conditions as are adopted by the board by rule, but no license shall be issued until all of the requirements for licensure have been met.

4. Each applicant shall pay upon application an application or examination fee. All moneys collected pursuant to the provisions of this chapter shall be nonrefundable and shall be collected by the director of the division of professional registration who shall transmit it to the department of revenue for deposit in the state treasury to the credit of the chiropractic board fund. Any person failing to pass a practical examination administered or approved by the board may be reexamined upon fulfilling such requirements, including the payment of a reexamination fee, as the board may by rule prescribe.

5. Every applicant for licensure by examination shall have taken and successfully passed all required and optional parts of the written examination given by the National Board of Chiropractic Examiners, including the written clinical competency examination, under such conditions as established by rule of the board, and all applicants for licensure by examination shall successfully pass a practical examination administered or approved by the board and a written examination testing the applicant's knowledge and understanding of the laws and regulations regarding the practice of chiropractic in this state. The board shall issue to each applicant who meets the standards and successful completion of the examinations, as established by rule of the board, a license to practice chiropractic. The board shall not recognize any correspondence work in any chiropractic school or college as credit for meeting the requirements of this chapter.

6. The board shall issue a license without examination to persons who have been regularly licensed to practice chiropractic in **[**any other state, territory, or the District of Columbia, or in**]** any foreign country, provided that the regulations for securing a license in the other **[**jurisdiction**] country** are equivalent to those required for licensure in the state of Missouri, when the applicant furnishes satisfactory evidence that the applicant has continuously practiced chiropractic for at least one year immediately preceding the applicant's application to the board and that the applicant is of good moral character, and upon the payment of the reciprocity license fee as established by rule of the board. The board may require an applicant to successfully complete the Special Purposes Examination for Chiropractic (SPEC) administered by the National Board of Chiropractic Examiners if the requirements for securing a license in the other **[**jurisdiction**] country** are not equivalent to those required for licensure in the state of Missouri at the time application is made for licensure under this subsection.

7. Any applicant who has failed any portion of the practical examination administered or approved by the board three times shall be required to return to an accredited chiropractic college for a semester of additional study in the subjects failed, as provided by rule of the board.

8. A chiropractic physician currently licensed in Missouri shall apply to the board for certification prior to engaging in the practice of meridian therapy/acupressure/acupuncture. Each such application shall be accompanied by the required fee. The board shall establish by rule the minimum requirements for the specialty certification under this subsection. "Meridian therapy/acupressure/acupuncture" shall mean

methods of diagnosing and the treatment of a patient by stimulating specific points on or within the body by various methods including but not limited to manipulation, heat, cold, pressure, vibration, ultrasound, light, electrocurrent, and short-needle insertion for the purpose of obtaining a biopositive reflex response by nerve stimulation.

9. The board may through its rulemaking process authorize chiropractic physicians holding a current Missouri license to apply for certification in a specialty as the board may deem appropriate and charge a fee for application for certification, provided that:

(1) The board establishes minimum initial and continuing educational requirements sufficient to ensure the competence of applicants seeking certification in the particular specialty; and

(2) The board shall not establish any provision for certification of licensees in a particular specialty which is not encompassed within the practice of chiropractic as defined in section 331.010.

333.041. 1. Each applicant for a license to practice funeral directing shall furnish evidence to establish to the satisfaction of the board that he or she is:

(1) At least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board; and

(2) A person of good moral character.

2. Every person desiring to enter the profession of embalming dead human bodies within the state of Missouri and who is enrolled in a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board shall register with the board as a practicum student upon the form provided by the board. After such registration, a student may assist, under the direct supervision of Missouri licensed embalmers and funeral directors, in Missouri licensed funeral establishments, while serving his or her practicum. The form for registration as a practicum student shall be accompanied by a fee in an amount established by the board.

3. Each applicant for a license to practice embalming shall furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board;

(2) Is a person of good moral character;

(3) Has completed a funeral service education program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board. If an applicant does not complete all requirements for licensure within five years from the date of his or her completion of an accredited program, his or her registration as an apprentice embalmer shall be automatically cancelled. The applicant shall be required to file a new application and pay applicable fees. No previous apprenticeship shall be considered for the new application;

(4) Upon due examination administered by the board, is possessed of a knowledge of the subjects of embalming, anatomy, pathology, bacteriology, mortuary administration, chemistry, restorative art, together with statutes, rules and regulations governing the care, custody, shelter and disposition of dead human bodies and the transportation thereof or has passed the national board examination of the Conference of Funeral Service Examining Boards. If any applicant fails to pass the state examination, he or she may retake

the examination at the next regular examination meeting. The applicant shall notify the board office of his or her desire to retake the examination at least thirty days prior to the date of the examination. Each time the examination is retaken, the applicant shall pay a new examination fee in an amount established by the board;

(5) Has been employed full time in funeral service in a licensed funeral establishment and has personally embalmed at least twenty-five dead human bodies under the personal supervision of an embalmer who holds a current and valid Missouri embalmer's license **[**or an embalmer who holds a current and valid embalmer's license in a state with which the Missouri board has entered into a reciprocity agreement**]** during an apprenticeship of not less than twelve consecutive months. "Personal supervision" means that the licensed embalmer shall be physically present during the entire embalming process in the first six months of the apprenticeship period and physically present at the beginning of the embalming process and available for consultation and personal inspection within a period of not more than one hour in the remaining six months of the apprenticeship period. All transcripts and other records filed with the board shall become a part of the board files.

4. If the applicant does not complete the application process within the five years after his or her completion of an approved program, then he or she must file a new application and no fees paid previously shall apply toward the license fee.

5. Examinations required by this section and section 333.042 shall be held at least twice a year at times and places fixed by the board. The board shall by rule and regulation prescribe the standard for successful completion of the examinations.

6. Upon establishment of his or her qualifications as specified by this section or section 333.042, the board shall issue to the applicant a license to practice funeral directing or embalming, as the case may require, and shall register the applicant as a duly licensed funeral director or a duly licensed embalmer. Any person having the qualifications required by this section and section 333.042 may be granted both a license to practice funeral directing and to practice embalming.

7. The board shall, upon request, waive any requirement of this chapter and issue a temporary funeral director's license, valid for six months, to the surviving spouse or next of kin or the personal representative of a licensed funeral director, or to the spouse, next of kin, employee or conservator of a licensed funeral director disabled because of sickness, mental incapacity or injury.

333.042. 1. Every person desiring to enter the profession of funeral directing in this state shall make application with the state board of embalmers and funeral directors and pay the current application and examination fees. Except as otherwise provided in section 41.950, applicants not entitled to a license pursuant to section 333.051 **or 324.009** shall serve an apprenticeship for at least twelve consecutive months in a funeral establishment licensed for the care and preparation for burial and transportation of the human dead in this state or in another state which has established standards for admission to practice funeral directing equal to, or more stringent than, the requirements for admission to practice funeral directing in this state. The applicant shall devote at least fifteen hours per week to his or her duties as an apprentice under the supervision of a Missouri licensed funeral director. Such applicant shall submit proof to the board, on forms provided by the board, that the applicant has arranged and conducted ten funeral services during the applicant's apprenticeship under the supervision of a Missouri licensed funeral director. Upon completion of the apprenticeship, the applicant shall appear before the board to be tested on the applicant's legal and practical knowledge of funeral directing, funeral home licensing, preneed funeral contracts and the care,

custody, shelter, disposition and transportation of dead human bodies. Upon acceptance of the application and fees by the board, an applicant shall have twenty-four months to successfully complete the requirements for licensure found in this section or the application for licensure shall be cancelled.

2. If a person applies for a limited license to work only in a funeral establishment which is licensed only for cremation, including transportation of dead human bodies to and from the funeral establishment, he or she shall make application, pay the current application and examination fee and successfully complete the Missouri law examination. He or she shall be exempt from the twelve-month apprenticeship required by subsection 1 of this section and the practical examination before the board. If a person has a limited license issued pursuant to this subsection, he or she may obtain a full funeral director's license if he or she fulfills the apprenticeship and successfully completes the funeral director practical examination.

3. If an individual is a Missouri licensed embalmer or has completed a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board or has successfully completed a course of study in funeral directing offered by an institution accredited by a recognized national, regional or state accrediting body and approved by the state board of embalmers and funeral directors, and desires to enter the profession of funeral directing in this state, the individual shall comply with all the requirements for licensure as a funeral director pursuant to subsection 1 of section 333.041 and subsection 1 of this section; however, the individual is exempt from the twelve-month apprenticeship required by subsection 1 of this section.

333.051. **[**1. Any individual holding a valid, unrevoked and unexpired license as a funeral director or embalmer in the state of his or her residence may be granted a license to practice funeral directing or embalming in this state on application to the board and on providing the board with such evidence as to his or her qualifications as is required by the board.

2. Any individual holding a valid, unrevoked and unexpired license as an embalmer or funeral director in another state having requirements substantially similar to those existing in this state may apply for a license to practice in this state by filing with the board a certified statement from the examining board of the state or territory in which the applicant holds his or her license showing the grade rating upon which the license was granted, together with a recommendation, and the board shall grant the applicant a license upon his or her successful completion of an examination over Missouri laws as required in section 333.041 or section 333.042 if the board finds that the applicant's qualifications meet the requirements for funeral directors or embalmers in this state at the time the applicant was originally licensed in the other state.

3.**]** A person holding a valid, unrevoked and unexpired license to practice funeral directing or embalming in another state or territory with requirements less than those of this state may, after five consecutive years of active experience as a licensed funeral director or embalmer in that state, apply for a license to practice in this state after passing a test to prove his or her proficiency, including but not limited to a knowledge of the laws and regulations of this state as to funeral directing and embalming.

337.510. 1. Each applicant for licensure as a professional counselor shall furnish evidence to the committee that the applicant is at least eighteen years of age, is of good moral character, is a United States citizen or is legally present in the United States; and

(1) The applicant has completed a course of study as defined by the board rule leading to a master's, specialist's, or doctoral degree with a major in counseling; and

(2) The applicant has completed acceptable supervised counseling as defined by board rule. If the

applicant has a master's degree with a major in counseling as defined by board rule, the applicant shall complete at least two years of acceptable supervised counseling experience subsequent to the receipt of the master's degree. The composition and number of hours comprising the acceptable supervised counseling experience shall be defined by board rule. An applicant may substitute thirty semester hours of post master's graduate study for one of the two required years of acceptable supervised counseling experience if such hours are clearly related to counseling;

(3) After August 28, 2007, each applicant shall have completed a minimum of three hours of graduate level coursework in diagnostic systems either in the curriculum leading to a degree or as post master's graduate level course work;

(4) Upon examination, the applicant is possessed of requisite knowledge of the profession, including techniques and applications, research and its interpretation, and professional affairs and ethics.

2. **[**Any person who previously held a valid unrevoked, unsuspended license as a professional counselor in this state and who held a valid license as a professional counselor in another state at the time of application to the committee shall be granted a license to engage in professional counseling in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.507.

3.**]** Any person holding a current license, certificate of registration, or permit from another state or territory of the United States to practice as a professional counselor who **does not meet the requirements in section 324.009 and who** is at least eighteen years of age, is of good moral character, and is a United States citizen or is legally present in the United States may be granted a license without examination to engage in the practice of professional counseling in this state upon the application to the board, payment of the required fee as established by the board, and satisfying one of the following requirements:

(1) Approval by the American Association of State Counseling Boards (AASCB) or its successor organization according to the eligibility criteria established by AASCB. The successor organization shall be defined by board rule; or

(2) In good standing and currently certified by the National Board for Certified Counselors or its successor organization and has completed acceptable supervised counseling experience as defined by board rule. The successor organization shall be defined by board rule**[**; or

(3) Determination by the board that the requirements of the other state or territory are substantially the same as Missouri and certified by the applicant's current licensing entity that the applicant has a current license. The applicant shall also consent to examination of any disciplinary history**]**.

[4.**]** **3.** The committee shall issue a license to each person who files an application and fee and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of this act and has taken and passed a written, open-book examination on Missouri laws and regulations governing the practice of professional counseling as defined in section 337.500. The division shall issue a provisional professional counselor license to any applicant who meets all requirements of this section, but who has not completed the required acceptable supervised counseling experience and such applicant may reapply for licensure as a professional counselor upon completion of such acceptable supervised counseling experience.

[5.**]** **4.** All persons licensed to practice professional counseling in this state shall pay on or before the license renewal date a renewal license fee and shall furnish to the committee satisfactory evidence of the

completion of the requisite number of hours of continuing education as required by rule, which shall be no more than forty hours biennially. The continuing education requirements may be waived by the committee upon presentation to the committee of satisfactory evidence of the illness of the licensee or for other good cause.

337.520. 1. The division shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.500 to 337.540 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.500 to 337.540 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.510;

(4) The characteristics of "acceptable supervised counseling experience" as that term is used in section 337.510;

(5) The equivalent of the basic educational requirements set forth in section 337.510;

(6) The standards and methods to be used in assessing competency as a professional counselor;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.500 to 337.540;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with **[**other states, including**]** states which do not have counselor licensing laws **[**or**]** **and** states whose licensing laws are not substantially **[**the same as**]** **similar to** those of this state;

(10) The characteristics of "an acceptable educational institution" as that term is used in section 337.510;

(11) The characteristics of an acceptable agent for the certification of an exempted occupation as listed in subdivisions (11) and (13) of section 337.505; and

(12) The form and content of "ethical standards for counselors" as that term is used in subdivision (15) of subsection 2 of section 337.525.

2. No rule or portion of a rule promulgated under the authority of sections 337.500 to **[**337.545**]** **337.540** shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

337.615. 1. Each applicant for licensure as a clinical social worker shall furnish evidence to the committee that:

(1) The applicant has a master's degree from a college or university program of social work accredited by the council of social work education or a doctorate degree from a school of social work acceptable to the committee;

(2) The applicant has completed at least three thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, in no less than twenty-four months and no more than forty-eight consecutive calendar months. For any applicant who has successfully completed at least

four thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, within the same time frame prescribed in this subsection, the applicant shall be eligible for application of licensure at three thousand hours and shall be furnished a certificate by the state committee for social workers acknowledging the completion of said additional hours;

(3) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be promulgated by rule of the committee;

(4) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure.

2. Any person holding a current license, certificate of registration, or permit from another state or territory of the United States or the District of Columbia to practice clinical social work **who does not meet the requirements of section 324.009 and** who has had no disciplinary action taken against the license, certificate of registration, or permit for the preceding five years may be granted a license to practice clinical social work in this state if the person **[**meets one of the following criteria:

(1)**]** has received a masters or doctoral degree from a college or university program of social work accredited by the council of social work education and has been licensed to practice clinical social work for the preceding five years**[**; or

(2) Is currently licensed or certified as a clinical social worker in another state, territory of the United States, or the District of Columbia having substantially the same requirements as this state for clinical social workers**]**.

3. The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subdivisions (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of this section.

337.627. 1. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.600 to 337.689 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.600 to 337.689 **and section 324.009**;

(3) The characteristics of supervised clinical experience, supervised master experience, supervised advanced macro experience, and supervised baccalaureate experience;

(4) The standards and methods to be used in assessing competency as a licensed clinical social worker, licensed master social worker, licensed advanced macro social worker, and licensed baccalaureate social worker, including the requirement for continuing education hours;

(5) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring pursuant to the provisions of sections 337.600 to 337.689;

(6) Development of an appeal procedure for the review of decisions and rules of administrative agencies

existing pursuant to the constitution or laws of this state;

(7) Establishment of a policy and procedure for reciprocity with **[**other states, including**]** states which do not have clinical, master, advanced macro, or baccalaureate social worker licensing laws **[**or**]** **and** states whose licensing laws are not substantially **[**the same as**]** **similar to** those of this state; and

(8) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.600 to 337.689.

2. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

337.644. 1. Each applicant for licensure as a master social worker shall furnish evidence to the committee that:

(1) The applicant has a master's or doctorate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social workers;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure under section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

3. **[**Any person holding a valid unrevoked and unexpired license, certificate, or registration from another state or territory of the United States having substantially the same requirements as this state for master social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee under section 337.612.

4.**]** The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section **[**or with the provisions of subsection 3 of this section**]**. The license shall refer to the individual as a licensed master social worker and shall recognize that individual's right to practice licensed master social work as defined in section 337.600.

337.665. 1. Each applicant for licensure as a baccalaureate social worker shall furnish evidence to the

committee that:

(1) The applicant has a baccalaureate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social work;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure pursuant to section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

3. **[**Any person holding a valid unrevoked and unexpired license, certificate or registration from another state or territory of the United States having substantially the same requirements as this state for baccalaureate social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.612.

4.**]** The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section **[**or with the provisions of subsection 2 of this section**]**.

[5.**]** **4.** The committee shall issue a certificate to practice independently under subsection 3 of section 337.653 to any licensed baccalaureate social worker who has satisfactorily completed three thousand hours of supervised experience with a qualified baccalaureate supervisor in no less than twenty-four months and no more than forty-eight consecutive calendar months.

337.727. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.700 to 337.739 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.700 to 337.739 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.715;

(4) The characteristics of supervised clinical experience as that term is used in section 337.715;

(5) The equivalent of the basic educational requirements set forth in section 337.715;

(6) The standards and methods to be used in assessing competency as a marital and family therapist;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.700 to 337.739;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with **[**other states, including**]** states which do not have marital and family therapist licensing laws **[**or**] and** states whose licensing laws are not substantially **[**the same as**] similar to** those of this state; and

(10) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.700 to 337.739.

339.523. 1. A nonresident of this state who has complied with the provisions of sections 339.511, 339.513, 339.515**,** and 339.517 **[**or section 339.521**]** may obtain certification as a state-certified real estate appraiser or licensure as a state-licensed real estate appraiser by conforming to all of the provisions of sections 339.500 to 339.549 relating to state-certified real estate appraisers or state-licensed real estate appraisers.

2. Every applicant for certification or licensure pursuant to sections 339.500 to 339.545 who is not a resident of this state shall submit, with the application for certification, an irrevocable consent that service of process in any action against the applicant arising out of the applicant's activities as a state-certified real estate appraiser or state-licensed real estate appraiser may be made by delivery of the process to the executive director of the commission, if the plaintiff cannot, in the exercise of due diligence, effect personal service upon the applicant. The executive director shall immediately mail a copy of the materials served on the executive director by ordinary mail to the state-certified real estate appraiser or state-licensed real estate appraiser at both his or her principal place of business and his or her residence address.

344.030. 1. An applicant for an initial license shall file a completed application with the board on a form provided by the board, accompanied by an application fee as provided by rule payable to the department of health and senior services. Information provided in the application **shall be** attested by signature to be true and correct to the best of the applicant's knowledge and belief.

2. No initial license shall be issued to a person as a nursing home administrator unless:

(1) The applicant provides the board satisfactory proof that the applicant is twenty-one years of age or over, of good moral character and a high school graduate or equivalent;

(2) The applicant provides the board satisfactory proof that the applicant has had a minimum of three years' experience in health care administration or two years of postsecondary education in health care administration or has satisfactorily completed a course of instruction and training prescribed by the board, which includes instruction in the needs properly to be served by nursing homes, the protection of the interests of residents therein, and the elements of good nursing home administration, or has presented evidence satisfactory to the board of sufficient education, training, or experience in the foregoing fields to administer, supervise and manage a nursing home; and

(3) The applicant passes the examinations administered by the board. If an applicant fails to make a passing grade on either of the examinations such applicant may make application for reexamination on a form furnished by the board and may be retested. If an applicant fails either of the examinations a third time, the applicant shall be required to complete a course of instruction prescribed and approved by the board.

After completion of the board-prescribed course of instruction, the applicant may reapply for examination. With regard to the national examination required for licensure, no examination scores from other states shall be recognized by the board after the applicant has failed his or her third attempt at the national examination. There shall be a separate, nonrefundable fee for each examination. The board shall set the amount of the fee for examination by rules and regulations promulgated pursuant to section 536.021. The fee shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the examination.

3. **[**The board may issue a license through reciprocity to any person who is regularly licensed as a nursing home administrator in any other state, territory, or the District of Columbia, if the regulations for securing such license are equivalent to those required in the state of Missouri. However, no license by reciprocity shall be issued until the applicant passes a special examination approved by the board, which will examine the applicant's knowledge of specific provisions of Missouri statutes and regulations pertaining to nursing homes. The applicant shall furnish satisfactory evidence that such applicant is of good moral character and has acted in the capacity of a nursing home administrator in such state, territory, or the District of Columbia at least one year after the securing of the license. The board, in its discretion, may enter into written reciprocal agreements pursuant to this section with other states which have equivalent laws and regulations.

4.**]** Nothing in sections 344.010 to 344.108, or the rules or regulations thereunder shall be construed to require an applicant for a license as a nursing home administrator, who is employed by an institution listed and certified by the Commission for Accreditation of Christian Science Nursing Organizations/Facilities, Inc., to administer institutions certified by such commission for the care and treatment of the sick in accordance with the creed or tenets of a recognized church or religious denomination, to demonstrate proficiency in any techniques or to meet any educational qualifications or standards not in accord with the remedial care and treatment provided in such institutions. The applicant's license shall be endorsed to confine the applicant's practice to such institutions.

[5.**]** **4.** The board may issue a temporary emergency license for a period not to exceed ninety days to a person twenty-one years of age or over, of good moral character and a high school graduate or equivalent to serve as an acting nursing home administrator, provided such person is replacing a licensed nursing home administrator who has died, has been removed or has vacated the nursing home administrator's position. No temporary emergency license may be issued to a person who has had a nursing home administrator's license denied, suspended or revoked. A temporary emergency license may be renewed for one additional ninety-day period upon a showing that the person seeking the renewal of a temporary emergency license meets the qualifications for licensure and has filed an application for a regular license, accompanied by the application fee, and the applicant has taken the examination or examinations but the results have not been received by the board. No temporary emergency license may be renewed more than one time.

345.050. 1. To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's good moral and ethical character, current competence and shall:

(1) Hold a master's or a doctoral degree from a program accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence

of the completion of course work and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board; and

(3) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

2. To be eligible for licensure by the board without examination, each applicant shall make application on forms prescribed by the board, submit the application fee and shall be of good moral and ethical character, submit an activity statement and meet one of the following requirements:

(1) The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another **[**jurisdiction**]** **country** and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a **[**jurisdiction**]** **country** whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or

(2) Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought.

346.055. 1. An applicant may obtain a license provided the applicant:

(1) Is at least eighteen years of age; and

(2) Is of good moral character; and

(3) Successfully passes a qualifying examination as described under sections 346.010 to 346.250; and

(4) (a) Holds an associate's degree or higher, from a state or regionally accredited institution of higher education, in hearing instrument sciences; or

(b) Holds an associate's level degree or higher, from a state or regionally accredited institution of higher education and submits proof of completion of the International Hearing Society's Distance Learning for Professionals in Hearing Health Sciences Course; or

(c) Holds a master's or doctoral degree in audiology from a state or regionally accredited institution; or

(d) Holds a current, unsuspended, unrevoked license from another **[**jurisdiction**]** **country** if the standards for licensing in such **[**other jurisdiction**]** **country**, as determined by the board, are substantially equivalent to or exceed those required in paragraph (a) or (b) of this subdivision; or

(e) Holds a current, unsuspended, unrevoked license from another **[**jurisdiction**]** **country**, has been actively practicing as a licensed hearing aid fitter or dispenser in another **[**jurisdiction**]** **country** for no less than forty-eight of the last seventy-two months, and submits proof of completion of advance certification from either the International Hearing Society or the National Board for Certification in Hearing Instrument Sciences.

2. The provisions of subsection 1 of this section shall not apply to any person holding a valid Missouri hearing instrument specialist license under this chapter when applying for the renewal of that license. These provisions shall apply to any person holding a hearing instrument specialist-in-training permit at the time of their application for licensure or renewal of said permit.

3. (1) The board shall promulgate reasonable standards and rules for the evaluation of applicants for purposes of determining the course of instruction and training required of each applicant for a hearing instrument specialist license under the requirement of subdivision (4) of subsection 1 of this section.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

374.785. **[**1. The director shall issue a license for a period of two years to any surety recovery agent who is licensed in another jurisdiction and who:

(1) Has no violations, suspensions, or revocations of a license to engage in fugitive recovery in any jurisdiction; and

(2) Is licensed in a jurisdiction whose requirements are substantially equal to or greater than the requirements for a surety recovery agent license in Missouri at the time the applicant applies for a license.

2. Any surety recovery agent who is licensed in another state shall also be subject to the same training requirements as in-state surety recovery agents prescribe to under section 374.784.

3.**]** For the purpose of surrender of the defendant, a surety recovery agent may apprehend the defendant anywhere within the state of Missouri before or after the forfeiture of the undertaking without personal liability for false imprisonment or may empower any surety recovery agent to make apprehension by providing written authority endorsed on a certified copy of the undertaking and paying the lawful fees.

[4. Every applicant for a license pursuant to this section, upon making application and showing the necessary qualifications as provided in this section, shall be required to pay the same fee as required of resident applicants. Within the limits provided in this section, the director may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed surety recovery agents from Missouri in other states.**]**

643.228. 1. Required training courses for certification under section 643.225 shall first be accredited by the state. To be accredited, training programs shall meet the training certification and recertification requirements for each specialty area outlined in the United States EPA's model accreditation plan, 40 CFR Part 763, including passage of a course examination for these courses, and the certification requirements for air sampling professionals outlined in section 643.225. Such accreditation shall be obtained biennially. A representative of the department or the department of health and senior services shall be permitted to attend, monitor and evaluate any training program without charge to the state. Such evaluations may be conducted without prior notice. Refusal to allow such an evaluation is sufficient grounds for loss of certificate of accreditation.

2. An accreditation fee of one thousand dollars per course category shall be paid prior to issuance or renewal of a certificate of accreditation, however, no individual, group, agency or organization shall pay more than three thousand dollars for all course categories for which accreditation is requested at the same time.

[3. The director may engage in reciprocity agreements with other states that have established accreditation criteria for certification training programs that meet or exceed Missouri's accreditation criteria.**]**

701.312. 1. The director of the department of health and senior services shall develop a program to license lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers, project designers and lead abatement contractors. The director shall promulgate rules and regulations including, but not limited to:

(1) The power to issue, restrict, suspend, revoke, deny and reissue licenses;

(2) The power to issue notices of violation, written notices and letters of warning;

(3) **[**The ability to enter into reciprocity agreements with other states that have similar licensing provisions;

(4)**]** Fees for any such licenses;

[(5)**] (4)** Training, education and experience requirements; and

[(6)**] (5)** The implementation of work practice standards, reporting requirements and licensing standards.

2. The director shall require, as a condition of licensure, lead abatement contractors to purchase and maintain liability and errors and omissions insurance. The director shall require a licensee or an applicant for licensure to provide evidence of their ability to indemnify any person that may suffer damage from lead-based paint activities of which the licensee or applicant may be liable.

701.314. The director of the department of health and senior services shall develop a program to accredit training providers to train lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers and project designers. The director shall promulgate rules and regulations including, but not limited to:

(1) The power to grant, restrict, suspend, revoke, deny or renew accreditation;

(2) The power to issue notices of violation, written notices and letters of warning;

(3) **[**The ability to enter into reciprocity agreements with other states that have similar accreditation provisions;

(4)**]** Fees for any such accreditation;

[(5)**] (4)** The curriculum for training;

[(6)**] (5)** The development of standards for accreditation; and

[(7)**] (6)** Procedures for monitoring, training, record keeping and reporting requirements for training providers.

[339.521. An applicant who is certified or licensed under the laws of another state may obtain certification as a state certified real estate appraiser or licensure as a state licensed real estate appraiser in this state upon such terms and conditions as may be determined by the board, provided that such terms and conditions shall comply with the minimum criteria for certification or licensure issued by the appraiser qualifications board of the appraisal foundation.**]**

[374.735. 1. The department may, in its discretion, grant a license without requiring an examination to a bail bond agent who has been licensed in another state immediately preceding his or her applying to the department, if the department is satisfied by proof adduced by the applicant that:

(1) The qualifications of the other state are at least equivalent to the requirements for initial licensure as a bail bond agent in this state pursuant to the provisions of sections 374.695 to 374.775, provided that the other state licenses Missouri residents in the same manner; and

(2) The applicant has no suspensions or revocations of a license to engage in the bail bond or fugitive recovery business in any jurisdiction.

2. Every applicant for a license pursuant to this section, upon showing the necessary qualifications as provided in this section, shall be required to pay the same fee as the fee required to be paid by resident applicants.

3. Within the limits provided in this section, the department may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed bail bond agents from Missouri in other states.

4. All applicants applying for licenses in this state after the enactment of said act shall complete the education requirement as stated in section 374.710. If the bail bond agent or general bail bond agent has been licensed in another state and has a license in Missouri at the time said act becomes law, said individual shall not be required to complete the twenty-four hours of initial basic training.**]**

[700.662. 1. The commission may waive the training and examination requirements of subsection 1 of section 700.659 and grant an installer license to an applicant who pays the applicable fee and demonstrates to the commission's satisfaction that his or her current license, registration, or certification requirements as an installer in another state, the District of Columbia, or territories of the United States substantially meets or exceeds the requirements in sections 700.650 to 700.680.

2. The commission may negotiate reciprocal agreements that allow licensed installers in Missouri to become licensed in other states, the District of Columbia, or territories of the United States.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 1879**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 2116** and has taken up and passed **SCS** for **HCS** for **HB 2116**.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1952, regarding Earl Pennington, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 1953, regarding Calvin Williams, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 1954, regarding John Holland, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 1955, regarding Rawland Thompson, Ellsinore, which was adopted.

Senator Libla offered Senate Resolution No. 1956, regarding James Geohagen, Kennett, which was adopted.

Senator Wasson offered Senate Resolution No. 1957, regarding Eagle Scout Cooper Alexander Terry, Nixa, which was adopted.

Senator Wasson offered Senate Resolution No. 1958, regarding Rosemary Reed, Springfield, which was adopted.

Senator Wasson offered Senate Resolution No. 1959, regarding G. Marie Day, Chadwick, which was adopted.

INTRODUCTION OF GUESTS

Senator Brown introduced to the Senate, third-grade students from Mark Twain Elementary School, Rolla.

Senator Libla introduced to the Senate, Alberta Cooper, Jody Webb, Xavier Jamerson, Tasha Abbott, John Agnew, Sabrina Stelzer, Asia Burden, Quameria Johnson, Ricquandra Murray and Darreon Johnson, Hayti High School.

Senator Chappelle-Nadal introduced to the Senate, Justin McPherson, University of Central Missouri; Sierra Baxter, University of Missouri; and Tori Jones, Siki McCowan and Malik Henry, Lincoln University.

Senator Crawford introduced to the Senate, her husband, John, Buffalo; Don Ball, Lebanon; and pastors from around the state.

Senator Koenig introduced to the Senate, the Physician of the Day, Dr. Chris Swingle, St. Louis.

Senator Brown introduced to the Senate, his wife, Kathy, his daughter, Danette, and Megan and Ross Zika, Rolla.

Senator Riddle introduced to the Senate, Tim Asbridge, Lincoln County; and Nick Roberts, Callaway County.

Senator Kehoe introduced to the Senate, Mrs. Yoder, Grey Gresham, and fourth-grade students from River Oak Christian School.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-THIRD DAY–WEDNESDAY, MAY 2, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCB 11-Neely
HCB 16-Houghton
HCB 14-Reiboldt
HB 2179-Richardson
HB 2538-Pietzman
HB 2499-Hansen
HB 2438-Remole
HCS for HB 2407
HCS for HB 1739
HCS for HB 1554

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1428-Muntzel (Munzlinger)
2. HCS for HB 2034, with SCS (Munzlinger)
3. HCS for HB 1796 (Rowden)
4. HB 2122-Engler, with SCS (Schatz)
5. HCS for HB 1443, with SCS (Sater)
6. HCS for HB 1645 (Rowden)
7. HB 1953-Neely (Onder)
8. HB 1409-Fitzpatrick (Kehoe) (In Fiscal Oversight)
9. HB 1797-Fitzwater, with SCS (Riddle)
10. HB 2026-Wilson, with SCS (Rowden)
11. HB 2101-Beard (Hoskins)
12. HB 1267-Lichtenegger (Munzlinger) (In Fiscal Oversight)
13. HB 1415-Lauer (Wasson)
14. HB 1968-Grier (Schatz)
15. HB 2330-Beck (Sifton)
16. HB 1887-Bahr (Onder)

17. HB 1247-Pike (Onder)
18. HB 1831-Ruth (Wieland)
19. HCS for HB 1635, with SCS (Wallingford)
20. HCS for HB 2171 (Sater)
    (In Fiscal Oversight)
21. HCS for HB 1364, with SCS (Munzlinger)
    (In Fiscal Oversight)
22. HB 1646-Eggleston (Hegeman)
23. HB 1809-Tate (Schatz)
24. HB 1252-Plocher (Riddle)
25. HCS for HB 1251, with SCS (Crawford)
26. HCS#2 for HB 1503, with SCS (Hoskins)
    (In Fiscal Oversight)
27. HCS for HB 1614 (Hegeman)
28. HCS for HB 1264 (Hegeman)
29. HCS for HB 1611 (Riddle)
30. HCS for HB 2119 (Rowden)
31. HCS for HB 2079, with SCS (Crawford)
32. HCS for HB 1710, with SCS (Eigel)
    (In Fiscal Oversight)
33. HB 1484-Brown (57) (Romine)
34. HJR 59-Brown (57) (Romine)
    (In Fiscal Oversight)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)

SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
SS for SCS for HB 1355-Phillips (Schatz) (In Fiscal Oversight)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
SS for HCS for HB 1606 (Romine) (In Fiscal Oversight)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HB 1691-Miller, with SCS (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HB 1880-Trent, with SCS & SS for SCS (pending) (Cunningham)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 660-Riddle, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SB 840-Rowden, with HA 1 & HA 2
SS for SB 870-Hegeman, with HCS, as amended
SCS for SB 917-Crawford, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine) (House adopted CCR and passed CCS)
SS for HB 1858-Christofanelli (Eigel)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

Requests to Recede or Grant Conference

SS for SB 608-Hoskins, with HCS
(Senate requests House recede or grant conference)

SS for SCS for SB 826-Sater, with HCS, as amended
(Senate requests House recede or grant conference)

HCS for HB 1879, with SS for SCS, as amended (Cunningham)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-THIRD DAY—WEDNESDAY, MAY 2, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"All the paths of the Lord are steadfast love and faithfulness, for those who keep his covenant and his decrees." (Psalm 25:10)

Almighty God, we continue to learn that You love us so that we might love and care for others with the love we experience from You. We have seen that the word "Unloved" is the most tragic of words in our society and brings much pain. We seem to learn more each day that love has a power to heal and cure those who especially have not known such a love in their life. So we pray we might be faithful in expressing love to those who need it most. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Libla offered Senate Resolution No. 1960, regarding the Sixty-fifth Wedding Anniversary of Fred C. and Barbara J. Dirickson, Puxico, which was adopted.

Senator Kehoe offered Senate Resolution No. 1961, regarding Corrections Officer II Randy Witt, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1962, regarding Corrections Officer I Justin Mathis, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1963, regarding Corrections Officer I Gregory Kreutzer, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 1964, regarding Corrections Officer I Joshua R. Harkins, Tipton, which was adopted.

Senator Kehoe offered Senate Resolution No. 1965, regarding Corrections Officer II Earl Roach, Versailles, which was adopted.

Senator Schaaf offered Senate Resolution No. 1966, regarding the Thirtieth Anniversary of the Platte County Economic Development Council, which was adopted.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCB 11—Seniors, Families and Children.

HCB 16—Agriculture, Food Production and Outdoor Resources.

HCB 14—Transportation, Infrastructure and Public Safety.

HB 2179—Government Reform.

President Pro Tem Richard assumed the Chair.

CONCURRENT RESOLUTIONS

Senator Eigel moved that **SCR 37** be taken up for adoption, which motion prevailed.

Senator Eigel offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 37, as it appears on Page 173 of the Senate Journal for Monday, January 22, 2018, Line 8, by inserting after the word "Blunt," the following: "United States Senator Claire McCaskill,".

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Eigel, **SCR 37**, as amended, was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon

Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senator Walsh—1

Absent with leave—Senator Nasheed—1

Vacancies—1

HOUSE BILLS ON THIRD READING

HB 1428, introduced by Representative Muntzel, entitled:

An Act to repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in county elected offices.

Was taken up by Senator Munzlinger.

Senator Munzlinger offered **SS** for **HB 1428**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1428

An Act to repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in elected offices.

Senator Munzlinger moved that **SS** for **HB 1428** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1428, Page 1, Section A, Line 3 of said page, by inserting after all of said line the following:

"**26.235. Whenever a vacancy exists in the office of lieutenant governor, the governor shall immediately appoint, with the advice and consent of the senate, a person to fill such vacancy for the remainder of the term in which the vacancy occurred, who shall continue in office until a successor shall have been duly elected and qualified pursuant to article IV of the Missouri constitution.**"; and

Further amend said bill, page 2, section 105.030, line 11 of said page, by striking "lieutenant governor,"; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

Senator Sifton offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1428, Page 1, Section A, Line 3, by inserting after all of said line the following:

"**26.018. 1. In case of death, resignation, removal from office, conviction after impeachment, or vacancy from any cause in the office of lieutenant governor at any time prior to one hundred twenty days before the general election after the lieutenant governor's term begins, the governor shall, within thirty days, issue a writ of election to fill the vacancy for the remainder of the term in which such vacancy occurred and until the successor is elected, commissioned, and qualified. Such special election shall be held at the next general election.**

2. The candidates for the special election shall be nominated at a special primary election to be held on a Tuesday at least forty-nine days prior to the date of the special election. Filing for the office shall be as provided for in sections 115.306 to 115.359, provided that section 115.349 to the contrary notwithstanding, the secretary of state shall accept filing for the primary special election until forty-nine days prior to primary election. If at the end of forty-nine days there is only one candidate there shall be no primary election.

3. In the case of impeachment, the office shall remain vacant until such impeachment is determined. If acquitted, the lieutenant governor shall be reinstated in office. If any vacancy from any cause occurs in the office of lieutenant governor after one hundred twenty days before the first general election after the lieutenant governor's term begins, the office shall remain vacant for the remainder of the term in which such vacancy occurred and until a successor is elected, commissioned, and qualified."; and

Further amend said bill, page 3, section 105.030, line 27, by inserting after all of said line the following:

"115.125. 1. Not later than 5:00 p.m. on the tenth Tuesday prior to any election, except a special election to decide an election contest, tie vote or an election to elect seven members to serve on a school board of a district pursuant to section 162.241, or a delay in notification pursuant to subsection 2 of this section, or pursuant to the provisions of section 115.399, the officer or agency calling the election shall notify the election authorities responsible for conducting the election. The notice shall be in writing, shall specify the name of the officer or agency calling the election and shall include a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127. The notice and any other information required by this section may, with the prior notification to the election authority receiving the notice, be accepted by facsimile transmission prior to 5:00 p.m. on the tenth Tuesday prior to the election, provided that the original copy of the notice and a certified copy of the legal notice to be published shall be received in the office of the election authority within three business days from the date of the facsimile transmission. In lieu of a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127, each notice of a special election to fill a vacancy shall include the name of the office to be filled, the date of the **primary election for the special election, if applicable, the date of the special** election**,** and the date by which candidates must be selected or filed for the office. Not later than the fourth Tuesday prior to any special election to fill a vacancy called by a political subdivision or special district, **or any special election called pursuant to section 26.018 or any preceding primary election for such special election,** the officer or agency calling the election shall certify a sample ballot to the election authorities responsible for

conducting the election.

2. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the political subdivision or special district calling for the election agrees to pay any printing or reprinting costs, a political subdivision or special district may, at any time after certification required in subsection 1 of this section, but no later than 5:00 p.m. on the sixth Tuesday before the election, be permitted to make late notification to the election authority pursuant to court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the political subdivision or special district to the circuit court of the area of such subdivision or district. No court shall have the authority to order an individual or issue be placed on the ballot less than six weeks before the date of the election, except as provided in sections 115.361 and 115.379.

115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a special election to fill a vacancy submitted pursuant to section 115.125, the election authority shall cause legal notice of the special election **and, if applicable, the primary election for a special election** to be published in a newspaper of general circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the election, the date and time of the **special** election **and, if applicable, the primary election for such special election**, the name of the office to be filled and the date by which candidates must be selected or filed for the office. Within one week prior to each **primary election for a special election and each** special election to fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to be published in two newspapers of different political faith and general circulation in the jurisdiction. The legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot. If there is only one newspaper of general circulation in the jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite political faith, the notice shall be published in any two of the newspapers within one week prior to the election.

2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to be published. The notice shall be published in two newspapers of different political faith and qualified pursuant to chapter 493 which are published within the bounds of the area holding the election. If there is only one so qualified newspaper, then notice shall be published in only one newspaper. If there is no newspaper published within the bounds of the election area, then the notice shall be published in two qualified newspapers of different political faith serving the area. Notice shall be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to the election. Each such legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot; and, unless notice has been given as provided by section 115.129, the second publication of notice of the election shall include the location of polling places. The election authority may provide any additional notice of the election it deems desirable.

3. The election authority shall print the official ballot as the same appears on the sample ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed ballot shall be stricken or removed from the ballot except on death of a candidate or by court order.

4. In lieu of causing legal notice to be published in accordance with any of the provisions of this chapter, the election authority in jurisdictions which have less than seven hundred fifty registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may cause legal notice to be mailed

during the second week prior to the election, by first class mail, to each registered voter at the voter's voting address. All such legal notices shall include the date and time of the election, the location of the polling place, the name of the officer or agency calling the election and a sample ballot.

5. If the opening date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the opening filing date shall be 8:00 a.m., the sixteenth Tuesday prior to the election, except that for any home rule city with more than four hundred thousand inhabitants and located in more than one county and any political subdivision or special district located in such city, the opening filing date shall be 8:00 a.m., the fifteenth Tuesday prior to the election. If the closing date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the closing filing date shall be 5:00 p.m., the eleventh Tuesday prior to the election. The political subdivision or special district calling an election shall, before the sixteenth Tuesday, or the fifteenth Tuesday for any home rule city with more than four hundred thousand inhabitants and located in more than one county or any political subdivision or special district located in such city, prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one newspaper of general circulation in the political subdivision or special district.

6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs, a candidate who has filed for an office or who has been duly nominated for an office may, at any time after the certification required in section 115.125 but no later than 5:00 p.m. on the sixth Tuesday before the election, withdraw as a candidate pursuant to a court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the candidate to the circuit court of the area of such candidate's residence."; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above substitute amendment be adopted.

Senator Chappelle-Nadal requested a roll call vote be taken on the adoption of **SSA 1** for **SA 1**. She was joined in her request by Senators Eigel, Schupp, Sifton and Walsh.

At the request of Senator Munzlinger, **HB 1428,** with **SS**, **SA 1** and **SSA 1** for **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCB 23**, entitled:

An Act to repeal sections 49.060, 56.363, 59.800, 67.1360, 71.012, 71.015, 84.510, 88.770, 89.020, 92.820, 94.900, 94.902, 105.030, 105.470, 108.120, 137.010, 137.016, 137.017, 137.555, 137.556, 263.245, 304.060, 320.086, 321.246, 321.320, 527.130, and 640.648, RSMo, and section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof thirty-three new sections relating to political subdivisions, with penalty provisions and an emergency clause for certain sections.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SBs 894** and **921**, entitled:

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

With House Amendment Nos. 1, 2, 3 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section 161.261, Line 12, by inserting immediately after the word "**meet**" the following:

"**a majority of**"; and

Further amend said bill and section, Page 3, Line 71, by inserting immediately after said line the following:

"**167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:**

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement

among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

(12) An elementary school counselor, appointed by a statewide association of school counselors;

(13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents,

representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

(1) Gives students an opportunity to explore various career and educational opportunities by:

(a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;

(b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;

(c) Describing technical degrees offered by colleges;

(d) Explaining the courses and educational experiences offered at community colleges;

(e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;

(f) Advising students of any advanced placement courses that they may take at the school;

(g) Describing any opportunities at the school for dual enrollment;

(h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;

(i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;

(j) Describing the availability of virtual courses;

(k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;

(m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;

(n) Advising students of the resources offered by workforce or job centers;

(o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;

(p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;

(q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;

(r) Administering a basic math test to students so that they can assess their math skills;

(s) Administering a basic writing test to students so that they can assess their writing skills;

(t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and

(u) Explaining how to complete college applications and the Free Application for Federal Student Aid;

(2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;

(3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 5, Section 170.018, Line 84, by inserting immediately after said section and line the following:

"173.670. 1. There is hereby established within the department of higher education the "Missouri Science, Technology, Engineering and Mathematics Initiative". The department of higher education may award matching funds through this initiative to public institutions of higher education as part of the annual appropriations process.

2. The purpose of the initiative shall be to provide support to increase interest among elementary, secondary, and university students in fields of study related to science, technology, engineering, and mathematics and to increase the number of Missouri graduates in these fields at Missouri's public two- and four-year institutions of higher education.

3. **As used in this section, the following terms mean:**

(1) "Educational benefits", the funds provided by an employer to a qualified individual or to an accredited educational institution for a period of up to five years to pay any portion of the tuition or fees for a qualified individual pursuing an advanced certificate, associate's degree, bachelor's degree, master's degree, or doctorate degree in a field of study related to health care, science, engineering, mathematics, or information technology related programs;

(2) "Full-time position", an occupation lasting at least one year that consists of at least thirty hours of work per week;

(3) "Internship", a program lasting at least eight weeks that consists of at least fifteen hours of work per week;

(4) "State tax liability", any liability incurred by a taxpayer under the provisions of chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147, 148, or 153;

(5) "STEM field", a field involving science, technology, engineering, or mathematics.

4. There is hereby created a "Science, Technology, Engineering and Mathematics Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[4.**]** **5.** As part of the initiative, the department of higher education shall develop a process to award grants to Missouri public two- and four-year institutions of higher education and school districts that have entered into articulation agreements to offer information technology certification through technical course work leading to postsecondary academic credit through the program established in section 173.675.

[5.**]** **6.** The general assembly may appropriate funds to the science, technology, engineering**[**,**]** and mathematics fund to match institution funds to support the following programs**, as recommended by the department of higher education**:

(1) **[**Endowed teaching professor programs, which provide funds to support faculty who teach undergraduate courses in science, technology, engineering, or mathematics fields at public institutions of higher education;

(2)**]** Scholarship programs, which provide financial aid or loan forgiveness awards to Missouri students who study in the science, technology, engineering, or mathematics fields or who plan to enter the teaching field in Missouri with an emphasis on science, technology, engineering, and mathematics areas; **and**

[(3)**]** **(2)** Experiential youth programs **[**at public colleges or universities,**]** designed to provide Missouri middle school, junior high, and high school students with the opportunity to experience science, technology, engineering, and mathematics fields through camps or other educational offerings**[**;

(4) Career enhancement programs for current elementary and secondary teachers and professors at Missouri public and private colleges and universities in the science, technology, engineering, or

mathematics fields to improve the quality of teaching**]**.

7. Any taxpayer in the state of Missouri who provides educational benefits or selects a student majoring in a STEM field who is attending a two-year or four-year public or private Missouri college or university for an internship located in the state of Missouri, or who selects a student who recently graduated with a degree in a STEM field from any two-year or four-year public or private Missouri college or university for a full-time position in a STEM field located in the state of Missouri, may apply to have up to ten thousand dollars of the taxpayer's state tax liability transferred from the general revenue fund and placed in the science, technology, engineering and mathematics fund established in subsection 4 of this section, upon approval by the department of higher education and appropriation by the general assembly. The department of higher education shall establish a procedure for approving applications under this section. For purposes of this subsection, the taxpayer's state tax liability shall be paid before a transfer under this subsection occurs. The cumulative amount of taxes transferred to the science, technology, engineering and mathematics fund under this subsection shall not exceed an annual total of two-hundred thousand dollars from all participating taxpayers in tax year 2019, with such amount adjusted annually for inflation as determined by the Consumer Price Index for all Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index. In the event a donation is made to the fund from a third party, that donation shall not count towards such annual limit.

8. The department of higher education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 3, Section 161.261, Line 71, by inserting immediately after all of said section and line the following:

"162.1115. 1. Notwithstanding any provision of law to the contrary, no district shall be penalized for any reason under the Missouri school improvement program if students who graduate from the district complete career and technical education programs approved by the department of elementary and secondary education but are not placed in occupations directly related to their training within six months of graduating.

2. The department of elementary and secondary education shall revise its scoring guide under the Missouri school improvement program to provide additional points to districts that create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

(1) Enroll in a program of career and technical education while in high school;

(2) Participate and complete an internship or apprenticeship during their final year of high school; and

(3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

3. Each school district shall be authorized to create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

(1) Enroll in a program of career and technical education while in high school;

(2) Participate and complete an internship or apprenticeship during their final year of high school; and

(3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

4. **In complying with the provisions of subsection 3 of this section, each school district may rely on technical coursework and skills assessments developed for industry-recognized certificates and credentials.**

5. The department of elementary and secondary education shall permit student scores, that are from a nationally recognized examination that demonstrates achievement of workplace employability skills, to count towards credit for college and career readiness standards on the Missouri school improvement program or any subsequent school accreditation or improvement program.”; and

Further amend said bill, Page 5, Section 170.018, Line 84, by inserting immediately after all of said section and line the following:

“**170.028. 1. For purposes of this section, the following terms mean:**

(1) “Council”, the career and technical education advisory council established under section 178.550;

(2) “Industry certification”, a full certification from a recognized industry, trade, or professional association validating essential skills of a particular occupation, which may include, but shall not be limited to:

(a) Any certification related to a high-demand occupation as described by the Missouri economic research and information center (MERIC); and

(b) Perkins Technical Skills Assessment;

(3) “Occupational competency assessment”, a national standardized assessment of skills and knowledge in a specific career or technical area, which may include, but shall not be limited to, assessments offered by the National Occupational Competency Testing Institute (NOCTI).

2. The council shall annually review, update, approve, and recommend a list of industry certifications, state-issued professional licenses, and occupational competency assessments.

3. A school district may use the list described under subsection 2 of this section as a resource in establishing programs of study that meet their regional workforce needs under section 170.029.

4. The department of elementary and secondary education shall identify any provider of a course

that:

(1) Includes a Perkins Technical Skills Assessment that leads to an industry-recognized credential that meets requirements related to college and career readiness under the Missouri school improvement program; and

(2) Is recommended for college credit by a nationally recognized body that provides course equivalency information to facilitate decisions on the awarding of course credit.

5. (1) At least annually, the department of elementary and secondary education shall provide the council with a list of all course providers identified under subsection 4 of this section. The council may recommend to the department of elementary and secondary education that agreements described under subdivision (2) of this subsection be entered into with one or more course providers identified in the list.

(2) The department of elementary and secondary education may enter into an agreement with a course provider recommended by the council that governs the conditions under which school districts and local educational agencies contract with the course provider.

(3) Any school district or local educational agency may contract with the course provider to design or deliver career and technical education programs described under section 170.029.

178.550. 1. This section shall be known and may be cited as the "Career and Technical Education Student Protection Act". There is hereby established the "Career and Technical Education Advisory Council" within the department of elementary and secondary education.

2. The advisory council shall be composed of **[**fifteen**]** **sixteen** members who shall be Missouri residents. **The director of the department of economic development, or his or her designee, shall be a member.** The commissioner of education shall appoint the following members:

(1) A director or administrator of a career and technical education center;

(2) An individual from the business community with a background in commerce;

(3) A representative from State Technical College of Missouri;

(4) Three current or retired career and technical education teachers who also serve or served as an advisor to any of the nationally recognized career and technical education student organizations of:

(a) DECA;

(b) Future Business Leaders of America (FBLA);

(c) FFA;

(d) Family, Career and Community Leaders of America (FCCLA);

(e) Health Occupations Students of America (HOSA);

(f) SkillsUSA; or

(g) Technology Student Association (TSA);

(5) A representative from a business organization, association of businesses, or a business coalition;

(6) A representative from a Missouri community college;

(7) A representative from Southeast Missouri State University or the University of Central Missouri;

(8) An individual participating in an apprenticeship recognized by the department of labor and industrial relations or approved by the United States Department of Labor's Office of Apprenticeship;

(9) A school administrator or school superintendent of a school that offers career and technical education.

3. Members **appointed by the commissioner of education** shall serve a term of five years except for the initial appointments, which shall be for the following lengths:

(1) One member shall be appointed for a term of one year;

(2) Two members shall be appointed for a term of two years;

(3) Two members shall be appointed for a term of three years;

(4) Three members shall be appointed for a term of four years;

(5) Three members shall be appointed for a term of five years.

4. Four members shall be from the general assembly. The president pro tempore of the senate shall appoint two members of the senate of whom not more than one shall be of the same party. The speaker of the house of representatives shall appoint two members of the house of representatives of whom not more than one shall be of the same party. The legislative members shall serve on the advisory council until such time as they resign, are no longer members of the general assembly, or are replaced by new appointments.

5. The advisory council shall have three nonvoting ex officio members:

(1) A director of guidance and counseling services at the department of elementary and secondary education, or a similar position if such position ceases to exist;

(2) The director of the division of workforce development; and

(3) A member of the coordinating board for higher education, as selected by the coordinating board.

6. The assistant commissioner for the office of college and career readiness of the department of elementary and secondary education shall provide staff assistance to the advisory council.

7. The advisory council shall meet at least four times annually. The advisory council may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The advisory council shall elect from among its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the advisory council shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the advisory council.

8. Any business to come before the advisory council shall be available on the advisory council's internet website at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available on the advisory council's internet website within forty-eight hours

following the conclusion of every meeting. Any materials prepared for the members shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available on the advisory council's internet website at least five business days in advance of the meeting.

9. The advisory council shall make an annual written report to the state board of education and the commissioner of education regarding the development, implementation, and administration of the state budget for career and technical education.

10. The advisory council shall annually submit written recommendations to the state board of education and the commissioner of education regarding the oversight and procedures for the handling of funds for student career and technical education organizations.

11. The advisory council shall:

(1) Develop a comprehensive statewide short- and long-range strategic plan for career and technical education;

(2) Identify service gaps and provide advice on methods to close such gaps as they relate to youth and adult employees, workforce development, and employers on training needs;

(3) Confer with public and private entities for the purpose of promoting and improving career and technical education;

(4) Identify legislative recommendations to improve career and technical education;

(5) Promote coordination of existing career and technical education programs;

(6) Adopt, alter, or repeal by its own bylaws, rules and regulations governing the manner in which its business may be transacted.

12. For purposes of this section, the department of elementary and secondary education shall provide such documentation and information as to allow the advisory council to be effective.

13. For purposes of this section, "advisory council" shall mean the career and technical education advisory council."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall **[**continue to**]** handle the funds from the **career and technical student** organizations **[**in the same manner as it did during school year 2011-12**]**, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 892**.

With House Amendment Nos. 1, 2, 3, 4 and 5.

HOUSE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 892, Page 1, In the Title, Line 4, by deleting the words "system for prosecuting and circuit attorneys" and inserting in lieu thereof the word "systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the

transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined **[**by the actuary for the retirement system in the manner**]** **as** provided in **[**subsection**]** **subsections** 4 **and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial

equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to

subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent **[**after**]** **before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, **[**after**]** **before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under **[**subsection**]** **subsections** 4**, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such

period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year **[**by the actuary for the retirement system in the manner**] as** provided in **[**subsection**] subsections** 4**, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid

from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer

contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid by the employers and the level rate of contributions to be deducted from the compensation of members for any calender year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required

contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. **1.** Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"**70.227. 1. For purposes of this section, the following terms mean:**

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local

government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"**278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.**

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"169.560. **1.** Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity **[**in a district**]** **for an employer** included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the **[**district's**]** **employer's** salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the **[**school

district**]** **employer** does not utilize a salary schedule, or if the position in question is not subject to the **[**district's**]** **employer's** salary schedule, a retiree employed in accordance with the provisions of this **[**section**]** **subsection** may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position **[**in the school district**]** **by the employer** that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such **[**a district**]** **an employer** in excess of the limitations set forth in this **[**section**]** **subsection**, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this **[**section**]** **subsection** shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work **[**in a district**]** **for an employer** included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the **[**district**]** **employer**, the third-party employer, the independent contractor, and the retiree subject to this **[**section**]** **subsection** to provide documentation showing compliance with this **[**section**]** **subsection**. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this **[**section**]** **subsection**.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn up to sixty percent of the minimum teacher's salary as set forth in section 163.172, without a discontinuance of the person's retirement allowance. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

RESOLUTIONS

Senator Munzlinger offered Senate Resolution No. 1967, regarding Heartland Community Church, Bethel, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1968, regarding the One Hundredth Birthday of Burrell Smith, Monticello, which was adopted.

Senator Koenig offered Senate Resolution No. 1969, regarding the death of Chief Warrant Officer 3 Ryan M. Connolly, which was adopted.

Senator Nasheed offered Senate Resolution No. 1970, regarding Lois Yatzeck, St. Louis, which was adopted.

Senator Nasheed offered Senate Resolution No. 1971, regarding Delores Smith, St. Louis, which was adopted.

Senator Nasheed offered Senate Resolution No. 1972, regarding Amber Cole, St. Louis, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 3:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Brown, Chairman of the Committee on Appropriations, Senator Kehoe submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HB 2015**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2017**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2018**, begs leave to report that it has considered the same and recommends that the bill do pass.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Reid K. Forrester, Republican, 205 Rose Park, Jefferson City, Cole County, Missouri 63901, as a member of the Labor and Industrial Relations Commission, for a term ending June 27, 2022, and until his successor is duly appointed and qualified; vice, James Avery Jr., term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michael B. Frazier, 596 North Buffalo Street, Marshfield, Webster County, Missouri 65706, as a member of the Missouri Developmental Disabilities Council, for a term ending June 30, 2020, and until his successor is duly appointed and qualified; vice, Vicki McCarrell, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Matthew Hearne, Republican, 1 Price Court, Saint Louis, Saint Louis County, Missouri 63132, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2022, and until his successor is duly appointed and qualified; vice, David C. Zimmerman, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sherry Jones, Republican, 20841 LIV 431, Dawn, Livingston County, Missouri 64638, as a member of the State Fair Commission, for a term ending December 29, 2021, and until her successor is duly appointed and qualified; vice, Lowell F. Mohler, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Crissy L. Mayberry, 13026 State Highway 72, Millersville, Cape Girardeau County, Missouri 63766, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Dean Aye, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Melanie McDole, 320 West Southside Boulevard, Independence, Jackson County, Missouri 64055, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Janet E. Richardson, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jeffrey Miyake, Republican, 679 Cherry Ridge Boulevard, Springfield, Greene County, Missouri 65809, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2021, and until his successor is duly appointed and qualified; vice, Jenifer Placzek, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Patricia N. Thomas, Republican, 3444 Hobbs Lane, Jefferson City, Cole County, Missouri 65109, as a member of the State Fair Commission, for a term ending December 29, 2018, and until her successor is duly appointed and qualified; vice, Sherry Jones, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

May 2, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

James R. Wilson, Independent, 36981 State Highway AA, Anabel, Macon County, Missouri 63431, as a member of the State Fair Commission, for a term ending December 29, 2020, and until his successor is duly appointed and qualified; vice, Willis Jackson Magruder, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

HOUSE BILLS ON THIRD READING

HB 1691, introduced by Representative Miller, with **SCS**, entitled:

An Act to repeal sections 386.510 and 386.515, RSMo, and to enact in lieu thereof two new sections relating to the public service commission.

Was taken up by Senator Emery.

SCS for **HB 1691**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1691

An Act to repeal sections 386.135, 386.510, and 386.515, RSMo, and to enact in lieu thereof three new sections relating to the public service commission.

Was taken up.

Senator Emery moved that **SCS** for **HB 1691** be adopted.

Senator Emery offered **SS** for **SCS** for **HB 1691**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1691

An Act to repeal sections 386.135, 386.390, 386.510, 386.515, and 393.1012, RSMo, and to enact in lieu thereof sixteen new sections relating to the public service commission.

Senator Emery moved that **SS** for **SCS** for **HB 1691** be adopted.

At the request of Senator Emery, **HB 1691**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

HCS for **HB 2034**, with **SCS**, entitled:

An Act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof fifteen new sections relating to industrial hemp, with penalty provisions.

Was taken up by Senator Munzlinger.

SCS for **HCS** for **HB 2034**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2034

An Act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

Was taken up.

Senator Munzlinger moved that **SCS** for **HCS** for **HB 2034** be adopted.

Senator Hegeman assumed the Chair.

Senator Munzlinger offered **SS** for **SCS** for **HCS** for **HB 2034**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2034

An Act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

Senator Munzlinger moved that **SS** for **SCS** for **HCS** for **HB 2034** be adopted.

Senator Munzlinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034, Page 10, Section 195.010, Line 8 of said page, by inserting immediately after said line the following:

"**(20) "Illegal industrial hemp":**

(a) All nonseed parts and varieties of the Cannabis sativa L. plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) "Illegal industrial hemp" shall be destroyed in the most effective manner possible, and such destruction shall be verified by the Missouri state highway patrol;"; and

Further amend said bill and section, page 11, lines 22-28 of said page, by striking all of said lines; and

Further amend said bill and section, page 12, line 1 of said page, by striking all of said line; and further amend said section by renumbering the subdivisions accordingly; and

Further amend said bill and section, page 12, line 3 of said page, by inserting at the end of said line the following: "**L.**"; and

Further amend said bill, page 57, section 195.764, line 6 of said page, by striking "195.746" and inserting in lieu thereof the following: "**195.740**".

Senator Munzlinger moved that the above amendment be adopted, which motion prevailed.

President Parson assumed the Chair.

Senator Munzlinger moved that **SS** for **SCS** for **HCS** for **HB 2034**, as amended, be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **HCS** for **HB 2034**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson—29						

NAYS—Senators

Brown	Crawford	Wieland—3

Absent—Senator Onder—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 1796**, entitled:

An Act to amend chapters 143 and 443, RSMo, by adding thereto seven new sections relating to the first-time home buyer savings account act.

Was taken up by Senator Rowden.

Senator Rowden offered **SS** for **HCS** for **HB 1796**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1796

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, 135.630, and 135.647, RSMo, and to enact in lieu thereof fourteen new sections relating to the reduction of certain tax liabilities.

Senator Rowden moved that SS for **HCS** for **HB 1796** be adopted.

At the request of Senator Rowden, **HCS** for **HB 1796**, with **SS** (pending), was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Hegeman moved that the Senate refuse to concur in **HCS** for **SS** for **SB 870**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Cunningham moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HCS** for **HB 1879**, as amended, and grant the House a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SB 608**, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 826**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 707**, entitled:

An Act to repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, 301.570, and 307.350, RSMo, and to enact in lieu thereof thirteen new sections relating to vehicle sales.

With House Amendment Nos. 1 and 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided [in the vehicle inspection report] **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve

thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided [in the vehicle inspection report] **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund

shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. [Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.] The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words

"Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

[5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.]

301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish [proof of vehicle inspection and] proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions. No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075.

301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

5. [In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a

safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.

6.] On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[7.] **6.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[8.] **7.** [Except as provided in subsection 5 of this section,] A vehicle registered pursuant to this section is exempt from any statute of this state that requires [periodic vehicle inspections and from any statute of this state that requires] the use and inspection of emission controls.

[9.] **8.** A "custom vehicle" means any motor vehicle that:

(1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

[10.] **9.** The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

[11.] **10.** For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

[12.] **11.** In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and

(2) Will not be used for general daily transportation.

[13. In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.

14.] **12.** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate

issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[15.] **13.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[16.] **14.** [Except as provided in subsection 13 of this section,] A vehicle registered pursuant to this section is exempt from any statute of this state that requires [periodic vehicle inspections and from any statute of this state that requires] the use and inspection of emission controls.

[17.] **15.** For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

[18.] **16.** A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors.

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of [a motor vehicle safety inspection and] any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the

owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-

USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, [the safety inspection required in chapter 307 and] the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri [or as required by section 301.020], it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, [the safety inspection required in chapter 307 and] the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or

should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

(1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

(2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;

(3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and

(4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall inclue a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer [sixteen feet or more in length] which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer [sixteen feet or more in length] shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of [ten] **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the [ten] **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted."; and

Further amend said bill, Page 5, Section 301.213, Line 122, by inserting immediately after said section and line the following:

"301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a [written statement from a motor vehicle inspection station] **vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue,** that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for [inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed] **law enforcement agencies performing such inspections**. This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership [and vehicle inspection] of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other

evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision."; and

Further amend said bill, Page 26, Section 301.570, Line 28, by inserting immediately after said section and line the following:

"301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the [inspections required by section 307.350 and] **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 28, Section 307.350, Line 49, by inserting immediately after said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the [inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure] **certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection**.

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections [307.350] **307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection[, except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed]. No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

[(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.]

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections [307.350] **307.360** to 307.390 or the regulations issued pursuant to sections [307.350] **307.360** to 307.390 are not being complied with, or that the business of an official inspection station[, in connection with corrections, adjustments, repairs or inspection of vehicles] is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections [307.350] **307.360** to 307.390 or the regulations issued pursuant to sections [307.350] **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections [307.350] **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections [307.350] **307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose [and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control

devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing]. No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections [307.350] **307.360** to 307.390. [No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.]

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections [307.350] **307.360** to 307.390.

4. [If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.

5.] A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection [and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device]. Such fee shall be conspicuously posted on the premises of each such official inspection station. [No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.

6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar

of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.

7.] **5.** The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters [and any current unused inspection stickers, seals or other devices] to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. [Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.]

[8.] **6.** Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[9.] **7.** The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection [and approval, sticker, seal or other device].

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection[, sticker, seal or other device].

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval[, sticker, seal or other device] knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall[, in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,] include **a determination that the brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and,**

in addition, include an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

(1) All mirrors, including crossview, inside, and outside;

(2) The front and rear warning flashers;

(3) The stop signal arm;

(4) The crossing control arm on public school buses required to have them pursuant to section 304.050;

(5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;

(6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;

(7) The emergency doors and exits to determine them to be unlocked and easily opened as required;

(8) The lettering and signing on the front, side and rear of the bus;

(9) The service door;

(10) The step treads;

(11) The aisle mats or aisle runners;

(12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;

(13) The seats, including a determination that they are securely fastened to the floor;

(14) The emergency door buzzer;

(15) All hand hold grips;

(16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

(1) The driver seat belts;

(2) The heating and defrosting systems;

(3) The reflectors;

(4) The bus steps;

(5) The aisles;

(6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri

state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. [Notwithstanding the provisions of section 307.390 to the contrary,] A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections [307.350] **307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections [307.350] **307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to sections [307.350] **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;

(2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle [safety] inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle [safety] inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities [that do not conduct motor vehicle safety inspections] may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and [the] rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component[, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350].

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject

to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of [the safety and] emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by [sections 307.350 to 307.390 and] sections 643.300 to 643.355. The director of revenue may verify that a successful [safety and] emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture[, provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted];

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial [safety inspections] **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been

modified from original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. [No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.]

[307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:

(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;

(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop

and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]

[307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.]

[307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and

approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:

(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;

(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.

2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.

3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local commercial motor vehicle license is changed to a beyond-local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.]

[307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.

2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.

3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]

[307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.]

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390, 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 28, Section 307.350, Line 49, by inserting after all of said section and line the following:

"**Section 1. Notwithstanding any other provision of law to the contrary, any motorcycle license issued by the Missouri department of revenue shall expire on June 30 of each calendar year.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 826**, as amended: Senators Sater, Riddle, Onder, Schupp and Sifton.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SB 608**: Senators Hoskins, Munzlinger, Wieland, Sifton and Rizzo.

RESOLUTIONS

Senator Romine offered Senate Resolution No. 1973, regarding Centerville, Missouri, which was adopted.

Senator Nasheed offered Senate Resolution No. 1974, regarding Jacob Pizzitola, which was adopted.

Senator Romine offered Senate Resolution No. 1975, regarding Kathleen C. Eggemeyer, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 1976, regarding Andrew L. Graf, Perryville, which was adopted.

Senator Romine offered Senate Resolution No. 1977, regarding Mary M. Winslow, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 1978, regarding Ricky L. Bollinger, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 1979, regarding Rocky Boyer, Potosi, which was adopted.

Senator Romine offered Senate Resolution No. 1980, regarding Marty Avila, Bonne Terre, which was adopted.

Senator Romine offered Senate Resolution No. 1981, regarding Sonya Hyde, Potosi, which was adopted.

Senator Romine offered Senate Resolution No. 1982, regarding Randy Reese, Potosi, which was adopted.

Senator Romine offered Senate Resolution No. 1983, regarding George Gross, Mineral Point, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1984, regarding Seger M. Nelson, Kirksville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1985, regarding Nicholas A. Maag, Kirksville, which was adopted.

Senator Kehoe offered Senate Resolution No. 1986, regarding Robert Niebruegge, Owensville, which was adopted.

Senator Kehoe offered Senate Resolution No. 1987, regarding Bill Bassett, Lake Ozark, which was adopted.

Senator Kehoe offered Senate Resolution No. 1988, regarding Carolyn Koenigsfeld, Linn, which was adopted.

Senator Richard offered Senate Resolution No. 1989, regarding Eagle Scout Jonathan Lawson, Liberty, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 7:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

HOUSE BILLS ON THIRD READING

Senator Cunningham moved that **HB 1880**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1880** was again taken up.

Senator Schaaf was inquiring of Senator Schatz. Senator Cunningham sought recognition by the Chair to withdraw **SS** for **SCS** for **HB 1880**, which was granted.

At the request of Senator Cunningham, **SS** for **SCS** for **HB 1880** was withdrawn.

Senator Cunningham sought recognition by the Chair to offer **SS No. 2** for **SCS** for **HB 1880**, which was granted.

Senator Schaaf raised the point of order that Senator Cunningham had the right to seek the floor for the purpose of withdrawing **SS** for **SCS** for **HB 1880**, however, once that substitute had been withdrawn, he should retain the floor, therefore Senator Cunningham should not have been recognized to offer a new substitute.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Cunningham offered **SS No. 2** for **SCS** for **HB 1880**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1880

An Act to repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to broadband communications services provided by rural electric cooperatives.

Senator Cunningham moved that **SS No. 2** for **SCS** for **HB 1880** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880, Page 5, Section 394.080, Line 15, by striking the words "shall not" and inserting in lieu thereof the following: "**may**"; and further amend said line by striking the word ", however," and inserting in lieu thereof the following: "**and**".

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Cunningham moved that **SS No. 2** for **SCS** for **HB 1880**, as amended, be adopted, which motion prevailed.

On motion of Senator Cunningham, **SS No. 2** for **SCS** for **HB 1880**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Schatz moved that the Senate refuse to concur in **HCS** for **SS** for **SCS** for **SB 707**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Rowden assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SB 870**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 782**, entitled:

An Act to repeal sections 260.262, 260.380, 260.475, 319.129, 444.768, 444.772, 640.620, 644.054, and 644.057, RSMo, and to enact in lieu thereof twelve new sections relating to the department of natural resources.

With House Amendment Nos. 1, 2 and 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 15, Section 640.620, Line 8, by inserting immediately after all of said section and line the following:

"640.648. **1.** Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems**, including systems for potable water,** anytime and anywhere including land within city limits, unless prohibited by city ordinance, on their own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community.

2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 260.380, Line 109, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and 319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

(1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;

(2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;

(3) Acquisition of property as provided in section 260.420;

(4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;

(5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; **[**and**]**

(6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420**; and**

(7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080

relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980."; and

Further amend said bill, Page 7, Section 260.475, Line 71, by inserting after all of said section and line the following:

"**260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners.**

The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 2, Section 253.175, Line 13, by inserting after all of said section and line the following:

"260.242. **[**All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open-pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.**] 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.**

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased

by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 990**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following sentence:

"**The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 862**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 659**, entitled:

An Act to repeal section 640.620, RSMo, and to enact in lieu thereof three new sections relating to the department of natural resources.

With House Amendment Nos. 1, 2, 3, 4 and 5.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund. Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, [2020] **2025**, unless extended by action of the general assembly. After December 31, [2020] **2025**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, [2020] **2025**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection.

319.140. 1. There is established a task force of the general assembly to be known as the "Task Force on the Petroleum Storage Tank Insurance Fund". Such task force shall be composed of eight

members. Three members shall be from the house of representatives with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives. Three members shall be from the senate with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate. Two members shall be industry stakeholders with one appointed by the speaker of the house of representatives and one appointed by the president pro tempore of the senate. No more than two members from either the house of representatives or the senate shall be from the same political party. A majority of the task force shall constitute a quorum.

2. The task force shall conduct research and compile a report for delivery to the general assembly by December 31, 2018, on the following:

(1) The efficacy of the petroleum storage tank insurance fund and program;

(2) The sustainability of the petroleum storage tank insurance fund and program;

(3) The administration of the petroleum storage tank insurance fund and program;

(4) The availability of private insurance for above and below ground petroleum storage tanks, and the necessity of insurance subsidies created through the petroleum storage tank insurance program;

(5) Compliance with federal programs, regulations, and advisory reports; and

(6) The comparability of the petroleum storage tank insurance program to other states' programs and states without such programs.

3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it.

4. The task force shall be staffed by legislative staff as necessary to assist the task force in the performance of its duties.

5. The members of the task force shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

6. This section shall expire on December 31, 2018."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, **[**2018**]** **2023**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and 319.139 for the management of hazardous waste, responses

to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

(1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;

(2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;

(3) Acquisition of property as provided in section 260.420;

(4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;

(5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; **[**and**]**

(6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420**; and**

(7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.242. **[**All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open-pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.**] 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.**

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting immediately after all of said section and line the following:

"414.032. 1. All kerosene, diesel fuel, heating oil, aviation turbine fuel, gasoline, gasoline-alcohol blends and other motor fuels shall meet the requirements in the annual book of ASTM standards and supplements thereto. The director may promulgate rules and regulations on the labeling, standards for, and identity of motor fuels and heating oils.

2. The director may inspect gasoline, gasoline-alcohol blends or other motor fuels to insure that these fuels conform to advertised grade and octane. In no event shall the penalty for a first violation of this section exceed a written reprimand.

3. The director may waive specific requirements in this section and in regulations promulgated according to this section, or may establish temporary alternative requirements for fuels as determined to be necessary in the event of an extreme and unusual fuel supply circumstance as a result of a petroleum pipeline or petroleum refinery equipment failure, emergency, or a natural disaster as determined by the director for a specified period of time. If any action is taken by the director under this section, the director shall:

(1) Advise the U.S. Environmental Protection Agency of such action;

(2) Review the action after thirty days; and

(3) Notify industry stakeholders of such action.

4. Any waiver issued or action taken under subsection 3 of this section shall be as limited in scope and applicability as necessary, and shall apply equally and uniformly to all persons and companies in the impacted petroleum motor fuel supply and distribution system, including but not limited to petroleum producers, terminals, distributors, and retailers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SB 870**, as amended. Representatives: Alferman, Roden, Dogan, Barnes (28), Lavender.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SB 608**. Representatives: Rhoads, Cornejo, Houx, Franks Jr., Ellebracht.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 826**, as amended. Representatives: Ross, Hill, Neely, Arthur, Stevens (46).

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 1879**, as amended. Representatives: Fraker, Houx, Shaul (113), Nichols, Rowland (155).

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 1879**: Senators Cunningham, Wieland, Crawford, Sifton and Walsh.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SB 870**, as amended: Senators Hegeman, Sater, Riddle, Curls and Hummel.

INTRODUCTION OF GUESTS

Senator Chappelle-Nadal introduced to the Senate, Malik Henry, Los Angeles, California.

Senator Schupp introduced to the Senate, the Physician of the Day, Dr. Edmond B. Cabbabe, Bridgeton.

Senator Schupp introduced to the Senate, former State Representative Paul Quinn, Monroe County.

Senator Riddle introduced to the Senate, Tori Schafer, Columbia.

Senator Munzlinger introduced to the Senate, Melissa Cummins, and the current reigning Tom Sawyers and Becky Thatchers, Hannibal.

Senator Chappelle-Nadal introduced to the Senate, Joanna Levy Kyger, Fulton.

Senator Nasheed introduced to the Senate, Jacob Pizzitola, Columbia.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-FOURTH DAY–THURSDAY, MAY 3, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2538-Pietzman
HB 2499-Hansen
HB 2438-Remole
HCS for HB 2407
HCS for HB 1739
HCS for HB 1554
HCB 23-Dogan

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel

3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS

HOUSE BILLS ON THIRD READING

1. HB 2122-Engler, with SCS (Schatz)
2. HCS for HB 1443, with SCS (Sater)
3. HCS for HB 1645 (Rowden)
4. HB 1953-Neely (Onder)
5. HB 1409-Fitzpatrick (Kehoe) (In Fiscal Oversight)
6. HB 1797-Fitzwater, with SCS (Riddle)
7. HB 2026-Wilson, with SCS (Rowden)
8. HB 2101-Beard (Hoskins)
9. HB 1267-Lichtenegger (Munzlinger) (In Fiscal Oversight)
10. HB 1415-Lauer (Wasson)
11. HB 1968-Grier (Schatz)
12. HB 2330-Beck (Sifton)
13. HB 1887-Bahr (Onder)
14. HB 1247-Pike (Onder)
15. HB 1831-Ruth (Wieland)
16. HCS for HB 1635, with SCS (Wallingford)
17. HCS for HB 2171 (Sater) (In Fiscal Oversight)
18. HCS for HB 1364, with SCS (Munzlinger) (In Fiscal Oversight)
19. HB 1646-Eggleston (Hegeman)
20. HB 1809-Tate (Schatz)
21. HB 1252-Plocher (Riddle)
22. HCS for HB 1251, with SCS (Crawford)
23. HCS#2 for HB 1503, with SCS (Hoskins) (In Fiscal Oversight)
24. HCS for HB 1614 (Hegeman)
25. HCS for HB 1264 (Hegeman)
26. HCS for HB 1611 (Riddle)
27. HCS for HB 2119 (Rowden)
28. HCS for HB 2079, with SCS (Crawford)
29. HCS for HB 1710, with SCS (Eigel) (In Fiscal Oversight)
30. HB 1484-Brown (57) (Romine)
31. HJR 59-Brown (57) (Romine) (In Fiscal Oversight)
32. HB 2015-Fitzpatrick (Brown)
33. HCS for HB 2017 (Brown)
34. HCS for HB 2018 (Brown)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
SS for SCS for HB 1355-Phillips (Schatz) (In Fiscal Oversight)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
SS for HCS for HB 1606 (Romine) (In Fiscal Oversight)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)

HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1796, with SS (pending) (Rowden)
HCS for HB 1991, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 659-Hegeman, with HCS, as amended
SB 660-Riddle, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SS for SCS for SB 782-Cunningham, with HCS, as amended
SB 840-Rowden, with HA 1 & HA 2
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5
SS for SCS for SBs 894 & 921-Libla, with HCS, as amended
SCS for SB 917-Crawford, with HCS
SCS for SB 990-Hegeman, with HA 1

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
SS for SB 608-Hoskins, with HCS
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
HB 1291-Henderson, with SS for SCS, as amended (Romine)
(House adopted CCR and passed CCS)
HB 1858-Christofanelli, with SS (Eigel)
HCS for HB 1879, with SS for SCS, as amended (Cunningham)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

Requests to Recede or Grant Conference

SS for SCS for SB 707-Schatz, with HCS, as amended
(Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FOURTH DAY—THURSDAY, MAY 3, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"To pray is to anchor the finite in the will of God." (J.H. Oldham)

Gracious Lord, We began this morning in prayer and now call upon You to anchor our hearts and minds in You so we might keep our focus on the things that are truly necessary for us to complete this week. And help us be a blessing to others, especially those who work so diligently for us and know the tension and stress that we are going through. Help us O Lord to make this a blessed day for others. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Hegeman assumed the Chair.

President Parson assumed the Chair.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1990, regarding Madison Malugen, which was adopted.

Senator Schupp offered Senate Resolution No. 1991, regarding Municipal League of Metro Saint Louis, which was adopted.

Senator Wieland offered Senate Resolution No. 1992, regarding Danielle Prince, Pevely, which was adopted.

Senator Hoskins offered Senate Resolution No. 1993, regarding Cynthia "Cindy" McBee, Hamilton, which was adopted.

Senator Hoskins offered Senate Resolution No. 1994, regarding Bernice White, Carrollton, which was adopted.

Senator Hoskins offered Senate Resolution No. 1995, regarding Joyce Taylor, Fayette, which was adopted.

Senator Hoskins offered Senate Resolution No. 1996, regarding Melissa Gower, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 1997, regarding Reverend Mark McBee, Hamilton, which was adopted.

Senator Hoskins offered Senate Resolution No. 1998, regarding Lawrence Hinnen, Chula, which was adopted.

Senator Nasheed offered Senate Resolution No. 1999, regarding Jorge Ivan Soto, which was adopted.

Senator Wieland offered Senate Resolution No. 2000, regarding Metro Office Supply, Festus, which was adopted.

Senator Brown offered Senate Resolution No. 2001, regarding Reagan Page, which was adopted.

CONCURRENT RESOLUTIONS

Senator Sater offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 55

Whereas, nearly fifteen million Americans, including nearly six million children, suffer from food allergies, many of which are life-threatening; and

Whereas, eight foods, including shellfish, fish, milk, eggs, tree nuts, peanuts, soy, and wheat cause ninety percent of all food allergy reactions in the United States; and

Whereas, symptoms of a food allergy reaction can include hives, vomiting, respiratory distress, swelling of the throat, anaphylaxis, and death; and

Whereas, outreach and education have been shown to improve responses to allergic reactions; and

Whereas, public awareness of food allergies can enhance commitment to research the causes of food allergies and interventions for allergic reactions; and

Whereas, voluntary food allergy training and awareness in restaurants and food service industries is vital to spreading public awareness about food allergies and interventions:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Missouri Department of Health and Senior Services to encourage Missouri

restaurants and food service industries to participate in food allergy training programs to increase public awareness about food allergies and available interventions; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Missouri Department of Health and Senior Services.

REPORTS OF STANDING COMMITTEES

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Ronald D. Boyer, as a member of the Air Conservation Commission;

Also,

Adrienne D. Atzemis, Donna J. Erickson, Susan A. Fluegel and Joy A. Sweigart, as members of the Child Abuse and Neglect Review Board;

Also,

Todd Mayfield, as a member of the Missouri Planning Council for Developmental Disabilities;

Also,

Nick Myers and Phillip L. Slinkard, as members of the Missouri State Board of Accountancy;

Also,

Maynard "Bill" Jones, Democrat; and David C. Hertzog, Republican, as members of the Missouri Veterinary Medical Board;

Also,

Tina L. Klocke, Independent, as a member of the Southeast Missouri State University Board of Regents; and

Cheryl J. Cozette, Republican, as a member of the Truman State University Board of Governors.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HJR 59**; **HCS** for **HB 2171**; **HB 1267**; **HCS** for **HB 1710**, with **SCS**; **HCS No. 2** for **HB 1503**, with **SCS**; **HB 1409**; and **SS** for **SCS** for **HB 1355**, begs leave to report that it has considered the same and recommends that the joint resolution and bills do pass.

HOUSE BILLS ON THIRD READING

HB 2015, introduced by Representative Fitzpatrick, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

Was taken up by Senator Brown.

On motion of Senator Brown, **HB 2015** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Brown moved that the Senate refuse to concur in **HCS** for **SS** for **SCS** for **SB 775**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 644**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House

refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 707**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 705**.

Bill ordered enrolled.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
May 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Reid K. Forrester as a member of the Labor and Industrial Relations Commission to you on May 2, 2018. Lines 1 and 2 should be amended to read:

Reid K. Forrester, Republican, 205 Rose Park, Jefferson City, Cole County, Missouri
65109, as a member of the Labor and Industrial Relations Commission, for a term ending

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
May 3, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Melanie McDole as a member of the Missouri State Foster Care and Adoption Board submitted to you on May 2, 2018. Line 4 should be amended to read:

Katie L. Brown, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above addendums to the Committee on Gubernatorial Appointments.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

RESOLUTIONS

Senator Curls offered Senate Resolution No. 2002, regarding the death of Robert Milton "Bobby" Palmer, Kansas City, which was adopted.

Senator Nasheed offered Senate Resolution No. 2003, regarding Ralph Tidwell, St. Louis, which was adopted.

Senator Munzlinger offered Senate Resolution No. 2004, regarding Corrections Officer II Dan Wiley, Clarksville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 2005, regarding Functional Unit Manager Tim Wood, Frankford, which was adopted.

Senator Walsh offered Senate Resolution No. 2006, regarding St. Catherine Retirement Community, Florissant, which was adopted.

Senator Hegeman offered Senate Resolution No. 2007, regarding the Sixtieth Wedding Anniversary of Gene and Beverly Miller, Mound City, which was adopted.

Senator Hegeman offered Senate Resolution No. 2008, regarding the Fiftieth Wedding Anniversary of Bill and Cheryl Huffman, Jamesport, which was adopted.

Senator Hegeman offered Senate Resolution No. 2009, regarding Bob Westfall, Maryville, which was adopted.

HOUSE BILLS ON THIRD READING

HB 2122, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Sater, **HCS** for **HB 1443**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1645** was placed on the Informal Calendar.

HB 1953, introduced by Representative Neely, entitled:

An Act to amend chapter 192 and 208, RSMo, by adding thereto two new sections relating to public health and welfare.

Was taken up by Senator Onder.

At the request of Senator Onder, **HB 1953** was placed on the Informal Calendar.

At the request of Senator Kehoe, **HB 1409** was placed on the Informal Calendar.

HB 1797, introduced by Representative Fitzwater, with **SCS**, entitled:

An Act to amend chapter 578, RSMo, by adding thereto four new sections relating to the nuclear power plant security guard act, with penalty provisions.

Was taken up by Senator Riddle.

SCS for **HB 1797**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1797

An Act to repeal sections 563.011, 563.041, 569.010, and 569.140, RSMo, and to enact in lieu thereof four new sections relating to unlawful activity on nuclear power plant property, with penalty provisions.

Was taken up.

Senator Riddle moved that **SCS** for **HB 1797** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Bill No. 1797, Page 2, Section 563.011, Line 30, by striking the word "part" and inserting in lieu thereof the following: "**located on the real property**"; and

Further amend said bill, page 4, section 569.010, line 16, by striking the words "include the real"; and further amend line 17, by striking all of said line and inserting in lieu thereof the following: "**be limited to property within the structure or fenced yard, as defined in section 563.011;**".

Senator Holsman moved that the above amendment be adopted, which motion prevailed.

Senator Riddle moved that **SCS** for **HB 1797**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SCS** for **HB 1797**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Sater—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Onder moved that **HB 1953** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

Senator Onder offered **SS** for **HB 1953**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1953

An Act to amend chapters 192 and 208, RSMo, by adding thereto two new sections relating to the dissemination of information on the treatment of certain diseases.

Senator Onder moved that **SS** for **HB 1953** be adopted, which motion prevailed.

On motion of Senator Onder, **SS** for **HB 1953** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Dixon—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

At the request of Senator Rowden, **HB 2026**, with **SCS**, was placed on the Informal Calendar.

HB 2101, introduced by Representative Beard, entitled:

An Act to repeal section 514.040, RSMo, and to enact in lieu thereof one new section relating to guardian ad litem fees.

Was taken up by Senator Hoskins.

On motion of Senator Hoskins, **HB 2101** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Walsh moved that the Senate refuse to concur in **HA 1**, **HA 2**, **HA 3**, **HA 4** and **HA 5** to **SCS** for **SB 892** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Crawford moved that **SCS** for **SB 917**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 917**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 917

An Act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

Was taken up.

Senator Crawford moved that **HCS** for **SCS** for **SB 917** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Dixon	Eigel	Emery	Hegeman
Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder	Richard
Riddle	Rizzo	Romine	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Crawford, **HCS** for **SCS** for **SB 917** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder

Richard	Riddle	Rizzo	Romine	Rowden	Sater	Schaaf
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Libla moved that **SS** for **SCS** for **SBs 894** and **921**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS** for **SCS** for **SBs 894** and **921**, as amended, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 921

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

Was taken up.

Senator Libla moved that **HCS** for **SS** for **SCS** for **SBs 894** and **921**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Libla, **HCS** for **SS** for **SCS** for **SBs 894** and **921**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Rowden moved that **SB 840**, with **HA 1** and **HA 2**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Rowden moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

HA 2 was taken up.

Senator Rowden moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Rowden, **SB 840**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Cunningham moved that **SS** for **SCS** for **SB 782**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS** for **SCS** for **SB 782**, as amended, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 782

An Act to repeal sections 260.262, 260.380, 260.475, 319.129, 444.768, 444.772, 640.620, 644.054, and 644.057, RSMo, and to enact in lieu thereof twelve new sections relating to the department of natural resources.

Was taken up.

Senator Cunningham moved that **HCS** for **SS** for **SCS** for **SB 782**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Eigel	Emery	Hegeman	Hoskins
Kehoe	Munzlinger	Onder	Richard	Riddle	Romine	Rowden
Sater	Schaaf	Schatz	Wallingford	Wasson	Wieland—20	

NAYS—Senators

Chappelle-Nadal	Cierpiot	Curls	Holsman	Hummel	Koenig	Nasheed
Rizzo	Schupp	Sifton	Walsh—11			

Absent—Senator Dixon—1

Absent with leave—Senator Libla—1

Vacancies—1

On motion of Senator Cunningham, **HCS** for **SS** for **SCS** for **SB 782**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Dixon	Eigel	Emery	Hegeman
Hoskins	Kehoe	Munzlinger	Onder	Richard	Riddle	Romine
Rowden	Sater	Schaaf	Schatz	Wallingford	Wasson	Wieland—21

NAYS—Senators

Chappelle-Nadal	Cierpiot	Curls	Holsman	Hummel	Koenig	Nasheed
Rizzo	Schupp	Sifton	Walsh—11			

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Hegeman moved that **SCS** for **SB 990**, with **HA 1**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

On motion of Senator Hegeman, **SCS** for **SB 990**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Koenig	Sifton—2

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Schaaf, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 2183**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 2216**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1456**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1872**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 1998**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **HB 1516**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS** for **HB 1388**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HB 1719**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **HB 2179**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **HB 2043**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HB 1558**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1389**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 734**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Parson assumed the Chair.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 35**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 50**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 52**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 70**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2**, as amended for **SCS** for **HB 1880** and has taken up and passed **SS No. 2** for **SCS** for **HB 1880**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 775**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **HB 1744** and has taken up and passed **SS** for **HB 1744**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS**, as amended for **HCS** for **HB 2034** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2034**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 768**.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2 as amended.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 768, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "sections relating to taxation of telecommunications companies."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to Senate Bill No. 768, Page 2, Line 25, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 28, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 37, by inserting after the phrase "**(Mo. banc 2005).**" the following:

"**The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co.***

***v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed.**"; and

Further amend said amendment and page, Line 44 by deleting the word "consumption" and inserting in lieu thereof the following:

"consumption**. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed**"; and

Further amend said amendment, Page 9, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"(2) **"Producing" includes, but is not limited to, the production of, including the production and transmission of, telecommunication services;**

(3) "Product" includes, but is not limited to, telecommunications services;

(4) "Recovered materials", those materials which have been diverted or removed from the"; and

Further amend said amendment and page, Lines 22-24, by deleting all of said lines and inserting in lieu thereof the following:

"144.030. **The construction and application of this subsection as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed.**"; and

Further amend said amendment Page 10, Line 9, by inserting immediately after all of said section and line the following:

"Further amend said bill, Page 5, Section 153.030, Line 119, by inserting immediately after all of said section and line the following:

"[144.026. The director of revenue shall not send notice to any taxpayer under subsection 2 of section 144.021 regarding the decision in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) prior to August 28, 2018.]"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 768, Page 2, Section 138.445, Line 26, by inserting immediately after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, motor vehicle and public highway shall have the meaning as ascribed in section 390.020;

(5) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways.

For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. **For the purposes of this subdivision, subdivision (6) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications service. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications service", as enacted in this subdivision and subdivision (6) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (6) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005).** Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(6) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(7) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(8) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(9) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(10) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(11) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(12) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(13) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (5) of this subsection, in facilities

owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(14) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(17) Tangible personal property purchased by a rural water district;

(18) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(19) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug

Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(20) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(21) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (20) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(22) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(23) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(24) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(25) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(26) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(27) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on

navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(28) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(29) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(30) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(31) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(32) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (5) of this subsection;

(33) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(34) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(35) All sales of grain bins for storage of grain for resale;

(36) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(37) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(40) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(41) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(42) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(43) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(44) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse,

distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.054. 1. As used in this section, the following terms mean:

(1) "Processing", any mode of treatment, act, or series of acts performed upon materials to transform or reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(2) "Recovered materials", those materials which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not they require subsequent separation and processing.

2. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, electrical energy and gas, whether natural, artificial, or propane, water, coal, and energy sources, chemicals, machinery, equipment, and materials used or consumed in the manufacturing, processing, compounding, mining, or producing of any product, or used or consumed in the processing of recovered materials, or used in research and development related to manufacturing, processing, compounding, mining, or producing any product. The exemptions granted in this subsection shall not apply to local sales taxes as defined in section 32.085 and the provisions of this subsection shall be in addition to any state and local sales tax exemption provided in section 144.030. **For the purposes of this section, the term "product" shall include telecommunications services and the term "manufacturing" or "producing" shall include the production, or the production and transmission, of telecommunications services.**

3. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all utilities, machinery, and equipment used or consumed directly in television or radio broadcasting and all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a contractor for use in fulfillment of any obligation under a defense contract with the United States government, and all sales and leases of tangible personal property by any county, city, incorporated town, or village, provided such sale or lease is authorized under chapter 100, and such transaction is certified for sales tax exemption by the department of economic development, and tangible personal property used for railroad infrastructure brought into this state for processing, fabrication, or other modification for use outside the state in the regular course of business.

4. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales

tax law as defined in section 32.085, all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a private partner for use in completing a project under sections 227.600 to 227.669.

5. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all materials, manufactured goods, machinery and parts, electrical energy and gas, whether natural, artificial or propane, water, coal and other energy sources, chemicals, soaps, detergents, cleaning and sanitizing agents, and other ingredients and materials inserted by commercial or industrial laundries to treat, clean, and sanitize textiles in facilities which process at least five hundred pounds of textiles per hour and at least sixty thousand pounds per week."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HA 1**, **HA 2**, **HA 3**, **HA 4** and **HA 5** to **SCS** for **SB 892**, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 707**, as amended. Representatives: Engler, Korman, Ruth, Franks Jr., Carpenter.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 775**, as amended. Representatives: Fitzpatrick, Alferman, Wood, Kendrick, Walker (74).

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 707**, as amended: Senators Schatz, Libla, Munzlinger, Hummel and Curls.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 775**, as amended: Senators Brown, Schaaf, Sater, Curls and Walsh.

INTRODUCTION OF GUESTS

Senator Walsh introduced to the Senate, Mitchell Weller, St. Louis.

Senator Riddle introduced to the Senate, teachers and fourth-grade students from Jonesburg Elementary School.

Senator Hummel introduced to the Senate, former State Senator, The Honorable Joseph P. Keaveny, St. Louis.

Senator Kehoe introduced to the Senate, Cub Scout Pack 20, West Elementary School, Jefferson City.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, May 7, 2018.

SENATE CALENDAR

SIXTY-FIFTH DAY–MONDAY, MAY 7, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2538-Pietzman
HB 2499-Hansen
HB 2438-Remole
HCS for HB 2407
HCS for HB 1739
HCS for HB 1554
HCB 23-Dogan

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1267-Lichtenegger (Munzlinger)
2. HB 1415-Lauer (Wasson)
3. HB 1968-Grier (Schatz)
4. HB 2330-Beck (Sifton)
5. HB 1887-Bahr (Onder)
6. HB 1247-Pike (Onder)
7. HB 1831-Ruth (Wieland)
8. HCS for HB 1635, with SCS (Wallingford)

9. HCS for HB 2171 (Sater)
10. HCS for HB 1364, with SCS (Munzlinger) (In Fiscal Oversight)
11. HB 1646-Eggleston (Hegeman)
12. HB 1809-Tate (Schatz)
13. HB 1252-Plocher (Riddle)
14. HCS for HB 1251, with SCS (Crawford)
15. HCS#2 for HB 1503, with SCS (Hoskins)
16. HCS for HB 1614 (Hegeman)
17. HCS for HB 1264 (Hegeman)
18. HCS for HB 1611 (Riddle)
19. HCS for HB 2119 (Rowden)
20. HCS for HB 2079, with SCS (Crawford)
21. HCS for HB 1710, with SCS (Eigel)
22. HB 1484-Brown (57) (Romine)
23. HJR 59-Brown (57) (Romine)
24. HCS for HB 2017 (Brown)
25. HCS for HB 2018 (Brown)
26. HB 2183-Bondon (Crawford)
27. HCS for HB 2216, with SCS
28. HCS for HB 1456, with SCS (Wallingford)
29. HCS for HB 1872 (Hegeman)
30. HB 1998-Bondon, with SCS (Emery)
31. HB 1516-Wiemann (Riddle)
32. HCS for HB 1388, with SCS (Schatz)
33. HB 1719-Grier, with SCS (Riddle)
34. HB 2179-Richardson
35. HB 2043-Tate (Wasson)
36. HB 1558-Neely, with SCS (Romine)
37. HB 1389-Fitzpatrick, with SCS

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)

SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
SS for SCS for HB 1355-Phillips (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
SS for HCS for HB 1606 (Romine) (In Fiscal Oversight)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1796, with SS (pending) (Rowden)
HCS for HB 1991, with SCS (Rowden)
HB 2026-Wilson, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)
HB 2122-Engler, with SCS (Schatz)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 659-Hegeman, with HCS, as amended
SB 660-Riddle, with HCS, as amended
SB 768-Hoskins, with HA 1 and HA 2, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
SS for SB 608-Hoskins, with HCS

SS for SCS for SB 707-Schatz, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5
HB 1291-Henderson, with SS for SCS, as amended (Romine)
(House adopted CCR and passed CCS)
HB 1858-Christofanelli, with SS (Eigel)
HCS for HB 1879, with SS for SCS, as amended (Cunningham)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 35-Hegeman
SCR 50-Hegeman
SCR 52-Emery
HCR 70-Franks, Jr.

To be Referred

SCR 55-Sater

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIFTH DAY—MONDAY, MAY 7, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"But surely God is my helper, the Lord is the upholder of my life." (Psalm 54:4)

We pray O Lord as we begin a new week that will certainly be filled with new challenges and pressures on us to make the right decisions, so we pray that You will abide with us and help us know what the right path to walk for each of us. Help us to process the material that comes before us that leads us to wise conclusions of what we must do. And keep us from being reticent about what must be done. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, May 3, 2018 was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 2010, regarding Dalton "Cole" Walker, Henley, which was adopted.

Senator Emery offered Senate Resolution No. 2011, regarding Liz Kozlowski, Deepwater, which was adopted.

Senator Emery offered Senate Resolution No. 2012, regarding Nadine Poister, Butler, which was adopted.

Senator Emery offered Senate Resolution No. 2013, regarding Monique Lewis, Raymore, which was adopted.

Senator Emery offered Senate Resolution No. 2014, regarding Patricia Arnold, Nevada, which was adopted.

Senator Onder offered Senate Resolution No. 2015, regarding Meagan Turner, which was adopted.

Senator Rowden offered Senate Resolution No. 2016, regarding Jan Mees, which was adopted.

Senator Holsman offered Senate Resolution No. 2017, regarding the Class 4 State Champion Grandview High School boys basketball program, which was adopted.

Senator Crawford offered Senate Resolution No. 2018, regarding Eagle Scout Justin Ender Bruecher, Sedalia, which was adopted.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 1633**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 1250**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 2042**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for

HB 1868, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 2249**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HCS** for **HB 2540**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 2129**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1446**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HBs 2337** and **2272**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HBs 2277** and **1983**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HB 2031**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

PRIVILEGED MOTIONS

Senator Hegeman moved that **SB 659**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 659**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 659

An Act to repeal section 640.620, RSMo, and to enact in lieu thereof three new sections relating to the department of natural resources.

Was taken up.

Senator Hegeman moved that **HCS** for **SB 659**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Munzlinger	Onder	Richard
Riddle	Rizzo	Romine	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

On motion of Senator Hegeman, **HCS** for **SB 659**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Schaaf	Schupp	Sifton
Walsh—8						

Absent—Senators—None

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

MESSAGES FROM THE HOUSE

The following corrected message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **HB 1744** and has taken up and passed **SS** for **HB 1744**, as amended.

Emergency clause adopted.

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2019**, entitled:

An Act to appropriate money for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 718**, entitled:

An Act to repeal sections 338.202 and 376.1237, RSMo, and to enact in lieu thereof two new sections relating to maintenance medication.

With House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4, 5, 6, 7, 8, 10, 11, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12, as amended, House Amendment Nos. 13, 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15, as amended and House Amendment No. 16.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, In the Title, Line 3, by deleting the words "maintenance medication" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section 338.202, Line 16, by inserting after all of said line the following:

"**376.1223. 1. No third-party payer for health care services including, but not limited to, health carriers, as such terms are defined in section 376.1350, shall limit coverage or deny reimbursement for treatment of symptoms and behaviors for individuals with physical or developmental disabilities, as defined in section 630.005, if, as determined by a licensed physician or psychologist, the symptoms or behaviors caused by the identified disability:**

(1) Require the individual to receive care or assistance at any level or age from another person; and

(2) Directly interfere with or prevent independent participation in the everyday purposeful and functional activities typically practiced by a person of the same chronological age as the disabled individual.

2. Such coverage shall include, but not be limited to, therapeutic care, habilitative or rehabilitative care, or services by a licensed psychologist or applied behavior analyst, as such terms are defined in section 376.1224.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) **"Developmental disability", severe, chronic disabilities that meet all of the following conditions:**

(a) Attributable to cerebral palsy or epilepsy, or any other condition other than mental illness that results in impairment of general intellectual functioning or adaptive behavior and requires treatment or services;

(b) Manifests before the individual reaches age twenty-two;

(c) Likely to continue indefinitely; and

(d) Results in substantial functional limitations in three or more of the following areas of major life activities: self care, understanding and use of language, learning, mobility, self direction, capacity for independent living, plus a need for the level of care provided in an independent care facility;

(5) "Diagnosis of a developmental disability", medically necessary assessments, evaluations, or tests in order to diagnose a developmental disability;

(6) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(7) "Diagnosis of physical disability", medically necessary assessments, evaluations, or tests in order to diagnose a physical disability;

[(5)**] (8)** "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

[(6)**] (9)** "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

[(7)**] (10)** "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

[(8)**] (11)** "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

[(9)**] (12)** "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

[(10)**] (13)** "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

[(11)**] (14)** "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

[(12)**] (15)** "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

[(13)**] (16)** "Treatment **[**for autism spectrum disorders**]**", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder**, developmental disabilities, or physical disabilities** by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders**, developmental disabilities, or physical disabilities** to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder**, developmental disabilities, or physical disabilities**.

4. (1) Coverage provided under this section is limited to medically necessary treatment **[**that**] as determined by the health benefit plan, and** is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license**[**, in accordance with**]. For applied behavioral analysis, such provider may submit** a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder**, developmental disabilities, or physical disabilities**, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual **[**being treated for an autism spectrum disorder**]** and shall not apply to all individuals being treated for **[**autism spectrum disorders**] that disorder** by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. Coverage provided under this section for therapeutic care shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of therapeutic care beyond the maximum limit is medically necessary for such individual.

Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's developmental disabilities or physical disabilities, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavioral analysis or therapeutic care, shall not be subject to the age and dollar limitations described in this subsection.

[6.**]** **7.** The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section **or therapeutic care as described in subsection 6 of this section** shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

[7.**]** **8.** Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider **or therapeutic care provider**, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 **or therapeutic care as set forth in subsection 6** of this section shall apply to this subsection.

[8.**]** **9.** This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

[9.**]** **10.** To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

[10.**]** **11.** Notwithstanding any other provision of law to the contrary, health carriers shall not be held

liable for the actions of line therapists in the performance of their duties.

[11.**] 12.** The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

[12.**] 13.** The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

[13.**] 14.** The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

[14.**] 15.** The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy of six months or less duration, or any other supplemental policy.

[15.**] 16.** Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis **or therapy** delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

[16.**] 17.** The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

[17.**] 18.** The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

[18.**] 19.** The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

[19.**] 20.** (1) By February 1, 2012, and every February first thereafter, the department of insurance,

financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Line 38, by deleting said line and inserting in lieu of the following:

"that he or she is the guardian ad litem of the minor child of the deceased.

191.1150. 1. This section shall be known as the "Caregiver, Advise, Record, and Enable (CARE) Act".

2. As used in this section, the following terms shall mean:

(1) "Admission", a patient's admission into a hospital as an in-patient;

(2) "After-care", assistance that is provided by a caregiver to a patient after the patient's discharge from a hospital that is related to the condition of the patient at the time of discharge, including assisting with activities of daily living, as defined in section 198.006; instrumental activities of daily living, as defined in section 198.006; or carrying out medical or nursing tasks as permitted by law;

(3) "Ambulatory surgical center", as defined in section 197.200;

(4) "Caregiver", an individual who is eighteen years of age or older, is duly designated as a caregiver by a patient under this section, and who provides after-care assistance to such patient in the patient's residence;

(5) "Discharge", a patient's release from a hospital or an ambulatory surgical center to the patient's residence following an admission;

(6) "Hospital", as defined in section 197.020;

(7) "Residence", a dwelling that the patient considers to be his or her home. "Residence" shall not include:

(a) A facility, as defined in section 198.006;

(b) A hospital, as defined in section 197.020;

(c) A prison, jail, or other detention or correctional facility operated by the state or a political subdivision;

(d) A residential facility, as defined in section 630.005;

(e) A group home or developmental disability facility, as defined in section 633.005; or

(f) Any other place of habitation provided by a public or private entity which bears legal or contractual responsibility for the care, control, or custody of the patient and which is compensated for doing so.

3. A hospital or ambulatory surgical center shall provide each patient or, if applicable, the patient's legal guardian with an opportunity to designate a caregiver following the patient's admission into a hospital or entry into an ambulatory surgical center and prior to the patient's discharge. Such designation shall include a written consent of the patient or the patient's legal guardian to release otherwise confidential medical information to the designated caregiver if such medical record would be needed to enable the completion of after-care tasks. The written consent shall be in compliance with federal and state laws concerning the release of personal health information. Prior to discharge, a patient may elect to change his or her caregiver in the event that the original designated caregiver becomes unavailable, unwilling, or unable to care for the patient. Designation of a caregiver by a patient or a patient's legal guardian does not obligate any person to arrange or perform any after-care tasks for the patient.

4. The hospital or ambulatory surgical center shall document the patient's or the patient's legal guardian's designation of caregiver, the relationship of the caregiver to the patient, and the caregiver's available contact information.

5. If the patient or the patient's legal guardian declines to designate a caregiver, the hospital or ambulatory surgical center shall document such information.

6. The hospital or ambulatory surgical center shall notify a patient's caregiver of the patient's discharge or transfer to another facility as soon as practicable, which may be after the patient's physician issues a discharge order. In the event that the hospital or ambulatory surgical center is unable to contact the designated caregiver, the lack of contact shall not interfere with, delay, or otherwise affect the medical care provided to the patient or an appropriate discharge of the patient. The hospital or ambulatory surgical center shall document the attempt to contact the caregiver.

7. Prior to being discharged, if the hospital or ambulatory surgical center is able to contact the caregiver and the caregiver is willing to assist, the hospital or ambulatory surgical center shall provide the caregiver with the patient's discharge plan, if such plan exists, or instructions for the after-care needs of the patient and give the caregiver the opportunity to ask questions about the after-care needs of the patient.

8. A hospital or ambulatory surgical center is not required nor obligated to determine the ability of a caregiver to understand or perform any of the after-care tasks outlined in this section.

9. Nothing in this section shall authorize or require compensation of a caregiver by a state agency or a health carrier, as defined in section 376.1350.

10. Nothing in this section shall require a hospital or ambulatory surgical center to take actions that are inconsistent with or duplicative of the standards of the federal Medicare program under Title XVIII of the Social Security Act and its conditions of participation in the Code of Federal Regulations or the standards of a national accrediting organization with deeming authority under Section 1865(a)(1) of the Social Security Act.

11. Nothing in this section shall create a private right of action against a hospital, ambulatory surgical center, a hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship.

12. A hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall not be liable in any way for an act or omission of the caregiver.

13. No act or omission under this section by a hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall give rise to a citation, sanction, or any other adverse action by any licensing authority to whom such individual or entity is subject.

14. Nothing in this section shall be construed to interfere with the rights of an attorney-in-fact under a durable power of health care under sections 404.800 to 404.872.

15. The department of health and senior services shall provide ambulatory surgical centers and hospitals a standard form that may be used to satisfy the requirements of this section. Nothing in this section shall prohibit a hospital or ambulatory surgical center from continuing the use of a current patient communication or disclosure form to satisfy the requirements of this section, provided that the facility's current form is compliant with Centers for Medicare and Medicaid Services (CMS) standards and regulations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care

provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.] **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.] **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6.] **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he

or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".**

191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient,

the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost; and

(3) Notary fee, not to exceed two dollars, if requested.

3. **For the purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" includes a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.**]** **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.**]** **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6.**]** **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not

inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances.

217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**Step 1 and**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**steps**]** **step** of any other board-approved medical licensing examination within the **[**two-year**]** **three-year** period immediately preceding application for licensure as an assistant physician, **[**but in no event more than**]** **or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved

medical licensing examination within the immediately preceding **[**two-year**]** **three-year** period unless when such **[**two-year**]** **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**P.L.**] Pub. L.** 95-210 **[,] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than [three] **six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize

a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing,

investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**three**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No

contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care

as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall

be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**three**]** **six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as

provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for

initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**or**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative

psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may

be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate

and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill and page, Section 338.202, Line 16, by inserting after all of said section and line the following:

"374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

[(4)**] (5)** The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

[(5)**] (6)** The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment,

deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders **[**except for chemical dependency**]**;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created

under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

(1) Engage in community education;

(2) Engage in professional education outreach programs with local treatment providers;

(3) Serve as a liaison to courts;

(4) Serve as a liaison to addiction support organizations;

(5) Provide educational outreach to schools;

(6) Treat physical ailments of patients in an addiction treatment program or considering entering

such a program;

(7) Refer patients to treatment centers;

(8) Assist patients with court and social service obligations;

(9) Perform other functions as authorized by the department; and

(10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department

of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[(18)**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[(19)**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(20)**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[(21)**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(22)**]** **(25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[(23)**]** **(26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

Section B. Because immediate action is necessary to save the lives of Missouri citizens who are suffering from the opioid crisis, the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act shall be in full force and effect upon their passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory**

committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the

request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"210.070. **[**Every**] 1. A** physician, midwife**,** or nurse who shall be in attendance upon a newborn infant or its mother**[**,**]** shall drop into the eyes of such infant **[**immediately after delivery,**]** a prophylactic **[**solution**] medication** approved by the state department of health and senior services**[**, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her**]**.

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1,

Section A, Line 2, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 338.202, Line 16, by inserting after all of said section and line the following:

"**376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly**

captioned paragraph stating:

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit including, but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes. 2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the

requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year,** or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

(1) One of the National Institutes of Health (NIH);

(2) An NIH cooperative group or center as defined in subsection 7 of this section;

(3) The FDA in the form of an investigational new drug application;

(4) The federal Departments of Veterans' Affairs or Defense;

(5) An institutional review board in this state that has an appropriate assurance approved by the Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

(6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

(a) The investigational item or service itself;

(b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and

(c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such

information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

[2.**]** 3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy**[**, short-term major medical policy of six months or less duration**]**, or any other supplemental policy.

[3.**]** **4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional

misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. 4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured

group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the

following:

(1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;

(2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

(5) The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health

insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as

provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as

recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**] having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the

enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug.

No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

(1) Whether coverage for contraceptives is or is not included;

(2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;

(3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;

(4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and

(5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care

delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

(1) Such care did not qualify under the protocols established for the providing of care for such health care service;

(2) Such care was not medically appropriate; or

(3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies **[**of not more than seven months duration**]** **having a duration of less than one year**.

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act

(Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy**, short-term major medical policy having a duration of less than one year,** or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared

by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-

term major medical policies **[**of six months or less duration**]** **having a duration of less than one year,** and other supplemental policies as determined by the department of insurance, financial institutions and professional registration. 5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. 6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in

accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**.

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year,** or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided

under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection. 8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit

only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies **[**of six months or less in duration**]** **having a duration of less than one year**.

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months' or less duration**]** **having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by

a physician acting within the scope of his or her practice. 2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 2, Section 376.1237, Lines 12-17, by deleting said lines and inserting in lieu thereof the following:

"4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only,

Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C.

Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies **[**of six months or less duration**] having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

(1) The name of the insured;

(2) The insured's identification number;

(3) The date of service;

(4) Amount of charge;

(5) Explanation for any denial;

(6) The amount paid;

(7) The patient's full name;

(8) The name and address of the insurer; and

(9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment

for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-

payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan. 7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 12

Amend House Amendment No. 12 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Line 4, by inserting immediately before the number "208.909" the following:

"**191.250. 1. This section shall be known and may be cited as "Simon's Law".**

2. As used in this section the following terms shall mean:

(1) "End-of-life medical decision order for a child under juvenile or family court jurisdiction", a decision issued by a juvenile or family court pertaining to life-sustaining treatment, including do-not-resuscitate orders, provided on behalf of and in the best interests of a child under juvenile or family court jurisdiction under section 211.031;

(2) "Reasonable medical judgment", a medical judgment that would be made by a reasonably prudent physician who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

3. For a child who is not under juvenile or family court jurisdiction under section 211.031, no health care facility, nursing home, physician, nurse, or medical staff shall institute a do-not-resuscitate order or similar physician's order, either orally or in writing, without the written or oral consent of at least one parent or legal guardian of the patient or resident under eighteen years of age who is not emancipated. If consent to implement a do-not-resuscitate order or similar physician's order is granted orally, two witnesses other than the parent, legal guardian, or physician shall be

present and willing to attest to the consent given by the legal guardian of the patient or at least one parent of the patient. The provision of such consent shall be immediately recorded in the patient's medical record, specifying who provided the information, to whom the information was provided, which parent or legal guardian gave the consent, who the witnesses were, and the date and time the consent was obtained.

4. The requirements of subsection 3 of this section shall not apply if a reasonably diligent effort of at least forty-eight hours without success has been made to contact and inform each known parent or legal guardian of the intent to implement a do-not-resuscitate order or similar physician's order.

5. Consent previously given under subsection 3 of this section may be revoked orally or in writing by the parent or legal guardian of the patient or resident who granted the original permission. Such revocation of prior consent shall take precedence over any prior consent to implement a do-not-resuscitate order or similar physician's order and shall be immediately recorded in the patient's or resident's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

6. For a child under juvenile court jurisdiction under section 211.031, a juvenile or family court may issue an end-of-life medical decision order, a physician's order, or any other medical decision order, or may appoint a guardian for the child for that purpose. The children's division shall not be appointed as guardian for a child to make end-of-life medical decisions, including do-not-resuscitate orders. In the event a child under the jurisdiction of a juvenile or family court under section 211.031 is returned to the custody of the legal guardian or parent, the legal guardian or parent may revoke the consent for the end-of-life medical decisions, or similar physician's orders ordered by the court, including do-not-resuscitate orders for the child. Revocation may be orally or in writing and shall be immediately recorded in the patient's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

7. For the purposes of this section, a relative caregiver under the provisions of section 431.058 shall have the same authority given to a parent or legal guardian of a nonemancipated patient or resident under eighteen years of age, provided that such a patient or resident is not under juvenile or family court jurisdiction under section 211.031.

8. Nothing in this section shall be construed to require any health care facility, nursing home, physician, nurse, or medical staff to provide or continue any treatment, including resuscitative efforts, food, medication, oxygen, intravenous fluids, or nutrition that would be:

(1) Medically inappropriate because, in reasonable medical judgement, providing such treatment would create a greater risk of causing or hastening the death of the patient; or

(2) Medically inappropriate because, in reasonable medical judgement, providing such treatment would be potentially harmful or cause unnecessary pain, suffering, or injury to the patient.

9. Nothing in this section shall require health care providers to continue cardiopulmonary resuscitation or manual ventilation beyond a time in which, in their reasonable medical judgment, there is no further benefit to the patient or likely recovery of the patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.909. 1. Consumers receiving personal care assistance services shall be responsible for:

(1) Supervising their personal care attendant;

(2) Verifying wages to be paid to the personal care attendant;

(3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;

(4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;

(5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; **[**and**]**

(6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number**; and**

(7) Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.

2. Participating vendors shall be responsible for:

(1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;

(2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;

(3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;

(4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**

3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a disability.

4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to **[**210.937**]** **210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.

5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. **[**Use of such a system prior to July 1, 2015, shall be voluntary.**]** The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:

(a) Record the exact date services are delivered;

(b) Record the exact time the services begin and exact time the services end;

(c) Verify the telephone number from which the services are registered;

(d) Verify that the number from which the call is placed is a telephone number unique to the client;

(e) Require a personal identification number unique to each personal care attendant;

(f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

(g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

(2) **[**The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.

(3)**]** As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

[(4)**]** **(3)** The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

[6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall

include a minority report which shall detail those elements of substantial dissent from the main report.

7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.**]**

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer**[**,**]** **and** supervision of personal care attendants including the preparation and verification of time sheets**. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department**;

(2) Training for consumers about the recruitment and training of personal care attendants;

(3) Maintenance of a list of persons eligible to be a personal care attendant;

(4) Processing of inquiries and problems received from consumers and personal care attendants;

(5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to **[**210.937**]** **210.936**; and

(6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports **[**and annual audit**]** submitted to the department; **[**and**]**

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

[(3)**]** **(4)** Implement a quality assurance and supervision process that ensures program compliance and accuracy of records**:**

(a) The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and

(b) The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; **[**and

(4)**]** **(5)** Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder**; and**

(6) Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records**; provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"**208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.**

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:**

(1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;

(2) "Board", the state board of registration for the healing arts;

(3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;

(4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;

(5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, or dentistry in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to

computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a

majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;

(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 15

Amend House Amendment No. 15 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 5, Lines 6 through 9, by deleting all of said lines and inserting in lieu thereof the following:

"3. **[**This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection**]** **Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after said section and line the following:

"191.480. 1. For purposes of this section, the following terms shall mean:

(1) **"Dispensing organization", an entity licensed under chapter 261 to distribute medical cannabis;**

(2) "Eligible patient", a person who meets all of the following:

(a) Has a terminal illness;

(b) Has considered all other treatment options currently approved by the **[**United States**]** **federal** Food and Drug Administration and all relevant clinical trials conducted in this state;

(c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;

(d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

[(2)**] (3)** "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the **[**United States**]** **federal** Food and Drug Administration and remains under investigation in a clinical trial. The term shall not include Schedule I controlled substances **except for medical cannabis. The term shall include medical cannabis from a dispensing organization**;

[(3)**] (4)** "Terminal illness", a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A **dispensing organization or** manufacturer of an investigational drug, biological product, or device may make available the **dispensing organization's or** manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a **dispensing organization or** manufacturer make available an investigational drug, biological product, or device to an eligible patient. A **dispensing organization or** manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any

investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. **[**If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable**]** **Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a dispensing organization's license issued under chapter 261 based solely on the dispensing organization's sale of medical cannabis to an eligible patient under this section**.

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device.

9. Any official, employee, or agent of this state who blocks or attempts to block access of an eligible patient to an investigational drug, biological product, or device is guilty of a class A misdemeanor.

10. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable.

192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) "Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;

(5) "Medical cannabis", as such term is defined in section 195.207;

(6) "Medical cannabis registration card", a card issued by the department under this section;

[(5)**] (7)** "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;

[(6)**] (8)** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

[(7)**] (9)** "Registrant", an individual to whom the department issues a hemp extract **or medical cannabis** registration card under this section**;**

(10) "Terminal illness", a disease or condition as defined in section 191.480.

2. The department shall issue a hemp extract **or medical cannabis** registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that the individual suffers from intractable epilepsy and may benefit from treatment with hemp extract **or that the individual suffers from a terminal illness and may benefit from treatment with medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**and**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the individual contained in the database described in subsection **[**9**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**6**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract **or medical cannabis** registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that a minor in the parent's care suffers from intractable epilepsy and may benefit from treatment with hemp extract **or suffers from a terminal illness and may benefit from medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**and**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the minor contained in the database described in subsection **[**9**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**6**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract **and medical cannabis** registration **[**card**] cards**; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center **and medical cannabis from a cannabis care center, as defined in section 261.265,** to a registrant, which shall be in addition to any other state or federal regulations**[**; and**].**

6. The department shall publish a list of diseases and conditions for which a medical cannabis registration card may be issued. The list shall only contain terminal illnesses as defined under section 191.480. The department shall publish a list of diseases and conditions for which a hemp extract registration card may be issued. The list shall only contain intractable epilepsy.

7. The department may promulgate rules to authorize clinical trials involving hemp extract **and medical cannabis**.

[6.**] 8.** The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

[7.**] 9.** The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

[8.**] 10.** The neurologist **or physician** who signs the statement described in subsection 2 or 3 of this section shall:

(1) Keep a record of the neurologist's **or physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract **or medical cannabis**; and

(2) Transmit the record described in subdivision (1) of this subsection to the department.

[9.**] 11.** The department shall maintain a database of the records described in subsection **[**8**] 10** of this section and treat the records as identifiable health data.

[10.**] 12.** The department may share the records described in subsection **[**9**] 11** of this section with a higher education institution for the purpose of studying hemp extract **or medical cannabis**.

[11.**] 13.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist **or physician** authorized under section 192.945 relating to the medical use and administration of hemp extract **or medical cannabis** with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract **and medical cannabis**, including any act in preparation of such dispensing or administration.

3. This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection.

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term **[**"hemp extract"**] "medical cannabis"** shall mean **[**an**] a noncombustible** extract from a cannabis plant or a **noncombustible** mixture or preparation containing cannabis plant material**. "Hemp extract" shall mean the same, except** that **it**:

(1) Is composed of no more than three-tenths percent tetrahydrocannabinol by weight;

(2) Is composed of at least five percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter, an individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract **or medical cannabis** is not subject to the penalties described in this chapter for possession or use of the hemp extract **or medical cannabis** if the individual:

(1) Possesses or uses the hemp extract only to treat intractable epilepsy **or medical cannabis only to treat a terminal illness,** as **such terms are** defined in section 192.945;

(2) Originally obtained the hemp extract **or medical cannabis** from a sealed container with a label indicating the hemp extract's **or medical cannabis'** place of origin and a number that corresponds with a certificate of analysis **and a warning label with all possible side effects**;

(3) Possesses, in close proximity to the hemp extract **or medical cannabis**, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's **or medical cannabis'** ingredients including its percentages of tetrahydrocannabinol and cannabidiol **and all other cannabinoid compounds, terpenes, and solvents** by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract **or medical cannabis** and is licensed in the state where the hemp extract **or medical cannabis** was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract **or medical cannabis** registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter, an individual who possesses hemp extract **or medical cannabis** lawfully under subsection 2 of this section and administers hemp extract **or medical cannabis** to a minor suffering from intractable epilepsy **or a terminal illness** is not subject to the penalties described in this chapter for administering the hemp extract **or medical cannabis** to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract **or medical cannabis** pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) **"Cannabis care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;**

(3) "Cannabis cultivation and production facility", the land and premises in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;

(4) "Cannabis cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess medical cannabis;

(5) "Cannabis grower", an entity issued a cultivation and production facility license by the department of agriculture that produces medical cannabis for the treatment of terminal illnesses;

(6) "Department", the department of agriculture;

(7) "Hemp":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.; and

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

(8) "**Hemp** cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

[(3)**] (9)** "**Hemp** cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

[(4) "Department", the department of agriculture;

(5)**] (10)** "**Hemp** grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of intractable epilepsy;

[(6) "Hemp":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;**]**

[(7)**] (11)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract**;**

(12) "Medical cannabis":

(a) All nonseed parts and varieties of the cannabis plant, whether growing or not; and

(b) Any cannabis seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural cannabis seed.

2. **The department shall issue a cultivation and production facility license to an entity to grow or cultivate the cannabis plant used to make medical cannabis, as defined in subsection 1 of section 195.207, on the entity's property if the entity has submitted to the department an application as required by the department under subsection 9 of this section and the entity meets all requirements of this section and the department's rules.**

3. A cannabis grower may produce, manufacture, and distribute medical cannabis as defined in section 195.207 for the treatment of persons suffering from a terminal illness consistent with any and all state and local regulations regarding the production, manufacture, or distribution of such product.

4. The department shall issue a **hemp** cultivation and production facility license to a nonprofit entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection **[**7**] 9** of this section**[**,**] and** the entity meets all requirements of this section and the department's rules**[**, and there are fewer than two licensed cultivation and production facilities operating in the state**]**.

[3.**] 5.** A **hemp** grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from intractable epilepsy as defined in section 192.945 consistent with any and all state or federal regulations regarding the production, manufacture, or distribution of such product. **[**The department shall not issue more than two cultivation and

production facility licenses for the operation of such facilities at any one time.**]**

[4.**] 6.** The department shall maintain a list of growers.

[5.**] 7.** All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

[6.**] 8.** In addition to an audit conducted in accordance with subsection **[**5**] 7** of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp **or medical cannabis** crop during the crop's growth phase and take a representative composite sample for field analysis. If a **hemp** crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) Three-tenths of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.,

the director may detain, seize, or embargo the **hemp** crop.

[7.**] 9.** The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp **and cannabis** monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract **or medical cannabis** received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract **or medical cannabis** complies with the provisions of section 195.207 and to ensure that the hemp extract **or medical cannabis** does not contain any pesticides. **The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection.** Any hemp extract **or medical cannabis** that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; [and]

(6) Requirements that each independent testing facility shall:

(a) Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis,

and Quality Control monograph published by the American Herbal Pharmacopoeia; or

(b) Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;

(7) Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and

[(6)**] (8)** Rules regarding the manufacture, storage, and transportation of hemp**,** [and] hemp extract**, and medical cannabis**, which shall be in addition to any other state or federal regulations.

[8.**] 10.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014.

[9.**] 11.** All hemp **and cannabis** waste from the production of hemp extract **or medical cannabis** shall either be destroyed, recycled by the licensee at the hemp **or medical cannabis** cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

[10.**] 12.** In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

13. Notwithstanding any other provision of law to the contrary, a person who commits any acts that are unlawful under section 191.480, 192.945, 192.947, 195.207, 261.265, or 263.250 with the intent to distribute medical cannabis to minors shall be guilty of a class D felony.

14. Any manufacturing, storage, or testing of medical cannabis or any medical cannabis product shall meet all requirements of the department of health and senior services and all local health departments.

263.250. 1. The plant "marijuana", botanically known as cannabis sativa, is hereby declared to be a noxious weed and all owners and occupiers of land shall destroy all such plants growing upon their land. Any person who knowingly allows such plants to grow on his land or refuses to destroy such plants after being notified to do so shall allow any sheriff or such other persons as designated by the county commission to enter upon any land in this state and destroy such plants.

2. Entry to such lands shall not be made, by any sheriff or other designated person to destroy such plants, until fifteen days' notice by certified mail shall be given the owner or occupant to destroy such plants or a search warrant shall be issued on probable cause shown. In all such instances, the county commission shall bear the cost of destruction and notification.

3. The provisions of this section shall not apply to the licensed production of hemp oil or medical cannabis under chapter 261."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.**

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment.

190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first

responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol

for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 687**, entitled:

An Act to repeal sections 160.530 and 304.060, RSMo, and to enact in lieu thereof two new sections relating to student transportation.

With House Amendment Nos. 1 and 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting immediately after said line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis**, unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation**. The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 34, by inserting immediately after said line the following:

"302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination**, excluding the pre-trip inspection portion of the commercial driver's license skills test,** shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting after all of said section and line the following:

"168.133. 1. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers

to operate buses pending the result of the criminal background check. For bus drivers, the school district shall be responsible for conducting the criminal background check on drivers employed by the school district. For drivers employed by a pupil transportation company**, a municipality, or any other entity** under contract with the school district, the criminal background check shall be conducted pursuant to section 43.540 and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act. Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement. A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

2. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

3. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

4. The department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under section 168.021 against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to **[**589.475**]** **589.426**, and child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

5. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

6. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

7. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

8. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

9. A criminal background check and fingerprint collection conducted under subsections 1 and 2 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 and 2 for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

10. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

11. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 25, by inserting after all of said line the following:

"**3. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri may contract with any municipality for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade. Such contract shall require the presence of an adult supervisor who is approved by the school board on any municipal vehicle while such vehicle is transporting children under this subsection. Any time school children are being transported by a municipal vehicle under this subsection, such vehicle shall include a section of seating designated solely for use by school children. Municipalities entering into any such contract shall comply with the requirements of this section and sections 162.064, 162.065, 168.133, and 307.375.**"; and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 806**, entitled:

An Act to repeal sections 473.730, 473.770, 473.771, 475.010, 475.016, 475.050, 475.060, 475.061, 475.062, 475.070, 475.075, 475.078, 475.079, 475.080, 475.082, 475.083, 475.094, 475.120, 475.123,

475.125, 475.130, 475.145, 475.230, 475.270, 475.276, 475.290, 475.320, 475.322, 475.355, and 630.005, RSMo, and to enact in lieu thereof thirty-seven new sections relating to guardianship proceedings.

With House Amendment Nos. 1, 2, 3, 5 and 6.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 806, Page 18, Section 475.075, Line 112, by deleting the words "**with such assistance**"; and

Further amend said bill, Page 23, Section 475.082, Line 28, by inserting immediately after the word "guardian;" the word "**and**"; and

Further amend said bill, page, and section, Line 29, by deleting the number "**(9)**"; and

Further amend said bill, page, and section, Line 30, by deleting said line; and

Further amend said bill, page, and section, Lines 31-34, by deleting said lines and inserting in lieu thereof the following:

"**(9) A summarized plan for the coming year. If an individual support plan, treatment plan, or plan of care is in place, such plan may be submitted in lieu of the requirements of this subdivision.**"; and

Further amend said bill, Page 27, Section 475.094, Lines 44-46, by deleting said lines and inserting in lieu thereof the following:

"**durable power of attorney of which the protectee is the principal.**"; and

Further amend said bill, Page 28, Section 475.123, Lines 1-5, by deleting said lines and inserting in lieu thereof the following:

"1. No medical or surgical procedure shall be performed on any ward unless consent is obtained from the guardian of his person except as provided in subsections 2 and 3 hereof."; and

Further amend said bill and section, Pages 28-29, Lines 18-34, by deleting said lines; and

Further amend said bill and section, Page 29, Line 35, by deleting the number "**(2)**" and inserting in lieu thereof the number "**5.**"; and

Further amend said bill, page, and section, Line 38, by deleting the number "**8.**" and inserting in lieu thereof the number "**6.**"; and

Further amend said bill, Page 31, Section 475.130, Lines 61-63, by deleting said lines; and

Further amend said bill, page, and section, Line 64, by deleting said line and inserting in lieu thereof the following:

"**(12) Deposit funds in a bank;**"; and

Further amend said bill, page, and section, Lines 65-67, by deleting said lines; and

Further amend said bill, page, and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill and section, Page 32, Lines 70-73, by deleting said lines; and

Further amend said bill, page, and section, Lines 75-76, by deleting said lines and inserting in lieu thereof the words "**protection of estate assets;**"; and

Further amend said bill, page, and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 33, Section 475.270, Lines 31-32, by deleting said lines and inserting in lieu thereof the following:

"**(7) A plan for the coming year; and**"; and

Further amend said bill, Pages 35-36, Section 475.322, Lines 1-46, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 37-38, Section 475.344, Lines 1-13, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 806, Page 10, Section 475.050, Lines 19-20, by deleting said lines and inserting in lieu thereof the following:

"**disabled person. If the incapacitated or disabled person is a minor under the care of the children's division and is entering adult guardianship or conservatorship, it shall be a rebuttable presumption that he or she has no relative suitable and willing to serve as guardian or conservator.**"; and

Further amend said bill, Page 16, Section 475.075, Lines 23-27, by deleting said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

(1) Costs;

(2) Expenses of administration;

(3) Exempt property, family and homestead allowances;

(4) Funeral expenses;

(5) Debts and taxes due the United States of America;

(6) **Debts for medical assistance due to the state of Missouri under section 473.398;**

(7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;

[(7)**] (8)** Debts and taxes due the state of Missouri, any county, or any political subdivision of the state

of Missouri;

[(8)**] (9)** Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;

[(9)**] (10)** All other claims not barred by section 473.360.

473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.

2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of **[**the seventh**] either the sixth or eighth** class under **[**subdivision (7)**] subdivisions (6) and (8)** of section 473.397.

3. Such claim shall not be filed or allowed if it is determined that:

(1) The cost of collection will exceed the amount of the claim;

(2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of the decedent to reasonable care and support from the estate.

4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to **[**the following items which are deemed to be competent and substantial evidence of payment:

(1)**]** computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant**[**; and

(2) The certified statement of the treasurer or his designee that the payment was made**], which shall be deemed to be competent and substantial evidence of payment**.

5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.

6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 806, Page 25, Section 475.083, Line 59, by inserting immediately after said section and line the following:

"**475.084. If a guardian has been appointed for a minor under the provisions of subdivision (2) of subsection 4 of section 475.030, then a parent of the minor may petition the court for periods of visitation. The court may order visitation if visitation is in the best interest of the child.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting immediately after all of said section and line the following:

"451.090. 1. No recorder shall, in any event except as herein provided, issue a license authorizing the marriage of any person under **[**fifteen**]** **seventeen** years of age; provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only **[**for good cause shown and by reason of such unusual conditions as to**]** **after a hearing has been held in which the parties present evidence to the court that would** make such marriage advisable. **The court, in its order, shall determine that there is no evidence of coercion or abuse of either person entering the marriage.**

2. No recorder shall issue a license authorizing the marriage of any male under the age of eighteen years or of any female under the age of eighteen years, except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths. **In no instance shall a license be issued authorizing the marriage of any person twenty-one years of age or older if the other party to the marriage is under seventeen years of age or if either party is under fifteen years of age.**

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether the male is under the age of eighteen years or the female under the age of eighteen years, and if the male is under the age of eighteen years or the female is under the age of eighteen years, the name of the custodial parent or guardian consenting to such marriage. **Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SCS** for **SB 892**, with **HA 1**, **HA 2**, **HA 3**, **HA 4** and **HA 5**: Senators Walsh, Sifton, Munzlinger, Cunningham and Crawford.

REFERRALS

President Pro Tem Richard referred **SCR 55** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard referred **HCS** for **HB 1456**, with **SCS**; **HCS** for **HB 1872**; **HB 1516**; **HCS** for **HB 1388**, with **SCS**; and **HB 1719**, with **SCS**, to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Ella Glaser, Jefferson City.

Senator Walsh introduced to the Senate, Brett A. Combs, Wichita, Kansas; and Nickolas Allison, Eldorado Springs.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

_____

SIXTY-SIXTH DAY–TUESDAY, MAY 8, 2018

_____

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2538-Pietzman
HB 2499-Hansen
HB 2438-Remole
HCS for HB 2407
HCS for HB 1739
HCS for HB 1554
HCB 23-Dogan
HCS for HB 2019

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HB 1267-Lichtenegger (Munzlinger)
2. HB 1415-Lauer (Wasson)
3. HB 1968-Grier (Schatz)
4. HB 2330-Beck (Sifton)
5. HB 1887-Bahr (Onder)
6. HB 1247-Pike (Onder)
7. HB 1831-Ruth (Wieland)
8. HCS for HB 1635, with SCS (Wallingford)

9. HCS for HB 2171 (Sater)
10. HCS for HB 1364, with SCS (Munzlinger) (In Fiscal Oversight)
11. HB 1646-Eggleston (Hegeman)
12. HB 1809-Tate (Schatz)
13. HB 1252-Plocher (Riddle)
14. HCS for HB 1251, with SCS (Crawford)
15. HCS#2 for HB 1503, with SCS (Hoskins)
16. HCS for HB 1614 (Hegeman)
17. HCS for HB 1264 (Hegeman)
18. HCS for HB 1611 (Riddle)
19. HCS for HB 2119 (Rowden)
20. HCS for HB 2079, with SCS (Crawford)
21. HCS for HB 1710, with SCS (Eigel)
22. HB 1484-Brown (57) (Romine)
23. HJR 59-Brown (57) (Romine)
24. HCS for HB 2017 (Brown)
25. HCS for HB 2018 (Brown)
26. HB 2183-Bondon (Crawford)
27. HCS for HB 2216, with SCS (Emery)
28. HCS for HB 1456, with SCS (Wallingford) (In Fiscal Oversight)
29. HCS for HB 1872 (Hegeman) (In Fiscal Oversight)
30. HB 1998-Bondon, with SCS (Emery)
31. HB 1516-Wiemann (Riddle) (In Fiscal Oversight)
32. HCS for HB 1388, with SCS (Schatz) (In Fiscal Oversight)
33. HB 1719-Grier, with SCS (Riddle) (In Fiscal Oversight)
34. HB 2179-Richardson (Kehoe)
35. HB 2043-Tate (Wasson)
36. HB 1558-Neely, with SCS (Romine)
37. HB 1389-Fitzpatrick, with SCS (Schatz)
38. HB 1633-Corlew, with SCS (Dixon)
39. HB 1250-Plocher, with SCS (Dixon)
40. HCS for HB 2042, with SCS (Dixon)
41. HCS for HB 1868, with SCS (Riddle)
42. HCS for HB 2249, with SCS (Riddle)
43. HCS for HB 2540, with SCS (Eigel)
44. HCS for HB 2129 (Romine)
45. HB 1446-Eggleston, with SCS (Sater)
46. HCS for HBs 2337 & 2272, with SCS (Wieland)
47. HCS for HBs 2277 & 1983, with SCS
48. HCS for HB 2031 (Hoskins)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz

SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 1288, 1377 & 2050, with SCS (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
SS for SCS for HB 1350-Smith (163) (Rowden)
SS for SCS for HB 1355-Phillips (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1461 (Rowden)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
SS for HCS for HB 1606 (Romine) (In Fiscal Oversight)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HBs 1729, 1621 & 1436 (Brown)
HB 1769-Mathews, with SCS (Schatz)
HCS for HB 1796, with SS (pending) (Rowden)
HCS for HB 1991, with SCS (Rowden)
HB 2026-Wilson, with SCS (Rowden)
HB 2044-Taylor, with SCS (pending) (Dixon)
HB 2122-Engler, with SCS (Schatz)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 660-Riddle, with HCS, as amended
SB 687-Sater, with HCS, as amended
SCS for SB 718-Eigel, with HCS, as amended
SB 768-Hoskins, with HA 1 & HA 2, as amended
SB 806-Crawford, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
SS for SB 608-Hoskins, with HCS
SS for SCS for SB 707-Schatz, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5
HB 1291-Henderson, with SS for SCS, as amended (Romine)
(House adopted CCR and passed CCS)
HB 1858-Christofanelli, with SS (Eigel)
HCS for HB 1879, with SS for SCS, as amended (Cunningham)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 35-Hegeman
SCR 50-Hegeman
SCR 52-Emery
HCR 70-Franks, Jr. (Nasheed)

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SIXTH DAY—TUESDAY, MAY 8, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Thus far the Lord has helped us." (1 Samuel 7:12b)

Loving God, we know that thus far we have completed the work that has come before us for which we are most grateful that Your guidance has brought us to this point. Now we pray for Your continual help in all that remains to be done, mindful of the obligations we have taken on both here and at home. So we call upon You to strengthen and help us to give fully of ourselves knowing it is the right thing to do. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 2019, regarding the death of Gary L. Hahn, Mexico, which was adopted.

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2020

Notice of Proposed Rule Change

Notice is hereby given by the Senator from the Thirty–fourth District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, First Regular Session, that the Senate Rules be amended by adding Senate Rule 103 to read as follows:

"**Rule 103. All staff of a senator and senate staff shall disclose to the secretary of the senate any relationship, financial or otherwise, that such person has with an organization exempt from taxation under Section 501(c)(4) of the Internal Revenue Code. Such disclosure information shall be made available to all senators upon request.**"

President Pro Tem Richard assumed the Chair.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: The House of Representatives neglected to adopt the House Committee Substitute for Senate Committee Substitute for Senate Bill 718 as amended. Therefore, the House is requesting the Senate return Senate Committee Substitute for Senate Bill No. 718 as amended in order for the House of Representatives to take up and adopt the House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718 as amended.

PRIVILEGED MOTIONS

Senator Eigel moved that **SCS** for **SB 718** be returned to the House of Representatives per their request.

At the request of Senator Eigel, the above motion was withdrawn.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HCR 77**.

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE CONCURRENT RESOLUTION NO. 77

WHEREAS, the Bangert Island riverfront transformational project will transform the St. Charles riverfront into a center for economic prosperity; and

WHEREAS, the Bangert Island riverfront transformational project will provide a unique Missouri river island recreational attraction; and

WHEREAS, the Bangert Island riverfront transformational project will provide Missouri river aquatic habitat restoration; and

WHEREAS, the Bangert Island riverfront transformational project will provide 4,000 new jobs; and

WHEREAS, the Bangert Island riverfront transformational project, according to economic modeling, will result in a $1.5 billion economic impact; and

WHEREAS, a modeling study produced by the United States Army Corps of Engineers for restoration of Bangert Island concluded that

navigation will not be disturbed by the proposed side channel project; and

WHEREAS, the City of St. Charles desires to work with the United States Army Corps of Engineers to advance a Section 1135 project, which would improve aquatic habitats and restore Bangert Island; and

WHEREAS, the City of St. Charles will cost share toward construction of the Bangert Island project:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby endorse the Bangert Island riverfront transformational project; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Governor and all elected federal delegates of Missouri.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 793**, entitled:

An Act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, 221.044, 567.020, 567.030, 567.050, 567.060, and 589.400, RSMo, and to enact in lieu thereof twenty-eight new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date for certain sections.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2 as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 793, Page 22, Section 221.044, Line 5, by inserting immediately after said section and line the following:

"478.625. 1. Beginning on January 1, 2003, there shall be three circuit judges in the nineteenth judicial circuit consisting of the county of Cole.

2. One circuit judge shall be first elected in 1982. The second circuit judge shall be first elected in 1984. The third circuit judge shall be first elected in 2002.

3. Effective January 1, **[**2003**] 2021**, **in compliance with section 478.320,** there shall be **[**one less**] two** associate circuit **[**judge**] judges** in Cole County **[**than is provided pursuant to section 478.320**]**. **The second associate circuit judge shall be first elected in 2020.**"; and

Further amend said bill, Page 29, Section 1, Line 3, by inserting immediately after said section and line the following:

"**[**478.375. At such time as a new jail or law enforcement center is constructed within the sixth judicial circuit, a new circuit judgeship shall be added.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Bill No. 793, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"Amend House Committee Substitute for Senate Bill No. 793, Page 22, Section 211.435, Line 7, by deleting the word "**used**" and inserting in lieu thereof the following:

"**distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425**"; and

Further amend said bill, Page 29, Section 610.131, Line 20,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 793, Page 29, Section 610.131, Line 20, by inserting after said section and line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, 571.030, 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130,

575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; and

(10) Any violations of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court

may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) **At the time the petition is filed,** it has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude

applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **SB 892**, with **HA 1**, **HA 2**, **HA 3**, **HA 4** and **HA 5**. Representatives: Walker (3), Bondon, Taylor, Anders, Morgan.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2644**, entitled:

An Act to repeal section 178.930, RSMo, and to enact in lieu thereof one new section relating to sheltered workshops, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **HB 1858**, and has taken up and passed **CCS** for **SS** for **HB 1858**.

HOUSE BILLS ON THIRD READING

HCS for **HBs 1288**, **1377** and **2050**, with **SCS**, entitled:

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, 135.630, and 135.647, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations, with an effective date.

Was taken up by Senator Dixon.

SCS for **HCS** for **HBs 1288**, **1377** and **2050**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 1288, 1377 and 2050

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, 135.630, and 135.647, RSMo, and to enact in lieu thereof seven new sections relating to tax credits for contributions to certain benevolent organizations.

Was taken up.

Senator Dixon moved that **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** be adopted.

Senator Dixon offered **SS** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 1288, 1377 and 2050

An Act to repeal sections 135.090, 135.341, 135.562, 135.600, 135.621, 135.630, 135.647, and 135.800, RSMo, and to enact in lieu thereof nine new sections relating to tax credits for contributions to certain benevolent organizations.

Senator Dixon moved that **SS** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** be adopted.

President Parson assumed the Chair.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 1288, 1377 and 2050, Page 11, Section 135.600, Line 6 of said page, by inserting immediately

after "(3)" the following: " **"Medically accurate information", information that is:**

(a) Verified or supported by the weight of medical research conducted in compliance with accepted scientific methods;

(b) Recognized as correct and objective by leading medical organizations with relevant expertise or government agencies, including, but not limited to:

a. American Medical Association;

b. American Academy of Pediatrics;

c. Centers for Disease Control and Prevention;

d. Food and Drug Administration;

e. National Cancer Institute;

f. American Psychological Association; or

g. National Institute for Health;

(4)"; and renumber the remaining subdivision accordingly; and

Further amend said bill and section, page 14, line 21 of said page, by inserting immediately after "9." the following: "**In order to be eligible for tax credits under this section, a maternity home or its officers, agents, employees, or volunteers shall provide medically accurate information to its clients.**

10."; and

Further amend said bill, page 19, section 135.630, line 13 of said page, by inserting immediately after "(3)" the following: " **"Medically accurate information", information that is:**

(a) Verified or supported by the weight of medical research conducted in compliance with accepted scientific methods;

(b) Recognized as correct and objective by leading medical organizations with relevant expertise or government agencies, including, but not limited to:

a. American Medical Association;

b. American Academy of Pediatrics;

c. Centers for Disease Control and Prevention;

d. Food and Drug Administration;

e. National Cancer Institute;

f. American Psychological Association; or

g. National Institute for Health;

(4)"; and renumber the remaining subdivisions accordingly; and

Further amend said bill and section, page 23, line 20 of said page, by inserting immediately after "9." the following: "**In order to be eligible for tax credits under this section, a pregnancy resource center**

or its officers, agents, employees, or volunteers shall provide medically accurate information to its clients.

10.".

Senator Schupp moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Dixon requested a roll call vote be taken on the adoption of **SA 1**. He was joined in his request by Senators Eigel, Koenig, Onder and Schupp.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton	Walsh—9					

NAYS—Senators

Brown	Crawford	Cunningham	Dixon	Eigel	Emery	Hegeman
Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder	Richard
Riddle	Romine	Rowden	Sater	Schatz	Wallingford	Wasson
Wieland—22						

Absent—Senators

Cierpiot	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 1288, 1377 and 2050, Page 35, Section 135.1125, Line 11, by inserting after all of said line the following:

"**135.2500. 1. As used in this section, the following terms mean:**

(1) "Approved emergency generator", an emergency generator that provides emergency power to life support systems as required by the 1993 NFPA 99;

(2) "Department", the department of health and senior services;

(3) "Qualifying facility", any intermediate care facility or skilled nursing facility, as those terms are defined in section 198.006, which was built according to plans approved by the department on or before December 31, 1998, and which does not maintain an approved emergency generator.

2. For all tax years beginning on or after January 1, 2019, a qualifying facility shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the cost of installing or upgrading to an approved emergency generator.

3. Any amount of tax credit which exceeds the tax due shall not be refunded but may be carried over to any subsequent taxable year, not to exceed a total of five years.

4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, 2022, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a qualified facility's ability to redeem such tax credits."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Dixon raised the point of order that **SA 2** is out of order as it goes beyond the scope and title of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Dixon, the point of order was withdrawn.

SA 2 was again taken up.

At the request of Senator Dixon, **SS** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** was withdrawn, rendering **SA 2** moot.

Senator Dixon offered **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 1288, 1377 and 2050

An Act to repeal sections 135.341, 135.600, 135.630, 135.647, and 135.800, RSMo, and to enact in lieu thereof seven new sections relating to tax credits for contributions to certain benevolent organizations.

Senator Dixon moved that **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** be adopted, which motion prevailed.

President Parson assumed the Chair.

Senator Dixon moved that **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** be read the 3rd time and passed and was recognized to close.

President Pro Tem Richard referred **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** to the Committee on Fiscal Oversight.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 49**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 53**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 96**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 69**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 63**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HB 2538—Agriculture, Food Production and Outdoor Resources.

HB 2499—Judiciary and Civil and Criminal Jurisprudence.

HB 2438—Small Business and Industry.

HCS for **HB 2407**—Health and Pensions.

HCS for **HB 1739**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1554**—Health and Pensions.

HCB 23—Local Government and Elections.

HCS for **HB 2019**—Appropriations.

PRIVILEGED MOTIONS

Senator Riddle moved that the Senate refuse to concur in **HCS**, as amended, for **SB 660** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 2021, regarding Jeff Head, West Plains, which was adopted.

Senator Hoskins offered Senate Resolution No. 2022, regarding Terry Bond, Leeton, which was adopted.

Senator Hoskins offered Senate Resolution No. 2023, regarding Penelope Kuhn, Concordia, which was adopted.

Senator Romine offered Senate Resolution No. 2024, regarding Eagle Scout Aaron Robert Wright, Mineral Point, which was adopted.

Senator Romine offered Senate Resolution No. 2025, regarding Lisa Roberts, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 2026, regarding Eileen Bell, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 2027, regarding Jack E. Kienzle, Saint Louis, which was adopted.

Senator Romine offered Senate Resolution No. 2028, regarding Cynthia Shropshire, Dittmer, which was adopted.

Senator Romine offered Senate Resolution No. 2029, regarding Denise Corio, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 2030, regarding Margie Coleman, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 2031, regarding Christopher Goodwin, Potosi, which was adopted.

Senator Sifton offered Senate Resolution No. 2032, regarding Brooke Frost, Saint Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 2033, regarding Sabreena Colleen Leach, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 2034, regarding Nickolas Allison, Eldorado Springs, which was adopted.

Senator Walsh offered Senate Resolution No. 2035, regarding Brett A. Combs, Wichita, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 2036, regarding Malik Henry, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 2037, regarding Justin A. McPherson, Ellisville, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 2038, regarding Tori L. Jones, Jefferson City, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 2039, regarding Sierra N. Baxter, Columbia, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 2040, regarding Sikudhani McCowan, which was adopted.

Senator Hummel offered Senate Resolution No. 2041, regarding Estella Marie Daly, St. Louis, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 4:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
May 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

Daniel B. Oerther, 200 Lovers Lane, Rolla, Phelps County, Missouri 65401, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2019, and until his successor is duly appointed and qualified; vice, Adrienne A. Fly, term expired.

Sandra McLaughlin, 3724 North Indiana Avenue, Kansas City, Clay County, Missouri 64117, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, John Young, term expired.

Jamie S. Kondis, 250 South Brentwood Boulevard, Unit 1-A, Clayton, Saint Louis County, Missouri 63105, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Jamie S. Kondis, reappointed.

Nicole E. Wood, Republican, 583 East Capri Drive, Bonne Terre, Saint Francois County, Missouri 63628, as a member of the Conservation Commission, for a term ending June 30, 2023, and until her successor is duly appointed and qualified; vice, Nicole E. Wood, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Richard moved that the above appointments be returned to the Governor per his request, which motion prevailed.

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
May 8, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Victor E. Callahan, Democrat, 132 East Short, Independence, Jackson County, 64050, as a member of the State Tax Commission, for a term ending January 23, 2024, and until his successor is duly appointed and qualified; vice, Victor E. Callahan, reappointed.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above reappointment to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HCS** for **HB 1364**, with **SCS** and **SS** for **HCS** for **HB 1606**, as amended, begs leave to report that it has considered the same and recommends that the bills do pass.

PRIVILEGED MOTIONS

Senator Hoskins moved that **SB 768**, with **HA 1** and **HA 2**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Schaaf—1

Absent—Senator Rowden—1

Absent with leave—Senators—None

Vacancies—1

HA 2, as amended, was taken up.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed by the following

vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Chappelle-Nadal	Nasheed	Schaaf	Schupp—4

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hoskins, **SB 768**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Dixon	Emery	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Chappelle-Nadal	Cunningham	Schaaf	Schupp—4

Absent—Senators

Curls	Eigel	Schatz—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

HOUSE BILLS ON THIRD READING

At the request of Senator Munzlinger, **HB 1267** was placed on the Informal Calendar.

At the request of Senator Wasson, **HB 1415** was placed on the Informal Calendar.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HB 2015**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

HOUSE BILLS ON THIRD READING

HB 1968 was placed on the Informal Calendar.

At the request of Senator Sifton, **HB 2330** was placed on the Informal Calendar.

At the request of Senator Onder, **HB 1887** was placed on the Informal Calendar.

At the request of Senator Onder, **HB 1247** was placed on the Informal Calendar.

At the request of Senator Wieland, **HB 1831** was placed on the Informal Calendar.

At the request of Senator Wallingford, **HCS** for **HB 1635**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Sater, **HCS** for **HB 2171** was placed on the Informal Calendar.

At the request of Senator Munzlinger, **HCS** for **HB 1364**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Hegeman, **HB 1646** was placed on the Informal Calendar.

HB 1809 was placed on the Informal Calendar.

HB 1252 was placed on the Informal Calendar.

At the request of Senator Crawford, **HCS** for **HB 1251**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Hoskins, **HCS No. 2** for **HB 1503**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Hegeman, **HCS** for **HB 1614** was placed on the Informal Calendar.

At the request of Senator Hegeman, **HCS** for **HB 1264** was placed on the Informal Calendar.

At the request of Senator Riddle, **HCS** for **HB 1611** was placed on the Informal Calendar.

At the request of Senator Rowden, **HCS** for **HB 2119** was placed on the Informal Calendar.

At the request of Senator Crawford, **HCS** for **HB 2079**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1710**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Romine, **HB 1484** was placed on the Informal Calendar.

At the request of Senator Romine, **HJR 59** was placed on the Informal Calendar.

At the request of Senator Brown, **HCS** for **HB 2017** was placed on the Informal Calendar.

At the request of Senator Brown, **HCS** for **HB 2018** was placed on the Informal Calendar.

At the request of Senator Crawford, **HB 2183** was placed on the Informal Calendar.

At the request of Senator Emery, **HCS** for **HB 2216**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Emery, **HB 1998**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Kehoe, **HB 2179** was placed on the Informal Calendar.

At the request of Senator Wasson, **HB 2043** was placed on the Informal Calendar.

At the request of Senator Romine, **HB 1558**, with **SCS**, was placed on the Informal Calendar.

HB 1389, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1364**, with **SCS**, entitled:

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to transportation and delivery of petroleum products.

Was called from the Informal Calendar and taken up by Senator Munzlinger.

SCS for **HCS** for **HB 1364**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1364

An Act repeal sections 292.606, 319.129, and 414.032, RSMo, and to enact in lieu thereof three new sections relating to petroleum products.

Was called from the Informal Calendar and taken up.

Senator Munzlinger moved that **SCS** for **HCS** for **HB 1364** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **HCS** for **HB 1364**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1364

An Act to repeal sections 292.606, 319.129, and 414.032, RSMo, and to enact in lieu thereof four new sections relating to petroleum products.

Senator Munzlinger moved that **SS** for **SCS** for **HCS** for **HB 1364** be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **HCS** for **HB 1364** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Koenig—1

Absent—Senators
Cierpiot Sater—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1415, introduced by Representative Lauer, entitled:

An Act to amend chapters 160 and 168, RSMo, by adding thereto two new sections relating to educational workforce development.

Was called from the Informal Calendar and taken up by Senator Wasson.

Senator Wasson offered **SS** for **HB 1415**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1415

An Act to repeal sections 162.1115, 178.550, 620.809, and 620.2020, RSMo, and to enact in lieu thereof seven new sections relating to workforce development.

Senator Wasson moved that **SS** for **HB 1415** be adopted.

Senator Romine offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1415, Page 10, Section 178.550, Line 19 of said page, by inserting after all of said line the following:

"**178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six hour or longer day worked by a handicapped employee.**

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:

(1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and

(2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location."; and

Further amend said bill, page 30, section 620.2020, line 23 of said page, by inserting after all of said line the following:

"**[**178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.

(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.

2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.

3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem Revolving Fund" which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.

4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund

at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.**]**

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later."; and

Further amend the title and enacting clause accordingly.

Senator Romine moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Wasson, **HB 1415**, with **SS**, as amended, was placed on the Informal Calendar.

HB 2330, introduced by Representative Beck, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

Was taken up by Senator Sifton.

President Pro Tem Richard assumed the Chair.

On motion of Senator Sifton, **HB 2330** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Eigel	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sifton, title to the bill was agreed to.

Senator Sifton moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1769, introduced by Representative Mathews, with **SCS**, entitled:

An Act to repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the

offense of filing false documents, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator Schatz.

SCS for **HB 1769**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1769

An Act to repeal sections 303.025, 400.9-501, 488.029, 556.061, 565.252, 566.147, 577.001, 577.010, 577.013, 577.014, 579.020, 579.065, 579.068, and 595.045, RSMo, and to enact in lieu thereof fifteen new sections relating to criminal offenses, with penalty provisions.

Was taken up.

Senator Schatz moved that **SCS** for **HB 1769** be adopted.

President Parson assumed the Chair.

Senator Schatz offered **SS** for **SCS** for **HB 1769**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1769

An Act to repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the offense of filing false documents, with penalty provisions.

Senator Schatz moved that **SS** for **SCS** for **HB 1769** be adopted.

Senator Nasheed offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1769, Page 2, Section 400.9-501, Line 2 of said page, by inserting immediately after said line the following:

"565.027. 1. A person commits the offense of involuntary manslaughter in the second degree if he or she

(1) Acts with criminal negligence to cause the death of any person**; or**

(2) Knowingly incites any person to commit self-murder, including through the use of telephone or electronic communications, and such incitement results in the death of such person.

2. The offense of involuntary manslaughter in the second degree is a class E felony, unless the victim is intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class D felony."; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted.

Senator Schatz raised the point of order that **SA 1** is out of order as it goes beyond the scope and title of the bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Schatz moved that **SS** for **SCS** for **HB 1769** be adopted, which motion prevailed.

Senator Schatz moved that **SS** for **SCS** for **HB 1769** be read the 3rd time and passed and was recognized to close.

President Pro Tem Richard referred **SS** for **SCS** for **HB 1769** to the Committee on Fiscal Oversight.

Senator Wasson moved that **HB 1415**, with **SS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HB 1415** was again taken up.

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 1415, Page 4, Section 162.1115, Line 5, by inserting after all of said line the following:

"**167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:**

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

(12) An elementary school counselor, appointed by a statewide association of school counselors;

(13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

(1) Gives students an opportunity to explore various career and educational opportunities by:

(a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;

(b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;

(c) Describing technical degrees offered by colleges;

(d) Explaining the courses and educational experiences offered at community colleges;

(e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;

(f) Advising students of any advanced placement courses that they may take at the school;

(g) Describing any opportunities at the school for dual enrollment;

(h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;

(i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;

(j) Describing the availability of virtual courses;

(k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;

(m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;

(n) Advising students of the resources offered by workforce or job centers;

(o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;

(p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;

(q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;

(r) Administering a basic math test to students so that they can assess their math skills;

(s) Administering a basic writing test to students so that they can assess their writing skills;

(t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and

(u) Explaining how to complete college applications and the Free Application for Federal Student Aid;

(2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;

(3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Wasson moved that **SS** for **HB 1415**, as amended, be adopted, which motion prevailed.

Senator Wasson moved that **SS** for **HB 1415**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Richard referred **SS** for **HB 1415**, as amended, to the Committee on Fiscal Oversight.

HB 1831, introduced by Representative Ruth, entitled:

An Act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday.

Was called from the Informal Calendar and taken up by Senator Wieland.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Bill No. 1831, Page 1, Section 144.049, Line 8, by inserting immediately after "(2)" the following:

" **" Feminine hygiene products", tampons, pads, liners, and cups;**

(3)"; and further amend line 14, by striking "(3)" and inserting in lieu thereof "**(4)**"; and

Further amend said bill and section, page 2, line 26, by striking "and"; and further amend line 28, by inserting immediately after "dollars," the following: "**and all retail sales of feminine hygiene products,**".

Senator Schupp moved that the above amendment be adopted.

Senator Schaaf offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to House Bill No. 1831, Page 1, Line 9, by striking the word "and"; and further amend line 10 by inserting after the word "products," the following: "**automobiles, motorcycles, and yachts,**".

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Wieland, **HB 1831**, with **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

HB 1887, introduced by Representative Bahr, entitled:

An Act to amend chapter 442, RSMo, by adding thereto one new section relating to restrictive covenants.

Was called from the Informal Calendar and taken up by Senator Onder.

On motion of Senator Onder, **HB 1887** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Sater—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 1635**, with **SCS**, entitled:

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof twelve new sections relating to sexual assault reporting in long-term care facilities, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator Wallingford.

SCS for **HCS** for **HB 1635**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO.1635

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

Was taken up.

Senator Wallingford moved that **SCS** for **HCS** for **HB 1635** be adopted, which motion prevailed.

On motion of Senator Wallingford, **SCS** for **HCS** for **HB 1635** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Cunningham requested unanimous consent of the Senate that **SS** for **SCS** for **HB 1769** be returned by the Committee on Fiscal Oversight as it was inadvertently referred to such committee, which request was granted.

PRIVILEGED MOTIONS

Senator Eigel moved that the Senate return **SCS** for **SB 718** to the House for adoption of **HCS** for **SCS** for **SB 718**, as amended, per their request, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 2171**, entitled:

An Act to repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

Was called from the Informal Calendar and taken up by Senator Sater.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Committee Substitute for House Bill No. 2171, Page 2, Section 209.030, Line 19, by inserting immediately after "services" the following: "**. The department of social services shall notify eligible blind persons with valid driver's licenses that they shall surrender such licenses within sixty days of approval for a blind pension. Upon receipt of a relinquished license under this subdivision, the department of revenue shall, if requested by the person, issue a nondriver's license card compliant with the provisions of chapter 302 at no charge to the person. The department of social services and the department of revenue shall jointly establish procedures and shall share any information necessary to implement this subdivision**".

Senator Schupp moved that the above amendment be adopted.

At the request of Senator Sater, **HCS** for **HB 2171**, with **SA 1** (pending), was placed on the Informal

Calendar.

Senator Romine moved that **SS** for **HCS** for **HB 1606**, as amended, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HCS** for **HB 1606**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senators

Nasheed Richard—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Rowden moved that **SS** for **SCS** for **HB 1350**, as amended, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1350**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Eigel Schaaf—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Schatz moved that **SS** for **SCS** for **HB 1769** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1769** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Eigel	Koenig	Schaaf—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Schatz moved that **SS** for **SCS** for **HB 1355**, as amended, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1355**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 743**, entitled:

An Act to repeal sections 162.401 and 163.018, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education.

With House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9, as amended, House Amendment Nos. 10, 11, 12, House Substitute Amendment No. 1 for House Amendment No. 13, House Amendment Nos. 14, 15, 16, House Amendment No. 1 to House Amendment No. 17, House Amendment No. 17, as amended, and House Amendment Nos. 18, 19, 20, 22, 23, 24, 25.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall **[**continue to**]** handle the funds from the **career and technical student** organizations **[**in the same manner as it did during school year 2011-12**]**, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**160.430. 1. For purposes of this section and sections 160.432 and 160.435, "school of innovation" means a program approved by the school board of a school district with a curriculum, delivery method, or instructional model different from the traditional school model. A program qualifies as a school of innovation even if it does not have a building or facility that is separate from other district grade-level school buildings.**

2. Students may attend a school of innovation and still be considered enrolled in a traditional

school building for the purposes of cocurricular activities, extracurricular activities, and general courses available to both students in the school of innovation and students in the traditional public school setting.

3. The board of education of a school district may, by a majority vote of the entire board, establish a school of innovation. Before the vote, the board members shall prepare and distribute to all members a written description of the educational mission of the school of innovation, the research that supports that mission, the educational goals for the school of innovation, and the process the district intends to use to determine if the school of innovation is meeting those goals.

4. The school day, school hours, and school term of a school of innovation may be different from other schools in the district. Schools of innovation shall be required to meet the minimum school day or school term requirements in sections 160.011, 160.041, 171.031, and 171.033.

5. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a school of innovation shall equal, upon completion of the school year, one hundred five percent of the hours of attendance possible for the same or similar program delivered in the traditional school setting offered in the district. State funding shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of the program, with distribution of state funding to a school district at each increment equal to fifty-two and one-half percent of hours of attendance possible for the same or similar program delivered in the traditional program in the district.

6. For the first three years a school of innovation exists, the graduation rates, attendance rates, and scores on the statewide assessments established under section 160.518 of the students enrolled in the school of innovation shall not be considered when determining a district's accreditation status, unless the district chooses for those scores and rates to be considered.

7. The board of a school district that has established a school of innovation shall annually review the overall academic performance of the school of innovation and the progress the school of innovation has made toward achieving the educational goals set when the school was established. The board may, by a majority vote of the entire board, alter, amend, extend, or change the goals or educational mission of the school of innovation. The board may at any time vote to revoke the school's status as a school of innovation.

8. A superintendent of a school district with a school of innovation, or his or her designee, may assign specific teachers and district employees to a school of innovation, regardless of existing policies, practices, or collective bargaining agreements.

9. (1) The board of a school district that has established a school of innovation may, at its discretion, pay a teacher assigned to and teaching in the school of innovation more than what the teacher would otherwise receive on the teacher salary schedule in order to compensate for the additional training, alternative lesson plans, extended hours, and additional duties associated with the position.

(2) Teachers assigned to a school of innovation may earn tenure in the district, but the teachers have no right or entitlement to continue to work in a school of innovation.

(3) Teaching contracts for teachers assigned to a school of innovation shall not include a set number of days, months, or working hours. A teacher assigned to a school of innovation shall receive

a school calendar outlining general attendance expectations.

(4) If a district reassigns a teacher from a school of innovation and then pays the teacher on the teacher salary schedule for the district, the reassignment shall not be considered a demotion under sections 168.102 to 168.130, even if the teacher's compensation is reduced.

10. Notwithstanding any provision of chapter 169 or any other provision of law, a teacher receiving retirement benefits under chapter 169 may, without losing his or her retirement benefits, teach on a full-time or part-time basis in a school of innovation if the teacher is certificated and has teaching experience in a subject that is essential to the mission of the school of innovation and the district can demonstrate that it has been unsuccessful in employing a teacher with the same certification and relevant experience in the subject area. A retired teacher who is employed to work at a school of innovation under this subsection shall not be eligible to earn tenure.

11. A school district that establishes a school of innovation may allow students who are not residents of the district to attend the school of innovation upon payment of tuition by the student, parents, or the student's resident school district or charter school. The school district that establishes the school of innovation shall not be responsible for the transportation of nonresident students. A school district may enter into an agreement with the district that has established the school of innovation to share staff, facilities, or other resources in lieu of or in addition to tuition.

12. (1) The board of a school district that has established or that seeks to establish a school of innovation may apply to the state board of education for a waiver of a state statute or regulation that impedes the establishment of a school of innovation or that is otherwise a barrier to the innovative educational mission.

(2) The state board of education shall hold a public hearing to determine if a waiver should be granted. The state board of education may, by a majority vote of the entire state board, waive a state statute or regulation for the limited purpose of operating the school of innovation. Such waiver shall last three years and may be extended by the state board of education for three-year terms upon evidence that the waiver has resulted in the desired educational innovation and opportunity.

13. The department of elementary and secondary education shall review all existing laws, regulations, and processes and take action to remove any identified barriers to school districts using innovative education models. The department of elementary and secondary education shall report to the governor before December 1, 2018, any state or federal statutes or regulations that could impede the establishment of schools of innovation.

14. Subject to appropriation, the governor, or a task force appointed by the governor, shall annually award ten competitive grants to school districts for the establishment, implementation, or expansion of schools of innovation.

160.432. A school district may enter into an agreement with one or more other school districts to provide students access to courses or schools, including schools of innovation. School districts may enter into agreements to share staff, facilities, or other resources in lieu of or in addition to tuition paid by a district for its students to access the courses or schools, including schools of innovation. The school district sponsoring the course or school, including the school of innovation, shall retain financial and legal responsibility unless determined otherwise in the agreement.

160.435. 1. A school district may enter into an agreement with one or more other school districts

to cooperatively provide schools to educate resident students of all participating districts. Such schools shall be known as "cooperative schools". Cooperative school services may be provided in the facilities of any of the cooperating districts or in facilities leased by the cooperating districts or through a third–party vendor. The agreement shall describe the nature of the services to be provided. Services may include full-day instruction, individual courses, a specialized program of studies, or the establishment of a shared school of innovation.

2. Districts participating in a cooperative school shall equally share financial and legal responsibility for the school, courses, and employees assigned to such schools and courses, unless otherwise determined in the agreement. Participating districts shall contribute funds, facilities, staff, or other resources to operate the cooperative school as determined in the agreement.

3. A cooperative school shall be governed by a committee, with one appointed representative from each participating school district. The committee shall have the legal authority to create and oversee a budget, enter into contracts, employ staff, and pay bills associated with the cooperative school. The financial resources devoted to the cooperative school by the participating districts shall be kept in a separate account, shall be solely devoted to the cooperative school, and shall carry over from year to year to the benefit of the cooperative school.

4. If an agreement under this section expires and no new agreement is reached, a cooperative school may be dissolved by a unanimous vote of the representatives on the committee governing the cooperative school or by a vote of the boards of education of all the participating school districts. If dissolved, all resources, debt, or legal liability incurred shall be divided in accordance with the agreement.

5. Eligible students from participating districts shall have an equal opportunity to attend the cooperative school, as determined by the agreement. Any student enrolled in a participating district shall be reported by the sending participating district for state aid purposes. The cooperative school shall share information and student records with the school districts in which students are enrolled.

6. The committee governing the cooperative school shall employ teachers and other staff necessary to operate the cooperative school. The teaching or administrative contracts shall be with the committee governing the cooperative school rather than with the participating school districts. Teachers teaching at a cooperative school may earn tenure in the cooperative school in accordance with sections 168.102 to 168.130 but shall not earn tenure with any participating district based on employment in the cooperative school.

7. Teachers who were employed by a participating school district immediately before their employment with the cooperative school shall not lose years toward tenure in the participating district or lose tenure previously earned in the participating school district. However, the teacher shall not continue to earn years toward tenure in the participating district during his or her employment with the cooperative school.

8. If the committee governing the cooperative school determines that the school needs to reduce or rearrange staff due to a decrease in student enrollment, reorganization of the program, or financial conditions, teaching staff shall be placed on leaves of absence from the cooperative school in accordance with section 168.124. If a teacher is placed on leave of absence from the cooperative school but has previously earned tenure in a participating district immediately before his or her employment in the cooperative school, the participating district may reemploy the tenured teacher, and the teacher

shall be considered tenured upon reemployment. If a teacher is placed on leave of absence from the cooperative school but was a probationary teacher in a participating district immediately before his or her employment with the cooperative school, and the participating district reemploys the teacher, the teacher shall not have lost years toward tenure previously earned with the participating district.

160.545. 1. There is hereby established **[**within the department of elementary and secondary education**]** the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) **[**Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4)**]** Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

[(5)**] (4)** Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that

applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision **[**(5)**] (4)** of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 of this section.

8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection **[**10**] 11** of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least **[**three**] two** years **[**immediately prior to graduation**]** that meets the requirements of subsection 2 of this section; except that, students who are active duty military dependents, and students who are **[**dependants**] dependents** of retired military who relocate

to Missouri within one year of the date of the parent's retirement from active duty, who**[**, in the school year immediately preceding graduation,**]** meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the **[**three-year**]** **two-year** attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school **or through the semester immediately before taking the course for which he or she seeks reimbursement** as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department; and

(4) Who is a citizen or permanent resident of the United States.

9. **A student who meets the requirements established in subsection 8 of this section immediately before taking the course for which he or she seeks reimbursement shall receive reimbursement of the cost of tuition, books, and fees for any dual credit or dual enrollment course offered in a high school in association with a public community college or vocational or technical school, subject to the requirements of subsection 11 of this section. Eligible students who qualify for reimbursement under this subsection shall also receive reimbursement for the costs associated with an advanced placement course or test.**

10. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

[10.**]** **11.** For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill and page, Section 162.401, Line 9, by inserting immediately after said line the following:

"162.1250. 1. School districts shall receive state school funding under sections 163.031, 163.043, and 163.087 for resident students who are enrolled in the school district and who are taking a virtual course or full-time virtual program offered by the school district. The school district may offer instruction in a virtual setting using technology, intranet, and internet methods of communications that could take place outside

of the regular school district facility. The school district may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with district policy to any resident student of the district who is enrolled in the school district. Nothing in this section shall preclude a private, parochial, or home school student residing within a school district offering virtual courses or virtual programs from enrolling in the school district in accordance with the combined enrollment provisions of section 167.031 for the purposes of participating in the virtual courses or virtual programs.

2. Charter schools shall receive state school funding under section 160.415 for students enrolled in the charter school who are completing a virtual course or full-time virtual program offered by the charter school. Charter schools may offer instruction in a virtual setting using technology, intranet, and internet methods of communications. The charter school may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with school policy and the charter school's charter to any student enrolled in the charter school.

3. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a district or charter school virtual class shall equal, upon course completion, **[**ninety-four**]** **ninety-five** percent of the hours of attendance possible for such class delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven **and one-half** percent of hours of attendance possible for such course delivered in the nonvirtual program in a student's school district of residence or charter school.

4. When courses are purchased from an outside vendor, the district or charter school shall ensure that they are aligned with the **[**show-me curriculum**]** **state learning** standards and comply with state requirements for teacher certification. The state board of education reserves the right to request information and materials sufficient to evaluate the online course. Online classes should be considered like any other class offered by the school district or charter school.

5. Any school district or charter school that offers instruction in a virtual setting, develops a virtual course or courses, or develops a virtual program of instruction shall ensure that the following standards are satisfied:

(1) The virtual course or virtual program utilizes appropriate content-specific tools and software;

(2) Orientation training is available for teachers, instructors, and students as needed;

(3) Privacy policies are stated and made available to teachers, instructors, and students;

(4) Academic integrity and internet etiquette expectations regarding lesson activities, discussions, electronic communications, and plagiarism are stated to teachers, instructors, and students prior to the beginning of the virtual course or virtual program;

(5) Computer system requirements, including hardware, web browser, and software, are specified to participants;

(6) The virtual course or virtual program architecture, software, and hardware permit the online teacher or instructor to add content, activities, and assessments to extend learning opportunities;

(7) The virtual course or virtual program makes resources available by alternative means, including but not limited to, video and podcasts;

(8) Resources and notes are available for teachers and instructors in addition to assessment and assignment answers and explanations;

(9) Technical support and course management are available to the virtual course or virtual program teacher and school coordinator;

(10) The virtual course or virtual program includes assignments, projects, and assessments that are aligned with students' different visual, auditory, and hands-on learning styles;

(11) The virtual course or virtual program demonstrates the ability to effectively use and incorporate subject-specific and developmentally appropriate software in an online learning module; and

(12) The virtual course or virtual program arranges media and content to help transfer knowledge most effectively in the online environment.

6. Any special school district shall count any student's completion of a virtual course or program in the same manner as the district counts completion of any other course or program for credit.

7. A school district or charter school may contract with multiple providers of virtual courses or virtual programs, provided they meet the criteria for virtual courses or virtual programs under this section.

162.1251. 1. Any individual, organization, company, or charter school that offers a virtual course in Missouri, other than a school district, may request certification of the course by the department of elementary and secondary education. The department shall certify only courses that meet the following requirements as well as other factors determined relevant by the department to verify quality:

(1) The course is aligned with the state learning standards;

(2) The course is taught by a teacher who is certificated to teach in the state of Missouri;

(3) The course and its delivery method meet federal accessibility requirements to accommodate those who are disabled;

(4) The course complies with state and federal privacy requirements for student records;

(5) The course meets the same requirements imposed on virtual courses under section 162.1250;

(6) The course provider does not discriminate on the basis of race, color, religion, sex, national origin, ancestry, disability, English language learner status, or income level; and

(7) If the department requires that school districts administer a statewide assessment or end-of-course assessment in relation to the course, the course provider pays for and administers the assessment to students enrolled in the course.

2. The department of elementary and secondary education may charge a fee to all virtual course providers to pay for the costs of certification and recertification of virtual courses. The department may at any time request information and materials or interview staff or students to evaluate or reevaluate the virtual course or to verify continuing compliance with the requirements established by the department. The department shall investigate any complaint made against a virtual course provider. The department may revoke certification of a course or refuse to recertify a course if the course does not meet the requirements of this section or other relevant laws, the course provider does not comply with requests for information, or the department has articulable concerns regarding the quality of the course or the instruction provided in the course.

3. Each virtual course provider offering a course certified under this section shall annually report to the department of elementary and secondary education and post on the provider's website a report card detailing the number of students who have enrolled in the course and the number of students who have completed the course with a passing grade. If there is a statewide assessment or end-of-course assessment related to the course, the report card shall include the aggregate assessment scores of the students who took the assessment.

4. A virtual course provider offering a course certified under this section shall immediately transfer records upon the request of the parent, the student, or the school district or charter school that has paid for part or all of the virtual course for which the records are requested, regardless of whether additional tuition or fees are owed for the course. School districts and charter schools are required to accept transferred credit from any virtual course certified by the department of elementary and secondary education upon receipt of adequate records verifying completion of the course by the student.

5. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

162.1252. 1. (1) If a school district or charter school does not offer a particular course a student wishes to take or a course substantially similar to the course a student wishes to take in the school the student attends and the school the student attends gives instruction in a grade or grades not lower than the sixth nor higher than the twelfth grade, the student or his or her parent may submit a written request to the superintendent or his or her designee or the principal of the charter school for the district or charter school to provide the course to the student virtually or otherwise. The written request shall explain why the district or charter school should provide the course to the student. The superintendent or his or her designee or the principal of the charter school shall notify the student or parent of his or her decision with respect to the request within forty-five days of receipt.

(2) If the superintendent or his or her designee or the principal of the charter school declines to offer the course virtually or otherwise, the parent or student may submit a written request to the school board or the governing board of the charter school to provide the course to the student. The school board or the governing board of the charter school shall act on the request within forty-five days of receipt. If the request is denied or not acted upon, and there is a certified virtual course offered in accordance with section 162.1251, the district or charter school shall pay the tuition for the student to take the course if the student meets the requirements of subsection 2 of this section; except that, the district or charter school is required to pay for only one virtual course each semester for a student.

2. To qualify for payment of a virtual course by the district or charter school, the student shall be currently enrolled in the school district or charter school and shall have been enrolled in and regularly attending the school district or charter school for at least one school year. If the student is receiving special educational services, as defined in section 162.675, the student's individualized

education program team shall approve the course as appropriate for the student. The district or charter school is not required to pay the tuition for a student to take a virtual course if the student has dropped out of or failed to complete a virtual course within the past three years.

3. No school district or charter school shall pay, for any one course for a student, more than fourteen percent of the state adequacy target, as defined in section 163.011. The virtual course provider shall bill the school district or charter school on a monthly basis. If a student discontinues enrollment in the district or charter school, drops out of the course, or fails to adequately participate in the course, the district or charter school may stop making monthly payments to the virtual course provider.

4. If a school district or charter school pays for a virtual course as required in this section, the district or charter school may collect state aid for the course. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a virtual course shall equal, upon course completion, ninety-five percent of the hours of attendance possible for a similar course delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven and one-half percent of hours of attendance possible for such course delivered in the nonvirtual program in the student's school district of residence or charter school.

5. The virtual course provider shall provide the school district or charter school all student records and progress reports regarding the performance and attendance of the district or charter school students taking the course.

6. Nothing in this section shall require any school district, any charter school, or the state to provide computers, equipment, or internet access to any student.

7. For purposes of this section, "charter school" shall mean a charter school that has declared itself a local educational agency."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.231. 1. Within all school districts except metropolitan districts the board of education shall provide transportation to and from school for all pupils living more than three and one-half miles from school and may provide transportation for all pupils. State aid for transportation shall be paid as provided in section 163.161 only on the basis of the cost of pupil transportation for those pupils living one mile or more from school, including transportation provided to and from publicly operated university laboratory schools. The board of education may provide transportation for pupils living less than one mile from school at the expense of the district and may prescribe reasonable rules and regulations as to eligibility of pupils for transportation, and, notwithstanding any other provision of law, no such district shall be subject to an administrative penalty when the district demonstrates pursuant to rule established by the state board of education that such students are required to cross a state highway or county arterial in the absence of sidewalks, traffic signals, or a crossing guard and that no existing bus stop location has been changed to permit a district to evade such penalty. If no increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from the school, the board may transport said pupils. If an increase in the tax levy of the school district is required to provide transportation for pupils

living less than one mile from school, the board shall submit the question at a public election. If a two-thirds majority of the voters voting on the question at the election are in favor of providing the transportation, the board shall arrange and provide therefor.

2. The proposal and the ballots may be in substantially the following form:

Shall the board of education of the school district provide transportation at the expense of the district for pupils living less than one mile from school and be authorized to levy an additional tax of cents on the one hundred dollars assessed valuation to provide funds to pay for such transportation service?

□ YES □ NO

(If you are in favor of the proposition (or question), place an X in the box opposite "YES". If you are opposed to the proposition (or question), place an X in the box opposite "NO".)

3. The board of education of any school district may provide transportation to and from school for any public school pupil not otherwise eligible for transportation under the provisions of state law, and may prescribe reasonable rules and regulations as to eligibility for transportation, if the parents or guardian of the pupil agree in writing to pay the actual cost of transporting the pupil. The minimum charge would be the actual cost of transporting the pupil for ninety school days, which actual cost is to be determined by the average per-pupil cost of transporting children in the school district during the preceding school year. The full actual cost shall be paid by the parent or guardian of the pupil and shall not be paid out of any state school aid funds or out of any other revenues of the school district. The cost of transportation may be paid in installments, and the board of education shall establish the cost of the transportation and the time or times and method of payment.

4. A school district or charter school may arrange to have students transported using alternative methods such as existing public transportation or vehicles other than a school bus, as long as the district or charter school pays the cost of the transportation or provides for the transportation without cost to the student.

168.011. 1. No person shall be employed to teach in any position in a public school until he **or she** has received a valid certificate of license entitling him **or her** to teach in that position.

2. Teaching in the state of Missouri, performing other related education duties, school administration, and teacher education are hereby declared to be professions with all the appropriate rights, responsibilities and privileges accorded to other recognized professions.

3. A district may collect state aid for a student attending a course virtually, through videoconferencing or electronically, even if the supervising employee in the classroom is not a certificated employee as long as the person teaching the course has a valid certificate of license entitling him or her to teach in that position or is employed by a postsecondary institution and is teaching a dual credit, dual enrollment, or advanced placement course.

168.021. 1. Certificates of license to teach in the public schools of the state shall be granted as follows:

(1) By the state board, under rules and regulations prescribed by it:

(a) Upon the basis of college credit;

(b) Upon the basis of examination;

(2) By the state board, under rules and regulations prescribed by the state board with advice from the

advisory council established by section 168.015 to any individual who presents to the state board a valid doctoral degree from an accredited institution of higher education accredited by a regional accrediting association such as North Central Association. Such certificate shall be limited to the major area of postgraduate study of the holder, shall be issued only after successful completion of the examination required for graduation pursuant to rules adopted by the state board of education, and shall be restricted to those certificates established pursuant to subdivision (1) of subsection 3 of this section;

(3) By the state board, which shall issue the professional certificate classification in both the general and specialized areas most closely aligned with the current areas of certification approved by the state board, commensurate with the years of teaching experience of the applicant, and based upon the following criteria:

(a) Recommendation of a state-approved baccalaureate-level teacher preparation program;

(b) Successful attainment of the Missouri qualifying score on the exit assessment for teachers or administrators designated by the state board of education. Applicants who have not successfully achieved a qualifying score on the designated examinations will be issued a two-year nonrenewable provisional certificate; and

(c) Upon completion of a background check as prescribed in section 168.133 and possession of a valid teaching certificate in the state from which the applicant's teacher preparation program was completed;

(4) By the state board, under rules prescribed by it, on the basis of a relevant bachelor's degree, or higher degree, and a passing score for the designated exit examination, for individuals whose academic degree and professional experience are suitable to provide a basis for instruction solely in the subject matter of banking or financial responsibility, at the discretion of the state board. Such certificate shall be limited to the major area of study of the holder and shall be restricted to those certificates established under subdivision (1) of subsection 3 of this section. Holders of certificates granted under this subdivision shall be exempt from the teacher tenure act under sections 168.102 to 168.130 and each school district shall have the decision-making authority on whether to hire the holders of such certificates; **[**or**]**

(5) By the state board, under rules and regulations prescribed by it, on the basis of certification by the American Board for Certification of Teacher Excellence (ABCTE) and verification of ability to work with children as demonstrated by sixty contact hours in any one of the following areas as validated by the school principal: sixty contact hours in the classroom, of which at least forty-five must be teaching; sixty contact hours as a substitute teacher, with at least thirty consecutive hours in the same classroom; sixty contact hours of teaching in a private school; or sixty contact hours of teaching as a paraprofessional, for an initial four-year ABCTE certificate of license to teach, except that such certificate shall not be granted for the areas of early childhood education, or special education. For certification in the area of elementary education, ninety contact hours in the classroom shall be required, of which at least thirty shall be in an elementary classroom. Upon the completion of the requirements listed in paragraphs (a), (b), (c), and (d) of this subdivision, an applicant shall be eligible to apply for a career continuous professional certificate under subdivision (2) of subsection 3 of this section:

(a) Completion of thirty contact hours of professional development within four years, which may include hours spent in class in an appropriate college curriculum;

(b) Validated completion of two years of the mentoring program of the American Board for Certification of Teacher Excellence or a district mentoring program approved by the state board of education;

(c) Attainment of a successful performance-based teacher evaluation; and

(d) **[**Participate**]** **Participation** in a beginning teacher assistance program**; or**

(6) By the state board, under rules and regulations prescribed by it, on the basis of specialized knowledge and experience in a discrete subject area for which the certificate is issued.

2. All valid teaching certificates issued pursuant to law or state board policies and regulations prior to September 1, 1988, shall be exempt from the professional development requirements of this section and shall continue in effect until they expire, are revoked or suspended, as provided by law. When such certificates are required to be renewed, the state board or its designee shall grant to each holder of such a certificate the certificate most nearly equivalent to the one so held. Anyone who holds, as of August 28, 2003, a valid PC-I, PC-II, or continuous professional certificate shall, upon expiration of his or her current certificate, be issued the appropriate level of certificate based upon the classification system established pursuant to subsection 3 of this section.

3. Certificates of license to teach in the public schools of the state shall be based upon minimum requirements prescribed by the state board of education which shall include completion of a background check as prescribed in section 168.133. The state board shall provide for the following levels of professional certification: an initial professional certificate and a career continuous professional certificate.

(1) The initial professional certificate shall be issued upon completion of requirements established by the state board of education and shall be valid based upon verification of actual teaching within a specified time period established by the state board of education. The state board shall require holders of the four-year initial professional certificate to:

(a) Participate in a mentoring program approved and provided by the district for a minimum of two years;

(b) Complete thirty contact hours of professional development, which may include hours spent in class in an appropriate college curriculum, or for holders of a certificate under subdivision (4) of subsection 1 of this section, an amount of professional development in proportion to the certificate holder's hours in the classroom, if the certificate holder is employed less than full time; and

(c) Participate in a beginning teacher assistance program.

(2) (a) The career continuous professional certificate shall be issued upon verification of completion of four years of teaching under the initial professional certificate and upon verification of the completion of the requirements articulated in paragraphs (a), (b), and (c) of subdivision (1) of this subsection or paragraphs (a), (b), (c), and (d) of subdivision (5) of subsection 1 of this section.

(b) The career continuous professional certificate shall be continuous based upon verification of actual employment in an educational position as provided for in state board guidelines and completion of fifteen contact hours of professional development per year which may include hours spent in class in an appropriate college curriculum. Should the possessor of a valid career continuous professional certificate fail, in any given year, to meet the fifteen-hour professional development requirement, the possessor may, within two years, make up the missing hours. In order to make up for missing hours, the possessor shall first complete the fifteen-hour requirement for the current year and then may count hours in excess of the current year requirement as make-up hours. Should the possessor fail to make up the missing hours within two years, the certificate shall become inactive. In order to reactivate the certificate, the possessor shall complete twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate.

The requirements of this paragraph shall be monitored and verified by the local school district which employs the holder of the career continuous professional certificate.

(c) A holder of a career continuous professional certificate shall be exempt from the professional development contact hour requirements of paragraph (b) of this subdivision if such teacher has a local professional development plan in place within such teacher's school district and meets two of the three following criteria:

a. Has ten years of teaching experience as defined by the state board of education;

b. Possesses a master's degree; or

c. Obtains a rigorous national certification as approved by the state board of education.

4. Policies and procedures shall be established by which a teacher who was not retained due to a reduction in force may retain the current level of certification. There shall also be established policies and procedures allowing a teacher who has not been employed in an educational position for three years or more to reactivate his or her last level of certification by completing twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate.

5. The state board shall, upon completion of a background check as prescribed in section 168.133, issue a professional certificate classification in the areas most closely aligned with an applicant's current areas of certification, commensurate with the years of teaching experience of the applicant, to any person who is hired to teach in a public school in this state and who possesses a valid teaching certificate from another state or certification under subdivision (4) of subsection 1 of this section, provided that the certificate holder shall annually complete the state board's requirements for such level of certification, and shall establish policies by which residents of states other than the state of Missouri may be assessed a fee for a certificate **of** license to teach in the public schools of Missouri. Such fee shall be in an amount sufficient to recover any or all costs associated with the issuing of a certificate of license to teach. The board shall promulgate rules to authorize the issuance of a provisional certificate of license, which shall allow the holder to assume classroom duties pending the completion of a criminal background check under section 168.133, for any applicant who:

(1) Is the spouse of a member of the Armed Forces stationed in Missouri;

(2) Relocated from another state within one year of the date of application;

(3) Underwent a criminal background check in order to be issued a teaching certificate of license from another state; and

(4) Otherwise qualifies under this section.

6. The state board may assess to holders of an initial professional certificate a fee, to be deposited into the excellence in education revolving fund established pursuant to section 160.268, for the issuance of the career continuous professional certificate. However, such fee shall not exceed the combined costs of issuance and any criminal background check required as a condition of issuance. Applicants for the initial ABCTE certificate shall be responsible for any fees associated with the program leading to the issuance of the certificate, but nothing in this section shall prohibit a district from developing a policy that permits fee reimbursement.

7. Any member of the public school retirement system of Missouri who entered covered employment

with ten or more years of educational experience in another state or states and held a certificate issued by another state and subsequently worked in a school district covered by the public school retirement system of Missouri for ten or more years who later became certificated in Missouri shall have that certificate dated back to his or her original date of employment in a Missouri public school.

170.039. 1. (1) School districts and charter schools sponsored by local boards of education may award an enrolled student credit for a high school course if the student is able to demonstrate proficiency in the knowledge, skills, and competencies in the subject area to the satisfaction of the district or charter school sponsored by a local board of education, regardless of whether the student has enrolled in the course with the district or charter school sponsored by a local board of education or completed the course.

(2) Districts and charter schools sponsored by local boards of education that offer proficiency-based credit as described in this section shall notify parents and students in the student handbook or, if a district or charter school sponsored by a local board of education does not provide a student handbook, through other means determined by the district or charter school sponsored by a local board of education.

(3) A student who chooses to demonstrate competency to earn credit as described in this section shall take any statewide assessments associated with any course for which the student earns proficiency-based credit.

2. A student who earns proficiency-based credits shall not be required to graduate earlier than his or her age-related cohorts even if the student earns more credits than necessary to graduate. However, if a student graduates from high school earlier than his or her age-related cohorts due to proficiency-based credits earned by the student, the district may continue to collect state aid for the student until the student's age-related cohorts graduate. The state aid earned in this manner shall be used to provide services to students who are at risk of not graduating on time or at all or to increase the number of students attending a career center from the number of students who attended in the 2017-18 school year.

3. If a student graduates early due to proficiency-based credits earned by the student, the district's collection of state aid for the student as described in subsection 2 of this section shall be determined by counting each course for which the student earned proficiency-based credit as equaling ninety-five percent of the hours of attendance possible for such course even though the student never actually attended the course. The district shall count only those courses necessary for the district to claim full-time status for the student until the student's age-related cohorts graduate."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil**

investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to

comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line and the following:

"**161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.**

2. The teacher representative shall be an active classroom teacher. For purposes of this section, "active classroom teacher" means a resident of the state of Missouri who is a full-time teacher with at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall

appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified. If the general assembly is not in session at the time for making an appointment, the governor shall make a temporary appointment until the next session of the general assembly, when the governor shall nominate a person to fill the position of teacher representative.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the teacher representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2025.

161.072. **1.** The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district**

shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"164.011. 1. The school board of each district annually shall prepare an estimate of the amount of money to be raised by taxation for the ensuing school year, the rate required to produce the amount, and the rate necessary to sustain the school or schools of the district for the ensuing school year, to meet principal and interest payments on the bonded debt of the district and to provide the funds to meet other legitimate district purposes. In preparing the estimate, the board shall have sole authority in determining what part of the total authorized rate shall be used to provide revenue for each of the funds as authorized by section 165.011. Prior to setting tax rates for the teachers' and incidental funds, the school board of each school district annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 4 of section 165.011. Furthermore the tax rate set in the capital projects fund shall not require the reduction of the equalized combined tax rates for the teachers' and incidental funds to be less than the greater of the minimum operating levy for the current year for school purposes established under subsection 2 of section 163.021.

2. The school board of each district shall forward the estimate to the county clerk on or before September first. In school districts divided by county lines, the estimate shall be forwarded to the proper officer of each county in which any part of the district lies.

3. When revising its tax rate each year, the aggregate increase in the valuation of property assessed by the state tax commission for the current year over that of the previous year shall be considered new construction and improvement.

4. The department of elementary and secondary education and any other government agency involved in the tax rate process shall update the necessary forms, reports, and documents in order to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.646. **1.** No contribution or expenditure of public funds shall be made directly by any officer, employee or agent of any political subdivision to advocate, support, or oppose any ballot measure or candidate for public office. **For the purposes of this subsection, the term "contribution or expenditure" shall include, but not be limited to, any use of funds or equipment, supplies, facilities, electricity, ink, paper, or employee time paid for by the political subdivision. For the purposes of this subsection, the term "political subdivision" shall include any political subdivision of the state, and any special district or subdistrict, including any school district.** This section shall not be construed to prohibit any public

official of a political subdivision from making public appearances or from issuing press releases concerning any such ballot measure**, provided that the political subdivision makes no direct contribution or expenditure of public funds to produce, print, or distribute any such press release.**

2. Any purposeful violation of this section shall be a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"**170.314. 1. The provisions of this section shall be known and may be cited as the "Missouri S.A.F.E. (Strategic Action For Emergencies) Act".**

2. There is hereby established the "School Safety Task Force". The joint committee on education shall provide technical and administrative support as required by the task force to fulfill its duties. Any such support involving monetary expenses shall first be approved by the chair of the joint committee on education. All task force members shall be appointed before November 1, 2018. The membership of the task force shall be inclusive and reflect the racial, gender, geographic, urban, rural, and economic diversity of the state. The membership of the task force shall consist of all of the following:

(1) A teacher, appointed by the governor;

(2) The commissioner of education, or his or her designee;

(3) The commissioner of higher education, or his or her designee;

(4) The president of a four-year university, appointed by a council comprised of presidents and chancellors of public institutions of higher education in Missouri;

(5) The superintendent of the Missouri state highway patrol, or his or her designee;

(6) The director of the department of mental health, or his or her designee;

(7) The director of the state emergency management agency, or his or her designee;

(8) The commissioner of the office of administration, or his or her designee;

(9) A school superintendent, appointed by a statewide association of school superintendents;

(10) A member of a local school board, appointed by a statewide association of school boards;

(11) A school resource officer, appointed by a statewide association of school resource officers;

(12) A licensed school counselor, appointed by a statewide association supporting school counselors;

(13) A sheriff, appointed by a statewide association of sheriffs;

(14) A police chief, appointed by a statewide association of police chiefs;

(15) A local emergency management director, appointed by a statewide association of emergency management and public safety professionals;

(16) The chair of the house elementary and secondary education committee, or his or her designee;

(17) The chair of the senate education committee, or his or her designee;

(18) A member of the house of representatives, appointed by the speaker of the house of representatives;

(19) A member of the senate, appointed by the president pro tempore of the senate;

(20) An attorney specializing in education law, appointed by the Missouri bar association;

(21) The state fire marshal, or his or her designee;

(22) An active law enforcement officer with experience in active shooter and other emergency situations in schools, appointed by a statewide association of peace officers;

(23) A licensed clinical social worker, appointed by a statewide organization supporting licensed clinical social workers;

(24) A school psychologist, appointed by a statewide association supporting school psychologists; and

(25) A school social worker, appointed by a statewide association supporting school social workers.

3. Any member of the task force who is appointed under this section shall serve a term of three years. A member of the task force may be reappointed to serve on the task force. Any vacancy in such appointed membership shall be filled for the remainder of the unexpired term in the manner of the original appointment.

4. The school safety task force shall be divided into four subcommittees. The chair and vice chair of the task force, along with the chairs of each subcommittee, shall comprise the executive committee of the task force, which shall set the duties of the subcommittees. Each subcommittee shall study one of the following four issues:

(1) School climate and discipline;

(2) Mental health and special needs of students;

(3) Physical security and emergency preparedness; and

(4) Substance abuse and gang intervention.

5. The school safety task force shall:

(1) Complete a comprehensive annual review and assessment of state laws, rules, protocols, and minimum standards in place concerning school safety and security;

(2) Identify gaps in school safety and security that need to be addressed;

(3) Examine the various funding streams for school-based mental health services and determine how these streams may best be used in order to provide more accessible and efficient delivery of mental health programs;

(4) Examine school mental health staffing ratios and provide suggestions that allow for the full delivery of services and effective school-community partnerships, including collaboration between school districts;

(5) Develop standards for district-level policies to promote effective school discipline and mental health intervention services;

(6) Examine current intra- and interagency collaboration and suggest ways to improve cooperation;

(7) Examine how to best support multitiered systems of support; and

(8) As needed, submit recommendations for immediate, achievable legislative actions to the governor, the speaker of the house of representatives, the president pro tempore of the senate, and the appropriate legislative committees to ensure that public schools across the state are as safe, secure, and protected as possible.

6. The task force shall hold its first meeting no later than February 1, 2019, with the date, time, and location of the meeting designated by the speaker of the house of representatives.

7. The task force shall meet at least four times within one year of the effective date of this section, and at least annually thereafter, to determine if any recommendations should be made to the general assembly to enhance school safety.

8. At the first meeting of the task force, the task force shall elect a chair, vice chair, and other officers, as determined by the task force, and shall set dates, times, and locations of subsequent meetings. A simple majority of appointed members shall constitute a quorum for any task force committee or subcommittee, but a committee or subcommittee may hear testimony without a quorum.

9. Members of the task force shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the task force according to the policies and procedures of their respective appointing authorities.

10. If the task force has any legislative recommendations, it shall submit its findings and recommendations in writing to the general assembly by December thirty-first of each year.

170.315. 1. There is hereby established the Active Shooter and Intruder Response Training **[**for Schools**]** Program (ASIRT).

2. (1) Each school district and each charter school shall establish:

(a) A schools safety and emergency response procedure; and

(b) An active shooter and intruder response training program.

(2) Both the procedure and the training required to be established under this subsection shall include and address timely response to emergencies including, but not limited to, invasions by armed outsiders, hostage situations, armed students, and any other dangerous situations.

3. Each school district and charter school **[**may, by July 1, 2014,**]** **shall** include in its teacher and school employee training a component on how to properly respond to students who provide them with information about a threatening situation and how to address situations in which there is a potentially dangerous or armed intruder in the school. Training **[**may**]** **shall** also include information and techniques on how to address situations where an active shooter is present in the school or on school property.

[2.**]** **4.** Each school district and charter school **[**may**]** **shall** conduct the **active shooter and intruder response** training on an annual basis. **[**If no formal training has previously occurred, the length of the training may be eight hours. The length of annual continuing training may be four hours.

3.**]** **5.** All school personnel **of each school district and each charter school** shall participate in **the annual active shooter and intruder response training, which shall include** a simulated active shooter

and intruder response drill conducted and led by law enforcement professionals. Each drill **[**may**]** **shall** include an explanation of its purpose and a safety briefing. The training shall require each participant to know and understand how to respond in the event of an actual emergency on school property or at a school event. The drill **[**may**]** **shall** include:

(1) Allowing school personnel to respond to the simulated emergency in whatever way they have been trained or informed; and

(2) Allowing school personnel to attempt and implement new methods of responding to the simulated emergency based upon previously used unsuccessful methods of response.

[4.**]** **6.** All instructors for the **active shooter and intruder response training** program shall be certified by the department of public safety's peace officers standards training commission.

[5.**]** **7.** School districts and charter schools **[**may**]** **shall** consult and collaborate with **the department of public safety,** law enforcement authorities, emergency response agencies, **[**and**]** **or** other organizations and entities trained to deal with active shooters or potentially dangerous or armed intruders **to develop and establish the active shooter and intruder response training program and the schools safety and emergency response procedure**.

[6.**]** **8.** Public schools shall foster an environment in which students feel comfortable sharing information they have regarding a potentially threatening or dangerous situation with a responsible adult."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO

HOUSE AMENDMENT NO. 9

Amend House Amendment No. 9 to House Committee Substitute for Senate Bill No. 743, Page 1, Lines 28 and 29, by deleting all of said lines and inserting in lieu thereof the following:

"be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis

and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person**[**. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure**]**;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; **[**and**]**

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends**; and**

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature, especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**168.770. 1. For purposes of this section, the following terms mean:**

(1) "School librarian", a teacher who holds a certificate of license to teach under section 168.021 and is certified as a library media specialist by the department of elementary and secondary education;

(2) "School library information and technology program", a school-based program that is staffed by a school librarian and that provides a broad, flexible array of services, resources, and instruction that support student mastery of the essential academic learning requirements and state standards in all subject areas and the implementation of any school improvement plan of the district.

2. Before July 1, 2019, the department of elementary and secondary education shall develop a process for recognition of a district's school library information and technology program.

3. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"**171.200. 1. This section and section 173.1551 shall be known and may be cited as the "Cronkite New Voices Act".**

2. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public high school, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a public high school student who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a school district to supervise or provide instruction relating to school-sponsored media.

3. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

4. School districts and student-media advisors may regulate the number, length, frequency, and format of school-sponsored media. Review of material prepared for school-sponsored media and encouragement of the expression of such material in a manner that is consistent with professional standards of English and journalism shall not be deemed to be or construed as an abridgement of the right to freedom of expression in school-sponsored media or a restraint on publication of the material therein.

5. A school district shall not authorize any prior restraint of any school-sponsored media except if the administration or student-media advisor reasonably determines or anticipates that the media:

(1) Is libelous or slanderous;

(2) Constitutes an invasion of privacy;

(3) Violates federal or state law;

(4) Is a threat of violence;

(5) Advertises a product or service that is illegal or is not permitted to be sold to minors by law;

(6) Violates the rights of others;

(7) Is likely to incite students to commit an unlawful act or to violate school district policy or procedure;

(8) Is likely to materially and substantially disrupt or interfere with the orderly operation of the school; or

(9) Is vulgar, obscene, offensively lewd, profane, threatening, or intimidating.

6. Subject to the limitations imposed by this section, student journalists are responsible for determining the news, opinion, and advertising content of school-sponsored media. Student-media advisors are responsible for teaching and encouraging free and responsible expression of material and professional standards of English and journalism. No student-media advisor shall be disciplined, terminated from employment, transferred, or relieved of duties imposed under this subsection for refusal to abridge or infringe upon the right to freedom of expression conferred by this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of a school district's policy. No school district, member of the board of education, student-media advisor, or employee of a school district shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities have interfered with or altered the content of the student speech or expression, and then only to the extent of the interference or alteration of the speech or expression.

8. Each school district shall adopt a written policy regarding the freedom of the press and expression by students in accordance with this section. The policy shall include reasonable provisions for the time, place, and manner of student expression. The policy may also include limitations regarding language that may be defined as vulgar, obscene, offensively lewd, profane, harassing, threatening, or intimidating.

173.1551. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public institution of higher education in this state, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a student of a public institution of higher education who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in

school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a public institution of higher education in this state to supervise or provide instruction relating to school-sponsored media.

2. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

3. Subject to subsection 4 of this section, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection shall not be construed to prevent a student-media advisor from teaching professional standards of English and journalism to student journalists.

4. This section does not authorize or protect expression by a student that:

(1) Is libelous or slanderous;

(2) Constitutes an invasion of privacy;

(3) Violates federal or state law;

(4) Is likely to incite students to commit an unlawful act or to violate institution policy or procedure; or

(5) Is likely to materially and substantially disrupt or interfere with the orderly operation of the institution.

5. Except as provided in subsection 4 of this section, a student journalist at a public institution of higher education in the state shall not be disciplined for exercising his or her freedom of expression in school-sponsored media.

6. A student-media advisor at a public institution of higher education in the state shall not be dismissed, suspended, disciplined, reassigned, transferred, or otherwise retaliated against for protecting or refusing to infringe on the rights of student journalists outlined in this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of an institution's policy. No public institution of higher education or a member of the institution's governing body or employee thereof shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities actively participated in the conduct that is the subject of the civil or criminal action.

177.086. 1. Any school district authorizing the construction of facilities which may exceed an expenditure of **[**fifteen**]** **fifty** thousand dollars shall publicly advertise, once a week for two consecutive weeks, in a newspaper of general circulation, qualified pursuant to chapter 493, located within the city in which the school district is located, or if there be no such newspaper, in a qualified newspaper of general circulation in the county, or if there be no such newspaper, in a qualified newspaper of general circulation in an adjoining county, and may advertise in business, trade, or minority newspapers, for bids on said construction.

2. No bids shall be entertained by the school district which are not made in accordance with the specifications furnished by the district and all contracts shall be let to the lowest responsible bidder complying with the terms of the letting, provided that the district shall have the right to reject any and all bids.

3. All bids must be submitted sealed and in writing, to be opened publicly at time and place of the district's choosing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.225. 1. As used in this section, the following terms mean:

(1) **[**"Blind persons", individuals who:

(a) Have a visual acuity of 20/200 or less in the better eye with conventional correction, or have a limited field of vision such that the widest diameter of the visual field subtends an angular distance not greater than twenty degrees; or

(b) Have a reasonable expectation of visual deterioration; or

(c) Cannot read printed material at a competitive rate of speed and with facility due to lack of visual acuity;

(2)**]** "Braille", the system of reading and writing through touch **[**commonly known as standard English braille**]**;

[(3)**]** **(2)** "Student", any student who **[**is blind or any student eligible for special education services for visually impaired as defined in P.L. 94-142**]** **has an impairment in vision that, even with correction, adversely affects a child's educational performance and who is determined eligible for special education services under the Individuals with Disabilities Education Act**.

2. All students **[**may**]** **shall** receive instruction in braille reading and writing as part of their individualized education plan **unless the individual education program team determines, after an evaluation of a student's reading and writing skills, needs, and appropriate reading and writing media, including an evaluation of the student's future needs for instruction in braille or the use of braille, that instruction in braille or the use of braille is not appropriate**. No student shall be denied **[**the opportunity of**]** instruction in braille reading and writing solely because the student has some remaining vision.

3. Instruction in braille reading and writing shall be sufficient to enable each student to communicate effectively and efficiently at a level commensurate with **[**his**]** **the student's** sighted peers of comparable grade level and intellectual functioning. The student's individualized education plan shall specify:

(1) How braille will be implemented as the primary mode for learning through integration with normal classroom activities. If braille will not be provided to a child who is blind, the reason for not incorporating it in the individualized education plan shall be documented therein;

(2) The date on which braille instruction will commence;

(3) The level of competency in braille reading and writing to be achieved by the end of the period covered by the individualized education plan; and

(4) The duration of each session.

4. As part of the certification process, teachers certified in the education of blind and visually impaired children shall be required to demonstrate competence in reading and writing braille. The department of elementary and secondary education shall adopt assessment procedures to assess such competencies which are consistent with standards adopted by the National Library Service for the Blind and Physically Handicapped, Library of Congress, Washington, D. C."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.665. 1. Any school district within the state may designate one or more **[**elementary or secondary school teachers or administrators**]** **employees of the district** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the **[**teacher or administrator**]** **employee**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. **Any ammunition in the possession of a school protection officer who is carrying a concealed firearm while on school property in his or her role as an employee of the district shall be Dynamic Research Technologies ammunition or ammunition equivalent to or similar to such ammunition.**

4. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

[4.**]** **5.** Upon detention of a person under subsection **[**3**]** **4** of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

[5.**]** **6.** Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

[6.**]** **7.** Any **[**teacher or administrator of an elementary or secondary school**]** **employee of a district** who seeks to be designated as a school protection officer shall request such designation in writing, and submit

it to the superintendent of the school district which employs him or her **[**as a teacher or administrator**]**. Along with this request, any **[**teacher or administrator**]** **employee** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all **[**teachers and administrators**]** **employees** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

[7.**]** **8.** No school district may designate **[**a teacher or administrator**]** **an employee** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

[8.**]** **9.** Any school district that designates **[**a teacher or administrator**]** **an employee** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

(1) The full name, date of birth, and address of the officer;

(2) The name of the school district; and

(3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

[9.**]** **10.** A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

[10.**]** **11.** The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

[11. Before a school district may designate a teacher or administrator**]** **12. If an employee submits a request for designation** as a school protection officer **to the superintendent**, the school board shall **promptly** hold a public hearing **[**on**]** **and determine by a vote at the hearing** whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. **The request for designation as a school protection officer shall also require** the **school** board **[**may determine at**]** **to hold** a closed meeting, as "closed meeting" is defined under section 610.010, **and determine by a vote at the closed meeting** whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device. **The school board shall hold the closed meeting and vote on the issue regardless of whether the employee specifically requested authorization to carry a**

concealed firearm or a self-defense spray device on school property in his or her request for designation as a school protection officer.

13. Each school district shall consider implementing a school protection officer program consistent with the provisions of this section. The school board of each school district shall hold a public hearing and determine by a vote at the hearing whether to implement such a program.

14. Any school board that approves a school protection officer program by a vote described in subsection 13 of this section shall notify all the employees of the district of the program and the option to request designation as a school protection officer."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. **The director shall allow private companies to serve as training centers and operate training programs under this section.** The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the **[**elementary school teacher or administrator**] employee** is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that he or she has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and indicate whether the individual has a valid concealed carry endorsement or permit. The instructor shall also provide a copy of such certificate to the director of the department of public safety.

6. The POST commission shall establish requirements for the continuing education of all school protection officers. All school protection officers shall annually receive four hours of firearms skill development training.

7. At least two times each year, all school protection officers shall participate in a joint training on school protection with a local law enforcement agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said line the following:

"161.217. 1. The department of elementary and secondary education, in collaboration with the Missouri Head Start State Collaboration Office and the departments of health and senior services, mental health, and social services, shall develop, as a three-year pilot program, a voluntary early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.

2. Participation in the early learning quality assurance report pilot program shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.

3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.

4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.

5. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset three years after August 28, **[**2016**]** **2019**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset three years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.410. 1. A charter school shall enroll:

(1) All pupils resident in the district in which it operates;

(2) Nonresident pupils eligible to attend a district's school under an urban voluntary transfer program;

(3) Nonresident pupils who transfer from an unaccredited district under section 167.131, provided that the charter school is an approved charter school, as defined in section 167.131, and subject to all other provisions of section 167.131;

(4) In the case of a charter school whose mission includes student drop-out prevention or recovery, any nonresident pupil from the same or an adjacent county who resides in a residential care facility, a transitional living group home, or an independent living program whose last school of enrollment is in the school district where the charter school is established, who submits a timely application; and

(5) In the case of a workplace charter school, any student eligible to attend under subdivision (1) or (2) of this subsection whose parent is employed in the business district, who submits a timely application, unless the number of applications exceeds the capacity of a program, class, grade level or building. The configuration of a business district shall be set forth in the charter and shall not be construed to create an undue advantage for a single employer or small number of employers.

2. If capacity is insufficient to enroll all pupils who submit a timely application, the charter school shall have an admissions process that assures all applicants of an equal chance of gaining admission and does not discriminate based on parents' ability to pay fees or tuition except that:

(1) A charter school may establish a geographical area around the school whose residents will receive a preference for enrolling in the school, provided that such preferences do not result in the establishment of racially or socioeconomically isolated schools and provided such preferences conform to policies and guidelines established by the state board of education;

(2) A charter school may also give a preference for admission of children whose siblings attend the school or whose parents are employed at the school or in the case of a workplace charter school, a child whose parent is employed in the business district or at the business site of such school; and

(3) Charter **[**alternative and special purpose**]** schools may also give a preference for admission to high-risk students, as defined in subdivision (5) of subsection 2 of section 160.405, when the school targets these students through its proposed mission, curriculum, teaching methods, and services.

3. A charter school shall not limit admission based on race, ethnicity, national origin, disability, income level, proficiency in the English language or athletic ability, but may limit admission to pupils within a given age group or grade level. Charter schools may limit admission based on gender only when the school is a single-gender school. Students of a charter school who have been enrolled for a full academic year shall be counted in the performance of the charter school on the statewide assessments in that calendar year, unless otherwise exempted as English language learners. For purposes of this subsection, "full academic year" means the last Wednesday in September through the administration of the Missouri assessment program test without transferring out of the school and re-enrolling.

4. A charter school shall make available for public inspection, and provide upon request, to the parent, guardian, or other custodian of any school-age pupil resident in the district in which the school is located the following information:

(1) The school's charter;

(2) The school's most recent annual report card published according to section 160.522;

(3) The results of background checks on the charter school's board members; and

(4) If a charter school is operated by a management company, a copy of the written contract between

the governing board of the charter school and the educational management organization or the charter management organization for services. The charter school may charge reasonable fees, not to exceed the rate specified in section 610.026 for furnishing copies of documents under this subsection.

5. When a student attending a charter school who is a resident of the school district in which the charter school is located moves out of the boundaries of such school district, the student may complete the current semester and shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

6. If a change in school district boundary lines occurs under section 162.223, 162.431, 162.441, or 162.451, or by action of the state board of education under section 162.081, including attachment of a school district's territory to another district or dissolution, such that a student attending a charter school prior to such change no longer resides in a school district in which the charter school is located, then the student may complete the current academic year at the charter school. The student shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

7. The provisions of sections 167.018 and 167.019 concerning foster children's educational rights are applicable to charter schools."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.**]** **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 17

Amend House Amendment No. 17 to House Committee Substitute for Senate Bill No. 743, Page 2, Lines 24 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"shall be deposited in the general revenue fund.**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six-hour or longer day worked by a handicapped employee.**

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:

(1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and

(2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.

[178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it

for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.

(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.

2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.

3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem Revolving Fund" which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.

4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.**]**

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2 , by inserting after all of said section and line the following:

"160.011. As used in chapters 160, 161, 162, 163, 164, 165, 167, 168, 170, 171, 177 and 178, the following terms mean:

(1) "District" or "school district", when used alone, may include seven-director, urban, and metropolitan school districts;

(2) "Elementary school", a public school giving instruction in a grade or grades not higher than the eighth grade;

(3) "Family literacy programs", services of sufficient intensity in terms of hours, and of sufficient duration, to make sustainable changes in families that include:

(a) Interactive literacy activities between parents and their children;

(b) Training of parents regarding how to be the primary teacher of their children and full partners in the education of their children;

(c) Parent literacy training that leads to high school completion and economic self sufficiency; and

(d) An age-appropriate education to prepare children of all ages for success in school;

(4) "Graduation rate", the quotient of the number of graduates in the current year as of June thirtieth divided by the sum of the number of graduates in the current year as of June thirtieth plus the number of twelfth graders who dropped out in the current year plus the number of eleventh graders who dropped out in the preceding year plus the number of tenth graders who dropped out in the second preceding year plus the number of ninth graders who dropped out in the third preceding year;

(5) "High school", a public school giving instruction in a grade or grades not lower than the ninth nor higher than the twelfth grade;

(6) "Metropolitan school district", any school district the boundaries of which are coterminous with the limits of any city which is not within a county;

(7) "Public school" includes all elementary and high schools operated at public expense;

(8) "School board", the board of education having general control of the property and affairs of any school district;

(9) "School term", a minimum of one hundred seventy-four school days, as that term is defined in section 160.041, for schools with a five-day school week or a minimum of one hundred forty-two school days, as that term is defined in section 160.041, for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance as scheduled by the board pursuant to section 171.031 during a twelve-month period in which the academic instruction of pupils is actually and regularly carried on for a group of students in the public schools of any school district. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required with no minimum number of school days required.** A school term may be within a school year or may consist of parts of two consecutive school years, but does not include summer school. A district may choose to operate two or more terms for different groups of children. A school term for students participating in a school flex program as established in section 160.539 may consist of a combination of actual pupil attendance and attendance at

college or technical career education or approved employment aligned with the student's career academic plan for a total of **[**one thousand forty-four**]** **the required number of** hours **as provided in this subdivision**;

(10) "Secretary", the secretary of the board of a school district;

(11) "Seven-director district", any school district which has seven directors and includes urban districts regardless of the number of directors an urban district may have unless otherwise provided by law;

(12) "Taxpayer", any individual who has paid taxes to the state or any subdivision thereof within the immediately preceding twelve-month period or the spouse of such individual;

(13) "Town", any town or village, whether or not incorporated, the plat of which has been filed in the office of the recorder of deeds of the county in which it is situated;

(14) "Urban school district", any district which includes more than half of the population or land area of any city which has not less than seventy thousand inhabitants, other than a city which is not within a county.

160.041. 1. The "minimum school day" consists of three hours for schools with a five-day school week or four hours for schools with a four-day school week in which the pupils are under the guidance and direction of teachers in the teaching process. A "school month" consists of four weeks of five days each for schools with a five-day school week or four weeks of four days each for schools with a four-day school week. **In school year 2019-20 and subsequent years, no minimum number of school days shall be required, and "school day" shall mean any day in which, for any amount of time, pupils are under the guidance and direction of teachers in the teaching process.** The "school year" commences on the first day of July and ends on the thirtieth day of June following.

2. Notwithstanding the provisions of subsection 1 of this section, the commissioner of education is authorized to reduce the required number of hours **[**and**]** **or** days in which the pupils are under the guidance and direction of teachers in the teaching process if:

(1) There is damage to or destruction of a public school facility which requires the dual utilization of another school facility; or

(2) Flooding or other inclement weather as defined in subsection 1 of section 171.033 prevents students from attending the public school facility.

Such reduction shall not extend beyond two calendar years in duration."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"163.021. 1. A school district shall receive state aid for its education program only if it:

(1) Provides for a minimum of one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance in a term scheduled by the board pursuant to section 160.041 for each pupil or group of pupils, except that the board shall provide a minimum of one hundred seventy-four days and five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils. If any school is dismissed because of inclement weather after school has been in session for three hours, that day shall count as a school day including afternoon session kindergarten students. When the aggregate hours lost in a term due to inclement weather decreases the total hours of the school term below the required minimum number of hours by more than twelve hours for all-day students or six hours for one-half-day kindergarten students,

all such hours below the minimum must be made up in one-half day or full day additions to the term, except as provided in section 171.033**. In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance with no minimum number of school days shall be required for each pupil or group of pupils; except that, the board shall provide a minimum of five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils with no minimum number of school days**;

(2) Maintains adequate and accurate records of attendance, personnel and finances, as required by the state board of education, which shall include the preparation of a financial statement which shall be submitted to the state board of education the same as required by the provisions of section 165.111 for districts;

(3) Levies an operating levy for school purposes of not less than one dollar and twenty-five cents after all adjustments and reductions on each one hundred dollars assessed valuation of the district; **and**

(4) Computes average daily attendance as defined in subdivision (2) of section 163.011 as modified by section 171.031. Whenever there has existed within the district an infectious disease, contagion, epidemic, plague or similar condition whereby the school attendance is substantially reduced for an extended period in any school year, the apportionment of school funds and all other distribution of school moneys shall be made on the basis of the school year next preceding the year in which such condition existed.

2. For the 2006-07 school year and thereafter, no school district shall receive more state aid, as calculated under subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, unless it has an operating levy for school purposes, as determined pursuant to section 163.011, of not less than two dollars and seventy-five cents after all adjustments and reductions. Any district which is required, pursuant to Article X, Section 22 of the Missouri Constitution, to reduce its operating levy below the minimum tax rate otherwise required under this subsection shall not be construed to be in violation of this subsection for making such tax rate reduction. Pursuant to Section 10(c) of Article X of the state constitution, a school district may levy the operating levy for school purposes required by this subsection less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution if such rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. Nothing in this section shall be construed to mean that a school district is guaranteed to receive an amount not less than the amount the school district received per eligible pupil for the school year 1990-91. The provisions of this subsection shall not apply to any school district located in a county of the second classification which has a nuclear power plant located in such district or to any school district located in a county of the third classification which has an electric power generation unit with a rated generating capacity of more than one hundred fifty megawatts which is owned or operated or both by a rural electric cooperative except that such school districts may levy for current school purposes and capital projects an operating levy not to exceed two dollars and seventy-five cents less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution.

3. No school district shall receive more state aid, as calculated in section 163.031, for its education program, exclusive of categorical add-ons, than it received per eligible pupil for the school year 1993-94, if the state board of education determines that the district was not in compliance in the preceding school year with the requirements of section 163.172, until such time as the board determines that the district is again in compliance with the requirements of section 163.172.

4. No school district shall receive state aid, pursuant to section 163.031, if such district was not in compliance, during the preceding school year, with the requirement, established pursuant to section 160.530 to allocate revenue to the professional development committee of the district.

5. No school district shall receive more state aid, as calculated in subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, if the district did not comply in the preceding school year with the requirements of subsection 5 of section 163.031.

6. Any school district that levies an operating levy for school purposes that is less than the performance levy, as such term is defined in section 163.011, shall provide written notice to the department of elementary and secondary education asserting that the district is providing an adequate education to the students of such district. If a school district asserts that it is not providing an adequate education to its students, such inadequacy shall be deemed to be a result of insufficient local effort. The provisions of this subsection shall not apply to any special district established under sections 162.815 to 162.940.

163.073. 1. When an education program, as approved under section 219.056, is provided for pupils by the division of youth services in one of the facilities operated by the division for children who have been assigned there by the courts, the division of youth services shall be entitled to state aid for pupils being educated by the division of youth services in an amount to be determined as follows: the total amount apportioned to the division of youth services shall be an amount equal to the average per weighted average daily attendance amount apportioned for the preceding school year under section 163.031, multiplied by the number of full-time equivalent students served by facilities operated by the division of youth services. The number of full-time equivalent students shall be determined by dividing by one hundred seventy-four days the number of student-days of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts and who have been determined as inappropriate for attendance in a local public school. A student day shall mean one day of education services provided for one student. **In school year 2019-20 and subsequent years, the number of full-time equivalent students shall be the quotient of the number of student-hours of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts, and who have been determined as inappropriate for attendance in a local public school, divided by one thousand forty-four hours. A student hour shall mean one hour of education services provided for one student.** In addition, other provisions of law notwithstanding, the division of youth services shall be entitled to funds under section 163.087. The number of full-time equivalent students as defined in this section shall be considered as "September membership" and as "average daily attendance" for the apportioning of funds under section 163.087.

2. The educational program approved under section 219.056 as provided for pupils by the division of youth services shall qualify for funding for those services provided to handicapped or severely handicapped children. The department of elementary and secondary education shall cooperate with the division of youth services in arriving at an equitable funding for the services provided to handicapped children in the facilities operated by the division of youth services.

3. Each local school district or special school district constituting the domicile of a child placed in programs or facilities operated by the division of youth services or residing in another district pursuant to assignment by the division of youth services shall pay toward the per pupil cost of educational services provided by the serving district or agency an amount equal to the average sum produced per child by the

local tax effort of that district. A special school district shall pay the average sum produced per child by the local tax efforts of the component districts. This amount paid by the local school district or the special school district shall be on the basis of full-time equivalence as determined in section 163.011, not to exceed the actual per pupil local tax effort.

171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date**, days of planned attendance,** and providing a minimum term of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required for the school term with no minimum number of school days.** In addition, such calendar shall include six make-up days for possible loss of attendance due to inclement weather as defined in subsection 1 of section 171.033. **In school year 2019-20 and subsequent years, such calendar shall include thirty-six make-up hours for possible loss of attendance due to inclement weather, as defined in subsection 1 of section 171.033, with no minimum number of make-up days.**

2. Each local school district may set its opening date each year, which date shall be no earlier than ten calendar days prior to the first Monday in September. No public school district shall select an earlier start date unless the district follows the procedure set forth in subsection 3 of this section.

3. A district may set an opening date that is more than ten calendar days prior to the first Monday in September only if the local school board first gives public notice of a public meeting to discuss the proposal of opening school on a date more than ten days prior to the first Monday in September, and the local school board holds said meeting and, at the same public meeting, a majority of the board votes to allow an earlier opening date. If all of the previous conditions are met, the district may set its opening date more than ten calendar days prior to the first Monday in September. The condition provided in this subsection must be satisfied by the local school board each year that the board proposes an opening date more than ten days before the first Monday in September.

4. If any local district violates the provisions of this section, the department of elementary and secondary education shall withhold an amount equal to one quarter of the state funding the district generated under section 163.031 for each date the district was in violation of this section. 5. The provisions of subsections 2 to 4 of this section shall not apply to school districts in which school is in session for twelve months of each calendar year.

6. The state board of education may grant an exemption from this section to a school district that demonstrates highly unusual and extenuating circumstances justifying exemption from the provisions of subsections 2 to 4 of this section. Any exemption granted by the state board of education shall be valid for one academic year only.

[7. No school day for schools with a five-day school week shall be longer than seven hours except for vocational schools which may adopt an eight-hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county, and any school that adopts a four-day school week in accordance with section 171.029.**]**

171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow, extreme cold, flooding, or a tornado, but such term shall not include excessive heat.

2. **(1)** A district shall be required to make up the first six days of school lost or cancelled due to inclement weather and half the number of days lost or cancelled in excess of six days if the makeup of the

days is necessary to ensure that the district's students will attend a minimum of one hundred forty-two days and a minimum of one thousand forty-four hours for the school year except as otherwise provided in this section. Schools with a four-day school week may schedule such make-up days on Fridays.

(2) Notwithstanding subdivision (1) of this subsection, in school year 2019-20 and subsequent years, a district shall be required to make up the first thirty-six hours of school lost or cancelled due to inclement weather and half the number of hours lost or cancelled in excess of thirty-six if the makeup of the hours is necessary to ensure that the district's students attend a minimum of one thousand forty-four hours for the school year, except as otherwise provided under subsections 3 and 4 of this section.

3. **(1)** In the 2009-10 school year and subsequent years, a school district may be exempt from the requirement to make up days of school lost or cancelled due to inclement weather in the school district when the school district has made up the six days required under subsection 2 of this section and half the number of additional lost or cancelled days up to eight days, resulting in no more than ten total make-up days required by this section.

(2) In school year 2019-20 and subsequent years, a school district may be exempt from the requirement to make up school lost or cancelled due to inclement weather in the school district when the school district has made up the thirty-six hours required under subsection 2 of this section and half the number of additional lost or cancelled hours up to forty-eight, resulting in no more than sixty total make-up hours required by this section.

4. The commissioner of education may provide, for any school district **[**in which schools are in session for twelve months of each calendar year**]** that cannot meet the minimum school calendar requirement of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week and one thousand forty-four hours of actual pupil attendance **or, in school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance**, upon request, a waiver to be excused from such requirement. This waiver shall be requested from the commissioner of education and may be granted if the school was closed due to circumstances beyond school district control, including inclement weather**[**, flooding**]** or fire.

[171.029. 1. The school board of any school district in the state, upon adoption of a resolution by the vote of a majority of all its members to authorize such action, may establish a four-day school week or other calendar consisting of less than one hundred seventy-four days in lieu of a five-day school week. Upon adoption of a four-day school week or other calendar consisting of less than one hundred seventy-four days, the school shall file a calendar with the department of elementary and secondary education in accordance with section 171.031. Such calendar shall include, but not be limited to, a minimum term of one hundred forty-two days and one thousand forty-four hours of actual pupil attendance.

2. If a school district that attends less than one hundred seventy-four days meets at least two fewer performance standards on two successive annual performance reports than it met on its last annual performance report received prior to implementing a calendar year of less than one hundred seventy-four days, it shall be required to revert to a one hundred seventy-four-day school year in the school year following the report of the drop in the number of performance standards met. When the number of performance standards met reaches the earlier number, the district may return to the four-day week or other calendar consisting of

less than one hundred seventy-four days in the next school year.**]**

Section B. The repeal of section 171.029 of this act shall become effective July 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 19

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. Where a sufficient number of children are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, districts may establish special programs for such gifted children.

2. The state board of education shall determine standards for such programs. Approval of such programs shall be made by the state department of elementary and secondary education based upon project applications submitted by July fifteenth of each year.

3. No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

4. Any district with a gifted education program approved under subsection 2 of this section shall have a policy, approved by the board of education of the district, that establishes a process that outlines the procedures and conditions under which parents or guardians may request a review of the decision that determined that their child did not qualify to receive services through the district's gifted education program.

5. School districts and school district employees shall be immune from liability for any and all acts or omissions relating to the decision that a child did not qualify to receive services through the district's gifted education program.

162.722. 1. Each school district shall establish a policy, approved by the board of education of the district, that allows acceleration for students who demonstrate:

(1) Advanced performance or potential for advanced performance; and

(2) The social and emotional readiness for acceleration.

2. The policy shall allow, for students described in this section, at least the following types of acceleration:

(1) Subject acceleration; and

(2) Whole grade acceleration."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 20

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**171.054. 1. Any absence of a student from a public school, including any charter school, on a particular day or days or at a particular time of day for the reason that the student's parent or legal**

guardian is an active duty member of the uniformed services and:

(1) Has been called to duty for and will deploy within the next month to a combat zone or combat support posting;

(2) Is on leave from a deployment to a combat zone or combat support posting; or

(3) Has returned, within the previous month, from deployment to a combat zone or combat support posting

shall be counted as excused to the extent permitted under subsection 2 of this section.

2. The school board of each school district and the governing body of each charter school shall allow at least five days of excused absences for any student to visit the student's parent or legal guardian relative to the leave or deployment of the parent or legal guardian, as described under subsection 1 of this section. Nothing shall prevent the school board or governing body of a charter school from establishing a policy that allows more than five days of such excused absences.

3. The student granted an excused absence under this section and his or her parent or legal guardian shall be responsible for obtaining assignments from the student's teacher or teachers before any period of excused absence."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 22

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after said section and line the following:

"**160.572. 1. For purposes of this section, the following terms mean:**

(1) "ACT assessment", the ACT assessment or the ACT Plus Writing assessment;

(2) "WorkKeys", the ACT WorkKeys assessments required for the National Career Readiness Certificate.

2. (1) In any school year in which the department of elementary and secondary education directs a state-funded census administration of the ACT assessment to any group of students, any student who would be allowed or required to participate in the census administration shall receive the opportunity, on any date within three months before the census administration, to participate in a state-funded administration of WorkKeys.

(2) Any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection shall not participate in any state-funded census administration of the ACT assessment.

(3) The department of elementary and secondary education shall not require school districts or charter schools to administer the ACT assessment to any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection.

3. (1) In any school year in which a school district directs the administration of the ACT assessment to any group of its students to be funded by the district, any student who would be allowed or required to participate in the district-funded administration shall receive the opportunity, on any date within three months before the administration, to participate in an administration of WorkKeys

funded by the school district.

(2) Nothing in this section shall require a school district to fund the administration of the ACT assessment to any student who participated in a district-funded administration of WorkKeys as described under subdivision (1) of this subsection."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after said section and line the following:

"**167.902. 1. The department of economic development shall annually identify occupations in which a critical need or shortage of trained personnel exists in the labor markets in this state and provide such information to the state board of education. Upon receipt of such data, the state board of education shall, in collaboration with the department of economic development, compile the following data and information:**

(1) Information on how to obtain industry-recognized certificates and credentials;

(2) Information on how to obtain a license and the requirements for a license when licensure is required for an occupation;

(3) Access to assessments and interest inventories that provide insight into the types of careers that would be suitable for students;

(4) Resources that describe the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(5) Resources that describe the typical salaries for occupations and salary trends;

(6) Information on how to obtain financial assistance for postsecondary education;

(7) Information on how to choose a college, school, or apprenticeship that aligns with the student's career goals and values;

(8) Information on self-employment;

(9) Resources related to creating a resume, interviewing, networking, and finding job opportunities; and

(10) Information on the skills and traits necessary to succeed in various careers.

2. The educational materials and data derived from the state board of education's collaboration with the department of economic development under subsection 1 of this section shall be distributed by the board to each high school in this state for the purpose of emphasizing areas of critical workforce needs and shortages in the labor markets in this state to high school students to support such students' career pathway decisions. Each high school shall provide its students with the information provided to the school by the state board of education before November first of every school year.

168.024. 1. For purposes of this section, "local business externship" means an experience in which a teacher, supervised by his or her school or school district, gains practical experience at a business in the local community in which the teacher is employed through observation and interaction with employers and employees who are working on issues related to subjects taught by the teacher.

2. Any hours spent in a local business externship shall count as contact hours of professional

development under section 168.021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 23

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

(1) First degree murder under section 565.020;

(2) Second degree murder under section 565.021;

(3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;

(4) First degree assault under section 565.050;

(5) Rape in the first degree under section 566.030;

(6) Sodomy in the first degree under section 566.060;

(7) Burglary in the first degree under section 569.160;

(8) Burglary in the second degree under section 569.170;

(9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;

(10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture

of a controlled substance under section 579.055;

(11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;

(12) Arson in the first degree under section 569.040;

(13) Voluntary manslaughter under section 565.023;

(14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;

(15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;

(16) Rape in the second degree under section 566.031;

(17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;

(18) Property damage in the first degree under section 569.100;

(19) The possession of a weapon under chapter 571;

(20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;

(21) Sodomy in the second degree pursuant to section 566.061;

(22) Sexual misconduct involving a child pursuant to section 566.083;

(23) Sexual abuse in the first degree pursuant to section 566.100; **or**

(24) **[**Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or

(25)**]** Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225**[**;**]**

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her suspension the requirement that such student is not allowed, while on such suspension, to be within one thousand feet of any school property in the school district where such student attended school

or any activity of that district, regardless of whether or not the activity takes place on district property unless:

(1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;

(2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;

(3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or

(4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to

hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district

or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"167.117. 1. **[**In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.**]** **For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.**

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on **[**the**]** school premises**[**, including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property**]** any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall **[**immediately**]** **as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent. **In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably**

practical report such incident to the principal.

3. **[**In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.**] In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

4. A school employee, superintendent**,** or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 24

Amend House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"**167.128. 1. If a school district contains a facility that serves neglected or delinquent children residing in a court-ordered group home, an institution for neglected children, or an institution for delinquent children, the department of elementary and secondary education shall be prohibited from creating any report or publication related to the Missouri school improvement program, or any successor program, in which data from the district's regularly enrolled pupils is aggregated with data from the children residing in such facilities.**

2. Nothing in this section shall exempt the district in which a facility described in this section is located from providing educational services according to federal law. However, for accountability purposes under state and federal law, the department of elementary and secondary education shall not count the students residing in any such facility as part of the school district in which the facility is located, but shall instead aggregate all neglected and delinquent children residing in facilities described in this section and issue any reports as if the students and facilities were their own separate local educational agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 25

Amend House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. **[**Where a sufficient number of children**] If three percent or more of students enrolled in a school district** are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, **[**districts may establish special programs for such gifted children**] the district shall establish a state-approved gifted program for gifted children**.

2. **If a school district has an average daily attendance of three hundred fifty students or less, the district's gifted program shall not be required to provide gifted services by a teacher certificated to teach gifted education. If any teacher who provides gifted services through such district's gifted program is not certificated to teach gifted education, the teacher shall annually participate in at least six clock hours of professional development focused on gifted services.**

3. The state board of education shall determine standards for such **gifted** programs **and gifted services**. Approval of **[**such**] gifted** programs shall be made by the state department of elementary and secondary education based upon project applications submitted **[**by July fifteenth of each year**] at a time and in a form determined by the department of elementary and secondary education**.

[3.**] 4.** No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

5. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 660**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 660**, as amended. Representatives: Fitzwater, Ruth, Haefner, Walker (74), Stevens (46).

PRIVILEGED MOTIONS

Senator Crawford moved that the Senate refuse to concur in **HCS** for **SB 806**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which

motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 660**, as amended: Senators Riddle, Sater, Hegeman, Schupp and Holsman.

PRIVILEGED MOTIONS

Senator Sater moved that the Senate refuse to concur in **HCS** for **SB 743**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Emery moved that, **SB 949**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 2 was again taken up.

At the request of Senator Emery, **SS** for **SCS** for **SB 949** was withdrawn, rendering **SA 2** moot.

Senator Emery offered **SS No. 2** for **SCS** for **SB 949**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 949

An Act to repeal sections 167.225, 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof three new sections relating to reading intervention in schools.

Senator Emery moved that **SS No. 2** for **SCS** for **SB 949** be adopted, which motion prevailed.

On motion of Senator Emery, **SS No. 2** for **SCS** for **SB 949** was declared perfected and ordered printed.

PRIVILEGED MOTIONS

Senator Sater moved that the Senate refuse to concur in **HCS** for **SB 687**, as amended and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 800**, entitled:

An Act to repeal sections 211.093, 211.444, and 211.447, RSMo, and to enact in lieu thereof three new sections relating to juvenile court proceedings.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 800, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"211.021. **[**1.**]** As used in this chapter, unless the context clearly requires otherwise:

(1) "Adult" means a person **[**seventeen**]** **eighteen** years of age or older **[**except for seventeen-year-old children as defined in this section**]**;

(2) "Child" means any person under **[**seventeen**]** **eighteen** years of age **[**and shall mean, in addition, any person over seventeen but not yet eighteen years of age alleged to have committed a status offense**]**;

(3) "Juvenile court" means the juvenile division or divisions of the circuit court of the county, or judges while hearing juvenile cases assigned to them;

(4) "Legal custody" means the right to the care, custody and control of a child and the duty to provide food, clothing, shelter, ordinary medical care, education, treatment and discipline of a child. Legal custody may be taken from a parent only by court action and if the legal custody is taken from a parent without termination of parental rights, the parent's duty to provide support continues even though the person having legal custody may provide the necessities of daily living;

(5) "Parent" means either a natural parent or a parent by adoption and if the child is illegitimate, "parent" means the mother;

(6) "Shelter care" means the temporary care of juveniles in physically unrestricting facilities pending final court disposition. These facilities may include:

(a) "Foster home", the private home of foster parents providing twenty-four-hour care to one to three children unrelated to the foster parents by blood, marriage or adoption;

(b) "Group foster home", the private home of foster parents providing twenty-four-hour care to no more than six children unrelated to the foster parents by blood, marriage or adoption;

(c) "Group home", a child care facility which approximates a family setting, provides access to community activities and resources, and provides care to no more than twelve children;

(7) "Status offense", any offense as described in subdivision (2) of subsection 1 of section 211.031.

[2. The amendments to subsection 1 of this section, as provided for in this act, shall not take effect until such time as appropriations by the general assembly for additional juvenile officer full-time equivalents and deputy juvenile officer full-time equivalents shall exceed by one million nine hundred thousand dollars the amount spent by the state for such officers in fiscal year 2007 and appropriations by the general assembly to single first class counties for juvenile court personnel costs shall exceed by one million nine hundred thousand dollars the amount spent by the state for such juvenile court personnel costs in fiscal year 2007 and notice of such appropriations has been given to the revisor of statutes.**]**

211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family court in circuits that have a family court as provided in sections 487.010 to 487.190 shall have exclusive original jurisdiction in proceedings:

(1) Involving any child **[**or person seventeen years of age**]** who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The parents, or other persons legally responsible for the care and support of the child **[**or person seventeen years of age**]**, neglect or refuse to provide proper support, education which is required by law, medical, surgical or other care necessary for his or her well-being; except that reliance by a parent, guardian

or custodian upon remedial treatment other than medical or surgical treatment for a child **[**or person seventeen years of age**]** shall not be construed as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

(b) The child **[**or person seventeen years of age**]** is otherwise without proper care, custody or support; or

(c) The child **[**or person seventeen years of age**]** was living in a room, building or other structure at the time such dwelling was found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130;

(d) The child **[**or person seventeen years of age is a child**]** **is** in need of mental health services and the parent, guardian or custodian is unable to afford or access appropriate mental health treatment or care for the child;

(2) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The child while subject to compulsory school attendance is repeatedly and without justification absent from school; or

(b) The child disobeys the reasonable and lawful directions of his or her parents or other custodian and is beyond their control; or

(c) The child is habitually absent from his or her home without sufficient cause, permission, or justification; or

(d) The behavior or associations of the child are otherwise injurious to his or her welfare or to the welfare of others; or

(e) The child is charged with an offense not classified as criminal, or with an offense applicable only to children; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, or any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(3) Involving any child who is alleged to have violated a state law or municipal ordinance, or any person who is alleged to have violated a state law or municipal ordinance prior to attaining the age of **[**seventeen**]** **eighteen** years, in which cases jurisdiction may be taken by the court of the circuit in which the child or person resides or may be found or in which the violation is alleged to have occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, and except that the juvenile court shall have concurrent jurisdiction with the municipal court over any child who is alleged to have violated a municipal curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the circuit court on any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(4) For the adoption of a person;

(5) For the commitment of a child **[**or person seventeen years of age**]** to the guardianship of the department of social services as provided by law; and

(6) Involving an order of protection pursuant to chapter 455 when the respondent is less than **[**seventeen**]** **eighteen** years of age.

2. Transfer of a matter, proceeding, jurisdiction or supervision for a child **[**or person seventeen years of age**]** who resides in a county of this state shall be made as follows:

(1) Prior to the filing of a petition and upon request of any party or at the discretion of the juvenile officer, the matter in the interest of a child **[**or person seventeen years of age**]** may be transferred by the juvenile officer, with the prior consent of the juvenile officer of the receiving court, to the county of the child's residence or the residence of the person **[**seventeen**]** **eighteen** years of age for future action;

(2) Upon the motion of any party or on its own motion prior to final disposition on the pending matter, the court in which a proceeding is commenced may transfer the proceeding of a child **[**or person seventeen years of age**]** to the court located in the county of the child's residence **[**or the residence of the person seventeen years of age**]**, or the county in which the offense pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further action;

(3) Upon motion of any party or on its own motion, the court in which jurisdiction has been taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a child **[**or person seventeen years of age**]** to the court located in the county of the child's residence **[**or the residence of the person seventeen years of age**]** for further action with the prior consent of the receiving court;

(4) Upon motion of any party or upon its own motion at any time following a judgment of disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may place the child **[**or person seventeen years of age**]** under the supervision of another juvenile court within or without the state pursuant to section 210.570 with the consent of the receiving court;

(5) Upon motion of any child **[**or person seventeen years of age**]** or his or her parent, the court having jurisdiction shall grant one change of judge pursuant to Missouri supreme court rules;

(6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child **[**or person seventeen years of age**]**, certified copies of all legal and social documents and records pertaining to the case on file with the clerk of the transferring juvenile court shall accompany the transfer.

3. In any proceeding involving any child **[**or person seventeen years of age**]** taken into custody in a county other than the county of the child's residence **[**or the residence of a person seventeen years of age**]**, the juvenile court of the county of the child's residence **[**or the residence of a person seventeen years of age**]** shall be notified of such taking into custody within seventy-two hours.

4. When an investigation by a juvenile officer pursuant to this section reveals that the only basis for action involves an alleged violation of section 167.031 involving a child who alleges to be home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the child is being home schooled and not in violation of section 167.031 before making a report of such a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a child who is being home schooled shall be made to the prosecuting attorney of the county where the child legally resides.

5. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care or for the removal of custody of a child from the parent without a specific showing that there is a causal relation between the disability or disease and harm to the child.

211.032. 1. Except as otherwise provided in a circuit participating in a pilot project established by the Missouri supreme court, when a child **[**or person seventeen years of age**]**, alleged to be in need of care and treatment pursuant to subdivision (1) of subsection 1 of section 211.031, is taken into custody, the juvenile or family court shall notify the parties of the right to have a protective custody hearing. Such notification shall be in writing.

2. Upon request from any party, the court shall hold a protective custody hearing. Such hearing shall be held within three days of the request for a hearing, excluding Saturdays, Sundays and legal holidays. For circuits participating in a pilot project established by the Missouri supreme court, the parties shall be notified at the status conference of their right to request a protective custody hearing.

3. No later than February 1, 2005, the Missouri supreme court shall require a mandatory court proceeding to be held within three days, excluding Saturdays, Sundays, and legal holidays, in all cases under subdivision (1) of subsection 1 of section 211.031. The Missouri supreme court shall promulgate rules for the implementation of such mandatory court proceedings and may consider recommendations from any pilot projects established by the Missouri supreme court regarding such proceedings. Nothing in this subsection shall prevent the Missouri supreme court from expanding pilot projects prior to the implementation of this subsection.

4. The court shall hold an adjudication hearing no later than sixty days after the child has been taken into custody. The court shall notify the parties in writing of the specific date, time, and place of such hearing. If at such hearing the court determines that sufficient cause exists for the child to remain in the custody of the state, the court shall conduct a dispositional hearing no later than ninety days after the child has been taken into custody and shall conduct review hearings regarding the reunification efforts made by the division every ninety to one hundred twenty days for the first year the child is in the custody of the division. After the first year, review hearings shall be held as necessary, but in no event less than once every six months for as long as the child is in the custody of the division.

5. At all hearings held pursuant to this section the court may receive testimony and other evidence relevant to the necessity of detaining the child out of the custody of the parents, guardian or custodian.

6. By January 1, 2005, the supreme court shall develop rules regarding the effect of untimely hearings.

7. If the placement of any child in the custody of the children's division will result in the child attending a school other than the school the child was attending when taken into custody:

(1) The child's records from such school shall automatically be forwarded to the school that the child is transferring to upon notification within two business days by the division; or

(2) Upon request of the foster family, the guardian ad litem, or the volunteer advocate and whenever possible, the child shall be permitted to continue to attend the same school that the child was enrolled in and attending at the time the child was taken into custody by the division. The division, in consultation with the department of elementary and secondary education, shall establish the necessary procedures to implement the provisions of this subsection.

211.033. 1. No person under the age of **[**seventeen**]** **eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071 shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of **[**seventeen**]** **eighteen** to a juvenile detention

facility.

2. Nothing in this section shall be construed as creating any civil or criminal liability for any law enforcement officer, juvenile officer, school personnel, or court personnel for any action taken or failure to take any action involving a minor child who remains under the jurisdiction of the juvenile court under this section if such action or failure to take action is based on a good faith belief by such officer or personnel that the minor child is not under the jurisdiction of the juvenile court.

[3. The amendments to subsection 2 of this section, as provided for in this act, shall not take effect until such time as the provisions of section 211.021 shall take effect in accordance with subsection 2 of section 211.021.**]**

211.041. When jurisdiction over the person of a child has been acquired by the juvenile court under the provisions of this chapter in proceedings coming within the applicable provisions of section 211.031, the jurisdiction of the child may be retained for the purpose of this chapter until he or she has attained the age of twenty-one years, except in cases where he or she is committed to and received by the division of youth services, unless jurisdiction has been returned to the committing court by provisions of chapter 219 through requests of the court to the division of youth services and except in any case where he or she has not paid an assessment imposed in accordance with section 211.181 or in cases where the judgment for restitution entered in accordance with section 211.185 has not been satisfied. Every child over whose person the juvenile court retains jurisdiction shall be prosecuted under the general law for any violation of a state law or of a municipal ordinance which he or she commits after he or she becomes **[**seventeen**]** **eighteen** years of age. The juvenile court shall have no jurisdiction with respect to any such violation and, so long as it retains jurisdiction of the child, shall not exercise its jurisdiction in such a manner as to conflict with any other court's jurisdiction as to any such violation.

211.061. 1. When a child is taken into custody with or without warrant for an offense, the child, together with any information concerning the child and the personal property found in the child's possession, shall be taken immediately and directly before the juvenile court or delivered to the juvenile officer or person acting for **[**him**]** **the child**.

2. If any person is taken before a circuit or associate circuit judge not assigned to juvenile court or a municipal judge, and it is then, or at any time thereafter, ascertained that he or she was under the age of **[**seventeen**]** **eighteen** years at the time he or she is alleged to have committed the offense, or that he or she is subject to the jurisdiction of the juvenile court as provided by this chapter, it is the duty of the judge forthwith to transfer the case or refer the matter to the juvenile court, and direct the delivery of such person, together with information concerning him or her and the personal property found in his or her possession, to the juvenile officer or person acting as such.

3. When the juvenile court is informed that a child is in detention it shall examine the reasons therefor and shall immediately:

(1) Order the child released; or

(2) Order the child continued in detention until a detention hearing is held. An order to continue the child in detention shall only be entered upon the filing of a petition or motion to modify and a determination by the court that probable cause exists to believe that the child has committed acts specified in the petition or motion that bring the child within the jurisdiction of the court under subdivision (2) or (3) of subsection 1 of section 211.031.

4. A juvenile shall not remain in detention for a period greater than twenty-four hours unless the court orders a detention hearing. If such hearing is not held within three days, excluding Saturdays, Sundays and legal holidays, the juvenile shall be released from detention unless the court for good cause orders the hearing continued. The detention hearing shall be held within the judicial circuit at a date, time and place convenient to the court. Notice of the date, time and place of a detention hearing, and of the right to counsel, shall be given to the juvenile and his or her custodian in person, by telephone, or by such other expeditious method as is available.

211.071. 1. If a petition alleges that a child between the ages of twelve and **[**seventeen**]** **eighteen** has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that any child has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 **as it existed prior to January 1, 2017, or first degree robbery under section 570.023**, **[**or**]** distribution of drugs under section 195.211 **as it existed prior to January 1, 2017, or the manufacturing of a controlled substance under section 579.055**, or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between **[**seventeen**]** **eighteen** and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney

shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

(1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;

(2) Whether the offense alleged involved viciousness, force and violence;

(3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;

(4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;

(5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;

(6) The sophistication and maturity of the child as determined by consideration of his **or her** home and environmental situation, emotional condition and pattern of living;

(7) The age of the child;

(8) The program and facilities available to the juvenile court in considering disposition;

(9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and

(10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

(1) Findings showing that the court had jurisdiction of the cause and of the parties;

(2) Findings showing that the child was represented by counsel;

(3) Findings showing that the hearing was held in the presence of the child and his **or her** counsel; and

(4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171.

211.073. 1. The court shall, in a case when the offender is under **[**seventeen**]** **eighteen** years **[**and six months**]** of age and has been transferred to a court of general jurisdiction pursuant to section 211.071, and whose prosecution results in a conviction or a plea of guilty, consider dual jurisdiction of both the criminal and juvenile codes, as set forth in this section. The court is authorized to impose a juvenile disposition under this chapter and simultaneously impose an adult criminal sentence, the execution of which shall be suspended pursuant to the provisions of this section. Successful completion of the juvenile disposition ordered shall be a condition of the suspended adult criminal sentence. The court may order an offender into the custody of the division of youth services pursuant to this section:

(1) Upon agreement of the division of youth services; and

(2) If the division of youth services determines that there is space available in a facility designed to serve offenders sentenced under this section. If the division of youth services agrees to accept a youth and the court does not impose a juvenile disposition, the court shall make findings on the record as to why the division of youth services was not appropriate for the offender prior to imposing the adult criminal sentence.

2. If there is probable cause to believe that the offender has violated a condition of the suspended sentence or committed a new offense, the court shall conduct a hearing on the violation charged, unless the offender waives such hearing. If the violation is established and found the court may continue or revoke the juvenile disposition, impose the adult criminal sentence, or enter such other order as it may see fit.

3. When an offender has received a suspended sentence pursuant to this section and the division determines the child is beyond the scope of its treatment programs, the division of youth services may petition the court for a transfer of custody of the offender. The court shall hold a hearing and shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

4. When an offender who has received a suspended sentence reaches the age of **[**seventeen**]** **eighteen**, the court shall hold a hearing. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections;

(2) Direct that the offender be placed on probation; or

(3) Direct that the offender remain in the custody of the division of youth services if the division agrees to such placement.

5. The division of youth services shall petition the court for a hearing before it releases an offender who comes within subsection 1 of this section at any time before the offender reaches the age of twenty-one

years. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

6. If the suspension of the adult criminal sentence is revoked, all time served by the offender under the juvenile disposition shall be credited toward the adult criminal sentence imposed.

211.081. 1. Whenever any person informs the juvenile officer in writing that a child appears to be within the purview of applicable provisions of section 211.031 **[**or that a person seventeen years of age appears to be within the purview of the provisions of subdivision (1) of subsection 1 of section 211.031**]**, the juvenile officer shall make or cause to be made a preliminary inquiry to determine the facts and to determine whether or not the interests of the public or of the child **[**or person seventeen years of age**]** require that further action be taken. On the basis of this inquiry, the juvenile officer may make such informal adjustment as is practicable without a petition or file a petition. Any other provision of this chapter to the contrary notwithstanding, the juvenile court shall not make any order for disposition of a child **[**or person seventeen years of age**]** which would place or commit the child **[**or person seventeen years of age**]** to any location outside the state of Missouri without first receiving the approval of the children's division.

2. Placement in any institutional setting shall represent the least restrictive appropriate placement for the child **[**or person seventeen years of age**]** and shall be recommended based upon a psychological or psychiatric evaluation or both. Prior to entering any order for disposition of a child **[**or person seventeen years of age**]** which would order residential treatment or other services inside the state of Missouri, the juvenile court shall enter findings which include the recommendation of the psychological or psychiatric evaluation or both; and certification from the division director or designee as to whether a provider or funds or both are available, including a projection of their future availability. If the children's division indicates that funding is not available, the division shall recommend and make available for placement by the court an alternative placement for the child **[**or person seventeen years of age**]**. The division shall have the burden of demonstrating that they have exercised due diligence in utilizing all available services to carry out the recommendation of the evaluation team and serve the best interest of the child **[**or person seventeen years of age**]**. The judge shall not order placement or an alternative placement with a specific provider but may reasonably designate the scope and type of the services which shall be provided by the department to the child **[**or person seventeen years of age**]**.

3. Obligations of the state incurred under the provisions of section 211.181 shall not exceed, in any fiscal year, the amount appropriated for this purpose.

211.091. 1. The petition shall be entitled "In the interest of ....., a child under **[**seventeen**]** **eighteen** years of age" **[**or "In the interest of ....., a child seventeen years of age" or "In the interest of ....., a person seventeen years of age" as appropriate to the subsection of section 211.031 that provides the basis for the filing of the petition**]**.

2. The petition shall set forth plainly:

(1) The facts which bring the child **[**or person seventeen years of age**]** within the jurisdiction of the court;

(2) The full name, birth date, and residence of the child **[**or person seventeen years of age**]**;

(3) The names and residence of his or her parents, if living;

(4) The name and residence of his or her legal guardian if there be one, of the person having custody of the child **[**or person seventeen years of age**]** or of the nearest known relative if no parent or guardian can be found; and

(5) Any other pertinent data or information.

3. If any facts required in subsection 2 of this section are not known by the petitioner, the petition shall so state.

4. Prior to the voluntary dismissal of a petition filed under this section, the juvenile officer shall assess the impact of such dismissal on the best interests of the child, and shall take all actions practicable to minimize any negative impact."; and

Further amend said bill, Page 2, Section 211.093, Line 46, by inserting after said section and line the following:

"211.101. 1. After a petition has been filed, unless the parties appear voluntarily, the juvenile court shall issue a summons in the name of the state of Missouri requiring the person who has custody of the child **[**or person seventeen years of age**]** to appear personally and, unless the court orders otherwise, to bring the child **[**or person seventeen years of age**]** before the court, at the time and place stated.

2. If the person so summoned is other than a parent or guardian of the child **[**or person seventeen years of age**]**, then the parent or guardian or both shall also be notified of the pendency of the case and of the time and place appointed.

3. If it appears that the child **[**or person seventeen years of age**]** is in such condition or surroundings that his or her welfare requires that his or her custody be immediately assumed by the court, the judge may order, by endorsement upon the summons, the officer serving it to take the child **[**or person seventeen years of age**]** into custody at once.

4. Subpoena may be issued requiring the appearance of any other person whose presence, in the opinion of the judge, is necessary.

211.161. 1. The court may cause any child **[**or person seventeen years of age**]** within its jurisdiction to be examined by a physician, psychiatrist or psychologist appointed by the court in order that the condition of the child **[**or person seventeen years of age**]** may be given consideration in the disposition of his **or her** case. The expenses of the examination when approved by the court shall be paid by the county, except that the county shall not be liable for the costs of examinations conducted by the department of mental health either directly or through contract.

2. The services of a state, county or municipally maintained hospital, institution, or psychiatric or health clinic may be used for the purpose of this examination and treatment.

3. A county may establish medical, psychiatric and other facilities, upon request of the juvenile court, to provide proper services for the court in the diagnosis and treatment of children **[**or persons seventeen years of age**]** coming before it and these facilities shall be under the administration and control of the juvenile court. The juvenile court may appoint and fix the compensation of such professional and other personnel as it deems necessary to provide the court proper diagnostic, clinical and treatment services for children **[**or persons seventeen years of age**]** under its jurisdiction.

211.181. 1. When a child **[**or person seventeen years of age**]** is found by the court to come within the applicable provisions of subdivision (1) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child **[**or person seventeen years of age**]**, and the court may, by order duly entered, proceed as follows:

(1) Place the child **[**or person seventeen years of age**]** under supervision in his **or her** own home or in the custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child **[**or person seventeen years of age**]** to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes; except that, such child **[**or person seventeen years of age**]** may not be committed to the department of social services, division of youth services;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive the child **[**or person seventeen years of age**]** in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child **[**or person seventeen years of age**]** in a family home;

(4) Cause the child **[**or person seventeen years of age**]** to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child **[**or person seventeen years of age**]** requires it, cause the child **[**or person seventeen years of age**]** to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child **[**or person seventeen years of age**]** whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) The court may order, pursuant to subsection 2 of section 211.081, that the child receive the necessary services in the least restrictive appropriate environment including home and community-based services, treatment and support, based on a coordinated, individualized treatment plan. The individualized treatment plan shall be approved by the court and developed by the applicable state agencies responsible for providing or paying for any and all appropriate and necessary services, subject to appropriation, and shall include which agencies are going to pay for and provide such services. Such plan must be submitted to the court within thirty days and the child's family shall actively participate in designing the service plan for the child **[**or person seventeen years of age**]**;

(6) The department of social services, in conjunction with the department of mental health, shall apply to the United States Department of Health and Human Services for such federal waivers as required to provide services for such children, including the acquisition of community-based services waivers.

2. When a child is found by the court to come within the provisions of subdivision (2) of subsection 1 of section 211.031, the court shall so decree and upon making a finding of fact upon which it exercises its

jurisdiction over the child, the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his **or her** own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or place them in family homes; except that, a child may be committed to the department of social services, division of youth services, only if he **or she** is presently under the court's supervision after an adjudication under the provisions of subdivision (2) or (3) of subsection 1 of section 211.031;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child in a family home;

(4) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) Assess an amount of up to ten dollars to be paid by the child to the clerk of the court.

Execution of any order entered by the court pursuant to this subsection, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed.

3. When a child is found by the court to come within the provisions of subdivision (3) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child, and the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require; provided that, no child who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566, RSMo, including but not limited to rape, forcible sodomy, child molestation, and sexual abuse, and in which the victim was a child, shall be placed in any residence within one thousand feet of the residence of the abused child of that offense until the abused child reaches the age of eighteen, and provided further that the provisions of this subdivision regarding placement within one thousand feet of the abused child shall not apply when the abusing child and the abused child

are siblings or children living in the same home;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Beginning January 1, 1996, the court may make further directions as to placement with the division of youth services concerning the child's length of stay. The length of stay order may set forth a minimum review date;

(4) Place the child in a family home;

(5) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(6) Suspend or revoke a state or local license or authority of a child to operate a motor vehicle;

(7) Order the child to make restitution or reparation for the damage or loss caused by his **or her** offense. In determining the amount or extent of the damage, the court may order the juvenile officer to prepare a report and may receive other evidence necessary for such determination. The child and his **or her** attorney shall have access to any reports which may be prepared, and shall have the right to present evidence at any hearing held to ascertain the amount of damages. Any restitution or reparation ordered shall be reasonable in view of the child's ability to make payment or to perform the reparation. The court may require the clerk of the circuit court to act as receiving and disbursing agent for any payment ordered;

(8) Order the child to a term of community service under the supervision of the court or of an organization selected by the court. Every person, organization, and agency, and each employee thereof, charged with the supervision of a child under this subdivision, or who benefits from any services performed as a result of an order issued under this subdivision, shall be immune from any suit by the child ordered to perform services under this subdivision, or any person deriving a cause of action from such child, if such cause of action arises from the supervision of the child's performance of services under this subdivision and if such cause of action does not arise from an intentional tort. A child ordered to perform services under this subdivision shall not be deemed an employee within the meaning of the provisions of chapter 287, RSMo, nor shall the services of such child be deemed employment within the meaning of the provisions of chapter 288, RSMo. Execution of any order entered by the court, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed;

(9) When a child has been adjudicated to have violated a municipal ordinance or to have committed an act that would be a misdemeanor if committed by an adult, assess an amount of up to twenty-five dollars to be paid by the child to the clerk of the court; when a child has been adjudicated to have committed an act that would be a felony if committed by an adult, assess an amount of up to fifty dollars to be paid by the child to the clerk of the court.

4. Beginning January 1, 1996, the court may set forth in the order of commitment the minimum period during which the child shall remain in the custody of the division of youth services. No court order shall require a child to remain in the custody of the division of youth services for a period which exceeds the child's eighteenth birth date except upon petition filed by the division of youth services pursuant to subsection 1 of section 219.021, RSMo. In any order of commitment of a child to the custody of the division of youth services, the division shall determine the appropriate program or placement pursuant to subsection 3 of section 219.021, RSMo. Beginning January 1, 1996, the department shall not discharge a child from the custody of the division of youth services before the child completes the length of stay determined by the court in the commitment order unless the committing court orders otherwise. The director of the division of youth services may at any time petition the court for a review of a child's length of stay commitment order, and the court may, upon a showing of good cause, order the early discharge of the child from the custody of the division of youth services. The division may discharge the child from the division of youth services without a further court order after the child completes the length of stay determined by the court or may retain the child for any period after the completion of the length of stay in accordance with the law.

5. When an assessment has been imposed under the provisions of subsection 2 or 3 of this section, the assessment shall be paid to the clerk of the court in the circuit where the assessment is imposed by court order, to be deposited in a fund established for the sole purpose of payment of judgments entered against children in accordance with section 211.185.

211.321. 1. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall not be open to inspection or their contents disclosed, except by order of the court to persons having a legitimate interest therein, unless a petition or motion to modify is sustained which charges the child with an offense which, if committed by an adult, would be a class A felony under the criminal code of Missouri, or capital murder, first degree murder, or second degree murder or except as provided in subsection 2 of this section. In addition, whenever a report is required under section 557.026, there shall also be included a complete list of certain violations of the juvenile code for which the defendant had been adjudicated a delinquent while a juvenile. This list shall be made available to the probation officer and shall be included in the presentence report. The violations to be included in the report are limited to the following: rape, sodomy, murder, kidnapping, robbery, arson, burglary or any acts involving the rendering or threat of serious bodily harm. The supreme court may promulgate rules to be followed by the juvenile courts in separating the records.

2. In all proceedings under subdivision (2) of subsection 1 of section 211.031, the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and shall be open to inspection only by order of the judge of the juvenile court or as otherwise provided by statute. In all proceedings under subdivision (3) of subsection 1 of section 211.031 the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and may be open to inspection without court order only as follows:

(1) The juvenile officer is authorized at any time:

(a) To provide information to or discuss matters concerning the child, the violation of law or the case with the victim, witnesses, officials at the child's school, law enforcement officials, prosecuting attorneys, any person or agency having or proposed to have legal or actual care, custody or control of the child, or any person or agency providing or proposed to provide treatment of the child. Information received pursuant to this paragraph shall not be released to the general public, but shall be released only to the persons or agencies listed in this paragraph;

(b) To make public information concerning the offense, the substance of the petition, the status of proceedings in the juvenile court and any other information which does not specifically identify the child or the child's family;

(2) After a child has been adjudicated delinquent pursuant to subdivision (3) of subsection 1 of section 211.031, for an offense which would be a felony if committed by an adult, the records of the dispositional hearing and proceedings related thereto shall be open to the public to the same extent that records of criminal proceedings are open to the public. However, the social summaries, investigations or updates in the nature of presentence investigations, and status reports submitted to the court by any treating agency or individual after the dispositional order is entered shall be kept confidential and shall be opened to inspection only by order of the judge of the juvenile court;

(3) As otherwise provided by statute;

(4) In all other instances, only by order of the judge of the juvenile court.

3. Peace officers' records, if any are kept, of children shall be kept separate from the records of persons **[**seventeen**]** **eighteen** years of age or over and shall not be open to inspection or their contents disclosed, except by order of the court. This subsection does not apply to children who are transferred to courts of general jurisdiction as provided by section 211.071 or to juveniles convicted under the provisions of sections 578.421 to 578.437. This subsection does not apply to the inspection or disclosure of the contents of the records of peace officers for the purpose of pursuing a civil forfeiture action pursuant to the provisions of section 195.140.

4. Nothing in this section shall be construed to prevent the release of information and data to persons or organizations authorized by law to compile statistics relating to juveniles. The court shall adopt procedures to protect the confidentiality of children's names and identities.

5. The court may, either on its own motion or upon application by the child or his **or her** representative, or upon application by the juvenile officer, enter an order to destroy all social histories, records, and information, other than the official court file, and may enter an order to seal the official court file, as well as all peace officers' records, at any time after the child has reached his **[**seventeenth**]** **or her eighteenth** birthday if the court finds that it is in the best interest of the child that such action or any part thereof be taken, unless the jurisdiction of the court is continued beyond the child's **[**seventeenth**]** **eighteenth** birthday, in which event such action or any part thereof may be taken by the court at any time after the closing of the child's case.

6. Nothing in this section shall be construed to prevent the release of general information regarding the informal adjustment or formal adjudication of the disposition of a child's case to a victim or a member of the immediate family of a victim of any offense committed by the child. Such general information shall not

be specific as to location and duration of treatment or detention or as to any terms of supervision.

7. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall be disclosed to the child fatality review panel reviewing the child's death pursuant to section 210.192 unless the juvenile court on its own motion, or upon application by the juvenile officer, enters an order to seal the records of the victim child.

211.421. 1. After any child has come under the care or control of the juvenile court as provided in this chapter, any person who thereafter encourages, aids, or causes the child to commit any act or engage in any conduct which would be injurious to the child's morals or health or who knowingly or negligently disobeys, violates or interferes with a lawful order of the court with relation to the child, is guilty of contempt of court, and shall be proceeded against as now provided by law and punished by imprisonment in the county jail for a term not exceeding six months or by a fine not exceeding five hundred dollars or by both such fine and imprisonment.

2. If it appears at a juvenile court hearing that any person **[**seventeen**]** **eighteen** years of age or over has violated section 568.045 or 568.050, RSMo, by endangering the welfare of a child, the judge of the juvenile court shall refer the information to the prosecuting or circuit attorney, as the case may be, for appropriate proceedings.

211.425. 1. Any person who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566 including, but not limited to, rape, forcible sodomy, child molestation and sexual abuse, shall be considered a juvenile sex offender and shall be required to register as a juvenile sex offender by complying with the registration requirements provided for in this section, unless such juvenile adjudicated as a delinquent is fourteen years of age or older at the time of the offense and the offense adjudicated would be considered a felony under chapter 566 if committed by an adult, which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, including any attempt or conspiracy to commit such offense, in which case, the juvenile shall be required to register as an adult sexual offender under sections 589.400 to 589.425. This requirement shall also apply to any person who is or has been adjudicated a juvenile delinquent in any other state or federal jurisdiction for committing, attempting to commit, or conspiring to commit offenses which would be proscribed herein.

2. Any state agency having supervision over a juvenile required to register as a juvenile sex offender or any court having jurisdiction over a juvenile required to register as a juvenile sex offender, or any person required to register as a juvenile sex offender, shall, within ten days of the juvenile offender moving into any county of this state, register with the juvenile office of the county. If such juvenile offender changes residence or address, the state agency, court or person shall inform the juvenile office within ten days of the new residence or address and shall also be required to register with the juvenile office of any new county of residence. Registration shall be accomplished by completing a registration form similar to the form provided for in section 589.407. Such form shall include, but is not limited to, the following:

(1) A statement in writing signed by the juvenile, giving the juvenile's name, address, Social Security number, phone number, school in which enrolled, place of employment, offense which requires registration, including the date, place, and a brief description of such offense, date and place of adjudication regarding such offense, and age and gender of the victim at the time of the offense; and

(2) The fingerprints and a photograph of the juvenile.

3. Juvenile offices shall maintain the registration forms of those juvenile offenders in their jurisdictions who register as required by this section. Information contained on the registration forms shall be kept confidential and may be released by juvenile offices to only those persons and agencies who are authorized to receive information from juvenile court records as provided by law, including, but not limited to, those specified in section 211.321. State agencies having custody of juveniles who fall within the registration requirements of this section shall notify the appropriate juvenile offices when such juvenile offenders are being transferred to a location falling within the jurisdiction of such juvenile offices.

4. Any juvenile who is required to register pursuant to this section but fails to do so or who provides false information on the registration form is subject to disposition pursuant to this chapter. Any person **[**seventeen**]** **eighteen** years of age or over who commits such violation is guilty of a class A misdemeanor as provided for in section 211.431.

5. Any juvenile to whom the registration requirement of this section applies shall be informed by the official in charge of the juvenile's custody, upon the juvenile's discharge or release from such custody, of the requirement to register pursuant to this section. Such official shall obtain the address where such juvenile expects to register upon being discharged or released and shall report the juvenile's name and address to the juvenile office where the juvenile **[**will**]** **shall** be required to register. This requirement to register upon discharge or release from custody does not apply in situations where the juvenile is temporarily released under guard or direct supervision from a detention facility or similar custodial facility.

6. The requirement to register as a juvenile sex offender shall terminate upon the juvenile offender reaching age twenty-one, unless such juvenile offender is required to register as an adult offender pursuant to section 589.400.

211.431. Any person **[**seventeen**]** **eighteen** years of age or over who willfully violates, neglects or refuses to obey or perform any lawful order of the court, or who violates any provision of this chapter is guilty of a class A misdemeanor.

211.435. 1. There is hereby created in the state treasury the "Juvenile Justice Preservation Fund", which shall consist of moneys collected under subsection 2 of this section and sections 488.315 and 558.003, any gifts, bequests, and donations, and any other moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425 solely for the administration of the juvenile justice system. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The provisions of this subsection shall expire on August 28, 2024.

2. For all traffic violations of any county ordinance or any violation of traffic laws of this state, including an infraction, in which a person has pled guilty, there shall be assessed as costs a surcharge in the amount of two dollars. No such surcharge shall be collected in any proceeding involving a violation of an ordinance or state law when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. Such surcharge shall be collected and disbursed by the clerk of the court as provided by sections 488.010 to 488.020. The

surcharge collected under this section shall be paid into the state treasury to the credit of the juvenile justice preservation fund created in this section. The provisions of this subsection shall expire if the provisions of subsection 1 of this section expire."; and

Further amend said bill, Page 9, Section 211.447, Line 218, by inserting after said section and line the following:

"221.044. No person under the age of **[**seventeen**]** **eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071, shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of **[**seventeen**]** **eighteen** to a juvenile detention facility.

488.315. 1. In addition to all other costs associated with civil actions, there shall be assessed and collected a surcharge of three dollars and fifty cents in all civil actions filed in the state. The clerk responsible for collecting court costs in civil cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the juvenile justice preservation fund under subsection 1 of section 211.435.

2. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

558.003. The prosecuting attorney shall have discretion to charge an offender convicted of an offense in which the victim was a child a fine of up to five hundred dollars for each offense. Such fine shall be deposited in the juvenile justice preservation fund, created under section 211.435. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

Section 1. Expanding services from seventeen years of age to eighteen years of age is a new service and shall not be effective until an appropriation sufficient to fund the expanded service is provided therefor.

Section B. The repeal and reenactment of sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, and 221.044 of this act shall become effective on January 1, 2021."; and Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 718**, entitled:

An Act to repeal sections 338.202 and 376.1237, RSMo, and to enact in lieu thereof two new sections relating to maintenance medication.

With House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4, 5, 6, 7, 8, 10, 11, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12, as amended, House Amendment Nos. 13, 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15, as amended and House Amendment No. 16.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, In the Title, Line 3, by deleting the words "maintenance medication" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section 338.202, Line 16, by inserting after all of said line the following:

"**376.1223. 1. No third-party payer for health care services including, but not limited to, health carriers, as such terms are defined in section 376.1350, shall limit coverage or deny reimbursement for treatment of symptoms and behaviors for individuals with physical or developmental disabilities, as defined in section 630.005, if, as determined by a licensed physician or psychologist, the symptoms or behaviors caused by the identified disability:**

(1) Require the individual to receive care or assistance at any level or age from another person; and

(2) Directly interfere with or prevent independent participation in the everyday purposeful and functional activities typically practiced by a person of the same chronological age as the disabled individual.

2. Such coverage shall include, but not be limited to, therapeutic care, habilitative or rehabilitative care, or services by a licensed psychologist or applied behavior analyst, as such terms are defined in section 376.1224.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) **"Developmental disability", severe, chronic disabilities that meet all of the following conditions:**

(a) Attributable to cerebral palsy or epilepsy, or any other condition other than mental illness that results in impairment of general intellectual functioning or adaptive behavior and requires treatment or services;

(b) Manifests before the individual reaches age twenty-two;

(c) Likely to continue indefinitely; and

(d) Results in substantial functional limitations in three or more of the following areas of major life activities: self care, understanding and use of language, learning, mobility, self direction, capacity for independent living, plus a need for the level of care provided in an independent care facility;

(5) "Diagnosis of a developmental disability", medically necessary assessments, evaluations, or tests in order to diagnose a developmental disability;

(6) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(7) "Diagnosis of physical disability", medically necessary assessments, evaluations, or tests in order to diagnose a physical disability;

[(5)**] (8)** "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

[(6)**] (9)** "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

[(7)**] (10)** "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

[(8)**] (11)** "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

[(9)**] (12)** "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

[(10)**] (13)** "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

[(11)**] (14)** "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

[(12)**] (15)** "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

[(13)**] (16)** "Treatment **[**for autism spectrum disorders**]**", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder**, developmental disabilities, or physical disabilities** by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including,

but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders**, developmental disabilities, or physical disabilities** to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder**, developmental disabilities, or physical disabilities**.

4. (1) Coverage provided under this section is limited to medically necessary treatment **[**that**] as determined by the health benefit plan, and** is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license**[**, in accordance with**]. For applied behavioral analysis, such provider may submit** a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder**, developmental disabilities, or physical disabilities**, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual **[**being treated for an autism spectrum disorder**]** and shall not apply to all individuals being treated for **[**autism spectrum disorders**] that disorder** by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior

analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. Coverage provided under this section for therapeutic care shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of therapeutic care beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's developmental disabilities or physical disabilities, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavioral analysis or therapeutic care, shall not be subject to the age and dollar limitations described in this subsection.

[6.**]** **7.** The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section **or therapeutic care as described in subsection 6 of this section** shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

[7.**]** **8.** Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider **or therapeutic care provider**, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 **or therapeutic care as set forth in subsection 6** of this section shall apply to this subsection.

[8.**]** **9.** This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

[9.**]** **10.** To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified

behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

[10.**] 11.** Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

[11.**] 12.** The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

[12.**] 13.** The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

[13.**] 14.** The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

[14.**] 15.** The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy of six months or less duration, or any other supplemental policy.

[15.**] 16.** Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis **or therapy** delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

[16.**] 17.** The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

[17.**] 18.** The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

[18.**] 19.** The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

[19.**] 20.** (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Line 38, by deleting said line and inserting in lieu of the following:

"that he or she is the guardian ad litem of the minor child of the deceased.

191.1150. 1. This section shall be known as the "Caregiver, Advise, Record, and Enable (CARE) Act".

2. As used in this section, the following terms shall mean:

(1) "Admission", a patient's admission into a hospital as an in-patient;

(2) "After-care", assistance that is provided by a caregiver to a patient after the patient's discharge from a hospital that is related to the condition of the patient at the time of discharge, including assisting with activities of daily living, as defined in section 198.006; instrumental activities of daily living, as defined in section 198.006; or carrying out medical or nursing tasks as permitted by law;

(3) "Ambulatory surgical center", as defined in section 197.200;

(4) "Caregiver", an individual who is eighteen years of age or older, is duly designated as a caregiver by a patient under this section, and who provides after-care assistance to such patient in the patient's residence;

(5) "Discharge", a patient's release from a hospital or an ambulatory surgical center to the patient's residence following an admission;

(6) "Hospital", as defined in section 197.020;

(7) "Residence", a dwelling that the patient considers to be his or her home. "Residence" shall not include:

(a) A facility, as defined in section 198.006;

(b) A hospital, as defined in section 197.020;

(c) A prison, jail, or other detention or correctional facility operated by the state or a political subdivision;

(d) A residential facility, as defined in section 630.005;

(e) A group home or developmental disability facility, as defined in section 633.005; or

(f) Any other place of habitation provided by a public or private entity which bears legal or contractual responsibility for the care, control, or custody of the patient and which is compensated for doing so.

3. A hospital or ambulatory surgical center shall provide each patient or, if applicable, the patient's legal guardian with an opportunity to designate a caregiver following the patient's admission into a hospital or entry into an ambulatory surgical center and prior to the patient's discharge. Such designation shall include a written consent of the patient or the patient's legal guardian to release otherwise confidential medical information to the designated caregiver if such medical record would be needed to enable the completion of after-care tasks. The written consent shall be in compliance with federal and state laws concerning the release of personal health information. Prior to discharge, a patient may elect to change his or her caregiver in the event that the original designated caregiver becomes unavailable, unwilling, or unable to care for the patient. Designation of a caregiver by a patient or a patient's legal guardian does not obligate any person to arrange or perform any after-care tasks for the patient.

4. The hospital or ambulatory surgical center shall document the patient's or the patient's legal guardian's designation of caregiver, the relationship of the caregiver to the patient, and the caregiver's available contact information.

5. If the patient or the patient's legal guardian declines to designate a caregiver, the hospital or ambulatory surgical center shall document such information.

6. The hospital or ambulatory surgical center shall notify a patient's caregiver of the patient's discharge or transfer to another facility as soon as practicable, which may be after the patient's physician issues a discharge order. In the event that the hospital or ambulatory surgical center is unable to contact the designated caregiver, the lack of contact shall not interfere with, delay, or otherwise affect the medical care provided to the patient or an appropriate discharge of the patient. The hospital or ambulatory surgical center shall document the attempt to contact the caregiver.

7. Prior to being discharged, if the hospital or ambulatory surgical center is able to contact the caregiver and the caregiver is willing to assist, the hospital or ambulatory surgical center shall provide the caregiver with the patient's discharge plan, if such plan exists, or instructions for the after-care needs of the patient and give the caregiver the opportunity to ask questions about the after-care needs of the patient.

8. A hospital or ambulatory surgical center is not required nor obligated to determine the ability

of a caregiver to understand or perform any of the after-care tasks outlined in this section.

9. Nothing in this section shall authorize or require compensation of a caregiver by a state agency or a health carrier, as defined in section 376.1350.

10. Nothing in this section shall require a hospital or ambulatory surgical center to take actions that are inconsistent with or duplicative of the standards of the federal Medicare program under Title XVIII of the Social Security Act and its conditions of participation in the Code of Federal Regulations or the standards of a national accrediting organization with deeming authority under Section 1865(a)(1) of the Social Security Act.

11. Nothing in this section shall create a private right of action against a hospital, ambulatory surgical center, a hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship.

12. A hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall not be liable in any way for an act or omission of the caregiver.

13. No act or omission under this section by a hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall give rise to a citation, sanction, or any other adverse action by any licensing authority to whom such individual or entity is subject.

14. Nothing in this section shall be construed to interfere with the rights of an attorney-in-fact under a durable power of health care under sections 404.800 to 404.872.

15. The department of health and senior services shall provide ambulatory surgical centers and hospitals a standard form that may be used to satisfy the requirements of this section. Nothing in this section shall prohibit a hospital or ambulatory surgical center from continuing the use of a current patient communication or disclosure form to satisfy the requirements of this section, provided that the facility's current form is compliant with Centers for Medicare and Medicaid Services (CMS) standards and regulations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce

such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.] **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.] **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6.] **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider,

a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".**

191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the

request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost; and

(3) Notary fee, not to exceed two dollars, if requested.

3. For the purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" includes a statement or record that no such health history or treatment record responsive to the request exists.

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4.**]** **5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5.**]** **6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6.**]** **7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of

attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and

supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances.

217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection

3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**Step 1 and**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**steps**]** **step** of any other board-approved medical licensing examination within the **[**two-year**]** **three-year** period immediately preceding application for licensure as an assistant physician, **[**but in no event more than**]** **or within** three years after graduation from a medical college or osteopathic

medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding **[**two-year**]** **three-year** period unless when such **[**two-year**]** **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician,

including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**P.L.**]** **Pub. L.** 95-210 **[,] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than [three] **six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement

shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and

competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior

to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**three**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse

to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as

described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery

or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which

of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**three**]** **six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**or**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the

applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill and page, Section 338.202, Line 16, by inserting after all of said section and line the following:

"374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following

minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

[(4)**] (5)** The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

[(5)**] (6)** The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders **[**except for chemical dependency**]**;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created

under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

(1) Engage in community education;

(2) Engage in professional education outreach programs with local treatment providers;

(3) Serve as a liaison to courts;

(4) Serve as a liaison to addiction support organizations;

(5) Provide educational outreach to schools;

(6) Treat physical ailments of patients in an addiction treatment program or considering entering

such a program;

(7) Refer patients to treatment centers;

(8) Assist patients with court and social service obligations;

(9) Perform other functions as authorized by the department; and

(10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department

of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[(18)**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[(19)**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(20)**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[(21)**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(22)**]** **(25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[(23)**]** **(26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

Section B. Because immediate action is necessary to save the lives of Missouri citizens who are suffering from the opioid crisis, the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act shall be in full force and effect upon their passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory**

committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the

request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"210.070. **[**Every**] 1. A** physician, midwife**,** or nurse who shall be in attendance upon a newborn infant or its mother**[**,**]** shall drop into the eyes of such infant **[**immediately after delivery,**]** a prophylactic **[**solution**] medication** approved by the state department of health and senior services**[**, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her**]**.

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1,

Section A, Line 2, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 338.202, Line 16, by inserting after all of said section and line the following:

"**376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly**

captioned paragraph stating:

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit including, but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the

requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year,** or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

(1) One of the National Institutes of Health (NIH);

(2) An NIH cooperative group or center as defined in subsection 7 of this section;

(3) The FDA in the form of an investigational new drug application;

(4) The federal Departments of Veterans' Affairs or Defense;

(5) An institutional review board in this state that has an appropriate assurance approved by the Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

(6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

(a) The investigational item or service itself;

(b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and

(c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such

information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

[2.**]** 3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy**[**, short-term major medical policy of six months or less duration**]**, or any other supplemental policy.

[3.**]** **4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional

misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all

group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which

meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

(1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;

(2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

(5) The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health

services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section,

then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as

recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the

enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug.

No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

(1) Whether coverage for contraceptives is or is not included;

(2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;

(3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;

(4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and

(5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care

delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

(1) Such care did not qualify under the protocols established for the providing of care for such health care service;

(2) Such care was not medically appropriate; or

(3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies **[**of not more than seven months duration**]** **having a duration of less than one year**.

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act

(Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy**, short-term major medical policy having a duration of less than one year,** or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared

by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-

term major medical policies **[**of six months or less duration**]** **having a duration of less than one year,** and other supplemental policies as determined by the department of insurance, financial institutions and professional registration.

5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. 6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in

accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**.

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year,** or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided

under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection.

8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit

only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies **[**of six months or less in duration**]** **having a duration of less than one year**.

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**of six months' or less duration**]** **having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by

a physician acting within the scope of his or her practice.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 2, Section 376.1237, Lines 12-17, by deleting said lines and inserting in lieu thereof the following:

"4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only,

Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C.

Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

(1) The name of the insured;

(2) The insured's identification number;

(3) The date of service;

(4) Amount of charge;

(5) Explanation for any denial;

(6) The amount paid;

(7) The patient's full name;

(8) The name and address of the insurer; and

(9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment

for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies **[**of six months or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-

payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan.

7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**of six months' or less duration**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 12

Amend House Amendment No. 12 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Line 4, by inserting immediately before the number "208.909" the following:

"**191.250. 1. This section shall be known and may be cited as "Simon's Law".**

2. As used in this section the following terms shall mean:

(1) "End-of-life medical decision order for a child under juvenile or family court jurisdiction", a decision issued by a juvenile or family court pertaining to life-sustaining treatment, including do-not-resuscitate orders, provided on behalf of and in the best interests of a child under juvenile or family court jurisdiction under section 211.031;

(2) "Reasonable medical judgment", a medical judgment that would be made by a reasonably prudent physician who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

3. For a child who is not under juvenile or family court jurisdiction under section 211.031, no health care facility, nursing home, physician, nurse, or medical staff shall institute a do-not-resuscitate order or similar physician's order, either orally or in writing, without the written or oral consent of at least one parent or legal guardian of the patient or resident under eighteen years of age

who is not emancipated. If consent to implement a do-not-resuscitate order or similar physician's order is granted orally, two witnesses other than the parent, legal guardian, or physician shall be present and willing to attest to the consent given by the legal guardian of the patient or at least one parent of the patient. The provision of such consent shall be immediately recorded in the patient's medical record, specifying who provided the information, to whom the information was provided, which parent or legal guardian gave the consent, who the witnesses were, and the date and time the consent was obtained.

4. The requirements of subsection 3 of this section shall not apply if a reasonably diligent effort of at least forty-eight hours without success has been made to contact and inform each known parent or legal guardian of the intent to implement a do-not-resuscitate order or similar physician's order.

5. Consent previously given under subsection 3 of this section may be revoked orally or in writing by the parent or legal guardian of the patient or resident who granted the original permission. Such revocation of prior consent shall take precedence over any prior consent to implement a do-not-resuscitate order or similar physician's order and shall be immediately recorded in the patient's or resident's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

6. For a child under juvenile court jurisdiction under section 211.031, a juvenile or family court may issue an end-of-life medical decision order, a physician's order, or any other medical decision order, or may appoint a guardian for the child for that purpose. The children's division shall not be appointed as guardian for a child to make end-of-life medical decisions, including do-not-resuscitate orders. In the event a child under the jurisdiction of a juvenile or family court under section 211.031 is returned to the custody of the legal guardian or parent, the legal guardian or parent may revoke the consent for the end-of-life medical decisions, or similar physician's orders ordered by the court, including do-not-resuscitate orders for the child. Revocation may be orally or in writing and shall be immediately recorded in the patient's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

7. For the purposes of this section, a relative caregiver under the provisions of section 431.058 shall have the same authority given to a parent or legal guardian of a nonemancipated patient or resident under eighteen years of age, provided that such a patient or resident is not under juvenile or family court jurisdiction under section 211.031.

8. Nothing in this section shall be construed to require any health care facility, nursing home, physician, nurse, or medical staff to provide or continue any treatment, including resuscitative efforts, food, medication, oxygen, intravenous fluids, or nutrition that would be:

(1) Medically inappropriate because, in reasonable medical judgement, providing such treatment would create a greater risk of causing or hastening the death of the patient; or

(2) Medically inappropriate because, in reasonable medical judgement, providing such treatment would be potentially harmful or cause unnecessary pain, suffering, or injury to the patient.

9. Nothing in this section shall require health care providers to continue cardiopulmonary resuscitation or manual ventilation beyond a time in which, in their reasonable medical judgment,

there is no further benefit to the patient or likely recovery of the patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.909. 1. Consumers receiving personal care assistance services shall be responsible for:

(1) Supervising their personal care attendant;

(2) Verifying wages to be paid to the personal care attendant;

(3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;

(4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;

(5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; **[**and**]**

(6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number**; and**

(7) Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.

2. Participating vendors shall be responsible for:

(1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;

(2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;

(3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;

(4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**

3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a

disability.

4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to **[**210.937**]** **210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.

5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. **[**Use of such a system prior to July 1, 2015, shall be voluntary.**]** The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:

(a) Record the exact date services are delivered;

(b) Record the exact time the services begin and exact time the services end;

(c) Verify the telephone number from which the services are registered;

(d) Verify that the number from which the call is placed is a telephone number unique to the client;

(e) Require a personal identification number unique to each personal care attendant;

(f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

(g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

(2) **[**The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.

(3)**]** As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

[(4)**]** **(3)** The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

[6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall include a minority report which shall detail those elements of substantial dissent from the main report.

7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.**]**

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer**[**,**]** **and** supervision of personal care attendants including the preparation and verification of time sheets**. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department**;

(2) Training for consumers about the recruitment and training of personal care attendants;

(3) Maintenance of a list of persons eligible to be a personal care attendant;

(4) Processing of inquiries and problems received from consumers and personal care attendants;

(5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to **[**210.937**]** **210.936**; and

(6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports **[**and annual audit**]** submitted to the department; **[**and**]**

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

[(3)**]** **(4)** Implement a quality assurance and supervision process that ensures program compliance and accuracy of records**:**

(a) The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and

(b) The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; **[**and

[(4)**]** **(5)** Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder**; and**

(6) Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records**; provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"**208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.**

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:**

(1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;

(2) "Board", the state board of registration for the healing arts;

(3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;

(4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;

(5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, or dentistry in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee.

The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the

board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;

(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate

offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 15

Amend House Amendment No. 15 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 5, Lines 6 through 9, by deleting all of said lines and inserting in lieu thereof the following:

"3. **[**This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection**]** **Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital,**

pharmacist, nurse or person in rendering such care and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after said section and line the following:

"191.480. 1. For purposes of this section, the following terms shall mean:

(1) **"Dispensing organization", an entity licensed under chapter 261 to distribute medical cannabis;**

(2) "Eligible patient", a person who meets all of the following:

(a) Has a terminal illness;

(b) Has considered all other treatment options currently approved by the **[**United States**]** **federal** Food and Drug Administration and all relevant clinical trials conducted in this state;

(c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;

(d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

[(2)**] (3)** "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the **[**United States**]** **federal** Food and Drug Administration and remains under investigation in a clinical trial. The term shall not include Schedule I controlled substances **except for medical cannabis. The term shall include medical cannabis from a dispensing organization**;

[(3)**] (4)** "Terminal illness", a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A **dispensing organization or** manufacturer of an investigational drug, biological product, or device may make available the **dispensing organization's or** manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a **dispensing organization or** manufacturer make available an investigational drug, biological product, or device to an eligible patient. A **dispensing organization or** manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. **[**If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable**]** **Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a dispensing organization's license issued under chapter 261 based solely on the dispensing organization's sale of medical cannabis to an eligible patient under this section**.

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device.

9. Any official, employee, or agent of this state who blocks or attempts to block access of an eligible patient to an investigational drug, biological product, or device is guilty of a class A misdemeanor.

10. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable.

192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) "Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;

(5) "Medical cannabis", as such term is defined in section 195.207;

(6) "Medical cannabis registration card", a card issued by the department under this section;

[(5)**] (7)** "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;

[(6)**] (8)** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

[(7)**] (9)** "Registrant", an individual to whom the department issues a hemp extract **or medical cannabis** registration card under this section**;**

(10) "Terminal illness", a disease or condition as defined in section 191.480.

2. The department shall issue a hemp extract **or medical cannabis** registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that the individual suffers from intractable epilepsy and may benefit from treatment with hemp extract **or that the individual suffers from a terminal illness and may benefit from treatment with medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**and**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the individual contained in the database described in subsection **[**9**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**6**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract **or medical cannabis** registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that a minor in the parent's care suffers from intractable epilepsy and may benefit from treatment with hemp extract **or suffers from a terminal illness and may benefit from medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**and**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the minor contained in the database described in subsection **[**9**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**6**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract **and medical cannabis** registration **[**card**] cards**; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center **and medical cannabis from a cannabis care center, as defined in section 261.265,** to a registrant, which shall be in addition to any other state or federal regulations**[**; and**].**

6. The department shall publish a list of diseases and conditions for which a medical cannabis registration card may be issued. The list shall only contain terminal illnesses as defined under section 191.480. The department shall publish a list of diseases and conditions for which a hemp extract registration card may be issued. The list shall only contain intractable epilepsy.

7. The department may promulgate rules to authorize clinical trials involving hemp extract **and medical cannabis**.

[6.**] 8.** The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

[7.**] 9.** The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

[8.**] 10.** The neurologist **or physician** who signs the statement described in subsection 2 or 3 of this section shall:

(1) Keep a record of the neurologist's **or physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract **or medical cannabis**; and

(2) Transmit the record described in subdivision (1) of this subsection to the department.

[9.**] 11.** The department shall maintain a database of the records described in subsection **[**8**] 10** of this section and treat the records as identifiable health data.

[10.**] 12.** The department may share the records described in subsection **[**9**] 11** of this section with a higher education institution for the purpose of studying hemp extract **or medical cannabis**.

[11.**] 13.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist **or physician** authorized under section 192.945 relating to the medical use and administration of hemp extract **or medical cannabis** with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract **and medical cannabis**, including any act in preparation of such dispensing or administration.

3. This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection.

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term **[**"hemp extract"**] "medical cannabis"** shall mean **[**an**] a noncombustible** extract from a cannabis plant or a **noncombustible** mixture or preparation containing cannabis plant material**. "Hemp extract" shall mean the same, except** that **it**:

(1) Is composed of no more than three-tenths percent tetrahydrocannabinol by weight;

(2) Is composed of at least five percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter, an individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract **or medical cannabis** is not subject to the penalties described in this chapter for possession or use of the hemp extract **or medical cannabis** if the individual:

(1) Possesses or uses the hemp extract only to treat intractable epilepsy **or medical cannabis only to treat a terminal illness,** as **such terms are** defined in section 192.945;

(2) Originally obtained the hemp extract **or medical cannabis** from a sealed container with a label indicating the hemp extract's **or medical cannabis'** place of origin and a number that corresponds with a certificate of analysis **and a warning label with all possible side effects**;

(3) Possesses, in close proximity to the hemp extract **or medical cannabis**, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's **or medical cannabis'** ingredients including its percentages of tetrahydrocannabinol and cannabidiol **and all other cannabinoid compounds, terpenes, and solvents** by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract **or medical cannabis** and is licensed in the state where the hemp extract **or medical cannabis** was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract **or medical cannabis** registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter, an individual who possesses hemp extract **or medical cannabis** lawfully under subsection 2 of this section and administers hemp extract **or medical cannabis** to a minor suffering from intractable epilepsy **or a terminal illness** is not subject to the penalties described in this chapter for administering the hemp extract **or medical cannabis** to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract **or medical cannabis** pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and

production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) **"Cannabis care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;**

(3) "Cannabis cultivation and production facility", the land and premises in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;

(4) "Cannabis cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess medical cannabis;

(5) "Cannabis grower", an entity issued a cultivation and production facility license by the department of agriculture that produces medical cannabis for the treatment of terminal illnesses;

(6) "Department", the department of agriculture;

(7) "Hemp":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.; and

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

(8) "**Hemp** cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

[(3)**] (9)** "**Hemp** cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

[(4) "Department", the department of agriculture;

(5)**] (10)** "**Hemp** grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of intractable epilepsy;

[(6) "Hemp":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;**]**

[(7)**] (11)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract**;**

(12) "Medical cannabis":

(a) All nonseed parts and varieties of the cannabis plant, whether growing or not; and

(b) Any cannabis seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural cannabis seed.

2. **The department shall issue a cultivation and production facility license to an entity to grow or cultivate the cannabis plant used to make medical cannabis, as defined in subsection 1 of section 195.207, on the entity's property if the entity has submitted to the department an application as required by the department under subsection 9 of this section and the entity meets all requirements of this section and the department's rules.**

3. A cannabis grower may produce, manufacture, and distribute medical cannabis as defined in section 195.207 for the treatment of persons suffering from a terminal illness consistent with any and all state and local regulations regarding the production, manufacture, or distribution of such product.

4. The department shall issue a **hemp** cultivation and production facility license to a nonprofit entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection **[**7**] 9** of this section**[**,**] and** the entity meets all requirements of this section and the department's rules**[**, and there are fewer than two licensed cultivation and production facilities operating in the state**]**.

[3.**] 5.** A **hemp** grower may produce and manufacture hemp and hemp extract, and distribute help extract as defined in section 195.207 for the treatment of persons suffering from intractable epilepsy as defined in

section 192.945 consistent with any and all state or federal regulations regarding the production, manufacture, or distribution of such product. **[**The department shall not issue more than two cultivation and production facility licenses for the operation of such facilities at any one time.**]**

[4.**] 6.** The department shall maintain a list of growers.

[5.**] 7.** All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

[6.**] 8.** In addition to an audit conducted in accordance with subsection **[**5**] 7** of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp **or medical cannabis** crop during the crop's growth phase and take a representative composite sample for field analysis. If a **hemp** crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) Three-tenths of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.,

the director may detain, seize, or embargo the **hemp** crop.

[7.**] 9.** The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp **and cannabis** monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract **or medical cannabis** received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract **or medical cannabis** complies with the provisions of section 195.207 and to ensure that the hemp extract **or medical cannabis** does not contain any pesticides. **The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection.** Any hemp extract **or medical cannabis** that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; [and]

(6) Requirements that each independent testing facility shall:

(a) Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis, and Quality Control monograph published by the American Herbal Pharmacopoeia; or

(b) Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;

(7) Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and

[(6)**] (8)** Rules regarding the manufacture, storage, and transportation of hemp**,** [and] hemp extract**, and medical cannabis**, which shall be in addition to any other state or federal regulations.

[8.**] 10.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014.

[9.**] 11.** All hemp **and cannabis** waste from the production of hemp extract **or medical cannabis** shall either be destroyed, recycled by the licensee at the hemp **or medical cannabis** cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

[10.**] 12.** In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

13. Notwithstanding any other provision of law to the contrary, a person who commits any acts that are unlawful under section 191.480, 192.945, 192.947, 195.207, 261.265, or 263.250 with the intent to distribute medical cannabis to minors shall be guilty of a class D felony.

14. Any manufacturing, storage, or testing of medical cannabis or any medical cannabis product shall meet all requirements of the department of health and senior services and all local health departments.

263.250. 1. The plant "marijuana", botanically known as cannabis sativa, is hereby declared to be a noxious weed and all owners and occupiers of land shall destroy all such plants growing upon their land. Any person who knowingly allows such plants to grow on his land or refuses to destroy such plants after being notified to do so shall allow any sheriff or such other persons as designated by the county commission to enter upon any land in this state and destroy such plants.

2. Entry to such lands shall not be made, by any sheriff or other designated person to destroy such plants,

until fifteen days' notice by certified mail shall be given the owner or occupant to destroy such plants or a search warrant shall be issued on probable cause shown. In all such instances, the county commission shall bear the cost of destruction and notification.

3. The provisions of this section shall not apply to the licensed production of hemp oil or medical cannabis under chapter 261."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.**

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment.

190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in

providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

INTRODUCTIONS OF GUESTS

On behalf of Senator Schupp and himself, Senator Kehoe introduced to the Senate, Nick Rallo, St. Louis.

Senator Walsh introduced to the Senate, Brian P. Kelley and his family, and representatives of the Brotherhood of Locomotive Engineers and Trainmen's Missouri State Legislative Board.

Senator Cunningham introduced to the Senate, Blake Joseph Engemann, Hermann; and Blake was made an honorary page.

Senator Cierpiot introduced to the Senate, teachers Grace Carrender and Hillary Henry, and one hundred fourth-grade students from Voy Spears, Jr. Elementary School, Blue Springs.

Senator Rowden introduced to the Senate, his sister, Principal Beka Jouret, and parents and students from Christian Chapel School, Columbia.

Senator Rowden introduced to the Senate, Jennifer Sutterer, Columbia.

Senator Brown introduced to the Senate, his wife, Kathy, his daughter, Danette Sherrill, and his grandchildren, Rio and Maya Sherrill, and Kennedy Brown.

Senator Dixon introduced to the Senate, Luke Miller, Ballwin.

Senator Schupp introduced to the Senate, Madison Malugen, Farmington.

Senator Hummel introduced to the Senate, Nick Eberle, St. Louis.

Senator Riddle introduced to the Senate, teachers Ms. Hoskins, Ms. McManus, Ms. Olson and Ms. Webber, parents, and fourth-grade students from Eugene Field Elementary School, Mexico.

Senator Koenig introduced to the Senate, the Physician of the Day, Matthew V. Satterly, M.D., Glendale.

Senator Dixon introduced to the Senate, Suzanne Cronkhite, and her daughter, Addison, Springfield.

Senator Cierpiot introduced to the Senate, his wife, former State Representative Connie Cierpiot, Lee's Summit; former State Representative Linda Bartelsmeyer, Monett; and former State Representative Catherine Enz, St. Louis.

Senator Hegeman introduced to the Senate, Hannah Ankenbauer, Massena, Iowa.

On motion of Senator Onder, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-SEVENTH DAY–WEDNESDAY, MAY 9, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1456, with SCS (Wallingford) (In Fiscal Oversight)
2. HCS for HB 1872 (Hegeman) (In Fiscal Oversight)

3. HB 1516-Wiemann (Riddle) (In Fiscal Oversight)
4. HCS for HB 1388, with SCS (Schatz) (In Fiscal Oversight)
5. HB 1719-Grier, with SCS (Riddle) (In Fiscal Oversight)
6. HB 1633-Corlew, with SCS (Dixon)
7. HB 1250-Plocher, with SCS (Dixon)
8. HCS for HB 2042, with SCS (Dixon)
9. HCS for HB 1868, with SCS (Riddle)
10. HCS for HB 2249, with SCS (Riddle)
11. HCS for HB 2540, with SCS (Eigel)
12. HCS for HB 2129 (Romine)
13. HB 1446-Eggleston, with SCS (Sater)
14. HCS for HBs 2337 & 2272, with SCS (Wieland)
15. HCS for HBs 2277 & 1983, with SCS
16. HCS for HB 2031 (Hoskins)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)

SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HCS for HB 1251, with SCS (Crawford)
HB 1252-Plocher (Riddle)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
SS#2 for SCS for HCS for HBs 1288, 1377 & 2050 (Dixon) (In Fiscal Oversight)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
SS for HB 1415-Lauer (Wasson) (In Fiscal Oversight)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1461 (Rowden)
HB 1484-Brown (57) (Romine)
HCS#2 for HB 1503, with SCS (Hoskins)
HB 1558-Neely, with SCS (Romine)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HB 1646-Eggleston (Hegeman)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HB 1968-Grier (Schatz)
HCS for HB 1991, with SCS (Rowden)
HB 1998-Bondon, with SCS (Emery)
HCS for HB 2017 (Brown)
HCS for HB 2018 (Brown)
HB 2026-Wilson, with SCS (Rowden)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HCS for HB 2171, with SA 1 (pending) (Sater)
HB 2179-Richardson (Kehoe)
HB 2183-Bondon (Crawford)
HCS for HB 2216, with SCS (Emery)
HJR 59-Brown (57) (Romine)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 718-Eigel, with HCS, as amended
SB 793-Wallingford, with HCS, as amended
SB 800-Libla, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended
SS for SCS for SB 707-Schatz, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5
HB 1291-Henderson, with SS for SCS, as amended (Romine)
(House adopted CCR and passed CCS)
HB 1858-Christofanelli, with SS (Eigel)
(House adopted CCR and passed CCS)
HCS for HB 1879, with SS for SCS, as amended (Cunningham)
HCS for HB 2002, with SCS (Brown)
HCS for HB 2003, with SCS (Brown)
HCS for HB 2004, with SCS (Brown)
HCS for HB 2005, with SCS (Brown)
HCS for HB 2006, with SCS, as amended (Brown)
HCS for HB 2007, with SCS, as amended (Brown)
HCS for HB 2008, with SCS (Brown)
HCS for HB 2009, with SCS (Brown)
HCS for HB 2010, with SS for SCS (Brown)
HCS for HB 2011, with SCS (Brown)
HCS for HB 2012, with SCS (Brown)
HCS for HB 2013, with SCS (Brown)

Requests to Recede or Grant Conference

SB 687-Sater, with HCS, as amended
(Senate requests House recede or grant conference)
SB 743-Sater, with HCS, as amended
(Senate requests House recede or grant conference)
SB 806-Crawford, with HCS, as amended
(Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 35-Hegeman
SCR 49-Schatz
SCR 50-Hegeman
SCR 52-Emery
SCR 53-Munzlinger
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 70-Franks, Jr. (Nasheed)
HCR 96-Conway (Eigel)

To be Referred

HCS for HCR 77

✓

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SEVENTH DAY—WEDNESDAY, MAY 9, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Let us not love in word or in speech, but in deed and in truth." (I John 3:18)

Lord You have promised to be with us always so we ask that You bless us this day with Your presence so we may be energized to continue our work in what has seemed to be a very long week. Help us have confidence that what we do is in keeping with what You require of us and is the most helpful to Your people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read.

Senator Kehoe requested unanimous consent of the Senate to correct the Senate Journal for Tuesday, May 8, 2018, Page 1565, Line 8, by deleting all of said line and inserting in lieu thereof the following:

"taken up and passed **HCS** for **SB 743**, entitled:"

Which request was granted.

The Journal for Tuesday, May 8, 2018 was approved as corrected.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 2042, regarding Stacey Calfee, Maryville, which was adopted.

Senator Hegeman offered Senate Resolution No. 2043, regarding Sue Akin, Graham, which was adopted.

Senator Hegeman offered Senate Resolution No. 2044, regarding Kay Smith, Fairfax, which was adopted.

Senator Hegeman offered Senate Resolution No. 2045, regarding the Seventieth Wedding Anniversary of William and Christine McLain, Laredo, which was adopted.

Senator Hegeman offered Senate Resolution No. 2046, regarding the Seventieth Wedding Anniversary of Howard and Glennis Baldwin, Unionville, which was adopted.

Senator Hegeman offered Senate Resolution No. 2047, regarding Debbie Kent, Craig, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SCS** for **SB 949**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

President Pro Tem Richard assumed the Chair.

Senator Brown, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2019**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 1667**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for

HB 1713, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 1249**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Libla, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 1832**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2347**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Parson assumed the Chair.

REFERRALS

President Pro Tem Richard referred **HB 1633**, with **SCS**; **HCS** for **HBs 2277** and **1983**, with **SCS**; **HCS** for **HB 1868**, with **SCS**; **HCS** for **HB 2249**, with **SCS**; **HCS** for **HBs 2337** and **2272**, with **SCS**; **HCS** for **HB 2042**, with **SCS**; and **HCS** for **HB 2540**, with **SCS**, to the Committee on Fiscal Oversight.

President Pro Tem Richard referred **HCS** for **HCR 77** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

HOUSE BILLS ON THIRD READING

HB 1558, with **SCS**, introduced by Representative Neely, entitled:

An Act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

Was called from the Informal Calendar and taken up by Senator Romine.

SCS for **HB 1558**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1558

An Act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

Was taken up.

Senator Romine moved that **SCS** for **HB 1558** be adopted.

Senator Romine offered **SS** for **SCS** for **HB 1558**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1558

An Act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

Senator Romine moved that **SS** for **SCS** for **HB 1558** be adopted.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1558, Page 5, Section 573.112, Line 20, by inserting after all of said line the following:

"Section B. Because of the urgent need to protect the safety of the citizens of this state, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Romine moved that **SS** for **SCS** for **HB 1558**, as amended, be adopted, which motion prevailed.

On motion of Senator Romine, **SS** for **SCS** for **HB 1558**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1646, introduced by Representative Eggleston, entitled:

An Act to repeal section 263.245, RSMo, and to enact in lieu thereof one new section relating to brush control on county roads.

Was called from the Informal Calendar and taken up by Senator Hegeman.

On motion of Senator Hegeman, **HB 1646** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1252, introduced by Representative Plocher, entitled:

An Act to repeal section 376.782, RSMo, and to enact in lieu thereof one new section relating to low-dose mammography screening.

Was called from the Informal Calendar and taken up by Senator Riddle.

On motion of Senator Riddle, **HB 1252** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Sater moved that **HCS** for **HB 2171**, with **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Sater, **HCS** for **HB 2171**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder	Richard
Riddle	Romine	Rowden	Sater	Schaaf	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton	Walsh—9					

Absent—Senator Hegeman—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 2183, introduced by Representative Bondon, entitled:

An Act to repeal sections 197.052, 197.305, and 536.031, RSMo, and to enact in lieu thereof three new sections relating to licensure of healthcare facilities.

Was called from the Informal Calendar and taken up by Senator Crawford.

On motion of Senator Crawford, **HB 2183** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Hegeman—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS No. 2 for **HB 1503**, with **SCS**, entitled:

An Act to repeal sections 30.750 and 30.756, RSMo, and to enact in lieu thereof three new sections relating to small business loans for veterans.

Was taken up by Senator Hoskins.

SCS for **HCS No. 2** for **HB 1503**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE BILL NO. 1503

An Act to repeal sections 30.750, 30.756, 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, 115.013, 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof seventeen new sections relating to military affairs, with an existing penalty provision.

Was taken up.

President Pro Tem Richard assumed the Chair.

Senator Hoskins moved that **SCS** for **HCS No. 2** for **HB 1503** be adopted, which motion prevailed.

On motion of Senator Hoskins, **SCS** for **HCS No. 2** for **HB 1503** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 1991**, with **SCS**, entitled:

An Act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof fourteen new sections relating to the deployment of utilities infrastructure.

Was called from the Informal Calendar and taken up by Senator Rowden.

SCS for **HCS** for **HB 1991**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1991

An Act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof fourteen new sections relating to the deployment of utilities infrastructure.

Was taken up.

Senator Rowden moved that **SCS** for **HCS** for **HB 1991** be adopted.

Senator Rowden offered **SS** for **SCS** for **HCS** for **HB 1991**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1991

An Act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof sixteen new sections relating to the deployment of wireless facilities infrastructure, with a delayed effective date for certain sections.

Senator Rowden moved that **SS** for **SCS** for **HCS** for **HB 1991** be adopted.

Senator Wallingford assumed the Chair.

Senator Nasheed offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 32, Section 67.5116, Line 5 of said page, by inserting immediately after "hundred" the word "**fifty**".

Senator Nasheed moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Rowden offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 27, Section 67.5113, Line 14 of said page, by striking the following: ", permit, or charge a fee".

Senator Rowden moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that **SS** for **SCS** for **HCS** for **HB 1991**, as amended, be adopted, which motion prevailed.

On motion of Senator Rowden, **SS** for **SCS** for **HCS** for **HB 1991**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Nasheed—1

Absent—Senators
Dixon Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 2562**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1892**, begs leave to report that it has considered the same and recommends that the bill do pass.

RESOLUTIONS

Senator Richard offered Senate Resolution No. 2048, regarding Sharon Beshore, Joplin, which was adopted.

Photographers from KMIZ-TV were given permission to take pictures in the Senate Chamber.

On motion of Senator Kehoe, the Senate recessed until 3:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

CONCURRENT RESOLUTIONS

Senator Emery moved that **SCR 52** be taken up for adoption, which motion prevailed.

On motion of Senator Emery, **SCR 52** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Schatz Schupp—2

Absent with leave—Senators—None

Vacancies—1

Senator Hegeman moved that **SCR 35** be taken up for adoption, which motion prevailed.

On motion of Senator Hegeman, **SCR 35** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schatz—1

Absent with leave—Senators—None

Vacancies—1

HCR 70, introduced by Representative Franks, Jr., entitled:

Relating to youth violence.

Was taken up by Senator Nasheed.

On motion of Senator Nasheed, **HCR 70** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Riddle	Rizzo	Romine
Rowden	Sater	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senators

Dixon	Richard	Schaaf	Schatz—4

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Nasheed, title to the concurrent resolution was agreed to.

Senator Nasheed moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2002**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2002**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2003**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2003**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2004**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2004**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2005**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2005**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2006**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2006**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2007**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2007**.

PRIVILEGED MOTIONS

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2002** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2002.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Lyle Rowland	/s/ Mike Cunningham
/s/ Kip Kendrick	/s/ S. Kiki Curls
/s/ DaRon McGee	/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Emery—1

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2002**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Rowden	Sater	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senator Emery—1

Absent—Senators

Romine Schaaf Schatz—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2003** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2003.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Lyle Rowland	/s/ David Sater
/s/ Kip Kendrick	/s/ S. Kiki Curls
/s/ DaRon McGee	Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Schupp	Sifton	Walsh—7

Absent—Senators

Hegeman	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2003**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Schupp	Sifton	Walsh—7

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2004** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2004.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Kathie Conway	/s/ Mike Cunningham
/s/ Michael Butler	/s/ S. Kiki Curls
/s/ Greg Razer	/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Sater	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2004**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon

Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2005** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2005.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Kurt M. Bahr	/s/ Mike Cunningham
/s/ Kip Kendrick	/s/ S. Kiki Curls
/s/ Peter Merideth	/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Koenig	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2005**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Koenig	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2006**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2006.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Craig Redmon	/s/ Mike Cunningham
/s/ Kip Kendrick	/s/ S. Kiki Curls
/s/ Tommie Pierson Jr.	/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senators

Koenig	Sater	Schaaf	Schatz—4

Absent with leave—Senators—None

Vacancies—1

President Pro Tem Richard assumed the Chair.

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2006**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Koenig	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2008**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2008**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2009**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2009**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 2010**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 2010**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2011**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2011**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2012**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2012**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the motion to dissolve the Conference Committee on **SCS** for **HCS** for **HB 2013** was adopted. The House has taken up and adopted **SCS** for **HCS** for **HB 2013** and has passed **SCS** for **HCS** for **HB 2013**.

PRIVILEGED MOTIONS

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2007**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2007.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Craig Redmon	/s/ Mike Cunningham
/s/ Ingrid Burnett	/s/ S. Kiki Curls
/s/ Kip Kendrick	/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—27	

NAYS—Senator Hummel—1

Absent—Senators

Cierpiot	Sater	Schaaf	Schatz—4

Absent with leave—Senator Eigel—1

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2007**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senator Hummel—1

Absent—Senators

Cierpiot	Schaaf	Schatz—3

Absent with leave—Senator Eigel—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2008** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2008

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2008.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Kathie Conway	/s/ Mike Cunningham
/s/ Michael Butler	/s/ S. Kiki Curls
/s/ Karla May	/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle

Rizzo	Romine	Rowden	Sater	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2008**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2009** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2009

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2009.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ David Sater
/s/ Kathie Conway	/s/ Mike Cunningham
/s/ Kip Kendrick	/s/ S. Kiki Curls
/s/ Karla May	/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Eigel—1

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2009**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson—29						

NAYS—Senators

Eigel Wieland—2

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2010** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2010.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ David Wood	/s/ David Sater
Deb Lavender	/s/ S. Kiki Curls
Crystal Quade	/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Wallingford	Wasson—23					

NAYS—Senators

Chappelle-Nadal	Holsman	Nasheed	Schupp	Sifton	Walsh	Wieland—7

Absent—Senators

Cierpiot	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SS** for **SCS** for **HCS** for **HB 2010**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Wallingford	Wasson—23					

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Nasheed	Schupp	Sifton	Walsh
Wieland—8						

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2011** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2011

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2011.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ David Wood	/s/ David Sater

/s/ Deb Lavender
/s/ Crystal Quade

/s/ S. Kiki Curls
Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Eigel	Holsman	Hummel	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2011**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2011

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Wallingford	Wasson—23					

NAYS—Senators

Chappelle-Nadal	Eigel	Holsman	Nasheed	Schupp	Sifton	Walsh
Wieland—8						

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2012** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2012

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2012.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Scott Fitzpatrick	/s/ Dan Brown
/s/ Justin Alferman	/s/ Dan Hegeman
/s/ Kurt M. Bahr	/s/ David Sater
/s/ Deb Lavender	/s/ S. Kiki Curls
/s/ Peter Merideth	/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Wallingford	Walsh	Wasson	Wieland—25			

NAYS—Senators

Eigel	Nasheed	Schupp	Sifton—4

Absent—Senators

Chappelle-Nadal	Holsman	Schaaf	Schatz—4

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2012**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Eigel	Nasheed	Schupp	Sifton—4

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 2017**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019.

Was called from the Informal Calendar and taken up by Senator Brown.

On motion of Senator Brown, **HCS** for **HB 2017** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HCS for **HB 2018**, entitled:

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

Was called from the Informal Calendar and taken up by Senator Brown.

On motion of Senator Brown, **HCS** for **HB 2018** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Schaaf Schatz—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1250, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 2129**, entitled:

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

Was taken up by Senator Romine.

Senator Romine offered **SS** for **HCS** for **HB 2129**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2129

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

Senator Romine moved that **SS** for **HCS** for **HB 2129** be adopted.

At the request of Senator Romine, **HCS** for **HB 2129**, with **SS** (pending), was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Eigel, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **HB 1858** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1858

The Conference Committee appointed on Senate Substitute for House Bill No. 1858 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 1858;

2. That the House recede from its position on House Bill No. 1858;

3. That the attached Conference Committee Substitute for Senate Substitute for House Bill No. 1858 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Phil Christofanelli	/s/ Bill Eigel
/s/ Paul Curtman	/s/ Andrew Koenig
/s/ Cody Smith	/s/ Wayne Wallingford
/s/ Jon Carpenter	/s/ Jamilah Nasheed
/s/ Judy Morgan	/s/ John Rizzo

Senator Eigel moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Schupp	Sifton	Wallingford	Walsh	Wieland—28

NAYS—Senators—None

Absent—Senators

Sater	Schaaf	Schatz	Wasson—4

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

On motion of Senator Eigel, **CCS** for **SS** for **HB 1858**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1858

An Act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue, with a delayed effective date for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Schupp	Sifton	Wallingford	Walsh	Wieland—28

NAYS—Senators—None

Absent—Senators

Sater	Schaaf	Schatz	Wasson—4

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Romine, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HB 1291**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1291

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, with Senate Substitute No. 1 for Senate Amendment No. 2, and Senate Amendment No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, as amended;

2. That the House recede from its position on House No. 1291;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1291, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Mike Henderson	/s/ Gary Romine
/s/ Cheri Toalson Reisch	/s/ Dan Hegeman
/s/ Nate Walker	/s/ Bob Onder
/s/ Joe Adams	Scott Sifton
Ingrid Burnett	/s/ Gina Walsh

Senator Romine moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wieland—29						

NAYS—Senators—None

Absent—Senators

Schaaf	Schatz	Wasson—3

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

On motion of Senator Romine, **CCS** for **SS** for **SCS** for **HB 1291**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1291

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 87.135, 94.900, 108.120, 137.555, 137.556, 162.441, 227.600, RSMo, and to enact in lieu thereof eighteen new sections relating to political subdivisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Schaaf	Schatz—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 2208**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 806**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 806**, as amended. Representatives: Neely, Beard, Corlew, Mitten, Ellebracht.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 743**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 743**, as amended. Representatives: Redmon, Fraker, Roeber, Burnett, Morgan.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 687**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 687**, as amended. Representatives: Rowland (155), Wood, Swan, Kendrick, Morgan.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 806**, as amended: Senators Crawford, Riddle, Wieland, Schupp and Walsh.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 743**, as amended: Senators Sater, Romine, Wasson, Holsman and Sifton.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 687**, as amended: Senators Sater, Romine, Hegeman, Holsman and Sifton.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 2049, regarding Major General John D. Havens, which was adopted.

Senator Brown offered Senate Resolution No. 2050, regarding Sergeant Major Franklin H. Havens, which was adopted.

Senator Curls offered Senate Resolution No. 2051, regarding Herndon Career Center Culinary Team, Raytown, which was adopted.

INTRODUCTION OF GUESTS

Senator Wasson introduced to the Senate, the Physician of the Day, Dr. William Reynolds, Nixa.

Senator Cunningham introduced to the Senate, students and chaperones from Niangua R-V School.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-EIGHTH DAY–THURSDAY, MAY 10, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS#2 for SCS for SB 949-Emery

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1456, with SCS (Wallingford) (In Fiscal Oversight)
2. HCS for HB 1872 (Hegeman) (In Fiscal Oversight)
3. HB 1516-Wiemann (Riddle) (In Fiscal Oversight)
4. HCS for HB 1388, with SCS (Riddle) (In Fiscal Oversight)
5. HB 1719-Grier, with SCS (Riddle) (In Fiscal Oversight)
6. HB 1633-Corlew, with SCS (Dixon) (In Fiscal Oversight)
7. HCS for HB 2042, with SCS (Dixon) (In Fiscal Oversight)
8. HCS for HB 1868, with SCS (Riddle) (In Fiscal Oversight)
9. HCS for HB 2249, with SCS (Riddle) (In Fiscal Oversight)
10. HCS for HB 2540, with SCS (Eigel) (In Fiscal Oversight)
11. HB 1446-Eggleston, with SCS (Koenig)
12. HCS for HBs 2337 & 2272, with SCS (Wieland) (In Fiscal Oversight)
13. HCS for HBs 2277 & 1983, with SCS (Schatz) (In Fiscal Oversight)
14. HCS for HB 2031 (Hoskins)
15. HCS for HB 2019 (Brown)
16. HCS for HB 1667, with SCS (Wallingford)
17. HCS for HB 1713, with SCS (Sater)
18. HB 1249-Plocher, with SCS (Dixon)
19. HB 1832-Cornejo, with SCS (Riddle)
20. HB 2347-Davis, with SCS (Wallingford)
21. HCS for HBs 2280, 2120, 1468 & 1616, with SCS (Sater)
22. HB 2562-Austin, with SCS (Dixon)
23. HB 1892-Wilson (Cierpiot)
24. HB 2208-Curtman, with SCS (Eigel)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
SS#2 for SCS for HCS for HBs 1288, 1377 & 2050 (Dixon) (In Fiscal Oversight)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
SS for HB 1415-Lauer (Wasson) (In Fiscal Oversight)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1461 (Rowden)
HB 1484-Brown (57) (Romine)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)

HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HCS for HB 2129, with SS (pending) (Romine)
HB 2179-Richardson (Kehoe)
HCS for HB 2216, with SCS (Emery)
HJR 59-Brown (57) (Romine)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 718-Eigel, with HCS, as amended
SB 793-Wallingford, with HCS, as amended
SB 800-Libla, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended
SB 687-Sater, with HCS, as amended
SS for SCS for SB 707-Schatz, with HCS, as amended
SB 743-Sater, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SB 806-Crawford, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5
HCS for HB 1879, with SS for SCS, as amended (Cunningham)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 49-Schatz

SCR 50-Hegeman
SCR 53-Munzlinger
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-EIGHTH DAY—THURSDAY, MAY 10, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"A little stress is like salt, it flavors the moment …but excessive stress is killing us." (Hans Seale)

Heavenly Father, you know that many of us thrive on the stress to accomplish those things we have set for us to complete and it excites us and gives us a sense of purpose. But we know in these closing days there is very much to be accomplished and our little stress is compounded and our bodies and spirits are starting to feel its negative effects, so we pray that Your calming presence may be with us and our hearts and minds find the serenity they need. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Missourinet and Associated Press were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2052

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 100 be amended to read as follows:

"Rule 100. A roll call vote of the senate shall be taken upon any question at the request of **[**five**]** **four** senators.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2053

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 98 be amended to read as follows:

"Rule 98. No standing rule or order of the senate shall be rescinded or changed without one day's notice being given of the motion thereof, which notice shall be printed in the journal of the senate, and then only by a vote of at least a majority of the senators elected; except that any rule, including this rule, may be suspended for a special purpose, stated in the motion to suspend, by a vote of a **[**two-thirds**]** **three-fourths** majority of the members elected to the senate, and such rule shall remain suspended only until the senate proceeds to the consideration of business other than that for which the rule was suspended. Upon one day's notice of the proposed rule change having been given, the senate resolution adopting such rule change shall not be assigned to a committee without consent of the sponsoring senator and shall be in order to be considered by the senate at any day or time thereafter upon motion of the sponsor during the order of business of Resolutions.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2054

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 96 be amended to read as follows:

"Rule 96. 1. Laptop computers may be used by **[**the press at the press table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. Beginning March 29, 2016, laptop computers may be used by**]** **Senators at their desks,** Senators' staff and senate staff at the staff table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2055

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 92 be amended to read as follows:

"Rule 92. When a question has once been decided by a vote of the senate, any senator voting on that side which prevails may move for a reconsideration of the vote at any time within **[**three**]** **five** legislative days, excluding legislative days wherein the roll is not called, after the day on which the vote was had, except votes ordering bills printed as perfected, which may be reconsidered at any time before third reading of such bills. When a motion is made to reconsider the vote by which a bill failed of perfection, the presiding officer shall briefly state the nature of the bill and, thereupon, the vote on the motion to reconsider shall be immediately taken without interrogation or debate. All motions to reconsider shall be decided by a majority vote of the senators elected. Only one motion to reconsider shall be allowed on any question.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2056

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 84 be amended to read as follows:

"Rule 84. The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of **[**five**]** **ten** senators, and sustained by a vote of a majority of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after a majority of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2057

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.

2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.

3. Committee on Appropriations, **[**11**]** **13** members.

4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.

5. Committee on Economic Development, 11 members.

6. Committee on Education, 9 members.

7. Committee on Fiscal Oversight, 7 members.

8. Committee on General Laws, 7 members.

9. Committee on Government Reform, 7 members.

10. Committee on Gubernatorial Appointments, 11 members.

11. Committee on Health and Pensions, 7 members.

12. Committee on Insurance and Banking, 7 members.

13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.

14. Committee on Local Government and Elections, 7 members.

15. Committee on Professional Registration, 7 members.

16. Committee on Progress and Development, 4 members.

17. Committee on Rules, Joint Rules, Resolutions and Ethics, 7 members.

18. Committee on Seniors, Families and Children, 7 members.

19. Committee on Small Business and Industry, 8 members.

20. Committee on Transportation, Infrastructure and Public Safety, 7 members.

21. Committee on Veterans and Military Affairs, 7 members.

22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2058

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 12 be amended to read as follows:

"Rule 12. All committees listed in Rule 25 shall be appointed by the president pro tem of the senate, except as otherwise provided. The minority party members shall be chosen by the minority party in the manner determined by the minority party caucus. **Each member of the majority party shall have the opportunity to request the president pro tem to appoint the member as the chairperson of a standing committee of his or her choosing based on seniority of the member as determined under Senate Rule 29. The president pro tem shall, when so requested, appoint such member as the chairperson of the requested committee.**

At the beginning of each session the caucus chairman of the minority party may file with the secretary of the senate a statement setting forth the method by which minority party members are to be appointed as determined by the minority party caucus, but if no such statement is filed, the minority party members shall be appointed to committees by the minority floor leader.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2059

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.

2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.

3. Committee on Appropriations, 11 members.

4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.

5. Committee on Economic Development, 11 members.

6. Committee on Education, 9 members.

7. Committee on Fiscal Oversight, 7 members.

8. Committee on General Laws, 7 members.

9. Committee on Government Reform, 7 members.

10. Committee on Gubernatorial Appointments, 11 members.

11. Committee on Health and Pensions, 7 members.

12. Committee on Insurance and Banking, 7 members.

13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.

14. Committee on Local Government and Elections, 7 members.

15. Committee on Professional Registration, 7 members.

16. Committee on Progress and Development, 4 members.

17. Committee on Rules, Joint Rules, Resolutions and Ethics, 7 members.

18. Committee on Seniors, Families and Children, 7 members.

19. Committee on Small Business and Industry, 8 members.

20. Committee on Transportation, Infrastructure and Public Safety, 7 members.

21. Committee on Veterans and Military Affairs, 7 members.

22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee. **Upon receipt of articles of impeachment by the House of Representatives, a committee on impeachment shall be formed, consisting of 7 members, whose sole duty shall be the recommendation to the full senate of seven eminent jurists to be elected to a special commission to try the impeachment under Article VII, Section 2 of the Missouri Constitution.**".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2060

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 48 be amended to read as follows:

"Rule 48. No bills, other than appropriation bills, shall be introduced in the senate after **[**March**]** **April** first of any regular session unless consented to by a majority of the elected members of the senate, and no bills other than appropriation bills shall be introduced in the senate after the sixtieth legislative day of any regular session, unless consented to by a majority of the elected members of the house and senate, or the governor requests consideration of the proposed legislation by a special message. (Constitution, Art. III, Sec. 25.)".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2061

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 49 be amended to read as follows:

"Rule 49. Up to **[**one thousand**]** **five hundred** copies of all bills and joint resolutions shall be printed after their first reading and before a second reading is permitted, unless otherwise ordered. Bills and resolutions for the senate shall be printed in pamphlet form, as for the last and previous sessions, in page size eight and one-half by eleven inches. A copy of the printed bill shall be attached to the original bill when it is referred to committee, and thereafter the original and the printed copy thereof shall be kept together. The bill shall not be re-typed, but upon perfection a printed copy of the bill with all amendments or substitutes adopted incorporated shall be attached to the original bill. Upon final passage by the senate, the original, with a printed copy of the bill as perfected attached thereto, shall be transmitted to the house. Upon final passage by both houses the bill shall be printed as truly agreed and finally passed, shall be signed by the presiding officers in printed form, and shall be presented to the governor in printed form with appropriate spaces for signatures, and such printed bill, appropriately signed, shall constitute the original roll for the bill.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2062

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.

2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.

3. Committee on Appropriations, 11 members.

4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.

5. Committee on Economic Development, 11 members.

6. Committee on Education, 9 members.

7. Committee on Fiscal Oversight, 7 members.

8. Committee on General Laws, 7 members.

9. Committee on Government Reform, 7 members.

10. Committee on Gubernatorial Appointments, 11 members.

11. Committee on Health and Pensions, 7 members.

12. Committee on Insurance and Banking, 7 members.

13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.

14. Committee on Local Government and Elections, 7 members.

15. Committee on Professional Registration, 7 members.

16. Committee on Progress and Development, 4 members.

17. Committee on Rules, Joint Rules, Resolutions and Ethics, **[**7**]** **11** members.

18. Committee on Seniors, Families and Children, 7 members.

19. Committee on Small Business and Industry, 8 members.

20. Committee on Transportation, Infrastructure and Public Safety, 7 members.

21. Committee on Veterans and Military Affairs, 7 members.

22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2063

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 28 be amended to read as follows:

"Rule 28. The duties of the standing committees of the senate are as follows:

1. The Committee on Administration shall superintend and have sole and complete control of all financial obligations and business affairs of the senate, the assignment of offices and seats, and the supervision of certain designated employees. The committee shall be authorized to employ an administrator, who shall be provided with office space as designated by the committee. The administrator or the secretary of the senate may be authorized to act for the committee, but only in the manner and to the extent as may have previously been authorized by the committee with such authorization entered in the minutes of the committee. No voucher calling for payment from the contingent fund of the senate shall be drawn, nor shall any valid obligation exist against the contingent fund until the same shall have been approved by the committee or its administrator and be recorded in the minutes thereof. All vouchers must be signed by the chairman of the committee or the administrator, if so authorized. The committee or its administrator shall provide for the receiving and receipt of all supplies, equipment and furnishings purchased for the account of the senate, and the distribution thereof. The administrator shall keep a detailed running account of all transactions and shall open his records for inspection to any senator who so requests. All employees other than elected officials of the senate and employees of the individual senators, shall be selected by the committee, who shall control their tenure, set their compensation, assign their duties and exercise complete supervision over them. When necessary, the committee shall assign office space and seats in the senate chamber.

2. The Committee on Agriculture, Food Production and Outdoor Resources shall consider and report upon bills and matters referred to it relating to animals, animal disease, pest control, agriculture, food production, the state park system, conservation of the state's natural resources, soil and water, wildlife and game refuges.

3. The Committee on Appropriations shall consider and report upon all bills and matters referred to it pertaining to general appropriations and disbursement of public money.

4. The Committee on Commerce, Consumer Protection, Energy and the Environment shall consider and report upon bills and matters referred to it relating to the development of state commerce, the commercial sector, consumer protection, telecommunications and cable issues, the development and conservation of energy resources and the disposal of solid, hazardous and nuclear wastes and other matters relating to

environmental preservation.

5. The Committee on Economic Development shall consider and report upon bills and matters referred to it relating to the promotion of economic development, creation and retention of jobs, tourism and the promotion of tourism as a state industry, and community and business development.

6. The Committee on Education shall consider and report upon bills and matters referred to it relating to education in the state, including the public schools, libraries, programs and institutions of higher learning.

7. The Committee on Fiscal Oversight shall consider and report upon all bills, except regular appropriation bills, that require new appropriations or expenditures of appropriated funds in excess of $100,000, or that reduce such funds by that amount during any of the first three years that public funds will be used to fully implement the provisions of the Act. Any such senate bill, after having been approved by the regular standing committee to which it has been assigned and after the same has been perfected and ordered printed by the senate, shall thereafter be referred to the Committee on Fiscal Oversight for its consideration prior to its submission to the senate for final passage thereof by the senate. Any such house bill after having been reported by the regular standing committee to which it was assigned shall be referred to the Committee on Fiscal Oversight for its consideration prior to it being considered by the senate for third reading and final passage. Any senate or house bill, amended so as to increase expenditures or reduce revenue in excess of $100,000 during any of the first three years that public funds will be used to fully implement its provisions shall upon timely motion be referred or re-referred to the Committee on Fiscal Oversight. **The Senator handling any such house bill that was re-referred to the Committee on Fiscal Oversight prior to third reading shall, prior to third reading, briefly describe the subject matter of the bill.** The author or first named sponsor of a bill referred to the Committee on Fiscal Oversight shall be entitled to a hearing on his/her bill but such committee hearing shall be limited to the reception of testimony presented by the author or first-named sponsor in person and none other. The Committee on Fiscal Oversight may recommend the passage of a bill subject to the adoption of an amendment specifying a certain effective date proposed by the committee, and if such an amendment is not adopted, the bill shall again be referred to the Committee on Fiscal Oversight.

8. The Committee on General Laws shall consider and report upon bills and matters referred to it relating to general topics.

9. The Committee on Government Reform shall review, study, and investigate all matters referred to it relating to the application, administration, execution, and effectiveness of all state laws and programs, the organization and operation of state agencies and other entities having responsibility for the administration and execution of state laws and programs, and any conditions or circumstances that may indicate the necessity or desirability of enacting new or additional legislation to improve the efficiency of any state law or program. Any findings of the committee may be reported to the senate and the Committee on Appropriations. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management.

10. The Committee on Gubernatorial Appointments shall consider and report upon gubernatorial appointments referred to it.

11. The Committee on Health and Pensions shall consider and report upon bills and matters referred to it relating to health, MO HealthNet, alternative health care delivery system proposals, public health, disease control, hospital operations, mental health, developmental disabilities, and substance abuse and addiction. The committee shall also consider and report upon bills and matters referred to it concerning retirement and pensions and pension plans.

12. The Committee on Insurance and Banking shall consider and report upon bills and matters referred to it relating to the ownership and operation of insurance and banking; and life, accident, indemnity and other forms of insurance. The committee shall also take into consideration and report on bills and matters referred to it relating to banks and banking, savings and loan associations, and other financial institutions in the state.

13. The Committee on the Judiciary and Civil and Criminal Jurisprudence shall consider and report upon bills and matters relating to the judicial department of the state including the practice of the courts of this state, civil procedure and criminal laws, criminal costs and all related matters. The Committee shall also consider and report upon bills and matters referred to it relating to probation or parole of persons sentenced under the criminal laws of the state.

14. The Committee on Local Government and Elections shall consider and report upon bills and matters referred to it relating to the county government, township organizations, and political subdivisions. The committee shall consider and report upon bills and matters referred to it relating to election law.

15. The Committee on Professional Registration shall consider and report upon bills and matters referred to it relating to the reorganization, establishment, consolidation or abolition of departments, boards, bureaus and commissions of state government, the internal operation of any state agency and the effect of federal legislation upon any state agency.

16. The Committee on Progress and Development shall consider and report upon bills and matters referred to it concerning the changing or maintenance of issues relating to human welfare.

17. The Committee on Rules, Joint Rules, Resolutions and Ethics shall consider and report on rules for the government of the senate and joint rules when requested by the senate, shall consider, examine and report upon bills and matters referred to it relating to ethics and the conduct of public officials and employees, shall recommend to the Senate the rules by which investigations and disciplinary proceedings will

be conducted, and shall examine and report upon all resolutions and other matters which may be appropriately referred to it. The committee shall see that bills and amendments are properly perfected and printed. The committee shall examine all Truly Agreed To and Finally Passed bills carefully, and report that the printed copies furnished the senators are correct. Upon the written request of the sponsor or floor handler of a bill, the committee may recommend that any such bill on the calendars for perfection or house bills on third reading be called up or considered out of order in which the bill appears on that calendar. A recommendation to consider bills out of order shall require approval by a majority of the committee with the concurrence of two-thirds of the senate members. No floor debate shall be allowed on the motion to adopt the committee report. The Committee shall examine bills placed on the Consent Calendar and may, by majority vote, remove any bill from the consent calendar within the time period prescribed by Rule 45, that it determines is too controversial to be treated as a consent bill.

18. The Committee on Seniors, Families and Children shall consider and report upon bills and matters referred to it concerning the preservation of the quality of life for senior citizens, nursing home and boarding home operations, alternative care programs for the elderly, and family and children's issues. It shall also consider and report upon bills and matters referred to it concerning income maintenance, social services, and child support enforcement.

19. The Committee on Small Business and Industry shall consider and report upon bills and matters referred to it relating to the ownership and operation of small businesses. The committee shall also take into consideration and report on bills relating to labor management, fair employment standards, workers' compensation and employment security within the state and shall examine bills referred to it relating to industrial development.

20. The Committee on Transportation, Infrastructure and Public Safety shall consider and report upon bills and matters referred to it concerning roads, highways, bridges, airports and aviation, railroads, port authorities, and other means of transportation and matters relating to motor vehicles, motor vehicle registration and drivers' licenses and matters relating to the safety of the general public.

21. The Committee on Veterans and Military Affairs shall consider and report upon bills and matters concerning veterans' and military affairs.

22. The Committee on Ways and Means shall consider and report upon bills and matters referred to it concerning the revenue and public debt of the state, and interest thereon, the assessment of real and personal property, the classification of property for taxation purposes and gaming.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2064

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 82 be amended to read as follows:

"Rule 82. If the question in debate contains several points, **including a bill or substitute thereof,** any senator may have it divided if it comprehends propositions in substance so distinct that by one being taken away a substantive proposition remains for the decision of the senate. On motion to strike out and insert, it shall not be in order to move for a division of the question, but a rejection of the motion to strike out and insert a different proposition shall not prevent a subsequent motion simply to strike out, nor shall the rejection of a motion simply to strike out prevent a subsequent motion to strike out and insert. **[**If the question in debate is a bill or a substitute thereof, a request to divide the bill or substitute shall not be in order.**]**".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2065

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 6 be amended to read as follows:

"Rule 6. Upon the written request of the sponsor or floor handler of a bill, the committee on rules, joint rules, resolutions, and ethics may recommend that any such bill on the calendars for perfection or house bills on third reading be called up or considered out of order in which the bill appears on that calendar. A recommendation to consider bills out of order shall require approval by a majority of the committee on rules, joint rules, resolutions, and ethics with the concurrence of two-thirds of the senate members. No floor debate shall be allowed on the motion to adopt the committee report. Except as otherwise provided for in this paragraph, only the regular appropriation bills, including the deficiency and the omnibus bills, bills providing for legislative or congressional redistricting, bills producing more than three million dollars in additional

state revenue, bills implementing amendments to the Missouri Constitution which were adopted at the immediately preceding state primary or general election, and bills requiring passage in order that the state receive funds from the federal government for the institution, continuance or expansion of federal-state programs, may be called up or considered out of the order in which the bill appears on the formal calendar of the senate. **The majority floor leader shall not request any member who has a senate bill on the perfection formal calendar or is handling a house bill on the house bills on third reading formal calendar to lay such bill on the informal calendar.**

All bills reported to the senate floor by the Committee on Governmental Accountability and Fiscal Oversight shall be placed on the appropriate formal calendar in a position, as near as may be, to that position which the bill would have had absent referral to the Committee on Governmental Accountability and Fiscal Oversight.".

Senator Schaaf offered the following resolution:

SENATE RESOLUTION NO. 2066

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 34th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **When the senate proceeds to the order of business of Reports of Standing Committees, the presiding officer shall recognize chairmen seeking recognition in order of their seniority, except for the chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics and the chairman of the Committee on Fiscal Oversight, for the purpose of sending reports forward. Bills sent forward shall be placed on the appropriate calendar in the order in which such bills are received and in the order in which such bills are arranged by the chairman.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.".

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HCS** for **HB 1872**; **HB 1719**, with **SCS**; **HB 1516**; **HCS** for **HB 1456**, with **SCS**; and **HCS** for **HB 1388**, with **SCS** , begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointment and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Nancy E. Birch, William C. Prince and Jeanie M. Thies, as members of the Child Abuse and Neglect Review Board;

Also,

Michael Whitehead, Republican, as a member of the Jackson County Board of Election Commissioners;

Also,

Reid K. Forrester, Republican, as a member of the Labor and Industrial Relations Commission; and

Victor E. Callahan, as a member of the State Tax Commission.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointment and reappointments, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **HB 2039**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 597**, entitled:

An Act to repeal sections 208.152, 354.150, 354.495, 374.115, 374.150, 374.230, 375.1218, 376.715, 376.717, 376.718, 376.720, 376.722, 376.724, 376.725, 376.726, 376.733, 376.734, 376.735, 376.737, 376.738, 376.742, 376.743, 376.746, 376.747, 376.748, 376.755, 376.756, and 376.758, RSMo, and to enact in lieu thereof twenty-seven new sections relating to fees for insurance services, with a delayed effective date for certain sections.

With House Amendment Nos. 1, 2, 3 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, In the Title, Line 6, by deleting the words, "fees for"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided

in chapters 334 and 335."; and

Further amend said bill, Page 10, Section 208.152, Line 329, by inserting after all of said section and line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**any provider of medical services and mental health services, including all other medical disciplines**] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[(2)**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.

3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.

4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.

5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.**

208.677. **[**1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:

(1) An office of a physician or health care provider;

(2) A hospital;

(3) A critical access hospital;

(4) A rural health clinic;

(5) A federally qualified health center;

(6) A long-term care facility licensed under chapter 198;

(7) A dialysis center;

(8) A Missouri state habilitation center or regional office;

(9) A community mental health center;

(10) A Missouri state mental health facility;

(11) A Missouri state facility;

(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;

(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;

(14) A school;

(15) The MO HealthNet recipient's home;

(16) A clinical designated area in a pharmacy; or

(17) A child assessment center as described in section 210.001.

2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 11, Section 354.495, Line 15, by inserting after all of said section and line the following:

"354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of

emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

(1) The health carrier's network;

(2) The health carrier's procedures for making referrals within and outside its network;

(3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the

network to meet the health care needs of enrollees of the managed care plan;

(4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;

(5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;

(6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;

(7) The health carrier's process for enabling enrollees to change primary care professionals;

(8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and

(9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

(1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;

(2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;

(3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; **[**or**]**

(4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed**; or**

(5) The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed."; and

Further amend said bill, Page 15, Section 375.1218, Line 67, by inserting after all of said section and line the following:

"376.427. 1. As used in this section, the following terms mean:

(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) "Health carrier" or "carrier", as such term is defined in section 376.1350;

[(2)**] (4)** "Insured", any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;

[(3)**] (5)** "Insurer", any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, or any other legal entity engaged in the business of insurance;

[(4)**] (6)** "Provider", a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. **Except as provided in subsection 5 of this section,** this section shall not require any insurer, health services corporation, health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the carrier's network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the carrier's network.

376.690. 1. As used in this section, the following terms shall mean:

(1) "Emergency medical condition", the same meaning given to such term in section 376.1350;

(2) "Facility", the same meaning given to such term in section 376.1350;

(3) "Health care professional", the same meaning given to such term in section 376.1350;

(4) "Health carrier", the same meaning given to such term in section 376.1350;

(5) "Unanticipated out-of-network care", health care services received by a patient in an in-

network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;

2. Health care professionals shall send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the health carrier and health care professional shall have sixty days to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A bill for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Bills may be combined for purposes of arbitration, but only to the extent the bills represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care

professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director. The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

(1) The health care professional's training, education, or experience;

(2) The nature of the service provided;

(3) The health care professional's usual charge for comparable services provided;

(4) The circumstances and complexity of the particular case, including the time and place the services were provided; and

(5) The average contracted rate for comparable services provided in the same geographic area.

8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if

applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 36, Section 376.758, Line 10, by inserting after all said section and line the following:

"**376.1065. 1. As used in this section, the following terms shall mean:**

(1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;

(2) "Department", the department of insurance, financial institutions and professional registration;

(3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;

(4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;

(5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity.

376.1350. For purposes of sections 376.1350 to 376.1390,

the following terms mean:

(1) "Adverse determination", a determination by a health carrier or its designee utilization review organization that an admission, availability of care, continued stay or other health care service has been reviewed and, based upon the information provided, does not meet the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care or effectiveness, and the payment for the requested service is therefore denied, reduced or terminated;

(2) "Ambulatory review", utilization review of health care services performed or provided in an outpatient setting;

(3) "Case management", a coordinated set of activities conducted for individual patient management of serious, complicated, protracted or other health conditions;

(4) "Certification", a determination by a health carrier or its designee utilization review organization

that an admission, availability of care, continued stay or other health care service has been reviewed and, based on the information provided, satisfies the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care and effectiveness;

(5) "Clinical peer", a physician or other health care professional who holds a nonrestricted license in a state of the United States and in the same or similar specialty as typically manages the medical condition, procedure or treatment under review;

(6) "Clinical review criteria", the written screening procedures, decision abstracts, clinical protocols and practice guidelines used by the health carrier to determine the necessity and appropriateness of health care services;

(7) "Concurrent review", utilization review conducted during a patient's hospital stay or course of treatment;

(8) "Covered benefit" or "benefit", a health care service that an enrollee is entitled under the terms of a health benefit plan;

(9) "Director", the director of the department of insurance, financial institutions and professional registration;

(10) "Discharge planning", the formal process for determining, prior to discharge from a facility, the coordination and management of the care that a patient receives following discharge from a facility;

(11) "Drug", any substance prescribed by a licensed health care provider acting within the scope of the provider's license and that is intended for use in the diagnosis, mitigation, treatment or prevention of disease. The term includes only those substances that are approved by the FDA for at least one indication;

(12) "Emergency medical condition", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity**, regardless of the final diagnosis that is given,** that would lead a prudent lay person, possessing an average knowledge of medicine and health, to believe that immediate medical care is required, which may include, but shall not be limited to:

(a) Placing the person's health in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain; or

(e) With respect to a pregnant woman who is having contractions:

a. That there is inadequate time to effect a safe transfer to another hospital before delivery; or

b. That transfer to another hospital may pose a threat to the health or safety of the woman or unborn child;

(13) "Emergency service", a health care item or service furnished or required to evaluate and treat an emergency medical condition, which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider;

(14) "Enrollee", a policyholder, subscriber, covered person or other individual participating in a health

benefit plan;

(15) "FDA", the federal Food and Drug Administration;

(16) "Facility", an institution providing health care services or a health care setting, including but not limited to hospitals and other licensed inpatient centers, ambulatory surgical or treatment centers, skilled nursing centers, residential treatment centers, diagnostic, laboratory and imaging centers, and rehabilitation and other therapeutic health settings;

(17) "Grievance", a written complaint submitted by or on behalf of an enrollee regarding the:

(a) Availability, delivery or quality of health care services, including a complaint regarding an adverse determination made pursuant to utilization review;

(b) Claims payment, handling or reimbursement for health care services; or

(c) Matters pertaining to the contractual relationship between an enrollee and a health carrier;

(18) "Health benefit plan", a policy, contract, certificate or agreement entered into, offered or issued by a health carrier to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services; except that, health benefit plan shall not include any coverage pursuant to liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(19) "Health care professional", a physician or other health care practitioner licensed, accredited or certified by the state of Missouri to perform specified health services consistent with state law;

(20) "Health care provider" or "provider", a health care professional or a facility;

(21) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a health condition, illness, injury or disease;

(22) "Health carrier", an entity subject to the insurance laws and regulations of this state that contracts or offers to contract to provide, deliver, arrange for, pay for or reimburse any of the costs of health care services, including a sickness and accident insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, or any other entity providing a plan of health insurance, health benefits or health services; except that such plan shall not include any coverage pursuant to a liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(23) "Health indemnity plan", a health benefit plan that is not a managed care plan;

(24) "Managed care plan", a health benefit plan that either requires an enrollee to use, or creates incentives, including financial incentives, for an enrollee to use, health care providers managed, owned, under contract with or employed by the health carrier;

(25) "Participating provider", a provider who, under a contract with the health carrier or with its contractor or subcontractor, has agreed to provide health care services to enrollees with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the health carrier;

(26) "Peer-reviewed medical literature", a published scientific study in a journal or other publication in which original manuscripts have been published only after having been critically reviewed for scientific accuracy, validity and reliability by unbiased independent experts, and that has been determined by the International Committee of Medical Journal Editors to have met the uniform requirements for manuscripts submitted to biomedical journals or is published in a journal specified by the United States Department of Health and Human Services pursuant to Section 1861(t)(2)(B) of the Social Security Act, as amended, as acceptable peer-reviewed medical literature. Peer-reviewed medical literature shall not include publications or supplements to publications that are sponsored to a significant extent by a pharmaceutical manufacturing company or health carrier;

(27) "Person", an individual, a corporation, a partnership, an association, a joint venture, a joint stock company, a trust, an unincorporated organization, any similar entity or any combination of the foregoing;

(28) "Prospective review", utilization review conducted prior to an admission or a course of treatment;

(29) "Retrospective review", utilization review of medical necessity that is conducted after services have been provided to a patient, but does not include the review of a claim that is limited to an evaluation of reimbursement levels, veracity of documentation, accuracy of coding or adjudication for payment;

(30) "Second opinion", an opportunity or requirement to obtain a clinical evaluation by a provider other than the one originally making a recommendation for a proposed health service to assess the clinical necessity and appropriateness of the initial proposed health service;

(31) "Stabilize", with respect to an emergency medical condition, that no material deterioration of the condition is likely to result or occur before an individual may be transferred;

(32) "Standard reference compendia":

(a) The American Hospital Formulary Service-Drug Information; or

(b) The United States Pharmacopoeia-Drug Information;

(33) "Utilization review", a set of formal techniques designed to monitor the use of, or evaluate the clinical necessity, appropriateness, efficacy, or efficiency of, health care services, procedures, or settings. Techniques may include ambulatory review, prospective review, second opinion, certification, concurrent review, case management, discharge planning or retrospective review. Utilization review shall not include elective requests for clarification of coverage;

(34) "Utilization review organization", a utilization review agent as defined in section 374.500.

376.1367. When conducting utilization review or making a benefit determination for emergency services:

(1) A health carrier shall cover emergency services necessary to screen and stabilize an enrollee**, as determined by the treating emergency department health care provider,** and shall not require prior authorization of such services;

(2) Coverage of emergency services shall be subject to applicable co-payments, coinsurance and deductibles;

(3) **Before a health carrier denies payment for an emergency medical service based on the absence**

of an emergency medical condition, it shall review the enrollee's medical record regarding the emergency medical condition at issue. If a health carrier requests records for a potential denial where emergency services were rendered, the health care provider shall submit the record of the emergency services to the carrier within forty-five processing days, or the claim shall be subject to section 376.383. The health carrier's review of emergency services shall be completed by a board-certified physician licensed under chapter 334 to practice medicine in this state;

(4) When an enrollee receives an emergency service that requires immediate post evaluation or post stabilization services, a health carrier shall provide an authorization decision within sixty minutes of receiving a request; if the authorization decision is not made within **[**thirty**]** **sixty** minutes, such services shall be deemed approved**;**

(5) When a patient's health benefit plan does not include or require payment to out-of-network health care providers for emergency services including but not limited to health maintenance organization plans, as defined in section 354.400, or a health benefit plan offered by a health carrier consistent with subdivision (19) of section 376.426, payment for all emergency services as defined in section 376.1350 necessary to screen and stabilize an enrollee shall be paid directly to the health care provider by the health carrier. Additionally, any services authorized by the health carrier for the enrollee once the enrollee is stabilized shall also be paid by the health carrier directly to the health care provider.

379.1545. Notwithstanding any other provision of law:

(1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;

(2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;

(3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

(a) For nonpayment of premium;

(b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or

(c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

[208.671. 1. As used in this section and section 208.673, the following terms shall mean:

(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;

(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;

(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;

(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;

(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;

(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;

(7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;

(8) "Telehealth", as that term is defined in section 191.1145;

(9) "Treating provider", a provider who:

(a) Evaluates a participant;

(b) Determines the need for a consultation;

(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and

(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.

2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:

(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;

(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;

(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;

(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;

(5) Security and privacy of such digital files;

(6) Participant consent for asynchronous store-and-forward services; and

(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.

Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.

4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.**]**

[208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.

2. The committee shall be comprised of the following members:

(1) The director of the MO HealthNet division, or the director's designee;

(2) The medical director of the MO HealthNet division;

(3) A representative from a Missouri institution of higher education with expertise in telehealth;

(4) A representative from the Missouri office of primary care and rural health;

(5) Two board-certified specialists licensed to practice medicine in this state;

(6) A representative from a hospital located in this state that utilizes telehealth;

(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;

(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;

(9) A dentist licensed to practice in this state; and

(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.

3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three-year terms, three members to serve two-year

terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.

4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.

5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.**]**

[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:

(1) Physicians, assistant physicians, and physician assistants;

(2) Advanced practice registered nurses;

(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;

(4) Psychologists and provisional licensees;

(5) Pharmacists;

(6) Speech, occupational, or physical therapists;

(7) Clinical social workers;

(8) Podiatrists;

(9) Optometrists;

(10) Licensed professional counselors; and

(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 3, Section 208.152, Line 44, by inserting after the number, "(7)" the following words, "**Subject to appropriation,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 36, Section 376.758, Line 10, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

(1) Costs;

(2) Expenses of administration;

(3) Exempt property, family and homestead allowances;

(4) Funeral expenses;

(5) Debts and taxes due the United States of America;

(6) **Debts for medical assistance due to the state of Missouri under section 473.398;**

(7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;

[(7)**] (8)** Debts and taxes due the state of Missouri, any county, or any political subdivision of the state of Missouri;

[(8)**] (9)** Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;

[(9)**] (10)** All other claims not barred by section 473.360.

473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.

2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of **[**the seventh**] either the sixth or eighth** class under **[**subdivision (7)**] subdivisions (6) and (8)** of section 473.397.

3. Such claim shall not be filed or allowed if it is determined that:

(1) The cost of collection will exceed the amount of the claim;

(2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of

the decedent to reasonable care and support from the estate.

4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to **[**the following items which are deemed to be competent and substantial evidence of payment:

(1)**]** computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant**[**; and

(2) The certified statement of the treasurer or his designee that the payment was made**], which shall be deemed to be competent and substantial evidence of payment**.

5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.

6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 769**, entitled:

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial institutions.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **SCS** for **SB 590**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 2, Section 253.545, Lines 18, 21, and 22, by deleting from each said line the word "**thirty**" and inserting in lieu thereof in each said line the word "**twenty**"; and

Further amend said bill, Page 3, Section 253.550, Line 37, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill, Page 5, Section 253.559, Lines 30 through 34, by deleting all of said lines and inserting in lieu thereof the following:

"(5) **A copy of all land use and building approvals reasonably**"; and

Further amend said bill and section, Page 6, Line 59, by inserting immediately after the phrase "**from the**" the following: "**local elected officials and**"; and

Further amend said bill and section, Page 7, Line 94, by inserting immediately after said line the following:

"**7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.**"; and

Further amend said bill and section by renumbering the section accordingly; and

Further amend said bill, Page 9, Section B, Lines 1 through 6, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 1879**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 1879**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HB 1350**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

REFERRALS

President Pro Tem Richard referred **HCS** for **HBs 2280**, **2120**, **1468** and **1616** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 598**, entitled:

An Act to repeal section 227.240 RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 598, Page 1, Section 227.240, Lines 13-17, by deleting all of said lines and inserting in lieu thereof the following:

"3. **The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate Representative Haefner has been removed from the Conference Committee on **HCS** for **SB 660**, as amended. The Speaker has appointed Representative Franklin to the Conference Committee for **HCS** for **SB 660**, as amended.

PRIVILEGED MOTIONS

Senator Walsh, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **SB 892** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 892

The Conference Committee appointed on Senate Committee Substitute for Senate Bill No. 892, with House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Committee Substitute for Senate Bill No. 892, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 892;

3. That the attached Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 892, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Gina Walsh	/s/ Nate Walker
/s/ Scott Sifton	/s/ Jack Bondon
/s/ Brian Munzlinger	/s/ Jered Taylor
/s/ Mike Cunningham	/s/ Ira Anders
/s/ Sandy Crawford	/s/ Judy Morgan

Under the provisions of Senate Rule 91, Senator Riddle requested unanimous consent of the Senate to be excused from voting on the adoption of the conference committee report and 3rd reading of **CCS** for **SCS** for **SB 892**, which request was granted.

Senator Walsh moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Munzlinger	Richard	Rizzo	Romine	Rowden	Sater	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Koenig	Libla	Schaaf—3

Absent—Senators

Nasheed	Onder	Schatz—3

Absent with leave—Senators—None

Excused from voting—Senator Riddle—1

Vacancies—1

On motion of Senator Walsh, **CCS** for **SCS** for **SB 892,** entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 892

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 169.291, 169.324, 169.350, 169.360, and 169.560, RSMo, and to enact in lieu thereof thirteen new sections relating to public employee retirement systems, with an existing penalty provision.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Munzlinger
Onder	Richard	Rizzo	Rowden	Sater	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—25			

NAYS—Senators

Koenig	Libla	Schaaf—3

Absent—Senators

Eigel	Nasheed	Romine	Schatz—4

Absent with leave—Senators—None

Excused from voting—Senator Riddle—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Walsh, title to the bill was agreed to.

Senator Walsh moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SS No. 2 for **SCS** for **SB 949**, introduced by Senator Emery, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 949

An Act to repeal sections 167.225, 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof three new sections relating to reading intervention in schools.

Was taken up.

On motion of Senator Emery, **SS No. 2** for **SCS** for **SB 949** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Emery, title to the bill was agreed to.

Senator Emery moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

On motion of Senator Kehoe, the Senate recessed until 1:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Senator Kehoe announced photographers from KOMU-TV and ABC-17 were given permission to take pictures in the Senate Chamber.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SBs 999** and **1000**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, entitled:

An Act to repeal sections 161.670, 167.121, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof seven new sections relating to virtual education, with a delayed effective date.

With House Amendment Nos. 1, 3 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 and 898, Page 3, Section 161.670, Lines 53 through 56, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) Each school district or charter school shall adopt a policy that**"; and

Further amend said bill, page, and section, Lines 63 through 68, by deleting all of said lines and inserting in lieu thereof the following:

"**student's enrollment in the Missouri course access and virtual school program. If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for "good cause". "Good cause" justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for the child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its "good cause" justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide**

their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of elementary and secondary education, which shall provide"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 8, Section 167.121, Line 33, by inserting immediately after all of said section and line the following:

"173.234. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Board", the coordinating board for higher education;

(2) "Books", any books required for any course for which tuition was paid by a grant awarded under this section;

(3) "Eligible student", the natural, adopted, or stepchild of a qualifying military member, who is less than twenty-five years of age and who was a dependent of a qualifying military member at the time of death or injury or within five years subsequent to the injury, or the spouse of a qualifying military member which was the spouse of a veteran at the time of death or injury or within five years subsequent to the injury;

(4) "Grant", the veteran's survivors grant as established in this section;

(5) "Institution of postsecondary education", any approved Missouri public institution of postsecondary education, as defined in subdivision (3) of **subsection 1 of** section 173.1102;

(6) "Qualifying military member", any member of the military of the United States, whether active duty, reserve, or National Guard, who served in the military after September 11, 2001, during time of war and for whom the following criteria apply:

(a) A veteran was a Missouri resident when first entering the military service or at the time of death or injury;

(b) A veteran died or was injured as a result of combat action or a veteran's death or injury was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness or accident that occurred while serving in combat, or became eighty percent disabled as a result of injuries or accidents sustained in combat action after September 11, 2001; and

(c) "Combat veteran", a Missouri resident who is discharged for active duty service having served since September 11, 2001, and received a DD214 in a geographic area entitled to receive combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire pay;

(7) "Survivor", an eligible student of a qualifying military member;

(8) "Tuition", any tuition or incidental fee, or both, charged by an institution of postsecondary

education for attendance at the institution by a student as a resident of this state. The tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of Missouri-Columbia for attendance.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twenty-five grants to survivors of qualifying military members to attend institutions of postsecondary education in this state, which shall continue to be awarded annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the general assembly to expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant under this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section; and

(2) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

6. In order to be eligible to receive a grant under this section, a survivor shall be certified as eligible by the Missouri veterans' commission.

7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education, and who is selected to receive a grant under this section, shall receive the following:

(1) An amount not to exceed the actual tuition charged at the approved institution of postsecondary education where the survivor is enrolled or accepted for enrollment;

(2) An allowance of up to two thousand dollars per semester for room and board; and

(3) The actual cost of books, up to a maximum of five hundred dollars per semester.

8. A survivor who is a recipient of a grant may transfer from one approved public institution of postsecondary education to another without losing his or her entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other charges, the institution shall pay the portion of the refund to which he or she is entitled attributable to the grant for

that semester or similar grading period to the board.

9. If a survivor is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible survivor.

10. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

11. The benefits conferred by this section shall be available to any academically eligible student of a qualifying military member. Surviving children who are eligible shall be permitted to apply for full benefits conferred by this section until they reach twenty-five years of age.

12. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall be reauthorized as of June 13, 2016, and shall expire on August 28, 2020, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after June 13, 2016; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

173.616. 1. The following schools, training programs, and courses of instruction shall be exempt from the provisions of sections 173.600 to 173.618:

(1) A public institution;

(2) Any college or university represented directly or indirectly on the advisory committee of the coordinating board for higher education as provided in subsection 3 of section 173.005;

(3) An institution that is certified by the board as an "approved private institution" under subdivision (2) of **subsection 1 of** section 173.1102;

(4) A not-for-profit religious school that is accredited by the American Association of Bible Colleges, the Association of Theological Schools in the United States and Canada, or a regional accrediting association, such as the North Central Association, which is recognized by the Council on Postsecondary Accreditation and the United States Department of Education; and

(5) Beginning July 1, 2008, all out-of-state public institutions of higher education, as such term is defined in subdivision (13) of subsection 2 of section 173.005.

2. The coordinating board shall exempt the following schools, training programs and courses of instruction from the provisions of sections 173.600 to 173.618:

(1) A not-for-profit school owned, controlled and operated by a bona fide religious or denominational organization which offers no programs or degrees and grants no degrees or certificates other than those specifically designated as theological, bible, divinity or other religious designation;

(2) A not-for-profit school owned, controlled and operated by a bona fide eleemosynary organization which provides instruction with no financial charge to its students and at which no part of

the instructional cost is defrayed by or through programs of governmental student financial aid, including grants and loans, provided directly to or for individual students;

(3) A school which offers instruction only in subject areas which are primarily for avocational or recreational purposes as distinct from courses to teach employable, marketable knowledge or skills, which does not advertise occupational objectives and which does not grant degrees;

(4) A course of instruction, study or training program sponsored by an employer for the training and preparation of its own employees;

(5) A course of study or instruction conducted by a trade, business or professional organization with a closed membership where participation in the course is limited to bona fide members of the trade, business or professional organization, or a course of instruction for persons in preparation for an examination given by a state board or commission where the state board or commission approves that course and school;

(6) A school or person whose clientele are primarily students aged sixteen or under;

(7) A yoga teacher training course, program, or school.

3. A school which is otherwise licensed and approved under and pursuant to any other licensing law of this state shall be exempt from sections 173.600 to 173.618, but a state certificate of incorporation shall not constitute licensing for the purpose of sections 173.600 to 173.618.

4. Any school, training program or course of instruction exempted herein may elect by majority action of its governing body or by action of its director to apply for approval of the school, training program or course of instruction under the provisions of sections 173.600 to 173.618. Upon application to and approval by the coordinating board, such school training program or course of instruction may become exempt from the provisions of sections 173.600 to 173.618 at any subsequent time, except the board shall not approve an application for exemption if the approved school is then in any status of noncompliance with certification standards and a reversion to exempt status shall not relieve the school of any liability for indemnification or any penalty for noncompliance with certification standards during the period of the school's approved status."; and

Further amend said bill, Page 13, Section 173.1107, Line 8, by inserting immediately after all of said section and line the following:

"173.1150. 1. Notwithstanding any provision of law to the contrary, any individual who is in the process of separating from any branch of the military forces of the United States with an honorable discharge or a general discharge shall have student resident status for purposes of admission and in-state tuition at any approved public four-year institution in Missouri or in-state, in-district tuition at any approved two-year institution in Missouri.

2. To be eligible for student resident status under this section, any such individual shall demonstrate presence and declare residency within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence and declare residency within the taxing district of the community college he or she attends.

3. The coordinating board for higher education shall promulgate rules to implement this section.

4. For purposes of this section, "approved public institution" shall have the same meaning as

provided in subdivision (3) of **subsection 1 of** section 173.1102.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

173.1153. 1. Notwithstanding any provision of law to the contrary, any individual who is currently serving in the Missouri National Guard or in a reserve component of the Armed Forces of the United States shall be deemed to be domiciled in this state for purposes of eligibility for in-state tuition at any approved public institution in Missouri.

2. To be eligible for in-state tuition under this section, any such individual shall demonstrate presence within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence within the taxing district of the community college he or she attends.

3. If any such individual is eligible to receive financial assistance under any other federal or state student aid program, public or private, the full amount of such aid shall be reported to the coordinating board for higher education by the institution and the individual. The tuition limitation under this section shall be provided after all other federal and state aid for which the individual is eligible has been applied, and no individual shall receive more than the actual cost of attendance when the limitation is combined with other aid made available to such individual.

4. The coordinating board for higher education shall promulgate rules to implement this section.

5. For purposes of this section, "approved public institution" shall have the same meaning as provided in subdivision (3) of **subsection 1 of** section 173.1102.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and

Further amend said bill and page, Section B, Line 1, by deleting the phrase "Section A" and inserting in lieu thereof the phrase "The repeal and reenactment of sections 161.670 and 167.121"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 5, Section 161.670, Lines 138 through 143, by deleting all of said lines and inserting in lieu thereof the following:

"**(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

May 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

James R. Wilson, Independent, 36981 State Highway AA, Anabel, Macon County, Missouri 63431, as a member of the State Fair Commission, for a term ending December 29, 2020, and until his successor is duly appointed and qualified; vice, Willis Jackson Magruder, term expired.

Patricia N. Thomas, Republican, 3444 Hobbs Lane, Jefferson City, Cole County, Missouri 65109, as a member of the State Fair Commission, for a term ending December 29, 2018, and until her successor is duly appointed and qualified; vice, Sherry Jones, term expired.

Jeffrey Miyake, Republican, 679 Cherry Ridge Boulevard, Springfield, Greene County, Missouri 65809, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2021, and until his successor is duly appointed and qualified; vice, Jenifer Placzek, term expired.

Melanie McDole, 320 West Southside Boulevard, Independence, Jackson County, Missouri 64055, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Janet E. Richardson, term expired.

Crissy L. Mayberry, 13026 State Highway 72, Millersville, Cape Girardeau County, Missouri 63766, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2018, and until her successor is duly appointed and qualified; vice, Dean Aye, term expired.

Sherry Jones, Republican, 20841 LIV 431, Dawn, Livingston County, Missouri 64638, as a member of the State Fair Commission, for a term ending December 29, 2021, and until her successor is duly appointed and qualified; vice, Lowell F. Mohler, term expired.

Matthew Hearne, Republican, 1 Price Court, Saint Louis, Saint Louis County, Missouri 63132, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2022, and until his successor is duly appointed and qualified; vice, David C. Zimmerman, term expired.

Michael B. Frazier, 596 North Buffalo Street, Marshfield, Webster County, Missouri 65706, as a member of the Missouri Developmental Disabilities Council, for a term ending June 30, 2020, and until his successor is duly appointed and qualified; vice, Vicki McCarrell, term expired.

John Stamm, Independent, 4152 Juniata Street #2 , Saint Louis, Saint Louis City, Missouri 63116, as a member of the Missouri Community Service Commission, for a term ending March 26, 2021, and until his successor is duly appointed and qualified; Nicole N. Roach, term expired.

Casey J. Short, 91 Route O, Greenfield, Dade County, Missouri 65661, as the student representative of the University of Central Missouri Board of Governors, for a term ending December 31, 2019, and until her successor is duly appointed and qualified; vice, Mathew R. Martinez, term expired.

Janet Rogers, 601 Center Street, Lathrop, Clinton County, Missouri 64465, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Rhonda K. Haight, term expired.

Margaret "Ellen" Nichols, Republican, 2122 East 47th Street, Joplin, Newton County, Missouri 64804, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2019, and until her successor is duly appointed and qualified; vice, Jeffrey Carter, term expired.

Chassity S. Nevels, 38866 West Saint Cloud Circle, Richmond, Ray County, Missouri 64085, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Lana M. Martin, withdrawn.

Robert P. MacDonald, Democrat, 218 Kaylee Circle, Poplar Bluff, Butler County, Missouri 63901, as a member of the Southeast Missouri State University Board of Regents, for a term ending January 1, 2024, and until his successor is duly appointed and qualified; vice, Kendra Neely-Martin, term expired.

Carol S. Comer, 637 Norris Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Sarah Parker Pauley.

Tiffany Drake, P.O. Box 104231, Jefferson City, Cole County, Missouri 65110, as an alternate member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Donna Washburn, 1059 East Nottingham Lane, Springfield, Greene County, Missouri 65810, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Kristen Buckley, resigned.

Amy Robins, 198 Fox Creek Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Nanci A. Bobrow, term expired.

Tiffany M. Middlemas, 1705 Kings Road, Kirksville, Adair County, Missouri 63501, as the student representative of the Truman State University Board of Governors, for a term ending January 1, 2020, and until her successor is duly appointed and qualified; vice, Carter Brooks Templeton, term expired.

Jon M. Kempker, 2139 Deer Trail, Jefferson City, Cole County, Missouri 65101, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until his successor is duly appointed and qualified; vice, Vincent M. Cannon, term expired.

Sarah E. Mullen, Independent, 140 Buckstone Pass, Defiance, Saint Charles County, Missouri, 63341, as a member of the St. Charles County Convention and Sports Facilities Authority, for a term ending April 27, 2021, and until her successor is duly appointed and qualified; vice, Sarah E. Mullen, withdrawn.

Bobby G. Robertson Jr., Republican, 950 East Minnehaha, Nixa, Christian County, Missouri 65714, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2018, and until his successor is duly appointed and qualified; vice, Bobby G. Robertson Jr., withdrawn.

Sherman "Bill" Birkes Jr., Republican, 502 Timber Hill Road, Joplin, Jasper County, Missouri 64801, as a member of the Missouri Ethics Commission, for a term ending March 15, 2022, and until his successor is duly appointed and qualified; vice, Nancy C. Hagan, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Richard moved that the above appointments be returned to the Governor per his request, which motion prevailed.

PRIVILEGED MOTIONS

Senator Schatz, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 707**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 707

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 707;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dave Schatz	/s/ Kevin Engler
/s/ Doug Libla	/s/ Bart Korman
/s/ Brian Munzlinger	/s/ Becky Ruth
/s/ Jacob Hummel	/s/ Bruce Franks
/s/ S. Kiki Curls	/s/ Jon Carpenter

Senator Schatz moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Schatz, **CCS** for **HCS** for **SS** for **SCS** for **SB 707**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 707

An Act to repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563,

301.564, 301.566, 301.568, 301.570, and 307.350, RSMo, and to enact in lieu thereof thirteen new sections relating to vehicle sales, with existing penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Wallingford moved that **SB 793**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 793**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 793

An Act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, 221.044, 567.020, 567.030, 567.050, 567.060, and 589.400, RSMo, and to enact in lieu thereof twenty-eight new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date for certain sections.

Was taken up.

Senator Wallingford moved that **HCS** for **SB 793**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Wallingford, **HCS** for **SB 793**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Libla moved that **SB 800**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 800**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 800

An Act to repeal sections 211.093, 211.444, and 211.447, RSMo, and to enact in lieu thereof three new sections relating to juvenile court proceedings.

Was taken up.

Senator Libla moved that **HCS** for **SB 800**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Libla, **HCS** for **SB 800**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Cunningham, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 569**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 569

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 569, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences,

have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 569, as amended;

2. That the Senate recede from its position on Senate Bill No. 569;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 569 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Mike Cunningham	/s/ Lyndall Fraker
/s/ Paul Wieland	/s/ Craig Redmon
/s/ Sandy Crawford	Robert Cornejo
/s/ Gina Walsh	/s/ Gina Mitten
/s/ Scott Sifton	/s/ Tracy McCreery

Senator Cunningham moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Cunningham, **CCS** for **HCS** for **SB 569**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 569

An Act to repeal sections 456.985, 456.1035, 456.1080, 456.1-103, 456.4-414, and 456.8-808, RSMo, and to enact in lieu thereof seven new sections relating to trusts.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SB 870**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 870

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 870, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2 as amended, House Amendment Nos. 3 and 4, House Substitute Amendment No. 1 for House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7, 8, 9, 10, and 11, House Amendment No. 1 to House Amendment No. 13, and House Amendment No. 13 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 870, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 870;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 870 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dan Hegeman	/s/ Justin Alferman
/s/ David Sater	/s/ Shane Roden
/s/ Jeanie Riddle	/s/ Shamed Dogan
/s/ S. Kiki Curls	/s/ Jerome Barnes
/s/ Jacob Hummel	/s/ Deb Lavender

Senator Onder assumed the Chair.

President Parson assumed the Chair.

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Nasheed—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hegeman, **CCS** for **HCS** for **SS** for **SB 870**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 870

An Act to repeal sections 99.848, 100.050, 100.059, 105.666, 135.090, 173.260, 190.094, 190.100, 190.101, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 191.630, 287.243, 320.086, 353.110, and 577.029, RSMo, and to enact in lieu thereof forty-one new sections relating to emergency services, with existing penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Nasheed—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Eigel moved that the Senate refuse to concur in **HCS** for **SCS** for **SB 718**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Cunningham moved that **SCS** for **SB 769**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 769**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 769

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial institutions.

Was taken up.

Senator Cunningham moved that **HCS** for **SCS** for **SB 769** be adopted.

At the request of Senator Cunningham, the motion to adopt **HCS** for **SCS** for **SB 769** was withdrawn.

Senator Riddle moved that **SCS** for **SB 598**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 598**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 598

An Act to repeal section 227.240 RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

Was taken up.

Senator Riddle moved that **HCS** for **SCS** for **SB 598**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Richard—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Riddle, **HCS** for **SCS** for **SB 598**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

SCR 49, introduced by Senator Schatz, entitled:

Relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

Was taken up.

Senator Rowden assumed the Chair.

President Parson assumed the Chair.

Senator Onder assumed the Chair.

Senator Wallingford assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Rowden assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Onder assumed the Chair.

President Pro Tem Richard assumed the Chair.

Senator Nasheed offered **SA 1**, which was read:

Amend Journal of the Senate, Second Regular Session, Thirty-third Day, Thursday, March 1, 2018, Page 463, Line 30, by striking "2018" and inserting in lieu thereof the following: "2019".

Senator Nasheed moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Rowden assumed the Chair.

Senator Chappelle-Nadal was speaking on the concurrent resolution.

Pursuant to Senate Rule 78, Senator Dixon asked that the Chair call Senator Chappelle-Nadal to order as the words she was reading were offensive to the body, and further asked that she be required to sit down, which request was granted.

President Pro Tem Richard assumed the Chair.

Senator Chappelle-Nadal rose to appeal the decision of the Chair to the Senate and requested to speak on the motion to appeal.

The President stated that the appeal was non-debatable; therefore, her request was denied.

Senator Rowden assumed the Chair.

Senator Schaaf raised the point of order that Senator Chappelle-Nadal must be given the opportunity to explain her appeal and inform members what they were voting on. The point of order was referred to the President Pro Tem, who ruled it not well taken.

President Pro Tem Richard assumed the Chair.

The appeal of the decision of the Chair was defeated on a voice vote.

Senator Rowden assumed the Chair.

President Pro Tem Richard assumed the Chair.

On motion of Senator Schatz, **SCR 49** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Munzlinger	Onder	Richard
Riddle	Romine	Rowden	Sater	Schaaf	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Rizzo	Schupp	Sifton	Walsh—7

Absent—Senators

Curls Nasheed—2

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Schatz, title to the concurrent resolution was agreed to.

Senator Schatz moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

RESOLUTIONS

Senator Schaaf offered Senate Resolution No. 2067, regarding Margueritte (Milbourn) Batsell, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 2068, regarding Chip and Pam Brock, St. Joseph, which was adopted.

Senator Romine offered Senate Resolution No. 2069, regarding Heather Michelle Kopp, Odessa, which was adopted.

Senator Libla offered Senate Resolution No. 2070, regarding Gerald H. Wilkison, Kennett, which was adopted.

INTRODUCTION OF GUESTS

Senator Rizzo introduced to the Senate, the Physician of the Day, Dr. Donald Potts, Kansas City.

Senator Emery introduced to the Senate, Nate Bailey, Keon Engeman, Jesse Henzlik, Bailey Carter, Bonnie Smith, Theresa Munsterman, Kim Carter and Liz Bailey, St. Mary's School, Montrose.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-NINTH DAY—FRIDAY, MAY 11, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1456, with SCS (Wallingford)
2. HCS for HB 1872 (Hegeman)
3. HB 1516-Wiemann (Riddle)
4. HCS for HB 1388, with SCS (Riddle)
5. HB 1719-Grier, with SCS (Riddle)
6. HB 1633-Corlew, with SCS (Dixon) (In Fiscal Oversight)
7. HCS for HB 2042, with SCS (Dixon) (In Fiscal Oversight)
8. HCS for HB 1868, with SCS (Riddle) (In Fiscal Oversight)
9. HCS for HB 2249, with SCS (Riddle) (In Fiscal Oversight)
10. HCS for HB 2540, with SCS (Eigel) (In Fiscal Oversight)
11. HB 1446-Eggleston, with SCS (Koenig)
12. HCS for HBs 2337 & 2272, with SCS (Wieland) (In Fiscal Oversight)
13. HCS for HBs 2277 & 1983, with SCS (Schatz) (In Fiscal Oversight)
14. HCS for HB 2031 (Hoskins)
15. HCS for HB 2019 (Brown)
16. HCS for HB 1667, with SCS (Wallingford)
17. HCS for HB 1713, with SCS (Sater)
18. HB 1249-Plocher, with SCS (Dixon)
19. HB 1832-Cornejo, with SCS (Riddle)
20. HB 2347-Davis, with SCS (Wallingford)
21. HCS for HBs 2280, 2120, 1468 & 1616, with SCS (Sater) (In Fiscal Oversight)
22. HB 2562-Austin, with SCS (Dixon)
23. HB 1892-Wilson (Cierpiot)
24. HB 2208-Curtman, with SCS (Eigel)
25. HB 2039-Fraker (Cunningham)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)

SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
SS#2 for SCS for HCS for HBs 1288, 1377 & 2050 (Dixon) (In Fiscal Oversight)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
SS for HB 1415-Lauer (Wasson) (In Fiscal Oversight)
HB 1428-Muntzel, with SS, SA 1 & SSA 1 for SA 1 (pending) (Munzlinger)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1461 (Rowden)
HB 1484-Brown (57) (Romine)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)

HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HCS for HB 2129, with SS (pending) (Romine)
HB 2179-Richardson (Kehoe)
HCS for HB 2216, with SCS (Emery)
HJR 59-Brown (57) (Romine)

SENATE BILLS WITH HOUSE AMENDMENTS

SS#2 for SCS for SB 590-Hegeman, with HA 1
SS for SB 597-Riddle, with HCS, as amended
SS for SCS for SBs 603, 576 & 898-Onder, with HCS, as amended
SCS for SB 769-Cunningham, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended
SB 687-Sater, with HCS, as amended
SS for SCS for SB 707-Schatz, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 743-Sater, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
SB 806-Crawford, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SB 892-Walsh, with HA 1, HA 2, HA 3, HA 4 & HA 5 (Senate adopted CCR and passed CCS)
HCS for HB 1879, with SS for SCS, as amended (Cunningham) (House adopted CCR and passed CCS)

Requests to Recede or Grant Conference

SCS for SB 718-Eigel, with HCS, as amended (Senate requests House recede or grant conference)
HB 1350-Smith (163), with SS for SCS, as amended (Rowden) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf

SR 2020-Schaaf
SR 2052-Schaaf
SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 50-Hegeman
SCR 53-Munzlinger
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-NINTH DAY—FRIDAY, MAY 11, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Comfort ye, comfort ye my people, saith your God." (Isaiah 40:1)

Blessed Lord, it continues to be "an interesting time" for us to be here, with increased burdens and obligations called forth from us. May we be comforted with the knowledge of your abiding concern for us and that you willingly give us energy and endurance so we may be up to the task before us. As we complete today's requirements and drive home, ride with us to calm our hearts and give us patience in our trip home so we may arrive safely and ready to embrace the love that awaits us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Kehoe offered Senate Resolution No. 2071, regarding the Ninetieth Birthday of Evelyn Helen

Stieferman Maxey, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 2072, regarding Jeffrey D. Thomas, Jefferson City, which was adopted.

Senator Koenig offered Senate Resolution No. 2073, regarding Donald Walter "Don" Mertz, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 2074, regarding Robert Starr "Bob" Hammon, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 2075, regarding Kerry Francis Flaherty, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 2076, regarding Joseph Edward "Joe" Stack, Manchester, which was adopted.

Senator Koenig offered Senate Resolution No. 2077, regarding Daniel Wilford "Dan" Steinmann, Chesterfield, which was adopted.

Senator Koenig offered Senate Resolution No. 2078, regarding Donald E. "Don" Schicker, Sunset Hills, which was adopted.

Senator Koenig offered Senate Resolution No. 2079, regarding Carl David Smith, Ballwin, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SBs 807** and **577**, entitled:

An Act to repeal sections 160.545, 162.441, 163.191, 172.280, 173.005, 173.260, 173.1003, 173.1101, 173.1102, 173.1104, 173.1105, 173.1107, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, 178.636, 436.218, 436.221, 436.224, 436.227, 436.230, 436.236, 436.242, 436.245, 436.248, 436.254, 436.263, 436.266, and 436.257, RSMo, and to enact in lieu thereof thirty-two new sections relating to higher education, with penalty provisions.

With House Amendment Nos. 1, 2 and 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 9, Section 170.013, Line 16, by deleting the word "**in**" and inserting in lieu thereof the word "**on**"; and

Further amend said bill and page, Section 172.280, Lines 7 through 8, by deleting all of said line and inserting in lieu thereof the following:

"**degrees, including dentistry, law, medicine, optometry, pharmacy, and veterinary medicine.**"; and

Further amend said bill, Page 10, Section 173.005, Line 51, by deleting the period "**.**" and inserting in lieu thereof a semicolon "**;**"; and

Further amend said bill, Page 16, Section 173.260, Line 40, by deleting the phrase "**emergency medical technician,**"; and

Further amend said bill, Page 26, Section 174.231, Line 8, by deleting the numeral "(2)" and inserting in lieu thereof the numerals "[(2)] **(3)**"; and

Further amend said bill, Page 31, Section 436.218, Line 96, by deleting the word "**an**" and inserting in lieu thereof the word "**a**"; and

Further amend said bill, Page 32, Section 436.227, Line 28, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 33, Line 50, by deleting the word "**subdivisions**" and inserting in lieu thereof the word "**subdivision**"; and

Further amend said bill, page, and section, Line 66, by deleting the word "and" and inserting in lieu thereof the word "[and]"; and

Further amend said bill, Page 36, Section 436.242, Line 23, by inserting immediately after the word "**FIRST**" a comma "**,**"; and

Further amend said bill, page, and section, Line 30, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 37, Line 34, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 38, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 41, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, Page 38, Section 436.245, Line 31, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and page, Section 436.248, Line 1, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend aid bill, page, and section, Line 4, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 24, Section 173.1450, Line 22, by inserting immediately after said line the following:

"**173.2530. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services, Inc. relating to mental health services provided on college campuses. The report shall include a measure of the**

institution's ability to adequately meet student mental health needs. All reports required by this section shall be made available to the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 1, Section A, Line 9, by inserting immediately after said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education**.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **SB 892**, as amended, and has taken up and passed **CCS** for **SCS** for **SB 892**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SB 707**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SB 707**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SCS** for **SB 718**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **SCS** for **HB 1558** and has taken up and passed **SS** for **SCS** for **HB 1558**, as amended.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 549**.

With House Amendment Nos. 1, 3, 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9 and 10.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, In the Title, Line 3, by deleting the words "the reauthorization of financial incentives for job creation" and inserting in lieu thereof the words "tax credits"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"**135.835. 1. Notwithstanding any law to the contrary, for all tax years beginning on or after January 1, 2019, any tax credit that contains a limit on the amount that may be issued, authorized, or redeemed shall have such limit reduced by fifteen percent, which shall be the limit of the tax credit thereafter.**

2. Each state entity responsible for issuing, authorizing, or redeeming a tax credit affected by this section shall publish notice of the limit reduction under this section with materials regarding such tax credit.

3. This section shall not apply to:

(1) Any domestic and social tax credit, as that term is defined under section 135.800; or

(2) Any tax credit that is not subject to a cap or limit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.352. 1. A taxpayer owning an interest in a qualified Missouri project shall, subject to the limitations provided under the provisions of subsection 3 of this section, be allowed a state tax credit, whether or not allowed a federal tax credit, to be termed the Missouri low-income housing tax credit, if the commission issues an eligibility statement for that project.

2. For qualified Missouri projects placed in service after January 1, 1997, the Missouri low-income housing tax credit available to a project shall be such amount as the commission shall determine is necessary to ensure the feasibility of the project, up to an amount equal to the federal low-income housing tax credit for a qualified Missouri project, for a federal tax period, and such amount shall be subtracted from the amount of state tax otherwise due for the same tax period.

3. No more than six million dollars in tax credits shall be authorized each fiscal year for projects financed through tax-exempt bond issuance.

4. The Missouri low-income housing tax credit shall be taken against the taxes and in the order specified pursuant to section 32.115. The credit authorized by this section shall not be refundable. Any amount of credit that exceeds the tax due for a taxpayer's taxable year may be carried back to any of the taxpayer's three prior taxable years or carried forward to any of the taxpayer's five subsequent taxable years.

5. All or any portion of Missouri tax credits issued in accordance with the provisions of sections 135.350 to 135.362 may be allocated to parties who are eligible pursuant to the provisions of subsection 1 of this section. Beginning January 1, 1995, for qualified projects which began on or after January 1, 1994, an owner of a qualified Missouri project shall certify to the director the amount of credit allocated to each taxpayer. The owner of the project shall provide to the director appropriate information so that the low-income housing tax credit can be properly allocated.

6. In the event that recapture of Missouri low-income housing tax credits is required pursuant to subsection 2 of section 135.355, any statement submitted to the director as provided in this section shall include the proportion of the state credit required to be recaptured, the identity of each taxpayer subject to the recapture and the amount of credit previously allocated to such taxpayer.

7. **Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined by the commission under subsection 2 of this section for qualified projects located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 2 of this section for qualified projects located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined by the commission under subsection 2 of this section.**

8. The director of the department may promulgate rules and regulations necessary to administer the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection 3 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

5. Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined under subsection 1 of this section

for eligible property located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 1 of this section for eligible property located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 15, by deleting the phrase "**Residential purposes**" and inserting in lieu thereof the phrase "**Single-family, owner-occupied residential purposes**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;

(2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) "Eligible property", **either:**

(a) Before January 1, 2019, property located in Missouri and offered or used for residential or business purposes; **or**

(b) After January 1, 2019, property located in Missouri and offered or used for:

a. Business purposes; or

b. Residential purposes if such residential property has an assessed value of no more than two hundred fifty thousand dollars;

(4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;

(5) "Principal", a managing partner, general partner, or president of a taxpayer;

(6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**

(7) "Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict

census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

[(7)] **(9)** "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. **(1)** During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] **4** and [8] **10** of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018,** the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] **4** and [8] **10** of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [3] **4** of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department may authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits

allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection [8] **10** of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [8] **10** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; [and]

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. **In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:**

(1) The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;

(2) The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;

(3) The level of economic distress in the area; and

(4) Input from the local elected officials and local municipality in which the proposed project is located as to the importance of the proposed project to the municipality.

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. **If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.**

[4.] **5.** Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long

as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[5.] **6.** In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

[6.] **8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within [two years] **nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

[7.] **9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions

credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[8.] **10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection [3] **4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[9.] **11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property."; and

Further amend said bill, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued**, or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued**. The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. **(1)** All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 235, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill, Page 14, Section 620.2020, Line 207, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.700. For all tax years beginning on or after January 1, 1999, **but before January 1, 2019,** a grape grower or wine producer shall be allowed a tax credit against the state tax liability incurred pursuant to chapter 143, exclusive of the provisions relating to the withholding of tax as provided in sections 143.191 to 143.265, in an amount equal to twenty-five percent of the purchase price of all new equipment and materials used directly in the growing of grapes or the production of wine in the state. Each grower or producer shall apply to the department of economic development and specify the total amount of such new equipment and materials purchased during the calendar year. The department of economic development shall certify to the department of revenue the amount of such tax credit to which a grape grower or wine producer is entitled pursuant to this section. The provisions of this section notwithstanding, a grower or producer may only apply for and receive the credit authorized by this section for five tax periods.

135.800. 1. The provisions of sections 135.800 to 135.830 shall be known and may be cited as the "Tax Credit Accountability Act of 2004".

2. As used in sections 135.800 to 135.830, the following terms mean:

(1) "Administering agency", the state agency or department charged with administering a particular tax credit program, as set forth by the program's enacting statute; where no department or agency is set forth, the department of revenue;

(2) "Agricultural tax credits", the agricultural product utilization contributor tax credit created pursuant to section 348.430, the new generation cooperative incentive tax credit created pursuant to section 348.432, the family farm breeding livestock loan tax credit created under section 348.505, the qualified beef tax credit

created under section 135.679, and the wine and grape production tax credit created pursuant to section 135.700;

(3) "All tax credit programs", or "any tax credit program", the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, financial and insurance tax credits, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(4) "Business recruitment tax credits", the business facility tax credit created pursuant to sections 135.110 to 135.150 and section 135.258, the enterprise zone tax benefits created pursuant to sections 135.200 to 135.270, the business use incentives for large-scale development programs created pursuant to sections 100.700 to 100.850, the development tax credits created pursuant to sections 32.100 to 32.125, the rebuilding communities tax credit created pursuant to section 135.535, the film production tax credit created pursuant to section 135.750, the enhanced enterprise zone created pursuant to sections 135.950 to 135.970, and the Missouri quality jobs program created pursuant to sections 620.1875 to 620.1900;

(5) "Community development tax credits", the neighborhood assistance tax credit created pursuant to sections 32.100 to 32.125, the family development account tax credit created pursuant to sections 208.750 to 208.775, the dry fire hydrant tax credit created pursuant to section 320.093, and the transportation development tax credit created pursuant to section 135.545;

(6) "Domestic and social tax credits", the youth opportunities tax credit created pursuant to section 135.460 and sections 620.1100 to 620.1103, the shelter for victims of domestic violence created pursuant to section 135.550, the senior citizen or disabled person property tax credit created pursuant to sections 135.010 to 135.035, the special needs adoption tax credit created pursuant to sections 135.325 to 135.339, the champion for children tax credit created pursuant to section 135.341, the maternity home tax credit created pursuant to section 135.600, the surviving spouse tax credit created pursuant to section 135.090, the residential treatment agency tax credit created pursuant to section 135.1150, the pregnancy resource center tax credit created pursuant to section 135.630, the food pantry tax credit created pursuant to section 135.647, the health care access fund tax credit created pursuant to section 135.575, the residential dwelling access tax credit created pursuant to section 135.562, the developmental disability care provider tax credit created under section 135.1180, and the shared care tax credit created pursuant to section 192.2015;

(7) "Entrepreneurial tax credits", the capital tax credit created pursuant to sections 135.400 to 135.429, the certified capital company tax credit created pursuant to sections 135.500 to 135.529, the seed capital tax credit created pursuant to sections 348.300 to 348.318, the new enterprise creation tax credit created pursuant to sections 620.635 to 620.653, the research tax credit created pursuant to section 620.1039, the small business incubator tax credit created pursuant to section 620.495, the guarantee fee tax credit created pursuant to section 135.766, and the new generation cooperative tax credit created pursuant to sections 32.105 to 32.125;

(8) "Environmental tax credits", the charcoal producer tax credit created pursuant to section 135.313, the wood energy tax credit created pursuant to sections 135.300 to 135.311, and the alternative fuel stations tax credit created pursuant to section 135.710;

(9) "Financial and insurance tax credits", the bank franchise tax credit created pursuant to section 148.030, the bank tax credit for S corporations created pursuant to section 143.471, the exam fee tax credit

created pursuant to section 148.400, the health insurance pool tax credit created pursuant to section 376.975, the life and health insurance guaranty tax credit created pursuant to section 376.745, the property and casualty guaranty tax credit created pursuant to section 375.774, and the self-employed health insurance tax credit created pursuant to section 143.119;

(10) "Housing tax credits", the neighborhood preservation tax credit created pursuant to sections 135.475 to 135.487, the low-income housing tax credit created pursuant to sections 135.350 to 135.363, and the affordable housing tax credit created pursuant to sections 32.105 to 32.125;

(11) "Recipient", the individual or entity who is the original applicant for and who receives proceeds from a tax credit program directly from the administering agency, the person or entity responsible for the reporting requirements established in section 135.805;

(12) "Redevelopment tax credits", the historic preservation tax credit created pursuant to sections 253.545 to 253.559, the brownfield redevelopment program tax credit created pursuant to sections 447.700 to 447.718, the community development corporations tax credit created pursuant to sections 135.400 to 135.430, the infrastructure tax credit created pursuant to subsection 6 of section 100.286, the bond guarantee tax credit created pursuant to section 100.297, the disabled access tax credit created pursuant to section 135.490, **[**the new markets tax credit created pursuant to section 135.680,**]** and the distressed areas land assemblage tax credit created pursuant to section 99.1205;

(13) "Training and educational tax credits", the Missouri works new jobs tax credit and Missouri works retained jobs credit created pursuant to sections 620.800 to 620.809.

447.708. 1. For eligible projects, the director of the department of economic development, with notice to the directors of the departments of natural resources and revenue, and subject to the other provisions of sections 447.700 to 447.718, may not create a new enterprise zone but may decide that a prospective operator of a facility being remedied and renovated pursuant to sections 447.700 to 447.718 may receive the tax credits and exemptions pursuant to sections 135.100 to 135.150 and sections 135.200 to 135.257. The tax credits allowed pursuant to this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. **No tax credit authorized under this subsection shall be issued after August 28, 2018.** For purposes of this subsection:

(1) For receipt of the ad valorem tax abatement pursuant to section 135.215, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs. The city, or county if the eligible project is not located in a city, must provide ad valorem tax abatement of at least fifty percent for a period not less than ten years and not more than twenty-five years;

(2) For receipt of the income tax exemption pursuant to section 135.220 and tax credit for new or expanded business facilities pursuant to sections 135.100 to 135.150, and 135.225, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof. For purposes of sections 447.700 to 447.718, the tax credits described in section 135.225 are modified as follows: the tax credit shall be four hundred dollars per employee per year, an additional four hundred dollars per year for each employee exceeding the minimum employment thresholds of ten and twenty-five jobs for new and existing businesses, respectively, an additional four hundred dollars per year for each person who is a person difficult to employ as defined by section 135.240, and investment tax credits at the same amounts and levels as provided in subdivision (4) of subsection 1 of section 135.225;

(3) For eligibility to receive the income tax refund pursuant to section 135.245, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof, and otherwise comply with the provisions of section 135.245 for application and use of the refund and the eligibility requirements of this section;

(4) The eligible project operates in compliance with applicable environmental laws and regulations, including permitting and registration requirements, of this state as well as the federal and local requirements;

(5) The eligible project operator shall file such reports as may be required by the director of economic development or the director's designee;

(6) The taxpayer may claim the state tax credits authorized by this subsection and the state income exemption for a period not in excess of ten consecutive tax years. For the purpose of this section, "taxpayer" means an individual proprietorship, partnership or corporation described in section 143.441 or 143.471 who operates an eligible project. The director shall determine the number of years the taxpayer may claim the state tax credits and the state income exemption based on the projected net state economic benefits attributed to the eligible project;

(7) For the purpose of meeting the new job requirement prescribed in subdivisions (1), (2) and (3) of this subsection, it shall be required that at least ten new jobs be created and maintained during the taxpayer's tax period for which the credits are earned, in the case of an eligible project that does not replace a similar facility in Missouri. "New job" means a person who was not previously employed by the taxpayer or related taxpayer within the twelve-month period immediately preceding the time the person was employed by that taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned. For the purposes of this section, "related taxpayer" has the same meaning as defined in subdivision (10) of section 135.100;

(8) For the purpose of meeting the existing job retention requirement, if the eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, it shall be required that at least twenty-five existing jobs be retained at, and in connection with the eligible project, on a full-time basis during the taxpayer's tax period for which the credits are earned. "Retained job" means a person who was previously employed by the taxpayer or related taxpayer, at a facility similar to the eligible project that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, within the tax period immediately preceding the time the person was employed by the taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned;

(9) In the case where an eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, the owner and operator of the eligible project shall provide the director with a written statement explaining the reason for discontinuing operations at the closed facility. The statement shall include a comparison of the activities performed at the closed facility prior to the date the facility ceased operating, to the activities performed at the eligible project, and a detailed account describing the need and rationale for relocating to the eligible project. If the director finds the relocation to the eligible project significantly impaired the economic stability of the area

in which the closed facility was located, and that such move was detrimental to the overall economic development efforts of the state, the director may deny the taxpayer's request to claim tax benefits;

(10) Notwithstanding any provision of law to the contrary, for the purpose of this section, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment used at the eligible project during any tax year shall be determined by dividing by twelve, in the case of jobs, the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month of the tax year. If the eligible project is in operation for less than the entire tax year, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment created at the eligible project during any tax year shall be determined by dividing the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month during the portion of the tax year during which the eligible project was in operation, by the number of full calendar months during such period;

(11) For the purpose of this section, "new qualified investment" means new business facility investment as defined and as determined in subdivision (8) of section 135.100 which is used at and in connection with the eligible project. New qualified investment shall not include small tools, supplies and inventory. "Small tools" means tools that are portable and can be hand held.

2. The determination of the director of economic development pursuant to subsection 1 of this section shall not affect requirements for the prospective purchaser to obtain the approval of the granting of real property tax abatement by the municipal or county government where the eligible project is located.

3. (1) The director of the department of economic development, with the approval of the director of the department of natural resources, may, in addition to the tax credits allowed in subsection 1 of this section, grant a remediation tax credit to the applicant for up to one hundred percent of the costs of materials, supplies, equipment, labor, professional engineering, consulting and architectural fees, permitting fees and expenses, demolition, asbestos abatement, and direct utility charges for performing the voluntary remediation activities for the preexisting hazardous substance contamination and releases, including, but not limited to, the costs of performing operation and maintenance of the remediation equipment at the property beyond the year in which the systems and equipment are built and installed at the eligible project and the costs of performing the voluntary remediation activities over a period not in excess of four tax years following the taxpayer's tax year in which the system and equipment were first put into use at the eligible project, provided the remediation activities are the subject of a plan submitted to, and approved by, the director of natural resources pursuant to sections 260.565 to 260.575. The tax credit may also include up to one hundred percent of the costs of demolition that are not directly part of the remediation activities, provided that the demolition is on the property where the voluntary remediation activities are occurring, the demolition is necessary to accomplish the planned use of the facility where the remediation activities are occurring, and the demolition is part of a redevelopment plan approved by the municipal or county government and the department of economic development. The demolition may occur on an adjacent property if the project is located in a municipality which has a population less than twenty thousand and the above conditions are otherwise met. The adjacent property shall independently qualify as abandoned or underutilized. The amount of the credit available for demolition not associated with remediation cannot exceed the total amount of credits approved for remediation including demolition required for remediation.

(2) The amount of remediation tax credits issued shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development.

(3) The director may, with the approval of the director of natural resources, extend the tax credits allowed for performing voluntary remediation maintenance activities, in increments of three-year periods, not to exceed five consecutive three-year periods. The tax credits allowed in this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. The remediation tax credit may be taken in the same tax year in which the tax credits are received or may be taken over a period not to exceed twenty years.

(4) The project facility shall be projected to create at least ten new jobs or at least twenty-five retained jobs, or a combination thereof, as determined by the department of economic development, to be eligible for tax credits pursuant to this section.

(5) No more than seventy-five percent of earned remediation tax credits may be issued when the remediation costs were paid, and the remaining percentage may be issued when the department of natural resources issues a letter of completion letter or covenant not to sue following completion of the voluntary remediation activities. It shall not include any costs associated with ongoing operational environmental compliance of the facility or remediation costs arising out of spills, leaks, or other releases arising out of the ongoing business operations of the facility. In the event the department of natural resources issues a letter of completion for a portion of a property, an impacted media such as soil or groundwater, or for a site or a portion of a site improvement, a prorated amount of the remaining percentage may be released based on the percentage of the total site receiving a letter of completion.

4. In the exercise of the sound discretion of the director of the department of economic development or the director's designee, the tax credits and exemptions described in this section may be terminated, suspended or revoked if the eligible project fails to continue to meet the conditions set forth in this section. In making such a determination, the director shall consider the severity of the condition violation, actions taken to correct the violation, the frequency of any condition violations and whether the actions exhibit a pattern of conduct by the eligible facility owner and operator. The director shall also consider changes in general economic conditions and the recommendation of the director of the department of natural resources, or his or her designee, concerning the severity, scope, nature, frequency and extent of any violations of the environmental compliance conditions. The taxpayer or person claiming the tax credits or exemptions may appeal the decision regarding termination, suspension or revocation of any tax credit or exemption in accordance with the procedures outlined in subsections 4 and 5 of section 135.250. The director of the department of economic development shall notify the directors of the departments of natural resources and revenue of the termination, suspension or revocation of any tax credits as determined in this section or pursuant to the provisions of section 447.716.

5. Notwithstanding any provision of law to the contrary, no taxpayer shall earn the tax credits, exemptions or refund otherwise allowed in subdivisions (2), (3) and (4) of subsection 1 of this section and the tax credits otherwise allowed in section 135.110, or the tax credits, exemptions and refund otherwise allowed in sections 135.215, 135.220, 135.225 and 135.245, respectively, for the same facility for the same tax period.

6. The total amount of the tax credits allowed in subsection 1 of this section may not exceed the greater

of:

(1) That portion of the taxpayer's income attributed to the eligible project; or

(2) One hundred percent of the total business' income tax if the eligible facility does not replace a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; fifty percent of the total business' income tax if the eligible facility replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; or twenty-five percent of the total business income if the taxpayer operates, in addition to the eligible facility, any other facilities in Missouri. In no case shall a taxpayer operating more than one eligible project in Missouri be allowed to offset more than twenty-five percent of the taxpayer's business income in any tax period. That portion of the taxpayer's income attributed to the eligible project as referenced in subdivision (1) of this subsection, for which the credits allowed in sections 135.110 and 135.225 and subsection 3 of this section may apply, shall be determined in the same manner as prescribed in subdivision (5) of section 135.100. That portion of the taxpayer's franchise tax attributed to the eligible project for which the remediation tax credit may offset, shall be determined in the same manner as prescribed in paragraph (a) of subdivision (5) of section 135.100.

7. Taxpayers claiming the state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use. Otherwise, the taxpayer's right to claim such state tax benefits shall be forfeited. Unused business facility and enterprise zone tax credits shall not be carried forward but shall be initially claimed for the tax period during which the eligible project was first capable of being used, and during any applicable subsequent tax periods.

8. Taxpayers claiming the remediation tax credit allowed in subsection 3 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use, or during the taxpayer's tax period immediately after the tax period in which the voluntary remediation activities were performed.

9. The recipient of remediation tax credits, for the purpose of this subsection referred to as assignor, may assign, sell or transfer, in whole or in part, the remediation tax credit allowed in subsection 3 of this section to any other person, for the purpose of this subsection referred to as assignee. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address and the assignee's tax period and the amount of tax credits to be transferred. The number of tax periods during which the assignee may subsequently claim the tax credits shall not exceed twenty tax periods, less the number of tax periods the assignor previously claimed the credits before the transfer occurred.

10. In the case where an operator and assignor of an eligible project has been certified to claim state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section, and sells or otherwise transfers title of the eligible project to another taxpayer or assignee who continues the same or substantially similar operations at the eligible project, the director shall allow the assignee to claim the credits for a period of

time to be determined by the director; except that, the total number of tax periods the tax credits may be earned by the assignor and the assignee shall not exceed ten. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address, and the assignee's tax period, and the amount of tax credits to be transferred.

11. For the purpose of the state tax benefits described in this section, in the case of a corporation described in section 143.471 or partnership, in computing Missouri's tax liability, such state benefits shall be allowed to the following:

(1) The shareholders of the corporation described in section 143.471;

(2) The partners of the partnership.

The credit provided in this subsection shall be apportioned to the entities described in subdivisions (1) and (2) of this subsection in proportion to their share of ownership on the last day of the taxpayer's tax period.

12. Notwithstanding any provision of law to the contrary, in any county **[**of the first classification**]** that has a charter form of government and that has a population of over nine hundred thousand inhabitants, all demolition costs incurred during the redevelopment of any former automobile manufacturing plant shall be allowable costs eligible for tax credits under sections 447.700 to 447.718 so long as the redevelopment of such former automobile manufacturing plant shall be projected to create at least two hundred fifty new jobs or at least three hundred retained jobs, or a combination thereof, as determined by the department of economic development. The amount of allowable costs eligible for tax credits shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development, provided that no tax credit shall be issued under this subsection until July 1, 2017. For purposes of this subsection, "former automobile manufacturing plant" means a redevelopment area that qualifies as an eligible project under section 447.700, that consists of at least one hundred acres, and that was used primarily for the manufacture of automobiles but, after 2007, ceased such manufacturing."; and

Further amend said bill, Page 14, Section 620.2020, Line 213, by inserting after all of said section and line the following:

"**[**135.680. 1. As used in this section, the following terms shall mean:

(1) "Adjusted purchase price", the product of:

(a) The amount paid to the issuer of a qualified equity investment for such qualified equity investment; and

(b) The following fraction:

a. The numerator shall be the dollar amount of qualified low-income community investments held by the issuer in this state as of the credit allowance date during the applicable tax year; and

b. The denominator shall be the total dollar amount of qualified low-income community investments held by the issuer in all states as of the credit allowance date during the applicable tax year;

c. For purposes of calculating the amount of qualified low-income community investments held by an issuer, an investment shall be considered held by an issuer even if the investment has been

sold or repaid; provided that the issuer reinvests an amount equal to the capital returned to or recovered by the issuer from the original investment, exclusive of any profits realized, in another qualified low-income community investment within twelve months of the receipt of such capital. An issuer shall not be required to reinvest capital returned from qualified low-income community investments after the sixth anniversary of the issuance of the qualified equity investment, the proceeds of which were used to make the qualified low-income community investment, and the qualified low-income community investment shall be considered held by the issuer through the seventh anniversary of the qualified equity investment's issuance;

(2) "Applicable percentage", zero percent for each of the first two credit allowance dates, seven percent for the third credit allowance date, and eight percent for the next four credit allowance dates;

(3) "Credit allowance date", with respect to any qualified equity investment:

(a) The date on which such investment is initially made; and

(b) Each of the six anniversary dates of such date thereafter;

(4) "Long-term debt security", any debt instrument issued by a qualified community development entity, at par value or a premium, with an original maturity date of at least seven years from the date of its issuance, with no acceleration of repayment, amortization, or prepayment features prior to its original maturity date, and with no distribution, payment, or interest features related to the profitability of the qualified community development entity or the performance of the qualified community development entity's investment portfolio. The foregoing shall in no way limit the holder's ability to accelerate payments on the debt instrument in situations where the issuer has defaulted on covenants designed to ensure compliance with this section or Section 45D of the Internal Revenue Code of 1986, as amended;

(5) "Qualified active low-income community business", the meaning given such term in Section 45D of the Internal Revenue Code of 1986, as amended; provided that any business that derives or projects to derive fifteen percent or more of its annual revenue from the rental or sale of real estate shall not be considered to be a qualified active low-income community business;

(6) "Qualified community development entity", the meaning given such term in Section 45D of the Internal Revenue Code of 1986, as amended; provided that such entity has entered into an allocation agreement with the Community Development Financial Institutions Fund of the U.S. Treasury Department with respect to credits authorized by Section 45D of the Internal Revenue Code of 1986, as amended, which includes the state of Missouri within the service area set forth in such allocation agreement;

(7) "Qualified equity investment", any equity investment in, or long-term debt security issued by, a qualified community development entity that:

(a) Is acquired after September 4, 2007, at its original issuance solely in exchange for cash;

(b) Has at least eighty-five percent of its cash purchase price used by the issuer to make qualified low-income community investments; and

(c) Is designated by the issuer as a qualified equity investment under this subdivision and is certified by the department of economic development as not exceeding the limitation contained in

subsection 2 of this section. This term shall include any qualified equity investment that does not meet the provisions of paragraph (a) of this subdivision if such investment was a qualified equity investment in the hands of a prior holder;

(8) "Qualified low-income community investment", any capital or equity investment in, or loan to, any qualified active low-income community business. With respect to any one qualified active low-income community business, the maximum amount of qualified low-income community investments made in such business, on a collective basis with all of its affiliates, that may be used from the calculation of any numerator described in subparagraph a. of paragraph (b) of subdivision (1) of this subsection shall be ten million dollars whether issued to one or several qualified community development entities;

(9) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or otherwise due under section 375.916 or chapter 147, 148, or 153;

(10) "Taxpayer", any individual or entity subject to the tax imposed in chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or the tax imposed in section 375.916 or chapter 147, 148, or 153.

2. A taxpayer that makes a qualified equity investment earns a vested right to tax credits under this section. On each credit allowance date of such qualified equity investment the taxpayer, or subsequent holder of the qualified equity investment, shall be entitled to a tax credit during the taxable year including such credit allowance date. The tax credit amount shall be equal to the applicable percentage of the adjusted purchase price paid to the issuer of such qualified equity investment. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the tax credit is claimed. No tax credit claimed under this section shall be refundable or transferable. Tax credits earned by a partnership, limited liability company, S-corporation, or other pass-through entity may be allocated to the partners, members, or shareholders of such entity for their direct use in accordance with the provisions of any agreement among such partners, members, or shareholders. Any amount of tax credit that the taxpayer is prohibited by this section from claiming in a taxable year may be carried forward to any of the taxpayer's five subsequent taxable years. The department of economic development shall limit the monetary amount of qualified equity investments permitted under this section to a level necessary to limit tax credit utilization at no more than twenty-five million dollars of tax credits in any fiscal year. Such limitation on qualified equity investments shall be based on the anticipated utilization of credits without regard to the potential for taxpayers to carry forward tax credits to later tax years.

3. The issuer of the qualified equity investment shall certify to the department of economic development the anticipated dollar amount of such investments to be made in this state during the first twelve-month period following the initial credit allowance date. If on the second credit allowance date, the actual dollar amount of such investments is different than the amount estimated, the department of economic development shall adjust the credits arising on the second allowance date to account for such difference.

4. The department of economic development shall recapture the tax credit allowed under this section with respect to such qualified equity investment under this section if:

(1) Any amount of the federal tax credit available with respect to a qualified equity investment that is eligible for a tax credit under this section is recaptured under Section 45D of the Internal Revenue Code of 1986, as amended; or

(2) The issuer redeems or makes principal repayment with respect to a qualified equity investment prior to the seventh anniversary of the issuance of such qualified equity investment. Any tax credit that is subject to recapture shall be recaptured from the taxpayer that claimed the tax credit on a return.

5. The department of economic development shall promulgate rules to implement the provisions of this section, including recapture provisions on a scaled proportional basis, and to administer the allocation of tax credits issued for qualified equity investments, which shall be conducted on a first-come, first-serve basis. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after September 4, 2007, shall be invalid and void.

6. For fiscal years following fiscal year 2010, qualified equity investments shall not be made under this section unless reauthorization is made pursuant to this subsection. For all fiscal years following fiscal year 2010, unless the general assembly adopts a concurrent resolution granting authority to the department of economic development to approve qualified equity investments for the Missouri new markets development program and clearly describing the amount of tax credits available for the next fiscal year, or otherwise complies with the provisions of this subsection, no qualified equity investments may be permitted to be made under this section. The amount of available tax credits contained in such a resolution shall not exceed the limitation provided under subsection 2 of this section. In any year in which the provisions of this section shall sunset pursuant to subsection 7 of this section, reauthorization shall be made by general law and not by concurrent resolution. Nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to the expiration of authority to make qualified equity investments from claiming tax credits relating to such qualified equity investment for each applicable credit allowance date.

7. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after September 4, 2007, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. However, nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to sunset of this section under the provisions of section 23.253 from claiming tax credits relating to such qualified equity investment for each credit allowance date.**]**

[135.682. 1. The director of the department of economic development or the director's designee shall issue letter rulings regarding the tax credit program authorized under section 135.680, subject to the terms and conditions set forth in this section. The director of the department of economic development may impose additional terms and conditions consistent with this section to requests for letter rulings by regulation promulgated under chapter 536. For the purposes of this section, the term "letter ruling" means a written interpretation of law to a specific set of facts provided by the applicant requesting a letter ruling.

2. The director or director's designee shall respond to a request for a letter ruling within sixty days of receipt of such request. The applicant may provide a draft letter ruling for the department's consideration. The applicant may withdraw the request for a letter ruling, in writing, prior to the issuance of the letter ruling. The director or the director's designee may refuse to issue a letter ruling for good cause, but must list the specific reasons for refusing to issue the letter ruling. Good cause includes, but is not limited to:

(1) The applicant requests the director to determine whether a statute is constitutional or a regulation is lawful;

(2) The request involves a hypothetical situation or alternative plans;

(3) The facts or issues presented in the request are unclear, overbroad, insufficient, or otherwise inappropriate as a basis upon which to issue a letter ruling; and

(4) The issue is currently being considered in a rulemaking procedure, contested case, or other agency or judicial proceeding that may definitely resolve the issue.

3. Letter rulings shall bind the director and the director's agents and their successors until such time as the taxpayer or its shareholders, members, or partners, as applicable, claim all of such tax credits on a Missouri tax return, subject to the terms and conditions set forth in properly published regulations. The letter ruling shall apply only to the applicant.

4. Letter rulings issued under the authority of this section shall not be a rule as defined in section 536.010 in that it is an interpretation issued by the department with respect to a specific set of facts and intended to apply only to that specific set of facts, and therefore shall not be subject to the rulemaking requirements of chapter 536.

5. Information in letter ruling requests as described in section 620.014 shall be closed to the public. Copies of letter rulings shall be available to the public provided that the applicant identifying information and otherwise protected information is redacted from the letter ruling as provided in subsection 1 of section 610.024.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.2005. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(4) "Department", the Missouri department of economic development;

(5) "Director", the director of the department of economic development;

(6) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(7) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely perform job duties within Missouri;

(8) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(9) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(10) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(11) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the

approval of the notice of intent;

(12) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(13) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(14) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(15) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program;

(16) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(17) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(18) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period;

(19) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(20) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(21) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(22) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(23) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

(a) Gambling establishments (NAICS industry group 7132);

(b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision;

(c) Food and drinking places (NAICS subsector 722);

(d) Public utilities (NAICS 221 including water and sewer services);

(e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;

(f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:

a. Certifies to the department that it plans to reorganize and not to liquidate; and

b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;

(g) Educational services (NAICS sector 61);

(h) Religious organizations (NAICS industry group 8131);

(i) Public administration (NAICS sector 92);

(j) Ethanol distillation or production;

(k) Biodiesel production; or

(l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is

not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

(24) "Related company", shall mean:

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;

b. Ownership of at least fifty percent of the capital or profits interest in such qualified company if it is a partnership or association;

c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(25) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(26) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(27) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(28) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(29) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold [or refunded] as provided for in this program;

(30) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages; and

(31) This section is subject to the provisions of section 196.1127.

620.2010. 1. In exchange for the consideration provided by the new tax revenues and other economic

stimuli that will be generated by the new jobs created, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 if:

(1) The qualified company creates ten or more new jobs, and the average wage of the new payroll equals or exceeds ninety percent of the county average wage;

(2) The qualified company creates two or more new jobs at a project facility located in a rural area, the average wage of the new payroll equals or exceeds ninety percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars of new capital investment at the project facility within two years; or

(3) The qualified company creates two or more new jobs at a project facility located within a zone designated under sections 135.950 to 135.963, the average wage of the new payroll equals or exceeds eighty percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars in new capital investment at the project facility within two years of approval.

2. In addition to any benefits available under subsection 1 of this section, the department may award a qualified company that satisfies subdivision (1) of subsection 1 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than six percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the following factors:

(1) The significance of the qualified company's need for program benefits;

(2) The amount of projected net fiscal benefit to the state of the project and the period in which the state would realize such net fiscal benefit;

(3) The overall size and quality of the proposed project, including the number of new jobs, new capital investment, proposed wages, growth potential of the qualified company, the potential multiplier effect of the project, and similar factors;

(4) The financial stability and creditworthiness of the qualified company;

(5) The level of economic distress in the area;

(6) An evaluation of the competitiveness of alternative locations for the project facility, as applicable; and

(7) The percent of local incentives committed.

3. Upon approval of a notice of intent to receive tax credits under subsections 2 and 5 of this section, the department and the qualified company shall enter into a written agreement covering the applicable

project period. The agreement shall specify, at a minimum:

(1) The committed number of new jobs, new payroll, and new capital investment for each year during the project period;

(2) The date or time period during which the tax credits shall be issued, which may be immediately or over a period not to exceed two years from the date of approval of the notice of intent;

(3) Clawback provisions, as may be required by the department; and

(4) Any other provisions the department may require.

4. In lieu of the benefits available under sections 1 and 2 of this section, and in exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created by the program, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 equal to:

(1) Six percent of new payroll for a period of five years from the date the required number of new jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred twenty percent of the county average wage of the county in which the project facility is located; or

(2) Seven percent of new payroll for a period of five years from the date the required number of jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred forty percent of the county average wage of the county in which the project facility is located.

[The department shall issue a refundable tax credit for] Any difference between the amount of benefit allowed under this subsection and the amount of withholding tax retained by the company, [in the event the withholding tax is not sufficient to provide the entire amount of benefit due to the qualified company under this subsection] **shall not be refunded**.

5. In addition to the benefits available under subsection 4 of this section, the department may award a qualified company that satisfies the provisions of subsection 4 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than three percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the factors provided under subsection 2 of this section.

6. No benefits shall be available under this section for any qualified company that has performed significant, project-specific site work at the project facility, purchased machinery or equipment related to

the project, or has publicly announced its intention to make new capital investment at the project facility prior to receipt of a proposal for benefits under this section or approval of its notice of intent, whichever occurs first."; and

Further amend said bill, Page 9, Section 620.2020, Line 40, by deleting all of said line and inserting in lieu thereof the following:

"but the department shall issue a **[**refundable**]** **nonrefundable** tax credit for the **[**full**]** amount of"; and

Further amend said bill and section, Page 12, Lines 144-146, by deleting all of said lines and inserting in lieu thereof the following:

"11. [The director of revenue shall issue a refund to the qualified company to the extent that] The amount of tax credits allowed under this program **that** exceeds the amount of the qualified company's tax liability under chapter 143 or 148 **shall not be refunded**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall include, in addition to any requirements provided by the enacting statutes of a particular credit program, the following information to be submitted to the department administering the tax credit:

(1) Name, address, and phone number of the applicant or applicants, and the name, address, and phone number of a contact person or agent for the applicant or applicants;

(2) Taxpayer type, whether individual, corporation, nonprofit or other, and taxpayer identification number, if applicable;

(3) Standard industry code, if applicable;

(4) Program name and type of tax credit, including the identity of any other state or federal program being utilized for the same activity or project; and

(5) Number of estimated jobs to be created, as a result of the tax credits, if applicable, separated by construction, part-time permanent, and full-time permanent.

2. In addition to the information required by subsection 1 of this section, an applicant for a community development tax credit shall also provide information detailing the title and location of the corresponding project, the estimated time period for completion of the project, and all geographic areas impacted by the project.

3. In addition to the information required by subsection 1 of this section, an applicant for a redevelopment tax credit shall also provide information detailing the location and legal description of the property, age of the structure, if applicable, whether the property is residential, commercial, or governmental, and the projected project cost, labor cost, and projected date of completion. Where a redevelopment tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be

sufficient to meet the requirements of this subsection.

4. In addition to the information required by subsection 1 of this section, an applicant for a business recruitment tax credit shall also provide information detailing the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the application, the number of employees projected to increase as a result of the completion of the project, and the estimated project cost.

5. In addition to the information required by subsection 1 of this section, an applicant for a training and educational tax credit shall also provide information detailing the name and address of the educational institution to be used, the average salary of workers to be served, the estimated project cost, and the number of employees and number of students to be served.

6. In addition to the information required by subsection 1 of this section, an applicant for a housing tax credit also shall provide information detailing the address, legal description, and fair market value of the property, and the projected labor cost and projected completion date of the project. Where a housing tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection. For the purposes of this subsection, "fair market value" means the value as of the purchase of the property or the most recent assessment, whichever is more recent.

7. In addition to the information required by subsection 1 of this section, an applicant for an entrepreneurial tax credit shall also provide information detailing the amount of investment and the names of the project, fund, and research project.

8. In addition to the information required by subsection 1 of this section, an applicant for an agricultural tax credit shall also provide information detailing the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. In addition to the information required by subsection 1 of this section, an applicant for an environmental tax credit shall also include information detailing the type of equipment, if applicable, purchased and any environmental impact statement, if required by state or federal law.

10. **In addition to the information required by subsection 1 of this section, an applicant for all tax credit programs, excluding the domestic and social tax credits, shall also include information detailing any political contributions in excess of twenty-five dollars made to a candidate committee, campaign committee, or a state political party committee, as these entities are defined under chapter 130, during the two years immediately prior to the application filing date . The administrating agency shall provide the information submitted under this subsection to the Missouri ethics commission. Such information shall be considered a public record under chapter 610.**

11. An administering agency may, by rule, require additional information to be submitted by an applicant. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be void.

[11.] **12.** Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the application requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

[12.] **13.** It shall be the duty of each administering agency to provide information to every applicant, at some time prior to authorization of an applicant's tax credit application, wherein the requirements of this section, the annual reporting requirements of section 135.805, and the penalty provisions of section 135.810 are described in detail."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued pursuant to this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

(1) Constructing entrance or exit ramps;

(2) Widening exterior or interior doorways;

(3) Widening hallways;

(4) Installing handrails or grab bars;

(5) Moving electrical outlets and switches;

(6) Installing stairway lifts;

(7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;

(8) Modifying hardware of doors; or

(9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, pursuant to this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same taxable year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, [2019] **2026**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed pursuant to this section exceed [one] **two** hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HCR 86.**

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE CONCURRENT RESOLUTION NO. 86

WHEREAS, Missouri was part of the 1803 Louisiana Purchase and became a state in 1821; and

WHEREAS, the terms of Missouri's statehood included that Missouri would be the only state north of the Mason-Dixon line that was a slave state; and

WHEREAS, the tensions in the nation regarding racial equality, or lack thereof, have played out in profound ways in the state of Missouri; and

WHEREAS, St. Louis, being situated on the Mississippi River, was uniquely positioned to be a destination for the slave trade; and

WHEREAS, tensions of human inequality are profoundly apparent in the history of the state; and

WHEREAS, when persons with African ancestry in Missouri sued for their freedom, such freedom was routinely granted; and

WHEREAS, the tension in the nation over the issue of slavery and human inequality resulted in Dred and Harriet Scott, persons with African ancestry, being denied freedom in this state in a decision by the Missouri Supreme Court on March 22, 1852, and such decision was affirmed by the United States Supreme Court on March 6, 1857; and

WHEREAS, the March 22, 1852, Dred Scott decision is a negative legacy for this state and antithetical to the nation's founding values, specifically the tenet that all men are created equal; and

WHEREAS, the Dred Scott decision's assertion that people of African ancestry "had for more than a century before been regarded as beings of an inferior order, and altogether unfit to associate with the white race, either in social or political relations; and so far inferior, that they had no rights which the white man was bound to respect; and that the negro might justly and lawfully be reduced to slavery for his benefit" was an expression of racism and a precursor to Jim Crow laws, which perpetrated over a century of injustice; and

WHEREAS, all political power is vested in and derived from the people, under God; and

WHEREAS, all government of right originates from the people, is founded upon their will only, and is instituted solely for the good of the whole; and

WHEREAS, all constitutional government is intended to promote the general welfare of all people; and

WHEREAS, all persons have a natural right to life, liberty, and the pursuit of happiness; and

WHEREAS, no person shall be deprived of life, liberty, or property without the due process of law; and

WHEREAS, all human beings are created equal and are entitled to equal rights and opportunity under the law; and

WHEREAS, Missouri will never again deny legal protection to a class of human beings on the grounds that they are less than human; and

WHEREAS, it is time to draw a line between Missouri's history which encompassed such inhumane and unfair treatment to our citizens, and the present and future Missouri which aims to be a place of equal treatment for all:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, the Senate concurring therein, hereby condemn the March 22, 1852, Dred Scott decision issued by the Missouri Supreme Court.

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Governor, the Clerk of the Supreme Court of Missouri, the justices of the Supreme Court of Missouri, and the members of the Missouri congressional delegation.

In which the concurrence of the Senate is respectfully requested.

President Pro Tem Richard assumed the Chair

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**; **SS** for **HB 1415**; **HB 1633**, with **SCS**; **HCS** for **HB 1868**, with **SCS**; **HCS** for **HB 2042**, with **SCS**; **HCS** for **HB 2249**, with **SCS**; **HCS** for **HBs 2277** and **1983**, with **SCS**; **HCS** for **HBs 2337** and **2272**, with **SCS**; and **HCS** for **HB 2540**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

PRIVILEGED MOTIONS

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 775**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 775

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate

Committee Substitute for Senate Bill No. 775, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 775;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dan Brown	/s/ Scott Fitzpatrick
Rob Schaaf	/s/ Justin Alferman
/s/ David Sater	/s/ David Wood
/s/ S. Kiki Curls	/s/ Kip Kendrick
/s/ Gina Walsh	/s/ Cora Faith Walker

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **HCS** for **SS** for **SCS** for **SB 775**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 775

An Act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Onder moved that the Senate refuse to concur in **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon and that the conferees be allowed to exceed the differences, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 2019**, entitled:

An Act to appropriate money for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

Was taken up by Senator Brown.

On motion of Senator Brown, **HCS** for **HB 2019** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Eigel—1

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

At the request of Senator Wallingford, **HCS** for **HB 1456,** with **SCS**, was placed on the Informal Calendar.

At the request of Senator Hegeman, **HCS** for **HB 1872** was placed on the Informal Calendar.

HB 1516, introduced by Representative Wiemann, entitled:

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

Was taken up by Senator Riddle.

President Parson assumed the Chair.

On motion of Senator Riddle, **HB 1516** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

At the request of Senator Riddle, **HCS** for **HB 1388**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Riddle, **HCS** for **HB 1719**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1461**, entitled:

An Act to repeal sections 452.375, 452.377, 589.660, 589.663, 589.664, 589.666, 589.669, 589.672, and 589.678, RSMo, and to enact in lieu thereof nine new sections relating to the address confidentiality program.

Was called from the Informal Calendar and taken up by Senator Rowden.

On motion of Senator Rowden, **HCS** for **HB 1461** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1484, introduced by Representative Brown, entitled:

An Act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date.

Was called from the Informal Calendar and taken up by Senator Romine.

On motion of Senator Romine, **HB 1484** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Emery—1

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HJR 59, introduced by Representative Brown, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

Was called from the Informal Calendar and taken up by Senator Romine.

On motion of Senator Romine, **HJR 59** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Emery—1

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Cunningham, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 1879**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1879

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 1879;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Lyndall Fraker	/s/ Mike Cunningham
/s/ Dan Houx	/s/ Sandy Crawford
/s/ Dan Shaul	/s/ Paul Wieland
/s/ Mary Nichols	/s/ Scott Sifton
/s/ Rory Rowland	/s/ Gina Walsh

Senator Cunningham moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Hummel	Schaaf	Schupp—3

Absent—Senator Nasheed—1

Absent with leave—Senator Libla—1

Vacancies—1

On motion of Senator Cunningham, **CCS** for **SS** for **SCS** for **HCS** for **HB 1879**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1879

An Act to repeal sections 30.270, 34.010, 34.165, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 137.225, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof sixteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Hummel	Schaaf	Schupp—3

Absent—Senator Nasheed—1

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1633, introduced by Representative Corlew, with **SCS**, entitled:

An Act to repeal section 556.046, RSMo, and to enact in lieu thereof one new section elating to convictions of included offenses.

Was taken up by Senator Dixon.

SCS for **HB 1633**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1633

An Act to repeal sections 105.478, 303.025, 400.9-501, 488.029, 556.036, 556.037, 556.046, 556.061, 576.040, 577.001, 577.010, 577.013, 577.014, 579.020, 579.065, 579.068, and 595.045, RSMo, and to enact in lieu thereof twenty-two new sections relating to criminal offenses, with penalty provisions.

Was taken up.

Senator Dixon moved that **SCS** for **HB 1633** be adopted.

Senator Dixon offered **SS** for **SCS** for **HB 1633**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1633

An Act to repeal sections 105.478, 303.025, 400.9-501, 488.029, 556.037, 556.046, 556.061, 563.011, 563.041, 567.050, 569.010, 569.140, 575.080, 576.040, 577.001, 577.010, 577.013, 577.014, 579.020, 579.065, 579.068, 595.045, and 610.140, RSMo, and to enact in lieu thereof thirty new sections relating to criminal offenses, with penalty provisions.

Senator Dixon moved that **SS** for **SCS** for **HB 1633** be adopted.

Senator Emery offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1633, Pages 20-21, Section 558.043, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Emery moved that the above amendment be adopted, which motion prevailed.

Senator Dixon moved that **SS** for **SCS** for **HB 1633**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SS** for **SCS** for **HB 1633**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senator Nasheed—1

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Munzlinger moved that **HB 1428**, with **SS**, **SA 1** and **SSA 1** for **SA 1** (pending), be called from the Informal Calendar and again taken up 3rd reading and final passage, which motion prevailed.

SSA 1 for **SA 1** was again taken up.

On motion of Senator Sifton, **SSA 1** for **SA 1** failed of adoption by the following vote:

YEAS—Senators

Curls	Emery	Holsman	Hummel	Koenig	Rizzo	Schupp
Sifton	Walsh—9					

NAYS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Hegeman
Hoskins	Kehoe	Munzlinger	Onder	Richard	Riddle	Romine
Rowden	Schaaf	Schatz	Wallingford	Wasson	Wieland—20	

Absent—Senators

Chappelle-Nadal	Nasheed	Sater—3

Absent with leave—Senator Libla—1

Vacancies—1

SA 1 was again taken up.

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Senator Munzlinger moved that **SS** for **HB 1428**, as amended, be adopted, which motion prevailed.

On motion of Senator Munzinger, **SS** for **HB 1428**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Schaaf
Schatz	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Emery	Schupp	Sifton—3

Absent—Senators

Chappelle-Nadal	Nasheed	Sater—3

Absent with leave—Senator Libla—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 652**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 100**, entitled:

An Act submitting to the qualified voters of Missouri, an amendment repealing section 10 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to the general assembly.

In which the concurrence of the Senate is respectfully requested.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 2080, regarding James A. Chenault, III, Esq., Rocheport, which was adopted.

Senator Crawford offered Senate Resolution No. 2081, regarding Antioch Christian Church, Pittsburg, which was adopted.

Senator Romine offered Senate Resolution No. 2082, regarding Paulette Pratt-Pickett, Cadet, which was adopted.

Senator Romine offered Senate Resolution No. 2083, regarding Sharon Roberts, Bonne Terre, which was adopted.

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Monday, May 14, 2018.

SENATE CALENDAR

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SEVENTIETH DAY–MONDAY, MAY 14, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland HCS for HJR 100

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 2042, with SCS (Dixon)
2. HCS for HB 1868, with SCS (Riddle)
3. HCS for HB 2249, with SCS (Riddle)
4. HCS for HB 2540, with SCS (Eigel)
5. HB 1446-Eggleston, with SCS (Koenig)
6. HCS for HBs 2337 & 2272, with SCS (Wieland)
7. HCS for HBs 2277 & 1983, with SCS (Schatz)
8. HCS for HB 2031 (Hoskins)
9. HCS for HB 1667, with SCS (Wallingford)
10. HCS for HB 1713, with SCS (Sater)
11. HB 1249-Plocher, with SCS (Dixon)
12. HB 1832-Cornejo, with SCS (Riddle)
13. HB 2347-Davis, with SCS (Wallingford)
14. HCS for HBs 2280, 2120, 1468 & 1616, with SCS (Sater) (In Fiscal Oversight)
15. HB 2562-Austin, with SCS (Dixon)
16. HB 1892-Wilson (Cierpiot)
17. HB 2208-Curtman, with SCS (Eigel)
18. HB 2039-Fraker (Cunningham)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)

SB 550-Wasson, with SCS

SBs 555 & 609-Brown, with SCS

SB 556-Brown, with SA 1 (pending)

SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
SS#2 for SCS for HCS for HBs 1288, 1377 & 2050 (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HCS for HB 1388, with SCS (Riddle)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
SS for HB 1415-Lauer (Wasson)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HCS for HB 1456, with SCS (Wallingford)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)

HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HB 1719-Grier, with SCS (Riddle)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HCS for HB 1872 (Hegeman)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HCS for HB 2129, with SS (pending) (Romine)
HB 2179-Richardson (Kehoe)
HCS for HB 2216, with SCS (Emery)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 549-Wasson, with HA 1, HA 3, HA 4, HA 5, as amended, HA 6, HA 7, HA 8, HA 9 & HA 10
SS#2 for SCS for SB 590-Hegeman, with HA 1
SS for SB 597-Riddle, with HCS, as amended
SCS for SB 769-Cunningham, with HCS
SCS for SBs 807 & 577-Wasson, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended
(Senate adopted CCR and passed CCS)
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended
SB 687-Sater, with HCS, as amended
SCS for SB 718-Eigel, with HCS, as amended
SB 743-Sater, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended
(Senate adopted CCR and passed CCS)
SB 806-Crawford, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
(Senate adopted CCR and passed CCS)

Requests to Recede or Grant Conference

SS for SCS for SBs 603, 576 & 898-Onder, with HCS, as amended
(Senate requests House recede or grant conference)
HB 1350-Smith (163), with SS for SCS, as amended (Rowden)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf
SR 2052-Schaaf
SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 50-Hegeman
SCR 53-Munzlinger
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

To be Referred

HCS for HCR 86

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTIETH DAY—MONDAY, MAY 14, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"His compassion fails not. They are new every morning." (Lamentations 3:22-23)

Gracious God, we are glad to be in Your presence, having arrived safely and ready to engage this final week together. We know by Your grace You count each here as Your child, children of the promise; so we ask that we may fully embrace these days remembering Your graciousness to us so that we might be gracious to those we encounter this day in gratitude to You for all you provide us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Friday, May 11, 2018 was read and approved.

Senator Kehoe announced photographers from KOMU-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

Absent—Senators—None

Absent with leave—Senators

Holsman	Libla—2

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Onder offered Senate Resolution No. 2084, regarding Robert Edward "Bob" Shanahan, O'Fallon, which was adopted.

Senator Kehoe offered Senate Resolution No. 2085, regarding David Steinmeyer, Jefferson City, which was adopted.

Senators Kehoe and Riddle offered Senate Resolution No. 2086, regarding the One Hundredth Anniversary of the Jefferson City Rotary Club, which was adopted.

Senator Hegeman offered Senate Resolution No. 2087, regarding Mary Ritko, which was adopted.

Senator Hegeman offered Senate Resolution No. 2088, regarding Leisa Bryson, King City, which was adopted.

Senator Hegeman offered Senate Resolution No. 2089, regarding Molly Livingston, which was adopted.

Senator Hegeman offered Senate Resolution No. 2090, regarding Cindy Whitney, which was adopted.

Senator Hegeman offered Senate Resolution No. 2091, regarding Virginia Neff, which was adopted.

Senator Hegeman offered Senate Resolution No. 2092, regarding Terri Clement, which was adopted.

Senator Hegeman offered Senate Resolution No. 2093, regarding Darbi Bauman, which was adopted.

Senator Hegeman offered Senate Resolution No. 2094, regarding Jodie Kurtz, which was adopted.

Senator Hegeman offered Senate Resolution No. 2095, regarding Brenda Ricks, which was adopted.

Senator Hegeman offered Senate Resolution No. 2096, regarding Wanda Bloom, which was adopted.

Senator Hegeman offered Senate Resolution No. 2097, regarding Cole Bird, which was adopted.

Senator Hegeman offered Senate Resolution No. 2098, regarding the Sixty-seventh Wedding Anniversary of Eugene and JoAnn Cooper, Stanberry, which was adopted.

Senator Hegeman offered Senate Resolution No. 2099, regarding the Fiftieth Wedding Anniversary of Don and Dorothy Clements, Hopkins, which was adopted.

On behalf of Senator Holsman, Senator Walsh offered Senate Resolution No. 2100, regarding Kansas City Chorus, which was adopted.

Senator Wasson offered Senate Resolution No. 2101, regarding Eagle Scout Spencer Davis, Nixa, which was adopted.

REFERRALS

President Pro Tem Richard referred **HCS** for **HCR 86** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SCS** for **SB 718**, as amended: Senators Eigel, Onder, Sater, Holsman and Nasheed.

PRIVILEGED MOTIONS

Senator Hegeman moved that **SS No. 2** for **SCS** for **SB 590**, with **HA 1**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Hegeman moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

At the request of Senator Hegeman, the above motion was withdrawn.

Senator Hegeman moved that the Senate refuse to concur in **HA 1** to **SS No. 2** for **SCS** for **SB 590** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

President Parson assumed the Chair.

Senator Nasheed and Senator Chappelle-Nadal were engaged in debate.

Senator Dixon raised a point of order that calling the motives of members into question is out of order, pursuant to U.S. Senate Rule 19.2, the usage of which is provided for in Senate Rule 97. The point of order was referred to the President Pro Tem who took it under advisement, which placed **SS No. 2** for **SCS** for **SB 590**, with **HA 1** and the point of order (pending), back on the Calendar.

HOUSE BILLS ON THIRD READING

At the request of Senator Dixon, **HCS** for **HB 2042**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Riddle, **HCS** for **HB 1868**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Riddle, **HCS** for **HB 2249**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Eigel, **HCS** for **HB 2540**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Koenig, **HB 1446**, with **SCS** was placed on the Informal Calendar.

HCS for **HBs 2337** and **2272**, with **SCS** was placed on the Informal Calendar.

HCS for **HBs 2277** and **1983**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Hoskins, **HCS** for **HB 2031** was placed on the Informal Calendar.

At the request of Senator Wallingford, **HCS** for **HB 1667**, with **SCS** was placed on the Informal Calendar.

HCS for **HB 1713**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Dixon, **HB 1249**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Riddle, **HB 1832**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Wallingford, **HB 2347**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Dixon, **HB 2562**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Cierpiot, **HB 1892** was placed on the Informal Calendar.

At the request of Senator Eigel, **HB 2208**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Cunningham, **HB 2039** was placed on the Informal Calendar.

HCS for **HB 2540**, with **SCS**, entitled:

An Act to repeal sections 32.087, 32.200, 34.040, 34.042, 34.044, 34.047, 34.353, 66.601, 66.620, 67.395, 67.525, 67.571, 67.576, 67.578, 67.581, 67.582, 67.583, 67.584, 67.712, 67.713, 67.729, 67.737, 67.738, 67.745, 67.782, 67.799, 67.997, 67.1300, 67.1303, 67.1305, 67.1545, 67.1712, 67.1713, 67.1775, 67.1959, 67.1971, 67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 100.286, 100.297, 135.025, 135.030, 135.110, 135.305, 135.313, 137.010, 143.011, 143.021, 143.022, 143.071, 143.151, 143.161, 143.171, 143.225, 143.261, 143.451, 143.461, 144.008, 144.010, 144.014, 144.030, 144.032, 144.043, 144.049, 144.060, 144.069, 144.070, 144.080, 144.083, 144.100, 144.121, 144.140, 144.210, 144.285, 144.517, 144.526, 144.600, 144.605, 144.635, 144.655, 144.710, 144.759, 144.761, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, 144.1015, 148.030, 148.140, 148.620, 184.845, 208.431, 208.432, 208.433, 208.434, 208.435, 208.436, 208.437, 208.1050, 221.407, 238.235, 238.410, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 301.025, 301.032, 301.041, 301.050, 301.055, 301.057, 301.058, 301.059, 301.061, 301.062, 301.063, 301.064, 301.065, 301.066, 301.067, 301.069, 301.114, 301.131, 301.134, 301.136, 301.140, 301.142, 301.144, 301.175, 301.190, 301.191, 301.192, 301.219, 301.227, 301.265, 301.266, 301.267, 301.300, 301.370, 301.380, 301.449, 301.457, 301.458, 301.459, 301.462, 301.463, 301.468, 301.469, 301.471, 301.472, 301.473, 301.474, 301.477, 301.481, 301.560, 301.562, 301.566, 301.580, 301.711, 301.3032, 301.3040, 301.3043, 301.3045, 301.3047, 301.3049, 301.3050, 301.3051, 301.3052, 301.3053, 301.3054, 301.3055, 301.3060, 301.3061, 301.3062, 301.3065, 301.3074, 301.3075, 301.3076, 301.3077, 301.3078, 301.3079, 301.3080, 301.3082, 301.3084, 301.3086, 301.3087, 301.3088, 301.3089, 301.3092, 301.3093, 301.3094, 301.3095, 301.3096, 301.3097, 301.3098, 301.3099, 301.3101, 301.3102, 301.3103, 301.3105, 301.3106, 301.3107, 301.3109, 301.3115, 301.3117, 301.3118, 301.3119, 301.3122, 301.3123, 301.3124, 301.3125, 301.3126, 301.3128, 301.3129, 301.3130, 301.3131, 301.3132, 301.3133, 301.3137, 301.3139, 301.3141, 301.3143, 301.3144, 301.3145, 301.3146, 301.3147, 301.3150, 301.3154, 301.3161, 301.3162, 301.3163, 301.3165, 301.3166, 301.3167, 301.3168, 301.3169, 301.3170, 301.3172, 301.3173, 301.4000, 302.140, 302.177, 302.178, 302.181, 302.185, 302.286, 302.304, 302.312, 302.420, 302.541, 302.720, 302.735, 306.015, 306.016, 306.030, 306.031, 306.060, 306.127, 306.435, 306.535, 306.550, 313.826, 313.905, 313.935, 320.093, 479.368, and 644.032, RSMo, and to enact in lieu thereof two hundred eighty-five new sections relating to state revenues, with a contingent effective date for certain sections, a delayed effective date for certain sections, and penalty provisions.

Was called from the Informal Calendar and taken up by Senator Eigel.

SCS for **HCS** for **HB 2540**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2540

An Act to repeal sections 143.011, 143.022, 143.151, 143.161, and 143.171, RSMo, and to enact in lieu thereof six new sections relating to individual income taxes, with an effective date for certain sections and a contingent effective date for a certain section.

Was taken up.

President Pro Tem Richard assumed the Chair.

Senator Eigel moved that **SCS** for **HCS** for **HB 2540** be adopted.

Senator Schatz offered **SS** for **SCS** for **HCS** for **HB 2540**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2540

An Act to repeal sections 142.803, 143.011, 143.022, 143.151, 143.161, and 143.171, RSMo, and to enact in lieu thereof seven new sections relating to taxation, with a referendum clause.

Senator Schatz moved that **SS** for **SCS** for **HCS** for **HB 2540** be adopted.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2540, Page 1, In the Title, Line 4, by inserting after the word "taxation" the following:

"**of Missouri's hard-working citizens**"

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Schatz, **SS** for **SCS** for **HCS** for **HB 2540** was withdrawn, rendering **SA 1** moot.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2540, Page 1, In the Title, Lines 4-5 of the title, by striking said lines and inserting in lieu thereof the following: "an effective date."; and

Further amend said bill, Page 2, Section 143.011, Lines 47-49, by striking said lines; and

Further amend said bill and section, Page 3, Lines 50-69, by striking said lines; and further amend said section by renumbering the subsections accordingly; and

Further amend said bill, Page 9, Section B, Lines 1-2, by striking "The repeal and reenactment of sections 143.011, 143.022, 143.151, 143.161, and 143.171" and inserting in lieu thereof the following: "Section A"; and

Further amend said bill and page, Section C, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

President Parson assumed the Chair.

Senator Eigel offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2540, Page 1,

In the Title, Lines 4-5 of the title, by striking said lines and inserting in lieu thereof the following: "an effective date."; and

Further amend said bill, page 2, section 143.011, lines 47-49, by striking said lines; and

Further amend said bill and section, Page 3, Lines 50-69, by striking said lines; and further amend said section by renumbering the remaining subsections accordingly; and

Further amend said bill, pages 7-9, section 143.177, by striking all of said section from the bill; and

Further amend said bill, page 9, Section B, Lines 1-2, by striking "The repeal and reenactment of sections 143.011, 143.022, 143.151, 143.161, and 143.171" and inserting in lieu thereof the following: "Section A"; and

Further amend said bill and page, Section C, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above substitute amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

At the request of Senator Eigel, **HCS** for **HB 2540**, with **SCS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 951**, entitled:

An Act to repeal sections 191.227, 197.052, 197.305, 210.070, 536.031, and 577.029, RSMo, and to enact in lieu thereof six new sections relating to health care.

With House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4, 5 and 6.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 951, Page 1, Section 191.227, Line 6, by deleting the phrase "**For the purposes of this subsection,**" and

Further amend said bill and section, Page 2, Line 27, by inserting at the end of said line a hard return and the following:

"**Such fee shall be the fee in effect on February 1, 2018, increased or decreased annually under this section.**"; and

Further amend said bill, Section 197.305, Pages 4 and 5, Lines 44 to 51, by deleting said lines and inserting in lieu thereof the following:

"(e) Any change in licensed bed capacity of a health care facility **licensed under chapter 198** which increases the total number of beds by more than ten or more than ten percent of total bed capacity,

whichever is less, over a two-year period**, provided that any such health care facility seeking an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such increase only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters**;"; and

Further amend said bill, Page 6, Section 577.029, Line 1, by deleting the numeral "**1.**"; and

Further amend said bill, page, and section, Line 3, by deleting the words, "[shall] **may**" and inserting in lieu thereof the word, "shall"; and

Further amend said section, Pages 6 and 7, Lines 5 and 6, by deleting all of said lines and inserting in lieu thereof the following:

"the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be"; and

Further amend said section, Page 7, Lines 13-16, by deleting all of said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"**9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Bill No. 951, Page 10, Line 28, by inserting after all of said line the following:

"**13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 951, Page , Section , Line ,

Amend House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".**"; and

Further amend said bill, Page 3, Section 191.227, Line 72, by inserting after all of said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the

laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335.

208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**any provider of medical services and mental health services, including all other medical disciplines**] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[(2)**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.

3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.

4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.

5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that**

would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 5, Section 197.305, Line 68, by inserting after all of said line the following:

"208.677. **[**1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:

(1) An office of a physician or health care provider;

(2) A hospital;

(3) A critical access hospital;

(4) A rural health clinic;

(5) A federally qualified health center;

(6) A long-term care facility licensed under chapter 198;

(7) A dialysis center;

(8) A Missouri state habilitation center or regional office;

(9) A community mental health center;

(10) A Missouri state mental health facility;

(11) A Missouri state facility;

(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;

(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;

(14) A school;

(15) The MO HealthNet recipient's home;

(16) A clinical designated area in a pharmacy; or

(17) A child assessment center as described in section 210.001.

2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 5, Section 210.070, Line 8, by inserting after all of said section and line the following:

"217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**Step 1 and**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**steps**] step** of any other board-approved medical licensing examination within the **[**two-year**] three-year** period immediately preceding application for licensure as an assistant physician, **[**but in no event more than**] or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding **[**two-year**] three-year** period unless when such **[**two-year**] three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements

during his or her licensure period.**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**P.L.**]** **Pub. L.** 95-210 **[**,**]** **(42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant

physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than [three] **six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and

assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic

controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced

practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**three**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section**.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review

of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including

how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**three**]** **six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as

provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for

initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**or**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative

psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the

applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial-

or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

[(4)**] (5)** The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

[(5)**] (6)** The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive

for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders **[**except for chemical dependency**]**;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill, Page 7, Section 577.029, Line 16, by inserting after all of said section and line the following:

"**630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".**

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

(1) Engage in community education;

(2) Engage in professional education outreach programs with local treatment providers;

(3) Serve as a liaison to courts;

(4) Serve as a liaison to addiction support organizations;

(5) Provide educational outreach to schools;

(6) Treat physical ailments of patients in an addiction treatment program or considering entering such a program;

(7) Refer patients to treatment centers;

(8) Assist patients with court and social service obligations;

(9) Perform other functions as authorized by the department; and

(10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician**

assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[(18)**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[(19)**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(20)**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[(21)**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[(22)**]** **(25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[(23)**]** **(26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

[208.671. 1. As used in this section and section 208.673, the following terms shall mean:

(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;

(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;

(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;

(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;

(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;

(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;

(7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;

(8) "Telehealth", as that term is defined in section 191.1145;

(9) "Treating provider", a provider who:

(a) Evaluates a participant;

(b) Determines the need for a consultation;

(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and

(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.

2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:

(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;

(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;

(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;

(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;

(5) Security and privacy of such digital files;

(6) Participant consent for asynchronous store-and-forward services; and

(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.

Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.

4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.**]**

[208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.

2. The committee shall be comprised of the following members:

(1) The director of the MO HealthNet division, or the director's designee;

(2) The medical director of the MO HealthNet division;

(3) A representative from a Missouri institution of higher education with expertise in telehealth;

(4) A representative from the Missouri office of primary care and rural health;

(5) Two board-certified specialists licensed to practice medicine in this state;

(6) A representative from a hospital located in this state that utilizes telehealth;

(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;

(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;

(9) A dentist licensed to practice in this state; and

(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.

3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three-year terms, three members to serve two-year terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.

4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.

5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the

unexpired term.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.**]**

[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:

(1) Physicians, assistant physicians, and physician assistants;

(2) Advanced practice registered nurses;

(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;

(4) Psychologists and provisional licensees;

(5) Pharmacists;

(6) Speech, occupational, or physical therapists;

(7) Clinical social workers;

(8) Podiatrists;

(9) Optometrists;

(10) Licensed professional counselors; and

(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 951, Page 5, Section 197.305, Line 68, by inserting immediately after said section and line the following:

"208.217. 1. As used in this section, the following terms mean:

(1) "Data match", a method of comparing the department's information with that of another entity and identifying those records which appear in both files. This process is accomplished by a computerized comparison by which both the department and the entity utilize a computer readable electronic media format;

(2) "Department", the Missouri department of social services;

(3) "Entity":

(a) Any insurance company as defined in chapter 375 or any public organization or agency transacting or doing the business of insurance; or

(b) Any health service corporation or health maintenance organization as defined in chapter 354 or any other provider of health services as defined in chapter 354;

(c) Any self-insured organization or business providing health services as defined in chapter 354; or

(d) Any third-party administrator (TPA), administrative services organization (ASO), or pharmacy benefit manager (PBM) transacting or doing business in Missouri or administering or processing claims or benefits, or both, for residents of Missouri;

(4) "Individual", any applicant or present or former participant receiving public assistance benefits under sections 208.151 to 208.159 **or a person receiving department of mental health services for the purposes of subsection 9 of this section**;

(5) "Insurance", any agreement, contract, policy plan or writing entered into voluntarily or by court or administrative order providing for the payment of medical services or for the provision of medical care to or on behalf of an individual;

(6) "Request", any inquiry by the MO HealthNet division for the purpose of determining the existence of insurance where the department may have expended MO HealthNet benefits.

2. The department may enter into a contract with any entity, and the entity shall, upon request of the department of social services, inform the department of any records or information pertaining to the insurance of any individual.

3. The information which is required to be provided by the entity regarding an individual is limited to those insurance benefits that could have been claimed and paid by an insurance policy agreement or plan with respect to medical services or items which are otherwise covered under the MO HealthNet program.

4. A request for a data match made by the department pursuant to this section shall include sufficient information to identify each person named in the request in a form that is compatible with the record-keeping methods of the entity. Requests for information shall pertain to any individual or the person legally responsible for such individual and may be requested at a minimum of twice a year.

5. The department shall reimburse the entity which is requested to supply information as provided by this section for actual direct costs, based upon industry standards, incurred in furnishing the requested information and as set out in the contract. The department shall specify the time and manner in which information is to be delivered by the entity to the department. No reimbursement will be provided for information requested by the department other than by means of a data match.

6. Any entity which has received a request from the department pursuant to this section shall provide the requested information in compliance with HIPPAA required transactions within sixty days of receipt of the request. Willful failure of an entity to provide the requested information within such period shall result in liability to the state for civil penalties of up to ten dollars for each day thereafter. The attorney general shall, upon request of the department, bring an action in a circuit court of competent jurisdiction to

recover the civil penalty. The court shall determine the amount of the civil penalty to be assessed. A health insurance carrier, including instances where it acts in the capacity of an administrator of an ASO account, and a TPA acting in the capacity of an administrator for a fully insured or self-funded employer, is required to accept and respond to the HIPPAA ANSI standard transaction for the purpose of validating eligibility.

7. The director of the department shall establish guidelines to assure that the information furnished to any entity or obtained from any entity does not violate the laws pertaining to the confidentiality and privacy of an applicant or participant receiving MO HealthNet benefits. Any person disclosing confidential information for purposes other than set forth in this section shall be guilty of a class A misdemeanor.

8. The application for or the receipt of benefits under sections 208.151 to 208.159 shall be deemed consent by the individual to allow the department to request information from any entity regarding insurance coverage of said person.

9. The provisions of this section that apply to the department of social services shall also apply to the department of mental health when contracting with any entity to supply information as provided for in this section regarding an individual receiving department of mental health services."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"58.451. 1. When any person, in any county in which a coroner is required by section 58.010, dies and there is reasonable ground to believe that such person died as a result of:

(1) Violence by homicide, suicide, or accident;

(2) Criminal abortions, including those self-induced;

(3) Some unforeseen sudden occurrence and the deceased had not been attended by a physician during the thirty-six-hour period preceding the death;

(4) In any unusual or suspicious manner;

(5) Any injury or illness while in the custody of the law or while an inmate in a public institution[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the coroner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the coroner or deputy coroner shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death, including whether by the act of man, and the manner of death. The coroner or deputy coroner may take the names and addresses of witnesses to the death and shall file this information in the coroner's office. The coroner or deputy coroner shall take possession of all property of value found on the body, making exact inventory of such property on the report and shall direct the return of such property to the person entitled to its custody or possession. The coroner or deputy coroner shall take possession of any object or article which, in the coroner's or the deputy coroner's opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall immediately contact the county coroner. Immediately upon receipt of such notification, the coroner or the coroner's deputy shall make the determination if further investigation is necessary, based on information provided by the individual contacting the coroner, and immediately advise such individual of the coroner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the coroner within twenty-four hours of the death.

[3.] **4.** Upon taking charge of the dead body and before moving the body the coroner shall notify the police department of any city in which the dead body is found, or if the dead body is found in the unincorporated area of a county governed by the provisions of sections 58.451 to 58.457, the coroner shall notify the county sheriff or the highway patrol and cause the body to remain unmoved until the police department, sheriff or the highway patrol has inspected the body and the surrounding circumstances and carefully noted the appearance, the condition and position of the body and recorded every fact and circumstance tending to show the cause and manner of death, with the names and addresses of all known witnesses, and shall subscribe the same and make such record a part of the coroner's report.

[4.] **5.** In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the coroner, upon being advised of such facts, may at the coroner's own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

[5.] **6.** The coroner may certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death or when a physician is unavailable to sign a certificate of death.

[6.] **7.** When the cause of death is established by the coroner, the coroner shall file a copy of the findings in the coroner's office within thirty days.

[7.] **8.** If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner determines that a further examination is necessary in the public interest, the coroner on the coroner's own authority may make or cause to be made an autopsy on the body. The coroner may on the coroner's own authority employ the services of a pathologist, chemist, or other expert to aid in the examination of the body or of substances supposed to have caused or contributed to death, and if the pathologist, chemist, or other expert is not already employed by the city or county for the discharge of such services, the pathologist, chemist, or other expert shall, upon written authorization of the coroner, be allowed reasonable compensation, payable by the city or county, in the manner provided in section 58.530. The coroner shall, at the time of the autopsy, record or cause to be recorded each fact and circumstance tending to show the condition of the body and the cause and manner of death.

[8.] **9.** If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner considers a further inquiry and examination necessary in the public interest, the coroner shall make out the coroner's warrant directed to the sheriff of the city or county requiring the sheriff forthwith to summon six good and lawful citizens of the county to appear before the coroner, at the time and place expressed in the warrant, and to inquire how and by whom the deceased died.

[9.] **10.** (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility**,** the place which the person is determined to be dead shall be considered the place of death and the county coroner or medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may with authorization of the coroner or medical examiner from the original transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the original transferring county. The coroner or medical examiner from the original transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner of the county where a person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person, and shall make available information and records obtained for investigation of the death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[10.] **11.** There shall not be any statute of limitations or time limits on the cause of death when death is the final result or determined to be caused by homicide, suicide, accident, child fatality, criminal abortion including those self-induced, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead. The final investigation of death in determining the cause and matter of death shall revert to the county of origin, and the coroner or medical examiner of such county shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[11.] **12.** Except as provided in subsection [9] **10** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

[12.] **13.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation.

58.720. 1. When any person dies within a county having a medical examiner as a result of:

(1) Violence by homicide, suicide, or accident;

(2) Thermal, chemical, electrical, or radiation injury;

(3) Criminal abortions, including those self-induced;

(4) Disease thought to be of a hazardous and contagious nature or which might constitute a threat to public health; or when any person dies:

(a) Suddenly when in apparent good health;

(b) When unattended by a physician, chiropractor, or an accredited Christian Science practitioner, during the period of thirty-six hours immediately preceding his death;

(c) While in the custody of the law, or while an inmate in a public institution;

(d) In any unusual or suspicious manner[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the office of the medical examiner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the medical examiner or his designated assistant shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death. He may take the names and addresses of witnesses to the death and shall file this information in his office. The medical examiner or his designated assistant shall take possession of all property of value found on the body, making exact inventory thereof on his report and shall direct the return of such property to the person entitled to its custody or possession. The medical examiner or his designated assistant examiner shall take possession of any object or article which, in his opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall contact the county medical examiner. Immediately upon receipt of such notification, the medical examiner or the medical examiner's deputy shall make a determination if further investigation is necessary, based on information provided by the individual contacting the medical examiner, and immediately advise such individual of the medical examiner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the medical examiner within twenty-four hours of the death.

[3.] **4.** In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the medical examiner, upon being advised of such facts, may at his own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

[4.] **5.** The medical examiner shall certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death, and may sign a certificate of death in the case of any death.

[5.] **6.** When the cause of death is established by the medical examiner, he shall file a copy of his findings in his office within thirty days after notification of the death.

[6.] **7.** (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or the medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may, with authorization of the coroner or medical examiner from the transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the transferring county. The coroner or medical examiner from the transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner, or the county where a person is determined to be dead, shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person and shall make available information and records obtained for investigation of death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[7.] **8.** There shall not be any statute of limitations or time limits on cause of death when death is the final result or determined to be caused by homicide, suicide, accident, criminal abortion including those self-induced, child fatality, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead, but the final investigation of death determining the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[8.] **9.** Except as provided in subsection [6] **7** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

[9.] **10.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 951, Page 5, Section 210.070, Line 8, by inserting immediately after said line the following:

"**334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:**

(1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;

(2) "Board", the state board of registration for the healing arts;

(3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;

(4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;

(5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, dentistry, or a certified registered nurse anesthetist in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;

(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. 1. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Any authority granted to the board or the advisory committee to adopt or promulgate rules or to establish the scope of practice for the licensure issued by the board shall not include the authority to define, regulate, or interpret the scope of practice of any profession not licensed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 581**, entitled:

An Act to repeal sections 512.180, 535.030, 535.110, 535.170, 535.200, 535.210, and 535.300, RSMo, and to enact in lieu thereof seven new sections relating to landlord tenant actions.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 871**, entitled:

An Act to repeal sections 478.375, 478.600, 478.625, and 488.2250, RSMo, and to enact in lieu thereof three new sections relating to court administration.

With House Amendment Nos. 1 and 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 871, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"455.513. 1. **The court may immediately issue an ex parte order of protection** upon the filing of a verified petition under sections 455.500 to 455.538, for good cause shown in the petition, and upon finding that**:**

(1) No prior order regarding custody **involving the respondent and the child** is pending or has been made**;** or [that]

(2) The respondent is less than seventeen years of age[, the court may immediately issue an ex parte order of protection].

An immediate and present danger of domestic violence, stalking, or sexual assault to a child shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall be in effect until the time of the hearing. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.505.

2. Upon the entry of the ex parte order of protection, the court shall enter its order appointing a guardian ad litem or court-appointed special advocate to represent the child victim.

3. If the allegations in the petition would give rise to jurisdiction under section 211.031, the court may direct the children's division to conduct an investigation and to provide appropriate services. The division shall submit a written investigative report to the court and to the juvenile officer within thirty days of being ordered to do so. The report shall be made available to the parties and the guardian ad litem or court-appointed special advocate.

4. If the allegations in the petition would give rise to jurisdiction under section 211.031 because the respondent is less than seventeen years of age, the court may issue an ex parte order and shall transfer the case to juvenile court for a hearing on a full order of protection. Service of process shall be made pursuant to section 455.035."; and

Further amend said bill, Page 2, Section 478.625, Line 7, by inserting immediately after said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement**

of criminal records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 871, Page 3, Section 488.2250, Line 19, by inserting after all of said section and line the following:

"516.105. **1.** All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the

state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

MESSAGES FROM THE GOVERNOR

Senator Kehoe inquired of the President as to whether Messages from the Governor had been received by the Secretary of the Senate; and if messages were received, that the reading be waived and they be printed in the Journal.

Senator Romine rose to object to the acceptance and printing of the message and further moved that the message from the Governor received by the Secretary of the Senate's office on May 11, 2018, regarding appointments to the State Board of Education be rejected, not be printed in the Journal, and be returned to the Governor, which motion prevailed.

RESOLUTIONS

Senator Nasheed offered Senate Resolution No. 2102, regarding Wanda Leach, which was adopted.

Senator Nasheed offered Senate Resolution No. 2103, regarding Herbert Michael Ford Sr., St. Louis, which was adopted.

Senator Nasheed offered Senate Resolution No. 2104, regarding Mila SSekasozi, which was adopted.

Senator Nasheed offered Senate Resolution No. 2105, regarding Lena Ann Jones, which was adopted.

Senator Hummel offered Senate Resolution No. 2106, regarding Dave Lalumondier, Crystal City, which was adopted.

Senator Hummel offered Senate Resolution No. 2107, regarding John Patrick "Jack" Wells, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 2108, regarding Lambert E. Behlmann, Florissant, which was adopted.

Senator Walsh offered Senate Resolution No. 2109, regarding William L. "Bill" Spurgeon, Florissant, which was adopted.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SEVENTY-FIRST DAY–TUESDAY, MAY 15, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland

HCS for HJR 100

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

HCS for HBs 2280, 2120, 1468 & 1616, with SCS (Sater) (In Fiscal Oversight)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1249-Plocher, with SCS (Dixon)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
SS#2 for SCS for HCS for HBs 1288, 1377 & 2050 (Dixon)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HCS for HB 1388, with SCS (Riddle)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)

SS for HB 1415-Lauer (Wasson)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HB 1446-Eggleston, with SCS (Koenig)
HCS for HB 1456, with SCS (Wallingford)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HCS for HB 1667, with SCS (Wallingford)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HCS for HB 1713, with SCS (Sater)
HB 1719-Grier, with SCS (Riddle)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HB 1832-Cornejo, with SCS (Riddle)
HCS for HB 1868, with SCS (Riddle)
HCS for HB 1872 (Hegeman)
HB 1892-Wilson (Cierpiot)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HCS for HB 2031 (Hoskins)
HB 2039-Fraker (Cunningham)
HCS for HB 2042, with SCS (Dixon)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HCS for HB 2129, with SS (pending) (Romine)
HB 2179-Richardson (Kehoe)
HB 2208-Curtman, with SCS (Eigel)
HCS for HB 2216, with SCS (Emery)
HCS for HB 2249, with SCS (Riddle)
HCS for HBs 2277 & 1983, with SCS (Schatz)
HCS for HBs 2337 & 2272, with SCS (Wieland)
HB 2347-Davis, with SCS (Wallingford)
HCS for HB 2540, with SCS (pending) (Eigel)
HB 2562-Austin, with SCS (Dixon)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 549-Wasson, with HA 1, HA 3, HA 4, HA 5, as amended, HA 6, HA 7, HA 8, HA 9 & HA 10
SB 581-Libla, with HCS
SS#2 for SCS for SB 590-Hegeman, with HA 1 & point of order (pending)
SS for SB 597-Riddle, with HCS, as amended
SCS for SB 769-Cunningham, with HCS
SCS for SBs 807 & 577-Wasson, with HCS, as amended
SB 871-Romine, with HCS, as amended
SB 951-Crawford, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended
SB 687-Sater, with HCS, as amended
SCS for SB 718-Eigel, with HCS, as amended

SB 743-Sater, with HCS, as amended
SS for SCS for SB 775-Brown, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 806-Crawford, with HCS, as amended
SS for SCS for SB 826-Sater, with HCS, as amended
SS for SB 870-Hegeman, with HCS, as amended
(Senate adopted CCR and passed CCS)

Requests to Recede or Grant Conference

SS for SCS for SBs 603, 576 & 898-Onder, with HCS, as amended
(Senate requests House recede or grant conference)
HB 1350-Smith (163), with SS for SCS, as amended (Rowden)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf
SR 2052-Schaaf
SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)
SCR 50-Hegeman
SCR 53-Munzlinger
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-FIRST DAY—TUESDAY, MAY 15, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"So whether we are at home or absent, we make it our aim to be pleasing to God." (II Corinthians 5:9).

Heavenly Father, These words are our test of service in our lives as believers in You our God. This standard for us drive us to do our work and all that we do here or at home to the very best of our ability. We bear with pride to pick up on what has gone before us so we may carry forth this work for the future that is unfolding before us. We do so with gratitude to You to be able to do such important work. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 2110, regarding Harry E. Behlmann, St. Charles, which was adopted.

Senator Sifton offered Senate Resolution No. 2111, regarding Cornelius Eugene "Connie" Coughlin, Saint Louis, which was adopted.

Senator Cunningham offered Senate Resolution No. 2112, regarding Norma J. Stillings, Ava, which was adopted.

Senator Cunningham offered Senate Resolution No. 2113, regarding Barbara Gatewood, Doniphan, which was adopted.

Senator Cunningham offered Senate Resolution No. 2114, regarding Gene Hancock, West Plains, which was adopted.

Senator Cunningham offered Senate Resolution No. 2115, regarding DOCO, Incorporated, Sheltered Workshop, Ava, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Pro Tem Richard assumed the Chair.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HB 1460**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following reports:

Mr. President: Your Committee on Government Reform, to which was referred **HCS** for **HB 2140**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Government Reform, to which was referred **HB 1517**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HB 1625**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HB 2117**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 1800**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Romine, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HB 1675**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which were referred **HB 1421** and **HB 1371**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1265**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 1300**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HB 1349**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **HB 1469**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 28**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

HOUSE BILLS ON THIRD READING

Senator Romine moved that **HCS** for **HB 2129**, with **SS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HCS** for **HB 2129** was again taken up.

At the request of Senator Romine, **SS** for **HCS** for **HB 2129** was withdrawn.

Senator Romine offered **SS No. 2** for **HCS** for **HB 2129**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2129

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

Senator Romine moved that **SS No. 2** for **HCS** for **HB 2129** be adopted, which motion prevailed.

On motion of Senator Romine, **SS No. 2** for **HCS** for **HB 2129** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Koenig—1

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 2562, introduced by Representative Austin, with **SCS**, entitled:

An Act to repeal sections 208.151, 217.703, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 488.2230, 488.5358, and 577.001, RSMo, and to enact in lieu thereof fifteen new sections relating to treatment courts.

Was called from the Informal Calendar and taken up by Senator Dixon.

SCS for **HB 2562**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2562

An Act to repeal sections 82.1025, 82.1027, 82.1028, 143.783, 208.151, 217.703, 302.321, 302.341, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.353, 479.359, 479.360, 488.2230, 488.2250, 488.5358, and 577.001, RSMo, and to enact in lieu thereof twenty-eight new sections relating to courts, with existing penalty provisions.

Was taken up.

Senator Dixon moved that **SCS** for **HB 2562** be adopted.

Senator Dixon offered **SS** for **SCS** for **HB 2562**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2562

An Act to repeal sections 82.1025, 82.1027, 82.1028, 208.151, 217.703, 302.321, 302.341, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 488.2230, 488.2250, 488.5358, 514.040, and 577.001, RSMo, and to enact in lieu thereof thirty new sections relating to courts, with existing penalty provisions.

Senator Dixon moved that **SS** for **SCS** for **HB 2562** be adopted.

Senator Nasheed offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 56, Section 479.360, Line 15 of said page, by inserting immediately after said line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of **[**his**]** **the** office thereto, or if none be provided, then his **or her** private seal; keep a perfect account of all moneys coming into his **or her** hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**"; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted, which motion prevailed.

Senator Schaaf offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 26, Section 302.341, Line 9 of said page, by inserting after all of said line the following:

"452.430. **Notwithstanding section 109.180 to the contrary,** all pleadings and filings in a dissolution of marriage, legal separation, or modification proceeding filed more than seventy-two years prior to the time a request for inspection is made may be made available to the public. Any pleadings, other than the interlocutory or final judgment or any modification thereof, in a dissolution of marriage, legal separation, or modification proceeding filed prior to August 28, 2009, but less than seventy-two years prior to the time a request for inspection is made, shall be subject to inspection only by the parties, an attorney of record, the family support division within the department of social services when services are being provided under section 454.400, the attorney general or his or her designee, a person or designee of a person licensed and acting under chapter 381 who shall keep any information obtained confidential, except as necessary to the performance of functions required by chapter 381, or upon order of the court for good cause shown. Such persons may receive or make copies of documents without the clerk being required to redact the Social Security number, unless the court specifically orders the clerk to do otherwise. The clerk shall redact the Social Security number from any copy of a judgment or satisfaction of judgment before releasing the copy of the interlocutory or final judgment or satisfaction of judgment to the public."; and

Further amend said bill and page, section 476.175, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted, which motion prevailed.

Under the provisions of Senate Rule 91, Senator Sifton requested unanimous consent to be excused from voting on amendments, adoption of **SS** for **SCS** for **HB 2562**, as amended, and 3rd reading of **SS** for **SCS** for **HB 2562**, as amended, which request was granted.

Senator Onder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13 of said page, by inserting immediately after said line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening

for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13 of said page, by inserting after all of said line the following:

"516.105. **1.** All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition.

If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 66, Section 577.001, Line 24, by inserting after all of said line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted.

Senator Dixon raised the point of order that **SA 5** is out of order in that it goes beyond the scope of the bill. The point of order was referred to the President Pro Tem.

At the request of Senator Hegeman, **SA 5** was withdrawn, rendering the point of order moot.

Senator Onder offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Pages 23-25, Section 302.321, by striking all of said section from the bill; and

Further amend said bill, pages 25-26, section 302.341, by striking all of said section from the bill; and

Further amend said bill, page 54, section 479.353, lines 10-16 of said page, by striking all of said lines and inserting in lieu thereof the following: "**the court may order the defendant to complete a period of community**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 6**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Pages 23-25, Section 302.321, by striking all of said section from the bill; and

Further amend said bill, pages 25-26, section 302.341, by striking all of said section from the bill; and

Further amend said bill, page 54, section 479.353, line 2, by striking the opening bracket "**[**" and closing bracket "**];** and further amend lines 5-17 by striking all of said lines and inserting in lieu thereof the following: "the case is dismissed**.**".

Senator Schaaf moved that the above substitute amendment be adopted, which motion prevailed.

Senator Curls offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 1, Section A, Line 11, by inserting after all of said line the following:

"67.398. 1. The governing body of any city or village, or any county having a charter form of government, or any county of the first classification that contains part of a city with a population of at least three hundred thousand inhabitants, may enact ordinances to provide for the abatement of a condition of any lot or land that has the presence of a nuisance including, but not limited to, debris of any kind, weed cuttings, cut, fallen, or hazardous trees and shrubs, overgrown vegetation and noxious weeds which are seven inches or more in height, rubbish and trash, lumber not piled or stacked twelve inches off the ground, rocks or bricks, tin, steel, parts of derelict cars or trucks, broken furniture, any flammable material which may endanger public safety or any material or condition which is unhealthy or unsafe and declared to be a public nuisance.

2. The governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may enact ordinances for the abatement of a condition of any lot or land that has vacant buildings or structures open to entry.

3. Any ordinance authorized by this section shall provide for service to the owner of the property **[**and, if the property is not owner-occupied, to any occupant of the property**]** of a written notice specifically describing each condition of the lot or land declared to be a public nuisance, and which notice shall identify what action will remedy the public nuisance. Unless a condition presents an immediate, specifically identified risk to the public health or safety, the notice shall provide a reasonable time, not less than ten days, in which to abate or commence removal of each condition identified in the notice. Written notice may be given by personal service or by first-class mail to **[**both the occupant of the property at the property address and**]** the owner at the last known address of the owner**[**, if not the same**]**. Upon a failure of the owner to pursue the removal or abatement of such nuisance without unnecessary delay, the building commissioner or designated officer may cause the condition which constitutes the nuisance to be removed or abated. If the building commissioner or designated officer causes such condition to be removed or abated, the cost of such removal or abatement and the proof of notice to the owner of the property shall be certified to the city clerk or officer in charge of finance who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the collecting official's option, for the property and the certified cost shall be collected by the city collector or other official collecting taxes in the same manner and procedure for collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered delinquent, and the collection of the delinquent bill shall be governed by the laws governing delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal debt against the owner and shall also be a lien on the property from the date the tax bill is delinquent until paid.

67.410. 1. Except as provided in subsection 3 of this section, any ordinance enacted pursuant to section 67.400 shall:

(1) Set forth those conditions detrimental to the health, safety or welfare of the residents of the city, town, village, or county the existence of which constitutes a nuisance;

(2) Provide for duties of inspectors with regard to such buildings or structures and shall provide for duties of the building commissioner or designated officer or officers to supervise all inspectors and to hold hearings regarding such buildings or structures;

(3) Provide for service of adequate notice of the declaration of nuisance, which notice shall specify that the property is to be vacated, if such be the case, reconditioned or removed, listing a reasonable time for commencement; and may provide that such notice be served either by personal service **[**or**],** by certified mail, return receipt requested, **or by a private delivery service that is substantially equivalent to certified mail,** but if service cannot be had by either of these modes of service, then service may be had by publication. The ordinances shall further provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an interest in the building or structure as shown by the land records of the recorder of deeds of the county wherein the land is located shall be made parties;

(4) Provide that upon failure to commence work of reconditioning or demolition within the time specified or upon failure to proceed continuously with the work without unnecessary delay, the building commissioner or designated officer or officers shall call and have a full and adequate hearing upon the matter, giving the affected parties at least ten days' written notice of the hearing. Any party may be represented by counsel, and all parties shall have an opportunity to be heard. After the hearings, if the evidence supports a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, the building commissioner or designated officer or officers shall issue an order making specific findings of fact, based upon competent and substantial evidence, which shows the building or structure to be a nuisance and detrimental to the health, safety, or welfare of the residents of the city, town, village, or county and ordering the building or structure to be demolished and removed, or repaired. If the evidence does not support a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, no order shall be issued;

(5) Provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is demolished, secured, or repaired, or the property is cleaned up, the cost of performance shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill or assessment therefor against the property to be prepared and collected by the city collector or other official collecting taxes, unless the building or structure is demolished, secured or repaired by a contractor pursuant to an order issued by the city, town, village, or county and such contractor files a mechanic's lien against the property where the dangerous building is located. The contractor may enforce this lien as provided in sections 429.010 to 429.360. Except as provided in subsection 3 of this section, at the request of the taxpayer the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid. A city not within a county or a city with a population of at least four hundred thousand located in more than one county, notwithstanding any charter provision to the contrary, may, by ordinance, provide that upon determination by the city that a public benefit will be gained the city may discharge the special tax bill, including the costs of tax collection, accrued interest and attorneys fees, if any.

2. If there are proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure caused by or arising out of any fire, explosion, or other casualty loss, the ordinance may establish a procedure for the payment of up to twenty-five percent of the insurance proceeds, as set forth in this subsection. The order or ordinance shall apply only to a covered claim payment which is in excess of fifty percent of the face value of the policy covering a building or other structure:

(1) The insurer shall withhold from the covered claim payment up to twenty-five percent of the covered claim payment, and shall pay such moneys to the city to deposit into an interest-bearing account. Any

named mortgagee on the insurance policy shall maintain priority over any obligation under the order or ordinance;

(2) The city or county shall release the proceeds and any interest which has accrued on such proceeds received under subdivision (1) of this subsection to the insured or as the terms of the policy and endorsements thereto provide within thirty days after receipt of such insurance moneys, unless the city or county has instituted legal proceedings under the provisions of subdivision (5) of subsection 1 of this section. If the city or county has proceeded under the provisions of subdivision (5) of subsection 1 of this section, all moneys in excess of that necessary to comply with the provisions of subdivision (5) of subsection 1 of this section for the removal, securing, repair and cleanup of the building or structure, and the lot on which it is located, less salvage value, shall be paid to the insured;

(3) If there are no proceeds of any insurance policy as set forth in this subsection, at the request of the taxpayer, the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be a lien on the property until paid;

(4) This subsection shall apply to fire, explosion, or other casualty loss claims arising on all buildings and structures;

(5) This subsection does not make the city or county a party to any insurance contract, and the insurer is not liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.

3. The governing body of any city not within a county and the governing body of any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county may enact their own ordinances pursuant to section 67.400 and are exempt from subsections 1 and 2 of this section.

4. Notwithstanding the provisions of section 82.300, any city may prescribe and enforce and collect fines and penalties for a breach of any ordinance enacted pursuant to section 67.400 or this section and to punish the violation of such ordinance by a fine or imprisonment, or by both fine and imprisonment. Such fine may not exceed one thousand dollars, unless the owner of the property is not also a resident of the property, then such fine may not exceed two thousand dollars.

5. The ordinance may also provide that a city not within a county or a city with a population of at least three hundred fifty thousand located in more than one county may seek to recover the cost of demolition prior to the occurrence of demolition, as described in this subsection. The ordinance may provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is ordered to be demolished, secured or repaired, and the owner has been given an opportunity for a hearing to contest such order, then the building commissioner or other designated officer or officers may solicit no less than two independent bids for such demolition work. The amount of the lowest bid, including offset for salvage value, if any, plus reasonable anticipated costs of collection, including attorney's fees, shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill to be issued against the property owner to be prepared and collected by the city collector or other official collecting taxes. The municipal clerk or other officer in charge of finance shall discharge the special tax bill upon documentation by the property owner of the completion of the ordered repair or demolition work. Upon determination by the municipal clerk or other officer in charge of finance that a public benefit is secured prior to payment of the special tax bill, the municipal clerk or other officer in charge of finance may

discharge the special tax bill upon the transfer of the property. The payment of the special tax bill shall be held in an interest-bearing account. Upon full payment of the special tax bill, the building commissioner or other designated officer or officers shall, within one hundred twenty days thereafter, cause the ordered work to be completed, and certify the actual cost thereof, including the cost of tax bill collection and attorney's fees, to the city clerk or other officer in charge of finance who shall, if the actual cost differs from the paid amount by greater than two percent of the paid amount, refund the excess payment, if any, to the payor, or if the actual amount is greater, cause a special tax bill or assessment for the difference against the property to be prepared and collected by the city collector or other official collecting taxes. If the building commissioner or other designated officer or officers shall not, within one hundred twenty days after full payment, cause the ordered work to be completed, then the full amount of the payment, plus interest, shall be repaid to the payor. Except as provided in subsection 2 of this section, at the request of the taxpayer the tax bill for the difference may be paid in installments over a period of not more than ten years. The tax bill for the difference from the date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid.

82.462. 1. Except as provided in subsection 4 of this section, a person who is not the owner of the real property or who is a creditor holding a lien interest on the property, and who suspects that the real property may be abandoned, may enter upon the premises of the real property to do the following:

(1) Without entering any structure located on the real property, visually inspect the real property to determine whether the real property may be abandoned;

(2) Upon a good faith determination based upon the inspection that the property is abandoned, perform any of the following actions:

(a) Secure the real property;

(b) Remove trash or debris from the grounds of the real property;

(c) Landscape, maintain, or mow the grounds of the real property;

(d) Remove or paint over graffiti on the real property.

2. A person who enters upon the premises and conducts the actions permitted in subsection 1 of this section and who makes a good faith determination based upon the inspection that the property is abandoned is immune from claims of civil and criminal trespass and all other civil liability therefor, unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct.

3. The owner of the real property upon which a person enters and conducts the actions permitted in subsection 1 of this section shall be immune from civil liability for any injury sustained by the person, unless the injury resulted from the owner's gross negligence or willful, wanton, or intentional misconduct.

4. In the case of real property that is subject to a mortgage or deed of trust, the creditor holding the debt secured by the mortgage or deed of trust may not enter upon the premises of the real property under subsection 1 of this section if entry is barred by an automatic stay issued by a bankruptcy court.

5. For purposes of this section, "abandoned" property means:

(1) A vacant, unimproved lot zoned residential or commercial for which the owner is in violation of a municipal nuisance or property maintenance code; or

(2) With respect to actions taken pursuant to this section by a creditor holding a lien interest in the property, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section and the creditor's debt secured by such lien interest has been continuously delinquent for not less than three months; or

(3) With respect to actions taken pursuant to this section by persons other than creditors, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section, and for which the owner is in violation of a municipal nuisance or property maintenance code, and for which either:

(a) Ad valorum property taxes are delinquent; or

(b) The property owner has failed to comply with any municipal ordinance requiring registration of vacant property, or the municipality has determined the structure to be uninhabitable due to deteriorated conditions.

6. This section shall apply only to real property located in any home rule city or any county with a charter form of government and with more than nine hundred fifty thousand inhabitants."; and

Further amend said bill, page 7, section 82.1028, line 17, by inserting after all of said line the following:

"84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars, nor more than **[**one hundred thirty-three thousand eight hundred eighty-eight**]** **one hundred forty-six thousand one hundred twenty-four** dollars per annum each;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor more than **[**one hundred twenty-two thousand one hundred fifty-three**]** **one hundred thirty-three thousand three hundred twenty** dollars per annum each;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor more than **[**one hundred eleven thousand four hundred thirty-four**]** **one hundred twenty-one thousand six hundred eight** dollars per annum each;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor more than **[**ninety-seven thousand eighty-six**]** **one hundred six thousand five hundred sixty** dollars per annum each;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars, nor more than **[**eighty-seven thousand seven hundred one**]** **ninety-four thousand three hundred thirty-two** dollars per annum each;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars, nor more than **[**eighty-seven thousand seven hundred one**]** **ninety-four thousand three hundred thirty-two** dollars per annum each;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars, nor more than **[**eighty-two thousand six hundred nineteen**]** **eighty-seven thousand six hundred thirty-six** dollars per annum each.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, in the above-specified salary ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection."; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted, which motion prevailed.

Senator Dixon moved that **SS** for **SCS** for **HB 2562**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SS** for **SCS** for **HB 2562**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Romine	Sater	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Curls	Holsman	Nasheed	Rizzo	Rowden	Schaaf	Schupp
Walsh—8						

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Excused from voting—Senator Sifton—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Wasson moved that **SS** for **HB 1415** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

On motion of Senator Wasson, **SS** for **HB 1415**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Eigel	Koenig	Schaaf—3

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Hoskins	Hummel	Kehoe	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Eigel	Koenig	Schaaf—3

Absent—Senators

Chappelle-Nadal	Holsman—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Wasson, title to the bill was agreed to.

Senator Wasson moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Dixon moved that **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

On motion of Senator Dixon, **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Chappelle-Nadal	Hummel	Schaaf—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Crawford moved that the Senate refuse to concur in **HCS** for **SB 951**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Rowden moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HB 1350**, as amended, and grant the House a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 757**.

With House Amendment Nos. 1, 3, 4, 5, 6, 8 and 9.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 757, Page 1, In the Title, Line 3, by removing the phrase "the bi-state metropolitan development district." and inserting in lieu thereof the phrase "political subdivisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"115.124. 1. Notwithstanding any other law to the contrary, in a nonpartisan election in any political subdivision or special district including municipal elections in any city, town, or village with [one] **two** thousand or fewer inhabitants that have adopted a proposal pursuant to subsection 3 of this section but excluding municipal elections in any city, town, or village with more than [one] **two** thousand inhabitants, if the notice provided for in subsection 5 of section 115.127 has been published in at least one newspaper of general circulation as defined in section 493.050 in the district, and [if the number of candidates who have filed for a particular office is equal to the number of positions in that office to be filled by the election, no election shall be held for such office] **if the number of candidates for each office in a particular political subdivision, special district, or municipality is equal to the number of positions for each office within the political subdivision, special district, or municipality to be filled by the election and no ballot measure is placed on the ballot such that a particular political subdivision will owe no proportional elections costs if an election is not held, no election shall be held**, and the candidates shall assume the responsibilities of their offices at the same time and in the same manner as if they had been elected. If no election is held for [such office] **a particular political subdivision, special district, or municipality** as provided in this section, the election authority shall publish a notice containing the names of the candidates that shall assume the responsibilities of office under this section. Such notice shall be published in at least one newspaper of general circulation as defined in section 493.050 in such political subdivision or district by the first of the month in which the election would have occurred, had it been contested. Notwithstanding any other provision of law to the contrary, if at any election the number of candidates filing for a particular office exceeds the number of positions to be filled at such election, the election authority shall hold the election as scheduled, even if a sufficient number of candidates withdraw

from such contest for that office so that the number of candidates remaining after the filing deadline is equal to the number of positions to be filled.

2. The election authority or political subdivision responsible for the oversight of the filing of candidates in any nonpartisan election in any political subdivision or special district shall clearly designate where candidates shall form a line to effectuate such filings and determine the order of such filings; except that, in the case of candidates who file a declaration of candidacy with the election authority or political subdivision prior to 5:00 p.m. on the first day for filing, the election authority or political subdivision may determine by random drawing the order in which such candidates' names shall appear on the ballot. If a drawing is conducted pursuant to this subsection, it shall be conducted so that each candidate, or candidate's representative if the candidate filed under subsection 2 of section 115.355, may draw a number at random at the time of filing. If such drawing is conducted, the election authority or political subdivision shall record the number drawn with the candidate's declaration of candidacy. If such drawing is conducted, the names of candidates filing on the first day of filing for each office on each ballot shall be listed in ascending order of the numbers so drawn.

3. The governing body of any city, town, or village with [one] **two** thousand or fewer inhabitants may submit to the voters at any available election, a question to adopt the provisions of subsection 1 of this section for municipal elections. If a majority of the votes cast by the qualified voters voting thereon are in favor of the question, then the city, town, or village shall conduct nonpartisan municipal elections as provided in subsection 1 of this section for all nonpartisan elections remaining in the year in which the proposal was adopted and for the six calendar years immediately following such approval. At the end of such six-year period, each such city, town, or village shall be prohibited from conducting such elections in such a manner unless such a question is again adopted by the majority of qualified voters as provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis**, unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation**. The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section

536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination**, excluding the pre-trip inspection portion of the commercial driver's license skills test,** shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said

section and line the following:

"**160.066. 1. By September 1, 2019, each public school district and each charter school shall develop, maintain, and make publicly available, at a minimum, a searchable expenditure and revenue document or database detailing actual income, expenditures, and disbursements for the current calendar or fiscal year on its district or school website, which may be in the format of a searchable PDF, document, or spreadsheet. If the public school district or charter school does not provide the aforementioned detailed financial and budgetary information on its website, then a direct link to the department of elementary and secondary education's website, which has detailed financial and budgetary information about the public school district or charter school, shall be provided on the district's website. The site shall contain only information that is a public record or that is not confidential or otherwise protected from public disclosure under state or federal law.**

2. The public school district or charter school shall, to the extent practicable, update the financial data contained on the site no less frequently than every quarter and provide the data in a structured format. The public school district or charter school shall archive the financial data, which shall remain accessible and searchable, for a minimum of ten years.

3. By January 1, 2019, the department of elementary and secondary education shall create a template for voluntary use by school districts needing assistance with the online posting of the information specified in subsection 1 of this section. The template may include both the type of electronic file posted as well as the information to be included in the posting. The department may take into consideration any existing templates or reports developed by the department for purposes of financial reporting. In the event that a school district or charter school does not maintain a website, this information shall be accessible through the department.

4. Nothing in this section shall direct or require a school district or charter school to post online any personal information relating to payroll including, but not limited to, payroll deductions, payroll contributions, or any other information that is confidential or otherwise protected from public disclosure under state or federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.**

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce

the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person **[**employed specifically for the purpose of attempting**] who, as a part of his or her regular employment duties, attempts** to influence any action by**:**

(a) A local government official elected in a county, city, town, or village **[**with an annual operating budget of over ten million dollars**];**

(b) A superintendent or school board member of a school district; or

(c) A member of the governing body of a charter school;

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious

organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported

pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist

principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;

b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

e. All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse

or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by

action filed by the commission.

8. Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.**]**

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs

for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government entity to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate;

b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house

of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the

commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become

hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address[, except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities]. Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 79**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment to article I of the Constitution of Missouri, by adopting one new section relating to labor organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SCS** for **SB 718**, as amended. Representatives: Rhoads, Barnes (60), Rehder, Stevens (46), Walker (74).

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HB 1350**, as amended: Senators Rowden, Riddle, Wasson, Walsh and Sifton.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 2116, regarding Jill Kline, which was adopted.

Senator Schupp offered Senate Resolution No. 2117, regarding Robert B. "Bob" Knight, Ballwin, which was adopted.

Senator Schupp offered Senate Resolution No. 2118, regarding Ronald Dale "Ron" Watson, Manchester, which was adopted.

Senator Schupp offered Senate Resolution No. 2119, regarding Kenneth Dale "Ken" Corbin, Creve Coeur, which was adopted.

Senators Kehoe, Riddle and Rowden offered Senate Resolution No. 2120, regarding the One Hundredth Anniversary of the Order of the Eastern Star Fulton Chapter #35, Fulton, which was adopted.

Senator Schatz offered Senate Resolution No. 2121, regarding Edward Adam Pogorzelski, Ellisville, which was adopted.

Senator Schatz offered Senate Resolution No. 2122, regarding Randall DeWayne "Randy" Barron, Chesterfield, which was adopted.

Senator Sater offered Senate Resolution No. 2123, regarding Teresa Hickman, Exeter, which was adopted.

Senator Sater offered Senate Resolution No. 2124, regarding Mike Atwood, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 2125, regarding Nancy Fielding, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 2126, regarding Heather Lyons-Burney, Branson, which was adopted.

Senator Sater offered Senate Resolution No. 2127, regarding Tracey Williams, Rockaway Beach, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 808**, entitled:

An Act to repeal sections 311.020, 311.070, 311.185, 311.190, 311.300, 311.355, and 311.373, RSMo, and to enact in lieu thereof nine new sections relating to the transfer of intoxicating liquor, with penalty provisions.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 808, Page 1, Section 311.020, Line 7, by deleting the word "**nonalcoholic**"; and

Further amend said bill, Pages 11-12, Section 311.185, Lines 1-63, by deleting all of said section and lines; and

Further amend said bill, Page 12, Section 311.188, Lines 1-3, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HB 1633**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SBs 603**, **576** & **898**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House Conferees on **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended, be allowed to exceed the differences.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended. Representatives: Spencer, Roeber, Swan, Morgan, Curtis.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1350**, as amended. Representatives: Smith (163), Christofanelli, Conway (104), Franks Jr., Mitten.

PRIVILEGED MOTIONS

Senator Sater, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 826**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, with House Amendment Nos. 1, 2, 3, 4, 5, 6, and House Substitute Amendment No. 1 for House Amendment No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 826;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Robert Ross
/s/ Jeanie Riddle	/s/ Justin Hill
/s/ Bob Onder	/s/ Jim Neely
/s/ Jill Schupp	/s/ Lauren Arthur
/s/ Scott Sifton	/s/ Martha Stevens

Senator Sater moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Sater, **CCS** for **HCS** for **SS** for **SCS** for **SB 826**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal sections 191.227, 195.010, 195.070, 195.080, 210.070, 338.010, 338.056, 338.202, and 376.1237, RSMo, and to enact in lieu thereof thirteen new sections relating to health care, with an emergency clause for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended: Senators Onder, Romine, Hoskins, Schupp and Sifton.

PRIVILEGED MOTIONS

Senator Wasson moved that **SCS** for **SBs 807** and **577**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SBs 807** and **577**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NOS. 807 and 577

An Act to repeal sections 160.545, 162.441, 163.191, 172.280, 173.005, 173.260, 173.1003, 173.1101, 173.1102, 173.1104, 173.1105, 173.1107, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, 178.636, 436.218, 436.221, 436.224, 436.227, 436.230, 436.236, 436.242, 436.245, 436.248, 436.254, 436.263, 436.266, and 436.257, RSMo, and to enact in lieu thereof thirty-two new sections relating to higher education, with penalty provisions.

Was taken up.

Senator Wasson moved that **HCS** for **SCS** for **SBs 807** and **577**, as amended, be adopted.

At the request of Senator Wasson, the above motion was withdrawn which placed the bill back on the Calendar.

Senator Cunningham moved that **SCS** for **SB 769**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 769**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 769

An Act to repeal sections 30.270, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial institutions.

Was taken up.

President Pro Tem Richard assumed the Chair.

Senator Cunningham moved that **HCS** for **SCS** for **SB 769** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Richard	Riddle	Rizzo	Romine

Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senator Schupp—1

Absent—Senators

Hummel	Onder	Schaaf—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Cunningham, **HCS** for **SCS** for **SB 769** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senator Schupp—1

Absent—Senators

Hummel	Koenig	Schaaf—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

CONCURRENT RESOLUTIONS

SCR 50, introduced by Senator Hegeman, entitled:

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

Was taken up.

On motion of Senator Hegeman, **SCR 50** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe

Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Hegeman, title to the concurrent resolution was agreed to.

Senator Hegeman moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Munzlinger moved that **SCR 53** be taken up for adoption, which motion prevailed.

On motion of Senator Munzlinger, **SCR 53** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

PRIVILEGED MOTIONS

Senator Wasson moved that the Senate refuse to concur in **HCS** for **SCS** for **SBs 807** and **577**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Riddle, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 660**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 660

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 660, with

House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 660, as amended;

2. That the Senate recede from its position on Senate Bill No. 660;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 660, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jeanie Riddle	/s/ Travis Fitzwater
/s/ David Sater	/s/ Becky Ruth
/s/ Dan Hegeman	/s/ Diane Franklin
/s/ Jill Schupp	/s/ Cora Faith Walker
Jason Holsman	/s/ Martha Stevens

Senator Riddle moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Nasheed—1

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Riddle, **CCS** for **HCS** for **SB 660**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 660

An Act to repeal sections 208.217, 337.025, 337.029, 337.033, 552.020, 630.745, 630.945, and 632.005, RSMo, and to enact in lieu thereof twenty-three new sections relating to mental health, with penalty provisions and a contingent effective date for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe

Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Crawford, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 806**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 806

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 806, with House Amendment Nos. 1, 2, 3, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 806, as amended;

2. That the Senate recede from its position on Senate Bill No. 806;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 806 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Sandy Crawford	/s/ Jim Neely
/s/ Jeanie Riddle	/s/ Nathan Beard
/s/ Paul Wieland	/s/ Kevin Corlew
/s/ Jill Schupp	/s/ Gina Mitten
/s/ Gina Walsh	/s/ Mark Ellebracht

Senator Crawford moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Munzlinger Schaaf—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Crawford, **CCS** for **HCS** for **SB 806**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 806

An Act to repeal sections 473.397, 473.398, 473.730, 473.770, 473.771, 475.010, 475.016, 475.050, 475.060, 475.061, 475.062, 475.070, 475.075, 475.078, 475.079, 475.080, 475.082, 475.083, 475.094, 475.120, 475.125, 475.130, 475.145, 475.230, 475.270, 475.276, 475.290, 475.320, 475.355, and 630.005, RSMo, and to enact in lieu thereof thirty-six new sections relating to guardianship proceedings.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Sater, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 743**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 743

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 743, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, and 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9 as amended, House Amendment Nos. 10, 11, and 12, House Substitute Amendment No. 1 for House Amendment No. 13, House Amendment Nos. 14, 15, and 16, House Amendment No. 1 to House Amendment No. 17, House Amendment No. 17 as amended, House Amendment Nos. 18, 19, 20, 22, 23, 24 and 25, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 743, as amended;

2. That the Senate recede from its position on Senate Bill No. 743;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 743 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Craig Redmon
/s/ Gary Romine	/s/ Lyndall Fraker
/s/ Jay Wasson	/s/ Rebecca Roeber
/s/ Jason Holsman	/s/ Ingrid Burnett
/s/ Scott Sifton	/s/ Judy Morgan

President Parson assumed the Chair.

Senator Sater moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Emery Schaaf—2

Absent—Senator Dixon—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Sater, **CCS** for **HCS** for **SB 743**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 743

An Act to repeal sections 160.011, 160.041, 160.410, 161.072, 161.106, 161.217, 162.401, 162.720, 163.018, 163.021, 163.073, 164.011, 167.225, 171.029, 171.031, 171.033, 178.930, and 304.060, RSMo, and to enact in lieu thereof twenty-four new sections relating to elementary and secondary education, with an effective date for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery	Koenig	Schaaf—3

Absent—Senator Dixon—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Libla moved that **SB 581**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 581**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 581

An Act to repeal sections 512.180, 535.030, 535.110, 535.170, 535.200, 535.210, and 535.300, RSMo, and to enact in lieu thereof seven new sections relating to landlord tenant actions.

Was taken up.

Senator Libla moved that **HCS** for **SB 581** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Curls	Holsman	Hummel	Rizzo	Schupp	Sifton	Walsh—7

Absent—Senators

Dixon	Nasheed—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Libla, **HCS** for **SB 581** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Romine	Rowden	Sater	Schaaf
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Curls	Holsman	Hummel	Rizzo	Schupp	Sifton	Walsh—7

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Sater, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 687**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 687

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 687, with

House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 687, as amended;

2. That the Senate recede from its position on Senate Bill No. 687;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 687 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Lyle Rowland
/s/ Gary Romine	/s/ David Wood
/s/ Dan Hegeman	/s/ Kathryn Swan
Jason Holsman	/s/ Kip Kendrick
/s/ Scott Sifton	/s/ Judy Morgan

Senator Sater moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Holsman	Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Sater, **CCS** for **HCS** for **SB 687**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 687

An Act to repeal sections 160.530, 302.272, and 304.060, RSMo, and to enact in lieu thereof three new sections relating to student transportation.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig

Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Holsman	Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Romine moved that **SB 871**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 871**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 871

An Act to repeal sections 478.375, 478.600, 478.625, and 488.2250, RSMo, and to enact in lieu thereof three new sections relating to court administration.

Was taken up.

Senator Romine moved that **HCS** for **SB 871**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senators

Holsman	Schaaf	Schatz	Schupp—4

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Romine, **HCS** for **SB 871**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Hummel Schupp—2

Absent—Senators

Holsman Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Brown moved that the Senate refuse to concur in **HCS** for **SB 808**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Dixon moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HB 1633**, as amended, and grant the House a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1719, with **SCS**, introduced by Representative Grier, entitled:

An Act to repeal sections 324.920, 324.1108, 327.221, 327.312, 330.030, 331.030, 332.131, 334.530, 334.655, 336.030, 341.170, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof twenty-five new sections relating to professional registration.

Was taken up by Senator Riddle.

SCS for **HB 1719**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1719

An Act to repeal sections 209.297, 256.468, 317.006, 324.071, 324.136, 324.200, 324.205, 324.210, 324.212, 324.265, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436,

324.487, 324.522, 324.920, 324.925, 324.1108, 325.025, 326.286, 327.141, 327.221, 327.231, 327.241, 327.312, 327.313, 327.321, 327.615, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 332.181, 332.241, 333.031, 334.090, 334.404, 334.530, 334.580, 334.655, 334.710, 334.738, 334.870, 335.036, 335.046, 335.066, 335.067, 336.030, 336.060, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, 337.718, 338.013, 338.035, 338.070, 338.220, 338.333, 339.513, 340.232, 340.302, 344.030, 345.050, 374.715, 374.784, 436.239, and 632.005, RSMo, and to enact in lieu thereof one hundred twenty-one new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

Was taken up.

Senator Riddle moved that **SCS** for **HB 1719** be adopted.

Senator Riddle offered **SS** for **SCS** for **HB 1719**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1719

An Act to repeal sections 324.001, 324.200, 324.205, 324.210, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.920, 324.925, 324.1108, 327.221, 327.312, 327.313, 327.321, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 334.530, 334.655, 335.036, 335.046, 335.066, 335.067, 336.030, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, 337.718, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof eighty-six new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

Senator Riddle moved that **SS** for **SCS** for **HB 1719** be adopted.

Senator Riddle offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 124, Section 337.020, Line 1 of said page, by striking the opening bracket "**[**"; and further amend line 2 of said page, by striking the closing bracket "**]**"; and

Further amend said bill, page 202, section 632.005, lines 1-3 of said page, by striking all of said lines and inserting in lieu thereof the following: "**for physician assistants in psychiatry;**".

Senator Riddle moved that the amendment be adopted.

At the request of Senator Riddle, **HB 1719**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

HB 2347, introduced by Representative Davis, with **SCS**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

Was called from the Informal Calendar and taken up by Senator Wallingford.

SCS for **HB 2347,** entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2347

An Act to amend chapter 227, RSMo, by adding thereto six new sections relating to designation of memorial infrastructure.

Was taken up.

Senator Wallingford moved that **SCS** for **HB 2347** be adopted, which motion prevailed.

On motion of Senator Wallingford, **SCS** for **HB 2347** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Holsman Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Eigel moved that **HCS** for **HB 2540**, with **SCS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

Senator Eigel moved that **SCS** for **HCS** for **HB 2540** be adopted, which motion prevailed on a standing division vote.

On motion of Senator Eigel, **SCS** for **HCS** for **HB 2540** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton	Walsh—9					

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Romine moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 966**, entitled:

An Act to repeal sections 43.505, 43.507, 57.117, 57.450, 84.510, 109.210, 217.010, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 488.5320, 513.653, 566.147, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.045, 595.055, 595.220, 610.027, 610.140, and 650.055, RSMo, and to enact in lieu thereof fifty-two new sections relating to administration of the criminal justice system, with penalty provisions.

With House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, House Amendment No. 1 to House Amendment No. 14, House Amendment No. 14, as amended, House Amendment Nos. 15, 16, 17, 18 and 19.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 3, Section 43.507, Line 9, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**, except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website**]**.

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter **[**convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,**]** **adjudicated for an offense referenced in section 589.414,** unless such person is **[**exempted**]** **exempt** from registering under subsection **[**8**]** **9 or 10** of this section **or section 589.401**; **[**or**]**

(2) **[**Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more

of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or

(3)**]** Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; **[**or**]**

[(4)**]** **(3)** Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense **[**listed**]** **referenced** in **[**subdivision (1) or (2) of this subsection**]** **section 589.414**; **[**or**]**

[(5)**]** **(4)** Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been **[**convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;**]** **adjudicated for an offense listed under section 589.414;**

[(6)**]** **(5)** Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

[(7)**]** **(6)** Any person who is a resident of this state who has, since July 1, 1979, **been** or is hereafter **[**convicted of, been found guilty of, or pled guilty to or nolo contendere**]** **adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction **[**to committing, attempting to commit, or conspiring to commit**]** **for** an offense which, if committed in this state, would **[**be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection**]** **constitute an offense listed under section 589.414,** or has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law; or

[(8)**]** **(7)** Any person who has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of **[**conviction**]** **adjudication**, release from incarceration, or placement upon probation, register with the chief

law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official**[**, if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested**]**.

3. The registration requirements of sections 589.400 through 589.425 **[**are lifetime registration requirements**] shall be as provided under subsection 4 of this section** unless:

(1) All offenses requiring registration are reversed, vacated**,** or set aside;

(2) **[**The registrant is pardoned of the offenses requiring registration;

(3)**]** The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of **[**subsection 6 of this**]** section **589.414**; or

[(4)**] (3)** The **[**registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the**]** court orders the removal or exemption of such person from the registry **under section 589.401**.

4. **The registration requirements shall be as follows:**

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[5.**]** **7.** For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[6.**]** **8.** Any person currently on the sexual offender registry **[**for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,**] or who otherwise would be required to register for being adjudicated for the offense of** felonious restraint **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[7.**]** **9. The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry **[**for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register**] or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215; or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[8. Effective August 28, 2009,**] 10.** Any person **currently** on the sexual offender registry for having been **[**convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense**] adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401**.

[9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the

prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.

(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.**]**

[10.**]** 11. Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment**, including participation as a volunteer or intern,** or attendance at any school of higher education **[**and is not entitled to relief under the provisions of subsection 9 of this section**] whether public or private, including any secondary school, trade school, professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401. Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, including the period of time the offender is staying in such place**. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency **[**and is not entitled to the provisions of subsection 9 of this section**] unless granted relief under section 589.401**.

[11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.**]**

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections

589.400 to 589.425:

(1) For a tier I offense, ten years;

(2) For a tier II offense, twenty-five years; or

(3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

(1) The petitioner's:

(a) Full name, including any alias used by the individual;

(b) Sex;

(c) Race;

(d) Date of birth;

(e) Last four digits of the Social Security number;

(f) Address; and

(g) Place of employment, school, or volunteer status;

(2) The offense and tier of the offense that required the petitioner to register;

(3) The date the petitioner was adjudicated for the offense;

(4) The date the petitioner was required to register;

(5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;

(6) Petitioner's fingerprints on an applicant fingerprint card;

(7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and

(8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

(1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;

(2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;

(3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner

other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**, except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website**]**.

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. **1.** Any person **[**to whom subsection 1 of section 589.400 applies**] who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections **[**or**],** any mental health institution**, private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall**:**

(1) If the person plans to reside in this state, be informed by the official in charge of such correctional facility**, private jail,** or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility**, private jail,** or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days **of release**, to **the Missouri state highway patrol and** the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole**,** or release**[**. When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol.**]; or**

(2) If the person does not reside or plan to reside in Missouri, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;

(10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

(11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

(12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

(13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. **1.** Any person **[**to whom subsection 1 of section 589.400 applies**]** **who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the

court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall **[**obtain the address where the person expects to reside upon discharge, parole or release and shall**]** **make it a condition of probation that the offender** report**[**,**]** within three business days**[**, such address**]** to the chief law enforcement official of the county **of adjudication** or city not within a county **[**where the person expects to reside, upon discharge, parole or release**]** **of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

(1) If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or

(2) If the offender does not reside in Missouri:

(a) Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to 589.425; and

(b) Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to**,** the following:

(1) A statement in writing signed by the person, giving the name, address, **date of birth,** Social Security number**,** and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;

(2) The fingerprints**[**,**]** **and** palm prints**[**, and a photograph**]** of the person; **[**and**]**

(3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;

(b) Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and

(c) Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and

(4) A DNA sample **from the individual**, if a sample has not already been obtained.

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. The Missouri state highway patrol shall maintain all required registration information in digitized form.

4. Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.

5. The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.

6. The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, **[**not later than**]** **within** three business days **[**after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status**]**, appear in person to the chief law enforcement officer of the county or city not within a county **[**and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days**]** **if there is a change to any of the following information:**

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business

days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

[2.**]** **4.** If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction,** the Missouri state highway patrol shall inform the responsible official in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

[3.**]** **5. Tier I sexual offenders,** in addition to the requirements of subsections 1 **[**and 2**]** **to 4** of this section, **[**the following offenders**]** shall report in person to the chief law enforcement **[**agency every ninety days**]** **official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407**. Tier I sexual offenders include**:

(1) Any offender **[**registered as a predatory or persistent sexual offender under the definitions found in section 566.125**]** **who has been adjudicated for the offense of:**

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) **[** Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and

(3) Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.

4.**]** **Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248**.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 **[**and 2**] to 4** of this section, **[**all registrants**]** shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement **[**agency**] official** to verify the information contained in their statement made pursuant to section 589.407. **[**All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.**] Tier II sexual offenders include:**

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

(m) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

(ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;

(gg) Sexual intercourse with a prisoner or offender under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

[5.**]** **8.** In addition to the requirements of subsections 1 **[**and 2**]** **to 7** of this section, all Missouri registrants who work**, including as a volunteer or unpaid intern,** or attend **any** school **[**or training**]** **whether public or private, including any secondary school, trade school, professional school, or institution of higher education,** on a full-time or part-time basis **[**in any other state**]** **or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work**, including as a volunteer or unpaid intern,** or attend **any** school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month

period.

[6.**]** **9.** If a person**[**,**]** who is required to register as a sexual offender under sections 589.400 to 589.425**[**,**]** changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"**558.043. Notwithstanding any other provision of law, in sentencing a person convicted of an offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 but that did not:**

(1) Include the use, attempted use, or threatened use of serious physical force by the defendant against another person or result in the serious physical injury of another person by the defendant;

(2) Involve any sexual offense by the defendant against a minor other than an offense involving sexual contact if the victim was fourteen years of age or older and the defendant was not more than four years older than the victim and the sexual contact was consensual; or

(3) Include the brandishing or discharge of a firearm by the defendant,

the court may depart from the applicable statutory minimum sentence or minimum prison term required by section 558.019 if the court finds substantial and compelling reasons on the record that, giving due regard to the nature of the offense, the history and character of the defendant, and his or her chances of successful rehabilitation, imposition of the statutory minimum sentence or minimum prison term required by section 558.019 would result in substantial injustice to the defendant or is not necessary for the protection of the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting after all of said section and line the following:

"**407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.**

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer**[**,**]** or any agent**,** authorized signatory**,** or employee of such person;

(3) **"Chip", an integrated circuit imbedded in a card that stores data so that the card may use the**

EMV payment method for transactions;

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

[(4)**] (6)** "Credit card" **[**or "debit card"**]**, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without **a** fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit**[**,**]** **or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card**. "Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments**;

[(5)**] (7)** "Expired credit card", a credit card for which the expiration date shown on it has passed;

[(6)**] (8)** "Issuer", the business organization **[**or**] ,** financial institution**,** or **[**its**]** duly authorized agent**[**, which**]** **thereof that** issues a credit card;

[(7)**] (9)** "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

[(8)**] (10)** "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from **[**an authorized user of a payment card**] a cardholder**, or an individual the person believes to be **[**an authorized user**] a cardholder**, a **[**payment**] credit** card or information from a **[**payment**] credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

[(9)**] (11)** "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

[(10)**] (12)** "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit **[**or debit**]** card onto the **chip or** magnetic strip or stripe of a different credit **[**or debit**]** card;

[(11)**] (13)** "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

[(12)**] (14)** "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit **[**or debit**]** card. **"Scanning device" shall include devices**

used by a merchant for contactless payments.

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card **[**or debit card**]** account number on any sales receipt provided to the cardholder for merchandise sold in this state**[**;

(2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or

(3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant**]**.

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number **[**or debit card number**]** is by handwriting or, prior to January 1, 2005, by an imprint of the credit card **[**or debit card**]**; and

(2) For handwritten or imprinted copies of credit card **[**or debit card**]** receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card **[**or debit card**]** transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card **[**or debit card**]** transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;

(2) Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;

(3) Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or

(4) Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

407.436. **[**1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.

2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority as provided in section 407.145.**] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Lines 38-48, by deleting said lines and inserting in lieu thereof the following:

"**4. The presiding judge of a judicial circuit may propose expenses to be reimbursable by the state on behalf of one or more of the counties in that circuit. Proposed reimbursable expenses may include pretrial assessment and supervision strategies for defendants who are ultimately eligible for state incarceration. A county may not receive more than its share of the amount appropriated in the previous fiscal year, inclusive of expenses proposed by the presiding judge. Any county shall convey such proposal to the department, and any such proposal presented by a presiding judge shall include the documented agreement with the proposal by the county governing body, prosecuting attorney, at least one associate circuit judge, and the officer of the county responsible for custody or incarceration of prisoners of the county represented in the proposal. Any county that declines to convey a proposal to the department, pursuant to the provisions of this subsection, shall receive its per diem cost of incarceration for all prisoners chargeable to the state in accordance with the provisions of subsections 1, 2, and 3 of this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting after all of said section and line the following:

"210.1014. 1. There is hereby created the "Amber Alert System Oversight Committee", whose primary duty shall be to develop criteria and procedures for the Amber alert system and shall be housed within the department of public safety. The committee shall regularly review the function of the Amber alert system and revise its criteria and procedures in cooperation with the department of public safety to provide for efficient and effective public notification **and meet at least annually to discuss potential improvements to the Amber alert system**. As soon as practicable, the committee shall adopt criteria and procedures to expand the Amber alert system to provide urgent public alerts related to homeland security, criminal acts, health emergencies, and other imminent dangers to the public health and welfare.

2. The Amber alert system oversight committee shall consist of ten members of which seven members shall be appointed by the governor with the advice and consent of the senate. Such members shall represent the following entities: two representatives of the Missouri Sheriffs' Association; two representatives of the Missouri Police Chiefs Association; one representative of small market radio broadcasters; one representative of large market radio broadcasters; one representative of television broadcasters. The director of the department of public safety shall also be a member of the committee and shall serve as chair of the committee. Additional members shall include one representative of the highway patrol and one representative of the department of health and senior services.

3. Members of the oversight committee shall serve a term of four years, except that members first appointed to the committee shall have staggered terms of two, three, and four years and shall serve until their successor is duly appointed and qualified.

4. Members of the oversight committee shall serve without compensation, except that members shall be reimbursed for their actual and necessary expenses required for the discharge of their duties.

5. The Amber alert system oversight committee shall promulgate rules for the implementation of the Amber alert system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

210.1016. 1. The provisions of this section shall be known and may be cited as "Hailey's Law".

2. The Amber alert system shall be integrated into the Missouri uniform law enforcement system (MULES) and Regional Justice Information Service (REJIS) to expedite the reporting of child abductions."; and

Further amend said bill, Page 33, Section 455.560, Line 46, by inserting after all of said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**

488.2206. 1. In addition to all court fees and costs prescribed by law, a surcharge of up to ten dollars shall be assessed as costs in each court proceeding filed in any court within **[**the thirty-first judicial circuit**]**

any judicial circuit composed of a single noncharter county in all **civil and** criminal cases including violations of any county or municipal ordinance or any violation of a criminal or traffic law of the state, including an infraction, except that no such surcharge shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. For violations of the general criminal laws of the state or county ordinances, no such surcharge shall be collected unless it is authorized, by order, ordinance, or resolution by the county government where the violation occurred. For violations of municipal ordinances, no such surcharge shall be collected unless it is authorized by order, ordinance, or resolution by the municipal government where the violation occurred. Such surcharges shall be collected and disbursed by the clerk of each respective court responsible for collecting court costs in the manner provided by sections 488.010 to 488.020, and shall be payable to the treasurer of the political subdivision authorizing such surcharge**, who shall deposit the funds in a separate account known as the "justice center fund", to be established and maintained by the political subdivision**.

2. Each county or municipality shall use all funds received pursuant to this section only to pay for the costs associated with the land assemblage and purchase, **planning,** construction, maintenance, and operation of any county or municipal judicial facility **or justice center** including, but not limited to, **architectural, engineering, and other plans and studies,** debt service, utilities, maintenance, and building security. The county or municipality shall maintain records identifying **[**such operating costs, and any moneys not needed for the operating costs of the county or municipal judicial facility shall be transmitted quarterly to the general revenue fund of the county or municipality respectively**]** **all funds received and expenditures made from their respective center funds**.

488.2250. 1. For all appeal transcripts of testimony given **[**or proceedings in any circuit court**]**, the court reporter shall receive the sum of three dollars and fifty cents per legal page for the preparation of a paper and an electronic version of the transcript.

2. In criminal cases where an appeal is taken by the defendant and it appears to the satisfaction of the court that the defendant is unable to pay the costs of the transcript for the purpose of perfecting the appeal, the court reporter shall receive a fee of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

3. Any judge, in his or her discretion, may order a transcript of all or any part of the evidence or oral proceedings and the court reporter shall receive the sum of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

4. For purposes of this section, a legal page, other than the first page and the final page of the transcript, shall be twenty-five lines, approximately eight and one-half inches by eleven inches in size, with the left-hand margin of approximately one and one-half inches, and with the right-hand margin of approximately one-half inch.

5. Notwithstanding any law to the contrary, the payment of court reporter's fees provided in subsections 2 and 3 of this section shall be made by the state upon a voucher approved by the court. The cost to prepare all other transcripts of testimony or proceedings shall be borne by the party requesting their preparation and production, who shall reimburse the court reporter **[**the sum provided in subsection 1 of this section**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting after all of said section and line the following:

"577.029. A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall**, with the consent of the patient or a warrant issued by a court of competent jurisdiction,** withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**or**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any

quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests**; or**

(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**or**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting immediately after all of said section and line

the following:

"**217.149. 1. By January 1, 2019, all correctional centers shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:**

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;

(10) A requirement that a female medical professional be present during any examination of such offender while in a state of undress; and

(11) The department shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery.

217.151. 1. As used in this section, the following terms mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the correctional center or medical facility, other offenders, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A correctional center shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or within forty-eight hours postdelivery.

3. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall.

5. If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the corrections officer accompanying such offender shall immediately remove all restraints.

6. In the event a corrections officer determines that extraordinary circumstances exist and restraints are necessary, the corrections officer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the correctional center for at least ten years from the date the restraints were used.

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery in accordance with subsection 6 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities.

9. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest."; and

Further amend said bill, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"**221.523. 1. By January 1, 2019, all county and city jails shall develop specific written policies and**

procedures for the intake and care of offenders who are pregnant. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest. The policies and procedures shall include the following:

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;

(10) The jail shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662; and

(11) The use of restraints on a pregnant offender in her third trimester. Such policy may include provisions that:

(a) A county or city jail shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery;

(b) Pregnant offenders shall be transported in vehicles equipped with seatbelts;

(c) Anytime restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. If wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall;

(d) If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such offender shall immediately remove all restraints;

(e) In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints

are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least ten years from the date the restraints were used;

(f) The county or city jail shall:

a. Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

b. Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail;

(g) A female medical professional be present during any examination of such offender while in a state of undress.

2. As used in this section, the following terms shall mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other offenders, or the public;

(2) "Gestational age", the same meaning as in section 188.015;

(3) "Labor", the period of time before a birth during which contractions are present;

(4) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(5) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs;

(6) "Third trimester", the period of pregnancy beginning after twenty-seven weeks gestational age."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to

559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1, Section A, Line 11, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:**

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently

held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"221.111. 1. A person commits the offense of possession of unlawful items in a prison or jail if such person knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of any correctional center as the term "correctional center" is defined under section 217.010, or any city, county, or private jail:

(1) Any controlled substance as that term is defined by law, except upon the written prescription of a licensed physician, dentist, or veterinarian;

(2) Any other alkaloid of any kind or any intoxicating liquor as the term intoxicating liquor is defined in section 311.020;

(3) Any article or item of personal property which a prisoner is prohibited by law, by rule made pursuant to section 221.060, or by regulation of the department of corrections from receiving or possessing, except as herein provided;

(4) Any gun, knife, weapon, or other article or item of personal property that may be used in such manner as to endanger the safety or security of the institution or as to endanger the life or limb of any prisoner or employee thereof**;**

(5) Any two-way telecommunications device or its component parts.

2. The violation of subdivision (1) of subsection 1 of this section shall be a class D felony; the violation of subdivision (2) **or (5) of subsection 1** of this section shall be a class E felony; the violation of subdivision (3) **of subsection 1** of this section shall be a class A misdemeanor; and the violation of subdivision (4) **of subsection 1** of this section shall be a class B felony.

3. The chief operating officer of a county or city jail or other correctional facility or the administrator of a private jail may deny visitation privileges to or refer to the county prosecuting attorney for prosecution any person who knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of such jail or facility any personal item which is prohibited by rule or regulation of such jail or

facility. Such rules or regulations, including a list of personal items allowed in the jail or facility, shall be prominently posted for viewing both inside and outside such jail or facility in an area accessible to any visitor, and shall be made available to any person requesting such rule or regulation. Violation of this subsection shall be an infraction if not covered by other statutes.

4. Any person who has been found guilty of a violation of subdivision (2) of subsection 1 of this section involving any alkaloid shall be entitled to expungement of the record of the violation. The procedure to expunge the record shall be pursuant to section 610.123. The record of any person shall not be expunged if such person has been found guilty of knowingly delivering, attempting to deliver, possessing, depositing, or concealing any alkaloid of any controlled substance in or about the premises of any correctional center, or city or county jail, or private prison or jail.

5. Subdivision (5) of subsection 1 of this section shall not apply to:

(1) Any law enforcement officer employed by a state agency, federal agency, or political subdivision lawfully engaged in his or her duties as a law enforcement officer;

(2) Any other person who is authorized by the correctional center or city, county, or private jail to possess or use a two-way telecommunications device in the correctional center or city, county, or private jail; or

(3) Any person who is not an inmate possessing a two-way telecommunications device or its component parts in an area of a correctional center or city, county, or private jail where such person may lawfully be without the intent to conceal, deliver to, or deposit for the use of another; except that, if such person refuses to comply with orders to surrender such device or its component parts, he or she shall be guilty of a class A misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.021. 1. The conditions of probation shall be such as the court in its discretion deems reasonably necessary to ensure that the defendant will not again violate the law. When a defendant is placed on probation he or she shall be given a certificate explicitly stating the conditions on which he or she is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order such conditions as the court believes will serve to compensate the victim, any dependent of the victim, any statutorily created fund for costs incurred as a result of the offender's actions, or society. Such conditions may include restorative justice methods pursuant to section 217.777, or any other method that the court finds just or appropriate including, but not limited to:

(1) Restitution to the victim or any dependent of the victim, or statutorily created fund for costs incurred as a result of the offender's actions in an amount to be determined by the judge;

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes,

as determined by the judge;

(3) Offender treatment programs;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

3. **In addition to any of the conditions that may be imposed under this section, the judge may consider assigning the defendant to roadside cleanup as a condition of probation when the judge deems it to be appropriate.**

4. The defendant may refuse probation conditioned on the performance of free work. If he or she does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the defendant or any person deriving a cause of action from him or her if such cause of action arises from such supervision of performance, except for an intentional tort or gross negligence. The services performed by the defendant shall not be deemed employment within the meaning of the provisions of chapter 288. A defendant performing services pursuant to this section shall not be deemed an employee within the meaning of the provisions of chapter 287.

[4.**]** **5.** In addition to such other authority as exists to order conditions of probation, in the case of a finding of guilt, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by the county commission pursuant to section 50.565. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565.

[5.**]** **6.** A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a defendant to make payment.

[6.**]** **7.** A defendant who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

[7.**]** **8.** The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after all of said section and line the following:

"590.650. 1. **The provisions of this section shall be known and may be cited as "The Fourth Amendment Affirmation Act".** As used in this section **[**"minority group" means individuals of African, Hispanic, Native American or Asian descent**] the following terms mean:**

(1) "Benchmark", the number used as a basis of comparison in determining possible disproportions in law enforcement activities, including the following:

(a) The benchmark for measuring disproportions in vehicle stops shall be the proportions of drivers in racial or ethnic groups residing or traveling in a jurisdiction;

(b) The benchmark for measuring disproportions in post-stop activities shall be the racial or ethnic group's proportion of stops; and

(c) The benchmark used to measure disproportions in hit rates shall be the group proportions of drivers searched;

(2) "Consent search", a search authorized by the consent of the individual, not by probable cause;

(3) "Discriminatory policing", circumstances in which the peace officer's actions are based in whole or in part on the real or perceived race, ethnicity, religious beliefs, gender, English language proficiency, status as a person with a disability, or a person's national origin rather than upon specific and articulable facts, which, taken together with rational inferences from those facts, reasonably indicate criminal activity. "Discriminatory policing" does not include investigations of alleged crimes when law enforcement must seek out suspects who match a specifically delineated description;

(4) "Hit rate", the rate of searches in which contraband is found. The hit rate is calculated by dividing the number of searches that yield contraband by the total number of searches. Hit rate may be calculated for individual officers, agencies, or multiple agencies;

(5) "Investigative stop", any stop by a peace officer of a motor vehicle involving at least in part an investigation of a criminal violation other than a motor vehicle violation. Investigative stops can involve calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, stops made at a sobriety checkpoint or other road block, or other investigatory stops;

(6) "Minority group", individuals of African, Hispanic, Native American, or Asian descent;

(7) "Ratio of disparity", the ratio of the rate of stops or other peace officer activities for a non-white group as compared to the rate for the white group. The ratio of disparity for the white group shall be the white group rate compared to the rate for non-white groups;

(8) "Significant disparity", a ratio of disparity that is over one hundred twenty-five percent of the overall state disparity for any minority group for that category of officer activity after controlling for factors other than discrimination that are contributing to the disparity;

(9) "Significant disproportion", a ratio of disparity that is over one hundred twenty-five percent of the overall state ratio of disparity for any minority group for that category of peace officer activity.

2. Each time a peace officer stops a driver of a motor vehicle, that officer shall report **at least** the following information to the law enforcement agency that employs the officer:

(1) The age, gender and race or minority group of the individual stopped;

(2) **Whether the driver resides in the jurisdiction of the stop;**

(3) The reasons for the stop**. Reasons for an investigative stop include, but are not limited to, calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, and stops made at a sobriety checkpoint or other road block**;

[(3)**] (4)** Whether a search was conducted as a result of the stop;

[(4)**] (5)** If a search was conducted, whether the individual consented to the search, **how the individual's consent was documented,** the probable cause for the search, whether the person was searched, whether the person's property was searched, and the duration of the search;

[(5)**] (6)** Whether any contraband was discovered in the course of the search and the type of any contraband discovered;

[(6)**] (7)** Whether any warning or citation was issued as a result of the stop;

[(7)**] (8)** If a warning or citation was issued, the violation charged or warning provided;

[(8)**] (9)** Whether an arrest was made as a result of either the stop or the search;

[(9)**] (10)** If an arrest was made, the crime charged; and

[(10)**] (11)** The location of the stop.

Such information may be reported using a format determined by the department of public safety which uses existing citation and report forms.

3. (1) Each law enforcement agency shall compile the data described in subsection 2 of this section for the calendar year into a report to the attorney general.

(2) Each law enforcement agency shall submit the report to the attorney general no later than March first of the following calendar year.

(3) The attorney general shall determine the format that all law enforcement agencies shall use to submit the report. **The attorney general may allow the department of public safety to extract the data from other reports filed by law enforcement agencies.**

4. (1) The attorney general shall analyze the annual reports of law enforcement agencies required by this section and submit a report of the findings to the governor, the general assembly and each law enforcement agency no later than June first of each year.

(2) **The report shall identify situations in which data submitted by agencies indicate that racial and ethnic groups are disproportionately affected by law enforcement activity so that further analysis may be conducted to determine whether peace officers are engaging in discriminatory policing;**

(3) The report shall provide group ratios of disparity for all categories of stops, post-stop activities, searches, and contraband found using appropriate benchmarks as defined in subsection 1 of this section;

(4) The report of the attorney general shall include at least the following information for each agency

and for the state overall:

(a) The total number of vehicles stopped by peace officers during the previous calendar year;

(b) The number and percentage of stopped motor vehicles that were driven by members of each particular minority group;

(c) **[**A comparison of the percentage of stopped motor vehicles driven by each minority group and the percentage of the state's population that each minority group comprises**] Ratios of disparity for all categories of stops, post-stop activities, searches, and contraband using appropriate benchmarks as defined in subsection 1 of this section**; and

(d) A compilation of the information reported by law enforcement agencies pursuant to subsection 2 of this section.

5. **(1)** Each law enforcement agency shall adopt a policy on **[**race-based traffic stops**] discriminatory policing** that:

[(1)**] (a)** Prohibits **[**the practice of routinely stopping members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law**] discriminatory policing**;

[(2)**] (b)** Provides for **[**periodic**] annual** reviews by the law enforcement agency of the annual report of the attorney general required by subsection 4 of this section that:

[(a)**] a.** Determine whether any peace officers of the law enforcement agency have a pattern of stopping members of minority groups for violations of vehicle laws in a number disproportionate to the population of minority groups residing or traveling within the jurisdiction of the law enforcement agency; and

[(b)**] b.** If the review reveals a pattern, require an investigation to determine whether any peace officers of the law enforcement agency **[**routinely stop members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law; and**] engaged in discriminatory policing;**

c. Include a review of complaints received by the law enforcement agency and a breakdown of which complaints were verified, found to be unfounded, remain active, and what steps were taken to address verified complaints. The review of complaints shall indicate the number of complaints alleging discriminatory policing that a law enforcement agency received; and

d. The results of the review shall be made public, however, no personnel information prohibited by law shall be disclosed; and

[(3)**] (c)** Provides for appropriate **discipline, up to and including dismissal,** counseling**,** and training of any peace officer found to have engaged in **[**race-based traffic stops**] discriminatory policing** within ninety days of the review.

The course or courses of instruction and the guidelines shall stress understanding and respect for racial and cultural differences, **cultural competency,** and development of effective, noncombative methods of carrying out law enforcement duties in a racially and culturally diverse environment.

(2) Each policy shall be in writing and accessible by the public. The attorney general shall certify that the discriminatory policing policy of each agency is substantially equivalent to the requirements of this subsection.

(3) Each policy shall put in place procedures to eliminate discriminatory policing.

6. **When a motor vehicle has been stopped solely for a traffic violation, a peace officer shall request only the following documentation from only the driver of the motor vehicle:**

(1) A driver's license or other verifiable, government-issued identification, including foreign-issued identification;

(2) Motor vehicle registration; and

(3) Proof of insurance.

7. If a law enforcement agency fails to comply with the provisions of this section, the governor may withhold any state funds appropriated to the noncompliant law enforcement agency.

[7.**] 8.** Each law enforcement agency in this state may utilize federal funds from community-oriented policing services grants or any other federal sources to equip each vehicle used for traffic stops with a video camera and voice-activated microphone **or to purchase body cameras**.

[8. A peace officer who stops a driver of a motor vehicle pursuant to a lawfully conducted sobriety check point or road block shall be exempt from the reporting requirements of subsection 2 of this section.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 5, Section 84.510, Line 61, by inserting immediately after said section and line the following:

"105.055. 1. **As used in this section, the following terms mean:**

(1) "Disciplinary action", any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, regardless of whether the withholding of work has affected or will affect the employee's compensation;

(2) "Public employee", any employee, volunteer, intern, or other individual performing work or services for a public employer;

(3) "Public employer", any state agency or office, the general assembly, any legislative or governing body of the state, any unit or political subdivision of the state, or any other instrumentality of the state.

2. No supervisor or appointing authority of any **[**state agency**] public employer** shall prohibit any employee of the **[**agency**] public employer** from discussing the operations of the **[**agency**] public employer**, either specifically or generally, with any member of the legislature, state auditor, attorney general, **a prosecuting or circuit attorney, a law enforcement agency, news media, the public,** or any state official or body charged with investigating **[**such**] any** alleged misconduct **described in this section**.

[2.**] 3.** No supervisor or appointing authority of any **[**state agency**] public employer** shall:

(1) Prohibit a **[**state**] public** employee from or take any disciplinary action whatsoever against a **[**state**]**

public employee for the disclosure of any alleged prohibited activity under investigation or any related activity, or for the disclosure of information which the employee reasonably believes evidences:

(a) A violation of any law, rule or regulation; or

(b) Mismanagement, a gross waste of funds or abuse of authority, **violation of policy, waste of public resources, alteration of technical findings or communication of scientific opinion, breaches of professional ethical canons,** or a substantial and specific danger to public health or safety, if the disclosure is not specifically prohibited by law; **[**or**]**

(2) Require **[**any such**] a public** employee to give notice to the supervisor or appointing authority prior to **[**making any such report**] disclosing any activity described in subdivision (1) of this subsection; or**

(3) Prevent a public employee from testifying before a court, administrative body, or legislative body regarding the alleged prohibited activity or disclosure of information.

[3.**] 4.** This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that **[**an**] a public** employee inform the supervisor or appointing authority as to legislative requests for information to the **[**agency**] public employer** or the substance of testimony made, or to be made, by the **public** employee to legislators on behalf of the **[**employee to legislators on behalf of the agency**] public employer**;

(2) Permitting **[**an**] a public** employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the **public** employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) Authorizing **[**an**] a public** employee to represent **[**the employee's**] his or her** personal opinions as the opinions of a **[**state agency**] public employer**; or

(4) Restricting or precluding disciplinary action taken against a **[**state**] public** employee if: the employee knew that the information was false; the information is closed or is confidential under the provisions of the open meetings law or any other law; or the disclosure relates to the employee's own violations, mismanagement, gross waste of funds, abuse of authority or endangerment of the public health or safety.

[4. As used in this section, "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, whether or not the withholding of work has affected or will affect the employee's compensation.**]**

5. **In addition to any other remedies provided by law,** any **state** employee may file an administrative appeal whenever the employee alleges that disciplinary action was taken against the employee in violation of this section. The appeal shall be filed with the administrative hearing commission; provided that the appeal shall be filed with the appropriate agency review board or body of nonmerit agency employers which have established appeal procedures substantially similar to those provided for merit employees in subsection 5 of section 36.390. The appeal shall be filed within **[**thirty days**] one year** of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with chapter 536. If the commission or appropriate review body finds that disciplinary action taken was unreasonable, the commission or appropriate review body shall modify or reverse the agency's action and order such relief for the employee as the commission considers appropriate. If the commission finds a violation of this section, it may review and recommend to the appointing authority that the violator be suspended on leave without pay for not more than thirty days or, in cases of willful or repeated violations, may review and recommend to the appointing authority that

the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the commission or appropriate review body in such cases may be appealed by any party pursuant to law.

6. Each **[**state agency**]** **public employer** shall prominently post a copy of this section in locations where it can reasonably be expected to come to the attention of all employees of the **[**agency**]** **public employer**.

7. (1) In addition to the remedies in subsection **[**6**]** **5** of this section **or any other remedies provided by law**, a person who alleges a violation of this section may bring a civil action **against the public employer** for damages within **[**ninety days**]** **one year** after the occurrence of the alleged violation.

(2) A civil action commenced pursuant to this subsection may be brought in the circuit court for the county where the alleged violation occurred, the county where the complainant resides, or the county where the person against whom the civil complaint is filed resides. **A person commencing such action may request a trial by jury.**

(3) **[**An**]** **A public** employee **[**must**]** **shall** show by clear and convincing evidence that he or she or a person acting on his or her behalf has reported or was about to report, verbally or in writing, a prohibited activity or a suspected prohibited activity. **Upon such a showing, the burden shall be on the public employer to demonstrate that the disciplinary action was not the result of such a report.**

(4) A court, in rendering a judgment in an action brought pursuant to this section, shall order, as the court considers appropriate, actual damages, and may also award the complainant all or a portion of the costs of litigation, including reasonable attorney fees.

8. If the alleged misconduct is related to the receipt and expenditures of public funds, a public employee alleging that disciplinary action was taken against the employee in violation of this section may request the state auditor to investigate the alleged misconduct and whether the disciplinary action was taken in violation of this section. If the state auditor uses his or her discretion to make such an investigation, the time to appeal such disciplinary action under subsections 5 and 7 of this section shall be the later of one year from the date of the alleged disciplinary action or ninety days following the release of the state auditor's report.

9. The provisions of this section shall apply to public employees, notwithstanding any provisions of section 213.070 and section 285.575 to the contrary.

105.725. Any person who obtains a claim or final judgment for a payment to be made out of the state legal expense fund shall not be offered or required to sign any confidentiality agreement stating that he or she will not discuss his or her claim or final judgment or stating that if he or she does discuss such claim or final judgment, he or she will waive any right to moneys from the state legal expense fund. If a confidentiality agreement is offered to a person in violation of this section and such agreement is signed, such signed agreement shall be unenforceable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 14

Amend House Amendment No. 14 to House Committee Substitute for Senate Substitute for Senate

Committee Substitute for Senate Bill No. 966, Page 2, Line 24, by inserting after all of said line the following:

"Further amend said bill, Page 36, Section 566.147, Line 42, by inserting after all of said line the following:

"567.050. 1. A person commits the offense of promoting prostitution in the first degree if he or she knowingly:

(1) Promotes prostitution by compelling a person to enter into, engage in, or remain in prostitution; **[**or**]**

(2) Promotes prostitution of a person less than sixteen years of age**; or**

(3) Owns, manages, or operates an interactive computer service, as defined 47 U.S.C. Section 230(f), or conspires or attempts to do so, with the intent to promote or facilitate the prostitution of another.

2. The term "compelling" includes:

(1) The use of forcible compulsion;

(2) The use of a drug or intoxicating substance to render a person incapable of controlling his conduct or appreciating its nature;

(3) Withholding or threatening to withhold dangerous drugs or a narcotic from a drug dependent person.

3. The offense of promoting prostitution in the first degree is a class B felony**, or a class A felony if a person violates subdivision (3) of subsection 1 of this section and acts in reckless disregard of the fact that such conduct contributed to the offense of trafficking for the purposes of sexual exploitation under section 566.209.**

4. A person injured by the acts committed in violation subdivision (3) of subsection 1 of this section and subdivisions (1) and (2) of subsection 3 of this section shall have a civil cause of action to recover damages and reasonable attorneys' fees for such injury.

5. In addition to the court's authority to order a defendant to make restitution for the damage or loss caused by his or her offense as provided in section 559.105, the court shall enter a judgment of restitution against the offender convicted of violating subdivision (3) of subsection 1 of this section and subdivision (2) of subsection 3 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in subdivision (4) of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; **[**or**]**

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; **[**or**]**

(3) During any time when a prosecution against the accused for the offense is pending in this state; **[**or**]**

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020**; or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile"

means the collective results of the DNA analysis of an evidence sample.

556.037. **1.** Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under **[**must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions**]** may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting after said section and line the following:

"**217.243. 1. Any inmate who receives an on-site nonemergency medical examination or treatment from the correctional center's medical personnel shall be assessed a charge of twenty-five cents per visit for the medical examination or treatment.**

2. Inmates shall be charged a co-pay fee except for the following:

(1) Health care services based on staff referrals;

(2) Staff-approved follow-up treatment for chronic illnesses;

(3) Preventive health care;

(4) Emergency services;

(5) Prenatal care;

(6) Diagnosis or treatment of chronic infectious diseases;

(7) Mental health care; or

(8) Substance abuse treatment.

3. Inmates without funds shall not be charged, provided they are considered to be indigent and are unable to pay the health care services fee.

4. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting the following after all of said section and line:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

(1) First degree murder under section 565.020;

(2) Second degree murder under section 565.021;

(3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;

(4) First degree assault under section 565.050;

(5) Rape in the first degree under section 566.030;

(6) Sodomy in the first degree under section 566.060;

(7) Burglary in the first degree under section 569.160;

(8) Burglary in the second degree under section 569.170;

(9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;

(10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture of a controlled substance under section 579.055;

(11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;

(12) Arson in the first degree under section 569.040;

(13) Voluntary manslaughter under section 565.023;

(14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;

(15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;

(16) Rape in the second degree under section 566.031;

(17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;

(18) Property damage in the first degree under section 569.100;

(19) The possession of a weapon under chapter 571;

(20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;

(21) Sodomy in the second degree pursuant to section 566.061;

(22) Sexual misconduct involving a child pursuant to section 566.083;

(23) Sexual abuse in the first degree pursuant to section 566.100; **or**

(24) **[**Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or

(25)**]** Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225**[**;**]**

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her suspension the requirement that such student is not allowed, while on such suspension, to be

within one thousand feet of any school property in the school district where such student attended school or any activity of that district, regardless of whether or not the activity takes place on district property unless:

(1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;

(2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;

(3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or

(4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined

in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio.

167.117. 1. **[**In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.**]** **For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.**

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on **[**the**]** school premises**[**, including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property**]** any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall **[**immediately**]** **as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent.

In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.

3. **[**In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.**] In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

4. A school employee, superintendent**,** or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. **(1) This subsection shall be known and may be cited as "Blair's Law".**

(2) A person commits the offense of unlawful use of weapons if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

(3) This subsection shall not apply if the firearm is discharged:

(a) As allowed by a defense of justification under chapter 563;

(b) On a properly supervised range;

(c) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(d) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(e) By special permit of the chief of police of the municipality;

(f) As required by an animal control officer in the performance of his or her duties;

(g) Using blanks;

(h) More than one mile from any occupied structure; or

(i) In self defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person.

(4) Notwithstanding any other provision of this section, a person who commits the offense of unlawful use of weapons under this subsection shall be guilty of a class D felony; except when such

person commits a violation under subdivision (9) of subsection 1 of this section in which case the penalties of subdivision (4) of subsection 9 of this section shall apply.

3. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person 's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency 's jurisdiction, or all qualified retired peace officers, as defined in subsection **[**12**]** **13** of this section, and who carry the identification defined in subsection **[**13**]** **14** of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the board of probation and parole;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are

necessary to the fulfillment of such person ‘s official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person ‘s official duties.

[3.**]** **4.** Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

[4.**]** **5.** Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

[5.**]** **6.** Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

[6.**]** **7.** Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee ‘s vehicle on the state ‘s property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee’s vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, “state employee” means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

[7.**]** **8.** Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

[8.**]** **9.** A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony**, except when such person commits a violation under subsection 2 of this section in which case the**

penalties of subdivision (4) of subsection 2 of this section shall apply;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply**; and except when such person commits a violation under subsection 2 of this section in which case the penalties of subdivision (4) of subsection 2 of this section shall apply**;

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

[9.**]** **10.** Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

[10.**]** **11.** Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

[11.**]** **12.** Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

[12.**]** **13.** As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

[13.**]** **14.** The identification required by subdivision (1) of subsection **[**2**]** **3** of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished

while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection **[**2**]** **3** of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection **[**2**]** **3** of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less

than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the

premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual ‘s driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual ‘s driving record. The notice is deemed received three days after mailing.

571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection **[**2**]** **3** of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection **[**2**]** **3** of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any

other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or

commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 16, Section 217.690, Line 91, by inserting after said section and line the following:

"**217.697. 1. Notwithstanding any other provision of law, any offender incarcerated in a correctional facility after being sentenced by a court of this state who is serving a sentence of life without parole for a minimum of fifty years or more, is sixty-five years of age or older, has no felony conviction for a violent crime prior to the one for which he or she is currently serving the sentence, and is not a convicted sex offender shall receive a parole hearing upon serving thirty years or more of his or her sentence.**

2. During the parole hearing required under subsection 1 of this section, the board of probation and parole shall determine whether there is a reasonable probability that the offender will live and remain at liberty without violation of law upon release and therefore is eligible for release upon a finding that the offender has:

(1) A record of good conduct while incarcerated;

(2) Demonstrated self-rehabilitation while incarcerated;

(3) A workable parole plan, including community and family support;

(4) An institutional risk factor score of no higher than one; and

(5) A mental health score of one or two.

3. Any offender granted parole under this section shall be subject to a minimum of five years of supervision by the board of probation and parole upon release.

4. If the board does not grant parole to an offender who qualifies for parole under this section, the offender shall be eligible for a reconsideration parole hearing every two years until a presumptive release date is established.

5. Nothing in this section shall diminish the consideration of parole under any other provision of law applicable to the offender or the responsibility and authority of the governor to grant clemency, including pardons and commutation of sentences when necessary or desirable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 19

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, **[**may**] shall** receive additional credit in terms of days spent in confinement **[**upon recommendation for such credit by the offender's institutional superintendent when**] if** the offender meets the requirements for such credit as provided in subsections 3 **[**and**], 4, 6, and 8** of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving.

3. **(1)** The director of the department of corrections shall issue a policy for awarding credit. The policy **[**may**] shall** reward an **[**inmate**] offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the **work and** rehabilitation programs available to him or her. Any violation of **major** institutional rules **[**or**],** the laws of this state**, or the accumulation of minor violations exceeding six within a calendar year** may result in the loss of all or a portion of any credit earned by the **[**inmate**] offender** pursuant to this section.

(2) Earned credits lost for a violation of institutional rules or laws of this state may be restored as provided under the department's policy.

(3) Earned credits from previous years shall not be lost.

4. **(1)** The department shall cause the policy to be published in the code of state regulations.

(2) Subject to the provisions of subsection 6 of this section, the department shall adopt rules that specify the programs or activities for which credit may be earned under this section; the criteria for determining productive participation in, or completion of, the programs or activities and the criteria for awarding credit, including criteria for awarding additional credit for successful program or activity completion; and the criteria for withdrawing previously earned credit as a result of a violation of institutional rules or laws of this state.

5. **[**No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.**]** **No person committed to the department who is sentenced to death shall be eligible for good time credit.**

6. (1) Each offender shall receive a deduction from his or her sentence by being awarded the following specified monthly credits:

(a) For the offender's participation in any work program, credit earned shall be fifteen days for every month's work performed by such offender;

(b) For the offender's successful completion of high school, or for the offender who has obtained his or her diploma or equivalent general education diploma, credit earned shall be ninety days;

(c) For the offender's successful completion of an alcohol or drug abuse treatment program, credit earned shall be ninety days;

(d) For the offender's successful completion of each restorative justice program, credit earned shall be ninety days;

(e) For the offender's successful completion of each mental health or rehabilitation program not specified in this section, credit earned shall be ninety days;

(f) For the offender's successful completion of vocational training, credit earned shall be ninety days; and

(g) For the offender's successful completion of other educational accomplishments or other programs not specified in this section, credit earned shall be ninety days.

(2) For purposes of this subsection, "credit earned" means good time credit awarded to an offender and each credit shall be calculated to be a period of one day.

7. The accumulated credit of every offender shall be maintained by the institution where the term of imprisonment is being served. A record of such credit accumulated shall be:

(1) Sent to the records office of the department on a quarterly basis;

(2) Forwarded to the division of probation and parole; and

(3) Provided to the offender.

8. The provisions of this section shall only apply to offenses occurring after January 1, 1979.

9. The department of corrections shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2019, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 951**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 843**, entitled:

An Act to repeal sections 8.003, 8.007, 8.015, 8.017, 41.1010, 91.640, 105.955, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and section 105.959 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof fifty-three new sections relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

With House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment Nos, 2, 3, 4, 5, 6, 7, 8, 9, 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 12 and 14.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 1

Amend House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 9, by inserting after all of said line the following:

"Further amend said bill, Page 46, Section 332.086, Line 37, by inserting after all of said line the following:

"334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960 and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020 and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral**;**

(7) When such physician has a direct or indirect minority ownership or investment interest of not more than five percent in a hospital, as defined in section 197.020, whether through equity, debt, or other means and physical therapy is offered as a service of the hospital.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 1

Amend House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Lines 14-21 by removing all of said Lines from the amendment; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 2, Section 8.003, Lines 20-21, by deleting all of said lines and inserting in lieu thereof the following:

"[three] **the first** public [members term] **member appointed after the effective date of this act** shall be for two years, thereafter the [terms] **term of all subsequently appointed public members**"; and

Further amend said bill, Page 5, Section 8.007, Line 61, by inserting immediately after said line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. **Except as provided under section 8.007,** the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board."; and

Further amend said bill and page, Section 29.415, Lines 1-5, by deleting said lines and section from the bill; and

Further amend said bill, Pages 9-17, Section 105.955, Lines 1-272, by removing said section and lines and inserting in lieu thereof the following:

"109.221. 1. The state shall establish and administer a "State Historical Records Advisory Board". The state historical records advisory board shall consist of [twelve] **seven** members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state **or his or her designee** shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually. The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

2. The state historical records advisory board is assigned to the office of the secretary of state. Members of the board shall receive no compensation for their service, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

4. The board may seek funds available through the National Historical Publications and Records Commission for the subvention of all or part of the costs of printing and manufacturing volumes that have been formally endorsed by the commission.

5. The board may seek funds from the National Historical Publications and Records Commission for sponsoring and publishing surveys of the conditions and needs of historical records in the state; for soliciting or developing proposals for projects to be carried out in the state for preservation of historical records and publications; for reviewing records proposals by institutions in the state and making recommendations from these to the commission; and for developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission. The board may further carry out those necessary duties to fulfill its purpose of helping in the collection and preservation of Missouri's historical records and such other duties as may be prescribed by law.

6. The secretary of state, as state historical records coordinator, may fund and administer[, with the advice of the state historical records advisory board], grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

109.225. 1. There is hereby established the "Missouri Board on Geographic Names". The board shall be assigned for administrative purposes to the office of the secretary of state.

2. The board shall consist of nineteen members as follows:

(1) The secretary of state, who shall serve as chair of the board;

(2) [Nine] **Eight** citizens of Missouri appointed by the secretary of state;

(3) The director or the director's designee of the department of transportation;

(4) The director or the director's designee of the department of conservation;

(5) The director or the director's designee of the department of natural resources;

(6) **The director or the director's designee of the department of agriculture;**

(7) The commissioner or the commissioner's designee of the office of administration;

[(7)] **(8)** The director or the director's designee of the state archives;

[(8)] **(9)** The executive director or the executive director's designee of the state historical society of Missouri;

[(9)] **(10)** The director or the director's designee of the United States Geological Survey;

[(10)] **(11)** The director or the director's designee of the United States Forest Service; and

[(11)] **(12)** The director or the director's designee of the United States Corps of Engineers.

3. Appointed members of the board shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the board shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.

4. The board shall meet annually and as otherwise required by the secretary of state.

5. The board shall designate from its members a vice chair and shall adopt written guidelines to govern the management of the board.

6. Each member of the board shall serve without compensation, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the board.

7. The secretary of state shall designate an employee of the secretary of state's office as executive secretary for the board, who shall serve as a nonvoting member and shall maintain the records of the board's activities and decisions and shall be responsible for correspondence between the board and the United States Board on Geographic Names and other agencies.

8. The board shall:

(1) Receive and evaluate all proposals for changes in or additions to names of geographic features and places in the state of Missouri to determine the most appropriate and acceptable names for use in maps and official documents of all levels of government;

(2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;

(3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;

(4) Assist in the maintenance of a Missouri geographic names database as part of the national database;

(5) Maintain a list of advisors who have special interest and knowledge in Missouri history, geography, or culture and consult with such advisors on a regular basis in the course of the board's deliberations;

(6) Develop and revise state priorities for geographic records projects following guidelines of the United States Board on Geographic Names; and

(7) Submit a report on its activities annually to the general assembly.

9. The board may apply for moneys through federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic records in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for preservation of geographic records and publications.

109.255. 1. The secretary of state**, or his or her designee,** is hereby authorized to appoint and serve as chairman of a local records board to advise, counsel, and judge what local records shall be retained, copied, preserved, or disposed of and in what manner these functions shall be carried out by the director. This board shall represent a wide area of public interest in local records and shall consist of at least twelve members one of whom shall represent school boards, one constitutional charter city, one third class city, one fourth class city, [one village, one township, one for each class of county of the first and second class, one third or fourth class county, one higher education,] one historical society**, two of whom shall represent counties of the first or second classification, two of whom shall represent counties of the third or fourth classification,** and such other members as the secretary of state shall direct.

2. The members of the board of record control shall serve staggered terms and may be removed at the pleasure of the secretary of state.

3. The members of the board of control shall receive no salary but may be compensated for travel expenses if the budget of the secretary of state permits.

4. The board shall meet at such times as the chairman may call them.

5. The director with advice of the board of record control shall issue directives to guide local officials on the destruction of local records and nonrecord materials.”; and

Further amend said bill, Page 18, Section 143.1015, Line 32, by inserting after all of said section and line the following:

“181.022. 1. The secretary of state shall create the “Secretary’s Council on Library Development” to advise the secretary of state and the state library on matters that relate to the state’s libraries and library service to Missouri citizens, to recommend to the secretary of state and the state library policies and programs relating to libraries in the state, and to communicate the value of libraries.

2. Members of the secretary’s council on library development shall serve three-year terms, to be served on a rotating basis as shall be established by the secretary of state.

3. The members of the secretary’s council on library development shall be appointed by the secretary of state, to include [members of the house of representatives, members of the senate,] representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries **,as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council**.”; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

“195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his

or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or from any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations, even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options, including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 45, Section 324.478, Line 49, by inserting immediately after said line the following:

"327.313. Applications for enrollment as a land surveyor-in-training shall be typewritten on prescribed forms furnished to the applicant. The application shall contain applicant's statements showing the applicant's education, experience**,** and such other pertinent information as the board may require[, including but not limited to three letters of reference, one of which shall be from a professional land surveyor who has personal knowledge of the applicant's land surveying education or experience]. Each application shall contain a statement that it is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require[, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience]. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee."; and

Further amend said bill, Pages 58-59, Section 105.959, Lines 1-57, by removing said lines from the bill; and

Further amend said bill, Page 68, Section B, Line 6, by inserting immediately after said line the following:

"Section C. Because immediate action is necessary to allow for the safe disposal of unused pharmaceuticals, the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety,

and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 22, Section 191.980, Line 51, by inserting immediately after said line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in

case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**any provider of medical services and mental health services, including all other medical disciplines**] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[(2)**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.

3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.

4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants

under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.

5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.**

208.677. **[**1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:

(1) An office of a physician or health care provider;

(2) A hospital;

(3) A critical access hospital;

(4) A rural health clinic;

(5) A federally qualified health center;

(6) A long-term care facility licensed under chapter 198;

(7) A dialysis center;

(8) A Missouri state habilitation center or regional office;

(9) A community mental health center;

(10) A Missouri state mental health facility;

(11) A Missouri state facility;

(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;

(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;

(14) A school;

(15) The MO HealthNet recipient's home;

(16) A clinical designated area in a pharmacy; or

(17) A child assessment center as described in section 210.001.

2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 64, Section 208.197, Line 18, by inserting immediately after said line the following:

"**[**208.671. 1. As used in this section and section 208.673, the following terms shall mean:

(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;

(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;

(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;

(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;

(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;

(6) "Originating site", the site where a MO HealthNet participant

receiving services and such participant's treating provider are both physically located;

(7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;

(8) "Telehealth", as that term is defined in section 191.1145;

(9) "Treating provider", a provider who:

(a) Evaluates a participant;

(b) Determines the need for a consultation;

(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and

(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.

2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:

(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;

(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;

(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;

(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;

(5) Security and privacy of such digital files;

(6) Participant consent for asynchronous store-and-forward services; and

(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment

under this section unless and until an opinion is rendered.

Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.

4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.**]**

[208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.

2. The committee shall be comprised of the following members:

(1) The director of the MO HealthNet division, or the director's designee;

(2) The medical director of the MO HealthNet division;

(3) A representative from a Missouri institution of higher education with expertise in telehealth;

(4) A representative from the Missouri office of primary care and rural health;

(5) Two board-certified specialists licensed to practice medicine in this state;

(6) A representative from a hospital located in this state that utilizes telehealth;

(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;

(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;

(9) A dentist licensed to practice in this state; and

(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.

3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the

committee shall consist of three members to serve three-year terms, three members to serve two-year terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.

4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.

5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.**]**

[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:

(1) Physicians, assistant physicians, and physician assistants;

(2) Advanced practice registered nurses;

(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;

(4) Psychologists and provisional licensees;

(5) Pharmacists;

(6) Speech, occupational, or physical therapists;

(7) Clinical social workers;

(8) Podiatrists;

(9) Optometrists;

(10) Licensed professional counselors; and

(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting immediately after said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an

agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For the purposes of this section, "advertising" shall mean any communication specified in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary

related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term "specialist" or the phrase "limited to the specialty of" unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible**, with print equal to or larger than the announcement of services,** or audible**, with speech volume and pace equal to the announcement of services,** statement: "Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of";

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; and

(i) Any advertisement denoting the use of sedation services permitted by the board under section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms may only be used in the announcement or advertisement of sedation services if the advertising dentist is duly permitted to use deep sedation, general anesthesia, or moderate sedation under section 332.362;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying "rebates" to or "splitting fees" with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or

specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist; requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so

imposed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 32, Section 209.307, Line 4, by inserting after all of said section and line the following:

"210.102. 1. **[**It shall be the duty of the Missouri children's services commission to:

(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;

(2) Develop an integrated state plan for the care provided to children in this state through state programs;

(3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:

(a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;

(b) Program recommendations for children's services which include child development, education, supervision, health and social services;

(4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;

(5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:

(a) A general description of the activities pertaining to children of each state agency having a member on the commission;

(b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;

(c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;

(d) A report from the commission regarding the state of children in Missouri.

2.**]** There is hereby established within the **[**children's services commission**]** **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

[3.**]** **2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of **[**subsections 2 and 3**]** **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[4.**]** **3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections **[**2 and 3**]** **1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections **[**2 and 3**]** **1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 64, Section 208.197, Line 17, by inserting after all of said section and line the following:

"**[**210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:

(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;

(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;

(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;

(4) Two members, one from each political party, of the senate, who

shall be appointed by the president pro tempore of the senate;

All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.

2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.

3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.

4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.

5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.

6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.

7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.**]**

[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be

received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.

2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.

3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.

4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.

5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 50, Section 335.021, Line 36, by inserting after all of said line the following:

"338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor**, drug outsourcer, third-party logistics provider,** or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.

2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy's total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of

a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) **"Drug outsourcer", an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) "Legend drug":

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) "Caution: Federal law prohibits dispensing without prescription";

(ii) "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; or

(iii) "Rx Only"; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term "drug", "prescription drug", or "legend drug" shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

[(2)**]** **(3)** "Out-of-state wholesale drug distributor", a wholesale drug distributor with no physical facilities located in the state;

[(3)**]** **(4)** "Pharmacy distributor", any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;

[(4)**]** **(5) "Third-party logistics provider", an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale distributor, or dispenser of a legend drug, but does not take ownership of the product, nor have responsibility to**

direct the sale or disposition of the product;

(6) "Wholesale drug distributor", anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor without first obtaining license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution**, drug outsourcer or third-party logistics** site owned or operated by a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor, unless such drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if **[**he**]** **the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors**, drug outsourcers, third-party logistics providers,** or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that **[**an out-of-state wholesale drug distributor or out-of-state pharmacy distributor**]** **the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor **[**or**]** **,** out-of-state pharmacy acting as a distributor**, drug outsourcer, or out-of-state third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee,

except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's**, drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any **[**out-of-state wholesale drug distributor or out-of-state pharmacy**] entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor **[**or**] ,** out-of-state pharmacy distributor**, drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the **[**wholesale drug distributor or pharmacy distributor**] entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 9, Section 91.640, Line 67, by inserting immediately after all of said section and line the following:

"103.008. 1. The general administration and the responsibility for the proper operation of the plan is vested in a board of trustees of thirteen persons, as follows: the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, the commissioner of the state office of administration serving ex officio, one member of the senate from the majority party appointed by the president pro tem of the senate and one member of the senate from the minority party appointed by the president pro tem of the senate with the concurrence of the minority floor leader of the senate, one member of the house of representatives from the majority party appointed by the speaker of the house of representatives and one member of the house of representatives from the minority party appointed by the speaker of the house of representatives with the concurrence of the minority floor leader of the house of representatives, **two members of the system who are current employees elected by a plurality vote of members of the system who are also current employees for a term of four years, one member of the system who is a retiree elected by a plurality vote of retired members of the system for a term of four years,** and **[**six**] three** members appointed by the governor with the advice and consent of the senate. Of the **[**six**] three** members appointed by the governor, **[**three**] all** shall be citizens of the state of Missouri who are not members of the plan, but who are familiar with medical issues. **[**The remaining three members shall be members of the plan and may be selected from any state agency or any participating member agency.**]**

2. Except for the legislative members, the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, and the

commissioner of the office of administration, trustees shall be chosen for terms of four years from the first day of January next following their election or appointment. Any vacancies occurring in the office of trustee shall be filed in the same manner the office was filed previously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 53, Section 620.1200, Line 29, by inserting after all of said section and line the following:

"**620.2200. 1. This act shall be known and may be cited as the "Missouri Route 66 Centennial Commission Act".**

2. The commission shall be composed of eighteen members who reflect the interests, history, and importance of the communities along Route 66 in Missouri. The members shall be appointed as follows:

(1) Two public members appointed by the speaker of the house of representatives;

(2) Two public members appointed by the minority leader of the house of representatives;

(3) Two public members appointed by the president pro tempore of the senate;

(4) Two public members appointed by the minority leader of the senate;

(5) Three public members appointed by the governor, one of whom shall serve as chairperson; and

(6) Seven ex officio members as follows:

(a) The governor, or his or her designee;

(b) The director of the department of transportation, or his or her designee;

(c) The director of the department of natural resources, or his or her designee;

(d) The director of the division of tourism, or his or her designee;

(e) The director of the department of economic development, or his or her designee;

(f) The secretary of state, or his or her designee; and

(g) The president of the Route 66 Association of Missouri, or his or her designee.

3. An ex officio member of the commission vacates his or her position on the commission if he or she ceases to hold the position that qualifies the person for service on the commission.

4. (1) A public member of the commission is not entitled to compensation but is entitled to reimbursement for the travel expenses incurred by the member while transacting commission business.

(2) An ex officio member's service on the commission is an additional duty of the underlying position that qualifies the member for service on the commission. The entitlement of an ex officio member to compensation or reimbursement for travel expenses incurred while transacting

commission business is governed by the law that applies to the member's service in that underlying position, and any payment to the member for either purpose shall be made from an appropriation that may be used for the purpose and is available to the state agency that the member serves in that underlying position.

5. (1) The commission shall meet at least quarterly at the times and places in this state that the commission designates.

(2) A majority of the members of the commission constitutes a quorum for transacting commission business.

6. The duties of the commission shall be to:

(1) Plan and sponsor official Route 66 centennial events, programs, and activities in the state;

(2) Encourage the development of programs designed to involve all citizens in activities that commemorate Route 66 centennial events in the state; and

(3) To the best of the commission's ability, make available to the public information on Route 66 centennial events happening throughout the state.

7. Subject to appropriation, the office of tourism shall provide administrative and other support to the commission.

8. (1) The commission may accept monetary gifts and grants from any public or private source, to be held in the Missouri Route 66 centennial commission fund. The Missouri Route 66 centennial commission fund is created as a nonappropriated trust fund to be held outside of the state treasury, with the state treasurer as custodian. The fund shall be expended solely for the use of the commission in performing the commission's powers and duties under this section.

(2) The commission may also accept in-kind gifts.

9. Before June 30, 2027, a final report on the commission's activities shall be delivered to the governor. The commission shall be dissolved on June 30, 2027, and any moneys remaining in the Missouri Route 66 centennial commission fund shall be deposited in the general revenue fund.

10. The provisions of this section terminate on December 1, 2027."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 52, Section 453.600, Line 51, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or**

this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court

where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"**324.018. 1. For purposes of this section, the following terms mean:**

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Lobbyist", the same meaning given to the term in section 105.470;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license.

2. State licensing authorities shall not contract for pay, or otherwise compensate any lobbyist to lobby on their behalf; except this section shall not be construed to prohibit, limit, preclude, or deprive

any officer or employee of a department or agency from exercising the department's or agency's individual right to communicate with members of the general assembly through proper official channels at the request of a member or to request legislative action or appropriations that are deemed necessary for the efficient conduct of public business or actually made in the proper performance of his or her official duties, including testifying before the general assembly or any committee thereof for information purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 40, Section 324.409, Lines 19-21, by deleting all of said lines and inserting in lieu thereof the following:

"[2. Verification of experience required pursuant to this section shall be based on a minimum of two client references, business or employment verification and three industry references, submitted to the council.]"; and

Further amend said bill and section by renumbering subsequent subsections; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 11

Amend House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 1, by inserting immediately after said line the following:

"**13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting after all of said section and line the following:

"334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**Step 1 and**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**steps**] step** of any other board-approved medical licensing examination within the **[**two-year**] three-year** period immediately preceding application for licensure as an assistant physician, **[**but in no event more than**] or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding **[**two-year**]** **three-year** period unless when such **[**two-year**]** **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this

section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**P.L.**]** **Pub. L.** 95-210 **[,] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than [three] **six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon

protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical

access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**three**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section**.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating

physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill, Page 48, Section 334.625, Line 36, by inserting immediately after said section and line the following:

"334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of

sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license

of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**three**]** **six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced

pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration."; and

Further amend said bill, Page 50, Section 335.021, Line 36, by inserting immediately after said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**or**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after

completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or

the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who

has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 5, Section 29.415, Line 5, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:**

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"**324.015. 1. For purposes of this section, the following terms mean:**

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Low-income individual", any individual:

(a) Whose household adjusted gross income is below one hundred thirty percent of the federal poverty line or a higher threshold to be set by the department of insurance, financial institutions and professional registration by rule; or

(b) Who is enrolled in a state or federal public assistance program including, but not limited to, Temporary Assistance for Needy Families, the MO HealthNet program, or the Supplemental Nutrition Assistance Program;

(4) "Military families", any active duty service members and their spouses and honorably discharged veterans and their spouses. The term "military families" includes surviving spouses of deceased service members who have not remarried;

(5) "Occupational fee", a fee or tax on professionals or businesses that is charged for the privilege of providing goods or services within a certain jurisdiction;

(6) "Political subdivision", any city, town, village, or county.

2. All state and political subdivision licensing authorities shall waive all occupational fees and any other fees associated with licensing requirements for military families and low-income individuals for a period of two years beginning on the date an application is approved under subsection 3 of this section. Military families and low-income individuals whose applications are approved shall not be required to pay any occupational fees that become due during the two-year period.

3. Any individual seeking a waiver described under subsection 2 of this section shall apply to the appropriate licensing authority in a format prescribed by the licensing authority. The licensing authority shall approve or deny the application within thirty days of receipt.

4. An individual shall be eligible to receive only one waiver under this section from each licensing authority.

5. The waiver described under subsection 2 of this section shall not apply to fees required to obtain business licenses.

6. State licensing authorities and the department of insurance, financial institutions and professional registration shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after

August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 951**, as amended. Representatives: Pfautsch, Ross, Walker (74), Kendrick.

RESOLUTIONS

Senator Sifton offered Senate Resolution No. 2128, regarding Dr. Jim B. Simpson, Crestwood, which was adopted.

INTRODUCTION OF GUESTS

Senator Wallingford introduced to the Senate, the Physician of the Day, Dr. Sharon Wallace, and her husband, Douglas, Cape Girardeau.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SEVENTY-SECOND DAY–WEDNESDAY, MAY 16, 2018

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2644-Rowland

HJR 79-Brattin

HCS for HJR 100

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS

5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HBs 2280, 2120, 1468 & 1616, with SCS (Sater)
2. HB 1460-Evans (Rowden)
3. HCS for HB 2140, with SCS (Nasheed)
4. HB 1517-McCann Beatty (Curls)
5. HB 1625-Morris (Curls)
6. HB 2117-Pfautsch (Emery)
7. HB 1800-Miller, with SCS (Emery)
8. HB 1675-Redmon (Emery)
9. HBs 1421 & 1371-Pfautsch, with SCS (Romine)
10. HB 1265-Schroer (Onder)
11. HCS for HB 1300, with SCS (Schatz)
12. HB 1349-Black (Hoskins)
13. HB 1469-Davis (Wallingford)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle

SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1249-Plocher, with SCS (Dixon)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1267-Lichtenegger (Munzlinger)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HCS for HB 1388, with SCS (Riddle)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1413-Taylor, with SCS, SS for SCS & SA 1 (pending) (Onder)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HB 1446-Eggleston, with SCS (Koenig)
HCS for HB 1456, with SCS (Wallingford)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HCS for HB 1617, with SCS, SS#2 for SCS & SA 1 (pending) (Onder)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HCS for HB 1667, with SCS (Wallingford)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HCS for HB 1713, with SCS (Sater)
HB 1719-Grier, with SCS, SS for SCS & SA 1 (pending) (Riddle)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HB 1832-Cornejo, with SCS (Riddle)
HCS for HB 1868, with SCS (Riddle)
HCS for HB 1872 (Hegeman)
HB 1892-Wilson (Cierpiot)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HCS for HB 2031 (Hoskins)
HB 2039-Fraker (Cunningham)
HCS for HB 2042, with SCS (Dixon)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HB 2179-Richardson (Kehoe)
HB 2208-Curtman, with SCS (Eigel)
HCS for HB 2216, with SCS (Emery)
HCS for HB 2249, with SCS (Riddle)
HCS for HBs 2277 & 1983, with SCS (Schatz)
HCS for HBs 2337 & 2272, with SCS (Wieland)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 549-Wasson, with HA 1, HA 3, HA 4, HA 5, as amended, HA 6, HA 7, HA 8, HA 9 & HA 10
SS#2 for SCS for SB 590-Hegeman, with HA 1 & point of order (pending)
SS for SB 597-Riddle, with HCS, as amended
SB 757-Schatz, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8 & HA 9
SS for SCS for SB 843-Riddle, with HCS, as amended
SS for SCS for SB 966-Rowden, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SCS for SBs 603, 576 & 898-Onder, with HCS, as amended
SS for SB 608-Hoskins, with HCS
SB 660-Riddle, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 687-Sater, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SB 718-Eigel, with HCS, as amended
SB 743-Sater, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SCS for SB 775-Brown, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 806-Crawford, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SCS for SB 826-Sater, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SB 870-Hegeman, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 951-Crawford, with HCS, as amended
HB 1350-Smith (163), with SS for SCS, as amended (Rowden)
HB 1633-Corlew, with SS for SCS, as amended (Dixon)

Requests to Recede or Grant Conference

SCS for SBs 807 & 577-Wasson, with HCS, as amended (Senate requests House recede or grant conference)
SB 808-Brown, with HCS, as amended (Senate requests House recede or grant conference)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf
SR 2052-Schaaf

SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf

Reported from Committee

SCR 28-Schupp and Nasheed
SCR 30-Wallingford, with SA 1 (pending)
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-SECOND DAY—WEDNESDAY, MAY 16, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"Know that I am with you and will keep you wherever you go…for I will not leave you until I have done what I have promised you." (Genesis 28:15)

Lord God, we are halfway through this final week and we have much to do but we hear Your promise and trust that whatever is truly needed to be done You will make it happen. So hear our words and in Your steadfast love may we do that which is pleasing to You and reflects Your will for us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from KSPR News and KMIZ-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 2129, regarding the 2017-2018 Class 2 State Champion Liberty Christian Academy girls soccer team, Wright City, which was adopted.

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2130
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 25 be amended to read as follows:

"Rule 25. The president pro tem of the senate shall appoint the following standing committees:

1. Committee on Administration, 5 members.
2. Committee on Agriculture, Food Production and Outdoor Resources, 8 members.
3. Committee on Appropriations, 11 members.
4. Committee on Commerce, Consumer Protection, Energy and the Environment, 11 members.
5. Committee on Economic Development, 11 members.
6. Committee on Education, 9 members.
7. Committee on Fiscal Oversight, 7 members.
8. Committee on General Laws, 7 members.
9. Committee on Government Reform, 7 members.
10. Committee on Gubernatorial Appointments, 11 members.
11. Committee on Health and Pensions, 7 members.
12. Committee on Insurance and Banking, 7 members.
13. Committee on the Judiciary and Civil and Criminal Jurisprudence, 7 members.
14. Committee on Local Government and Elections, 7 members.
15. Committee on Professional Registration, 7 members.
16. Committee on Progress and Development, 4 members.
17. Committee on Rules, Joint Rules, Resolutions and Ethics, 7 members.
18. Committee on Seniors, Families and Children, 7 members.
19. Committee on Small Business and Industry, 8 members.
20. Committee on Transportation, Infrastructure and Public Safety, 7 members.
21. Committee on Veterans and Military Affairs, 7 members.
22. Committee on Ways and Means, 7 members.

All committees shall have leave to report at any time. The chairman of any standing committee may appoint one or more subcommittees, with the approval of the committee, to hold hearings on bills referred to the committee and shall report its findings to the standing committee.

It is expected that members of the General Assembly and statewide elected state officials will have the opportunity to address matters that come before any standing or interim committee of the Senate within their respective official capacities. Therefore, the chairs of any such committee shall prohibit members of the General Assembly and statewide elected state officials from offering testimony at any such committee other than the sponsor of legislation pending before the committee. At the discretion of the chair, if there is an excusable absence of the sponsor of a bill pending before a committee, one member of the same house of the General Assembly as the sponsor may serve as a substitute to present the bill to the committee."

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2131
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **When the senate proceeds to the order of business of Reports of Standing Committees, the presiding officer shall recognize chairmen seeking recognition in order of their seniority, except for the chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics and the chairman of the Committee on Fiscal Oversight, for the purpose of sending reports forward. Bills sent forward shall be placed on the appropriate calendar in the order in which such bills are received and in the order in which such bills are arranged by the chairman.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate."

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2132
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Senate Rules be amended by adding Senate Rule 103 to read as follows:

"**Rule 103. All staff of a senator and senate staff shall disclose to the secretary of the senate any relationship, financial or otherwise, that such person has with an organization exempt from taxation under Section 501(c)(4) of the Internal Revenue Code. Such disclosure information shall be made available to all senators upon request.**"

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2133
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rules 3 and 4 be amended to read as follows:

"Rule 3. The business of the senate shall be **[**disposed of in the following order**]**:

1. Reading Journal.
2. Introduction of guests.
3. Petitions, memorials and remonstrances.
4. Resolutions.
5. Concurrent Resolutions.
6. Introduction of bills.
7. Report of standing committees.
8. Report of select committees.
9. Second reading of Senate bills.
10. Messages from House.
11. First reading of House bills.
12. House bills on second reading.

13. Third reading of Senate bills.

14. Bills, reports and other bills on the table, including bills for perfection.

15. House bills on third reading.

16. Order of the day.

17. Introduction of guests.

18. Announcement of committee meetings, etc.

Rule 4. The president shall, on each day, announce the business in order agreeable to the preceding rule and no business shall be taken up or considered until the **[**class**] order of business** to which it belongs is declared in order, but communications from the governor and reports from the Committee on Rules, Joint Rules, Resolutions, and Ethics may be received at any time. **The first six orders of business shall be called as numerically presented until completed. The subsequent orders of business shall be considered upon a motion approved by a majority of the members elected.**"

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2134
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rules 44 and 50 be amended to read as follows:

"Rule 44. Beginning on July first of each year, members and members-elect may deposit bills and joint resolutions for the next regular session with the secretary of the senate at any time. The secretary shall hold the bills and joint resolutions so deposited in the order filed. After the close of business on December first, the secretary shall assign numbers to bills and joint resolutions deposited in that office by seniority of the member first signing the measure, with a limit of **[**three bills or joint resolutions**] one bill or joint resolution** per rotation of the seniority list from the total number of measures deposited. All measures deposited through December first shall stand as pre-filed without further action by the member or member-elect. At the close of business on each day thereafter until the opening day of the session, bills and joint resolutions received during the day shall be assigned numbers in the order in which the bill or joint resolution is filed with the secretary.

Once filed, bills and joint resolutions shall not be changed except to correct patent typographical, clerical or drafting errors that do not involve changes of substance, nor shall substitutions be made therefor. Any bill may be withdrawn but the number shall not be reassigned once a number has been given.

Seniority for the purposes of this rule shall be determined as follows:

(1) Continuous senate service;

(2) In the case of equal continuous senate service, majority party members shall have seniority over minority party members;

(3) In the case of equal continuous senate service by members of the same party, prior non-continuous senate service;

(4) In the case of equal continuous and prior non-continuous senate service by members of the same party, prior house service;

(5) In the case of equal continuous and equal prior non-continuous senate service and equal prior house service by members of the same party, seniority shall be determined by the caucus of that party.

Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **Any of the first three senate bills or joint resolutions pre-filed under Senate Rule 44 by a senator that are reported to the senate from committee shall be placed on the calendar under the order of business of "senate bills for perfection" in numerical order above all other bills on that order of business regardless of the day in which the bill was reported to the senate.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate."

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2135
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 28 be amended to read as follows:

"Rule 28. The duties of the standing committees of the senate are as follows:

1. The Committee on Administration shall superintend and have sole and complete control of all financial obligations and business affairs of the senate, the assignment of offices and seats, and the supervision of certain designated employees. The committee shall be authorized to employ an administrator, who shall be provided with office space as designated by the committee. The administrator or the secretary of the senate may be authorized to act for the committee, but only in the manner and to the extent as may have previously been authorized by the committee with such authorization entered in the minutes of the committee. No voucher calling for payment from the contingent fund of the senate shall be drawn, nor shall any valid obligation exist against the contingent fund until the same shall have been approved by the committee or its administrator and be recorded in the minutes thereof. All vouchers must be signed by the chairman of the committee or the administrator, if so authorized. The committee or its administrator shall provide for the receiving and receipt of all supplies, equipment and furnishings purchased for the account of the senate, and the distribution thereof. The administrator shall keep a detailed running account of all transactions and shall open his records for inspection to any senator who so requests. All employees other than elected officials of the senate and employees of the individual senators, shall be selected by the committee, who shall control their tenure, set their compensation, assign their duties and exercise complete supervision over them. When necessary, the committee shall assign office space and seats in the senate chamber.

2. The Committee on Agriculture, Food Production and Outdoor Resources shall consider and report upon bills and matters referred to it relating to animals, animal disease, pest control, agriculture, food production, the state park system, conservation of the state's natural resources, soil and water, wildlife and game refuges.

3. The Committee on Appropriations shall consider and report upon all bills and matters referred to it pertaining to general appropriations and disbursement of public money.

4. The Committee on Commerce, Consumer Protection, Energy and the Environment shall consider and report upon bills and matters referred to it relating to the development of state commerce, the commercial sector, consumer protection, telecommunications and cable issues, the development and conservation of energy resources and the disposal of solid, hazardous and nuclear wastes and other matters relating to environmental preservation.

5. The Committee on Economic Development shall consider and report upon bills and matters referred to it relating to the promotion of economic development, creation and retention of jobs, tourism and the promotion of tourism as a state industry, and community and business development.

6. The Committee on Education shall consider and report upon bills and matters referred to it relating to education in the state, including the public schools, libraries, programs and institutions of higher learning.

7. The Committee on Fiscal Oversight shall consider and report upon all bills, except regular appropriation bills, that require new appropriations or expenditures of appropriated funds in excess of $100,000, or that reduce such funds by that amount during any of the first three years that public funds will be used to fully implement the provisions of the Act. Any such senate bill, after having been approved by the regular standing committee to which it has been assigned and after the same has been perfected and ordered printed by the senate, shall thereafter be referred to the Committee on Fiscal Oversight for its consideration prior to its submission to the senate for final passage thereof by the senate. Any such house bill after having been reported by the regular standing committee to which it was assigned shall be referred to the Committee on Fiscal Oversight for its consideration prior to it being considered by the senate for third reading and final passage. Any senate or house bill, amended so as to increase expenditures or reduce revenue in excess of $100,000 during any of the first three years that public funds will be used to fully implement its provisions shall upon timely motion be referred or re-referred to the Committee on Fiscal Oversight. **The Senator handling any such house bill that was re-referred to the Committee on Fiscal Oversight prior to third reading shall, prior to third reading, briefly describe the subject matter of the bill.** The author or first named sponsor of a bill referred to the Committee on Fiscal Oversight shall be entitled to a hearing on his/her bill but such committee hearing shall be limited to the reception of testimony presented by the author or first-named sponsor in person and none other. The Committee on Fiscal Oversight may recommend the passage of a bill subject to the adoption of an amendment specifying a certain effective date proposed by the committee, and if such an amendment is not adopted, the bill shall again be referred to the Committee on Fiscal Oversight.

8. The Committee on General Laws shall consider and report upon bills and matters referred to it relating to general topics.

9. The Committee on Government Reform shall review, study, and investigate all matters referred to it relating to the application, administration, execution, and effectiveness of all state laws and programs, the organization and operation of state agencies and other entities

having responsibility for the administration and execution of state laws and programs, and any conditions or circumstances that may indicate the necessity or desirability of enacting new or additional legislation to improve the efficiency of any state law or program. Any findings of the committee may be reported to the senate and the Committee on Appropriations. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management.

10. The Committee on Gubernatorial Appointments shall consider and report upon gubernatorial appointments referred to it.

11. The Committee on Health and Pensions shall consider and report upon bills and matters referred to it relating to health, MO HealthNet, alternative health care delivery system proposals, public health, disease control, hospital operations, mental health, developmental disabilities, and substance abuse and addiction. The committee shall also consider and report upon bills and matters referred to it concerning retirement and pensions and pension plans.

12. The Committee on Insurance and Banking shall consider and report upon bills and matters referred to it relating to the ownership and operation of insurance and banking; and life, accident, indemnity and other forms of insurance. The committee shall also take into consideration and report on bills and matters referred to it relating to banks and banking, savings and loan associations, and other financial institutions in the state.

13. The Committee on the Judiciary and Civil and Criminal Jurisprudence shall consider and report upon bills and matters relating to the judicial department of the state including the practice of the courts of this state, civil procedure and criminal laws, criminal costs and all related matters. The Committee shall also consider and report upon bills and matters referred to it relating to probation or parole of persons sentenced under the criminal laws of the state.

14. The Committee on Local Government and Elections shall consider and report upon bills and matters referred to it relating to the county government, township organizations, and political subdivisions. The committee shall consider and report upon bills and matters referred to it relating to election law.

15. The Committee on Professional Registration shall consider and report upon bills and matters referred to it relating to the reorganization, establishment, consolidation or abolition of departments, boards, bureaus and commissions of state government, the internal operation of any state agency and the effect of federal legislation upon any state agency.

16. The Committee on Progress and Development shall consider and report upon bills and matters referred to it concerning the changing or maintenance of issues relating to human welfare.

17. The Committee on Rules, Joint Rules, Resolutions and Ethics shall consider and report on rules for the government of the senate and joint rules when requested by the senate, shall consider, examine and report upon bills and matters referred to it relating to ethics and the conduct of public officials and employees, shall recommend to the Senate the rules by which investigations and disciplinary proceedings will be conducted, and shall examine and report upon all resolutions and other matters which may be appropriately referred to it. The committee shall see that bills and amendments are properly perfected and printed. The committee shall examine all Truly Agreed To and Finally Passed bills carefully, and report that the printed copies furnished the senators are correct. Upon the written request of the sponsor or floor handler of a bill, the committee may recommend that any such bill on the calendars for perfection or house bills on third reading be called up or considered out of order in which the bill appears on that calendar. A recommendation to consider bills out of order shall require approval by a majority of the committee with the concurrence of two-thirds of the senate members. No floor debate shall be allowed on the motion to adopt the committee report. The Committee shall examine bills placed on the Consent Calendar and may, by majority vote, remove any bill from the consent calendar within the time period prescribed by Rule 45, that it determines is too controversial to be treated as a consent bill.

18. The Committee on Seniors, Families and Children shall consider and report upon bills and matters referred to it concerning the preservation of the quality of life for senior citizens, nursing home and boarding home operations, alternative care programs for the elderly, and family and children's issues. It shall also consider and report upon bills and matters referred to it concerning income maintenance, social services, and child support enforcement.

19. The Committee on Small Business and Industry shall consider and report upon bills and matters referred to it relating to the ownership and operation of small businesses. The committee shall also take into consideration and report on bills relating to labor management, fair employment standards, workers' compensation and employment security within the state and shall examine bills referred to it relating to industrial development.

20. The Committee on Transportation, Infrastructure and Public Safety shall consider and report upon bills and matters referred to it concerning roads, highways, bridges, airports and aviation, railroads, port authorities, and other means of transportation and matters relating to motor vehicles, motor vehicle registration and drivers' licenses and matters relating to the safety of the general public.

21. The Committee on Veterans and Military Affairs shall consider and report upon bills and matters concerning veterans' and military affairs.

22. The Committee on Ways and Means shall consider and report upon bills and matters referred to it concerning the revenue and public debt of the state, and interest thereon, the assessment of real and personal property, the classification of property for taxation purposes and gaming.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2136
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rules 84 and 85 be amended to read as follows:

"Rule 84. The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of five senators, and sustained by a vote of **[**a majority**] at least three-fifths** of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after a majority of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.

Rule 85. On motion of the previous question, no debate shall be allowed and all incidental questions of order arising after the motion is made for the previous question, and pending such motion, shall be decided on appeal or otherwise without debate; if, on a vote for the previous question, the motion is not sustained by **[**a majority**] at least three-fifths** of the senators elected, then the further consideration of the subject matter shall be in order.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2137
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rules 84 and 85 be amended to read as follows:

"Rule 84. The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of five senators, and sustained by a vote of **[**a majority**] at least two-thirds** of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after a majority of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.

Rule 85. On motion of the previous question, no debate shall be allowed and all incidental questions of order arising after the motion is made for the previous question, and pending such motion, shall be decided on appeal or otherwise without debate; if, on a vote for the previous question, the motion is not sustained by **[**a majority**] at least two-thirds** of the senators elected, then the further consideration of the subject matter shall be in order.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2138
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 96 be amended to read as follows:

"Rule 96. 1. Laptop computers may be used by **[**the press at the press table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. Beginning March 29, 2016, laptop computers may be used by**] Senators at their desks,** Senators' staff and senate staff at the staff table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2139
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 86 be amended to read as follows:

"Rule 86. Every motion, except motion to recess or adjourn, shall be reduced to writing if two or more senators request it. **Every motion to bring a bill before the body shall be sustained by at least three-fifths of the senators elected.**".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2140
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 86 be amended to read as follows:

"Rule 86. Every motion, except motion to recess or adjourn, shall be reduced to writing if two or more senators request it. **Every motion to bring a bill before the body shall be sustained by at least two-thirds of the senators elected.**".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2141
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 77 be amended to read as follows:

"Rule 77. If two or more senators seek recognition in accordance with Rule 76 at once, the chair shall name the senator who is to speak first, the other seeking recognition having the preference next to speak**, provided that the chair shall first recognize the president pro tem of the senate, the majority leader of the senate, and the minority leader of the senate, in that order, before recognizing any other senator**. However, nothing in this rule shall be interpreted to prevent any senator not chosen to speak first from immediately making any motion that is in order under the rules.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2142
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rules 73, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, and 102, be amended to read as follows:

"Rule 73. When a question is under debate, no motion shall be received but to adjourn, to lay on the table, **[**for the previous question**]** **to bring a close to the debate**, to postpone to a day certain, to commit or amend, to postpone indefinitely, which several motions shall have precedence in the order in which they are arranged. Pending the motion to lay on the table, the merits of the question shall not be discussed, and no motion to postpone to a certain day, to commit or postpone indefinitely, being decided, shall again be allowed on the same day, at the same stage of the bill or proposition.

Rule 84. **[**The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of five senators, and sustained by a vote of a majority of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after a majority of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.

Rule 85. On motion of the previous question, no debate shall be allowed and all incidental questions of order arising after the motion is

made for the previous question, and pending such motion, shall be decided on appeal or otherwise without debate; if, on a vote for the previous question, the motion is not sustained by a majority of the senators elected, then the further consideration of the subject matter shall be in order.

Rule 86.**] At any time a motion to bring to a close the debate upon any measure, motion or other matter pending before the senate is made, the presiding officer shall at once state the motion to the senate. The motion shall only be made by the majority leader of the senate and shall state the amount of time that shall remain for debate upon the measure, motion or other matter pending before the senate, which shall be at least one hour. The presiding officer shall submit to the senate by a yea-and-nay vote the question: "Is it the sense of the senate that the debate shall be brought to a close?" And if that question shall be decided in the affirmative by twenty-one or more of the senators duly elected, then said measure, motion or other matter pending before the senate shall be debated to the exclusion of all other business until disposed of. The remaining time for debate shall be equally divided between and controlled by the majority and minority leaders or their designees.**

Rule 85. Every motion, except motion to recess or adjourn, shall be reduced to writing if two or more senators request it.

Rule **[**87.**]** **86.** When a motion is made it shall be stated by the chair, or being in writing, it shall be handed to and read aloud by the secretary before debate.

Rule **[**88.**]** **87** After a motion is stated by the chair, it is deemed to be in possession of the senate, but may be withdrawn at any time before a decision or amendment, but afterwards only with the consent of the senate.

Rule **[**89.**]** **88.** All questions, whether in committee or senate, shall be first stated in the order in which they are moved, but voted upon in reverse order, except privileged questions, which shall be propounded as stated in Rule 73; and in filling up blanks, the largest sum and longest time shall be put first.

Rule **[**90.**]** **89.** The yeas and nays shall not be ordered on any question after a vote has been taken thereon and declared by the chair.

Rule **[**91.**]** **90.** Every senator who is within the bar of the senate when a question is put shall assume his or her seat, and shall vote when his or her name is called unless the senate, for special reasons, excuses him or her. All motions to excuse a senator from voting shall be made before the senate divides, or before the call for yeas and nays is commenced. In taking the yeas and nays, each senator shall declare distinctly his or her vote yea or nay. In the event a senator within the chamber refuses to cast his or her vote, then, at the direction of the president, he or she shall be removed from the chamber and such action noted in the Journal.

Rule **[**92.**]** **91.** When a question has once been decided by a vote of the senate, any senator voting on that side which prevails may move for a reconsideration of the vote at any time within three legislative days, excluding legislative days wherein the roll is not called, after the day on which the vote was had, except votes ordering bills printed as perfected, which may be reconsidered at any time before third reading of such bills. When a motion is made to reconsider the vote by which a bill failed of perfection, the presiding officer shall briefly state the nature of the bill and, thereupon, the vote on the motion to reconsider shall be immediately taken without interrogation or debate. All motions to reconsider shall be decided by a majority vote of the senators elected. Only one motion to reconsider shall be allowed on any question.

Rule **[**93.**]** **92.** Any senator voting in the minority on any subject, and protesting against the vote of the senate, may have his or her protest entered on the Journal, if the tenor and language of the protest would have been admissible in the discussion of the subject.

Rule **[**94.**]** **93.** No person except members of the house of representatives, former members of the senate, the governor, the secretary of state, the state auditor, the state treasurer, judges of the supreme court, courts of appeals or circuit courts, attorney general and the congress, shall be admitted within the senate chamber during the sitting of the senate, unless invited by the senate; except that the seats at the north and south ends of the senate chamber may be reserved for spouses and families of members of the senate, and other persons may be admitted to the senate chamber on special request of any senator when the senate is in session. Access to the third floor rear gallery shall be limited to senators during the hours in which the senate is engaged in floor session. Any use of the gallery when the senate is not in session must be approved by the Chairman of the Committee on Administration.

Rule **[**95.**]** **94.** No senator shall absent himself or herself from the session of the senate unless he or she has leave or is sick or unable to attend. A member who is absent from the chamber for attendance at a standing committee meeting, or a conference committee meeting shall be shown as absent with leave (committee). It shall be the responsibility of the member to advise the secretary of the senate of his or her attendance at such committee meeting.

Rule **[**96.**]** **95.** 1. Laptop computers may be used by the press at the press table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. Beginning March 29, 2016, laptop computers may be used by Senators' staff and senate staff at the staff table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420,

RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area.

Rule **[**97.**]** **96.** In cases not provided for in these rules, the senate shall be governed by the rules laid down in the practice and procedures adopted by the Senate of the United States and Jefferson's Manual, including the U.S. Senate practice that a substitute amendment to a first degree amendment is subject to a second degree perfecting amendment.

Rule **[**98.**]** **97.** No standing rule or order of the senate shall be rescinded or changed without one day's notice being given of the motion thereof, which notice shall be printed in the journal of the senate, and then only by a vote of at least a majority of the senators elected; except that any rule, including this rule, may be suspended for a special purpose, stated in the motion to suspend, by a vote of a two-thirds majority of the members elected to the senate, and such rule shall remain suspended only until the senate proceeds to the consideration of business other than that for which the rule was suspended. Upon one day's notice of the proposed rule change having been given, the senate resolution adopting such rule change shall not be assigned to a committee without consent of the sponsoring senator and shall be in order to be considered by the senate at any day or time thereafter upon motion of the sponsor during the order of business of Resolutions.

Rule **[**99.**]** **98.** No senator shall be permitted to interrupt a roll call and no senator shall be allowed to change his or her vote after a verification is requested by any senator, or after the final vote is announced. When verification is requested, any senator within the chamber who has not voted shall vote prior to the verification of the roll.

Rule **[**100.**]** **99.** A roll call vote of the senate shall be taken upon any question at the request of five senators.

Rule **[**101.**]** **100.** All senate committees shall meet on call of the chairman and the regular meetings of the committees shall be held at the times and places designated by the Committee on Administration.

Rule **[**102.**]** **101.** Public introduction of guests shall not be allowed in the Senate Chamber during the last ten calendar days of the session. At other times, the introduction of guests shall be the order of business at the beginning of each daily meeting of the Senate and immediately prior to daily adjournment.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2143
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 29 be amended to read as follows:

"Rule 29. 1. Senate offices and seats in the senate chamber shall be assigned by the committee on administration **[**to the majority and minority caucuses. Each caucus shall make office and senate seat assignments**]** on the basis of seniority as defined in this rule**[**, unless otherwise determined within a caucus**]**, except that Rooms 326 and 327 shall be known as the president pro tem's office and shall be occupied by the senate's president pro tem. Upon retirement from service as pro tem, that senator shall vacate the pro tem's office and shall have first choice of available vacant offices **[**of his caucus**]**, regardless of his or her seniority status. Except for the outgoing president pro tem, who is required to vacate the designated pro tem's office, no senator shall be required to relinquish any office or seat once assigned to him **or her**.

2. Seniority shall be determined **[**by each caucus**]** on the basis of length of service. Length of service means:

(a) Continuous senate service;

(b) In the case of equal continuous senate service, prior non-continuous senate service;

(c) In the case of equal continuous and prior non-continuous senate service, prior house service.

3. When two or more members of the same party have the same length of service, their respective seniority shall be determined by their party caucus.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2144
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Senate Rules be amended by adding Senate Rule 103 to read as follows:

"**Rule 103. A member of the Senate shall not accept meals, food, beverage or other gifts from a legislative lobbyist, as defined in Section 105.470(5), RSMo, or the lobbyist's principal, as defined in Section 105.470(7), RSMo.**

This rule shall not apply to:

(1) The participation of members in activities authorized in Section 105.473.3(2)(d), RSMo, regardless of the aggregate value;

(2) The participation in seminars or meetings of national or regional associations when such participation and activities have been requested in writing and approved in advance by the Committee on Administration or participation in seminars or meetings of a state association or receipt of educational materials from a state association;

(3) The acceptance of meals, food or beverage or other gifts to be used for charitable purposes, as defined by law, and which are not consumed or used for the personal benefit of the member; or

(4) A member is within the second degree of consanguinity or affinity of the lobbyist with regard to any gift provided to the member by such lobbyist.

The provisions of this rule may be satisfied by reimbursing said lobbyist or lobbyist principal within thirty days of obtaining actual knowledge that reimbursement is necessary to meet the requirements of this rule.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2145
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 66 be amended to read as follows:

"Rule 66. 1. To effect the passage of a bill on the final reading thereof, the vote shall be taken by yeas and nays, and the names of the senators voting for and against the same shall be entered and recorded in the Journal, and if a majority of the senators elected vote in favor thereof, the bill shall be declared passed. No senator shall be allowed to cast or change his or her vote after the senate's action on said question is announced by the president. **No vote shall be taken on the final reading of a bill, except for any appropriation bill, until a fiscal note has been completed and distributed to all senators.**

2. Any member may offer an amendment or amendments for the portion of a joint resolution or bill to be submitted to the voters by the General Assembly that contains the proposed official summary statement and fiscal note summary. Such amendment may be further amended as provided by the rules of the Senate.".

Senator Sifton offered the following resolution:

SENATE RESOLUTION NO. 2146
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 1st District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that Senate Rule 102, be amended to read as follows:

"**[**Rule 102. Public introduction of guests shall not be allowed in the Senate Chamber during the last ten calendar days of the session. At other times, the introduction of guests shall be the order of business at the beginning of each daily meeting of the Senate and immediately prior to daily adjournment.**]**".

Senator Schaaf offered Senate Resolution No. 2147, regarding Sinead McGonagle, which was adopted.

MESSAGES FROM THE HOUSE

The following corrected message was received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 951**, as amended. Representatives: Bondon, Pfautsch, Ross, Walker (74), Kendrick.

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 882**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 882, Page 1, Section A, Line 5, by inserting immediately after all of said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri [Higher] Education Savings Program".

166.410. Definitions. As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified [higher] education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified [higher] education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri [higher] education savings program board established in section 166.415;

(4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code**, and institutions of elementary and secondary education as provided in Sections 529(c)(7) and 529(e)(3) of the Internal Revenue Code, as amended**;

(5) "Financial institution", a bank, insurance company or registered investment company;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri [higher] education savings program" or "savings program", the program created pursuant to sections 166.400 to 166.455;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified [higher] education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and

(10) "Qualified higher education expenses" **or "qualified education expenses"**, the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri [Higher] Education Savings Program". The program shall be administered by the Missouri [higher] education savings program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education, **the commissioner of education,** the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed

members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the savings program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri [higher] education savings program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the savings programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the savings program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training [beyond high school];

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the savings program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the savings program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the savings program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the savings program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the savings program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the savings program shall receive any gain or profit from any funds or transaction of the savings program. Any trustee, employee or agent of the savings program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the savings program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

166.420. 1. The board may enter into savings program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the savings program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount which may be contributed annually by a participant with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the savings program with respect to a beneficiary to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified [higher] education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the savings program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the savings program may be used, as provided in the participation agreement, for qualified [higher] education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.430. Any participant may cancel a participation agreement at will. The board shall impose a penalty equal to or greater than ten percent of the earnings of an account for any distribution that is not:

(1) Used exclusively for qualified [higher] education expenses of the designated beneficiary;

(2) Made because of death or disability of the designated beneficiary;

(3) Made because of the receipt of scholarship by the designated beneficiary;

(4) A rollover distribution, as defined in Section 529(c)(3)(C)(i) of the Internal Revenue Code; or

(5) Held in the fund for the minimum length of time established by the board."; and

Further amend said bill, Page 1, Section 166.435, Line 8, by deleting the word "higher" and inserting

in lieu thereof the word "[higher]"; and

Further amend said bill and section, Page 2, Line 28, by deleting the word "higher" and inserting in lieu thereof the word "[higher]"; and

Further amend said bill, Page 3, Section 166.435, Line 38, by inserting immediately after all of said section and line the following:

"166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri [higher] education savings program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.501. Notwithstanding the provisions of sections 166.400 to 166.456 to the contrary, the higher education deposit program is established as a nonexclusive alternative to the Missouri [higher] education savings program, and any participant may elect to participate in both programs subject to aggregate Missouri program limitations.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri [higher] education savings program board established in section 166.415;

(4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;

(5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;

(10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended.

166.505. 1. There is hereby created the "Missouri Higher Education Deposit Program". The program shall be administered by the Missouri [higher] education savings program board.

2. In order to establish and administer the deposit program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri higher education deposit program and, notwithstanding any provision of sections 166.500 to 166.529 to the contrary, the deposit programs and services consistent with the purposes and objectives of sections 166.500 to 166.529;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.500 to 166.529, to permit the deposit program to qualify as a qualified state tuition program pursuant to Section 529 of the Internal Revenue Code and to ensure the deposit program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution or other entities for deposit educational services, and their families, including special programs and materials to inform families with children of various ages regarding methods for financing education and training beyond high school;

(4) Enter into an agreement with any financial institution, entity, or business clearinghouse for the operation of the deposit program pursuant to sections 166.500 to 166.529; providing however, that such institution, entity, or clearinghouse shall be a private for-profit or not-for-profit entity and not a government agency. No more than one board member may have a direct interest in such institution, entity, or clearinghouse. Such institution, entity, or clearinghouse shall implement the board's policies and administer the program for the board and with electing depository institutions and others;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the deposit program;

(7) Invest the funds received from participants in appropriate investment instruments to be held by depository institutions or directly deposit such funds in depository institutions as provided by the board and elected by the participants;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.500 to 166.529 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the deposit program;

(11) Effectuate and carry out all the powers granted by sections 166.500 to 166.529, and have all other powers necessary to carry out and effectuate the purposes, objectives, and provisions of sections 166.500 to 166.529 pertaining to the deposit program;

(12) Procure insurance, guarantees, or other protections against any loss in connection with the assets or activities of the deposit program, as the members in their best judgment deem necessary;

(13) To both adopt and implement various methods of transferring money by electronic means to

efficiently transfer funds to depository institutions for deposit, and in addition or in the alternative, to allow funds to be transferred by agent agreements, assignment, or otherwise, provided such transfer occurs within two business days;

(14) To both adopt and implement methods and policies designed to obtain the maximum insurance of such funds for each participant permitted and provided for by the Federal Deposit Insurance Corporation, or any other federal agency insuring deposits, and taking into consideration the law and regulation promulgated by such federal agencies for deposit insurance.

3. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688, as a means to hold funds until they are placed in a Missouri depository institution as a deposit. The board may delegate to duly appointed representatives of financial institutions authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such representatives the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring, or disposing of any or all of the investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys, however, such investments shall be limited to certificates of deposit and other deposits in federally insured depository institutions. Such representatives shall be registered as "qualified student deposit advisors on Section 529 plans" with the board and such board shall, by rule, develop and administer qualification tests from time to time to provide representatives the opportunity to qualify for this program. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care, and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

4. No board member or employee of the deposit program shall personally receive any gain or profit from any funds or transaction of the deposit program as a result of his or her membership on the board. Any board member, employee, or agent of the deposit program accepting any gratuity or compensation for the purpose of influencing such board member's, employee's, or agent's action with respect to choice of intermediary, including any financial institution, entity, or clearinghouse, for the funds of the deposit program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery. However, a board member who is regularly employed directly or indirectly by a financial institution may state that institution's interest and absent himself or herself from voting.

5. Depository institutions originating the deposit program shall be the agent of the board and offer terms for certificates of deposit and other deposits in such program as permitted by the board, subject to a uniform interest rate disclosure as defined in federal regulations of the Board of Governors of the Federal Reserve System, specifically Federal Reserve Regulation DD, as amended from time to time. The board shall establish various deposit opportunities based on amounts deposited and length of time held that are uniformly available to all depository institutions that elect to participate in the program, and the various categories of fixed or variable rates shall be the only interest rates available under this program. A depository institution that originates the deposit as agent for the board and participates in the program shall receive back and continue to hold the certificate of deposit or other deposit, provided such depository institution continues to comply with requirements and regulations prescribed by the board. Such deposit and

certificate of deposit shall be titled in the name of the clearing entity for the benefit of the participant, and shall be insured as permitted by any agency of the federal government that insures deposits in depository institutions. Any depository institution or intermediary that fails to comply with these provisions shall forfeit its right to participate in this program; provided however, the board shall be the sole and exclusive judge of compliance except as otherwise provided by provisions in Section 529 of the Internal Revenue Code and the Internal Revenue Service enforcement of such section.

209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri [higher] education savings program board for qualified tuition savings programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 808**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SCS** for **SBs 807** & **577**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SCS** for **SBs 807** & **577**, as amended. Representatives: Lichtenegger, Andrews, Dohrman, Bangert, Razer.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1633**, as amended. Representatives: Corlew, Austin, Engler, Franks Jr., Washington.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 808**, as amended. Representatives: Bondon, Cornejo, Schroer, McCreery, Carpenter.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 40**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 40, Page 1, Lines 23-25, by deleting all of said lines and inserting in lieu thereof the following:

"Be it Further Resolved that this application shall expire five (5) years after the passage of this resolution; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 819**.

With House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment Nos 2 and 4.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 1

Amend House Amendment No. 1 to Senate Bill No. 819, Page 13, Lines 46 to 48, by deleting said lines and inserting in lieu thereof the following:

"**of representatives;**

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate; and

(6) The executive director, or his or her designee, of the Missouri Juvenile Justice Association."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 1

Amend House Amendment No.1 to Senate Bill No. 819, Page 21, Lines 3 to 4, by deleting said lines and inserting in lieu thereof the following:

"**If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference.** During such hearing, the court shall ascertain whether:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.737. 1. Notwithstanding the physician-patient privilege, any physician or health care provider may refer to the **[**department of health and senior services**]** **children's division** families in which children may have been exposed to a controlled substance listed in section 195.017, schedules I, II and III, or alcohol as evidenced by:

(1) Medical documentation of signs and symptoms consistent with controlled substances or alcohol exposure in the child at birth; or

(2) Results of a confirmed toxicology test for controlled substances performed at birth on the mother or the child; and

(3) A written assessment made or approved by a physician, health care provider, or by the children's division which documents the child as being at risk of abuse or neglect.

2. Nothing in this section shall preclude a physician or other mandated reporter from reporting abuse or neglect of a child as required pursuant to the provisions of section 210.115.

3. **[**Upon notification pursuant to subsection 1 of this section, the department of health and senior services shall offer service coordination services to the family. The department of health and senior services shall coordinate social services, health care, mental health services, and needed education and rehabilitation services. Service coordination services shall be initiated within seventy-two hours of notification. The

department of health and senior services shall notify the department of social services and the department of mental health within seventy-two hours of initial notification.

4.**]** Any physician or health care provider complying with the provisions of this section, in good faith, shall have immunity from any civil liability that might otherwise result by reason of such actions.

[5.**] 4.** Referral and associated documentation provided for in this section shall be confidential and shall not be used in any criminal prosecution.

191.739. 1. The department of social services shall provide protective services for children that meet the criteria established in section 191.737. In addition the department of social services may provide preventive services for children that meet the criteria established in section 191.737.

2. No department shall cease providing services for any child exposed to substances as set forth in section 191.737 wherein a physician or health care provider has made or approved a written assessment which documents the child as being at risk of abuse or neglect until **[**such**] a** physician or health care provider**[**, or his designee,**]** authorizes such file to be closed.

193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. **No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031.** All fees shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public services health fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation

therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP). The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule; **[**or**]**

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator**; or**

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations

appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services.

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, "Measures for the Control of Communicable**, Environmental and Occupational** Diseases".

4. The administrator of each public, private or parochial day care center, preschool or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, satisfactory evidence of immunization means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public, private, or parochial day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

210.102. 1. **[**It shall be the duty of the Missouri children's services commission to:

(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;

(2) Develop an integrated state plan for the care provided to children in this state through state programs;

(3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:

(a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;

(b) Program recommendations for children's services which include child development, education, supervision, health and social services;

(4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;

(5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:

(a) A general description of the activities pertaining to children of each state agency having a member on the commission;

(b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;

(c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;

(d) A report from the commission regarding the state of children in Missouri.

2.**]** There is hereby established within the **[**children's services commission**]** **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

[3.**]** **2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of **[**subsections 2 and 3**]** **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[4.**]** **3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers

set out in subsections **[**2 and 3**] 1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections **[**2 and 3**] 1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund

210.110. As used in sections 210.109 to 210.165, and sections 210.180 to 210.183, the following terms mean:

(1) "Abuse", any physical injury, sexual abuse, or emotional abuse inflicted on a child other than by accidental means by those responsible for the child's care, custody, and control, except that discipline including spanking, administered in a reasonable manner, shall not be construed to be abuse. Victims of abuse shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(2) "Assessment and treatment services for children **[**under ten years old**]**", an approach to be developed by the children's division which will recognize and treat the specific needs of at-risk and abused or neglected children **[**under the age of ten**]**. The developmental and medical assessment may be a broad physical, developmental, and mental health screening to be completed within thirty days of a child's entry into custody and **[**every six months**] in accordance with the periodicity schedule set forth by the American Academy of Pediatrics** thereafter as long as the child remains in care. Screenings may be offered at a centralized location and include, at a minimum, the following:

(a) Complete physical to be performed by a pediatrician familiar with the effects of abuse and neglect on young children;

(b) Developmental, behavioral, and emotional screening in addition to early periodic screening, diagnosis, and treatment services, including a core set of standardized and recognized instruments as well as interviews with the child and appropriate caregivers. The screening battery may be performed by a licensed mental health professional familiar with the effects of abuse and neglect on young children, who will then serve as the liaison between all service providers in ensuring that needed services are provided. Such treatment services may include in-home services, out-of-home placement, intensive twenty-four-hour treatment services, family counseling, parenting training and other best practices.

Children whose screenings indicate an area of concern may complete a comprehensive, in-depth health, psychodiagnostic, or developmental assessment within sixty days of entry into custody;

(3) "Central registry", a registry of persons where the division has found probable cause to believe prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, or a court has substantiated through court adjudication that the individual has committed child abuse or neglect or the person has pled guilty or has been found guilty of a crime pursuant to section 565.020, 565.021, 565.023,

565.024, 565.050, 566.030, 566.060, or 567.050 if the victim is a child less than eighteen years of age, or any other crime pursuant to chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, a crime under section 568.020, 568.030, 568.045, 568.050, 568.060, 568.080, 568.090, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205, or an attempt to commit any such crimes. Any persons placed on the registry prior to August 28, 2004, shall remain on the registry for the duration of time required by section 210.152;

(4) "Child", any person, regardless of physical or mental condition, under eighteen years of age;

(5) "Children's services providers and agencies", any public, quasi-public, or private entity with the appropriate and relevant training and expertise in delivering services to children and their families as determined by the children's division, and capable of providing direct services and other family services for children in the custody of the children's division or any such entities or agencies that are receiving state moneys for such services;

(6) "Director", the director of the Missouri children's division within the department of social services;

(7) "Division", the Missouri children's division within the department of social services;

(8) "Family assessment and services", an approach to be developed by the children's division which will provide for a prompt assessment of a child who has been reported to the division as a victim of abuse or neglect by a person responsible for that child's care, custody or control and of that child's family, including risk of abuse and neglect and, if necessary, the provision of community-based services to reduce the risk and support the family;

(9) "Family support team meeting" or "team meeting", a meeting convened by the division or children's services provider in behalf of the family and/or child for the purpose of determining service and treatment needs, determining the need for placement and developing a plan for reunification or other permanency options, determining the appropriate placement of the child, evaluating case progress, and establishing and revising the case plan;

(10) "Investigation", the collection of physical and verbal evidence to determine if a child has been abused or neglected;

(11) "Jail or detention center personnel", employees and volunteers working in any premises or institution where incarceration, evaluation, care, treatment or rehabilitation is provided to persons who are being held under custody of the law;

(12) "Neglect", failure to provide, by those responsible for the care, custody, and control of the child, the proper or necessary support, education as required by law, nutrition or medical, surgical, or any other care necessary for the child's well-being. Victims of neglect shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(13) "Preponderance of the evidence", that degree of evidence that is of greater weight or more convincing than the evidence which is offered in opposition to it or evidence which as a whole shows the fact to be proved to be more probable than not;

(14) "Probable cause", available facts when viewed in the light of surrounding circumstances which would cause a reasonable person to believe a child was abused or neglected;

(15) "Report", the communication of an allegation of child abuse or neglect to the division pursuant to

section 210.115;

(16) "Those responsible for the care, custody, and control of the child", includes, but is not limited to:

(a) The parents or legal guardians of a child;

(b) Other members of the child's household;

(c) Those exercising supervision over a child for any part of a twenty-four-hour day;

(d) Any person who has access to the child based on relationship to the parents of the child or members of the child's household or the family; or

(e) Any person who takes control of the child by deception, force, or coercion."; and

Further amend said bill, Page 3, Section 210.112, Line 80, by deleting the words "under ten years old" and inserting in lieu thereof the words "**[**under ten years old**]**"; and

Further amend said bill and section, Pages 4 and 5, Lines 120 to 129, by deleting said lines and inserting in lieu thereof the following:

"6. **By December 1, 2018,** the division shall convene a task force to review the recruitment, licensing and retention of foster and adoptive parents statewide. In addition to representatives of the division and department, the task force shall include representatives of the private sector and faith-based community which provide recruitment and licensure services. The purpose of the task force shall and will be to study the extent to which changes in the system of recruiting, licensing, and retaining foster and adoptive parents would enhance the effectiveness of the system statewide. The task force shall develop a report of its findings with recommendations by December 1, **[**2011**]** **2019**, and provide copies of the report to the general assembly**, to the joint committee on child abuse and neglect under section 21.771,** and to the governor."; and

Further amend said bill and section, Page 6, Line 160, by inserting after all of said section and line the following:

"210.145. 1. The division shall develop protocols which give priority to:

(1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;

(2) Promoting the preservation and reunification of children and families consistent with state and federal law;

(3) Providing due process for those accused of child abuse or neglect; and

(4) Maintaining an information system operating at all times, capable of receiving and maintaining reports. This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. The division shall utilize structured decision-making protocols for classification purposes of all child abuse and neglect reports. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated within twenty-four hours and shall be classified based upon the reported risk and injury to the child. The division shall promulgate

rules regarding the structured decision-making protocols to be utilized for all child abuse and neglect reports.

3. Upon receipt of a report, the division shall determine if the report merits investigation, including reports which if true would constitute a suspected violation of any of the following: section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or other crimes under chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205, section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The division shall immediately communicate all reports that merit investigation to its appropriate local office and any relevant information as may be contained in the information system. The local division staff shall determine, through the use of protocols developed by the division, whether an investigation or the family assessment and services approach should be used to respond to the allegation. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child.

4. **The division may accept a report for investigation or family assessment if either the child or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in Missouri.**

5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system.

6. When the child abuse and neglect hotline receives three or more calls, within a seventy-two hour period, from one or more individuals concerning the same child, the division shall conduct a review to determine whether the calls meet the criteria and statutory definition for a child abuse and neglect report to be accepted. In conducting the review, the division shall contact the hotline caller or callers in order to collect information to determine whether the calls meet the criteria for harassment.

[5.**]** **7.** The local office shall contact the appropriate law enforcement agency immediately upon receipt of a report which division personnel determine merits an investigation and provide such agency with a detailed description of the report received. In such cases the local division office shall request the assistance of the local law enforcement agency in all aspects of the investigation of the complaint. The appropriate law enforcement agency shall either assist the division in the investigation or provide the division, within twenty-four hours, an explanation in writing detailing the reasons why it is unable to assist.

[6.**]** **8.** The local office of the division shall cause an investigation or family assessment and services approach to be initiated in accordance with the protocols established in subsection 2 of this section, except in cases where the sole basis for the report is educational neglect. If the report indicates that educational neglect is the only complaint and there is no suspicion of other neglect or abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the report indicates the child is in danger of serious physical harm or threat to life, an investigation shall include direct observation of the subject child within twenty-four hours of the receipt of the report. Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the

child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

(1) (a) No person is present in the home at the time of the home visit; and

(b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;

(2) The alleged perpetrator will be alerted regarding the attempted visit; or

(3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to **or** investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

[7.**]** **9.** The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g, and federal rule 34 C.F.R., Part 99.

[8.**]** **10.** The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

[9.**]** **11.** When a report has been made by a person required to report under section 210.115, the division

shall contact the person who made such report within forty-eight hours of the receipt of the report in order to ensure that full information has been received and to obtain any additional information or medical records, or both, that may be pertinent.

[10.**]** **12.** Upon completion of the investigation, if the division suspects that the report was made maliciously or for the purpose of harassment, the division shall refer the report and any evidence of malice or harassment to the local prosecuting or circuit attorney.

[11.**]** **13.** Multidisciplinary teams shall be used whenever conducting the investigation as determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private.

[12.**]** **14.** For all family support team meetings involving an alleged victim of child abuse or neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be provided notice and be permitted to attend all such meetings. Family members, other than alleged perpetrators, or other community informal or formal service providers that provide significant support to the child and other individuals may also be invited at the discretion of the parents of the child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and the foster parents may request that other individuals, other than alleged perpetrators, be permitted to attend such team meetings. Once a person is provided notice of or attends such team meetings, the division or the convenor of the meeting shall provide such persons with notice of all such subsequent meetings involving the child. Families may determine whether individuals invited at their discretion shall continue to be invited.

[13.**]** **15.** If the appropriate local division personnel determine after an investigation has begun that completing an investigation is not appropriate, the division shall conduct a family assessment and services approach. The division shall provide written notification to local law enforcement prior to terminating any investigative process. The reason for the termination of the investigative process shall be documented in the record of the division and the written notification submitted to local law enforcement. Such notification shall not preclude nor prevent any investigation by law enforcement.

[14.**]** **16.** If the appropriate local division personnel determines to use a family assessment and services approach, the division shall:

(1) Assess any service needs of the family. The assessment of risk and service needs shall be based on information gathered from the family and other sources;

(2) Provide services which are voluntary and time-limited unless it is determined by the division based on the assessment of risk that there will be a high risk of abuse or neglect if the family refuses to accept the services. The division shall identify services for families where it is determined that the child is at high risk of future abuse or neglect. The division shall thoroughly document in the record its attempt to provide voluntary services and the reasons these services are important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse voluntary services or the child needs to be protected, the division may commence an investigation;

(3) Commence an immediate investigation if at any time during the family assessment and services approach the division determines that an investigation, as delineated in sections 210.109 to 210.183, is required. The division staff who have conducted the assessment may remain involved in the provision of

services to the child and family;

(4) Document at the time the case is closed, the outcome of the family assessment and services approach, any service provided and the removal of risk to the child, if it existed.

[15.**] 17.** (1) Within forty-five days of an oral report of abuse or neglect, the local office shall update the information in the information system. The information system shall contain, at a minimum, the determination made by the division as a result of the investigation, identifying information on the subjects of the report, those responsible for the care of the subject child and other relevant dispositional information. The division shall complete all investigations within forty-five days, unless good cause for the failure to complete the investigation is specifically documented in the information system. Good cause for failure to complete an investigation shall include, but not be limited to:

(a) The necessity to obtain relevant reports of medical providers, medical examiners, psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence by third parties which has not been completed and provided to the division;

(b) The attorney general or the prosecuting or circuit attorney of the city or county in which a criminal investigation is pending certifies in writing to the division that there is a pending criminal investigation of the incident under investigation by the division and the issuing of a decision by the division will adversely impact the progress of the investigation; or

(c) The child victim, the subject of the investigation or another witness with information relevant to the investigation is unable or temporarily unwilling to provide complete information within the specified time frames due to illness, injury, unavailability, mental capacity, age, developmental disability, or other cause.

The division shall document any such reasons for failure to complete the investigation.

(2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the investigation shall remain open until the division's investigation surrounding such death or near-fatal injury is completed.

(3) If the investigation is not completed within forty-five days, the information system shall be updated at regular intervals and upon the completion of the investigation, which shall be completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality. The information in the information system shall be updated to reflect any subsequent findings, including any changes to the findings based on an administrative or judicial hearing on the matter.

[16.**] 18.** A person required to report under section 210.115 to the division and any person making a report of child abuse or neglect made to the division which is not made anonymously shall be informed by the division of his or her right to obtain information concerning the disposition of his or her report. Such person shall receive, from the local office, if requested, information on the general disposition of his or her report. Such person may receive, if requested, findings and information concerning the case. Such release of information shall be at the discretion of the director based upon a review of the reporter's ability to assist in protecting the child or the potential harm to the child or other children within the family. The local office shall respond to the request within forty-five days. The findings shall be made available to the reporter within five days of the outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may request that the report be referred by the division to the office of child advocate for children's

protection and services established in sections 37.700 to 37.730. Upon request by a reporter under this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the office of child advocate for children's protection and services.

[17.**]** **19.** The division shall provide to any individual who is not satisfied with the results of an investigation information about the office of child advocate and the services it may provide under sections 37.700 to 37.730.

[18.**]** **20.** In any judicial proceeding involving the custody of a child the fact that a report may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

[19.**]** **21. Nothing in this chapter shall be construed to prohibit the children's division from coinvestigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation if the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and if such receiving agency is exercising its authority under the law.**

22. In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

[20.**]** **23.** The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109 to 210.183.

[21.**]** **24.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

210.152. 1. All **[**identifying**]** information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division **[**and**]** **or** removed from the records of the division as follows:

(1) For investigation reports contained in the central registry, **[**identifying**]** **the report and all** information shall be retained by the division;

(2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115,

where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment**,** or in retaliation for the filing of a report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment**,** or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for **[**five**]** **ten** years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for **[**two**]** **five** years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all **[**identifying**]** information but shall not place an unknown perpetrator on the central registry. The division shall retain all **[**identifying**]** information **[**for the purpose of utilizing such information in subsequent investigations or family assessments of the same child, the child's family, or members of the child's household**]**. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all **[**identifying**]** information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, **[**identifying**]** information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, **[**identifying**]** information shall be retained for **[**ten**]** **eighteen** years from the date of the report and then shall be removed from the records **[**of**]** **by** the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all **[**identifying**]** information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the

notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final disposition or dismissal of the charges.

5. In any such action for administrative review, the child abuse and neglect review board shall sustain the division's determination if such determination was supported by evidence of probable cause prior to August 28, 2004, or is supported by a preponderance of the evidence after August 28, 2004, and is not against the weight of such evidence. The child abuse and neglect review board hearing shall be closed to all persons except the parties, their attorneys and those persons providing testimony on behalf of the parties.

6. If the alleged perpetrator is aggrieved by the decision of the child abuse and neglect review board, the alleged perpetrator may seek de novo judicial review in the circuit court in the county in which the alleged perpetrator resides and in circuits with split venue, in the venue in which the alleged perpetrator resides, or in Cole County. If the alleged perpetrator is not a resident of the state, proper venue shall be in Cole County. The case may be assigned to the family court division where such a division has been established. The request for a judicial review shall be made within sixty days of notification of the decision of the child abuse and neglect review board decision. In reviewing such decisions, the circuit court shall provide the alleged perpetrator the opportunity to appear and present testimony. The alleged perpetrator may subpoena any witnesses except the alleged victim or the reporter. However, the circuit court shall have the discretion to allow the parties to submit the case upon a stipulated record.

7. In any such action for administrative review, the child abuse and neglect review board shall notify the child or the parent, guardian or legal representative of the child that a review has been requested."; and

Further amend said bill and page, Section 210.487, Line 9, by deleting the word "and" and inserting in lieu thereof the word "**[**and**]**"; and

Further amend said bill and section, Page 7, Line 59, by inserting after said section and line the following:

"210.498. **1.** Any parent or legal guardian **of a child in foster care** may have access to investigation records kept by the division regarding **[**a decision for**]** the denial **[**of or the**],** suspension**,** or revocation of **[**a**] the** license **[**to a specific person to operate or maintain**] of** a foster home **[**if such specific person does

or may provide services or care to a child of the person requesting the information**] in which the child was placed**. The request for the release of such information shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied **[**with**] by** a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include only information pertaining to the nature and disposition of any denial, suspension**,** or revocation of a license to operate a foster home. This response shall not include any identifying information regarding any person other than the person to whom a foster home license was denied, suspended**,** or revoked. **The response shall not include financial, medical, or other personal information relating to the foster home provider or the foster home provider's family unless the division determines that the information is directly relevant to the disposition of the investigation and report.** The response shall be given within ten working days of the time it was received by the division.

2. The division may disclose or utilize information and records relating to foster homes in its discretion and as needed for the administration of the foster care program including, but not limited to, the licensure of foster homes and for the protection, care, and safety of children who are or who may be placed in foster care.

3. Upon written request, the director of the department of social services shall authorize the disclosure of information and findings pertaining to foster homes in cases of child fatalities or near-fatalities to courts, juvenile officers, law enforcement agencies, and prosecuting and circuit attorneys that have a need for the information to conduct their duties under law. Nothing in this subsection shall otherwise preclude the disclosure of such information as provided for under subsection 5 of section 210.150.

4. The division may disclose information and records pertaining to foster homes to juvenile officers, courts, the office of child advocate, guardians ad litem, law enforcement agencies, child welfare agencies, child placement agencies, prosecuting attorneys, and other local, state, and federal government agencies that have a need for the information to conduct their duties under law.

5. Information and records pertaining to the licensure of foster homes and the care and treatment of children in foster homes shall be considered closed records under chapter 610 and may only be disclosed and utilized under this section.

210.1030. 1. There is hereby created the "Trauma-Informed Care for Children and Families Task Force". The mission of the task force shall be to promote the healthy development of children and their families living in Missouri communities by promoting comprehensive trauma-informed children and family support systems and interagency cooperation.

2. The task force shall consist of the following members:

(1) The directors, or their designees, of the departments of elementary and secondary education, health and senior services, mental health, social services, public safety, and corrections;

(2) The director, or his or her designee, of the office of child advocate;

(3) Six members from the private sector with knowledge of trauma-informed care methods, two of whom shall be appointed by the speaker of the house of representatives, one of whom shall be

appointed by the minority leader of the house of representatives, two of whom shall be appointed by the president pro tempore of the senate, and one of whom shall be appointed by the minority leader of the senate;

(4) Two members of the house of representatives appointed by the speaker of the house of representatives and one member of the house of representatives appointed by the minority leader of the house of representatives; and

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate.

3. The task force shall incorporate evidence-based and evidence-informed best practices including, but not limited to, the Missouri Model: A Developmental Framework for Trauma-Informed, with respect to:

(1) Early identification of children and youth and their families, as appropriate, who have experienced or are at risk of experiencing trauma;

(2) The expeditious referral of such children and youth and their families, as appropriate, who require specialized services to the appropriate trauma-informed support services, including treatment, in accordance with applicable privacy laws; and

(3) The implementation of trauma-informed approaches and interventions in child and youth-serving schools, organizations, homes, and other settings to foster safe, stable, and nurturing environments and relationships that prevent and mitigate the effects of trauma.

4. The staff of senate research, house research, and the joint committee on legislative research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties.

5. The task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the task force or any subcommittee thereof.

6. The task force shall meet within two months of the effective date of this section.

7. The task force shall report a summary of its activities and any recommendations for legislation to the general assembly and to the joint committee on child abuse and neglect under section 21.771 by January 1, 2019.

8. The task force shall terminate on January 1, 2019.

211.093. **1.** Any order or judgment entered by the court under authority of this chapter or chapter 210 shall, so long as **[**such order or judgment remains in effect**]** **the juvenile court exercises continuing jurisdiction**, take precedence over any order or judgment concerning the status or custody of a child under **[**age**]** twenty-one **years of age** entered by a court under authority of chapter 452, 453, 454 or 455, **or orders of guardianship under chapter 475,** but only to the extent inconsistent therewith.

2. In addition to all other powers conveyed upon the court by this chapter and chapter 210, any court exercising jurisdiction over a child under subdivision (1) of subsection 1 of section 211.031 shall have authority to enter an order regarding custody of the child under chapter 452, enter a child

support order computed under the guidelines set forth in section 452.340, and establish rights of visitation for the parents of the child. In every case in which the juvenile or family court exercises authority over a child under subdivision (1) or (2) of subsection 1 of section 211.031, the court shall have concurrent authority and jurisdiction with the circuit court to enter a final order and judgment establishing the paternity of the child under the uniform parentage act under sections 210.817 to 210.852, unless the child has a legal father already established under sections 210.817 to 210.852 by affidavit or court order.

3. Any custody, support, or visitation order entered by the court under subsection 2 of this section shall remain in full force and effect after the termination of juvenile court proceedings unless the court's order specifically states otherwise. Any custody, child support, or visitation order shall take precedence over and shall automatically stay any prior orders concerning custody, child support, guardianship, or visitation for the child under the juvenile court's jurisdiction. Orders entered under subsection 2 of this section shall remain in full force and effect until a subsequent order with respect to custody, child support, guardianship, or visitation of the child is entered by a court under the authority of this chapter or chapter 210, 452, 453, 454, or 455, or orders of guardianship under chapter 475. Any final judgment and order establishing paternity under this section shall be a final and binding judgment of the circuit court as in other civil judgments entered under the uniform parentage act under sections 210.817 to 210.852, and the court may enter the final paternity judgment and order under a different, nonjuvenile case number.

4. If the juvenile court terminates jurisdiction without entering a continuing custody, support, or visitation order under subsections 2 and 3 of this section, legal and physical custody of the child shall be returned to the custodian, parent, or legal guardian who exercised custody prior to the juvenile court assuming jurisdiction under subdivision (1) of subsection 1 of section 211.031, and any custody or visitation orders in effect at the time the juvenile court assumed jurisdiction shall be restored.

5. The juvenile court shall not have the authority to hear modification motions or other actions to rehear any orders entered under this section after the juvenile court terminates jurisdiction on the underlying case. A circuit court in the same county as the juvenile court shall have jurisdiction to hear any motions for rehearing or modifications of any orders entered under this section after the juvenile court terminates jurisdiction. Any future actions shall be conducted under sections 210.817 to 210.852, this chapter, or chapter 452, 453, 454, 455, or 475, as appropriate.

6. On entry of a child support order, the circuit clerk shall follow the procedures set forth in section 454.412 and upon request send a certified copy of the order to the family support division.

211.444. **[**1.**]** The juvenile court may, upon petition of the juvenile officer or a child-placing agency licensed under sections 210.481 to 210.536 in conjunction with a placement with such agency under subsection 6 of section 453.010, or **[**the court before which**] a private attorney filing** a petition for adoption **[**has been filed pursuant to**] under** the provisions of chapter 453, terminate the rights of a parent **or receive the consent to adoption or waiver of consent to adoption executed by a parent or a named father** to a child**, including a child who is a ward of the court,** if the court finds that such termination **or consent to adoption or waiver of consent to adoption** is in the best interests of the child and the parent has**, in a properly executed writing under section 453.030 or 453.050,** consented **[**in writing**]** to the termination of his or her parental rights **or consented to an adoption or waived consent to adoption**.

[2. The written consent required by subsection 1 of this section may be executed before or after the

institution of the proceedings and shall be acknowledged before a notary public. In lieu of such acknowledgment, the signature of the person giving the written consent shall be witnessed by at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective parents. The notary public or witnesses shall verify the identity of the party signing the consent.

3. The written consent required by subsection 1 of this section shall be valid and effective only after the child is at least forty-eight hours old and if it complies with the other requirements of section 453.030.**]**

211.447. 1. Any information that could justify the filing of a petition to terminate parental rights may be referred to the juvenile officer by any person. The juvenile officer shall make a preliminary inquiry and if it appears that the information could justify the filing of a petition, the juvenile officer may take further action, including filing a petition. If it does not appear to the juvenile officer that a petition should be filed, such officer shall so notify the informant in writing within thirty days of the referral. Such notification shall include the reasons that the petition will not be filed.

2. Except as provided for in subsection 4 of this section, a petition to terminate the parental rights of the child's parent or parents shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, when:

(1) Information available to the juvenile officer or the division establishes that the child has been in foster care for at least fifteen of the most recent twenty-two months; or

(2) A court of competent jurisdiction has determined the child to be an abandoned infant. For purposes of this subdivision, an "infant" means any child one year of age or under at the time of filing of the petition. The court may find that an infant has been abandoned if:

(a) The parent has left the child under circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so; or

(c) The parent has voluntarily relinquished a child under section 210.950; or

(3) A court of competent jurisdiction has determined that the parent has:

(a) Committed murder of another child of the parent; or

(b) Committed voluntary manslaughter of another child of the parent; or

(c) Aided or abetted, attempted, conspired or solicited to commit such a murder or voluntary manslaughter; or

(d) Committed a felony assault that resulted in serious bodily injury to the child or to another child of the parent**; or**

(4) The parent has been found guilty of or pled guilty to a felony violation of chapters 566 or 573 when the child or any child in the family was a victim, or a violation of sections 568.020 or 568.065

when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent.

3. A termination of parental rights petition shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, within sixty days of the judicial determinations required in subsection 2 of this section, except as provided in subsection 4 of this section. Failure to comply with this requirement shall not deprive the court of jurisdiction to adjudicate a petition for termination of parental rights which is filed outside of sixty days.

4. If grounds exist for termination of parental rights pursuant to subsection 2 of this section, the juvenile officer or the division may, but is not required to, file a petition to terminate the parental rights of the child's parent or parents if:

(1) The child is being cared for by a relative; or

(2) There exists a compelling reason for determining that filing such a petition would not be in the best interest of the child, as documented in the permanency plan which shall be made available for court review; or

(3) The family of the child has not been provided such services as provided for in section 211.183.

5. The juvenile officer or the division may file a petition to terminate the parental rights of the child's parent when it appears that one or more of the following grounds for termination exist:

(1) The child has been abandoned. For purposes of this subdivision a "child" means any child over one year of age at the time of filing of the petition. The court shall find that the child has been abandoned if, for a period of six months or longer:

(a) The parent has left the child under such circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so;

(2) The child has been abused or neglected. In determining whether to terminate parental rights pursuant to this subdivision, the court shall consider and make findings on the following conditions or acts of the parent:

(a) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(b) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control of the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control;

(c) A severe act or recurrent acts of physical, emotional or sexual abuse toward the child or any child in the family by the parent, including an act of incest, or by another under circumstances that indicate that

the parent knew or should have known that such acts were being committed toward the child or any child in the family; or

(d) Repeated or continuous failure by the parent, although physically or financially able, to provide the child with adequate food, clothing, shelter, or education as defined by law, or other care and control necessary for the child's physical, mental, or emotional health and development.

Nothing in this subdivision shall be construed to permit discrimination on the basis of disability or disease;

(3) The child has been under the jurisdiction of the juvenile court for a period of one year, and the court finds that the conditions which led to the assumption of jurisdiction still persist, or conditions of a potentially harmful nature continue to exist, that there is little likelihood that those conditions will be remedied at an early date so that the child can be returned to the parent in the near future, or the continuation of the parent-child relationship greatly diminishes the child's prospects for early integration into a stable and permanent home. In determining whether to terminate parental rights under this subdivision, the court shall consider and make findings on the following:

(a) The terms of a social service plan entered into by the parent and the division and the extent to which the parties have made progress in complying with those terms;

(b) The success or failure of the efforts of the juvenile officer, the division or other agency to aid the parent on a continuing basis in adjusting his circumstances or conduct to provide a proper home for the child;

(c) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(d) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control over the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control; or

(4) **[**The parent has been found guilty or pled guilty to a felony violation of chapter 566 when the child or any child in the family was a victim, or a violation of section 568.020 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent; or

(5)**]** The child was conceived and born as a result of an act of forcible rape or rape in the first degree. When the biological father has pled guilty to, or is convicted of, the forcible rape or rape in the first degree of the birth mother, such a plea or conviction shall be conclusive evidence supporting the termination of the biological father's parental rights; or

[(6)**]** **(5)** (a) The parent is unfit to be a party to the parent and child relationship because of a consistent pattern of committing a specific abuse including, but not limited to, specific conditions directly relating to the parent and child relationship which are determined by the court to be of a duration or nature that renders the parent unable for the reasonably foreseeable future to care appropriately for the ongoing physical, mental, or emotional needs of the child.

(b) It is presumed that a parent is unfit to be a party to the parent and child relationship upon a showing

that:

a. Within a three-year period immediately prior to the termination adjudication, the parent's parental rights to one or more other children were involuntarily terminated pursuant to subsection 2 or 4 of this section or subdivision (1), (2), **or** (3)**[**, or (4)**]** of this subsection or similar laws of other states;

b. If the parent is the birth mother and within eight hours after the child's birth, the child's birth mother tested positive and over .08 blood alcohol content pursuant to testing under section 577.020 for alcohol, or tested positive for cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case;

c. If the parent is the birth mother and at the time of the child's birth or within eight hours after a child's birth the child tested positive for alcohol, cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case; or

d. Within a three-year period immediately prior to the termination adjudication, the parent has pled guilty to or has been convicted of a felony involving the possession, distribution, or manufacture of cocaine, heroin, or methamphetamine, and the parent is the biological parent of at least one other child who was adjudicated an abused or neglected minor by such parent or such parent has previously failed to complete recommended treatment services by the children's division through a family-centered services case.

6. The juvenile court may terminate the rights of a parent to a child upon a petition filed by the juvenile officer or the division, or in adoption cases, by a prospective parent, if the court finds that the termination is in the best interest of the child and when it appears by clear, cogent and convincing evidence that grounds exist for termination pursuant to subsection 2, 4 or 5 of this section.

7. When considering whether to terminate the parent-child relationship pursuant to subsection 2 or 4 of this section or subdivision (1), (2), **or** (3) **[**or (4)**]** of subsection 5 of this section, the court shall evaluate and make findings on the following factors, when appropriate and applicable to the case:

(1) The emotional ties to the birth parent;

(2) The extent to which the parent has maintained regular visitation or other contact with the child;

(3) The extent of payment by the parent for the cost of care and maintenance of the child when financially able to do so including the time that the child is in the custody of the division or other child-placing agency;

(4) Whether additional services would be likely to bring about lasting parental adjustment enabling a return of the child to the parent within an ascertainable period of time;

(5) The parent's disinterest in or lack of commitment to the child;

(6) The conviction of the parent of a felony offense that the court finds is of such a nature that the child will be deprived of a stable home for a period of years; provided, however, that incarceration in and of itself shall not be grounds for termination of parental rights;

(7) Deliberate acts of the parent or acts of another of which the parent knew or should have known that subjects the child to a substantial risk of physical or mental harm.

8. The court may attach little or no weight to infrequent visitations, communications, or contributions. It is irrelevant in a termination proceeding that the maintenance of the parent-child relationship may serve as an inducement for the parent's rehabilitation.

9. In actions for adoption pursuant to chapter 453, the court may hear and determine the issues raised in a petition for adoption containing a prayer for termination of parental rights filed with the same effect as a petition permitted pursuant to subsection 2, 4, or 5 of this section.

10. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care, for the removal of custody of a child from the parent, or for the termination of parental rights without a specific showing that there is a causal relation between the disability or disease and harm to the child.

431.056. 1. A minor shall be qualified and competent to contract for housing, employment, purchase of an automobile, receipt of a student loan, admission to high school or postsecondary school, obtaining medical care, establishing a bank account, admission to a shelter for victims of domestic violence, as **[**defined in section**]** **that phrase is used in sections** 455.200 **to 455.220**, **a rape crisis center, as defined in section 455.003,** or a homeless shelter, and receipt of services as a victim of domestic violence or sexual **[**abuse**]** **assault, as such terms are defined in section 455.010**, including but not limited to counseling, court advocacy, financial assistance, and other advocacy services, if:

(1) The minor is sixteen or seventeen years of age; and

(2) The minor is homeless, as defined in subsection 1 of section 167.020, or a victim of domestic violence, as defined in section **[**455.200**]** **455.010**, unless the child is under the supervision of the children's division or the jurisdiction of the juvenile court; and

(3) The minor is self-supporting, such that the minor is without the physical or financial support of a parent or legal guardian; and

(4) The minor's parent or legal guardian has consented to the minor living independent of the parents' or guardians' control. Consent may be expressed or implied, such that:

(a) Expressed consent is any verbal or written statement made by the parents or guardian of the minor displaying approval or agreement that the minor may live independently of the parent's or guardian's control;

(b) Implied consent is any action made by the parent or guardian of the minor that indicates the parent or guardian is unwilling or unable to adequately care for the minor. Such actions may include, but are not limited to:

a. Barring the minor from the home or otherwise indicating that the minor is not welcome to stay;

b. Refusing to provide any or all financial support for the minor; or

c. Abusing or neglecting the minor, as defined in section 210.110 or committing an act or acts of domestic violence against the minor, as defined in section 455.010.

2. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the purchase of automobile insurance with the consent of the children's division or the juvenile court. The minor shall be responsible for paying the costs of the insurance premiums and shall be liable for damages caused by his or her negligent operation of a motor vehicle. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any insurance premiums nor liable for any damages of any kind as a result of the operation of a motor vehicle by the minor.

3. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the opening of a checking or savings bank account with the consent of the children's division or the juvenile court. The minor shall be responsible for paying all banking related costs associated with the checking or savings account and shall be liable for any and all penalties should he or she violate a banking agreement. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any bank fees nor liable for any and all penalties related to violation of a banking agreement.

453.015. As used in sections 453.010 to 453.400, the following terms mean:

(1) "Minor" or "child", any person who has not attained the age of eighteen years or any person in the custody of the children's division who has not attained the age of twenty-one;

(2) "Parent", a birth parent or parents of a child, including the putative father of the child, as well as the husband of a birth mother at the time the child was conceived, or a parent or parents of a child by adoption. The putative father shall have no legal relationship unless he has acknowledged the child as his own by affirmatively asserting his paternity;

(3) **"Post adoption contact agreement", a voluntary written agreement executed by one or both of a child's birth parents and each adoptive parent describing future contact between the parties to the agreement and the child; provided, that such agreement shall be approved by the court under subsection 4 of section 453.080;**

(4) "Putative father", the alleged or presumed father of a child including a person who has filed a notice of intent to claim paternity with the putative father registry established in section 192.016 and a person who has filed a voluntary acknowledgment of paternity pursuant to section 193.087;

[(4)**] (5)** "Stepparent", the spouse of a biological or adoptive parent. The term does not include the state if the child is a ward of the state. The term does not include a person whose parental rights have been terminated.

453.030. 1. In all cases the approval of the court of the adoption shall be required and such approval shall be given or withheld as the welfare of the person sought to be adopted may, in the opinion of the court, demand.

2. The written consent of the person to be adopted shall be required in all cases where the person sought to be adopted is fourteen years of age or older, except where the court finds that such child has not sufficient

mental capacity to give the same. In a case involving a child under fourteen years of age, the guardian ad litem shall ascertain the child's wishes and feelings about his or her adoption by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered by the court as a factor in determining if the adoption is in the child's best interests.

3. With the exceptions specifically enumerated in section 453.040, when the person sought to be adopted is under the age of eighteen years, the written consent of the following persons shall be required and filed in and made a part of the files and record of the proceeding:

(1) The mother of the child; **[**and**]**

(2) **[**Only the**]** **Any** man who:

(a) Is presumed to be the father pursuant to **[**the**]** subdivision (1), (2), or (3) of subsection 1 of section 210.822; or

(b) Has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child and has served a copy of the petition on the mother in accordance with section 506.100; or

(c) Filed with the putative father registry pursuant to section 192.016 a notice of intent to claim paternity or an acknowledgment of paternity either prior to or within fifteen days after the child's birth, and has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child; **[**or**]** **and**

(3) The child's current adoptive parents or other legally recognized mother and father.

Upon request by the petitioner and within one business day of such request, the clerk of the local court shall verify whether such written consents have been filed with the court.

4. The written consent required in subdivisions (2) and (3) of subsection 3 of this section may be executed before or after **the birth of the child or before or after** the commencement of the adoption proceedings, and shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth **[**parent**]** **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of **[**such**]** acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents

or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent.

6. A consent is final when executed, unless the consenting party, prior to a final decree of adoption, alleges and proves by clear and convincing evidence that the consent was not freely and voluntarily given. The burden of proving the consent was not freely and voluntarily given shall rest with the consenting party. Consents in all cases shall have been executed not more than six months prior to the date the petition for adoption is filed.

7. A consent form shall be developed through rules and regulations promulgated by the department of social services. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. If a written consent is obtained after August 28, 1997, but prior to the development of a consent form by the department and the written consent complies with the provisions of subsection 8 of this section, such written consent shall be deemed valid.

8. However, the consent form must specify that:

(1) The birth parent understands the importance of identifying all possible fathers of the child and may provide the names of all such persons; and

(2) The birth parent understands that if he denies paternity, but consents to the adoption, he waives any future interest in the child.

9. The written consent to adoption required by subsection 3 and executed through procedures set forth in subsection 5 of this section shall be valid and effective even though the parent consenting was under eighteen years of age, if such parent was represented by a guardian ad litem, at the time of the execution thereof.

10. Where the person sought to be adopted is eighteen years of age or older, his or her written consent alone to his or her adoption shall be sufficient.

11. A birth parent, including a birth parent less than eighteen years of age, shall have the right to legal representation and payment of any reasonable legal fees incurred throughout the adoption process. In addition, the court may appoint an attorney to represent a birth parent if:

(1) A birth parent requests representation;

(2) The court finds that hiring an attorney to represent such birth parent would cause a financial hardship for the birth parent; and

(3) The birth parent is not already represented by counsel.

12. Except in cases where the court determines that the adoptive parents are unable to pay reasonable attorney fees and appoints pro bono counsel for the birth parents, the court shall order the costs of the attorney fees incurred pursuant to subsection 11 of this section to be paid by the prospective adoptive parents or the child-placing agency.

13. The court shall receive and acknowledge a written consent to adoption properly executed by a birth parent under this section when such consent is in the best interests of the child.

453.080. 1. The court shall conduct a hearing to determine whether the adoption shall be finalized. **Out-of-state adoptive petitioners may appear by their attorney or by video or telephone conference rather than in person.** During such hearing, the court shall ascertain whether:

(1) The person sought to be adopted, if a child, has been in the lawful and actual custody of the petitioner for a period of at least six months prior to entry of the adoption decree; except that the six-month period may be waived if the person sought to be adopted is a child who is under the prior and continuing jurisdiction of a court pursuant to chapter 211 and the person desiring to adopt the child is the child's current foster parent. Lawful and actual custody shall include a transfer of custody pursuant to the laws of this state, another state, a territory of the United States, or another country;

(2) The court has received and reviewed a postplacement assessment on the monthly contacts with the adoptive family pursuant to section 453.077, except for good cause shown in the case of a child adopted from a foreign country;

(3) The court has received and reviewed an updated financial affidavit;

(4) The court has received the recommendations of the guardian ad litem and has received and reviewed the recommendations of the person placing the child, the person making the assessment and the person making the postplacement assessment;

(5) **[**There is compliance with the uniform child custody jurisdiction act, sections 452.440 to 452.550;

(6)**]** There is compliance with the Indian Child Welfare Act, if applicable;

[(7)**] (6)** There is compliance with the Interstate Compact on the Placement of Children pursuant to section 210.620; and

[(8)**] (7)** It is fit and proper that such adoption should be made.

2. If a petition for adoption has been filed pursuant to section 453.010 and a transfer of custody has occurred pursuant to section 453.110, the court may authorize the filing for finalization in another state if the adoptive parents are domiciled in that state.

3. If the court determines the adoption should be finalized, a decree shall be issued setting forth the facts and ordering that from the date of the decree the adoptee shall be for all legal intents and purposes the child of the petitioner or petitioners. The court may decree that the name of the person sought to be adopted be changed, according to the prayer of the petition.

4. Before the completion of an adoption, the exchange of information among the parties shall be at the discretion of the parties. **Prospective adoptive parents and birth parents may enter into a written post adoption contact agreement to allow contact, communication, and the exchange of photographs after the adoption between the adoptive parents and the birth parents. The court shall not order any party to enter into a post adoption contact agreement. The agreement shall be filed with and approved by the court at or before the finalization of the adoption. The court shall approve an agreement only if the agreement is in the best interests of the child. The court may enforce or modify an agreement made under this subsection unless such enforcement or modification is not in the best interests of the child. The agreement shall include:**

(1) An acknowledgment by the birth parents that the adoption is irrevocable, even if the adoptive parents do not abide by the post adoption contact agreement;

(2) An acknowledgment by the adoptive parents that the agreement grants the birth parents the right to seek to enforce the provisions of the post adoption contact agreement. Remedies for a breach of the agreement shall include specific performance of the terms of the agreement; provided, that nothing in the agreement shall preclude a party seeking to enforce the agreement from utilizing child welfare mediation before, or in addition to, the commencement of a civil action for specific enforcement;

(3) An acknowledgment that the post adoption contact agreement shall be filed with and approved by the court in order to be enforceable; and

(4) An acknowledgment that the birth parents' consent to the adoption was not conditioned on the post adoption contact agreement and that acceptance of the agreement is fully voluntary.

Upon completion of an adoption, further contact among the parties shall be at the discretion of the adoptive parents **or in accordance with a post adoption contact agreement executed under this subsection**. The court shall not have jurisdiction to deny **[**continuing contact between the adopted person and the birth parent, or an adoptive parent and a birth parent. Additionally, the court shall not have jurisdiction to deny**]** an exchange of identifying information between an adoptive parent and a birth parent.

5. Before the completion of an adoption, the court shall make available to the birth parent or parents a contact preference form developed by the state registrar pursuant to section 193.128 and provided to the court by the department of health and senior services. If a birth parent chooses to complete the form, the clerk of the court shall send the form with the certificate of decree of adoption to the state registrar. Such form shall accompany the original birth certificate of the adopted person and may be updated by a birth parent at any time upon the request of the birth parent.

453.121. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Adopted adult", any adopted person who is eighteen years of age or over;

(2) "Adopted child", any adopted person who is less than eighteen years of age;

(3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years of age or over;

(4) "Biological parent", the natural and biological mother or father of the adopted child;

(5) "Identifying information", information which includes the name, date of birth, place of birth and last known address of the biological parent;

(6) "Lineal descendant", a legal descendant of a person as defined in section 472.010;

(7) "Nonidentifying information", information concerning the physical description, nationality, religious background and medical history of the biological parent or sibling.

2. All papers, records, and information pertaining to an adoption whether part of any permanent record or file may be disclosed only in accordance with this section.

3. Nonidentifying information, if known, concerning undisclosed biological parents or siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive parents, legal guardians, adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, upon written request therefor.

4. An adopted adult, or the adopted adult's lineal descendants if the adopted adult is deceased, may make a written request to the circuit court having original jurisdiction of such adoption to secure and disclose information identifying the adopted adult's biological parents. If the biological parents have consented to the release of identifying information under subsection 8 of this section, the court shall disclose such identifying information to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased. If the biological parents have not consented to the release of identifying information under subsection 8 of this section, the court shall, within ten days of receipt of the request, notify in writing the child-placing agency or juvenile court personnel having access to the information requested of the request by the adopted adult or the adopted adult's lineal descendants.

5. Within three months after receiving notice of the request of the adopted adult, or the adopted adult's lineal descendants, the child-placing agency or the juvenile court personnel shall make reasonable efforts to notify the biological parents of the request of the adopted adult or the adopted adult's lineal descendants. The child-placing agency or juvenile court personnel may charge actual costs to the adopted adult or the adopted adult's lineal descendants for the cost of making such search. All communications under this subsection are confidential. For purposes of this subsection, "notify" means a personal and confidential contact with the biological parent of the adopted adult, which initial contact shall be made by an employee of the child-placing agency which processed the adoption, juvenile court personnel or some other licensed child-placing agency designated by the child-placing agency or juvenile court. Nothing in this section shall be construed to permit the disclosure of communications privileged pursuant to section 491.060. At the end of three months, the child-placing agency or juvenile court personnel shall file a report with the court stating that each biological parent that was located was given the following information:

(1) The nature of the identifying information to which the agency has access;

(2) The nature of any nonidentifying information requested;

(3) The date of the request of the adopted adult or the adopted adult's lineal descendants;

(4) The right of the biological parent to file an affidavit with the court stating that the identifying information should be disclosed;

(5) The effect of a failure of the biological parent to file an affidavit stating that the identifying information should be disclosed.

6. If the child-placing agency or juvenile court personnel reports to the court that it has been unable to notify the biological parent within three months, the identifying information shall not be disclosed to the adopted adult or the adopted adult's lineal descendants. Additional requests for the same or substantially the same information may not be made to the court within one year from the end of the three-month period during which the attempted notification was made, unless good cause is shown and leave of court is granted.

7. If, within three months, the child-placing agency or juvenile court personnel reports to the court that it has notified the biological parent pursuant to subsection 5 of this section, the court shall receive the identifying information from the child-placing agency. If an affidavit duly executed by a biological parent authorizing the release of information is filed with the court or if a biological parent is found to be deceased, the court shall disclose the identifying information as to that biological parent to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, provided that the other biological parent either:

(1) Is unknown;

(2) Is known but cannot be found and notified pursuant to **[**section 5 of this act**]** **subsection 5 of this section**;

(3) Is deceased; or

(4) Has filed with the court an affidavit authorizing release of identifying information.

If the biological parent fails or refuses to file an affidavit with the court authorizing the release of identifying information, then the identifying information shall not be released to the adopted adult. No additional request for the same or substantially the same information may be made within three years of the time the biological parent fails or refuses to file an affidavit authorizing the release of identifying information.

8. Any adopted adult whose adoption was finalized in this state or whose biological parents had their parental rights terminated in this state may request the court to secure and disclose identifying information concerning an adult sibling. Identifying information pertaining exclusively to the adult sibling, whether part of the permanent record of a file in the court or in an agency, shall be released only upon consent of that adult sibling.

9. The central office of the children's division within the department of social services shall maintain a registry by which biological parents, adult siblings, and adoptive adults may indicate their desire to be contacted by each other. The division may request such identification for the registry as a party may possess to assure positive identifications. At the time of registry, a biological parent or adult sibling may consent in writing to the release of identifying information to an adopted adult. If such a consent has not been executed and the division believes that a match has occurred on the registry between biological parents or adult siblings and an adopted adult, an employee of the division shall make the confidential contact provided in subsection 5 of this section with the biological parents or adult siblings and with the adopted adult. If the division believes that a match has occurred on the registry between one biological parent or adult sibling and an adopted adult, an employee of the division shall make the confidential contact provided by subsection 5 of this section with the biological parent or adult sibling. The division shall then attempt to make such confidential contact with the other biological parent, and shall proceed thereafter to make such confidential contact with the adopted adult only if the division determines that the other biological parent meets one of the conditions specified in subsection 7 of this section. The biological parent, adult sibling, or adopted adult may refuse to go forward with any further contact between the parties when contacted by the division.

10. The provisions of this section, except as provided in subsection 5 of this section governing the release of identifying and nonidentifying adoptive information apply to adoptions completed before and after August 13, 1986.

11. All papers, records, and information known to or in the possession of an adoptive parent or adoptive child that pertain to an adoption, regardless of whether part of any permanent record or file, may be disclosed by the adoptive parent or adoptive child. The provisions of this subsection shall not be construed to create a right to have access to information not otherwise allowed under this section.

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first

degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in subdivision (4) of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; **[**or**]**

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; **[**or**]**

(3) During any time when a prosecution against the accused for the offense is pending in this state; **[**or**]**

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020**; or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.037. **1.** Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under **[**must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions**]** may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public

interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; **[**and**]**

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business**; and**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498.

[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:

(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;

(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;

(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;

(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;

All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.

2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.

3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.

4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.

5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.

6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.

7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.**]**

[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.

2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.

3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.

4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.

5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 819, Page 6, Section 210.112, Line 160, by inserting immediately after said section and line the following:

"210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as provided by section 352.400, peace officer or law enforcement official, **volunteer or personnel of a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney pursuant to sections 475.600 to 475.604,** or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report to the division in accordance with the provisions of sections 210.109 to 210.183. No internal investigation shall be initiated until such a report has been made. As used in this section, the term "abuse" is not limited to abuse inflicted by a person responsible for the child's care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. If two or more members of a medical institution who are required to report jointly have knowledge

of a known or suspected instance of child abuse or neglect, a single report may be made by a designated member of that medical team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter immediately make the report. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. The reporting requirements under this section are individual, and no supervisor or administrator may impede or inhibit any reporting under this section. No person making a report under this section shall be subject to any sanction, including any adverse employment action, for making such report. Every employer shall ensure that any employee required to report pursuant to subsection 1 of this section has immediate and unrestricted access to communications technology necessary to make an immediate report and is temporarily relieved of other work duties for such time as is required to make any report required under subsection 1 of this section.

4. Notwithstanding any other provision of sections 210.109 to 210.183, any child who does not receive specified medical treatment by reason of the legitimate practice of the religious belief of the child's parents, guardian, or others legally responsible for the child, for that reason alone, shall not be found to be an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently investigate or conduct a family assessment as a result of that report. Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child's health requires it.

5. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

6. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child's death and that the child's attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child's death as required in section 58.452 and shall report the findings to the child fatality review panel established pursuant to section 210.192.

7. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting to the division.

8. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri children's division, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the children's division.";

and

Further amend said bill, Page 7, Section 210.487, Line 59, by inserting immediately after said section and line the following:

"**475.600. Sections 475.600, 475.602, and 475.604 shall be known and may be cited as the "Supporting and Strengthening Families Act".**

475.602. 1. A parent or legal custodian of a child may, by a properly executed power of attorney as provided under section 475.604, delegate to an attorney-in-fact for a period not to exceed one year, except as provided under subsection 7 of this section, any of the powers regarding the care and custody of the child, except the power to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child. A delegation of powers under this section shall not be construed to change or modify any parental or legal rights, obligations, or authority established by an existing court order or deprive the parent or legal custodian of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child.

2. The parent or legal custodian of the child shall have the authority to revoke or withdraw the power of attorney authorized in subsection 1 of this section at any time. Except as provided in subsection 7 of this section, if the delegation of authority lasts longer than one year, the parent or legal custodian of the child shall execute a new power of attorney for each additional year that the delegation exists. If a parent withdraws or revokes the power of attorney, the child shall be returned to the custody of the parents as soon as reasonably possible.

3. Unless the authority is revoked or withdrawn by the parent or legal custodian, the attorney-in-fact shall exercise parental or legal authority on a continuous basis without compensation for the duration of the power of attorney authorized by subsection 1 of this section and shall not be subject to any statutes dealing with the licensing or regulation of foster care homes.

4. Except as otherwise provided by law, if a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the execution of a power of attorney by such parent or legal custodian as authorized in subsection 1 of this section shall not constitute abandonment as provided in sections 568.030 and 568.032, or abuse or neglect as provided in sections 210.110 and 568.060, unless the parent or legal guardian fails to take custody of the child or execute a new power of attorney after the one-year time limit has elapsed. It shall be a violation of section 453.110 for any parent or legal custodian to execute a power of attorney with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child.

5. Under a delegation of powers as authorized by subsection 1 of this section, the child or children subject to the power of attorney shall not be considered placed in foster care as otherwise defined in law and the parties shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

6. If a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the community service program shall ensure that a

background check is completed for the attorney-in-fact and any adult members of his or her household prior to the placement of the child. A community service program shall not place a child or children with an attorney-in-fact when he or she or any adult member of his or her household is found to be on the sex offender registry as established pursuant to sections 589.400 to 589.425, or the child abuse and neglect registry, as established pursuant to section 210.109, or has pled guilty or nolo contendere to or is found guilty of a felony offense under federal or state law. If a community service program has reasonable cause to suspect that a parent or legal custodian is executing a power of attorney under this section with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child, the community service program shall notify the Missouri children's division within the department of social services, and the division shall conduct an investigation of the parent or legal guardian to determine if there is a violation of section 453.110. A background check performed under this section shall include:

(1) A national and state fingerprint-based criminal history check;

(2) A sex offender registry, as established pursuant to sections 589.400 to 589.425, check; and

(3) A child abuse and neglect registry, as established pursuant to section 210.109, check.

7. A parent or legal custodian who is a member of the Armed Forces of the United States including any reserve component thereof, the commissioned corps of the National Oceanic and Atmospheric Administration, the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the Armed Forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty may delegate the powers designated in subsection 1 of this section for a period longer than one year if on active duty service. The term of delegation shall not exceed the term of active duty service plus thirty days.

8. Nothing in this section shall conflict or set aside the preexisting residency requirements under section 167.020. An attorney-in-fact to whom powers are delegated under a power of attorney authorized by this section shall make arrangements to ensure that the child attends classes at an appropriate school. If enrollment is at a public school, attendance shall be based upon residency or waiver of such residency requirements by the school.

9. If enrolled at any school, as soon as reasonably possible upon execution of a power of attorney for the temporary care of a child as authorized under this section, the child's school shall be notified of the existence of the power of attorney and be provided a copy of the power of attorney as well as the contact information for the attorney-in-fact. While the power of attorney is in force, the school shall communicate with both the attorney-in-fact and any parent or legal custodian with parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child. The school shall also be notified of the expiration, termination, or revocation of the power of attorney as soon as reasonably possible following such expiration, termination, or revocation and shall no longer communicate with the attorney-in-fact regarding the child upon the receipt of such notice.

10. No delegation of powers under this section shall operate to modify a child's eligibility for benefits the child is receiving at the time of the execution of the power of attorney including, but not limited to, eligibility for free or reduced lunch, health care costs, or other social services, except as may be inconsistent with federal or state law governing the relevant program or benefit.

475.604. Any form for the delegation of powers authorized under section 475.602 shall be witnessed by a notary public and contain the following information:

(1) The full name of any child for whom parental and legal authority is being delegated;

(2) The date of birth of any child for whom parental and legal authority is being delegated;

(3) The full name and signature of the attorney-in-fact;

(4) The address and telephone number of the attorney-in-fact;

(5) The full name and signature of the parent or legal guardian;

(6) One of the following statements:

(a) "I delegate to the attorney-in-fact all of my power and authority regarding the care, custody, and property of each minor child named above including, but not limited to, the right to enroll the child in school, inspect and obtain copies of education and other records concerning the child, the right to give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; or

(b) "I delegate to the attorney-in-fact the following specific powers and responsibilities (insert list). This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; and

(7) A description of the time for which the delegation is being made and an acknowledgment that the delegation may be revoked at any time.

> **[**475.024. A parent of a minor, by a properly executed power of attorney, may delegate to another individual, for a period not exceeding one year, any of his or her powers regarding care or custody of the minor child, except his or her power to consent to marriage or adoption of the minor child.**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:**

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal

for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **HCS** for **HB 1606** and has taken up and passed **SS** for **HCS** for **HB 1606**, as amended.

HOUSE BILLS ON SECOND READING

The following Bill and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

HB 2644—Education.

HCS for **HJR 100**—Rules, Joint Rules, Resolutions and Ethics.

HJR 79—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Richard referred **HCS** for **HB 1300**, with **SCS** to the Committee on Fiscal Oversight.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 951**, as amended: Senators Crawford, Sater, Wieland, Holsman and Schupp.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SCS** for **SBs 807** and **577**, as amended: Senators Wasson, Cunningham, Eigel, Sifton and Holsman.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HB 1633**, as amended: Senators Dixon, Emery, Koenig, Sifton and Holsman.

HOUSE BILLS ON THIRD READING

At the request of Senator Sater, **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Rowden, **HB 1460** was placed on the Informal Calendar.

HCS for **HB 2140**, with **SCS** was placed on the Informal Calendar.

HB 1517 was placed on the Informal Calendar.

HB 1625 was placed on the Informal Calendar.

At the request of Senator Emery, **HB 2117** was placed on the Informal Calendar.

At the request of Senator Emery, **HB 1800**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Emery, **HB 1675** was placed on the Informal Calendar.

At the request of Senator Romine, **HB 1421** and **HB 1371**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Onder, **HB 1265** was placed on the Informal Calendar.

At the request of Senator Hoskins, **HB 1349** was placed on the Informal Calendar.

At the request of Senator Wallingford, **HB 1469** was placed on the Informal Calendar.

Senator Riddle moved that **HB 1719**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Riddle, **SA 1** was withdrawn.

Senator Riddle offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Pages 100-103, Section 335.046, by striking all of said section from the bill; and

Further amend said bill, page 124, section 337.020, line 1 by striking the opening bracket "**[**"; and further amend line 2 of said page, by striking the closing bracket "**]**"; and

Further amend said bill, page 202, section 632.005, lines 1-3 of said page, by striking all of said lines and inserting in lieu thereof the following: "**for physician assistants in psychiatry;**".

Senator Riddle moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Cierpiot offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 56, Section 324.436, Line 9 of said page, by inserting after all of said line the following:

"**324.800. As used in sections 324.800 to 324.860, the following terms shall mean:**

(1) "Department", the department of insurance, financial institutions and professional registration;

(2) "Out-of-state applicant", any applicant who has not established and maintained a place of business as a registered roofing contractor in this state within the preceding year or has not submitted an income tax return as a resident of this state within the preceding year;

(3) "Person", any individual, firm, partnership, association, corporation, limited liability company, or other group or combination thereof acting as a unit;

(4) "Roofing contractor", one who has the knowledge and skill to construct, reconstruct, alter, maintain, and repair roofs and use materials and items used in the construction, reconstruction, alteration, maintenance, and repair of all kinds of roofing and waterproofing as related to roofing, all in such manner to comply with all plans, specifications, codes, laws, and regulations applicable thereto, persons subcontracted by a registered roofing contractor, or the owner of property acting as a home improvement contractor.

324.805. Beginning January 1, 2020, a person who practices or offers services as a roofing contractor in this state for compensation or uses any title, sign, abbreviation, card, or device to indicate that such person is a roofing contractor may register with the department according to the provisions of sections 324.800 to 324.860.

324.810. 1. There is hereby created in the state treasury the "Roofing Contractor Fund", which shall consist of moneys collected under sections 324.800 to 324.860. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer shall approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the

fund shall be used solely for the administration of sections 324.800 to 324.860.

2. Notwithstanding the provisions of section 33.080 to the

contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

324.815. The department is authorized to promulgate rules and regulations necessary for the administration of sections 324.800 to 324.860, including regulations regarding:

(1) The content of registration applications and the procedures for filing an application for an initial or renewal registration in this state;

(2) All applicable fees set at a level to produce revenue, which shall not exceed the cost and expense of administering the provisions of sections 324.800 to 324.860; and

(3) The hiring of employees, who administer and oversee the requirements of sections 324.800 to 324.860, and who may investigate any alleged misconduct under sections 324.800 to 324.860. Persons hired under this subdivision shall be paid out of the roofing contractor fund established under section 324.810.

324.820. 1. An applicant for registration as a roofing contractor shall submit to the department a completed application furnished by the department accompanied by the required nonrefundable fee of no more than thirty five dollars or a renewal fee to be determined by the department. Such application shall include the applicant's name, business name, evidence of insurance as required under subsection 3 of this section, a telephone number, a street address.

2. An applicant shall have ninety days from the day the application is submitted to complete the application process or else the application shall be automatically denied and any fees paid by the applicant forfeited. Such applicant shall then reapply in order to obtain a certificate of registration.

3. No certificate of registration shall be issued or renewed unless the applicant files with the department proof of motor vehicle insurance for all business vehicles, a current worker's compensation insurance policy, and liability insurance with a minimum level of coverage of not less than one million dollars and unless an applicant or out-of-state applicant has a no tax due statement from the department of revenue.

4. No certificate of registration shall be issued if an out-of-state applicant has had a license revoked or suspended in another state.

5. No political subdivision of this state shall require a roofing contractor to be registered under sections 324.800 to 324.860 in order to operate as a roofing contractor within the boundaries of such political subdivision.

6. No political subdivision of this state shall require the inspection of a roof more than one time if the cost to construct or repair such roof is less than ten thousand dollars. No political subdivision shall require the inspection of a roof more than two times if the cost to construct or repair such roof is ten thousand dollars or more.

(1) The cost for an inspection permit for roofs that cost less than ten thousand dollars shall not be more than one hundred dollars.

(2) The cost for an inspection permit for roofs that cost ten thousand dollars or more shall not cost more than one percent of the cost of the roof.

The provisions of this subsection shall not apply to construction that changes the roofline on a building.

324.825. An insurance company issuing a liability insurance policy to a roofing contractor pursuant to the provisions of section 324.820 shall notify the department in the event such liability insurance policy is canceled or lapses for any reason.

324.830. The department shall promulgate rules to implement the provisions of sections 324.800 to 324.860. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

324.835. A registered roofing contractor shall affix the roofing contractor certificate of registration number and the registrant's name, as it appears on the certificate of registration, to all of his or her contracts and bids.

324.840. Any complaint received by the department concerning a person who is the holder of a certificate of registration issued under sections 324.800 to 324.860 or any complaint regarding the offering of roofing contractor services shall be recorded as received and the date received. The department shall investigate all complaints concerning alleged violations of the provisions of sections 324.800 to 324.860 or if there are grounds for the suspension, revocation, or refusal to issue any certificate of registration.

324.845. 1. The department may refuse to issue or renew, or may suspend or revoke a roofing contractor certificate of registration for failing to meet the requirements of section 324.820 or for one or any combination of causes stated in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621. Notification shall be deemed sufficient if mailed, first class, to the address listed on the application for registration or renewal by the applicant.

2. The department may file a complaint with the administrative hearing commission against any holder of a certificate of registration for any one or combination of the following causes:

(1) Impersonation of any person holding a roofing contractor certificate of registration or knowingly allowing any person to use his or her certificate of registration;

(2) Knowingly providing another person with a false registration number; or

(3) Abandoning a contract, without returning the deposit, by not completing the contracted scope

of work.

324.850. 1. The department shall maintain a list of roofing contractors with current certificates of registration on its website. The inclusion of a roofing contractor on such list does not constitute an endorsement by the department.

2. The department shall provide notice after a storm event occurs to inform members of the public that roofing contractors may register with the state. The notice shall be limited to the parts of the state where the storm event occurred. Such notice shall be posted on the department's website. In addition, such notice shall be given in a rapid response, cost effective manner, in a format to be determined at the discretion of the department, which may include the use of advertisements and public service announcements in print, radio, television, and online media. Expenses for the notice under this subsection shall be paid out of the roofing contractor fund established under section 324.810.

3. The department shall make available to the public on its website the requirements for obtaining a certificate of registration set forth in section 324.820.

324.855. Any person found in violation of sections 324.800 to 324.860 shall be found guilty of a class D misdemeanor. A second conviction for violating sections 324.800 to 324.860 within ten years after the first conviction shall be a class B misdemeanor.

324.860. The provisions of sections 324.800 to 324.860 shall expire on August 29, 2023.

324.865. No political subdivision shall charge more than one hundred dollars a year for a business license, contractor license, or equivalent license in order to work within the boundaries of the political subdivision as a roofing contractor."; and

Further amend said bill, Page 197, Section 374.784, Line 15 of said page, by inserting after all of said line the following:

"621.045. 1. The administrative hearing commission shall conduct hearings and make findings of fact and conclusions of law in those cases when, under the law, a license **or certificate of registration** issued by any of the following agencies may be revoked or suspended or when the licensee **or registrant** may be placed on probation or when an agency refuses to permit an applicant to be examined upon his or her qualifications or refuses to issue or renew a license **or certificate of registration** of an applicant who has passed an examination for licensure or who possesses the qualifications for licensure **or registration** without examination:

Missouri State Board of Accountancy

Missouri State Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects

Board of Barber Examiners

Board of Cosmetology

Board of Chiropody and Podiatry

Board of Chiropractic Examiners

Missouri Dental Board

Board of Embalmers and Funeral Directors

Board of Registration for the Healing Arts

Board of Nursing

Board of Optometry

Board of Pharmacy

Missouri Real Estate Commission

Missouri Veterinary Medical Board

Supervisor of Liquor Control

Department of Health and Senior Services

Department of Insurance, Financial Institutions and Professional Registration

Department of Mental Health

Board of Private Investigator Examiners.

2. If in the future there are created by law any new or additional administrative agencies which have the power to issue, revoke, suspend, or place on probation any license, then those agencies are under the provisions of this law.

3. The administrative hearing commission is authorized to conduct hearings and make findings of fact and conclusions of law in those cases brought by the Missouri state board for architects, professional engineers, professional land surveyors and landscape architects against unlicensed persons under section 327.076.

4. Notwithstanding any other provision of this section to the contrary, after August 28, 1995, in order to encourage settlement of disputes between any agency described in subsection 1 or 2 of this section and its licensees **or registrants**, any such agency shall:

(1) Provide the licensee **or registrant** with a written description of the specific conduct for which discipline is sought and a citation to the law and rules allegedly violated, together with copies of any documents which are the basis thereof and the agency's initial settlement offer, or file a contested case against the licensee **or registrant**;

(2) If no contested case has been filed against the licensee **or registrant**, allow the licensee **or registrant** at least sixty days, from the date of mailing, to consider the agency's initial settlement offer and to contact the agency to discuss the terms of such settlement offer;

(3) If no contested case has been filed against the licensee **or registrant**, advise the licensee **or registrant** that the licensee **or registrant** may, either at the time the settlement agreement is signed by all parties, or within fifteen days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee **or the certificate of registration of the registrant**; and

(4) In any contact under this subsection by the agency or its counsel with a licensee **or registrant** who is not represented by counsel, advise the licensee **or registrant** that the licensee **or registrant** has the right to consult an attorney at the licensee's **or registrant's** own expense.

5. If the licensee **or registrant** desires review by the administrative hearing commission under subdivision (3) of subsection 4 of this section at any time prior to the settlement becoming final, the licensee may rescind and withdraw from the settlement and any admissions of fact or law in the agreement shall be deemed withdrawn and not admissible for any purposes under the law against the licensee. Any settlement submitted to the administrative hearing commission shall not be effective and final unless and until findings of fact and conclusions of law are entered by the administrative hearing commission that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee.

6. When a holder of a license, registration, permit, or certificate of authority issued by the division of professional registration or a board, commission, or committee of the division of professional registration against whom an affirmative decision is sought has failed to plead or otherwise respond in the contested case and adequate notice has been given under sections 536.067 and 621.100 upon a properly pled writing filed to initiate the contested case under this chapter or chapter 536, a default decision shall be entered against the licensee without further proceedings. The default decision shall grant such relief as requested by the division of professional registration, board, committee, commission, or office in the writing initiating the contested case as allowed by law. Upon motion stating facts constituting a meritorious defense and for good cause shown, a default decision may be set aside. The motion shall be made within a reasonable time, not to exceed thirty days after entry of the default decision. "Good cause" includes a mistake or conduct that is not intentionally or recklessly designed to impede the administrative process."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted.

President Parson assumed the Chair.

Senator Koenig offered **SA 1** to **SA 3**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 6, Section 324.850, Lines 20-29, by striking all of said lines; and

Further amend said amendment and section, page 7, line 1, by striking all of said line; and further renumber the remaining subsection accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Wieland offered **SA 2** to **SA 3**, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 4, Section 324.825, Lines 22-25, by striking all of said section from the amendment.

Senator Wieland moved that the above amendment be adopted, which motion prevailed.

Senator Cierpiot moved that **SA 3**, as amended, be adopted, which motion prevailed.

Senator Wallingford offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 95, Section 332.131, Line 1 of said page, by inserting after all of said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that

to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For purposes of this section, the term "advertisement" shall mean any announcement as described in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily

verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term "specialist" or the phrase "limited to the specialty of" unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible or audible statement: "Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of _____"**. For purposes of this paragraph, a statement that is "clearly legible" shall have print that is equal or larger in size than the announcement of services, and a statement that is "clearly audible" shall have speech volume and pace equal to the announcement of services**;

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; or

(i) Any advertisement denoting the use of sedation services permitted by the board in accordance with section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms shall only be used in the announcement or advertisement of sedation services with the possession of a deep sedation, general anesthesia, or moderate sedation permit or license;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying "rebates" to or "splitting fees" with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist; requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer

or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any

provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend the title and enacting clause accordingly.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 191, Section 337.718, Line 27, by inserting after all of said line the following:

"338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor**, drug outsourcer, third-party logistics provider,** or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.

2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy's total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) **"Drug outsourcer", an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) "Legend drug":

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage

forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) "Caution: Federal law prohibits dispensing without prescription";

(ii) "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; or

(iii) "Rx Only"; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term "drug", "prescription drug", or "legend drug" shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

[(2)**]** **(3)** "Out-of-state wholesale drug distributor", a wholesale drug distributor with no physical facilities located in the state;

[(3)**]** **(4)** "Pharmacy distributor", any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;

[(4)**]** **(5) "Third-party logistics provider", an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale drug distributor, or dispenser of a legend drug, but does not take ownership of the product, nor has responsibility to direct the sale or disposition of the product;**

(6) "Wholesale drug distributor", anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** without first obtaining

license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution site owned or operated by a wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider**, unless such drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if **[**he**] the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors**, drug outsourcers, third-party logistics provider,** or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that **[**an out-of-state wholesale drug distributor or out-of-state pharmacy distributor**] the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcers, or third-party logistics provider** of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor **[**or**],** pharmacy distributor**, drug outsourcers, or third-party logistics provider** of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor **[**or**],** out-of-state pharmacy acting as a distributor**, drug outsourcers, or third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee, except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's**, drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any **[**out-of-state wholesale drug distributor or out-of-state pharmacy**] entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor **[**or**],** out-of-state pharmacy distributor**, drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the **[**wholesale drug distributor or pharmacy distributor**]** **entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370.”; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Riddle moved that **SS** for **SCS** for **HB 1719**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SCS** for **HB 1719**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Koenig—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Onder moved that **HCS** for **HB 1617**, with **SCS**, **SS No. 2** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

At the request of Senator Onder, **SS No. 2** for **SCS** was withdrawn, rendering **SA 1** moot.

Senator Onder offered **SS No. 3** for **SCS** for **HCS** for **HB 1617**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1617

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

Senator Onder moved that **SS No. 3** for **SCS** for **HCS** for **HB 1617** be adopted, which motion prevailed.

On motion of Senator Onder, **SS No. 3** for **SCS** for **HCS** for **HB 1617**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Koenig Walsh—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Hoskins, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SB 608** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 608

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 608 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 608;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 608;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 608, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Denny Hoskins	/s/ Shawn Rhoads
/s/ Brian Munzlinger	Robert Cornejo
/s/ Paul Wieland	/s/ Dan Houx
/s/ Scott Sifton	/s/ Bruce Franks, Jr.
/s/ John Rizzo	/s/ Mark Ellebracht

Senator Hoskins moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Eigel	Emery	Hegeman
Hoskins	Kehoe	Libla	Munzlinger	Nasheed	Onder	Richard
Riddle	Romine	Sater	Schaaf	Schatz	Wallingford	Wasson
Wieland—22						

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Rizzo	Schupp	Sifton
Walsh—8						

Absent—Senators

Dixon	Koenig	Rowden—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hoskins, **CCS** for **HCS** for **SS** for **SB 608**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 608

An Act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Libla	Munzlinger	Onder	Richard
Riddle	Romine	Sater	Schaaf	Schatz	Wallingford	Wasson
Wieland—22						

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp
Sifton	Walsh—9					

Absent—Senators

Koenig Rowden—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Cunningham moved that the Senate refuse to concur in **HA 1**, as amended, **HA 2** and **HA 4** to **SB 819** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 773**, entitled:

An Act to repeal sections 67.3000, 67.3005, 143.183, and 143.451, RSMo, and to enact in lieu thereof four new sections relating to taxation.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12 and 13.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;

(2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) "Eligible property", property located in Missouri and offered or used for residential or business purposes;

(4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;

(5) "Principal", a managing partner, general partner, or president of a taxpayer;

(6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**

(7) "Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

[(7)] **(9)** "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. **(1)** During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] **4** and [8] **9** of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018,** the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] **4** and [8] **9** of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [3] **4** of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection 8 of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [8] **9** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; [and]

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. **In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:**

(1) The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;

(2) The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;

(3) The level of economic distress in the area; and

(4) Input from the local elected officials in which the proposed project is located as to the importance of the proposed project. For any proposed project in any city not within a county, input from the local elected officials shall include, but not be limited to, the president of the board of alderman.

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications

in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. **If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.**

[4.] **5.** Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[5.] **6.** In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

[6.] **8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within [two years] **nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject

to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

[7.] **9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[8.] **10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection [3] **4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[9.] **11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.

620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued**, or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued**. The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. **(1)** All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon

appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 11, by inserting immediately after the number "**67.180.**" the number "**1.**"; and

Further amend said amendment and page, Line 13, by deleting said line and inserting in lieu thereof the following:

"**dwelling rental, as that term is defined under section 67.5110.**

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and

Further amend said amendment, Page 9, Line 32, by inserting immediately after the number "**94.005.**" the number "**1.**"; and

Further amend said amendment and page, Line 34, by deleting said line and inserting in lieu thereof the following:

"**that term is defined under section 67.5110.**

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental of accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act**. "Hotel, motel, or tourist court" shall include sleeping accommodations in**

residential dwelling rentals, as that term is defined under section 67.5110;

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter."; and

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110."; and

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective **[**or appointed**]** official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of

this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

□ YES □ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the **[**two**]** **three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; **[**or**]**

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and** the **[**county may**]** **authority shall** collect a penalty of one percent and **shall collect** interest **[**not to exceed**]** **of** two percent per month on **[**unpaid**]** taxes **[**which shall be considered delinquent**]** **that are not paid** thirty days after the last day of each quarter. **If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day**

grace period.

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities **[**may**]** **shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee**, litigation expenses,** and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than

fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns**, residential dwelling rentals, as that term is defined under section 67.5110,** and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be

used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) "Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;

(2) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(3) "Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;

(4) "Owner", a person who offers a residential dwelling rental to transient guests;

(5) "Person", any individual, corporation, partnership, or other entity;

(6) "Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;

(7) "Property manager", an individual or entity designated by an owner to manage private property;

(8) "Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;

(9) "Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;

(10) "Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual

owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and

(2) When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;

(4) "Governing body", the city council charged with governing the city;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

[(7)**] (8) "Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) Owned, maintained, or operated by a person;

(b) Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and

(c) Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;

(9) "Person", any individual, corporation, partnership or other entity;

[(8)**] (10) "Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) "Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;

(12) "Transient guest", a person who occupies a room or rooms in a hotel, motel **[**or**] ,** tourist court**, lodging establishment, or residential dwelling rental** for thirty-one days or less during any calendar quarter.

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all**:**

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels **[**and**] ,** tourist courts**, lodging establishments, and residential dwelling rentals situated within the city** and percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of to provide funds for the promotion of convention and tourism?

□ YES □ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp**, residential dwelling rental as defined under section 67.5110,** or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or

lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue **[**shall**]** **may** require **[**all applicants for**]** retail sales **[**licenses and all**]** licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer**[**, estimated in the case of a new applicant, otherwise**]** based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. **[**An applicant or**]** **A** licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section **[**400.5-103**]** **400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time

without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Bill No. 773, Page 5, Line 17, by deleting all of said line and inserting in lieu thereof the following:

"**first day of the calendar quarter after a minimum of one hundred twenty days' notice to sellers.**

32.315. 1. The department of revenue shall issue an annual report on or before January 1, 2019, and every January 1 thereafter, listing all sales and use levies that are:

(1) Authorized pursuant to state law;

(2) Collected by the department of revenue; and

(3) Approved by voters at an election.

2. The report required under subsection 1 of this section shall indicate the provision of law authorizing such tax levy."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"32.087. 1. Within ten days after the adoption of any ordinance or order in favor of adoption of any local sales tax authorized under the local sales tax law by the voters of a taxing entity, the governing body or official of such taxing entity shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance or order. The ordinance or order shall reflect the effective date thereof.

2. Any local sales tax so adopted shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the local sales tax, except as provided in subsection 18 of this section, and shall be imposed on all transactions on which the Missouri state sales tax is imposed.

3. Every retailer within the jurisdiction of one or more taxing entities which has imposed one or more local sales taxes under the local sales tax law shall add all taxes so imposed along with the tax imposed by the sales tax law of the state of Missouri to the sale price and, when added, the combined tax shall constitute a part of the price, and shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. The combined rate of the state sales tax and all local sales taxes shall be the sum of the rates, multiplying the combined rate times the amount of the sale.

4. The brackets required to be established by the director of revenue under the provisions of section 144.285 shall be based upon the sum of the combined rate of the state sales tax and all local sales taxes imposed under the provisions of the local sales tax law.

5. (1) The ordinance or order imposing a local sales tax under the local sales tax law shall impose a tax upon all transactions upon which the Missouri state sales tax is imposed to the extent and in the manner provided in sections 144.010 to 144.525, and the rules and regulations of the director of revenue issued pursuant thereto; except that the rate of the tax shall be the sum of the combined rate of the state sales tax or state highway use tax and all local sales taxes imposed under the provisions of the local sales tax law.

(2) Notwithstanding any other provision of law to the contrary, local taxing jurisdictions, except those in which voters have approved a local use tax under section 144.757, shall have placed on the ballot on or after the general election in November 2014, but no later than the general election in November [2018] **2022**, whether to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in a reduction of local revenue to provide for vital services for (local jurisdiction's name) and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(3) If the ballot question set forth in subdivision (2) of this subsection receives a majority of the votes cast in favor of the proposal, or if the local taxing jurisdiction fails to place the ballot question before the voters on or before the general election in November [2018] **2022**, the local taxing jurisdiction shall cease applying the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

(4) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters, the governing body of any local taxing jurisdiction that had previously imposed a local use tax on the use of motor vehicles, trailers, boats, and outboard motors may, at any time, place a proposal on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(5) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection

be placed before the voters on or after the general election in November 2014, and on or before the general election in November [2018] **2022**, whenever the governing body of any local taxing jurisdiction imposing a local sales tax on the sale of motor vehicles, trailers, boats, and outboard motors receives a petition, signed by fifteen percent of the registered voters of such jurisdiction voting in the last gubernatorial election, and calling for a proposal to be placed on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer, the governing body shall submit to the voters of such jurisdiction a proposal to repeal application of the local sales tax to such titling. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(6) Nothing in this subsection shall be construed to authorize the voters of any jurisdiction to repeal application of any state sales or use tax.

(7) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed, such repeal shall take effect on the first day of the second calendar quarter after the election. If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is required to cease to be applied or collected due to failure of a local taxing jurisdiction to hold an election pursuant to subdivision (2) of this subsection, such cessation shall take effect on March 1, [2019] **2023**.

(8) Notwithstanding any provision of law to the contrary, if any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed after the general election in November 2014, or if the taxing jurisdiction failed to present the ballot to the voters at a general election on or before November [2018] **2022**, then the governing body of such taxing jurisdiction may, at any election subsequent to the repeal or after the general election in November [2018] **2022**, if the jurisdiction failed to present the ballot to the voters, place before the voters the issue of imposing a sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 that were purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) apply and collect the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in an increase of local revenue to provide for vital services for (local jurisdiction's name), and it will remove a competitive advantage that non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers have over Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

□ YES □ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(9) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is adopted, such tax shall take effect and be imposed on the first day of the second calendar quarter after the election.

6. On and after the effective date of any local sales tax imposed under the provisions of the local sales tax law, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax, and the director of revenue shall collect in addition to the sales tax for the state of Missouri all additional local sales taxes authorized under the authority of the local sales tax law. All local sales taxes imposed under the local sales tax law together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue.

7. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057, the uniform confidentiality provision, shall apply to the collection of any local sales tax imposed under the local sales tax law except as modified by the local sales tax law.

8. All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law.

9. The same sales tax permit, exemption certificate and retail certificate required by sections 144.010 to 144.525 for the administration and collection of the state sales tax shall satisfy the requirements of the local sales tax law, and no additional permit or exemption certificate or retail certificate shall be required; except that the director of revenue may prescribe a form of exemption certificate for an exemption from any local sales tax imposed by the local sales tax law.

10. All discounts allowed the retailer under the provisions of the state sales tax law for the collection of and for payment of taxes under the provisions of the state sales tax law are hereby allowed and made applicable to any local sales tax collected under the provisions of the local sales tax law.

11. The penalties provided in section 32.057 and sections 144.010 to 144.525 for a violation of the provisions of those sections are hereby made applicable to violations of the provisions of the local sales tax law.

12. (1) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, all sales, except the sale of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, shall be deemed to be consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination. In the event a retailer has more than one place of business in this state which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing. A sale by a retailer's agent or employee shall be deemed to be consummated at the place of business from which he works.

(2) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax

law, the sales tax upon the titling of all motor vehicles, trailers, boats, and outboard motors shall be imposed at the rate in effect at the location of the residence of the purchaser, and remitted to that local taxing entity, and not at the place of business of the retailer, or the place of business from which the retailer's agent or employee works.

(3) For the purposes of any local tax imposed by an ordinance or under the local sales tax law on charges for mobile telecommunications services, all taxes of mobile telecommunications service shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended.

13. Local sales taxes shall not be imposed on the seller of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, but shall be collected from the purchaser by the director of revenue at the time application is made for a certificate of title, if the address of the applicant is within a taxing entity imposing a local sales tax under the local sales tax law.

14. The director of revenue and any of his deputies, assistants and employees who have any duties or responsibilities in connection with the collection, deposit, transfer, transmittal, disbursement, safekeeping, accounting, or recording of funds which come into the hands of the director of revenue under the provisions of the local sales tax law shall enter a surety bond or bonds payable to any and all taxing entities in whose behalf such funds have been collected under the local sales tax law in the amount of one hundred thousand dollars for each such tax; but the director of revenue may enter into a blanket bond covering himself and all such deputies, assistants and employees. The cost of any premium for such bonds shall be paid by the director of revenue from the share of the collections under the sales tax law retained by the director of revenue for the benefit of the state.

15. The director of revenue shall annually report on his management of each trust fund which is created under the local sales tax law and administration of each local sales tax imposed under the local sales tax law. He shall provide each taxing entity imposing one or more local sales taxes authorized by the local sales tax law with a detailed accounting of the source of all funds received by him for the taxing entity. Notwithstanding any other provisions of law, the state auditor shall annually audit each trust fund. A copy of the director's report and annual audit shall be forwarded to each taxing entity imposing one or more local sales taxes.

16. Within the boundaries of any taxing entity where one or more local sales taxes have been imposed, if any person is delinquent in the payment of the amount required to be paid by him under the local sales tax law or in the event a determination has been made against him for taxes and penalty under the local sales tax law, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525. Where the director of revenue has determined that suit must be filed against any person for the collection of delinquent taxes due the state under the state sales tax law, and where such person is also delinquent in payment of taxes under the local sales tax law, the director of revenue shall notify the taxing entity in the event any person fails or refuses to pay the amount of any local sales tax due so that appropriate action may be taken by the taxing entity.

17. Where property is seized by the director of revenue under the provisions of any law authorizing seizure of the property of a taxpayer who is delinquent in payment of the tax imposed by the state sales tax law, and where such taxpayer is also delinquent in payment of any tax imposed by the local sales tax law, the director of revenue shall permit the taxing entity to join in any sale of property to pay the delinquent

taxes and penalties due the state and to the taxing entity under the local sales tax law. The proceeds from such sale shall first be applied to all sums due the state, and the remainder, if any, shall be applied to all sums due such taxing entity.

18. If a local sales tax has been in effect for at least one year under the provisions of the local sales tax law and voters approve reimposition of the same local sales tax at the same rate at an election as provided for in the local sales tax law prior to the date such tax is due to expire, the tax so reimposed shall become effective the first day of the first calendar quarter after the director receives a certified copy of the ordinance, order or resolution accompanied by a map clearly showing the boundaries thereof and the results of such election, provided that such ordinance, order or resolution and all necessary accompanying materials are received by the director at least thirty days prior to the expiration of such tax. Any administrative cost or expense incurred by the state as a result of the provisions of this subsection shall be paid by the city or county reimposing such tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after said line the following:

"137.100. The following subjects are exempt from taxation for state, county or local purposes:

(1) Lands and other property belonging to this state;

(2) Lands and other property belonging to any city, county or other political subdivision in this state, including market houses, town halls and other public structures, with their furniture and equipments, and on public squares and lots kept open for health, use or ornament;

(3) Nonprofit cemeteries;

(4) The real estate and tangible personal property which is used exclusively for agricultural or horticultural societies organized in this state, including not-for-profit agribusiness associations;

(5) All property, real and personal, actually and regularly used exclusively for religious worship, for schools and colleges, or for purposes purely charitable and not held for private or corporate profit, except that the exemption herein granted does not include real property not actually used or occupied for the purpose of the organization but held or used as investment even though the income or rentals received therefrom is used wholly for religious, educational or charitable purposes;

(6) Household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(7) Motor vehicles leased for a period of at least one year to this state or to any city, county, or political subdivision or to any religious, educational, or charitable organization which has obtained an exemption from the payment of federal income taxes, provided the motor vehicles are used exclusively for religious, educational, or charitable purposes;

(8) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.430 or sections 238.010 to 238.100 to another for which or whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters

into a leaseback or other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverters, the property must revert back to the interstate compact agency. Property will no longer be exempt under this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

(b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and

(c) There are no provisions for reverter of the property within the limitation period for reverters;

(9) All property, real and personal, belonging to veterans' organizations. As used in this section, "veterans' organization" means any organization of veterans with a congressional charter, that is incorporated in this state, and that is exempt from taxation under section 501(c)(19) of the Internal Revenue Code of 1986, as amended;

(10) Solar energy systems [not held for resale] **, including any and all equipment, inverters, transformers, wiring, panels, foundations, or other devices and appurtenances used for the creation of solar energy; except any such system held in inventory by manufacturers or manufacturer's distributors for resale to producers and developers of solar energy systems where solar energy is created, stored, transmitted, and generated**. **For the purposes of this section "solar energy systems" shall be considered personal property.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 16 by deleting said line and inserting in lieu thereof the following:

"**adopted after August 28, 2018, shall be invalid and void.**

143.116. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from an eligible taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Eligible taxpayer", an individual subject to the state income tax under chapter 143 who is a veteran with a total service-connected disability;

(3) "Loan forgiveness program", the Total and Permanent Disability loan discharge administered by the United States Department of Education.

2. In addition to all deductions listed under this chapter, for all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a deduction equal to the amount of any income from a loan forgiveness program included in the taxpayer's federal adjusted gross income.

3. The department of revenue may promulgate rules to implement the provisions of this section.

Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"**135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income Tax Credit Act".**

2. For purposes of this section, the following terms mean:

(1) "Department", the department of revenue;

(2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under Section 32 of the Internal Revenue Code of 1986, as amended;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a tax credit in an amount equal to twenty percent of the amount such taxpayer would receive under the federal earned income tax credit. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.

4. Notwithstanding the provision of subsection 4 of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended on the earned income tax credit, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined

by the department.

6. The department shall contract with one or more nonprofit group to provide notice of the earned income tax credit to eligible taxpayers. The department shall require evidence of the effectiveness of the nonprofit group, the connection with the community in which the group operates, and the ability to contact taxpayers that are unlikely to claim the federal earned income tax credit including, but not limited to, non-English speakers, the elderly, tenants, and very low-income taxpayers who do not file tax returns annually. The department shall give preference to nonprofit groups with members in low- and moderate-income areas, to nonprofit groups with at least fifty-one percent of its board of directors having low to moderate incomes and residing in target communities, and to nonprofit groups that have a record of effective door-to-door outreach for similar community projects.

7. The director of the department shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 135.760 of this act shall become effective upon a growth in net general revenue sufficient to trigger the first reduction of the individual income tax top rate under subsection 2 of section 143.011 and continued net general revenue growth of at least an amount equal to the annual revenue reduction of the earned income tax credit in this act."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(2) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code **(26 U.S.C. Section 103, as amended)**. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section

265 of the Internal Revenue Code **(26 U.S.C. Section 265, as amended)**. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 168)** as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 172)**, as amended, other than the deduction allowed by Section **[**172(b)(1)(G)**] 172(b)(1)(F)** and Section **[**172(i)**] 172(h)** of the Internal Revenue Code of 1986 **(26 U.S.C. Section 172)**, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose

death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection; and

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan; and

(i) Livestock Gross Margin insurance plan.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to Section 1033 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 1033)**, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. Gross income shall not include the value of any prize or award won by a taxpayer in athletic competition in the Olympic, Paralympic, or Special Olympic Games. This subsection shall be known and may be cited as the "Olympic Dream Freedom Act"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, **[**improper subdivision or obsolete platting,**]** or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, **[**morals,**]** or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997**. For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision**;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are

imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

(b) Result in increased employment in the municipality; or

(c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a

conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) Initial costs for an economic development area;

(f) Costs of construction of public works or improvements;

(g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) **"Retail area", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;**

(17) "Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

[(17)**] (19)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

[(18)**] (20)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

[(19)**] (21)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the

ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. **Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.**

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. **(1)** Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under **[**subsection 3 of**]** section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under **[**subsection 3 of**]** section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805**[**, that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas**]**."; and

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any

additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998**;**

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410

for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the

commissioner of the office of administration or his or her designee have approved a tax increment financing application made by the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-

time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the

redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of

subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership

interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; [or]

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the

members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual**; or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation

or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration**] any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the

Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"33.543. **1.** There is hereby created in the state treasury the "General Revenue Fund". All moneys received by this state shall be deposited in the state treasury to the credit of the general revenue fund, unless required by statute or constitutional provision to be deposited in some other specifically named fund.

2. Notwithstanding any other provisions of law to the contrary, no moneys held in the general revenue fund shall be expended or appropriated for the construction, maintenance, promotion, or operation of a professional sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility. Any statute authorizing the use of the general revenue fund for bond financing or other appropriations contrary to this subsection and passed prior to the effective date of this section is null and void. However, this section shall not be interpreted to prohibit bond funding authorized under the Constitution of Missouri, including bond funds that were established by vote of the people as amendments to the Constitution of Missouri.

3. After the effective date of this statute, no political subdivision of this state shall expend or appropriate public funds for the construction, maintenance, promotion, or operation of a professional

sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility unless the voters of such political subdivision authorize the funding or bond issuance by popular vote. The ballot language approving such funding or bond issuance shall specifically describe the proposed sports stadium or facility in such a way that the funding or bond issuance could not be used for any other facility.

4. The provisions of subsections 2 and 3 of this section shall become effective immediately upon the adoption of a substantially similar measure by twenty-nine of the following thirty-two states and district: Alabama, Arizona, California, Colorado, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Nevada, New Jersey, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, and Wisconsin.

5. The satisfaction of the provisions of subsection 4 shall be determined by the attorney general. The attorney general shall notify the revisor of statutes when, in the attorney general's opinion, the requisite number of states have adopted substantially similar measures.

6. The ultimate question of whether the requirements of subsection 4 of this section are satisfied, thereby triggering the effectiveness of subsections 2 and 3 of this section, shall be subject to de novo judicial review, and any citizen of this state may bring an action in court to challenge the use of public moneys in violation of this section. If a violation is found, then the court shall immediately enjoin all spending in violation of this section and may order such restitution or other remedies as the court deems just and proper.

7. (1) It shall be against public policy for this state or any political subdivision thereof to pass any subsidy, tax abatement, tax credit, tax deduction, or tax exemption that incentivizes the construction, maintenance, promotion, or operation of a professional sports stadium or facility.

(2) Any enabling statute authorizing a political subdivision to issue a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section is superceded so that no such tax credits shall issue after the effective date of this section.

(3) Any statute authorizing a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section shall specifically cite or repeal this section of law and shall otherwise be interpreted as not superceding this section even if it is later in time or more specific in content.

(4) Nothing in this section shall be interpreted to breach any existing contract or inhibit bond financing and payment for any project approved prior to the effective date of this act."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 33.543 shall be effective immediately following the notice to the revisor of statutes by the attorney general that the requisite number of states and districts have adopted substantially similar measures as provided under section 33.543."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by

inserting immediately after all of said section and line the following:

"**135.820. Any taxpayer that is found to have knowingly provided misleading or false information resulting in the award of any tax credit provided for under law shall have such tax credit subject to recapture, and shall be ineligible to receive any further tax credits under such tax credit program for a period of ten years.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"**143.117. 1. As used in this section, the following terms mean:**

(1) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Firearm training", any firearm education and training course, firearm certification course, or firearm safety course that teaches proper and safe firearm handling. Firearm training shall not include cartridge reloading courses;

(3) "Taxpayer", an individual subject to the state income tax under chapter 143.

2. In addition to all deductions listed in this chapter, for all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed a deduction up to one hundred fifty dollars for the costs of up to eight hours of firearm training the taxpayer completed during the tax year.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

4. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"**144.900. 1. Notwithstanding any other provision of law, any seller who does not have a physical presence in this state who sells tangible personal property or products transferred electronically shall be subject to this chapter, shall remit sales tax, and shall follow all applicable procedures and requirements as if the seller had a physical presence in the state, provided that in either the previous or current calendar year the seller has:**

(1) At least one hundred thousand dollars in gross revenue from sales in this state; or

(2) At least two hundred or more separate transactions in this state.

2. A taxpayer complying with this section and section 144.901, voluntarily or otherwise, may only seek a recovery of taxes, penalties, or interest by following the recovery procedures under section 136.035. However, no claim shall be granted on the basis that the taxpayer lacked a physical presence in the state and complied with this section voluntarily while complying with the injunction of section 144.901. Nothing in this section limits the ability of any taxpayer to obtain a refund for any other reason, including overpayment or erroneous payment.

3. No seller who remits sales tax voluntarily or otherwise under this section shall be liable to a purchaser who claims that the sales tax was over-collected because a provision of this section is later deemed unlawful.

4. Nothing in this section shall affect the obligation of any purchaser from this state to remit use tax as to any applicable transaction in which the seller does not collect and remit or remit an offsetting sales tax.

144.901. 1. Notwithstanding any other provision of law and regardless if the state initiates an audit or other tax collection procedure, the state may bring a declaratory judgment action in any circuit court to establish that the obligation to remit sales tax is applicable and valid under state and federal law against any person who the state believes meets the criteria of section 144.900. The circuit court shall act on this declaratory judgment action as expeditiously as possible. The court shall presume that the matter shall be fully resolved through a motion to dismiss or a motion for summary judgment. Attorney's fees shall not be awarded in any action brought under section 144.900.

2. The filing of the declaratory judgment action by the state shall operate as an injunction during the pendency of the action, prohibiting any state entity from enforcing the obligation in section 144.900 against any taxpayer who does not affirmatively consent or otherwise remit the sales tax on a voluntary basis. The injunction shall not apply if there is a previous judgment against a taxpayer that establishes the validity of the taxpayer's obligation under section 144.900.

3. Any appeal from the decision with respect to the cause of action under section 144.900 shall only be made to the state supreme court. The appeal shall be heard as expeditiously as possible.

4. If an injunction under this section is lifted or dissolved, in general or with respect to a specific taxpayer, the state shall assess and apply the obligation established under section 144.900 from that date forward to any taxpayer affected by the injunction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **SCS** for **HB 2562** and has taken up and passed **SS** for **SCS** for **HB 2562**, as amended.

RESOLUTIONS

Senator Richard offered Senate Resolution No. 2148, regarding John Sondag, Saint Louis, which was adopted.

Senator Cunningham offered Senate Resolution No. 2149, regarding the Seventy-first Wedding Anniversary of Hubert and Mildred Risner, West Plains, which was adopted.

Senator Sater offered Senate Resolution No. 2150, regarding Lana Gilliam, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 2151, regarding Brenden Kleiboeker, Scotts City, which was adopted.

Senator Sater offered Senate Resolution No. 2152, regarding Randy Haes, Ava, which was adopted.

Senator Sater offered Senate Resolution No. 2153, regarding Mike Ray, Kirbyville, which was adopted.

Senator Sater offered Senate Resolution No. 2154, regarding David Dalton, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **SCS** for **HB 1355** and has taken up and passed **SS** for **SCS** for **HB 1355**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 891**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 907**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 981**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 655**, entitled:

An Act to repeal section 556.037, RSMo, and to enact in lieu thereof one new section relating to statutes of limitation for certain offenses against a child.

With House Amendment Nos. 1, 2 and 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 655, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the following:

"the protection of children."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**, except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website**]**.

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill and page, Section 556.037, Line 9, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter **[**convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,**]** **adjudicated for an offense referenced in section 589.414,** unless such person is **[**exempted**]** **exempt** from registering under subsection **[**8**]** **9 or 10** of this section **or section 589.401**; **[**or**]**

(2) **[**Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first

degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or

(3)**]** Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; **[**or**]**

[(4)**] (3)** Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense **[**listed**] referenced** in **[**subdivision (1) or (2) of this subsection**] section 589.414**; **[**or**]**

[(5)**] (4)** Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been **[**convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;**] adjudicated for an offense listed under section 589.414;**

[(6)**] (5)** Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

[(7)**] (6)** Any person who is a resident of this state who has, since July 1, 1979, **been** or is hereafter **[**convicted of, been found guilty of, or pled guilty to or nolo contendere**] adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction **[**to committing, attempting to commit, or conspiring to commit**] for** an offense which, if committed in this state, would **[**be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection**] constitute an offense listed under section 589.414,** or has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law; or

[(8)**] (7)** Any person who has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of **[**conviction**] adjudication**, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official**[**, if so requested. Such request may ask the

chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested**]**.

3. The registration requirements of sections 589.400 through 589.425 **[**are lifetime registration requirements**] shall be as provided under subsection 4 of this section** unless:

(1) All offenses requiring registration are reversed, vacated**,** or set aside;

(2) **[**The registrant is pardoned of the offenses requiring registration;

(3)**]** The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of **[**subsection 6 of this**]** section **589.414**; or

[(4)**] (3)** The **[**registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the**]** court orders the removal or exemption of such person from the registry **under section 589.401**.

4. **The registration requirements shall be as follows:**

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[5.**]** **7.** For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[6.**]** **8.** Any person currently on the sexual offender registry **[**for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,**] or who otherwise would be required to register for being adjudicated for the offense of** felonious restraint **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[7.**]** **9. The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry **[**for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register**] or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215; or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[8. Effective August 28, 2009,**] 10.** Any person **currently** on the sexual offender registry for having been **[**convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense**] adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401**.

[9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.

(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.**]**

[10.**]** 11. Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment**, including participation as a volunteer or intern,** or attendance at any school of higher education **[**and is not entitled to relief under the provisions of subsection 9 of this section**] whether public or private, including any secondary school, trade school,**

professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401. Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, including the period of time the offender is staying in such place. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency **[**and is not entitled to the provisions of subsection 9 of this section**]** **unless granted relief under section 589.401**.

[11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.**]**

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

(1) For a tier I offense, ten years;

(2) For a tier II offense, twenty-five years; or

(3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

(1) The petitioner's:

(a) Full name, including any alias used by the individual;

(b) Sex;

(c) Race;

(d) Date of birth;

(e) Last four digits of the Social Security number;

(f) Address; and

(g) Place of employment, school, or volunteer status;

(2) The offense and tier of the offense that required the petitioner to register;

(3) The date the petitioner was adjudicated for the offense;

(4) The date the petitioner was required to register;

(5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;

(6) Petitioner's fingerprints on an applicant fingerprint card;

(7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and

(8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

(1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;

(2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;

(3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**, except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website**]**.

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. **1.** Any person **[**to whom subsection 1 of section 589.400 applies**]** **who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections **[**or**],** any mental health institution**, private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall**:**

(1) If the person plans to reside in this state, be informed by the official in charge of such correctional facility**, private jail,** or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility**, private jail,** or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days **of release**, to **the Missouri state highway patrol and** the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole**,** or release**[**. When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol.**]; or**

(2) If the person does not reside or plan to reside in Missouri, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;

(10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

(11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

(12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

(13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. **1.** Any person **[**to whom subsection 1 of section 589.400 applies**]** **who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall **[**obtain the address where the person expects to reside upon discharge, parole or release and shall**]** **make it a condition of probation that the offender** report**[**,**]** within three business days**[**, such address**]** to the chief law enforcement official of the county **of adjudication** or city not within a county **[**where the person expects to reside, upon discharge, parole or release**]** **of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

(1) If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or

(2) If the offender does not reside in Missouri:

(a) Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to

589.425; and

(b) Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to**,** the following:

(1) A statement in writing signed by the person, giving the name, address, **date of birth,** Social Security number**,** and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;

(2) The fingerprints**[**,**]** **and** palm prints**[**, and a photograph**]** of the person; **[**and**]**

(3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;

(b) Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and

(c) Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and

(4) A DNA sample **from the individual**, if a sample has not already been obtained.

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. The Missouri state highway patrol shall maintain all required registration information in digitized form.

4. Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.

5. The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.

6. The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, **[**not later than**]** **within** three business days **[**after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status**]**, appear in person to the chief law enforcement officer of the county or city not within a county **[**and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days**]** **if there is a change to any of the following information:**

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

[2.**]** **4.** If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction,** the Missouri state highway patrol shall inform the responsible official in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

[3.**]** **5. Tier I sexual offenders,** in addition to the requirements of subsections 1 **[**and 2**]** **to 4** of this section, **[**the following offenders**]** shall report in person to the chief law enforcement **[**agency every ninety days**]** **official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407**. Tier I sexual offenders include**:

(1) Any offender **[**registered as a predatory or persistent sexual offender under the definitions found in section 566.125**]** **who has been adjudicated for the offense of:**

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen

years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) **[** Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and

(3) Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.

4.**] Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248**.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 **[**and 2**] to 4** of this section, **[**all registrants**]** shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement **[**agency**] official** to verify the information contained in their statement made pursuant to section 589.407. **[**All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.**] Tier II sexual offenders include:**

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

(m) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is

under thirteen years of age;

(ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;

(gg) Sexual intercourse with a prisoner or offender under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

[5.**]** **8.** In addition to the requirements of subsections 1 **[**and 2**]** **to 7** of this section, all Missouri registrants who work**, including as a volunteer or unpaid intern,** or attend **any** school **[**or training**]** **whether public or private, including any secondary school, trade school, professional school, or institution of higher education,** on a full-time or part-time basis **[**in any other state**]** **or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work**, including as a volunteer or unpaid intern,** or attend **any** school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

[6.**]** **9.** If a person**[**,**]** who is required to register as a sexual offender under sections 589.400 to 589.425**[**,**]** changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"451.090. 1. No recorder shall[, in any event except as herein provided,] issue a license authorizing the

marriage of any person under **[**fifteen**]** **sixteen** years of age[; provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only for good cause shown and by reason of such unusual conditions as to make such marriage advisable] **nor shall a license be issued authorizing the marriage of any person twenty-one years of age or older to a person under eighteen years of age**.

2. No recorder shall issue a license authorizing the marriage of any [male] **person** under the age of eighteen years[or of any female under the age of eighteen years], except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths.

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether [the male is under the age of eighteen years or the female] **either party is** under the age of eighteen years, and [if the male is under the age of eighteen years or the female is under the age of eighteen years,] the name of the custodial parent or guardian consenting to such marriage. **Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **SCS** for **HCS** for **HB 1991** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 1991**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HA 1** to **HA 1**, **HA 2** to **HA 1**, **HA 1** as amended, **HA 2** and **HA 4** to **SB 819**, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HB 1719**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

HOUSE BILLS ON THIRD READING

Senator Onder moved that **HB 1413**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1413** was again taken up.

At the request of Senator Onder, **SS** for **SCS** for **HB 1413** was withdrawn, rendering **SA 1** moot.

Senator Onder offered **SS No. 2** for **SCS** for **HB 1413**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1413

An Act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

Senator Onder moved that **SS No. 2** for **SCS** for **HB 1413** be adopted.

Senator Hummel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 3, Section 105.503, Line 25, by inserting after the word "Code" the following: "**, provided that in the case of a conflict with title 29 of the United States Code, the provisions of title 29 of the United States Code shall prevail**".

Senator Hummel moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Walsh offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Pages 23-24, Section 105.583, by striking all of said section from said pages and inserting in lieu thereof the following:

"**105.583. 1. Prior to any tentative agreement being presented to an exclusive bargaining representative or a public body for ratification, such tentative agreement shall be discussed in detail in a public meeting. Any such tentative agreement shall be published on the public body's website at least five business days prior to the public meeting. During such public meeting, the public shall be permitted to provide comment on the tentative agreement.**

2. Nothing contained in sections 105.500 to 105.598 shall obligate a public body to enter into a collective bargaining agreement.

3. For purposes of this section, the term "public meeting" shall have the same meaning as in section 610.010.".

Senator Walsh moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 25, Section 105.585, Lines 5-10, by striking all of said lines and inserting in lieu thereof the following: "**conducting labor organization-related activities concerning collective bargaining, including, but not limited to, negotiations, bargaining meetings, meet and confer sessions, and any other collective bargaining-related activity, provided that every labor agreement may allow for paid time off for the purposes of grievance-handling, advisory committees, establishing a work calendar, and internal and external communication;**".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Hummel offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 20, Section 105.575, Line 7, by striking "and every three years thereafter" and inserting in lieu thereof the following: "**provided that any labor organization that has a labor agreement that expires after August 28, 2020, may be recertified at any time prior to, but in no event later than, August 28, 2020. All subsequent recertification elections shall be held every three years**".

Senator Hummel moved that the above amendment be adopted, which motion prevailed.

Senator Onder moved that **SS No. 2** for **SCS** for **HB 1413**, as amended, be adopted, which motion prevailed.

On motion of Senator Onder, **SS No. 2** for **SCS** for **HB 1413**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Rowden	Sater	Schaaf	Schatz	Wasson—21

NAYS—Senators

Curls	Holsman	Hummel	Nasheed	Rizzo	Romine	Schupp
Sifton	Wallingford	Walsh	Wieland—11			

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Sifton moved that the Senate refuse to concur in **HCS**, as amended for **SB 655** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Hoskins moved that the Senate refuse to concur in **HCS**, as amended for **SB 773** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Riddle moved that the Senate refuse to recede from its position on **SS** for **SCS**, as amended for **HB 1719** and grant the House a conference thereon, which motion prevailed.

Senator Wallingford assumed the Chair.

President Pro Tem Richard assumed the Chair.

At the request of Senator Dixon, the pending point of order on **SS No. 2** for **SCS** for **SB 590**, with **HA 1** was withdrawn.

Senator Hegeman withdrew the motion that the Senate refuse to concur in **HA 1** to **SS No. 2** for **SCS** for **SB 590**.

Senator Hegeman moved that the Senate refuse to concur in **HA 1** to **SS No. 2** for **SCS** for **SB 590**, and requests the House to recede from its position, or failing to do so, grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences in sections 253.550.4 and 253.559.3, which motion prevailed.

Senator Onder assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HBs 2280**, **2120**, **1468** and **1616**, with **SCS**, entitled:

An Act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

Was called from the Informal Calendar and taken up by Senator Sater.

SCS for **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 2280, 2120, 1468 and 1616

An Act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

Was taken up.

Senator Sater moved that **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** be adopted.

Senator Sater offered **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 2280, 2120, 1468 and 1616

An Act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

Senator Sater moved that **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** be adopted, which motion prevailed.

Senator Sater moved that **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** be read the 3rd time and was recognized to close.

President Pro Tem Richard referred **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** to the Committee on Fiscal Oversight.

HCS for **HB 2140**, with **SCS**, entitled:

An Act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, and 34.353, RSMo, and to enact in lieu thereof seven new sections relating to public contracts for purchasing supplies.

Was called from the Informal Calendar and taken up by Senator Nasheed.

SCS for **HCS** for **HB 2140**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2140

An Act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, 34.353, and 37.007, RSMo, and to enact in lieu thereof eight new sections relating to public contracts for purchasing supplies.

Was taken up.

Senator Nasheed moved that **SCS** for **HCS** for **HB 2140** be adopted.

Senator Nasheed offered **SS** for **SCS** for **HCS** for **HB 2140**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2140

An Act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, 34.353, 37.007, and 37.020, RSMo, and to enact in lieu thereof ten new sections relating to public contracts.

Senator Nasheed moved that **SS** for **SCS** for **HCS** for **HB 2140** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2140, Pages 15-16, Section 1, by striking all of said section and inserting in lieu thereof the following:

"**Section 1. 1. In any request for proposals for the purchase of technology by the state, points awarded to cost shall not exceed twenty-five percent of the total points available in scoring the request for proposals for the award of the request for proposals.**

2. The office of administration shall promulgate rules to implement reasonable commercially-required provisions that assure that the state maximizes value for the dollar and not the lowest price.

3. Any contract that was not awarded pursuant to subsection 1 of this section shall be subject to cancellation and rebid.

4. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the

authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.".

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed moved that **SS** for **SCS** for **HCS** for **HB 2140**, as amended, be adopted, which motion prevailed.

On motion of Senator Nasheed, **SS** for **SCS** for **HCS** for **HB 2140**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators Schupp—1

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Nasheed, title to the bill was agreed to.

Senator Nasheed moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1517, introduced by Representative McCann Beatty, entitled:

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to the state legal expense fund.

Was called from the Informal Calendar and taken up by Senator Curls.

On motion of Senator Curls, **HB 1517** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Curls, title to the bill was agreed to.

Senator Curls moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Riddle moved that the Senate refuse to concur in **HCS**, as amended for **SB 843** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 5** for **SB 564**.

Emergency clause adopted.

Bill ordered enrolled.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SB 819**, as amended. Representatives: Neely, Cornejo, Smith (163), Arthur, Burnett.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SB 819**, as amended: Senators Cunningham, Sater, Riddle, Walsh and Schupp.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HB 1719**, as amended: Senators Riddle, Cierpiot, Rowden, Sifton and Schupp.

RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 2155, regarding Brian Cornelius, Higginsville, which was adopted.

Senator Romine offered Senate Resolution No. 2156, regarding Carolyn Fishback, Hillsboro, which was adopted.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, the Physician of the Day, Dr. Dayna Early, St. Louis.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

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SEVENTY-THIRD DAY–THURSDAY, MAY 17, 2018

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FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskins
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1300, with SCS (Schatz)
(In Fiscal Oversight)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 &
667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)

SB 550-Wasson, with SCS

SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1249-Plocher, with SCS (Dixon)
HB 1250-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1265-Schroer (Onder)
HB 1267-Lichtenegger (Munzlinger)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HB 1349-Black (Hoskins)
HCS for HB 1388, with SCS (Riddle)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1421 & HB 1371-Pfautsch, with SCS (Romine)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HB 1446-Eggleston, with SCS (Koenig)
HCS for HB 1456, with SCS (Wallingford)
HB 1460-Evans (Rowden)
HB 1469-Davis (Wallingford)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HB 1625-Morris (Curls)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HCS for HB 1667, with SCS (Wallingford)
HB 1675-Redmon (Emery)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)

HCS for HB 1713, with SCS (Sater)
HCS for HBs 1729, 1621 & 1436 (Brown)
HCS for HB 1796, with SS (pending) (Rowden)
HB 1800-Miller, with SCS (Emery)
HB 1809-Tate (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HB 1832-Cornejo, with SCS (Riddle)
HCS for HB 1868, with SCS (Riddle)
HCS for HB 1872 (Hegeman)
HB 1892-Wilson (Cierpiot)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HCS for HB 2031 (Hoskins)
HB 2039-Fraker (Cunningham)
HCS for HB 2042, with SCS (Dixon)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HB 2117-Pfautsch (Emery)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HB 2179-Richardson (Kehoe)
HB 2208-Curtman, with SCS (Eigel)
HCS for HB 2216, with SCS (Emery)
HCS for HB 2249, with SCS (Riddle)
HCS for HBs 2277 & 1983, with SCS (Schatz)
SS for SCS for HCS for HBs 2280, 2120, 1468 & 1616 (Sater) (In Fiscal Oversight)
HCS for HBs 2337 & 2272, with SCS (Wieland)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 549-Wasson, with HA 1, HA 3, HA 4, HA 5, as amended, HA 6, HA 7, HA 8, HA 9 & HA 10
SS for SB 597-Riddle, with HCS, as amended
SB 757-Schatz, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8 & HA 9
SS for SB 882-Hoskins, with HA 1
SS for SCS for SB 966-Rowden, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SCS for SBs 603, 576 & 898-Onder, with HCS, as amended
SS for SB 608-Hoskins, with HCS (Senate adopted CCR and passed CCS)
SB 660-Riddle, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 687-Sater, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SB 718-Eigel, with HCS, as amended
SB 743-Sater, with HCS, as amended (Senate adopted CCR and passed CCS)
SS for SCS for SB 775-Brown, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 806-Crawford, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SBs 807 & 577-Wasson, with HCS, as amended

SB 808-Brown, with HCS, as amended
SB 819-Cunningham, with HA 1, as amended, HA 2 & HA 4
SS for SCS for SB 826-Sater, with HCS, as amended
(Senate adopted CCR and passed CCS)
SS for SB 870-Hegeman, with HCS, as amended
(Senate adopted CCR and passed CCS)
SB 951-Crawford, with HCS, as amended
HB 1350-Smith (163), with SS for SCS, as amended (Rowden)
HB 1633-Corlew, with SS for SCS, as amended (Dixon)
HB 1719-Grier, with SS for SCS, as amended (Riddle)

Requests to Recede or Grant Conference

SS#2 for SCS for SB 590-Hegeman, with HA 1
(Senate requests House recede or grant conference)
SB 655-Sifton, with HCS, as amended
(Senate requests House recede or grant conference)
SB 773-Hoskins, with HCS, as amended
(Senate requests House recede or grant conference)
SS for SCS for SB 843-Riddle, with HCS, as amended
(Senate requests House recede or grant conference)

RESOLUTIONS

SCR 40-Hoskins, with HA 1
SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf
SR 2052-Schaaf
SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf
SR 2130-Sifton
SR 2131-Sifton
SR 2132-Sifton
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SR 2134-Sifton
SR 2135-Sifton
SR 2136-Sifton
SR 2137-Sifton
SR 2138-Sifton
SR 2139-Sifton
SR 2140-Sifton
SR 2141-Sifton
SR 2142-Sifton
SR 2143-Sifton
SR 2144-Sifton
SR 2145-Sifton
SR 2146-Sifton

Reported from Committee

SCR 28-Schupp and Nasheed
SCR 30-Wallingford, with SA 1 (pending)
HCR 63-Haefner (Wieland)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-THIRD DAY—THURSDAY, MAY 17, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"To do righteousness and justice is more acceptable to the Lord than sacrifice." (Proverbs 21:3)

Almighty God, we are thankful for bringing us to the beginning of this day and the promise that You will be with us as we face the stress and tension that is part of our lives during this time. We see the finish line, the final stretch but it puts greater demands on us and we need You to provide us yet even greater strength and energy to push toward it. We also pray for increased calm and peace within so we may make wise and thoughtful decisions on what we vote on this day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 2157, regarding Gunter Farms, Conway, which was

adopted.

Senators Schaaf and Hegeman offered Senate Resolution No. 2158, regarding Ian H.S. Riseley, Australia, which was adopted.

Senator Hegeman offered Senate Resolution No. 2159, regarding Eagle Scout Jack Emory Muirhead, Plattsburg, which was adopted.

Senator Hegeman offered Senate Resolution No. 2160, regarding the Fiftieth Wedding Anniversary of Ron and Maureen Sharp, Cameron, which was adopted.

Senator Hegeman offered Senate Resolution No. 2161, regarding the Seventieth Wedding Anniversary of Earl and Evelyn Furst, Saint Joseph, which was adopted.

Senator Hegeman offered Senate Resolution No. 2162, regarding the One Hundredth Birthday of Datha Roberts, Savannah, which was adopted.

Senator Munzlinger offered Senate Resolution No. 2163, regarding Rick Gann, Callo, which was adopted.

Senator Rowden offered Senate Resolution No. 2164, regarding Donald Lee "Don" Catlett, Columbia, which was adopted.

Senator Hegeman offered Senate Resolution No. 2165, regarding the Sixty-eighth Wedding Anniversary and Ninetieth Birthdays of Tom and June Markt, Oregon, which was adopted.

Senator Hegeman offered Senate Resolution No. 2166, regarding the Fiftieth Wedding Anniversary of Larry and Donna Dack, Ravenwood, which was adopted.

Senator Hegeman offered Senate Resolution No. 2167, regarding the Seventieth Wedding Anniversary of John and Irene Schulte, Maryville, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 881**, entitled:

An Act to repeal sections 21.795, 71.012, 71.015, 226.770, 226.780, 227.240, 301.010, 301.067, 301.074, 301.075, 301.140, 301.145, 302.170, 304.180, 304.190, 307.175, and 307.350, RSMo, and to enact in lieu thereof nineteen new sections relating to transportation, with penalty provisions.

With House Amendment Nos. 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.044. 1. The following terms as used in this section shall mean:

(1) "Bus", any vehicle or motor car designed and used for the purpose of carrying more than seven persons;

(2) "Truck", any vehicle, machine, tractor, trailer or semitrailer, or any combination thereof, propelled or drawn by mechanical power and designed or used in the transportation of property upon the highways.

2. The driver of any truck or bus, when traveling upon a public highway of this state outside of a business or residential district, shall not follow within three hundred feet of another such vehicle; provided, the provisions of this section shall not be construed to prevent the overtaking and passing, by any such truck or bus, of another similar vehicle.

3. Any person who shall violate the provisions of this section shall be deemed guilty of a class C misdemeanor, and upon conviction thereof shall be punished accordingly.

4. This section and section 304.017 shall not apply to a connected vehicle technology program that uses networked wireless communication among vehicles, infrastructure, or communications devices. Any connected vehicle technology program shall be limited to the operation of trucks on the public highways of this state and shall be approved by the state highways and transportation commission before such technology shall be used in Missouri. Each commercial motor vehicle in a pair, convoy, or formation shall have an appropriately endorsed driver who holds a valid commercial driver's license present behind the wheel.

5. The highways and transportation commission is authorized to promulgate administrative rules that are reasonable and necessary to approve and implement a connected vehicle technology testing program including designated highways and hours of operation for vehicles in the testing program. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 71.012, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

"**existing corporate limits of the city, town, or village but for an intervening state highway or interstate highway as defined in section 304.001, or railroad right-of-way, regardless of whether any other city, town, or village has annexed such state or interstate highway or railroad right-of-way or otherwise has an easement in such state or interstate highway or**"; and

Further amend said bill, Page 7, Section 71.015, Line 12, by deleting the word "**roadway**" and inserting in lieu thereof "**state highway or interstate highway as defined in section 304.001,**"; and

Further amend said bill, section, and page, Line 17, by deleting the word "**roadway**" and inserting in lieu thereof "**state highway or interstate highway**"; and

Further amend said bill, Page 13, Section 227.240, Lines 13-19, by deleting all of said lines and inserting

in lieu thereof the following:

"3. **The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission shall promulgate rules setting forth a standardized statewide system for requesting and issuing variances to requirements set forth in this section.**"; and

Further amend said bill, Page 29, Section 302.170, Lines 42 and 43, by deleting the phrase "and (5)" on said lines and inserting in lieu thereof the following:

" [and]

(5) **Documents submitted by a commercial driver's license applicant who is a Missouri resident and is active duty military or a veteran, as "veteran" is defined in 38 U.S.C. 101, which allow for waiver of the commercial driver's license knowledge test, skills test, or both; and**

(6) "; and

Further amend said bill and section, Page 32, Line 163, by inserting after all of said section and line the following:

"302.173. 1. Any applicant for a license, who does not possess a valid license issued pursuant to the laws of this state, another state, or a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 shall be examined as herein provided. Any person who has failed to renew such person's license on or before the date of its expiration or within six months thereafter must take the complete examination. Any active member of the Armed Forces, their adult dependents or any active member of the Peace Corps may apply for a renewal license without examination of any kind, unless otherwise required by sections 302.700 to 302.780, provided the renewal application shows that the previous license had not been suspended or revoked. Any person honorably discharged from the Armed Forces of the United States who held a valid license prior to being inducted may apply for a renewal license within sixty days after such person's honorable discharge without submitting to any examination of such person's ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780, other than the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. No applicant for a renewal license shall be required to submit to any examination of his or her ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780 or regulations promulgated thereunder, other than a test of the applicant's ability to understand highway signs regulating, warning or directing traffic and the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. The examination shall be made available in each county. Reasonable notice of the time and place of the examination shall be given the applicant by the person or officer designated to conduct it. The complete examination shall include a test of the applicant's natural or corrected vision as prescribed in section 302.175, the applicant's ability to understand highway signs regulating, warning or directing traffic, the applicant's practical knowledge of the traffic laws

of this state, and an actual demonstration of ability to exercise due care in the operation of a motor vehicle of the classification for which the license is sought. When an applicant for a license has a license from a state which has requirements for issuance of a license comparable to the Missouri requirements or a license from a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 and such license has not expired more than six months prior to the date of application for the Missouri license, the director may waive the test of the applicant's practical knowledge of the traffic laws of this state, and the requirement of actual demonstration of ability to exercise due care in the operation of a motor vehicle. If the director has reasonable grounds to believe that an applicant is suffering from some known physical or mental ailment which ordinarily would interfere with the applicant's fitness to operate a motor vehicle safely upon the highways, the director may require that the examination include a physical or mental examination by a licensed physician of the applicant's choice, at the applicant's expense, to determine the fact. The director shall prescribe regulations to ensure uniformity in the examinations and in the grading thereof and shall prescribe and furnish all forms to the members of the highway patrol and to other persons authorized to conduct examinations as may be necessary to enable the officer or person to properly conduct the examination. The records of the examination shall be forwarded to the director who shall not issue any license hereunder if in the director's opinion the applicant is not qualified to operate a motor vehicle safely upon the highways of this state.

2. Beginning July 1, 2005, when the examiner has reasonable grounds to believe that an individual has committed fraud or deception during the examination process, the license examiner shall immediately forward to the director all information relevant to any fraud or deception, including, but not limited to, a statement of the examiner's grounds for belief that the person committed or attempted to commit fraud or deception in the written, skills, or vision examination.

3. The director of revenue shall delegate the power to conduct the examinations required for a license or permit to any member of the highway patrol or any person employed by the highway patrol. The powers delegated to any examiner may be revoked at any time by the director of revenue upon notice.

4. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a motorcycle rider training course approved pursuant to sections 302.133 to 302.137 shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or** driving test shall be required to obtain a motorcycle or motortricycle license or endorsement. **The motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.**

5. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a military motorcycle rider training course that meets or exceeds the Motorcycle Safety Foundation curriculum standards by an applicant who is an active member of the [U.S.] **United States** Armed Forces, shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or** driving test shall be required to obtain a motorcycle or motortricycle license or endorsement. **The military motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.** The director of revenue is authorized to promulgate rules and regulations for the administration and implementation of this subsection including rules governing the presentment of motorcycle training course completion cards from a military motorcycle rider training course

or other documentation showing that the applicant has successfully completed a course in basic motorcycle safety instruction that meets or exceeds curriculum standards established by the Motorcycle Safety Foundation or other national organization whose purpose is to improve the safety of motorcyclists on the nation's streets and highways. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**in the vehicle inspection report**]** **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**in the vehicle inspection report**]** **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information.

This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The

director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. **[**Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.**]** The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the

size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

[5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.**]**"; and

Further amend said bill, Page 23, Section 301.074, by removing all of said section from the bill and inserting in lieu thereof the following:

"301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish **[**proof of vehicle inspection and**]** proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. [Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions.] No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075."; and

Further amend said bill and page, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

5. **[**In addition to the certification required pursuant to subsection 4 of this section, when applying for

registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.

6.**]** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[7.**]** **6.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[8.**]** **7. [**Except as provided in subsection 5 of this section,**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**periodic vehicle inspections and from any statute of this state that requires**]** the use and inspection of emission controls.

[9.**]** **8.** A "custom vehicle" means any motor vehicle that:

(1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

[10.**]** **9.** The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

[11.**]** **10.** For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

[12.**]** **11.** In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and

(2) Will not be used for general daily transportation.

[13. In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.

14.**]** **12.** On registration of a vehicle pursuant to this section, the director of the department of revenue

shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[15.**]** **13.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[16.**]** **14.** **[**Except as provided in subsection 13 of this section,**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**periodic vehicle inspections and from any statute of this state that requires**]** the use and inspection of emission controls.

[17.**]** **15.** For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

[18.**]** **16.** A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of **[**a motor vehicle safety inspection and**]** any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid

and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of

purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the

director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, **[**the safety inspection required in chapter 307 and**]** the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri **[**or as required by section 301.020**]**, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, **[**the safety inspection required in chapter 307 and**]** the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately

designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

(1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

(2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;

(3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and

(4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall inclue a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer **[**sixteen feet or more in length**]** which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer **[**sixteen feet or more in length**]** shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of **[**ten**]** **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the **[**ten**]** **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted.

301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a **[**written statement from a motor vehicle inspection station**]** **vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue,** that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for **[**inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees

are distributed**] law enforcement agencies performing such inspections**. This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership **[**and vehicle inspection**]** of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse

of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision.

301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the **[**inspections required by section 307.350 and**]** **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 41, Section 307.350, Line 49, by inserting after all of said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the **[**inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure**] certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection**.

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections **[**307.350**] 307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of

the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection**[**, except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed**]**. No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

[(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.**]**

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to

be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections **[**307.350**]** **307.360** to 307.390 or the regulations issued pursuant to sections **[**307.350**]** **307.360** to 307.390 are not being complied with, or that the business of an official inspection station**[**, in connection with corrections, adjustments, repairs or inspection of vehicles**]** is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections **[**307.350**]** **307.360** to 307.390 or the regulations issued pursuant to sections **[**307.350**]** **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections **[**307.350**]** **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections **[**307.350**]** **307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose **[**and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control

devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing**]**. No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections **[**307.350**]** **307.360** to 307.390. **[**No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.**]**

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections **[**307.350**]** **307.360** to 307.390.

4. **[**If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.

5.**]** A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection **[**and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device**]**. Such fee shall be conspicuously posted on the premises of each such official inspection station. **[**No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.

6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations

operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.

7.**]** **5.** The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters **[**and any current unused inspection stickers, seals or other devices**]** to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. **[**Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.**]**

[8.**]** **6.** Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[9.**]** **7.** The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection **[**and approval, sticker, seal or other device**]**.

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection**[**, sticker, seal or other device**]**.

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval**[**, sticker, seal or other device**]** knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall**[**, in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,**]** include **a determination that the brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust**

system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

(1) All mirrors, including crossview, inside, and outside;

(2) The front and rear warning flashers;

(3) The stop signal arm;

(4) The crossing control arm on public school buses required to have them pursuant to section 304.050;

(5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;

(6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;

(7) The emergency doors and exits to determine them to be unlocked and easily opened as required;

(8) The lettering and signing on the front, side and rear of the bus;

(9) The service door;

(10) The step treads;

(11) The aisle mats or aisle runners;

(12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;

(13) The seats, including a determination that they are securely fastened to the floor;

(14) The emergency door buzzer;

(15) All hand hold grips;

(16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

(1) The driver seat belts;

(2) The heating and defrosting systems;

(3) The reflectors;

(4) The bus steps;

(5) The aisles;

(6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found,

the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. **[**Notwithstanding the provisions of section 307.390 to the contrary,**]** A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections **[**307.350**]** **307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections **[**307.350**]** **307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to sections **[**307.350**]** **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;

(2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle **[**safety**]** inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle **[**safety**]** inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities **[**that do not conduct motor vehicle safety inspections**]** may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and **[**the**]** rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component**[**, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350**]**.

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject

to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of **[**the safety and**]** emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by **[**sections 307.350 to 307.390 and**]** sections 643.300 to 643.355. The director of revenue may verify that a successful **[**safety and**]** emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture**[**, provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted**]**;

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial **[**safety inspections**]** **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been

modified from original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. **[**No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.**]**

[307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:

(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;

(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such

vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.**]**

[307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.**]**

[307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:

(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;

(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.

2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.

3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local commercial motor vehicle license is changed to a beyond-local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.**]**

[307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the

highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.

2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.

3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.**]**

[307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.**]**

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 of this act shall become effective January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said line the following:

"70.370. Within sixty days after this section becomes effective, the governor by and with the advice and consent of the senate shall appoint three commissioners to enter into a compact on behalf of the state of Missouri with the state of Illinois. If the senate is not in session at the time for making any appointment, the governor shall make a temporary appointment as in case of a vacancy. Any two of the commissioners so appointed together with the attorney general of the state of Missouri may act to enter into the following compact:

COMPACT BETWEEN MISSOURI AND ILLINOIS
CREATING THE BI-STATE DEVELOPMENT AGENCY
AND THE BI-STATE METROPOLITAN DISTRICT

The states of Missouri and Illinois enter into the following agreement:

ARTICLE I

They agree to and pledge each to the other faithful cooperation in the future planning and development of the bi-state metropolitan district, holding in high trust for the benefit of its people and of the nation the special blessings and natural advantages thereof.

ARTICLE II

To that end the two states create a district to be known as the "Bi-State Metropolitan Development District" (herein referred to as "The District") which shall embrace the following territory: The City of St. Louis and the counties of St. Louis **[**and**],** St. Charles **[**and**],** Jefferson**, and Franklin** in Missouri**[,]** and the counties of Madison, St. Clair, and Monroe in Illinois.

ARTICLE III

There is created "The Bi-State Development Agency of the Missouri-Illinois Metropolitan District" (herein referred to as "The Bi-State Agency") which shall be a body corporate and politic. The bi-state agency shall have the following powers:

(1) To plan, construct, maintain, own and operate bridges, tunnels, airports and terminal facilities and to plan and establish policies for sewage and drainage facilities;

(2) To make plans for submission to the communities involved for coordination of streets, highways, parkways, parking areas, terminals, water supply and sewage and disposal works, recreational and conservation facilities and projects, land use pattern and other matters in which joint or coordinated action of the communities within the areas will be generally beneficial;

(3) To charge and collect fees for use of the facilities owned and operated by it;

(4) To issue bonds upon the security of the revenues to be derived from such facilities; and, or upon any property held or to be held by it;

(5) To receive for its lawful activities any contributions or moneys appropriated by municipalities, counties, state or other political subdivisions or agencies; or by the federal government or any agency or officer thereof;

(6) To disburse funds for its lawful activities, and fix salaries and wages of its officers and employees;

(7) To perform all other necessary and incidental functions; and

(8) To exercise such additional powers as shall be conferred on it by the legislature of either state concurred in by the legislature of the other or by act of Congress.

No property now or hereafter vested in or held by either state, or by any county, city, borough, village, township or other political subdivision, shall be taken by the bi-state agency without the authority or consent of such state, county, city, borough, village, township or other political subdivision, nor shall anything herein impair or invalidate in any way any bonded indebtedness of such state, county, city, borough, village, township or other political subdivision, nor impair the provisions of law regulating the payment into sinking funds of revenues derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose.

Unless and until otherwise provided, it shall make an annual report to the governor of each state, setting forth in detail the operations and transactions conducted by it pursuant to this agreement and any legislation thereunder.

Nothing contained in this compact shall impair the powers of any municipality to develop or improve terminal or other facilities.

The bi-state agency shall from time to time make plans for the development of the district; and when such plans are duly approved by the legislatures of the two states, they shall be binding upon both states with the same force and effect as if incorporated in this compact.

The bi-state agency may from time to time make recommendations to the legislatures of the two states or to the Congress of the United States, based upon study and analysis, for the improvement of transportation, terminal, and other facilities in the district.

The bi-state agency may petition any interstate commerce commission (or like body), public service commission, public utilities commission (or like body), or any other federal, municipal, state or local authority, administrative, judicial or legislative, having jurisdiction in the premises, for the adoption and execution of any physical improvements, change in method, rate of transportation, system of handling freight, warehousing, docking, lightering, or transfer of freight, which, in the opinion of the bi-state agency, may be designed to improve or better the handling of commerce in and through the district, or improve terminal and transportation facilities therein. It may intervene in any proceeding affecting the commerce of the district.

ARTICLE IV

The bi-state agency shall consist of ten commissioners, five of whom shall be resident voters of the state of Missouri and five of whom shall be resident voters of the state of Illinois. All commissioners shall reside within the bi-state district, the Missouri members to be chosen by the state of Missouri and the Illinois members by the state of Illinois in the manner and for the terms fixed by the legislature of each state except as herein provided.

ARTICLE V

The bi-state agency shall elect from its number a chairman, a vice chairman, and may appoint such officers and employees as it may require for the performance of its duties, and shall fix and determine their qualifications and duties.

Until otherwise determined by the legislatures of the two states no action of the bi-state agency shall be binding unless taken at a meeting at which at least three members from each state are present, and unless a majority of the members from each state present at such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by law for the exercise of the veto power by the governor thereof over any action of any commissioner appointed therefrom.

Until otherwise determined by the action of the legislature of the two states, the bi-state agency shall not incur any obligations for salaries, office or other administrative expenses, prior to the making of appropriations adequate to meet the same.

The bi-state agency is hereby authorized to make suitable rules and regulations not inconsistent with the constitution or laws of the United States or of either state, or of any political subdivision thereof, and subject

to the exercise of the power of Congress, for the improvement of the district, which when concurred in or authorized by the legislatures of both states, shall be binding and effective upon all persons and corporations affected thereby.

The two states shall provide penalties for violations of any order, rule or regulation of the bi-state agency, and for the manner of enforcing same.

ARTICLE VI

The bi-state agency is authorized and directed to proceed with the development of the district in accordance with the articles of this compact as rapidly as may be economically practicable and is vested with all necessary and appropriate powers not inconsistent with the constitution or the laws of the United States or of either state, to effectuate the same, except the power to levy taxes or assessments.

It shall render such advice, suggestion and assistance to all municipal officials as will permit all local and municipal improvements, so far as practicable, to fit in with the plan.

ARTICLE VII

In witness thereof, we have hereunto set our hands and seals under authority vested in us by law.

(Signed)

In the presence of:

(Signed)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 11, Section 71.015, Line 148, by inserting immediately after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real

property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration**]** **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and

shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not

reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 27, Section 301.140, Line 143, by inserting immediately after all of said section and line the following:

"301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) "Department", the department of revenue;

(2) "Director", the director of the department of revenue;

(3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;

(4) "Physically disabled", a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) A person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

(8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;

(9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

(1) Be on a form prescribed by the director of revenue;

(2) Set forth the specific diagnosis and medical condition which renders the person physically disabled

or temporarily disabled as defined in this section;

(3) Include the physician's or other authorized health care practitioner's license number; and

(4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability which period may not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board, in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application, accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days proceeding the date the application is made and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. **If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.**

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this

subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person**, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person**. When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every four years. The director may stagger the expiration dates to equalize workload. Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.

14. The placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant

for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

15. At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

16. The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every **[**fourth**]** **eighth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a **[**four-year**]** **eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the **[**four-year**]** **eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

19. The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list

of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

20. Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

21. The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

22. The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

23. When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

24. The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

25. If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

26. In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

27. Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 39, Section 304.190, Line 86, by inserting immediately after said section and line the following:

"**304.935. No political subdivision of this state shall impose a tax or other requirement, including performance standards, where such tax or other requirement relates specifically to the operation of**

vehicles, or capability of vehicles to operate, without real-time input by a conventional human driver, including with regard to the transportation of persons or goods for compensation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 301.010, Line 5, by inserting after all of said line the following:

"**(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;**"; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill and section, page 18, Lines 143 to 145, by removing all of said lines from the bill and inserting in lieu thereof the following:

"**[**(38)**] (39)** "Motortricycle", a motor vehicle **upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is** operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;"; and

Further amend said bill and section, Page 22, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle,** bus**,** or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.055. **1.** The annual registration fee for motor vehicles other than commercial motor vehicles is:

Less than 12 horsepower	$18.00
12 horsepower and less than 24 horsepower	21.00
24 horsepower and less than 36 horsepower	24.00
36 horsepower and less than 48 horsepower	33.00
48 horsepower and less than 60 horsepower	39.00
60 horsepower and less than 72 horsepower	45.00
72 horsepower and more	51.00
Motorcycles	8.50
Motortricycles	10.00
Autocycles	**10.00**

2. Notwithstanding any other provision of law, the registration of any autocycle registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration of the registration period for such vehicle at which time the owner shall be required to renew the motor vehicle's registration under the autocycle classification and pay the appropriate registration fee."; and

Further amend said bill, Page 23, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of

registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN" wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for members of the National Guard will have the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

3. All property-carrying commercial motor vehicles to be registered at a gross weight in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles,** motorscooters**,** and driveaway vehicles shall be registered with the director of revenue as provided for in subsection 3 of section 301.030, or with the state highways and transportation commission as otherwise provided in this chapter, but only one license plate shall be issued for each such vehicle, except as provided in this subsection. The applicant for registration of any property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued two license plates for such vehicle, and if such plates are issued, the director of revenue shall provide for distinguishing marks on the plates indicating one plate is for the front and the other is for the rear of such vehicle. The director may assess and collect an additional charge from the applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of section 301.144.

4. The plates issued to manufacturers and dealers shall bear the letters and numbers as prescribed by section 301.560, and the director may place upon the plates other letters or marks to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by section 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles**, autocycles,** and motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in the

same manner on the front and rear of such vehicles. The license plate or plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the required fees have been paid.

6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as provided by law as evidence of the annual payment of registration fees and the current registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs positively correlate with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall be produced in each license bureau office.

(2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab or tabs in the designated area of the license plate, no more than one per plate.

(3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been paid.

(4) Except as otherwise provided in this section, the director of revenue shall issue plates for a period of at least six years.

(5) For those commercial motor vehicles and trailers registered pursuant to section 301.041, the plate issued by the highways and transportation commission shall be a permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any vehicle permanently registered pursuant to this section from the obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the highways and transportation commission upon the sale or disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement commercial motor vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement commercial motor vehicle. Upon payment of the annual registration fee, the highways and transportation commission shall issue a certificate of registration or other suitable evidence of payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

(6) Upon the sale or disposal of any vehicle permanently registered under this section, or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such vehicle shall be returned to the highways and transportation commission and shall not be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement vehicle. If a vehicle which is permanently registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given credit for any unused portion of the annual registration fee when the vehicle is replaced by the purchase or lease of another vehicle during the registration year.

7. The director of revenue and the highways and transportation commission may prescribe rules and regulations for the effective administration of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight may apply for special personalized license plates. Vehicles licensed for twenty-four thousand pounds that display special personalized license plates shall be subject to the provisions of

subsections 1 and 2 of section 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or hereafter statutorily created special personalized license plates.

9. No later than January 1, 2019, the director of revenue shall commence the reissuance of new license plates of such design as approved by the advisory committee under section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as otherwise provided in this section, in addition to all other fees required by law, applicants for registration of vehicles with license plates that expire during the period of reissuance, applicants for registration of trailers or semitrailers with license plates that expire during the period of reissuance and applicants for registration of vehicles that are to be issued new license plates during the period of reissuance shall pay the cost of the plates required by this subsection. The additional cost prescribed in this subsection shall not be charged to persons receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and specialized license plates are exempt from the provisions of this subsection. Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or dealer. Separate records shall be kept as follows:

(1) Motor vehicles registered by owners;

(2) Commercial motor vehicles;

(3) Trailers;

(4) Motorcycles and motor tricycles;

(5) **Autocycles;**

(6) Manufacturers and dealers.

2. The director of revenue may keep such other classifications and records as he may deem necessary and may enter contracts or agreements or otherwise make arrangements for computerized access to odometer and title information.

3. All of such books and records shall be kept open to public inspection during reasonable business hours.

4. The governor may cause the records of the department of revenue to be audited by the state auditor at any time."; and

Further amend said bill, Page 32, Section 302.170, Line 163, by inserting after all of said section and

line the following:

"304.005. 1. As used in this section, the term "autocycle" means a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards.

2. Notwithstanding subsection 2 of section 302.020, a person operating or riding in an autocycle [shall] **may** not be required to wear protective headgear **[**if the vehicle is equipped with a roof that meets or exceeds the standards established for protective headgear**]**.

3. No person shall operate an autocycle on any highway or street in this state unless the person has a valid driver's license. The operator of an autocycle, however, shall not be required to obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to 302.340."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district

shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.] **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".**"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said section and line the following:

"68.075. 1. This section shall be known and may be cited as the "Advanced Industrial Manufacturing Zones Act".

2. As used in this section, the following terms shall mean:

(1) "AIM zone", an area identified through a resolution passed by the port authority board of commissioners appointed under section 68.045 that is being developed or redeveloped for any purpose so long as any infrastructure and building built or improved is in the development area. The port authority board of commissioners shall file an annual report indicating the established AIM zones with the department of revenue;

(2) "County average wage", the average wage in each county as determined by the Missouri department of economic development for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility;

(3) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job. An employee that spends less than fifty percent of the employee's work time at the facility is still considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the county average wage**;**

(4) "Related facility", a facility operated by a company or a related company prior to the establishment of the AIM zone in question located within any port district, as defined under section 68.015, which is directly related to the operations of the facility within the new AIM zone.

3. Any port authority located in this state may establish an AIM zone. Such zone may only include the area within the port authority's jurisdiction, ownership, or control, and may include any such area. The port authority shall determine the boundaries for each AIM zone, and more than one AIM zone may exist within the port authority's jurisdiction or under the port authority's ownership or control, and may be expanded or contracted by resolution of the port authority board of commissioners.

4. Fifty percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within

such zone after development or redevelopment has commenced shall not be remitted to the general revenue fund of the state of Missouri. Such moneys shall be deposited into the port authority AIM zone fund established under subsection 5 of this section for the purpose of continuing to expand, develop, and redevelop AIM zones identified by the port authority board of commissioners and may be used for managerial, engineering, legal, research, promotion, planning, satisfaction of bonds issued under section 68.040, and any other expenses.

5. There is hereby created in the state treasury the "Port Authority AIM Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the port authorities from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section which shall not exceed ten percent of the total amount collected within the zones of a port authority. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

6. The port authority shall approve any projects that begin construction and disperse any money collected under this section. The port authority shall submit an annual budget for the funds to the department of economic development explaining how and when such money will be spent.

7. The provision of section 23.253 notwithstanding, no AIM zone may be established after August 28, 2023. Any AIM zone created prior to that date shall continue to exist and be coterminous with the retirement of all debts incurred under subsection 4 of this section. No debts may be incurred or reauthorized using AIM zone revenue after August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 41, Section 307.350, Line 49, by inserting immediately after said line the following:

"**Section 1. The department of transportation shall have the authority to allow, by permit, the installation and operation of systems of one or more fixed cameras combined with computer algorithms to convert images or registration plates into data readable by a computer for law enforcement purposes on the right of way, overpasses, bridges, of all highways in this state. Such permits may be issued for a period of not less than one year. All existing systems as of August 28, 2018, shall have one year from the passage of this section to obtain the new permit established by this section. The department shall not be required to pay any costs arising from the installation, use, or removal of permitted systems.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.030. 1. The director shall provide for the retention of license plates by the owners of motor

vehicles, other than commercial motor vehicles, and shall establish a system of registration on a monthly series basis to distribute the work of registering motor vehicles as uniformly as practicable throughout the twelve months of the calendar year. For the purpose of assigning license plate numbers, each type of motor vehicle shall be considered a separate class. Commencing July 1, 1949, motor vehicles, other than commercial motor vehicles, shall be registered for a period of twelve consecutive calendar months. There are established twelve registration periods, each of which shall start on the first day of each calendar month of the year and shall end on the last date of the twelfth month from the date of beginning.

2. Motor vehicles, other than commercial motor vehicles, operated for the first time upon the public highways of this state, to and including the fifteenth day of any given month, shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the month of such operation; motor vehicles, other than commercial motor vehicles, operated for the first time on the public highways of this state after the fifteenth day of any given month shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the next following calendar month.

3. All commercial motor vehicles and trailers, except those licensed under section 301.035 and those operated under agreements as provided for in sections 301.271 to 301.279, shall be registered either on a calendar year basis or on a prorated basis as provided in this section. The fees for commercial motor vehicles, trailers, semitrailers, and driveaway vehicles, other than those to be operated under agreements as provided for in sections 301.271 to 301.279 shall be payable not later than the last day of February of each year, except when such vehicle is licensed between April first and July first the fee shall be three-fourths the annual fee, when licensed between July first and October first the fee shall be one-half the annual fee and when licensed on or after October first the fee shall be one-fourth the annual fee. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Local commercial motor vehicle license plates may also be so stamped, marked or designed as to indicate they are to be used only on local commercial motor vehicles and, in addition to such stamp, mark or design, the letter "F" shall also be displayed on local commercial motor vehicle license plates issued to motor vehicles used for farm or farming transportation operations as defined in section 301.010 in the manner prescribed by the advisory committee established in section 301.129. In addition, all commercial motor vehicle license plates may be so stamped or marked with a letter, figure or other emblem as to indicate the gross weight for which issued.

4. The director shall, upon application, issue registration and license plates for nine thousand pounds gross weight for property-carrying commercial motor vehicles referred to herein, upon payment of the fees prescribed for twelve thousand pounds gross weight as provided in section 301.057.

5. Notwithstanding any other provision of law to the contrary, any motorcycle or motortricycle registration issued by the Missouri department of revenue shall expire biennially on June 30."; and

Further amend said bill, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

"[8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.]"; and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"302.020. 1. Unless otherwise provided for by law, it shall be unlawful for any person, except those expressly exempted by section 302.080, to:

(1) Operate any vehicle upon any highway in this state unless the person has a valid license;

(2) Operate a motorcycle or motortricycle upon any highway of this state unless such person has a valid license that shows the person has successfully passed an examination for the operation of a motorcycle or motortricycle as prescribed by the director. The director may indicate such upon a valid license issued to such person, or shall issue a license restricting the applicant to the operation of a motorcycle or motortricycle if the actual demonstration, required by section 302.173, is conducted on such vehicle;

(3) Authorize or knowingly permit a motorcycle or motortricycle owned by such person or under such person's control to be driven upon any highway by any person whose license does not indicate that the person has passed the examination for the operation of a motorcycle or motortricycle or has been issued an instruction permit therefor;

(4) Operate a motor vehicle with an instruction permit or license issued to another person.

2. Every person **under eighteen years of age who is** operating or riding as a passenger on any motorcycle or motortricycle, as defined in section 301.010, upon any highway of this state shall wear protective headgear at all times the vehicle is in motion**; except that, any person eighteen years of age or older operating any motorcycle or motortricycle who has been issued an instruction permit shall wear protective headgear at all times the vehicle is in motion**. The protective headgear shall meet reasonable standards and specifications established by the director.

3. Notwithstanding the provisions of section 302.340 any person convicted of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a misdemeanor. A first violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class D misdemeanor. A second violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class A misdemeanor. Any person convicted a third or subsequent time of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a class E felony. Notwithstanding the provisions of section 302.340, violation of subdivisions (3) and (4) of subsection 1 of this section is a misdemeanor, the first violation punishable as a class D misdemeanor, a second or subsequent violation of this section punishable as a class C misdemeanor, and the penalty for failure to wear protective headgear as required by subsection 2 of this section is an infraction for which a fine not to exceed twenty-five dollars may be imposed. Notwithstanding all other provisions of law and court rules to the contrary, no court costs shall be imposed upon any person due to such violation. No points shall be assessed pursuant to section 302.302 for a failure to wear such protective headgear. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021.

302.026. 1. Any qualified motorcycle operator who is eighteen years of age or older may operate a motorcycle or motortricycle upon any highway of this state without wearing protective headgear if he or she has medical payment insurance in addition to maintaining proof of financial responsibility in accordance with chapter 303 and he or she is covered by a health insurance policy or other form of insurance providing medical payment benefits in the minimum amount of one million dollars for injuries incurred as a result of an accident while operating a motorcycle or motortricycle.

2. Proof of coverage required by subsection 1 of this section shall be provided, upon request by authorized law enforcement, by showing a copy of the qualified operator's insurance card."; and

Further amend said bill, Page 39, Section 304.190, Line 86, by inserting after all of said section and line the following:

"304.232. 1. The Missouri state highway patrol shall approve procedures for the certification of municipal police officers, sheriffs, deputy sheriffs, and other law enforcement officials that enforce sections 304.170 to 304.230.

2. The certification procedures shall meet the requirements of the memorandum of understanding between the state of Missouri and the commercial vehicle safety alliance or any successor organization, as periodically adopted or amended.

3. Commercial motor vehicle safety data collection, management, and distribution by law enforcement officials shall be compatible with the information systems of the Missouri state highway patrol.

4. The Missouri state highway patrol shall establish reasonable fees sufficient to recover the cost of training, recurring training, data collection and management, certifying, and additional administrative functions for law enforcement officials approved under this section.

5. The agencies for which law enforcement officials approved under this section shall adhere to the Motor Carrier Safety Assistance Program requirements under 49 Code of Federal Regulations Part 350 of the Federal Motor Carrier Safety Regulations.

6. The agencies for which law enforcement officials approved under this section shall be subject to periodic program reviews and be required to submit a commercial vehicle safety plan that is consistent with and incorporated into the statewide enforcement plan.

7. Beginning January 1, 2009, no local law enforcement officer may conduct a random commercial motor vehicle roadside inspection to determine compliance with the provisions of sections 304.170 to 304.230 unless the law enforcement officer has satisfactorily completed, as a part of his or her training, the basic course of instruction developed by the commercial vehicle safety alliance and has been approved by the Missouri state highway patrol under this section. Law enforcement officers authorized to enforce the provisions of sections 304.170 to 304.230 shall annually receive in-service training related to commercial motor vehicle operations, including but not limited to training in current federal motor carrier safety regulations, safety inspection procedures, and out-of-service criteria. The annual training requirements shall be approved by the superintendent of the state highway patrol.

8. Law enforcement officers who have received commercial vehicle safety alliance certification prior to January 1, 2009, shall be exempt from the provisions of this section and such officers shall be qualified to conduct random roadside inspections described under this section and section 304.230.

9. **No safety inspection shall be performed on the shoulder of any highway with a posted speed limit in excess of forty miles per hour, except that safety inspections may be permitted on the shoulder at any entrance or exit of such highway where there is adequate space on the shoulder to safely perform such inspection.**

10. The superintendent of the state highway patrol shall promulgate rules and regulations necessary to administer the certification procedures and any other provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested

with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 28, Section 301.145, Line 17, by inserting immediately after said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking or dismantling vehicles for resale of the parts thereof as a salvage dealer or dismantler, as defined in section 301.010;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales shall**:**

(1) Keep **[**a**]** **an electronic** record, for three years, of sales of **[**salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle**]** **a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand**. These records shall be open for inspection as **allowed for records** provided in section 301.225. Such records shall be submitted to the department on a quarterly basis **and made available to the National Motor Vehicle Information System (NMTVTIS). The electronic record shall:**

(a) Include the make, model, and year of the vehicle; the vehicle identification number; and current odometer reading;

(b) The names and addresses of the purchaser;

(c) A copy of the purchaser's driver's license or other government-issued identification; and

(d) The names and addresses of the seller of such vehicle; and

(2) Obtain from any purchaser of such vehicle documented proof of any required license or other authorization to do business under this chapter or, for any person residing in a state, jurisdiction, or country that does not hold a similar license, a declaration under penalty of perjury that the purchaser

is authorized to purchase salvage vehicles in that person's state, jurisdiction, or country.

Any person who knowingly violates this subsection by failing to report all transactions of a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand to the statewide database shall be guilty of a civil infraction, punishable by a fine of up to one thousand dollars per infraction.

3. **The department shall maintain an accurate record of all reported transactions.**

4. The department shall assign a unique identifier number of its choosing for all purchasers, as described in subsection 2 of this section, of salvage, wrecked, nonrepairable, junked, or other similarly branded vehicles, for such purchasers to use when submitting the sales transaction information required under this section.

5. The department shall make the information received under this section available, without charge, to any state or local law enforcement agency upon request when the person acting on behalf of any of these entities is acting within the course and scope of the entity's duties. Vehicular information on the make, model, and year of the vehicle; the vehicle identification number; and the current odometer reading received by the department under this section may be released to third parties under contract with the department.

6. Any person who is licensed under sections 301.217 to 301.229 who is selling a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand shall report to the department within ten days all transactions involving the acquisition, transfer of ownership, or disposal of a total loss, salvage, junk, derelict, or other similarly branded vehicle.

7. The department shall maintain an electronic record of all purchases of a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand, and report each transaction without personal identifying information to NMVTIS within two business days after receiving report of the transaction.

8. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

[4.**]** **9.** The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

"[8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.]"; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.153. 1. As used in this section, the following terms shall mean:

(1) "Law enforcement officer", any public servant, other than a patrol officer, who is defined as a law enforcement officer under section 556.061;

(2) "Motor club", an organization which motor vehicle drivers and owners may join that provide certain benefits relating to driving a motor vehicle;

(3) **"Nonconsensual tow", the transportation of a motor vehicle by tow truck if such transportation is performed without the prior consent or authorization of the owner or operator of the motor vehicle. For purposes of this section, all law enforcement-ordered tows are considered nonconsensual;**

(4) "Patrol officer", a Missouri state highway patrol officer;

[(4)**] (5)** "Tow list", a list of approved towing companies compiled, maintained, and utilized by the Missouri state highway patrol or its designee;

[(5)**] (6)** "Tow management company", any sole proprietorship, partnership, corporation, fiduciary, association, or other business entity that manages towing logistics for government agencies or motor clubs;

[(6)**] (7)** "Tow truck", a rollback or car carrier, wrecker, or tow truck as defined under section 301.010;

[(7)**] (8)** "Towing", moving or removing, or the preparation therefor, of a vehicle by another vehicle for which a service charge is made, either directly or indirectly, including any dues or other charges of clubs or associations which provide towing services;

[(8)**] (9)** "Towing company", any person, partnership, corporation, fiduciary, association, or other entity that operates a wrecker or towing service as defined under section 301.010.

2. In authorizing a towing company to perform services, any patrol officer or law enforcement officer within the officer's jurisdiction, or Missouri department of transportation employee, may utilize the services of a tow management company or tow list, provided:

(1) The Missouri state highway patrol is under no obligation to include or retain the services of any towing company in any contract or agreement with a tow management company or any tow list established pursuant to this section. A towing company is subject to removal from a tow list at any time;

(2) Notwithstanding any other provision of law or any regulation established pursuant to this section,

an owner or operator's request for a specific towing company shall be honored by the Missouri state highway patrol unless:

(a) The requested towing company cannot or does not respond in a reasonable time, as determined by a law enforcement officer; or

(b) The vehicle to be towed poses an immediate traffic hazard, as determined by a law enforcement officer.

3. A patrol officer shall not use a towing company located outside of Missouri under this section except under the following circumstances:

(1) A state or federal emergency has been declared; or

(2) The driver or owner of the vehicle, or a motor club of which the driver or owner is a member, requests a specific out-of-state towing company.

4. A towing company shall not tow a vehicle to a location outside of Missouri without the consent of the driver or owner of the motor vehicle, or without the consent of a motor club of which the driver or owner of the motor vehicle is a member.

5. Any towing company or tow truck arriving at the scene of an accident that has not been called by a patrol officer, a law enforcement officer, a Missouri department of transportation employee, the driver or owner of the motor vehicle or his or her authorized agent, including a motor club of which the driver or owner is a member, shall be prohibited from towing the vehicle from the scene of the accident, unless the towing company or tow truck operator is rendering emergency aid in the interest of public safety, or is operating during a declared state of emergency under section 44.100.

6. A tow truck operator that stops and tows a vehicle from the scene of an accident in violation of subsection 5 of this section shall be guilty of a class D misdemeanor upon conviction or pleading guilty for the first violation, and such tow truck shall be subject to impounding. The penalty for a second violation shall be a class A misdemeanor, and the penalty for any third or subsequent violation shall be a class D felony. A violation of this section shall not preclude the tow truck operator from being charged with tampering under chapter 569.

7. The provisions of this section shall also apply to motor vehicles towed under section 304.155 or 304.157.

8. The provisions of **subsections 1 to 7 of** this section shall not apply to counties of the third or fourth classification.

9. (1) The Towing Task Force is hereby created. The task force shall make recommendations as provided in this subsection with respect to tows involving vehicles with a gross vehicle weight rating in excess of twenty-six thousand pounds. The task force shall consist of nine members who shall be appointed as follows:

(a) One member of the general assembly appointed by the president pro tempore of the senate;

(b) One member of the general assembly appointed by the speaker of the house of representatives;

(c) One member, or the member's designee, appointed by the governor to represent the department of revenue;

(d) One member, or the member's designee, appointed by the superintendent of the Missouri state highway patrol;

(e) One member, or the member's designee, appointed by the governor to represent towing companies within the state but who does not represent a towing association;

(f) One member who insures commercial motor vehicles, or the member's designee, appointed by the governor to represent insurance companies within the state;

(g) One member, or the member's designee, appointed by the governor to represent an association of motor carriers within the state;

(h) One member, or the member's designee, appointed by the director of the Missouri department of revenue; and

(i) One member, appointed by the governor, who is a truck driver that resides in Missouri.

(2) The task force shall have the following duties and powers:

(a) To make comprehensive recommendations on matters related to the investigation of overcharges made by towing companies in violation of the rules promulgated under this subsection, including:

a. A process for the adjudication of consumer complaints regarding nonconsensual tow charges; and

b. Factors to consider in determining whether a charge levied by a towing company is just, fair, and reasonable; provided that, it shall be a violation of the rules promulgated under this subsection for a towing company to charge for the use of unnecessary equipment and labor;

c. A process for the removal of towing companies from rotation lists for violations of the rules; and

(b) To make comprehensive recommendations regarding information that should be included on every invoice with respect to a nonconsensual tow.

(3) The task force shall make its first comprehensive recommendations in a report to the general assembly no later than March 1, 2020.

(4) The members of the towing task force shall elect a chair from among their membership. The chair shall set the times and frequency of the task force's meetings.

(5) The task force established under this subsection shall expire on January 1, 2021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 227.240, Line 44, by inserting immediately after said section and line the following:

"**227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the contrary, the process and approval for concession agreements to build, maintain, operate, or finance projects owned by a political subdivision shall be approved by the governing body of such political subdivision and shall not be subject to approval by the commission. Notwithstanding the provisions of subsection**

5 of this section, the sale or conveyance of any project owned by a political subdivision shall be subject to voter approval if required by law.

2. As used in this section, the following terms shall mean:

(1) "Competitive bidding process", a request for proposal for the financing, development, or operation of the project, including any deadline for submission of such proposals, and notice of the request, which shall be published once a week for two consecutive weeks in:

(a) A newspaper of general circulation in the city where the proposed project is located;

(b) At least one construction industry trade publication that is nationally distributed; and

(c) Such other publications or manner as the governing body of the political subdivision may determine;

(2) "Concession agreement", a license or lease between a private partner and a political subdivision for the development, finance, operation, or maintenance of a project, as such term is defined in section 227.600.

3. Notwithstanding any provision of law to the contrary, political subdivisions may enter into concession agreements, provided that:

(1) The term of the concession agreement shall be for a term not exceeding thirty years;

(2) The political subdivision shall retain oversight of operations of any such project;

(3) The political subdivision shall retain oversight of rate setting methodology;

(4) The political subdivision shall have the right to terminate the agreement if the private partner does not comply with the concession agreement; and

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study, including an estimate of the costs of the project and the rate impact on customers during the life of the agreement.

4. The commission shall not be required to oversee, or issue an annual report under section 227.669 for, projects approved by political subdivisions, provided that any political subdivision entering into a concession agreement shall use a public-private partnership framework that shall include a competitive bidding process.

5. Except as provided in subsection 1 of this section, the provisions of sections 71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600 shall not apply to concession agreements that are approved as provided in this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 575**, entitled:

An Act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, 208.677, 354.603, 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof nine new section relating to reimbursement of health care services.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 575, Page 8, Section 376.690, Line 12, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**carrier**" the following:

"**within one hundred and eighty days of the delivery of the unanticipated out-of-network care**"; and

Further amend said bill and section, Page 9, Line 39, by inserting immediately after the word "**professional**" the following:

"who sends a claim to a health carrier under subsection 2 of section 376.690"; and

Further amend said bill, page, and section, Line 43, by inserting immediately after the word "**professional**" the following:

"**who sends a claim to a health carrier under subsection 2 of section 376.690**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

HOUSE BILLS ON THIRD READING

Senator Rowden moved that **HCS** for **HB 1796**, with **SS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HCS** for **HB 1796** was again taken up.

At the request of Senator Rowden, **SS** for **HCS** for **HB 1796** was withdrawn.

Senator Rowden offered **SS No. 2** for **HCS** for **HB 1796**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1796

An Act to amend chapters 143, 442, and 443, RSMo, by adding thereto eight new sections relating to the process for the conveyance of real estate, with a penalty provision.

Senator Rowden moved that **SS No. 2** for **HCS** for **HB 1796** be adopted.

Senator Wallingford assumed the Chair.

President Parson assumed the Chair.

Senator Hoskins offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796, Page 4, Section 442.055, Line 14, by inserting at the end of said line the following: "**As used in this section, the term "knowledge" shall require the receipt by the owner, seller, landlord, or other transferor of a report stating affirmatively that the premises is or was previously contaminated with radioactive material.**".

Senator Hoskins moved that the above amendment be adopted.

Senator Chappelle-Nadal offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796, Page 4, Section 442.055, Line 5, by inserting after the word "material" the following: **"or other hazardous material**"; and further amend line 9 by inserting after the word "material" the following: "**or other hazardous material**"; and further amend line 10 by inserting after "radioactive" the following: "**or other hazardous**"; and further amend line 13 by inserting after "radioactive" the following: **"or other hazardous**"; and further amend line 14 by inserting at the end of said line the following: "**As used in this section, the term "knowledge" shall require the receipt by the owner, seller, landlord, or other transferor of a report stating affirmatively that the premises is or was previously contaminated with radioactive material or other hazardous material.**".

Senator Chappelle-Nadal moved that the above substitute amendment be adopted, which motion prevailed.

Senator Rowden moved that **SS No. 2** for **HCS** for **HB 1796**, as amended, be adopted, which motion prevailed.

On motion of Senator Rowden, **SS No. 2** for **HCS** for **HB 1796**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery	Koenig	Libla	Schaaf—4

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 655**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 773**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 843**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SRBs 975** & **1024**.

Bill ordered enrolled.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 655**, as amended. Representatives: Bahr, Corlew, Evans, Ellebracht, Washington.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 773**, as amended. Representatives: Swan, Cornejo, Evans, Roberts, Lavender.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1719**, as amended. Representatives: Grier, Ross, Helms, Carpenter, McGee.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 49**.

Concurrent Resolution ordered enrolled.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 655**, as amended: Senators Sifton, Rizzo, Dixon, Emery and Koenig.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 773**, as amended: Senators Hoskins, Cunningham, Schaaf, Sifton and Rizzo.

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 808**, as amended: Senators Brown, Munzlinger, Wasson, Rizzo and Sifton.

HOUSE BILLS ON THIRD READING

HB 1809, introduced by Representative Tate, entitled:

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

Was called from the Informal Calendar and taken up by Senator Schatz.

Senator Schatz offered **SS** for **HB 1809**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1809

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof two new sections relating to infrastructure projects.

Senator Schatz moved that **SS** for **HB 1809** be adopted.

Senator Sifton offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1809, Page 8, Section 226.145, Line 2, by inserting immediately after said line the following:

"**227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the contrary, the process and approval for concession agreements to build, maintain, operate, or finance projects owned by a political subdivision shall be approved by the governing body of such political subdivision and shall not be subject to approval by the commission. Notwithstanding the provisions of subsection 5 of this section, the sale or conveyance of any project owned by a political subdivision shall be subject to voter approval if required by law.**

2. As used in this section, the following terms shall mean:

(1) "Competitive bidding process", a request for proposal for the financing, development, or operation of the project, including any deadline for submission of such proposals, and notice of the request, which shall be published once a week for two consecutive weeks in:

(a) A newspaper of general circulation in the city where the proposed project is located;

(b) At least one construction industry trade publication that is nationally distributed; and

(c) Such other publications or manner as the governing body of the political subdivision may determine;

(2) "Concession agreement", a license or lease between a private partner and a political subdivision for the development, finance, operation, or maintenance of a project, as such term is defined in section 227.600.

3. Notwithstanding any provision of law to the contrary, political subdivisions may enter into concession agreements, provided that:

(1) The term of the concession agreement shall be for a term not exceeding thirty years;

(2) The political subdivision shall retain oversight of operations of any such project;

(3) The political subdivision shall retain oversight of rate setting methodology;

(4) The political subdivision shall have the right to terminate the agreement if the private partner does not comply with the concession agreement; and

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study, including an estimate of the costs of the project and the rate impact on customers during the life of the agreement.

4. The commission shall not be required to oversee, or issue an annual report under section 227.669 for, projects approved by political subdivisions, provided that any political subdivision entering into a concession agreement shall use a public-private partnership framework that shall include a competitive bidding process.

5. Except as provided in subsection 1 of this section, the provisions of sections 71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600 shall not apply to concession agreements that are approved as provided in this section."; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted.

At the request of Senator Schatz, **HB 1809**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

HCS for **HB 1713**, with **SCS**, entitled:

An Act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to the Missouri adoptee rights act.

Was called from the Informal Calendar and taken up by Senator Sater.

SCS for **HCS** for **HB 1713**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1713

An Act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to birth certificates.

Was called from the Informal Calendar and taken up.

Senator Sater moved that **SCS** for **HCS** for **HB 1713** be adopted, which motion prevailed.

On motion of Senator Sater, **SCS** for **HCS** for **HB 1713** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Wallingford
Wasson	Wieland—30					

NAYS—Senators

Schupp	Sifton	Walsh—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Eigel moved that the Senate refuse to concur in **HCS** for **SS** for **SB 881**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Schatz moved that the Senate refuse to concur in **HAs 1**, **3**, **4**, **5**, **6**, **8** and **9** for **SB 757**, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 843**, as amended: Senators Riddle, Munzlinger, Rowden, Sifton and Holsman.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SBs 627** & **925**.

Bill ordered enrolled.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 843**, as amended. Representatives: Ross, Bernskoetter, Walker (3), Carpenter, Conway (10).

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HB 1300**, with **SCS**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 2168, regarding Hannah M. Ankenbauer, Massena, Iowa, which was adopted.

Senator Schupp offered Senate Resolution No. 2169, regarding the death of Ron Olshwanger, which was adopted.

Senators Nasheed and Rowden offered Senate Resolution No. 2170, regarding Elder Melvin Stapleton Sr., which was adopted.

Senator Sater offered Senate Resolution No. 2171, regarding Donell Kleiboeker, Stutts City, which was adopted.

Senator Sater offered Senate Resolution No. 2172, regarding Laura Hazelton, which was adopted.

Senator Sater offered Senate Resolution No. 2173, regarding Diane Shiveley, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 2174, regarding the Fiftieth Wedding Anniversary of John and Adell Bremer, Monett, which was adopted.

Senator Sater offered Senate Resolution No. 2175, regarding Payton Varner, Cassville, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 2:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Senator Kehoe announced photographers from KMIZ-TV were given permission to take pictures in the Senate Chamber.

PRIVILEGED MOTIONS

Senator Sifton, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 655**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 655

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 655, with House Amendment Nos. 1, 2 and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 655, as amended;

2. That the Senate recede from its position on Senate Bill No. 655;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 655 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Scott Sifton	/s/ Kurt Bahr
/s/ John Rizzo	/s/ Jean Evans
/s/ Bob Dixon	/s/ Kevin Corlew
/s/ Ed Emery	/s/ Mark Ellebracht
/s/ Andrew Koenig	Barbara Washington

Senator Sifton moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Hummel—1

Absent—Senator Richard—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Sifton, **CCS** for **HCS** for **SB 655**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 655

An Act to repeal sections 43.650, 451.090, 556.037, 589.400, 589.402, 589.403, 589.405, 589.407, 589.414, RSMo, and to enact in lieu thereof eleven new sections relating to the protection of children.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Hummel—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sifton, title to the bill was agreed to.

Senator Sifton moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1460, introduced by Representative Evans, entitled:

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for certain Olympic athletes.

Was called from the Informal Calendar and taken up by Senator Rowden.

Senator Schatz offered **SS** for **HB 1460**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1460

An Act to repeal sections 142.803 and 143.121, RSMo, and to enact in lieu thereof two new sections relating to taxation, with a referendum clause.

Senator Schatz moved that **SS** for **HB 1460** be adopted.

Senator Chappelle-Nadal offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1460, Page 12, Section B, Line 28 of said page, by striking "November" and inserting in lieu thereof "August".

Senator Chappelle-Nadal moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

At the request of Senator Rowden, **HB 1460**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 884**.

With House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 884, Page 1, In the Title, Line 3, by deleting the words "bonding requirements of retail sales licensees" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to Senate Bill No. 884, Page 10 Line 27 by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 884, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"32.200. The "Multistate Tax Compact" is hereby enacted into law and entered into with all jurisdictions legally joining therein, in the form substantially as follows:

MULTISTATE TAX COMPACT

Article I

The purposes of this compact are to:

1. Facilitate proper determination of state and local tax liability of multistate taxpayers, including the equitable apportionment of tax bases and settlement of apportionment disputes.

2. Promote uniformity or compatibility in significant components of tax systems.

3. Facilitate taxpayer convenience and compliance in the filing of tax returns and in other phases of tax administration.

4. Avoid duplicative taxation.

Article II

As used in this compact:

1. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.

2. "Subdivision" means any governmental unit or special district of a state.

3. "Taxpayer" means any corporation, partnership, firm, association, governmental unit or agency or

person acting as a business entity in more than one state.

4. "Income tax" means a tax imposed on or measured by net income including any tax imposed on or measured by an amount arrived at by deducting expenses from gross income, one or more forms of which expenses are not specifically and directly related to particular transactions.

5. "Capital stock tax" means a tax measured in any way by the capital of a corporation considered in its entirety.

6. "Gross receipts tax" means a tax, other than a sales tax, which is imposed on or measured by the gross volume of business, in terms of gross receipts or in other terms, and in the determination of which no deduction is allowed which would constitute the tax an income tax.

7. "Sales tax" means a tax imposed with respect to the transfer for a consideration of ownership, possession or custody of tangible personal property or the rendering of services measured by the price of the tangible personal property transferred or services rendered and which is required by state or local law to be separately stated from the sales price by the seller, or which is customarily separately stated from the sales price, but does not include a tax imposed exclusively on the sale of a specifically identified commodity or article or class of commodities or articles.

8. "Use tax" means a nonrecurring tax, other than a sales tax, which

(a) is imposed on or with respect to the exercise or enjoyment of any right or power over tangible personal property incident to the ownership, possession or custody of that property or the leasing of that property from another including any consumption, keeping, retention, or other use of tangible personal property; and

(b) is complementary to a sales tax.

9. "Tax" means an income tax, capital stock tax, gross receipts tax, sales tax, use tax, and any other tax which has a multistate impact, except that the provisions of articles III, IV and V of this compact shall apply only to the taxes specifically designated therein and the provisions of article IX of this compact shall apply only in respect to determinations pursuant to article IV.

Article III

1. Any taxpayer subject to an income tax whose income is subject to apportionment and allocation for tax purposes pursuant to the laws of a party state or pursuant to the laws of subdivisions in two or more party states may elect to apportion and allocate his income in the manner provided by the laws of such state or by the laws of such states and subdivisions without reference to this compact, or may elect to apportion and allocate in accordance with article IV**; except that for tax years beginning on or after January 1, 2020, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of Chapter 143 and shall not apportion or allocate in accordance with article IV**. This election for any tax year may be made in all party states or subdivisions thereof or in any one or more of the party states or subdivisions thereof without reference to the election made in the others. For the purposes of this paragraph, taxes imposed by subdivisions shall be considered separately from state taxes and the apportionment and allocation also may be applied to the entire tax base. In no instance wherein article IV is employed for all subdivisions of a state may the sum of all apportionments and allocations to subdivisions within a state be greater than the apportionment and allocation that would be assignable to that state if the apportionment or allocation were being made with respect to a state income tax.

2. Each party state or any subdivision thereof which imposes an income tax shall provide by law that any taxpayer required to file a return, whose only activities within the taxing jurisdiction consist of sales and do not include owning or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within the state or subdivision, as the case may be, is not in excess of $100,000 may elect to report and pay any tax due on the basis of a percentage of such volume, and shall adopt rates which shall produce a tax which reasonably approximates the tax otherwise due. The multistate tax commission, not more than once in five years, may adjust the $100,000 figure in order to reflect such changes as may occur in the real value of the dollar, and such adjusted figure, upon adoption by the commission, shall replace the $100,000 figure specifically provided herein. Each party state and subdivision thereof may make the same election available to taxpayers additional to those specified in this paragraph.

3. Nothing in this article relates to the reporting or payment of any tax other than an income tax.

Article IV

1. As used in this article, unless the context otherwise requires:

(1) "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company.

(5) "Nonbusiness income" means all income other than business income.

(6) "Public utility" means any business entity

(a) which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency.

(7) "Sales" means all gross receipts of the taxpayer not allocated under paragraphs of this article.

(8) "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

(9) "This state" means the state in which the relevant tax return is filed or, in the case of application of this article, to the apportionment and allocation of income for local tax purposes, the subdivision or local taxing district in which the relevant tax return is filed.

2. Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this article. If a taxpayer has income from business activity as a public utility but derives the greater percentage of his income from activities subject to this article, the taxpayer may elect to allocate and apportion his entire net income as provided in this article.

3. For purposes of allocation and apportionment of income under this article, a taxpayer is taxable in another state if

(1) in that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in paragraphs 5 through 8 of this article.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) if and to the extent that the property is utilized in this state; or

(b) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if

(a) the property had a situs in this state at the time of the sale; or

(b) the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

7. Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

8. (1) Patent and copyright royalties are allocable to this state:

(a) if and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) if and to the extent that the patent copyright is utilized by the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

9. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

10. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

11. Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

12. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax administrator may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

13. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation and the denominator of which is the total compensation paid everywhere during the tax period.

14. Compensation is paid in this state if:

(1) the individual's service is performed entirely within the state;

(2) the individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or

(3) some of the service is performed in the state; and

(a) the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state; or

(b) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

15. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

16. Sales of tangible personal property are in this state if:

(1) the property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(2) the property is shipped from an office, store, warehouse, factory, or other place of storage in this state; and

(a) the purchaser is the United States government; or

(b) the taxpayer is not taxable in the state of the purchaser.

17. Sales, other than sales of tangible personal property, are in this state if:

(1) the income-producing activity is performed in this state; or

(2) the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

18. If the allocation and apportionment provisions of this article do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(1) separate accounting;

(2) the exclusion of any one or more of the factors;

(3) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(4) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

Article V

1. Each purchaser liable for a use tax on tangible personal property shall be entitled to full credit for the combined amount or amounts of legally imposed sales or use taxes paid by him with respect to the same property to another state and any subdivision thereof. The credit shall be applied first against the amount of any use tax due the state, and any unused portion of the credit shall then be applied against the amount of any use tax due a subdivision.

2. Whenever a vendor receives and accepts in good faith from a purchaser a resale or other exemption certificate or other written evidence of exemption authorized by the appropriate state or subdivision taxing authority, the vendor shall be relieved of liability for a sales or use tax with respect to the transaction.

Article VI

1. (a) The multistate tax commission is hereby established. It shall be composed of one "member" from each party state who shall be the head of the state agency charged with the administration of the types of taxes to which this compact applies. If there is more than one such agency the state shall provide by law for the selection of the commission member from the heads of the relevant agencies. State law may provide that a member of the commission be represented by an alternate but only if there is on file with the commission written notification of the designation and identity of the alternate. The attorney general of each party state or his designee, or other counsel if the laws of the party state specifically provide, shall be entitled to attend

the meetings of the commission, but shall not vote. Such attorneys general, designees, or other counsel shall receive all notices of meetings required under paragraph 1 (e) of this article.

(b) Each party state shall provide by law for the selection of representatives from its subdivisions affected by this compact to consult with the commission member from that state.

(c) Each member shall be entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the total number of members.

(d) The commission shall adopt an official seal to be used as it may provide.

(e) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(f) The commission shall elect annually, from among its members, a chairman, a vice chairman and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and it shall fix his duties and compensation. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(g) Irrespective of the civil service, personnel or other merit system laws of any party state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix their duties and compensation. The commission bylaws shall provide for personnel policies and programs.

(h) The commission may borrow, accept or contract for the services of personnel from any state, the United States, or any other governmental entity.

(i) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(j) The commission may establish one or more offices for the transacting of its business.

(k) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the party states.

(l) The commission annually shall make to the governor and legislature of each party state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount and conditions, if any, of the donation, gift, grant or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

2. (a) To assist in the conduct of its business when the full commission is not meeting, the commission shall have an executive committee of seven members, including the chairman, vice chairman, treasurer and four other members elected annually by the commission. The executive committee, subject to the provisions of this compact and consistent with the policies of the commission, shall function as provided in the bylaws

of the commission.

(b) The commission may establish advisory and technical committees, membership on which may include private persons and public officials, in furthering any of its activities. Such committees may consider any matter of concern to the commission, including problems of special interest to any party state and problems dealing with particular types of taxes.

(c) The commission may establish such additional committees as its bylaws may provide.

3. In addition to powers conferred elsewhere in this compact, the commission shall have power to:

(a) Study state and local tax systems and particular types of state and local taxes.

(b) Develop and recommend proposals for an increase in uniformity or compatibility of state and local tax laws with a view toward encouraging the simplification and improvement of state and local tax law and administration.

(c) Compile and publish information as in its judgment would assist the party states in implementation of the compact and taxpayers in complying with state and local tax laws.

(d) Do all things necessary and incidental to the administration of its functions pursuant to this compact.

4. (a) The commission shall submit to the governor or designated officer or officers of each party state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) Each of the commission's budgets of estimated expenditures shall contain specific recommendations of the amounts to be appropriated by each of the party states. The total amount of appropriations requested under any such budget shall be apportioned among the party states as follows: one-tenth in equal shares; and the remainder in proportion to the amount of revenue collected by each party state and its subdivisions from income taxes, capital stock taxes, gross receipts taxes, sales and use taxes. In determining such amounts, the commission shall employ such available public sources of information as, in its judgment, present the most equitable and accurate comparisons among the party states. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the sources used in obtaining information employed in applying the formula contained in this paragraph.

(c) The commission shall not pledge the credit of any party state. The commission may meet any of its obligations in whole or in part with funds available to it under paragraph 1 (i) of this article; provided that the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under paragraph 1 (i), the commission shall not incur any obligation prior to the allotment of funds by the party states adequate to meet the same.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. All receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party states and by any persons authorized by the commission.

(f) Nothing contained in this article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

Article VII

1. Whenever any two or more party states, or subdivisions of party states, have uniform or similar provisions of law relating to an income tax, capital stock tax, gross receipts tax, sales or use tax, the commission may adopt uniform regulations for any phase of the administration of such law, including assertion of jurisdiction to tax, or prescribing uniform tax forms. The commission may also act with respect to the provisions of article IV of this compact.

2. Prior to the adoption of any regulation, the commission shall:

(a) As provided in its bylaws, hold at least one public hearing on due notice to all affected party states and subdivisions thereof and to all taxpayers and other persons who have made timely request of the commission for advance notice of its regulation-making proceedings.

(b) Afford all affected party states and subdivisions and interested persons an opportunity to submit relevant written data and views, which shall be considered fully by the commission.

3. The commission shall submit any regulations adopted by it to the appropriate officials of all party states and subdivisions to which they might apply. Each such state and subdivision shall consider any such regulation for adoption in accordance with its own laws and procedures.

Article VIII

1. This article shall be in force only in those party states that specifically provide therefor by statute.

2. Any party state or subdivision thereof desiring to make or participate in an audit of any accounts, books, papers, records or other documents may request the commission to perform the audit on its behalf. In responding to the request, the commission shall have access to and may examine, at any reasonable time, such accounts, books, papers, records, and other documents and any relevant property or stock of merchandise. The commission may enter into agreements with party states or their subdivisions for assistance in performance of the audit. The commission shall make charges, to be paid by the state or local government or governments for which it performs the service, for any audits performed by it in order to reimburse itself for the actual costs incurred in making the audit.

3. The commission may require the attendance of any person within the state where it is conducting an audit or part thereof at a time and place fixed by it within such state for the purpose of giving testimony with respect to any account, book, paper, document, other record, property or stock of merchandise being examined in connection with the audit. If the person is not within the jurisdiction, he may be required to attend for such purpose at any time and place fixed by the commission within the state of which he is a resident; provided that such state has adopted this article.

4. The commission may apply to any court having power to issue compulsory process for orders in aid of its powers and responsibilities pursuant to this article and any and all such courts shall have jurisdiction to issue such orders. Failure of any person to obey any such order shall be punishable as contempt of the issuing court. If the party or subject matter on account of which the commission seeks an order is within the jurisdiction of the court to which application is made, such application may be to a court in the state or subdivision on behalf of which the audit is being made or a court in the state in which the object of the order

being sought is situated. The provisions of this paragraph apply only to courts in a state that has adopted this article.

5. The commission may decline to perform any audit requested if it finds that its available personnel or other resources are insufficient for the purpose or that, in the terms requested, the audit is impracticable of satisfactory performance. If the commission, on the basis of its experience, has reason to believe that an audit of a particular taxpayer, either at a particular time or on a particular schedule, would be of interest to a number of party states or their subdivisions, it may offer to make the audit or audits, the offer to be contingent on sufficient participation therein as determined by the commission.

6. Information obtained by any audit pursuant to this article shall be confidential and available only for tax purposes to party states, their subdivisions or the United States. Availability of information shall be in accordance with the laws of the states or subdivisions on whose account the commission performs the audit, and only through the appropriate agencies or officers of such states or subdivisions. Nothing in this article shall be construed to require any taxpayer to keep records for any period not otherwise required by law.

7. Other arrangements made or authorized pursuant to law for cooperative audit by or on behalf of the party states or any of their subdivisions are not superseded or invalidated by this article.

8. In no event shall the commission make any charge against a taxpayer for an audit.

9. As used in this article, "tax" in addition to the meaning ascribed to it in article II, means any tax or license fee imposed in whole or in part for revenue purposes.

Article IX

1. Whenever the commission finds a need for settling disputes concerning apportionments and allocations by arbitration, it may adopt a regulation placing this article in effect, notwithstanding the provisions of article VII.

2. The commission shall select and maintain an arbitration panel composed of officers and employees of state and local governments and private persons who shall be knowledgeable and experienced in matters of tax law and administration.

3. Whenever a taxpayer who has elected to employ article IV, or whenever the laws of the party state or subdivision thereof are substantially identical with the relevant provisions of article IV, the taxpayer, by written notice to the commission and to each party state or subdivision thereof that would be affected, may secure arbitration of an apportionment or allocation, if he is dissatisfied with the final administrative determination of the tax agency of the state or subdivision with respect thereto on the ground that it would subject him to double or multiple taxation by two or more party states or subdivisions thereof. Each party state and subdivision thereof hereby consents to the arbitration as provided herein, and agrees to be bound thereby.

4. The arbitration board shall be composed of one person selected by the taxpayer, one by the agency or agencies involved, and one member of the commission's arbitration panel. If the agencies involved are unable to agree on the person to be selected by them, such person shall be selected by lot from the total membership of the arbitration panel. The two persons selected for the board in the manner provided by the foregoing provisions of this paragraph shall jointly select the third member of the board. If they are unable to agree on the selection, the third member shall be selected by lot from among the total membership of the arbitration panel. No member of a board selected by lot shall be qualified to serve if he is an officer or

employee or is otherwise affiliated with any party to the arbitration proceeding. Residence within the jurisdiction of a party to the arbitration proceeding shall not constitute affiliation within the meaning of this paragraph.

5. The board may sit in any state or subdivision party to the proceeding, in the state of the taxpayer's incorporation, residence or domicile, in any state where the taxpayer does business, or in any place that it finds most appropriate for gaining access to evidence relevant to the matter before it.

6. The board shall give due notice of the times and places of its hearings. The parties shall be entitled to be heard, to present evidence, and to examine and cross-examine witnesses. The board shall act by majority vote.

7. The board shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents, and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena, and upon application by the board, any judge of a court of competent jurisdiction of the state in which the board is sitting or in which the person to whom the subpoena is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt. The provisions of this paragraph apply only in states that have adopted this article.

8. Unless the parties otherwise agree the expenses and other costs of the arbitration shall be assessed and allocated among the parties by the board in such manner as it may determine. The commission shall fix a schedule of compensation for members of arbitration boards and of other allowable expenses and costs. No officer or employee of a state or local government who serves as a member of a board shall be entitled to compensation therefor unless he is required on account of his service to forego the regular compensation attaching to his public employment, but any such board member shall be entitled to expenses.

9. The board shall determine the disputed apportionment or allocation and any matters necessary thereto. The determinations of the board shall be final for purposes of making the apportionment or allocation, but for no other purpose.

10. The board shall file with the commission and with each tax agency represented in the proceeding: the determination of the board; the board's written statement of its reasons therefor; the record of the board's proceedings; and any other documents required by the arbitration rules of the commission to be filed.

11. The commission shall publish the determinations of boards together with the statements of the reasons therefor.

12. The commission shall adopt and publish rules of procedure and practice and shall file a copy of such rules and of any amendment thereto with the appropriate agency or officer in each of the party states.

13. Nothing contained herein shall prevent at any time a written compromise of any matter or matters in dispute, if otherwise lawful, by the parties to the arbitration proceeding.

Article X

1. This compact shall enter into force when enacted into law by any seven states. Thereafter, this compact shall become effective as to any other state upon its enactment thereof. The commission shall arrange for notification of all party states whenever there is a new enactment of the compact.

2. Any party state may withdraw from this compact by enacting a statute repealing the same. No

withdrawal shall affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

3. No proceeding commenced before an arbitration board prior to the withdrawal of a state and to which the withdrawing state or any subdivision thereof is a party shall be discontinued or terminated by the withdrawal, nor shall the board thereby lose jurisdiction over any of the parties to the proceeding necessary to make a binding determination therein.

Article XI

Nothing in this compact shall be construed to:

(a) Affect the power of any state or subdivision thereof to fix rates of taxation, except that a party state shall be obligated to implement article III 2 of this compact.

(b) Apply to any tax or fixed fee imposed for the registration of a motor vehicle or any tax on motor fuel, other than a sales tax; provided that the definition of "tax" in article VIII 9 may apply for the purposes of that article and the commission's powers of study and recommendation pursuant to article VI 3 may apply.

(c) Withdraw or limit the jurisdiction of any state or local court or administrative officer or body with respect to any person, corporation or other entity or subject matter, except to the extent that such jurisdiction is expressly conferred by or pursuant to this compact upon another agency or body.

(d) Supersede or limit the jurisdiction of any court of the United States.

Article XII

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the state affected as to all severable matters.

143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over $1,000.00	1 ½% of the Missouri taxable income
Over $1,000 but not over $2,000	$15 plus 2% of excess over $1,000
Over $2,000 but not over $3,000	$35 plus 2 1/2% of excess over $2,000
Over $3,000 but not over $4,000	$60 plus 3% of excess over $3,000
Over $4,000 but not over $5,000	$90 plus 3 1/2% of excess over $4,000
Over $5,000 but not over $6,000	$125 plus 4% of excess over $5,000
Over $6,000 but not over $7,000	$165 plus 4 1/2% of excess over $6,000

Over $7,000 but not over $8,000	$210 plus 5% of excess over $7,000
Over $8,000 but not over $9,000	$260 plus 5 ½% of excess over $8,000
Over $9,000	$315 plus 6% of excess over $9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. The top rate of tax shall not be reduced below five and one-half percent. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be eliminated once the top rate of tax has been reduced to five and one-half **[**of a**]** percent**, and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket**.

3. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

4. As used in this section, the following terms mean:

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) **"Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;**

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015.

143.071. 1. For all tax years beginning before September 1, 1993, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to five percent of Missouri taxable income.

2. For all tax years beginning on or after September 1, 1993, **and ending on or before December 31, 2020,** a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to six and one-fourth percent of Missouri taxable income.

3. **For all tax years beginning on or after January 1, 2020, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to three and nine-tenths percent of Missouri taxable income.**

4. The provisions of this section shall not apply to out-of-state businesses operating under sections 190.270 to 190.285.

143.431. 1. The Missouri taxable income of a corporation taxable under sections 143.011 to 143.996 shall be so much of its federal taxable income for the taxable year, with the modifications specified in subsections 2 to 4 of this section, as is derived from sources within Missouri as provided in section 143.451. The tax of a corporation shall be computed on its Missouri taxable income at the rates provided in section 143.071.

2. There shall be added to or subtracted from federal taxable income the modifications to adjusted gross income provided in section 143.121, with the exception of subdivision (5) of subsection 2 of section 143.121, and the applicable modifications to itemized deductions provided in section 143.141. There shall be subtracted the federal income tax deduction provided in section 143.171. There shall be subtracted, to the extent included in federal taxable income, corporate dividends from sources within Missouri.

3. (1) If an affiliated group of corporations files a consolidated income tax return for the taxable year for federal income tax purposes **[**and fifty percent or more of its income is derived from sources within this state as determined in accordance with section 143.451**]**, then it may elect to file a Missouri consolidated income tax return. The federal consolidated taxable income of the electing affiliated group for the taxable year shall be its federal taxable income. **All transactions between affiliated members of the affiliated group shall be eliminated on the Missouri consolidated income tax return.**

(2) So long as a federal consolidated income tax return is filed, an election made by an affiliated group of corporations to file a Missouri consolidated income tax return may be withdrawn or revoked only upon substantial change in the law or regulations adversely changing tax liability under this chapter, or with permission of the director of revenue upon the showing of good cause for such action. After such a withdrawal or revocation with respect to an affiliated group, it may not file a Missouri consolidated income tax return for five years thereafter, except with the approval of the director of revenue, and subject to such terms and conditions as he may prescribe.

(3) No corporation which is part of an affiliated group of corporations filing a Missouri consolidated income tax return shall be required to file a separate Missouri corporate income tax return for the taxable year.

(4) For each taxable year an affiliated group of corporations filing a federal consolidated income tax return does not file a Missouri consolidated income tax return, for purposes of computing the Missouri income tax, the federal taxable income of each member of the affiliated group shall be determined as if a separate federal income tax return had been filed by each such member.

(5) The director of revenue may prescribe such regulations not inconsistent with the provisions of this chapter as he may deem necessary in order that the tax liability of any affiliated group of corporations making a Missouri consolidated income tax return, and of each corporation in the group, before, during, and after the period of affiliation, may be returned, determined, computed, assessed, collected, and adjusted, in such manner as clearly to reflect the Missouri taxable income derived from sources within this state and in order to prevent avoidance of such tax liability.

4. If a net operating loss deduction is allowed for the taxable year, there shall be added to federal taxable income the amount of the net operating loss modification for each loss year as to which a portion of the net operating loss deduction is attributable. As used in this subsection, the following terms mean:

(1) "Loss year", the taxable year in which there occurs a federal net operating loss that is carried back or carried forward in whole or in part to another taxable year;

(2) "Net addition modification", for any taxable year, the amount by which the sum of all required additions to federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required subtractions from federal taxable income provided in this chapter;

(3) "Net operating loss deduction", a net operating loss deduction allowed for federal income tax purposes under Section 172 of the Internal Revenue Code of 1986, as amended, or a net operating loss deduction allowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121, but not including any net operating loss deduction that is allowed for federal income tax purposes but disallowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121;

(4) "Net operating loss modification", an amount equal to the lesser of the amount of the net operating loss deduction attributable to that loss year or the amount by which the total net operating loss in the loss year is less than the sum of:

(a) The net addition modification for that loss year; and

(b) The cumulative net operating loss deductions attributable to that loss year allowed for the taxable year and all prior taxable years.

5. For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount. Subsection 4 of this section shall be effective for all tax years with a net operating loss deduction attributable to a loss year ending on or after July 1, 2002, and the net operating loss modification shall only apply to loss years ending on or after July 1, 2002.

143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years ending on or before December 31, 2019,** a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the

amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible

property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from

time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds

service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are residenced in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders residenced in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December

thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any

shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.455. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. For all tax years beginning on or after January 1, 2020, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall determine its income derived from sources within this state by allocating and apportioning its net income as provided in this section.

3. As used in this section, unless the context otherwise requires, the following terms mean:

(1) "Apportionable income":

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the corporation's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development, or disposition of the property is or was related to the operation of the corporation's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated pursuant to the laws of this state;

(2) "Commercial domicile", the principal place from which the trade or business of the corporation is directed or managed;

(3) "Financial organization", any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income", all income other than apportionable income;

(5) "Public utility", any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state, or local government or governmental agency;

(6) "Receipts", all gross receipts of the corporation that are not allocated under the provisions of this section, and that are received from transactions and activity in the regular course of the corporation's trade or business; except that receipts of a corporation from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

4. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

5. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 6 to 9 of this section.

6. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) If and to the extent the property is utilized in this state; or

(b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

7. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if:

(a) The property had a situs in this state at the time of the sale; or

(b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.

8. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.

9. (1) Patent and copyright royalties are allocable to this state:

(a) If and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) If and to the extent that the patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which

the corporation's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.

10. All apportionable income shall be apportioned to this state by multiplying the net income by a fraction, the numerator of which is the total receipts of the corporation in this state during the tax period and the denominator of which is the total receipts of the corporation everywhere during the tax period.

11. Receipts from the sale of tangible personal property are in this state if the property is received in this state by the purchaser. In the case of the delivery of goods by common carrier or by other means of transportation, including transportation by the purchaser, the place at which the goods are ultimately received after all transportation has been completed shall be considered as the place at which the goods are received by the purchaser. Direct delivery into this state by the taxpayer to a person or firm designated by a purchaser from within or without the state shall constitute delivery to the purchaser in this state.

12. (1) Receipts, other than receipts described in subsection 11 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state:

(a) In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

(b) In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

(c) In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the corporation or the corporation's designee is located outside this state; and

(d) In the case of intangible property:

a. That is rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area "are used in this state" to the extent the franchise is located in this state; and

b. That is sold, if and to the extent the property is used in this state, provided that:

(i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

(ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under subparagraph a. of this paragraph; and

(iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

(2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

13. (1) In the case of certain industries where unusual factual situations produce inequitable results under the apportionment and allocation provisions of this section, the director shall promulgate rules for determining the apportionment and allocation factors for each such industry, but such rules shall be applied uniformly.

(2) If the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state, the corporation may petition for or the director may require:

(a) Separate accounting;

(b) The inclusion of one or more additional factors which will fairly represent the corporation's income applicable to this state; or

(c) The employment of any other method to effectuate an equitable allocation and apportionment of the corporation's income.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (2) of this subsection shall prove by a preponderance of evidence:

(a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state; and

(b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (2) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the corporation's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by

the corporation upon which the director reasonably relied.

14. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

15. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only rails and lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the rails and lines of such corporation in the state shall bear to the total mileage used over the rails and lines of such corporation. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

16. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

17. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The corporation may elect to compute the portion

of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the corporation shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

18. From the income determined in this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

19. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

20. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show **the income applicable to this state** by any other method of allocation between this state and other states **[**involved of income from transactions partially within and partially without this state**]**, including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, he **or she** shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method **for the shorter of five years or** as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method **after the shorter of five years or** whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such **expiration or** revocation the corporation shall be permitted to petition to use **the same or** another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has **expired or** been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked **or unexpired**, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**.

143.471. 1. An S corporation, as defined by Section 1361 (a)(1) of the Internal Revenue Code, shall not be subject to the taxes imposed by section 143.071, or other sections imposing income tax on corporations.

2. A shareholder of an S corporation shall determine such shareholder's S corporation modification and pro rata share, including its character, by applying the following:

(1) Any modification described in sections 143.121 and 143.141 which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates. Where a shareholder's pro rata share of any such item is not required to be taken into account separately for federal income tax purposes, the shareholder's pro rata share of such item shall be determined in accordance with his pro rata share, for federal income tax purposes, of S corporation taxable income or loss generally;

(2) Each item of S corporation income, gain, loss, or deduction shall have the same character for a shareholder pursuant to sections 143.005 to 143.998 as it has for federal income tax purposes. Where an item is not characterized for federal income tax purposes, it shall have the same character for a shareholder as if realized directly from the source from which realized by the S corporation or incurred in the same manner as incurred by the S corporation.

3. A nonresident shareholder of an S corporation shall determine such shareholder's Missouri nonresident adjusted gross income and his or her nonresident shareholder modification by applying the provisions of this subsection. Items shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.451, section 143.461, or section 32.200 (Multistate Tax Compact). In determining the adjusted gross income of a nonresident shareholder of any S corporation, there shall be included only that part derived from or connected with sources in this state of the shareholder's pro rata share of items of S corporation income, gain, loss or deduction entering into shareholder's federal adjusted gross income, as such part is determined pursuant to regulations prescribed by the director of revenue in accordance with the general rules in section 143.181. Any modification described in subsections 2 and 3 of section 143.121 and in section 143.141, which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates, but limited to the portion of such item derived from or connected with sources in

this state.

4. **Notwithstanding subsection 3 of this section to the contrary, for all tax years beginning on or after January 1, 2020, the items referred to in that subsection shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.455 and section 143.461.**

5. The director of revenue shall permit S corporations to file composite returns and to make composite payments of tax on behalf of its nonresident shareholders not otherwise required to file a return. If the nonresident shareholder's filing requirements result solely from one or more interests in any other partnerships or subchapter S corporations, that nonresident shareholder may be included in the composite return.

[5.**]** **6.** If an S corporation pays or credits amounts to any of its nonresident individual shareholders as dividends or as their share of the S corporation's undistributed taxable income for the taxable year, the S corporation shall either timely file with the department of revenue an agreement as provided in subsection **[**6**]** **7** of this section or withhold Missouri income tax as provided in subsection **[**7**]** **8** of this section. An S corporation that timely files an agreement as provided in subsection **[**6**]** **7** of this section with respect to a nonresident shareholder for a taxable year shall be considered to have timely filed such an agreement for each subsequent taxable year. An S corporation that does not timely file such an agreement for a taxable year shall not be precluded from timely filing such an agreement for subsequent taxable years. An S corporation is not required to deduct and withhold Missouri income tax for a nonresident shareholder if:

(1) The nonresident shareholder not otherwise required to file a return agrees to have the Missouri income tax due paid as part of the S corporation's composite return;

(2) The nonresident shareholder not otherwise required to file a return had Missouri assignable federal adjusted gross income from the S corporation of less than twelve hundred dollars;

(3) The S corporation is liquidated or terminated;

(4) Income was generated by a transaction related to termination or liquidation; or

(5) No cash or other property was distributed in the current and prior taxable year.

[6.**]** **7.** The agreement referred to in subdivision (1) of subsection **[**5**]** **6** of this section is an agreement of a nonresident shareholder of the S corporation to:

(1) File a return in accordance with the provisions of section 143.481 and to make timely payment of all taxes imposed on the shareholder by this state with respect to income of the S corporation; and

(2) Be subject to personal jurisdiction in this state for purposes of the collection of income taxes, together with related interest and penalties, imposed on the shareholder by this state with respect to the income of the S corporation.

The agreement will be considered timely filed for a taxable year, and for all subsequent taxable years, if it is filed at or before the time the annual return for such taxable year is required to be filed pursuant to section 143.511.

[7.**]** **8.** The amount of Missouri income tax to be withheld is determined by multiplying the amount of dividends or undistributed income allocable to Missouri that is paid or credited to a nonresident shareholder during the taxable year by the highest rate used to determine a Missouri income tax liability for an

individual, except that the amount of the tax withheld may be determined based on withholding tables provided by the director of revenue if the shareholder submits a Missouri withholding allowance certificate.

[8.**]** **9.** An S corporation shall be entitled to recover for a shareholder on whose behalf a tax payment was made pursuant to this section, if such shareholder has no tax liability.

[9.**]** **10.** With respect to S corporations that are banks or bank holding companies, a pro rata share of the tax credit for the tax payable pursuant to chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the bank otherwise complies with section 148.112:

(1) The credit allowed by this subsection shall be equal to the bank tax calculated pursuant to chapter 148 based on bank income in 1999 and after, on a bank that makes an election pursuant to 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such bank or bank holding company;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A bank holding company is not allowed this credit, except that, such credit shall flow through to such bank holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

[10.**]** **11.** With respect to S corporations that are associations, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the association otherwise complies with section 148.655:

(1) The credit allowed by this subsection shall be equal to the savings and loan association tax calculated under chapter 148 based on the computations provided in section 148.630 on an association that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by the association;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A savings and loan association holding company is not allowed this credit, except that, such credit shall flow through to such savings and loan association holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

[11.**]** **12.** With respect to S corporations that are credit institutions, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the credit institution otherwise complies with section 148.657:

(1) The credit allowed by this subsection shall be equal to the credit institution tax calculated under chapter 148 based on the computations provided in section 148.150 on a credit institution that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such credit institution;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A credit institution holding company is not allowed this credit, except that, such credit shall flow through to such credit institution holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income."; and

Further amend said bill, Page 2, Section 144.087, Line 38, by inserting after all of said section and line the following:

"620.1350. 1. The words used in this section and sections 620.1355 and 620.1360 shall, unless the context otherwise requires, have the meaning provided in subdivision (4) of subsection 2 of section 143.451, and in addition, the following words shall have the following meanings:

(1) "Department", the department of economic development;

(2) "Director", the director of the department of economic development.

2. An investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, may make an annual election to compute the portion of income derived from sources within this state either pursuant to section 143.451 or pursuant to section 32.200 relating to the multistate tax compact. The annual election shall be made by the filing of a corporate income tax return reflecting the use of such election and by filing a copy of the certificate issued by the director pursuant to the provisions of this section and sections 620.1355 and 620.1360. The annual election may be made regardless of whether the corporation filed its income tax return on a single entity basis or was included in a consolidated income tax return in any year.

3. Notwithstanding the provisions of subsection 2 of this section to the contrary, for all tax years beginning on or after January 1, 2020, an investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, shall compute the portion of income derived from sources within this state pursuant to section 143.455."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HA 1**, **HA 3**, **HA 4**, **HA 5**, **HA 6**, **HA 8** and **HA 9** to **SB 757** and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SB 608**, and has taken up and passed **CCS** for **HCS** for **SS** for **SB 608**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 1633**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 1633**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SB 881**, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SB 870**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SB 870**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 806**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 806**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2**, as amended for **SCS** for **HB 1413** and has taken up and passed **SS No. 2** for **SCS** for **HB 1413**, as amended.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SB 881**, as amended. Representatives: Davis, Korman, Reiboldt, McCreery, Razer.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SB 757**, as amended. Representatives: Tate, Eggleston, Reiboldt, Adams, Franks Jr.

HOUSE BILLS ON THIRD READING

HB 1250, introduced by Representative Plocher, with **SCS**, entitled:

An Act to repeal sections 456.4-414 and 456.4-420, RSMo, and to enact in lieu thereof twenty-two new sections relating to trust and estates.

Was called from the Informal Calendar and taken up by Senator Dixon.

SCS for **HB 1250**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1250

An Act to repeal sections 456.985, 456.1035, 456.1080, 456.4-414, 474.150, 515.575, and 515.635, RSMo, and to enact in lieu thereof twenty-seven new sections relating to trusts and estates.

Was taken up.

Senator Dixon moved that **SCS** for **HB 1250** be adopted.

Senator Cunningham offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Bill No. 1250, Page 1, Section 456.006, Lines 2-3, by striking "in the Internal Revenue Code of 1986, as amended" and inserting in lieu thereof the following: "**under 26 U.S.C. Section 223(d)(1)**"; and

Further amend said bill and section, Page 2, Lines 14-15, by striking "in the Internal Revenue Code of 1986, as amended" and inserting in lieu thereof the following: "**under 26 U.S.C. Section 223(c)(1)**"; and

Further amend said bill, Page 3, Section 456.1080, Line 4, by inserting after all of said line the following:

"456.1-103. In sections 456.1-101 to 456.11-1106**, the following terms shall mean**:

(1) "Action**[**,**]**"**,** with respect to an act of a trustee, includes a failure to act;

(2) "Ascertainable standard" **[**means**],** a standard relating to an individual's health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or Section 2541(c)(1) of the Internal Revenue Code;

(3) "Beneficiary" **[**means**],** a person that:

(a) Has a present or future beneficial interest in a trust, vested or contingent; or

(b) In a capacity other than that of trustee, holds a power of appointment over trust property;

(4) "Charitable trust" **[**means**],** a trust, or portion of a trust, created for a charitable purpose described in subsection 1 of section 456.4-405;

(5) "Conservator" **[**means**],** a person described in subdivision (3) of section 475.010. This term does not include a conservator ad litem;

(6) "Conservator ad litem" **[**means**],** a person appointed by the court pursuant to the provisions of section 475.097;

(7) **"Directed trust", any trust, including a split interest trust, in which the trust instrument:**

(a) Authorizes a trust protector to instruct or direct the trustee;

(b) Charges a trust protector with any responsibilities regarding the trust;

(c) Grants the trust protector one or more powers over the trust; or

(d) Directs one or more powers over the trust to a person, who is not serving as a trustee, and is not a settlor or a beneficiary;

(8) "Environmental law" **[**means**],** a federal, state, or local law, rule, regulation, or ordinance relating to protection of the environment;

[(8)**] (9)** "Financial institution" **[**means**],** a non-foreign bank, savings and loan or trust company chartered, regulated and supervised by the Missouri division of finance, the office of the comptroller of the currency, the office of thrift supervision, the National Credit Union Administration, or the Missouri division of credit union supervision. The term "non-foreign bank" shall mean a bank that is not a foreign bank within the meaning of subdivision (1) of section 361.005;

[(9)**] (10)** "Guardian" **[**means**],** a person described in subdivision (7) of section 475.010. The term does not include a guardian ad litem;

[(10)**] (11)** "Interested persons"**,** include beneficiaries and any others having a property right in or claim against a trust estate which may be affected by a judicial proceeding. It also includes fiduciaries and other persons representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding;

[(11)**] (12)** "Interests of the beneficiaries" **[**means**],** the beneficial interests provided in the terms of the trust;

[(12)**] (13)** "Internal Revenue Code" **[**means**],** the United States Internal Revenue Code of 1986, as in effect on January 1, 2005, or as later amended;

[(13)**] (14)** "Jurisdiction**[**,**]"****,** with respect to a geographic area, includes a state or country;

[(14)**] (15)** "Person" **[**means**],** an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government; governmental subdivision, agency, or instrumentality; public corporation, or any other legal or commercial entity;

[(15)**] (16)** "Permissible distributee" **[**means**],** a beneficiary who is currently eligible to receive distributions of trust income or principal, whether mandatory or discretionary;

[(16)**] (17)** "Power of withdrawal" **[**means**],** a presently exercisable power of a beneficiary to withdraw assets from the trust without the consent of the trustee or any other person;

[(17)**] (18)** "Principal place of administration"**,** of a trust is the trustee's usual place of business where the records pertaining to the trust are kept, or the trustee's residence if the trustee has no such place of business, unless otherwise designated by the terms of the trust as provided in section 456.1-108. In the case of cotrustees, the principal place of administration is, in the following order of priority:

(a) The usual place of business of the corporate trustee if there is but one corporate cotrustee;

(b) The usual place of business or residence of the trustee who is a professional fiduciary if there is but

one such trustee and no corporate cotrustee; or

(c) The usual place of business or residence of any of the cotrustees;

[(18)**] (19)** "Professional fiduciary" **[**means**],** an individual who represents himself or herself to the public as having specialized training, experience or skills in the administration of trusts;

[(19)**] (20)** "Property" **[**means**],** anything that may be the subject of ownership, whether real or personal, legal or equitable, or any interest therein;

[(20)**] (21)** "Qualified beneficiary" **[**means**],** a beneficiary who, on the date the beneficiary's qualification is determined:

(a) Is a permissible distributee;

(b) Would be a permissible distributee if the interests of the permissible distributees described in paragraph (a) of this subdivision terminated on that date; or

(c) Would be a permissible distributee if the trust terminated on that date;

[(21)**] (22)** "Record" **[**means**],** information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;

[(22)**] (23)** "Revocable**[**,**]",** as applied to a trust, means that the settlor has the legal power to revoke the trust without the consent of the trustee or a person holding an adverse interest, regardless of whether the settlor has the mental capacity to do so in fact;

[(23)**] (24)** "Settlor" **[**means**],** a person, including a testator, who creates, or contributes property to, a trust. If more than one person creates or contributes property to a trust, each person is a settlor of the portion of the trust property attributable to that person's contribution except to the extent another person has the power to revoke or withdraw that portion pursuant to the terms of the trust;

[(24)**] (25)** "Sign" **[**means**]**, with present intent to authenticate or adopt a record:

(a) To execute or adopt a tangible symbol; or

(b) To attach to or logically associate with the record an electronic sound, symbol, or process;

[(25)**] (26)** "Spendthrift provision" **[**means**],** a term of a trust which restrains either the voluntary or involuntary transfer or both the voluntary and involuntary transfer of a beneficiary's interest;

[(26)**] (27)** "State" **[**means**],** a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band recognized by federal law or formally acknowledged by a state;

[(27)**] (28)** "Terms of a trust" **[**means**],** the manifestation of the settlor's intent regarding a trust's provisions as expressed in the trust instrument or as may be established by other evidence that would be admissible in a judicial proceeding;

[(28)**] (29)** "Trust instrument" **[**means**],** an instrument executed by the settlor that contains terms of the trust, including any amendments thereto;

(30) "Trust protector", any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary, designated in a trust instrument to instruct or direct the trustee or charged

in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term "trust protector" includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;

[(29)**] (31)** "Trustee"**,** includes an original, additional, and successor trustee, and a cotrustee."; and

Further amend said bill and page, Section 456.4-414, Line 13, by inserting after all of said line the following:

"456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for **[**the appointment of a trust protector. For purposes of this section, a "trust protector", whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust**] one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust**.

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument**, provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity**. A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted**. The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument**;

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that

capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof**.

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except **[**in cases of bad faith or reckless indifference on the part of the trustee, or**]** as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority. Whenever a directed trust reserves to a person or vests in an advisory or investment committee authority to direct the making or retention of any investment, to the exclusion of the trustee or trustees, the excluded trustee or trustees shall not be liable, individually or as a trustee, for any loss resulting from the making or retention of any investment pursuant to such direction.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the

exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**"; and

Further amend the title and enacting clause accordingly.

Senator Cunningham moved that the above amendment be adopted, which motion prevailed.

Senator Dixon moved that **SCS** for **HB 1250**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **HB 1250**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Schaaf—1

Absent—Senator Sater—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Parson assumed the Chair.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SB 881**, as amended: Senators Eigel, Schatz, Libla, Hummel and Curls.

PRIVILEGED MOTIONS

Senator Koenig moved that the Senate refuse to concur in **HA 1**, **HA 2** to **HA 2** and **HA 2**, as amended, to **SB 884** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 1456**, with **SCS**, entitled:

An Act to repeal sections 43.401, 70.210, 190.300, 190.307, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, and 650.330, RSMo, and to enact in lieu thereof nineteen new sections relating to emergency communication services, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator Wallingford.

SCS for **HCS** for **HB 1456**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1456

An Act to repeal sections 43.401, 70.210, 190.300, 190.307, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, and 650.330, RSMo, and to enact in lieu thereof nineteen new sections relating to emergency communication services, with penalty provisions.

Was taken up.

Senator Wallingford moved that **SCS** for **HCS** for **HB 1456** be adopted.

Senator Wallingford offered **SS** for **SCS** for **HCS** for **HB 1456**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1456

An Act to repeal sections 43.401, 70.210, 190.300, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty new sections relating to emergency communication services, with penalty provisions.

Senator Wallingford moved that **SS** for **SCS** for **HCS** for **HB 1456** be adopted.

Senator Curls offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 32, Section 190.455, Lines 11-12 of said page, by striking all of said lines and inserting in lieu thereof the following: "**inhabitants and located in more than one county and any county in which it is located shall establish an agreement regarding**".

Senator Curls moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 1, In the Title, Line 6 by striking the word "emergency"; and

Further amend said bill, page 43, section 190.475, line 21, by inserting after all of said line the following:

"**620.2450. 1. A grant program is hereby established under sections 620.2450 to 620.2458 to award grants to applicants who seek to expand access to broadband internet service in unserved and underserved areas of the state. The department of economic development shall administer and act as the fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under sections 620.2450 to 620.2458. Funding for the grant program established under this section shall be subject to appropriation by the general assembly.**

2. As used in sections 620.2450 to 620.2458, the following terms shall mean:

(1) "Underserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload;

(2) "Unserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of at least ten megabits per second download and one megabit per second upload.

620.2451. Grants awarded under sections 620.2450 to 620.2458 shall fund the acquisition and installation of retail broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but that is scalable to higher speeds.

620.2452. Applicants eligible for grants awarded shall include:

(1) Corporations, or their affiliates, registered in this state;

(2) Incorporated businesses or partnerships;

(3) Limited liability companies registered in this state;

(4) Nonprofit organizations registered in this state;

(5) Political subdivisions; and

(6) Rural electric cooperatives organized under chapter 394 and their broadband affiliates.

620.2453. An eligible applicant shall submit an application to the department of economic development on a form prescribed by the department. An application for a grant under sections 620.2450 to 620.2458 shall include the following information:

(1) A description of the project area;

(2) A description of the kind and amount of broadband internet infrastructure that is proposed to be deployed;

(3) Evidence demonstrating the unserved or underserved nature of the project area;

(4) The number of households that would have new access to broadband internet service, or whose broadband internet service would be upgraded, as a result of the grant;

(5) A list of significant community institutions that would benefit from the proposed grant;

(6) The total cost of the proposal and the timeframe in which it will be completed;

(7) A list identifying sources of funding or in-kind contributions, including government funding, that would supplement any awarded grant; and

(8) Any other information required by the department of economic development.

620.2454. 1. At least thirty days prior to the first day applications may be submitted each fiscal year, the department of economic development shall publish on its website the specific criteria and any quantitative weighting scheme or scoring system the department will use to evaluate or rank applications and award grants under section 620.2455. Such criteria and quantitative scoring system shall include the criteria set forth in section 620.2455.

2. Within three business days of the close of the grant application process, the department of economic development shall publish on its website the proposed unserved and underserved areas, and the proposed broadband internet speeds for each application submitted. Upon request, the department shall provide a copy of any application to an interested party.

3. A broadband internet service provider that provides existing service in or adjacent to the proposed project area may submit to the department of economic development, within forty-five days of publication of the information under subsection 2 of this section, a written challenge to an application. Such challenge shall contain information demonstrating that:

(1) The provider currently provides broadband internet service to retail customers within the proposed unserved or underserved area;

(2) The provider has begun construction to provide broadband internet service to retail customers within the proposed unserved or underserved area; or

(3) The provider commits to providing broadband internet service to retail customers within the proposed unserved or underserved areas within the timeframe proposed by the applicant.

4. Within three business days of the submission of a written challenge, the department of economic development shall notify the applicant of such challenge.

5. The department of economic development shall evaluate each challenge submitted under this section. If the department determines that the provider currently provides, has begun construction to provide, or commits to provide broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but scalable to higher speeds, in the proposed project area, the department shall not fund the challenged project.

6. If the department of economic development denies funding to an applicant as a result of a

broadband internet service provider challenge under this section and such broadband internet service provider does not fulfill its commitment to provide broadband internet service in the unserved or underserved area, the department of economic development shall not consider another challenge from such broadband internet service provider for the next two grant cycles, unless the department determines the failure to fulfill the commitment was due to circumstances beyond the broadband internet service provider's control.

620.2455. 1. The department of economic development shall give first priority to grant applications that serve unserved areas.

2. The department of economic development shall give secondary priority to grant applications that demonstrate the ability to receive matching funds that serve unserved areas, whether such matching funds are government funds or other funds.

3. The department shall give third priority to grant applications that serve underserved areas.

4. The department of economic development shall use a quantitative weighing scheme or scoring system including, at a minimum, the following elements to rank the applications:

(1) Financial, technical, and legal capability of the applicant to deploy and operate broadband internet service;

(2) The number of locations served in the most cost-efficient manner possible considering the project area density;

(3) Available minimum broadband speeds;

(4) Ability of the infrastructure to be scalable to higher broadband internet speeds;

(5) Commitment of the applicant to fund at least fifty percent of the project from private sources;

(6) Length of time the provider has been operating broadband internet services in the state;

(7) The offering of new or substantially upgraded broadband internet service to important community institutions including, but not limited to, libraries, educational institutions, public safety facilities, and health care facilities;

(8) The offering of service to economically distressed areas of the state, as measured by indices of unemployment, poverty, or population loss that are significantly greater than the statewide average;

(9) The ability to provide technical support and training to residents, businesses, and institutions in the community of the proposed project to utilize broadband internet service;

(10) Plans to actively promote the adoption of the newly available broadband internet service in the community; and

(11) Strong support for the proposed project from citizens, businesses, and institutions in the community.

620.2456. 1. The department of economic development shall not award any grant to an otherwise eligible grant applicant where funding from the Connect America Fund has been awarded, where high cost support from the federal Universal Service Fund has been received by rate of return carriers, or where any other federal funding has been awarded which did not require any matching fund component, for any portion of the proposed project area, nor shall any grant money be used to

serve any retail end user that already has access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload.

2. No grant awarded under sections 620.2450 to 620.2458, when combined with any federal, state, or local funds, shall fund more than fifty percent of the total cost of a project.

3. No single project shall be awarded grants under sections 620.2450 to 620.2458 whose cumulative total exceeds five million dollars.

4. The department of economic development shall endeavor to award grants under sections 620.2450 to 620.2458 to qualified applicants in all regions of the state.

5. An award granted under sections 620.2450 to 620.2458 shall not:

(1) Require an open access network;

(2) Impose rates, terms, and conditions that differ from what a provider offers in other areas of its service area;

(3) Impose any rate, service, or any other type of regulation beyond speed requirements set forth in section 620.2451; or

(4) Impose an unreasonable time constraint on the time to build the service.

620.2457. By June thirtieth of each year, the department of economic development shall publish on its website and provide to the general assembly:

(1) A list of all applications for grants under sections 620.2450 to 620.2458 received during the previous year and, for each application:

(a) The results of any quantitative weighting scheme or scoring system the department of economic development used to award grants or rank the applications;

(b) The grant amount requested;

(c) The grant amount awarded, if any;

(2) All written challenges.

620.2458. The department of economic development shall develop administrative rules governing the eligibility, application and grant award process, and to implement the provisions of sections 620.2450 to 620.2458. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, page 57, section 190.440, line 50 of said page, by inserting immediately after said line the following:

"Section B. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically three years after the effective date of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically six years after the effective date of the reauthorization of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458; and

(3) Sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 is sunset."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Nasheed offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 24, Section 190.455, Lines 14-15, by striking the words", city not within a county,"; and

Further amend said bill and section, page 33, line 3, by inserting after all of said line the following:

"**17. The provisions of this section shall not apply to any city not within a county.**"; and

Further amend said bill, page 37, section 190.460, line 1, by striking the words "and any city not within a county"; and further amend lines 3-4, by striking the words "or city not within a county"; and further amend line 5, by striking the words "or city not within a county"; and further amend line 7, by striking the words "and any city not within a county"; and further amend lines 12-13, by striking the words "and any city not within a county"; and further amend line 14, by striking the words "or city"; and

Further amend said bill and section, page 38, line 14, by inserting after all of said line the following:

"**6. The provisions of this section shall not apply to a city not within a county.**"; and further renumber the remaining subsection accordingly.

Senator Nasheed moved that the above amendment be adopted, which motion failed.

At the request of Senator Wallingford, **HCS** for **HB 1456**, with **SCS**, and **SS** for **SCS** (pending), was placed on the Informal Calendar.

HCS for **HB 1388**, with **SCS**, entitled:

An Act to repeal sections 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof six new sections relating to certain sports contests.

Was called from the Informal Calendar and taken up by Senator Riddle.

SCS for **HCS** for **HB 1388**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1388

An Act to repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

Was taken up.

Senator Riddle moved that **SCS** for **HCS** for **HB 1388** be adopted.

Senator Riddle offered **SS** for **SCS** for **HCS** for **HB 1388**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1388

An Act to repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

Senator Riddle moved that **SS** for **SCS** for **HCS** for **HB 1388** be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

On motion of Senator Riddle, **SS** for **SCS** for **HCS** for **HB 1388** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Schaaf—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 850**, entitled:

An Act to repeal sections 193.265, 210.145, 210.150, 210.152, 210.498, 453.015, 453.030, 453.080, 453.121, and 610.021, RSMo, and to enact in lieu thereof eleven new sections relating to records involving children, with penalty provisions.

With House Amendment Nos. 1, 2, 3 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 850, Page 13, Section 210.150, Lines 135-142, by deleting all of said lines and inserting in lieu thereof the following:

"**necessary for another agency to have access to in order to protect a child. Documents other than substantiated reports and materials from files regarding substantiated reports shall only be shared under this subsection if the department of social services receives a written, signed certification that the receiving agency is prohibited by law from sharing such documents or materials with anyone other than the receiving agency, law enforcement, or court personnel; or in accordance with a court order. In the event that the laws of the receiving state do not provide a basis for such certification, the department may share the information with an agency of another state under a memorandum of understanding between the department and the receiving agency, which limits dissemination of the shared material by the receiving agency to employees of that agency, law enforcement, or court personnel; or as ordered by a court.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 850, Page 1, Section 193.265, Line 6, by deleting said lines and inserting in lieu thereof the following:

"**for certification is made by the children's division, division of youth services, guardian ad litem, or juvenile officer on behalf**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 850, Page 21, Section 453.080, Lines 2 to 3, by deleting such lines and inserting in lieu thereof the following:

"be finalized. **If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference.** During such hearing, the court shall ascertain"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 850, Page 20, Section 453.030, Lines 32 to 53, by deleting said lines and inserting in lieu thereof the following:

"a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons

whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth [parent] **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of [such] acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, begs leave to report that it has considered the same and recommends that the bill do pass.

HOUSE BILLS ON THIRD READING

Senator Sater moved that **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** be taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Koenig—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Parson assumed the Chair.

HCS for **HB 1872**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto nine new sections realting to broadband internet service.

Was called from the Informal Calendar and taken up by Senator Hegeman.

Senator Hegeman offered **SS** for **HCS** for **HB 1872**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1872

An Act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

Senator Hegeman moved that **SS** for **HCS** for **HB 1872** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **HCS** for **HB 1872** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Eigel—1

Absent—Senator Sifton—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Onder, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SBs 603, 576** and **898**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 603, 576 & 898

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, with House Amendment Nos. 1, 3 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Bob Onder	/s/ Bryan Spencer
/s/ Gary Romine	Rebecca Roeber
/s/ Denny Hoskins	/s/ Kathryn Swan
/s/ Jill Schupp	/s/ Judy Morgan
/s/ Scott Sifton	/s/ Courtney Allen Curtis

Senator Onder moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal	Eigel	Holsman—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Onder, **CCS** for **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 603, 576 & 898

An Act to repeal sections 161.670, 167.121, 173.234, 173.616, 173.1101, 173.1102, 173.1104, 173.1105, 173.1107, 173.1150, and 173.1153, RSMo, and to enact in lieu thereof eleven new sections relating to virtual education.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal Holsman—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

CONCURRENT RESOLUTIONS

HCR 63, introduced by Representative Haefner, entitled:

An Act relating to DeMolay Day.

Was taken up by Senator Wieland.

On motion of Senator Wieland, **HCR 63** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford

Walsh Wasson Wieland—31

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal Holsman—2

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Wieland, title to the concurrent resolution was agreed to.

Senator Wieland moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Hoskins moved that **SCR 40**, with **HA 1** be taken up for adoption, which motion prevailed.

HA 1 was taken up.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Wasson

Wieland—29

NAYS—Senators

Koenig Schaaf—2

Absent—Senators

Chappelle-Nadal Walsh—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hoskins, **SCR 40**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Libla	Munzlinger	Onder
Riddle	Rizzo	Romine	Rowden	Sater	Schatz	Sifton

Wallingford Wasson Wieland—24

NAYS—Senators

Curls Dixon Koenig Schaaf Schupp Walsh—6

Absent—Senators

Chappelle-Nadal Nasheed Richard—3

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Hoskins, title to the concurrent resolution was agreed to.

Senator Hoskins moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 2140**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HA 1**, **HA 2** to **HA 2**, **HA 2** as amended to **SB 884**, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SB 884**, as amended. Representatives: Wiemann, Haahr, Fitzpatrick, Carpenter, Kendrick.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 582**.

With House Amendment Nos. 1, 2 and 3.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 582, Page 1, In the Title, Line 3, by deleting the words "of students"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 582, Page 1, Section 162.1475, Line 9, by inserting immediately after said section and line the following:

"**407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking**

authority under section 407.145.

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer**[**,**]** or any agent**,** authorized signatory**,** or employee of such person;

(3) **"Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;**

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

[(4)**] (6)** "Credit card" **[**or "debit card"**]**, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without **a** fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit**[**,**] or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card**. "Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments**;

[(5)**] (7)** "Expired credit card", a credit card for which the expiration date shown on it has passed;

[(6)**] (8)** "Issuer", the business organization **[**or**] ,** financial institution**,** or **[**its**]** duly authorized agent**[**, which**] thereof that** issues a credit card;

[(7)**] (9)** "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

[(8)**] (10)** "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from **[**an authorized user of a payment card**] a cardholder**, or an individual the person believes to be **[**an authorized user**] a cardholder**, a **[**payment**] credit** card or information from a **[**payment**] credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

[(9)**] (11)** "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

[(10)**]** **(12)** "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit **[**or debit**]** card onto the **chip or** magnetic strip or stripe of a different credit **[**or debit**]** card;

[(11)**]** **(13)** "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

[(12)**]** **(14)** "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit **[**or debit**]** card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card **[**or debit card**]** account number on any sales receipt provided to the cardholder for merchandise sold in this state**[**;

(2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or

(3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant**]**.

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number **[**or debit card number**]** is by handwriting or, prior to January 1, 2005, by an imprint of the credit card **[**or debit card**]**; and

(2) For handwritten or imprinted copies of credit card **[**or debit card**]** receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card **[**or debit card**]** transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card **[**or debit card**]** transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;

(2) Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;

(3) Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or

(4) Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

407.436. **[**1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.

2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority as provided in section 407.145.**] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Bill No. 582, Page 1, Section 162.1475, Line 1, by inserting after the numeral "**1.**" the numeral "**(1)**"; and

Further amend said bill, page, and section, Line 2, by deleting said line and inserting in lieu thereof the following:

"**as defined in section 407.1500;**

(2) "Education records" shall have the same meaning as defined in 20 U.S.C Section 1232g (a)(4)."; and

Further amend said bill, page, and section, Line 4, by inserting immediately after the word "**information**" the phrase "**or education records**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Titling change adopted.

In which the concurrence of the Senate is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SB 884**, as amended: Senators Koenig, Eigel, Onder, Rizzo and Holsman.

PRIVILEGED MOTIONS

Senator Crawford, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 951**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 951

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 951, with House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 951, as amended;

2. That the Senate recede from its position on Senate Bill No. 951;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 951, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Sandy Crawford	/s/ Jack Bondon
/s/ David Sater	/s/ Donna Pfautsch
/s/ Paul Wieland	/s/ Robert Ross
/s/ Jason Holsman	/s/ Cora Faith Walker
/s/ Jill Schupp	/s/ Kip Kendrick

Senator Crawford moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators
Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Crawford, **CCS** for **HCS** for **SB 951**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 951

An Act to repeal sections 191.227, 191.1145, 195.070, 197.052, 197.305, 208.217, 208.670, 208.671, 208.673, 208.675, 208.677, 210.070, 334.036, 334.037, 334.104, 334.735, 334.747, 337.025, 337.029, 337.033, 374.426, 376.811, 376.1550, 536.031, 577.029, and 632.005, RSMo, and to enact in lieu thereof twenty-seven new sections relating to health care, with an existing penalty provision.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators
Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1832, introduced by Representative Cornejo, with **SCS**, entitled:

An Act to repeal sections 407.300, 407.432, 407.433, 407.436, and 407.1500, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

Was called from the Informal Calendar and taken up by Senator Riddle.

SCS for **HB 1832**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1832

An Act to repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof six new section relating to merchandising practices, with penalty provisions.

Was taken up.

Senator Riddle moved that **SCS** for **HB 1832** be adopted.

Senator Riddle offered **SS** for **SCS** for **HB 1832**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1832

An Act to repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

Senator Riddle moved that **SS** for **SCS** for **HB 1832** be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SCS** for **HB 1832** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

On motion of Senator Kehoe, the Senate recessed until 8:50 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 2176, regarding Justin Tanner Young, Fulton, which was adopted.

Senator Hummel offered Senate Resolution No. 2177, regarding Nicholas Eberle, Saint Louis, which was adopted.

PRIVILEGED MOTIONS

Senator Nasheed moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HCS** for **HB 2140**, as amended, and grant the House a conference thereon, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2140**, as amended: Senators Nasheed, Rowden, Brown, Munzlinger and Hummel.

PRIVILEGED MOTIONS

Senator Cunningham, on behalf of the conference committee appointed to act with a like committee from the House on **SB 819**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE BILL NO. 819

The Conference Committee appointed on Senate Bill No. 819, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, and House Amendment Nos. 2 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 819, as amended;

2. That the Senate recede from its position on Senate Bill No. 819;

3. That the attached Conference Committee Substitute for Senate Bill No. 819 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Mike Cunningham	/s/ Jim Neely
/s/ David Sater	/s/ Robert Cornejo
/s/ Jeanie Riddle	/s/ Cody Smith
/s/ Gina Walsh	/s/ Lauren Arthur
/s/ Jill Schupp	/s/ Ingrid Burnett

Senator Cunningham moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson—30					

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal Libla Wieland—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Cunningham, **CCS** for **SB 819**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 819

An Act to repeal sections 191.737, 191.739, 193.265, 210.003, 210.101, 210.102, 210.103, 210.110, 210.112, 210.115, 210.145, 210.152, 210.487, 210.498, 211.447, 431.056, 453.015, 453.030, 453.080, 453.121, 475.024, 556.036, 556.037, and 610.021, RSMo, and to enact in lieu thereof twenty-six new sections relating to the protection of children.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson—30					

NAYS—Senators—None

Absent—Senators

Chappelle-Nadal Libla Wieland—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Cunningham, title to the bill was agreed to.

Senator Cunningham moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Wallingford moved that **HCS** for **HB 1456**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1456** was again taken up.

Senator Wallingford offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House

Bill No. 1456, Page 38, Section 190.460, Line 14, by inserting after all of said line the following:

"**6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section.**"; and further renumber the remaining subsection accordingly.

Senator Wallingford moved that the above amendment be adopted.

At the request of Senator Wallingford, **HCS** for **HB 1456**, with **SCS**, **SS** for **SCS** and **SA 4** (pending), was placed on the Informal Calendar.

Senator Rowden moved that **HB 1460**, with **SS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Schatz, **SS** for **HB 1460** was withdrawn, rendering **SA 1** moot.

Senator Schatz offered **SS No. 2** for **HB 1460**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
HOUSE BILL NO. 1460

An Act to repeal sections 142.803 and 143.121, RSMo, and to enact in lieu thereof three new sections relating to state revenues, with a referendum clause.

Senator Schatz moved that **SS No. 2** for **HB 1460** be adopted, which motion prevailed.

On motion of Senator Rowden, **SS No. 2** for **HB 1460** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Curls	Dixon	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Libla	Munzlinger	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Wallingford
Walsh	Wasson	Wieland—24				

NAYS—Senators

Cierpiot	Eigel	Emery	Koenig	Nasheed	Onder	Schaaf
Sifton—8						

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Hoskins, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 773**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 773

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 773, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, and 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 773, as amended;

2. That the Senate recede from its position on Senate Bill No. 773;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 773, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Denny Hoskins	/s/ Kathryn Swan
/s/ Mike Cunningham	/s/ Robert Cornejo
/s/ Rob Schaaf	/s/ Jean Evans
/s/ Scott Sifton	/s/ Steven Roberts
/s/ John Rizzo	/s/ Deb Lavender

Senator Hoskins moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson—29						

NAYS—Senators

Koenig	Nasheed—2

Absent—Senators

Chappelle-Nadal	Wieland—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hoskins, **CCS** for **HCS** for **SB 773**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 773

An Act to repeal sections 32.087, 67.3000, 67.3005, 143.183, 143.451, 253.545, 253.550, 253.559, and 620.1900, RSMo, and to enact in lieu thereof ten new sections relating to taxation.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Libla	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Schaaf
Schatz	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Curls	Holsman	Koenig	Nasheed	Schupp	Sifton—6

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Wallingford moved that **HCS** for **HB 1456**, with **SCS**, **SS** for **SCS** and **SA 4** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage.

SA 4 was again taken up.

At the request of Senator Wallingford, the above amendment was withdrawn.

Senator Wallingford offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 38, Section 190.460, Line 14, by inserting after all of said line the following:

"**6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.**"; and further renumber the remaining subsection accordingly.

Senator Wallingford moved that the above amendment be adopted, which motion prevailed.

Senator Wallingford moved that **SS** for **SCS** for **HCS** for **HB 1456**, as amended, be adopted, which motion prevailed.

On motion of Senator Wallingford, **SS** for **SCS** for **HCS** for **HB 1456**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Crawford	Cunningham	Dixon	Hegeman	Holsman	Hoskins
Hummel	Kehoe	Libla	Munzlinger	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Cierpiot	Curls	Eigel	Emery	Koenig	Nasheed—6

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

PRIVILEGED MOTIONS

Senator Koenig, on behalf of the conference committee appointed to act with a like committee from the House on **SB 884**, as amended, moved that the following conference committee report be taken up, which

motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE BILL NO. 884

The Conference Committee appointed on Senate Bill No. 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2, and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 884, as amended;

2. That the Senate recede from its position on Senate Bill No. 884;

3. That the attached Conference Committee Substitute for Senate Bill No. 884, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Andrew Koenig	/s/ John Wiemann
/s/ Bill Eigel	/s/ Elijah Haahr
/s/ Bob Onder	/s/ Scott Fitzpatrick
/s/ John Rizzo	Jon Carpenter
/s/ Jason Holsman	Kip Kendrick

Senator Koenig moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Eigel	Emery	Hegeman
Holsman	Hoskins	Kehoe	Koenig	Munzlinger	Onder	Richard
Riddle	Rowden	Sater	Schaaf	Schatz	Wallingford	Wasson
Wieland—22						

NAYS—Senators

Curls	Dixon	Hummel	Libla	Nasheed	Rizzo	Romine
Schupp	Sifton	Walsh—10				

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Koenig, **CCS** for **SB 884**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 884

An Act to repeal sections 32.200, 143.011, 143.071, 143.431, 143.451, 143.461, 143.471, 144.087, and 620.1350, RSMo, and to enact in lieu thereof ten new section relating to taxation.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Munzlinger	Onder
Richard	Riddle	Rowden	Sater	Schaaf	Schatz	Wallingford
Wasson	Wieland—23					

NAYS—Senators

Curls	Hummel	Libla	Nasheed	Rizzo	Romine	Schupp
Sifton	Walsh—9					

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Dixon moved that the Senate request the House grant further conference on **HB 1633**, with **SS** for **SCS**, as amended, which motion prevailed.

Senator Eigel, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SCS** for **SB 718**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, 6, 7, 8, 10, and 11, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12 as amended, House Amendment Nos. 13 and 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15 as amended, and House Amendment No. 16, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 718;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Bill Eigel	/s/ Shawn Rhoads
/s/ Bob Onder	/s/ Jay Barnes
/s/ David Sater	/s/ Holly Rehder
/s/ Jason Holsman	/s/ Martha Stevens
/s/ Jamilah Nasheed	/s/ Cora Faith Walker

Senator Eigel moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Nasheed—1

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Eigel, **CCS** for **HCS** for **SCS** for **SB 718**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718

An Act to repeal sections 191.227, 192.947, 195.070, 210.070, 334.036, 334.037, 334.104, 334.735, 334.747, 337.025, 337.029, 337.033, 338.202, 374.426, 376.811, 376.1237, 376.1550, and 632.005, RSMo, and to enact in lieu thereof twenty-four new sections relating to health care, with an emergency clause for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Nasheed—1

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Nasheed—1

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HBs 1729**, **1621** and **1436**, entitled:

An Act to repeal sections 8.675, 8.683, 34.217, 89.410, 285.500, 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.260, 290.262, 290.263, 290.265, 290.270, 290.280, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, 290.335, 290.340, 290.550, 292.630, 393.715, 516.130, and 630.546, RSMo, and to enact in lieu thereof eleven new sections relating to the prevailing wage on public works.

Was called from the Informal Calendar and taken up by Senator Brown.

Senator Schatz offered **SS** for **HCS** for **HBs 1729**, **1621** and **1436**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 1729, 1621 and 1436

An Act to repeal sections 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, and 630.546, RSMo, and to enact in lieu thereof twenty new sections relating to public contracts.

Senator Schatz moved that **SS** for **HCS** for **HBs 1729**, **1621** and **1436** be adopted, which motion prevailed.

On motion of Senator Brown, **SS** for **HCS** for **HBs 1729**, **1621** and **1436** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Romine	Rowden	Sater	Schatz	Wallingford
Wasson—22						

NAYS—Senators

Curls	Holsman	Hummel	Nasheed	Rizzo	Schupp	Sifton
Walsh	Wieland—9					

Absent—Senators

Chappelle-Nadal	Schaaf—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS**, as amended for **HCS** for **HB 2540** and has taken up and passed **SCS** for **HCS** for **HB 2540**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 1007**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SB 826**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SB 826**.

Emergency clause adopted.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SB 775**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SB 775**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 708**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 3** for **SCS** for **HCS** for **HB 1617**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 660**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 660**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 743**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 743**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 687**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 687**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HA 1** to **SS No. 2** for **SCS** for **SB 590**, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**.

Bill ordered enrolled.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS No. 2** for **SCS** for **SB 590**, as amended. Representatives: Rehder, Engler, Taylor, Roberts, Washington.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **HB 1428**, as amended, and request the Senate recede from their position and take up and pass **HB 1428**.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Richard appointed the following conference committee to act with a like committee from the House on **SS No. 2** for **SCS** for **SB 590**, as amended: Senators Hegeman, Koenig, Cunningham, Rizzo and Hummel.

On motion of Senator Kehoe, the Senate adjourned until 11:00 a.m., Friday, May 18, 2018.

SENATE CALENDAR

SEVENTY-FOURTH DAY–FRIDAY, MAY 18, 2018

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SJR 36-Schatz, with SCS
2. SB 678-Eigel
3. SB 1102-Kehoe, with SCS
4. SB 1015-Wieland, with SCS
5. SB 709-Schatz, with SCS
6. SB 640-Sater
7. SB 963-Wieland, with SCS
8. SB 952-Rowden
9. SB 864-Hoskin
10. SB 998-Schatz, with SCS
11. SB 703-Hegeman
12. SB 915-Crawford
13. SB 934-Hegeman
14. SB 988-Rowden, with SCS
15. SB 790-Cierpiot, with SCS
16. SB 734-Schatz, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1300, with SCS (Schatz)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)
SB 550-Wasson, with SCS
SBs 555 & 609-Brown, with SCS
SB 556-Brown, with SA 1 (pending)
SB 561-Sater, with SA 1 (pending)
SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 578-Romine
SB 591-Hegeman, with SCS
SB 596-Riddle, with SCS
SB 599-Schatz
SB 602-Onder, with SCS
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)
SB 751-Schatz
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)
SB 774-Munzlinger
SB 813-Riddle, with SCS & SA 1 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)
SB 837-Rowden
SB 848-Riddle
SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 859-Koenig, with SCS & SS for SCS (pending)
SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 920-Riddle, with SS & SA 2 (pending)
SB 928-Onder, with SCS
SB 1003-Wasson, with SS & SA 1 (pending)
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1247-Pike (Onder)
HB 1249-Plocher, with SCS (Dixon)
HCS for HB 1251, with SCS (Crawford)
HCS for HB 1264 (Hegeman)
HB 1265-Schroer (Onder)
HB 1267-Lichtenegger (Munzlinger)
HB 1303-Alferman, with SCS (Rowden)
HB 1329-Remole, with SCS, SS for SCS & SA 5 (pending) (Munzlinger)
HB 1349-Black (Hoskins)
HB 1389-Fitzpatrick, with SCS (Schatz)
HB 1409-Fitzpatrick (Kehoe)
HB 1421 & HB 1371-Pfautsch, with SCS (Romine)
HB 1442-Alferman, with SCS, SS for SCS & SA 1 (pending) (Schatz)
HCS for HB 1443, with SCS (Sater)
HB 1446-Eggleston, with SCS (Koenig)
HB 1469-Davis (Wallingford)
HB 1578-Kolkmeyer (Munzlinger)
HCS for HB 1597, with SCS (Dixon)
HCS for HB 1605, with SCS (Kehoe)
HCS for HB 1611 (Riddle)
HCS for HB 1614 (Hegeman)
HB 1625-Morris (Curls)
HB 1630-Evans (Rowden)
HCS for HB 1645 (Rowden)
HCS for HB 1667, with SCS (Wallingford)

HB 1675-Redmon (Emery)
HB 1691-Miller, with SCS & SS for SCS (pending) (Emery)
HCS for HB 1710, with SCS (Eigel)
HB 1800-Miller, with SCS (Emery)
HB 1809-Tate, with SS & SA 1 (pending) (Schatz)
HB 1831-Ruth, with SA 1 & SA 1 to SA 1 (pending) (Wieland)
HCS for HB 1868, with SCS (Riddle)
HB 1892-Wilson (Cierpiot)
HB 1968-Grier (Schatz)
HB 1998-Bondon, with SCS (Emery)
HB 2026-Wilson, with SCS (Rowden)
HCS for HB 2031 (Hoskins)
HB 2039-Fraker (Cunningham)
HCS for HB 2042, with SCS (Dixon)
HB 2043-Tate (Wasson)
HB 2044-Taylor, with SCS (pending) (Dixon)
HCS for HB 2079, with SCS (Crawford)
HB 2117-Pfautsch (Emery)
HCS for HB 2119 (Rowden)
HB 2122-Engler, with SCS (Schatz)
HB 2179-Richardson (Kehoe)
HB 2208-Curtman, with SCS (Eigel)
HCS for HB 2216, with SCS (Emery)
HCS for HB 2249, with SCS (Riddle)
HCS for HBs 2277 & 1983, with SCS (Schatz)
HCS for HBs 2337 & 2272, with SCS (Wieland)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 549-Wasson, with HA 1, HA 3, HA 4, HA 5, as amended, HA 6, HA 7, HA 8, HA 9 & HA 10
SB 575-Wallingford, with HCS, as amended
SB 582-Walsh, with HA 1, HA 2 & HA 3
SS for SB 597-Riddle, with HCS, as amended
SB 850-Wallingford, with HCS, as amended
SS for SB 882-Hoskins, with HA 1
SS for SCS for SB 966-Rowden, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SB 569-Cunningham, with HCS, as amended (Senate adopted CCR and passed CCS)
SS#2 for SCS for SB 590-Hegeman, with HA 1
SB 655-Sifton, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SB 718-Eigel, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 757-Schatz, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8 & HA 9
SB 773-Hoskins, with HCS, as amended (Senate adopted CCR and passed CCS)
SCS for SBs 807 & 577-Wasson, with HCS, as amended
SB 808-Brown, with HCS, as amended
SB 819-Cunningham, with HA 1, as amended, HA 2 & HA 4 (Senate adopted CCR and passed CCS)
SS for SCS for SB 843-Riddle, with HCS, as amended
SS for SB 881-Eigel, with HCS, as amended
SB 884-Koenig, with HA 1 & HA 2, as amended (Senate adopted CCR and passed CCS)
SB 951-Crawford, with HCS, as amended (Senate adopted CCR and passed CCS)

HB 1350-Smith (163), with SS for SCS, as amended (Rowden)
HB 1633-Corlew, with SS for SCS, as amended (Dixon)
(Senate requests House grant further conference)
HB 1719-Grier, with SS for SCS, as amended (Riddle)
HCS for HB 2140, with SS for SCS, as amended (Nasheed)

Requests to Recede or Grant Conference

HB 1428-Muntzel, with SS, as amended (Munzlinger)
(House requests Senate recede & take up and pass bill)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)
SR 1487-Schaaf
SR 2020-Schaaf
SR 2052-Schaaf
SR 2053-Schaaf
SR 2054-Schaaf
SR 2055-Schaaf
SR 2056-Schaaf
SR 2057-Schaaf
SR 2058-Schaaf
SR 2059-Schaaf
SR 2060-Schaaf
SR 2061-Schaaf
SR 2062-Schaaf
SR 2063-Schaaf
SR 2064-Schaaf
SR 2065-Schaaf
SR 2066-Schaaf
SR 2130-Sifton
SR 2131-Sifton
SR 2132-Sifton
SR 2133-Sifton
SR 2134-Sifton
SR 2135-Sifton
SR 2136-Sifton
SR 2137-Sifton
SR 2138-Sifton
SR 2139-Sifton
SR 2140-Sifton
SR 2141-Sifton
SR 2142-Sifton
SR 2143-Sifton
SR 2144-Sifton
SR 2145-Sifton
SR 2146-Sifton

Reported from Committee

SCR 28-Schupp and Nasheed
SCR 30-Wallingford, with SA 1 (pending)
HCR 69-Davis (Hoskins)
HCR 96-Conway (Eigel)

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-FOURTH DAY—FRIDAY, MAY 18, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

"The Lord is the strength of His people." (Psalm 28:8)

Omission God, You truly know that we need Your wisdom and strength as we enter the last day of this session. Surround us this day with Your presence and sustain us to bring our best forward so we may end this session knowing we have completed all that You have required of us. And we pray that You will bless our work that it may go forth and accomplish what You have intended it to do. And even though we know that much is yet required of us even after the gavel bang may You provide us with Your peace so our minds, bodies and spirit may rest in You knowing You have been with us throughout this year. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced that photographers from KOMU-TV, Gasconade County Republican and Missourinet, Columbia Missourian, KMIZ and KMOV-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 2178, regarding the 2017-2018 graduating class of Herculaneum High School, which was adopted.

Senator Romine offered Senate Resolution No. 2179, regarding Joyce A. Reinhart, Farmington, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 43**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 704**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 704, Page 32, Section 105.030, Line 41, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person **[**employed specifically for the purpose of attempting**] who, as a part of his or her regular employment duties, attempts** to influence any action by a local government official elected in a county, city, town, or village **[**with an annual operating budget of over ten million dollars**]**;

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such

person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or

television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;

b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

e. All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or

representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected

report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.**]**

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government entity to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written

declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate;

b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs

more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.";

and

Further amend said bill, Page 38, Section 227.601, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"**agreement; and**

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study including an estimate of the costs of the project and the rate impact on customers during the life of the agreement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 629**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 1** to **HCS** for **HB 2171** and has taken up and passed **HCS** for **HB 2171**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 1953** and has taken up and passed **SS** for **HB 1953**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050** and has taken up and passed **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **SCS** for **SB 802**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 1364** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 1364**.

Senator Kehoe requested unanimous consent of the Senate to allow law enforcement members from Webster County to enter the Chamber with side arms, which request was granted.

HOUSE BILLS ON THIRD READING

HB 1446, introduced by Representative Eggleston, with **SCS**, entitled:

An Act to repeal section 115.124, RSMo, and to enact in lieu thereof one new section relating to elections.

Was called from the Informal Calendar and taken up by Senator Koenig.

SCS for **HB 1446**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1446

An Act to repeal sections 65.610, 65.620, 88.770, 94.900, 115.124, 115.157, and 162.441, RSMo, and to enact in lieu thereof seven new sections relating to elections.

Was taken up.

Senator Koenig moved that **SCS** for **HB 1446** be adopted.

Senator Koenig offered **SS** for **SCS** for **HB 1446**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1446

An Act to repeal sections 115.124, 115.157, and 321.320, RSMo, and to enact in lieu thereof four new sections relating to elections, with an emergency clause for a certain section.

Senator Koenig moved that **SS** for **SCS** for **HB 1446** be adopted.

Senator Emery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1446, Page 1, Section A, Line 4, by inserting after all of said line the following:

"88.770. 1. The board of aldermen may provide for and regulate the lighting of streets and the erection of lamp posts, poles and lights therefor, and may make contracts with any person, association or corporation, either private or municipal, for the lighting of the streets and other public places of the city with gas, electricity or otherwise, except that each initial contract shall be ratified by a majority of the voters of the city voting on the question and any renewal contract or extension shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. The board of aldermen may erect, maintain and operate gas works, electric light works, or light works of any other kind or name, and to erect lamp posts, electric light poles, or any other apparatus or appliances necessary to light the streets, avenues, alleys or other public places, and to supply private lights for the use of the inhabitants of the city and its suburbs, and may regulate the same, and may prescribe and regulate the rates to be paid by the consumers thereof, and may acquire by purchase, donation or condemnation suitable grounds within or without the city upon which to erect such works and the right-of-way to and from such works, and also the right-of-way for laying gas pipes, electric wires under or above the grounds, and erecting posts and poles

and such other apparatus and appliances as may be necessary for the efficient operation of such works. The board of aldermen may, in its discretion, grant the right to any person, persons or corporation, to erect such works and lay the pipe, wires, and erect the posts, poles and other necessary apparatus and appliances therefor, upon such terms as may be prescribed by ordinance. Such rights shall not extend for a longer time than twenty years, but may be renewed for another period or periods not to exceed twenty years per period. Every initial grant shall be approved by a majority of the voters of the municipality voting on the question, and each renewal or extension of such rights shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. Nothing herein contained shall be so construed as to prevent the board of aldermen from contracting with any person, persons or corporation for furnishing the city with gas or electric lights in cities where franchises have already been granted, and where gas or electric light plants already exist, without a vote of the people, except that the board of aldermen may sell, convey, encumber, lease, abolish or otherwise dispose of any public utilities owned by the city including electric light systems, electric distribution systems or transmission lines, or any part of the electric light systems, electric or other heat systems, electric or other power systems, electric or other railways, gas plants, telephone systems, telegraph systems, transportation systems of any kind, waterworks, equipments and all public utilities not herein enumerated and everything acquired therefor, after first having passed an ordinance setting forth the terms of the sale, conveyance or encumbrance and when ratified by two-thirds of the voters voting on the question.

2. **In advance of putting a proposed water or wastewater system sale, or the sale of a gas plant, before voters, the board of aldermen may seek an appraisal from a professional engineering or certified public accounting firm with experience in utility appraisals to inform voters of the system's fair market value. The board may seek and provide additional reasonable analyses to inform voters of such sale, including but not limited to, the impact of such sale on all city funds and revenues, other city services, and annexation.**

3. The ballots shall be substantially in the following form and shall indicate the property, or portion thereof, and whether the same is to be sold, leased or encumbered:

Shall _____ (Indicate the property by stating whether electric distribution system, electric transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or encumbered.)?"; and

Further amend the title and enacting clause accordingly.

Senator Emery moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

Senator Kehoe assumed the Chair.

President Parson assumed the Chair.

Senator Hegeman raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Emery, **SA 1** was withdrawn, rendering the point of order moot.

Senator Koenig moved that **SS** for **SCS** for **HB 1446** be adopted, which motion prevailed.

On motion of Senator Koenig, **SS** for **SCS** for **HB 1446** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators Schaaf—1

Absent—Senators

Hummel Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senators

Hummel Schatz—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 954**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 982**.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 982, Page 1, Section A, Line 3, by inserting after all of said line the following;

"354.150. 1. Every health services corporation subject to the provisions of sections 354.010 to 354.380 shall pay **[**the following fees**]** to the director **[**for the administration and enforcement of the provisions of this chapter:

(1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;

(2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;

(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk-based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;

(4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section but required to be filed in the office of the director, fifty dollars each;

(5) For affixing the seal of office of the director, ten dollars;

(6) For accepting each service of process upon the company, ten dollars**] the fees specified in section 374.230**.

2. Fees mandated in subdivision (1) of **[**subsection 1 of this section**] section 374.230** shall be waived if a majority shareholder, officer, or director of the organizing corporation is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of such service to the secretary of state.

354.495. Every health maintenance organization subject to sections 354.400 to 354.636 shall pay to the director the **[**following fees:

(1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;

(2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;

(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;

(4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section

but required to be filed in the office of the director, fifty dollars each;

(5) For affixing the seal of office of the director, ten dollars;

(6) For accepting each service of process upon the company, ten dollars**] fees specified in section 374.230**.

354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or

disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

(1) The health carrier's network;

(2) The health carrier's procedures for making referrals within and outside its network;

(3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the network to meet the health care needs of enrollees of the managed care plan;

(4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;

(5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;

(6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;

(7) The health carrier's process for enabling enrollees to change primary care professionals;

(8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and

(9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

(1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;

(2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;

(3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; [or]

(4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed**; or**

(5) The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed.

374.150. 1. All fees due the state under the provisions of the insurance laws of this state shall be paid to the director **[**of revenue**]** and deposited in the state treasury to the credit of the insurance dedicated fund unless otherwise provided for in subsection 2 of this section.

2. There is hereby established in the state treasury a special fund to be known as the "Insurance Dedicated Fund". The fund shall be subject to appropriation of the general assembly and shall be devoted solely to the payment of expenditures incurred by the department attributable to duties performed by the department for the regulation of the business of insurance, regulation of health maintenance organizations and the operation of the division of consumer affairs as required by law which are not paid for by another source of funds. Other provisions of law to the contrary notwithstanding, beginning on January 1, 1991, all fees charged under any provision of chapter 325, 354, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384 or 385 due the state shall be paid into this fund. The state treasurer shall invest moneys in this fund in the same manner as other state funds and any interest or earnings on such moneys shall be credited to the insurance dedicated fund. The provisions of section 33.080 notwithstanding, moneys in the fund shall not lapse, be transferred to or placed to the credit of the general revenue fund unless and then only to the extent to which the unencumbered balance at the close of the biennium year exceeds two times the total amount appropriated, paid, or transferred to the fund during such fiscal year.

[3. Notwithstanding provisions of this section to the contrary, five hundred thousand dollars of the insurance dedicated fund shall annually be transferred and placed to the credit of the state general revenue fund on July first beginning with fiscal year 2014.**]**

374.230. Every **[**insurance company doing business in this state**] individual or entity making a filing with the department described below** shall pay to the director **[**of revenue**]** the following fees **and charges, to be paid into the insurance dedicated fund established under section 374.150**:

(1) For filing the declaration required on organization of each domestic company, **[**two hundred fifty**] one thousand** dollars;

(2) For filing statement and certified copy of charter required of foreign companies, **[**two hundred fifty**] one thousand** dollars;

(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk-based capital report, report of valuation of policies or other obligations of assurance, and audited financial report annual statement of any company doing business in this state, **[**one thousand five hundred**] two thousand** dollars;

(4) **[**For filing supplementary annual statement of any company doing business in this state, fifty dollars**] For filing the ORSA summary report required by sections 382.500 to 382.550, or a preacquisition notification required by sections 382.040 through 382.060, or section 382.095, five hundred dollars**;

(5) **Unless otherwise specified in subdivision (4) or another section of law, for any filings required under chapter 382, two hundred fifty dollars;**

(6) For filing any paper, document, or report **for which a filing fee is not otherwise provided for in another section of law that is** not filed under subdivision (1), (2), **[**or**]** (3), **(4), or (5),** but required to be filed in the office of the director, **[**fifty**]** **one hundred fifty** dollars each**[**;**]** .

[(6) For a copy of a company's certificate of authority or producer or agent license, ten dollars;

(7) For affixing the seal of office of the director, ten dollars;

(8) For accepting each service of process upon the company, ten dollars.**]**"; and

Further amend said bill, Page 1, Section 376.427, Lines 2 through 4, by deleting all of said lines and inserting in lieu thereof the following:

"(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) "Health carrier" or "carrier", as such term is defined in section 376.1350;

[(2)] **(4)** "Insured", any person entitled to benefits under a contract of accident"; and

Further amend said section by renumbering accordingly; and

Further amend said bill, Pages 2-5, Section 376.690, Lines 1-92, by deleting all of said lines and inserting in lieut thereof the following:

"**376.690. 1. As used in this section, the following terms shall mean:**

(1) "Emergency medical condition", the same meaning given to such term in section 376.1350;

(2) "Facility", the same meaning given to such term in section 376.1350;

(3) "Health care professional", the same meaning given to such term in section 376.1350;

(4) "Health carrier", the same meaning given to such term in section 376.1350;

(5) "Unanticipated out-of-network care", health care services received by a patient in an in-network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;

2. Health care professionals may send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier within one hundred and eighty days of the delivery of the unanticipated out-of-network care on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the

health carrier and health care professional shall have sixty days from the date of the initial offer of reimbursement to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A claim for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Claims may be combined for purposes of arbitration, but only to the extent the claims represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional who sends a claim to a health carrier under subsection 2 of this section shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional who sends a claim to a health carrier under subsection 2 of this section may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director.

The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

(1) The health care professional's training, education, or experience;

(2) The nature of the service provided;

(3) The health care professional's usual charge for comparable services provided;

(4) The circumstances and complexity of the particular case, including the time and place the services were provided; and

(5) The average contracted rate for comparable services provided in the same geographic area.

8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

376.1065. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;

(2) "Department", the department of insurance, financial institutions and professional

registration;

(3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;

(4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;

(5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity."; and

Further amend said bill, Page 5, Section 376.1063, Lines 1 through 16, by removing all of said section from the bill; and

Further amend said bill, Page 10, Section 376.1367, Line 15, by inserting after the word, "**forty-five**" the word, "**processing**"; and

Further amend said page and section, Line 34, by inserting after all of said line the following:

"379.1545. Notwithstanding any other provision of law:

(1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;

(2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;

(3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

(a) For nonpayment of premium;

(b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or

(c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and

coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

> **[**374.115. Insurance examiners appointed or employed by the director of the department of insurance, financial institutions and professional registration shall be compensated according to the applicable levels established and published by the National Association of Insurance Commissioners.**]**

Section B. The repeal of section 374.115 and the repeal and reenactment of sections 354.150, 354.495, 374.150, and 374.230 of section A of this act shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

PRIVILEGED MOTIONS

Senator Wieland moved that **SS** for **SB 982**, with **HA 1** be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Wieland moved that the above amendment be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Wieland, **SS** for **SB 982**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wieland, title to the bill was agreed to.

Senator Wieland moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Munzlinger moved that the Senate recede from its position on **SS** for **HB 1428**, as amended, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford	Wasson
Wieland—29						

NAYS—Senator Sifton—1

Absent—Senators

Dixon	Hummel	Walsh—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Munzlinger, **HB 1428** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Wallingford	Wasson	Wieland—28

NAYS—Senators

Hummel	Schaaf	Sifton—3

Absent—Senators

Dixon	Walsh—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

President Parson assumed the Chair.

Senator Riddle, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SB 843**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, House Amendment Nos. 2, 3, 4, 5, 6, 7, 8, 9, and 10, House Amendment No. 1 to House Amendment 11, House Amendment No. 11 as amended, House Amendment Nos. 12 and 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for

Senate Bill No. 843;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jeanie Riddle	/s/ Robert Ross
/s/ Brian Munzlinger	/s/ Mike Bernskoetter
/s/ Caleb Rowden	/s/ Nate Walker
/s/ Scott Sifton	/s/ Jon Carpenter
/s/ Jason Holsman	/s/ Pat Conway

Senator Riddle moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Dixon	Schaaf	Walsh—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Riddle, **CCS** for **HCS** for **SS** for **SCS** for **SB 843**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 8.003, 8.007, 8.010, 8.015, 8.017, 41.1010, 91.640, 103.008, 109.221, 109.225, 109.255, 143.1015, 160.2100, 160.2110, 181.022, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 327.313, 327.321, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and to enact in lieu thereof sixty-one new sections relating to the existence of certain state boards and commissions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Dixon	Schaaf—2	

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Schatz moved that **HB 1809**, with **SS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

At the request of Senator Schatz, **SS** for **HB 1809** was withdrawn, rendering **SA 1** moot.

On motion of Senator Schatz, **HB 1809** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Dixon	Onder	Schaaf—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Wasson, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SCS** for **SBs 807** and **577**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 807 and 577

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 and 577, with House Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 and 577, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bills Nos. 807 and 577;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 and 577 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jay Wasson	/s/ Donna Lichtenegger
/s/ Mike Cunningham	/s/ Allen Andrews
/s/ Bill Eigel	/s/ Dean Dohrman
/s/ Scott Sifton	/s/ Gretchen Bangert
/s/ Jason Holsman	/s/ Greg Razer

Senator Wasson moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Chappelle-Nadal	Curls	Hummel	Nasheed	Schupp	Sifton	Walsh—7

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Wasson, **CCS** for **HCS** for **SCS** for **SBs 807** and **577**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 807 & 577

An Act to repeal sections 34.010, 160.545, 162.441, 163.191, 172.280, 173.005, 173.260, 173.1003, 173.1101, 173.1102, 173.1104, 173.1105, 173.1107, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof twenty-two new sections relating to higher education, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger	Onder
Richard	Riddle	Rizzo	Romine	Rowden	Sater	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wasson, title to the bill was agreed to.

Senator Wasson moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Hoskins moved that **SB 882**, with **HA 1**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Onder assumed the Chair.

Senator Hoskins moved that the above amendment be adopted.

At the request of Senator Hoskins, the motion to adopt **HA 1** was withdrawn.

HOUSE BILLS ON THIRD READING

HB 1998, introduced by Representative Bondon, with **SCS**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

Was called from the Informal Calendar and taken up by Senator Emery.

SCS for **HB 1998**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1998

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

Was taken up.

At the request of Senator Emery, **HB 1998**, with **SCS** (pending), was placed on the Informal Calendar.

Senator Wieland moved that **HB 1831**, with **SA 1** and **SA 1** to **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

At the request of Senator Schupp, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator Wasson offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend House Bill No. 1831, Page 1, In the Title, Lines 2-3, by striking "a sales tax holiday" and inserting in lieu thereof "sales taxes"; and

Further amend said bill and page, section A, line 2, by inserting after all of said line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the

transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; **[**or**]**

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual**; or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue

Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend the title and enacting clause accordingly.

Senator Wasson moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Wieland, **HB 1831**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dixon	Hegeman	Hoskins	Kehoe
Libla	Munzlinger	Onder	Richard	Riddle	Romine	Rowden
Schatz	Wallingford	Wasson	Wieland—18			

NAYS—Senators

Cierpiot	Curls	Eigel	Emery	Holsman	Hummel	Koenig
Nasheed	Rizzo	Schaaf	Schupp	Sifton	Walsh—13	

Absent—Senators

Crawford Sater—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wieland, title to the bill was agreed to.

Senator Wieland moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 1350**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 1350**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 1719**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 1719**.

PRIVILEGED MOTIONS

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS No. 2** for **SCS** for **SB 590** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, as amended;

2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590;

3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dan Hegeman	/s/ Holly Rehder
/s/ Mike Cunningham	/s/ Kevin Engler
/s/ Andrew Koenig	/s/ Jered Taylor
/s/ Jacob Hummel	/s/ Steven Roberts
/s/ John Rizzo	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senators

Curls	Holsman	Nasheed	Schupp—4

Absent—Senators

Munzlinger	Schaaf	Schatz—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hegeman, **CCS** for **SS No. 2** for **SCS** for **SB 590**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 590

An Act to repeal sections 253.545, 253.550, 253.559, and 620.1900, RSMo, and to enact in lieu thereof four new sections relating to historic buildings.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Curls	Holsman	Nasheed	Schupp	Sifton—5

Absent—Senators

Dixon	Schatz	Walsh—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Parson assumed the Chair.

Senator Eigel, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SB 881**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 881

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 881, with House Amendment Nos. 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 881, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 881;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 881 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Bill Eigel	/s/ Charlie Davis
/s/ Dave Schatz	/s/ Bart Korman
/s/ Doug Libla	/s/ Bill Reiboldt
Jacob Hummel	Tracy McCreery
/s/ Shalonn "KiKi" Curls	/s/ Greg Razer

Senator Eigel moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wieland—29						

NAYS—Senators

Nasheed	Rowden	Wasson—3

Absent—Senator Brown—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Eigel, **CCS** for **HCS** for **SS** for **SB 881**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 881

An Act to repeal sections 21.795, 68.075, 70.370, 71.012, 71.015, 137.010, 137.016, 137.017, 226.770, 226.780, 227.240, 301.010, 301.020, 301.030, 301.055, 301.074, 301.075, 301.130, 301.140, 301.142, 301.145, 301.350, 302.170, 302.173, 304.005, 304.060, 304.180, 304.232, 307.175, and 307.350, RSMo, and to enact in lieu thereof thirty-one new sections relating to transportation, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Koenig	Libla	Onder	Riddle
Rizzo	Romine	Schaaf	Schatz	Schupp	Sifton	Wallingford
Wieland—22						

NAYS—Senators

Curls	Kehoe	Munzlinger	Nasheed	Richard	Rowden	Walsh

Wasson—8

Absent—Senators

Brown	Holsman	Sater—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SIGNING OF CONCURRENT RESOLUTIONS

The President Pro Tem announced that all other business would be suspended and **SCR 49**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the concurrent resolution would be signed by the President Pro Tem to the end that it may become law. No objections being made, the concurrent resolution was so read by the Secretary and signed by the President Pro Tem.

CONCURRENT RESOLUTIONS DELIVERED TO THE GOVERNOR

SCR 49, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Governor by the Secretary of the Senate.

PRIVILEGED MOTIONS

Senator Riddle, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HB 1719**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1719

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, with Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, Senate Amendment No. 4, and Senate Amendment No. 5 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, as amended;

2. That the House recede from its position on House Bill No. 1719;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Derek Grier	/s/ Jeanie Riddle
/s/ Steve Helms	Mike Cierpiot
/s/ Robert Ross	/s/ Caleb Rowden
Jon Carpenter	/s/ Jill Schupp
DaRon McGee	/s/ Scott Sifton

Senator Riddle moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senators

Hegeman Holsman—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Riddle, **CCS** for **SS** for **SCS** for **HB 1719**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1719

An Act to repeal sections 324.001, 324.200, 324.205, 324.210, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.920, 324.925, 324.1108, 327.221, 327.312, 327.313, 327.321, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 332.321, 334.530, 334.655, 335.036, 335.066, 335.067, 336.030, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712,

337.718, 338.315, 338.330, 338.333, 338.337, 338.340, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof ninety-one new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senator Schaaf—1

Absent—Senator Brown—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Rowden, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HB 1350**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1350

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, as amended;

2. That the House recede from its position on House Bill No. 1350;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/Caleb Rowden
/s/ Phil Christofanelli	/s/ Jeanie Riddle
/s/ Kathie Conway	/s/ Jay Wasson
/s/ Bruce Franks, Jr.	Scott Sifton
/s/ Gina Mitten	/s/ Gina Walsh

Senator Rowden moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Dixon	Holsman—2

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Rowden, **CCS** for **SS** for **SCS** for **HB 1350**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1350

An Act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 208.909, 210.025, 210.254, 210.258, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof twenty-three new sections relating to criminal history records, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators Holsman—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rowden, title to the bill was agreed to.

Senator Rowden moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Hoskins moved that **SS** for **SB 882**, with **HA 1**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Wasson assumed the Chair.

President Parson assumed the Chair.

Senator Hoskins moved that **HA 1** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Rowden	Sater	Schaaf	Schatz
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Curls	Hummel	Nasheed	Rizzo	Romine	Schupp	Sifton
Walsh—8						

Absent—Senator Holsman—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Hoskins, **SS** for **SB 882**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Onder	Richard	Riddle	Romine	Rowden	Sater	Schaaf
Schatz	Wallingford	Wasson	Wieland—25			

NAYS—Senators

Curls	Hummel	Nasheed	Rizzo	Schupp	Sifton	Walsh—7

Absent—Senator Holsman—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

HOUSE BILLS ON THIRD READING

HB 1968, introduced by Representative Grier, entitled:

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the state tartan.

Was called from the Informal Calendar and taken up by Senator Schatz.

At the request of Senator Schatz, **HB 1968** was placed on the Informal Calendar.

HB 1625, introduced by Representative Morris, entitled:

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

Was called from the Informal Calendar and taken up by Senator Curls.

On motion of Senator Curls, **HB 1625** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Eigel Koenig—2

Absent—Senators

Holsman Schatz—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Curls, title to the bill was agreed to.

Senator Curls moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

HB 1469, introduced by Representative Davis, entitled:

An Act to repeal sections 41.050, 41.070, 41.080, 41.110, 41.450, 41.460, 41.490, 41.500, and 115.013, RSMo, and to enact in lieu thereof ten new sections relating to Missouri military code.

Was called from the Informal Calendar and taken up by Senator Wallingford.

On motion of Senator Wallingford, **HB 1469** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schupp	Sifton
Wallingford	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators

Schatz	Walsh—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Wallingford, title to the bill was agreed to.

Senator Wallingford moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

CONCURRENT RESOLUTIONS

Senator Schupp moved that **SCR 28** be taken up for adoption, which motion prevailed.

On motion of Senator Schupp, **SCR 28** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schupp	Sifton	Wallingford
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senators

Holsman	Schatz	Walsh—3

Absent with leave—Senators—None

Vacancies—1

President Pro Tem Richard assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 773**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 773**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **HB 1415** and has taken up and passed **SS** for **HB 1415**, as amended.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HCS** for **HBs 1729**, **1621** and **1436** and has taken up and passed **SS** for **HCS** for **HBs 1729**, **1621** and **1436**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 1635** and has taken up and passed **SCS** for **HCS** for **HB 1635**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2** for **HCS** for **HB 2129** and has taken up and passed **SS No. 2** for **HCS** for **HB 2129**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended for **SCS** for **HCS** for **HB 1456** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 1456**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2** for **HB 1460** and has taken up and passed **SS No. 2** for **HB 1460**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 1713** and has taken up and passed **SCS** for **HCS** for **HB 1713**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1832** and has taken up and passed **SS** for **SCS** for **HB 1832**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS No. 2**, as amended for **HCS** for **HB 1796** and has taken up and passed **SS No. 2** for **HCS** for **HB 1796**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HCS** for **HB 1872** and has taken up and passed **SS** for **HCS** for **HB 1872**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS No. 2** for **HB 1503** and has taken up and passed **SCS** for **HCS No. 2** for **HB 1503**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HB 2347** and has taken up and passed **SCS** for **HB 2347**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 1388** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 1388**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616** and has taken up and passed **SS** for **SCS** for **HCS** for **HBs 2280**, **2120, 1468** and **1616**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1769** and has taken up and passed **SS** for **SCS** for **HB 1769**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SCS** for **SB 718**, as amended, and has taken up and passed **CCS** for **HCS** for **SCS** for **SB 718**.

Emergency Clause Adopted.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SB 884**, as amended, and has taken up and passed **CCS** for **SB 884**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 655**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 655**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 951**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 951**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SB 843**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SB 843**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SB 819**, as amended, and has taken up and passed **CCS** for **SB 819**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SCS** for **SBs 807** and **577**, as amended, and has taken up and passed **CCS** for **HCS** for **SCS** for **SBs 807** and **577**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 37**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 50**.

Concurrent Resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 36**.

Concurrent Resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS No. 2** for **SCS** for **SB 590**, and has taken up and passed **CCS** for **SS No. 2** for **SCS** for **SB 590**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS**, as amended for **HB 1250** and has taken up and passed **SCS** for **HB 1250**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 53**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 2** to **HB 1831** and has taken up and passed **HB 1831**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1446** and has taken up and passed **SS** for **SCS** for **HB 1446**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SB 881**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SB 881**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 568**.

Bill ordered enrolled.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Chris Bauer, and his daughter, Edie, Loose Creek; and Edie was made an honorary page.

Senator Schupp introduced to the Senate, the Physician of the Day, Jerry D. Kennett, MD, MACC, FACP, FSCAI, Columbia.

Senator Schupp introduced to the Senate, June Isenberg and Jill Kline.

On motion of Senator Kehoe, the Senate adjourned until 10:00 a.m., Friday, May 25, 2018.

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-FIFTH DAY—FRIDAY, MAY 25, 2018

The Senate met pursuant to adjournment.

Senator Kehoe in the Chair.

RESOLUTIONS

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 2180, regarding the Fortieth Wedding Anniversary of Randall David and Frances Leona Wyatt, Warsaw, which was adopted.

Senator Kehoe offered Senate Resolution No. 2181, regarding William R. Whitfield, Jr., which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 2182, regarding Eagle Scout Nathan Blackford, Clarence, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 2183, regarding the Fiftieth Wedding Anniversary of Ed and Janet Watson, Canton, which was adopted.

Senator Kehoe offered Senate Resolution No. 2184, regarding Linda Schmidt, Jefferson City, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 2185, regarding Eagle Scout Christopher Marshall, Kirksville, which was adopted.

On behalf of Senator Schaaf, Senator Kehoe offered Senate Resolution No. 2186, regarding Eagle Scout Jeremiah Allen Russell, Parkville, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2187, regarding the death of Charles "Big Chuck" Jones, Sr., which was adopted.

On behalf of Senator Rizzo, Senator Kehoe offered Senate Resolution No. 2188, regarding the death of Judy A. Trammell, Jefferson City, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2189, regarding Dorothy Buckhanan Wilson, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2190, regarding Sara

Burke, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2191, regarding Pastor Shirley Caesar, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2192, regarding Laraine Davis, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2193, regarding Alicia Elsner, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2194, regarding Courtney Bryant, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2195, regarding Kristina Hazley, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2196, regarding the Honorable Emeka Jackson-Hicks, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2197, regarding Karen Jones, RN, BSN, CCM, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2198, regarding Jan Holloway, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2199, regarding Martha Rose Reeves, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2200, regarding Brenda McDuffie, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2201, regarding Evangelist Mary Tillman, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2202, regarding Shirley Washington, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2203, regarding Dr. Mary Breaux Wright, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2204, regarding Beverly Smith, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2205, regarding Cynthia Wilson-Thompson, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2206, regarding Ollie Stewart, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 2207, regarding Catherine Hughes, which was adopted.

On behalf of Senator Wieland, Senator Kehoe offered Senate Resolution No. 2208, regarding Eagle

Scout Nathaniel Timothy Biermann, Barnhart, which was adopted.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor:

May 24, 2018

TO THE SECRETARY OF THE SENATE
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you Senate Concurrent Resolution No. 49 entitled:

Senate Relating to the election date for the referendum on Senate Substitute #2 for Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

On May 24, 2018, I approved Senate Concurrent Resolution No. 49.

Respectfully Submitted,
Eric R. Greitens
Governor

On motion of Senator Kehoe, the Senate adjourned until 1:15 p.m., Wednesday, May 30, 2018.

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTY-SIXTH DAY—WEDNESDAY, MAY 30, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Senator Kehoe announced photographers from KTVI, Jefferson City News Tribune, KMIZ, KOMU-TV, KY-3, Missourinet, St. Louis Post Dispatch, the Associated Press and KMOX News were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

On behalf of Senator Brown, Senator Kehoe offered Senate Resolution No. 2209, regarding Kaleidoscope Discovery Center, Rolla, which was adopted.

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 2210, regarding the One Hundred Fiftieth Anniversary of the Bolivar Herald-Free Press, which was adopted.

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 2211, regarding Jennifer Otradovec, Bolivar, which was adopted.

On behalf of Senator Sater, Senator Kehoe offered Senate Resolution No. 2212, regarding Tammy Morton, Taneyville, which was adopted.

On behalf of Senator Sater, Senator Kehoe offered Senate Resolution No. 2213, regarding Michael O. Adcock, Cape Fair, which was adopted.

On behalf of Senator Libla, Senator Kehoe offered Senate Resolution No. 2214, regarding L. Joe Scott, Poplar Bluff, which was adopted.

On behalf of Senator Schupp, Senator Kehoe offered Senate Resolution No. 2215, regarding Enrique "Hank" Morales, Saint Louis, which was adopted.

On behalf of Senator Schupp, Senator Kehoe offered Senate Resolution No. 2216, regarding Orville L. Braun, Ballwin, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 2217, regarding James Wesley "Jim" Matthews, Old Monroe, which was adopted.

On behalf of Senator Schatz, Senator Kehoe offered Senate Resolution No. 2218, regarding Gerald Joseph "Gerry" Neuner, Chesterfield, which was adopted.

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 2219, regarding Brett F. Reese, Warsaw, which was adopted.

Senator Walsh offered Senate Resolution No. 2220, regarding Jose Salazar, which was adopted.

Senator Walsh offered Senate Resolution No. 2221, regarding Richard J. "Dick" Augustine, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 5** for **SB 564**; **SS** for **SCS** for **SB 568**; **SB 573**; **HCS** for **SB 581**; **CCS** for **SS No. 2** for **SCS** for **SB 590**; **SS** for **SCS** for **SB 592**; **SS** for **SCS** for **SB 593**; **SB 594**; **HCS** for **SCS** for **SB 598**; **CCS** for **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**; **CCS** for **HCS** for **SS** for **SB 608**; **HCS** for **SCS** for **SB 623**; **SS** for **SCS** for **SBs 627** and **925**; **SCS** for **SB 629**; **SCS** for **SB 644**; **SS** for **SCS** for **SB 652**; **CCS** for **HCS** for **SB 655**; **HCS** for **SB 659**; **CCS** for **HCS** for **SB 660**; **SB 683**; **CCS** for **HCS** for **SB 687**; **SS** for **SB 705**; **CCS** for **HCS** for **SS** for **SCS** for **SB 707**; **SB 708**; **CCS** for **HCS** for **SCS** for **SB 718**; **CCS** for **HCS** for **SB 743**; **SB 768**; **HCS** for **SCS** for **SB 769**; **CCS** for **HCS** for **SB 773**; **CCS** for **HCS** for **SS** for **SCS** for **SB 775**; **HCS** for **SS** for **SCS** for **SB 782**; **HCS** for **SB 793**; **HCS** for **SB 800**; **SS No. 2** for **SCS** for **SB 802**; **CCS** for **HCS** for **SB 806**; **CCS** for **HCS** for **SCS** for **SBs 807** and **577**; **SCS** for **SB 814**; **CCS** for **SB 819**; **CCS** for **HCS** for **SS** for **SCS** for **SB 826**; **SB 840**; **CCS** for **HCS** for **SS** for **SCS** for **SB 843**; **SCS** for **SB 862**; **CCS** for **HCS** for **SS** for **SB 870**; **HCS** for **SB 871**; **CCS** for **HCS** for **SS** for **SB 881**; **SS** for **SB 882**; **CCS** for **SB 884**; **SB 891**; **CCS** for **SCS** for **SB 892**; **HCS** for **SS** for **SCS** for **SBs 894** and **921**; **SS** for **SCS** for **SB 907**; **HCS** for **SCS** for **SB 917**; **CCS** for **HCS** for **SB 951**; **SB 954**; **SCS** for **SRBs 975** and **1024**; **SB 981**; **SS** for **SB 982**; **SCS** for **SB 990**; **SCS** for **SBs 999** and **1000**; **SCS** for **SB 1007**; **SCR 36**; and **SCR 50**, begs leave to report that it has examined the same and finds that the bills and concurrent resolutions have been duly enrolled and that the printed copies furnished the Senators are correct.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS No. 5** for **SB 564**; **SS** for **SCS** for **SB 568**; **SB 573**; **HCS** for **SB 581**; **CCS** for **SS No. 2** for **SCS** for **SB 590**; **SS** for **SCS** for **SB 592**; **SS** for **SCS** for **SB 593**; **SB 594**; **HCS** for **SCS** for **SB 598**; **CCS** for **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**; **CCS** for **HCS** for **SS** for **SB 608**; **HCS** for **SCS** for **SB 623**; **SS** for **SCS** for **SBs 627** and **925**; **SCS** for **SB 629**; **SCS** for **SB 644**; **SS** for **SCS** for **SB 652**; **CCS** for **HCS** for **SB 655**; **HCS** for **SB 659**; **CCS** for **HCS** for **SB 660**; **SB 683**; **CCS** for **HCS** for **SB 687**; **SS** for **SB 705**; **CCS** for **HCS** for **SS** for **SCS** for **SB 707**; **SB 708**; **CCS** for **HCS** for **SCS** for **SB 718**; **CCS** for **HCS** for **SB 743**; **SB 768**; **HCS** for **SCS** for **SB 769**; **CCS** for **HCS** for **SB 773**; **CCS** for **HCS** for **SS** for **SCS** for **SB 775**; **HCS** for **SS** for **SCS** for **SB 782**; **HCS** for **SB 793**; **HCS** for **SB 800**; **SS No. 2** for **SCS** for **SB 802**; **CCS** for **HCS** for **SB 806**; **CCS** for **HCS** for **SCS** for **SBs 807** and **577**; **SCS** for **SB 814**; **CCS** for **SB 819**; **CCS** for **HCS** for **SS** for **SCS** for **SB 826**; **SB 840**; **CCS** for **HCS** for **SS** for **SCS** for **SB 843**; **SCS** for **SB 862**; **CCS** for **HCS** for **SS** for **SB 870**; **HCS** for **SB 871**; **CCS** for **HCS** for **SS** for **SB 881**; **SS** for **SB 882**; **CCS** for

SB 884; **SB 891**; **CCS** for **SCS** for **SB 892**; **HCS** for **SS** for **SCS** for **SBs 894** and **921**; **SS** for **SCS** for **SB 907**; **HCS** for **SCS** for **SB 917**; **CCS** for **HCS** for **SB 951**; **SB 954**; **SCS** for **SRBs 975** and **1024**; **SB 981**; **SS** for **SB 982**; **SCS** for **SB 990**; **SCS** for **SBs 999** and **1000**; and **SCS** for **SB 1007**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

SIGNING OF CONCURRENT RESOLUTIONS

The President Pro Tem announced that all other business would be suspended and **SCR 36** and **SCR 50**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, be signed to the end that they shall have the full force and effect of law. No objections being made, the concurrent resolutions were so read by the Secretary and signed by the President Pro Tem.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SCS** for **HB 1250**; **HB 1252**; **SCS** for **HCS** for **HB 1268**; **SCS** for **HCS** for **HB 1286**; **SS No. 2** for **SCS** for **HCS** for **HBs 1288**, **1377** and **2050**; **CCS** for **SS** for **SCS** for **HB 1291**; **CCS** for **SS** for **SCS** for **HB 1350**; **SS** for **SCS** for **HB 1355**; **SS** for **SCS** for **HCS** for **HB 1364**; **SS** for **SCS** for **HCS** for **HB 1388**; **SS No. 2** for **SCS** for **HB 1413**; **SS** for **HB 1415**; **HB 1428**; **SS** for **SCS** for **HB 1446**; **SS** for **SCS** for **HCS** for **HB 1456**; **SS No. 2** for **HB 1460**; **HCS** for **HB 1461**; **SS** for **SCS** for **HB 1465**; **HB 1469**; **HB 1484**; **HB 1492**; **SS No. 2** for **SCS** for **HCS** for **HB 1500**; **SCS** for **HCS No. 2** for **HB 1503**; **SS** for **HB 1504**; **HB 1516**; **HB 1517**; **SS** for **HB 1531**; **SS** for **SCS** for **HB 1558**; **SS** for **HCS** for **HB 1606**; **SS No. 3** for **SCS** for **HCS** for **HB 1617**; **HB 1625**; **SCS** for **HCS** for **HB 1635**; **HB 1646**; **HB 1665**; **HCS** for **HB 1690**; **SCS** for **HCS** for **HB 1713**; **CCS** for **SS** for **SCS** for **HB 1719**; **SS** for **HCS** for **HBs 1729**, **1621** and **1436**; **SS** for **HB 1744**; **SS** for **SCS** for **HB 1769**; **SS No. 2** for **HCS** for **HB 1796**; **SCS** for **HB 1797**; **HB 1809**; **HB 1831**; **SS** for **SCS** for **HB 1832**; **SS** for **SCS** for **HB 1838**; **CCS** for **SS** for **HB 1858**; **SS** for **HCS** for **HB 1872**; **CCS** for **SS** for **SCS** for **HCS** for **HB 1879**; **SS No. 2** for **SCS** for **HB 1880**; **HB 1887**; **SS** for **HB 1953**; **SS** for **SCS** for **HCS** for **HB 1991**; **HCS** for **HB 2001**; **CCS** for **SCS** for **HCS** for **HB 2002**; **CCS** for **SCS** for **HCS** for **HB 2003**; **CCS** for **SCS** for **HCS** for **HB 2004**; **CCS** for **SCS** for **HCS** for **HB 2005**; **CCS** for **SCS** for **HCS** for **HB 2006**; **CCS** for **SCS** for **HCS** for **HB 2007**; **CCS** for **SCS** for **HCS** for **HB 2008**; **CCS** for **SCS** for **HCS** for **HB 2009**; **CCS** for **SS** for **SCS** for **HCS** for **HB 2010**; **CCS** for **SCS** for **HCS** for **HB 2011**; **CCS** for **SCS** for **HCS** for **HB 2012**; **SCS** for **HCS** for **HB 2013**; **HCS** for **HB 2017**; **HCS** for **HB 2018**; **HCS** for **HB 2019**; **SS** for **SCS** for **HCS** for **HB 2034**; **HB 2101**; **SCS** for **HCS** for **HB 2116**; **SS No. 2** for **HCS** for **HB 2129**; **HCS** for **HB 2171**; **HB 2183**; **SS** for **SCS** for **HCS** for **HBs 2280**, **2120**, **1468** and **1616**; **HB 2330**; **SCS** for **HB 2347**; **SCS** for **HCS** for **HB 2540**; **SS** for **SCS** for **HB 2562**; and **HJR 59** having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills and joint resolution would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills and joint resolution were so read by the Secretary and signed by the President Pro Tem.

SIGNING OF CONCURRENT RESOLUTIONS

The President Pro Tem announced that all other business would be suspended and **HCR 63** and **HCR 70**, having passed both branches of the General Assembly, would be read at length by the Secretary,

and if no objections be made, be signed to the end that they shall have the full force and effect of law. No objections being made, the concurrent resolutions were so read by the Secretary and signed by the President Pro Tem.

BILLS DELIVERED TO THE GOVERNOR

SS No. 5 for **SB 564**; **SS** for **SCS** for **SB 568**; **SB 573**; **HCS** for **SB 581**; **CCS** for **SS No. 2** for **SCS** for **SB 590**; **SS** for **SCS** for **SB 592**; **SS** for **SCS** for **SB 593**; **SB 594**; **HCS** for **SCS** for **SB 598**; **CCS** for **HCS** for **SS** for **SCS** for **SBs 603**, **576** and **898**; **CCS** for **HCS** for **SS** for **SB 608**; **HCS** for **SCS** for **SB 623**; **SS** for **SCS** for **SBs 627** and **925**; **SCS** for **SB 629**; **SCS** for **SB 644**; **SS** for **SCS** for **SB 652**; **CCS** for **HCS** for **SB 655**; **HCS** for **SB 659**; **CCS** for **HCS** for **SB 660**; **SB 683**; **CCS** for **HCS** for **SB 687**; **SS** for **SB 705**; **CCS** for **HCS** for **SS** for **SCS** for **SB 707**; **SB 708**; **CCS** for **HCS** for **SCS** for **SB 718**; **CCS** for **HCS** for **SB 743**; **SB 768**; **HCS** for **SCS** for **SB 769**; **CCS** for **HCS** for **SB 773**; **CCS** for **HCS** for **SS** for **SCS** for **SB 775**; **HCS** for **SS** for **SCS** for **SB 782**; **HCS** for **SB 793**; **HCS** for **SB 800**; **SS No. 2** for **SCS** for **SB 802**; **CCS** for **HCS** for **SB 806**; **CCS** for **HCS** for **SCS** for **SBs 807** and **577**; **SCS** for **SB 814**; **CCS** for **SB 819**; **CCS** for **HCS** for **SS** for **SCS** for **SB 826**; **SB 840**; **CCS** for **HCS** for **SS** for **SCS** for **SB 843**; **SCS** for **SB 862**; **CCS** for **HCS** for **SS** for **SB 870**; **HCS** for **SB 871**; **CCS** for **HCS** for **SS** for **SB 881**; **SS** for **SB 882**; **CCS** for **SB 884**; **SB 891**; **CCS** for **SCS** for **SB 892**; **HCS** for **SS** for **SCS** for **SBs 894** and **921**; **SS** for **SCS** for **SB 907**; **HCS** for **SCS** for **SB 917**; **CCS** for **HCS** for **SB 951**; **SB 954**; **SCS** for **SRBs 975** and **1024**; **SB 981**; **SS** for **SB 982**; **SCS** for **SB 990**; **SCS** for **SBs 999** and **1000**; and **SCS** for **SB 1007**, after having been duly signed by the Speaker of the House of Representatives in open session, were delivered to the Governor by the Secretary of the Senate.

CONCURRENT RESOLUTIONS DELIVERED TO THE GOVERNOR

SCR 36 and **SCR 50**, after having been duly signed by the Speaker of the House of Representatives in open session, were delivered to the Governor by the Secretary of the Senate.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

May 30, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Mrs. Crouse:

Pursuant to Senate Concurrent Resolution 53, I hereby appoint Senators Brian Munzlinger, Denny Hoskins, Sandy Crawford, S. Kiki Curls, and Jacob Hummel, to the Joint Committee on the Review of the Plant Industries Division.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

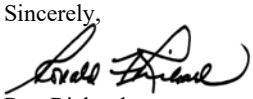

Ron Richard
President Pro Tem

On motion of Senator Kehoe, the Senate adjourned sine die, pursuant to the Constitution.

MICHAEL L. PARSON
Lieutenant Governor

ADRIANE D. CROUSE
Secretary of the Senate

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JOURNAL OF THE SENATE

NINETY-NINTH GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

FIRST SPECIAL SESSION

OF THE

SECOND REGULAR SESSION

FIRST DAY—FRIDAY, MAY 18, 2018

The Senate was called to order in Special Session by Lieutenant Governor Michael L. Parson.

Reverend Carl Gauck offered the following prayer:

"Those who are wise understand these things; those who are discerning know them." (Hosea 14:9)

Almighty and righteous God: We hear Your prophet's call for more than an educated thinking as we go through a process for the first time in Missouri's history but it is a call for which we gather. And at such a time You do require wisdom and discernment of us which is rarer than education. For what good is our knowledge if we do not know what to do with it, yet it is wisdom that brings insight and a moral clarity to understand what is truly required of us. As we seek to walk upright in this special session help us to make it Your way O God and may You, who is truly omniscient, grant to us such a needful wisdom. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

The following Proclamation was delivered to the Secretary of State on May 9, 2018:

JOINT PROCLAMATION

WHEREAS, on May 3, 2018, pursuant to Section 20(b), Article III of the Constitution of Missouri, the General Assembly submitted a petition to the Secretary of State signed by three-fourths of the members of the Senate and three-fourths of the members of the House of Representatives to convene a special session; and

WHEREAS, pursuant to Section 20(b), Article III of the Constitution of Missouri, upon such submission, the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall by joint proclamation convene the General Assembly in special session:

NOW THEREFORE, on the special occasion that exists in the State of Missouri:

WE, RON RICHARD, PRESIDENT PRO TEMPORE OF THE SENATE, AND TODD RICHARDSON, SPEAKER OF THE HOUSE OF REPRESENTATIVES, pursuant to the authority vested in us by Section 20(b), Article III of the Constitution of the State of Missouri, do, by this Joint Proclamation, convene the Ninety-Ninth General Assembly of the State of Missouri in the First Special Session of the Second Regular Session; and

WE HEREBY call upon the Senators and Representatives of said General Assembly to meet in their respective chambers in the State Capitol in the City of Jefferson at 6:30 p.m. on Friday, May 18, 2018; and

WE HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To consider the findings and recommendations of the House of Representatives Special Investigative Committee on Oversight including, but not limited to, all available disciplinary actions against Eric R. Greitens, Governor of the State of Missouri.

2. Such additional and other matters as may be jointly recommended by the President Pro Tempore of the Senate and the Speaker of the House of Representatives by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri Senate, in the City of Jefferson, on this 18th day of May, 2018.

Ron Richard
President Pro Tempore
Senate

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri House of Representatives, in the City of Jefferson, on this 18th day of May, 2018.

Todd Richardson
Speaker
House of Representatives

ATTEST:

John R. Ashcroft
Secretary of State

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

Absent—Senators—None

Absent with leave—Senators

Cierpiot	Schatz—2

Vacancies—1

The Lieutenant Governor was present.

Senator Kehoe announced that photographers from KRCG, Jefferson City News Tribune, St. Louis Post Dispatch, KMIZ and the Missourian were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Kehoe offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Special Session of the Second Regular Session and is ready for consideration of its business.

Senator Kehoe offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED, by the Senate of the Ninety-ninth General Assembly of the State of Missouri, First Special Session of the Second Regular Session, that the rules adopted by the Ninety-ninth General Assembly, Second Regular Session, as amended, insofar as they are applicable, be adopted as the temporary rules for the control of the deliberations of the Senate of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session, until permanent rules are adopted.

On motion of Senator Kehoe, the Senate recessed until 7:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Special Session of the Second Regular Session on Friday, May 18, 2018, and is convened in full session and ready for consideration of its business.

INTRODUCTIONS OF GUESTS

Senator Kehoe introduced to the Senate, his wife, Claudia, Jefferson City.

Senator Libla introduced to the Senate, his wife, Elaine, Poplar Bluff.

Senator Richard introduced to the Senate, his wife, Patty, Joplin.

Senator Hoskins introduced to the Senate, his wife, Michelle, Warrensburg.

The President introduced to the Senate, his wife, Teresa, Bolivar.

Senator Kehoe introduced to the Senate, his daughter, Maggie, Jefferson City; and Leo Lutz, Washington, D.C.

On motion of Senator Kehoe, the Senate adjourned until 10:00 a.m., Friday, May 25, 2018.

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Journal of the Senate

SECOND REGULAR SESSION
FIRST SPECIAL SESSION

SECOND DAY—FRIDAY, MAY 25, 2018

The Senate met pursuant to adjournment.

Senator Kehoe in the Chair.

On motion of Senator Kehoe, the Senate adjourned until 1:00 p.m., Wednesday, May 30, 2018.

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Journal of the Senate

SECOND REGULAR SESSION
FIRST SPECIAL SESSION

THIRD DAY—WEDNESDAY, MAY 30, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Senator Kehoe announced photographers from KTVI, Jefferson City News Tribune and KMIZ were given permission to take pictures in the Senate Chamber.

On motion of Senator Kehoe, the Senate adjourned until 3:00 p.m., Thursday, June 7, 2018.

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Journal of the Senate

SECOND REGULAR SESSION

FIRST SPECIAL SESSION

FOURTH DAY—THURSDAY, JUNE 7, 2018

The Senate met pursuant to adjournment.

Senator Kehoe in the Chair.

RESOLUTIONS

On behalf of Senator Koenig, Senator Kehoe offered Senate Resolution No. 3, regarding John Levi Mohr, Kirkwood, which was adopted.

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 4, regarding the One Hundred Fifty Years of operation of the Sedalia Democrat, which was adopted.

On behalf of Senator Sifton, Senator Kehoe offered Senate Resolution No. 5, regarding James Leonard "Zott" Zottarella, Affton, which was adopted.

On behalf of Senator Chappelle-Nadal, Senator Kehoe offered Senate Resolution No. 6, regarding Albert Lewis "Al" Drury, Bridgeton, which was adopted.

On behalf of Senator Chappelle-Nadal, Senator Kehoe offered Senate Resolution No. 7, regarding Robert Paul "Bob" Partell, Bridgeton, which was adopted.

On behalf of Senator Schupp, Senator Kehoe offered Senate Resolution No. 8, regarding Dale B. "Woody" Woodard, Saint Ann, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 9, regarding Candis "Miss Diddy" Brown, Los Angeles, California, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 10, regarding LaPortcia Bolden, Saint Louis, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 11, regarding Donald Harry "Don" Hallemeier, Saint Charles, which was adopted.

On behalf of Senator Eigel, Senator Kehoe offered Senate Resolution No. 12, regarding Melvin Vincent "Mel" DuBois, Saint Charles, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 13, regarding the Sixtieth Wedding Anniversary of Clyde and Eunice, Lawrence, Fulton, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 14, regarding the Madison West Monroe Fire Protection District, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 15, regarding the Sixtieth Wedding Anniversary of Jim and Janice Schnitzler, Monroe City, which was adopted.

Senator Kehoe offered Senate Resolution No. 16, regarding the Fiftieth Anniversary of Scholastic, Inc., Jefferson City, which was adopted.

On behalf of Senator Onder, Senator Kehoe offered Senate Resolution No. 17, regarding Darrell Woodard, Saint Charles, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 18, regarding the Sixtieth Wedding Anniversary of Robert "Bob" and Gwen Wilgus, Hannibal, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 19, regarding Linda Finn, Truxton, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 20, regarding the 2017-2018 New Bloomfield Boys 1600-Meter Relay Team, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 21, regarding Jasean White, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 22, regarding Josh Hodde, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 23, regarding the 2017-2018 Class 1 State Champion Van-Far High School Boys Track and Field Indians, Vandalia, which was adopted.

On behalf of Senator Crawford, Senator Kehoe offered Senate Resolution No. 24, regarding the Fiftieth Wedding Anniversary of Timothy T. and Linda C. Bartkoski, El Dorado Springs, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 25, regarding the Sixtieth Wedding Anniversary of William Gerald and Lovina Ruth Raleigh, Ewing, which was adopted.

On behalf of Senator Riddle, Senator Kehoe offered Senate Resolution No. 26, regarding the Fiftieth Wedding Anniversary of Don and Phyllis Lawrence, Montgomery City, which was adopted.

On behalf of Senator Munzlinger, Senator Kehoe offered Senate Resolution No. 27, regarding the Two Hundredth Anniversary of Louisiana, Missouri, which was adopted.

On behalf of Senator Hummel, Senator Kehoe offered Senate Resolution No. 28, regarding Eagle Scout Jake Thomas Loy Kazban, St. Louis, which was adopted.

On behalf of Senator Libla, Senator Kehoe offered Senate Resolution No. 29, regarding the Fiftieth Anniversary of United Gospel Rescue Mission, Poplar Bluff, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 30, regarding the Seventieth Wedding Anniversary of Don and Margie Bonner, Overland Park, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 31, regarding the Fiftieth Wedding Anniversary of Jesse and Theresa Ousley, Holt, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 32, regarding the Fiftieth Wedding Anniversary of Jerry and Darlene Davidson, Saint Joseph, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 33, regarding the Fiftieth Wedding Anniversary of Alan and Judy Bradfield, Saint Joseph, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 34, regarding the Sixtieth Wedding Anniversary of Johnny and Norma Dixon, Unionville, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 35, regarding the Sixtieth Wedding Anniversary of Edward and Joan Farquhar, Maryville, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 36, regarding the death of Joyce Ann Eaton, Saint Louis, which was adopted.

Senator Kehoe offered Senate Resolution No. 37, regarding Marilyn A. Curtit, Jefferson City, which was adopted.

On behalf of Senator Sater, Senator Kehoe offered Senate Resolution No. 38, regarding the One Hundredth Anniversary of Baptist Hill, Mount Vernon, which was adopted.

On behalf of Senator Richard, Senator Kehoe offered Senate Resolution No. 39, regarding the Ed and Kathy Jo Koca Theatre, Greenfield, which was adopted.

On behalf of Senator Nasheed, Senator Kehoe offered Senate Resolution No. 40, regarding Saint Louis Surge women's professional basketball team, which was adopted.

On behalf of Senator Hegeman, Senator Kehoe offered Senate Resolution No. 41, regarding the One Hundredth Birthday of Vernadene Steinman, King City, which was adopted.

Senator Kehoe offered Senate Resolution No. 42, regarding Susan Eiken, Jefferson City, which was adopted.

On behalf of Senator Brown, Senator Kehoe offered Senate Resolution No. 43, regarding the Fiftieth Wedding Anniversary of Terry and Ivana Harris, Rolla, which was adopted.

On behalf of Senator Cierpiot, Senator Kehoe offered Senate Resolution No. 44, regarding Andrew Mitchell, Lee's Summit, which was adopted.

On behalf of Senator Cierpiot, Senator Kehoe offered Senate Resolution No. 45, regarding Camden Smith, Oak Grove, which was adopted.

On behalf of Senator Cierpiot, Senator Kehoe offered Senate Resolution No. 46, regarding Akilah Wright, Lee's Summit, which was adopted.

On behalf of Senator Cierpiot, Senator Kehoe offered Senate Resolution No. 47, regarding Alexandra Widick, Lee's Summit, which was adopted.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, June 11, 2018.

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Journal of the Senate

SECOND REGULAR SESSION
FIRST SPECIAL SESSION

FIFTH DAY—MONDAY, JUNE 11, 2018

The Senate was called to order in Special Session by President Pro Tem Richard.

Reverend Carl Gauck offered the following prayer:

"God gives Grace unto the humble." (James 4:6)

Lord God, we know that You give to the humble the gift of understanding hearts, kindness, patience and the will to be meek. We know that with Your help we will make the right choices and decisions in our discernment on how our future will be attuned to what You will have us do. So be present with us this day and may we follow the path that You have laid out for us to follow. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Friday, May 18, 2018, Friday, May 25, 2018, Wednesday, May 30, 2018 and Thursday, June 7, 2018 were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

Absent—Senators—None

Absent with leave—Senators

Holsman	Hoskins	Schupp—3

Vacancies—1

RESOLUTIONS

Senator Munzlinger offered Senate Resolution No. 48, regarding the Sixtieth Wedding Anniversary of

Roger and Margaret Starmer, Shelbina, which was adopted.

Senator Libla offered Senate Resolution No. 49, regarding the 2018 Class 3 State Champion Malden High School baseball program, which was adopted.

Senator Kehoe offered Senate Resolution No. 50, regarding United States Army Lieutenant Colonel Daniel P. Ellinger, which was adopted.

Senator Munzlinger offered Senate Resolution No. 51, regarding the Fiftieth Wedding Anniversary of Richard And Suellen Robertson, LaGrange, which was adopted.

Senator Emery offered Senate Resolution No. 52, regarding Samuel Fish, Peculiar, which was adopted.

Senator Emery offered Senate Resolution No. 53, regarding the Ninetieth Birthday of Toby Dean Wiseman, Freeman, which was adopted.

Senator Sifton offered Senate Resolution No. 54, regarding Stephanie True, Affton, which was adopted.

Senator Sifton offered Senate Resolution No. 55, regarding Dr. Steve Brotherton, Affton, which was adopted.

Senator Sater offered Senate Resolution No. 56, regarding the Twenty-fifth Anniversary of the Lawrence County Historical Society Museum, which was adopted.

Senator Wieland offered Senate Resolution No. 57, regarding Dr. Shirley Davenport, Festus, which was adopted.

Senator Wieland offered Senate Resolution No. 58, regarding Richard Hardin, Crystal City, which was adopted.

Senator Kehoe offered Senate Resolution No. 59, regarding the Ninetieth Birthday of Arthur W. Enke, Owensville, which was adopted.

Senator Kehoe offered Senate Resolution No. 60, regarding Eagle Scout Grant Alexander Mustoe, Jefferson City, which was adopted.

Senator Dixon offered Senate Resolution No. 61, regarding Kari Wilson, which was adopted.

Senator Riddle offered Senate Resolution No. 62, regarding 2017-2018 Van-Far High School Boys Track and Field 4x200 Relay Team, which was adopted.

Senator Riddle offered Senate Resolution No. 63, regarding the Class 2 State Champion 2017-2018 Mexico High School Boys Wrestling Bulldogs, which was adopted.

Senator Riddle offered Senate Resolution No. 64, regarding Kelen Ekern, which was adopted.

Senator Riddle offered Senate Resolution No. 65, regarding Terrese Aaron, which was adopted.

Senator Riddle offered Senate Resolution No. 66, regarding Dillon Nichols, which was adopted.

Senator Hummel offered Senate Resolution No. 67, regarding Carl J. Schaeffer, Saint Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 68, regarding Norman W. "Norm" Lake, Saint Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 69, regarding Clifford G. "Cliff" Terry, Saint Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 70, regarding Robert Charles "Bob" Hubeli, Saint Louis, which was adopted.

Senator Hummel offered Senate Resolution No. 71, regarding William Charles "Bill" Loftus, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 72, regarding Gerard M. Kohler, Hazelwood, which was adopted.

Senator Wasson offered Senate Resolution No. 73, regarding Judge Larry Luna, Highlandville, which was adopted.

Senator Riddle offered Senate Resolution No. 74, regarding Claude F. Cox, Troy, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 4:35 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 1**.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 5:00 p.m., Monday, June 11, 2018, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that His Excellency be informed that the House of Representatives and Senate of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session, are ready to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of the resolution.

CONCURRENT RESOLUTIONS

Senator Kehoe moved that **HCR 1** be taken up for adoption, which motion prevailed.

On motion of Senator Kehoe, **HCR 1** was adopted by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators

Holsman Hoskins Schupp—3

Vacancies—1

On motion of Senator Kehoe, the Senate repaired to the House of Representatives to receive the Address from His Excellency, Governor Michael L. Parson.

JOINT SESSION

The Joint Session was called to order by President Pro Tem Richard.

The Color Guard from the Missouri State Highway Patrol, Troop F, presented the colors.

The Pledge of Allegiance to the Flag was recited.

On roll call the following Senators were present:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators

Holsman Hoskins Schupp—3

Vacancies—1

On roll call the following Representatives were present:

AYES: 134

Adams	Anders	Anderson	Andrews	Arthur	Austin	Bangert
Baringer	Barnes 28	Barnes 60	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender	Lichtenegger	Lynch
Marshall	Matthiesen	May	McCann Beatty	McCreery	McDaniel	McGaugh

McGee	Meredith 71	Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pike	Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Smith 85	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	Wiemann	Wilson	Wood
Mr. Speaker						

NOES: 0

ABSENT: 26

Bahr	Beard	Brattin	Brown 57	Burnett	Conway 10	Curtman
Evans	Gray	Gregory	Hill	Johnson	Lauer	LoveMathews
Mosley	Newman	Peters	Phillips	Pietzman	Pogue	Roeber
Rowland 29	Spencer	Walker 74	White			

VACANCIES: 3

ADDRESS BY GOVERNOR MICHAEL L. PARSON

Thank you, Speaker Richardson, President Pro Tem Richard, and members of the Missouri House and Senate.

First, let me start by introducing my wife Teresa to you. I'm so proud to recognize her as the First Lady of the State of Missouri. She is a blessing to all of us.

I stand before you at a difficult time for our state.

During this time, we have witnessed politics at its worst and at its best. We have been divided, and we have been united. Missouri has risen to the occasion, as we always do.

Today is a time for a fresh start for our state and to recommit ourselves – each and every one of us, including you in the galleries – we must work together for a better Missouri!

We faced difficult truths; we made tough decisions; we persevered because our institutions are strong, and the people of Missouri are stronger.

Over the last 200 years, more than 7,000 Missourians have been elected to a state legislative or constitutional office.

These were honorable men and women—people just like you and me—who temporarily put aside their personal obligations, travelled to the seat of government, and took an oath to do the people's businesses.

And like so many of you, most were not looking to build a career. They were not here for fame or glory or notoriety. They placed their names on the ballot, staked out positions on issues, endured the inevitable attacks that come with campaigning, and walked into this building because they were called to be a public servant.

We stand here today in a long legacy of citizen patriots from across the state of Missouri who have answered the call of duty – and we salute their service!

One hundred years ago, the governor's mansion and the seats in this chamber were occupied by people whose names most of us don't remember.

And one hundred years from now, long after each of us has departed from this earth, these seats will continue to exist, held by men and women whose grandparents have not even been born.

Make no mistake: the offices we now hold are far bigger than any one of us.

Future Missourians may look back at the journals of the House or the Senate from this legislative session, and they will see our names. They will know our party affiliations. They will see the votes we cast. But none of these things will define who we are.

The responsibility of our jobs was given to us by our forefathers by passing down the Declaration of Independence, the Constitution, and the Bill of Rights.

Our job – the job of each and every one of us – is to continue that tradition, which is the framework to be able to live the American Dream and ensure it exists for the next generation. And our job is also to honor the memory of those who have come before, and to applaud those yet to come who will leave their permanent mark on our great state of Missouri.

What we must ask ourselves: Have we been respectful to our constituents, to our colleagues, and to our state? Have we acted morally and ethically? Have we honored the people of our great state who sent us here? How we answer these questions will define who we are.

For many of you, this will be the first and last office you ever hold—but what you do during your brief time matters. It matters to the student and the teacher. It matters to the truck driver and the small business owner. It matters to the police officer and the prisoner. It matters to the worker and the employer. It matters to the nurse and the farmer. But it's not just the votes you cast or the bills that are signed; it's how we respect the institution that has temporarily been entrusted to our care.

We are expected to debate passionately for what we believe - but we must be careful not to erode the public's trust in our system of government for short-term personal gain.

The government our forefathers established make us unique in the world and sets America apart as a shining city on the hill!

We should expect criticism and understand that some of it is unfair—but we must always take responsibility for our own actions.

Most of all, we must always remember that we serve the people and the state of Missouri—not the other way around.

Sadly, much of the political turmoil that has engulfed our state is a result of these truths being forgotten.

When the public's trust is violated, we are obligated to act.

Over the past few months, I have been impressed by the care, prudence, and professionalism you have shown as you have sought the truth.

I am in awe, once again, of the fortitude of our state's institutions.

But our institutions are only as strong as the people who serve them—and the great State of Missouri is better because of your service.

Today, in this chamber, we have the opportunity for a fresh start. To elevate the tone of our political discourse. To recommit ourselves to the values that made our system of government the envy of the world.

This does not mean disregarding our beliefs or moderating our positions. It means debating with respect. It means conducting ourselves with integrity. It means unifying around the idea that—no matter which party we belong to—each of us is here for the same reason: to make Missouri… a better place.

Too many people have come to believe that dysfunction and inaction are the normal conditions of government.

But over the past few months, you—the members of the Missouri General Assembly—have proven that effective leadership is possible. Among you, there are profound disagreements, yet throughout the legislative session, you respected each other, you respected the process, and you respected the people of this state. And in the midst of political strife, you debated and argued passionately for issues you cared about.

Not long ago you completed one of the most historic legislative sessions in recent memory. Not enough has been said about it. Your many legislative achievements include significant tax reform for Missourians, record education funding for our students, government union reform, a responsible, balanced budget, and many other reforms that made government smaller, more efficient, and more effective for Missourians.

This is how government should work, and this is the people's government and we—all of us in this room—can ensure that it continues to work in the years ahead.

As we move forward, together, I pledge that I will spend every day working to make our state stronger and more prosperous. I promise that the welfare of the people will be my guiding principle and sole consideration. And I will never forget – never forget – that public service is—first and foremost—is about serving Missourians.

I hope that each of you will join me.

During this time, I am reminded by a passage in Philippians 2:3-4, "Do nothing from selfish ambition or conceit, but in humility… count others more significant than yourselves. Let each of you look not only to his own interest, but also to the interests of others."

With your prayers—and the prayers of millions of Missourians—for me and my family, for all of our political leaders, and for our state, I am confident that our wounds will heal and the bonds that bind us together as Missourians will strengthen. And now more than ever, I am optimistic that we will move forward, as President Abraham Lincoln urged in the closing days of the Civil War, "with malice toward none, with charity for all, with firmness in the right, as God gives us to see the right, let us strive on… to finish the work we are in… to bind up the nation's wounds."

May God bless you…and may God bless the great state of Missouri!

On motion of Senator Kehoe, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by President Pro Tem Richard.

INTRODUCTION OF GUESTS

Senator Koenig introduced to the Senate, Congresswoman Ann Wagner, Ballwin.

Senator Emery introduced to the Senate, Gratziana and Craig Jones, Brighton.

Senator Sater introduced to the Senate, David Cole, Cassville.

Senator Eigel introduced to the Senate, his son, Kevin, Weldon Springs.

Senator Kehoe introduced to the Senate, Briese Carter, St. Louis.

On motion of Senator Kehoe, the Senate of the First Special Session of the Second Regular Session of the 99th General Assembly adjourned sine die, pursuant to the Constitution.

RONALD F. RICHARD
President Pro Tem

ADRIANE D. CROUSE
Secretary of the Senate

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JOURNAL OF THE SENATE

NINETY-NINTH GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

FIRST EXTRA SESSION

OF THE

SECOND REGULAR SESSION

FIRST DAY—MONDAY, SEPTEMBER 10, 2018

The Senate was called to order in Extra Session by Lieutenant Governor Mike Kehoe.

Reverend Carl Gauck offered the following prayer:

Examine me, Lord, and prove me; test my heart and mind, for your loving kindness is before my eyes, and I walk in faithfulness to you." (Psalm 26:2-3)

God of love and power we are here ready and eager to experience Your power at work in this body. You offer changes that touch our lives and give us hope in the mystery of Your presence. So guide our thoughts and efforts this week as we see to do as You direct us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Onder announced photographers from KRCG-TV and Post Dispatch were given permission to take pictures in the Senate Chamber.

COMMUNICATIONS FROM THE GOVERNOR

The President laid before the Senate the following proclamation from the Governor, reading of which was waived:

PROCLAMATION

WHEREAS, it has become increasingly important for students to be equipped with the knowledge and skills to solve tough problems, gather and evaluate evidence, and make sense of complex information, which can be learned by studying science, technology, engineering, and math, collectively known as STEM; and

WHEREAS, not enough students are pursuing careers in STEM fields and not enough teachers are equipped to educate students in those subjects; and

WHEREAS, computer science is quickly becoming a vital subject area, as most careers require some level of computer science knowledge; and

WHEREAS, allowing a computer science course to fulfill an academic credit requirement for graduation would allow more students to learn valuable technology skills and better equip them for postsecondary education or the workforce; and

WHEREAS, treatment courts, as an alternative for the judicial system to resolve cases that stem from substance use disorders, are a proven, cost-effective method for reducing recidivism of criminal offenders; and

WHEREAS, treatment courts ensure that participants get the treatment services they need, while requiring them to meet certain goals such as gaining employment or getting an education; and

WHEREAS, Article IV, Section 9 of the Missouri Constitution authorizes the Governor on extraordinary occasions to convene the General Assembly by proclamation, wherein he shall state specifically each matter on which action is deemed necessary; and

WHEREAS, the need for the establishment of the "STEM Career Awareness Program", students to be able to fulfill one unit of academic credit with a computer science course, and treatment court reform are extraordinary occasions envisioned by Article IV, Section 9 of the Missouri Constitution.

NOW THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, by this Proclamation, convene the Ninety-Ninth General Assembly of the State of Missouri in the First Extra Session of the Second Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in the State Capitol in the City of Jefferson at the hour of 12:00 p.m. on Monday, September 10, 2018; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact legislation requiring the Department of Elementary and Secondary Education to establish a statewide program to be known as the "STEM Career Awareness Program" to increase STEM career awareness among students in grades six through eight through the use of an online-based STEM curriculum and to develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course meeting standards adopted by the State Board of Education for any mathematics, science, or practical arts unit required for high school graduation.
2. To enact legislation implementing comprehensive reforms to existing drug court programs, including authorizing the establishment of treatment court divisions in any judicial circuit in the state to provide an alternative for the judicial system to dispose of cases that stem from, or are otherwise impacted by, substance use disorders. Treatment courts shall include, but not be limited to, adult treatment courts, DWI courts, family treatment courts, juvenile treatment courts, and veterans treatment courts. Such legislation shall also include reforms to the current Drug Courts Coordinating Commission, renaming it the "Treatment Courts Coordinating Commission" and requiring it to establish standards and practices for treatment courts throughout the state.
3. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate.
4. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 4th day of September 2018.

Michael L. Parson

Governor

ATTEST:

Jay Ashcroft

Secretary of State

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Koenig	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Sifton	Wallingford	Walsh	Wasson	Wieland—27	

Absent—Senators

Chappelle-Nadal	Holsman	Hummel	Schatz—4

Absent with leave—Senator Schupp—1

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Onder offered the following resolution, which was adopted.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Extra Session of the Second Regular Session and is ready for consideration of its business.

Senator Onder offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly of the State of Missouri, Second Regular Session, First Extra Session, that the rules adopted by the Ninety-ninth General Assembly, Second Regular Session, as amended, insofar as they are applicable, be adopted as the temporary rules for the control of deliberations of the First Extra Session of the Senate of the Ninety-ninth General Assembly, Second Regular Session, until permanent rules are adopted.

Senator Riddle offered Senate Resolution No. 3, regarding Janet Sue Buschman, Holts Summit, which was adopted.

Senator Riddle offered Senate Resolution No. 4, regarding Lisa Mary Fowler, Jefferson City, which was adopted.

Senator Riddle offered Senate Resolution No. 5, regarding Kelan Kinion, Middletown, which was adopted.

Senator Wieland offered Senate Resolution No. 6, regarding Jefferson County Fire Fighters Association, which was adopted.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1–By Libla, Rizzo, Romine and Schaaf.

An Act to amend chapters 161 and170, RSMo, by adding thereto two new sections relating to computer science education.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July

23, 2018, while the Senate was not in session.

Stephen L. Abney, Republican, 623 Oakmont Drive, Warrensburg, Johnson County, Missouri 64093, as a member of the University of Central Missouri Board of Governors, for a term ending January 1, 2024, and until his successor is duly appointed and qualified; vice, Weldon R. Brady, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Karen J. Anderson, 4100 East Liberty Lane, Hartsburg, Boone County, Missouri 65039, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2020, and until her successor is duly appointed and qualified; vice, Karen J. Anderson, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Steven K. Archer, 6212 Northwest 78 Street, Kansas City, Platte County, Missouri 64151, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until his successor is duly appointed and qualified; vice, Derek E. Williams, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

Kimberly R. Bailey, Republican, 105 Libby Lane, Raymore, Cass County, Missouri 64083, as a member of the State Board of Education, for a term ending July 1, 2025, and until her successor is duly appointed and qualified; vice, John D. Russell, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Nanci Bobrow, 50 Kingsbury Place, St. Louis City, Missouri 63112, as a member of the Children's Trust Fund Board, for a term ending September 15, 2019, and until her successor is duly appointed and qualified; vice, Nanci Bobrow, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 29, 2018, while the Senate was not in session.

Gary L. Carver, 4411 Sterling Avenue, Kansas City, Jackson County, Missouri 64133, as a member of the Missouri State Board of Chiropractic Examiners, for a term ending March 4, 2020, and until his successor is duly appointed and qualified; vice, Gary L. Carver, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

Donald M. Claycomb, Independent, 85 Wildflower Lane, Linn, Osage County, Missouri 65051, as a member of the State Board of Education, for a term ending July 1, 2021, and until his successor is duly appointed and qualified; vice, Marvin R. Jungmeyer, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 22, 2018, while the Senate was not in session.

Robert W. Cornejo, Republican, 101 Berry Manor Circle, Saint Peters, Saint Charles County, Missouri 63376, as a member of the Labor and Industrial Relations Commission, for a term ending June 27, 2024, and until his successor is duly appointed and qualified;

vice, John J. Larsen Jr., term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 7, 2018, while the Senate was not in Session.

Thomas Mark Elliott, Republican, 12481 County Road 240, Oronogo, Jasper County, Missouri 64855, as a member of the Missouri Southern State Univerisity Board of Governors, for a term ending August 30, 2024, and until his successor is duly appointed and qualified; vice, Glenn M. McCumber, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 27, 2018, while the Senate was not in session.

Lisa A. Elmore, 9551 North Farm Road 203, Fair Grove, Greene County, Missouri 65648, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists, for a term ending January 11, 2022, and until her successor is duly appointed and qualified; vice, Theresa J. Parker, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Sherry Lynn Farrell, 1655 Farrell Drive, Osage Beach, Camden County, Missouri 65065, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2021, and until her successor is duly appointed and qualified; vice, Charles W. Davis, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Jennifer N. Foster, 6197 Fulks Road, Bates City, Lafayette County, Missouri 64011, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Katie L. Brown, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Cindy Fox, 2580 Bates Road, O'Fallon, Saint Charles County, Missouri 63368, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2020, and until her successor is duly appointed and qualified; vice, Rosemary Vitale, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Thomas J. Frawley, 51 Waterman Place, Saint Louis, Saint Louis City, Missouri 63112, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until his successor is duly appointed and qualified; vice, Thomas J. Frawley, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Paul N. Granberry, 1139 Bliss Drive, Saint Louis, Saint Louis County, Missouri 63137, as the student representative of the Missouri Western State University Board of Governors, for a term ending December 31, 2019, and until his successor is duly

appointed and qualified; vice, Joseph Kellogg, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

Gwendolyn Grant, Democrat, 9909 East 90th Terrace, Kansas City, Jackson County, Missouri 64138, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2022, and until her successor is duly appointed and qualified; vice, Jeanne M. Lillig-Patterson, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 12, 2018, while the Senate was not in session.

Carol M. Hallquist, Democrat, 17 Janssen Place, Kansas City, Jackson County, Missouri 64109, as a member of the State Board of Education, for a term ending July 1, 2022, and until her successor is duly appointed and qualified; vice, Eric Teeman, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 12, 2018, while the Senate was not in session.

Peter Herschend, Republican, 538 Oak Bluff Road, Branson, Taney County, Missouri 65616, as a member of the State Board of Education, for a term ending July 1, 2023, and until his successor is duly appointed and qualified; vice, Jennifer W. Edwards, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Linda Hosman, 18504 East 24th Street South, Independence, Jackson County, Missouri 64057, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2020, and until her successor is duly appointed and qualified; vice, Linda Hosman, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Emily C. Hymer, 10330 State Line Avenue, Asbury, Jasper County, Missouri 64832, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Emily C. Hymer, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018 and effective September 1, 2018, while the Senate was not in session.

Sandra K. Karsten, 4911 Wardsville Road, Jefferson City, Cole County, Missouri 65101, as Director of the Department of Public Safety, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Jon M. Kempker, 2139 Deer Trail, Jefferson City, Cole County, Missouri 65101, as a member of the Child Abuse and Neglect

Review Board, for a term ending April 7, 2021, and until his successor is duly appointed and qualified; vice, Derek Conard, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Jamie S. Kondis, 250 South Brentwood Boulevard, Unit 1-A, Clayton, Saint Louis County, Missouri 63105, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Jamie S. Kondis, reppointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Mary A. Long, Democrat, 6500 East 108th Street, Kansas City, Jackson County, Missouri 64134, as a member of the University of Central Missouri Board of Governors, for a term ending January 1, 2023, and until her successor is duly appointed and qualified; vice, Mary A. Long, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Dana Lopez, 1004 East Skyline Avenue, Ozark, Christian County, Missouri 65721, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Dana Lopez, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Crissy L. Mayberry, 13026 State Highway 72, Millersville, Cape Girardeau County, Missouri 63766, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Dean Aye, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 14, 2018, while the Senate was not in session.

Alyssa M. Mayer, Republican, 2940 Baltimore Avenue, Apartment 1306, Kansas City, Jackson County, Missouri 64108, as a member of the Kansas City Board of Election Commissioners, for a term ending January 10, 2021, and until her successor is duly appointed and qualified; vice, Melodie A. Powell, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Melanie McDole, 320 West Southside Boulevard, Independence, Jackson County, Missouri 64055, as a member of the Missouri State Foster Care and Adoption Board, for a term ending May 31, 2022, and until her successor is duly appointed and qualified; vice, Jennifer N. Foster, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Tiffany M. Middlemas, 1705 Kings Road, Kirksville, Adair County, Missouri 63501, as the student representative of the Truman

State University Board of Governors, for a term ending January 1, 2020, and until her successor is duly appointed and qualified; vice, Carter Brooks Templeton, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

John M. Miles, Democrat, 1801 East 60th Terrace, Kansas City, Jackson County, Missouri 64130, as a member of the Jackson County Sports Complex Authority, for a term ending July 15, 2023, and until his successor is duly appointed and qualified; vice, John M. Miles, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

John F. Moore, Independent, 1211 Kingsland Circle, Raymore, Cass County, Missouri 64083, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2023, and until his successor is duly appointed and qualified; vice, Matthew D. Kitzi, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Chassity S. Nevels, 38866 West Saint Cloud Circle, Richmond, Ray County, Missouri 64085, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Lana M. Martin, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

Gary Nodler, Republican, 308 Morgan Court, Joplin, Jasper County, Missouri 64801, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2024, and until his successor is duly appointed and qualified; vice, Bobby G. Robertson Jr., withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Amy Robins, 198 Fox Creek Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Nanci A. Bobrow, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Janet Rogers, 601 Center Street, Lathrop, Clinton County, Missouri 64465, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Rhonda K. Haight, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

J. Allen Rowland, Republican, 18880 State Highway D, Dexter, Stoddard County, Missouri 63841, as a member of the Clean Water Commission of the State of Missouri, for a term ending April 12, 2022, and until his successor is duly appointed and qualified; vice, John C. Kleiboeker, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 29, 2018, while the Senate was not in session.

Colleen Scott, Republican, 2124 Northeast Patterson Drive, Lee's Summit, Jackson County, Missouri 64086, as a member of the Jackson County Board of Election Commissioners, for a term ending April 4, 2022, and until her successor is duly appointed and qualified; vice, Colleen Scott, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 29, 2018, while the Senate was not in session.

Vernon E. Scoville III, Democrat, 2150 Southwest Park Avenue, Blue Springs, Jackson County, Missouri 64015, as a member of the Jackson County Board of Election Commissioners, for a term ending April 4, 2022, and until his successor is duly appointed and qualified; vice, Sara Zorich, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Casey J. Short, 91 Route O, Greenfield, Dade County, Missouri 65661, as the student representative of the University of Central Missouri Board of Governors, for a term ending December 31, 2019, and until her successor is duly appointed and qualified; vice, Matthew R. Martinez, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 30, 2018, while the Senate was not in session.

Patricia N. Thomas, Republican, 3444 Hobbs Lane, Jefferson City, Cole County, Missouri 65109, as a member of the Clean Water Commission of the State of Missouri, for a term ending April 12, 2022, and until her successor is duly appointed and qualified; vice, Patricia N. Thomas, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 29, 2018, while the Senate was not in session.

Michael D. Thomson, Republican, 311 Lynn Lane, Maryville, Nodaway County, Missouri 64468, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2022, and until his successor is duly appointed and qualified; vice, Michael D. Thomson, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Monica Walker, 10150 Southwest Watson Road, Stewartsville, DeKalb County, Missouri 64490, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2020, and until her successor is duly appointed and qualified; vice, Anne M. Bethune, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 13, 2018, while the Senate was not in session.

Donna Washburn, 1059 East Nottingham Lane, Springfield, Greene County, Missouri 65810, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Kristen

Buckley, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Avery J. Welker, 600 Schindler Road, Perryville, Perry County, Missouri 63775, as the student representative of the University of Missouri Board of Curators, for a term ending January 1, 2020, and until his successor is duly appointed and qualified; vice, Courtney N. Lauer-Myers, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 23, 2018, while the Senate was not in session.

Gus S. Wetzel II, Republican, 1700 South Eighth Street, Clinton, Henry County, Missouri 64735, as a member of the University of Central Missouri Board of Governors, for a term ending January 1, 2023, and until his successor is duly appointed and qualified; vice, Gus S. Wetzel II, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

September 10, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 29, 2018, while the Senate was not in session.

Rose A. Windmiller, 446 Greeley Avenue, Webster Groves, Saint Louis County, Missouri 63119, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 11, 2018, and until her successor is duly appointed and qualified; vice, Kelly F. Farrell, resigned.

Respectfully submitted,

Michael L. Parson

Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

The Senate observed a moment of silence for fallen officer, Deputy Aaron Roberts of the Greene County Sheriff's Department.

COMMUNICATIONS

Senator Richard submitted the following:

August 16, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby appoint Senator Bob Onder to the Administration Committee. This appointment fills the vacancy left by resignation of Senator Mike Kehoe.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

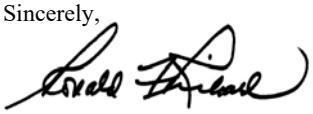

Ron Richard

President Pro Tem

Also,

September 10, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I make the following committee changes:

I hereby remove Senator Dan Hegeman from the committee on Economic Development and appoint Senator Dan Brown. I hereby, remove Senator Andrew Koenig from the committee on Judiciary and Criminal and Civil Jurisprudence and appoint Senator Mike Cunningham. I hereby, appoint Senator Jay Wasson to the committee on Judiciary and Criminal and Civil Jurisprudence. This was due to a vacancy left by the resignation of Senator Ryan Silvey. I hereby, appoint Senator Bob Onder to the committee on Gubernatorial Appointments. This was due to the vacancy left by the resignation of Senator Mike Kehoe.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

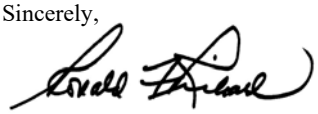

Ron Richard

President Pro Tem

On motion of Senator Onder, the Senate adjourned until 1:00 p.m.,Tuesday, September 11, 2018.

SENATE CALENDAR

SECOND DAY–TUESDAY, SEPTEMBER 11, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1-Libla, et al

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

SECOND DAY—TUESDAY, SEPTEMBER 11, 2018

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Gauck offered the following prayer:

Righteousness and justice are the foundation of your throne; steadfast love and faithfulness go before you." (Psalm 89:14)

It is a day of remembering the path we have traveled and how our lives were changed by 9/11. We remember those who were lost that day and grieve what was lost and You have comforted us. Yet we are, because of You, a people of hope and we have rebuilt and grown stronger by those who thought they would break our spirit. You O Lord continue to meet our coming and going, crossing our path and walking beside us whatever a day may bring to us. Your path leads us and we follow it and You pave the ground before us so we might do what is required and we rejoice in the opportunity to serve. We will do whatever You ask of us O Lord. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Monday, September 10, 2018 was read and approved.

Senator Onder announced photographers from KY3/KSPR were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Koenig
Libla	Munzlinger	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

Absent—Senator Nasheed—1

Absent with leave—Senators—None

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 7, regarding Shelly Parks, which was adopted.

Senator Dixon offered Senate Resolution No. 8, regarding Jack Knee, Springfield, which was adopted.

Senator Hoskins offered Senate Resolution No. 9, regarding Northwest Community Services, which was adopted.

Senators Walsh, Nasheed, Curls, Schupp, Hummel, Rizzo, Chappelle-Nadal, Holsman and Sifton offered the following resolution:

SENATE RESOLUTION NO. 10

Whereas, Attorney General Josh Hawley has made the state of Missouri a plaintiff in *Texas v. United States*, No. 4:l8-cv-00167-O (N.D. Tex.); and

Whereas, approximately 2.5 million Missourians and 133 million nonelderly Americans have preexisting conditions; and

Whereas, if this lawsuit succeeds, it will become difficult if not impossible for these individuals to obtain adequate health insurance coverage; and

Whereas, this lawsuit could result in a fifty percent increase in the uninsured rate; and

Whereas, this lawsuit could negate the current policy that children be allowed to remain on their parents' insurance until age twenty-six; and

Whereas, this lawsuit could lift the ban on annual and lifetime limits; and

Whereas, this lawsuit could lift the ban on insurance discrimination against women and the elderly; and

Whereas, this lawsuit could terminate the Affordable Care Act's tax credits for small businesses' health care costs; and

Whereas, this lawsuit could eliminate the marketplace tax credits for up to nine million people; and

Whereas, by joining in this lawsuit, Missouri Attorney General Josh Hawley is squarely on the side of removing protections on which many people depend to obtain health insurance; and

Whereas, denying health care to any human being simply because they have preexisting conditions or disabilities is cruel and inhumane; and

Whereas, several nonpartisan health care organizations have filed amicus briefs in opposition to the lawsuit, including the American Medical Association, the American Heart Association, the American Lung Association, the Catholic Health Association of the United States, and the American Academy of Pediatrics; and

Whereas, the great state of Missouri should not be a party to this cruel attempt to undermine America's health care system:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Extraordinary Session of the Second Regular Session, hereby strongly urge Attorney General Josh Hawley on behalf of all Missourians to withdraw his support for this lawsuit and instead work to ensure that millions of families across the country can continue to have access to quality, affordable health care; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution to Missouri Attorney General Josh Hawley.

The Senate observed a moment of silence in remembrance of September 11, 2001.

SECOND READING OF SENATE BILLS

The following Bill was read the 2nd time and referred to the Committee indicated:

SB 1—Economic Development.

COMMUNICATIONS

Senator Walsh submitted the following:

September 11, 2018

Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to section 21.771 RSMo, I hereby appoint myself to fill the minority caucus vacancy on the Joint Committee on Child Abuse and Neglect.

Sincerely,

Gina Walsh

Gina Walsh

INTRODUCTION OF GUESTS

Senator Emery introduced to the Senate, Kim Bailey, Raymore.

Senator Schaaf introduced to the Senate, former state Senator Charlie Shields.

Senator Dixon introduced to the Senate, Keith Ray and Marcia Mackie, and their children, Tristan and Atticus, Springfield.

On motion of Senator Onder, the Senate adjourned until 1:00 p.m., Wednesday, September 12, 2018.

SENATE CALENDAR

_____

THIRD DAY–WEDNESDAY, SEPTEMBER 12, 2018

_____

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SR 10-Walsh, et al

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

THIRD DAY—WEDNESDAY, SEPTEMBER 12, 2018

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 11, regarding Davis H. Hart Career Center, Mexico, which was adopted.

Senator Koenig offered Senate Resolution No. 12, regarding James P. "Jim" Holloran, which was adopted.

Senator Rowden offered Senate Resolution No. 13, regarding Eric and Cindy Imhoff, Cooper County, which was adopted.

Senator Riddle offered Senate Resolution No. 14, regarding the Seventieth Wedding Anniversary of Mike and Juanita Willingham, Monroe County, which was adopted.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR

STATE OF MISSOURI

September 12, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Jon M. Kempker, 2139 Deer Trail, Jefferson City, Cole County, Missouri 65101, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until his successor is duly appointed and qualified; vice, Derek Conard, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
September 12, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Monica Walker as a member of the Child Abuse and Neglect Review Board submitted to you on September 10, 2018. Lines 3 and 4 should be amended to read:

7, 2020, and until her successor is duly appointed and qualified; vice, Christopher M. Carriger, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
September 12, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from you consideration the following appointment:

Jamie S. Kondis, 250 South Brentwood Boulevard, Unit 1-A, Clayton, Saint Louis County, Missouri 63105, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2021, and until her successor is duly appointed and qualified; vice, Jamie S. Kondis, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Richard referred the above addendum to the Committee on Gubernatorial Appointments.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2**, entitled:

An Act to repeal sections 208.151, 217.703, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 488.2230, 488.5358, and 577.001, RSMo, and to enact in lieu thereof fifteen new sections relating to treatment courts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 3**, entitled:

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to science education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Extraordinary Session of the Second Regular Session on Monday, September 10, 2018, and is convened in full session and ready for consideration of its business.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

September 12, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I hereby remove Senator Dan Brown from the committee on Economic Development and appoint Senator Dan Hegeman as member and Vice Chairman of the committee.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

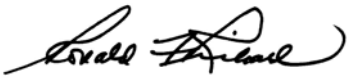

Ron Richard
President Pro Tem

On motion of Senator Onder, the Senate adjourned until 10:00 a.m., Thursday, September 13, 2018.

SENATE CALENDAR

FOURTH DAY–THURSDAY, SEPTEMBER 13, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2-Austin

HB 3-Fitzwater

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SR 10-Walsh, et al

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

FOURTH DAY—THURSDAY, SEPTEMBER 13, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

Reverend Gauck offered the following prayer:

"I will give thanks to the Lord with my whole heart; I will tell of all your wonderful deeds." (Psalm 9:1)

Wondrous God, the wind rustles in the trees and we are reminded that You have created all this for our benefit. Help us, O Lord, to always be mindful that Your work is done through our hands and voices and people can greatly benefit from the work You have given us to do in this wonderful world. And help us see that life is even more than we can see but for which we can give You thanks and praise. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

The Journals for Tuesday, September 11, 2018 and Wednesday, September 12, 2018 were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

Absent—Senators—None

Absent with leave—Senators

Arthur	Eigel	Koenig—3

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Chappelle-Nadal offered the following resolution:

SENATE RESOLUTION NO. 15

Whereas, every United States presidential candidate since Jimmy Carter, except for the current president, has made his or her tax returns public; and

Whereas, tax returns can reveal conflicts of interest that may not appear in financial disclosure statements; and

Whereas, efforts have been made at the federal level to require a presidential candidate to make his or her tax returns public, including H.R. 305 in the 115th Congress; and

Whereas, H.R. 305 amends the Ethics in Government Act of 1978 to require the president and certain candidates for president to disclose federal income tax returns for the three most recent taxable years in reports filed with either the Office of Government Ethics or the Federal Election Commission, in the case of a candidate; and

Whereas, H.R. 305 provides a foundation but should be amended to require disclosure of federal income tax returns for the ten most recent taxable years; and

Whereas, financial transparency should also be extended to mental health transparency; and

Whereas, many professions where the person may be authorized to use deadly force in the line of duty require an applicant for the position to undergo a psychological screening to determine the mental fitness of the person for the position; and

Whereas, the president of the United States, with the power to mobilize armed forces and launch nuclear weapons, is not required to undergo any psychological screening prior to assuming office; and

Whereas, to date, no efforts have been made at the federal level to require a presidential candidate to undergo a psychological screening prior to assuming office:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Extraordinary Session of the Second Regular Session, hereby strongly urge the Congress of the United States to amend federal law to require that every presidential candidate shall disclose his or her federal income tax returns for the ten most recent taxable years; and

Be It Further Resolved that the Congress should amend federal law to require every presidential candidate to undergo a psychological screening to determine the mental fitness of the person for the position of president of the United States, and that such screening shall be completed by a psychologist independently designated by a panel of experts chosen by the director of Walter Reed National Military Medical Center and the results of such screening shall be made public; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

Senator Schupp offered the following resolution:

SENATE RESOLUTION NO. 16

Whereas, for Missourians and lawmakers of the Jewish faith, Rosh Hashanah, the Jewish New Year, is one of the most holy days in the Jewish religion; and

Whereas, this year, Rosh Hashanah was celebrated on September 10, 2018; and

Whereas, the Governor called an extraordinary session of the General Assembly which commenced on September 10th; and

Whereas, by beginning an extraordinary session on September 10th, Jewish lawmakers and government employees were required to make the decision to either recognize this important Jewish holiday or to work and be present in Jefferson City; and

Whereas, the decision to begin this extraordinary session during Rosh Hashanah could, unfortunately, be viewed as sending a message to the Jewish community throughout this great state that Jewish High Holy Days are not important or deserving of consideration; and

Whereas, in addition to Rosh Hashanah, Yom Kippur, the Day of Atonement, is the most holy day of the year on the Jewish calendar; and

Whereas, inclusion and respect for a diverse legislature and electorate, unless constitutionally required or in the case of emergency, would be best acknowledged by refraining from scheduling legislative session on those holidays, the dates of which differ from year to year; and

Whereas, while celebrated for very different purposes, in terms of their sacred nature, Rosh Hashanah and Yom Kippur are analogous to the Christian sacred holidays of Christmas and Easter; and

Whereas, there is no evidence to suggest that the current scheduling of the extraordinary session was intended to show any ill will toward any person of the Jewish faith; and

Whereas, it is probable that the date of September 10, 2018, was chosen without knowledge of the holiday or its significance when this

extraordinary session was called:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Extraordinary Session of the Second Regular Session, hereby urge all Governors and legislative leaders to refrain from scheduling future regular or extraordinary sessions of the Missouri General Assembly on any important religious holidays such as the Jewish High Holy Days; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor.

CONCURRENT RESOLUTIONS

Senator Chappelle-Nadal offered the following concurrent resolution, which was read:

SENATE CONCURRENT RESOLUTION NO. 1

Whereas, all government power originates from the people, is founded upon their will, and is instituted for the good of the whole; and

Whereas, Constitutional Democracies are intended to promote the general welfare of all people; and

Whereas, no person shall be deprived of life, liberty, and the pursuit of happiness; and

Whereas, the United States of America has a long history of denying Black individuals basic human rights; and

Whereas, the early American economy was erected on the backs of slaves; and

Whereas, even after slavery "ended", Black people were still denied basic human rights in this nation; and

Whereas, White people used coercion, violence, and government regulation to exclude Black people from the prosperity America has enjoyed in abundance; and

Whereas, among the rights refused to Black people after the abolition of slavery was the right to vote, including direct legal prohibitions and indirect prohibitions, via poll taxes and lynch mobs; and

Whereas, Black Americans have never enjoyed the fruits of "blind justice" by this nation; and

Whereas, Black Americans have been denied basic opportunities by this country; and

Whereas, Black Americans have been deprived access to education, voting rights, jobs, and the privilege of equal citizenship; and

Whereas, affording these rights to Black Americans would have raised the Black community to an equal level of opportunity; and

Whereas, Black Americans have suffered nothing less than an institutional robbery by the governing class of this nation; and

Whereas, White supremacy is a force so fundamental to American life that it is impossible to contemplate what this nation is without it; and

Whereas, the income gap between black and white households is roughly the same today as it was in 1970; and

Whereas, reparations would help ease the pain resulting in the long history of racial injustice Black people have faced; and

Whereas, perhaps more significant than the monetary gains reparations would generate, such payments would represent America's maturation concerning the racial history of this nation; and

Whereas, U.S. Senator Claire McCaskill, has the privilege of representing the people of Missouri in the United States Senate; and

Whereas, U.S. Senator Claire McCaskill often claims she supports the Black community and typically receives a large percentage of the Black vote; and

Whereas, as a proud daughter of Missouri, U.S. Senator Claire McCaskill has a duty to promote the general welfare of Missouri citizens; and

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Extraordinary Session of the Second Regular Session, the House of Representatives concurring therein, hereby urge U.S. Senator Claire McCaskill to put forward and support Federal legislation instituting reparations to the Black community; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for U.S. Senator Claire McCaskill.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HB 2—Judiciary and Civil and Criminal Jurisprudence.

HB 3—Economic Development.

REFERRALS

President Pro Tem Richard referred **SR 10** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Richard moved that the appointments of Jon M. Kempker, as a member of the Child Abuse and Neglect Review Board and Jamie E. Kondis, as a member of the Child Abuse and Neglect Review Board, appearing on pages 22 and 23 of the Senate Journal for Wednesday, September 12, 2018, be returned to the Governor, per his request, which motion prevailed.

On motion of Senator Onder, the Senate recessed until 4:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Richard.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 17, regarding Dave Berry, which was adopted.

Senator Cunningham offered Senate Resolution No. 18, regarding Don Vance, Marshfield,which was adopted.

Senator Cunningham offered Senate Resolution No. 19, regarding Peggy Flood, Thayer, which was adopted.

Senator Cunningham offered Senate Resolution No. 20, regarding Becky Haven, CNA, CMT, which was adopted.

Senator Cunningham offered Senate Resolution No. 21, regarding Sherri Beasley, which was adopted.

Senator Cunningham offered Senate Resolution No. 22, regarding Robert "Bob" Schultheis, Marshfield, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **HB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 2**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman assumed the Chair.

REFERRALS

President Pro Tem Richard referred **HB 3** to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Brown introduced to the Senate, Lynn Farrell, Lake Ozark.

Senator Walsh introduced to the Senate, Paul Granberry, III, St. Louis.

Senator Holsman introduced to the Senate, Carol Hallquist, Kansas City.

On motion of Senator Onder, the Senate adjourned until 9:00 a.m., Friday, September 14, 2018.

SENATE CALENDAR

_____

FIFTH DAY–FRIDAY, SEPTEMBER 14, 2018

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FORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HB 3-Fitzwater (Libla) (In Fiscal Oversight)

HB 2-Austin (Dixon)

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 1-Chappelle-Nadal

SR 15-Chappelle-Nadal

SR 16-Schupp

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Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

FIFTH DAY—FRIDAY, SEPTEMBER 14, 2018

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Gauck offered the following prayer:

"Hear my prayer, O God, give ear to the words of my mouth." (Psalm 54:2)

Lord God it has been a full week of mixed emotions and work that needed to be done. Add to those feelings our concern for our Sergeant of Arms and the emergency surgery and care for his son. We pray for the skill and knowledge of the doctors who treat him. We pray you sustain Bill and his family and Senator Holsman and family during the illness of his mother, and bless them with your healing presence. You have been with us and our concerns and bring the work we are accomplishing to that which we pray is most pleasing in Your sight. And bless what we have done, go with us as we return to our loved ones. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Onder announced photographers from KOMU were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal	Curls	Hummel	Koenig—4

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wallingford offered Senate Resolution No. 23, regarding the Missouri Chapter of the Trail of Tears Association.

Senator Nasheed offered Senate Resolution No. 24, regarding Sadie Maxwell, St. Louis.

Senator Cunningham offered Senate Resolution No. 25, regarding the death of Margaret "Peg" Miller, Jefferson City, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

HOUSE BILLS ON THIRD READING

HB 3, introduced by Representative Fitzwater, entitled:

An Act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to science education.

Was taken up by Senator Libla.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend House Bill No. 3, Page 2, Section 161.261, Lines 27-30, by striking all of said lines; and further amend said section by renumbering the remaining subsections accordingly.

Senator Schupp moved that the above amendment be adopted, which motion failed.

On motion of Senator Libla, **HB 3** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senator Schupp—1

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal	Curls	Hummel	Koenig—4

Vacancies—1

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

HB 2, introduced by Representative Austin, entitled:

An Act to repeal sections 208.151, 217.703, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 488.2230, 488.5358, and 577.001, RSMo, and to enact in lieu thereof fifteen new sections relating to treatment courts.

Was taken up by Senator Dixon.

Senator Hegeman assumed the Chair.

President Kehoe assumed the Chair.

On motion of Senator Dixon, **HB 2** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Brown	Cierpiot	Crawford	Cunningham	Dixon	Eigel
Emery	Hegeman	Holsman	Hoskins	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal	Curls	Hummel	Koenig—4

Vacancies—1

The President declared the bill passed.

On motion of Senator Dixon, title to the bill was agreed to.

Senator Dixon moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Rose A. Windmiller, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District;

Also,

J. Allen Rowland, Republican and Patricia N. Thomas, Republican, as members of the Clean Water Commission of the State of Missouri;

Also,

Chassity S. Nevels; Amy Robins; Janet Rogers; Donna Washburn and Monica Walker, as members of the Child Abuse and Neglect Review Board;

Also,

Nanci Bobrow, as a member of the Children's Trust Fund Board;

Also,

Gwendolyn Grant, Democrat; Gary Nodler, Republican and Michael D. Thomson, Republican, as members of the Coordinating Board for Higher Education;

Also,

Sandra K. Karsten, as Director of the Department of Public Safety;

Also,

Colleen Scott, Republican and Vernon E. Scoville III, Democrat as members of the Jackson County Board of Election Commissioners;

Also,

John M. Miles, Democrat, as a member of the Jackson County Sports Complex Authority;

Also,

Alyssa M. Mayer, Republican, as a member of the Kansas City Board of Election Commissioners;

Also,

Robert W. Cornejo, Republican, as a member of the Labor and Industrial Relations Commission;

Also,

Lisa A. Elmore, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists;

Also,

Sherry Lynn Farrell and Cindy Fox, as members of the Missouri Real Estate Commission;

Also,

Gary L. Carver, as a member of the Missouri State Board of Chiropractic Examiners;

Also,

Karen J. Anderson, Steven K. Archer, Jennifer Foster, Thomas J. Frawley, Linda Hosman, Emily C. Hymer, Dana Lopez, Crissy L. Mayberry and Melanie McDole, as members of the Missouri State Foster Care and Adoption Board;

Also,

Thomas Mark Elliott, Republican, as a member of the Missouri Southern State University Board of Governors;

Also,

Paul N. Granberry, as student representative of the Missouri Western State University Board of Governors;

Also,

John F. Moore, Independent, as a member of the Northwest Missouri State University Board of Regents;

Also,

Kimberly R. Bailey, Republican; Donald M. Claycomb, Independent; Carol M. Hallquist, Democrat and Peter Herschend, Republican, as members of the State Board of Education;

Also,

Tiffany M. Middlemas, as student representative of the Truman State University Board of Governors;

Also,

Stephen L. Abney, Republican; Mary A. Long, Democrat; Gus S. Wetzel II, Republican, as members and Casey J. Short, as student representative of the University of Central Missouri Board of Governors; and

Avery J. Welker, as student representative of the University of Missouri Board of Curators.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion, with the exception of the committee reports on Patricia N. Thomas, Republican and J. Allen Rowland, Republican, as members of the Clean Water Commission of the State of Missouri.

Senator Nasheed rose to object and requested that each appointment be considered individually.

Senator Richard moved that the Senate vote on the reports, with the exception of the committee reports on Patricia N. Thomas and J. Allen Rowland, as members of the Clean Water Commission of the State of Missouri and Peter Herschend, as a member of the State Board of Education, in one motion.

Senator Holsman raised the point of order that the Senate Rules state that each gubernatorial appointment be considered separately and that the rules may only be suspended by a two-thirds vote. The point of order was referred to the President Pro Tem.

At the request of Senator Holsman, the point of order was withdrawn.

Senator Nasheed offered a substitute motion that all appointments be considered individually.

At the request of Senator Nasheed, the above substitute motion was withdrawn.

Senator Munzlinger assumed the Chair.

President Kehoe assumed the Chair.

At the request of Senator Richard, the motion to vote on the reports was withdrawn.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, which was read:

GOVERNOR
STATE OF MISSOURI
September 14, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Peter Herschend, Republican, 538 Oak Bluff Road, Branson, Taney County, Missouri 65616, as a member of the State Board of Education, for a term ending July 1, 2023, and until his successor is duly appointed and qualified; vice, Jennifer W. Edwards, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Richard moved that the above appointment be returned to the Governor, per his request, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Richard requested unanimous consent of the Senate to approve the committee reports appearing on pages 33 through 35 in one motion, with the exception of J. Allen Rowland, Republican and Patricia N. Thomas, Republican, as members of the Clean Water Commission of the State of Missouri and Peter Herschend, as a member of the State Board of Education, which request was granted.

Senator Richard moved the committee report appearing on pages 33 through 35 with the exception of J. Allen Rowland, Republican and Patricia N. Thomas, Republican, as members of the Clean Water Commission of the State of Missouri and Peter Herschend, as a member of the State Board of Education, be adopted, which motion prevailed.

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Patricia N. Thomas, Republican, as a member of the Clean Water Commission of the State of Missouri, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Richard moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment and requested a roll call vote be taken. He was joined in his request by Senators Emery, Onder, Sater and Schatz.

The committee report was adopted by the following vote:

YEAS—Senators

Arthur	Brown	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senator Cierpiot—1

Absent—Senator Holsman—1

Absent with leave—Senators

Chappelle-Nadal	Curls	Hummel	Koenig	Libla—5

Vacancies—1

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of J. Allen Rowland, Republican, as a member of the Clean Water Commission of the State of Missouri, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Richard moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment and requested a roll call vote be taken. He was joined in his request by Senators Emery, Schatz, Sater and Hoskins.

The committee report was adopted by the following vote:

YEAS—Senators

Arthur	Brown	Crawford	Cunningham	Dixon	Eigel	Emery
Hegeman	Hoskins	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—26		

NAYS—Senator Cierpiot—1

Absent—Senator Holsman—1

Absent with leave—Senators

Chappelle-Nadal	Curls	Hummel	Koenig	Libla—5

Vacancies—1

Senator Munzlinger assumed the Chair.

REFERRALS

President Pro Tem Richard referred **SCR 1**, **SR 15** and **SR 16** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

September 14, 2018

Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Rule 12, I request the following changes to committees:

I hereby remove Senator Mike Cunningham from the committee on Judiciary and Civil and Criminal Jurisprudence and appoint Senator Andrew Koenig.

I hereby, remove Senator Rob Schaaf from the committee on Appropriations and appoint Senator Jeanie Riddle.

Please do not hesitate to contact my office if you have any questions.

Sincerely,

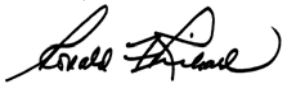

Ron Richard
President Pro Tem

On motion of Senator Onder, the Senate adjourned until 1:00 p.m., Wednesday, September 19, 2018.

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Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

SIXTH DAY—WEDNESDAY, SEPTEMBER 19, 2018

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

RESOLUTIONS

On behalf of Senator Cunningham, Senator Richard offered Senate Resolution No. 26, regarding the Ninetieth Anniversary of Bado Community Church, which was adopted.

On behalf of Senator Rowden, Senator Richard offered Senate Resolution No. 27, regarding William Douglas "Doug" Abele, Boonville, which was adopted.

Senator Richard offered Senate Resolution No. 28, regarding David McNeel, Pacific, which was adopted.

On behalf of Senator Libla, Senator Richard offered Senate Resolution No. 29, regarding the One Hundred Fiftieth Anniversary of the First Baptist Church, Portageville, which was adopted.

On behalf of Senator Sater, Senator Richard offered Senate Resolution No. 30, regarding the Security Bank of Southwest Missouri, Cassville, which was adopted.

On behalf of Senator Sater, Senator Richard offered Senate Resolution No. 31, regarding Anna O'Neill, which was adopted.

On behalf of Senator Sater, Senator Richard offered Senate Resolution No. 32, regarding Lyle Whittaker, which was adopted.

On behalf of Senator Sater, Senator Richard offered Senate Resolution No. 33, regarding Danny and Stephanie Bowling, Lawrence County, which was adopted.

On behalf of Senator Sater, Senator Richard offered Senate Resolution No. 34, regarding Jeff and Elizabeth Reed, Barry County, which was adopted.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HB 2** and **HB 3**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become

law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

On motion of Senator Walsh, the Senate of the First Extraordinary Session of the Second Regular Session of the 99th General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE
Lieutenant Governor

ADRIANE D. CROUSE
Secretary of Senate

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Journal of the Senate

NINETY-NINTH GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

VETO SESSION

WEDNESDAY, SEPTEMBER 12, 2018

The Senate was called to order in Veto Session by Lieutenant Governor Mike Kehoe.

Reverend Carl Gauck offered the following prayer:

"The things, good Lord, that we pray for gives us the grace to labor for." (St. Thomas More)

Now we gather O Lord to fulfill our constitutional obligation as we enter into this veto session. May our time in it be fruitful and fulfill what is required of us. Bless us through this time and may we rejoice that we have this time together. In Your holy name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

MESSAGES FROM THE SECRETARY OF STATE

The President laid before the Senate the following communication from the Secretary of State:

TO THE SECRETARY OF THE SENATE
Honorable Adriane D. Crouse
Jefferson City, MO

Madam:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 17th Senatorial District in the State of Missouri, on the 5th day of June, 2018, as provided by law, the following named person was elected to the office of State Senator, 17th Senatorial District as shown by the election results certified to this office by the election authorities of the 17th Senatorial District.

Name	**Office**
Lauren Arthur 4135 NW Willow Dr. Kansas City, MO 64116	State Senate 17th Senatorial District

SEAL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 26th day of June, 2018.

/s/ John R. Ashcroft
Secretary of State

Senator Arthur was escorted to the dais and received her oath of office from the Honorable Mary Rhodes Russell, Justice of the Missouri Supreme Court.

Senator Onder announced photographers from KCUR-FM. Jefferson City New Tribune, Gasconade County Republican and Unterrified Democrat were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Onder offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Senator Onder offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate that the rules of the Senate, as adopted by the Ninety-ninth General Assembly, Second Regular Session, be declared to be the rules of the Veto Session of the Ninety-ninth General Assembly.

COMMUNICATIONS FROM THE GOVERNOR

The following communications, regarding vetoed Senate Bills were received by the Secretary of State, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921 entitled:

AN ACT

To repeal sections 161.106, 162.1115, 173.670, and 178.550, RSMo, and to enact in lieu thereof eight new sections relating to education curriculum involving science and technology.

I disapprove of House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921. My reasons for disapproval are as follows:

Section 161.261 of the bill establishes the "STEM Career Awareness Program," with the purported goal of increasing STEM career awareness among students in grades six through eight. While I fully support the promotion of science, technology, engineering, and mathematics (STEM) education and making our state's students aware of career opportunities in those fields, I cannot approve of the program's provisions as written.

As part of the STEM Career Awareness Program, the Department of Elementary and Secondary Education is charged with selecting a provider for an online program to introduce students to a wide variety of STEM careers and technology. The bill contains a detailed list of criteria the program must meet in order to be selected. The criteria are so specific that they appear to be narrowly tailored to apply to only one company, which violates the Missouri Constitution.

Article III, Section 40 of the Missouri Constitution prohibits the General Assembly from passing any local or special law "granting to any corporation, association or individual any special or exclusive right, privilege or immunity" or "where a general law can be made applicable." While imposing certain requirements for the program is appropriate, the opportunity to establish an online STEM career curriculum should be open to many providers so that the Department has the ability to choose the best option from qualified applicants. Such legislation would receive a welcome review from my administration in the future.

I also look forward to working with the legislature next session on the computer science credit provisions of this bill, which unfortunately will not be enacted this year due to the aforementioned issues.

In accordance with the above stated reasons for disapproval, I am returning House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921 without my approval.

Respectfully Submitted,

Michael L. Parson

Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you Senate Concurrent Resolution No. 50 entitled:

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

I disapprove of Senate Concurrent Resolution No. 50. My reasons for disapproval are as follows:

While I fully support the placement of a statue of Harry S. Truman in the National Statuary Hall in the United States Capitol, I cannot approve of this resolution as written.

Senate Concurrent Resolution No. 50 proposes the replacement of one of Missouri's statues in the National Statuary Hall. Currently, Missouri's two allocated statues are of United States Senator Thomas Hart Benton and Francis Preston Blair. Senate Concurrent Resolution No. 50 requests the statue of Thomas Hart Benton be replaced by a statue of Harry S. Truman.

Unfortunately, the Thomas Hart Benton referred to in the resolution delivered to my office is not the correct individual who is currently represented in the National Statuary Hall. The Thomas Hart Benton who is depicted in our nation's capitol was one of Missouri's first United

States Senators and also elected to the United States House of Representatives. He was instrumental in the westward expansion of the United States and was an outspoken opponent of the institution of slavery.

The Thomas Hart Benton referred to in Senate Concurrent Resolution No. 50 is the famed painter and muralist, who happens to be Senator Thomas Hart Benton's great-great-nephew. This incorrect reference, while seemingly minor, fails to honor the legacy of Senator Thomas Hart Benton and his importance to the history of our state.

In accordance with the above stated reasons for disapproval, I am returning Senate Concurrent Resolution No. 50 without my approval.

Respectfully Submitted,
Michael L. Parson
Governor

Senator Onder moved that the Senate proceed to the order of business, Vetoed Bills, and that the calendar be called, which motion prevailed.

HCS for **SS** for **SCS** for **SBs 894** & **921** was called thereafter and no motion was taken thereon.

SCR 50 was called thereafter and no motion was taken thereon.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2018 Constitutional Veto Session and ready for consideration of business.

RESOLUTIONS

Senator Onder offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills 894 & 921 and Senate Concurrent Resolution No. 50 when the bills were called by the president.

On motion of Senator Onder, the Senate recessed until 1:35 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 2.230, for the Missouri Commission for the Deaf and Hard of Hearing, of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is Respectfully requested.

Also, the attached are certified copies of the Roll calls pertaining to the above named section of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002:

AYES: 121

Anders	Anderson	Bahr	Bangert	Baringer	Barnes 28	Barnes 60
Beard	Beck	Black	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli	Conway 10	Corlew
Curtman	Davis	Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan	Harris	Helms
Higdon	Hill	Houghton	Houx	Hurst	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151	Mosley	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch	Revis	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Trent	Unsicker	Vescovo
Walker 74	Walsh	Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker					

NOES: 30

Andrews	Austin	Basye	Bernskoetter	Berry	Bondon	Conway 104
Cookson	Cross	Curtis	DeGroot	Eggleston	Engler	Fraker
Francis	Gannon	Haefner	Hansen	Henderson	Johnson	Kelley 127
Love	Muntzel	Neely	Pogue	Redmon	Remole	Spencer
Tate	Walker 3					

ABSENT: 5

Adams	Messenger	Peters	Roberts	Roden

VACANCIES: 7

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 5.145, for the Office of Child Advocate of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is Respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named section of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No 2005:

AYES: 136

Adams	Anders	Anderson	Andrews	Bahr	Bangert	Baringer
Barnes 28	Barnes60	Beard	Beck	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cross	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Franklin	Franks Jr	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Higdon	Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 74	Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker				

NOES: 16

Austin	Basye	Bernskoetter	Berry	Conway 104	Cookson	DeGroot
Engler	Fraker	Francis	Gannon	Henderson	Muntzel	Pogue
Redmon	Walker 3					

ABSENT: 4

Messenger	Peters	Roberts	Roden

VACANCIES: 7

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 10.900, for the Time Critical Diagnosis Unit, of Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is Respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named section of the Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No 2010:

AYES: 136

Adams	Anders	Anderson	Bahr	Bangert	Baringer	Barnes 28
Barnes 90	Basye	Beard	Beck	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch	Remole	Revis
Roeber	Rone	Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker				

NOES: 13

Austin	Bernskoetter	Berry	Cookson	Cross	Engler	Fraker
Marshall	Moon	Pogue	Redmon	Stephens 128	Walker 3	

ABSENT: 7

Andrews	Conway 10	Messenger	Peters	Roberts	Roden	Walker 74

VACANCIES: 7

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 12.400, for the juvenile advocacy units in the Kansas City and St. Louis regions, of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is Respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named section of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No 2012:

AYES: 121

Adams	Anders	Anderson	Andrews	Bahr	Bangert	Baringer
Barnes 28	Barnes 60	Beck	Berry	Black	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Curtis	Curtman	Davis	Dinkins	Dogan	Dohrman

Eggleston	Ellebracht	Ellington	Evans	Fitzpatrick	Fitzwater	Franklin
Franks Jr	Frederick	Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Higdon	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch	Revis	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker					

NOES: 28

Austin	Basye	Beard	Bernskoetter	Bondon	Conway 104	Cookson
Corlew	Cross	DeGroot	Engler	Fraker	Francis	Gannon
Haefner	Henderson	Hurst	Johnson	Lauer	Love	Marshall
Muntzel	Pfautsch	Pogue	Redmon	Remole	Spencer	Walker 3

ABSENT: 7

Lichtenegger	Messenger	Nichols	Peters	Roberts	Roden	Walker 74

VACANCIES: 7

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 2**.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS** for **SCS** for **HCS** for **HB 2003**, **CCS** for **SCS** for **HCS** for **HB 2004**, **CCS** for **SCS** for **HCS** for **HB 2006**, **CCS** for **SCS** for **HCS** for **HB 2011**, **HCS** for **HB 2019**, and **SS** for **SCS** for **HB 2562**, when the bills were called by the Speaker.

President Pro Tem Richard assumed the Chair.

President Kehoe assumed the Chair.

Senator Hummel assumed the Chair.

INTRODUCTIONS OF GUESTS

Senator Chappelle-Nadal introduced to the Senate, Chris Carter, St. Louis.

Senator Arthur introduced to the Senate, her parents, Julie and Larry Arthur; husband, Russell Shankland; her mother- and father-in-law, Marilyn and Richard Shankland; her sisters Jenny Arthur and Kristin Searle; her nieces, Amelia and Julia Searle; and her sister-in-law, Emma Shankland, Kansas City.

Senator Curls introduced to the Senate, former state Representative Trent Skaggs; former state Representative Bill Skaggs, and his wife, Sandy; and Jane Quick, Kansas City.

Senator Romine introduced to the Senate, fourth through eighth grade students, Centerville School District.

Senator Crawford introduced to the Senate, students from Stockton High School.

Senator Schupp introduced to the Senate, Senator-elect Brian Williams; and former state Representative Chris Kelly.

Senator Hoskins introduced to the Senate, Hans Richter, Austria; and Lorenz and Lisa Richter, Warrensburg.

On motion of Senator Onder, the Senate of the Veto Session of the Second Regular Session of the 99th General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE
Lieutenant Governor

ADRIANE D. CROUSE
Secretary of Senate

✓

Journal of the House

NINETY-NINTH GENERAL ASSEMBLY
of the
STATE OF MISSOURI

SECOND REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 3, 2018

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Whosoever heareth these sayings of Mine and doeth them, will be like a wise man who built his house upon a rock. (Matthew 7:24)

Eternal God, who are the refuge of the humble and the strength of the faithful, help us to realize more than ever that the only firm foundation upon which Missouri can build safely is a true faith in You and in a sincere devotion to moral and spiritual values.

May the security of our way of life, the survival of our political spirit, and the support of our free institutions find inspiration in the assurance of Your power, Your wisdom, and Your love.

Each day of this new session may we keep ourselves committed to You whose love never falters, whose light never fades, and whose life never fails. Thus may we face this exciting first day with courage and faith knowing You are with us always and all the way as we debate labor laws, taxes, ethics, education, medical issues, and other serious matters that are important to our citizens and our future.

And the House says, "Amen!"

The Missouri State Highway Patrol, Troop F Color Guard, presented the Colors.

The Pledge of Allegiance to the flag was recited.

LETTERS OF RESIGNATION

September 18, 2017

His Excellency Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 97th District, effective at 11:59 p.m. this day, September 18, 2017. It has been an honor and privilege to serve the people of the district and the citizens of Missouri. I am proud of what I have been able to accomplish on their behalf and equally proud of the opportunity to serve our state.

Respectfully,

/s/ John C. McCaherty
State Representative – District 97
Missouri House of Representatives

September 20, 2017

Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 144th District, effective at 11:59 p.m. this day, September 20, 2017. It has been an honor and privilege to serve the people of the district and the citizens of Missouri. I am proud of what I have been able to accomplish on their behalf and equally proud of the opportunity to serve our state.

Respectfully,

/s/ Paul Fitzwater
State Representative – District 144

October 20, 2017

His Excellency Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 39th District, effective at 11:59 p.m. this day, October 20, 2017. It has been an honor and privilege to serve the people of the 39th District and the citizens of Missouri. I am forever grateful of the opportunity to serve on their behalf and am proud of what we have been able to accomplish during my time in office.

Respectfully,

/s/ Joe Don McGaugh
State Representative, District 39

January 2, 2018

The Honorable Todd Richardson
Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101

Dear Speaker Richardson,

Please accept this letter as notification of my resignation from the Missouri House of Representatives effective 11:30 a.m., Monday, January 3, 2018. It has been an honor and a privilege to serve the people of the 30th House District for the past 7 years and I look forward to continuing to represent them and the rest of the 8th District in the Senate. I would also like to thank my House colleagues for allowing me the honor of serving as Majority Floor Leader for the past 2 years. I look forward to continuing to work with the members of the House in my new role in the Senate.

Sincerely,

/s/ Mike Cierpiot
State Representative, District 30

COMMUNICATIONS FROM THE SECRETARY OF STATE

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Honorable D. Adam Crumbliss
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 23rd Legislative District in the State of Missouri, on the 7th day of November, 2017, as provided by law, the following named person was elected to the office of State Representative, 23rd Legislative District as shown by the election results certified to this office by the election authorities of the 23rd Legislative District.

Name	**Office**
Barbara Anne Washington 3318 College Ave Kansas City, MO 64128	State Representative 23rd Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 28th day of November, 2017.

/s/ Jay Ashcroft
Secretary of State

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Honorable D. Adam Crumbliss
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 151st Legislative District in the State of Missouri, on the 7th day of November, 2017, as provided by law, the following named person was elected to the office of State Representative, 151st Legislative District as shown by the election results certified to this office by the election authorities of the 151st Legislative District.

Name	**Office**
Herman Morse 15940 State Highway AF Dexter, MO 63841	State Representative 151st Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 28th day of November, 2017.

/s/ Jay Ashcroft
Secretary of State

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Alferman	Bangert	Barnes 60	Basye	Bernskoetter
Black	Bondon	Brown 27	Burns	Butler
Curtman	DeGroot	Fraker	Francis	Franklin
Franks Jr	Green	Grier	Hannegan	Hansen
Harris	Houghton	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lauer	Lichtenegger
Matthiesen	May	McGee	Morris	Neely
Newman	Phillips	Pogue	Reiboldt	Shull 16
Sommer	Spencer	Taylor	Walsh	White

NOES: 001

Curtis

PRESENT: 101

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Beard
Beck	Berry	Brattin	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Evans	Fitzwater	Frederick	Gray	Gregory
Haahr	Haefner	Helms	Henderson	Higdon
Hill	Houx	Johnson	Kendrick	Kidd
Kolkmeyer	Lavender	Love	Lynch	Marshall
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Mosley	Muntzel	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reisch	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Stacy	Stephens 128	Stevens 46	Swan

Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 009

Brown 94	Engler	Fitzpatrick	Gannon	Mathews
Peters	Rehder	Remole	Rone	

VACANCIES: 007

ADDRESS BY SPEAKER TODD RICHARDSON

Good afternoon and welcome back.

It is always special for me to be able to share these moments with the people most important to me – my family - my mother Kathy, who has always been and always will be my biggest fan, and my father Mark, whose service in this chamber inspired me with an unwavering sense that good people in public office make a difference. They are here today and I ask that you make them feel welcome.

My son Sawyer and daughter Briley are here today. They are still the reason I do this, and I ask that you help me welcome them today.

Most importantly – my wife Amber. I could not ask for a better friend, or partner. Every step of this journey we've done together and for that I'm incredibly grateful.

It's hard to believe that six years have gone by since I sat in this chamber as a first-term legislator and listened to Speaker Steve Tilley give his final opening day address. It's a moment I will never forget because he did something with his comments that is pretty rare in this building.

That day he turned his focus away from the policy and the politics, and instead placed it firmly on what really matters – the people. Not just the people we're here to represent, but also each of us as individuals, and the relationships and friendships we form as we serve together.

I think about his words today in relation to the incredible bonds I have forged with the folks from my legislative class, which now finds itself in its final months of service in this chamber.

We came in together seven years ago from all parts of the state and all walks of life. They talk about people from humble origins being able to accomplish great things, and I think that description fits our class of legislators perfectly.

Whether it's a retired educator from Ripley County; a pest control expert from rural Cole; a former Marine Corps Sergeant from Franklin County; or a dental hygienist from Cape Girardeau - as a class we brought together everyday people from all over the state, many of whom shared little in common, but a strong desire to make Missouri a better place.

And it's important to understand these friendships extend beyond party lines as well. I look at the Minority Floor Leader, the Lady from Jackson, who is also part of the group I began my career with, and whose strength and resolve I have admired since the day I met her. We may have many issues where we disagree, but at the end of the day we will still be friends who are united in our service to the people of Missouri.

And that's how we find ourselves here together; farmers, teachers, and business owners; attorneys, doctors, and officers of the law; Republicans and Democrats - just regular Missourians with the desire to make a difference, and the belief that we can be an effective voice for the diverse population of Missouri we were elected to represent.

It is a blessing to be able to stand in this chamber today among friends.

I look at all of you, and particularly the amazing group I started my legislative career with, and I realize that we have forged relationships that will last a lifetime.

I know your families, and you know mine. We have spent countless hours not only working together, but also serving as sources of comfort and support when life's challenges have threatened to overwhelm us. It's this comfort and support we share now with the Lady from St. Louis County who unfortunately cannot be with us today.

This job demands long hours away from our family and our friends, and that inevitably leads us to form our own sense of community and family right here in the Capitol. These are bonds that will persist long after the policy discussions have ended, and the partisan bickering has ceased. These are the relationships that will have meaning and substance as we move into the next chapters of our lives.

For that, I thank each and every one of you - for your friendship, and for the service you are providing to our great state.

Let me be clear about this: I am proud to serve in a chamber filled with individuals who are here for the right reasons and here to work hard for their constituents and their state. We all came here with a goal to leave this building a better place than we found it. And clearly that same idea applies to our state and the things we do to improve it.

I'm proud of the fact we have a group of citizen legislators who have taken that duty seriously, and who have given their time and energy to tackle the issues that mean so much to Missouri families and businesses.

We've seen the Lady from Camden and others devote their careers to protecting the lives of the innocent unborn. We've given our support to the Gentleman from Audrain as he has fought relentlessly to promote and support agriculture and our family farmers. And most of the time, we've all listened a little more intently as the Gentlemen from urban Cole and the Gentlemen from St. Francois have challenged our conventional thinking on the issues of great importance we've considered.

Now these are just a few examples of those of you who have worked so hard for so long to make a difference. And the thing I take the greatest pride in is that, during my seven years here, we have helped take some truly monumental steps forward for our state.

Together we've given Missouri families their first income tax cut in nearly a century. We've made it clear our state is open for business by passing Right-to-Work; by making our legal environment fairer for both employees and employers; and by taking steps to eliminate red tape that would otherwise stifle growth and innovation.

We've fought for the core values that are important to Missouri families by giving their children better opportunities to have the kind of educational experience that will prepare them for success; we've done it by promoting pro-life policies that protect the lives of the innocent unborn and the health of the mother; and we've done it by defending and strengthening the gun ownership rights of law-abiding Missourians.

We've also worked together to create higher ethical standards to raise the level of accountability and trust in our own workplace. We've worked to strengthen the integrity of our democratic process by ensuring that our elections are fair and accurate. And we've said unequivocally, in our state, the brave men and women who keep us safe will have our support.

These are things we have done together - substantive changes that allow us to leave our state in a better place than where we found it.

And while we have certainly had our disagreements along the way, we have continued to find common ground, and to have the kind of civil discourse that the people expect and deserve from a citizen legislature.

As I prepare to leave this place behind, it's a point of pride for me that we have observed and honored the decorum that is expected within this chamber. Yes, things can get heated at times, but we have continued to respect one another, and to find ways to work together even when we have fundamental disagreements on the best path to achieve our goal of creating a better Missouri.

In a day where we too often see how divisive and contentious politics can be at the federal level, I think it's noteworthy that we have repeatedly found ways to come together in spite of our differences.

I'm equally proud of the work we have done together to improve the culture here within this building. I know we have a group of remarkable legislators, and even better people. You are men and women who care about one another, and respect each and every employee and intern in this building.

Despite this, the people of our state had lost their trust in us, and many of us felt a disconnect between the honorable service of our colleagues and the public perception of our work. But we worked together and, I believe, have made permanent improvements in the way this chamber operates and the way in which it is perceived. For that, I am extremely proud.

It will be an ongoing effort though to maintain the kind of environment the people who work in, and visit, this building deserve. The same can be said for the work we do with the legislation we support and pass. We've done great things together in the years I have served here, and I think it's fair to say we will leave this chamber and this state in better shape than where we found them.

But our work isn't finished, and it won't be finished at the end of this session. Our goal has always been, and always should be, to make our great state even greater.

That is why it is critical for those of us in our final session, and for those who will pick up the torch when we are gone, to make it our focus in everything we do to leave this state a better place than we found it.

We have work to do so that not only those of us at the end of our time of service in this body, but all of us can look back and remember that in the 2018 session - we once again raised the standard of integrity for ourselves by continuing to pass impactful ethics reform, and increasing the level of trust and accountability between the citizens and their citizen legislators.

We want to be able to look back at 2018 as the session in which we once again stood up for Missourians' economic opportunities; where we once again stood up for the working families across this state, so that they and future generations can look forward to a more prosperous Missouri.

We have work to do so that we can remember this session as one which led to greater freedom for young Missourians seeking the education that will serve them best; that we make this state a place where everyone has the opportunity to build a great life for themselves no matter where they were born or what their parents did for a living.

Too many people in our state must now fight through unfair and cumbersome regulations to offer a simple service such as braiding hair to provide for themselves and their families. We will be able to recall the work we did this session to break down barriers for those Missourians who would bring innovation and economic opportunity to our state.

And finally, we will be able to look back on this 2018 legislative session as the year we restored these dark and dusty corners of the American dream to their original glory; that each of us has the right and the opportunity to live life to the fullest, to enjoy true liberty, to pursue happiness and prosperity; and that nowhere will that be more true than in our great home state of Missouri.

This is the work we have ahead of us. In the months to come we will no doubt have many debates on these issues. We will at times be in fierce disagreement with each other. This is the democratic process that each of us serves.

We who are called to faithfully represent and defend those who send us here will, by the nature of the diversity of thought in our state, have to work through opposition. But while we may see different paths to prosperity, may we remember that none of us work against the others, but through our debate and discussion, we are working together to provide solutions for the people of Missouri we are called to represent.

Now let us join together in service and good faith for the people of Missouri, so that each distinguished member of this House can one day look back during his or her final session and say that this chamber, this government, and our great state are better off than ever before.

Pursuant to Section 9.141, RSMo, the Bill of Rights was read by Marilyn Seaton, Senior Legislative Specialist, Office of the Assistant Chief Clerk.

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 4828**, which was read.

HOUSE RESOLUTION NO. 4828

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, informs the Senate that the House of Representatives is duly convened and is now in session ready for consideration of business.

On motion of Representative Vescovo, **HR 4828** was adopted.

Representative Vescovo offered **HR 4829**, which was read.

HOUSE RESOLUTION NO. 4829

BE IT RESOLVED, that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri is now regularly organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HR 4829** was adopted.

Representative Smith (85) offered House Resolution No. 4834 and House Resolution No. 4835.
Representative Bahr offered House Resolution No. 4838.
Representative Cornejo offered House Resolution No. 4839.
Representative Corlew offered House Resolution No. 4840 and House Resolution No. 4841.

HOUSE CONCURRENT RESOLUTIONS

Representative Vescovo offered **HCR 50**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 50

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 7:00 p.m., Wednesday, January 10, 2018, to receive a message from His Excellency, the Honorable Eric R. Greitens, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 50** was adopted.

Representative Vescovo offered **HCR 51**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 51

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 11:00 a.m., Wednesday, January 24, 2018, to receive a message from the Honorable Zel M. Fischer, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 51** was adopted.

WITHDRAWAL OF HOUSE JOINT RESOLUTIONS

December 6, 2017

D. Adam Crumbliss, Chief Clerk
Missouri State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk,

I would like to withdraw **HJR 56**. We needed to make substantial changes to the bill and feel it would be better to withdraw HJR 56, and file a new version.

I appreciate your consideration on this matter.

Sincerely,

/s/ Rep. Lindell F. Shumake
5th District

WITHDRAWAL OF HOUSE BILLS

December 4, 2017

Speaker Todd Richardson
State Capitol, Room 308
Jefferson City, MO 65101

Mr. Speaker,

I am respectfully requesting to withdraw **HB 1437**. Thank you for your attention to this matter.

Best regards,

/s/ Representative Jean Evans

December 18, 2017

Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Adam:

I recently filed **HB 1634** "authorizing the conveyance of certain state property," but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best Regards,

/s/ State Representative Mike Bernskoetter

January 2, 2018

D. Adam Crumbliss
Chief Clerk, Missouri House of Representatives
201 West Capitol Avenue
Office 317A
Jefferson City, MO 65101

Mr. Chief Clerk,

I respectfully request to withdraw **HB 1564**. Thank you for your time and consideration.

Sincerely,

/s/ Representative Charlie Davis
Proudly Serving the 162nd District

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 52, introduced by Representative Roberts, relating to the designation of Missouri No Smoking/No Tobacco Day.

HCR 53, introduced by Representative Dohrman, relating to the Ghost Army from WWII.

HCR 54, introduced by Representative Smith (85), relating to chemical testing in St. Louis.

HCR 55, introduced by Representative Basye, relating to term limits for members of Congress.

HCR 56, introduced by Representative Morgan, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 57, introduced by Representative Burnett, relating to the designation of Missouri School Counseling Week.

HCR 58, introduced by Representative Spencer, relating to JROTC courses.

HCR 59, introduced by Representative May, relating to Minority Organ Donor Awareness Month.

HCR 60, introduced by Representative Morris, relating to Falun Gong.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 47, introduced by Representative Stacy, relating to the selection of judges.

HJR 48, introduced by Representative Stacy, relating to ballot initiatives.

HJR 49, introduced by Representative Stacy, relating to impeachment trials.

HJR 50, introduced by Representative Plocher, relating to term limits for members of the general assembly.

HJR 51, introduced by Representative Plocher, relating to term limits for state officials.

HJR 52, introduced by Representative Lichtenegger, relating to terms for members of the general assembly.

HJR 53, introduced by Representative Moon, relating to affirming life.

HJR 54, introduced by Representative Hill, relating to tax collection.

HJR 55, introduced by Representative Shumake, relating to distribution of state benefits for education.

HJR 57, introduced by Representative Carpenter, relating to property taxation.

HJR 58, introduced by Representative Brattin, relating to property exempt from taxation.

HJR 59, introduced by Representative Brown (57), relating to bingo.

HJR 60, introduced by Representative Cross, relating to taxation of personal property.

HJR 61, introduced by Representative Shumake, relating to a bond issuance for the veterans home bond fund.

HJR 62, introduced by Representative Sommer, relating to public employment for members of the general assembly.

HJR 63, introduced by Representative Gregory, relating to property tax exemptions for veterans.

HJR 64, introduced by Representative Merideth (80), relating to bail bonds.

HJR 65, introduced by Representative Ellington, relating to local voter approval of tax modifications.

HJR 66, introduced by Representative Dohrman, relating to terms of office of members of the state board of education.

HJR 67, introduced by Representative Merideth (80), relating to redistricting of state legislative and congressional districts, with penalty provisions.

HJR 68, introduced by Representative Swan, relating to governor appointments.

HJR 69, introduced by Representative Sommer, relating to tax collection.

HJR 70, introduced by Representative Houghton, relating to the conservation commission.

HJR 71, introduced by Representative Houghton, relating to the reauthorization of a sales tax dedicated to conservation purposes.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1232, introduced by Representative Stacy, relating to elections.

HB 1233, introduced by Representative Stacy, relating to elections.

HB 1234, introduced by Representative Stacy, relating to transportation development district elections.

HB 1235, introduced by Representative Stacy, relating to designation of state property in honor of individuals.

HB 1236, introduced by Representative Stacy, relating to tax increment financing districts.

HB 1237, introduced by Representative Stacy, relating to the low-income housing tax credit.

HB 1238, introduced by Representative Stacy, relating to tax credits.

HB 1239, introduced by Representative Stacy, relating to the historic structures rehabilitation tax credit.

HB 1240, introduced by Representative Stacy, relating to access to long-acting reversible contraceptives.

HB 1241, introduced by Representative Lavender, relating to the management of state revenues, with penalty provisions and an emergency clause for certain sections.

HB 1242, introduced by Representative Brown (27), relating to firearms, with penalty provisions.

HB 1243, introduced by Representative Bangert, relating to workers' compensation.

HB 1244, introduced by Representative Bangert, relating to driver's license examinations.

HB 1245, introduced by Representative Bangert, relating to a course on career readiness for ninth grade students.

HB 1246, introduced by Representative Pike, relating to human trafficking hotline posters, with penalty provisions.

HB 1247, introduced by Representative Pike, relating to diabetes awareness month.

HB 1248, introduced by Representative Pike, relating to powdered alcohol.

HB 1249, introduced by Representative Plocher, relating to certain violations in municipal court.

HB 1250, introduced by Representative Plocher, relating to fiduciary access to digital assets.

HB 1251, introduced by Representative Plocher, relating to foreclosure proceeds.

HB 1252, introduced by Representative Plocher, relating to low-dose mammography screening.

HB 1253, introduced by Representative Schroer, relating to the joint committee on substance abuse prevention and treatment.

HB 1254, introduced by Representative Schroer, relating to the offense of drug trafficking, with penalty provisions.

HB 1255, introduced by Representative Schroer, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 1256, introduced by Representative Schroer, relating to electronic firearm tracking technology, with a penalty provision.

HB 1257, introduced by Representative Schroer, relating to hiring preference for veterans.

HB 1258, introduced by Representative Schroer, relating to a health care service incentive program.

HB 1259, introduced by Representative Schroer, relating to unlawful traffic interference, with penalty provisions.

HB 1260, introduced by Representative Schroer, relating to tanning facilities, with penalty provisions.

HB 1261, introduced by Representative Schroer, relating to professional registration.

HB 1262, introduced by Representative Schroer, relating to abandoned property.

HB 1263, introduced by Representative Schroer, relating to first aid trauma kits.

HB 1264, introduced by Representative Schroer, relating to evidence on the use of safety belts.

HB 1265, introduced by Representative Schroer, relating to declarations of candidacy.

HB 1266, introduced by Representative Lichtenegger, relating to the pain capable unborn child protection act.

HB 1267, introduced by Representative Lichtenegger, relating to virtual education.

HB 1268, introduced by Representative Lichtenegger, relating to dental faculty permits.

HB 1269, introduced by Representative Lichtenegger, relating to regulations by a county, with a penalty provision.

HB 1270, introduced by Representative Lant, relating to prevailing wages on public works.

HB 1271, introduced by Representative Lant, relating to wages for work done on behalf of a school.

HB 1272, introduced by Representative Lant, relating to prevailing wages for public works contracts.

HB 1273, introduced by Representative Kendrick, relating to the powers and duties of the Missouri higher education loan authority.

HB 1274, introduced by Representative Kendrick, relating to student loans.

HB 1275, introduced by Representative Kendrick, relating to the establishment of a work-study program.

HB 1276, introduced by Representative Kendrick, relating to the Missouri Rx plan.

HB 1277, introduced by Representative Beck, relating to labor organizations.

HB 1278, introduced by Representative Beck, relating to tax credits for grocery stores.

HB 1279, introduced by Representative Beck, relating to the safekeeping of personal information.

HB 1280, introduced by Representative Beck, relating to tax increment financing projects.

HB 1281, introduced by Representative Beck, relating to firearms, with penalty provisions.

HB 1282, introduced by Representative Beck, relating to public contracts.

HB 1283, introduced by Representative Conway (10), relating to absentee voting, with penalty provisions.

HB 1284, introduced by Representative Conway (10), relating to election costs.

HB 1285, introduced by Representative Conway (10), relating to the nomination of independent candidates.

HB 1286, introduced by Representative Engler, relating to natural resources.

HB 1287, introduced by Representative Engler, relating to insurance markets for commercial insurance.

HB 1288, introduced by Representative Engler, relating to tax credits for contributions to pregnancy centers.

HB 1289, introduced by Representative Engler, relating to ballot initiatives and referendums.

HB 1290, introduced by Representative Henderson, relating to the display of the POW/MIA flag.

HB 1291, introduced by Representative Henderson, relating to the county special road tax.

HB 1292, introduced by Representative Henderson, relating to text messaging while in a school zone, with penalty provisions.

HB 1293, introduced by Representative Toalson Reisch, relating to the prevailing wage on public works.

HB 1294, introduced by Representative Toalson Reisch, relating to the protection of parental rights.

HB 1295, introduced by Representative Davis, relating to a connected vehicle technology testing program for trucks, with penalty provisions.

HB 1296, introduced by Representative Kelley (127), relating to victim impact programs for driving while intoxicated offenders.

HB 1297, introduced by Representative Brown (94), relating to the use of hand-held electronic wireless communications devices while driving.

HB 1298, introduced by Representative Brown (94), relating to text messaging while operating motor vehicles.

HB 1299, introduced by Representative Conway (104), relating to the division of alcohol and tobacco control fund.

HB 1300, introduced by Representative Conway (104), relating to boat title and registration fees.

HB 1301, introduced by Representative Conway (104), relating to governmental compensation funds, with penalty provisions.

HB 1302, introduced by Representative Higdon, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1303, introduced by Representative Alferman, relating solely to lobbyist expenditures, with penalty provisions.

HB 1304, introduced by Representative Ellebracht, relating to dissolution of candidate committees, with penalty provisions.

HB 1305, introduced by Representative Ellebracht, relating to lobbyist expenditures, with penalty provisions.

HB 1306, introduced by Representative Ellebracht, relating to sexual offender restrictions, with a penalty provision.

HB 1307, introduced by Representative Ellebracht, relating to fines for traffic violations, with penalty provisions.

HB 1308, introduced by Representative Ellebracht, relating to special prosecutors.

HB 1309, introduced by Representative Ellebracht, relating to the offense of failure to identify, with penalty provisions.

HB 1310, introduced by Representative Quade, relating to guidelines for opioid prescriptions.

HB 1311, introduced by Representative Quade, relating to the hand-up program.

HB 1312, introduced by Representative Quade, relating to contraceptives.

HB 1313, introduced by Representative White, relating to the prevailing wage on low-income housing.

HB 1314, introduced by Representative White, relating to unlawful discriminatory practices.

HB 1315, introduced by Representative Baringer, relating to the use of sunscreen by students.

HB 1316, introduced by Representative Mitten, relating to consent for voluntary searches.

HB 1317, introduced by Representative Mitten, relating to unlawful discriminatory practices, with penalty provisions.

HB 1318, introduced by Representative Roberts, relating to the accelerated rehabilitative disposition program for certain defendants.

HB 1319, introduced by Representative Roberts, relating to the Missouri death with dignity act, with penalty provisions.

HB 1320, introduced by Representative Roberts, relating to the MO HealthNet program.

HB 1321, introduced by Representative Roberts, relating to the Missouri youth challenge academy.

HB 1322, introduced by Representative Roberts, relating to the establishment of the Intervention and Compliance Unit Pilot Program.

HB 1323, introduced by Representative Roberts, relating to ticket quotas by peace officers.

HB 1324, introduced by Representative Roberts, relating to the law library surcharge.

HB 1325, introduced by Representative Roberts, relating to crime victims' compensation fund claims.

HB 1326, introduced by Representative Roberts, relating to a tax deduction for firearm training.

HB 1327, introduced by Representative Roberts, relating to disposition of unclaimed seized property, with an emergency clause.

HB 1328, introduced by Representative Remole, relating to juvenile officers.

HB 1329, introduced by Representative Remole, relating to retirement benefits for employees of soil and water districts.

HB 1330, introduced by Representative Pietzman, relating to maintaining Missouri state parks.

HB 1331, introduced by Representative Pietzman, relating to the rights of victims.

HB 1332, introduced by Representative Pietzman, relating to the minority business development commission.

HB 1333, introduced by Representative Pietzman, relating to abortion, with penalty provisions and a contingent effective date.

HB 1334, introduced by Representative Walker (74), relating to the state children's health insurance program.

HB 1335, introduced by Representative Peters, relating to bail reform, with penalty provisions.

HB 1336, introduced by Representative Peters, relating to boarding of prisoners.

HB 1337, introduced by Representative Newman, relating to pay equity.

HB 1338, introduced by Representative Newman, relating to the compassionate assistance for rape emergencies (CARE) act, with penalty provisions.

HB 1339, introduced by Representative Newman, relating to making a threat to the security of a public building or public school, with penalty provisions.

HB 1340, introduced by Representative Newman, relating to extreme risk protection orders, with penalty provisions.

HB 1341, introduced by Representative Newman, relating to the sale and transfer of firearms, with penalty provisions.

HB 1342, introduced by Representative Newman, relating to the sale of ammunition to minors, with penalty provisions.

HB 1343, introduced by Representative Newman, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1344, introduced by Representative Hill, relating to private probation services for misdemeanor offenses.

HB 1345, introduced by Representative Stacy, relating to closed primary elections.

HB 1346, introduced by Representative Stacy, relating to ranked choice or instant runoff voting, with a delayed effective date.

HB 1347, introduced by Representative Shumake, relating to the attorney general.

HB 1348, introduced by Representative Black, relating to career and technical student organizations.

HB 1349, introduced by Representative Black, relating to Missouri sliced bread day.

HB 1350, introduced by Representative Smith (163), relating to background check requirements for certain in-home service providers, with a penalty provision.

HB 1351, introduced by Representative Beard, relating to filing a responsive pleading in certain family law proceedings.

HB 1352, introduced by Representative Beard, relating to the Missouri child protection registry, with penalty provisions and a delayed effective date.

HB 1353, introduced by Representative Beard, relating to guardianship of minors.

HB 1354, introduced by Representative Remole, relating to retirement benefits for employees of soil and water districts.

HB 1355, introduced by Representative Phillips, relating to retired peace officers.

HB 1356, introduced by Representative Phillips, relating to charges for the service of court orders.

HB 1357, introduced by Representative Kelley (127), relating to an earned income tax credit, with a contingent effective date.

HB 1358, introduced by Representative Davis, relating to password protections.

HB 1359, introduced by Representative Hannegan, relating to duties of the board of probation and parole.

HB 1360, introduced by Representative Hannegan, relating to discrimination based on sexual orientation or gender identity.

HB 1361, introduced by Representative Kidd, relating to life-sustaining treatment policies of health care facilities.

HB 1362, introduced by Representative Kidd, relating to a tax credit for senior citizen property owners.

HB 1363, introduced by Representative Kidd, relating to suicide prevention in schools.

HB 1364, introduced by Representative Kidd, relating to transportation and delivery of petroleum products.

HB 1365, introduced by Representative Gannon, relating to elementary and secondary education.

HB 1366, introduced by Representative Basye, relating to transportation of school children.

HB 1367, introduced by Representative Basye, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.

HB 1368, introduced by Representative Basye, relating to the Missouri returning heroes education act.

HB 1369, introduced by Representative Sommer, relating to service dogs.

HB 1370, introduced by Representative Sommer, relating to financial accountability of public schools.

HB 1371, introduced by Representative Sommer, relating to gifted education.

HB 1372, introduced by Representative Moon, relating to the right to life.

HB 1373, introduced by Representative Ruth, relating to appointment of a teacher representative to the state board of education.

HB 1374, introduced by Representative Ruth, relating to the waterways trust fund, with an expiration date for certain sections.

HB 1375, introduced by Representative Ruth, relating to post traumatic stress awareness day in Missouri.

HB 1376, introduced by Representative Walsh, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1377, introduced by Representative Walsh, relating to the champion for children tax credit.

HB 1378, introduced by Representative Trent, relating to the Amber Alert System.

HB 1379, introduced by Representative Stacy, relating to elections.

HB 1380, introduced by Representative Stacy, relating to elections.

HB 1381, introduced by Representative Shull (16), relating to financial accreditation standards for insurance companies, with a delayed effective date and a penalty provision.

HB 1382, introduced by Representative Miller, relating to the concealed carry of firearms within places of worship, with penalty provisions.

HB 1383, introduced by Representative Miller, relating to abortion.

HB 1384, introduced by Representative Miller, relating to sales of authentic American Indian arts or crafts, with a penalty provision.

HB 1385, introduced by Representative Spencer, relating to high school diplomas.

HB 1386, introduced by Representative Spencer, relating to transportation regulations.

HB 1387, introduced by Representative Spencer, relating to school funding.

HB 1388, introduced by Representative Gregory, relating to certain sports contests.

HB 1389, introduced by Representative Fitzpatrick, relating to autocycles.

HB 1390, introduced by Representative Fitzpatrick, relating to fantasy sports contests, with penalty provisions.

HB 1391, introduced by Representative Gregory, relating to jury trial to contest the creation of a trust.

HB 1392, introduced by Representative Gregory, relating to jointly-owned accounts.

HB 1393, introduced by Representative Gregory, relating to accident reports.

HB 1394, introduced by Representative Carpenter, relating to climate change.

HB 1395, introduced by Representative Carpenter, relating to the regulation of employment practices by political subdivisions.

HB 1396, introduced by Representative Shaul (113), relating to the use of bags to package purchased goods.

HB 1397, introduced by Representative Shaul (113), relating to employee scheduling.

HB 1398, introduced by Representative DeGroot, relating to dogs.

HB 1399, introduced by Representative DeGroot, relating to the termination of parental rights of a convicted rapist.

HB 1400, introduced by Representative DeGroot, relating to the practice of shampooing.

HB 1401, introduced by Representative DeGroot, relating to habitability of rental property.

HB 1402, introduced by Representative DeGroot, relating to arbitration agreements.

HB 1403, introduced by Representative DeGroot, relating to municipal courts.

HB 1404, introduced by Representative DeGroot, relating to courthouse security.

HB 1405, introduced by Representative DeGroot, relating to financial interests of minors.

HB 1406, introduced by Representative DeGroot, relating to insurance.

HB 1407, introduced by Representative DeGroot, relating to the collateral source rule.

HB 1408, introduced by Representative Spencer, relating to the Missouri course access program, with a delayed effective date.

HB 1409, introduced by Representative Fitzpatrick, relating to employment security.

HB 1410, introduced by Representative Fitzpatrick, relating to reimbursement allowance taxes.

HB 1411, introduced by Representative Rhoads, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1412, introduced by Representative Taylor, relating to statewide assessments.

HB 1413, introduced by Representative Taylor, relating to labor organizations.

HB 1414, introduced by Representative Taylor, relating to the slaughter of feral hogs.

HB 1415, introduced by Representative Lauer, relating to professional development for teachers.

HB 1416, introduced by Representative Davis, relating to income tax refund claims.

HB 1417, introduced by Representative Kelley (127), relating to reading intervention in schools.

HB 1418, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 1419, introduced by Representative Haefner, relating to suicide prevention training for health care professionals.

HB 1420, introduced by Representative Pfautsch, relating to the early learning quality assurance report.

HB 1421, introduced by Representative Pfautsch, relating to gifted education.

HB 1422, introduced by Representative Pfautsch, relating to unclaimed property, with penalty provisions.

HB 1423, introduced by Representative Roeber, relating to ethics, with penalty provisions.

HB 1424, introduced by Representative Roeber, relating to school boards, with a delayed effective date.

HB 1425, introduced by Representative Davis, relating to cottage food production operations.

HB 1426, introduced by Representative Kelley (127), relating to the operation of a motorcycle, with penalty provisions.

HB 1427, introduced by Representative Love, relating to historic preservation, with penalty provisions.

HB 1428, introduced by Representative Muntzel, relating to vacancies in county elected offices.

HB 1429, introduced by Representative Muntzel, relating to a tax credit for homeless shelter contributions.

HB 1430, introduced by Representative Barnes (28), relating to child care facilities.

HB 1431, introduced by Representative Barnes (28), relating to emergency service districts.

HB 1432, introduced by Representative Berry, relating to the state of information technology in Missouri.

HB 1433, introduced by Representative Berry, relating to repealing the death penalty, with penalty provisions.

HB 1434, introduced by Representative Berry, relating to marriage, with penalty provisions.

HB 1435, introduced by Representative Sommer, relating to gifted children.

HB 1436, introduced by Representative Love, relating to the prevailing wage on public works.

HB 1438, introduced by Representative Evans, relating to a tax credit for amateur sporting events.

HB 1439, introduced by Representative Evans, relating to offenses to the family, with penalty provisions.

HB 1440, introduced by Representative Evans, relating to hemp extract.

HB 1441, introduced by Representative Baringer, relating to hemp extract.

HB 1442, introduced by Representative Alferman, relating to commissioner offices.

HB 1443, introduced by Representative Eggleston, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 1444, introduced by Representative Eggleston, relating to repeal of the state safety inspection program, with penalty provisions and an effective date.

HB 1445, introduced by Representative Eggleston, relating to expenditures of public funds, with a contingent effective date.

HB 1446, introduced by Representative Eggleston, relating to elections.

HB 1447, introduced by Representative Eggleston, relating to the highways and transportation commission.

HB 1448, introduced by Representative May, relating to marijuana, with penalty provisions and a referendum clause.

HB 1449, introduced by Representative May, relating to unpaid leave for employees to attend academic activities of their children.

HB 1450, introduced by Representative May, relating to funding for Missouri land grant institutions.

HB 1451, introduced by Representative May, relating to electroconvulsive therapy, with penalty provisions.

HB 1452, introduced by Representative May, relating to officer-involved incidents.

HB 1453, introduced by Representative May, relating to transitional school districts.

HB 1454, introduced by Representative May, relating to the state fruit tree.

HB 1455, introduced by Representative Lauer, relating to career options for students.

HB 1456, introduced by Representative Lauer, relating to emergency communication services, with penalty provisions.

HB 1457, introduced by Representative Lauer, relating to computer programming education.

HB 1458, introduced by Representative Lauer, relating to instructor evaluations at public institutions of higher education.

HB 1459, introduced by Representative Love, relating to outdoor advertising.

HB 1460, introduced by Representative Evans, relating to a tax deduction for certain Olympic athletes.

HB 1461, introduced by Representative Anderson, relating to the address confidentiality program.

HB 1462, introduced by Representative Davis, relating to preference to disabled veterans in state and political subdivision contracts.

HB 1463, introduced by Representative Kelley (127), relating to family law proceedings.

HB 1464, introduced by Representative Berry, relating to property taxation of telephone companies.

HB 1465, introduced by Representative Cookson, relating to higher education.

HB 1466, introduced by Representative Berry, relating to data storage centers.

HB 1467, introduced by Representative Stevens (46), relating to the distribution of hypodermic needles.

HB 1468, introduced by Representative Stevens (46), relating to public assistance benefits for pregnant women.

HB 1469, introduced by Representative Davis, relating to Missouri military code.

HB 1470, introduced by Representative Kelley (127), relating to birth certificates.

HB 1471, introduced by Representative Sommer, relating to motor vehicle certificates of registration.

HB 1472, introduced by Representative Mitten, relating to the safe disposal of unused pharmaceuticals.

HB 1473, introduced by Representative Mitten, relating to continuing education requirements for prescribing controlled substances.

HB 1474, introduced by Representative Brattin, relating to public institutions of higher education.

HB 1475, introduced by Representative Brattin, relating to municipal ordinance violations, with a penalty provision.

HB 1476, introduced by Representative Brattin, relating to inmate charges for medical treatment at correctional facilities.

HB 1477, introduced by Representative Brattin, relating to the state budget.

HB 1478, introduced by Representative Brattin, relating to illegal immigration, with a delayed effective date.

HB 1479, introduced by Representative Brattin, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1480, introduced by Representative Love, relating to county health ordinances.

HB 1481, introduced by Representative Wiemann, relating to certain exemptions for insurance holding companies.

HB 1482, introduced by Representative Davis, relating to property assessments.

HB 1483, introduced by Representative Kelley (127), relating to the sex offender registry.

HB 1484, introduced by Representative Brown (57), relating to bingo, with a contingent effective date.

HB 1485, introduced by Representative Brown (57), relating to taxes on transient guests to fund the promotion of tourism.

HB 1486, introduced by Representative Kelly (141), relating to the supplemental nutrition assistance program.

HB 1487, introduced by Representative Trent, relating to court reporters.

HB 1488, introduced by Representative Trent, relating to the closure of certain records.

HB 1489, introduced by Representative Matthiesen, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1490, introduced by Representative Matthiesen, relating to the Missouri long-term care partnership program act.

HB 1491, introduced by Representative Kelley (127), relating to the termination of parental rights.

HB 1492, introduced by Representative Lynch, relating to the show-me heroes program.

HB 1493, introduced by Representative Wood, relating to salaries of school employees.

HB 1494, introduced by Representative Dogan, relating to the sheriff of the city of St. Louis.

HB 1495, introduced by Representative Dogan, relating to the rights of utility customers.

HB 1496, introduced by Representative Dogan, relating to banning certain lobbyist gifts, with penalty provisions.

HB 1497, introduced by Representative Dogan, relating to law enforcement agency policies regarding officer-involved deaths.

HB 1498, introduced by Representative Dogan, relating to contraceptives.

HB 1499, introduced by Representative Dogan, relating to long-acting reversible contraceptives.

HB 1500, introduced by Representative Dogan, relating to the board of cosmetology and barber examiners.

HB 1501, introduced by Representative Dogan, relating to asset forfeiture.

HB 1502, introduced by Representative Kelly (141), relating to advanced practice registered nurses.

HB 1503, introduced by Representative Dohrman, relating to small business loans for veterans.

HB 1504, introduced by Representative Reiboldt, relating to zoning around National Guard training centers.

HB 1505, introduced by Representative Davis, relating to housing priority for veterans.

HB 1506, introduced by Representative Kelley (127), relating to alternative instruction plans for inclement weather.

HB 1507, introduced by Representative Cross, relating to representation in tax assessments matters.

HB 1508, introduced by Representative Cross, relating to landlords.

HB 1509, introduced by Representative Cross, relating to tenant evictions.

HB 1510, introduced by Representative Cross, relating to inspections of private residences.

HB 1511, introduced by Representative Berry, relating to sales taxes for electricity sellers.

HB 1512, introduced by Representative Corlew, relating to arbitration agreements between employers and at-will employees.

HB 1513, introduced by Representative Corlew, relating to property assessments.

HB 1514, introduced by Representative Corlew, relating to campaign finance, with penalty provisions.

HB 1515, introduced by Representative McCann Beatty, relating to freedom to disclose information about public employers.

HB 1516, introduced by Representative Wiemann, relating to chiropractic services.

HB 1517, introduced by Representative McCann Beatty, relating to the state legal expense fund.

HB 1518, introduced by Representative Eggleston, relating to rates charged by health care providers.

HB 1519, introduced by Representative Reiboldt, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 1520, introduced by Representative Cookson, relating to teacher salaries.

HB 1521, introduced by Representative Cookson, relating to statewide athletic organizations.

HB 1522, introduced by Representative Davis, relating to municipal court costs.

HB 1523, introduced by Representative Kelley (127), relating to clubfoot awareness day.

HB 1524, introduced by Representative Neely, relating to pharmaceutical manufacturers.

HB 1525, introduced by Representative Pfautsch, relating to unclaimed property, with a penalty provision.

HB 1526, introduced by Representative Walker (74), relating to minor children suspected of prostitution, with penalty provisions.

HB 1527, introduced by Representative Walker (74), relating to the MO HealthNet buy-in for workers with disabilities program.

HB 1528, introduced by Representative Dohrman, relating to the Missouri higher education civics achievement examination.

HB 1529, introduced by Representative Davis, relating to an income tax deduction for volunteer firefighters.

HB 1530, introduced by Representative Kelley (127), relating to battered spouse syndrome.

HB 1531, introduced by Representative DeGroot, relating to interpleading in civil proceedings.

HB 1532, introduced by Representative Butler, relating to the science, technology, engineering and mathematics fund.

HB 1533, introduced by Representative Butler, relating to the economic education partnership act.

HB 1534, introduced by Representative Butler, relating to the Missouri parent/teacher involvement act.

HB 1535, introduced by Representative Butler, relating to tax credits for contributions to public school foundations.

HB 1536, introduced by Representative Butler, relating to peace officer continuing education requirements.

HB 1537, introduced by Representative Butler, relating to the quality policing act.

HB 1538, introduced by Representative Butler, relating to public nuisance, with penalty provisions.

HB 1539, introduced by Representative Morris, relating to uninsured motorists, with a penalty provision.

HB 1540, introduced by Representative Morris, relating to insurance claims filed by a pharmacy.

HB 1541, introduced by Representative Morris, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1542, introduced by Representative Morris, relating to pharmacy benefits managers.

HB 1543, introduced by Representative Ellington, relating to the designation of Malcolm X observation day in Missouri.

HB 1544, introduced by Representative Ellington, relating to the designation of El-Hajj Malik El-Shabazz observation day in Missouri.

HB 1545, introduced by Representative Ellington, relating to the Malcolm X day commission.

HB 1546, introduced by Representative Ellington, relating to the labeling of genetically modified food products.

HB 1547, introduced by Representative Davis, relating to unsecured loans of seven hundred fifty dollars or less.

HB 1548, introduced by Representative Alferman, relating to tampering with a judicial officer, with a penalty provision.

HB 1549, introduced by Representative Alferman, relating to a tax allowance for agricultural producers.

HB 1550, introduced by Representative Newman, relating to elections, with a delayed effective date for a certain section and penalty provisions.

HB 1551, introduced by Representative Newman, relating to human sexuality education.

HB 1552, introduced by Representative Neely, relating to professional licensure applications.

HB 1553, introduced by Representative Neely, relating to guardianship proceedings.

HB 1554, introduced by Representative Neely, relating to the use of investigational drugs, with penalty provisions.

HB 1555, introduced by Representative Neely, relating to nursing facility inspections.

HB 1556, introduced by Representative Neely, relating to the work for restitution program.

HB 1557, introduced by Representative Neely, relating to the termination of child support obligations.

HB 1558, introduced by Representative Neely, relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

HB 1559, introduced by Representative Neely, relating to the sexual offender registry.

HB 1560, introduced by Representative Morris, relating to immunizations for children.

HB 1561, introduced by Representative Andrews, relating to prevailing wages on public works.

HB 1562, introduced by Representative Andrews, relating to prevailing wages for the construction of public works.

HB 1563, introduced by Representative Newman, relating to firearm sales.

HB 1565, introduced by Representative Christofanelli, relating to statewide ballot measure voting requirements, with a contingent effective date.

HB 1566, introduced by Representative Christofanelli, relating to motor vehicle registration.

HB 1567, introduced by Representative Christofanelli, relating to elections.

HB 1568, introduced by Representative Christofanelli, relating to tax increment financing districts.

HB 1569, introduced by Representative Christofanelli, relating to school absences.

HB 1570, introduced by Representative Shaul (113), relating to the small business regulatory fairness board.

HB 1571, introduced by Representative Davis, relating to limited liability companies.

HB 1572, introduced by Representative Rowland (155), relating to driver's licenses for persons who are deaf or hard of hearing.

HB 1573, introduced by Representative Rowland (155), relating to the school calendar, with a delayed effective date for a certain section.

HB 1574, introduced by Representative Rowland (155), relating to advanced practice registered nurses in collaborative practice arrangements.

HB 1575, introduced by Representative Berry, relating to public utilities.

HB 1576, introduced by Representative Wiemann, relating to administrative procedures.

HB 1577, introduced by Representative Wiemann, relating to public labor organizations, with penalty provisions.

HB 1578, introduced by Representative Kolkmeyer, relating to civil procedure in tort claims.

HB 1579, introduced by Representative Franks Jr., relating to good time credit.

HB 1580, introduced by Representative Franks Jr., relating to charter schools.

HB 1581, introduced by Representative Franks Jr., relating to criminal nonsupport.

HB 1582, introduced by Representative Franks Jr., relating to transitional school districts.

HB 1583, introduced by Representative Franks Jr., relating to peace officer disciplinary actions.

HB 1584, introduced by Representative Franks Jr., relating to automatic voter registration.

HB 1585, introduced by Representative Franks Jr., relating to youth violence prevention day.

HB 1586, introduced by Representative Franks Jr., relating to protesters' rights.

HB 1587, introduced by Representative Helms, relating to professional registration.

HB 1588, introduced by Representative Helms, relating to direct primary care services for MO HealthNet participants.

HB 1589, introduced by Representative Helms, relating to birthing centers.

HB 1590, introduced by Representative Smith (163), relating to the statute of limitations for certain offenses, with penalty provisions.

HB 1591, introduced by Representative Wood, relating to watercraft operation, with penalty provisions.

HB 1592, introduced by Representative Franks Jr., relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1593, introduced by Representative Davis, relating to secondary education.

HB 1594, introduced by Representative Davis, relating to prevailing wages for the construction of public works.

HB 1595, introduced by Representative Higdon, relating to sewer corporations.

HB 1596, introduced by Representative Higdon, relating to prison terms.

HB 1597, introduced by Representative Fraker, relating to the disposition of human remains.

HB 1598, introduced by Representative Fraker, relating to preneed contracts.

HB 1599, introduced by Representative Fraker, relating to local use taxes.

HB 1600, introduced by Representative Higdon, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.

HB 1601, introduced by Representative Merideth (80), relating to the management of state revenues.

HB 1602, introduced by Representative Merideth (80), relating to MO HealthNet services, with a referendum clause.

HB 1603, introduced by Representative Merideth (80), relating to the MO HealthNet program.

HB 1604, introduced by Representative Merideth (80), relating to a tax credit for rural health care professionals.

HB 1605, introduced by Representative Bernskoetter, relating to the Missouri state capitol commission.

HB 1606, introduced by Representative Gannon, relating to elementary and secondary education.

HB 1607, introduced by Representative Korman, relating to lead-acid batteries.

HB 1608, introduced by Representative Kelly (141), relating to the committee on legislative research.

HB 1609, introduced by Representative Engler, relating to land clearance projects.

HB 1610, introduced by Representative Franklin, relating to child abuse reports.

HB 1611, introduced by Representative Trent, relating to statutes of limitations.

HB 1612, introduced by Representative Kelley (127), relating to guardianship.

HB 1613, introduced by Representative Kelley (127), relating to driver's licenses.

HB 1614, introduced by Representative Reiboldt, relating to the regulation of agricultural inputs.

HB 1615, introduced by Representative Reiboldt, relating to the offense of animal or livestock trespass, with penalty provisions.

HB 1616, introduced by Representative Walker (74), relating to the show-me healthy babies program.

HB 1617, introduced by Representative Barnes (60), relating to telehealth.

HB 1618, introduced by Representative Barnes (60), relating to a controlled substance take back program, with an emergency clause for a certain section.

HB 1619, introduced by Representative Rehder, relating to the narcotics control act, with penalty provisions.

HB 1620, introduced by Representative Rehder, relating to distributors of hypodermic needles.

HB 1621, introduced by Representative Rehder, relating to public contracts.

HB 1622, introduced by Representative Reiboldt, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1623, introduced by Representative Fitzwater (49), relating to elementary and secondary education.

HB 1624, introduced by Representative Mitten, relating to MO HealthNet services.

HB 1625, introduced by Representative Morris, relating to the Missouri senior farmers' market nutrition program.

HB 1626, introduced by Representative Morris, relating to the Tricia Leann Tharp act.

HB 1627, introduced by Representative Evans, relating to the protection of certain pregnant women while in custody.

HB 1628, introduced by Representative Evans, relating to minor children suspected of prostitution, with penalty provisions.

HB 1629, introduced by Representative Evans, relating to the licensure of psychologists.

HB 1630, introduced by Representative Evans, relating to marriage licenses.

HB 1631, introduced by Representative Evans, relating to minority-owned businesses.

HB 1632, introduced by Representative Korman, relating to deeds conveying real estate.

HB 1633, introduced by Representative Corlew, relating to convictions of included offenses.

HB 1635, introduced by Representative Bernskoetter, relating to sexual assault reporting in long-term care facilities.

HB 1636, introduced by Representative Arthur, relating to health insurance coverage for medication assisted treatment for substance abuse.

HB 1637, introduced by Representative Neely, relating to case management plans for foster children.

HB 1638, introduced by Representative Toalson Reisch, relating to peace officer training.

HB 1639, introduced by Representative Stacy, relating to educational scholarships, with penalty provisions.

HB 1640, introduced by Representative Bangert, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1641, introduced by Representative Roden, relating to workers' compensation for firefighters.

HB 1642, introduced by Representative Roden, relating to requirements of public safety personnel.

HB 1643, introduced by Representative Berry, relating to public utilities.

HB 1644, introduced by Representative Sommer, relating to state agency requirements.

HB 1645, introduced by Representative DeGroot, relating to actions for damages due to exposure to asbestos.

HB 1646, introduced by Representative Eggleston, relating to brush control on county roads.

HB 1647, introduced by Representative Schroer, relating to workers' compensation.

HB 1648, introduced by Representative Cornejo, relating to property exempt from execution.

HB 1649, introduced by Representative Cornejo, relating to law enforcement animals, with penalty provisions.

HB 1650, introduced by Representative Cornejo, relating to trust instruments.

HB 1651, introduced by Representative Cornejo, relating to the publication of electronic notice of the sale of real property.

HB 1652, introduced by Representative Cornejo, relating to physical therapists.

HB 1653, introduced by Representative Cornejo, relating to intoxicating liquor.

HB 1654, introduced by Representative Cornejo, relating to contingency fee contracts.

HB 1655, introduced by Representative Cornejo, relating to the assignment of benefits for creditors.

HB 1656, introduced by Representative Cornejo, relating to professional employer organizations.

HB 1657, introduced by Representative Basye, relating to department of conservation resident landowner privileges.

HB 1658, introduced by Representative Basye, relating to health care for persons with disabilities.

HB 1659, introduced by Representative Eggleston, relating to comparable health care service incentive programs, with an effective date.

HB 1660, introduced by Representative Swan, relating to career and technical education.

HB 1661, introduced by Representative Swan, relating to tax credits for qualified film projects.

HB 1662, introduced by Representative Swan, relating to emergency medical services personnel.

HB 1663, introduced by Representative Swan, relating to the establishment of developmental guidance and counseling programs in schools.

HB 1664, introduced by Representative Swan, relating to early childhood education, with an emergency clause.

HB 1665, introduced by Representative Swan, relating to a visiting scholars certificate.

HB 1666, introduced by Representative Swan, relating to tax credit approval.

HB 1667, introduced by Representative Swan, relating to child custody arrangements.

HB 1668, introduced by Representative Swan, relating to a savings plan for educational expenses, with penalty provisions.

HB 1669, introduced by Representative Swan, relating to distribution of state school aid for charter schools, with an emergency clause.

HB 1670, introduced by Representative Swan, relating to teacher compensation.

HB 1671, introduced by Representative Swan, relating to the champion for children tax credit.

HB 1672, introduced by Representative Kendrick, relating to the Missouri secure choice savings program act.

HB 1673, introduced by Representative Kendrick, relating to public pension plans.

HB 1674, introduced by Representative Kendrick, relating to the state of Missouri deferred compensation plan.

HB 1675, introduced by Representative Redmon, relating to school bus driver medical endorsements.

HB 1676, introduced by Representative Redmon, relating to school bus driver qualifications.

HB 1677, introduced by Representative Lauer, relating to student assessments.

HB 1678, introduced by Representative Chipman, relating to curriculum for degrees offered by public colleges and universities.

HB 1679, introduced by Representative Chipman, relating to student meals at public institutions of higher education.

HB 1680, introduced by Representative Chipman, relating to student lodging.

HB 1681, introduced by Representative Chipman, relating to the admissibility of municipal offenses to prove credibility.

HB 1682, introduced by Representative Runions, relating to electric shock drowning prevention.

HB 1683, introduced by Representative Runions, relating to planning commissions.

HB 1684, introduced by Representative DeGroot, relating to damages in wrongful death actions.

HB 1685, introduced by Representative Hill, relating to short-term major medical policies.

HB 1686, introduced by Representative Trent, relating to the state capitol complex commission.

HB 1687, introduced by Representative Quade, relating to a sales tax for early childhood education programs.

HB 1688, introduced by Representative Eggleston, relating to performance measures at institutions of higher education.

HB 1689, introduced by Representative Kelley (127), relating to guardianships.

HB 1690, introduced by Representative Engler, relating to the Missouri life and health insurance guaranty association act.

HB 1691, introduced by Representative Miller, relating to the public service commission.

HB 1692, introduced by Representative Miller, relating to port authorities.

HB 1693, introduced by Representative DeGroot, relating to workers' compensation.

HB 1694, introduced by Representative Unsicker, relating to blind pension asset limits.

HB 1695, introduced by Representative Unsicker, relating to repealing the death penalty, with a penalty provision.

HB 1696, introduced by Representative Unsicker, relating to the taxation of property, with a delayed effective date.

HB 1697, introduced by Representative-elect Washington, relating to historically black college and university week.

HB 1698, introduced by Representative-elect Washington, relating to minority mental health awareness month.

HB 1699, introduced by Representative Quade, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1700, introduced by Representative Green, relating to tax increment financing.

HB 1701, introduced by Representative Green, relating to purchases to be made on competitive bids.

HB 1702, introduced by Representative Green, relating to the Missouri prompt pay act.

HB 1703, introduced by Representative Green, relating to individual sureties.

HB 1704, introduced by Representative Green, relating to gas corporations.

HB 1705, introduced by Representative Green, relating to compliance with the federal REAL ID Act of 2005.

HB 1706, introduced by Representative Green, relating to the Missouri Minority Business Loan Program.

HB 1707, introduced by Representative Green, relating to mental health patient admission notice requirements.

HB 1708, introduced by Representative Green, relating to the state legal expense fund.

HB 1709, introduced by Representative Green, relating to harassment in the workplace.

HB 1710, introduced by Representative Grier, relating to professional registration.

HB 1711, introduced by Representative Moon, relating to a terrorist offender registry, with penalty provisions.

HB 1712, introduced by Representative Pfautsch, relating to literacy instruction.

HB 1713, introduced by Representative Phillips, relating to the Missouri adoptee rights act.

HB 1714, introduced by Representative Phillips, relating to adoption records.

HB 1715, introduced by Representative Phillips, relating to a minor's ability to contract.

HB 1716, introduced by Representative White, relating to medical school students, with penalty provisions.

HB 1717, introduced by Representative White, relating to the state legal expense fund.

HB 1718, introduced by Representative White, relating to health care determination appeals.

HB 1719, introduced by Representative Grier, relating to professional registration.

HB 1720, introduced by Representative Kolkmeyer, relating to donated fire equipment.

HB 1721, introduced by Representative Black, relating to agricultural land values.

HB 1722, introduced by Representative Moon, relating to refunds for sales tax overpayments.

HB 1723, introduced by Representative Grier, relating to higher education benefits for veterans.

HB 1724, introduced by Representative Barnes (28), relating to automobile liability insurance for property damage.

HB 1725, introduced by Representative Barnes (28), relating to special victims.

HB 1726, introduced by Representative Barnes (28), relating to jury service by persons of a certain age.

HB 1727, introduced by Representative Sommer, relating to solid waste management.

HB 1728, introduced by Representative Lant, relating to juvenile courts.

HB 1729, introduced by Representative Justus, relating to the prevailing wage on public works.

HB 1730, introduced by Representative Justus, relating to tax credits.

HB 1731, introduced by Representative Merideth (80), relating to the legalization of marijuana, with penalty provisions.

HB 1732, introduced by Representative Merideth (80), relating to evidence justifying a sentence of death.

HB 1733, introduced by Representative Merideth (80), relating to firearms, with penalty provisions.

HB 1734, introduced by Representative Merideth (80), relating to the community police tax credit.

HB 1735, introduced by Representative Merideth (80), relating to technology used by law enforcement.

HB 1736, introduced by Representative Merideth (80), relating to an earned income tax credit.

HB 1737, introduced by Representative Merideth (80), relating to initiative and referendum petitions.

HB 1738, introduced by Representative Merideth (80), relating to notaries public.

HB 1739, introduced by Representative Smith (163), relating to minimum terms of imprisonment.

HB 1740, introduced by Representative Wessels, relating to the narcotics control act, with penalty provisions.

HB 1741, introduced by Representative Davis, relating to paid leave for National Guard training for state employees.

HB 1742, introduced by Representative Davis, relating to hiring preference for veterans.

HB 1743, introduced by Representative Davis, relating to sexual offenders residing near schools, with a penalty provision.

HB 1744, introduced by Representative Hansen, relating to higher education financial aid eligibility, with an emergency clause.

HB 1745, introduced by Representative Hansen, relating to text messaging while operating motor vehicles.

HB 1746, introduced by Representative Wood, relating to MO HealthNet liens.

HB 1747, introduced by Representative Wood, relating to reimbursement allowances.

HB 1748, introduced by Representative Pogue, relating to jurisdiction over land ceded to the United States.

HB 1749, introduced by Representative Pogue, relating to foreign ownership of agricultural land.

HB 1750, introduced by Representative Pogue, relating to veterinary feed directive rules.

HB 1751, introduced by Representative Pogue, relating to abortion, with penalty provisions.

HB 1752, introduced by Representative Pogue, relating to emergency contraceptives.

HB 1753, introduced by Representative Pogue, relating to the collection of samples on private land.

HB 1754, introduced by Representative Pogue, relating to the general assembly.

HB 1755, introduced by Representative Pogue, relating to public restrooms.

HB 1756, introduced by Representative Pogue, relating to the sale of certain lands acquired through legal settlements.

HB 1757, introduced by Representative Pogue, relating to public lands.

HB 1758, introduced by Representative Pogue, relating to income tax.

HB 1759, introduced by Representative Pogue, relating to the enforce the laws act.

HB 1760, introduced by Representative Pogue, relating to the Second Amendment preservation act.

HB 1761, introduced by Representative Pogue, relating to collection of student data by school districts.

HB 1762, introduced by Representative Pogue, relating to child neglect, with penalty provisions.

HB 1763, introduced by Representative Pogue, relating to persons authorized to solemnize marriages.

HB 1764, introduced by Representative Pogue, relating to driver's license issuance.

HB 1765, introduced by Representative Pogue, relating to state land purchases.

HB 1766, introduced by Representative Arthur, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1767, introduced by Representative Arthur, relating to treatment services for children entering foster care.

HB 1768, introduced by Representative Moon, relating to unlawful use of weapons, with penalty provisions.

HB 1769, introduced by Representative Mathews, relating to the offense of filing false documents, with penalty provisions.

HB 1770, introduced by Representative Morgan, relating to school attendance.

HB 1771, introduced by Representative Morgan, relating to higher education tuition policy

HB 1772, introduced by Representative Morgan, relating to the respect women’s abortion decisions act.

HB 1773, introduced by Representative Morgan, relating to advanced practice registered nurses.

HB 1774, introduced by Representative Morgan, relating to employment security.

HB 1775, introduced by Representative Franks Jr., relating to tax credits for new businesses in distressed communities.

HB 1776, introduced by Representative Ellington, relating to postconviction procedures.

HB 1777, introduced by Representative Ellington, relating to parole eligibility.

HB 1778, introduced by Representative Ellington, relating to the Missouri innocence commission.

HB 1779, introduced by Representative Ellington, relating to full orders of protection, with penalty provisions.

HB 1780, introduced by Representative Ellington, relating to criminal justice accountability.

HB 1781, introduced by Representative Ellington, relating to vehicular stops and searches by law enforcement.

HB 1782, introduced by Representative Ellington, relating to discrimination based on sexual orientation or gender identity.

HB 1783, introduced by Representative Ellington, relating to fathers' parental rights.

HB 1784, introduced by Representative Ellington, relating to the minimum wage rate.

HB 1785, introduced by Representative Ellington, relating to the small business equality act.

HB 1786, introduced by Representative Ellington, relating to an economic development grant program.

HB 1787, introduced by Representative Ellington, relating to visually impaired voters.

HB 1788, introduced by Representative Ellington, relating to high school graduation requirements.

HB 1789, introduced by Representative Ellington, relating to elementary and secondary education.

HB 1790, introduced by Representative Ellington, relating to the Missouri death with dignity act, with penalty provisions.

HB 1791, introduced by Representative Ellington, relating to the Missouri DREAM trust fund commission.

HB 1792, introduced by Representative Ellington, relating to postsecondary education public benefits.

HB 1793, introduced by Representative Redmon, relating to service of process after the statute of limitations has expired for filing an action.

HB 1794, introduced by Representative Grier, relating to barbering.

HB 1795, introduced by Representative Bernskoetter, relating to the state personnel law.

HB 1796, introduced by Representative Ruth, relating to the first-time home buyer savings account act.

HB 1797, introduced by Representative Fitzwater, relating to the nuclear power plant security guard act, with penalty provisions.

HB 1798, introduced by Representative Fitzwater, relating to language development milestones for children who are deaf or hard of hearing.

HB 1799, introduced by Representative DeGroot, relating to workers' compensation.

HB 1800, introduced by Representative Miller, relating to the public service commission.

HB 1801, introduced by Representative Miller, relating to fees collected by the department of natural resources.

HB 1802, introduced by Representative Miller, relating to exemptions from sales tax.

HB 1803, introduced by Representative Matthiesen, relating to requirements of school officials to report certain acts.

HB 1804, introduced by Representative Matthiesen, relating to the radioactive waste investigation fund.

HB 1805, introduced by Representative Moon, relating to senators who represent Missouri in the United States Senate.

HB 1806, introduced by Representative Matthiesen, relating to property assessments of certain airports.

HB 1807, introduced by Representative Newman, relating to a women's health services program.

HB 1808, introduced by Representative Moon, relating to the acquisition of land by the United States government.

HB 1809, introduced by Representative Tate, relating to the bi-state metropolitan development district.

HB 1810, introduced by Representative Tate, relating to the offense of falsifying a drug test, with penalty provisions.

HB 1811, introduced by Representative Smith (85), relating to the transfer of college credits.

HB 1812, introduced by Representative Smith (85), relating to school accreditation.

HB 1813, introduced by Representative Smith (85), relating to restitution received by wrongfully imprisoned persons.

HB 1814, introduced by Representative Smith (85), relating to absentee voting, with penalty provisions.

HB 1815, introduced by Representative Smith (85), relating to the minimum wage.

HB 1816, introduced by Representative Kendrick, relating to ethics, with penalty provisions.

HB 1817, introduced by Representative Mitten, relating to electronic public records, with penalty provisions.

HB 1818, introduced by Representative Lavender, relating to banning lobbyist gifts, with penalty provisions.

HB 1819, introduced by Representative Quade, relating to the ethics commission.

HB 1820, introduced by Representative McCreery, relating to funds held by candidate committees, with penalty provisions.

HB 1821, introduced by Representative Pierson Jr., relating to ethics, with penalty provisions.

HB 1822, introduced by Representative Adams, relating to lobbying, with penalty provisions.

HB 1823, introduced by Representative Ellebracht, relating to ethics, with penalty provisions.

HB 1824, introduced by Representative Fitzwater, relating to taxation.

HB 1825, introduced by Representative Grier, relating to the historic preservation tax credit.

HB 1826, introduced by Representative Houghton, relating to the opening date for school terms.

HB 1827, introduced by Representative Houghton, relating to agriculture.

HB 1828, introduced by Representative Houghton, relating to animals, with penalty provisions and a delayed effective date.

HB 1829, introduced by Representative Houghton, relating to probate hearings for guardianship.

HB 1830, introduced by Representative Ruth, relating to teacher salaries.

HB 1831, introduced by Representative Ruth, relating to a sales tax holiday.

HB 1832, introduced by Representative Cornejo, relating to the credit user protection law, with penalty provisions.

HB 1833, introduced by Representative Adams, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1834, introduced by Representative Adams, relating to the waiver of a trial by jury for certain offenses.

HB 1835, introduced by Representative Adams, relating to the offense of prostitution.

HB 1836, introduced by Representative Adams, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1837, introduced by Representative Rhoads, relating to maintenance medications.

HB 1838, introduced by Representative Bernskoetter, to authorize the conveyance of certain state property.

HB 1839, introduced by Representative Houghton, relating to student athletes.

HB 1840, introduced by Representative Houghton, relating to conservation permits for honorably discharged veterans.

HB 1841, introduced by Representative Houghton, relating to youth hunting.

HB 1842, introduced by Representative Houghton, relating to initiative petitions.

HB 1843, introduced by Representative Cornejo, relating to trusts directed by trust protectors.

HB 1844, introduced by Representative Cornejo, relating to powers of appointment.

HB 1845, introduced by Representative Cornejo, relating to estate planning.

HB 1846, introduced by Representative Cornejo, relating to the supplemental nutrition assistance program.

HB 1847, introduced by Representative Kidd, relating to operating levies for school purposes.

HB 1848, introduced by Representative Kidd, relating to the laws of other countries.

HB 1849, introduced by Representative McCreery, relating to unlawful possession of firearms, with penalty provisions.

HB 1850, introduced by Representative McCreery, relating to the clean water commission.

HB 1851, introduced by Representative Newman, relating to unlawful discriminatory practices.

HB 1852, introduced by Representative Newman, relating to abortion.

HB 1853, introduced by Representative Newman, relating to abortion.

HB 1854, introduced by Representative Newman, relating to abortion.

HB 1855, introduced by Representative Trent, relating to the taxation of tobacco.

HB 1856, introduced by Representative Trent, relating to MO HealthNet work requirements, with a contingent effective date.

HB 1857, introduced by Representative Shaul (113), relating to elections, with penalty provisions and a delayed effective date for certain sections.

HB 1858, introduced by Representative Christofanelli, relating to the department of revenue.

HB 1859, introduced by Representative Rhoads, relating to mutual aid agreements.

HB 1860, introduced by Representative Dohrman, relating to the state board of education, with a contingent effective date.

HB 1861, introduced by Representative Dohrman, relating to employment contracts with school districts.

HB 1862, introduced by Representative Christofanelli, relating to child abuse reports.

HB 1863, introduced by Representative Trent, relating to civil procedure.

HB 1864, introduced by Representative Trent, relating to judgment interest rates.

HB 1865, introduced by Representative Hill, relating to the transportation and storage of firearms.

HB 1866, introduced by Representative Evans, relating to human trafficking.

HB 1867, introduced by Representative Dogan, relating to a ban on certain selective abortions.

HB 1868, introduced by Representative Kelley (127), relating to a statewide hearing aid distribution program.

HB 1869, introduced by Representative Kelley (127), relating to minimum sentencing for first-time offenders who have been convicted of dangerous felonies, with a penalty provision.

HB 1870, introduced by Representative Barnes (60), relating to multidose medications given to patients at discharge.

HB 1871, introduced by Representative Johnson, relating to automated motor vehicles, with a penalty provision.

HB 1872, introduced by Representative Johnson, relating to the Missouri rural broadband development fund.

HB 1873, introduced by Representative Taylor, relating to poaching, with penalty provisions.

HB 1874, introduced by Representative Taylor, relating to products sold in the state capitol.

HB 1875, introduced by Representative Taylor, relating to endangering the welfare of a child, with penalty provisions.

HB 1876, introduced by Representative Lichtenegger, relating to higher education.

HB 1877, introduced by Representative Miller, relating to the Missouri Water Safety and Security Act.

HB 1878, introduced by Representative Miller, relating to ratemaking for gas corporations.

HB 1879, introduced by Representative Fraker, relating to financial transactions involving public entities.

HB 1880, introduced by Representative Trent, relating to broadband communications services provided by rural electric cooperatives.

HB 1881, introduced by Representative Trent, relating to biodiesel fuel use in department of transportation vehicles.

HB 1882, introduced by Representative Trent, relating to scrap metal purchases, with penalty provisions.

HB 1883, introduced by Representative Stevens (46), relating to a farmers' market nutrition program.

HB 1884, introduced by Representative Stevens (46), relating to MO HealthNet services.

HB 1885, introduced by Representative Bahr, relating to structured family caregiving for MO HealthNet home- and community-based care.

HB 1886, introduced by Representative Bahr, relating to employment taxes.

HB 1887, introduced by Representative Bahr, relating to restrictive covenants.

HB 1888, introduced by Representative Bahr, relating to transparency of state board of education activities.

HB 1889, introduced by Representative Rowland (29), relating to financial interest statements, with penalty provisions.

HB 1890, introduced by Representative McGee, relating to paid political consultants, with penalty provisions.

HB 1891, introduced by Representative Wessels, relating to the law library surcharge.

HB 1892, introduced by Representative Wilson, relating to deputy sheriffs.

HB 1893, introduced by Representative Baringer, relating to public auctions.

HB 1894, introduced by Representative Cornejo, relating to lobbying by licensing authorities.

HB 1895, introduced by Representative Neely, relating to death investigations.

HB 1896, introduced by Representative Swan, relating to the psychology interjurisdictional compact, with a delayed effective date.

HB 1897, introduced by Representative Swan, relating to income tax of certain nonresidents.

HB 1898, introduced by Representative Swan, relating to the controlled substance abuse prevention fund.

HB 1899, introduced by Representative Swan, relating to school-community partnerships.

HB 1900, introduced by Representative Swan, relating to music therapists.

HB 1901, introduced by Representative Cross, relating to security deposits held by landlords.

HB 1902, introduced by Representative Walker (3), relating to infrastructure development.

HB 1903, introduced by Representative Walker (3), relating to infrastructure development.

HB 1904, introduced by Representative Walker (3), relating to dental faculty permits.

HB 1905, introduced by Representative Walker (3), relating to abandoned aircraft.

HB 1906, introduced by Representative Higdon, relating to the senior services growth and development program.

HB 1907, introduced by Representative Spencer, relating to working animals.

HB 1908, introduced by Representative Brattin, relating to sanctuary policies for municipalities.

HB 1909, introduced by Representative Brattin, relating to elections.

HB 1910, introduced by Representative Brattin, relating to assault on police animals, with penalty provisions.

HB 1911, introduced by Representative Brattin, relating to animal chiropractic practitioners.

HB 1912, introduced by Representative Brattin, relating to local development incentives.

HB 1913, introduced by Representative Roden, relating to a tax deduction for diaper changing tables.

HB 1914, introduced by Representative Roden, relating to the board of police commissioners, with penalty provisions.

HB 1915, introduced by Representative Roden, relating to the no-call list.

HB 1916, introduced by Representative McDaniel, relating to the authorized electronic monitoring in long-term care facilities act, with penalty provisions.

HB 1917, introduced by Representative Alferman, relating to the removal of a tenant from a commercial property.

HB 1918, introduced by Representative Davis, relating to business fees.

HB 1919, introduced by Representative Alferman, relating to emergency services.

HB 1920, introduced by Representative Carpenter, relating to ballot offenses.

HB 1921, introduced by Representative Carpenter, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 1922, introduced by Representative DeGroot, relating to the appointment of sheriffs in the city of St. Louis.

HB 1923, introduced by Representative Hill, relating to public labor organizations, with penalty provisions.

HB 1924, introduced by Representative Roeber, relating to alcohol trade practices, with penalty provisions.

HB 1925, introduced by Representative Roeber, relating to elementary and secondary education.

HB 1926, introduced by Representative Henderson, relating to public contracts, with penalty provisions.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1044**.

SENATE RESOLUTION NO. 1044

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the Ninety-ninth General Assembly is duly convened and is now in session and ready for consideration of business.

COMMITTEE APPOINTMENTS

October 26, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Interim Committee on Stabilizing Missouri's Health Insurance Markets.

Representative Justin Hill – Chair
Representative Hannah Kelly – Vice Chair
Representative Justin Alferman
Representative Cody Smith
Representative David Wood
Representative Cora Faith Walker
Representative Martha Stevens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101
Dear Mr. Crumbliss:

I hereby appoint Representative Lynn Morris and Representative Lauren Arthur to the Interim Committee on Stabilizing Missouri's Health Insurance Markets.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Allen Andrews to serve as Chairman of the Special Committee on Small Business.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Corlew to serve as Chairman of the Judiciary Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Lyndall Fraker to serve on the Standing Committee on Utilities.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 12, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
Stat Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Kip Kendrick to serve as the Minority Caucus Ranking Member on the House Committee on Budget.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

December 13, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sara Walsh to the Joint Committee on Child Abuse and Neglect.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 14, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Shane Roden as Chair to the Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 18, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Corlew to serve on the Missouri Court Automation Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Randy Pietzman as Vice Chair to the Standing Committee on Economic Development.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sonya Anderson to the Standing Committee on Fiscal Review.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Bruce DeGroot as Vice Chair to the Standing Committee on Judiciary.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Ken Wilson as Vice Chair to the Special Committee on Small Business.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Curtis Trent to the Special Committee on Litigation Reform.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

SUBCOMMITTEE APPOINTMENTS

December 12, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Charlie Davis to the Subcommittee on Appropriations – General Administration.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

COMMITTEE CHANGES

November 8, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Ingrid Burnett from the House Committee on Insurance Policy and appoint Representative Sarah Unsicker.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

November 8, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Peter Merideth from the House Committee on Utilities and appoint Representative Clem Smith. I also appoint Representative Clem Smith as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Mike Cierpiot as Chairman of the Ethics Committee and appoint Representative Kevin Austin to serve as Chairman.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 29, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Jay Barnes from the Committee on Utilities and appoint Representative Rick Francis.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo and appoint Representative Cody Smith as Vice Chair to the Fiscal Review Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo from the Rules - Administrative Oversight Committee and appoint Representative Jean Evans.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo from the following committees:

Economic Development
Local Government

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 18, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Due to Ms. Rachel Straughn-Navarro's resignation from the Fine Arts Learning Standards Workgroup, I hereby appoint Mr. John Beaudoin of Lee's Summit to serve as the parent on this workgroup.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
District 152

SUBCOMMITTEE CHANGES

December 12, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Charlie Davis from the Subcommittee on Appropriations - Public Safety, Corrections, Transportation, and Revenue and appoint Representative Sara Walsh.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

January 2, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

As of December 31, 2017, the following subcommittees shall be dissolved:

Subcommittee on Agriculture Education
Subcommittee on Boards and Commissions
Subcommittee on Corrections Workforce Environment and Conduct
Subcommittee on Creation and Appointments
Subcommittee on Education Savings Accounts
Subcommittee on Police/Community Relations
Subcommittee on Quality Care for the Developmentally Disabled
Subcommittee on Scope of Practice
Subcommittee on Second Amendment Preservation
Subcommittee on Student Debt Relief
Subcommittee on Urban Community Economic Development

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the first quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that through the first quarter of fiscal year 2018, I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 31st day of October, 2017.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Department	Budget Appropriation Line
1	OFFICE ADMINISTRATION-OPER	01.010
2	OFFICE ADMINISTRATION-OPER	01.015
3	OFFICE ADMINISTRATION-OPER	01.020
4	OFFICE ADMINISTRATION-OPER	01.020
5	OFFICE ADMINISTRATION-OPER	01.025
6	OFFICE ADMINISTRATION-OPER	01.025
7	OFFICE ADMINISTRATION-OPER	01.025
8	OFFICE ADMINISTRATION-OPER	01.030
9	OFFICE ADMINISTRATION-OPER	01.035
10	ELEM & SEC EDUCATION-OPER	02.005
11	ELEM & SEC EDUCATION-OPER	02.005
12	ELEM & SEC EDUCATION-OPER	02.005
13	ELEM & SEC EDUCATION-OPER	02.005
14	ELEM & SEC EDUCATION-OPER	02.006
15	ELEM & SEC EDUCATION-OPER	02.007
16	ELEM & SEC EDUCATION-OPER	02.010
17	ELEM & SEC EDUCATION-OPER	02.010
18	ELEM & SEC EDUCATION-OPER	02.015
19	ELEM & SEC EDUCATION-OPER	02.015
20	ELEM & SEC EDUCATION-OPER	02.015
21	ELEM & SEC EDUCATION-OPER	02.015
22	ELEM & SEC EDUCATION-OPER	02.015
23	ELEM & SEC EDUCATION-OPER	02.015
24	ELEM & SEC EDUCATION-OPER	02.015
25	ELEM & SEC EDUCATION-OPER	02.015
26	ELEM & SEC EDUCATION-OPER	02.015

27	ELEM & SEC EDUCATION-OPER	02.015
28	ELEM & SEC EDUCATION-OPER	02.015
29	ELEM & SEC EDUCATION-OPER	02.015
30	ELEM & SEC EDUCATION-OPER	02.015
31	ELEM & SEC EDUCATION-OPER	02.015
32	ELEM & SEC EDUCATION-OPER	02.015
33	ELEM & SEC EDUCATION-OPER	02.015
34	ELEM & SEC EDUCATION-OPER	02.015
35	ELEM & SEC EDUCATION-OPER	02.015
36	ELEM & SEC EDUCATION-OPER	02.015
37	ELEM & SEC EDUCATION-OPER	02.020
38	ELEM & SEC EDUCATION-OPER	02.021
39	ELEM & SEC EDUCATION-OPER	02.025
40	ELEM & SEC EDUCATION-OPER	02.027
41	ELEM & SEC EDUCATION-OPER	02.030
42	ELEM & SEC EDUCATION-OPER	02.035
43	ELEM & SEC EDUCATION-OPER	02.035
44	ELEM & SEC EDUCATION-OPER	02.035
45	ELEM & SEC EDUCATION-OPER	02.040
46	ELEM & SEC EDUCATION-OPER	02.040
47	ELEM & SEC EDUCATION-OPER	02.040
48	ELEM & SEC EDUCATION-OPER	02.040
49	ELEM & SEC EDUCATION-OPER	02.040
50	ELEM & SEC EDUCATION-OPER	02.040
51	ELEM & SEC EDUCATION-OPER	02.040
52	ELEM & SEC EDUCATION-OPER	02.040
53	ELEM & SEC EDUCATION-OPER	02.040
54	ELEM & SEC EDUCATION-OPER	02.045
55	ELEM & SEC EDUCATION-OPER	02.045
56	ELEM & SEC EDUCATION-OPER	02.045
57	ELEM & SEC EDUCATION-OPER	02.045
58	ELEM & SEC EDUCATION-OPER	02.045
59	ELEM & SEC EDUCATION-OPER	02.045
60	ELEM & SEC EDUCATION-OPER	02.045
61	ELEM & SEC EDUCATION-OPER	02.050
62	ELEM & SEC EDUCATION-OPER	02.055
63	ELEM & SEC EDUCATION-OPER	02.060
64	ELEM & SEC EDUCATION-OPER	02.060
65	ELEM & SEC EDUCATION-OPER	02.060
66	ELEM & SEC EDUCATION-OPER	02.065
67	ELEM & SEC EDUCATION-OPER	02.070
68	ELEM & SEC EDUCATION-OPER	02.075
69	ELEM & SEC EDUCATION-OPER	02.080
70	ELEM & SEC EDUCATION-OPER	02.085
71	ELEM & SEC EDUCATION-OPER	02.090
72	ELEM & SEC EDUCATION-OPER	02.095
73	ELEM & SEC EDUCATION-OPER	02.100
74	ELEM & SEC EDUCATION-OPER	02.105
75	ELEM & SEC EDUCATION-OPER	02.110
76	ELEM & SEC EDUCATION-OPER	02.115

77	ELEM & SEC EDUCATION-OPER	02.120
78	ELEM & SEC EDUCATION-OPER	02.125
79	ELEM & SEC EDUCATION-OPER	02.130
80	ELEM & SEC EDUCATION-OPER	02.135
81	ELEM & SEC EDUCATION-OPER	02.135
82	ELEM & SEC EDUCATION-OPER	02.135
83	ELEM & SEC EDUCATION-OPER	02.140
84	ELEM & SEC EDUCATION-OPER	02.145
85	ELEM & SEC EDUCATION-OPER	02.145
86	ELEM & SEC EDUCATION-OPER	02.145
87	ELEM & SEC EDUCATION-OPER	02.150
88	ELEM & SEC EDUCATION-OPER	02.150
89	ELEM & SEC EDUCATION-OPER	02.155
90	ELEM & SEC EDUCATION-OPER	02.160
91	ELEM & SEC EDUCATION-OPER	02.160
92	ELEM & SEC EDUCATION-OPER	02.165
93	ELEM & SEC EDUCATION-OPER	02.165
94	ELEM & SEC EDUCATION-OPER	02.165
95	ELEM & SEC EDUCATION-OPER	02.165
96	ELEM & SEC EDUCATION-OPER	02.165
97	ELEM & SEC EDUCATION-OPER	02.170
98	ELEM & SEC EDUCATION-OPER	02.175
99	ELEM & SEC EDUCATION-OPER	02.180
100	ELEM & SEC EDUCATION-OPER	02.185
101	ELEM & SEC EDUCATION-OPER	02.190
102	ELEM & SEC EDUCATION-OPER	02.195
103	ELEM & SEC EDUCATION-OPER	02.200
104	ELEM & SEC EDUCATION-OPER	02.205
105	ELEM & SEC EDUCATION-OPER	02.210
106	ELEM & SEC EDUCATION-OPER	02.210
107	ELEM & SEC EDUCATION-OPER	02.210
108	ELEM & SEC EDUCATION-OPER	02.210
109	ELEM & SEC EDUCATION-OPER	02.210
110	ELEM & SEC EDUCATION-OPER	02.215
111	ELEM & SEC EDUCATION-OPER	02.215
112	ELEM & SEC EDUCATION-OPER	02.215
113	ELEM & SEC EDUCATION-OPER	02.215
114	ELEM & SEC EDUCATION-OPER	02.215
115	ELEM & SEC EDUCATION-OPER	02.215
116	ELEM & SEC EDUCATION-OPER	02.220
117	ELEM & SEC EDUCATION-OPER	02.220
118	ELEM & SEC EDUCATION-OPER	02.220
119	ELEM & SEC EDUCATION-OPER	02.220
120	ELEM & SEC EDUCATION-OPER	02.220
121	ELEM & SEC EDUCATION-OPER	02.220
122	ELEM & SEC EDUCATION-OPER	02.220
123	ELEM & SEC EDUCATION-OPER	02.220
124	ELEM & SEC EDUCATION-OPER	02.225
125	ELEM & SEC EDUCATION-OPER	02.230

126	ELEM & SEC EDUCATION-OPER	02.235
127	ELEM & SEC EDUCATION-OPER	02.240
128	ELEM & SEC EDUCATION-OPER	02.245
129	ELEM & SEC EDUCATION-OPER	02.250
130	ELEM & SEC EDUCATION-OPER	02.255
131	ELEM & SEC EDUCATION-OPER	02.260
132	ELEM & SEC EDUCATION-OPER	02.265
133	ELEM & SEC EDUCATION-OPER	02.270
134	HIGHER EDUCATION-OPERATING	03.005
135	HIGHER EDUCATION-OPERATING	03.005
136	HIGHER EDUCATION-OPERATING	03.005
137	HIGHER EDUCATION-OPERATING	03.005
138	HIGHER EDUCATION-OPERATING	03.005
139	HIGHER EDUCATION-OPERATING	03.005
140	HIGHER EDUCATION-OPERATING	03.005
141	HIGHER EDUCATION-OPERATING	03.005
142	HIGHER EDUCATION-OPERATING	03.005
143	HIGHER EDUCATION-OPERATING	03.010
144	HIGHER EDUCATION-OPERATING	03.010
145	HIGHER EDUCATION-OPERATING	03.015
146	HIGHER EDUCATION-OPERATING	03.020
147	HIGHER EDUCATION-OPERATING	03.025
148	HIGHER EDUCATION-OPERATING	03.025
149	HIGHER EDUCATION-OPERATING	03.025
150	HIGHER EDUCATION-OPERATING	03.026
151	HIGHER EDUCATION-OPERATING	03.030
152	HIGHER EDUCATION-OPERATING	03.030
153	HIGHER EDUCATION-OPERATING	03.035
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2555	STATE AUDITOR-LEASING	13.005
2556	ATTORNEY GENERAL-LEASING	13.005
2557	OFFICE ADMINISTRATION-LEAS	13.005
2558	OFFICE ADMINISTRATION-LEAS	13.005
2559	AGRICULTURE-LEASING	13.005
2560	ECONOMIC DEVELOPMENT-LEAS	13.005
2561	ELEM & SEC EDUCATION-LEAS	13.005
2562	HEALTH & SENIOR SERVICES-LEAS	13.005
2563	LABOR & INDUSTRIAL REL-LEAS	13.005
2564	MENTAL HEALTH-LEASING	13.005
2565	NATURAL RESOURCES-LEASING	13.005
2566	PUBLIC SAFETY-LEASING	13.005
2567	PUBLIC SAFETY-LEASING	13.005
2568	REVENUE-LEASING	13.005
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2571	ELEM & SEC EDUCATION-LEAS	13.005
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2596	CORRECTIONS-LEASING	13.005
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2633	ECONOMIC DEVELOPMENT-LEAS	13.005
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2637	GOVERNOR-LEASING	13.010
2638	LT. GOVERNOR-LEASING	13.010
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2644	ECONOMIC DEVELOPMENT-LEAS	13.010
2645	ELEM & SEC EDUCATION-LEAS	13.010
2646	HIGHER EDUCATION-LEASING	13.010
2647	HEALTH & SENIOR SERVICES-LEAS	13.010
2648	LABOR & INDUSTRIAL REL-LEAS	13.010
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2656	ELEM & SEC EDUCATION-LEAS	13.010
2657	LABOR & INDUSTRIAL REL-LEAS	13.010
2658	LABOR & INDUSTRIAL REL-LEAS	13.010
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2661	NATURAL RESOURCES-LEASING	13.010
2662	HEALTH & SENIOR SERVICES-LEAS	13.010
2663	PUBLIC SAFETY-LEASING	13.010
2664	MENTAL HEALTH-LEASING	13.010
2665	ECONOMIC DEVELOPMENT-LEAS	13.010
2666	STATE TREASURER-LEASING	13.010
2667	LABOR & INDUSTRIAL REL-LEAS	13.010
2668	SOCIAL SERVICES-LEASING	13.010
2669	MENTAL HEALTH-LEASING	13.010
2670	SECRETARY OF STATE-LEASING	13.010
2671	NATURAL RESOURCES-LEASING	13.010
2672	ECONOMIC DEVELOPMENT-LEAS	13.010
2673	MENTAL HEALTH-LEASING	13.010
2674	SOCIAL SERVICES-LEASING	13.010
2675	PUBLIC SAFETY-LEASING	13.010
2676	MENTAL HEALTH-LEASING	13.010
2677	AGRICULTURE-LEASING	13.010
2678	AGRICULTURE-LEASING	13.010
2679	PUBLIC SAFETY-LEASING	13.010
2680	AGRICULTURE-LEASING	13.010
2681	AGRICULTURE-LEASING	13.010
2682	NATURAL RESOURCES-LEASING	13.010
2683	NATURAL RESOURCES-LEASING	13.010
2684	OFFICE ADMINISTRATION-LEAS	13.010
2685	ECONOMIC DEVELOPMENT-LEAS	13.010
2686	DIFP-LEASING	13.010
2687	DIFP-LEASING	13.010
2688	DIFP-LEASING	13.010
2689	NATURAL RESOURCES-LEASING	13.010
2690	DIFP-LEASING	13.010
2691	ATTORNEY GENERAL-LEASING	13.010
2692	NATURAL RESOURCES-LEASING	13.010
2693	NATURAL RESOURCES-LEASING	13.010
2694	NATURAL RESOURCES-LEASING	13.010
2695	NATURAL RESOURCES-LEASING	13.010
2696	SECRETARY OF STATE-LEASING	13.010
2697	NATURAL RESOURCES-LEASING	13.010
2698	NATURAL RESOURCES-LEASING	13.010
2699	ECONOMIC DEVELOPMENT-LEAS	13.010

2700	SOCIAL SERVICES-LEASING	13.010
2701	NATURAL RESOURCES-LEASING	13.010
2702	SOCIAL SERVICES-LEASING	13.010
2703	PUBLIC SAFETY-LEASING	13.010
2704	AGRICULTURE-LEASING	13.010
2705	AGRICULTURE-LEASING	13.010
2706	ATTORNEY GENERAL-LEASING	13.010
2707	LABOR & INDUSTRIAL REL-LEAS	13.010
2708	ATTORNEY GENERAL-LEASING	13.010
2709	AGRICULTURE-LEASING	13.010
2710	PUBLIC SAFETY-LEASING	13.010
2711	ECONOMIC DEVELOPMENT-LEAS	13.010
2712	ATTORNEY GENERAL-LEASING	13.010
2713	NATURAL RESOURCES-LEASING	13.010
2714	NATURAL RESOURCES-LEASING	13.010
2715	DIFP-LEASING	13.010
2716	OFFICE ADMINISTRATION-LEAS	13.010
2717	AGRICULTURE-LEASING	13.010
2718	ATTORNEY GENERAL-LEASING	13.010
2719	SECRETARY OF STATE-LEASING	13.010
2720	ECONOMIC DEVELOPMENT-LEAS	13.010
2721	AGRICULTURE-LEASING	13.010
2722	NATURAL RESOURCES-LEASING	13.010
2723	LABOR & INDUSTRIAL REL-LEAS	13.010
2724	LABOR & INDUSTRIAL REL-LEAS	13.010
2725	AGRICULTURE-LEASING	13.010
2726	ELEM & SEC EDUCATION-LEAS	13.015
2727	HEALTH & SENIOR SERVICES-LEAS	13.015
2728	MENTAL HEALTH-LEASING	13.015
2729	PUBLIC SAFETY-LEASING	13.015
2730	SOCIAL SERVICES-LEASING	13.015
2731	HEALTH & SENIOR SERVICES-LEAS	13.015
2732	PUBLIC SAFETY-LEASING	13.015
2733	AGRICULTURE-LEASING	13.015
2734	SOCIAL SERVICES-LEASING	13.015
2735	PUBLIC SAFETY-LEASING	13.015
2736	REVENUE-LEASING	13.015
2737	OFFICE ADMINISTRATION-LEAS	13.020
2738	OFFICE ADMINISTRATION-LEAS	13.020
2739	OFFICE ADMINISTRATION-LEAS	13.020
2740	OFFICE ADMINISTRATION-LEAS	13.021
2741	ELEM & SEC EDUCATION-CI	17.005
2742	HIGHER EDUCATION-CI	17.010
2743	HIGHER EDUCATION-CI	17.015
2744	HIGHER EDUCATION-CI	17.015
2745	HIGHER EDUCATION-CI	17.025
2746	HIGHER EDUCATION-CI	17.025
2747	HIGHER EDUCATION-CI	17.030
2748	HIGHER EDUCATION-CI	17.030
2749	HIGHER EDUCATION-CI	17.035

2750	HIGHER EDUCATION-CI	17.035
2751	HIGHER EDUCATION-CI	17.040
2752	HIGHER EDUCATION-CI	17.040
2753	HIGHER EDUCATION-CI	17.045
2754	HIGHER EDUCATION-CI	17.045
2755	HIGHER EDUCATION-CI	17.050
2756	HIGHER EDUCATION-CI	17.050
2757	HIGHER EDUCATION-CI	17.055
2758	HIGHER EDUCATION-CI	17.055
2759	HIGHER EDUCATION-CI	17.060
2760	HIGHER EDUCATION-CI	17.060
2761	HIGHER EDUCATION-CI	17.065
2762	HIGHER EDUCATION-CI	17.065
2763	HIGHER EDUCATION-CI	17.070
2764	HIGHER EDUCATION-CI	17.070
2765	HIGHER EDUCATION-CI	17.075
2766	HIGHER EDUCATION-CI	17.075
2767	HIGHER EDUCATION-CI	17.080
2768	HIGHER EDUCATION-CI	17.080
2769	HIGHER EDUCATION-CI	17.085
2770	HIGHER EDUCATION-CI	17.085
2771	HIGHER EDUCATION-CI	17.095
2772	HIGHER EDUCATION-CI	17.095
2773	HIGHER EDUCATION-CI	17.105
2774	HIGHER EDUCATION-CI	17.110
2775	HIGHER EDUCATION-CI	17.115
2776	HIGHER EDUCATION-CI	17.115
2777	HIGHER EDUCATION-CI	17.125
2778	HIGHER EDUCATION-CI	17.125
2779	HIGHER EDUCATION-CI	17.130
2780	HIGHER EDUCATION-CI	17.130
2781	HIGHER EDUCATION-CI	17.130
2782	HIGHER EDUCATION-CI	17.135
2783	HIGHER EDUCATION-CI	17.150
2784	HIGHER EDUCATION-CI	17.155
2785	HIGHER EDUCATION-CI	17.160
2786	HIGHER EDUCATION-CI	17.160
2787	REVENUE-CI	17.165
2788	REVENUE-CI	17.165
2789	OFFICE ADMINISTRATION-CI	17.175
2790	OFFICE ADMINISTRATION-CI	17.175
2791	OFFICE ADMINISTRATION-CI	17.180
2792	OFFICE ADMINISTRATION-CI	17.180
2793	OFFICE ADMINISTRATION-CI	17.185
2794	OFFICE ADMINISTRATION-CI	17.190
2795	OFFICE ADMINISTRATION-CI	17.195
2796	OFFICE ADMINISTRATION-CI	17.200
2797	OFFICE ADMINISTRATION-CI	17.205
2798	OFFICE ADMINISTRATION-CI	17.210

2799	OFFICE ADMINISTRATION-CI	17.220
2800	OFFICE ADMINISTRATION-CI	17.220
2801	PUBLIC SAFETY-CI	17.220
2802	SOCIAL SERVICES-CI	17.220
2803	PUBLIC SAFETY-CI	17.220
2804	LABOR & INDUSTRIAL REL-CI	17.220
2805	OFFICE ADMINISTRATION-CI	17.225
2806	OFFICE ADMINISTRATION-CI	17.225
2807	PUBLIC SAFETY-CI	17.225
2808	OFFICE ADMINISTRATION-CI	17.230
2809	OFFICE ADMINISTRATION-CI	17.235
2810	OFFICE ADMINISTRATION-CI	17.240
2811	OFFICE ADMINISTRATION-CI	17.245
2812	OFFICE ADMINISTRATION-CI	17.250
2813	OFFICE ADMINISTRATION-CI	17.255
2814	OFFICE ADMINISTRATION-CI	17.260
2815	OFFICE ADMINISTRATION-CI	17.265
2816	OFFICE ADMINISTRATION-CI	17.270
2817	OFFICE ADMINISTRATION-CI	17.275
2818	MENTAL HEALTH-CI	17.280
2819	MENTAL HEALTH-CI	17.285
2820	MENTAL HEALTH-CI	17.285
2821	OFFICE ADMINISTRATION-CI	17.290
2822	OFFICE ADMINISTRATION-CI	17.295
2823	OFFICE ADMINISTRATION-CI	17.300
2824	OFFICE ADMINISTRATION-CI	17.305
2825	OFFICE ADMINISTRATION-CI	17.310
2826	OFFICE ADMINISTRATION-CI	17.325
2827	AGRICULTURE-CI	17.330
2828	NATURAL RESOURCES-CI	17.335
2829	NATURAL RESOURCES-CI	17.335
2830	NATURAL RESOURCES-CI	17.340
2831	NATURAL RESOURCES-CI	17.340
2832	NATURAL RESOURCES-CI	17.345
2833	NATURAL RESOURCES-CI	17.345
2834	NATURAL RESOURCES-CI	17.350
2835	NATURAL RESOURCES-CI	17.350
2836	NATURAL RESOURCES-CI	17.350
2837	NATURAL RESOURCES-CI	17.350
2838	NATURAL RESOURCES-CI	17.350
2839	NATURAL RESOURCES-CI	17.350
2840	NATURAL RESOURCES-CI	17.350
2841	NATURAL RESOURCES-CI	17.350
2842	NATURAL RESOURCES-CI	17.350
2843	NATURAL RESOURCES-CI	17.350
2844	NATURAL RESOURCES-CI	17.355
2845	NATURAL RESOURCES-CI	17.355
2846	NATURAL RESOURCES-CI	17.355
2847	NATURAL RESOURCES-CI	17.355
2848	NATURAL RESOURCES-CI	17.355

2849	NATURAL RESOURCES-CI	17.355
2850	NATURAL RESOURCES-CI	17.355
2851	NATURAL RESOURCES-CI	17.355
2852	NATURAL RESOURCES-CI	17.355
2853	NATURAL RESOURCES-CI	17.355
2854	NATURAL RESOURCES-CI	17.360
2855	NATURAL RESOURCES-CI	17.365
2856	NATURAL RESOURCES-CI	17.370
2857	NATURAL RESOURCES-CI	17.375
2858	NATURAL RESOURCES-CI	17.380
2859	NATURAL RESOURCES-CI	17.385
2860	NATURAL RESOURCES-CI	17.390
2861	CONSERVATION-CI	17.395
2862	CONSERVATION-CI	17.400
2863	CONSERVATION-CI	17.405
2864	PUBLIC SAFETY-CI	17.410
2865	PUBLIC SAFETY-CI	17.410
2866	PUBLIC SAFETY-CI	17.410
2867	PUBLIC SAFETY-CI	17.410
2868	PUBLIC SAFETY-CI	17.410
2869	PUBLIC SAFETY-CI	17.410
2870	PUBLIC SAFETY-CI	17.410
2871	PUBLIC SAFETY-CI	17.410
2872	PUBLIC SAFETY-CI	17.410
2873	PUBLIC SAFETY-CI	17.410
2874	PUBLIC SAFETY-CI	17.410
2875	PUBLIC SAFETY-CI	17.410
2876	PUBLIC SAFETY-CI	17.410
2877	PUBLIC SAFETY-CI	17.410
2878	PUBLIC SAFETY-CI	17.410
2879	PUBLIC SAFETY-CI	17.410
2880	PUBLIC SAFETY-CI	17.410
2881	PUBLIC SAFETY-CI	17.410
2882	PUBLIC SAFETY-CI	17.415
2883	PUBLIC SAFETY-CI	17.415
2884	PUBLIC SAFETY-CI	17.415
2885	PUBLIC SAFETY-CI	17.415
2886	PUBLIC SAFETY-CI	17.415
2887	PUBLIC SAFETY-CI	17.415
2888	PUBLIC SAFETY-CI	17.415
2889	PUBLIC SAFETY-CI	17.415
2890	PUBLIC SAFETY-CI	17.415
2891	PUBLIC SAFETY-CI	17.415
2892	PUBLIC SAFETY-CI	17.420
2893	PUBLIC SAFETY-CI	17.420
2894	PUBLIC SAFETY-CI	17.425
2895	PUBLIC SAFETY-CI	17.425
2896	PUBLIC SAFETY-CI	17.425
2897	PUBLIC SAFETY-CI	17.425

2898	PUBLIC SAFETY-CI	17.425
2899	PUBLIC SAFETY-CI	17.425
2900	PUBLIC SAFETY-CI	17.425
2901	PUBLIC SAFETY-CI	17.425
2902	PUBLIC SAFETY-CI	17.430
2903	PUBLIC SAFETY-CI	17.430
2904	PUBLIC SAFETY-CI	17.435
2905	PUBLIC SAFETY-CI	17.435
2906	PUBLIC SAFETY-CI	17.440
2907	PUBLIC SAFETY-CI	17.440
2908	PUBLIC SAFETY-CI	17.440
2909	PUBLIC SAFETY-CI	17.445
2910	PUBLIC SAFETY-CI	17.445
2911	PUBLIC SAFETY-CI	17.450
2912	PUBLIC SAFETY-CI	17.455
2913	PUBLIC SAFETY-CI	17.460
2914	PUBLIC SAFETY-CI	17.465
2915	PUBLIC SAFETY-CI	17.465
2916	PUBLIC SAFETY-CI	17.470
2917	PUBLIC SAFETY-CI	17.470
2918	CORRECTIONS-CI	17.475
2919	MENTAL HEALTH-CI	17.480
2920	SOCIAL SERVICES-CI	17.485
2921	SOCIAL SERVICES-CI	17.490
2922	SOCIAL SERVICES-CI	17.495
2923	ELEM & SEC EDUCATION-CI	18.005
2924	OFFICE ADMINISTRATION-CI	18.010
2925	OFFICE ADMINISTRATION-CI	18.015
2926	OFFICE ADMINISTRATION-CI	18.015
2927	OFFICE ADMINISTRATION-CI	18.015
2928	OFFICE ADMINISTRATION-CI	18.015
2929	OFFICE ADMINISTRATION-CI	18.015
2930	OFFICE ADMINISTRATION-CI	18.015
2931	OFFICE ADMINISTRATION-CI	18.015
2932	OFFICE ADMINISTRATION-CI	18.015
2933	AGRICULTURE-CI	18.020
2934	NATURAL RESOURCES-CI	18.030
2935	NATURAL RESOURCES-CI	18.030
2936	NATURAL RESOURCES-CI	18.030
2937	NATURAL RESOURCES-CI	18.030
2938	NATURAL RESOURCES-CI	18.030
2939	NATURAL RESOURCES-CI	18.030
2940	NATURAL RESOURCES-CI	18.030
2941	NATURAL RESOURCES-CI	18.030
2942	LABOR & INDUSTRIAL REL-CI	18.035
2943	LABOR & INDUSTRIAL REL-CI	18.035
2944	PUBLIC SAFETY-CI	18.040
2945	PUBLIC SAFETY-CI	18.040
2946	PUBLIC SAFETY-CI	18.045
2947	PUBLIC SAFETY-CI	18.045

2948	PUBLIC SAFETY-CI	18.050
2949	PUBLIC SAFETY-CI	18.050
2950	CORRECTIONS-CI	18.055
2951	MENTAL HEALTH-CI	18.060
2952	SOCIAL SERVICES-CI	18.065
2953	SOCIAL SERVICES-CI	18.065
2954	OFFICE ADMINISTRATION-CI	18.070
2955	OFFICE ADMINISTRATION-CI	18.075
2956	OFFICE ADMINISTRATION-CI	18.080
2957	MENTAL HEALTH-CI	18.085

The following members' presence was noted: Engler and Fitzpatrick.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 4, 2018.

COMMITTEE HEARINGS

ETHICS
Thursday, January 4, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Preliminary Hearing in re: Complaints regarding Representative Love
Other matters before the Committee.

Order of Preliminary Hearing:
1. Presentation of complaints by Complainants and/or their attorneys
2. Response by Respondent and/or his attorney
3. Inquiry by members of the Committee
4. Pursuant to House Resolution No. 74, 99th General Assembly, only those designated in 1 and 2 above will be permitted to testify.
5. Motions by members of the Committee

Portions of the meeting may be closed pursuant to the Missouri Constitution, Article X1, Section 18, and Rules of the Missouri House, House Resolution No. 74, 99th General Assembly
CORRECTED

JOINT COMMITTEE ON EDUCATION
Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The Committee will hear testimony regarding:

I. University of Missouri leadership/governance
II. Head Injury: Missouri State High School Activities Association (MSHSAA)

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 8, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
University of Missouri President
University of Missouri Chancellor
Superintendent of Riverview Gardens
Children Service Fund

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 4, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 52 through HCR 60

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 47 through HJR 55
HJR 57 through HJR 71

HOUSE BILLS FOR SECOND READING

HB 1232 through HB 1436
HB 1438 through HB 1563
HB 1565 through HB 1633
HB 1635 through HB 1926

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 4, 2018

The House met pursuant to adjournment.

Representative Trent in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTIONS

Representative Austin offered House Resolution No. 4853.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 61, introduced by Representative Berry, relating to a call for a convention of the states.

HCR 62, introduced by Representative Walker (74), relating to the designation of Sickle Cell Awareness Month.

HCR 63, introduced by Representative Haefner, relating to the designation of DeMolay Day.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 72, introduced by Representative Moon, relating to the conservation sales tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1927, introduced by Representative Ruth, relating to a voluntary nonopioid directive form, with penalty provisions.

HB 1928, introduced by Representative Ross, relating to professional registration.

HB 1929, introduced by Representative Corlew, relating to a public safety sales tax.

HB 1930, introduced by Representative Chipman, relating to regulation of the display of the United States flag.

HB 1931, introduced by Representative Tate, relating to consumer credit reports.

HB 1932, introduced by Representative Stevens (46), relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1933, introduced by Representative McCann Beatty, relating to unlawful discriminatory housing practices, with penalty provisions.

HB 1934, introduced by Representative McCann Beatty, relating to automatic voter registration.

HB 1935, introduced by Representative McCann Beatty, relating to lifetime parole supervision for certain offenders.

HB 1936, introduced by Representative Taylor, relating to firearms, with penalty provisions.

HB 1937, introduced by Representative Taylor, relating to the open carry of firearms, with penalty provisions.

HB 1938, introduced by Representative Franks Jr., relating to civil rights for homeless persons.

HB 1939, introduced by Representative Quade, relating to meals for students.

HB 1940, introduced by Representative Corlew, relating to student journalists.

HB 1941, introduced by Representative Dohrman, relating to school board members.

HB 1942, introduced by Representative Dohrman, relating to campus protection officers.

HB 1943, introduced by Representative Redmon, relating to taxation of utilities used in food preparation.

HB 1944, introduced by Representative Anderson, relating to background checks for foster families.

HB 1945, introduced by Representative Anderson, relating to the confiscation of animals, with penalty provisions.

HB 1946, introduced by Representative Anderson, relating to out-of-state abortion referrals.

HB 1947, introduced by Representative Alferman, relating to the sale of utilities in fourth class cities.

HB 1948, introduced by Representative Rhoads, relating to wireless communications infrastructure.

HB 1949, introduced by Representative Merideth (80), relating to break time for nursing mothers.

HB 1950, introduced by Representative Merideth (80), relating to hormonal contraceptives.

HB 1951, introduced by Representative Merideth (80), relating to insurance coverage for infertility treatments.

HB 1952, introduced by Representative Tate, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1953, introduced by Representative Neely, relating to the bone marrow registry.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 52, relating to the designation of Missouri No Smoking/No Tobacco Day.

HCR 53, relating to the Ghost Army from WWII.

HCR 54, relating to chemical testing in St. Louis.

HCR 55, relating to term limits for members of Congress.

HCR 56, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 57, relating to the designation of Missouri School Counseling Week.

HCR 58, relating to JROTC courses.

HCR 59, relating to Minority Organ Donor Awareness Month.

HCR 60, relating to Falun Gong.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 47, relating to the selection of judges.

HJR 48, relating to ballot initiatives.

HJR 49, relating to impeachment trials.

HJR 50, relating to term limits for members of the general assembly.

HJR 51, relating to term limits for state officials.

HJR 52, relating to terms for members of the general assembly.

HJR 53, relating to affirming life.

HJR 54, relating to tax collection.

HJR 55, relating to distribution of state benefits for education.

HJR 57, relating to property taxation.

HJR 58, relating to property exempt from taxation.

HJR 59, relating to bingo.

HJR 60, relating to taxation of personal property.

HJR 61, relating to a bond issuance for the veterans home bond fund.

HJR 62, relating to public employment for members of the general assembly.

HJR 63, relating to property tax exemptions for veterans.

HJR 64, relating to bail bonds.

HJR 65, relating to local voter approval of tax modifications.

HJR 66, relating to terms of office of members of the state board of education.

HJR 67, relating to redistricting of state legislative and congressional districts, with penalty provisions.

HJR 68, relating to governor appointments.

HJR 69, relating to tax collection.

HJR 70, relating to the conservation commission.

HJR 71, relating to the reauthorization of a sales tax dedicated to conservation purposes.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1232, relating to elections.

HB 1233, relating to elections.

HB 1234, relating to transportation development district elections.

HB 1235, relating to designation of state property in honor of individuals.

HB 1236, relating to tax increment financing districts.

HB 1237, relating to the low-income housing tax credit.

HB 1238, relating to tax credits.

HB 1239, relating to the historic structures rehabilitation tax credit.

HB 1240, relating to access to long-acting reversible contraceptives.

HB 1241, relating to the management of state revenues, with penalty provisions and an emergency clause for certain sections.

HB 1242, relating to firearms, with penalty provisions.

HB 1243, relating to workers' compensation.

HB 1244, relating to driver's license examinations.

HB 1245, relating to a course on career readiness for ninth grade students.

HB 1246, relating to human trafficking hotline posters, with penalty provisions.

HB 1247, relating to diabetes awareness month.

HB 1248, relating to powdered alcohol.

HB 1249, relating to certain violations in municipal court.

HB 1250, relating to fiduciary access to digital assets.

HB 1251, relating to foreclosure proceeds.

HB 1252, relating to low-dose mammography screening.

HB 1253, relating to the joint committee on substance abuse prevention and treatment.

HB 1254, relating to the offense of drug trafficking, with penalty provisions.

HB 1255, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 1256, relating to electronic firearm tracking technology, with a penalty provision.

HB 1257, relating to hiring preference for veterans.

HB 1258, relating to a health care service incentive program.

HB 1259, relating to unlawful traffic interference, with penalty provisions.

HB 1260, relating to tanning facilities, with penalty provisions.

HB 1261, relating to professional registration.

HB 1262, relating to abandoned property.

HB 1263, relating to first aid trauma kits.

HB 1264, relating to evidence on the use of safety belts.

HB 1265, relating to declarations of candidacy.

HB 1266, relating to the pain capable unborn child protection act.

HB 1267, relating to virtual education.

HB 1268, relating to dental faculty permits.

HB 1269, relating to regulations by a county, with a penalty provision.

HB 1270, relating to prevailing wages on public works.

HB 1271, relating to wages for work done on behalf of a school.

HB 1272, relating to prevailing wages for public works contracts.

HB 1273, relating to the powers and duties of the Missouri higher education loan authority.

HB 1274, relating to student loans.

HB 1275, relating to the establishment of a work-study program.

HB 1276, relating to the Missouri Rx plan.

HB 1277, relating to labor organizations.

HB 1278, relating to tax credits for grocery stores.

HB 1279, relating to the safekeeping of personal information.

HB 1280, relating to tax increment financing projects.

HB 1281, relating to firearms, with penalty provisions.

HB 1282, relating to public contracts.

HB 1283, relating to absentee voting, with penalty provisions.

HB 1284, relating to election costs.

HB 1285, relating to the nomination of independent candidates.

HB 1286, relating to natural resources.

HB 1287, relating to insurance markets for commercial insurance.

HB 1288, relating to tax credits for contributions to pregnancy centers.

HB 1289, relating to ballot initiatives and referendums.

HB 1290, relating to the display of the POW/MIA flag.

HB 1291, relating to the county special road tax.

HB 1292, relating to text messaging while in a school zone, with penalty provisions.

HB 1293, relating to the prevailing wage on public works.

HB 1294, relating to the protection of parental rights.

HB 1295, relating to a connected vehicle technology testing program for trucks, with penalty provisions.

HB 1296, relating to victim impact programs for driving while intoxicated offenders.

HB 1297, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1298, relating to text messaging while operating motor vehicles.

HB 1299, relating to the division of alcohol and tobacco control fund.

HB 1300, relating to boat title and registration fees.

HB 1301, relating to governmental compensation funds, with penalty provisions.

HB 1302, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1303, relating solely to lobbyist expenditures, with penalty provisions.

HB 1304, relating to dissolution of candidate committees, with penalty provisions.

HB 1305, relating to lobbyist expenditures, with penalty provisions.

HB 1306, relating to sexual offender restrictions, with a penalty provision.

HB 1307, relating to fines for traffic violations, with penalty provisions.

HB 1308, relating to special prosecutors.

HB 1309, relating to the offense of failure to identify, with penalty provisions.

HB 1310, relating to guidelines for opioid prescriptions.

HB 1311, relating to the hand-up program.

HB 1312, relating to contraceptives.

HB 1313, relating to the prevailing wage on low-income housing.

HB 1314, relating to unlawful discriminatory practices.

HB 1315, relating to the use of sunscreen by students.

HB 1316, relating to consent for voluntary searches.

HB 1317, relating to unlawful discriminatory practices, with penalty provisions.

HB 1318, relating to the accelerated rehabilitative disposition program for certain defendants.

HB 1319, relating to the Missouri death with dignity act, with penalty provisions.

HB 1320, relating to the MO HealthNet program.

HB 1321, relating to the Missouri youth challenge academy.

HB 1322, relating to the establishment of the Intervention and Compliance Unit Pilot Program.

HB 1323, relating to ticket quotas by peace officers.

HB 1324, relating to the law library surcharge.

HB 1325, relating to crime victims' compensation fund claims.

HB 1326, relating to a tax deduction for firearm training.

HB 1327, relating to disposition of unclaimed seized property, with an emergency clause.

HB 1328, relating to juvenile officers.

HB 1329, relating to retirement benefits for employees of soil and water districts.

HB 1330, relating to maintaining Missouri state parks.

HB 1331, relating to the rights of victims.

HB 1332, relating to the minority business development commission.

HB 1333, relating to abortion, with penalty provisions and a contingent effective date.

HB 1334, relating to the state children’s health insurance program.

HB 1335, relating to bail reform, with penalty provisions.

HB 1336, relating to boarding of prisoners.

HB 1337, relating to pay equity.

HB 1338, relating to the compassionate assistance for rape emergencies (CARE) act, with penalty provisions.

HB 1339, relating to making a threat to the security of a public building or public school, with penalty provisions.

HB 1340, relating to extreme risk protection orders, with penalty provisions.

HB 1341, relating to the sale and transfer of firearms, with penalty provisions.

HB 1342, relating to the sale of ammunition to minors, with penalty provisions.

HB 1343, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1344, relating to private probation services for misdemeanor offenses.

HB 1345, relating to closed primary elections.

HB 1346, relating to ranked choice or instant runoff voting, with a delayed effective date.

HB 1347, relating to the attorney general.

HB 1348, relating to career and technical student organizations.

HB 1349, relating to Missouri sliced bread day.

HB 1350, relating to background check requirements for certain in-home service providers, with a penalty provision.

HB 1351, relating to filing a responsive pleading in certain family law proceedings.

HB 1352, relating to the Missouri child protection registry, with penalty provisions and a delayed effective date.

HB 1353, relating to guardianship of minors.

HB 1354, relating to retirement benefits for employees of soil and water districts.

HB 1355, relating to retired peace officers.

HB 1356, relating to charges for the service of court orders.

HB 1357, relating to an earned income tax credit, with a contingent effective date.

HB 1358, relating to password protections.

HB 1359, relating to duties of the board of probation and parole.

HB 1360, relating to discrimination based on sexual orientation or gender identity.

HB 1361, relating to life-sustaining treatment policies of health care facilities.

HB 1362, relating to a tax credit for senior citizen property owners.

HB 1363, relating to suicide prevention in schools.

HB 1364, relating to transportation and delivery of petroleum products.

HB 1365, relating to elementary and secondary education.

HB 1366, relating to transportation of school children.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.

HB 1368, relating to the Missouri returning heroes education act.

HB 1369, relating to service dogs.

HB 1370, relating to financial accountability of public schools.

HB 1371, relating to gifted education.

HB 1372, relating to the right to life.

HB 1373, relating to appointment of a teacher representative to the state board of education.

HB 1374, relating to the waterways trust fund, with an expiration date for certain sections.

HB 1375, relating to post traumatic stress awareness day in Missouri.

HB 1376, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1377, relating to the champion for children tax credit.

HB 1378, relating to the Amber Alert System.

HB 1379, relating to elections.

HB 1380, relating to elections.

HB 1381, relating to financial accreditation standards for insurance companies, with a delayed effective date and a penalty provision.

HB 1382, relating to the concealed carry of firearms within places of worship, with penalty provisions.

HB 1383, relating to abortion.

HB 1384, relating to sales of authentic American Indian arts or crafts, with a penalty provision.

HB 1385, relating to high school diplomas.

HB 1386, relating to transportation regulations.

HB 1387, relating to school funding.

HB 1388, relating to certain sports contests.

HB 1389, relating to autocycles.

HB 1390, relating to fantasy sports contests, with penalty provisions.

HB 1391, relating to jury trial to contest the creation of a trust.

HB 1392, relating to jointly-owned accounts.

HB 1393, relating to accident reports.

HB 1394, relating to climate change.

HB 1395, relating to the regulation of employment practices by political subdivisions.

HB 1396, relating to the use of bags to package purchased goods.

HB 1397, relating to employee scheduling.

HB 1398, relating to dogs.

HB 1399, relating to the termination of parental rights of a convicted rapist.

HB 1400, relating to the practice of shampooing.

HB 1401, relating to habitability of rental property.

HB 1402, relating to arbitration agreements.

HB 1403, relating to municipal courts.

HB 1404, relating to courthouse security.

HB 1405, relating to financial interests of minors.

HB 1406, relating to insurance.

HB 1407, relating to the collateral source rule.

HB 1408, relating to the Missouri course access program, with a delayed effective date.

HB 1409, relating to employment security.

HB 1410, relating to reimbursement allowance taxes.

HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1412, relating to statewide assessments.

HB 1413, relating to labor organizations.

HB 1414, relating to the slaughter of feral hogs.

HB 1415, relating to professional development for teachers.

HB 1416, relating to income tax refund claims.

HB 1417, relating to reading intervention in schools.

HB 1418, relating to animal abuse, with penalty provisions.

HB 1419, relating to suicide prevention training for health care professionals.

HB 1420, relating to the early learning quality assurance report.

HB 1421, relating to gifted education.

HB 1422, relating to unclaimed property, with penalty provisions.

HB 1423, relating to ethics, with penalty provisions.

HB 1424, relating to school boards, with a delayed effective date.

HB 1425, relating to cottage food production operations.

HB 1426, relating to the operation of a motorcycle, with penalty provisions.

HB 1427, relating to historic preservation, with penalty provisions.

HB 1428, relating to vacancies in county elected offices.

HB 1429, relating to a tax credit for homeless shelter contributions.

HB 1430, relating to child care facilities.

HB 1431, relating to emergency service districts.

HB 1432, relating to the state of information technology in Missouri.

HB 1433, relating to repealing the death penalty, with penalty provisions.

HB 1434, relating to marriage, with penalty provisions.

HB 1435, relating to gifted children.

HB 1436, relating to the prevailing wage on public works.

HB 1438, relating to a tax credit for amateur sporting events.

HB 1439, relating to offenses to the family, with penalty provisions.

HB 1440, relating to hemp extract.

HB 1441, relating to hemp extract.

HB 1442, relating to commissioner offices.

HB 1443, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 1444, relating to repeal of the state safety inspection program, with penalty provisions and an effective date.

HB 1445, relating to expenditures of public funds, with a contingent effective date.

HB 1446, relating to elections.

HB 1447, relating to the highways and transportation commission.

HB 1448, relating to marijuana, with penalty provisions and a referendum clause.

HB 1449, relating to unpaid leave for employees to attend academic activities of their children.

HB 1450, relating to funding for Missouri land grant institutions.

HB 1451, relating to electroconvulsive therapy, with penalty provisions.

HB 1452, relating to officer-involved incidents.

HB 1453, relating to transitional school districts.

HB 1454, relating to the state fruit tree.

HB 1455, relating to career options for students.

HB 1456, relating to emergency communication services, with penalty provisions.

HB 1457, relating to computer programming education.

HB 1458, relating to instructor evaluations at public institutions of higher education.

HB 1459, relating to outdoor advertising.

HB 1460, relating to a tax deduction for certain Olympic athletes.

HB 1461, relating to the address confidentiality program.

HB 1462, relating to preference to disabled veterans in state and political subdivision contracts.

HB 1463, relating to family law proceedings.

HB 1464, relating to property taxation of telephone companies.

HB 1465, relating to higher education.

HB 1466, relating to data storage centers.

HB 1467, relating to the distribution of hypodermic needles.

HB 1468, relating to public assistance benefits for pregnant women.

HB 1469, relating to Missouri military code.

HB 1470, relating to birth certificates.

HB 1471, relating to motor vehicle certificates of registration.

HB 1472, relating to the safe disposal of unused pharmaceuticals.

HB 1473, relating to continuing education requirements for prescribing controlled substances.

HB 1474, relating to public institutions of higher education.

HB 1475, relating to municipal ordinance violations, with a penalty provision.

HB 1476, relating to inmate charges for medical treatment at correctional facilities.

HB 1477, relating to the state budget.

HB 1478, relating to illegal immigration, with a delayed effective date.

HB 1479, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1480, relating to county health ordinances.

HB 1481, relating to certain exemptions for insurance holding companies.

HB 1482, relating to property assessments.

HB 1483, relating to the sex offender registry.

HB 1484, relating to bingo, with a contingent effective date.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism.

HB 1486, relating to the supplemental nutrition assistance program.

HB 1487, relating to court reporters.

HB 1488, relating to the closure of certain records.

HB 1489, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1490, relating to the Missouri long-term care partnership program act.

HB 1491, relating to the termination of parental rights.

HB 1492, relating to the show-me heroes program.

HB 1493, relating to salaries of school employees.

HB 1494, relating to the sheriff of the city of St. Louis.

HB 1495, relating to the rights of utility customers.

HB 1496, relating to banning certain lobbyist gifts, with penalty provisions.

HB 1497, relating to law enforcement agency policies regarding officer-involved deaths.

HB 1498, relating to contraceptives.

HB 1499, relating to long-acting reversible contraceptives.

HB 1500, relating to the board of cosmetology and barber examiners.

HB 1501, relating to asset forfeiture.

HB 1502, relating to advanced practice registered nurses.

HB 1503, relating to small business loans for veterans.

HB 1504, relating to zoning around National Guard training centers.

HB 1505, relating to housing priority for veterans.

HB 1506, relating to alternative instruction plans for inclement weather.

HB 1507, relating to representation in tax assessments matters.

HB 1508, relating to landlords.

HB 1509, relating to tenant evictions.

HB 1510, relating to inspections of private residences.

HB 1511, relating to sales taxes for electricity sellers.

HB 1512, relating to arbitration agreements between employers and at-will employees.

HB 1513, relating to property assessments.

HB 1514, relating to campaign finance, with penalty provisions.

HB 1515, relating to freedom to disclose information about public employers.

HB 1516, relating to chiropractic services.

HB 1517, relating to the state legal expense fund.

HB 1518, relating to rates charged by health care providers.

HB 1519, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 1520, relating to teacher salaries.

HB 1521, relating to statewide athletic organizations.

HB 1522, relating to municipal court costs.

HB 1523, relating to clubfoot awareness day.

HB 1524, relating to pharmaceutical manufacturers.

HB 1525, relating to unclaimed property, with a penalty provision.

HB 1526, relating to minor children suspected of prostitution, with penalty provisions.

HB 1527, relating to the MO HealthNet buy-in for workers with disabilities program.

HB 1528, relating to the Missouri higher education civics achievement examination.

HB 1529, relating to an income tax deduction for volunteer firefighters.

HB 1530, relating to battered spouse syndrome.

HB 1531, relating to interpleading in civil proceedings.

HB 1532, relating to the science, technology, engineering and mathematics fund.

HB 1533, relating to the economic education partnership act.

HB 1534, relating to the Missouri parent/teacher involvement act.

HB 1535, relating to tax credits for contributions to public school foundations.

HB 1536, relating to peace officer continuing education requirements.

HB 1537, relating to the quality policing act.

HB 1538, relating to public nuisance, with penalty provisions.

HB 1539, relating to uninsured motorists, with a penalty provision.

HB 1540, relating to insurance claims filed by a pharmacy.

HB 1541, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1542, relating to pharmacy benefits managers.

HB 1543, relating to the designation of Malcolm X observation day in Missouri.

HB 1544, relating to the designation of El-Hajj Malik El-Shabazz observation day in Missouri.

HB 1545, relating to the Malcolm X day commission.

HB 1546, relating to the labeling of genetically modified food products.

HB 1547, relating to unsecured loans of seven hundred fifty dollars or less.

HB 1548, relating to tampering with a judicial officer, with a penalty provision.

HB 1549, relating to a tax allowance for agricultural producers.

HB 1550, relating to elections, with a delayed effective date for a certain section and penalty provisions.

HB 1551, relating to human sexuality education.

HB 1552, relating to professional licensure applications.

HB 1553, relating to guardianship proceedings.

HB 1554, relating to the use of investigational drugs, with penalty provisions.

HB 1555, relating to nursing facility inspections.

HB 1556, relating to the work for restitution program.

HB 1557, relating to the termination of child support obligations.

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

HB 1559, relating to the sexual offender registry.

HB 1560, relating to immunizations for children.

HB 1561, relating to prevailing wages on public works.

HB 1562, relating to prevailing wages for the construction of public works.

HB 1563, relating to firearm sales.

HB 1565, relating to statewide ballot measure voting requirements, with a contingent effective date.

HB 1566, relating to motor vehicle registration.

HB 1567, relating to elections.

HB 1568, relating to tax increment financing districts.

HB 1569, relating to school absences.

HB 1570, relating to the small business regulatory fairness board.

HB 1571, relating to limited liability companies.

HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing.

HB 1573, relating to the school calendar, with a delayed effective date for a certain section.

HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements.

HB 1575, relating to public utilities.

HB 1576, relating to administrative procedures.

HB 1577, relating to public labor organizations, with penalty provisions.

HB 1578, relating to civil procedure in tort claims.

HB 1579, relating to good time credit.

HB 1580, relating to charter schools.

HB 1581, relating to criminal nonsupport.

HB 1582, relating to transitional school districts.

HB 1583, relating to peace officer disciplinary actions.

HB 1584, relating to automatic voter registration.

HB 1585, relating to youth violence prevention day.

HB 1586, relating to protesters' rights.

HB 1587, relating to professional registration.

HB 1588, relating to direct primary care services for MO HealthNet participants.

HB 1589, relating to birthing centers.

HB 1590, relating to the statute of limitations for certain offenses, with penalty provisions.

HB 1591, relating to watercraft operation, with penalty provisions.

HB 1592, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1593, relating to secondary education.

HB 1594, relating to prevailing wages for the construction of public works.

HB 1595, relating to sewer corporations.

HB 1596, relating to prison terms.

HB 1597, relating to the disposition of human remains.

HB 1598, relating to preneed contracts.

HB 1599, relating to local use taxes.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.

HB 1601, relating to the management of state revenues.

HB 1602, relating to MO HealthNet services, with a referendum clause.

HB 1603, relating to the MO HealthNet program.

HB 1604, relating to a tax credit for rural health care professionals.

HB 1605, relating to the Missouri state capitol commission.

HB 1606, relating to elementary and secondary education.

HB 1607, relating to lead-acid batteries.

HB 1608, relating to the committee on legislative research.

HB 1609, relating to land clearance projects.

HB 1610, relating to child abuse reports.

HB 1611, relating to statutes of limitations.

HB 1612, relating to guardianship.

HB 1613, relating to driver's licenses.

HB 1614, relating to the regulation of agricultural inputs.

HB 1615, relating to the offense of animal or livestock trespass, with penalty provisions.

HB 1616, relating to the show-me healthy babies program.

HB 1617, relating to telehealth.

HB 1618, relating to a controlled substance take back program, with an emergency clause for a certain section.

HB 1619, relating to the narcotics control act, with penalty provisions.

HB 1620, relating to distributors of hypodermic needles.

HB 1621, relating to public contracts.

HB 1622, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1623, relating to elementary and secondary education.

HB 1624, relating to MO HealthNet services.

HB 1625, relating to the Missouri senior farmers' market nutrition program.

HB 1626, relating to the Tricia Leann Tharp act.

HB 1627, relating to the protection of certain pregnant women while in custody.

HB 1628, relating to minor children suspected of prostitution, with penalty provisions.

HB 1629, relating to the licensure of psychologists.

HB 1630, relating to marriage licenses.

HB 1631, relating to minority-owned businesses.

HB 1632, relating to deeds conveying real estate.

HB 1633, relating to convictions of included offenses.

HB 1635, relating to sexual assault reporting in long-term care facilities.

HB 1636, relating to health insurance coverage for medication assisted treatment for substance abuse.

HB 1637, relating to case management plans for foster children.

HB 1638, relating to peace officer training.

HB 1639, relating to educational scholarships, with penalty provisions.

HB 1640, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1641, relating to workers' compensation for firefighters.

HB 1642, relating to requirements of public safety personnel.

HB 1643, relating to public utilities.

HB 1644, relating to state agency requirements.

HB 1645, relating to actions for damages due to exposure to asbestos.

HB 1646, relating to brush control on county roads.

HB 1647, relating to workers' compensation.

HB 1648, relating to property exempt from execution.

HB 1649, relating to law enforcement animals, with penalty provisions.

HB 1650, relating to trust instruments.

HB 1651, relating to the publication of electronic notice of the sale of real property.

HB 1652, relating to physical therapists.

HB 1653, relating to intoxicating liquor.

HB 1654, relating to contingency fee contracts.

HB 1655, relating to the assignment of benefits for creditors.

HB 1656, relating to professional employer organizations.

HB 1657, relating to department of conservation resident landowner privileges.

HB 1658, relating to health care for persons with disabilities.

HB 1659, relating to comparable health care service incentive programs, with an effective date.

HB 1660, relating to career and technical education.

HB 1661, relating to tax credits for qualified film projects.

HB 1662, relating to emergency medical services personnel.

HB 1663, relating to the establishment of developmental guidance and counseling programs in schools.

HB 1664, relating to early childhood education, with an emergency clause.

HB 1665, relating to a visiting scholars certificate.

HB 1666, relating to tax credit approval.

HB 1667, relating to child custody arrangements.

HB 1668, relating to a savings plan for educational expenses, with penalty provisions.

HB 1669, relating to distribution of state school aid for charter schools, with an emergency clause.

HB 1670, relating to teacher compensation.

HB 1671, relating to the champion for children tax credit.

HB 1672, relating to the Missouri secure choice savings program act.

HB 1673, relating to public pension plans.

HB 1674, relating to the state of Missouri deferred compensation plan.

HB 1675, relating to school bus driver medical endorsements.

HB 1676, relating to school bus driver qualifications.

HB 1677, relating to student assessments.

HB 1678, relating to curriculum for degrees offered by public colleges and universities.

HB 1679, relating to student meals at public institutions of higher education.

HB 1680, relating to student lodging.

HB 1681, relating to the admissibility of municipal offenses to prove credibility.

HB 1682, relating to electric shock drowning prevention.

HB 1683, relating to planning commissions.

HB 1684, relating to damages in wrongful death actions.

HB 1685, relating to short-term major medical policies.

HB 1686, relating to the state capitol complex commission.

HB 1687, relating to a sales tax for early childhood education programs.

HB 1688, relating to performance measures at institutions of higher education.

HB 1689, relating to guardianships.

HB 1690, relating to the Missouri life and health insurance guaranty association act.

HB 1691, relating to the public service commission.

HB 1692, relating to port authorities.

HB 1693, relating to workers' compensation.

HB 1694, relating to blind pension asset limits.

HB 1695, relating to repealing the death penalty, with a penalty provision.

HB 1696, relating to the taxation of property, with a delayed effective date.

HB 1697, relating to historically black college and university week.

HB 1698, relating to minority mental health awareness month.

HB 1699, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1700, relating to tax increment financing.

HB 1701, relating to purchases to be made on competitive bids.

HB 1702, relating to the Missouri prompt pay act.

HB 1703, relating to individual sureties.

HB 1704, relating to gas corporations.

HB 1705, relating to compliance with the federal REAL ID Act of 2005.

HB 1706, relating to the Missouri Minority Business Loan Program.

HB 1707, relating to mental health patient admission notice requirements.

HB 1708, relating to the state legal expense fund.

HB 1709, relating to harassment in the workplace.

HB 1710, relating to professional registration.

HB 1711, relating to a terrorist offender registry, with penalty provisions.

HB 1712, relating to literacy instruction.

HB 1713, relating to the Missouri adoptee rights act.

HB 1714, relating to adoption records.

HB 1715, relating to a minor's ability to contract.

HB 1716, relating to medical school students, with penalty provisions.

HB 1717, relating to the state legal expense fund.

HB 1718, relating to health care determination appeals.

HB 1719, relating to professional registration.

HB 1720, relating to donated fire equipment.

HB 1721, relating to agricultural land values.

HB 1722, relating to refunds for sales tax overpayments.

HB 1723, relating to higher education benefits for veterans.

HB 1724, relating to automobile liability insurance for property damage.

HB 1725, relating to special victims.

HB 1726, relating to jury service by persons of a certain age.

HB 1727, relating to solid waste management.

HB 1728, relating to juvenile courts.

HB 1729, relating to the prevailing wage on public works.

HB 1730, relating to tax credits.

HB 1731, relating to the legalization of marijuana, with penalty provisions.

HB 1732, relating to evidence justifying a sentence of death.

HB 1733, relating to firearms, with penalty provisions.

HB 1734, relating to the community police tax credit.

HB 1735, relating to technology used by law enforcement.

HB 1736, relating to an earned income tax credit.

HB 1737, relating to initiative and referendum petitions.

HB 1738, relating to notaries public.

HB 1739, relating to minimum terms of imprisonment.

HB 1740, relating to the narcotics control act, with penalty provisions.

HB 1741, relating to paid leave for National Guard training for state employees.

HB 1742, relating to hiring preference for veterans.

HB 1743, relating to sexual offenders residing near schools, with a penalty provision.

HB 1744, relating to higher education financial aid eligibility, with an emergency clause.

HB 1745, relating to text messaging while operating motor vehicles.

HB 1746, relating to MO HealthNet liens.

HB 1747, relating to reimbursement allowances.

HB 1748, relating to jurisdiction over land ceded to the United States.

HB 1749, relating to foreign ownership of agricultural land.

HB 1750, relating to veterinary feed directive rules.

HB 1751, relating to abortion, with penalty provisions.

HB 1752, relating to emergency contraceptives.

HB 1753, relating to the collection of samples on private land.

HB 1754, relating to the general assembly.

HB 1755, relating to public restrooms.

HB 1756, relating to the sale of certain lands acquired through legal settlements.

HB 1757, relating to public lands.

HB 1758, relating to income tax.

HB 1759, relating to the enforce the laws act.

HB 1760, relating to the Second Amendment preservation act.

HB 1761, relating to collection of student data by school districts.

HB 1762, relating to child neglect, with penalty provisions.

HB 1763, relating to persons authorized to solemnize marriages.

HB 1764, relating to driver's license issuance.

HB 1765, relating to state land purchases.

HB 1766, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1767, relating to treatment services for children entering foster care.

HB 1768, relating to unlawful use of weapons, with penalty provisions.

HB 1769, relating to the offense of filing false documents, with penalty provisions.

HB 1770, relating to school attendance.

HB 1771, relating to higher education tuition policy

HB 1772, relating to the respect women’s abortion decisions act.

HB 1773, relating to advanced practice registered nurses.

HB 1774, relating to employment security.

HB 1775, relating to tax credits for new businesses in distressed communities.

HB 1776, relating to postconviction procedures.

HB 1777, relating to parole eligibility.

HB 1778, relating to the Missouri innocence commission.

HB 1779, relating to full orders of protection, with penalty provisions.

HB 1780, relating to criminal justice accountability.

HB 1781, relating to vehicular stops and searches by law enforcement.

HB 1782, relating to discrimination based on sexual orientation or gender identity.

HB 1783, relating to fathers' parental rights.

HB 1784, relating to the minimum wage rate.

HB 1785, relating to the small business equality act.

HB 1786, relating to an economic development grant program.

HB 1787, relating to visually impaired voters.

HB 1788, relating to high school graduation requirements.

HB 1789, relating to elementary and secondary education.

HB 1790, relating to the Missouri death with dignity act, with penalty provisions.

HB 1791, relating to the Missouri DREAM trust fund commission.

HB 1792, relating to postsecondary education public benefits.

HB 1793, relating to service of process after the statute of limitations has expired for filing an action.

HB 1794, relating to barbering.

HB 1795, relating to the state personnel law.

HB 1796, relating to the first-time home buyer savings account act.

HB 1797, relating to the nuclear power plant security guard act, with penalty provisions.

HB 1798, relating to language development milestones for children who are deaf or hard of hearing.

HB 1799, relating to workers' compensation.

HB 1800, relating to the public service commission.

HB 1801, relating to fees collected by the department of natural resources.

HB 1802, relating to exemptions from sales tax.

HB 1803, relating to requirements of school officials to report certain acts.

HB 1804, relating to the radioactive waste investigation fund.

HB 1805, relating to senators who represent Missouri in the United States Senate.

HB 1806, relating to property assessments of certain airports.

HB 1807, relating to a women's health services program.

HB 1808, relating to the acquisition of land by the United States government.

HB 1809, relating to the bi-state metropolitan development district.

HB 1810, relating to the offense of falsifying a drug test, with penalty provisions.

HB 1811, relating to the transfer of college credits.

HB 1812, relating to school accreditation.

HB 1813, relating to restitution received by wrongfully imprisoned persons.

HB 1814, relating to absentee voting, with penalty provisions.

HB 1815, relating to the minimum wage.

HB 1816, relating to ethics, with penalty provisions.

HB 1817, relating to electronic public records, with penalty provisions.

HB 1818, relating to banning lobbyist gifts, with penalty provisions.

HB 1819, relating to the ethics commission.

HB 1820, relating to funds held by candidate committees, with penalty provisions.

HB 1821, relating to ethics, with penalty provisions.

HB 1822, relating to lobbying, with penalty provisions.

HB 1823, relating to ethics, with penalty provisions.

HB 1824, relating to taxation.

HB 1825, relating to the historic preservation tax credit.

HB 1826, relating to the opening date for school terms.

HB 1827, relating to agriculture.

HB 1828, relating to animals, with penalty provisions and a delayed effective date.

HB 1829, relating to probate hearings for guardianship.

HB 1830, relating to teacher salaries.

HB 1831, relating to a sales tax holiday.

HB 1832, relating to the credit user protection law, with penalty provisions.

HB 1833, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1834, relating to the waiver of a trial by jury for certain offenses.

HB 1835, relating to the offense of prostitution.

HB 1836, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1837, relating to maintenance medications.

HB 1838, to authorize the conveyance of certain state property.

HB 1839, relating to student athletes.

HB 1840, relating to conservation permits for honorably discharged veterans.

HB 1841, relating to youth hunting.

HB 1842, relating to initiative petitions.

HB 1843, relating to trusts directed by trust protectors.

HB 1844, relating to powers of appointment.

HB 1845, relating to estate planning.

HB 1846, relating to the supplemental nutrition assistance program.

HB 1847, relating to operating levies for school purposes.

HB 1848, relating to the laws of other countries.

HB 1849, relating to unlawful possession of firearms, with penalty provisions

HB 1850, relating to the clean water commission.

HB 1851, relating to unlawful discriminatory practices.

HB 1852, relating to abortion.

HB 1853, relating to abortion.

HB 1854, relating to abortion.

HB 1855, relating to the taxation of tobacco.

HB 1856, relating to MO HealthNet work requirements, with a contingent effective date.

HB 1857, relating to elections, with penalty provisions and a delayed effective date for certain sections.

HB 1858, relating to the department of revenue.

HB 1859, relating to mutual aid agreements.

HB 1860, relating to the state board of education, with a contingent effective date.

HB 1861, relating to employment contracts with school districts.

HB 1862, relating to child abuse reports.

HB 1863, relating to civil procedure.

HB 1864, relating to judgment interest rates.

HB 1865, relating to the transportation and storage of firearms.

HB 1866, relating to human trafficking.

HB 1867, relating to a ban on certain selective abortions.

HB 1868, relating to a statewide hearing aid distribution program.

HB 1869, relating to minimum sentencing for first-time offenders who have been convicted of dangerous felonies, with a penalty provision.

HB 1870, relating to multidose medications given to patients at discharge.

HB 1871, relating to automated motor vehicles, with a penalty provision.

HB 1872, relating to the Missouri rural broadband development fund.

HB 1873, relating to poaching, with penalty provisions.

HB 1874, relating to products sold in the state capitol.

HB 1875, relating to endangering the welfare of a child, with penalty provisions.

HB 1876, relating to higher education.

HB 1877, relating to the Missouri Water Safety and Security Act.

HB 1878, relating to ratemaking for gas corporations.

HB 1879, relating to financial transactions involving public entities.

HB 1880, relating to broadband communications services provided by rural electric cooperatives.

HB 1881, relating to biodiesel fuel use in department of transportation vehicles.

HB 1882, relating to scrap metal purchases, with penalty provisions.

HB 1883, relating to a farmers' market nutrition program.

HB 1884, relating to MO HealthNet services.

HB 1885, relating to structured family caregiving for MO HealthNet home- and community-based care.

HB 1886, relating to employment taxes.

HB 1887, relating to restrictive covenants.

HB 1888, relating to transparency of state board of education activities.

HB 1889, relating to financial interest statements, with penalty provisions.

HB 1890, relating to paid political consultants, with penalty provisions.

HB 1891, relating to the law library surcharge.

HB 1892, relating to deputy sheriffs.

HB 1893, relating to public auctions.

HB 1894, relating to lobbying by licensing authorities.

HB 1895, relating to death investigations.

HB 1896, relating to the psychology interjurisdictional compact, with a delayed effective date.

HB 1897, relating to income tax of certain nonresidents.

HB 1898, relating to the controlled substance abuse prevention fund.

HB 1899, relating to school-community partnerships.

HB 1900, relating to music therapists.

HB 1901, relating to security deposits held by landlords.

HB 1902, relating to infrastructure development.

HB 1903, relating to infrastructure development.

HB 1904, relating to dental faculty permits.

HB 1905, relating to abandoned aircraft.

HB 1906, relating to the senior services growth and development program.

HB 1907, relating to working animals.

HB 1908, relating to sanctuary policies for municipalities.

HB 1909, relating to elections.

HB 1910, relating to assault on police animals, with penalty provisions.

HB 1911, relating to animal chiropractic practitioners.

HB 1912, relating to local development incentives.

HB 1913, relating to a tax deduction for diaper changing tables.

HB 1914, relating to the board of police commissioners, with penalty provisions.

HB 1915, relating to the no-call list.

HB 1916, relating to the authorized electronic monitoring in long-term care facilities act, with penalty provisions.

HB 1917, relating to the removal of a tenant from a commercial property.

HB 1918, relating to business fees.

HB 1919, relating to emergency services.

HB 1920, relating to ballot offenses.

HB 1921, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 1922, relating to the appointment of sheriffs in the city of St. Louis.

HB 1923, relating to public labor organizations, with penalty provisions.

HB 1924, relating to alcohol trade practices, with penalty provisions.

HB 1925, relating to elementary and secondary education.

HB 1926, relating to public contracts, with penalty provisions.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 59 - General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1232 - Elections and Elected Officials
HB 1233 - Elections and Elected Officials
HB 1234 - Elections and Elected Officials
HB 1245 - Elementary and Secondary Education

HB 1246 - Crime Prevention and Public Safety
HB 1247 - Special Committee on Tourism
HB 1248 - General Laws
HB 1249 - General Laws
HB 1250 - Judiciary
HB 1253 - Crime Prevention and Public Safety
HB 1254 - Crime Prevention and Public Safety
HB 1266 - Children and Families
HB 1267 - Higher Education
HB 1268 - Higher Education
HB 1270 - Economic Development
HB 1271 - Economic Development
HB 1272 - Economic Development
HB 1286 - General Laws
HB 1287 - Insurance Policy
HB 1288 - Ways and Means
HB 1291 - Local Government
HB 1293 - Economic Development
HB 1295 - Transportation
HB 1299 - Budget
HB 1300 - Budget
HB 1301 - Budget
HB 1303 - General Laws
HB 1311 - Budget
HB 1313 - Economic Development
HB 1315 - Elementary and Secondary Education
HB 1331 - Judiciary
HB 1332 - Workforce Development
HB 1348 - Elementary and Secondary Education
HB 1350 - Health and Mental Health Policy
HB 1351 - Judiciary
HB 1354 - Pensions
HB 1355 - Crime Prevention and Public Safety
HB 1356 - Judiciary
HB 1357 - Special Committee on Tax Policy for Working Families
HB 1364 - Special Committee on Homeland Security
HB 1366 - Elementary and Secondary Education
HB 1367 - Professional Registration and Licensing
HB 1369 - Veterans
HB 1370 - Special Committee on Government Oversight
HB 1371 - Elementary and Secondary Education
HB 1375 - Special Committee on Tourism
HB 1376 - Crime Prevention and Public Safety
HB 1377 - Special Committee on Tax Policy for Working Families
HB 1378 - Crime Prevention and Public Safety
HB 1381 - Insurance Policy
HB 1383 - Children and Families

HB 1384 - Special Committee on Small Business
HB 1385 - Elementary and Secondary Education
HB 1387 - Elementary and Secondary Education
HB 1388 - Professional Registration and Licensing
HB 1389 - Transportation
HB 1390 - General Laws
HB 1396 - Local Government
HB 1398 - Local Government
HB 1399 - Judiciary
HB 1400 - Professional Registration and Licensing
HB 1402 - Special Committee on Litigation Reform
HB 1408 - Elementary and Secondary Education
HB 1409 - Special Committee on Employment Security
HB 1410 - Budget
HB 1411 - Crime Prevention and Public Safety
HB 1413 - Economic Development
HB 1415 - Workforce Development
HB 1416 - Ways and Means
HB 1421 - Elementary and Secondary Education
HB 1428 - Local Government
HB 1429 - Ways and Means
HB 1435 - Elementary and Secondary Education
HB 1436 - Economic Development
HB 1439 - Crime Prevention and Public Safety
HB 1442 - Local Government
HB 1443 - Government Efficiency
HB 1444 - Transportation
HB 1445 - Economic Development
HB 1446 - Elections and Elected Officials
HB 1455 - Workforce Development
HB 1460 - Ways and Means
HB 1465 - Higher Education
HB 1472 - Health and Mental Health Policy
HB 1476 - Corrections and Public Institutions
HB 1477 - Budget
HB 1481 - Insurance Policy
HB 1484 - General Laws
HB 1485 - Local Government
HB 1486 - Government Efficiency
HB 1487 - Judiciary
HB 1492 - Veterans
HB 1495 - Utilities
HB 1496 - General Laws
HB 1499 - Health and Mental Health Policy
HB 1500 - Professional Registration and Licensing

HB 1504 - Veterans
HB 1509 - Judiciary
HB 1520 - Higher Education
HB 1531 - Special Committee on Litigation Reform
HB 1548 - Crime Prevention and Public Safety
HB 1552 - Professional Registration and Licensing
HB 1556 - Corrections and Public Institutions
HB 1558 - Crime Prevention and Public Safety
HB 1561 - Economic Development
HB 1562 - Economic Development
HB 1566 - Transportation
HB 1569 - Elementary and Secondary Education
HB 1572 - Transportation
HB 1587 - Professional Registration and Licensing
HB 1594 - Economic Development
HB 1600 - Crime Prevention and Public Safety
HB 1605 - Special Committee on Government Oversight
HB 1607 - Conservation and Natural Resources
HB 1608 - Government Efficiency
HB 1610 - Children and Families
HB 1615 - Agriculture Policy
HB 1617 - Health and Mental Health Policy
HB 1618 - Professional Registration and Licensing
HB 1621 - Economic Development
HB 1623 - Workforce Development
HB 1625 - Agriculture Policy
HB 1629 - Professional Registration and Licensing
HB 1630 - Children and Families
HB 1632 - Judiciary
HB 1635 - General Laws
HB 1638 - Veterans
HB 1645 - Special Committee on Litigation Reform
HB 1646 - Local Government
HB 1648 - Judiciary
HB 1649 - Crime Prevention and Public Safety
HB 1650 - Judiciary
HB 1653 - General Laws
HB 1660 - Elementary and Secondary Education
HB 1662 - Professional Registration and Licensing
HB 1665 - Elementary and Secondary Education
HB 1677 - Workforce Development
HB 1678 - Higher Education
HB 1681 - Judiciary
HB 1685 - Insurance Policy
HB 1686 - Special Committee on Government Oversight
HB 1690 - Insurance Policy
HB 1691 - Utilities

HB 1710 - Professional Registration and Licensing
HB 1711 - Special Committee on Homeland Security
HB 1719 - Professional Registration and Licensing
HB 1722 - Ways and Means
HB 1729 - Economic Development
HB 1744 - Higher Education
HB 1747 - Budget
HB 1762 - Judiciary
HB 1769 - General Laws
HB 1794 - Professional Registration and Licensing
HB 1809 - Local Government
HB 1826 - Elementary and Secondary Education
HB 1838 - Corrections and Public Institutions

SUBCOMMITTEE APPOINTMENTS

January 4, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Rep. Ingrid Burnett to the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development. Rep. Burnett will also serve as the Ranking Member for this committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Adams, Alferman, Anders, Anderson, Andrews, Austin, Bahr, Bangert, Baringer, Barnes (28), Barnes (60), Basye, Beck, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Butler, Chipman, Christofanelli, Conway (10), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Dohrman, Eggleston, Ellington, Engler, Evans, Fitzwater, Francis, Franks Jr, Frederick, Gray, Green, Gregory, Grier, Haahr, Haefner, Harris, Helms, Henderson, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Korman, Lavender, Lynch, Matthiesen, McCann Beatty, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morgan, Morris, Mosley, Muntzel, Neely, Newman, Pfautsch, Pierson Jr, Pietzman, Pike, Plocher, Quade, Razer, Reisch, Rhoads, Richardson, Roberts, Roeber, Rowland (155), Runions, Ruth, Schroer, Shumake, Smith (85), Sommer, Spencer, Stacy, Stephens (128), Stevens (46), Swan, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Walker (74), Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Trent, the House adjourned until 4:00 p.m., Monday, January 8, 2018.

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY
Monday, January 8, 2018, 2:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1246
Executive session will be held: HB 1246
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, January 8, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1303
Executive session will be held: HB 1303
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1350, HB 1499, HB 1617
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance
II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT
Wednesday, January 10, 2018, 12:00 PM or 15 minutes after conclusion of Morning Session, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Informational meeting

PROFESSIONAL REGISTRATION AND LICENSING
Monday, January 8, 2018, 2:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1500
Executive session will be held: HB 1500
Executive session may be held on any matter referred to the committee.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, January 8, 2018, upon adjournment of Rules - Legislative Oversight Committee, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Pending referral of HB 1500.

RULES - LEGISLATIVE OVERSIGHT
Monday, January 8, 2018, 4:30 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Pending referral of HB 1246 and HB 1303.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 8, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
University of Missouri President
University of Missouri Chancellor
Superintendent of Riverview Gardens
Children Service Fund

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Organizational meeting and public testimony on Department of Elementary & Secondary Education. If you would like to be on the list to testify, please call Rep. Rowland's office at (573) 751-2042. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony on Department of Elementary & Secondary Education continued, if necessary.

VETERANS
Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 8, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 61 through HCR 63

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 72

HOUSE BILLS FOR SECOND READING

HB 1927 through HB 1953

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRD DAY, MONDAY, JANUARY 8, 2018

The House met pursuant to adjournment.

Representative Bernskoetter in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTIONS

Representative Shaul (113) offered House Resolution No. 4878.
Representative Mathews offered House Resolution No. 4880.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 64, introduced by Representative Shaul (113), relating to the Delta Queen steamboat.

HCR 65, introduced by Representative Morgan, relating to abortion.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1954, introduced by Representative Smith (163), relating to real estate licensees.

HB 1955, introduced by Representative McCreery, relating to long-acting reversible contraceptives.

HB 1956, introduced by Representative McCreery, relating to leave from employment, with a referendum clause.

HB 1957, introduced by Representative Butler, relating to gifted children.

HB 1958, introduced by Representative Butler, relating to the office of sheriff of the city of St. Louis.

HB 1959, introduced by Representative Butler, relating to certain investigations by the Missouri state highway patrol.

HB 1960, introduced by Representative Butler, relating to peace officer applicants.

HB 1961, introduced by Representative Butler, relating to civilian review boards.

HB 1962, introduced by Representative Butler, relating to the MO HealthNet program.

HB 1963, introduced by Representative McDaniel, relating to the veterans' home resident monitoring care act, with penalty provisions.

HB 1964, introduced by Representative Eggleston, relating to taxation.

HB 1965, introduced by Representative DeGroot, relating to statutes of limitations.

HB 1966, introduced by Representative Cornejo, relating to records pertaining to foster homes.

HB 1967, introduced by Representative Trent, relating to state employees, with a delayed effective date.

HB 1968, introduced by Representative Grier, relating to the state tartan.

HB 1969, introduced by Representative Neely, relating to maintenance orders.

HB 1970, introduced by Representative Fitzwater, relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.

HB 1971, introduced by Representative Unsicker, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 1972, introduced by Representative Wiemann, relating to portable electronics insurance.

HB 1973, introduced by Representative Wiemann, relating to the Missouri clean water law.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 61, relating to a call for a convention of the states.

HCR 62, relating to the designation of Sickle Cell Awareness Month.

HCR 63, relating to the designation of DeMolay Day.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 72, relating to the conservation sales tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1927, relating to a voluntary nonopioid directive form, with penalty provisions.

HB 1928, relating to professional registration.

HB 1929, relating to a public safety sales tax.

HB 1930, relating to regulation of the display of the United States flag.

HB 1931, relating to consumer credit reports.

HB 1932, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1933, relating to unlawful discriminatory housing practices, with penalty provisions.

HB 1934, relating to automatic voter registration.

HB 1935, relating to lifetime parole supervision for certain offenders.

HB 1936, relating to firearms, with penalty provisions.

HB 1937, relating to the open carry of firearms, with penalty provisions.

HB 1938, relating to civil rights for homeless persons.

HB 1939, relating to meals for students.

HB 1940, relating to student journalists.

HB 1941, relating to school board members.

HB 1942, relating to campus protection officers.

HB 1943, relating to taxation of utilities used in food preparation.

HB 1944, relating to background checks for foster families.

HB 1945, relating to the confiscation of animals, with penalty provisions.

HB 1946, relating to out-of-state abortion referrals.

HB 1947, relating to the sale of utilities in fourth class cities.

HB 1948, relating to wireless communications infrastructure.

HB 1949, relating to break time for nursing mothers.

HB 1950, relating to hormonal contraceptives.

HB 1951, relating to insurance coverage for infertility treatments.

HB 1952, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1953, relating to the bone marrow registry.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1525 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1246**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Lauer and Newman

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1303**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Cross

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1500**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Carpenter, Franklin, Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (4): Brown (94), McGee, Peters and Smith (85)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1500**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Runions

Absent (2): Austin and Corlew

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1246**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1303**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Eggleston

WITHDRAWAL OF HOUSE BILLS

January 8, 2018

Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss,

I request to withdraw **HB 1694** from consideration.

Respectfully,

/s/ Representative Sarah Unsicker
District 91

The following members' presence was noted: Adams, Alferman, Anderson, Andrews, Arthur, Bahr, Baringer, Barnes (28), Barnes (60), Basye, Beck, Bernskoetter, Berry, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Carpenter, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Dohrman, Eggleston, Ellebracht, Ellington, Engler, Evans, Fitzwater, Francis, Franklin, Franks Jr, Frederick, Gannon, Gray, Grier, Haahr, Haefner, Hannegan, Hansen, Harris, Helms, Henderson, Higdon, Hill, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Kolkmeyer, Korman, Lant, Lavender, Lichtenegger, Lynch, Marshall, Mathews, McCann Beatty, McCreery, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morris, Mosley, Muntzel, Neely, Pfautsch, Phillips, Pietzman, Pike, Quade, Razer, Rehder, Reisch, Rhoads, Roberts, Roeber, Rone, Ross, Rowland (155), Runions, Ruth, Schroer, Shaul (113), Shull (16), Shumake, Smith (85), Sommer, Spencer, Stacy, Stephens (128), Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Wessels, White, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Bernskoetter, the House adjourned until 10:00 a.m., Tuesday, January 9, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1410, HB 1747
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 10, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1607
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1232, HB 1233, HB 1234, HB 1446
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1366, HB 1371, HB 1421, HB 1660, HB 1665, HB 1408
Executive session will be held: HB 1366, HB 1371, HB 1421, HB 1660, HB 1665, HB 1408
Executive session may be held on any matter referred to the committee.
The above bills were heard last session and passed out of the committee. Please be prepared for an executive session on all bills.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1350, HB 1499, HB 1617
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 9, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1381, HB 1481, HB 1287, HB 1690
Executive session will be held: HB 1381, HB 1287
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options of what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance
II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT
Wednesday, January 10, 2018, 12:00 PM or 15 minutes after conclusion of morning session, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Informational Meeting

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 1409
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, January 9, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1370, HB 1605
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1531
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Organizational meeting and public testimony on Department of Elementary & Secondary Education. If you would like to be on the list to testify, please call Rep. Rowland's office at (573) 751-2042. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony on Department of Elementary & Secondary Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Organizational meeting and testimony from the Department of Social Services regarding Medicaid provider taxes. Public testimony regarding Medicaid provider taxes will also be taken. If you would like to be on the list to testify, please contact Rep. Wood’s office at (573) 751-2077. A sign-in sheet will also be available at the hearing.

TRANSPORTATION
Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1295, HB 1572, HB 1566
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1495, HB 1691
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1415, HB 1455, HB 1677, HB 1332
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FOURTH DAY, TUESDAY, JANUARY 9, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 64 and HCR 65

HOUSE BILLS FOR SECOND READING

HB 1954 through HB 1973

HOUSE BILLS FOR PERFECTION

HCS HB 1246 - Pike
HB 1303 - Alferman
HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, JANUARY 9, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, the great architect of the Universe; we acknowledge that You are the creator of all things, and the giver of every good and perfect gift, and we are thankful.

Father in these few moments of quiet prayer we seek Your guidance and blessing as we begin our daily work. As we are united in our praying, so may we be united in our desire to work together as a body. Open our eyes that we may discern the things that You are doing in our midst. Open our ears that we may hear what You are saying to us.

We pray that Your wisdom may be with us as we prepare to do our work today. Now may we take due notice and govern ourselves accordingly. We ask these things in the name of Jesus Christ our Lord.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr

Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 003

Cornejo	Ellington	Wessels

ABSENT WITH LEAVE: 013

Austin	Brown 94	Christofanelli	Curtis	Curtman
Kolkmeyer	Peters	Pietzman	Plocher	Remole
Rowland 29	Shull 16	Mr. Speaker		

VACANCIES: 007

The Journal of the second day was approved as printed.

The Journal of the third day was approved as printed.

HOUSE RESOLUTIONS

Representative Conway (10) offered House Resolution No. 4891.
Representative Beard offered House Resolution No. 4892.
Representative Franks Jr. offered House Resolution No. 4894.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 66, introduced by Representative Carpenter, relating to the updating of state department forms.

HCR 67, introduced by Representative Kidd, relating to relevant military education procedures to streamline certification and licensing.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1974, introduced by Representative Kelly (141), relating to leave from employment.

HB 1975, introduced by Representative Christofanelli, relating to the permissible conduct of certain businesses.

HB 1976, introduced by Representative Franklin, relating to child abuse.

HB 1977, introduced by Representative Redmon, relating to grants to assist in financing certain utility projects.

HB 1978, introduced by Representative Gray, relating to street light maintenance districts.

HB 1979, introduced by Representative Gray, relating to the creation of subdistricts in certain school districts.

HB 1980, introduced by Representative Gray, relating to the use of credit scores by insurance companies.

HB 1981, introduced by Representative Gray, relating to annual leave for state employees.

HB 1982, introduced by Representative Gray, relating to traffic-related offenses, with penalty provisions.

HB 1983, introduced by Representative Ellebracht, relating to license plates and windshield placards for permanently disabled persons.

HB 1984, introduced by Representative Unsicker, relating to blind pension asset limits.

HB 1985, introduced by Representative Ellington, relating to workers' compensation for firefighters.

HB 1986, introduced by Representative Ellington, relating to improving the ability of inmates to obtain employment upon release from incarceration.

HB 1987, introduced by Representative Ellington, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 1988, introduced by Representative Ellington, relating to charges imposed by utilities on customers.

HB 1989, introduced by Representative Ellington, relating to marijuana.

HB 1990, introduced by Representative Butler, relating to motor vehicles abandoned by persons under arrest.

HB 1991, introduced by Representative Rhoads, relating to the deployment of wireless facilities infrastructure.

HB 1992, introduced by Representative Kelly (141), relating to the Missouri state board of nursing.

HB 1993, introduced by Representative Spencer, relating to towed vehicles.

HB 1994, introduced by Representative Ellebracht, relating to internet provider practices.

HB 1995, introduced by Representative Roberts, relating to the joint committee on unsolved civil rights cases.

HB 1996, introduced by Representative Roberts, relating to law enforcement training on racial or identity profiling.

HB 1997, introduced by Representative Bondon, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1998, introduced by Representative Bondon, relating to the comprehensive state energy plan.

HB 1999, introduced by Representative Bondon, relating to rate adjustments outside of general rate proceedings for certain public utilities.

HB 2000, introduced by Representative Bondon, relating to the public service commission.

HB 2026, introduced by Representative Wilson, relating to persons confined in jails.

HB 2027, introduced by Representative Wilson, relating to parental search efforts by the children's division.

HB 2028, introduced by Representative Houx, relating to the registering of roofing contractors, with penalty provisions.

HB 2029, introduced by Representative Beck, relating to reciprocal resident bidding.

HB 2030, introduced by Representative Berry, relating to fire protection districts.

HB 2031, introduced by Representative Sommer, relating to service dogs, with penalty provisions.

HB 2032, introduced by Representative Curtman, relating to travel hardships of public school pupils.

HB 2033, introduced by Representative Curtman, relating to elections.

HB 2034, introduced by Representative Curtman, relating to industrial hemp, with penalty provisions.

HB 2035, introduced by Representative Trent, relating to the transportation project fund.

HB 2036, introduced by Representative Trent, relating to charities partnering with government entities.

HB 2037, introduced by Representative Davis, relating to Congressional Medal of Honor license plates.

HB 2038, introduced by Representative Fraker, relating to the salaries of elected county officers.

HB 2039, introduced by Representative Fraker, relating to the Missouri Route 66 centennial commission.

HB 2040, introduced by Representative Kelly (141), relating to child abuse investigations, with penalty provisions.

HB 2041, introduced by Representative Fitzwater, relating to solid waste management.

HB 2042, introduced by Representative Bahr, relating to sexual offenders, with penalty provisions.

HB 2043, introduced by Representative Tate, relating to Law Enforcement Appreciation Day.

HB 2044, introduced by Representative Taylor, relating to the Missouri local government employees' retirement system.

HB 2045, introduced by Representative Nichols, relating to municipal courts.

HB 2046, introduced by Representative Nichols, relating to tax increment financing.

HB 2047, introduced by Representative Nichols, relating to uninsured motorists, with a penalty provision.

HB 2048, introduced by Representative Nichols, relating to the crime or offense of littering, with penalty provisions.

HB 2049, introduced by Representative Nichols, relating to automatic voter registration.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 64, relating to the Delta Queen steamboat.

HCR 65, relating to abortion.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1954, relating to real estate licensees.

HB 1955, relating to long-acting reversible contraceptives.

HB 1956, relating to leave from employment, with a referendum clause.

HB 1957, relating to gifted children.

HB 1958, relating to the office of sheriff of the city of St. Louis.

HB 1959, relating to certain investigations by the Missouri state highway patrol.

HB 1960, relating to peace officer applicants.

HB 1961, relating to civilian review boards.

HB 1962, relating to the MO HealthNet program.

HB 1963, relating to the veterans' home resident monitoring care act, with penalty provisions.

HB 1964, relating to taxation.

HB 1965, relating to statutes of limitations.

HB 1966, relating to records pertaining to foster homes.

HB 1967, relating to state employees, with a delayed effective date.

HB 1968, relating to the state tartan.

HB 1969, relating to maintenance orders.

HB 1970, relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.

HB 1971, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 1972, relating to portable electronics insurance.

HB 1973, relating to the Missouri clean water law.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 50.**

The President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 50**.

Senators: Crawford, Hummel, Rizzo, Eigel, Rowden, Koenig, Hoskins, Walsh, Onder and Schatz

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 51.**

The President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 51**.

Senators: Dixon, Onder, Emery, Koenig, Sifton, Riddle, Wieland, Hegeman, Holsman and Nasheed

COMMITTEE APPOINTMENTS

January 9, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint the following representatives to the Joint Committee on Public Assistance:

Representative Kip Kendrick
Representative Sue Meredith

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

January 9, 2018

D. Adam Crumbliss, Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Room 317A
Jefferson City, Missouri 65101

Dear Chief Clerk Crumbliss,

I request the withdrawal of my **House Bill 1886**. I unfortunately drafted it incorrectly and want to refile a corrected copy forthwith.

Sincerely,

/s/ Kurt M. Bahr
Missouri House of Representatives, District 102

The following members' presence was noted: Christofanelli, Curtis, Curtman, Kolkmeyer, Pietzman, Plocher, and Richardson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 10, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1410, HB 1747
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1383, HB 1610, HB 1630
Executive session may be held on any matter referred to the committee.
5:00 PM or upon adjournment, whichever is later.

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 10, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, January 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1476, HB 1556, HB 1838
Executive session will be held: HB 1838
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1232, HB 1233, HB 1234, HB 1446
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, January 11, 2018, 9:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1350, HB 1499, HB 1617
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1267, HB 1465, HB 1520, HB 1744
Executive session will be held: HB 1267, HB 1465, HB 1520, HB 1744
Executive session may be held on any matter referred to the committee.
AMENDED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options of what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance
II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT
Wednesday, January 10, 2018, 12:00 PM or 15 minutes After Conclusion of Morning Session, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Informational Meeting - If we conclude Morning Session before 12:00 pm - We will meet 15 minutes after we adjourn.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public Testimony on Department of Elementary & Secondary Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Organizational meeting

TRANSPORTATION
Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1295, HB 1572, HB 1566
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1495, HB 1691
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1415, HB 1455, HB 1677, HB 1332
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTH DAY, WEDNESDAY, JANUARY 10, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 66 and HCR 67

HOUSE BILLS FOR SECOND READING

HB 1974 through HB 2000
HB 2026 through HB 2049

HOUSE BILLS FOR PERFECTION

HCS HB 1246 - Pike
HB 1303 - Alferman
HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 10, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou shalt remember all the way the Lord thy God led thee. (Deuteronomy 8:2)

Eternal God, who did lead our ancestors to these shores that they may bring forth a just and free nation, give Your grace to us their children that we may be ever mindful of Your presence and ever eager to do Your will, without whom people cannot prosper, politicians cannot reason correctly, and citizens cannot live together in peace.

Grant that by the aid of Your spirit true bipartisanship may come to new life in our Capitol, that government, industry, and labor shall faithfully serve our people, and that our citizens in a real spirit of unity shall love Missouri with undying devotion.

Bless our Governor who speaks before us this evening, make him wise with Your wisdom, strong in Your strength, good through Your goodness and may he lead us in the paths of prosperity.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sydny Welcher.

OATHS OF OFFICE

Representative-elect Barbara Washington advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Herman Morse advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

The Journal of the fourth day was approved as printed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris
Morse	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roberts
Roeber	Rone	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 002

Cornejo	Ellington

ABSENT WITH LEAVE: 015

Brown 94	Curtis	Gregory	Haefner	Hill
Johnson	Lant	May	Peters	Pietzman
Remole	Roden	Ross	Rowland 29	Smith 85

VACANCIES: 005

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 50**: Representatives Haefner, Lant, Johnson, Cookson, Conway (104), McGee, Carpenter, Franks Jr., May and Meredith (71).

HOUSE RESOLUTIONS

Representative Barnes (60) offered House Resolution No. 4899.
Representative Lant offered House Resolution No. 4901.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 68, introduced by Representative Newman, relating to a condemnation of hate groups.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2050, introduced by Representative Austin, relating to the champion for children tax credit.

HB 2051, introduced by Representative Miller, relating to the public service commission.

HB 2052, introduced by Representative Kidd, relating to the public service commission.

HB 2053, introduced by Representative Berry, relating to the public service commission.

HB 2054, introduced by Representative Francis, relating to the public service commission.

HB 2055, introduced by Representative DeGroot, relating to the public service commission.

HB 2056, introduced by Representative McDaniel, relating to the public service commission.

HB 2057, introduced by Representative Fraker, relating to the public service commission.

HB 2058, introduced by Representative Plocher, relating to the public service commission.

HB 2059, introduced by Representative Ellebracht, relating to sunshine law.

HB 2060, introduced by Representative Chipman, relating to vacancies in elected office.

HB 2061, introduced by Representative Kidd, relating to false emergency responses, with penalty provisions.

HB 2062, introduced by Representative White, relating to mutual aid agreements with Kansas and Oklahoma.

HB 2063, introduced by Representative White, relating to jury duty.

HB 2064, introduced by Representative Walker (74), relating to the Missouri premium security plan.

HB 2065, introduced by Representative Neely, relating to hate offenses, with penalty provisions.

HB 2066, introduced by Representative Roberts, relating to criminal proceedings.

HB 2067, introduced by Representative Cornejo, relating to Missouri whiskey.

HB 2068, introduced by Representative Rehder, relating to the Medicaid per diem reimbursement rate for nursing homes, with an emergency clause.

HB 2069, introduced by Representative Rehder, relating to guardianship appointments.

HB 2070, introduced by Representative Corlew, relating to the base annual compensation of certain police officers.

HB 2071, introduced by Representative Neely, relating to terms of imprisonment, with penalty provisions.

HB 2072, introduced by Representative Neely, relating to terms of imprisonment, with penalty provisions.

HB 2073, introduced by Representative Kelly (141), relating to the treatment of traditional celebrations by school districts.

HB 2074, introduced by Representative Kelly (141), relating to student associations at public institutions of higher learning, with a penalty provision.

HB 2075, introduced by Representative Lauer, relating to professional employer organizations.

HB 2076, introduced by Representative Chipman, relating to health care for students at public institutions of higher education.

HB 2077, introduced by Representative Carpenter, relating to long-term care insurance rates.

HB 2078, introduced by Representative Carpenter, relating to public assistance.

HB 2079, introduced by Representative Houx, relating to coroners.

HB 2080, introduced by Representative Baringer, relating to temporary motor vehicle permits.

HB 2081, introduced by Representative Newman, relating to a ban on the sale of continuous fire weaponry, with penalty provisions.

HB 2082, introduced by Representative Newman, relating to permits to purchase firearms, with penalty provisions.

HB 2083, introduced by Representative Newman, relating to abortion.

HB 2084, introduced by Representative Newman, relating to insurance coverage for contraceptives.

HB 2085, introduced by Representative Newman, relating to insurance coverage for postpartum services.

HB 2086, introduced by Representative Newman, relating to insurance coverage for abortion services.

HB 2087, introduced by Representative Higdon, relating to high-risk driving offenses committed by intermediate driver's license holders, with penalty provisions.

HB 2088, introduced by Representative Frederick, relating to covenants not to compete.

HB 2089, introduced by Representative Gregory, relating to civil actions.

HB 2090, introduced by Representative Gregory, relating to the scope of practice for physical therapists.

HB 2091, introduced by Representative Reiboldt, relating to taxation of motor fuel, with a referendum clause.

HB 2092, introduced by Representative Reiboldt, relating to taxation of motor fuel, with a referendum clause.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 66, relating to the updating of state department forms.

HCR 67, relating to relevant military education procedures to streamline certification and licensing.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1974, relating to leave from employment.

HB 1975, relating to the permissible conduct of certain businesses.

HB 1976, relating to child abuse.

HB 1977, relating to grants to assist in financing certain utility projects.

HB 1978, relating to street light maintenance districts.

HB 1979, relating to the creation of subdistricts in certain school districts.

HB 1980, relating to the use of credit scores by insurance companies.

HB 1981, relating to annual leave for state employees.

HB 1982, relating to traffic-related offenses, with penalty provisions.

HB 1983, relating to license plates and windshield placards for permanently disabled persons.

HB 1984, relating to blind pension asset limits.

HB 1985, relating to workers' compensation for firefighters.

HB 1986, relating to improving the ability of inmates to obtain employment upon release from incarceration.

HB 1987, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 1988, relating to charges imposed by utilities on customers.

HB 1989, relating to marijuana.

HB 1990, relating to motor vehicles abandoned by persons under arrest.

HB 1991, relating to the deployment of wireless facilities infrastructure.

HB 1992, relating to the Missouri state board of nursing.

HB 1993, relating to towed vehicles.

HB 1994, relating to internet provider practices.

HB 1995, relating to the joint committee on unsolved civil rights cases.

HB 1996, relating to law enforcement training on racial or identity profiling.

HB 1997, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1998, relating to the comprehensive state energy plan.

HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities.

HB 2000, relating to the public service commission.

HB 2026, relating to persons confined in jails.

HB 2027, relating to parental search efforts by the children's division.

HB 2028, relating to the registering of roofing contractors, with penalty provisions.

HB 2029, relating to reciprocal resident bidding.

HB 2030, relating to fire protection districts.

HB 2031, relating to service dogs, with penalty provisions.

HB 2032, relating to travel hardships of public school pupils.

HB 2033, relating to elections.

HB 2034, relating to industrial hemp, with penalty provisions.

HB 2035, relating to the transportation project fund.

HB 2036, relating to charities partnering with government entities.

HB 2037, relating to Congressional Medal of Honor license plates.

HB 2038, relating to the salaries of elected county officers.

HB 2039, relating to the Missouri Route 66 centennial commission.

HB 2040, relating to child abuse investigations, with penalty provisions.

HB 2041, relating to solid waste management.

HB 2042, relating to sexual offenders, with penalty provisions.

HB 2043, relating to Law Enforcement Appreciation Day.

HB 2044, relating to the Missouri local government employees' retirement system.

HB 2045, relating to municipal courts.

HB 2046, relating to tax increment financing.

HB 2047, relating to uninsured motorists, with a penalty provision.

HB 2048, relating to the crime or offense of littering, with penalty provisions.

HB 2049, relating to automatic voter registration.

PERFECTION OF HOUSE BILLS

HCS HB 1246, relating to human trafficking hotline posters, was taken up by Representative Pike.

On motion of Representative Pike, the title of **HCS HB 1246** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1246, Page 2, Section 595.120, Line 31, by deleting the word "**civic**" and inserting in lieu thereof the following:

"**nonprofit fraternal, athletic**"; and

Further amend said bill, page and section, Line 40, by inserting immediately after said line the following:

"**(11) Abortion facilities as defined in section 188.015;**
(12) Family planning clinics;
(13) Maternity homes as defined in section 135.600;
(14) Pregnancy resource centers as defined in section 135.630;"; and

Further amend said bill, page and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, page and section, Lines 42 through 44, by deleting said lines and inserting in lieu thereof the following:

"**(16) Truck stops. For the purposes of this section, "truck stops" shall mean privately owned and operated facilities that provide food, fuel, shower or other sanitary facilities, and lawful overnight parking; and**

(17) Roadside rest areas."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Pike, **HCS HB 1246, as amended**, was adopted.

On motion of Representative Pike, **HCS HB 1246, as amended**, was ordered perfected and printed.

HB 1303, relating solely to lobbyist expenditures, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HB 1303** was agreed to.

Representative Merideth (80) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1303, Page 10, Section 105.473, Line 58, by deleting all of said line and inserting in lieu thereof the following:

"[~~(c)~~] **(d) The total cost of and an itemized listing of any of the items, services, or opportunities described in paragraphs (f), (h), and (i) of subdivision (3) of section 105.470 provided to any public official of the state, his or her staff or employees, or his or her spouse or dependent children;**

(e) Any expenditure made on behalf of **[**~~a public official,~~**]** an elected local "; and

Further amend said bill and section by renumbering all subsequent paragraphs accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1303, Page 12 , Section 105.473, Line 123, by inserting at the end of said line the following:

"**No public official of the state, or his or her staff or employees, or his or her spouse or dependent children shall accept any expenditure from any lobbyist principal or lobbyist or any other person acting on behalf of a lobbyist principal or lobbyist, except for expenditures reported under paragraph (c) of subdivision (2) of subsection 3 of this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1303, Page 1, Line 7, by inserting immediately after the word "**section**" the following:

"**; except that if any public official of the state, or his or her staff or employees, or his or her spouse or dependent children receive or accept any expenditure in error, the public official shall have fifteen days from the date the error is discovered to return the expenditure to the lobbyist without being subject to any penalty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Speaker Richardson resumed the Chair.

Representative Adams offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1303, Page 12, Section 105.473, Line 123, by inserting immediately after all of said section and line the following:

"105.491. 1. The executive director of the commission shall:

(1) Develop and publish forms and printed instructions for use in filing the statements described in section 105.485;

(2) Furnish the necessary forms and instructions to persons required pursuant to the provisions of sections 105.483 to 105.492 to file financial statements by distributing them to any other locations the executive director deems necessary to accomplish the purposes of sections 105.483 to 105.492;

(3) Maintain a filing system for financial statements filed with the executive director's office and preserve such statements for a period of not less than five years;

(4) Make any financial statement filed with the executive director available for public inspection and copying within a reasonable time after filing and permit copying of any financial statement at a reasonable expense to such person; **and**

(5) Employ staff and retain such contract services, including legal services to represent the commission before any state agency or before the courts as the executive director deems necessary within the limits authorized by appropriation by the general assembly.

2. The executive director **[**~~and each other filing officer shall keep a public record of all persons inspecting or copying financial statements~~**] of the commission may make financial interest statements filed with his or her office available on a searchable electronic access system that allows the general public to have open access to the statements**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Alferman, **HB 1303** was ordered perfected and printed.

ESCORT COMMITTEE CHANGE

The Speaker has removed Representative Haefner and appointed Representative Fraker to the select committee pursuant to **HCR 50**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that President Pro Tem Richard has appointed Senator Nasheed to replace Senator Walsh on the escort committee pursuant to **HCR 50.**

On motion of Representative Vescovo, the House recessed until 6:45 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris	Morse
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Ellington

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 025

Arthur	Beard	Brown 57	Brown 94	Cookson
DeGroot	Ellebracht	Franklin	Gregory	Haefner
Hill	Lichtenegger	Love	Mitten	Mosley
Newman	Peters	Remole	Ross	Rowland 29
Smith 85	Sommer	Stevens 46	Swan	Walker 74

VACANCIES: 005

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Michael Parson, presiding, called the Joint Assembly to order.

The Missouri State Highway Patrol, Troop F Color Guard, presented the Colors, and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 32

Brown	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf
Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland			

ABSENT: 1

Chappelle-Nadal

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGee	Meredith 71	Messenger	Miller
Mitten	Moon	Morgan	Morris	Morse
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate

Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Curtis

PRESENT: 011

Bahr	Beard	Beck	Conway 10	Davis
Ellington	Marshall	McCann Beatty	Merideth 80	Roberts
Wessels				

ABSENT WITH LEAVE: 013

Arthur	Brown 94	Ellebracht	Gray	Haefner
Hill	Newman	Peters	Remole	Rowland 29
Smith 85	Sommer	Stevens 46		

VACANCIES: 005

The Sergeant-at-Arms announced the approach of the Honorable Eric R. Greitens, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

STATE OF THE STATE
ADDRESS BY
GOVERNOR ERIC R. GREITENS

Thank you, Lieutenant Governor Parson; Speaker Richardson and the members of the Missouri House; President Pro Tem Richard and members of the Missouri Senate; Chief Justice Fischer and judges of the Supreme Court; State officials; Members of the Cabinet; Our First Lady, and my wife, Sheena Greitens.

We have many honored guests here tonight. One who is particularly special to me is my kindergarten teacher, Anne Richardson, who is here.

I was in Mrs. Richardson's kindergarten class at McKelvey Elementary, and it was at McKelvey Elementary that I first heard the story of a boy from the town of Diamond, Missouri.

He was born over a century ago, and he was born a slave. When he was a baby, he and his mother were kidnapped. He never saw his mother again, but by God's grace, he found a loving home, and a new family that raised him as their own.

Now, at the time, no school in town would admit a black student, so his parents taught him how to read and to write. When he was older, they sent him to Neosho, about 10 miles down the road, where there was a school that opened its doors to him. He worked hard, and he did well. So well, in fact, that he was admitted to an agricultural college.

This was a tough time for American farmers. Their land was losing its richness, and no one could figure out a fix. The young man from Diamond invented new ways to grow crops. He traveled the country fixing farms, sometimes one-by-one, helping rural communities grow strong and feed more people. By some reports, he is the man who rescued American agriculture.

When George Washington Carver was born, he was considered, by many, to be property on a plantation. He became an American hero, a friend of presidents, a counselor to everyone from the Secretary of Agriculture to Mahatma Gandhi. His face was on postage stamps, and his name on a Navy submarine. He was, and he remains, one of us: a Missourian. His story is our story.

George Washington Carver passed away 75 years ago this month. As we begin our work in this time and this place, we should celebrate his life. We should remember where he started and how far he went. We Missourians know that the contributions that have counted most have often come from people who were, at one time, counted out.

I was sent here, and I believe that many of you were sent here, not to work for the connected or the comfortable, but for those who have felt counted out and forgotten. They are strong and proud, and while they may not have pull or power or privilege, they do have enormous potential. To those Missourians, I have a simple message: We have been and we will fight for you every single day.

We promised we'd fight for your jobs, and we are. The most important thing we can do for Missouri families is to make it easier for those without jobs to find them and make sure that those who have jobs keep them. Over the past year, we have devoted the energy and attention of our office to putting Missourians back to work.

Here are the results: Today, Missouri has the lowest unemployment rate it's had in 17 years. Since last March, we have outpaced the nation in job growth, and in the past year Missouri moved up nine spots in the rankings of the best states in the country to do business. There are more manufacturing jobs in our state than there were a year ago. We're putting a steel mill in Sedalia, Missouri, and we are competing for more steel mills and other plants around the state.

We are bringing good quality jobs back to Missouri. Now, we haven't fixed in one year what was broken over the course of many decades, and many Missourians still struggle. We have a lot of work left to do, but tonight, we can say: there are more jobs in Missouri than ever before, people are going back to work, and we are moving Missouri in a new and better direction.

Some of the people who need us most, who are counting on us, are the children in the Missouri foster care system, all 13,000 of them. We live in a compassionate state: there are thousands of loving families in Missouri who have opened their homes and their hearts to foster children. In fact, some foster and adoptive families are with us in the balconies this evening. Please join me in recognizing them.

A year ago, if a child in foster care needed a copy of their own birth certificate to apply for a driver's license or to get a job, they had to pay for it out of their own pocket. Today, we can proudly say they can get that birth certificate without having to give the government their money.

A year ago, a child entering our foster system may not have known their rights. This is an issue that many of you have cared about for a long time and worked on for a long time. And I was proud to join with you to sign into law a "Foster Care Bill of Rights."

Last month, Missouri officially joined the National Electronic Interstate Compact Enterprise to make adoption easier across state lines. I want to give a special thank you for her hard work on this issue to the First Lady of the State of Missouri, my wife, Sheena Greitens.

Our team has been working with members of this body on twenty legislative initiatives to help children in need. Some of these initiatives will help reform and improve Missouri's adoption system so we can get children into safe, stable, and loving homes faster. Another would help foster children get access to bank accounts so they can save their money. Together, these twenty legislative initiatives will make a meaningful difference in the lives of the children of the state of Missouri.

As many of you know, before I joined the military I worked with children in some of the world's most difficult places. I worked with children who'd lost their homes. Kids who had lost limbs to landmines. Children who'd lost their parents to violence. That work taught me that the damage done to children too often leads people to look at them as only damaged children. People see their problems and pain, but they miss their courage. They see their scars. They don't see their strength.

Every child in the Missouri foster care system has seen more than their fair share of hardship. We need to see in them their God-given potential, and we need to do everything in our power to help them to fulfill it.

Tonight, I want to ask the members of this body to do something straightforward: Put politics on hold. Set any differences you may have with one another, or with me, to the side. These are children. These are kids. There are 13,000 of them. We must love them and care for them as if they were our own, because, in law and spirit, they are. Tonight, let's join together and pledge to get this work done for the kids who need us most.

One of the most important things we can do for those kids, and for their families, and for families throughout Missouri, is to continue to bring more good jobs back to our state.

For Missouri to prosper, we need to get government off our backs. When we came into office, we looked at the burden of regulations and red tape on our farms, ranches, businesses, homes, neighborhoods, and communities. We had almost 7,000 regulations and 112,000 regulatory requirements on the books, adding up to more than seven million words in total. Here's how bad things got in Missouri: Since 2002, regulatory requirements in our state grew at a faster—yes, a faster—rate than the regulations imposed on us by bureaucrats in Washington, DC.

In Missouri, there was a regulation on the books that forced some small businesses to install and pay for a land line phone, even if they didn't want it and didn't use it. If you haul milk for a living, the government requires you to do a training. Now, it's a training that could be done online, on your own time, but because of outdated regulations, you've got to go to a meeting set up by the government to do it.

Regulations like these that waste money, waste time, are outdated and irrelevant had been building up for too long, like plaque in the arteries of Missouri's economy. These regulations cost Missourians money. They raise the prices of the things we buy. They slow down our mills, our farms, our factories, our shops. And they make government more bloated and more burdensome.

Because of this, we launched the most aggressive, most thorough, most ambitious effort to roll back unnecessary regulations in the United States. By taking a strong, thoughtful, conservative approach to government, we can tell you tonight that we are taking nearly one out of every three regulatory requirements in the state of Missouri—that's 33,000 regulatory requirements—off the books for good.

Missouri has become a leader. In fact, other states have modeled their regulatory reforms on what we are doing to increase liberty and prosperity in the state of Missouri. My team and I will continue to eliminate regulations that are unproductive and unnecessary, and, when we need legislation to roll back regulations, we will work with you.

But there is more we need to do to grow jobs in our state. Some of these we've talked about before: Making sure that we have the right laws on the books to be fair to family businesses, and making strategic investments in education, infrastructure, and workforce development. Yet one of the best investments we can make in Missouri, is also one of the most straightforward: cut taxes and put money back into the pockets of the people of Missouri.

Last year, we faced a choice: we could cut spending or raise taxes. I'm proud to say that we cut spending, and we did not raise taxes on the citizens of Missouri a single nickel.

Early next week, my team and I will lay out a detailed, thoughtful, and thorough plan to cut taxes on the hardest-working families in our state. It is the boldest state tax reform in America. And with your help, we will lower taxes for working families and make it easier for businesses to come to Missouri and create jobs. And we will do it in a way that is fiscally sound, maintains our state's triple-A credit rating, and does not burden our children with debt.

In 2018, I want this body to cut taxes for the people of Missouri, and to cut taxes for businesses that create jobs. Let's get it done.

Today, I'm proud to tell you that we continue to shrink the size of government. In fact, today the government of the state of Missouri is the smallest it's been in two decades. At the same time, we've been improving how government serves our citizens. To do this, we brought in a team of outsiders, with a clear mission: the most effective government at the lowest possible cost.

In the Department of Natural Resources, we discovered a backlog of over 2,000 permit applications that had been submitted by businesses. The backlog was decades old, and in just the last year, the Department sliced it in half. They actually found a permit that a company applied for in 1997. I'm happy to report to you tonight: it's been approved.

Not only that: they got all of this done while cutting the Department's size and spending less money, and even with a smaller and leaner department, they still managed to make sure that Missourians have the safest drinking water they've had in almost 20 years.

This type of change is happening across government. We found four planes that the government didn't need, and we sold them off. That also saved taxpayers almost $40,000 a year in maintenance, money the government was paying for planes that nobody was using. We found 30 cars the government didn't need, and we're getting rid of them. That's going to save Missourians over $500,000. Every year, the Governor's office printed thousands of pages of paper for its annual budget. And every year, many of those big books sat on shelves, unopened and collecting dust. So this year, we are putting the budget online and saving $3,601.50 in printing costs.

We pay attention to dollars, and we pay attention to cents, because we remember: every single dollar this government spends was earned by the hard work of a Missourian, and this is the people's money.

For us to save dollars and serve citizens, we need to reform state workforce laws that are decades old. Today, government can't move people to where they will help the most, can't reward people for good work, and unlike a business, it can't get rid of poor performers who fail our citizens and fail their colleagues. We need your help to build a common sense government.

Speaking of common sense, our task force did a full audit of the Boards and Commissions in Missouri's government. They were in bad shape. For example, the state of Missouri has six Child Abuse and Neglect Review Boards. These Boards do important work to protect children across the state of Missouri. Four of the six them weren't able to hear cases because they didn't have enough members to meet. We fixed this. Now they'll be able to get to work to protect our kids.

To serve citizens well, government needs to do fewer things and do them better. For years, people have complained that Missouri government is chock full of redundant and unnecessary and wasteful Boards and Commissions. So our task force did a careful review—Board by Board, Commission by Commission—and recommended the elimination of hundreds of unnecessary government positions. Senator Riddle has introduced a bill that reflects these recommendations, and I urge this body to pass that bill.

That's how we make government smaller and better. We must also make sure that our public servants serve in the public's interest. We need to slam shut the door between the legislature and lobbyists, and we need to pass term limits for every state-wide office holder.

In my very first action as Governor, I signed an executive order banning gifts from lobbyists to state employees of the executive branch. A bill that would have done the same thing in the legislature passed the House last year. Thank you to Speaker Richardson and the Representatives who voted for it last year and who already took action on it again this year.

Last year, the bill stalled in the Senate. This year, both bodies need to get together and pass a ban on gifts from lobbyists to the legislature. But in the meantime, I have a simple request: I call on every member of the legislature to join me in a pledge not to accept any gift from lobbyists. Let's get this done for the people of Missouri.

We promised the people of Missouri that we would support our law enforcement officers and first responders, and that's what we've done.

There's an officer who, tonight, will step into the cold to keep Missourians safe. The wife of one police officer told our team that, when he leaves for the night, she can't be sure that he's home safe until she hears the Velcro of his body armor being taken off. This is what our law enforcement families experience every day.

Last year, some of our law enforcement officers gave their lives in the line of duty. Others were wounded. Last month, I visited the bedside of Officer Ryan O'Connor after a criminal shot him in the back of the head. The day we

went to visit him, as he was lying in a hospital bed just a few feet away, Officer O'Connor's 17-year-old son, Aiden, told me that, like his grandfather and his father, he too wanted to be a police officer.

Aiden, we want you and young people across the state of Missouri to know that serving your community as a police officer is a proud and noble profession. We're proud of you.

Last year, together with this body, we passed and signed Blue Alert legislation into law to help bring to justice and strengthen the penalties for anyone who attacks or injures a law enforcement officer. This year, we need to pass legislation that protects the health, safety, and well-being of our firefighters, police officers, and other first responders.

Some of these issues we've talked about before. One issue I want to raise tonight is the harassment of police officers. Today, in Missouri, radicals can file liens against a police officer's house. They can do this in secret, and it can affect the credit of our police officers and their families, costing them thousands of dollars. It's harassment, and it needs to stop. On behalf of law enforcement officers throughout our state, I'd ask this body to pass a clean version of legislation that protects them from this type of harassment.

Tonight, I want to let the police officers of this state know: your Governor, your fellow citizens, and the vast majority of your elected representatives, we have your back.

We're also working to build the finest National Guard in the country, and I'm proud to say that we were able to add 800 National Guard jobs this past year. We want Missouri to be the best state in the country for veterans and military families.

We have members of the armed forces who get orders to come to Missouri to serve in places like Whiteman Air Force base and Ft. Leonard Wood. Today, what makes it hard for some of them is that if their spouse is licensed to work in another state, Missouri may not recognize those licenses. That means if your spouse has a career in dentistry in Tennessee and your family is moved to Whiteman Air Force base, they may not be able to work here in Missouri. That needs to change. We need to grant full reciprocity of licenses obtained in other states to military members, veterans, and their spouses.

And there is more. Right now, in the state of Missouri, a small business owner who declares that he or she wants to hire veterans can be sued. That's right: if you say that you prefer to hire veterans, you could face a lawsuit. That's wrong. This legislature needs to pass a bill allowing employers to establish a veterans hiring preference. Most states in our country have done this. It's time for Missouri to do the same.

I had the honor of visiting with the men and women of Missouri's National Guard when they were serving overseas with US Central Command. The men and women from 1st Battalion, 138th Infantry Regiment, are home now, and I wanted all of you who are here today to be able to say to them: Welcome home, and we're proud of you. They're with us tonight, and I'd ask them to stand.

We promised the people of Missouri that we would fight for them. We have, and we will. We promised the people of Missouri we would do different. We have, and we will. We promised the people of Missouri that we would fight for the least among us, the counted out, and the forgotten. We have, and we will.

Tonight, we can look back with pride and look forward with confidence. We have come far in a year, and though we have a long way to go, the state of our state today reflects what the state of our people has always been: Missouri is strong, and she is getting stronger.

Thank you very much. God bless you, and God bless the people of Missouri.

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

COMMITTEE REPORTS

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Bangert, Chipman, Cookson, Dohrman, Gannon, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (2): Andrews and Johnson

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris, Muntzel, Pfautsch, Shull (16), Stephens (128), Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1381**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris, Muntzel, Pfautsch, Shull (16), Stephens (128), Unsicker and Wiemann

Noes (0)

Absent (0)

COMMITTEE APPOINTMENTS

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jim Hansen as Vice Chair to the Standing Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Herman Morse to the Committees on Corrections and Public Institutions and Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Nate Tate to the Standing Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Barbara Washington to serve on the House Committee on Consent and House Procedure.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Barbara Washington to serve on the House Committee on Economic Development.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Nate Walker from the Administration and Accounts Committee and appoint him to the Higher Education Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Craig Redmon from the Committee on Agriculture Policy and appoint him to the Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMUNICATIONS

January 3, 2018

D. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Mr. Crumbliss:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a licensed Realtor in the state of Missouri.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Representative Hannah Kelly
141st District

January 3, 2018

D. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Mr. Crumbliss:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a licensed Realtor in the state of Missouri.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Representative Dan Houx
54th District

WITHDRAWAL OF HOUSE BILLS

January 10, 2018

D. Adam Crumbliss, Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss,

I request the withdrawal of **House Bill 2033**.

Sincerely,

/s/ Paul Curtman, District 109

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 11, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1410, HB 1747
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, January 16, 2018, 5:00 PM or upon adjournment, whichever is later,
House Hearing Room 7.
Public hearing will be held: HB 1383, HB 1610, HB 1630
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, January 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1476, HB 1556, HB 1838
Executive session will be held: HB 1838
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1355, HB 1411, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Thursday, January 11, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 1371, HB 1421, HB 1660, HB 1665, HB 1408
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, January 11, 2018, 9:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, January 11, 2018, 2:05 PM, House Hearing Room 7.
Executive session will be held: HB 1465
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, January 11, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1364
Executive session may be held on any matter referred to the committee.
Amended to remove HB 1711
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of Insurance & Financial Institutions and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, January 16, 2018, 12:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly. If you would like to be on the list to testify, please contact Rep. Bahr's office at (573) 751-9768. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Mental Health and Department of Health & Senior Services. Public testimony will be taken regarding the appropriations for Department of Mental Health and Department of Health & Senior Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Organizational meeting and informational overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery and State Tax Commission.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery and State Tax Commission if needed.

VETERANS
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 5.
Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 11, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 68

HOUSE BILLS FOR SECOND READING

HB 2050 through HB 2092

HOUSE BILLS FOR PERFECTION

HCS HB 1500 - Dogan

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike
HB 1303 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 11, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I will lift up mine eyes unto the hills from whence cometh my help. (Psalm 121:1)

O Lord, Our God, take our impatient spirits into Your patient hands and breathe into us the power and the peace of Your presence. Lift us above the clamor which is about us and the confusion which is around us and lead us in to the high hills from where our help for the present and our hope for the future comes. O spirit of the living God make Yourself very real to us as we pray.

Unto Your loving care we commit our State. Make us worthy of the sacrifices which established on this soil a free people. Save us from the folly of our own foolishness and by strong character, great integrity, and steadfast faith may our state and its legislature become a real blessing to our country and our citizens.

Finally, grant us favorable weather and safety to all who travel today.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as printed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellington
Engler	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McGee	Merideth 80	Messenger	Miller	Moon

Morgan	Morris	Morse	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 002

Ellebracht Mitten

ABSENT WITH LEAVE: 020

Brown 94	Curtis	Curtman	Evans	Fitzwater
Gray	Haefner	Hill	McCreery	McDaniel
Meredith 71	Neely	Peters	Rehder	Remole
Rowland 29	Smith 85	Sommer	Stevens 46	Washington

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Evans offered House Resolution No. 4904.

Representative Shumake offered House Resolution No. 4907.

Representative Bernskoetter offered House Resolution No. 4915 and House Resolution No. 4916.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 73, introduced by Representative Messenger, relating to the state road fund.

HJR 74, introduced by Representative Messenger, relating to toll roads.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2093, introduced by Representative Walker (74), relating to a tax credit for contraception costs.

HB 2094, introduced by Representative Burns, relating to street light maintenance districts.

HB 2095, introduced by Representative Razer, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 2096, introduced by Representative Toalson Reisch, relating to the annexation of property within fire protection districts.

HB 2097, introduced by Representative Brattin, relating to solid waste collection.

HB 2098, introduced by Representative Meredith (71), relating to the Missouri children's services commission.

HB 2099, introduced by Representative Walker (3), relating to the Missouri state board of nursing.

HB 2100, introduced by Representative Razer, relating to discrimination based on sexual orientation or gender identity.

HB 2101, introduced by Representative Beard, relating to guardian ad litem fees.

HB 2102, introduced by Representative Rhoads, relating to property classification.

HB 2103, introduced by Representative Berry, relating to the state technology modernization fund.

HB 2104, introduced by Representative Frederick, relating to the authority to engage in certain investigative practices, with penalty provisions.

HB 2105, introduced by Representative Frederick, relating to opioids.

HB 2106, introduced by Representative Frederick, relating to the patients first Medicaid reform act.

HB 2107, introduced by Representative Cornejo, relating to the registering of roofing contractors, with penalty provisions.

HB 2108, introduced by Representative Trent, relating to claims for bodily injury.

HB 2109, introduced by Representative Trent, relating to the statute of limitations for actions against attorneys for malpractice.

HB 2110, introduced by Representative Rone, relating to rewards by county commissions.

HB 2111, introduced by Representative Rone, relating to county prosecutors.

HB 2112, introduced by Representative Rone, relating to a sales tax dedicated to transportation infrastructure.

HB 2113, introduced by Representative Roden, relating to water supply districts.

HB 2114, introduced by Representative Korman, relating to employment of certain public officials.

HB 2115, introduced by Representative Bernskoetter, relating to the Missouri higher education savings program.

HB 2116, introduced by Representative Ross, relating to boat passengers.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 68, relating to a condemnation of hate groups.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2050, relating to the champion for children tax credit.

HB 2051, relating to the public service commission.

HB 2052, relating to the public service commission.

HB 2053, relating to the public service commission.

HB 2054, relating to the public service commission.

HB 2055, relating to the public service commission.

HB 2056, relating to the public service commission.

HB 2057, relating to the public service commission.

HB 2058, relating to the public service commission.

HB 2059, relating to sunshine law.

HB 2060, relating to vacancies in elected office.

HB 2061, relating to false emergency responses, with penalty provisions.

HB 2062, relating to mutual aid agreements with Kansas and Oklahoma.

HB 2063, relating to jury duty.

HB 2064, relating to the Missouri premium security plan.

HB 2065, relating to hate offenses, with penalty provisions.

HB 2066, relating to criminal proceedings.

HB 2067, relating to Missouri whiskey.

HB 2068, relating to the Medicaid per diem reimbursement rate for nursing homes, with an emergency clause.

HB 2069, relating to guardianship appointments.

HB 2070, relating to the base annual compensation of certain police officers.

HB 2071, relating to terms of imprisonment, with penalty provisions.

HB 2072, relating to terms of imprisonment, with penalty provisions.

HB 2073, relating to the treatment of traditional celebrations by school districts.

HB 2074, relating to student associations at public institutions of higher learning, with a penalty provision.

HB 2075, relating to professional employer organizations.

HB 2076, relating to health care for students at public institutions of higher education.

HB 2077, relating to long-term care insurance rates.

HB 2078, relating to public assistance.

HB 2079, relating to coroners.

HB 2080, relating to temporary motor vehicle permits.

HB 2081, relating to a ban on the sale of continuous fire weaponry, with penalty provisions.

HB 2082, relating to permits to purchase firearms, with penalty provisions.

HB 2083, relating to abortion.

HB 2084, relating to insurance coverage for contraceptives.

HB 2085, relating to insurance coverage for postpartum services.

HB 2086, relating to insurance coverage for abortion services.

HB 2087, relating to high-risk driving offenses committed by intermediate driver's license holders, with penalty provisions.

HB 2088, relating to covenants not to compete.

HB 2089, relating to civil actions.

HB 2090, relating to the scope of practice for physical therapists.

HB 2091, relating to taxation of motor fuel, with a referendum clause.

HB 2092, relating to taxation of motor fuel, with a referendum clause.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 63 - Special Committee on Tourism
HCR 66 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1275 - Higher Education
HB 1349 - Special Committee on Tourism
HB 1358 - Special Committee on Innovation and Technology
HB 1359 - Corrections and Public Institutions
HB 1361 - Children and Families
HB 1417 - Elementary and Secondary Education
HB 1432 - Special Committee on Innovation and Technology
HB 1461 - General Laws
HB 1464 - Ways and Means
HB 1466 - Economic Development
HB 1503 - Veterans
HB 1510 - General Laws
HB 1512 - Special Committee on Litigation Reform
HB 1521 - Elementary and Secondary Education
HB 1523 - Special Committee on Tourism
HB 1528 - Higher Education
HB 1575 - Utilities
HB 1597 - Judiciary
HB 1598 - Professional Registration and Licensing
HB 1606 - Elementary and Secondary Education
HB 1620 - Special Committee on Urban Issues
HB 1633 - Judiciary
HB 1679 - General Laws

HB 1680 - Higher Education
HB 1707 - Health and Mental Health Policy
HB 1721 - Ways and Means
HB 1798 - Children and Families
HB 1802 - General Laws
HB 1832 - Judiciary
HB 1839 - Agriculture Policy
HB 1843 - Judiciary
HB 1844 - Judiciary
HB 1845 - Judiciary
HB 1846 - Government Efficiency
HB 1848 - Judiciary
HB 1858 - Ways and Means
HB 1861 - Elementary and Secondary Education
HB 1868 - Children and Families
HB 1872 - Special Committee on Innovation and Technology
HB 1879 - Financial Institutions
HB 1880 - General Laws
HB 1885 - Health and Mental Health Policy
HB 1887 - Local Government
HB 1888 - Special Committee on Innovation and Technology
HB 1893 - Local Government
HB 1906 - Insurance Policy
HB 1910 - Crime Prevention and Public Safety
HB 1919 - General Laws
HB 1926 - Economic Development
HB 1930 - Special Committee on Government Oversight
HB 1940 - Elementary and Secondary Education
HB 1946 - Children and Families
HB 1968 - Special Committee on Tourism
HB 1998 - Utilities
HB 2032 - Government Efficiency
HB 2034 - Agriculture Policy
HB 2037 - Veterans
HB 2039 - Special Committee on Tourism
HB 2041 - Utilities

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse, Mosley, Nichols and Roden

Noes (0)

Absent (1): Remole

SUBCOMMITTEE APPOINTMENTS

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Corrections Workforce Environment and Conduct.

Representative Jim Hansen, Chair
Representative Tim Remole
Representative Kathie Conway

This Committee will report to the Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Ports.

Representative Becky Ruth, Chair
Representative Bart Korman
Representative Nate Tate

This Committee will report to the Committee on Transportation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Gina Mitten from the Special Committee on Government Oversight and appoint Representative Barbara Washington.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Curtis, Curtman, Evans, Fitzwater, Gray, McCreery, Meredith (71), Neely, Stevens (46), and Washington.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Tuesday, January 16, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1383, HB 1610, HB 1630
Executive session may be held on any matter referred to the committee.
5:00 PM or upon adjournment, whichever is later.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1355, HB 1411, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Tuesday, January 16, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1371, HB 1421, HB 1660, HB 1665, HB 1408
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, January 16, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1286, HB 1484, HB 1653, HB 1769, HB 1880, HJR 59
Executive session will be held: HB 1286, HB 1484, HB 1653, HB 1769, HB 1880, HJR 59
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 16, 2018, 1:30 PM, House Hearing Room 4.
Public hearing will be held: HB 1685
Executive session will be held: HB 1481, HB 1690
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1250, HB 1650
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, January 17, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1291, HB 1396, HB 1646
Executive session will be held: HB 1291, HB 1396, HB 1646
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, January 16, 2018, Upon adjournment, South Gallery.
Executive session will be held: HB 1465
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Tuesday, January 16, 2018, 10:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1512, HB 1645
Executive session will be held: HB 1531
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of Insurance & Financial Institutions and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, January 16, 2018, 12:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly. If you would like to be on the list to testify, please contact Rep. Bahr's office at (573) 751-9768. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Mental Health and Department of Health & Senior Services. Public testimony will be taken regarding the appropriations for Department of Mental Health and Department of Health & Senior Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Organizational meeting and informational overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery and State Tax Commission.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery and State Tax Commission if needed.

TRANSPORTATION
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1389, HB 1444
Executive session will be held: HB 1566, HB 1572, HB 1295
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 5.
Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 16, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 73 and HJR 74

HOUSE BILLS FOR SECOND READING

HB 2093 through HB 2116

HOUSE BILLS FOR PERFECTION

HCS HB 1500 - Dogan

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike
HB 1303 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 16, 2018

The House met pursuant to adjournment.

Representative Dogan in the Chair.

Prayer by Pastor Cornell Sudduth, Second Baptist Church, Jefferson City.

Let us pray. We thank You, O God, for the life that You have granted to us, even today. Thank You for the opportunity for these men and women that serve in the state of Missouri and serve the people of this state.

We are living in troubled times all around, but we thank You, O God, that You have created us in Your image. For these men and women gathered here today, we pray that You bless them with patience, wisdom, love and understanding.

Help us, dear God, that we "sneeze" in order that we might sacrifice ourselves so that others might live.

We ask this in the name of Jesus, Amen.

Ms. Sabria Hendricks performed "Lift Every Voice and Sing."

The Pledge of Allegiance to the flag was recited.

Speaker Richardson assumed the Chair.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Grier	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman

Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Curtis

PRESENT: 002

Ellebracht Ellington

ABSENT WITH LEAVE: 014

Brown 94	Eggleston	Green	Gregory	Hannegan
Lynch	May	Peters	Pietzman	Roden
Rone	Shull 16	Smith 85	Swan	

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Roberts offered House Resolution No. 4928.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2117, introduced by Representative Pfautsch, relating to eye drops for newborn infants.

HB 2118, introduced by Representative Davis, relating to local sales taxes.

HB 2119, introduced by Representative Mathews, relating to punitive damages.

HB 2120, introduced by Representative Barnes (60), relating to MO HealthNet benefits for pregnant women.

HB 2121, introduced by Representative Shaul (113), relating to detention upon arrest, with penalty provisions.

HB 2122, introduced by Representative Engler, relating to vehicle sales.

HB 2123, introduced by Representative Toalson Reisch, relating to activities extended to persons found guilty of certain criminal offenses.

HB 2124, introduced by Representative Kelley (127), relating to change of venue.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 73, relating to the state road fund.

HJR 74, relating to toll roads.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2093, relating to a tax credit for contraception costs.

HB 2094, relating to street light maintenance districts.

HB 2095, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 2096, relating to the annexation of property within fire protection districts.

HB 2097, relating to solid waste collection.

HB 2098, relating to the Missouri children's services commission.

HB 2099, relating to the Missouri state board of nursing.

HB 2100, relating to discrimination based on sexual orientation or gender identity.

HB 2101, relating to guardian ad litem fees.

HB 2102, relating to property classification.

HB 2103, relating to the state technology modernization fund.

HB 2104, relating to the authority to engage in certain investigative practices, with penalty provisions.

HB 2105, relating to opioids.

HB 2106, relating to the patients first Medicaid reform act.

HB 2107, relating to the registering of roofing contractors, with penalty provisions.

HB 2108, relating to claims for bodily injury.

HB 2109, relating to the statute of limitations for actions against attorneys for malpractice.

HB 2110, relating to rewards by county commissions.

HB 2111, relating to county prosecutors.

HB 2112, relating to a sales tax dedicated to transportation infrastructure.

HB 2113, relating to water supply districts.

HB 2114, relating to employment of certain public officials.

HB 2115, relating to the Missouri higher education savings program.

HB 2116, relating to boat passengers.

PERFECTION OF HOUSE BILLS

HCS HB 1500, relating to the board of cosmetology and barber examiners, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS HB 1500** was agreed to.

Representative White offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1500, Page 9, Section 329.050, Line 52, by deleting all of said line and inserting in lieu thereof the following:

"**6. (1) The board may, in its discretion, deny an application for examination or licensure if the applicant has**"; and

Further amend said bill, page, and section, Line 57, by deleting the number "**(1)**" and inserting in lieu thereof "**(a)**"; and

Further amend said bill, page, and section, Line 59, by deleting the number "**(2)**" and inserting in lieu thereof "**(b)**"; and

Further amend said bill, page, and section, Line 68, by deleting the number "**(3)**" and inserting in lieu thereof "**(c)**"; and

Further amend said bill, page, and section, Line 71, by deleting the number "**(4)**" and inserting in lieu thereof "**(d)**"; and

Further amend said bill and section, Page 10, Line 76, by deleting the number "**(5)**" and inserting in lieu thereof "**(e)**"; and

Further amend said bill, page, and section, Line 82, by inserting after said line the following:

"**(2) An applicant who has pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any of the offenses listed in subdivision (1) of this subsection may, if his or her application for examination or licensure is denied, appeal such decision and request a hearing before the board.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 1** was adopted.

Representative Walker (74) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1500, Page 13, Section 329.275, Line 6, by inserting immediately after "**board.**" the following:

"**In order to register, any person wishing to engage in hair braiding shall provide evidence of completion of the course under subsection 3 of this section and passage of the examination thereunder by answering at least seventy-five percent of the questions correctly.**"; and

Further amend said bill, page, and section, Line 7, by deleting "**twenty-five**" and inserting in lieu thereof "**one hundred**"; and

Further amend said bill, page, and section, Line 8, by deleting "**person with the brochure**" and inserting in lieu thereof "**class and examination**"; and

Further amend said bill and section, Page 14, Lines 13-26, by deleting all of said lines and inserting in lieu thereof the following:

"**3. The board shall develop and prepare a ten hour training course about diseases of the scalp, sanitation and sterilization, and infection control techniques that are appropriate for hair braiding in or outside of a salon setting. The course shall be made available online through the division of professional registration's website. The course shall include an online examination, which shall be made up of fifty questions based upon the information presented in the course. For a person engaged in the practice of hair braiding to be exempt from licensure under this chapter, the person shall pass the examination by answering at least seventy-five percent of the questions correctly and keep proof of the passing examination available at the location at which such person is engaged in the practice of hair braiding.**

4. Representatives of the board shall visit unannounced, on an annual basis, at any time during business hours, every facility or premises in which hair braiding is performed to determine if proof of a passing examination is available and that the facility or premises have been maintained in a hygienic manner."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White raised a point of order that **House Amendment No. 2** amends previously amended material.

The point of order was withdrawn.

Representative Walker (74) moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Dogan, **HCS HB 1500, as amended**, was adopted.

On motion of Representative Dogan, **HCS HB 1500, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 4928 - Consent and House Procedure

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1377 - Ways and Means

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1481**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1690**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1531**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Corlew, Cornejo, DeGroot, Haahr, Rehder and White

Noes (3): Ellebracht, Mitten and Roberts

Absent (4): Hill, Lant, Phillips and Trent

The following members' presence was noted: Gregory and Roden.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 17, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, January 17, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1300, HB 1477
Executive session may be held on any matter referred to the committee.
Presentation from Representative Gregory on revenues.

ECONOMIC DEVELOPMENT
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 1413
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 17, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1234, HB 1233, HB 1232
Executive session will be held: HB 1446
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1606, HB 1940
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1885
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1744, HB 1267, HB 1268, HB 1528, HB 1275
Executive session will be held: HB 1744
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, January 17, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1291, HB 1396, HB 1646
Executive session will be held: HB 1291, HB 1396, HB 1646
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1367, HB 1598, HB 1552, HB 1587
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, January 17, 2018, 3:30 PM, House Hearing Room 1.
Executive session will be held: HB 1287, HCS HB 1381, HB 1531
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, January 17, 2018, 5:00 PM or upon adjournment, House Hearing Room 6.
Public hearing will be held: HB 1384
Executive session may be held on any matter referred to the committee.
CANCELLED

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 17, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1375, HB 1247
Executive session may be held on any matter referred to the committee.
Possible executive session

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1620
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of

Insurance & Financial Institutions, and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign-in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Public testimony regarding the appropriations for the Department of Higher Education, continued if necessary.
CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed.
CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed. Public testimony will be taken regarding the appropriations for the Department of Corrections, Department of Public Safety, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

TRANSPORTATION
Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1389, HB 1444
Executive session will be held: HB 1566, HB 1572, HB 1295
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, January 17, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1998, HB 2041
Executive session will be held: HB 1691
Executive session may be held on any matter referred to the committee.
CANCELLED

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 17, 2018

HOUSE BILLS FOR SECOND READING

HB 2117 through HB 2124

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike
HB 1303 - Alferman
HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 17, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

To this end we toil and strive, because we have our hope set on the living God. (I Timothy 4:10)

O Eternal God, in this quiet cold moment we lift our hearts unto You who is the source of all our being and the goal of our noblest endeavors. We pray for strength to carry our burdens, wisdom to see through the problems we face, insight to discover what is right, and courage to walk in correct paths.

With all our hearts, we pray for our Speaker, our Minority Leader, for the Members of this House of Representatives, and all who work with them, and for our people scattered throughout this great state. By Your spirit may we learn to live together with respect for others in our minds and with charity for others in our hearts.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventh day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 69, introduced by Representative Davis, relating to designating a state funeral.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 75, introduced by Representative Messenger, relating to transportation funding.

HJR 76, introduced by Representative Marshall, relating to searches on Missouri state capitol grounds.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2125, introduced by Representative Helms, relating to the right to shop act.

HB 2126, introduced by Representative Helms, relating to transparency in health care pricing.

HB 2127, introduced by Representative Frederick, relating to assistant physicians.

HB 2128, introduced by Representative Cookson, relating to computer science.

HB 2129, introduced by Representative Cookson, relating to public awareness of organ donation.

HB 2130, introduced by Representative Unsicker, relating to the Missouri employment first act.

HB 2131, introduced by Representative Austin, relating to drug court commissioners.

HB 2132, introduced by Representative Butler, relating to investigations of officer-involved incidents.

HB 2133, introduced by Representative Alferman, relating to libraries.

HB 2134, introduced by Representative Walker (74), relating to breakfast served in schools.

HB 2135, introduced by Representative Messenger, relating to the appointment of the director of the department of transportation.

HB 2136, introduced by Representative Messenger, relating to the Missouri freedom to choose health care act.

HB 2137, introduced by Representative Matthiesen, relating to the creative classroom act.

HB 2138, introduced by Representative Fitzwater, relating to the establishment of a statewide STEM career awareness program.

HB 2139, introduced by Representative Morris (140), relating to immunization requirements for foster children.

HB 2140, introduced by Representative Haefner, relating to public contracts for purchasing supplies.

HB 2141, introduced by Representative McCreery, relating to youth mental health preservation, with penalty provisions.

HB 2142, introduced by Representative Marshall, relating to public elections.

HB 2143, introduced by Representative Marshall, relating to ethics, with penalty provisions.

HB 2144, introduced by Representative Marshall, relating to the attorney general.

HB 2145, introduced by Representative Marshall, relating to the offense of unlawful traffic interference, with penalty provisions.

HB 2146, introduced by Representative Bangert, relating to a tax deduction for student loan forgiveness.

HB 2147, introduced by Representative Korman, relating to taxation.

HB 2148, introduced by Representative Korman, relating to motor fuel taxes, with a referendum clause for certain sections and a delayed effective date for certain sections.

HB 2149, introduced by Representative Korman, relating to taxation, with a referendum clause for certain sections.

HB 2150, introduced by Representative Korman, relating to the state highways and transportation department fund.

HB 2151, introduced by Representative Korman, relating to the sale or lease of naming rights for highways and bridges.

HB 2152, introduced by Representative Korman, relating to license plate and driver's license fees.

HB 2153, introduced by Representative Korman, relating to funding for infrastructure in disrepair.

HB 2154, introduced by Representative Korman, relating to the dedication of sales tax revenue.

HB 2155, introduced by Representative Schroer, relating to the transfer of intoxicating liquor.

HB 2156, introduced by Representative Bahr, relating to employment taxes.

HB 2157, introduced by Representative Bahr, relating to the state technology modernization fund.

HB 2158, introduced by Representative Roden, relating to the operation of motorcycles or motortricycles, with penalty provisions.

HB 2159, introduced by Representative Hurst, relating to transporting a minor across state lines to obtain an abortion, with penalty provisions.

HB 2160, introduced by Representative Hurst, relating to the abolishment of the doctrine of adverse possession.

HB 2161, introduced by Representative Hurst, relating to foreign ownership of agricultural land.

HB 2162, introduced by Representative Brown (27), relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2163, introduced by Representative Rehder, relating to investigations of elder abuse.

HB 2164, introduced by Representative Rehder, relating to children exposed to controlled substances.

HB 2165, introduced by Representative Arthur, relating to interest on tax payments.

HB 2166, introduced by Representative Arthur, relating to victims of certain crimes.

HB 2167, introduced by Representative McCreery, relating to firearms and domestic violence, with a penalty provision.

HB 2168, introduced by Representative Christofanelli, relating to sales taxes.

HB 2169, introduced by Representative Redmon, relating to taxation for the support of school districts.

HB 2170, introduced by Representative Curtman, relating to the use of public funds for lobbying activities, with a penalty provision.

HB 2171, introduced by Representative Wood, relating to the blind pension fund.

HB 2172, introduced by Representative Dogan, relating to prohibitions against discriminatory policing.

HB 2173, introduced by Representative Newman, relating to employees' reproductive health care decisions.

HB 2174, introduced by Representative Newman, relating to the pregnant workers' fairness act.

HB 2175, introduced by Representative Chipman, relating to child abuse reports required to be referred to the juvenile office.

HB 2176, introduced by Representative Engler, relating to video lottery, with penalty provisions.

HB 2177, introduced by Representative Brattin, relating to collective bargaining representatives, with a referendum clause.

HB 2178, introduced by Representative Marshall, relating to concealed carry endorsements and permits.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2117, relating to eye drops for newborn infants.

HB 2118, relating to local sales taxes.

HB 2119, relating to punitive damages.

HB 2120, relating to MO HealthNet benefits for pregnant women.

HB 2121, relating to detention upon arrest, with penalty provisions.

HB 2122, relating to vehicle sales.

HB 2123, relating to activities extended to persons found guilty of certain criminal offenses.

HB 2124, relating to change of venue.

THIRD READING OF HOUSE BILLS

HCS HB 1246, relating to human trafficking hotline posters, was taken up by Representative Pike.

On motion of Representative Pike, **HCS HB 1246** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80

Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Hurst	Johnson	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brown 94	Curtis	Dogan	Eggleston
Green	Hannegan	Houghton	Lynch	Matthiesen
May	Peters	Rone	Smith 85	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1303, relating solely to lobbyist expenditures, was taken up by Representative Alferman.

On motion of Representative Alferman, **HB 1303** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade

Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 012

Anders	Bahr	Berry	Brattin	Gray
Meredith 71	Moon	Mosley	Neely	Pogue
Smith 85	Spencer			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 011

Brown 94	Curtis	Eggleston	Green	Hannegan
Lichtenegger	Lynch	May	Peters	Rone
Wessels				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1500, relating to the board of cosmetology and barber examiners, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCS HB 1500** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Mathews	Matthiesen	McCreery	McDaniel
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher

Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 017

Anders	Bangert	Barnes 28	Beck	Brown 27
Burns	Hurst	Marshall	McCann Beatty	McGee
Moon	Morgan	Newman	Nichols	Pogue
Runions	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 010

Brown 94	Cookson	Eggleston	Green	Hannegan
Lynch	May	Muntzel	Peters	Rone

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 57 - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 61 - Veterans

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1251 - Financial Institutions
HB 1261 - Professional Registration and Licensing
HB 1264 - Special Committee on Litigation Reform
HB 1296 - Crime Prevention and Public Safety
HB 1344 - Corrections and Public Institutions
HB 1393 - Crime Prevention and Public Safety
HB 1397 - Economic Development
HB 1406 - Insurance Policy

HB 1414 - Agriculture Policy
HB 1419 - Health and Mental Health Policy
HB 1420 - Elementary and Secondary Education
HB 1424 - Elections and Elected Officials
HB 1456 - Crime Prevention and Public Safety
HB 1457 - Workforce Development
HB 1458 - Higher Education
HB 1490 - Insurance Policy
HB 1516 - Insurance Policy
HB 1578 - Special Committee on Litigation Reform
HB 1609 - Economic Development
HB 1611 - Special Committee on Litigation Reform
HB 1642 - Crime Prevention and Public Safety
HB 1658 - Insurance Policy
HB 1663 - Elementary and Secondary Education
HB 1669 - Elementary and Secondary Education
HB 1671 - Ways and Means
HB 1675 - Transportation
HB 1676 - Transportation
HB 1684 - Special Committee on Litigation Reform
HB 1718 - Insurance Policy
HB 1795 - General Laws
HB 1796 - Financial Institutions
HB 1800 - Utilities
HB 1828 - Agriculture Policy
HB 1830 - Elementary and Secondary Education
HB 1831 - Ways and Means
HB 1841 - Conservation and Natural Resources
HB 1842 - Elections and Elected Officials
HB 1857 - Elections and Elected Officials
HB 1859 - Crime Prevention and Public Safety
HB 1864 - Special Committee on Litigation Reform
HB 1865 - General Laws
HB 1866 - Crime Prevention and Public Safety
HB 1873 - Conservation and Natural Resources
HB 1882 - General Laws
HB 1892 - Crime Prevention and Public Safety
HB 1895 - Health and Mental Health Policy
HB 1904 - Professional Registration and Licensing
HB 1905 - Transportation
HB 1913 - Ways and Means
HB 1915 - General Laws
HB 1928 - Professional Registration and Licensing
HB 1931 - Financial Institutions
HB 1943 - Ways and Means

HB 1948 - Utilities
HB 1953 - Health and Mental Health Policy
HB 1972 - Insurance Policy
HB 1991 - Utilities
HB 2000 - Utilities
HB 2026 - Corrections and Public Institutions
HB 2043 - Special Committee on Tourism
HB 2050 - Ways and Means
HB 2051 - Utilities
HB 2052 - Utilities
HB 2053 - Utilities
HB 2054 - Utilities
HB 2055 - Utilities
HB 2056 - Utilities
HB 2057 - Utilities
HB 2058 - Utilities
HB 2062 - Crime Prevention and Public Safety
HB 2063 - Judiciary
HB 2074 - General Laws
HB 2076 - Higher Education
HB 2079 - Judiciary
HB 2088 - Workforce Development
HB 2104 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Basye, Dogan, Matthiesen, Roeber and Spencer

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (4): Bahr, Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1665**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1484**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1880**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (1): Evans

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1350**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Andrews, Bangert, Chipman, Dohrman, Gannon, Kendrick, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (3): Cookson, Johnson and Trent

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1369**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1492**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1638**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Runions

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1381**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1531**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

COMMITTEE APPOINTMENTS

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Committee to Improve the Care and Well-being of Young People.

Representative Jim Neely, Chair
Representative Cheri Toalson Reisch, Vice Chair
Representative Kevin Corlew
Representative Don Phillips
Representative Hannah Kelly
Representative Sara Walsh
Representative Nathan Beard
Representative Mike Kelley
Representative Bill Lant
Representative Tim Remole
Representative Martha Stevens
Representative Gina Mitten
Representative Jon Carpenter
Representative Barbara Washington

This Committee will report to the Committee on Rules – Administrative Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sarah Unsicker to the Career and Technical Education Advisory Council.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 17, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Jon Carpenter and appoint Representative Greg Razer to serve on the House Committee on Consent and House Procedure. Representative Martha Stevens will serve as the Minority Caucus Ranking Member for this committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Greg Razer from the Special Committee on Innovation and Technology and appoint Representative Donna Baringer.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 18, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1798, HB 1868
Executive session will be held: HB 1383, HB 1630
Executive session may be held on any matter referred to the committee.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HR 4928
Executive session will be held: HB 1481, HB 1838, HR 4928
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1841, HB 1873
Executive session will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859
Executive session will be held: HB 1355, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1420, HB 1663, HCR 57, HB 1669
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1251, HB 1796, HB 1879
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1608, HB 1846
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, January 22, 2018, 3:00 PM, House Hearing Room 1.
Executive session will be held: HB 1484, HB 1769, HJR 59, HB 1504
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, January 22, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1578
Executive session will be held: HB 1512, HB 1645
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, January 22, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1357
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1620
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed. Public testimony will be taken regarding the appropriations for Department of Corrections, Department of Public Safety, Department of Transportation and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
This committee meeting is being held in order to discuss updates on the Port AIM Zones.
CORRECTED

UTILITIES
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session will be held: HB 1691
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 18, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 69 - Davis

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 75 and HJR 76

HOUSE BILLS FOR SECOND READING

HB 2125 through HB 2178

HOUSE BILLS FOR PERFECTION

HB 1465 - Cookson
HB 1287 - Engler
HB 1531 - DeGroot
HCS HB 1381 - Shull (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 18, 2018

The House met pursuant to adjournment.

Representative Bernskoetter in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Page for the Day, to serve without compensation: Alice Catherine Korman.

HOUSE RESOLUTIONS

Representative Pike offered House Resolution No. 4987.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 70, introduced by Representative Franks Jr., relating to youth violence.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2179, introduced by Representative Richardson, relating to prohibiting public entities from contracting with companies discriminating against Israel.

HB 2180, introduced by Representative Kolkmeyer, relating to the sale of vehicles, with penalty provisions.

HB 2181, introduced by Representative Phillips, relating to railroad grade crossings.

HB 2182, introduced by Representative Gannon, relating to floodplain management.

HB 2183, introduced by Representative Bondon, relating to streamlining hospital regulations.

HB 2184, introduced by Representative Bondon, relating to the public school retirement system of Kansas City.

HB 2185, introduced by Representative Smith (85), relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 2186, introduced by Representative Toalson Reisch, relating to a sales tax dedicated to public safety.

HB 2187, introduced by Representative Walker (3), relating to the designation of a highway.

HB 2188, introduced by Representative Matthiesen, relating to the show me opportunity scholarship program.

HB 2189, introduced by Representative Spencer, relating to historic preservation, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 69, relating to designating a state funeral.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 75, relating to transportation funding.

HJR 76, relating to searches on Missouri state capitol grounds.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2125, relating to the right to shop act.

HB 2126, relating to transparency in health care pricing.

HB 2127, relating to assistant physicians.

HB 2128, relating to computer science.

HB 2129, relating to public awareness of organ donation.

HB 2130, relating to the Missouri employment first act.

HB 2131, relating to drug court commissioners.

HB 2132, relating to investigations of officer-involved incidents.

HB 2133, relating to libraries.

HB 2134, relating to breakfast served in schools.

HB 2135, relating to the appointment of the director of the department of transportation.

HB 2136, relating to the Missouri freedom to choose health care act.

HB 2137, relating to the creative classroom act.

HB 2138, relating to the establishment of a statewide STEM career awareness program.

HB 2139, relating to immunization requirements for foster children.

HB 2140, relating to public contracts for purchasing supplies.

HB 2141, relating to youth mental health preservation, with penalty provisions.

HB 2142, relating to public elections.

HB 2143, relating to ethics, with penalty provisions.

HB 2144, relating to the attorney general.

HB 2145, relating to the offense of unlawful traffic interference, with penalty provisions.

HB 2146, relating to a tax deduction for student loan forgiveness.

HB 2147, relating to taxation.

HB 2148, relating to motor fuel taxes, with a referendum clause for certain sections and a delayed effective date for certain sections.

HB 2149, relating to taxation, with a referendum clause for certain sections.

HB 2150, relating to the state highways and transportation department fund.

HB 2151, relating to the sale or lease of naming rights for highways and bridges.

HB 2152, relating to license plate and driver's license fees.

HB 2153, relating to funding for infrastructure in disrepair.

HB 2154, relating to the dedication of sales tax revenue.

HB 2155, relating to the transfer of intoxicating liquor.

HB 2156, relating to employment taxes.

HB 2157, relating to the state technology modernization fund.

HB 2158, relating to the operation of motorcycles or motortricycles, with penalty provisions.

HB 2159, relating to transporting a minor across state lines to obtain an abortion, with penalty provisions.

HB 2160, relating to the abolishment of the doctrine of adverse possession.

HB 2161, relating to foreign ownership of agricultural land.

HB 2162, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2163, relating to investigations of elder abuse.

HB 2164, relating to children exposed to controlled substances.

HB 2165, relating to interest on tax payments.

HB 2166, relating to victims of certain crimes.

HB 2167, relating to firearms and domestic violence, with a penalty provision.

HB 2168, relating to sales taxes.

HB 2169, relating to taxation for the support of school districts.

HB 2170, relating to the use of public funds for lobbying activities, with a penalty provision.

HB 2171, relating to the blind pension fund.

HB 2172, relating to prohibitions against discriminatory policing.

HB 2173, relating to employees' reproductive health care decisions.

HB 2174, relating to the pregnant workers' fairness act.

HB 2175, relating to child abuse reports required to be referred to the juvenile office.

HB 2176, relating to video lottery, with penalty provisions.

HB 2177, relating to collective bargaining representatives, with a referendum clause.

HB 2178, relating to concealed carry endorsements and permits.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 4839 - Transportation

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 58 - Veterans

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1329 - Pensions
HB 1667 - Judiciary
HB 1896 - Professional Registration and Licensing
HB 1942 - Higher Education
HB 2117 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Alferman, Conway (10), Higdon, Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (1): Austin

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (4): Carpenter, Evans, McCreery and Merideth (80)

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (1): Burnett

Absent (2): Hannegan and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1396**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (3): Adams, Baringer and Burnett

Absent (2): Hannegan and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1646**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (1): Burnett

Absent (2): Hannegan and Muntzel

SUBCOMMITTEE APPOINTMENTS

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I respectfully appoint Representative Bruce Franks to serve on the House Subcommittee on Corrections Workforce Environment and Conduct.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
Minority Leader
District 26

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Bob Burns to serve on the House Subcommittee on Ports.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

January 18, 2018

D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I would like to respectfully request that **HB 1974** be withdrawn from consideration by the members of the Missouri House of Representatives.

Thank you in advance for your assistance.

Sincerely,

/s/ Hannah Kelly
141st District Representative

The following members' presence was noted: Adams, Alferman, Anders, Anderson, Andrews, Bahr, Bangert, Baringer, Barnes (28), Barnes (60), Basye, Beard, Beck, Bernskoetter, Berry, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Ellington, Engler, Evans, Fitzpatrick, Fitzwater, Fraker, Francis, Franks Jr, Gannon, Gray, Gregory, Grier, Haahr, Haefner, Harris, Helms, Henderson, Higdon, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Kolkmeyer, Korman, Lavender, Lichtenegger, Matthiesen, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morgan, Morris (140), Morse (151), Mosley, Newman, Nichols, Pfautsch, Phillips, Pierson Jr, Pietzman, Pike, Plocher, Quade, Razer, Redmon, Rehder, Reisch, Remole, Rhoads, Richardson, Roberts, Roeber, Ross, Rowland (155), Runions, Ruth, Shaul (113), Shull (16), Shumake, Smith (85), Smith (163), Sommer, Spencer, Stacy, Stevens (46), Swan, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Bernskoetter, the House adjourned until 4:00 p.m., Monday, January 22, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1798, HB 1868
Executive session will be held: HB 1383, HB 1630
Executive session may be held on any matter referred to the committee.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, January 23, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HR 4928
Executive session will be held: HB 1481, HB 1838, HR 4928
Executive session may be held on any matter referred to the committee.
Meeting time has been changed from 8:00 to 8:30.
CORRECTED

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1841, HB 1873
Executive session will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859
Executive session will be held: HB 1355, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1270, HB 1272, HB 1313, HB 1594
Executive session will be held: HB 1413
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1420, HB 1663, HCR 57, HB 1669
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1251, HB 1796, HB 1879
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1608, HB 1846
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 23, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1406, HB 1718, HB 1490, HB 1972
Executive session will be held: HB 1685
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1351, HB 1597, HB 1633, HB 1832
Executive session will be held: HB 1250, HB 1650
Executive session may be held on any matter referred to the committee.
Testimony will be limited to 3 minutes.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, January 22, 2018, upon adjournment, House Hearing Room 6.
Executive session will be held: HCS HB 1408, HCS HB 1617, HB 1665, HB 1744
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, January 22, 2018, 3:00 PM, House Hearing Room 1.
Executive session will be held: HB 1484, HB 1769, HJR 59, HB 1504
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1358, HB 1872
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, January 22, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1578
Executive session will be held: HB 1512, HB 1645
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, January 22, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1357
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1620
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 1.
Overview of Department of Elementary and Secondary Education and general discussion of FY 19 Department of Elementary and Secondary Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 1.
Overview of Department of Higher Education and general discussion of FY 19 Department of Higher Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed. Public testimony will be taken regarding the appropriations for Department of Corrections, Department of Public Safety, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.
This committee meeting is being held in order to discuss updates on the Port AIM Zones.
CORRECTED

TRANSPORTATION
Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1675, HB 1676, HB 1905
Executive session will be held: HB 1295, HB 1389
Executive session may be held on any matter referred to the committee.
Please note change in time for this meeting only.

UTILITIES
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session will be held: HB 1691
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1503, HB 2037, HJR 61, HCR 58
Executive session may be held on any matter referred to the committee.
AMENDED

WAYS AND MEANS
Monday, January 22, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1288, HB 1377, HB 2050, HB 1460, HB 1429, HB 1858
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 22, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 70

HOUSE BILLS FOR SECOND READING

HB 2179 through HB 2189

HOUSE BILLS FOR PERFECTION

HB 1465 - Cookson
HB 1287 - Engler
HB 1531 - DeGroot
HCS HB 1381 - Shull (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 22, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Sara Walsh.

Dear Heavenly Father, we come before You today because You tell us in Your word, *"I urge, then, first of all, that requests, prayers, intercession and thanksgiving be made for everyone--for kings and all those in authority, that we may live peaceful and quiet lives in all godliness and holiness."* (1 Timothy 2:1-2)

So we ask You, God, for wisdom in our decision-making, discernment to govern justly, and courage to govern morally. We pray for Your blessing for the people of Missouri that we represent. We pray for Your guidance upon our country, that we all may do Your will and seek Your ways.

I pray this prayer in the tradition my family taught me, in Jesus's name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighth day was approved as printed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads

Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Brown 94	Burns	Cross	Dogan	Eggleston
Gannon	Gregory	May	Messenger	Peters
Rehder	Ross	Walker 74		

VACANCIES: 005

The Journal of the ninth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 71, introduced by Representative Beard, relating to pornography.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2190, introduced by Representative Ellington, relating to employment practices relating to gender.

HB 2191, introduced by Representative Quade, relating to controlled substances, with penalty provisions.

HB 2192, introduced by Representative Redmon, relating to bonding requirements for treasurers of seven-director school districts.

HB 2193, introduced by Representative Franks Jr., relating to the veterans' bill of rights.

HB 2194, introduced by Representative Conway (104), relating to criminal history reporting laws, with penalty provisions.

HB 2195, introduced by Representative Kolkmeyer, relating to motor vehicle franchises.

HB 2196, introduced by Representative Tate, relating to celiac awareness day.

HB 2197, introduced by Representative Miller, relating to the public service commission.

HB 2198, introduced by Representative Neely, relating to state executions.

HB 2199, introduced by Representative Neely, relating to MO HealthNet managed care.

HB 2200, introduced by Representative Rhoads, relating to elementary and secondary education.

HB 2201, introduced by Representative Redmon, relating to the show me rural jobs fund.

HB 2202, introduced by Representative Plocher, relating to retirement benefits for police officers.

HB 2203, introduced by Representative Plocher, relating to associate circuit court judges.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 70, relating to youth violence.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel.

HB 2180, relating to the sale of vehicles, with penalty provisions.

HB 2181, relating to railroad grade crossings.

HB 2182, relating to floodplain management.

HB 2183, relating to streamlining hospital regulations.

HB 2184, relating to the public school retirement system of Kansas City.

HB 2185, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 2186, relating to a sales tax dedicated to public safety.

HB 2187, relating to the designation of a highway.

HB 2188, relating to the show me opportunity scholarship program.

HB 2189, relating to historic preservation, with penalty provisions.

PERFECTION OF HOUSE BILLS

HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, the title of **HB 1465** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1465, Page 10, Section 173.005, Line 201, by inserting immediately after said line the following:

"**173.1430. A community college, as that term is defined in section 163.191, shall permit any student residing in the district of another community college in this state to take a course offering if the course offering is not available at the community college where the student resides. The tuition and fees collected for the course shall be in an amount equal to the in-district amount charged to resident students. In such an instance, a memorandum of understanding shall be created between the two community colleges outlining the terms and details of the course offering arrangement.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Brattin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1465, Page 10, Section 173.005, Line 201, by inserting after all of said line the following:

"**173.940. Notwithstanding any other provision of law, no public institution of higher education in this state shall award tenure to any person who is hired by such institution for the first time on or after January 1, 2019. The provisions of this section shall not apply to employees hired prior to January 1, 2019.**

173.1004. **1.** The coordinating board shall promulgate rules and regulations to ensure that each approved public higher education institution shall post on its website the names of all faculty, including adjunct, part-time, and full-time faculty, who are given full or partial teaching assignments along with web links or other means of providing information about their academic credentials and, where feasible, instructor ratings by students. In addition, public institutions of higher education shall post course schedules on their websites that include the name of the instructor assigned to each course and, if applicable, each section of a course, as well as identifying those instructors who are teaching assistants, provided that the institution may modify and update the identity of instructors as courses and sections are added or cancelled.

2. All public institutions of higher education shall post on their public websites alongside their degree offerings, or publish in their course catalogs alongside their degree offerings, all of the following information for each degree program offered:

(1) The estimated cost of the degree based on the hours required to complete the degree program, the textbooks likely required to complete the degree program, and the on-campus housing costs for the number of academic years likely required to complete the degree program;

(2) The types of employment opportunities generally expected to be available for students who earn the degree;

(3) The current job market for people who have earned the degree. Such description of the current job market shall include estimates of the numbers of jobs available in the industries in which people who have earned the degree typically work;

(4) The number and percentage of students within the most recent graduating class for which data are available who earned the degree who are employed within one year of graduation and, for the students so employed, their average income; and

(5) The number and percentage of students within the most recent graduating class for which data are available who earned the degree who are employed within one year of graduation in a field closely related to the degree program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

House Amendment No. 2 was withdrawn.

On motion of Representative Cookson, **HB 1465** was ordered perfected and printed.

HB 1287, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HB 1287** was agreed to.

On motion of Representative Engler, **HB 1287** was ordered perfected and printed.

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HB 1531** was agreed to.

HB 1531 was laid over.

COMMITTEE REPORTS

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1512**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder and Trent

Noes (4): Ellebracht, Mitten, Roberts and White

Absent (1): Haahr

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1566**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1572**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): May

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1665**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1484**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Eggleston

The following members' presence was noted: Gannon, Gregory, May, and Ross.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, January 23, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, January 23, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1828, HB 1839, HB 1615, HB 1625, HB 2034
Executive session may be held on any matter referred to the committee.

BUDGET
Wednesday, January 24, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: HB 1300
Executive session may be held on any matter referred to the committee.
Budget presentations from the Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET
Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CHILDREN AND FAMILIES
Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1798, HB 1868
Executive session will be held: HB 1383, HB 1630
Executive session may be held on any matter referred to the committee.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, January 23, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HR 4928
Executive session will be held: HB 1481, HB 1838, HR 4928
Executive session may be held on any matter referred to the committee.
Meeting time has been changed from 8:00 to 8:30.
CORRECTED

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1841, HB 1873
Executive session will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1344, HB 1359, HB 2026
Executive session will be held: HB 1476
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859
Executive session will be held: HB 1355, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1270, HB 1272, HB 1313, HB 1594
Executive session will be held: HB 1413
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1857, HB 1842, HB 1424
Executive session will be held: HB 1233
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1251, HB 1796, HB 1879
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1608, HB 1846
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1419, HB 1895, HB 1953
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 23, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1406, HB 1718, HB 1490, HB 1972
Executive session will be held: HB 1685
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options of what the 1332 waiver would look like.
Note that the location may change.
CANCELLED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JUDICIARY
Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1351, HB 1597, HB 1633, HB 1832
Executive session will be held: HB 1250, HB 1650
Executive session may be held on any matter referred to the committee.
Testimony will be limited to 3 minutes.

LOCAL GOVERNMENT
Wednesday, January 24, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1428, HB 1809, HB 1887
Executive session will be held: HB 1428, HB 1809, HB 1887
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, January 23, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1409
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1686, HB 1525, HB 1930
Executive session will be held: HB 1370, HB 1605
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1358, HB 1872
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, January 24, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1384
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HB 2039, HB 1349, HB 1523
Executive session will be held: HB 1349, HB 1523
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Overview of Department of Elementary and Secondary Education and general discussion of FY 19 Department of Elementary and Secondary Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Overview of Department of Higher Education and general discussion of FY 19 Department of Higher Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery and State Tax Commission, if needed. Public testimony will be taken regarding the

appropriations for Department of Corrections, Department of Public Safety, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
This committee meeting is being held in order to discuss updates on the Port AIM Zones.
CORRECTED

TRANSPORTATION
Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1675, HB 1676, HB 1905
Executive session will be held: HB 1295, HB 1389
Executive session may be held on any matter referred to the committee.
Please note change in time for this meeting only.

UTILITIES
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session will be held: HB 1691
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1503, HB 2037, HJR 61, HCR 58
Executive session may be held on any matter referred to the committee.
AMENDED

WORKFORCE DEVELOPMENT
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1457, HB 1623, HB 2088
Executive session will be held: HB 1415, HB 1455, HB 1677
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

ELEVENTH DAY, TUESDAY, JANUARY 23, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 71

HOUSE BILLS FOR SECOND READING

HB 2190 through HB 2203

HOUSE BILLS FOR PERFECTION

HB 1531 - DeGroot
HCS HB 1381 - Shull (16)
HCS HB 1408 - Spencer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 23, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Happy is the man that findeth wisdom and the man that getteth understanding. (Proverbs 3:13)

Almighty God, who is our light in darkness, our life in trouble, and our love in sorrow, bless us as with one mind we draw to You seeking the power of Your presence and the guidance of Your spirit.

Throughout this day keep our hearts with You that in quiet confidence we may solve the problems of these hours with a wisdom greater than our own.

In the middle of this divided world send us forth as messengers of good will, crossing all barriers of class and creed, that we may make our contribution to the glorious day when justice and freedom shall live in every heart.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ryan Wade and Brooklyn Lofthouse.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtis	Curtman	Davis	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen

May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Pogue	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Burns	Cross
DeGroot	Dogan	Eggleston	Ellington	Fitzpatrick
Gregory	Mathews	McGee	Messenger	Muntzel
Neely	Peters	Pietzman	Rehder	Smith 85
Stacy	Washington	Mr. Speaker		

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Bernskoetter offered House Resolution No. 5034.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 72, introduced by Representative Kidd, relating to the Task Force on Emergency Management.

HCR 73, introduced by Representative Justus, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial.

HCR 74, introduced by Representative Love, relating to the Marketplace Fairness Act.

HCR 75, introduced by Representative Love, relating to National Day of the Cowboy.

HCR 76, introduced by Representative Love, relating to the Butterfield Overland Trail.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 77, introduced by Representative Marshall, relating to taxation.

HJR 78, introduced by Representative Frederick, relating to eminent domain.

HJR 79, introduced by Representative Brattin, relating to labor organizations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2204, introduced by Representative McCreery, relating to product repair requirements, with a penalty provision.

HB 2205, introduced by Representative Helms, relating to licensed professional counselors.

HB 2206, introduced by Representative Stevens (46), relating to foreign ownership of agricultural land.

HB 2207, introduced by Representative Berry, relating to transportation sensors.

HB 2208, introduced by Representative Curtman, relating to elections.

HB 2209, introduced by Representative Barnes (60), relating to the prescription abuse registry, with penalty provisions.

HB 2210, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2211, introduced by Representative Kidd, relating to the Missouri accountability portal.

HB 2212, introduced by Representative Toalson Reisch, relating to ballot offenses.

HB 2213, introduced by Representative Lichtenegger, relating to public water fluoridation.

HB 2214, introduced by Representative Plocher, relating to the property assessment clean energy act.

HB 2215, introduced by Representative Brattin, relating to prevailing wages on public works.

HB 2216, introduced by Representative Brattin, relating to the regulation of water resources.

HB 2217, introduced by Representative Walker (74), relating to the trauma-informed care for children and families board.

HB 2218, introduced by Representative Roberts, relating to repealing the death penalty, with penalty provisions.

HB 2219, introduced by Representative Corlew, relating to false reports, with penalty provisions.

HB 2220, introduced by Representative Cookson, relating to school employee salaries.

HB 2221, introduced by Representative Franklin, relating to registered interior designers.

HB 2222, introduced by Representative Korman, relating to electrical energy.

HB 2223, introduced by Representative Gregory, relating to the ethics commission.

HB 2224, introduced by Representative Nichols, relating to the plastic bag reduction act.

HB 2225, introduced by Representative Henderson, relating to emergency services benefit determinations.

HB 2226, introduced by Representative Schroer, relating to the litigation financing consumer protection act.

HB 2227, introduced by Representative Berry, relating to the taxpayer protection act, with penalty provisions.

HB 2228, introduced by Representative Ross, relating to income tax deductions for military personnel.

HB 2229, introduced by Representative Ross, relating to lobbyists, with penalty provisions.

HB 2230, introduced by Representative Ross, relating to the offense of institutional vandalism, with penalty provisions.

HB 2231, introduced by Representative Ross, relating to land surveyors.

HB 2232, introduced by Representative Ross, relating to safe schools.

HB 2233, introduced by Representative Ross, relating to advanced practice registered nurses.

HB 2234, introduced by Representative Rehder, relating to human sexuality education.

HB 2235, introduced by Representative Newman, relating to city civilian review boards.

HB 2236, introduced by Representative Newman, relating to the women’s right to the pill act.

HB 2237, introduced by Representative Newman, relating to the duty of a pharmacy to fill prescriptions, with penalty provisions.

HB 2238, introduced by Representative Mathews, relating to a social innovation grant program.

HB 2239, introduced by Representative Mathews, relating to electrical contractors.

HB 2240, introduced by Representative Moon, relating to automobile insurance.

HB 2241, introduced by Representative Miller, relating to tax increment financing.

HB 2242, introduced by Representative Wiemann, relating to the Missouri municipal government expenditure database, with penalty provisions.

HB 2243, introduced by Representative Houghton, relating to county recording fees.

HB 2244, introduced by Representative Rone, relating to boll weevil eradication funds.

HB 2245, introduced by Representative Rone, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 2246, introduced by Representative Swan, relating to elementary and secondary education.

HB 2247, introduced by Representative Roeber, relating to charter schools.

HB 2248, introduced by Representative Spencer, relating to essential local telecommunications.

HB 2249, introduced by Representative Wood, relating to background checks for child care providers.

HB 2250, introduced by Representative Christofanelli, relating to local development incentives.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 71, relating to pornography.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2190, relating to employment practices relating to gender.

HB 2191, relating to controlled substances, with penalty provisions.

HB 2192, relating to bonding requirements for treasurers of seven-director school districts.

HB 2193, relating to the veterans' bill of rights.

HB 2194, relating to criminal history reporting laws, with penalty provisions.

HB 2195, relating to motor vehicle franchises.

HB 2196, relating to celiac awareness day.

HB 2197, relating to the public service commission.

HB 2198, relating to state executions.

HB 2199, relating to MO HealthNet managed care.

HB 2200, relating to elementary and secondary education.

HB 2201, relating to the show me rural jobs fund.

HB 2202, relating to retirement benefits for police officers.

HB 2203, relating to associate circuit court judges.

Speaker Richardson assumed the Chair.

HB 1531, relating to interpleading in civil proceedings, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1381, relating to financial accreditation standards for insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), the title of **HCS HB 1381** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1381, Page 12, Section 382.620, Line 8, by inserting after the words, "**private civil action**" the words, "**, except that such information may be discoverable directly from the insurer or insurance group**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Shull (16), **HCS HB 1381** was adopted.

On motion of Representative Shull (16), **HCS HB 1381** was ordered perfected and printed.

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 51**: Representatives Andrews, Barnes (60), Franklin, Haahr, Lichtenegger, Marshall, Conway (10), Nichols, Smith (85), Newman and Anders.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Lines 11 and 13, by deleting the word "**section**" and inserting in lieu thereof the words "**subsections 2 to 5 of this section**"; and

Further amend said bill, page and section, Lines 11 and 13, by deleting the word "**includes**" and inserting in lieu thereof the word "**means**"; and

Further amend said bill, page and section, Lines 15 through 16, by removing all of said lines and inserting in lieu thereof the following:

"**4. If, within ninety days after receiving the first offer of settlement or demand for payment by a claimant, a plaintiff files an action for interpleader under this**"; and

Further amend said bill and section, Page 2, Lines 19 through 22, by removing all of said lines and inserting in lieu thereof the following:

"**insured or defendant for any amount in excess of the insured's contractual limits of coverage in the interpleader or any other action, so long as the plaintiff fully defends its insured from any further claim or lawsuit, even after depositing its limits of coverage into court notwithstanding any policy provision releasing the insurer of its duty to defend**"; and

Further amend said bill, page and section, Line 28, by inserting after the word, "**section**" the words, "**, unless the insurer has failed to fully defend its insured**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative DeGroot offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1
for
House Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Lines 11 and 13, by deleting the word, "**section**" and inserting in lieu thereof the words, "**subsections 2 to 5 of this section**"; and

Further amend said bill, page and section, Line 11, by deleting the words, "**includes the insurer**" and inserting in lieu thereof the words, "**means the insurer, or any entity which is provided for in sections 537.700 through 537.756 or which provides risk management services to any public or private entity,** "; and

Further amend said bill, page and section, Line 13, by deleting the word, "**includes**" and inserting in lieu thereof the word, "**means**"; and

Further amend said bill, page and section, Lines 15 through 16, by removing all of said lines and inserting in lieu thereof the following:

"**4. If, within ninety days after receiving the first offer of settlement or demand for payment by a claimant, a plaintiff files an action for interpleader under this**"; and

Further amend said bill and section, Page 2, Lines 19 through 22, by removing all of said lines and inserting in lieu thereof the following:

"**insured or defendant for any amount in excess of the plaintiff's contractual limits of coverage in the interpleader or any other action, so long as the plaintiff defends its insured from any claim or lawsuit for damages allegedly caused by the occurence for which the limits of coverage were paid into court, even after depositing its limits of coverage into court notwithstanding any policy provision releasing the insurer of its duty to defend**"; and

Further amend said bill, section and page, Line 28, by deleting all of said line and inserting in lieu thereof the following:

"**of coverage into court and defends its insured as required by subsection 4 of this section.**"; and

Further amend said bill, section and page, Line 28, by inserting after all of said line the following:

"**6. Nothing in this section shall be construed, expressly or by implication, to amend, modify, or abrogate any contractual rights, duties, or obligations under any insurance contract, including but not limited to any provisions relating to the duty to defend, except when a plaintiff has deposited its limits of coverage into court and defended its insured as required by subsection 4 of this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative DeGroot, **HB 1531, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1287 - Fiscal Review

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Berry, Fitzwater, Grier, Lant, Miller, Plocher and Rehder

Noes (3): Beck, Green and Washington

Absent (2): Pietzman and Rowland (29)

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 1409**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Brown (57), Frederick, Hansen, Houx, Remole and Walsh

Noes (5): Beck, May, Mosley, Pogue and Runions

Absent (1): Dohrman

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1481**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (0)

Absent (3): Muntzel, Razer and Washington

SUBCOMMITTEE APPOINTMENTS

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Mass Transit Security.

Representative Mark Matthiesen, Chair
Representative Nate Tate
Representative Tom Hannegan

This Committee will report to the Special Committee on Tourism.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Missouri 529 Savings Programs.

Representative Chuck Basye, Chair
Representative David Wood
Representative Shamed Dogan

This Committee will report to the Committee on Elementary and Secondary Education.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Short Term Financial Transactions.

Representative Steve Helms, Chair
Representative Dan Houx
Representative Dan Shaul

This Committee will report to the Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Budget and appoint Representative Tommie Pierson Jr. to the House Committee on Budget.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Government Efficiency, and appoint Representative Jon Carpenter to the House Committee on Government Efficiency. I hereby also appoint Representative Crystal Quade as Ranking Minority Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Professional Registration and Licensing and appoint Representative Richard Brown to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

SUBCOMMITTEE CHANGES

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Joshua Peters from the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development, and appoint Representative Tommie Pierson Jr. to the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Barnes (60), DeGroot, Ellington, Gregory, Mathews, McGee, Muntzel, Neely, Rehder, Richardson, Smith (85), Stacy, and Washington.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 24, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, January 24, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: HB 1300
Executive session may be held on any matter referred to the committee.
Budget presentations from the Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET
Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1841, HB 1873
Executive session will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1344, HB 1359, HB 2026
Executive session will be held: HB 1476
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1857, HB 1842, HB 1424
Executive session will be held: HB 1233
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: HB 1420, HB 1606, HB 1940, HCR 57, HB 1663
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, January 25, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1287
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1419, HB 1895, HB 1953
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1680, HB 2076
Executive session will be held: HB 1267, HB 1268, HB 1275, HB 1528
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options of what the 1332 waiver would look like.
CANCELLED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

LOCAL GOVERNMENT
Wednesday, January 24, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1428, HB 1809, HB 1887
Executive session will be held: HB 1428, HB 1809, HB 1887
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1618, HB 1710, HB 1388, HB 1928

Executive session will be held: HB 1367, HB 1598, HB 1552, HB 1587
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, January 24, 2018, upon adjournment, South Gallery.
Executive session will be held: HB 1492, HCS HB 1286, HB 1880
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, January 25, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1711, HB 2104
Executive session will be held: HB 1364
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1358, HB 1872
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, January 24, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1384
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.
Executive session will be held: HB 1357
Executive session may be held on any matter referred to the committee.
Reconsidering HB 1357 to add amendments.

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HB 2039, HB 1349, HB 1523
Executive session will be held: HB 1349, HB 1523
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 24, 2018, 4:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Overview of Department of Higher Education and general discussion of FY 19 Department of Higher Education budget.
CORRECTED

SUBCOMMITTEE ON PORTS
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
This committee meeting is being held in order to discuss updates on the Port AIM Zones.
CORRECTED

TRANSPORTATION
Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1675, HB 1676, HB 1905
Executive session will be held: HB 1295, HB 1389
Executive session may be held on any matter referred to the committee.
Please note change in time for this meeting only.

UTILITIES
Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session will be held: HB 1691
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1457, HB 1623, HB 2088
Executive session will be held: HB 1415, HB 1455, HB 1677
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 24, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 72 through HCR 76

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 77 through HJR 79

HOUSE BILLS FOR SECOND READING

HB 2204 through HB 2250

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HCS HB 1408 - Spencer
HB 1484 - Brown (57)
HB 1769 - Mathews
HCS HB 1617 - Barnes (60)
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744 - Hansen

HOUSE BILLS FOR THIRD READING

HB 1465 - Cookson
HB 1287, (Fiscal Review 1/23/18) - Engler

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 – Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 24, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If you believe in goodness, if you value the approval of God, fix your mind on the things which are holy and right and pure and beautiful and good. (Philippians 4:8)

Our God, who has taught us that only the pure in heart can see You, cleanse our hearts of all impurity, all impenitence, and all impatience. Give to us such a love for that which is good, true and beautiful that we may be made strong when tempted, and give strength to those who are tempted as we are.

Let not our strength fail, our steps falter, or our spirits grow weak, as we labor for the good of our people in this great State.

Bless our state Supreme Court, its judges and staff who join us today. May their desire to serve the law with justice and equality, inspire us, from the highest to the lowest.

This day, and every day, may we place our hands in Yours, look up to You, and face the day with faith and courage knowing You are with us and we are with You, as we endeavor to lead our people with the example of bipartisanship and in the path of peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eleventh day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2251, introduced by Representative Fraker, relating to consumer legal funding, with penalty provisions.

HB 2252, introduced by Representative Moon, relating to elementary and secondary education.

HB 2253, introduced by Representative Stephens (128), relating to discrimination based on sexual orientation.

HB 2254, introduced by Representative Korman, relating to product repair requirements, with a penalty provision.

HB 2255, introduced by Representative Korman, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2256, introduced by Representative Johnson, relating to broadband internet service.

HB 2257, introduced by Representative Redmon, relating to the petroleum storage tank insurance fund.

HB 2258, introduced by Representative Redmon, relating to the sale of intoxicating liquor.

HB 2259, introduced by Representative Lichtenegger, relating to evidentiary collection kits.

HB 2260, introduced by Representative Sommer, relating to the brain injury fund.

HB 2261, introduced by Representative Cornejo, relating to fines for failing to yield the right-of-way, with penalty provisions.

HB 2262, introduced by Representative Cornejo, relating to court costs.

HB 2263, introduced by Representative Curtman, relating to competitive bids.

HB 2264, introduced by Representative Stacy, relating to the safekeeping of personal information.

HB 2265, introduced by Representative Berry, relating to public utilities.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 72, relating to the Task Force on Emergency Management.

HCR 73, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial.

HCR 74, relating to the Marketplace Fairness Act.

HCR 75, relating to National Day of the Cowboy.

HCR 76, relating to the Butterfield Overland Trail.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 77, relating to taxation.

HJR 78, relating to eminent domain.

HJR 79, relating to labor organizations.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2204, relating to product repair requirements, with a penalty provision.

HB 2205, relating to licensed professional counselors.

HB 2206, relating to foreign ownership of agricultural land.

HB 2207, relating to transportation sensors.

HB 2208, relating to elections.

HB 2209, relating to the prescription abuse registry, with penalty provisions.

HB 2210, relating to elementary and secondary education.

HB 2211, relating to the Missouri accountability portal.

HB 2212, relating to ballot offenses.

HB 2213, relating to public water fluoridation.

HB 2214, relating to the property assessment clean energy act.

HB 2215, relating to prevailing wages on public works.

HB 2216, relating to the regulation of water resources.

HB 2217, relating to the trauma-informed care for children and families board.

HB 2218, relating to repealing the death penalty, with penalty provisions.

HB 2219, relating to false reports, with penalty provisions.

HB 2220, relating to school employee salaries.

HB 2221, relating to registered interior designers.

HB 2222, relating to electrical energy.

HB 2223, relating to the ethics commission.

HB 2224, relating to the plastic bag reduction act.

HB 2225, relating to emergency services benefit determinations.

HB 2226, relating to the litigation financing consumer protection act.

HB 2227, relating to the taxpayer protection act, with penalty provisions.

HB 2228, relating to income tax deductions for military personnel.

HB 2229, relating to lobbyists, with penalty provisions.

HB 2230, relating to the offense of institutional vandalism, with penalty provisions.

HB 2231, relating to land surveyors.

HB 2232, relating to safe schools.

HB 2233, relating to advanced practice registered nurses.

HB 2234, relating to human sexuality education.

HB 2235, relating to city civilian review boards.

HB 2236, relating to the women's right to the pill act.

HB 2237, relating to the duty of a pharmacy to fill prescriptions, with penalty provisions.

HB 2238, relating to a social innovation grant program.

HB 2239, relating to electrical contractors.

HB 2240, relating to automobile insurance.

HB 2241, relating to tax increment financing.

HB 2242, relating to the Missouri municipal government expenditure database, with penalty provisions.

HB 2243, relating to county recording fees.

HB 2244, relating to boll weevil eradication funds.

HB 2245, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 2246, relating to elementary and secondary education.

HB 2247, relating to charter schools.

HB 2248, relating to essential local telecommunications.

HB 2249, relating to background checks for child care providers.

HB 2250, relating to local development incentives.

PERFECTION OF HOUSE BILLS

HCS HB 1408, relating to the Missouri course access program, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS HB 1408** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1408, Page 3, Section 161.670, Lines 57-72, by removing all of said lines and inserting in lieu thereof the following:

"**with such course or courses to be paid by the school district or charter school, if:**

(a) The student has attended such district or charter school for at least one semester immediately prior to enrolling in the Missouri course access program;

(b) The school counselor or the person designated by the district or charter school has advised the student who has requested to enroll in a Missouri course access program course and has submitted a recommendation to the school principal or person designated by the school district or charter school. Such recommendations shall be based on the counselor's or designated person's assessment of whether participation in the program and enrollment in a particular course are in the student's best interest and shall be done in consultation with the student's parent or guardian; and

(c) The student has received approval from his or her principal or person designated by the school district or charter school to enroll in the requested course or courses.

(3) Each school district and charter school shall develop a procedure under which a student may appeal the decision made under the provisions of subdivision (2) of this subsection. In cases of denial, the school district or charter school shall inform the student and his or her parents or guardians of the reason for the decision and inform them of their right to appeal any denial of a request to enroll in a Missouri course access program course to the department of elementary and secondary education. In such appeals the department shall provide a final enrollment decision within seven calendar days. The state board of education shall establish guidelines governing the appeals process."; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

Representative Wood offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1408, Page 2, Section 161.670, Lines 11-13, by deleting all of said lines and inserting in lieu thereof the following:

"**course directly to the Missouri course access program.**"; and

Further amend said bill and section, Page 3, Line 73, by deleting the word "**monthly**"; and

Further amend said bill and section, Page 4, Lines 81-82, by deleting the phrase "**on a monthly basis**"; and

Further amend said bill, section, and page, Line 83, by deleting the word "**monthly**"; and

Further amend said bill, Section 167.121, Page 6, Line 26, by deleting the phrase "**on a monthly basis**"; and

Further amend said bill, section, and page, Line 27, by deleting the word "**monthly**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 2** was adopted.

On motion of Representative Spencer, **HCS HB 1408, as amended**, was adopted.

On motion of Representative Spencer, **HCS HB 1408, as amended**, was ordered perfected and printed.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon

Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Brown 94	Burns	Carpenter	Cross	Eggleston
Merideth 80	Messenger	Peters	Pietzman	Plocher
Redmon	Rehder	Smith 163		

VACANCIES: 005

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted, and Lieutenant Governor Michael Parson, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 31

Brown	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz
Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland				

ABSENT: 2

Chappelle-Nadal Nasheed

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 136

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dogan	Dohrman	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 006

Bahr	Ellebracht	Ellington	Hill	Mitten
Roberts				

ABSENT WITH LEAVE: 016

Alferman	Brown 94	Burns	Butler	Carpenter
Cookson	Cross	Curtis	Eggleston	Fitzpatrick
Kendrick	May	Merideth 80	Messenger	Peters
Pietzman				

VACANCIES: 005

The Sergeant-At-Arms announced the approach of the Honorable Zel M. Fischer, Chief Justice of the Supreme Court of Missouri. Chief Justice Fischer was duly escorted to the House Chamber and to the Speaker's dais, where he delivered the following message to the assembly in Joint Session.

STATE OF THE JUDICIARY
ADDRESS BY
CHIEF JUSTICE ZEL M. FISCHER

Introduction

Thank you, Lieutenant Governor Parson, Secretary of State Ashcroft, President Pro Tem Richard, members of the senate, the executive branch and the judiciary. And a special thanks to Speaker Richardson and members of the house of representatives for hosting me this morning to deliver *my* first, but more significantly, the 45th State of the Judiciary address on behalf of all of Missouri's state judges.

I would like to begin by introducing my colleagues, who collectively – when you include our trial court and court of appeals tenures – have more than 130 years of judicial experience: Judge Laura Denvir Stith; Judge Mary R. Russell; Judge Patricia Breckenridge; Judge George W. Draper III; Judge Paul C. Wilson; and our newest member – appointed last April by Governor Eric Greitens – Judge W. Brent Powell.

One of my first visits to Jefferson City was in the summer of 1985 on the way back from my honeymoon. I remember asking Julie, of the buildings we had toured – the capitol, the governor's mansion or the Supreme Court building – which one she thought I should aspire to. Luckily for my senator, Dan Hegeman, she liked the big oak doors on the ol' red brick building across the street.

What started as a joke later turned into a dream – and now I'm living the dream. I spent most of my legal career as a small business owner and solo practitioner in Atchison County, where I later served as an associate circuit judge until Governor Matt Blunt appointed me to the Supreme Court of Missouri in October 2008.

I am honored and humbled that, as chief justice of the Supreme Court, my role is to protect and advance the judiciary, and its stature as an essential branch of our state's government.

Our founding fathers foresaw the necessity of governance and the privileges and duties self-governance under our constitution would bring. As John Jay, the first chief justice of the Supreme Court of the United States, told a gathering in 1777, "The Americans are the first people whom Heaven has favored with an opportunity of deliberating upon and choosing the forms of government under which they should live."

Our chosen form of government – consisting of three coequal, co-sovereign branches – is now well-entrenched. And it is up to those of us in this room this morning, whom the citizens of Missouri have entrusted, to carry out its governance.

Core Functions of the Judicial Branch

Socrates said, only four things belong to a judge: to hear courteously, to answer wisely, to consider soberly and to decide impartially. And so we strive every day, by careful study of the facts and the law, to reach the correct result. Some would say this historical view of judging is not enough for the Supreme Court, because there are the additional obligations to ensure the court system is well-administered and one in which the public has trust and confidence.

A Well-Administered Judiciary

I am happy to report Missouri's judiciary is in good shape. We are nationally recognized as leaders. Two areas I wish to highlight today are the processes we use to determine who is qualified to practice law and our innovative use of technology.

In 2010, I recommended to my colleagues that Missouri become the first state to adopt the uniform bar examination. This innovative concept recognizes that the same bar examination given on the same date in many states generates a score that is portable to other states administering that same exam.

The uniform bar examination is not a national bar. It simply permits an applicant to transfer a bar exam score to another participating state to pursue a law license in that state without the undue delay, stress, and expense of having to retake the bar exam.

My thought was this process would substantially benefit law students – the consumers of legal education – many of whom take the bar exam before they have a job and, therefore, before they know in what state they will need a license. At the same time, states using the uniform bar examination maintain their ability to protect the public – the consumers of legal services – by retaining local control over the character and fitness investigations and the manner of testing local legal issues as conditions of earning a law license in that state.

The idea that states would accept a portable bar examination score faced resistance when it was first raised. Most innovations do.

But the Supreme Court of Missouri recognized the value of the uniform bar exam to law students, their families and their employers and became the first state to adopt it. We believed other states could be persuaded to follow suit. And we were right – as Missouri begins its eighth year administering the uniform bar examination, I proudly report another 29 jurisdictions have now joined us in using it, and we have every expectation that number will continue to rise.

Missouri courts are also continuing their tradition of innovation in technology. More than a decade ago, we became the first state to offer the public access to information from a statewide case management system using Case.net, and last summer, the Missouri Judiciary was ranked third – not nationally but *internationally*! – for the best use of technology to improve court services and access to the public. The award specifically focused on our new Show-Me Courts system, Track This Case tool in Case.net, Pay by Web services, and the mobile optimization of the Missouri Courts website. In case you are counting, we came in behind Arizona and Dubai.

As evidenced by this award, we remain committed to delivering exceptional services and improving public access to our courts. Each of the technology solutions for which we received accolades was designed with Missouri citizens in mind.

Regulating the practice of law, including who is qualified to begin practicing, and using technology to make our courts more open, transparent and efficient are core functions that fall within the supervisory responsibility of your Supreme Court.

We are proud of these successes and strive to improve how we perform our more familiar core functions, and we stand ready to cooperate with the legislative and executive branches in areas of overlapping concern.

I see four particular areas in which we three branches of government can continue to work together to move this great state of Missouri forward: (1) through the work of the Justice Reinvestment Task Force; (2) through the expanded use of drug treatment courts; (3) through continued emphasis on criminal justice reform; and (4) through cooperative evaluation of the efficient management of our judicial resources.

Justice Reinvestment Task Force

As I am sure you are aware, Missouri continues to face challenges in its criminal justice system. While, nationally, violent crimes are decreasing, it is not true for Missouri.

As a result, we are spending more on corrections than ever before. Our total incarceration rate remains well above the national average and is growing. We have joined with you in a call for help.

The Supreme Court joined Speaker Richardson, President Pro Tem Richard and Governor Greitens last May in seeking assistance from the United States Department of Justice's Bureau of Justice Assistance and The Pew Charitable Trust to find new ways to improve our troubled system. They granted our request for help in collecting and analyzing data to assist in developing policy options. Through this public-private partnership, we hope to keep corrections spending in check, reinvest those savings in evidence-based strategies to reduce recidivism and, ultimately, and most importantly, to enhance public safety for all Missourians.

With representatives of all three branches of government working hand-in-hand, members engaged in months of study and finished their recommendations last month. The task force is developing legislative options for you to consider. We are optimistic these changes will produce significant, sensible and meaningful improvements.

Treatment Courts and the Opioid Crisis

The second area where our work together can pay off is in the use of treatment courts to help break the cycle of crime, and to respond to the opioid crisis now plaguing Missouri and our entire nation.

Drug overdose is now the leading cause of accidental death in the United States, with the rate of overdose deaths involving opioids continuing to climb. Our state mirrors the national statistics, as opioid use disorder has taken an enormous toll on Missouri. Missouri lost 1,066 people in 2015 and 1,371 people in 2016 to a drug overdose. This is a staggering increase in deaths.

To grapple with this terrible epidemic, Missouri's treatment courts feature multidisciplinary teams offering a two-fold solution. First, they are addressing the crimes that often are due to substance use; and second, they are helping those who are addicted, and their families, improve their lives and break the cycle of addiction. We have already seen a steady increase in the number of participants entering our treatment courts who say their drug of choice is heroin or other opioids.

Like they have shown in other intersections of drugs and crime, we anticipate our treatment courts will be on the front lines of the opioid battle. By continuing to reduce drug use and keeping addicted offenders out of prison, those offenders can continue to work and provide for their families.

The success of our treatment courts has largely depended on the cooperation we have had from our partners in the legislature. If we are to break the cycle of drugs and crime, every Missourian in need should have a treatment court program within reach.

Research demonstrates treatment courts are more cost-effective than *any other* criminal justice strategy. But our treatment courts have been able to serve only a small percentage of individuals facing felony drug charges. Those numbers began to drop even more last July, when the 27-percent core reduction to existing programs took effect. Since then, admission into our various treatment court programs has dropped an average of 23 percent. And right now, there are 15 counties with *no* access to *any* type of treatment court. Individuals addicted to opioids and other substances in these areas are restrained by county lines they can't see.

We will work with you over the coming months to expand the reach of treatment courts in hopes of making this resource-saving, life-saving program available in *every* Missouri jurisdiction.

Criminal Justice Task Force

Our work together as three coequal branches of government continues to be essential to improving our criminal justice system. Last June, the Court established a task force focused broadly on criminal justice.

This group is led by Judge Michael Noble of St. Louis, Christian County Prosecutor Amy Fite and defense attorney J.R. Hobbs of Kansas City. They will recommend evidence-based risk-assessment tools for determining a defendant's suitability for pretrial release; recommend ways to improve how courts impose fines, fees and costs; and identify technological opportunities to improve notice, compliance and public safety.

These efforts are part of broader national movement away from bail release decisions based on financial conditions toward considerations of the risks posed by individual defendants. The national experts suggest there are ways to provide effective screening and supervision to monitor those defendants deemed safe for release during the pretrial period.

It seems obvious and important that – before a trial is held and guilt or innocence is determined – we reserve our jail space for those who pose the most danger to the community or risk of fleeing the jurisdiction, and not those who simply may be too poor to post bail. Studies show even *short* stints in jail increase the likelihood of missing school or losing jobs and housing. And, of course, pretrial *supervision* costs a local community substantially less than pretrial *incarceration*.

I will be leading a team to a pretrial justice reform summit in Indianapolis in May. We will learn about reform efforts nationwide and will have an opportunity to develop an action plan for appropriate responses here in our own state. I am pleased to announce that, in addition to our state courts administrator, Kathy Lloyd, and Montgomery County Associate Circuit Judge Kelly Broniec, joining me at the summit will be Judge Jack Goodman, presiding judge of the 39th Judicial Circuit, and Judge Rob Mayer, presiding judge of the 35th Judicial Circuit.

Both Judge Goodman and Judge Mayer are former members of this General Assembly – serving both in *this* house of representatives and in the senate – and they are with us today. I believe their legal education and judicial experience, coupled with practical legislative know-how, will assist the Court in deciding what reforms are good for Missouri and how to shepherd through the legislative process any changes that may require your attention. This also demonstrates I am not opposed to both my hunting dogs *and* my judges being "House"-trained.

Efficient Management of Court Resources

Finally, we look forward to continuing to work cooperatively with the legislative and executive branches to improve our service to the state. We have made significant strides in assessing our own internal operations to find ways to be as efficient and effective as possible.

Ten years ago, we created a "judicial partnership program" designed to help our busiest circuits work through backlogs of cases by partnering them with circuits where judges were available to help meet that demand. This, of course, was important for the citizens and businesses who needed the courts to resolve legal matters of great importance to them – and it was important for us to use our available resources as best we could to meet those needs.

This ability to temporarily transfer judges from one jurisdiction to another is an important design of our state constitution. While judges are assigned to particular local courts – by county, circuit or appellate district – article V, section 6 also provides that the Supreme Court of Missouri may assign *any* judge in the state to hear *any* particular case or serve *any* jurisdiction in addition to the jurisdiction that judge serves daily. As a result, whether elected by county or circuit or selected by nonpartisan commission, every associate circuit, circuit, appellate, and Supreme Court judge is an employee of *Missouri* and can be assigned to serve throughout the state.

The primary reason the judicial partnership program was so successful was because it was locally driven, empowering the partnered presiding judges to determine how and when to share judicial resources. I saw how well this worked first-hand. When I was a trial judge in the 4th Judicial Circuit, in the northwest corner of the state, I joined the other five judges of that five-county circuit in regularly traveling to help the 16th Judicial Circuit in Jackson County reduce its backlog of cases.

I am proud to say, last September, the judicial transfer work group dissolved the last two remaining partnerships and, with it, the formal partnership program itself. We managed our own resources *so well*, and the circuit partnerships had been *so successful* over the past decade, the backlog of cases that called for the Supreme Court's intervention has been eliminated. Please join me in thanking the many hard-working judges who participated in the mandatory transfer program for helping to advance the timely, effective administration of justice for the people of Missouri. And because no good deed should go unpunished, I also offer an ongoing thank you to those judges who continue to accept ad hoc assignments throughout the state.

Your confidence in the judiciary by tasking us with redrawing our circuits is both appreciated and deserved. Your statutorily required realignment study and plan present a unique opportunity to pursue a data-driven evaluation of the multiple factors that impact court operations. These factors include changes in workload, population and technology; increased use of treatment and other problem-solving courts; and access to local courts. The evaluation of these factors will be critical in determining what, if any, changes in circuit boundaries and jurisdiction would enhance the efficiency and effectiveness of our courts. This evaluation is also necessary to help us understand the costs associated with any changes.

Given the complexity of this comprehensive evaluation, an order was entered in November creating the "Task Force for the Preparation of a Circuit Realignment Plan." I will chair this task force, which includes a judge from each district of the Missouri Court of Appeals and a mix of circuit and associate circuit judges representing rural and urban courts from every part of the state.

We will deliver to you in 2020, as required, a fiscally responsible plan that will best serve the citizens and businesses of our state while ensuring equal access to our courts by those in need.

Conclusion

I was raised to believe everything works better when everybody does their own job well, but with a recognition that sometimes the big jobs require us all to work together. I look forward to assisting in this big job of governing our state, where each branch focuses on its distinct core functions first but cooperates and works together when challenges and opportunities arise.

One thing we all share is the support of those back home whom we love and who make it possible for us to come here to Jefferson City. I feel blessed to serve as the chief justice … and I'm thankful that position is term-limited. But I feel even more blessed to be a grandfather of one, a father of four and a husband to Julie for more than 32 years.

I want to thank my local sheriff, Dennis Martin, for agreeing to drive my parents, Bob and Nancy Fischer, to be here with us today. My mother has always been my loudest and most loyal cheerleader, and so the folks back home are not surprised my mom's first ride in the back seat of a police car was to be here this morning with me. My dad has always been my best friend. He was the best man at my wedding, and the bailiff in my court when I was a trial judge. My only regret in transitioning from the trial bench to the Supreme Court of Missouri is I miss starting each day with his coffee and our conversation.

My parents still live where I grew up, in Watson. It's the farthest north and west town in Missouri, with a stated population of 100 on the welcome sign … and trust me, that surely must include some livestock.

My parents' only measurable wealth when I was growing up was the love they had in their hearts for their children. That I now humbly stand before you as chief justice is a testament to them … and proof beyond any reasonable doubt the American Dream is alive and well in Missouri.

It has been a privilege to speak with you today. Thank you.

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1252 - Insurance Policy
HB 1256 - General Laws
HB 1257 - General Laws
HB 1262 - General Laws
HB 1263 - Special Committee on Government Oversight
HB 1265 - Elections and Elected Officials
HB 1273 - Higher Education

HB 1285 - Elections and Elected Officials
HB 1289 - Government Efficiency
HB 1321 - Special Committee on Urban Issues
HB 1326 - General Laws
HB 1352 - Special Committee to Improve the Care and Well-being of Young People
HB 1353 - Judiciary
HB 1363 - Elementary and Secondary Education
HB 1368 - Veterans
HB 1374 - Budget
HB 1379 - Elections and Elected Officials
HB 1380 - Elections and Elected Officials
HB 1382 - General Laws
HB 1386 - General Laws
HB 1391 - Judiciary
HB 1405 - Judiciary
HB 1412 - Elementary and Secondary Education
HB 1423 - Elections and Elected Officials
HB 1426 - General Laws
HB 1438 - Economic Development
HB 1440 - Special Committee to Improve the Care and Well-being of Young People
HB 1441 - Special Committee to Improve the Care and Well-being of Young People
HB 1450 - Budget
HB 1454 - Special Committee on Tourism
HB 1462 - Veterans
HB 1463 - Judiciary
HB 1469 - Veterans
HB 1470 - Special Committee to Improve the Care and Well-being of Young People
HB 1474 - Higher Education
HB 1475 - General Laws
HB 1483 - Crime Prevention and Public Safety
HB 1488 - Local Government
HB 1491 - Judiciary
HB 1498 - Health and Mental Health Policy
HB 1501 - Crime Prevention and Public Safety
HB 1511 - Ways and Means
HB 1513 - Local Government
HB 1517 - Budget
HB 1524 - Health and Mental Health Policy
HB 1526 - Crime Prevention and Public Safety
HB 1539 - Insurance Policy
HB 1549 - Agriculture Policy
HB 1553 - Judiciary
HB 1554 - General Laws
HB 1565 - Government Efficiency
HB 1573 - Elementary and Secondary Education
HB 1574 - Professional Registration and Licensing

HB 1576 - Government Efficiency
HB 1577 - Economic Development
HB 1585 - Special Committee on Tourism
HB 1590 - Judiciary
HB 1612 - Special Committee to Improve the Care and Well-being of Young People
HB 1613 - Transportation
HB 1614 - Agriculture Policy
HB 1616 - Health and Mental Health Policy
HB 1627 - Corrections and Public Institutions
HB 1628 - Crime Prevention and Public Safety
HB 1631 - Government Efficiency
HB 1637 - Special Committee to Improve the Care and Well-being of Young People
HB 1644 - Government Efficiency
HB 1651 - General Laws
HB 1654 - Special Committee on Litigation Reform
HB 1655 - Judiciary
HB 1656 - General Laws
HB 1657 - Conservation and Natural Resources
HB 1670 - Elementary and Secondary Education
HB 1673 - Pensions
HB 1689 - Judiciary
HB 1713 - Special Committee to Improve the Care and Well-being of Young People
HB 1714 - Special Committee to Improve the Care and Well-being of Young People
HB 1715 - Special Committee to Improve the Care and Well-being of Young People
HB 1716 - Health and Mental Health Policy
HB 1728 - Special Committee to Improve the Care and Well-being of Young People
HB 1750 - Agriculture Policy
HB 1760 - General Laws
HB 1767 - Special Committee to Improve the Care and Well-being of Young People
HB 1768 - General Laws
HB 1779 - Judiciary
HB 1797 - Special Committee on Homeland Security
HB 1801 - Conservation and Natural Resources
HB 1803 - Special Committee to Improve the Care and Well-being of Young People
HB 1804 - Budget
HB 1806 - Local Government
HB 1837 - Health and Mental Health Policy
HB 1860 - Elementary and Secondary Education
HB 1862 - Special Committee to Improve the Care and Well-being of Young People
HB 1870 - General Laws
HB 1874 - Special Committee on Small Business
HB 1875 - Special Committee to Improve the Care and Well-being of Young People
HB 1876 - Higher Education
HB 1877 - Utilities
HB 1878 - Utilities

HB 1883 - Children and Families
HB 1897 - Ways and Means
HB 1899 - Elementary and Secondary Education
HB 1900 - Elementary and Secondary Education
HB 1901 - General Laws
HB 1907 - Agriculture Policy
HB 1911 - Agriculture Policy
HB 1918 - Special Committee on Small Business
HB 1923 - Economic Development
HB 1925 - Elementary and Secondary Education
HB 1927 - Health and Mental Health Policy
HB 1929 - Local Government
HB 1936 - General Laws
HB 1937 - General Laws
HB 1944 - Special Committee to Improve the Care and Well-being of Young People
HB 1945 - Agriculture Policy
HB 1947 - Local Government
HB 1949 - Children and Families
HB 1954 - Professional Registration and Licensing
HB 1966 - Special Committee to Improve the Care and Well-being of Young People
HB 1970 - Judiciary
HB 1973 - Conservation and Natural Resources
HB 1976 - Special Committee to Improve the Care and Well-being of Young People
HB 1978 - Local Government
HB 1981 - Special Committee on Government Oversight
HB 1987 - Crime Prevention and Public Safety
HB 1992 - Professional Registration and Licensing
HB 1999 - Utilities
HB 2027 - Special Committee to Improve the Care and Well-being of Young People
HB 2030 - Local Government
HB 2031 - Agriculture Policy
HB 2040 - Special Committee to Improve the Care and Well-being of Young People
HB 2042 - Judiciary
HB 2044 - Pensions
HB 2061 - Crime Prevention and Public Safety
HB 2067 - General Laws
HB 2073 - General Laws
HB 2075 - General Laws
HB 2099 - Professional Registration and Licensing
HB 2247 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1383**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cookson, Franklin, Gannon, Justus, Neely, Ruth and Stacy

Noes (3): Meredith (71), Newman and Walker (74)

Absent (1): Moon

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1630**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Cookson, Franklin, Gannon, Justus, Meredith (71), Neely, Newman, Ruth, Stacy and Walker (74)

Noes (0)

Absent (1): Moon

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1607**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Beard, Engler, Harris, Houx, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1355**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Baringer, Franks Jr., Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (3): Barnes (60), Dogan and Hannegan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Franks Jr., Hannegan, Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Franks Jr., Hannegan, Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1649**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Barnes (60), Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (2): Franks Jr. and Newman

Absent (1): Dogan

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten and Roberts

Noes (1): White

Absent (2): Gregory and Toalson Reisch

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1650**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts and White

Noes (0)

Absent (2): Gregory and Toalson Reisch

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (3): Brown (57), Hill and Messenger

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1605**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Hill, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (1): Messenger

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1247**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Justus, Matthiesen and Spencer

Noes (0)

Absent (4): Hannegan, Miller, Nichols and Tate

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1375**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Justus, Matthiesen and Spencer

Noes (0)

Absent (4): Hannegan, Miller, Nichols and Tate

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1620**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtis, Helms, Plocher, Rhoads, Smith (85) and Stacy

Noes (1): Ellington

Absent (1): Roeber

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1389**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): Burns

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer and Mosley

Noes (0)

Absent (2): Pietzman and Roberts

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1455**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer, Mosley and Roberts

Noes (0)

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1677**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer and Mosley

Noes (0)

Absent (2): Pietzman and Roberts

SUBCOMMITTEE APPOINTMENTS

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Gretchen Bangert to the House Subcommittee on Missouri 529 Savings Programs.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Clem Smith to the Subcommittee on Short Term Financial Transactions.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Clem Smith from the Committee on Utilities, and appoint Representative Steven Roberts. I also appoint Representative Tracy McCreery as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317 A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Rory Rowland from the Committee on Economic Development, and appoint Representative Mark Ellebracht.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317 A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Clem Smith from the House Committee on Professional Registration and Licensing, and appoint Representative Cora Faith Walker.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 25, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CHILDREN AND FAMILIES
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1266, HB 1361
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1344, HB 1359, HB 2026
Executive session will be held: HB 1476
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1296, HB 2062, HB 1501
Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, January 25, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1287
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, January 25, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1711, HB 2104
Executive session will be held: HB 1364
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and Section 610.021 (10), (19), (20), and (21) RSMo, portions of the meeting may be closed.
CORRECTED

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.
Executive session will be held: HB 1357
Executive session may be held on any matter referred to the committee.
Reconsidering HB 1357 to add amendments.

TRANSPORTATION
Monday, January 29, 2018, 2:30 PM, South Gallery.
Executive session will be held: HB 1675, HB 1676, HB 1905
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1368, HB 1462, HB 1469
Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 25, 2018

HOUSE BILLS FOR SECOND READING

HB 2251 through HB 2265

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1484 - Brown (57)
HB 1769 - Mathews
HCS HB 1617 - Barnes (60)
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744 - Hansen

HOUSE BILLS FOR THIRD READING

HB 1465 - Cookson
HB 1287, (Fiscal Review 1/23/18) - Engler
HCS HB 1381 - Shull (16)
HB 1531 - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 25, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that doeth the will of God abideth forever. (I John 2:17)

O Eternal God, grant that in this moment of prayer and in the work of this day we may bear witness to the fact that we are Your humble children and disciples. In our relationship with each other may we be generous in our support, just in our judgments, lavish in our praise, and loyal to the best in all of us.

Give us insight into the needs of our generation, inspiration to do something about them, and the confident assurance that You are with us, sustaining us, and supporting us, as we endeavor to keep Missouri great in goodness and good in greatness.

Unite us with all who are striving to safeguard our heritage of liberty and to keep our State forever the land of the free, the home of the brave, and the place where justice, peace and goodness dwells forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Emma Cunningham.

The Journal of the twelfth day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2266, introduced by Representative Lavender, relating to reproductive health care services.

HB 2267, introduced by Representative Reiboldt, relating to automated driving systems.

HB 2268, introduced by Representative Reiboldt, relating to department of transportation reporting requirements.

HB 2269, introduced by Representative Love, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2270, introduced by Representative Tate, relating to notices of reduction in insurance coverage.

HB 2271, introduced by Representative Reiboldt, relating to automated motor vehicle operation in the state of Missouri.

HB 2272, introduced by Representative Engler, relating to insurance companies.

HB 2273, introduced by Representative White, relating to punitive damages in actions against health care providers.

HB 2274, introduced by Representative Haefner, relating to the Missouri DeMolay license plate.

HB 2275, introduced by Representative Walker (74), relating to the evidence-based policy making commission.

HB 2276, introduced by Representative Lichtenegger, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 2277, introduced by Representative Shaul (113), relating to license plates and windshield placards for permanently disabled persons.

HB 2278, introduced by Representative Morris (140), relating to the Missouri Rx plan.

HB 2279, introduced by Representative Haefner, relating to purchasing processes for innovative technology by the office of administration.

HB 2280, introduced by Representative Haefner, relating to MO HealthNet benefits for pregnant women.

HB 2281, introduced by Representative Razer, relating to the sale and transfer of firearms, with penalty provisions.

HB 2282, introduced by Representative Fitzwater, relating to computer science.

HB 2283, introduced by Representative Bahr, relating to educational scholarships, with penalty provisions.

HB 2284, introduced by Representative Dohrman, relating to campus free expression.

HB 2285, introduced by Representative Quade, relating to education about human sexuality.

HB 2286, introduced by Representative Kelly (141), relating to local log trucks.

HB 2287, introduced by Representative Alferman, relating to accidents occurring in work zones, with penalty provisions.

HB 2288, introduced by Representative Hannegan, relating to road and bridge improvements.

HB 2289, introduced by Representative Higdon, relating to utility service rates.

HB 2290, introduced by Representative Christofanelli, relating to financial interest statements, with a delayed effective date.

HB 2291, introduced by Representative Christofanelli, relating to the repeal of certain sections ruled unconstitutional.

HB 2292, introduced by Representative Gregory, relating to high school graduation requirements.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2251, relating to consumer legal funding, with penalty provisions.

HB 2252, relating to elementary and secondary education.

HB 2253, relating to discrimination based on sexual orientation.

HB 2254, relating to product repair requirements, with a penalty provision.

HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2256, relating to broadband internet service.

HB 2257, relating to the petroleum storage tank insurance fund.

HB 2258, relating to the sale of intoxicating liquor.

HB 2259, relating to evidentiary collection kits.

HB 2260, relating to the brain injury fund.

HB 2261, relating to fines for failing to yield the right-of-way, with penalty provisions.

HB 2262, relating to court costs.

HB 2263, relating to competitive bids.

HB 2264, relating to the safekeeping of personal information.

HB 2265, relating to public utilities.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (3): Alferman, Conway (104) and Wiemann

THIRD READING OF HOUSE BILLS

HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, **HB 1465** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stevens 46	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 008

Brattin	Curtis	Hurst	Marshall	Moon
Mosley	Pogue	Stacy		

PRESENT: 000

ABSENT WITH LEAVE: 017

Andrews	Beard	Brown 94	Burns	Carpenter
Cross	Eggleston	Ellington	Gannon	May
Messenger	Peters	Pietzman	Roeber	Smith 85
Stephens 128	Swan			

VACANCIES: 005

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

HB 1287, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, **HB 1287** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 007

Curtis	Ellington	Marshall	McGee	Moon
Pogue	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 013

Andrews	Brown 94	Burns	Carpenter	Cross
Eggleston	Gannon	Lichtenegger	May	Messenger
Peters	Pietzman	Smith 85		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1381, relating to financial accreditation standards for insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), **HCS HB 1381** was read the third time and passed by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 023

Barnes 28	Beck	Ellington	Franks Jr	Gray
Lavender	Marshall	McGee	Meredith 71	Merideth 80
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Pogue	Quade	Roberts	Stevens 46
Unsicker	Walker 74	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Burns	Carpenter	Cookson	Cross
Eggleston	Gannon	Kendrick	May	Messenger
Peters	Pietzman	Roeber	Smith 85	Swan

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

Representative DeGroot offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Line 11, by deleting the first occurrence of the word "**this**"; and

Further amend said bill and section, Page 2, Line 15, by deleting the first occurrence of the word "**this**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Perfecting Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Burns	Carpenter	Cookson	Cross
Dohrman	Eggleston	Franklin	Gannon	Kendrick
May	Messenger	Peters	Pietzman	Smith 85

VACANCIES: 005

On motion of Representative DeGroot, **HB 1531, as amended**, was read the third time and passed by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dogan	Dohrman	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Brown 27	Burnett
Butler	Conway 10	Curtis	Ellebracht	Ellington

Franks Jr	Gray	Green	Kidd	Lavender
Marshall	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Pogue	Quade
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 3	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Burns	Carpenter	Cookson	Cross
Eggleston	Franklin	Gannon	Kendrick	May
Messenger	Peters	Pietzman	Smith 85	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 53 - Veterans
HCR 55 - Special Committee on Government Oversight
HCR 59 - Special Committee on Tourism
HCR 62 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2080 - Transportation
HB 2087 - Crime Prevention and Public Safety
HB 2096 - Local Government
HB 2098 - Special Committee to Improve the Care and Well-being of Young People
HB 2101 - Judiciary
HB 2102 - Agriculture Policy
HB 2103 - Special Committee on Innovation and Technology
HB 2110 - Crime Prevention and Public Safety
HB 2111 - Local Government
HB 2115 - Ways and Means
HB 2116 - Transportation
HB 2119 - Special Committee on Litigation Reform
HB 2120 - Health and Mental Health Policy
HB 2121 - Judiciary
HB 2122 - Transportation
HB 2125 - Health and Mental Health Policy

HB 2126 - Health and Mental Health Policy
HB 2127 - Health and Mental Health Policy
HB 2128 - Workforce Development
HB 2129 - Elementary and Secondary Education
HB 2131 - General Laws
HB 2137 - Elementary and Secondary Education
HB 2138 - Workforce Development
HB 2139 - Special Committee to Improve the Care and Well-being of Young People
HB 2140 - Special Committee on Government Oversight
HB 2153 - Transportation
HB 2155 - General Laws
HB 2156 - Workforce Development
HB 2157 - Special Committee on Innovation and Technology
HB 2158 - General Laws
HB 2159 - Children and Families
HB 2163 - Children and Families
HB 2171 - Budget
HB 2175 - Special Committee to Improve the Care and Well-being of Young People
HB 2178 - General Laws
HB 2180 - Transportation
HB 2181 - Transportation
HB 2183 - Health and Mental Health Policy
HB 2184 - Pensions
HB 2185 - Judiciary
HB 2186 - Local Government
HB 2187 - Transportation
HB 2188 - Ways and Means
HB 2197 - Utilities
HB 2202 - Pensions
HB 2207 - Transportation
HB 2211 - Government Efficiency
HB 2212 - Elections and Elected Officials
HB 2246 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1660**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1663**, begs leave to report it has examined the same and recommends that it **Do Pass – Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (3): Bahr, Barnes (60) and Spencer

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Andrews, Bangert, Chipman, Gannon, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Present (1): Dohrman

Absent (2): Cookson and Johnson

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Helms, Kelly (141), Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (3): Brown (94), Carpenter and Franklin

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1552**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Brown (27), Franklin, Helms, Kelly (141), Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Brown (94) and Carpenter

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1598**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (3): Brown (27), McGee and Walker (74)

Absent (3): Brown (94), Carpenter and Franklin

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Basye, Curtman, Higdon, Kidd, McDaniel, Meredith (71) and Sommer

Noes (1): Roden

Absent (5): Curtis, Ellington, Francis, Green and Lichtenegger

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Bangert, Cookson, Matthiesen and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1523**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Bangert, Cookson, Matthiesen and Miller

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): Burns

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1691**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1492**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1880**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, January 29, 2018.

COMMITTEE HEARINGS

BUDGET
Monday, January 29, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Attorney General, Department of Corrections, Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET
Tuesday, January 30, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Lt. Governor, Department of Revenue, Department of Transportation and Department of Public Safety.

BUDGET
Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Treasurer, Department of Health & Senior Services and Department of Mental Health.

CHILDREN AND FAMILIES
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1266, HB 1361
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Tuesday, January 30, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1838, HB 1375, HB 1247, HB 1355, HCS HB 1605, HB 1349
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1296, HB 2062, HB 1501
Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1270, HB 1271, HB 1397
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, January 30, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2032, HCR 66, HB 1576
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1252, HB 1906, HB 1516
Executive session will be held: HB 1490, HB 1718, HB 1972
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of- Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on two memorial highway/bridge designations: Jerry Dyer Memorial Bridge and John Wesley Choate Memorial Highway; and one specialty license plate - Day Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report to the Joint Committee.

JUDICIARY
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1667, HB 1681
Executive session will be held: HB 1351, HB 1597, HB 1633, HB 1832
Executive session may be held on any matter referred to the committee.
Testimony will be limited to 3 minutes unless approved by the chair. We will not hear HB 1509.
AMENDED

LOCAL GOVERNMENT
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1806, HB 1947
Executive session will be held: HB 1428, HB 1809, HB 1887
Executive session may be held on any matter referred to the committee.

PENSIONS
Monday, January 29, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1329, HB 1673, HB 2044
Executive session may be held on any matter referred to the committee.
Presentations by PSRS/PEERS, MOSERS, MPERS and CERF.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, January 29, 2018, upon adjournment, House Hearing Room 6.
Executive session will be held: HB 1267, HB 1350, HCS HB 1370, HB 1389, HB 1409, HB 1415, HB 1446, HCS HB 1572, HB 1607, HB 1677, HB 1691
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, January 29, 2018, 3:00 PM, House Hearing Room 5.
Executive session will be held: HB 1600, HB 1383, HB 1620, HCS HB 1411, HCS HB 1653
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1263, HB 2140
Executive session will be held: HB 1686, HB 1525, HB 1930
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, January 29, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1611, HB 1654
Executive session will be held: HB 1578, HB 1645
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.
Executive session will be held: HB 1357
Executive session may be held on any matter referred to the committee.
Reconsidering HB 1357 to add amendments.

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HCR 63, HB 2043, HB 1968
Executive session will be held: HB 2039
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, January 29, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1470, HB 1612, HB 1637, HB 1715, HB 1944, HB 1966, HB 1803
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 30, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from higher education institution presidents and fiscal officers.

TRANSPORTATION
Monday, January 29, 2018, 2:30 PM, South Gallery.
Executive session will be held: HB 1675, HB 1676, HB 1905
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2197
Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1368, HB 1462, HB 1469, HCR 53
Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61
Executive session may be held on any matter referred to the committee.
AMENDED

WAYS AND MEANS
Monday, January 29, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1464, HB 1831, HB 1913, HB 2188
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, JANUARY 29, 2018

HOUSE BILLS FOR SECOND READING

HB 2266 through HB 2292

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1484 - Brown (57)
HB 1769 - Mathews
HCS HB 1617 - Barnes (60)
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744 - Hansen
HB 1880 - Trent
HB 1492 - Lynch
HCS HB 1286 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 1408 - Spencer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, JANUARY 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Tommie Pierson, Jr.

Dear Heavenly Father,

We come first thanking You for the opportunity to start this legislative day and week in prayer. We thank You for a reasonable portion of health and strength—especially during this current flu epidemic that is sweeping over our nation and state—Lord, we pray for protection.

Lord, keep us from the epidemic of ignorance; help us to come to You for wisdom. Boost our immune system against the epidemic of hate by filling us with Your love—for You are love. Where the epidemic of selfishness seeks to infect us, bless our hearts that we may be sympathetic to the plight of others, realizing that if it had not been for Your grace only You know where our lives would be. But thank You, O God, that we are here, in this place, for such a time as this that we may be instrumental in letting justice roll down like waters, and righteousness like an ever-flowing stream.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirteenth day was approved as printed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Curtis	Curtman	Davis	DeGroot
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel

Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Rehder	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 023

Barnes 60	Brown 94	Cornejo	Cross	Dogan
Dohrman	Fraker	Gray	Gregory	Hill
Messenger	Mitten	Peters	Pietzman	Plocher
Redmon	Reiboldt	Rone	Ross	Shumake
Smith 85	Swan	Wiemann		

VACANCIES: 005

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 77, introduced by Representative Matthiesen, relating to the Bangert Island riverfront transformational project.

HCR 78, introduced by Representative Love, relating to trade relations.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 80, introduced by Representative Christofanelli, relating to constitutional amendments.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2293, introduced by Representative Franklin, relating to patient-designated caregivers.

HB 2294, introduced by Representative Rowland (155), relating to influenza disease in schools.

HB 2295, introduced by Representative Helms, relating to mental health professionals.

HB 2296, introduced by Representative Newman, relating to reproductive health care services.

HB 2297, introduced by Representative Newman, relating to information provided to a woman prior to an abortion.

HB 2298, introduced by Representative Newman, relating to health care services, with penalty provisions.

HB 2299, introduced by Representative Corlew, relating to circuit judges.

HB 2300, introduced by Representative Kelly (141), relating to the practice of nursing.

HB 2301, introduced by Representative Washington, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 2302, introduced by Representative McGee, relating to Blair's law, with penalty provisions.

HB 2303, introduced by Representative Unsicker, relating to the maternal mortality review board.

HB 2304, introduced by Representative Ellington, relating to child passenger restraint systems, with penalty provisions.

HB 2305, introduced by Representative Carpenter, relating to a tax deduction for student loan forgiveness.

HB 2306, introduced by Representative Henderson, relating to the environmental restoration corporation act.

HB 2307, introduced by Representative Shull (16), relating to motor vehicle inspection requirements.

HB 2308, introduced by Representative Hannegan, relating to the practice of shampooing.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2266, relating to reproductive health care services.

HB 2267, relating to automated driving systems.

HB 2268, relating to department of transportation reporting requirements.

HB 2269, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2270, relating to notices of reduction in insurance coverage.

HB 2271, relating to automated motor vehicle operation in the state of Missouri.

HB 2272, relating to insurance companies.

HB 2273, relating to punitive damages in actions against health care providers.

HB 2274, relating to the Missouri DeMolay license plate.

HB 2275, relating to the evidence-based policy making commission.

HB 2276, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 2277, relating to license plates and windshield placards for permanently disabled persons.

HB 2278, relating to the Missouri Rx plan.

HB 2279, relating to purchasing processes for innovative technology by the office of administration.

HB 2280, relating to MO HealthNet benefits for pregnant women.

HB 2281, relating to the sale and transfer of firearms, with penalty provisions.

HB 2282, relating to computer science.

HB 2283, relating to educational scholarships, with penalty provisions.

HB 2284, relating to campus free expression.

HB 2285, relating to education about human sexuality.

HB 2286, relating to local log trucks.

HB 2287, relating to accidents occurring in work zones, with penalty provisions.

HB 2288, relating to road and bridge improvements.

HB 2289, relating to utility service rates.

HB 2290, relating to financial interest statements, with a delayed effective date.

HB 2291, relating to the repeal of certain sections ruled unconstitutional.

HB 2292, relating to high school graduation requirements.

PERFECTION OF HOUSE BILLS

HB 1484, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), the title of **HB 1484** was agreed to.

On motion of Representative Brown (57), **HB 1484** was ordered perfected and printed.

HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HB 1769** was agreed to.

Representative Korman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1769, Page 6, Section 570.095, Line 140, by inserting after all of said section and line the following:

"**442.135. If a conveyance of real estate, or any interest therein, is executed by deed, such deed shall contain the name of the person or entity that prepared the property description for such deed or reference to the recorded document.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1769, Page 1, Line 6, by inserting immediately after the word "**recorded**" the word "**source**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Austin, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Korman, **House Amendment No. 1, as amended**, was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1769, Page 3, Section 570.095, Line 50, by inserting immediately after the word "**firefighter**" the following:

"**, or an EMT, EMT-I, EMT-P, or other first responder licensed by the department of health and senior services,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1769, Page 6, Section 570.095, Lines 138-139, by deleting all of said lines and inserting in lieu thereof the following:

"**9. If a filing or record is deemed invalid, the prevailing party shall be awarded all reasonable costs and fees incurred by that party in the action. If the filing or record is deemed**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Amendment No. 3** was adopted.

Representative Ellington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1769, Page 6, Section 570.095, Line 140, by inserting immediately after all of said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration**; and**

(19) For victims and witnesses, a full order of protection if such victims or witnesses fear for their safety. A victim or witness obtaining a full order of protection under this subdivision shall not be required to release his or her Social Security number, date of birth, or contact number; however, the victim's or witness's last known address may be released upon written request of the defendant or defense counsel, but only if such release is approved by the court. If the victim's or witness's last known address was released without approval of the court, the person releasing such information shall be held in contempt of court and fined one thousand dollars.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses and telephone numbers or the addresses or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail to the most current address provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Barnes (60) raised an additional point of order that **House Amendment No. 4** is not germane to the bill.

The Chair ruled the points of order well taken.

Representative Curtis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 1769, Page 3, Section 570.095, Line 32, by deleting the word "**felony**" and inserting in lieu thereof "**misdemeanor**"; and

Further amend said bill, page, and section, Line 33, by deleting "**C felony**" and inserting in lieu thereof "**A misdemeanor**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Anderson	Andrews	Bahr	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Green	Harris	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Austin	Brown 94	Cookson	Cross
Dohrman	Gray	Kendrick	Marshall	McGee
Messenger	Mitten	Newman	Peters	Phillips
Pietzman	Ross	Smith 85		

VACANCIES: 005

On motion of Representative Mathews, **HB 1769, as amended**, was ordered perfected and printed.

HCS HB 1617, relating to telehealth, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HB 1408, relating to the Missouri course access program, was taken up by Representative Spencer.

On motion of Representative Spencer, **HCS HB 1408** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Austin	Brown 94	Cookson	Cross	Dohrman
Gray	Kendrick	Messenger	Mitten	Newman
Peters	Phillips	Pietzman	Ross	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Korman, Lichtenegger, McGee, Quade, Razer, Redmon, Rone, Rowland (155), Smith (163), Spencer, Swan, Walsh and Wood

Noes (1): Lavender

Absent (7): Brown (94), May, Merideth (80), Pierson Jr., Ross, Taylor and Trent

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1685**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate and Wiemann

Noes (1): Unsicker

Absent (2): Burns and Messenger

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1578**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder and Trent

Noes (3): Ellebracht, Roberts and White

Absent (2): Haahr and Mitten

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1675**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shumake

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, January 30, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, January 30, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1414, HB 1614, HB 1907, HB 1945
Executive session will be held: HB 1615, HB 1625, HB 1828, HB 1839, HB 2034
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, January 30, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Lt. Governor, Department of Revenue, Department of Transportation and Department of Public Safety.

BUDGET
Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2171
Executive session may be held on any matter referred to the committee.
Budget presentations from the Treasurer, Department of Health & Senior Services and Department of Mental Health.
AMENDED

BUDGET
Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1311
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1266, HB 1361
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Tuesday, January 30, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1838, HB 1375, HB 1247, HB 1355, HCS HB 1605, HB 1349, HB 1552
Executive session may be held on any matter referred to the committee.
AMENDED

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1801
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1296, HB 2062, HB 1501
Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1270, HB 1271, HB 1397
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1423, HB 1265, HB 1285
Executive session will be held: HB 1857
Executive session may be held on any matter referred to the committee.
Removed HB 1233
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2247
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 1251, HB 1796, HB 1879
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, January 30, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2032, HCR 66, HB 1576
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2127, HB 2125, HB 1927
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1252, HB 1906, HB 1516
Executive session will be held: HB 1490, HB 1718, HB 1972
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on two memorial highway/bridge designations: Jerry Dyer Memorial Bridge and John Wesley Choate Memorial Highway; and one Specialty License Plate - Day Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report to the Joint Committee

JUDICIARY
Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1667, HB 1681
Executive session will be held: HB 1351, HB 1597, HB 1633, HB 1832
Executive session may be held on any matter referred to the committee.
Testimony will be limited to 3 minutes unless approved by the Chair. We will not hear HB 1509.
AMENDED

LOCAL GOVERNMENT
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1806, HB 1947
Executive session will be held: HB 1428, HB 1809, HB 1887
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1263, HB 2140
Executive session will be held: HB 1686, HB 1525, HB 1930
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, January 31, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1874, HB 1918
Executive session will be held: HB 1384
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HCR 63, HB 2043, HB 1968
Executive session will be held: HB 2039
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Tuesday, January 30, 2018, 2:00 PM, House Hearing Room 1.
Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.
Testimony from higher education institution presidents and fiscal officers.

UTILITIES
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2197
Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1368, HB 1462, HB 1469, HCR 53
Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61
Executive session may be held on any matter referred to the committee.
AMENDED

WORKFORCE DEVELOPMENT
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 2128, HB 2138, HB 2156
Executive session will be held: HB 1457, HB 1623
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, JANUARY 30, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 77 and HCR 78

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 80

HOUSE BILLS FOR SECOND READING

HB 2293 through HB 2308

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744 - Hansen
HB 1880 - Trent

HB 1492 - Lynch
HCS HB 1286 - Engler
HCS HB 1411 - Rhoads

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1617 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, JANUARY 30, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Behold, Thou who desirest truth in the inward being; therefore teach me wisdom in my secret heart. (Psalm 51:6)

O Wise God, who desires truth in the interior life, in this busy day when the haughty wear the masks of truth as they appeal for our attention or votes, grant unto us the spirit of discernment and the wisdom of the wise that we may not be deceived by those who are evil and seek to disguise their low motives by eloquent words.

Help us to keep searching at that which is good, true and authentic that we may keep in step with You as we move forward to a better day when our State shall be great in spirit, powerful in charity, and great in unity.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Davis	DeGroot	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155

Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 027

Andrews	Austin	Brown 94	Cross	Curtman
Dohrman	Fraker	Green	Gregory	Houghton
Houx	Kelley 127	Messenger	Miller	Mitten
Newman	Peters	Pietzman	Plocher	Rehder
Roberts	Rone	Rowland 29	Smith 85	Taylor
Walker 74	Wiemann			

VACANCIES: 005

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 79, introduced by Representative McGee, relating to Foster Care Awareness Month.

HCR 80, introduced by Representative McGee, relating to Alzheimer's Awareness Month.

HCR 81, introduced by Representative McGee, relating to Safe-Haven for Newborns Awareness Day.

HCR 82, introduced by Representative Anderson, relating to the North American Free Trade Agreement.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 81, introduced by Representative McDaniel, relating to a right to access medical cannabis.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2309, introduced by Representative Merideth (80), relating to civilian review boards.

HB 2310, introduced by Representative Merideth (80), relating to rights of law enforcement officers in making arrests.

HB 2311, introduced by Representative Merideth (80), relating to unlawful discriminatory practices, with penalty provisions.

HB 2312, introduced by Representative Hill, relating to occupational regulation.

HB 2313, introduced by Representative Dogan, relating to elections.

HB 2314, introduced by Representative Matthiesen, relating to interest on tax payments.

HB 2315, introduced by Representative Barnes (60), relating to a child tax credit.

HB 2316, introduced by Representative Barnes (60), relating to a child tax credit.

HB 2317, introduced by Representative Higdon, relating to the public service commission, with penalty provisions.

HB 2318, introduced by Representative Marshall, relating to the designation of a memorial highway.

HB 2319, introduced by Representative Phillips, relating to adoption records.

HB 2320, introduced by Representative Korman, relating to sports wagering.

HB 2321, introduced by Representative McDaniel, relating to the Missouri compassionate care act, with penalty provisions and a referendum clause.

HB 2322, introduced by Representative Walker (3), relating to the public employee retirement system for prosecuting and circuit attorneys.

HB 2323, introduced by Representative Korman, relating to rates charged by health care providers.

HB 2324, introduced by Representative Korman, relating to a sales tax holiday.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 77, relating to the Bangert Island riverfront transformational project.

HCR 78, relating to trade relations.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 80, relating to constitutional amendments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2293, relating to patient-designated caregivers.

HB 2294, relating to influenza disease in schools.

HB 2295, relating to mental health professionals.

HB 2296, relating to reproductive health care services.

HB 2297, relating to information provided to a woman prior to an abortion.

HB 2298, relating to health care services, with penalty provisions.

HB 2299, relating to circuit judges.

HB 2300, relating to the practice of nursing.

HB 2301, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 2302, relating to Blair's law, with penalty provisions.

HB 2303, relating to the maternal mortality review board.

HB 2304, relating to child passenger restraint systems, with penalty provisions.

HB 2305, relating to a tax deduction for student loan forgiveness.

HB 2306, relating to the environmental restoration corporation act.

HB 2307, relating to motor vehicle inspection requirements.

HB 2308, relating to the practice of shampooing.

PERFECTION OF HOUSE BILLS

HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, the title of **HB 1504** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1504, Page 1, Section 41.657, Line 6, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

On motion of Representative Reiboldt, **HB 1504, as amended**, was ordered perfected and printed.

Speaker Pro Tem Haahr assumed the Chair.

HB 1665, relating to a visiting scholars certificate, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HB 1665** was agreed to.

On motion of Representative Swan, **HB 1665** was ordered perfected and printed.

HB 1744, relating to higher education financial aid eligibility, was taken up by Representative Hansen.

On motion of Representative Hansen, the title of **HB 1744** was agreed to.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1744, Page 4, Section 160.545, Lines 94 through 95, by deleting all of said lines and inserting in lieu thereof the following:

"by this subsection as determined by rule and regulation of the department **[**~~; and~~
~~(4) Who is a citizen or permanent resident of the United States~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Berry	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Curtman	Davis	DeGroot	Dogan
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst

Johnson	Justus	Kelley 127	Kelly 141	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Pogue	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 026

Anders	Austin	Bernskoetter	Black	Brown 94
Chipman	Cross	Dohrman	Ellebracht	Fraker
Franks Jr	Gannon	Higdon	Kidd	Love
May	McDaniel	Messenger	Miller	Mitten
Newman	Peters	Pietzman	Redmon	Smith 85
Stephens 128				

VACANCIES: 005

Representative Burnett moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Gray	Green	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

NOES: 100

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Conway 104
Cookson	Cornejo	Curtman	Davis	DeGroot

Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Moon	Morris 140
Morse 151	Muntzel	Pfautsch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Brown 94	Chipman	Cross
Dohrman	Fraker	Franks Jr	Higdon	May
McDaniel	Messenger	Miller	Mitten	Neely
Newman	Peters	Pietzman	Runions	Smith 85

VACANCIES: 005

On motion of Representative Hansen, **HB 1744** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 59, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), the title of **HJR 59** was agreed to.

On motion of Representative Brown (57), **HJR 59** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), the title of **HCS HB 1617** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1617, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill and page, Section 208.670, Lines 7 to 9, by deleting said lines and inserting in lieu thereof the word "**191.1145;**"; and

Further amend said bill, Line 13, by inserting after the words "section 191.1145" the words "**or as the term "home telemonitoring service" is defined in section 208.686**"; and

Further amend said bill and section, Page 2, Line 31, by inserting after the word "**person.**" the following:

"**The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person.**"; and

Further amend said bill, page, and section, Lines 40 to 50, by deleting said lines and inserting in lieu thereof the words "**should such services be provided in person.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

On motion of Representative Barnes (60), **HCS HB 1617, as amended**, was adopted.

On motion of Representative Barnes (60), **HCS HB 1617, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 59 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1769 - Fiscal Review

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1987 - Judiciary

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1378**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (1): Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1558**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (1): Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1859**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Newman

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HCR 57**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer and Swan

Noes (0)

Absent (3): Bahr, Barnes (60) and Wood

Committee on Financial Institutions, Vice-Chairman Shaul (113) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bondon, Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Rowland (29), Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bondon, Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Rowland (29), Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (3): Bondon, Fraker and Rowland (29)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1587**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Franklin, Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (3): Brown (27), McGee and Walker (74)

Absent (2): Brown (94) and Carpenter

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1645**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder, Trent and White

Noes (2): Ellebracht and Roberts

Absent (2): Haahr and Mitten

Special Committee on Tax Policy for Working Families, Chairman Kelley (127) reporting:

Mr. Speaker: Your Special Committee on Tax Policy for Working Families, to which was referred **HB 1357**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burnett, Corlew, Curtman, Grier, Kelley (127) and Kidd

Noes (0)

Absent (3): Bahr, Franks Jr. and Harris

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1288**, **HB 1377** and **HB 2050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Curtman, Rhoads, Roden, Schroer and Shull (16)

Noes (3): Brown (27), Ellington and Mosley

Absent (4): Cross, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1429**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Ellington, Mosley, Rhoads, Roden, Schroer and Shull (16)

Noes (0)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Brown (27), Christofanelli, Ellington, Mosley and Schroer

Noes (3): Rhoads, Roden and Shull (16)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Ellington, Mosley, Rhoads, Roden, Schroer and Shull (16)

Noes (0)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1247**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1355**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (1): Washington

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1375**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1552**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch, Pike, Schroer and Trent

Noes (3): McCreery, Stevens (46) and Washington

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1605**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Corlew

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1350**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1389**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Berry and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1572**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1607**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1691**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1383**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shull (16)

Noes (3): Curtis, Lavender and Wessels

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (1): Curtis

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1620**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Fitzwater, Houx, Rhoads, Rone, Shull (16) and Wessels

Noes (3): Eggleston, Haahr and Lavender

Present (1): Curtis

Absent (3): Brown (94), Butler and Shumake

COMMITTEE CHANGES

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Standing Committee on Professional Registration and Licensing and appoint Representative Derek Grier.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Miller and Smith (85).

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 31, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2171
Executive session may be held on any matter referred to the committee.
Budget presentations from the Treasurer, Department of Health & Senior Services and Department of Mental Health.
AMENDED

BUDGET
Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1311
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1801
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session will be held: HB 2062, HB 1501, HB 1296
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1423, HB 1265, HB 1285
Executive session will be held: HB 1857
Executive session may be held on any matter referred to the committee.
Removed HB 1233.
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2247
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1576, HB 1289
Executive session will be held: HCR 66, HB 2032
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2127, HB 2125, HB 1927
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1876, HB 1273
Executive session will be held: HB 1275, HB 1680
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Discussion of the options on what the 1332 waiver would look like.
Note that the location may change.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on two Memorial Highway/Bridge Designations: Jerry Dyer Memorial Bridge and John Wesley Choate Memorial Highway; and one Specialty License Plate - Day Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report to the Joint Committee

LOCAL GOVERNMENT
Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1806, HB 1947
Executive session will be held: HB 1428, HB 1809, HB 1887
Executive session may be held on any matter referred to the committee.

PENSIONS
Wednesday, January 31, 2018, 12:15 PM, House Hearing Room 4.
Executive session will be held: HB 1329, HB 2044
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1719, HB 1662, HB 1896
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, January 31, 2018, 3:00 PM, House Hearing Room 7.
Executive session will be held: HB 1859, HCS HB 1251, HCS HB 1879, HB 1413, HB 1649, HCS HB 1456
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, January 31, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1874, HB 1918
Executive session will be held: HB 1384
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HCR 63, HB 2043, HB 1968
Executive session will be held: HB 2039
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Discussion of the FY 19 Office of Administration budget.

UTILITIES
Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2197
Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 2128, HB 2138, HB 2156
Executive session will be held: HB 1457, HB 1623
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, JANUARY 31, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 79 through HCR 82

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 81

HOUSE BILLS FOR SECOND READING

HB 2309 through HB 2324

HOUSE BILLS FOR PERFECTION

HB 1880 - Trent
HB 1492 - Lynch
HCS HB 1286 - Engler
HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE BILLS FOR THIRD READING

HB 1484 - Brown (57)
HB 1769, (Fiscal Review 1/30/18) - Mathews

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, JANUARY 31, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Only fear the Lord and serve Him in truth with all your heart: for consider what great things He has done for you. (I Samuel 12:24)

Almighty God, we thank You for the inspiration for great living this moment of prayer brings to us and for the insight into the meaning of life which comes as we pray. Never in vain do we call upon You. You always strengthen us with a strength which never lets us down. You are always loving us with a love which never lets us go. You always lead us in true paths with a spirit which never lets us go. Give us grace to respond to You and, with reverent courage, to walk in Your ways.

Bless this State with Your gracious favor and these Representatives of our people with Your loving wisdom. Kneeling before the altar of truth, may we be united in the standards of high moral living, deep religious faith, great patriotic commitment, and genuine desire for peace of mind.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Emily Pickett.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 94	Butler	Curtis	Curtman
Ellington	Fitzpatrick	Gray	Green	Gregory
McGee	Merideth 80	Messenger	Mitten	Newman
Peters	Pietzman	Plocher	Shaul 113	Wood
Mr. Speaker				

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Bahr offered House Resolution No. 5132.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 83, introduced by Representative Frederick, relating to a "National Sleep Awareness Week" in Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2325, introduced by Representative Lavender, relating to unclaimed property.

HB 2326, introduced by Representative Walsh, relating to the division of fire safety.

HB 2327, introduced by Representative Franks Jr., relating to officer-involved incidents.

HB 2328, introduced by Representative Unsicker, relating to waivers by blind employees.

HB 2329, introduced by Representative Chipman, relating to county budgets.

HB 2330, introduced by Representative Beck, relating to the designation of a memorial highway.

HB 2331, introduced by Representative Houx, relating to roofing contractors, with penalty provisions.

HB 2332, introduced by Representative Corlew, relating to construction of facilities authorized by school districts.

HB 2333, introduced by Representative Shaul (113), relating to elections.

HB 2334, introduced by Representative Shaul (113), relating to the use of bags to package purchased goods.

HB 2335, introduced by Representative Black, relating to school employee retirement systems.

HB 2336, introduced by Representative Tate, relating to children being placed in the custody of certain offenders, with penalty provisions.

HB 2337, introduced by Representative Stephens (128), relating to insurance companies.

HB 2338, introduced by Representative Ellebracht, relating to guardian ad litem fees.

HB 2339, introduced by Representative Lynch, relating to the Missouri military community reinvestment act.

HB 2340, introduced by Representative Reiboldt, relating to a tax credit for customers of a sheltered workshop.

HB 2341, introduced by Representative Arthur, relating to personal flotation devices, with penalty provisions.

HB 2342, introduced by Representative Spencer, relating to the use of universal service funds for lifeline service providers.

HB 2343, introduced by Representative McCreery, relating to ticket selling practices, with penalty provisions.

HB 2344, introduced by Representative Miller, relating to the property assessment clean energy act.

HB 2345, introduced by Representative Miller, relating to board members of public water supply districts.

HB 2346, introduced by Representative White, relating to insurance grievance processes.

HB 2347, introduced by Representative Davis, relating to the designation of a memorial highway.

HB 2348, introduced by Representative Davis, relating to tuition at public higher education institutions.

HB 2349, introduced by Representative Pogue, relating to the sale of certain state park property.

HB 2350, introduced by Representative Corlew, relating to criminal offenses, with penalty provisions.

HB 2351, introduced by Representative Fraker, relating to immunity for trustees.

HB 2352, introduced by Representative Fraker, relating to county revenues dedicated to roads.

HB 2353, introduced by Representative May, relating to compensation for state employees.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 79, relating to Foster Care Awareness Month.

HCR 80, relating to Alzheimer's Awareness Month.

HCR 81, relating to Safe-Haven for Newborns Awareness Day.

HCR 82, relating to the North American Free Trade Agreement.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 81, relating to a right to access medical cannabis.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2309, relating to civilian review boards.

HB 2310, relating to rights of law enforcement officers in making arrests.

HB 2311, relating to unlawful discriminatory practices, with penalty provisions.

HB 2312, relating to occupational regulation.

HB 2313, relating to elections.

HB 2314, relating to interest on tax payments.

HB 2315, relating to a child tax credit.

HB 2316, relating to a child tax credit.

HB 2317, relating to the public service commission, with penalty provisions.

HB 2318, relating to the designation of a memorial highway.

HB 2319, relating to adoption records.

HB 2320, relating to sports wagering.

HB 2321, relating to the Missouri compassionate care act, with penalty provisions and a referendum clause.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys.

HB 2323, relating to rates charged by health care providers.

HB 2324, relating to a sales tax holiday.

PERFECTION OF HOUSE BILLS

HB 1880, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HB 1880** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1880, Page 1, Section 394.085, Line 9, by deleting the phrase "**their affiliates**" and inserting in lieu thereof the phrase "**their broadband affiliates**"; and

Further amend said bill and section, Page 2, Lines 19-21, by deleting all of said lines; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1880, Page 2, Section 394.085, Line 27, by inserting after all of said line the following:

"**6. Nothing in this section shall be construed as diminishing the rights of property owners under the laws of this state.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1880, Page 2, Section 394.085, Line 27, by inserting after all of said section and line the following:

"**407.1133. High speed broadband communications services providers shall advertise the peak average upload speeds and download speeds in each census tract the provider services with high speed broadband.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Trent, **HB 1880, as amended**, was ordered perfected and printed.

HB 1492, relating to the show-me heroes program, was taken up by Representative Lynch.

On motion of Representative Lynch, the title of **HB 1492** was agreed to.

On motion of Representative Lynch, **HB 1492** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1484, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), **HB 1484** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Razer	Rehder
Reiboldt	Reisch	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 001

Remole

ABSENT WITH LEAVE: 012

Bahr	Brown 94	Cookson	Kendrick	Matthiesen
Messenger	Mitten	Newman	Peters	Pietzman
Quade	Redmon			

VACANCIES: 005

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1286** was agreed to.

On motion of Representative Engler, **HCS HB 1286** was adopted.

On motion of Representative Engler, **HCS HB 1286** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 4878 - Special Committee on Tourism
HR 4891 - Elections and Elected Officials
HR 4894 - Crime Prevention and Public Safety
HR 4907 - Consent and House Procedure

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 60 - Crime Prevention and Public Safety
HCR 64 - Special Committee on Tourism
HCR 69 - Veterans
HCR 70 - Crime Prevention and Public Safety
HCR 71 - Children and Families
HCR 72 - Special Committee on Homeland Security
HCR 73 - Veterans

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 54 - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1744 - Fiscal Review
HB 1255 - Judiciary
HB 1260 - Health and Mental Health Policy
HB 1468 - Health and Mental Health Policy
HB 1595 - Utilities
HB 1683 - Local Government
HB 1697 - Special Committee on Tourism
HB 1698 - Special Committee on Tourism
HB 1734 - Ways and Means
HB 2077 - Insurance Policy
HB 2179 - General Laws
HB 2191 - Health and Mental Health Policy

HB 2192 - Elementary and Secondary Education
HB 2194 - Crime Prevention and Public Safety
HB 2196 - Special Committee on Tourism
HB 2200 - Elementary and Secondary Education
HB 2208 - Elections and Elected Officials
HB 2210 - Special Committee on Government Oversight
HB 2214 - Financial Institutions
HB 2215 - Economic Development
HB 2216 - Conservation and Natural Resources
HB 2219 - Crime Prevention and Public Safety
HB 2221 - Professional Registration and Licensing
HB 2225 - Insurance Policy
HB 2227 - Ways and Means
HB 2230 - Judiciary
HB 2231 - Professional Registration and Licensing
HB 2232 - General Laws
HB 2233 - Professional Registration and Licensing
HB 2234 - Children and Families
HB 2238 - Ways and Means
HB 2239 - Workforce Development
HB 2240 - Insurance Policy
HB 2242 - Local Government
HB 2244 - Agriculture Policy
HB 2245 - Crime Prevention and Public Safety
HB 2248 - Utilities
HB 2249 - Children and Families
HB 2252 - Elementary and Secondary Education
HB 2255 - Ways and Means
HB 2257 - Conservation and Natural Resources
HB 2258 - General Laws
HB 2261 - Judiciary
HB 2262 - Judiciary
HB 2263 - Government Efficiency
HB 2264 - Special Committee on Innovation and Technology
HB 2268 - Transportation
HB 2272 - Insurance Policy
HB 2274 - Transportation
HB 2277 - Transportation
HB 2279 - Special Committee on Innovation and Technology
HB 2280 - Health and Mental Health Policy
HB 2283 - Elementary and Secondary Education
HB 2284 - General Laws
HB 2285 - Children and Families
HB 2286 - Transportation
HB 2287 - Transportation

HB 2289 - Utilities
HB 2294 - Elementary and Secondary Education
HB 2305 - Ways and Means

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1919 - Government Efficiency

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1371**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1420**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer and Swan

Noes (0)

Absent (3): Bahr, Barnes (60) and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1421**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bangert, Basye, Burnett, Dogan, Morgan, Roeber, Spencer and Swan

Noes (1): Matthiesen

Absent (3): Bahr, Barnes (60) and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1940**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (1): Spencer

Absent (2): Bahr and Barnes (60)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1490**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1972**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1351**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1597**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1633**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, DeGroot, Toalson Reisch and White

Noes (3): Ellebracht, Marshall and Roberts

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (2): Brown (57) and Kendrick

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (2): Brown (57) and Kendrick

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Hill and Messenger

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 58**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 61**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (3): Brattin, Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2037**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

SUBCOMMITTEE APPOINTMENTS

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Agriculture Education.

Representative Hannah Kelly, Chair
Representative J. Eggleston
Representative Tom Hurst
Representative Warren Love

This Committee will report to the Committee on Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Creation and Appointments.

Representative John Wiemann, Chair
Representative Dave Muntzel
Representative Noel Shull
Representative Nate Tate

This Committee will report to the Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Scope of Practice.

Representative Chrissy Sommer, Chair
Representative Diane Franklin
Representative Hannah Kelly
Representative Jim Neely

This Committee will report to the Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Second Amendment Preservation.

Representative Chuck Basye, Chair
Representative Sonya Anderson
Representative Gary Cross
Representative Rebecca Roeber

This Committee will report to the Committee on General Laws.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Tax Credit Review.

Representative Jered Taylor, Chair
Representative Philip Christofanelli
Representative Justin Hill
Representative Mike Moon

This Committee will report to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Tax Credit Review.

Representative Barbara Washington
Representative Jerome Barnes

This Committee will report to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Standing Committee on Budget and appoint Representative Hannah Kelly.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

SUBCOMMITTEE CHANGES

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Subcommittee on Appropriations – Public Safety, Corrections, Transportation, and Revenue and appoint Representative Hannah Kelly.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 1, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 1, 2018, 8:00 AM, South Gallery.
Executive session will be held: HB 1625, HB 1828, HB 1839, HB 2034, HB 1907
Executive session may be held on any matter referred to the committee.
CORRECTED

BUDGET
Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1311
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session will be held: HB 2062, HB 1501, HB 1296
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1769, HJR 59
Executive session may be held on any matter referred to the committee.
AMENDED

GOVERNMENT EFFICIENCY
Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1576, HB 1289
Executive session will be held: HCR 66, HB 2032
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

PENSIONS
Monday, February 5, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2202, HB 2184, HB 1673
Executive session may be held on any matter referred to the committee.
Presentations by LAGERS and MOSERS.
CORRECTED

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, February 1, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1797
Executive session will be held: HB 2104
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.
Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 1, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 83

HOUSE BILLS FOR SECOND READING

HB 2325 through HB 2353

HOUSE BILLS FOR PERFECTION

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller

HOUSE BILLS FOR PERFECTION - CONSENT

(01/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 59, (Fiscal Review 1/30/18) - Brown (57)

HOUSE BILLS FOR THIRD READING

HB 1769, (Fiscal Review 1/30/18) - Mathews
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744, (Fiscal Review 1/31/18), E.C. - Hansen
HCS HB 1617 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 1, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Teach me to do Thy will; for Thou art my God; Thy spirit is good; lead me into the land of uprightness. (Psalm 143:10)

Almighty God, whose will is joy, whose nature is love, and whose desire is that we live in peace with You and in love with one another, grant unto us a vision of Your purpose for us as we look up to heaven and to You in prayer this morning.

Deliver us from antagonisms that annoy us, from trifles that try us, and from disagreements that make us disagreeable, and by Your spirit make us great in kindness, good in our greatness, and genuine in all our endeavors on behalf of our State, as its citizens, during this Black History Month.

Amid the problems that perplex us and the difficulties that sometimes discourage us, You strengthen and sustain our spirits and then lead us in the green valley of peace for Your name's sake.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 84, introduced by Representative Quade, relating to net neutrality.

INTRODUCTION OF HOUSE REVISION BILLS

The following House Revision Bill was read the first time and copies ordered printed:

HRB 1, introduced by Representative Shaul (113), for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2354, introduced by Representative Frederick, relating to student mental health at public institutions of higher education.

HB 2355, introduced by Representative Frederick, relating to physician maintenance of certification.

HB 2356, introduced by Representative Haefner, relating to boundary commissions.

HB 2357, introduced by Representative Haefner, relating to the form of governance of St. Louis City.

HB 2358, introduced by Representative McGee, relating to elections.

HB 2359, introduced by Representative Sommer, relating to animal abuse, with penalty provisions.

HB 2360, introduced by Representative Redmon, relating to the public safety officer or employee survivor grant program.

HB 2361, introduced by Representative Franklin, relating to volunteer health care services.

HB 2362, introduced by Representative Franklin, relating to the supplemental nutrition assistance program.

HB 2363, introduced by Representative Rowland (29), relating to settlement agreements.

HB 2364, introduced by Representative Bondon, relating to intoxicating liquor.

HB 2365, introduced by Representative Berry, relating to utilities.

HB 2366, introduced by Representative Beard, relating to death records.

HB 2367, introduced by Representative May, relating to safe consumption facilities.

HB 2368, introduced by Representative Bangert, relating to trailer license plate renewals.

HB 2369, introduced by Representative Bangert, relating to maintaining a list of persons appointed by the governor.

HB 2370, introduced by Representative Bernskoetter, relating to the Missouri consolidated health care plan.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 83, relating to a "National Sleep Awareness Week" in Missouri.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2325, relating to unclaimed property.

HB 2326, relating to the division of fire safety.

HB 2327, relating to officer-involved incidents.

HB 2328, relating to waivers by blind employees.

HB 2329, relating to county budgets.

HB 2330, relating to the designation of a memorial highway.

HB 2331, relating to roofing contractors, with penalty provisions.

HB 2332, relating to construction of facilities authorized by school districts.

HB 2333, relating to elections.

HB 2334, relating to the use of bags to package purchased goods.

HB 2335, relating to school employee retirement systems.

HB 2336, relating to children being placed in the custody of certain offenders, with penalty provisions.

HB 2337, relating to insurance companies.

HB 2338, relating to guardian ad litem fees.

HB 2339, relating to the Missouri military community reinvestment act.

HB 2340, relating to a tax credit for customers of a sheltered workshop.

HB 2341, relating to personal flotation devices, with penalty provisions.

HB 2342, relating to the use of universal service funds for lifeline service providers.

HB 2343, relating to ticket selling practices, with penalty provisions.

HB 2344, relating to the property assessment clean energy act.

HB 2345, relating to board members of public water supply districts.

HB 2346, relating to insurance grievance processes.

HB 2347, relating to the designation of a memorial highway.

HB 2348, relating to tuition at public higher education institutions.

HB 2349, relating to the sale of certain state park property.

HB 2350, relating to criminal offenses, with penalty provisions.

HB 2351, relating to immunity for trustees.

HB 2352, relating to county revenues dedicated to roads.

HB 2353, relating to compensation for state employees.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Morris (140)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Morris (140)

THIRD READING OF HOUSE BILLS

HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, **HB 1769** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Ellington	Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Alferman	Brown 94	Cookson	Curtis	Green
Haefner	Matthiesen	May	Messenger	Mitten
Newman	Peters	Pietzman	Roeber	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HB 1504** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 94	Cookson	Curtis	Haefner	Matthiesen
May	Messenger	Mitten	Newman	Peters
Pietzman	Walker 74			

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Ross assumed the Chair.

HB 1665, relating to a visiting scholars certificate, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1665** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Ellington	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Cookson	Curtis	Ellebracht	Haefner
Helms	McGee	Messenger	Mitten	Newman
Peters	Pietzman	Rone	Stacy	

VACANCIES: 005

Representative Ross declared the bill passed.

HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **HCS HB 1617** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Bernskoetter	Brown 94	Cookson	Curtis	Franks Jr
Haefner	Helms	Messenger	Mitten	Newman
Peters	Pietzman	Rone	Stephens 128	Walker 74

VACANCIES: 005

Representative Ross declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 59, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), **HJR 59** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Moon	Pogue	Reisch	Remole

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Cookson	Curtis	Haefner	Helms
Messenger	Mitten	Newman	Peters	Pietzman
Stephens 128				

VACANCIES: 005

Representative Ross declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1306 - Judiciary
HB 1983 - Transportation

HB 2195 - General Laws
HB 2265 - Utilities

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1841**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Anderson, Houx, Love, Phillips and Remole

Noes (3): Harris, Meredith (71) and Pierson Jr.

Absent (2): Beard and Engler

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1873**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Harris, Houx, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (2): Beard and Engler

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1476**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (3): Franks Jr., Mosley and Nichols

Absent (1): Higdon

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1710**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Brown (27), Carpenter, Franklin, Grier, Helms, Kelly (141), Mathews, McGee, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Neely

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1525**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Hill and Messenger

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Ellington, Francis, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): McDaniel

Absent (4): Curtis, Curtman, Green and Roden

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2039**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (1): Miller

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1800**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1998**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Present (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1859**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Butler

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1246**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 563** entitled:

An act to repeal section 208.790, RSMo, and to enact in lieu thereof one new section relating to the Missouri RX plan.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 659** entitled:

An act to repeal section 640.620, RSMo, and to enact in lieu thereof one new section relating to grants to assist in financing certain utility projects.

In which the concurrence of the House is respectfully requested.

SUBCOMMITTEE APPOINTMENTS

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following members to serve on the Subcommittee on Agriculture Education of the Committee on Agriculture Policy:

Representative Ben Harris
Representative Martha Stevens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Creation and Appointments:

Representative Bob Burns
Representative Sarah Unsicker

This Committee will report to the Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Scope of Practice:

Representative Cora Faith Walker
Representative Richard Brown

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Second Amendment Preservation:

Representative Tracy McCreery
Representative Peter Merideth

This Committee will report to the Committee on General Laws.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Mandatory Minimums.

Representative Tom Hannegan, Chair
Representative Justin Hill
Representative Jay Barnes

This Committee will report to the Committee on Crime Prevention and Public Safety.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Stacey Newman to serve on the Subcommittee on Mandatory Minimums.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Hannah Kelly from the Standing Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Patricia Pike to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

WITHDRAWAL OF HOUSE BILLS

January 31, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
Missouri State Capitol
201 W. Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk,

I respectfully request withdrawal of **House Bill No. 1538** which changes the laws regarding public nuisance penalties.

Please do not hesitate to contact me if I can be of further assistance.

Sincerely,

/s/ Michael Butler
Representative Michael Butler
District 79, Proudly Serving St. Louis City

The following member's presence was noted: Cookson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 5, 2018.

COMMITTEE HEARINGS

BUDGET
Monday, February 5, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Secretary of State and Department of Economic Development.

BUDGET
Tuesday, February 6, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1517
Executive session may be held on any matter referred to the committee.
Budget presentation from the Department of Social Services.

CONSENT AND HOUSE PROCEDURE
Tuesday, February 6, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HR 4907
Executive session will be held: HR 4907, HB 1351, HCS HB 1597, HB 1675, HB 1676, HB 1905, HCS HB 1663, HB 1660
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session will be held: HB 2062, HB 1501, HB 1296
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 6, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1436, HB 1621, HB 1729
Executive session will be held: HB 1397
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, February 5, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 2200
Executive session will be held: HB 1366, HB 2247
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, February 5, 2018, 2:00 PM, House Hearing Room 7.
Executive session will be held: HB 1744
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075
Executive session will be held: HB 1461, HB 1635, HB 1679, HB 1802
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1576, HB 1289
Executive session will be held: HCR 66, HB 2032
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 2077, HB 2225, HB 2240, HB 2272, HB 1658
Executive session will be held: HB 1252, HB 1516
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.
II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JUDICIARY
Tuesday, February 6, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 2079, HB 1987, HB 2185, HB 2042, HB 1590
Executive session will be held: HB 1667
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

PENSIONS
Monday, February 5, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2202, HB 2184, HB 1673
Executive session may be held on any matter referred to the committee.
Presentations by LAGERS and MOSERS.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 5, 2018, 2:00 PM, House Hearing Room 5.
Executive session will be held: HCS HB 1288, 1377 & 2050, HB 1291, HB 1329, HB 1367, HB 1371, HB 1409, HB 1420, HB 1421, HB 1429, HCS HB 1455, HB 1460, HCS HB 1606, HB 1858, HCS HB 1930, HCS HB 1940, HB 2044, HCS HCR 57, HB 1598
Executive session may be held on any matter referred to the committee.
CORRECTED

RULES - LEGISLATIVE OVERSIGHT
Monday, February 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session will be held: HB 1512, HB 1650, HCS HB 1690, HCS HB 1685
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2210
Executive session will be held: HB 2140, HB 1263
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, February 5, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1264, HB 1864, HB 2119
Executive session will be held: HB 1654
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 5, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 2139, HB 2098, HB 1767, HB 1728, HB 2040, HB 2027, HB 1862
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON PORTS
Wednesday, February 7, 2018, upon adjournment of the Transportation Committee, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion and a vote on the Committee Report on AIM Zones.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Tuesday, February 6, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Testimony from executive branch departments on the utilization and execution of Missouri tax credits.

TRANSPORTATION
Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181, HB 1444, HB 2153, HB 2080
Executive session may be held on any matter referred to the committee.
We plan to adjourn at 9:45 AM.

UTILITIES
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.
Executive session will be held: HB 1991
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCR 69, HCR 73
Executive session will be held: HB 1368, HB 1462, HB 1469, HCR 53
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, February 5, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1721, HB 2238, HJR 54
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 5, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 84

HOUSE BILLS FOR SECOND READING - REVISION

HRB 1

HOUSE BILLS FOR SECOND READING

HB 2354 through HB 2370

HOUSE BILLS FOR PERFECTION

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1859 - Rhoads
HB 1649 - Cornejo

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black

HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE BILLS FOR THIRD READING

HB 1744, (Fiscal Review 1/31/18), E.C. - Hansen
HB 1880 - Trent
HB 1492 - Lynch
HCS HB 1286 - Engler

SENATE BILLS FOR SECOND READING

SB 563
SB 659

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 5, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Lindell Shumake.

Let us pray.

Lord, we come before You at the beginning of this week of work once again asking for Your divine wisdom, to carry on the business of the Great State of Missouri.

We ask, Lord, that the moral, financial, and spiritual future of our state would be formed by the wisdom that comes from You and You alone. We ask, Lord, that Your most capable hands would guide the activity of each committee that meets this week, as well as the actions that take place in this chamber. Please bless and protect those family members back in our homes and everyone who works and goes in and out of this magnificent building.

Lord, please also remember our statewide executive officers, and the leaders and employees of all our state agencies.

Thank You, Lord, for blessing, guiding, and prospering our fellow citizens and residents of this state.

Through Your grace, help us to fulfill Your divine calling.

In Jesus's name, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Lillian Adams, Calla Tinsley, and Riley Tinsley.

The Journal of the seventeenth day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2371, introduced by Representative Curtis, relating to school superintendents, with penalty provisions.

HB 2372, introduced by Representative Brown (27), relating to the designation of kappa alpha psi day.

HB 2373, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2374, introduced by Representative Gregory, relating to adult abuse.

HB 2375, introduced by Representative Ellington, relating to persons unlawfully present in the United States.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 84, relating to net neutrality.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2354, relating to student mental health at public institutions of higher education.

HB 2355, relating to physician maintenance of certification.

HB 2356, relating to boundary commissions.

HB 2357, relating to the form of governance of St. Louis City.

HB 2358, relating to elections.

HB 2359, relating to animal abuse, with penalty provisions.

HB 2360, relating to the public safety officer or employee survivor grant program.

HB 2361, relating to volunteer health care services.

HB 2362, relating to the supplemental nutrition assistance program.

HB 2363, relating to settlement agreements.

HB 2364, relating to intoxicating liquor.

HB 2365, relating to utilities.

HB 2366, relating to death records.

HB 2367, relating to safe consumption facilities.

HB 2368, relating to trailer license plate renewals.

HB 2369, relating to maintaining a list of persons appointed by the governor.

HB 2370, relating to the Missouri consolidated health care plan.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 563, relating to the MO RX Plan.

SB 659, relating to grants to assist in financing certain utility projects.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Anderson, Fraker and Unsicker

THIRD READING OF HOUSE BILLS

HB 1744, relating to higher education financial aid eligibility, was taken up by Representative Hansen.

On motion of Representative Hansen, **HB 1744** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 007

Brattin	Brown 94	Green	Kidd	May
Peters	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141

Kendrick	Kidd	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Spencer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wood	Mr. Speaker

NOES: 014

Anders	Barnes 60	Beck	Berry	Christofanelli
Eggleston	Hurst	Marshall	McDaniel	Moon
Pogue	Roberts	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brattin	Brown 94	DeGroot	Gannon	Green
Gregory	Grier	Korman	May	Peters
Smith 85	Sommer	Stephens 128	Stevens 46	

VACANCIES: 005

HB 1880, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, **HB 1880** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Moon

PRESENT: 000

ABSENT WITH LEAVE: 008

Brattin	Brown 94	DeGroot	Green	Grier
May	Peters	Smith 85		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1492, relating to the show-me heroes program, was taken up by Representative Lynch.

Representative Chipman assumed the Chair.

On motion of Representative Lynch, **HB 1492** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman

Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 008

Brattin	Brown 94	Green	May	Nichols
Peters	Smith 85	Wood		

VACANCIES: 005

Representative Chipman declared the bill passed.

HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1286** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller

Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Hurst	Johnson	Marshall	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 009

Brattin	Brown 57	Brown 94	Franks Jr	Green
Kelley 127	May	Peters	Smith 85	

VACANCIES: 005

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS HB 1411** was agreed to.

On motion of Representative Rhoads, **HCS HB 1411** was adopted.

On motion of Representative Rhoads, **HCS HB 1411** was ordered perfected and printed.

HCS HB 1605, relating to the Missouri state capitol commission, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HCS HB 1605** was agreed to.

Representative Kolkmeyer assumed the Chair.

Representative Conway (10) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1605, Page 1, Section 8.003, Lines 2 to 7, by removing all of said lines from the bill and inserting in lieu thereof the following:

"commissioner of the office of administration; one member of the senate from the majority party**, appointed by the president pro tempore of the senate** and one member of the senate from the minority party, appointed by the **[**~~president pro tempore~~**] minority leader of the senate**; one member of the house of representatives from the majority party**, appointed by the speaker of the house of representatives** and one member of the house of representatives from the minority party, appointed by the **[**~~speaker of the house of representatives~~**] minority leader of the house of representatives**; one employee of the house of representatives appointed by the speaker of the house of representatives and one employee of the senate appointed by the president pro tempore;"; and

Further amend said bill and section, Page 1, Lines 8 to 11, by removing all of said lines from the bill and inserting in lieu thereof the following:

"**two members of the general public appointed by the speaker of the house of representatives and two members of the general public appointed by the president pro tempore of the senate;** and four"; and

Further amend said bill and section, Page 1-2, Lines 17-20, by removing all of said lines and inserting in lieu thereof the following:

"**public appointed by the speaker of the house of representatives and two members of the general public appointed by the president pro tempore of the senate** shall be persons who have knowledge and background regarding the history of the state,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (10), **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **HCS HB 1605, as amended**, was adopted.

On motion of Representative Bernskoetter, **HCS HB 1605, as amended**, was ordered perfected and printed.

HB 1446, relating to elections, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1446** was agreed to.

HB 1446 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2105 - Health and Mental Health Policy
HB 2337 - Insurance Policy

COMMITTEE REPORTS

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2041**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McDaniel, Miller, Plocher and Roberts

Noes (2): McCreery and Pierson Jr.

Absent (0)

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1464**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley, Roden and Shull (16)

Noes (0)

Absent (2): Rhoads and Schroer

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1457**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Evans, Fitzwater, Hansen, Henderson, Justus, Lant and Lauer

Noes (3): Franks Jr., Mosley and Roberts

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Hansen, Henderson, Justus, Lant, Lauer, Mosley and Roberts

Noes (1): Franks Jr.

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2088**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Evans, Fitzwater, Henderson, Justus, Lant and Lauer

Noes (4): Franks Jr., Hansen, Mosley and Roberts

Absent (1): Pietzman

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 57**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1371**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1409**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (5): Arthur, Carpenter, Corlew, Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1420**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (2): Corlew and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1421**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1429**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (2): Corlew and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1455**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1598**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1940**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1650**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1685**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1690**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Brown (94)

SUBCOMMITTEE APPOINTMENTS

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Gretchen Bangert to serve on the Subcommittee on Mass Transit Security.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 6, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, February 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1549, HB 1911, HB 2031, HB 2102
Executive session will be held: HB 1414, HB 1614, HB 1945
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, February 6, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1517
Executive session may be held on any matter referred to the committee.
Budget presentation from the Department of Social Services.

CONSENT AND HOUSE PROCEDURE
Tuesday, February 6, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HR 4907
Executive session will be held: HR 4907, HB 1351, HCS HB 1597, HB 1675, HB 1676, HB 1905, HCS HB 1663, HB 1660
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1657, HB 1973
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1627
Executive session will be held: HB 1344, HB 1359, HB 2026
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session will be held: HB 2062, HB 1501, HB 1296
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 6, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1436, HB 1621, HB 1729
Executive session will be held: HB 1397
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 2208, HR 4891
Executive session will be held: HB 1265, HB 1285, HB 1233, HB 1232
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075
Executive session will be held: HB 1461, HB 1635, HB 1679, HB 1802
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.
Public hearing will be held: HB 1443, HB 1576, HB 1289
Executive session will be held: HCR 66, HB 2032
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 7, 2018, 12:00 PM or upon adjournment, (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2105, HB 1468, HB 1616, HB 2120, HB 2280
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2077, HB 2225, HB 2272, HB 1658, HB 2337
Executive session will be held: HB 1252, HB 1516
Executive session may be held on any matter referred to the committee.
HB 2240 (Moon) will not be heard this week in Insurance Committee.
Adding HB 2337.
AMENDED

JUDICIARY
Tuesday, February 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2079, HB 1987, HB 2185, HB 2042, HB 1590
Executive session will be held: HB 1667
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, February 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1442, HB 1485, HB 2242
Executive session will be held: HB 1806, HB 1947
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2210
Executive session will be held: HB 2140, HB 1263
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, February 7, 2018, 12:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1888, HB 2157, HB 2279
Executive session will be held: HB 1872, HB 1358
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1874, HB 1918
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public Institutions Committee (whichever is earlier), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
The committee will hear testimony from Anne Precyth, Director of Missouri Department of Corrections.

SUBCOMMITTEE ON PORTS
Wednesday, February 7, 2018, upon adjournment of the Transportation Committee, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion and a vote on the Committee Report on AIM Zones.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Tuesday, February 6, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Testimony from executive branch departments on the utilization and execution of Missouri tax credits.

TRANSPORTATION
Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181, HB 1444, HB 2153, HB 2080
Executive session may be held on any matter referred to the committee.
We plan to adjourn at 9:45 AM.

UTILITIES
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.
Executive session will be held: HB 1991
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCR 69, HCR 73
Executive session will be held: HB 1368, HB 1462, HB 1469, HCR 53
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, February 6, 2018, 9:00 AM, South Gallery.
Public hearing will be held: HB 2188
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 6, 2018

HOUSE BILLS FOR SECOND READING

HB 2371 through HB 2375

HOUSE BILLS FOR PERFECTION

HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1859 - Rhoads
HB 1649 - Cornejo
HB 1460 - Evans
HB 1512 - Corlew
HCS HBs 1288, 1377 & 2050 - Engler
HB 1429 - Muntzel
HB 1409 - Fitzpatrick
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR PERFECTION - CONSENT

(01/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 6, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Larry T. Allen, ACHIEVE Program Director, Three Rivers College.

Dear Father in Heaven,

Thank You for blessing all who serve here with the gifts of honor, purpose and discipline. Our prayer today is for the work that is before us and the state that we vitally love and serve. Keep our hearts passionate and our spirits kindled with the love of freedom. Let us be reminded of treating others as ourselves and humbly putting our citizens ahead of our prejudice and personal interest. I pray that our hope is not for our personal gain but in the liberties we allow others to obtain. God, be merciful as we are merciful, and may we stand strong and courageous as a city on a hill to this great nation. May our state and this House honor Your will this day.

In Jesus's name we pray,

Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighteenth day was approved as printed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Pogue

Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Conway 10	Gregory	May
Neely	Peters	Plocher	Roden	Rone
Smith 85	Washington			

VACANCIES: 005

SPECIAL RECOGNITION

Members of the Future Farmers of America (FFA) were introduced by Representative Black.

Abby Bertz, State FFA President, addressed the House.

HOUSE RESOLUTIONS

Representative Haefner offered House Resolution No. 5204.
Representative Ross offered House Resolution No. 5213 and House Resolution No. 5214.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2376, introduced by Representative Higdon, relating to disability benefits.

HB 2377, introduced by Representative Houghton, relating to property tax statements.

HB 2378, introduced by Representative Walker (74), relating to teacher training on trauma-informed approach.

HB 2379, introduced by Representative Walker (74), relating to cultural competency training for health care professionals.

HB 2380, introduced by Representative Kelly (141), relating to the practice of psychology.

HB 2381, introduced by Representative Sommer, relating to mental health awareness month.

HB 2382, introduced by Representative Dogan, relating to age attainment for school entry.

HB 2383, introduced by Representative Dogan, relating to the office of financial empowerment.

HB 2384, introduced by Representative Barnes (60), relating to insurance coverage for mental health conditions.

HB 2385, introduced by Representative Reiboldt, relating to commercial zones.

HB 2386, introduced by Representative Reiboldt, relating to sovereign immunity for department of transportation contractors and subcontractors.

HB 2387, introduced by Representative Rehder, relating to recovery of costs in civil actions.

HB 2388, introduced by Representative Neely, relating to fertility preservation procedures for insureds with a cancer diagnosis.

HB 2389, introduced by Representative Baringer, relating to tax credits for contributions to certain benevolent organizations.

HB 2390, introduced by Representative McCann Beatty, relating to sales tax.

HB 2391, introduced by Representative McCann Beatty, relating to investigations of officer-involved incidents.

HB 2392, introduced by Representative McCann Beatty, relating to public access to information about certain licensees.

HB 2393, introduced by Representative Cookson, relating to famous Missourian highway designations.

HB 2394, introduced by Representative Ross, relating to boards of record control.

HB 2395, introduced by Representative Stephens (128), relating to generic drug substitutions.

HB 2396, introduced by Representative Ross, relating to legal services for indigent defendants.

HB 2397, introduced by Representative Dogan, relating to administration of the criminal justice system.

HB 2398, introduced by Representative Grier, relating to temporary licensing of professionals, with a contingent effective date.

HB 2399, introduced by Representative Trent, relating to student data privacy.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2371, relating to school superintendents, with penalty provisions.

HB 2372, relating to the designation of kappa alpha psi day.

HB 2373, relating to elementary and secondary education.

HB 2374, relating to adult abuse.

HB 2375, relating to persons unlawfully present in the United States.

PERFECTION OF HOUSE BILLS

HB 1446, relating to elections, was taken up by Representative Eggleston.

Speaker Pro Tem Haahr assumed the Chair.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1446, Page 1, Section 115.124, Line 1, by removing "a nonpartisan" and inserting in lieu thereof "**[**~~a nonpartisan~~**] an**"; and

Further amend said bill and section, Page 2, Line 27, by removing "nonpartisan" and inserting in lieu thereof "**[**~~nonpartisan~~**]**"; and

Further amend said bill, page and section, Line 43, by removing "nonpartisan" and inserting in lieu thereof "**[**~~nonpartisan~~**]**"; and

Further amend said bill, page and section, Line 44, by removing "nonpartisan" and inserting in lieu thereof "**[**~~nonpartisan~~**]**"; and

Further amend said bill, page and section, Line 48, by inserting immediately after all of said section and line the following:

"**115.354. In any declaration of candidacy for an office in a political subdivision or special district, a candidate shall declare an affiliation with a political party, as defined in section 115.013.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

On motion of Representative Eggleston, **HB 1446** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1625**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Harris, Houghton, Hurst, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Eggleston

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1828**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bernskoetter, Eggleston, Houghton, Hurst, Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1839**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bernskoetter, Eggleston, Houghton, Hurst, Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (5): Bernskoetter, Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2034**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bernskoetter, Harris, Houghton, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Hurst

Absent (2): Eggleston and Kelly (141)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Lauer

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2062**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Lauer

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2247**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Barnes (60), Basye, Dogan, Matthiesen, Roeber and Spencer

Noes (6): Anders, Bangert, Burnett, Morgan, Swan and Wood

Absent (0)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1461**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1428**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1809**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1887**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1618**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Kelly (141), Mathews, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Helms and McGee

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1611**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (3): Haahr, Mitten and Rehder

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1654**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, DeGroot, Ellebracht, Haahr, Lant, Phillips, Roberts, Trent and White

Noes (0)

Absent (3): Hill, Mitten and Rehder

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1462**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1469**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (3): Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1351**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Love, Muntzel, Pfautsch, Pike and Razer

Noes (2): McCreery and Stevens (46)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1597**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Razer and Stevens (46)

Absent (3): Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1660**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1663**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1675**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (6): Beard, Black, Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Razer and Stevens (46)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Love, Muntzel, Pfautsch, Pike and Schroer

Noes (3): McCreery, Razer and Stevens (46)

Absent (3): Kelly (141), Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, Muntzel, Pfautsch, Pike, Razer, Schroer and Stevens (46)

Noes (1): McCreery

Absent (3): Kelly (141), Trent and Washington

The following members' presence was noted: Barnes (60), Conway (10), Gregory, May, Neely, Plocher, Roden, and Rone.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 7, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2234, HB 2249
Executive session will be held: HB 1266, HB 1868
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1657, HB 1973
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1627
Executive session will be held: HB 1344, HB 1359, HB 2026
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70
Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2208, HR 4891
Executive session will be held: HB 1265, HB 1285, HB 1233, HB 1232
Executive session may be held on any matter referred to the committee.

ETHICS
Wednesday, February 7, 2018, 1:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Resolution 74 and Rule 5E and 610.021(3), RSMo.

FISCAL REVIEW
Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 7, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2105, HB 1468, HB 1616, HB 2120, HB 2280
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, February 7, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1273, HB 1942
Executive session will be held: HB 1268, HB 1528, HB 1275, HB 1876
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, February 7, 2018, 12:00 PM or 15 minutes after conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1442, HB 1485, HB 2242
Executive session will be held: HB 1806, HB 1947
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, February 7, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 2.
Public hearing will be held: HB 1629, HB 2231, HB 1261
Executive session may be held on any matter referred to the committee.
CORRECTED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, February 7, 2018, upon conclusion of morning session, South Gallery.
Executive session will be held: HB 1630, HB 1558, HCS HB 1796, HB 1578
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, February 8, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HCR 72
Executive session will be held: HB 1797
Executive session may be held on any matter referred to the committee.
Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021(10), (19), (20) and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, February 7, 2018, 12:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1888, HB 2157, HB 2279
Executive session will be held: HB 1872, HB 1358
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1874, HB 1918
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public Institutions Committee (whichever is earlier), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
The committee will hear testimony from Anne Precyth, Director of Missouri Department of Corrections.

SUBCOMMITTEE ON PORTS
Wednesday, February 7, 2018, upon adjournment of the Transportation Committee, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion and a vote on the Committee Report on AIM Zones.

TRANSPORTATION
Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181, HB 1444, HB 2153, HB 2080
Executive session may be held on any matter referred to the committee.
We plan to adjourn at 9:45 AM.

UTILITIES
Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.
Executive session will be held: HB 1991
Executive session may be held on any matter referred to the committee.
CANCELLED

WORKFORCE DEVELOPMENT
Wednesday, February 7, 2018, 9:00 AM, House Hearing Room 4.
Public hearing will be held: HB 2239
Executive session will be held: HB 2156
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 7, 2018

HOUSE BILLS FOR SECOND READING

HB 2376 through HB 2399

HOUSE BILLS FOR PERFECTION

HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1859 - Rhoads
HB 1649 - Cornejo
HB 1460 - Evans
HB 1512 - Corlew
HCS HBs 1288, 1377 & 2050 - Engler
HB 1429 - Muntzel
HB 1409 - Fitzpatrick
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman
HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole

HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

(2/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 7, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou wilt show me the path of life: in Thy presence is fullness of joy. (Psalm 16:11)

O God, we pray that You will restore our souls, refresh our spirits, and reinvigorate our bodies that we may be made ready for the many responsibilities of this long day.

Grant unto us sincerity that we may persistently seek the things that endure, refusing those which perish, and when things seem vulnerable and at times deceptive, may we see the truth steadily, follow the light faithfully, and grow ever richer in Your love, which is the life of all men and women.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as printed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155

Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Bernskoetter	Bondon	Brown 94	Christofanelli	Curtis
Fitzpatrick	Fitzwater	Gregory	Haefner	Peters
Plocher	Rone	Smith 85	Swan	Tate

VACANCIES: 005

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 85, introduced by Representative Remole, relating to an amendment to the U.S. Constitution.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2400, introduced by Representative Messenger, relating to alcohol possession in motor vehicles, with penalty provisions.

HB 2401, introduced by Representative Redmon, relating to eminent domain by utility entities.

HB 2402, introduced by Representative Brattin, relating to the fourth amendment rights protection act, with an emergency clause.

HB 2403, introduced by Representative Muntzel, relating to the state theatre.

HB 2404, introduced by Representative Stephens (128), relating to retirement credit for prior military service.

HB 2405, introduced by Representative Unsicker, relating to the rights of children with disabilities.

HB 2406, introduced by Representative Alferman, relating to sports wagering.

HB 2407, introduced by Representative Ruth, relating to an advisory council on rare diseases within the MO HealthNet division.

HB 2408, introduced by Representative Fitzpatrick, relating to the bright flight promise program.

HB 2409, introduced by Representative Fraker, relating to intoxicating liquor licenses.

HB 2410, introduced by Representative Bernskoetter, relating to associate circuit court judges.

HB 2411, introduced by Representative Pike, relating to school librarians.

HB 2412, introduced by Representative Corlew, relating to state funding for college-level classes taken in high school.

HB 2413, introduced by Representative Schroer, relating to blood withdrawals by medical personnel for the purpose of determining alcohol content.

HB 2414, introduced by Representative Redmon, relating to eminent domain for electric transmission line projects.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2376, relating to disability benefits.

HB 2377, relating to property tax statements.

HB 2378, relating to teacher training on trauma-informed approach.

HB 2379, relating to cultural competency training for health care professionals.

HB 2380, relating to the practice of psychology.

HB 2381, relating to mental health awareness month.

HB 2382, relating to age attainment for school entry.

HB 2383, relating to the office of financial empowerment.

HB 2384, relating to insurance coverage for mental health conditions.

HB 2385, relating to commercial zones.

HB 2386, relating to sovereign immunity for department of transportation contractors and subcontractors.

HB 2387, relating to recovery of costs in civil actions.

HB 2388, relating to fertility preservation procedures for insureds with a cancer diagnosis.

HB 2389, relating to tax credits for contributions to certain benevolent organizations.

HB 2390, relating to sales tax.

HB 2391, relating to investigations of officer-involved incidents.

HB 2392, relating to public access to information about certain licensees.

HB 2393, relating to famous Missourian highway designations.

HB 2394, relating to boards of record control.

HB 2395, relating to generic drug substitutions.

HB 2396, relating to legal services for indigent defendants.

HB 2397, relating to administration of the criminal justice system.

HB 2398, relating to temporary licensing of professionals, with a contingent effective date.

HB 2399, relating to student data privacy.

PERFECTION OF HOUSE BILLS

HB 1350, relating to background check requirements for certain in-home service providers, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HB 1350** was agreed to.

Representative Quade offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1350, Page 3, Section 192.2495, Line 76, by deleting the word "**568.020,**"; and

Further amend said bill, page, section and line, by inserting after the word "**570.040**" the words "**as it existed prior to January 1, 2017**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quade, **House Amendment No. 1** was adopted.

On motion of Representative Smith (163), **HB 1350, as amended**, was ordered perfected and printed.

HB 1415, relating to professional development for teachers, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HB 1415**, relating to educational workforce development, was agreed to.

Representative Lauer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1415, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**160.572. 1. For purposes of this section, the following terms mean:**

(1) "ACT assessment", the ACT assessment or the ACT Plus Writing assessment;

(2) "WorkKeys", the ACT WorkKeys assessments required for the National Career Readiness Certificate.

2. (1) In any school year in which the department of elementary and secondary education directs a state-funded census administration of the ACT assessment to any group of students, any student who would be allowed or required to participate in the census administration shall receive the opportunity, on any date within three months before the census administration, to participate in a state-funded administration of WorkKeys.

(2) Any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection shall not participate in any state-funded census administration of the ACT assessment.

(3) The department of elementary and secondary education shall not require school districts or charter schools to administer the ACT assessment to any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection.

3. (1) In any school year in which a school district directs the administration of the ACT assessment to any group of its students to be funded by the district, any student who would be allowed or required to participate in the district-funded administration shall receive the opportunity, on any date within three months before the administration, to participate in an administration of WorkKeys funded by the school district.

(2) Nothing in this section shall require a school district to fund the administration of the ACT assessment to any student who participated in a district-funded administration of WorkKeys as described under subdivision (1) of this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 1** was adopted.

On motion of Representative Lauer, **HB 1415, as amended**, was ordered perfected and printed.

HCS HB 1370, relating to financial accountability of public schools, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HCS HB 1370** was agreed to.

Representative Sommer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1370, Page 1, Section 160.066, Line 3, by deleting the word "**budget**" on said line and inserting in lieu thereof the phrase "**expenditure and revenue document or**"; and

Further amend said bill, page and section, Lines 5-8, by deleting all of said lines and inserting in lieu thereof the following:

"**searchable PDF, document, or spreadsheet. If the public school district or charter school does not provide the aforementioned detailed financial and budgetary information on its website, then a direct link to**

the department of elementary and secondary education's website, which has detailed financial and budgetary information about the public school district or charter school, shall be provided on the district's website. The site"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 1** was adopted.

On motion of Representative Sommer, **HCS HB 1370, as amended**, was adopted.

On motion of Representative Sommer, **HCS HB 1370, as amended**, was ordered perfected and printed.

HB 1677, relating to student assessments, was placed on the Informal Calendar.

HB 1267, relating to virtual education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HB 1267**, relating to online institutions, was agreed to.

On motion of Representative Lichtenegger, **HB 1267** was ordered perfected and printed.

HB 1691, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1691** was agreed to.

On motion of Representative Miller, **HB 1691** was ordered perfected and printed.

HB 1607, relating to lead-acid batteries, was placed on the Informal Calendar.

HB 1838, to authorize the conveyance of certain state property, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HB 1838** was agreed to.

On motion of Representative Bernskoetter, **HB 1838** was ordered perfected and printed.

Speaker Richardson assumed the Chair.

HB 1383, relating to abortion, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1383**, relating to parental notification, was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Newman	Nichols	Quade	Razer
Roberts	Runions	Smith 85	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Bondon	Brown 94	Butler	Conway 10	Curtman
Fitzpatrick	Green	Gregory	Kendrick	Korman
Lauer	McDaniel	Mitten	Moon	Peters
Pierson Jr	Rehder	Rowland 29	Schroer	Stevens 46
Walker 74				

VACANCIES: 005

On motion of Representative Miller, **HB 1383** was ordered perfected and printed.

HB 1413, relating to labor organizations, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 1413** was agreed to.

HB 1413 was laid over.

On motion of Representative Vescovo, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 069

Anders	Anderson	Bangert	Baringer	Barnes 60
Basye	Beck	Black	Brattin	Brown 27
Brown 57	Burns	Cross	Curtman	DeGroot
Evans	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Hurst
Justus	Kelly 141	Kendrick	Lant	Lauer
Lichtenegger	Love	Lynch	Matthiesen	May
Miller	Morse 151	Mosley	Muntzel	Newman
Pfautsch	Pietzman	Pogue	Quade	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Rowland 155	Shull 16	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Walsh
Washington	Wessels	White	Wilson	

NOES: 001

Smith 85

PRESENT: 038

Andrews	Barnes 28	Beard	Berry	Burnett
Chipman	Christofanelli	Conway 104	Corlew	Dogan
Dohrman	Eggleston	Ellington	Fitzwater	Gray
Haahr	Higdon	Houx	Johnson	Lavender
Marshall	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Moon	Nichols	Pierson Jr	Plocher
Ruth	Schroer	Shaul 113	Smith 163	Sommer
Unsicker	Vescovo	Walker 3		

ABSENT WITH LEAVE: 050

Adams	Alferman	Arthur	Austin	Bahr
Bernskoetter	Bondon	Brown 94	Butler	Carpenter
Conway 10	Cookson	Cornejo	Curtis	Davis

Ellebracht	Engler	Fitzpatrick	Franklin	Franks Jr
Green	Hill	Kelley 127	Kidd	Kolkmeyer
Korman	Mathews	Merideth 80	Messenger	Mitten
Morgan	Morris 140	Neely	Peters	Phillips
Pike	Razer	Rehder	Roberts	Roden
Ross	Rowland 29	Runions	Shumake	Spencer
Stevens 46	Walker 74	Wiemann	Wood	Mr. Speaker

VACANCIES: 005

PERFECTION OF HOUSE BILLS

HB 1413, relating to labor organizations, was again taken up by Representative Taylor.

Representative Taylor offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1413, Page 1, Section 105.504, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"**employee member or public employee nonmember, provided that a public employer may choose to withhold such sums, and then such withholding shall be done in accordance with this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 1** was adopted.

Representative Brattin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1413, Page 2, Section 105.504, Line 43, by inserting immediately after all of said section and line the following:

"105.525. **1.** Issues with respect to appropriateness of bargaining units and majority representative status shall be resolved by the state board of mediation. In the event that the appropriate administrative body or any of the bargaining units shall be aggrieved by the decision of the state board of mediation, an appeal may be had to the circuit court of the county where the administrative body is located or in the circuit court of Cole County. **[**~~The state board of mediation shall use the services of the state hearing officer in all contested cases.~~**]**

2. Notwithstanding any other provision of law to the contrary, the state board of mediation shall conduct an election to certify the exclusive bargaining representative of an appropriate collective bargaining unit every two years. If no representative receives at least fifty-one percent of the votes in favor of certification or recertification at the expiration of the collective bargaining agreement, if any, the board shall decertify the current representative, if any. If a representative is decertified under this section, the affected employees covered under sections 105.500 to 105.530 shall not be included in a substantially similar collective bargaining unit for twelve months from the date of decertification."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

Representative Beck offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1413, Page 2, Section 105.504, Line 36, by deleting all of said line and inserting in lieu thereof the following:

"**9. This section shall not apply to first responders or any public labor organization that represents such an individual.**

10. For purposes of this section, the following terms mean:"; and

Further amend said bill, page and section, Line 39, by inserting immediately after all of said line the following:

"**(2) "First responder", any person trained and authorized by law or rule to render emergency medical assistance or treatment that shall include, but not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, mobile emergency medical technicians, emergency medical technician-paramedics, registered nurses, and physicians;**"; and

Further amend said bill, page and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns

Butler	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Bondon	Brown 94	Cookson	Curtis	DeGroot
Dogan	Fitzpatrick	Korman	Moon	Peters
Razer	Shaul 113	Stephens 128	Mr. Speaker	

VACANCIES: 005

Representative Beck moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Beck:

AYES: 063

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Conway 104	Corlew
Cornejo	Ellebracht	Ellington	Engler	Fitzwater
Franks Jr	Gannon	Gray	Green	Gregory
Harris	Henderson	Higdon	Kendrick	Kidd
Lauer	Lavender	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Muntzel	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Roden	Rowland 29	Runions	Ruth	Schroer
Smith 85	Sommer	Stevens 46	Tate	Unsicker
Walker 74	Washington	Wessels		

NOES: 085

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Evans	Fraker	Francis
Franklin	Frederick	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Messenger	Miller
Moon	Morris 140	Morse 151	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Shaul 113

Shull 16	Shumake	Smith 163	Spencer	Stacy
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 009

Bondon	Brown 94	Cookson	Fitzpatrick	Korman
Neely	Peters	Stephens 128	Mr. Speaker	

VACANCIES: 005

Representative Washington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1413, Page 2, Section 105.504, Lines 40-43, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) "Public employee", an employee of the state or a political subdivision thereof;**

(3) "Public labor organization", any organization, composed of public employees, that exists and is constituted for the purpose, in whole or in part, of collective bargaining or dealing with public employers concerning grievances, terms and conditions of employment, or other mutual aid or protection. This term shall only include bargaining units composed of public employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Washington, **House Amendment No. 4** was adopted.

On motion of Representative Taylor, **HB 1413, as amended**, was ordered perfected and printed.

HCS HB 1653, relating intoxicating liquor, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HCS HB 1653**, relating to intoxicating liquor, was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1653, Page 2, Section 311.355, Line 24, by deleting "**11 CSR 70-2.240(5)(I)**" and inserting in lieu thereof "**subsection 6 of this section**"; and

Further amend said bill, page and section, Lines 34-39, by removing all of said lines and inserting in lieu thereof the following:

"**5. The retailer shall assume the cost of the sale or discounted price permitted under subsection 4 of this section. No manufacturer shall directly or indirectly fund the cost of any cash rebate coupon program or loyalty program allowed under this subsection.**

6. No advertisement of intoxicating liquor or nonintoxicating beer authorized under subsection 4 of this section shall contain a price that is below the retailer's actual cost, including any combination of coupons, premiums, prizes, rebates, loyalty programs, or other discounts."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Cornejo, **HCS HB 1653, as amended**, was adopted.

On motion of Representative Cornejo, **HCS HB 1653, as amended**, was ordered perfected and printed.

HCS HB 1251, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS HB 1251** was agreed to.

Representative Plocher offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1251, Page 2, Section 140.230, Line 36, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1** was adopted.

Representative McCann Beatty offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1251, Page 1, Section 140.230, Line 16, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill and section, Page 2, Line 23, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill and section, Page 2, Line 30, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 2** was adopted.

On motion of Representative Plocher, **HCS HB 1251, as amended**, was adopted.

On motion of Representative Plocher, **HCS HB 1251, as amended**, was ordered perfected and printed.

HCS HB 1879, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS HB 1879** was agreed to.

On motion of Representative Fraker, **HCS HB 1879** was adopted.

On motion of Representative Fraker, **HCS HB 1879** was ordered perfected and printed.

HB 1620, relating to distributions of hypodermic needles, was placed on the Informal Calendar.

HB 1389, relating to autocycles, was placed on the Informal Calendar.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

HB 1859, relating to mutual aid agreements, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HB 1859** was agreed to.

Representative Taylor assumed the Chair.

On motion of Representative Rhoads, **HB 1859** was ordered perfected and printed.

HB 1649, relating to law enforcement animals, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1649** was agreed to.

Representative Rhoads raised a point of order that a member was in violation of Rule 85.

Representative Taylor requested a parliamentary ruling.

The Chair advised the members to confine their comments to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Gray	Green	Kendrick	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Bahr	Bondon	Brown 94	Cookson
DeGroot	Fitzpatrick	Franks Jr	Harris	Higdon
Kelley 127	Lavender	Lichtenegger	Neely	Peters
Phillips	Walker 74	Mr. Speaker		

VACANCIES: 005

On motion of Representative Cornejo, **HB 1649** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Curtis:

AYES: 101

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Basye	Bernskoetter
Berry	Black	Brattin	Brown 27	Brown 57
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dohrman	Eggleston

Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houx	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	Messenger	Miller
Morris 140	Morse 151	Muntzel	Nichols	Pfautsch
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 044

Adams	Arthur	Barnes 28	Beard	Beck
Burnett	Burns	Butler	Carpenter	Christofanelli
Curtis	Curtman	Dogan	Ellington	Franks Jr
Frederick	Gray	Green	Houghton	Hurst
Johnson	Kendrick	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Pierson Jr	Pogue
Quade	Roberts	Smith 85	Smith 163	Stacy
Stevens 46	Trent	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 013

Alferman	Bondon	Brown 94	Cookson	Fitzpatrick
Higdon	Kidd	Lavender	Neely	Peters
Phillips	Walker 74	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr resumed the Chair.

HB 1460, relating to a tax deduction for certain Olympic athletes, was placed on the Informal Calendar.

HB 1512, relating to the uniform arbitration act, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HB 1512** was agreed to.

HB 1512 was placed on the Informal Calendar.

HCS HBs 1288, 1377 & 2050, relating to tax credits for contributions to certain benevolent organizations, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HBs 1288, 1377 & 2050** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"135.090. 1. As used in this section, the following terms mean:

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor enforcement officer, emergency medical technician, first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, **[**~~2019~~**] 2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 3, Section 135.341, Line 77, by inserting immediately after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued pursuant to this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

(1) Constructing entrance or exit ramps;

(2) Widening exterior or interior doorways;

(3) Widening hallways;

(4) Installing handrails or grab bars;

(5) Moving electrical outlets and switches;

(6) Installing stairway lifts;

(7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;

(8) Modifying hardware of doors; or

(9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, pursuant to this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same taxable year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, **[**~~2019~~**] 2026**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed pursuant to this section exceed **[**~~one~~**] two** hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

Representative Baringer offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 8, Section 135.630, Line 98, by inserting after all of said section and line the following:

"135.647. 1. As used in this section, the following terms shall mean:

(1) "Local food pantry", any food pantry that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Distributing emergency food supplies to Missouri low-income people who would otherwise not have access to food supplies in the area in which the taxpayer claiming the tax credit under this section resides;

(2) **"Local homeless shelter", any homeless shelter that is:**

(a) Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing temporary living arrangements, in the area in which the taxpayer claiming the tax credit under this section resides, for individuals and families who otherwise lack a fixed, regular, and adequate nighttime residence and lack the resources or support networks to obtain other permanent housing;

(3) "Local soup kitchen", any soup kitchen that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing prepared meals through an established congregate feeding operation to needy, low-income persons including, but not limited to, homeless persons in the area in which the taxpayer claiming the tax credit under this section resides;

(4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in this state and subject to the state income tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. (1) Beginning on March 29, 2013, any donation of cash or food made **to a local food pantry** on or after January 1, 2013, **unless such food is donated after the food's expiration date,** shall be eligible for tax credits as provided by this section.

(2) **[**~~For all tax years beginning on or after January 1, 2007,~~**] Beginning on August 28, 2018, any donation of cash or food made to a local soup kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after the food's expiration date, shall be eligible for a tax credit as provided under this section.**

(3) Any taxpayer who **[**~~donates cash or food, unless such food is donated after the food's expiration date, to any local food pantry~~**] makes a donation that is eligible for a tax credit under this section** shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the value of the donations made to the extent such amounts that have been subtracted from federal adjusted gross income or federal taxable income are added back in the determination of Missouri adjusted gross income or Missouri taxable income before the credit can be claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed**[**~~,~~**]** and shall not exceed two thousand five hundred dollars per taxpayer claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year shall not be refundable, but may be carried forward to any of the taxpayer's three subsequent **[**~~taxable~~**] tax** years. No tax credit granted under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this section if such taxpayer employs persons who are not authorized to work in the United States under federal law. **No taxpayer shall be able to claim more than one credit under this section for a single donation.**

3. The cumulative amount of tax credits under this section which may be allocated to all taxpayers contributing to a local food pantry**, local soup kitchen, or local homeless shelter** in any one fiscal year shall not exceed one million seven hundred fifty thousand dollars. The director of revenue shall establish a procedure by which the cumulative amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the director of revenue shall

establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

4. Any local food pantry**, local soup kitchen, or local homeless shelter** may accept or reject any donation of food made under this section for any reason. For purposes of this section, any donations of food accepted by a local food pantry**, local soup kitchen, or local homeless shelter** shall be valued at fair market value, or at wholesale value if the taxpayer making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of **[**~~March 29, 2013~~**] August 28, 2018**, and shall expire on December 31, **[**~~2019~~**] 2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair **[**~~the department's~~**] a taxpayer's** ability to redeem tax credits authorized on or before the date the program authorized under this section expires **[**~~or a taxpayer's ability to redeem such tax credits~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (74) offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 6, Section 135.600, Line 90, by inserting immediately after said line the following:

"**135.615. 1. As used in this section, the following terms mean:**

(1) "Contribution", a contribution of cash, stock, bonds, or other marketable securities, or real property;

(2) "Diaper bank", a nonprofit charitable organization or a program or project of a nonprofit charitable organization that collects or purchases diapers for infants, children, or incontinent adults and regularly distributes diapers to individuals free of charge, either directly to an individual or indirectly through two or more partner agencies. To qualify as a diaper bank, an organization, program, or project shall not require any participation in financial, organizational, or religious activities to receive diapers;

(3) "Director", the director of the department of social services;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(5) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal

income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty-five percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. No portion of the tax credit that cannot be claimed in the tax year for which it was issued shall be carried over to any other tax year. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. A taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to diaper banks in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as diaper banks. The director may require of an organization, program, or project seeking classification as a diaper bank whatever information that is reasonably necessary to make such a determination. The director shall classify an organization, program, or project as a diaper bank if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a diaper bank.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed one million dollars. Tax credits shall be issued on a first-come, first-served basis.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as diaper banks. If a diaper bank fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those diaper banks that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each diaper bank shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the diaper bank and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prohibit a taxpayer from claiming a tax credit that was properly issued before the program was sunset."; and

Further amend said bill, Page 8, Section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

Representative Walker (74) offered **House Substitute Amendment No. 1 for House Amendment No. 3**.

House Substitute Amendment No. 1
for
House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 6, Section 135.600, Line 90, by inserting immediately after said line the following:

"**135.615. 1. As used in this section, the following terms mean:**

(1) "Contribution", a contribution of cash, stock, bonds, or other marketable securities, or real property;

(2) "Diaper bank", a nonprofit charitable organization or a program or project of a nonprofit charitable organization that collects or purchases diapers for infants, children, or incontinent adults and regularly distributes diapers to individuals free of charge, either directly to an individual or indirectly through two or more partner agencies. To qualify as a diaper bank, an organization, program, or project shall not require any participation in financial, organizational, or religious activities to receive diapers;

(3) "Director", the director of the department of social services;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(5) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty-five percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of five thousand dollars per tax year. No portion of the tax credit that cannot be claimed in the tax year for which it was issued shall be carried over to any other tax year. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. A taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to diaper banks in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as diaper banks. The director may require of an organization, program, or project seeking classification as a diaper bank whatever information that is reasonably necessary to make such a determination. The director shall classify an organization, program, or project as a diaper bank if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a diaper bank.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed one hundred thousand dollars. Tax credits shall be issued on a first-come, first-served basis.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as diaper banks. If a diaper bank fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those diaper banks that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each diaper bank shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the diaper bank and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The

director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. The program shall be evaluated every two years by the director.

10. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prohibit a taxpayer from claiming a tax credit that was properly issued before the program was sunset."; and

Further amend said bill, Page 8, Section 135.630, Line 98, by inserting after all of said section and line the following:

"135.647. 1. As used in this section, the following terms shall mean:

(1) "Local food pantry", any food pantry that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Distributing emergency food supplies to Missouri low-income people who would otherwise not have access to food supplies in the area in which the taxpayer claiming the tax credit under this section resides;

(2) **"Local homeless shelter", any homeless shelter that is:**

(a) Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing temporary living arrangements, in the area in which the taxpayer claiming the tax credit under this section resides, for individuals and families who otherwise lack a fixed, regular, and adequate nighttime residence and lack the resources or support networks to obtain other permanent housing;

(3) "Local soup kitchen", any soup kitchen that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing prepared meals through an established congregate feeding operation to needy, low-income persons including, but not limited to, homeless persons in the area in which the taxpayer claiming the tax credit under this section resides;

(4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in this state and subject to the state income tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. (1) Beginning on March 29, 2013, any donation of cash or food made **to a local food pantry** on or after January 1, 2013, **unless such food is donated after the food's expiration date,** shall be eligible for tax credits as provided by this section.

(2) **[**~~For all tax years beginning on or after January 1, 2007,~~**] Beginning on August 28, 2018, any donation of cash or food made to a local soup kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after the food's expiration date, shall be eligible for a tax credit as provided under this section.**

(3) Any taxpayer who **[**~~donates cash or food, unless such food is donated after the food's expiration date, to any local food pantry~~**] makes a donation that is eligible for a tax credit under this section** shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the value of the donations made to the extent such amounts that have been subtracted from federal adjusted gross income or federal taxable income are added back in the determination of Missouri adjusted gross income or Missouri taxable income before the credit can be claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed**[**~~,~~**]** and shall not exceed two thousand five hundred dollars per taxpayer claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year shall not be refundable, but may be carried forward to any of the taxpayer's three subsequent **[**~~taxable~~**] tax** years. No

tax credit granted under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this section if such taxpayer employs persons who are not authorized to work in the United States under federal law. **No taxpayer shall be able to claim more than one credit under this section for a single donation.**

3. The cumulative amount of tax credits under this section which may be allocated to all taxpayers contributing to a local food pantry**, local soup kitchen, or local homeless shelter** in any one fiscal year shall not exceed one million seven hundred fifty thousand dollars. The director of revenue shall establish a procedure by which the cumulative amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the director of revenue shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

4. Any local food pantry**, local soup kitchen, or local homeless shelter** may accept or reject any donation of food made under this section for any reason. For purposes of this section, any donations of food accepted by a local food pantry**, local soup kitchen, or local homeless shelter** shall be valued at fair market value, or at wholesale value if the taxpayer making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of **[**~~March 29, 2013~~**] August 28, 2018**, and shall expire on December 31, **[**~~2019~~**] 2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair **[**~~the department's~~**] a taxpayer's** ability to redeem tax credits authorized on or before the date the program authorized under this section expires **[**~~or a taxpayer's ability to redeem such tax credits~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 3 was withdrawn.

On motion of Representative Baringer, **House Amendment No. 3** was adopted.

Representative Curtman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 5, Section 135.600, Line 55, by inserting after the year "2014" the following words "**and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**"; and

Further amend said bill, Page 7, Section 135.630, Line 62, by inserting after the year "2014" the following words "**and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Line 1, by deleting the words "Page 5, Section" and inserting in lieu thereof the following:

"Page 2, Section 135.341, Line 51, by add the word "**not**" after the word "may"; and

Further amend said bill, Page 5, Section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 4** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Messenger	Moon	Morris 140	Morse 151	Muntzel
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	May	McCann Beatty
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Runions	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Arthur	Beard	Bondon	Brown 94
Cookson	Curtis	Ellington	Fitzpatrick	Franklin
Higdon	Kelley 127	Kidd	Lavender	McCreery
McDaniel	Miller	Neely	Peters	Phillips
Roden	Smith 85	Stevens 46	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 005

On motion of Representative Curtman, **House Amendment No. 4, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Curtman:

AYES: 102

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson			

NOES: 036

Adams	Anders	Bangert	Barnes 28	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Curtis	Franks Jr	Gray	Green	Kendrick
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wood				

PRESENT: 002

Ellington	Pogue

ABSENT WITH LEAVE: 018

Alferman	Arthur	Beard	Bondon	Brown 94
Cookson	Fitzpatrick	Higdon	Kidd	Lavender
May	McDaniel	Neely	Peters	Phillips
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 005

Representative Merideth (80) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 3, Section 135.341, Line 77, by inserting immediately after all of said line the following:

"**135.580. 1. This section shall be known and may be cited as the "Community Police Tax Credit".**

2. As used in this section, the following terms mean:

(1) "Community policing zone", an area that is designated as such by a city, town, or village and where law enforcement takes a proactive approach to address public safety concerns;

(2) "Eligible taxpayer", an individual who is employed as a law enforcement officer;

(3) "High-crime area", an area, as determined by the department of public safety, that has a crime rate in the top twenty-five percent of all areas listed in the report required under subsection 4 of this section;

(4) "Present address", the address stated on an eligible taxpayer's income tax return;

(5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer who lives in both a high-crime area and community policing zone shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to three thousand dollars.

4. The department of public safety shall issue a report to the department of revenue that determines the crime rate of areas in this state. The report shall rank areas from the highest to lowest crime rate. Crime rates shall be calculated by adding the total property and violent crimes reported in an area and dividing such sum by the population of the area. The department of public safety shall have discretion in determining the geographic boundaries of the areas but in so determining shall consider the availability of crime data and the difficulty of correlating street addresses to the area. Areas shall not be as large as counties.

5. For eligible taxpayers who apply for the tax credit, the department of revenue shall verify whether the taxpayer's present address is located in a high-crime area and, if so, apply the tax credit to the taxpayer's tax return.

6. Tax credits issued under the provisions of this section shall be refundable but shall not be sold, transferred, or assigned.

7. The department of revenue and department of public safety may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill, Page 6, Section 135.600, Line 90, by inserting immediately after all of said section and line the following:

"**135.620. 1. As used in this section, the following terms mean:**

(1) "Contribution", a contribution of cash, stock, bonds, or other marketable securities, or real property;

(2) "Director", the director of the department of social services;

(3) "Homeless individual", the same meaning as such term is defined under 42 U.S.C. Section 11302;

(4) "Homeless shelter", a supervised nighttime residence operated by a public, private, or charitable organization to provide temporary living arrangements for homeless individuals;

(5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(6) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount of such taxpayer's contributions to a homeless shelter.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any portion of the tax credit that cannot be claimed in the tax year the contribution was made may be carried over to the next four succeeding tax years until the full credit has been claimed. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. Except for any excess credit that is carried over under subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to homeless shelters in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as homeless shelters. The director may require of a facility seeking classification as a homeless shelter whatever information that is reasonably necessary to make such a determination. The director shall classify a facility as a homeless shelter if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a homeless shelter.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed two million five hundred thousand dollars. Tax credits shall be issued in the order contributions are received.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as homeless shelters. If a homeless shelter fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those homeless shelters that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each homeless shelter shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the homeless shelter and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The

director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill, Page 8, Section 135.630, Line 98, by inserting immediately after all of said section and line the following:

"**135.870. 1. As used in this section, the following terms mean:**

(1) "Health care professional", a physician, advanced practice registered nurse, dentist, or optometrist who is licensed in this state;

(2) "Rural area", a town, community, or unincorporated area within the state that is not within a standard metropolitan statistical area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265;

(4) "Taxpayer", any individual who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and is a health care professional who is engaged for at least twenty-five hours per week, averaged over the month, during the tax year in providing health care services in a rural area.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability based on the distance in miles from a major population center in a qualified metropolitan statistical area to which the taxpayer maintains a practice, serves on a hospital staff, is employed by a hospital, or provides contractual service for a hospital in the following amounts:

(1) For at least ten but less than twenty miles, three thousand dollars;

(2) For at least twenty but less than fifty miles, four thousand dollars;

(3) For fifty or more miles, five thousand dollars.

3. To qualify for the credit authorized under this section, at least twenty percent of the practice of the taxpayer shall consist of patients participating in Medicare and fifteen percent who are participating in MO HealthNet.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed.

5. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

6. The department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.872. 1. As used in this section, the following terms mean:

(1) "Emergency medical technician", as such term is defined in section 190.100;

(2) "Rural area", a town, community, or unincorporated area within the state that is not within a standard metropolitan statistical area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265;

(4) "Taxpayer", any individual who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and is an emergency medical technician who provides emergency medical services in a rural area that comprise at least twenty percent of the total emergency medical services provided by the individual in the tax year.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount of two hundred fifty dollars if the taxpayer is serving in a rural area that is located at least twenty-five miles from any city with a population of thirty thousand inhabitants or more.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed.

4. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

5. The department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 5** was not timely distributed.

The Chair ruled the point of order well taken.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was adopted.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 105

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Beck	Bernskoetter	Berry
Black	Brown 57	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 030

Adams	Anders	Arthur	Bangert	Barnes 28
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellington	Franks Jr	Gray	Kendrick	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Smith 85	Stevens 46	Unsicker	Washington

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 022

Alferman	Beard	Bondon	Brattin	Brown 94
Cookson	Fitzpatrick	Frederick	Higdon	Kidd
Lavender	May	McDaniel	Merideth 80	Neely
Peters	Phillips	Rowland 29	Sommer	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 005

HB 1429, relating to a tax credit for homeless shelter contributions, was taken up by Representative Muntzel.

On motion of Representative Muntzel, the title of **HB 1429** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1429, Page 3, Section 135.620, Line 58, by deleting the phrase "**and the amount of such contribution.**" and inserting in lieu thereof the following:

"**, the amount of such contribution, and the individual and aggregate amount of donations received every calendar year.**"; and

Further amend said bill, page and section, Line 61, by inserting immediately after all of said line the following:

"**9. In the event that the director determines that contributions to homeless shelters within the state have not increased by at least five percent in the three year period from 2019 to 2021 as compared to the three year period from 2015 to 2017, tax credits shall no longer be offered under this section. Tax credits existing as of the director's determination may be redeemed within the next calendar year.**"; and

Further amend said bill, page and section by renumbering the bill accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

On motion of Representative Muntzel, **HB 1429, as amended**, was ordered perfected and printed.

HB 1409, relating to employment security, was placed on the Informal Calendar.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HB 1367** was agreed to.

On motion of Representative Basye, **HB 1367** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 79 - Special Committee on Tourism
HCR 80 - Special Committee on Tourism
HCR 81 - Special Committee on Tourism
HCR 83 - Special Committee on Tourism

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 50 - General Laws
HJR 51 - General Laws
HJR 52 - General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1267 - Fiscal Review
HB 1506 - Elementary and Secondary Education
HB 1596 - Crime Prevention and Public Safety
HB 1739 - Crime Prevention and Public Safety

HB 1869 - Crime Prevention and Public Safety
HB 1891 - Judiciary
HB 2069 - Children and Families
HB 2070 - Crime Prevention and Public Safety
HB 2164 - Children and Families
HB 2243 - Local Government
HB 2259 - Crime Prevention and Public Safety
HB 2301 - Judiciary
HB 2318 - Transportation
HB 2330 - Transportation
HB 2332 - Elementary and Secondary Education
HB 2334 - Economic Development
HB 2336 - Crime Prevention and Public Safety
HB 2347 - Transportation
HB 2362 - Children and Families
HB 2381 - Special Committee on Tourism
HB 2393 - Special Committee on Tourism
HB 2398 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1614**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1945**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1801**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Beard, Harris, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (2): Engler and Houx

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Fitzwater, Grier, Lant, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (3): Berry, Green and Washington

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HCR 66**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Baringer, Carpenter, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Sommer

Noes (0)

Absent (2): Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1608**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Carpenter, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Rhoads

Noes (0)

Absent (2): Pogue and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1846**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Frederick, Johnson, Matthiesen, Pogue and Rhoads

Noes (4): Baringer, Carpenter, Kidd and Quade

Absent (1): Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2032**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Frederick, Johnson, Kidd, Matthiesen and Sommer

Noes (4): Baringer, Carpenter, Pogue and Quade

Absent (1): Rhoads

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1528**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Lichtenegger, Trent and Walker (3)

Noes (3): Adams, Kendrick and Razer

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1876**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1252**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Messenger, Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Morris (140) and Stephens (128)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Messenger, Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Morris (140) and Stephens (128)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2337** and **HB 2272**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Stephens (128)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1667**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1662**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Franklin, Grier, Helms, Mathews, Neely, Ross, Sommer and White

Noes (2): Carpenter and McGee

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1896**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1686**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor and Toalson Reisch

Noes (0)

Absent (3): Hill, Messenger and Washington

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1384**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), McGee, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and Pietzman

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1558**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1578**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Present (1): Curtis

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1630**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1247**, **HB 1349**, **HB 1355**, **HB 1375**, **HB 1481**, and **HB 1552**.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 8, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2234, HB 2249
Executive session will be held: HB 1266, HB 1868
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1627
Executive session will be held: HB 1344, HB 1359, HB 2026
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70
Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1919, HB 1631, HB 1486
Executive session will be held: HB 1576, HB 1443, HB 1289
Executive session may be held on any matter referred to the committee.

PENSIONS
Monday, February 12, 2018, 5:00 PM, House Hearing Room 1.
Executive session will be held: HB 2184, HB 1673, HB 2202
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, February 8, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HCR 72
Executive session will be held: HB 1797
Executive session may be held on any matter referred to the committee.

Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021(10), (19), (20) and (21) RSMo., portions of the meeting may be closed.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public Institutions Committee (whichever is earlier), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
The committee will hear testimony from Anne Precyth, Director of Missouri Department of Corrections.

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 8, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 85

HOUSE BILLS FOR SECOND READING

HB 2400 through HB 2414

HOUSE BILLS FOR PERFECTION

HB 1420 - Pfautsch
HCS HB 1930 - Chipman
HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole
HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1620 - Rehder

HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1460 - Evans
HB 1512 - Corlew
HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1267, (Fiscal Review 2/7/18) - Lichtenegger

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 8, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that giveth, let him do it with simplicity; he that ruleth, with diligence; he that showeth mercy, with cheerfulness. (Romans 12:8)

Almighty God, in whose love is our life, in whose service is our strength, and in whose will is our work, grant us strength that we may labor continuously for the benefit and happiness of all who live in this great State.

Save us from conflict and division, from pride and prejudice, from corruption and violence. Mold us into people united with purpose and program to promote justice, to proclaim freedom, and to provide food for the hungry, housing for the ill, and jobs for men and women.

May the spirit of wisdom abide in all our hearts that we may make decisions courageously, plan procedures patiently, and live with love in our lives.

In times of doubt let not our faith in You falter and in periods of prosperity let our faith find its fulfillment in humble service and a grateful spirit.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twentieth day was approved as corrected.

HOUSE RESOLUTIONS

Representative Fraker offered House Resolution No. 5237.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2415, introduced by Representative Johnson, relating to land banks.

HB 2416, introduced by Representative Johnson, relating to contracts executed by counties.

HB 2417, introduced by Representative Swan, relating to a tax credit for contributions to organizations meeting hunger, health, and hygiene needs of schoolchildren.

HB 2418, introduced by Representative Sommer, relating to sexual offenders, with penalty provisions.

HB 2419, introduced by Representative Fitzpatrick, relating to financing for electrical corporations.

HB 2420, introduced by Representative Kolkmeyer, relating to local taxes.

HB 2421, introduced by Representative Pfautsch, relating to methods of self-insurance under workers' compensation laws.

HB 2422, introduced by Representative Neely, relating to the human trafficking and child exploitation prevention act, with penalty provisions.

HB 2423, introduced by Representative Moon, relating to campus free expression.

HB 2424, introduced by Representative Anders, relating to advertising practices.

HB 2425, introduced by Representative Alferman, relating to the state endangered species.

HB 2426, introduced by Representative Walsh, relating to adoption.

HB 2427, introduced by Representative Hill, relating to police departments.

HB 2428, introduced by Representative Stephens (128), relating to the administration of vaccines.

HB 2429, introduced by Representative Sommer, relating to dangerous vehicular flight, with penalty provisions.

HB 2430, introduced by Representative Houghton, relating to captive cervids.

HB 2431, introduced by Representative Unsicker, relating to compensatory educational services for former charter school students.

HB 2432, introduced by Representative Basye, relating to traffic control signals.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 85, relating to an amendment to the U.S. Constitution.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2400, relating to alcohol possession in motor vehicles, with penalty provisions.

HB 2401, relating to eminent domain by utility entities.

HB 2402, relating to the fourth amendment rights protection act, with an emergency clause.

HB 2403, relating to the state theatre.

HB 2404, relating to retirement credit for prior military service.

HB 2405, relating to the rights of children with disabilities.

HB 2406, relating to sports wagering.

HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division.

HB 2408, relating to the bright flight promise program.

HB 2409, relating to intoxicating liquor licenses.

HB 2410, relating to associate circuit court judges.

HB 2411, relating to school librarians.

HB 2412, relating to state funding for college-level classes taken in high school.

HB 2413, relating to blood withdrawals by medical personnel for the purpose of determining alcohol content.

HB 2414, relating to eminent domain for electric transmission line projects.

PERFECTION OF HOUSE BILLS

HB 1420, relating to the early learning quality assurance report, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 1420** was agreed to.

On motion of Representative Pfautsch, **HB 1420** was ordered perfected and printed.

HCS HB 1930, relating to regulation of the display of the United States flag, was taken up by Representative Chipman.

On motion of Representative Chipman, the title of **HCS HB 1930** was agreed to.

On motion of Representative Chipman, **HCS HB 1930** was adopted.

On motion of Representative Chipman, **HCS HB 1930** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HCS HB 1411** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Conway 10	Cookson	Curtis	Fitzpatrick
Peters	Phillips	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1605, relating to the Missouri state capitol commission, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HCS HB 1605** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 009

Brown 94	Conway 10	Cookson	Evans	Fitzpatrick
Gregory	Peters	Phillips	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1446, relating to elections, was taken up by Representative Eggleston.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 042

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 010

Anders	Brown 94	Conway 10	Cookson	Fitzpatrick
Fraker	Peters	Phillips	Runions	Mr. Speaker

VACANCIES: 005

On motion of Representative Eggleston, **HB 1446** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McDaniel	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 040

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Franks Jr	Gray	Green	Harris
Hurst	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Pogue	Quade	Razer	Roberts	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Conway 10	Cookson	Ellebracht
Fitzpatrick	Mathews	Peters	Phillips	Runions
Mr. Speaker				

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1350, relating to background check requirements for certain in-home service providers, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HB 1350** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Austin	Brown 94	Conway 10	Cookson
Fitzpatrick	Gannon	Kolkmeyer	Love	Peters
Phillips	Runions	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1415, relating to educational workforce development, was taken up by Representative Lauer.

On motion of Representative Lauer, **HB 1415** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 003

Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Bahr	Brown 94	Conway 10	Cookson
Fitzpatrick	Gannon	Love	Peters	Phillips
Runions	Sommer	Swan	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1370, relating to financial accountability of public schools, was taken up by Representative Sommer.

On motion of Representative Sommer, **HCS HB 1370** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Anders	Brown 94	Conway 10	Cookson	Fitzpatrick
Green	Love	Peters	Phillips	Runions
Wessels	Mr. Speaker			

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 1288, 1377 & 2050 - Fiscal Review
HB 1429 - Fiscal Review

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1722 - Budget

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1344**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Franks Jr., Hansen, Henderson, Morse (151), Mosley, Nichols, Remole and Roden

Noes (1): Higdon

Absent (1): Conway (104)

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2026**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (1): Conway (104)

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1895**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1806**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1947**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1928**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HCR 72**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, McDaniel and Roden

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 1797**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, McDaniel and Roden

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Baringer, Berry, Davis, Evans, Fitzwater, Gray, Grier, Johnson, Korman, Lauer, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Berry, Davis, Fitzwater, Gray, Grier, Johnson, Korman, Lauer, Pfautsch, Ruth and Unsicker

Noes (1): Pierson Jr.

Absent (1): Evans

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 63**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Cookson, Franklin, Matthiesen and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Nichols and Tate

Noes (0)

Absent (5): Cookson, Franklin, Matthiesen, Miller and Spencer

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2156**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Evans, Fitzwater, Hansen, Henderson, Justus, Lant, Lauer and Pietzman

Noes (2): Mosley and Roberts

Absent (1): Franks Jr.

SUBCOMMITTEE REPORTS

Subcommittee on Ports, Chairman Ruth reporting:

Mr. Speaker: Your Subcommittee on Ports, to which was referred a review of **AIM Zones**, begs leave to report it has examined the same and hereby submits its recommendations:

REPRESENTATIVES:

/s/ Bob Burns
/s/ Bart Korman
/s/ Becky Ruth
/s/ Nate Tate

A copy of said report has been submitted to the Standing Committee on Transportation.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 12, 2018.

"INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 85, introduced by Representative Remole, relating to an amendment to the U.S. Constitution."

COMMITTEE HEARINGS

BUDGET
Monday, February 12, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Auditor, Department of Higher Education and Department of Natural Resources.

BUDGET
Tuesday, February 13, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Governor and Department of Elementary & Secondary Education.
Presentation from Rep. Gregory regarding the Department of Revenue.

BUDGET
Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1517, HB 2171
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Agriculture and Department of Conservation.

BUDGET
Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2234, HB 2249
Executive session will be held: HB 1266, HB 1868
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70
Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, February 12, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1245, HB 1573, HB 1830, HB 1900
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2214
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, February 12, 2018, 1:30 PM, House Hearing Room 5.
Executive session will be held: HB 1267
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1510, HB 1795, HB 1870, HB 2155, HB 2179
Executive session will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1919, HB 1631, HB 1486
Executive session will be held: HB 1576, HB 1443, HB 1289
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1353, HB 1491, HB 1553, HB 1689, HB 1463
Executive session will be held: HB 2042, HB 1987, HB 2185, HB 1590, HB 2079
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, February 14, 2018, 12:00 PM or 15 minutes upon morning adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1488, HB 1893, HB 2243
Executive session will be held: HB 1442, HB 1485
Executive session may be held on any matter referred to the committee.

PENSIONS
Monday, February 12, 2018, 5:00 PM, House Hearing Room 1.
Executive session will be held: HB 2184, HB 1673, HB 2202
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HCS HB 1268, HB 1275, HCS HB 1366, HB 1428, HCS HB 1457, HB 1464, HCS HB 1525, HCS HB 1618, HCS HB 1623, HCS HB 1710, HB 1800, HB 1809, HCS HB 1873, HB 1876, HB 1887, HB 1896, HB 1998, HCS HB 2088
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 12, 2018, 2:30 PM, House Hearing Room 5.
Executive session will be held: HCS HB 1300, HB 1608, HB 1846, HCS HB 2034, HCR 53
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, February 12, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: HB 1264, HB 1864, HB 2119
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 12, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1713, HB 1714, HB 2040, HB 2175
Executive session will be held: HB 1803, HB 2098, HB 1612, HB 1470, HB 1637, HB 1715, HB 1966, HB 1862, HB 1728, HB 1767, HB 2139
Executive session may be held on any matter referred to the committee.
AMENDED

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 13, 2018, 1:00 PM or upon adjournment of the Financial Institutions Committee meeting (whichever is earlier), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion regarding payday loan lenders, consumers, and the Missouri Division of Finance.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Public hearing on the following tax credits: Advanced Industrial Manufacturing Zones Act (AIM), Adoption Tax Credit, Affordable Housing Assistance Credit, Agricultural Product Utilization Contributor Credit, Alternative Fuel Infrastructure, Amateur Sporting Tax Credit - Ticket Sales, Amateur Sporting Tax Credit - Contribution, Bond Enhancement Credit, Bank Franchise Tax Credit, Bank Tax Credit for S Corporation Shareholder, Brownfield Jobs and Investment Credit, Brownfield Remediation, Business Use Incentives for Large Scale Development (BUILD) Credit, Charcoal Producers Credit, Champion for Children, Children in Crisis Tax Credit, Community Bank Investment Credit, Developmental Disability Care Provider Tax Credit, Development Reserve Credit, Development Tax Credit, Disabled Access Credit, Disabled Access Credit for Small Business, Disabled Access Credit for Homeowners, Distressed Areas Land Assemblage Tax, Domestic Violence Tax Credit, Dry Fire Hydrant Credit, Export Finance Credit, Enterprise Zone Credit, Enhanced Enterprise Zone Credit, Family Development Account Credit, Family Farm Credit, Film Tax Credit Program, Film Production Credit, Food Pantry Tax Credit, Historic Preservation Credit, Infrastructure Development Credit, Innovation Campus Tax Credit Program, Long-Term Care Deduction

TRANSPORTATION
Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2180, HB 2277, HB 1983, HB 2268, HB 2286
Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122
Executive session may be held on any matter referred to the committee.
We will be going into executive session first, so all members try to be there.
We have added HB 2286.
AMENDED

UTILITIES
Monday, February 12, 2018, 2:30 PM, House Hearing Room 4.
Executive session will be held: HB 1991
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 1.
Executive session will be held: HCR 69, HCR 73
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, February 12, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1416, HB 1943, HB 2255
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 12, 2018

HOUSE BILLS FOR SECOND READING

HB 2415 through HB 2432

HOUSE BILLS FOR PERFECTION

HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole
HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HB 1578 - Kolkmeyer
HCS HB 1796 - Ruth

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1460 - Evans
HB 1512 - Corlew
HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HB 1267, (Fiscal Review 2/7/18) - Lichtenegger
HB 1691 - Miller
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1859 - Rhoads
HB 1649 - Cornejo
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Steve Helms.

Gracious Heavenly Father, You are Holy. Thank You for the many blessings that You have given to us. Thank You for the peace that we enjoy today. Thank You for each person that You have placed to serve this body and I ask that You use their unique talents and abilities that You have given each one of us to work and fulfill our duty to You and to the people of Missouri. Forgive us our trespasses against You and help us to forgive each other. May we do what is morally right to others, show mercy to all, and walk humbly before You. I ask these things in Jesus' name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2433, introduced by Representative Washington, relating to suicide prevention in long-term care facilities.

HB 2434, introduced by Representative White, relating to punitive damages against health care providers.

HB 2435, introduced by Representative Butler, relating to transitional school districts.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2415, relating to land banks.

HB 2416, relating to contracts executed by counties.

HB 2417, relating to a tax credit for contributions to organizations meeting hunger, health, and hygiene needs of schoolchildren.

HB 2418, relating to sexual offenders, with penalty provisions.

HB 2419, relating to financing for electrical corporations.

HB 2420, relating to local taxes.

HB 2421, relating to methods of self-insurance under workers' compensation laws.

HB 2422, relating to the human trafficking and child exploitation prevention act, with penalty provisions.

HB 2423, relating to campus free expression.

HB 2424, relating to advertising practices.

HB 2425, relating to the state endangered species.

HB 2426, relating to adoption.

HB 2427, relating to police departments.

HB 2428, relating to the administration of vaccines.

HB 2429, relating to dangerous vehicular flight, with penalty provisions.

HB 2430, relating to captive cervids.

HB 2431, relating to compensatory educational services for former charter school students.

HB 2432, relating to traffic control signals.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Unsicker and Wessels

THIRD READING OF HOUSE BILLS

HB 1267, relating to online institutions, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HB 1267** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brattin	Brown 27
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 021

Black	Brown 57	Brown 94	Butler	Corlew
Gray	Green	Gregory	Haahr	Mathews
May	McGee	Moon	Peters	Roberts
Shaul 113	Shumake	Smith 85	Sommer	Swan
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1691, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, **HB 1691** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Curtis	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 57	Brown 94	Butler	Curtman	DeGroot
Green	Haahr	Mathews	May	McGee
Peters	Roberts	Shaul 113	Shull 16	Smith 85
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1838, to authorize the conveyance of certain state property, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HB 1838** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Butler	Green	Haahr
May	McGee	Peters	Roberts	Shaul 113
Shull 16	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1383, relating to parental notification, was placed on the Informal Calendar.

HB 1413, relating to labor organizations, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 1413** was read the third time and passed by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	Mathews
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Schroer	Shull 16
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 055

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 10	Conway 104	Corlew
Ellebracht	Ellington	Franks Jr	Gannon	Gray
Green	Harris	Henderson	Higdon	Kendrick
Kidd	Korman	Lauer	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McDaniel
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Roden	Rowland 29	Runions	Ruth	Sommer
Stevens 46	Tate	Unsicker	Walker 74	Wessels

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 011

Brown 57	Brown 94	Butler	Cookson	Haahr
McGee	Peters	Roberts	Shaul 113	Smith 85
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Engler assumed the Chair.

HCS HB 1653, relating to intoxicating liquor, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HCS HB 1653** was read the third time and passed by the following vote:

AYES: 103

Adams	Anders	Anderson	Arthur	Bahr
Bangert	Baringer	Barnes 60	Basye	Beck
Black	Bondon	Brattin	Brown 27	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Harris
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	Meredith 71	Merideth 80
Messenger	Mitten	Morris 140	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Rehder	Reiboldt	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Smith 163
Sommer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Wood		

NOES: 041

Alferman	Andrews	Austin	Barnes 28	Beard
Bernskoetter	Berry	Burnett	Eggleston	Evans
Franklin	Hannegan	Hansen	Helms	Higdon
Kendrick	Korman	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	Miller	Moon	Morgan
Morse 151	Mosley	Newman	Pierson Jr	Pogue
Quade	Razer	Redmon	Reisch	Remole
Shumake	Spencer	Stevens 46	Unsicker	Walker 74
White				

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Franks Jr	Haahr
Kolkmeyer	McGee	Peters	Roberts	Shaul 113
Smith 85	Swan	Washington	Mr. Speaker	

VACANCIES: 005

Representative Engler declared the bill passed.

HCS HB 1251, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, **HCS HB 1251** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 010

Barnes 28	Brown 27	Conway 10	Ellington	Hurst
Kidd	McCann Beatty	Miller	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Cookson	Gregory
Haahr	Lauer	McGee	Neely	Peters
Roberts	Shaul 113	Smith 85	Washington	

VACANCIES: 005

Representative Engler declared the bill passed.

HCS HB 1879, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, **HCS HB 1879** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	McGee	Peters	Roberts	Shaul 113
Smith 85	Washington			

VACANCIES: 005

Representative Engler declared the bill passed.

HB 1859, relating to mutual aid agreements, was taken up by Representative Rhoads.

Speaker Richardson resumed the Chair.

On motion of Representative Rhoads, **HB 1859** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	McGee	Peters	Rehder	Roberts
Shaul 113	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1649, relating to law enforcement animals, was taken up by Representative Cornejo.

Representative Cornejo moved that **HB 1649** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 073

Anderson	Andrews	Austin	Basye	Bernskoetter
Berry	Bondon	Conway 104	Cornejo	Cross
Davis	DeGroot	Dohrman	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Grier	Haefner	Helms
Henderson	Higdon	Hill	Houx	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lichtenegger	Lynch	Marshall	Matthiesen	Messenger
Miller	Morris 140	Muntzel	Pfautsch	Phillips
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Sommer	Spencer	Swan	Tate
Taylor	Vescovo	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 068

Adams	Alferman	Anders	Arthur	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Black	Brattin	Brown 27	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Curtis	Curtman	Dogan	Ellington
Evans	Franks Jr	Frederick	Gray	Green
Hannegan	Hansen	Harris	Houghton	Hurst
Johnson	Kendrick	Lavender	Love	May
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Neely	Newman	Nichols	Pierson Jr	Pogue
Quade	Razer	Rehder	Runions	Smith 163
Stacy	Stephens 128	Stevens 46	Trent	Unsicker
Walker 3	Walker 74	Wessels		

PRESENT: 003

Ellebracht	Kidd	Rowland 29

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	Mathews	McGee	Peters	Pietzman
Roberts	Shaul 113	Smith 85	Washington	

VACANCIES: 005

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1464**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1710**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1846**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Wessels

Present (1): Curtis

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Curtis, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Eggleston

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

COMMITTEE CHANGES

February 12, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Gina Mitten from the Special Committee to Improve the Care and Well-being of Young People and appoint Representative Sarah Unsicker.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 13, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1549, HB 1911, HB 2031, HB 2102
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, February 13, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Governor and Department of Elementary & Secondary Education.
Presentation from Rep. Gregory regarding the Department of Revenue.

BUDGET
Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1517, HB 2171
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Agriculture and Department of Conservation.

BUDGET
Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2234, HB 2249
Executive session will be held: HB 1266, HB 1868
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2216
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70
Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1577, HB 1923
Executive session will be held: HB 1436, HB 1621, HB 1729
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HR 4891
Executive session will be held: HB 1424, HB 2208, HB 1234
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2214
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1510, HB 1795, HB 1870, HB 2155, HB 2179, HB 1651
Executive session will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075
Executive session may be held on any matter referred to the committee.
AMENDED

GOVERNMENT EFFICIENCY
Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1919, HB 1631, HB 1486
Executive session will be held: HB 1576, HB 1443, HB 1289
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1837, HB 2183
Executive session may be held on any matter referred to the committee.
Removed HB 1260, will be heard at a later date.
AMENDED

HIGHER EDUCATION
Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1273, HB 1942
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 2240
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1353, HB 1491, HB 1553, HB 1689, HB 1463
Executive session will be held: HB 2042, HB 1987, HB 2185, HB 1590, HB 2079
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, February 14, 2018, 12:00 PM or 15 minutes upon morning adjournment
(whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1488, HB 1893, HB 2243
Executive session will be held: HB 1442, HB 1485
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 7.
Public hearing will be held: HB 1981, HCR 55
Executive session will be held: HB 2140, HB 2210
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HB 2196, HB 1454, HCR 59
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 13, 2018, 1:00 PM or upon adjournment of the Financial Institutions
Committee meeting (whichever is earlier), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion regarding payday loan lenders, consumers, and the Missouri Division of Finance.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Public hearing on the following tax credits: Advanced Industrial Manufacturing Zones Act (AIM), Adoption Tax Credit, Affordable Housing Assistance Credit, Agricultural Product Utilization Contributor Credit, Alternative Fuel Infrastructure, Amateur Sporting Tax Credit--Ticket Sales, Amateur Sporting Tax Credit - Contribution, Bond Enhancement Credit, Bank Franchise Tax Credit, Bank Tax Credit for S Corporation Shareholder, Brownfield Jobs and Investment Credit, Brownfield Remediation, Business Use Incentives for Large Scale Development (BUILD) Credit, Charcoal Producers Credit, Champion for Children, Children in Crisis Tax Credit, Community Bank Investment Credit, Developmental Disability Care Provider Tax Credit, Development Reserve Credit, Development Tax Credit, Disabled Access Credit, Disabled Access Credit for Small Business, Disabled Access Credit for Homeowners, Distressed

Areas Land Assemblage Tax, Domestic Violence Tax Credit, Dry Fire Hydrant Credit, Export Finance Credit, Enterprise Zone Credit, Enhanced Enterprise Zone Credit, Family Development Account Credit, Family Farm Credit, Film Tax Credit Program, Film Production Credit, Food Pantry Tax Credit, Historic Preservation Credit, Infrastructure Development Credit, Innovation Campus Tax Credit Program, Long-Term Care Deduction

TRANSPORTATION
Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2277, HB 1983, HB 2268, HB 2286
Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122
Executive session may be held on any matter referred to the committee.
We will be going into executive session first, so all members try to be there.
We have added HB 2286. HB 2180 will not be heard on this date.
AMENDED

UTILITIES
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2265
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 1.
Executive session will be held: HCR 69, HCR 73
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, February 14, 2018, 9:30 AM, House Hearing Room 4.
Executive session will be held: HB 2239
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 13, 2018

HOUSE BILLS FOR SECOND READING

HB 2433 through HB 2435

HOUSE BILLS FOR PERFECTION

HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo

HB 1329 - Remole
HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HB 1578 - Kolkmeyer
HCS HB 1796 - Ruth
HCS HB 1710 - Grier
HCS HB 2034 - Curtman
HB 1608 - Kelly (141)
HB 1464 - Berry

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1460 - Evans
HB 1512 - Corlew
HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 13, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

So we do not lose heart. Though our outer nature is wasting away, our inner nature is being renewed every day. (II Corinthians 4:16)

Eternal God, whose paths are mercy and truth and who desires to lead Your children to the heights of righteousness and peace, we come to You seeking light upon our way, strength for our tasks, wisdom to see clearly, and the courage to do what ought to be done for the well-being of our State.

Help us to live this Mardi Gras day with joy and peace, without stumbling and without stain, because You are with us and we are with You. May the labor of these long hours be in accordance with Your holy will and for the good of all our people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-second day was approved as printed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Nichols	Peters	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Pogue	Quade

Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 163	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Shaul 113

ABSENT WITH LEAVE: 028

Arthur	Bahr	Brown 94	Butler	Chipman
Cornejo	Curtis	Curtman	Ellington	Engler
Francis	Gregory	Grier	Haahr	Johnson
Kelly 141	Lichtenegger	McGee	Muntzel	Plocher
Razer	Rone	Smith 85	Sommer	Spencer
Trent	Walker 74	Washington		

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 5324.

Representative Mathews offered House Resolution No. 5327.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 86, introduced by Representative Moon, relating to the Dred Scott decision of 1850.

HCR 87, introduced by Representative Black, relating to electrical corporations and the Missouri Public Service Commission.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 82, introduced by Representative Gregory, relating to initiative petitions.

HJR 83, introduced by Representative Messenger, relating to transportation funding.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2001, introduced by Representative Fitzpatrick, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2002, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2003, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2004, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2005, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2006, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2007, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2008, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2009, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2010, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2011, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2012, introduced by Representative Fitzpatrick, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2013, introduced by Representative Fitzpatrick, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2436, introduced by Representative Moon, relating to the display of certain items in public schools.

HB 2437, introduced by Representative Moon, relating to federal electronic logging device mandates.

HB 2438, introduced by Representative Remole, relating to workers' compensation.

HB 2439, introduced by Representative Messenger, relating to the Retirees Experiencing a Better Living Initiative.

HB 2440, introduced by Representative Walker (74), relating to tax credits for contributions to certain benevolent organizations.

HB 2441, introduced by Representative Harris, relating to museums, with a penalty provision.

HB 2442, introduced by Representative Cookson, relating to school financial audits.

HB 2443, introduced by Representative Cookson, relating to industry-recognized certifications.

HB 2444, introduced by Representative Cookson, relating to state funding for elementary and secondary education.

HB 2445, introduced by Representative Cookson, relating to the public school parental choice act.

HB 2446, introduced by Representative Cookson, relating to elementary and secondary education.

HB 2447, introduced by Representative Korman, relating to the construction of utility facilities.

HB 2448, introduced by Representative Korman, relating to compensation for condemned property.

HB 2449, introduced by Representative Redmon, relating to the construction of utility facilities.

HB 2450, introduced by Representative Messenger, relating to motor vehicle licensing and registration fees.

HB 2451, introduced by Representative Cross, relating to building permits, with penalty provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2433, relating to suicide prevention in long-term care facilities.

HB 2434, relating to punitive damages against health care providers.

HB 2435, relating to transitional school districts.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1620, relating to distributors of hypodermic needles, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **HB 1620** was agreed to.

Representative Chipman assumed the Chair.

On motion of Representative Rehder, **HB 1620** was ordered perfected and printed.

HB 1389, relating to autocycles, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 1389** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1389, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires;

(2) **"Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;**

(3) "Automobile transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

[~~(3)~~**] (4)** "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

[~~(4)~~**] (5)** "Backhaul", the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

[~~(5)~~**] (6)** "Boat transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

[~~(6)~~**] (7)** "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

[~~(7)~~**] (8)** "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

[~~(8)~~**] (9)** "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

[~~(9)~~**] (10)** "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

[~~(10)~~**] (11)** "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

[~~(11)~~**] (12)** "Director" or "director of revenue", the director of the department of revenue;

[~~(12)~~**] (13)** "Driveaway operation":

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

[~~(13)~~**] (14)** "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

[~~(14)~~**] (15)** "Farm tractor", a tractor used exclusively for agricultural purposes;

[~~(15)~~**] (16)** "Fleet", any group of ten or more motor vehicles owned by the same owner;

[~~(16)~~**] (17)** "Fleet vehicle", a motor vehicle which is included as part of a fleet;

[~~(17)~~**] (18)** "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

[~~(18)~~**] (19)** "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

[~~(19)~~**] (20)** "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

[~~(20)~~**] (21)** "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

[~~(21)~~**] (22)** "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

[~~(22)~~**] (23)** "Intersecting highway", any highway which joins another, whether or not it crosses the same;

[~~(23)~~**] (24)** "Junk vehicle", a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

[~~(24)~~**] (25)** "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

[~~(25)~~**] (26)** "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

[~~(26)~~**] (27)** "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

[~~(27)~~**] (28)** "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated solely at a forested site and in an area extending not more than a one hundred mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle shall not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than two axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;

[~~(28)~~**] (29)** "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred mile radius from such site, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle does not exceed the weight limits contained in section 304.180, and does not have more than three axles and does not pull a trailer which has more than two axles. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220;

[~~(29)~~**] (30)** "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

[~~(30)~~**] (31)** "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

[~~(31)~~**] (32)** "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

[~~(32)~~**] (33)** "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

[~~(33)~~**] (34)** "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

[~~(34)~~**] (35)** "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

[~~(35)~~**] (36)** "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, **autocycle,** or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

[~~(36)~~**] (37)** "Motorcycle", a motor vehicle operated on two wheels;

[~~(37)~~**] (38)** "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

[~~(38)~~**] (39)** "Motortricycle", a motor vehicle **upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is** operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

[~~(39)~~**] (40)** "Municipality", any city, town or village, whether incorporated or not;

[~~(40)~~**] (41)** "Nonresident", a resident of a state or country other than the state of Missouri;

[~~(41)~~**] (42)** "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

[~~(42)~~**] (43)** "Operator", any person who operates or drives a motor vehicle;

[~~(43)~~**] (44)** "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

[~~(44)~~**] (45)** "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

[~~(45)~~**] (46)** "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

[~~(46)~~**] (47)** "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

[~~(47)~~**] (48)** "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

[~~(48)~~**] (49)** "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

[~~(49)~~**] (50)** "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

[~~(50)~~**] (51)** "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

[~~(51)~~**] (52)** "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

[~~(52)~~**] (53)** "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

[~~(53)~~**] (54)** "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

[~~(54)~~**] (55)** "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

[~~(55)~~**] (56)** "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

[~~(56)~~**] (57)** "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

[~~(57)~~**] (58)** "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

[~~(58)~~**] (59)** "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

[~~(59)~~**] (60)** "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

[~~(60)~~**] (61)** "Towaway trailer transporter combination", a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributer, or dealer of such trailers or semitrailers;

[~~(61)~~**] (62)** "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

[~~(62)~~**] (63)** "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;

[~~(63)~~**] (64)** "Trailer transporter towing unit", a power unit that is not used to carry property when operating in a towaway trailer transporter combination;

[~~(64)~~**] (65)** "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

[~~(65)~~**] (66)** "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

[~~(66)~~**] (67)** "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

[~~(67)~~**] (68)** "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

[~~(68)~~**] (69)** "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

[~~(69)~~**] (70)** "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

[~~(70)~~**] (71)** "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

[~~(71)~~**] (72)** "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

[~~(72)~~**] (73)** "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle,** bus**,** or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.055. **1.** The annual registration fee for motor vehicles other than commercial motor vehicles is:

Less than 12 horsepower $18.00
12 horsepower and less than 24 horsepower 21.00
24 horsepower and less than 36 horsepower 24.00
36 horsepower and less than 48 horsepower 33.00
48 horsepower and less than 60 horsepower 39.00
60 horsepower and less than 72 horsepower 45.00
72 horsepower and more 51.00
Motorcycles 8.50
Motortricycles 10.00
Autocycles 10.25

2. Notwithstanding any other provision of law, the registration of any autocycle registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration of the registration period for such vehicle at which time the owner shall be required to renew the motor vehicle's registration under the autocycle classification and pay the appropriate registration fee.

301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this

state, the words "SHOW-ME STATE", the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN" wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for members of the National Guard will have the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

3. All property-carrying commercial motor vehicles to be registered at a gross weight in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles,** motorscooters**,** and driveaway vehicles shall be registered with the director of revenue as provided for in subsection 3 of section 301.030, or with the state highways and transportation commission as otherwise provided in this chapter, but only one license plate shall be issued for each such vehicle, except as provided in this subsection. The applicant for registration of any property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued two license plates for such vehicle, and if such plates are issued, the director of revenue shall provide for distinguishing marks on the plates indicating one plate is for the front and the other is for the rear of such vehicle. The director may assess and collect an additional charge from the applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of section 301.144.

4. The plates issued to manufacturers and dealers shall bear the letters and numbers as prescribed by section 301.560, and the director may place upon the plates other letters or marks to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by section 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles**, autocycles,** and motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in the same manner on the front and rear of such vehicles. The license plate or plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the required fees have been paid.

6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as provided by law as evidence of the annual payment of registration fees and the current registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs positively correlate with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall be produced in each license bureau office.

(2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab or tabs in the designated area of the license plate, no more than one per plate.

(3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been paid.

(4) Except as otherwise provided in this section, the director of revenue shall issue plates for a period of at least six years.

(5) For those commercial motor vehicles and trailers registered pursuant to section 301.041, the plate issued by the highways and transportation commission shall be a permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any vehicle permanently registered pursuant to this section from the obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the highways and transportation commission upon the sale or disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement commercial motor vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement commercial motor vehicle. Upon payment of the annual registration fee, the highways and transportation commission shall issue a certificate of registration or other suitable evidence of payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

(6) Upon the sale or disposal of any vehicle permanently registered under this section, or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such vehicle shall be returned to the highways and transportation commission and shall not be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement vehicle. If a vehicle which is permanently registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given credit for any unused portion of the annual registration fee when the vehicle is replaced by the purchase or lease of another vehicle during the registration year.

7. The director of revenue and the highways and transportation commission may prescribe rules and regulations for the effective administration of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight may apply for special personalized license plates. Vehicles licensed for twenty-four thousand pounds that display special personalized license plates shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or hereafter statutorily created special personalized license plates.

9. No later than January 1, 2019, the director of revenue shall commence the reissuance of new license plates of such design as approved by the advisory committee under section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as otherwise provided in this section, in addition to all other fees required by law, applicants for registration of vehicles with license plates that expire during the period of reissuance, applicants for registration of trailers or semitrailers with license plates that expire during the period of reissuance and applicants for registration of vehicles that are to be issued new license plates during the period of reissuance shall pay the cost of the plates required by this subsection. The additional cost prescribed in this subsection shall not be charged to persons receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and specialized license plates are exempt from the provisions of this subsection. Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection.

301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or dealer. Separate records shall be kept as follows:

(1) Motor vehicles registered by owners;

(2) Commercial motor vehicles;

(3) Trailers;

(4) Motorcycles and motor tricycles;

(5) **Autocycles;**

(6) Manufacturers and dealers.

2. The director of revenue may keep such other classifications and records as he may deem necessary and may enter contracts or agreements or otherwise make arrangements for computerized access to odometer and title information.

3. All of such books and records shall be kept open to public inspection during reasonable business hours.

4. The governor may cause the records of the department of revenue to be audited by the state auditor at any time."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HB 1389, as amended**, was ordered perfected and printed.

HB 1460, relating to a tax deduction for certain Olympic athletes, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1460** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1460, Page 5, Section 143.121, Line 142, by deleting the words "**prize or**"; and

Further amend said bill, page and section, Line 144, by inserting after all of said line the following:

"**11. Gross income of a first responder shall not include any overtime. This subsection shall be known and may be cited as the "Super Hero Lifesaving Award Act.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Corlew offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1460, Page 5, Section 143.121, Line 143, by inserting after the word "**Olympic**" the words "**, Paralympic, or Special Olympic**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 2** was adopted.

On motion of Representative Evans, **HB 1460, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1409, relating to employment security, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 1409** was agreed to.

Representative McCann Beatty suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Anders	Basye	Bernskoetter	Berry
Black	Bondon	Brown 27	Cross	Curtman
Engler	Fraker	Gannon	Hansen	Henderson
Houghton	Hurst	Justus	Lant	Lichtenegger
Love	May	Morgan	Morse 151	Muntzel
Neely	Phillips	Pogue	Redmon	Rehder
Reiboldt	Remole	Roeber	Shaul 113	Shull 16
Stacy	Stephens 128	Taylor	Walsh	Washington
White	Wiemann	Wilson		

NOES: 001

Merideth 80

PRESENT: 069

Adams	Anderson	Austin	Bahr	Baringer
Barnes 60	Beard	Beck	Brown 57	Burnett
Carpenter	Christofanelli	Conway 104	Corlew	Cornejo
Davis	Eggleston	Ellebracht	Evans	Fitzpatrick
Franklin	Frederick	Gray	Green	Grier
Haahr	Haefner	Hannegan	Harris	Helms
Higdon	Hill	Kendrick	Lauer	Lavender
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Messenger	Newman	Nichols
Peters	Pfautsch	Pietzman	Pike	Quade
Reisch	Rhoads	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shumake	Smith 163	Sommer
Spencer	Swan	Tate	Trent	Unsicker
Vescovo	Walker 3	Wessels	Mr. Speaker	

ABSENT WITH LEAVE: 045

Andrews	Arthur	Bangert	Barnes 28	Brattin
Brown 94	Burns	Butler	Chipman	Conway 10
Cookson	Curtis	DeGroot	Dogan	Dohrman

Ellington	Fitzwater	Francis	Franks Jr	Gregory
Houx	Johnson	Kelley 127	Kelly 141	Kidd
Kolkmeyer	Korman	Marshall	McGee	Miller
Mitten	Moon	Morris 140	Mosley	Pierson Jr
Plocher	Razer	Roberts	Roden	Rone
Schroer	Smith 85	Stevens 46	Walker 74	Wood

VACANCIES: 005

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1409, Page 10, Section 288.060, Line 36, by inserting after the word "**worker**" the following:

"**, except a construction industry employee who erects, demolishes, alters, or repairs improvements,**"; and

Further amend said bill, page and section, Line 52, by inserting after all of said line the following:

"**(2) The duration of benefits payable to any insured worker, who is a construction industry employee who erects, demolishes, alters, or repairs improvements, during any benefit year shall be limited to twenty weeks.**"; and

Further amend said bill and section, Page 11, Line 91, by inserting after all of said line the following:

"**11. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable.**"; and

Further amend said bill, page and section, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 061

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 10	Conway 104	Corlew
Cross	Curtis	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Harris
Henderson	Higdon	Kendrick	Lauer	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Newman	Nichols	Peters	Pierson Jr
Pike	Quade	Razer	Roberts	Roden
Rowland 29	Runions	Ruth	Smith 85	Sommer
Stevens 46	Unsicker	Walker 74	Walsh	Washington
Wessels				

NOES: 082

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Christofanelli	Cornejo	Curtman
Davis	DeGroot	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Moon	Morris 140	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 015

Alferman	Brown 94	Butler	Chipman	Cookson
Dogan	Dohrman	Gregory	Houx	Johnson
Kidd	Korman	Miller	Mosley	Rone

VACANCIES: 005

Representative May offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1409, Page 29, Section 288.330, Line 194, by inserting after all of said section and line the following:

"Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November, 2018, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative May:

AYES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender

Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Newman
Nichols	Peters	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

NOES: 089

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Cross
Davis	DeGroot	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Helms	Henderson	Higdon	Hill
Houx	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reisch	Remole
Rhoads	Roeber	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Brown 94	Butler	Chipman	Conway 104
Cookson	Corlew	Cornejo	Curtman	Dogan
Dohrman	Green	Gregory	Hansen	Houghton
Johnson	Kidd	Lauer	Mosley	Pietzman
Reiboldt	Roden	Rone	Schroer	Shumake
Walker 74				

VACANCIES: 005

Representative Beck offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1409, Pages 11 through 14, Section 288.120, by removing all of said section from the bill; and

Further amend said bill, Pages 14 through 18, Section 288.120, by removing all of said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Morgan offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1409, Page 9, Section 288.060, Lines 25 to 27, by deleting all of said lines and inserting in lieu thereof the following:

"The maximum total amount of benefits payable to any insured worker during any benefit year shall not exceed **[**~~twenty~~**] twenty-six** times his or her weekly benefit amount, or thirty-three and one-third percent of his or her wage credits, whichever is the lesser. For the purpose of this section,"; and

Further amend said bill and section, Page 10, Lines 36 to 64, by deleting all of said lines and inserting in lieu thereof the following:

"5. In the event that benefits are due a deceased person and no petition has been filed for"; and

Further amend said bill and section, Pages 10 to 11, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck offered **House Substitute Amendment No. 1 for House Amendment No. 4**.

House Substitute Amendment No. 1
for
House Amendment No. 4

AMEND House Bill No. 1409, Pages 11 through 14, Section 288.120, by removing all of said section from the bill; and

Further amend said bill, Pages 14 through 18, Section 288.120, by removing all of said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Beck, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Corlew	Cornejo	Cross	Curtman	Davis
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton

Houx	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roden	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 94	Burnett	Butler	Conway 104
Cookson	DeGroot	Fitzwater	Franklin	Haefner
Johnson	Kidd	McDaniel	Peters	Rehder
Roeber	Shull 16	Walker 74	Wilson	

VACANCIES: 005

On motion of Representative Fitzpatrick, **HB 1409, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 1685, relating to short-term major medical policies, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HCS HB 1685** was agreed to.

Representative Hill offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1685, Page 1, Section A, Line 8, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by

such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 376.008, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"**376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any**"; and

Further amend said section, Page 2, Line 10, by inserting after all of said line the following:

"**2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:**

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit, including but not limited to any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit, including but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection."; and

Further amend said bill, Page 4, Section 376.446, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"**2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.**

[~~2.~~**] 3.** This section shall not apply to a supplemental insurance policy, including a life care"; and

Further amend said bill, Page 5, Section 376.446, Lines 12 through 14, by deleting all of said lines and inserting in lieu thereof the following:

"policy**[**~~, short-term major medical policy of six months or less duration~~**]**, or any other supplemental policy.

[~~3.~~**] 4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

Further amend said bill, Page 7, Section 376.781, Line 33, by inserting after all of said line the following:

"376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

(1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;

(2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 16, Section 376.1200, Line 32, by inserting after all of said line the following:

"376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy**, short-term major medical policy having a duration of less than one year,** or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024."; and

Further amend said bill, Page 29, Section 376.1253, Line 19, by inserting after all of said line the following:

"376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

8. The provisions of this section shall become effective January 1, 2015."; and

Further amend said bill, Page 30, Section 376.1275, Line 26, by inserting after all of said line the following:

"376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill raised a point of order that a member was in violation of Rule 85.

The Chair advised the members to confine their comments to the question under debate.

Speaker Richardson resumed the Chair.

On motion of Representative Hill, **House Amendment No. 1** was adopted.

On motion of Representative Hill, **HCS HB 1685, as amended**, was adopted.

On motion of Representative Hill, **HCS HB 1685, as amended**, was ordered perfected and printed.

HCS HB 1690, relating to the Missouri life and health insurance guaranty association act, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1690** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1690, Page 5, Section 376.717, Line 72, by inserting a comma "**,**" after the word "**rider**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

On motion of Representative Engler, **HCS HB 1690, as amended**, was adopted.

On motion of Representative Engler, **HCS HB 1690, as amended**, was ordered perfected and printed.

HB 1598, relating to preneed contracts, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HB 1598** was agreed to.

On motion of Representative Fraker, **HB 1598** was ordered perfected and printed.

HB 1650, relating to trust instruments, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1650** was agreed to.

Representative Wiemann assumed the Chair.

On motion of Representative Cornejo, **HB 1650** was ordered perfected and printed.

HB 1329, relating to retirement benefits for employees of soil and water districts, was taken up by Representative Remole.

On motion of Representative Remole, the title of **HB 1329**, relating to retirement benefits for public employees, was agreed to.

Representative Taylor offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1329, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**70.227. 1. For purposes of this section, the following terms mean:**

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 1** was adopted.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1329, Page 1, Section A, Line 2, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4 **and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an

increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent **[**~~after~~**] before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, **[**~~after~~**] before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under **[**~~subsection~~**] subsections** 4**, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4**, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid

by the employers and the level rate of contributions to be deducted from the compensation of members for any calender year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. **1.** Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve

fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

On motion of Representative Remole, **HB 1329, as amended**, was ordered perfected and printed.

HB 2044, relating to the Missouri local government employees' retirement system, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HBs 1288, 1377 & 2050, relating to tax credits for contributions to certain benevolent organizations, was placed on the Informal Calendar.

HB 1429, relating to a tax credit for homeless shelter contributions, was placed on the Informal Calendar.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners, was taken up by Representative Basye.

On motion of Representative Basye, **HB 1367** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel

Neely	Newman	Nichols	Peters	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Butler	Cookson	Corlew	Curtis
Francis	Franklin	Green	Henderson	Higdon
Johnson	Kendrick	Mitten	Walker 74	Washington

VACANCIES: 005

Representative Wiemann declared the bill passed.

HB 1420, relating to the early learning quality assurance report, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 1420** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Conway 10	Conway 104	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McDaniel	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads

Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Eggleston	Helms	Hurst	Marshall	Matthiesen
Moon	Pogue	Roeber	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 019

Beard	Brown 94	Butler	Christofanelli	Cookson
Corlew	Curtis	Francis	Green	Gregory
Henderson	Higdon	Johnson	Kendrick	McGee
Schroer	Stephens 128	Walker 74	Washington	

VACANCIES: 005

Representative Wiemann declared the bill passed.

HCS HB 1930, relating to regulation of the display of the United States flag, was taken up by Representative Chipman.

On motion of Representative Chipman, **HCS HB 1930** was read the third time and passed by the following vote:

AYES: 135

Anders	Anderson	Andrews	Arthur	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Burnett	Mitten	Morgan	Newman

PRESENT: 002

Adams	Ellington

ABSENT WITH LEAVE: 017

Alferman	Bahr	Beard	Brown 94	Butler
Cookson	Corlew	Curtis	Francis	Franks Jr
Green	Henderson	Higdon	Johnson	Kendrick
Walker 74	Washington			

VACANCIES: 005

Representative Wiemann declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 53 - Children and Families
HJR 75 - Transportation

REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

HRB 1 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1347 - Elections and Elected Officials
HB 1652 - Professional Registration and Licensing
HB 1799 - Special Committee on Employment Security
HB 1811 - Higher Education
HB 1867 - Children and Families
HB 2090 - Professional Registration and Licensing
HB 2112 - Local Government
HB 2123 - General Laws
HB 2136 - Health and Mental Health Policy

HB 2144 - Elections and Elected Officials
HB 2146 - Ways and Means
HB 2223 - Judiciary
HB 2276 - General Laws
HB 2290 - Judiciary
HB 2306 - Conservation and Natural Resources
HB 2315 - Special Committee on Tax Policy for Working Families
HB 2316 - Special Committee on Tax Policy for Working Families
HB 2319 - Special Committee to Improve the Care and Well-being of Young People
HB 2322 - Pensions
HB 2335 - Pensions
HB 2344 - Financial Institutions
HB 2368 - Transportation
HB 2383 - Local Government
HB 2407 - Health and Mental Health Policy
HB 2408 - Higher Education
HB 2419 - Financial Institutions

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 2407 - Children and Families

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1729**, **HB 1621** and **HB 1436**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Lant, Miller, Pietzman and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Plocher and Washington

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1673**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Kendrick, Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Brown (57)

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2184**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Black, Kendrick, Moon, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Present (2): Brown (27) and Morgan

Absent (1): Brown (57)

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2202**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Kendrick, Moon, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (2): Morgan and Pogue

Absent (1): Brown (57)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Franklin, Grier, Helms, Mathews, Neely, Sommer and White

Noes (3): Carpenter, McGee and Ross

Absent (1): Walker (74)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1264**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Lant, Phillips, Rehder, Trent and White

Noes (3): Ellebracht, Hill and Mitten

Absent (2): Haahr and Roberts

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1874**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and McGee

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1918**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and McGee

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 69**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Barnes (28) and Brattin

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 73**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Shumake, Tate and Wilson

Noes (0)

Absent (3): Barnes (28), Brattin and Pike

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1721**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Mosley, Schroer and Shull (16)

Noes (1): Ellington

Absent (4): Gray, Kelley (127), Rhoads and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1831**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Mosley, Schroer and Shull (16)

Noes (0)

Absent (4): Gray, Kelley (127), Rhoads and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Mosley, Schroer and Shull (16)

Noes (0)

Absent (4): Gray, Kelley (127), Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1428**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1525**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1618**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1800**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1809**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1873**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1876**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1887**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1896**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1998**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

COMMITTEE APPOINTMENTS

February 13, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jered Taylor to the Standing Committee on Conservation and Natural Resources.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 13, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Jon Carpenter from the House Committee on Government Efficiency, and appoint Representative Josh Peters.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 13, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Richard Brown from the House Committee on Professional Registration and Licensing, and appoint Representative Josh Peters to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 14, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1722
Executive session will be held: HB 1517, HB 2171
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Agriculture and Department of Conservation.
AMENDED

BUDGET
Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Judiciary, Public Defender and General Assembly.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2216
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HR 4891, HB 1347, HB 2144
Executive session will be held: HB 1424, HB 2208, HB 1234
Executive session may be held on any matter referred to the committee.
Added HB 1347 and HB 2144 for public hearing.
AMENDED

FISCAL REVIEW
Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1837, HB 2183
Executive session may be held on any matter referred to the committee.
Removed HB 1260, will be heard at a later date.
AMENDED

HIGHER EDUCATION
Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 1273, HB 1942
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT
Wednesday, February 14, 2018, 12:00 PM or 15 minutes following morning adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1488, HB 1893, HB 2243
Executive session will be held: HB 1442, HB 1485
Executive session may be held on any matter referred to the committee.

PENSIONS
Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2335, HB 2322
Executive session may be held on any matter referred to the committee.
Upon evening adjournment.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, February 14, 2018, 12:30 PM or upon morning adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1574, HB 2233, HB 2221
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, February 14, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HB 1503, HCS HB 1645, HCS HB 1907, HB 1945, HB 1797
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2196, HB 1454, HCR 59, HCR 64, HR 4878, HB 2043
Executive session may be held on any matter referred to the committee.
AMENDED

TRANSPORTATION
Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2277, HB 1983, HB 2268, HB 2286
Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122
Executive session may be held on any matter referred to the committee.
We will be going into executive session first, so all members try to be there.
We have added HB 2286. HB 2180 will not be heard on this date.
AMENDED

UTILITIES
Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2265
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, February 14, 2018, 9:30 AM, House Hearing Room 4.
Executive session will be held: HB 2239
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 14, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 86 and HCR 87

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 82 and HJR 83

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2001 through HB 2013

HOUSE BILLS FOR SECOND READING

HB 2436 through HB 2451

HOUSE BILLS FOR PERFECTION

HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HB 1578 - Kolkmeyer
HCS HB 1796 - Ruth
HCS HB 1710 - Grier
HCS HB 2034 - Curtman
HB 1608 - Kelly (141)
HB 1464 - Berry

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 14, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Behold, God is my salvation; I will trust and not be afraid. (II Isaiah 12:2)

O Gracious God, on this Ash Wednesday we know You are the hope of the world and the help of all who put their trust in You; be our hope and our help as we come to You in this our morning prayer. Lead us to the rock that is higher than we, and there may we find strength for each day, courage for each hour, confidence for each minute, and faith for each second. Then may we defeat the adversaries that would conquer our spirits, by being strong in You.

Our prayer leaps across the boundaries of division to include the world in which we live. In spite of differences, bind us together in a common obedience to the moral law and make our faith real enough and strong enough to unite us in a fellowship of like minds. While it is yet early, may we choose light and not darkness, love and not hate, truth and not falsehood, peace and not conflict. St. Valentine, bless all couples!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Eleanor Cassidy and Hayley Michael.

Speaker Richardson assumed the Chair.

The Journal of the twenty-third day was approved as printed by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Franklin	Franks Jr	Gannon	Gray
Grier	Haahr	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houx	Hurst
Justus	Kelley 127	Kendrick	Kidd	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch

Marshall	May	McCann Beatty	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roeber	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 044

Black	Brattin	Brown 94	Butler	Carpenter
Cookson	Curtis	Curtman	DeGroot	Dogan
Ellington	Fitzwater	Fraker	Francis	Frederick
Green	Gregory	Haefner	Hansen	Houghton
Johnson	Kelly 141	Korman	Lavender	Mathews
Matthiesen	McCreery	McDaniel	McGee	Mitten
Neely	Plocher	Razer	Roden	Rone
Runions	Shull 16	Smith 85	Stephens 128	Trent
Vescovo	Walker 74	Washington	Wood	

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Curtis offered House Resolution No. 5357 and House Resolution No. 5358.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2452, introduced by Representative Redmon, relating to fuel standards.

HB 2453, introduced by Representative Austin, relating to public works contractors.

HB 2454, introduced by Representative Remole, relating to fraudulent use of certain devices, with a penalty provision.

HB 2455, introduced by Representative Roberts, relating to racial considerations in death penalty cases.

HB 2456, introduced by Representative Sommer, relating to missing endangered veterans.

HB 2457, introduced by Representative Anderson, relating to residential dwelling rentals.

HB 2458, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2459, introduced by Representative Dogan, relating to trial procedures for murder in the first degree.

HB 2460, introduced by Representative Vescovo, relating to Von Willebrand awareness.

HB 2461, introduced by Representative Kendrick, relating to birth certificates for homeless veterans.

HB 2462, introduced by Representative Walker (74), relating to forensic examinations.

HB 2463, introduced by Representative Stephens (128), relating to the protection of persons with emergency medical conditions.

HB 2464, introduced by Representative Curtis, relating to state funding for historically black institutions of higher education.

HB 2465, introduced by Representative Curtis, relating to school funding.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 86, relating to the Dred Scott decision of 1850.

HCR 87, relating to electrical corporations and the Missouri Public Service Commission.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 82, relating to initiative petitions.

HJR 83, relating to transportation funding.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 2001, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2006, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2007, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2436, relating to the display of certain items in public schools.

HB 2437, relating to federal electronic logging device mandates.

HB 2438, relating to workers' compensation.

HB 2439, relating to the Retirees Experiencing a Better Living Initiative.

HB 2440, relating to tax credits for contributions to certain benevolent organizations.

HB 2441, relating to museums, with a penalty provision.

HB 2442, relating to school financial audits.

HB 2443, relating to industry-recognized certifications.

HB 2444, relating to state funding for elementary and secondary education.

HB 2445, relating to the public school parental choice act.

HB 2446, relating to elementary and secondary education.

HB 2447, relating to the construction of utility facilities.

HB 2448, relating to compensation for condemned property.

HB 2449, relating to the construction of utility facilities.

HB 2450, relating to motor vehicle licensing and registration fees.

HB 2451, relating to building permits, with penalty provisions.

PERFECTION OF HOUSE BILLS

HB 1371, relating to gifted education, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HB 1371** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1371, Page 1, Section 162.720, Line 14, by inserting after all of said line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Sommer, **HB 1371** was ordered perfected and printed.

HB 1421, relating to gifted education, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 1421** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1421, Page 2, Section 162.722, Line 8, by inserting after all of said line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section

163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional**

school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Ellington offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1421, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**160.440. 1. For purposes of this section, "magnet school" means a school with specialized curricula that draws its student body from geographic areas outside the attendance zone of such school but within the attendance zone of the school district in which such school is located.**

2. Notwithstanding any other provision of law, a school district may convert any school within its district into a magnet school. Any student who lives within the attendance zone of the school district may attend such magnet school, subject to the provisions of subsection 3 of this section.

3. If capacity is insufficient to enroll all students who seek admission to the magnet school, the magnet school shall have an admissions process that ensures that all students who seek admission have an equal chance of gaining admission; except that, the magnet school may give a preference for admission of students who submit an application for admission before a certain date.

4. A school district shall not be required to provide transportation to any student attending a magnet school who lives outside the attendance zone of such school but within the attendance zone of the school district.

5. This section shall not apply to any magnet school that was operating before the effective date of this section.

160.665. 1. Any school district within the state may designate one or more elementary or secondary school teachers or administrators as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher or administrator. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any teacher or administrator of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the **[**~~superintendent~~**] board** of the school district which employs him or her as a teacher or administrator. Along with this request, any teacher or administrator seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all teachers and administrators seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district may designate a teacher or administrator as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. Any school district that designates a teacher or administrator as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

(1) The full name, date of birth, and address of the officer;

(2) The name of the school district; and

(3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district may designate a teacher or administrator as a school protection officer, the school board shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The board may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device.

162.215. 1. The school board of any school district may authorize and commission school officers to enforce laws relating to crimes committed on school premises, at school activities, and on school buses operating within the school district only upon the execution of a memorandum of understanding with each municipal law enforcement agency and county sheriff's office which has law enforcement jurisdiction over the school district's premises and location of school activities, provided that the memorandum shall not grant statewide arrest authority. School officers shall be licensed peace officers, as defined in section 590.010, and shall comply with the provisions of chapter 590. The powers and duties of a peace officer shall continue throughout the employee's tenure as a school officer.

2. School officers shall abide by district school board policies, all terms and conditions defined within the executed memorandum of understanding with each municipal law enforcement agency and county sheriff's office which has law enforcement jurisdiction over the school district's premises and location of school activities, and shall consult with and coordinate activities through the **[**~~school superintendent or the superintendent's designee~~**] board**. School officers' authority shall be limited to crimes committed on school premises, at school activities, and on school buses operating within the jurisdiction of the executed memorandum of understanding. All crimes involving any sexual offense or any felony involving the threat or use of force shall remain under the authority of the local jurisdiction where the crime occurred. School officers may conduct any justified stop on school property and enforce any local violation that occurs on school grounds. School officers shall have the authority to stop, detain, and arrest for crimes committed on school property, at school activities, and on school buses.

162.553. There may be established for a period of not less than one year nor more than three years within each urban school district with a reported dropout rate in excess of forty percent, an ad hoc committee of thirteen to twenty members on dropout prevention. The committee shall be composed of school personnel, parents, students and community members. The committee members shall be selected by **[**~~the superintendent and president of~~**]** the school board with input from community organizations, the parent organizations of the district and student organizations of the district.

162.641. 1. In metropolitan districts, the treasurer shall exercise a general supervision over the fiscal affairs of the public schools of the city, the collection and payment of funds to the school depositaries, and the disbursement of all revenues and moneys belonging to the board. He **or she** shall deposit daily in the designated depositaries of the board all money collected or received by him **or her** for the board. He **or she** shall see that no liability is incurred or expenditure made without due authority of law, and that the appropriations are not overdrawn. He **or she** shall have supervision of all invested property of the board. He **or she** shall be the custodian of all securities, documents, title papers, books of record and other papers belonging to the board, other than books of record of board proceedings. He **or she** shall furnish a statement of receipts and disbursements at the times that the rules of the board provide, and at the end of the fiscal year he **or she** shall make to the superintendent of schools and the board a full and comprehensive report of its financial affairs for the preceding year. He **or she** shall give bond as the board requires, but not less than fifty thousand dollars.

2. The treasurer shall be the general accountant of the board and shall preserve in his **or her** office all accounts, vouchers and contracts pertaining to school affairs. He **or she** shall examine and audit all accounts and demands against the board and certify their correctness. He **or she** shall require settlement of accounts to be verified by affidavit whenever he **or she** deems proper. He **or she** shall keep accounts and shall make available budget and cost information as requested by the superintendent of schools and the board of education.

3. The treasurer shall exercise his **or her** duties and responsibilities under the administrative supervision and direction of the **[**~~superintendent of schools and subject to the rules, regulations and policies of the~~**]** board of education."; and

Further amend said bill, Page 2, Section 162.722, Line 8, by inserting after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their

successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools**[**~~, including appointment of staff~~**]**. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section.

167.020. 1. As used in this section, the term "homeless child" or "homeless youth" shall mean a person less than twenty-one years of age who lacks a fixed, regular and adequate nighttime residence, including a child or youth who:

(1) Is sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; is living in motels, hotels, or camping grounds due to lack of alternative adequate accommodations; is living in emergency or transitional shelters; is abandoned in hospitals; or is awaiting foster care placement;

(2) Has a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings;

(3) Is living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings; and

(4) Is a migratory child or youth who qualifies as homeless because the child or youth is living in circumstances described in subdivisions (1) to (3) of this subsection.

2. In order to register a pupil, the parent or legal guardian of the pupil or the pupil himself or herself shall provide, at the time of registration, one of the following:

(1) Proof of residency in the district. Except as otherwise provided in section 167.151, the term "residency" shall mean that a person both physically resides within a school district and is domiciled within that district or, in the case of a private school student suspected of having a disability under the Individuals With

Disabilities Education Act, 20 U.S.C. Section 1412, et seq., that the student attends private school within that district. The domicile of a minor child shall be the domicile of a parent, military guardian pursuant to a military-issued guardianship or court-appointed legal guardian. For instances in which the family of a student living in Missouri co-locates to live with other family members or live in a military family support community because one or both of the child's parents are stationed or deployed out of state or deployed within Missouri under **[**~~Title 32 or Title 10~~**]** active duty orders **under Title 10 or Title 32 of the United States Code**, the student may attend the school district in which the family member's residence or family support community is located. If the active duty orders expire during the school year, the student may finish the school year in that district; or

(2) Proof that the person registering the student has requested a waiver under subsection 3 of this section within the last forty-five days.

In instances where there is reason to suspect that admission of the pupil will create an immediate danger to the safety of other pupils and employees of the district, the **[**~~superintendent or the superintendent's designee~~**] school board** may convene a hearing within five working days of the request to register and determine whether or not the pupil may register.

3. Any person subject to the requirements of subsection 2 of this section may request a waiver from the district board of any of those requirements on the basis of hardship or good cause. Under no circumstances shall athletic ability be a valid basis of hardship or good cause for the issuance of a waiver of the requirements of subsection 2 of this section. The district board or committee of the board appointed by the president and which shall have full authority to act in lieu of the board shall convene a hearing as soon as possible, but no later than forty-five days after receipt of the waiver request made under this subsection or the waiver request shall be granted. The district board or committee of the board may grant the request for a waiver of any requirement of subsection 2 of this section. The district board or committee of the board may also reject the request for a waiver in which case the pupil shall not be allowed to register. Any person aggrieved by a decision of a district board or committee of the board on a request for a waiver under this subsection may appeal such decision to the circuit court in the county where the school district is located.

4. Any person who knowingly submits false information to satisfy any requirement of subsection 2 of this section is guilty of a class A misdemeanor.

5. In addition to any other penalties authorized by law, a district board may file a civil action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of school attendance for any pupil who was enrolled at a school in the district and whose parent, military guardian or legal guardian filed false information to satisfy any requirement of subsection 2 of this section.

6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or youth, or a pupil attending a school not in the pupil's district of residence as a participant in an interdistrict transfer program established under a court-ordered desegregation program, a pupil who is a ward of the state and has been placed in a residential care facility by state officials, a pupil who has been placed in a residential care facility due to a mental illness or developmental disability, a pupil attending a school pursuant to sections 167.121 and 167.151, a pupil placed in a residential facility by a juvenile court, a pupil with a disability identified under state eligibility criteria if the student is in the district for reasons other than accessing the district's educational program, or a pupil attending a regional or cooperative alternative education program or an alternative education program on a contractual basis.

7. Within two business days of enrolling a pupil, the school official enrolling a pupil, including any special education pupil, shall request those records required by district policy for student transfer and those discipline records required by subsection 9 of section 160.261 from all schools previously attended by the pupil within the last twelve months. Any school district that receives a request for such records from another school district enrolling a pupil that had previously attended a school in such district shall respond to such request within five business days of receiving the request. School districts may report or disclose education records to law enforcement and juvenile justice authorities if the disclosure concerns law enforcement's or juvenile justice authorities' ability to effectively serve, prior to adjudication, the student whose records are released. The officials and authorities to whom such information is disclosed must comply with applicable restrictions set forth in 20 U.S.C. Section 1232g(b)(1)(E).

167.031. 1. Every parent, guardian or other person in this state having charge, control or custody of a child not enrolled in a public, private, parochial, parish school or full-time equivalent attendance in a combination of such schools and between the ages of seven years and the compulsory attendance age for the district is responsible for enrolling the child in a program of academic instruction which complies with subsection 2 of this section. Any parent, guardian or other person who enrolls a child between the ages of five and seven years in a public school program of academic instruction shall cause such child to attend the academic program on a regular basis, according to this section.

Nonattendance by such child shall cause such parent, guardian or other responsible person to be in violation of the provisions of section 167.061, except as provided by this section. A parent, guardian or other person in this state having charge, control, or custody of a child between the ages of seven years of age and the compulsory attendance age for the district shall cause the child to attend regularly some public, private, parochial, parish, home school or a combination of such schools not less than the entire school term of the school which the child attends; except that:

(1) A child who, to the satisfaction of the **[**~~superintendent of public schools~~**] board** of the district in which he **or she** resides**[**~~, or if there is no superintendent then the chief school officer~~**]**, is determined to be mentally or physically incapacitated may be excused from attendance at school for the full time required, or any part thereof;

(2) A child between fourteen years of age and the compulsory attendance age for the district may be excused from attendance at school for the full time required, or any part thereof, by the **[**~~superintendent of public schools~~**] board** of the district, or if there is none then by a court of competent jurisdiction, when legal employment has been obtained by the child and found to be desirable, and after the parents or guardian of the child have been advised of the pending action; or

(3) A child between five and seven years of age shall be excused from attendance at school if a parent, guardian or other person having charge, control or custody of the child makes a written request that the child be dropped from the school's rolls.

2. (1) As used in sections 167.031 to 167.071, a "home school" is a school, whether incorporated or unincorporated, that:

(a) Has as its primary purpose the provision of private or religious-based instruction;

(b) Enrolls pupils between the ages of seven years and the compulsory attendance age for the district, of which no more than four are unrelated by affinity or consanguinity in the third degree; and

(c) Does not charge or receive consideration in the form of tuition, fees, or other remuneration in a genuine and fair exchange for provision of instruction.

(2) As evidence that a child is receiving regular instruction, the parent shall, except as otherwise provided in this subsection:

(a) Maintain the following records:

a. A plan book, diary, or other written record indicating subjects taught and activities engaged in; and

b. A portfolio of samples of the child's academic work; and

c. A record of evaluations of the child's academic progress; or

d. Other written, or credible evidence equivalent to subparagraphs a., b. and c.; and

(b) Offer at least one thousand hours of instruction, at least six hundred hours of which will be in reading, language arts, mathematics, social studies and science or academic courses that are related to the aforementioned subject areas and consonant with the pupil's age and ability. At least four hundred of the six hundred hours shall occur at the regular home school location.

(3) The requirements of subdivision (2) of this subsection shall not apply to any pupil above the age of sixteen years.

3. Nothing in this section shall require a private, parochial, parish or home school to include in its curriculum any concept, topic, or practice in conflict with the school's religious doctrines or to exclude from its curriculum any concept, topic, or practice consistent with the school's religious doctrines. Any other provision of the law to the contrary notwithstanding, all departments or agencies of the state of Missouri shall be prohibited from dictating through rule, regulation or other device any statewide curriculum for private, parochial, parish or home schools.

4. A school year begins on the first day of July and ends on the thirtieth day of June following.

5. The production by a parent of a daily log showing that a home school has a course of instruction which satisfies the requirements of this section or, in the case of a pupil over the age of sixteen years who attended a metropolitan school district the previous year, a written statement that the pupil is attending home school in compliance with this section shall be a defense to any prosecution under this section and to any charge or action for educational neglect brought pursuant to chapter 210.

6. As used in sections 167.031 to 167.051, the term "compulsory attendance age for the district" shall mean:

(1) Seventeen years of age for any metropolitan school district for which the school board adopts a resolution to establish such compulsory attendance age; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted; and

(2) Seventeen years of age or having successfully completed sixteen credits towards high school graduation in all other cases. The school board of a metropolitan school district for which the compulsory attendance age is seventeen years may adopt a resolution to lower the compulsory attendance age to sixteen years;

provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted.

7. For purposes of subsection 2 of this section as applied in subsection 6 **[**~~herein~~**] of this section**, a "completed credit towards high school graduation" shall be defined as one hundred hours or more of instruction in a course. Home school education enforcement and records pursuant to this section, and sections 210.167 and 211.031, shall be subject to review only by the local prosecuting attorney.

167.091. 1. The school board of any district which has ten thousand inhabitants or more**[**~~,~~**]** may establish and maintain from the public school funds one or more special truant or parental day schools in the city or district for children who are either habitual truants from any school in which they are enrolled as pupils, or who, while in attendance at any school are incorrigible, vicious or immoral, or who habitually wander or loiter about the streets or roads or other public places without lawful employment, or who, in the opinion of the board **[**~~or of its superintendent of instruction~~**]**, require special attention and instruction. The school board**[**~~, through its officers,~~**]** may assign, require and compel all such children to attend the special truant or parental school or any department of the graded schools that the board directs.

2. The board may also establish and maintain from the public school funds, either within or without its district, a parental school for the care and education of any child resident of the school district and committed to it by a juvenile court under the provisions of section 211.181. For every child committed to the school there shall be paid to the board of education out of the treasury of the city or county the sum of ten dollars per month for the support, maintenance, clothing and other expenses of the child from the time of its entrance into the school until its discharge therefrom.

168.171. Each school board employing thirty or more teachers may employ a supervisor of physical education for the schools under its jurisdiction whose qualifications for service shall be established by the state board of education. The supervisor of physical education, under the direction of the **[**~~superintendent of schools~~**] board** of the district, shall supervise the teaching of all subjects related to physical education and the physical well-being of the children under his **or her** charge, direct the supervised play and gymnastics in the schools and control school athletics. School boards employing thirty or more teachers may employ, or otherwise provide or secure the service of, a supervisor of health and of one or more school nurses, who shall serve under the administration of the **[**~~superintendent of schools~~**] board** of the district. If the supervisor of physical education is qualified to perform the duties of supervisor of health, he **or she** may perform the duties of both offices. All duties performed by the supervisor of health or the school nurses shall be performed with the advice and cooperation of the director of the state department of health and senior services.

168.211. 1. In metropolitan districts the superintendent of schools shall be appointed by the board of education for a term of one to five years**[**~~, during which term his compensation shall not be reduced~~**]**. The **[**~~superintendent of schools~~**] board** may appoint**[**~~, with the approval of the board,~~**]** a treasurer**[**~~,~~**] and** a commissioner of school buildings and **[**~~he~~**] they** shall serve at the pleasure of the **[**~~superintendent of schools and~~**] board. The board may also appoint** as many associate and assistant superintendents as **[**~~he~~**] the board** deems necessary, whose compensation shall be fixed by the board. The superintendent of schools shall give bond in the sum that the board requires but not less than fifty thousand dollars. No employee or agent of the board shall be a member of the board.

2. The **[**~~superintendent of schools~~**] board** shall have general supervision**[**~~, subject to policies established by the board,~~**]** of the school system, including its various departments and physical properties, courses of instruction, discipline and conduct of the schools, textbooks and studies**, and the superintendent shall enforce any decisions made by the board regarding these issues**. All appointments, promotions and transfers of teachers and all other employees, and introduction and changes of textbooks and apparatus, shall be made by **[**~~the superintendent with the approval of~~**]** the board**, and the superintendent shall enforce such decisions**. All appointments and promotions of teachers and all other employees shall be made upon the basis of merit, to be ascertained, as far as practicable, in cases of appointment, by examination, and in cases of promotion, by length and character of service. Examinations for appointment shall be conducted by the **[**~~superintendent under regulations to be made by the~~**]** board. **[**~~He~~**] The superintendent** shall make such reports to the board that it directs or the rules provide.

3. The **[**~~superintendent of schools~~**] board** shall have general supervision**[**~~, subject to policies established by the board,~~**]** of all school buildings, apparatus, equipment and school grounds and of their construction, installation, operation, repair, care and maintenance; the purchasing of all supplies and equipment; the operation of the school lunchrooms; the administration of examinations for the appointment and promotion of all employees of the school system; and the preparation and administration of the annual budget for the school system**, and the superintendent**

shall enforce any decisions made by the board regarding these issues. **[**~~Subject to the approval of the board of education as to number and salaries, the superintendent~~**] The board** may appoint as many employees as are necessary for the proper performance of **[**~~his~~**] the superintendent's** duties.

4. The board may grant a leave of absence to the superintendent of schools, and may remove him **or her** from office by vote of a majority of its members.

5. Should the **[**~~superintendent~~**] board** hire a commissioner of school buildings, said person shall be a person qualified by reason of education, experience and general familiarity with buildings and personnel to assume the following responsibilities and duties. Subject to the control of the **[**~~superintendent of schools~~**] board**, he **or she** shall exercise supervision over all school buildings, machinery, heating systems, equipment, school grounds and other buildings and premises of the board of education and the construction, installation, operation, repair, care and maintenance related thereto and the personnel connected therewith; the purchasing of building supplies and equipment and such other duties as may be assigned to him **or her** by board rules or regulations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Pfautsch, **HB 1421** was ordered perfected and printed.

HCS HB 1455, relating to career options for students, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HCS HB 1455** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1455, Page 3, Section 173.1004, Line 49, by inserting after all of said section and line the following:

"**173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.**

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Ellington offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1455, Page 1, Section 167.902, Line 1, by inserting before all of said line the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision (5) of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and

to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 of this section.

8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection 10 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section; except that, students who are active duty military dependents, and students who are dependants of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty, who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department**[**~~; and~~

~~(4) Who is a citizen or permanent resident of the United States~~**]**.

9. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

10. For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill, Page 2, Section 167.902, Line 28, by inserting after all of said line the following:

"173.262. 1. There is hereby established the "Marguerite Ross Barnett Competitiveness Scholarship Program", and any moneys appropriated by the general assembly for this program shall be used to provide scholarships for Missouri citizens to attend a Missouri college or university of their choice pursuant to the provisions of this section.

2. The definitions of terms set forth in section 173.205 shall be applicable to such terms as used in this section. The term "competitiveness scholarship" means an amount of money paid by the state of Missouri to a qualified college or university student pursuant to the provisions of this section.

3. The coordinating board for higher education shall be the administrative agency for the implementation of the program established by this section, and shall:

(1) Promulgate reasonable rules and regulations for the exercise of its functions and the effectuation of the purposes of this section;

(2) Prescribe the form and the time and method of awarding competitiveness scholarships, and shall supervise the processing thereof; and

(3) Select qualified recipients to receive competitiveness scholarships, make such awards of competitiveness scholarships to qualified recipients and determine the manner and method of payment to the recipient.

4. A student shall be eligible for initial or renewed competitiveness scholarship if, at the time of his application and throughout the period during which he is receiving such assistance, he is a part-time student who:

(1) Is eighteen years of age or older;

(2) Is employed twenty hours or more per week;

(3) **[**~~Is a citizen or a permanent resident of the United States;~~

~~(4)~~**]** Is a resident of the state of Missouri, as determined by reference to standards promulgated pursuant to section 173.140;

[~~(5)~~**] (4)** Is enrolled, or has been accepted for enrollment, as a part-time undergraduate student in an approved private or public institution; and

[~~(6)~~**] (5)** Establishes financial need.

5. A recipient of competitiveness scholarship awarded under the provisions of this section may transfer from one approved Missouri public or private institution to another without losing eligibility for the scholarship. If a recipient of the scholarship at any time withdraws from an approved private or public institution so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees or other charges, the institution shall pay the portion of the refund attributable to the scholarship for that term to the coordinating board for higher education."; and

Further amend said bill, Page 3, Section 173.1004, Line 49, by inserting after all of said line the following:

"173.1104. 1. An applicant shall be eligible for initial or renewed financial assistance only if, at the time of application and throughout the period during which the applicant is receiving such assistance, the applicant:

(1) **[**~~Is a citizen or a permanent resident of the United States;~~

~~(2)~~**]** Is a resident of the state of Missouri, as determined by reference to standards promulgated by the coordinating board;

[~~(3)~~**] (2)** Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student in an approved private or public institution; and

[~~(4)~~**] (3)** Is not enrolled or does not intend to use the award to enroll in a course of study leading to a degree in theology or divinity.

2. If an applicant is found guilty of or pleads guilty to any criminal offense during the period of time in which the applicant is receiving financial assistance, such applicant shall not be eligible for renewal of such assistance, provided such offense would disqualify the applicant from receiving federal student aid under Title IV of the Higher Education Act of 1965, as amended.

3. Financial assistance shall be allotted for one academic year, but a recipient shall be eligible for renewed assistance until he or she has obtained a baccalaureate degree, provided such financial assistance shall not exceed a total of ten semesters or fifteen quarters or their equivalent. Standards of eligibility for renewed assistance shall be the same as for an initial award of financial assistance, except that for renewal, an applicant shall demonstrate a grade-point average of two and five-tenths on a four-point scale, or the equivalent on another scale. This subsection shall be construed as the successor to section 173.215 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.215.

173.2505. 1. This section shall be known and may be cited as the "Dual Credit Scholarship Act".

2. To be eligible to receive the dual credit scholarship, a student shall:

(1) **[**~~Be a United States citizen or permanent resident;~~

~~(2)~~**]** Be a Missouri resident as defined by the coordinating board for higher education pursuant to section 173.005;

[~~(3)~~**] (2)** Be enrolled in a dual credit program offered by an approved dual credit provider, as defined in section 173.2500;

[~~(4)~~**] (3)** Have a cumulative high school grade point average of at least two and a half on a four point scale or equivalent; and

[~~(5)~~**] (4)** Meet one or more of the following indicators of economic need:

(a) Be individually eligible to be enrolled in a federal free or reduced-price lunch program, based on income levels established by the United States Department of Agriculture;

(b) Reside in a foster home, be a ward of the state, or be homeless; or

(c) Receive low-income public assistance, such as the Supplemental Nutrition Assistance Program (SNAP) or the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC), or live in federally subsidized public housing.

3. The dual credit scholarship is hereby created to provide financial assistance to high school students enrolling in dual credit courses offered by an approved dual credit provider as defined in section 173.2500. The coordinating board may promulgate rules for the administration of the program including establishing the application, eligibility, and payment procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

4. Subject to appropriation, the dual credit scholarship shall reimburse eligible students for up to fifty percent of the tuition cost paid by the student to enroll in a dual credit course offered by an approved dual credit provider.

5. No student shall receive in excess of five hundred dollars annually for all dual credit courses taken by such student.

6. There is hereby created in the state treasury the "Dual Credit Scholarship Fund", which shall consist of moneys appropriated to the fund by the general assembly and private donations made to the fund. The state treasurer shall be the custodian of the fund and shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

173.2550. 1. The provisions of this section shall be known and may be cited to as the "Make America Great Again Act".

2. Notwithstanding any other provision of law, no person shall be denied any post-secondary public education benefit based on the citizenship or immigration status, lawful or unlawful, of such person.

178.411. 1. As used in this section, the following terms mean:

(1) "Board", state board of education;

(2) "Course", any unit of study for which an institution awards credit hours toward the completion of an education program;

(3) "Fee", any tuition or fee or both charged by an institution for attendance at that institution by a resident of this state;

(4) "Fee waiver", the relinquishment by the institution of its charge of fees to a homemaker according to the provisions of this section;

(5) "Homemaker", an individual whose principal job has been homemaking, who has lost his or her main source of income because of divorce, separation, death or disability of a spouse, long-term family income below poverty level, or loss of eligibility for public assistance, and who has not been employed on a full-time basis of forty hours per week for at least three years. Such full-time employment shall not include seasonal occupations;

(6) "Institution", a public area vocational-technical school or a public community college as established in this chapter;

(7) "Training program ready", the completion by a homemaker of a comprehensive vocational assessment of interests, aptitudes and abilities inventories or tests to ensure appropriate vocational educational placement from an approved vocational assessment/evaluation program, including the completion of a vocational orientation involving career decision-making activities, career exploration into nontraditional programs, new technologies and high demand occupations;

(8) "Vocational education program", an educational program for less than a baccalaureate degree, the controlling purpose of which is to prepare for profitable employment.

2. The board shall be the administrative agency for the implementation of this section. The board shall:

(1) Promulgate rules and regulations for the implementation of this section;

(2) Determine the procedures necessary for a homemaker to apply for and receive a fee waiver and provide the necessary forms;

(3) Determine eligibility guidelines for an institution to follow in the event that more homemakers apply for fee waivers in vocational education programs than the institution can accommodate in any particular enrollment period;

(4) Determine guidelines for individual eligibility and minimum standards in order for a homemaker to become and to remain eligible to receive a fee waiver, including becoming training program ready;

(5) Distribute annual grants to the institutions within the amounts appropriated therefor according to the provisions of this section.

3. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. Any other provision of the law to the contrary notwithstanding, an institution may waive the fee required for attendance in a vocational education program by a homemaker. Unless otherwise required by federal law, the receipt of the fee waiver shall not cause a reduction from any other agency benefits while the individual is enrolled in a vocational education program and for a period of six months after exit to full-time unsubsidized employment.

5. Within the limits of the amounts appropriated therefor, the board shall award an annual grant to each institution for fee waivers. The appropriated amount shall be divided between the area vocational-technical schools and the community colleges and shall be distributed according to the state plan for federal vocational education funds.

6. A homemaker may receive a fee waiver from an institution if at the time of application and throughout the period during which the homemaker is receiving such waiver the homemaker is a **[**~~citizen or permanent resident of the United States, is a~~**]** resident of the state of Missouri as defined by the board, and is enrolled or has been accepted for enrollment in a vocational education program the purpose of which is to prepare for gainful employment. In no event shall a homemaker receive additional fee waivers beyond the completion of the vocational education program for which the homemaker is enrolled. A homemaker may change from one program to another prior to completion of the original program without loss of eligibility; provided, however, that the total credit hours for which fees are waived shall not exceed the equivalent credit hours of a community college associate's degree.

7. Nothing in this section shall be construed as a promise or guarantee that a homemaker will be admitted to an institution or to a particular program within that institution, that a homemaker will be allowed to continue after having been admitted, or will be graduated from a program at an institution. Each institution's rules and policies on student advancement shall apply to homemakers receiving fee waivers. An institution may subsequently refuse to waive fees if the homemaker has not made satisfactory progress or has withdrawn from the program prior to completion of the course without cause according to the institution's rules.

[~~173.1110. 1. No covered student unlawfully present in the United States shall receive a postsecondary education public benefit. Educational institutions awarding postsecondary education public benefits to covered students shall verify that these students are United States citizens, permanent residents, or lawfully present in the United States.~~

~~2. The following documents, in hard copy or electronic form, may be used to document that a covered student is a United States citizen, permanent resident, or is lawfully present in the United States:~~

~~(1) The Free Application for Student Aid Institutional Student Information Record;~~

~~(2) A state-issued driver's license;~~

~~(3) A state-issued nondriver's identification card;~~

~~(4) Documentary evidence recognized by the department of revenue when processing an application for a driver's license or nondriver's identification card;~~

~~(5) A United States birth certificate;~~

~~(6) A United States military identification card; or~~

~~(7) Any document issued by the federal government that confirms an alien's lawful presence in the United States.~~

~~3. All postsecondary higher education institutions shall annually certify to the department of higher education that they have not knowingly awarded a postsecondary education public benefit to a covered student who is unlawfully present in the United States.~~

~~4. As used in this section, the following terms shall mean:~~
~~(1) "Covered student", a student eighteen years of age or older, who has graduated from high school and is attending classes on the campus of a postsecondary educational institution during regularly scheduled academic sessions;~~
~~(2) "Postsecondary education public benefit", institutional financial aid awarded by public postsecondary educational institutions and state-administered postsecondary grants and scholarships awarded by all postsecondary educational institutions to covered students.~~**]**

[~~208.009. 1. No alien unlawfully present in the United States shall receive any state or local public benefit, except for state or local public benefits that may be offered under 8 U.S.C. 1621(b). Nothing in this section shall be construed to prohibit the rendering of emergency medical care, prenatal care, services offering alternatives to abortion, emergency assistance, or legal assistance to any person.~~
~~2. As used in this section, "public benefit" means any grant, contract, or loan provided by an agency of state or local government; or any retirement, welfare, health, disability, housing, or food assistance benefit under which payments, assistance, credits, or reduced rates or fees are provided. The term "public benefit" shall not include postsecondary education public benefits as defined in section 173.1110, any municipal permit, or contracts or agreements between public utility providers and their customers or unemployment benefits payable under chapter 288. The unemployment compensation program shall verify the lawful presence of an alien for the purpose of determining eligibility for benefits in accordance with its own procedures.~~
~~3. In addition to providing proof of other eligibility requirements, at the time of application for any state or local public benefit, an applicant who is eighteen years of age or older shall provide affirmative proof that the applicant is a citizen or a permanent resident of the United States or is lawfully present in the United States. Such affirmative proof shall include documentary evidence recognized by the department of revenue when processing an application for a driver's license, a Missouri driver's license, as well as any document issued by the federal government that confirms an alien's lawful presence in the United States. In processing applications for public benefits, an employee of an agency of state or local government shall not inquire about the legal status of a custodial parent or guardian applying for a public benefit on behalf of his or her dependent child who is a citizen or permanent resident of the United States.~~
~~4. An applicant who cannot provide the proof required under this section at the time of application may alternatively sign an affidavit under oath, attesting to either United States citizenship or classification by the United States as an alien lawfully admitted for permanent residence, in order to receive temporary benefits or a temporary identification document as provided in this section. The affidavit shall be on or consistent with forms prepared by the state or local government agency administering the state or local public benefits and shall include the applicant's Social Security number or any applicable federal identification number and an explanation of the penalties under state law for obtaining public assistance benefits fraudulently.~~
~~5. An applicant who has provided the sworn affidavit required under subsection 4 of this section is eligible to receive temporary public benefits as follows:~~
~~(1) For ninety days or until such time that it is determined that the applicant is not lawfully present in the United States, whichever is earlier; or~~
~~(2) Indefinitely if the applicant provides a copy of a completed application for a birth certificate that is pending in Missouri or some other state. An extension granted under this subsection shall terminate upon the applicant's receipt of a birth certificate or a determination that a birth certificate does not exist because the applicant is not a United States citizen.~~
~~6. An applicant who is an alien shall not receive any state or local public benefit unless the alien's lawful presence in the United States is first verified by the federal government. State and local agencies administering public benefits in this state shall cooperate with the United States Department of Homeland Security in achieving verification of an alien's lawful presence in the United States in furtherance of this section. The system utilized may include the Systematic Alien Verification for Entitlements Program operated by the United States Department of Homeland Security. After an applicant's lawful presence in the United States has been verified through the~~

~~Systematic Alien Verification for Entitlements Program, no additional verification is required within the same agency of the state or local government.~~

~~7. The provisions of this section shall not be construed to require any nonprofit organization duly registered with the Internal Revenue Service to enforce the provisions of this section, nor does it prohibit such an organization from providing aid.~~

~~8. Any agency that administers public benefits shall provide assistance in obtaining appropriate documentation to persons applying for public benefits who sign the affidavit required by subsection 4 of this section stating they are eligible for such benefits but lack the documents required under subsection 3 of this section.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Lauer, **HCS HB 1455** was adopted.

On motion of Representative Lauer, **HCS HB 1455** was ordered perfected and printed.

HCS HB 1606, relating to elementary and secondary education, was taken up by Representative Gannon.

On motion of Representative Gannon, the title of **HCS HB 1606** was agreed to.

On motion of Representative Gannon, **HCS HB 1606** was adopted.

On motion of Representative Gannon, **HCS HB 1606** was ordered perfected and printed.

HCS HB 1940, relating to student journalists, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HCS HB 1940** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1940, Page 4, Section 173.1551, Line 43, by inserting after all of said lines the following:

"**173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.**

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Corlew	Cornejo
Cross	Curtman	Davis	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Justus
Kidd	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Newman
Nichols	Peters	Pierson Jr	Quade	Razer
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 023

Basye	Beard	Bernskoetter	Brown 94	Conway 104
Cookson	Curtis	DeGroot	Dohrman	Gannon

Gregory	Higdon	Johnson	Kelley 127	Kelly 141
Kolkmeyer	Korman	Lauer	McDaniel	Mitten
Roden	Roeber	Rowland 29		

VACANCIES: 005

On motion of Representative Corlew, **HCS HB 1940** was adopted.

On motion of Representative Corlew, **HCS HB 1940** was ordered perfected and printed.

HB 1291, relating to the county special road tax, was taken up by Representative Henderson.

Representative Henderson moved that the title of **HB 1291** be agreed to.

Representative Ellington raised a point of order in reference to Rule 52.

The point of order was withdrawn.

On motion of Representative Henderson, the title of **HB 1291** was agreed to.

On motion of Representative Henderson, **HB 1291** was ordered perfected and printed.

On motion of Representative Austin, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 053

Anders	Austin	Bangert	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brown 27	Burns
Cross	DeGroot	Engler	Evans	Fraker
Francis	Franks Jr	Frederick	Gannon	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Korman	Lant	Lichtenegger	Love	Marshall
Matthiesen	May	Morgan	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pogue	Razer
Rehder	Reiboldt	Reisch	Remole	Rone
Rowland 29	Smith 163	Stacy	Taylor	Walsh
White	Wiemann	Wilson		

NOES: 000

PRESENT: 059

Anderson	Andrews	Baringer	Barnes 28	Beard
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Corlew	Cornejo	Davis	Dohrman
Eggleston	Ellebracht	Fitzwater	Franklin	Gray
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Higdon	Houghton	Kendrick	Kolkmeyer
Lauer	Lavender	Lynch	Mathews	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Moon
Neely	Newman	Nichols	Peters	Pike
Plocher	Ross	Runions	Ruth	Shaul 113
Sommer	Stephens 128	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Wessels	

ABSENT WITH LEAVE: 046

Adams	Alferman	Arthur	Bahr	Beck
Berry	Brown 94	Butler	Conway 10	Conway 104
Cookson	Curtis	Curtman	Dogan	Ellington
Fitzpatrick	Green	Gregory	Grier	Houx
Johnson	Kidd	McGee	Merideth 80	Miller
Mitten	Mosley	Pierson Jr	Pietzman	Quade
Redmon	Rhoads	Roberts	Roden	Roeber
Rowland 155	Schroer	Shull 16	Shumake	Smith 85
Spencer	Stevens 46	Walker 74	Washington	Wood
Mr. Speaker				

VACANCIES: 005

PERFECTION OF HOUSE BILLS

HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 1858** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1858, Page 1, Section 32.310, Line 3, by deleting the word "**authority.**" and inserting in lieu thereof the following:

"**authority, including the current tax rate for each tax imposed and collected, the year in which the tax was first imposed, and the statutory or constitutional authority for imposing each tax.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

On motion of Representative Christofanelli, **HB 1858, as amended**, was ordered perfected and printed.

HB 1630, relating to marriage licenses, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1630** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Evans, **HB 1630** was ordered perfected and printed.

HB 1578, relating to civil procedure in tort claims, was placed on the Informal Calendar.

HCS HB 1796, relating to the first-time home buyer savings account act, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS HB 1796** was agreed to.

Representative Rhoads assumed the Chair.

Representative McCann Beatty offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1796, Page 2, Section 143.1150, Line 50, by deleting the word "**twelve**" and inserting in lieu thereof the word "**six**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 1** was adopted.

On motion of Representative Ruth, **HCS HB 1796, as amended**, was adopted.

On motion of Representative Ruth, **HCS HB 1796, as amended**, was ordered perfected and printed.

HCS HB 1710, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HCS HB 1710** was agreed to.

Representative Grier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1710, Page 1, Section 324.009, Line 6, by inserting after the word "**except**" the phrase "**, for the purposes of this section only,**"; and

Further amend said bill and section, Page 2, Line 20, by inserting immediately after "**activity**" the following:

"**; except that, once one applicant is approved for licensure based on a license issued in a particular state, territory of the United States, or the District of Columbia, any subsequent applications made to the same oversight body by any applicant seeking reciprocity who has a license for the same profession, occupation, or activity in the same state, territory of the United States, or the District of Columbia shall be promptly processed, unless the licensure requirements in that jurisdiction have changed since the oversight body's initial determination**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

On motion of Representative Grier, **HCS HB 1710, as amended**, was adopted.

On motion of Representative Grier, **HCS HB 1710, as amended**, was ordered perfected and printed.

HCS HB 2034, relating to industrial hemp, was placed on the Informal Calendar.

HB 1608, relating to the committee on legislative research, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HB 1608** was agreed to.

On motion of Representative Kelly (141), **HB 1608** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1329 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1911**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2102**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (0)

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1266**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cookson, Franklin, Justus, Meredith (71), Moon, Ruth and Stacy

Noes (1): Newman

Absent (3): Gannon, Neely and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Cookson, Franklin, Justus, Meredith (71), Moon, Newman, Ruth and Stacy

Noes (0)

Absent (3): Gannon, Neely and Walker (74)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Engler, Harris, Love, Meredith (71), Phillips, Pierson Jr., Remole and Taylor

Noes (0)

Absent (2): Beard and Houx

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1253**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Newman and Phillips

Noes (1): McDaniel

Absent (3): Hill, Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1439**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman and Phillips

Noes (0)

Absent (2): Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1892**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman and Phillips

Noes (0)

Absent (2): Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2110**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Barnes (60), Dogan, Hannegan, McDaniel and Phillips

Noes (3): Baringer, Franks Jr. and Newman

Absent (3): Hill, Lauer and Rhoads

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1285** and **HB 1233**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1257**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80) and Schroer

Noes (0)

Absent (2): Roeber and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1656** and **HB 2075**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber and Schroer

Noes (1): McCreery

Absent (1): Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1901**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber and Schroer

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Taylor

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2079**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Gregory

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1629**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (2): McGee and Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2231**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1263**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor and Toalson Reisch

Noes (0)

Absent (3): Hill, Messenger and Washington

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2140**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor and Toalson Reisch

Noes (1): Washington

Absent (0)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2210**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Brown (57), Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (0)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2119**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder, Trent and White

Noes (2): Ellebracht and Mitten

Absent (2): Haahr and Roberts

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1613**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2122**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): May

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2181**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2187**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2239**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Hansen, Henderson, Justus, Lant, Lauer, Mosley, Pietzman and Roberts

Noes (0)

Absent (3): Evans, Fitzwater and Franks Jr.

COMMITTEE APPOINTMENTS

February 13, 2018

Representative Todd Richardson
Speaker of the Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101-6806

Dear Speaker Richardson:

I respectfully appoint Representative Barbara Washington as the Minority Ranking Member to the House Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Cookson, Curtis, Gregory, Mitten, and Roden.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 15, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES
Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2407
Executive session will be held: HB 2234, HB 2249
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739
Executive session may be held on any matter referred to the committee.
AMENDED

FISCAL REVIEW
Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

PENSIONS
Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2335, HB 2322
Executive session may be held on any matter referred to the committee.
upon evening adjournment

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, February 19, 2018, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1684
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 15, 2018

HOUSE BILLS FOR SECOND READING

HB 2452 through HB 2465

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry
HB 1558 - Neely
HCS HB 1300 - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye
HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING

HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1460 - Evans
HB 1409 - Fitzpatrick
HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329, (Fiscal Review 2/14/18) - Remole

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed is the man who endures trial, for when he has stood the test he will receive the crown of life which God has promised to those who love Him. (James 1:12)

O God, who opens the gates of the morning and calls us to a new day, we commit our lives and our work unto You in the glad assurance that You are with us within the shadows and behind them working out Your purpose for us.

In these days when our attitudes are unsettled as we seek the good of all, when so much is demanded of us; grant unto us insight and inspiration together with courage and confidence that we may prove ourselves worthy of the tasks placed in our hands by our voters.

As we are confronted by decisions too great for us to solve by ourselves we are driven to You for wisdom to see what must be done, for courage to set out to do it, and for strength to complete it.

O God, make us great enough and good enough for these challenging days in the People's House.

Finally, as we remember the victims of another school tragedy, may we pray and work for the safety of all people, but most especially the young.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Henry Prien, Emily Ford, Josie Mottl, Braeden Caupp, and Nate Medsker.

The Journal of the twenty-fourth day was approved as corrected.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 84, introduced by Representative Korman, relating to sales taxes dedicated to state highways, with a referendum clause.

HJR 85, introduced by Representative Korman, relating to toll roads.

HJR 86, introduced by Representative Curtis, relating to the right to marijuana.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2014, introduced by Representative Fitzpatrick, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2018.

HB 2017, introduced by Representative Fitzpatrick, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2018, introduced by Representative Fitzpatrick, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

HB 2019, introduced by Representative Fitzpatrick, to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2466, introduced by Representative Davis, relating to the Missouri veterans' commission.

HB 2467, introduced by Representative Kelly (141), relating to home school education.

HB 2468, introduced by Representative Swan, relating to radiologic imaging and radiation therapy licensure, with penalty provisions.

HB 2469, introduced by Representative Peters, relating to boarding of prisoners, with a delayed effective date.

HB 2470, introduced by Representative Love, relating to cemetery trust funds.

HB 2471, introduced by Representative Mitten, relating to the ethics commission, with a delayed effective date.

HB 2472, introduced by Representative Mitten, relating to income taxes.

HB 2473, introduced by Representative Curtis, relating to the establishment of a state park.

HB 2474, introduced by Representative Curtis, relating to the establishment of the urban education institute.

HB 2475, introduced by Representative Curtis, relating to a tax credit for reduced pension benefits.

HB 2476, introduced by Representative Curtis, relating to the sunshine law, with penalty provisions.

HB 2477, introduced by Representative Curtis, relating to children's services funds.

HB 2478, introduced by Representative Curtis, relating to elections, with a delayed effective date.

HB 2479, introduced by Representative Pietzman, relating to department of natural resources permits.

HB 2480, introduced by Representative Rhoads, relating to the yield tax on forestry products.

HB 2481, introduced by Representative Korman, relating to failure to wear protective headgear, with penalty provisions.

HB 2482, introduced by Representative Korman, relating to transportation fees.

HB 2483, introduced by Representative Korman, relating to transportation funding, with a referendum clause.

HB 2484, introduced by Representative Korman, relating to the I-70 regional transportation district.

HB 2485, introduced by Representative Korman, relating to motor vehicle decal fees.

HB 2486, introduced by Representative Korman, relating to the department of transportation utility corridor.

HB 2487, introduced by Representative Korman, relating to motor vehicle safety inspections.

HB 2488, introduced by Representative Mitten, relating to public nuisance, with penalty provisions.

HB 2489, introduced by Representative Curtis, relating to controlled substances, with a delayed effective date.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2452, relating to fuel standards.

HB 2453, relating to public works contractors.

HB 2454, relating to fraudulent use of certain devices, with a penalty provision.

HB 2455, relating to racial considerations in death penalty cases.

HB 2456, relating to missing endangered veterans.

HB 2457, relating to residential dwelling rentals.

HB 2458, relating to elementary and secondary education.

HB 2459, relating to trial procedures for murder in the first degree.

HB 2460, relating to Von Willebrand awareness.

HB 2461, relating to birth certificates for homeless veterans.

HB 2462, relating to forensic examinations.

HB 2463, relating to the protection of persons with emergency medical conditions.

HB 2464, relating to state funding for historically black institutions of higher education.

HB 2465, relating to school funding.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Present (1): Morgan

Absent (0)

THIRD READING OF HOUSE BILLS

HB 1620, relating to distributors of hypodermic needles, was taken up by Representative Rehder.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Rehder, **HB 1620** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 013

Basye	Beard	Brown 57	Higdon	Hurst
Marshall	Moon	Pogue	Reisch	Remole
Roden	Spencer	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 010

Austin	Brown 94	Cookson	Corlew	Johnson
Phillips	Rone	Shumake	Smith 85	Swan

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1389, relating to autocycles, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, HB 1389 was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Peters	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Austin	Barnes 60	Barnes 28	Berry	Brown 94
Corlew	DeGroot	Engler	Fitzwater	Johnson
Kelly 141	Mathews	Miller	Phillips	Rone
Smith 85	Swan	Vescovo	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1460, relating to a tax deduction for certain Olympic athletes, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1460** was read the third time and passed by the following vote:

AYES: 109

Adams	Alferman	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 27	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Justus	Kelley 127	Kelly 141	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Pfautsch	Phillips	Pietzman	Pike	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Mr. Speaker	

NOES: 039

Anders	Bahr	Bondon	Brown 57	Burns
Conway 10	Curtis	Eggleston	Ellington	Gray
Green	Harris	Houx	Hurst	Kendrick
Kidd	Marshall	McCann Beatty	McDaniel	McGee
Meredith 71	Merideth 80	Moon	Neely	Peters
Pierson Jr	Pogue	Quade	Rhoads	Roden
Runions	Schroer	Spencer	Stephens 128	Stevens 46
Unsicker	Wessels	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 010

Austin	Barnes 28	Brown 94	Cross	Fraker
Johnson	Korman	Plocher	Rone	Smith 85

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1409, relating to employment security, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 1409** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 053

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Gannon	Gray	Harris
Higdon	Kendrick	Kidd	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Peters	Pierson Jr
Pogue	Quade	Razer	Roberts	Rone
Rowland 29	Runions	Ruth	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 009

Austin	Barnes 28	Brown 94	Cookson	Green
Johnson	Kelly 141	Plocher	Smith 85	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1685, relating to short-term major medical policies, was taken up by Representative Hill.

Representative Anderson moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 040

Adams	Arthur	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Peters	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Stevens 46	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Austin	Barnes 28	Brown 94	Cookson
Engler	Fitzpatrick	Gannon	Green	Haefner
Houx	Johnson	Kidd	Miller	Plocher
Redmon	Rehder	Reisch	Runions	Smith 85
Unsicker				

VACANCIES: 005

On motion of Representative Hill, **HCS HB 1685** was read the third time and passed by the following vote:

AYES: 104

Anderson	Andrews	Bahr	Bangert	Baringer
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 036

Adams	Arthur	Barnes 60	Beck	Brown 27
Burnett	Butler	Carpenter	Conway 10	Curtis
Ellington	Gray	Kendrick	Lavender	Marshall
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Peters	Pierson Jr	Pogue	Quade
Razer	Roberts	Stevens 46	Walker 74	Washington
Wessels				

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 017

Alferman	Anders	Austin	Barnes 28	Brown 94
Cookson	Green	Houx	Johnson	Kidd
Korman	Miller	Plocher	Reisch	Runions
Smith 85	Unsicker			

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1690, relating to the Missouri life and health insurance guaranty association act, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1690** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 003

Marshall	Moon	Pogue

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 019

Anders	Austin	Bahr	Barnes 28	Brown 94
Cookson	Dohrman	Green	Houx	Johnson
Kidd	Kolkmeyer	Korman	May	Plocher
Reisch	Runions	Smith 85	Unsicker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 86 - Judiciary

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 80 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1606 - Fiscal Review
HCS HB 1796 - Fiscal Review
HB 1542 - Insurance Policy
HB 1591 - Crime Prevention and Public Safety
HB 1664 - Elementary and Secondary Education
HB 1849 - General Laws
HB 1856 - Children and Families
HB 1969 - Judiciary
HB 1993 - Crime Prevention and Public Safety
HB 2001 - Budget
HB 2002 - Budget
HB 2003 - Budget
HB 2004 - Budget
HB 2005 - Budget
HB 2006 - Budget
HB 2007 - Budget
HB 2008 - Budget
HB 2009 - Budget
HB 2010 - Budget
HB 2011 - Budget
HB 2012 - Budget
HB 2013 - Budget
HB 2270 - Insurance Policy
HB 2339 - Veterans
HB 2342 - Utilities
HB 2410 - Judiciary
HB 2438 - Special Committee on Employment Security
HB 2457 - General Laws

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1232**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Adams, Austin, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (2): Marshall and Newman

Absent (3): Alferman, Conway (10) and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1234**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Conway (10), Marshall, Shumake, Stacy and Toalson Reisch

Noes (4): Adams, Alferman, Newman and Shaul (113)

Absent (2): Austin and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 2208**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (4): Adams, Alferman, Conway (10) and Newman

Absent (2): Austin and Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, McCreery, Merideth (80), Roeber and Schroer

Noes (2): Cross and Mathews

Absent (1): Taylor

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1273**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Andrews, Bangert, Dohrman, Gannon, Kendrick, Lichtenegger, Razer and Walker (3)

Noes (1): Chipman

Absent (3): Cookson, Johnson and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1942**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Andrews, Bangert, Chipman, Dohrman, Gannon, Kendrick, Lichtenegger and Walker (3)

Noes (2): Adams and Razer

Absent (3): Cookson, Johnson and Trent

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Gregory

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Grier

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, Muntzel and Wessels

Noes (2): Brattin and Wilson

Absent (1): Grier

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 4878**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 59**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols and Tate

Noes (1): Spencer

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 64**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2196**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1470**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1612**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1637**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1767**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1803**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1862**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1966**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2098**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Present (1): Pike

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2139**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anders, Berry, Bondon, Francis, Kidd, Miller, Pierson Jr. and Plocher

Noes (2): McCreery and McDaniel

Absent (3): DeGroot, Fraker and Roberts

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1503**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1503** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Curtis and Rone

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Special Committee to Improve the Care and Well-being of Young People has been authorized to introduce upon report a House Committee Bill relating to persons under protective custody.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Children and Families has been authorized to introduce upon report a House Committee Bill relating to the protection of vulnerable persons.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Transportation has been authorized to introduce upon report a House Committee Bill relating to transportation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Transportation has been authorized to introduce upon report a House Committee Bill relating to the designation of state highways.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Sarah Unsicker from the Special Committee to Improve the Care and Well-being of Young People and appoint Representative Sue Meredith.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Sue Meredith from the House Committee on Children and Families and appoint Representative Sarah Unsicker to serve on the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the second quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that, in the third quarter of fiscal year 2018, I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 14th day of February 2018.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Agency	**Budget Appropriation Line**
1	ELEM & SEC EDUCATION-OPER	02.015
2	ELEM & SEC EDUCATION-OPER	02.015
3	REVENUE-OPERATING	04.145
4	REVENUE-OPERATING	04.145
5	REVENUE-OPERATING	04.145
6	REVENUE-OPERATING	04.145
7	REVENUE-OPERATING	04.145
8	REVENUE-OPERATING	04.145
9	REVENUE-OPERATING	04.145
10	REVENUE-OPERATING	04.145
11	REVENUE-OPERATING	04.145
12	REVENUE-OPERATING	04.145
13	OFFICE ADMINISTRATION-OPER	05.007
14	OFFICE ADMINISTRATION-OPER	05.165
15	HEALTH & SENIOR SERVICES-OPER	10.735
16	SOCIAL SERVICES-OPERATING	11.510
17	SOCIAL SERVICES-OPERATING	11.555
18	STATE TREASURER-OPERATING	12.125
19	PUBLIC DEFENDER-OPERATING	12.400
20	PUBLIC DEFENDER-OPERATING	12.400

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 19, 2018.

"**ADVANCEMENT OF HOUSE BILLS - CONSENT**

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1351**, **HCS HB 1597**, **HB 1660**, **HCS HB 1663**, **HB 1675**, **HB 1676**, and **HB 1905**."

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2407
Executive session will be held: HB 2249
Executive session may be held on any matter referred to the committee.
Removed HB 2234.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, February 20, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1442, HB 2196, HB 2187, HCS HCR 66, HB 1968, HB 1469
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739
Executive session may be held on any matter referred to the committee.
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1385, HB 1435, HB 2137, HB 1569, HB 1899, HB 1664
Executive session will be held: HB 1573, HB 2200
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2419
Executive session may be held on any matter referred to the committee.
CORRECTED

FISCAL REVIEW
Monday, February 19, 2018, 1:30 PM, House Hearing Room 5.
Executive session will be held: HCS HBs 1288, 1377 & 2050, HCS HB 1606, HCS HB 1796
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1256, HB 1326, HB 1382, HB 1865, HB 1936, HB 1937
Executive session will be held: HB 1510, HB 1651, HB 1795, HB 1870, HB 2155, HB 2179
Executive session may be held on any matter referred to the committee.
Due to anticipated high turnout, and out of respect for everyone's time, testimony will be strictly limited to three (3) minutes per witness.

GOVERNMENT EFFICIENCY
Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1565, HB 2211, HB 1644, HB 1486
Executive session will be held: HB 1576, HB 1443
Executive session may be held on any matter referred to the committee.
Added HB 1486 for continued hearing.
HB 1289 removed
AMENDED

INSURANCE POLICY
Tuesday, February 20, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1542, HB 2270
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

JUDICIARY
Tuesday, February 20, 2018, 5:00 PM or upon evening adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1255, HB 2101, HB 1681, HB 1509
Executive session will be held: HB 1353, HB 1491, HB 1689, HB 1463
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless cleared with the Chair.

PENSIONS
Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2335, HB 2322
Executive session may be held on any matter referred to the committee.
Upon evening adjournment.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1265, HCS HB 1357, HCS HB 1358, HCS HB 1388, HB 1419, HCS HB 1457, HB 1613, HB 1629, HB 1646, HB 1662, HB 1673, HB 1874, HCS HB 1895, HCS HB 1928, HCS HB 1947, HB 1953, HCS HB 2088, HCS HB 2116, HB 2122, HCS HB 2140, HCS HB 2210, HB 2231, HB 2238, HCS HB 2239
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 19, 2018, 2:30 PM, House Hearing Room 4.
Executive session will be held: HB 1250, HCS HBs 1729, 1621 & 1436, HCS HB 1611, HCS HB 2079, HB 2102, HCS HB 2104, HCS HB 2119
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, February 19, 2018, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1684
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their annual report.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1321
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 19, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1875, HCB 11
Executive session will be held: HB 1713, HB 1714, HB 1944
Executive session may be held on any matter referred to the committee.
This hearing will include a work session for HCB 11.

TRANSPORTATION
Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2180, HB 2268
Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286
Executive session may be held on any matter referred to the committee.
We will go into executive session first, so all members please try to be there.
We will adjourn at 9:30.

VETERANS
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2339
Executive session will be held: HCS HB 1503
Executive session may be held on any matter referred to the committee.
AMENDED

WAYS AND MEANS
Monday, February 19, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2115, HB 2255
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 19, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 84 through HJR 86

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2014
HB 2017 through HB 2019

HOUSE BILLS FOR SECOND READING

HB 2466 through HB 2489

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry
HB 1558 - Neely
HCS HB 1300 - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye

HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING

HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606, (Fiscal Review 2/15/18) - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HCS HB 1796, (Fiscal Review 2/15/18) - Ruth
HCS HB 1710 - Grier
HB 1608 - Kelly (141)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 19, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Jered Taylor.

Lord, we humbly come before You and give You praise and thanks for the many blessings in our life. Thank You for giving us the opportunity to serve You and the people of the state of Missouri. We ask that You give us wisdom. Your word tells us in James 1:5-6: *Now if any of you lacks wisdom, he should ask God, who gives to all generously and without criticizing, and it will be given to him. But let him ask in faith without doubting.* Lord, we ask for wisdom to make decisions that are right in Your eyes. We want to be used by You. We realize there are still many important issues that we face. Lord, teach us humility and forgiveness. We pray that You mend broken relationships so that we can come together to move this state forward.

Thank You for loving us and sending Your son to be the sacrifice for our sins. Let us use that as an example of how to love one another and serve You.

In Your name we pray, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-fifth day was approved as printed.

HOUSE RESOLUTIONS

Representative Haefner offered House Resolution No. 5422.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 87, introduced by Representative Basye, relating to department of conservation resident landowner privileges.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2490, introduced by Representative Kelly (141), relating to advanced practice registered nurses.

HB 2491, introduced by Representative Anderson, relating to license plates for disabled persons.

HB 2492, introduced by Representative Franks Jr., relating to absentee voting.

HB 2493, introduced by Representative Mosley, relating to reports made by correctional centers.

HB 2494, introduced by Representative Dogan, relating to elementary and secondary education.

HB 2495, introduced by Representative Justus, relating to private college campus police.

HB 2496, introduced by Representative Reiboldt, relating to the towing of motor vehicles.

HB 2497, introduced by Representative Reiboldt, relating to licensure to operate motor vehicles, with penalty provisions.

HB 2498, introduced by Representative Helms, relating to the health care cost reduction and transparency act.

HB 2499, introduced by Representative Hansen, relating to videoconferencing for parole hearings.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 84, relating to sales taxes dedicated to state highways, with a referendum clause.

HJR 85, relating to toll roads.

HJR 86, relating to the right to marijuana.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 2014, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2018.

HB 2017, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2018, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

HB 2019, to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2466, relating to the Missouri veterans' commission.

HB 2467, relating to home school education.

HB 2468, relating to radiologic imaging and radiation therapy licensure, with penalty provisions.

HB 2469, relating to boarding of prisoners, with a delayed effective date.

HB 2470, relating to cemetery trust funds.

HB 2471, relating to the ethics commission, with a delayed effective date.

HB 2472, relating to income taxes.

HB 2473, relating to the establishment of a state park.

HB 2474, relating to the establishment of the urban education institute.

HB 2475, relating to a tax credit for reduced pension benefits.

HB 2476, relating to the sunshine law, with penalty provisions.

HB 2477, relating to children’s services funds.

HB 2478, relating to elections, with a delayed effective date.

HB 2479, relating to department of natural resources permits.

HB 2480, relating to the yield tax on forestry products.

HB 2481, relating to failure to wear protective headgear, with penalty provisions.

HB 2482, relating to transportation fees.

HB 2483, relating to transportation funding, with a referendum clause.

HB 2484, relating to the I-70 regional transportation district.

HB 2485, relating to motor vehicle decal fees.

HB 2486, relating to the department of transportation utility corridor.

HB 2487, relating to motor vehicle safety inspections.

HB 2488, relating to public nuisance, with penalty provisions.

HB 2489, relating to controlled substances, with a delayed effective date.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Unsicker

Present (1): Rowland (29)

Absent (1): Wessels

House Committee Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 13, Section 135.647, Line 78, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of subsection 3 of section 135.341 and subsection 10 of section 135.562 of this act shall become effective on July 1, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

THIRD READING OF HOUSE BILLS

HB 1598, relating to preneed contracts, was taken up by Representative Fraker.

On motion of Representative Fraker, **HB 1598** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Black	Brattin	Brown 57	Brown 94	Fitzpatrick
Francis	Lichtenegger	May	Mitten	Peters
Rehder	Shull 16	Smith 85	White	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1650, relating to trust instruments, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HB 1650** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Black	Brattin	Brown 94	Fitzpatrick	May
Mitten	Morgan	Peters	Shull 16	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1329, relating to retirement benefits for public employees, was taken up by Representative Remole.

On motion of Representative Remole, **HB 1329** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 002

Marshall	Pogue

PRESENT: 006

Alferman	Brown 27	Ellington	Higdon	Morgan
Wilson				

ABSENT WITH LEAVE: 011

Brown 57	Brown 94	Fitzpatrick	Lant	May
Mitten	Peters	Pietzman	Rone	Shull 16
Smith 85				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1371, relating to gifted education, was taken up by Representative Sommer.

On motion of Representative Sommer, **HB 1371** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Helms	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Conway 10	Fitzpatrick	May	Peters
Shull 16	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1421, relating to gifted education, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 1421** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Fitzpatrick	Helms	May	McGee
Peters	Shull 16	Smith 85		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1455, relating to career options for students, was taken up by Representative Lauer.

On motion of Representative Lauer, **HCS HB 1455** was read the third time and passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 005

Hurst	Marshall	Moon	Pogue	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 010

Alferman	Brown 94	Fitzpatrick	Green	Kendrick
May	Mitten	Peters	Shull 16	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1606, relating to elementary and secondary education, was taken up by Representative Gannon.

On motion of Representative Gannon, **HCS HB 1606** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 009

Bahr	Hurst	Marshall	Matthiesen	Moon
Pogue	Roeber	Spencer	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Fitzpatrick	May	Peters	Rone
Shull 16	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1940, relating to student journalists, was taken up by Representative Corlew.

On motion of Representative Corlew, **HCS HB 1940** was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Henderson	Higdon
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Mosley	Muntzel	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 020

Bahr	Curtis	Curtman	Ellington	Frederick
Helms	Houghton	Hurst	Korman	Marshall
Meredith 71	Moon	Morse 151	Neely	Pogue
Reisch	Remole	Roberts	Spencer	Stacy

PRESENT: 000

ABSENT WITH LEAVE: 009

Brown 94	Chipman	Cookson	Fitzpatrick	Haefner
May	Peters	Shull 16	Smith 85	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1291, relating to the county special road tax, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 1291** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Brattin	Burnett	Ellington	Hurst	Johnson
Marshall	Moon	Pogue	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Chipman	Conway 10	Cookson	Fitzpatrick
Haefner	Kelly 141	May	Mitten	Peters
Rehder	Shull 16	Smith 85	Stephens 128	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HB 1858** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	DeGroot	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Conway 10	Cookson	Cross	Davis
Dogan	Fitzpatrick	Gannon	Haefner	May
Peters	Shull 16	Smith 85	Wessels	

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

HB 1630, relating to marriage licenses, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1630** was read the third time and passed by the following vote:

AYES: 095

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Corlew	Curtman	DeGroot
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Hill	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kolkmeyer	Korman	Lant	Lavender
Mathews	Matthiesen	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Newman	Nichols	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Rhoads	Roberts	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Smith 163	Stevens 46
Tate	Trent	Unsicker	Vescovo	Walker 74
Washington	Wessels	White	Wiemann	Mr. Speaker

NOES: 050

Beard	Black	Bondon	Brattin	Brown 57
Conway 104	Curtis	Davis	Dohrman	Fraker
Frederick	Gannon	Hansen	Higdon	Houghton
Hurst	Johnson	Kidd	Lichtenegger	Love
Lynch	Marshall	McDaniel	Messenger	Moon
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pietzman	Pogue	Redmon	Reisch
Remole	Roeber	Rone	Ross	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Walker 3	Walsh	Wilson	Wood

PRESENT: 000

ABSENT WITH LEAVE: 013

Austin	Brown 94	Conway 10	Cookson	Cornejo
Cross	Fitzpatrick	Lauer	May	Peters
Roden	Shull 16	Smith 85		

VACANCIES: 005

Representative Chipman declared the bill passed.

HCS HB 1796, relating to the first-time home buyer savings account act, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 1796** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Barnes 60	Beard	Brattin	Eggleston	Frederick
Hurst	Lichtenegger	Marshall	Moon	Pogue
Rehder	Roeber	Taylor		

PRESENT: 000

ABSENT WITH LEAVE: 012

Austin	Brown 94	Conway 10	Cookson	Cornejo
Evans	Fitzpatrick	Green	May	Peters
Shull 16	Smith 85			

VACANCIES: 005

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 1710, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **HCS HB 1710** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Austin	Brown 94	Conway 10	Cookson	Green
Lauer	May	Peters	Shull 16	Smith 85
Walker 74				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1608, relating to the committee on legislative research, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 1608** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 005

Brown 57	Ellington	Marshall	Meredith 71	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Austin	Brown 94	Conway 10	Cookson	Kelley 127
Lauer	May	Peters	Reisch	Shull 16
Smith 85	Walker 74			

VACANCIES: 005

Speaker Richardson declared the bill passed.

COMMITTEE REPORTS

Committee on Ethics, Chairman Austin reporting:

Mr. Speaker: Your Committee on **Ethics,** to which was referred a review of **House Ethics Complaint No. 17-001**, begs leave to report it has examined the same and has adopted the accompanying report by the following vote:

Ayes (9): Austin, Mitten, Butler, Chipman, Conway (10), Haefner, Kolkmeyer, Lynch and McGee

Noes (1): Merideth (80)

Present (0)

Absent (0)

Also attached hereto is Exhibit 1 as well as written comments and an unofficial transcript provided by members of the committee as an attachment to one of said comments.

MISSOURI HOUSE OF REPRESENTATIVES
99TH GENERAL ASSEMBLY, 2nd REGULAR SESSION
HOUSE ETHICS COMMITTEE

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
REPORT OF THE ETHICS COMMITTEE

WHEREON, the Committee on Ethics of the Missouri House of Representatives, pursuant to Rule 11 of House Committee Substitute for House Resolution Number 74 (hereinafter referred to as "HCS HR 74"), reports as follows:

1. On or about September 13, 2017, Representative Gail McCann Beatty filed House Remonstrance One, and Representative Alan K. Green filed a Complaint. Remonstrance One and the Complaint were referred to the Committee on Ethics.

2. Remonstrance One and the Complaint both related to comments made by Representative Warren Love on social media on or about August 30, 2017, to-wit: "Totally against the law. I hope they are found & hung from a tall tree with a long rope. National Veterans Cemetery, Springfield, MO".

3. On October 16, 2017 the Committee on Ethics met to consider Remonstrance One and the Complaint. At said meeting:

   a) Remonstrance One and the Complaint were found to comply with the rules established by HCS HR 74;

   b) Remonstrance One and the Complaint were found to address the same activity and were therefore combined into a single complaint, to wit: HEC 17-001.

4. After determining that the combined complaint was in order, the Committee voted unanimously to proceed to a preliminary hearing.

5. On or about October 16, 2017, Representative Love was informed of the Committee's decision *supra* and that, pursuant to Rule 5(E) of HCS HR 74, he had twenty-one days to respond.

6. On or about November 2, 2017, Representative Love responded in writing. Said response is attached hereto as Exhibit 1 and incorporated herein by reference.

7. On January 4, 2018, at 1:00 p.m, the Committee convened. All members of the Committee were present. After a closed session in an unrelated matter, the Committee went into open session and held a preliminary hearing regarding HEC 17-001.

8. The Chair made a brief opening statement to explain the procedures to be followed at the preliminary hearing and announced that there would be no time limits imposed on opening statements or inquiries.

9. After the Chair administered the oath, and pursuant to HCS HR 74, separate opening statements were made by Representative Green, Representative McCann Beatty, and Mr. Melvin E. Gilbert, attorney for Representative Love.

10. Thereafter, Representatives Green and McCann Beatty responded to inquiries from Members of the Committee.

11. After the Chair administered the oath to Representative Love, Representative Love and his attorney responded to inquiries from Members of the Committee.

12. The Chair then inquired of Representative Love whether he consents to a decision based upon the preliminary hearing as set forth in Rule 7(C)(2) of HCS HR74. Representative Love responded in the affirmative – that he would consent to a decision based upon the preliminary hearing.

13. Representative Mitten moved to decide the case based upon preliminary hearing. That motion passed unanimously.

14. Representative Mitten moved to censure Representative Love and remove him from all committees. The motion failed on a five-to-five vote.

a) Aye: Representatives Mitten, Butler, Conway, McGee, and Merideth;
b) Nay: Representatives Austin, Chipman, Haefner, Kolkmeyer, and Lynch.

15. Representative Mitten then moved to reprimand Representative Love and recommend that he be removed from all committees. The motion passed on a six-to-four vote.

a) Aye: Representatives Mitten, Butler, Conway, Haefner, McGee, and Merideth;
b) Nay: Representatives Austin, Chipman, Kolkmeyer, and Lynch.

16. After a discussion among the Members, the Chair ruled that Rule 7(D) of HCS HR 74 provides a respondent with a second opportunity to accept or decline the Committee's decision based upon a preliminary hearing. The Chair stated that to rule otherwise would have rendered this portion of Rule 7(D) superfluous, as proper statutory construction requires that every word, phrase and sentence be given meaning. The Chair so inquired of Representative Love who responded that he would not accept the decision of the Committee.

17. Representative Mitten then moved to refer the matter to an investigative hearing. The motion failed on a five-to-five vote.

a) Aye: Representatives Mitten, Butler, Conway, McGee and Merideth;
b) Nay: Representatives Austin, Chipman, Haefner, Kolkmeyer and Lynch.

18. The meeting was then adjourned by the Chair.

NOW THEREFORE, the Committee on Ethics concludes that, pursuant to the Rules adopted by HCS HR 74, there is no other action or recommendation that the Committee is required or permitted to take but for submitting this Report.

This preceding Report was adopted by the Committee by a vote of 9 to 1:

Aye: Austin, Mitten, Butler, Chipman, Conway, Haefner, Kolkmeyer, Lynch, McGee

Nay: Merideth

Members of the Committee were afforded the opportunity to provide written comments to this Report. Although these Member comments are not a portion of the Report voted upon by the Committee, said comments are attached hereto.

/s/ Kevin Austin
Chair

EXHIBIT 1

November 2, 2017

David Welch
Legislative Counsel
Missouri House of Representatives
201 West Capitol Avenue, Room B-36
Jefferson City, MO 65101

Dear Mr. Welch:

I received your certified letter on Thursday, October 19, 2017. It states that the House Ethics Committee voted to proceed to a preliminary hearing on a combined complaint of House Remonstrance #1 and House Ethics Complaint 17-001. I understand I have 21 days from the date of the initial hearing date of October 16, 2017, to respond.

My response: I plan to attend the preliminary hearing with counsel to ask for a full pardon from the committee with no condemnation. I also request permission to invite and bring to the hearing supporters that are in agreement with my request. My counsel is available during November on the days of November 10, 17, 22, 29 and 30. Should a hearing be scheduled in December, I will inquire at that time when he is available.

Please advise me of the date and time of the preliminary hearing as soon as it is scheduled.

Sincerely,

/s/ Warren D. Love
State Representative
District 125

CC: Speaker Todd Richardson
Chairman Mike Cierpiot, House Ethics Committee

COMMENTS

February 14, 2018

David Welch
201 West Capitol Ave
Room B-36
Jefferson City, MO 65101

Via: Hand Delivery
Re: In the matter of Representative Warren Love
Case No.: HEC 17-001
Desc: Comment

Dear Mr. Welch:

I want to submit this comment regarding the HEC 17-001. This comment briefly addresses a ruling by me as chair on a procedural question should the question arise again.

Toward the end of the hearing, following opening statements and after all inquiries had been completed, I elaborated on the next step in the procedure, which was the possibility of imposing a punishment if the respondent consented to the same.

Rule 7.C. states that "[a] decision based upon a preliminary hearing shall require the consent of the respondent."

I inquired of Representative Love whether he would accept the judgment or resolution of this committee based solely on the preliminary hearing. He answered, yes.

Two motions were set forth and one, a motion to reprimand, was passed. Thereupon, discussion was had by the committee from their seats as well as a meeting behind the seats with members of the committee, including both the chair and vice-chair as well as other members from both the majority and minority as well as staff from both the minority and majority parties. The Rules were reviewed and discussion was had.

I, as chair, announced the final vote on the motion and ruled pursuant to the rules of procedure, respondent was allowed to accept or deny this vote, to which respondent's counsel denied the same.

Allowing respondent to allow or deny this sustained motion was made by me, as chair, based on Rule 7.D. wherein in states in pertinent part, "[i]f the committee decides to make a summary decision of the case and respondent accepts this disposition the Committee may ..."

My ruling was based on two things. First, the rule required the respondent to accept the "disposition" of the case. The plain meaning of "disposition" is a **final** settlement or determination, [emphasis added] *Black's Law Dictionary, 10th Ed.* Final in this context could only mean the ruling on a motion of sanction. Thus, acceptance as contemplated in Rule 7.D. could only be referring to the committee's sustained motion to reprimand and not to some prior motion sustained.

The second basis for my ruling was that consent or acceptance by respondent for a second time after the motion to reprimand was sustained was that the consent and acceptance of respondent was required in not just one subsection but two separate subsections of the rule.

To rule that consent/acceptance was required only once would have rendered this portion of Rule 7.D. superfluous, including the portion that stated that acceptance be had of the disposition. Proper statutory construction requires that every word, phrase and sentence be given meaning. See e.g., *Mantia v. Missouri Dept. of Trans*., 529 S.W.3d 804 (Mo. banc 2017); *State v Johnson,* 524 S.W.3d 505 (Mo. banc 2017); *Caplinger v. Rahman,* 529 S.W.3d 326 (Mo.App. S.D. 2017).

To rule otherwise would have ignored the fact that consent and acceptance were required in two different subsections at two different points in committee process. And, further, to rule otherwise would have also violated the above-cited rule statutory construction

Thank you for the inclusion of my comment to the Report.

Sincerely,

/s/ Kevin Austin

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
SUPPLEMENTAL COMMENT TO REPORT OF THE ETHICS COMMITTEE

This comment serves a dual purpose (1) to explain my vote in opposition to the committee report and (2) supplement my democratic colleagues' Joint Statement with which I concur.

First, as noted in the Joint Committee Report, the House Ethics Committee Report HEC 17-001 should not include a statement of the Chairmen's supposed rationale that allowed Rep. Love the opportunity to rescind his consent, given under oath, to the punishment meted out by the Committee.

Second, the Chair's decision to allow Rep. Love an additional opportunity to decline punishment was mistaken, therefore, the outcome of the committee was inappropriate. Given his statement of consent under oath, this Committee should have proceeded with imposing a reprimand, the punishment approved by the Committee.

Instead, the Chair relied on an inappropriate interpretation of the Ethics Rules (H.R. 74, 2016) and the Committee did not impose any punishment on Rep. Love. Because of this, I cannot sign the report.

Additionally, the committee erred in not moving forward with an investigative hearing. In the preliminary hearing Rep. Love did not acknowledge that any mistake had been made, and even stated that he had no idea how anyone could interpret his comment as offensive or racist. Given that, the Committee should have taken the restorative approach and proceeded with an investigative hearing. An investigative hearing would have allowed members of the general public to speak in front of Rep. Love as to how the comment impacted them negatively. Rep. Love's supporters would have also had the opportunity to speak to their interpretation of the comment. This dialogue would have been positive both for the public, the Committee, and for Rep. Love.

Due to the Chair's reliance on an incorrect interpretation of the Rules, a failure to impose punishment on Rep. Love and the Committee's decision to refuse to move forward with an investigative hearing, I am voting no on this Report.

SUBMITTED BY:

/s/ Rep. Peter Merideth

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
COMMENT TO REPORT OF THE ETHICS COMMITTEE

Pursuant to the report approved by the House Committee on Ethics ("Committee") on February 7, 2018, below are the comments submitted by the Vice Chair and undersigned Members to the Committee. In addition, attached hereto, and incorporated to these comments herein by reference, is a transcript of the preliminary hearing proceedings held by the Committee on January 4, 2018 regarding Complaint HEC 17-001 (the "Complaint").

In Paragraph 16 of the Report of the Ethics Committee accompanying HEC 17-001 (the "Report"), the Chair attempts to bolster his decision allowing the Respondent to the Complaint to first consent to the Complaint's disposition at the conclusion of the preliminary hearing, and then subsequently reverse such affirmation once the Committee's disposition to reprimand was rendered. In a single sentence, the Chair provided an ex post facto explanation, that "proper statutory construction requires that every word, phrase and sentence be given meaning"

First, it is important to note that although the Report purports to be a factual recitation of the events that transpired at the preliminary hearing, the Chair's explanatory language in paragraph 16 is not accurate. Neither the videotaped recordings of the hearing, nor the transcript (also provided as a comment to this Report) show the Chair making *any* statement as to the basis for his ruling to allow the Respondent *two* opportunities to "consent" to the Committee taking disciplinary action based upon the preliminary hearing. This is significant to the extent that it indicates an attempt to inject information into the final Report that was not provided at the preliminary hearing.

"[T]he starting point [in determining the meaning of a statute] is the plain language of the statute itself." *Jones v. Director of Revenue*, 981 S.W.2d 571, 574 (Mo. banc 1998), citing *International Business Machines Corp. v. Director of Revenue*, 958 S.W.2d 554, 557 (Mo. banc 1998). Additionally, where a statute's language is clear and unambiguous, there is no room for construction. *Metro Auto Auction v. Director of Revenue*, 707 S.W.2d 397, 401 (Mo. banc 1986). Further, when interpreting a statute, provisions in the statutes are to be considered together, not read in isolation. *Alberici Constructors, Inc, Revenue*, 452 S.W. 3d 632 (Mo. banc. 2015) (citing *Union Elec. Co. v. Dir. Of Revenue*, 425 S.W. 3d 118 (Mo. banc. 2014).

Here, the Committee conducted a preliminary hearing, at the conclusion of which the Committee decided the case based upon that preliminary hearing. Deciding the case in this fashion requires the consent of the party before the Committee (Ethics Resolution, H.R. 74, 2017, hereinafter "HR74"). If a Respondent does not give consent – the only option for the Committee would be to dismiss the complaint, or proceed by way of investigative hearing. Here, the Respondent, under oath, consented to the disposition of the Committee, and the Committee subsequently moved to reprimand the party, by a majority vote. At which point the Chair read into Rule 7D of HR74 an additional opportunity for the party before the Committee to consent to a sanction which had already been adopted.

The canon of statutory construction, in the manner employed by the Chair, distorted the clear meaning of HR74 and rendered the plain language and clear meaning of HR74 both illogical and impractical.

Even assuming some ambiguity in the relevant portion of HR74, the canon of construction – presumption against absurd results – would have demanded an opposite result than that reached by the Chair. By allowing the Respondent to the Complaint to thwart the sanction levied by the Committee through a subsequent veto authority frustrates the purpose of the Committee's authority.

SUBMITTED BY:

/s/ Rep. Gina Mitten, Vice-Chair
/s/ Rep. Pat Conway
/s/ Rep. Michael Butler
/s/ Rep. DaRon McGee
/s/ Rep. Peter Merideth

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
COMMENT TO REPORT OF THE ETHICS COMMITTEE
TRANSCRIPT OF PRELIMINARY HEARING HELD JANUARY 4, 2018

Rep. Kevin Austin: Only members can ask the questions. I have no intention of setting any sort of time limits on the opening statements or on the inquiry. Now, I would also like to thank the vice chair, the ranking minority member, uh Representative Mitten for us working on these procedures a little bit. As far as my interpretation of them, my understanding is that uh the Missouri House of Representatives, we've never had a preliminary hearing. We, you, [inaudible] there was one? Well we're both incorrect on that. When was it?
Rep. Gina Mitten: Umm was it 2010?
Audience: No 2009.
Rep. Kevin Austin: 2009, okay.
[Laughter]
Rep. Kevin Austin: Well in the case of term limits, nobody here has had a preliminary hearing. Okay thanks. Would you like to give any kind of opening remarks, Representative Mitten?
Rep. Gina Mitten: No thank you.
Rep. Kevin Austin: All right before we go on, I've got to go backwards just a little bit. The vote in closed session has to be announced in open session, and that vote, House complaint 17-03 was dismissed by a vote of 10 to 0. With that, we now ask for opening statements. We first go to the complainants, and I'd say one at a time and I don't care who goes first. Representative feel free, or Representative Green.
Rep. Gail McCann Beatty: Mr. Chair I'm going to have Representative Green go first.
Rep. Kevin Austin: Okay, that's fine. Representative Green. Tell me when you're ready sir and I will have you sworn in.
Rep. Alan Green: I'm ready.
Rep. Kevin Austin: Thank you. Do you swear or affirm that the testimony you will give before this committee in the matter now under consideration will be the truth the whole truth and nothing but the truth so help you god?
Rep. Alan Green: I do.
Rep. Kevin Austin: Thank you sir. Begin when you are ready.
Rep. Alan Green: Mr. Chairman, committee, I just wanted to begin with uh, as the Chair of the uh Missouri Legislative Black Caucus, I just wanted to, it's why I'm sitting here too, the reason why this was filed too. Let me just begin with too, uh stating why this was very [inaudible] to file too, because Warren Love, I've spent a lot of time with. I want to begin with that. I've spent time in his office. We talked about history. I'm a history buff too. So we're talking about these monuments, history, [inaudible], diplomacy, I've traveled this nation looking at history and I've talked with Warren in his office about various pieces that he has, pictures, and all that history. So I understand why he feels the way he feels. But we also have to look at too, we're legislators, and that holds us to a much higher standard. And I emphasize that. We are legislators, and there are certain things and actions that we do and we take, the entire state watches us. And I emphasize that. So there are certain things that we cannot do and we cannot say. And those actions pose consequences. And I point that out. I noticed recently in my office there were some people that dropped off some information on the memorials and they were talking about protecting the memorials, again I have grown up looking at memorials all over this country. I was part of the East Texas Historical Society, you know

while I was in college, I mean I understand why people feel what they feel. But I also understand to why people say again why these monuments. I want to read you, it says monuments and markers shall respect what a people have sought to honor historical events, veterans, and the significance of the sacrifice of the veterans. Okay, people often sacrifice and struggle to fund these memorials for the veterans. Many memorials were years in the making due to planning, fundraising, and the actual construction and settlements of the memorials. Monuments show us the value society had of our character, sacrifice of the veterans during our history or honoring events of historical monuments. If you look at history you will find that these same people. If you look at history, I've done a lot of research in this area. Also, if you look at from the 1800s to 1968, where there was mass crowds that showed up this was a public spectacle. Where you had lynchings and it was an event. It was like a carnival affair. And you have to remember, why does this affect African Americans so much? Cause I get that question a lot because people say that's old history. Well I hear it a lot, that's old history. Well you have to look at the 1800s all the way to 1968, and specifically up to 1937, a lot of those individuals that showed up at those I say events are still alive today. So they have that history. Then you also have to remember too, that the photographs, the postcards, all that information was sent out like it was a regular event. Come to this event. Or at the event they took pictures and they sent that to family members across the country. Those photographs and postcards are still around. Still around. So this is nothing, when we talk about the past, this is the present too. Then you also have to look at too, the history of lynchings. We're talking about over 4743 people were lynched from the 1800s to 1968. That's a tremendous amount of people. You also have to look at too, why did these lynchings occur? The reason why these lynchings occurred was to make sure that people understood, make sure you stay in your place. Make sure you stay in your place. The reason why it's so important too why you have to understand, is I grew up in a family from Mississippi from Georgia and they had talked about that history. So I can sit here and say that I know about that history because family members passed it down from one generation to another. So I sit here saying that, at 57, I still know that history because it was passed down. Why it's important. Also I would like to say too I would, people kept talking about why these monuments. I had this conversation with Warren and he was saying that he wanted to do a policy piece on these monuments. He brought that to me before we ended in May. And I said I don't think that's gonna fly. The reason why is not because I don't love monuments. Not because I don't love history. I do. Because there is a piece in history that I do not love. I teach a course at the art museum, beauty and bias, and that's through the anti-defamation league and I'm also trained by the National Conference, and I've traveled this nation on racism and anti-bias training. One of the pieces that we teach at the library is that we take these kids from throughout St. Louis County, we take them around the art museum, and then we sit them down in a conference room, and then we have them draw pictures of what they seen. Then what we do is we ask them the question: What is beauty to you, and what is bias? Everybody has a different idea of what looks good to them and what doesn't. That's the same with these monuments. If you go around and you talk to African Americans, there's a reason why they want these monuments removed. If you talk to others probably, there's a reason why they want them to stay up. That's exactly why the beauty and bias training is so important. Because see, what offends one, may not offend another. And I hope you all think about that, because this is something that is very very important as we look at why it was so important that Warren- or what Warren said what he was talking about on Facebook. Why did it offend so many people? But it wasn't just Warren. I did some research and found out there was another legislator in Mississippi that said one and the same thing, lynch something. Someone should be lynched. So this is not typical. But how do we address this in 2018? For the ethics committee, that's your decision. But as a- as the chair of a Black Caucus here- and I'm saying that as a legislature, we should do better than that. And I'll end with that.

Rep. Kevin Austin: Thank you gentleman. I appreciate that. As said, we will go now for the opening statement of Representative McCann Beatty. We'll call you back up for inquiry. Thank you. Representative McCann Beatty let me know when you are ready to go so I can swear you in and then we'll let you being.

Rep. Gail McCann Beatty: I'm ready, thank you.

Rep. Kevin Austin: All right. Do you solemnly swear or affair that the testimony you will give before this committee in the matter now under consideration will be the truth the whole truth and nothing but the truth so help you God?

Rep. Gail McCann Beatty: I do.

Rep. Kevin Austin: Thank you Lady, please begin.

Rep. Gail McCann Beatty: Thank you, Mr. Chairman. We are here today because Representative Warren Love chose to publically call for the extrajudicial murder of the petty criminals who had upset him by throwing paint on a Confederate statue in Springfield. Responding to a news story about the vandalism, Representative Love on August 30th, posted the following comment on Facebook. This is totally against the law. I hope they are found and hung from a tall tree with a long rope. Vandalism is against the law, but so is lynching. It is not appropriate to respond to one crime by hoping that a far worse crime is committed. And when a call for political violence comes from an elected official, that official has forfeited the moral authority to hold office. And let's be perfectly clear. Lynching is

a brutal act of political violence. It is especially disturbing that Representative Love believes that lynching to be an appropriate punishment for vandalizing a monument to the Confederacy, giving that lynching was the method former Confederates and their white supremacist successors used for generations following the end of the Civil War to terrorize and subjugate African Americans. According to the 2017 edition of the Equal Justice Initiatives Report: Lynching in America Confronting the Legacy of Racial Terror, between 1877 and 1950 there were at 4084 documented terror lynchings of African Americans in the South, plus another 341 terror lynchings in 8 non-southern states. In Missouri, there were 60 documented terror lynchings, second most among non-Southern states. Now Representative Love disingenuously claims that he never called for a lynching because he never used the word. Well, statutorily authorized punishment for vandalism in Missouri is not to be hung from a tall tree with a long rope. When you hang someone without legal authority, that's a lynching. If for lunch you have a grilled ground beef patty with a slice of melted cheese on top served on a bun, you're eating a cheeseburger, regardless of whether you choose to call it that. Representative Love called for a lynching, simple as that, and four months later he still doesn't understand why this is a problem. And while Representative Love did initially express some regret for his reprehensible post, his later actions and statements, including his refusal to take down the post, exposed his insincerity. Just over two weeks ago, on December 18, 2017, the St. Louis Post Dispatch story, Representative Love fully reversed course and defended his comments. I quote, my case is going to be no condemnation, he said. I made a crude statement but I called out a crime, and I was the only legislator in the state that called out a crime that took place in the nation's veteran's cemetery. To repeat, calling out a relatively minor offense by hoping that a far worse and more brutal crime is committed is not a legitimate defense. And that raises another point. Despite was Representative Love may claim, this is not a free speech issue, as incitement to violence is not protected under the first amendment. Before I close, I wanted to add that when Senator Maria Chappelle Nadal, a Democrat, made a social media post this summer hoping for political violence, I was among the first to call on her to resign. I took a lot of heat from some fellow Democrats, but I did it because it was the right thing to do. So when Representative Love made a similar post not long after, I likewise called for him to resign. But the voices of Republican lawmakers who loudly demanded that Senator Chappelle Nadal be expelled if she refused to resign, fell strangely silent when it came to Representative Love. It seems there is one standard for black, Democratic women and another for white Republican men. And to be clear, while I still believe Representative Love should resign, I never called for his expulsion, and in fact I didn't even pursue an ethics complaint against him. I filed House Remonstrance One in hope of getting a simple up or down vote, or a non-binding resolution that would have done nothing more than state that the House believed Representative Love's comments were wrong. That's it. And that would have been an even lesser sanction than the Senate's unprecedented censure of Senator Chappelle Nadal in September. Instead, House Republican leadership chose to treat my remonstrance as an ethics complaint, and after repeated delays, here we are. At this point, it should be no secret. I am deeply disappointed with how House Republican leadership has handled this matter over the last few months. As a result, I have little confidence that any action will be taken. But nonetheless, I respectfully ask the committee to send the message that violent political discourse by Missouri State Representatives will not be tolerated.

Rep. Kevin Austin: Thank you, Lady. And of course we'll be calling you back after the completion of the opening statements for more inquiry. Representative Love, I believe you're represented by counsel. Either you or he may now give the opening statement.

Melvin Lee (Attorney for Rep. Warren Love): [inaudible]

Rep. Kevin Austin: Counselor, hold on just a second, I'm sorry. Even attorneys have to be sworn in under our rules of procedure. Now I know that's a little unusual at least in court but- So if you would, raise your right hand. Do you solemnly swear or affirm that your testimony you will give before this committee on the matter now under consideration will be the truth the whole truth and nothing but the truth so help you God?

Melvin Lee Gilbert: I do.

Rep. Kevin Austin: Thank you. Would you state your full name and we do have a witness form we'll need for you to fill out.

Melvin Lee Gilbert: Thank you. I'm Melvin Lee

Rep. Kevin Austin: Oh, can you use the microphone? I think they're going to help you out.

Melvin Lee Gilbert: Melvin Lee Gilbert is my full name. I'm an attorney down in Buffalo, Missouri.

Rep. Kevin Austin: I'm sorry counselor to continue to interrupt. Is the a little green button lit, cause I don't think you're coming through.

Rep. Gina Mitten: Maybe you need to get a little closer. You're kind of- They're tricky.

Melvin Lee Gilbert: How about now? Okay, we'll go with Melvin Lee Gilbert, I'm the attorney for Warren Love in this case and I'm proud to be here to represent him. Some may look at me as a hired gun, I don't believe that's gonna be accurate for a couple of reasons. First, hiring gives the impression of money being spent to hire. I'm not charging

Warren a penny in attorney's fees in this matter. I have a general practice in Buffalo, the closest thing to a specialty is small government law but I'm currently on retainer for 20 government entities from Camden County down to Stone County, from Webster County over to Newton County. And I'm told that representing 20 government bodies is the most of any solo practitioner in the state. And I'm not tooting my horn here because it's actually relevant to this because there are many dozens if not hundreds of cities within Missouri that have various statues and monuments that need to be protected as well. Why would I come up here to help Warren? One reason is that I know Warren's language. Warren is from St. Clara County, Missouri. My family, past FDR and Truman democrats, have known Warren for decades. My great grandparents, grandparents, and dad owned land in St. Clara County and lived within 15 miles from Warren as the crow flies, if that country saying can still be used these days. I suppose even a negative connotation could be made of that old country saying, under the current political climate. Today's saying that this issue had is hanging from the highest tree. That's one I was exposed to over 50 years ago. Never ever was it used in a racial context. It was used in the context of punishment. And that is how corrects today. Was it racially motivated or was it punishment motivated? There's been absolutely no evidence of Warren's statement was anything other than an adage for punishment. It couldn't even be racial unless Warren knew the race of the criminal in this case. And it's impossible for us to prove a negative proposition; but fortunately in America that burden does not lie on the accused but the accuser. The same type of protection will exist at even a higher constitutional level for the criminal that did the monument vandalism in Springfield. And yes it was a crime. That seems to be lost in the paint at times. And at times Warren seems to be treated worse than the criminals in this case. Who else beside Warren has admonished this crime? The lack of some condemning this crime only gives credence to the criminal act and by that silence only encourages similar criminal acts for the future. By condoning this act of vandalism where does it stop unless we are united to condemn it. This time was damaging a monument in a national cemetery. So one day a monument in a national cemetery, next time a monument at a national park, like Mt. Rushmore, defacing Washington and Jefferson. They were slave owners, so where does this all stop? I guess it could all be done in the name of civil disobedience to some people, whereas the true definition of this is actually criminal destructive disobedience. I guess some could deface the memorial of Lincoln in DC in the name of civil disobedience, a national park monument, the Martin Luther King monument in DC, a national park monument. Statues, plaques, and memorials that depict the birth of Brown Education or the Little Rock Nine, they have monuments at each of these places, both national park sites. Where does it all stop unless there is a condemnation of some type for this act that was done in Missouri? Because it can go both ways. And that hurts all of America in the long run. I've mentioned national parks several times. I have visited all 88 of the Missouri state parks, and 413 of the national parks. Probably didn't realize there were that many. Warren surprised me last session by presenting me with a resolution for being the only person in the world to visit all of the Missouri state parks and all of the national parks that were open on the centennial. So between most state parks and national parks, I have visited many many dozens of historical sites. And that brings me to the other reason that I'm here for free to support Warren, and that's because of our passions for history. Warren has filed for two years and pre-filed for a third year the Missouri veterans heritage protection act. There is statewide support as shown in this room by all of the veterans that are here today. Warren is a member of both organizations of Sons of Confederacy and Sons of the Union. He had family members on both sides. He is not racist. Warren and I have also worked together to designate the Butterbelt Stagecoach through the national historic trail in America. At 2900 miles is the longest state trail in world history and it started right down the road in Tipton. He's invited me two different times to come up and testify for the support of that proposition. One third of all national historic trails do go through Missouri. We've also worked together for several years on the 1800 themed pioneer heritage days in Warsaw, Missouri. Warren thinks 1800s old west a lot. That's where I also have the similar language to Warren. When hanging from the highest tree is said, I think of the cattle wrestlers in the old west. That is where Warren's motives lie, in punishment and not anything racial. And I stated here earlier, where does it all stop in being too politically correct to correct America's sins of history? There is the good bad and ugly in American history, but it is the truth. One cannot spray-paint over the truth of history. If this is not all stopped, then are we going to change the name of the city we're in today? Can't be Jefferson can it? Thank you very much.

Rep. Kevin Austin: Thank you counselor. That concludes opening statements. I would now ask Representative McCann Beatty and Representative Green to come for inquiry. You both have already been sworn so you remain sworn. Any inquiry? Representative.

Rep. Michael Butler: Thank you Mr. Chair. To inquire? Um, Representative McCann Beatty, are you familiar with an incident in this body um where Representative Love referred to another member as a black negro?

Rep. Gail McCann Beatty: I was not actually in that hearing, um, but it is my understanding that it was a conversation in which um he said prevailing wage is good for the negro.

Rep. Michael Butler: Okay. When you heard of that incident what were your actions post that?

Rep. Gail McCann Beatty: Um, actually very similar to my reaction to this. Um, I immediately went and had a conversation with the Speaker. Um, the Speaker assured me that he would have a conversation with Representative Love and that it would be dealt with.
Rep. Michael Butler: You professionally and internally tried to handle that situation with the Speaker of the House?
Rep. Gail McCann Beatty: Yes.
Rep. Michael Butler: Representative Green, are you familiar with that incident as well?
Rep. Alan Green: No.
Rep. Michael Butler: Thank you. Thank you Mr. Chair.
Rep. Kevin Austin: Thank you. Any further inquiry? Representative Lynch.
Rep.Steve Lynch: It's good to see you representatives. Representative Green, when you went to Representative Love, what did he tell you he meant?
Rep. Alan Green: Well, per say we didn't specifically talk about the incident that occurred, uh we never actually talked about that incident. We haven't.
Rep. Steve Lynch: Okay, but then you wrote a letter.
Rep. Alan Green: Yes. We're Facebook people- we're connected on Facebook. So actually when he writes various things or- and you can see it on Facebook, or we have- we're connected together.
Rep. Steve Lynch: I understand, you know but if I was offended which you were, to write the letter. I would want to go to the person, and because there was already some explanations being given and ask him what they meant. But that didn't happen, I guess that's what you're saying.
Rep. Alan Green: Let me just correct myself. At veto session- after veto session we did talk a little bit about that, and he did apologize for that, but we didn't talk much about that.
Steve Lynch: Did he apologize for the statement or because you misunderstood what he was saying?
Rep. Alan Green: We never talked about me misunderstanding what he said, no.
Rep. Steve Lynch: And Representative McCann Beatty, what did Warren tell you that he meant?
Rep. Gail McCann Beatty: I have not spoken one word to Representative Love since the incident.
Rep. Steve Lynch: Okay. Do either one of you have any understanding of what he has said that he meant?
Rep. Gail McCann Beatty: I can't tell you- I can tell you how I felt. I can tell you what I saw, what I have experienced from reading it. But I can't- like I said I have not had any conversation with him so I can't tell you necessarily what is in his mind. What I can say is that we have seen a number of statements from Representative Love that definitely suggest that these are racist statements.
Rep. Steve Lynch: So you've had no contact to ask him? What did you mean one-
Rep. Gail McCann Beatty: I've only had one conversation with Representative Love since I've been in the legislature and it was about these Confederate Monuments.
Rep. Steve Lynch: Okay. And what do the people that committed the crime look like? (28:04)
Rep. Gail McCann Beatty: I have no idea what they look like. And let's be clear, at no point in time have I said anything that these people should not be punished. And let's also be clear, my remonstrance has zero to do with the fact that the monument was defaced. My remonstrance has to do with Representative Love's response. We need to stop changing the narrative. It was inappropriate for a legislator to call for a lynching.
Rep. Steve Lynch: But a response that you never have talked to him about that some of us may have differently. And yet you say that he is being racist and the comments he is making even though my understanding is we have no clue- I don't think anyone has been arrested, or been charged with this crime just yet. So we don't know what group- it could be any group of any ethnicity or color.
Rep. Gail McCann Beatty: First of all calling for a lynching is inappropriate period.
Rep. Steve Lynch: Well I believe we can look at that in a bit. But I just wanted- You don't know who-
Rep. Gail McCann Beatty: Wasn't there.
Rep. Steve Lynch: Okay.
Rep. Kevin Austin: Representative Green.
Rep. Alan Green: Let me address part of that. First of all, I have never in that area talk about after veto session, the lynching part. But I have sat in Warren's office many a day and I enjoyed talking to Warren. He has a lot of historical pieces on his wall. He has a lot of historical books. We'd talk about those things. I was shocked; I'll be honest, when this came up, because I did not perceive that of Warren. I was actually thrown back. So that's I'm appalled at how did- When we're talking about hanging someone from the longest rope and a tall tree, I couldn't even imagine that. Because those are not the conversations that I have with Warren. I have them talking about the history and the monuments and pictures and cowboys you know ranches cows, all that horses, we talk about all of that. So this threw me off when that piece came up because that is not the piece that we talk about on a daily basis.

Rep. Steve Lynch: Yeah it's not- and believe me Warren is more than happy to talk to you about history. As you know. But you got to know him when he was up here, but maybe not to really know him how he is really from his area and the way that they may talk out in that area as well. And what the statements they make.
Rep. Alan Green: Still on that point I do a lot of training around the nation talking about those areas you're talking about right now. See the way you perceive it may not be the way we perceive it, and that is that piece again of understanding. And so that understanding piece is why we would be offended.
Rep. Steve Lynch: And I think that is the very point of this, is that understanding where a person is coming from when they make some of these statements. Believe me I understand that some statements that we may make in rural Missouri folks in the city have lived there all their lives, may not understand what we are saying. It also works the other way. I have things believe me I could be offended as well, if I wanted to be, if I didn't want to be understanding. There are things that some of our representatives do, I don't agree with, I don't understand, but I understand I don't understand everything about them either or the situation that we're working with or what they're trying to do in their district. There has to be some understanding of that and some give of that where we're all able to say that maybe we are offended in this country we're gonna get offended from time to time, but to try to understand why they have said that and then accept the truth of why they say they said.
Rep. Alan Green: Let me address that piece.
Rep. Steve Lynch: Yes.
Rep. Alan Green: One of the big pieces I love to talk about too is that I spent five years in Texas working on a ranch. So I shoveled a lot of manure. So I understand when I'm hearing manure. Okay. So what I'm also saying too is that when we look at these understandings because I was in a rural area for so many years, I can't use that piece that it's only the suburban or the urban core, because I've been in the core areas of the country too. And so I see things from that point of view too. So I just had to put that out there.
Rep. Steve Lynch: Yeah and the shoveling wasn't a reference to me I'm hoping.
[laughter]
Rep. Steve Lynch: Thank you.
Rep. Kevin Austin: Further inquiry? Gentleman.
Rep. Peter Merideth: Thank you. Thank you both for your prior statements. I really appreciate the thoughtfulness you put into them. Um, I want to follow up, Representative Beatty, um it's hard to ignore the sort of underlying racism in this situation, right? Um, whether it was intentional or conscious we can all argue about here. Um, we've talked a lot about Representative Love's knowledge of history. Um, you gave us numbers of the history of lynching in America and in Missouri, and would it be your understanding that if you have knowledge of history you also have a decent knowledge of the racial history of lynching in America?
Rep. Gail McCann Beatty: Representative I would agree. Um if you understand history, you understand history, and you should also understand why something like this is so offensive.
Rep. Peter Merideth: For sure.
Rep. Gail McCann Beatty: And we as a legislature, we have to come up here and work together on a daily basis. Um, and we do have to understand each other, um, but unfortunately for Representative Love even once he found out that it was offensive, it didn't really matter. Which tells me he didn't care and the Gentleman asked, have I had a conversation with him. No I have not. He didn't think to seek me out um for an apology or anything else and his half-hearted apology that we read in the newspaper he even retracted that.
Rep. Peter Merideth: Now given the context that this was in response to defacing a Confederate memorial, um does that add to the sort of obviousness that there is some racial element to this?
Rep. Gail McCann Beatty: It absolutely does because lynching was a form of intimidation um and then there was another comment after that that referred to the term strange fruit. Strange fruit was what they called when they saw an African American hanging from a tree. They were called strange fruit.
Rep. Peter Merideth: That seems to be a pretty decent knowledge of history. And what the terms mean.
Rep. Gail McCann Beatty: I would agree, yeah.
Rep. Peter Merideth: Um, now, stepping back I don't want to ignore the racial part of this but it seems to be an area of dispute in our committee so I'm going to ask you, assuming there was no racism underlying this at all, and that this was um an expression used, does that change whether or not it was appropriate for a legislator to call for a lynching?
Rep. Gail McCann Beatty: It does not because as a legislator we should not be calling for violence period.
Rep. Peter Merideth: So calling for extrajudicial violence as a response to a small crime
Rep. Gail McCann Beatty: Is inappropriate.
Rep. Peter Merideth: Is in appropriate for a legislator whether it's racist or not.
Rep. Gail McCann Beatty: Whether it's racist or not.

Rep. Peter Merideth: So we can pull aside the racism for those who don't believe there was racism involved um, well we may contest that, and still say that there is a serious problem with a legislator calling for violence.
Rep. Gail McCann Beatty: Absolutely.
Rep. Peter Merideth: Okay. Um, I would add, you brought up Senator Chappelle Nadal in this situation
Rep. Gail McCann Beatty: Yes
Rep. Peter Merideth: And there was I guess a somewhat comparable situation although lots of differences and lots of contrasts are important as well. Um, and our message to the public is that her call for political violence is unacceptable. Her call for violence with someone she is upset with, someone she is personally offended by, wasn't acceptable.
Rep. Gail McCann Beatty: Correct.
Rep. Peter Merideth: And so she was
Rep. Gail McCann Beatty: She was swiftly punished.
Rep. Peter Merideth: Did she have a lawyer in that process, when she was swiftly punished?
Rep. Gail McCann Beatty: I don't know that.
Rep. Peter Merideth: Okay. Um, it seems there is a significant contrast with how these are both handled. And I realize that some of that is procedural with the different houses. Do you think that there is a message being sent to the public if we have one response for Senator Chappelle Nadal, and a different response in a case like this for two public calls for violence by elected officials?
Rep. Gail McCann Beatty: I think it absolutely says something to the public, especially when one is an African American female and one is a white male. And the fact that many of my Republican colleagues were incredibly outraged by Senator Chappelle Nadal and went to social media immediately wanting her removed from the Senate, but yet when it happened with Representative Love we heard absolutely nothing.
Rep. Peter Merideth: Sure.
Rep. Gail McCann Beatty: And now here we are four months later and absolutely there has been no response from our Republican leadership.
Rep. Peter Merideth: Go ahead if you have something to add.
Rep. Alan Green: I just wanted to address from the Black Caucus too off of Senator Nadal. We also put out a press statement that we did not condone her statements.
Rep. Peter Merideth: Of course, of course. Thank you. Um, now so to talk about the contrast there. And you mentioned that she's an African American woman versus a white male. And we've got the context of racial undertones with all of this, um but again pulling the racial undertones aside for a minute, um I guess we're saying that the message to the public would be best-case scenario for a democrat there's one standard and for a republican there's another. And then the worst-case scenario is that for a black woman there is one standard and for a white male there is another.
Rep. Gail McCann Beatty: That's true.
Rep. Peter Merideth: And the reality is the public is gonna perceive that based on our response, whether you all think it's true or not, right?
Rep. Gail McCann Beatty: Absolutely.
Rep. Peter Merideth: Okay, one other point that um, from some of the previous uh conversation. Uh, we've heard a little bit about how this is sort of just language from his community that he represents. Um, if my community, my constituents, say things like they want Donald Trump assassinated and horrible unacceptable things, does that justify me saying it as a legislator?
Rep. Gail McCann Beatty: No it absolutely does not because we are held to a higher standard.
Rep. Peter Merideth: So this isn't about whether a regular person can say offensive things, this is about whether a legislator can call for political violence.
Rep. Gail McCann Beatty: Absolutely, yes.
Rep. Peter Merideth: Thanks.
Rep. Kevin Austin: Further inquiry? Representative.
Rep. Gina Mitten: "Briefly, if I may, thank you. Um, and either of you guys can answer this, but to sort of refresh everyone's memory, tell me if I'm correct in this if memory serves, it was the Democratic Floor Leader who removed Representative Chappelle-Nadal from all her committees. Am I misremembering that?"
Rep. Gail McCann Beatty: "I believe that is correct."
Rep. Gina Mitten: "So basically a member of her own- Senator Walsh's own caucus, engaged in some behavior that I think we can universally agree was inappropriate was pretty swifty, if memory serves, dealt some consequences from within. Is that a fair characterization? And then I understand, I guess there was a formal censure that occured on veto session, which would have been September 13th."

Rep. Gail McCann Beatty: "Correct, and had my remonstrance been dealt with in a normal fashion, we could have also dealt with it on the floor, as well."
Rep. Gina Mitten: "On September 13th?"
Rep. Gail McCann Beatty: "Absolutely"
Rep. Gina Mitten: "...and again, I think it's fair to say though that the same meeting of consequences has not occured in in this case."
Rep. Gail McCann Beatty: "There has been no consequences for Representative Love."
Rep. Gina Mitten: "Okay thank you so much, thank you Mr. Chair."
Rep. Kevin Austin: "Further inquiry? Seeing none, thank you representatives." "Now inquiry of Representative Love. Gentleman would you please come forward and your counsel can come with you." "Before we begin, Representative Love you have not been sworn in so let me do that now. Do you solemnly swear or affirm that the testimony you will give before this committee is the truth, the whole truth, and nothing but the truth so help you God?"
Rep. Warren Love: "I do."
Rep. Kevin Austin: "Thank you sir. Inquiry?"
Rep. Gina Mitten: "I'll start, good afternoon. So let's just start, if we can, with the facts. The way I read the Facebook page said is that you said, 'I hope they are found and hung from a tall tree with a long rope.' Is that a fair characterization, is that a quote of what your post said? Yes?"
Rep. Warren Love: "Yes."
Rep. Gina Mitten: "And do you remember, wasn't that posted on August 30th or the end of August 2017?"
Rep. Warren Love: "Yes, ma'am."
Rep. Gina Mitten: "Can you help me to understand, was that Facebook post ever removed?"
Rep. Warren Love: "No, ma'am."
Rep. Gina Mitten: "It was not? 'Cus um...could you help me understand why, and I'm going to read from some of your quotes in the newspaper, and I would love if you could help me, well help all of us, understand whether these are accurate quotes or not. Because there was originally an article in the Springfield News Leader in which you said that you thought that the post had been taken down. And then you clarified that it was still up, but you had not been able to access it due to poor internet connectivity. Is that a fair characterization of your comments to the Springfield News Leader?"
Rep. Warren Love: "That is correct."
Rep. Gina Mitten: "Okay, so can you tell me why you thought it was down and then said that you couldn't get to it? I guess you decided on October..excuse me August 31st that you're not going to take it down. Is that a fair characterization?"
Rep. Warren Love: "Let me explain about the confusion. I was in route to the bootheel of Missouri that afternoon, I arrived there about dark and I pulled over. I seen a wave of inquiries from newspapers and I thought I am going to try to put out some fires. So in the area that I pulled over in.." "
Rep. Gina Mitten: "Yeah these don't work so well do they?" *holds up phone*
Rep. Warren Love: "Yea, I didn't have internet connection but I did have phone connection, so I was asked by a reporter if I had taken the post down, and I commented, 'It may have been taken down...because someone else may have been, one of my children actually, may have taken it down, I don't know because I can't access Facebook so there was some misunderstanding about whether it was taken down or not. It was actually the next day before I knew."
Rep. Gina Mitten: "Okay, did you not tell the reporter, and I'm going to quote, 'That you had not been able to access it due to poor internet connectivity and that that was the reason it was not take down?"
Rep. Warren Love: "I basically was confused, I didn't know if it was or if it had been."
Rep. Gina Mitten: "Then I'm gonna move forward to another article also dated October, excuse me, August 31st, in which you indicated that you would not take it down and that it, quote 'It starts a dialogue'. Is that an accurate quote of your statement to the Post Dispatch?"
Rep. Warren Love: "I don't remember"
Rep. Gina Mitten: "Okay, but do you have any reason to believe that the Post Dispatch did not quote you accurately in that article? In that you're saying it starts a dialogue?"
Rep. Warren Love: "No."
Rep. Gina Mitten: "Ok, so again my understanding is that you said to the Post Dispatch on the 31st of August that you could take it down, but that you're not going to because it's already out and it starts a dialogue and later that afternoon, The Kansas City Star has an article also about these posts in which you say you will not delete the post, the Facebook post."
Rep. Warren Love: "I did, and can I explain why?"

Rep. Gina Mitten: "Well, I just have some more questions and I think you will get to that. I guess my question is, what dialogue did you hope to start?"
Rep. Warren Love: "I don't remember ever saying the word 'dialogue', you know, and if I did I cannot remember."
Rep. Gina Mitten: "Okay, so you're not sure why you said that to the Post Dispatch, because you said that you have no reason to believe that they misquoted you."
Rep. Warren Love: "I don't even remember using the word dialogue, it's not a normal word in my vocabulary. I just wanted to let you know that."
Rep. Gina Mitten: "Okay, and they're quoting you, 'I could take it off but I'm not because it's already out and it will start a dialogue'. That's the quote. So um, so I guess then you're saying now that you didn't hope to start a dialogue."
Rep. Warren Love: "No, here's why I did not remove it okay, if I may now in front of the committee"
Rep. Gina Mitten: "Well right now I'm not asking you about the removal I'm asking about the dialogue, so again you're quoted saying you wanted to start a dialogue. Now you're saying you didn't want to start a dialogue, I'm just trying to understand."
Rep. Warren Love: "I do not remember quoting or saying that I wanted to start a dialogue."
Rep. Gina Mitten: "Okay, okay so then is it safe to say that you did not hope to start a dialogue by leaving the post up?"
Rep. Warren Love: "I would say yes, ma'am."
Rep. Gina Mitten: "Okay so you left the post up but you had no desire to start a dialogue about the contents or maybe the reaction to that post."
Rep. Warren Love: "The reason why I left the post up is because it had already been snapshotted, everybody in the world's seen it, there's no taking it down. Also, if you will look at that Facebook post, I don't even know how to go back and find it, you will see my next statement was I did not mention race nor gender nor age.
Rep. Gina Mitten: "Mhmm, I understand that."
Rep. Warren Love: "And I want that to be on there. Because I did not mention those things."
Rep. Gina Mitten: "Mhmm, I understand. You-- you've already confirmed what the quote actually says so I think that's already kind of clear. So again you said--and I'm going to go to another article, and this was a week later on September the 8th, you apparently contacted Steve Pokin of the Springfield News Leader to again, clarify your comments, and um, in that article you are quoted as saying 'If you get'--and I'm not going to use the word--'If you get feces on your boots you might as well keep it there 'cus you can't wipe away the smell'. Is that an accurate quote?"
Rep. Warren Love: "That's right."
Rep. Gina Mitten: "Okay so again, I'm kinda confused about that but could you explain to the committee how calling for a lynching is akin to getting feces on your boots?"
Rep. Warren Love: "Ma'am if I may, I did not use the word 'lynching'. And I will ask you, is there a difference, dictionary, between the words 'lynching' and 'hanging'?
Rep. Gina Mitten: "And--and if I'm ever sitting in that seat I welcome you to do so, but right now, unfortunately I am the one that's asking the questions at this juncture. So, and again I'm going to say, can you explain to the committee how calling for someone-- without a trial, without an arrest, without a jury-- to be hung from a tall tree, which I think one can argue is the equivalent of lynching. Could you explain to the committee how that is akin to getting feces on your boots?"
Rep. Warren Love: "Did I mention there would be no trial, no uh, civil matter in that statement?"
Rep. Gina Mitten: "Okay so can you explain to the committee how hanging someone from a tall tree with a long rope is akin to getting feces on your boots?"
Rep. Warren Love: "That no diff--no relationship."
Rep. Gina Mitten: "No relationship."
Rep. Warren Love: "No relationship whatsoever."
Rep. Gina Mitten: "But yet that's the language that you've chose. Those are quotes that you've admitted are quotes."
Rep. Warren Love: "I could've said 'take 'em to the woodshed', or uh you know, 'nail your hide to the wall' or any numerous of things."
Rep. Gina Mitten: "Mhmm."
Rep. Warren Love: "And since we're here in front of God and everybody, let me tell you what I almost put.."
Rep. Gina Mitten: "You could've also put 'arrested and prosecuted to the full extent of the law'.
Rep. Warren Love: "That's what I meant."

Rep. Gina Mitten: "But those aren't the words that you used."
Rep. Warren Love: "You know something, sometimes when you want to make a point you use an expression called a colloquial statement"
Rep. Gina Mitten: "Ohhh, okay."
Rep. Warren Love: "Okay, I almost wrote 'This is a crime, totally against the law'. My grandaddy used to say when somebody done something like that they ought to have their back split and their leg run through it. That's what I almost wrote, so now everybody knows."
Rep. Gina Mitten: "But you chose not to do that."
Rep. Warren Love: "Pardon me?"
Rep. Gina Mitten: "You chose not to write that in your post."
Rep. Warren Love: "I didn't want to face my wife with making that kind of statement."
Rep. Gina Mitten: Ahh, that's interesting. So you didn't want to face your wife with that kind of statement but it was okay to hang folks from a tall tree. Okay. Um, look I'm a city person, I think we've already established that we may look at things differently depending on our regions. Um, you also have some quotes in the Post Dispatch's August 31st article in which you referred to 'them' and 'the minorities' in that you said, "I probably have a better relationship with the minorities than any of them up at the legislature." You also said, "I play softball with 'them', I'm good friends with 'them', I sit on the same side of the isle as 'them', and 'they' are on my softball team". Um, I'm assuming by 'them' you meant persons of color or African Americans that work or serve in this building?
Rep. Warren Love: "What word should I have used?"
Rep. Gina Mitten: "Well I would have called them your--my colleagues."
Rep. Warren Love: "Who was the article referring about? Who has charged against me?"
Rep. Gina Mitten: "Well I think the article at the time was referring to your comments, which we've already established, were to hang somebody from a tall tree with a long rope. So the article was about those comments and I'm just wanting to clarify your quotes to that article and clarify that those were in fact your words and to confirm that what you meant by those words were persons of color or African Americans that work and serve in this building."
Melvin Lee Gilbert: "I would just like for the record to note that you had preferenced that with his relationship with minority representatives in this building and that had already been designated and "them"each time used after that, referred back to the minority--"
Rep. Gina Mitten: "Which is why I'm asking the person that made the statements to clarify, I'm sure we're all understanding exactly what he meant."
Rep. Warren Love: "That is correct."
Rep. Gina Mitten: "Thank you. Now I'm curious about the timeline of your apology, or not apology, or retraction of an apology. Um, it looks to me like you know, again on August 31st at 8:30 in the morning you said you could not recall the apology that you had written on Facebook and declined to give one over the phone. Um, do you remember that conversation, and it would've been with the Kansas City Star, do you remember that conversation in which you declined to apologize with a telephone interview with the Kansas City Star?"
Rep. Warren Love: "Not that I declined, I will say this, I was interviewed by many different news medias. And I maybe made a statement of an apology over the phone to some, some not. But it was not until the following day that I drafted a formal apology with sincere meaning can ask to be excused from the comment that I made because I realize it had offended people and I'm sorry."
Rep. Gina Mitten: "MmK. And then again on the next day then you also um, again--have you retracted your apology?-- let's just go there. In other words, my understanding is that you did ultimately issue an apology and sort of now just restated it. Was that apology ultimately retracted?"
Rep. Warren Love: "No, it was submitted to all the news media and put out, I posted it on my Facebook. Uhh it's still there, I hope that everyone received it. I know uh, what our intent was."
Rep. Gina Mitten: "Okay, so it's still there along with the post."
Rep. Warren Love: "It's not on the same post. It's probably the following day."
Rep. Gina Mitten: "Okay, then um, I'm gonna ask you a little bit about sort of words and consequences. Do you think there should be consequences for using words that are offensive or hateful?"
Rep. Warren Love: "Well the reality is, yes."
Rep. Gina Mitten: "Okay. So for instance if a child or a grandchild were to, as we in the city say, "drop an F bomb or take the Lord's name in vain, I'm assuming you believe there should be some consequences for that?"
Rep. Warren Love: "I believe there is consequences for everything that we do."
Rep. Gina Mitten: "Well and again, if your children or grandchildren were to use profane or otherwise inappropriate language would you punish them?"

Rep. Warren Love: "If I felt it was inappropriate."
Rep. Gina Mitten: "If it was inappropriate? Okay, so you would. So I'm assuming things like an F bomb as we would say or four letter words you find to be inappropriate, coming from a child?"
Rep. Warren Love: "Yes."
Rep. Gina Mitten: "I suspect you may find it inappropriate even coming from me..Um, why would you punish them, why would you punish a child or anybody, for using poor language, inappropriate language? Why do we do that?"
Rep. Warren Love: "Well I could quote Bible scripture, Proverbs come to mind, that if you raise up a child in that way that he or she go when they're older, they will-- they'll turn into that."
Rep. Gina Mitten: "So we punish people--there are consequences for our actions, just generally speaking, so that we learn from those mistakes, isn't that true? I mean, isn't that how we basically operate?"
Rep. Warren Love: "Yes ma'am."
Rep. Gina Mitten: "Okay. So um, do you-- well, have you been criticized for making racist statements in the past?"
Rep. Warren Love: "Some have criticized me and taken it out of context and if I could I'd like to address this deal about the prevailing wage committee I was in and clear that up."
Rep. Gina Mitten: "Well it's on videotape frankly so I think that's it's kind of already been cleared up to the extent that you know, there were statements that were made and I believe that you referred to the black negro as benefiting from a bill and um, if memory serves, I just looked at that video last night in fact, Representative Dunn explained at the time that he found that that was offensive to him."
Rep. Warren Love: "That is correct."
Rep. Gina Mitten: "Okay, and that was in January of 2017?"
Rep. Warren Love: "I was reading from a historical article about how Davis Bacon was found."
Rep. Gina Mitten: "I understand."
Rep. Warren Love: "And this very day at the town hall there is a commentator-- news writer named Larry Elder-- do you know of him?"
Rep. Gina Mitten: "I do not."
Rep. Warren Love: "His headline is instead of infrastructure investments, how 'bout killing Davis Bacon? Okay he writes about this, he uses that same term three times in his news story."
Rep. Gina Mitten: "And I realize that. And I appreciate that but if we were here talking about that commentator I would really love to hear about that but--"
Rep. Warren Love: "I was only reading from a historical article"
Rep. Gina Mitten: "--from a historical article"
Rep. Warren Love: "The New York workers union, they were being infringed on."
Rep. Gina Mitten: "I understand that but however, you were criticized openly in a committee hearing for these comments and somebody did indicate to you that he felt it was an offensive comment."
Rep. Warren Love: "Yes ma'am."
Rep. Gina Mitten: "Okay. And then about a month later in February 2017 there was a Pitch article in which, I understand again it was a quote but you had a Facebook post in which you quoted some pretty damning comments about President Lincoln, including calling him a tyrant."
Rep. Warren Love: "I didn't quote, I just posted an article that was written about 10 things about Lincoln a lot of people don't know, which I do repaticiously with other people."
Rep. Gina Mitten: "Right I understand but you took a part of that article and copy and pasted it and put it up and actually it wasn't in quotations but we were able to clarify that with the press later."
Rep. Warren Love: "That's right."
Rep. Gina Mitten: "So again in January of 2017 we have some racial issues that you're called out for, you know you were criticized for that at the time, perhaps we disagree about whether it was fair but it's criticism. And then a month later we have an article in the Pitch that's sort of calling you out and criticizing you also for some racist comments, is that a fair assessment of what happened last year?"
Rep. Warren Love: "I don't keep up on that publication."
Rep. Gina Mitten: "Okay, well I did so, do recall the criticism from both of those comments?"
Rep. Warren Love: "I did."
Rep. Gina Mitten: "Okay, were there any consequences to you for either of those comments?"
Rep. Warren Love: "No ma'am."
Rep. Gina Mitten: "No consequences at all. So do you think you should incur any consequences for the language that you've used-- what's the subject of this complaint and remonstrance today?"
Rep. Warren Love: "I've apologized and I expect no condemnation."

Rep. Gina Mitten: "You expect no condemnation, which brings me to something else I thought was sort of interesting, you are quoted in a December 18th article in the Post Dispatch saying "my case is going to be no condemnation". Is that an accurate quote?"
Rep. Warren Love: "What was the statement again?"
Rep. Gina Mitten: "My case-- meaning you saying-- once again, my case was going to be no condemnation".
Rep. Warren Love: "I didn't make that in a statement as an affirmative, I meant that I was going to ask for no condemnation.
Rep. Gina Mitten: "Okay, well that's not what the quote says so you're saying that is a misquote?"
Rep. Warren Love: "Evidently".
Rep. Gina Mitten: "Okay, which is fine, again I just want to clarify that stuff because it's out in the world and I think you deserve an opportunity to make sure you're being quoted accurately. Um, so again you believe there should be no condemnation and consequences--
Rep. Warren Love: "Yes"
Rep. Gina Mitten: "--despite the fact that you've been called out for racist comments on at least two prior occasions?"
Rep. Warren Love: "Those that call them comments racist comments is nothing but their matter of opinion, I don't feel like they were racist."
Rep. Gina Mitten: "Do you feel it appropriate though, once you become a member of the General Assembly that we have to use language that's respectful to all Missourians?"
Rep. Warren Love: "I think it should be our goal to do that, yes, and I apologized for making some offensive comments that I felt was offensive to others."
Rep. Gina Mitten: "Okay. Um, have you spoken with any members of this committee about this complaint?"
Rep. Warren Love: "Yes."
Rep. Gina Mitten: "And could you tell me the substance of those conversations?"
Rep. Warren Love: "What?"
Rep. Gina Mitten: "Could you tell me what was said? What was that conversation?"
Rep. Warren Love: "Just that-- how this procedure is going to be played out and when we would speak and the formalities"
Rep. Gina Mitten: "Right, the process and all that"
Rep. Warren Love: "Yeah."
Rep. Gina Mitten: "That makes perfect sense. Have you had other conversations with members of the General Assembly about this complaint?"
Rep. Warren Love: "Many."
Rep. Gina Mitten: "Have you had any conversations in which you were assured you would not be punished?"
Rep. Warren Love: "No ma'am."
Rep. Gina Mitten: "Have you had any conversations in which it was indicated you would be punished?"
Rep. Warren Love: "No ma'am."
Rep. Gina Mitten: "No you haven't. Um, I just want to finally give you an opportunity to respond to some other quotes that we have about your comments. Well, actually, do you agree with what the consequences were for Senator Chappelle Nadal?"
Rep. Warren Love: "That's another issue and I don't feel like it has one iota to do with this issue. Not one."
Rep. Gina Mitten: "I understand, but do you agree with the consequences she faced?"
Rep. Warren Love: "Chairman I have not had any chance to review any of that with my client because it seems to be an issue that wasn't a part of today's hearing."
Rep. Gina Mitten: "Mr.Chair either he thinks that the senator should have faced consequences or he thinks the senator should not have face consequences, it's a pretty simple question and I suspect that pretty much every person in this room could answer it one way or another."
Rep. Kevin Austin: "Well I agree that he should answer but I disagree that it could be on way or the other. Maybe he has no opinion, I don't know but I think that the representative should answer."
Rep. Warren Love: "Would you repeat the question ma'am?"
Rep. Gina Mitten: "Do you believe Senator Chappelle Nadal should have faced any consequences for the speech that she engaged in, hoping for the assassination of President Trump?"
Rep. Warren Love: "I believe that is up to the Senate and her fellow colleagues to decide."
Rep. Gina Mitten: "But you wouldn't mind serving with someone who made those comments?"
Rep. Warren Love: "If you want to chase that rabbit down the road, what we made comments on it would take up all day."
Rep. Gina Mitten: "So you don't find offensive at all to serve with somebody who had made that comment?"

Rep. Warren Love: "No."
Rep. Gina Mitten: "Okay then, some members of your own party have called for some consequences onto you and I'm curious what your response is to those comments."
Rep. Warren Love: "I'll tell ya like this, when you quail hunt and you flush up a covey of quail, they're all together and when they land they're all individually in their own place. Whatever they say, they're going to have to suffer because of them are going to get flushed up, some of them are going to get shot, and some of them are going to live. Now that's a colloquial statement I hope you understand."
Rep. Gina Mitten: "Are you referring to your colleagues that made comments about your statements?"
Rep. Warren Love: "Yes ma'am"
Rep. Gina Mitten: "That some of them are going to get shot?"
[some crowd upset]
Rep. Kevin Austin: "Hold it, hold it, hold it, hold it."
Rep. Gina Mitten: "Help me to understand what that means."
Rep. Warren Love: "There's consequences when they land on their own with what decision to make, we do that everyday as legislatures. You know, we'll endorse this, or we'll criticize this, and we have to stand for our decision, whatever we decision we made. If we come out openly, and criticize someone and condemn them, each individual we have to stand for what we say."
Rep. Gina Mitten: Okay, and so for instance let's just say that the current majority floor leader that, he was just elected, he has a post saying "Calling for the murder of anyone is unacceptable. Representative Love's punishment to be equal to any opposed on Senator Maria Chappelle Nadal." What's your response to that?
Rep. Warren Love: "I have none."
Rep. Gina Mitten: You have no response to that? What about Lieutenant Governor Parson who said that, "The post is unacceptable and inexcusable" ?
Rep. Warren Love: "I have none."
Rep. Gina Mitten: What about Governor Eric Greitens who said that "Leaders of Missouri need to do better and I don't think Senator Chappelle Nadal or Representative Love should be representing the people of Missouri, both should face the same consequences"?
Rep. Warren Love: "I have none."
Rep. Gina Mitten: Do you have any response to the fact that his spokesperson Parker Briden later clarified those comments in saying, "We think he should resign".
Rep. Warren Love: "No ma'am."
Rep. Gina Mitten: "No comments at all. Well I thank you for coming and thank you for your testimony and I have no further questions."
Rep. Kevin Austin: "Further inquiry?"
[inaudible]
Rep. DaRon McGee: "Good afternoon Gentleman"
Rep. Warren Love: "Good afternoon"
Rep. DaRon McGee: "So, your attorney had stated earlier that this was not meant, not meant to be offensive language based on a historical perspective, correct?"
Rep. Warren Love: "Clarify that one more time."
Rep. DaRon McGee: The comments that you posted, he stated, "This was not meant to be offensive because the historical nature you were trying to present your comments", is that correct?
Rep. Warren Love: "Yes."
Rep. DaRon McGee:"So would you acknowledge that many African Americans across the state would be offended by your comments based on the historical nature of what you were talking about would you at least acknowledge that?"
Rep. Warren Love: "I would and I found that out but why would African Americans be offended by what I said when I did not say race, can you tell me that because that's what I want to know?"
Rep. DaRon McGee: "Well I think that Representative McCann Beatty gave a pretty good historical context why many African Americans, including myself, would be offended by those comments."
Rep. Warren Love: "Do you think that white people or that spanish people have never been lynched when you talk about the word 'lynch'?"
Rep. DaRon McGee: "Were talking in nature of the context of your comments that you posted. I would also ask, in your comments you mentioned I guess the conversation that your attorney or your representative mentioned today in that this was really in terms of political correctness and is that what you're saying this is really about? About being politically correct? Is that what you're thinking this is, the outrage about your comments?"

Rep. Warren Love: "I called out a crime and it was a crime. I was one of the only legislatures in this state that called that out."
Rep. DaRon McGee: "I don't think we're debating the crime that took place against the monument. I think we're debating the comments that you posted."
Rep. Warren Love: "I did it in a crude way and I wanted to make a point that I hope they are convicted to the fullest extent of the law, now I did not write that, okay but that's what I meant. And I did not refer anything about race, gender, or age in my statement."
Rep. DaRon McGee: "Representative Love, after you made those comments, did you talk or consult with any African Americans in your district?"
Rep. Warren Love: "No sir, I don't have very many, I'm sorry to say. I live in a very predominantly white area as many other rural Missourians do. That's just the fact."
Rep. DaRon McGee: "Well that's interesting, I know there's plenty of African Americans that live in rural Missouri. But that's okay. I also wanted to ask you specifically about your comments when you talk to your post that you made, do you think at the very least, even if you acknowledge that your comments could be offensive to African Americans across the state do you believe at the very least that you deserve-- that they deserve an apology for your comments even if you didn't mean to be offensive-- I know that was not your intent, but they took that as an offensive comment."
Rep. Warren Love: "I did that exactly. The following day."
Rep. DaRon McGee: "In what way did you do that?"
Rep. Warren Love: "I did it in written form, it was submitted to newspapers, the news media, I posted it back on my Facebook. Sir, I can only say apology and a half, and have them accept my apologies. I don't know how else to do it but write it and submit it, and that's what I did."
Rep. DaRon McGee: "And I know you said, you had stated earlier with Representative Mitten you had never mentioned a lynching and can you explain for the committee what the difference between being hung and a lynching?"
Rep. Warren Love: "You bet. A lynching is done by vigilante, okay. In Henry County Missouri, where I live, the last lynching was done in the 1930s. And there was a gentleman from Calhoun Missouri that got blamed for molesting a woman, he was hung-- he was lynched by a vigilante mob on the Henry County Courthouse lawn within a matter of 24 hours. That is a vigilante lynching. He did not have a trial. Hanging is done by due process of law. By the way, so we all will know, the last official hanging that happened in Missouri was in 1934, and happened in Fulton, Missouri and it was to George McKeever, for killing Sheriff Roger Wilson, the Boone County Sheriff and First Trooper Ben Booth in Columbia, also McKeever was a white man."
Rep. DaRon McGee: "Would you agree that using the word in the comments that you posted as they offended many African Americans across the state, would you say that would be the same as making anti-semitic remarks in front of a Jewish audience?"
Melvin Lee Gilbert: "Chairman this is a preliminary hearing on complaint in front of the committee, I just believe that is completely irrelevant and we have not prepared for anything along that line."
Rep. Kevin Austin: "I understand, if this were a court of law the objection of relevance may be sustained but right here I think we have, and I'm required to grant much greater latitude to the inquiry, so I would ask that the Representative answer if you can."
Rep. Warren Love: "Okay. Could I ask you to repeat that one more time?"
Rep. DaRon McGee: "Well because my greater point is that--that I think I want to understand-- is that the language you used was offensive to many people across the state and I'm down right offended and I think that I see relevance to using the same sort of language you're using that offended one group of people and I'm saying that in the same context, in the same way, you could've said the same thing and this example I'm using, anti-semitic language in front of a Jewish audience, and just seeing how they could have been offended in using the same sort of language that would incite hate. And I think that you just explained to this committee that there is a difference between a hanging and a lynching and I think there are alot of people in this start that don't see the difference between the two."
Rep. Warren Love: "I don't know how to answer that. I can see how people can say things they're accustomed to hearing and knowing and it can be offensive to other people whether they be a race of Indian, Spanish, African American, whatever and Jewish, and not realize it's offensive."
Rep. DaRon McGee: "One last question Representative Love, knowing what you know today, would you post those comments again?"
Rep. Warren Love: "I would've wrote that other one that I told you I was gonna write." [crowd laughter]
Rep. Kevin Austin: "Representative Brown, I mean--"

Rep. Michael Butler: "Butler, it's fine. Representative you mentioned, when was the last hanging in the state of Missouri, you gave us a fact, when did that occur?"
Rep. Warren Love: "I did what now?"
Rep. Michael Butler: "You mentioned when the last lynching if an African American in the state of Missouri?"
Rep. Warren Love: "It wasn't a lynching it was a hanging."
Rep. Michael Butler: "The hanging."
Rep. Warren Love: "Justifiable by law, yes."
Rep. Michael Butler: "But the you also mentioned the last lynching done by a vigilante group was done. You mentioned that as well."
Rep. Warren Love: "Yes, we have a newspaper reporter down in Henry, Missouri who publishes the Clinton Daily Democrat, his name is Dan Miles, he may have sent all of you a letter. He actually about a month ago published the 3 actual lynchings that had happened in Henry County, and two of them was back in the 1800s, and the one in the 1930s. They were done in Henry County Missouri."
Rep. Michael Butler: "Okay so, thank you for that for clarifying your statement. I thought you meant that was the actual last vigilante lynching in the state of Missouri. You meant just in Henry County, because the last actual lynching--"
Rep. Warren Love: "--Yes. By the way they were all white."
Rep. Michael Butler: "Okay, because the last actual lynching in the state of Missouri was in 1942."
Rep. Warren Love: "That I don't know."
Rep. Michael Butler: "In Sikeston, Missouri."
Rep. Warren Love: "Good to know."
Rep. Michael Butler: "Of the 25--"
Rep. Warren Love: "In 1942."
Rep. Michael Butler: "In 1942. Okay we're clarifying because you were mentioning Henry County, okay cool. Representative do you, do you have any remorse for your statements, do you believe you did anything wrong with any of the statements you've made over the past General Assembly?"
Rep. Warren Love: "I made a public apology and I'm sorry to those that I've offended."
Rep. Michael Butler: "So you do believe that you have done something wrong?"
Rep. Warren Love: "I'm sure I offended some and I'm sorry."
Rep. Michael Butler: "Yes sir. With that, you believe you do not deserve any punishment for what you've done wrong is that what I'm hearing here today?"
Rep. Warren Love: "That would be correct."
Rep. Michael Butler: "Is there a reason why you admit you've done something wrong but don't deserve a punishment?"
Rep. Warren Love: "I'm not admitting that I did anything wrong. I am admitting that I made a statement that was taken out of context and offended certain people that took it to mean something it did not mean. And I'm sorry for that,"
Rep. Michael Butler: "Representative, would you agree you have made 3 statements in the past year that have offended people in this body. Would you agree to that?"
Rep. Warren Love: "No."
Rep. Michael Butler: "So the statement you made in committee about--that a member of this body complained to Republican leadership--would you agree that that offended someone?"
Rep. Warren Love: "I read a historical article about how Davis Bacon was started in New York in 1933 and it referred to that statement about the worker out of the south."
Rep. Michael Butler: "But you read a racially--
Rep. Warren Love: "--I read--"
Rep. Michael Butler: "--you read a racially insensitive word and it offended a member of this body, one of your colleagues, and a complaint was made and that complaint was discussed with you. You don't believe there was anything wrong you did in that instance?"
Rep. Warren Love: "No, I don't."
Rep. Michael Butler: "Okay and then the second instance, where members viewed you refer to a former President of this country in a negative way, you don't believe you did anything wrong in that instance?"
Rep. Warren Love: "I did not refer to him in a negative way, I posted a historical article about a presidential President and people can read that and make their own assumption on it."
Rep. Michael Butler: "You don't believe you did anything wrong in that instance?"
Rep. Warren Love: "No sir."

Rep. Michael Butler: "And then this instance, where you also expressed publicly, and I think your lawyer stated, an adage for punishment. "An adage for punishment", those exact words. You don't believe you did anything wrong in that instance as well?"
Rep. Warren Love: "I'm having trouble understanding what that means..outage?"
Rep. Michael Butler: "Okay, your lawyer stated there was nothing racial about your comment, and that you felt it was an adage for punishment."
Rep. Warren Love: "My statement was an analogy okay, I'm not sure I know the word 'adage', okay. But it's kind of like an analogy or metaphor for punishment to the full extent of the law. You know there was three or four I gave you, talking about 'take 'em to the woodshed' or 'nail your hide to the wall', you know, 'lock up and throw away the key'. All of those are colloquial statements to emphasize a form of punishment. Because it was a crime. I could have wrote any of them, they all meant the same thing."
Rep. Michael Butler: "Would you agree that they--"
Rep. Warren Love: "You don't want to take those statements literally, they are not meant to be taken literally, that's the problem we have. You know I mentioned one day on the floor, if common sense were lard, some people don't have enough to grease a skillet."
Rep. Michael Butler: "I'm not taking it literally. I understand, you know there are plenty of things members of this committee never say publicly, folks in this room never say publicly that they say privately that they know are inappropriate. All I'm asking is, you didn't choose to say those other things, you chose to say something that has--that you acknowledge was probably offensive to someone-- and quite a few members in this body agree was wrong, and folks in your own party agree was not just offensive, it was actually wrong to say. And I guess why do you think you did--and other folks think you did--something wrong but that you don't deserve a punishment for?"
Rep. Warren Love: "I apologized for stating a statement, that was a colloquial statement, that basically called for a punishment for the full extent of the law. I don't know what else I can do."
Rep. Michael Butler: "Do you believe that you should receive punishment to the full extent of the law for yourself?"
Melvin Lee Gilbert : "I object to that statement because we're-- this is a question that is asked in a criminal context compared to this committee's process."
Rep. Michael Butler: "This committee is bound by law and has certain options by law."
Rep. Kevin Austin: "Gentleman can you rephrase it with what we can impose here."
Rep. Michael Butler: "Yes sir. And thank you, that's what I meant, are you--do you think you should receive punishment to the full extent of this committee's law?"
Rep. Warren Love: "Many I need to be taken to the woodshed."
Rep. Michael Butler: "Maybe or you should be?"
Rep. Warren Love: "That's for up to you all to decide."
Rep. Michael Butler: "So, that's not offensive to me, take 'em to the woodshed in my sense would mean recieve censure. And you would receive a punishment that lasts and is as difficult as this committee sees fit. Do you believe you should receive a censure?
Rep. Warren Love: "That's up to you all."
Rep. Michael Butler: "Thank you Mr. Chair. Thank you Representative."
Rep. Kevin Austin: "Thank you, Gentleman. Further inquiry? Um, Lady."
Rep. Marsha Haefner: "To inquire Mr. Chair. Thank you, I want to make a few comments and then direct a question to Mr. Gilbert. The purpose of this hearing and this committee is not to talk about history, or park monuments or reverence to veterans, or defacing monuments. The purpose of this committee and the complaint deals only with the comments made by Representative Love--only, and to try and put all these other issues out there to me is a smoke screen for what we're really dealing with here and in your last comments, I'm happy you brought it back to what this committee is charged to. You don't want to talk about anti-semitic comments, you don't want to talk about criminal proceedings and consequences, you want to keep it to what we're here to do and I just wanted to make sure that regardless of what this committee decides, it's not because we don't care about veterans, we don't care about monuments, we don't care about all of the other things we've talked about. There's no one sitting up here that has to make a decision that condones what happened to that statue. Representative Love, I just find it difficult to believe when you talk about colloquial sayings when you go back to August, this summer, what was going on in our country to other Confederate statues, and the reaction on both sides of that issue, I find it almost impossible for you not to connect the dots between hanging someone from a rope from a tree and a lynching. What is a lynching? How is a lynching carried out Representative Love?
Rep. Warren Love: It's a question for me? It's done by vigilante.
Rep. Marsha Haefner: How do they carry the act out?

Rep. Warren Love: They were usually a vigilante. I mean all of the old Western movies I've ever met they went and bust them out of jail and took them out and threw a rope up over a tree… I was talking about hanging. It's an old western term for punishment for stealing horses. There's just some things you just don't do.
Rep. Marsha Haefner: I don't want to talk about stealing horses. I want to talk about the comment you made in the context of defacing a confederate statute…experiencing this issue.
Rep. Warren Love: How long have we served in this House together? We've been here six years together.
Rep. Marsha Haefner: Six years together.
Rep. Warren Love: You know me well enough that if I was going to say lynching, I would have said lynching.
Rep. Marsha Haefner: But you talk about colloquial talk and connotations. The connotation of what you said- I just think you're smarter than thinking it has no meaning in regards to race. It's not cowboy talk in my opinion. Where I come from, this is not cowboy talk, it's not acceptable, and when you take the big picture of what was going on in our nation at that time and the fact that this was defacing a confederate statue I don't understand how you can interpret this any other way but in calling out a race and a punishment. Thank you Mr. Chair.
Rep. Kevin Austin: Thank you. Further inquiry? Representative Lynch.
Rep. Steve Lynch: Good afternoon Representative Love. We've known each other for quite a while, for six years, came in together at the same time, rode the freshman bus together, my first term I was a deputy whip, you were one of my floor whips, we worked closely together, we've remained friends ever since. Including today, occasionally on the floor, in a committee meeting, in the hallways, in my office, out on the street, and in here, you use all kinds of sayings in your everyday speech don't you?
Rep. Warren Love: I do.
Rep. Steve Lynch: You just can't help yourself I don't think sometimes.
Rep. Warren Love: You know another famous man name Mike [indiscernible] does that and they think he's kind of an old southern redneck, and I guess I'm just like that.
Rep. Steve Lynch: Anybody that knows you, knows you talk in, if you want to call it Western talk, or country talk or cowboy talk, I've heard a lot of those phrases that you've used over the years, I may not have used them, but I've heard most of them, you know a lot of them. Let me ask you about this phrase. When you said it, did you mean to literally go out and get whoever committed the crime, because we don't know who committed it, incite a mob, go out and get them and literally hang-lynch- them?
Rep. Warren Love: Absolutely not.
Rep. Steve Lynch: And you know, I understood that from where I am at, that you did not mean that either.
Rep. Warren Love: That's right.
Rep. Steve Lynch: That it was not literally go out and get them.
Rep. Warren Love: That's right.
Rep. Steve Lynch: Because you are correct in my part of the country, I've heard people say 'Well they oughta go out and hang them,' I've heard people say 'Well we oughta shoot them,' I've heard people say 'put them in jail and throw the key away.' None of that was to circumvent the court system, was it?
Rep. Warren Love: That's right.
Rep. Steve Lynch: It is literally to say we are extremely upset about what happened. And you were, because of your passion. And you had every right to be passionate about what you are and to get angry about what you're passionate about. And you used a phrase that I'm sure you've probably used it before, without a thought about being a racist. You used it that they would receive the full extent of the law, is that correct.
Rep. Warren Love: That's correct.
Rep. Steve Lynch: So it wasn't to be taken literally, it wasn't to incite- I've heard- people running out and mobbing together to go do something. It's just a phrase so that people understand something bad has happened, something needs to be done about it, is that correct?
Rep. Warren Love: That's correct
Rep. Steve Lynch: So there's no circumventing the law? It's just an understanding of where you're from and where I'm from, I understood immediately when I read what you meant. And there was no racism in it.
Rep. Warren Love: That's right.
Rep. Steve Lynch: I understand that you were upset and you believed that whoever did that should get the book thrown at them.
Rep. Warren Love: That's right. That's a good colloquial statement.
Rep. Steve Lynch: I'm not throwing the book literally, I'm just saying-
Rep. Warren Love: -What does that mean? Throw the book at them?

Rep. Steve Lynch: It means they get the full extent of the law and I know that you didn't mean any more than that and when you apologized! And the reason you haven't taken your statement down. As I understand it, you tell me if I'm wrong, you don't think the statement is wrong, because you know what you meant
Rep. Warren Love: That's right.
Rep. Steve Lynch: You are apologizing that others misunderstood what you said and were insulted or offended because of it. Is that correct?
Rep. Warren Love: That's correct.
Rep. Steve Lynch: Thank you.
Rep. Kevin Austin: Further Inquiry. Representative.
Rep. Peter Merideth: Thank you. Representative, I'll try to be quick, I know you've answered some of these questions to some extent so I'll try and be brief here. The difference you said between lynching and hanging from a tree is that it's done by vigilante. And you've stressed that that's the difference, right?
Rep. Warren Love: Yes
Rep. Peter Merideth: Is hanging by a tree a punishment for vandalism in Missouri?
Rep. Warren Love: You are trying to take my statement literally and as the representative here just mentioned, I didn't mean that literally. [crosstalk]
Rep. Peter Merideth: Respectfully, if you didn't mean that literally, I'm wondering why you're focused on the difference between whether you said lynching or whether you said hanging and why that was about a vigilante.
Melvin Lee Gilbert: Chairman, the talk about lynching and hanging over and over is not used to say anything [indiscernible] This body, the House of Representatives and the Missouri Senate has never approved lynching in the state of Missouri. They have approved hanging [indiscernible]. There is a difference that has been created by this body right here
Rep. Peter Merideth: So you're saying because hanging by a tree used to be legal, you're saying that that's why it's okay for you to say that they should be hung by a tree?
Melvin Lee Gilbert: What I'm talking about is the different definitions between [modern rule?] and using judicial procedures [indiscernible]
Rep. Peter Merideth: I believe I understand the distinction you're making, my point here is that if that distinction matters, the reality of using any hanging at all is, under Missouri law, that would have to be extra-judicial, because we no longer have hanging in Missouri law and we certainly, I don't believe, have the death penalty for- any kind of death penalty, even lawful death penalties- in response to vandalism. So if that distinction is what matters to you, I guess I'm saying I don't understand why, unless you actually did mean they should be hung from a tree.
Rep. Warren Love: Are you taking my statement literally?
Rep. Peter Merideth: I'm asking if you do because you're focused on the distinction between vigilantism and –
Rep. Warren Love: It has been pointed out numerous times that that was a colloquial statement, metaphor, or whatever. It did not mean that literally.
Rep. Peter Merideth: Okay. I'll move on from that. Thank you. We heard a lot from you about the history of lynching a little bit. You mentioned that the most recent lynching in your county was of a white man. Are you familiar with any of the statistics on how often lynching was used for African Americans versus-
Rep. Warren Love: I sure am. I've read the history books just like everybody else.
Rep. Peter Merideth: Okay.
Rep. Warren Love: I want you all to know that there were a hell of a lot of white people hung.
Rep. Peter Merideth: Sure and from what I've read from statements on various research that I've done just in preparation for this. It seems a lot of those white folks that were hung were also hung because they helped black folks. [Booing from the crowd]
Rep. Kevin Austin: Order, order, order.
Rep. Peter Merideth: This is a historical question we're just talking about here. Over 70% of the lynchings in Missouri were of African Americans and then of those, under 30% that were of Caucasians, they were often because [audio stops] You asked Representative McGee, how in the world African Americans could find this statement offensive. My question for you is, now that you've talked to people about this, it's not really our job in this committee to explain to you what makes this potentially offensive or not. Can you now understand how African American residents of your district, of this state, of my district, and even your colleagues in this building may have found a calling for an extra-judicial hanging, whether metaphorical or not, of vandals who vandalized a confederate monument, might have been deeply offensive, painful, and even frightening? Does that make sense to you that they might feel that way?

Rep. Warren Love: I do understand, I have apologized. Also, how do you feel when Francis Scott Key's monument was vandalized and Thomas Jefferson's monument and Christopher Columbus and Steven Foster and on and on and on. And even stones are dumped down in normal public cemeteries, how does that make you feel?
Rep. Peter Merideth: Certainly doesn't make me feel like lynching the vandals.
Rep. Warren Love: You said the word, I didn't.
Rep. Peter Merideth: Okay. So I think that tells me that you don't actually find that offensive – you don't understand why African Americans might find it offensive.
Rep. Warren Love: I do understand, yes. And hearing their side of the story- and I apologized for that.
Rep. Peter Merideth: I appreciate that. I have not read your apology, I don't think you sent an apology to the other members of this body. I know Senator Chapelle-Nadal sent an apology to all of her colleagues. I'm curious if you can make your apology here, in front of us, so that we can hear what exactly you are sorry for.
Rep. Warren Love: I sincerely apologize to anyone who took offense to my statement that referred to calling out the crime in Springfield National Veterans Cemetery. I am sorry.
Rep. Peter Merideth: So just so I understand correctly, you are sorry they took offense but you don't believe you said anything wrong.
Rep. Warren Love: I do not believe I said anything wrong in calling out a crime. Now if I knew it was going to cause all this [unknown word 1:34:40] I would've said some different term and I shared with you earlier what that term might have been, another term, yes.
Rep. Peter Merideth: So it's our response to your comment that has you regretting it, not the substance of the comment.
Rep. Warren Love: I am sorry I hurt anyone's feelings or infringed upon their beliefs that my statement was taken to mean something I didn't mean it to mean. I guess
Rep. Peter Merideth: I appreciate that. Thank you.
Rep. Kevin Austin: Further inquiry? Alright, seeing none, again, this is a preliminary hearing this committee can impose punishments or a judgement if you will in this case, but only by the consent of the respondent. So with that, I now address to you Representative Love, will you accept the judgement or resolution of this committee based solely on the preliminary hearing.
Rep. Warren Love: No. Yes.
Rep. Kevin Austin: You will?
Rep. Warren Love: I will.
Rep. Kevin Austin: Okay. Having said that, as a committee we now have various options allowed by the rules of procedure and I will be ready to accept any motions that we can take under and discuss. Representative?
Rep. Gina Mitten: Mr. Chair I move that this committee impose punishment of censure, which for those that haven't been familiar with the rules is a 'sanction that the conduct constituted a legal or moral wrong and shall include punishment of denying privileges of office which are then recommended by this committee. Censure is a punishment that requires consideration and vote by the entire House and it would require the presence of Representative Love under our current rules.'
Rep. Kevin Austin: Any discussion? Representative Conway.
Rep. Pat Conway: Just so everyone's clear Mr. Chair, this is a motion submitted by Representative Mitten. Before we vote on this motion, are there alternative options for this committee? That to what degree, we want to, as a committee vote on this issue?
Rep. Kevin Austin: Here's how I understand our options. We can entertain a motion to dismiss. We can entertain a motion to go to an investigative hearing, or we can entertain a motion to decide the case based upon this preliminary hearing. If we decide that third way to decide the case based upon this preliminary hearing, we can have then three forms of punishment: a letter of reproval, a reprimand, or a censure. So I guess, I don't want to put words in your mouth so correct me if I'm wrong, are you saying that a motion for censure at this point is out of line because we haven't had a motion to decide the case upon the preliminary hearing?
Rep. Pat Conway: That's what I'm going with. I think that the committee should have the options of determining this. Representative Love acknowledged that he would be willing to accept what the committee does. From a personal basis, and I think I probably speak for a number of people, if not all on this committee, I don't believe anyone wants to see Representative Love removed from this body. I think Warren to me has been a good representative and I think he has apologized, so whether we go to the most severe of the three options, or one of the others, I think we should at least look at the remonstrance or other issues rather than going directly to the most severe of the three options.
Rep. Gina Mitten: Should we do this by two separate motions?
Rep. Kevin Austin: Let's do that. Will you withdraw your motion?

Rep. Gina Mitten: I will withdraw my motion. I think Representative Conway makes an excellent point. I will withdraw my motion and I will move that we proceed to make a decision based upon the evidence provided or the testimony provided in today's preliminary hearing.
Rep. Kevin Austin: Very well. Any discussion on that motion? Would you mind restating that so I don't mix up what you're saying?
Rep. Gina Mitten: Could I restate it? Sorry, so I move that the Ethics committee make a decision on the complaint based upon the evidence presented today at the preliminary hearing.
Rep. Marsha Haefner: Will that be at a different time? Or-
Rep. Gina Mitten: So I think what happens is no. I think what Representative Conway is saying is that we one, decide to make a decision based on the preliminary hearing instead of moving to go to an investigative hearing and as Representative Austin has pointed out, there are then if my motion is approved, we say yes we're going to make our decision based upon the evidence heard today, then we have three choices, those choices are: censure, remonstrance, letter of reprimand. None of those choices include expulsion.
Rep. Marsha Haefner: So what this motion is is we're going to make a decision based on this hearing and not another investigative hearing.
Rep. Gina Mitten: Correct. I think that that's what Representative Conway wanted us to do is just that as a preliminary motion saying yes that's what we're going to do next and then just again so that everybody understands, Representative Love has indicated that he would accept our decision so to make a decision at the preliminary hearing phase under our rules requires his consent to that. If he does not consent then we can always proceed, assuming a majority of the body wishes to, to an investigative hearing and then at that point the punishment could be imposed without the consent of the respondent.
Rep. Marsha Haefner: But he's already agreed?
Rep. Gina Mitten: Exactly just so that we're all on the same page as to what those rules provide.
Rep. Marsha Haefner: Which I think is the honorable thing to do.
Melvin Lee Gilbert: Chairman, may I address something? Are you speaking that there's only three options at this point?
Rep. Kevin Austin: No, there are not, there are- we can entertain a motion to dismiss, we can entertain a motion to proceed by undertaking an investigative hearing, and we've already sustained the motion that we're going to consider a decision based upon the preliminary hearing [indiscernible] but we will. Then if we do that then there's three possible options: letter of reproval, reprimand, or censure, unless all three of those fail and we will go back to the others is how I view us going through this.
Rep. Gina Mitten: And I agree with the chair's assessment.
Rep. Kevin Austin: Okay. We have not voted on Representative Mitten's motion. Any further discussion on that?
Rep. Gina Mitten: I withdrew the first motion, I made the second motion that we make a decision based upon the preliminary healing.
Rep. Peter Merideth: I apologize for the procedural confusion. Another procedural question. If we vote to go forward with that, does that preclude the prospect of an investigative hearing?
Rep. Kevin Austin: I do not see that.
Rep. Peter Merideth: Thank you.
Rep. Kevin Austin: No further discussion?
Rep. Jason Chipman: Going with these lines, if we move to agree to Representative Mitten's motion does it negate the ability to dismiss the complaint as well? Because of looking at the subparts of this section, the first is either dismiss or proceed to one of the three for going to the investigative hearing. So you're first step is picking which of the three you're going to do first. Then, if we don't dismiss, if we don't go to investigative, and we choose to decide, then we choose which of the three we're going to do.
Rep. Kevin Austin: I think we take whatever motions are as far as punishment, if those do not pass then we can still go back to the motion to dismiss or the motion to go to investigative hearing, hold on just a second.
[Discussion among the committee]
Rep. Kevin Austin: And decide the case upon the preliminary hearing. That is the motion before us. If that motion passes, then we can entertain motions for a letter of reproval, for reprimand, or censure. If one of those pass, Representative Love gets a chance to say he does not want to accept that and then we'll go back to the first option which is dismiss the complaint, or proceed by an investigative hearing. So right now before the committee, is Representative Mitten's motion to proceed with deciding the case upon the preliminary hearing, did I state that right Representative?
Rep. Gina Mitten: Yes you did. Yes Mr. Chair, I'm sorry.

Rep. Kevin Austin: Any further discussion on Representative Mitten's motion? Seeing no further discussion, I move that Representative Mitten's motion to go to decide the case based upon the preliminary hearing be passed. Madam Secretary would you please call the roll?
Committee Secretary: Representative Austin?
Rep. Kevin Austin: Aye
Committee Secretary: Mitten?
Rep. Gina Mitten: Aye
Committee Secretary: Butler?
Rep. Michael Butler: Aye
Committee Secretary: Chipman?
Rep. Jason Chipman: Aye
Committee Secretary: Conway?
Rep. Pat Conway: Aye
Committee Secretary: Haefner?
Rep. Marsha Haefner: Aye
Committee Secretary: Kolkmeyer?
Rep. Glen Kolkmeyer: Aye
Committee Secretary: Lynch?
Rep. Steve Lynch: Aye
Committee Secretary: McGee?
Rep. DaRon McGee: Aye
Committee Secretary: Merideth?
Rep. Peter Merideth: Aye
Rep. Kevin Austin: By a vote of 10-0 you have passed Representative Mitten's motion. Any further motions? Representative Mitten.
Rep. Gina Mitten: Thank you Mr. Chair. I move that this committee recommend that Representative Love be censured and I'm going to read this again what that means. A censure is a sanction that recognizes the conduct constituted a legal or moral wrong and shall include punishment of denying privilege of office which are recommended by this committee and requires the consideration and vote by the entire House with the Representative present. My motion is that we recommend censure and we recommend that Representative Love be removed from all his committees.
Rep. Kevin Austin: Any discussion? Representative.
Rep. Marsha Haefner: I would like to know what the other options are. Like what would a reprimand- the other two options-
Rep. Gina Mitten: I have cheat sheets from the rules if you would like to look at them. So a reprimand is a sanction issued by the Speaker that recognizes the conduct constituted a legal or moral wrong and may include punishment of denying privileges of office and we recommend a punishment in our report but that recommendation may or may not be taken. And the recommendation is part of the public record, but it is not done in public session and it does not require a vote of the House. The third option is a letter of reproval and a letter of reproval is a sanction that expresses the disapproval of conduct regardless of whether it constitutes a legal or moral wrong and it's basically just what you put in a committee report, it's nothing, it's just basically the report. It's part of the report that goes in the journal, so you'd have a letter of reproval that goes in your report, but your report goes in the journal anyway. It recommends no consequences. And I will say in support of my motion that censure was what happened to Senator Chappelle-Nadal. Honestly without the process that we've already entertained.
Rep. Kevin Austin: Any further discussion?
Rep. Michael Butler: Mr. Chair, I believe that censure is to the Gentleman's term "take him to the woodshed," I agree with my colleague here that I don't think anybody on this committee wants to rise the censure to the level of expulsion or anything more serious or the current recommendation for removing the Gentleman from committees is similar to other recommendations that have been made in the past. It also still allows the Gentleman to have a voice, to file bills, to vote on the House floor, to pretty much serve in every other capacity as a member rather than just sitting on a committee. More importantly, think about the number three committee, this is the third time that someone has made a complaint, whether informally or formally and to the correct people about Representative Love. I think the Representative has been forthcoming he's agreed to take his punishment and he's been very forthcoming about that. This is not the first time this committee or members of this committee have heard about instances regarding Representative Love. I think the recommendations that the lady has made are fair.

Rep. Kevin Austin: Further discussion? Seeing none. All in favor of the motion to vote censure will vote aye, all opposed vote no. Madam Secretary please call the roll.
Committee Secretary: Representative Austin?
Rep. Kevin Austin: No
Committee Secretary: Mitten?
Rep. Gina Mitten: Aye
Committee Secretary: Butler?
Rep. Michael Butler: Aye
Committee Secretary: Chipman?
Rep. Jason Chipman: No
Committee Secretary: Conway?
Rep. Pat Conway: Aye
Committee Secretary: Haefner?
Rep. Marsha Haefner: No
Committee Secretary: Kolkmeyer?
Rep. Glen Kolkmeyer: No
Committee Secretary: Lynch?
Rep. Steve Lynch: No
Committee Secretary: McGee?
Rep. DaRon McGee: Aye
Committee Secretary: Merideth?
Rep. Peter Merideth: Aye
Rep. Kevin Austin: By a vote of 5-5 the motion has failed. Representative Mitten?
Rep. Gina Mitten: Thank you Mr. Chair. I move that this committee issue a reprimand for Representative Love. And again a reprimand is a sanction issued by the Speaker, recognizing the conduct constituted a legal or moral wrong and which may include the punishment of denying privileges of office, that recommendation being part of our report. I recommend that our report include a recommendation for reprimand and a recommendation that Representative Love's punishment of the denial of privileges be removal from all of his committees. And again I think that members of the committee can disagree on sort of the relative treatment of the two sort of actions that we've been talking about today and I think we can all sort of agree to disagree about whether that's appropriate or not, we obviously get to control our own process, but I do believe that it is imperative that there be consequences for, as Representative Butler mentioned, we're at the third strike and part of why I asked the Representative some of the questions that I did is that there's a reason that we impose consequences on people for bad language and that is because it could be a mistake sometimes but at some point it becomes active behavior and we want it to stop, it's really what we want and I think it's important that this body send a message about that, so I urge everybody to support this motion.
Rep. Kevin Austin: Further discussion? Representative.
Rep. Marsha Haefner: I just wanted to comment that I appreciate the Lady's motion I do support it. I think that the Speaker will make the right choices as to what the appropriate punishment should be, we all get to weigh in as a committee as to what we believe the punishment should be. But I appreciate the fact that we're not comparing one incident with another, that we're just taking this one on its own merits and making the decision based on what's in front of us now and I do support the motion.
Rep. Kevin Austin: Further discussion? Representative.
Rep. Peter Merideth: Just to speak on the motion. I will say that I'm slightly conflicted on this motion. I'm frustrated to have a message sent to the public that we have a different level of treatment for comments that are offensive like this on Facebook than was held in the Senate. I also am tempted to suggest that we move for an investigative hearing instead. To be honest, based on Representative Love's conversation with Representative McGee and following conversation with myself, I'm not convinced that he understands why somebody would be offended by his comments and thinking from a more restorative approach rather than a punitive approach, could appreciate the opportunity for the public to weigh in, both supporters of Representative Love explaining what this phrase might mean to them and constituents of mine and perhaps his as well who were deeply offended, hearing from them why. I think that could be a very healthy process. That said, I don't want to walk out of here with no response so I will be supporting this motion.
Rep. Kevin Austin: Further discussion? Seeing none, all in favor of the motion to reprimand will vote aye, all opposed vote no. Madam Secretary please call the roll.
Committee Secretary: Representative Austin?

Rep. Kevin Austin: No
Committee Secretary: Mitten?
Rep. Gina Mitten: Yes
Committee Secretary: Butler?
Rep. Michael Butler: Yes
Committee Secretary: Chipman?
Rep. Jason Chipman: No
Committee Secretary: Conway?
Rep. Pat Conway: Yes
Committee Secretary: Haefner?
Rep. Marsha Haefner: Aye
Committee Secretary: Kolkmeyer?
Rep. Glen Kolkmeyer: No
Committee Secretary: Lynch?
Rep. Steve Lynch: No
Committee Secretary: McGee?
Rep. DaRon McGee: Yes
Committee Secretary: Merideth?
Rep. Peter Merideth: Yes
Rep. Kevin Austin: By a vote of 6-4 you have passed this motion and per the rules of procedure, Representative Love you get to again accept this or deny this and then we'll proceed accordingly.
Melvin Lee Gilbert: We would be denying that please.
Rep. Kevin Austin: Representative Mitten.
Rep. Gina Mitten: Mr. Chair I move that the committee proceed to an investigative hearing given that we've run out of options.
Rep. Kevin Austin: Any discussion? Representative.
Rep. Marsha Haefner: I go back to comments I made before. We need to make a decision based on facts and I don't know what more there could be to investigate. We have what he said, we have what this committee is charged to do. And for us to sit here through another hearing and hear the emotional testimony, the interpretations, all the different other things out there that aren't really about what this committee is charged to do. I think there would be no purpose in that, and I would not support that motion.
Rep. Kevin Austin: Representative.
Rep. Peter Merideth: Thank you. For the same reasons that I just said, I strongly support this motion. I think it would be very valuable for us to allow public input on this from our own constituents, from Representative Love's constituents and from folks around the state, both in his defense and those who were offended by his statement. I think that's a healthy process that would give us quite a bit more information to work with and make our decision. Frankly I also think that because Representative Love told us that he was ready to abide by our recommendation until he heard what our recommendation was, I have a problem with us then walking away with not even a slap on the wrist in this case where we in fact voted for a recommendation of a reprimand. And because we voted for reprimand and we were told he would abide by that vote and now he has not, I believe we should go forward with an investigative hearing.
Rep. Kevin Austin: Let me briefly address too. I think there was a comment that there's no other option, there certainly are options. If we don't have a resolution today, we still will submit a report and in that report we will certainly include the vote in favor of reprimand and that vote will be submitted to the Speaker and will be made public. Having said that, any further discussion on the motion to proceed to an investigative hearing. Representative Mitten.
Rep. Gina Mitten: Thank you. Just to clarify, regardless of what the report says these votes are going to be-they're public record anyhow and obviously they're public record, we've taken these votes on public record. The fact that we've taken these votes is public record. I frankly, I cannot express how disappointed I am in the representative for basically going back on his word. He made a commitment to this body and said that he would abide by what we decided. We made a decision, which I think was a reasonable decision, under the circumstances, it's a decision that still allows the Speaker some latitude, and despite telling us that he would abide by what this committee decided, he then decided to change his mind and I think that at a minimum, we need to be cognizant of the fact that that's really not acceptable behavior and as members of this body, we are all charged with holding ourselves to a very high standard. And honest to God, I don't know anybody in this building that doesn't believe that our word is our bond. And the fact that we've had somebody give us their word, which I take to be a bond, and has broken it, within ten

minutes, is extremely disconcerting to me, and while I recognize the lady's comments about an investigative hearing, the concern that I have is that nothing will happen. If we don't move to the next step that there will be no consequences, there will be no punishment, and I think that for this body to basically condone these comments and condone the breaking of a word is a sad state of affairs. Thank you.
Rep. Kevin Austin: Representative.
Rep. Peter Merideth: Just a quick question. Was the Representative under oath still-
Rep. Gina Mitten: Yes.
Rep. Peter Merideth: -when he agreed to abide by the decision of this committee?
Rep. Gina Mitten: Yes.
Rep. Kevin Austin: But the rules of procedure allow him to say yes then and once we vote on it say no.
Rep. Peter Merideth: So under the rules of procedure, what is the point of the initial question?
Rep. Kevin Austin: You know, I don't know, but that's what the rules say and we're going to follow them as they are.
Rep. Peter Merideth: Okay. But he was under oath when he said he would abide by the decision of the committee.
Rep. Kevin Austin: He was sworn in after the opening statement, when the inquiry began he remained sworn in.
Rep. Peter Merideth: Thank you.
Rep. Kevin Austin: Alright, seeing no further discussion. All in favor of the motion to refer this to an investigative hearing vote aye, all opposed vote no. Madam secretary please call the roll.
Committee Secretary: Representative Austin?
Rep. Kevin Austin: No
Committee Secretary: Mitten?
Rep. Gina Mitten: Aye
Committee Secretary: Butler?
Rep. Michael Butler: Aye
Committee Secretary: Chipman?
Rep. Jason Chipman: No
Committee Secretary: Conway?
Rep. Pat Conway: Aye
Committee Secretary: Haefner?
Rep. Marsha Haefner: No
Committee Secretary: Kolkmeyer?
Rep. Glen Kolkmeyer: No
Committee Secretary: Lynch?
Rep. Steve Lynch: No
Committee Secretary: McGee?
Rep. DaRon McGee: Aye
Committee Secretary: Merideth?
Rep. Peter Merideth: Aye
Rep. Kevin Austin: By your vote of 5-5 the motion fails. Any further motions? Seeing none, pursuant to rule 11, I would ask counsel to prepare a draft report for the committee, pursuant to rule 11 and submit it to me and the vice-chair within 30 days. I also ask the sooner, the better. Thank you sir. With that, this meeting is adjourned.

TRANSCRIPT SUBMITTED BY:

/s/ Rep. Gina Mitten, Vice-Chair
/s/ Rep. Pat Conway
/s/ Rep. Michael Butler
/s/ Rep. DaRon McGee
/s/ Rep. Peter Merideth

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2127**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Wiemann

Noes (2): Arthur and Stevens (46)

Absent (1): Walker (74)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 549** entitled:

An act to repeal sections 620.809 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to the reauthorization of financial incentives for job creation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#5 SB 564** entitled:

An act to repeal sections 386.266, 386.390, and 393.170, RSMo, and to enact in lieu thereof twelve new sections relating to public utilities, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 569** entitled:

An act to repeal sections 456.1-103 and 456.8-808, RSMo, and to enact in lieu thereof two new sections relating to immunity for trustees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 573** entitled:

An act to amend chapter 143, RSMo, by adding thereto one new section relating to income tax deductions for military personnel.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 581** entitled:

An act to repeal section 535.300, RSMo, and to enact in lieu thereof one new section relating to security deposits held by landlords.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 586** entitled:

An act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on disaster preparedness and awareness.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 593** entitled:

An act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 594** entitled:

An act to repeal section 379.321, RSMo, and to enact in lieu thereof one new section relating to insurance markets for commercial insurance.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 623** entitled:

An act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 626** entitled:

An act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to distribution of petroleum products.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 629** entitled:

An act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 649** entitled:

An act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to the per ton fee for using explosives.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 708** entitled:

An act to repeal sections 105.1073, 303.020, 303.030, 303.120, 303.190, 303.240, 379.110, and 379.118, RSMo, and to enact in lieu thereof nine new sections relating to motor vehicle financial responsibility, with an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 718** entitled:

An act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 775** entitled:

An act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 807 & 577** entitled:

An act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof ten new sections relating to higher education, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

COMMUNICATIONS

February 19, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I have been working on and plan to file legislation that will deal with the regulatory environment and tax treatment of Vacation Nightly Rental Property, also sometimes referred to as Residential Dwelling Rentals in Missouri. I am writing to disclose that I own property that is to be used as Vacation Nightly Rental property in Missouri. The legislation that I plan to file will affect property owners across our state and no portion of the legislation applies only to me or any family members or associates. That being the case it is my understanding that I am free to offer the legislation and speak on its merits without restriction. I make you aware of my property ownership to avoid any perception of impropriety and to provide full transparency.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Sincerely,

/s/ Keith Frederick
District 121

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 20, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1549, HB 2031
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2407
Executive session will be held: HB 2249
Executive session may be held on any matter referred to the committee.
Removed HB 2234.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, February 20, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1442, HB 2196, HB 2187, HCS HCR 66, HB 1968, HB 1469
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2257, HB 2306
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739
Executive session may be held on any matter referred to the committee.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1609
Executive session will be held: HB 1577
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 21, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1857, HB 1347, HB 2144, HR 4891, HB 1424
Executive session may be held on any matter referred to the committee.
Removed HB 1423 and added HB 1424.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2419
Executive session may be held on any matter referred to the committee.
CANCELLED

GENERAL LAWS
Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1248, HB 1249, HB 1262, HB 1915
Executive session will be held: HB 1510, HB 1651, HB 1795, HB 1870, HB 2155, HB 2179
Executive session may be held on any matter referred to the committee.
Removed HB 1256, HB 1326, HB 1382, HB 1865, HB 1936 and HB 1937; Added HB 1248, 1249, 1262 and 1915.
AMENDED

GOVERNMENT EFFICIENCY
Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1565, HB 2211, HB 1644, HB 1486
Executive session will be held: HB 1576, HB 1443
Executive session may be held on any matter referred to the committee.
Added HB 1486 for continued hearing.
HB 1289 removed.
AMENDED

INSURANCE POLICY
Tuesday, February 20, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1542, HB 2270
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

JUDICIARY
Tuesday, February 20, 2018, 5:00 PM or upon evening adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1255, HB 2101, HB 1681, HB 1509
Executive session will be held: HB 1353, HB 1491, HB 1689, HB 1463
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless cleared with the Chair.

LOCAL GOVERNMENT
Wednesday, February 21, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1929, HB 1978, HB 2030, HB 2111, HB 2186
Executive session will be held: HB 1893, HB 2243
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, February 20, 2018, 8:45 AM, House Hearing Room 6.
Public hearing will be held: HB 1799, HB 2438
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, February 21, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1432
Executive session will be held: HB 1888, HB 2157, HB 2279
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2315, HB 2316
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their Annual Report.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, February 21, 2018, 5:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The hearing will be for organizational purposes only.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, February 20, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Public testimony will be heard from the short-term lending community, consumers, and the banking industry.
CORRECTED

SUBCOMMITTEE ON TAX CREDIT REVIEW
Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Public testimony on Low Income Housing Credit, Manufacturing Jobs Act, Maternity Home Credit, Meat Processing Facility Investment Tax Credit, Missouri Business Modernization and Technology, Missouri Development Financial Board—Bond Guarantee, Missouri Development Financial Board—Infrastructure Development Fund Contribution Tax Credit, Missouri Examination Fee and Other Credit, Missouri Health Insurance Pool Assessment Credit, Missouri Life and Health Insurance Guaranty Association Credit, Missouri Property and Casualty Insurance Guaranty Association Credit, Missouri Quality Jobs, Missouri Works Credit, Neighborhood Assistance Credit, Neighborhood Preservation Tax Credit, New and Expanded Business Facility Credit, New Markets Tax Credits, New Generation Cooperative Incentive Credit, New or Expanded Business Facility Credit, Pregnancy Resource Center Tax Credit, Processed Wood Energy Credit, Public Safety Officer Surviving Spouse Tax Credit, Qualified Alternative Refueling Credit, Qualified Beef Tax Credit, Quality Jobs, Rebuilding Communities Credit, Rebuilding Communities and Neighborhood Preservation Act Credit, Remediation Tax Credit, Residential Dwelling Accessibility Tax Credit, Residential Treatment Agency Tax Credit, Rolling Stock Tax Credit, Self-Employed Health Insurance Tax Credit, Senior Citizen

Property Tax Relief, Shared Care Tax Credit, Shelter for Victims for Domestic Violence, Small Business Incubator Credit, Special Needs Adoption, Sporting Event Credit, Sporting Contribution Credit, Transportation Development, Wine and Grape Production Credit, Wood Energy, and Youth Opportunities Credit.

TRANSPORTATION
Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2268
Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286
Executive session may be held on any matter referred to the committee.
We will go into executive session first; all members please try to be there. We will adjourn at 9:30 AM. HB 2180 will not be heard this week.
AMENDED

UTILITIES
Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2265
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2339
Executive session will be held: HCS HB 1503
Executive session may be held on any matter referred to the committee.
AMENDED

HOUSE CALENDAR

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 20, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 87 - Basye

HOUSE BILLS FOR SECOND READING

HB 2490 through HB 2499

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry
HB 1558 - Neely
HCS HB 1300 - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye

HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

SENATE BILLS FOR SECOND READING

SS SCS SB 549
SS#5 SB 564
SB 569
SB 573
SB 581
SS SCS SB 586
SS SCS SB 593
SB 594
SCS SB 623
SB 626
SCS SB 629
SB 649
SB 708
SCS SB 718
SS SCS SB 775
SCS SBs 807 & 577

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 – Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 20, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Ted L. Wojcicki, Immaculate Conception Catholic Church of Dardenne, Dardenne Prairie.

Be of good courage and He shall strengthen your heart, all ye that hope in the Lord. (Psalm 31:24)

O Ancient God of Hosts, we come to You in prayer at the beginning of another day. Help us to live through these times with faith, hope and love. Let not our strength fail, nor our vision fade, nor our trust in You falter in the emotion and responsibility of the day. Make us patient and understanding with one another, remembering that each one faces demanding duties.

Sustain us, O God, as we desire to do our duty, to seek the best for our State, and to lead our people in right and good paths. Day by day, whatever happens, may we hold Your hand, look up to You, and strive to walk with You until our work is done and our day comes to a close.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Stella Plocher and Owen Plocher.

The Journal of the twenty-sixth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Gannon	Gray	Green	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen

May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brown 94	Christofanelli	Curtis	Ellington
Franklin	Franks Jr	Frederick	Gregory	Hannegan
Korman	Lichtenegger	Mitten	Mosley	Muntzel
Peters	Pietzman	Plocher	Roberts	Roden
Shull 16	Smith 85	Spencer	Trent	Wilson

VACANCIES: 005

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 5461.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 88, introduced by Representative Baringer, relating to the bring our heroes home act.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2500, introduced by Representative Quade, relating to personal care assistance services.

HB 2501, introduced by Representative Shaul (113), relating to sales and use tax exemptions.

HB 2502, introduced by Representative Carpenter, relating to taxation, with a delayed effective date.

HB 2503, introduced by Representative Mitten, relating to sales tax.

HB 2504, introduced by Representative Corlew, relating to juvenile court proceedings.

HB 2505, introduced by Representative Plocher, relating to defined benefit plans.

HB 2506, introduced by Representative Grier, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 2507, introduced by Representative Dogan, relating to intergovernmental joint task forces.

HB 2508, introduced by Representative Green, relating to the Missouri office of equal opportunity.

HB 2509, introduced by Representative Hannegan, relating to murder in the first degree, with a penalty provision.

HB 2510, introduced by Representative White, relating to the offense of placing an unsafe vehicle in the stream of commerce, with penalty provisions.

HB 2511, introduced by Representative Quade, relating to license plates and windshield placards for disabled persons.

HB 2512, introduced by Representative Butler, relating to student organizations at public institutions of higher education.

HB 2513, introduced by Representative Kidd, relating to concealed carry permits.

HB 2514, introduced by Representative Curtis, relating to industrial hemp, with penalty provisions.

HB 2515, introduced by Representative Curtis, relating to video game competitors.

HB 2516, introduced by Representative Curtis, relating to the public service commission.

HB 2517, introduced by Representative Curtis, relating to offenses committed by law enforcement officers, with penalty provisions.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 87, relating to department of conservation resident landowner privileges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2490, relating to advanced practice registered nurses.

HB 2491, relating to license plates for disabled persons.

HB 2492, relating to absentee voting.

HB 2493, relating to reports made by correctional centers.

HB 2494, relating to elementary and secondary education.

HB 2495, relating to private college campus police.

HB 2496, relating to the towing of motor vehicles.

HB 2497, relating to licensure to operate motor vehicles, with penalty provisions.

HB 2498, relating to the health care cost reduction and transparency act.

HB 2499, relating to videoconferencing for parole hearings.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 549, relating to the reauthorization of financial incentives for job creation.

SS#5 SB 564, relating to public utilities, with an emergency clause for a certain section.

SB 569, relating to immunity for trustees.

SB 573, relating to income tax deductions for military personnel.

SB 581, relating to security deposits held by landlords.

SS SCS SB 586, relating to the establishment of the joint committee on disaster preparedness and awareness.

SS SCS SB 593, relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

SB 594, relating to insurance markets for commercial insurance.

SCS SB 623, relating to foreclosure proceeds.

SB 626, relating to distribution of petroleum products.

SCS SB 629, relating to tax increment financing.

SB 649, relating to the per ton fee for using explosives.

SB 708, relating to motor vehicle financial responsibility, with an effective date for certain sections.

SCS SB 718, relating to maintenance medication.

SS SCS SB 775, relating to reimbursement allowance taxes.

SCS SBs 807 & 577, relating to higher education, with an existing penalty provision.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1607, relating to lead-acid batteries, was placed back on the House Bills for Perfection Calendar.

HB 2044, relating to the Missouri local government employees' retirement system, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 2044**, relating to retirement benefits for public employees, was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.020. 1. For the purpose of providing retirement allowances and other benefits for public school teachers, there is hereby created and established a retirement system which shall be a body corporate, shall be under the management of a board of trustees herein described, and shall be known as "The Public School Retirement System of Missouri". Such system shall, by and in such name, sue and be sued, transact all of its business, invest all of its funds, and hold all of its cash, securities, and other property. The system so created shall include all school districts in this state, except those in cities that had populations of four hundred thousand or more according to the latest United States decennial census, and such others as are or hereafter may be included in a similar system or in similar systems established by law and made operative; provided, that teachers in school districts of more than four hundred thousand inhabitants who are or may become members of a local retirement system may become members of this system with the same legal benefits as accrue to present members of such state system on the terms and under the conditions provided for in section 169.021. The system hereby established shall begin operations on the first day of July next following the date upon which sections 169.010 to 169.130 shall take effect.

2. The general administration and the responsibility for the proper operation of the retirement system and for making effective the provisions of sections 169.010 to 169.141 are hereby vested in a board of trustees of seven persons as follows: four persons to be elected as trustees by the members and retired members of the public school retirement system created by sections 169.010 to 169.141 and the public education employee retirement system created by sections 169.600 to 169.715; and three members appointed by the governor with the advice and consent of the senate. The first member appointed by the governor shall replace the commissioner of education for a term beginning August 28, 1998. The other two members shall be appointed by the governor at the time each member's, who was appointed by the state board of education, term expires.

3. Trustees appointed and elected shall be chosen for terms of four years from the first day of July next following their appointment or election, except that one of the elected trustees shall be a member of the public education employee retirement system and shall be initially elected for a term of three years from July 1, 1991. The initial term of one other elected trustee shall commence on July 1, 1992.

4. Trustees appointed by the governor shall be residents of school districts included in the retirement system, but not employees of such districts or a state employee or a state elected official. At least one trustee so appointed shall be a retired member of the public school retirement system or the public education employee retirement system. Three elected trustees shall be members of the public school retirement system and one elected trustee shall be a member of the public education employee retirement system.

5. The elections of the trustees shall be arranged for, managed and conducted by the board of trustees of the retirement system.

6. If a vacancy occurs in the office of trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

7. Trustees of the retirement system shall serve without compensation but they shall be reimbursed for expenses necessarily incurred through service on the board of trustees.

8. Each trustee shall be commissioned by the governor, and before entering upon the duties of the trustee's office, shall take and subscribe to an oath or affirmation to support the Constitution of the United States, and of the state of Missouri and to demean himself or herself faithfully in the trustee's office. Such oath as subscribed to shall be filed in the office of secretary of state of this state.

9. Each trustee shall be entitled to one vote in the board of trustees. Four votes shall be necessary for a decision by the trustees at any meeting of the board of trustees. Unless otherwise expressly provided herein, a meeting need not be called or held to make any decision on a matter before the board. Each member must be sent by the executive director a copy of the matter to be decided with full information from the files of the board of trustees. The unanimous decision of four trustees may decide the issue by signing a document declaring their decision and sending such written instrument to the executive director of the board, provided that no other member of the board of trustees shall send a dissenting decision to the executive director of the board within fifteen days after such document and information was mailed to the trustee. If any member is not in agreement with four members the matter is to be passed on at a regular board meeting or a special meeting called for the purpose.

10. The board of trustees shall elect one of their number as chairman, and shall employ a full-time executive director, not one of their number, who shall be the executive officer of the board. Other employees of the board shall be chosen only upon the recommendation of the executive director.

11. The board of trustees shall employ an actuary who shall be its technical advisor on matters regarding the operation of the retirement system, and shall perform such duties as are essential in connection therewith, including the recommendation for adoption by the board of mortality and other necessary tables, and the recommendation of the level rate of contributions required for operation of the system.

12. As soon as practicable after the establishment of the retirement system, and annually thereafter, the actuary shall make a valuation of the system's assets and liabilities on the basis of such tables as have been adopted.

13. At least once in the three-year period following the establishment of the retirement system, and in each five-year period thereafter, the board of trustees shall cause to be made an actuarial investigation into the mortality, service, and compensation experience of the members and beneficiaries of the system, and shall make any changes in the mortality, service, and other tables then in use which the results of the investigation show to be necessary.

14. Subject to the limitations of sections 169.010 to 169.141 and 169.600 to 169.715, the board of trustees shall formulate and adopt rules and regulations for the government of its own proceedings and for the administration of the retirement system.

15. The board of trustees shall determine and decide all questions of doubt as to what constitutes employment within the meaning of sections 169.010 to 169.141 and 169.600 to 169.715, the amount of benefits to be paid to members, retired members, beneficiaries and survivors and the amount of contributions to be paid by employer and employee. The executive director shall notify by certified mail both employer and member, retired member, beneficiary or survivor interested in such determination. Any member, retired member, beneficiary or survivor, district or employer adversely affected by such determination, at any time within thirty days after being notified of such determination, may appeal to the circuit court of Cole County. Such appeal shall be tried and determined anew in the circuit court and such court shall hear and consider any and all competent testimony relative to the issues in the case, which may be offered by either party thereto. The circuit court shall determine the rights of the parties under sections 169.010 to 169.141 and 169.600 to 169.715 using the same standard provided in section 536.150, and the judgment or order of such circuit court shall be binding upon the parties and the board shall carry out such judgment or order unless an appeal is taken from such decision of the circuit court. Appeals may be had from the circuit court by the employer, member, retired member, beneficiary, survivor or the board, in the manner provided by the civil code.

16. The board of trustees shall keep a record of all its proceedings, which shall be open to public inspection. It shall prepare annually a comprehensive annual financial report, the financial section of which shall be

prepared in accordance with applicable accounting standards and shall include the independent auditor's opinion letter. The report shall also include information on the actuarial status and the investments of the system. The reports shall be preserved by the executive director and made available for public inspection.

17. The board of trustees shall provide for the maintenance of an individual account with each member, setting forth such data as may be necessary for a ready determination of the member's earnings, contributions, and interest accumulations. It shall also collect and keep in convenient form such data as shall be necessary for the preparation of the required mortality and service tables and for the compilation of such other information as shall be required for the valuation of the system's assets and liabilities. **Except for information pertaining to the salaries and benefits of the executive director and other employees of the board described under subsection 10 of this section,** all individually identifiable information pertaining to members, retirees, beneficiaries and survivors shall be confidential.

18. The board of trustees shall meet regularly at least twice each year, with the dates of such meetings to be designated in the rules and regulations adopted by the board. Such other meetings as are deemed necessary may be called by the chairman of the board or by any four members acting jointly.

19. The headquarters of the retirement system shall be in Jefferson City, where suitable office space, utilities and other services and equipment necessary for the operation of the system shall be provided by the board of trustees and all costs shall be paid from funds of the system. All suits or proceedings directly or indirectly against the board of trustees, the board's members or employees or the retirement system established by sections 169.010 to 169.141 or 169.600 to 169.715 shall be brought in Cole County.

20. The board may appoint an attorney or firm of attorneys to be the legal advisor to the board and to represent the board in legal proceedings, however, if the board does not make such an appointment, the attorney general shall be the legal advisor of the board of trustees, and shall represent the board in all legal proceedings.

21. The board of trustees shall arrange for adequate surety bonds covering the executive director. When approved by the board, such bonds shall be deposited in the office of the secretary of state of this state.

22. The board shall arrange for annual audits of the records and accounts of the system by a firm of certified public accountants.

23. The board by its rules may establish an interest charge to be paid by the employer on any payments of contributions which are delinquent. The rate charged shall not exceed the actuarially assumed rate of return on invested funds of the pertinent system."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4 **and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the

valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent **[**~~after~~**] before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, **[**~~after~~**] before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under **[**~~subsection~~**] subsections** 4**, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4**, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid by the employers and the level rate of contributions to be deducted from the compensation of members for any calender year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. **1.** Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

Representative Remole offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said section and line the following:

"**278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.**

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Remole, **House Amendment No. 3** was adopted.

On motion of Representative Taylor, **HB 2044, as amended**, was ordered perfected and printed.

HCS HB 2034, relating to industrial hemp, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HCS HB 2034** was agreed to.

Representative Curtman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2034, Page 33, Section 195.764, Lines 3, 5, and 7, by deleting the number "**195.761**" and inserting in lieu thereof the number "**195.764**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 1** was adopted.

Representative Rone offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2034, Page 7, Section 195.010, Line 205, by inserting after the number "(22)" the following:

""**Illegal Industrial Hemp":**

(a) All nonseed parts and varieties of the Cannabis sativa plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) "Illegal industrial hemp" shall be destroyed by appropriate means carried out under the supervision of the Missouri state highway patrol in coordination with local law enforcement agencies;

(23)"; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 32, Section 195.749, Line 14, by inserting after the number "**3.**" the following:

"**To receive an industrial hemp registration, the grower must agree to plant and cultivate a minimum of ten acres, in a single parcel, of industrial hemp.**

4."; and

Further amend said bill, Page 33, Section 195.758, Line18, by inserting after all of said line the following:

"**3. The Missouri state highway patrol may perform aerial surveillance to ensure illegal industrial hemp or marijuana plants are not being cultivated on or near legal, registered industrial hemp plantings.**

4. The Missouri state highway patrol may coordinate with local law enforcement agencies to destroy illegal industrial hemp and marijuana plants.

5. The department shall notify the Missouri state highway patrol and local law enforcement agencies of the need to destroy a crop of industrial hemp deemed illegal through field analysis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 2** was adopted.

Representative May offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2034, Page 34, Section 195.773, Line 9, by inserting after all of said section and line the following:

"**195.2200. As used in sections 195.2200 to 195.2281, unless the context requires otherwise, the following terms mean:**

(1) "Consumer", a person twenty-one years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one years of age or older, but not for resale to others;

(2) "Division", the division of alcohol and tobacco control within the department of public safety;

(3) "Industrial hemp", the plant of the genus cannabis and any part of such plant, whether growing, with a delta-9 THC concentration that does not exceed three-tenths percent on a dry-weight basis;

(4) "License", to grant a license or registration under sections 195.2200 to 195.2281;

(5) "Licensed premises", the premises specified in an application for a license under sections 195.2200 to 195.2281, which are owned or in possession of the licensee and within which the licensee is authorized to cultivate, manufacture, distribute, sell, or test marijuana and marijuana products in accordance with sections 195.2200 to 195.2281;

(6) "Licensee", a person licensed or registered under sections 195.2200 to 195.2281;

(7) "Local licensing authority", for any locality that has chosen to adopt a local licensing requirement in addition to the state licensing requirements under sections 195.2200 to 195.2281, an authority designated by a town, village, city, county, or city not within a county;

(8) "Locality", a town, village, city, county, or city not within a county;

(9) "Location", a particular parcel of land that may be identified by an address or other descriptive means;

(10) "Marijuana" or "marihuana", all parts of the plant of the genus cannabis, whether growing, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "Marijuana" or "marihuana" shall not include industrial hemp, nor shall it include fiber produced from the stalks, oil, or cake made from the seeds of the plant; sterilized seed of the plant that is incapable of germination; or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product;

(11) "Marijuana accessories", any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body;

(12) "Marijuana business operator", a person or entity who is not licensed as a marijuana establishment but who is licensed to operates a marijuana establishment, who is an owner of a marijuana establishment, or who receives a portion of the profits of a marijuana establishment;

(13) "Marijuana establishment", a wholesale marijuana-cultivation facility, a marijuana testing facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store;

(14) "Marijuana products", concentrated marijuana products and marijuana products that consist of marijuana and other ingredients and are intended for use or consumption including, but not limited to, edible products, ointments, and tinctures;

(15) "Marijuana testing facility", an entity licensed to analyze and certify the safety and potency of marijuana;

(16) "Marijuana transporter", a person or entity who is not licensed as a marijuana establishment but who is licensed to provide logistics, distribution, and storage of marijuana and marijuana products;

(17) "Operating fees", fees that may be charged by a locality for costs including, but not limited to, inspection, administration, and enforcement of marijuana establishments authorized under sections 195.2200 to 195.2281;

(18) "Premises", a distinctly identified, as required by the division, and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area;

(19) "Retail marijuana store", an entity licensed to purchase marijuana from wholesale marijuana-cultivation facilities and marijuana and marijuana products from wholesale marijuana-product manufacturing facilities and to sell marijuana and marijuana products to consumers;

(20) "Sale" or "sell", includes to exchange, barter, or traffic in; to solicit or receive and order, except through a licensee licensed under sections 195.2200 to 195.2281; to deliver for value in any way other than gratuitously; to peddle or possess with intent to sell; or to traffic in for any consideration promised or obtained directly or indirectly;

(21) "THC", tetrahydrocannabinol;

(22) "Unreasonably impracticable", the condition if the measures necessary to comply with the regulations require such a high investment of risk, moneys, time, or any other resource or asset that the operation of a marijuana establishment is not worthy of being carried out in practice by a reasonably prudent businessperson;

(23) "Wholesale marijuana-cultivation facility", an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to wholesale marijuana-product manufacturing facilities, and to other marijuana-cultivation facilities but not to consumers;

(24) "Wholesale marijuana-product manufacturing facility", an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other wholesale marijuana-product manufacturing facilities and to retail marijuana stores but not to consumers.

195.2203. 1. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or the law of any locality within Missouri or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Possessing, using, displaying, purchasing, or transporting marijuana accessories or thirty-five grams or less of marijuana;

(2) Possessing, growing, processing, or transporting no more than six marijuana plants, with three or fewer being mature, flowering plants, and possession of the marijuana produced by the plants on the premises where the plants were grown, provided that the growing takes place in an enclosed, locked space; is not conducted openly or publicly; and is not made available for sale;

(3) Transfer of thirty-five grams or less of marijuana without remuneration to a person who is twenty-one years of age or older;

(4) Consumption of marijuana, provided that nothing in sections 195.2200 to 195.2281 shall permit consumption that is conducted openly and publicly or in a manner that endangers others; or

(5) Assisting another person who is twenty-one years of age or older in any of the acts under subdivisions (1) to (4) of this subsection.

2. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Manufacturing or selling marijuana accessories to a person who is twenty-one years of age or older;

(2) Possessing, displaying, or transporting marijuana or marijuana products; purchasing marijuana from a wholesale marijuana-cultivation facility; purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility; or selling marijuana or marijuana products to consumers if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a retail marijuana store or is acting in his or her capacity as an owner, employee, or agent of a retail marijuana store;

(3) Cultivating, harvesting, processing, packaging, transporting, displaying, or possessing marijuana; delivering or transferring marijuana to a marijuana testing facility; selling marijuana to a wholesale marijuana-cultivation facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store; or purchasing marijuana from a wholesale marijuana-cultivation facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-cultivation facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-cultivation facility;

(4) Packaging, processing, transporting, manufacturing, displaying, or possessing marijuana or marijuana products; delivering or transferring marijuana or marijuana products to a marijuana testing facility; selling marijuana or marijuana products to a retail marijuana store or a wholesale marijuana-product manufacturing facility; purchasing marijuana from a wholesale marijuana-cultivation facility; or purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-product manufacturing facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-product manufacturing facility;

(5) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring, or delivering marijuana or marijuana products if the person has obtained a current, valid license to operate a marijuana testing facility or is acting in his or her capacity as an owner, employee, or agent of a marijuana testing facility; or

(6) Leasing or otherwise allowing the use of property owned, occupied, or controlled by any person, corporation, or other entity for any of the activities conducted lawfully in accordance with subdivisions (1) to (5) of this subsection.

195.2206. 1. Before July 1, 2020, the division shall adopt rules and regulations necessary for implementation of sections 195.2200 to 195.2281. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Such rules and regulations shall not prohibit the operation of marijuana establishments either expressly or through rules and regulations that make their operation unreasonably impracticable. Such rules and regulations shall include, but not be limited to:

(1) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment, with such procedures subject to all requirements of chapter 536;

(2) A schedule of application, licensing, and renewal fees, provided that the application fees shall not exceed five thousand dollars, adjusted annually for inflation, unless the division determines a greater fee is necessary to carry out its responsibilities under sections 195.2200 to 195.2281;

(3) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana establishment including, but not limited to, a requirement for a fingerprint-based criminal history check for all owners, managers, contractors, employees, and other support staff of entities licensed under sections 195.2200 to 195.2281;

(4) Security requirements for marijuana establishments;

(5) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under the age of twenty-one;

(6) Labeling requirements for marijuana and marijuana products sold or distributed by a marijuana establishment that include, but are not limited to:

(a) Warning labels;

(b) The amount of THC per serving and the number of servings per package for marijuana products;

(c) A universal symbol indicating the package contains marijuana or THC; and

(d) The potency of the marijuana or marijuana product highlighted on the label;

(7) Health and safety regulations and standards for the manufacture of marijuana products and the cultivation of marijuana as developed by the department of health and senior services;

(8) Restrictions on the advertising and displaying of marijuana and marijuana products;

(9) Establishing a marijuana and marijuana products independent testing and certification program, within an implementation time frame established by the division, requiring licensees to test marijuana to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling;

(10) Regulation of the storage of, warehouses for, and transportation of marijuana and marijuana products;

(11) Sanitary requirements for marijuana establishments including, but not limited to, sanitary requirements for the preparation of marijuana products; and

(12) Compliance with, enforcement of, or violation of any provision of sections 195.2200 to 195.2281 or any rule promulgated, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.2200 to 195.2281.

3. In order to ensure that individual privacy is protected, the division shall not require a consumer to provide a retail marijuana store with personal information other than government-issued identification to determine the consumer's age, and a retail marijuana store shall not be required to acquire and record personal information about consumers other than information typically acquired in a financial transaction conducted at a retail liquor store.

4. The division shall begin accepting and processing applications on October 1, 2020.

195.2209. 1. The division shall develop and maintain a seed-to-sale tracking system that tracks marijuana from either seed or immature plant stage until the marijuana or marijuana product is sold to a customer at a retail marijuana store to ensure that no marijuana grown or processed by a marijuana establishment is sold or otherwise transferred except by a retail marijuana store.

2. The division has the authority to:

(1) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, and testing of marijuana and marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.2200 to 195.2281 or any rule promulgated. The division may take any action with respect to a registration under sections 195.2200 to 195.2281 as it may with respect to a license under sections 195.2200 to 195.2281, in accordance with the procedures established under sections 195.2200 to 195.2281; and

(2) Develop such forms, licenses, identification cards, and applications as are necessary or convenient in the discretion of the division for the administration of sections 195.2200 to 195.2281 or any rule promulgated.

3. Nothing in sections 195.2200 to 195.2281 shall be construed to limit a law enforcement agency's ability to investigate unlawful activity in relation to a marijuana establishment. A law enforcement agency shall have the authority to run a criminal history record check of a licensee or employee of a licensee during an investigation of unlawful activity related to marijuana and marijuana products.

4. (1) The division shall create a statewide licensure class system for wholesale marijuana-cultivation facilities. The classifications may be based upon square footage of the facility; lights, lumens, or wattage; lit canopy; the number of cultivating plants; a combination of the foregoing; or other reasonable metrics. The division shall create a fee structure for the license class system.

(2) The division may establish limitations upon marijuana production through one or more of the following methods:

(a) Placing or modifying a limit on the number of licenses that it issues, by class or overall, but in placing or modifying the limits, the division shall consider the reasonable availability of new licenses after a limit is established or modified;

(b) Placing or modifying a limit on the amount of production permitted by a wholesale marijuana-cultivation facility license or class of licenses based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, previous months' sales, pending sales, or other reasonable metrics as determined by the division; and

(c) Placing or modifying a limit on the total amount of production by wholesale marijuana-cultivation facility licensees in the state, collectively, based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, as determined by the division.

195.2212. 1. A license provided by sections 195.2200 to 195.2281 shall not be issued to or held by:

(1) A person until the required fee has been paid;

(2) An individual whose criminal history indicates that he or she is not of good moral character;

(3) A person other than an individual if the criminal history of any of its officers, directors, stockholders, or owners indicate that the officers, directors, stockholders, or owners are not of good moral character;

(4) A person financed in whole or in part by any other person whose criminal history indicates he or she is not of good moral character and his or her reputation is not satisfactory to the division or local licensing authority;

(5) A person under twenty-one years of age;

(6) A person licensed under sections 195.2200 to 195.2281 who, during a period of licensure or at the time of application, has failed to:

(a) File any tax return related to a marijuana establishment; or

(b) Pay any taxes, interest, or penalties due, as determined by final agency action, relating to a marijuana establishment;

(7) A person who:

(a) Has discharged a sentence for a conviction of a felony in the five years immediately preceding his or her application date; or

(b) Has discharged a sentence for a conviction of a felony under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance in the ten years immediately preceding his or her application date, except that the division or local licensing authority may grant a license to a person if the person has a state felony conviction based on possession or use of marijuana or marijuana concentrate that would not be a felony if the person were convicted of the offense on the date he or she applied for licensure;

(8) A person who employs another person at a marijuana establishment who has not submitted fingerprints for a criminal history record check or whose criminal history record check reveals that the person is ineligible;

(9) A sheriff, deputy sheriff, police officer, or prosecuting officer, or an officer or employee of the division or a local licensing authority; or

(10) A person applying for a license for a location that is currently licensed as a retail food establishment or wholesale food registrant.

2. (1) In investigating the qualifications of an applicant or a licensee, the division and local licensing authority may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the division or local licensing authority considers the applicant's criminal history record, the division or local licensing authority shall also consider any information provided by the applicant regarding such criminal history record including, but not limited

to, evidence of rehabilitation, character references, and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the consideration of the application for a state license.

(2) As used in subdivision (1) of this subsection, "criminal justice agency" means any federal, state, or municipal court or any governmental agency or subunit of such agency that administers criminal justice under a statute or executive order and that allocates a substantial part of its annual budget to the administration of criminal justice.

(3) At the time of filing an application for issuance of a state marijuana establishment license, an applicant shall submit a set of his or her fingerprints and file personal history information concerning the applicant's qualifications for a state license on forms prepared by the division. The division or locality shall submit the fingerprints to the Missouri state highway patrol for the purpose of conducting fingerprint-based criminal history record checks. The Missouri state highway patrol shall forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal history record check. The division or locality may acquire a name-based criminal history record check for an applicant or a license holder who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. An applicant who has previously submitted fingerprints for a state or local license may request that the fingerprints on file be used. The division or locality shall use the information resulting from the fingerprint-based criminal history record check to investigate and determine whether an applicant is qualified to hold a state or local license under sections 195.2200 to 195.2281. The division or locality may verify any of the information an applicant is required to submit.

195.2215. 1. Ninety days prior to the expiration date of an existing license, the division shall notify the licensee of the expiration date by first-class mail at the licensee's address of record with the division. A licensee may apply for the renewal of an existing license to the division no later than thirty days prior to the date of expiration. Upon receipt of an application for renewal of an existing license and any applicable fees, the division shall submit, within seven days, a copy of the application to the locality to determine whether the application complies with all local restrictions on renewal of licenses. The division shall not accept an application for renewal of a license after the date of expiration, except as provided in subsection 3 of this section. The division may extend the expiration date of the license and accept a late application for renewal of a license if the applicant has filed a timely renewal application with the local licensing authority. The division or the local licensing authority, in its discretion, subject to the requirements of this subsection and subsection 3 of this section and based upon reasonable grounds, may waive the thirty-day time requirements set forth in this subsection.

2. The division may require an additional fingerprint request if there is a demonstrated investigative need.

3. (1) Notwithstanding the provisions of subsection 1 of this section, a licensee whose license has been expired for ninety days or less may file a late renewal application upon the payment of a nonrefundable late application fee of five hundred dollars to the division. A licensee who files a late renewal application and pays the requisite fees may continue to operate until the division takes final action to approve or deny the licensee's late renewal application unless the division summarily suspends the license.

(2) The division may administratively continue the license and accept a late application for renewal of a license at its discretion.

(3) Notwithstanding the amount specified for the late application fee in subdivision (1) of this subsection, the division by rule or as otherwise provided by law may reduce the amount of the fee.

195.2218. 1. (1) A retail marijuana store license shall be issued only to a person selling marijuana or marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A retail marijuana store may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility.

(3) The retail marijuana store shall track all of its marijuana and marijuana products from the point that they are transferred from a wholesale marijuana-cultivation facility or wholesale marijuana-product manufacturing facility to the point of sale.

2. (1) Notwithstanding the provisions of this section, a retail marijuana store licensee may also sell marijuana products that are prepackaged and labeled as required by rules of the division.

(2) A retail marijuana store licensee may transact with a wholesale marijuana-product manufacturing facility licensee for the purchase of marijuana products upon the licensed premises of either licensee.

3. (1) A retail marijuana store shall not sell more than thirty-five grams of marijuana or its equivalent in marijuana products, including marijuana concentrate, except for nonedible, nonpsychoactive marijuana products, including ointments, lotions, balms, and other nontransdermal topical products, during a single transaction to a person.

(2) (a) Prior to initiating a sale, the employee of the retail marijuana store making the sale shall verify that the purchaser has a valid identification card showing the purchaser is twenty-one years of age or older. If a person under twenty-one years of age presents fraudulent proof of age, any action relying on the fraudulent proof of age shall not be grounds for the revocation or suspension of any license issued under sections 195.2200 to 195.2281.

(b) If a retail marijuana store licensee or employee has reasonable cause to believe that a person is under twenty-one years of age and is exhibiting fraudulent proof of age in an attempt to obtain any marijuana or marijuana-infused product, the licensee or employee is authorized to confiscate such fraudulent proof of age, if possible, and shall, within seventy-two hours after the confiscation, remit the proof of age to a state or local law enforcement agency. The failure to confiscate such fraudulent proof of age or to remit to a state or local law enforcement agency within seventy-two hours after the confiscation shall not constitute a criminal offense.

4. A retail marijuana store may provide a sample of its products to a facility that has a marijuana testing facility license from the division for testing and research purposes. A retail marijuana store shall maintain a record of what was provided to the testing facility, the identity of the testing facility, and the results of the testing.

5. All marijuana and marijuana products sold at a licensed retail marijuana store shall be packaged and labeled as required by rules of the division.

6. (1) A licensed retail marijuana store shall only sell marijuana, marijuana products, marijuana accessories, nonconsumable products such as apparel, and marijuana-related products such as childproof packaging containers and shall be prohibited from selling or giving away any consumable product including, but not limited to, cigarettes, alcohol, or edible products that do not contain marijuana including, but not limited to, sodas, candies, or baked goods.

(2) A licensed retail marijuana store shall not sell any marijuana or marijuana products that contain nicotine or alcohol, if the sale of the alcohol would require a license.

(3) A licensed retail marijuana store shall not sell marijuana or marijuana products over the internet nor deliver marijuana or marijuana products to a person not physically present in the retail marijuana store's licensed premises.

7. An automatic dispensing machine that contains marijuana or marijuana products may only be located on the licensed premises of a retail marijuana store. If a licensed retail marijuana store uses an automatic dispensing machine that contains marijuana or marijuana products, it shall comply with the regulations promulgated by the division for its use.

8. Marijuana or marijuana products shall not be consumed on the licensed premises of a retail marijuana store.

9. A display case containing marijuana concentrate shall include the potency of the marijuana concentrate next to the name of the product.

10. No more than fifty licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2221. 1. A wholesale marijuana-cultivation facility license may be issued only to a person who cultivates marijuana for sale and distribution to retail marijuana stores, wholesale marijuana-product manufacturing facilities, or other wholesale marijuana-cultivation facilities.

2. A wholesale marijuana-cultivation facility shall track the marijuana it cultivates from seed or immature plant to wholesale purchase.

3. A wholesale marijuana-cultivation facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-cultivation facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and any test results.

4. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-cultivation facility.

5. No more than fifty cultivation licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2224. 1. (1) A wholesale marijuana-product manufacturing facility license may be issued to a person who manufactures marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A wholesale marijuana-product manufacturing facility may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility. A wholesale marijuana-product manufacturing facility shall track all of its marijuana from the time it is either:

(a) Transferred from its retail marijuana-cultivation facility; or

(b) Delivered to the wholesale marijuana-product manufacturing facility from a wholesale marijuana-cultivation facility

to the time the marijuana is transferred to a retail marijuana store.

(3) A wholesale marijuana-product manufacturing facility shall not:

(a) Add any marijuana to a food product if the manufacturer of the food product holds a trademark to the food product's name, except that a wholesale marijuana-product manufacturing facility may use a trademarked food product if it uses the product as a component or as part of a recipe and does not state or advertise to the consumer that the final marijuana product contains a trademarked food product;

(b) Intentionally or knowingly label or package a marijuana product in a manner that would cause a reasonable consumer confusion as to whether the marijuana product was a trademarked food product; or

(c) Label or package a product in a manner that violates any federal trademark law or regulation.

2. Marijuana products shall be prepared on a licensed premises that is used exclusively for the manufacture and preparation of marijuana or marijuana products and using equipment that is used exclusively for the manufacture and preparation of marijuana products.

3. All licensed premises on which marijuana products are manufactured shall meet the sanitary standards for marijuana product preparation promulgated by the division.

4. A marijuana product shall be sealed and conspicuously labeled in compliance with sections 195.2200 to 195.2281 and any rules promulgated by the division.

5. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-product manufacturing facility.

6. A wholesale marijuana-product manufacturing facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-product manufacturing facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and the results of the testing.

7. An edible marijuana product may list its ingredients and compatibility with dietary practices.

8. All marijuana products that require refrigeration to prevent spoilage shall be stored and transported in a refrigerated environment.

195.2227. 1. A marijuana testing facility license may be issued to a person who performs testing and research on marijuana. The facility may test marijuana products.

2. The division shall promulgate rules relating to acceptable testing and research practices including, but not limited to, testing, standards, quality control analysis, equipment certification and calibration, and chemical identification and other substances used in bona fide research methods.

3. A person who has an interest in a marijuana testing facility license from the division for testing purposes shall not have any interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility. A person that has an interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility shall not have an interest in a marijuana testing facility license.

195.2230. 1. (1) A marijuana transporter license may be issued to a person to provide logistics, distribution, and storage of marijuana and marijuana products. Notwithstanding any other provisions of law, a marijuana transporter license is valid for two years and cannot be transferred with a change of ownership. A marijuana transporter is responsible for the marijuana and marijuana products once it takes control of the product.

(2) A marijuana transporter may contract with multiple marijuana establishments.

(3) All marijuana transporters shall hold a valid marijuana transporter license, except that an entity licensed under sections 195.2200 to 195.2281 that provides its own distribution is not required to have a marijuana transporter license to transport and distribute its products.

2. A marijuana transporter may maintain a licensed premises to temporarily store marijuana and marijuana products and to use as a centralized distribution point. The licensed premises shall be located in a jurisdiction that permits the operation of retail marijuana stores. A marijuana transporter may store and distribute marijuana and marijuana products from this location. A storage facility shall meet the same security requirements that are required of a wholesale marijuana-cultivation facility.

3. A marijuana transporter shall use the seed-to-sale tracking system developed under section 195.2209 to create shipping manifests documenting the transport of marijuana and marijuana products throughout the state.

4. A marijuana transporter licensee may:

(1) Maintain and operate one or more warehouses in the state to handle marijuana and marijuana products; and

(2) Deliver marijuana products on orders previously taken if the place where orders are taken and delivered is licensed under sections 195.2200 to 195.2281.

195.2233. A marijuana business operator license may be issued to a person who operates a marijuana establishment licensed under sections 195.2200 to 195.2281, who is an owner licensed under sections 195.2200 to 195.2281, or who may receive a portion of the profits as compensation.

195.2236. 1. The division shall charge and collect fees under sections 195.2200 to 195.2281. The application fee for a person applying for a license under sections 195.2200 to 195.2281 shall be five hundred dollars. The division shall transfer two hundred fifty dollars of the fee to the marijuana cash fund established in subsection 3 of this sections and submit two hundred fifty dollars to the locality in which the license is proposed to be issued.

2. A locality in which a license under sections 195.2200 to 195.2281 is permitted may adopt and impose operating fees in an amount determined by the locality on marijuana establishments within its jurisdiction.

3. (1) There is hereby created in the state treasury the "Marijuana Cash Fund", which shall consist of moneys collected under sections 195.2200 to 195.2281. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 195.2200 to 195.2281.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

195.2239. 1. Before October 1, 2020, each locality shall enact an ordinance or regulation specifying the entity within the locality that is responsible for processing applications submitted for a license to operate a marijuana establishment within the boundaries of the locality and for the issuance of such licenses should the issuance by the locality become necessary because of a failure by the division to adopt regulations or because of a failure by the division to process and issue licenses under sections 195.2200 to 195.2281.

2. A locality may enact ordinances or regulations, not in conflict with sections 195.2200 to 195.2281 or with rules and regulations, to:

(1) Govern the time, place, manner, and number of marijuana establishment operations;

(2) Establish procedures for the issuance, suspension, and revocation of a license issued by the locality in accordance with sections 195.2200 to 195.2281;

(3) Establish a schedule of annual operating, licensing, and application fees for marijuana establishments, provided that the application fee shall only be due if an application is submitted to a locality in accordance with sections 195.2200 to 195.2281 and provided that a licensing fee shall only be due if a license is issued by a locality in accordance with sections 195.2200 to 195.2281; and

(4) Establish civil penalties for violation of an ordinance or regulation governing the time, place, and manner of a marijuana establishment that may operate in such locality.

A locality may prohibit the operation of wholesale marijuana-cultivation facilities, wholesale marijuana-product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure, provided that any initiative or referendum measure to prohibit the operation of any marijuana establishment shall appear on a general election ballot.

3. If the division receives an application for original licensing or renewal of an existing license for any marijuana establishment, the division shall provide, within seven days, a copy of the application to the locality in which the establishment is to be located. The locality shall determine whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses. The locality shall inform the division whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses.

4. A locality may impose a separate local licensing requirement as a part of its restrictions on time, place, manner, and number of marijuana businesses. A locality may decline to impose any local licensing requirements, but a locality shall notify the division that it either approves or denies each application it receives.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.2242. 1. If a locality issues local licenses for a marijuana establishment, a locality may schedule a public hearing on the application. If the locality schedules a hearing, it shall post and publish public notice thereof no later than ten days prior to the hearing. The locality shall give public notice by posting a sign in a conspicuous place on the license applicant's premises for which a local license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are to be located.

2. If a locality does not issue local licenses, the locality may give public notice of the state license application by posting a sign in a conspicuous place on the state license applicant's premises for which a state license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are located.

195.2245. 1. Applications for a state license under the provisions of sections 195.2200 to 195.2281 shall be made to the division on forms prepared and furnished by the division and shall set forth such information as the division may require to enable the division to determine whether a state license should be granted. The information shall include the name and address of the applicant and the names and addresses of the officers, directors, or managers. Each application shall be verified by the oath or affirmation of such person or persons as the division may prescribe. The division may issue a state license to an applicant under this section upon completion of the applicable criminal history background check associated with the application, and the state license is conditioned upon locality approval. A license applicant is prohibited from operating a marijuana establishment without the division's and locality's approval. If the applicant does not receive locality approval within one year from the date of the division's approval, the state license shall expire and shall not be renewed. If an application is denied by the local licensing authority, the division shall revoke the state-issued license.

2. Nothing in sections 195.2200 to 195.2281 preempts or otherwise impairs the power of a local government to enact ordinances or resolutions concerning matters authorized to local governments.

195.2248. 1. Localities are authorized to adopt and enforce regulations for marijuana establishments that are at least as restrictive as the provisions of sections 195.2200 to 195.2281 and any rule promulgated by the division.

2. A marijuana establishment shall not operate until it is licensed by the division under sections 195.2200 to 195.2281 and approved by the locality. In connection with a license, the applicant shall provide a complete and accurate application as required by the division.

3. A marijuana establishment shall notify the division in writing of the name, address, and date of birth of an owner, officer, or manager before the new owner, officer, or manager begins managing, owning, or associating with the operation. The owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the division and obtain the required identification prior to being associated with, managing, owning, or working at the operation.

4. A marijuana establishment shall not acquire, possess, cultivate, deliver, transfer, transport, supply, or dispense marijuana for any purpose except as provided in sections 195.2200 to 195.2281.

5. All managers and employees of a marijuana establishment shall be residents of Missouri upon the date of their license application. All licenses granted under sections 195.2200 to 195.2281 are valid for a period of one year after the date of issuance unless revoked or suspended under sections 195.2200 to 195.2281 or the rules promulgated.

6. Before granting a state license, the division may consider, except if specifically provided otherwise in sections 195.2200 to 195.2281, the requirements of sections 195.2200 to 195.2281 and any rules promulgated, and all other reasonable restrictions that are or may be placed upon the licensee by the division or locality.

7. (1) Each license issued under sections 195.2200 to 195.2281 is separate and distinct. It is unlawful for a person to exercise any of the privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(2) At all times, a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of the premises.

8. The licenses issued under sections 195.2200 to 195.2281 shall specify the date of issuance, the period of licensure, the name of the licensee, and the premises licensed. The licensee shall conspicuously place the license on the licensed premises at all times.

9. In computing any time prescribed by sections 195.2200 to 195.2281, the day of the act, event, or default from which the designated time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

10. Each licensee shall manage the licensed premises himself or herself or employ a separate and distinct manager on the licensed premises and shall report the name of the manager to the division and local licensing authority. The licensee shall report any change in manager to the division and local licensing authority within seven days after the change.

195.2251. 1. A tax shall be levied upon the sale of marijuana or transfer of marijuana by a wholesale marijuana-cultivation facility to a wholesale marijuana-product manufacturing facility or to a retail marijuana store at a rate of twenty percent. The department of revenue shall direct the division to establish procedures for the collection of all taxes levied. The tax shall be evidenced by stamps, which shall be furnished by and purchased from the department of revenue, and the department shall enforce any such tax in a manner similar to taxes levied on cigarettes under chapter 149.

2. All such tax revenue shall be deposited to the credit of the general revenue; however, no more than ten percent shall be used to fund higher education, ten percent to fund elementary and secondary education, and five percent to fund programs assisting children with mental health issues, and no such tax revenue shall be used to fund any pension or public retirement plan.

3. Nothing in this section shall prohibit a locality from imposing its own sales tax or a sales tax upon consumers.

195.2254. 1. The division shall deny a state license if the premises on which the applicant proposes to conduct its business does not meet the requirements set forth under sections 195.2200 to 195.2281. The division may refuse or deny a license renewal, reinstatement, or initial license issuance for good cause. For purposes of this subsection, "good cause" means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of sections 195.2200 to 195.2281; any rules promulgated; or any supplemental local law, rule, or regulation;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license under an order of the division or local licensing authority; or

(3) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

2. If the division denies a state license under subsection 1 of this section, the applicant shall be entitled to a hearing. The division shall provide written notice of the grounds for denial of the state license to the applicant and to the locality no later than fifteen days prior to the hearing.

195.2257. 1. In addition to any other sanctions prescribed by sections 195.2200 to 195.2281 or any rules promulgated, the division has the power, on its own motion or upon complaint and after investigation and opportunity for a public hearing at which the licensee shall be afforded an opportunity to be heard, to fine a licensee or to suspend or revoke a license issued by the division for a violation by the licensee or by any of the agents or employees of the licensee of the provisions of sections 195.2200 to 195.2281, any of the rules promulgated, or any of the terms, conditions, or provisions of the license issued by the division. The division has the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books, and records necessary to the determination of a hearing that the division is authorized to conduct.

2. The division shall provide notice of suspension, revocation, fine, or other sanction, as well as the required notice of the hearing under subsection 1 of this section, by mailing the same in writing to the licensee at the address contained in the license and, if different, at the last address furnished to the division or locality by the licensee. Except in the case of a summary suspension, a suspension shall not be for a period longer than six months. If a license is suspended or revoked, a part of the fees paid therefor shall not be returned to the licensee. Any license may be summarily suspended by the division without notice pending any prosecution, investigation, or public hearing. Nothing in this section shall prevent the summary suspension of a license.

195.2260. 1. Every licensee licensed under sections 195.2200 to 195.2281 shall be deemed, by virtue of applying for, holding, or renewing such person's license, to have expressly consented to the procedures set forth in this section.

2. The division or locality shall not be required to cultivate or care for any marijuana or marijuana product belonging to or seized from a licensee. The division or locality shall not be authorized to sell marijuana, retail or otherwise.

3. If the division issues a final agency order imposing a disciplinary action against a licensee under section 195.2254, then, in addition to any other remedies, the division's or locality's final agency order may specify that some or all of the licensee's marijuana or marijuana product is not marijuana or a marijuana product and is an illegal controlled substance. The order may further specify that the licensee shall lose any interest in any of the marijuana or marijuana product even if the marijuana or marijuana product previously qualified as marijuana or a marijuana product. The final agency order may direct the destruction of any such marijuana and marijuana products, except as provided under subsections 4 and 5 of this section. The authorized destruction may include the incidental destruction of any containers, equipment, supplies, and other property associated with the marijuana or marijuana product.

4. Following the issuance of a final agency order by the division against a licensee and ordering destruction authorized by subsection 3 of this section, a licensee shall have fifteen days within which to file a petition for stay of agency action with the circuit court. The action shall be filed in the circuit court of Cole County. The licensee shall serve the petition in accordance with the Missouri rules of civil procedure. The circuit court shall promptly rule upon the petition and determine whether the licensee has a substantial likelihood of success on judicial review so as to warrant delay of the destruction authorized by subsection 3 of this section or whether other circumstances warrant delay of such destruction including, but not limited to, the need for preservation of evidence. If destruction is so delayed under judicial order, the court shall issue an order setting forth terms and conditions under which the licensee may maintain the marijuana and marijuana product pending judicial review and prohibiting the licensee from using or distributing the marijuana or marijuana product pending the review. The division shall not carry out the destruction authorized by subsection 3 of this section until fifteen days have passed without the filing of a petition for stay of agency action or until the court has issued an order denying stay of agency action under this subsection.

5. A prosecuting attorney shall notify the division if it begins investigating a marijuana establishment. If the division has received notification from a prosecuting attorney that an investigation is being conducted, the division shall not destroy any marijuana or marijuana products from the marijuana establishment until the destruction is approved by the prosecuting attorney.

195.2263. 1. Each licensee shall keep a complete set of all records necessary to show fully the business transactions of the licensee, all of which shall be open at all times during business hours for the inspection and examination by the division or its duly authorized representatives. The division may require any licensee to furnish such information as it considers necessary for the proper administration of sections 195.2200 to 195.2281 and may require an audit to be made of the books of account and records on such occasions as it may consider necessary by an auditor to be selected by the division, who shall likewise have access to all books and records of the licensee, and the expense thereof shall be paid by the licensee.

2. The licensed premises, including any places of storage where marijuana or marijuana products are stored, cultivated, sold, dispensed, or tested shall be subject to inspection by the division or locality and its investigators, during all business hours and other times of apparent activity, for the purpose of inspection or investigation. Access shall be required during business hours for examination of any inventory or books and records required to be kept by the licensees. If any part of the licensed premises consists of a locked area, upon demand to the licensee, such area shall be made available for inspection without delay, and, upon request by authorized representatives of the division or locality, the licensee shall open the area for inspection.

3. Each licensee shall retain all books and records necessary to show fully the business transactions of the licensee for a period of the current tax year and the three immediately preceding tax years.

195.2266. If the division does not issue a license to an applicant within ninety days of receipt of the application filed in accordance with sections 195.2200 to 195.2281 and does not notify the applicant of the specific reason for the denial in writing and within such time period or if the division has adopted rules and regulations and has accepted applications but has not issued any licenses by January 1, 2021, the applicant may resubmit its application directly to the locality, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the resubmitted application unless the locality finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation, and the locality shall notify the division if an annual license has been issued to the applicant. If an application is submitted to a locality under this section, the division shall forward to the locality the application fee paid by the applicant to the division upon request by the locality. A license issued by a locality in accordance with this section shall have the same force and effect as a license issued by the division. A subsequent or renewed license may be issued under this section on an annual basis only upon resubmission to the locality of a new application submitted to the division.

195.2269. If the division does not adopt rules and regulations required by sections 195.2200 to 195.2281, an applicant may submit an application directly to a locality after October 1, 2020, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the application unless it finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation and shall notify the division if an annual license has been issued to the applicant. A license issued by a locality in accordance with this subsection shall have the same force and effect as a license issued by the division in accordance with sections 195.2200 to 195.2281. A subsequent or renewed license may be issued under this section on an annual basis if the division has not adopted regulations required by sections 195.2200 to 195.2281 at least ninety days prior to the date upon which such subsequent or renewed license would be effective or if the division has adopted regulations but has not, at least ninety days after the adoption of such regulations, issued licenses under sections 195.2200 to 195.2281.

195.2272. Nothing in sections 195.2200 to 195.2281 shall require an employer to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of marijuana in the workplace or to affect the ability of employers to have policies restricting the use of marijuana by employees.

195.2275. Nothing in sections 195.2200 to 195.2281 shall allow driving under the influence of marijuana or driving while impaired by marijuana or to supersede statutory laws related to driving under the influence of marijuana or driving while impaired by marijuana, nor shall sections 195.2200 to 195.2281 prevent the state from enacting and imposing penalties for driving under the influence of or while impaired by marijuana.

195.2278. Nothing in sections 195.2200 to 195.2281 shall permit the transfer of marijuana, with or without remuneration, to a person under twenty-one years of age or to allow a person under twenty-one years of age to purchase, possess, use, transport, grow, or consume marijuana.

195.2281. Nothing in sections 195.2200 to 195.2281 shall prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity that occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of marijuana on or in such property."; and

Further amend said bill, Page 35, Section 196.070, Line 34, by inserting after all of said section and line the following:

"**579.001. Any person convicted and serving a sentence for a nonviolent felony involving marijuana or marijuana drug paraphernalia under this chapter may petition the court for, and the court may grant, parole to such person.**

579.015. 1. A person commits the offense of possession of a controlled substance if he or she knowingly possesses a controlled substance, except as authorized by this chapter or chapter 195.

2. The offense of possession of any controlled substance except thirty-five grams or less of marijuana or any synthetic cannabinoid is a class D felony.

3. The offense of possession of more than ten grams but thirty-five grams or less of marijuana or any synthetic cannabinoid is a class A misdemeanor**, except as provided in sections 195.2200 to 195.2281**.

4. The offense of possession of not more than ten grams of marijuana or any synthetic cannabinoid is a class D misdemeanor. If the defendant has previously been found guilty of any offense of the laws related to controlled substances of this state, or of the United States, or any state, territory, or district, the offense is a class A misdemeanor. Prior findings of guilt shall be pleaded and proven in the same manner as required by section 558.021. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

5. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this chapter or chapter 195, it shall not be necessary to include any exception, excuse, proviso, or exemption contained in this chapter or chapter 195, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant.

579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly distributes or delivers a controlled substance;

(2) Attempts to distribute or deliver a controlled substance;

(3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or

(4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section **or in sections 195.2200 to 195.2281**, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly manufactures, produces, or grows a controlled substance;

(2) Attempts to manufacture, produce, or grow a controlled substance; or

(3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any amount of controlled substance.

2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is a class B felony when committed within two thousand feet of the real property comprising a public or private elementary, vocational, or secondary school, community college, college, or university. It is a class A felony if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance, except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony**, except as provided in sections 195.2200 to 195.2281**.

Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November 2018, or at a special election to be called by the governor for that purpose, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Plocher assumed the Chair.

Representative Ellington raised a point of order that members were in violation of Rule 85.

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was adopted.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1464, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, the title of **HB 1464** was agreed to.

Representative Rowland (155) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1464, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"138.445. 1. The state tax commission of Missouri shall annually certify to the director of revenue and to the commissioner of education a copy of its most recent annual report containing the total valuation of all taxable properties in the state according to the county or counties for which the same is assessed. The commission shall also certify to the director and to the commissioner any amendments or modifications to the annual report; provided, however, that no amendments or modifications to the annual report shall be accepted by the state tax commission or certified by it to the director of revenue or the commissioner of education at any time after December thirty-first of the year.

2. The annual report of the state tax commission and any amendments or modifications thereto duly certified to the director of revenue and to the commissioner of education shall constitute the official record of the state of Missouri for purposes of section 142.345 and section 163.011.

3. The reports certified pursuant to this section shall not be construed to represent the assessment ratio or general assessment level of any county in this state.

4. For the additional duties imposed upon the members of the tax commission under the provisions of this section, each member of the commission shall annually receive nine thousand dollars plus any salary adjustment provided pursuant to section 105.005 payable in equal monthly installments.

5. As a part of the report defined in this section, the state tax commission shall include the difference in assessed value for any telephone company that, according to subsection 5 of section 153.030, elects to be assessed utilizing the methodology defined in section 137.122. The commissioner of education shall transmit the information to each school district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rowland (155), **House Amendment No. 1** was adopted.

On motion of Representative Berry, **HB 1464, as amended**, was ordered perfected and printed.

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was placed on the Informal Calendar.

HCS HB 1300, relating to boat title and registration fees, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HCS HB 1300** was agreed to.

Representative Ross offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1300, Page 3, Section 306.030, Line 85, by inserting immediately after all of said line the following:

"306.126. 1. The operator of a motorboat shall not allow any person to ride or sit on the gunwales, decking over the bow, railing, top of seat back or decking over the back of the motorboat while under way, unless such person is inboard of adequate guards or railing provided on the motorboat to prevent a passenger from being

lost overboard. As used in this section, the term "adequate guards or railing" means guards or railings having a height parameter of at least six inches but not more than eighteen inches. Nothing in this section shall be construed to mean that passengers or other persons aboard a motorboat cannot occupy the decking over the bow of the boat to moor it to a mooring buoy or to cast off from such a buoy, or for any other necessary purpose. The provisions of this section shall not apply to vessels propelled by sail **or vessels propelled by outboard jet motors operating on a stretch of waterway not created or widened by impoundment**.

2. Whenever any person leaves any watercraft, other than a personal watercraft, on the waters of the Mississippi River, the waters of the Missouri River or the lakes of this state and enters the water between the hours of 11:00 a.m. and sunset, the operator of such watercraft shall display on the watercraft a red or orange flag measuring not less than twelve inches by twelve inches. The provisions of this subsection shall not apply to watercraft that is moored or anchored. The flag required by this subsection shall be visible for three hundred sixty degrees around the horizon when displayed and shall be displayed only when an occupant of the watercraft has left the confines of the watercraft and entered the water. The flag required by this subsection shall not be displayed when the watercraft is engaged in towing any person, but shall be displayed when such person has ceased being towed and has reentered the water.

3. No operator shall knowingly operate any watercraft within fifty yards of a flag required by subsection 2 of this section at a speed in excess of a slow-no wake speed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Conway (104), **HCS HB 1300** was adopted.

On motion of Representative Conway (104), **HCS HB 1300** was ordered perfected and printed.

HCS HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **HCS HB 1572** was agreed to.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1572, Page 2, Section 302.174, Line 28, by inserting after all of said section and line the following:

"**302.355. Prior to January 1, 2019, the department of revenue's Missouri Driver Guide shall contain educational material concerning vehicular stops and subsequent searches made by law enforcement, which shall include, but not be limited to, the following information advising drivers of their personal rights if stopped by law enforcement:**

(1) You have the right to remain silent; if you wish to exercise that right, say it out loud;

(2) You have the right to refuse to consent to a search of yourself or your car;

(3) If you are not under arrest, you have a right to calmly leave;

(4) You have the right to an attorney if you are arrested and should ask for one immediately;

(5) Regardless of your immigration status, you have constitutional rights;

(6) You have the right to remain silent and do not have to discuss your immigration status or citizenship status with law enforcement officers, immigration agents, or any other government officials. You do not have to answer questions about where you were born, whether you are a United States citizen, or how you entered the United States. Separate rules, however, apply at international borders and airports, and for individuals on certain nonimmigrant visas, including tourists and business travelers;

(7) If you are not a United States citizen and an immigration agent requests your immigration papers, you are required to show the papers if you have them with you. If you are eighteen years of age or older, carry your immigration documents with you at all times; if you do not have immigration papers, you should state that you want to remain silent;

(8) Police misconduct cannot be challenged on the street; do not physically resist officers or threaten to file a complaint;

(9) Write down everything you remember, including law enforcement officer badge and patrol car numbers, the agency the officers were from, and any other pertinent details. Obtain contact information for witnesses. If you are injured, take photographs of your injuries, but seek medical attention first;

(10) File a written complaint with the law enforcement agency's internal affairs division or civilian complaint board; in many cases, such complaint may be filed anonymously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ellington moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ellington:

AYES: 059

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Black
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Haefner	Harris	Hurst	Kendrick
Kidd	Korman	Lavender	Love	May
McCann Beatty	McCreery	McGee	Meredith 71	Mitten
Moon	Morgan	Mosley	Neely	Newman
Pierson Jr	Pietzman	Quade	Razer	Roberts
Ross	Rowland 29	Runions	Shumake	Smith 85
Stevens 46	Tate	Walker 74	Washington	

NOES: 079

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Berry	Bondon	Brown 57	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	Messenger	Miller	Morris 140	Muntzel
Pfautsch	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roeber	Rone
Rowland 155	Ruth	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Brown 94	Cookson	Cross	Fitzwater
Grier	Higdon	McDaniel	Merideth 80	Morse 151
Nichols	Peters	Phillips	Plocher	Reisch
Roden	Schroer	Shull 16	Stacy	Unsicker

VACANCIES: 005

On motion of Representative Rowland (155), **HCS HB 1572** was adopted.

On motion of Representative Rowland (155), **HCS HB 1572** was ordered perfected and printed.

HB 1887, relating to restrictive covenants, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HB 1887** was agreed to.

On motion of Representative Bahr, **HB 1887** was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 050

Alferman	Andrews	Bangert	Barnes 60	Basye
Black	Bondon	Brattin	Brown 27	Burns
Butler	Christofanelli	Cookson	Cross	Curtman
DeGroot	Evans	Francis	Gannon	Hannegan
Higdon	Hurst	Justus	Kelley 127	Kelly 141
Lant	Lichtenegger	Love	Marshall	May
Morgan	Morse 151	Nichols	Phillips	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rowland 29	Smith 163	Stephens 128	Taylor
Trent	Unsicker	Walsh	White	Wiemann

NOES: 001

Curtis

PRESENT: 058

Anders	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Berry	Brown 57	Burnett
Chipman	Conway 10	Conway 104	Corlew	Davis
Dogan	Dohrman	Franklin	Gregory	Haahr
Harris	Helms	Houx	Johnson	Kendrick
Kidd	Kolkmeyer	Lynch	Matthiesen	McCann Beatty
Meredith 71	Messenger	Miller	Mitten	Moon
Muntzel	Neely	Pfautsch	Pierson Jr	Pietzman
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Sommer
Spencer	Tate	Vescovo	Walker 3	Walker 74
Wessels	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 049

Adams	Arthur	Beck	Bernskoetter	Brown 94
Carpenter	Cornejo	Eggleston	Ellebracht	Ellington
Engler	Fitzpatrick	Fitzwater	Fraker	Franks Jr
Frederick	Gray	Green	Grier	Haefner
Hansen	Henderson	Hill	Houghton	Korman
Lauer	Lavender	Mathews	McCreery	McDaniel
McGee	Merideth 80	Morris 140	Mosley	Newman
Peters	Quade	Razer	Rehder	Rhoads
Roeber	Shull 16	Shumake	Smith 85	Stacy
Stevens 46	Swan	Washington	Wood	

VACANCIES: 005

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 1246** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 1246** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILLS

HCS HB 1366, relating to transportation of school children, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCS HB 1366** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1366, Page 4, Section 304.060, Lines 19 through 24, by deleting all of said lines and inserting in lieu thereof the following:

"**school children. Municipalities entering into any such contract**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rowland (29) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1366, Page 1, Line 5, by inserting immediately after all of said line the following:

"Further amend said bill, page and section, Line 36, by inserting immediately after all of said line the following:

"**5. Notwithstanding any provision of law to the contrary, no school district shall utilize autonomous or self-driving school buses in the transportation of students.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the underlying amendment.

The Chair ruled the point of order not well taken.

Representative Spencer raised a point of order that a member was in violation of Rule 85.

The Chair advised the members to keep their comments confined to **House Amendment No. 1 to House Amendment No. 1**.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Austin	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	Dogan
Eggleston	Engler	Evans	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	Messenger	Miller	Mitten	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Pogue	Rehder	Reiboldt	Reisch

Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Ellington	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Bahr	Barnes 60	Bernskoetter
Brown 94	Carpenter	DeGroot	Dohrman	Fitzpatrick
Fitzwater	Fraker	Franks Jr	Gray	Grier
Higdon	Justus	Lauer	Mathews	McDaniel
Nichols	Peters	Phillips	Pietzman	Plocher
Razer	Redmon	Roeber	Shull 16	Stacy
Walker 74				

VACANCIES: 005

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

House Amendment No. 1 was withdrawn.

Representative Chipman assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Davis	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue

Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson		

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Quade
Razer	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Beard	Brown 94	Conway 104	Cookson
Curtman	DeGroot	Engler	Fitzwater	Franks Jr
Gray	Higdon	Houghton	Kidd	Lauer
McDaniel	McGee	Nichols	Peters	Pierson Jr
Shull 16	Stacy	White	Wood	Mr. Speaker

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was adopted by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 103

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Mr. Speaker		

NOES: 039

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Green	Harris	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pogue
Quade	Roberts	Rowland 29	Runions	Smith 85
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	Corlew	DeGroot	Fitzwater
Franks Jr	Gray	Higdon	Lauer	McDaniel
Nichols	Peters	Pierson Jr	Shull 16	White
Wood				

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 099

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Mr. Speaker	

NOES: 043

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Green	Harris	Hurst	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Pogue	Quade
Roberts	Runions	Smith 85	Unsicker	Walker 74
Washington	Wessels	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	DeGroot	Franks Jr	Gray
Higdon	Lauer	McDaniel	Nichols	Peters
Redmon	Rowland 29	Shull 16	Spencer	White
Wood				

VACANCIES: 005

Speaker Pro Tem Haahr resumed the Chair.

HB 1998, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 1998** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 28, by deleting the second instance of the word "**and**"; and

Further amend said bill, page and section, Line 30, by deleting the word "**state.**" and inserting in lieu thereof the following:

"**state; and**

(6) Protect against adversarial threats to cybersecurity, grid security, and the physical integrity of energy infrastructure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 30, by inserting immediately after all of said line the following:

"**5. A report shall be issued, along with the review required under this section, that shall detail any special rates approved under section 393.355 and any resulting economic impacts including, but not limited to, retained and new workforce data, changes in state tax revenue, and any effects to an applicable electrical corporation's ratepayers.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Amendment No. 2** was adopted.

Representative Ellington offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**620.1949. 1. There is hereby created in the state treasury the "Economic Development Grant Program Fund", which shall consist of moneys appropriated annually by the general assembly from general revenue and any gifts, bequests, or donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**

2. There is hereby established an "Economic Development Grant Program". The department of economic development shall administer the economic development grant program and approve disbursements from the economic development grant program fund.

3. The moneys deposited into the economic development grant program fund shall be used and distributed to allow companies to reopen a manufacturing facility that has been closed. The amount granted to such company shall not exceed the amount of moneys necessary for such company to reopen such manufacturing facility. The department of economic development shall develop a procedure for those eligible under this section to apply for grants under this section.

4. In the event that the balance in the fund and any appropriations for this grant program are insufficient to fund all grants approved by the department of economic development for a given fiscal year, all such grants shall be reduced pro rata as necessary.

5. The department of economic development shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

(1) "Commission", the public service commission;

(2) "Department", the department of natural resources;

(3) "Electric utility", any electrical corporation as defined by section 386.020;

(4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; **[**~~and~~**]**

[~~(5)~~**] (6)** "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel,** methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

(1) No less than two percent for calendar years 2011 through 2013;

(2) No less than five percent for calendar years 2014 through 2017;

(3) No less than ten percent for calendar years 2018 through 2020; and

(4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate

increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

393.1130. 1. This section shall be known and may be cited as "The Nuclear Energy Standard".

2. As used in this section, the following terms shall mean:

(1) "Commission", the public service commission;

(2) "Small modular nuclear reactor", a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) "Utility", any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility's total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility.

620.3080. 1. As used in this section, the following terms shall mean:

(1) "Job creation, worker training, and infrastructure development programs", the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Bondon, **HB 1998, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HB 1558** was agreed to.

Speaker Richardson resumed the Chair.

Representative Neely offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1558, Page 1, Section 573.110, Line 1, by inserting immediately after the word "**section**", the words "**and section 573.112**"; and

Further amend said bill and section, Page 2, Line 37, by inserting immediately after the word "**commits**" the words "**the offense of**"; and

Further amend said bill and section, Page 3, Lines 57-58, by deleting all of said lines and inserting in lieu thereof the following:

"**is engaged in a sexual act or whose intimate parts are exposed if the image involves voluntary exposure in a public or commercial setting; or**"; and

Further amend said bill, page and section, Line 64, by inserting immediately after the word "**U.S.C.**" the word "**Section**"; and

Further amend said bill, page and section, Line 69, by deleting the word "**Nonconsensual**" and inserting in lieu thereof the words "**The offense of nonconsensual**"; and

Further amend said bill, page and section, Line 69, by inserting immediately after all of said line the following:

"**573.112. 1. A person commits the offense of threatening the nonconsensual dissemination of private sexual images if he or she gains or attempts to gain anything of value, or coerces or attempts to coerce another person to act or refrain from acting, by threatening to disseminate an image of another person, which was obtained under circumstances in which a reasonable person would know or understand that the image was to remain private, against the will of such person:**

(1) Who is at least eighteen years of age;

(2) Who is identifiable from the image itself or information displayed in connection with the image; and

(3) Who is engaged in a sexual act or whose intimate parts are exposed, in whole or in part.

2. The offense of threatening the nonconsensual dissemination of private sexual images is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 1** was adopted.

Representative Barnes (60) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 64, by inserting after the number "**230 (f)(2)**" the following:

"**, except where such a service had actual notice that its service was being used in violation of this section and failed to take corrective action to remove the offending material from its service within five business days of receipt of such notice**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2** was adopted.

Representative Mitten offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 69, by inserting immediately after said line the following:

"**7. In addition to the criminal penalties listed in subsection 6 of this section, the person in violation of the provisions of this section shall also be subject to a private cause of action from the depicted person. Any successful private cause of action brought under this subsection shall result in an award equal to ten thousand dollars or actual damages, whichever is greater, and in addition shall include attorney's fees. Humiliation or embarrassment shall be an adequate show that the plaintiff has incurred damages; however, no physical manifestation of either humiliation or embarrassment is necessary for damages to be shown.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 3** was adopted.

On motion of Representative Neely, **HB 1558, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1517**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (28): Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, May, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (7): Alferman, Butler, Kelly (141), Korman, McGee, Ross and Rowland (155)

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (5): Butler, Kelly (141), Korman, McGee and Ross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Baringer, Curtman, Frederick, Kidd and Matthiesen

Noes (3): Carpenter, Pogue and Quade

Absent (3): Johnson, Rhoads and Sommer

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HCR 66**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1469**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2187**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, Pfautsch, Pike, Razer, Trent and Washington

Noes (4): McCreery, Muntzel, Schroer and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2196**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Kelly (141)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1611**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1645**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1729, 1621 & 1436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1797**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1945**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2079**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2119**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 20, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Health and Mental Health Policy has been authorized to introduce upon report a House Committee Bill relating to Opioids.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE APPOINTMENTS

February 20, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Stacey Newman as the Minority Caucus Ranking Member to the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 21, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Thursday, February 22, 2018, 8:30 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1722, HB 1410
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2257, HB 2306
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Thursday, February 22, 2018, upon adjournment, South Gallery.
Executive session will be held: HB 1577
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 21, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1857, HB 1347, HB 2144, HR 4891, HB 1424

Executive session may be held on any matter referred to the committee.
Removed HB 1423 and added HB 1424.
AMENDED

FISCAL REVIEW
Thursday, February 22, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1260, HCB 15
Executive session may be held on any matter referred to the committee.
Will hear public testimony on HCB 15 relating to opioids.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Thursday, February 22, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Executive session on the reinsurance draft language.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT
Wednesday, February 21, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1929, HB 1978, HB 2030, HB 2111, HB 2186
Executive session will be held: HB 1893, HB 2243
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, February 21, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2398, HB 2117
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, February 21, 2018, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Executive session will be held: HB 1252, HB 1344, HB 1516, HB 1625, HCS HBs 1656 & 2075, HB 1679, HB 1892, HB 2026, HB 2110, HCS HB 2062
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, February 21, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 1432
Executive session will be held: HB 1888, HB 2157, HB 2279
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2315, HB 2316
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2381, HB 2393
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their annual report.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11
Executive session may be held on any matter referred to the committee.
Continued discussion for HCB 11.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, February 21, 2018, 5:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The hearing will be for organizational purposes only.

TRANSPORTATION
Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2268
Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286
Executive session may be held on any matter referred to the committee.
We will go into executive session first; all members please try to be there. We will adjourn at 9:30 AM. HB 2180 will not be heard this week.
AMENDED

UTILITIES
Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1999
Executive session will be held: HB 2265
Executive session may be held on any matter referred to the committee.
AMENDED

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 21, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 88

HOUSE BILLS FOR SECOND READING

HB 2500 through HB 2517

HOUSE BILLS FOR PERFECTION

HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)
HB 1607 - Korman

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker

HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 21, 2018

The House met pursuant to adjournment.

Representative Lynch in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Alferman	Anders	Bangert	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brattin	Burns
Corlew	Cross	DeGroot	Dogan	Evans
Francis	Frederick	Green	Hannegan	Harris
Henderson	Hurst	Kelly 141	Kolkmeyer	Lant
Lauer	Lichtenegger	May	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pogue	Rehder	Reiboldt	Reisch	Remole
Rhoads	Rowland 155	Smith 163	Taylor	Walsh

NOES: 000

PRESENT: 043

Anderson	Austin	Bahr	Barnes 28	Beard
Beck	Brown 57	Chipman	Christofanelli	Conway 104
Davis	Dohrman	Eggleston	Fitzpatrick	Haahr
Haefner	Helms	Hill	Houx	Johnson
Lavender	Lynch	Miller	Mitten	Morgan
Newman	Pike	Ross	Runions	Ruth
Shaul 113	Shumake	Spencer	Stacy	Swan
Tate	Unsicker	Vescovo	Walker 3	Walker 74
Wiemann	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 070

Adams	Andrews	Arthur	Baringer	Berry
Brown 27	Brown 94	Burnett	Butler	Carpenter
Conway 10	Cookson	Cornejo	Curtis	Curtman
Ellebracht	Ellington	Engler	Fitzwater	Fraker
Franklin	Franks Jr	Gannon	Gray	Gregory
Grier	Hansen	Higdon	Houghton	Justus
Kelley 127	Kendrick	Kidd	Korman	Love
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Moon	Neely	Peters	Pierson Jr	Pietzman
Plocher	Quade	Razer	Redmon	Roberts

Roden	Roeber	Rone	Rowland 29	Schroer
Shull 16	Smith 85	Sommer	Stephens 128	Stevens 46
Trent	Washington	Wessels	White	Wilson

VACANCIES: 005

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

All the paths of the Lord are steadfast love and faithfulness for those who keep His covenant and His testimonies. (Psalm 25:10)

O Loving God, whose power is without measure and whose judgments are true and righteous, we stand before You at the beginning of another day as we quiet our hearts in Your presence and wait for Your inspiration.

Grant us the wisdom to know what we should do and the strength to do it Your way. Sustain our lives that we may make decisions wisely, walk the high road of honorable purpose faithfully, and with outreaching sympathy seek to heal the wounds of our human family in Missouri.

As we move along an unknown path of life, let us go forward with a firm faith in the reality of goodness, truth, and love and with the abiding assurance that You are with us today and forever.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Malachi Snyder and Nolan Snyder.

The Journal of the twenty-seventh day was approved as printed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Berry	Brown 94	Butler	Curtis	Ellebracht
Ellington	Engler	Gray	Gregory	Grier
Harris	Matthiesen	McDaniel	Mitten	Peters
Roeber	Shull 16	Smith 85	Sommer	Washington

VACANCIES: 005

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 88, introduced by Representative McDaniel, relating to labor organizations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2518, introduced by Representative Haefner, relating to boundary commissions.

HB 2519, introduced by Representative Anderson, relating to utility payments.

HB 2520, introduced by Representative Mitten, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 2521, introduced by Representative Washington, relating to concealed firearms, with penalty provisions.

HB 2522, introduced by Representative Burnett, relating to the designation of the official state work chronicling the 1993 flood.

HB 2523, introduced by Representative Gregory, relating to the sunshine law, with penalty provisions.

HB 2524, introduced by Representative Evans, relating to the sunshine law, with penalty provisions.

HB 2525, introduced by Representative Moon, relating to the expanded address confidentiality program.

HB 2526, introduced by Representative Roberts, relating to prison terms.

HB 2527, introduced by Representative Rhoads, relating to internet domain names of website operators.

HB 2528, introduced by Representative McDaniel, relating to alternative instruction plans for inclement weather.

HB 2529, introduced by Representative Morse (151), relating to school funding.

HB 2530, introduced by Representative Morse (151), relating to generational use of public assistance.

HB 2531, introduced by Representative Swan, relating to a charter schools task force.

HB 2532, introduced by Representative Washington, relating to offenses committed by landlords against tenants, with penalty provisions.

HB 2533, introduced by Representative Green, relating to disadvantaged businesses.

HB 2534, introduced by Representative Morgan, relating to education about human sexuality.

HB 2535, introduced by Representative Plocher, relating to sports wagering protection, with penalty provisions.

HB 2536, introduced by Representative Morris (140), relating to maintenance orders.

HB 2537, introduced by Representative Brown (57), relating to registered sexual offenders, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 88, relating to the bring our heroes home act.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2500, relating to personal care assistance services.

HB 2501, relating to sales and use tax exemptions.

HB 2502, relating to taxation, with a delayed effective date.

HB 2503, relating to sales tax.

HB 2504, relating to juvenile court proceedings.

HB 2505, relating to defined benefit plans.

HB 2506, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 2507, relating to intergovernmental joint task forces.

HB 2508, relating to the Missouri office of equal opportunity.

HB 2509, relating to murder in the first degree, with a penalty provision.

HB 2510, relating to the offense of placing an unsafe vehicle in the stream of commerce, with penalty provisions.

HB 2511, relating to license plates and windshield placards for disabled persons.

HB 2512, relating to student organizations at public institutions of higher education.

HB 2513, relating to concealed carry permits.

HB 2514, relating to industrial hemp, with penalty provisions.

HB 2515, relating to video game competitors.

HB 2516, relating to the public service commission.

HB 2517, relating to offenses committed by law enforcement officers, with penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 1268, relating to dental faculty permits, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HCS HB 1268** was agreed to.

On motion of Representative Lichtenegger, **HCS HB 1268** was adopted.

On motion of Representative Lichtenegger, **HCS HB 1268** was ordered perfected and printed.

HB 1809, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 1809** was agreed to.

On motion of Representative Tate, **HB 1809** was ordered perfected and printed.

HCS HB 1873, relating to poaching, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HCS HB 1873** was agreed to.

On motion of Representative Taylor, **HCS HB 1873** was adopted.

On motion of Representative Taylor, **HCS HB 1873** was ordered perfected and printed.

HB 1428, relating to vacancies in county elected offices, was taken up by Representative Muntzel.

On motion of Representative Muntzel, the title of **HB 1428** was agreed to.

Representative Austin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1428, Page 2, Section 105.030, Line 29, by inserting immediately after the word "**judge**" the following:

"**, circuit judge**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Austin, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1428, Page 1, Section A, Line 2, by inserting immediately after all of said line and section the following:

"49.060. **1.** When a vacancy shall occur in the office of a county commissioner, the vacancy shall at once be certified by the clerk of the commission to the governor**[**~~, who shall fill such vacancy with a person who resides in the district at the time the vacancy occurs, as provided by law~~**]**.

2. If at the time the vacancy occurs there is less than one year remaining in the unexpired term, the vacancy shall be filled as provided in section 105.030, except that the vacancy shall be filled within sixty days.

3. If at the time the vacancy occurs there is one year or more remaining in the unexpired term, it shall be the duty of the governor to fill such vacancy within sixty days by appointing, by and with the advice and consent of the senate subject to the provisions of article IV, section 51 of the Missouri constitution, some eligible person to said office who shall discharge the duties thereof until the next general election, at which time a commissioner shall be chosen for the remainder of the term, who shall hold such office until a successor is duly elected and qualified, unless sooner removed.

4. This section shall not apply to any county which has adopted a charter for its own government under article VI, section 18 of the Missouri constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 2** was adopted.

Representative Conway (10) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1428, Page 2, Section 105.030, Line 24, by deleting the phrase "**acting presiding commissioner shall fill**" and inserting in lieu thereof the following:

"**two remaining county commissioners and the presiding judge of the circuit court shall vote to make**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (10), **House Amendment No. 3** was adopted.

On motion of Representative Muntzel, **HB 1428, as amended**, was ordered perfected and printed.

HB 1896, relating to the psychology interjurisdictional compact, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HB 1896**, relating to the practice of psychology, was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1896, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **(APA), [**~~or~~**]** the Canadian Psychological Association **(CPA), or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and

relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall

not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill, Page 22, Section B, Line 1, by removing "This act" and inserting in lieu thereof "Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Swan, **HB 1896, as amended**, was ordered perfected and printed.

HCS HB 1618, relating to the disposal of unused controlled substances, was placed on the Informal Calendar.

HB 1607, relating to lead-acid batteries, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HB 1607**, relating to natural resources funds, was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1607, Page 2, Section 260.262, Line 31, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund. Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, **[**~~2020~~**] 2030**, unless extended by action of the general assembly. After December 31, **[**~~2020~~**] 2030**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, **[**~~2020~~**] 2030**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

On motion of Representative Korman, **HB 1607, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Andrews	Bangert	Barnes 60	Basye
Berry	Black	Bondon	Brown 27	Butler
Cross	DeGroot	Engler	Evans	Francis
Franks Jr	Frederick	Gannon	Grier	Hannegan
Harris	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Lichtenegger	McCann Beatty	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pogue	Redmon
Reiboldt	Reisch	Remole	Roeber	Rowland 29
Smith 163	Taylor	Wilson		

NOES: 000

PRESENT: 051

Anderson	Arthur	Austin	Baringer	Barnes 28
Beard	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Haahr	Haefner	Houghton
Houx	Johnson	Kendrick	Kolkmeyer	Lynch
Mathews	Matthiesen	Messenger	Miller	Mitten
Morgan	Newman	Pike	Roberts	Rowland 155
Runions	Ruth	Shaul 113	Sommer	Stacy
Swan	Tate	Trent	Unsicker	Walker 3
Wood				

ABSENT WITH LEAVE: 064

Adams	Anders	Bahr	Beck	Bernskoetter
Brown 94	Burns	Carpenter	Cookson	Curtman
Ellington	Fitzwater	Fraker	Franklin	Gray
Green	Gregory	Hansen	Helms	Higdon
Hill	Kidd	Korman	Lant	Lauer
Lavender	Love	Marshall	May	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Moon
Morris 140	Mosley	Neely	Peters	Pierson Jr
Pietzman	Plocher	Quade	Razer	Rehder
Rhoads	Roden	Rone	Ross	Schroer
Shull 16	Shumake	Smith 85	Spencer	Stephens 128
Stevens 46	Vescovo	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Mr. Speaker	

VACANCIES: 005

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1618, relating to the disposal of unused controlled substances, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), the title of **HCS HB 1618** was agreed to.

Representative Arthur offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1618, Page 2, Section 195.265, Lines 1-8, by removing all of said lines and inserting in lieu thereof the following:

"**195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:**

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household."; and

Further amend said bill, page and section, Line 14, by removing the word "**mailers**" and inserting in lieu thereof the phrase "**mail back packages**"; and

Further amend said bill, page and section, Line 19, by inserting immediately after the word "**location**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page and section, Line 20, by inserting immediately after the word "**events**" the phrase "**and mail back events**"; and

Further amend said bill, page and section, Line 21, by inserting immediately after the word "**event**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page and section, Line 23, by removing the phrase "**section 195.265**" and inserting in lieu thereof the phrase "**this section**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Arthur, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Barnes (60), **HCS HB 1618, as amended**, was adopted.

On motion of Representative Barnes (60), **HCS HB 1618, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1247, relating to diabetes awareness month, was taken up by Representative Pike.

On motion of Representative Pike, **HB 1247** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 019

Basye	Brown 94	Cookson	Cross	DeGroot
Ellebracht	Fraker	Gray	Korman	Lauer
May	McDaniel	Peters	Pierson Jr	Roberts
Shull 16	Smith 85	Vescovo	Washington	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1349, relating to Missouri sliced bread day, was taken up by Representative Black.

On motion of Representative Black, **HB 1349** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Morris 140	Morse 151	Mosley	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 016

Bernskoetter	Burns	Carpenter	Ellington	Hurst
Kidd	Lavender	Marshall	McGee	Moon
Morgan	Newman	Pogue	Roberts	Stephens 128
Unsicker				

PRESENT: 001

Mitten

ABSENT WITH LEAVE: 013

Brown 94	Cookson	Gray	Korman	Lauer
Mathews	May	Muntzel	Peters	Pietzman
Shull 16	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1355, relating to retired peace officers, was taken up by Representative Phillips.

On motion of Representative Phillips, **HB 1355** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Kidd	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Berry	Brown 94	Cookson	Corlew
Ellebracht	Gray	Gregory	Kelly 141	Korman
Lauer	Mathews	May	McCreery	Mitten
Muntzel	Peters	Quade	Shull 16	Smith 85
Washington	Wilson			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1375, relating to posttraumatic stress awareness day in Missouri, was taken up by Representative Ruth.

On motion of Representative Ruth, **HB 1375** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Berry	Brown 94	Burnett	Cookson
Gray	Grier	Lauer	Mathews	May
Peters	Shull 16	Smith 85	Smith 163	Wilson

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1481, relating to certain exemptions for insurance holding companies, was taken up by Representative Wiemann.

Representative Conway (104) assumed the Chair.

On motion of Representative Wiemann, **HB 1481** was read the third time and passed by the following vote:

AYES: 138

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lavender	Love	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Mr. Speaker		

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Berry	Brown 94	Cookson
Gray	Grier	Lauer	Lichtenegger	Mathews
May	Meredith 71	Peters	Reisch	Shull 16
Smith 85	Wilson	Wood		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1552, relating to professional licensure applications, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1552** was read the third time and passed by the following vote:

AYES: 120

Anders	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Matthiesen	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood

NOES: 017

Adams	Beck	Burnett	Ellington	Franks Jr
Hurst	Kidd	Marshall	McCann Beatty	Moon
Morgan	Mosley	Newman	Pierson Jr	Pogue
Rowland 29	Washington			

PRESENT: 001

Green

ABSENT WITH LEAVE: 020

Alferman	Barnes 60	Basye	Berry	Brown 94
Conway 10	Cookson	Franklin	Gray	Grier
Lauer	Mathews	May	Peters	Plocher
Shull 16	Smith 85	Vescovo	Wilson	Mr. Speaker

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1351, relating to filing a responsive pleading in certain family law proceedings, was taken up by Representative Beard.

On motion of Representative Beard, **HB 1351** was read the third time and passed by the following vote:

AYES: 137

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood			

NOES: 002

Hurst	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Barnes 60	Basye	Berry	Brattin
Brown 94	Cookson	Ellebracht	Gray	Grier
Kelley 127	Lauer	Matthiesen	May	Peters
Shull 16	Smith 85	Wilson	Mr. Speaker	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HCS HB 1597, relating to the disposition of human remains, was taken up by Representative Fraker.

On motion of Representative Fraker, **HCS HB 1597** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood		

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Brown 94	Cookson	Ellebracht
Grier	Lauer	Matthiesen	May	Newman
Peters	Rone	Shaul 113	Shull 16	Smith 85
Walker 74	Wilson	Mr. Speaker		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1660, relating to career and technical education, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1660** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	

NOES: 005

Hurst	Kidd	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 94	Cookson	Franklin	Green
Grier	Haahr	Haefner	Lauer	Matthiesen
May	Newman	Peters	Shull 16	Smith 85
Sommer	Washington	Wilson	Mr. Speaker	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HCS HB 1663, relating to the establishment of developmental guidance and counseling programs in schools, was taken up by Representative Swan.

On motion of Representative Swan, **HCS HB 1663** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gray
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 002

Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 94	Cookson	Ellebracht	Franks Jr	Gannon
Green	Grier	Haefner	Lauer	Matthiesen
May	Muntzel	Newman	Peters	Shull 16
Smith 85	Walker 74	Wilson		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1675, relating to school bus driver medical endorsements, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 1675** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lavender	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 006

Barnes 28	Ellington	Pogue	Rowland 29	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Beard	Beck	Brown 94	Cookson
Green	Grier	Lauer	Lichtenegger	Matthiesen
May	Muntzel	Newman	Peters	Shull 16
Smith 85	Wilson			

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1676, relating to school bus driver qualifications, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 1676** was read the third time and passed by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 017

Barnes 28	Carpenter	Ellington	Franks Jr	Gray
McCann Beatty	McCreery	Mitten	Mosley	Newman
Pierson Jr	Pogue	Quade	Roberts	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 019

Brown 94	Cookson	Corlew	Dohrman	Green
Grier	Kelley 127	Korman	Lauer	Matthiesen
May	Miller	Muntzel	Peters	Rowland 29
Shull 16	Smith 85	Stephens 128	Wilson	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

Speaker Richardson resumed the Chair.

HB 1905, relating to abandoned aircraft, was taken up by Representative Walker (3).

On motion of Representative Walker (3), **HB 1905** was read the third time and passed by the following vote:

AYES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 007

Ellington	Fitzwater	Hurst	Marshall	McCreery
Moon	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Brown 94	Cookson	DeGroot	Franks Jr
Gray	Green	Grier	Lauer	May
McDaniel	Muntzel	Peters	Reiboldt	Roden
Shull 16	Smith 85	Walker 74	Wilson	

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 5213 - Special Committee on Government Oversight
HR 5237 - Special Committee on Tourism

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 77 - Economic Development
HCR 85 - Special Committee on Government Oversight
HCR 87 - Utilities

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 87 - Conservation and Natural Resources

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1300 - Fiscal Review
HB 2044 - Fiscal Review
HB 1236 - Local Government
HB 1290 - Veterans
HB 1294 - Judiciary
HB 1328 - Children and Families
HB 1330 - Conservation and Natural Resources
HB 1333 - Children and Families
HB 1342 - General Laws
HB 1392 - Judiciary
HB 1425 - Agriculture Policy
HB 1430 - Children and Families
HB 1431 - Local Government
HB 1493 - Elementary and Secondary Education
HB 1502 - Professional Registration and Licensing
HB 1530 - Crime Prevention and Public Safety
HB 1567 - Elections and Elected Officials
HB 1592 - General Laws
HB 1599 - Elections and Elected Officials
HB 1626 - Health and Mental Health Policy
HB 1692 - Transportation
HB 1725 - Judiciary
HB 1726 - Judiciary
HB 1742 - Workforce Development
HB 1743 - Crime Prevention and Public Safety
HB 1835 - Crime Prevention and Public Safety
HB 1847 - Elementary and Secondary Education
HB 1908 - General Laws
HB 1909 - Elections and Elected Officials

HB 1982 - General Laws
HB 2089 - Special Committee on Litigation Reform
HB 2097 - Special Committee on Government Oversight
HB 2108 - Special Committee on Litigation Reform
HB 2182 - Conservation and Natural Resources
HB 2198 - Corrections and Public Institutions
HB 2201 - Economic Development
HB 2213 - Conservation and Natural Resources
HB 2220 - Elementary and Secondary Education
HB 2228 - Ways and Means
HB 2256 - Special Committee on Innovation and Technology
HB 2273 - Special Committee on Litigation Reform
HB 2293 - Health and Mental Health Policy
HB 2295 - Professional Registration and Licensing
HB 2302 - General Laws
HB 2307 - Transportation
HB 2308 - Professional Registration and Licensing
HB 2313 - Elections and Elected Officials
HB 2324 - Special Committee on Small Business
HB 2326 - Budget
HB 2329 - Local Government
HB 2333 - Elections and Elected Officials
HB 2348 - Higher Education
HB 2352 - Local Government
HB 2356 - Local Government
HB 2358 - Elections and Elected Officials
HB 2364 - General Laws
HB 2366 - Judiciary
HB 2384 - Health and Mental Health Policy
HB 2396 - Budget
HB 2397 - Judiciary
HB 2403 - Special Committee on Tourism
HB 2409 - General Laws
HB 2411 - Elementary and Secondary Education
HB 2416 - Government Efficiency
HB 2418 - Crime Prevention and Public Safety
HB 2421 - Insurance Policy
HB 2422 - Special Committee to Improve the Care and Well-being of Young People
HB 2425 - Special Committee on Tourism
HB 2426 - Children and Families
HB 2432 - Transportation
HB 2433 - Health and Mental Health Policy
HB 2436 - Elementary and Secondary Education
HB 2439 - Special Committee on Tourism
HB 2442 - Elementary and Secondary Education

HB 2445 - Elementary and Secondary Education
HB 2454 - Crime Prevention and Public Safety
HB 2456 - Crime Prevention and Public Safety
HB 2460 - Special Committee on Tourism
HB 2473 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2031**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2216**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Beard, Harris, Love, Phillips, Remole and Taylor

Noes (1): Meredith (71)

Absent (3): Engler, Houx and Pierson Jr.

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1573**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Anders, Bahr, Bangert, Barnes (60), Basye, Burnett, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2200**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Barnes (60), Basye, Roeber, Spencer, Swan and Wood

Noes (5): Anders, Bangert, Burnett, Matthiesen and Morgan

Absent (1): Dogan

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1795**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2155**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2179**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Roeber, Schroer and Taylor

Noes (1): Merideth (80)

Absent (0)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Frederick, Johnson, Kidd, Matthiesen, Pogue, Rhoads and Sommer

Noes (1): Baringer

Absent (3): Curtman, Peters and Quade

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1576**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Frederick, Johnson, Kidd, Matthiesen, Rhoads and Sommer

Noes (0)

Absent (4): Curtman, Peters, Pogue and Quade

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1906**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1353**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1463**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Kelley (127), Lant, Meredith (71), Neely, Phillips, Pike, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (6): Beard, Carpenter, Corlew, Kelly (141), Remole and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1714**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Corlew, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (3): Beard, Carpenter and Washington

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2277** and **HB 1983**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2286**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2318**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2330**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was returned **HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1457**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1613**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1646**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1874**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1895**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1928**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1947**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2122**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2140**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2231**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2239**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1252**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1344**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1625**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1656 & 2075**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (1): Lavender

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (4): Brown (94), Butler, Curtis and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1892**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2026**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2062**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2110**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (1): Lavender

Present (1): Curtis

Absent (3): Brown (94), Butler and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 22, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, February 22, 2018, 8:30 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.
Removed HB1410
CANCELLED

CHILDREN AND FAMILIES
Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1856, HB 2362, HB 1883
Executive session will be held: HB 2234, HB 2407
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Thursday, February 22, 2018, Upon adjournment, South Gallery.
Executive session will be held: HB 1577
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1445, HB 2334
Executive session will be held: HB 1313, HB 1594
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, February 22, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2263, HJR 80, HB 2416
Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565
Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS
Thursday, February 22, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Executive session on the reinsurance draft language.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2315, HB 2316
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their Annual Report.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11
Executive session may be held on any matter referred to the committee.
Continued discussion for HCB 11

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

HOUSE CALENDAR

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 22, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 88

HOUSE BILLS FOR SECOND READING

HB 2518 through HB 2537

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer
HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)
HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 2044, (Fiscal Review 2/21/18) - Taylor
HCS HB 2034 - Curtman
HB 1464 - Berry
HCS HB 1300, (Fiscal Review 2/21/18) - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye
HB 1998 - Bondon
HB 1558 - Neely

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBS 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 22, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Choose you this day whom ye will serve: as for me and my house we will serve the Lord. (Joshua 24:15)

O Humble Lord, who is the light of the world, let Your light shine upon us and Your presence come to us as we pray in spirit and in truth. Strengthen our hearts that we may now and always be positive in thought, word, and deed, as was the Evangelist Billy Graham.

Bless our State with Your gracious favor and make our people one in spirit, one in purpose, and one in kindness. Whatever our differences, may we realize that we are one in You and may this bond of unity be increasingly strengthened until we all learn to live together as good citizens in this great State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-eighth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 89, introduced by Representative Messenger, relating to the joint committee on social services.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 89, introduced by Representative Sommer, relating to ballot initiatives.

HJR 90, introduced by Representative Sommer, relating to ballot measures referred to the people.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2538, introduced by Representative Pietzman, relating to maintaining Missouri state parks.

HB 2539, introduced by Representative Hill, relating to the Missouri reinsurance plan.

HB 2540, introduced by Representative Haahr, relating to collection of state moneys, with penalty provisions and a delayed effective date.

HB 2541, introduced by Representative Rowland (29), relating to sheltered workshop payments, with an emergency clause.

HB 2542, introduced by Representative McDaniel, relating to tampering with farm equipment, with penalty provisions.

HB 2543, introduced by Representative McDaniel, relating to Mormon war remembrance day.

HB 2544, introduced by Representative Trent, relating to court reporters.

HB 2545, introduced by Representative Hurst, relating to recreational trailer license plates.

HB 2546, introduced by Representative Hurst, relating to labor for offenders.

HB 2547, introduced by Representative Sommer, relating to election dates.

HB 2548, introduced by Representative Taylor, relating to gubernatorial appointments, with penalty provisions.

HB 2549, introduced by Representative Morse (151), relating to conditions of probation.

HB 2550, introduced by Representative Chipman, relating to requirements to run for certain public offices.

HB 2551, introduced by Representative Ross, relating to the sale of land purchased through legal settlement funds.

HB 2552, introduced by Representative Corlew, relating to arbitration agreements.

HB 2553, introduced by Representative Justus, relating to assessments of real property.

HB 2554, introduced by Representative Newman, relating to public safety, with penalty provisions.

HB 2555, introduced by Representative Ruth, relating to school instruction in braille.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 88, relating to labor organizations.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2518, relating to boundary commissions.

HB 2519, relating to utility payments.

HB 2520, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 2521, relating to concealed firearms, with penalty provisions.

HB 2522, relating to the designation of the official state work chronicling the 1993 flood.

HB 2523, relating to the sunshine law, with penalty provisions.

HB 2524, relating to the sunshine law, with penalty provisions.

HB 2525, relating to the expanded address confidentiality program.

HB 2526, relating to prison terms.

HB 2527, relating to internet domain names of website operators.

HB 2528, relating to alternative instruction plans for inclement weather.

HB 2529, relating to school funding.

HB 2530, relating to generational use of public assistance.

HB 2531, relating to a charter schools task force.

HB 2532, relating to offenses committed by landlords against tenants, with penalty provisions.

HB 2533, relating to disadvantaged businesses.

HB 2534, relating to education about human sexuality.

HB 2535, relating to sports wagering protection, with penalty provisions.

HB 2536, relating to maintenance orders.

HB 2537, relating to registered sexual offenders, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Fraker and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Present (1): Morgan

Absent (2): Alferman and Fraker

THIRD READING OF HOUSE BILLS

HB 2044, relating to retirement benefits for public employees, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 2044** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Houghton	Houx	Justus	Kelley 127	Kelly 141

Kendrick	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCreery
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 016

Beard	Curtman	Eggleston	Frederick	Hill
Hurst	Johnson	Kidd	Marshall	Matthiesen
McDaniel	Moon	Pogue	Spencer	Stacy
Tate				

PRESENT: 003

Brown 27	Higdon	Morgan

ABSENT WITH LEAVE: 015

Berry	Brattin	Brown 94	Cornejo	Curtis
Korman	Lauer	McCann Beatty	McGee	Peters
Rehder	Schroer	Shull 16	Smith 85	Wilson

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2034, relating to industrial hemp, was taken up by Representative Curtman.

On motion of Representative Curtman, **HCS HB 2034** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141

Kendrick	Kidd	Kolkmeyer	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Andrews	Eggleston	Hurst	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 28	Berry	Brattin	Brown 94	Cookson
Cornejo	Korman	Lauer	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1464, relating to property taxation of telephone companies, was placed on the Informal Calendar.

HCS HB 1300, relating to boat title and registration fees, was taken up by Representative Conway (104).

On motion of Representative Conway (104), **HCS HB 1300** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 003

Hurst	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Barnes 28	Brattin	Brown 94	Cornejo	Franks Jr
Korman	Lauer	Newman	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HCS HB 1572** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray

Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Barnes 28	Brattin	Brown 94	Cornejo
Green	Korman	Lauer	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1887, relating to restrictive covenants, was taken up by Representative Bahr.

On motion of Representative Bahr, **HB 1887** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127

Kelly 141	Kendrick	Kolkmeyer	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 29	Runions	Ruth
Shaul 113	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 005

Conway 10	Hurst	Kidd	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 28	Brattin	Brown 94	Cookson
Cornejo	Korman	Lauer	Newman	Peters
Rowland 155	Schroer	Shull 16	Smith 85	Sommer
Wilson				

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1366, relating to transportation of school children, was taken up by Representative Basye.

Speaker Richardson assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Chipman	Christofanelli
Corlew	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	McDaniel	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wood	Mr. Speaker	

NOES: 040

Adams	Arthur	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Barnes 28	Brattin	Brown 94	Conway 104
Cookson	Cornejo	Kelley 127	Korman	Lauer
Merideth 80	Peters	Roden	Runions	Schroer
Shull 16	Smith 85	Smith 163	Wilson	

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was read the third time and passed by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Bangert
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brown 57	Chipman	Christofanelli	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	Meredith 71	Messenger	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 042

Adams	Arthur	Baringer	Beck	Berry
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Corlew	Ellebracht	Ellington	Francis
Franks Jr	Gray	Green	Harris	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Merideth 80	Miller	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Pogue	Quade	Roberts	Rowland 29	Unsicker
Walker 74	Washington			

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 016

Alferman	Anders	Barnes 28	Brattin	Brown 94
Conway 104	Cookson	Korman	Lauer	Peters
Runions	Schroer	Shull 16	Smith 85	Smith 163
Wilson				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1998, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, **HB 1998** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr

Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 28	Brattin	Brown 94	Cookson
Francis	Kolkmeyer	Korman	Lauer	Peters
Runions	Schroer	Shull 16	Smith 85	Smith 163
Wilson				

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1733 - General Laws
HB 2281 - General Laws
HB 2360 - Higher Education

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1549**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Cookson, Franklin, Gannon, Justus, Neely, Newman, Ruth, Stacy, Unsicker and Walker (74)

Noes (1): Moon

Absent (0)

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (2): Berry and Grier

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HR 4891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1347** and **HB 2144**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Austin, Conway (10), Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (2): Adams and Newman

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Alferman, Austin, Marshall, Shaul (113), Shumake and Stacy

Noes (4): Adams, Conway (10), Newman and Toalson Reisch

Absent (1): Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Alferman, Austin, Conway (10), Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (1): Newman

Absent (1): Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1651**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (5): Arthur, Basye, Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1870**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1837**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2183**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2280**, **HB 2120**, **HB 1468** and **HB 1616**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1893**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Wessels and Wilson

Noes (0)

Absent (1): Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2243**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Hannegan, Houghton, Wessels and Wilson

Noes (0)

Absent (3): Burnett, Grier and Muntzel

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2043**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1943**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Gray, Kelley (127), Mosley and Schroer

Noes (0)

Absent (4): Ellington, Rhoads, Roden and Shull (16)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley and Schroer

Noes (0)

Absent (3): Rhoads, Roden and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 26, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Office of Administration budget presentation regarding supplemental, reappropriations, maintenance & repair and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET
Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2396
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1856, HB 2362, HB 1883
Executive session will be held: HB 2234, HB 2407
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Tuesday, February 27, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1517, HB 1573, HB 1893, HB 2043, HB 2243, HB 2318, HB 2330, HB 2347
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2198
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1445, HB 2334
Executive session will be held: HB 1313, HB 1594
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1599, HB 1909, HB 2313
Executive session will be held: HB 1423
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, February 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1348, HB 1387, HB 1861, HB 2129, HB 2192, HB 2411
Executive session will be held: HB 1435, HB 1569, HB 1899, HB 1664, HB 1245
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, February 26, 2018, 12:00 PM and reconvene upon the conclusion of afternoon session, House Hearing Room 4.
Public hearing will be held: HB 1256, HB 1326, HB 1342, HB 1733, HB 1865, HB 1936, HB 1937, HB 2281
Executive session will be held: HB 1248, HB 1249, HB 1262, HB 1915
Executive session may be held on any matter referred to the committee.
Due to anticipated high turnout and out of respect for everyone's time, testimony will be strictly limited to three (3) minutes per witness.

GOVERNMENT EFFICIENCY
Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2263, HJR 80, HB 2416
Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1626, HB 2384, HCB 15
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360, HB 2408
Executive session will be held: HB 1520
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, February 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2421
Executive session will be held: HB 2225, HB 2270
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT
Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2383, HB 2329, HB 2356, HB 2352, HB 1431
Executive session will be held: HB 1929, HB 2030, HB 2186
Executive session may be held on any matter referred to the committee.
Executive session may be held first.

PENSIONS
Monday, February 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 2335, HB 2322
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 26, 2018, 2:00 PM and reconvene upon the conclusion of afternoon session, House Hearing Room 6.
Executive session will be held: HCS HB 1273, HB 1485, HB 1499, HCS HB 1713, HCS HB 1714, HB 1719, HB 1801, HB 1837, HCS HB 1872, HCS HB 1973, HCS HB 1991, HCS HB 2041, HCS HB 2105, HCS HB 2127, HCS HB 2200, HCS HB 2202
Executive session may be held on any matter referred to the committee.
Such testimony will be taken on HCS HB 1973 and HCS HB 2041 as the committee deems appropriate to make its decision.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 26, 2018, 2:00 PM, House Hearing Room 1.
Executive session will be held: HB 1257, HCS HB 1264, HCS HB 1364, HCS HB 1368, HB 1369, HCS HB 1461, HCS HB 1614, HB 1633, HCS HB 1635, HCS HB 1802, HCS HB 1828, HB 2179, HCS HB 2042
Executive session may be held on any matter referred to the committee.
Changing time of meeting from 2:30 PM to 2:00 PM.
CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, February 27, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2097, HR 5213, HRB 1
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES
Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2315, HB 2316
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HCR 62, HB 1697, HB 1698
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their annual report immediately following the public testimony on the above-mentioned bills.
AMENDED

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11
Executive session may be held on any matter referred to the committee.
Continued discussion for HCB 11.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review.

TRANSPORTATION
Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13
Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444, HR 4839, HB 2287
Executive session may be held on any matter referred to the committee.
This will be a work session on HCB 13. Removed HB 2432.
AMENDED

VETERANS
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1290
Executive session will be held: HB 2339
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, February 26, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2305
Executive session may be held on any matter referred to the committee.
Removed HJR 54 and HB 2115.
AMENDED

WORKFORCE DEVELOPMENT
Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HB 1742
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTIETH DAY, MONDAY, FEBRUARY 26, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 89

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 89 and HJR 90

HOUSE BILLS FOR SECOND READING

HB 2538 through HB 2555

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer
HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher

HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1558 - Neely
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1464 - Berry

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTIETH DAY, MONDAY, FEBRUARY 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Steve Lynch.

Father,

As beautiful and magnificent as this Chamber is, it pales in comparison to Your glory. As historic as this Capitol is, it is but a thin slice of time in comparison to Your eternity.

God, You are the beginning and the end, the Great I Am. You are everything. And yet You invite us to come boldly to Your throne of grace to seek Your counsel and wisdom.

Father, considering the gravity of what we do here and the lives that our decisions affect, let us take advantage of Your offer to help us every day as we as serve the citizens of Missouri in this place.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 057

Alferman	Anders	Anderson	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brattin	Brown 27
Burns	Butler	Cookson	Cross	Curtman
DeGroot	Dogan	Engler	Fitzwater	Fraker
Francis	Frederick	Gannon	Gray	Grier
Hannegan	Hansen	Harris	Henderson	Hurst
Justus	Kelley 127	Kelly 141	Korman	Lauer
Lichtenegger	Matthiesen	Miller	Morris 140	Morse 151
Mosley	Muntzel	Phillips	Pogue	Redmon
Reisch	Remole	Roeber	Rowland 155	Rowland 29
Smith 163	Stevens 46	Taylor	Walsh	Washington
White	Wiemann			

NOES: 002

Curtis	Ellington

PRESENT: 078

Adams	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Berry
Brown 57	Burnett	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Dohrman	Eggleston
Evans	Fitzpatrick	Franklin	Gregory	Haahr
Haefner	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kendrick	Kidd	Kolkmeyer
Love	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Mitten
Moon	Morgan	Neely	Newman	Nichols
Pfautsch	Pietzman	Pike	Plocher	Razer
Roberts	Roden	Rone	Ross	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Wessels	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 021

Beck	Brown 94	Carpenter	Davis	Ellebracht
Franks Jr	Green	Lant	Lavender	May
McGee	Merideth 80	Peters	Pierson Jr	Quade
Rehder	Reiboldt	Rhoads	Smith 85	Swan
Wilson				

VACANCIES: 005

COMMUNICATIONS FROM THE SECRETARY OF STATE

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 39th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 39th Legislative District as shown by the election results certified to this office by the election authorities of the 39th Legislative District.

Name	**Office**
Peggy McGaugh 21173 CR 274 Carrollton, MO 64633	State Representative 39th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 97th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 97th Legislative District as shown by the election results certified to this office by the election authorities of the 97th Legislative District.

Name	**Office**
Mike Revis 22 Circle Dr. Fenton, MO 63026	State Representative 97th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

_____

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 129th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 129th Legislative District as shown by the election results certified to this office by the election authorities of the 129th Legislative District.

Name	**Office**
Jeff Knight 1222 Apple Lane Dr. Lebanon, MO 65536	State Representative 129th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 144th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 144th Legislative District as shown by the election results certified to this office by the election authorities of the 144th Legislative District.

Name	**Office**
Chris Dinkins 18217 Highway K Annapolis, MO 63620	State Representative 144th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

OATHS OF OFFICE

Representative-elect Mike Revis advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Chris Dinkins advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Jeff Knight advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Peggy McGaugh advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Joe Don McGaugh, Associate Circuit Court Judge, 8th Judicial Circuit, Carroll County.

The Journal of the twenty-ninth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 90, introduced by Representative Pogue, relating to the abolishment of state property taxes.

HCR 91, introduced by Representative Pogue, relating to an Article V convention.

HCR 92, introduced by Representative Pogue, relating to an Article V convention.

HCR 93, introduced by Representative Pogue, relating to security in the state capitol building.

HCR 94, introduced by Representative Pogue, relating to marriage.

HCR 95, introduced by Representative Pogue, relating to the Secure Rural Schools Act.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 91, introduced by Representative Pogue, relating to recall of elected public officials.

HJR 92, introduced by Representative Pogue, relating to state sovereignty.

HJR 93, introduced by Representative Pogue, relating to state lands.

HJR 94, introduced by Representative Pogue, relating to state sovereignty.

HJR 95, introduced by Representative Hill, relating to conservation commission membership.

INTRODUCTION OF HOUSE REVISION BILLS

The following House Revision Bill was read the first time and copies ordered printed:

HRB 2, introduced by Representative Shaul (113), for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2556, introduced by Representative Pogue, relating to school finance.

HB 2557, introduced by Representative Pogue, relating to school finance.

HB 2558, introduced by Representative Pogue, relating to the delivery of a controlled substance.

HB 2559, introduced by Representative Franks Jr., relating to carrying a concealed weapon, with penalty provisions.

HB 2560, introduced by Representative Pike, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 2561, introduced by Representative Pike, relating to aircraft taxation.

HB 2562, introduced by Representative Austin, relating to treatment courts.

HB 2563, introduced by Representative Plocher, relating to automatically renewed transactions, with a delayed effective date.

HB 2564, introduced by Representative Shaul (113), relating to buy Missouri week.

HB 2565, introduced by Representative Morse (151), relating to school funding.

HB 2566, introduced by Representative Hansen, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2567, introduced by Representative Sommer, relating to school safety.

HB 2568, introduced by Representative Haefner, relating to wholesale distribution of controlled substances.

HB 2569, introduced by Representative Frederick, relating to residential dwelling rentals.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 89, relating to the joint committee on social services.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 89, relating to ballot initiatives.

HJR 90, relating to ballot measures referred to the people.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2538, relating to maintaining Missouri state parks.

HB 2539, relating to the Missouri reinsurance plan.

HB 2540, relating to collection of state moneys, with penalty provisions and a delayed effective date.

HB 2541, relating to sheltered workshop payments, with an emergency clause.

HB 2542, relating to tampering with farm equipment, with penalty provisions.

HB 2543, relating to Mormon war remembrance day.

HB 2544, relating to court reporters.

HB 2545, relating to recreational trailer license plates.

HB 2546, relating to labor for offenders.

HB 2547, relating to election dates.

HB 2548, relating to gubernatorial appointments, with penalty provisions.

HB 2549, relating to conditions of probation.

HB 2550, relating to requirements to run for certain public offices.

HB 2551, relating to the sale of land purchased through legal settlement funds.

HB 2552, relating to arbitration agreements.

HB 2553, relating to assessments of real property.

HB 2554, relating to public safety, with penalty provisions.

HB 2555, relating to school instruction in braille.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1383, relating to parental notification, was taken up by Representative Miller.

Representative Chipman assumed the Chair.

Speaker Pro Tem Haahr assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Miller, **HB 1383** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo

Cross	Curtman	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellington	Franks Jr
Gray	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Davis	Dogan	Ellebracht
Green	Lant	May	Peters	Reiboldt
Smith 85	Swan			

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1558** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27

Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Cookson	Davis	Dogan
Green	Lant	May	Peters	Reiboldt
Smith 85	Swan			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1268, relating to dental faculty permits, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HCS HB 1268** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Curtis	Ellington	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Cookson	Davis	Dogan
Lant	May	Peters	Reiboldt	Smith 85
Swan				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1809, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, **HB 1809** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo

Cross	Curtis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Curtman	Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Barnes 60	Brown 94	Cookson	Davis
Dogan	Ellebracht	Lant	May	Peters
Reiboldt	Smith 85	Swan		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1600, relating to the use of hand-held electronic wireless communication devices by persons operating motor vehicles for compensation while transporting passengers, was placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1749 - Economic Development
HB 2161 - Economic Development
HB 2206 - Economic Development

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1658**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1888**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baringer, Berry, Davis, Evans, Johnson, Korman, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (4): Fitzwater, Gray, Grier and Lauer

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Berry, Davis, Evans, Fitzwater, Grier, Johnson, Korman, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (2): Gray and Lauer

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2279**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Baringer, Berry, Davis, Evans, Johnson, Korman, Pfautsch, Ruth and Unsicker

Noes (1): Pierson Jr.

Absent (4): Fitzwater, Gray, Grier and Lauer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 608** entitled:

An act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 625** entitled:

An act to repeal sections 144.030 and 144.054, RSMo, and to enact in lieu thereof two new sections relating to sales and use tax exemptions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 826** entitled:

An act to repeal sections 195.010, 195.070, 195.080, and 338.010, RSMo, and to enact in lieu thereof five new sections relating to pharmacy, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 27, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Office of Administration budget presentation regarding supplemental, reappropriations, maintenance & repair, and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET
Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2396
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1856, HB 2362, HB 1883, HCB 12
Executive session will be held: HB 2234, HB 2407
Executive session may be held on any matter referred to the committee.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, February 27, 2018, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 1517, HB 1573, HB 1893, HB 2043, HB 2243, HB 2318, HB 2330, HB 2347
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HJR 87
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2198
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1445, HB 2334
Executive session will be held: HB 1313, HB 1594
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1599, HB 1909, HB 2313
Executive session will be held: HB 1423
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1849, HB 2123, HB 2195, HB 2276, HB 2457
Executive session may be held on any matter referred to the committee.
Due to anticipated high turnout, and out of respect for everyone's time, testimony will be strictly limited to three (3) minutes per witness.

Be prepared to have Executive Session on the following bills:
HB 1256--Schroer
HB 1326--Roberts
HB 1342--Newman
HB 1733--Merideth (80)
HB 1865--Hill
HB 1936--Taylor
HB 1937--Taylor
HB 2281--Razer

GOVERNMENT EFFICIENCY
Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2263, HJR 80, HB 2416
Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1626, HB 2384, HCB 15
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360
Executive session will be held: HB 1520
Executive session may be held on any matter referred to the committee.
Removed HB 2408.
AMENDED

INSURANCE POLICY
Tuesday, February 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2421
Executive session will be held: HB 2225, HB 2270
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st Quarter Meeting.
Presentation of 2018 Annual Report.

JUDICIARY
Tuesday, February 27, 2018, 5:00 PM or upon evening adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2397, HB 2063, HB 1726
Executive session will be held: HB 1987, HB 2185, HB 1255, HB 1509, HB 2101, HB 1689, HB 1491
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2383, HB 2329, HB 2356, HB 2352, HB 1431
Executive session will be held: HB 1929, HB 2030, HB 2186
Executive session may be held on any matter referred to the committee.
Executive session may be held first.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, February 27, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1799, HB 2438
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, February 27, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2097, HR 5213, HRB 1
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2324
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HCR 62, HB 1697, HB 1698
Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report prior to the public testimony on the above-mentioned bills.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE
Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup.

SUBCOMMITTEE ON TAX CREDIT REVIEW
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review.

TRANSPORTATION
Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13
Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444, HR 4839, HB 2287
Executive session may be held on any matter referred to the committee.
This will be a work session on HCB 13. Removed HB 2432.
AMENDED

UTILITIES
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1595, HB 1878, HB 2289
Executive session will be held: HB 1999, HB 2265
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1290
Executive session will be held: HB 2339
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HB 1742
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FIRST DAY, TUESDAY, FEBRUARY 27, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 90 through HCR 95

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 91 through HJR 95

HOUSE BILLS FOR SECOND READING - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR SECOND READING

HB 2556 through HB 2569

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer
HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer
HB 1600 - Higdon
HB 2110 - Rone
HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)

HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1464 - Berry

SENATE BILLS FOR SECOND READING

SS SB 608
SB 625
SS SCS SB 826

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FIRST DAY, TUESDAY, FEBRUARY 27, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou shalt do that which is right and good in the sight of the Lord. (Deuteronomy 6:18)

Almighty God, who knows our needs before we ask and who is striving to lead us in right and good paths, we turn to You in this fellowship of prayer seeking light for our lives, hope for our hearts, and strength for our spirits.

We come to You with the problems and confusions of daily living, praying for greater faith and wisdom, for more compassion and kindness. We are tempted to doubt, to yield to moods of depression, and to become cynical. By the power of Your spirit, restore our souls and lead us to righteousness, peace, and love for Your name's sake and for the good of all the people of Missouri.

Guide our State in these unsettled times. Inspire our Governor, our Speaker, Members of this House, and all who work under the dome of this glorious Capitol. Increase our influence for good by our genuine reliance upon You and by our generous response to the needs of all men and women.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirtieth day was approved as printed by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burns
Butler	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	DeGroot	Dinkins	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Franks Jr	Gannon	Gray	Green	Grier
Haahr	Haefner	Hannegan	Harris	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lavender	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips

Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Rehder	Remole	Rhoads
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Mr. Speaker	

NOES: 000

PRESENT: 001

Morgan

ABSENT WITH LEAVE: 047

Adams	Arthur	Bahr	Brown 94	Burnett
Carpenter	Christofanelli	Cookson	Curtis	Curtman
Davis	Dogan	Dohrman	Ellington	Evans
Francis	Franklin	Frederick	Gregory	Hansen
Helms	Henderson	Kelly 141	Kendrick	Lant
Lichtenegger	Love	McGaugh	McGee	Neely
Peters	Redmon	Reiboldt	Reisch	Revis
Roberts	Roden	Roeber	Rone	Shumake
Smith 85	Stacy	Swan	Trent	Walker 74
Wilson	Wood			

VACANCIES: 001

COMMITTEE APPOINTMENTS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Investigative Committee on Oversight.

Representative Jay Barnes, Chair
Representative Don Phillips, Vice Chair
Representative Jeanie Lauer
Representative Shawn Rhoads
Representative Kevin Austin
Representative Gina Mitten
Representative Tommie Pierson, Jr.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

HOUSE RESOLUTIONS

Representative Barnes (60) offered House Resolution No. 5565.

HOUSE RESOLUTION NO. 5565

WHEREAS, on February 27, 2018, the Speaker of the House of Representatives appointed the Special Investigative Committee on Oversight:

NOW THEREFORE BE IT RESOLVED that the Special Investigative Committee on Oversight shall investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives. The Speaker shall designate a chair and vice-chair of such special committee; and

BE IT FURTHER RESOLVED that the special committee shall conduct its investigation and report back to the House of Representatives within forty days of such committee being appointed, except that the committee may approve extensions of such time limit for specified numbers of days; and

BE IT FURTHER RESOLVED that the House of Representatives, under the authority given in Section 18, Article III of the Constitution of Missouri, may adopt rules of procedure for the hearings and investigations of the special committee and that the Rules of the House of Representatives, Ninety-ninth General Assembly, shall apply to the special committee as such rules are appropriate and not in conflict with the rules adopted herein for such hearings and investigations; and

BE IT FURTHER RESOLVED that the special committee shall meet at such times and places as the chair deems necessary to conduct its duties expressed in this resolution; and

BE IT FURTHER RESOLVED that the members of the special committee shall be reimbursed for their actual and necessary expenses connected with the investigation from the contingent fund of the House of Representatives under section 21.230, RSMo. Witness fees for any witness subpoenaed to appear, under section 21.400, RSMo, as a part of this investigation shall be paid from the contingent fund of the House of Representatives. The Speaker of the House of Representatives shall appoint messengers to serve necessary subpoenas, under section 21.400, RSMo, and any fees for the service of such subpoenas shall be paid from the contingent fund of the House of Representatives at the rate prescribed by section 491.280, RSMo; and

BE IT FURTHER RESOLVED that staff shall be provided to support the special committee. The special committee may, if it deems it necessary, hire independent investigators, special counsel, court reporters, and such other personnel as it deems advisable to assist its investigation, pursuant to Rule 20 of the House of Representatives, Ninety-ninth General Assembly. The cost of such personnel shall be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that all members of the House of Representatives shall be reimbursed for their per diem expenses as provided by law; and

BE IT FURTHER RESOLVED that the expenses payable under this resolution shall not be paid to any member who qualifies for any other type of reimbursement; and

BE IT FURTHER RESOLVED that, upon approval of the Speaker of the House of Representatives, the expenses of the members of the House of Representatives be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that we, the members of the Missouri House of Representatives, Ninety-ninth General Assembly, Second Regular Session, hereby adopt the following rules of procedure to govern the hearings and investigations held under the authority of this resolution:

RULE 1

Any hearings upon such issue shall be commenced at such time and place as determined by the chair. Recesses and adjournments shall be determined by the chair. The special committee shall be allowed to meet or conduct hearings during the session of the House of Representatives without requesting leave of the House of Representatives.

RULE 2

Any hearings shall be open to the public and press, except that the chair, in his or her discretion, may close all or a portion of such hearings to hear the testimony of certain witnesses or review evidence. At the conclusion of the investigation the committee shall prepare a transcript of the hearings, except that the chair, in his or her discretion, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. The chair shall determine whether cameras or other audio or visual recording devices and ancillary lighting and electrical equipment shall be allowed at such hearings and to the extent and in the manner determined by the chair.

RULE 3

Only appointed members of the special committee and the special counsel to the committee may question witnesses.

RULE 4

Only persons called as witnesses by the special committee may testify as witnesses. Any other person desiring to testify as a witness may petition the committee for permission to testify by presenting a written statement of the substance of the proposed testimony to the chair within twenty-four hours prior to the testimony. The chair shall have discretion of whether to allow such person to testify as a witness, but all members of the special committee may examine the written statement presented to the chair by the person desiring to testify as a witness.

RULE 5

All witnesses shall testify under the following oath, which shall be administered by the chair:

"Do you solemnly swear (of affirm) that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?".

RULE 6

Formal rules of evidence shall not apply to the hearings. The committee may compel the attendance of witnesses and the production of any paper or document, enforce obedience of its orders, preserve order, and punish in a summary way contempt of and disobedience to its authority. The sergeant-at-arms of the House of Representatives, under direction of the committee, shall execute the lawful orders of the committee and may employ such aid and assistance as may be necessary to carry out and enforce such orders.

RULE 7

Subpoenas for the appearance of witnesses and subpoenas duces tecum for the production of any paper or document shall be issued by the Speaker of the House of Representatives, upon request of the committee, in the manner prescribed by law. A subpoena or subpoena duces tecum may be enforced by statutory or common law, or by applying to a judge of the circuit court of Cole County for an order to show cause why the subpoena or subpoena duces tecum should not be enforced.

RULE 8

The chair shall preside over the hearings, and shall rule on all questions regarding the admission or rejection of testimony, decorum, and procedure in accordance with these rules. The chair may request assistance from any law enforcement agency to maintain order at the hearings and in the hallways and spaces adjoining the hearing area. The chair shall rule on any appropriate matter not covered by these rules.

RULE 9

No person who is to testify as a witness before the special committee or his or her counsel shall be admitted to the room in which the hearing is being conducted until such person is called by the committee for such person's testimony.

RULE 10

No member or staff of the special committee shall discuss testimony taken or evidence received by the committee with any individual, except as necessary with other members of the special committee, the Speaker of the House of Representatives, Speaker Pro Tem of the House of Representatives, Majority Floor Leader, Minority Floor Leader, or any individual designated by the Speaker of the House of Representatives, until such time as the committee has concluded its investigation.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 96, introduced by Representative Conway (104), relating to Move Over or Slow Down Awareness Month.

HCR 97, introduced by Representative Dogan, relating to the St. Louis region.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2570, introduced by Representative Walker (74), relating to civil forfeitures.

HB 2571, introduced by Representative Green, relating to the first-time business owner savings account act.

HB 2572, introduced by Representative Green, relating to the Missouri Juneteenth heritage and jazz festival and memorial.

HB 2573, introduced by Representative Rone, relating to pesticides.

HB 2574, introduced by Representative Wood, relating to boards of adjustment.

HB 2575, introduced by Representative Johnson, relating to the office of broadband advocate.

HB 2576, introduced by Representative Johnson, relating to corporate income taxation.

HB 2577, introduced by Representative Kolkmeyer, relating to transient guest taxes.

HB 2578, introduced by Representative Washington, relating to property tax relief for senior citizens.

HB 2579, introduced by Representative Washington, relating to landlord tenant actions.

HB 2580, introduced by Representative Bondon, relating to certificate of need requirements.

HB 2581, introduced by Representative Harris, relating to bail bond agents, with a penalty provision.

HB 2582, introduced by Representative Ellebracht, relating to campaign finance.

HB 2583, introduced by Representative Ellebracht, relating to mandatory driver's education and training, with a contingent effective date.

HB 2584, introduced by Representative McCann Beatty, relating to expungement of records relating to the offense of unlawful use of a weapon.

HB 2585, introduced by Representative Brattin, relating to certain department of revenue registration requirements.

HB 2586, introduced by Representative Remole, relating to workers' compensation premiums.

HB 2587, introduced by Representative Ellington, relating to driver's license issuance.

HB 2588, introduced by Representative Curtis, relating to campaign finance, with penalty provisions.

HB 2589, introduced by Representative Rehder, relating to exercising constitutional rights in public.

HB 2590, introduced by Representative Gregory, relating to notaries public, with penalty provisions and a delayed effective date.

HB 2591, introduced by Representative Dinkins, relating to child custody arrangements.

HB 2592, introduced by Representative Marshall, relating to consent for a minor to obtain an abortion.

HB 2593, introduced by Representative Marshall, relating to safety belts.

HB 2594, introduced by Representative Tate, relating to concession agreements.

HB 2595, introduced by Representative Revis, relating to labor organizations.

HB 2596, introduced by Representative Bondon, relating to development of electric vehicle charging stations.

HB 2597, introduced by Representative Swan, relating to nursing assistant training programs.

HB 2598, introduced by Representative Korman, relating to emergency services.

HB 2599, introduced by Representative Korman, relating to unfunded policy changes.

HB 2600, introduced by Representative Korman, relating to a miles per gallon based vehicle registration fee.

HB 2601, introduced by Representative Korman, relating to state funding for rest areas.

HB 2602, introduced by Representative Korman, relating to driver's license fees.

HB 2603, introduced by Representative Korman, relating to state lottery winners.

HB 2604, introduced by Representative Neely, relating to bail bond agents.

HB 2605, introduced by Representative Neely, relating to the removal from the sex offender registry.

HB 2606, introduced by Representative Curtis, relating to unlawful discriminatory practices.

HB 2607, introduced by Representative Knight, relating to meat.

HB 2608, introduced by Representative Morgan, relating to the sexual offender registry.

HB 2609, introduced by Representative Schroer, relating to the supervision of certain persons.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 90, relating to the abolishment of state property taxes.

HCR 91, relating to an Article V convention.

HCR 92, relating to an Article V convention.

HCR 93, relating to security in the state capitol building.

HCR 94, relating to marriage.

HCR 95, relating to the Secure Rural Schools Act.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 91, relating to recall of elected public officials.

HJR 92, relating to state sovereignty.

HJR 93, relating to state lands.

HJR 94, relating to state sovereignty.

HJR 95, relating to conservation commission membership.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 2, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2556, relating to school finance.

HB 2557, relating to school finance.

HB 2558, relating to the delivery of a controlled substance.

HB 2559, relating to carrying a concealed weapon, with penalty provisions.

HB 2560, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 2561, relating to aircraft taxation.

HB 2562, relating to treatment courts.

HB 2563, relating to automatically renewed transactions, with a delayed effective date.

HB 2564, relating to buy Missouri week.

HB 2565, relating to school funding.

HB 2566, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2567, relating to school safety.

HB 2568, relating to wholesale distribution of controlled substances.

HB 2569, relating to residential dwelling rentals.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 608, relating to civil liability due to criminal conduct.

SB 625, relating to sales and use tax exemptions.

SS SCS SB 826, relating to pharmacy, with an emergency clause for a certain section.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1464, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, **HB 1464** was read the third time and passed by the following vote:

AYES: 117

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kidd	Knight	Kolkmeyer	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wood			

NOES: 012

Burnett	Korman	Marshall	Merideth 80	Mitten
Moon	Newman	Nichols	Pogue	Quade
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 033

Adams	Bahr	Brattin	Brown 94	Cookson
Cross	Curtis	Curtman	Davis	Ellebracht
Ellington	Evans	Helms	Kelly 141	Kendrick
Lant	McGaugh	Meredith 71	Neely	Peters
Reiboldt	Roberts	Roden	Roeber	Rone
Shumake	Smith 85	Stacy	Swan	Walker 74
White	Wilson	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1928, relating to professional registration, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS HB 1928** was agreed to.

On motion of Representative Ross, **HCS HB 1928** was adopted.

On motion of Representative Ross, **HCS HB 1928** was ordered perfected and printed.

HB 1945, relating to the confiscation of animals, was taken up by Representative Anderson.

On motion of Representative Anderson, the title of **HB 1945** was agreed to.

On motion of Representative Anderson, **HB 1945** was ordered perfected and printed.

HCS HB 2079, relating to coroners, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HB 2079** was agreed to.

Speaker Richardson assumed the Chair.

Representative Butler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2079, Page 3, Section 58.208, Line 7, by inserting immediately after all of said line the following:

"**2. For any death, marriage, or birth certificate issued under section 193.265 in a city within a county there shall be an additional fee of two dollars, which shall be deposited into a fund over which the recorder of deeds for such county has sole authority.**"; and

Further amend said bill, page and section by renumbering subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Butler moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Houx, **HCS HB 2079** was adopted.

On motion of Representative Houx, **HCS HB 2079** was ordered perfected and printed.

HB 1265, relating to declarations of candidacy, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 1265** was agreed to.

Representative Stacy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1265, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.351. **1.** No person who files as a party candidate for nomination or election to an office shall, without withdrawing, file as another party's candidate or an independent candidate for nomination or election to the office for the same term. No person who files as an independent candidate for election to an office shall, without withdrawing, file as a party candidate for nomination or election to the office for the same term. No person shall file for one office and, without withdrawing, file for another office to be filled at the same election. A person who files a request to be included on the presidential primary ballot is not prohibited by this section from filing or appearing on any ballot as a party candidate for nomination to another office. Receipt by the secretary of state of proper certification of nomination pursuant to subsection 1 of section 115.399 constitutes withdrawal by operation of law pursuant to subsection 1 of section 115.359 of any presidential or vice presidential nominee from any other office for which such nominee is a candidate at the same election. Any person violating any provision of this section shall be disqualified from running for nomination or election to any office at the primary and general election next succeeding the violation.

2. No person who loses the primary election for a party's nomination for a particular office shall be allowed to file as an independent candidate or receive write-in votes for such office in the general election.

3. All candidates that present themselves before a nominating committee convened to fill an office vacancy by special election shall declare their candidacy to the secretary of state by no later than one week after the special election is announced. No candidate who has declared his or her candidacy to the secretary

of state and who fails to win the nomination of the political party nominating committee shall be allowed to file as an independent candidate or receive write-in votes for such office in the general election. If a political party nominating committee fails to require candidate submission of declarations of candidacy to the office of the secretary of state under this subsection, then the provisions of this section shall be void with regard to the members of such political party."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Remole	Rhoads	Roeber	Rone
Rowland 155	Ruth	Schroer	Shumake	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Curtis	Ellington	Franks Jr	Gray
Harris	Kendrick	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 031

Baringer	Brown 94	Butler	Cookson	Davis
Dohrman	Ellebracht	Evans	Francis	Green
Kidd	Kolkmeyer	Lant	Lavender	Lichtenegger
McDaniel	Mitten	Muntzel	Peters	Rehder
Reiboldt	Reisch	Roden	Ross	Rowland 29

Shaul 113	Shull 16	Smith 85	Smith 163	Swan
Walker 74				

VACANCIES: 001

On motion of Representative Schroer, **HB 1265** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Schroer:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Burnett	Ellington	Nichols	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 025

Baringer	Brown 94	Butler	Cookson	Curtis
Davis	Ellebracht	Evans	Francis	Green
Kidd	Lant	Lavender	Lichtenegger	McDaniel
Mitten	Peters	Reiboldt	Roden	Rowland 29
Shaul 113	Shull 16	Smith 85	Swan	Walker 74

VACANCIES: 001

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 1288, 1377 & 2050, with House Committee Amendment No. 1, relating to tax credits for certain benevolent organizations, was taken up by Representative Engler.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Haefner, **House Committee Amendment No. 1** was adopted.

Representative Christofanelli assumed the Chair.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 027

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Curtis	Ellington	Franks Jr	Gray
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Newman	Pogue	Quade	Razer	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 014

Arthur	Brown 94	Butler	Carpenter	Ellebracht
Evans	Green	McGee	Mitten	Nichols
Peters	Rowland 29	Smith 85	Walker 74	

VACANCIES: 001

Representative Christofanelli declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1708 - Government Efficiency
HB 1717 - Government Efficiency
HB 1789 - Elementary and Secondary Education
HB 1916 - Crime Prevention and Public Safety
HB 1963 - Crime Prevention and Public Safety
HB 2014 - Budget
HB 2017 - Budget
HB 2018 - Budget
HB 2019 - Budget
HB 2038 - Local Government
HB 2320 - Budget
HB 2351 - Financial Institutions
HB 2380 - Professional Registration and Licensing
HB 2406 - Budget
HB 2434 - Special Committee on Litigation Reform
HB 2468 - Health and Mental Health Policy
HB 2480 - Conservation and Natural Resources
HB 2505 - Pensions
HB 2506 - Special Committee on Innovation and Technology
HB 2513 - General Laws
HB 2522 - Special Committee on Tourism
HB 2523 - General Laws
HB 2524 - General Laws
HB 2527 - General Laws
HB 2528 - Elementary and Secondary Education
HB 2529 - Elementary and Secondary Education
HB 2535 - Budget
HB 2537 - Crime Prevention and Public Safety
HB 2543 - Special Committee on Tourism
HB 2545 - Transportation

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 775 - Budget

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 60**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 70**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1483**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2061** and **HB 2219**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2194**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1313**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Lant and Washington

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1594**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Lant and Washington

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1248**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1262**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1510**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (0)

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2322**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Brown (57), Kendrick, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Moon

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2335**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Brown (57), Kendrick, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Moon

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1574**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Walker (74) and White

Noes (0)

Absent (2): Peters and Sommer

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2221**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Peters

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2233**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Walker (74) and White

Noes (0)

Absent (2): Peters and Sommer

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 1799**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Beck, Brown (57), Dohrman, Frederick, Houx, Mosley, Remole, Runions and Walsh

Noes (0)

Absent (4): Bahr, Hansen, May and Pogue

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2438**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Beck, Brown (57), Dohrman, Frederick, Houx, Mosley, Remole, Runions and Walsh

Noes (0)

Absent (4): Bahr, Hansen, May and Pogue

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1944**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Corlew, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (2): Beard and Carpenter

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Brattin, Conway (10), Dohrman, Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (3): Davis, Gray and Kelley (127)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1517**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Washington

Noes (0)

Absent (3): Kelly (141), Razer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1573**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1893**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2043**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2243**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2318**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2330**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1273**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Corlew, Engler, Mathews, Runions, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Evans and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1714**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1837**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2127**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1264**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1369**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1614**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1633**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1828**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2179**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (6): Bondon, Brown (94), Butler, Curtis, Fitzwater and Rone

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Agriculture Policy has been authorized to introduce upon report a House Committee Bill relating to Agriculture.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Agriculture Policy has been authorized to introduce upon report a House Committee Bill relating to Agriculture Education.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE APPOINTMENTS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jeff Knight to the Standing Committee on Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Mike Revis to the House Committee on Conservation and Natural Resources.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jeff Knight to the Standing Committee on Economic Development.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Standing Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Mike Revis to the House Committee on Government Efficiency.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Peggy McGaugh to the Standing Committee on Local Government.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Standing Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Kevin Austin from the Standing Committee on Elections and appoint Representative Peggy McGaugh.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Bruce Franks from the House Committee on Workforce Development and appoint Representative Mike Revis.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

February 27, 2018

Adam Crumbliss
Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Jefferson City, MO 65101

Mr. Crumbliss,

After careful review and consideration of **House Bill No. 2253**, I respectfully ask that it be withdrawn.

Thank you for your time and consideration.

Kindest regards,

/s/ Mike Stephens
State Representative
District 128

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 28, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Office of Administration budget presentation regarding supplemental, re-appropriations, maintenance and repair and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET
Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2396
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HJR 87
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2198
Executive session may be held on any matter referred to the committee.
CANCELLED

ELECTIONS AND ELECTED OFFICIALS
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1599, HB 1909, HB 2313
Executive session will be held: HB 1423
Executive session may be held on any matter referred to the committee.

ETHICS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pursuant to the authority under Article III, Section 18 of the Missouri Constitution,
House Resolution 74, Rule 5E and 610.021(3), RSMo, portions of this meeting may be closed.

FISCAL REVIEW
Thursday, March 1, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1626, HB 2384, HCB 15
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360
Executive session will be held: HB 1520
Executive session may be held on any matter referred to the committee.
Removed HB 2408.
AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st Quarter Meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT
Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2383, HB 2356, HB 2352, HB 1431
Executive session will be held: HB 1929, HB 2030, HB 2186
Executive session may be held on any matter referred to the committee.
House Bill 2329 removed from calendar. Executive session may be held first.
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, February 28, 2018, 9:30 AM, House Hearing Room 7.
Executive session will be held: HCS HB 1973, HCS HB 2041
Executive session may be held on any matter referred to the committee.
CORRECTED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1266, HCS HB 1289, HB 1296, HB 1397, HCS HB 1667, HB 1795, HCS HB 1870, HB 1906, HCS HB 2031, HB 2039, HCS HB 2171, HCS HB 2249, HCS HBs 2337 & 2272
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2324
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HCR 62, HB 1697, HB 1698
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their annual report prior to the public testimony on the above-mentioned bills.
AMENDED

SUBCOMMITTEE ON TAX CREDIT REVIEW
Wednesday, February 28, 2018, 1:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review. Corrected to change time to 1:00 PM.
CORRECTED

TRANSPORTATION
Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13
Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444, HR 4839, HB 2287
Executive session may be held on any matter referred to the committee.
This will be a work session on HCB 13. Removed HB 2432.
AMENDED

UTILITIES
Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1595, HB 1878, HB 2289
Executive session will be held: HB 1999, HB 2265
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HB 1742
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-SECOND DAY, WEDNESDAY, FEBRUARY 28, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 96 and HCR 97

HOUSE BILLS FOR SECOND READING

HB 2570 through HB 2609

HOUSE BILLS FOR PERFECTION

HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston

HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer
HB 1600 - Higdon
HB 2110 - Rone
HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake
HR 5565 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SECOND DAY, WEDNESDAY, FEBRUARY 28, 2018

The House met pursuant to adjournment.

Representative Kelly (141) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Anders	Basye	Bernskoetter	Black
Bondon	Brattin	Brown 27	Cookson	Cross
Curtman	DeGroot	Dinkins	Fraker	Grier
Hannegan	Houghton	Hurst	Justus	Korman
Love	Matthiesen	McGaugh	Morris 140	Morse 151
Phillips	Pogue	Rehder	Reisch	Remole
Revis	Shull 16	Taylor	Walsh	White

NOES: 000

PRESENT: 058

Anderson	Austin	Bahr	Baringer	Barnes 28
Beard	Berry	Brown 57	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Davis	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Gray
Haahr	Haefner	Helms	Higdon	Houx
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lynch	Marshall	Mathews	Meredith 71	Messenger
Miller	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pietzman	Pike	Razer
Ross	Ruth	Shaul 113	Shumake	Smith 163
Sommer	Swan	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	Wiemann		

ABSENT WITH LEAVE: 069

Adams	Andrews	Arthur	Bangert	Barnes 60
Beck	Brown 94	Burnett	Burns	Butler
Carpenter	Chipman	Curtis	Ellebracht	Ellington
Engler	Fitzpatrick	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Hansen
Harris	Henderson	Hill	Kelley 127	Kendrick
Kidd	Lauer	Lavender	Lichtenegger	May
McCann Beatty	McCreery	McDaniel	McGee	Merideth 80
Muntzel	Neely	Peters	Pfautsch	Pierson Jr
Plocher	Quade	Redmon	Reiboldt	Rhoads

Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Schroer	Smith 85	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Trent
Washington	Wilson	Wood	Mr. Speaker	

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

God is not far from each one of us: for in Him we live, and move, and have our being. (Acts 17:27-28)

O God, we bow before You reverently and humbly as we begin the work of another day. You are with us every moment of every day. Help us, we pray to You, to be aware of Your presence as we strive to lead our people in right and good paths.

We thank You for brave words and courageous deeds which have made our State great. In this moment we pray for those who are working and serving to keep our State great in this day - our leaders in the House and Senate, the men and women in the Armed Forces, those who labor for peace and freedom.

Give truth to our minds, love to our hearts, courage to our spirits, and strength to our hands that we may make patriotism shine with loyalty, love, and life.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the thirty-first day was approved as printed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 015

Bondon	Brown 94	Carpenter	Curtis	Ellebracht
Fitzpatrick	Franklin	Frederick	Green	Gregory
May	McDaniel	Peters	Roden	Rowland 29

VACANCIES: 001

Speaker Richardson assumed the Chair.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 98, introduced by Representative Kidd, relating to Shingles Awareness and Prevention Month in Missouri.

HCR 99, introduced by Representative Miller, relating to the Missouri Wind Energy Task Force.

HCR 100, introduced by Representative Beck, relating to national banking policies.

HCR 101, introduced by Representative Walsh, relating to the School Violence Task Force.

HCR 102, introduced by Representative Rehder, relating to a ballot measure regarding legislation passed in 2017.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 96, introduced by Representative Reiboldt, relating to a motor fuel tax, with a delayed effective date.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2610, introduced by Representative Lavender, relating to the extreme risk protection order act, with penalty provisions.

HB 2611, introduced by Representative Smith (163), relating to inspections by the department of mental health.

HB 2612, introduced by Representative Davis, relating to accessibility of insurance carrier provider directories.

HB 2613, introduced by Representative Helms, relating to tax credits for contributions to certain benevolent organizations.

HB 2614, introduced by Representative Bangert, relating to instruction in cursive writing.

HB 2615, introduced by Representative Bangert, relating to firearms in motor vehicles.

HB 2616, introduced by Representative Rhoads, relating to video service providers.

HB 2617, introduced by Representative Trent, relating to broadband communications services provided by rural electric cooperatives.

HB 2618, introduced by Representative DeGroot, relating to the regulation of utilities.

HB 2619, introduced by Representative Brattin, relating to school employee retirement systems.

HB 2620, introduced by Representative Curtman, relating to the department of taxation and revenue.

HB 2621, introduced by Representative Curtman, relating to the state agency efficiency fund.

HB 2622, introduced by Representative Evans, relating to prescriptions for controlled substances, with penalty provisions.

HB 2623, introduced by Representative Brattin, relating to federal holidays, with penalty provisions.

HB 2624, introduced by Representative Roden, relating to unpaid leave for firefighters.

HB 2625, introduced by Representative Rowland (155), relating to educational services for neglected or delinquent children.

HB 2626, introduced by Representative Burnett, relating to higher education tuition.

HB 2627, introduced by Representative Burnett, relating to a child's right to counsel.

HB 2628, introduced by Representative Cookson, relating to the governor.

HB 2629, introduced by Representative Cookson, relating to security measures for public schools.

HB 2630, introduced by Representative Cookson, relating to state aid for schools, with a contingent effective date.

HB 2631, introduced by Representative Dinkins, relating to the use of a hand-held wireless communications device while in a school zone, with penalty provisions.

HB 2632, introduced by Representative Dinkins, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2633, introduced by Representative Dinkins, relating to school employee retirement, with an emergency clause.

HB 2634, introduced by Representative Berry, relating to wind energy.

HB 2635, introduced by Representative Reiboldt, relating to the silica claims priorities act.

HB 2636, introduced by Representative Reiboldt, relating to criminal proceedings involving persons with mental illnesses.

HB 2637, introduced by Representative Houghton, relating to captive cervids.

HB 2638, introduced by Representative Smith (163), relating to taxable income of corporations.

HB 2639, introduced by Representative Green, relating to assistance for minority business enterprises.

HB 2640, introduced by Representative Smith (163), relating to sexual offenders, with penalty provisions.

HB 2641, introduced by Representative Hurst, relating to taxation, with a delayed effective date.

HB 2642, introduced by Representative Basye, relating to termination of lease agreements involving land used for agricultural purposes.

HB 2643, introduced by Representative Miller, relating to lead testing in certain elementary school buildings.

HB 2644, introduced by Representative Rowland (29), relating to sheltered workshops, with an emergency clause.

HB 2645, introduced by Representative Trent, relating to valuation of bids for state contracts.

HB 2646, introduced by Representative Davis, relating to training for school protection officers.

HB 2647, introduced by Representative Quade, relating to sexual assault policies of institutions of higher education.

HB 2648, introduced by Representative Cookson, relating to driver's licenses and nondriver's identification.

HB 2649, introduced by Representative Rowland (155), relating to tuition at public higher education institutions.

HB 2650, introduced by Representative McCreery, relating to fees in connection with sewer lines.

HB 2651, introduced by Representative Roden, relating to law enforcement tactical zones, with penalty provisions.

HB 2652, introduced by Representative Stacy, relating to condominium property.

HB 2653, introduced by Representative Pietzman, relating to electronic monitoring of certain sexual offenders while relocating.

HB 2654, introduced by Representative Bangert, relating to a tax credit for providing child care.

HB 2655, introduced by Representative Wilson, relating to county commissions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 96, relating to Move Over or Slow Down Awareness Month.

HCR 97, relating to the St. Louis region.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2570, relating to civil forfeitures.

HB 2571, relating to the first-time business owner savings account act.

HB 2572, relating to the Missouri Juneteenth heritage and jazz festival and memorial.

HB 2573, relating to pesticides.

HB 2574, relating to boards of adjustment.

HB 2575, relating to the office of broadband advocate.

HB 2576, relating to corporate income taxation.

HB 2577, relating to transient guest taxes.

HB 2578, relating to property tax relief for senior citizens.

HB 2579, relating to landlord tenant actions.

HB 2580, relating to certificate of need requirements.

HB 2581, relating to bail bond agents, with a penalty provision.

HB 2582, relating to campaign finance.

HB 2583, relating to mandatory driver's education and training, with a contingent effective date.

HB 2584, relating to expungement of records relating to the offense of unlawful use of a weapon.

HB 2585, relating to certain department of revenue registration requirements.

HB 2586, relating to workers' compensation premiums.

HB 2587, relating to driver's license issuance.

HB 2588, relating to campaign finance, with penalty provisions.

HB 2589, relating to exercising constitutional rights in public.

HB 2590, relating to notaries public, with penalty provisions and a delayed effective date.

HB 2591, relating to child custody arrangements.

HB 2592, relating to consent for a minor to obtain an abortion.

HB 2593, relating to safety belts.

HB 2594, relating to concession agreements.

HB 2595, relating to labor organizations.

HB 2596, relating to development of electric vehicle charging stations.

HB 2597, relating to nursing assistant training programs.

HB 2598, relating to emergency services.

HB 2599, relating to unfunded policy changes.

HB 2600, relating to a miles per gallon based vehicle registration fee.

HB 2601, relating to state funding for rest areas.

HB 2602, relating to driver's license fees.

HB 2603, relating to state lottery winners.

HB 2604, relating to bail bond agents.

HB 2605, relating to the removal from the sex offender registry.

HB 2606, relating to unlawful discriminatory practices.

HB 2607, relating to meat.

HB 2608, relating to the sexual offender registry.

HB 2609, relating to the supervision of certain persons.

THIRD READING OF HOUSE BILLS

HCS HB 1873, relating to poaching, was taken up by Representative Taylor.

On motion of Representative Taylor, **HCS HB 1873** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	Dinkins	Dogan	Dohrman
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Justus	Kelley 127
Kendrick	Knight	Kolkmeyer	Lant	Lauer

Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 019

Bahr	Brown 57	Curtman	Eggleston	Houghton
Hurst	Johnson	Kelly 141	Kidd	Korman
Marshall	Moon	Neely	Pietzman	Pogue
Rehder	Ross	Spencer	Tate	

PRESENT: 000

ABSENT WITH LEAVE: 013

Black	Brown 94	Curtis	DeGroot	Ellebracht
Green	Haefner	McDaniel	Peters	Rone
Rowland 29	Smith 85	Washington		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1428, relating to vacancies in county elected offices, was taken up by Representative Muntzel.

On motion of Representative Muntzel, **HB 1428** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick

Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Curtis	Ellebracht	Ellington	Green
Haefner	McDaniel	Neely	Peters	Rowland 29
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 2104, relating to the authority to engage in certain investigative practices, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2104** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2104, Page 6, Section 542.405, Line 83, by deleting the word "**obtain**" and inserting in lieu thereof the word "**procure**"; and

Further amend said bill, Page 10, Section 542.418, Line 6, by deleting the word "**obtained**" and inserting in lieu thereof the word "**procured**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Brattin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2104, Page 1, Section A, Line 4, by inserting the following after all of said line:

"**1.500. 1. This section shall be known and may be cited as the "Fourth Amendment Rights Protection Act".**

2. As used in this section, the following terms mean:

(1) "Electronic data", information related to an electronic communication or the use of an electronic communication service including, but not limited to, the contents, sender, recipients, or format of an electronic communication; the precise or proximate location of the sender or recipients of an electronic communication at any time during the communication; the time or date the communication was created, sent, or received; and the identity of an individual or device involved in the communication including, but not limited to, an internet protocol address. The term "electronic data" shall not include subscriber information;

(2) "Metadata", information generally not visible when an electronic document is printed describing the history, tracking, or management of an electronic document, including information about data in the electronic document that describes how, when, and by whom the data were collected, created, accessed, or modified and how the data are formed. The term "metadata" shall not include a spreadsheet formula, a database field, an externally or internally linked file, or a reference to an external file or hyperlink.

3. This state and its agencies, political subdivisions, special districts, or employees shall not assist, participate with, or provide material support or resources to a federal agency to enable it to collect or facilitate in the collection or use of a person's electronic data or metadata unless one or more of the following circumstances apply:

(1) The person has given informed consent;

(2) The action is pursuant to a warrant that is based upon probable cause and particularly describes the person, place, or thing to be searched or seized; or

(3) The action is in accordance with a legally recognized exception to the warrant requirement.

4. The attorney general shall enforce the provisions of this section in accordance with the Constitution of the United States and the Constitution of Missouri."; and

Further amend said bill, Page 10, Section 542.420, Line 7, by inserting the following after all of said line:

"Section B. Because immediate action is necessary to protect the privacy of the citizens of this state, section 1.500 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 1.500 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 2** was adopted.

On motion of Representative Frederick, **HCS HB 2104, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2104, as amended**, was ordered perfected and printed.

HB 1797, relating to the nuclear power plant security guard act, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HB 1797** was agreed to.

Representative Korman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1797, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

(1) "Commission", the public service commission;

(2) "Department", the department of natural resources;

(3) "Electric utility", any electrical corporation as defined by section 386.020;

(4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; **[**~~and~~**]**

[~~(5)~~**] (6)** "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel,** methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

(1) No less than two percent for calendar years 2011 through 2013;

(2) No less than five percent for calendar years 2014 through 2017;

(3) No less than ten percent for calendar years 2018 through 2020; and

(4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate

increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

393.1130. 1. This section shall be known and may be cited as "The Nuclear Energy Standard".

2. As used in this section, the following terms shall mean:

(1) "Commission", the public service commission;

(2) "Small modular nuclear reactor", a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) "Utility", any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility's total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility."; and

Further amend said bill, Page 3, Section 578.534, Line 34, by inserting immediately after all of said section and line the following:

"**620.3080. 1. As used in this section, the following terms shall mean:**

(1) "Job creation, worker training, and infrastructure development programs", the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

On motion of Representative Fitzwater, **HB 1797** was ordered perfected and printed.

HCS HB 1907, relating to working animals, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS HB 1907** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1907, Page 1, Section 262.760, Lines 2-5, by deleting all of said lines and inserting in lieu thereof the following:

"**regulation prohibiting the use of a working animal unless such use poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt reasonable rules and regulations governing such animals so long as such rules and regulations are not intended to ban the use of such working animals for entertainment, transportation, or educational exhibits.**

2. No political subdivision shall impose any order, ordinance, policy, or regulation prohibiting working animals on public streets unless such street, or time of day for a particular street, poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt orders, ordinances, policies, and regulations that further the public health, safety, and welfare.

3. The provisions of subsection 2 of this section shall not apply to:

(1) Mounted peace officers;

(2) Parades and public celebrations;

(3) Horses or ponies measuring less than forty inches as measured from the last hairs of the mane, which are at the withers.

4. For the purposes of this section, "working animal" shall mean the use of any animal"; and

Further amend said bill, page and section, Lines 6-7, by deleting the words "**business, commerce, or service, including but not limited to, animals in entertainment**" and inserting in lieu thereof the words "**entertainment, transportation, or educational exhibits**"; and

Further amend said bill and page, Section B, Lines 1-6, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

On motion of Representative Spencer, **HCS HB 1907, as amended**, was adopted.

On motion of Representative Spencer, **HCS HB 1907, as amended**, was ordered perfected and printed.

HCS HB 1525, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HCS HB 1525** was agreed to.

On motion of Representative Pfautsch, **HCS HB 1525** was adopted.

On motion of Representative Pfautsch, **HCS HB 1525** was ordered perfected and printed.

HB 1250, relating to fiduciary access to digital assets, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1250**, relating to trust and estates, was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1250, Page 1, Section A, Line 4, by inserting immediately after all of said section and line the following:

"**456.006. 1. Where a trust or custodial account constitutes a health savings account, as defined in the Internal Revenue Code of 1986, as amended, a trust may be created by any of the following:**

(1) A transfer of moneys to the trustee or custodian holding such trust or custodial account;

(2) The documentation of the creation of such trust or custodial account in the records of the trustee or custodian holding such trust or custodial account; or

(3) The execution of a trust or custodial agreement with respect to such trust or custodial account.

2. In any case, a trust or custodial account shall be deemed to have been established on the first day on which the individual who is the beneficiary of such trust or custodial account is an eligible individual, as defined in the Internal Revenue Code of 1986, as amended, in that calendar year in which such trust or custodial account is created in accordance with this section.

456.4-414. 1. After notice to the qualified beneficiaries, the trustee of a trust consisting of trust property having a total value less than **[**~~one hundred thousand~~**] two hundred fifty thousand** dollars may terminate the trust if the trustee concludes that the value of the trust property is insufficient to justify the cost of administration.

2. The court may modify or terminate a trust or remove the trustee and appoint a different trustee if it determines that the value of the trust property is insufficient to justify the cost of administration.

3. Upon termination of a trust under this section, the trustee shall distribute the trust property in a manner consistent with the purposes of the trust.

4. This section does not apply to an easement for conservation or preservation.

456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.

2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

(1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;

(2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;

(3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;

(4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;

(5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;

(6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;

(7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;**

(8) Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and

(9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

On motion of Representative Plocher, **HB 1250, as amended**, was ordered perfected and printed.

HCS HB 1358, relating to password protection, was taken up by Representative Davis.

On motion of Representative Davis, the title of **HCS HB 1358** was agreed to.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1358, Page 1, Section 407.1700, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 17, by inserting after the phrase "**by a**" the phrase "**password, pin number, or other**"; and

Further amend said bill, page and section, Page 2, Line 21, by deleting the phrase "**employer; or**" and inserting in lieu thereof the phrase "**employer;**"; and

Further amend said bill, page and section, Line 24, by deleting the word "**institution;**" the following:

"**institution; or**
(c) Accessed at an educational institution using the educational institution's resources;"; and

Further amend said bill and page, Section 407.1710, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 3, Section 407.1720, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 13, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 4, Section 407.1730, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, page and section, Line 26, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1740, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 5, Line 7, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 11, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 18, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 24, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 31, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 35, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 42, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, Page 6, Section 407.1750, Lines 8-11, by deleting all of said lines and inserting in lieu thereof the following:

"**(1) Is not liable for obtaining, possessing, or otherwise having the information;**

(2) Shall not use the information to access the personal online account of the employee, applicant, student, prospective student, tenant, or prospective tenant without the individual's express written consent;

(3) Shall not share the information with any other person or entity, unless such disclosure is required by law; and"; and

Further amend said bill and page, Section 407.1760, Line 2, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 4, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 6, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 7, Line 10, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 12 by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1770, Lines 1-4, by deleting all of said lines and removing said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was ordered perfected and printed.

HCS HB 2116, relating to boat passengers, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS HB 2116** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2116, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"306.100. 1. For the purpose of this section, vessels shall be divided into four classes as follows:

(1) Class A, less than sixteen feet in length;

(2) Class 1, at least sixteen and less than twenty-six feet in length;

(3) Class 2, at least twenty-six and less than forty feet in length;

(4) Class 3, forty feet and over.

2. All vessels shall display from sunset to sunrise the following lights when under way, and during such time no other lights, continuous spotlights or docking lights, or other nonprescribed lights shall be exhibited:

(1) Vessels of classes A and 1:

(a) A bright white light aft to show all around the horizon;

(b) A combined light in the forepart of the vessel and lower than the white light aft, showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on their respective sides;

(2) Vessels of classes 2 and 3:

(a) A bright white light in the forepart of the vessel as near the stem as practicable, so constructed as to show the unbroken light over an arc of the horizon of twenty points (225 degrees) of the compass, so fixed as to throw the light ten points (112 1/2 degrees) on each side of the vessel; namely, from right ahead to two points (22 1/2 degrees) abaft the beam on either side;

(b) A bright white light aft to show all around the horizon and higher than the white light forward;

(c) On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the starboard side; on the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the portside. The side lights shall be fitted with inboard screens so set as to prevent these lights from being seen across the bow;

(3) Vessels of classes A and 1 when propelled by sail alone shall exhibit the combined light prescribed by this section and a twelve point (135 degree) white light aft. Vessels of classes 2 and 3, when so propelled, shall exhibit the colored side lights, suitably screened, prescribed by this section and a twelve point (135 degree) white light aft;

(4) All vessels between the hours of sunset and sunrise that are not under way, moored at permanent dockage or attached to an immovable object on shore so that they do not extend more than fifty feet from the shore shall display one three-hundred-sixty-degree white light visible three hundred sixty degrees around the horizon;

(5) Every white light prescribed by this section shall be of such character as to be visible at a distance of at least two miles. Every colored light prescribed by this section shall be of such character as to be visible at a distance of at least one mile. The word "visible" in this subsection, when applied to lights, shall mean visible on a dark night with clear atmosphere;

(6) When propelled by sail and machinery every vessel shall carry the lights required by this section for a motorboat propelled by machinery only.

3. Any watercraft not defined as a vessel shall, from sunset to sunrise, carry, ready at hand, a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert collision.

4. Any vessel may carry and exhibit the lights required by the federal regulations for preventing collisions at sea, in lieu of the lights required by subsection 2 of this section.

5. All other watercraft over sixty-five feet in length and those propelled solely by wind effect on the sail shall display lights prescribed by federal regulations.

6. Any watercraft used by a person engaged in the act of sport fishing is not required to display any lights required by this section if no other vessel is within the immediate vicinity of the first vessel, the vessel is using an electric trolling motor and the vessel is within fifty feet of the shore.

7. Every vessel, except those in class A, shall have on board at least one wearable personal flotation device of type I, II or III for each person on board and each person being towed who is not wearing one. Every such vessel shall also have on board at least one type IV throwable personal flotation device.

8. All class A motorboats and all watercraft traveling on the waters of this state shall have on board at least one type I, II, III or IV personal flotation device for each person on board and each person being towed who is not wearing one.

9. All lifesaving devices required by subsections 7 and 8 of this section shall be United States Coast Guard approved, in serviceable condition and so placed as to be readily accessible. **The operator of any watercraft in violation of this subsection or subsections 7 or 8 of this section is guilty of an infraction and shall be fined not more than twenty-five dollars.**

10. Every vessel which is carrying or using flammable or toxic fluid in any enclosure for any purpose, and which is not an entirely open vessel, shall have an efficient natural or mechanical ventilation system which must be capable of removing resulting gases prior to and during the time the vessel is occupied by any person.

11. Motorboats shall carry on board at least the following United States Coast Guard approved fire extinguishers:

(1) Every class A and every class 1 motorboat carrying or using gasoline or any other flammable or toxic fluid, one B1 type fire extinguisher;

(2) Every class 2 motorboat:

(a) Two B1 type fire extinguishers; or

(b) One B2 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B1 type fire extinguisher; and

(3) Every class 3 motorboat:

(a) Three B1 type fire extinguishers; or

(b) One B2 type and one B1 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B2 type fire extinguisher; or

(d) A fixed fire extinguishing system and two B1 type fire extinguishers.

12. All class 1 and 2 motorboats and vessels shall have a sounding device. All class 3 motorboats and vessels shall have at least a sounding device and one bell.

13. No person shall operate any watercraft which is not equipped as required by this section.

14. A water patrol division officer may direct the operator of any watercraft being operated without sufficient personal flotation devices, fire-fighting devices or in an overloaded or other unsafe condition or manner to take whatever immediate and reasonable steps are necessary for the safety of those aboard when, in the judgment of the officer, such operation creates a hazardous condition. The officer may direct the operator to return the watercraft to the nearest safe mooring and to remain there until the situation creating the hazardous condition is corrected.

15. A water patrol division officer may remove any unmanned or unattended watercraft from the water when, in the judgment of the officer, the watercraft creates a hazardous condition.

16. Nothing in this section shall prohibit the use of additional specialized lighting used in the act of sport fishing.

306.125. 1. Every person shall operate a motorboat, vessel or watercraft in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or limb of any person and shall exercise the highest degree of care.

2. No person shall operate a motorboat, vessel or watercraft at any time from a half-hour after sunset until an hour before sunrise the following day at a speed exceeding thirty miles per hour.

3. Vessels shall not be operated within one hundred feet of any dock, pier, occupied anchored boat or buoyed restricted area on any lake at a speed in excess of slow-no wake speed. **The operator of any watercraft in violation of this subsection is guilty of an infraction and shall be fined not more than twenty-five dollars; however, if the operator cannot be identified, the owner of the watercraft shall be subject to such penalty.**

4. **The department of public safety shall promulgate all necessary rules and regulations for the implementation and administration of a no wake cove for class 3 vessels in a cove with its main juncture less than 800 feet, measured from shore to shore, at the main channel. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become**

effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

5. Subsection 1 of this section shall not apply to a motorboat or other boat race authorized under section 306.130."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

On motion of Representative Ross, **HCS HB 2116, as amended**, was adopted.

On motion of Representative Ross, **HCS HB 2116, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 051

Alferman	Anders	Austin	Barnes 60	Basye
Beard	Beck	Bondon	Brown 27	Burns
Cookson	Cross	Curtman	DeGroot	Dinkins
Engler	Fraker	Francis	Franks Jr	Gannon
Gray	Green	Hannegan	Hansen	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Lauer	Lichtenegger	McGaugh	Morris 140
Morse 151	Muntzel	Neely	Phillips	Pogue
Quade	Redmon	Reiboldt	Remole	Revis
Rhoads	Roeber	Rowland 29	Taylor	Walsh
White				

NOES: 001

Curtis

PRESENT: 076

Anderson	Andrews	Bahr	Baringer	Barnes 28
Berry	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Davis
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Gregory	Haahr	Haefner	Harris
Helms	Higdon	Hill	Houghton	Houx
Johnson	Knight	Kolkmeyer	Lavender	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery

McDaniel	Meredith 71	Messenger	Miller	Moon
Morgan	Mosley	Nichols	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reisch	Roberts
Rone	Ross	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Stacy
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 034

Adams	Arthur	Bangert	Bernskoetter	Black
Brattin	Brown 94	Butler	Cornejo	Dogan
Ellington	Franklin	Frederick	Grier	Kendrick
Kidd	Marshall	May	McGee	Merideth 80
Mitten	Newman	Peters	Pierson Jr	Razer
Roden	Rowland 155	Smith 85	Smith 163	Spencer
Stephens 128	Stevens 46	Washington	Wessels	

VACANCIES: 001

Reverend Monsignor Robert A. Kurwicki, Chaplain, offered a prayer in memory of former Representative Keith English.

God, lover of souls, You hold dear what You have made and spare all things, for they are Yours. Look gently on Your servant and by the blood of the cross forgive the sins and failings of this life.

The souls of the just are in the hand of God, and no torment shall touch them. They seemed, in the view of the foolish, to be dead; and their passing away was thought an affliction and their going forth from us, utter destruction. But they are in peace.

Lord, as we mourn the sudden death of our friend and colleague, Keith, show us the immense power of Your goodness and strengthen our belief that he has entered into Your presence.

And the House says, "Amen!"

PERFECTION OF HOUSE BILLS

HCS HB 1457, relating to computer science education, was placed on the Informal Calendar.

HCS HB 1623, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS HB 1623** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1623, Pages 1 to 2, Section 170.018, Lines 5-20, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) The department of elementary and secondary education shall, before July 1, 2020, develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course offered in any school year after the 2019-20 school year for any math, science, or practical arts unit required for high school graduation. The policy shall require that all students have either taken all courses that require end of course exams or are on track to take all courses that require end of course exams under the Missouri School Improvement Program.**

(3) A school district shall communicate to students electing to use a computer science course for a mathematics unit that some institutions of higher education may require four units of academic credit in mathematics for college admission. The parent, guardian, or legal custodian of each student who chooses to take a computer science course to fulfill a fourth unit of academic credit in mathematics shall sign and submit to the school district a document containing a statement acknowledging that taking a computer science course to fulfill a fourth unit of academic credit in mathematics may have an adverse effect on college admission decisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Burnett raised a point of order that members were in violation of Rule 85.

The point of order was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wilson	Wood

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick

Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Butler	DeGroot	Dogan	Fraker
Franklin	Houx	Kidd	Korman	Lauer
Lichtenegger	McDaniel	Mitten	Newman	Peters
Pierson Jr	Shaul 113	Smith 85	Spencer	Wessels
Wiemann	Mr. Speaker			

VACANCIES: 001

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
McCann Beatty	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 029

Brown 94	Butler	Cornejo	Cross	DeGroot
Franklin	Harris	Higdon	Justus	Kidd
Lauer	Lichtenegger	May	McCreery	McDaniel
Miller	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Reisch	Roden	Shaul 113
Smith 85	Spencer	Swan	Wessels	

VACANCIES: 001

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was ordered perfected and printed.

HB 2102, relating to property classification, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HB 2102** was agreed to.

On motion of Representative Rhoads, **HB 2102** was ordered perfected and printed.

HB 1646, relating to brush control on county roads, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1646** was agreed to.

On motion of Representative Eggleston, **HB 1646** was ordered perfected and printed.

HB 2238, relating to a social innovation grant program, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HB 2238** was agreed to.

Representative Ross assumed the Chair.

On motion of Representative Mathews, **HB 2238** was ordered perfected and printed.

HCS HB 1895, relating to death investigations, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HB 1895** was agreed to.

On motion of Representative Neely, **HCS HB 1895** was adopted.

On motion of Representative Neely, **HCS HB 1895** was ordered perfected and printed.

HB 1613, relating to driver's licenses, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HB 1613** was agreed to.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1613, Page 1, Section 302.205, Line 12, by inserting immediately after all of said section and line the following:

"**302.355. Prior to January 1, 2019, the department of revenue's Missouri Driver Guide shall contain educational material concerning vehicular stops and subsequent searches made by law enforcement, which shall include, but not be limited to, the following information advising drivers of their personal rights if stopped by law enforcement:**

(1) You have the right to remain silent; if you wish to exercise that right, say it out loud;

(2) You have the right to refuse to consent to a search of yourself or your car;

(3) If you are not under arrest, you have a right to calmly leave;

(4) You have the right to an attorney if you are arrested and should ask for one immediately;

(5) Regardless of your immigration status, you have constitutional rights;

(6) You have the right to remain silent and do not have to discuss your immigration status or citizenship status with law enforcement officers, immigration agents, or any other government officials. You do not have to answer questions about where you were born, whether you are a United States citizen, or how you entered the United States. Separate rules, however, apply at international borders and airports, and for individuals on certain nonimmigrant visas, including tourists and business travelers;

(7) If you are not a United States citizen and an immigration agent requests your immigration papers, you are required to show the papers if you have them with you. If you are eighteen years of age or older, carry your immigration documents with you at all times; if you do not have immigration papers, you should state that you want to remain silent;

(8) Police misconduct cannot be challenged on the street; do not physically resist officers or threaten to file a complaint;

(9) Write down everything you remember, including law enforcement officer badge and patrol car numbers, the agency the officers were from, and any other pertinent details. Obtain contact information for witnesses. If you are injured, take photographs of your injuries, but seek medical attention first;

(10) File a written complaint with the law enforcement agency's internal affairs division or civilian complaint board; in many cases, such complaint may be filed anonymously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1613, Page 1, Line 10, by deleting said line; and

Further amend said amendment and page, Line 11, by deleting the number "**(4)**" and inserting in lieu thereof the number "**(5)**"; and

Further amend said amendment and page, Line 12, by deleting the number "**(5)**" and inserting in lieu thereof the number "**(6)**"; and

Further amend said amendment and page, Line 13, by deleting the number "**(6)**" and inserting in lieu thereof the number "**(7)**"; and

Further amend said amendment and page, Line 19, by deleting the number "**(7)**" and inserting in lieu thereof the number "**(8)**"; and

Further amend said amendment and page, Lines 23-29, by deleting said lines and inserting in lieu thereof the following:

"**(9) If you feel that your rights have been violated, you have the right to file a complaint with the law enforcement agency's internal affairs division or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Ellington moved that **House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lauer:

AYES: 050

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Black	Brattin	Brown 27	Burnett
Burns	Conway 10	Cross	Curtis	Dogan
Ellebracht	Ellington	Franks Jr	Gray	Harris
Helms	Kelley 127	Kendrick	Korman	Lavender
Love	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Ross	Rowland 29	Runions	Shull 16
Stevens 46	Taylor	Unsicker	Washington	White

NOES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Rowland 155	Ruth	Schroer	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 023

Baringer	Barnes 60	Brown 94	Butler	Carpenter
Cookson	Corlew	Franklin	Gannon	Green
Higdon	Kidd	McDaniel	Mitten	Newman
Peters	Plocher	Rhoads	Shaul 113	Smith 85
Walker 74	Wessels	Wood		

VACANCIES: 001

On motion of Representative Kelley (127), **HB 1613** was ordered perfected and printed.

HCS HB 1947, relating to the sale of utilities in fourth class cities, was placed on the Informal Calendar.

HCS HB 1456, relating to emergency communication services, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HCS HB 1456** was agreed to.

Representative Lauer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1456, Page 2, Section 70.210, Lines 4-5, by deleting the words "**governmental entities,**"; and

Further amend said bill, Pages 2-4, Section 70.220, Lines 1-45, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 7, Section 190.327, Line 39, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, page and section, Lines 53, 58, 60, 62, and 65, by deleting all instances of the word "**who**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 9, Section 190.334, Line 4, by inserting immediately after the number "**190.470**" a comma "**,**"; and

Further amend said bill, Page 14, Section 190.420, Line 17, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Pages 15 and 16, Section 190.455, Lines 12, 16, 26, 27, and 48, by inserting immediately after each instance of the word "**provider**" the words "**or communications service provider**"; and

Further amend said bill and section, Page 16, Line 49, by inserting immediately after the word "**collection**" a comma "**,**"; and

Further amend said bill, page and section, Line 69, by deleting the word "**persons,**" and inserting in lieu thereof the word "**persons**"; and

Further amend said bill, page and section, Line 73, by deleting the word "**that**" and inserting in lieu thereof the word "**who**"; and

Further amend said bill and section, Page 18, Line 123, by inserting immediately after the number "**190.335**" the words "**and 190.339**"; and

Further amend said bill, page and section, Lines 131 and 134, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill and section, Page 19, Lines 168-169, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill, page, and section, Line 177, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 20, Section 190.460, Line 9, by deleting the words "**which service**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 27, Section 650.330, Line 63, by deleting the word "and" and inserting in lieu thereof the word "**[**~~and~~**]**"; and

Further amend said bill and section, Pages 27-28, Lines 67-101, by deleting all of said lines and inserting in lieu thereof the following:

"messages containing text, images, video, or data**;**

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents; and

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;

(20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation; and

(21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee."; and

Further amend said bill, Page 29, Section 650.335, Line 27, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1456, Page 1, Section A, Line 6, by inserting immediately after said section and line the following:

"**43.225. 1. A record of the disposition in any court proceeding involving any criminal offense that resulted in a felony conviction shall be forwarded to the department of revenue within seven days by the clerk of the court in which the proceeding was held. The records shall be forwarded by the department of revenue, within fifteen days of receipt, to the Missouri state highway patrol and shall be entered by the highway patrol in the Missouri uniform law enforcement system records. Dispositions that shall be reported are guilty pleas, findings of guilt, suspended execution of sentence, conditional sentences, sentences of confinement, and any other such felony dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly state the name of the court, the court case number, the name and address of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.**

2. All records received by the Missouri state highway patrol or the department of revenue under the provisions of this section shall be entered in the Missouri uniform law enforcement system records and maintained by the Missouri state highway patrol. Records placed in the Missouri uniform law enforcement system under the provisions of this section shall be made available to any law enforcement officer in this state, any prosecuting or circuit attorney in this state, or to any judge of a municipal or state court upon request.

3. A person commits the offense of refusal to furnish records of disposition if he or she is required to furnish records to the Missouri state highway patrol or department of revenue under this section and purposely refuses to furnish such records. The offense of refusal to furnish records of disposition is a class D misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was adopted.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was ordered perfected and printed.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

HB 2110, relating to rewards by county commissions, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HB 2110** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rone, **HB 2110** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1947, relating to the sale of utilities in fourth class cities, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS HB 1947** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1947, Page 2, Section 88.770, Line 36, by inserting at the end of said line the following:

"**In the event the board of aldermen determines the proposed sale of a water or wastewater system shall be placed before voters, a public informational meeting shall be held at least thirty days prior to any vote on the matter. The municipality in question shall notify its customers of the informational meeting via radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

On motion of Representative Alferman, **HCS HB 1947, as amended**, was adopted.

On motion of Representative Alferman, **HCS HB 1947, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

HRB 2 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1237 - Ways and Means
HB 1238 - Ways and Means
HB 1362 - Ways and Means
HB 1479 - Ways and Means
HB 1505 - Ways and Means
HB 1601 - Ways and Means
HB 1661 - Ways and Means
HB 1666 - Ways and Means
HB 1730 - Ways and Means
HB 1758 - Ways and Means

HB 1775 - Ways and Means
HB 1793 - Special Committee on Litigation Reform
HB 1824 - Ways and Means
HB 1836 - Ways and Means
HB 1855 - Ways and Means
HB 1964 - Ways and Means
HB 2162 - Ways and Means
HB 2168 - Ways and Means
HB 2169 - Ways and Means
HB 2269 - Ways and Means
HB 2314 - Ways and Means
HB 2340 - Ways and Means
HB 2350 - Judiciary
HB 2377 - Ways and Means
HB 2390 - Ways and Means
HB 2412 - Higher Education
HB 2453 - Local Government
HB 2540 - Ways and Means
HB 2562 - Judiciary
HB 2564 - Special Committee on Tourism
HB 2576 - Ways and Means

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2234**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Cookson, Franklin, Gannon, Justus, Neely, Newman, Ruth, Unsicker and Walker (74)

Noes (2): Moon and Stacy

Absent (0)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2306**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Beard, Engler, Harris, Houx, Love, Phillips, Remole, Revis and Taylor

Noes (1): Meredith (71)

Absent (1): Pierson Jr.

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1739**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Hannegan, Hill, Lauer, Newman, Phillips and Rhoads

Noes (0)

Absent (4): Barnes (60), Dogan, Franks Jr. and McDaniel

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cross and Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1326**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Evans and Mathews

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Cross, Mathews, Roeber and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1937**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Cross, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Mathews

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1486**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1565**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Kidd, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (0)

Absent (3): Johnson, Peters and Pogue

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2274**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2188**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Schroer and Shull (16)

Noes (2): Brown (27) and Mosley

Absent (4): Ellington, Gray, Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1973**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1973** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Mathews, Roeber and Runions

Noes (1): Unsicker

Present (1): Wiemann

Absent (4): Austin, Berry, Engler and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2041**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 2041** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Runions, Unsicker and Wiemann

Noes (1): Mathews

Absent (5): Austin, Berry, Engler, Roeber and Sommer

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1469**, **HB 1968**, **HB 2187**, and **HB 2196**.

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Economic Development has been authorized to introduce upon report a House Committee Bill relating to Tax Credits.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Insurance Policy has been authorized to introduce upon report a House Committee Bill relating to Insurance Proceedings.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Corrections and Public Institutions has been authorized to introduce upon report a House Committee Bill relating to Corrections.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Judiciary has been authorized to introduce upon report a House Committee Bill relating to Conservatorships.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Judiciary has been authorized to introduce upon report a House Committee Bill relating to Guardianships.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, March 1, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2396
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session may be held on any matter referred to the committee.
The committee will have a working session on HCB 12.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2198
Executive session may be held on any matter referred to the committee.
CANCELLED

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454
Executive session will be held: HB 2336, HB 1591
Executive session may be held on any matter referred to the committee.
Removed HB 1393 and added HB 2454.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCR 77, HB 2201
Executive session will be held: HB 1609, HB 2334
Executive session may be held on any matter referred to the committee.

ETHICS
Thursday, March 1, 2018, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pursuant to the authority under Article III. Section 18 of the Missouri Constitution, House Resolution 74, Rule 5E and 610.021(3), RSMo, portions of this meeting may be closed.

FISCAL REVIEW
Thursday, March 1, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

GOVERNMENT EFFICIENCY
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1717, HB 2263, HB 2416
Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 5, 2018, 3:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.
Please note room change to House Hearing Room 1.
CORRECTED

JUDICIARY
Thursday, March 1, 2018, 12:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 1255, HB 1491, HB 1689, HB 1987, HB 2185, HB 1509, HB 1590, HB 2101
Executive session may be held on any matter referred to the committee.
Members, please let the Chair know if you are unable to attend.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, March 5, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2089, HB 2108, HB 2434
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 98 through HCR 102

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 96

HOUSE BILLS FOR SECOND READING

HB 2610 through HB 2655

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeyer
HCS HB 1457 - Lauer
HB 1600 - Higdon

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)
HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake
HR 5565 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If thou shall seek the Lord thy God, thou shalt find him, if thou seek Him with all thy heart and with all thy soul. (Deuteronomy 4:29)

Almighty God, without whom no one can live wisely and well, clearly reveal to us Your will and show us Your way in the problems of these demanding and unsettled times. As we draw near to You in prayer, so draw near us, that in all the decisions we make we may be mindful of Your presence, eager to do Your will, and ready to walk in Your way for the good of our beloved State. Enlighten our understanding, purify our desires, strengthen every moral purpose, and make us diligent among the stressful duties of this day.

Give to us the willingness to listen to the voices of our times and with that the greater willingness to listen to You as we seek what is right and good for the people and to lead them in the ways of peace. May our lips praise You, our lives bless You, and our works glorify only You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Danny Shelton, Lilyan Shelton, Elianna Shelton, and Zoey Shelton.

The Journal of the thirty-second day was approved as printed.

HOUSE RESOLUTIONS

Representative Bernskoetter offered House Resolution No. 5589.
Representative Curtis offered House Resolution No. 5590.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 103, introduced by Representative Marshall, relating to amending the Constitution of the United States.

HCR 104, introduced by Representative Dinkins, relating to the construction of a wall along the United States border with Mexico.

HCR 105, introduced by Representative Fitzwater, relating to the Missouri Bicentennial Commission.

HCR 106, introduced by Representative Shull (16), relating to a new conservatory building at the University of Missouri - Kansas City.

HCR 107, introduced by Representative Rowland (29), relating to the General Assembly.

HCR 108, introduced by Representative Rowland (29), relating to persons with cognitive disabilities.

HCR 109, introduced by Representative Curtis, relating to the U.S. Department of Education.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 97, introduced by Representative Reiboldt, relating to a motor fuel tax, with a delayed effective date.

HJR 98, introduced by Representative Plocher, relating to the general assembly.

HJR 99, introduced by Representative Plocher, relating to the general assembly.

HJR 100, introduced by Representative Plocher, relating to the general assembly.

HJR 101, introduced by Representative Smith (85), relating to the selection of judges.

HJR 102, introduced by Representative Corlew, relating to toll roads.

HJR 103, introduced by Representative Taylor, relating to labor organizations.

HJR 104, introduced by Representative Pogue, relating to the state budget.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2656, introduced by Representative Schroer, relating to the designation of a memorial highway.

HB 2657, introduced by Representative Helms, relating to unsecured loans of five hundred dollars or less.

HB 2658, introduced by Representative Marshall, relating to custody of in vitro human embryos.

HB 2659, introduced by Representative Smith (163), relating to operating standards promulgated by the Missouri dental board.

HB 2660, introduced by Representative Miller, relating to school employee retirement.

HB 2661, introduced by Representative Swan, relating to condemnation proceedings.

HB 2662, introduced by Representative Brattin, relating to school protection officers.

HB 2663, introduced by Representative Anders, relating to property values.

HB 2664, introduced by Representative Green, relating to the extreme risk protection order act, with penalty provisions.

HB 2665, introduced by Representative Mosley, relating to marriage licenses.

HB 2666, introduced by Representative Remole, relating to the approval of development applications.

HB 2667, introduced by Representative Green, relating to the sale of assault weapons, with penalty provisions.

HB 2668, introduced by Representative Hannegan, relating to county convention authorities.

HB 2669, introduced by Representative Austin, relating to benefit corporations.

HB 2670, introduced by Representative Morris (140), relating to prescription drug distribution.

HB 2671, introduced by Representative Hill, relating to the state legal expense fund.

HB 2672, introduced by Representative DeGroot, relating to workers' compensation.

HB 2673, introduced by Representative Mathews, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 2674, introduced by Representative Rehder, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2675, introduced by Representative McCreery, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2676, introduced by Representative Houghton, relating to the sale of eggs.

HB 2677, introduced by Representative Chipman, relating to counties.

HB 2678, introduced by Representative Kelley (127), relating to concealed carry permits.

HB 2679, introduced by Representative Walker (74), relating to the adverse childhood experience questionnaire.

HB 2680, introduced by Representative Green, relating to a study on gun violence.

HB 2681, introduced by Representative Corlew, relating to driver's licenses compliant with the federal REAL ID Act.

HB 2682, introduced by Representative Bangert, relating to child care deserts.

HB 2683, introduced by Representative Matthiesen, relating to sales tax on trade-in purchases.

HB 2684, introduced by Representative Rowland (29), relating to the compensation of jurors.

HB 2685, introduced by Representative Rowland (29), relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 2686, introduced by Representative Rowland (29), relating to hand-held electronic wireless communications devices.

HB 2687, introduced by Representative Rowland (29), relating to public agency contracts.

HB 2688, introduced by Representative Rowland (29), relating to school bus operators.

HB 2689, introduced by Representative Dogan, relating to the designation of highways.

HB 2690, introduced by Representative Dogan, relating to vacancies in public office.

HB 2691, introduced by Representative Messenger, relating to taxation, with penalty provisions and an effective date.

HB 2692, introduced by Representative Ellebracht, relating to closed meetings of governmental bodies.

HB 2693, introduced by Representative Gray, relating to false alarm fees in certain cities.

HB 2694, introduced by Representative Gray, relating to the establishment of a council for community education.

HB 2695, introduced by Representative Gray, relating to the establishment of a task force on police officer presence in schools and communities.

HB 2696, introduced by Representative Gray, relating to a task force to study community-based policing.

HB 2697, introduced by Representative Gray, relating to community relations training for peace officers.

HB 2698, introduced by Representative Gray, relating to the joint committee on police practices.

HB 2699, introduced by Representative Gray, relating to disclosures by peace officer applicants.

HB 2700, introduced by Representative Gray, relating to peace officers' cultural competency.

HB 2701, introduced by Representative Gray, relating to the establishment of a task force on civilian review boards.

HB 2702, introduced by Representative Gray, relating to the investigation of deaths involving a law enforcement officer.

HB 2703, introduced by Representative Gray, relating to the use of force by law enforcement officers.

HB 2704, introduced by Representative Gray, relating to the establishment of a program on police officer presence in schools and communities.

HB 2705, introduced by Representative Rone, relating to alternative special needs services.

HB 2706, introduced by Representative Bernskoetter, relating to dietitians.

HB 2707, introduced by Representative Ellington, relating to motor vehicle registration.

HB 2708, introduced by Representative Lavender, relating to fund balances.

HB 2709, introduced by Representative Swan, relating to prisoner complaints against a psychologist's license.

HB 2710, introduced by Representative Smith (85), relating to the state vehicle fleet.

HB 2711, introduced by Representative Wilson, relating to an excise tax on developed land.

HB 2712, introduced by Representative Knight, relating to a sales tax dedicated to public safety.

HB 2713, introduced by Representative Quade, relating to nursing home administrator license renewals.

HB 2714, introduced by Representative Butler, relating to the education and job training television broadcasting district act.

HB 2715, introduced by Representative Moon, relating to protests outside health care facilities.

HB 2716, introduced by Representative Hurst, relating to the department of mental health.

HB 2717, introduced by Representative Fraker, relating to facilities of historic significance.

HB 2718, introduced by Representative Pike, relating to health care providers.

HB 2719, introduced by Representative Washington, relating to a tax credit for the purchase of blighted property.

HB 2720, introduced by Representative McCreery, relating to livestock production contracts, with penalty provisions.

HB 2721, introduced by Representative Korman, relating to transportation funds.

HB 2722, introduced by Representative Korman, relating to highway construction.

HB 2723, introduced by Representative Korman, relating to boards of adjustment.

HB 2724, introduced by Representative Korman, relating to annexation procedures.

HB 2725, introduced by Representative Korman, relating to the emergency services board.

HB 2726, introduced by Representative Korman, relating to the cost savings programs.

HB 2727, introduced by Representative Morgan, relating to condominium property, with a penalty provision.

HB 2728, introduced by Representative Arthur, relating to school employee retirement systems.

HB 2729, introduced by Representative Rowland (29), relating to automobile liability insurance.

HB 2730, introduced by Representative Andrews, relating to public works contracts.

HB 2731, introduced by Representative Smith (163), relating to terminal illnesses, with penalty provisions.

HB 2732, introduced by Representative Rowland (29), relating to hand-held electronic wireless communications devices.

HB 2733, introduced by Representative Pogue, relating to income taxes.

HB 2734, introduced by Representative Morgan, relating to individual income tax, with a referendum clause.

HB 2735, introduced by Representative Roberts, relating to peace officer training on use of force.

HB 2736, introduced by Representative Washington, relating to tax increment financing.

HB 2737, introduced by Representative Pogue, relating to use of state revenues.

HB 2738, introduced by Representative Pogue, relating to income tax rates.

HB 2739, introduced by Representative Pogue, relating to custody of in vitro human embryos.

HB 2740, introduced by Representative Curtis, relating to employee assistance programs for first responders.

HB 2741, introduced by Representative Curtis, relating to sexual assault policies of institutions of higher education.

HB 2742, introduced by Representative Curtis, relating to the protection of vulnerable persons.

HB 2743, introduced by Representative Curtis, relating to the implementation of the disparity study recommendations, with an emergency clause.

HB 2744, introduced by Representative Curtis, relating to the consolidation of political subdivisions.

HB 2745, introduced by Representative Curtis, relating to the St. Louis Airport Oversight Commission.

HB 2746, introduced by Representative Curtis, relating to intoxicating liquor, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 98, relating to Shingles Awareness and Prevention Month in Missouri.

HCR 99, relating to the Missouri Wind Energy Task Force.

HCR 100, relating to national banking policies.

HCR 101, relating to the School Violence Task Force.

HCR 102, relating to a ballot measure regarding legislation passed in 2017.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 96, relating to a motor fuel tax, with a delayed effective date.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2610, relating to the extreme risk protection order act, with penalty provisions.

HB 2611, relating to inspections by the department of mental health.

HB 2612, relating to accessibility of insurance carrier provider directories.

HB 2613, relating to tax credits for contributions to certain benevolent organizations.

HB 2614, relating to instruction in cursive writing.

HB 2615, relating to firearms in motor vehicles.

HB 2616, relating to video service providers.

HB 2617, relating to broadband communications services provided by rural electric cooperatives.

HB 2618, relating to the regulation of utilities.

HB 2619, relating to school employee retirement systems.

HB 2620, relating to the department of taxation and revenue.

HB 2621, relating to the state agency efficiency fund.

HB 2622, relating to prescriptions for controlled substances, with penalty provisions.

HB 2623, relating to federal holidays, with penalty provisions.

HB 2624, relating to unpaid leave for firefighters.

HB 2625, relating to educational services for neglected or delinquent children.

HB 2626, relating to higher education tuition.

HB 2627, relating to a child's right to counsel.

HB 2628, relating to the governor.

HB 2629, relating to security measures for public schools.

HB 2630, relating to state aid for schools, with a contingent effective date.

HB 2631, relating to the use of a hand-held wireless communications device while in a school zone, with penalty provisions.

HB 2632, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2633, relating to school employee retirement, with an emergency clause.

HB 2634, relating to wind energy.

HB 2635, relating to the silica claims priorities act.

HB 2636, relating to criminal proceedings involving persons with mental illnesses.

HB 2637, relating to captive cervids.

HB 2638, relating to taxable income of corporations.

HB 2639, relating to assistance for minority business enterprises.

HB 2640, relating to sexual offenders, with penalty provisions.

HB 2641, relating to taxation, with a delayed effective date.

HB 2642, relating to termination of lease agreements involving land used for agricultural purposes.

HB 2643, relating to lead testing in certain elementary school buildings.

HB 2644, relating to sheltered workshops, with an emergency clause.

HB 2645, relating to valuation of bids for state contracts.

HB 2646, relating to training for school protection officers.

HB 2647, relating to sexual assault policies of institutions of higher education.

HB 2648, relating to driver's licenses and nondriver's identification.

HB 2649, relating to tuition at public higher education institutions.

HB 2650, relating to fees in connection with sewer lines.

HB 2651, relating to law enforcement tactical zones, with penalty provisions.

HB 2652, relating to condominium property.

HB 2653, relating to electronic monitoring of certain sexual offenders while relocating.

HB 2654, relating to a tax credit for providing child care.

HB 2655, relating to county commissions.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was taken up by Representative Higdon.

On motion of Representative Higdon, the title of **HB 1600** was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1600, Page 1, Section 304.823, Line 2, by deleting the number "**2017**" and inserting in lieu thereof the number "**2018**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Higdon, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1600, Page 2, Section 304.823, Line 19, by deleting all of said line and inserting in lieu thereof the following:

"**dispatcher or incoming passenger, or to engage in a device's directional functionality, if the device is mounted on the windshield, dashboard, or center console of the vehicle in a manner that does not hinder the person's view of the road.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

Representative Christofanelli offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1600, Page 3, Section 304.823, Line 63, by inserting immediately after all of said line the following:

"**14. No person shall be stopped, inspected, or detained solely to determine compliance with this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 112

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 006

Barnes 60	Brown 94	Ellington	Peters	Runions
Smith 85				

VACANCIES: 001

On motion of Representative Christofanelli, **House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 082

Anderson	Austin	Bahr	Bernskoetter	Brattin
Brown 27	Brown 57	Butler	Chipman	Christofanelli
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Kolkmeyer
Korman	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morris 140
Mosley	Neely	Nichols	Pierson Jr	Pietzman
Plocher	Rehder	Reisch	Remole	Roberts
Rone	Ross	Schroer	Shaul 113	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Taylor
Trent	Vescovo	Walsh	Wessels	Wiemann
Wood	Mr. Speaker			

NOES: 073

Adams	Alferman	Anders	Andrews	Arthur
Bangert	Baringer	Barnes 28	Basye	Beard
Beck	Berry	Black	Bondon	Burnett
Burns	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Ellebracht	Fraker	Francis
Franklin	Gannon	Green	Hansen	Henderson
Higdon	Houx	Kelley 127	Kidd	Knight
Lant	Lauer	Lavender	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Morgan	Morse 151
Muntzel	Newman	Pfautsch	Phillips	Pike
Pogue	Quade	Razer	Redmon	Reiboldt
Revis	Rhoads	Roden	Roeber	Rowland 155
Rowland 29	Ruth	Shull 16	Shumake	Stevens 46
Swan	Tate	Unsicker	Walker 3	Walker 74
Washington	White	Wilson		

PRESENT: 002

Carpenter	Kendrick

ABSENT WITH LEAVE: 005

Barnes 60	Brown 94	Peters	Runions	Smith 85

VACANCIES: 001

On motion of Representative Higdon, **HB 1600, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1896, relating to the practice of psychology, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1896** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Baringer	Brown 94	Cross	Ellington	Gannon
Harris	Johnson	Peters	Rhoads	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1607, relating to natural resources funds, was taken up by Representative Korman.

On motion of Representative Korman, **HB 1607** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 005

DeGroot	Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Austin	Barnes 60	Brown 94	Cross	Ellington
Johnson	Peters	Redmon	Rhoads	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1618, relating to the disposal of unused controlled substances, was placed on the Informal Calendar.

HCS HB 1928, relating to professional registration, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HB 1928** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Anders	Barnes 60	Brown 94	Cross	Johnson
Peters	Razer	Redmon	Runions	Smith 85

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1945, relating to the confiscation of animals, was taken up by Representative Anderson.

On motion of Representative Anderson, **HB 1945** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Franks Jr	Gray	Green	Hannegan	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Cross	Johnson	McGee	Peters
Runions	Smith 85			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1429, relating to a tax credit for homeless shelter contributions, was placed back on the House Bills for Third Reading Calendar.

Speaker Richardson resumed the Chair.

HOUSE RESOLUTIONS

HR 5565, relating to the Special Investigative Committee on Oversight, was taken up by Representative Barnes (60).

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 5565, Page 4, Line 93, by deleting the word "of" and inserting in lieu thereof the word "or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

Representative Marshall offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Resolution No. 5565, Page 1, Line 10, by deleting the number, "forty" and inserting in lieu thereof the word, "thirty"; and

Further amend said page, Lines 11 and 12, by deleting all of said lines and inserting in lieu thereof the words, "committee being appointed; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Marshall moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Barnes (60), **HR 5565, as amended**, was adopted by the following vote:

AYES: 154

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Cross	Helms	Johnson	McGee
Peters	Runions	Smith 85		

VACANCIES: 001

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1456 - Fiscal Review
HCS HB 1623 - Fiscal Review
HB 2238 - Fiscal Review
HB 2573 - Agriculture Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 549 - Economic Development
SB 563 - Budget
SB 569 - Financial Institutions
SB 573 - Veterans
SB 581 - General Laws
SS SCS SB 593 - Insurance Policy
SB 594 - Insurance Policy
SCS SB 623 - Financial Institutions

SB 625 - General Laws
SB 626 - Economic Development
SCS SB 629 - Economic Development
SB 649 - Conservation and Natural Resources
SB 708 - Insurance Policy
SCS SB 718 - Health and Mental Health Policy
SCS SBs 807 & 577 - Higher Education
SS SCS SB 826 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (28): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (2): McGee and Merideth (80)

Absent (5): Butler, Conway (104), May, Spencer and Taylor

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1359**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (1): Conway (104)

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Alferman, Higdon, Marshall, McGaugh, Shumake, Stacy and Toalson Reisch

Noes (2): Adams and Conway (10)

Absent (2): Newman and Shaul (113)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1915**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2125**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Wiemann

Noes (3): Arthur, Stevens (46) and Walker (74)

Absent (0)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2077**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2225**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2270**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2421**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2080**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2368**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1266**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1667**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1795**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1906**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2031**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2039**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Curtis

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2337 & 2272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 574** entitled:

An act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 597** entitled:

An act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 644** entitled:

An act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 681** entitled:

An act to repeal section 167.225, RSMo, and to enact in lieu thereof one new section relating to school instruction in Braille.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 695** entitled:

An act to repeal sections 161.032, 161.042, 161.052, 161.072, and 161.082, RSMo, and to enact in lieu thereof seven new sections relating to boards and commissions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 727** entitled:

An act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 769** entitled:

An act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof fifteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 787** entitled:

An act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 806** entitled:

An act to repeal sections 475.050, 475.070, 475.075, 475.290, and 475.320, RSMo, and to enact in lieu thereof five new sections relating to the appointment of a guardian or conservator for certain persons.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 818** entitled:

An act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 918** entitled:

An act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 951** entitled:

An act to repeal sections 197.052 and 536.031, RSMo, and to enact in lieu thereof two new sections relating to hospital regulations.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, March 5, 2018.

COMMITTEE HEARINGS

BUDGET
Tuesday, March 06, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: SS SCS SB 775
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, March 06, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session may be held on any matter referred to the committee.
The committee will have a working session on HCB 12.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454
Executive session will be held: HB 2336, HB 1591
Executive session may be held on any matter referred to the committee.
Removed HB 1393 and added HB 2454.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCR 77, HB 2201
Executive session will be held: HB 1609, HB 2334
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, March 07, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2333, HB 2358
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1363, HB 1493
Executive session will be held: HB 1435, HB 1569, HB 1348, HB 2129, HB 2192, HB 2411, HB 1245, HB 1664
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, March 06, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, March 05, 2018, 2:00 PM, South Gallery.
Executive session will be held: HB 2238
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, March 06, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1717, HB 2263, HB 2416
Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, March 05, 2018, 3:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
First quarter meeting.
Presentation of 2018 Annual Report.
Please note room change to House Hearing Room 1.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HCS HB 1261, HCS HB 1388, HCS HB 1574, HB 1673, HB 1719, HB 1801, HB 1831, HCS HB 2088, HCS HB 2157, HB 2183, HB 2184, HB 2208, HCS HB 2210, HCS HB 2216, HCS HB 2255, HCS HBs 2277 & 1983, HCS HBs 2280, 2120, 1468 & 1616, HCS HB 2233, HCS HB 2274, HB 2286, HB 2322
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, March 05, 2018, 2:30 PM, House Hearing Room 3.
Executive session will be held: HB 1249, HCS HB 1443, HCS HB 1486, HCS#2 HB 1503, HCS HB 1654, HB 1832, HB 2194, HCR 70, HCR 73
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 07, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2506
Executive session will be held: HB 1432
Executive session may be held on any matter referred to the committee.
Amended to remove HB 2256.
AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, March 05, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2089, HB 2108, HB 2434
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1321
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, March 05, 2018, 12:30 PM, House Hearing Room 7.
Public hearing will be held: HB 2422, HCB 11
Executive session will be held: HB 2027, HB 1440, HB 2040, HB 1441
Executive session may be held on any matter referred to the committee.
Removed HB 2175 and HB 1875.
Work session for HCB 11 will be held.
AMENDED

TRANSPORTATION
Wednesday, March 07, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2207
Executive session will be held: HB 2268, HB 2180, HR 4839
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 573
Executive session will be held: HB 1290
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, March 05, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2540
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FOURTH DAY, MONDAY, MARCH 5, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 103 through HCR 109

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 97 through HJR 104

HOUSE BILLS FOR SECOND READING

HB 2656 through HB 2746

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner

HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeyer
HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2079 - Houx
HB 1265 - Schroer
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 2104 - Frederick

HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238, (Fiscal Review 3/1/18) - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456, (Fiscal Review 3/1/18) - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

SENATE BILLS FOR SECOND READING

SCS SB 574
SS SB 597
SCS SB 644
SB 681
SB 695
SB 727
SCS SB 769
SCS SB 787
SB 806
SB 818
SS SCS SB 918
SB 951

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FOURTH DAY, MONDAY, MARCH 5, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Charlie Davis.

In the words of a great man and wonderful leader, Dr. Martin Luther King Jr.:

Thou Eternal God, out of whose absolute power and infinite intelligence the whole universe has come into being, we humbly confess that we have not loved Thee with our hearts, souls and minds, and we have not loved our neighbors as Christ loved us. We have all too often lived by our own selfish impulses rather than by the life of sacrificial love as revealed by Christ. We often give in order to receive. We love our friends and hate our enemies. We go the first mile but dare not travel the second. We forgive but dare not forget.

And so, as we look within ourselves, we are confronted with the appalling fact that the history of our lives is the history of an eternal revolt against You. But Thou, O God, have mercy upon us. Forgive us for what we could have been but failed to be. Give us the intelligence to know Your will. Give us the courage to do Your will. Give us the devotion to love Your will.

In the name and spirit of Jesus, we pray.

As we prepare to lay to rest our good friend Keith English, I pray for Your Holy Spirit to comfort his wife and family. Give them the peace that transcends our understanding and the love that only YOU can give.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Aminhan Jessica Lobster.

The Journal of the thirty-third day was approved as printed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick

Fitzwater	Fraker	Francis	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kidd
Knight	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCreery	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Pfautsch	Phillips	Pike	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Reisch
Revis	Rhoads	Roden	Roeber	Ross
Rowland 155	Rowland 29	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Ellington

PRESENT: 002

Ellebracht Ruth

ABSENT WITH LEAVE: 035

Beard	Brattin	Brown 94	Burnett	Carpenter
Curtman	Franklin	Green	Kelley 127	Kendrick
Kolkmeyer	Matthiesen	May	McCann Beatty	McGee
Meredith 71	Mitten	Morgan	Mosley	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman
Rehder	Remole	Roberts	Rone	Runions
Smith 85	Spencer	Stevens 46	Walker 74	Washington

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Justus offered House Resolution No. 5612.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 103, relating to amending the Constitution of the United States.

HCR 104, relating to the construction of a wall along the United States border with Mexico.

HCR 105, relating to the Missouri Bicentennial Commission.

HCR 106, relating to a new conservatory building at the University of Missouri - Kansas City.

HCR 107, relating to the General Assembly.

HCR 108, relating to persons with cognitive disabilities.

HCR 109, relating to the U.S. Department of Education.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 97, relating to a motor fuel tax, with a delayed effective date.

HJR 98, relating to the general assembly.

HJR 99, relating to the general assembly.

HJR 100, relating to the general assembly.

HJR 101, relating to the selection of judges.

HJR 102, relating to toll roads.

HJR 103, relating to labor organizations.

HJR 104, relating to the state budget.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2656, relating to the designation of a memorial highway.

HB 2657, relating to unsecured loans of five hundred dollars or less.

HB 2658, relating to custody of in vitro human embryos.

HB 2659, relating to operating standards promulgated by the Missouri dental board.

HB 2660, relating to school employee retirement.

HB 2661, relating to condemnation proceedings.

HB 2662, relating to school protection officers.

HB 2663, relating to property values.

HB 2664, relating to the extreme risk protection order act, with penalty provisions.

HB 2665, relating to marriage licenses.

HB 2666, relating to the approval of development applications.

HB 2667, relating to the sale of assault weapons, with penalty provisions.

HB 2668, relating to county convention authorities.

HB 2669, relating to benefit corporations.

HB 2670, relating to prescription drug distribution.

HB 2671, relating to the state legal expense fund.

HB 2672, relating to workers' compensation.

HB 2673, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 2674, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2675, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2676, relating to the sale of eggs.

HB 2677, relating to counties.

HB 2678, relating to concealed carry permits.

HB 2679, relating to the adverse childhood experience questionnaire.

HB 2680, relating to a study on gun violence.

HB 2681, relating to driver's licenses compliant with the federal REAL ID Act.

HB 2682, relating to child care deserts.

HB 2683, relating to sales tax on trade-in purchases.

HB 2684, relating to the compensation of jurors.

HB 2685, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 2686, relating to hand-held electronic wireless communications devices.

HB 2687, relating to public agency contracts.

HB 2688, relating to school bus operators.

HB 2689, relating to the designation of highways.

HB 2690, relating to vacancies in public office.

HB 2691, relating to taxation, with penalty provisions and an effective date.

HB 2692, relating to closed meetings of governmental bodies.

HB 2693, relating to false alarm fees in certain cities.

HB 2694, relating to the establishment of a council for community education.

HB 2695, relating to the establishment of a task force on police officer presence in schools and communities.

HB 2696, relating to a task force to study community-based policing.

HB 2697, relating to community relations training for peace officers.

HB 2698, relating to the joint committee on police practices.

HB 2699, relating to disclosures by peace officer applicants.

HB 2700, relating to peace officers' cultural competency.

HB 2701, relating to the establishment of a task force on civilian review boards.

HB 2702, relating to the investigation of deaths involving a law enforcement officer.

HB 2703, relating to the use of force by law enforcement officers.

HB 2704, relating to the establishment of a program on police officer presence in schools and communities.

HB 2705, relating to alternative special needs services.

HB 2706, relating to dietitians.

HB 2707, relating to motor vehicle registration.

HB 2708, relating to fund balances.

HB 2709, relating to prisoner complaints against a psychologist's license.

HB 2710, relating to the state vehicle fleet.

HB 2711, relating to an excise tax on developed land.

HB 2712, relating to a sales tax dedicated to public safety.

HB 2713, relating to nursing home administrator license renewals.

HB 2714, relating to the education and job training television broadcasting district act.

HB 2715, relating to protests outside health care facilities.

HB 2716, relating to the department of mental health.

HB 2717, relating to facilities of historic significance.

HB 2718, relating to health care providers.

HB 2719, relating to a tax credit for the purchase of blighted property.

HB 2720, relating to livestock production contracts, with penalty provisions.

HB 2721, relating to transportation funds.

HB 2722, relating to highway construction.

HB 2723, relating to boards of adjustment.

HB 2724, relating to annexation procedures.

HB 2725, relating to the emergency services board.

HB 2726, relating to the cost savings programs.

HB 2727, relating to condominium property, with a penalty provision.

HB 2728, relating to school employee retirement systems.

HB 2729, relating to automobile liability insurance.

HB 2730, relating to public works contracts.

HB 2731, relating to terminal illnesses, with penalty provisions.

HB 2732, relating to hand-held electronic wireless communications devices.

HB 2733, relating to income taxes.

HB 2734, relating to individual income tax, with a referendum clause.

HB 2735, relating to peace officer training on use of force.

HB 2736, relating to tax increment financing.

HB 2737, relating to use of state revenues.

HB 2738, relating to income tax rates.

HB 2739, relating to custody of in vitro human embryos.

HB 2740, relating to employee assistance programs for first responders.

HB 2741, relating to sexual assault policies of institutions of higher education.

HB 2742, relating to the protection of vulnerable persons.

HB 2743, relating to the implementation of the disparity study recommendations, with an emergency clause.

HB 2744, relating to the consolidation of political subdivisions.

HB 2745, relating to the St. Louis Airport Oversight Commission.

HB 2746, relating to intoxicating liquor, with penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 574, relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

SS SB 597, relating to chiropractic services.

SCS SB 644, relating to unclaimed property, with penalty provisions.

SB 681, relating to school instruction in Braille.

SB 695, relating to boards and commissions.

SB 727, relating to the comprehensive state energy plan.

SCS SB 769, relating to financial transactions involving public entities, with existing penalty provisions.

SCS SB 787, relating to the Missouri senior farmers' market nutrition program.

SB 806, relating to the appointment of a guardian or conservator for certain persons.

SB 818, relating to Medicaid per diem reimbursement rates, with an emergency clause.

SS SCS SB 918, relating to working animals.

SB 951, relating to hospital regulations.

HB 1578, relating to civil procedure in tort claims, was placed back on the House Bills for Perfection Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1618, relating to the disposal of unused controlled substances, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **HCS HB 1618** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade

Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 94	Curtman	Green	Kolkmeyer
May	McCann Beatty	Newman	Peters	Rone
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan

Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 013

Berry	Black	Curtis	Eggleston	Higdon
Hurst	Marshall	McDaniel	Moon	Pogue
Roden	Spencer	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 010

Brattin	Brown 94	Green	May	McCann Beatty
Newman	Peters	Roeber	Rone	Smith 85

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 1429, relating to a tax credit for homeless shelter contributions, was placed back on the House Bills for Third Reading - Informal Calendar.

HCS HB 2079, relating to coroners, was taken up by Representative Houx.

On motion of Representative Houx, **HCS HB 2079** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 010

Bahr	Curtman	Ellington	Hurst	Johnson
Marshall	McDaniel	Moon	Pogue	Reisch

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Green	May	McCann Beatty	Newman
Peters	Rone	Smith 85		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1265, relating to declarations of candidacy, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 1265** was read the third time and passed by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 026

Adams	Barnes 28	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Curtis	Ellington
Gray	Lavender	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Nichols
Pogue	Quade	Runions	Stevens 46	Unsicker
Walker 74				

PRESENT: 001

Cookson

ABSENT WITH LEAVE: 010

Brown 94	Green	May	McCann Beatty	Newman
Peters	Rehder	Rone	Smith 85	Trent

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 68 - Crime Prevention and Public Safety
HCR 89 - Special Committee on Government Oversight
HCR 96 - Crime Prevention and Public Safety
HCR 98 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1600 - Fiscal Review
HB 1975 - Special Committee on Government Oversight
HB 2172 - Crime Prevention and Public Safety
HB 2450 - Ways and Means
HB 2459 - Judiciary
HB 2507 - Special Committee on Government Oversight
HB 2509 - Health and Mental Health Policy
HB 2541 - Workforce Development
HB 2548 - Special Committee on Government Oversight
HB 2568 - Health and Mental Health Policy
HB 2644 - Workforce Development

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (3): Fraker, Smith (163) and Wood

MESSAGES FROM THE GOVERNOR

March 1, 2018

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 1246** entitled:

AN ACT

To amend chapter 595, RSMo, by adding thereto one new section relating to human trafficking hotline posters, with penalty provisions.

On March 1, 2018, I approved **House Committee Substitute for House Bill No. 1246**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HCS HB 1246** was delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, March 6, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1425, HB 2573, HCB 16, HCB 17
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, March 6, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: SS SCS SB 775
Executive session may be held on any matter referred to the committee.

BUDGET
Wednesday, March 7, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Review Committee Substitutes for HBs 2001-2013.

CHILDREN AND FAMILIES
Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session may be held on any matter referred to the committee.
The committee will have a working session on HCB 12.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 649, HB 2480, HB 2182
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454
Executive session will be held: HB 2336, HB 1591
Executive session may be held on any matter referred to the committee.
Removed HB 1393 and added HB 2454.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCR 77, HB 2201

Executive session will be held: HB 1609, HB 2334
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2333, HB 2358
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1496, HB 2258, HB 2364, HB 2409
Executive session will be held: HB 2276, HB 2457
Executive session may be held on any matter referred to the committee.
Moved to Hearing Room 6.
CORRECTED

GOVERNMENT EFFICIENCY
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1717, HB 2263, HB 2416
Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 15
Executive session may be held on any matter referred to the committee.
HCB 15 is an act relating to opioids.

HIGHER EDUCATION
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2408, HB 2412
Executive session will be held: HB 1520, HB 1811, HB 2348, HB 2360
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SB 708, SS SCS SB 593, SB 594, HCB 19
Executive session will be held: SB 708, SS SCS SB 593, SB 594
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2121, HB 2350, HB 1725, HB 1356, HB 1843, HB 1844, HB 1845
Executive session will be held: HB 2063, HB 1726
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, March 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2038, HB 2453, HB 1398
Executive session will be held: HB 2352, HB 2356, HB 2383
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, March 7, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 2.
Public hearing will be held: HB 1502, HB 2295
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, March 6, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Presentation by the Department of Insurance on workers' compensation.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCR 85, HRB 2
Executive session will be held: HB 1981, HB 2097, HR 5213, HRB 1
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2506
Executive session will be held: HB 1432

Executive session may be held on any matter referred to the committee.
Amended to remove HB 2256.
AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 2324
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2460, HR 5237, HCR 83, HB 2439
Executive session will be held: HB 2393, HB 2381, HCR 62
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, March 6, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Organizational meeting.
CORRECTED

SUBCOMMITTEE ON TAX CREDIT REVIEW
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review

TRANSPORTATION
Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2207
Executive session will be held: HB 2268, HB 2180, HR 4839, HB 2153
Executive session may be held on any matter referred to the committee.
Added HB 2153 to executive session.
AMENDED

VETERANS
Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 573
Executive session will be held: HB 1290
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, March 7, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FIFTH DAY, TUESDAY, MARCH 6, 2018

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456 - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FIFTH DAY, TUESDAY, MARCH 6, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The peace of God, which passes all understanding, will keep your hearts and your minds. (Philippians 4:7)

O loving God, who has created us to live in love with You and in love with one another, yet our world is torn by terrorism, our Nation divided, and our own lives troubled, we confess our faults, our lack of understanding, and our failure to love. Forgive us, we pray, and help us from this day forward to be more responsive and positive to You and more willing to act and support the needs of all in this people's House.

Bless this House of Representatives, our Speaker, and all who work with them. May they take time to listen to You and, in so doing, be given insight to see clearly the way to take, courage to walk in that way, and patience to persist. May they be channels through which Your love can bring greater peace, joy, and benefit to those they serve.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by ROTC Cadet Abby Lewis.

The Journal of the thirty-fourth day was approved as printed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Neely

Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Brown 94	Carpenter	Conway 10	Dohrman	Ellington
Green	Lichtenegger	McDaniel	McGee	Mitten
Mosley	Muntzel	Newman	Peters	Plocher
Rone	Shumake	Smith 85	Stephens 128	Walker 74

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HB 2062, relating to mutual aid agreements with Kansas and Oklahoma, was taken up by Representative White.

On motion of Representative White, the title of **HCS HB 2062** was agreed to.

On motion of Representative White, **HCS HB 2062** was adopted.

On motion of Representative White, **HCS HB 2062** was ordered perfected and printed.

HCS HB 1868, relating to a statewide hearing aid distribution program, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HCS HB 1868** was agreed to.

On motion of Representative Kelley (127), **HCS HB 1868** was adopted.

On motion of Representative Kelley (127), **HCS HB 1868** was ordered perfected and printed.

HB 1625, relating to the Missouri senior farmers' market nutrition program, was taken up by Representative Morris (140).

On motion of Representative Morris (140), the title of **HB 1625** was agreed to.

On motion of Representative Morris (140), **HB 1625** was ordered perfected and printed.

HB 1442, relating to commissioner offices, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HB 1442**, relating to county government, was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting after all of said section and line the following:

"105.030. **1.** Whenever any vacancy, caused in any manner or by any means whatsoever, occurs or exists in any state or county office originally filled by election of the people, other than in the offices of lieutenant governor, state senator or representative, sheriff, or recorder of deeds in the city of St. Louis, the vacancy shall be filled by appointment by the governor except that when a vacancy occurs in the office of county assessor after a general election at which a person other than the incumbent has been elected, the person so elected shall be appointed to fill the remainder of the unexpired term; and the person appointed after duly qualifying and entering upon the discharge of his duties under the appointment shall continue in office until the first Monday in January next following the first ensuing general election, at which general election a person shall be elected to fill the unexpired portion of the term, or for the ensuing regular term, as the case may be, and the person so elected shall enter upon the discharge of the duties of the office the first Monday in January next following his election, except that when the term to be filled begins on any day other than the first Monday in January, the appointee of the governor shall be entitled to hold the office until such other date.

2. (1) Notwithstanding subsection 1 of this section or any other provision of law to the contrary, when any vacancy, caused in any manner or by any means whatsoever, occurs or exists in any county office, the county commission of all noncharter counties shall, no later than fourteen days after the occurrence of the vacancy, fill the vacancy by appointment, and the person so appointed by the county commission, after duly qualifying and entering upon the discharge of his or her duties under the appointment, shall continue in office until the governor fills the vacancy by appointment under subsection 1 of this section or until the vacancy is filled by operation of another provision of law.

(2) In any county with only two county commissioners, if the commissioners cannot agree upon an appointee, the two remaining county commissioners and the presiding judge of the circuit court shall vote to make the appointment required under subdivision (1) of this subsection.

3. The provisions of this section shall not apply to**:**

(1) Vacancies in county offices in any county which has adopted a charter for its own government under Section 18, Article VI of the Constitution**; or**

(2) Vacancies in the office of any associate circuit judge, circuit judge, circuit clerk, prosecuting attorney, or circuit attorney.

4. Any vacancy in the office of recorder of deeds in the city of St. Louis shall be filled by appointment by the mayor of that city."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Houghton offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting the following after all of said line:

"59.800. 1. Beginning on July 1, 2001, notwithstanding any other condition precedent required by law to the recording of any instrument specified in subdivisions (1) and (2) of **subsection 1 of** section 59.330, an additional fee of five dollars shall be charged and collected by every recorder of deeds in this state on each instrument recorded. The additional fee shall be distributed as follows:

(1) One dollar and twenty-five cents to the recorder's fund established **[**~~pursuant to~~**] under** subsection 1 of section 59.319, provided, however, that all funds received **[**~~pursuant to~~**] under** this section shall be used exclusively for the purchase, installation, upgrade and maintenance of modern technology necessary to operate the recorder's office in an efficient manner;

(2) One dollar and seventy-five cents to the county general revenue fund; and

(3) Two dollars to the fund established in subsection 2 of this section.

2. **(1)** There is hereby established a revolving fund known as the "Statutory County Recorder's Fund", which shall receive funds paid to the recorders of deeds of the counties of this state **[**~~pursuant to~~**] under** subdivision (3) of subsection 1 of this section. The director of the department of revenue shall be custodian of the fund and shall make disbursements from the fund for the purpose of subsidizing the fees collected by counties that hereafter elect or have heretofore elected to separate the offices of clerk of the circuit court and recorder. The subsidy shall consist of the total amount of moneys collected **[**~~pursuant to~~**] under** subdivisions (1) and (2) of subsection 1 of this section subtracted from fifty-five thousand dollars**, except under such circumstances in which the annual average of funds collected under subsection 1 of this section during the previous three calendar years are insufficient to meet all obligations calculated in this subdivision. In such circumstances, the provisions of subdivision (2) of this subsection shall apply**. The moneys paid to qualifying counties **[**~~pursuant to~~**] under** this subsection shall be deposited in the county general revenue fund. For purposes of this section a "qualified county" is a county that hereafter elects or has heretofore elected to separate the offices of clerk of the circuit court and recorder and in which the office of the recorder of deeds collects less than fifty-five thousand dollars in fees **[**~~pursuant to~~**] under** subdivisions (1) and (2) of subsection 1 of this section, on an annual basis. Moneys in the statutory county recorder's fund shall not be considered state funds and shall be deemed nonstate funds.

(2) In the event funds collected under subdivision (3) of subsection 1 of this section are insufficient to meet the obligations under subdivision (1) of this subsection, the director of revenue shall calculate the projected shortfall that would otherwise be incurred based on the formula outlined under subdivision (1) of this subsection. If the fund balance is greater than the annual average disbursement from the fund during the previous three years, up to thirty-three percent of the amount that exceeds the annual three-year average to meet the obligation may be used to meet the obligations. Should this amount be insufficient or unavailable to meet the shortfall, the director of revenue shall set a new requisite amount to determine a qualified county under subdivision (1) of this subsection other than fifty-five thousand dollars, which reflects the revenue collected under subdivision (3) of subsection 1 of this section in addition to thirty-three percent of the excess fund balance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 2** was adopted.

Representative Brattin offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting immediately after all of said section and line the following:

"640.648. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems**, including systems for potable water and rainwater collection,** anytime and anywhere including land within city limits**[**~~, unless prohibited by city ordinance,~~**]** on their

own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Brattin, **House Amendment No. 3** was adopted.

On motion of Representative Alferman, **HB 1442, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Alferman:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Mathews	McGaugh	Messenger	Miller
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood		

NOES: 042

Adams	Anders	Arthur	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Green	Harris
Hurst	Kendrick	Kidd	Lavender	Marshall
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 002

Ellebracht	Ellington

ABSENT WITH LEAVE: 020

Bangert	Bondon	Brown 94	Cookson	Curtman
Gray	Kelley 127	Lauer	Lichtenegger	Matthiesen
McDaniel	Muntzel	Newman	Peters	Razer
Remole	Roberts	Rone	White	Mr. Speaker

VACANCIES: 001

HB 1679, relating to student meals at public institutions of higher education, was taken up by Representative Chipman.

On motion of Representative Chipman, the title of **HB 1679** was agreed to.

Representative Curtis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1679, Page 1, Section 173.1592, Line 1, by inserting after the number "**173.1592.**" the number "**1.**"; and

Further amend said bill, page and section, Line 4, by inserting after all of said line the following:

"**2. After July 1, 2019, no public institution of higher education in this state shall require any student to live in on-campus housing when the student is concerned for his or her safety.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer

Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Berry	Brown 94	Cookson	Ellington
Fitzpatrick	Gannon	Grier	Kelley 127	Kidd
Korman	Lichtenegger	McDaniel	Muntzel	Newman
Peters	Quade	Razer	Rone	Schroer
Spencer	Walker 74			

VACANCIES: 001

On motion of Representative Chipman, **HB 1679** was ordered perfected and printed.

Speaker Richardson resumed the Chair.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was taken up by Representative Justus.

On motion of Representative Justus, the title of **HCS HBs 1729, 1621 & 1436** was agreed to.

HCS HBs 1729, 1621 & 1436 was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 048

Alferman	Barnes 60	Basye	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burns
Butler	Cross	Curtis	DeGroot	Dinkins
Dogan	Engler	Fraker	Francis	Franks Jr
Hannegan	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Knight	Korman	Lant	Lauer
May	McGee	Miller	Morris 140	Morse 151
Pfautsch	Phillips	Pogue	Reiboldt	Reisch
Remole	Rowland 155	Rowland 29	Taylor	Vescovo
Walsh	White	Wilson		

NOES: 000

PRESENT: 061

Anders	Anderson	Austin	Bahr	Bangert
Baringer	Barnes 28	Beard	Berry	Chipman
Christofanelli	Corlew	Davis	Dohrman	Eggleston
Fitzwater	Gray	Green	Gregory	Grier
Haahr	Helms	Hill	Houghton	Houx
Johnson	Kendrick	Kidd	Lynch	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Morgan
Nichols	Pierson Jr	Pietzman	Pike	Quade
Rehder	Revis	Ross	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Walker 3	Washington	Wessels	Wiemann
Mr. Speaker				

ABSENT WITH LEAVE: 053

Adams	Andrews	Arthur	Brown 57	Brown 94
Burnett	Carpenter	Conway 10	Conway 104	Cookson
Cornejo	Curtman	Ellebracht	Ellington	Evans
Fitzpatrick	Franklin	Frederick	Gannon	Haefner
Hansen	Harris	Higdon	Kolkmeyer	Lavender
Lichtenegger	Love	Marshall	Mathews	Matthiesen
McGaugh	Merideth 80	Mitten	Moon	Mosley
Muntzel	Neely	Newman	Peters	Plocher
Razer	Redmon	Rhoads	Roberts	Roden
Roeber	Rone	Shull 16	Smith 85	Spencer
Unsicker	Walker 74	Wood		

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was again taken up by Representative Justus.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1729, 1621 & 1436, Page 6, Section 290.095, Line 15, by inserting immediately after said section and line the following:

"290.400. **1.** As used in sections 290.400 to **[**~~290.450~~**] 290.440** the following words have the meanings indicated unless the context clearly requires otherwise:

(1) "Commission", the labor and industrial relations commission of Missouri;

(2) "Employee", every woman or man in receipt of or entitled to compensation for labor performed for any employer;

(3) "Employer", every person, firm, corporation, agent, manager, representative, contractor, subcontractor, principal or other person having control or direction of any woman or man employed at any labor, or responsible directly or indirectly for the wages of another;

(4) **[**~~"Female", a woman of eighteen years or over;~~

~~(5)~~**]** "Wage rates" or "wages", **[**~~any compensation for labor measured by time, piece, or otherwise~~**] all compensation in any form that an employer provides to employees in payment for work done or services rendered including, but not limited to, base pay, overtime bonuses, stock options, awards, tips, or various forms of nonmonetary compensation if provided in lieu of or in addition to monetary compensation, provided that such compensation has economic value to an employee**.

2. Nothing in sections 290.400 to 290.440 shall prevent an employee from exercising his or her rights under any other provision of law.

290.410. **1.** Notwithstanding any other provisions of the law, no employer shall **[**~~pay any female in his employ at wage rates less than the wage rates paid to male employees in the same establishment for the same quantity and quality of the same classification of work, provided that nothing herein shall prohibit a variation of rates of pay for male and female employees engaged in the same classification of work based upon a difference in seniority, length of service, ability, skill, difference in duties or services performed, difference in the shift or time of day worked, hours of work, or restrictions or prohibitions on lifting or moving objects in excess of specified weight, or other reasonable differentiation, or factors other than sex, when exercised in good faith~~**] discriminate in providing compensation based on gender for equal work, the performance of which requires equal skill, effort, and responsibility, and which is performed under similar working conditions**.

2. Notwithstanding the provisions of subsection 1 of this section, it shall not be unlawful for an employer to pay different wage rates to employees if such payments are made pursuant to:

(1) A bona fide seniority or merit system;

(2) A system that measures earnings by quantity or quality of production;

(3) Any bona fide factor other than gender, provided that wage differentials based on varying market rates for equal jobs shall not be considered differentials based on bona fide factors other than gender; or

(4) Bona fide regional economic differentials.

3. An employer who is paying wages in violation of this section shall not, in order to comply with this section, reduce the wage of any employee.

4. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against any individual because such individual has:

(1) Opposed any act or practice made unlawful by this section; or

(2) Testified, assisted, or participated in any manner in an investigation, hearing, or other proceeding to enforce this section.

5. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against, coerce, intimidate, threaten, or interfere with any employee because such employee either inquired about, compared, or otherwise discussed the employee's wages or the wages of another employee; or exercised, enjoyed, aided, or encouraged any other person to exercise or enjoy any right granted or protected by this section.

290.440. 1. Any employer who violates section 290.410 is liable to the **[**~~female~~**]** employee affected in the amount of the wages of which the **[**~~female~~**]** employee is deprived by reason of the violation **and an additional amount in compensatory damages, such additional amount not to exceed twice the wages awarded**.

2. **[**~~Any female employee receiving less than the wage to which she is entitled under sections 290.400 to 290.450 may recover in a civil action the balance of the wages, together with the costs of suit, notwithstanding any agreement to work for a lesser wage.~~**]** **Any employer who violates subsection 4 or 5 of section 290.410 is liable to any individual affected in the amount of all wages and benefits lost as a result of the violation and, if awarded, an additional amount of compensatory damages in an amount to be determined by a judge or jury trial.**

3. **[**~~The burden of proof shall be upon the person bringing the claim to establish that the differentiation in rate of pay is based upon the factor of sex and not upon other differences or factors.~~**]** **In the event of a finding that an employer has violated section 290.410, a court may enjoin such employer from future violations of section 290.410 and may order the employer to take such additional steps as are necessary, including reclassification of affected workers to ensure an end to the employer's gender-based pay practices or, if the employer has engaged in unlawful retaliation prohibited by section 290.410, the court may order such relief as to make the employee whole, including reinstatement.**

4. Any employee prevailing in a civil action brought under sections 290.400 to 290.440, in addition to the remedies set forth in this section, may also recover court costs and reasonable attorney's fees, notwithstanding any agreement to work for a lesser wage. Any action brought under sections 290.400 to 290.440 shall be commenced within two years after the alleged violation occurs or the date of the reasonable discovery of such violation.

5. If an employee can show a deliberate pattern of violations of the provisions of sections 290.400 to 290.440, the court may order the employer to pay punitive damages to the employee in addition to any other compensation or injunctive relief ordered."; and

Further amend said bill, Page 22, Section 290.340, Line 7, by inserting immediately after said section and line the following:

"**[**~~290.450. Any action based upon or arising under sections 290.400 to 290.450 shall be instituted in the circuit court within six months after the date of the alleged violation, but in no event shall any employer be liable for any pay due under sections 290.400 to 290.450 for more than thirty days prior to receipt by the employer of written notice of claim thereof from the female employee.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Ellington moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ellington:

AYES: 055

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Cookson	Curtis
Ellebracht	Ellington	Engler	Evans	Franks Jr
Gannon	Gray	Green	Harris	Kendrick
Korman	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Reisch
Revis	Roberts	Rowland 29	Runions	Ruth
Shaul 113	Smith 85	Sommer	Stevens 46	Tate
Unsicker	Walker 3	Walker 74	Washington	Wessels

NOES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Lant	Lauer	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Roeber	Ross	Rowland 155	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 018

Berry	Brown 57	Brown 94	Corlew	Gregory
Higdon	Kelley 127	Kidd	Lichtenegger	Matthiesen
McDaniel	Muntzel	Newman	Peters	Razer
Roden	Rone	Schroer		

VACANCIES: 001

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads

Roden	Roeber	Ross	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Bahr	Berry	Brown 57	Brown 94	Cookson
Corlew	Dogan	Higdon	Kelley 127	Lichtenegger
Matthiesen	McDaniel	Muntzel	Newman	Peters
Razer	Rone	Rowland 155	Shull 16	

VACANCIES: 001

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was adopted.

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Ellebracht:

AYES: 086

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Hansen	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Lynch	Marshall
Mathews	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Pfautsch	Phillips
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Shumake	Smith 163	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Mr. Speaker				

NOES: 063

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Corlew	Dinkins	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Hannegan
Harris	Henderson	Kendrick	Kidd	Korman
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Neely	Nichols	Pierson Jr	Pietzman	Quade
Revis	Roberts	Roden	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Smith 85	Sommer
Spencer	Stevens 46	Tate	Unsicker	Walker 74
Washington	Wessels	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Cookson	Haefner	Higdon
Lichtenegger	Matthiesen	Muntzel	Newman	Peters
Razer	Rone	Shull 16		

VACANCIES: 001

HCS HB 1645, relating to actions for damages due to exposure to asbestos, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HCS HB 1645** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1645, Page 1, Section 537.880, Line 9, by inserting after all of said line the following:

"**(2) "Asbestos settlement", a settlement of any asbestos action, or any claim for damages or other relief that could have been filed as an asbestos action;**"; and

Further amend said bill and section, Pages 1 to 2, by renumbering said section accordingly; and

Further amend said bill and section, Page 2, Line 37, by inserting after all of said section and line the following:

"**537.881. 1. Within sixty days after an asbestos action is filed or within thirty days of the effective date of this section for asbestos actions that are pending on that effective date, each defendant shall:**

(1) Provide the court and parties with a sworn statement signed by an authorized representative of the defendant and defendant's counsel, under penalties of perjury, indicating that an investigation of all asbestos actions or claims against the defendant and all settlements entered into by the defendant or any predecessor thereto has been conducted. The sworn statement shall indicate the outcome or resolution of each such asbestos action, claim or settlement, and for those actions or claims which are not resolved, their current status.

(2) Provide all parties with all materials from such actions, claims, or settlements, including materials from all law firms connected to the defendant in relation to asbestos, including anyone at a law firm involved in an asbestos action, claim or settlement, any prior law firm representing the defendant, or any other firm that has represented the defendant in any capacity relating to asbestos. Documents should be accompanied by a custodial affidavit from the defendant certifying that the materials submitted by the defendants are true and complete.

2. The defendant shall have a continuing duty, until final resolution of the asbestos action, to supplement the statement and materials provided under subsection 1 of this section. The defendant shall supplement and amend the information and materials provided under subsection 1 of this section within thirty days after any additional action, claim, or settlement.

3. A court may impose sanctions for the failure by a defendant or defendant's counsel to comply with this section, including entry of default judgment with prejudice against defendant for willful failure to comply with the requirements of sections 537.800 to 537.890.

4. The submission of the sworn statement under subsection 1 of this section shall be in addition to any disclosure requirements otherwise imposed by law, rules of civil procedure, court order or ruling, applicable agreement or stipulation, local rule, or case management order. Nothing in this section shall prevent a court of competent jurisdiction from requiring any disclosures in addition to the disclosures required under this section."; and

Further amend said bill, Page 4, Section 537.886, Line 21, by inserting after all of said section and line the following:

"**537.887. 1. Asbestos action, claim, and settlement documents provided under section 537.881 are presumed to be relevant and authentic and are admissible in evidence in an asbestos action. No claims of privilege shall apply to asbestos action, claim, or settlement documents provided under section 537.881.**

2. A plaintiff in an asbestos action may seek discovery against any other party in an asbestos action, claim, or settlement disclosed by a defendant under section 537.881. The defendant shall not claim privilege or confidentiality to bar discovery. The defendant shall provide consent or any other expression of permission that may be required by the other parties to the asbestos action, claim, or settlement disclosed as provided under section 537.881 to release information and materials sought by the plaintiff.

3. Asbestos action, claim, and settlement documents that are sufficient to have entitled another person to a judgment against or settlement from the defendant in any asbestos action, claim, or settlement disclosed under section 537.881 when the exposure occurred at a time overlapping with the exposure alleged by the plaintiff in an asbestos action may be sufficient to support a jury finding that the plaintiff was exposed to asbestos by the defendant and that such exposure was a substantial contributing factor in causing the plaintiff's injury that is at issue in the asbestos action.

4. The parties in the asbestos action may introduce at trial any asbestos action, claim, or settlement documents provided under section 537.881 to prove, without limitation, causation for the plaintiff's claimed injury, death, or loss; to prove that the defendant is a tortfeasor, liable for the injury or wrongful death for the purposes of section 537.060; or to prove issues relevant to an adjudication of the asbestos claim, unless the exclusion of asbestos action, claim, or settlement materials is otherwise required by the rules of evidence."; and

Further amend said bill, Page 5, Section 537.888, Line 15, by inserting after all of said section and line the following:

"**537.889. 1. In an asbestos action, upon the filing by a plaintiff of an appropriate motion seeking sanctions or other relief, the court may impose any sanction provided by court rule or law of this state including, but not limited to, an entry of default judgment against a defendant for that defendant's failure to comply with the disclosure requirements of sections 537.880 to 537.890.**

2. The amount of contribution in asbestos personal injury or wrongful death actions, or settlement agreements with asbestos injury trusts established under the federal bankruptcy code, shall be addressed for the purposes of this section in the following manner:

(1) In the event a plaintiff has filed a claim with an asbestos injury trust established under the federal bankruptcy code, any settlement agreement reached shall reduce the plaintiff's claim against other tortfeasors by the amount of consideration actually received by plaintiff from such trust.

(2) If a defendant satisfies a judgment entered following a verdict in favor of a plaintiff in an asbestos action, such defendant shall be assigned the plaintiff's right to file and collect consideration from asbestos trusts under the federal bankruptcy code arising from claims where consideration has not already been received by the plaintiff."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Brown 57	Brown 94	Butler	Conway 10
Corlew	Cross	Fitzpatrick	Higdon	Kelley 127

Kendrick	Lauer	Lichtenegger	Lynch	Matthiesen
McDaniel	Muntzel	Newman	Nichols	Peters
Pietzman	Quade	Razer	Rhoads	Rone
Stephens 128				

VACANCIES: 001

Representative Barnes (60) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Barnes (60):

AYES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Cookson	Curtis	Dogan	Ellebracht	Ellington
Fitzwater	Franks Jr	Frederick	Gray	Green
Harris	Kendrick	Kidd	Korman	Lavender
Lynch	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Mosley	Pierson Jr	Plocher	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stephens 128	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels	Wilson	Wood	

NOES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Mathews	McGaugh
Messenger	Miller	Moon	Morris 140	Neely
Pfautsch	Phillips	Pietzman	Pike	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walsh
White	Wiemann	Mr. Speaker		

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Cross	Haahr	Kelley 127
Lichtenegger	Matthiesen	McDaniel	Muntzel	Newman
Nichols	Peters	Razer	Rone	

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Love	Lynch	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Butler	Haahr	Higdon
Lauer	Lichtenegger	Matthiesen	McDaniel	Muntzel
Newman	Nichols	Peters	Razer	Rone
Smith 85	Stephens 128			

VACANCIES: 001

On motion of Representative DeGroot, **HCS HB 1645** was adopted.

On motion of Representative DeGroot, **HCS HB 1645** was ordered perfected and printed.

HB 1892, relating to deputy sheriffs, was taken up by Representative Wilson.

On motion of Representative Wilson, the title of **HB 1892** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1892, Page 1, Section 57.117, Line 3, by inserting after all of said section and line the following:

"320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of employment be required to reside within the fixed and legally recorded geographical area of the fire department if such school district subsequently becomes fully accredited.

4. No employee of a fire department who is paid on an hourly basis shall be required to live in a fire department's fixed and legally recorded geographical area.

320.098. No county shall require attendance at a specific training academy by any candidate for a firefighter position but may require a specific certification from any training academy.

321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection district or ambulance district shall serve as a member of any fire district or ambulance district board while such person is employed by any fire district or ambulance district, except that an employee of a fire protection district or an ambulance district may serve as a member of a voluntary fire protection district board or a voluntary ambulance district board.

2. Notwithstanding any other provision of law to the contrary, individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board unless such employment is on a volunteer basis or without compensation.

3. Notwithstanding any provision of law to the contrary, no fire protection district or ambulance district shall require an employee who is paid on an hourly basis to live within the district.

321.200. 1. Except as otherwise provided in subsection 3 **of this section**, the board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association, and

without delegation thereof to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district may be employed or discharged only by a board which includes at least two directors; but any board of directors may suspend from duty any such person or staff member who willfully and deliberately neglects or refuses to perform his or her regular functions.

2. Any vacancy on the board shall be filled by the remaining elected members of the board, except when less than two elected members remain on the board any vacancy shall be filled by the circuit court of the county in which all or a majority of the district lies. The appointee or appointees shall act until the next biennial election at which a director or directors are elected to serve the remainder of the unexpired term.

3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment by the federal emergency management agency, state emergency management agency, or statewide mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in person, via telephone, facsimile, internet, or any other voice or electronic means, without public notice, in order to authorize by roll call vote the disbursement of funds necessary for the deployment.

4. In the event action is necessary under subsection 3 of this section, the board of directors of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose during the next regularly scheduled meeting of the board that the emergency meeting was held, the action that precipitated calling the emergency meeting without notice, and that the minutes of the emergency meeting are available as a public record of the board.

5. Members of a fire district or ambulance district board of directors shall only receive compensation for meetings the member attended. If multiple meetings occur on the same day, members shall not receive compensation for more than one meeting.

590.025. No law enforcement agency shall require an employee who is paid on an hourly basis to live within a jurisdiction more specific than this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Roden moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wilson, **HB 1892** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 104 - Special Committee on Homeland Security

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1679 - Fiscal Review
HCS HB 1868 - Fiscal Review
HB 1579 - Corrections and Public Institutions
HB 1712 - Elementary and Secondary Education
HB 1776 - General Laws

HB 1781 - Crime Prevention and Public Safety
HB 1938 - General Laws
HB 1986 - Corrections and Public Institutions
HB 2193 - Veterans
HB 2415 - Government Efficiency
HB 2566 - Corrections and Public Institutions
HB 2580 - General Laws
HB 2591 - Children and Families
HB 2607 - Agriculture Policy
HB 2632 - Corrections and Public Institutions
HB 2712 - Local Government

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SB 659 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2407**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Cookson, Franklin, Gannon, Justus, Moon, Neely, Newman, Ruth, Stacy, Unsicker and Walker (74)

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer and Phillips

Noes (0)

Absent (4): Barnes (60), McDaniel, Newman and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1609**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman and Rehder

Noes (3): Berry, Ellebracht and Washington

Absent (1): Plocher

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 2334**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman and Rehder

Noes (3): Beck, Ellebracht and Washington

Absent (1): Plocher

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2192**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HJR 80**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Frederick, Johnson, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Pogue, Quade and Revis

Absent (3): Curtman, Kidd and Peters

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2211**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1260**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (3): Messenger, Stephens (128) and Wiemann

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (2): Beard and Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1509**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1689**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1987** and **HB 2185**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): DeGroot

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2101**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1929**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2030**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Francis, Kidd, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (1): McCreery

Absent (2): DeGroot and Fraker

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Fraker, Francis, Kidd, Miller, Pierson Jr., Plocher and Roberts

Noes (2): McCreery and McDaniel

Absent (1): DeGroot

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2115**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Schroer and Shull (16)

Noes (0)

Absent (4): Kelley (127), Mosley, Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Carpenter and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1574**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Arthur, Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1673**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Present (1): Barnes (60)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1801**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1831**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Present (1): Barnes (60)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2183**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2184**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2208**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Arthur, Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2210**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2216**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2233**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2274**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 2277 & 1983**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2322**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Carpenter and Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 73**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bondon, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1486**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bondon, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS#2 HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1654**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2194**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

COMMITTEE CHANGES

March 6, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Professional Registration and Licensing and appoint Representative Richard Brown to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

HOUSE COMMITTEE BILL AUTHORIZATIONS

March 6, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Local Government has been authorized to introduce upon report a House Committee Bill relating to political subdivisions.

If you have any questions, please feel free to contact my office.

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Lichtenegger and Rone.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 7, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, March 7, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Review Committee Substitutes for HBs 2001-2013.

BUDGET
Thursday, March 8, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: SS SCS SB 775
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Thursday, March 8, 2018, 8:30 AM, House Hearing Room 7.
Executive session will be held: HB 2101, HB 2192, HB 2221
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 649, HB 2182
Executive session may be held on any matter referred to the committee.
Removing HB 2480.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 68, HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2333, HB 2358
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, March 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1600, HCS HB 1623, HB 1679, HCS HB 1868
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 15, HB 2568
Executive session may be held on any matter referred to the committee.
Added HB 2568.
HCB 15 is an act relating to opioids.
AMENDED

HIGHER EDUCATION
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2412
Executive session will be held: HB 1520, HB 1811, HB 2348, HB 2360
Executive session may be held on any matter referred to the committee.
We will no longer be having a public hearing for HB 2408.
AMENDED

LOCAL GOVERNMENT
Wednesday, March 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2038, HB 2453, HB 1398
Executive session will be held: HB 2352, HB 2356, HB 2383
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, March 7, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 2.
Public hearing will be held: HB 1502, HB 2295
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 7, 2018, 12:15 PM or upon conclusion of morning session (whichever is later), South Gallery.
Executive session will be held: HB 1256, HCS HB 1577, HB 1972, HCS HB 1326, HCS HB 1739, HCS HB 2339, HCR 69
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2506
Executive session will be held: HB 1432
Executive session may be held on any matter referred to the committee.
Amended to remove HB 2256.
AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 2324
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2460, HR 5237, HCR 83, HB 2439
Executive session will be held: HB 2393, HB 2381, HCR 62
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, March 7, 2018, 8:00 AM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
Pursuant to HR 5565, portions of this hearing may be closed.
AMENDED

SUBCOMMITTEE ON TAX CREDIT REVIEW
Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review.

TRANSPORTATION
Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2207
Executive session will be held: HB 2268, HB 2180, HR 4839, HB 2153
Executive session may be held on any matter referred to the committee.
Added HB 2153 to executive session.
AMENDED

WORKFORCE DEVELOPMENT
Wednesday, March 7, 2018, 9:30 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.
CORRECTED

HOUSE CALENDAR

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 7, 2018

HOUSE BILLS FOR PERFECTION

HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456 - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 – Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 7, 2018

The House met pursuant to adjournment.

Representative Dinkins in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 049

Alferman	Anders	Basye	Bernskoetter	Berry
Bondon	Brown 27	Burns	Cross	Curtis
Curtman	DeGroot	Dinkins	Engler	Francis
Gannon	Hannegan	Hansen	Harris	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Love	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Nichols
Pfautsch	Pogue	Reiboldt	Reisch	Remole
Roeber	Rone	Rowland 155	Rowland 29	Taylor
Walsh	White	Wiemann	Wilson	

NOES: 000

PRESENT: 066

Adams	Anderson	Arthur	Bahr	Bangert
Baringer	Beard	Beck	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Davis	Dohrman	Eggleston	Evans	Fitzwater
Gray	Green	Grier	Haahr	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Kolkmeyer	Lant	Lynch	Marshall	McCann Beatty
McCreery	McGee	Meredith 71	Messenger	Morgan
Neely	Pike	Quade	Razer	Rehder
Roden	Ross	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Wessels	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 047

Andrews	Austin	Barnes 60	Barnes 28	Black
Brattin	Brown 57	Brown 94	Butler	Carpenter
Cookson	Dogan	Ellebracht	Ellington	Fitzpatrick
Fraker	Franklin	Franks Jr	Frederick	Gregory

Haefner	Houghton	Korman	Lauer	Lavender
Lichtenegger	Mathews	May	McDaniel	Merideth 80
Mitten	Mosley	Newman	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Redmon	Revis
Rhoads	Roberts	Shumake	Smith 85	Spencer
Tate	Washington			

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed be the name of God forever and ever: for wisdom and might are His. (Daniel 2:20)

Almighty God, reveal to us Your glory as we turn our thoughts upward and lift up our hearts to Your presence. May discernment and discretion, with confidence and courage, arise within us with renewed strength, as we again open our minds to You who is always understanding, always merciful, and always seeking our good and the good of our people.

Grant to us, as we pray, such an awareness of Your spirit that this long day may be spent in Your service and for the best interests of our State. Give to us the grace to ask what You would have us do, that in Your wisdom we may be saved from wrong choices, in Your light we may walk and not faint, and in Your love we may live with true joy.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Dylan Werner, Kaiden Caudle, Abbi Suthoff, Nolan Bennett, Hudson Moyer, Jordan Luebbering, Carter Bryan, Bennett Wilde, and Carson Roling.

Speaker Richardson assumed the Chair.

The Journal of the thirty-fifth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Brown 27	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch

Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Austin	Barnes 60	Berry	Bondon	Brattin
Brown 57	Brown 94	Carpenter	Cookson	Curtis
Dogan	Ellebracht	Ellington	Evans	Haefner
Lauer	Lichtenegger	May	Mitten	Newman
Peters	Phillips	Pierson Jr	Pietzman	Remole
Rhoads	Ross	Shumake	Stephens 128	

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HB 1953, relating to the bone marrow registry, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HB 1953**, relating to public health and welfare, was agreed to.

Representative Ruth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1953, Page 2, Section 192.1120, Line 27, by inserting immediately after said section and line the following:

"**208.183. 1. The "Advisory Council on Rare Diseases and Personalized Medicine" is hereby established within the MO HealthNet division. The advisory council on rare diseases and personalized medicine shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and the necessary expertise can be provided by external in-state experts.**

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with public schools of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree and is active in medical practice and affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state that has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, Pub. L. 97-414, and drugs and biological products that are approved by the United States Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine. "Beneficiary access", as used in this subsection, means developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, payment, cost-sharing, drug utilization review, or medication therapy management.

5. The board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the board during public hearings.

8. For purposes of this section, a "rare disease drug" is a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1** was adopted.

On motion of Representative Neely, **HB 1953, as amended**, was ordered perfected and printed.

HCS HB 2140, relating to public contracts for purchasing supplies, was placed on the Informal Calendar.

HB 2122, relating to vehicle sales, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HB 2122** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2122, Pages 5 and 6, Section 301.550, Lines 34 to 51, by removing all of said lines from the bill and inserting in lieu thereof the following:

"(8) "Motor vehicle dealer" or "dealer", any person who, for commission or with an intent to make a profit or gain of money or other thing of value, sells, barters, exchanges, leases or rents with the option to purchase, or who offers or attempts to sell or negotiates the sale of motor vehicles or trailers whether or not the motor vehicles or trailers are owned by such person; provided, however, an individual auctioneer or auction conducted by an auctioneer licensed pursuant to chapter 343 shall not be included within the definition of a motor vehicle dealer. The sale of six or more motor vehicles or trailers in any calendar year shall be required as evidence that such person is engaged in the motor vehicle business and is eligible for licensure as a motor vehicle dealer under sections 301.550 to [~~301.573~~] **301.580**. Any motor vehicle dealer licensed before August 28, 2007, shall be required to meet the minimum calendar year sales of six or more motor vehicles provided the dealer can prove the business achieved, cumulatively, six or more sales per year for the preceding twenty-four months in business; or if the dealer has not been in business for twenty-four months, the cumulative equivalent of one sale every two months for the months the dealer has been in business before August 28, 2007. Any licensed motor vehicle dealer failing to meet the minimum vehicle sales requirements as referenced in this subsection shall not be qualified to renew his or her license for one year. Applicants who reapply after the one-year period shall meet the **minimum** requirement of six sales per year**. Dealers shall be subject to the licensure requirements under section 301.552 with regard to additional sales requirements for the award of certain tax exempt dealer plates**;"; and

Further amend said bill, Page 8, Section 301.550, Line 127, by inserting after all of said section and line the following:

"**301.552. 1. Notwithstanding any other provision of law to the contrary, motor vehicle dealers shall be eligible for dealer plates according to the following schedule of annual motor vehicle sales:**

(1) One dealer plate shall be issued at the time of initial application for licensure as a motor vehicle dealer under section 301.550, and such plate may be retained if the minimum requirement of six sales per year is met thereafter;

(2) A second dealer plate shall be issued upon report of twelve sales per year during the requisite reporting period;

(3) A third dealer plate shall be issued upon report of twenty sales per year during the requisite reporting period; and

(4) Thereafter, one additional dealer plate shall be issued for each ten additional sales reported during the requisite reporting period.

2. For purposes of this section, the term "motor vehicle" means non-commercial passenger vehicles eligible for highway use and does not include motorcycles, trailers, farm vehicles, boats, recreational vehicles, or any type of vehicle not having four wheels."; and

Further amend said bill, Page 13, Line 95 to Page 16, Line 175, by removing all of said lines from the bill and inserting in lieu thereof the following:

"3. Upon the initial issuance of a license by the department, the department shall assign a distinctive dealer license number or certificate of number to the applicant and the department shall issue [~~one number plate or certificate~~] **two number plates or certificates** bearing the distinctive dealer license number or certificate of number [~~and two additional number plates or certificates of number~~] within eight working hours after presentment of the application**, upon payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate or certificate issued by the department**. Upon renewal, the department shall issue the distinctive dealer license number or certificate of number as quickly as possible. The issuance of such distinctive dealer license number or certificate of number shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer.

4. Notwithstanding any other provision of the law to the contrary, the department shall assign the following distinctive dealer license numbers to:

New motor vehicle franchise dealers	D-0 through D-999
New powersport dealers [~~and motorcycle franchise dealers~~]	D-1000 through D-1999
Used motor vehicle[,] **and** used powersport[~~, and used motorcycle~~] dealers	D-2000 through D-9999
Wholesale motor vehicle dealers	W-0 through W-1999
Wholesale motor vehicle auctions	WA-0 through WA-999
New and used trailer dealers	T-0 through T-9999
Motor vehicle, trailer, and boat manufacturers	DM-0 through DM-999
Public motor vehicle auctions	A-0 through A-1999
Boat dealers	M-0 through M-9999
New and used recreational motor vehicle dealers	RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed new motor vehicle franchise dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. **If the new approved dealer applicant elects not to retain the selling dealer's license number, then the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.**

6. [~~In the case of new motor vehicle manufacturers, motor vehicle dealers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate.~~] Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New [~~and used motor vehicle dealers~~] **motor vehicle franchise dealers**, powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate or certificate of number per ten-unit qualified transactions annually. **Notwithstanding any provision of subsection 3 of this section to the contrary, used motor vehicle dealers are limited to one initial plate or certificate until they have twelve qualified transactions annually, at which time they may receive their first additional plate or certificate. When such used vehicle dealers have twenty qualified transactions annually, then they may receive their second additional plate or certificate and, thereafter, they may obtain one additional plate or certificate for each additional group of ten annual qualified transactions.** New and used recreational motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit qualified transactions annually for their first fifty transactions and one additional plate or certificate of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an initial license shall indicate on his or her initial application the applicant's proposed annual number of sales in order for the director to issue the appropriate number of additional plates or certificates of number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer obtaining a distinctive dealer license plate or certificate of number or additional license plate or additional certificate of number, throughout the calendar year, shall be required to pay a fee for such license plates or certificates of number computed on the basis of one-twelfth of the full fee prescribed for the original and duplicate number plates or certificates of number for such dealers' licenses, multiplied by the number of months remaining in the licensing period for which the dealer or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate of dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of sales during the reporting period of July first of the immediately preceding year to June thirtieth of the present year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Mathews offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2122, Pages 22-23, Section 301.556, Lines 34-43, by inserting after all of said line the following:

"[~~(5)~~] The sale of vehicles at off-site sales shall be limited to sales by a seller of vehicles used and titled solely in its ordinary course of business, and such sales shall be held in conjunction with a credit union and limited to members of the credit union, thus constituting a private sale to be advertised to members only[~~;~~]**.**

[~~(6)~~] **3.** Off-site sales by a seller of vehicles used and titled solely in its ordinary course of business may also be held in conjunction with other financial institutions provided that any such sale event shall be held on the premises of the financial institution, and sales shall be limited to persons who were customers of the financial institution prior to the date of the sale event. Off-site sales held with such other financial institutions shall be limited to one sale per year per institution."; and

Further amend said bill and section, Page 23, Line 46, by removing all of said line and inserting in lieu thereof the following:

"~~vehicles of the same manufacture and model are offered for sale to the public.~~**]**
4. A motor vehicle"; and

Further amend said bill and section by renumbering said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 2** was adopted.

Representative Chipman assumed the Chair.

Representative Johnson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 2122, Page 6, Section 301.550, Line 40, by deleting the words "[~~six~~] **twenty-four**" and inserting in lieu thereof the word "six"; and

Further amend said bill, page and section, Line 51, by deleting the words "[~~six~~] **twenty-four**" and inserting in lieu thereof the word "six"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson, **House Amendment No. 3** was adopted.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 2122, Page 26, Section 301.570, Line 28, by inserting after all of said line the following:

"307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:

(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;

(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months;

shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred**; however, if a vehicle was purchased from a motor vehicle dealer and a valid**

inspection had been made within sixty days of the purchase date, the new owner shall be able to utilize an inspection performed within ninety days prior to the application for registration or transfer. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 4** was adopted.

On motion of Representative Engler, **HB 2122, as amended**, was ordered perfected and printed.

HB 1344, relating to private probation services for misdemeanor offenses, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HB 1344** was agreed to.

On motion of Representative Hill, **HB 1344** was ordered perfected and printed.

HB 1800, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1800** was agreed to.

Representative Adams suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Burns	Cookson
Cross	Curtman	Dinkins	Engler	Evans
Fraker	Francis	Hansen	Henderson	Hill

Hurst	Kelly 141	Kidd	Knight	Korman
Lant	Matthiesen	McGaugh	Morse 151	Muntzel
Pogue	Redmon	Reiboldt	Remole	Rowland 29
Shull 16	Taylor	Walsh	White	Wilson

NOES: 001

Smith 85

PRESENT: 066

Adams	Anders	Anderson	Arthur	Bahr
Bangert	Baringer	Barnes 28	Beard	Berry
Burnett	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Franklin	Frederick	Gray
Gregory	Grier	Haahr	Helms	Houghton
Houx	Johnson	Love	Lynch	Marshall
Mathews	McCann Beatty	McCreery	Meredith 71	Miller
Moon	Morgan	Mosley	Pietzman	Pike
Plocher	Rehder	Revis	Roden	Ross
Runions	Ruth	Shaul 113	Smith 163	Spencer
Stacy	Stevens 46	Tate	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Wessels	Wiemann
Wood				

ABSENT WITH LEAVE: 055

Andrews	Austin	Barnes 60	Brown 57	Brown 94
Butler	Carpenter	Davis	DeGroot	Dogan
Ellebracht	Ellington	Franks Jr	Gannon	Green
Haefner	Hannegan	Harris	Higdon	Justus
Kelley 127	Kendrick	Kolkmeyer	Lauer	Lavender
Lichtenegger	May	McDaniel	McGee	Merideth 80
Messenger	Mitten	Morris 140	Neely	Newman
Nichols	Peters	Pfautsch	Phillips	Pierson Jr
Quade	Razer	Reisch	Rhoads	Roberts
Roeber	Rone	Rowland 155	Schroer	Shumake
Sommer	Stephens 128	Swan	Washington	Mr. Speaker

VACANCIES: 001

Speaker Richardson resumed the Chair.

On motion of Representative Miller, **HB 1800** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Bangert	Baringer	Basye	Beck	Bernskoetter
Berry	Black	Brattin	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gray	Gregory	Grier

Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Love	Lynch	Mathews	May	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Remole	Revis
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 85	Smith 163	Sommer	Stacy	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 015

Barnes 28	Brown 27	Butler	Curtis	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	Pogue	Quade	Roberts	Stevens 46

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Austin	Bahr	Barnes 60	Beard
Bondon	Brown 57	Brown 94	Dogan	Ellebracht
Engler	Franklin	Kelley 127	Korman	Lauer
Lichtenegger	Matthiesen	McDaniel	Mitten	Neely
Newman	Nichols	Peters	Phillips	Pierson Jr
Razer	Reisch	Rhoads	Rone	Shumake
Spencer	Stephens 128	Walker 74		

VACANCIES: 001

HB 1874, relating to products sold in the state capitol, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 1874** was agreed to.

On motion of Representative Taylor, **HB 1874** was ordered perfected and printed.

HCS HB 1364, relating to transportation and delivery of petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, the title of **HCS HB 1364** was agreed to.

On motion of Representative Kidd, **HCS HB 1364** was adopted.

On motion of Representative Kidd, **HCS HB 1364** was ordered perfected and printed.

HCS HB 1713, relating to the Missouri adoptee rights act, was placed on the Informal Calendar.

HCS HB 1714, relating to adoption records, was placed on the Informal Calendar.

HB 2026, relating to persons confined in jails, was taken up by Representative Wilson.

On motion of Representative Wilson, the title of **HB 2026** was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2026, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"**217.149. 1. By September 1, 2018, all correctional centers shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:**

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery;

(10) A requirement that a female medical professional be present during any examination of such offender; and

(11) The department shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery.

217.151. 1. As used in this section, the following terms mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the correctional center or medical facility, other offenders, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A correctional center shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or within forty-eight hours postdelivery.

3. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall.

5. If a doctor, nurse, or other health care provider treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the corrections officer accompanying such offender shall immediately remove all restraints.

6. In the event a corrections officer determines that extraordinary circumstances exist and restraints are necessary, the corrections officer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the correctional center for at least ten years from the date the restraints were used.

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery in accordance with subsection 6 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities."; and

Further amend said bill and page, Section 221.050, Line 4, by inserting immediately after said section and line the following:

"**221.520. 1. As used in this section, the following terms shall mean:**

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant prisoner in her third trimester or a postpartum prisoner within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other prisoners, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A county or city jail shall not use restraints on a pregnant prisoner in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery.

3. Pregnant prisoners shall be transported in vehicles equipped with seatbelts.

4. Anytime restraints are used on a pregnant prisoner in her third trimester or on a postpartum prisoner within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such prisoner, and if wrist restraints are used, such restraints shall be placed in the front of such prisoner's body to protect the prisoner and the unborn child in the case of a forward fall.

5. If a doctor, nurse, or other health care provider treating the pregnant prisoner in her third trimester or the postpartum prisoner within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such prisoner shall immediately remove all restraints.

6. In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least ten years from the date the restraints were used.

7. The county or city jail shall:

(1) Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female prisoners, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail, and post the policies and practices in locations in the jail where such notices are commonly posted and will be seen by female prisoners.

221.523. 1. By September 1, 2018, all county and city jails shall develop specific procedures for the intake and care of prisoners who are pregnant, which shall include procedures regarding:

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such prisoners, including requiring such prisoners to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such prisoner shall be placed in isolation during such recovery;

(10) A requirement that a female medical professional be present during any examination of such prisoner; and

(11) The jail shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period a prisoner who was pregnant is in the hospital or infirmary after delivery."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Wilson, **HB 2026, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 039

Alferman	Barnes 60	Basye	Bernskoetter	Bondon
Brown 27	Cross	Curtis	Dinkins	Fraker
Francis	Franks Jr	Gannon	Harris	Henderson
Houghton	Hurst	Justus	Kelley 127	Kidd
Knight	Lauer	Love	Lynch	Matthiesen

Morris 140	Morse 151	Pfautsch	Phillips	Pogue
Redmon	Reiboldt	Remole	Rhoads	Rone
Rowland 155	Rowland 29	Taylor	Walsh	

NOES: 000

PRESENT: 052

Anderson	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Berry	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Gray	Gregory
Grier	Haahr	Hannegan	Helms	Higdon
Hill	Houx	Johnson	Kolkmeyer	Lant
Mathews	McCreery	McGaugh	Meredith 71	Miller
Nichols	Pike	Reisch	Revis	Ross
Runions	Ruth	Schroer	Shaul 113	Smith 163
Stacy	Tate	Trent	Vescovo	Walker 3
Wessels	Wood			

ABSENT WITH LEAVE: 071

Adams	Anders	Andrews	Arthur	Beck
Black	Brattin	Brown 57	Brown 94	Burnett
Burns	Butler	Carpenter	Conway 10	Cookson
Curtman	Davis	DeGroot	Ellington	Engler
Fitzpatrick	Fitzwater	Franklin	Frederick	Green
Haefner	Hansen	Kelly 141	Kendrick	Korman
Lavender	Lichtenegger	Marshall	May	McCann Beatty
McDaniel	McGee	Merideth 80	Messenger	Mitten
Moon	Morgan	Mosley	Muntzel	Neely
Newman	Peters	Pierson Jr	Pietzman	Plocher
Quade	Razer	Rehder	Roberts	Roden
Roeber	Shull 16	Shumake	Smith 85	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Unsicker
Walker 74	Washington	White	Wiemann	Wilson
Mr. Speaker				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1713, relating to the Missouri adoptee rights act, was taken up by Representative Phillips.

On motion of Representative Phillips, the title of **HCS HB 1713** was agreed to.

On motion of Representative Phillips, **HCS HB 1713** was adopted.

On motion of Representative Phillips, **HCS HB 1713** was ordered perfected and printed.

HCS HB 1714, relating to adoption records, was taken up by Representative Phillips.

On motion of Representative Phillips, the title of **HCS HB 1714** was agreed to.

On motion of Representative Phillips, **HCS HB 1714** was adopted.

On motion of Representative Phillips, **HCS HB 1714** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 2043, relating to Law Enforcement Appreciation Day, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 2043** was agreed to.

Representative Tate offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2043, Page 1, Section 9.052, Line 1, by deleting the word "**Tuesday**" and inserting in lieu thereof the word "**Friday**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 1** was adopted.

Representative Curtis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2043, Page 1, Section 9.052, Line 5, by inserting immediately after said section and line the following:

"**285.590. 1. For purposes of this section, the following terms mean:**

(1) "Employer", any person or entity employing any person for hire within the state of Missouri, including every department, agency, or instrumentality of the state or political subdivision of the state;

(2) "Mental health professional", a psychiatrist, resident in psychiatry, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker.

2. Any employer who employs law enforcement officers shall establish and maintain an employee assistance program for the law enforcement officers that meets the requirements of this section.

3. The employee assistance program, including any mental health professional providing counseling sessions through the program, shall not disclose to any employer the fact that a law enforcement officer is participating or has participated in the employee assistance program.

4. Any communication made by a law enforcement officer in a counseling session provided through the employee assistance program, and any oral or written information conveyed in or as the result of the counseling session, are confidential and shall not be disclosed by the mental health professional to the law enforcement officer's employer or any other person.

5. The prohibition on disclosure described in subsection 4 of this section shall apply to all oral communications, notes, records, and reports arising out of the counseling session. Any notes, records, or reports arising out of a counseling session provided through the employee assistance program shall not be public records and shall not be subject to the provisions of chapter 610.

6. The prohibition on disclosure described in this section shall not apply to any:

(1) Threat of suicide or criminal act made by a law enforcement officer in a counseling session, or any information conveyed in a counseling session relating to a threat of suicide or criminal act;

(2) Information relating to abuse of spouses, children, or the elderly, or other information that is required to be reported by law;

(3) Admission of criminal conduct;

(4) Disclosure of testimony by a law enforcement officer who received counseling services and expressly consented to such disclosure; or

(5) Disclosure of testimony by the surviving spouse or executor or administrator of the estate of a deceased law enforcement officer who received counseling services and such surviving spouse or executor or administrator expressly consented to such disclosure.

7. The provisions of this section shall not prohibit any communications between the mental health professionals providing the counseling sessions and the supervisors or staff of an employee assistance program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Tate, **HB 2043, as amended**, was ordered perfected and printed.

HCS HB 2042, relating to sexual offenders, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 2042** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2042, Page 2, Section 43.650, Line 36, by inserting immediately after said section and line the following:

"210.025. 1. **An applicant child care provider; persons employed by the applicant child care provider for compensation, including contract employees or self-employed individuals; individuals or volunteers whose activities involve the care or supervision of children for the applicant child care provider or unsupervised access to children who are cared for or supervised by the applicant child care provider; or individuals residing in the applicant's family child care home who are seventeen years of age or older shall be required to submit to a criminal background check under section 43.540 prior to an applicant being granted a registration and every five years thereafter and an annual check of the central registry for child abuse established in section 210.145 in order for the applicant** to qualify for receipt of state or federal funds for providing child-care services **[**~~in the home~~**]** either by direct payment or through reimbursement to a child-care beneficiary**[**~~, an applicant and any person over the age of seventeen who is living in the applicant's home shall be required to submit to a criminal background check pursuant to section 43.540 and a check of the central registry for child abuse established in section 210.145. Effective January 1, 2001, the requirements of this subsection or subsection 2 of this section shall be satisfied through registration with the family care safety registry established in sections 210.900 to 210.936~~**]**. Any costs associated with such checks shall be paid by the applicant.

2. Upon receipt of an application for state or federal funds for providing child-care services in the home, the **[**~~family support~~**] children's** division shall:

(1) Determine if a finding of child abuse or neglect by probable cause prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, involving the applicant or any person over the age of seventeen who is living in the applicant's home has been recorded pursuant to section 210.145 or 210.221;

(2) Determine if the applicant or any person over the age of seventeen who is living in the applicant's home has been refused licensure or has experienced licensure suspension or revocation pursuant to section 210.221 or 210.496; and

(3) Upon initial application, require the applicant to submit to fingerprinting and request a criminal background check of the applicant and any person over the age of seventeen who is living in the applicant's home pursuant to section 43.540 and section 210.487, and inquire of the applicant whether any children less than seventeen years of age residing in the applicant's home have ever been certified as an adult and convicted of, or pled guilty or nolo contendere to any crime.

3. Except as otherwise provided in subsection 4 of this section, upon completion of the background checks in subsection 2 of this section, an applicant shall be denied state or federal funds for providing child care if such applicant, any person over the age of seventeen who is living in the applicant's home, and any child less than seventeen years of age who is living in the applicant's home and who the division has determined has been certified as an adult for the commission of a crime:

(1) Has had a finding of child abuse or neglect by probable cause prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, pursuant to section 210.145 or section 210.152;

(2) Has been refused licensure or has experienced licensure suspension or revocation pursuant to section 210.496;

(3) Has pled guilty or nolo contendere to or been found guilty of any felony for an offense against the person as defined by chapter 565, or any other offense against the person involving the endangerment of a child as prescribed by law; of any misdemeanor or felony for a sexual offense as defined by chapter 566; of any misdemeanor or felony for an offense against the family as defined in chapter 568, with the exception of the sale of fireworks, as defined in section 320.110, to a child under the age of eighteen; of any misdemeanor or felony for pornography or related offense as defined by chapter 573; or of any similar crime in any federal, state, municipal or other court of similar jurisdiction of which the director has knowledge or any offenses or reports which will disqualify an applicant from receiving state or federal funds.

4. An applicant shall be given an opportunity by the division to offer any extenuating or mitigating circumstances regarding the findings, refusals or violations against such applicant or any person over the age of seventeen or less than seventeen who is living in the applicant's home listed in subsection 2 of this section. Such extenuating and mitigating circumstances may be considered by the division in its determination of whether to permit such applicant to receive state or federal funds for providing child care in the home.

5. An applicant who has been denied state or federal funds for providing child care in the home may appeal such denial decision in accordance with the provisions of section 208.080.

6. If an applicant is denied state or federal funds for providing child care in the home based on the background check results for any person over the age of seventeen who is living in the applicant's home, the applicant shall not apply for such funds until such person is no longer living in the applicant's home.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

210.254. 1. Child-care facilities operated by religious organizations pursuant to the exempt status recognized in subdivision (5) of section 210.211 shall upon enrollment of any child provide the parent or guardian enrolling the child two copies of a notice of parental responsibility, one copy of which shall be retained in the files of the facility after the enrolling parent acknowledges, by signature, having read and accepted the information contained therein.

2. The notice of parental responsibility shall include the following:

(1) Notification that the child-care facility is exempt as a religious organization from state licensing and therefore not inspected or supervised by the department of health and senior services other than as provided herein and that the facility has been inspected by those designated in section 210.252 and is complying with the fire, health and sanitation requirements of sections 210.252 to 210.257;

(2) The names, addresses and telephone numbers of agencies and authorities which inspect the facility for fire, health and safety and the date of the most recent inspection by each;

(3) The staff/child ratios for enrolled children under two years of age, for children ages two to four and for those five years of age and older as required by the department of health and senior services regulations in licensed facilities, the standard ratio of staff to number of children for each age level maintained in the exempt facility, and the total number of children to be enrolled by the facility;

(4) Notification that background checks have been conducted **[**~~on each individual caregiver and all other personnel at the facility. The background check shall be conducted upon employment and every two years thereafter on each individual caregiver and all other personnel at the facility. Such background check shall include a screening for child abuse or neglect through the children's division, and a criminal record review through the Missouri highway patrol pursuant to section 43.540. The fee for the criminal record review shall be limited to the actual costs incurred by the Missouri highway patrol in conducting such review not to exceed ten dollars~~**] under section 210.1080**;

(5) The disciplinary philosophy and policies of the child-care facility; and

(6) The educational philosophy and policies of the child-care facility.

3. A copy of notice of parental responsibility, signed by the principal operating officer of the exempt child-care facility and the individual primarily responsible for the religious organization conducting the child-care facility and copies of the annual fire and safety inspections shall be filed annually during the month of August with the **[**~~director of the~~**]** department of health and senior services. **[**~~Exempt child-care facilities which begin operation after August 28, 1993, shall file such notice at least five days prior to starting to operate.~~**]**

210.258. The provisions of this section and section 210.259 apply to a child care facility maintained or operated under the exclusive control of a religious organization. Nothing in sections 210.252 to 210.257 shall be construed to authorize the department of health and senior services or any other governmental entity:

(1) To interfere with the program, curriculum, ministry, teaching or instruction offered in a child care facility;

(2) To interfere with the **[**~~selection,~~**]** certification**[**~~,~~**] and** minimal formal educational degree requirements**[**~~, supervision or terms of employment of a facility's personnel~~**]**;

(3) **[**~~To interfere with the selection of individuals sitting on any governing board of a child care facility;~~

~~(4)~~**]** To interfere with the selection of children enrolled in a child care facility; or

[~~(5)~~**] (4)** To prohibit the use of corporal punishment. However, the department of health and senior services may require the child care facility to provide the parent or guardian enrolling a child in the facility a written explanation of the disciplinary philosophy and policies of the child care facility.

210.1080. 1. As used in this section, the following terms mean:

(1) "Child care staff member", a child care provider; persons employed by the child care provider for compensation, including contract employees or self-employed individuals; individuals or volunteers whose activities involve the care or supervision of children for a child care provider or unsupervised access to children who are cared for or supervised by a child care provider; or individuals residing in a family child care home who are seventeen years of age and older;

(2) "Criminal background check":

(a) A Federal Bureau of Investigation fingerprint check;

(b) A search of the National Crime Information Center's National Sex Offender Registry; and

(c) A search of the following registries, repositories, or databases in Missouri, the state where the child care staff member resides, and each state where such staff member resided during the preceding five years:

a. The state criminal registry or repository, with the use of fingerprints being required in the state where the staff member resides and optional in other states;

b. The state sex offender registry or repository; and

c. The state-based child abuse and neglect registry and database.

2. (1) Prior to the employment or presence of a child care staff member in a family child care home, group child care home, child care center, or license-exempt child care facility, the child care provider shall request the results of a criminal background check for such child care staff member from the department of health and senior services.

(2) A prospective child care staff member may begin work for a child care provider after the criminal background check has been requested from the department; however, pending completion of the criminal background check, the prospective child care staff member shall be supervised at all times by another child care staff member who received a qualifying result on the criminal background check within the past five years.

(3) A family child care home, group child care home, child care center, or license-exempt child care facility that has child care staff members at the time this section becomes effective shall request the results of a criminal background check for all child care staff members by January 31, 2019, unless the requirements for subsection 5 of this section are met by the child care provider and proof is submitted to the department of health and senior services by January 31, 2019.

3. The costs of the criminal background check shall be the responsibility of the child care staff member but may be paid or reimbursed by the child care provider at the provider's discretion. The fees charged for the criminal background check shall not exceed the actual cost of processing and administration.

4. Except as otherwise provided in subsection 2 of this section, upon completion of the criminal background check, any child care staff member or prospective child care staff member shall be ineligible for employment or presence at a family child care home, a group child care home, a licensed child care center, or a license-exempt child care facility if such person:

(1) Refuses to consent to the criminal background check as required by this section;

(2) Knowingly makes a materially false statement in connection with the criminal background check as required by this section;

(3) Is registered, or is required to be registered, on a state sex offender registry or repository or the National Sex Offender Registry;

(4) Has a finding of child abuse or neglect under section 210.145 or 210.152 or any other finding of child abuse or neglect based on any other state's registry or database;

(5) Has been convicted of a felony consisting of:

(a) Murder, as described in 18 U.S.C. Section 1111;

(b) Child abuse or neglect;

(c) A crime against children, including child pornography;

(d) Spousal abuse;

(e) A crime involving rape or sexual assault;

(f) Kidnapping;

(g) Arson;

(h) Physical assault or battery; or

(i) Subject to subsection 5 of this section, a drug-related offense committed during the preceding five years;

(6) Has been convicted of a violent misdemeanor committed as an adult against a child, including the following crimes: child abuse, child endangerment, or sexual assault, or of a misdemeanor involving child pornography; or

(7) Has been convicted of any similar crime in any federal, state, municipal, or other court.

Adult household members seventeen years of age and older in a family child care home shall be ineligible to maintain presence at a family child care home if any one or more of the provisions of this subsection applies to them.

5. A child care provider shall not be required to submit a request for a criminal background check under this section for a child care staff member if:

(1) The staff member received a criminal background check within five years before the latest date on which such a submission may be made and while employed by or seeking employment by another child care provider within Missouri;

(2) The department of health and senior services provided to the first provider a qualifying criminal background check result, consistent with this section, for the staff member; and (3) The staff member is employed by a child care provider within Missouri or has been separated from employment from a child care provider within Missouri for a period of not more than one hundred eighty consecutive days.

6. (1) The department of health and senior services shall process the request for a criminal background check for any prospective child care staff member or child care staff member as expeditiously as possible, but not to exceed forty-five days after the date on which the provider submitted the request.

(2) The department shall provide the results of the criminal background check to the child care provider in a statement that indicates whether the prospective child care staff member or child care staff member is eligible or ineligible for employment or presence at the child care facility. The department shall not reveal to the child care provider any disqualifying crime or other related information regarding the prospective child care staff member or child care staff member.

(3) If such prospective child care staff member or child care staff member is ineligible for employment or presence at the child care facility, the department shall, when providing the results of criminal background check, include information related to each disqualifying crime or other related information, in a report to such prospective child care staff member or child care staff member, along with information regarding the opportunity to appeal under subsection 7 of this section.

7. The prospective child care staff member or child care staff member may appeal in writing to the department to challenge the accuracy or completeness of the information contained in his or her criminal background check, or to offer information mitigating the results and explaining why an eligibility exception should be granted. The department of health and senior services shall attempt to verify the accuracy of the information challenged by the individual, including making an effort to locate any missing disposition information related to the disqualifying crime. The appeal shall be filed within ten days from the delivery or mailing of the notice of ineligibility. The department shall make a decision on the appeal in a timely manner.

8. The department may adopt emergency rules to implement the requirements of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Davis offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 2042, Page 6, Line 3, by inserting after all of said line the following:

"Further amend said bill, Page 13, Section 566.124, Line 57, by inserting after all of said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section**[**~~;~~**]**

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **A school or child care facility shall include all facilities and grounds thereof, and measurements of distance for the purposes of this section shall begin at the property line of the school or child care facility.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, then such person shall, within one week of the opening of such public school, private school, or child care facility, notify the county sheriff

where such public school, private school, or child care facility is located that he or she is now residing within one thousand feet of such public school, private school, or child care facility and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. Violation of the provisions of subsection 1 of this section is a class E felony except that the second or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Wood, **House Amendment No. 1, as amended**, was adopted.

Representative Curtis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2042, Page 8, Section 559.117, Line 37, by inserting immediately after said section and line the following:

"565.090. 1. A person commits the offense of harassment in the first degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person, and such act does cause such person to suffer emotional distress.

2. The offense of harassment in the first degree is a class E felony.

3. **[**~~This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violation of federal, state, county, or municipal law.~~**] A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

565.091. 1. A person commits the offense of harassment in the second degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person.

2. The offense of harassment in the second degree is a class A misdemeanor, unless the person has previously pleaded guilty to or been found guilty of a violation of this section, of any offense committed in violation of any county or municipal ordinance in any state, any state law, any federal law, or any military law which if committed in this state would be chargeable or indictable as a violation of any offense listed in this subsection, in which case it is a class E felony.

3. **[**~~This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violations of federal, state, county, or municipal law.~~**] A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**"; and

Further amend said bill, Page 10, Section 566.062, Line 11, by inserting immediately after said section and line the following:

"566.100. 1. A person commits the offense of sexual abuse in the first degree if he or she subjects another person to sexual contact when that person is incapacitated, incapable of consent, or lacks the capacity to consent, or by the use of forcible compulsion.

2. The offense of sexual abuse in the first degree is a class C felony unless the victim is less than fourteen years of age, or it is an aggravated sexual offense, in which case it is a class B felony.

3. The offense of sexual abuse in the first degree is a class B felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.

566.101. 1. A person commits the offense of sexual abuse in the second degree if he or she purposely subjects another person to sexual contact without that person's consent.

2. The offense of sexual abuse in the second degree is a class A misdemeanor, unless it is an aggravated sexual offense, in which case it is a class E felony.

3. The offense of sexual abuse in the second degree is a class E felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 2042, as amended, with House Amendment No. 2, pending, was laid over.

HCS HB 1991, relating to the deployment of utilities infrastructure, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS HB 1991** was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1991, Page 5, Section 67.5110, Line 8, by deleting the number **1846**" and inserting in lieu thereof the number "**67.1846**"; and

Further amend said bill, Page 6, Section 67.5111, Line 28, by deleting the word "**provider**" and inserting in lieu thereof the word "**provider;**"; and

Further amend said bill and section, Page 7, Line 64, by deleting the first instance of the word "**wireless**"; and

Further amend said bill, page and section, Line 67, by deleting all of said line and inserting in lieu thereof the following:

"**in volume and no single piece of ground-mounted equipment shall exceed fifteen cubic feet in volume; exclusive of equipment required by an electric utility or municipal electric utility to power the small wireless facility.**"; and

Further amend said bill and section, Page 8, Lines 86-89, by deleting all of said lines and inserting in lieu thereof the following:

"**facilities. The term does not include:**
(a) The structure or improvements on, under, or within which the equipment is collocated;
(b) Coaxial or fiber-optic cable between wireless support structures or utility poles;
(c) Coaxial or fiber-optic cable not directly associated with a particular small wireless facility; or
(d) A wireline backhaul facility;"; and

Further amend said bill, page and section, Line 96, by deleting the second instance of the word "**services,**" and inserting in lieu thereof the word "**services**"; and

Further amend said bill and section, Page 9, Line 106, by deleting the second instance of the word "**facility**" and inserting in lieu thereof the phrase "**physical transmission path, all or part of which is within the ROW,**"; and

Further amend said bill, Page 12, Section 67.5113, Line 74, by deleting the word "**and**" and inserting in lieu thereof the word "**or**"; and

Further amend said bill, page and section, Lines 75-76, by deleting the phrase "**requirements regarding the replacement of overhead cables with underground cables**" and inserting in lieu thereof the phrase "**undergrounding requirements**"; and

Further amend said bill and section, Page 13, Line 78, by deleting the word "**utilities**" and inserting in lieu thereof the word "**utility**"; and

Further amend said bill and section, Page 15, Line 159, by deleting all of said line and inserting in lieu thereof the following:

"**6. Except as provided in sections 67.5110 to 67.5121, no authority**"; and

Further amend said bill, Page 17, Section 67.5116, Lines 21-28, by deleting all of said lines and inserting in lieu thereof the following:

"**collocation of small wireless facilities on existing authority poles shall not exceed one hundred dollars per small wireless facility. An applicant filing a consolidated application under subdivision (11) of subsection 3 of section 67.5113 shall pay one hundred dollars per small wireless facility included in the consolidated application; and**

(4) The total application fees for the installation, modification, or replacement of a utility pole and the collocation of an associated small wireless facility shall not exceed five hundred dollars per pole.

4. (1) The rate for collocation of a small wireless facility to an authority pole shall not exceed thirty-five dollars per authority pole per year. Five years from the date of an"; and

Further amend said bill and section, Page 18, Lines 39-40, by deleting all of said lines and inserting in lieu thereof the following:

"**assessments from any applicant or wireless**"; and

Further amend said bill, page and section, Lines 45-49, by deleting all of said lines and inserting in lieu thereof the following:

"**(b) Applicable personal property and sales taxes or generally applicable fees for encroachment or electrical permits;**

(c) Applicable fair and reasonable linear foot fees as provided in subsection 1 of section 67.1846 associated with coaxial or fiber-optic cable in the ROW that is:

a. Between wireless support structures or utility poles;

b. Not directly associated with a particular small wireless facility; or

c. A wireline backhaul facility.

No authority shall require a wireless provider to pay a linear foot fee for coaxial or fiber-optic cable in the ROW associated with a small wireless facility if the owner of such coaxial or fiber-optic cable in the ROW already is assessed and charged such a linear foot fee; and

(d) Right-of-way permit fees established under 67.1840 for the recovery of actual, substantiated ROW management costs or as otherwise authorized under section 229.340.

Right-of-way permit fees imposed on applicants and wireless providers shall be competitively neutral with regard to all other users of the ROW; shall not be in the form"; and

Further amend said bill, page and section, Line 51, by deleting the word "**counts,**" and inserting in lieu thereof the word "**counts;**"; and

Further amend said bill, page and section, Line 53, by deleting the word "**precludes**" and inserting in lieu thereof the word "**prohibits**"; and

Further amend said bill, page and section, Line 55, by inserting after the word "**fees**" the phrase "**consistent with subsection 2 of section 67.1846**"; and

Further amend said bill, Page 19, Section 67.5119, Line 5, by deleting said line and inserting in lieu thereof the word "**section.**"; and

Further amend said bill and section, Page 20, Line 35, by deleting the word "**provide**" and inserting in lieu thereof the word "**provider**"; and

Further amend said bill, page and section, Line 37, by inserting after the word "**installed**" the phrase "**or approved for installation**"; and

Further amend said bill, page and section, Line 44, by inserting immediately after all of said section and line the following:

"**67.5120. A court of competent jurisdiction shall have jurisdiction to determine all disputes arising under sections 67.5110 to 67.5121.**"; and

Further amend said bill, Page 21, Section 67.5121, Line 35, by deleting the word "**for**" and inserting in lieu thereof the word "**with**"; and

Further amend said bill, page and section, Line 37, by inserting after the word "**Each**" the word "**contracted**"; and

Further amend said bill, page and section, Line 41, by inserting after the word "**such**" the word "**contracted**"; and

Further amend said bill, page and section, Line 44, by deleting the phrase "**any contractor or subcontractor**" and inserting in lieu thereof the phrase "**such contracted entity**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1991, Page 2, Line 12, by inserting immediately after all of said line the following:

"Further amend said bill, Page 16, Section 67.5114, Line 25, by inserting immediately after all of said line the following:

"**5. An authority may require, as part of an application, that a wireless provider notify residents in the immediate vicinity of the ROW that will be affected by the wireless provider's application for activity within the ROW. The authority may require such notification by ordinance. Affected residents shall be allowed to submit comments on the final placement of any wireless facility included in the application.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1991, Page 2, Line 24, by deleting the number, "**thirty-five**" and inserting in lieu thereof the number, "**five hundred**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Reiboldt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1991, Page 6, Section 67.5111, Line 15, by deleting all of said line and inserting in lieu thereof the following:

"**an authority or the state highways and transportation commission;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Speaker Richardson resumed the Chair.

House Amendment No. 2 was withdrawn.

Representative Roberts offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1991, Page 9, Section 67.5112, Lines 3-6, by deleting all of said lines; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill, Page 17, Section 67.5116, Line 1, by deleting the number "**1.**"; and

Further amend said bill and section, Pages 17 and 18, Lines 6-57, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross resumed the Chair.

Representative Roberts moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **HCS HB 1991, as amended**, was adopted.

On motion of Representative Rhoads, **HCS HB 1991, as amended**, was ordered perfected and printed.

HCS HB 2042, as amended, with House Amendment No. 2, pending, relating to sexual offenders, was again taken up by Representative Bahr.

Representative Pietzman offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2042, Page 28, Section 589.414, Line 27, by inserting immediately after the numeral "**4.**" the numeral "**(1)**"; and

Further amend said page, Line 32, by deleting all of said line and inserting in lieu thereof the following:

"such new address and phone number, if the phone number is also changed. **If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county and such person was convicted of child molestation in the first degree, the person, in addition to the requirements under this subdivision, shall also be required to be electronically monitored while relocating. Once the person has relocated to the residence or address in a different county or city not within a county, no electronic monitoring shall be required. Such person shall be responsible for all costs associated with electronic monitoring.**

(2) If any person"; and

Further amend said page, Line 39, by deleting all of said line and inserting in lieu thereof the following:

"within three business days of such new address.

(3) Whenever a registrant changes residence, the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pietzman, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

On motion of Representative Bahr, **HCS HB 2042, as amended**, was adopted.

On motion of Representative Bahr, **HCS HB 2042, as amended**, was ordered perfected and printed.

On motion of Representative Austin, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Rhoads.

PERFECTION OF HOUSE BILLS

HCS HB 1614, relating to the regulation of agricultural inputs, was taken up by Representative Reiboldt.

Representative Roberts suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 033

Alferman	Barnes 60	Bondon	Brown 27	Butler
Cookson	Cross	Curtman	Fraker	Francis
Gannon	Hansen	Hurst	Justus	Kidd
Knight	Korman	Lauer	Morris 140	Morse 151
Pfautsch	Pogue	Redmon	Reiboldt	Remole
Roeber	Rowland 155	Rowland 29	Taylor	Walsh
White	Wiemann	Wilson		

NOES: 000

PRESENT: 053

Adams	Anderson	Arthur	Austin	Barnes 28
Beard	Chipman	Corlew	Davis	Dinkins
Dohrman	Eggleston	Fitzwater	Frederick	Gray
Gregory	Haahr	Hannegan	Hill	Houghton
Houx	Johnson	Kendrick	Kolkmeyer	Lant
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McDaniel	McGaugh	Meredith 71	Messenger	Mitten
Moon	Morgan	Neely	Pike	Plocher
Reisch	Rhoads	Roden	Runions	Ruth
Shaul 113	Stacy	Swan	Tate	Vescovo
Walker 3	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 076

Anders	Andrews	Bahr	Bangert	Baringer
Basye	Beck	Bernskoetter	Berry	Black
Brattin	Brown 57	Brown 94	Burnett	Burns
Carpenter	Christofanelli	Conway 10	Conway 104	Cornejo
Curtis	DeGroot	Dogan	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Franklin	Franks Jr
Green	Grier	Haefner	Harris	Helms
Henderson	Higdon	Kelley 127	Kelly 141	Lavender
Lichtenegger	Love	May	McCreery	McGee
Merideth 80	Miller	Mosley	Muntzel	Newman
Nichols	Peters	Phillips	Pierson Jr	Pietzman
Quade	Razer	Rehder	Revis	Roberts
Rone	Ross	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Trent	Unsicker	Walker 74	Washington
Wessels				

VACANCIES: 001

On motion of Representative Reiboldt, the title of **HCS HB 1614** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1614, Page 1, Section 266.600, Line 1, by inserting the number "**1.**" after the number "**266.600.**"; and

Further amend said page and section, Line 5, by inserting after all of said line the following:

"**2. This section shall not apply to rice seed.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

On motion of Representative Reiboldt, **HCS HB 1614, as amended**, was adopted.

On motion of Representative Reiboldt, **HCS HB 1614, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 104

Adams	Alferman	Anders	Anderson	Andrews
Austin	Barnes 60	Basye	Bernskoetter	Berry
Bondon	Brattin	Burns	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin

Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Shaul 113	Smith 163
Sommer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Arthur	Baringer	Barnes 28	Beck	Brown 27
Burnett	Butler	Carpenter	Franks Jr	Gray
Kendrick	Kidd	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Nichols	Pierson Jr
Plocher	Pogue	Quade	Roberts	Shull 16
Stevens 46	Walker 74	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 025

Bahr	Bangert	Beard	Black	Brown 57
Brown 94	Conway 10	Cookson	Ellington	Green
Harris	Lichtenegger	Mosley	Newman	Peters
Razer	Revis	Ruth	Schroer	Shumake
Smith 85	Spencer	Stephens 128	Unsicker	Wessels

VACANCIES: 001

HCS HB 1461, relating to the address confidentiality program, was taken up by Representative Anderson.

On motion of Representative Anderson, the title of **HCS HB 1461** was agreed to.

On motion of Representative Anderson, **HCS HB 1461** was adopted.

On motion of Representative Anderson, **HCS HB 1461** was ordered perfected and printed.

HCS HB 1802, relating to exemptions from sales tax, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HCS HB 1802** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1802, Page 3, Section 144.030, Line 74, by inserting immediately after "**2005).**" the following:

"**The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed.**"; and

Further amend said bill, page and section, Line 81, by inserting immediately after the word "consumption" the following:

"**.The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed.**"; and

Further amend said bill, Page 12, Section 144.054, Line 21, by inserting immediately after the number "144.030." the following:

"**The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1802, Page 13, Section 144.026, Line 4, by inserting after all of said section and line the following:

"144.140. **Beginning January 1, 2019,** from every remittance to the director of revenue made on or before the date when the same becomes due, the person required to remit the same shall be entitled to deduct and retain an amount equal to [~~two~~] **one-half** percent thereof."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Miller, **HCS HB 1802, as amended**, was adopted.

On motion of Representative Miller, **HCS HB 1802, as amended**, was ordered perfected and printed.

HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

On motion of Representative Johnson, the title of **HCS HB 1872** was agreed to.

Representative Johnson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1872, Page 1, Section 620.2450, Line 4, by inserting after the word "**development.**" the phrase "**For the purposes of sections 620.2450 to 620.2458, the term "unserved area" shall mean a census block without access to wireline or fixed wireless broadband internet service.**"; and

Further amend said bill, Page 3, Section 620.2455, Line 5, by deleting the phrase "**thirty days**" and inserting in lieu thereof the phrase "**forty-five days**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson, **House Amendment No. 1** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 036

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Ellebracht	Ellington	Gray	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery

McGee	Meredith 71	Merideth 80	Mitten	Morgan
Nichols	Pierson Jr	Pogue	Quade	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Alferman	Bahr	Baringer	Barnes 60	Berry
Brown 57	Brown 94	Conway 10	Cookson	Curtis
Curtman	DeGroot	Franks Jr	Green	Haahr
Higdon	Kelley 127	Lichtenegger	Lynch	McDaniel
Mosley	Muntzel	Newman	Peters	Phillips
Razer	Rehder	Reisch	Runions	Ruth
Schroer	Shumake	Smith 85	Stephens 128	Vescovo
Wessels	Mr. Speaker			

VACANCIES: 001

On motion of Representative Johnson, **HCS HB 1872, as amended**, was adopted.

On motion of Representative Johnson, **HCS HB 1872, as amended**, was ordered perfected and printed.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HB 2104, relating to the authority to engage in certain investigative practices, was placed on the Informal Calendar.

HB 1797, relating to the nuclear power plant security guard act, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HB 1797** was read the third time and passed by the following vote:

AYES: 134

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen

Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Ellington	Lavender	Marshall	McDaniel	Pogue
Roberts	Unsicker	Walker 74		

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Baringer	Brown 57	Brown 94	Conway 10
Cookson	Franks Jr	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Reisch
Runions	Shumake	Smith 85	Stephens 128	Wessels

VACANCIES: 001

Representative Rhoads declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 1907, relating to working animals, was placed on the Informal Calendar.

HCS HB 1525, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HCS HB 1525** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis

Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 006

Curtman	Ellington	Hurst	Marshall	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 021

Brown 57	Brown 94	Carpenter	Conway 10	Gray
Higdon	Lichtenegger	Mosley	Muntzel	Newman
Peters	Phillips	Razer	Rhoads	Runions
Shull 16	Shumake	Smith 85	Stephens 128	Walker 74
Wessels				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1250, relating to trust and estates, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1250** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Curtis	Marshall	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Conway 10	Higdon	Lichtenegger
Mosley	Muntzel	Newman	Peters	Phillips
Razer	Runions	Shumake	Smith 85	Stephens 128
Walker 74	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1358, relating to password protection, was taken up by Representative Davis.

On motion of Representative Davis, **HCS HB 1358** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

McDaniel	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brown 57	Brown 94	Conway 10	Eggleston
Hansen	Higdon	Lichtenegger	Meredith 71	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Walker 74	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2116, relating to boat passengers, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HB 2116** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick

Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCreery	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 024

Adams	Anders	Barnes 28	Brown 27	Burnett
Ellington	Gray	Green	Marshall	May
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Pierson Jr	Pogue	Quade	Roberts
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Brown 57	Brown 94	Conway 10
DeGroot	Fitzpatrick	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Swan	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1623, relating to elementary and secondary education, was placed on the Informal Calendar.

HB 2102, relating to property classification, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HB 2102** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson

Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 57	Brown 94	Conway 10	DeGroot
Francis	Higdon	Lichtenegger	Mosley	Muntzel
Newman	Peters	Razer	Runions	Shumake
Smith 85	Stephens 128	Wessels		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1646, relating to brush control on county roads, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 1646** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill

Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Brattin	Ellington	Hurst	Marshall	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 57	Brown 94	Conway 10	Haahr
Higdon	Lichtenegger	Mosley	Muntzel	Newman
Peters	Quade	Razer	Runions	Shumake
Smith 85	Stephens 128	Wessels		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2238, relating to a social innovation grant program, was taken up by Representative Mathews.

On motion of Representative Mathews, **HB 2238** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx

Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Conway 10	Haahr	Higdon
Lichtenegger	Miller	Mosley	Muntzel	Newman
Peters	Razer	Runions	Shumake	Smith 85
Stephens 128	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1895, relating to death investigations, was taken up by Representative Neely.

On motion of Representative Neely, **HCS HB 1895** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love

Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Franks Jr	May	Pogue

PRESENT: 001

Roden

ABSENT WITH LEAVE: 020

Brown 57	Brown 94	Conway 10	Dogan	Ellington
Gregory	Haahr	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Stevens 46	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1613, relating to driver's licenses, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HB 1613** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty

McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 57	Brown 94	Conway 10
Dogan	Ellington	Haahr	Higdon	Lichtenegger
Miller	Mosley	Muntzel	Newman	Peters
Razer	Runions	Shumake	Smith 85	Smith 163
Stephens 128	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1456, relating to emergency communication services, was taken up by Representative Lauer.

On motion of Representative Lauer, **HCS HB 1456** was read the third time and passed by the following vote:

AYES: 111

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Conway 104	Cookson	Corlew	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Grier	Haefner	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike

Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Sommer	Stevens 46	Swan	Tate	Unsicker
Walker 3	Walker 74	White	Wiemann	Wilson
Wood				

NOES: 031

Bahr	Barnes 60	Bernskoetter	Bondon	Brattin
Christofanelli	Cornejo	Curtman	Fitzpatrick	Fitzwater
Frederick	Gregory	Hannegan	Hill	Hurst
Marshall	Moon	Pietzman	Pogue	Roberts
Roeber	Ross	Schroer	Spencer	Stacy
Taylor	Trent	Vescovo	Walsh	Washington
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Brown 57	Brown 94	Conway 10	Ellington	Haahr
Higdon	Lichtenegger	Miller	Mosley	Muntzel
Newman	Peters	Razer	Roden	Runions
Shumake	Smith 85	Smith 163	Stephens 128	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2110, relating to rewards by county commissions, was taken up by Representative Rone.

On motion of Representative Rone, **HB 2110** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Moon	Morris 140	Morse 151
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Hurst	Kendrick
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Nichols	Pierson Jr	Pogue	Quade	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 57	Brown 94	Conway 10	Ellington
Haahr	Higdon	Lichtenegger	Miller	Mosley
Muntzel	Newman	Peters	Razer	Roden
Runions	Shumake	Smith 85	Smith 163	Stephens 128
Wessels				

VACANCIES: 001

Speaker Richardson declared the bill passed.

Representative Fitzpatrick assumed the Chair.

HCS HB 1947, relating to the sale of utilities in fourth class cities, was taken up by Representative Alferman.

On motion of Representative Alferman, **HCS HB 1947** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer

Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 005

Anders	Curtis	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brown 57	Brown 94	Conway 10	Ellington
Haahr	Higdon	Lichtenegger	Miller	Mosley
Muntzel	Newman	Peters	Razer	Rhoads
Roden	Runions	Shumake	Smith 85	Smith 163
Stephens 128	Wessels			

VACANCIES: 001

Representative Fitzpatrick declared the bill passed.

HB 1600, relating to the use of hand-held electronic wireless communication devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 5612 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 2104 - Fiscal Review
HB 1971 - Children and Families
HB 2189 - General Laws
HB 2413 - General Laws
HB 2452 - Agriculture Policy

HB 2463 - Health and Mental Health Policy
HB 2464 - Special Committee on Urban Issues
HB 2496 - Transportation
HB 2530 - Children and Families
HB 2533 - Special Committee on Small Business
HB 2538 - Conservation and Natural Resources
HB 2539 - Insurance Policy
HB 2542 - Crime Prevention and Public Safety
HB 2549 - Corrections and Public Institutions
HB 2552 - Special Committee on Small Business
HB 2555 - Elementary and Secondary Education
HB 2560 - Children and Families
HB 2561 - Ways and Means
HB 2563 - Special Committee on Small Business
HB 2567 - Special Committee on Homeland Security
HB 2589 - Children and Families
HB 2590 - Government Efficiency
HB 2594 - Transportation
HB 2596 - Utilities
HB 2597 - Professional Registration and Licensing
HB 2604 - Professional Registration and Licensing
HB 2609 - Judiciary
HB 2613 - Children and Families
HB 2617 - Veterans
HB 2622 - Health and Mental Health Policy
HB 2625 - Elementary and Secondary Education
HB 2627 - Children and Families
HB 2636 - Judiciary
HB 2638 - Ways and Means
HB 2640 - Crime Prevention and Public Safety
HB 2641 - Ways and Means
HB 2643 - Conservation and Natural Resources
HB 2646 - General Laws
HB 2649 - Budget
HB 2653 - Crime Prevention and Public Safety
HB 2656 - Transportation
HB 2657 - Financial Institutions
HB 2662 - General Laws
HB 2666 - Workforce Development
HB 2669 - Special Committee on Innovation and Technology
HB 2671 - Budget
HB 2678 - General Laws
HB 2689 - Transportation
HB 2718 - General Laws
HB 2745 - Special Committee on Urban Issues

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SB 681 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HJR 87**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Engler, Houx, Love, Remole and Taylor

Noes (3): Harris, Meredith (71) and Revis

Absent (3): Beard, Phillips and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was returned **HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Engler, Harris, Love, Remole, Revis, and Taylor

Noes (1): Meredith (71)

Absent (4): Beard, Houx, Phillips and Pierson Jr.

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer and Phillips

Noes (0)

Absent (4): Barnes (60), McDaniel, Newman and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1348**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1435**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1569**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2411**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (1): Spencer

Absent (2): Bahr and Barnes (60)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1631**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Committee on Higher Education, Vice Chairman Dohrman reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1520**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1811**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2348**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Adams, Andrews, Bangert, Cookson, Dohrman, Johnson and Walker (3)

Noes (1): Chipman

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2360**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2027**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Corlew, Kelley (127), Kelly (141), Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (3): Meredith (71), Stevens (46) and Washington

Absent (3): Beard, Carpenter and Lant

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2040**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Corlew, Kelley (127), Kelly (141), Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (3): Beard, Carpenter and Lant

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1290**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Veterans, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1662**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (1): Curtis

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1326**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1739**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1972**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

SUBCOMMITTEE REPORTS

Subcommittee on Short Term Financial Transactions, Chairman Helms reporting:

Mr. Speaker: Your Subcommittee on Short Term Financial Transactions, to which was referred a review of **Short Term Loans**, begs leave to report it has examined the same and hereby submits its recommendations:

REPRESENTATIVES:

/s/ Steve Helms
/s/ Dan Houx
/s/ Dan Shaul
/s/ Clem Smith

A copy of said report has been submitted to the Standing Committee on Financial Institutions.

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1517**, **HB 1573**, **HB 1893**, **HB 2243**, **HB 2318**, **HB 2330** and **HB 2347**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 598** entitled:

An act to repeal section 227.240, RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 660** entitled:

An act to repeal section 630.945, RSMo, and to enact in lieu thereof one new section relating to employees working in certain mental health facilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 752** entitled:

An act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 757** entitled:

An act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 780** entitled:

An act to amend chapter 82, RSMo, by adding thereto one new section relating to abandoned real property in certain cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 796** entitled:

An act to repeal sections 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof twenty-eight new sections relating to the licensure of health care professionals, with a contingent effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 800** entitled:

An act to repeal sections 211.444 and 211.447, RSMo, and to enact in lieu thereof two new sections relating to juvenile court proceedings.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 814** entitled:

An act to repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

In which the concurrence of the House is respectfully requested.

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Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 840** entitled:

An act to repeal sections 324.200, 324.205, and 324.210, RSMo, and to enact in lieu thereof three new sections relating to dietitians, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 871** entitled:

An act to repeal section 488.2250, RSMo, and to enact in lieu thereof one new section relating to court reporters.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 892** entitled:

An act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, and 56.840, RSMo, and to enact in lieu thereof six new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 909** entitled:

An act to amend chapter 472, RSMo, by adding thereto nineteen new sections relating to fiduciary access to digital assets.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, March 8, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, March 8, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: SS SCS SB 775
Executive session may be held on any matter referred to the committee.
CANCELLED

CHILDREN AND FAMILIES
Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HB 1361, HB 1856
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Thursday, March 8, 2018, 8:30 AM, House Hearing Room 7.
Executive session will be held: HB 2101, HB 2192, HB 2221
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642

Executive session may be held on any matter referred to the committee.
Removing HCR 68.
AMENDED

FISCAL REVIEW
Thursday, March 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1600, HCS HB 1623, HB 1679, HCS HB 1868
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, March 8, 2018, 1:30 PM, House Hearing Room 1.
Executive session will be held: HCS HB 2265
Executive session may be held on any matter referred to the committee.
CANCELLED

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Bi-State Development and the St. Louis City Police Department will be testifying.

HOUSE CALENDAR

THIRTY-SEVENTH DAY, THURSDAY, MARCH 8, 2018

HOUSE BILLS FOR PERFECTION

HB 1578 - Kolkmeyer
HCS HB 1443 - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719 - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HB 2179 - Richardson
HCS HB 1828 - Houghton
HCS HB 2127 - Frederick
HB 1831 - Ruth
HB 2208 - Curtman
HCS HB 1635 - Bernskoetter
HB 2194 - Conway (104)
HCS HB 2171 - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249 - Wood

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2062 - White
HCS HB 1868, (Fiscal Review 3/6/18) - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679, (Fiscal Review 3/6/18) - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 2104, (Fiscal Review 3/7/18), E.C. - Frederick
HCS HB 1907 - Spencer
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SCS SB 598
SB 660
SS SCS SB 752
SB 757
SB 780
SB 796
SB 800
SCS SB 814
SB 840
SB 871
SCS SB 892
SB 909

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, THURSDAY, MARCH 8, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that handleth a matter wisely shall find good: and who so trusteth in the Lord, happy is he. (Proverbs 16:20)

O God, whose power supports us, and whose peace sustains us, our minds and hearts grow with wonder when we consider how mindful You are of us and how eager to lead us in right and good paths.

Inspire us, we pray, with a deeper concern for the welfare of all Missourians and instill in us a greater desire to walk with You and to work together that Your kingdom of love and peace may come and Your will be done in the Show-Me State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Curtis Taussig, Colton Taussig, and Corban Smith.

The Journal of the thirty-sixth day was approved as printed.

HOUSE RESOLUTIONS

Representative Kelley (127) offered House Resolution No. 5755.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 598, relating to the department of transportation utility corridor, with an existing penalty provision.

SB 660, relating to employees working in certain mental health facilities.

SS SCS SB 752, relating to boat passengers.

SB 757, relating to the bi-state metropolitan development district.

SB 780, relating to abandoned real property in certain cities.

SB 796, relating to the licensure of health care professionals, with a contingent effective date for certain sections.

SB 800, relating to juvenile court proceedings.

SCS SB 814, relating to driver's licenses for persons who are deaf or hard of hearing.

SB 840, relating to dietitians, with existing penalty provisions.

SB 871, relating to court reporters.

SCS SB 892, relating to the public employee retirement system for prosecuting and circuit attorneys.

SB 909, relating to fiduciary access to digital assets.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wessels and Wood

Noes (2): Morgan and Unsicker

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2104, relating to the authority to engage in certain investigative practices, was taken up by Representative Frederick.

On motion of Representative Frederick, **HCS HB 2104** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Berry	Black
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Beard	Bernskoetter	Bondon	Brown 94
Carpenter	Christofanelli	Curtis	Curtman	Ellington
Fitzpatrick	Green	Houghton	Lichtenegger	McDaniel
Newman	Peters	Phillips	Roden	Schroer
Shumake	Smith 85	Trent	Vescovo	Washington

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 004

Brattin	Marshall	Spencer	Wilson

NOES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Pogue	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Barnes 60	Bernskoetter	Bondon	Brown 94
Carpenter	Christofanelli	Cookson	Curtis	Curtman
Ellington	Green	Lichtenegger	Merideth 80	Neely
Newman	Peters	Phillips	Razer	Roeber
Schroer	Shumake	Smith 85	Trent	Vescovo
Wood				

VACANCIES: 001

Speaker Pro Tem Haahr assumed the Chair.

HCS HB 1623, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HCS HB 1623** was read the third time and passed by the following vote:

AYES: 115

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Mathews
May	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 028

Adams	Barnes 28	Beck	Brown 27	Burnett
Burns	Butler	Ellebracht	Franks Jr	Green
Hurst	Lauer	Lavender	Marshall	McCann Beatty

McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Nichols	Pierson Jr	Pogue	Reiboldt
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 019

Bernskoetter	Bondon	Brown 94	Carpenter	Conway 10
Curtis	Fraker	Haefner	Lichtenegger	Matthiesen
Newman	Peters	Phillips	Razer	Shumake
Smith 85	Trent	Vescovo	Mr. Speaker	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 2062, relating to mutual aid agreements with Kansas and Oklahoma, was taken up by Representative White.

On motion of Representative White, **HCS HB 2062** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Ellington	Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Bernskoetter	Bondon	Brown 94	Conway 10	Curtis
Fraker	Lichtenegger	Newman	Peters	Phillips
Razer	Schroer	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1868, relating to a statewide hearing aid distribution program, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HCS HB 1868** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 005

Curtman	Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Bernskoetter	Bondon	Brown 94	Conway 10	Curtis
Lichtenegger	McCann Beatty	Newman	Peters	Phillips
Razer	Redmon	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1625, relating to the Missouri senior farmers' market nutrition program, was taken up by Representative Morris (140).

On motion of Representative Morris (140), **HB 1625** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Black	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 006

Curtman	Hurst	Marshall	Moon	Pogue
Stacy				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bernskoetter	Berry	Bondon	Brown 94	Conway 10
Curtis	Eggleston	Lauer	Lichtenegger	McCann Beatty
Newman	Peters	Pfautsch	Phillips	Razer
Shumake	Smith 85	Trent	Unsicker	Vescovo
Wessels	Mr. Speaker			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1442, relating to county government, was taken up by Representative Alferman.

On motion of Representative Alferman, **HB 1442** was read the third time and passed by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Love	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Ellington	Franks Jr	Gray
Green	Hurst	Kendrick	Kidd	Lavender
Marshall	May	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Nichols	Pierson Jr	Pogue	Quade
Roberts	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 017

Bernskoetter	Bondon	Brown 94	Conway 10	Lauer
Lichtenegger	McCann Beatty	Newman	Peters	Phillips
Razer	Shumake	Smith 85	Smith 163	Spencer
Trent	Vescovo			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson resumed the Chair.

HB 1679, relating to student meals at public institutions of higher education, was taken up by Representative Chipman.

On motion of Representative Chipman, **HB 1679** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Lavender	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Bernskoetter	Bondon	Brown 94	Conway 10	Lichtenegger
McCann Beatty	Newman	Peters	Phillips	Razer
Roeber	Shumake	Smith 85	Trent	Vescovo
Washington	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was placed on the Informal Calendar.

HCS HB 1645, relating to actions for damages due to exposure to asbestos, was taken up by Representative DeGroot.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Dinkins	Ellebracht	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80

Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Bernskoetter	Brown 94	Conway 10	Cross
Grier	Harris	Lichtenegger	McCann Beatty	Newman
Peters	Phillips	Razer	Runions	Schroer
Shumake	Smith 85	Trent	Vescovo	

VACANCIES: 001

On motion of Representative DeGroot, **HCS HB 1645** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 048

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 104	Cookson	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Kendrick	Kidd	Lavender	Marshall
May	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Nichols	Pierson Jr
Plocher	Pogue	Quade	Revis	Roberts
Roden	Rowland 29	Stevens 46	Unsicker	Walker 3
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Bernskoetter	Brown 94	Conway 10	Grier
Harris	Lichtenegger	McCann Beatty	Mosley	Newman
Peters	Phillips	Razer	Runions	Shumake
Smith 85	Trent	Vescovo		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1892, relating to deputy sheriffs, was taken up by Representative Wilson.

On motion of Representative Wilson, **HB 1892** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Merideth 80	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 015

Barnes 28	Brown 27	Ellington	Gray	May
McCreery	McDaniel	McGee	Mitten	Morgan
Mosley	Nichols	Pogue	Roberts	Washington

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Bernskoetter	Brown 94	Conway 10	Cookson
Engler	Grier	Harris	Lichtenegger	McCann Beatty
Meredith 71	Messenger	Newman	Peters	Phillips
Razer	Runions	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 73 - Transportation
HJR 74 - Transportation
HJR 83 - Transportation
HJR 84 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1872 - Fiscal Review
HCS HB 1991 - Fiscal Review
HCS HB 2042 - Fiscal Review
HB 1825 - Ways and Means
HB 1958 - Crime Prevention and Public Safety
HB 2035 - Ways and Means
HB 2091 - Transportation
HB 2092 - Transportation
HB 2147 - Ways and Means
HB 2148 - Transportation
HB 2149 - Transportation
HB 2154 - Transportation
HB 2481 - Transportation
HB 2482 - Transportation
HB 2483 - Transportation
HB 2485 - Transportation
HB 2491 - Transportation
HB 2495 - Crime Prevention and Public Safety
HB 2503 - Ways and Means
HB 2572 - Budget
HB 2600 - Transportation
HB 2620 - Ways and Means
HB 2621 - Government Efficiency

HB 2645 - Transportation
HB 2648 - Transportation
HB 2673 - Workforce Development
HB 2681 - Veterans
HB 2691 - Ways and Means
HB 2716 - Budget
HB 2721 - Transportation
HB 2722 - Transportation
HB 2733 - Ways and Means
HB 2738 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS#5 SB 564 - Utilities

COMMITTEE REPORTS

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1626**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (3): Arthur, Smith (163) and Stephens (128)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2384**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stevens (46) and Walker (74)

Noes (1): Wiemann

Absent (3): Arthur, Smith (163) and Stephens (128)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1542**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Muntzel

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2397**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Gregory, Roberts, Toalson Reisch and White

Noes (2): Ellebracht and Marshall

Absent (1): Mitten

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2352**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (2): Adams and Grier

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2383**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Brattin, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (3): Baringer, Burnett and Wessels

Absent (1): Grier

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2117**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Helms, Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Grier

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HR 5213**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (3): Bangert, Merideth (80) and Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HCR 55**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Brown (57), Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (2): Bangert and Washington

Absent (2): Barnes (28) and Merideth (80)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1981**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2097**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Christofanelli, Hill, Messenger, Moon, Taylor and Washington

Noes (3): Bangert, Merideth (80) and Toalson Reisch

Absent (2): Barnes (28) and Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 62**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Bangert, Brown (27), Cookson, Gannon, Justus, Matthiesen and Spencer

Noes (1): Miller

Absent (5): Barnes (28), Franklin, Hannegan, Nichols and Tate

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2381**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Tate

Noes (1): Spencer

Absent (3): Franklin, Hannegan and Nichols

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1321**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtis, Ellington, Helms, Plocher, Roeber and Stacy

Noes (0)

Absent (2): Rhoads and Smith (85)

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (7): Evans, Fitzwater, Hansen, Henderson, Justus, Lant and Mosley

Noes (0)

Absent (4): Lauer, Pietzman, Revis and Roberts

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2101**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Stevens (46) and Washington

Absent (3): Razer, Schroer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2192**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Stevens (46) and Washington

Noes (0)

Absent (3): Razer, Schroer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2221**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Stevens (46) and Washington

Noes (0)

Absent (3): Razer, Schroer and Trent

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 592** entitled:

An act to repeal sections 65.610, 65.620, 88.770, 94.900, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.078, 115.124, 115.125, 115.127, 115.155, 115.157, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, 115.642, 115.910, and 162.441, RSMo, and to enact in lieu thereof forty-seven new sections relating to elections, with existing penalty provisions and effective dates for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 600** entitled:

An act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 627 & 925** entitled:

An act to repeal sections 137.016, 137.021, 137.115, 144.010, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 262.900, 265.300, 265.490, 265.494, 267.565, 276.606, 277.020, and 414.032, RSMo, and to enact in lieu thereof fifteen new sections relating to agriculture.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 632 & 675** entitled:

An act to repeal sections 135.090, 135.341, 135.562, 135.600, and 135.630, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 683** entitled:

An act to repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to transportation of cranes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 793** entitled:

An act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, 221.044, 567.020, 567.030, 567.050, 567.060, and 589.400, RSMo, and to enact in lieu thereof twenty-six new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 881** entitled:

An act to repeal sections 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof three new sections relating to special license plates.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 882** entitled:

An act to repeal section 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session and section 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 894 & 921** entitled:

An act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

March 8, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Lauren Arthur from the House Committee on Rules – Administrative Oversight, and appoint Representative Bruce Franks. I also appoint Representative Bruce Franks as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

_____

March 8, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following member's presence was noted: Phillips.

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, March 12, 2018.

COMMITTEE HEARINGS

BUDGET
Monday, March 12, 2018, upon adjournment, House Hearing Room 3.
Executive session will be held: HB 1410, HB 2014, SS SCS SB 775
Executive session may be held on any matter referred to the committee.
Further discussion of Committee Substitutes/Wednesday markup, if necessary.

BUDGET
Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.
Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013
Executive session may be held on any matter referred to the committee.
Markup - House Bills 2001-2013.

CHILDREN AND FAMILIES
Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HB 1361, HB 1856
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2632, HCB 20
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642

Executive session may be held on any matter referred to the committee.
Removing HCR 68.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1438, HB 2161, HB 2206, SS SCS SB 549, SCS SB 629
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1712, HB 1847, HB 2332, HB 2529, HB 2625
Executive session will be held: HB 1245, HB 1363, HB 1493, HB 1899, HB 1385, HB 1664
Executive session may be held on any matter referred to the committee.
Removed HB 1669, added HB 1664.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, March 12, 2018, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 1872, HCS HB 1991, HCS HB 2042
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2415, HB 2590, HB 2621
Executive session will be held: HB 1717, HB 2263, HB 2415, HB 2590, HB 2621
Executive session may be held on any matter referred to the committee.
HB 2621 added.
AMENDED

INSURANCE POLICY
Tuesday, March 13, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2539
Executive session will be held: SS SCS SB 593, SB 594, SB 708
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 13, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2223, HB 2562, HB 2410, HB 2366
Executive session will be held: HB 1356, HB 1553, HB 1725, HB 1843, HB 1844, HB 1845, HB 2121, HB 2350
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1236, HB 2712, HCB 23
Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453
Executive session may be held on any matter referred to the committee.
HCB 23 working session.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1470, HB 1715, HB 1728, HB 1767, HCS HB 1803, HB 1811, HCS HB 1857, HCS HB 1888, HB 1966, HCS#2 HB 1973, HCS HB 1999, HCS HB 2088, HB 2139, HCS HB 2247, HCS HB 2265, HB 2360, HB 2438
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, March 12, 2018, 2:30 PM, House Hearing Room 6.
Executive session will be held: HCS HB 1248, HCS HB 1359, HB 1454, HCS HB 1491, HCS HB 1549, HCS HB 1591, HB 1901, HB 1919, HB 2155, HB 2336
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2507, HB 2548
Executive session will be held: HRB 2, HCR 85
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2669
Executive session will be held: HB 2506
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, March 12, 2018, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1793, HB 2108, HB 2434
Executive session will be held: HB 1684
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2552, HB 2563
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2464, HB 2745
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, March 12, 2018, 1:30 PM, House Hearing Room 7.
Executive session will be held: HCB 11, HB 2422
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, March 9, 2018, 1:00 PM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, March 12, 2018, 1:00 PM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Bi-State Development and the St. Louis City Police Department will be testifying.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, March 13, 2018, upon adjournment of the Financial Institutions Committee, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Presentation of the Subcommittee's report to the Financial Institutions Committee.

TRANSPORTATION
Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689
Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: SS#5 SB 564, HCR 87
Executive session will be held: SS#5 SB 564, HB 1878
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2681
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, March 12, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2638
Executive session will be held: HB 2540
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-EIGHTH DAY, MONDAY, MARCH 12, 2018

HOUSE BILLS FOR PERFECTION

HB 1578 - Kolkmeyer
HCS HB 1443 - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719 - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HB 2179 - Richardson
HCS HB 1828 - Houghton
HCS HB 2127 - Frederick
HB 1831 - Ruth

HB 2208 - Curtman
HCS HB 1635 - Bernskoetter
HB 2194 - Conway (104)
HCS HB 2171 - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249 - Wood
HCS HBs 1656 & 2075 - Cornejo

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1953 - Neely
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HB 2026 - Wilson
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2043 - Tate
HCS HB 1991, (Fiscal Review 3/8/18) - Rhoads
HCS HB 2042, (Fiscal Review 3/8/18) - Bahr
HCS HB 1614 - Reiboldt

HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1907 - Spencer
HB 1600 - Higdon
HCS HBs 1729, 1621 & 1436 - Justus

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SS SCS SB 592
SS SCS SB 600
SS SCS SBs 627 & 925
SCS SBs 632 & 675
SB 683
SB 793
SS SB 881
SS SB 882
SS SCS SBs 894 & 921

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, MONDAY, MARCH 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Becky Ruth.

Dear Heavenly Father:

We come to You today not just as individuals with our own wants and needs, but as one body, together in prayer, to ask for Your guidance and to grant us discernment, fortitude and wisdom. In James 3:17 we are told, *But the wisdom from above is first pure, then peaceable, gentle, open to reason, full of mercy and good fruits, impartial and sincere.* Let us remember this as we continue our work not only today but each and every day. Remind us to be humble and gracious in all that we do. Help us to always find our servant's heart, and we ask that You continue to bless those here today and our loved ones at home.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Kaleb Stacy.

The Journal of the thirty-seventh day was approved as corrected by the following vote:

AYES: 119

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Frederick	Gray	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Reisch

Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Ellington

PRESENT: 002

Franks Jr Rowland 29

ABSENT WITH LEAVE: 040

Alferman	Andrews	Barnes 60	Bernskoetter	Brattin
Brown 57	Brown 94	Cookson	Curtis	Curtman
Davis	DeGroot	Fitzpatrick	Franklin	Gannon
Green	Haefner	Hill	Kidd	May
McCann Beatty	McDaniel	Messenger	Morse 151	Mosley
Muntzel	Neely	Newman	Peters	Pietzman
Rehder	Remole	Roeber	Rone	Shaul 113
Smith 85	Spencer	Tate	Walker 74	Wilson

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 592, relating to elections, with existing penalty provisions and effective dates for certain sections.

SS SCS SB 600, relating to professional employer organizations, with penalty provisions.

SS SCS SBs 627 & 925, relating to agriculture.

SCS SBs 632 & 675, relating to tax credits for contributions to certain benevolent organizations.

SB 683, relating to transportation of cranes.

SB 793, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

SS SB 881, relating to special license plates.

SS SB 882, relating to the Missouri higher education savings program.

SS SCS SBs 894 & 921, relating to education curriculum involving science and technology.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (1): Morgan

Absent (1): Fraker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

PERFECTION OF HOUSE BILLS

HB 1578, relating to civil procedure in tort claims, was taken up by Representative Kolkmeyer.

On motion of Representative Kolkmeyer, the title of **HB 1578** was agreed to.

Representative Kolkmeyer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by deleting the word "**independently**" and inserting in lieu thereof the word "**independent**"; and

Further amend said bill, page and section, Lines 22 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) Each plaintiff can establish proper venue against each defendant, independent of the claims against any other defendant. Except that, if the court finds that one or more defendants are indispensable and if there is no venue in which the plaintiff can establish proper venue against each defendant independent of the claims against the other defendants, then venue shall lie in the county where the plaintiff was first injured.**

3. All parties for which proper personal jurisdiction or venue cannot be independently established shall be deemed misjoined. Misjoined parties may be joined only where all parties to the action, including parties later added to the action, waive objection to the misjoinder. Proceedings against any misjoined parties shall otherwise be governed by the provisions of section 507.050. The requirements under this section are procedural.

4. Notwithstanding any other provision of law to the contrary, if two or more plaintiffs were first injured in a state of the United States, other than the state of Missouri, as a result of a single occurrence in which injuries occurred simultaneously, the plaintiffs may be joined in one action in Cole County, in addition to any other proper venue as established by this section."; and

Further amend said bill and page, Section 507.050, Line 7, by deleting said line and inserting in lieu thereof the following:

"**in which venue exists upon the motion of any party. For any claim that has already been filed but for which the court has not issued a final judgment as of the effective date of this act, all pretrial rulings made by the transferring court may only be reconsidered for good cause. If there is no county in Missouri in**"; and

Further amend said bill, Pages 2 to 3, Section 508.010, Lines 1 to 4, by deleting said lines and inserting in lieu thereof the following:

"508.010. 1. **There shall be only one principal place of residence for each party to an action.** As used in this section, "principal place of residence" shall **[**~~mean the county which is the main place where an individual resides in the state of Missouri. There shall be a rebuttable presumption that the county of voter registration at the time of injury is the principal place of residence. There shall be only one principal place of residence.~~**] be determined as follows:**"; and

Further amend said bill and section, Page 3, Lines 6, 11 and 13, by deleting each occurence of the word "**residence.**" and inserting in lieu thereof the word "**residence;**"; and

Further amend said bill, page and section, Lines 7 to 9, by deleting said lines and inserting in lieu thereof the following:

"**(2) Notwithstanding subdivision (1) of this subsection, for an individual whose conduct at issue was alleged in at least one count to be in the course and scope of his or her employment with a corporation, the individual's principal place of residence for venue purposes shall be deemed to be the applicable corporation's principal place of residence;**"; and

Further amend said bill and section, Pages 3 to 4, Lines 28 to 51, by deleting said lines and inserting in lieu thereof the following:

"county in this state.

3. The term "tort" shall include claims based upon improper health care, under the provisions of chapter 538.

4. Notwithstanding any other provision of **[**~~law~~**] this section to the contrary**, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits,** and in which the plaintiff was first injured in the state of Missouri, venue shall be in the county where the plaintiff was first injured by the **[**~~wrongful~~**]** acts or **[**~~negligent~~**]** conduct alleged in the action. **In all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, other than claims for uninsured or underinsured motorist coverage, venue shall be determined as described in subsection 6 of this section.**

5. Notwithstanding any other provision of law, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits** and in which the plaintiff was first injured outside the state of Missouri, venue **as to that individual plaintiff** shall be determined as follows:

(1) If the defendant is a corporation, then venue shall be in **[**~~any~~**] the** county where **[**~~a~~**] the** defendant **[**~~corporation's registered agent is located~~**] has its principal place of residence** or, if the plaintiff's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue may be in the county of the plaintiff's principal place of residence on the date the plaintiff was first injured;

(2) If the defendant is an individual, then venue shall be in **[**~~any~~**] the** county **[**~~of~~**] where** the **[**~~individual defendant's~~**] defendant has his or her** principal place of residence in the state of Missouri**, which for venue purposes shall be deemed to be that of his or her employer corporation if any count alleges conduct in the course and scope of his or her employment with that corporation,** or, if the plaintiff's principal place of residence was in the state of Missouri on the date"; and

Further amend said bill and section, Page 4, Line 67, by deleting all of said line and inserting in lieu thereof the following:

"6. **Notwithstanding any other provision of this section to the contrary, in all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, including but not limited to claims of bad faith, refusal to settle, claims under section 375.296, or claims under section 375.420, venue shall be in the county either of the insurer's principal place of residence or if the insured was a resident of Missouri at the time the insurance contract was issued, the insured's principal place of residence at the time the insurance contract was issued, or the county where the injury occurred that resulted in the underlying claim against the insured. Venue shall be determined by this subsection even if the insured's rights or claims under the policy have been assigned or otherwise transferred to another party. However, intervention by an insurer in an action pursuant to section 537.065 shall not affect the venue of the action. The provisions of this subsection shall not apply to any action against an insurer relating to uninsured motorist coverage or underinsured motorist coverage, including any action to enforce such coverage.**

7. Any action, in which any county shall be a plaintiff, may be commenced and"; and

Further amend said bill and section, Page 5, Lines 103 to 109, by deleting all of said lines and inserting in lieu thereof the following:

"**19. For the purposes of this section, a domestic insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. A foreign insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. If a foreign insurance company does not maintain a registered office in any county in Missouri, the foreign insurance company shall be deemed to reside in, and be a resident of, Cole County.**"; and

Further amend said bill and section, Pages 4 to 5, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Kolkmeyer, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"**; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one hundred fifty thousand inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 6, by inserting immediately after the phrase "**adjoining counties**" on said line the following:

"**. In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less**"; and

Further amend said amendment and page, Line 14, by inserting immediately after the phrase "**counties**" on said line the following:

"**. In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Gregory offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting immediately after the word "**counties**" on said line the following:

"**. In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 2 to House Amendment No. 2** was adopted.

Speaker Richardson resumed the Chair.

Representative Ross offered **House Amendment No. 3 to House Amendment No. 2**.

House Amendment No. 3
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting after all of said line the following:

"Further amend said bill, Page 6, Section 537.762, Line 26, by inserting after all of said section and line the following:

"**Section 1. The provisions of this bill shall not apply to any civil action pending on or before May 18, 2018.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ross, **House Amendment No. 3 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by pursuant to Article III, Section 26 of the Constitution:

AYES: 083

Adams	Anders	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Conway 104
Cookson	Cornejo	Cross	Curtis	Dinkins
Dogan	Eggleston	Ellebracht	Ellington	Evans
Fitzwater	Franks Jr	Gray	Green	Grier
Harris	Helms	Hurst	Kelly 141	Kendrick
Kidd	Korman	Lavender	Lichtenegger	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Nichols
Pierson Jr	Pietzman	Plocher	Quade	Razer
Rehder	Remole	Revis	Roberts	Roden
Rone	Ross	Rowland 29	Runions	Schroer
Spencer	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels	Wood		

NOES: 063

Austin	Basye	Bernskoetter	Black	Brown 57
Chipman	Christofanelli	Corlew	Curtman	DeGroot
Dohrman	Engler	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Knight
Kolkmeyer	Lant	Love	Lynch	McGaugh
Miller	Muntzel	Neely	Pfautsch	Pike
Pogue	Redmon	Reiboldt	Reisch	Roeber
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walsh
White	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Alferman	Bahr	Berry	Brown 94	Davis
Haefner	Kelley 127	Lauer	McDaniel	Messenger
Newman	Peters	Phillips	Rhoads	Smith 85
Wilson				

VACANCIES: 001

Representative Roberts offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"**; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one million inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

On motion of Representative White, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Kolkmeyer, **HB 1578, as amended**, was ordered perfected and printed.

HCS HB 1443, relating to temporary assistance for needy families benefits, with penalty provisions, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS HB 1443** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1443, Page 2, Section 208.024, Line 54, by deleting all of said line and inserting in lieu thereof the following:

"**subsection if the department determines that a waiver is necessary for such implementation.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher assumed the Chair.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

Representative Kelly (141) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1443, Page 1, Section 208.024, Lines 11 and 12, by deleting said lines and inserting in lieu thereof the following:

"**For any offense under this subsection, a TANF recipient shall lose his or her TANF benefits as follows:**

(1) For the first occurrence of noncompliance, the individual shall be disqualified for three months;

(2) For the second occurrence of noncompliance, the individual shall be disqualified for six months; and

(3) For any third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years.

An individual may resume participation in the program at the end of a disqualification period if the individual applies again."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans raised a point of order that members were in violation of Rule 85.

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement and asked members to confine their remarks to the question under debate.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lauer	Lichtenegger	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Morris 140	Morse 151
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71

Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Basye	Beard	Brown 94
Chipman	Ellebracht	Houx	Kidd	Korman
Lant	Love	McDaniel	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Peters
Reisch	Roden	Schroer	Smith 85	Sommer
Stevens 46	Wilson			

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 2** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

Representative Ellington moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Rowland 155	Ruth	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 038

Adams	Anders	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green

Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Bangert	Barnes 60	Basye	Brown 94
Burns	Conway 10	Cookson	Corlew	Curtman
Justus	Korman	McDaniel	Messenger	Mitten
Moon	Newman	Peters	Ross	Schroer
Shumake	Smith 85	Stevens 46	Wilson	

VACANCIES: 001

Representative Ellington again moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 038

Adams	Anders	Bangert	Baringer	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

NOES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 28	Basye	Brown 94	Burns
Conway 10	Cookson	Corlew	Korman	McDaniel
Messenger	Mosley	Newman	Peters	Smith 85
Stephens 128	Stevens 46	Wilson		

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Basye	Brown 94	Burns	Conway 10
Cookson	Gray	Korman	May	McDaniel
Messenger	Mitten	Newman	Peters	Smith 85
Stevens 46	Walker 74	Wilson		

VACANCIES: 001

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was adopted.

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was ordered perfected and printed.

HCS HB 1486, relating to the supplemental nutrition assistance program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 1486** was agreed to.

Representative Kelly (141) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 14 and 15, by deleting said lines and inserting in lieu thereof the following:

"**(3) For the third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**one year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans raised a point of order that members were in violation of Rule 85.

The Chair asked members to confine their remarks to the question under debate.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Dogan offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**two year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Curtis offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 10-11, by deleting the phrase "**be disqualified for three months**" and inserting in lieu thereof the phrase "**receive a verbal warning**"; and

Further amend said bill, page and section, Line 13, by deleting said line and inserting in lieu thereof the following:

"**for three months;**"; and

Further amend said bill, page and section, Lines 14"; and

Further amend said amendment and page, Line 5, by deleting said line and inserting in lieu thereof the following:

"**disqualified for a period of six months; and**
(4) For the fourth occurrence of noncompliance, the individual shall be disqualified for a period of one year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wood raised a point of order that **House Amendment No. 3 to House Amendment No. 1** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Pogue offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by inserting the following after all of said line:

"Further amend said bill and section, Page 2, Line 22, by inserting the following after all of said line:

"**5. Implementation of the provisions of this section shall be accomplished using existing resources.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 033

Adams	Anders	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Bangert	Baringer	Barnes 60	Basye
Berry	Brown 57	Brown 94	Conway 10	Cookson
Curtman	Davis	Ellebracht	Ellington	Engler

Gray	Hansen	Higdon	Kelley 127	Korman
Messenger	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Rehder	Roden	Smith 85
Smith 163	Stevens 46	Tate	Wilson	

VACANCIES: 001

On motion of Representative Pogue, **House Amendment No. 4 to House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 105

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Barnes 28	Beard
Berry	Black	Brattin	Brown 27	Burns
Butler	Carpenter	Chipman	Christofanelli	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Hannegan	Harris
Henderson	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Miller	Moon
Morris 140	Morse 151	Mosley	Muntzel	Pfautsch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Mr. Speaker

NOES: 035

Bahr	Baringer	Beck	Bernskoetter	Bondon
Burnett	Conway 104	Corlew	Cross	Eggleston
Engler	Fraker	Gannon	Haefner	Helms
Hill	Houx	Lavender	Lichtenegger	May
Meredith 71	Merideth 80	Morgan	Nichols	Phillips
Quade	Razer	Redmon	Rowland 155	Shull 16
Stephens 128	Swan	Unsicker	Washington	Wood

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Basye	Brown 57	Brown 94	Conway 10
Cookson	Ellebracht	Ellington	Gray	Hansen
Higdon	Korman	Messenger	Mitten	Neely
Newman	Peters	Pierson Jr	Rehder	Smith 85
Stevens 46	Wilson			

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Basye	Berry	Black	Brown 57
Brown 94	Conway 10	Cookson	Curtman	Ellington
Gray	Hansen	Higdon	Houghton	Kelley 127
Korman	Messenger	Mitten	Morgan	Neely
Newman	Nichols	Peters	Pierson Jr	Rehder
Smith 85	Smith 163	Stevens 46	Wilson	

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 1, as amended**, was adopted.

Representative Ross assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Beard
Bernskoetter	Black	Bondon	Christofanelli	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Mr. Speaker		

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 036

Bahr	Barnes 60	Basye	Berry	Brattin
Brown 57	Brown 94	Chipman	Conway 10	Conway 104
Cookson	Cross	Evans	Fraker	Gray
Haahr	Haefner	Higdon	Justus	Kelley 127
Kidd	Korman	Messenger	Miller	Mitten
Newman	Nichols	Peters	Phillips	Pierson Jr
Rehder	Smith 85	Stevens 46	Wiemann	Wilson
Wood				

VACANCIES: 001

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 091

Alferman	Anderson	Andrews	Austin	Beard
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Mr. Speaker				

NOES: 050

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Bernskoetter
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Corlew	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Helms	Kendrick
Kidd	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Remole	Revis	Roberts	Rowland 29	Runions
Unsicker	Walker 74	Washington	Wessels	Wood

PRESENT: 000

ABSENT WITH LEAVE: 021

Basye	Brown 57	Brown 94	Cookson	Cross
Fraker	Gray	Haahr	Higdon	Korman
Messenger	Miller	Mitten	Newman	Peters
Phillips	Rehder	Smith 85	Stevens 46	Wiemann
Wilson				

VACANCIES: 001

HCS HB 1388, relating to certain sports contests, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HB 1388** was agreed to.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Beard	Bernskoetter	Black	Bondon	Brattin
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McDaniel
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 033

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Curtis	Franks Jr	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Basye	Berry	Brown 57	Brown 94
Cookson	Cross	Ellebracht	Ellington	Fraker
Franklin	Gray	Green	Higdon	Kelley 127
Kidd	Korman	Mathews	McGaugh	Meredith 71
Messenger	Mitten	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Smith 85
Spencer	Stacy	Stevens 46	Walker 74	Wessels
Wilson				

VACANCIES: 001

On motion of Representative Gregory, **HCS HB 1388** was adopted.

On motion of Representative Gregory, **HCS HB 1388** was ordered perfected and printed.

Speaker Richardson resumed the Chair.

HB 1719, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HB 1719** was agreed to.

Representative Grier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1719, Pages 1-2, Section 302.272, Lines 1-32, by removing all of said section and lines; and

Further amend said bill, Pages 2-3, Section 302.705, Lines 1-18, by removing all of said section and lines; and

Further amend said bill, Pages 3-9, Section 319.306, Lines 1-245, by removing all of said section and lines; and

Further amend said bill, Page 10, Section 324.013, Line 7, by inserting immediately after the word "**to**" the following:

"**operate a school bus owned by or under contract with a public school or the state board of education, transport hazardous material, use explosives, or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

Representative Helms offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1719, Page 22, Section 374.784, Line 25, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry or is currently in a postgraduate physician assistant residency or fellowship in psychiatry;

[~~(18)~~**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[~~(19)~~**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(20)~~**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[~~(21)~~**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(22)~~**] (25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[~~(23)~~**] (26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1719, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"**285.700. 1. Sections 285.700 to 285.750 shall be known and may be cited as the "Professional Employer Organization Act".**

2. The secretary of state or any person designated by the secretary of state may enforce the provisions of sections 285.700 to 285.750.

285.705. As used in sections 285.700 to 285.750, the following terms mean:

(1) "Client", any person who enters into a professional employer agreement with a PEO;

(2) "Coemployer", either a PEO or a client;

(3) "Coemployment relationship", a relationship that is intended to be an ongoing relationship rather than a temporary or project-specific relationship, wherein the rights, duties, and obligations of an employer that arise out of an employment relationship have been allocated between coemployers pursuant to a professional employer agreement and sections 285.700 to 285.750. In such a coemployment relationship:

(a) The PEO is entitled to enforce only such employer rights and is subject to only those obligations specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;

(b) The client is entitled to enforce those rights and obligated to provide and perform those employer obligations allocated to such client by the professional employer agreement and sections 285.700 to 285.750; and

(c) The client is entitled to enforce any right and obligated to perform any obligation of an employer not specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;

(4) "Covered employee", an individual having a coemployment relationship with a PEO and a client who meets the following criteria:

(a) The individual has received written notice of coemployment with the PEO; and

(b) The individual's coemployment relationship is pursuant to a professional employer agreement subject to sections 285.700 to 285.750.

Individuals who are officers, directors, shareholders, partners, and managers of the client will be covered employees, except to the extent the PEO and the client have expressly agreed in the professional employer agreement that such individuals would not be covered employees, provided such individuals meet the criteria of this subdivision and act as operational managers or perform day-to-day operational services for the client;

(5) "PEO group", any two or more PEOs that are majority owned or commonly controlled by the same entity, parent, or controlling person;

(6) "Person", any individual, partnership, corporation, limited liability company, association, or any other form of legally recognized entity;

(7) "Professional employer agreement", a written contract by and between a client and a PEO that provides:

(a) For the coemployment of covered employees;

(b) For the allocation of employer rights and obligations between the client and the PEO with respect to the covered employees; and

(c) That the PEO and the client assume the responsibilities required under sections 285.700 to 285.750;

(8) "Professional employer organization" or "PEO", any person engaged in the business of providing professional employer services. A person engaged in the business of providing professional employer services shall be subject to registration and regulation under sections 285.700 to 285.750 regardless of its use of the term or conducting business as a professional employer organization, staff leasing company, registered staff leasing company, employee leasing company, administrative employer, or any other name. The following shall not be deemed to be professional employer organizations or the providing of professional employment services for the purposes of sections 285.700 to 285.750:

(a) Arrangements wherein a person, whose principal business activity is not entering into professional employer arrangements and does not hold itself out as a PEO, shares employees with a commonly owned company within the meaning of Section 414(b) and (c) of the Internal Revenue Code of 1986, as amended;

(b) Independent contractor arrangements by which a person assumes responsibility for the product produced or service performed by such person or his or her agents and retains and exercises primary direction and control over the work performed by the individuals whose services are supplied under such arrangements; and

(c) Providing temporary help services;

(9) "Professional employer services", the service of entering into coemployment relationships under sections 285.700 to 285.750 in which all or a majority of the employees providing services to a client or to a division or work unit of a client are covered employees;

(10) "Registrant", a PEO registered under sections 285.700 to 285.750;

(11) "Temporary help services", services consisting of a person:

(a) Recruiting and hiring its own employees;

(b) Finding other organizations that need the services of those employees;

(c) Assigning those employees to perform work at or services for the other organizations to support or supplement the other organizations' workforces, or to provide assistance in special work situations including, but not limited to, employee absences, skill shortages, seasonal workloads, or to perform special assignments or projects; and

(d) Customarily attempting to reassign the employees to other organizations when they finish each assignment.

285.710. 1. Nothing contained in sections 285.700 to 285.750 or in any professional employer agreement shall affect, modify, or amend any collective bargaining agreement or the rights or obligations of any client, PEO, or covered employee under the federal National Labor Relations Act, the federal Railway Labor Act, or sections 105.500 to 105.530.

2. Nothing in sections 285.700 to 285.750 or in any professional employer agreement shall:

(1) Diminish, abolish, or remove rights of covered employees to a client or obligations of such client to a covered employee existing prior to the effective date of a professional employer agreement;

(2) Affect, modify, or amend any contractual relationship or restrictive covenant between a covered employee and any client in effect at the time a professional employer agreement becomes effective. A professional employer agreement shall also not prohibit or amend any contractual relationship or restrictive covenant that is entered into subsequently between a client or a covered employee. A PEO shall have no responsibility or liability in connection with, or arising out of, any such existing or new contractual relationship or restrictive covenant unless the PEO has specifically agreed otherwise in writing; or

(3) Create any new or additional enforceable right of a covered employee against a PEO that is not specifically provided by the professional employer agreement or sections 285.700 to 285.750.

3. Nothing contained in sections 285.700 to 285.750 or any professional employer agreement shall affect, modify, or amend any state, local, or federal licensing, registration, or certification requirement applicable to any client or covered employee.

4. A covered employee who shall be licensed, registered, or certified according to law or regulation is deemed solely an employee of the client for purposes of any such license, registration, or certification requirement.

5. A PEO shall not be deemed to engage in any occupation, trade, profession, or other activity that is subject to licensing, registration, or certification requirements, or is otherwise regulated by a governmental entity solely by entering into and maintaining a coemployment relationship with a covered employee who is subject to such requirements or regulation.

6. A client shall have the sole right of direction and control of the professional or licensed activities of covered employees and of the client's business. Such covered employees and clients shall remain subject to regulation by the regulatory or governmental entity responsible for licensing, registration, or certification of such covered employees or clients.

7. For purposes of the determination of tax credits, economic incentives, or other benefits provided by this state or any other government entity and based on employment, covered employees shall be deemed employees solely of the client. A client shall be entitled to the benefit of any tax credit, economic incentive, or other benefit arising as the result of the employment of covered employees of such client. Notwithstanding that the PEO is the W-2 reporting employer, the client shall continue to qualify for such benefit, incentive, or credit. If the grant or amount of any such benefit, incentive, or credit is based on the number of employees, then each client shall be treated as employing only those covered employees coemployed by the client. Covered employees working for other clients of the PEO shall not be counted. Each PEO shall provide, upon request by a client or an agency or department of this state, employment information reasonably required by any agency or department of this state responsible for administration of any such tax credit, economic incentive, or other benefit that is necessary to support any request, claim, application, or other action by a client seeking any such tax credit, economic incentive, or other benefit.

8. With respect to a bid, contract, purchase order, or agreement entered into with the state or a political subdivision of the state, a client company's status or certification as a minority business enterprise or a women's business enterprise, as those terms are defined in section 37.020, shall not be affected because the client company has entered into an agreement with a PEO or uses the services of a PEO.

285.715. 1. Except as otherwise provided in sections 285.700 to 285.750, no person shall provide, advertise, or otherwise hold itself out as providing professional employer services in this state, unless such person is registered under sections 285.700 to 285.750.

2. Each applicant for registration under sections 285.700 to 285.750 shall provide the secretary of state with the following information:

(1) The name or names under which the PEO conducts business;

(2) The address of the principal place of business of the PEO and the address of each office it maintains in this state;

(3) The PEO's taxpayer or employer identification number;

(4) A list by jurisdiction of each name under which the PEO has operated in the preceding five years, including any alternative names, names of predecessors, and, if known, successor business entities;

(5) A statement of ownership, which shall include the name and evidence of the business experience of any person that, individually or acting in concert with one or more other persons, owns or controls, directly or indirectly, twenty-five percent or more of the equity interests of the PEO;

(6) A statement of management, which shall include the name and evidence of the business experience of any person who serves as president, chief executive officer, or otherwise has the authority to act as senior executive officer of the PEO; and

(7) A financial statement setting forth the financial condition of the PEO or PEO group. At the time of application for a new license, the applicant shall submit the most recent audit of the applicant, which shall not be older than thirteen months. Thereafter, a PEO or PEO group shall file on an annual basis, within one hundred eighty days after the end of the PEO's or PEO group's fiscal year, a succeeding audit. An applicant may apply for an extension with the secretary of state, but any such request shall be accompanied by a letter from the auditors stating the reasons for the delay and the anticipated audit completion date. The financial statement shall be prepared in accordance with generally accepted accounting principles and audited by an independent certified public accountant licensed to practice in the jurisdiction in which such accountant is located and shall be without qualification as to the going concern status of the PEO. A PEO or PEO group

may submit combined or consolidated audited financial statements to meet the requirements of this section. A PEO that has not had sufficient operating history to have audited financials based upon at least twelve months of operating history shall meet the financial capacity requirements of sections 285.700 to 285.750 and present financial statements reviewed by a certified public accountant.

3. (1) Each PEO operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration not later than one hundred eighty days after the effective date of sections 285.700 to 285.750. Such initial registration shall be valid until one hundred eighty days from the end of the PEO's first fiscal year that is more than one year after the effective date of sections 285.700 to 285.750.

(2) Each PEO not operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration prior to initiating operations within this state. In the event a PEO not registered in this state becomes aware that an existing client not based in this state has employees and operations in this state, the PEO shall either decline to provide PEO services for those employees or notify the secretary of state within five business days of its knowledge of this fact and file a limited registration application under subsection 6 of this section or a full business registration if there are more than fifty covered employees. The secretary of state may issue an interim operating permit for the period the registration applications are pending if the PEO is currently registered or licensed by another state and the secretary of state determines it to be in the best interest of the potential covered employees.

4. Within one hundred eighty days after the end of a registration's fiscal year, such registrant shall renew its registration by notifying the secretary of state of any changes in the information provided in such registration's most recent registration or renewal. A registrant's existing registration shall remain in effect during the pendency of a renewal application.

5. PEOs in a PEO group may satisfy the reporting and financial requirements of sections 285.700 to 285.750 on a combined or consolidated basis, provided that each member of the PEO group guarantees the financial capacity obligations under sections 285.700 to 285.750 of each other member of the PEO group. In the case of a PEO or PEO group that submits a combined or consolidated audited financial statement including entities that are not PEOs or that are not in the PEO group, the controlling entity of the PEO group under the consolidated or combined statement shall guarantee the obligations of the PEOs in the PEO group.

6. (1) A PEO is eligible for a limited registration under sections 285.700 to 285.750 if such PEO:

(a) Submits a properly executed request for limited registration on a form provided by the secretary of state;

(b) Is domiciled outside this state and is licensed or registered as a professional employer organization in another state;

(c) Does not maintain an office in this state or directly solicit clients located or domiciled within this state; and

(d) Does not have more than fifty covered employees employed or domiciled in this state on any given day.

(2) A limited registration is valid for one year, and may be renewed.

(3) A PEO seeking limited registration under this section shall provide the secretary of state with information and documentation necessary to show that the PEO qualifies for a limited registration.

(4) The provisions of section 285.725 shall not apply to applicants for limited registration.

7. The secretary of state shall maintain a list of professional employer organizations registered under sections 285.700 to 285.750 that is readily available to the public by electronic or other means.

8. The secretary of state may produce forms necessary to promote the efficient administration of this section.

9. The secretary of state shall, to the extent practical, permit the acceptance of electronic filings in conformance with sections 432.200 to 432.295, including applications, documents, reports, and other filings required by sections 285.700 to 285.750. The secretary of state may provide for the acceptance of electronic filings and other assurance by an independent and qualified assurance organization approved by the secretary of state that provides satisfactory assurance of compliance acceptable to the secretary of state consistent with or in lieu of the requirements of sections 285.715 and 285.725 and other requirements of sections 285.700 to 285.750. The secretary of state shall permit a PEO to authorize such an approved assurance organization to act on the PEO's behalf in complying with the registration requirements of sections 285.700 to 285.750, including electronic filings of information and payment of registration fees. Use of such an approved assurance organization shall be optional and not mandatory for a registrant. Nothing in this subsection shall limit or change the secretary of state's authority to register or terminate registration of a professional employer organization or to investigate or enforce any provision of sections 285.700 to 285.750.

10. All records, reports, and other information obtained from a PEO under sections 285.700 to 285.750, except to the extent necessary for the proper administration of sections 285.700 to 285.750 by the secretary of state, shall be confidential and shall not be considered a "public record" as that term is defined in section 610.010.

285.720. 1. Upon filing an initial registration statement under sections 285.700 to 285.750, a PEO shall pay an initial registration fee not to exceed five hundred dollars.

2. Upon each annual renewal of a registration statement filed under sections 285.700 to 285.750, a PEO shall pay a renewal fee not to exceed two hundred fifty dollars.

3. The secretary of state shall determine any fee to be charged for a group registration.

4. Each PEO seeking limited registration shall pay a fee in the amount not to exceed two hundred fifty dollars upon initial application for limited registration and upon each renewal of such limited registration.

5. No fee charged under sections 285.700 to 285.750 shall exceed the amount reasonably necessary for the administration of sections 285.700 to 285.750.

285.725. Except as provided by 285.715, each PEO or collectively each PEO group shall maintain either:

(1) Positive working capital as defined by generally accepted accounting principles at registration as reflected in the financial statements submitted to the secretary of state with the initial registration and each annual renewal; or

(2) A PEO or PEO group that does not have positive working capital may provide a bond, irrevocable letter of credit, or securities with a minimum market value equaling the deficiency plus one hundred thousand dollars to the secretary of state. Such bond is to be held by a depository designated by the secretary of state securing payment by the PEO of all taxes, wages, benefits, or other entitlement due to or with respect to covered employees if the PEO does not make such payments when due.

285.730. 1. Except as specifically provided in sections 285.700 to 285.750 or in the professional employer agreement, in each coemployment relationship:

(1) The client shall be entitled to exercise all rights, and shall be obligated to perform all duties and responsibilities otherwise applicable to an employer in an employment relationship;

(2) The PEO shall be entitled to exercise only those rights and obligated to perform only those duties and responsibilities specifically required under sections 285.700 to 285.750 or set forth in the professional employer agreement. The rights, duties, and obligations of the PEO as coemployer with respect to any covered employee shall be limited to those arising pursuant to the professional employer agreement and sections 285.700 to 285.750 during the term of coemployment by the PEO of such covered employee; and

(3) Unless otherwise expressly agreed by the PEO and the client in a professional employer agreement, the client retains the exclusive right to direct and control the covered employees as is necessary to conduct the client's business, to discharge any of the client's fiduciary responsibilities, or to comply with any licensure requirements applicable to the client or to the covered employees.

2. Except as specifically provided under sections 285.700 to 285.750, the coemployment relationship between the client and the PEO and between each coemployer and each covered employee shall be governed by the professional employer agreement. Each professional employer agreement shall include the following:

(1) The allocation of rights, duties, and obligations as described in subsection 1 of this section;

(2) A requirement that the PEO shall have responsibility to:

(a) Pay wages to covered employees;

(b) Withhold, collect, report, and remit payroll-related and unemployment taxes; and

(c) To the extent the PEO has assumed responsibility in the professional employer agreement, to make payments for employee benefits for covered employees.

As used in this section, the term "wages" does not include any obligation between a client and a covered employee for payments beyond or in addition to the covered employee's salary, draw, or regular rate of pay, such as bonuses, commissions, severance pay, deferred compensation, profit sharing, vacation, sick, or other paid-time off pay, unless the PEO has expressly agreed to assume liability for such payments in the professional employer agreement; and

(3) A requirement that the PEO shall have a right to hire, discipline, and terminate a covered employee as may be necessary to fulfill the PEO's responsibilities under sections 285.700 to 285.750 and the professional employer agreement. The client shall have a right to hire, discipline, and terminate a covered employee.

3. With respect to each professional employer agreement entered into by a PEO, such PEO shall provide written notice to each covered employee affected by such agreement of the general nature of the coemployment relationship between and among the PEO, the client, and such covered employee.

4. Except to the extent otherwise expressly provided by the applicable professional employer agreement:

(1) A client shall be solely responsible for the quality, adequacy, or safety of the goods or services produced or sold in the client's business;

(2) A client shall be solely responsible for directing, supervising, training, and controlling the work of the covered employees with respect to the business activities of the client and solely responsible for the acts, errors, or omissions of the covered employees with regard to such activities;

(3) A client shall not be liable for the acts, errors, or omissions of a PEO or of any covered employee of the client and a PEO if such covered employee is acting under the express direction and control of the PEO;

(4) A PEO shall not be liable for the acts, errors, or omissions of a client or of any covered employee of the client if such covered employee is acting under the express direction and control of the client;

(5) Nothing in this subsection shall serve to limit any contractual liability or obligation specifically provided in the written professional employer agreement; and

(6) A covered employee is not, solely as the result of being a covered employee of a PEO, an employee of the PEO for purposes of general liability insurance, fidelity bonds, surety bonds, employer's liability that is not covered by workers' compensation, or liquor liability insurance carried by the PEO unless the covered employees are included by specific reference in the professional employer agreement and applicable prearranged employment contract, insurance contract, or bond.

5. A PEO under sections 285.700 to 285.750 is not engaged in the sale of insurance or in acting as a third party administrator by offering, marketing, selling, administering, or providing professional employer services that include services and employee benefit plans for covered employees. The provisions of this section shall not supercede or preempt any requirements under section 375.014.

6. For purposes of this state or any county, municipality, or other political subdivision thereof:

(1) Any tax or assessment imposed upon professional employer services or any business license or other fee that is based upon "gross receipts" shall allow a deduction from the gross income or receipts of the business derived from performing professional employer services that is equal to that portion of the fee charged to a client that represents the actual cost of wages and salaries, benefits, payroll taxes, withholding, or other assessments paid to or on behalf of a covered employee by the professional employer organization under a professional employer agreement;

(2) Any tax assessed or assessment or mandated expenditure on a per capita or per employee basis shall be assessed against the client for covered employees and against the professional employer organization for its employees who are not covered employees coemployed with a client. Benefits or monetary consideration that meet the requirements of mandates imposed on a client and that are received by covered employees through the PEO either through payroll or through benefit plans sponsored by the PEO shall be credited against the client's obligation to fulfill such mandates; and

(3) In the case of a tax or an assessment imposed or calculated upon the basis of total payroll, the professional employer organization shall be eligible to apply any small business allowance or exemption available to the client for the covered employees for purposes of computing the tax.

285.740. 1. The responsibility to obtain workers' compensation coverage for covered employees in compliance with all applicable laws shall be specifically allocated in the professional employer agreement to either the client or the PEO.

2. (1) Coverage for both the directly employed workers of a client and the covered employees of that client shall be all in the residual or all in the voluntary market with the same carrier.

(2) Workers' compensation coverage for covered employees in the voluntary market may be obtained by either:

(a) The client through a standard workers' compensation policy or through duly authorized self-insurance under section 287.280; or

(b) The PEO through duly authorized self insurance under section 287.280, through the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2 issued to the PEO by a carrier authorized to do business in this state, or through a multiple coordinated workers' compensation policy issued by a carrier authorized to do business in this state in the name of the PEO or the client.

A PEO authorized to self-insure under section 287.280 shall report to the insurer or the appropriate state and rating authorities such client-based information as is necessary to maintain the client's experience rating.

(3) Workers' compensation for covered employees in the residual market may be obtained by the client through a residual market policy or by the PEO through a multiple coordinated policy in either the name of the PEO or the client that provides to the appropriate state and rating authorities the client-based information satisfactory to maintain the client's experience rating.

3. A PEO that applies for coverage or is covered through the voluntary market shall also maintain and furnish to the insurer sufficient information to permit the calculation of an experience modification factor for each client upon termination of the coemployment relationship. Information reported during the term of the coemployment relationship which is used to calculate an experience modification factor for a client prior to and upon termination of the professional employer agreement shall continue to be used in the future experience ratings of the PEO. Such information shall include:

(1) The client's corporate name;

(2) The client's taxpayer or employer identification number;

(3) Payroll summaries and class codes applicable to each client, and, if requested by the insurer, a listing of all covered employees associated with a given client; and

(4) Claims information grouped by client, and any other information maintained by or readily available to the PEO that is necessary for the calculation of an experience modification factor for each client.

4. In addition to any other provision of chapter 287, any material violations of this section by a PEO is grounds for cancellation or nonrenewal of the PEO's insurance policy by the insurer. If a PEO has received notice that its workers' compensation insurance policy will be canceled or nonrenewed, the PEO shall notify by certified mail, within ten days after the receipt of the notice, all of the clients for which there is a coemployment relationship covered under the policy to be canceled, provided that notice shall not be required if the PEO has obtained another insurance policy from a carrier authorized to do business in this state, with an effective date that is the same as the date of cancellation or nonrenewal.

5. If the coemployment relationship with a client is terminated, the client shall utilize an experience modification factor which reflects its individual experience, including, if applicable, experience incurred for covered employees under the professional employer agreement. The PEO shall provide to the client the client's information that is maintained under subsection 3 of this section within five business days of receiving notice from the client or within five business days of providing notice to the client that the coemployment relationship will terminate. The PEO shall also provide such information to any future client insurer, if requested by such client. The PEO shall notify the insurer of its intent to terminate any client relationship prior to termination when feasible. When prior notice is not feasible, the PEO shall notify its insurer within five business days following actual termination.

6. Both the client and the PEO shall be considered the employer for purposes of coverage under chapter 287. The protection of the exclusive remedy provision under section 287.120 shall apply to the PEO, the client, and to all covered employees and other employees of the client irrespective of which coemployer obtains such workers' compensation coverage. Nothing in this section shall be construed to exempt either the client or the PEO from compliance with the provisions of chapter 287.

7. A client may request the information maintained under subsection 3 of this section at any time and every PEO shall provide that information to such client within five business days of receiving such a request.

8. In the case of a request for information by a third party requesting verification of a client's experience modification factor for a client in the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2, the PEO shall, within five business days of receipt of receiving the client's consent, provide such third party with only the information maintained by the PEO under subsection 3 of this section. If a client refuses to grant consent to a request for information under this subsection, the PEO shall notify the requesting third party that the client has refused to consent to the disclosure of the information maintained by the PEO under subsection 3 of this section.

9. A client shall provide any prospective insurer with the information maintained by the PEO under subsection 3 of this section upon receiving such information from the PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

10. (1) A client shall notify any prospective insurer of the client's previous or current relationship with a PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

(2) This subsection shall not apply if the PEO did not provide workers' compensation coverage to a client during the coemployment relationship.

11. For purposes of chapter 288, a PEO registered under sections 285.700 to 285.750 shall be treated as a "lesser employing unit" under section 288.032.

285.750. 1. A person shall not knowingly:

(1) Offer or provide professional employer services or use the names PEO, professional employer organization, staff leasing, employee leasing, administrative employer, or other title representing professional employer services without first becoming registered under sections 285.700 to 285.750; or

(2) Provide false or fraudulent information to the secretary of state in conjunction with any registration, renewal, or in any report required under sections 285.700 to 285.750.

2. Disciplinary action shall be taken by the secretary of state for violation of this section for:

(1) The conviction of a professional employer organization or a controlling person of a PEO of a crime that relates to the operation of a PEO or the ability of the licensee or a controlling person of a licensee to operate a PEO;

(2) Knowingly making a material misrepresentation to the secretary of state or other governmental agency; or

(3) A willful violation of sections 285.700 to 285.750 or any order issued by the secretary of state under sections 285.700 to 285.750.

3. Upon finding, after notice and opportunity for hearing, that a PEO, a controlling person of a PEO, or a person offering PEO services has violated one or more provisions of this section and subject to appeal, the secretary of state may:

(1) Deny an application for a license;

(2) Revoke, restrict, or refuse to renew a license;

(3) Impose an administrative penalty in an amount not to exceed one thousand dollars for each material violation;

(4) Place the licensee on probation for the period and subject to conditions that the secretary of state specifies; or

(5) Issue a cease and desist order."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 3** was adopted.

On motion of Representative Grier, **HB 1719, as amended**, was ordered perfected and printed.

HCS HBs 2277 & 1983, relating to license plates and windshield placards for permanently disabled persons, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **HCS HBs 2277 & 1983** was agreed to.

Representative Anderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 2277 & 1983, Page 3, Section 301.142, Line 79, by inserting after all of said line the following:

"**If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.**"; and

Further amend said bill, Page 4, Section 301.142, Line 104, by inserting immediately after the phrase "disabled person" on said line the following:

"**, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person**."; and

Further amend said bill and section, Page 5, Line 149, to Page 6, Line 179, by removing all of said lines from the bill and inserting in lieu thereof the following:

"17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every **[**~~fourth~~**] eighth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a **[**~~four-year~~**] eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the **[**~~four-year~~**] eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Anderson, **House Amendment No. 1** was adopted.

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was adopted.

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was ordered perfected and printed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was placed on the Informal Calendar.

HCS HB 1828, relating to animals, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCS HB 1828** was agreed to.

On motion of Representative Houghton, **HCS HB 1828** was adopted.

On motion of Representative Houghton, **HCS HB 1828** was ordered perfected and printed.

HCS HB 2127, relating to assistant physicians, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2127** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2127, Page 1, Section 334.036, Line 11, by inserting after the phrase "Step 2" the phrase "**or Step 3**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2127, Page 8, Section 334.037, Line 159, by inserting immediately after said section and line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital

employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent licensed assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements **or supervision agreements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice

registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services.

(2) For a physician-physician assistant team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**~~three~~**] six** full-time equivalent licensed physician **assistants, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements **or collaborative practice arrangements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Frederick, **HCS HB 2127, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2127, as amended**, was ordered perfected and printed.

HB 1831, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HB 1831** was agreed to.

On motion of Representative Ruth, **HB 1831** was ordered perfected and printed.

HB 2208, relating to elections, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HB 2208** was agreed to.

Representative Franks Jr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2208, Page 4, Section 115.237, Line 43, by inserting after all of said line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications **from such voters** for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address**[**~~, except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities~~**]**. Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2208, Page 1, Section A, Line 2, by inserting after all of said line the following:

"115.125. 1. Not later than 5:00 p.m. on the **[**~~tenth~~**] sixth** Tuesday prior to any election, except a special election to decide an election contest, tie vote or an election to elect seven members to serve on a school board of a district pursuant to section 162.241, or a delay in notification pursuant to subsection 2 of this section, or pursuant to the provisions of section 115.399, the officer or agency calling the election shall notify the election authorities responsible for conducting the election. The notice shall be in writing, shall specify the name of the officer or agency calling the election and shall include a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127. The notice and any other information required by this section may, with the prior notification to the election authority receiving the notice, be accepted by facsimile transmission prior to 5:00 p.m. on the **[**~~tenth~~**] sixth** Tuesday prior to the election, provided that the original copy of the notice and a certified copy of the legal notice to be published shall be received in the office of the election authority within three business days from the date of the facsimile transmission. In lieu of a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127, each notice of a special election to fill a vacancy shall include the name of the office to be filled, the date of the election and the date by which candidates must be selected or filed for the office. Not later than the fourth Tuesday prior to any special election to fill a vacancy called by a political subdivision or special district, the officer or agency calling the election shall certify a sample ballot to the election authorities responsible for conducting the election.

2. **[**~~Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the political subdivision or special district calling for the election agrees to pay any printing or reprinting costs, a political subdivision or special district may, at any time after certification required in subsection 1 of this section, but no later than 5:00 p.m. on the sixth Tuesday before the election, be permitted to make late notification to the election authority pursuant to court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the political subdivision or special district to the circuit court of the area of such subdivision or district.~~**] The six-week filing deadline established under subsection 1 of this section is mandatory for all political subdivisions and special districts that are not specifically exempt from such deadline by law or charter, and no court shall order any candidate name or issue placed on a regular election day ballot for such political subdivisions or special districts if the deadline is violated. When such deadline is violated, a special election may be held at the request of a political subdivision or district; however, when a special election of any type is called that could have been submitted at a regular election day but for a violation of the six-week notice requirement of subsection 1 of this section, all costs of such special election called by a political subdivision or special district shall be paid in full by such political subdivision or special district.** No court shall have the authority to order an individual or issue be placed on the ballot less than six weeks before the date of the election, except as provided in sections 115.361 and 115.379."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Anderson	Andrews	Austin	Barnes 60	Bernskoetter
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Frederick	Gannon
Gregory	Haefner	Hannegan	Hansen	Helms

Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Morris 140	Morse 151
Neely	Pfautsch	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Curtis	Ellington	Franks Jr	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 045

Alferman	Arthur	Bahr	Basye	Beard
Berry	Brown 57	Brown 94	Burns	Conway 10
Cookson	Cornejo	DeGroot	Ellebracht	Fitzpatrick
Fraker	Franklin	Gray	Grier	Haahr
Higdon	Kelley 127	Kendrick	Kidd	Korman
Lauer	Marshall	Meredith 71	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Runions
Schroer	Smith 85	Stevens 46	Wessels	Wilson

VACANCIES: 001

On motion of Representative Curtman, **HB 2208, as amended**, was ordered perfected and printed.

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was placed on the Informal Calendar.

HB 2194, relating to criminal history reporting laws, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HB 2194** was agreed to.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2194, Page 1, Section 43.500, Line 7, by deleting said line and inserting in lieu thereof the following:

"searches, photographs, **[**~~and~~**]** other unique biometric identification**, and the process of employing law enforcement personnel**;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2194, Page 1, Section A, Line 5, by inserting immediately after said section and line the following:

"**43.225. 1. A record of the disposition in any court proceeding involving any criminal offense that resulted in a felony conviction shall be forwarded to the department of revenue within seven days by the clerk of the court in which the proceeding was held. The records shall be forwarded by the department of revenue, within fifteen days of receipt, to the Missouri state highway patrol and shall be entered by the highway patrol in the Missouri uniform law enforcement system records. Dispositions that shall be reported are guilty pleas, findings of guilt, suspended execution of sentence, conditional sentences, sentences of confinement, and any other such felony dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly state the name of the court, the court case number, the name and address of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.**

2. All records received by the Missouri state highway patrol or the department of revenue under the provisions of this section shall be entered in the Missouri uniform law enforcement system records and maintained by the Missouri state highway patrol. Records placed in the Missouri uniform law enforcement system under the provisions of this section shall be made available to any law enforcement officer in this state, any prosecuting or circuit attorney in this state, or to any judge of a municipal or state court upon request.

3. A person commits the offense of refusal to furnish records of disposition if he or she is required to furnish records to the Missouri state highway patrol or department of revenue under this section and purposely refuses to furnish such records. The offense of refusal to furnish records of disposition is a class D misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Conway (104), **HB 2194, as amended**, was ordered perfected and printed.

HCS HB 2171, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 2171** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2171, Page 4, Section 209.040, Line 57, by inserting after all of said line the following:

"**7. In any year the department fails to distribute at least seventy-five percent of the funds received under 209.130 for blind pensions, such difference shall be an increase to the amount budgeted for blind pensions for the following fiscal year.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wood, **HCS HB 2171** was adopted.

On motion of Representative Wood, **HCS HB 2171** was ordered perfected and printed.

Representative Rhoads assumed the Chair.

HCS HB 2216, relating to the regulation of water resources, was taken up by Representative Brattin.

On motion of Representative Brattin, the title of **HCS HB 2216** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2216, Page 1, Section 640.648, Line 1, by inserting after the number "6400.648" the number "**1.**"; and

Further amend said bill, page and section, Line 3, by deleting the words "**and rainwater collection**"; and

Further amend said bill, page and section, Line 4, by deleting the phrase "**[**~~, unless prohibited by city ordinance,~~**]**" and inserting in lieu thereof the phrase ", unless prohibited by city ordinance,"; and

Further amend said bill, page and section, Line 7, by inserting after all of said line the following:

"**2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

On motion of Representative Brattin, **HCS HB 2216, as amended**, was adopted.

On motion of Representative Brattin, **HCS HB 2216, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 96 - Transportation
HJR 97 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 1802 - Fiscal Review

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2014**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Korman

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2457**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (1): Cross

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 2324**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Andrews, Cross, Green, Gregory, Harris, Henderson, Kelley (127) and Wilson

Noes (1): Burnett

Absent (3): McGee, Pietzman and Stephens (128)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2393**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Tate

Noes (1): Spencer

Absent (3): Franklin, Hannegan and Nichols

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1248**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1901**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2155**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 631** entitled:

An act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 768** entitled:

An act to repeal sections 138.445 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to property taxation of telephone companies.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 819** entitled:

An act to repeal sections 210.112 and 210.487, RSMo, and to enact in lieu thereof two new sections relating to foster care.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 946 & 947** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, and 474.150, RSMo, and to enact in lieu thereof four new sections relating to estate planning.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

March 12, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Children and Families and appoint Representative Doug Beck. I also appoint Representative Sarah Unsicker as the Minority Caucus Ranking Member to the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

March 12, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Crime Prevention and Public Safety and appoint Representative Fred Wessels.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Tuesday, March 13, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2573, HB 2452, HB 2607, HCB 17
Executive session will be held: HB 1425, HCB 16
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, March 13, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1299, HB 1301, HB 2326, HB 2671, HB 2716
Executive session may be held on any matter referred to the committee.
Removed HB 1804.
AMENDED

BUDGET
Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.
Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013
Executive session may be held on any matter referred to the committee.
Markup - House Bills 2001-2013.

CHILDREN AND FAMILIES
Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HB 1361, HB 1856
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 659, HB 2538, HB 2480
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2632, HCB 20
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642
Executive session may be held on any matter referred to the committee.
HCR 68 removed.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1438, HB 2161, HB 2206, SS SCS SB 549, SCS SB 629
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1382, HB 2073, HB 2232, HB 2284, HB 2580
Executive session will be held: HB 2258, HB 2276, HB 2364, HB 2409
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2415, HB 2590, HB 2621
Executive session will be held: HB 1717, HB 2263, HB 2415, HB 2590, HB 2621
Executive session may be held on any matter referred to the committee.
HB 2621 added.
AMENDED

HIGHER EDUCATION
Wednesday, March 14, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SBs 807 & 577
Executive session may be held on any matter referred to the committee.
Removed HB 2412.
AMENDED

INSURANCE POLICY
Tuesday, March 13, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2539
Executive session will be held: SS SCS SB 593, SB 594, SB 708
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 13, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2223, HB 2562, HB 2410, HB 2366
Executive session will be held: HB 1356, HB 1553, HB 1725, HB 1843, HB 1844, HB 1845, HB 2121, HB 2350
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1236, HB 2712, HCB 23
Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453
Executive session may be held on any matter referred to the committee.
HCB 23 working session.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2507, HB 2548
Executive session will be held: HRB 2, HCR 85
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2669
Executive session will be held: HB 2506
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2552, HB 2563
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, March 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2403, HB 2564
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Bi-State Development and the St. Louis City Police Department will be testifying.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS
Tuesday, March 13, 2018, upon adjournment of the Financial Institutions Committee, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Presentation of the Subcommittee's report to the Financial Institutions Committee.

TRANSPORTATION
Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689, HB 2091, HB 2092, HB 2148
Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268
Executive session may be held on any matter referred to the committee.
HBs 2091, 2092 and 2148 have been added for public hearing.
AMENDED

UTILITIES
Wednesday, March 14, 2018, 2:00 PM, House Hearing Room 7.
Public hearing will be held: SS#5 SB 564, HCR 87
Executive session will be held: SS#5 SB 564, HB 1878
Executive session may be held on any matter referred to the committee.
The hearing time has been moved to 2:00 P.M. in Hearing Room 7.
CORRECTED

VETERANS
Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2681
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2673, HB 2666, HB 2644
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-NINTH DAY, TUESDAY, MARCH 13, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR PERFECTION

HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249 - Wood
HCS HBs 1656 & 2075 - Cornejo
HCS HB 2265 - Berry
HCS HBs 2280, 2120, 1468 & 1616 - Haefner
HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick

HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson
HCS HB 1635 - Bernskoetter

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter
HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HB 1953 - Neely
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HB 2026 - Wilson
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2043 - Tate
HCS HB 1991 - Rhoads
HCS HB 2042 - Bahr

HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1907 - Spencer
HB 1600 - Higdon
HCS HBs 1729, 1621 & 1436 - Justus

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SB 631
SB 768
SB 819
SCS SBs 946 & 947

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-NINTH DAY, TUESDAY, MARCH 13, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

With the Lord is strength and wisdom. (Job 12:16)

O Gracious God, after a long day yesterday, as the quiet splendor of a new day starts, we look again to You seeking the guidance of Your spirit, the goodness of Your presence and the greatness of Your power. In the duties and responsibilities of another lengthy day in the People's House, let not our spirits fail, our steps falter nor our strength fade. Help us to always walk honorably in the ways of Your word and uphold what is right, just and quick.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elis Samual Long and Por Sumpan.

SPECIAL RECOGNITION

John Cruickshank, Consul General of Canada, was introduced by Speaker Richardson.

Consul General Cruickshank addressed the House.

The Journal of the thirty-eighth day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson

Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Curtis	Curtman	Davis	Ellington
Engler	Green	Korman	Lant	McDaniel
Messenger	Mitten	Moon	Newman	Peters
Pietzman	Reisch	Roeber	Smith 85	Spencer
Stevens 46	Walker 74			

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 5790.
Representative Austin offered House Resolution No. 5792.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 631, relating to tax credits for contributions to certain benevolent organizations.

SB 768, relating to property taxation of telephone companies.

SB 819, relating to foster care.

SCS SBs 946 & 947, relating to estate planning.

PERFECTION OF HOUSE BILLS

HCS HB 2274, relating to the Missouri DeMolay license plate, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HB 2274** was agreed to.

On motion of Representative Haefner, **HCS HB 2274** was adopted.

On motion of Representative Haefner, **HCS HB 2274** was ordered perfected and printed.

HCS#2 HB 1503, relating to small business loans for veterans, was taken up by Representative Dohrman.

On motion of Representative Dohrman, the title of **HCS#2 HB 1503** was agreed to.

On motion of Representative Dohrman, **HCS#2 HB 1503** was adopted.

On motion of Representative Dohrman, **HCS#2 HB 1503** was ordered perfected and printed.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

On motion of Representative Walker (3), the title of **HB 2322** was agreed to.

Representative Plocher offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2322, Page 8, Section 56.840, Line 30, by inserting after all of said line the following:

"86.200. The following words and phrases as used in sections 86.200 to 86.366, unless a different meaning is plainly required by the context, shall have the following meanings:

(1) "Accumulated contributions", the sum of all mandatory contributions deducted from the compensation of a member and credited to the member's individual account, together with members' interest thereon;

(2) "Actuarial equivalent", a benefit of equal value when computed upon the basis of mortality tables and interest assumptions adopted by the board of trustees;

(3) "Average final compensation":

(a) **[**~~With respect to a member who earns no creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last three years of creditable service as a police officer, or if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service;~~

~~(b)~~**]** With respect to a member **who commenced employment before October 1, 2018,** who is not participating in the DROP pursuant to section 86.251 on October 1, 2001, who did not participate in the DROP at any time before such date, and who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last two years of creditable service as a policeman, or if the member has had less than two years of creditable service, then the average earnable compensation of the member's entire period of creditable service**; provided, however, that with respect to a member who commenced employment on or after October 1, 2018, who is not participating in the DROP under section 86.251, who did not participate in the DROP at any time before such date, and who earns any creditable service on or after October 1, 2018, the "average final compensation" means the average earnable compensation of the member during the member's last three years of creditable service as a police officer or, if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service**;

[~~(c) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer for reasons other than death or disability before earning at least two years of creditable service after such return, the portion of the member's benefit attributable to creditable service earned before DROP entry shall be determined using average final compensation as defined in paragraph (a) of this subdivision; and the portion of the member's benefit attributable to creditable service earned after return to active participation in the system shall be determined using average final compensation as defined in paragraph (b) of this subdivision;~~

~~(d)~~**] (b)** With respect to a member **who commenced employment before October 1, 2018,** who is participating in the DROP pursuant to section 86.251 **[**~~on~~**] before** October 1, **[**~~2001~~**] 2018**, or whose participation in the DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer after earning at least two years of creditable service after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph **[**~~(b)~~**] (a)** of this subdivision**; provided, however, that with respect to a member who commenced employment for the first time on or after October 1, 2018, who is participating in the DROP (regardless of the period of time such member has participated in DROP) under section 86.251, and who shall terminate employment as a police officer and actually retire:**

a. At the end of the five-year DROP period; or

b. At the time such member elects to withdraw from participation in DROP (regardless of the period of time such member participated in DROP),

the portion of the member's benefit attributable to creditable service earned before DROP entry shall be determined using average final compensation as defined in paragraph (a) of this subdivision;

[~~(e) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and whose employment as a police officer terminates due to death or disability after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph (b) of this subdivision;~~**]** and

[~~(f)~~**] (c)** With respect to the surviving spouse or surviving dependent child of a member who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last two years of creditable service as a police officer or, if the member has had less than two years of creditable service, the average earnable compensation of the member's entire period of creditable service**; provided, however, that with respect to a member who commenced employment for the first time on or after October 1, 2018, the "average final compensation" for purposes of this paragraph means the average earnable compensation of the member during the member's last three years of creditable service as a police officer or, if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service**;

(4) "Beneficiary", any person in receipt of a retirement allowance or other benefit;

(5) "Board of trustees", the board provided in sections 86.200 to 86.366 to administer the retirement system;

(6) "Creditable service", prior service plus membership service as provided in sections 86.200 to 86.366;

(7) "DROP", the deferred retirement option plan provided for in section 86.251;

(8) "Earnable compensation", the annual salary established under section 84.160 which a member would earn during one year on the basis of the member's rank or position plus any additional compensation for academic work and shift differential that may be provided by any official or board now or hereafter authorized by law to employ and manage a permanent police force in such cities. Such amount shall include the member's deferrals to a deferred compensation plan pursuant to Section 457 of the Internal Revenue Code or to a cafeteria plan pursuant to Section 125 of the Internal Revenue Code or, effective October 1, 2001, to a transportation fringe benefit program pursuant to Section 132(f)(4) of the Internal Revenue Code. Earnable compensation shall not include a member's additional compensation for overtime, standby time, court time, nonuniform time or unused vacation time. Notwithstanding the foregoing, the earnable compensation taken into account under the plan established pursuant to sections 86.200 to 86.366 with respect to a member who is a noneligible participant, as defined in this subdivision, for any plan year beginning on or after October 1, 1996, shall not exceed the amount of compensation that may be taken into account under Section 401(a)(17) of the Internal Revenue Code, as adjusted for increases in the cost of living, for such plan year. For purposes of this subdivision, a "noneligible participant" is an individual who first becomes a member on or after the first day of the first plan year beginning after the earlier of:

(a) The last day of the plan year that includes August 28, 1995; or

(b) December 31, 1995;

(9) "Internal Revenue Code", the federal Internal Revenue Code of 1986, as amended;

(10) "Mandatory contributions", the contributions required to be deducted from the salary of each member who is not participating in DROP in accordance with section 86.320;

(11) "Medical board", the health care organization appointed by the trustees of the police retirement board and responsible for arranging and passing upon all medical examinations required under the provisions of sections 86.200 to 86.366, which shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations;

(12) "Member", a member of the retirement system as defined by sections 86.200 to 86.366;

(13) "Members' interest", interest on accumulated contributions at such rate as may be set from time to time by the board of trustees;

(14) "Membership service", service as a policeman rendered since last becoming a member, except in the case of a member who has served in the Armed Forces of the United States and has subsequently been reinstated as a policeman, in which case "membership service" means service as a policeman rendered since last becoming a member prior to entering such armed service;

(15) "Plan year" or "limitation year", the twelve consecutive-month period beginning each October first and ending each September thirtieth;

(16) "Policeman" or "police officer", any member of the police force of such cities who holds a rank in such police force;

(17) "Prior service", all service as a policeman rendered prior to the date the system becomes operative or prior to membership service which is creditable in accordance with the provisions of sections 86.200 to 86.366;

(18) "Reserve officer", any member of the police reserve force of such cities, armed or unarmed, who works less than full time, without compensation, and who, by his or her assigned function or as implied by his or her uniform, performs duties associated with those of a police officer and who currently receives a service retirement as provided by sections 86.200 to 86.366;

(19) "Retirement allowance", annual payments for life as provided by sections 86.200 to 86.366 which shall be payable in equal monthly installments or any benefits in lieu thereof granted to a member upon termination of employment as a police officer and actual retirement;

(20) "Retirement system", the police retirement system of the cities as defined in sections 86.200 to 86.366;

(21) "Surviving spouse", the surviving spouse of a member who was the member's spouse at the time of the member's death.

86.223. **[**~~Six~~**] A majority of the appointed and elected** trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on the majority vote of the trustees present.

86.247. On the basis of such tables as the board of trustees shall adopt, the actuary shall make an annual valuation of the assets and liabilities of the system created by sections 86.200 to 86.366. **The actuary may use the entry age normal actuarial cost method subject to subsection 2 of section 86.344.**

86.250. Retirement of a member on a service retirement allowance shall be made by the board of trustees as follows:

[~~(1)~~**]** Any member **who commenced employment before October 1, 2018,** may terminate employment as a police officer and actually retire after completing twenty or more years of creditable service or attaining the age of fifty-five upon the member's written application to the board of trustees setting forth at what time, but not more than ninety days subsequent to the execution and filing of the application, the member desires to be retired**[**~~;~~

~~(2) Any member in service who has attained the age of sixty-five shall be terminated as a police officer and actually retired forthwith provided that upon request of the chief of police the board of trustees may permit such member to remain in service for periods of not to exceed one year from the date of the last request from the chief of police~~**]**. **Any member who commenced employment for the first time on or after October 1, 2018, may terminate employment as a police officer and actually retire after completing ten or more years of creditable service and attaining the age of fifty-five upon the member's written application to the board of trustees setting forth at what time, but not more than ninety days subsequent to the execution and filing of the**

application, the member desires to be retired; provided, however, that any member who commenced employment for the first time on or after October 1, 2018, may enter the DROP at any time after completing twenty years of creditable service.

86.251. 1. The board of trustees may develop and establish a deferred retirement option plan (DROP) in which members who are eligible for retirement but who have not terminated employment as police officers and who have not actually retired may participate. The DROP shall be designed to allow members with at least twenty years of creditable service or who have attained the age of fifty-five who have achieved eligibility for retirement and are entitled to a service retirement allowance and other benefits to postpone actual retirement, continue active employment and accumulate a deferred receipt of the service retirement allowance. No one shall participate in the DROP for a period exceeding five years.

2. Any member who has at least twenty years of creditable service or has attained the age of fifty-five may elect in writing before retirement to participate in the DROP. A member electing to participate in the DROP shall postpone actual retirement, shall continue in active employment and shall not receive any direct retirement allowance payments or benefits during the period of participation. **Any member who commenced employment for the first time on or after October 1, 2018, who terminates employment before age fifty-five shall not be eligible to receive a retirement allowance until he or she reaches age fifty-five.**

3. Upon the start of the participation in the DROP, the member shall cease to make any mandatory contributions to the system. No contribution shall be required by the city into the DROP account. During the period of participation in the DROP, the amount that the member would have received as a service retirement allowance if the member had actually retired instead of entering DROP shall be deposited monthly in the member's DROP account which shall be established in the member's name by the board of trustees. The member's service retirement allowance shall not be adjusted for any cost-of-living increases for any period prior to the member's termination of employment as a police officer and actual retirement. Cost-of-living increases, if any, for any period following the member's termination of employment as a police officer and actual retirement shall be applied only to monthly service retirement payments made following termination of employment as a police officer and actual retirement. Service earned during the period of participation in the DROP shall not be creditable service and shall not be counted in determination of any service retirement allowance or surviving spouse's or dependents' benefits. Compensation paid during the period of participation in the DROP shall not be earnable compensation and shall not be counted in the determination of any service retirement allowance or surviving spouse's or dependent's benefits. The member's service retirement allowance shall be frozen as of the date the member enters DROP. Except as specifically provided in sections 86.200 to 86.366, the member's frozen service retirement allowance shall not increase while the member is participating in DROP or after the member's participation in DROP ends, and the member shall not share in any benefit improvement that is enacted or that becomes effective while such member is participating in the DROP.

4. A member shall cease participation in the DROP upon the termination of the member's employment as a police officer and actual retirement, or at the end of the five-year period commencing on the first day of the member's participation in the DROP, or as of the effective date of the member's election to return to active participation in the system, whichever occurs first. A member's election to return to active participation in the system before the end of the five-year period commencing on the first day of participation in the DROP shall be made and shall become effective in accordance with procedures established by the board of trustees. Upon the member's termination of employment as a police officer and actual retirement, the member shall elect to receive the value of the member's DROP account, in one of the following forms of payment:

(1) A lump sum payment; or

(2) Equal monthly installments over a ten-year period.

Either form of payment should begin within thirty days after the member's notice to the board of trustees that the member has selected a particular option.

5. If a member who is participating in the DROP elects to return to active participation in the system or if a member who is participating in the DROP does not terminate employment and actually retires as a police officer in the city for which the retirement system was established pursuant to sections 86.200 to 86.366 at the end of the five-year period commencing on the first day of the member's participation in the DROP, the member shall return to active participation in the system and shall resume making mandatory contributions to the system effective as of the day after participation in the DROP ends. The board of trustees shall notify the chief of police to begin deducting mandatory contributions from the member's salary and the member's employment period shall count as creditable service beginning as of the day the member returns to active participation.

6. In no event shall a member**, including any member who commenced employment for the first time on or after October 1, 2018,** whose participation in DROP has ended for any reason be eligible to participate in DROP again.

7. Upon the member's termination of employment as a police officer and actual retirement, the member's mandatory contributions to the retirement system shall be paid to the member pursuant to subsection 4 of section 86.253.

8. If a member dies prior to termination of employment as a police officer and actual retirement while participating in the DROP or before the member has received full withdrawal of the amount in the member's DROP account under the installment optional payment form, the remaining balance of the member's DROP account shall be payable to the member's surviving spouse; or, if the member is then unmarried, to the member's dependent children in equal shares; or, if none, to the member's dependent mother or father; or, if none, to the member's designated beneficiary or, if no such beneficiary is then living, to the member's estate. Payment shall be made in a lump sum within sixty days after receipt by the board of trustees of evidence and proof of the death of a member. In addition, the member's mandatory contributions, if any, that were not already paid to the member pursuant to subsection 4 of section 86.253 shall be paid to the member's surviving spouse pursuant to section 86.288.

9. If a member applies for and receives benefits for an accidental disability retirement allowance pursuant to the provisions of section 86.263, the member shall forfeit all rights, claims or interest in the member's DROP account and the member's benefits shall be calculated as if the member has continued in employment and had not elected to participate in the DROP. Any portion of a DROP account that has been forfeited as provided in this subsection shall be a general asset of the system.

10. **[**~~A member's~~**] The** DROP account **of a member who commenced employment before October 1, 2018,** shall earn interest equal to the rate of return earned by the system's investment portfolio on a market value basis, including realized and unrealized gains and losses, net of investment expense, as certified by the system's actuary. As of the last day of each plan year beginning after DROP participation begins, the member's DROP account balance, determined as of the last day of the prior plan year, shall be credited with interest at the investment rate earned by the assets of the retirement system for such prior plan year. If distribution of the member's DROP account balance is made in a lump sum under subsection 4 or 8 of this section, interest for the plan year of distribution shall be credited on the ending balance for the prior plan year at the investment rate earned on the assets of the retirement system for the prior plan year, in proportion to the part of the plan year preceding the date of the member's termination of employment or death, whichever is earlier. If the member's DROP account is paid in equal monthly installments pursuant to subsection 4 of this section, interest during the installment period shall be credited as of the last day of each plan year ending after installment payment begins on the account balance as of the first or last day of the plan year, whichever is lower, at the investment rate earned by the assets of the system for the prior plan year. Interest for the year in which the final installment is paid shall be credited on the balance remaining after the final installment is paid, at the investment rate earned on the assets of the system for the prior plan year, in proportion to the part of the plan year preceding payment of the final installment. Any interest credited to the DROP account during the installment period shall be paid as soon as reasonably possible after the final monthly installment. No interest shall be credited on amounts, if any, added to the member's DROP account during the year in which the distribution of the account is completed. **Any member who commenced employment for the first time on or after October 1, 2018, shall earn interest for all purposes for which interest is allowed at the rate of return earned by the ten-year United States Treasury note as of September thirtieth each year plus one percent, not to exceed a rate of six percent per annum.**

11. The board of trustees shall not incur any liability individually or on behalf of other individuals for any act or omission made in good faith in relation to the DROP or assets credited to DROP accounts established by this section. The provisions of the Internal Revenue Code and regulations promulgated thereunder shall supersede any provision of this section if there is any inconsistency with the Internal Revenue Code or regulation.

12. Upon the receipt by the board of trustees of evidence and proof that the death of a member resulted from an event occurring while the member was in the actual performance of duty, and if the member is participating in the DROP, the member's surviving spouse or, if the member is then unmarried, the member's unmarried dependent children, may elect within thirty days after the member's death to have the amount in the member's DROP account paid in the form of a monthly survivor annuity. Payment of the survivor annuity shall begin within sixty days after the election is received. Payment to the member's surviving spouse shall continue until the surviving spouse's death; payment to the member's unmarried dependent children shall be made while any child qualifies as an unmarried dependent child pursuant to section 86.280. The survivor annuity shall be the actuarial equivalent of the

member's DROP account as of the date of the member's death. In no event shall the total amount paid pursuant to this subsection be less than the member's DROP account balance as of the date of the member's death.

86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member **who commenced employment before October 1, 2018,** shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who **[**~~does not earn any creditable service after August 11, 1999~~**] commenced employment before October 1, 2018**, shall not exceed an amount equal to **[**~~seventy~~**] seventy-five** percent of the member's average final compensation**[**~~, and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy-five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation~~**]**. **However, if a member commenced employment for the first time on or after October 1, 2018, the service retirement allowance of the member shall not exceed an amount equal to seventy percent of the member's average final compensation.** The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member **who earned creditable service before October 1, 2018, and** who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. **The service retirement allowance of a member who commenced employment for the first time on or after October 1, 2018, shall be increased in the same manner; except that, the increases shall not exceed a total percentage increase of twenty-five percent.** In no event shall the increase described under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section **[**~~or, if applicable, subsection 6 of this section~~**]**. If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such

request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement. **Notwithstanding the foregoing, a member who commenced employment for the first time on or after October 1, 2018, shall not be eligible for the return of his or her mandatory contributions to the retirement system upon termination of employment as a police officer and actual service retirement; except that, a member who commenced employment for the first time on or after October 1, 2018, shall receive his or her mandatory contributions to the retirement system without interest if not vested at the time of termination of employment as a police officer or actual service retirement.**

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until the earlier of the person's death or remarriage, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member **who commenced employment before October 1, 2018,** after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member **who commenced employment before October 1, 2018,** after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life or until the surviving spouse remarries, whichever is earlier, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.257. 1. Upon the application of the chief of police or a member, any member who has completed ten or more years of creditable service or upon the police retirement system created by sections 86.200 to 86.366 first attaining, after August 28, 2013, a funded ratio, as defined in section 105.660 and as determined by the system's annual actuarial valuation, of at least eighty percent, a member who has completed five or more years of creditable service and who has become permanently unable to perform the duties of a police officer as the result of an injury or illness not exclusively caused or induced by the actual performance of his or her official duties or by his or her own negligence shall be retired by the board of trustees of the police retirement system upon certification by the medical board of the police retirement system and approval by the board of trustees of the police retirement system that the member is mentally or physically unable to perform the duties of a police officer, that the inability is permanent or likely to become permanent, and that the member should be retired.

2. Once each year during the first five years following such member's retirement, and at least once in every three-year period thereafter, the board of trustees may, and upon the member's application shall, require any nonduty disability beneficiary who has not yet attained sixty years of age to undergo a medical examination at a place

designated by the medical board or such physicians as the medical board appoints. If any nonduty disability beneficiary who has not attained sixty years of age refuses to submit to a medical examination, his or her nonduty disability **[**~~pension~~**] retirement allowance** may be discontinued until his or her withdrawal of such refusal, and if his or her refusal continues for one year, all rights in and to such **[**~~pension~~**] disability retirement allowance** may be revoked by the board of trustees.

3. If the medical board certifies to the board of trustees that a nonduty disability beneficiary is able to perform the duties of a police officer, and if the board of trustees concurs on the report, then such beneficiary's nonduty disability **[**~~pension~~**] retirement allowance** shall cease.

4. If upon cessation of a disability **[**~~pension~~**] retirement allowance** under subsection 3 of this section, the former disability beneficiary is restored to active service, he or she shall again become a member, and he or she shall contribute thereafter at the same rate as other members. Upon his or her subsequent retirement, he or she shall be credited with all of his or her active retirement, but not including any time during which the former disability beneficiary received a disability **[**~~pension~~**] retirement allowance** under this section.

86.260. 1. Upon termination of employment as a police officer and actual retirement for nonduty disability a member shall receive a service retirement allowance as calculated under subsection 1 of section 86.253 if the member has attained the age of fifty-five or completed twenty years of creditable service; otherwise the member shall receive a nonduty disability retirement allowance which shall be equal to ninety percent of the member's accrued service retirement in section 86.253, but not less than one-fourth of the member's average final compensation; provided, however, that no such allowance shall exceed ninety percent of the member's accrued service retirement benefit based on continuation of the member's creditable service to the age set out in section 86.250. **To the extent a member receiving a nonduty disability retirement allowance is gainfully employed, a proportionate offset shall apply against any disability retirement allowance received if the sum of the member's current salary plus disability retirement allowance equals an amount in excess of one hundred twenty-five percent of the member's current salary.**

2. Effective October 1, 1999, the nonduty disability retirement allowance will be increased by fifteen percent of the member's average final compensation for each unmarried dependent child of the disabled member who is under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself.

3. Any member receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the member is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member.

4. Any benefit payable to or for the benefit of a child or children under the age of eighteen years pursuant to the provisions of subsections 2 and 3 of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university.

5. No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen.

86.263. 1. Any member in active service who is permanently unable to perform the full and unrestricted duties of a police officer as the natural, proximate, and exclusive result of an accident occurring within the actual performance of duty at some definite time and place, through no negligence on the member's part, shall be retired by the board of trustees of the police retirement system upon certification by the medical board that the member is mentally or physically unable to perform the full and unrestricted duties of a police officer, that the inability is permanent or likely to become permanent, and that the member should be retired. The inability to perform the "full and unrestricted duties of a police officer" means the member is unable to perform all the essential job functions for the position of police officer as established by the chief of police.

2. No member shall be approved for retirement under the provisions of subsection 1 of this section unless the application was made and submitted by the chief of police or a member no later than five years following the date of accident, provided, that if the accident was reported within five years of the date of the accident and an examination made of the member within thirty days of the date of accident by a health care provider whose services were provided through the chief of police with subsequent examinations made as requested, then an application made more than five years following the date of the accident shall be considered timely.

3. Once each year during the first five years following a member's retirement, and at least once in every three-year period thereafter, the board of trustees may require any disability beneficiary who has not yet attained sixty years of age to undergo a medical examination or medical examinations at a place designated by the medical board or such physicians as the medical board appoints. If any disability beneficiary who has not attained sixty years of age refuses to submit to a medical examination, his or her disability **[**~~pension~~**] retirement allowance** may be discontinued by the board of trustees of the police retirement system until his or her withdrawal of such refusal, and if his or her refusal continues for one year, all rights in and to such **[**~~pension~~**] disability retirement allowance** may be revoked by the board of trustees.

4. If the medical board certifies to the board of trustees that a disability beneficiary is able to perform the duties of a police officer, then such beneficiary's disability **[**~~pension~~**] retirement allowance** shall cease.

5. If upon cessation of a disability **[**~~pension~~**] retirement allowance** under subsection 4 of this section, the former disability beneficiary is restored to active service, he or she shall again become a member, and he or she shall contribute thereafter at the same rate as other members. Upon his or her subsequent retirement, he or she shall be credited with all of his or her active service time as a member including the service time prior to receiving disability retirement, but not including any time during which the former disability beneficiary received a disability **[**~~pension~~**] retirement allowance** under this section.

6. If upon cessation of a disability **[**~~pension~~**] retirement allowance** under subsection 4 of this section, the former disability beneficiary is not restored to active service, such former disability beneficiary shall be entitled to the retirement benefit to which such former disability beneficiary would have been entitled if such former disability beneficiary had terminated service for any reason other than dishonesty or being convicted of a felony at the time of such cessation of such former disability beneficiary's disability **[**~~pension~~**] retirement allowance**. For purposes of such retirement benefits, such former disability beneficiary shall be credited with all of the former disability beneficiary's active service time as a member, but not including any time during which the former disability beneficiary received a disability **[**~~beneficiary pension~~**] retirement allowance** under this section.

86.267. 1. Upon termination of employment as a police officer and actual retirement for accidental disability, other than permanent total disability as defined in subsection 2 **of this section**, a member shall receive a **disability** retirement allowance of seventy-five percent of the member's average final compensation.

2. Any member who, as the natural and proximate result of an accident occurring at some definite time and place in the actual performance of the member's duty through no negligence on the member's part, is permanently and totally incapacitated from performing any work, occupation or vocation of any kind whatsoever shall receive a **disability** retirement allowance as under subsection 1 **of this section** or, in the discretion of the board of trustees, may receive a larger **disability** retirement allowance in an amount not exceeding the member's rate of compensation as a policeman in effect as of the date the allowance begins.

3. The board of trustees, in its discretion, may, in addition to the **disability retirement** allowance granted in accordance with the provisions of subsections 1 and 2 **of this section**, grant an allowance in an amount to be determined by the board of trustees, to provide such member with surgical, medical and hospital care reasonably required after retirement, which are the result and in consequence of the accident causing such disability.

4. Any person who is receiving benefits pursuant to subsection 2 of this section on or after August 28, 1997, and any person who is receiving benefits pursuant to subsection 1 of this section on or after October 1, 2001, and who made mandatory contributions to the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the retired member shall be paid a lump sum payment in an amount equal to the total amount of the member's mandatory contributions to the retirement system, without interest, within sixty days after approval of the retired member's application by the board of trustees.

86.277. Should a disabled member be restored to active service, such member's disability **retirement** allowance shall cease. The disabled member shall again become a member and shall contribute thereafter at the same rate in effect prior to disability. Any prior service certificate on the basis of which the member's service was computed at the time of retirement shall be restored to full force and effect and in addition upon the member's subsequent retirement, the member shall be credited with all service as a member, and if the member's then average final compensation is less than the average final compensation used in determining the member's disability **retirement** allowance, the latter amount shall be used in determining benefits.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, **[**~~ordinary~~**] nonduty** disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies or remarries, whichever is earlier, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies or remarries, whichever is earlier, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member.

86.288. In addition to any other benefits payable, notwithstanding any provisions of sections 86.280 and 86.287 to the contrary, if a member **who commenced employment before October 1, 2018,** dies while commissioned as a peace officer, or after retiring and before receiving a refund of the member's mandatory contributions in accordance with section 86.253 or 86.290, or while receiving a disability retirement allowance in accordance with section 86.253 or 86.257, the total amount of the member's mandatory contributions to the retirement system shall be paid without interest to the surviving spouse of such member. Payment pursuant to this section shall be made within sixty days after the later of the date proper proofs of death are provided or August 28, 1994, regardless of when the member died or actually retired, provided that the surviving spouse shall be alive on the date that payment is made.

86.290. **Except in the case of a member who commenced employment for the first time on or after October 1, 2018, who is not vested under section 86.354,** should a member cease to be a policeman except by death or actual retirement, the member may request payment of the amount of the accumulated contributions standing to the credit of the member's individual account, including members' interest, in which event such amount shall be paid to the member not later than one year after the member ceases to be a policeman. If the former member is reemployed as a policeman before any portion of such former member's accumulated contributions is distributed, no distribution shall be made. If the former member is reemployed as a policeman after a portion of the former member's accumulated contributions is distributed, the amount remaining shall also be distributed.

86.320. 1. **(1)** The board of trustees shall certify to the chief of police who shall cause to be deducted**, prior to taxation,** from the salary of each member **hired before October 1, 2018,** on each and every payroll for each and every pay period, **[**~~seven~~**] eight** percent of the compensation of each member who is not participating in the DROP, including each member whose participation in the DROP has ended and who has returned to active participation in the system pursuant to section 86.251, and zero percent of the compensation of each member who is participating in the DROP or whose participation in the DROP has ended but who has not returned to active participation in the system pursuant to section 86.251.

(2) The board of trustees shall certify to the chief of police who shall cause to be deducted, prior to taxation, from the salary of each member hired on or after October 1, 2018, on each and every payroll for each and every pay period, nine percent of the compensation of each member who is not participating in the DROP and zero percent of the compensation of each member who is participating in the DROP.

2. The deductions provided for in this section shall be made notwithstanding that the minimum compensation provided by law for any member shall be reduced thereby. Every member shall be deemed to consent to the deductions made and provided for in this section, and shall receipt for the member's full salary or compensation and payment of salary or compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 86.200 to 86.366. The chief of police shall certify to the board of trustees on each and every payroll or in such other manner as the board of trustees shall prescribe the amount deducted, and such amounts shall be paid into the system and shall be credited together with members' interest thereon to the individual account of the member from whose compensation such deduction was made.

3. The board of trustees is authorized to grant additional benefits for such parts of contributions as were made prior to the adoption of the seven-percent rate for all members which were in excess of the compulsory contributions required of each member.

86.330. **1.** After each annual valuation, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366, shall determine the normal contribution rate. The normal contribution rate shall be the rate percent of the earnable compensation of all members obtained by deducting from the total liabilities of the retirement system the amount of the assets in hand to the credit of the retirement system and the present value of expected future member contributions and dividing the remainder by one percent of the present value of the prospective future compensation of all members as computed on the basis of mortality and service tables and interest assumptions adopted by the board of trustees.

2. Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, then, after the effective date of such ordinance, for each annual valuation for the first of the plan years beginning with the plan year of such adoption and each subsequent year, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366 shall determine the normal cost for such year using the entry age normal actuarial cost method as described in this subsection. Under the entry age normal actuarial cost method, the actuarial present value of the projected benefits of each individual included in an actuarial valuation is allocated on a level basis over the service of the individual between entry age and assumed exit age. The portion of this actuarial present value allocated to a valuation year is called the "normal cost".

86.333. **1.** At the first valuation after the effective date of these amendments the actuary engaged by the board of trustees shall compute the rate percent of the total earnable compensation of all members which is equivalent to four percent of the amount of the total unfunded benefit liability on account of all members and beneficiaries which is not dischargeable by the aforesaid normal contribution made on account of such members during the remainder of their active service. The rate percent originally so determined shall be known as "the accrued liability contribution rate".

2. (1) Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, then, after each annual valuation for plan years beginning with the year of such adoption, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366 shall determine the actuarial accrued liability under the entry age normal actuarial cost method. Under the entry age normal actuarial cost method, the actuarial present value of the projected benefits of each individual included in an actuarial valuation is allocated on a level basis over the service of the individual between entry age and assumed exit age. The portion of this actuarial present value not provided for at a valuation date by the actuarial present value of future normal costs is called the "actuarial accrued liability".

(2) The actuary shall determine the initial unfunded actuarial accrued liability as the amount by which the actuarial accrued liability exceeds the actuarial value of the assets of the retirement system. The amortization payment for the initial unfunded actuarial accrued liability as of October 1, 2018, shall be determined as a level percentage of payroll for a twenty-year period. The amortization period for subsequent years for the initial unfunded accrued liability shall decline by one year for each of the next twenty years. Any changes in the unfunded accrued liability that result from experience gains and losses, changes in actuarial assumptions, and changes in plan benefits for plan years beginning on or after October 1, 2018, shall be amortized in accordance with policies and procedures adopted by the board. Such policies shall include the period of amortization and pattern of payments, provided that the period of amortization is no more than thirty years. Other than the initial unfunded liability, the board may combine amortization periods in the interest of efficiency if the effect upon the contribution calculation is not considered material. Such policies adopted by the board shall be based on the advice of the system's actuary and shall comply with all applicable actuarial standards of practice.

86.337. **1.** The total amount payable to the retirement system for each fiscal year shall be not less than the normal contribution rate of the total compensation earnable by all members during the year; provided, however, that the aggregate payment by the said cities shall be sufficient when combined with the assets of the retirement system to provide the pensions and other benefits payable during the then current year.

2. Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, the total amount payable to the retirement system for each plan year, beginning on or after October first of the year of the adoption of such ordinance, shall be not less than the greater of the following:

(1) The sum of:

(a) The normal cost determined under section 86.330; and

(b) The unfunded accrued liability contribution determined under section 86.333; or

(2) The amount, when combined with the assets of the retirement system, required to provide the pensions and other benefits payable during the then current plan year.

86.344. **1.** On or before the first day of March of each year the board of trustees shall certify to the board of estimate and apportionment of the city the amounts which will become due and payable during the year next following for expenses pursuant to subsection 2 of section 86.343 and the cost of benefits as determined pursuant to

section 86.337. The amounts so certified shall be appropriated by the city and transferred to the retirement system in equal payments in the first six months of the ensuing year.

2. The city may change the actuarial formula by which such amounts are calculated to the entry age normal actuarial cost method. The city may adopt an ordinance authorizing the change to the entry age normal actuarial cost method, which ordinance shall include the city's expressed acknowledgment that the benefit calculation formula change is undertaken voluntarily and not under compulsion by the state of Missouri, so that the conversion does not implicate the provisions of article X, sections 16 to 23 of the Constitution of Missouri. If either the provisions of this subsection or the city's adoption of the entry age normal actuarial cost method is determined by a final judgment of a court of competent jurisdiction to violate article X, sections 16 to 23 of the Constitution of Missouri, then this subsection and subsection 2 of section 86.330, subsection 2 of section 86.333, and subsection 2 of section 86.337 referencing this subsection shall be null and void, the method of calculation shall revert to the method used before the effective date of this subsection, and the board of trustees shall certify to the board of estimate and apportionment of the city the amounts that will become due and payable during the year based upon the formula described in subsection 1 of section 86.330, subsection 1 of section 86.333, and subsection 1 of section 86.337.

86.354. **1.** A member's benefit shall be one hundred percent vested and nonforfeitable upon the first of the following to occur:

(1) The member's attainment of age fifty-five, the normal retirement age; or

(2) The member's completion of twenty years of creditable service regardless of age; or

(3) The termination of the plan established pursuant to sections 86.200 to 86.366, to the extent the plan is funded.

2. Notwithstanding any provision in subsection 1 of this section to the contrary:

(1) Any member who commenced employment before October 1, 2018, who has completed a total of twenty years of creditable service is eligible for retirement at any age; and

(2) Any member who commenced employment for the first time on or after October 1, 2018, who is one hundred percent vested due to the completion of ten years of creditable service shall not be eligible to receive a retirement allowance until the age of fifty-five.

3. Forfeitures of any nature under such plan shall not be used to increase the benefits of any member, but shall be used to reduce the city's contributions pursuant to section 86.243.

86.355. Any member's retirement allowance under the provisions of sections 86.200 to 86.366 shall not be affected by where such member resides at any time during the members employment or retirement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Walker (3), **HB 2322, as amended**, was ordered perfected and printed.

HCS HB 2249, relating to child care facilities, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 2249** was agreed to.

On motion of Representative Wood, **HCS HB 2249** was adopted.

On motion of Representative Wood, **HCS HB 2249** was ordered perfected and printed.

HCS HBs 1656 & 2075, relating to professional employer organizations, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HCS HBs 1656 & 2075** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1656 & 2075, Page 1, Section A, Line 3, by inserting after said section and line the following:

"285.530. 1. No business entity or employer**, public or private,** shall knowingly employ, hire for employment, or continue to employ an unauthorized alien to perform work within the state of Missouri.

2. **[**~~As a condition for the award of any contract or grant in excess of five thousand dollars by the state or by any political subdivision of the state to a business entity, or for any business entity receiving a state-administered or subsidized tax credit, tax abatement, or loan from the state, the business entity shall, by sworn affidavit and provision of documentation, affirm its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services. Every such business entity shall also sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services. Any entity contracting with the state or any political subdivision of the state shall only be required to provide the affidavits required in this subsection to the state and any political subdivision of the state with which it contracts, on an annual basis. During or immediately after an emergency, the requirements of this subsection that a business entity enroll and participate in a federal work authorization program shall be suspended for fifteen working days. As used in this subsection, "emergency" includes the following natural and manmade disasters: major snow and ice storms, floods, tornadoes, severe weather, earthquakes, hazardous material incidents, nuclear power plant accidents, other radiological hazards, and major mechanical failures of a public utility facility.~~

~~3.~~**]** All **[**~~public~~**]** employers**, public or private, and business entities** shall enroll and actively participate in a federal work authorization program.

[~~4.~~**] 3.** An employer **[**~~may enroll and participate in a federal work authorization program and~~**] or business entity** shall verify the employment eligibility of every employee in the employer's **or business entity's** hire whose employment commences after the employer **or business entity** enrolls in a federal work authorization program. The employer **or business entity** shall retain a copy of the dated verification report received from the federal government. **[**~~Any~~**] A** business entity **[**~~that participates~~**] enrolling and participating** in such program shall have an affirmative defense that such business entity has not violated subsection 1 of this section.

[~~5.~~**] 4.** A general contractor or subcontractor of any tier shall not be liable under sections 285.525 to 285.550 when such general contractor or subcontractor contracts with its direct subcontractor who violates subsection 1 of this section, if the contract binding the contractor and subcontractor affirmatively states that the direct subcontractor is not knowingly in violation of subsection 1 of this section and shall not henceforth be in such violation and the contractor or subcontractor receives a sworn affidavit under the penalty of perjury attesting to the fact that the direct subcontractor's employees are lawfully present in the United States.

285.535. 1. The attorney general shall enforce the requirements of sections 285.525 to 285.550.

2. An enforcement action shall be initiated by means of a written, signed complaint under penalty of perjury as defined in section 575.040 to the attorney general submitted by any state official, business entity, or state resident. A valid complaint shall include an allegation which describes the alleged violator as well as the actions constituting the violation, and the date and location where such actions occurred. A complaint which alleges a violation solely or primarily on the basis of national origin, ethnicity, or race shall be deemed invalid and shall not be enforced.

3. Upon receipt of a valid complaint, the attorney general shall, within fifteen business days, request identity information from the business entity regarding any persons alleged to be unauthorized aliens. Such request shall be made by certified mail. The attorney general shall direct the applicable municipal or county governing body to suspend any applicable license, permit, or exemptions of any business entity which fails, within fifteen business days after receipt of the request, to provide such information.

4. The attorney general, after receiving the requested identity information from the business entity, shall submit identity data required by the federal government to verify, under 8 U.S.C. 1373, the immigration status of such persons, and shall provide the business entity with written notice of the results of the verification request:

(1) If the federal government notifies the attorney general that an employee is authorized to work in the United States, the attorney general shall take no further action on the complaint;

(2) If the federal government notifies the attorney general that an employee is not authorized to work in the United States, the attorney general shall proceed on the complaint as provided in subsection 5 of this section;

(3) If the federal government notifies the attorney general that it is unable to verify whether an employee is authorized to work in the United States, the attorney general shall take no further action on the complaint until a verification from the federal government concerning the status of the individual is received. At no point shall any state official attempt to make an independent determination of any alien's legal status without verification from the federal government.

5. **[**~~(1) If the federal government notifies the attorney general that an employee is not authorized to work in the United States, and the employer of the unauthorized alien participates in a federal work authorization program, there shall be a rebuttable presumption that the employer has met the requirements for an affirmative defense under subsection 4 of section 285.530, and the employer shall comply with subsection 6 of this section.~~

~~(2)~~**]** If the federal government notifies the attorney general that an employee is not authorized to work in the United States, the attorney general shall bring a civil action in **the circuit court of** Cole County if the attorney general reasonably believes the business entity **[**~~knowingly~~**]** violated subsection 1 of section 285.530**[**~~:~~

~~(a) If the court finds that a business entity did not knowingly violate subsection 1 of section 285.530, the employer shall have fifteen business days to comply with subdivision (1) and paragraph (a) of subdivision (2) of subsection 6 of this section. If the entity fails to do so, the court shall direct the applicable municipal or county governing body to suspend the business permit, if such exists, and any applicable licenses or exemptions of the entity until the entity complies with subsection 6 of this section;~~

~~(b) If the court finds that a business entity knowingly violated subsection 1 of section 285.530, the court shall direct the applicable municipal or county governing body to suspend the business permit, if such exists, and any applicable licenses or exemptions of such business entity for fourteen days. Permits, licenses, and exemptions shall be reinstated for entities who comply with subsection 6 of this section at the end of the fourteen-day period~~**]**.

(1) Upon a finding of a first violation of section 285.530 by a business entity, the court shall order the suspension of all licenses that are held by the business entity for a minimum of one day and a maximum of thirty days.

(2) Upon a finding of a second violation of section 285.530 by a business entity, the court shall order the suspension of all licenses that are held by the business entity for a minimum of thirty days and a maximum of one year.

(3) Upon a finding of a third violation of section 285.530 by a business entity, the court shall order the permanent suspension of all licenses that are held by the business entity as well as the revocation of the business entity's registration as a corporation, limited liability company, or limited partnership in the state of Missouri, if applicable.

6. **[**~~The correction of a violation with respect to the employment of an unauthorized alien shall include the following actions:~~

~~(1) (a) The business entity terminates the unauthorized alien's employment. If the business entity attempts to terminate the unauthorized alien's employment and such termination is challenged in a court of the state of Missouri, the fifteen-business-day period for providing information to the attorney general referenced in subsection 3 of this section shall be tolled while the business entity pursues the termination of the unauthorized alien's employment in such forum; or~~

~~(b) The business entity, after acquiring additional information from the employee, requests a secondary or additional verification by the federal government of the employee's authorization, under the procedures of a federal work authorization program. While this verification is pending, the fifteen-business-day period for providing information to the attorney general referenced in subsection 3 of this section shall be tolled; and~~

~~(2) A legal representative of the business entity submits, at an office designated by the attorney general, the following:~~

~~(a) A sworn affidavit stating that the violation has ended that shall include a description of the specific measures and actions taken by the business entity to end the violation, and the name, address, and other adequate identifying information for any unauthorized aliens related to the complaint; and~~

~~(b) Documentation acceptable to the attorney general which confirms that the business entity has enrolled in and is participating in a federal work authorization program.~~

~~7. The suspension of a business license or licenses under subsection 5 of this section shall terminate one business day after a legal representative of the business entity submits the affidavit and other documentation required under subsection 6 of this section following any period of restriction required under subsection 5 of this section.~~

~~8. For an entity that violates subsection 1 of section 285.530 for a second time, the court shall direct the applicable municipal or county governing body to suspend, for one year, the business permit, if such exists, and any applicable license or exemptions of the business entity. For a subsequent violation, the court shall direct the applicable municipal or county governing body to forever suspend the business permit, if such exists, and any applicable license or exemptions of the business entity.~~

~~9.~~**]** In addition to the penalties in **[**~~subsections~~**]** **subsection** 5 **[**~~and 8~~**]** of this section:

(1) Upon the first violation of subsection 1 of section 285.530 by any business entity awarded a state contract or grant or receiving a state-administered tax credit, tax abatement, or loan from the state, the business entity shall be deemed in breach of contract and the state may terminate the contract and suspend or debar the business entity from doing business with the state for a period of three years. Upon such termination, the state may withhold up to twenty-five percent of the total amount due to the business entity;

(2) Upon a second or subsequent violation of subsection 1 of section 285.530 by any business entity awarded a state contract or grant or receiving a state-administered tax credit, tax abatement, or loan from the state, the business entity shall be deemed in breach of contract and the state may terminate the contract and permanently suspend or debar the business entity from doing business with the state. Upon such termination, the state may withhold up to twenty-five percent of the total amount due to the business entity.

[~~10.~~**] 7.** Sections 285.525 to 285.550 shall not be construed to deny any procedural mechanisms or legal defenses included in a federal work authorization program.

[~~11.~~**] 8.** Any business entity subject to a complaint and subsequent enforcement under sections 285.525 to 285.540, or any employee of such a business entity, may challenge the enforcement of this section with respect to such entity or employee in the courts of the state of Missouri.

[~~12.~~**] 9.** If the court finds that any complaint is frivolous in nature or finds no probable cause to believe that there has been a violation, the court shall dismiss the case. For purposes of this subsection, "frivolous" shall mean a complaint not shown by clear and convincing evidence to be valid. Any person who submits a frivolous complaint shall be liable for actual, compensatory, and punitive damages to the alleged violator for holding the alleged violator before the public in a false light. If the court finds that a complaint is frivolous or that there is not probable cause to believe there has been a violation, the attorney general shall issue a public report to the complainant and the alleged violator stating with particularity its reasons for dismissal of the complaint. Upon such issuance, the complaint and all materials relating to the complaint shall be a public record as defined in chapter 610.

[~~13.~~**] 10.** The determination of whether a worker is an unauthorized alien shall be made by the federal government. A determination of such status of an individual by the federal government shall create a rebuttable presumption as to that individual's status in any judicial proceedings brought under this section or section 285.530. The court may take judicial notice of any verification of an individual's status previously provided by the federal government and may request the federal government to provide automated or testimonial verification.

[~~14.~~**] 11.** Compensation, whether in money or in kind or in services, **[**~~knowingly~~**]** provided to any unauthorized alien shall not be allowed as a business expense deduction from any income or business taxes of this state.

[~~15.~~**] 12.** Any business entity which terminates an employee in accordance with this section shall not be liable for any claims made against the business entity under chapter 213 for the termination.

13. Any costs incurred by the business entity for participating in a federal work authorization program may be deducted from the business entity's income or business taxes in this state.

285.555. Should the federal government discontinue or fail to authorize or implement any federal work authorization program, then subsections 2 and 3 of section 285.530 **[**~~and paragraph (b) of subdivision (1) of subsection 6 of section 285.535 and paragraph (b) of subdivision (2) of subsection 6 of section 285.535~~**]** shall not apply after the date of discontinuance or failure to authorize or implement, and the general assembly shall review sections 285.525 to 285.555 for the purpose of determining whether the sections are no longer applicable and should be repealed."; and

Further amend said bill, Page 14, Section 285.750, Line 26, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of sections 285.530, 285.535, and 285.555 of this act shall become effective January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck raised a point of order that **House Amendment No. 1** is not germane to the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 1 was withdrawn.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was adopted.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1953, relating to public health and welfare, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1953** was read the third time and passed by the following vote:

AYES: 130

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Bernskoetter	Black	Brattin	Brown 94
Chipman	Cookson	Corlew	Curtis	DeGroot
Ellebracht	Fitzwater	Green	Higdon	Kelley 127
Kendrick	Mathews	May	Messenger	Newman
Peters	Razer	Reiboldt	Shumake	Smith 85
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2122, relating to vehicle sales, was taken up by Representative Engler.

Representative Smith (163) assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Ellington

Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Quade	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Bernskoetter	Brown 94	Chipman	Curtis	Green
Haefner	Messenger	Newman	Peters	Razer
Smith 85	Walker 74	Wood		

VACANCIES: 001

On motion of Representative Engler, **HB 2122** was read the third time and passed by the following vote:

AYES: 119

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Bondon	Brown 27	Brown 57	Butler	Carpenter
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stephens 128
Stevens 46	Swan	Tate	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 031

Andrews	Black	Brattin	Burnett	Christofanelli
Conway 10	Curtis	Curtman	Ellington	Fitzwater
Francis	Gray	Hansen	Hurst	Johnson
Justus	Love	Marshall	May	McDaniel
Moon	Morris 140	Neely	Phillips	Pogue
Remole	Roeber	Spencer	Stacy	Taylor
Trent				

PRESENT: 000

ABSENT WITH LEAVE: 012

Bernskoetter	Brown 94	Burns	Chipman	Green
Haefner	Messenger	Newman	Peters	Razer
Smith 85	Walker 74			

VACANCIES: 001

Representative Smith (163) declared the bill passed.

On motion of Representative Austin, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Anders	Barnes 60	Basye	Black
Brown 27	Davis	DeGroot	Dinkins	Fraker
Francis	Franks Jr	Frederick	Gannon	Hansen
Henderson	Hurst	Justus	Kidd	Lant
Lichtenegger	McGaugh	Miller	Morris 140	Morse 151
Phillips	Pogue	Redmon	Remole	Rhoads
Rowland 155	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 049

Anderson	Austin	Bahr	Baringer	Barnes 28
Beard	Berry	Chipman	Corlew	Cornejo
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Gregory	Grier	Haahr	Hannegan	Helms
Hill	Houx	Knight	Kolkmeyer	Lynch
Mathews	McCann Beatty	McDaniel	McGee	Meredith 71
Morgan	Muntzel	Neely	Nichols	Pfautsch
Pike	Reisch	Runions	Ruth	Schroer
Shull 16	Sommer	Stacy	Stephens 128	Swan
Vescovo	Walker 3	Wiemann	Wilson	

ABSENT WITH LEAVE: 078

Adams	Andrews	Arthur	Bangert	Beck
Bernskoetter	Bondon	Brattin	Brown 57	Brown 94
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Cross	Curtis
Curtman	Dogan	Ellington	Engler	Fitzwater

Franklin	Gray	Green	Haefner	Harris
Higdon	Houghton	Johnson	Kelley 127	Kelly 141
Kendrick	Korman	Lauer	Lavender	Love
Marshall	Matthiesen	May	McCreery	Merideth 80
Messenger	Mitten	Moon	Mosley	Newman
Peters	Pierson Jr	Pietzman	Plocher	Quade
Razer	Rehder	Reiboldt	Revis	Roberts
Roden	Roeber	Rone	Ross	Shaul 113
Shumake	Smith 85	Smith 163	Spencer	Stevens 46
Tate	Trent	Unsicker	Walker 74	Washington
Wessels	Wood	Mr. Speaker		

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 1344, relating to private probation services for misdemeanor offenses, was taken up by Representative Hill.

On motion of Representative Hill, **HB 1344** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 036

Andrews	Bangert	Barnes 60	Brown 94	Butler
Carpenter	Christofanelli	Cookson	Curtis	DeGroot
Dogan	Engler	Franklin	Gray	Green
Haefner	Harris	Higdon	Houghton	Korman
Messenger	Newman	Peters	Pierson Jr	Razer
Rone	Schroer	Shumake	Smith 85	Smith 163
Spencer	Trent	Walker 74	Wessels	Wilson
Wood				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1800, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, **HB 1800** was read the third time and passed by the following vote:

AYES: 109

Anders	Anderson	Austin	Bahr	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burns
Chipman	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Merideth 80	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 019

Barnes 28	Brown 27	Burnett	Ellington	Hurst
May	McCann Beatty	McCreery	McGee	Meredith 71
Mitten	Moon	Morgan	Mosley	Pogue
Quade	Roberts	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 034

Adams	Alferman	Andrews	Arthur	Bangert
Barnes 60	Brown 94	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Curtis	DeGroot	Dogan
Engler	Franklin	Frederick	Gray	Green
Haefner	Higdon	Korman	Messenger	Newman
Peters	Razer	Rone	Shumake	Smith 85
Smith 163	Trent	Walker 74	Wood	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1874, relating to products sold in the state capitol, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 1874** was read the third time and passed by the following vote:

AYES: 120

Adams	Anderson	Andrews	Austin	Bahr
Baringer	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Chipman
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson

NOES: 011

Anders	Conway 10	Ellington	Franks Jr	Marshall
May	Merideth 80	Pierson Jr	Pogue	Roberts
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Bangert	Barnes 60	Brown 94
Butler	Carpenter	Christofanelli	Cookson	DeGroot
Engler	Francis	Franklin	Frederick	Gray
Green	Haefner	Justus	Messenger	Newman
Peters	Razer	Rone	Shumake	Smith 85
Smith 163	Stephens 128	Trent	Walker 74	Wood
Mr. Speaker				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1364, relating to transportation and delivery of petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, **HCS HB 1364** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franks Jr	Frederick	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Neely	Nichols	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Cornejo	Hurst	Marshall	Pogue	Roden

PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Barnes 60	Brown 94	Butler	Carpenter
Cookson	DeGroot	Ellington	Francis	Franklin
Gannon	Gray	Green	Haefner	Messenger
Muntzel	Newman	Peters	Pfautsch	Razer
Rone	Smith 85	Walker 74		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1713, relating to the Missouri adoptee rights act, was taken up by Representative Phillips.

On motion of Representative Phillips, **HCS HB 1713** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Chipman	Christofanelli	Conway 10	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 019

Arthur	Barnes 60	Black	Brattin	Brown 94
Butler	Carpenter	Conway 104	Cookson	DeGroot
Gray	Green	Messenger	Newman	Peters
Razer	Smith 85	Walker 74	Washington	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1714, relating to adoption records, was taken up by Representative Phillips.

On motion of Representative Phillips, **HCS HB 1714** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Black	Brown 27
Brown 57	Burnett	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kendrick	Knight	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 012

Barnes 28	Bernskoetter	Bondon	Ellebracht	Hurst
McCann Beatty	McCreery	Meredith 71	Mitten	Moon
Pogue	Stephens 128			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Barnes 60	Berry	Brattin	Brown 94	Butler
Carpenter	Cookson	DeGroot	Kelly 141	Kidd
Kolkmeyer	Korman	Lauer	Messenger	Newman
Peters	Razer	Rehder	Roeber	Smith 85
Walker 74				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2026, relating to persons confined in jails, was taken up by Representative Wilson.

On motion of Representative Wilson, **HB 2026** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 007

Ellington	Houghton	Knight	Marshall	McDaniel
Pogue	Roden			

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Berry	Brattin	Brown 57	Brown 94
Butler	Carpenter	Cookson	Kidd	Kolkmeyer
Messenger	Newman	Peters	Razer	Rehder
Roeber	Rowland 29	Smith 85	Swan	Walker 74

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2043, relating to Law Enforcement Appreciation Day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2043** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Ellington

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 023

Barnes 60	Beck	Berry	Brown 57	Brown 94
Butler	Carpenter	Cookson	Frederick	Hannegan
Kidd	Kolkmeyer	Lauer	Messenger	Miller
Neely	Newman	Peters	Razer	Roeber
Rowland 29	Smith 85	Walker 74		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2042, relating to sexual offenders, was taken up by Representative Bahr.

On motion of Representative Bahr, **HCS HB 2042** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Brattin	Brown 27	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Arthur	Barnes 60	Berry	Bondon	Brown 57
Brown 94	Butler	Carpenter	Cookson	Messenger
Newman	Peters	Razer	Roeber	Smith 85
Walker 74				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

Representative Houx assumed the Chair.

HCS HB 1991, relating to the deployment of utilities infrastructure, was taken up by Representative Rhoads.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Berry	Brown 57	Brown 94	Butler
Cookson	Corlew	Lauer	Lavender	Messenger
Newman	Peters	Razer	Smith 85	Walker 74
Mr. Speaker				

VACANCIES: 001

On motion of Representative Rhoads, **HCS HB 1991** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 014

Burnett	Hurst	Kendrick	Korman	Marshall
McCreery	McDaniel	Mitten	Moon	Morgan
Nichols	Pogue	Quade	Roberts	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Berry	Brown 57	Brown 94	Butler
Cookson	Fraker	Lavender	Lichtenegger	Messenger
Newman	Peters	Razer	Rone	Smith 85
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 001

Representative Houx declared the bill passed.

HCS HB 1614, relating to the regulation of agricultural inputs, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HCS HB 1614** was read the third time and passed by the following vote:

AYES: 109

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Brown 27	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Quade	Revis	Roberts
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Beck	Brown 57	Brown 94	Butler
Haefner	Kelly 141	Messenger	Newman	Peters
Razer	Rhoads	Smith 85	Walker 74	

VACANCIES: 001

Representative Houx declared the bill passed.

HCS HB 1461, relating to the address confidentiality program, was taken up by Representative Anderson.

On motion of Representative Anderson, **HCS HB 1461** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Butler	Gannon	Messenger
Newman	Peters	Razer	Rhoads	Smith 85
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Houx declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

Representative Spencer moved that **HCS HB 1907** be recommitted to the Committee on Agriculture Policy.

Which motion was adopted.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was taken up by Representative Higdon.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Higdon, **HB 1600** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtis	Davis	Dinkins	Dogan
Ellebracht	Engler	Evans	Fitzwater	Francis
Franklin	Franks Jr	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Houx
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Quade	Redmon	Reiboldt	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Stevens 46	Swan	Tate
Unsicker	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 038

Anderson	Bahr	Bernskoetter	Brattin	Chipman
Cornejo	Curtman	Dohrman	Eggleston	Ellington
Fitzpatrick	Fraker	Frederick	Haahr	Helms
Hill	Hurst	Kelly 141	Marshall	Matthiesen
May	McDaniel	Moon	Morris 140	Neely
Pietzman	Plocher	Pogue	Rehder	Reisch
Ross	Schroer	Spencer	Stacy	Stephens 128
Taylor	Trent	Vescovo		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 94	Butler	DeGroot	Johnson
Mathews	Messenger	Newman	Peters	Razer
Roden	Smith 85	Smith 163	Walker 74	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was taken up by Representative Justus.

Speaker Richardson resumed the Chair.

Representative Burns raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris

Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Roden	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Conway 104	Franklin	Lauer
Messenger	Newman	Peters	Razer	Walker 74
Wilson				

VACANCIES: 001

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was read the third time and passed by the following vote:

AYES: 089

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Cookson	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Shull 16
Shumake	Smith 163	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wood	Mr. Speaker	

NOES: 062

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Corlew	Dinkins	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Hannegan
Harris	Henderson	Higdon	Kendrick	Kidd
Korman	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Pietzman
Quade	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Smith 85
Sommer	Spencer	Stevens 46	Tate	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Conway 104	Lauer	Messenger
Neely	Newman	Peters	Razer	Walker 74
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1469, relating to Missouri military code, was taken up by Representative Davis.

On motion of Representative Davis, **HB 1469** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Bernskoetter	Brown 94	Conway 104	Curtman
Lauer	Lichtenegger	May	Messenger	Neely
Newman	Peters	Razer	Reisch	Walker 74
Wessels	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1968, relating to the state tartan, was taken up by Representative Grier.

On motion of Representative Grier, **HB 1968** was read the third time and passed by the following vote:

AYES: 119

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roden	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 018

Anders	Beck	Bernskoetter	Eggleston	Ellington
Frederick	Gray	Hill	Hurst	McDaniel
McGee	Meredith 71	Moon	Pogue	Roberts
Ross	Stacy	Stephens 128		

PRESENT: 008

Curtis	Ellebracht	Mitten	Mosley	Pierson Jr
Quade	Rowland 29	Smith 85		

ABSENT WITH LEAVE: 017

Barnes 60	Brown 57	Brown 94	Fitzpatrick	Haefner
Higdon	Lauer	Messenger	Newman	Peters
Phillips	Razer	Reisch	Roeber	Smith 163
Walker 74	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2187, relating to the designation of a highway, was taken up by Representative Walker (3).

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cross	Curtman	Engler
Haefner	Higdon	Lauer	Messenger	Newman
Peters	Phillips	Razer	Reisch	Roeber
Walker 74	Wilson			

VACANCIES: 001

Representative Chipman assumed the Chair.

On motion of Representative Walker (3), **HB 2187** was read the third time and passed by the following vote:

AYES: 102

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 28	Basye	Beard
Bernskoetter	Berry	Black	Brown 57	Burns
Butler	Carpenter	Chipman	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roden	Rone
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 033

Adams	Arthur	Brattin	Christofanelli	Eggleston
Ellington	Franks Jr	Gray	Gregory	Hill
Hurst	Lavender	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Mitten
Moon	Muntzel	Pierson Jr	Pogue	Quade
Ross	Rowland 29	Runions	Schroer	Stacy
Stephens 128	Stevens 46	Unsicker		

PRESENT: 010

Bangert	Beck	Brown 27	Burnett	Curtis
Ellebracht	Mosley	Nichols	Roberts	Smith 85

ABSENT WITH LEAVE: 017

Barnes 60	Bondon	Brown 94	Cross	Curtman
Frederick	Haefner	Higdon	Marshall	Messenger
Newman	Peters	Phillips	Razer	Reisch
Roeber	Walker 74			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2196, relating to celiac awareness day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2196** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 004

Ellington	Mitten	Pogue	Stephens 128

ABSENT WITH LEAVE: 018

Barnes 60	Brown 94	Conway 104	Cross	Dogan
Ellebracht	Engler	Higdon	Messenger	Newman
Peters	Phillips	Pietzman	Razer	Reisch
Roeber	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1517, relating to the state legal expense fund, was taken up by Representative McCann Beatty.

On motion of Representative McCann Beatty, **HB 1517** was read the third time and passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Alferman	Barnes 60	Brown 94	Conway 104	Cookson
Cross	Dogan	Engler	Higdon	Messenger
Newman	Peters	Phillips	Razer	Roeber
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1573, relating to the school calendar, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HB 1573** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Nichols	Peters	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Brown 94	Conway 104	Engler	Higdon
Houx	McGee	Messenger	Muntzel	Newman
Phillips	Razer	Roeber	Walker 74	Mr. Speaker

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1893, relating to public auctions, was taken up by Representative Baringer.

On motion of Representative Baringer, **HB 1893** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtis	Ellington	May	McDaniel	Pogue

PRESENT: 002

Ellebracht	Smith 85

ABSENT WITH LEAVE: 017

Barnes 60	Beard	Brown 94	Cookson	Fraker
Higdon	Houx	McGee	Messenger	Newman

Peters	Phillips	Pierson Jr	Razer	Roeber
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2243, relating to county recording fees, was taken up by Representative Houghton.

On motion of Representative Houghton, **HB 2243** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtis	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cookson	Corlew	Davis
Fraker	Higdon	Houx	Messenger	Newman
Peters	Phillips	Razer	Roeber	Rowland 29
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2318, relating to the designation of a memorial highway, was taken up by Representative Marshall.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Barnes 60	Bernskoetter	Brown 94	Carpenter
Cookson	Cornejo	Curtis	Dogan	Engler
Higdon	Korman	May	McCreery	Messenger
Newman	Peters	Phillips	Razer	Roden
Roeber	Trent	Walker 74	Mr. Speaker	

VACANCIES: 001

On motion of Representative Marshall, **HB 2318** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Ellington

PRESENT: 004

Ellebracht	Mosley	Pogue	Smith 85

ABSENT WITH LEAVE: 013

Barnes 60	Brown 94	Curtis	Engler	Higdon
Messenger	Newman	Peters	Phillips	Razer
Roeber	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2330, relating to the designation of a memorial highway, was taken up by Representative Beck.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Rone
Rowland 155	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Alferman	Barnes 60	Brattin	Brown 57	Brown 94
Butler	Cornejo	Curtis	Curtman	Ellington
Fitzpatrick	Gannon	Hansen	Higdon	Korman
Love	May	Merideth 80	Messenger	Newman
Peters	Phillips	Razer	Roeber	Ross
Ruth	Shull 16	Smith 85	Walker 74	Mr. Speaker

VACANCIES: 001

On motion of Representative Beck, **HB 2330** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 016

Barnes 60	Brattin	Brown 94	Curtis	Curtman
Ellington	Higdon	Messenger	Newman	Peters
Phillips	Razer	Roeber	Smith 85	Walker 74
Mr. Speaker				

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2347, relating to the designation of a memorial highway, was taken up by Representative Davis.

On motion of Representative Davis, **HB 2347** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27

Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Curtis	Ellington	Fitzpatrick
Higdon	Messenger	Miller	Mitten	Newman
Peters	Phillips	Razer	Roeber	Smith 85
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 53, relating to the Ghost Army from World War II, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **HCR 53** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pike	Plocher	Pogue	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 94	Curtis	Dogan	Ellington
Gannon	Higdon	Messenger	Mitten	Newman
Peters	Phillips	Pietzman	Razer	Roeber
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS HCR 57, relating to the designation of Missouri School Counseling Week, was taken up by Representative Burnett.

On motion of Representative Burnett, **HCS HCR 57** was adopted.

On motion of Representative Burnett, **HCS HCR 57** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cookson	DeGroot	Ellington
Gregory	Higdon	Korman	Messenger	Newman
Peters	Phillips	Razer	Roeber	Schroer
Smith 85	Walker 74			

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS HCR 66, relating to updating of state department forms, was taken up by Representative Carpenter.

On motion of Representative Carpenter, the title of **HCS HCR 66** was agreed to.

On motion of Representative Carpenter, **HCS HCR 66** was adopted.

On motion of Representative Carpenter, **HCS HCR 66** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 94	DeGroot	Franklin	Gray
Higdon	Marshall	Messenger	Newman	Peters
Phillips	Razer	Rhoads	Roeber	Schroer
Walker 74				

VACANCIES: 001

Representative Chipman declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1443 - Fiscal Review
HCS HBs 1656 & 2075 - Fiscal Review

HB 1719 - Fiscal Review
HCS HB 2171 - Fiscal Review
HCS HB 2249 - Fiscal Review

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SB 626 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1410**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (2): Butler and Korman

Mr. Speaker: Your Committee on Budget, to which was referred **SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (2): Butler and Korman

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Hill and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2070**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Hill and Rhoads

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1717**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Frederick, Johnson, Kidd, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Curtman, Peters, Pogue, Rhoads and Sommer

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2063** and **HB 1726**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, Gregory, Roberts and White

Noes (4): DeGroot, Ellebracht, Marshall and Toalson Reisch

Absent (1): Mitten

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was authorized **HCB 11**, relating to persons under protective custody, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Corlew, Dinkins, Kelley (127), Kelly (141), Lant, Neely, Pike, Remole, Toalson Reisch and Walsh

Noes (3): Carpenter, Meredith (71) and Washington

Absent (3): Beard, Phillips and Stevens (46)

Read the first time and copies ordered printed.

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Cross, Curtman, Eggleston, Kelley (127) and Schroer

Noes (3): Brown (27), Ellington and Mosley

Absent (4): Gray, Rhoads, Roden and Shull (16)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1470**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1767**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1803**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1811**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1888**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Berry, Franks Jr. and Unsicker

Present (1): Barnes (60)

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2247**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2360**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2438**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Present (1): Barnes (60)

Absent (1): Runions

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 14, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.
Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013
Executive session may be held on any matter referred to the committee.
Markup - House Bills 2001-2013.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 659, HB 2538
Executive session may be held on any matter referred to the committee.
Removed House Bill 2480.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2632, HCB 20
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 14, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1712, HB 1847, HB 2332, HB 2529, HB 2625
Executive session will be held: HB 1245, HB 1363, HB 1493, HB 1899, HB 1385, HB 1664
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session will be held: HCS HB 2249, HB 1719, HCS HB 1872, HCS HB 1802, HCS HB 2171, HCS HBs 1656 & 2075
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: SCS SB 718, HCB 15
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, March 14, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SBs 807 & 577
Executive session may be held on any matter referred to the committee.
Removed HB 2412.
AMENDED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee. Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

LOCAL GOVERNMENT
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1236, HB 2712, HCB 23
Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453
Executive session may be held on any matter referred to the committee.
HCB 23 working session.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, March 14, 2018, 6:00 PM, House Hearing Room 5.
Public hearing will be held: SS SCS SB 826, HB 1652
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, March 15, 2018, 9:00 AM, South Gallery.
Executive session will be held: HCS HB 1424, HCS HB 1435, HB 1569, HB 1626, HCS HB 1885, HB 2117, HCS HB 2125, HCS HB 2129, HCS HB 2306, HB 2352, HB 2384, HCS HB 2540, HCS HR 5213, HCR 55, HRB 1
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), South Gallery.
Executive session will be held: HCS HB 1255, HB 1290, HB 1378, HCS HB 1542, HCS HB 1651, HB 1865, HCS HB 1915, HCS HB 1937, HB 2381, HCS HB 2407, HB 2421, HR 4878, HJR 61, HCR 58, HCR 59, HCR 63, HCR 64, HCS HB 2225, HCS HB 2234
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, March 15, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 2567, HCR 104, SB 626
Executive session will be held: HB 1711
Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2669
Executive session will be held: HB 2506
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2552, HB 2563
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, March 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2403, HB 2564
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, March 14, 2018, 8:00 AM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MASS TRANSIT SECURITY
Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Bi-State Development and the St. Louis City Police Department will be testifying.

TRANSPORTATION
Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689, HB 2091, HB 2092, HB 2148
Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268
Executive session may be held on any matter referred to the committee.
HBs 2091, 2092, and 2148 have been added for public hearing.
AMENDED

UTILITIES
Wednesday, March 14, 2018, 2:00 PM, House Hearing Room 7.
Public hearing will be held: SS#5 SB 564, HCR 87
Executive session will be held: SS#5 SB 564, HB 1878
Executive session may be held on any matter referred to the committee.
The hearing time has been moved to 2:00 PM in Hearing Room 7.
CORRECTED

WORKFORCE DEVELOPMENT
Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2673, HB 2666, HB 2644
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTIETH DAY, WEDNESDAY, MARCH 14, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 11

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR PERFECTION

HCS HB 2265 - Berry
HCS HBs 2280, 2120, 1468 & 1616 - Haefner
HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson
HCS HB 1635 - Bernskoetter

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson
HB 1578 - Kolkmeyer
HCS HB 1443, (Fiscal Review 3/13/18) - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719, (Fiscal Review 3/13/18) - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HCS HB 1828 - Houghton

HCS HB 2127 - Frederick
HB 1831 - Ruth
HB 2208 - Curtman
HB 2194 - Conway (104)
HCS HB 2171, (Fiscal Review 3/13/18) - Wood
HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTIETH DAY, WEDNESDAY, MARCH 14, 2018

The House met pursuant to adjournment.

Representative Mathews in the Chair.

Speaker Richardson assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 046

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brown 27	Burns	Butler	Cross
Davis	DeGroot	Dinkins	Dogan	Engler
Fraker	Francis	Hansen	Harris	Henderson
Hill	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Korman	Lichtenegger	May
McGee	Morse 151	Muntzel	Pogue	Redmon
Rehder	Reiboldt	Remole	Rowland 155	Rowland 29
Shull 16	Stevens 46	Taylor	Walsh	White
Wilson				

NOES: 000

PRESENT: 062

Anderson	Andrews	Bahr	Baringer	Beard
Berry	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Franks Jr	Frederick	Gray	Gregory
Haahr	Haefner	Helms	Higdon	Houghton
Johnson	Kendrick	Knight	Kolkmeyer	Lynch
Mathews	McCann Beatty	McDaniel	McGaugh	Miller
Moon	Mosley	Neely	Nichols	Pietzman
Pike	Reisch	Revis	Roden	Rone
Ross	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Trent	Unsicker	Vescovo	Walker 3	Wiemann
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 054

Adams	Anders	Arthur	Austin	Bangert
Barnes 60	Barnes 28	Brattin	Brown 57	Brown 94
Burnett	Carpenter	Conway 10	Cornejo	Curtis

Curtman	Ellebracht	Ellington	Franklin	Gannon
Green	Grier	Hannegan	Lant	Lauer
Lavender	Love	Marshall	Matthiesen	McCreery
Meredith 71	Merideth 80	Messenger	Mitten	Morgan
Morris 140	Newman	Peters	Pfautsch	Phillips
Pierson Jr	Plocher	Quade	Razer	Rhoads
Roberts	Roeber	Runions	Smith 85	Spencer
Tate	Walker 74	Washington	Wessels	

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O give thanks unto the Lord, for He is good: for His mercy endureth forever. (Psalm 118:29)

O God from whom flows the life that is in us all, we thank You for the mercies You give us so freely. For family and friends, for homes in which love rules, for sacred places where we can worship as we desire, for a Country that is free, we thank You. For duties that make us strong, for truth that enforces our attempts for justice, and for love which surrounds us in our search for peace, we thank You.

Strengthen us to fight against every enemy of the human spirit, to stand bravely for what is true, right, and good, and help us to live our own lives so that when night comes we may not only receive praise from You but also have the inner assurance of having fought a good fight and having kept the faith.

Bless our dear ones with the gift of Your grace, comfort the sorrowing, heal the sick, and give light to all who sit in darkness.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by Addison Redmon.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Oliver Curtman, Piper Curtman, Carolina Vallé Franca, Adam Bartow, Michael Rentchler, and Colleen Rentchler.

The Journal of the thirty-ninth day was approved as corrected by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh

McGee	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pietzman	Pike	Pogue	Quade	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 033

Andrews	Austin	Barnes 60	Brown 94	Carpenter
Curtis	Curtman	Ellebracht	Ellington	Franklin
Grier	Hannegan	Lauer	Matthiesen	Meredith 71
Messenger	Mitten	Mosley	Newman	Peters
Pfautsch	Phillips	Pierson Jr	Plocher	Razer
Rehder	Rhoads	Smith 85	Spencer	Stephens 128
Walker 74	Washington	Wessels		

VACANCIES: 001

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 11, relating to persons under protective custody.

PERFECTION OF HOUSE BILLS

HCS HB 2265, relating to public utilities, was taken up by Representative Berry.

On motion of Representative Berry, the title of **HCS HB 2265** was agreed to.

HCS HB 2265 was laid over.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2014, relating to supplemental appropriations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2014** was agreed to.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2014, Page 2, Section 14.060, Line 4, by inserting immediately thereafter the following:

"Section 14.065. To the Department of Transportation
For the Motor Carrier Safety Assistance Program
From Motor Carrier Safety Assistance Program/Division of Transportation - Federal Fund (0185).....$1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2014, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2014, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HCS HB 1635** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1635, Page 3, Section 198.070, Line 81, by inserting after all of said section and line the following:

"**198.610. 1. The provisions of sections 198.610 to 198.630 shall be known and may be cited as the "Authorized Electronic Monitoring in Long-Term Care Facilities Act".**

2. For purposes of sections 198.610 to 198.630, the following terms shall mean:

(1) "Authorized electronic monitoring", the placement and use of an electronic monitoring device by a resident in his or her room in accordance with the provisions of sections 198.610 to 198.630;

(2) "Department", the department of health and senior services;

(3) "Electronic monitoring device", a surveillance instrument with a fixed position video camera or an audio recording device, or a combination thereof, that is installed in a resident's room under the provisions of sections 198.610 to 198.630 and broadcasts or records activity or sounds occurring in the room;

(4) "Facility", any residential care facility, assisted living facility, intermediate care facility, or skilled nursing facility;

(5) "Resident", a person residing in a facility;

(6) "Resident's representative", a resident's legal representative.

198.612. 1. A resident may be permitted to conduct authorized electronic monitoring of the resident's room through the use of electronic monitoring devices placed in the room under the provisions of sections 198.610 to 198.630 if the facility in which the resident resides permits electronic monitoring devices in its policies and procedures, and the electronic monitoring devices comply with the facility's requirements therein.

2. Nothing in sections 198.610 to 198.630 shall be construed to allow the use of an electronic monitoring device to take still photographs or for the nonconsensual interception of private communications.

3. Except as otherwise provided in this section, a resident, a resident's representative, or the parent of a resident under eighteen years of age and the facility shall consent in writing on a notification and consent form prescribed by the department in order for authorized electronic monitoring to be conducted in the resident's room. If the resident has not affirmatively objected to the authorized electronic monitoring and the resident's physician determines that the resident lacks the ability to understand and appreciate the nature and consequences of electronic monitoring, the following individuals may consent on behalf of the resident in order of priority:

(1) An attorney-in-fact under a durable power of attorney for health care;

(2) The resident's representative;

(3) The resident's spouse;

(4) The resident's parent;

(5) The resident's adult child who has the written consent of all other adult children of the resident to act as the sole decision maker regarding authorized electronic monitoring; or

(6) The resident's adult brother or sister who has the written consent of all other adult siblings of the resident to act as the sole decision maker regarding authorized electronic monitoring.

4. Prior to another person, other than a resident's representative, consenting on behalf of a resident eighteen years of age or older in accordance with the provisions of sections 198.610 to 198.630, the resident shall be asked by that person, in the presence of a facility employee, if he or she wants authorized electronic monitoring to be conducted. The person shall explain to the resident:

(1) The type of electronic monitoring device to be used;

(2) The standard conditions that may be placed on the electronic monitoring device's use, including those listed in subdivision (7) of subsection 2 of section 198.614;

(3) With whom the recording may be shared according to section 198.622; and

(4) The resident's ability to decline all recording.

For the purposes of this subsection, a resident affirmatively objects if he or she orally, visually, or through the use of auxiliary aids or services declines authorized electronic monitoring. The resident's response shall be documented on the notification and consent form.

5. A resident or roommate may consent to authorized electronic monitoring with any conditions of the resident's choosing including, but not limited to, the list of standard conditions provided in subdivision (7) of subsection 2 of section 198.614. A resident or roommate may request that the electronic monitoring device be turned off or the visual recording component of the electronic monitoring device be blocked at any time.

6. Prior to the authorized electronic monitoring, a resident shall obtain the written consent of any other resident residing in the room on the notification and consent form prescribed by the department. Except as otherwise provided in this subsection, a roommate, a roommate's legal representative, or the parent of a roommate under eighteen years of age shall consent in writing to the authorized electronic monitoring in the resident's room. If the roommate has not affirmatively objected to the authorized electronic monitoring in accordance with subsection 4 of this section and the roommate's physician determines that the roommate lacks the ability to understand and appreciate the nature and consequences of electronic monitoring, the following individuals may consent on behalf of the roommate, in order of priority:

(1) An attorney-in-fact under a durable power of attorney for health care;

(2) The roommate's legal representative;

(3) The roommate's spouse;

(4) The roommate's parent;

(5) The roommate's adult child who has the written consent of all other adult children of the roommate to act as the sole decision maker regarding authorized electronic monitoring; or

(6) The roommate's adult brother or sister who has the written consent of all other adult siblings of the roommate to act as the sole decision maker regarding authorized electronic monitoring.

7. Consent by a roommate under subsection 6 of this section authorizes the resident's use of any recording obtained under sections 198.610 to 198.630 as provided under section 198.622.

8. Any resident previously conducting authorized electronic monitoring shall obtain consent from any new roommate before the resident may resume authorized electronic monitoring. If a new roommate does not consent to authorized electronic monitoring and the resident conducting the authorized electronic monitoring does not remove or disable the electronic monitoring device, the facility may turn off the device.

9. Consent may be withdrawn by the resident or roommate at any time, and the withdrawal of consent shall be documented in the resident's clinical record. If a roommate withdraws consent and the resident conducting the authorized electronic monitoring does not remove or disable the electronic monitoring device, the facility may turn off the electronic monitoring device.

198.614. 1. Authorized electronic monitoring may begin only after a notification and consent form prescribed by the department has been completed and submitted to the facility, and the facility consents.

2. A resident shall notify the facility in writing of his or her intent to install an electronic monitoring device by providing a completed notification and consent form prescribed by the department that shall include at minimum the following information:

(1) The resident's signed consent to electronic monitoring or the signature of the person consenting on behalf of the resident in accordance with section 198.612. If a person other than the resident signs the consent form, the form shall document the following:

(a) The date the resident was asked if he or she wants authorized electronic monitoring to be conducted in accordance with subsection 4 of section 198.612;

(b) Who was present when the resident was asked; and

(c) An acknowledgment that the resident did not affirmatively object;

(2) The resident's roommate's signed consent or the signature of the person consenting on behalf of the roommate in accordance with section 198.612, if applicable, and any conditions placed on the roommate's consent. If a person other than the roommate signs the consent form, the form shall document the following:

(a) The date the roommate was asked if he or she wants authorized electronic monitoring to be conducted in accordance with subsection 4 of section 198.612;

(b) Who was present when the roommate was asked; and

(c) An acknowledgment that the roommate did not affirmatively object;

(3) The type of electronic monitoring device to be used;

(4) Any installation needs such as mounting of a device to a wall or ceiling;

(5) The proposed date of installation for scheduling purposes;

(6) A copy of any contract for maintenance of the electronic monitoring device by a commercial entity;

(7) A list of standard conditions or restrictions that the facility, resident, or roommate may elect to place on the use of the electronic monitoring device including, but not limited to:

(a) Prohibiting audio recording;

(b) Prohibiting broadcasting of audio or video; or

(c) Turning off the electronic monitoring device or blocking the visual recording component of the electronic monitoring device for the duration of an exam or procedure by a health care professional; while dressing or bathing is performed; or for the duration of a visit with a spiritual advisor, ombudsman, attorney, financial planner, intimate partner, or other visitor; and

(8) Any other condition or restriction elected by the facility, resident, or roommate on the use of an electronic monitoring device.

3. A copy of the completed notification and consent form shall be placed in the resident's and any roommate's clinical record and a copy shall be provided to the resident and his or her roommate, if applicable.

4. The department shall prescribe the notification and consent form required in this section no later than sixty days after the effective date of sections 198.610 to 198.630. If the department has not prescribed such a form by that date, the attorney general shall post a notification and consent form on its website for resident use until the department has prescribed the form.

198.616. 1. A resident authorized to conduct authorized electronic monitoring shall do so at his or her own expense, including paying purchase, installation, maintenance, and removal costs.

2. If a resident authorized to conduct authorized electronic monitoring chooses to install an electronic monitoring device that uses internet technology for visual or audio monitoring, such resident is responsible for contracting with an internet service provider.

3. The electronic monitoring device shall be placed in a conspicuously visible location in the room.

4. No facility shall charge the resident a fee for the cost of electricity used by an electronic monitoring device.

5. All electronic monitoring device installations and supporting services shall comply with the requirements of the National Fire Protection Association (NFPA) 101 Life Safety Code (2015 edition).

198.618. 1. If a resident of a facility conducts authorized electronic monitoring, a sign shall be clearly and conspicuously posted at all building entrances accessible to visitors. The notice shall be entitled

"Electronic Monitoring" and shall state in large, easy-to-read type: "The rooms of some residents may be monitored electronically by or on behalf of the residents.".

2. A sign shall be clearly and conspicuously posted at the entrance to a resident's room where authorized electronic monitoring is being conducted. The notice shall state in large, easy-to-read type: "This room is electronically monitored.".

3. The facility is responsible for installing and maintaining the signage required in this section.

198.620. 1. No person or entity shall knowingly hamper, obstruct, tamper with, or destroy an electronic monitoring device installed in a resident's room without the permission of the resident or the individual who consented on behalf of the resident, and the facility, in accordance with section 198.612.

2. No person or entity shall knowingly hamper, obstruct, tamper with, or destroy a video or audio recording obtained in accordance with sections 198.610 to 198.630 without the permission of the resident or the individual who consented on behalf of the resident, and the facility, in accordance with section 198.612.

3. A person or entity that violates this section is guilty of a class B misdemeanor. A person or entity that violates this section in the commission of or to conceal a misdemeanor offense is guilty of a class A misdemeanor. A person or entity that violates this section in the commission of or to conceal a felony offense is guilty of a class D felony.

4. It is not a violation of this section if a person or facility turns off the electronic monitoring device or blocks the visual recording component of the electronic monitoring device at the direction of the resident or the person who consented on behalf of the resident in accordance with section 198.612.

198.622. 1. No facility shall access any video or audio recording created through authorized electronic monitoring without the written consent of the resident or the person who consented on behalf of the resident, and the facility, in accordance with section 198.612.

2. Except as required under the Freedom of Information Act, a recording or copy of a recording made under sections 198.610 to 198.630 shall only be disseminated for the purpose of addressing concerns relating to the health, safety, or welfare of a resident or residents.

3. The resident or person who consented on behalf of the resident in accordance with section 198.612 shall provide a copy of any video or audio recording to parties involved in a criminal or administrative proceeding, upon a party's request, if the video or audio recording was made during the time period that the conduct at issue in the proceeding allegedly occurred.

198.624. Any individual who has reasonable cause to believe, as a result of any video or audio recording created through authorized electronic monitoring in accordance with the provisions of sections 198.610 to 198.630, that a resident has been the victim of a sexual assault shall report such suspected assault to a local law enforcement entity and provide such entity with a copy of the video or audio recording. Subject to applicable rules of evidence and procedure, any video or audio recording created through authorized electronic monitoring in accordance with the provisions of sections 198.610 to 198.630 may be admitted into evidence in a civil, criminal, or administrative proceeding if the contents of the recording have not been edited or artificially enhanced and the video recording includes the date and time the events occurred.

198.626. Each facility shall report to the department, in a manner prescribed by the department, the number of authorized electronic monitoring notification and consent forms received annually. The department shall report the total number of authorized electronic monitoring notification and consent forms received from facilities to the attorney general annually.

198.628. 1. No facility shall be civilly or criminally liable for the inadvertent or intentional disclosure of a recording by a resident or a person who consents on behalf of the resident for any purpose not authorized by sections 198.610 to 198.630. Nothing in sections 198.610 to 198.630 shall permit or authorize a resident to use any device that in any way violates any other state or federal law or regulation.

2. No facility shall be civilly or criminally liable for a violation of a resident's right to privacy arising out of any electronic monitoring conducted under sections 198.610 to 198.630.

3. The department shall promulgate rules to adopt the form described in subsection 2 of section 198.614. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

198.630. No person shall:

(1) Intentionally retaliate or discriminate against any resident for consenting to authorized electronic monitoring under sections 198.610 to 198.630; or

(2) Prevent the installation or use of an electronic monitoring device by a resident who has received authorization from the facility with notice and consent as required under section 198.614 that otherwise meets the requirements of sections 198.610 to 198.630."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McDaniel, **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **HCS HB 1635, as amended**, was adopted.

On motion of Representative Bernskoetter, **HCS HB 1635, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 2265, relating to public utilities, was again taken up by Representative Berry.

Representative Berry offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2265, Page 1, Section A, Line 4, by inserting immediately after all of said section and line the following:

"386.135. 1. The commission shall have an independent technical advisory staff of up to six full-time employees. The advisory staff shall have expertise in accounting, economics, finance, engineering/utility operations, law, or public policy.

2. In addition, each commissioner shall also have the authority to retain one personal advisor, who shall be deemed a member of the technical advisory staff. The personal advisors will serve at the pleasure of the individual commissioner whom they serve and shall possess expertise in one or more of the following fields: accounting, economics, finance, engineering/utility operations, law, or public policy.

3. The commission shall only hire technical advisory staff pursuant to subsections 1 and 2 of this section if there is a corresponding elimination in comparable staff positions for commission staff to offset the hiring of such technical advisory staff on a cost-neutral basis. **[**~~Such technical advisory staff shall be hired on or before July 1, 2005.~~**]**

4. It shall be the duty of the technical advisory staff to render advice and assistance to the commissioners and the commission's administrative law judges on technical matters within their respective areas of expertise that may arise during the course of proceedings before the commission. **Communications between commissioners and technical advisory staff members who are not attorneys shall be protected from public disclosure if and to the same extent such communications between a commissioner and a technical advisory staff member who is an attorney would have be protected from public disclosure.**

5. The technical advisory staff shall also update the commission and the commission's administrative law judges periodically on developments and trends in public utility regulation, including updates comparing the use, nature, and effect of various regulatory practices and procedures as employed by the commission and public utility commissions in other jurisdictions.

6. Each member of the technical advisory staff shall be subject to any applicable ex parte or conflict of interest requirements in the same manner and to the same degree as any commissioner, provided that neither any person regulated by, appearing before, or employed by the commission shall be permitted to offer such member a different appointment or position during that member's tenure on the technical advisory staff.

7. No employee of a company or corporation regulated by the public service commission, no employee of the office of public counsel or the public counsel, and no staff members of either the utility operations division or utility

services division who were an employee or staff member on, during the two years immediately preceding, or anytime after August 28, 2003, may be a member of the commission's technical advisory staff for two years following the termination of their employment with the corporation, office of public counsel or commission staff member.

8. The technical advisory staff shall never be a party to any case before the commission."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1** was adopted.

Representative Berry offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2265, Page 9, Section 393.1400, Lines 22-29, by deleting all of said lines and inserting in lieu thereof the following:

"**electrical corporations shall, starting after the effective date of this section if the electrical corporation has made the election provided for by subsection 5 of this section by that date, or on the date such election is made if the election is made after the effective date of this section, defer to a regulatory asset fifty percent of the depreciation expense and return on the electrical corporation's monthly gross investment in qualifying electric plant recorded to plant-in-service on the electrical corporation's books after said date. In each general rate proceeding concluded after the**"; and

Further amend said bill and section, Page 10, Line 39, by deleting the phrase "**prudent disallowances**" and inserting in lieu thereof the phrase "**disallowance of imprudently incurred costs**"; and

Further amend said bill, page and section, Line 49, by deleting the word "**less**" and inserting in lieu thereof the phrase "**but shall not account for**"; and

Further amend said bill, page and section, Lines 53-56, by deleting all of said lines and inserting in lieu thereof the following:

"**qualifying electric plant plus applicable federal, state, and local income or excise taxes, but shall not account for changes in plant-related accumulated deferred income taxes and changes in accumulated depreciation.**"; and

Further amend said bill, Page 14, Section 393.1640, Line 61, by deleting the word "**concurrent**" and inserting in lieu thereof the word "**concurrently**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 2** was adopted.

Representative Kidd offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2265, Page 7, Section 393.137, Lines 16 and 26, by inserting immediately after both instances of the word "**asset**" the words "**or liability**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 3** was adopted.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2265, Page 8, Section 393.170, Line 18, by inserting immediately after said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

(1) "Commission", the public service commission;

(2) "Department", the department of natural resources;

(3) "Electric utility", any electrical corporation as defined by section 386.020;

(4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; **[**~~and~~**]**

[~~(5)~~**] (6)** "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel,** methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

(1) No less than two percent for calendar years 2011 through 2013;

(2) No less than five percent for calendar years 2014 through 2017;

(3) No less than ten percent for calendar years 2018 through 2020; and

(4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the

increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause

undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void."; and

Further amend said bill, Page 9, Section 393.1100, Line 31, by inserting immediately after said section and line the following:

"**393.1130. 1. This section shall be known and may be cited as "The Nuclear Energy Standard".**

2. As used in this section, the following terms shall mean:

(1) "Commission", the public service commission;

(2) "Small modular nuclear reactor", a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) "Utility", any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility's total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility."; and

Further amend said bill, Page 21, Section 393.1670, Line 68, by inserting immediately after said section and line the following:

"**620.3080. 1. As used in this section, the following terms shall mean:**

(1) "Job creation, worker training, and infrastructure development programs", the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Miller offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 2265, Page 4, Line 16, by deleting the phrase "**two percent**" and inserting in lieu thereof the phrase "**a percentage deemed prudent by the commission**"; and

Further amend said amendment and page, Line 36, by deleting the phrase "**two percent**" and inserting in lieu thereof the word "**percentage**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Korman, **House Amendment No. 4, as amended**, was adopted.

Representative Merideth (80) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2265, Page 6, Section 386.390, Line 32, by inserting immediately after all of said section and line the following:

"**386.1200. The commission shall have authority to approve programs or rates for electrical corporations that are designed to assist low-income residential customers in restoring or retaining access to essential electric utility services while also seeking to mitigate the adverse financial impacts experienced by other customers as a result of the loss in revenue contribution and the increase in disconnection,**

reconnection, collection, call center, and other expenses that occur when such customers cannot maintain utility service. The aggregate impact of any special low-income rate shall be limited to no more than one-half of one percent of the total revenue requirement allocated to the residential customer class used to set rates. The commission shall not require any electrical corporation to verify the financial status of its customers, and shall permit electrical corporations to rely upon a third party or community agency to verify any eligibility requirements approved by the commission in order for a residential customer to qualify for a low-income program or rate approved under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Merideth (80), **House Amendment No. 5** was adopted.

Representative McCreery requested a division of the question on **HCS HB 2265, as amended**.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wilson	Wood	Mr. Speaker	

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Nichols
Quade	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Chipman	Cookson
Frederick	Kelley 127	Kendrick	Kolkmeyer	Lauer
Messenger	Mitten	Moon	Newman	Peters
Phillips	Pierson Jr	Razer	Rhoads	Schroer
Shaul 113	Walker 74	Wiemann		

VACANCIES: 001

On motion of Representative Berry, **Part I of HCS HB 2265, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Higdon	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 024

Austin	Barnes 60	Brown 94	Chipman	Cookson
Cross	DeGroot	Frederick	Kendrick	Kolkmeyer
Lauer	Messenger	Mitten	Newman	Peters

Phillips	Pierson Jr	Razer	Rhoads	Rowland 155
Shaul 113	Shull 16	Stephens 128	Walker 74	

VACANCIES: 001

Representative Dogan offered **House Amendment No. 1 to Part II of HCS HB 2265, as amended**.

House Amendment No. 1

AMEND Part II of House Committee Substitute for House Bill No. 2265, Page 6, Section 386.390, Line 32, by inserting after all of said section and line the following:

"**386.822. 1. For purposes of this section, the following terms mean:**

(1) "Advanced meter", a meter or metering device system that is owned or leased by a utility or its agent and that meets one or more of the following requirements:

(a) Measures, records, or sends a customer's utility usage or other data by use of radio waves or broadband over power lines;

(b) Allows for two-way communication between the meter and the utility or its agent; or

(c) Allows for a utility or its agent to control a customer's thermostat, appliance, or service;

(2) "Traditional meter", an analog or similar meter that is unable to transmit usage information and is only intended to be read by an individual through a visual display. A traditional meter is not designed to be and is not capable of transmitting usage data by using radio waves or broadband over power lines, allowing two-way communication between the meter and the utility or its agents, or allowing a utility or its agents to control a customer's thermostat, appliance, or service. A traditional meter does not include an advanced meter that has certain functionality turned off or deactivated;

(3) "Utility", any entity regulated by the commission under chapter 386 or 393.

2. A utility shall not install an advanced meter, upgrade the functionality of a previously installed advanced meter, or replace a customer's meter with an advanced meter, a traditional meter, or any other type of meter unless:

(1) Prior to such installation, upgrade, or replacement, the utility notifies the customer of the intended installation, upgrade, or replacement. Such notice may be sent by mail, electronic means, telephone, or door hanger. Such notice shall be separate from any billing mailing or notification;

(2) Immediately before performing the installation, upgrade, or replacement, the on-site utility worker or his or her agent attempts to orally inform the customer of the installation, upgrade, or replacement; and

(3) After performing the installation, upgrade, or replacement, the on-site utility worker shall leave written notice of work performed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher offered **House Amendment No. 1 to House Amendment No. 1 to Part II**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to Part II of House Committee Substitute for House Bill No. 2265, Page 1, Line 22, by deleting the word "**notifies**" and inserting in lieu thereof the words "**attempts to notify**"; and

Further amend said page, Lines 25 through 28, by deleting all of said lines and inserting in lieu thereof the following:

"**notification. The on-site utility worker shall attempt to orally inform the customer of the installation, upgrade, or replacement; and**"; and

Further amend said page, Line 29, by deleting the numeral "**(3)**" and inserting in lieu thereof the numeral "**(2)**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1 to House Amendment No. 1 to Part II of HCS HB 2265, as amended**, was adopted.

On motion of Representative Dogan, **House Amendment No. 1 to Part II of HCS HB 2265, as amended**, was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Morgan	Mosley	Nichols	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Cookson	Cross
DeGroot	Frederick	Higdon	Kendrick	Kolkmeyer
Lauer	Merideth 80	Messenger	Mitten	Newman
Peters	Phillips	Pierson Jr	Razer	Rhoads
Shaul 113	Shumake	Walker 74		

VACANCIES: 001

On motion of Representative Berry, **Part II of HCS HB 2265, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Merideth 80	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Arthur	Barnes 28	Brown 27	Burnett	Curtis
Ellington	Lavender	Marshall	McCreery	Meredith 71
Morgan	Pogue	Stevens 46		

PRESENT: 001

Cross

ABSENT WITH LEAVE: 020

Austin	Barnes 60	Brown 94	Cookson	DeGroot
Frederick	Higdon	Kendrick	Kolkmeyer	Lauer

Messenger	Mitten	Newman	Peters	Phillips
Pierson Jr	Razer	Rhoads	Shaul 113	Walker 74

VACANCIES: 001

On motion of Representative Berry, **HCS HB 2265, as amended**, was ordered perfected and printed.

HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HBs 2280, 2120, 1468 & 1616** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 2280, 2120, 1468 & 1616, Page 4, Section 208.151, Lines 110 and 111, by deleting said lines and inserting in lieu thereof the following:

"**giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616, as amended**, was adopted.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616, as amended**, was ordered perfected and printed.

HOUSE RESOLUTIONS

HR 4907, relating to Taiwan, was taken up by Representative Shumake.

Representative Shumake offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 4907, Page 2, Line 34, by removing the phrase "Rex W. Tillerson"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shumake, **House Amendment No. 1** was adopted.

On motion of Representative Shumake, **HR 4907, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Knight	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 003

Ellington	Korman	Pogue

ABSENT WITH LEAVE: 039

Arthur	Austin	Barnes 60	Bernskoetter	Bondon
Brown 94	Carpenter	Cookson	Cross	Davis
DeGroot	Dinkins	Fraker	Frederick	Green
Gregory	Kelley 127	Kidd	Kolkmeyer	Lauer
Matthiesen	McDaniel	McGee	Messenger	Miller
Mitten	Neely	Newman	Peters	Phillips
Pierson Jr	Razer	Rhoads	Roeber	Ruth
Shaul 113	Tate	Trent	Walker 74	

VACANCIES: 001

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 11 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 2265 - Fiscal Review
HCS HBs 2280, 2120, 1468 & 1616 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was authorized **HCB 16**, relating to Agriculture, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (2): Harris and McCreery

Absent (2): Lavender and Stevens (46)

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1425**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1311**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (1): Hill

Absent (5): Butler, Conway (104), May, Spencer and Taylor

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2257**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (3): Engler, Phillips and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 649**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (3): Engler, Phillips and Pierson Jr.

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 2351**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SB 569**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2409**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1843**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1844**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1845**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HCR 85**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Brattin, Christofanelli, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (3): Brown (57), Hill and Messenger

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HRB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (3): Brown (57), Hill and Messenger

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1255**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1255** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

COMMITTEE CHANGES

March 14, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Gretchen Bangert to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMUNICATIONS

March 14, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss:

It has come to my attention that in the Journal of the House for Tuesday, March 13, 2018, Representative Josh Peters is listed as voting "aye" on the third reading vote for House Bill 1573.

Since Representative Peters has been absent with leave from the House for several weeks and participated in no other votes on March 13 before or after the vote on House Bill 1573, I believe Representative Peters' vote on this bill was registered in error. Please take whatever corrective steps you deem appropriate.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

The following members' presence was noted: Barnes (60), Lauer, Mitten, Phillips, Pierson Jr., and Rhoads.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, March 15, 2018.

COMMITTEE HEARINGS

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2632, HCB 20
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993
Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259
Executive session may be held on any matter referred to the committee.
Added HB 1993.
AMENDED

FISCAL REVIEW
Thursday, March 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session will be held: HCS HB 2249, HB 1719, HCS HB 1872, HCS HB 1802, HCS HB 2171, HCS HBs 1656 & 2075, HCS HB 1443
Executive session may be held on any matter referred to the committee.
Added HCS HB 1443.
AMENDED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, March 15, 2018, 9:00 AM, South Gallery.
Executive session will be held: HCS HB 1424, HCS HB 1435, HB 1569, HB 1626, HCS HB 1885, HB 2117, HCS HB 2125, HCS HB 2129, HCS HB 2306, HB 2352, HB 2384, HCS HB 2540, HCS HR 5213, HCR 55, HRB 1
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, March 15, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 2567, HCR 104, SB 626
Executive session will be held: HB 1711
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21) RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2464, HB 2745
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2673, HB 2666, HB 2644
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FIRST DAY, THURSDAY, MARCH 15, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner

HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson
HB 1578 - Kolkmeyer
HCS HB 1443, (Fiscal Review 3/13/18) - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719, (Fiscal Review 3/13/18) - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HCS HB 1828 - Houghton
HCS HB 2127 - Frederick
HB 1831 - Ruth
HB 2208 - Curtman

HB 2194 - Conway (104)
HCS HB 2171, (Fiscal Review 3/13/18) - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249, (Fiscal Review 3/13/18) - Wood
HCS HBs 1656 & 2075, (Fiscal Review 3/13/18) - Cornejo
HCS HB 1635 - Bernskoetter
HCS HB 2265, (Fiscal Review 3/14/18), E.C. - Berry
HCS HBs 2280, 2120, 1468 & 1616, (Fiscal Review 3/14/18) - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FIRST DAY, THURSDAY, MARCH 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by the Most Reverend W. Shawn McKnight, Bishop of Jefferson City.

Every good tree bringeth forth good fruit. (Matthew 7:17)

We open our minds to You, O God, and pray that Your spirit may come into our hearts, giving us strength and guidance. Remove from within us any bitterness that influences our lives, any resentment that ruins our attitudes, and any worry that drains and wears us out.

Help us to think truthfully and clearly, to speak forcefully and faithfully, and to work heartily and hopefully, and to live trustfully and truly. In this spirit may we learn to do what is best for our State and good for the people we serve and love.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Reece Lawson, Libby Barber, and Brenden McDonald.

The Journal of the fortieth day was approved as printed.

HOUSE RESOLUTIONS

Representative Mathews offered House Resolution No. 5868.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 16, relating to agriculture.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1656 & 2075**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Morris (140), Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Morris (140), Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Wiemann

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2014, relating to supplemental appropriations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2014** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fraker	Francis
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus

Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Korman	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Conway 10	Curtis	Dogan	Ellington
Fitzwater	Franklin	Gannon	Kolkmeyer	May
McDaniel	McGee	Messenger	Mitten	Mosley
Newman	Nichols	Peters	Pietzman	Razer
Roden	Smith 85			

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

Representative Miller moved that **HCS HB 1802** be recommitted to the Committee on General Laws.

Which motion was adopted.

HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

On motion of Representative Johnson, **HCS HB 1872** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo

Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 011

Bahr	Brattin	Christofanelli	Fitzpatrick	Frederick
Hurst	Marshall	Moon	Pogue	Schroer
Stacy				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 014

Brown 94	Curtis	Dogan	Gannon	Mathews
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roeber	Smith 85	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1578, relating to civil procedure in tort claims, was taken up by Representative Kolkmeyer.

Speaker Pro Tem Haahr assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	McGaugh	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Mr. Speaker				

NOES: 040

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Baringer	Brown 94	Fraker	Korman	Matthiesen
McDaniel	Messenger	Muntzel	Newman	Nichols
Peters	Pietzman	Razer	Smith 85	Washington
Wood				

VACANCIES: 001

On motion of Representative Kolkmeyer, **HB 1578** was read the third time and passed by the following vote:

AYES: 104

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon

Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 047

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beard	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green
Kendrick	Kidd	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Plocher
Pogue	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Fraker	Korman	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1443, relating to temporary assistance for needy families benefits, was taken up by Representative Eggleston.

Representative Ross assumed the Chair.

Representative Unsicker raised a point of order that members were in violation of Rule 85.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee asked members to confine their remarks to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 57	Brown 94	Cookson	DeGroot
Johnson	McDaniel	Messenger	Newman	Nichols
Peters	Pietzman	Razer	Rone	Runions
Smith 85	Wessels			

VACANCIES: 001

On motion of Representative Eggleston, **HCS HB 1443** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis

Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wilson	Mr. Speaker

NOES: 046

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Higdon	Kendrick	Kidd	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Stephens 128
Stevens 46	Unsicker	Walker 3	Walker 74	Washington
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 016

Brattin	Brown 94	Cookson	DeGroot	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Rone	Runions	Smith 85
Wessels				

VACANCIES: 001

Representative Ross declared the bill passed.

HCS HB 1486, relating to the supplemental nutrition assistance program, was placed on the Informal Calendar.

HCS HB 1388, relating to certain sports contests, was taken up by Representative Gregory.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Gregory, **HCS HB 1388** was read the third time and passed by the following vote:

AYES: 112

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Davis	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Justus	Kelley 127	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 029

Beard	Brown 57	Curtis	Curtman	Eggleston
Fitzwater	Frederick	Gray	Houghton	Hurst
Kelly 141	Kendrick	Kidd	Marshall	Matthiesen
McCann Beatty	Miller	Moon	Morris 140	Mosley
Pogue	Remole	Roden	Roeber	Ross
Rowland 155	Spencer	Stacy	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Brattin	Brown 94	Cookson	Cross
DeGroot	Johnson	McDaniel	Messenger	Newman
Nichols	Peters	Pietzman	Razer	Rone
Rowland 29	Runions	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1719, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **HB 1719** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Brattin	Brown 94	Cookson	Cross	DeGroot
Hansen	Johnson	Korman	McCann Beatty	McDaniel
Messenger	Newman	Nichols	Peters	Pietzman
Razer	Rone	Rowland 29	Runions	Smith 85
Unsicker	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 2277 & 1983, relating to license plates and windshield placards for permanently disabled persons, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 94	Cookson	DeGroot
Haefner	Hansen	Johnson	Lauer	McDaniel
Messenger	Morgan	Newman	Nichols	Peters
Pietzman	Razer	Rone	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1828, relating to animals, was taken up by Representative Houghton.

On motion of Representative Houghton, **HCS HB 1828** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellington	Evans
Franks Jr	Gray	Green	Hannegan	Harris
Kendrick	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Moon
Morgan	Mosley	Pierson Jr	Pogue	Quade
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brattin	Brown 94	Cookson	DeGroot
Frederick	Haefner	Hansen	Johnson	Lauer
McDaniel	Messenger	Mitten	Newman	Nichols
Peters	Pietzman	Razer	Rehder	Rone
Rowland 29	Runions	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2127, relating to assistant physicians, was taken up by Representative Frederick.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Revis	Roberts
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 94	Cookson	Haefner
Johnson	Kelly 141	Marshall	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Rone	Rowland 29	Runions	Smith 85	Washington
Wilson				

VACANCIES: 001

On motion of Representative Frederick, **HCS HB 2127** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman

Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kelley 127	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Pogue	Quade	Revis
Roberts	Stevens 46	Unsicker	Walker 74	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 94	Cookson	Corlew
Gannon	Haefner	Johnson	McDaniel	Messenger
Newman	Nichols	Peters	Pierson Jr	Pietzman
Razer	Rone	Rowland 29	Runions	Smith 85
Washington	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1831, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, **HB 1831** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon

Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 003

Anders	Marshall	Pogue

PRESENT: 001

Mitten

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 94	Cookson	Ellington
Haefner	Johnson	McDaniel	Messenger	Newman
Nichols	Peters	Pietzman	Razer	Rone
Rowland 29	Runions	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2208, relating to elections, was taken up by Representative Curtman.

On motion of Representative Curtman, **HB 2208** was read the third time and passed by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Butler	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	Merideth 80	Miller	Moon	Morris 140

Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burns	Conway 10	Gray
Green	Higdon	Kendrick	Lavender	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Mitten
Morgan	Mosley	Pierson Jr	Pogue	Quade
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 94	Burnett	Carpenter
Cookson	Ellebracht	Ellington	Haefner	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Rowland 155	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2194, relating to criminal history reporting laws, was taken up by Representative Conway (104).

On motion of Representative Conway (104), **HB 2194** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick

Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 002

Marshall Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 019

Brattin	Brown 94	Cookson	Haefner	Johnson
McDaniel	McGee	Messenger	Newman	Nichols
Peters	Pietzman	Razer	Rowland 29	Runions
Smith 85	Walker 74	Washington	Wilson	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2171, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 2171** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Carpenter	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh

McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 006

Butler	Ellington	Marshall	May	Morse 151
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 94	Chipman	Cookson
Cross	Engler	Haefner	Johnson	McDaniel
Messenger	Newman	Nichols	Peters	Pietzman
Razer	Rowland 29	Runions	Smith 85	Walker 74
Washington	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2216, relating to the regulation of water resources, was placed on the Informal Calendar.

HCS HB 2274, relating to the Missouri DeMolay license plate, was placed on the Informal Calendar.

HCS#2 HB 1503, relating to small business loans for veterans, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **HCS#2 HB 1503** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston

Ellebracht	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Brattin	Brown 94	Cookson	Engler	Evans
Haefner	Hansen	Johnson	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Reisch	Rowland 29	Runions	Smith 85	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

Representative Barnes (60) assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Roberts raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement and asked members to confine their remarks to the question under debate.

Representative Butler raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

On motion of Representative Walker (3), **HB 2322** was read the third time and passed by the following vote:

AYES: 090

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 27	Chipman
Christofanelli	Conway 10	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Korman	Lant	Lauer	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
Meredith 71	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Shull 16	Shumake	Smith 163	Stacy
Stephens 128	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 045

Adams	Arthur	Baringer	Barnes 60	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 104	Corlew	Cornejo	Eggleston	Ellebracht
Ellington	Francis	Franks Jr	Gray	Gregory
Henderson	Hurst	Lavender	Lichtenegger	Marshall
McCreery	McGee	Merideth 80	Moon	Morgan
Mosley	Pogue	Quade	Revis	Roden
Ruth	Schroer	Shaul 113	Sommer	Spencer
Stevens 46	Swan	Tate	Unsicker	Wessels

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 026

Brattin	Brown 57	Brown 94	Cookson	Engler
Evans	Haefner	Johnson	Kendrick	Kidd
Kolkmeyer	McDaniel	Messenger	Mitten	Newman
Nichols	Peters	Pietzman	Razer	Roberts
Rowland 29	Runions	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2249, relating to child care facilities, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 2249** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 027

Beard	Brattin	Brown 57	Brown 94	Cookson
Engler	Evans	Haefner	Johnson	Love
McDaniel	Messenger	Mitten	Newman	Nichols
Peters	Pietzman	Razer	Roberts	Rowland 29
Runions	Shumake	Smith 85	Walker 74	Washington
Wessels	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 1656 & 2075, relating to professional employer organizations, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wiemann	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 032

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Conway 10	Cookson	Engler	Evans	Fitzpatrick
Haefner	Johnson	Lynch	McDaniel	Messenger
Mitten	Newman	Nichols	Peters	Pierson Jr
Pietzman	Razer	Roberts	Rowland 29	Runions
Shull 16	Smith 85	Walker 74	Washington	Wessels
White	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HCS HB 1635** was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 002

Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Conway 10	Cookson	Ellington	Engler	Evans
Haefner	Johnson	McDaniel	Messenger	Mitten
Newman	Nichols	Peters	Pietzman	Razer
Roberts	Rowland 29	Runions	Smith 85	Walker 74
Washington	Wessels	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2265, relating to public utilities, was taken up by Representative Berry.

On motion of Representative Berry, **HCS HB 2265** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beck	Berry	Black	Bondon	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McGaugh	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Swan	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 022

Arthur	Barnes 28	Brown 27	Burnett	Curtis
Curtman	Ellington	Franks Jr	Frederick	Higdon
Lavender	Marshall	McCreery	Meredith 71	Mitten
Moon	Morgan	Pogue	Quade	Stacy
Stevens 46	Tate			

PRESENT: 000

ABSENT WITH LEAVE: 030

Barnes 60	Beard	Bernskoetter	Brattin	Brown 57
Brown 94	Conway 10	Cookson	Cross	DeGroot
Engler	Evans	Haefner	Johnson	McDaniel
McGee	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roberts	Rowland 29	Runions
Shull 16	Shumake	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beck	Berry	Black	Bondon
Burnett	Burns	Butler	Carpenter	Chipman

Conway 104	Corlew	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 013

Barnes 28	Brown 27	Christofanelli	Curtis	Ellington
Higdon	Hurst	Marshall	Merideth 80	Moon
Pogue	Quade	Stephens 128		

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Bernskoetter	Brattin	Brown 57
Brown 94	Conway 10	Cookson	Cross	DeGroot
Engler	Evans	Gray	Haefner	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roberts	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

HCS HB 1457, relating to computer science education, was placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1291** entitled:

An act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 87.135, 92.105, 92.111, 92.115, 94.900, 108.120, 137.555, 137.556, 162.441, 184.503, 227.600, RSMo, and to enact in lieu thereof twenty-two new sections relating to political subdivisions.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 2 and Senate Amendment No. 3.

Senate Substitute Amendment No. 1
for
Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Pages 22-23, Section 92.105, by striking all of said section from the bill; and

Further amend said bill, Pages 23-24, Section 92.111, by striking all of said section from the bill; and

Further amend said bill, Pages 24-25, Section 92.115, by striking all of said section from the bill; and

Further amend said bill, Pages 35-40, Section 184.503, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Page 2, Section 41.657, Line 24 of such page, by inserting after all of said line the following:

"52.240. 1. The statement and receipt required by section 52.230 shall be mailed to the address of the taxpayer as shown by the county assessor on the current tax books **or, upon written consent to the collector by the taxpayer, to the address of the taxpayer's designee**, and postage for the mailing of the statements and receipts shall be furnished by the county commission or the statement and receipt may be electronically transmitted to the electronic address provided and authorized by the taxpayer to the collector of revenue. The failure of the taxpayer to receive the notice provided for in section 52.230 in no case relieves the taxpayer of any tax liability imposed by law.

2. No penalty or interest imposed under any law shall be charged on any real or personal property tax when the county collector certifies due to system failures or other reason that the statement required by section 52.230 was mailed less than thirty days prior to the delinquent date and the taxpayer paid taxes owed by fifteen days after the delinquent date or fifteen days after the certified date of mailing, whichever is later.

3. No penalty or interest imposed under any law shall be charged on any real or personal property tax when there is clear and convincing evidence that the county made an error or omission in determining taxes owed by a taxpayer.

4. Any taxpayer claiming that the county made an error or omission in determining taxes owed may submit a written request for a refund of penalties, interest, or taxes to the county commission or governing body of the county. If the county commission or governing body of the county approves the refund, then such penalties, interest, or taxes shall be refunded as provided in section 139.031. The county commission shall approve or disapprove the taxpayer's written request within thirty days of receiving said request. The county collector shall refund penalties, interest, and taxes if the county made an error or omission in determining taxes owed by the taxpayer.

5. Nothing in this section shall relieve a taxpayer from paying taxes owed by December thirty-first and paying penalties and interest owed for failing to pay all taxes by December thirty-first, except as provided with regard to penalties and interest by subsection 2 of this section."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1465** entitled:

An act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1504** entitled:

An act to amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1531** entitled:

An act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to interpleading in civil proceedings.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1531, Page 1, Section Title, Line 3, by striking the words "interpleading in"; and

Further amend said bill and page, section A, line 3 of said page, by inserting immediately after said line the following:

"34.378. 1. The state shall not enter into a contingency fee contract with a private attorney unless the attorney general makes a written determination prior to entering into such a contract that contingency fee representation is both cost effective and in the public interest. Any written determination shall include specific findings for each of the following factors:

(1) Whether there exists sufficient and appropriate legal and financial resources within the attorney general's office to handle the matter;

(2) The time and labor required; the novelty, complexity, and difficulty of the questions involved; and the skill requisite to perform the attorney services properly;

(3) The geographic area where the attorney services are to be provided; and

(4) The amount of experience desired for the particular kind of attorney services to be provided and the nature of the private attorney's experience with similar issues or cases.

2. If the attorney general makes the determination described in subsection 1 of this section, the attorney general shall request written proposals from private attorneys to represent the state, unless the attorney general determines that requesting proposals is not feasible under the circumstances and sets forth the basis for this determination in writing. If a request for proposals is issued, the attorney general shall choose the lowest and best bid or request **that** the office of administration establish an independent panel to evaluate the proposals and choose the lowest and best bid.

3. The state shall not enter into a contract for contingency fee attorney services unless the following requirements are met throughout the contract period and any extensions to the contract:

(1) The government attorneys shall retain complete control over the course and conduct of the case;

(2) A government attorney with supervisory authority shall oversee the litigation;

(3) The government attorneys shall retain veto power over any decisions made by outside counsel;

(4) A government attorney with supervisory authority for the case shall attend all settlement conferences; and

(5) Decisions regarding settlement of the case shall be reserved exclusively to the discretion of the attorney general.

4. The attorney general shall develop a standard addendum to every contract for contingent fee attorney services that shall be used in all cases, describing in detail what is expected of both the contracted private attorney and the state, including, without limitation, the requirements listed in subsection 3 of this section.

5. Copies of any executed contingency fee contract and the attorney general's written determination to enter into a contingency fee contract with the private attorney shall be posted on the attorney general's website for public inspection within five business days after the date the contract is executed and shall remain posted on the website for the duration of the contingency fee contract, including any extensions or amendments to the contract. Any payment of contingency fees shall be posted on the attorney general's website within fifteen days after the payment of such contingency fees to the private attorney and shall remain posted on the website for at least three hundred sixty-five days.

6. Any private attorney under contract to provide services to the state on a contingency fee basis shall, from the inception of the contract until at least four years after the contract expires or is terminated, maintain detailed current records, including documentation of all expenses, disbursements, charges, credits, underlying receipts and invoices, and other financial transactions that concern the provision of such attorney services. The private attorney shall maintain detailed contemporaneous time records for the attorneys and paralegals working on the matter in increments of no greater than one-tenth of an hour and shall promptly provide these records to the attorney general, upon request. Any request under chapter 610 for inspection and copying of such records shall be served upon and responded to by the attorney general's office.

7. **Except as otherwise provided in subsection 8 of this section, a retained private attorney shall not be entitled to a fee, exclusive of any costs and expenses described in subsection 8 of this section, of more than:**

(1) Fifteen percent of that portion of any amount recovered that is ten million dollars or less;

(2) Ten percent of that portion of any amount recovered that is more than ten million dollars but less than or equal to fifteen million dollars;

(3) Five percent of that portion of any amount recovered that is more than fifteen million dollars but less than or equal to twenty million dollars; and

(4) Two percent of that portion of any amount recovered that is more than twenty million dollars.

8. The total fee payable to all retained private attorneys in any matter that is the subject of a contingency fee contract shall not exceed ten million dollars, exclusive of any costs and expenses provided by the contract and actually incurred by the retained private attorneys, regardless of the number of actions or proceedings or the number of retained private attorneys involved in the matter.

9. A contingency fee:

(1) Shall be payable only from moneys that are actually received under a judgment or settlement agreement; and

(2) Shall not be based on any amount attributable to a fine or civil penalty.

10. As used in this section, "amount recovered" does not include any moneys paid as costs.

11. By February first of each year, the attorney general shall submit a report to the president pro tem of the senate and the speaker of the house of representatives describing the use of contingency fee contracts with private attorneys in the preceding calendar year. At a minimum, the report shall:

(1) Identify all new contingency fee contracts entered into during the year and all previously executed contingency fee contracts that remain current during any part of the year, and for each contract describe:

(a) The name of the private attorney with whom the department has contracted, including the name of the attorney's law firm;

(b) The nature and status of the legal matter;

(c) The name of the parties to the legal matter;

(d) The amount of any recovery; and

(e) The amount of any contingency fee paid;

(2) Include copies of any written determinations made under subsections 1 and 2 of this section."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1665**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1838** entitled:

An act to authorize the conveyance of certain state properties.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 547** entitled:

An act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof seventeen new sections relating to industrial hemp, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 603, 576 & 898** entitled:

An act to repeal sections 161.670, 167.121, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof seven new sections relating to virtual education, with an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 705** entitled:

An act to repeal section 386.266, RSMo, and to enact in lieu thereof two new sections relating to rate adjustments outside of general rate proceedings for certain public utilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 707** entitled:

An act to repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, and 301.570, RSMo, and to enact in lieu thereof twelve new sections relating to vehicle sales, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 743** entitled:

An act to repeal section 162.401, RSMo, and to enact in lieu thereof one new section relating to bonding requirements for treasurers of seven-director school districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 773** entitled:

An act to repeal section 143.183, RSMo, and to enact in lieu thereof one new section relating to income tax for certain nonresidents.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 5214 - Special Committee on Government Oversight
HR 5589 - Administration and Accounts

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 88 - Veterans
HCR 105 - Special Committee on Tourism

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 16 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 1291 - Fiscal Review
SS SCS HB 1465 - Fiscal Review
SS HB 1504 - Fiscal Review
SS HB 1531 - Fiscal Review
SS SCS HB 1838 - Fiscal Review
HB 1720 - Judiciary
HB 1977 - Conservation and Natural Resources
HB 2107 - Professional Registration and Licensing
HB 2209 - Health and Mental Health Policy
HB 2331 - Professional Registration and Licensing
HB 2354 - Health and Mental Health Policy
HB 2370 - General Laws
HB 2374 - Judiciary
HB 2420 - Government Efficiency
HB 2423 - Higher Education
HB 2440 - Children and Families
HB 2451 - Professional Registration and Licensing
HB 2458 - Elementary and Secondary Education
HB 2466 - Veterans
HB 2470 - Local Government

HB 2477 - Children and Families
HB 2494 - Elementary and Secondary Education
HB 2499 - Corrections and Public Institutions
HB 2550 - Local Government
HB 2569 - General Laws
HB 2611 - Health and Mental Health Policy
HB 2693 - Local Government
HB 2706 - Health and Mental Health Policy
HB 2708 - Budget
HB 2731 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 586 - Special Committee on Homeland Security
SS SB 597 - Insurance Policy
SS SB 608 - Special Committee on Litigation Reform
SCS SB 644 - Special Committee on Government Oversight
SB 819 - Special Committee to Improve the Care and Well-being of Young People

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2001**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2002**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2003**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2004**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Pierson Jr., Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (3): Burnett, Merideth (80) and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2005**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (4): Burnett, Merideth (80), Pierson Jr. and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2006**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (28): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lichtenegger, May, McGee, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (5): Lavender, Merideth (80), Pierson Jr., Quade and Rone

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2007**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2008**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2009**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2010**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lichtenegger, May, McGee, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (6): Burnett, Korman, Lavender, Merideth (80), Pierson Jr. and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2011**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lichtenegger, May, McGee, Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (3): Korman, Lavender and Merideth (80)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2012**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Merideth (80)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2013**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1361**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Franklin, Gannon, Justus, Moon, Neely, Ruth, Stacy and Unsicker

Noes (0)

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1856**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1245**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anders, Bangert, Basye, Burnett, Morgan and Swan

Noes (2): Roeber and Wood

Absent (5): Bahr, Barnes (60), Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anders, Bangert, Basye, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (5): Bahr, Barnes (60), Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1664**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Burnett, Morgan, Roeber and Swan

Noes (0)

Absent (6): Bahr, Barnes (60), Dogan, Matthiesen, Spencer and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2258**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2276**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2364**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (0)

Committee on Insurance Policy, Vice-Chairman Wiemann reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SCS SB 593**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Mitten

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1553**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Mitten

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2350**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, Ellebracht, Gregory, Mitten, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): DeGroot

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1398**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Houghton, McGaugh, Muntzel and Wessels

Noes (2): Hannegan and Wilson

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1431**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Houghton

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2111**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Dogan, Grier, Hannegan, McGaugh, Muntzel and Wessels

Noes (4): Adams, Baringer, Burnett and Wilson

Absent (1): Houghton

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel and Wilson

Noes (0)

Absent (2): Houghton and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2453**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Houghton

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **SB 626**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Curtman, Francis, Green, Higdon, Kidd, Meredith (71) and Sommer

Noes (0)

Absent (5): Curtis, Ellington, Lichtenegger, McDaniel and Roden

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1432**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Baringer, Berry, Davis, Evans, Fitzwater, Gray, Grier, Johnson, Pfautsch, Pierson Jr. and Ruth

Noes (0)

Absent (3): Korman, Lauer and Unsicker

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2506**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Baringer, Berry, Davis, Evans, Gray, Grier, Johnson, Pfautsch and Ruth

Noes (0)

Absent (5): Fitzwater, Korman, Lauer, Pierson Jr. and Unsicker

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1692**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeyer

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2153**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeyer

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2180**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeyer

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2268**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeyer

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1878**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Fraker, Francis, Kidd, McDaniel, Miller, Pierson Jr. and Plocher

Noes (1): McCreery

Absent (2): DeGroot and Roberts

Mr. Speaker: Your Committee on Utilities, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Berry, Bondon, Fraker, Francis, Kidd, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (1): McCreery

Absent (1): DeGroot

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Justus, Lant, Lauer, Mosley, Revis and Roberts

Noes (0)

Absent (4): Evans, Hansen, Henderson and Pietzman

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HR 5213**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 55**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Engler, Evans, Roeber, Sommer and Wiemann

Noes (2): Carpenter and Runions

Present (1): Corlew

Absent (4): Barnes (60), Franks Jr., Mathews and Unsicker

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1435**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1569**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Present (1): Runions

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1626**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2117**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2352**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2384**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer and Unsicker

Noes (0)

Present (1): Wiemann

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (1): Runions

Present (1): Carpenter

Absent (4): Barnes (60), Franks Jr., Mathews and Unsicker

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, March 23, 2018.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative DaRon McGee, District 36, hereby state and affirm that my vote was incorrectly recorded as "absent with leave" on the motion by which HB 1573 was read the third time and passed on page 1235 of the Journal of the House for the thirty-ninth day, Tuesday, March 13, 2018. Pursuant to House Rule 94, I ask that the Journal be corrected to note that I was in the chamber while the board was open, and I did, in fact, vote "Aye."

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of March, 2018.

/s/ DaRon McGee
State Representative

State of Missouri
County of Cole

Subscribed and sworn to before me this 15th day of March in the year 2018.

/s/ Leann M. Hager
Notary Public

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, March 27, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HCB 12
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 20, HB 2499
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986
Executive session will be held: HCB 20, HB 2632
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993
Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259
Executive session may be held on any matter referred to the committee.
Added HB 1993.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: SS SCS SB 549
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: SB 681, HB 2555
Executive session will be held: HB 1712, HB 1847
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531, SS SCS HB 1838
Executive session may be held on any matter referred to the committee.
CORRECTED

FISCAL REVIEW
Tuesday, March 27, 2018, upon conclusion of afternoon session, House Hearing Room 6.
Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531, SS SCS HB 1838
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, March 26, 2018, 12:00 PM, House Hearing Room 4.
Public hearing will be held: HB 2527, HB 2523, HB 2524, SB 581, SB 625
Executive session will be held: HB 2232, HB 2284, HB 2580
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354
Executive session will be held: HCB 15, SCS SB 718
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY
Monday, March 26, 2018, 2:30 PM, House Hearing Room 4.
Executive session will be held: HB 2562
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459
Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HCS HB 1363, HB 1431, HCS HB 1432, HCS HB 2038, HB 2111, HCS HB 2115, HCS HB 2257, HCS HB 2356, HB 2453, SS#5 SB 564, HRB 2
Executive session may be held on any matter referred to the committee.
Removing HB 1357.
AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, March 26, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: SS SB 608
Executive session will be held: HB 1793, HB 2089, HB 2108, HB 2434
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2464, HB 2745
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, March 23, 2018, 12:30 PM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

VETERANS
Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2466, HCR 88
Executive session will be held: HB 2681
Executive session may be held on any matter referred to the committee.
Time change from 8:00 AM to 9:00 AM.
CORRECTED

WAYS AND MEANS
Monday, March 26, 2018, 2:30 PM, House Hearing Room 1.
Public hearing will be held: HB 2168
Executive session will be held: HB 2638, HB 2168
Executive session may be held on any matter referred to the committee.
HB 2168 has been added to the hearing schedule and the time has changed to 2:30 PM
AMENDED

HOUSE CALENDAR

FORTY-SECOND DAY, FRIDAY, MARCH 23, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick
HCS HB 2002 - Fitzpatrick
HCS HB 2003 - Fitzpatrick
HCS HB 2004 - Fitzpatrick
HCS HB 2005 - Fitzpatrick
HCS HB 2006 - Fitzpatrick
HCS HB 2007 - Fitzpatrick
HCS HB 2008 - Fitzpatrick
HCS HB 2009 - Fitzpatrick
HCS HB 2010 - Fitzpatrick
HCS HB 2011 - Fitzpatrick
HCS HB 2012 - Fitzpatrick
HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter

HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HBs 2280, 2120, 1468 & 1616 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner

SENATE BILLS FOR SECOND READING

SS SCS SB 547
SS SCS SBs 603, 576 & 898
SS SB 705
SS SCS SB 707
SB 743
SB 773

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended, (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended, (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SECOND DAY, FRIDAY, MARCH 23, 2018

The House met pursuant to adjournment.

Representative Alferman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Cully Ross.

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 6009.

HOUSE RESOLUTION NO. 6009

WHEREAS, due to the number of items contained in House appropriations bills numbered 2001 to 2013, it is necessary to place a limitation on the total time of floor debate on such appropriations bills:

NOW THEREFORE BE IT RESOLVED that the Missouri House of Representatives, Ninety-ninth General Assembly, adopt a temporary rule designating a six-hour limitation on the total time of floor debate allowed for the purpose of discussing House appropriations bills numbered 2001 to 2013 for perfection. Such time shall be divided equally between, and controlled by, the budget committee chair and the ranking minority member of the budget committee, or their respective designees. The budget committee chair shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side after House appropriations bills numbered 2001 to 2013 have all been discussed and no member from that side is seeking recognition to further discuss any of the House appropriations bills numbered 2001 to 2013, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 547, relating to industrial hemp, with penalty provisions.

SS SCS SBs 603, 576 & 898, relating to virtual education, with an effective date.

SS SB 705, relating to rate adjustments outside of general rate proceedings for certain public utilities.

SS SCS SB 707, relating to vehicle sales, with existing penalty provisions.

SB 743, relating to bonding requirements for treasurers of seven-director school districts.

SB 773, relating to income tax for certain nonresidents.

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 2101**, **HB 2192** and **HB 2221**.

COMMITTEE CHANGES

March 22, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Elections and Elected Officials and appoint Representative Mike Revis. I also appoint Representative Joe Adams as the minority ranking member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Alferman, Barnes (28), Brown (27), Harris, Hurst, Kelley (127), Kendrick, Vescovo, Walker (3), and Wood.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 4:00 p.m., Monday, March 26, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, March 27, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HCB 12
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 20, HB 2499
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986
Executive session will be held: HCB 20, HB 2632
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993
Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259
Executive session may be held on any matter referred to the committee.
Added HB 1993.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: SS SCS SB 549
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 681, HB 2555
Executive session will be held: HB 1712, HB 1847
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2657
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.
Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531,
SS SCS HB 1838
Executive session may be held on any matter referred to the committee.
CORRECTED

GENERAL LAWS
Monday, March 26, 2018, 12:00 PM, House Hearing Room 4.
Public hearing will be held: HB 2527, HB 2523, HB 2524, SB 581, SB 625, HCS HB 1802
Executive session will be held: HB 2232, HB 2284, HB 2580
Executive session may be held on any matter referred to the committee.
Added HB 1802.
AMENDED

GOVERNMENT EFFICIENCY
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2420, HB 2416
Executive session will be held: HB 2263, HB 2590, HB 2621, HB 2415
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354
Executive session will be held: HCB 15, SCS SB 718
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SS SB 597
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY
Monday, March 26, 2018, 2:30 PM, House Hearing Room 4.
Executive session will be held: HB 2562
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459
Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HCS HB 1363, HB 1431, HCS HB 1432, HCS HB 2038, HB 2111, HCS HB 2115, HCS HB 2257, HCS HB 2356, HB 2453, SS#5 SB 564, HRB 2
Executive session may be held on any matter referred to the committee.
Removing HB 1357.
AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.
Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, March 26, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: SS SB 608
Executive session will be held: HB 1793, HB 2089, HB 2108, HB 2434
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2464, HB 2745
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, March 27, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, Missouri.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

VETERANS
Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2466, HCR 88
Executive session will be held: HB 2681
Executive session may be held on any matter referred to the committee.
Time change from 8:00 AM to 9:00 AM.
CORRECTED

WAYS AND MEANS
Monday, March 26, 2018, 2:30 PM, House Hearing Room 1.
Public hearing will be held: HB 2168

Executive session will be held: HB 2638, HB 2168
Executive session may be held on any matter referred to the committee.
HB 2168 has been added to the hearing schedule, and the time has changed to 2:30 PM.
AMENDED

HOUSE CALENDAR

FORTY-THIRD DAY, MONDAY, MARCH 26, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick
HCS HB 2002 - Fitzpatrick
HCS HB 2003 - Fitzpatrick
HCS HB 2004 - Fitzpatrick
HCS HB 2005 - Fitzpatrick
HCS HB 2006 - Fitzpatrick
HCS HB 2007 - Fitzpatrick
HCS HB 2008 - Fitzpatrick
HCS HB 2009 - Fitzpatrick
HCS HB 2010 - Fitzpatrick
HCS HB 2011 - Fitzpatrick
HCS HB 2012 - Fitzpatrick
HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

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HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer

HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HBs 2280, 2120, 1468 & 1616 – Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross
HR 6009 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-THIRD DAY, MONDAY, MARCH 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Bill Kidd.

Oh God, the Eternal Father, as we begin this week in service to You, may Your spirit attend us, guide and direct us, and may You grant unto us heavenly angels to attend to our work. Open our hearts that we might be sensitive to the needs and pain of the people. Enlighten our minds, inspiring us with wisdom, that we might be in tune with Your divine plan. Open our ears that we might hear the whisperings of Your desires for this great state. May our mouths speak with kindness the heavenly messages You have for us. Give light unto our eyes that we might see Your distant vision through the mist of darkness that would seek to obscure. Open our arms with kindness in our actions and conversations with one another.

This Easter Week may the stone of sin that brought us death be rolled away and the resurrection of Your son be alive in us. May we always be reminded of the people to whom we answer, the constitution to which we adhere, and Your son, whom we follow.

And we ask this in the name of Your only begotten son, Jesus Christ.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-first day was approved as printed by the following vote:

AYES: 132

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71

Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Roden	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Brattin	Brown 94	Burnett
Carpenter	Cookson	Curtis	Curtman	Fitzpatrick
Green	Haahr	Kolkmeyer	Mathews	May
Mosley	Newman	Nichols	Peters	Plocher
Remole	Roeber	Ross	Smith 85	Stephens 128
Tate	Walker 74	Washington	White	

VACANCIES: 001

The Journal of the forty-second day was approved as printed.

There was a moment of silence in memory of Rita Clarkson.

There was a moment of silence in memory of Representative Cloria Brown.

HOUSE RESOLUTIONS

HR 6009, relating to a time limit on debate for House appropriations bills, was taken up by Representative Alferman.

On motion of Representative Alferman, **HR 6009** was adopted by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Butler	Carpenter	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson

Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

McDaniel Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 018

Barnes 28	Brattin	Brown 94	Burnett	Chipman
Christofanelli	Curtis	Curtman	Green	Haahr
Kelley 127	May	Newman	Nichols	Peters
Smith 85	Washington	White		

VACANCIES: 001

Representative Bernskoetter assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew

Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 006

Hurst	Marshall	McDaniel	Moon	Pogue
Reisch				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 94	Burnett	Cornejo	Curtman
Haahr	Kelley 127	Lant	McGee	Newman
Nichols	Peters	Pierson Jr	Schroer	Smith 85
Washington	White			

VACANCIES: 001

Representative Bernskoetter declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2274, relating to the Missouri DeMolay license plate, was taken up by Representative Haefner.

On motion of Representative Haefner, **HCS HB 2274** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57

Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brattin	Brown 94	Burnett	Carpenter
Cookson	Cornejo	Haahr	Helms	May
McDaniel	Muntzel	Newman	Nichols	Peters
Pierson Jr	Smith 85	White		

VACANCIES: 001

Representative Bernskoetter declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE REVISION BILLS

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **HRB 1** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Revision Bill No. 1, Page 180, Section 442.018, Line 8, by inserting after all of said section and line the following:

"EXPLANATION: THIS SECTION HAS BEEN HELD UNCONSTITUTIONAL BY THE UNITED STATES SUPREME COURT AND OTHER COURTS AND IS THEREFORE VOID AND UNENFORCEABLE:

[~~451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman.~~
~~2. Any purported marriage not between a man and a woman is invalid.~~
~~3. No recorder shall issue a marriage license, except to a man and a woman.~~
~~4. A marriage between persons of the same sex will not be recognized for any purpose in this state even when valid where contracted.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Christofanelli	Conway 10	Curtis	Dogan
Ellebracht	Ellington	Evans	Franks Jr	Gray
Green	Grier	Hannegan	Harris	Kendrick
Kidd	Lavender	Matthiesen	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Quade	Razer	Revis	Roberts	Roden
Rowland 29	Stevens 46	Unsicker	Washington	Wessels

NOES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brown 57	Chipman	Conway 104	Cornejo	Cross
Curtman	Davis	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Haefner	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Bondon	Brattin	Brown 94	Burnett
Cookson	Corlew	DeGroot	Engler	Fraker
Haahr	Higdon	May	Mitten	Newman
Nichols	Peters	Pierson Jr	Rehder	Rone
Runions	Schroer	Smith 85	Walker 74	White

VACANCIES: 001

HRB 1 was laid over.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2001** was agreed to.

HCS HB 2001 was placed on the Informal Calendar.

HCS HB 2002, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2002** was agreed to.

HCS HB 2002 was placed on the Informal Calendar.

HCS HB 2003, relating to appropriations for the Department of Higher Education, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2003** was agreed to.

HCS HB 2003 was placed on the Informal Calendar.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2004** was agreed to.

HCS HB 2004 was placed on the Informal Calendar.

HCS HB 2005, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2005** was agreed to.

HCS HB 2005 was placed on the Informal Calendar.

HCS HB 2006, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2006** was agreed to.

HCS HB 2006 was placed on the Informal Calendar.

HCS HB 2007, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2007** was agreed to.

HCS HB 2007 was placed on the Informal Calendar.

HCS HB 2008, relating to appropriations for the Department of Public Safety, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2008** was agreed to.

HCS HB 2008 was placed on the Informal Calendar.

HCS HB 2009, relating to appropriations for the Department of Corrections, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2009** was agreed to.

HCS HB 2009 was placed on the Informal Calendar.

HCS HB 2010, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2010** was agreed to.

HCS HB 2010 was placed on the Informal Calendar.

HCS HB 2011, relating to appropriations for the Department of Social Services, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2011** was agreed to.

HCS HB 2011 was placed on the Informal Calendar.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2012** was agreed to.

HCS HB 2012 was placed on the Informal Calendar.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2013** was agreed to.

HCS HB 2013 was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 2031, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HCS HB 2031** was agreed to.

Representative Kolkmeyer assumed the Chair.

Representative Sommer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2031, Page 1, Section 209.204, Line 8, by deleting the word "**represent**" and inserting in lieu thereof the word "**misrepresent**"; and

Further amend said page and section, Line 10, by deleting the word "**represents**" and inserting in lieu thereof the word "**misrepresent**"; and

Further amend said page and section, Line 14, by deleting the word "**as**" and inserting in lieu thereof the word "**is**";

Further amend said section, Page 2, Line 24, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said page, section and line by deleting the word "**commits**" and inserting in lieu thereof the words "**is guilty of**"; and

Further amend said page and section, Line 25, by deleting the word "**impersonation**" and inserting in lieu thereof the word "**misrepresentation**"; and

Further amend said page and section, Line 26, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said page, section and line by inserting after all of said line the following:

"**3. No person shall knowingly misrepresent any animal as an assistance animal for the purpose of receiving the accommodations regarding assistance animals under the Fair Housing Act, 42 U.S.C. Section 3601 et seq., or the Rehabilitation Act, 29 U.S.C. Section 701 et seq. For purposes of this section the term "assistance animal" shall include an emotional support animal. Misrepresentation of an assistance animal includes, but is not limited to:**

(1) Knowingly creating documents that falsely represent that an animal is an assistance animal;

(2) Knowingly providing to another person documents falsely stating that an animal is an assistance animal; and

(3) Knowingly fitting an animal, when the animal is not an assistance animal, with a harness, collar, vest, or sign of the type commonly used by a person with a disability to indicate an animal is an assistance animal.

A person who violates this subsection is guilty of a class C misdemeanor and shall also be civilly liable for the amount of any actual damages resulting from such misrepresentation. Any second or subsequent violation of this subsection is a class B misdemeanor."; and

Further amend said page and section, Line 29, by deleting all of said line and inserting in lieu thereof the following:

"**person with a disability, misrepresenting a dog as a service dog, or misrepresenting an animal as an assistance animal. The commission shall refer**"; and

Further amend said page and section, Line 36, by inserting after all of said line the following:

"**6. The governor's council on disability shall prepare and make available online a brochure for landlords and tenants regarding laws relating to service dogs and assistance animals and housing under federal and Missouri law.**"; and

Further amend said section by renumbering the section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2031, Page 2, Section 209.204, Line 36, by inserting after all of said section and line the following:

"575.353. 1. A person commits the offense of assault on a **[**~~police~~**] law enforcement** animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a **[**~~police~~**] law enforcement** animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

2. The offense of assault on a **[**~~police~~**] law enforcement** animal is a class **[**~~C~~**] A** misdemeanor, unless the assault results in the death of such animal or disables such animal to the extent it is unable to be utilized as a **[**~~police~~**] law enforcement** animal, in which case it is a class E felony.

578.007. The provisions of section 574.130**[**,**]** **and** sections 578.005 to 578.023 shall not apply to:

(1) Care or treatment performed by a licensed veterinarian within the provisions of chapter 340;

(2) Bona fide scientific experiments;

(3) Hunting, fishing, or trapping as allowed by chapter 252, including all practices and privileges as allowed under the Missouri Wildlife Code;

(4) Facilities and publicly funded zoological parks currently in compliance with the federal "Animal Welfare Act" as amended;

(5) Rodeo practices currently accepted by the Professional Rodeo Cowboy's Association;

(6) The killing of an animal by the owner thereof, the agent of such owner, or by a veterinarian at the request of the owner thereof;

(7) The lawful, humane killing of an animal by an animal control officer, the operator of an animal shelter, a veterinarian, or law enforcement or health official;

(8) With respect to farm animals, normal or accepted practices of animal husbandry;

(9) The killing of an animal by any person at any time if such animal is outside of the owned or rented property of the owner or custodian of such animal and the animal is injuring any person or farm animal but **this exemption** shall not include **[**~~police or guard dogs~~**] the killing or injuring of a law enforcement officer dog** while working;

(10) The killing of house or garden pests; or

(11) Field trials, training and hunting practices as accepted by the Professional Houndsmen of Missouri.

578.022. Any dog that is owned, or the service of which is employed, by a law enforcement agency and that bites **or injures** another animal or human in the course of their official duties is exempt from the provisions of sections 273.033 **[**~~and~~**],** 273.036 **[**~~and section~~**], 578.012, and** 578.024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Kolkmeyer requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Sommer, **HCS HB 2031, as amended**, was adopted.

On motion of Representative Sommer, **HCS HB 2031, as amended**, was ordered perfected and printed.

HB 1369, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HB 1369** was agreed to.

On motion of Representative Sommer, **HB 1369** was ordered perfected and printed.

HB 1266, relating to the pain capable unborn child protection act, was placed on the Informal Calendar.

HCS HB 2339, relating to the Missouri military community reinvestment act, was taken up by Representative Lynch.

On motion of Representative Lynch, the title of **HCS HB 2339** was agreed to.

Representative Lynch offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2339, Page 5, Section 620.3300, Line 56, by deleting the words "**to any grantee**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 1** was adopted.

On motion of Representative Lynch, **HCS HB 2339, as amended**, was adopted.

On motion of Representative Lynch, **HCS HB 2339, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1266, relating to the pain capable unborn child protection act, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HB 1266** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1266, Page 7, Section 188.027, Line 215, by inserting immediately after said section and line the following:

"**188.345. 1. For purposes of this section, the term "medically accurate and unbiased information" shall mean information that is:**

(1) Verified or supported by the weight of medical research conducted in compliance with accepted scientific methods;

(2) Recognized as correct and objective by leading medical organizations with relevant expertise or government agencies, such as the:

(a) American Medical Association;

(b) American Congress of Obstetricians and Gynecologists;

(c) American Public Health Association;

(d) American Academy of Pediatrics;

(e) American College of Physicians;

(f) American Academy of Family Physicians;

(g) Center for Disease Control and Prevention;

(h) Food and Drug Administration;

(i) National Cancer Institute;

(j) American Psychological Association; or

(k) National Institute for Health; or

(3) Recommended by or affirmed in the medical practice guidelines of a nationally recognized accrediting organization, such as the:

(a) Joint Commission;

(b) National Committee for Quality Assurance (NCQA);

(c) American Accreditation HealthCare Commission or Utilization Review Accreditation Commission (AAHC/URAC); or

(d) Accreditation Association for Ambulatory HealthCare (AAAHC).

2. For purposes of this section, the term "pregnancy-related services" shall mean services including, but not limited to, family planning, abortion care, prenatal care, labor and delivery, and postpartum care.

3. To be eligible to receive state funding, all organizations that provide pregnancy-related services or counseling shall provide medically accurate and unbiased information on all relevant reproductive health options including, but not limited to, information about birth control, pregnancy, adoption, labor and delivery, and postpartum care."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 037

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Baringer	Beard	Brattin	Brown 94
Burnett	Butler	Cookson	Curtman	Ellebracht
Francis	Haahr	Henderson	Higdon	Kendrick
Lauer	Newman	Nichols	Peters	Plocher
Rhoads	Smith 85	Wessels	White	

VACANCIES: 001

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 031

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Curtis	Ellington	Franks Jr	Gray	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington				

NOES: 106

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 001

Green

ABSENT WITH LEAVE: 024

Alferman	Baringer	Beard	Brattin	Brown 94
Burnett	Butler	Cookson	Ellebracht	Francis

Haahr	Henderson	Higdon	Kendrick	Lauer
Mitten	Newman	Nichols	Peters	Plocher
Rhoads	Smith 85	Wessels	White	

VACANCIES: 001

Representative Houghton raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Anderson	Andrews	Austin	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 035

Adams	Anders	Bangert	Barnes 28	Beck
Brown 27	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Arthur	Bahr	Baringer	Beard
Berry	Brattin	Brown 94	Burnett	Burns
Butler	Cookson	Cross	Ellebracht	Francis
Haahr	Henderson	Higdon	Houx	Kelley 127
Kendrick	Lauer	Mitten	Newman	Nichols

Peters	Plocher	Rhoads	Rone	Schroer
Smith 85	White			

VACANCIES: 001

On motion of Representative Lichtenegger, **HB 1266** was ordered perfected and printed.

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1993 - General Laws

COMMITTEE REPORTS

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2562**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Corlew, DeGroot, Ellebracht, Gregory, Marshall and Toalson Reisch

Noes (0)

Absent (4): Beard, Mitten, Roberts and White

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1793**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Corlew, DeGroot, Lant, Phillips and Trent

Noes (2): Ellebracht and Roberts

Absent (6): Cornejo, Haahr, Hill, Mitten, Rehder and White

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2108**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Corlew, DeGroot, Lant, Phillips and Trent

Noes (2): Ellebracht and Roberts

Absent (6): Cornejo, Haahr, Hill, Mitten, Rehder and White

The following member's presence was noted: White.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, March 27, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Executive session will be held: HB 2452, HB 2607
Executive session may be held on any matter referred to the committee.

BUDGET
Wednesday, April 4, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HCB 12
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1977, HB 2213, HB 2480
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 20, HB 2499
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986
Executive session will be held: HCB 20, HB 2632
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993
Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259

Executive session may be held on any matter referred to the committee.
Added HB 1993.
AMENDED

ECONOMIC DEVELOPMENT
Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: SS SCS SB 549
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2657
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531, SS SCS HB 1838
Executive session may be held on any matter referred to the committee.
CORRECTED

GENERAL LAWS
Tuesday, March 27, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2158, HB 2189, HB 2302, HB 2718
Executive session will be held: HB 2232, HB 2284, HB 2523, HB 2524, HB 2527
Executive session may be held on any matter referred to the committee.
Due to anticipated high turnout, testimony will be limited to 3 minutes per witness.

GOVERNMENT EFFICIENCY
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2420, HB 2416
Executive session will be held: HB 2263, HB 2590, HB 2621, HB 2415
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354
Executive session will be held: HCB 15, SCS SB 718
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SS SB 597
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459
Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT
Wednesday, March 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HCB 23
Executive session will be held: HB 2712, HCB 23
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2669
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, March 27, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, Missouri.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2496, HJR 84, HJR 96, HJR 97, HCB 14
Executive session will be held: HJR 84, HJR 96, HJR 97, HB 2656, HB 2689, HB 2545, HB 2594, HCB 14

Executive session may be held on any matter referred to the committee.
AMENDED

UTILITIES
Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2342
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2466, HCR 88
Executive session will be held: HB 2681
Executive session may be held on any matter referred to the committee.
Time change from 8:00 AM to 9:00 AM.
CORRECTED

WORKFORCE DEVELOPMENT
Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 2666, HB 2673
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FOURTH DAY, TUESDAY, MARCH 27, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS - INFORMAL

HCS HB 2001, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2002, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2003, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2004, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2005, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2006, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2007, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2008, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2009, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2010, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2011, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2012, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2013, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FOURTH DAY, TUESDAY, MARCH 27, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, the great architect of the universe, we acknowledge that You are the creator of all things and the giver of every good and perfect gift, and we are thankful. Father, in these few moments of quiet prayer we seek Your guidance and blessing as we begin our daily work. As we are united in our praying, so may we be united in our desire to work together as a body. Open our eyes that we may discern the things that You are doing in our midst. Open our ears that we may hear what You are saying to us. We pray that Your wisdom may be with us as we prepare to do our work today. Now may we take due notice and govern ourselves accordingly. We ask these things in the name of Jesus Christ, our Lord. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sydney Suthoff.

The Journal of the forty-third day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

Revis	Rhoads	Roberts	Roden	Roeber
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Meredith 71

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 94	Burnett	Butler
Carpenter	Cornejo	Curtis	Ellington	Kelley 127
Korman	May	McDaniel	McGee	Neely
Newman	Peters	Pierson Jr	Rone	Ross
Smith 85				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was taken up by Representative Fitzpatrick.

Representative Marshall raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

HCS HB 2001 was laid over.

HCS HB 2002, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2002, Page 11, Section 2.185, Line 6, by deleting "5,000,000" and inserting "4,750,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2002, Page 11, Section 2.185, Line 6, by inserting immediately after said line the following new lines:

"For payments to school districts for children in residential placements through the Department of Mental Health or the Department of Social Services pursuant to Section 167.126, RSMo, provided that said placements make up at least thirty percent (30%) of an eligible district's prior year average daily attendance
From Lottery Proceeds Fund (0291).....250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Bahr offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 22, by deleting said line; and

Further amend said page, said section, Line 23, by deleting said line in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 3 was withdrawn.

Representative Washington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2002, Page 4, Section 2.035, Line 4, by deleting "200,000" and inserting "100,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson assumed the Chair.

Representative Washington moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Washington offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2002, Page 12, Section 2.225, Line 7, by deleting "222,201" and inserting "22,201"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Washington moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

HCS HB 2002, as amended, was laid over.

HCS HB 2003, relating to appropriations for the Department of Higher Education, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2003, Page 4, Section 3.055, Line 5, by deleting "76,165,640" and inserting "45,994,385"; and

Further amend said page, Section 3.060, Line 4, by deleting "108,500,000" and inserting "78,500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2003, Page 7, Section 3.200, Line 6, by deleting "113,725,083" and inserting "118,639,790"; and

Further amend Page 8, Section 3.205, Line 5, by deleting "4,804,838" and inserting "4,994,154"; and

Further amend said page, Section 3.210, Line 5, by deleting "46,427,286" and inserting "48,287,398"; and

Further amend said page, Section 3.215, Line 5, by deleting "38,407,398" and inserting "39,943,712"; and

Further amend said page, Section 3.220, Line 5, by deleting "71,475,955" and inserting "74,330,941"; and

Further amend Page 9, Section 3.225, Line 5, by deleting "14,961,504" and inserting "15,556,121"; and

Further amend said page, Section 3.230, Line 5, by deleting "34,692,272" and inserting "36,084,157"; and

Further amend said page, Section 3.235, Line 5, by deleting "25,810,046" and inserting "26,843,377"; and

Further amend Page 10, Section 3.240, Line 5, by deleting "21,011,326" and inserting "21,799,731"; and

Further amend said page, Section 3.245, Line 5, by deleting "18,125,108" and inserting "18,852,428"; and

Further amend said page, Section 3.250, Line 5, by deleting "7,988,403" and inserting "8,312,281"; and

Further amend said page, Section 3.255, Line 4, by deleting "355,637,744" and inserting "369,594,128"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Fitzpatrick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2003, Page 4, Section 3.055, Line 2, by inserting immediately after the word "Treasury" the following:

"to the Access Missouri Financial Assistance Fund"; and

Further amend said bill, Page 12, Section 3.300, Line 1, by inserting immediately after the word "Education" the following:

"and public institutions of higher education"; and

Further amend said page, Section 3.305, Line 1, by inserting immediately after the word "Education" the following:

"and public institutions of higher education"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate

Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 024

Brattin	Brown 94	Burnett	Cookson	Cornejo
Cross	Curtis	Ellington	Evans	Haefner
Kidd	Korman	Marshall	McCann Beatty	McDaniel
Newman	Peters	Phillips	Plocher	Rehder
Schroer	Smith 85	Wessels	Wood	

VACANCIES: 001

Representative Kendrick offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.305, Line 4, by inserting immediately thereafter the following new section:

"Section 3.310 To the Department of Higher Education
In reference to Section 3.070 of Part 1 of this act:
No funds shall be expended on behalf of students with parent(s) that make a net household income of $150,000 or greater."; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Kendrick moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 027

Adams	Anders	Barnes 28	Beck	Brown 27
Burns	Butler	Carpenter	Curtis	Franks Jr
Kendrick	Lavender	May	McCann Beatty	McGee
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Revis	Roberts	Runions	Unsicker
Walker 74	Washington			

NOES: 118

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot

Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McCreery	McGaugh	Meredith 71	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Pietzman	Pike
Plocher	Pogue	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Berry	Brattin	Brown 94	Burnett	Cookson
Ellington	Green	Kidd	Korman	Marshall
Matthiesen	McDaniel	Newman	Peters	Phillips
Smith 85	Wessels			

VACANCIES: 001

HCS HB 2003, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 049

Alferman	Anders	Barnes 28	Basye	Beard
Bernskoetter	Black	Bondon	Brown 27	Butler
Cookson	Curtis	DeGroot	Evans	Fraker
Francis	Gannon	Hannegan	Hansen	Harris
Henderson	Hill	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lichtenegger	Miller
Morris 140	Morse 151	Muntzel	Pogue	Razer

Redmon	Reiboldt	Reisch	Remole	Revis
Roeber	Rowland 155	Rowland 29	Taylor	Walsh
Washington	White	Wiemann	Wilson	

NOES: 000

PRESENT: 068

Adams	Anderson	Andrews	Bahr	Baringer
Beck	Brown 57	Christofanelli	Conway 104	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Helms	Higdon	Houghton	Houx	Johnson
Kendrick	Kidd	Knight	Kolkmeyer	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Moon	Morgan	Mosley	Nichols	Pfautsch
Pike	Roberts	Roden	Ross	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stephens 128	Tate	Trent	Vescovo
Walker 3	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 045

Arthur	Austin	Bangert	Barnes 60	Berry
Brattin	Brown 94	Burnett	Burns	Carpenter
Chipman	Conway 10	Corlew	Cornejo	Curtman
Ellington	Engler	Gray	Green	Lauer
Lavender	Marshall	May	Merideth 80	Mitten
Neely	Newman	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Quade	Rehder	Rhoads
Rone	Shull 16	Smith 85	Spencer	Stacy
Stevens 46	Swan	Unsicker	Walker 74	Wessels

VACANCIES: 001

HOUSE RESOLUTIONS

HCS HR 5213, relating to an electronic logging device mandate, was taken up by Representative Ross.

Representative Chipman assumed the Chair.

HCS HR 5213 was laid over.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

Representative Curtis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.305, Line 4, by inserting immediately after said section the following new section:

"Section 3.310 To the Department of Higher Education and public institutions of higher education
In reference to Sections 3.200, 3.205, 3.210, 3.215, 3.220, 3.225, 3.230, 3.235, 3.240, 3.245, 3.250, and 3.255 of Part 1 of this act:
Ten percent (10%) of each institution's core funding is to be designated to the safety and security of students. First priority shall be given to safety measures and security personnel. Second priority shall be given to the education of students, staff and campus at large to reduce sexual assault, violence and harassment. Third priority shall be to methods that increase the general safety of the campus, and were not previously designated. A document to be named the "safety improvement plan" outlining the use of funds, the outcomes sought by the measures, metrics to determine progress, and a safety improvement plan review date of six months after the implementation of the plan shall be drafted and implemented and available to the general assembly semi annually, and the public upon request. The safety improvement plan shall be signed by the top leader of the institution if and only after the chancellor, president, campus leader and/or governing board determines that the measures set forth in the safety improvement plan have been successful upon which time half of the remaining funds up to half of the original allocation may be used for other campus needs with the remaining half of funds being withheld until the safety improvement review date. If the objectives set forth in the safety improvement plan are not met by the review date, the remaining funds shall continue be used to further increase the safety of students and campus personnel until such time that all objectives set forth by the safety improvement plan are achieved and the document is signed by the institution's top leader."; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Morgan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.300, Line 1, by deleting said section in its entirety; and

Further amend said bill, said page, Section 3.305, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Morgan moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Morgan:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Green	Kendrick	Lavender	May

McCann Beatty	McCreery	Meredith 71	Merideth 80	Morgan
Mosley	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

NOES: 104

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Berry	Black	Bondon	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 021

Andrews	Beard	Bernskoetter	Brattin	Brown 94
Burnett	Cookson	Corlew	Fraker	Korman
Marshall	Matthiesen	McDaniel	McGee	Mitten
Newman	Nichols	Peters	Shaul 113	Shull 16
Smith 85				

VACANCIES: 001

HCS HB 2003, as amended, was laid over.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was taken up by Representative Fitzpatrick.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2004, Page 12, Section 4.415, Line 22, by deleting "1" and inserting "500,000"; and

Further amend said bill, said page, said section, Line 27, by deleting "18,999,999" and inserting "18,500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Conway (104) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 060

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Brown 27	Burns
Butler	Conway 10	Conway 104	Cornejo	Ellebracht
Franklin	Franks Jr	Gray	Green	Grier
Haefner	Henderson	Higdon	Kelley 127	Kendrick
Kidd	Lauer	Lavender	Lichtenegger	Mathews
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Phillips	Pierson Jr
Quade	Razer	Revis	Roberts	Rone
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Sommer	Stevens 46	Swan	Unsicker	Walker 74
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 077

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Beard	Black	Bondon	Carpenter
Chipman	Christofanelli	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Frederick	Gannon	Gregory	Hannegan	Hansen
Harris	Helms	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Love	Lynch
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Ross	Rowland 155
Schroer	Smith 85	Smith 163	Spencer	Stacy
Stephens 128	Tate	Taylor	Trent	Vescovo
Walker 3	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Andrews	Arthur	Brattin	Brown 57	Brown 94
Burnett	Cookson	Corlew	Cross	Curtis
Fraker	Haahr	Marshall	Matthiesen	McDaniel
McGee	Miller	Newman	Nichols	Peters
Pietzman	Roeber	Shull 16	Walsh	White

VACANCIES: 001

Representative Mitten raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order well taken.

Representative DeGroot offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2004, Page 17, Section 4.600, Line 5, by inserting immediately after said section the following new section:

"Section 4.602. To the Department of Transportation

In reference to Section 4.400 through and including Section 4.530 of Part 1 of this act:

No less than 80% of the revenue collected from tax and fee revenues within a transportation district shall be expended for road and bridge projects within that same district."; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 2 was withdrawn.

Representative Merideth (80) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2004, Page 10, Section 4.400, Line 14, by inserting immediately thereafter the following:

"Section 4.401. To the Department of Transportation

For the Department of Transportation's FY 2019 pay plan request, provided that 100 percent (100%) flexibility is allowed from this section to Sections 4.400, 4.410, 4.415, 4.420 and 4.435

From Federal Funds (Various)……16,298

From Other Funds (Various)……5,293,962

For fringe benefit costs associated with the Department of Transportation's FY 2019 pay plan request, provided that 100 percent (100%) flexibility is allowed from this section to Section 4.405

From Federal Funds (Various) ……9,490

From Other Funds (Various)…… 3,083,377

Total……$8,403,127"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Butler	Carpenter
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Korman	Lavender	Matthiesen	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

NOES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Corlew	Cornejo

Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Haahr
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Ross	Rowland 155
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wood	Mr. Speaker		

PRESENT: 003

Conway 10	Higdon	Roden

ABSENT WITH LEAVE: 032

Barnes 60	Bernskoetter	Brattin	Brown 57	Brown 94
Burnett	Burns	Cookson	Cross	Curtis
DeGroot	Ellington	Engler	Franklin	Grier
Helms	Lauer	Marshall	Mathews	McDaniel
Newman	Nichols	Peters	Pietzman	Rhoads
Roeber	Shaul 113	Shull 16	Smith 85	Walker 74
White	Wilson			

VACANCIES: 001

Representative Butler offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2004, Page 2, Section 4.010, Line 28, by deleting "8,000,000" and inserting "7,600,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Butler moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Butler:

AYES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Higdon	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley

Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

NOES: 096

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Brattin	Brown 57	Brown 94	Burnett
Cookson	Cross	Curtis	Fraker	Franklin
Haahr	Marshall	Mathews	Newman	Nichols
Peters	Rehder	Rhoads	Roden	Roeber
Shull 16	Walker 74	White	Wilson	

VACANCIES: 001

Representative Razer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2004, Page 1, Enacting Clause, Line 3, by deleting "described herein" and inserting in lieu thereof the following:

"enumerated in each section"; and

Further amend said bill, said page, Section 04.000, Line 1, by deleting the section in its entirety; and

Further amend said bill, Page 17, Section 4.600, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Ross assumed the Chair.

Representative Razer moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Kendrick offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2004, Page 5, Section 4.050, Line 4, by deleting "1,561,800,000" and inserting "1,544,249,394"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Kendrick moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Justus offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2004, Page 9, Section 4.165, Line 19, by deleting "16,000,000" and inserting "14,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 7 was withdrawn.

HCS HB 2004 was laid over.

Speaker Richardson resumed the Chair.

HCS HB 2005, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,999,499"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2003, Page 2, Section 3.005, Line 8, by deleting "170,377" and inserting "170,878";

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

HCS HB 2003, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,997,757"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2004, Page 2, Section 4.010, Line 9, by deleting "1,942,138" and inserting "1,942,641"; and

Further amend said bill, Page 3, Section 4.015, Line 9, by deleting"380,229" and inserting "380,232"; and

Further amend said bill, said page, Section 4.020, Line 9, by deleting "111,833" and inserting "112,833"; and

Further amend said bill, Page 4, Section 4.025, Line 11, by deleting "211,325" and inserting "211,326"; and

Further amend said bill, Page 8, Section 4.155, Line 9, by deleting "166,241" and inserting "166,977"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 8** was adopted.

HCS HB 2004, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,878,995"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2006, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2006, Page 6, Section 6.090, Line 5, by deleting "802,293" and inserting "907,293"; and

Further amend said bill, Page 8, Section 6.100, Line 7, by deleting "77,428" and inserting "85,928"; and

Further amend said bill, Page 13, Section 6.225, Line 8, by deleting "666,262" and inserting "672,267"; and

Further amend said bill, Page 17, Section 6.250, Line 5, by deleting "1,019,103" and inserting "1,020,603"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2006, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,994,200"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 4** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2007, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2007, Page 1, Section 7.005, Line 9, by deleting "49,209" and inserting "49,309"; and

Further amend Page 2, Section 7.015, Line 26, by deleting"1,336,651" and inserting "1,338,651"; and

Further amend said page, said section, Line 43, by deleting "131,420" and inserting "132,020"; and

Further amend said page, said section, Line 56, by deleting "109,318" and inserting "112,318"; and

Further amend Page 21, Section 7.830, Line 18, by deleting "5,983" and inserting "6,083"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,826,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 5** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2009, relating to appropriations for the Department of Corrections, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2009, Page 4, Section 9.045, Line 7, by deleting "381,834" and inserting "411,834"; and

Further amend said bill and page, Section 9.055, Line 9, by deleting "31,173,488" and inserting "31,183,488"; and

Further amend said bill, Page 11, Section 9.210, Line 9, by deleting "4,184,621" and inserting "4,196,621"; and

Further amend said bill, Page 12, Section 9.215, Line 7, by deleting "512,125" and inserting "517,125"; and

Further amend said bill and page, Section 9.230, Line 11, by deleting "3,282,768" and inserting "3,392,768"; and

Further amend said bill, Page 13, Section 9.255, Line 10, by deleting "418,055" and inserting "425,055"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,774,264"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 6** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, relating to appropriations for the Department of Public Safety, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2008, Page 1, Section 8.005, Line 6, by deleting "146,657" and inserting "146,658"; and

Further amend said bill, Page 3, Section 8.030, Line 8, by deleting "1,983,927" and inserting "1,984,227"; and

Further amend said bill, Page 5, Section 8.075, Line 8, by deleting "237,981" and inserting "238,081"; and

Further amend said bill, Page 7, Section 8.090, Line 6, by deleting "2,069,734" and inserting "2,132,568"; and

Further amend said bill, Page 8, Section 8.095, Line 6, by deleting "372,961" and inserting "385,034"; and

Further amend said bill, Page 9, Section 8.110, Line 6, by deleting "640,515" and inserting "661,393"; and

Further amend said bill, Page 12, Section 8.155, Line 8, by deleting "153,066" and inserting "182,417"; and

Further amend said bill, Page 17, Section 8.255, Line 5, by deleting "1,550,621" and inserting "1,650,621"; and

Further amend said bill, Page 18, Section 8.285, Line 6, by deleting "202,775" and inserting "202,974"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,818,128"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2008, Page 16, Section 8.240, Line 5, by deleting "172,370" and inserting "184,883"; and

Further amend said bill, Page 17, Section 8.255, Line 4, by deleting "652,356" and inserting "731,119"; and

Further amend said bill, page and section, Line 5, by deleting "1,550,621" and inserting "1,641,217"; and

Further amend said bill, page and section, Line 10, by deleting "34.87" and inserting "40.37"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "11,011,157"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 8** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2009, Page 14, Section 9.260, Line 14, by inserting after said line the following new line item:

"For the payment of reimbursements having accrued prior
to the current fiscal year
From General Revenue Fund (0101).....$3,847,527"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 9** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2008, Page 13, Section 8.165, Line 1, by inserting after said section the following new section:

"Section 8.167. To the Department of Public Safety
For the Division of Fire Safety
For grants to volunteer fire protection associations for workers' compensation premiums pursuant to Section 287.245, RSMo
Personal Service $35,000
Expense and Equipment 15,000
Program Distribution 950,000
From General Revenue Fund (0101) (Not to exceed 1.00 F.T.E.)…….....$1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 3** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Roden offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,950,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Roden, **House Amendment No. 10** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Roden offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2008, Page 7, Section 8.090, Line 40, by inserting after said line the following new line item:

"For grants to law enforcement agencies for the purchase
of emergency rescue tourniquets
From General Revenue Fund (0101).....$50,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Roden, **House Amendment No. 4** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative McCreery offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 2005, Page 1, Enacting Clause, Line 3, by deleting "enumerated in each section" and inserting in lieu thereof the following:

"described herein"; and

Further amend said bill, said page, Enacting Clause, Line 5, by inserting immediately after said line the following:

"**PART 1**

Section 5.000. Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall invalidate all of the appropriations in this act of which said clarification of purpose is a part."; and

Further amend said bill, Page 27, Section 5.530, Line 7, by inserting immediately after said section the following:

"**PART 2**

Section 5.600. To the Office of Administration
In reference to Section 5.005 through and including Section 5.295 of Part 1 of this act:
No State expenditures authorized hereunder shall be for contracts or purchases from any business entity that has not provided a certification to the State that such business entity does not discriminate against or refuse to do business with any individuals based on such individuals' sexual orientation or gender identity."

Representative McCreery moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative McCreery:

AYES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Butler	Carpenter
Christofanelli	Ellebracht	Ellington	Engler	Franks Jr
Gray	Green	Hannegan	Hansen	Harris
Kendrick	Kidd	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Smith 85
Stephens 128	Stevens 46	Unsicker	Washington	Wessels

NOES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Bondon	Brown 57	Chipman	Conway 104	Cookson
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Pogue
Redmon	Reiboldt	Remole	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Black	Brattin	Brown 94	Burnett	Burns
Conway 10	Cross	Curtis	DeGroot	Franklin
Higdon	Lauer	Marshall	McCann Beatty	Miller
Newman	Nichols	Peters	Phillips	Plocher
Rehder	Reisch	Rhoads	Shull 16	Walker 74

VACANCIES: 001

HCS HB 2005, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Anders	Basye	Bernskoetter	Bondon
Brown 27	Engler	Evans	Francis	Gannon
Harris	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Lant	Lichtenegger	Morris 140	Morse 151
Phillips	Pogue	Reiboldt	Reisch	Remole
Shull 16	Taylor	Walsh	White	Wilson

NOES: 000

PRESENT: 072

Adams	Anderson	Arthur	Austin	Barnes 60
Barnes 28	Black	Chipman	Conway 10	Conway 104
Corlew	Cornejo	Cross	Dinkins	Dohrman
Eggleston	Fitzpatrick	Franks Jr	Frederick	Gregory
Grier	Haahr	Haefner	Hansen	Hill
Houghton	Houx	Johnson	Kendrick	Kidd
Knight	Kolkmeyer	Lavender	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Messenger	Miller	Mitten
Pfautsch	Pike	Plocher	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake

Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Trent	Vescovo	Walker 3
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 060

Andrews	Bahr	Bangert	Baringer	Beard
Beck	Berry	Brattin	Brown 57	Brown 94
Burnett	Burns	Butler	Carpenter	Christofanelli
Cookson	Curtis	Curtman	Davis	DeGroot
Dogan	Ellebracht	Ellington	Fitzwater	Fraker
Franklin	Gray	Green	Hannegan	Helms
Higdon	Korman	Lauer	Marshall	May
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pierson Jr	Pietzman	Quade	Razer	Redmon
Rehder	Roeber	Rowland 29	Smith 85	Stephens 128
Unsicker	Walker 74	Washington	Wessels	Wiemann

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2006, as amended, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2006, Page 25, Section 6.600, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill, Page 26, Section 6.605, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.610, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.615, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.620, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.625, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill, Page 27, Section 6.630, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill, page and section, Line 6, by deleting "4,762,703" and inserting "6,480,511"; and

Further amend said bill and page, Section 6.635, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.640, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.645, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill and page, Section 6.650, Line 4, by inserting after the word "divisions" the following:

"and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department"; and

Further amend said bill, Page 28, Section 6.651, Line 2, by inserting after the word "advertising" the following:

"in sports venues not hosted by the department"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 2** was adopted.

Representative Lavender offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2006, Page 25, Section 6.335, Line 10, by deleting "From Petroleum Inspection Fund (0662)" and inserting "From Petroleum Storage Tank Insurance Fund (0585)"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Lavender, **House Amendment No. 3** was adopted.

Representative Pogue offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2006, Page 28, Section 6.710, Line 1, by inserting after said section the following new section:

"Section 6.715. To the Department of Conservation
In reference to section 6.600 through and including section 6.651 of Part I of this act:
No funds shall be spent to purchase land in any county where more than 10% of the land mass is already under state and federal government ownership"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Pogue moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

HCS HB 2006, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Fitzwater offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2007, Page 10, Section 7.145, Line 15, by deleting "5,000,000" and inserting "4,750,000"; and

Further amend said bill, Page 11, Section 7.150, Line 6, by deleting "15,984,261" and inserting "15,734,261"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

Representative Fitzwater offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2002, Page 3, Section 2.026, Line 9, by inserting immediately after said section the following new sections:

"Section 2.027. To the Department of Elementary and Secondary Education
Funds are to be transferred out of the State Treasury to the STEM Career Awareness Program Fund
From General Revenue Fund (0101).....250,000

Section 2.028. To the Department of Elementary and Secondary Education
For the STEM Career Awareness Program pursuant to House Bill 1623 (2018)
From STEM Career Awareness Program Fund.....250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzwater, **House Amendment No. 6** was adopted.

HCS HB 2002, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Pierson Jr offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2007, Page 2, Section 7.015, Line 68, by deleting said line and Line 69; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Pierson Jr, **House Amendment No. 3** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

Representative Pierson Jr offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by deleting "3,844,011,921" and inserting "3,844,111,921"; and

Further amend said page, said section, Line 15, by deleting "500,000" and inserting "600,000"; and

Further amend said page, said section, Line 16, by deleting "2,284,250,202" and inserting "2,284,350,202"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Pierson Jr, **House Amendment No. 7** was adopted.

HCS HB 2002, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

HCS HB 2007, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Hill offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2008, Page 3, Section 8.020, Line 4, by inserting after the word "forces" the following:

", provided that any advisory group shall be staffed by chief law enforcement personnel from either a police or sheriff's agency, or the Superintendent of the Missouri State Highway Patrol or his or her commissioned designee"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Hill, **House Amendment No. 5** was adopted.

Representative Walker (74) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2008, Page 20, Section 8.305, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Ross resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Walker (74) moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

HCS HB 2008, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Conway (104) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2009, Page 4, Section 9.060, Line 7, by deleting "724,909" and inserting "674,909"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 3** was adopted.

Representative Conway (104) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2009, Page 5, Section 9.075, Line 8, by deleting "22,225,825" and inserting "22,275,825"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 4** was adopted.

Representative Ellington offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2009, Page 2, Section 9.015, Line 6, by deleting "1,999,999" and inserting "1,799,999"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ellington, **House Amendment No. 5** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Ellington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2007, Page 9, Section 7.115, Line 4, by deleting "within any city not within a county"; and

Further amend said bill, said page, said section, Line 8 by deleting "100,000" and inserting "300,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ellington, **House Amendment No. 4** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Merideth (80) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2009, Page 1, Enacting Clause, Line 3, by deleting "enumerated in each section" and inserting in lieu thereof the following:

"described herein"; and

Further amend said bill, said page, Enacting Clause, Line 5, by inserting immediately after said line the following:

"**PART 1**

Section 9.000. Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall invalidate all of the appropriations in this act of which said clarification of purpose is a part."; and

Further amend said bill, Page 14, Section 9.270, Line 1, by inserting immediately after said section the following:

"**PART 2**

Section 9.300. To the Department of Corrections
In reference to all sections in Part 1 of this act:
No funds from these sections shall be paid to any entity that engages in medical procedures that end human life."

Representative Merideth (80) moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Curtis offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2009, Page 1, Section 9.005, Line 9, by deleting "83,678" and inserting "83,676"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

HCS HB 2009, as amended, was laid over.

HCS HB 2010, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2010, Page 15, Section 10.225, Line 31, by deleting the word "in" immediately following the word within; and

Further amend said bill, Page 39, Section 10.710, Line 5, by deleting "3,096,545" and inserting "2,086,539"; and

Further amend said bill, Page 47, Section 10.900, Line 7, by deleting "746,036" and inserting "741,416"; and

Further amend said bill, said page, said section, Line 27, by deleting "30,700" and inserting "4,620"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2010, Page 39, Section 10.710, Line 24, by deleting "82,817,213" and inserting "83,827,219"; and

Further amend said bill, Page 47, Section 10.900, Line 26, by deleting "253,711" and inserting "284,411"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Fitzpatrick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2010, Page 45, Section 10.815, Line 3, by deleting the word "grants," and inserting "grants to be distributed to the Area Agency on Aging, provided that ten percent (10%) flexibility is allowed between these services and meal services, and further"; and

Further amend said bill, said page, said section, Line 14, by deleting the word "and" and inserting ", provided that ten percent (10%) flexibility is allowed between these services and grant services, and further"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted.

Representative Haefner offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2010, Page 8, Section 10.110, Line 75, by deleting "3,000,000" and inserting "2,625,740"; and

Further amend said bill, said page, said section, Line 78, by deleting "1,653,020" and inserting "1,379,189"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Haefner, **House Amendment No. 4** was adopted.

HCS HB 2010, as amended, was laid over.

HCS HB 2011, relating to appropriations for the Department of Social Services, was taken up by Representative Fitzpatrick.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2011, Page 31, Section 11.505, Line 41, by deleting "886,606" and inserting "1,534,697"; and

Further amend said bill, said page, said section, Line 42, by deleting "1,661,332" and inserting "2,875,732"; and

Further amend said bill, said page, said section, Line 42, by inserting immediately thereafter the following:

"From Federal Reimbursement Allowance Fund (0142).....226,373"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

HCS HB 2011, as amended, was laid over.

HCS HB 2010, as amended, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was again taken up by Representative Fitzpatrick.

Representative Dogan offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2010, Page 39, Section 10.710, Line 19, by inserting immediately thereafter the following:

"For the purpose of Epilepsy Education
From Department of Health - Donated Fund (0658)……$50,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Dogan, **House Amendment No. 5** was adopted.

Representative Ross offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2010, Page 1, Section 10.000, Line 13, by inserting immediately thereafter the following:

"Part 3 of this act shall consist of guidance to the Department of Mental Health and the Department of Health and Senior Services in implementing the appropriations found in Part 1 and Part 2 of this act."; and

Further amend said bill, Page 40, Section 10.720, Line 7 through and including Line 11, by deleting said lines and inserting in lieu thereof the following:

"be paid, granted to, or expended to directly or indirectly fund procedures or administrative functions of an abortion facility or an abortion as defined in Section 188.015, RSMo, or abortion services as defined in Section 170.015, RSMo. An otherwise qualified organization shall not be"; and

Further amend said bill, Page 49, Section 10.1010, Line 5, by inserting immediately thereafter the following:

"PART 3

Section 10.1100. To the Department of Mental Health and the Department of Health and Senior Services
In reference to all sections in Part 1 and Part 2 of this act:
No funds shall be expended to any abortion facility as defined in Section 188.015, RSMo, or any affiliate or associate thereof."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 6** was adopted by the following vote, the ayes and noes having been demanded by Representative Morgan:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Ellington	Franks Jr	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Razer	Roberts	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 001

Green

ABSENT WITH LEAVE: 029

Beard	Brattin	Brown 94	Burns	Conway 10
Cookson	Cornejo	Cross	Curtis	DeGroot
Gray	Haahr	Hansen	Higdon	Houx
Lauer	Marshall	Miller	Muntzel	Neely
Newman	Nichols	Peters	Rehder	Rhoads
Runions	Schroer	Smith 85	Walker 74	

VACANCIES: 001

Representative Lavender offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2010, Page 44, Section 10.806, Line 4, by deleting "at a rate not to exceed sixty percent (60%) of the average monthly Medicaid cost of nursing facility care"; and

Further amend said bill, said page, said section, Line 8, by inserting immediately thereafter the following:

"From Department of Mental Health Federal Fund (0148).……..……..……..…5,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 053

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Carpenter
Cookson	Corlew	Curtis	Davis	Ellebracht
Ellington	Franks Jr	Green	Harris	Helms
Kelley 127	Kendrick	Kidd	Lavender	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morris 140
Morse 151	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Roden	Rone	Rowland 29
Ruth	Stephens 128	Stevens 46	Unsicker	Walker 3
Washington	Wessels	White		

NOES: 081

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Black	Bondon
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Dinkins	Dohrman	Eggleston	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	Messenger	Moon	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Reiboldt	Reisch	Remole
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 028

Beard	Berry	Brattin	Brown 57	Brown 94
Burns	Butler	Conway 10	Cross	DeGroot
Dogan	Engler	Evans	Gray	Higdon
Houx	Lauer	Marshall	Miller	Muntzel
Newman	Nichols	Peters	Rehder	Rhoads
Runions	Smith 85	Walker 74		

VACANCIES: 001

Representative Taylor assumed the Chair.

Representative Arthur offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2010, Page 49, Section 10.1010, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson resumed the Chair.

Representative Arthur moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Stephens 128
Stevens 46	Unsicker	Washington		

NOES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wilson	Wood
Mr. Speaker				

PRESENT: 001

Kidd

ABSENT WITH LEAVE: 032

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Conway 10	Cookson	Cross	DeGroot
Dogan	Engler	Evans	Gray	Higdon
Houx	Knight	Lauer	Marshall	Miller
Muntzel	Newman	Nichols	Peters	Plocher
Rehder	Rhoads	Runions	Smith 85	Walker 74
Wessels	Wiemann			

VACANCIES: 001

Representative Lavender offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2010, Page 42, Section 10.735, Line 12, by inserting immediately thereafter the following:

"10.737. To the Department of Health and Senior Services
For the Division of Community and Public Health
For the purpose of funding the Missouri Area Health Education Centers (AHEC) programming and responsibilities under Section 191.980.4 RSMo.

From Department of Health - Donated Fund (0658).....$500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Black	Brown 27	Burnett
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Helms	Kendrick
Kidd	Lavender	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Stevens 46	Unsicker
Washington				

NOES: 082

Alferman	Anderson	Andrews	Austin	Basye
Bernskoetter	Bondon	Chipman	Conway 104	Cornejo
Curtman	Davis	Dinkins	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141

Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	Messenger	Moon
Morris 140	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 039

Bahr	Barnes 60	Beard	Berry	Brattin
Brown 57	Brown 94	Burns	Christofanelli	Conway 10
Cookson	Corlew	Cross	DeGroot	Dogan
Evans	Gray	Haahr	Higdon	Houx
Kelley 127	Knight	Lauer	Marshall	Meredith 71
Miller	Muntzel	Newman	Nichols	Peters
Plocher	Rehder	Rhoads	Rowland 29	Runions
Smith 85	Walker 74	Wessels	Wiemann	

VACANCIES: 001

HCS HB 2010, as amended, was laid over.

HCS HB 2011, as amended, relating to appropriations for the Department of Social Services, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2011, Page 11, Section 11.155, Line 4, by deleting the words "up to $10,000,000" and inserting in lieu thereof the following:

"ten percent (10%), up to $7,750,000,"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Wood offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2011, Page 10, Section 11.130, Line 4, by inserting immediately thereafter the following:

", provided that the Department of Social Services, whenever it calculates a new estimated rate or rates for the Blind Pension and/or supplemental payments to blind persons for the upcoming fiscal year, shall transmit the new estimated rate or rates, as well as the accompanying assumptions and calculations used to create the new

estimated rate or rates, to the following organizations: Missouri Council for the Blind, National Federation of the Blind of Missouri, and the State Rehabilitation Council"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Wood, **House Amendment No. 3** was adopted.

Representative Ross offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2011, Page 1, Section 11.000, Line 13, by inserting immediately thereafter the following:

"Part 3 of this act shall consist of guidance to the Department of Social Services in implementing the appropriations found in Part 1 and Part 2 of this act."; and

Further amend said bill, Page 39, Section 11.720, Line 4, by inserting immediately thereafter the following:

"PART 3

Section 11.800. To the Department of Social Services
In reference to all sections in Part 1 and Part 2 of this act:
No funds shall be expended to any abortion facility as defined in Section 188.015, RSMo, or any affiliate or associate thereof."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Morgan:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Moon	Morris 140	Morse 151	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 030

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Franks Jr	Green	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Quade
Razer	Roberts	Stevens 46	Unsicker	Washington

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Brattin	Brown 94	Burns
Conway 10	Cookson	Cross	Curtis	DeGroot
Evans	Gray	Higdon	Houx	Lauer
Marshall	Miller	Muntzel	Newman	Nichols
Peters	Phillips	Pierson Jr	Rehder	Runions
Smith 85	Walker 74	Wessels		

VACANCIES: 001

Representative Lavender offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2011, Page 25, Section 11.436, Line 5, by deleting said line; and

Further amend said bill, said page, said section, Line 6, by deleting said line; and

Further amend said bill, said page, said section, Line 7, by inserting immediately thereafter the following:

"From Title XIX - Federal Fund (0163).....12,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Schroer raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Lavender moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 051

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Corlew	Davis	Dinkins	Ellebracht
Ellington	Franks Jr	Green	Harris	Helms

Kendrick	Kidd	Lavender	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morris 140
Morse 151	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Rone	Rowland 29	Ruth
Shull 16	Sommer	Stevens 46	Unsicker	Washington
White				

NOES: 080

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Chipman	Conway 104	Cornejo	Curtman	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Messenger	Moon	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Schroer
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Christofanelli	Conway 10	Cookson	Cross
Curtis	DeGroot	Evans	Gray	Haahr
Higdon	Houx	Lauer	Marshall	Miller
Muntzel	Newman	Nichols	Peters	Rehder
Runions	Shaul 113	Smith 85	Swan	Walker 74
Wessels				

VACANCIES: 001

Representative Lavender offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2011, Page 28, Section 11.470, Line 17, by inserting immediately thereafter the following:

"For nursing facility rate rebasing
From Nursing Facility Quality of Care Fund (0271).....3,000,000
From Title XIX - Federal Fund (0163).....5,621,433"; and

Further amend said bill, Page 38, Section 11.710, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lavender:

AYES: 055

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 28	Beck	Brown 27	Burnett
Butler	Carpenter	Cookson	Corlew	Curtis
Curtman	Davis	Ellebracht	Ellington	Franks Jr
Green	Grier	Harris	Helms	Kelley 127
Kendrick	Kidd	Lavender	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Morris 140	Morse 151
Mosley	Pierson Jr	Quade	Razer	Remole
Revis	Roberts	Rowland 29	Ruth	Schroer
Stevens 46	Tate	Unsicker	Washington	White

NOES: 078

Alferman	Anderson	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Bondon	Chipman
Cornejo	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haefner
Hannegan	Hansen	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	McGaugh	Messenger	Moon
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Christofanelli	Conway 10	Conway 104	Cross
DeGroot	Evans	Gray	Haahr	Higdon
Houx	Lauer	Marshall	Miller	Muntzel
Newman	Nichols	Peters	Rehder	Runions
Smith 85	Swan	Walker 74	Wessels	

VACANCIES: 001

Representative Lavender offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2011, Page 11, Section 11.155, Line 8, by inserting immediately thereafter the following:

"For the Low-Income Weatherization Assistance Program (LIWAP) administered by the Department of Energy within the Department of Economic Development, in addition to any other appropriations made for this purpose elsewhere in this section
From Energy Futures Fund (0935).....1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Lavender, **House Amendment No. 7** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 100

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Beck
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Cookson	Corlew
Curtis	Davis	Dinkins	Dohrman	Ellebracht
Engler	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Justus	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Neely	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Revis	Roberts	Roden	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wilson	Wood	Mr. Speaker

NOES: 030

Basye	Bernskoetter	Cornejo	Curtman	Dogan
Eggleston	Fitzwater	Grier	Hill	Houghton
Hurst	Johnson	Kelly 141	Mathews	Moon
Phillips	Pietzman	Pogue	Reisch	Remole
Rhoads	Roeber	Ross	Schroer	Smith 163
Spencer	Stacy	Taylor	Trent	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Bahr	Barnes 60	Beard	Berry
Brattin	Brown 94	Burns	Christofanelli	Conway 10
Conway 104	Cross	DeGroot	Ellington	Evans
Gray	Haahr	Higdon	Houx	Kelley 127
Lauer	Marshall	Miller	Muntzel	Newman
Nichols	Peters	Rehder	Runions	Smith 85
Walker 74	Wessels			

VACANCIES: 001

HCS HB 2011, as amended, was laid over.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was taken up by Representative Fitzpatrick.

Representative Kendrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2012, Page 3, Section 12.080, Line 3, by deleting "5,000,001" and inserting "4,000,001"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Austin assumed the Chair.

Representative Kendrick moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Adams offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2012, Page 1, Section 12.005, Line 3, by deleting "2,566,997" and inserting "2,466,997"; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson resumed the Chair.

Representative Adams moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Curtis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2012, Page 16, Section 12.505, Line 5, by deleting "1,500,000" and inserting "1,350,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Curtis moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

HCS HB 2012 was laid over.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was taken up by Representative Fitzpatrick.

HCS HB 2013 was laid over.

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2001** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2001** was ordered perfected and printed.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2002, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2002, as amended**, was ordered perfected and printed.

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2003, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2003, as amended**, was ordered perfected and printed.

HCS HB 2004, as amended, relating to appropriations for the Department of Revenue and the Department of Transportation, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2004, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2004, as amended**, was ordered perfected and printed.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2005, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2005, as amended**, was ordered perfected and printed.

HCS HB 2006, as amended, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was ordered perfected and printed.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2007, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2007, as amended**, was ordered perfected and printed.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2008, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2008, as amended**, was ordered perfected and printed.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2009, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2009, as amended**, was ordered perfected and printed.

HCS HB 2010, as amended, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2010, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2010, as amended**, was ordered perfected and printed.

HCS HB 2011, as amended, relating to appropriations for the Department of Social Services, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2011, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2011, as amended**, was ordered perfected and printed.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2012** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2012** was ordered perfected and printed.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2013** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2013** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 2339 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 592 - Elections and Elected Officials

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2452**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Knight, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2607**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 96**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Dogan and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2172**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (1): Hill

Absent (2): Barnes (60) and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2456**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (2): Barnes (60) and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (0)

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1291, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1531, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Alferman, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan and Wood

Noes (1): Morgan

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was returned **HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Arthur and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2580**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Arthur and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2263**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Kidd, Peters, Pogue, Rhoads and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Kidd, Peters, Pogue, Rhoads and Sommer

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2434**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (4): Cornejo, Haahr, Mitten and Rehder

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2681**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (1): Brattin

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HRB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1431**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1432**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2115**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2453**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 28, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 29, 2018, 9:30 AM, South Gallery.
Executive session will be held: HCB 17
Executive session may be held on any matter referred to the committee.

BUDGET
Wednesday, April 4, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1977, HB 2213, HB 2480
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 20, HB 2499
Executive session may be held on any matter referred to the committee.
Changed time from 8:00 a.m. to 9:00 a.m.
CORRECTED

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986
Executive session will be held: HCB 20, HB 2632
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: HCB 18
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS
Wednesday, March 28, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SCS SB 592, HB 2358
Executive session may be held on any matter referred to the committee.
Added HB 2358.
AMENDED

FISCAL REVIEW
Thursday, March 29, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HCS HB 2339
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354
Executive session will be held: HCB 15, SCS SB 718
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT
Thursday, March 29, 2018, 8:30 AM, SCR 2.
Executive session may be held on any matter referred to the committee.
Presentation, questions and answers by Tim Decker, Director of Children's Division.

LOCAL GOVERNMENT
Wednesday, March 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HCB 23
Executive session will be held: HB 2712, HCB 23, HB 1236
Executive session may be held on any matter referred to the committee.
HB 1236 added for executive session.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, March 28, 2018, 12:30 PM, House Hearing Room 6.
Public hearing will be held: HB 2090, HB 2451
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), South Gallery.
Executive session will be held: HCS SS SCS SB 775, HCS HB 1410, HB 1936, HB 2334, HCS HB 2351, HCS HB 2364, HB 2562
Executive session may be held on any matter referred to the committee.
Adding HB 2562.
AMENDED

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: SS SCS SB 586
Executive session will be held: HB 2567
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2669
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 2552
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, March 28, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2425, HR 5612, HB 2522
Executive session will be held: HR 5237, HB 2460, HB 2403, HB 2564
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, March 29, 2018, 8:00 AM, Room B22, 201 West Capitol Avenue, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2496, HJR 84, HJR 96, HJR 97, HCB 14
Executive session will be held: HJR 84, HJR 96, HJR 97, HB 2656, HB 2689, HB 2545, HB 2594, HCB 14
Executive session may be held on any matter referred to the committee.
AMENDED

UTILITIES
Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2342
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 2666, HB 2673
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FIFTH DAY, WEDNESDAY, MARCH 28, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)

HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339, (Fiscal Review 3/27/18) - Lynch
HB 1266 - Lichtenegger

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465 - Cookson
SS SCS HB 1838 - Bernskoetter
SS HB 1504 - Reiboldt

SS HB 1531, as amended - DeGroot
SS SCS HB 1291, as amended - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FIFTH DAY, WEDNESDAY, MARCH 28, 2018

The House met pursuant to adjournment.

Representative Wiemann in the Chair.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brown 27	Burns	Davis	Dogan
Engler	Fraker	Francis	Hannegan	Harris
Hurst	Kelley 127	Kelly 141	Lant	Lauer
Lichtenegger	Miller	Phillips	Pogue	Rehder
Reisch	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 058

Adams	Anderson	Andrews	Austin	Bahr
Baringer	Beck	Brown 57	Conway 10	Corlew
Cross	Dinkins	Eggleston	Evans	Fitzpatrick
Fitzwater	Franks Jr	Frederick	Gray	Gregory
Grier	Haahr	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Knight
Kolkmeyer	Lavender	Lynch	Marshall	Mathews
McCreery	McGaugh	Messenger	Pfautsch	Pike
Rhoads	Roberts	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Swan	Tate	Trent	Vescovo	Walker 3
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 074

Alferman	Anders	Arthur	Bangert	Barnes 28
Beard	Brattin	Brown 94	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Curtis	Curtman	DeGroot	Dohrman
Ellebracht	Ellington	Franklin	Gannon	Green
Haefner	Hansen	Henderson	Justus	Kidd
Korman	Love	Matthiesen	May	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley

Muntzel	Neely	Newman	Nichols	Peters
Pierson Jr	Pietzman	Plocher	Quade	Razer
Redmon	Reiboldt	Remole	Revis	Roden
Roeber	Rone	Ross	Runions	Shull 16
Smith 85	Spencer	Stephens 128	Stevens 46	Unsicker
Walker 74	Washington	Wessels	Mr. Speaker	

VACANCIES: 001

Prayer by Representative Lindell Shumake.

Psalms 67:5-6

Let us pray.

The Psalmist said, *Let the people praise thee, O God; let all the people praise thee. Then shall the earth yield her increase; and God, even our own God, shall bless us.*

We come before You today, Lord, to ask Your blessings of peace and prosperity upon the entire state of Missouri. We ask this peace and prosperity for our great cities of St. Louis, Columbia, Kansas City, Springfield, Joplin, and St. Joseph. Lord, please remember the rural regions of the Great Northwest, the Southwest, the Southeast, the Central and Northeast regions.

As we give You praise, Lord, we ask that You bless the forthcoming planting season. We acknowledge our dependence on You, Lord, to have a safe and abundant season for our great rural economy. We ask Your divine favor also, for the manufacturing service sectors of our economy. Your blessings be upon all Missourians. Please give wisdom, Lord, to this body and our colleagues in the Senate. Please remember all of our statewide elected officials, the Missouri Supreme Court, and all those in authority in the federal government, and our military at home and abroad.

Give us grace as we enter into the business of the day. As we give praise to You, may we increase with the increase of God.

In Jesus' name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Katie Hardman and Khloe Hardman.

The Journal of the forty-fourth day was approved as printed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Bondon	Brown 27	Brown 57	Burnett	Burns
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner

Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	May
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morse 151	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Stacy	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 041

Bangert	Berry	Black	Brattin	Brown 94
Butler	Carpenter	Chipman	Cornejo	Curtis
Curtman	Dogan	Ellington	Evans	Franklin
Green	Hansen	Korman	Lichtenegger	Matthiesen
McCann Beatty	McGee	Morris 140	Mosley	Muntzel
Neely	Newman	Nichols	Peters	Pietzman
Reiboldt	Roden	Roeber	Smith 85	Smith 163
Sommer	Spencer	Stephens 128	Stevens 46	Washington
Mr. Speaker				

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Evans offered House Resolution No. 6104.

PERFECTION OF HOUSE BILLS

HB 1795, relating to the state personnel law, was placed on the Informal Calendar.

Speaker Pro Tem Haahr assumed the Chair.

HB 1633, relating to convictions of included offenses, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HB 1633** was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1633, Page 2, Section 556.046, Lines 25-28, by deleting said lines and inserting in lieu thereof the following:

"**[**~~3. The court shall be obligated to instruct the jury with respect to a particular included offense only if there is a basis in the evidence for acquitting the person of the immediately higher included offense and there is a basis in the evidence for convicting the person of that particular included offense.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

On motion of Representative Corlew, **HB 1633, as amended**, was ordered perfected and printed.

HCS#2 HB 1973, relating to agricultural stormwater discharge, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS#2 HB 1973** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"644.016. When used in sections 644.006 to 644.141 and in standards, rules and regulations promulgated pursuant to sections 644.006 to 644.141, the following words and phrases mean:

(1) "Aquaculture facility", a hatchery, fish farm, or other facility used for the production of aquatic animals that is required to have a permit pursuant to the federal Clean Water Act, as amended, 33 U.S.C. Section 1251, et seq.;

(2) "Commission", the clean water commission of the state of Missouri created in section 644.021;

(3) "Conference, conciliation and persuasion", a process of verbal or written communications consisting of meetings, reports, correspondence or telephone conferences between authorized representatives of the department and the alleged violator. The process shall, at a minimum, consist of one offer to meet with the alleged violator tendered by the department. During any such meeting, the department and the alleged violator shall negotiate in good faith to eliminate the alleged violation and shall attempt to agree upon a plan to achieve compliance;

(4) "Department", the department of natural resources;

(5) "Director", the director of the department of natural resources;

(6) "Discharge", the causing or permitting of one or more water contaminants to enter the waters of the state;

(7) "Effluent control regulations", limitations on the discharge of water contaminants;

(8) "General permit", a permit written with a standard group of conditions and with applicability intended for a designated category of water contaminant sources that have the same or similar operations, discharges and geographical locations, and that require the same or similar monitoring, and that would be more appropriately controlled pursuant to a general permit rather than pursuant to a site-specific permit;

(9) "General permit template", a draft general permit that is being developed through a public participation process;

(10) "Human sewage", human excreta and wastewater, including bath and toilet waste, residential laundry waste, residential kitchen waste, and other similar waste from household or establishment appurtenances;

(11) "Income" includes retirement benefits, consultant fees, and stock dividends;

(12) "Minor violation", a violation which possesses a small potential to harm the environment or human health or cause pollution, was not knowingly committed, and is not defined by the United States Environmental Protection Agency as other than minor;

(13) "Permit by rule", a permit granted by rule, not by a paper certificate, and conditioned by the permit holder's compliance with commission rules;

(14) "Permit holders or applicants for a permit" shall not include officials or employees who work full time for any department or agency of the state of Missouri;

(15) "Person", any individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision, or any agency, board, department, or bureau of the state or federal government, or any other legal entity whatever which is recognized by law as the subject of rights and duties;

(16) "Point source", any discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, or vessel or other floating craft, from which pollutants are or may be discharged. Point source does not include agricultural storm water discharges and return flows from irrigated agriculture;

(17) "Pollution", such contamination or other alteration of the physical, chemical or biological properties of any waters of the state, including change in temperature, taste, color, turbidity, or odor of the waters, or such discharge of any liquid, gaseous, solid, radioactive, or other substance into any waters of the state as will or is reasonably certain to create a nuisance or render such waters harmful, detrimental or injurious to public health, safety or welfare, or to domestic, industrial, agricultural, recreational, or other legitimate beneficial uses, or to wild animals, birds, fish or other aquatic life;

(18) "Pretreatment regulations", limitations on the introduction of pollutants or water contaminants into publicly owned treatment works or facilities which the commission determines are not susceptible to treatment by such works or facilities or which would interfere with their operation, except that wastes as determined compatible for treatment pursuant to any federal water pollution control act or guidelines shall be limited or treated pursuant to this chapter only as required by such act or guidelines;

(19) "Residential housing development", any land which is divided or proposed to be divided into three or more lots, whether contiguous or not, for the purpose of sale or lease as part of a common promotional plan for residential housing;

(20) "Sewer system", pipelines or conduits, pumping stations, and force mains, and all other structures, devices, appurtenances and facilities used for collecting or conducting wastes to an ultimate point for treatment or handling;

(21) "Significant portion of his or her income" shall mean ten percent of gross personal income for a calendar year, except that it shall mean fifty percent of gross personal income for a calendar year if the recipient is over sixty years of age, and is receiving such portion pursuant to retirement, pension, or similar arrangement;

(22) "Site-specific permit", a permit written for discharges emitted from a single water contaminant source and containing specific conditions, monitoring requirements and effluent limits to control such discharges;

(23) "Treatment facilities", any method, process, or equipment which removes, reduces, or renders less obnoxious water contaminants released from any source;

(24) "Water contaminant", any particulate matter or solid matter or liquid or any gas or vapor or any combination thereof, **[**~~or any temperature change~~**]** which is in or enters any waters of the state either directly or indirectly by surface runoff, by sewer, by subsurface seepage or otherwise, which causes or would cause pollution upon entering waters of the state, or which violates or exceeds any of the standards, regulations or limitations set forth in sections 644.006 to 644.141 or any federal water pollution control act, or is included in the definition of pollutant in such federal act;

(25) "Water contaminant source", the point or points of discharge from a single tract of property on which is located any installation, operation or condition which includes any point source defined in sections 644.006 to 644.141 and nonpoint source pursuant to any federal water pollution control act, which causes or permits a water contaminant therefrom to enter waters of the state either directly or indirectly;

(26) "Water quality standards", specified concentrations and durations of water contaminants which reflect the relationship of the intensity and composition of water contaminants to potential undesirable effects;

(27) "Waters of the state", all waters within the jurisdiction of this state, including all rivers, streams, lakes and other bodies of surface and subsurface water lying within or forming a part of the boundaries of the state which are not entirely confined and located completely upon lands owned, leased or otherwise controlled by a single person or by two or more persons jointly or as tenants in common."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section 644.059, Line 5, by inserting after the word "**flows**" the following:

"**are reasonably certain to cause pollution of any water of the state or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Ellebracht	Franks Jr	Gray	Green
Kendrick	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

NOES: 096

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Roeber	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 028

Austin	Barnes 60	Brown 94	Butler	Chipman
Cookson	Curtis	Dohrman	Ellington	Haefner
Hannegan	Kidd	Korman	Lauer	Muntzel
Newman	Nichols	Peters	Phillips	Pietzman
Rehder	Rhoads	Roden	Ross	Schroer
Stacy	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Houghton offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section 644.059, Line 7, by deleting the words "**fish, or other aquatic life**" and inserting in lieu thereof the words "**or fish**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 3** was adopted.

On motion of Representative Wiemann, **HCS#2 HB 1973, as amended**, was adopted.

On motion of Representative Wiemann, **HCS#2 HB 1973, as amended**, was ordered perfected and printed.

HCS HBs 2337 & 2272, relating to insurance companies, was taken up by Representative Stephens (128).

On motion of Representative Stephens (128), the title of **HCS HBs 2337 & 2272** was agreed to.

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was adopted.

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was ordered perfected and printed.

Representative Taylor assumed the Chair.

HCS HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements, was taken up by Representative Rowland (155).

Representative McGee suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 039

Anders	Barnes 28	Basye	Bernskoetter	Berry
Bondon	Brattin	Brown 27	Cross	Curtman
DeGroot	Engler	Fraker	Gannon	Hansen
Harris	Henderson	Hurst	Kelley 127	Kelly 141
Korman	Lichtenegger	Marshall	May	McGaugh
Messenger	Morris 140	Morse 151	Pfautsch	Pogue
Redmon	Rehder	Reiboldt	Remole	Roeber
Rone	Taylor	Walsh	White	

NOES: 001

Smith 85

PRESENT: 079

Anderson	Andrews	Bahr	Baringer	Beck
Black	Brown 57	Carpenter	Christofanelli	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Helms
Higdon	Hill	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeyer	Lant	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McGee
Meredith 71	Miller	Mitten	Moon	Morgan
Mosley	Pierson Jr	Pike	Plocher	Quade
Reisch	Revis	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Walker 3	Washington
Wessels	Wiemann	Wilson	Wood	

ABSENT WITH LEAVE: 043

Adams	Alferman	Arthur	Austin	Bangert
Barnes 60	Beard	Brown 94	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Curtis	Ellington	Franks Jr	Hannegan	Justus
Kidd	Lauer	Lavender	McCreery	McDaniel
Merideth 80	Muntzel	Neely	Newman	Nichols
Peters	Phillips	Pietzman	Razer	Rhoads
Rowland 29	Smith 163	Sommer	Spencer	Unsicker
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 001

On motion of Representative Rowland (155), the title of **HCS HB 1574** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1574, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent assistant physicians**, full-time equivalent licensed physician assistants, or full-time equivalent advanced practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements **or supervision agreements** of hospital employees providing inpatient care service in hospitals employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating

physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."

Further amend said bill, Page 4, Section 334.104, Lines 123 to 125, by deleting said lines and inserting in lieu thereof the following:

"8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination**"; and

Further amend said bill, Page 10, Section 334.735, Lines 161 and 162, by deleting said lines and inserting in lieu thereof the following:

"**physician** for more than **[**~~three~~**] six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof.** This limitation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Ross offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1574, Page 2, Section 344.104, Line 43, by deleting all of said line and inserting in lieu thereof the following:

"year for **certified community behavioral health clinics as defined by P.L. 113-93 and** rural health clinics as defined by P.L. 95-210, as long as the collaborative practice"; and

Further amend said bill, page and section, Line 45, by deleting all of said line and inserting in lieu thereof the following:

"exception to geographic proximity shall apply only to **certified community behavioral health clinics,** independent rural health clinics, provider-"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Corlew	Cornejo	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Carpenter
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 033

Austin	Barnes 60	Bernskoetter	Brown 94	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Curtis	Curtman	DeGroot	Ellebracht	Fraker
Hannegan	Kidd	Lauer	Love	Marshall
McDaniel	Muntzel	Newman	Nichols	Peters
Phillips	Rhoads	Rone	Runions	Smith 163
Sommer	Walker 74	Mr. Speaker		

VACANCIES: 001

On motion of Representative Ross, **House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Haahr
Haefner	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Neely	Pfautsch	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Meredith 71	Mitten
Morgan	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 041

Austin	Barnes 60	Bernskoetter	Brown 27	Brown 94
Burns	Butler	Carpenter	Chipman	Conway 10
Conway 104	Cookson	Curtis	Dogan	Ellebracht
Engler	Gannon	Grier	Hannegan	Higdon
Kidd	Lauer	Love	Marshall	May
McDaniel	Merideth 80	Miller	Muntzel	Newman
Nichols	Peters	Phillips	Razer	Rhoads
Rone	Runions	Smith 163	Walker 74	Wiemann
Mr. Speaker				

VACANCIES: 001

On motion of Representative Rowland (155), **HCS HB 1574, as amended**, was adopted.

On motion of Representative Rowland (155), **HCS HB 1574, as amended**, was ordered perfected and printed.

HB 1832, relating to the credit user protection law, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1832**, relating to merchandising practices, was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1832, Page 1, Section A, Line 3, by inserting after all of said line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall keep a register containing a written or electronic record for each purchase or trade in which each type of **[**~~metal~~**] material** subject to the provisions of this section is obtained for value. There shall be a separate record for each transaction involving any:

(1) Copper, brass, or bronze;

(2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;

(3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal; **[**~~or~~**]**

(4) Catalytic converter**; or**

(5) Motor vehicle, heavy equipment, or tractor battery.

2. The record required by this section shall contain the following data:

(1) A copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof to the person from whom the material is obtained;

(2) The current address, gender, birth date, and a photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;

(3) The date, time, and place of the transaction;

(4) The license plate number of the vehicle used by the seller during the transaction;

(5) A full description of the **[**~~metal~~**] material**, including the weight and purchase price.

3. The records required under this section shall be maintained for a minimum of twenty-four months from when such material is obtained and shall be available for inspection by any law enforcement officer.

4. Anyone convicted of violating this section shall be guilty of a class B misdemeanor.

5. This section shall not apply to any of the following transactions:

(1) Any transaction for which the total amount paid for all regulated **[**~~scrap metal~~**] material** purchased or sold does not exceed fifty dollars, unless the **[**~~scrap metal~~**] material** is a catalytic converter;

(2) Any transaction for which the seller, including a farm or farmer, has an existing business relationship with the scrap metal dealer and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business; or

(3) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except for equipment used in the generation and transmission of electrical power or telecommunications."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Haefner	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Lant	Love	Lynch	Matthiesen	McGaugh
Messenger	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 032

Adams	Anders	Bangert	Baringer	Brown 27
Burnett	Carpenter	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Smith 85	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 043

Arthur	Austin	Bahr	Barnes 60	Barnes 28
Beck	Bernskoetter	Brown 94	Burns	Butler
Chipman	Conway 10	Cookson	Curtis	Curtman
Ellebracht	Grier	Hannegan	Higdon	Kidd
Kolkmeyer	Korman	Lauer	Lichtenegger	Marshall
Mathews	May	McDaniel	Merideth 80	Miller
Muntzel	Newman	Nichols	Peters	Phillips
Pietzman	Plocher	Rhoads	Rowland 155	Runions
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 001

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1832, Page 4, Section 407.436, Line 12, by inserting immediately after all of said section and line the following:

"407.1500. 1. As used in this section, the following terms mean:

(1) "Breach of security" or "breach", unauthorized access to and unauthorized acquisition of personal information maintained in computerized form by a person that compromises the security, confidentiality, or integrity of the personal information. Good faith acquisition of personal information by a person or that person's employee or agent for a legitimate purpose of that person is not a breach of security, provided that the personal information is not used in violation of applicable law or in a manner that harms or poses an actual threat to the security, confidentiality, or integrity of the personal information;

(2) "Consumer", an individual who is a resident of this state;

(3) "Consumer reporting agency", the same as defined by the federal Fair Credit Reporting Act, 15 U.S.C. Section 1681a;

(4) "Encryption", the use of an algorithmic process to transform data into a form in which the data is rendered unreadable or unusable without the use of a confidential process or key;

(5) "Health insurance information", an individual's health insurance policy number or subscriber identification number, any unique identifier used by a health insurer to identify the individual;

(6) "Medical information", any information regarding an individual's medical history, mental or physical condition, or medical treatment or diagnosis by a health care professional;

(7) "Owns or licenses" includes, but is not limited to, personal information that a business retains as part of the internal customer account of the business or for the purpose of using the information in transactions with the person to whom the information relates;

(8) "Person", any individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, governmental agency, governmental instrumentality, public corporation, or any other legal or commercial entity;

(9) "Personal information", an individual's first name or first initial and last name in combination with any one or more of the following data elements that relate to the individual if any of the data elements are not encrypted, redacted, or otherwise altered by any method or technology in such a manner that the name or data elements are unreadable or unusable:

(a) Social Security number;

(b) Driver's license number or other unique identification number created or collected by a government body;

(c) Financial account number, credit card number, or debit card number in combination with any required security code, access code, or password that would permit access to an individual's financial account;

(d) Unique electronic identifier or routing code, in combination with any required security code, access code, or password that would permit access to an individual's financial account;

(e) Medical information; or

(f) Health insurance information.

"Personal information" does not include information that is lawfully obtained from publicly available sources, or from federal, state, or local government records lawfully made available to the general public;

(10) "Redacted", altered or truncated such that no more than five digits of a Social Security number or the last four digits of a driver's license number, state identification card number, or account number is accessible as part of the personal information.

2. (1) Any person that owns or licenses personal information of residents of Missouri or any person that conducts business in Missouri that owns or licenses personal information in any form of a resident of Missouri shall provide notice to the affected consumer that there has been a breach of security following discovery or notification of the breach. The disclosure notification shall be:

(a) Made **[**~~without unreasonable delay~~**] within thirty days of the discovery or notification of the breach**;

(b) Consistent with the legitimate needs of law enforcement, as provided in this section; and

(c) Consistent with any measures necessary to determine sufficient contact information and to determine the scope of the breach and restore the reasonable integrity, security, and confidentiality of the data system.

(2) Any person that maintains or possesses records or data containing personal information of residents of Missouri that the person does not own or license, or any person that conducts business in Missouri that maintains or possesses records or data containing personal information of a resident of Missouri that the person does not own or license, shall notify the owner or licensee of the information of any breach of security immediately following discovery of the breach, consistent with the legitimate needs of law enforcement as provided in this section.

(3) The notice required by this section may be delayed if a law enforcement agency informs the person that notification may impede a criminal investigation or jeopardize national or homeland security, provided that such request by law enforcement is made in writing or the person documents such request contemporaneously in writing,

including the name of the law enforcement officer making the request and the officer's law enforcement agency engaged in the investigation. The notice required by this section shall be provided **[**~~without unreasonable delay~~**]** **within thirty days** after the law enforcement agency communicates to the person its determination that notice will no longer impede the investigation or jeopardize national or homeland security.

(4) The notice shall at minimum include a description of the following:

(a) The incident in general terms;

(b) The type of personal information that was obtained as a result of the breach of security;

(c) A telephone number that the affected consumer may call for further information and assistance, if one exists;

(d) Contact information for consumer reporting agencies;

(e) Advice that directs the affected consumer to remain vigilant by reviewing account statements and monitoring free credit reports.

(5) Notwithstanding subdivisions (1) and (2) of this subsection, notification is not required if, after an appropriate investigation by the person or after consultation with the relevant federal, state, or local agencies responsible for law enforcement, the person determines that a risk of identity theft or other fraud to any consumer is not reasonably likely to occur as a result of the breach. Such a determination shall be documented in writing and the documentation shall be maintained for five years.

(6) For purposes of this section, notice to affected consumers shall be provided by one of the following methods:

(a) Written notice;

(b) Electronic notice for those consumers for whom the person has a valid email address and who have agreed to receive communications electronically, if the notice provided is consistent with the provisions of 15 U.S.C. Section 7001 regarding electronic records and signatures for notices legally required to be in writing;

(c) Telephonic notice, if such contact is made directly with the affected consumers; or

(d) Substitute notice, if:

a. The person demonstrates that the cost of providing notice would exceed one hundred thousand dollars; or

b. The class of affected consumers to be notified exceeds one hundred fifty thousand; or

c. The person does not have sufficient contact information or consent to satisfy paragraphs (a), (b), or (c) of this subdivision, for only those affected consumers without sufficient contact information or consent; or

d. The person is unable to identify particular affected consumers, for only those unidentifiable consumers.

(7) Substitute notice under paragraph (d) of subdivision (6) of this subsection shall consist of all the following:

(a) Email notice when the person has an electronic mail address for the affected consumer;

(b) Conspicuous posting of the notice or a link to the notice on the internet website of the person if the person maintains an internet website; and

(c) Notification to major statewide media.

(8) In the event a person provides notice to more than one thousand consumers at one time pursuant to this section, the person shall notify, without unreasonable delay, the attorney general's office and all consumer reporting agencies that compile and maintain files on consumers on a nationwide basis, as defined in 15 U.S.C. Section 1681a(p), of the timing, distribution, and content of the notice.

3. (1) A person that maintains its own notice procedures as part of an information security policy for the treatment of personal information, and whose procedures are otherwise consistent with the timing requirements of this section, is deemed to be in compliance with the notice requirements of this section if the person notifies affected consumers in accordance with its policies in the event of a breach of security of the system.

(2) A person that is regulated by state or federal law and that maintains procedures for a breach of the security of the system pursuant to the laws, rules, regulations, guidances, or guidelines established by its primary or functional state or federal regulator is deemed to be in compliance with this section if the person notifies affected consumers in accordance with the maintained procedures when a breach occurs.

(3) A financial institution that is:

(a) Subject to and in compliance with the Federal Interagency Guidance Response Programs for Unauthorized Access to Customer Information and Customer Notice, issued on March 29, 2005, by the board of governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of the Comptroller of the Currency, and the Office of Thrift Supervision, and any revisions, additions, or substitutions relating to said interagency guidance; or

(b) Subject to and in compliance with the National Credit Union Administration regulations in 12 CFR Part 748; or

(c) Subject to and in compliance with the provisions of Title V of the Gramm-Leach-Bliley Financial Modernization Act of 1999, 15 U.S.C. Sections 6801 to 6809;

shall be deemed to be in compliance with this section.

4. The attorney general shall have exclusive authority to bring an action to obtain actual damages for a willful and knowing violation of this section and may seek a civil penalty not to exceed one hundred fifty thousand dollars per breach of the security of the system or series of breaches of a similar nature that are discovered in a single investigation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	

NOES: 029

Adams	Anders	Bangert	Barnes 28	Brown 27
Burnett	Carpenter	Ellington	Harris	Kendrick
Lavender	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 039

Arthur	Austin	Baringer	Barnes 60	Beck
Brown 94	Burns	Butler	Chipman	Conway 10
Cookson	Curtis	Ellebracht	Franks Jr	Gray
Green	Grier	Hannegan	Kidd	Lauer

Mathews	May	McDaniel	Miller	Muntzel
Newman	Nichols	Peters	Phillips	Pietzman
Plocher	Rhoads	Rone	Runions	Smith 85
Walker 74	Washington	Wiemann	Mr. Speaker	

VACANCIES: 001

On motion of Representative Stacy, **House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Bondon	Brattin	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Haefner	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Marshall	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Rehder	Reiboldt	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Ellington
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Meredith 71	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 043

Alferman	Arthur	Austin	Barnes 60	Black
Brown 57	Brown 94	Burns	Butler	Chipman
Conway 10	Cookson	Curtis	Ellebracht	Franks Jr
Gray	Green	Grier	Hannegan	Kidd
Lauer	Lichtenegger	Mathews	Matthiesen	May
McDaniel	McGee	Merideth 80	Miller	Muntzel

Newman	Nichols	Peters	Phillips	Pietzman
Plocher	Redmon	Reisch	Rhoads	Runions
Shull 16	Walker 74	Mr. Speaker		

VACANCIES: 001

On motion of Representative Cornejo, **HB 1832, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

HCS HB 2140, relating to public contracts for purchasing supplies, was placed back on the House Bills for Perfection Calendar.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism, was placed back on the House Bills for Perfection Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1667, relating to child custody arrangements, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HCS HB 1667** was agreed to.

On motion of Representative Swan, **HCS HB 1667** was adopted.

On motion of Representative Swan, **HCS HB 1667** was ordered perfected and printed.

HCS HB 1368, relating to the Missouri returning heroes education act, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCS HB 1368** was agreed to.

Representative Basye offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1368, Page 2, Section 173.900, Line 31, by deleting the word "before" and inserting in lieu thereof the words "**[**~~before~~**] after**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 1** was adopted.

On motion of Representative Basye, **HCS HB 1368, as amended**, was adopted.

On motion of Representative Basye, **HCS HB 1368, as amended**, was ordered perfected and printed.

HB 2183, relating to streamlining hospital regulations, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 2183**, relating to licensure of healthcare facilities, was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2183, Page 1, Section 197.052, Line 4, by inserting after all of said section and line the following:

"197.305. As used in sections 197.300 to 197.366, the following terms mean:

(1) "Affected persons", the person proposing the development of a new institutional health service, the public to be served, and health care facilities within the service area in which the proposed new health care service is to be developed;

(2) "Agency", the certificate of need program of the Missouri department of health and senior services;

(3) "Capital expenditure", an expenditure by or on behalf of a health care facility which, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance;

(4) "Certificate of need", a written certificate issued by the committee setting forth the committee's affirmative finding that a proposed project sufficiently satisfies the criteria prescribed for such projects by sections 197.300 to 197.366;

(5) "Develop", to undertake those activities which on their completion will result in the offering of a new institutional health service or the incurring of a financial obligation in relation to the offering of such a service;

(6) "Expenditure minimum" shall mean:

(a) For beds in existing or proposed health care facilities licensed pursuant to chapter 198 and long-term care beds in a hospital as described in subdivision (3) of subsection 1 of section 198.012, six hundred thousand dollars in the case of capital expenditures, or four hundred thousand dollars in the case of major medical equipment, provided, however, that prior to January 1, 2003, the expenditure minimum for beds in such a facility and long-term care beds in a hospital described in section 198.012 shall be zero, subject to the provisions of subsection 7 of section 197.318;

(b) For beds or equipment in a long-term care hospital meeting the requirements described in 42 CFR, Section 412.23(e), the expenditure minimum shall be zero; and

(c) For health care facilities, new institutional health services or beds not described in paragraph (a) or (b) of this subdivision one million dollars in the case of capital expenditures, excluding major medical equipment, and one million dollars in the case of medical equipment;

(7) "Health service area", a geographic region appropriate for the effective planning and development of health services, determined on the basis of factors including population and the availability of resources, consisting of a population of not less than five hundred thousand or more than three million;

(8) "Major medical equipment", medical equipment used for the provision of medical and other health services;

(9) "New institutional health service":

(a) The development of a new health care facility costing in excess of the applicable expenditure minimum;

(b) The acquisition, including acquisition by lease, of any health care facility, or major medical equipment costing in excess of the expenditure minimum;

(c) Any capital expenditure by or on behalf of a health care facility in excess of the expenditure minimum;

(d) Predevelopment activities as defined in subdivision (12) hereof costing in excess of one hundred fifty thousand dollars;

(e) Any change in licensed bed capacity of a health care facility **licensed under chapter 198** which increases the total number of beds by more than ten or more than ten percent of total bed capacity, whichever is less, over a two-year period**, provided that any such health care facility seeking a nonapplicability review for an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such review only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters**;

(f) Health services, excluding home health services, which are offered in a health care facility and which were not offered on a regular basis in such health care facility within the twelve-month period prior to the time such services would be offered;

(g) A reallocation by an existing health care facility of licensed beds among major types of service or reallocation of licensed beds from one physical facility or site to another by more than ten beds or more than ten percent of total licensed bed capacity, whichever is less, over a two-year period;

(10) "Nonsubstantive projects", projects which do not involve the addition, replacement, modernization or conversion of beds or the provision of a new health service but which include a capital expenditure which exceeds the expenditure minimum and are due to an act of God or a normal consequence of maintaining health care services, facility or equipment;

(11) "Person", any individual, trust, estate, partnership, corporation, including associations and joint stock companies, state or political subdivision or instrumentality thereof, including a municipal corporation;

(12) "Predevelopment activities", expenditures for architectural designs, plans, working drawings and specifications, and any arrangement or commitment made for financing; but excluding submission of an application for a certificate of need."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Bondon, **HB 2183, as amended**, was ordered perfected and printed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, **SS SCS HB 1465** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx

Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Bahr	Berry	Brown 94	Butler
Corlew	Curtis	Ellington	Green	Hill
Kelly 141	Korman	Matthiesen	Mitten	Newman
Nichols	Peters	Plocher	Rehder	Rhoads
Roden	Smith 85	Spencer		

VACANCIES: 001

On motion of Representative Cookson, **SS SCS HB 1465** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike

Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Bahr	Berry	Brown 94	Butler
Corlew	Curtis	Green	Haahr	Hill
Kelly 141	Korman	Matthiesen	Mitten	Newman
Nichols	Peters	Plocher	Rehder	Rhoads
Roden	Smith 85	Spencer		

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS SCS HB 1838, to authorize the conveyance of certain state properties, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **SS SCS HB 1838** was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Ellington	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Arthur	Berry	Brown 94	Butler	Corlew
Curtis	Green	Haahr	Matthiesen	McDaniel
Newman	Nichols	Peters	Plocher	Roden
Smith 85	Spencer	Wessels	White	

VACANCIES: 001

On motion of Representative Bernskoetter, **SS SCS HB 1838** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Ellington	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Berry	Brown 57	Brown 94	Butler
Corlew	Curtis	Curtman	Engler	Evans
Green	Matthiesen	Newman	Nichols	Peters
Plocher	Reisch	Roden	Shull 16	Smith 85
Stephens 128				

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **SS HB 1504** was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Arthur	Barnes 60	Berry	Brown 94	Butler
Curtis	Green	Haahr	Hansen	Matthiesen
McCann Beatty	Messenger	Newman	Nichols	Peters
Plocher	Reisch	Roden	Rone	Shull 16
Smith 85				

VACANCIES: 001

On motion of Representative Reiboldt, **SS HB 1504** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Mitten	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Marshall	Meredith 71	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Berry	Brown 94	Butler
Curtis	Green	Haahr	Matthiesen	McCann Beatty
Morgan	Newman	Nichols	Peters	Plocher
Reisch	Roden	Rowland 155	Smith 85	Walker 74

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS HB 1531, as amended, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **SS HB 1531, as amended**, was adopted by the following vote:

AYES: 112

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McDaniel	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 034

Adams	Anders	Baringer	Beck	Brown 27
Burnett	Burns	Carpenter	Conway 10	Ellington
Franks Jr	Gray	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Pogue
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 016

Arthur	Barnes 60	Barnes 28	Berry	Brown 94
Butler	Curtis	Green	Matthiesen	McCann Beatty
Newman	Nichols	Peters	Plocher	Roden
Smith 85				

VACANCIES: 001

On motion of Representative DeGroot, **SS HB 1531, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McDaniel	McGaugh
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 034

Adams	Anders	Baringer	Beck	Brown 27
Burnett	Burns	Carpenter	Conway 10	Ellington
Franks Jr	Gray	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Pogue
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 60	Barnes 28	Berry	Brown 94
Butler	Cookson	Curtis	Green	Haefner
Kelley 127	Matthiesen	McCann Beatty	Newman	Nichols
Peters	Roden	Smith 85		

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS SCS HB 1291, as amended, relating to political subdivisions, was taken up by Representative Henderson.

Representative Henderson moved that the House refuse to adopt **SS SCS HB 1291, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2216, relating to the regulation of water resources, was taken up by Representative Brattin.

On motion of Representative Brattin, **HCS HB 2216** was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Black	Brattin	Brown 57	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 021

Adams	Bangert	Barnes 28	Beck	Brown 27
Ellebracht	Ellington	Franks Jr	Gray	Lauer
Merideth 80	Mitten	Mosley	Pierson Jr	Pogue
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Berry	Bondon	Brown 94
Butler	Cookson	Curtis	DeGroot	Green
Matthiesen	May	Newman	Nichols	Peters
Rhoads	Roden	Smith 85	Walker 74	Wood

VACANCIES: 001

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

PERFECTION OF HOUSE BILLS

HB 2039, relating to the Missouri Route 66 centennial commission, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HB 2039** was agreed to.

On motion of Representative Fraker, **HB 2039** was ordered perfected and printed.

HB 1516, relating to chiropractic services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HB 1516** was agreed to.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1516, Page 2, Section 208.152, Lines 44 to 47, by deleting all of said lines and inserting in lieu thereof the following:

"**(7) Up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1516, Page 1, Line 3, by inserting after the word "**for**" the phrase "**medically necessary**"; and

Further amend said amendment and page, Line 4, by deleting the phrase "**and treatments of**" and inserting in lieu thereof the phrase "**of chronic and acute**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1516, Page 2, Section 208.152, Line 44, by deleting the word "**Services**" and inserting in lieu thereof the words "**Subject to appropriation, services**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Eggleston offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1516, Page 2, Section 208.152, Line 47, by inserting after the number "**208.151**" the following, "**. The provisions of this subdivision shall be subject to the provisions of subsection 2 of this section**"; and

Further amend said bill, Page 7, Section 208.152, Line 211, by deleting all of said line and inserting in lieu thereof the following:

"2. **The director of the MO HealthNet division shall, no later than December 31, 2021, conduct an analysis of the fiscal impact of implementing subdivision (7) of subsection 1 of this section. The analysis, shall compare all medicaid recipients medical costs, only for recipients who receive services from a chiropractor, covered by MO HealthNet from fiscal year 2015 through fiscal year 2017 as compared to fiscal year 2019 through fiscal year 2021. The analysis may also factor in other variables that may arise which affect the cost of the program in general that are not specific to chiropractic care. The director of the MO HealthNet division shall provide a one time report to the general assembly describing in detail the results of the analysis including all relevant data used in determining whether or not these chiropractic services are cost effective and if funding for such services should continue. If the analysis reveals an increase in cost to MO HealthNet as a result of the enactment of subdivision (7) of subsection 1 of this section, the provisions of such subdivision shall expire. The director of the MO HealthNet division shall notify the revisor of statutes if the provisions of subdivision (7) of subsection 1 of this section have expired.**

3. Additional benefit payments for medical assistance shall be made on behalf of those"; and

Further amend said section by renumbering accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, **HB 1516, as amended**, was ordered perfected and printed.

HB 1257, relating to hiring preference for veterans, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 1257** was agreed to.

On motion of Representative Schroer, **HB 1257** was ordered perfected and printed.

HCS HB 2105, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2105** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2105, Page 16, Section 334.036, Line 65, by inserting immediately after said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural

health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician shall not enter into a collaborative practice arrangement with more than three full-time equivalent assistant physicians. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009 **or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."; and

Further amend said bill and page, Section 334.074, Lines 1 to 3, by removing all of said section and lines from the bill; and

Further amend said bill, Pages 18 and 19, Section 630.880, Lines 1 to 9, by removing all of said section and lines from the bill; and

Further amend said bill, Page 19, Section B, Line 4, by deleting the words "334.074, 630.875, and 630.880" and inserting in lieu thereof the words "and 630.875"; and

Further amend said bill, page and section, Line 8, by deleting the words "334.074, 630.875, and 630.880" and inserting in lieu thereof the words "and 630.875"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 2105, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 2105, Page 13, Section 195.265, Line 25 by inserting immediately after said line the following:

"**195.650. 1. For the purposes of sections 195.650 to 195.665, the following terms shall mean:**

(1) "Controlled substance", the same meaning ascribed to it in section 195.010;

(2) "Department", the department of health and senior services;

(3) "Health care provider", the same meaning ascribed to it in section 376.1350;

(4) "Registry", the prescription abuse registry established under sections 195.650 to 195.665.

2. The department shall promulgate rules and regulations to implement the provisions of sections 195.650 to 195.665. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.655. 1. There is hereby established within the department of health and senior services a "Prescription Abuse Registry", which shall be available by January 1, 2020.

2. An individual who is eighteen years of age or older may request to be listed in the prescription abuse registry.

3. Information regarding individuals in the prescription abuse registry shall include, but not be limited to, the following:

(1) The individual's name;

(2) The individual's date of birth;

(3) The individual's Social Security number; and

(4) The method by which and the date on which the individual was reported to the department under subsection 2 of this section.

195.660. 1. Information contained in the prescription abuse registry shall be confidential and not subject to public disclosure under chapter 610 except as provided in subsection 3 of this section.

2. The department shall maintain procedures to ensure the privacy and confidentiality of personal information reported to, collected by, and maintained in the registry and to ensure such information is not disclosed except as provided in subsection 3 of this section.

3. The department shall establish procedures to enable health care providers to access the prescription abuse registry for the sole purpose of determining whether an individual is listed in the registry. A health care provider may submit a request to determine if an individual is listed in the registry by submitting the individual's name and date of birth or Social Security number. The health care provider shall receive a response that only confirms or denies the individual's listing in the registry. No health care provider shall have access to any other personal information contained in the registry.

4. No department, agency, instrumentality, political subdivision, or law enforcement agency of this state, including the bureau of narcotics and dangerous drugs, federal law enforcement agency, or individual other than a health care provider under the provisions of subsection 3 of this section shall have access to the prescription abuse registry.

195.665. 1. Individuals listed in the registry under subsection 2 of section 195.655 may submit a petition to the department to be removed from the registry after five years from the date such individual was placed in the registry. In order to be eligible for removal from the registry, a person shall execute and submit, in a manner acceptable to the department, an application for removal on a form provided by the department. Such application shall include:

(1) The person's full name and all aliases;

(2) The person's current home address, email address, and phone number;

(3) The person's Social Security number, when voluntarily provided in accordance with section 7 of the Privacy Act of 1974, or International Identification number;

(4) The person's date of birth and gender;

(5) A statement that the person wishes to be removed from the registry and accepts full responsibility for any adverse consequences which may result from removal;

(6) A photograph suitable for the department to use in identifying the person requesting removal from the registry; and

(7) Other information deemed necessary by the department.

The application shall be verified and reviewed as designated by the director of the department. Once an application for removal from the registry has been deemed complete and valid, the director shall file a notice of removal from the registry and shall provide a copy to the applicant via regular United States mail to the address provided. Should the director find an applicant does not qualify for removal from the registry, the director shall notify the applicant by regular United States mail to the address provided.

2. Any person who unlawfully and knowingly accesses or discloses, or a person authorized to have information in the prescription abuse registry under sections 195.650 to 195.665 who knowingly discloses such information in violation of sections 195.650 to 195.665 or knowingly uses such information in a manner and for a purpose in violation of sections 195.650 to 195.665 is guilty of a class E felony.

3. If a person unlawfully and knowingly accesses or discloses, or if a person authorized to have information in the prescription abuse registry under sections 195.650 to 195.665 knowingly discloses such information in violation of sections 195.650 to 195.665 or knowingly uses such information in a manner and for a purpose in violation of sections 195.650 to 195.665, the person whose information was disclosed shall have a cause of action to recover liquidated damages in the amount of two thousand five hundred dollars in addition to compensatory economic and noneconomic damages, attorney's fees, and court costs. If it is determined by a court of competent jurisdiction that such disclosure was done intentionally and maliciously, the person shall be entitled to punitive damages in addition to the damages above."; and

Further amend said bill, Page 16, Section 334.036, Line 65,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Barnes (60), **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Frederick, **House Amendment No. 1, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett

Burns	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 002

Bahr	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Arthur	Berry	Brown 94	Butler	Conway 10
Curtis	Dohrman	Ellebracht	Fitzpatrick	Higdon
Lichtenegger	Matthiesen	May	Moon	Newman
Nichols	Peters	Phillips	Rhoads	Smith 85
Walker 74	Wessels			

VACANCIES: 001

On motion of Representative Frederick, **HCS HB 2105, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2105, as amended**, was ordered perfected and printed.

HCS HB 2157, relating to the state technology modernization fund, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 2157** was agreed to.

HCS HB 2157 was placed on the Informal Calendar.

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1825 - Special Committee on Government Oversight
HB 2617 - Utilities

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was authorized **HCB 12**, relating to the protection of vulnerable persons, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (7): Cookson, Franklin, Gannon, Justus, Neely, Ruth and Stacy

Noes (4): Beck, Moon, Unsicker and Walker (74)

Absent (0)

Read the first time and copies ordered printed.

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2538**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Pierson Jr., Remole and Revis

Noes (0)

Absent (3): Engler, Phillips and Taylor

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1642**, begs leave to report it has examined the same and recommends that it **Do Not Pass** by the following vote:

Ayes (3): Hill, Lauer and Phillips

Noes (6): Baringer, Dogan, Franks Jr., Hannegan, McDaniel, Wessels

Absent (2): Barnes (60) and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2259**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (2): Barnes (60) and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Matthiesen, Morgan, Swan and Wood

Noes (0)

Absent (6): Bahr, Barnes (60), Burnett, Dogan, Roeber and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1847**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Matthiesen, Morgan, Swan and Wood

Noes (0)

Absent (6): Bahr, Barnes (60), Burnett, Dogan, Roeber and Spencer

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2232**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cornejo and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2527**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cornejo and Cross

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Corlew, Hurst, May, Reiboldt, Ruth and Tate

Noes (3): Burns, Korman and Runions

Absent (2): Cornejo and Kolkmeyer

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2638**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley, Schroer and Shull (16)

Noes (1): Roden

Absent (1): Rhoads

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 4878**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 58**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 64**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 61**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1290**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1378**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1915**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1937**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2234**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone and Shumake

Noes (0)

Absent (3): Brown (94), Shull (16) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2381**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2407**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2421**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 575** entitled:

An act to repeal section 354.603, RSMo, and to enact in lieu thereof one new section relating to the accreditation of managed care plans.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 672** entitled:

An act to repeal sections 210.115 and 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 704** entitled:

An act to repeal sections 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 94.900, 105.030, 115.124, 137.556, 162.441, 227.600, and 304.060, RSMo, and to enact in lieu thereof twenty-seven new sections relating to political subdivisions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 802** entitled:

An act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to nonprofit organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 846** entitled:

An act to repeal sections 337.020, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof eleven new sections relating to suicide prevention training for health care professionals.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 870** entitled:

An act to repeal sections 99.848, 100.050, 100.059, 135.090, 190.094, 190.100, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 191.630, and 353.110, RSMo, and to enact in lieu thereof thirty-four new sections relating to emergency medical services, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 953** entitled:

An act to repeal sections 195.015 and 195.017, RSMo, and to enact in lieu thereof two new sections relating to schedules of controlled substances.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 999 & 1000** entitled:

An act to amend chapter 227, RSMo, by adding thereto two new sections relating to the designation of memorial infrastructure.

In which the concurrence of the House is respectfully requested.

COMMITTEE APPOINTMENTS

March 28, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative David Gregory to the Rules - Legislative Oversight Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following member's presence was noted: Curtis.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 8:30 a.m., Thursday, March 29, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 29, 2018, 9:30 AM, House Hearing Room 5.
Executive session will be held: HCB 17
Executive session may be held on any matter referred to the committee.
CORRECTED

BUDGET
Wednesday, April 4, 2018, upon conclusion of morning session, House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563
Executive session may be held on any matter referred to the committee.
Hearing time changed.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986
Executive session will be held: HCB 20, HB 2632
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: HCB 18
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1466
Executive session will be held: HCR 77, HB 1438, SCS SB 629
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, March 29, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HCS HB 2339
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT
Thursday, March 29, 2018, 8:30 AM, SCR 2.
Executive session may be held on any matter referred to the committee.
Presentation, questions and answers by Tim Decker, Director of Children's Division.

JUDICIARY
Thursday, March 29, 2018, 12:00 PM or upon adjournment (whichever is later), South Gallery.
Executive session will be held: HB 1725, HB 2223, HB 2410, HB 2459
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Thursday, March 29, 2018, 1:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HCB 23
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, March 29, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: SS SCS SB 586
Executive session will be held: HB 2567
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo, portions of the meeting may be closed.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, March 29, 2018, 8:00 AM, Room B22, 201 West Capitol Avenue, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS
Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion on changes to the forms for AIM Zones.

HOUSE CALENDAR

FORTY-SIXTH DAY, THURSDAY, MARCH 29, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 12 - Franklin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans

HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 - Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick
HCS HB 2002 - Fitzpatrick
HCS HB 2003 - Fitzpatrick
HCS HB 2004 - Fitzpatrick
HCS HB 2005 - Fitzpatrick
HCS HB 2006 - Fitzpatrick
HCS HB 2007 - Fitzpatrick
HCS HB 2008 - Fitzpatrick
HCS HB 2009 - Fitzpatrick

HCS HB 2010 - Fitzpatrick
HCS HB 2011 - Fitzpatrick
HCS HB 2012 - Fitzpatrick
HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339, (Fiscal Review 3/27/18) - Lynch
HB 1266 - Lichtenegger

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

SENATE BILLS FOR SECOND READING

SB 575
SCS SB 672
SS SB 704
SS#2 SCS SB 802
SCS SB 846
SS SB 870
SCS SB 953
SCS SBs 999 & 1000

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1291, as amended (request Senate recede/grant conference) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SIXTH DAY, THURSDAY, MARCH 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

PRESENTATION OF RESOLUTIONS

Members of the House recognized veterans of the Vietnam Conflict and were presented resolutions in honor of Vietnam Veterans Day.

Representative Lynch assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Shumake assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Lynch	Marshall
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Pogue	Quade	Razer	Redmon	Rehder

Reiboldt	Remole	Revis	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Arthur	Bernskoetter	Brown 94	Butler	Carpenter
Curtis	Curtman	Gannon	Green	Hansen
Korman	Love	Matthiesen	McDaniel	Miller
Mitten	Mosley	Newman	Nichols	Peters
Plocher	Reisch	Rhoads	Roeber	Smith 85

VACANCIES: 001

Prayer by Representative Pat Conway.

Almighty Father, we ask this day that You bestow a special blessing upon all those who have served us in our military. We devoutly pray, in recognition of those who are to be honored this day, on Missouri's Vietnam Veterans Day. May their sacrifices never be forgotten! Let us ask Your blessing on those over 58,000 men and women, over 1,400 from Missouri alone, who gave their lives on behalf of their country. Pray too for their families, those parents who lost a child, those brothers and sisters that grew up without their loved ones, and especially for those children whose fathers were not there for their birthdays, graduations and weddings.

For those who are living, who have faced their challenges and their demons, we ask a special prayer. Give them peace in their days and new hope in the years to come.

Let us please remember as Legislators, much like lawmakers in those chaotic days of Vietnam, that in each of our decisions we must ask for Your guidance, that even the simplest choice can have unimagined repercussions.

As we and my fellow Vietnam veterans in the chamber recite the Pledge of Allegiance, let us all stand a little taller, let us speak a little louder, and may we reflect a little deeper, O Lord, on the multitude of blessings You have bestowed upon our nation.

May today give comfort to all who have served during the Vietnam conflict and bless those who have served the United States and this great state of Missouri.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by Representatives Shumake and Wessels.

SPECIAL RECOGNITION

Representative Andrews presented Representative Pat Conway with a resolution.

Representative Conway (10) assumed the Chair and addressed the House.

Speaker Richardson resumed the Chair.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Adam Harfst, Kyle Harfst, and Carilynn Harfst.

The Journal of the forty-fifth day was approved as printed.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 12, relating to the protection of vulnerable persons.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 575, relating to the accreditation of managed care plans.

SCS SB 672, relating to guardianships.

SS SB 704, relating to political subdivisions, with existing penalty provisions.

SS#2 SCS SB 802, relating to nonprofit organizations.

SCS SB 846, relating to suicide prevention training for health care professionals.

SS SB 870, relating to emergency medical services, with existing penalty provisions.

SCS SB 953, relating to schedules of controlled substances.

SCS SBs 999 & 1000, relating to the designation of memorial infrastructure.

MOTIONS

Representative Wiemann, having voted on the prevailing side, moved that the vote by which **HB 1516** was perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman

Christofanelli	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lavender	Lynch
Marshall	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Plocher	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Pogue	Quade

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Berry	Brown 94	Conway 10	Cookson
Cross	Curtis	Curtman	Engler	Evans
Grier	Higdon	Korman	Lauer	Lichtenegger
Love	Mathews	Matthiesen	McDaniel	Mitten
Newman	Nichols	Peters	Pietzman	Pike
Reiboldt	Roeber	Smith 85	Sommer	

VACANCIES: 001

Representative Fitzpatrick, having voted on the prevailing side, moved that the vote by which **House Amendment No. 2 to HB 1516** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon

Gray	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lavender	Lichtenegger	Marshall	Mathews
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 57	Brown 94	Curtis	Francis
Green	Grier	Haahr	Kelley 127	Korman
Lauer	Love	Lynch	Matthiesen	McDaniel
Mitten	Newman	Nichols	Peters	Pietzman
Roeber	Smith 85	Wessels		

VACANCIES: 001

House Amendment No. 2 was withdrawn.

Representative Wiemann, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1 to HB 1516** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lichtenegger	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 57	Brown 94	Conway 10
Curtis	Haahr	Korman	Lauer	Lavender
Love	Matthiesen	McDaniel	Mitten	Mosley
Newman	Nichols	Peters	Pietzman	Roeber
Smith 85	Walsh			

VACANCIES: 001

Representative Fitzpatrick offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1
for
House Amendment No. 1

AMEND House Bill No. 1516, Page 2, Section 208.152, Lines 44 to 47, by deleting all of said lines and inserting in lieu thereof the following:

"(7) **Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative Wiemann, **HB 1516, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2001, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2001** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Barnes 60	Brown 94	Curtis	Engler
Lauer	Love	McDaniel	Morse 151	Newman
Nichols	Peters	Pietzman	Smith 85	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2002** was read the third time and passed by the following vote:

AYES: 122

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Barnes 60	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	McGee	Merideth 80
Messenger	Miller	Morris 140	Morse 151	Muntzel
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Burns	Carpenter	Ellebracht	Ellington
Gray	Hurst	Lavender	Marshall	McCann Beatty
McCreery	Meredith 71	Mitten	Moon	Morgan
Mosley	Pogue	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Baringer	Brattin	Brown 94	Curtis
Neely	Newman	Nichols	Peters	Pietzman
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

HCS HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2003** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Barnes 60	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McDaniel	McGaugh	Messenger	Miller	Morris 140
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Arthur	Baringer	Barnes 28	Basye
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr

Gray	Green	Hurst	Lavender	Marshall
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Mosley	Pogue
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Cookson	Curtis	DeGroot
Morse 151	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2004** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Matthiesen	May	McDaniel
McGaugh	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
DeGroot	Ellebracht	Ellington	Franks Jr	Gray
Green	Hurst	Lavender	Marshall	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pogue	Quade
Revis	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Brown 57	Brown 94	Burns	Cookson
Curtis	Mathews	Newman	Nichols	Peters
Runions	Smith 85	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2005** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 034

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Cross
Ellebracht	Ellington	Franks Jr	Gray	Green
Lavender	Marshall	McCann Beatty	McCreery	Merideth 80
Mitten	Moon	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Brown 94	Burns	Cookson	Curtis
Justus	Mathews	Newman	Nichols	Peters
Runions	Smith 85	Walker 74	Wessels	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2006, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Speaker Richardson resumed the Chair.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was read the third time and passed by the following vote:

AYES: 123

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton

Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Matthiesen	May	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 024

Arthur	Barnes 28	Beck	Brown 27	Burnett
Carpenter	Ellebracht	Gray	Green	Hurst
Lavender	Marshall	McCann Beatty	McCreery	Mitten
Moon	Morgan	Mosley	Pogue	Revis
Roberts	Rowland 29	Stevens 46	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Brown 94	Burns	Cookson	Curtis
Mathews	McGee	Newman	Nichols	Peters
Runions	Smith 85	Stacy	Walker 74	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2007, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2007** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon

Gregory	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	McGee	Messenger
Miller	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pierson Jr	Pietzman	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Hannegan	Hurst	Lavender	Marshall	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Pogue	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Black	Brown 94	Burns	Cookson
Curtis	Dinkins	Grier	Kolkmeyer	Mathews
Neely	Newman	Nichols	Peters	Pike
Reisch	Rone	Runions	Smith 85	Stacy
Tate				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2008** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104

Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	May	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 028

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Butler	Carpenter	Ellebracht	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	McGee	Merideth 80	Morgan	Pogue
Revis	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Brown 94	Burns	Cookson	Curtis
Fitzwater	Gray	Mathews	Mitten	Mosley
Newman	Nichols	Peters	Runions	Schroer
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2009** was read the third time and passed by the following vote:

AYES: 118

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 030

Arthur	Barnes 28	Beck	Brown 27	Burnett
Carpenter	Ellebracht	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Pogue	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Brown 94	Burns	Cookson	Curtis
Gannon	Mathews	Newman	Nichols	Peters
Runions	Schroer	Smith 85	Stephens 128	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Haefner assumed the Chair.

On motion of Representative Fitzpatrick, **HCS HB 2010** was read the third time and passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McGaugh	Messenger	Miller	Moon	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 041

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Butler
Conway 10	Cross	Ellebracht	Ellington	Franks Jr
Gray	Kendrick	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Morris 140	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Burns	Carpenter	Cookson
Curtis	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Representative Haefner declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2011** was read the third time and passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
Marshall	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 60	Brattin	Brown 94	Burns
Carpenter	Cookson	Curtis	Ellebracht	Francis
McCann Beatty	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2012** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Butler	Cross	Ellebracht	Ellington
Franks Jr	Gray	Green	Lavender	Marshall
McCreery	McGee	Meredith 71	Merideth 80	Mitten

Morgan	Mosley	Pogue	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Brown 94	Burns	Carpenter
Conway 10	Cookson	Curtis	Francis	Haefner
Hill	McCann Beatty	Newman	Nichols	Peters
Runions	Smith 85	Stacy		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2013** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake

Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Ellington	Gray	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Barnes 60	Brown 94	Burns	Carpenter
Conway 10	Cookson	Curtis	Francis	McCann Beatty
Newman	Nichols	Peters	Runions	Smith 85

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 12 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1278 - Economic Development
HB 1448 - General Laws
HB 1452 - Crime Prevention and Public Safety
HB 1924 - General Laws
HB 2353 - Special Committee on Employment Security
HB 2367 - Health and Mental Health Policy
HB 2574 - Local Government
HB 2603 - Rules - Administrative Oversight
HB 2612 - Insurance Policy
HB 2624 - Crime Prevention and Public Safety
HB 2660 - Pensions
HB 2670 - Professional Registration and Licensing
HB 2672 - Special Committee on Employment Security
HB 2717 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 547 - Agriculture Policy
SCS SB 574 - General Laws
SS SCS SB 600 - General Laws
SB 660 - Health and Mental Health Policy
SB 757 - Transportation
SB 768 - Ways and Means
SCS SB 787 - Agriculture Policy
SB 793 - Judiciary
SB 806 - Judiciary
SCS SB 814 - Transportation
SB 818 - Budget
SB 840 - Health and Mental Health Policy
SB 871 - General Laws
SCS SB 892 - Pensions
SB 909 - General Laws

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was authorized **HCB 17**, relating to agriculture education, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (8): Eggleston, Houghton, Hurst, Kelly (141), Knight, Love, Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (2): Bernskoetter and Morse (151)

Read the first time and copies ordered printed.

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was authorized **HCB 20**, relating to corrections, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (5): Hansen, Henderson, Morse (151), Remole and Roden

Noes (2): Conway (104) and Mosley

Absent (3): Franks Jr., Higdon and Nichols

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2499**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (1): Mosley

Absent (3): Franks Jr., Higdon and Nichols

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2549**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Mosley and Roden

Noes (0)

Absent (4): Franks Jr., Higdon, Nichols and Remole

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2632**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (1): Mosley

Absent (3): Franks Jr., Higdon and Nichols

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was authorized **HCB 18**, relating to tax credits, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (12): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (1): Knight

Read the first time and copies ordered printed.

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Marshall, McGaugh, Revis, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (3): Alferman, Conway (10) and Higdon

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Unsicker and Wiemann

Noes (0)

Absent (5): Haefner, Morris (140), Swan, Wessels and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2284**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Cornejo and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2523** and **HB 2524**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Cornejo and Cross

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was authorized **HCB 15**, relating to opioids, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (1): Smith (163)

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2354**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (3): Arthur, Pfautsch and Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Pfautsch and Smith (163)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was authorized **HCB 23**, relating to political subdivisions, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Hannegan

Read the first time and copies ordered printed.

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Carpenter, Helms, Mathews, McGee, Neely, Ross and Walker (74)

Noes (0)

Absent (4): Franklin, Grier, Sommer and White

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SCS SB 826**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Helms, Mathews, McGee, Neely, Ross, Sommer and Walker (74)

Noes (0)

Absent (3): Franklin, Grier and White

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 2567**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Higdon, Kidd, Lichtenegger, Meredith (71), Roden and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, Green and McDaniel

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 2552**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Andrews, Burnett, Green, Harris, McGee, Pietzman and Wilson

Noes (0)

Absent (5): Cross, Gregory, Henderson, Kelley (127) and Stephens (128)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 5237**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2403**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2460**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (5): Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2564**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was authorized **HCB 14**, relating to the designation of state highways, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (8): Burns, Corlew, Hurst, Kolkmeyer, Korman, Reiboldt, Ruth and Tate

Noes (2): Cornejo and Runions

Absent (1): May

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2092**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (2): Cornejo and Hurst

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2545**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2594**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Korman

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2689**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Cornejo, Kolkmeyer, Korman, May, Reiboldt, Ruth and Tate

Noes (4): Burns, Corlew, Hurst and Runions

Absent (0)

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 87**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (2): Berry and DeGroot

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2666**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Henderson, Justus, Lant, Lauer, Pietzman, Revis and Roberts

Noes (0)

Absent (2): Hansen and Mosley

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2673**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Evans, Fitzwater, Henderson, Justus, Lant, Lauer and Pietzman

Noes (3): Mosley, Revis and Roberts

Absent (1): Hansen

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1410**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (3): Butler, Lavender and Shull (16)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2334**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2351**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2562**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2014**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 590** entitled:

An act to repeal sections 253.545, 253.550, 253.559, and 620.1900, RSMo, and to enact in lieu thereof four new sections relating to historic buildings, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 652** entitled:

An act to repeal sections 57.117 and 57.450, RSMo, and to enact in lieu thereof two new sections relating to county sheriffs.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 666** entitled:

An act to amend chapter 285, RSMo, by adding thereto ten new sections relating to the regulation of the tri-party employment relationship, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 693** entitled:

An act to repeal sections 475.050 and 475.075, RSMo, and to enact in lieu thereof two new sections relating to the appointment of a guardian or conservator for certain persons.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 782** entitled:

An act to repeal sections 260.262, 260.380, 260.475, 444.768, 444.772, 640.620, 644.054, and 644.057, RSMo, and to enact in lieu thereof eleven new sections relating to the department of natural resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 850** entitled:

An act to repeal sections 193.265, 210.145, 210.150, 210.152, 210.498, 453.015, 453.030, 453.080, 453.121, and 610.021, RSMo, and to enact in lieu thereof eleven new sections relating to records involving children.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 862** entitled:

An act to repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 884** entitled:

An act to repeal section 144.087, RSMo, and to enact in lieu thereof one new section relating to bonding requirements of retail sales licensees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 917** entitled:

An act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 919** entitled:

An act to repeal sections 302.170, 302.173, 302.174, and 302.720, RSMo, and to enact in lieu thereof four new sections relating to licenses to operate motor vehicles, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 981** entitled:

An act to repeal sections 287.127, 287.690, and 287.715, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 990** entitled:

An act to repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to the attachment of school districts to community college districts.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Curtis.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 11:00 a.m., Monday, April 2, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 4, 2018, Upon conclusion of morning session, House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563
Executive session may be held on any matter referred to the committee.
Hearing time changed.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

ECONOMIC DEVELOPMENT
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1466
Executive session will be held: HCR 77, HB 1438, SCS SB 629
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1315, HB 1826, HB 2494
Executive session will be held: HB 2332, HB 2555, SB 681
Executive session may be held on any matter referred to the committee.
Added HB 2494.
AMENDED

FISCAL REVIEW
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 3, 2018, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1882, HB 1993, HB 2131, HB 2370, HB 2413
Executive session will be held: HB 2158
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1891, HB 1331, HB 2636, HB 1255, SB 806, SB 793
Executive session will be held: HB 1399, HB 2262
Executive session may be held on any matter referred to the committee.
Witness testimony is limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 11
Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125, HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411, HCS HB 2506, HB 2538, SS SCS SB 592, SB 649
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 3.
Public hearing will be held: HCB 16
Executive session will be held: HCB 16, HB 1353, HCS HB 1356, HB 1590, HCS HB 1722, HCS HB 2397, HB 2409, HB 2460, HCS HBs 2523 & 2524, HB 2527
Executive session may be held on any matter referred to the committee.
If committee must reconvene to finish business, we will be in HR 5 upon adjournment.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1825
Executive session will be held: SCS SB 644, HCR 89
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: SS SB 608
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2425, HR 5612, HB 2522
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, April 2, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS
Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion on changes to the forms for AIM Zones.

TRANSPORTATION
Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.
Public hearing will be held: SB 757, SCS SB 814
Executive session will be held: HJR 84
Executive session may be held on any matter referred to the committee.
Transportation Committee will be from 8:30 - 9:00 AM.

VETERANS
Tuesday, April 3, 2018, 1:00 PM, House Hearing Room 3.
Public hearing will be held: HB 2466
Executive session will be held: HB 2466, HCR 88
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 2620

Executive session will be held: HB 2168
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-SEVENTH DAY, MONDAY, APRIL 2, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 14
HCB 15
HCB 17
HCB 18
HCB 20
HCB 23

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 - Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339 - Lynch
HB 1266 - Lichtenegger
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, E.C. - Frederick
HB 1516 - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 590
SS SCS SB 652
SS SB 666
SB 693
SS SCS SB 782
SB 850
SCS SB 862
SB 884
SCS SB 917
SB 919
SB 981
SCS SB 990

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1291, as amended (request Senate recede/grant conference) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SEVENTH DAY, MONDAY, APRIL 2, 2018

The House met pursuant to adjournment.

Representative Alferman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was led by Layla Alferman.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bills were read the second time:

HCB 14, relating to the designation of state highways.

HCB 15, relating to opioids.

HCB 17, relating to agriculture education.

HCB 18, relating to tax credits.

HCB 20, relating to corrections.

HCB 23, relating to political subdivisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SCS SB 590, relating to historic buildings, with an emergency clause.

SS SCS SB 652, relating to county sheriffs.

SS SB 666, relating to the regulation of the tri-party employment relationship, with penalty provisions.

SB 693, relating to the appointment of a guardian or conservator for certain persons.

SS SCS SB 782, relating to the department of natural resources.

SB 850, relating to records involving children.

SCS SB 862, relating to electrical contractors.

SB 884, relating to bonding requirements of retail sales licensees.

SCS SB 917, relating to coal ash.

SB 919, relating to licenses to operate motor vehicles, with existing penalty provisions.

SB 981, relating to workers' compensation, with an existing penalty provision.

SCS SB 990, relating to the attachment of school districts to community college districts.

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bills were referred to the Committee indicated:

HCB 14 - Rules - Administrative Oversight
HCB 15 - Rules - Administrative Oversight
HCB 17 - Rules - Legislative Oversight
HCB 18 - Rules - Legislative Oversight
HCB 20 - Rules - Legislative Oversight
HCB 23 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1368 - Fiscal Review
HB 1516 - Fiscal Review
HCS HB 2105 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1291, as amended**, and grants the House a conference thereon.

The following members' presence was noted: Alferman, Austin, Barnes (60), Beck, Brown (27), Eggleston, Fitzwater, Kelley (127), Kendrick, Lauer, Mitten, Phillips, Pierson Jr, Rhoads, Vescovo, Walker (3), and Wood.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 4:00 p.m., Tuesday, April 3, 2018.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 4, 2018, upon conclusion of morning session, House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563
Executive session may be held on any matter referred to the committee.
Hearing time changed.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

ECONOMIC DEVELOPMENT
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1466
Executive session will be held: HCR 77, HB 1438, SCS SB 629
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1315, HB 1826, HB 2494
Executive session will be held: HB 2332, HB 2555, SB 681
Executive session may be held on any matter referred to the committee.
Added HB 2494
AMENDED

FISCAL REVIEW
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 3, 2018, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1882, HB 1993, HB 2131, HB 2370, HB 2413
Executive session will be held: HB 2158
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1524, HB 2468, HB 2706, SB 660, SB 840
Executive session may be held on any matter referred to the committee.

JUDICIARY
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1891, HB 1331, HB 2636, HB 1255, SB 806, SB 793
Executive session will be held: HB 1399, HB 2262
Executive session may be held on any matter referred to the committee.
Witness testimony is limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 11
Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125, HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411, HCS HB 2506, HB 2538, SS SCS SB 592, SB 649
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 3.
Public hearing will be held: HCB 16
Executive session will be held: HCB 16, HB 1353, HCS HB 1356, HB 1590, HCS HB 1722, HCS HB 2397, HB 2409, HB 2460, HCS HBs 2523 & 2524, HB 2527
Executive session may be held on any matter referred to the committee.
If committee must reconvene to finish business, we will be in HR 5 upon adjournment.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, April 3, 2018, 1:45 PM, South Gallery.
Public hearing will be held: HB 2353, HB 2672
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1825
Executive session will be held: SCS SB 644, HCR 89
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: SS SB 608
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2425, HR 5612, HB 2522
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, April 3, 2018, 12:15 PM, 401 Monroe Street, Jefferson City, Missouri.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS
Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion on changes to the forms for AIM Zones.

TRANSPORTATION
Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.
Public hearing will be held: SB 757, SCS SB 814
Executive session will be held: HJR 84
Executive session may be held on any matter referred to the committee.
Transportation Committee will be from 8:30 to 9:00 AM

VETERANS
Tuesday, April 3, 2018, 1:00 PM, House Hearing Room 3.
Public hearing will be held: HB 2466
Executive session will be held: HB 2466, HCR 88
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 2620

Executive session will be held: HB 2168
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 3, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HCS HB 2540 - Haahr
HB 2562 - Austin
HCS HB 2247 - Roeber

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 – Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339 - Lynch
HB 1266 - Lichtenegger
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368, (Fiscal Review 4/2/18) - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 3, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let integrity and uprightness preserve me; for I wait on Thee. (Psalm 25:21)

O Glorious God, who has brought us to the beginning of a new week, grant that in all our ways we may always remember that You are with us. Help us to do our duties, to carry our responsibilities, and to make our decisions with sincerity of mind and genuineness of heart. Remove from us all pretense, deceit, and hypocrisy, and by Your spirit may we do what we believe to be right and good for the people we serve.

Fill our lives with love and the motivation for service that we may rise above the boundaries of class, color, creed and party to seek to support the many serious needs of all the wonderful people of this great state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Trenton Bernskoetter, Julia Bernskoetter, John Bernskoetter, Chase Castrop, Grace Bernskoetter, Kaylee Rose Nance, Hannah Brattin, Garrett Brattin, Mariah Brattin, Kayla Brattin, Rick Brattin III, Wyatt Bartholomew Korman, Grant Charles Korman, and Alice Catherine Korman.

The Journal of the forty-sixth day was approved as printed by the following vote:

AYES: 141

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141

Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Peters	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Adams	Brattin	Butler	Ellington	Franks Jr
Gray	Green	Hansen	Hill	Lavender
May	McCann Beatty	Neely	Newman	Nichols
Roeber	Rone	Smith 85	Spencer	Walker 74

VACANCIES: 002

The Journal of the forty-seventh day was approved as printed.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 2014** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 2014** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE REVISION BILLS

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HRB 1** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 2031, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, **HCS HB 2031** was read the third time and passed by the following vote:

AYES: 150

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Peters	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Barnes 60	Ellington	Gray	Green
McCann Beatty	Newman	Nichols	Phillips	Smith 85

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 1369, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, **HB 1369** was read the third time and passed by the following vote:

AYES: 146

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Peters	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Adams	Arthur	Barnes 60	Conway 10	Gray
Green	Higdon	Korman	McCann Beatty	Newman
Nichols	Phillips	Smith 85		

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2339, relating to the Missouri military community reinvestment act, was placed on the Informal Calendar.

Representative Chipman assumed the Chair.

HB 1266, relating to the pain capable unborn child protection act, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HB 1266** was read the third time and passed by the following vote:

AYES: 117

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 031

Anders	Bangert	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Franks Jr	Kendrick	Lavender	May
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Peters	Quade	Razer	Roberts
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Arthur	Baringer	Barnes 60	Ellebracht
Gray	Green	Higdon	McCann Beatty	Mitten
Newman	Nichols	Pierson Jr		

VACANCIES: 002

Representative Chipman declared the bill passed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was placed back on the House Bills for Perfection Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1486, relating to the supplemental nutrition assistance program, was taken up by Representative Kelly (141).

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 109

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Harris	Kendrick	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Barnes 60	Cookson	Davis	Ellebracht
Gray	Green	Grier	Higdon	McCann Beatty
Newman	Nichols	Peters		

VACANCIES: 002

On motion of Representative Kelly (141), **HCS HB 1486** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 043

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellington
Franks Jr	Harris	Helms	Kendrick	Kidd
Lavender	Matthiesen	May	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Barnes 60	Cookson	Ellebracht	Gray
Green	Higdon	McCann Beatty	Newman	Nichols
Peters				

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 2101, relating to guardian ad litem fees, was taken up by Representative Beard.

On motion of Representative Beard, **HB 2101** was read the third time and passed by the following vote:

AYES: 148

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Barnes 60	Burns	Cookson	Gray
Green	Higdon	McCann Beatty	McGee	Newman
Nichols	Peters			

VACANCIES: 002

Representative Chipman declared the bill passed.

HB 2192, relating to bonding requirements for treasurers of seven-director school districts, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 2192** was read the third time and passed by the following vote:

AYES: 148

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Barnes 60	Burns	Cookson	Gray
Green	Higdon	McCann Beatty	Newman	Nichols
Peters				

VACANCIES: 002

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

HB 2221, relating to registered interior designers, was taken up by Representative Franklin.

On motion of Representative Franklin, **HB 2221** was read the third time and passed by the following vote:

AYES: 144

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 003

Curtis	Ellington	May

PRESENT: 000

ABSENT WITH LEAVE: 014

Adams	Barnes 60	Burns	Conway 10	Cookson
Gray	Green	Higdon	McCann Beatty	Messenger
Newman	Nichols	Peters	Stephens 128	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE RESOLUTIONS

HCS HR 5213, relating to an electronic logging device mandate, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HR 5213** was adopted.

On motion of Representative Ross, **HCS HR 5213** was adopted by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 104	Corlew
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 021

Bangert	Baringer	Barnes 28	Beck	Brown 27
Burnett	Carpenter	Ellebracht	Ellington	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Razer
Revis	Roberts	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Barnes 60	Burns	Conway 10	Cookson
Cornejo	Cross	Gray	Green	Higdon
McCann Beatty	Newman	Nichols	Peters	Walker 74

VACANCIES: 002

COMMITTEE REPORTS

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2158**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, Schroer and Taylor

Noes (3): Evans, McCreery and Merideth (80)

Absent (1): Roeber

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 96**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 97**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Burns, Corlew, Korman, Reiboldt, Runions, Ruth and Tate

Noes (3): Cornejo, Hurst and Kolkmeyer

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2091**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2148**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1291, as amended**.

Senators: Romine, Onder, Hegeman, Sifton and Walsh

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, April 4, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 4, 2018, 12:20 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563
Executive session will be held: HB 2716, HB 2326
Executive session may be held on any matter referred to the committee.
Added executive session for HB 2716 and HB 2326.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 4, 2018, 8:45 AM, House Hearing Room 1.
Executive session will be held: HB 1977, HB 2480
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869
Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 5, 2018, 8:30 AM, House Hearing Room 6.
Executive session will be held: HCS HB 1368
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1524, HB 2468, HB 2706, SB 660, SB 840
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, April 4, 2018, 12:15 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1488
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, April 4, 2018, 12:30 or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1992, HB 2380, HB 2604
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 11
Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125, HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411, HCS HB 2506, HB 2538, SS SCS SB 592, SB 649, HCS HB 1260, HCS HB 2257
Executive session may be held on any matter referred to the committee.
Adding HCS HB 1260 and HB 2257.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HCS#2 HB 1802, HB 2211, HB 2232, HCS HB 2259, HCS HB 2393, HB 2499, HCS HB 2580, HB 2590, HB 2607, HB 2681, HR 5237, HCS HB 1554
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2669
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2425, HR 5612, HB 2522, HB 1697, HB 1698, HB 2439, HCR 83
Executive session may be held on any matter referred to the committee.
Added HB 1697, HB 1698, HB 2439 and HCR 83.
AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 4, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, April 5, 2018, upon adjournment, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, April 6, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS
Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion on changes to the forms for AIM zones.

TRANSPORTATION
Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.
Public hearing will be held: SB 757, SCS SB 814
Executive session will be held: HJR 84
Executive session may be held on any matter referred to the committee.
Transportation Committee will meet from 8:30 - 9:00 AM.

WAYS AND MEANS
Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2620, SB 768
Executive session will be held: HB 2168, SB 768
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 4, 2018

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HCS HB 2540 - Haahr
HB 2562 - Austin
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368, (Fiscal Review 4/2/18) - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2339 - Lynch

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-NINTH DAY, WEDNESDAY, APRIL 4, 2018

The House met pursuant to adjournment.

Representative Christofanelli in the Chair.

Speaker Richardson assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Barnes 60	Basye	Beck	Berry	Brown 27
Burns	Cookson	Davis	Franks Jr	Gannon
Harris	Henderson	Hurst	Kelley 127	Kelly 141
Korman	Lant	Lauer	McGaugh	Morris 140
Mosley	Pogue	Redmon	Reiboldt	Reisch
Revis	Rowland 155	Rowland 29	Smith 85	Taylor
Wessels	White			

NOES: 000

PRESENT: 060

Anderson	Bangert	Baringer	Barnes 28	Beard
Black	Brown 57	Butler	Christofanelli	Corlew
Cornejo	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Frederick	Gray	Grier
Haahr	Haefner	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Kidd
Kolkmeyer	Lavender	Love	Lynch	Marshall
Messenger	Morgan	Peters	Pfautsch	Pierson Jr
Pike	Quade	Razer	Rhoads	Rone
Ross	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Stacy	Tate	Trent
Vescovo	Walker 3	Wiemann	Wilson	Mr. Speaker

ABSENT WITH LEAVE: 069

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bahr	Bernskoetter	Bondon	Brattin
Burnett	Carpenter	Chipman	Conway 10	Conway 104
Cross	Curtis	Curtman	DeGroot	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Green	Gregory	Hannegan	Hansen
Justus	Knight	Lichtenegger	Mathews	Matthiesen

May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morse 151	Muntzel	Neely	Newman	Nichols
Phillips	Pietzman	Plocher	Rehder	Remole
Roberts	Roden	Roeber	Shull 16	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Unsicker
Walker 74	Walsh	Washington	Wood	

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O keep my soul, and deliver me: let me not be ashamed; for I put my trust in Thee. (Psalm 25:20)

On this day, as we recall with sorrow the sudden and unexpected passing 50 years ago of the Reverend Dr. Martin Luther King Jr., may his dream for a more perfect world and nation become valued and remembered with truth and charity.

O Loving God, whose way is life, whose work is truth, and whose will is love, let Your presence abide in our hearts today and every day, that seeking Your life we may find it, searching for Your truth we may discover it, and striving for Your love we may possess it. May we live together safely and securely, proving ourselves faithful to Your trust in us.

We entrust our state to Your loving care and keeping. Guide our leaders in right paths and our people in true ways.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Clark Cornejo, Nora Cornejo, Ruthie Cornejo, Elias Daniel Eggering, Jonna Rose Eggering, Brynn Williams, Daniel Rodgerson, Ryan Head, Gracie Remole, Jessica Harris, Andrew Williams, Kaity Askew, and Kourtney Showalter.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 125

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Brown 27
Brown 57	Burns	Conway 10	Conway 104	Cookson
Corlew	Cross	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May

McCreery	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Neely	Peters	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Pogue	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Anders	Barnes 60	Berry	Bondon
Brattin	Burnett	Butler	Carpenter	Chipman
Christofanelli	Cornejo	Curtis	Curtman	DeGroot
Dogan	Ellington	Green	Gregory	McCann Beatty
McGee	Meredith 71	Mitten	Moon	Muntzel
Newman	Nichols	Pietzman	Rehder	Roden
Rone	Shull 16	Stephens 128	Swan	Washington
Wood				

VACANCIES: 002

SPECIAL RECOGNITION

The Boone County Fire Protection District Pipes & Drums was introduced by Representative Grier and performed "Flowers of Scotland" and "America the Beautiful."

John Saville, British Consul General, was introduced by Speaker Richardson.

Consul General Saville addressed the House.

The Honorable Roy Blunt, United States Senator, was introduced by Speaker Richardson.

Senator Blunt addressed the House.

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the forty-eighth day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Peters	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 017

Curtis	Engler	Franklin	Green	May
McCann Beatty	McDaniel	McGee	Muntzel	Newman
Nichols	Razer	Rehder	Roden	Stephens 128
Wessels	Mr. Speaker			

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 1296, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HB 1296** was agreed to.

On motion of Representative Kelley (127), **HB 1296** was ordered perfected and printed.

HCS HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HCS HB 2255** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2255, Page 3, Section 173.670, Line 82, by inserting immediately after all of said section and line the following:

"**620.2700. 1. Subject to appropriation, the department of elementary and secondary education shall establish a statewide program to be known as the "STEM Career Awareness Program" to increase STEM career awareness among students in grades six through eight. For purposes of this section, "STEM" means science, technology, engineering, and mathematics.**

2. The department of elementary and secondary education shall promote the statewide program beginning in the 2019-20 school year. The program shall introduce students to a wide variety of STEM careers and technology through an online-based STEM curriculum.

3. Before January 1, 2019, the department of elementary and secondary education shall solicit proposals and select a provider for the online program. The program selected shall meet the following criteria:

(1) The program introduces students to a wide variety of STEM careers and technologies, including a curriculum explicitly focused on more than eighty different careers and technologies;

(2) The curriculum is organized around the concept of solving societal or human-centered problems, instead of focusing solely on scientific concepts. The curriculum shall have at least ten different problems that emphasize different career clusters;

(3) The curriculum is designed for flexible implementation in a wide variety of classrooms, including science, math, English, and social studies, through lessons that emphasize the application of STEM careers in these contexts;

(4) The curriculum demonstrates how math and language skills appropriate to middle schools are used by STEM careers, making classroom instruction relevant to students interested in STEM careers;

(5) The program uses game-based elements to encourage engagement and competition with students and teams, including automated online leaderboards;

(6) The program rewards students, in the game format, for accomplishment in demonstrating the application of math and language skills in the contexts of the STEM careers and technologies;

(7) The program automatically produces analytic reports for individual students and for classes, including analysis of performance against individual math and language skills objectives;

(8) The curriculum is available in a self-paced format over the internet, allowing access to students through individual student accounts anywhere that the students can access the internet;

(9) The curriculum includes a narrative soundtrack accompanying and matching all instructional text to assist students in developing reading skills in the context of STEM careers;

(10) The program has a validation from a national, third-party nonprofit organization that the program increases STEM career awareness and interest;

(11) The program shall be listed as a recommended STEM resource in ACT's "Condition of STEM" 2015 report; and

(12) The program includes web-based professional development for school staff.

4. Notwithstanding subsections 2 and 3 of this section, the department of elementary and secondary education may choose a third-party nonprofit entity to implement the statewide program, solicit proposals, and select a provider as described under subsection 3 of this section.

5. (1) There is hereby created in the state treasury the "STEM Career Awareness Program Fund". The fund shall consist of any appropriations, gifts, bequests, or public or private donations to such fund. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements of public moneys in accordance with distribution requirements and procedures developed by the department of elementary and secondary education. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

6. The department of elementary and secondary education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Rhoads assumed the Chair.

On motion of Representative Korman, **HCS HB 2255, as amended**, was adopted.

On motion of Representative Korman, **HCS HB 2255, as amended**, was ordered perfected and printed.

HB 1499, relating to long-acting reversible contraceptives, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HB 1499** was agreed to.

On motion of Representative Dogan, **HB 1499** was ordered perfected and printed.

HB 2231, relating to land surveyors, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HB 2231** was agreed to.

On motion of Representative Ross, **HB 2231** was ordered perfected and printed.

HB 1419, relating to suicide prevention training for health care professionals, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HB 1419**, relating to occupations and professions, was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1419, Page 1, Section 324.046, Lines 5 to 7, by deleting said lines and inserting in lieu thereof the following:

"**2. Any health care professional in the state of Missouri may annually complete training in the areas of suicide assessment, referral, treatment, and management, which may qualify as part of the continuing education requirements for his or her licensure.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Swan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1419, Page 3, Section 337.020, Line 74, by inserting after all of said line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **(APA), [**~~or~~**]** the Canadian Psychological Association **(CPA), or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided,

however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against a psychologist's license;

(5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;

(6) Nonconfidential information related to alternative program participation information;

(7) Any denial of application for licensure, and the reasons for such denial; and

(8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

(4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

(2) The commission shall maintain its financial records in accordance with the bylaws; and

(3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits

conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 13, Section 337.718, Line 14, by inserting after all of said line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 2** was adopted.

Representative Frederick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1419, Page 1, Section A, Line 4, by inserting immediately after said section and line the following:

"**173.2530 1. For purposes of this section, the term "student counseling facility" means any entity that provides confidential mental health counseling, psychiatric services, or developmental counseling to college students that is located on campus or is associated with an institution of higher education and operates in accordance with state and federal law pertaining to mental health professionals as well as applicable professional and ethical codes.**

2. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public four-year institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services relating to mental health services provided on college campuses. If an institution does not meet such standards, the institution shall conduct a needs assessment among student counseling facilities. All reports required under this section shall be prominently published on an institution's website and made available to the public.

3. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 3** was adopted.

On motion of Representative Haefner, **HB 1419, as amended**, was ordered perfected and printed.

HB 1275, relating to the establishment of a work-study program, was taken up by Representative Kendrick.

On motion of Representative Kendrick, the title of **HB 1275** was agreed to.

Representative Kendrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1275, Page 2, Section 173.1545, Line 47, by deleting the phrase "**, RSMo,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kendrick, **House Amendment No. 1** was adopted.

On motion of Representative Kendrick, **HB 1275, as amended**, was ordered perfected and printed.

HB 1629, relating to the licensure of psychologists, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1629** was agreed to.

Representative Swan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1629, Page 6, Section 337.033, Line 57, by inserting after all of said section and line the following:

"**337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:**

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice

requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned

by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such

decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against a psychologist's license;

(5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;

(6) Nonconfidential information related to alternative program participation information;

(7) Any denial of application for licensure, and the reasons for such denial; and

(8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

(4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

(2) The commission shall maintain its financial records in accordance with the bylaws; and

(3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states.

Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Berry	Black	Bondon	Brattin
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Francis
Franklin	Frederick	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	McGaugh
Messenger	Moon	Morris 140	Morse 151	Neely
Phillips	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Rone	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Swan	Tate	Taylor	Trent	Walker 3
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Peters	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Beard	Bernskoetter	Brown 57	Butler
Chipman	Conway 10	Cookson	Engler	Fitzpatrick
Fraker	Gannon	Green	Grier	Higdon
Hill	Houghton	Kidd	Lauer	Matthiesen
McDaniel	Miller	Muntzel	Newman	Nichols

Pfautsch	Pierson Jr	Pietzman	Razer	Rehder
Roeber	Ruth	Stacy	Stephens 128	Vescovo
Wiemann				

VACANCIES: 002

On motion of Representative Evans, **HB 1629, as amended**, was ordered perfected and printed.

HB 1252, relating to low-dose mammography screening, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1252** was agreed to.

Representative Dinkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1252, Page 2, Section 376.782, Lines 22 through 25, by deleting all of said lines and inserting in lieu thereof the following:

"(2) **[**~~A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;~~

~~(3)~~**]** A mammogram every year for women age **[**~~fifty~~**] forty** and over;

[~~(4)~~**] (3)** A mammogram for any woman, upon the recommendation of a physician, where"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1** was adopted.

On motion of Representative Plocher, **HB 1252, as amended**, was ordered perfected and printed.

HCS HB 1261, relating to professional registration, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HB 1261** was agreed to.

Representative Helms offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1261, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**324.011. 1. For purposes of this section, the following terms mean:**

(1) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(2) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license;

(3) "Political subdivision", any city, town, village, or county.

2. No political subdivision of this state shall impose any occupational fees or licensing requirements on any occupation or profession that is already subject to licensing requirements by the state after August 28, 2018."; and

Further amend said bill, Page 2, Section 324.015, Line 43, by inserting after all of said section and line the following:

"**324.018. 1. For purposes of this section, the following terms mean:**

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Lobbyist", the same meaning given to the term in section 105.470;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license.

2. State licensing authorities shall not contract for pay, or otherwise compensate any lobbyist to lobby on their behalf; except this section shall not be construed to prohibit, limit, preclude, or deprive any officer or employee of a department or agency from exercising the department's or agency's individual right to communicate with members of the general assembly through proper official channels at the request of a member or to request legislative action or appropriations that are deemed necessary for the efficient conduct of public business or actually made in the proper performance of his or her official duties, including testifying before the general assembly or any committee thereof for information purposes.

324.019. 1. For purposes of this section, the following terms mean:

(1) "Criminal offense", any type of felony conviction or misdemeanor conviction;

(2) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(3) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license;

(5) "Political subdivision", any city, town, village, or county.

2. All state and political subdivision licensing authorities shall revise their existing licensing requirements to explicitly list the specific criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities that may disqualify an applicant from receiving a license. Such lists shall be made available to the public.

3. Any requirement of a state or political subdivision licensing authority that assesses the character or moral fitness of the applicant for licensure shall be limited to consideration of the criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities contained in the list developed by the licensing authority under subsection 2 of this section. If an applicant is denied licensure because such applicant has pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any criminal offenses contained in the list developed by the licensing authority under subsection 2 of this section, or because the applicant has been subject to any civil penalties or judgments, or disciplinary actions taken by other licensing authorities, the applicant may appeal such decision and request a hearing before the licensing authority, and the licensing authority may, at its discretion, reverse its initial decision.

4. A licensing authority shall include in the list described under subsection 2 of this section only criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities that directly relate to the duties and responsibilities of the occupation or profession it regulates.

5. All licensing authorities shall meet the requirements of subsections 2 to 4 of this section within ten months of the effective date of this section.

6. If the state, on or after August 28, 2018, requires a license to practice an occupation or profession for which no license was required by the state before August 28, 2018, the state licensing authority for that occupation or profession shall establish a list of disqualifying criminal offenses in accordance with the

requirements of subsections 2 and 4 of this section and ensure that its consideration of character or moral fitness is limited as described under subsection 3 of this section.

7. State licensing authorities shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Bahr	Basye
Bernskoetter	Berry	Black	Brattin	Brown 57
Chipman	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fraker	Francis	Frederick	Gannon
Gregory	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wilson	Wood	Mr. Speaker	

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Austin	Barnes 60	Beard	Bondon
Butler	Christofanelli	Curtis	Fitzwater	Franklin
Green	Grier	Higdon	Houghton	Kidd

Kolkmeyer	Lauer	Matthiesen	McDaniel	Miller
Mitten	Neely	Newman	Nichols	Peters
Phillips	Pierson Jr	Rehder	Rhoads	Roeber
Smith 85	Sommer	Spencer	Stacy	Wessels
Wiemann				

VACANCIES: 002

On motion of Representative Helms, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 074

Alferman	Anderson	Andrews	Bahr	Basye
Bernskoetter	Black	Brattin	Brown 57	Chipman
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gregory	Haahr	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Mathews
McDaniel	McGaugh	Messenger	Moon	Morris 140
Muntzel	Pietzman	Pike	Plocher	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Schroer	Shaul 113
Smith 163	Stephens 128	Tate	Taylor	Trent
Vescovo	Walsh	White	Mr. Speaker	

NOES: 060

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beard	Beck	Berry	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Davis
Ellebracht	Engler	Franks Jr	Gannon	Gray
Haefner	Harris	Higdon	Kendrick	Korman
Lavender	Lynch	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Morse 151	Mosley	Pfautsch	Pogue	Quade
Razer	Redmon	Revis	Roberts	Runions
Ruth	Shull 16	Stevens 46	Swan	Unsicker
Walker 3	Walker 74	Washington	Wessels	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 027

Austin	Barnes 60	Christofanelli	Curtis	Fitzwater
Green	Grier	Kidd	Lauer	Matthiesen
Miller	Mitten	Neely	Newman	Nichols
Peters	Phillips	Pierson Jr	Rehder	Rhoads
Shumake	Smith 85	Sommer	Spencer	Stacy
Wiemann	Wood			

VACANCIES: 002

On motion of Representative Schroer, **HCS HB 1261, as amended**, was adopted.

On motion of Representative Schroer, **HCS HB 1261, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Barnes (60).

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brown 27	Cross	Davis	DeGroot
Engler	Fraker	Francis	Hannegan	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Lauer
Morse 151	Muntzel	Pfautsch	Phillips	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rowland 29	Taylor	Vescovo	Walsh

NOES: 000

PRESENT: 069

Anderson	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 60	Beard	Butler
Carpenter	Christofanelli	Corlew	Dinkins	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Franklin	Frederick	Gray	Grier	Haahr
Haefner	Hansen	Harris	Helms	Higdon
Hill	Houx	Johnson	Kendrick	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McCreery	Meredith 71
Messenger	Miller	Morgan	Mosley	Pike
Revis	Roberts	Roden	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Tate	Trent
Walker 3	Washington	Wiemann	Wilson	

ABSENT WITH LEAVE: 057

Adams	Anders	Barnes 28	Berry	Brattin
Brown 57	Burnett	Burns	Chipman	Conway 10
Conway 104	Cookson	Cornejo	Curtis	Curtman
Dogan	Ellington	Franks Jr	Gannon	Green
Gregory	Houghton	Kidd	Korman	Lavender
Matthiesen	May	McDaniel	McGaugh	McGee
Merideth 80	Mitten	Moon	Morris 140	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman

Plocher	Quade	Razer	Rehder	Rone
Runions	Smith 85	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 2286, **HCS HB 1264**, **HCS HB 1457**, **HB 2360**, **HB 1715**, **HB 1470**, **HCS HB 1491**, **HB 1767**, **HB 1966**, **HB 2117**, **HB 2139**, **HB 2336**, **HB 1846**, **HCS HB 1591**, **HB 1249**, **HCS HB 2119**, **HCS HB 1611**, **HCS HB 2140**, and **HB 1485** were placed on the Informal Calendar.

HCS HB 2540, relating to state revenues, was taken up by Representative Haahr.

On motion of Representative Haahr, the title of **HCS HB 2540** agreed to.

Representative Haahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2540, Page 13, Section 32.200, Line 55, by inserting after the words "article IV" the following: "**; except that for tax years beginning on or after January 1, 2019, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of chapter 143 and shall not apportion or allocate in accordance with article IV**"; and

Further amend said bill and section, Page 14, Lines 87-89, by deleting all of said lines and inserting in lieu thereof the following:

"(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial"; and

Further amend said bill and section, Pages 14-15, Lines 93-105, by renumbering subdivisions accordingly; and

Further amend said bill and section, Pages 16-18, Lines 164-216, by deleting the opening bracket "**[**" before the number "9." on Line 164 and the closing bracket "**]**" after the word "income." on Line 216 and removing the strikethrough on all of said lines; and

Further amend said bill, Page 129, Section 143.022, Line 24, by deleting the year "**2017**" and inserting in lieu thereof the year "**2018,**"; and

Further amend said bill, Page 131, Section 143.171, Lines 4-5 by deleting said lines and inserting in lieu thereof the following:

"return is being filed, not to exceed five thousand dollars on a single taxpayer's return or ten thousand dollars on a combined return, after reduction for all credits thereon, except the credit"; and

Further amend said bill, page and section, Line 13, by deleting the following words "**the sum of the following amounts**"; and

Further amend said bill, page and section, Lines 15-26, by deleting each occurrence of the following words "**for such taxable income**"; and

Further amend said bill and section, Page 132, Lines 35-36, by deleting the phrase "**fifty percent of the corporation's federal income tax liability**" and inserting in lieu thereof the phrase "**five thousand dollars on a corporation's tax return**"

Further amend said bill, page and section, Line 37, by deleting the following words "**the sum of the following amounts**"; and

Further amend said bill, page and section, Lines 39-50, by deleting each occurrence of the following words "**for such taxable income**"; and

Further amend said bill, Page 134, Section 143.225, Line 47, by inserting after all of said section and line the following:

"143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years beginning on or before December 31, 2018,** a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either

engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are residenced in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders residenced in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.456. 1. As used in this section, unless the context otherwise requires:

(1) "Apportionable income" means:

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the taxpayer's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development or disposition of the property is or was related to the operation of the taxpayer's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated under the laws of this state;

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed;

(3) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income" means all income other than apportionable income;

(5) "Public utility" means any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency;

(6) "Receipts" means all gross receipts of the taxpayer that are not allocated under paragraphs of this section and that are received from transactions and activity in the regular course of the taxpayer's trade or business; except that receipts of a taxpayer from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

2. For all tax years beginning on or after January 1, 2019, any corporation having income from business activity which is taxable both within and without this state shall allocate and apportion its net income as provided in this section.

3. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax, or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 5 through 8 of this section.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) If and to the extent the property is utilized in this state, or

(b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if:

(a) The property had a situs in this state at the time of the sale, or

(b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.

7. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.

8. (1) Patent and copyright royalties are allocable to this state if and to the extent that:

(a) The patent or copyright is utilized by the payer in this state, or

(b) The patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.

9. All apportionable income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the total receipts of the taxpayer in this state during the tax period and the denominator of which is the total receipts of the taxpayer everywhere during the tax period.

10. Receipts from the sale of tangible personal property are in this state if:

(1) The property is delivered or shipped to a purchaser, other than the United States Government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(2) The property is shipped from an office, store, warehouse, factory, or other place of storage in this state and:

(a) The purchaser is the United States Government or

(b) The corporation is not taxable in the state of the purchaser.

11. (1) Receipts, other than receipts described in subsection 10 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state in the case of:

(a) Sale, rental, lease or license of real property, if and to the extent the property is located in this state;

(b) Rental, lease or license of tangible personal property, if and to the extent the property is located in this state;

(c) Sale of a service, if and to the extent the service is delivered to a location in this state; and

(d) Intangible property, that is:

a. Rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state; and

b. Sold, if and to the extent the property is used in this state, provided that:

(i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

(ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease or licensing of such intangible property under subparagraph a. of paragraph (d) of subdivision (1) of this subsection; and

(iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

(2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) If the corporation is not taxable in a state to which a receipt is assigned under subdivision (1) or (2) of this subsection, or if the state of assignment cannot be determined under subdivision (1) of this subsection or reasonably approximated under subdivision (2) of this subsection, such receipt shall be excluded from the numerator and denominator of the receipts factor.

(4) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

12. (1) If the allocation and apportionment provisions of this section do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(a) Separate accounting;

(b) The inclusion of one or more additional factors which will fairly represent the corporation's business activity in this state; or

(c) The employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

(2) (a) If the allocation and apportionment provisions of this section do not fairly represent the extent of business activity in this state of corporations engaged in a particular industry or in a particular transaction or activity, the tax administrator may, in addition to the authority provided in subdivision (1) of this subsection, establish appropriate rules or regulations for determining alternative allocation and apportionment methods for such taxpayers.

(b) A regulation adopted pursuant to this section shall be applied uniformly, except that with respect to any corporation to whom such regulation applies, the corporation may petition for, or the director may require, adjustment pursuant to subdivision (1) of subsection 12 of this section.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (1) of this subsection must prove:

(a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's business activity in this state; and

(b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (1) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the taxpayer's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by the corporation upon which the director reasonably relied.

13. For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(1) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(2) "Affiliate", the meaning as set forth in 15 U.S.C. section 80a-2(a)(3)(C), as may be amended from time to time;

(3) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares.

In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into under 15 U.S.C. section 80a-15(b), as may be amended from time to time;

(4) "Investment company", any person registered under the federal investment company act of 1940, as amended from time to time, or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to section 80a-3(c)(1) of the act;

(5) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under section 203 of the investment advisors act of 1940, as may be amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(6) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

(a) Pursuant to a contract with the investment company entered into under 15 U.S.C. section 80a-15(a), as may be amended from time to time;

(b) For a person that has entered into such contract with the investment company; or

(c) For a person that is affiliated with a person that has entered into such contract with an investment company;

(7) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(8) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

14. Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are residenced in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(1) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders residenced in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(2) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to subdivision (1) of this subsection. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(3) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

15. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

16. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

17. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

18. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

19. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

20. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the

Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

21. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show by any other method of allocation between this state and other states involved of income from transactions partially within and partially without this state, including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, he shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such revocation the corporation shall be permitted to petition to use another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451.

5. If the allocation and apportionment provisions of section 143.456 or this section do not fairly represent the extent of the taxpayer's business activity in this state , the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(1) separate accounting;

(2) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(3) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income."; and

Further amend said bill, Page 207, Section 208.431, Line 9, by deleting the year "**2018**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, page and section, Line 13, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haahr, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2540, Page 131, Section 143.171, Line 10, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 12, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 132, Line 35, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 37, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 416, Section B, Line 23, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

Representative Shaul (113) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2540, Page 176, Section 144.070, Line 70, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill, Page 194, Section 144.140, Line 3, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill, Page 201, Section 144.710, Line 3, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140

Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellington	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Mosley
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Beard	Curtis	Dogan	Ellebracht
Franks Jr	Higdon	Hill	Houx	Lauer
McDaniel	McGee	Morgan	Newman	Nichols
Peters	Pietzman	Rehder	Roden	Smith 85
Stevens 46	Vescovo	Mr. Speaker		

VACANCIES: 002

On motion of Representative Shaul (113), **House Amendment No. 3** was adopted.

Representative Kelley (127) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"**135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income Tax Credit Act".**

2. For purposes of this section, the following terms mean:

(1) "Department", the department of revenue;

(2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under Section 32 of the Internal Revenue Code of 1986, as amended;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a tax credit in an amount equal to twenty percent of the amount such taxpayer would receive under the federal earned income tax credit. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after

reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.

4. Notwithstanding the provision of subsection 4 of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended on the earned income tax credit, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined by the department.

6. The department shall contract with one or more nonprofit group to provide notice of the earned income tax credit to eligible taxpayers. The department shall require evidence of the effectiveness of the nonprofit group, the connection with the community in which the group operates, and the ability to contact taxpayers that are unlikely to claim the federal earned income tax credit including, but not limited to, non-English speakers, the elderly, tenants, and very low-income taxpayers who do not file tax returns annually. The department shall give preference to nonprofit groups with members in low- and moderate-income areas, to nonprofit groups with at least fifty-one percent of its board of directors having low to moderate incomes and residing in target communities, and to nonprofit groups that have a record of effective door-to-door outreach for similar community projects.

7. The director of the department shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 2540, Page 1, Lines 20 to 21, by deleting all of said lines and inserting in lieu thereof the following:

"**the amount of the credit exceeds the tax liability, the difference shall be refunded to the taxpayer.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) moved that **House Amendment No. 1 to House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Kelley (127), **House Amendment No. 4** was adopted.

Representative Smith (163) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2540, Page 134, Section 143.225, Line 47, by inserting after all of said section and line the following:

"143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. A corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment

company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are residenced in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders residenced in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

(6) Notwithstanding the Multistate Tax Compact, sections 32.200 to 32.240; this section; and section 143.461 to the contrary, sales and business transactions shall not include any intercompany transactions between corporations of an affiliated group that file a consolidated income tax return in this state. For purposes of this subdivision, "affiliated group" has the same meaning as that term is defined under 26. U.S.C. Section 1504(a) and "intercompany transaction" has the same meaning as that term is defined under 26 C.F.R. Section 1.1502-13.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this

state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by **the** fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes **unless explicitly stated in this section**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 5** was adopted.

Representative Reiboldt offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2540, Page 232, Section 301.057, Lines 12 to 19, by deleting all of said lines and inserting in lieu thereof the following:

"36,001 pounds to 42,000 pounds	**[**~~413.00~~**] 913.00**
42,001 pounds to 48,000 pounds	**[**~~550.50~~**] 1,050.50**
48,001 pounds to 54,000 pounds	**[**~~688.00~~**] 1,188.00**
54,001 pounds to 60,010 pounds	**[**~~825.50~~**] 1,325.50**
60,011 pounds to 66,000 pounds	**[**~~1,100.50~~**] 1,600.50**
66,001 pounds to 73,280 pounds	**[**~~1,375.50~~**] 1,875.50**
73,281 pounds to 78,000 pounds	**[**~~1,650.50~~**] 2,150.50**
78,001 pounds to 80,000 pounds	**[**~~1,719.50~~**] 2,219.50**"; and

Further amend said bill, Page 233, Section 301.059, Lines 9 to 11, by deleting all of said lines and inserting in lieu thereof the following:

"34 to 37 passengers	**[**~~370.50~~**] 870.50**
38 to 41 passengers	**[**~~410.50~~**] 910.50**
42 to 45 passengers	**[**~~450.50~~**] 950.50**"; and

Further amend said bill, Page 290, Section 301.566, Line 29, by deleting the phrase "**[**~~five~~**] one thousand three** hundred **[**~~fifty~~**]**" and inserting in lieu thereof the phrase "**[**~~five hundred~~**] one thousand** fifty"; and

Further amend said bill, Page 292, Section 301.580, Lines 28 to 30, by deleting all of said lines and inserting in lieu thereof the following:

"8. The fee for a special event motor vehicle auction license shall be one thousand **five hundred** dollars. For every vehicle auctioned in violation of subsection 6 of this section, an administrative fee of **[**~~five hundred~~**] one thousand** dollars shall be paid"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 6** was adopted.

Representative Fitzpatrick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2540, Page 403, Section 313.826, Line 5, by inserting after all of said section and line the following:

"313.905. As used in sections 313.900 to 313.955, the following terms shall mean:

(1) "Authorized internet website", an internet website or any platform operated by a licensed operator;

(2) "Commission", the Missouri gaming commission;

(3) "Entry fee", anything of value including, but not limited to, cash or a cash equivalent that a fantasy sports contest operator collects in order to participate in a fantasy sports contest;

(4) "Fantasy sports contest", any fantasy or simulated game or contest with an entry fee **[**~~, conducted on an internet website or any platform,~~**]** in which:

(a) The value of all prizes and awards offered to the winning participants is established and made known in advance of the contest;

(b) All winning outcomes reflect in part the relative knowledge and skill of the participants and are determined predominantly by the accumulated statistical results of the performance of individuals, including athletes in the case of sports events; and

(c) No winnings outcomes are based on the score, point spread, or any performance of any single actual team or combination of teams or solely on any single performance of an individual athlete or player in any single actual event;

(5) "Fantasy sports contest operator", any person **[**~~or~~**],** entity**, or division of a corporate entity** that offers **[**~~fantasy sports contests for a prize~~**] a platform for the playing of fantasy contests, administers one or more fantasy contests with an entry fee, and awards a prize of value**;

(6) "Highly experienced player", a person who has either:

(a) Entered more than one thousand contests offered by a single fantasy sports contest operator; or

(b) Won more than three fantasy sports prizes of one thousand dollars or more;

(7) "Licensed operator", a fantasy sports contest operator licensed pursuant to section 313.910 to offer fantasy sports contests for play on an authorized internet website in Missouri;

(8) **"Location", the geographical position of a person as determined within a degree of accuracy consistent with generally available internet protocol address locators;**

(9) "Location percentage", for all fantasy sports contests, the percentage, rounded to the nearest one-tenth of one percent, of the total entry fees collected from registered players located in the state of Missouri at the time of entry into a fantasy contest, divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests;

(10) "Minor", any person less than eighteen years of age;

[~~(9)~~**] (11)** "Net revenue", for all fantasy sports contests, the amount equal to the total entry fees collected from all participants entering such fantasy sports contests less winnings paid to participants in the contests, multiplied by the **[**~~resident~~**] location** percentage;

[~~(10)~~**] (12)** "Player", a person who participates in a fantasy sports contest offered by a fantasy sports contest operator;

[~~(11)~~**] (13)** "Prize", anything of value including, but not limited to, cash or a cash equivalent, contest credits, merchandise, or admission to another contest in which a prize may be awarded;

[~~(12)~~**] (14)** "Registered player", a person registered pursuant to section 313.920 to participate in a fantasy sports contest **[**~~on an authorized internet website~~**]**;

[~~(13) "Resident percentage", for all fantasy sports contests, the percentage, rounded to nearest one-tenth of one percent, of the total entry fees collected from Missouri residents divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests; and~~

~~(14)~~**] (15)** "Script", a list of commands that a fantasy-sports-related computer program can execute to automate processes on a fantasy sports contest platform.

313.935. 1. No fantasy sports contest operator shall offer any fantasy sports contest in Missouri without first being licensed by the commission. A fantasy sports contest operator wishing to offer fantasy sports contests in this state shall **[**~~annually~~**]** apply to the commission for a license and shall remit to the commission an **[**~~annual~~**]** application fee of ten thousand dollars or ten percent of the applicant's net revenue from the previous calendar year, whichever is lower.

2. As part of the commission's investigation and licensing process, the commission may conduct an investigation of the fantasy sports contest operator's employees, officers, directors, trustees, and principal salaried executive staff officers. The applicant shall be responsible for the **[**~~total~~**]** cost of the investigation **up to ten thousand dollars**. If the cost of the investigation exceeds the application fee, the applicant shall remit **such cost** to the commission **[**~~the total cost of the investigation~~**]** prior to any license being issued. **[**~~The total cost of the investigation, paid by the applicant, shall not exceed fifty thousand dollars.~~**] An applicant may apply for, and the commission may grant, based on a showing of undue burden, a waiver of all or a portion of the cost of the investigation.** All revenue received under this section shall be placed into the gaming commission fund created under section 313.835.

3. **(1) A fantasy sports contest operator with net revenues of two million dollars or more from the previous calendar year shall be required to submit an annual license renewal fee of five thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of less than two million dollars but greater than one million dollars from the previous calendar year shall be required to submit an annual license renewal fee of two thousand five hundred dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues equal to or less than one million dollars but greater than two hundred fifty thousand dollars shall submit an annual license renewal fee of one thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of two hundred fifty thousand dollars or less from the previous calendar year shall not be required to submit an annual license renewal fee.**

(2) In addition to the **[**~~application~~**] license renewal** fee, a licensed operator shall also pay an annual operation fee **[**~~, on April fifteenth of each year,~~**]** in a sum equal to **[**~~eleven and one-half~~**] six** percent of the licensed operator's net revenue from the previous calendar year. All revenue collected under this subsection shall be placed in the gaming proceeds for education fund created under section 313.822. If a licensed operator fails to **apply for a license renewal or** pay the annual operation fee **[**~~by April fifteenth, the licensed operator shall have its license immediately suspended by~~**],** the commission **may suspend the license of such licensed operator** until such payment is made.

4. Any fantasy sports contest operator already operating in the state prior to April 1, 2016, may operate until they have received or have been denied a license. Such fantasy sports contest operators shall apply for a license prior to October 1, 2016. Any fantasy sports contest operator operating under this subsection after August 28, 2016, shall pay the annual operation fee of eleven and one-half percent of its net revenue from August 28, 2016, until action is taken on its application. If a **licensed** fantasy sports contest operator fails to pay its **annual** operation fee by **[**~~April 15, 2017~~**] November 1, 2018**, the **commission may suspend the license or deny the pending license application of such** fantasy sports contest operator **[**~~shall have its license immediately suspended by the commission, or if the fantasy sports contest operator has a pending application, its application shall be denied immediately~~**]**.

5. If a **licensed** fantasy sports contest operator ceases to offer fantasy sports contests in Missouri, the operator shall pay an operation fee equal to **[**~~eleven and one-half~~**] six** percent of its net revenue for the period of the calendar year in which it offered fantasy sports contests in Missouri **by November first of the subsequent calendar year**. **[**~~Such payment shall be made within sixty days of the last day the fantasy sports contest operator offered fantasy sports contests in Missouri. After the expiration of sixty days, a penalty of five hundred dollars per day shall be assessed against the fantasy sports contest operator until the operation fee and any penalty is paid in full.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2540, Page 4, Section 32.005, Line 4, by inserting after the word "**Revenue.**" the following words:

"**The department shall have a transition period of two year to adopt the new department name. As materials with the department's name are depleted or expire, the new materials shall have the new department name.**"; and

Further amend said bill, Page 26, Section 34.040, Line 19, by deleting the word "**bid.**" and inserting in lieu thereof the following:

"**bid, either by the solicitation specifying minimum mandatory quality standards or by allowing quality to be considered as a separately scored criterion in determining the lowest and best bidder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 8** was adopted.

Representative Rhoads offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2540, Page 6, Section 32.087, Line 29, by deleting the number "2018" and inserting in lieu thereof the following:

"**[**~~2018~~**] 2022**"; and

Further amend said bill, page, and section, Line 48, by deleting the number "2018" and inserting in lieu thereof the following:

"**[**~~2018~~**] 2022**"; and

Further amend said bill and section, Page 7, Line 65, by deleting the number "2018" and inserting in lieu thereof the following:

"**[**~~2018~~**] 2022**"; and

Further amend said bill and section, Page 8, Line 87, by deleting the number "2019" and inserting in lieu thereof the following:

"**[**~~2019~~**] 2023**"; and

Further amend said bill, page, and section, Line 92, by deleting the number "2018" and inserting in lieu thereof the following:

"**[**~~2018~~**] 2022**"; and

Further amend said bill, page, and section, Line 93, by deleting the number "2018" and inserting in lieu thereof the following:

"**[**~~2018~~**] 2022**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 9** was adopted.

Representative Carpenter offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 2540, Page 130, Section 143.071, Line 11, by inserting after all of said section and line the following:

"**143.116. 1. As used in this section, the following terms mean:**

(1) "Deduction", an amount subtracted from an eligible taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Eligible taxpayer", an individual subject to the state income tax under chapter 143 who is a veteran with a total service-connected disability;

(3) "Loan forgiveness program", any disabled veteran student loan forgiveness program as administered by the United States Department of Education under 34 C.F.R. 685.213, et. seq., or other law.

2. In addition to all deductions listed under this chapter, for all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a deduction equal to the amount of any income from a loan forgiveness program included in the taxpayer's federal adjusted gross income.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Carpenter, **House Amendment No. 10** was adopted.

Representative Cornejo offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(6) "Solar energy systems", includes any and all equipment, inverters, transformers, wiring, or other devices and appurtenances used for the creation of solar energy in excess of one megawatt direct current, for the purpose of selling the energy created when said equipment, inverters, transformers, wiring, or other devices and appurtenances are located on one contiguous piece of property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 11** was adopted.

Representative Korman offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 2540, Page 213, Section 221.407, Line 69, by inserting after all of said section and line the following:

"**226.228. 1. There is hereby created in the state treasury the "Emergency Bridge Repair and Replacement Fund", which shall consist of moneys appropriated from general revenue to the department of transportation or received from other eligible funds. The moneys in the fund shall only be used for accelerated replacements of, or to make immediate repairs to, bridges constructed or maintained at the cost of the state that are located on state or interstate highways and are in critical disrepair. Upon appropriation, the director of the department of transportation shall administer the fund. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund, and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.**

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 12** was adopted.

Representative Corlew offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 2540, Page 4, Section 32.070, Line 2, by inserting after all of said line the following:

"**2. (1) Beginning January first following the effective date of this act, all revenue generated under the streamlined sales and use tax agreement act that exceeds the amount of revenue that would have been collected if the streamlined sales and use tax agreement act were not effective shall be deposited in the streamlined sales and use tax agreement special fund created in this section and appropriated solely for the approved purposes. The department of revenue shall track and report the collections generated under this act.**

(2) There is hereby created in the state treasury the "Streamlined Sales and Use Tax Agreement Special Fund", which shall consist of moneys collected under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be transferred as follows: eighty-five percent to general revenue and fifteen percent to the state transportation fund created in section 226.225. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said section by renumbering the subsections accordingly; and

Further amend said bill, Page 213, Section 221.407, Line 69, by inserting after all of said section and line the following:

"226.225. There is created in the state treasury a "State Transportation Fund". One percent of the sales tax funds designated for highway and transportation use by Subsection 2 of Section 30(b) of Article IV of the State Constitution**, fifteen percent of the sales and use tax funds collected from the streamlined sales and use tax agreement act as determined under subsection 2 of section 32.070 or fifteen percent of the additional sales and use tax funds collected from internet sales as determined under section 1,** and other funds as are made available by appropriation, grants, bequests or other sources for state transportation purposes other than road and highway construction and maintenance shall be deposited in the state transportation fund. The state transportation fund shall be utilized, as specified by appropriation, by the department of transportation for transportation purposes other than highways. Such purposes may include the locating, relocating, establishing, acquiring, constructing, planning, developing, maintaining or operating public transportation facilities or projects as part of any state or local transportation program, including but not limited to aviation, mass transportation, railroads, ports, waterways, waterborne commerce, and transportation of elderly and handicapped. Funds may be utilized for contracts with any public or private entity to carry out the above or other purposes related to transportation."; and

Further amend said bill, Page 408, Section 644.032, Line 42, by inserting after all of said section and line the following:

"**Section 1. 1. Beginning January first following the effective date of this act, all revenue generated from the additional sales and use tax collected on out-of-state internet sales, upon the Supreme Court of the United States having issued a holding that allows states to collect sales and use tax on purchases from out-of-state retailers, that exceeds the amount of revenue that would have been collected without such decision, shall be deposited in the internet sales and use tax special fund created in this section and appropriated solely for the approved purposes. The department of revenue shall track and report the collections generated under this act.**

2. There is hereby created in the state treasury the "Internet Sales and Use Tax Special Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be transferred as follows: eighty-five percent to general revenue and fifteen percent to the state transportation fund created in section 226.225. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill, Page 417, Section D, Line 15, by inserting after all of said section and line the following:

"Section E. The enactment of section 1 of this act shall become effective on January first of the year following the director of revenue notifying the revisor of statutes that the Supreme Court of the United States issued an opinion in *South Dakota v. Wayfair, Inc.*, 138 S. Ct. 735 (2018), that overturns *Quill v. North Dakota*, 510 U.S. 859 (1992), and allows states to begin collecting sales and use tax on purchases from out-of-state retailers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Representative Razer offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for House Bill No. 2540, Page 1, Line 23, by inserting immediately after all of said line the following:

"Further amend said bill, page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"142.803. 1. A tax is levied and imposed on all motor fuel used or consumed in this state as follows:

(1) Motor fuel **[**~~,~~**] other than diesel fuel:**

(a) Before January 1, 2019, seventeen cents per gallon; **and**

(b) On and after January 1, 2019, twenty-seven cents per gallon;

(2) **Diesel fuel:**

(a) Before January 1, 2019, seventeen cents per gallon; and

(b) On and after January 1, 2019, twenty-nine cents per gallon;

(3) Alternative fuels, not subject to the decal fees as provided in section 142.869, with a power potential equivalent of motor fuel. In the event alternative fuel, which is not commonly sold or measured by the gallon, is used in motor vehicles on the highways of this state, the director is authorized to assess and collect a tax upon such alternative fuel measured by the nearest power potential equivalent to that of one gallon of regular grade gasoline. The determination by the director of the power potential equivalent of such alternative fuel shall be prima facie correct;

[~~(3)~~**] (4)** Aviation fuel used in propelling aircraft with reciprocating engines, nine cents per gallon as levied and imposed by section 155.080 to be collected as required under this chapter;

[~~(4)~~**] (5)** Compressed natural gas fuel, five cents per gasoline gallon equivalent until December 31, 2019, eleven cents per gasoline gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per gasoline gallon equivalent thereafter. The gasoline gallon equivalent and method of sale for compressed natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the gasoline gallon equivalent and method of sale for compressed natural gas shall be equal to five and sixty-six-hundredths pounds of compressed natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on compressed natural gas, including but not limited to licensing, reporting, penalties, and interest;

[~~(5)~~**] (6)** Liquefied natural gas fuel, five cents per diesel gallon equivalent until December 31, 2019, eleven cents per diesel gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per diesel gallon equivalent thereafter. The diesel gallon equivalent and method of sale for liquefied natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the diesel gallon equivalent and method of sale for liquefied natural gas shall be equal to six and six-hundredths pounds of liquefied natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on liquefied natural gas, including but not limited to licensing, reporting, penalties, and interest;

[~~(6)~~**] (7)** Propane gas fuel, five cents per gallon until December 31, 2019, eleven cents per gallon from January 1, 2020, until December 31, 2024, and then seventeen cents per gallon thereafter. All applicable provisions contained in this chapter governing administration, collection, and enforcement of the state motor fuel tax shall apply to the tax imposed on propane gas including, but not limited to, licensing, reporting, penalties, and interest;

[~~(7)~~**] (8)** If a natural gas, compressed natural gas, liquefied natural gas, electric, or propane connection is used for fueling motor vehicles and for another use, such as heating, the tax imposed by this section shall apply to the entire amount of natural gas, compressed natural gas, liquefied natural gas, electricity, or propane used unless an approved separate metering and accounting system is in place.

2. All taxes, surcharges and fees are imposed upon the ultimate consumer, but are to be precollected as described in this chapter, for the facility and convenience of the consumer. The levy and assessment on other persons as specified in this chapter shall be as agents of this state for the precollection of the tax."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 13 was withdrawn.

Representative Corlew moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Eggleston offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 143.011, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

"143.011. 1. **For tax years ending before January 1, 2018,** a tax is hereby imposed for every **[**~~taxable~~**] tax** year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:"; and

Further amend said bill, page and section, Lines 12-16, by deleting all of said lines and inserting in lieu thereof the following:

"Over $7,000 but not over $8,000	$210 plus 5% of excess over $7,000
Over $8,000 but not over $9,000	$260 plus 5 1/2% of excess over $8,000
Over $9,000	$315 plus 6% of excess over $9,000

2. **For tax years beginning on or after January 1, 2018, a tax is hereby imposed for every tax year on the Missouri taxable income of every resident at a rate of five percent. [**~~(1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of~~**]**"; and

Further amend said bill, Page 128, Section 143.021, Lines 1-11, by striking said section from the bill; and

Further amend said bill, Page 129, Section 143.022, Line 34, by inserting after all of said section and line the following:

"143.031. 1. A **[**~~husband and wife~~**] married couple** who file a joint federal income tax return shall file a combined return. A **[**~~husband and wife~~**] married couple** who do not file a joint federal income tax return shall not file a combined return.

2. The Missouri combined taxable income on a combined return shall include all of the income and deductions of **[**~~the husband and wife~~**] both spouses**. **[**~~The Missouri taxable income of each spouse shall be an amount that is the same proportion of their Missouri combined taxable income as the Missouri adjusted gross income of that spouse bears to their Missouri combined adjusted gross income.~~**]**

3. **If one spouse is a nonresident,** the tax of each spouse shall be determined by the application of either section 143.021 or section 143.041 depending upon whether such spouse is a resident or nonresident. Their Missouri combined tax shall be the sum of the tax applicable to each spouse."; and

Further amend said bill, Page 416, Section B, Lines 2-3, by deleting the numbers "143.011, 143.021,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 14 was withdrawn.

Representative Kidd offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting immediately after all of said section and line the following:

"**135.1915. 1. As used in this section, the following terms mean:**

(1) "Qualified taxpayer", any individual who has owned his or her primary residence for at least two years, whose primary residence is wholly owned by the individual and free of any obligation, and who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(2) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2018, a qualified taxpayer shall, beginning the calendar year following the year in which the qualified taxpayer is eligible for full social security retirement benefits, be allowed to claim a tax credit against the qualified taxpayer's state tax liability in an amount equal to the amount of real property tax paid on the qualified taxpayer's primary residence.

3. In the event the qualified taxpayer is married, only one spouse need qualify as a qualified taxpayer to be eligible for the credit authorized under this section.

4. Once an individual attains the status of a qualified taxpayer, the two-year ownership requirement shall be waived if the qualified taxpayer moves to a new primary residence, provided the new primary residence is wholly owned and free of any obligation.

5. Qualified taxpayers shall remit property tax when due and may apply for the credit authorized under this section when filing the qualified taxpayer's Missouri income tax return.

6. The first year a qualified taxpayer is eligible for the tax credit under this section, the tax credit shall not exceed twenty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The second year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed forty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The third year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed sixty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The fourth year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed eighty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The fifth year a qualified taxpayer is eligible for the tax credit and all years thereafter, the taxpayer may claim the total amount of real property tax paid on the qualified taxpayer's primary residence.

7. Tax credits issued under the provisions of this section shall be refundable but shall not be sold, transferred, or assigned.

8. No taxpayer shall claim the tax credit authorized under this section the same year that such taxpayer claims a tax credit authorized under section 135.020.

9. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 15 was withdrawn.

Representative Dogan offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for House Bill No. 2540, Page 211, Section 208.1050, Line 22, by inserting after all of said line the following:

"**208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.**

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 16** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Houghton	Houx	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Hurst	Kendrick	Lavender	May

McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 031

Arthur	Bahr	Beard	Berry	Bondon
Burns	Conway 10	Conway 104	Cookson	Davis
Ellebracht	Haefner	Higdon	Hill	Kelley 127
Kidd	McDaniel	McGee	Newman	Nichols
Peters	Phillips	Rehder	Roeber	Schroer
Smith 85	Smith 163	Stephens 128	Vescovo	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Haahr, **HCS HB 2540, as amended**, was adopted.

On motion of Representative Haahr, **HCS HB 2540, as amended**, was ordered perfected and printed.

HB 2562, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, the title of **HB 2562** was agreed to.

On motion of Representative Austin, **HB 2562** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2635 - Special Committee on Litigation Reform

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 575 - Insurance Policy
SS#2 SCS SB 590 - General Laws
SCS SB 598 - Utilities
SS SCS SBs 627 & 925 - Agriculture Policy
SB 631 - Ways and Means
SCS SBs 632 & 675 - Ways and Means
SS SCS SB 652 - Crime Prevention and Public Safety
SS SB 666 - General Laws
SCS SB 672 - Children and Families
SB 683 - Transportation

SB 693 - General Laws
SB 695 - Special Committee on Government Oversight
SS SB 704 - Local Government
SS SB 705 - Utilities
SS SCS SB 707 - Transportation
SB 727 - Utilities
SB 743 - Elementary and Secondary Education
SS SCS SB 752 - Crime Prevention and Public Safety
SCS SB 769 - Financial Institutions
SB 773 - General Laws
SB 780 - Judiciary
SS SCS SB 782 - Conservation and Natural Resources
SB 796 - Professional Registration and Licensing
SB 800 - Judiciary
SS#2 SCS SB 802 - Economic Development
SCS SB 846 - Professional Registration and Licensing
SB 850 - Special Committee to Improve the Care and Well-being of Young People
SCS SB 862 - Workforce Development
SS SB 870 - Government Efficiency
SS SB 881 - Transportation
SS SB 882 - Ways and Means
SB 884 - General Laws
SS SCS SBs 894 & 921 - Elementary and Secondary Education
SCS SB 917 - Utilities
SS SCS SB 918 - Agriculture Policy
SB 919 - Transportation
SCS SBs 946 & 947 - Judiciary
SB 951 - General Laws
SCS SB 953 - Crime Prevention and Public Safety
SB 981 - Special Committee on Employment Security
SCS SB 990 - Higher Education
SCS SBs 999 & 1000 - Special Committee on Tourism

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1977**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Harris, Houx, Love, Meredith (71), Remole and Revis

Noes (0)

Absent (5): Beard, Engler, Phillips, Pierson Jr. and Taylor

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2480**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Harris, Houx, Love, Meredith (71), Remole and Revis

Noes (0)

Absent (5): Beard, Engler, Phillips, Pierson Jr. and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1716**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1927**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Stevens (46)

Noes (0)

Absent (2): Walker (74) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2568**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Walker (74)

Noes (0)

Absent (1): Wiemann

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2539**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Burns, Ellebracht, Engler, Morris (140), Pfautsch, Shull (16), Stephens (128), Tate and Wiemann

Noes (1): Unsicker

Absent (2): Messenger and Muntzel

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1725**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2223**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2262**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, Ellebracht, Roberts and White

Noes (2): Marshall and Toalson Reisch

Absent (3): DeGroot, Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2410**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2459**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCS SB 644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bangert, Barnes (28), Brattin, Christofanelli, Hill, Merideth (80) and Messenger

Noes (0)

Absent (5): Brown (57), Moon, Taylor, Toalson Reisch and Washington

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Cornejo, DeGroot, Hill, Lant, Trent and White

Noes (2): Ellebracht and Roberts

Absent (4): Haahr, Mitten, Phillips and Rehder

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 12**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 18**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 20**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2397**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2409**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2523 & 2524**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2527**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Curtis, Lavender and Wessels

Absent (1): Bondon

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS SCS HB 1291: Representatives Henderson, Toalson-Reisch, Walker (3), Adams, and Burnett

ADJOURNMENT

On motion of Representative Johnson, the House adjourned until 10:00 a.m., Thursday, April 5, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925
Executive session will be held: SS SCS SB 547, SCS SB 787
Executive session may be held on any matter referred to the committee.
Added SS SCS SBs 627 and 925.
AMENDED

BUDGET
Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1450, HB 2649
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CANCELLED

CONSENT AND HOUSE PROCEDURE
Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869
Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 5, 2018, 8:30 AM, House Hearing Room 6.
Executive session will be held: HCS HB 1368
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1708, SS SB 870
Executive session will be held: HB 2416, HB 2420, HB 2621
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of chair and co-chair, outgoing member recognition, discussion of interim activities.

PENSIONS
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: SCS SB 892, HB 2660
Executive session will be held: SCS SB 892
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, April 5, 2018, upon adjournment, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, April 6, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Monday, April 9, 2018, 2:00 PM, House Hearing Room 5.
Executive session will be held: HJR 84
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTIETH DAY, THURSDAY, APRIL 5, 2018

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR THIRD READING

HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368, (Fiscal Review 4/2/18) - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2339 - Lynch

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTIETH DAY, THURSDAY, APRIL 5, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Say to them that are of a fearful heart, be strong, fear not; behold your God will come and save you. (Isaiah 35:4)

Almighty and Everlasting God, who has made this earth a magnificent place in which we can live, reveal to us Your will and renew Your love in us that by responding to You we may learn to live together in peace and love.

Help us to feel Your presence within us this day seeking to guide us as we determine our decisions and striving to assist us in leading our people along the roads to righteousness and love, and our State along the ways of justice and peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-ninth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Morris (140)

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2339, relating to the Missouri military community reinvestment act, was taken up by Representative Lynch.

On motion of Representative Lynch, **HCS HB 2339** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stevens 46	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Barnes 60	Carpenter	Conway 10	Curtis	DeGroot
Ellebracht	Fitzpatrick	Houghton	Mitten	Morris 140
Morse 151	Newman	Peters	Rehder	Schroer
Smith 85	Spencer	Stephens 128	Swan	Trent
Washington	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1633, relating to convictions of included offenses, was taken up by Representative Corlew.

Representative Eggleston assumed the Chair.

On motion of Representative Corlew, **HB 1633** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Franks Jr	Gray
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Peters	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 012

Cookson	Curtis	Ellebracht	Fraker	Gannon
Houghton	Korman	Lant	Newman	Rehder
Smith 85	Stephens 128			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS#2 HB 1973, relating to agricultural stormwater discharge, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HCS#2 HB 1973** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Gray	Green
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Cookson	Curtis	Ellebracht
Ellington	Gannon	Houghton	Mathews	Mitten
Newman	Peters	Rehder	Roberts	Roeber
Smith 85	Stephens 128	Mr. Speaker		

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HBs 2337 & 2272 was moved to the Informal Calendar.

HCS HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HCS HB 1574** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Barnes 60	Beard	Ellebracht	Houghton
Mathews	Matthiesen	McCann Beatty	Newman	Peters
Pierson Jr	Rehder	Roberts	Smith 85	Stephens 128

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 1832, relating to merchandising practices, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HB 1832** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Hurst	Marshall	Moon	Pogue	Washington

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Chipman	Conway 104	Ellebracht
Gannon	Houghton	Matthiesen	McGee	Neely
Newman	Peters	Pfautsch	Rehder	Roberts
Runions	Smith 85	Stephens 128		

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 1667, relating to child custody arrangements, was taken up by Representative Swan.

On motion of Representative Swan, **HCS HB 1667** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 007

Henderson	Meredith 71	Mitten	Pogue	Stevens 46
Unsicker	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 017

Anders	Barnes 60	Chipman	Ellebracht	Haahr
Houghton	Matthiesen	McGee	Newman	Peters
Pietzman	Rehder	Roberts	Runions	Smith 85
Stephens 128	Washington			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 1368, relating to the Missouri returning heroes education act, was taken up by Representative Basye.

On motion of Representative Basye, **HCS HB 1368** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Anders	Austin	Barnes 60	Ellebracht	Haahr
Houghton	McGee	Newman	Peters	Pietzman
Rehder	Roberts	Runions	Smith 85	Stephens 128
Washington	Mr. Speaker			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 2183, relating to licensure of healthcare facilities, was taken up by Representative Bondon.

On motion of Representative Bondon, **HB 2183** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Ellebracht	Ellington
Haahr	Houghton	McGee	Newman	Peters
Pietzman	Pike	Rehder	Roberts	Runions
Smith 85	Stephens 128	Vescovo	Wessels	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 2039, relating to the Missouri Route 66 centennial commission, was taken up by Representative Fraker.

On motion of Representative Fraker, **HB 2039** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Brown 57	Cornejo
Ellebracht	Ellington	Haahr	Houghton	McGee
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stephens 128	Vescovo	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 1257, relating to hiring preference for veterans, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 1257** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Barnes 60	Burns	Corlew	Ellebracht
Ellington	Houghton	Kelly 141	McGee	Mitten
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stephens 128	Walsh	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 2105 was moved to the Informal Calendar.

HB 1516, relating to chiropractic services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HB 1516** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood			

NOES: 004

Eggleston	Neely	Pogue	White

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Barnes 60	Burns	Curtis	Dogan
Ellebracht	Ellington	Franks Jr	Houghton	Kelly 141
McGee	Newman	Peters	Pietzman	Rehder
Roberts	Runions	Smith 85	Stephens 128	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

THIRD READING OF HOUSE BILLS - REVISION

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HRB 1** was read the third time and passed by the following vote:

AYES: 126

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Barnes 28	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 016

Baringer	Beck	Brown 27	Burnett	Butler
Carpenter	Conway 10	Franks Jr	May	McCreery
Mitten	Morgan	Mosley	Pogue	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 019

Adams	Anders	Barnes 60	Burns	Cookson
Ellebracht	Ellington	Houghton	Kelly 141	McGee
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stephens 128	Mr. Speaker	

VACANCIES: 002

Representative Eggleston declared the bill passed.

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2332**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Swan and Wood

Noes (1): Spencer

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2555**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Spencer, Swan and Wood

Noes (0)

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 681**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Swan and Wood

Noes (2): Bahr and Spencer

Absent (2): Barnes (60) and Roeber

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2415**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Baringer, Brattin, Dogan, Hannegan, Houghton, McGaugh and Wilson

Noes (3): Adams, Burnett and Wessels

Absent (2): Grier and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1488**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (0)

Absent (2): Grier and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2712**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, McGaugh, Wessels and Wilson

Noes (1): Brattin

Absent (2): Grier and Muntzel

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1502**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Grier, Helms, Mathews, McGee, Ross, Sommer and Walker (74)

Noes (2): Neely and White

Absent (1): Franklin

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 5612**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 83**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2425**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (3): Bangert, Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2439**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Spencer and Tate

Noes (0)

Present (1): Matthiesen

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2522**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 88**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Conway (10), Davis, Dohrman, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (3): Brattin, Gray and Shumake

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 768**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Curtman, Eggleston, Gray, Kelley (127), Roden and Shull (16)

Noes (0)

Absent (5): Cross, Ellington, Mosley, Rhoads and Schroer

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Berry, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Carpenter and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1260**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Barnes (60), Evans, Mathews, Roeber, Sommer and Wiemann

Noes (5): Berry, Corlew, Franks Jr., Runions and Unsicker

Absent (3): Austin, Carpenter and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1664**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (1): Roeber

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2125**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (5): Barnes (60), Berry, Carpenter, Franks Jr. and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2153**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2180**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2335**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2383**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Runions

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2411**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2506**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Carpenter, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Present (2): Barnes (60) and Corlew

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2538**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes (60), Berry, Carpenter, Corlew, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 5237**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS#2 HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2211**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2232**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Gregory, Haahr, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2393**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2580**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Eggleston, Gregory, Houx, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2607**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2681**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Butler, Eggleston, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (2): Bondon and Gregory

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1261 - Fiscal Review
HB 1275 - Fiscal Review

HB 1419 - Fiscal Review
HCS HB 2255 - Fiscal Review
HCS HB 2540 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 592 - Fiscal Review

RE-REFERRAL OF SENATE BILLS

The following Senate Bills were re-referred to the Committee indicated:

SCS SB 672 - Special Committee to Improve the Care and Well-being of Young People
SB 850 - Children and Families
SB 981 - Insurance Policy

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, April 9, 2018.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Justin Hill, District 108, hereby state and affirm that my vote was incorrectly recorded as "absent with leave" on the motion by which HB 2012 was read the third time and passed on Page 1504 of the Journal of the House for the Forty-sixth day, Thursday, March 29, 2018. Pursuant to House Rule 94, I ask that the Journal be corrected to note that I was in the chamber while the board was open, and I did, in fact, vote “Yes.”

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April, 2018.

/s/ Justin Hill
State Representative

State of Missouri
County of Cole

Subscribed and sworn to before me this 5th day of April in the year 2018.

/s/ Leann M. Hager
Notary Public

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925
Executive session will be held: SS SCS SB 547, SCS SB 787
Executive session may be held on any matter referred to the committee.
Added SS SCS SBs SB 627 and 925.
AMENDED

BUDGET
Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1450, HB 2649
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2530, HB 2591, SB 850
Executive session will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
Removed SCS SB 672 and added SB 850.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869
Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: SB 743, SS SCS SBs 894 & 921
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 769
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, April 9, 2018, 2:00 PM, House Hearing Room 4.
Executive session will be held: HB 1275, HB 1419, HCS HB 2105, HCS HB 2255, SS SCS SB 592
Executive session may be held on any matter referred to the committee.
Added HB 1419, HCS HB 2105 and SS SCS SB 592.
AMENDED

GENERAL LAWS
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2569, SS#2 SCS SB 590, SS SB 666, SB 909, SB 951
Executive session will be held: HB 1882, HB 1993, HB 2302, HB 2413, SB 581, SB 625
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1448, HB 1924, HB 2370, SS SCS SB 600, SB 693, SB 871
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1708, SS SB 870
Executive session will be held: HB 2416, HB 2420, HB 2621
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433
Executive session will be held: SB 660, SB 840, HB 2209
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SB 575, SB 981, HB 2612
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition. Discussion of interim activities

JUDICIARY
Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1969, HB 1648, SCS SBs 946 & 947, SB 800
Executive session will be held: HB 1891, HB 1255, HB 1399, SB 806, SB 793
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the chair.

PENSIONS
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: SCS SB 892, HB 2660
Executive session will be held: SCS SB 892
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HCB 14, HCB 15, HCB 23
Executive session will be held: HCS HB 1444, HCS HB 1712, HB 1977, HCS HB 2295, HB 2480, HB 2644, SCS SB 644, HCS SCS SB 718, HCS SS SCS SB 826, HCB 14, HCB 15, HCB 23, HCS HB 1929
Executive session may be held on any matter referred to the committee.
HB 1929 added
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 9, 2018, 2:30 PM, House Hearing Room 3.
Executive session will be held: SS SCS SB 549, HCS SB 569, SS SCS SB 593, SB 594, SB 573, HCS SS SB 608, HCS SCS SB 623, SB 626, SB 708, HCS HB 1311, HB 2632, HCR 96
Executive session may be held on any matter referred to the committee.
CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SB 695
Executive session will be held: HB 1825, HB 1975, HB 2548, HB 2507
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, April 9, 2018, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 2635
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 11, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, April 9, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: SB 819, SCS SB 672
Executive session will be held: HB 1440, HB 1441
Executive session may be held on any matter referred to the committee.
Removed SB 850 and added SCS SB 672.
AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, April 9, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MISSOURI 529 SAVINGS PROGRAMS
Monday, April 9, 2018, upon conclusion of Elementary and Secondary Education Committee, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Informational meeting.

TRANSPORTATION
Monday, April 9, 2018, 2:00 PM, House Hearing Room 5.
Executive session will be held: HJR 84, HB 2496, SB 757, SCS SB 814
Executive session may be held on any matter referred to the committee.
Added HB 2496, SB 757 and SCS SB 814
AMENDED

TRANSPORTATION
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, April 9, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2717, HB 1964, SB 631, SCS SBs 632 & 675, SS SB 882
Executive session will be held: HB 2620
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-FIRST DAY, MONDAY, APRIL 9, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 2129 - Cookson
HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo

HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.
HCR 55 - Basye
HCR 58 - Spencer
HCR 63 - Haefner
HCR 64 - Shaul (113)
HCR 59 - May

HOUSE BILLS FOR THIRD READING

HB 1296 - Kelley (127)
HCS HB 2255, (Fiscal Review 4/5/18) - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419, (Fiscal Review 4/5/18) - Haefner
HB 1275, (Fiscal Review 4/5/18) - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540, (Fiscal Review 4/5/18) - Haahr
HB 2562 - Austin

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick

SENATE BILLS FOR THIRD READING

SB 649 - Engler
SS SCS SB 592, (Fiscal Review 4/5/18) - Shaul (113)

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FIRST DAY, MONDAY, APRIL 9, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Rick Brattin.

Our good and gracious Heavenly Father, we come before You today humbly seeking after Your guidance and Your unchanging truth to call all in the chamber to live out a life of faith, holiness, and righteousness in accordance with Your holy word, not giving lip service to faith but living out our faith in action.

As John, the apostle of love, wrote in 1 John 2:3-4: *Now by this we know that we know Him, if we keep His commandments. He who says, "I know Him," and does not keep His commandments, is a liar, and the truth is not in him.*

We are indeed a state and a people in whom "God we trust," a people in full submission to Your authority and to Your moral absolutes. Help each person here to be bold and courageous and to do what is right according to God regardless the cost!

In Your son Jesus Christ's name we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jordyn Cassaday and Camden Cassaday.

The Journal of the fiftieth day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill

Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Peters	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Ellington

PRESENT: 001

Lichtenegger

ABSENT WITH LEAVE: 016

Black	Conway 10	Cross	Curtis	Curtman
Green	May	McGee	Morris 140	Newman
Rehder	Roeber	Rowland 29	Smith 85	Spencer
Washington				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Conway (104), Haefner, Morgan, Smith (163), Wessels, Wiemann and Wood

Noes (1): Unsicker

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 2337 & 2272, relating to insurance companies, was taken up by Representative Stephens (128).

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Justus	Kelley 127	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Stevens 46	Swan

Tate	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood				

NOES: 029

Anderson	Bahr	Berry	Brattin	Chipman
Christofanelli	Curtman	Ellington	Fitzpatrick	Grier
Hannegan	Hill	Hurst	Johnson	Kelly 141
Kidd	Marshall	McDaniel	McGaugh	Moon
Pietzman	Pogue	Rehder	Ross	Smith 163
Stacy	Taylor	Trent	Wilson	

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 010

Barnes 60	Cross	Gray	Green	Morris 140
Newman	Peters	Rowland 29	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1296, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HB 1296** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morse 151	Mosley	Muntzel

Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 012

Barnes 60	Carpenter	Cross	Gannon	Gray
Green	Morris 140	Newman	Peters	Rowland 29
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative, was taken up by Representative Korman.

On motion of Representative Korman, **HCS HB 2255** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151

Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	

NOES: 008

Burnett	Hurst	Marshall	Moon	Pogue
Quade	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 014

Alferman	Barnes 60	Brown 57	Cornejo	Cross
Fraker	Gray	Green	Kelly 141	Newman
Peters	Rowland 29	Smith 85	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1499, relating to long-acting reversible contraceptives, was taken up by Representative Dogan.

On motion of Representative Dogan, **HB 1499** was read the third time and passed by the following vote:

AYES: 133

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wood		

NOES: 010

Bahr	Brown 57	Curtman	Higdon	Hill
Marshall	McDaniel	Pogue	Stacy	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Cornejo	Cross	DeGroot
Fraker	Gray	Green	Kelley 127	McCann Beatty
Newman	Peters	Roden	Rowland 29	Smith 85
Vescovo	White	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2231, relating to land surveyors, was taken up by Representative Ross.

On motion of Representative Ross, **HB 2231** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt

Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 002

Burnett	Higdon

PRESENT: 000

ABSENT WITH LEAVE: 012

Chipman	Cookson	Cross	Gray	Green
McCann Beatty	Mitten	Newman	Peters	Rowland 29
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1419, relating to occupations and professions, was taken up by Representative Haefner.

On motion of Representative Haefner, **HB 1419** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Rone	Ross	Rowland 155

Runions	Ruth	Schroer	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Marshall	McDaniel	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Cross	Engler	Gray	Green
Helms	Higdon	Neely	Newman	Peters
Roden	Roeber	Rowland 29	Shaul 113	Smith 85
White				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1275, relating to the establishment of a work-study program, was taken up by Representative Kendrick.

On motion of Representative Kendrick, **HB 1275** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 007

Chipman	Curtis	Hurst	Marshall	McDaniel
Moon	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 009

Berry	Brattin	Cross	Gray	Higdon
Newman	Peters	Rowland 29	Smith 85	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1629, relating to the licensure of psychologists, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1629** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer

Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 003

Marshall	McDaniel	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Berry	Brown 57	Chipman	Cookson
Cross	Gray	Higdon	Justus	Newman
Peters	Roden	Rowland 29	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1252, relating to low-dose mammography screening, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1252** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Marshall	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Berry	Chipman	Cookson	Cornejo
Cross	Franks Jr	Gray	Higdon	Newman
Peters	Rowland 29	Smith 85	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2562, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, **HB 2562** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Berry	Cookson	Cross	Gray	Higdon
Newman	Peters	Reisch	Rone	Rowland 29
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1261 and **HCS HB 2540** were placed on the Informal Calendar.

Speaker Richardson assumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 2286, relating to local log trucks, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HB 2286** was agreed to.

Representative Baringer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2286, Page 9, Section 301.010, Line 297, by inserting immediately after said section and line the following:

"301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of registration and the right to use the number plates shall expire and the number plates shall be removed by the owner at the time of the transfer of possession, and it shall be unlawful for any person other than the person to whom such number plates were originally issued to have the same in his or her possession whether in use or not, unless such possession is solely for charitable purposes; except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more than thirty days, or no more than ninety days if the dealer is selling the motor vehicle under the provisions of section 301.213. As used in this subsection, the term "trade-in motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or trailer are still valid.

2. In the case of a transfer of ownership the original owner may register another motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that originally registered. When such motor vehicle is of greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, applicant shall pay a transfer fee of two dollars and a pro rata portion for the difference in fees. When such vehicle is of less horsepower, gross weight or (in case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, applicant shall not be entitled to a refund.

3. License plates may be transferred from a motor vehicle which will no longer be operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay a transfer fee of two dollars if the newly purchased vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that of the vehicle which will no longer be operated. When the newly purchased motor vehicle is of greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two dollars and a pro rata portion of the difference in fees. When the newly purchased vehicle is of less horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

4. The director of the department of revenue shall have authority to produce or allow others to produce a weather resistant, nontearing temporary permit authorizing the operation of a motor vehicle or trailer by a buyer for not more than thirty days, or no more than ninety days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, from the date of purchase. The temporary permit authorized under this section may be purchased by the purchaser of a motor vehicle or trailer from the central office of the department of revenue or from an authorized agent of the department of revenue upon proof of purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer and upon proof of financial responsibility, or from a motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer, or from a motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has registered and is awaiting receipt of registration plates. The director of the department of revenue or a producer authorized by the director of the department of revenue may make temporary permits available to registered dealers in this state, authorized agents of the department of revenue or the department of revenue. The price paid by a motor vehicle dealer, an authorized agent of the department of revenue or the department of revenue for a temporary permit shall not exceed five dollars for each permit. The director of the department of revenue shall direct motor vehicle dealers and authorized agents to obtain temporary permits from an authorized producer. Amounts received by the director of the department of revenue for temporary permits shall constitute state revenue; however, amounts received by an authorized producer other than the director of the department of revenue shall not constitute state revenue and any amounts received by motor vehicle dealers or authorized agents for temporary permits purchased from a producer other than the director of the department of revenue shall not constitute state revenue. In no event shall revenues from the general revenue fund or any other state fund be utilized to compensate motor vehicle dealers or other producers for their role in producing temporary permits as authorized under this section. Amounts that do not constitute state revenue under this section shall also not constitute fees for registration or certificates of title to be collected by the director of the department of revenue under section 301.190. No motor vehicle dealer, authorized agent or the department of revenue shall charge more than five dollars for each permit issued. The permit shall be valid for a period of thirty days, or no more than ninety days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, from the date of purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle or trailer by a motor vehicle dealer for which the purchaser obtains a permit as set out above. No permit shall be issued for a vehicle under this section unless the buyer shows proof of financial responsibility. Each temporary permit issued shall be securely fastened to the back or rear of the motor vehicle in a manner and place on the motor vehicle consistent with registration plates so that all parts and qualities of the temporary permit thereof shall be plainly and clearly visible, reasonably clean and are not impaired in any way.

5. The permit shall be issued on a form prescribed by the director of the department of revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer purchased to enable the applicant to temporarily operate the motor vehicle while proper title and registration plates are being obtained, or while awaiting receipt of registration plates, and shall be displayed on no other motor vehicle. Temporary permits issued pursuant to this section shall not be transferable or renewable**, [**~~and~~**]** shall not be valid upon issuance of proper registration plates for the motor vehicle or trailer**, and shall be returned to the department or to the department's agent upon the issuance of such proper registration plates. Any temporary permit returned to the department or to the department's agent shall be immediately destroyed. The provisions of this subsection shall not apply to temporary permits issued for commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight**. The director of the department of revenue shall determine the size, material, design, numbering configuration, construction, and color of the permit. The director of the department of revenue, at his or her discretion, shall have the authority to reissue, and thereby extend the use of, a temporary permit previously and legally issued for a motor vehicle or trailer while proper title and registration are being obtained.

6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection by proper officers, an accurate record of each permit issued by recording the permit number, the motor vehicle dealer's number, buyer's name and address, the motor vehicle's year, make, and manufacturer's vehicle identification number, and the permit's

date of issuance and expiration date. Upon the issuance of a temporary permit by either the central office of the department of revenue, a motor vehicle dealer or an authorized agent of the department of revenue, the director of the department of revenue shall make the information associated with the issued temporary permit immediately available to the law enforcement community of the state of Missouri.

7. Upon the transfer of ownership of any currently registered motor vehicle wherein the owner cannot transfer the license plates due to a change of motor vehicle category, the owner may surrender the license plates issued to the motor vehicle and receive credit for any unused portion of the original registration fee against the registration fee of another motor vehicle. Such credit shall be granted based upon the date the license plates are surrendered. No refunds shall be made on the unused portion of any license plates surrendered for such credit.

8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.

9. An additional temporary license plate produced in a manner and of materials determined by the director to be the most cost-effective means of production with a configuration that matches an existing or newly issued plate may be purchased by a motor vehicle owner to be placed in the interior of the vehicle's rear window such that the driver's view out of the rear window is not obstructed and the plate configuration is clearly visible from the outside of the vehicle to serve as the visible plate when a bicycle rack or other item obstructs the view of the actual plate. Such temporary plate is only authorized for use when the matching actual plate is affixed to the vehicle in the manner prescribed in subsection 5 of section 301.130. The fee charged for the temporary plate shall be equal to the fee charged for a temporary permit issued under subsection 4 of this section. Replacement temporary plates authorized in this subsection may be issued as needed upon the payment of a fee equal to the fee charged for a temporary permit under subsection 4 of this section. The newly produced third plate may only be used on the vehicle with the matching plate, and the additional plate shall be clearly recognizable as a third plate and only used for the purpose specified in this subsection.

10. Notwithstanding the provisions of section 301.217, the director may issue a temporary permit to an individual who possesses a salvage motor vehicle which requires an inspection under subsection 9 of section 301.190. The operation of a salvage motor vehicle for which the permit has been issued shall be limited to the most direct route from the residence, maintenance, or storage facility of the individual in possession of such motor vehicle to the nearest authorized inspection facility and return to the originating location. Notwithstanding any other requirements for the issuance of a temporary permit under this section, an individual obtaining a temporary permit for the purpose of operating a motor vehicle to and from an examination facility as prescribed in this subsection shall also purchase the required motor vehicle examination form which is required to be completed for an examination under subsection 9 of section 301.190 and provide satisfactory evidence that such vehicle has passed a motor vehicle safety inspection for such vehicle as required in section 307.350.

11. The director of the department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

12. The repeal and reenactment of this section shall become effective on the date the department of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits described in subsection 4 of such section, or on July 1, 2013, whichever occurs first. If the director of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits prior to July 1, 2013, the director of the department of revenue shall notify the revisor of statutes of such fact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

On motion of Representative Baringer, **House Amendment No. 1** was adopted.

On motion of Representative Kelly (141), **HB 2286, as amended**, was ordered perfected and printed.

HB 2360, relating to the public safety officer or employee survivor grant program, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HB 2360**, relating to public safety officer or employee survivor benefits, was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2360, Page 4, Section 173.260, Line 103, by inserting after all of said line the following:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services **[**~~, division of regulation and licensure, 19 CSR 30-40.005, et seq.~~**]**;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) **"Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

[~~(3)~~**] (4)** "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** who, at the time of the **[**~~law enforcement officer's, emergency medical technician's, air ambulance pilot's, air ambulance registered professional nurse's, or firefighter's~~**] public safety officer's** fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

[~~(4)~~**] (5)** "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[~~(5)~~**] (6)** "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

[~~(6)~~**] (8)** "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is traveling to or from employment; or the **[**~~law enforcement officer, emergency medical technician, air ambulance~~

~~pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

[~~(7)~~**] (9)** "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

[~~(8)~~**] (10)** "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

[~~(9)~~**] (12)** "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

[~~(10)~~**] (13)** "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**. If a claim is made within one year of the date of death of a **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter if there is no child who survived the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**, and a surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(4) If there is no surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** to receive benefits under this subsection in the most recently executed designation of beneficiary of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** to receive benefits under the most recently executed life insurance policy of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a);

(5) To the surviving parent, or parents, in equal shares, of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the

biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1** was adopted.

On motion of Representative Redmon, **HB 2360, as amended**, was ordered perfected and printed.

HB 2117, relating to eye drops for newborn infants, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 2117** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Pfautsch, **HB 2117** was ordered perfected and printed.

HCS HB 1591, relating to watercraft operation, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 1591** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1591, Page 3, Section 306.100, Line 64, by deleting the word "**subsections**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said bill, page and section, Line 67, by deleting the word "**section**" and inserting in lieu thereof the following:

"**subsection or subsection 7 or 8 of this section**"; and

Further amend said bill, Page 4, Section 306.125, Line 13, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

Representative Conway (104) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1591, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"306.030. 1. The owner of each vessel requiring numbering by this state shall file an application for number with the department of revenue on forms provided by it. The application shall contain a full description of the vessel, factory number or serial number, together with a statement of the applicant's source of title and of any liens or encumbrances on the vessel. For good cause shown the director of revenue may extend the period of time for making such application. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true, and, if satisfied that the applicant is the lawful owner of such vessel, or otherwise entitled to have the same registered in his or her name, shall thereupon issue an appropriate certificate of title over the director's signature and sealed with the seal of the director's office, procured and used for such purpose, and a certificate of number stating the number awarded to the vessel. The application shall include a provision stating that the applicant will consent to any inspection necessary to determine compliance with the provisions of this chapter and shall be signed by the owner of the vessel and shall be accompanied by the fee specified in subsection 10 of this section. The owner shall paint on or attach to each side of the bow of the vessel the identification number in a manner as may be prescribed by rules and regulations of the division of water safety in order that it may be clearly visible. The number shall be maintained in legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the vessel for which issued, whenever the vessel is in operation. The operator of a vessel in which such certificate of number is not available for inspection by the water patrol division or, if the operator cannot be determined, the person who is the registered owner of the vessel shall be subject to the penalties provided in section 306.210. Vessels owned by the state or a political subdivision shall be registered but no fee shall be assessed for such registration.

2. Each new vessel sold in this state after January 1, 1970, shall have die stamped on or within three feet of the transom or stern a factory number or serial number.

3. The owner of any vessel already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall record the number prior to operating the vessel on the waters of this state in excess of the sixty-day reciprocity period provided for in section 306.080. The recordation and payment of registration fee shall be in the manner and pursuant to the procedure required for the award of a number under subsection 1 of this section. No additional or substitute number shall be issued unless the number is a duplicate of an existing Missouri number.

4. In the event that an agency of the United States government shall have in force an overall system of identification numbering for vessels within the United States, the numbering system employed pursuant to this chapter by the department of revenue shall be in conformity therewith.

5. All records of the department of revenue made and kept pursuant to this section shall be public records.

6. Every certificate of number awarded pursuant to this chapter shall continue in force and effect for a period of three years unless sooner terminated or discontinued in accordance with the provisions of this chapter. Certificates of number may be renewed by the owner in the same manner provided for in the initial securing of the same or in accordance with the provisions of sections 306.010 to 306.030.

7. The department of revenue shall fix the days and months of the year on which certificates of number due to expire during the calendar year shall lapse and no longer be of any force and effect unless renewed pursuant to this chapter and may stagger such dates in order to distribute the workload.

8. When applying for or renewing a vessel's certificate of number, the owner shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the year in which the renewal is due and which reflects that the vessel being renewed is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner's property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

9. When applying for or renewing a certificate of registration for a vessel documented with the United States Coast Guard under section 306.016, owners of vessels shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the renewal is due and which

reflects that the vessel is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner's property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

10. The fee to accompany each application for a certificate of number is:

For vessels under 16 feet in length $25.00
For vessels at least 16 feet in length but less than 26 feet in length $55.00
For vessels at least 26 feet in length but less than 40 feet in length $100.00
For vessels at least 40 feet and over $150.00

11. The certificate of title and certificate of number issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection.

12. **For fiscal years ending before July 1, 2019,** the first two million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of two million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.

13. **Beginning July 1, 2019, the first one million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of one million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.**

14. Notwithstanding the provisions of subsection 10 of this section, vessels at least sixteen feet in length but less than twenty-eight feet in length, that are homemade, constructed out of wood, and have a beam of five feet or less, shall pay a fee of fifty-five dollars which shall accompany each application for a certification number."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 2** was adopted.

Representative Ross offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1591, Page 4, Section 306.125, Line 26, by inserting immediately after all of said section and line the following:

"306.126. 1. The operator of a motorboat shall not allow any person to ride or sit on the gunwales, decking over the bow, railing, top of seat back or decking over the back of the motorboat while under way, unless such person is inboard of adequate guards or railing provided on the motorboat to prevent a passenger from being lost overboard. As used in this section, the term "adequate guards or railing" means guards or railings having a height parameter of at least six inches but not more than eighteen inches. Nothing in this section shall be construed to mean that passengers or other persons aboard a motorboat cannot occupy the decking over the bow of the boat to moor it to a mooring buoy or to cast off from such a buoy, or for any other necessary purpose. The provisions of this section shall not apply to vessels propelled by sail **or vessels propelled by jet motors or propellers operating on a stretch of waterway not created or widened by impoundment**.

2. Whenever any person leaves any watercraft, other than a personal watercraft, on the waters of the Mississippi River, the waters of the Missouri River or the lakes of this state and enters the water between the hours of 11:00 a.m. and sunset, the operator of such watercraft shall display on the watercraft a red or orange flag measuring not less than twelve inches by twelve inches. The provisions of this subsection shall not apply to watercraft that is moored or anchored. The flag required by this subsection shall be visible for three hundred sixty degrees around the horizon when displayed and shall be displayed only when an occupant of the watercraft has left the confines of the watercraft and entered the water. The flag required by this subsection shall not be displayed when the watercraft is engaged in towing any person, but shall be displayed when such person has ceased being towed and has reentered the water.

3. No operator shall knowingly operate any watercraft within fifty yards of a flag required by subsection 2 of this section at a speed in excess of a slow-no wake speed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ross, **House Amendment No. 3** was adopted.

On motion of Representative Wood, **HCS HB 1591, as amended**, was adopted.

On motion of Representative Wood, **HCS HB 1591, as amended**, was ordered perfected and printed.

HB 2336, relating to children being placed in the custody of certain offenders, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 2336**, relating to criminal offenses, was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2336, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"195.003. In any case where there is a violation of this chapter **or chapter 579**, a judge may, upon a finding of guilt, order a defendant to pay for costs for testing of the substance or substances at a private laboratory."; and

Further amend said bill, Page 3, Section 211.038, Line 28, by inserting immediately after said section and line the following:

"303.025. 1. No owner of a motor vehicle registered in this state, or required to be registered in this state, shall operate, register or maintain registration of a motor vehicle, or permit another person to operate such vehicle, unless the owner maintains the financial responsibility which conforms to the requirements of the laws of this state. No nonresident shall operate or permit another person to operate in this state a motor vehicle registered to such nonresident unless the nonresident maintains the financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence. Furthermore, no person shall operate a motor vehicle owned by another with the knowledge that the owner has not maintained financial responsibility unless such person has financial responsibility which covers the person's operation of the other's vehicle; however, no owner or nonresident shall be in violation of this subsection if he or she fails to maintain financial responsibility on a motor vehicle which is inoperable or being stored and not in operation. The director may prescribe rules and regulations for the implementation of this section.

2. A motor vehicle owner shall maintain the owner's financial responsibility in a manner provided for in section 303.160, or with a motor vehicle liability policy which conforms to the requirements of the laws of this state. A nonresident motor vehicle owner shall maintain the owner's financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence.

3. Any person who violates this section is guilty of a misdemeanor. A first violation of this section shall be punishable as a class D misdemeanor. A second or subsequent violation of this section shall be punishable **[**~~by imprisonment in the county jail for a term not to exceed fifteen days and/or a fine not to exceed five hundred dollars~~**]** **as a class C misdemeanor**. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021. However, no person shall be found guilty of violating this section if the operator demonstrates to the court that he or she met the financial responsibility requirements of this section at

the time the peace officer, commercial vehicle enforcement officer or commercial vehicle inspector wrote the citation. In addition to any other authorized punishment, the court shall notify the director of revenue of any person convicted pursuant to this section and shall do one of the following:

(1) Enter an order suspending the driving privilege as of the date of the court order. If the court orders the suspension of the driving privilege, the court shall require the defendant to surrender to it any driver's license then held by such person. The length of the suspension shall be as prescribed in subsection 2 of section 303.042. The court shall forward to the director of revenue the order of suspension of driving privilege and any license surrendered within ten days;

(2) Forward the record of the conviction for an assessment of four points;

(3) In lieu of an assessment of points, render an order of supervision as provided in section 302.303. An order of supervision shall not be used in lieu of points more than one time in any thirty-six-month period. Every court having jurisdiction pursuant to the provisions of this section shall forward a record of conviction to the Missouri state highway patrol, or at the written direction of the Missouri state highway patrol, to the department of revenue, in a manner approved by the director of the department of public safety. The director shall establish procedures for the record keeping and administration of this section; or

(4) For a nonresident, suspend the nonresident's driving privileges in this state in accordance with section 303.030 and notify the official in charge of the issuance of licenses and registration certificates in the state in which such nonresident resides in accordance with section 303.080.

4. Nothing in sections 303.010 to 303.050, 303.060, 303.140, 303.220, 303.290, 303.330 and 303.370 shall be construed as prohibiting the department of insurance, financial institutions and professional registration from approving or authorizing those exclusions and limitations which are contained in automobile liability insurance policies and the uninsured motorist provisions of automobile liability insurance policies.

5. If a court enters an order of suspension, the offender may appeal such order directly pursuant to chapter 512 and the provisions of section 302.311 shall not apply."; and

Further amend said bill, Page 11, Section 452.400, Line 140, by inserting immediately after all of said section and line the following:

"488.029. There shall be assessed and collected a surcharge of one hundred fifty dollars in all criminal cases for any violation of chapter 195 **or chapter 579** in which a crime laboratory makes analysis of a controlled substance, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state or when a criminal proceeding or the defendant has been dismissed by the court. The moneys collected by clerks of the courts pursuant to the provisions of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. All such moneys shall be payable to the director of revenue, who shall deposit all amounts collected pursuant to this section to the credit of the state forensic laboratory account to be administered by the department of public safety pursuant to section 650.105.

556.061. In this code, unless the context requires a different definition, the following terms shall mean:

(1) "Access", to instruct, communicate with, store data in, retrieve or extract data from, or otherwise make any use of any resources of, a computer, computer system, or computer network;

(2) "Affirmative defense":

(a) The defense referred to is not submitted to the trier of fact unless supported by evidence; and

(b) If the defense is submitted to the trier of fact the defendant has the burden of persuasion that the defense is more probably true than not;

(3) "Burden of injecting the issue":

(a) The issue referred to is not submitted to the trier of fact unless supported by evidence; and

(b) If the issue is submitted to the trier of fact any reasonable doubt on the issue requires a finding for the defendant on that issue;

(4) "Commercial film and photographic print processor", any person who develops exposed photographic film into negatives, slides or prints, or who makes prints from negatives or slides, for compensation. The term commercial film and photographic print processor shall include all employees of such persons but shall not include a person who develops film or makes prints for a public agency;

(5) "Computer", the box that houses the central processing unit (CPU), along with any internal storage devices, such as internal hard drives, and internal communication devices, such as internal modems capable of sending or receiving electronic mail or fax cards, along with any other hardware stored or housed internally. Thus,

computer refers to hardware, software and data contained in the main unit. Printers, external modems attached by cable to the main unit, monitors, and other external attachments will be referred to collectively as peripherals and discussed individually when appropriate. When the computer and all peripherals are referred to as a package, the term "computer system" is used. Information refers to all the information on a computer system including both software applications and data;

(6) "Computer equipment", computers, terminals, data storage devices, and all other computer hardware associated with a computer system or network;

(7) "Computer hardware", all equipment which can collect, analyze, create, display, convert, store, conceal or transmit electronic, magnetic, optical or similar computer impulses or data. Hardware includes, but is not limited to, any data processing devices, such as central processing units, memory typewriters and self-contained laptop or notebook computers; internal and peripheral storage devices, transistor-like binary devices and other memory storage devices, such as floppy disks, removable disks, compact disks, digital video disks, magnetic tape, hard drive, optical disks and digital memory; local area networks, such as two or more computers connected together to a central computer server via cable or modem; peripheral input or output devices, such as keyboards, printers, scanners, plotters, video display monitors and optical readers; and related communication devices, such as modems, cables and connections, recording equipment, RAM or ROM units, acoustic couplers, automatic dialers, speed dialers, programmable telephone dialing or signaling devices and electronic tone-generating devices; as well as any devices, mechanisms or parts that can be used to restrict access to computer hardware, such as physical keys and locks;

(8) "Computer network", two or more interconnected computers or computer systems;

(9) "Computer program", a set of instructions, statements, or related data that directs or is intended to direct a computer to perform certain functions;

(10) "Computer software", digital information which can be interpreted by a computer and any of its related components to direct the way they work. Software is stored in electronic, magnetic, optical or other digital form. The term commonly includes programs to run operating systems and applications, such as word processing, graphic, or spreadsheet programs, utilities, compilers, interpreters and communications programs;

(11) "Computer-related documentation", written, recorded, printed or electronically stored material which explains or illustrates how to configure or use computer hardware, software or other related items;

(12) "Computer system", a set of related, connected or unconnected, computer equipment, data, or software;

(13) "Confinement":

(a) A person is in confinement when such person is held in a place of confinement pursuant to arrest or order of a court, and remains in confinement until:

a. A court orders the person's release; or

b. The person is released on bail, bond, or recognizance, personal or otherwise; or

c. A public servant having the legal power and duty to confine the person authorizes his release without guard and without condition that he return to confinement;

(b) A person is not in confinement if:

a. The person is on probation or parole, temporary or otherwise; or

b. The person is under sentence to serve a term of confinement which is not continuous, or is serving a sentence under a work-release program, and in either such case is not being held in a place of confinement or is not being held under guard by a person having the legal power and duty to transport the person to or from a place of confinement;

(14) "Consent": consent or lack of consent may be expressed or implied. Assent does not constitute consent if:

(a) It is given by a person who lacks the mental capacity to authorize the conduct charged to constitute the offense and such mental incapacity is manifest or known to the actor; or

(b) It is given by a person who by reason of youth, mental disease or defect, intoxication, a drug-induced state, or any other reason is manifestly unable or known by the actor to be unable to make a reasonable judgment as to the nature or harmfulness of the conduct charged to constitute the offense; or

(c) It is induced by force, duress or deception;

(15) "Controlled substance", a drug, substance, or immediate precursor in schedules I through V as defined in chapter 195;

(16) "Criminal negligence", failure to be aware of a substantial and unjustifiable risk that circumstances exist or a result will follow, and such failure constitutes a gross deviation from the standard of care which a reasonable person would exercise in the situation;

(17) "Custody", a person is in custody when he or she has been arrested but has not been delivered to a place of confinement;

(18) "Damage", when used in relation to a computer system or network, means any alteration, deletion, or destruction of any part of the computer system or network;

(19) "Dangerous felony", the felonies of arson in the first degree, assault in the first degree, attempted rape in the first degree if physical injury results, attempted forcible rape if physical injury results, attempted sodomy in the first degree if physical injury results, attempted forcible sodomy if physical injury results, rape in the first degree, forcible rape, sodomy in the first degree, forcible sodomy, assault in the second degree if the victim of such assault is a special victim as defined in subdivision (14) of section 565.002, kidnapping in the first degree, kidnapping, murder in the second degree, assault of a law enforcement officer in the first degree, domestic assault in the first degree, elder abuse in the first degree, robbery in the first degree, statutory rape in the first degree **[**~~when~~**] if** the victim is a child less than twelve years of age at the time of the commission of the act giving rise to the offense, statutory sodomy in the first degree **[**~~when~~**] if** the victim is a child less than twelve years of age at the time of the commission of the act giving rise to the offense, child molestation in the first or second degree, abuse of a child if the child dies as a result of injuries sustained from conduct chargeable under section 568.060, child kidnapping, **or** parental kidnapping committed by detaining or concealing the whereabouts of the child for not less than one hundred twenty days under section 565.153**[**~~, and an~~**] . A "dangerous felony" shall also include any** "intoxication-related traffic offense" or "intoxication-related boating offense" if**:**

(a) The **[**~~person~~**] offender** is found to be a "habitual offender" or "habitual boating offender" as such terms are defined in section 577.001**; or**

(b) The offender causes the death of any person while the offender had a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol such offender's blood;

(20) "Dangerous instrument", any instrument, article or substance, which, under the circumstances in which it is used, is readily capable of causing death or other serious physical injury;

(21) "Data", a representation of information, facts, knowledge, concepts, or instructions prepared in a formalized or other manner and intended for use in a computer or computer network. Data may be in any form including, but not limited to, printouts, microfiche, magnetic storage media, punched cards and as may be stored in the memory of a computer;

(22) "Deadly weapon", any firearm, loaded or unloaded, or any weapon from which a shot, readily capable of producing death or serious physical injury, may be discharged, or a switchblade knife, dagger, billy club, blackjack or metal knuckles;

(23) "Digital camera", a camera that records images in a format which enables the images to be downloaded into a computer;

(24) "Disability", a mental, physical, or developmental impairment that substantially limits one or more major life activities or the ability to provide adequately for one's care or protection, whether the impairment is congenital or acquired by accident, injury or disease, where such impairment is verified by medical findings;

(25) "Elderly person", a person sixty years of age or older;

(26) "Felony", an offense so designated or an offense for which persons found guilty thereof may be sentenced to death or imprisonment for a term of more than one year;

(27) "Forcible compulsion" either:

(a) Physical force that overcomes reasonable resistance; or

(b) A threat, express or implied, that places a person in reasonable fear of death, serious physical injury or kidnapping of such person or another person;

(28) "Incapacitated", a temporary or permanent physical or mental condition in which a person is unconscious, unable to appraise the nature of his or her conduct, or unable to communicate unwillingness to an act;

(29) "Infraction", a violation defined by this code or by any other statute of this state if it is so designated or if no sentence other than a fine, or fine and forfeiture or other civil penalty, is authorized upon conviction;

(30) "Inhabitable structure", a vehicle, vessel or structure:

(a) Where any person lives or carries on business or other calling; or

(b) Where people assemble for purposes of business, government, education, religion, entertainment, or public transportation; or

(c) Which is used for overnight accommodation of persons.

Any such vehicle, vessel, or structure is inhabitable regardless of whether a person is actually present. If a building or structure is divided into separately occupied units, any unit not occupied by the actor is an inhabitable structure of another;

(31) "Knowingly", when used with respect to:

(a) Conduct or attendant circumstances, means a person is aware of the nature of his or her conduct or that those circumstances exist; or

(b) A result of conduct, means a person is aware that his or her conduct is practically certain to cause that result;

(32) "Law enforcement officer", any public servant having both the power and duty to make arrests for violations of the laws of this state, and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States;

(33) "Misdemeanor", an offense so designated or an offense for which persons found guilty thereof may be sentenced to imprisonment for a term of which the maximum is one year or less;

(34) "Of another", property that any entity, including but not limited to any natural person, corporation, limited liability company, partnership, association, governmental subdivision or instrumentality, other than the actor, has a possessory or proprietary interest therein, except that property shall not be deemed property of another who has only a security interest therein, even if legal title is in the creditor pursuant to a conditional sales contract or other security arrangement;

(35) "Offense", any felony or misdemeanor;

(36) "Physical injury", slight impairment of any function of the body or temporary loss of use of any part of the body;

(37) "Place of confinement", any building or facility and the grounds thereof wherein a court is legally authorized to order that a person charged with or convicted of a crime be held;

(38) "Possess" or "possessed", having actual or constructive possession of an object with knowledge of its presence. A person has actual possession if such person has the object on his or her person or within easy reach and convenient control. A person has constructive possession if such person has the power and the intention at a given time to exercise dominion or control over the object either directly or through another person or persons. Possession may also be sole or joint. If one person alone has possession of an object, possession is sole. If two or more persons share possession of an object, possession is joint;

(39) "Property", anything of value, whether real or personal, tangible or intangible, in possession or in action;

(40) "Public servant", any person employed in any way by a government of this state who is compensated by the government by reason of such person's employment, any person appointed to a position with any government of this state, or any person elected to a position with any government of this state. It includes, but is not limited to, legislators, jurors, members of the judiciary and law enforcement officers. It does not include witnesses;

(41) "Purposely", when used with respect to a person's conduct or to a result thereof, means when it is his or her conscious object to engage in that conduct or to cause that result;

(42) "Recklessly", consciously disregarding a substantial and unjustifiable risk that circumstances exist or that a result will follow, and such disregard constitutes a gross deviation from the standard of care which a reasonable person would exercise in the situation;

(43) "Serious emotional injury", an injury that creates a substantial risk of temporary or permanent medical or psychological damage, manifested by impairment of a behavioral, cognitive or physical condition. Serious emotional injury shall be established by testimony of qualified experts upon the reasonable expectation of probable harm to a reasonable degree of medical or psychological certainty;

(44) "Serious physical injury", physical injury that creates a substantial risk of death or that causes serious disfigurement or protracted loss or impairment of the function of any part of the body;

(45) "Services", when used in relation to a computer system or network, means use of a computer, computer system, or computer network and includes, but is not limited to, computer time, data processing, and storage or retrieval functions;

(46) "Sexual orientation", male or female heterosexuality, homosexuality or bisexuality by inclination, practice, identity or expression, or having a self-image or identity not traditionally associated with one's gender;

(47) "Vehicle", a self-propelled mechanical device designed to carry a person or persons, excluding vessels or aircraft;

(48) "Vessel", any boat or craft propelled by a motor or by machinery, whether or not such motor or machinery is a principal source of propulsion used or capable of being used as a means of transportation on water, or any boat or craft more than twelve feet in length which is powered by sail alone or by a combination of sail and

machinery, and used or capable of being used as a means of transportation on water, but not any boat or craft having, as the only means of propulsion, a paddle or oars;

(49) "Voluntary act":

(a) A bodily movement performed while conscious as a result of effort or determination. Possession is a voluntary act if the possessor knowingly procures or receives the thing possessed, or having acquired control of it was aware of his or her control for a sufficient time to have enabled him or her to dispose of it or terminate his or her control; or

(b) An omission to perform an act of which the actor is physically capable. A person is not guilty of an offense based solely upon an omission to perform an act unless the law defining the offense expressly so provides, or a duty to perform the omitted act is otherwise imposed by law;

(50) "Vulnerable person", any person in the custody, care, or control of the department of mental health who is receiving services from an operated, funded, licensed, or certified program.

566.146. 1. A person commits the offense of sexual conduct in the course of public duty if he or she:

(1) Is a probation or parole officer, a police officer, or an employee of, or assigned to work in, any jail, prison, or correctional facility; and

(2) Engages in sexual conduct while on duty with a witness or with a person who is detained, arrested, or imprisoned.

2. The offense of sexual conduct in the course of public duty is a class D felony.

577.001. As used in this chapter, the following terms mean:

(1) “Aggravated offender”, a person who has been found guilty of:

(a) Three or more intoxication-related traffic offenses committed on separate occasions; or

(b) Two or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(2) “Aggravated boating offender”, a person who has been found guilty of:

(a) Three or more intoxication-related boating offenses; or

(b) Two or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(3) “All-terrain vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand pounds or less, traveling on three, four or more low pressure tires, with a seat designed to be straddled by the operator, or with a seat designed to carry more than one person, and handlebars for steering control;

(4) “Court”, any circuit, associate circuit, or municipal court, including traffic court, but not any juvenile court or drug court;

(5) “Chronic offender”, a person who has been found guilty of:

(a) Four or more intoxication-related traffic offenses committed on separate occasions; or

(b) Three or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed; or

(c) Two or more intoxication-related traffic offenses committed on separate occasions where both intoxication-related traffic offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(6) “Chronic boating offender”, a person who has been found guilty of:

(a) Four or more intoxication-related boating offenses; or

(b) Three or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; or

(c) Two or more intoxication-related boating offenses committed on separate occasions where both intoxication-related boating offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(7) "Continuous alcohol monitoring", automatically testing breath, blood, or transdermal alcohol concentration levels and tampering attempts at least once every hour, regardless of the location of the person who is being monitored, and regularly transmitting the data. Continuous alcohol monitoring shall be considered an electronic monitoring service under subsection 3 of section 217.690;

(8) "Controlled substance", a drug, substance, or immediate precursor in schedules I to V listed in section 195.017;

(9) "Drive", "driving", "operates" or "operating", physically driving or operating a vehicle or vessel;

(10) "Flight crew member", the pilot in command, copilots, flight engineers, and flight navigators;

(11) "Habitual offender", a person who has been found guilty of:

(a) Five or more intoxication-related traffic offenses committed on separate occasions; or

(b) Four or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed; or

(c) Three or more intoxication-related traffic offenses committed on separate occasions where at least two of the intoxication-related traffic offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(12) "Habitual boating offender", a person who has been found guilty of:

(a) Five or more intoxication-related boating offenses; **[**~~or~~**]**

(b) Four or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; or

(c) Three or more intoxication-related boating offenses committed on separate occasions where at least two of the intoxication-related boating offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; **[**~~or~~

~~(d) While boating while intoxicated, the defendant acted with criminal negligence to:~~

~~a. Cause the death of any person not a passenger in the vessel operated by the defendant, including the death of an individual that results from the defendant's vessel leaving the water; or~~

~~b. Cause the death of two or more persons; or~~

~~c. Cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person's blood;~~**]**

(13) "Intoxicated" or "intoxicated condition", when a person is under the influence of alcohol, a controlled substance, or drug, or any combination thereof;

(14) "Intoxication-related boating offense", operating a vessel while intoxicated; boating while intoxicated; operating a vessel with excessive blood alcohol content or an offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense;

(15) "Intoxication-related traffic offense", driving while intoxicated, driving with excessive blood alcohol content, driving under the influence of alcohol or drugs in violation of a state law, county or municipal ordinance, any federal offense, or any military offense, or an offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense;

(16) "Law enforcement officer" or "arresting officer", includes the definition of law enforcement officer in section 556.061 and military policemen conducting traffic enforcement operations on a federal military installation under military jurisdiction in the state of Missouri;

(17) "Operate a vessel", to physically control the movement of a vessel in motion under mechanical or sail power in water;

(18) "Persistent offender", a person who has been found guilty of:

(a) Two or more intoxication-related traffic offenses committed on separate occasions; or

(b) One intoxication-related traffic offense committed in violation of any state law, county or municipal ordinance, federal offense, or military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(19) "Persistent boating offender", a person who has been found guilty of:

(a) Two or more intoxication-related boating offenses committed on separate occasions; or

(b) One intoxication-related boating offense committed in violation of any state law, county or municipal ordinance, federal offense, or military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(20) "Prior offender", a person who has been found guilty of one intoxication-related traffic offense, where such prior offense occurred within five years of the occurrence of the intoxication-related traffic offense for which the person is charged;

(21) "Prior boating offender", a person who has been found guilty of one intoxication-related boating offense, where such prior offense occurred within five years of the occurrence of the intoxication-related boating offense for which the person is charged.

577.010. 1. A person commits the offense of driving while intoxicated if he or she operates a vehicle while in an intoxicated condition.

2. The offense of driving while intoxicated is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if:

(a) The defendant is a prior offender; or

(b) A person less than seventeen years of age is present in the vehicle;

(3) A class E felony if:

(a) The defendant is a persistent offender; or

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to another person;

(4) A class D felony if:

(a) The defendant is an aggravated offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;

(5) A class C felony if:

(a) The defendant is a chronic offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of another person;

(6) A class B felony if:

(a) The defendant is a habitual offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of a law enforcement officer or emergency personnel;

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person not a passenger in the vehicle operated by the defendant, including the death of an individual that results from the defendant's vehicle leaving a highway, as defined in section 301.010, or the highway's right-of-way;

(d) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of two or more persons; or

(e) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person's blood;

(7) A class A felony if the defendant has previously been found guilty of an offense under paragraphs (a) to (e) of subdivision (6) of this subsection and is found guilty of a subsequent violation of such paragraphs.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of driving while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of driving while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vehicle with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vehicle with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of driving while intoxicated:

(1) **[**~~As a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender~~**]** Shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding**, if:**

(a) The offender is a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender; or

(b) The offender causes the death of any person while the offender has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such offender's blood;

(2) As a prior offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least thirty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least thirty days of community service under the supervision of the court;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least sixty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least sixty days of community service under the supervision of the court;

(4) As an aggravated offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

577.013. 1. A person commits the offense of boating while intoxicated if he or she operates a vessel while in an intoxicated condition.

2. The offense of boating while intoxicated is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if:

(a) The defendant is a prior boating offender; or

(b) A person less than seventeen years of age is present in the vessel;

(3) A class E felony if:

(a) The defendant is a persistent boating offender; or

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause physical injury to another person;

(4) A class D felony if:

(a) The defendant is an aggravated boating offender;

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or

(c) While boating while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;

(5) A class C felony if:

(a) The defendant is a chronic boating offender;

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or

(c) While boating while intoxicated, the defendant acts with criminal negligence to cause the death of another person;

(6) A class B felony if:

(a) The defendant is a habitual boating offender; or

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause the death of**:**

a. A law enforcement officer or emergency personnel; **or**

b. Any person while the defendant has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such defendant's blood;

(7) A class A felony if the defendant is a habitual offender as a result of being found guilty of an act described under paragraph (d) of subdivision (12) of section 577.001 and is found guilty of a subsequent violation of such paragraph.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of boating while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person’s blood, unless the individual participates in and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of boating while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vessel with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person’s blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vessel with greater than twenty-hundredths of one percent by weight of alcohol in such person’s blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of boating while intoxicated:

(1) As a prior boating offender, persistent boating offender, aggravated boating offender, chronic boating offender or habitual boating offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior boating offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least two hundred forty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least four hundred eighty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(4) As an aggravated boating offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual boating offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

577.014. 1. A person commits the offense of boating with excessive blood alcohol content if he or she operates a vessel while having eight-hundredths of one percent or more by weight of alcohol in his or her blood.

2. As used in this section, percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred milliliters of blood or two hundred ten liters of breath and may be shown by chemical analysis of the person's blood, breath, saliva or urine. For the purposes of determining the alcoholic content of a person's blood under this section, the test shall be conducted in accordance with the provisions of sections 577.020 to 577.041.

3. The offense of boating with excessive blood alcohol content is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if the defendant is alleged and proved to be a prior boating offender;

(3) A class E felony if the defendant is alleged and proved to be a persistent boating offender;

(4) A class D felony if the defendant is alleged and proved to be an aggravated boating offender;

(5) A class C felony if the defendant is alleged and proved to be a chronic boating offender;

(6) A class B felony if the defendant is alleged and proved to be a habitual boating offender **or, at the time of the offense, the defendant acted with criminal negligence to cause the death of any person while the defendant has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in the defendant's blood**.

4. A person found guilty of the offense of boating with excessive blood alcohol content as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood unless the individual participates in and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

5. When a person is not granted a suspended imposition of sentence for the reasons described in subsection 4 of this section:

(1) If the individual operated the vessel with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vessel with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. If a person is found guilty of a second or subsequent offense of boating with an excessive blood alcohol content, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

7. A person found guilty of the offense of boating with excessive blood alcohol content:

(1) As a prior boating offender, persistent boating offender, aggravated boating offender, chronic boating offender or habitual boating offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior boating offender, shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least two hundred forty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(3) As a persistent boating offender, shall not be granted parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least four hundred eighty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(4) As an aggravated boating offender, shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual boating offender, shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams **[**~~but less than ninety grams~~**]** of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams **[**~~but less than four hundred fifty grams~~**]** of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams **[**~~but less than twenty-four grams~~**]** of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams **[**~~but less than one gram~~**]** of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams **[**~~but less than ninety grams~~**]** of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams **[**~~but less than twelve grams~~**]** of phencyclidine;

(7) More than thirty kilograms **[**~~but less than one hundred kilograms~~**]** of a mixture or substance containing marijuana;

(8) More than thirty grams **[**~~but less than ninety grams~~**]** of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams **[**~~but less than ninety grams~~**]** of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers;

phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams **[**~~but less than ninety grams~~**]** of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams **[**~~but less than four hundred fifty grams~~**]** of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams **[**~~but less than twenty-four grams~~**]** of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams **[**~~but less than one gram~~**]** of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams **[**~~but less than ninety grams~~**]** of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams **[**~~but less than twelve grams~~**]** of phencyclidine;

(7) More than thirty kilograms **[**~~but less than one hundred kilograms~~**]** of a mixture or substance containing marijuana;

(8) More than thirty grams **[**~~but less than ninety grams~~**]** of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams **[**~~but less than ninety grams~~**]** of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.

595.030. 1. **[**~~No compensation shall be paid unless the claimant has incurred an out-of-pocket loss of at least fifty dollars or has lost two continuous weeks of earnings or support from gainful employment. "Out-of-pocket loss" shall mean unreimbursed or unreimbursable expenses or indebtedness reasonably incurred:~~

~~(1) For medical care or other services, including psychiatric, psychological or counseling expenses, necessary as a result of the crime upon which the claim is based, except that the amount paid for psychiatric, psychological or counseling expenses per eligible claim shall not exceed two thousand five hundred dollars; or~~

~~(2) As a result of personal property being seized in an investigation by law enforcement.~~

~~Compensation paid for an out-of-pocket loss under this subdivision shall be in an amount equal to the loss sustained, but shall not exceed two hundred fifty dollars.~~

~~2.~~**]** No compensation shall be paid unless the department of public safety finds that a crime was committed, that such crime directly resulted in personal **[**~~physical~~**]** injury to, or the death of, the victim, and that police**, court, or other official** records show that such crime was **[**~~promptly~~**]** reported to the proper authorities. **[**~~In no case may compensation be paid if the police records show that such report was made more than forty-eight hours after the occurrence of such crime, unless the department of public safety finds that the report to the police was delayed for good cause.~~**]** **In lieu of other records, the claimant may provide a sworn statement by the claimant under paragraph (c) of subdivision (1) of section 589.663 that the claimant has good reason to believe that he or she is a victim of domestic violence, rape, sexual assault, human trafficking, or stalking, and fears further violent acts from his or her assailant.** If the victim is under eighteen years of age such report may be made by the victim's parent, guardian or custodian; by a physician, a nurse, or hospital emergency room personnel; by the children's division personnel; or by any other member of the victim's family. In the case of a sexual offense, filing a report of the offense to the proper authorities may include, but not be limited to, the filing of the report of the forensic examination by the appropriate medical provider, as defined in section 595.220, with the prosecuting attorney of the county in which the alleged incident occurred**, receiving a forensic examination, or securing an order of protection**.

[~~3.~~**] 2.** No compensation shall be paid for medical care if the service provider is not a medical provider as that term is defined in section 595.027, and the individual providing the medical care is not licensed by the state of Missouri or the state in which the medical care is provided.

[~~4.~~**] 3.** No compensation shall be paid for psychiatric treatment or other counseling services, including psychotherapy, unless the service provider is a:

(1) Physician licensed pursuant to chapter 334 or licensed to practice medicine in the state in which the service is provided;

(2) Psychologist licensed pursuant to chapter 337 or licensed to practice psychology in the state in which the service is provided;

(3) Clinical social worker licensed pursuant to chapter 337;

(4) Professional counselor licensed pursuant to chapter 337; or

(5) Board-certified psychiatric-mental health clinical nurse specialist or board certified psychiatric-mental health nurse practitioner licensed under chapter 335 or licensed in the state in which the service is provided.

[~~5.~~**] 4.** Any compensation paid pursuant to sections 595.010 to 595.075 for death or personal injury shall be in an amount not exceeding out-of-pocket loss, together with loss of earnings or support from gainful employment, not to exceed four hundred dollars per week, resulting from such injury or death. In the event of death of the victim,

a claim for an award may be made for reasonable and necessary expenses actually incurred for preparation and burial not to exceed five thousand dollars **by the funeral home or a relative of the victim**.

[~~6.~~**] 5.** Any compensation for loss of earnings or support from gainful employment shall be in an amount equal to the actual loss sustained not to exceed four hundred dollars per week; provided, however, that no award pursuant to sections 595.010 to 595.075 shall exceed twenty-five thousand dollars. If two or more persons are entitled to compensation as a result of the death of a person which is the direct result of a crime or in the case of a sexual assault, the compensation shall be apportioned by the department of public safety among the claimants in proportion to their loss.

[~~7.~~**] 6.** The method and timing of the payment of any compensation pursuant to sections 595.010 to 595.075 shall be determined by the department.

[~~8.~~**] 7.** The department shall have the authority to negotiate the costs of medical care or other services directly with the providers of the care or services on behalf of any victim receiving compensation pursuant to sections 595.010 to 595.075.

595.045. 1. There is established in the state treasury the "Crime Victims' Compensation Fund". A surcharge of seven dollars and fifty cents shall be assessed as costs in each court proceeding filed in any court in the state in all criminal cases including violations of any county ordinance or any violation of criminal or traffic laws of the state, including an infraction and violation of a municipal ordinance; except that no such fee shall be collected in any proceeding in any court when the proceeding or the defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. A surcharge of seven dollars and fifty cents shall be assessed as costs in a juvenile court proceeding in which a child is found by the court to come within the applicable provisions of subdivision (3) of subsection 1 of section 211.031.

2. Notwithstanding any other provision of law to the contrary, the moneys collected by clerks of the courts pursuant to the provisions of subsection 1 of this section shall be collected and disbursed in accordance with sections 488.010 to 488.020 and shall be payable to the director of the department of revenue.

3. The director of revenue shall deposit annually the amount of **at least** two hundred fifty thousand **dollars but no more than one million** dollars to the state forensic laboratory account administered by the department of public safety to provide financial assistance to defray expenses of crime laboratories if such analytical laboratories are registered with the federal Drug Enforcement Agency or the Missouri department of health and senior services. Subject to appropriations made therefor, such funds shall be distributed by the department of public safety to the crime laboratories serving the courts of this state making analysis of a controlled substance or analysis of blood, breath or urine in relation to a court proceeding.

4. The remaining funds collected under subsection 1 of this section shall be denoted to the payment of an annual appropriation for the administrative and operational costs of the office for victims of crime and, if a statewide automated crime victim notification system is established pursuant to section 650.310, to the monthly payment of expenditures actually incurred in the operation of such system. Additional remaining funds shall be subject to the following provisions:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month, the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

5. The director of revenue or such director's designee shall at least monthly report the moneys paid pursuant to this section into the crime victims' compensation fund and the services to victims fund to the department of public safety.

6. The moneys collected by clerks of municipal courts pursuant to subsection 1 of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. Five percent of such moneys shall be payable to the city treasury of the city from which such funds were collected. The remaining ninety-five percent of such moneys shall be payable to the director of revenue. The funds received by the director of revenue pursuant to this subsection shall be distributed as follows:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

7. These funds shall be subject to a biennial audit by the Missouri state auditor. Such audit shall include all records associated with crime victims' compensation funds collected, held or disbursed by any state agency.

8. In addition to the moneys collected pursuant to subsection 1 of this section, the court shall enter a judgment in favor of the state of Missouri, payable to the crime victims' compensation fund, of sixty-eight dollars upon a plea of guilty or a finding of guilt for a class A or B felony; forty-six dollars upon a plea of guilty or finding of guilt for a class C **[**~~or~~**] ,** D**, or E** felony; and ten dollars upon a plea of guilty or a finding of guilt for any misdemeanor under Missouri law except for those in chapter 252 relating to fish and game, chapter 302 relating to drivers' and commercial drivers' license, chapter 303 relating to motor vehicle financial responsibility, chapter 304 relating to traffic regulations, chapter 306 relating to watercraft regulation and licensing, and chapter 307 relating to vehicle equipment regulations. Any clerk of the court receiving moneys pursuant to such judgments shall collect and disburse such crime victims' compensation judgments in the manner provided by sections 488.010 to 488.020. Such funds shall be payable to the state treasury and deposited to the credit of the crime victims' compensation fund.

9. The clerk of the court processing such funds shall maintain records of all dispositions described in subsection 1 of this section and all dispositions where a judgment has been entered against a defendant in favor of the state of Missouri in accordance with this section; all payments made on judgments for alcohol-related traffic offenses; and any judgment or portion of a judgment entered but not collected. These records shall be subject to audit by the state auditor. The clerk of each court transmitting such funds shall report separately the amount of dollars collected on judgments entered for alcohol-related traffic offenses from other crime victims' compensation collections or services to victims collections.

10. The department of revenue shall maintain records of funds transmitted to the crime victims' compensation fund by each reporting court and collections pursuant to subsection 16 of this section and shall maintain separate records of collection for alcohol-related offenses.

11. The state courts administrator shall include in the annual report **form** required by section **[**~~476.350~~**] 476.412** the circuit court caseloads and the number of crime victims' compensation judgments entered.

12. All awards made to injured victims under sections 595.010 to 595.105 and all appropriations for administration of sections 595.010 to 595.105, except sections 595.050 and 595.055, shall be made from the crime victims' compensation fund. Any unexpended balance remaining in the crime victims' compensation fund at the end of each biennium shall not be subject to the provision of section 33.080 requiring the transfer of such unexpended balance to the ordinary revenue fund of the state, but shall remain in the crime victims' compensation fund. In the event that there are insufficient funds in the crime victims' compensation fund to pay all claims in full, all claims shall be paid on a pro rata basis. If there are no funds in the crime victims' compensation fund, then no claim shall be paid until funds have again accumulated in the crime victims' compensation fund. When sufficient funds become available from the fund, awards which have not been paid shall be paid in chronological order with the oldest paid first. In the event an award was to be paid in installments and some remaining installments have not been paid due to a lack of funds, then when funds do become available that award shall be paid in full. All such awards on which installments remain due shall be paid in full in chronological order before any other postdated award shall be paid. Any award pursuant to this subsection is specifically not a claim against the state, if it cannot be paid due to a lack of funds in the crime victims' compensation fund.

13. When judgment is entered against a defendant as provided in this section and such sum, or any part thereof, remains unpaid, there shall be withheld from any disbursement, payment, benefit, compensation, salary, or other transfer of money from the state of Missouri to such defendant an amount equal to the unpaid amount of such judgment. Such amount shall be paid forthwith to the crime victims' compensation fund and satisfaction of such judgment shall be entered on the court record. Under no circumstances shall the general revenue fund be used to reimburse court costs or pay for such judgment. The director of the department of corrections shall have the authority to pay into the crime victims' compensation fund from an offender's compensation or account the amount owed by the offender to the crime victims' compensation fund, provided that the offender has failed to pay the amount owed to the fund prior to entering a correctional facility of the department of corrections.

14. All interest earned as a result of investing funds in the crime victims' compensation fund shall be paid into the crime victims' compensation fund and not into the general revenue of this state.

15. Any person who knowingly makes a fraudulent claim or false statement in connection with any claim hereunder is guilty of a class A misdemeanor.

16. The department may receive gifts and contributions for the benefit of crime victims. Such gifts and contributions shall be credited to the crime victims' compensation fund as used solely for compensating victims under the provisions of sections 595.010 to 595.075."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 2336, Page 7, Line 14, by inserting immediately after said line the following:

"565.090. 1. A person commits the offense of harassment in the first degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person, and such act does cause such person to suffer emotional distress.

2. The offense of harassment in the first degree is a class E felony.

3. **[**~~This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violation of federal, state, county, or municipal law.~~**] A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

565.091. 1. A person commits the offense of harassment in the second degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person.

2. The offense of harassment in the second degree is a class A misdemeanor, unless the person has previously pleaded guilty to or been found guilty of a violation of this section, of any offense committed in violation of any county or municipal ordinance in any state, any state law, any federal law, or any military law which if committed in this state would be chargeable or indictable as a violation of any offense listed in this subsection, in which case it is a class E felony.

3. **[**~~This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violations of federal, state, county, or municipal law.~~**] A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

566.100. 1. A person commits the offense of sexual abuse in the first degree if he or she subjects another person to sexual contact when that person is incapacitated, incapable of consent, or lacks the capacity to consent, or by the use of forcible compulsion.

2. The offense of sexual abuse in the first degree is a class C felony unless the victim is less than fourteen years of age, or it is an aggravated sexual offense, in which case it is a class B felony.

3. The offense of sexual abuse in the first degree is a class B felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.

566.101. 1. A person commits the offense of sexual abuse in the second degree if he or she purposely subjects another person to sexual contact without that person's consent.

2. The offense of sexual abuse in the second degree is a class A misdemeanor, unless it is an aggravated sexual offense, in which case it is a class E felony.

3. The offense of sexual abuse in the second degree is a class E felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Curtis:

AYES: 022

Adams	Arthur	Barnes 28	Brown 27	Butler
Carpenter	Curtis	Franks Jr	Green	Lavender
May	McCann Beatty	Meredith 71	Merideth 80	Mosley
Nichols	Pierson Jr	Quade	Roberts	Stevens 46
Unsicker	Washington			

NOES: 107

Anders	Anderson	Andrews	Austin	Bangert
Baringer	Black	Bondon	Brattin	Burnett
Burns	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	McCreery
McDaniel	McGaugh	McGee	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Pogue	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Bahr	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Brown 57	Conway 10
Cookson	Cross	Ellebracht	Ellington	Engler
Gray	Gregory	Haahr	Higdon	Kelley 127
Kendrick	Kidd	Lauer	Matthiesen	Mitten
Newman	Peters	Phillips	Rowland 29	Smith 85
Stephens 128	Walker 74			

VACANCIES: 002

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

On motion of Representative Tate, **HB 2336, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 77**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Fitzwater, Grier, Knight, Lant, Miller, Plocher, Rehder and Washington

Noes (0)

Absent (2): Green and Pietzman

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1438**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Grier, Knight, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (2): Fitzwater and Green

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Berry, Ellebracht, Grier, Knight, Lant, Miller, Plocher and Rehder

Noes (1): Washington

Absent (3): Fitzwater, Green and Pietzman

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 757**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Hurst, Kolkmeyer, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Cornejo, Korman and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 814**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Hurst, Kolkmeyer, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Cornejo, Korman and May

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1311**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Curtis, Fitzwater, Lavender, Rone, Shull (16) and Wessels

Noes (4): Eggleston, Gregory, Houx and Shumake

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2632**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 569**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 593**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 626**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 708**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 549 - Fiscal Review
SB 573 - Fiscal Review
SB 594 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 31**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 36** entitled:

Relating to Shingles Awareness and Prevention Month in Missouri.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 40** entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 42**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 43**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 25** entitled:

Joint resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 552** entitled:

An act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof five new sections relating to official misconduct, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 697** entitled:

An act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date and existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 706** entitled:

An act to repeal section 260.262, RSMo, and to enact in lieu thereof one new section relating to the fee collected at the time of sale for lead-acid batteries.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 722** entitled:

An act to amend chapter 192, RSMo, by adding thereto one new section relating to a prescription drug importation study.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 786** entitled:

An act to repeal section 105.055, RSMo, and to enact in lieu thereof two new sections relating to freedom to disclose information about public employers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 808** entitled:

An act to repeal section 311.300, RSMo, and to enact in lieu thereof two new sections relating to the transfer of intoxicating liquor.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 890** entitled:

An act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to child abuse and neglect, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 954** entitled:

An act to repeal section 610.140, RSMo, and to enact in lieu thereof one new section relating to expungement of records relating to the offense of unlawful use of a weapon.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 966** entitled:

An act to repeal sections 43.505, 43.507, 57.117, 57.450, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 488.5320, 513.653, 566.147, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, 595.220, 610.140, and 650.055, RSMo, and to enact in lieu thereof forty-four new sections relating to administration of the criminal justice system, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

MESSAGES FROM THE GOVERNOR

April 5, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 2014** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2018.

On April 5, 2018, I approved **House Committee Substitute for House Bill No. 2014**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HCS HB 2014** was delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, April 10, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925
Executive session will be held: SS SCS SB 547, SCS SB 787

Executive session may be held on any matter referred to the committee.
SS SCS SBs 627 & 925 added.
AMENDED

BUDGET
Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1450, HB 2649
Executive session may be held on any matter referred to the committee.

BUDGET
Wednesday, April 11, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1804, HB 2572, HB 2708
Executive session will be held: HB 1299, HB 1301, HB 2017, HB 2018, HB 2671
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, April 10, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2530, SB 850
Executive session will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
HB 2591 removed.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
AMENDED

CONSENT AND HOUSE PROCEDURE
Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SB 782
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869
Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: HCB 18
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SB 769
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1448, HB 1924, HB 2370, SS SCS SB 600, SB 693, SB 871
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1708, SS SB 870
Executive session will be held: HB 2416, HB 2420, HB 2621
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433
Executive session will be held: SB 660, SB 840, HB 2209
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SB 990
Executive session will be held: SCS SB 990
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SB 575, SB 981, HB 2612
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition. Discussion of interim activities.

JUDICIARY
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.
Public hearing will be held: HB 1969, HB 1648, SCS SBs 946 & 947, SB 800
Executive session will be held: HB 1891, HB 1255, HB 1399, SB 806, SB 793
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CORRECTED

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY
Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 2353, HB 2672
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SB 695
Executive session will be held: HB 1825, HB 1975, HB 2548, HB 2507
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 6.
Executive session will be held: HB 2635
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.
Correction on time and location.
CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, April 10, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 11, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, April 11, 2018, 9:00 AM, House Hearing Room 4.
Public hearing will be held: SCS SB 862
Executive session will be held: SCS SB 862
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-SECOND DAY, TUESDAY, APRIL 10, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 2129 - Cookson
HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1249 - Plocher
HCS HB 2119 - Mathews

HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.
HCR 55 - Basye
HCR 58 - Spencer
HCR 63 - Haefner
HCR 64 - Shaul (113)
HCR 59 - May

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540, (Fiscal Review 4/5/18) - Haahr

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 31
SCR 36
SCR 40
SCR 42
SCR 43

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 25

SENATE BILLS FOR SECOND READING

SS#2 SB 552
SB 697
SB 706
SB 722
SB 786
SB 808
SS SCS SB 890
SB 954
SS SCS SB 966

SENATE BILLS FOR THIRD READING

SB 649 - Engler
SS SCS SB 592 - Shaul (113)
HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549, (Fiscal Review 4/9/18) - Rehder
SS SCS SB 593 - Shull (16)
SB 594, (Fiscal Review 4/9/18) - Engler
SB 573, (Fiscal Review 4/9/18) - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 10, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Restore unto me the joy of Thy salvation: and uphold me with Thy free spirit. (Psalm 51:12)

Almighty God, to whom all hearts are open, all desires are known, and from whom no secrets are hidden, make Your power known to us throughout the hours of this day. Fill our minds with wisdom, our hearts with love, and our spirits with the desire to walk humbly in the way of Your commandments.

We are glad that we are citizen-legislators living in this blessed state of Missouri. Let no violence, prejudice or discord dim our vision of people living together harmoniously and working for peace plus justice.

Bless our Speaker, our Members of this House of Representatives, and all who work under the dome of this Capitol. Bless every individual citizen that the sacred rights of freedom may be ours forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Alaina McAlister.

The Journal of the fifty-first day was approved as printed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	McCreery	McDaniel	McGaugh	McGee

Meredith 71	Merideth 80	Messenger	Moon	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson				

NOES: 000

PRESENT: 002

Frederick	Morgan

ABSENT WITH LEAVE: 038

Barnes 60	Basye	Berry	Brattin	Butler
Carpenter	Cornejo	Curtis	DeGroot	Ellington
Evans	Franklin	Grier	Kolkmeyer	Mathews
Matthiesen	May	McCann Beatty	Miller	Mitten
Mosley	Neely	Newman	Peters	Pietzman
Plocher	Roden	Roeber	Rone	Rowland 29
Shumake	Smith 85	Spencer	Tate	Walker 74
Washington	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 31, relating to rules and procedures adopted by the Assembly of State Legislatures on June 17, 2016.

SCR 36, relating to Shingles Awareness and Prevention Month in Missouri.

SCR 40, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

SCR 42, relating to the early consideration and passage of SB 120.

SCR 43, relating to the Missouri Public Service Commission.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 25, relating to bingo.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SB 552, relating to official misconduct, with penalty provisions.

SB 697, relating to bingo, with a contingent effective date and existing penalty provisions.

SB 706, relating to the fee collected at the time of sale for lead-acid batteries.

SB 722, relating to a prescription drug importation study.

SB 786, relating to freedom to disclose information about public employers.

SB 808, relating to the transfer of intoxicating liquor.

SS SCS SB 890, relating to child abuse and neglect, with penalty provisions.

SB 954, relating to the offense of unlawful use of a weapon.

SS SCS SB 966, relating to administration of the criminal justice system, with existing penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 3** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

House Committee Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.760, Line 12, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 129, Line 52, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 131, Section 143.021, Line 6, by deleting the number "**2020**" and inserting in lieu thereof the number "**2021**"; and

Further amend said bill, page, and section, Line 8, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 132, Section 143.071, Line 5, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 133, Line 7, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and page, Section 143.116, Line 11, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 21, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 134, Section 143.171, Lines 10 and 12, by deleting each instance of the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 135, Lines 30 and 31, by deleting each instance of the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 137, Section 143.451, Line 3, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 145, Section 143.456, Line 32, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 197, Section 144.079, Line 15, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 232, Section 208.1050, Line 17, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 427, Section 313.935, Line 42, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 441, Section B, Line 2, by inserting immediately after the number "135.313," the number "137.010,"; and

Further amend said bill, page, and section, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"143.021, 143.071, 143.171, 143.225, 143.451, 143.461, 144.070, 144.140, 144.710, 148.030, 148.140,"; and

Further amend said bill, page, and section, Lines 20-23, by deleting all of said lines and inserting in lieu thereof the following:

"306.015, 306.016, 306.030, 306.031, 306.060, 306.127, 306.435, 306.535, 306.550, 313.826, 313.905, 313.935, and 320.093 of this act; the enactment of sections 32.005, 32.006, 135.760, 143.116, 143.456, 144.079, 208.1070, and 226.228 of this act; and the repeal of sections 143.261, 254.150, 254.160, 254.170, and 254.180 of this act shall become effective on January 1, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

PERFECTION OF HOUSE BILLS

HCS HB 2247, **HB 2179**, **HB 2384** and **HB 1662** were placed on the Informal Calendar.

HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

On motion of Representative Cookson, the title of **HCS HB 2129** was agreed to.

Representative Alferman assumed the Chair.

On motion of Representative Cookson, **HCS HB 2129** was adopted.

On motion of Representative Cookson, **HCS HB 2129** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Cookson:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128

Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 005

Hurst	Marshall	McDaniel	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Basye	Curtis	DeGroot	Ellington	Franks Jr
Kelley 127	Korman	Lauer	McCann Beatty	Miller
Newman	Peters	Pierson Jr	Reiboldt	Roden
Rone	Rowland 29	Schroer	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 69, **HCR 73**, **HCR 70**, **HCR 55**, **HCR 58**, **HCR 63** and **HCR 64** were placed on the Informal Calendar.

HCR 59, relating to Minority Organ Donor Awareness Month, was taken up by Representative May.

On motion of Representative May, **HCR 59** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood		

NOES: 003

Hurst	McDaniel	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Basye	Bernskoetter	DeGroot	Haahr
Mitten	Morgan	Newman	Peters	Roden
Rowland 29	Smith 85	Stephens 128	Wilson	Mr. Speaker

VACANCIES: 002

Representative Alferman declared the bill passed.

THIRD READING OF SENATE BILLS

SB 649, relating to the per ton fee for using explosives, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 649** was agreed to.

SB 649 was placed on the Informal Calendar.

SS SCS SB 592, relating to elections, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SS SCS SB 592** was agreed to.

Representative Ross assumed the Chair.

Representative Shaul (113) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 5, Section 88.770, Line 47, by inserting after the word "**vote.**" the following:

"**The municipality in question shall notify its customers of the informational meeting through radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.**"; and

Further amend said bill, Pages 37 and 38, Section 115.299, by removing all of said section from the bill and inserting in lieu thereof the following:

*"115.299. 1. To count absentee votes on election day, the election authority shall appoint a sufficient number of teams of election judges comprised of an equal number of judges from each major political party.

2. The teams so appointed shall meet on election day after the time fixed by law for the opening of the polls at a central location designated by the election authority. The election authority shall deliver the absentee ballots to the teams, and shall maintain a record of the delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box, tally sheets and statements of returns as are provided to a polling place.

3. Each team shall count votes on all absentee ballots designated by the election authority.

4. To process absentee ballots in envelopes, one member of each team, closely observed by another member of the team from a different political party, shall open each envelope and call the voter's name in a clear voice. Without unfolding the ballot, two team members, one from each major political party, shall initial the ballot, and an election judge shall place the ballot, still folded, in a ballot box. No ballot box shall be opened until all of the ballots a team is counting have been placed in the box. The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the votes on all ballots assigned to a team have been counted, the ballots and ballot envelopes shall be **[**~~placed on a string and~~**]** enclosed in sealed containers marked "voted absentee ballots and ballot envelopes from the election held ____, 20 ____". All rejected absentee ballots and envelopes shall be enclosed and sealed in a separate container marked "rejected absentee ballots and envelopes from the election held ____, 20 ____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write his **or her** name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the absentee vote along with the votes certified from each polling place in its jurisdiction."; and

Further amend said bill, Page 55, Section 115.637, Line 79, by deleting the phrase "**[**~~twenty-five~~**] one hundred**" and inserting in lieu thereof the phrase "twenty-five"; and

Further amend said bill, Page 58, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following:

"**The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul (113), **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 4, Section 65.620, Line 31, by inserting the following after all of said line:

"**67.4600. 1. As used in this section, the following terms mean:**

(1) "Commission", the governing body of the district;

(2) "District", the education and job training television broadcasting district created under this section;

(3) "Eligible city", any city not located within a county;

(4) "Eligible county", any constitutional charter county adjoining any eligible city;

(5) "Fund", the education and job training television broadcast fund created under subsection 3 of this section;

(6) "Member of the district", any eligible city or eligible county that authorizes both the participation in the district and the imposition of a property tax under the provisions of this section.

2. (1) The governing bodies of an eligible city and eligible county, upon approval of a majority of the qualified voters of such city and county voting thereon, shall establish a district to be known as the "Education and Job Training Television Broadcasting District", which shall be a political subdivision of this state and shall levy and collect a tax not to exceed eight cents per one hundred dollars of assessed valuation upon all taxable property within the district for the general purpose of education and job training television broadcasting. The property tax so levied shall be collected along with all other city or county taxes in the manner provided by law and shall be in addition to all other property taxes imposed by law.

(2) The question of whether the district shall be formed and the tax authorized under this section shall be imposed shall be submitted to the voters in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) levy a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting, and shall the City of _____ (insert name of eligible city) and the County of (insert name of eligible county) create the Education and Job Training Television Broadcasting District, which will manage the revenues created by the tax?

□ YES □ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

The governing bodies of the eligible city and eligible county may place the ballot question before qualified voters through ordinance, resolution, or other appropriate means, and such governing bodies may place additional language on the ballot to describe the use or allocation of the revenues generated by the tax. The ballot question may also be placed before the voters through petition to the election authorities of such eligible city and eligible county by providing, no later than ninety days prior to the proposed election date, a petition signed by the registered voters of such eligible city and eligible county, of not less than one percent of the number of votes cast in each jurisdiction at the most recent general election for governor. The eligible city and eligible county election officials shall give legal notice at least sixty days prior to such election in at least two newspapers that such proposition shall be submitted at the next general or primary election or special election held for the submission of the proposition. The resolution or proposition shall be printed on the ballot and in the notice of election.

3. (1) If a majority of the votes cast on the proposal by the qualified voters in the eligible city and a majority of the votes cast on the proposal by the qualified voters in the eligible county voting thereon are in favor of the proposal, the district shall be deemed established and the tax rate for such district shall be in effect. The revenue received from the tax authorized under this section shall be deposited in a special fund to be known as the "Education and Job Training Television Broadcast Fund", which shall be established in the eligible city or eligible county treasury. The district shall not be established and the tax shall not be effective unless and until a proposition in substantially the form required under this section is adopted by the voters of both an eligible city and an eligible county. If the proposal fails to receive a majority of the votes in favor of the proposal in either an eligible city or an eligible county, such proposition shall not be resubmitted at any election held within one year of the date of the election in which the proposition was rejected within such city or county. Any such resubmission of such proposal shall comply with the provisions of this section. If a majority of votes are in favor of the proposal in only the eligible city or the eligible county, the proposal need not be resubmitted in such eligible city or eligible county for ten years after the vote in favor of the proposal.

(2) The results of the question submitted to voters under this section shall be certified by the election officials of such eligible city or eligible county to the governing body of such city or county no later than thirty days after the day of the election. Upon certification of the results, the governing body of such city or county may proceed with the performance of all actions necessary and incidental to the participation in the district.

(3) The commission appointed under subsection 4 of this section shall have exclusive administrative control and management of the fund and all programs to be funded therefrom. The commission shall be subject to an annual audit by a certified public accountant and shall require a similar annual audit of any recipient of funds from the commission. Such audits shall be submitted annually to the chief elected officer of each member of the district. The commission shall use the fund to provide programs solely within the district which shall promote:

(a) Early childhood education programming;

(b) Elementary and secondary education programming;

(c) Adult education programming;

(d) Job training programming, which shall include programming related or job training programs provided by federal, state, or local governments or nonprofit agencies; and

(e) Activities related to preparing citizens for furthering their education and more fully participating in the economy of the region of such eligible city and eligible county. Such activities shall not be limited to traditional television broadcasting services but may include other forms of media including, but not limited to, seminars, professional training, research and development promoting collaboration among public and nonprofit education, job training and education providers, and similar or related activities that foster or enhance job training or education at all levels.

No funds shall be used directly or indirectly for any political purpose.

(4) In providing services under subdivision (3) of this subsection, the commission shall contract only with a nonprofit entity that is a noncommercial television broadcast station licensed to serve the metropolitan area of an eligible city and eligible county and that:

(a) Under the rules and regulations of the Federal Communications Commission in effect on March 29, 1990, is licensed by the Federal Communications Commission as an NCE television broadcast station;

(b) Is owned and operated by an organization exempt from taxation under 26 U.S.C. Section 501(c)(3) and headquartered within the eligible city or eligible county; and

(c) Is eligible to receive a community service grant, or any successor grant, from the Corporation for Public Broadcasting, or any successor organization, on the basis of the formula set forth in 47 U.S.C. Section 396(k)(6)(B).

4. (1) The district shall be governed by a commission, which shall be a body corporate and a political subdivision of the state and shall be composed of five members appointed as follows:

(a) Two persons appointed by the mayor of an eligible city;

(b) Two persons appointed by the chief elected official of an eligible county; and

(c) One person appointed by the governor, without the advice and consent of the senate, who shall serve as the chairperson of the commission.

(2) Upon the organization of the commission, the terms of the initial appointees shall be staggered such that:

(a) Of the appointees under paragraph (a) of subdivision (1) of this subsection, one shall serve one year and one shall serve three years;

(b) Of the appointees under paragraph (b) of subdivision (1) of this subsection, one shall serve two years and one shall serve four years; and

(c) The appointee under paragraph (c) of subdivision (1) of this subsection shall serve four years.

Thereafter, the terms of the commissioners shall be four years. Commissioners may be reappointed. Vacancies shall be filled in the same manner as the original appointment was made.

(3) In addition to the chairperson of the commission, the commission shall select annually from its membership a vice chairperson and a treasurer. The treasurer shall be bonded in such amounts as the commission may require.

(4) The commission may appoint such officers, agents, and employees as it may require for the performance of its duties and shall determine the qualifications and duties and fix the compensation of such officers, agents, and employees, provided that in no event shall the commission expend more than two percent of the funds it receives in any given year on operating expenses, exclusive of the cost of the annual audit required under subsection 3 of this section.

(5) The commission shall fix the time and place at which its meetings shall be held. Meetings shall be held within the district and shall be open to the public and shall comply with the provisions of chapter 610.

(6) A majority of the commissioners shall constitute a quorum for the transaction of business. No action of the commission shall be binding unless taken at a meeting at which a quorum is present and a majority of the commissioners present at such meeting vote in favor thereof.

(7) Commissioners shall be subject to all provisions applicable to conflicts of interest in any business transaction of the district or commission. A commissioner shall disclose any conflict of interest in writing to the other commissioners and shall abstain from voting on any matter relating to such activity or such business transaction.

(8) Commissioners shall have official immunity under the common law for any action at law or equity, or other legal proceeding, against any commissioner relating to any act or omission of the commissioner arising out of his or her performance of duties as a commissioner. If any action at law or equity, or other legal proceeding, shall be brought against any commissioner for any act or omission arising out of the performance of duties as a commissioner, the commissioner shall be indemnified in whole and held harmless by the commission for any judgment or decree entered against the commissioner and shall be defended at the expense of the commission in any such proceeding.

5. The governing bodies of a member of the district that adopts the sales tax authorized under this section shall submit the question of whether to continue the tax to the voters ten years from the date of the implementation of the tax and every ten years thereafter on a date available for elections for the city. The ballot language shall be in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) continue collecting a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting?

□ YES □ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to continuation, the repeal of the tax shall become effective on December thirty-first of the calendar year in which such continuation failed to be approved. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of continuation, the tax shall remain effective until the question is resubmitted under this subsection to the qualified voters and continuation fails to be approved by a majority of the qualified voters voting on the question."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 1, Line 17 by deleting the phrase "**eight cents"** on said line and inserting in lieu thereof the phrase "**four cents**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1 to House Amendment No. 2** was adopted.

House Amendment No. 2, as amended, was withdrawn, rendering **House Amendment No. 1 to House Amendment No. 2** moot.

Representative Unsicker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 37, Section 115.287, Line 25, by inserting immediately before the word "Wednesday" the word "**second**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 3** was adopted.

On motion of Representative Shaul (113), **SS SCS SB 592, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	McGee	Meredith 71	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 006

Ellington	Hurst	Marshall	McCreery	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 016

Basye	Berry	Cookson	Cross	DeGroot
Green	McDaniel	Merideth 80	Newman	Peters
Rehder	Rowland 29	Smith 85	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to the admissibility of the use of a safety belt as evidence in certain civil actions, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HB 1264**, relating to certain civil actions, was agreed to.

HCS HB 1264 was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Baringer	Berry	Black
Bondon	Brown 27	Burns	DeGroot	Engler
Fraker	Hansen	Hurst	Justus	Kelly 141
Lichtenegger	Lynch	McGaugh	Morse 151	Muntzel
Neely	Phillips	Pogue	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roeber
Shull 16	Taylor	Walsh	White	

NOES: 000

PRESENT: 066

Anderson	Austin	Bahr	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzwater	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Knight
Lant	Lauer	Lavender	Love	Mathews
Matthiesen	McCreery	McDaniel	Meredith 71	Miller
Moon	Morgan	Mosley	Nichols	Pike
Quade	Razer	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Stephens 128	Tate
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson				

ABSENT WITH LEAVE: 061

Adams	Andrews	Arthur	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Brattin	Brown 57	Burnett	Butler	Carpenter
Conway 10	Cookson	Curtis	Curtman	Ellebracht
Ellington	Fitzpatrick	Francis	Franklin	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kelley 127	Kidd	Kolkmeyer	Korman	Marshall
May	McCann Beatty	McGee	Merideth 80	Messenger
Mitten	Morris 140	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Plocher	Rehder	Rone
Rowland 29	Smith 85	Spencer	Stacy	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wood
Mr. Speaker				

VACANCIES: 002

SPECIAL RECOGNITION

Speaker Pro Tem Haahr introduced Jerry Chang, Director General of the Taipei Economic and Cultural Office in Denver.

Director General Chang addressed the House.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to certain civil actions, was again taken up by Representative Schroer.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1264, Page 3, Section 307.178, Line 56, by inserting after all of said line the following:

"307.179. 1. As used in this section, the following terms shall mean:

(1) "Child booster seat", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, that is designed to elevate a child to properly sit in a federally approved safety belt system;

(2) "Child passenger restraint system", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, and which is either permanently affixed to a motor vehicle or is affixed to such vehicle by a safety belt or a universal attachment system;

(3) "Driver", a person who is in actual physical control of a motor vehicle.

2. Every driver transporting a child under the age of sixteen years shall be responsible, when transporting such child in a motor vehicle operated by that driver on the streets or highways of this state, for providing for the protection of such child as follows:

(1) **Children less than two years of age shall be secured in a child passenger restraint system appropriate for that child and shall be rear-facing in such system until the child reaches two years of age or until the child reaches the weight or height limit of the rear-facing child passenger restraint system as allowed by the manufacturer of the child passenger restraint system;**

(2) Children less than four years of age, regardless of weight, shall be secured in a child passenger restraint system appropriate for that child;

[~~(2)~~**] (3)** Children weighing less than forty pounds, regardless of age, shall be secured in a child passenger restraint system appropriate for that child;

[~~(3)~~**] (4)** Children at least four years of age but less than eight years of age, who also weigh at least forty pounds but less than eighty pounds, and who are also less than four feet, nine inches tall, shall be secured in a child passenger restraint system or booster seat appropriate for that child;

[~~(4)~~**] (5)** Children at least eighty pounds or children more than four feet, nine inches in height shall be secured by a vehicle safety belt or booster seat appropriate for that child;

[~~(5)~~**] (6)** A child who otherwise would be required to be secured in a booster seat may be transported in the back seat of a motor vehicle while wearing only a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt for booster seat installation;

[~~(6)~~**] (7)** When transporting children in the immediate family when there are more children than there are seating positions in the enclosed area of a motor vehicle, the children who are not able to be restrained by a child safety restraint device appropriate for the child shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front seat area. The driver transporting children referred to in this subsection is not in violation of this section.

This subsection shall only apply to the use of a child passenger restraint system or vehicle safety belt for children less than sixteen years of age being transported in a motor vehicle.

3. Any driver who violates subdivision (1), (2), **[**~~or~~**]** (3)**, or 4** of subsection 2 of this section is guilty of an infraction and, upon conviction, may be punished by a fine of not more than fifty dollars and court costs. Any driver who violates subdivision **[**~~(4)~~**] (5)** of subsection 2 of this section shall be subject to the penalty in subsection 5 of section 307.178. If a driver receives a citation for violating subdivision (1), (2), **[**~~or~~**]** (3)**, or (4)** of subsection 2 of this section, the charges shall be dismissed or withdrawn if the driver prior to or at his or her hearing provides evidence of acquisition of a child passenger restraint system or child booster seat which is satisfactory to the court or the party responsible for prosecuting the driver's citation.

4. The provisions of this section shall not apply to any public carrier for hire. The provisions of this section shall not apply to students four years of age or older who are passengers on a school bus designed for carrying eleven passengers or more and which is manufactured or equipped pursuant to Missouri Minimum Standards for School Buses as school buses are defined in section 301.010.

5. The highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Schroer, **HCS HB 1264** was adopted.

On motion of Representative Schroer, **HCS HB 1264** was ordered perfected and printed.

HB 1249, relating to certain violations in municipal court, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1249**, relating to municipal courts, was agreed to.

Representative Austin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1249, Page 2, Section 479.020, Line 41, by inserting immediately after all of said section and line the following:

"479.190. 1. Any judge hearing violations of municipal ordinances may, when in his judgment it may seem advisable, grant a parole or probation to any person who shall plead guilty or who shall be convicted after a trial before such judge. When a person is placed on probation he shall be given a certificate explicitly stating the conditions on which he is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order conditions which the court believes will serve to compensate the victim of the crime, any dependent of the victim, or society in general. Such conditions may include, but need not be limited to:

(1) Restitution to the victim or any dependent of the victim, in an amount to be determined by the judge; and

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge.

3. A person may refuse probation conditioned on the performance of free work. If he does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the person placed on parole or probation or any person deriving a cause of action from him if such cause of action arises from such supervision of performance, except for intentional torts or gross negligence. The services performed by the probationer or parolee shall not be deemed employment within the meaning of the provisions of chapter 288.

4. The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term.

5. No municipal judge, municipal court personnel, or any prosecutor designated by the municipality or personnel assigned thereto shall supervise or have authority to hire, fire, or discipline any probation officer or probation personnel assigned by the municipality to perform the duties of probation or parole."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Austin, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1249, Page 3, Section 479.354, Line 4, by inserting immediately after said section and line the following:

"**Section 1. In any county with a population greater than two hundred fifty thousand inhabitants, no individual in a political subdivision shall concurrently serve as prosecuting attorney and city attorney.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

On motion of Representative Plocher, **HB 1249, as amended**, was ordered perfected and printed.

HCS HB 1611, relating to statutes of limitations, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS HB 1611** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 5, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill and section, Page 2, Line 26, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill, page, and section, Line 31, by deleting the word "**or**"; and

Further amend said bill, page, and section, Lines 32 through 37, by deleting all of said lines and inserting in lieu thereof the following:

"**(6) To any action regarding a defective or unsafe condition of a product if the product is subject to a government mandated product recall related to consumer safety, provided that the action shall be limited to the extent that the subject of the action and the underlying reason for the recall are the same; or**

(7) To any action regarding a defective or unsafe condition of a product causing a respiratory or malignant disease with a latency of more than fifteen years. No action shall be commenced under this subdivision based upon strict product liability, or negligence against a seller of a product, in which the product is alleged to contain or possess a defective condition unreasonably dangerous to the buyer, user, or consumer, unless such seller is also the manufacturer of the product claimed to be defective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 12, by inserting immediately after said line the following:

"**(2) To any action regarding a latent defect that was not discovered until the injury occurred;**"; and

Further amend said bill and section, Pages 1-2, by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Trent, **HCS HB 1611, as amended**, was adopted.

On motion of Representative Trent, **HCS HB 1611, as amended**, was ordered perfected and printed.

HCS HB 2119, relating to punitive damages, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HCS HB 2119** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 3, by deleting the word "**conscious**" and inserting in lieu thereof the words "**deliberate and flagrant**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2119, Page 7, Section 538.210, Lines 47 to 48, by deleting all of said lines and inserting in lieu thereof the following:

"**caused damage to the plaintiff or demonstrated malicious misconduct that caused damage to the plaintiff. Evidence of negligence, including, but not limited to, indifference to or conscious disregard for the safety of others shall not constitute a basis for an award of**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 2** was adopted.

Representative Barnes (60) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 6, by inserting after the word "**damages**" the following:

"**or if the claim or claims for which nominal damages are solely awarded invoke privacy rights, property rights, or rights protected by the United States Constitution or the Missouri Constitution**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 3** was adopted.

Representative Roberts offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2119, Page 4, Section 510.263, Line 59, by inserting after all of said section and line the following:

"510.265. 1. No award of punitive damages against any defendant shall exceed the greater of:
(1) Five hundred thousand dollars; or
(2) Five times the net amount of the judgment awarded to the plaintiff against the defendant.

Such limitations shall not apply if the state of Missouri is the plaintiff requesting the award of punitive damages, or the defendant pleads guilty to or is convicted of a felony arising out of the acts or omissions pled by the plaintiff.

2. The provisions of this section shall not apply to civil actions brought under section 213.111 that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing.

3. The provisions of sections 510.259 and 510.263, and subsection 4 of section 213.111 shall not apply to civil actions that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 4** was adopted.

On motion of Representative Mathews, **HCS HB 2119, as amended**, was adopted.

On motion of Representative Mathews, **HCS HB 2119, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2105, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, **HCS HB 2105** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx

Johnson	Justus	Kendrick	Kidd	Knight
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Hurst	McDaniel	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 029

Basye	Brattin	Burns	Cookson	Curtman
Dohrman	Ellington	Fraker	Francis	Kelley 127
Kelly 141	Kolkmeyer	Korman	Marshall	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 29
Smith 85	Walker 74	Walsh	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kendrick	Kidd	Knight	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	May
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Remole

Revis	Rhoads	Roberts	Roeber	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wood			

NOES: 009

Fitzpatrick	Hurst	Marshall	McDaniel	Moon
Pogue	Roden	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 030

Barnes 60	Basye	Brattin	Burns	Cookson
Curtman	Dohrman	Ellington	Fraker	Francis
Kelley 127	Kelly 141	Kolkmeyer	Korman	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 155
Rowland 29	Smith 85	Spencer	Walker 74	Mr. Speaker

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2140, relating to public contracts for purchasing supplies, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HB 2140** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section 34.048, Line 1, by inserting after the number "34.048." the following: "**1.**"; and

Further amend said page and section, Line 9, by inserting after all of said line the following:

"**2. Beginning January 1, 2019, the office of administration shall produce a report of all cooperative purchasing agreements entered into under subsection 1 of this section and shall annually provide such report to the president pro tempore of the senate and the speaker of the house of representatives.**

3. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new cooperative purchasing program authorized under this section shall automatically sunset 6 years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset 12 years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Swan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting after all of said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education**.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 2** was adopted.

Representative Lavender offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting the following after all of said line:

"34.040. 1. All purchases in excess of **[**~~three~~**] ten** thousand dollars shall be based on competitive bids, except as otherwise provided in this chapter.

2. On any purchase where the estimated expenditure shall be **[**~~twenty-five~~**] one hundred** thousand dollars or over, except as provided in subsection 6 of this section, the commissioner of administration shall:

(1) Advertise for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before bids for such purchases are to be opened. Other methods of advertisement, which may include minority business purchase councils, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post a notice of the proposed purchase in his or her office; and

(3) Solicit bids by mail or other reasonable method generally available to the public from prospective suppliers. All bids for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening bids.

3. The contract shall be let to the lowest and best bidder. The commissioner of administration shall have the right to reject any or all bids and advertise for new bids, or purchase the required supplies on the open market if they can be so purchased at a better price. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the commissioner of administration that time or other circumstances will not permit the delay required to resolicit competitive bids, a contract may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the state. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.

4. The director of the department of revenue shall follow bidding procedures as contained in this chapter and may promulgate rules necessary to establish such procedures. No points shall be awarded on a request for proposal for a contract license office to a bidder for a return-to-the-state provision offer.

5. All bids shall be based on standard specifications wherever such specifications have been approved by the commissioner of administration. The commissioner of administration shall make rules governing the delivery, inspection, storage and distribution of all supplies so purchased and governing the manner in which all claims for supplies delivered shall be submitted, examined, approved and paid. The commissioner shall determine the amount of bond or deposit and the character thereof which shall accompany bids or contracts.

6. The department of natural resources may, without the approval of the commissioner of administration required pursuant to this section, enter into contracts of up to five hundred thousand dollars to abate illegal waste tire sites pursuant to section 260.276 when the director of the department determines that urgent action is needed to protect public health, safety, natural resources or the environment. The department shall follow bidding procedures pursuant to this section and may promulgate rules necessary to establish such procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

7. The commissioner of administration and other agencies to which the state purchasing law applies shall not contract for goods or services with a vendor if the vendor or an affiliate of the vendor makes sales at retail of tangible personal property or for the purpose of storage, use, or consumption in this state but fails to collect and properly pay the tax as provided in chapter 144. For the purposes of this section, "affiliate of the vendor" shall mean any person or entity that is controlled by or is under common control with the vendor, whether through stock ownership or otherwise.

8. The commissioner of administration shall be authorized to hold a reverse auction to procure merchandise, supplies, raw materials, or finished goods if price is the primary factor in evaluating bids. The office of administration shall promulgate rules regarding the handling of the reverse auction process. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of **[**~~five~~**] ten** thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be **[**~~twenty-five~~**] one hundred** thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals**; however, a request for a proposal may set forth the manner for determining which offerors are eligible for negotiation including, but not limited to, the use of shortlisting**. Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

34.044. 1. The commissioner of administration may waive the requirement of competitive bids or proposals for supplies when the commissioner has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commissioner shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure shall be **[**~~five~~**] ten** thousand dollars or over, the commissioner of administration shall post notice of the proposed purchase. Where the estimated expenditure is **[**~~twenty-five~~**] one hundred** thousand dollars or over, the commissioner of administration shall also advertise the commissioner's intent to make such purchase in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least five days before the contract is to be let. Other methods of

advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased. The requirement for advertising may be waived, if not feasible, due to the supplies being available at a discount for only a limited period of time.

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, departments shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed **[**~~seventy-five~~**] one hundred fifty** thousand dollars, the length of any contract or agreement does not exceed twelve months, the department complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than **[**~~twenty-five~~**] one hundred** thousand dollars, and the department posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section, "information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text."; and

Further amend said bill, page, and section, Line 9, by inserting the following after all of said line:

"34.353. 1. Each contract for the purchase or lease of manufactured goods or commodities by any public agency, and each contract made by a public agency for construction, alteration, repair, or maintenance of any public works shall contain a provision that any manufactured goods or commodities used or supplied in the performance of that contract or any subcontract thereto shall be manufactured or produced in the United States.

2. This section shall not apply where the purchase, lease, or contract involves an expenditure of less than **[**~~twenty-five~~**] one hundred** thousand dollars. This section shall not apply when only one line of a particular good or product is manufactured or produced in the United States.

3. This section shall not apply where the executive head of the public agency certifies in writing that:

(1) The specified products are not manufactured or produced in the United States in sufficient quantities to meet the agency's requirements or cannot be manufactured or produced in the United States within the necessary time in sufficient quantities to meet the agency's requirements;

(2) Obtaining the specified products manufactured or produced in the United States would increase the cost of the contract by more than ten percent;

(3) The specified products are to be purchased or leased by a state-supported four-year institute of higher education and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years;

(4) The specified products are to be purchased or leased by a publicly supported institution and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years; or

(5) The political subdivision has adopted a formal written policy to encourage the purchase of products manufactured or produced in the United States.

4. The certificate required by this section shall specify the nature of the contract, the product being purchased or leased, the names and addresses of the United States manufacturers and producers contacted by the public agency or the project architect or engineer, and an indication that such manufacturers or producers could not supply sufficient quantities or that the price of the products would increase the cost of the contract by more than ten percent.

5. Certificates required by this section shall be maintained by the public agency for a period of three years." and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 3** was adopted.

On motion of Representative Haefner, **HCS HB 2140, as amended**, was adopted.

On motion of Representative Haefner, **HCS HB 2140, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS - INFORMAL

HCR 69, relating to designating a state funeral, was taken up by Representative Davis.

On motion of Representative Davis, **HCR 69** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Brown 57	Cookson	Cross	Francis
Higdon	Kelley 127	Kolkmeyer	Lauer	Mathews
Matthiesen	Merideth 80	Mitten	Muntzel	Neely
Newman	Peters	Phillips	Plocher	Rehder
Rhoads	Roden	Rowland 29	Stephens 128	Vescovo
Walker 74	Mr. Speaker			

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 73, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial, was taken up by Representative Justus.

On motion of Representative Justus, **HCR 73** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 000

PRESENT: 002

Ellington	Pogue

ABSENT WITH LEAVE: 021

Barnes 60	Cookson	Cross	Dogan	Evans
Francis	Haahr	Higdon	Houx	Kelley 127
Lauer	Matthiesen	May	Mitten	Newman
Peters	Rowland 29	Stephens 128	Vescovo	Walker 74
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 70, relating to youth violence, was taken up by Representative Franks Jr.

On motion of Representative Franks Jr., the title of **HCR 70** was agreed to.

On motion of Representative Franks Jr., **HCR 70** was read the third time and passed by the following vote:

AYES: 113

Adams	Alferman	Andrews	Arthur	Austin
Bangert	Baringer	Barnes 28	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Ellebracht	Ellington	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Johnson	Justus
Kendrick	Knight	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Washington	Wessels
White	Wilson	Wood		

NOES: 015

Anderson	Basye	Beard	Brattin	Eggleston
Hill	Hurst	Kelly 141	Marshall	Pogue
Reisch	Roeber	Ross	Walsh	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 033

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 104	Cookson	Cross	Curtman	Dohrman
Evans	Francis	Haahr	Higdon	Houx
Kelley 127	Kidd	Kolkmeyer	Korman	Lauer
Miller	Muntzel	Newman	Peters	Phillips
Rhoads	Roden	Rone	Rowland 29	Schroer
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 55, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCR 55** was agreed to.

HCR 55 was laid over.

HCR 58, relating to JROTC courses, was taken up by Representative Spencer.

On motion of Representative Spencer, **HCR 58** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kolkmeyer
Korman	Lant	Lavender	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roeber
Ross	Rowland 155	Runions	Ruth	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson

NOES: 002

Anders	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 033

Bahr	Barnes 60	Berry	Brown 57	Cookson
Cross	Evans	Francis	Haahr	Harris
Higdon	Houghton	Houx	Kelley 127	Kidd
Knight	Lauer	Lichtenegger	Miller	Mitten
Newman	Peters	Phillips	Rhoads	Roden
Rone	Rowland 29	Schroer	Shaul 113	Vescovo
Walker 74	Wood	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 63, relating to the designation of DeMolay Day, was taken up by Representative Haefner.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Concurrent Resolution No. 63, Page 1, Line 2, by inserting immediately above said line the following:

"AN ACT

Relating to DeMolay Day.

Be it enacted by the General Assembly of the state of Missouri, as follows:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

On motion of Representative Haefner, **HCR 63, as amended**, was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger

Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann				

NOES: 002

Meredith 71	Pogue

PRESENT: 002

Ellington	Smith 85

ABSENT WITH LEAVE: 036

Anders	Bahr	Barnes 60	Berry	Brown 57
Cookson	Cross	Curtman	Dogan	Evans
Francis	Franks Jr	Haahr	Higdon	Houghton
Houx	Kelley 127	Knight	Korman	Lauer
Miller	Mitten	Newman	Peters	Phillips
Pierson Jr	Rhoads	Roden	Rone	Rowland 29
Schroer	Vescovo	Walker 74	Wilson	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 64, relating to the Delta Queen steamboat, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCR 64** was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Kolkmeyer	Lant	Lavender	Lichtenegger	Love
Lynch	Matthiesen	May	McCann Beatty	McCreery

McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	White	Wiemann	Wilson	

NOES: 006

Beck	Ellington	Pogue	Roberts	Smith 85
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtman	DeGroot	Evans	Francis	Haahr
Higdon	Houghton	Houx	Kelley 127	Knight
Korman	Lauer	Marshall	Mathews	Miller
Mitten	Newman	Peters	Phillips	Pierson Jr
Rehder	Rhoads	Rone	Rowland 29	Schroer
Smith 163	Spencer	Vescovo	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1591 - Fiscal Review
HB 2336 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SBs 603, 576 & 898 - Elementary and Secondary Education

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SS#2 SCS SB 590 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1743**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1963**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2495**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, McDaniel and Phillips

Noes (2): Franks Jr. and Wessels

Absent (3): Barnes (60), Lauer and Rhoads

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1882**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1993**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 625**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Revis

Noes (0)

Absent (4): Peters, Pogue, Rhoads and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2420**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen and Revis

Noes (2): Quade and Sommer

Absent (3): Peters, Pogue and Rhoads

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Black, Brown (27), Kendrick, Moon, Pike, Rowland (155), Walker (3) and Walsh

Noes (0)

Absent (4): Brown (57), Morgan, Pogue and Rehder

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2672**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bahr, Beck, Brown (57), Dohrman, Hansen, Houx, May, Mosley and Remole

Noes (0)

Absent (4): Frederick, Pogue, Runions and Walsh

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Christofanelli, Hill, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (2): Brown (57) and Messenger

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (10): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (0)

Absent (3): Beard, Razer and Washington

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 14**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Barnes (60), Berry, Carpenter, Corlew, Evans, Roeber, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 15**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Barnes (60), Corlew, Evans, Franks Jr., Roeber, Sommer, Unsicker and Wiemann

Noes (3): Berry, Carpenter and Runions

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Corlew, Engler, Evans, Mathews, Roeber and Sommer

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1929**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1977**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2480**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 826**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:30 a.m., Wednesday, April 11, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 11, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1804, HB 2572, HB 2708
Executive session will be held: HB 1299, HB 1301, HB 2017, HB 2018, HB 2671
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SB 782
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 12, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20
Executive session will be held: HB 1986
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: HCS HB 1261, SS SCS SB 549, SB 573, SB 594
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433
Executive session will be held: SB 660, SB 840, HB 2209
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SB 990
Executive session will be held: SCS SB 990
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, and discussion of interim activities.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Executive session will be held: SCS SB 629, HB 1254, HB 1565, HCS HBs 2061 & 2219, HCS HB 2276, HCS HB 2284, HB 2403, HCS HB 2410, HB 2425, HB 2539, HCS HB 2567
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.
Correction on time and location.
CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 11, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917
Executive session will be held: SS SB 705
Executive session may be held on any matter referred to the committee.
CANCELLED

WAYS AND MEANS
Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2620, HB 1964
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT
Wednesday, April 11, 2018, 9:00 AM, House Hearing Room 4.
Public hearing will be held: SCS SB 862
Executive session will be held: SCS SB 862
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 11, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden

HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591, (Fiscal Review 4/10/18) - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540 - Haahr

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549, (Fiscal Review 4/9/18) - Rehder
SS SCS SB 593 - Shull (16)
SB 594, (Fiscal Review 4/9/18) - Engler
SB 573, (Fiscal Review 4/9/18) - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-THIRD DAY, WEDNESDAY, APRIL 11, 2018

The House met pursuant to adjournment.

Representative Engler in the Chair.

Speaker Richardson assumed the Chair.

Representative Alferman suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 038

Alferman	Anders	Basye	Bernskoetter	Black
Brown 27	Butler	Cookson	DeGroot	Dogan
Engler	Evans	Fraker	Francis	Hannegan
Harris	Henderson	Hurst	Kelly 141	Kidd
Korman	Mathews	May	Morris 140	Morse 151
Mosley	Muntzel	Phillips	Pogue	Redmon
Reiboldt	Reisch	Remole	Rowland 29	Shull 16
Taylor	Walsh	White		

NOES: 000

PRESENT: 084

Adams	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Beck
Berry	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fitzwater
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Helms	Higdon	Hill
Houghton	Houx	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morgan
Pfautsch	Pike	Plocher	Quade	Razer
Rehder	Revis	Rhoads	Roberts	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Stacy
Trent	Unsicker	Vescovo	Walker 3	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

ABSENT WITH LEAVE: 039

Arthur	Barnes 60	Bondon	Brattin	Brown 57
Burnett	Burns	Carpenter	Curtis	Curtman
Ellington	Franklin	Franks Jr	Gannon	Hansen
Johnson	Justus	Kelley 127	Lavender	Love
McGee	Merideth 80	Mitten	Neely	Newman
Nichols	Peters	Pierson Jr	Pietzman	Roden
Roeber	Rone	Spencer	Stephens 128	Stevens 46
Swan	Tate	Walker 74	Washington	

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let the peace of God rule in your hearts and be ye thankful. (Colossians 3:15)

O Great God, we rejoice in the dawning of another day and pray that we may be so conscious of Your presence and so receptive to the guidance of Your spirit that we may walk more respectably and peacefully in Your ways. We know You are with us and we want to acknowledge that we are with You.

Deepen our faith, increase our love, and strengthen our hands that we may be faithful to You, devoted to our State, and true to the best within us. We do not ask You to remove hard decisions but to give us power to meet them courageously, to manage them confidently, and to master them creatively. We do not pray for tasks equal to our strength but for strength equal to our tasks; not for responsibilities we can carry easily but for an inner peace to carry our responsibilities however heavy and serious.

Give to us such greatness of character, such gentleness of spirit, and such goodness of heart that we may do our duties with due respect for the dignity and rights of others. May we be just and kind in all our ways and honest and straightforward through all our days.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Lucas Bailey.

The Journal of the fifty-second day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst

Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Bahr	Brattin	Carpenter	Curtis	Curtman
Johnson	Kelley 127	Love	Marshall	McGee
Newman	Peters	Phillips	Roden	Roeber
Walker 74	Washington			

VACANCIES: 002

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has investigated certain allegations against Governor Eric R. Greitens and begs leave to submit its findings, which are contained in the attached report.

Exhibits and a transcript of the proceedings are on file with the Chief Clerk and copies are available on the House of Representatives website.

REPORT OF THE MISSOURI HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 11, 2018

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer

/s/ Rep. Kevin Austin
/s/ Rep. Shawn Rhoads
/s/ Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

HISTORY OF THE COMMITTEE

The House Special Investigative Committee on Oversight (the Committee) was formed by Speaker Todd Richardson on February 27, 2018, and consists of seven members: Chairman Jay Barnes, Vice-chairman Don Phillips, Ranking Member Gina Mitten, Rep. Jeanie Lauer, Rep. Kevin Austin, Rep. Shawn Rhoads, and Rep. Tommie Pierson Jr.

House Resolution 5565, adopted by a unanimous vote of the House of Representatives on March 1, 2018, established procedures for the Committee. In particular, HR 5565 empowered and required the Committee to "investigate allegations against Governor Eric R. Greitens" and "report back to the House of Representatives within forty days of such committee being appointed[.]" It further permitted the Committee to close all or a portion of hearings to hear testimony or review evidence, and to redact testimony transcripts and other evidence to protect witness identities or privacy.

Subpoenas were issued to compel the appearance of witnesses and the production of documents. Every witness before the Committee testified under oath.

- On February 22, 2018, Speaker Todd Richardson indicated he would form a committee to investigate allegations against Governor Greitens (Greitens). In response, counsel for Greitens stated that they would "welcome reviewing this issue with the independent, bipartisan committee of the Missouri House of Representatives." Counsel promised to "work with the committee," after faulting the Circuit Attorney for the City of St. Louis for refusing to meet with Greitens.[1]

- On February 27, 2018, the Committee was formed by Speaker Todd Richardson.

- On February 28, 2018, Chairman Barnes made contact with attorneys Ed Dowd, Counsel for Greitens; Scott Simpson, counsel for Witness 1; and Al Watkins, counsel for Witness 3. Requests were made for production of documents.

- Counsel for Witnesses 1 and 3 timely responded to the Committee's request for documents. Counsel for Greitens declined to provide any documents, stating that they were under a non-disclosure order from the Circuit Court of the City of St. Louis in an existing criminal case not to disclose documents from that case. However, the Committee notes that only one of the requests for documents to Greitens involved documents from the current pending case.

- On March 7, 2018, pursuant to subpoena, the Committee took testimony from Witness 1.

- On March 9, 2018, pursuant to subpoena, the Committee took testimony from Witness 2, who identified herself as a close friend of Witness 1, and Witness 3, the ex-husband of Witness 1.

- On March 12, 2018, pursuant to subpoena, the Committee took testimony from Witness 4, a close friend of Witness 1.

[1] See Ex. 23, Correspondence with Greitens' Counsel.

- On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, and requested that counsel be prepared at a meeting the next morning to provide available dates and times at which Greitens could testify before the Committee.

- On March 23, 2018, Chairman Barnes, Vice-chairman Phillips, and staff attorneys Alex Curchin and Alixandra Hallen met informally with Ed Dowd, counsel for Greitens and Ross Garber, counsel for the Office of the Governor of Missouri. Chairman Barnes informed counsel that, although Greitens did not have a constitutional right to testify before the Committee at this point, the Committee was treating the process as if he did. Chairman Barnes requested that counsel inform the Committee by Monday, March 26, 2018 whether Greitens intended to exercise or waive his right to testify before the Committee at this point in time.

- On March 26, 2018, counsel for Greitens informed the Committee that Greitens would decline to testify before the Committee at this point in time. The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

- On April 3, 2018, the Committee met to discuss the process for redactions of the record and drafting of this report.

- On April 5, 2018, the Committee met to vote on redactions of the record and discuss a draft of this report.

LIMITATIONS OF THE COMMITTEE

The Committee operated under significant time and resource constraints pursuant to the resolution. The Committee also notes that Greitens has declined to participate in this fact-finding process at this time. Greitens declined to provide the requested testimony, documents, and sworn answers to interrogatories. Greitens enjoys a fifth amendment constitutional right not to testify in his criminal trial – and before this Committee. Yet, it is also true that he enjoys a constitutional right to testify in his criminal trial if he so chooses. Further, this Committee treated the process to date as if Greitens also had a right to testify before it.

Greitens has effectively waived the right to testify before this Committee at this point in time. Thus, to the extent this report does not include Greitens' perspective, that is the result of his choice not to participate. While disappointing to the Committee, his failure to participate is not held by the Committee as an indication of the truthfulness of the allegations. Finally, the Committee also notes that Greitens will be afforded further opportunities to present evidence should additional proceedings of the Committee be deemed necessary.

Finally, this Committee was not tasked with recommending specific actions for the House of Representatives or Senate to take following this report. Instead, the Committee's purpose, per HR 5565, is to determine, to the best extent possible, the underlying evidence to allegations made against Greitens. Accordingly, while individual members of the Committee may have recommendations and beliefs about appropriate actions given these facts, those beliefs are the Committee members' as individual representatives, not of the committee as a whole. The Committee also notes that the seriousness of this process is such that it would be inappropriate for it to make recommendations after a series of closed hearings and before other elected officials and the public have been made aware of the facts included in this report.

FINDINGS OF THE COMMITTEE

A. Conduct in Relation to Witness 1

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Committee finds Witness 1 to be an overall credible witness.

2. Witness 2, a confidant of Witness 1, testified she has known Witness 1 for ten years.[2]

3. Witness 3 authenticated a surreptitious recording of a conversation with Witness 1 that took place on March 25, 2015, approximately four days after Witness 1's sexual encounter with Greitens.

4. Witness 4, a confidant of Witness 1, testified that she has known Witness 1 for thirty years, dating back to elementary school.[3]

5. Greitens declined the opportunity to testify and failed to respond to the Committee's request for production of documents and sworn answers to written interrogatories.[4] The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

6. Witness 1, a hair stylist, met Greitens in 2013, when he became her client.[5] Witness 1 testified:

> He became a regular client of mine. And – I don't know. I saw him pretty regularly, unless he was traveling. Seemed pretty typical…we got to know each other pretty well, and I thought he was great. I thought he was this perfect guy. I probably knew too much about what he had maybe done in the past, as far as – I knew – I knew that he was an author, I knew he was a motivational speaker, I knew he was a Navy SEAL. I knew he had volunteered at the Mother Theresa House…I don't want to say that he was speaking highly of himself, but he found a way to tell me these things, and so I just thought he was wonderful.[6]

7. From the fall of 2014 to March 2015, Greitens did not make any appointments with Witness 1. Then, on or about March 7, 2015, Greitens returned for a haircut:[7]

> [W]hen I saw Eric was coming in that time, I was super nervous because he was one of – you know, really, my only client that I had somewhat of a crush on and thought he was this great guy, and so I just felt kind of nervous having him come in, and because I thought that maybe he didn't come in to see me after that time because he felt bad flirting with me, because he was having a baby soon.[8]

8. Witness 1 testified that, during the March 7 appointment, Greitens moved his hand up her leg and "all the way up to [her] crotch" without her consent.[9]

9. On or about March 7, Greitens attempted to call Witness 1 on her cell phone, but she did not answer.[10] Witness 1 explained her feelings:

> I was at least curious. Did he have the same feelings for me? Was he going through something similar with his wife? Why did he feel like he could do that? Because he didn't know I was separated. So, anyway – so I was at least curious. I didn't want to talk to him, but I did want him to call me.[11]

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[2] Tr. W2 at 7:2-11.
[3] Tr. W4 at 7:19 to 8:15.
[4] See Ex. 23, Correspondence with Greitens' Counsel.
[5] Tr. W1 at 5:21 to 7:1.
[6] Tr. W1 at 6:8-24.
[7] Tr. W1 at 7:2 to 9:19.
[8] Tr. W1 at 9:11-18.
[9] Tr. W1 at 11:6-11.
[10] Tr. W1 at 13:22-25.
[11] Tr. W1 at 13:9-15.

10. On or about March 14, Witness 1 called Greitens while she was out with friends in the Central West End area of St. Louis. Witness 1 testified:

> [W]e were trying to have a conversation in code of sorts, like, I'm really – my friend is really curious – she's in a situation. She was really curious what happened and why…you know, it was kind of in code. The way he was talking, I could tell he was most likely at his house because he wasn't really talking.
>
> And – so he said, Actually – hey can you meet me outside of Starbucks in an alley – oh, because he asked me where I was, and I said – I was in the Central West End with some of my friends…[12]

11. They met for a few minutes in an alleyway behind Starbucks. There was no sexual contact during this meeting. Witness 1 testified:

> [H]e asked where I was, and I said I was at a restaurant in the Central West End – a Mexican restaurant there. And he said, Well, can you meet me in a few minutes in the alleyway behind Starbucks, because I think I have a solution to your friend's problem. So I said, Okay. And I went over to kind of where he was talking about behind the Starbucks, and I was, like, shaking, because I was nervous to even be talking to him like this. And he kind of hugged me and just said, Listen, calm down, it's not – it'll be okay. I have an idea of, you know, of a time when we can talk about this openly. Next weekend, my wife is going out of town, you can come over to my house, we can discuss these things, because … I have to get back to my house in a minute.[13]

12. On Friday, March 20, Witness 1 called Greitens from her salon and told him, "I don't feel comfortable coming to your house, can you please meet me at Starbucks or Coffee Cartel?" Greitens responded that he could not be seen in public with her because he was running for office and people would be watching him, especially in the Central West End. Instead, he insisted they meet at his house where she could "come in through the back door, nobody will see you, we can talk, you can get back to work, it'll be fine."[14]

13. Witness 1 arrived at the backdoor to Greitens' home at approximately 7 a.m. on Saturday, March 21.[15]

14. Witness 1 had to be at work by approximately 7:45 a.m. that morning.[16]

15. Upon entering the home, Greitens made a "shush motion" to Witness 1, took her purse and keys, removed all items from her purse and searched it, patted her down from head-to-toe, and then went back outside to check if anyone had seen her enter the home.[17]

16. Witness 1 testified that she was nervous, and Greitens attempted to calm her down. Greitens asked if she could come back later after she finished working. Witness 1 informed him that she would be finished at 4:00 p.m., but that she had to pick her children up at that time so she could not return that afternoon. Witness 1 then testified to the following:

> [H]e said, Well, okay, I have this idea. And I thought about you so much, and I have this idea, and it's to make you feel good. I feel like you haven't been treated good in so long. And I said, Well, I want to talk to you. I want to know what is going on in your relationship. You don't even know

[12] Tr. W1 at 14:6-17.
[13] Tr. W1 at 15:11 to 16:1.
[14] Tr. W1 at 17:12 to 18:1.
[15] Tr. W1 at 18:11-15.
[16] Tr. W1 at 18:16-18.
[17] Tr. W1 at 18:25 to 19:22.

> what's going on in mine. And he said, I know…but we don't have a whole lot of time. Have you exercised today?
>
> It was like he was on a mission, sort of, like this kind of high energy – it was kind of high energy. And I said, No I haven't exercised. And he said, Will you let me take you through an exercise – like, through a workout? I just have this idea. It's going to make you feel so good and – for whatever reason, I trusted him, thought this is okay, this is – somehow we're going to get to this – I don't know – I'm going to leave here feeling more clarified that, obviously, he has feeling for me.[18]

17. Witness 1 explained that Greitens had prepared clothes for her to change into:

> So he said, I have these clothes I want you to put on. He had clothes sitting on his countertop. I want you to go change into these – take off all of your stuff – take off everything you're wearing and put on these clothes. And I just kind of looked at him like, Oh, God, what do you have? And he said, Just trust me. … I just want to make you feel good.
>
> So I went – he has, like, a little bathroom off his kitchen, and I went in there, changed into these clothes. The shirt was his – like, a man's white T-shirt that he had cut a slit at the top, and the pants were men's pajama pants.[19]

18. When Witness 1 emerged from the bathroom wearing the clothes Greitens had set out for her, Witness 1 testified that Greitens told her he would show her "how to do a proper pull-up." Witness 1 testified that she believed "this is going to be some sort of sexy workout."[20] She explained, "I thought this was going to be some sort of, like, sexy workout. I knew he – he had asked if I worked out that morning. I knew he – he said he had this idea that – something that would be – make me feel really good and I did work out, because he wanted to take me through a workout. And at this point I thought – we hadn't worked out together ever, so I thought, Oh, maybe it'll be some sort of – I don't know – sexy workout."[21]

19. Witness 1 testified that she "was shocked" and "confused" at that point in time:

> I still really thought he was perfect. He definitely knew – I know I had made it clear I had not cheated on my husband before and that, you know, I didn't want to do anything physical with him. So I think I was just confused, kind of shocked. And I was curious enough – he likes me this much that he has something planned for our workout? I don't know. I – I guess more than anything, confused."[22]

20. At that point, Witness 1 testified that she would not have been "okay with a normal sexual encounter with him if he said, Hey I just want to have sex in the basement."[23]

21. When asked if she thought she was being led into a "a situation," Witness 1 testified:

> I did. But at this point, not a bad situation...More that he had a plan and – like I said, I think I really thought maybe he will, you know, have some sort of sexy workout planned, which is why – because he said, Change your clothes into these, and I said, What do you mean? And he said, I just want to take you through a workout, come on. Just trust me. I want to make you feel good. And I

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[18] Tr. W1 at 19:27 to 20:25.
[19] Tr. W1 at 21:1-13; 86:8-17, answering in the affirmative to question posed by Rep. Lauer whether Greitens appeared to have "planned to have those available."
[20] Tr. W1 at 21:14 to 22:1. This testimony is consistent with statements Witness 1 made to Witness 3 in the surreptitiously recorded phone call of March 24, 2015. See Ex. 1 at 16:24 to 17:5.
[21] Tr. W1 at 111:11-19.
[22] Tr. W1 at 86:22 to 87:5.
[23] Tr. W1 at 111:20-23, responding in the negative to a question posed by Rep. Rhoads.

> just feel like you haven't been treated good in so long. So at this point, it was more curiosity / confusion.[24]

22. Upon entering the basement, Witness 1 testified that Greitens taped her hands to pull-up rings with "this gauzed tape stuff" and then put a blindfold on her. Witness 1 testified that these items were laying on a "workout bench right there, and that's where he had that stuff."[25]

23. Witness 1 testified to Greitens' demeanor at the time, stating, "[H]e kind of had this controlling sort of – again, it almost as if he had a – like we were on a movie set. So he's got this whole thing down of what he was going to say or whatever, but he was super – he was in a controlled state, which at this point was intriguing to me."[26]

24. Witness 1 testified that Greitens then spit water into her mouth:

> And then he said, First, before we start a workout, you have to be hydrated and puts water in his mouth and tries to spit it in my mouth, at which point I realized he's trying to kiss me, but I don't even want to kiss him. …
>
> So I just spit it out. He does it and he's like, You're not going to be a bad girl, are you? Tries to do it again, to which I just let it dribble out, because I didn't even want to kiss him.[27]

25. Witness 1 testified that she had not spoken to that point, and that Greitens then, "[S]tarts kissing down my neck and he starts kissing kind of like down to my chest. And he takes the shirt and rips it open."[28]

26. Witness 1 testified that she did not consent to Greitens' tearing of the shirt, exposing her.[29]

27. Witness 1 testified that Greitens then commented on a scar on Witness 1's stomach, before "kissing down [her] stomach" and "pull[ing] down [her] pants."[30]

28. Witness 1 testified she did not consent to Greitens pulling her pants down to her ankles.[31]

29. After Greitens pulled down her pants, Witness 1 testified, "[T]hen I hear him kind of, like, step back – take a step back and I hear – I can hear like a, like a cell phone – like a picture, and I can see a flash through the blindfold."[32]

30. Witness 1 testified that she felt like her "privacy was invaded."[33]

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[24] Tr. W1 at 87:6-20.
[25] Tr. W1 at 22:2-5; 99:18 to 100:6; 102:13-23; Ex. 1 at 17:3-5.
[26] Tr. W1 at 22:5-10.
[27] Tr. W1 at 22:14 to 23:9. See Ex. 1 at 17:7-11.
[28] Tr. W1 at 22:22 to 23:12. See Ex. 1 at 17:13-19.
[29] Tr. W1 at 70:7-24, responding in the negative to question posed by Rep. Mitten.
[30] Tr. W1 at 23:12-19.
[31] Tr. W1 at 72:12-14, responding in the negative to question posed by Rep. Mitten.
[32] Tr. W1 at 23:19-23; 62:3-24, testifying that Greitens admitted to her that he took the picture and that she "could hear it and [she] could see the flash;" Tr. W1 at 78:13-25, testifying again to hearing a click, seeing a flash, and that Greitens "acknowledge[d] it after he took it and sa[id], I'm going to put this picture everywhere. And then whenever [she] came back, telling [her] that he had erased it;" Ex. 1 at 17:24 to 18:2, stating four days later, "[H]e stepped back, and I saw a flash through the blindfold, and he said, 'You're never going to mention my name, otherwise there will be pictures of [you] everywhere."
[33] Tr. W1 at 65:17-24, responding in the affirmative to question posed by Rep. Phillips. The Committee notes that this question was related to a general feeling of invasion of privacy and not necessarily to the elements required for a conviction under §565.252, RSMo.

31. Witness 1 testified that she never saw an actual picture.[34] Nor did she recall "the first time she saw his phone."[35]

32. On April 9, 2018, the Committee was made aware of a motion filed in the criminal case by Greitens' counsel that asserted Witness 1 testified as follows:

> Q: Did you ever see him in possession of a camera or phone?
> A: Not to my knowledge. I didn't see him with it.
>
> Q: And as you sit here now, you cannot state under oath that you ever saw him in possession of a camera – with a camera or a phone?
> A: Correct.
>
> Q: And you can't say you saw it on his person, you can't say you saw him put it down in the kitchen, take it from the kitchen, or put it down anywhere in the basement. Those are all correct statements, are they not?
> A: Yes, I cannot say.

The motion notes that, when asked by the Assistant Circuit Attorney, "did you see what you believed to be a phone?" Witness 1 answered, "… I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."[36]

33. When asked whether she had reason to believe a photograph of her was transmitted in a way that allowed access via a computer, Witness 1 stated she knew "he had an iPhone … And if he had iCloud, yes."[37]

34. The committee does not possess any physical or electronic evidence of a photograph or its transmission.[38]

35. Witness 1 testified that Greitens then said, "You're not going to mention my name. Don't even mention my name to anybody at all, because if you do, I'm going to take these pictures, and I'm going to put them everywhere I can. They are going to be everywhere, and then everyone will know what a little whore you are."[39]

36. Witness 1 explained her reaction:

> I just stood there, because I was like What the fuck? He doesn't have feelings for me, he just wants to fuck me. So anyways, I was completely silent. I didn't say anything, especially – so I didn't even – my husband traveled for a living, and I didn't even let him get pictures of me. So I

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[34] Tr. W1 at 103:15-17.
[35] Tr. W1 at 99:6-12.
[36] The Committee notes that it includes these quotes in the absence of a full transcript from the deposition. It does so in reliance upon Greitens' counsels' obligation of candor as officers of the court. The Committee also notes that, on March 23, 2018, Chairman Barnes informed Greitens' counsel that the Committee would support a motion by either party to the criminal case to make an exception to the current non-disclosure order in that case. "However, in the event any such evidence is provided, we would insist on having the complete set of evidence. In other words, we will not accept cherry-picked evidence from either the Circuit Attorney's office or your client." Greitens' counsel's motion may be found in Exhibit 23. Counsel for Witness 1 responded with a statement and an email asserting that said motion "mischaracterizes" her deposition testimony. Counsel for Witness 1's statement and email is labeled Exhibit 24.
[37] Tr. W1 at 103:18-25.
[38] The Committee's requests for documents and sworn answers to interrogatories directed to Greitens sought photographs and information identifying all computing devices and electronic communications accounts under Greitens' custody or control during the relevant period. Greitens declined to respond.
[39] Tr. W1 at 23:24 to 24:5.

> just stood there quietly, and then he came up close to me and he said, Are you going to say anything? Are you going to mention my name? Of course, in my head, I was screaming, Fuck, all I want to do is tell people right now. I'm dying. This is the most embarrassing thing that's ever happened to me. So I just didn't answer at all, and then he spanked me and said, Are you going to mention my name? And I said – I just gritted through my teeth and I said, No. And he's like Good – now that's a good girl and was, like, back in his – whatever – you know, the thing that he had in his mind, the thing that he was going to do with me.[40]

37. Witness 1 testified that Greitens began kissing down her stomach again, and "as soon as he got, like, low on me, I just started freaking out and I started ripping down my hands. I was like, Get me out of here. I'm not ready for this. I don't want this. I don't want this."[41]

38. Witness 1 described her emotions at that point:

> I was definitely fearful. I was so embarrassed and ashamed, because I really felt like a whore because I had let him get me in this position before we've even kissed. I felt really used. I felt like what the – who are you? I think it was the thing that just kept playing through my mind is, who are you? What is this? What is this? Oh, my God, where am I? Get me out of here – because I just kept saying, Get me out of here. I'm not ready for this. It was also, too, that feeling of, I came here not wanting to do anything – nothing.[42]

39. Witness 1 testified that after she stated, "I don't want this," Greitens "stood up and started helping me take down this tape. He was like…calm down, it's okay. It's okay."[43]

40. Witness 1 testified that she responded by stating, "No I'm leaving, I'm leaving." However, as soon as she "start[ed] walking out – or going to go up the stairs, … he grabs me and like – like, in a bear hug, and was like, Shh, shh, it's okay, calm down, calm down, and like, lays me down on this ground in the basement. … Not, like, hard, like – I mean, I was like a puddle of – no. I just, like, was crying."[44]

41. Witness 1 then testified:

> So he was laying there and I was laying next to him just crying – like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay. That's all he was really saying at this point. And he was trying to, like fondle my body. …
>
> I'm bawling my eyes out. Yeah, so I'm still crying. And then he's like – I can tell he's still, like, in it – he's still in this – in this thing that he's got in his mind of whatever he's doing, and he's still like messing with me.
>
> He starts undoing his pants, and he takes his penis out and puts it, like, near where my face is. And I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be at work, and he's not going to let me leave, because he's obviously still horny. So I gave him oral sex at this point.[45]

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[40] Tr. W1 at 24:6-25; 101:20-25; Ex. 1 at 18:4-8.
[41] Tr. W1 at 24:25 to 25:5; Ex. 1 at 18:12-16.
[42] Tr. W1 at 130:7-18.
[43] Tr. W1 at 25:5-7; 74:8-17; Ex. 1 at 18:17-21.
[44] Tr. W1 at 25:8-16.
[45] Tr. W1 at 25:18 to 26:12.

42. Witness 1 further testified that Greitens pulled his pants down and "pulled his penis out…max, six inches or something" from her face while she was still crying and felt that she had no other choice if she were going to get out of the basement.[46]

43. As to whether she consented to oral sex at that point, Witness 1 testified, "It's a hard question because I did it – it felt like consent, but, no, I didn't want to do it."[47] She further explained, "Coerced, maybe. I felt as though that would allow me to leave. That's what he wanted – I felt that's what he wanted…."[48] Witness 1 then agreed with the statement that she "didn't feel necessarily able to leave without performing oral sex."[49] She further testified, "Looking back, yes" she believed that saying no when she was bound and blind-folded extended to not consenting to further contact, but, "In the moment, I was so emotional" and that one of the emotions was "definitely" fear for her "physical self."[50]

44. Later, Witness 1 presented conflicting testimony as to whether she was physically afraid at that particular moment. When directly asked, "Did you feel afraid to leave?," she answered, "No. Not at this point. I feel like he hadn't gotten what he wanted," but also affirming she was crying, under duress, felt as if she had no other choice if she was going to get out of the basement at that moment, and that it was only after feeling she had no other choice that she performed oral sex.[51]

45. Witness 1 testified that after performing oral sex, "He did exactly what I thought he would do. He was just like, Okay. I literally got up – he didn't stop me from leaving. I walked upstairs, went into the bathroom, got dressed, and left and went to work."[52]

46. Witness 1 forgot her keys and had to return to Greitens' house to retrieve them after work.[53]

47. Witness 1 testified that Greitens was waiting for her when she returned at the end of her workday at 4:00 p.m. She testified that she then confronted Greitens about the picture:

> [H]e was already in the kitchen and opened the door and said, You forgot your keys. I said, Yeah. And I was obviously pissed. And he said, You're angry. And I said, I'm really angry. I'm so angry. That is not at all what I wanted to do, Eric. And he said, I know, I know, I just – I kept thinking about you. And I said, No, you took a freaking picture of me. My husband doesn't even have a picture of me. You took a picture of me. And he said, I know…but you have to understand, I'm running for office, and people will get me, and I have to have some sort of thing to protect myself. And I thought about you, though, and I felt bad, so I erased it. To which – you know, I didn't believe him, but at least, he, like, acknowledged that it was messed up and had a reason why[.][54]

48. Witness 1 further testified that after she and Greitens talked for a while:

> [H]e was back to kind of being that guy that I knew from the salon. It was extremely charismatic, very – kept looking at me straight in my eyes and engaged – like, I felt like he cared about me. He kept trying to hug me and touch me and kind of fondle me, meaning, like maybe hugging me and

[46] Tr. W1 at 132:6-25
[47] Tr. W1 at 73:22-24.
[48] Tr. W1 74:2-4.
[49] Tr. W1 at 74:5-7, responding in the affirmative to question posed by Rep. Mitten.
[50] Tr. W1 at 74:18 to 75:1.
[51] Tr. W1 at 132:17 to 133:4.
[52] Tr. W1 at 26:13-17.
[53] Tr. W1 at 26:18 to 28:1.
[54] Tr. W1 at 28:5-21; 88:2-10, testifying, "And that's when he explained…I have to protect myself, and you have to understand this. You know, but I thought about you all day and I feel, you know – I erased the picture."

> trying to put his hand up my shirt. And at this point, it – I was really kind of mixed, because I hated him from earlier, but I also loved the man that I knew before[.][55]

49. Witness 1 further testified that she had never been photographed in a state of partial or complete nudity either before or after March 21, 2015.[56]

50. Witness 2 testified that she spoke with Witness 1 within days of the encounter between Witness 1 and Greitens on March 21, 2015. Witness 2's testimony about the contents of her conversation with Witness 1 is consistent with key portions of Witness 1's testimony before the Committee. Witness 2 testified that, in an emotional phone call,[57] Witness 1 told her:

a. "Greitens had suggested that she come over to his house, that she had said that she really didn't feel comfortable going there, that she would rather do something like talk at a coffee shop. He said that he could not do that because he could not be seen in public with her. And so – that he wanted her to come over to his house. And it was within walking distance of…where she worked, and that she did – she did end up going over there."[58]

b. "She had went into his house, that he was trying to make her feel comfortable because she was nervous. He had given her some sort of loungewear – some sort of lounge pant to put on and some sort of T-shirt – not what she wore over there, but clothes that he had had, and that he invited her down to his basement to teach her how to do a proper pull-up – she's really into fitness."[59]

c. "She went downstairs. He had bound her hands to some sort of pull-up equipment with some sort of tape that he had, put a blindfold over her eyes. He had ripped her shirt and pulled down her pants some, because – she has a...a scar[.]...He had made some comment about that."[60]

d. "She had seen a flash through the blindfold and that he had taken a picture."[61]

e. "[S]he did not consent" to the taking of the picture. "She said she was embarrassed and shocked that he had said that she had better not mention his name because he would then distribute the pictures."[62]

f. "[S]he was embarrassed and upset. She was married, so she was worried about the stuff being out. She has a family that she's close to, that she had gotten upset, and that Greitens was trying to comfort her, telling her that it was going to be okay, and that she did end up performing oral sex on him. … I think it was on a floor – a basement floor. She was upset, and he was consoling her. That's the only thing I can remember from that, besides the actual fact."[63]

g. "[S]he had went back upstairs. She got back to the salon. She had forgotten her keys there, so she had to go back to his house. She was upset, she was angry, she was embarrassed, and that he said, Just don't worry about it; I have deleted the picture."[64]

51. Witness 4 testified that she spoke with Witness 1 soon after the encounter between Witness 1 and Greitens on March 21, 2015. Witness 4's testimony about the contents of her conversation with Witness 1 are

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[55] Tr. W1 at 29:10-19.
[56] Tr. W1 at 104:21-24.
[57] Tr. W2 at 29:23 to 30:2.
[58] Tr. W2 at 9:8-16.
[59] Tr. W2 at 9:21 to 10:3.
[60] Tr. W2 at 10:4-11.
[61] Tr. W2 at 10:11-13.
[62] Tr. W2 at 10:14-21.
[63] Tr. W2 at 10:25 to 11:12.
[64] Tr. W2 at 11:14-19.

consistent with key portions of Witness 1's testimony before the Committee. Witness 4 testified that Witness 1 told her:

a. "She said that she went to his home and that when she entered his home he had checked her for bugs as far as being bugged, wired I guess, and made her disrobe into one of his dress shirts. And he checked her purse and her belongings for any devices, recording devices."[65]

b. "[A]fter he had blindfolded her that she had saw a flash type and recognized that he had taken a photograph of her, and he said that if you mention my name that I'll put this out there or put this on the Internet, something to that effect. And she got very upset and wanted to get down, wanted him to get her down."[66]

c. "[W]hen he said that to her about the photograph or that incident that he sounded different and that she was afraid at that point."[67]

d. "[H]e helped her down, and was trying to comfort her. She was very upset. Freaking out was how she described it. And said that – he said that 'I deleted it. I deleted it."[68]

e. "I don't know when this incident occurred. I'm not sure if it was from the original encounter or not, I don't know, but there's pieces of things that we've talked about and she had described an encounter where she was really upset and that she had given him oral sex and she said that she just did it so that she could leave."[69]

52. On March 24 or 25, 2015, Witness 1 testified that she decided that she had to tell Witness 3 about the encounter. The resulting conversation was recorded by Witness 3 without her knowledge or consent, and portions of it have been broadcast on television.[70] Witness 3 promised their conversation would not "leave the car."[71] Witness 1's statements in the conversation are consistent with key portions of her testimony before the Committee. In that conversation, Witness 1 told Witness 3:

a. "I met Eric a year ago and I instantly had a big crush on him. No, I never flirted with him. Never confided in him except for I talked about…and he helped me with that and just talked about life and whatever. He is very motivating. That's his personality. He's very persuasive. He never flirted with me other than complimenting me a couple of times on, 'Oh, I really like your hair like that,' or whatever."[72]

b. "[H]e quit coming in, and then I didn't see him at all for five months. Like I wasn't lying about that. And then he came in, it was a Friday, and I was so nervous to even have him come in because I knew that I had those feelings, those unexplained feelings of I shouldn't have a crush on anybody; I'm married; this is so stupid. So then I had really bad anxiety."[73]

c. "He came in. Knowing that I felt better whenever he came in and I felt more calm and that made me feel better, but while I was shampooing his hair and telling him about my class – at first I thought it was just me, but then I realized it wasn't. He was – I was in the middle of talking and he was doing 'this' to my leg. And at first I ignored it because I didn't know if that was just me, and then I realized he was doing that and I said, 'Eric, you need" – well, I said, 'You need to stop.' And he looked at me

[65] Tr. W4 at 11:12-16.
[66] Tr. W4 at 12:9-15; 32:7-20.
[67] Tr. W4 at 22:19-21.
[68] Tr. W4 at 12:18-21.
[69] Tr. W4 at 16:4-10; 29:20 to 30:8.
[70] The transcript of the surreptitiously recorded conversation is part of the Committee's file labeled as Exhibit 1.
[71] Ex. 1 at 10:13-14.
[72] Ex. 1 at 8:7-17.
[73] Ex. 1 at 8:25 to 9:7.

and he said, 'What?' And then I said, 'You know what you're doing. I know what you're doing. You need to stop.' And he didn't say anything. And then he came back and sat down in the chair and I said – because there was silence. And I said, 'Is that why you didn't come in here for five months?' And he said, 'Yes.' Or, no, he said, 'Maybe.' Because I guess he was attracted to me."[74]

d. That she met Greitens on the weekend of March 14, but "nothing happened on the 14th," but that she had met him outside and he told her that he wanted to see her the next weekend.[75]

e. "[O]n Friday, I called him from work and said, 'I'm going home. … I cannot come over. … I would like to discuss or to try to get all of these thoughts away from me. Will you just meet me for coffee or something so that way we can just talk'. And he said, 'No, I can't – I can't be seen with you. This is wrong.' And I said, 'I know.' So he said, 'Just please come to my house.'"[76]

f. "So on Saturday morning before my first client, I did go to his house. … For the first time. Ever. Like I said, nothing period, had ever happened or taken place until this snowball. This fucking tornado just happened. I know I brought it on. I showed up and I said, 'I'm only here to talk.' And he said, 'I know.' I said, 'I just want to tell you I feel like you're always hope because I don't know your relationship.' He doesn't talk about his relationship, at all. He didn't talk about himself at all, so I don't even know. But I said, 'I just had a feeling that you wouldn't be attracted to me if you didn't have a wife with a baby. I'm just trying to process why I'm feeling this way, and I hate it. I really hate it.' And then he – basically had been fantasizing about me, tried to live out that fantasy. He just coaxed me, kept talking to me gently and touching me, whatever he could do to still have that fantasy play out. And I did it."[77]

g. "I was so confused with emotion. I can't even believe it because it's not really in my character. I don't even fucking know. I'm so confused. He said, 'I'll make you feel better. I'll make you feel good. Come downstairs. I want to show you how to do a proper pullup.' And I knew that he was being sexual, and I still let him. And he used some sort of tape, I don't know what it was, and taped my hands to these rings and then put a blindfold on me."[78]

h. "And said, 'If you're going to do proper pullups, you need to know how to drink,' and I guess put water in his mouth and tried to pour it in mine and it scared me. And I spit because I didn't want to kiss him. I mean, I'm so …. I thought …. I thought."[79]

i. "He just kept touching me over my clothes and just kept touching me. And then undid my clothes. I just didn't say anything at all. I didn't – I was just completely numb. I didn't even know. I was just numb. I just stood there and didn't fucking know. I was so – he was sort of messing with me with his hands."[80]

j. "[A]nd he stepped back, and I saw a flash through the blindfold, and he said, 'You're never going to mention my name, otherwise there will be pictures of [you] everywhere.' … He said, 'You're not going to mention my name, are you?' I didn't say anything. I didn't realize what – I don't know what the fuck I'm doing. And then he asked me again. And I just said, 'No.'"[81]

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[74] Ex. 1 at 9:8 to 10:1.
[75] Ex. 1 at 13:11-14.
[76] Ex. 1 at 14:10-22.
[77] Ex. 1 at 15:14 to 16:12.
[78] Ex. 1 at 16:19 to 17:5.
[79] Ex. 1 at 17:7-12.
[80] Ex. 1 at 17:13-19.
[81] Ex. 1 at 17:24 to 18:8.

k. "And then he tried kissing my stomach and tried to kiss me down there but didn't quite get there because I flipped out and I said, 'You need to stop. I don't want this. I don't want this. I don't want this.' And he instantly stood up and freaked out and took off the blindfold and undid my hands and said, 'I'm really sorry. Oh, my God…I'm so sorry. I thought – I want to be – I want to make you feel better."[82]

l. "I left my fucking keys at his place and so I had to go back and get the fucking keys after work. … And I showed up, said, 'I'm so sorry for what happened earlier. I'm just obsessed over you; it's wrong and in real life, but I need to not do that. I know. I love my wife, and I'm really sorry. And we should not ever talk again, and I hope that you get everything figured out. … I said, 'Well, I'm leaving.' He said, 'Just stay for a little while longer, please.' And I said, 'No, I really have to go.' 'Please just stay.' And then he held me for a long time and then made me feel better, just kept kind of touching me. … I just – it was like, I don't know 45 minutes of me being there, me leaving, and then him going, 'You know, are you sure you really want to go? I'm just never going to see you after this and.' … And that was it." Witness 1 stated that she never touched him, but, "He kept touching me," that he turned her on, "and then didn't, did both," she felt "every emotion."[83]

m. When Witness 3 said, "You've been half-raped and blackmailed," Witness 1 responded simply, "Yes."[84]

n. When Witness 3 asked why she was "not going to tell anybody," Witness 1 responded, "When I came back, I said to him, 'I'm very, very pissed off at you. I'm grossed out. I'm so pissed off.' He said, 'I know.' 'You took a picture.' He said, '…, it's just because I fantasized about you, I fantasized about all these things, and you could ruin my life. And – but I erased it.'"[85]

53. Greitens came in for an appointment with Witness 1 approximately a week and a half or two weeks after her conversation with Witness 3. Witness 1 testified that Greitens first question was, "You didn't tell anybody, did you?" Witness 1 told Greitens that she had not, and Greitens told her that he could not quit thinking about her and wanted to see her again.[86]

54. The next time Witness 1 met Greitens was for another appointment at the salon, for which Greitens arrived 30 minutes early so that he was the first appointment of the day. Witness 1 testified, "When he showed up, I consensually kissed him – so that would have been like the first time that I was – that was totally my decision. He came in – at that time we stayed clothed and everything, but essentially made out. And then he – my client – my coworkers showed up, I did his hair and he left."[87]

55. The next encounter between Witness 1 and Greitens occurred in May 2015. Witness 1 was reading a book outside her salon when Greitens drove by, stopped his car, and invited Witness 1 to his house that evening. Witness 1 agreed to meet him for "a little bit" and went to Greitens' house sometime around 6:30 p.m. She entered through the backdoor again, and the two of them had consensual oral sex.[88]

56. The next encounter occurred on a Saturday in June 2015. Witness 1 testified:

> I went out with a few of my girlfriends after work and then went over to his house afterwards. So this – my guess would have been 10:00 p.m., kind of later. And at first was consensual, you know – he has a spare bedroom upstairs and took me up there, and we were, like making out at this point. My guess is at least seminude at this point. And he looks at me and asked me … have you

[82] Ex. 1 at 18:12-21.
[83] Ex. 1 at 19:9 to 20:23.
[84] Ex. 1 at 22:13-15.
[85] Ex. 1 at 22:16 to 23:1.
[86] Tr. W1 at 35:19 to 36:11.
[87] Tr. W1 at 37:23 to 38:4; Tr. W2 at 13:18-22.
[88] Tr. W1 at 38:10 to 39:10.

> been intimate with anybody? And I said, What do you mean? And he said, Well, since you and I started – because he knew that I had been separated from my husband. And I said, Well, I slept with my husband – because I know at some point I had. And he slapped me across my face, just like hard to where I was like, What? Eric, what in the heck? You're married. Why would – what do you mean? And he just said, No. Like, that was – you're mine. This is – what do you mean you slept with your husband? You are not supposed to be sleeping with him, you know? And I said, I think you're screwed up from being in the Navy[.][89]

57. Witness 1 testified that she did not believe the slap was intended to physically hurt her. Instead, she said, "I felt like he was trying to claim me."[90] The slap did not leave a mark but "was just jarring. It wasn't sweet and gentle; it was forceful."[91]

58. Witness 1 testified that immediately afterwards, "[W]e laid there and talked about him being in the Navy and what happened there. Because I know we talked about – there was a bomb that went off – I don't know. That was pretty much our conversation after that, because it was just bizarre."[92]

59. Witness 2 testified that she spoke with Witness 1 after the slapping incident, and that Witness 1 had told her:

> [H]e was communicating with her through a TracPhone, and that she had went there. His wife was out of town, that she had – he had asked if she had any sort of sexual relationship with anybody since they had been together last. She stated that she had had sex with her husband – her husband at the time, and that that had made him angry, and that he had slapped her in the face and called her a whore.[93]

60. Witness 1 testified that she spoke with Greitens a few times over the next week via a burner phone that he had purchased, and then "saw him one more time, which was in the morning before work." Greitens asked if she wanted to come over to workout. Witness 1 testified:

> [W]e did exercise and went through, like, a workout, and then at the end of it, then it turned sexual in nature. And at first it was fine, and then we were in a position that would have been as if we were having sex, like doggy style, but we didn't ever have intercourse throughout all of the times that I saw him. So he was essentially, like fingering me and – but in that position, and out of nowhere, just, like, kind of smacked me and grabbed me and shoved me down on the ground.
>
> And I instantly just started bawling and was just like, What is wrong with you? What is wrong with you? And I just laid there crying while he was just like…you're fine, you're fine. You know, not really – I think he was just – I don't know. Maybe that's normal, but, to me, it's not. So, after that, I got ready and left and went to work.[94]

61. Witness 1 testified that this incident "might have actually left a mark":

> [I]t actually hurt, and I know that I actually was really scared and sad when that happened. The only reason why I say it might have actually left a mark is because I can remember afterwards looking in a mirror – so it was only maybe a week and a half, two weeks, tops, later that my husband and I were back together of sorts – at least considering it. I remember looking in the

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[89] Tr. W1 at 39:17 to 40:13.
[90] Tr. W1 at 76:2-7.
[91] Tr. W1 at 119:12-16.
[92] Tr. W1 at 40:16-21.
[93] Tr. W2 at 13:4-12.
[94] Tr. W1 at 42:1-21; 120:8 to 121:2.

> mirror and thinking, Can he see anything? So – I think that there's probably a good chance that there was something there. I didn't take pictures of it.[95]

62. Witness 1 testified that Greitens was waiting for her when she left work that afternoon. He told Witness 1 "there's an issue" and she needed to follow him in her car. Eventually, they pulled into a parking lot by a Kmart and Greitens asked her to get in his car. He then told her, "Somebody has emailed my wife today. I think it's this Democratic operative that lives in my neighborhood." Witness 1 suspected it was actually Witness 3, and her belief was confirmed by later testimony and documents from Witness 3.[96] Witness 1 testified that Greitens informed her that he planned to fly out to see his wife, convince her that Witness 1 was "running in the neighborhood," "came up to the door to get a book for [her] daughter," and that Greitens gave her a tour of the house and she "went out the back way." Witness 1 then told Greitens that they should not see each other again in any setting. She testified, "I said, No, do not come into the salon. This is not fair to me, this is not fair to your wife, just leave me alone."[97]

63. In October 2015, Greitens came into the salon again and the receptionist told him Witness 1 had just had a cancelled appointment that Greitens could fill. Witness 1 then told Greitens again that she did not want to see him anymore. Greitens informed Witness 1 that his wife "doesn't think anything." After telling Witness 3 of the encounter that evening, Witness 1 then sent Greitens an email stating, "Please think of everyone involved and just leave me alone. Don't come in at all."[98] Greitens never returned and Witness 1 never saw him again.[99]

64. When asked why she would continue to have contact with Greitens after the first encounter, Witness 1 testified:

> I've asked myself that so many times. I think it comes down to a few things. One, I felt really disgusted with myself that I allowed that first time to happen. Really embarrassed that he thought of me as a whore. And so after my – I told my husband and he was clear that he did not want anything to do with me, that he wanted to move into an apartment, and when Eric came back in and he was normal and so kind to me, that felt so much better and it allowed me to just ignore any of those bad feelings about myself, in particular. Because if I thought he was this horrible person, I really felt shameful of myself.
>
> And so, I think I just wanted to feel better about it. I didn't want to think that he thought of me as just a whore. I wanted to think that he actually really liked me and wanted to have a relationship with me of sorts.[100]

65. Witness 1 testified that she thought it was her intent at the time to have a relationship with Greitens:

> I think at the time – I think – I don't even know. I think just to feel better than whatever I felt the day before. Because then I would have – we had chunks of time where we didn't see each other where I did feel more like myself, I started to feel better. And then when I would see him, it was almost like this excitement would build up, and then I would feel, you know, a ton of emotions again, and then I would feel awful and disgusting and I hated myself and it was horrible. And then I would start to feel better, and then he would come in again – you know, it was just such an up and down. Because I didn't want to be involved with somebody who was married. I didn't want to

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[95] Tr. W1 at 119:18 to 120:4.
[96] See Ex. 2, email stating "There is another woman in your home right now. I'm assuming you're out of town again. If you want to know more contact me here. I'm sorry. This isn't fake or spam. They are at the Maryland address."
[97] Tr. W1 at 42:20 to 44:2.
[98] See Ex. 20, screenshot of email from October 20, 2015 from Witness 1 to Greitens stating, "Eric, I am asking you to please consider all who are involved and the circumstances around us. I need you to not book at the salon anymore. This isn't fair to me, nor anyone close to us. Please respect me and my wishes. I need to move forward in my life as I know you are doing as well. Take care."
[99] Tr. W1 at 44:24 to 46:4.
[100] Tr. W1 at 88:23 to 89:15.

be having any feelings for him, in particular because I was so embarrassed about the first encounter. He basically made it clear that he felt that I was a thing to him.[101]

66. Witness 4 testified that she had a similar impression of Witness 1's motivation to continue to have contact with Greitens. She testified that Witness 1 "was very embarrassed by what had happened. She had been called a whore by her husband and felt as though she was a whore to Eric and was trying to find some thing that she felt that he cared about her for her to feel okay with herself. She was very critical of herself."[102]

67. Greitens declined to testify, stating through counsel that he would be willing to testify at the conclusion of the criminal trial. Greitens also declined to provide documents, or answer interrogatories under oath:[103]

a. On February 28, 2018, Chairman Barnes sent a request for production of documents to counsel for Greitens that included four requests, including one request for all documents produced in the criminal case against Greitens. Subsequent to the request, an order was entered prohibiting disclosure of information in that case. Accordingly, Greitens' counsel was prohibited from releasing the documents called for in one of the requests. However, the Committee's request was broader than the documents that had been disclosed in the criminal case, and Greitens' counsel did not provide those documents.

b. From February 28 to March 23, 2018, Chairman Barnes engaged in several conversations with Greitens' counsel in which he repeatedly informed Greitens' counsel that Greitens had the opportunity to testify before the Committee.

c. On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, each of which sought disclosure of the various computing devices and electronic communications accounts under Greitens' control. Greitens failed to respond.

d. On March 23, 2018, Chairman Barnes sent correspondence to Greitens' counsel requesting that they inform the Committee whether Greitens would exercise or waive his opportunity to testify by Monday, March 26.

e. On Monday, March 26, Greitens' counsel informed the Committee that he would be waiving his right to testify.

68. Though he waived his opportunity to testify before the committee, Greitens has been asked several times in public settings whether he took a picture during the encounter at on March 21, 2015.

69. On or about January 20, 2018, Greitens was interviewed by the Associated Press.[104]

a. When asked, "Did you tie or bind the hands or blindfold your former hairdresser?" Greitens answered:

[T]his was a consensual relationship. There was no blackmail. There was no violence. There was no threat of violence. There was no threat of blackmail. There was no threat of using a photograph for blackmail. All of those things are false. The mistake that I made was that I was engaged in a consensual relationship with a woman who is not my wife. And that is a mistake for which I am

[101] Tr. W1 at 89:18 to 90:10.
[102] Tr. W4 at 28:1-6.
[103] The Committee notes again that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.
[104] See AP Interview with Gov. Greitens at https://soundcloud.com/user-834153029/associated-press-interview-with-missouri-gov-eric-greitens. See also, Tr. Greitens's Public Statements at 3.

very sorry, sorry to Sheena. I'm sorry to our boys. I'm sorry to our family, to our friends and to everyone who has been affected by that. Beyond that this is—it's a private matter and everyone involved has asked for privacy and I respect that and I'd ask you to as well.[105]

b. When asked the follow-up, "Did you actually take a photo of her?," Greitens responded:

As I said, this was a consensual relationship, David. And there was no blackmail. There was no threat of using a photograph for blackmail. And there was no violence. The mistake that I made, as I said, was that I was engaged in a consensual relationship with a woman who wasn't my wife. And beyond that, everyone---Sheena, everyone has asked for privacy and again, we would ask you to respect that.[106]

70. On January 22, 2018, Greitens held a press conference to discuss the state budget.

a. When asked, "[T]here's one point we want to clarify. Did you take a picture of the woman in question?," Greitens responded:

…I'm happy to address this for everyone here once. And to make sure that we can move on, and talk about the budget and other important priorities that are, before us. As I said before, I made a personal mistake years ago before I was elected. A personal mistake for which I take full responsibility. And it's something that Sheena and I dealt with years ago. We dealt with it by the book. We dealt with it openly. And it was hard, but with loving family and a lot of prayer and tremendous support, we've made it.

And I am grateful, grateful to Sheena, for her forgiveness and grateful to God, for His forgiveness. I'm also grateful for people around the state of Missouri who, at this time, come to us, with tremendous love and compassion and prayer, who have helped us through a very difficult time. And we also appreciate those who understand that this is a private issue that Sheena and I dealt with years ago that's now been dragged into the public. We look forward--I look forward to working with legislators in this building, people around the State of Missouri in getting their priorities passed and making a difference for them.

A lot of what's been put out is not true. There was no blackmail. There was no violence. There was no photograph for blackmail. There was no threat of using a photograph for blackmail. There was no threat of violence. The mistake that I made was that I was engaged in a consensual relationship and a mistake for which I am deeply sorry. For Sheena and I, that is where the story begins and ends. Everyone involved has asked for privacy. I'm going to respect that privacy and I would ask you to respect that privacy.[107]

b. When asked the follow-up, "[T]he woman's now ex-husband asked her if she was quote "half-raped and blackmailed" and she said yes. How do you account for the difference in those two accounts?" Greitens responded, "Ma'am, ma'am, ma'am, I have addressed everything in the answer that I just gave you and in the interviews that we did over the weekend. We are now—there's been a lot of people in the State of Missouri who are counting on us."[108]

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[105] Tr. Greitens' Public Statements at 5:1-15.
[106] Tr. Greitens' Public Statements at 5:16-25.
[107] See Greitens Budget Press Conference, Jan. 22, 2018, available at https://www.youtube.com/watch?v=vIcukJ1jcOI. ; See also, Tr. Greitens' Public Statements at 29:23 to 31:12.
[108] Tr. Greitens' Public Statements at 32:8-19

c. When asked another follow-up, "The question is: why did she say she was blackmailed and you say she wasn't?" Greitens responded, "I answered your question, and we answered them in interviews throughout the weekend. Does anyone have a question on the budget?"[109]

d. When asked, "Governor, yes or no, did you ever take her picture?" Greitens responded, "Sir, again, I just answered. We answered them over the course of the weekend, and we are moving forward."[110]

e. When pressed, "With all due respect, Governor, you haven't answered the photo questions." Greitens responded, "Sir—sir, I've answered your question. We answered them with multiple outlets this weekend, and we're moving forward."[111]

71. On February 8, 2018 at a luncheon for the Missouri Press Association, Greitens was asked again, "[D]id you take a photograph of the woman?" Greitens responded, "Actually …we have answered all of those questions." When pressed, "So what is the answer to that one?" Greitens responded, "We've answered them in multiple interviews with multiple people. …we're ready to move forward, which we have, which we are, and we have."[112]

72. In review of the evidence as a whole, this Committee does not view Witness 1's non-reporting of these events to law enforcement or others as bearing on her credibility.

73. Witness 1 did not initiate sharing these details with the public, law enforcement, this Committee, or anyone other than close friends. To the contrary, she testified that she would rather not have to endure recounting the events of 2015:

> I'm angry that I'm in the middle of this. I am – of course, I'm upset with myself for any of my involvement with him. In particular, because he was married, but, also, because he didn't share the same type of feelings. And also because I was still technically married.
>
> But I'm also dealing with things for the first time these past two months that I never did before. I just pushed them aside because it was too scary. I didn't want to think about it. I didn't want to talk about it. I just wanted it to go away, and then maybe it never happened like that. And knowing that I'm in the situation and knowing that at this point, the only parts that Eric has denied are the parts that were hurtful. The other parts weren't traumatic to me at all. You know, it was – it was consensual, and those parts were not traumatic. The parts that he denies are the parts that I'm finally dealing with and going – I feel sad for that person I was. That was so vulnerable. I was so vulnerable. I just feel really taken advantage of, I think – and also by my ex-husband, hugely.[113]

74. Witness 1 testified that she could not read the transcript of the conversation her husband had surreptitiously taped, "I started to read part of it, and I got to the part where he took the picture, and I just couldn't read it, so I have not read any of the rest of it."[114]

75. Witness 2 described Witness 1 as suffering from anxiety and stress after the news reports in January. "[S]he never wanted this to come out. She would have never brought this out. She's got minor children; she has her own business and – a lot of stress."[115]

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[109] Tr. Greitens' Public Statements at 33:2-6.
[110] Tr. Greitens' Public Statements at 45:5-9.
[111] Tr. Greitens' Public Statements at 46:14-18
[112] See Mo. Press Association luncheon video, available at https://www.youtube.com/watch?v=QHis4AU8IVY; See also, Tr. Greitens' Public Statements at 48:8-17.
[113] Tr. W1 at 90:20 to 91:16.
[114] Tr. W1 at 108:2-5.
[115] Tr. W2 at 19:16-19.

76. Witness 3 repeatedly threatened her with release of information about Witness 1 and Greitens. Witness 1 testified that Witness 3 told her, "Just wait, because your good reputation…your outstanding reputation is going to be ruined and so is Eric Greitens'. You guys are going to go down because I have proof of it."[116] Witness 1 further testified that Witness 3 repeatedly said, "I'm going to ruin this guy, I'm going to ruin this guy."[117]

77. Witness 3 released the recording to media outlets in December 2017.[118]

78. Witness 3 testified that an unidentified third-party had paid at least $15,000 "to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout" relating to these events.[119]

79. The first time Witness 1 heard from a news organization occurred in December 2017 when a reporter named Lauren Trager "booked a fake appointment under a fake name, and … came in and announced that she wasn't there for a haircut, that she was just working on a story about the governor."[120] Witness 1 testified that she cried and asked Trager not to run a story, saying, "No, you do not understand how traumatic this whole thing is. I cannot go there. I have kids. My ex-husband is so, so vindictive, he wants to hurt me so bad. Please do not run this story… please do not do this to me. I have children. I'm in school full-time. I work full-time – my life is so busy."[121]

80. The next time Witness 1 heard from Trager was the day before the story aired. Trager told her that she was in possession of a recording.[122] Trager was soon informed by Witness 1's counsel at the time that Witness 1 "does not want any part of this. Please do not do this."[123] Trager called Witness 1's lawyer three minutes before the story aired, stating that Greitens had admitted to the affair and that they would air the story.[124]

81. Witness 1 testified that she learned the story was going to air moments before it went live, explained to the Committee the circumstances of the airing of the report, and how she was forced to inform her children about it.[125]

82. Witness 1 testified to concerns she presently has:

> How will this affect my kids? Because it has already. What's going to come of all of this, you know? What will people think of me that don't know me? I've had huge support with family and friends and clients – and that's the other thing too. Beforehand, I thought what will happen to all of my clients? I have a huge client base, and I love my clients, and a big part of why we love each other is because I am – I'm a very open book, normally. This is the one thing I just kept in a pit in my stomach and I never talk about this. And so far, that's actually been a pretty good – my clients have been pretty good to me, for sure.

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[116] Tr. W1 at 49:14-20.
[117] Tr. W1 at 47:3-4.
[118] Tr. W3 at 73:22 to 74:12.
[119] Tr. W3 at 53:24 to 54:9, Witness 3: "I spoke to the Post-Dispatch well before, and I have received nothing so far. My lawyer has a trust account that someone put something in after speaking to the Post-Dispatch, to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout, but I had spent $15,000 or so dollars of my own prior to all of this[.] … And while I was talking to the Post, someone contacted my lawyer and said he was going to help with legal fees."
[120] Tr. W1 at 52:2-5.
[121] Tr. W1 at 52:6-16.
[122] Tr. W1 at 53:18-19.
[123] Tr. W1 at 54:18-19.
[124] Tr. W1 at 54:24-25.
[125] Tr. W1 at 55:1-24.

> So now I think my fear is if this comes – becomes public – I'm in school full-time. So far I don't think the students on campus know, but then how does that affect my schooling? … Does that push me back?
>
> Luckily, I'm not as fearful physically anymore, because I feel like anybody would be crazy to hurt me because they would know who it is, so – that's one huge positive thing that's happened.[126]

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SB 547**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Harris, Houghton, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (2): Hurst and Knight

Absent (1): Eggleston

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SB 787**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Harris, Houghton, Kelly (141), Knight, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Hurst

Absent (1): Eggleston

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1299**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1301**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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[126] Tr. W1 at 92:24 to 93:20.

Ayes (27): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (8): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2017**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2018**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2326**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Fitzpatrick, Haefner, Hill, Kelly (141), Kendrick, Korman, Lichtenegger, May, McGee, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Taylor, Trent, Walsh and Wood

Noes (1): Lavender

Absent (7): Andrews, Davis, Gregory, Pierson Jr., Rone, Spencer and Swan

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2716**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Bahr, Black, Butler, Christofanelli, Conway (104), Fitzpatrick, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Taylor, Trent, Walsh and Wood

Noes (0)

Absent (8): Andrews, Burnett, Davis, Gregory, Pierson Jr., Rone, Spencer and Swan

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1867**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2159**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2589**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1916**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 743**, begs leave to report it has examined the same and recommends that it **Do Pass**

with House Committee Substitute, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (3): Anders, Bahr and Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bangert, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (2): Burnett and Morgan

Absent (3): Anders, Bahr and Barnes (60)

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (3): Alferman, Conway (104) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Conway (104) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (3): Alferman, Rowland (29) and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2413**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 581**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Cornejo, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Basye and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2416**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2621**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Revis and Sommer

Noes (1): Quade

Absent (3): Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **SS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 990**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (4): Adams, Chipman, Kendrick and Trent

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Gregory and Mitten

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2353**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bahr, Beck, Brown (57), Dohrman, Hansen, Houx, May, Mosley and Remole

Noes (0)

Absent (4): Frederick, Pogue, Runions and Walsh

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **SCS SB 862**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Hansen, Henderson, Justus, Lant, Mosley and Roberts

Noes (0)

Absent (4): Evans, Lauer, Pietzman and Revis

The following members' presence was noted: Brattin, Carpenter, Curtis, Curtman, Johnson, Kelley (127), Love, McGee, Roden, Roeber, Walker (74) and Washington.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 10:00 a.m., Thursday, April 12, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: SB 850
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 12, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20
Executive session will be held: HB 1986
Executive session may be held on any matter referred to the committee.
CANCELLED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS#2 SCS SB 590
Executive session will be held: SB 695, HB 1825, HB 2548
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917
Executive session will be held: SS SB 705
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2227
Executive session will be held: HB 1964, HB 2620
Executive session may be held on any matter referred to the committee.
AMENDED

HOUSE CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 12, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)

HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140, with HCA 3 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540 - Haahr

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FOURTH DAY, THURSDAY, APRIL 12, 2018

The House met pursuant to adjournment.

Representative Korman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Alice Korman.

HB 1795 and **HCS HB 2157** were placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2671**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (20): Bahr, Black, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Korman, Lichtenegger, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent and Walsh

Noes (7): Burnett, Butler, Kendrick, Lavender, McGee, Merideth (80) and Quade

Absent (8): Alferman, Andrews, Christofanelli, May, Pierson Jr., Razer, Taylor and Wood

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was returned **HB 1255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2496**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Burns, Corlew, Kolkmeyer, Korman, Reiboldt, Runions and Ruth

Noes (0)

Absent (4): Cornejo, Hurst, May and Tate

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 27** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to members of the general assembly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 582** entitled:

An act to amend chapter 162, RSMo, by adding thereto one new section relating to personal information data of students.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 687** entitled:

An act to repeal section 160.530, RSMo, and to enact in lieu thereof one new section relating to the allocation of moneys to school district professional development committees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 843** entitled:

An act to repeal sections 41.1010, 91.640, 105.955, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and section 105.959 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof forty-nine new sections relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 891** entitled:

An act to amend chapter 9, RSMo, by adding thereto one new section relating to buy Missouri week.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 1050** entitled:

An act to repeal sections 108.120, 137.555, 227.240, 263.245, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.005, 304.012, 304.060, 304.180, 304.232, 304.820, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-seven new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Alferman, Anders, Anderson, Andrews, Arthur, Bangert, Baringer, Barnes (28), Barnes (60), Beard, Beck, Bernskoetter, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Eggleston, Ellington, Engler, Fitzwater, Fraker, Gray, Green, Grier, Haahr, Haefner, Harris, Higdon, Houghton, Houx, Hurst, Kelley (127), Kendrick, Knight, Korman, Lant, Lavender, Marshall, Matthiesen, May, McGaugh, McGee, Merideth (80), Miller, Moon, Morgan, Morse (151), Mosley, Pietzman, Pike, Pogue,

Quade, Razer, Redmon, Rehder, Reiboldt, Reisch, Revis, Rhoads, Richardson, Roberts, Rowland (155), Runions, Shaul (113), Shull (16), Spencer, Stacy, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Walker (74), Washington, Wessels, Wiemann, and Wood.

ADJOURNMENT

On motion of Representative Korman, the House adjourned until 4:00 p.m., Monday, April 16, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: SB 850
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2336
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JUDICIARY
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.
Public hearing will be held: HCR 86, SB 780, HB 1720, HB 1848, HB 1970
Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

JUDICIARY
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: HCR 86, SB 780, HB 1720, HB 1848, HB 1970
Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947

Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS#2 SCS SB 590
Executive session will be held: SB 695, HB 1825, HB 2548
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917
Executive session will be held: SS SB 705
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2227
Executive session will be held: HB 1964, HB 2620
Executive session may be held on any matter referred to the committee.
AMENDED

HOUSE CALENDAR

FIFTY-FIFTH DAY, MONDAY, APRIL 16, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140, with HCA 3 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540 - Haahr

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 27

SENATE BILLS FOR SECOND READING

SB 582
SB 687
SS SCS SB 843
SB 891
SS#2 SCS SB 1050

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FIFTH DAY, MONDAY, APRIL 16, 2018

The House met pursuant to adjournment.

Representative Higdon in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 27, relating to members of the general assembly.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 582, relating to personal information data of students.

SB 687, relating to the allocation of moneys to school district professional development committees.

SS SCS SB 843, relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

SB 891, relating to buy Missouri week.

SS#2 SCS SB 1050, relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HJR 53**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Franklin, Gannon, Justus, Moon, Neely and Stacy

Noes (2): Beck and Unsicker

Absent (3): Cookson, Ruth and Walker (74)

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 84**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burns, Kolkmeyer, Korman, Reiboldt, Runions and Ruth

Noes (0)

Absent (5): Corlew, Cornejo, Hurst, May and Tate

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 568** entitled:

An act to repeal sections 50.327 and 50.333, RSMo, and to enact in lieu thereof two new sections relating to salaries of county officials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 674** entitled:

An act to repeal sections 32.200, 143.011, 143.071, 143.431, 143.451, 143.461, 143.471, and 620.1350, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1023** entitled:

An act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries public, with an existing penalty provision and a delayed effective date.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Alferman, Anders, Andrews, Bahr, Bangert, Baringer, Basye, Beck, Berry, Bondon, Brown (27), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Cornejo, Curtis, Curtman, Davis, DeGroot, Dinkins, Dogan,

Eggleston, Ellington, Fitzwater, Francis, Franks Jr, Haefner, Harris, Henderson, Higdon, Houx, Hurst, Kelley (127), Kendrick, Kidd, Lant, Lauer, Lavender, Lichtenegger, Marshall, McGaugh, McGee, Merideth (80), Miller, Moon, Morse (151), Pfautsch, Phillips, Pierson Jr, Quade, Razer, Rehder, Reiboldt, Reisch, Remole, Revis, Rhoads, Roberts, Rowland (155), Rowland (29), Runions, Shull (16), Smith (85), Spencer, Stacy, Tate, Trent, Vescovo, Walker (3), Walker (74), White, and Wood.

ADJOURNMENT

On motion of Representative Higdon, the House adjourned until 4:00 p.m., Tuesday, April 17, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 918, HCS HB 1907
Executive session will be held: SS SCS SBs 627 & 925
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES
Tuesday, April 17, 2018, 1:00 PM, House Hearing Room 6.
Executive session will be held: SB 850
Executive session may be held on any matter referred to the committee.
CORRECTED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, April 17, 2018, 12:30 PM, House Hearing Room 6.
Executive session will be held: HB 2336
Executive session may be held on any matter referred to the committee.
Hearing Room changed from 4 to 6.
CORRECTED

GENERAL LAWS
Tuesday, April 17, 2018, 12:00 PM, House Hearing Room 5.
Public hearing will be held: SCS SB 574, SB 773, SB 884
Executive session will be held: HB 1924, HB 2370, SS SB 666, SB 693, SB 909, SB 951
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2433, HB 2463, HB 2509, HB 2611
Executive session will be held: HB 2293
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2408
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

JUDICIARY
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947
Executive session may be held on any matter referred to the committee.
Removed HCR 86, SB 780, HB 1720, HB 1848, and HB 1970
AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS#2 SCS SB 590
Executive session will be held: SB 695, HB 1825, HB 2548
Executive session may be held on any matter referred to the committee.
CANCELLED

SPECIAL COMMITTEE ON TOURISM
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.
Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, April 17, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.
CORRECTED

TRANSPORTATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 5.
Executive session will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917
Executive session will be held: SS SB 705
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2227
Executive session will be held: HB 1964, HB 2620
Executive session may be held on any matter referred to the committee.
AMENDED

HOUSE CALENDAR

FIFTY-SIXTH DAY, TUESDAY, APRIL 17, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540, with HCA 3 - Haahr

SENATE BILLS FOR SECOND READING

SS SCS SB 568
SS#2 SB 674
SS SCS SB 1023

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SIXTH DAY, TUESDAY, APRIL 17, 2018

The House met pursuant to adjournment.

Representative Chipman in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

We are laborers together with God. (I Corinthians 3:9)

Eternal God, from whom we come, with whom we live, and in whose fellowship is our true life, we bring our hearts and minds to You in this moment of prayer. From the confusion and unrest of these past few days, we enter the sanctuary of Your presence seeking peace, strength and wisdom as we face the serious duties of this week.

Empower all within this hallowed and historic chamber who labor for the good of our State and who endeavor to lead our people in just ways. Give them the strength to always do their best, to stand for the truth, siding with justice, and strengthening the honor of our State on this tax day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-third day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gray	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Roden	Roeber	Rone

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 031

Bernskoetter	Christofanelli	Cookson	Curtis	Curtman
Francis	Gannon	Green	Gregory	Hansen
Kelley 127	Lichtenegger	May	Messenger	Mitten
Morris 140	Newman	Peters	Pietzman	Plocher
Pogue	Rehder	Reisch	Remole	Shumake
Stephens 128	Trent	Walker 74	Washington	Wilson
Mr. Speaker				

VACANCIES: 002

The Journal of the fifty-fourth day was approved as printed.

The Journal of the fifty-fifth day was approved as printed.

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 6783.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 568, relating to salaries of county officials.

SS#2 SB 674, relating to taxation.

SS SCS SB 1023, relating to notaries public, with an existing penalty provision and a delayed effective date.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2540, with House Committee Amendment No. 3, relating to state revenues, was taken up by Representative Haahr.

On motion of Representative Haefner, **House Committee Amendment No. 3** was adopted.

On motion of Representative Haahr, **HCS HB 2540, as amended**, was read the third time and passed by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Mr. Speaker				

NOES: 061

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Cookson	Corlew	Curtis	Dogan
Ellebracht	Ellington	Engler	Franks Jr	Frederick
Gray	Green	Harris	Higdon	Kendrick
Kidd	Lauer	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Mosley	Neely
Nichols	Pierson Jr	Pogue	Quade	Razer
Rehder	Revis	Roberts	Rowland 29	Runions
Smith 85	Spencer	Stevens 46	Unsicker	Wessels
White				

PRESENT: 000

ABSENT WITH LEAVE: 009

Barnes 60	Kelley 127	Newman	Peters	Shumake
Walker 74	Washington	Wilson	Wood	

VACANCIES: 002

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HBs 2523 & 2524, relating to the sunshine law, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HBs 2523 & 2524** was agreed to.

Representative Plocher assumed the Chair.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was adopted.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was ordered perfected and printed.

HCS HB 1857 was placed on the Informal Calendar.

HCS HB 1289, relating to ballot initiatives and referendums, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1289** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1289, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"115.961. 1. The secretary of state shall establish by rule a program that will accept electronic signatures for voter registration applications and any name or address changes submitted by persons submitting such applications. Such program shall be used by the department of revenue for any voter registration applications, name or address changes submitted under section 115.160, and by any voter registration agency that accepts voter registration applications under section 115.162. Any person that submits a voter registration application using an electronic signature shall be deemed registered as of the time the person's completed, signed, and sworn registration application is submitted, as provided in sections 115.160 or 115.162.

2. Notwithstanding any other provision of law to the contrary, the secretary of state and local election authorities shall accept electronic signatures under section 432.230.4 on all initiative petitions.

3. The secretary of state shall review current privacy and security measures applicable to the existing electronic voter registration files, and establish enhanced standards and procedures to further safeguard the privacy, integrity, and security of voter registration information.

116.045. Petition signature pages shall be printed on a form as prescribed by the secretary of state, which shall include all of the information and statements set forth in sections 116.030 and 116.040, as applicable, and comply with section 116.050. The form shall be made available in electronic format for printing and circulating petitions."; and

Further amend said bill and page, Section 116.050, Line 3, by deleting said line and inserting in lieu thereof the following:

"**be double-spaced in a font no smaller than twelve-point Times New Roman and have margins**"; and

Further amend said bill, Page 3, Sections 116.150, Lines 1-12, by deleting all of said section and lines from the bill; and

Further amend said bill and page, Section 116.160, Line 15, by deleting "**~~articles.~~]**" and inserting in lieu thereof "~~articles~~**]**."; and

Further amend said bill, Page 5, Section 116.270, Line 19, by deleting "**for in**" and inserting in lieu thereof "**forth in**"; and

Further amend said bill, Page 5, Section 116.275, Lines 1-24, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 6, Section 116.332, Line 14, by deleting all of said line and inserting in lieu thereof the following:

"**with the Constitution of the United States and the Constitution of Missouri and** approve or reject"; and

Further amend said bill, section and page, Line 26, by deleting all of said line and inserting in lieu thereof the following:

"**of the United States and the Constitution of Missouri.** If the petition is rejected **[**~~as to form~~**]**, the"; and

Further amend said bill, Page 7, Section B, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

"Section B. The repeal and reenactment of sections 115.961, 116.045, 116.050, 116.160, 116.230, 116.270, 116.332, and 116.334 shall become effective on November 7, 2018."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1289, Pages 2-3, Section 116.100, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

On motion of Representative Engler, **HCS HB 1289, as amended**, was adopted.

On motion of Representative Engler, **HCS HB 1289, as amended**, was ordered perfected and printed.

HCS HB 1542, relating to pharmacy benefits managers, was taken up by Representative Morris (140).

On motion of Representative Morris (140), the title of **HCS HB 1542** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1542, Page 2, Section 376.387, Line 28, by inserting after all of said line the following:

"**6. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy from making any written or oral statement to any state, county, or municipal official or before any state, county, or municipal committee, body, or proceeding.**

7. The department of insurance, financial institutions and professional registration shall enforce the provisions of this section.

8. Any person aggrieved by a pharmacy benefits manager's violation of this section may bring a civil action against the pharmacy benefits manager that violated the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1542, Page 2, Section 376.387, Line 28, by inserting after all of said line the following:

"**6. If any person believes that a pharmacy benefits manager has committed a violation of subsection 2 through 5 of this section, they may mail written notice to the pharmacy benefits manager describing the alleged violation and allow the pharmacy benefits manager ten business days from the date the notice was postmarked to remedy such alleged violation. If such alleged violation is not so remedied, then such person may request the department of insurance, financial institutions and professional registration, to conduct an arbitration proceeding in a manner prescribed by such division, provided that the division shall issue a ruling within seventy days of receiving the request. The division may join similar claims and claims presenting a common issue of fact. The department may establish a reasonable fee, which shall be paid by the non-prevailing party. The division's ruling shall be final and binding on all parties unless appealed as provided in Chapter 536.**

7. The department of insurance, financial institutions, and professional registration may promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

On motion of Representative Morris (140), **HCS HB 1542, as amended**, was adopted.

On motion of Representative Morris (140), **HCS HB 1542, as amended**, was ordered perfected and printed.

HCS HB 1803 and **HCS HB 1739** were placed on the Informal Calendar.

HCS HB 1885, relating to structured family caregiving for MO HealthNet home- and community-based care, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 1885**, relating to home and community based care and personal care assistant services, was agreed to.

Representative Quade offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1885, Page 3, Section 208.896, Line 56, by inserting immediately after said section and line the following:

"208.909. 1. Consumers receiving personal care assistance services shall be responsible for:

(1) Supervising their personal care attendant;

(2) Verifying wages to be paid to the personal care attendant;

(3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;

(4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;

(5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; **[**~~and~~**]**

(6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number**; and**

(7) Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.

2. Participating vendors shall be responsible for:

(1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;

(2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;

(3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;

(4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**

3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a disability.

4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to **[**~~210.937~~**] 210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.

5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. **[**~~Use of such a system prior to July 1, 2015, shall be voluntary.~~**]** The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:

(a) Record the exact date services are delivered;

(b) Record the exact time the services begin and exact time the services end;

(c) Verify the telephone number from which the services are registered;

(d) Verify that the number from which the call is placed is a telephone number unique to the client;

(e) Require a personal identification number unique to each personal care attendant;

(f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

(g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

(2) **[**~~The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.~~

~~(3)~~**]** As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

[~~(4)~~**] (3)** The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

[~~6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall include a minority report which shall detail those elements of substantial dissent from the main report.~~

~~7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.~~**]**

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer**[**~~,~~**] and** supervision of personal care attendants including the preparation and verification of time sheets**. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department**;

(2) Training for consumers about the recruitment and training of personal care attendants;

(3) Maintenance of a list of persons eligible to be a personal care attendant;

(4) Processing of inquiries and problems received from consumers and personal care attendants;

(5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to **[**~~210.937~~**] 210.936**; and

(6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports **[**~~and annual audit~~**]** submitted to the department; **[**~~and~~**]**

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

[~~(3)~~**] (4)** Implement a quality assurance and supervision process that ensures program compliance and accuracy of records**:**

(a) The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and

(b) The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; **[**~~and~~

~~(4)~~**] (5)** Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder**; and**

(6) Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records**; provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quade, **House Amendment No. 1** was adopted.

On motion of Representative Bahr, **HCS HB 1885, as amended**, was adopted.

On motion of Representative Bahr, **HCS HB 1885, as amended**, was ordered perfected and printed.

HCS HB 1915, relating to the no-call list, was taken up by Representative Roden.

On motion of Representative Roden, the title of **HCS HB 1915**, relating to consumer protection, was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1915, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"**407.315. 1. As used in this section, the following terms mean:**

(1) "American Indian tribe", any Indian tribe federally recognized by the Bureau of Indian Affairs of the United States Department of the Interior;

(2) "American Indian", a person who is a citizen or enrolled member of an American Indian tribe;

(3) "Imitation American Indian art or craft", any basic article purporting to be of American Indian style, make, origin, or design that was not made by American Indian labor and workmanship;

(4) "Authentic American Indian art or craft", any article of American Indian style, make, origin, or design that was made wholly or in part by American Indian labor and workmanship including, but not limited to, any Kachina doll, rosette, necklace, choker, barrette, hair tie, medallion, pin, pendant, bolo tie, belt, belt buckle, cuff links, tie clasp, tie bar, ring, earring, purse, blanket, shawl, moccasin, drum, or pottery or any visual or performing arts or literature;

(5) "Merchant", any person engaged in the sale to the public of imitation American Indian art or craft or authentic American Indian art or craft.

2. No merchant shall distribute, trade, sell, or offer for sale or trade within this state any article represented as being made by American Indians unless the article is an authentic American Indian art or craft. All such articles purporting to be of silver shall be made of coin or sterling silver.

3. Any merchant who knowingly and willfully tags or labels any article as being an American Indian art or craft when it does not meet the specifications of this section shall be subject to a fine of not less than twenty-five dollars and not more than two hundred dollars, to imprisonment for not less than thirty days and not more than ninety days, or to both such fine and imprisonment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

On motion of Representative Roden, **HCS HB 1915, as amended**, was adopted.

On motion of Representative Roden, **HCS HB 1915, as amended**, was ordered perfected and printed.

HB 2155, relating to the transfer of intoxicating liquor, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 2155** was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2155, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"311.020. The term "intoxicating liquor" as used in this chapter shall mean and include alcohol for beverage purposes, alcoholic, spirituous, vinous, fermented, malt, or other liquors, or combination of liquors, a part of which is spirituous, vinous, or fermented, and all preparations or mixtures for beverage purposes, containing in excess of one-half of one percent by volume. **The term "intoxicating liquor" shall include "powdered alcohol", which means alcohol that is prepared in a powdered, crystalline, or capsule form either for direct use or for reconstitution in a nonalcoholic liquid; "powdered alcohol" shall also include gum or candy infused with powdered or other alcohol.** All beverages having an alcoholic content of less than one-half of one percent by volume shall be exempt from the provisions of this chapter, but subject to inspection as provided by sections 196.365 to 196.445.

311.070. 1. Distillers, wholesalers, winemakers, brewers or their employees, officers or agents shall not, except as provided in this section, directly or indirectly, have any financial interest in the retail business for sale of intoxicating liquors, and shall not, except as provided in this section, directly or indirectly, loan, give away or furnish equipment, money, credit or property of any kind, except ordinary commercial credit for liquors sold to such retail dealers. However, notwithstanding any other provision of this chapter to the contrary, for the purpose of the promotion of tourism, a distiller whose manufacturing establishment is located within this state may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor, as in this chapter defined, by the drink at retail for consumption on the premises where sold; and provided further that the premises so licensed shall be in close proximity to the distillery and may remain open between the hours of 6:00 a.m. and 1:30 a.m., Monday through Saturday and between the hours of 9:00 a.m. and midnight, Sunday. The authority for the collection of fees by cities and counties as provided in section 311.220, and all other laws and regulations relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to the holder of a license issued under the provisions of this section in the same manner as they apply to establishments licensed under the provisions of section 311.085, 311.090, or 311.095.

2. Any distiller, wholesaler, winemaker**,** or brewer who shall violate the provisions of subsection 1 of this section, or permit his **or her** employees, officers or agents to do so, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished as follows:

(1) For the first offense, by a fine of one thousand dollars;

(2) For a second offense, by a fine of five thousand dollars; and

(3) For a third or subsequent offense, by a fine of ten thousand dollars or the license of such person shall be revoked.

3. As used in this section, the following terms mean:

(1) "Consumer advertising specialties", advertising items that are designed to be carried away by the consumer, such items include, but are not limited to: trading stamps, nonalcoholic mixers, pouring racks, ash trays, bottle or can openers, cork screws, shopping bags, matches, printed recipes, pamphlets, cards, leaflets, blotters, postcards, pencils, shirts, caps and visors;

(2) "Equipment and supplies", glassware (or similar containers made of other material), **table umbrellas,** dispensing accessories, carbon dioxide (and other gasses used in dispensing equipment)**,** or ice. "Dispensing accessories" include**, but are not limited to, items such as** standards, **[**~~faucets, cold plates,~~**]** rods, **[**~~vents,~~**]** taps, tap standards, **[**~~hoses, washers, couplings, gas gauges,~~**]** vent tongues, **[**~~shanks, and~~**]** check valves**, portable coil boxes, air pumps, tubs, blankets, coolers, rolling coolers, portable bars, agitating tanks, carbon dioxide and nitrogen-driven cold plates or jockey boxes, tents not to exceed ten square feet in size, or other coverings for the temporary wrapping of barrels**;

(3) **"Nonrefrigeration keg flow accessories" include, tap markers, regulators, gauges, vents, nuts, clamps, splicers, keg stickers, washers, couplings, shanks, faucets, non-insulated intoxicating liquor hoses, air hoses, and wall brackets;**

(4) "Permanent point-of-sale advertising materials", advertising items designed to be used within a retail business establishment for an extended period of time to attract consumer attention to the products of a distiller, wholesaler, winemaker**,** or brewer. Such materials shall only include inside signs (electric, mechanical or otherwise), mirrors, and sweepstakes/contest prizes displayed on the licensed premises;

[~~(4)~~**] (5)** "Product display", wine racks, bins, barrels, casks, shelving**,** or similar items the primary function of which is to hold and display consumer products;

[~~(5)~~**] (6)** "Promotion", an advertising and publicity campaign to further the acceptance and sale of the merchandise or products of a distiller, wholesaler, winemaker**,** or brewer;

[~~(6)~~**] (7)** "Temporary point-of-sale advertising materials", advertising items designed to be used for short periods of time. Such materials include, but are not limited to: banners, decorations reflecting a particular season or a limited-time promotion, or paper napkins, coasters, cups, **ice buckets, condiment caddies, napkin holders, bar rail mats, shakers, salt rimmers,** or menus.

4. Notwithstanding other provisions contained herein, the distiller, wholesaler, winemaker**,** or brewer, or their employees, officers or agents may engage in the following activities with a retail licensee licensed pursuant to this chapter:

(1) The distiller, wholesaler, winemaker**,** or brewer may give or sell product displays to a retail business if all of the following requirements are met:

(a) The total value of all product displays given or sold to a retail business shall not exceed **[**~~three~~**] four** hundred dollars per brand at any one time in any one retail outlet. There shall be no combining or pooling of the **[**~~three~~**] four** hundred dollar limits to provide a retail business a product display in excess of **[**~~three~~**] four** hundred dollars per brand. The value of a product display is the actual cost to the distiller, wholesaler, winemaker**,** or brewer who initially purchased such product display. Transportation and installation costs shall be excluded;

(b) All product displays shall bear in a conspicuous manner substantial advertising matter on the product or the name of the distiller, wholesaler, winemaker**,** or brewer. The name and address of the retail business may appear on the product displays; and

(c) The giving or selling of product displays may be conditioned on the purchase of intoxicating beverages advertised on the displays by the retail business in a quantity necessary for the initial completion of the product display. No other condition shall be imposed by the distiller, wholesaler, winemaker**,** or brewer on the retail business in order for such retail business to obtain the product display;

(2) Notwithstanding any provision of law to the contrary, the distiller, wholesaler, winemaker**,** or brewer may provide, give or sell any permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, and consumer advertising specialties to a retail business if all the following requirements are met:

(a) The total value of all permanent point-of-sale advertising materials provided to a retail business by a distiller, wholesaler, winemaker, or brewer shall not exceed **[**~~five~~**] seven** hundred dollars per calendar year, per brand, per retail outlet. **The replacement of similar in appearance, type, and dollar value permanent point-of-sale advertising materials that are damaged and nonfunctioning shall not count towards the maximum of seven hundred dollars per calendar year, per brand, per retail outlet.** The value of permanent point-of-sale advertising materials is the actual cost to the distiller, wholesaler, winemaker**,** or brewer who initially purchased such item. Transportation and installation costs shall be excluded. All permanent point-of-sale advertising materials provided to a retailer shall be recorded, and records shall be maintained for a period of **[**~~three~~**] two** years;

(b) The provider of permanent point-of-sale advertising materials shall own and otherwise control the use of permanent point-of-sale advertising materials that are provided by any distiller, wholesaler, winemaker, or brewer;

(c) All permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, and consumer advertising specialties shall bear in a conspicuous manner substantial advertising matter about the product or the name of the distiller, wholesaler, winemaker**,** or brewer. The name, address and logos of the retail business may appear on the permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, or the consumer advertising specialties; and

(d) The distiller, wholesaler, winemaker**,** or brewer shall not directly or indirectly pay or credit the retail business for using or distributing the permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, or consumer advertising specialties or for any incidental expenses arising from their use or distribution;

(3) A distiller, wholesaler, winemaker, or brewer may give a gift not to exceed a value of one thousand dollars per year to a holder of a temporary permit as **[**~~defined~~**] described** in section 311.482;

(4) The distiller, wholesaler, winemaker**,** or brewer may sell equipment **[**~~or~~**] and** supplies to a retail business if all the following requirements are met:

(a) The equipment and supplies shall be sold at a price not less than the cost to the distiller, wholesaler, winemaker**,** or brewer who initially purchased such equipment and supplies; and

(b) The price charged for the equipment and supplies shall be collected in accordance with credit regulations as established in the code of state regulations;

(5) The **[**~~distiller,~~**]** wholesaler**[**~~, winemaker~~**]** or brewer may **lend, give, rent or sell, and they may** install **[**~~dispensing~~**] or repair nonrefrigeration keg flow** accessories at the retail business establishment**[**~~, which shall include for the purposes of beer equipment to properly preserve and serve draught beer only and~~**]** to facilitate the **[**~~delivery to the retailer the brewers and wholesalers may lend, give, rent or sell and they may install or repair any of the following items or render to retail licensees any of the following services: beer coils and coil cleaning, sleeves and wrappings, box couplings and draft arms, beer faucets and tap markers, beer and air hose, taps, vents and washers, gauges and regulators, beer and air distributors, beer line insulation, coil flush hose, couplings and bucket pumps; portable coil boxes, air pumps, blankets or other coverings for temporary wrappings of barrels, coil box overflow pipes, tilting platforms, bumper boards, skids, cellar ladders and ramps, angle irons, ice box grates, floor runways; and damage caused by any beer delivery excluding normal wear and tear and a complete record of equipment furnished and installed and repairs and service made or rendered must be kept by the brewer or wholesalers furnishing, making or rendering same for a period of not less than one year~~**] dispensing of draft beer**;

(a) All other dispensing accessories as described in this section that are installed by a wholesaler or brewer to a retailer shall be sold in the same manner as other equipment and supplies, or may be loaned by a wholesaler or brewer to a retailer only if a deposit is given by the retailer in an amount that covers the cost of such dispensing accessories, and the deposit shall not be refunded to the retailer until such loaned dispensing accessories are returned to the wholesaler or brewer. An actual deposit payment, other than a charge to a retailer's account, shall be received if the dispensing accessories are loaned for more than ten days within a thirty day period; and

(b) A complete record of dispensing accessories and nonrefrigeration keg flow accessories given, rented, sold, installed, and loaned, and repairs and services made to a retailer shall be retained for a period of not less than two years by the wholesaler or brewer;

(6) The distiller, wholesaler, winemaker**,** or brewer may furnish, give or sell coil cleaning service to a retailer of distilled spirits, wine or malt **[**~~beverages~~**] liquor**;

(7) A wholesaler of intoxicating liquor may furnish or give and a retailer may accept a sample of distilled spirits or wine as long as the retailer has not previously purchased the brand from that wholesaler, if all the following requirements are met:

(a) The wholesaler may furnish or give not more than seven hundred fifty milliliters of any brand of distilled spirits and not more than seven hundred fifty milliliters of any brand of wine; if a particular product is not available in a size within the quantity limitations of this subsection, a wholesaler may furnish or give to a retailer the next larger size;

(b) The wholesaler shall keep a record of the name of the retailer and the quantity of each brand furnished or given to such retailer;

(c) For the purposes of this subsection, no samples of intoxicating liquor provided to retailers shall be consumed on the premises nor shall any sample of intoxicating liquor be opened on the premises of the retailer except as provided by the retail license;

(d) For the purpose of this subsection, the word "brand" refers to differences in brand name of product or differences in nature of product; examples of different brands would be products having a difference in: brand name; class, type or kind designation; appellation of origin (wine); viticulture area (wine); vintage date (wine); age (distilled spirits); or proof (distilled spirits); differences in packaging such a different style, type, size of container, or differences in color or design of a label are not considered different brands;

(8) The distiller, wholesaler, winemaker**,** or brewer may package and distribute intoxicating beverages in combination with other nonalcoholic items as originally packaged by the supplier for sale ultimately to consumers; notwithstanding any provision of law to the contrary, for the purpose of this subsection, intoxicating liquor and wine wholesalers are not required to charge for nonalcoholic items any more than the actual cost of purchasing such nonalcoholic items from the supplier;

(9) The distiller, wholesaler, winemaker**,** or brewer may sell or give the retail business newspaper cuts, mats**,** or engraved blocks for use in the advertisements of the retail business;

(10) The distiller, wholesaler, winemaker**,** or brewer may in an advertisement list the names and addresses of two or more unaffiliated retail businesses selling its product if all of the following requirements are met:

(a) The advertisement shall not contain the retail price of the product;

(b) The listing of the retail businesses shall be the only reference to such retail businesses in the advertisement;

(c) The listing of the retail businesses shall be relatively inconspicuous in relation to the advertisement as a whole; and

(d) The advertisement shall not refer only to one retail business or only to a retail business controlled directly or indirectly by the same retail business;

(11) Distillers, winemakers, wholesalers, brewers or retailers may conduct a local or national sweepstakes/contest upon a licensed retail premise. The sweepstakes/contest prize dollar amount shall not be limited and can be displayed in a photo, banner, or other temporary point-of-sale advertising materials on a licensed premises, if the following requirements are met:

(a) No money or something of value is given to the retailer for the privilege or opportunity of conducting the sweepstakes or contest; and

(b) The actual sweepstakes/contest prize is not displayed on the licensed premises if the prize value exceeds the permanent point-of-sale advertising materials dollar limit provided in this section;

(12) The distiller, wholesaler, winemaker**,** or brewer may stock, rotate, rearrange or reset the products sold by such distiller, wholesaler, winemaker**,** or brewer at the establishment of the retail business so long as the products of any other distiller, wholesaler, winemaker or brewer are not altered or disturbed;

(13) The distiller, wholesaler, winemaker**,** or brewer may provide a recommended shelf plan or shelf schematic for distilled spirits, wine**,** or malt beverages;

(14) The distiller, wholesaler, winemaker**,** or brewer participating in the activities of a retail business association may do any of the following:

(a) Display, serve, or donate its products at or to a convention or trade show;

(b) Rent display booth space if the rental fee is the same paid by all others renting similar space at the association activity;

(c) Provide its own hospitality which is independent from the association activity;

(d) Purchase tickets to functions and pay registration or sponsorship fees if such purchase or payment is the same as that paid by all attendees, participants or exhibitors at the association activity;

(e) Make payments for advertisements in programs or brochures issued by retail business associations if the total payments made for all such advertisements are fair and reasonable;

(f) Pay dues to the retail business association if such dues or payments are fair and reasonable;

(g) Make payments or donations for retail employee training on preventive sales to minors and intoxicated persons, checking identifications, age verification devices, and the liquor control laws;

(h) Make contributions not to exceed one thousand dollars per calendar year for transportation services that shall be used to assist patrons from retail establishments to his or her residence or overnight accommodations;

(i) Donate or serve up to five hundred dollars per event of alcoholic products at retail business association activities; and

(j) Any retail business association that receives payments or donations shall, upon written request, provide the division of alcohol and tobacco control with copies of relevant financial records and documents to ensure compliance with this subsection;

(15) The distiller, wholesaler, winemaker**,** or brewer may sell or give a permanent outside sign to a retail business if the following requirements are met:

(a) The sign, which shall be constructed of metal, glass, wood, plastic, or other durable, rigid material, with or without illumination, or painted or otherwise printed onto a rigid material or structure, shall bear in a conspicuous manner substantial advertising matter about the product or the name of the distiller, wholesaler, winemaker**,** or brewer;

(b) The retail business shall not be compensated, directly or indirectly, for displaying the permanent sign or a temporary banner;

(c) The cost of the permanent sign shall not exceed five hundred dollars; and

(d) Temporary banners of a seasonal nature or promoting a specific event shall not be constructed to be permanent outdoor signs and may be provided to retailers. The total cost of temporary outdoor banners provided to a retailer in use at any one time shall not exceed five hundred dollars per brand;

(16) A wholesaler may, but shall not be required to, exchange for an equal quantity of identical product or allow credit against outstanding indebtedness for intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** that was delivered in a damaged condition or damaged while in the possession of the retailer;

(17) To assure and control product quality, wholesalers at the time of a regular delivery may, but shall not be required to, withdraw, with the permission of the retailer, a quantity of intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** in its undamaged original carton from the retailer's stock, if the wholesaler replaces the product with an equal quantity of identical product;

(18) In addition to withdrawals authorized pursuant to subdivision (17) of this subsection, to assure and control product quality, wholesalers at the time of a regular delivery may, but shall not be required to, withdraw, with the permission of the retailer, a quantity of intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** in its undamaged original carton from the retailer's stock and give the retailer credit against outstanding indebtedness for the product if:

(a) The product is withdrawn at least thirty days after initial delivery and within twenty-one days of the date considered by the manufacturer of the product to be the date the product becomes inappropriate for sale to a consumer; and

(b) The quantity of product withdrawn does not exceed the equivalent of twenty-five cases of twenty-four twelve-ounce containers; and

(c) To assure and control product quality, a wholesaler may, but not be required to, give a retailer credit for intoxicating liquor with an alcohol content of less than five percent by weight **and malt liquor**, in a container with a capacity of four gallons or more, delivered but not used, if the wholesaler removes the product within seven days of the initial delivery; and

(19) Nothing in this section authorizes consignment sales.

5. (1) A distiller, wholesaler, winemaker, or brewer that is also in business as a bona fide producer or vendor of nonalcoholic beverages shall not condition the sale of its alcoholic beverages on the sale of its nonalcoholic beverages nor combine the sale of its alcoholic beverages with the sale of its nonalcoholic beverages, except as provided in subdivision (8) of subsection 4 of this section. The distiller, wholesaler, winemaker, or brewer that is also in business as a bona fide producer or vendor of nonalcoholic beverages may sell, credit, market, and promote nonalcoholic beverages in the same manner in which the nonalcoholic products are sold, credited, marketed, or promoted by a manufacturer or wholesaler not licensed by the supervisor of alcohol and tobacco control.

(2) Any fixtures, equipment, or furnishings provided by any distiller, wholesaler, winemaker, or brewer in furtherance of the sale of nonalcoholic products shall not be used by the retail licensee to store, service, display, advertise, furnish, or sell, or aid in the sale of alcoholic products regulated by the supervisor of alcohol and tobacco control. All such fixtures, equipment, or furnishings shall be identified by the retail licensee as being furnished by a licensed distiller, wholesaler, winemaker, or brewer.

6. Distillers, wholesalers, brewers**,** and winemakers, or their officers or directors shall not require, by agreement or otherwise, that any retailer purchase any intoxicating liquor from such distillers, wholesalers, brewers**,** or winemakers to the exclusion in whole or in part of intoxicating liquor sold or offered for sale by other distillers, wholesalers, brewers, or winemakers.

7. **[**~~Notwithstanding any other provisions of this chapter to the contrary, a distiller or wholesaler may install dispensing accessories at the retail business establishment, which shall include for the purposes of distilled spirits equipment to properly preserve and serve premixed distilled spirit beverages only. To facilitate delivery to the retailer, the distiller or wholesaler may lend, give, rent or sell and the distiller or wholesaler may install or repair any of the following items or render to retail licensees any of the following services: coils and coil cleaning, draft arms, faucets and tap markers, taps, tap standards, tapping heads, hoses, valves and other minor tapping equipment components, and damage caused by any delivery excluding normal wear and tear. A complete record of equipment furnished and installed and repairs or service made or rendered shall be kept by the distiller or wholesaler furnishing, making or rendering the same for a period of not less than one year~~**] The distiller, wholesaler, or winemaker may lend, give, rent, or sell and they may install or repair distilled spirits and wine nonrefrigeration keg flow accessories at the retail business establishment to facilitate the dispensing of distilled spirits and wine;**

(1) All other dispensing accessories as described in this section that are installed by a distiller, wholesaler, or winemaker to a retailer shall be sold in the same manner as other equipment and supplies or may be loaned by a distiller, wholesaler, or winemaker to a retailer only if a deposit is given by the retailer in an amount that covers the cost of such dispensing accessories, and the deposit shall not be refunded to the retailer until such loaned dispensing accessories are returned to the distiller, wholesaler, or winemaker. An actual deposit payment, other than a charge to a retailer's account, shall be received if the dispensing accessories are loaned for more than ten days within a thirty day period; and

(2) A complete record of dispensing accessories and nonrefrigeration keg flow accessories given, rented, sold, installed, and loaned, and repairs and services made to a retailer, shall be retained for a period of not less than two years by the distiller, wholesaler, or winemaker.

8. Distillers, wholesalers, winemakers, brewers or their employees or officers shall be permitted to make contributions of money or merchandise to a licensed retail liquor dealer that is a charitable, fraternal, civic, service, veterans', or religious organization as defined in section 313.005, or an educational institution if such contributions are unrelated to such organization's retail operations.

9. Distillers, brewers, wholesalers, and winemakers may make payments for advertisements in programs or brochures of tax-exempt organizations licensed under section 311.090 if the total payments made for all such advertisements are the same as those paid by other vendors.

10. A brewer or manufacturer, its employees, officers or agents may have a financial interest in the retail business for sale of intoxicating liquors at entertainment facilities owned, in whole or in part, by the brewer or manufacturer, its subsidiaries or affiliates including, but not limited to, arenas and stadiums used primarily for concerts, shows and sporting events of all kinds.

11. For the purpose of the promotion of tourism, a wine manufacturer, its employees, officers or agents located within this state may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor, as defined in this chapter, by the drink at retail for consumption on the premises where sold, if the premises so licensed is in close proximity to the winery. Such premises shall be closed during the hours specified under section 311.290 and may remain open between the hours of 9:00 a.m. and midnight on Sunday. **A wine manufacturer who is a holder of a license to sell intoxicating liquor by the drink at retail for consumption on the premises shall be exempt from the provisions of section 311.280 for such intoxicating liquor that is produced on the premises in accordance with the provisions of this chapter.**

12. For the purpose of the promotion of tourism, a person may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor by the drink at retail for consumption on the premises where sold, but seventy-five percent or more of the intoxicating liquor sold by such licensed person shall be Missouri-produced wines received from manufacturers licensed under section 311.190. Such premises may remain open between the hours of 6:00 a.m. and midnight, Monday through Saturday, and between the hours of 11:00 a.m. and 9:00 p.m. on Sundays.

311.185. 1. Notwithstanding any rule, law, or regulation to the contrary, any person currently licensed in this state or any other state as a wine manufacturer may apply for and the supervisor of alcohol and tobacco control may issue a wine direct shipper license, as provided in this section, which allows a wine manufacturer to ship up to two cases of wine per month directly to a resident of this state who is at least twenty-one years of age for such

resident's personal use and not for resale. Before sending any shipment to a resident of this state, the wine manufacturer shall first obtain a wine direct shipper license as follows:

(1) File an application with the division of alcohol and tobacco control; and

(2) Provide to the division of alcohol and tobacco control a true copy of its current alcoholic beverage license issued in this state or any other state, as well as a copy of the winery license from the Alcohol and Tobacco Tax and Trade Bureau.

2. All wine direct shipper licensees shall:

(1) Not ship more than two cases of wine per month to any person for his or her personal use and not for resale;

(2) Not use any carrier for shipping of wine that is not licensed under this section;

(3) Only ship wine that is properly registered with the Alcohol and Tobacco Tax and Trade Bureau;

(4) Only ship wine manufactured on the winery premises;

(5) Ensure that all containers of wine delivered directly to a resident of this state are conspicuously labeled with the words "CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE 21 OR OLDER REQUIRED FOR DELIVERY" or are conspicuously labeled with wording preapproved by the division of alcohol and tobacco control;

(6) If the winery is located outside of this state, by January thirty-first, make a report under oath to the supervisor of alcohol and tobacco control setting out the total amount of wine shipped into the state the preceding year;

(7) If the winery is located outside of this state, pay the division of alcohol and tobacco control all excise taxes due on the amount to be calculated as if the sale were in this state at the location where the delivery is made;

(8) If the winery is located within this state, provide the division of alcohol and tobacco control any additional information deemed necessary beyond that already required for retail sales from the winery tasting room to ensure compliance with this section;

(9) Permit the division of alcohol and tobacco control to perform an audit of the wine direct shipper licensees' records upon request; and

(10) Be deemed to have consented to the jurisdiction of the division of alcohol and tobacco control or any other state agency and the Missouri courts concerning enforcement of this section and any related laws, rules, or regulations.

3. The wine direct shipper licensee may annually renew its license with the division of alcohol and tobacco control by providing the division of alcohol and tobacco control all required items provided in subsection 1 of this section.

4. Notwithstanding any law, rule, or regulation to the contrary, any carrier may apply for and the supervisor of alcohol and tobacco control may issue an alcohol carrier license, as provided in this section, which allows the carrier to transport and deliver shipments of wine **or powdered alcohol, as defined in section 311.020,** directly to a resident of this state who is at least twenty-one years of age or older. Before transporting any shipment of wine **or powdered alcohol** to a resident of this state, the carrier shall first obtain an alcohol carrier license by filing an application with the division of alcohol and tobacco control.

5. All alcohol carrier licensees shall:

(1) Not deliver to any person under twenty-one years of age, or to any intoxicated person, or any person appearing to be in a state of intoxication;

(2) Require valid proof of identity and age;

(3) Obtain the signature of an adult as a condition of delivery; and

(4) Keep records of wine **or powdered alcohol** shipped which include the license number and name of the winery or retailer, quantity of wine **or powdered alcohol** shipped, recipient's name and address, and an electronic or paper form of signature from the recipient of the wine **or powdered alcohol**.

6. The division of alcohol and tobacco control may promulgate rules to effectuate the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

311.188. No person shall ship or deliver powdered alcohol, as defined in section 311.020, to a resident of this state for personal use and not for resale except through an alcohol carrier licensed under subsection 4 of section 311.185.

311.190. 1. For the privilege of manufacturing wine or brandy, which manufacturing shall be in accordance with all provisions of federal law applicable thereto except as may otherwise be specified in this section, in quantities not to exceed five hundred thousand gallons, not in excess of eighteen percent of alcohol by weight for wine, or not in excess of thirty-four percent of alcohol by weight for brandy, from grapes, berries, other fruits, fruit products, honey, and vegetables produced or grown in the state of Missouri, exclusive of sugar, water and spirits, there shall be paid to and collected by the director of revenue, in lieu of the charges provided in section 311.180, a license fee of five dollars for each five hundred gallons or fraction thereof of wine or brandy produced up to a maximum license fee of three hundred dollars.

2. Notwithstanding the provisions of subsection 1 of this section, a manufacturer licensed under this section may use in any calendar year such wine- and brandy-making material produced or grown outside the state of Missouri in a quantity not exceeding fifteen percent of the manufacturer's wine entered into fermentation in the prior calendar year.

3. In any year when a natural disaster causes substantial loss to the Missouri crop of grapes, berries, other fruits, fruit products, honey or vegetables from which wines are made, the director of the department of agriculture shall determine the percent of loss and allow a certain additional percent, based on the prior calendar year's production of such products, to be purchased outside the state of Missouri to be used and offered for sale by Missouri wineries.

4. **Notwithstanding any other provision of section 311.373 to the contrary,** a manufacturer licensed under this section may purchase and sell bulk or packaged wines or brandies received from other manufacturers licensed under this section and may also purchase in bulk, bottle and sell to duly licensed wineries, wholesalers and retail dealers on any day except Sunday, and a manufacturer licensed under this section may offer samples of wine, may sell wine and brandy in its original package directly to consumers at the winery, and may open wine so purchased by customers so that it may be consumed on the winery premises on Monday through Saturday between 6:00 a.m. and midnight and on Sunday between 9:00 a.m. and 10:00 p.m."; and

Further amend said bill and page, Section 311.300, Lines 4-11, by deleting all of said lines and inserting in lieu thereof the following:

"2. In any place of business licensed in accordance with section 311.200, persons at least eighteen years of age may stock, arrange displays, operate the cash register or scanner connected to a cash register and accept payment for, **[**~~and~~**]** sack**, [**~~for carryout~~**] and carry out to the customer's vehicle**, intoxicating liquor. Delivery of intoxicating liquor away from the licensed business premises cannot be performed by anyone under the age of twenty-one years. Any licensee who employs any person under the age of twenty-one years, as authorized by this subsection, shall, when at least fifty percent of the licensee's gross sales does not consist of nonalcoholic sales, have an employee twenty-one years of age or older on the licensed premises during all hours of operation."; and

Further amend said bill and section, Page 2, Line 28, by inserting after all of said section and line the following:

"311.355. 1. Manufacturers of intoxicating liquor other than beer or wine shall be permitted to offer consumer cash rebate coupons as provided in this subsection:

(1) Consumer cash rebate coupons may be published or advertised by manufacturers in newspapers, magazines and other mass media;

(2) Coupon advertisements may list the amount of the cash rebate, but not the retail price of the intoxicating liquor after the rebate;

(3) Applications for cash rebates must be made directly from the consumer to the manufacturer, and not through retailers or wholesalers;

(4) Cash rebates must be made directly to consumers by manufacturers;

(5) Wholesalers and manufacturers may deliver cash rebate coupons to retailers, either for distribution at the point of sale or in connection with packaging.

2. Manufacturers of intoxicating liquor including beer and wine may offer coupons redeemable for nonalcoholic merchandise, except that such redeemable coupons must be made available without a purchase requirement to consumers at the point of sale, or by request through the mail, or at the retailer's cash register. Redeemable coupons may be published or advertised by manufacturers in newspapers, magazines and other mass

media. Advertisements must state that no purchase is required to obtain the nonalcoholic merchandise and provide information on the procedure to obtain such merchandise. The retail value of the nonalcoholic merchandise shall not be stated in the advertisement or on the product. Wholesalers and manufacturers may deliver these redeemable coupons at the point of sale or in connection with packaging.

3. A wholesaler shall not directly or indirectly fund the cost of any cash rebate coupon program allowed under this section.

4. Notwithstanding any other provision of law to the contrary, except for the provisions of subsection 6 of this section, retailers of intoxicating liquor:

(1) May offer any coupon, premium, prize, rebate, loyalty program, or discount of any type to consumers as an inducement to purchase nonalcoholic merchandise or intoxicating liquor;

(2) Who offer a loyalty program for intoxicating liquor purchases shall include all intoxicating liquors in the loyalty program and the rewards shall be applied at the same rate for all intoxicating liquor purchases; and

(3) May purchase, publish, or display advertisements of intoxicating liquors that list the amount of the rebate or discount and the retail price after the rebate or discount.

5. The retailer shall assume the cost of the sale or discounted price permitted under subsection 4 of this section. No manufacturer shall directly or indirectly fund the cost of any cash rebate coupon program or loyalty program allowed under this subsection.

6. No advertisement of intoxicating liquor or nonintoxicating beer authorized under subsection 4 of this section shall contain a price that is below the retailer's actual cost, including any combination of coupons, premiums, prizes, rebates, loyalty programs, or other discounts.

311.367. 1. The provisions of this section shall apply to all persons, firms, or corporations who own and operate more than one premises licensed to sell intoxicating liquor containing alcohol in excess of five percent by weight at retail.

2. Any person, firm, or corporation described in subsection 1 of this section, with the permission of the supervisor of liquor control, may designate one or more places in this state as a central warehouse to which intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, ordered and purchased by a person, firm, or corporation from licensed wholesalers in this state may be delivered by licensed wholesalers in this state and at which intoxicating liquors so owned by a person, firm, or corporation may be stored.

3. Any person, firm, or corporation described in subsection 1 of this section who owns and stores intoxicating liquors in a central warehouse may transfer all or any part of the intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, so stored from the central warehouse in this state to any premises licensed to sell intoxicating liquors at retail which is owned and operated by the same person, firm, or corporation and which is located in the state.

311.373. All **[**~~malt beverages~~**] intoxicating liquor** purchased for resale in this state prior to being resold at retail shall physically come into the possession of a licensed wholesaler and be unloaded in and distributed from the licensed wholesaler's warehouse in this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

Representative Conway (104) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2155, Page 2, Section 311.300, Line 28, by inserting immediately after said section and line the following:

"311.735. 1. There is hereby created in the state treasury the "Division of Alcohol and Tobacco Control Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the fund shall be used solely by the division of alcohol and tobacco control for the administration**, [**~~of this chapter and~~**]**

implementation, and enforcement of sections **311.010 to 311.880 and sections** 407.925 to 407.934, and any duties under such **[**~~chapter and~~**]** sections relating to licensing, training, technical assistance, and regulations **needed for administering, implementing, and enforcing such sections**.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. Appropriation of funds by the general assembly from the fund shall be used to support the division of alcohol and tobacco control for the purposes provided under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 2** was adopted.

On motion of Representative Schroer, **HB 2155, as amended**, was ordered perfected and printed.

HB 1397 and **HCS HB 2210** were placed on the Informal Calendar.

HCS HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS HB 1999** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 29, by deleting the phrase "**or sewer**"; and

Further amend said bill, page, and section, Line 32, by deleting the phrase "**or sewer**"; and

Further amend said bill, page, and section, Line 34, by deleting the phrase "**or sewer**"; and

Further amend said bill and section, Page 3, Line 82, by deleting the phrase "**[**~~or~~**]** water**, or sewer**" and inserting in lieu thereof the phrase "or water"; and

Further amend said bill and section, Page 4, Line 95, by inserting immediately after all of said section and line the following:

"**393.358. 1. For purposes of this section, the following terms shall mean:**

(1) "Commission", the Missouri public service commission established under section 386.040;

(2) "Water corporation", a corporation with more than one thousand Missouri retail customers that otherwise meets the definition of "water corporation" in section 386.020.

2. Water corporations shall develop a qualification process open to all contractors seeking to provide construction and construction-related services for planned infrastructure projects on the water corporation's distribution system. The water corporation shall specify qualification requirements and goals for contractors seeking to perform such work, including but not limited to experience, performance criteria, safety record and policies, technical expertise, scheduling needs and available resources, supplier diversity and insurance requirements. Contractors that meet the qualification requirements shall be eligible to participate in a competitive bidding process for providing construction and construction-related services for planned infrastructure projects on the water corporation's distribution system, and the contractor making the lowest

and best bid shall be awarded such contract. For contractors not qualifying through the competitive bid process, the water corporation, upon request from the contractor, shall provide information from the process in which the contractor can be informed as to how to be better positioned to qualify for such bid opportunities in the future. Nothing in this section shall be construed as requiring any water corporation to use third parties instead of its own employees to perform such work, to use the contractor qualification or competitive bidding process in the case of an emergency project, or to terminate any existing contract with a contractor prior to its expiration.

3. Within thirty days after the effective date of this section and with the filing of a general rate proceeding initiated by the water corporation, the water corporation shall file a statement with the commission confirming it has established a qualification process meeting the requirements of this section and that such process is used for no less than ten percent of the corporation's external expenditures for planned infrastructure projects on the water corporation's distribution system. The commission shall have the authority to verify the statements to ensure compliance with this section.

4. By December 31, 2020, the commission shall submit a report to the general assembly on the effects of this section, including water corporation compliance, the costs of performing planned infrastructure projects prior to the implementation of this section compared to after the implementation of this section, and any other information regarding the process established under this section that the commission deems necessary."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 38, by deleting the word "**usage.**" and inserting in lieu thereof the following:

"**usage, but not due to any revenue variation resulting from economic downturns, natural disasters, or any imprudence on behalf of the water or sewer corporation in calculating a previous rate adjustment under this subsection.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 33, by deleting the word "**equal**" and inserting in lieu thereof the word "**approach**"; and

Further amend said bill, page, and section, Line 38, by inserting after the word "**usage.**" the following:

"**Provided that rate adjustments under this subsection shall not in the aggregate between general rate proceedings increase rate schedules by two percent.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Bondon, **HCS HB 1999, as amended**, was adopted.

On motion of Representative Bondon, **HCS HB 1999, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1261, relating to professional registration, was taken up by Representative Schroer.

On motion of Representative Schroer, **HCS HB 1261** was read the third time and passed by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Johnson	Justus	Kelley 127	Kelly 141	Knight
Lant	Lauer	Love	Lynch	Marshall
Mathews	McDaniel	Messenger	Morris 140	Muntzel
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shaul 113	Shull 16	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 104	Corlew	Curtis
Ellebracht	Ellington	Harris	Hurst	Kidd
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Moon	Morgan	Morse 151
Mosley	Nichols	Pierson Jr	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Ruth
Shumake	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Green	Higdon
Houx	Kendrick	Kolkmeyer	Korman	Lichtenegger
Matthiesen	McGaugh	Miller	Mitten	Neely
Newman	Peters	Rehder	Roden	Runions
Smith 85	Smith 163	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

Representative Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 2286, relating to local log trucks, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 2286** was read the third time and passed by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Carpenter	Chipman	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lant
Lauer	Lavender	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 005

Bernskoetter	Burnett	Hurst	Moon	Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 035

Bahr	Brattin	Butler	Christofanelli	Conway 10
Cookson	Cross	Franklin	Franks Jr	Gray
Green	Higdon	Houx	Kendrick	Kolkmeyer
Korman	Lichtenegger	Marshall	Matthiesen	McGaugh
Merideth 80	Miller	Mitten	Neely	Newman
Peters	Rehder	Roden	Runions	Smith 85
Smith 163	Walker 74	Washington	Wessels	Wilson

VACANCIES: 002

Representative Plocher declared the bill passed.

HB 2360, relating to public safety officer or employee survivor benefits, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 2360** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lant
Lauer	Lavender	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wood

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 032

Bahr	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Green	Higdon
Houx	Kendrick	Kolkmeyer	Korman	Lichtenegger
Matthiesen	McGaugh	Miller	Mitten	Neely
Newman	Peters	Rehder	Roden	Runions
Smith 85	Smith 163	Walker 74	Washington	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

Representative Plocher declared the bill passed.

HB 2117, relating to eye drops for newborn infants, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 2117** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lant	Lavender
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wood				

NOES: 002

Ellington	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 033

Bahr	Barnes 60	Butler	Conway 10	Cookson
Cross	Franklin	Franks Jr	Gray	Green
Haahr	Higdon	Kendrick	Kolkmeyer	Korman
Lauer	Lichtenegger	Matthiesen	McGaugh	Miller
Mitten	Neely	Newman	Peters	Rehder
Roden	Runions	Smith 85	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Plocher declared the bill passed.

Representative Rhoads assumed the Chair.

HCS HB 1591, relating to watercraft operation, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 1591** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Lant
Lavender	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 004

Ellington	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Haahr	Higdon
Kelley 127	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Neely	Newman	Peters	Rehder	Roden
Runions	Smith 85	Swan	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Rhoads declared the bill passed.

HB 2336 and **HCS HB 2129** were placed on the Informal Calendar.

HCS HB 1264, relating to certain civil actions, was taken up by Representative Schroer.

On motion of Representative Schroer, **HCS HB 1264** was read the third time and passed by the following vote:

AYES: 100

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Lant	Love	Lynch	Mathews	McDaniel
Meredith 71	Messenger	Morris 140	Morse 151	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood

NOES: 027

Anders	Arthur	Barnes 28	Beck	Brown 27
Burnett	Carpenter	Curtis	Ellington	Hurst
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Merideth 80	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Roberts
Stevens 46	Unsicker			

PRESENT: 000

ABSENT WITH LEAVE: 034

Bahr	Barnes 60	Butler	Conway 10	Cookson
Cross	Franklin	Franks Jr	Gray	Haahr
Higdon	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Muntzel	Neely	Newman	Peters	Rehder
Roden	Runions	Schroer	Smith 85	Walker 74
Washington	Wessels	Wilson	Mr. Speaker	

VACANCIES: 002

Representative Rhoads declared the bill passed.

HB 1249, relating to municipal courts, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1249** was read the third time and passed by the following vote:

AYES: 123

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lant	Lavender
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 005

DeGroot	Hurst	Moon	Pogue	Reisch

PRESENT: 000

ABSENT WITH LEAVE: 033

Bahr	Butler	Conway 10	Cookson	Cross
Ellington	Franklin	Franks Jr	Gray	Haahr
Higdon	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Neely	Newman	Peters	Rehder	Roden
Runions	Shull 16	Smith 85	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Rhoads declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 102 - Economic Development

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SB 775 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SBs 627 & 925**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2302**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2370**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1524**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2209**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2706**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SB 660**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2669**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Baringer, Berry, Davis, Evans, Gray, Johnson, Pfautsch and Ruth

Noes (2): Korman and Unsicker

Absent (4): Fitzwater, Grier, Lauer and Pierson Jr.

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:30 a.m., Wednesday, April 18, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 18, 2018, 8:30 AM, House Hearing Room 1.
Executive session will be held: SB 659, SS SCS SB 782
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20
Executive session will be held: HB 1986
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 2336
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2433, HB 2463, HB 2509, HB 2611
Executive session will be held: HB 2293
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2408
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
2nd quarter meeting..

JUDICIARY
Thursday, April 19, 2018, 8:15 AM, House Hearing Room 7.
Public hearing will be held: SB 780
Executive session will be held: SB 780
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HCS HB 1236, HB 1847, HB 1878, HCS HB 2324, HCS HB 2332, HCS HB 2354, HCS HB 2555, HCS SB 681, SB 757, SB 768, SCS SB 814, HCS SS SCS SBs 894 & 921, SCS SB 990
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 18, 2018, 12:15 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Executive session will be held: HCS SS SCS SB 547, SB 625, HCS SB 806, HCS SS SB 870, HB 2159, HB 2495, HB 2589
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: SS#2 SCS SB 590
Executive session will be held: HB 1825, HB 2548, SB 695
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.
Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 18, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, April 19, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave; Jefferson City MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 5.
Executive session will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917
Executive session will be held: SS SB 705
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 18, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick
HCS HB 2018 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant

HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775, (Fiscal Review 4/17/18) - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 18, 2018

The House met pursuant to adjournment.

Representative Evans in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 039

Alferman	Anders	Barnes 60	Basye	Beck
Bernskoetter	Black	Bondon	Brown 27	Burnett
Cookson	Curtman	DeGroot	Dinkins	Fraker
Francis	Gannon	Harris	Henderson	Houghton
Hurst	Justus	Korman	Lauer	Lichtenegger
May	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pogue	Redmon	Remole	Rowland 29
Taylor	Walsh	Washington	White	

NOES: 001

Curtis

PRESENT: 069

Anderson	Andrews	Austin	Bahr	Bangert
Barnes 28	Beard	Berry	Brown 57	Chipman
Christofanelli	Conway 10	Conway 104	Cross	Davis
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Franklin	Gregory	Grier	Haahr
Haefner	Helms	Hill	Houx	Johnson
Kendrick	Knight	Lant	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McDaniel	McGaugh
Merideth 80	Miller	Mitten	Morgan	Nichols
Pietzman	Pike	Quade	Razer	Reisch
Rhoads	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Tate	Trent
Vescovo	Walker 3	Wiemann	Mr. Speaker	

ABSENT WITH LEAVE: 052

Adams	Arthur	Baringer	Brattin	Burns
Butler	Carpenter	Corlew	Cornejo	Dogan
Ellington	Engler	Franks Jr	Frederick	Gray
Green	Hannegan	Hansen	Higdon	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Lavender	Marshall

McCreery	McGee	Meredith 71	Messenger	Moon
Mosley	Neely	Newman	Peters	Pierson Jr
Plocher	Rehder	Reiboldt	Revis	Roberts
Roden	Roeber	Smith 85	Spencer	Stephens 128
Stevens 46	Swan	Unsicker	Walker 74	Wessels
Wilson	Wood			

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If we hope for what we do not see, we wait for it with patience. (Romans 8:25)

O God, creator and preserver of the world, we commend to Your loving care and wide guidance the men and women who lead our state in these times of distraction and doubt. Support and strengthen them to make decisions that will lead our people in the ways of justice, by the roads of righteousness, and along the paths of peace.

We pray for all who serve under the glorious banner of our great state. Bless all that work in this great capitol and bring them peace and insight.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Charlie Korte.

The Journal of the fifty-sixth day was approved as corrected by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts

Roden	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann			

NOES: 002

McDaniel Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Butler	Carpenter	Ellington	Evans	Gray
Green	Kelley 127	Kolkmeyer	Lynch	May
Messenger	Newman	Peters	Plocher	Ross
Smith 85	Spencer	Stephens 128	Walker 74	Wilson
Wood	Mr. Speaker			

VACANCIES: 002

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the second time:

HB 2015, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

On motion of Representative Cookson, **HCS HB 2129** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haahr	Haefner	Hannegan	Hansen	Harris

Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 005

Hurst	Marshall	McDaniel	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Butler	Ellington	Grier	Kelly 141	Kolkmeyer
Newman	Peters	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SCS SB 623, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS SCS SB 623** was agreed to.

On motion of Representative Plocher, **HCS SCS SB 623** was adopted.

On motion of Representative Plocher, **HCS SCS SB 623** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wood

NOES: 003

Ellington	McDaniel	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Andrews	Butler	Ellebracht	Kelly 141	Newman
Peters	Shull 16	Smith 85	Swan	Walker 74
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson assumed the Chair.

HCS SB 569, relating to trusts, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS SB 569** was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 569, Page 1, Section 456.006, Line 13, by inserting after all of said section and line the following:

"456.985. 1. Except as otherwise provided in the terms of an instrument creating or exercising a power of appointment, sections 456.970 to 456.1135 govern powers of appointment.

2. The terms of an instrument creating or exercising a power of appointment prevail over any provisions of sections 456.970 to 456.1135 except:

(1) **The requisites for the creation of a power of appointment under subsections 1 to 4 of section 456.990;**

(2) The transferability of a power of appointment by a powerholder under subsection 1 of section 456.995;

[~~(2)~~**] (3)** The limitations on the authority of a donor to extend a general power of appointment beyond the death of a powerholder under subsection 3 of section 456.995;

[~~(3)~~**] (4)** The power is exclusionary if the permissible appointees of a power of appointment are not defined and limited under subsection 3 of section 456.1005;

[~~(4)~~**] (5)** The requisites for the exercise of a power of appointment under section 456.1015;

[~~(5)~~**] (6)** The effect of an impermissible appointment under section 456.1045;

[~~(6)~~**] (7)** A general power of appointment which is presently exercisable may be reached by the creditors of the powerholder or the powerholder's estate under section 456.1100.

456.1035. 1. A powerholder of a general power of appointment that permits appointment to the powerholder or the powerholder's estate may make any appointment, including an appointment in trust or creating a new power of appointment, that the powerholder could make in disposing of the powerholder's own property.

2. A powerholder of a general power of appointment that permits appointment only to the creditors of the powerholder or of the powerholder's estate may appoint only to those creditors.

3. The powerholder of a nongeneral power may:

(1) Make an appointment in any form, including an appointment in trust, in favor of a permissible appointee;

(2) Create a general power **or nongeneral power** in a permissible appointee; or

(3) Create a nongeneral power in any person to appoint to one or more of the permissible appointees of the original nongeneral power.

456.1080. As provided by sections 469.010 to **[**~~469.210~~**] 469.120**, a powerholder may disclaim all or part of a power of appointment, and a permissible appointee, appointee, or taker in default of appointment may disclaim all or part of an interest in appointive property."; and

Further amend said bill, Page 2, Section 456.1-103, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

(7) **"Directed trust", any trust, including a split interest trust, in which the trust instrument authorizes a trust protector to instruct or direct the trustee or that charges a trust protector with any responsibilities regarding the trust or that grants the trust protector one or more powers over the trust;**"; and

Further amend said bill and section, Page 4, Line 96, by deleting all of said line and inserting in lieu thereof the following:

"**[**~~(29)~~**] (30) "Trust protector", any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term "trust protector" includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;**

(31) "Trustee"**,** includes an original, additional, and successor trustee, and a"; and

Further amend said bill and page, Section 456.4-414, Line 10, by inserting after all of said section and line the following:

"456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.

2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a

petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

(1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;

(2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;

(3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;

(4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;

(5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;

(6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;

(7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;**

(8) Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and

(9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

Further amend said bill, Pages 5-8, Section 456.8-808, Lines 1-116, by deleting all of said lines and inserting in lieu thereof the following:

"456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for **[**~~the appointment of a trust protector. For purposes of this section, a "trust protector", whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust~~**] one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust**.

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument**, provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity**. A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust

instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted**. The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument**;

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof**.

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except **[**~~in cases of bad faith or reckless indifference on the part of the trustee, or~~**]** as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

On motion of Representative Fraker, **HCS SB 569, as amended**, was adopted.

On motion of Representative Fraker, **HCS SB 569, as amended**, was read the third time and passed by the following vote:

AYES: 151

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Curtis	Ellington	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 006

Newman Peters Rone Walker 74 Washington
Wilson

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SCS SB 549, **SS SCS SB 593** and **SB 594** were placed on the Informal Calendar.

SB 573, relating to income tax deductions for military personnel, was taken up by Representative Davis.

On motion of Representative Davis, the title of **SB 573**, relating to the armed services, was agreed to.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 573, Page 1, The Title, Lines 2-3, by deleting the words "income tax deductions for military personnel" and inserting in lieu thereof the words "the armed services"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"8.012. **1.** At all state buildings and upon the grounds thereof, the board of public buildings **[**~~may~~**] shall** accompany the display of the flag of the United States and the flag of this state with the display of the POW/MIA flag, which is designed to commemorate the service and sacrifice of the members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state building does not possess a POW/MIA flag, the board shall reach out to local veterans organizations to obtain a donated flag.

3. If the state building is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state building shall be exempt from this section."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting immediately after all of said section and line the following:

"253.048. **1.** Within the state parks, the department **[**~~may~~**] shall** accompany the display of the flag of the United States and the flag of this state with the display of the MIA/POW flag, which is designed to commemorate the service and sacrifice of members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state park does not possess a POW/MIA flag, the department shall reach out to local veterans organizations to obtain a donated flag.

3. If the state park is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state park shall be exempt from this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Dohrman offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"30.750. As used in sections 30.750 to 30.765, the following terms mean:

(1) "Eligible agribusiness", a person engaged in the processing or adding of value to agricultural products produced in Missouri;

(2) "Eligible alternative energy consumer", an individual who wishes to borrow moneys for the purchase, installation, or construction of facilities or equipment related to the production of fuel or power primarily for the individual's own use from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass;

(3) "Eligible alternative energy operation", a business enterprise engaged in the production of fuel or power from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass. Such business enterprise shall conform to the characteristics of paragraphs (a), (b), and (d) of subdivision (6) of this section;

(4) "Eligible beginning farmer":

(a) For any beginning farmer who seeks to participate in the linked deposit program alone, a farmer who:

a. Is a Missouri resident;

b. Wishes to borrow for a farm operation located in Missouri;

c. Is at least eighteen years old; and

d. In the preceding five years has not owned, either directly or indirectly, farm land greater than fifty percent of the average size farm in the county where the proposed farm operation is located or farm land with an appraised value greater than four hundred fifty thousand dollars. A farmer who qualifies as an eligible farmer under this provision may utilize the proceeds of a linked deposit loan to purchase agricultural land, farm buildings, new and used farm equipment, livestock and working capital;

(b) For any beginning farmer who is participating in both the linked deposit program and the beginning farmer loan program administered by the Missouri agriculture and small business development authority, a farmer who:

a. Qualifies under the definition of a beginning farmer utilized for eligibility for federal tax-exempt financing, including the limitations on the use of loan proceeds; and

b. Meets all other requirements established by the Missouri agriculture and small business development authority;

(5) "Eligible facility borrower", a borrower qualified under section 30.860 to apply for a reduced-rate loan under sections 30.750 to 30.765;

(6) "Eligible farming operation", any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010 that has all of the following characteristics:

(a) Is headquartered in this state;

(b) Maintains offices, operating facilities, or farming operations and transacts business in this state;

(c) Employs less than ten employees;

(d) Is organized for profit;

(7) "Eligible governmental entity", any political subdivision of the state seeking to finance capital improvements, capital outlay, or other significant programs through an eligible lending institution;

(8) "Eligible higher education institution", any approved public or private institution as defined in section 173.205;

(9) "Eligible job enhancement business", a new, existing, or expanding firm operating in Missouri, or as a condition of accepting the linked deposit, will locate a facility or office in Missouri associated with said linked deposit, which employs ten or more employees in Missouri on a yearly average and which, as nearly as possible, is able to establish or retain at least one job in Missouri for each fifty thousand dollars received from a linked deposit loan except when the applicant can demonstrate significant costs for equipment, capital outlay, or capital improvements associated with the physical expansion, renovation, or modernization of a facility or equipment. In such cases, the maximum amount of the linked deposit shall not exceed fifty thousand dollars per job created or retained plus the initial cost of the physical expansion, renovation or capital outlay;

(10) "Eligible lending institution", a financial institution that is eligible to make commercial or agricultural or student loans or discount or purchase such loans, is a public depository of state funds or obtains its funds through the issuance of obligations, either directly or through a related entity, eligible for the placement of state funds under the provisions of Section 15, Article IV, Constitution of Missouri, and agrees to participate in the linked deposit program;

(11) "Eligible livestock operation", any person engaged in production of livestock or poultry in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010;

(12) "Eligible locally owned business", any person seeking to establish a new firm, partnership, cooperative company, or corporation that shall retain at least fifty-one percent ownership by residents in a county in which the business is headquartered, that consists of the following characteristics:

(a) The county has a median population of twelve thousand five hundred or less; and

(b) The median income of residents in the county are equal to or less than the state median income; or

(c) The unemployment rate of the county is equal to or greater than the state's unemployment rate;

(13) "Eligible marketing enterprise", a business enterprise operating in this state which is in the process of marketing its goods, products or services within or outside of this state or overseas, which marketing is designed to increase manufacturing, transportation, mining, communications, or other enterprises in this state, which has proposed its marketing plan and strategy to the department of economic development and which plan and strategy has been approved by the department for purposes of eligibility pursuant to sections 30.750 to 30.765. Such business enterprise shall conform to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section and also employ less than twenty-five employees;

(14) "Eligible multitenant development enterprise", a new enterprise that develops multitenant space for targeted industries as determined by the department of economic development and approved by the department for the purposes of eligibility pursuant to sections 30.750 to 30.765;

(15) "Eligible residential property developer", an individual who purchases and develops a residential structure of either two or four units, if such residential property developer uses and agrees to continue to use, for at least the five years immediately following the date of issuance of the linked deposit loan, one of the units as his principal residence or if such person's principal residence is located within one-half mile from the developed structure and such person agrees to maintain the principal residence within one-half mile of the developed structure for at least the five years immediately following the date of issuance of the linked deposit loan;

(16) "Eligible residential property owner", a person, firm or corporation who purchases, develops or rehabilitates a multifamily residential structure;

(17) "Eligible small business", a person engaged in an activity with the purpose of obtaining, directly or indirectly, a gain, benefit or advantage and which conforms to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section, and also employs less than one hundred employees **or a veteran-owned small business as defined in subdivision (19) of this section**;

(18) "Eligible student borrower", any person attending, or the parent of a dependent undergraduate attending, an eligible higher education institution in Missouri who may or may not qualify for need-based student financial aid calculated by the federal analysis called Congressional Methodology Formula pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986);

(19) **"Eligible veteran-owned small business", any business owned by an honorably discharged veteran and Missouri resident who has agreed to locate his or her business in Missouri for a minimum of three years and employs less than one hundred employees, a majority of whom are Missouri residents;**

(20) "Eligible water supply system", a water system which serves fewer than fifty thousand persons and which is owned and operated by:

(a) A public water supply district established pursuant to chapter 247; or

(b) A municipality or other political subdivision; or

(c) A water corporation; and which is certified by the department of natural resources in accordance with its rules and regulations to have suffered a significant decrease in its capacity to meet its service needs as a result of drought;

[~~(20)~~**] (21)** "Farming", using or cultivating land for the production of agricultural crops, livestock or livestock products, forest products, poultry or poultry products, milk or dairy products, or fruit or other horticultural products;

[~~(21)~~**] (22)** "Linked deposit", a certificate of deposit, or in the case of production credit associations, the subscription or purchase outright of obligations described in Section 15, Article IV, Constitution of Missouri, placed by the state treasurer with an eligible lending institution at rates otherwise provided by law in section 30.758, provided the institution agrees to lend the value of such deposit, according to the deposit agreement provided in sections 30.750 to 30.765, to eligible multitenant development enterprises, eligible small businesses, eligible alternative energy operations, eligible alternative energy consumers, eligible locally owned businesses, farming operations, eligible job enhancement businesses, eligible marketing enterprises, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible student borrowers, eligible facility borrowers, or eligible water supply systems at below the present borrowing rate applicable to each multitenant development enterprise, small business, alternative energy operation, alternative energy consumer, farming operation, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, or supply system at the time of the deposit of state funds in the institution;

[~~(22)~~**] (23)** "Market rate", the interest rate more specifically described in subsection 6 of section 30.260;

[~~(23)~~**] (24)** "Professional forester", any individual who holds a bachelor of science degree in forestry from a regionally accredited college or university with a minimum of two years of professional forest management experience;

[~~(24)~~**] (25)** "Qualified biomass", any agriculture-derived organic material or any wood-derived organic material harvested in accordance with a site-specific forest management plan focused on long-term forest sustainability developed by a professional forester and qualified, in consultation with the conservation commission, by the agriculture and small business development authority;

[~~(25)~~**] (26)** "Water corporation", as such term is defined in section 386.020;

[~~(26)~~**] (27)** "Water system", as such term is defined in section 386.020.

30.756. 1. An eligible lending institution that desires to receive a linked deposit shall accept and review applications for linked deposit loans from eligible multitenant enterprises, eligible farming operations, eligible alternative energy consumers, eligible alternative energy operations, eligible locally owned businesses, eligible small businesses, eligible job enhancement businesses, eligible marketing enterprises, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible student borrowers, eligible facility borrowers, and eligible water supply systems. An eligible residential property owner shall certify on his or her loan application that the reduced rate loan will be used exclusively to purchase, develop or rehabilitate a multifamily residential property. The lending institution shall apply all usual lending standards to determine the creditworthiness of each eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entities, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system. No linked deposit loan made to any eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible livestock operation, eligible agribusiness, eligible beginning farmer, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible student borrower, eligible water supply system, or eligible small business shall exceed a dollar limit determined by the state treasurer in the state treasurer's best judgment, except as otherwise limited. Any link deposit loan made to an eligible facility borrower shall be in accordance with the loan amount and loan term requirements in section 30.860.

2. An eligible farming operation, small business or job enhancement business shall certify on its loan application that the reduced rate loan will be used exclusively for necessary production expenses or the expenses listed in subsection 2 of section 30.753 or the refinancing of an existing loan for production expenses or the expenses listed in subsection 2 of section 30.753 of an eligible farming operation, small business or job enhancement business. Whoever knowingly makes a false statement concerning such application is guilty of a class A misdemeanor. An eligible water supply system shall certify on its loan application that the reduced rate loan shall be used exclusively to pay the costs of upgrading or repairing an existing water system, constructing a new water system, or making other capital improvements to a water system which are necessary to improve the service capacity of the system.

3. In considering which eligible farming operations should receive reduced-rate loans, the eligible lending institution shall give priority to those farming operations which have suffered reduced yields due to drought or other natural disasters and for which the receipt of a reduced-rate loan will make a significant contribution to the continued operation of the recipient farming operation.

4. **In considering which eligible small businesses should receive reduced-rate loans, the eligible lending institution shall give priority to those small businesses that are owned by veterans.**

5. The eligible financial institution shall forward to the state treasurer a linked deposit loan package, in the form and manner as prescribed by the state treasurer. The package shall include such information as required by the state treasurer, including the amount of each loan requested. The institution shall certify that each applicant is an eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, and shall, for each eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, certify the present borrowing rate applicable.

[~~5.~~**] 6.** The eligible lending institution shall be responsible for determining if a student borrower is an eligible student borrower. A student borrower shall be eligible for an initial or renewal reduced-rate loan only if, at the time of the application for the loan, the student is a citizen or permanent resident of the United States, a resident of the state of Missouri as defined by the coordinating board for higher education, is enrolled or has been accepted for enrollment in an eligible higher education institution, and establishes that the student has financial need. In considering which eligible student borrowers may receive reduced-rate loans, the eligible lending institution may give priority to those eligible student borrowers whose income, or whose family income, if the eligible student borrower is a dependent, is such that the eligible student borrower does not qualify for need-based student financial aid pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986). The eligible lending institution shall require the eligible student borrower to document that the student has applied for and has obtained all need-based student financial aid for which the student is eligible prior to application for a reduced-rate loan pursuant to this section. In no case shall the combination of all financial aid awarded to any student in any particular enrollment period exceed the total cost of attendance at the institution in which the student is enrolled. No eligible lending institution shall charge any additional fees, including but not limited to an origination, service or insurance fee on any loan agreement under the provisions of sections 30.750 to 30.765.

[~~6.~~**] 7.** The eligible lending institution making an initial loan to an eligible student borrower may make a renewal loan or loans to the student. The total of such reduced-rate loans from eligible lending institutions made pursuant to this section to any individual student shall not exceed the cumulative totals established by 20 U.S.C. 1078, as amended. An eligible student borrower shall certify on his or her loan application that the reduced-rate loan shall be used exclusively to pay the costs of tuition, incidental fees, books and academic supplies, room and board and other fees directly related to enrollment in an eligible higher education institution. The eligible lending institution shall make the loan payable to the eligible student borrower and the eligible higher education institution as co-payees. The method of repayment of the loan shall be the same as for repayment of loans made pursuant to sections 173.095 to 173.186.

[~~7.~~**] 8.** Beginning August 28, 2005, in considering which eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible

residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system should receive reduced-rate loans, the eligible lending institution shall give priority to an eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system that has not previously received a reduced-rate loan through the linked deposit program. However, nothing shall prohibit an eligible lending institution from making a reduced-rate loan to any entity that previously has received such a loan, if such entity otherwise qualifies for such a reduced-rate loan."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"**620.3250. 1. Any veteran who receives a small business loan through the state treasurer's linked deposit program set forth in sections 30.750 to 30.765 shall also be subject to the provisions of this section.**

2. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business shall complete a boots-to-business program that is approved by the department.

3. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business will be assigned a mentor for the three hundred sixty five days following the date of approval. The owner shall meet with his or her mentor at least once every ninety days.

4. The department may adopt rules in establishing or approving boots-to-business programs under subsection 2 of this section and mentor programs under subsection 3 of this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dohrman, **House Amendment No. 3** was adopted.

Representative Lynch offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"620.515. 1. This section shall be known and may be cited as the "Show-Me Heroes" program, the purpose of which is to:

(1) Assist the spouse of an active duty National Guard or reserve component service member reservist and active duty United States military personnel to address immediate needs and employment in an attempt to keep the family from falling into poverty while the primary income earner is on active duty, and during the **[**~~one-year~~**] five-year** period following discharge from deployment; and

(2) Assist returning National Guard troops or reserve component service member reservists and recently separated United States military personnel with finding work in situations where an individual needs to rebuild business clientele or where an individual's job has been eliminated while such individual was deployed, or where the individual otherwise cannot return to his or her previous employment.

2. Subject to appropriation, the department of economic development shall operate the Show-Me heroes program through existing programs. Eligibility for the program shall be based on the following criteria:

(1) Eligible participants in the program shall be those families where:

(a) The primary income earner was called to active duty in defense of the United States for a period of more than four months;

(b) The family's primary income is no longer available;

(c) The family is experiencing significant hardship due to financial burdens; and

(d) The family has no outside resources available to assist with such hardships;

(2) Services that may be provided to the family will be aimed at ameliorating the immediate crisis and providing a path for economic stability while the primary income is not available due to the active military commitment. Services shall be made available up to **[**~~one year~~**] five years** following discharge from deployment. Services may include, but not be limited to the following:

(a) Financial assistance to families facing financial crisis from overdue bills;

(b) Help paying day care costs to pursue training and or employment;

(c) Help covering the costs of transportation to training and or employment;

(d) Vocational evaluation and vocational counseling to help the individual choose a visible employment goal;

(e) Vocational training to acquire or upgrade skills needed to be marketable in the workforce;

(f) Paid internships and subsidized employment to train on the job; and

(g) Job placement assistance for those who don't require skills training.

3. **[**~~The department shall structure any contract such that payment will be based on delivering the services described in this section as well as performance to guarantee the greatest possible effectiveness of the program.~~

~~4.~~**]** The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 4** was adopted.

Representative Schroer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said section and line the following:

"**285.250. 1. A private, nonpublic employer may grant preference to a veteran in hiring and promoting employees.**

2. A private, nonpublic employer may grant preference in hiring and promotion to a spouse of a disabled veteran who has a service-connected permanent and total disability or to a surviving spouse of a deceased veteran. For the purposes of this subsection, a "disabled veteran" means a person who has a compensable, service-connected disability as adjudicated by the United States Veterans Administration or by the retirement board of one of the branches of the armed forces.

3. Granting preference under subsections 1 and 2 of this section shall not violate any state equal employment opportunity law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) assumed the Chair.

Representative Engler assumed the Chair.

Representative Franks Jr offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to Senate Bill No. 573, Page 1, Line 1, by inserting after the number "573," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**42.380. 1. This section shall be known and may cited as "The Veterans' Bill of Rights".**

2. Veterans in this state have a right to:

(1) Receive assistance from a local veterans service officer in completing applications for state and federal benefits;

(2) Receive counseling from veterans service officers and receive information about compensation, pensions, education benefits, life insurance medical benefits, state benefits, and burial benefits;

(3) Preference in public employment as described in section 36.220;

(4) Be treated with dignity and respect and to receive accurate, courteous, and timely service; and

(5) Receive fair and equal treatment without regard to sex, race, religion, handicap, ethnicity, or national origin."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 1 to House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 127

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kendrick	Knight	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Ross	Rowland 155	Rowland 29	Runions

Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Vescovo	Walker 3	Washington	Wessels
White	Wood			

NOES: 012

Basye	Cross	Eggleston	Hurst	Marshall
Moon	Pogue	Reisch	Roeber	Trent
Walsh	Wiemann			

PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Austin	Barnes 60	Brattin	Brown 57
Chipman	Fraker	Kelley 127	Kelly 141	Kidd
Kolkmeyer	Korman	Lauer	Newman	Peters
Phillips	Pierson Jr	Razer	Rone	Walker 74
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 5, as amended**, was adopted.

Representative Lynch offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"41.1010. 1. There is hereby established the "Missouri Military Preparedness and Enhancement Commission". The commission shall have as its purpose the design and implementation of measures intended to protect, retain, and enhance the present and future mission capabilities at the military posts or bases within the state. The commission shall consist of nine members:

(1) Five members to be appointed by the governor;

(2) Two members of the house of representatives, one appointed by the speaker of the house of representatives, and one appointed by the minority floor leader;

(3) Two members of the senate, one appointed by the president pro tempore, and one appointed by the minority floor leader;

(4) The director of the department of economic development or the director's designee, ex officio;

(5) The chairman of the Missouri veterans' commission or the chairman's designee, ex officio.

No more than three of the five members appointed by the governor shall be of the same political party. To be eligible for appointment by the governor, a person shall have demonstrated experience in economic development, the defense industry, military installation operation, environmental issues, finance, local government, or the use of air space for future military missions. Appointed members of the commission shall serve three-year terms, except that of the initial appointments made by the governor, two shall be for one-year terms, two shall be for two-year terms, and one shall be for a three-year term. No appointed member of the commission shall serve more than six years total. A vacancy occurs if a legislative member leaves office for any reason. Any vacancy on the commission shall be filled in the same manner as the original appointment.

2. Members of the commission shall be reimbursed for the actual and necessary expenses incurred in the discharge of the member's official duties.

3. A chair of the commission shall be selected by the members of the commission.

4. The commission shall meet at least quarterly and at such other times as the chair deems necessary.

5. The commission shall be funded by an appropriation limited to that purpose. Any expenditure constituting more than ten percent of the commission's annual appropriation shall be based on a competitive bid process.

6. The commission shall:

(1) Advise the governor and the general assembly on military issues and economic and industrial development related to military issues;

(2) Make recommendations regarding:

(a) Developing policies and plans to support the long-term viability and prosperity of the military, active and retiree, and civilian military employees, in this state, including promoting strategic regional alliances that may extend over state lines;

(b) Developing methods to improve private and public employment opportunities for former members of the military and their families residing in this state; and

(c) Developing methods to assist defense-dependent communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses;

(3) Provide information to communities, the general assembly, the state's congressional delegation, and state agencies regarding federal actions affecting military installations and missions;

(4) Serve as a clearinghouse for:

(a) Defense economic adjustment and transition information and activities; and

(b) Information concerning the following:

a. Issues related to the operating costs, missions, and strategic value of federal military installations located in the state;

b. Employment issues for communities that depend on defense bases and in defense-related businesses; and

c. Defense strategies and incentive programs that other states are using to maintain, expand, and attract new defense contractors;

(5) Provide assistance to communities that have experienced a defense-related closure or realignment;

(6) Assist communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses, including regional alliances that may extend over state lines;

(7) Assist communities in the retention and recruiting of defense-related businesses, including fostering strategic regional alliances that may extend over state lines;

(8) Prepare a biennial strategic plan that:

(a) Fosters the enhancement of military value of the contributions of Missouri military installations to national defense strategies;

(b) Considers all current and anticipated base realignment and closure criteria; and

(c) Develops strategies to protect the state's existing military missions and positions the state to be competitive for new and expanded military missions;

(9) Encourage economic development in this state by fostering the development of industries related to defense affairs.

7. **The commission shall evaluate and approve or reject, as it deems necessary, all applications presented to it for grants of funding through the department of economic development's Missouri military community reinvestment grant program, as authorized in section 620.3300. The commission shall develop procedures with the department of economic development that will govern its consideration of all applications.**

8. The commission shall prepare and present an annual report to the governor and the general assembly by December thirty-first of each year.

[~~8.~~**] 9.** The department of economic development shall furnish administrative support and staff for the effective operation of the commission."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"**620.3300. 1. This section shall be known and may be cited as the "Missouri Military Community Reinvestment Program Act".**

2. As used in this section, the following terms shall mean:

(1) "Commission", the Missouri military preparedness and enhancement commission authorized under section 41.1010;

(2) "Community-based organization", a Missouri corporation in good standing with the state that is organized under chapter 355 and which has as its primary or substantial purposes the support and sustainment of a military installation or installations;

(3) "Department", the department of economic development;

(4) "Eligible applicant", any community-based organization or local government located in a military community;

(5) "Grantee", the recipient of a Missouri military community reinvestment program grant;

(6) "Local government", any Missouri county, city, town, or village;

(7) "Military community", any county, city, town, or village or defined combination thereof that is heavily dependent on military employment and economic activity provided by a military installation;

(8) "Military installation", a facility subject to the custody, jurisdiction, or administration of any United States Department of Defense component. This term includes, but is not limited to, military reservations, installations, bases, posts, camps, stations, arsenals, vessels or ships, or laboratories where the Department of Defense or a component thereof has operation responsibility for facility security and defense;

(9) "Program", the Missouri military community reinvestment program created by this section.

3. There is hereby established the Missouri military community reinvestment program in the department of economic development. Its purpose shall be to assist military communities in supporting and sustaining their installations, to encourage the communities to initiate coordinated response programs and action plans in advance of future federal government realignment and closure decisions, and to support community efforts to attract new or expanded military missions.

4. (1) There is hereby created in the state treasury the "Missouri Military Community Reinvestment Grant Program Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. The amount in such fund shall not exceed three hundred thousand dollars. Moneys in the fund in excess of three hundred thousand dollars shall be invested by the state treasurer and any income therefrom shall be deposited to the credit of the general revenue fund.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. The department shall implement the program as provided in this section. The department and the commission shall invite public comments on how the program should be administered and shall jointly develop and establish procedures for the solicitation, evaluation, and approval of grant applications received from eligible applicants.

6. The department shall evaluate each application and make recommendations to the commission, which shall have the authority to approve or reject any application so recommended. Upon approval by the commission, the department shall administer grant awards, including the tracking and monitoring of grantee administration of the grant funds and whether grantees have achieved the goals set forth in their grant applications.

7. Grants provided by this program shall not exceed three hundred thousand dollars per year. The eligible amount for grants shall include the following match requirements:

(1) For an eligible applicant in operation for five or more years, one dollar of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment; or

(2) For an eligible applicant in operation for fewer than five years, two dollars of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment.

8. Applications for grants under this section shall include a coordinated program of work or a plan of action delineating how the project shall be administered and accomplished, which shall include a plan for ensuring close cooperation between civilian and military authorities in the conduct of the funded activities and a plan for public involvement. Uses for the grants may include, but are not limited to, the following activities:

(1) Developing and implementing public-to-public partnerships with military installations, including agreements that reduce installation costs and increase funding available for mission performance;

(2) Developing local or regional marketing plans, techniques, and activities, including those that communicate the nature and value of military installations and military service;

(3) Implementing programs to assist with diversification of the economy of the military installation community by increasing nondefense economic development and employment;

(4) Performing in-depth research and analysis regarding local or regional employment, housing, infrastructure, education, healthcare, and other factors that affect the attractiveness of the community for future military investments;

(5) Leading or participating in programs or activities to develop or improve the quality of life in military communities, including the areas of education, transportation, health care, and infrastructure development and transportation; and

(6) Developing plans for the reuse of closed or realigned military installations or facilities, including any plans necessary for infrastructure improvements needed to facilitate related marketing activities.

9. The department may promulgate rules to assist in the implementation of the provisions of this section, including rules on behalf of the commission, if necessary. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 6** was adopted.

On motion of Representative Davis, **SB 573, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Knight	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85

Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Austin	Barnes 60	Brattin	Ellington	Evans
Kelley 127	Kidd	Kolkmeyer	Lauer	Mitten
Newman	Peters	Phillips	Pierson Jr	Rhoads
Smith 163	Walker 74	Wilson		

VACANCIES: 002

Representative Engler declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2210, relating to elementary and secondary education, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS HB 2210** was agreed to.

HCS HB 2210 was laid over.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Andrews	Austin	Basye
Bondon	Brown 27	Butler	Curtman	Engler
Fraker	Francis	Franks Jr	Gannon	Green
Hansen	Hurst	Justus	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Morse 151	Pfautsch
Pike	Pogue	Redmon	Reiboldt	Remole
Roeber	Taylor	Walsh	White	

NOES: 000

PRESENT: 061

Anderson	Baringer	Beard	Berry	Black
Brown 57	Burnett	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Davis	Dohrman
Eggleston	Evans	Fitzwater	Franklin	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Higdon	Hill	Houghton	Houx	Johnson
Knight	Love	Lynch	Mathews	McCann Beatty
McDaniel	McGaugh	Meredith 71	Miller	Morgan
Nichols	Revis	Rhoads	Roden	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Stacy	Tate
Trent	Vescovo	Walker 3	Wiemann	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 066

Adams	Arthur	Bahr	Bangert	Barnes 60
Barnes 28	Beck	Bernskoetter	Brattin	Burns
Carpenter	Conway 10	Cookson	Curtis	DeGroot
Dinkins	Dogan	Ellebracht	Ellington	Fitzpatrick
Frederick	Gray	Harris	Henderson	Kelley 127
Kendrick	Kolkmeyer	Korman	Lavender	Marshall
Matthiesen	May	McCreery	McGee	Merideth 80
Messenger	Mitten	Moon	Morris 140	Mosley
Muntzel	Neely	Newman	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Quade	Razer
Rehder	Reisch	Roberts	Rowland 29	Schroer
Shull 16	Smith 85	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

THIRD READING OF HOUSE BILLS

HCS HB 1611, relating to statutes of limitations, was taken up by Representative Trent.

On motion of Representative Trent, **HCS HB 1611** was read the third time and passed by the following vote:

AYES: 083

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelly 141	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews

McGaugh	Miller	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 047

Adams	Anders	Arthur	Baringer	Barnes 60
Barnes 28	Beard	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Conway 104
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Higdon	Hurst	Kendrick	Kidd
Lavender	Marshall	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Mitten	Moon	Morgan
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Rowland 29	Runions	Ruth	Stevens 46
Unsicker	Walker 3			

PRESENT: 000

ABSENT WITH LEAVE: 031

Bangert	Cookson	Cross	Curtis	DeGroot
Gannon	Kelley 127	Knight	Kolkmeyer	Korman
Matthiesen	McGee	Merideth 80	Messenger	Morris 140
Mosley	Newman	Peters	Phillips	Plocher
Rhoads	Roberts	Schroer	Shull 16	Smith 85
Stephens 128	Swan	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2119, relating to punitive damages, was taken up by Representative Mathews.

Representative Lynch assumed the Chair.

On motion of Representative Mathews, **HCS HB 2119** was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson

Hill	Houghton	Houx	Johnson	Justus
Kelly 141	Knight	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 052

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Cookson	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Higdon	Hurst	Kendrick
Kidd	Lavender	Marshall	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Nichols
Pierson Jr	Pogue	Quade	Razer	Reisch
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 3			

PRESENT: 000

ABSENT WITH LEAVE: 017

Curtis	DeGroot	Engler	Kelley 127	Kolkmeyer
Korman	McGee	Neely	Newman	Peters
Plocher	Shull 16	Smith 85	Walker 74	Washington
Wessels	Wilson			

VACANCIES: 002

Representative Lynch declared the bill passed.

HCS HB 2140, relating to public contracts for purchasing supplies, was taken up by Representative Haefner.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Lant	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	White	Wiemann
Wood				

NOES: 038

Adams	Anders	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 032

Arthur	Austin	Barnes 28	Beard	Chipman
Cookson	Cross	DeGroot	Engler	Gannon
Hansen	Higdon	Kelley 127	Kolkmeyer	Korman
Lauer	Mathews	McGee	Miller	Neely
Newman	Peters	Phillips	Pietzman	Shull 16
Smith 85	Trent	Walker 74	Washington	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Haefner, **HCS HB 2140** was read the third time and passed by the following vote:

AYES: 084

Anders	Anderson	Andrews	Bahr	Bangert
Baringer	Barnes 60	Basye	Bernskoetter	Berry
Black	Bondon	Brown 57	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kidd	Knight	Lant
Lichtenegger	Love	Lynch	Matthiesen	McGaugh
Merideth 80	Messenger	Miller	Morris 140	Morse 151

Muntzel	Pfautsch	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shumake	Sommer
Spencer	Swan	Tate	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wood	

NOES: 051

Adams	Alferman	Arthur	Barnes 28	Beck
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Curtman	Ellington	Fitzpatrick
Franks Jr	Gray	Green	Harris	Hill
Hurst	Kelly 141	Kendrick	Lavender	Marshall
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Rehder
Revis	Roberts	Roeber	Rowland 29	Smith 163
Stacy	Stephens 128	Stevens 46	Taylor	Unsicker
White				

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Beard	Chipman	Cookson	DeGroot
Engler	Gannon	Hansen	Higdon	Kelley 127
Kolkmeyer	Korman	Lauer	Mathews	Neely
Newman	Peters	Phillips	Pietzman	Shull 16
Smith 85	Walker 74	Washington	Wessels	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1399**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (1): Beard

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1648**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall and Roberts

Noes (2): Toalson Reisch and White

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2366**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2159**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2495**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Present (1): Bondon

Absent (2): Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Present (1): Bondon

Absent (2): Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 547**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Curtis, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 625**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1289 - Fiscal Review
HCS HB 1885 - Fiscal Review
HCS HB 1999 - Fiscal Review
HB 2015 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SB 806 - Fiscal Review

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1291

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, with Senate Substitute Amendment No. 1 for Senate Amendment No. 2, and Senate Amendment No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, as amended;

2. That the House recede from its position on House Bill No. 1291;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1291 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Mike Henderson	/s/ Senator Gary Romine
/s/ Representative Cheri Toalson Reisch	/s/ Senator Dan Hegeman
/s/ Representative Nate Walker	/s/ Senator Bob Onder
/s/ Representative Joe Adams	Senator Scott Sifton
Representative Ingrid Burnett	/s/ Senator Gina Walsh

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS SCS HB 1291, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, April 19, 2018.

"**INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS**

The following House Bill was read the first time and copies ordered printed:

HB 2015, introduced by Representative Fitzpatrick, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018."

COMMITTEE HEARINGS

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HCB 20
Executive session will be held: HB 1986
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2657, SCS SB 769
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 2336
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

JUDICIARY
Thursday, April 19, 2018, 8:15 AM, House Hearing Room 7.
Public hearing will be held: SB 780
Executive session will be held: SB 780
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HCS HB 2353, HCS HB 2496, SS#5 SB 564, HCS SB 743, SCS SB 862, SCS SB 892
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.
Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, April 19, 2018, 9:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
PLEASE NOTE ONE (1) HOUR DELAY from previous notice. This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.
CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, April 23, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

HOUSE CALENDAR

FIFTY-EIGHTH DAY, THURSDAY, APRIL 19, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick
HCS HB 2018 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HBs 2523 & 2524 - Gregory
HCS HB 1289, (Fiscal Review 4/18/18) - Engler
HCS HB 1542 - Morris (140)
HCS HB 1885, (Fiscal Review 4/18/18) - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HCS HB 1999, (Fiscal Review 4/18/18) - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 2336, (Fiscal Review 4/10/18) - Tate

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775, (Fiscal Review 4/17/18) - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Houghton
HCS SS SB 870 - Alferman
HCS SB 806, (Fiscal Review 4/18/18) - Neely

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, THURSDAY, APRIL 19, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Know ye that the Lord he is God: it is he that hath made us, and not we ourselves; we are his people, and the sheep of his pasture. (Psalm 100:3)

Almighty God, we bow in reverence and humility before You, praying for ourselves, for our state, and for unity among us.

Grant to us worthy intelligence and willingness to use these gifts for the welfare of all our people and the well-being of the state. Teach our people the futility of violence, the foolishness of prejudice and bitterness. Under the guidance of Your spirit, lead us into the ways of understanding and cooperation, peace and humility.

Cleanse and purify our hearts, and prepare us for the coming of the better day of Your kingdom, when we shall all live together in truth and beauty.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Nicklaus Thomas.

The Journal of the fifty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (3): Rowland (29), Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (4): Conway (104), Rowland (29), Wiemann and Wood

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2017, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2017** was agreed to.

On motion of Representative Fitzpatrick, **HCS HB 2017** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2017** was ordered perfected and printed.

HCS HB 2018, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2018** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2018, Page 4, Section 18.035, Line 1, by deleting "18.035" and inserting "18.075"; and

Further amend said bill, said page, said section, Line 3, by deleting “of” and inserting “related to”; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2018, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2018, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 2336, relating to criminal offenses, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2336** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	

NOES: 004

Hurst	Marshall	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Hansen	Mathews	Neely	Newman
Peters	Rowland 29	Smith 85	Swan	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HBs 2523 & 2524, relating to the sunshine law, was taken up by Representative Gregory.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 28	Bernskoetter	Mathews	McGee	Newman
Peters	Roeber	Rowland 29	Smith 85	Swan
Walker 74	Washington	Wilson		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1289 was placed on the Informal Calendar.

Representative Haahr suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Anders	Andrews	Bangert	Basye
Black	Bondon	Brattin	Brown 27	Butler
Cookson	Curtman	DeGroot	Dinkins	Dogan
Engler	Fraker	Francis	Gannon	Hannegan
Hansen	Harris	Henderson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Lant	Lichtenegger
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Pogue	Redmon	Reiboldt	Remole	Roeber
Taylor	Walsh	White		

NOES: 006

Beck	Ellington	Franks Jr	Merideth 80	Quade
Spencer				

PRESENT: 090

Adams	Anderson	Arthur	Austin	Bahr
Barnes 28	Beard	Berry	Brown 57	Burnett
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Davis	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Helms
Higdon	Hill	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeyer	Lauer	Lavender
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pietzman	Pike	Plocher
Razer	Rehder	Reisch	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wiemann	Wood	Mr. Speaker

ABSENT WITH LEAVE: 022

Baringer	Barnes 60	Bernskoetter	Burns	Carpenter
Chipman	Corlew	Curtis	Ellebracht	Korman
Mathews	May	Miller	Neely	Newman
Peters	Rowland 29	Smith 85	Swan	Walker 74
Washington	Wilson			

VACANCIES: 002

HCS HB 1542, relating to pharmacy benefits managers, was taken up by Representative Morris (140).

On motion of Representative Morris (140), **HCS HB 1542** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 007

Carpenter	Conway 10	Curtis	DeGroot	Dogan
Evans	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Houghton	Mathews	Miller	Mitten
Newman	Peters	Plocher	Rowland 29	Smith 85
Swan	Vescovo	Walker 74	Washington	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1885 was placed on the Informal Calendar.

HCS HB 1915, relating to consumer protection, was taken up by Representative Roden.

On motion of Representative Roden, **HCS HB 1915** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dohrman
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Walker 3
Walsh	Wessels	White	Wiemann	Wood

NOES: 008

Christofanelli	Corlew	Eggleston	Evans	Hurst
Marshall	Moon	Pogue		

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Cookson	Curtman	Dogan	Houghton
Mathews	Mitten	Newman	Peters	Plocher
Rowland 29	Smith 85	Tate	Vescovo	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2155, relating to the transfer of intoxicating liquor, was taken up by Representative Schroer.

Representative Fitzwater assumed the Chair.

On motion of Representative Schroer, **HB 2155** was read the third time and passed by the following vote:

AYES: 117

Anderson	Arthur	Austin	Bahr	Bangert
Baringer	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Redmon
Reiboldt	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wood	Mr. Speaker			

NOES: 030

Adams	Alferman	Andrews	Brown 27	Burnett
Curtis	Eggleston	Ellebracht	Ellington	Evans
Hannegan	Hurst	Kendrick	Korman	Lavender
Marshall	May	McCreery	McGee	Moon
Morgan	Morse 151	Pierson Jr	Pogue	Quade
Razer	Reisch	Remole	Stevens 46	White

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Barnes 60	Cookson	Houghton	Mathews
Newman	Peters	Plocher	Rehder	Runions
Smith 85	Walker 74	Washington	Wilson	

VACANCIES: 002

Representative Fitzwater declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2449 - Utilities
HB 2565 - Elementary and Secondary Education
HB 2705 - Elementary and Secondary Education

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 568 - Local Government
SB 687 - Elementary and Secondary Education
SB 706 - Conservation and Natural Resources
SS SCS SB 843 - Special Committee on Government Oversight
SS SCS SB 890 - Special Committee to Improve the Care and Well-being of Young People
SB 891 - Special Committee on Small Business
SS SCS SB 966 - Judiciary
SS SCS SB 1023 - Judiciary
SS#2 SCS SB 1050 - Transportation

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SB 850**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Cookson, Franklin, Justus, Moon, Neely, Ruth, Stacy and Unsicker

Noes (0)

Absent (2): Gannon and Walker (74)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Engler, Harris, Houx, Love, Meredith (71), Phillips, Remole, Revis and Taylor

Noes (0)

Absent (2): Beard and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Engler, Harris, Houx, Love, Phillips, Remole and Taylor

Noes (2): Meredith (71) and Revis

Absent (2): Beard and Pierson Jr.

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1924**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber and Schroer

Noes (1): McCreery

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 693**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 909**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber and Schroer

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 951**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2293**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Arthur, Haefner, Morris (140), Pfautsch, Stevens (46) and Wiemann

Noes (2): Frederick and Smith (163)

Present (1): Stephens (128)

Absent (2): Messenger and Walker (74)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1331**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 800**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCS SBs 946 & 947**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 98**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (5): Brown (27), Cookson, Gannon, Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCS SBs 999 & 1000**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen and Spencer

Noes (0)

Absent (6): Brown (27), Cookson, Gannon, Miller, Nichols and Tate

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 683**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Cornejo, Hurst, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Kolkmeyer and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Cornejo, Hurst, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Kolkmeyer and May

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Berry, Bondon, Fraker, Francis, Kidd, Miller, Plocher and Roberts

Noes (3): DeGroot, McCreery and McDaniel

Absent (2): Anders and Pierson Jr.

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 727**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, Miller, Plocher and Roberts

Noes (1): McDaniel

Absent (2): Anders and Pierson Jr.

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SB 917**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Berry, Bondon, DeGroot, Fraker, Francis, Kidd, Miller and Plocher

Noes (3): McCreery, McDaniel and Roberts

Absent (2): Anders and Pierson Jr.

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (2): Carpenter and Runions

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1847**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Carpenter, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1878**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2324**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2332**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2354**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2496**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2555**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Corlew, Evans, Roeber, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (5): Austin, Barnes (60), Carpenter, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 681**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 743**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 757**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 768**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 814**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 862**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber and Wiemann

Noes (3): Carpenter, Runions and Unsicker

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 990**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 655** entitled:

An act to repeal sections 556.036 and 556.037, RSMo, and to enact in lieu thereof two new sections relating to statutes of limitation for certain offenses against a child, with penalty provisions.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, April 23, 2018.

COMMITTEE HEARINGS

BUDGET
Tuesday, April 24, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 2015
Executive session will be held: HB 2015, HB 1804
Executive session may be held on any matter referred to the committee.
Public testimony on recent proposed changes by the Budget Committee to the Legal Expense Fund.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 687
Executive session will be held: SS SCS SBs 603, 576 & 898
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 2657, SCS SB 769
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, April 23, 2018, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 1289, HCS HB 1999, HCS SB 806
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

JUDICIARY
Tuesday, April 24, 2018, 5:00 PM or upon afternoon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SCS SB 1023, SS SCS SB 966, HCR 86, HB 1720, HB 1848, HB 1970
Executive session will be held: SB 780
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HCS HB 2209, HCS HB 2545, HB 2706, HB 2669,

HCS SB 660, SB 683, SS SB 705, HCS SS SCS SB 707, HCS SB 727, SB 840, HCS SCS SB 917
Executive session may be held on any matter referred to the committee.
Adding HCS SCS SB 917
AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SB 891
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE
Monday, April 23, 2018, 1:00 PM, House Hearing Room 7.
Executive session will be held: SCS SB 672
Executive session may be held on any matter referred to the committee.
Removed SB 890.
AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, April 23, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, April 24, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

WAYS AND MEANS
Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 1964, HB 2620
Executive session may be held on any matter referred to the committee.
Removed HB 2227.
AMENDED

HOUSE CALENDAR

FIFTY-NINTH DAY, MONDAY, APRIL 23, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 – Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)

HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)
HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 – Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1999, (Fiscal Review 4/18/18) - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1289, (Fiscal Review 4/18/18) - Engler
HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SB 655

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775 - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Houghton
HCS SS SB 870 - Alferman
HCS SB 806, (Fiscal Review 4/18/18) - Neely

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-NINTH DAY, MONDAY, APRIL 23, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Steven Lynch.

Our Father which art in heaven, Hallowed be thy name.
Thy kingdom come, Thy will be done in earth, as it is in heaven.
Give us this day our daily bread.
And forgive us our debts, as we forgive our debtors.
And lead us not into temptation, but deliver us from evil: For thine is the kingdom, and the power, and the glory, forever.

(Matthew 6:9-13)

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-eighth day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder

Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Bondon	Brattin	Carpenter	Curtis
Curtman	Ellebracht	Green	Gregory	Marshall
McCann Beatty	Peters	Pietzman	Plocher	Reisch
Roeber	Smith 85	Spencer	Swan	Walker 74

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SB 655, relating to statutes of limitation for certain offenses against a child, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

PERFECTION OF HOUSE BILLS

HCS HB 2407, **HB 2438**, **HB 2460**, **HB 1590**, **HB 2381**, **HB 2352**, **HB 1728**, **HB 1378**, **HCS HB 1424**, **HB 1569**, **HCS HB 1549**, **HB 1626**, **HCS HB 1363**, **HB 1290**, **HCS HB 1248**, **HCS HB 2364**, **HCS HB 2356**, **HB 1906**, **HCS HB 2038**, **HCS HB 1273**, **HCS HB 1577**, **HCS HB 1870**, **HB 1901**, **HB 1972**, **HB 1431**, and **HB 1454** were placed on the Informal Calendar.

HCS HB 1554, relating to the use of investigational drugs, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HB 1554** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1554, Page 10, Section 261.265, Line 70, by inserting at the end of said line the following:

"**The department shall prioritize consideration of license applications from entities whose security specifications are verified or endorsed by any law enforcement agency in the jurisdiction of the entity's proposed cultivation and production facility premises.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1554, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""**The department may consider license applications from entities whose security**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Dogan offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1554, Page 1, Line 1, by inserting after the number "1554" the following:

"Page 3, Section 192.945, Line 1, by inserting after all of said line the following:

"**(1) "Debilitating medical condition", one or more of the following:**

(a) Cancer, glaucoma, positive status for human immunodeficiency virus (HIV), acquired immune deficiency syndrome, amyotrophic lateral sclerosis (ALS), Crohn's disease, Parkinson's disease and the symptoms thereof, ulcerative colitis, agitation of Alzheimer's disease, epilepsy, multiple sclerosis, or the treatment of such conditions;

(b) Any other debilitating medical condition or its treatment that is added by the department of health and senior services by rule under section 195.981 provided that the department receives a petition signed by no less than ten physicians, having a valid and active license to practice medicine in this state, asking for such addition;"; and

Further amend said bill and section, Page 4, Line 23, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 45, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section, by renumbering all subsequent subsections accordingly; and

Further amend said bill, Page 7, Section 195.207, Line 14, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 33, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 10, Line 72, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

House Amendment No. 2 to House Amendment No. 1 was withdrawn.

Representative McDaniel moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Morris (140) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1554, Page 7, Section 195.207, Line 23, by inserting immediately after the word "cannabidiol" the words "**and all other cannabinoid compounds, terpenes, and solvents**"; and

Further amend said bill, Page 11, Section 261.265, Line 114, by inserting after the word "pesticides." the following:

"**The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection.**"; and

Further amend said bill, page, and section, Lines 117 and 118, by deleting said lines and inserting in lieu thereof the following:

"the department for destruction; **[**~~and~~**]**

(6) Requirements that each independent testing facility shall:

(a) Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis, and Quality Control monograph published by the American Herbal Pharmacopoeia; or

(b) Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;

(7) Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and

[~~(6)~~**] (8)** Rules regarding the manufacture, storage, and transportation of hemp**, [**~~and~~**]** hemp"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 1554, Page 1, Line 1, by deleting the words "Page 7," and inserting in lieu the following:

"Page 4, Section 192.945, Line 16, by deleting all of said line and inserting in lieu thereof the following:

"**(10) "Serious or life-threatening condition":**

(a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis;

(b) A terminal illness, as defined in 191.480; or

(c) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms."; and

Further amend said bill, page, and section, Line 23, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill, page, and section, Line 45, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section by renumbering all subsequent subsections; and

Further amend said bill, Page 7, Section 192.207, Line 14, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill and page,"; and

Further amend said amendment and page, Line 3, by inserting after all of said line the following:

"Further amend said bill, page, and section, Lines 32-33, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by deleting "**terminal illnesses**" and inserting in lieu thereof "**serious or life-threatening conditions**"; and

Further amend said bill and section, Page 10, Line 72, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson

Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Messenger
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pogue	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Bernskoetter	Cookson	Cross	Ellebracht
Franklin	Higdon	Korman	Marshall	McCann Beatty
McDaniel	Miller	Peters	Phillips	Pierson Jr
Smith 85	Mr. Speaker			

VACANCIES: 002

Representative Merideth (80) moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

AYES: 059

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Basye	Beck	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Curtman	Dogan	Ellington
Evans	Fitzwater	Franks Jr	Gray	Green
Harris	Helms	Kendrick	Lavender	Matthiesen
May	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Reisch
Revis	Roberts	Roden	Rowland 29	Runions
Schroer	Smith 163	Sommer	Stephens 128	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

NOES: 089

Anderson	Andrews	Austin	Bahr	Beard
Berry	Black	Bondon	Brattin	Chipman
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Engler
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 001

Kidd

ABSENT WITH LEAVE: 012

Barnes 60	Bernskoetter	Cookson	Curtis	Ellebracht
Higdon	Korman	Marshall	McCann Beatty	Peters
Phillips	Smith 85			

VACANCIES: 002

On motion of Representative Morris (140), **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1554, Page 6, Section 192.947, Lines 13-16, by deleting said lines and inserting in lieu thereof the following:

"3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**]** **Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Substitute Amendment No. 1 for House Amendment No. 3**.

House Substitute Amendment No. 1
for
House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 192.945, Line 1, by inserting after all of said line the following:

"**(1) "Debilitating medical condition", one or more of the following:**

(a) Cancer, glaucoma, positive status for human immunodeficiency virus (HIV), acquired immune deficiency syndrome, amyotrophic lateral sclerosis (ALS), Crohn's disease, Parkinson's disease and the symptoms thereof, ulcerative colitis, agitation of Alzheimer's disease, epilepsy, multiple sclerosis, or the treatment of such conditions;

(b) Any other debilitating medical condition or its treatment that is added by the department of health and senior services by rule under section 195.981 provided that the department receives a petition signed by no less than ten physicians, having a valid and active license to practice medicine in this state, asking for such addition;"; and

Further amend said bill and section, Page 4, Line 23, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 45, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section, by renumbering all subsequent subsections accordingly; and

Further amend said bill, Page 7, Section 195.207, Line 14, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 33, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 10, Line 72, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtman offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3**.

House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 3

AMEND House Substitute Amendment No. 1 for House Amendment No. 3 to House Committee Substitute for House Bill No. 1554, Page 1, Line 8, by inserting after the word "**sclerosis,**" the words "**post-traumatic stress disorder,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Curtis	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Barnes 28	Bernskoetter	Butler	Cookson
Cornejo	DeGroot	Ellebracht	Fraker	Korman
Marshall	McCann Beatty	McGee	Peters	Phillips
Pierson Jr	Rowland 155	Schroer	Smith 85	Mr. Speaker

VACANCIES: 002

On motion of Representative Curtman, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Curtman:

AYES: 127

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Corlew	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Wilson			

NOES: 020

Andrews	Bahr	Beard	Berry	Black
Conway 104	Cross	Dohrman	Eggleston	Franklin
Hurst	Mathews	Pogue	Rhoads	Roeber
Shumake	Swan	Taylor	Walsh	Wood

PRESENT: 000

ABSENT WITH LEAVE: 014

Bernskoetter	Cookson	Cornejo	Ellebracht	Haefner
Korman	McCann Beatty	Muntzel	Peters	Phillips
Pierson Jr	Schroer	Smith 85	Mr. Speaker	

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Pogue	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bernskoetter	Cookson	Ellebracht	Fitzpatrick	Haefner
Korman	McCann Beatty	Peters	Phillips	Reisch
Smith 85	Spencer	Mr. Speaker		

VACANCIES: 002

On motion of Representative Dogan, **House Substitute Amendment No. 1 for House Amendment No. 3, as amended**, was adopted.

Representative May offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 191.480, Line 73, by inserting after all of said section and line the following:

"**191.1160. 1. For the purposes of sections 191.1160 to 191.1168, the following terms shall mean:**

(1) "Community-based organization", a public or private organization that:

(a) Is representative of a community or significant segments of a community; and

(b) Provides educational, health, or social services to individuals in the community;

(2) "Department", the department of health and senior services;

(3) "Program", a safe consumption facility program.

2. A local health department may establish a safe consumption facility program in one or more jurisdictions.

3. (1) A community-based organization may establish a safe consumption facility program in one or more jurisdictions with the approval of the department.

(2) A community-based organization may apply to the department for approval of a program at any time, regardless of previous applications.

(3) The department shall make its determination of whether to approve an application submitted under this subsection based on the ability of the community-based organization to satisfy the requirements of sections 191.1160 to 191.1168.

(4) The department shall:

(a) Approve or deny the application of a community-based organization within forty-five days after the date of receipt of the application; and

(b) Provide a written explanation of the department's determination to the community-based organization.

191.1162. 1. A program shall:

(1) Provide a location supervised by health care professionals or other trained staff where drug users can self-administer preobtained drugs;

(2) Provide sterile injection supplies, collect used hypodermic needles and syringes, and provide secure hypodermic needle and syringe disposal services;

(3) Answer questions about safe injection practices;

(4) Administer first aid, if needed; monitor participants for potential overdose; and administer rescue medications, including naloxone;

(5) Provide referrals to services, including:

(a) Substance use disorder counseling and treatment services;

(b) Testing for human immunodeficiency virus (HIV), viral hepatitis, and sexually transmitted diseases;

(c) Reproductive health education and services; and

(d) Wound care;

(6) Educate participants on the risks of contracting HIV and viral hepatitis;

(7) Provide overdose prevention education and access to or referrals to obtain naloxone;

(8) Educate participants regarding proper disposal of hypodermic needles and syringes;

(9) Provide reasonable and adequate security of the program site and equipment;

(10) Establish a method of identifying program staff members and volunteers who are authorized to access hypodermic needles and syringes and program records; and

(11) Train staff members to deliver services offered by the program.

2. A program may offer additional services, including:

(1) Substance use disorder counseling and treatment services;

(2) Testing for HIV, viral hepatitis, and sexually transmitted diseases;

(3) Reproductive health education and services; and

(4) Wound care.

3. A program may:

(1) With the consent of the individual, bill the insurance carrier of an individual who uses the services of the program for the cost of covered services;

(2) Accept donations, grants, or other financial assistance; and

(3) Apply for grants from the department or any nonprofit or private organization.

191.1164. 1. A program established under sections 191.1160 to 191.1168 shall collect the following data:

(1) The number of individuals served by the program;

(2) The number of times an individual uses the program's services;

(3) Demographic profiles of individuals served by the program that include:

(a) Age;

(b) Gender;

(c) Race;

(d) Zip code of residence; and

(e) Types of drugs used and methods of administration;

(4) The number of individuals entering drug counseling and treatment;

(5) The number of hypodermic needles and syringes distributed;

(6) The number of individuals who use the services of the program who have been arrested for drug-related crimes;

(7) The program's impact on the crime rate in the neighborhood in which the program is located;

(8) The number of individuals who use the services of the program who adopt safer injection practices; and

(9) The number of individuals rescued and the number of rescue drugs used.

2. A program may contract with an independent entity to analyze the data collected under subsection 1 of this section.

3. On or before December first each year, a program shall submit to the department and the general assembly a report that includes the data collected under subsection 1 of this section.

191.1166. 1. The administrator of a program shall develop and implement a plan for evaluation of the program as appropriate based on the prevailing knowledge at the time.

2. (1) The evaluation may include:

(a) Reported changes in the level of drug use among individuals using the services of the program; and

(b) Reported changes in drug use among individuals using the services of the program.

(2) The evaluation shall include an analysis of the advisability of continuing the program.

191.1168. 1. Any of the following persons acting in accordance with the provisions of sections 191.1160 to 191.1168 shall not be subject to arrest, prosecution, or any civil or administrative penalty, including a civil penalty or disciplinary action by a professional licensing board, or be denied any right or privilege for involvement in the operation or use of services of the program:

(1) An individual who uses services of a program;

(2) A staff member of a program, including a health care professional, manager, employee, or volunteer; or

(3) A property owner who owns the facility at which a program is located and operates.

2. Any property owner, manager, employee, volunteer, or individual using the services of a program and acting in accordance with the provisions of sections 191.1160 to 191.1168 shall not be subject to the seizure or forfeiture of any real or personal property used in connection with a program under state or local law.

3. Notwithstanding the provisions of subsections 1 and 2 of this section, a property owner, manager, employee, volunteer, or individual using the services of a program is not immune from criminal prosecution for any activities not authorized or approved by the program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	McGaugh	Messenger	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Beard	Bernskoetter	Cookson	DeGroot
Ellebracht	Fitzpatrick	Gregory	Higdon	Korman
Matthiesen	McCann Beatty	McDaniel	Morris 140	Peters
Phillips	Smith 85	Mr. Speaker		

VACANCIES: 002

On motion of Representative Neely, **HCS HB 1554, as amended**, was adopted.

On motion of Representative Neely, **HCS HB 1554, as amended**, was ordered perfected and printed.

HCS HB 1457, **HB 1715**, **HB 1470**, **HCS HB 1491**, **HB 1767**, **HB 1966**, **HB 2139**, **HB 1846**, and **HB 1485** were placed back on the House Bills for Perfection Calendar.

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SBs 894 & 921 - Fiscal Review

COMMITTEE REPORTS

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **SB 819**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Bangert, Corlew, Dinkins, Kelly (141), Lant, Meredith (71), Neely, Pike, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (6): Beard, Carpenter, Kelley (127), Phillips, Remole and Washington

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HR 4839**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burns, Cornejo, Korman, Reiboldt, Ruth and Tate

Noes (3): Corlew, Hurst and Runions

Absent (2): Kolkmeyer and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Cornejo, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (2): Kolkmeyer and May

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SRBs 975 & 1024** entitled:

An act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.620, 104.1024, 104.1042, 104.1054, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 105.463, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.023, 115.049, 115.155, 115.177, 115.227, 115.243, 115.247, 115.287, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.641, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 181.100, 181.110, 181.130, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and sections 105.456, 105.473, 105.485, 105.957, 105.959, 105.961, 105.963, and 105.966 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and sections 130.011, 130.021, 130.026, 130.041, 130.044, 130.046, 130.057, and 130.071 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof one hundred twenty new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 569, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5, as amended**, and **House Amendment No. 6** to **SB 573** and has taken up and passed **SB 573, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 3** to **SS SCS SB 592** and has taken up and passed **SS SCS SB 592, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 623** and has taken up and passed **HCS SCS SB 623**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 824** entitled:

An act to repeal sections 335.036, 335.066, and 335.067, RSMo, and to enact in lieu thereof three new sections relating to nurses.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 973** entitled:

An act to repeal section 84.510, RSMo, and to enact in lieu thereof one new section relating to the base annual compensation of certain police officers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 982** entitled:

An act to repeal sections 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof five new sections relating to payments for health care services.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

I hereby remove Representative Bob Burns from the House Committee on Insurance Policy and appoint Representative Cora Faith Walker to the House Committee on Insurance Policy.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

I hereby remove Representative Bob Burns from the House Committee on Transportation, and appoint Representative Greg Razer to the House Committee on Transportation. I also appoint Representative Joe Runions as the Minority Caucus Ranking Member of the House Committee on Transportation.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

Pursuant to RSMo 21.795, I respectfully withdraw Representative Bob Burns from the Joint Committee on Transportation Oversight and appoint Representative Greg Razer to serve on the Joint Committee on Transportation Oversight.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, April 24, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2573
Executive session will be held: SS SCS SB 918, HCS HB 1907
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, April 24, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 2015
Executive session will be held: HB 2015, HB 1804
Executive session may be held on any matter referred to the committee.
Public testimony on recent proposed changes by the Budget Committee to the Legal Expense Fund.

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: SB 706
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCR 102
Executive session will be held: HCB 18, HCR 102
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2657, SCS SB 769
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 24, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1938
Executive session will be held: SCS SB 574, SS SCS SB 600, SB 773, SB 871, SB 884
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Executive session will be held: SS SB 597
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, April 26, 2018, 8:15 AM, Harry S Truman Building, Room 510.
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

JUDICIARY
Tuesday, April 24, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 1023, SS SCS SB 966, HCR 86, HB 1720, HB 1848, HB 1970
Executive session will be held: SS SCS SB 966, SB 780
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
AMENDED

LOCAL GOVERNMENT
Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SB 704
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS SCS SB 843
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SB 891
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, April 24, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 25, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 5.
Public hearing will be held: SS#2 SCS SB 1050
Executive session will be held: SS#2 SCS SB 1050, SB 919
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2449
Executive session will be held: SCS SB 598, HB 2289
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTIETH DAY, TUESDAY, APRIL 24, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Neely
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)
HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon

HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2179 - Haahr
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)

HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick
HCS HB 2018 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 1999 - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1289 - Engler
HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SCS SB 824
SB 973
SS SB 982

SENATE BILLS FOR SECOND READING - REVISION

SCS SRBs 975 & 1024

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775 - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Houghton
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Swan
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler

BILLS CARRYING REQUEST MESSAGES

HCS SB 569, as amended (request House recede/grant conference) - Fraker

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTIETH DAY, TUESDAY, APRIL 24, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

My flesh and my heart faileth: but God is the strength of my heart and my portion forever. (Psalm 73:26)

O Just God, who has created us with minds to think, hearts to love, and hands to work, help us to use our minds to think Your thoughts, our hearts to love in Your spirit, and our hands to do Your work according to Your divine will. Make us so conscious of Your presence that amid current and serious trials and troubles now we may put first things first, grow in outreach in our concern for others, and become stronger within ourselves.

Bless the leaders of this House of Representatives who give goodness to life and purpose to human destiny, who seek faithfully to protect our state from injustice, who make no peace with oppression but are always seeking the way to justice and peace among all people. Guide us and sustain us in all our ways this day and every day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Robert Alan Butner and Lily Johnson.

The Journal of the fifty-ninth day was approved as printed by the following vote:

AYES: 140

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 104
Cookson	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews

Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Anders	Barnes 60	Carpenter	Conway 10
Corlew	Cornejo	Curtis	Ellington	Gannon
Green	Gregory	McCann Beatty	Mitten	Peters
Pietzman	Roden	Roeber	Shumake	Smith 85
Trent				

VACANCIES: 002

SECOND READING OF SENATE BILLS - REVISION

The following Senate Revision Bill was read the second time:

SCS SRBs 975 & 1024, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 824, relating to nurses.

SB 973, relating to the base annual compensation of certain police officers.

SS SB 982, relating to payments for health care services.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2017, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2017** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Muntzel
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Beck	Butler	Hurst	Marshall	Mosley
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Curtis	Ellington	Green
Gregory	Higdon	Mathews	McCann Beatty	McDaniel
Neely	Nichols	Peters	Roeber	Smith 85
Stephens 128	Trent			

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2018, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility

components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2018** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franks Jr	Frederick	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Beck	Hurst	Marshall	Moon	Mosley
Pogue	Rowland 29	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Curtis	Ellington	Franklin
Gannon	Green	McCann Beatty	McDaniel	Meredith 71
Nichols	Peters	Smith 85	Stephens 128	

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, **HCS HB 1999** was read the third time and passed by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Arthur	Bangert	Barnes 28	Brown 27	Burnett
Butler	Carpenter	DeGroot	Ellebracht	Gray
Harris	Hurst	Kendrick	Lavender	Marshall
May	McCreery	McGee	Meredith 71	Moon
Morgan	Newman	Pogue	Quade	Razer
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes 60	Cookson	Curtis	Ellington	McCann Beatty
McDaniel	Nichols	Peters	Smith 85	Stephens 128

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1289, relating to ballot initiatives and referendums, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1289** was read the third time and passed by the following vote:

AYES: 122

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Burnett	Burns
Carpenter	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 026

Adams	Arthur	Beck	Brattin	Brown 27
Butler	Ellington	Frederick	Gray	Green
Harris	Hurst	Kendrick	Marshall	May
Mitten	Moon	Mosley	Pogue	Razer
Revis	Rowland 29	Stacy	Stevens 46	Washington
Wessels				

PRESENT: 002

Barnes 60	Barnes 28

ABSENT WITH LEAVE: 011

Alferman	Brown 57	Chipman	Curtis	Fraker
McCann Beatty	McDaniel	Miller	Nichols	Peters
Smith 85				

VACANCIES: 002

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 11, relating to persons under protective custody, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCB 11** was agreed to.

Representative Franklin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 11, Page 10, Section 210.112, Line 107, by deleting the words "The division" and inserting in lieu thereof the words "**By December 1, 2018,** the division"; and

Further amend said bill, page and section, Lines 113 and 114, by deleting said lines and inserting in lieu thereof the following:

"The task force shall develop a report of its findings with recommendations by December 1, **[**~~2011~~**] 2019**, and provide copies of the report to the general assembly**, to the joint committee on child abuse and neglect under section 21.771,** and to the governor."; and

Further amend said bill, Page 21, Section 210.1030, Line 41, by inserting after the words "**general assembly**" the words "**and to the joint committee on child abuse and neglect under section 21.771**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

Representative Dinkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 11, Page 12, Section 210.145, Lines 34 to 39, by deleting said lines and inserting in lieu thereof the following:

"**5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2** was adopted.

Representative Meredith (71) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 11, Page 4, Section 210.003, Line 63, by inserting immediately after said section and line the following:

"210.102. 1. **[**~~It shall be the duty of the Missouri children's services commission to:~~

~~(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~

~~(2) Develop an integrated state plan for the care provided to children in this state through state programs;~~

~~(3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~

~~(a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~

~~(b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~

~~(4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~

~~(5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~

~~(a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~

~~(b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~

~~(c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~

~~(d) A report from the commission regarding the state of children in Missouri.~~

~~2.~~**]** There is hereby established within the **[**~~children's services commission~~**] department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

[~~3.~~**] 2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of **[**~~subsections 2~~

~~and 3~~**] subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[~~4.~~**] 3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 30, Section 610.021, Line 116, by inserting immediately after said section and line the following:

"**[**~~210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.~~
~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.~~
~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.~~
~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~
~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~
~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~**]**

[~~210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~
~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~
~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~
~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~
~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Meredith (71), **House Amendment No. 3** was adopted.

On motion of Representative Neely, **HCB 11, as amended**, was ordered perfected and printed.

HCB 16, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCB 16** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 16, Page 9, Section 265.494, Line 81, by inserting after all of said section and line the following:

"**266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.**

2. This section shall not apply to rice seed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

Representative Evans offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting immediately after said section and line the following:

"192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**]** **Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 2** was adopted.

Representative Matthiesen offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 16, Page 3, Section 89.020, Line 51, by inserting immediately after said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~**] any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose,

including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 3** was adopted.

Representative Baringer offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting after all of said section and line the following:

"192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) **[**~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~

~~(5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;~~

~~(6)~~**]** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

(5) "Physician", any person currently licensed to practice medicine under chapter 334;

[~~(7)~~**] (6)** "Registrant", an individual to whom the department issues a hemp extract registration card under this section**;**

(7) "Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;

(8) "Serious condition":

(a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or

(b) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.

2. The department shall issue a hemp extract registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that the individual suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the individual contained in the database described in subsection 9 of this section;

(c) Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) States that the individual is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that a minor in the parent's care suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the minor contained in the database described in subsection **[**~~9~~**] 10** of this section;

(c) The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) The minor is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department **may promulgate rules to authorize clinical trials involving hemp extract and** shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state **[**~~or federal~~**]** regulations**[**~~; and~~

~~The department may promulgate rules to authorize clinical trials involving hemp extract~~**]**.

6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**

9. The **[**~~neurologist~~**] physician** who signs the **[**~~statement~~**] recommendation** described in subsection 2 or 3 of this section shall:

(1) Keep a record of the **[**~~neurologist's~~**] physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; **[**~~and~~**]**

(2) Transmit the record described in subdivision (1) of this subsection to the department**; and**

(3) Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.

[~~9.~~**] 10.** The department shall maintain a database of the records described in subsection **[**~~8~~**] 9** of this section and treat the records as identifiable health data.

[~~10.~~**] 11.** The department may share the records described in subsection **[**~~9~~**] 10** of this section with a higher education institution for the purpose of studying hemp extract.

[~~11.~~**]** **12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a **[**~~neurologist~~**] physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**] Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

(1) Is composed of no more than **[**~~three-tenths~~**] nine-tenths** percent tetrahydrocannabinol by weight;

(2) Is composed of at least **[**~~five~~**] one and one-half** percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

(1) Possesses or uses the hemp extract only to treat **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** as defined in section 192.945;

(2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;

(3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has **[**~~been issued~~**]** a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of **[**~~intractable epilepsy~~**] a serious condition or seizure disorder as such terms are defined under section 192.945**;

[~~(6)~~**] (7)** "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

[~~(7)~~**] (8)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to **[**~~a nonprofit~~**] an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, **[**~~the entity~~**]** meets all requirements of this section and the department's rules, and there are fewer than **[**~~two~~**] ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from **[**~~intractable epilepsy as defined in section 192.945~~**] a serious condition or seizure disorder,** consistent with any and all state **[**~~or federal~~**]** regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than **[**~~two~~**] five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019**.

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014**, shall be invalid and void**.

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative McCreery offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

"644.021. 1. There is hereby created a water contaminant control agency to be known as the "Clean Water Commission of the State of Missouri", whose domicile for the purposes of sections 644.006 to 644.141 shall be deemed to be that of the department of natural resources. The commission shall consist of seven members appointed by the governor with the advice and consent of the senate. No more than four of the members shall belong to the same political party. All members shall be representative of the general interest of the public and shall have an interest in and knowledge of conservation and the effects and control of water contaminants. **[**~~At least~~**]** Two **such** members**, but no more than two,** shall be knowledgeable concerning the needs of agriculture, industry or mining and interested in protecting these needs in a manner consistent with the purposes of sections 644.006 to 644.141. One **such** member shall be knowledgeable concerning the needs of publicly owned wastewater treatment works. **[**~~No more than~~**]** Four members shall represent the public. No member shall receive, or have received during the previous two years, a significant portion of his or her income directly or indirectly from permit holders or applicants for a permit pursuant to any federal water pollution control act as amended and as applicable to this state. All members appointed on or after August 28, 2002, shall have demonstrated an interest and knowledge about water quality. All members appointed on or after August 28, 2002, shall be qualified by interest, education, training or experience to provide, assess and evaluate scientific and technical information concerning water quality, financial requirements and the effects of the promulgation of standards, rules and regulations. At the first meeting of the commission and at yearly intervals thereafter, the members shall select from among themselves a chairman and a vice chairman.

2. The members' terms of office shall be four years and until their successors are selected and qualified. Provided, however, that the first three members appointed shall serve a term of two years, the next three members appointed shall serve a term of four years, thereafter all members appointed shall serve a term of four years. There is no limitation on the number of terms any appointed member may serve. If a vacancy occurs the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. The governor may remove any appointed member for cause. The members of the commission shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties.

3. The commission shall hold at least four regular meetings each year and such additional meetings as the chairman deems desirable at a place and time to be fixed by the chairman. Special meetings may be called by three members of the commission upon delivery of written notice to each member of the commission. Reasonable written notice of all meetings shall be given by the director to all members of the commission. Four members of the commission shall constitute a quorum. All powers and duties conferred specifically upon members of the commission shall be exercised personally by the members and not by alternates or representatives. All actions of the commission shall be taken at meetings open to the public. Any member absent from six consecutive regular commission meetings for any cause whatsoever shall be deemed to have resigned and the vacancy shall be filled immediately in accordance with subsection 1 of this section. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Carpenter offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

"**643.700. The air conservation commission shall promulgate and amend, as necessary, rules and regulations to comply with the provisions of the United Nations Framework Convention on Climate Change Paris Agreement, as amended. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536**

are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Berry	Black	Bondon	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Morris 140
Morse 151	Neely	Pfautsch	Pike	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 030

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Franks Jr	Green	Lavender	McCreery
Meredith 71	Merideth 80	Morgan	Mosley	Newman
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 043

Barnes 60	Basye	Bernskoetter	Brattin	Brown 27
Brown 57	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Ellington	Fitzpatrick
Gray	Haefner	Harris	Higdon	Kendrick
Kidd	Lauer	May	McCann Beatty	McDaniel
McGee	Miller	Mitten	Moon	Muntzel
Nichols	Peters	Phillips	Pierson Jr	Pietzman
Plocher	Rehder	Roden	Rone	Smith 85
Smith 163	Wessels	Wilson		

VACANCIES: 002

Representative Carpenter moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Carpenter:

AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Kendrick
Lavender	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	

NOES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Barnes 28	Bernskoetter	Brown 57	Burns
Butler	Cookson	Curtis	Ellington	Fitzpatrick
Fraker	Grier	Haefner	Harris	Higdon
Kidd	Lauer	May	McCann Beatty	McDaniel
Mitten	Nichols	Peters	Phillips	Rehder
Roden	Rone	Smith 85	Smith 163	Wessels
Wilson				

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Gray	Green	Harris
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 037

Bahr	Barnes 60	Barnes 28	Beard	Bernskoetter
Brown 57	Burns	Butler	Cookson	Curtis
Engler	Fitzpatrick	Franks Jr	Grier	Higdon
Johnson	Kidd	Lauer	Lichtenegger	May
McCann Beatty	McDaniel	Mitten	Neely	Nichols
Peters	Phillips	Redmon	Rehder	Reisch
Rone	Runions	Smith 85	Stacy	Swan
Wessels	Wilson			

VACANCIES: 002

On motion of Representative Houghton, **HCB 16, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Basye	Bondon	Brown 27
DeGroot	Engler	Francis	Franklin	Gannon
Hurst	Justus	Kelly 141	Korman	Matthiesen
McDaniel	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pogue	Quade	Redmon	Rehder
Reiboldt	Remole	Roeber	Rowland 29	Spencer
Taylor	Walsh	White	Wiemann	

NOES: 000

PRESENT: 063

Anderson	Austin	Baringer	Beard	Black
Brown 57	Conway 104	Corlew	Cornejo	Cross
Davis	Dohrman	Eggleston	Fitzpatrick	Fitzwater
Frederick	Gray	Gregory	Haahr	Hannegan
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McCreery	McGaugh	Meredith 71	Messenger
Miller	Morgan	Pike	Razer	Reisch
Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Sommer	Stacy	Tate	Vescovo
Walker 3	Wessels	Wilson		

ABSENT WITH LEAVE: 064

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Barnes 28	Beck	Bernskoetter	Berry
Brattin	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Curtis
Curtman	Dinkins	Dogan	Ellebracht	Ellington
Evans	Fraker	Franks Jr	Green	Grier
Haefner	Hansen	Henderson	Kelley 127	Kidd
Lavender	Marshall	May	McCann Beatty	McGee
Merideth 80	Mitten	Moon	Morris 140	Mosley
Newman	Nichols	Peters	Pierson Jr	Pietzman
Plocher	Rone	Shull 16	Smith 85	Smith 163
Stephens 128	Stevens 46	Swan	Trent	Unsicker
Walker 74	Washington	Wood	Mr. Speaker	

VACANCIES: 002

THIRD READING OF SENATE BILLS

HCS SS SB 608, **SB 626** and **SB 708** were placed on the Informal Calendar.

HCS SS SCS SB 775, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS SS SCS SB 775** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Section 190.839, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill and page, Section 198.439, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 5, Section 208.437, Line 26, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 6, Section 208.480, Line 2, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 7, Section 338.550, Lines 9 and 15, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 9, Section 633.401, Line 97, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Wood offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 6, Section 208.471, Line 32, by removing the word "**forty-one**" and inserting in lieu thereof the word "**sixty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Alferman offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**fifty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS SS SCS SB 775, as amended, with House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2, pending, was placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS SS SB 608** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 4, Section 537.787, Line 27, by inserting immediately after all of said section and line the following:

"563.011. As used in this chapter the following terms shall mean:

(1) **"Armed nuclear security guard", a security guard who works at a nuclear power plant, who is employed as part of the security plan approved by the United States Nuclear Regulatory Commission, and who meets the requirements mandated by the United States Nuclear Regulatory Commission for carrying a firearm;**

(2) "Deadly force", physical force which the actor uses with the purpose of causing or which he or she knows to create a substantial risk of causing death or serious physical injury;

[~~(2)~~**] (3)** "Dwelling", any building, inhabitable structure, or conveyance of any kind, whether the building, inhabitable structure, or conveyance is temporary or permanent, mobile or immobile, which has a roof over it, including a tent, and is designed to be occupied by people lodging therein at night;

[~~(3)~~**] (4)** "Forcible felony", any felony involving the use or threat of physical force or violence against any individual, including but not limited to murder, robbery, burglary, arson, kidnapping, assault, and any forcible sexual offense;

[~~(4)~~**] (5)** "Premises", includes any building, inhabitable structure and any real property;

[~~(5)~~**] (6)** "Private person", any person other than a law enforcement officer;

[~~(6)~~**] (7)** "Private property", any real property in this state that is privately owned or leased;

[~~(7)~~**] (8)** "Remain after unlawfully entering", to remain in or upon premises after unlawfully entering as defined in this section;

[~~(8)~~**] (9)** "Residence", a dwelling in which a person resides either temporarily or permanently or is visiting as an invited guest;

[~~(9)~~**] (10) "Structure or fenced yard", any structure, fenced yard, wall, building, other similar barrier, or any combination of the foregoing that is part of a nuclear power plant and that is posted with signage indicating it is a felony to trespass;**

(11) "Unlawfully enter", a person unlawfully enters in or upon premises or private property when he or she enters such premises or private property and is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters in or upon private property or premises that are at the time open to the public does so with license unless he or she defies a lawful order not to enter, personally communicated to him or her by the owner of such premises or by another authorized person. A license to enter in a building that is only partly open to the public is not a license to enter in that part of the building that is not open to the public.

563.041. 1. A person may, subject to the limitations of subsection 2, use physical force upon another person when and to the extent that he or she reasonably believes it necessary to prevent what he or she reasonably believes to be the commission or attempted commission by such person of stealing, property damage or tampering in any degree.

2. A person may use deadly force under circumstances described in subsection 1 only when such use of deadly force is authorized under other sections of this chapter.

3. The justification afforded by this section extends to the use of physical restraint as protective force provided that the actor takes all reasonable measures to terminate the restraint as soon as it is reasonable to do so.

4. **An armed nuclear security guard may use the following levels of physical force against another person at a nuclear power plant or within a structure or fenced yard of a nuclear power plant if the armed nuclear security guard reasonably believes that such force is necessary:**

(1) An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to and including deadly physical force to:

(a) Prevent an action that would constitute murder in the first or second degree under section 565.020 or 565.021;

(b) Prevent an action that would constitute voluntary manslaughter under section 565.023;

(c) Prevent an action that would constitute assault in the first or second degree under section 565.050 or 565.052; or

(d) Defend himself, herself, or a third person from the use or imminent use of deadly physical force;

(2) An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to but not including deadly physical force to prevent an action that would constitute:

(a) Assault in the third or fourth degree under section 565.054 or 565.056;

(b) Kidnapping in the first, second, or third degree under section 565.110, 565.120, or 565.130;

(c) Burglary in the first or second degree under section 569.160 or 569.170;

(d) Arson in the first, second, or third degree under section 569.040, 569.050, or 569.053;

(e) Property damage in the first degree under section 569.100;

(f) Robbery in the first or second degree under section 570.023 or 570.025;

(g) Armed criminal action under section 571.015; or

(h) Trespass in the first degree under section 569.140;

(3) An armed nuclear security guard is justified in threatening to use physical force or deadly physical force if and to the extent a reasonable armed nuclear security guard believes it necessary to protect himself, herself, or others against another person's potential use of physical force or deadly physical force.

5. Notwithstanding any provisions of section 563.016 to the contrary, an armed nuclear security guard, employer of an armed nuclear security guard, or owner of a nuclear power plant shall not be subject to civil liability for conduct of an armed nuclear security guard that is permitted by this section.

6. The defendant shall have the burden of injecting the issue of justification under this section.

569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) **"Nuclear power plant", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. "Nuclear power plant" shall include the real property on which the plant is located;**

(4) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

[~~(4)~~**] (5)** "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.140. 1. A person commits the offense of trespass in the first degree if he or she knowingly enters unlawfully or knowingly remains unlawfully in a building or inhabitable structure or upon real property.

2. A person does not commit the offense of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:

(1) Actual communication to the actor; or

(2) Posting in a manner reasonably likely to come to the attention of intruders.

3. The offense of trespass in the first degree is a class B misdemeanor, unless the victim is intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class A misdemeanor. **If the building or real property is part of a nuclear power plant, the offense of trespass in the first degree is a class E felony.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Schroer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"307.178. 1. As used in this section, the term "passenger car" means every motor vehicle designed for carrying **[**~~ten~~**] fifteen** persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles, and trucks with a licensed gross weight of twelve thousand pounds or more.

2. Each driver, except persons employed by the United States Postal Service while performing duties for that federal agency which require the operator to service postal boxes from their vehicles, or which require frequent entry into and exit from their vehicles, and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this state, and persons less than eighteen years of age operating or riding in a truck, as defined in section 301.010, on a street or highway of this state shall wear a properly adjusted and fastened safety belt that meets federal National Highway, Transportation and Safety Act requirements. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection. The provisions of this section and section 307.179 shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about their body, nor shall the provisions of this section be applicable to persons while operating or riding a motor vehicle being used in agricultural work-related activities. Noncompliance with this subsection shall not constitute probable cause for violation of any other provision of law. The provisions of this subsection shall not apply to the transporting of children under sixteen years of age, as provided in section 307.179.

3. Each driver of a motor vehicle transporting a child less than sixteen years of age shall secure the child in a properly adjusted and fastened restraint under section 307.179.

4. In any action to recover damages arising out of the ownership, common maintenance or operation of a motor vehicle, failure to wear a safety belt in violation of this section shall not be considered evidence of comparative negligence. Failure to wear a safety belt in violation of this section may be admitted to mitigate damages, but only under the following circumstances:

(1) Parties seeking to introduce evidence of the failure to wear a safety belt in violation of this section must first introduce expert evidence proving that a failure to wear a safety belt contributed to the injuries claimed by plaintiff;

(2) If the evidence supports such a finding, the trier of fact may find that the plaintiff's failure to wear a safety belt in violation of this section contributed to the plaintiff's claimed injuries, and may reduce the amount of the plaintiff's recovery by an amount not to exceed one percent of the damages awarded after any reductions for comparative negligence.

5. **Notwithstanding any other provision of law to the contrary, subsection 4 of this section shall not apply to any action arising out of the design, construction, manufacture, distribution, or sale of a passenger car. In such actions arising out of the design, construction, manufacture, distribution, or sale of a passenger car, a plaintiff's failure to wear a properly adjusted and fastened safety belt shall be admissible for any purpose, including as evidence of comparative negligence or fault, causation, absence of a defect or hazard, and failure to mitigate damages.**

6. Except as otherwise provided for in section 307.179, each person who violates the provisions of subsection 2 of this section is guilty of an infraction for which a fine not to exceed ten dollars may be imposed. All other provisions of law and court rules to the contrary notwithstanding, no court costs shall be imposed on any person due to a violation of this section. In no case shall points be assessed against any person, pursuant to section 302.302, for a violation of this section.

[~~6.~~**] 7.** The state highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section. The

commission shall evaluate the effectiveness of this section and shall include a report of its findings in the annual evaluation report on its highway safety plan that it submits to NHTSA and FHWA pursuant to 23 U.S.C. 402.

[~~7.~~**] 8.** If there are more persons than there are seat belts in the enclosed area of a motor vehicle, then the passengers who are unable to wear seat belts shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front-seated area. The passenger or passengers occupying a seat location referred to in this subsection is not in violation of this section. This subsection shall not apply to passengers who are accompanying a driver of a motor vehicle who is licensed under section 302.178."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The point of order was withdrawn.

Representative Schroer moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Franks Jr. offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Pages 1-2, Section 537.600, Lines 1-34, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 2, Section 537.785, Line 1, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 094

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzwater	Fraker

Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Matthiesen	McDaniel	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Mr. Speaker	

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Butler	Conway 10	Ellebracht	Ellington
Evans	Franks Jr	Gray	Green	Harris
Hurst	Kendrick	Lavender	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Bondon	Carpenter	Cookson
Curtis	Curtman	Fitzpatrick	Kidd	Korman
Lauer	Mathews	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74
Wood				

VACANCIES: 002

Representative Franks Jr. moved that **House Amendment No. 3, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was adopted.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was read the third time and passed by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Hurst	Kendrick
Lavender	Marshall	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Carpenter	Cookson	Curtis	Curtman
Gannon	Korman	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SB 569, as amended, relating to trusts, was taken up by Representative Fraker.

Representative Fraker moved that the House refuse to recede from its position on **HCS SB 569, as amended**, and grant the Senate a conference.

Which motion was adopted.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 14, relating to the designation of state highways, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, the title of **HCB 14** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 14, Page 2, Section 227.540, Line 4, by inserting after all of said section and line the following:

"**227.541. The portion of Interstate 70 from Rangeline Street continuing west to Business Loop 70 in Boone County shall be designated as "Highway Patrol Sgt. Benjamin Booth Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**

227.542. The portion of Interstate Highway 70 from the eastern edge of the intersection of U.S. Highway 63 and Interstate 70 continuing west to Rangeline Street in Boone County shall be designated as "Sheriff Roger I. Wilson Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and

Further amend said bill, Page 2, Section 227.546, Line 3, by inserting after all of said section and line the following:

"**Section 1. The portion of State Highway 42 within Maries County that is located within the city limits of Vienna shall be designated as "PFC Ralph A. Branson, Jr. Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**8.905. Beginning January 1, 2019, no state highway or roadway shall be designated in honor of an individual unless such person has been deceased for more than two years. This section shall not apply if money is donated to a state entity in exchange for the right to name a state highway or roadway.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Bill No. 14, Page 1, Lines 5 to 7, by deleting said lines and inserting in lieu thereof the following:

"**honor of an individual unless such person has been deceased for more than two years.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Basye
Beard	Black	Bondon	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Eggleston	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Franks Jr	Gray
Green	Kendrick	Lavender	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Bahr	Barnes 60	Bernskoetter	Berry
Brattin	Brown 57	Carpenter	Christofanelli	Dinkins
Dohrman	Ellington	Engler	Fitzpatrick	Gannon
Harris	Kelley 127	Lauer	May	McCann Beatty
Miller	Moon	Morris 140	Nichols	Peters
Phillips	Smith 85	Walker 74	Wood	Mr. Speaker

VACANCIES: 002

Representative Curtis moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Stacy moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Korman offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"**227.218. 1. The highways and transportation commission may issue a request for proposals to sell or lease naming rights for a particular segment of highway or for a bridge to the best qualified bidder. All contracts for the sale or lease of naming rights shall be first approved by the highways and transportation commission and then approved by the joint committee on transportation. The highways and transportation commission and the joint committee on transportation may disapprove a contract for any reason. The proceeds of a sale or lease of naming rights shall be deposited into the state road fund.**

2. The purchaser or lessee of a naming right shall pay the cost of erecting, maintaining, and removing signage as well as an annual fee as determined by the proposal.

3. The term of contract for naming rights shall not exceed ten years and may be shorter at the discretion of the highways and transportation commission. The purchaser or lessee of a naming right shall have an option of early termination.

4. No naming rights shall be sold or leased for any segment of roadway or bridge that has been designated prior to August 28, 2018, as a named memorial highway or bridge under this chapter or through the joint committee on transportation approval process established under section 227.297.

5. The department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. The provisions of this section shall expire on December 31, 2038."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Korman moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Reiboldt, **HCB 14, as amended**, was ordered perfected and printed.

Representative Chipman assumed the Chair.

HCB 15, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCB 15** was agreed to.

HCB 15 was laid over.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1739, relating to minimum terms of imprisonment, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1739** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1739, Page 1, Section 558.043, Lines 1-13, by deleting said lines and inserting in lieu thereof the following:

"**558.043. Notwithstanding any other provision of law, in sentencing a person convicted of a felony or misdemeanor offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 and such offense involved marijuana or marijuana drug paraphernalia under chapter 579, the court may depart from the applicable statutory minimum sentence or minimum prison**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1739, Page 1, Line 8, by inserting immediately after said line the following:

"Further amend said bill, page, and section, Line 19, by inserting immediately after all of said section and line the following:

"579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly distributes or delivers a controlled substance;

(2) Attempts to distribute or deliver a controlled substance;

(3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or

(4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

6. Except when the controlled substance is marijuana or synthetic cannabinoid, an offender convicted of an offense under this sentence shall be required to serve one hundred percent of his or her prison sentence."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Speaker Richardson resumed the Chair.

Representative Chipman resumed the Chair.

Representative McDaniel moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Smith (163), **HCS HB 1739** was adopted.

On motion of Representative Smith (163), **HCS HB 1739** was ordered perfected and printed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

On motion of Representative Haahr, the title of **HB 2179** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 21, by deleting the words "**sole proprietorship,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 40, by inserting after all of said section the following:

"**6. All costs associated with any court challenge of this section shall be paid from the fund established in subsection 7 of this section and shall not be appropriated from general revenue.**

7. (1) Upon a court challenge to this section there shall be created in the state treasury the "Anti-Discrimination Against Israel Fund", which shall consist only of moneys collected from grants or donations or bequests from private citizens. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of subsection 6 of this section.

(**2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.**

(**3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Vescovo	Walker 3	Walsh	White	Wilson
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Ellebracht	Franks Jr	Gray	Green
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Beard	Burns	Conway 10	Conway 104
Cookson	Curtis	Ellington	Fitzpatrick	Harris
Higdon	Houghton	Korman	Matthiesen	May
McCann Beatty	McDaniel	Miller	Moon	Nichols
Peters	Phillips	Pogue	Smith 85	Taylor
Trent	Walker 74	Wiemann	Wood	

VACANCIES: 002

On motion of Representative Haahr, **HB 2179, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 15, relating to opioids, was again taken up by Representative Frederick.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 15, Page 25, Section 334.036, Line 65, by inserting immediately after all of said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician shall not enter into a collaborative practice arrangement with more than three full-time equivalent assistant physicians. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009 **or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 15, Page 25, Section 334.074, Lines 1 to 3, by removing said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baringer offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Bill No. 15, Page 1, Line 1, by inserting after the words "House Committee Bill No. 15," the following:

"Page 2, Section 190.220, Line 42, by inserting immediately after said section and line the following:

"192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) **[**~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~

~~(5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;~~

~~(6)~~**]** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

(5) "Physician", any person currently licensed to practice medicine under chapter 334;

[~~(7)~~**] (6)** "Registrant", an individual to whom the department issues a hemp extract registration card under this section**;**

(7) "Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;

(8) "Serious condition":

(a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or

(b) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.

2. The department shall issue a hemp extract registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that the individual suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the individual contained in the database described in subsection 9 of this section;

(c) Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) States that the individual is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that a minor in the parent's care suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the minor contained in the database described in subsection **[**~~9~~**] 10** of this section;

(c) The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) The minor is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department **may promulgate rules to authorize clinical trials involving hemp extract and** shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state **[**~~or federal~~**]** regulations**[**~~; and~~

~~The department may promulgate rules to authorize clinical trials involving hemp extract~~**]**.

6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**

9. The **[**~~neurologist~~**] physician** who signs the **[**~~statement~~**] recommendation** described in subsection 2 or 3 of this section shall:

(1) Keep a record of the **[**~~neurologist's~~**] physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; **[**~~and~~**]**

(2) Transmit the record described in subdivision (1) of this subsection to the department**; and**

(3) Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.

[~~9.~~**] 10.** The department shall maintain a database of the records described in subsection **[**~~8~~**] 9** of this section and treat the records as identifiable health data.

[~~10.~~**] 11.** The department may share the records described in subsection **[**~~9~~**] 10** of this section with a higher education institution for the purpose of studying hemp extract.

[~~11.~~**] 12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of

business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a **[**~~neurologist~~**] physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**] Notwithstanding the provisions of section 538.210 or any other law to the contrary, a physician licensed under chapter 334, or a hospital, who provides medical treatment to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or willful or wanton acts or omissions by such physician, or hospital, in rendering such treatment**."; and

Further amend said bill, Page 15, Section 195.206, Line 38, by inserting after all of said section and line the following:

"195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

(1) Is composed of no more than **[**~~three-tenths~~**] nine-tenths** percent tetrahydrocannabinol by weight;

(2) Is composed of at least **[**~~five~~**] one and one-half** percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

(1) Possesses or uses the hemp extract only to treat **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** as defined in section 192.945;

(2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;

(3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has **[**~~been issued~~**]** a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition."; and

Further amend said bill, Page 23, Section 217.364, Line 37, by inserting after all of said section and line the following:

"261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of **[**~~intractable epilepsy~~**] a serious condition or seizure disorder as such terms are defined under section 192.945**;

[~~(6)~~**] (7)** "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

[~~(7)~~**] (8)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to **[**~~a nonprofit~~**] an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, **[**~~the entity~~**]** meets all requirements of this section and the department's rules, and there are fewer than **[**~~two~~**] ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from **[**~~intractable epilepsy as defined in section 192.945~~**] a serious condition or seizure disorder,** consistent with any and all state **[**~~or federal~~**]** regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than **[**~~two~~**] five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019**.

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014**, shall be invalid and void**.

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baringer, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative White, **House Amendment No. 2, as amended**, was adopted.

Representative Ruth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 15, Page 2, Section 190.220, Line 42, by inserting after all of said line the following:

"**192.530. 1. As used in this section, the following terms mean:**

(1) "Department", the department of health and senior services;

(2) "Health care provider", as such term is defined in section 376.1350.

2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form, which may be used by a

patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.

3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.

4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.

5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance, and shall provide a signed copy of the form to the patient.

(2) The patient executing and filing a nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.

(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.

6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form, which shall include, but not be limited to:

(1) A standard form for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and which shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form also shall provide the basic procedures necessary to revoke the voluntary nonopioid directive form;

(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;

(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;

(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and

(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary.

The department shall develop and publish guidelines on its publicly accessible website, which shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.

8. (1) A health care provider or an employee of a health care provider acting in good faith is not subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.

(2) A person acting as a representative or an agent pursuant to a health care proxy is not subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.

(3) Notwithstanding any other provision of law, a professional licensing board in its discretion may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 3** was adopted.

Representative Rehder offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Bill No. 15, Page 27, Section 376.811, Line 82, by inserting after said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Rehder, **House Amendment No. 4** was adopted.

Representative Schroer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Bill No. 15, Page 1, Section 9.192, Line 2, by inserting after all of said section and line the following:

"**21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be**

composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Bill No. 15, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 31, Section 631.115, Line 12, by inserting at the end of said section and line the following:

"**Section 1. Any entity registered with the department of health and senior services that possesses, distributes, delivers, sells, or manufactures hypodermic needles or syringes shall not distribute or sell hypodermic needles within one thousand feet of a public school building.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 5 was withdrawn.

On motion of Representative Schroer, **House Amendment No. 5** was adopted.

Representative Lavender offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Bill No. 15, Page 23, Section 217.364, Line 37, by inserting after all of said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium **[**~~is~~**] exceeds** two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall

lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said bill, Page 25, Section 334.036, Line 65, by inserting after all of said line the following:

"334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee."; and

Further amend said bill and page, Section 334.074, Line 3, by inserting after all of said line the following:

"335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs

and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 6** was adopted.

Representative Schroer offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Bill No. 15, Page 28, Section 376.811, Line 82, by inserting after all of said section and line the following:

"579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric

isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**~~or~~**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other

governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests**; or**

(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**~~or~~**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 7** was adopted.

On motion of Representative Frederick, **HCB 15, as amended**, was ordered perfected and printed.

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCB 23** was agreed to.

HCB 23 was laid over.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 569: Representatives Fraker, Redmon, Cornejo, Mitten and McCreery

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1268** entitled:

An act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to the Missouri dental board.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1690**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1858** entitled:

An act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 1268 - Fiscal Review
HCS HB 1554 - Fiscal Review
SS HB 1858 - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 36 - Special Committee on Tourism
SCR 40 - Special Committee on Government Oversight
SCR 42 - Veterans
SCR 43 - Utilities

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 582 - Elementary and Secondary Education
SS#2 SB 674 - Ways and Means
SB 722 - Economic Development
SB 786 - Judiciary
SB 808 - General Laws

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1804**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan and Walsh

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Taylor, Trent and Wood

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2015**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Walsh and Wood

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Rone, Taylor and Trent

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was returned **HCB 20**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Conway (104), Hansen, Henderson, Morse (151), Nichols, Remole and Roden

Noes (1): Mosley

Absent (2): Franks Jr. and Higdon

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1986**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Hansen, Henderson, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (3): Conway (104), Franks Jr. and Higdon

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 652**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, Lauer and Phillips

Noes (2): McDaniel and Wessels

Absent (3): Barnes (60), Franks Jr. and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 752**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Hannegan, Hill, Lauer, Phillips and Wessels

Noes (1): McDaniel

Absent (3): Barnes (60), Franks Jr. and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 102**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Grier, Knight, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2507**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (1): Hill

Absent (1): Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 105**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (5): Brown (27), Cookson, Gannon, Miller and Nichols

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **SCS SB 672**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Bangert, Dinkins, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (5): Beard, Carpenter, Corlew, Phillips and Pike

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2209**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Austin, Barnes (60), Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2545**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2669**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2706**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 683**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (3): Barnes (60), Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 727**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 917**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (3): Barnes (60), Carpenter and Roeber

COMMITTEE APPOINTMENT

April 24, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Dan Stacy to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, April 25, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: SB 819
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: SB 706
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 26, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1579
Executive session will be held: HB 1556, HB 2198
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 26, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: CCR SS SCS HB 1291, SS HB 1858, HCS SS SCS SBs 894 & 921
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2367
Executive session will be held: HB 2433, HB 2463, HB 2509, HB 2611
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: SCS SBs 807 & 577
Executive session may be held on any matter referred to the committee.
AMENDED

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, April 26, 2018, 8:15 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).
CORRECTED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

LOCAL GOVERNMENT
Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SB 704, SS SCS SB 568
Executive session may be held on any matter referred to the committee.
Added SS SCS SB 568.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, April 25, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SB 796, HB 2670, HB 2107, HB 2331
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, April 25, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: HCS HB 1524, HCS HB 2088, HCS HB 2293, HB 2507, HB 2568, HCS HR 4839, HCR 87, HCS SB 659, HCS SS SCS SB 782
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HCR 102, HJR 80, HCS SB 581, SCS SB 787, HCS SB 800, HCS HB 1658, HCS HB 1725, HCS HB 1856, HCS HB 2302, HB 2549
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, April 26, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: SS SCS SB 586
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMO, portions of the meeting may be closed.

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SB 891
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: SCR 36
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, April 25, 2018, 8:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
PLEASE NOTE LOCATION CHANGE. THIS IS STILL A CLOSED MEETING pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.
CORRECTED

TRANSPORTATION
Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 5.
Public hearing will be held: SS#2 SCS SB 1050
Executive session will be held: SS#2 SCS SB 1050, SB 919
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2449, SCR 43
Executive session will be held: SCS SB 598, HB 2289, SCR 43
Executive session may be held on any matter referred to the committee.
Adding SCR 43.
AMENDED

HOUSE CALENDAR

SIXTY-FIRST DAY, WEDNESDAY, APRIL 25, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)
HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)

HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Swan
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775, as amended, with HA 1 to HA 2 & HA 2 pending - Fitzpatrick

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, (Fiscal Review 4/24/18) - Christofanelli
SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended (Fiscal Review 4/18/18) - Henderson
HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FIRST DAY, WEDNESDAY, APRIL 25, 2018

The House met pursuant to adjournment.

Representative Basye in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 036

Alferman	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
DeGroot	Dinkins	Fraker	Francis	Hannegan
Hansen	Henderson	Hurst	Justus	Kelly 141
Lichtenegger	Marshall	Morris 140	Morse 151	Muntzel
Newman	Pfautsch	Phillips	Pogue	Rehder
Remole	Roeber	Rowland 29	Taylor	Walsh
White				

NOES: 000

PRESENT: 070

Anderson	Arthur	Austin	Bahr	Baringer
Barnes 60	Barnes 28	Beck	Brown 57	Burnett
Conway 104	Cross	Davis	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Gray	Green
Grier	Haahr	Harris	Higdon	Hill
Houx	Kendrick	Kidd	Knight	Lant
Lauer	Love	Lynch	Matthiesen	McCreery
McGaugh	McGee	Messenger	Miller	Morgan
Nichols	Pierson Jr	Pike	Plocher	Quade
Revis	Rhoads	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wiemann	Wilson	Wood

ABSENT WITH LEAVE: 055

Adams	Anders	Andrews	Bangert	Brattin
Carpenter	Chipman	Christofanelli	Conway 10	Cookson
Corlew	Cornejo	Curtis	Curtman	Ellebracht
Ellington	Engler	Fitzpatrick	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haefner	Helms

Houghton	Johnson	Kelley 127	Kolkmeyer	Korman
Lavender	Mathews	May	McCann Beatty	McDaniel
Meredith 71	Merideth 80	Mitten	Moon	Mosley
Neely	Peters	Pietzman	Razer	Redmon
Reiboldt	Reisch	Roberts	Roden	Schroer
Smith 85	Spencer	Walker 74	Washington	Mr. Speaker

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be strong in the Lord and in the power of his might. (Ephesians 6:10)

O Heavenly Creator, we thank You for our homes and pray that You will bless all who live within our family circles. We are grateful for Your mercies which we receive daily, for food, clothing, and shelter, for the warmth of our affections and for the ties that bind us together.

Help us to live each day and to love one another that we may never be afraid or ashamed but always may our hearts be happy, our thoughts good, our words gentle, our deeds genuine, and our hands ready to help.

Daily renew our strength, renew our love and restore our faith that we may face stress bravely because we face it together. Deepen our love for one another and for You that love may reign in our hearts, in our homes and in our Capitol.

Finally, we ask blessings on all Administrative Professionals on their special day today!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Danielle Hamann, Lisa Askren, and Michael Eiserman.

The Journal of the sixtieth day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzwater	Fraker	Francis
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Muntzel	Newman	Nichols	Pfautsch

Phillips	Pietzman	Pike	Plocher	Pogue
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 030

Anders	Baringer	Barnes 60	Berry	Brattin
Butler	Carpenter	Ellington	Engler	Fitzpatrick
Franklin	Korman	Lichtenegger	May	McCann Beatty
McDaniel	Mitten	Mosley	Neely	Peters
Pierson Jr	Razer	Roden	Smith 85	Spencer
Stephens 128	Walker 74	Washington	Wessels	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 23, Page 3, Sections 67.960 and 67.965, Lines 1-19 and 1-3, respectively, by deleting all of said sections and lines from the bill; and

Further amend said bill, Pages 8-13, Section 67.4600, Lines 1-171, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 13-14, Sections 82.487 and 82.505, Lines 1-35 and Lines 1-19, respectively, by deleting all of said sections and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

Representative Rowland (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 23, Page 2, Section 49.060, Line 16, by inserting immediately after all of said section and line the following:

"56.363. 1. The county commission of any county may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of making the county prosecutor a full-time position. The commission shall cause notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a full-time position in _____ County?

□ YES □ NO

If a majority of the voters voting on the proposition vote in favor of making the county prosecutor a full-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office. **The position shall then qualify for the retirement benefits available to a full-time prosecutor of a county of the first classification. Any county that elects to make the position of prosecuting attorney full-time shall pay into the Missouri prosecuting attorneys and circuit attorneys' retirement fund at the same contribution amount as paid by counties of the first classification.**

2. The provisions of subsection 1 of this section notwithstanding, in any county where the proposition of making the county prosecutor a full-time position was submitted to the voters at a general election in 1998 and where a majority of the voters voting on the proposition voted in favor of making the county prosecutor a full-time position, the proposition shall become effective on May 1, 1999. Any prosecuting attorney whose position becomes full time on May 1, 1999, under the provisions of this subsection shall have the additional duty of providing not less than three hours of continuing education to peace officers in the county served by the prosecuting attorney in each year of the term beginning January 1, 1999.

3. In counties that, prior to August 28, 2001, have elected pursuant to this section to make the position of prosecuting attorney a full-time position, the county commission may at any time elect to have that position also qualify for the retirement benefit available for a full-time prosecutor of a county of the first classification. Such election shall be made by a majority vote of the county commission and once made shall be irrevocable, unless the voters of the county elect to change the position of prosecuting attorney back to a part-time position under subsection 4 of this section. When such an election is made, the results shall be transmitted to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund, and the election shall be effective on the first day of January following such election. Such election shall also obligate the county to pay into the Missouri prosecuting attorneys and circuit attorneys' system retirement fund the same retirement contributions for full-time prosecutors as are paid by counties of the first classification.

4. In any**:**

(1) County of the third classification without a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than one thousand seven hundred but fewer than one thousand nine hundred inhabitants as the county seat that has elected to make the county prosecutor a full-time position under this section after August 28, 2014**;**

(2) County of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the fourth classification with more than three thousand but fewer than three thousand seven hundred inhabitants as the county seat;

(3) County of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the third classification with more than six thousand but fewer than seven thousand inhabitants as the county seat; or

(4) County of the third classification without a township form of government and with more than nine thousand but fewer than ten thousand inhabitants and with a city of the fourth classification with more than seven hundred but fewer than eight hundred inhabitants as the county seat

the county commission may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of changing the full-time prosecutor position to a part-time position. The commission shall cause

notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a part-time position in _____ County?

□ YES □ NO

If a majority of the voters vote in favor of making the county prosecutor a part-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office.

5. In any county that has elected to make the full-time position of county prosecutor a part-time position under subsection 4 of this section, the county's retirement contribution to the retirement system and the retirement benefit earned by the member shall prospectively be that of a part-time prosecutor as established in this chapter. Any retirement contribution made and retirement benefit earned prior to the effective date of the voter-approved proposition under subsection 4 of this section shall be maintained by the retirement system and used to calculate the retirement benefit for such prior full-time position service. Under no circumstances shall a member in a part-time prosecutor position earn full-time position retirement benefit service accruals for time periods after the effective date of the proposition changing the county prosecutor back to a part-time position."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Houghton assumed the Chair.

On motion of Representative Rowland (155), **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 23, Page 38, Section 263.245, Line 60, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[~~3.~~**] 4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".**"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Bill No. 23, Page 1, Line 1, by deleting all of said line by inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 26, Section 105.470, Line 58, by inserting after the phrase "of consanguinity" the phrase "**or affinity**"; and

Further amend said bill and section, Page 26, Line 75 to Page 27, Line 80, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;~~**]**"; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill, Pages 32-35, Section 105.473, by removing all of said section from the bill and inserting in lieu thereof the following:

"105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government official to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch**[**~~,~~**] and** judicial branch **[**~~and legislative branch~~**]** of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) **[**~~The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:~~

~~a. All members of the senate;~~

~~b. All members of the house of representatives;~~

~~c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or~~

~~d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~

~~(e)~~**]** Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

[~~(f)~~**] (e)** A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. **[**~~No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~**]**

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any **[**~~member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government~~**]** **public official** or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. **No lobbyist shall make any contribution to, or expenditure on behalf of, any candidate committee formed by a candidate for statewide office, state representative, or state senator or any general assembly member's candidate committee for the purpose of providing any food, entertainment, lodging, or travel, and such candidate committees shall be barred from receiving such items. For purposes of this subsection, the term "expenditure" shall have the same meaning given to the term in section 105.470, and the terms "candidate", "candidate committee", and "contribution" shall have the same meanings given to the terms under section 130.011.**

14. No lobbyist shall deliver any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

15. No lobbyist shall knowingly accept funds from any candidate committee, as defined under section 130.011, as reimbursement for delivering any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

16. No member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer, or state auditor, or such person's staff, employees, spouse, or dependent children, shall:

(1) Accept any tangible or intangible item, service, or thing of value from any lobbyist; or

(2) Use funds from any candidate committee, as defined under section 130.011, to reimburse a lobbyist for delivering any tangible or intangible item, service, or thing of value to the person.

17. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill, Page 38, Section 263.245, Line 60, by inserting after all of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1 to House Amendment No. 3** goes beyond the scope of the underlying amendment.

Representative Houghton requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative Rhoads offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Bill No. 23, Page 3, Section 59.800, Line 41, by inserting after all of said section and line the following:

"**64.002. For purposes of a zoning law, ordinance, or code authorized and enacted under this chapter, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421.**

65.702. For purposes of a zoning law, ordinance, or code authorized and enacted under sections 65.650 to 65.700, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421."; and

Further amend said bill, Page 15, Section 88.770, Line 47, by inserting after all of said section and line the following:

"89.020. 1. For the purpose of promoting health, safety, morals or the general welfare of the community, the legislative body of all cities, towns, and villages is hereby empowered to regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts, and other open spaces, the density of population, the preservation of features of historical significance, and the location and use of buildings, structures and land for trade, industry, residence or other purposes.

2. For the purpose of any zoning law, ordinance or code, the classification single family dwelling or single family residence shall include any home in which eight or fewer unrelated mentally or physically handicapped persons reside, and may include two additional persons acting as houseparents or guardians who need not be related to each other or to any of the mentally or physically handicapped persons residing in the home. In the case of any such residential home for mentally or physically handicapped persons, the local zoning authority may require that the exterior appearance of the home and property be in reasonable conformance with the general neighborhood standards. Further, the local zoning authority may establish reasonable standards regarding the density of such individual homes in any specific single family dwelling neighborhood.

3. No person or entity shall contract or enter into a contract which would restrict group homes or their location as described in this section from and after September 28, 1985.

4. Any county, city, town or village which has a population of at least five hundred and whose boundaries are partially contiguous with a portion of a lake with a shoreline of at least one hundred fifty miles shall have the authority to enforce its zoning laws, ordinances or codes for one hundred yards beyond the shoreline which is adjacent to its boundaries. In the event that a lake is not large enough to allow any county, city, town or village to enforce its zoning laws, ordinances or codes for one hundred yards beyond the shoreline without encroaching on the

enforcement powers granted another county, city, town or village under this subsection, the counties, cities, towns and villages whose boundaries are partially contiguous to such lake shall enforce their zoning laws, ordinances or orders under this subsection pursuant to an agreement entered into by such counties, cities, towns **[**~~and~~**] or** villages.

5. Should a single family dwelling or single family residence as **[**~~defined~~**] described** in subsection 2 of this section cease to operate for the purpose as set forth in subsection 2 of this section, any other use of such home, other than allowed by local zoning restrictions, must be approved by the local zoning authority.

6. For purposes of any zoning law, ordinance or code the classification of single family dwelling or single family residence shall include any private residence licensed by the children's division or department of mental health to provide foster care to one or more but less than seven children who are unrelated to either foster parent by blood, marriage or adoption. Nothing in this subsection shall be construed to relieve the children's division, the department of mental health or any other person, firm or corporation occupying or utilizing any single family dwelling or single family residence for the purposes specified in this subsection from compliance with any ordinance or regulation relating to occupancy permits except as to number and relationship of occupants or from compliance with any building or safety code applicable to actual use of such single family dwelling or single family residence.

7. Any city, town, or village that is granted zoning powers under this section and is located within a county that has adopted zoning regulations under chapter 64 may enact an ordinance to adopt by reference the zoning regulations of such county in lieu of adopting its own zoning regulations.

8. For purposes of any zoning law, ordinance, or code authorized and enacted under this section, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 4** was adopted.

Representative Grier offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Bill No. 23, Page 32, Section 105.473, Line 8, by deleting the word "**official**" and inserting in lieu thereof the word "**entity**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 5** was adopted.

Representative Reisch offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Bill No. 23, Page 41, Section 321.246, Line 96, by inserting the following after all of said section and line:

"321.320. **1. Except as provided in subsection 2 of this section,** if any property, located within the boundaries of a fire protection district, is included within a city having a population of forty thousand inhabitants or more, which city is not wholly within the fire protection district, and which city maintains a city fire department, the property is excluded from the fire protection district.

2. Unless the municipality and fire protection district contract otherwise, a fire protection district serving an area included within any annexation on or after January 1, 2019, by a municipality located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants having a fire department, including simplified boundary changes, shall, following the annexation:

(1) Continue to provide fire protection services, including emergency medical services to such area;

(2) Levy and collect any tax upon all taxable property included within the annexed area authorized under chapter 321; and

(3) Enforce any fire protection and fire prevention ordinances adopted and amended by the fire protection district in such area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reisch, **House Amendment No. 6** was adopted.

Representative Davis offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Bill No. 23, Page 17, Section 92.820, Line 46, by inserting the following after all of said line:

"**94.841. 1. The governing body of any home rule city with more than forty-seven thousand but fewer than fifty-two thousand inhabitants and partially located in any county of the first classification with more than one hundred fifteen thousand but fewer than one hundred fifty thousand inhabitants may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall not be more than seven percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and the proceeds of such tax shall be used by the city for the promotion of tourism, visitors, conferences, and related purposes. Such tax shall be stated separately from all other charges and taxes.**

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert rate of percent) percent for the purpose of the promotion of tourism?

? YES ? NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted under this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Bill No. 23, Page 1, Line 1, by inserting after the phrase "No. 23," the following:

"Page 14, Section 82.505, Line 19, by inserting immediately after all of said section and line the following:

"84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars, nor more than **[**~~one hundred thirty-three thousand eight hundred eighty-eight~~**] one hundred forty-six thousand one hundred twenty four** dollars per annum each;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor more than **[**~~one hundred twenty-two thousand one hundred fifty-three~~**] one hundred thirty-three thousand three hundred twenty** dollars per annum each;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor more than **[**~~one hundred eleven thousand four hundred thirty-four~~**] one hundred twenty-one thousand six hundred eight** dollars per annum each;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor more than **[**~~ninety-seven thousand eighty-six~~**] one hundred six thousand five hundred sixty** dollars per annum each;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars, nor more than **[**~~eighty-seven thousand seven hundred one~~**] ninety-four thousand three hundred thirty-two** dollars per annum each;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars, nor more than **[**~~eighty-seven thousand seven hundred one~~**] ninety-four thousand three hundred thirty-two** dollars per annum each;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars, nor more than **[**~~eighty-two thousand six hundred nineteen~~**] eighty-seven thousand six hundred thirty-six** dollars per annum each.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, in the above-specified salary ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Lavender offered **House Amendment No. 2 to House Amendment No. 7**.

House Amendment No. 2
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Bill No. 23, Page 1, Line 32, by inserting after said Line the following:

"Further amend said bill, Page 26, Section 105.470, Line 58, by inserting after the phrase "of consanguinity" the phrase "**or affinity**"; and

Further amend said bill and section, Page 26, Line 75 to Page 27, Line 80, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;~~**]**"; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill, Pages 32-35, Section 105.473 by removing all of said section from the bill and inserting in lieu thereof the following:

"105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government official to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch**[**~~,~~**] and** judicial branch **[**~~and legislative branch~~**]** of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) **[**~~The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:~~

~~a. All members of the senate;~~

~~b. All members of the house of representatives;~~

~~c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or~~

~~d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~

~~(e)~~**]** Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

[~~(f)~~**] (e)** A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. **[**~~No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~**]**

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any **[**~~member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government~~**]** **public official** or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. **No lobbyist shall make any contribution to, or expenditure on behalf of, any candidate committee formed by a candidate for statewide office, state representative, state senator, or local government official, or any general assembly member's candidate committee for the purpose of providing any food, entertainment, lodging, or travel, and such candidate committees shall be barred from receiving such items. For purposes of this subsection, the term "expenditure" shall have the same meaning given to the term in section 105.470, and the terms "candidate", "candidate committee", and "contribution" shall have the same meanings given to the terms under section 130.011.**

14. No lobbyist shall deliver any tangible or intangible item, service, or thing of value to any statewide elected official, member of the general assembly, local government official, or such person's staff, employees, spouse, or dependent children.

15. No lobbyist shall knowingly accept funds from any candidate committee, as defined under section 130.011, as reimbursement for delivering any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

16. No member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer, state auditor, or local government official, or such person's staff, employees, spouse, or dependent children, shall:

(1) Accept any tangible or intangible item, service, or thing of value from any lobbyist; or

(2) Use funds from any candidate committee, as defined under section 130.011, to reimburse a lobbyist for delivering any tangible or intangible item, service, or thing of value to the person.

17. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 2 to House Amendment No. 7** goes beyond the scope of the underlying amendment.

Representative Houghton requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Davis, **House Amendment No. 7, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Bill No. 23, Page 41, Section 321.246, Line 96, by inserting after all of said section and line the following:

"**321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.**

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases.

527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society**, fire protection district,** or municipal or other corporation of any character whatsoever."; and

Further amend said bill and page, Section 640.648, Line 10, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Bill No. 23, Page 1, Line 1, by deleting said Line and inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 38, Section 263.245, Line 60, by inserting immediately after said line the following:

"320.086. 1. Nothing contained in sections 320.081 to 320.086 shall allow access to records otherwise closed under sections 610.100 to 610.105**[**~~, RSMo Supp. 1982~~**]**.

2. Nothing contained in sections 320.081 to 320.086 shall restrict or waive the attorney-client privilege.

3. The portion of a record that is individually identifiable health information as defined by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), P.L. 104-191, as amended, may be closed records as provided under sections 610.100 to 610.105 if maintained by fire departments and fire protection districts. Notwithstanding the foregoing, all fire departments and fire protection districts shall produce for every call to the department or district an "incident report" as defined in section 610.100 that shall include the date, time, specific location, and name of the owner of the specific location or any vehicle involved in the incident, if known. All incident reports shall be open records under section 620.100."; and

Further amend said bill, Page 41, Section 321.246, Line 96, by inserting after all of said"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Roeber, **House Amendment No. 8, as amended**, was adopted.

Representative Korman offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Bill No. 23, Page 13, Section 67.4600, Line 171, by inserting immediately after said section and line the following:

"71.012. 1. Notwithstanding the provisions of sections 71.015 and 71.860 to 71.920, the governing body of any city, town or village may annex unincorporated areas which are contiguous and compact to the existing corporate limits of the city, town or village pursuant to this section. The term "contiguous and compact" does not include a situation whereby the unincorporated area proposed to be annexed is contiguous to the annexing city, town or village only by a railroad line, trail, pipeline or other strip of real property less than one-quarter mile in width within the city, town or village so that the boundaries of the city, town or village after annexation would leave unincorporated areas between the annexed area and the prior boundaries of the city, town or village connected only by such railroad line, trail, pipeline or other such strip of real property. **The term "contiguous and compact" shall include a situation whereby the unincorporated area proposed to be annexed would be contiguous and compact to the existing corporate limits of the city, town, or village but for an intervening roadway or**

railroad right-of-way, regardless of whether any other city, town, or village has annexed such roadway or railroad right-of-way or otherwise has an easement in such roadway or railroad right-of-way. The term contiguous and compact does not prohibit voluntary annexations pursuant to this section merely because such voluntary annexation would create an island of unincorporated area within the city, town or village, so long as the owners of the unincorporated island were also given the opportunity to voluntarily annex into the city, town or village. Notwithstanding the provisions of this section, the governing body of any city, town or village in any county of the third classification which borders a county of the fourth classification, a county of the second classification and the Mississippi River may annex areas along a road or highway up to two miles from existing boundaries of the city, town or village or the governing body in any city, town or village in any county of the third classification without a township form of government with a population of at least twenty-four thousand inhabitants but not more than thirty thousand inhabitants and such county contains a state correctional center may voluntarily annex such correctional center pursuant to the provisions of this section if the correctional center is along a road or highway within two miles from the existing boundaries of the city, town or village.

2. (1) When a notarized petition, requesting annexation and signed by the owners of all fee interests of record in all tracts of real property located within the area proposed to be annexed, or a request for annexation signed under the authority of the governing body of any common interest community and approved by a majority vote of unit owners located within the area proposed to be annexed is presented to the governing body of the city, town or village, the governing body shall hold a public hearing concerning the matter not less than fourteen nor more than sixty days after the petition is received, and the hearing shall be held not less than seven days after notice of the hearing is published in a newspaper of general circulation qualified to publish legal matters and located within the boundary of the petitioned city, town or village. If no such newspaper exists within the boundary of such city, town or village, then the notice shall be published in the qualified newspaper nearest the petitioned city, town or village. For the purposes of this subdivision, the term "common-interest community" shall mean a condominium as said term is used in chapter 448, or a common-interest community, a cooperative, or a planned community.

(a) A "common-interest community" shall be defined as real property with respect to which a person, by virtue of such person's ownership of a unit, is obliged to pay for real property taxes, insurance premiums, maintenance or improvement of other real property described in a declaration. "Ownership of a unit" does not include a leasehold interest of less than twenty years in a unit, including renewal options;

(b) A "cooperative" shall be defined as a common-interest community in which the real property is owned by an association, each of whose members is entitled by virtue of such member's ownership interest in the association to exclusive possession of a unit;

(c) A "planned community" shall be defined as a common-interest community that is not a condominium or a cooperative. A condominium or cooperative may be part of a planned community.

(2) At the public hearing any interested person, corporation or political subdivision may present evidence regarding the proposed annexation. If, after holding the hearing, the governing body of the city, town or village determines that the annexation is reasonable and necessary to the proper development of the city, town or village, and the city, town or village has the ability to furnish normal municipal services to the area to be annexed within a reasonable time, it may, subject to the provisions of subdivision (3) of this subsection, annex the territory by ordinance without further action.

(3) If a written objection to the proposed annexation is filed with the governing body of the city, town or village not later than fourteen days after the public hearing by at least five percent of the qualified voters of the city, town or village, or two qualified voters of the area sought to be annexed if the same contains two qualified voters, the provisions of sections 71.015 and 71.860 to 71.920, shall be followed.

3. If no objection is filed, the city, town or village shall extend its limits by ordinance to include such territory, specifying with accuracy the new boundary lines to which the city's, town's or village's limits are extended. Upon duly enacting such annexation ordinance, the city, town or village shall cause three certified copies of the same to be filed with the county assessor and the clerk of the county wherein the city, town or village is located, and one certified copy to be filed with the election authority, if different from the clerk of the county which has jurisdiction over the area being annexed, whereupon the annexation shall be complete and final and thereafter all courts of this state shall take judicial notice of the limits of that city, town or village as so extended.

4. That a petition requesting annexation is not or was not verified or notarized shall not affect the validity of an annexation heretofore or hereafter undertaken in accordance with this section.

5. Any action of any kind seeking to deannex from any city, town, or village any area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or otherwise challenge such annexation or oust such city, town, or village from jurisdiction over such annexed area shall be brought within five years of the date of adoption of the annexation ordinance.

71.015. 1. Should any city, town, or village, not located in any county of the first classification which has adopted a constitutional charter for its own local government, seek to annex an area to which objection is made, the following shall be satisfied:

(1) Before the governing body of any city, town, or village has adopted a resolution to annex any unincorporated area of land, such city, town, or village shall first as a condition precedent determine that**:**

(a) The land to be annexed is contiguous to the existing city, town, or village limits and that the length of the contiguous boundary common to the existing city, town, or village limit and the proposed area to be annexed is at least fifteen percent of the length of the perimeter of the area proposed for annexation**; or**

(b) The land to be annexed would be contiguous and compact to the existing city, town, or village limits but for an intervening roadway or railroad right-of-way, and the shared border of the land to be annexed and existing city, town, or village composes at least fifteen percent of the total perimeter of the land to be annexed. For purposes of calculating the length of such border under this paragraph, the border between the land to be annexed and the existing city, town, or village shall be deemed to be:

a. If an intervening roadway, the centerline; or

b. If a railroad right-of-way, the midpoint between the outermost rails if there are rails or the best estimate of the middle of the right-of-way if there are no rails.

(2) The governing body of any city, town, or village shall propose an ordinance setting forth the following:

(a) The area to be annexed and affirmatively stating that the boundaries comply with the condition precedent referred to in subdivision (1) above;

(b) That such annexation is reasonable and necessary to the proper development of the city, town, or village;

(c) That the city has developed a plan of intent to provide services to the area proposed for annexation;

(d) That a public hearing shall be held prior to the adoption of the ordinance;

(e) When the annexation is proposed to be effective, the effective date being up to thirty-six months from the date of any election held in conjunction thereto.

(3) The city, town, or village shall fix a date for a public hearing on the ordinance and make a good faith effort to notify all fee owners of record within the area proposed to be annexed by certified mail, not less than thirty nor more than sixty days before the hearing, and notify all residents of the area by publication of notice in a newspaper of general circulation qualified to publish legal matters in the county or counties where the proposed area is located, at least once a week for three consecutive weeks prior to the hearing, with at least one such notice being not more than twenty days and not less than ten days before the hearing.

(4) At the hearing referred to in subdivision (3), the city, town, or village shall present the plan of intent and evidence in support thereof to include:

(a) A list of major services presently provided by the city, town, or village including, but not limited to, police and fire protection, water and sewer systems, street maintenance, parks and recreation, and refuse collection;

(b) A proposed time schedule whereby the city, town, or village plans to provide such services to the residents of the proposed area to be annexed within three years from the date the annexation is to become effective;

(c) The level at which the city, town, or village assesses property and the rate at which it taxes that property;

(d) How the city, town, or village proposes to zone the area to be annexed;

(e) When the proposed annexation shall become effective.

(5) Following the hearing, and either before or after the election held in subdivision (6) of this subsection, should the governing body of the city, town, or village vote favorably by ordinance to annex the area, the governing body of the city, town or village shall file an action in the circuit court of the county in which such unincorporated area is situated, under the provisions of chapter 527, praying for a declaratory judgment authorizing such annexation. The petition in such action shall state facts showing:

(a) The area to be annexed and its conformity with the condition precedent referred to in subdivision (1) of this subsection;

(b) That such annexation is reasonable and necessary to the proper development of the city, town, or village; and

(c) The ability of the city, town, or village to furnish normal municipal services of the city, town, or village to the unincorporated area within a reasonable time not to exceed three years after the annexation is to become effective. Such action shall be a class action against the inhabitants of such unincorporated area under the provisions of section 507.070.

(6) Except as provided in subsection 3 of this section, if the court authorizes the city, town, or village to make an annexation, the legislative body of such city, town, or village shall not have the power to extend the limits of the city, town, or village by such annexation until an election is held at which the proposition for annexation is approved by a majority of the total votes cast in the city, town, or village and by a separate majority of the total votes cast in the unincorporated territory sought to be annexed. However, should less than a majority of the total votes cast in the area proposed to be annexed vote in favor of the proposal, but at least a majority of the total votes cast in the city, town, or village vote in favor of the proposal, then the proposal shall again be voted upon in not more than one hundred twenty days by both the registered voters of the city, town, or village and the registered voters of the area proposed to be annexed. If at least two-thirds of the qualified electors voting thereon are in favor of the annexation, then the city, town, or village may proceed to annex the territory. If the proposal fails to receive the necessary majority, no part of the area sought to be annexed may be the subject of another proposal to annex for a period of two years from the date of the election, except that, during the two-year period, the owners of all fee interests of record in the area or any portion of the area may petition the city, town, or village for the annexation of the land owned by them pursuant to the procedures in section 71.012. The elections shall if authorized be held, except as herein otherwise provided, in accordance with the general state law governing special elections, and the entire cost of the election or elections shall be paid by the city, town, or village proposing to annex the territory.

(7) Failure to comply in providing services to the said area or to zone in compliance with the plan of intent within three years after the effective date of the annexation, unless compliance is made unreasonable by an act of God, shall give rise to a cause of action for deannexation which may be filed in the circuit court by any resident of the area who was residing in the area at the time the annexation became effective.

(8) No city, town, or village which has filed an action under this section as this section read prior to May 13, 1980, which action is part of an annexation proceeding pending on May 13, 1980, shall be required to comply with subdivision (5) of this subsection in regard to such annexation proceeding.

(9) If the area proposed for annexation includes a public road or highway but does not include all of the land adjoining such road or highway, then such fee owners of record, of the lands adjoining said highway shall be permitted to intervene in the declaratory judgment action described in subdivision (5) of this subsection.

2. Notwithstanding any provision of subsection 1 of this section, for any annexation by any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county that becomes effective after August 28, 1994, if such city has not provided water and sewer service to such annexed area within three years of the effective date of the annexation, a cause of action shall lie for deannexation, unless the failure to provide such water and sewer service to the annexed area is made unreasonable by an act of God. The cause of action for deannexation may be filed in the circuit court by any resident of the annexed area who is presently residing in the area at the time of the filing of the suit and was a resident of the annexed area at the time the annexation became effective. If the suit for deannexation is successful, the city shall be liable for all court costs and attorney fees.

3. Notwithstanding the provisions of subdivision (6) of subsection 1 of this section, all cities, towns, and villages located in any county of the first classification with a charter form of government with a population of two hundred thousand or more inhabitants which adjoins a county with a population of nine hundred thousand or more inhabitants shall comply with the provisions of this subsection. If the court authorizes any city, town, or village subject to this subsection to make an annexation, the legislative body of such city, town or village shall not have the power to extend the limits of such city, town, or village by such annexation until an election is held at which the proposition for annexation is approved by a majority of the total votes cast in such city, town, or village and by a separate majority of the total votes cast in the unincorporated territory sought to be annexed; except that:

(1) In the case of a proposed annexation in any area which is contiguous to the existing city, town or village and which is within an area designated as flood plain by the Federal Emergency Management Agency and which is inhabited by no more than thirty registered voters and for which a final declaratory judgment has been granted prior to January 1, 1993, approving such annexation and where notarized affidavits expressing approval of the proposed annexation are obtained from a majority of the registered voters residing in the area to be annexed, the area may be annexed by an ordinance duly enacted by the governing body and no elections shall be required; and

(2) In the case of a proposed annexation of unincorporated territory in which no qualified electors reside, if at least a majority of the qualified electors voting on the proposition are in favor of the annexation, the city, town or village may proceed to annex the territory and no subsequent election shall be required.

If the proposal fails to receive the necessary separate majorities, no part of the area sought to be annexed may be the subject of any other proposal to annex for a period of two years from the date of such election, except that, during the two-year period, the owners of all fee interests of record in the area or any portion of the area may petition the city, town, or village for the annexation of the land owned by them pursuant to the procedures in section 71.012 or 71.014.

The election shall, if authorized, be held, except as otherwise provided in this section, in accordance with the general state laws governing special elections, and the entire cost of the election or elections shall be paid by the city, town, or village proposing to annex the territory. Failure of the city, town or village to comply in providing services to the area or to zone in compliance with the plan of intent within three years after the effective date of the annexation, unless compliance is made unreasonable by an act of God, shall give rise to a cause of action for deannexation which may be filed in the circuit court not later than four years after the effective date of the annexation by any resident of the area who was residing in such area at the time the annexation became effective or by any nonresident owner of real property in such area.

4. Except for a cause of action for deannexation under subdivision (2) of subsection 3 of this section, any action of any kind seeking to deannex from any city, town, or village any area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or otherwise challenge such annexation or oust such city, town, or village from jurisdiction over such annexed area shall be brought within five years of the date of the adoption of the annexation ordinance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 9** was adopted.

Representative Stacy offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Bill No. 23, Page 37, Section 137.556, Line 16, by inserting after all of said section and line, the following:

"238.216. 1. Except as otherwise provided in section 238.220 with respect to the election of directors, in order to call any election required or allowed under sections 238.200 to 238.275, the circuit court shall:

(1) Order the county clerk to cause the questions to appear on the ballot on the next regularly scheduled general, primary or special election day, which date shall be the same in each county or portion of a county included within and voting upon the proposed district;

(2) If the election is to be a mail-in election, specify a date on which ballots for the election shall be mailed, which date shall be a Tuesday, and shall be not earlier than the eighth Tuesday from the issuance of the order, and shall not be on the same day as an election conducted under the provisions of chapter 115; or

(3) If all the owners of property in the district joined in the petition for formation of the district, such owners may cast their ballot by unanimous verified petition approving any measure submitted to them as voters pursuant to this chapter. Each owner shall receive one vote per acre owned. Fractional votes shall be allowed. The verified petition shall be filed with the circuit court clerk. The filing of a unanimous petition shall constitute an election under sections 238.200 to 238.275 and the results of said election shall be entered pursuant to subsection 6 of this section.

2. **In the case of an election by mail-in ballot where the qualified voters are the real property owners under subsection 2 of section 238.220,** application for a ballot shall be **[**~~conducted as follows~~**] required, and such application process shall be**:

(1) Only qualified voters shall be entitled to apply for a ballot;

(2) Such persons shall apply with the clerk of the circuit court in which the petition was filed;

(3) Each person applying shall provide:

(a) Such person's name, address, mailing address, and phone number; **and**

(b) An authorized signature; and

(c) Evidence that such person is entitled to vote. Such evidence **for owners of real property** shall be**[**~~:~~

~~a. For resident individuals, proof of registration from the election authority;~~

~~b. For owners of real property,~~**]** a tax receipt or deed or other document which evidences ownership, and identifies the real property by location;

(4) No person shall apply later than the fourth Tuesday before the date for mailing ballots specified in the circuit court's order.

3. **[**~~If the election is to be a mail in election~~**] In the case of an election by mail-in ballot where the qualified voters are registered voters, the qualified voters shall not have to apply for ballots, but shall be issued a ballot as follows:**

(1) Only qualified voters, who are registered on the forty-fifth day prior to the date set by the circuit court for the mailing of ballots, shall be entitled to be mailed a ballot; and

(2) The election authority shall provide the circuit court with the names and addresses of all registered voters within the proposed transportation development district according to the records of the election authority on the forty-fifth day prior to the date set by the circuit court for the mailing of ballots.

4. In the case of an election by mail-in ballot where the qualified voters are the real property owners under subsection 2 of section 238.220, the circuit court shall mail a ballot to each qualified voter who applied for a ballot pursuant to subsection 2 of this section along with a return addressed envelope directed to the circuit court clerk's office with a sworn affidavit on the reverse side of such envelope for the voter's signature. Such affidavit shall be in the following form:

I hereby declare under penalties of perjury that I am qualified to vote, or to affix my authorized signature in the name of an entity which is entitled to vote, in this election.

Subscribed and sworn to before me this _____ day of _____, 20____

Authorized Signature

_____

_____

Printed Name of Voter Signature of notary or other officer authorized to administer oaths.

_____

Mailing Address of Voter (if different)

5. In the case of an election by mail-in ballot where the qualified voters are registered voters, the circuit court shall mail a ballot to each qualified voter whose name was provided by the election authority under subsection 3 of this section along with a return envelope addressed to the circuit court clerk's office.

6. The return identification envelope shall contain an affidavit that is substantially the following form:

PLEASE PRINT:

NAME: _____

I declare under penalty of perjury, a felony, that I am a qualified voter for this election as shown on voter registration records and that I have voted the enclosed ballot and am returning it in compliance with section 238.216, RSMo, and have not and will not vote more than one ballot in this election.

I also understand that failure to complete the information below will invalidate my ballot.

_____

Signature

_____

Residence Address

_____

Mailing Address (if different)

7. Upon receipt of the ballot, the voter shall mark it, place and seal the marked ballot in the secrecy envelope supplied with the ballot, place and seal the secrecy envelope containing the marked ballot in the return identification envelope supplied with the ballot that has been signed by the voter, and return the marked ballot to the circuit court, no later than the date required under subsection 11 of this section, by United States mail or by personally delivering the ballot to the circuit court.

8. The circuit court may provide additional sites for return delivery of ballots. The circuit court may also provide for the prepayment of postage on the return ballots.

9. Any costs incurred by the circuit court in the administration of an election under this section shall be paid by the petitioners.

[~~4.~~**] 10.** Except as otherwise provided in subsection 2 of section 238.220, with respect to the election of directors, each qualified voter shall have one vote, unless the qualified voters are property owners under subdivision (2) of subsection 2 of section 238.202, in which case they shall receive one vote per acre. Each voter which is not an individual shall determine how to cast its vote as provided for in its articles of incorporation, articles of organization, articles of partnership, bylaws, or other document which sets forth an appropriate mechanism for the determination of the entity's vote. If a voter has no such mechanism, then its vote shall be cast as determined by a majority of the persons who run the day-to-day affairs of the voter. Each voted ballot shall be signed with the authorized signature.

[~~5.~~**] 11.** Mail-in voted ballots shall be returned to the circuit court clerk's office by mail or hand delivery no later than 5:00 p.m. on the sixth Tuesday after the date for mailing the ballots as set forth in the circuit court's order. The circuit court's clerk shall transmit all voted ballots to a team of judges of not less than four, with an equal number from each of the two major political parties. The judges shall be selected by the circuit court from lists compiled by the election authority. Upon receipt of the voted ballots, the judges shall verify the authenticity of the ballots, canvass the votes, and certify the results. Certification by the election judges shall be final and shall be immediately transmitted to the circuit court. Any qualified voter who voted in such election may contest the result in the same manner as provided in chapter 115.

[~~6.~~**] 12.** The results of the election shall be entered upon the records of the circuit court of the county in which the petition was filed. Also, a certified copy thereof shall be filed with the county clerk of each county in which a portion of the proposed district lies, who shall cause the same to be spread upon the records of the county commission."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brown 57	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Rehder	Remole
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Bernskoetter	Brattin	Chipman
Cookson	DeGroot	Engler	Fraker	Gray
Hill	Korman	Lichtenegger	McCann Beatty	McDaniel
Merideth 80	Mitten	Muntzel	Peters	Plocher
Reiboldt	Reisch	Rhoads	Roden	Schroer
Smith 85				

VACANCIES: 002

Representative Stacy moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Matthiesen offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Bill No. 23, Page 36, Section 108.120, Line 14, by inserting after all of said line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and

appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~**] any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Bill No. 23, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 3, Section 59.800, Line 41, by inserting immediately after said section and line the following:

"**66.420. 1. As used in this section, the following terms mean:**

(1) "International airport", any international airport located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants or any city not within a county;

(2) "Outlying property", property of an international airport that is not used as a control tower, parking lot, runway, taxiway, or terminal.

2. There is hereby established the "St. Louis Airport Oversight Commission" whose purpose is to review any decision by the governing body of an international airport regarding any outlying property that may substantially affect property neighboring the outlying property.

3. The commission shall consist of ten members as follows:

(1) Two members appointed by the governing body of any home rule city with more than eight thousand but fewer than nine thousand inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(2) Two members appointed by the governing body of any home rule city with more than ten thousand but fewer than eleven thousand nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(3) One member appointed by the governing body of any city of the fourth classification with more than eight hundred but fewer than nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(4) One member appointed by the governing body of any home rule city with more than twenty-four thousand but fewer than twenty-seven thousand inhabitants;

(5) Two members appointed by the governing body of any city of the fourth classification with more than two hundred eighty-five but fewer than three hundred twenty inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(6) One member appointed by the governing body of any city of the fourth classification with more than twelve thousand but fewer than thirteen thousand five hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants; and

(7) One member appointed by the governing body of any city of the fourth classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

4. The commission shall have veto power over any decision by the governing structure of the international airport or by any city not within a county regarding the airport.

5. The commission shall meet at least weekly to review and vote on any decision. The meeting shall be held at the city hall of each city represented on the commission on an alternating basis. Notice of the meeting shall be provided as required by law."; and

Further amend said bill, Page 36, Section 108.120, Line 14, by inserting after all of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtis, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Brown 57
Conway 104	Corlew	Cornejo	Cross	Curtman

Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Phillips
Pietzman	Pike	Pogue	Redmon	Rehder
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Vescovo	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Green
Kendrick	Lavender	McCreery	McGee	Meredith 71
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Barnes 60	Bernskoetter	Bondon	Brattin
Butler	Carpenter	Chipman	Christofanelli	Cookson
Engler	Fitzpatrick	Francis	Gray	Harris
Hill	Johnson	Kidd	Korman	May
McCann Beatty	McDaniel	Merideth 80	Neely	Peters
Pfautsch	Plocher	Reiboldt	Roden	Schroer
Smith 163	Tate	Trent	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 11, as amended**, was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis

Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Messenger	Miller	Moon	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Pogue	Redmon	Rehder	Reisch	Remole
Rhoads	Roeber	Rone	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Spencer	Stacy
Stephens 128	Swan	Taylor	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Conway 10
Curtis	Ellebracht	Franks Jr	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Barnes 60	Brattin	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Cross
Davis	Ellington	Fitzpatrick	Gray	Green
Harris	Hill	Kidd	Korman	McCann Beatty
McDaniel	Mitten	Morris 140	Peters	Plocher
Reiboldt	Roden	Ross	Schroer	Smith 163
Sommer	Tate	Trent	Vescovo	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

HCB 23, as amended, was referred to the Committee on Fiscal Review pursuant to Rule 53.

PERFECTION OF HOUSE BILLS

HB 1795, **HCS HB 2157**, **HB 2632**, **HB 2607**, **HCS HB 2259**, and **HB 2644** were placed on the Informal Calendar.

HB 2538, relating to maintaining Missouri state parks, was taken up by Representative Pietzman.

On motion of Representative Pietzman, the title of **HB 2538** was agreed to.

Representative Mathews offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2538, Page 2, Section 253.147, Line 18, by inserting after the number "**(6)**" the following:

"**Any anticipated land acquisitions by purchase, lease, donation, agreement, or eminent domain and the total anticipated costs associated with such acquisition;**
(7)"; and

Further amend said bill, page, and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Pietzman, **HB 2538, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 041

Alferman	Anders	Basye	Beard	Bernskoetter
Black	Bondon	Brown 27	Butler	Cookson
Curtman	DeGroot	Fraker	Francis	Gannon
Hansen	Henderson	Hurst	Kelley 127	Kelly 141
Kidd	Korman	Lant	Lichtenegger	May
McGaugh	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pogue	Redmon	Rehder	Reiboldt
Remole	Rowland 29	Taylor	Walsh	White
Wiemann				

NOES: 000

PRESENT: 070

Anderson	Andrews	Bahr	Baringer	Barnes 28
Beck	Berry	Brown 57	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Franklin
Frederick	Gregory	Haahr	Haefner	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Knight	Kolkmeyer	Love	Lynch	Marshall

McCreery	Meredith 71	Messenger	Miller	Morgan
Newman	Nichols	Pierson Jr	Pike	Quade
Razer	Reisch	Revis	Rhoads	Roberts
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 050

Adams	Arthur	Austin	Bangert	Barnes 60
Brattin	Burnett	Burns	Carpenter	Chipman
Conway 10	Cross	Davis	Dinkins	Ellebracht
Ellington	Engler	Franks Jr	Gray	Green
Grier	Hannegan	Harris	Houghton	Justus
Lauer	Lavender	Mathews	Matthiesen	McCann Beatty
McDaniel	McGee	Merideth 80	Mitten	Moon
Mosley	Neely	Peters	Pietzman	Plocher
Roden	Roeber	Rone	Schroer	Smith 85
Spencer	Stevens 46	Swan	Walker 74	Washington

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 2499, relating to videoconferencing for parole hearings, was taken up by Representative Hansen.

On motion of Representative Hansen, the title of **HB 2499** was agreed to.

On motion of Representative Hansen, **HB 2499** was ordered perfected and printed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 593, relating to financial solvency of insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), the title of **SS SCS SB 593** was agreed to.

On motion of Representative Shull (16), **SS SCS SB 593** was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater

Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 029

Arthur	Austin	Bernskoetter	Brattin	Chipman
Conway 10	Cookson	Ellington	Fraker	Gannon
Harris	Mathews	May	McCann Beatty	McDaniel
Mitten	Mosley	Neely	Peters	Pietzman
Redmon	Roden	Rone	Ross	Smith 85
Spencer	Swan	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 594, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 594** was agreed to.

Representative Kolkmeyer assumed the Chair.

Representative Hill offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 594, Page 1, Section A, Line 2, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall

be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988.

376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly captioned paragraph stating:

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit including, but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year,** or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

(1) One of the National Institutes of Health (NIH);

(2) An NIH cooperative group or center as defined in subsection 7 of this section;

(3) The FDA in the form of an investigational new drug application;

(4) The federal Departments of Veterans' Affairs or Defense;

(5) An institutional review board in this state that has an appropriate assurance approved by the Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

(6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

(a) The investigational item or service itself;

(b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and

(c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

[~~2.~~**]** 3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy**[**~~, short-term major medical policy of six months or less duration~~**]**, or any other supplemental policy.

[~~3.~~**] 4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit

copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

(1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;

(2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

(5) The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed

marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug. No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

(1) Whether coverage for contraceptives is or is not included;

(2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;

(3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;

(4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and

(5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

(1) Such care did not qualify under the protocols established for the providing of care for such health care service;

(2) Such care was not medically appropriate; or

(3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies **[**~~of not more than seven months duration~~**] having a duration of less than one year**.

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy**, short-term major medical policy having a duration of less than one year,** or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year,** and other supplemental policies as determined by the department of insurance, financial institutions and professional registration.

5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as

ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**.

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and

low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year,** or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection.

8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**]** **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention

program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies **[**~~of six months or less in duration~~**] having a duration of less than one year**.

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by a physician acting within the scope of his or her practice.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.1237. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, and that provides coverage for prescription eye drops shall provide coverage for the refilling of an eye drop prescription prior to the last day of the prescribed dosage period without regard to a coverage restriction for early refill of prescription renewals as long as the prescribing health care provider authorizes such early refill, and the health carrier or the health benefit plan is notified.

2. For the purposes of this section, health carrier and health benefit plan shall have the same meaning as defined in section 376.1350.

3. The coverage required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

5. The provisions of this section shall terminate on January 1, 2020.

376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C. Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies **[**~~of six months or less duration~~**]** **having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

(1) The name of the insured;

(2) The insured's identification number;

(3) The date of service;

(4) Amount of charge;

(5) Explanation for any denial;

(6) The amount paid;

(7) The patient's full name;

(8) The name and address of the insurer; and

(9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan.

7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Hill moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 043

Alferman	Beard	Black	Chipman	Cornejo
Curtis	Curtman	Davis	Dinkins	Eggleston
Evans	Fitzpatrick	Fitzwater	Frederick	Haahr
Hannegan	Helms	Hill	Houghton	Hurst
Johnson	Kelly 141	Kidd	Korman	McDaniel
Moon	Morris 140	Morse 151	Pietzman	Pike
Rehder	Reisch	Remole	Roeber	Ross
Schroer	Shumake	Smith 163	Sommer	Stacy
Taylor	Vescovo	White		

NOES: 097

Adams	Anders	Anderson	Arthur	Bangert
Baringer	Barnes 28	Basye	Beck	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Cross	DeGroot	Dogan	Dohrman	Ellebracht
Engler	Fraker	Francis	Franklin	Gannon

Gray	Green	Gregory	Haefner	Hansen
Harris	Henderson	Higdon	Houx	Justus
Kendrick	Knight	Kolkmeyer	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 020

Andrews	Austin	Bahr	Barnes 60	Bernskoetter
Brattin	Cookson	Corlew	Ellington	Grier
Kelley 127	Lauer	Mathews	McCann Beatty	Peters
Roden	Rone	Rowland 155	Smith 85	Spencer

VACANCIES: 002

On motion of Representative Engler, **SB 594** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Arthur
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 29

Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Curtis	Ellington	Marshall	Moon	Pogue

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 012

Andrews	Austin	Bahr	Brattin	Cookson
Lauer	Mathews	McCann Beatty	Peters	Rone
Rowland 155	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 826, relating to pharmacy, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS SS SCS SB 826** was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting immediately after said line the following:

"338.202. 1. Notwithstanding any other provision of law to the contrary, unless the prescriber has specified on the prescription that dispensing a prescription for a maintenance medication in an initial amount followed by periodic refills is medically necessary, a pharmacist may exercise his or her professional judgment to dispense varying quantities of maintenance medication per fill**,** up to the total number of dosage units as authorized by the prescriber on the original prescription, including any refills. Dispensing of the maintenance medication based on refills authorized by the physician or prescriber on the prescription shall be limited to no more than a ninety-day supply of the medication, and the maintenance medication shall have been previously prescribed to the patient for at least a three-month period. **The supply limitations provided in this subsection shall not apply if the prescription is issued by a practitioner located in another state according to and in compliance with the applicable laws of that state and the United States or dispensed to a patient who is a member of the United States Armed Forces serving outside the United States.**

2. For the purposes of this section, "maintenance medication" is and means a medication prescribed for chronic long-term conditions and that is taken on a regular, recurring basis; except that, it shall not include controlled substances, as defined in and under section 195.010.

376.1237. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, and that provides

coverage for prescription eye drops shall provide coverage for the refilling of an eye drop prescription prior to the last day of the prescribed dosage period without regard to a coverage restriction for early refill of prescription renewals as long as the prescribing health care provider authorizes such early refill, and the health carrier or the health benefit plan is notified.

2. For the purposes of this section, health carrier and health benefit plan shall have the same meaning as defined in section 376.1350.

3. The coverage required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies of six months' or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

[~~5. The provisions of this section shall terminate on January 1, 2020.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Pfautsch offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said section and line the following:

"210.070. **[**~~Every~~**] 1. A** physician, midwife**,** or nurse who shall be in attendance upon a newborn infant or its mother**[**~~,~~**]** shall drop into the eyes of such infant **[**~~immediately after delivery,~~**]** a prophylactic **[**~~solution~~**] medication** approved by the state department of health and senior services**[**~~, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her~~**]**.

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Line 13, by deleting said line and inserting in lieu thereof the following:

"**guardian.**

334.506. 1. As used in this section, "approved health care provider" means a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing.

2. A physical therapist **[**~~shall not~~**] may evaluate and** initiate treatment **[**~~for a new injury or illness~~**] on a patient** without a prescription **or referral** from an approved health care provider.

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs **[**~~for asymptomatic persons~~**]**, or provide screening or consultative services within the scope of physical therapy practice without **[**~~the~~**] a** prescription **[**~~and direction of~~**] or referral from** an approved health care provider.

4. **[**~~A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:~~

~~(1) Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;~~

~~(2) Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;~~

~~(3) Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;~~

~~(4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~(5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days~~**] A physical therapist shall refer to an approved health care provider any patient whose medical condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy**.

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. **[**~~Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.~~**]** Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission for Accreditation of Physical Therapists and Physical Therapist Assistant Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under on-site supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of a physical therapist or physical therapist assistant, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing services which have been declared by board rule to be of no physical therapy value;

(g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;

(h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;

(i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;

(j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;

(l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;

(m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(n) Failure to timely pay license renewal fees specified in this chapter;

(o) Violating a probation agreement with this board or any other licensing agency;

(p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;

(q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the federal Medicare program;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or**[**~~, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing~~**] evaluating or treating a patient in a manner inconsistent with section 334.506**;

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

(4) Revoke the physical therapist's or physical therapist assistant's license;

(5) Administer a public or private reprimand;

(6) Deny the physical therapist's or physical therapist assistant's application for a license;

(7) Permanently withhold issuance of a license;

(8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;

(9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.

4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden raised a point of order that **House Amendment No. 1 to House Amendment No. 2** goes beyond the scope of the underlying amendment.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Pfautsch, **House Amendment No. 2** was adopted.

Representative Dogan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting the following after all of said line:

"208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 3** was adopted.

Representative Cornejo offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Section A, Line 3, by inserting after all of said line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[~~4.~~**] 5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[~~5.~~**] 6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall

be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[~~6.~~**] 7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

Representative Hill offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 11, Section 195.070, Lines 24-31, by deleting all of said lines and inserting in lieu thereof the following:

"patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**."; and

Further amend said bill, Page 12, Section 195.080, Line 24, by inserting after the words "**treatment for cancer**" the words "**or sickle cell disease**"; and

Further amend said bill, page, and section, Line 28, by inserting after the words "**dispense medication**" the words "**in good faith**"; and

Further amend said bill and page, Section 195.265, Line 1, by inserting immediately after the number "**195.265.**" the following:

"**1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:**

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2."; and

Further amend said bill and section, Page 13, Line 7, by deleting the word "**mailers**" and inserting in lieu thereof the words "**mail back packages**"; and

Further amend said bill, page, and section, Line 12, by inserting immediately after the word "**location**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**events**" the words "**and mail back events**"; and

Further amend said bill, page, and section, Line 14, by inserting immediately after the word "**event**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 16, by deleting the words "**4 of section 195.070**" and inserting in lieu thereof the words "**1 of this section**"; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill and page, Section 338.010, Line 9, by inserting immediately after the word "**[**~~twelve~~**]**" the words "**at least**"; and

Further amend said bill, page, and section, Line 10, by inserting after the word "**the**" the phrase "**age recommended by the**"; and

Further amend said bill, page, section, and line, by deleting the word "**recommendations**"; and

Further amend said bill and section, Page 14, Lines 47-48 and 53, by deleting each instance of the phrase "**[**~~and administration of viral influenza vaccines~~**]**" and inserting in lieu thereof "and administration of viral influenza vaccines"; and

Further amend said bill, Pages 16-17, Section 338.056, Lines 14-31, by deleting all of said lines and inserting in lieu thereof the following:

"2. A pharmacist who receives a prescription for a brand name drug or biological product may**[**~~, unless requested otherwise by the purchaser,~~**]** select a less expensive generically equivalent or interchangeable biological product **[**~~under the following circumstances:~~

~~(1) If a written prescription is involved, the prescription form used shall have two signature lines at opposite ends at the bottom of the form. Under the line at the right side shall be clearly printed the words: "Dispense as Written". Under the line at the left side shall be clearly printed the words "Substitution Permitted". The prescriber shall communicate the instructions to the pharmacist by signing the appropriate line~~**] unless:**

(1) the patient requests a brand name drug or biological product; or

(2) the prescribing practitioner indicates that substitution is prohibited or displays "brand medically necessary", "dispense as written", "do not substitute", "DAW", or words of similar import on the prescription.

3. No prescription shall be valid without the signature of the prescriber **[**~~on one of these lines; (2)~~**] .**

4. If an oral prescription is involved, the practitioner or the practitioner's agent, communicating the instructions to the pharmacist, shall instruct the pharmacist as to whether or not a therapeutically equivalent generic drug or interchangeable biological product may be substituted. The pharmacist shall note the instructions on the file copy of the prescription."; and

Further amend said bill, Page 17, Section B, Lines 2 and 5, by deleting each instance of the phrase "section 195.070" and inserting in lieu thereof the phrase "sections 195.070 and 195.265"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 6** was adopted.

Representative May offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said section and line the following:

"**195.2200. As used in sections 195.2200 to 195.2281, unless the context requires otherwise, the following terms mean:**

(1) "Consumer", a person twenty-one years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one years of age or older, but not for resale to others;

(2) "Division", the division of alcohol and tobacco control within the department of public safety;

(3) "Industrial hemp", the plant of the genus cannabis and any part of such plant, whether growing, with a delta-9 THC concentration that does not exceed three-tenths percent on a dry-weight basis;

(4) "License", to grant a license or registration under sections 195.2200 to 195.2281;

(5) "Licensed premises", the premises specified in an application for a license under sections 195.2200 to 195.2281, which are owned or in possession of the licensee and within which the licensee is authorized to cultivate, manufacture, distribute, sell, or test marijuana and marijuana products in accordance with sections 195.2200 to 195.2281;

(6) "Licensee", a person licensed or registered under sections 195.2200 to 195.2281;

(7) "Local licensing authority", for any locality that has chosen to adopt a local licensing requirement in addition to the state licensing requirements under sections 195.2200 to 195.2281, an authority designated by a town, village, city, county, or city not within a county;

(8) "Locality", a town, village, city, county, or city not within a county;

(9) "Location", a particular parcel of land that may be identified by an address or other descriptive means;

(10) "Marijuana" or "marihuana", all parts of the plant of the genus cannabis, whether growing, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "Marijuana" or "marihuana" shall not include industrial hemp, nor shall it include fiber produced from the stalks, oil, or cake made from the seeds of the plant; sterilized seed of the plant that is incapable of germination; or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product;

(11) "Marijuana accessories", any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body;

(12) "Marijuana business operator", a person or entity who is not licensed as a marijuana establishment but who is licensed to operates a marijuana establishment, who is an owner of a marijuana establishment, or who receives a portion of the profits of a marijuana establishment;

(13) "Marijuana establishment", a wholesale marijuana-cultivation facility, a marijuana testing facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store;

(14) "Marijuana products", concentrated marijuana products and marijuana products that consist of marijuana and other ingredients and are intended for use or consumption including, but not limited to, edible products, ointments, and tinctures;

(15) "Marijuana testing facility", an entity licensed to analyze and certify the safety and potency of marijuana;

(16) "Marijuana transporter", a person or entity who is not licensed as a marijuana establishment but who is licensed to provide logistics, distribution, and storage of marijuana and marijuana products;

(17) "Operating fees", fees that may be charged by a locality for costs including, but not limited to, inspection, administration, and enforcement of marijuana establishments authorized under sections 195.2200 to 195.2281;

(18) "Premises", a distinctly identified, as required by the division, and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area;

(19) "Retail marijuana store", an entity licensed to purchase marijuana from wholesale marijuana-cultivation facilities and marijuana and marijuana products from wholesale marijuana-product manufacturing facilities and to sell marijuana and marijuana products to consumers;

(20) "Sale" or "sell", includes to exchange, barter, or traffic in; to solicit or receive and order, except through a licensee licensed under sections 195.2200 to 195.2281; to deliver for value in any way other than gratuitously; to peddle or possess with intent to sell; or to traffic in for any consideration promised or obtained directly or indirectly;

(21) "THC", tetrahydrocannabinol;

(22) "Unreasonably impracticable", the condition if the measures necessary to comply with the regulations require such a high investment of risk, moneys, time, or any other resource or asset that the operation of a marijuana establishment is not worthy of being carried out in practice by a reasonably prudent businessperson;

(23) "Wholesale marijuana-cultivation facility", an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to wholesale marijuana-product manufacturing facilities, and to other marijuana-cultivation facilities but not to consumers;

(24) "Wholesale marijuana-product manufacturing facility", an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other wholesale marijuana-product manufacturing facilities and to retail marijuana stores but not to consumers.

195.2203. 1. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or the law of any locality within Missouri or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Possessing, using, displaying, purchasing, or transporting marijuana accessories or thirty-five grams or less of marijuana;

(2) Possessing, growing, processing, or transporting no more than six marijuana plants, with three or fewer being mature, flowering plants, and possession of the marijuana produced by the plants on the premises where the plants were grown, provided that the growing takes place in an enclosed, locked space; is not conducted openly or publicly; and is not made available for sale;

(3) Transfer of thirty-five grams or less of marijuana without remuneration to a person who is twenty-one years of age or older;

(4) Consumption of marijuana, provided that nothing in sections 195.2200 to 195.2281 shall permit consumption that is conducted openly and publicly or in a manner that endangers others; or

(5) Assisting another person who is twenty-one years of age or older in any of the acts under subdivisions (1) to (4) of this subsection.

2. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Manufacturing or selling marijuana accessories to a person who is twenty-one years of age or older;

(2) Possessing, displaying, or transporting marijuana or marijuana products; purchasing marijuana from a wholesale marijuana-cultivation facility; purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility; or selling marijuana or marijuana products to consumers if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a retail marijuana store or is acting in his or her capacity as an owner, employee, or agent of a retail marijuana store;

(3) Cultivating, harvesting, processing, packaging, transporting, displaying, or possessing marijuana; delivering or transferring marijuana to a marijuana testing facility; selling marijuana to a wholesale marijuana-cultivation facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store; or purchasing marijuana from a wholesale marijuana-cultivation facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-cultivation facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-cultivation facility;

(4) Packaging, processing, transporting, manufacturing, displaying, or possessing marijuana or marijuana products; delivering or transferring marijuana or marijuana products to a marijuana testing facility; selling marijuana or marijuana products to a retail marijuana store or a wholesale marijuana-product manufacturing facility; purchasing marijuana from a wholesale marijuana-cultivation facility; or purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-product manufacturing facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-product manufacturing facility;

(5) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring, or delivering marijuana or marijuana products if the person has obtained a current, valid license to operate a marijuana testing facility or is acting in his or her capacity as an owner, employee, or agent of a marijuana testing facility; or

(6) Leasing or otherwise allowing the use of property owned, occupied, or controlled by any person, corporation, or other entity for any of the activities conducted lawfully in accordance with subdivisions (1) to (5) of this subsection.

195.2206. 1. Before July 1, 2020, the division shall adopt rules and regulations necessary for implementation of sections 195.2200 to 195.2281. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Such rules and regulations shall not prohibit the operation of marijuana establishments either expressly or through rules and regulations that make their operation unreasonably impracticable. Such rules and regulations shall include, but not be limited to:

(1) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment, with such procedures subject to all requirements of chapter 536;

(2) A schedule of application, licensing, and renewal fees, provided that the application fees shall not exceed five thousand dollars, adjusted annually for inflation, unless the division determines a greater fee is necessary to carry out its responsibilities under sections 195.2200 to 195.2281;

(3) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana establishment including, but not limited to, a requirement for a fingerprint-based criminal history check for all owners, managers, contractors, employees, and other support staff of entities licensed under sections 195.2200 to 195.2281;

(4) Security requirements for marijuana establishments;

(5) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under the age of twenty-one;

(6) Labeling requirements for marijuana and marijuana products sold or distributed by a marijuana establishment that include, but are not limited to:

(a) Warning labels;

(b) The amount of THC per serving and the number of servings per package for marijuana products;

(c) A universal symbol indicating the package contains marijuana or THC; and

(d) The potency of the marijuana or marijuana product highlighted on the label;

(7) Health and safety regulations and standards for the manufacture of marijuana products and the cultivation of marijuana as developed by the department of health and senior services;

(8) Restrictions on the advertising and displaying of marijuana and marijuana products;

(9) Establishing a marijuana and marijuana products independent testing and certification program, within an implementation time frame established by the division, requiring licensees to test marijuana to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling;

(10) Regulation of the storage of, warehouses for, and transportation of marijuana and marijuana products;

(11) Sanitary requirements for marijuana establishments including, but not limited to, sanitary requirements for the preparation of marijuana products; and

(12) Compliance with, enforcement of, or violation of any provision of sections 195.2200 to 195.2281 or any rule promulgated, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.2200 to 195.2281.

3. In order to ensure that individual privacy is protected, the division shall not require a consumer to provide a retail marijuana store with personal information other than government-issued identification to determine the consumer's age, and a retail marijuana store shall not be required to acquire and record personal information about consumers other than information typically acquired in a financial transaction conducted at a retail liquor store.

4. The division shall begin accepting and processing applications on October 1, 2020.

195.2209. 1. The division shall develop and maintain a seed-to-sale tracking system that tracks marijuana from either seed or immature plant stage until the marijuana or marijuana product is sold to a customer at a retail marijuana store to ensure that no marijuana grown or processed by a marijuana establishment is sold or otherwise transferred except by a retail marijuana store.

2. The division has the authority to:

(1) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, and testing of marijuana and marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.2200 to 195.2281 or any rule promulgated. The division may take any action with respect to a registration under sections 195.2200 to 195.2281 as it may with respect to a license under sections 195.2200 to 195.2281, in accordance with the procedures established under sections 195.2200 to 195.2281; and

(2) Develop such forms, licenses, identification cards, and applications as are necessary or convenient in the discretion of the division for the administration of sections 195.2200 to 195.2281 or any rule promulgated.

3. Nothing in sections 195.2200 to 195.2281 shall be construed to limit a law enforcement agency's ability to investigate unlawful activity in relation to a marijuana establishment. A law enforcement agency shall have the authority to run a criminal history record check of a licensee or employee of a licensee during an investigation of unlawful activity related to marijuana and marijuana products.

4. (1) The division shall create a statewide licensure class system for wholesale marijuana-cultivation facilities. The classifications may be based upon square footage of the facility; lights, lumens, or wattage; lit canopy; the number of cultivating plants; a combination of the foregoing; or other reasonable metrics. The division shall create a fee structure for the license class system.

(2) The division may establish limitations upon marijuana production through one or more of the following methods:

(a) Placing or modifying a limit on the number of licenses that it issues, by class or overall, but in placing or modifying the limits, the division shall consider the reasonable availability of new licenses after a limit is established or modified;

(b) Placing or modifying a limit on the amount of production permitted by a wholesale marijuana-cultivation facility license or class of licenses based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, previous months' sales, pending sales, or other reasonable metrics as determined by the division; and

(c) Placing or modifying a limit on the total amount of production by wholesale marijuana-cultivation facility licensees in the state, collectively, based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, as determined by the division.

195.2212. 1. A license provided by sections 195.2200 to 195.2281 shall not be issued to or held by:

(1) A person until the required fee has been paid;

(2) An individual whose criminal history indicates that he or she is not of good moral character;

(3) A person other than an individual if the criminal history of any of its officers, directors, stockholders, or owners indicate that the officers, directors, stockholders, or owners are not of good moral character;

(4) A person financed in whole or in part by any other person whose criminal history indicates he or she is not of good moral character and his or her reputation is not satisfactory to the division or local licensing authority;

(5) A person under twenty-one years of age;

(6) A person licensed under sections 195.2200 to 195.2281 who, during a period of licensure or at the time of application, has failed to:

(a) File any tax return related to a marijuana establishment; or

(b) Pay any taxes, interest, or penalties due, as determined by final agency action, relating to a marijuana establishment;

(7) A person who:

(a) Has discharged a sentence for a conviction of a felony in the five years immediately preceding his or her application date; or

(b) Has discharged a sentence for a conviction of a felony under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance in the ten years immediately preceding his or her application date, except that the division or local licensing authority may grant a license to a person if the person has a state felony conviction based on possession or use of marijuana or marijuana concentrate that would not be a felony if the person were convicted of the offense on the date he or she applied for licensure;

(8) A person who employs another person at a marijuana establishment who has not submitted fingerprints for a criminal history record check or whose criminal history record check reveals that the person is ineligible;

(9) A sheriff, deputy sheriff, police officer, or prosecuting officer, or an officer or employee of the division or a local licensing authority; or

(10) A person applying for a license for a location that is currently licensed as a retail food establishment or wholesale food registrant.

2. (1) In investigating the qualifications of an applicant or a licensee, the division and local licensing authority may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the division or local licensing authority considers the applicant's criminal history record, the division or local licensing authority shall also consider any information provided by the applicant regarding such criminal history record including, but not limited to, evidence of rehabilitation, character references, and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the consideration of the application for a state license.

(2) As used in subdivision (1) of this subsection, "criminal justice agency" means any federal, state, or municipal court or any governmental agency or subunit of such agency that administers criminal justice under a statute or executive order and that allocates a substantial part of its annual budget to the administration of criminal justice.

(3) At the time of filing an application for issuance of a state marijuana establishment license, an applicant shall submit a set of his or her fingerprints and file personal history information concerning the applicant's qualifications for a state license on forms prepared by the division. The division or locality shall submit the fingerprints to the Missouri state highway patrol for the purpose of conducting fingerprint-based criminal history record checks. The Missouri state highway patrol shall forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal history record check. The division or locality may acquire a name-based criminal history record check for an applicant or a license holder who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. An applicant who has previously submitted fingerprints for a state or local license may request that the fingerprints on file be used. The division or locality shall use the information resulting from the fingerprint-based criminal history record check to investigate and determine whether an applicant is qualified to hold a state or local license under sections 195.2200 to 195.2281. The division or locality may verify any of the information an applicant is required to submit.

195.2215. 1. Ninety days prior to the expiration date of an existing license, the division shall notify the licensee of the expiration date by first-class mail at the licensee's address of record with the division. A licensee may apply for the renewal of an existing license to the division no later than thirty days prior to the date of expiration. Upon receipt of an application for renewal of an existing license and any applicable fees, the division shall submit, within seven days, a copy of the application to the locality to determine whether the application complies with all local restrictions on renewal of licenses. The division shall not accept an application for renewal of a license after the date of expiration, except as provided in subsection 3 of this section. The division may extend the expiration date of the license and accept a late application for renewal of a license if the applicant has filed a timely renewal application with the local licensing authority. The division or the local licensing authority, in its discretion, subject to the requirements of this subsection and subsection 3 of this section and based upon reasonable grounds, may waive the thirty-day time requirements set forth in this subsection.

2. The division may require an additional fingerprint request if there is a demonstrated investigative need.

3. (1) Notwithstanding the provisions of subsection 1 of this section, a licensee whose license has been expired for ninety days or less may file a late renewal application upon the payment of a nonrefundable late application fee of five hundred dollars to the division. A licensee who files a late renewal application and pays the requisite fees may continue to operate until the division takes final action to approve or deny the licensee's late renewal application unless the division summarily suspends the license.

(2) The division may administratively continue the license and accept a late application for renewal of a license at its discretion.

(3) Notwithstanding the amount specified for the late application fee in subdivision (1) of this subsection, the division by rule or as otherwise provided by law may reduce the amount of the fee.

195.2218. 1. (1) A retail marijuana store license shall be issued only to a person selling marijuana or marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A retail marijuana store may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility.

(3) The retail marijuana store shall track all of its marijuana and marijuana products from the point that they are transferred from a wholesale marijuana-cultivation facility or wholesale marijuana-product manufacturing facility to the point of sale.

2. (1) Notwithstanding the provisions of this section, a retail marijuana store licensee may also sell marijuana products that are prepackaged and labeled as required by rules of the division.

(2) A retail marijuana store licensee may transact with a wholesale marijuana-product manufacturing facility licensee for the purchase of marijuana products upon the licensed premises of either licensee.

3. (1) A retail marijuana store shall not sell more than thirty-five grams of marijuana or its equivalent in marijuana products, including marijuana concentrate, except for nonedible, nonpsychoactive marijuana products, including ointments, lotions, balms, and other nontransdermal topical products, during a single transaction to a person.

(2) (a) Prior to initiating a sale, the employee of the retail marijuana store making the sale shall verify that the purchaser has a valid identification card showing the purchaser is twenty-one years of age or older. If a person under twenty-one years of age presents fraudulent proof of age, any action relying on the fraudulent proof of age shall not be grounds for the revocation or suspension of any license issued under sections 195.2200 to 195.2281.

(b) If a retail marijuana store licensee or employee has reasonable cause to believe that a person is under twenty-one years of age and is exhibiting fraudulent proof of age in an attempt to obtain any marijuana or marijuana-infused product, the licensee or employee is authorized to confiscate such fraudulent proof of age, if possible, and shall, within seventy-two hours after the confiscation, remit the proof of age to a state or local law enforcement agency. The failure to confiscate such fraudulent proof of age or to remit to a state or local law enforcement agency within seventy-two hours after the confiscation shall not constitute a criminal offense.

4. A retail marijuana store may provide a sample of its products to a facility that has a marijuana testing facility license from the division for testing and research purposes. A retail marijuana store shall maintain a record of what was provided to the testing facility, the identity of the testing facility, and the results of the testing.

5. All marijuana and marijuana products sold at a licensed retail marijuana store shall be packaged and labeled as required by rules of the division.

6. (1) A licensed retail marijuana store shall only sell marijuana, marijuana products, marijuana accessories, nonconsumable products such as apparel, and marijuana-related products such as childproof packaging containers and shall be prohibited from selling or giving away any consumable product including, but not limited to, cigarettes, alcohol, or edible products that do not contain marijuana including, but not limited to, sodas, candies, or baked goods.

(2) A licensed retail marijuana store shall not sell any marijuana or marijuana products that contain nicotine or alcohol, if the sale of the alcohol would require a license.

(3) A licensed retail marijuana store shall not sell marijuana or marijuana products over the internet nor deliver marijuana or marijuana products to a person not physically present in the retail marijuana store's licensed premises.

7. An automatic dispensing machine that contains marijuana or marijuana products may only be located on the licensed premises of a retail marijuana store. If a licensed retail marijuana store uses an automatic dispensing machine that contains marijuana or marijuana products, it shall comply with the regulations promulgated by the division for its use.

8. Marijuana or marijuana products shall not be consumed on the licensed premises of a retail marijuana store.

9. A display case containing marijuana concentrate shall include the potency of the marijuana concentrate next to the name of the product.

10. No more than fifty licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2221. 1. A wholesale marijuana-cultivation facility license may be issued only to a person who cultivates marijuana for sale and distribution to retail marijuana stores, wholesale marijuana-product manufacturing facilities, or other wholesale marijuana-cultivation facilities.

2. A wholesale marijuana-cultivation facility shall track the marijuana it cultivates from seed or immature plant to wholesale purchase.

3. A wholesale marijuana-cultivation facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-cultivation facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and any test results.

4. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-cultivation facility.

5. No more than fifty cultivation licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2224. 1. (1) A wholesale marijuana-product manufacturing facility license may be issued to a person who manufactures marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A wholesale marijuana-product manufacturing facility may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility. A wholesale marijuana-product manufacturing facility shall track all of its marijuana from the time it is either:

(a) Transferred from its retail marijuana-cultivation facility; or

(b) Delivered to the wholesale marijuana-product manufacturing facility from a wholesale marijuana-cultivation facility

to the time the marijuana is transferred to a retail marijuana store.

(3) A wholesale marijuana-product manufacturing facility shall not:

(a) Add any marijuana to a food product if the manufacturer of the food product holds a trademark to the food product's name, except that a wholesale marijuana-product manufacturing facility may use a trademarked food product if it uses the product as a component or as part of a recipe and does not state or advertise to the consumer that the final marijuana product contains a trademarked food product;

(b) Intentionally or knowingly label or package a marijuana product in a manner that would cause a reasonable consumer confusion as to whether the marijuana product was a trademarked food product; or

(c) Label or package a product in a manner that violates any federal trademark law or regulation.

2. Marijuana products shall be prepared on a licensed premises that is used exclusively for the manufacture and preparation of marijuana or marijuana products and using equipment that is used exclusively for the manufacture and preparation of marijuana products.

3. All licensed premises on which marijuana products are manufactured shall meet the sanitary standards for marijuana product preparation promulgated by the division.

4. A marijuana product shall be sealed and conspicuously labeled in compliance with sections 195.2200 to 195.2281 and any rules promulgated by the division.

5. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-product manufacturing facility.

6. A wholesale marijuana-product manufacturing facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-product manufacturing

facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and the results of the testing.

7. An edible marijuana product may list its ingredients and compatibility with dietary practices.

8. All marijuana products that require refrigeration to prevent spoilage shall be stored and transported in a refrigerated environment.

195.2227. 1. A marijuana testing facility license may be issued to a person who performs testing and research on marijuana. The facility may test marijuana products.

2. The division shall promulgate rules relating to acceptable testing and research practices including, but not limited to, testing, standards, quality control analysis, equipment certification and calibration, and chemical identification and other substances used in bona fide research methods.

3. A person who has an interest in a marijuana testing facility license from the division for testing purposes shall not have any interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility. A person that has an interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility shall not have an interest in a marijuana testing facility license.

195.2230. 1. (1) A marijuana transporter license may be issued to a person to provide logistics, distribution, and storage of marijuana and marijuana products. Notwithstanding any other provisions of law, a marijuana transporter license is valid for two years and cannot be transferred with a change of ownership. A marijuana transporter is responsible for the marijuana and marijuana products once it takes control of the product.

(2) A marijuana transporter may contract with multiple marijuana establishments.

(3) All marijuana transporters shall hold a valid marijuana transporter license, except that an entity licensed under sections 195.2200 to 195.2281 that provides its own distribution is not required to have a marijuana transporter license to transport and distribute its products.

2. A marijuana transporter may maintain a licensed premises to temporarily store marijuana and marijuana products and to use as a centralized distribution point. The licensed premises shall be located in a jurisdiction that permits the operation of retail marijuana stores. A marijuana transporter may store and distribute marijuana and marijuana products from this location. A storage facility shall meet the same security requirements that are required of a wholesale marijuana-cultivation facility.

3. A marijuana transporter shall use the seed-to-sale tracking system developed under section 195.2209 to create shipping manifests documenting the transport of marijuana and marijuana products throughout the state.

4. A marijuana transporter licensee may:

(1) Maintain and operate one or more warehouses in the state to handle marijuana and marijuana products; and

(2) Deliver marijuana products on orders previously taken if the place where orders are taken and delivered is licensed under sections 195.2200 to 195.2281.

195.2233. A marijuana business operator license may be issued to a person who operates a marijuana establishment licensed under sections 195.2200 to 195.2281, who is an owner licensed under sections 195.2200 to 195.2281, or who may receive a portion of the profits as compensation.

195.2236. 1. The division shall charge and collect fees under sections 195.2200 to 195.2281. The application fee for a person applying for a license under sections 195.2200 to 195.2281 shall be five hundred dollars. The division shall transfer two hundred fifty dollars of the fee to the marijuana cash fund established in subsection 3 of this sections and submit two hundred fifty dollars to the locality in which the license is proposed to be issued.

2. A locality in which a license under sections 195.2200 to 195.2281 is permitted may adopt and impose operating fees in an amount determined by the locality on marijuana establishments within its jurisdiction.

3. (1) There is hereby created in the state treasury the "Marijuana Cash Fund", which shall consist of moneys collected under sections 195.2200 to 195.2281. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 195.2200 to 195.2281.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

195.2239. 1. Before October 1, 2020, each locality shall enact an ordinance or regulation specifying the entity within the locality that is responsible for processing applications submitted for a license to operate a marijuana establishment within the boundaries of the locality and for the issuance of such licenses should the issuance by the locality become necessary because of a failure by the division to adopt regulations or because of a failure by the division to process and issue licenses under sections 195.2200 to 195.2281.

2. A locality may enact ordinances or regulations, not in conflict with sections 195.2200 to 195.2281 or with rules and regulations, to:

(1) Govern the time, place, manner, and number of marijuana establishment operations;

(2) Establish procedures for the issuance, suspension, and revocation of a license issued by the locality in accordance with sections 195.2200 to 195.2281;

(3) Establish a schedule of annual operating, licensing, and application fees for marijuana establishments, provided that the application fee shall only be due if an application is submitted to a locality in accordance with sections 195.2200 to 195.2281 and provided that a licensing fee shall only be due if a license is issued by a locality in accordance with sections 195.2200 to 195.2281; and

(4) Establish civil penalties for violation of an ordinance or regulation governing the time, place, and manner of a marijuana establishment that may operate in such locality.

A locality may prohibit the operation of wholesale marijuana-cultivation facilities, wholesale marijuana-product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure, provided that any initiative or referendum measure to prohibit the operation of any marijuana establishment shall appear on a general election ballot.

3. If the division receives an application for original licensing or renewal of an existing license for any marijuana establishment, the division shall provide, within seven days, a copy of the application to the locality in which the establishment is to be located. The locality shall determine whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses. The locality shall inform the division whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses.

4. A locality may impose a separate local licensing requirement as a part of its restrictions on time, place, manner, and number of marijuana businesses. A locality may decline to impose any local licensing requirements, but a locality shall notify the division that it either approves or denies each application it receives.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.2242. 1. If a locality issues local licenses for a marijuana establishment, a locality may schedule a public hearing on the application. If the locality schedules a hearing, it shall post and publish public notice thereof no later than ten days prior to the hearing. The locality shall give public notice by posting a sign in a conspicuous place on the license applicant's premises for which a local license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are to be located.

2. If a locality does not issue local licenses, the locality may give public notice of the state license application by posting a sign in a conspicuous place on the state license applicant's premises for which a state license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are located.

195.2245. 1. Applications for a state license under the provisions of sections 195.2200 to 195.2281 shall be made to the division on forms prepared and furnished by the division and shall set forth such information as the division may require to enable the division to determine whether a state license should be granted. The information shall include the name and address of the applicant and the names and addresses of the officers, directors, or managers. Each application shall be verified by the oath or affirmation of such person or persons as the division may prescribe. The division may issue a state license to an applicant under this section upon completion of the applicable criminal history background check associated with the application, and the state license is conditioned upon locality approval. A license applicant is prohibited from

operating a marijuana establishment without the division's and locality's approval. If the applicant does not receive locality approval within one year from the date of the division's approval, the state license shall expire and shall not be renewed. If an application is denied by the local licensing authority, the division shall revoke the state-issued license.

2. Nothing in sections 195.2200 to 195.2281 preempts or otherwise impairs the power of a local government to enact ordinances or resolutions concerning matters authorized to local governments.

195.2248. 1. Localities are authorized to adopt and enforce regulations for marijuana establishments that are at least as restrictive as the provisions of sections 195.2200 to 195.2281 and any rule promulgated by the division.

2. A marijuana establishment shall not operate until it is licensed by the division under sections 195.2200 to 195.2281 and approved by the locality. In connection with a license, the applicant shall provide a complete and accurate application as required by the division.

3. A marijuana establishment shall notify the division in writing of the name, address, and date of birth of an owner, officer, or manager before the new owner, officer, or manager begins managing, owning, or associating with the operation. The owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the division and obtain the required identification prior to being associated with, managing, owning, or working at the operation.

4. A marijuana establishment shall not acquire, possess, cultivate, deliver, transfer, transport, supply, or dispense marijuana for any purpose except as provided in sections 195.2200 to 195.2281.

5. All managers and employees of a marijuana establishment shall be residents of Missouri upon the date of their license application. All licenses granted under sections 195.2200 to 195.2281 are valid for a period of one year after the date of issuance unless revoked or suspended under sections 195.2200 to 195.2281 or the rules promulgated.

6. Before granting a state license, the division may consider, except if specifically provided otherwise in sections 195.2200 to 195.2281, the requirements of sections 195.2200 to 195.2281 and any rules promulgated, and all other reasonable restrictions that are or may be placed upon the licensee by the division or locality.

7. (1) Each license issued under sections 195.2200 to 195.2281 is separate and distinct. It is unlawful for a person to exercise any of the privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(2) At all times, a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of the premises.

8. The licenses issued under sections 195.2200 to 195.2281 shall specify the date of issuance, the period of licensure, the name of the licensee, and the premises licensed. The licensee shall conspicuously place the license on the licensed premises at all times.

9. In computing any time prescribed by sections 195.2200 to 195.2281, the day of the act, event, or default from which the designated time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

10. Each licensee shall manage the licensed premises himself or herself or employ a separate and distinct manager on the licensed premises and shall report the name of the manager to the division and local licensing authority. The licensee shall report any change in manager to the division and local licensing authority within seven days after the change.

195.2251. 1. A tax shall be levied upon the sale of marijuana or transfer of marijuana by a wholesale marijuana-cultivation facility to a wholesale marijuana-product manufacturing facility or to a retail marijuana store at a rate of twenty percent. The department of revenue shall direct the division to establish procedures for the collection of all taxes levied. The tax shall be evidenced by stamps, which shall be furnished by and purchased from the department of revenue, and the department shall enforce any such tax in a manner similar to taxes levied on cigarettes under chapter 149.

2. All such tax revenue shall be deposited to the credit of the general revenue; however, no more than ten percent shall be used to fund higher education, ten percent to fund elementary and secondary education, and five percent to fund programs assisting children with mental health issues, and no such tax revenue shall be used to fund any pension or public retirement plan.

3. Nothing in this section shall prohibit a locality from imposing its own sales tax or a sales tax upon consumers.

195.2254. 1. The division shall deny a state license if the premises on which the applicant proposes to conduct its business does not meet the requirements set forth under sections 195.2200 to 195.2281. The division may refuse or deny a license renewal, reinstatement, or initial license issuance for good cause. For purposes of this subsection, "good cause" means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of sections 195.2200 to 195.2281; any rules promulgated; or any supplemental local law, rule, or regulation;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license under an order of the division or local licensing authority; or

(3) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

2. If the division denies a state license under subsection 1 of this section, the applicant shall be entitled to a hearing. The division shall provide written notice of the grounds for denial of the state license to the applicant and to the locality no later than fifteen days prior to the hearing.

195.2257. 1. In addition to any other sanctions prescribed by sections 195.2200 to 195.2281 or any rules promulgated, the division has the power, on its own motion or upon complaint and after investigation and opportunity for a public hearing at which the licensee shall be afforded an opportunity to be heard, to fine a licensee or to suspend or revoke a license issued by the division for a violation by the licensee or by any of the agents or employees of the licensee of the provisions of sections 195.2200 to 195.2281, any of the rules promulgated, or any of the terms, conditions, or provisions of the license issued by the division. The division has the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books, and records necessary to the determination of a hearing that the division is authorized to conduct.

2. The division shall provide notice of suspension, revocation, fine, or other sanction, as well as the required notice of the hearing under subsection 1 of this section, by mailing the same in writing to the licensee at the address contained in the license and, if different, at the last address furnished to the division or locality by the licensee. Except in the case of a summary suspension, a suspension shall not be for a period longer than six months. If a license is suspended or revoked, a part of the fees paid therefor shall not be returned to the licensee. Any license may be summarily suspended by the division without notice pending any prosecution, investigation, or public hearing. Nothing in this section shall prevent the summary suspension of a license.

195.2260. 1. Every licensee licensed under sections 195.2200 to 195.2281 shall be deemed, by virtue of applying for, holding, or renewing such person's license, to have expressly consented to the procedures set forth in this section.

2. The division or locality shall not be required to cultivate or care for any marijuana or marijuana product belonging to or seized from a licensee. The division or locality shall not be authorized to sell marijuana, retail or otherwise.

3. If the division issues a final agency order imposing a disciplinary action against a licensee under section 195.2254, then, in addition to any other remedies, the division's or locality's final agency order may specify that some or all of the licensee's marijuana or marijuana product is not marijuana or a marijuana product and is an illegal controlled substance. The order may further specify that the licensee shall lose any interest in any of the marijuana or marijuana product even if the marijuana or marijuana product previously qualified as marijuana or a marijuana product. The final agency order may direct the destruction of any such marijuana and marijuana products, except as provided under subsections 4 and 5 of this section. The authorized destruction may include the incidental destruction of any containers, equipment, supplies, and other property associated with the marijuana or marijuana product.

4. Following the issuance of a final agency order by the division against a licensee and ordering destruction authorized by subsection 3 of this section, a licensee shall have fifteen days within which to file a petition for stay of agency action with the circuit court. The action shall be filed in the circuit court of Cole County. The licensee shall serve the petition in accordance with the Missouri rules of civil procedure. The circuit court shall promptly rule upon the petition and determine whether the licensee has a substantial likelihood of success on judicial review so as to warrant delay of the destruction authorized by subsection 3 of this section or whether other circumstances warrant delay of such destruction including, but not limited to, the need for preservation of evidence. If destruction is so delayed under judicial order, the court shall issue an order setting forth terms and conditions under which the licensee may maintain the marijuana and

marijuana product pending judicial review and prohibiting the licensee from using or distributing the marijuana or marijuana product pending the review. The division shall not carry out the destruction authorized by subsection 3 of this section until fifteen days have passed without the filing of a petition for stay of agency action or until the court has issued an order denying stay of agency action under this subsection.

5. A prosecuting attorney shall notify the division if it begins investigating a marijuana establishment. If the division has received notification from a prosecuting attorney that an investigation is being conducted, the division shall not destroy any marijuana or marijuana products from the marijuana establishment until the destruction is approved by the prosecuting attorney.

195.2263. 1. Each licensee shall keep a complete set of all records necessary to show fully the business transactions of the licensee, all of which shall be open at all times during business hours for the inspection and examination by the division or its duly authorized representatives. The division may require any licensee to furnish such information as it considers necessary for the proper administration of sections 195.2200 to 195.2281 and may require an audit to be made of the books of account and records on such occasions as it may consider necessary by an auditor to be selected by the division, who shall likewise have access to all books and records of the licensee, and the expense thereof shall be paid by the licensee.

2. The licensed premises, including any places of storage where marijuana or marijuana products are stored, cultivated, sold, dispensed, or tested shall be subject to inspection by the division or locality and its investigators, during all business hours and other times of apparent activity, for the purpose of inspection or investigation. Access shall be required during business hours for examination of any inventory or books and records required to be kept by the licensees. If any part of the licensed premises consists of a locked area, upon demand to the licensee, such area shall be made available for inspection without delay, and, upon request by authorized representatives of the division or locality, the licensee shall open the area for inspection.

3. Each licensee shall retain all books and records necessary to show fully the business transactions of the licensee for a period of the current tax year and the three immediately preceding tax years.

195.2266. If the division does not issue a license to an applicant within ninety days of receipt of the application filed in accordance with sections 195.2200 to 195.2281 and does not notify the applicant of the specific reason for the denial in writing and within such time period or if the division has adopted rules and regulations and has accepted applications but has not issued any licenses by January 1, 2021, the applicant may resubmit its application directly to the locality, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the resubmitted application unless the locality finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation, and the locality shall notify the division if an annual license has been issued to the applicant. If an application is submitted to a locality under this section, the division shall forward to the locality the application fee paid by the applicant to the division upon request by the locality. A license issued by a locality in accordance with this section shall have the same force and effect as a license issued by the division. A subsequent or renewed license may be issued under this section on an annual basis only upon resubmission to the locality of a new application submitted to the division.

195.2269. If the division does not adopt rules and regulations required by sections 195.2200 to 195.2281, an applicant may submit an application directly to a locality after October 1, 2020, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the application unless it finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation and shall notify the division if an annual license has been issued to the applicant. A license issued by a locality in accordance with this subsection shall have the same force and effect as a license issued by the division in accordance with sections 195.2200 to 195.2281. A subsequent or renewed license may be issued under this section on an annual basis if the division has not adopted regulations required by sections 195.2200 to 195.2281 at least ninety days prior to the date upon which such subsequent or renewed license would be effective or if the division has adopted regulations but has not, at least ninety days after the adoption of such regulations, issued licenses under sections 195.2200 to 195.2281.

195.2272. Nothing in sections 195.2200 to 195.2281 shall require an employer to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of marijuana in the workplace or to affect the ability of employers to have policies restricting the use of marijuana by employees.

195.2275. Nothing in sections 195.2200 to 195.2281 shall allow driving under the influence of marijuana or driving while impaired by marijuana or to supersede statutory laws related to driving under

the influence of marijuana or driving while impaired by marijuana, nor shall sections 195.2200 to 195.2281 prevent the state from enacting and imposing penalties for driving under the influence of or while impaired by marijuana.

195.2278. Nothing in sections 195.2200 to 195.2281 shall permit the transfer of marijuana, with or without remuneration, to a person under twenty-one years of age or to allow a person under twenty-one years of age to purchase, possess, use, transport, grow, or consume marijuana.

195.2281. Nothing in sections 195.2200 to 195.2281 shall prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity that occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of marijuana on or in such property."; and

Further amend said bill, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"**579.001. Any person convicted and serving a sentence for a nonviolent felony involving marijuana or marijuana drug paraphernalia under this chapter may petition the court for, and the court may grant, parole to such person.**

579.015. 1. A person commits the offense of possession of a controlled substance if he or she knowingly possesses a controlled substance, except as authorized by this chapter or chapter 195.

2. The offense of possession of any controlled substance except thirty-five grams or less of marijuana or any synthetic cannabinoid is a class D felony.

3. The offense of possession of more than ten grams but thirty-five grams or less of marijuana or any synthetic cannabinoid is a class A misdemeanor**, except as provided in sections 195.2200 to 195.2281**.

4. The offense of possession of not more than ten grams of marijuana or any synthetic cannabinoid is a class D misdemeanor. If the defendant has previously been found guilty of any offense of the laws related to controlled substances of this state, or of the United States, or any state, territory, or district, the offense is a class A misdemeanor. Prior findings of guilt shall be pleaded and proven in the same manner as required by section 558.021. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

5. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this chapter or chapter 195, it shall not be necessary to include any exception, excuse, proviso, or exemption contained in this chapter or chapter 195, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant.

579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly distributes or delivers a controlled substance;

(2) Attempts to distribute or deliver a controlled substance;

(3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or

(4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section **or in sections 195.2200 to 195.2281**, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly manufactures, produces, or grows a controlled substance;

(2) Attempts to manufacture, produce, or grow a controlled substance; or

(3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any amount of controlled substance.

2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is a class B felony when committed within two thousand feet of the real property comprising a public or private elementary, vocational, or secondary school, community college, college, or university. It is a class A felony if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance, except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony**, except as provided in sections 195.2200 to 195.2281**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Baringer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) **[**~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~

~~(5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;~~

~~(6)~~**]** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

(5) "Physician", any person currently licensed to practice medicine under chapter 334;

[~~(7)~~**] (6)** "Registrant", an individual to whom the department issues a hemp extract registration card under this section**;**

(7) "Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;

(8) "Serious condition":

(a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or

(b) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.

2. The department shall issue a hemp extract registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that the individual suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the individual contained in the database described in subsection 9 of this section;

(c) Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) States that the individual is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a **[**~~statement~~**] recommendation** signed by a **[**~~neurologist~~**] physician** that:

(a) Indicates that a minor in the parent's care suffers from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** and may benefit from treatment with hemp extract; **[**~~and~~**]**

(b) Is consistent with a record from the **[**~~neurologist~~**] physician** concerning the minor contained in the database described in subsection **[**~~9~~**] 10** of this section;

(c) The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and

(d) The minor is under the physician's continuing care for the serious condition or seizure disorder;

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department **may promulgate rules to authorize clinical trials involving hemp extract and** shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state **[**~~or federal~~**]** regulations**[**~~; and~~

~~The department may promulgate rules to authorize clinical trials involving hemp extract~~**]**.

6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**

9. The **[**~~neurologist~~**] physician** who signs the **[**~~statement~~**] recommendation** described in subsection 2 or 3 of this section shall:

(1) Keep a record of the **[**~~neurologist's~~**] physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; **[**~~and~~**]**

(2) Transmit the record described in subdivision (1) of this subsection to the department**; and**

(3) Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.

[~~9.~~**] 10.** The department shall maintain a database of the records described in subsection **[**~~8~~**] 9** of this section and treat the records as identifiable health data.

[~~10.~~**] 11.** The department may share the records described in subsection **[**~~9~~**] 10** of this section with a higher education institution for the purpose of studying hemp extract.

[~~11.~~**] 12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a **[**~~neurologist~~**] physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**] Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**"; and

Further amend said bill, Page 12, Section 195.080, Line 46, by inserting immediately after all of said section and line the following:

"195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

(1) Is composed of no more than **[**~~three-tenths~~**] nine-tenths** percent tetrahydrocannabinol by weight;

(2) Is composed of at least **[**~~five~~**] one and one-half** percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

(1) Possesses or uses the hemp extract only to treat **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** as defined in section 192.945;

(2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;

(3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from **[**~~intractable epilepsy~~**] a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has **[**~~been issued~~**]** a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition."; and

Further amend said bill, Page 13, Section 195.265, Line 18, by inserting after all of said line the following:

"261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of **[**~~intractable epilepsy~~**] a serious condition or seizure disorder as such terms are defined under section 192.945**;

[~~(6)~~**] (7)** "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

[~~(7)~~**] (8)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to **[**~~a nonprofit~~**] an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, **[**~~the entity~~**]** meets all requirements of this section and the department's rules, and there

are fewer than **[**~~two~~**] ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from **[**~~intractable epilepsy as defined in section 192.945~~**] a serious condition or seizure disorder,** consistent with any and all state **[**~~or federal~~**]** regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than **[**~~two~~**] five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019**.

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) **[**~~Three-tenths~~**] Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014**, shall be invalid and void**.

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baringer moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Hill offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 12, Section 195.080, Line 28, by inserting after the words "**dispense medication**" the words "**in good faith**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Morris (140) offered **House Substitute Amendment No. 1 for House Amendment No. 9**.

House Substitute Amendment No. 1
for
House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"**376.387. 1. For purposes of this section, the following terms shall mean:**

(1) "Covered person", the same meaning as such term is defined in section 376.1257;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Pharmacy benefits manager", the same meaning as such term is defined in section 376.388.

2. No pharmacy benefits manager shall charge or collect from a covered person a co-payment for a prescription or pharmacy service that exceeds the amount retained by the pharmacist or pharmacy from all payment sources for filling the prescription or providing the service.

3. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy with which the pharmacy benefits manager has entered a contract from doing either of the following:

(1) Informing a covered person of the difference between the covered person's co-payment for a prescription drug and the amount the covered person would pay if the covered person did not use a health benefit plan to cover the cost; or

(2) Selling a prescription drug to a covered person who chooses not to use a health benefit plan to cover the cost, provided the cost to the covered person is less than the covered person's co-payment for the drug.

4. No pharmacy benefits manager shall restrict or interfere with a pharmacists's ability to provide pharmacy care to a covered person, including providing pharmacist-patient communications and discussing alternative drug options.

5. No pharmacy benefits manager shall charge or hold a pharmacist or pharmacy responsible for any fee that is related to a claim unless the amount of the fee can be determined and has been disclosed to the pharmacist or pharmacy at the time of the claim's adjudication.

6. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy from making any written or oral statement to any state, county, or municipal official or before any state, county, or municipal committee, body, or proceeding.

7. The department of insurance, financial institutions and professional registration shall enforce the provisions of this section.

8. Any person aggrieved by a pharmacy benefits manager's violation of this section may bring a civil action against the pharmacy benefits manager that violated the provisions of this section.

9. If any person believes that a pharmacy benefits manager has committed a violation of subsections 2 through 5 of this section, they may mail written notice to the pharmacy benefits manager describing the alleged violation and allow the pharmacy benefits manager ten business days from the date the notice was postmarked to remedy such alleged violation. If such alleged violation is not so remedied, then such person may request the department of insurance, financial institutions and professional registration to conduct an arbitration proceeding in a manner prescribed by such division, provided that the division shall issue a ruling within seventy days of receiving the request. The division may join similar claims and claims presenting a common issue of fact. The department may establish a reasonable fee, which shall be paid by the non-prevailing party. The division's ruling shall be final and binding on all parties unless appealed as provided in chapter 536.

10. The department of insurance, financial institutions and professional registration may promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morris (140), **House Substitute Amendment No. 1 for House Amendment No. 9** was adopted.

Representative Lavender offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium **[**~~is~~**] exceeds** two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and

the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee.

335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said bill, Page 17, Section 338.056, Line 38, by inserting after all of said line the following:

"338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 10** goes beyond the scope of the bill.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Ross, **HCS SS SCS SB 826, as amended**, was adopted.

On motion of Representative Ross, **HCS SS SCS SB 826, as amended**, was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 012

Berry	Curtis	Ellington	Green	Hurst
Kidd	Marshall	May	McDaniel	Moon
Pogue	Smith 85			

PRESENT: 000

ABSENT WITH LEAVE: 015

Austin	Brattin	Burns	Cookson	Gregory
Houx	Korman	McCann Beatty	Peters	Pietzman
Plocher	Rehder	Rone	Schroer	Mr. Speaker

VACANCIES: 002

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 124

Anders	Anderson	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Basye	Beard
Beck	Bernskoetter	Black	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wood	Mr. Speaker	

NOES: 022

Alferman	Berry	Bondon	Curtis	Eggleston
Ellington	Gray	Green	Hurst	Marshall
Matthiesen	May	McDaniel	Moon	Mosley
Pogue	Roden	Schroer	Smith 85	Washington
Wessels	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Andrews	Austin	Brattin	Burns
Cookson	Gregory	Korman	Mathews	McCann Beatty
Peters	Plocher	Rone	Spencer	Wiemann

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 775, as amended, with House Amendment No. 1 to House Amendment No. 2 and **House Amendment No. 2**, **pending**, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Alferman offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**forty-five**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Wood, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS SS SCS SB 775, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS SS SCS SB 775, as amended**, was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green

Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Love
Lynch	May	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall	Neely	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 021

Andrews	Austin	Barnes 60	Brattin	Burns
Cookson	Gregory	Korman	Lichtenegger	Mathews
Matthiesen	McCann Beatty	McDaniel	McGee	Peters
Plocher	Rhoads	Rone	Shumake	Wessels
Wiemann				

VACANCIES: 002

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 2438, relating to workers' compensation, was taken up by Representative Remole.

On motion of Representative Remole, the title of **HB 2438** was agreed to.

On motion of Representative Remole, **HB 2438** was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 96, relating to Move Over or Slow Down Awareness Month, was taken up by Representative Conway (104).

Speaker Richardson resumed the Chair.

On motion of Representative Conway (104), **HCR 96** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Arthur
Bangert	Baringer	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Frederick	Gannon	Gray	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 029

Andrews	Austin	Bahr	Barnes 60	Brattin
Butler	Cookson	Cornejo	Ellington	Francis
Franks Jr	Green	Gregory	Grier	Haahr
Korman	Mathews	Matthiesen	McCann Beatty	McDaniel
Neely	Peters	Plocher	Rehder	Roden
Rone	Schroer	Spencer	Wiemann	

VACANCIES: 002

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS HB 2407** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2407, Page 3, Section 208.183, Line 85, by inserting after all of said section and line the following:

"**Section 1. The month of August shall be known and designated as "Rare Disease Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of rare diseases that affect Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

On motion of Representative Ruth, **HCS HB 2407, as amended**, was adopted.

On motion of Representative Ruth, **HCS HB 2407, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 2657**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Redmon, Rowland (29) and Walker (3)

Noes (2): Green and Shaul (113)

Absent (2): Nichols and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SB 600**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Tate, Unsicker, Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Stephens (128)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 80**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1359**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Shull (16)

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1565**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1725**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1856**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2061 & 2219**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2276**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2284**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2403**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2410**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2425**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2539**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2567**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bills were referred to the Committee indicated:

HCB 15 - Fiscal Review
HCB 16 - Fiscal Review
HCB 23 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 629 - Fiscal Review
SS SB 705 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2001**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2002** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2003** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2004** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2005** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 569, as amended**.

Senators: Cunningham, Wieland, Crawford, Walsh and Sifton

COMMITTEE CHANGES

April 25, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Kevin Corlew from the Rules - Administrative Oversight Committee and appoint Representative Delus Johnson.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, April 26, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, April 26, 2018, upon adjournment, House Hearing Room 3.
Executive session will be held: HB 2019
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: SB 819
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, April 26, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1579
Executive session will be held: HB 1556, HB 2198
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, April 26, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: CCR SS SCS HB 1291, SS HB 1858, HCS SS SCS SBs 894 & 921
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION
Thursday, April 26, 2018, 1:45 PM or upon adjournment (whichever is later), House Hearing Room 7.
Executive session will be held: SCS SBs 807 & 577
Executive session may be held on any matter referred to the committee.
To reconsider SCS SBs 807 & 577.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, April 26, 2018, 8:15 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).
CORRECTED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

JUDICIARY
Thursday, April 26, 2018, 9:30 AM, House Hearing Room 7.
Executive session will be held: SS SCS SB 966
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, April 26, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: SS SCS SB 586
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21) RSMO., portions of the meeting may be closed.

VETERANS
Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SCR 42
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-SECOND DAY, THURSDAY, APRIL 26, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 23, (Fiscal Review 4/25/18) - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 – Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson

HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 – Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 11 - Neely
HCB 16, (Fiscal Review 4/25/18) - Houghton
HCB 14 - Reiboldt
HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)
HB 2179 - Haahr

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
HCS SCS SB 917 - Fitzwater
SCS SB 629, (Fiscal Review 4/25/18) - Rehder
HCS SB 660 - Fitzwater
SB 683 - Kolkmeyer
SS SB 705, (Fiscal Review 4/25/18) - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SB 626 - Kidd
SB 708 - Fitzpatrick

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, (Fiscal Review 4/24/18) - Christofanelli
SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended (Fiscal Review 4/18/18) - Henderson
HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SECOND DAY, THURSDAY, APRIL 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Finally, brethren, be of one mind, live in peace: and the God of love and peace shall be with you.
(II Corinthians 13:11)

O Loving God, who is the light of all who put their trust in You and the life of those who walk in Your ways, we draw near to You in the quiet of this moment of prayer seeking strength and wisdom for the tasks of this day.

We bring to You our responsibilities to ourselves, to one another, and to our state, and that we would see them in the light of Your will for us. Empowered by Your spirit, we would carry them with honor to You, to the people, and to ourselves.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Macie Evers.

The Journal of the sixty-first day was approved as printed.

SPECIAL RECOGNITION

Representative Bernskoetter introduced a delegation of members of the Parliamentary Service Commission of the National Parliament of Kenya.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCB 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163) and Swan

Noes (3): Morgan, Unsicker and Wessels

Absent (2): Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Conway (104), Fraker, Haefner, Morris (140) and Wessels

Noes (3): Alferman, Morgan and Unsicker

Absent (5): Rowland (29), Smith (163), Swan, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1291, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (3): Alferman, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (2): Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163) and Swan

Noes (3): Morgan, Unsicker and Wessels

Absent (3): Alferman, Wiemann and Wood

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2006** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 23, Section 6.305, Line 38, by inserting immediately after said line the following:

"Section 6.310. To the Department of Natural Resources
For Refunds
From State Parks Earnings Fund (0415).....$574,372"; and

Further amend bill totals accordingly

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 17, Section 6.225, Line 147, by inserting immediately thereafter said line the following:

"For Contaminated Acquisition Home Program
From General Revenue Fund.....$1,000,000"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2007** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 11, Section 7.150, Line 6, by striking the number "$15,734,261" and inserting in lieu thereof the number "17,984,261"; and

Further amend section and bill totals accordingly

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2008** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2009** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2010** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2011** entitled:

An act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2012** entitled:

An act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2013** entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

HCS HB 2247, **HB 2384** and **HB 1662** were placed back on the House Bills for Perfection Calendar.

SB 649 was placed back on the Senate Bills for Third Reading Calendar.

HCR 55 was placed back on the House Concurrent Resolutions for Third Reading Calendar.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House refuse to adopt **SS HB 1858** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1268 was placed on the Informal Calendar.

SCS HCS HB 2002, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2002** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2003, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2003** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2004, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2004** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2005, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2005** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2006, as amended, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2006, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2007, as amended, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2007, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2008, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2008** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2009, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2009** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 2010, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SS SCS HCS HB 2010** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2011, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2011** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2012, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2012** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2013, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2013** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HB 2015, to appropriate money for supplemental purposes for the Department of Economic Development, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 2015** was agreed to.

On motion of Representative Fitzpatrick, **HB 2015** was ordered perfected and printed.

Representative Lynch assumed the Chair.

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, relating to political subdivisions, was taken up by Representative Henderson.

On motion of Representative Henderson, **CCR SS SCS HB 1291, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Henderson
Higdon	Houghton	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Muntzel	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 012

Brattin	Christofanelli	Helms	Hurst	Kidd
Korman	Marshall	McDaniel	Moon	Roeber
Schroer	Taylor			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 018

Chipman	Conway 10	Conway 104	Cross	DeGroot
Gray	Hill	Houx	Mathews	McCann Beatty
Mosley	Neely	Peters	Pogue	Rehder
Rone	Runions	Mr. Speaker		

VACANCIES: 002

On motion of Representative Henderson, **CCS SS SCS HB 1291** was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtis
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Henderson	Higdon	Houghton
Justus	Kelly 141	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lavender	Love	Lynch
Matthiesen	May	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Ross	Rowland 155	Rowland 29	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 017

Brattin	Christofanelli	Curtman	Ellington	Helms
Hurst	Johnson	Korman	Marshall	McDaniel
Moon	Pietzman	Roeber	Schroer	Spencer
Stacy	Taylor			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Chipman	Cross	DeGroot	Gannon
Gray	Harris	Hill	Houx	Kelley 127
Kidd	Lichtenegger	Mathews	McCann Beatty	McGee
Mosley	Peters	Pogue	Rehder	Rone
Runions	Smith 85	Mr. Speaker		

VACANCIES: 002

Representative Lynch declared the bill passed.

THIRD READING OF HOUSE COMMITTEE BILLS

HCB 11, relating to persons under protective custody, was taken up by Representative Neely.

On motion of Representative Neely, **HCB 11** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 005

Ellington	Hurst	McCreery	Mitten	Washington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Burns	Chipman	Conway 104	Cross
DeGroot	Gray	Hill	Houx	Kelley 127
Mathews	McCann Beatty	Mosley	Muntzel	Peters
Pogue	Rehder	Rone	Runions	Mr. Speaker

VACANCIES: 002

Representative Lynch declared the bill passed.

HCB 16, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, **HCB 16** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Green	Hurst
Kendrick	Lavender	Marshall	May	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Burns	Chipman	Cross	DeGroot
Franks Jr	Gray	Hill	McCann Beatty	McGee
Mosley	Peters	Pogue	Rone	Runions
Walker 74				

VACANCIES: 002

Representative Lynch declared the bill passed.

HCB 14, relating to the designation of state highways, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HCB 14** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 008

Cornejo	Ellington	Hurst	Meredith 71	Mitten
Moon	Newman	Unsicker		

PRESENT: 001

Roberts

ABSENT WITH LEAVE: 017

Barnes 60	Burns	Chipman	Cross	DeGroot
Gray	Hill	McCann Beatty	Mosley	Peters
Pietzman	Pogue	Reisch	Rone	Runions
Walker 74	Mr. Speaker			

VACANCIES: 002

Representative Lynch declared the bill passed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 23, as amended, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCB 23, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

SCS SB 644, **HCS SCS SB 718**, **SB 625**, **HCS SS SCS SB 547**, **HCS SS SB 870**, **HCS SB 806**, **HCS SB 743**, **SCS SB 862**, **SB 757** and **SB 768** were placed on the Informal Calendar.

HCS SS SCS SBs 894 & 921, relating to education curriculum involving science and technology, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SS SCS SBs 894 & 921** was agreed to.

HCS SS SCS SBs 894 & 921 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2634 - Special Committee on Innovation and Technology

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 27 - Government Efficiency

REFERRAL OF SENATE REVISION BILLS

The following Senate Revision Bill was referred to the Committee indicated:

SRB 975 - Special Committee on Government Oversight

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 655 - Judiciary
SCS SB 824 - Professional Registration and Licensing
SB 954 - General Laws
SB 973 - Crime Prevention and Public Safety
SS SB 982 - Children and Families

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was returned **HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1556**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (2): Conway (104) and Mosley

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1579**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (1): Mosley

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2198**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (1): Mosley

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Hannegan, Hill, Lauer, Phillips and Wessels

Noes (1): McDaniel

Absent (3): Barnes (60), Franks Jr. and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (3): Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 687**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Green, Helms, Redmon, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Houx, Nichols and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Present (1): Cornejo

Absent (1): Arthur

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2433**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stevens (46), Walker (74) and Wiemann

Noes (1): Stephens (128)

Absent (2): Messenger and Morris (140)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2463**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stephens (128), Stevens (46) and Walker (74)

Noes (0)

Absent (3): Messenger, Morris (140) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2611**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Morris (140)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 780**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Beard and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SS#2 SCS SB 590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (3): Bangert, Merideth (80) and Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SB 695**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (1): Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SS SCS SB 843**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (3): Barnes (28), Merideth (80) and Washington

Absent (1): Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (2): Franklin and Miller

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee**

Substitute, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller and Pierson Jr.

Noes (0)

Absent (3): Berry, Plocher and Roberts

Mr. Speaker: Your Committee on Utilities, to which was referred **SCR 43**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr. and Roberts

Noes (0)

Absent (2): Berry and Plocher

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SB 598**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr. and Roberts

Noes (0)

Absent (2): Berry and Plocher

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1964**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Roden and Schroer

Noes (5): Brown (27), Ellington, Gray, Mosley and Shull (16)

Absent (1): Rhoads

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2620**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Roden, Schroer and Shull (16)

Noes (4): Brown (27), Ellington, Gray and Mosley

Absent (1): Rhoads

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 87**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1524**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2507**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2568**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Berry, Engler, Evans, Johnson, Runions and Sommer

Noes (2): Franks Jr. and Unsicker

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

The following members' presence was noted: Chipman, Cross, DeGroot, Hill, and Runions.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, April 30, 2018.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: SB 819
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 582, HB 2565, HB 2705
Executive session will be held: HB 2625, HB 2529, HB 2458
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, April 30, 2018, 2:00 PM, House Hearing Room 4.
Executive session will be held: SCS SB 629, SS SB 705
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Public hearing will be held: SB 808
Executive session will be held: SB 808
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SJR 27
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION
Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, April 30, 2018, 12:00 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HCS HB 1975, HCS HB 2088, HCS SS SCS SBs 603, 576 & 898, HCS SCS SB 672, HCS SB 687, HCS SB 695, HCS SS SCS SB 843, HCS SS SB 881
Executive session may be held on any matter referred to the committee.
SS#2 SCS SB 590 removed.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 1.
Executive session will be held: SCR 36, HCR 60, HCS HCR 77, HCS HCR 105, SS SCS

SB 652, SS SB 666, SS SCS SB 752, HCS SB 909, HB 2223, HB 2564
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SCR 40
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: SS SCS SB 586.
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo, portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2634
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM
Monday, April 30, 2018, 1:00 PM, House Hearing Room 6.
Executive session will be held: HB 2635
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2464, HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, April 30, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.
CORRECTED

TRANSPORTATION
Monday, April 30, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: HB 2287, SB 919, SS#2 SCS SB 1050
Executive session may be held on any matter referred to the committee.

VETERANS
Tuesday, May 01, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SCR 42
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Monday, April 30, 2018, 1:00 PM, House Hearing Room 1.
Public hearing will be held: SS#2 SB 674
Executive session will be held: SB 631, SCS SBs 632 & 675, SS SB 882
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-THIRD DAY, MONDAY, APRIL 30, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory

HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd

HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)
HB 2179 - Haahr
HB 2538 - Pietzman
HB 2499 - Hansen
HB 2438 - Remole
HCS HB 2407 - Ruth

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
HCS SCS SB 917 - Fitzwater
SCS SB 629, (Fiscal Review 4/25/18) - Rehder
HCS SB 660 - Fitzwater
SB 683 - Kolkmeyer
SS SB 705, (Fiscal Review 4/25/18) - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SS SCS SB 549 - Rehder
SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS CARRYING REQUEST MESSAGES

SS HB 1858, (request Senate recede/grant conference) - Christofanelli
SCS HCS HB 2002, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2003, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2004, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2005, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2006, as amended, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2007, as amended, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2008, (request Senate recede/grant conference) - Fitzpatrick

SCS HCS HB 2009, (request Senate recede/grant conference) - Fitzpatrick
SS SCS HCS HB 2010, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2011, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2012, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2013, (request Senate recede/grant conference) - Fitzpatrick

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, APRIL 30, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Hannah Kelly.

Heavenly Father,

Thank You for the opportunity to serve our people in this place. Give us guidance and wisdom for the decisions ahead of us, faith to walk forward and not look to the past, and strength to complete the task You have called us to well. Help us to seek justice, love mercy, and walk humbly with You, as Your word reminds us is what You expect.

Thank You for Your blessings and mercy on each of our lives. In Jesus' name, I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-second day was approved as printed by the following vote:

AYES: 118

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Conway 104	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Frederick	Gannon	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Quade	Reisch
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 85	Sommer
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
White	Wilson	Wood		

NOES: 001

Ellington

PRESENT: 001

Beard

ABSENT WITH LEAVE: 041

Berry	Brattin	Brown 57	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Curtis
Curtman	DeGroot	Franklin	Gray	Green
Gregory	Haefner	Hill	Justus	Kidd
Mitten	Mosley	Peters	Pietzman	Plocher
Pogue	Razer	Redmon	Rehder	Reiboldt
Remole	Roeber	Shaul 113	Smith 163	Spencer
Stacy	Walker 74	Washington	Wessels	Wiemann
Mr. Speaker				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2002** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2003** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2004** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2005** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2006, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2007, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2008** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2009** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2010** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2011** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2012** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2013** and grants the House a conference thereon.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 894 & 921, **SCS SB 990**, **SCS SB 814**, and **SB 840** were placed on the Informal Calendar.

HCS SCS SB 917, relating to coal ash, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SCS SB 917** was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries **[**~~may~~**] shall not** exceed **one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section 260.242, Lines 11-14, by deleting all of said lines and inserting in lieu thereof the following:

"**Recovery Act (RCRA) and to approve site-specific groundwater criteria. As used in this section, a "coal**"; and

Further amend said bill and section, Page 2, Lines 21-24, by deleting all of said lines and inserting in lieu thereof the following:

"**levels for closure and corrective action at CCR units.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Fitzwater, **HCS SCS SB 917** was adopted.

On motion of Representative Fitzwater, **HCS SCS SB 917** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Barnes 60	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burns
Chipman	Christofanelli	Conway 104	Corlew	Cornejo

Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
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Speaker Pro Tem Haahr declared the bill passed.

SCS SB 629 was placed on the Informal Calendar.

HCS SB 660, relating to mental health, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SB 660** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting after all of said line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in drug court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. 1396a (a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy**. Subject to appropriations, pregnant women receiving substance abuse treatment within sixty days of giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements**;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women

and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. 1396a (a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. 1396r-1;

(26) Effective August 28, 2013, persons who are in foster care under the responsibility of the state of Missouri on the date such persons **[**~~attain~~**] attained** the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes

ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(I)."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Ruth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"**9.270. June twenty-seventh of each year shall be known and designated as "Posttraumatic Stress Awareness Day". It is recommended to the people of the state that the day be appropriately observed through activities which will increase awareness of posttraumatic stress.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 2** was adopted.

Speaker Richardson assumed the Chair.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 660, Page 3, Section 208.217, Line 65, by inserting immediately after all of said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **(APA), [**~~or~~**]** the Canadian Psychological Association **(CPA), or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of

professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against a psychologist's license;

(5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;

(6) Nonconfidential information related to alternative program participation information;

(7) Any denial of application for licensure, and the reasons for such denial; and

(8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of

any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

(4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

(2) The commission shall maintain its financial records in accordance with the bylaws; and

(3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or

responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 9, Section 630.945, Line 7, by inserting immediately after all of said section and line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

Representative Helms offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the

department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[~~(18)~~**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[~~(19)~~**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(20)~~**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[~~(21)~~**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(22)~~**] (25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[~~(23)~~**] (26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent

Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Cookson	Dogan	Fraker	Higdon
Lichtenegger	Peters	Pogue	Reisch	Shull 16
Smith 163				

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 870, relating to emergency medical services, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS SS SB 870** was agreed to.

HCS SS SB 870 was laid over.

SS SCS SB 549 was placed back on the Senate Bills for Third Reading Calendar.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HCS HB 2002: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee
SCS HCS HB 2003: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee
SCS HCS HB 2004: Representatives Fitzpatrick, Alferman, Conway (104), Butler and Razer
SCS HCS HB 2005: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Merideth (80)
SCS HCS HB 2006: Representatives Fitzpatrick, Alferman, Redmon, Kendrick and Pierson, Jr
SCS HCS HB 2007: Representatives Fitzpatrick, Alferman, Redmon, Burnett and Kendrick
SCS HCS HB 2008: Representatives Fitzpatrick, Alferman, Conway (104), Butler and May
SCS HCS HB 2009: Representatives Fitzpatrick, Alferman, Conway (104), Kendrick and May
SS SCS HCS HB 2010: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade
SCS HCS HB 2011: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade
SCS HCS HB 2012: Representatives Fitzpatrick, Alferman, Bahr, Lavender and Merideth (80)
SCS HCS HB 2013: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Razer

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HB 2015, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 2015** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Bahr	Curtis	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Chipman	Cookson	Curtman	Dogan
Higdon	Miller	Peters	Pogue	Reisch
Schroer	Shull 16	Smith 163		

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Lynch assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 1554 and **HCS HB 1739** were placed on the Informal Calendar.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Cookson	Ellebracht	Higdon	May
McGee	Mitten	Morgan	Newman	Peters
Pogue	Reisch	Rowland 29	Schroer	Smith 163
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **HB 2179** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	Meredith 71	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 035

Anders	Bangert	Baringer	Barnes 28	Beck
Brown 27	Burns	Butler	Christofanelli	Curtis
Curtman	Ellington	Franks Jr	Gray	Green
Hurst	Kendrick	Lavender	Marshall	McCann Beatty
McGee	Merideth 80	Moon	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Roberts
Runions	Stevens 46	Trent	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Barnes 60	Cookson	Ellebracht	Higdon
May	Mitten	Newman	Peters	Pogue
Reisch	Rowland 29	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2538, relating to maintaining Missouri state parks, was taken up by Representative Pietzman.

On motion of Representative Pietzman, **HB 2538** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 001

Pierson Jr

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Bondon	Brown 57	Cookson	Higdon
Miller	Mitten	Newman	Peters	Pogue
Reisch	Smith 163	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2499, relating to videoconferencing for parole hearings, was taken up by Representative Hansen.

Speaker Richardson resumed the Chair.

On motion of Representative Hansen, **HB 2499** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCreery	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Barnes 28	Beck	Brown 27	Burnett
Butler	Carpenter	Curtis	Franks Jr	Gray
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Nichols	Pierson Jr
Quade	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Evans	Haahr	Higdon	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 2438, relating to workers' compensation, was taken up by Representative Remole.

On motion of Representative Remole, **HB 2438** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Burnett	Butler	Curtis	Ellington	McGee
Morgan	Smith 85	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 2407** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 1857, **HCS HB 1803**, **HB 1397**, and **HCS HB 2210** were placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1286** entitled:

An act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HB 1500** entitled:

An act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to reduction in regulation of certain occupations.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 32, Section 329.275, Line 26, by striking the word "shall" and inserting in lieu thereof the following:

"**may**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1879** entitled:

An act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 20, Section 110.140, Line 12 of said page, by inserting after all of said line the following:

"137.225. 1. In all counties, except the city of St. Louis, the assessor shall be provided with two books, one to be called the "real estate book", and the other to be called the "personal assessment book".

2. The real estate book shall contain all lands subject to assessment. It shall be in tabular form, with suitable captions and separate columns. The first column shall contain the name of the owner, if known; if not, the name of the party who paid the last tax; if no tax has ever been paid, then the name of the original patentee, grantee or purchaser from the federal government, the state or county, as the case may be, opposite thereto; the second column shall contain the residence of the owner **or, upon written consent of the owner filed with the assessor, an alternate address for the purpose of mailing ad valorem property tax statements to someone other than an**

owner, family trust, or mortgage holder receiving escrow payments; the third column shall contain an accurate description of the land by the smallest legal subdivisions, or by smaller parts, lots or parcels, when sections and the subdivisions thereof are subdivided into parts, lots or parcels; the fourth column shall contain the actual cash valuation. When any person shall be the owner or original purchaser of a section, quarter section or half quarter section, block, half block or quarter block, the same shall be assessed as one tract. The assessor shall arrange, collect and list all lands owned by one person in the county, under his name and on the same page, if there be room to contain it, and if not on the next and following leaf, with proper indications of such continuance, whether they be lots and blocks in a city, or sections or parts of sections in the country, the lowest numbered range, township and section, block, lot or survey always being placed first in such list, and so on in numerical order until said list for each property owner is completed. The assessor shall consolidate all lands owned by one person in a square or block into one tract, lot or call, and for any violation of this section, in unnecessarily dividing the same into more tracts than one or more lots than one, the county commission shall deduct from his account for making the county assessment, ten cents for each lot or tract not so consolidated. At the close of each owner's list, the assessor shall place all the lands that appear to belong to the owner, which cannot be properly described by numerical order, as contemplated in this section, which shall be otherwise properly described, indicating the quantity and location thereof.

3. The personal assessment book shall contain a list of the names of all persons liable to assessment, alphabetically arranged with proper priority of vowels. The assessor shall set opposite their names the tangible personal property respectively owned by them. It shall be in tabular form, with suitable captions and proper columns; the first column shall contain the names of the persons assessed; the second column shall contain the residence, if in the city, the ward, addition and block, or, if outside an incorporated city or town, the township in the county; the third column shall contain the occupation of the party assessed; the fourth column shall contain each kind of property assessed; the fifth column shall contain the assessed value thereof; the sixth column shall contain the amount chargeable to each person, and there may be such other columns as are useful and convenient in practice.

4. Nothing in this section shall be construed to prohibit separate real estate and personal assessment books in all incorporated cities where they are necessary."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting after all of said line the following:

"34.165. 1. In making purchases for this state, its governmental agencies or political subdivisions, the commissioner of administration shall give a bidding preference consisting of **at least** a **[**ten-point**] five-point bonus and no greater than a fifteen-point** bonus on bids for products and services manufactured, produced or assembled in qualified nonprofit organizations for the blind established pursuant to the provisions of 41 U.S.C. Sections 46 to 48c, as amended and in sheltered workshops holding a certificate of approval from the department of elementary and secondary education pursuant to section 178.920 if**, at a minimum,** the participating nonprofit organization **or workshop** provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars. **The bonus points shall be awarded on the basis of a sliding scale, as determined in rule by the commissioner of administration, based on revenue generation for and utilization of qualified nonprofit organizations for the blind or sheltered workshops, with the bonus points increasing as the revenue generation for and utilization of such organizations and workshops increases.**

2. An affidavit signed by the director or manager and the board president of a participating nonprofit organization shall be provided to the purchasing agency by the contractor at the completion of the contract or within thirty days of the first anniversary of the contract, whichever first occurs, verifying compliance.

3. The commissioner of administration shall make such rules and regulations regarding specifications, quality standards, time of delivery, performance**, bidding preferences,** and other relevant matters as shall be necessary to carry out the purpose of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. At the request of the commissioner of administration, the state auditor may examine all records, books and data of any qualified nonprofit organization for the blind to determine the costs of manufacturing products or rendering services and the manner and efficiency of production and administration of such nonprofit organization

with relation to any product or services purchased by this state, its governmental agencies or political subdivisions and to furnish the results of such examination to the commissioner for appropriate action."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 1, Section A, Line 6, by inserting after all of said line the following:

"**8.301. 1. Neither the state nor any political subdivision thereof shall:**

(1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;

(2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;

(3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;

(4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or

(5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.

2. For purposes of this section, the phrase "experience modification factor" shall mean the factor calculated pursuant to the provisions of chapter 287."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting immediately after said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments. **The term "department" shall not include public institutions of higher education.**

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2116** entitled:

An act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to watercraft, with a penalty provision.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 98 - Government Efficiency
HJR 99 - Government Efficiency
HJR 100 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 1286 - Fiscal Review
SS#2 SCS HCS HB 1500 - Fiscal Review
SS SCS HCS HB 1879 - Fiscal Review
SCS HCS HB 2116 - Fiscal Review
HB 1955 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#5 SB 564 - Fiscal Review
HCS SB 659 - Fiscal Review
HCS SS SCS SB 707 - Fiscal Review
HCS SS SCS SB 782 - Fiscal Review

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has continued its investigation concerning certain allegations against Governor Eric R. Greitens and begs leave to submit a Supplement to Committee Report No. 1.

Exhibits and transcripts are on file with the Chief Clerk and are available on the House of Representatives website.

SUPPLEMENT TO COMMITTEE REPORT NO. 1

April 30, 2018

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer
/s/ Rep. Kevin Austin
/s/ Rep. Shawn Rhoads
/s/ Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

ADDITIONAL FINDINGS OF THE COMMITTEE

1. On Thursday, April 12, 2018, Greitens posted a public statement to Facebook in which he claimed that video of an interview taken by the Circuit Attorney's office "undermined the narrative" and "directly contradicted allegations in the House report." Specifically, Greitens claimed Witness 1 "never once mentions any coercion" in the videotaped interview.[1] However, Witness 1 described the same facts regarding the morning of March 21, 2015 in her interview with the Circuit Attorney's office as she did with this Committee. For example, compare:

Circuit Attorney Testimony	Committee Testimony
And I was like, "I'm leaving and went to go upstairs, and he took me in his arms and was like, no, no … you can't leave like this. You can't leave. Come here. And lays me down on the ground where I'm laying on his, like, basement floor in the fetal position.[2]	I was like, "No, I'm leaving, I'm leaving." And I start walking out – or going to go up the stairs, and he grabs me and like – like in a bear hug and was like, "Shh, shh, it's okay, calm down, calm down, and like lays me down on this ground in the basement.[3]
I'm crying, like, hysterically at this point. And he was like, shush, it's okay. It's okay, It's okay.[4]	I was laying next to him just crying, like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay.[5]
[H**]**e proceeds to undo his pants and take his **[**penis**]** out of his underwear or whatever. And like, put it near my face.[6]	He starts undoing his pants, and he takes his penis out and put it, like near where my face is.[7]
I gave him a blow job at this point.[8]	So I gave him oral sex at this point.[9]
I just felt like, I'm going to do this and he'll be satisfied that he had his little whore, and I'm going to leave and I'll never see him again, was what was going through my mind at this point…"[10]	I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be back at work, and he's not going to let me leave, because he's obviously still horny.[11]

[1] See Ex. 26.
[2] Tr. CA at 13:23 to 14:3.
[3] Tr. W1 at 25:7-13.
[4] Tr. W1 at 14:4-6.
[5] Tr. W1 at 25:18-21.
[6] Tr. CA at 14:11-17.
[7] Tr. W1 at 26:4-6.
[8] Tr. CA at 14:17-18.
[9] Tr. W1 at 26:11-12.
[10] Tr. CA at 15:6-9.
[11] Tr. W1 26:6-11.

Circuit Attorney Testimony	Committee Testimony
"And at this point, just really coaxing me like a wounded little animal on the ground**[.]**"[12]	"Coerced, maybe. I felt as though that would allow me to leave."[14] And "It's a hard question **[**on consent**]** because I did it – it felt like consent, but no, I didn't want to do it."[15]
[T**]**hen he says, I'm going to put a blindfold on you. He puts the blindfold on me. And at this point there's, like, really no talking. I really was standing there, like, I have no clue what the hell is going on. I'm probably just as much turned on as I am fearful as I am curious. You know, I don't even know. We hadn't kissed or anything.[13]	**[**H**]**e said, Follow me downstairs, I'm going to show you how to do a proper pull-up. So I did what he said. And at this point, I was intrigued, definitely, because I thought for sure he really has feelings for me.[16] I honestly was, like, in shock, because I was – I was intrigued, but I'm also – how – I'm not even talking to him. I'm not – we're not doing anything I want to do right now, but I'm intrigued enough and I'm letting him and I trust him – I don't know. No, I'm not talking at all at this point.[17]

2. Witness 1 testified to additional feelings in her Circuit Attorney interview, stating that, while performing oral sex on the morning of March 21, 2015 that she was thinking "the whole time – at this point, I hate him in my mind. I think he's disgusting. I hate him. I can't believe I'm down here."[18] She further stated, "I just felt super degraded, really disgusting."[19]

3. In his Thursday, April 12 statement, Greitens further noted that Witness 1 told the Circuit Attorney that she did not tell her friends about the slap until after a false report about the location of such an incident had been made in the media.[20] However, the testimony to the Committee corroborates that Witness 1 did not tell her friends about the slap until later.

a. Witness 1 did not claim to the Committee that she had told either of the friends who testified to the Committee about the slap contemporaneous to the event. She was never asked that question, but instead to identify people with whom she had spoken about her relationship with Eric Greitens in general.[21]

b. Neither of Witness 1's friends who testified before the Committee claimed that she told them about the slap in 2015. Witness 2 testified she learned of the slap "maybe a month or so ago when we had met up for dinner**[.]**"[22] Likewise, Witness 4 stated she learned of it "recently" after she "specifically called" Witness 1 to ask about it, and that, Witness 1 told her "that was true and that she was embarrassed."[23]

4. Witness 1's testimony on the slapping incident did not change. Compare:

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[12] Tr. CA 14:7-8.
[13] Tr. CA at 10:16-23.
[14] Tr. W1 at 74:2-3.
[15] Tr. W1 at 73:22-24
[16] Tr. W1 at 21:14-19.
[17] Tr. W1 at 22:23 to 23:4.
[18] Tr. CA at 14:19-21.
[19] Tr. CA at 14:23.
[20] See Ex. 26, Greitens statement, "**[**S**]**he asked her two friends if they ever remembered her talking about a slap, and they both said no," referencing Tr. CA at 42:7-11.
[21] Tr. W1 at 58:4-8.
[22] Tr. W2 at 13:1-2.
[23] Tr. W4 at 18:13-16.

Circuit Attorney Testimony	Committee Testimony
[H**]**e said, I want to see you … she's gone Friday to Friday. On Saturday night … I went over to his house … And then we went upstairs into his … spare bedroom and were making out. And then he asked me if I had slept with anyone … And I said, yes, I have, with my husband. Because at some point I had ... And he slapped me across the face. And not like playful like. … And then as far as I remember, we talked about that. Because I asked him if he was maybe screwed up from being in the war? Like what – that was so bizarre to me that he would think that that was okay.[24]	**[**H**]**is wife would be out-of-town for a week. … And so on that Saturday, I went over to his house. …. **[**H**]**e has a spare bedroom upstairs and took me up there, and we were, like, making out at this point. … And he looks at me and asked me … have you been intimate with anybody? … And I said, Well, I slept with my husband … and he slapped me across the face, just like hard to where I was like, What, Eric, what in the heck? … And he just said, No, Like, that was – you're mine. … And I said, I think you're screwed up from being in the Navy. … That was just so bizarre to me.[25]

5. The Committee does not find anything in the Circuit Attorney interview that causes it to change its statement regarding Witness 1's credibility.

6. Greitens' claims about the content of the Circuit Attorney interview mischaracterize the actual testimony received and reviewed by this Committee.

7. On Wednesday, April 11, 2018, Eric Greitens stated this Committee's work was "based on the testimony of someone who said, under oath, that they may have been remembering this through a dream."[26] The Committee finds that Greitens' statement mischaracterizes the purported testimony cited by his counsel in the pending criminal case in the City of St. Louis. In a recent motion, Greitens' counsel cited Witness 1's answer to the specific question of whether she saw what she believed to be a phone on the morning of March 21, 2015. According to the motion of Greitens' counsel, Witness 1 answered, "… I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."[27]

8. Witness 1's answer to a specific question whether she saw a phone does not bear on her testimony about other events. To the contrary, her reluctance to state under oath that she specifically remembers seeing the phone adds to her credibility. Further, this is consistent with Witness 1's testimony to the Committee. When asked by the Committee if she remembered the first time she saw Greitens' phone she said "I don't know. That's a good question. I'm not sure."[28]

9. Greitens further stated, "Soon after this story broke, for example, the people who are attacking me now falsely claim that I slapped a woman while my wife was giving birth. It was absolutely untrue and slanderous and incredibly hurtful. It has also been 100 percent disproven, because it was impossible."[29] However, Witness 1 never claimed to the Committee or to anyone else of which we are aware that he slapped her at such time. Instead, she testified that Greitens slapped her in an upstairs bedroom while his wife was out-of-town.[30]

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[24] Tr. CA at 26:18 to 27:12.
[25] Tr. W1 at 39:14 to 40:21.
[26] See Tr. Greitens Statement on Committee Report #1 at 2:22-25.
[27] See Committee Report #1 at ¶32, citing Exhibits 23 and 24. The Committee included purported quotes of Witness 1 from her deposition in the criminal case on the theory, explained in note 36, that counsel had an obligation not to mislead the court. The Committee further notes the ellipsis placed in front of the quote from Greitens' lawyers' brief makes it impossible for the Committee to determine her full answer to the question in the absence of the full transcript. Further, Greitens' claims about a recent video disclosed by the Circuit Attorney are demonstrably false. As a result, the Committee will no longer provide such deference to cherry-picked evidence.
[28] Tr. W1 at 99:10-12
[29] See Ex. 25.
[30] Tr. W1 at 39:13 to 40:21; see also Tr. CA at 26:16 to 27:16.

10. On or about Wednesday, April 11, 2018, Greitens sponsored advertisements on Facebook promoting his response to the House report, repeating his assertions that the Committee's work is a "political witch-hunt" and Witness 1's alleged "dream" statement.[31]

11. On the afternoon of April 16, after learning that the Committee was in possession of the video interview of Witness 1, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to said video interview. In an order that afternoon, the Court granted such leave "limited to the contents of the videotape interview of **[**W**]**itness **[**1**]**".

12. On April 17, at 12:07am, counsel for Greitens emailed the Committee a letter containing purported excerpts of testimony from the nearly ten-hour deposition of Witness 1 taken in the Circuit Court case. The Committee subsequently subpoenaed Greitens' counsel, the Circuit Attorney's office, and counsel for Witness 1 seeking the deposition video and transcript. The Circuit Attorney's office and counsel for Witness 1 informed the Committee that they supported the subpoena and desired to disclose said documents to the Committee. Defense counsel sought more time to respond.

13. On April 24, the Committee filed a Request that the Circuit Court in St. Louis City instruct the Circuit Attorney and defense counsel to comply with the Committee's duly-issued subpoena. The Request indicated that "the Circuit Attorney and counsel for Witness 1 **[**we**]**re prepared to honor the subpoena." Subsequent to the filing of the request, defense counsel refused to join the Circuit Attorney and counsel for Witness 1 and instead requested more time as well as a briefing schedule on the Request.

14. This Committee's charge is to determine the truth. Having claimed that the deposition testimony is helpful to Greitens, it is incumbent upon his counsel to comply with the Committee's duly-issued subpoena and to expeditiously provide it with the entire deposition transcript.

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SB 918**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Andrews, Bangert, Dohrman, Gannon, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (6): Adams, Chipman, Cookson, Johnson, Kendrick and Trent

[31] See Ex. 25. See Tr. Greitens Statement on Committee Report #1 for entire statement.

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2635**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (5): Corlew, Cornejo, Haahr, Mitten and Rehder

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Christofanelli, Curtman, Eggleston, Ellington, Kelley (127), Mosley, Roden, Schroer and Shull (16)

Noes (0)

Absent (3): Cross, Gray and Rhoads

The following member's presence was noted: Cookson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 1, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, May 1, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS SB 982
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CONSENT AND HOUSE PROCEDURE
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: SB 819
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Wednesday, May 2, 2018, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 2473
Executive session will be held: SB 706
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1278, SS#2 SCS SB 802
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Public hearing will be held: SB 808
Executive session will be held: SB 808
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SJR 27, HJR 98, HJR 99, HJR 100
Executive session may be held on any matter referred to the committee.
AMENDED

INSURANCE POLICY
Wednesday, May 2, 2018, 9:45 AM, House Hearing Room 6.
Executive session will be held: SB 575
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY
Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Public hearing will be held: SB 655, SB 786, HB 1487, HB 1294
Executive session will be held: HB 1720, HB 1970, HCR 86
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT
Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: SCR 40, SCS SRBs 975 & 1024
Executive session will be held: SCR 40, SCS SRBs 975 & 1024
Executive session may be held on any matter referred to the committee.
Adding SCS SRBs 974 & 1024.
AMENDED

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2634
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 1, 2018, 2:45 PM, B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, May 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Informational meeting.

VETERANS
Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SCR 42
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: SCS SBs 632 & 675
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-FOURTH DAY, TUESDAY, MAY 1, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips

HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon

HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick
HCB 23, E.C. - Dogan

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr
HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)

SENATE BILLS FOR THIRD READING

SB 683 - Kolkmeyer
SS SB 705 - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, (Fiscal Review 4/30/18), E.C. - Miller
HCS SB 659, (Fiscal Review 4/30/18) - Redmon
HCS SS SCS SB 707, (Fiscal Review 4/30/18) - Engler
HCS SS SCS SB 782, (Fiscal Review 4/30/18) - Wiemann

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
SCS SB 629 - Miller

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1286, (Fiscal Review 4/30/18) - Engler
SS#2 SCS HCS HB 1500, as amended, (Fiscal Review 4/30/18) - Dogan
SS SCS HCS HB 1879, as amended, (Fiscal Review 4/30/18) - Fraker
SCS HCS HB 2116, (Fiscal Review 4/30/18) - Ross

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS CARRYING REQUEST MESSAGES

SS HB 1858, (request Senate recede/grant conference) - Christofanelli

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick

SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FOURTH DAY, TUESDAY, MAY 1, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let integrity and uprightness preserve me; for I wait on Thee. (Psalm 25:21)

O Loving God, who is a strong tower of defense to all who keep faith and trust with You, we Your children come before You in gratitude for Your steadfast love and Your enduring truth. In You alone is our hope and in You alone is the strength of our state.

In our restlessness, may we know the peace of Your presence; in our fears, the faithfulness of your spirit; and in our uncertainties, the certainty of Your love. May our little efforts for good be supported by the greatness of Your power and the goodness of Your grace in the people's house.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Leo Moffatt, Parker Howell, Brynn Hubbard, Sophia Ardekani, Bella Campbell, and Kelsey Lightle.

The Journal of the sixty-third day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71

Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 001

Green

ABSENT WITH LEAVE: 029

Arthur	Brown 57	Carpenter	Chipman	Christofanelli
Cookson	Curtis	Curtman	Ellington	Gregory
Kidd	Korman	Love	May	Merideth 80
Mitten	Mosley	Muntzel	Newman	Peters
Pierson Jr	Plocher	Pogue	Roeber	Smith 85
Spencer	Walker 74	White	Mr. Speaker	

VACANCIES: 002

HOUSE RESOLUTIONS

Representative Merideth (80) offered House Resolution No. 7432.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HCS HB 1500, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Haefner and Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HB 1858** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS HB 1858**.

Senators: Eigel, Wallingford, Koenig, Nasheed, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2002**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2003**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2004**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2005**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2006, as amended**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2007, as amended**.

Senators: Brown, Hegeman, Cunningham, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2008**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2009**.

Senators: Brown, Sater, Cunningham, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 2010**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2011**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2012**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2013**.

Senators: Brown, Hegeman, Sater, Curls, Holsman

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, **SCS HCS HB 1286** was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
McGee	Meredith 71	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 004

Hurst	Johnson	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Burns	Carpenter	Chipman	Cookson
Curtis	Ellington	Korman	McCann Beatty	McDaniel

Merideth 80	Newman	Peters	Pogue	Smith 85
White	Mr. Speaker			

VACANCIES: 002

On motion of Representative Engler, **SCS HCS HB 1286** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
Meredith 71	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Hurst	Johnson	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 57	Chipman	Cookson	Curtman
Ellington	Kendrick	Kidd	McCann Beatty	McDaniel
McGee	Merideth 80	Newman	Peters	Pogue
Redmon	Rhoads	Rone	Rowland 29	Schroer
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS#2 SCS HCS HB 1500, as amended, relating to reduction in regulation of certain occupations, was taken up by Representative Dogan.

On motion of Representative Dogan, **SS#2 SCS HCS HB 1500, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 010

Anders	Bangert	Barnes 28	Hurst	Marshall
McGee	Moon	Morgan	Runions	Washington

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Cookson	Fraker	Lauer	McDaniel
Merideth 80	Messenger	Mitten	Newman	Peters
Phillips	Pogue	Quade	Rone	Swan

VACANCIES: 002

On motion of Representative Dogan, **SS#2 SCS HCS HB 1500, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 011

Anders	Bangert	Barnes 28	Brown 27	Hurst
Marshall	McGee	Moon	Morgan	Runions
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Cookson	Curtman	Lauer	McCann Beatty
McDaniel	Mitten	Newman	Peters	Pogue
Swan	Walker 74	Wilson		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, relating to the Missouri dental board, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **SCS HCS HB 1268** was adopted by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 002

Ellington	Moon

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Conway 10	Cookson	Dohrman	Evans
Green	Gregory	McDaniel	Mitten	Newman
Peters	Pogue	Mr. Speaker		

VACANCIES: 002

On motion of Representative Lichtenegger, **SCS HCS HB 1268** was truly agreed to and finally passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 002

Ellington	Moon

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Cookson	Dohrman	Gannon	Green
McDaniel	Mitten	Newman	Nichols	Peters
Pogue	Redmon			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1554, relating to the use of investigational drugs, was taken up by Representative Neely.

Representative Dogan offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 192.945, Line 9, by deleting the words "**under section 195.981**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Dogan, **House Perfecting Amendment No. 1** was adopted.

Representative Basye assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Messenger	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 045

Adams	Anders	Arthur	Bangert	Barnes 28
Beard	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 010

Alferman	Baringer	Cookson	Fitzpatrick	Korman
McDaniel	Miller	Newman	Peters	Pogue

VACANCIES: 002

Speaker Richardson resumed the Chair.

On motion of Representative Neely, **HCS HB 1554, as amended**, was read the third time and passed by the following vote:

AYES: 112

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Franklin	Franks Jr	Gannon	Gray
Green	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Johnson	Kelley 127	Kendrick	Kidd	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Mosley	Neely	Nichols
Phillips	Pierson Jr	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Roberts	Roden	Rone	Rowland 155	Rowland 29
Runions	Schroer	Shaul 113	Shull 16	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Mr. Speaker			

NOES: 044

Andrews	Bahr	Beard	Bernskoetter	Berry
Black	Brattin	Conway 104	Cross	Dohrman
Eggleston	Fitzpatrick	Francis	Frederick	Gregory
Haefner	Houghton	Houx	Hurst	Justus
Kelly 141	Knight	Korman	Lynch	Marshall
Mathews	Messenger	Moon	Morse 151	Muntzel
Pfautsch	Pietzman	Pike	Remole	Rhoads
Roeber	Ross	Ruth	Shumake	Stacy
Taylor	Walsh	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 005

Cookson	McDaniel	Newman	Peters	Pogue

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS HB 1858: Representatives Christofanelli, Curtman, Smith (163), Carpenter and Morgan

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 814, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **SCS SB 814** was agreed to.

On motion of Representative Rowland (155), **SCS SB 814** was truly agreed to and finally passed by the following vote:

AYES: 152

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Cookson	Cross	Hill	McDaniel	Muntzel
Newman	Peters	Pogue	Walker 74	

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

SB 683, relating to transportation of cranes, was taken up by Representative Kolkmeyer.

On motion of Representative Kolkmeyer, the title of **SB 683** was agreed to.

Representative Razer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 683, Page 6, Section 304.180, Line 172, by inserting immediately after all of said section and line the following:

"**304.822. 1. As used in this section, the following terms mean:**

(1) "Electronic message", a self-contained piece of digital communication that is designed or intended to be transmitted via an electronic wireless communication device, which includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site;

(2) "Electronic wireless communication device", includes, but is not limited to, a cell phone, personal digital assistant, electronic device with mobile data access, laptop computer, pager, broadband personal communication device, electronic game, or portable computing device. An "electronic wireless communication device" shall not include:

(a) A global navigation satellite system receiver used for positioning, emergency notification, or navigation purposes; and

(b) Two-way or citizen band radio services;

(3) "Hands-free electronic wireless communication device", a wireless communication device that has an internal feature or function, or that is equipped with an attachment or addition, regardless of whether permanently part of such mobile electronic device, by which a user engages with the device without the use of either hand; provided, however, this definition shall not preclude the use of either hand merely to activate, deactivate, or initiate a function of the device;

(4) "Highway", any public thoroughfare for vehicles, including state roads, county roads, public streets, avenues, boulevards, parkways, or alleys in any municipality;

(5) "Operating", physically driving or operating a motor vehicle on a highway, including operation while temporarily stationary because of traffic, a traffic light or stop sign, or otherwise. A person is not "operating" a motor vehicle for purposes of this section when the vehicle has pulled over to the side of, or off, a highway and has stopped in a location where it can safely remain stationary.

2. Except as otherwise provided in this section, no person shall operate a noncommercial motor vehicle, as such term is defined in section 302.700, upon the highways of this state while using any hand-held electronic wireless communication device. Prohibited uses shall include, but not be limited to: reading, composing, viewing, or posting any electronic message; initiating, receiving, or conducting a conversation; or manually typing data into any electronic wireless communication device.

3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle, as that term is defined in section 302.700, while using a hand-held mobile telephone.

4. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle, as that term is defined in section 302.700, while using an electronic wireless communication device to send, read, or write a text message or electronic message.

5. The provisions of subsections 2 to 4 of this section shall not apply to a person operating:

(1) An authorized emergency vehicle as defined in section 304.022;

(2) A motor vehicle that is responding to another motor vehicle's request for roadside assistance upon the highways of this state when such response is conducted in the course and scope of a commercial activity; or

(3) A motor vehicle while using a hand-held electronic wireless communication device to:

(a) Contact emergency services; or

(b) Relay information between a transit or for-hire motor vehicle operator and that operator's dispatcher when the device is affixed to the motor vehicle.

6. Nothing contained in subsection 2 of this section shall be construed or interpreted to prohibit a person operating a noncommercial motor vehicle, as such term is defined in section 302.700, on the highways of this state from using a hands-free electronic wireless communication device when the operator is not holding the hands-free electronic wireless communication device in the operator's hand or hands, except the operator shall not have his or her attention diverted from the lawful operation of the noncommercial motor vehicle. The provisions of subsection 2 shall not prohibit the use of either hand merely to activate, deactivate, or initiate a function of a hands-free electronic wireless communication device while operating a noncommercial motor vehicle.

7. A violation of this section shall be deemed an infraction punishable by a fifty-dollar fine. A violation of this section while operating a motor vehicle in a work zone, as defined in section 304.580; when highway workers, as defined in section 304.580, are present; or in areas designated as a school zone that are visibly marked by traffic control devices shall be deemed an infraction punishable by a one hundred-dollar fine. A violation of subsection 2 of this section shall not be deemed a moving violation for purposes of point assessment under section 302.302; however, a violation of subsection 3 or 4 of this section shall be deemed a serious traffic violation, as defined in 302.700, for purposes of commercial driver's license disqualification under section 302.755.

8. The provisions of this section shall not preclude the adoption of any law, ordinance, order, rule, or regulation not in conflict with this section, or at least as strict as this section by any county, municipality, or other political subdivision.

9. Notwithstanding any provision in this section to the contrary, no person less than eighteen years of age, or with an instruction permit or intermediate license regardless of age, shall use an electronic wireless communication device, regardless of whether such device is hands-free, while operating a motor vehicle on the highways of this state, except to contact emergency services.

[~~304.820. 1. Except as otherwise provided in this section, no person twenty-one years of age or younger operating a moving motor vehicle upon the highways of this state shall, by means of a hand-held electronic wireless communications device, send, read, or write a text message or electronic message.~~

~~2. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a hand-held mobile telephone.~~

~~3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a wireless communications device to send, read, or write a text message or electronic message.~~

~~4. The provisions of subsection 1 through subsection 3 of this section shall not apply to a person operating:~~

~~(1) An authorized emergency vehicle; or~~

~~(2) A moving motor vehicle while using a hand-held electronic wireless communications device to:~~

~~(a) Report illegal activity;~~

~~(b) Summon medical or other emergency help;~~

~~(c) Prevent injury to a person or property; or~~

~~(d) Relay information between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.~~

~~5. Nothing in this section shall be construed or interpreted as prohibiting a person from making or taking part in a telephone call, by means of a hand-held electronic wireless communications device, while operating a noncommercial motor vehicle upon the highways of this state.~~
~~6. As used in this section, "electronic message" means a self-contained piece of digital communication that is designed or intended to be transmitted between hand-held electronic wireless communication devices. "Electronic message" includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site.~~
~~7. As used in this section, "hand-held electronic wireless communications device" includes any hand-held cellular phone, palm pilot, blackberry, or other mobile electronic device used to communicate verbally or by text or electronic messaging, but shall not apply to any device that is permanently embedded into the architecture and design of the motor vehicle.~~
~~8. As used in this section, "making or taking part in a telephone call" means listening to or engaging in verbal communication through a hand-held electronic wireless communication device.~~
~~9. As used in this section, "send, read, or write a text message or electronic message" means using a hand-held electronic wireless telecommunications device to manually communicate with any person by using an electronic message. Sending, reading, or writing a text message or electronic message does not include reading, selecting, or entering a phone number or name into a hand-held electronic wireless communications device for the purpose of making a telephone call.~~
~~10. A violation of this section shall be deemed an infraction and shall be deemed a moving violation for purposes of point assessment under section 302.302.~~
~~11. The state preempts the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles, and the provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of hand-held electronic wireless communication devices by the operator of a motor vehicle.~~
~~12. The provisions of this section shall not apply to:~~
~~(1) The operator of a vehicle that is lawfully parked or stopped;~~
~~(2) Any of the following while in the performance of their official duties: a law enforcement officer; a member of a fire department; or the operator of a public or private ambulance;~~
~~(3) The use of factory-installed or aftermarket global positioning systems (GPS) or wireless communications devices used to transmit or receive data as part of a digital dispatch system;~~
~~(4) The use of voice-operated technology;~~
~~(5) The use of two-way radio transmitters or receivers by a licensee of the Federal Communications Commission in the Amateur Radio Service.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair took the point of order under advisement.

The Chair ruled the point of order well taken.

On motion of Representative Kolkmeyer, **SB 683** was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman

Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 020

Alferman	Butler	Conway 10	Cookson	Cross
Curtis	Engler	Fitzpatrick	Gannon	Hill
Lichtenegger	Marshall	McDaniel	Newman	Peters
Pfautsch	Pogue	Shaul 113	Stacy	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1739, relating to minimum terms of imprisonment, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1739** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Cookson	Engler	Fitzpatrick	Gannon	Hill
Lichtenegger	McDaniel	Newman	Peters	Pfautsch
Pogue	Stacy	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1879, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (1): Alferman

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 029

Alferman	Basye	Berry	Bondon	Brown 27
Burnett	Butler	Curtman	DeGroot	Dinkins
Engler	Evans	Hannegan	Hurst	Kelly 141
Korman	Lichtenegger	May	Morris 140	Morse 151
Pfautsch	Phillips	Redmon	Reiboldt	Reisch
Remole	Taylor	Walsh	White	

NOES: 000

PRESENT: 063

Austin	Baringer	Barnes 28	Black	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	Eggleston	Ellebracht	Fitzwater	Frederick
Gregory	Haahr	Haefner	Harris	Helms
Hill	Houghton	Houx	Johnson	Kendrick
Knight	Lant	Lauer	Lynch	McCann Beatty
McCreery	McGaugh	Miller	Mitten	Moon
Morgan	Nichols	Pike	Razer	Revis
Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Stacy	Stephens 128	Swan
Trent	Unsicker	Vescovo	Walker 3	Wessels
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 069

Adams	Anders	Anderson	Andrews	Arthur
Bahr	Bangert	Barnes 60	Beard	Beck
Bernskoetter	Brattin	Burns	Carpenter	Chipman
Conway 10	Cookson	Curtis	Dogan	Dohrman
Ellington	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Grier
Hansen	Henderson	Higdon	Justus	Kelley 127
Kidd	Kolkmeyer	Lavender	Love	Marshall
Mathews	Matthiesen	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Mosley	Muntzel	Neely
Newman	Peters	Pierson Jr	Pietzman	Plocher
Pogue	Quade	Rehder	Rhoads	Roberts
Roeber	Rone	Rowland 29	Spencer	Stevens 46
Tate	Walker 74	Washington	Mr. Speaker	

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 870, relating to emergency medical services, was taken up by Representative Alferman.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 42, Section 217.151, Line 53, by inserting after all of said line the following:

"**9. The provisions of this section shall apply only to the department of corrections and any entity that contracts with the department of corrections.**"; and

Further amend said bill, Pages 42-43, Section 221.520, Lines 1-46, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Conway (104) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Line 5, by inserting immediately after the word "**corrections**" the following:

"**; except that, the provisions of this subsection shall not apply to any county or municipality that contracts with the department of corrections**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Conway (104) moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Conway (104):

AYES: 065

Anderson	Andrews	Bahr	Basye	Black
Brattin	Brown 57	Conway 104	Cornejo	Cross
Dinkins	Dohrman	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Haefner	Hansen
Henderson	Houghton	Houx	Hurst	Johnson
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Messenger	Miller	Moon	Morris 140	Morse 151

Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Redmon	Reisch	Remole	Rhoads
Roden	Rowland 155	Schroer	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Swan	Taylor
Vescovo	Walker 3	Walsh	Wilson	Wood

NOES: 073

Adams	Alferman	Anders	Arthur	Austin
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Curtis	Curtman
Davis	DeGroot	Dogan	Eggleston	Ellebracht
Engler	Evans	Franks Jr	Gregory	Grier
Haahr	Hannegan	Harris	Helms	Higdon
Hill	Justus	Kelley 127	Kelly 141	Kendrick
Lavender	May	McCreery	McGaugh	Meredith 71
Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Rehder	Reiboldt	Revis
Roberts	Roeber	Ross	Rowland 29	Runions
Ruth	Shaul 113	Smith 85	Smith 163	Stacy
Stevens 46	Tate	Trent	Unsicker	Walker 74
Wessels	White	Wiemann		

PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Barnes 60	Beard	Bernskoetter	Bondon
Cookson	Ellington	Franklin	Gray	Green
Kidd	Matthiesen	McCann Beatty	McDaniel	McGee
Mitten	Newman	Peters	Plocher	Pogue
Rone	Washington	Mr. Speaker		

VACANCIES: 002

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Lauer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

(a) The name of the complainant;

(b) **The name, address, and phone number of the guardian, if any, of the missing person;**

(c) The relationship of the complainant to the missing person;

[~~(c)~~**] (d)** The name, age, address, and all identifying characteristics of the missing person;

[~~(d)~~**] (e)** The length of time the person has been missing; **and**

[~~(e)~~**] (f)** All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to other law enforcement agencies who may come in contact with or be involved in the investigation or location of a missing person;

(3) A law enforcement agency with which a complaint of a missing child has been filed shall prepare, as soon as practicable, a standard missing child report. The missing child report shall be maintained as a record by the reporting law enforcement agency during the course of an active investigation;

(4) Upon the location of a missing person, or the determination by the law enforcement agency of jurisdiction that the person is no longer missing, the law enforcement agency which reported the missing person shall immediately remove the record of the missing person from the MULES and NCIC files.

2. No law enforcement agency shall prevent an immediate active investigation on the basis of an agency rule which specifies an automatic time limitation for a missing person investigation.

70.210. As used in sections 70.210 to 70.320, the following terms mean:

(1) "Governing body", the board, body or persons in which the powers of a municipality or political subdivision are vested;

(2) "Municipality", municipal corporations, political corporations, and other public corporations and agencies authorized to exercise governmental functions;

(3) "Political subdivision", counties, townships, cities, towns, villages, school, county library, city library, city-county library, road, drainage, sewer, levee and fire districts, soil and water conservation districts, watershed subdistricts, county hospitals, any board of control of an art museum, **any 911 or emergency services board authorized in chapter 190 or section 321.243,** the board created under sections 205.968 to 205.973, and any other public subdivision or public corporation having the power to tax."; and

Further amend said bill, Page 25, Section 190.246, Line 34, by inserting immediately after all of said section and line the following:

"190.300. As used in sections 190.300 to **[**~~190.320~~**] 190.340**, the following terms and phrases mean:

(1) "Emergency telephone service", a telephone system utilizing a single three digit number "911" for reporting police, fire, medical or other emergency situations;

(2) "Emergency telephone tax", a tax to finance the operation of emergency telephone service;

(3) "Exchange access facilities", all facilities provided by the service supplier for local telephone exchange access to a service user;

(4) "Governing body", the legislative body for a city, county or city not within a county;

(5) "Person", any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user;

(6) "Public agency", any city, county, city not within a county, municipal corporation, public district or public authority located in whole or in part within this state which provides or has authority to provide fire fighting, law enforcement, ambulance, emergency medical, or other emergency services;

(7) "Service supplier", any person providing exchange telephone services to any service user in this state;

(8) "Service user", any person, other than a person providing pay telephone service pursuant to the provisions of section 392.520 not otherwise exempt from taxation, who is provided exchange telephone service in this state;

(9) "Tariff rate", the rate or rates billed by a service supplier to a service user as stated in the service supplier's tariffs, **[**~~approved by the Missouri public service commission~~**] contracts, service agreements, or similar documents governing the provision of the service,** which represent the service supplier's recurring charges for exchange access facilities or their equivalent, **or equivalent rates contained in contracts, service agreements, or similar documents,** exclusive of all taxes, fees, licenses**,** or similar charges whatsoever.

190.308. 1. In any county that has established an emergency telephone service pursuant to sections 190.300 to **[**~~190.320~~**] 190.340**, it shall be unlawful for any person to misuse the emergency telephone service. For the purposes of this section, "emergency" means any incident involving danger to life or property that calls for an emergency response dispatch of police, fire, EMS or other public safety organization, "misuse the emergency telephone service" includes, but is not limited to, repeatedly calling the "911" for nonemergency situations causing

operators or equipment to be in use when emergency situations may need such operators or equipment and "repeatedly" means three or more times within a one-month period.

2. Any violation of this section is a class B misdemeanor.

3. No political subdivision shall impose any fine or penalty on the owner of a pay telephone or on the owner of any property upon which a pay telephone is located for calls to the emergency telephone service made from the pay telephone. Any such fine or penalty is hereby void.

190.325. 1. In any county of the first classification without a charter form of government with a population of at least one hundred fifty thousand inhabitants but less than two hundred **fifty** thousand inhabitants, the county commission may use all or a part of the moneys derived from the emergency telephone tax authorized pursuant to section 190.305 for central dispatching of fire protection, emergency ambulance service or any other emergency services, which may include the purchase and maintenance of communications and emergency equipment. In the event such commission chooses to use the tax provided in that section for such services, the provisions of sections 190.300 to 190.320 shall apply except as provided in this section.

2. The tax shall not exceed a percentage of the base tariff rate and such percentage shall not exceed an amount equal to a maximum rate of one dollar thirty cents per line per month, the provisions of section 190.305 to the contrary notwithstanding. The tax imposed by this section and the amounts required to be collected are due monthly. The amount of tax collected in one calendar month by the service supplier shall be remitted to the governing body no later than one month after the close of a calendar month. On or before the last day of each calendar month, a return for the preceding month shall be filed with the governing body in such form as the governing body and service supplier shall agree. The service supplier shall include the list of any service user refusing to pay the tax imposed by this section with each return filing. The service supplier required to file the return shall deliver the return, together with a remittance of the amount of the tax collected. The records shall be maintained for a period of one year from the time the tax is collected. From every remittance to the governing body made on or before the date when the same becomes due, the service supplier required to remit the same shall be entitled to deduct and retain, as a collection fee, an amount equal to two percent thereof.

3. Nothing in this section shall be construed to require any municipality or other political subdivision to join the central dispatching system established pursuant to this section. The governing body of any municipality or other political subdivision may contract with the board established pursuant to section 190.327 for such services or portion of such services, or for the purchase and maintenance of communication and emergency equipment.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

190.328. 1. Beginning in 1997, within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of two members from each township within such area and one at-large member who shall serve as the initial chairperson of such board.

2. Within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification, voters shall elect a board to administer funds and oversee the provision of central dispatching for emergency services. Such board shall consist of two members elected from each of the townships within such area and one member elected at large who shall serve as the chairperson of the board.

3. Of those initially elected to the board as provided in this section, four from the townships shall be elected to a term of two years, and four from the townships and the at-large member shall be elected to a term of four years. Upon the expiration of these initial terms, all members shall thereafter be elected to terms of four years**; provided that, if a board established in this section consolidates with a board established under section 190.327 or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district**.

190.329. 1. Except in areas from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities located in counties of the third classification with a population of at least thirty-two thousand but no greater than forty

thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of seven members appointed without regard for political party who shall be selected from and shall represent the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from any one commission district of the county.

2. Beginning in 1992, three members shall be elected from each commission district and one member shall be elected at large, with such at-large member to be a voting member and chairman of the board. Of those first elected, four members from commission districts shall be elected for terms of two years and two members from commission districts and the member at large shall be elected for terms of four years. In 1994, and thereafter, all terms of office shall be for four years, except as **otherwise provided in this subsection or as** provided in subsection 3 of this section. Any vacancy on the board shall be filled in the same manner as the initial appointment was made. Four members shall constitute a quorum. **If a board established in section 190.327 consolidates with a board established under section 190.327, 190.328, or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district.**

3. Upon approval by the county commission for the election of board members to be held on general municipal election day, pursuant to subsection 2 of section 190.327, the terms of those board members then holding office shall be reduced by seven months. After a board member's term has been reduced, all following terms for that position shall be for four years**, except as otherwise provided under subsection 2 of this section**.

190.334. The state auditor shall have the authority to conduct performance and fiscal audits of any board, dispatch center, joint emergency communications entity, or trust fund established under section 190.327, 190.328, 190.329, 190.335, 190.420, 190.455, 190.460, **190.465, 190.470,** or 650.325.

190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency telephone services, the county commission of any county may impose a county sales tax for the provision of central dispatching of fire protection, including law enforcement agencies, emergency ambulance service or any other emergency services, including emergency telephone services, which shall be collectively referred to herein as "emergency services", and which may also include the purchase and maintenance of communications and emergency equipment, including the operational costs associated therein, in accordance with the provisions of this section.

2. Such county commission may, by a majority vote of its members, submit to the voters of the county, at a public election, a proposal to authorize the county commission to impose a tax under the provisions of this section. If the residents of the county present a petition signed by a number of residents equal to ten percent of those in the county who voted in the most recent gubernatorial election, then the commission shall submit such a proposal to the voters of the county.

3. The ballot of submission shall be in substantially the following form:

Shall the county of ..... (insert name of county) impose a county sales tax of ..... (insert rate of percent) percent for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services?

□ YES □ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the county commission shall have no power to impose the tax authorized by this section unless and until the county commission shall again have submitted another proposal to authorize the county commission to impose the tax under the provisions of this section, and such proposal is approved by a majority of the qualified voters voting thereon.

4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to thirty-six months before operation of the central dispatching of emergency services.

5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in which the tax imposed pursuant to this section for emergency services is certified by the board to be fully operational. Any revenues collected from the tax authorized under section 190.305 shall be credited for the purposes for which they were intended.

7. At least once each calendar year, the board shall establish a tax rate, not to exceed the amount authorized, that together with any surplus revenues carried forward will produce sufficient revenues to fund the expenditures authorized by this act. Amounts collected in excess of that necessary within a given year shall be carried forward to subsequent years. The board shall make its determination of such tax rate each year no later than September first and shall fix the new rate which shall be collected as provided in this act. Immediately upon making its determination and fixing the rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by mail of the new rate.

8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to establish a county sales tax pursuant to the provisions of this section, the county commission shall appoint the initial members of a board to administer the funds and oversee the provision of emergency services in the county. Beginning with the general election in 1994, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency services and such duties shall be exercised by the board.

9. The initial board shall consist of seven members appointed without regard to political affiliation, who shall be selected from, and who shall represent, the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from each district of the county commission.

10. Beginning in 1994, three members shall be elected from each district of the county commission and one member shall be elected at large, such member to be the chairman of the board. Of those first elected, four members from districts of the county commission shall be elected for terms of two years and two members from districts of the county commission and the member at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be four years**; provided that, if a board established under this section consolidates with a board established under this section, section 190.327, or section 190.328, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district**. Notwithstanding any other provision of law, if there is no candidate for an open position on the board, then no election shall be held for that position and it shall be considered vacant, to be filled pursuant to the provisions of section 190.339, and, if there is only one candidate for each open position, no election shall be held and the candidate or candidates shall assume office at the same time and in the same manner as if elected.

11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than two hundred forty thousand three hundred but fewer than two hundred forty thousand four hundred inhabitants or in any county of the third classification with a township form of government and with more than twenty-eight thousand but fewer than thirty-one thousand inhabitants, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339. Such boards which existed prior to August 25, 2010, shall not be considered a body corporate and a political subdivision of the state for any purpose, unless and until an order is entered upon an unanimous vote of the commissioners of the county in which such board is established reclassifying such board as a corporate body and political subdivision of the state. The order shall approve the transfer of the assets and liabilities related to the operation of the emergency **telephone** service 911 system to the new entity created by the reclassification of the board.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one of the following:

(a) The head of any of the county's fire protection districts, or a designee;

(b) The head of any of the county's ambulance districts, or a designee;

(c) The county sheriff, or a designee;

(d) The head of any of the police departments in the county, or a designee; and

(e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

(4) In any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall be represented on the board by at least one member.

(5) In any county with more than fifty thousand but fewer than seventy thousand inhabitants and with a county seat with more than two thousand one hundred but fewer than two thousand four hundred inhabitants, the entities listed in subdivision (2) of this subsection shall be represented by one member, and two members shall be residents of the county not affiliated with any of the entities listed in subdivision (2) of this subsection and shall be known as public members.

190.400. **1.** As used in sections 190.400 to **[**~~190.440~~**] 190.460**, the following words and terms shall mean:

(1) **[**~~"911", the primary emergency telephone number within the wireless system;~~

~~(2) "Board", the wireless service provider enhanced 911 advisory board;~~

~~(3)~~**] "Active telephone number", a ten-digit North American Numbering Plan number that has been assigned to a subscriber and is provisioned to generally reach, by dialing, the public switched telephone network and not only 911 or the 911 system;**

(2) "Communications service":

(a) Any service that:

a. Uses telephone numbers or their functional equivalents or successors;

b. Provides access to, and a connection or interface with, a 911 system through the activation or enabling of a device, transmission medium, or technology that is used by a customer to dial, initialize, or otherwise activate the 911 system, regardless of the particular device, transmission medium, or technology employed;

c. Provides and enables real-time or interactive communications other than machine-to-machine communications; and

d. Is available to a prepaid user or a standard user;

(b) The term includes, but is not limited to, the following:

a. Internet protocol-enabled services and applications that are provided through wireline, cable, wireless, or satellite facilities, or any other facility or platform that is capable of connecting and enabling a 911 communication to a public safety answering point;

b. Commercial mobile radio service; and

c. Interconnected voice over internet protocol service and voice over power lines; and

(c) The term does not include broadband internet access service;

(d) For purposes of this section, if a device that is capable of contacting 911 is permanently installed in a vehicle, it shall not be subject to this section unless the owner of such vehicle purchases or otherwise subscribes to a commercial mobile service as defined under 47 U.S.C. Section 332(d) of the Telecommunications Act of 1996;

(3) "Provider" or "communications service provider", a person who provides retail communications services to the public that include 911 communications service including, but not limited to, a local exchange carrier, a wireless provider, and a voice over internet protocol provider, but only if such entity provides access to, and connection and interface with, a 911 communications service or its successor service;

(4) "Public safety agency", a functional division of a public agency which provides fire fighting, police, medical or other emergency services. For the purpose of providing wireless service to users of 911 emergency services, as expressly provided in this section, the department of public safety and state highway patrol shall be considered a public safety agency;

[~~(4)~~**] (5)** "Public safety answering point", the location at which 911 calls are **[**~~initially~~**]** answered;

[~~(5)~~**] (6) "Subscriber", a person who contracts with and is billed by a provider for a retail communications service. In the case of wireless service and for purposes of section 190.455, the term "subscriber" means a person who contracts with a provider if the person's primary place of use is within the county or city imposing a monthly fee under section 190.455, and does not include subscribers to prepaid wireless service;**

(7) "Wireless service provider", a provider of commercial mobile service pursuant to Section 332(d) of the Federal Telecommunications Act of 1996 (47 U.S.C. Section 151 et seq).

2. Upon the request of local emergency service agencies or local jurisdictions, the following agencies and entities are authorized to enter into interoperability service agreements for shared frequencies or shared talk groups for the purpose of enhancing interoperability of radio systems or talk groups:

(1) Missouri Department of Public Safety;

(2) Missouri State Highway Patrol;

(3) Missouri Department of Natural Resources;

(4) State Emergency Management Agency;

(5) Missouri Department of Conservation; and

(6) State owned and operated radio and emergency communications systems.

190.420. 1. There is hereby established a **special trust** fund to be known as the "**[**~~Wireless Service Provider Enhanced~~**] Missouri** 911 Service **Trust** Fund". All fees collected pursuant to sections 190.400 to **[**~~190.440 by wireless service providers~~**] 190.460** shall be remitted to the director of the department of revenue.

2. The director of the department of revenue shall deposit such payments into the **[**~~wireless service provider enhanced~~**] Missouri** 911 service **trust** fund. Moneys in the fund shall be used for the purpose of reimbursing expenditures actually incurred in the implementation and operation of the **[**~~wireless service provider enhanced~~**] Missouri** 911 **[**~~system~~**] systems and for the answering and dispatching of emergency calls as determined to be appropriate by the governing body of the county or city imposing the fee**.

3. Any unexpended balance in the fund shall be exempt from the provisions of section 33.080, relating to the transfer of unexpended balances to the general revenue fund, and shall remain in the fund. Any interest earned on the moneys in the fund shall be deposited into the fund.

4. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of moneys in the trust fund which were collected in each county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants under sections 190.400 to 190.460, and the records shall be open to the inspection of officers of a participating county or city and the public.

190.455. 1. Except as provided under subsections 9 and 10 of this section, in lieu of the tax levy authorized under section 190.305 or 190.325, or the sales tax imposed under section 190.292 or 190.335, the governing body of any county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants may impose, by order or ordinance, a monthly fee on subscribers of any communications service that has been enabled to contact 911. The monthly fee authorized in this section shall not exceed one dollar and fifty cents and shall be assessed to the subscriber of the communications service, regardless of technology, based upon the number of active telephone numbers, or their functional equivalents or successors, assigned by the provider and capable of simultaneously contacting the public safety answering point; provided that, for multiline telephone systems and for facilities provisioned with capacity greater than a voice-capable grade channel or its equivalent, regardless of technology, the charge shall be assessed on the number of voice-capable grade channels as provisioned by the provider that allow simultaneous contact with the public safety answering point. Only one fee may be assessed per active telephone number, or its functional equivalent or successor, used to provide a communications service. No fee imposed under this section shall be imposed on more than one hundred voice-grade channels or their equivalent per person per location. Notwithstanding any provision of this section to the contrary, the monthly fee shall not be assessed on the provision of broadband internet access service. The fee shall be imposed solely for the purpose of funding 911 service in such county or city. The monthly fee authorized in this section shall be limited to one fee per device. The fee authorized in this section shall be in addition to all other taxes and fees imposed by law and may be stated separately from all other charges and taxes. The fee shall be the liability of the subscriber, not the provider, except that the provider shall be liable to remit all fees that the provider collects under this section.

2. No such order or ordinance adopted under this section shall become effective unless the governing body of the county or city submits to the voters residing within the county or city at a state general, primary, or special election a proposal to authorize the governing body to impose a fee under this section. The question submitted shall be in substantially the following form:

"Shall ..... (insert name of county or city) impose a monthly fee of ..... (insert amount) on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 service in the ..... (county or city)?"

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the fee shall become effective on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the fee. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the fee shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. Except as modified in this section, all provisions of sections 32.085 and 32.087 and subsection 7 of section 144.190 shall apply to the fee imposed under this section.

4. All revenue collected under this section by the director of the department of revenue on behalf of the county or city, except for two percent to be withheld by the provider for the cost of administering the collection and remittance of the fee, and one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in the Missouri 911 service trust fund created under section 190.420. The director of the department of revenue shall remit such funds to the county or city on a monthly basis. The governing body of any such county or city shall control such funds remitted to the county or city unless the county or city has established an elected board for the purpose of administering such funds. In the event that any county or city has established a board under any other provision of state law for the purpose of administering funds for 911 service, such existing board may continue to perform such functions after the county or city has adopted the monthly fee under this section.

5. Nothing in this section imposes any obligation upon a provider of a communications service to take any legal action to enforce the collection of the tax imposed in this section. The tax shall be collected in compliance, as applicable, with the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

6. Notwithstanding any other provision of law to the contrary, proprietary information submitted under this section shall only be subject to subpoena or lawful court order. Information collected under this section shall only be released or published in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual communications service provider.

7. Notwithstanding any other provision of law to the contrary, in no event shall any communications service provider, its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons, be liable for any form of civil damages or criminal liability that directly or indirectly results from, or is caused by:

(1) An act or omission in the development, design, installation, operation, maintenance, performance, or provision of service to a public safety answering point or to subscribers that use such service, whether providing such service is required by law or is voluntary; or

(2) The release of subscriber information to any governmental entity under this section unless such act, release of subscriber information, or omission constitutes gross negligence, recklessness, or intentional misconduct.

Nothing in this section is intended to void or otherwise override any contractual obligation pertaining to equipment or services sold to a public safety answering point by a communications service provider. No cause of action shall lie in any court of law against any provider of communications service, commercial mobile service, or other communications-related service, or its officers, employees, assignees, agents, vendors, or anyone acting on behalf of such persons, for providing call location information concerning the user of any such service in an emergency situation to a law enforcement official or agency in order to respond to a call for emergency service by a subscriber, customer, or user of such service or for providing caller location information or doing a ping locate in an emergency situation that involves danger of death or serious physical injury to any person where disclosure of communications relating to the emergency is required without delay, whether such provision of information is required by law or voluntary.

8. The fee imposed under this section shall not be imposed on customers who pay for service prospectively, including customers of prepaid wireless telecommunications service.

9. No county or city shall submit a proposal to the voters under this section for a fee of more than one dollar until the county or city receives approval for the fee amount from the Missouri 911 service board established under section 650.325. Once a fee of more than one dollar has been approved by the Missouri 911 service board and the voters, the county or city shall not subsequently increase the fee until the increased fee

amount has been approved by the Missouri 911 service board and the voters under this section. Any county or city seeking to impose or increase a fee of more than one dollar shall submit to the Missouri 911 service board information to justify the fee amount. The information to be provided shall include, but not be limited to, the following:

(1) Estimated costs of services to be provided;

(2) Estimated revenue from all sources intended to financially support the proposed 911 service;

(3) Prior revenue amounts and sources of financial support for the previously funded 911 or emergency dispatch service;

(4) Efforts to secure revenue to support the proposed 911 service other than the proposed fee under this section;

(5) Current level of 911 service provided and the proposed level of 911 service to be provided;

(6) Any previous efforts regarding the consolidation of 911 services and any currently proposed efforts regarding the consolidation of 911 services; and

(7) Expected level of training of personnel and expected number of telecommunications per shift.

10. The fee imposed under this section shall not be imposed in conjunction with any tax imposed under section 190.292, 190.305, 190.325, or 190.335. No county or city shall simultaneously impose more than one tax authorized in this section or section 190.292, 190.305, 190.325, or 190.335. No fee imposed under this section shall be imposed on more than one hundred exchange access facilities or their equivalent per person per location.

11. No county shall submit a proposal to the voters of the county under this section or section 190.335 until either:

(1) All providers of emergency telephone service as defined in section 190.300 and public safety answering point operations within the county are consolidated into one public agency as defined in section 190.300 that provides emergency telephone service for the county;

(2) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county are consolidated into one public agency, as defined in section 190.300, that provides emergency telephone service for the county; or

(3) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county that includes either consolidation or entering into a shared services agreement for such services, which shall be implemented on approval of the fee by the voters.

12. Any plan developed under subdivision (2) or (3) of subsection 11 of this section shall be filed with the Missouri 911 service board under subsection 4 of section 650.330. Any plan that is filed under this subsection shall provide for the establishment of a joint emergency communications board as described in section 70.260. The director of the department of revenue shall not remit any funds as provided under this section until the department receives notification from the Missouri 911 service board that the county has filed a plan that is ready for implementation. If, after one year following the enactment of the fee described in subsection 1 of this section, the county has not complied with the plan that the county submitted under subdivision (2) or (3) of subsection 11 of this section, but the county has substantially complied with the plan, the Missouri 911 service board may grant the county an extension of up to six months to comply with its plan. Not more than one extension may be granted to a county. The authority to impose the fee granted to the county in subsection 1 of this section shall be null and void if after one year following the enactment of the fee described in subsection 1 of this section the county has not complied with the plan and has not been granted an extension by the Missouri 911 service board, or if the six-month extension expires and the county has not complied with the plan.

13. Each county that does not have a public agency, as defined in section 190.300, that provides emergency telephone service as defined in section 190.300 for the county shall either:

(1) Enter into a shared services agreement for providing emergency telephone services with a public agency that provides emergency telephone service, if such an agreement is feasible; or

(2) Form with one or more counties an emergency telephone services district in conjunction with any county with a public agency that provides emergency telephone service within the county. If such a district is formed under this subdivision, the governing body of such district shall be the county commissioners of each county within the district, and each county within such district shall submit to the voters of the county a proposal to impose the fee under this section.

14. A county operating joint or shared emergency telephone service, as defined in section 190.300, may submit to the voters of the county a proposal to impose the fee to support joint operations and further consolidation under this section.

15. All 911 fees shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

16. Nothing in subsections 11, 12, 13, and 14 of this section shall apply to a county with a charter form of government where all public safety answering points within the county utilize a common 911 communication service as implemented by the appropriate local and county agencies prior to August 28, 2018.

17. Any home rule city with more than four hundred thousand inhabitants and located in more than one county shall establish an agreement with the counties in which it is located regarding the allocation of anticipated revenue created upon passage of a ballot action submitted to the voters as provided for in 190.292,190.305, 190.325, 190.335 & 190.455 as well as revenue provided based upon 190.460 and the divided cost related to regional 911 services. The allocation and actual expenses of the regional 911 service shall be determined based upon the percentage of residents of each county who also reside in the home rule city compared with those who reside in the county but who do not reside in the home rule city. The agreement between the counties and the home rule city may either be between the individual counties and the home rule city or jointly between all entities. The agreement to divide cost and revenue as required in this section shall not take effect until passage of a ballot proposition as defined in 190.292, 190.305, 190.325, 190.335 or 190.455. The population shall be determined based upon the most recent decennial census. This subsection shall not apply to a county of the first classification without a charter form of government with a population of at least ninety-eight thousand but fewer than one hundred five thousand inhabitants.

190.460. 1. As used in this section, the following terms mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of each retail transaction. However, if a minimal amount of prepaid wireless telecommunications service is sold with a prepaid wireless device for a single nonitemized price, the seller may elect not to apply such service charge to such transaction. For purposes of this subdivision, an amount of service denominated as ten or fewer minutes, or five dollars or less, is minimal.

(2) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(3) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring in this state under state law.

(4) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller is deemed to collect if the amount of the charge has not been separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller.

(5) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. The initial percentage rate set by the board for counties with and without a charter form of government and any city not within a county may be adjusted after three years, and thereafter the rate may be adjusted every two years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305 and 190.335.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

190.465. 1. In order to provide the best possible 911 technology and service to all areas of the state in the most efficient and economical manner possible, it is the public policy of this state to encourage the consolidation of emergency communications operations.

2. Any county, city, or 911 or emergency services board established under chapter 190 or section 321.243 may contract and cooperate with any other county, city, or 911 or emergency services board established under chapter 190 or section 321.243 as provided in sections 70.210 to 70.320. Any contracting counties or boards may seek assistance and advice from the Missouri 911 service board established in section 650.325 regarding the terms of the joint contract and the administration and operation of the contracting counties, cities, and boards.

3. If two or more counties, cities, 911 districts, or existing emergency communications entities desire to consolidate their emergency communications operations, a joint emergency communications entity may be established by the parties through an agreement identifying the conditions and provisions of the consolidation and the operation of the joint entity. This agreement may include the establishment of a joint governing body that may be comprised of the boards of the entities forming the agreement currently authorized by statute or an elected or appointed joint board authorized under section 70.260; provided that, the representation on the joint board of each of the entities forming the agreement shall be equal. If the entities entering into an agreement under this subsection decide that any 911 service center responsible for the answering of 911 calls and the dispatch of assistance shall be physically located in a county other than a county with the lowest average county wage from the set of counties where the entities entering into an agreement under this subsection are located in whole or part, such entities shall provide a written reason for this decision to the Missouri 911 service board and such document shall be considered a public record under chapter 610. The county average wage comparison shall be conducted using the information from the Missouri department of economic development, which calculates such county average wages under section 135.950.

4. After August 28, 2018, no public safety answering point operation may be established as a result of its separation from an existing public safety answering point operation without a study by, and the approval of, the Missouri 911 service board.

5. No provision of this section shall be construed to prohibit or discourage in any manner the formation of multiagency or multijurisdictional public safety answering point operations.

190.470. 1. As an alternative to the procedure provided in section 190.465, two or more 911 central dispatch centers that are organized under sections 190.327 to 190.329 or section 190.335 and funded by public taxes may consolidate into one 911 central dispatch center by following the procedures set forth in this section.

2. If the consolidation of existing 911 central dispatch centers is desired, a number of voters residing in the existing 911 central dispatch centers' service areas equal to ten percent of the votes cast for governor in those service areas in the preceding gubernatorial election may file with the county clerk in which the territory or greater part of the proposed consolidated 911 central dispatch center service area will be situated a petition requesting consolidation of two or more 911 central dispatch centers.

3. The petition shall be in the following form:

"We, the undersigned voters residing in the service areas for the following 911 central dispatch centers, do hereby petition that the following existing 911 central dispatch centers be consolidated into one 911 central dispatch center."

4. An alternative procedure of consolidation may be followed if each of the boards of directors of the existing 911 central dispatch centers passes a resolution in the following form:

"The board of directors of the ..... 911 central dispatch center resolves that the ..... and ..... 911 central dispatch centers be consolidated into one 911 central dispatch center."

5. Upon the filing of a petition or resolution with the county clerk from each of the service areas of the 911 central dispatch centers to be consolidated, the clerk shall present the petition or resolution to the commissioners of the county commission having jurisdiction, who shall order the submission of the question to voters within the affected 911 central dispatch center service areas. The filing of a petition shall be no later than twelve months after any original voter's signature contained therein.

6. The notice of election shall contain the names of the existing 911 central dispatch centers to be included in the consolidated 911 central dispatch center.

7. The question shall be submitted in substantially the following form:

"Shall the existing ..... 911 central dispatch centers be consolidated into one 911 central dispatch center?"

8. If the question of consolidation of the 911 central dispatch centers receives a majority of the votes cast in each service area, the county commissions having joint jurisdiction shall each enter an order declaring the proposition passed.

9. Within thirty days after the 911 central dispatch center has been declared consolidated, the respective county commissions having jurisdiction shall jointly meet to appoint a new seven-person board consisting of the agencies and professions listed in subsection 9 of section 190.335, and shall ensure geographic representation by appointing no more than four members from any one county having jurisdiction within the consolidated area for the newly consolidated 911 central dispatch center.

10. Within thirty days after the appointment of the initial board of directors of the newly consolidated 911 central dispatch center, the board of directors shall meet at a time and place designated by the county commissions. At the first meeting, the newly appointed board of directors shall choose a name for the consolidated 911 central dispatch center and shall notify the clerks of the county commission of each county within which the newly consolidated 911 central dispatch center's service area now subsumes.

11. Starting with the April election in the year after the appointment of the initial board of directors, one member shall be subject to running at large as chair for a four-year term. Four members shall be selected by lot to run for two-year terms, and two members shall be selected by lot to run for four-year terms. Thereafter, all terms shall be four-year terms.

12. On the thirtieth day following the appointment of the initial board of directors, the existing 911 central dispatch centers shall cease to exist and the consolidated 911 central dispatch center shall assume all of the powers and duties exercised by the 911 central dispatch centers. All assets and obligations of the existing 911 central dispatch centers shall become the assets and obligations of the newly consolidated 911 central dispatch center.

13. In any county that has a single board established under chapter 190 or under section 321.243, if a consolidation under this section only affects existing 911 central dispatch centers located wholly within such county, the existing board shall vote as to whether the existing board shall continue to exist. Upon a majority vote for approval of the existing board continuing to exist, subsections 9 to 12 of this section shall not apply, and the existing board shall continue to exist and have the powers set forth under the applicable section or sections within chapter 190 or under section 321.243. Upon a majority vote in disapproval of the existing board continuing to exist, all applicable subsections of this section shall apply to the consolidation. A tied vote shall be considered a disapproval of the existing board continuing to exist.

190.475. The director of the department of revenue shall maintain a centralized database, which shall be made available to the Missouri 911 service board established under section 650.325, specifying the current monthly fee or tax imposed by each county or city under section 190.292, 190.305, 190.325, 190.335, or 190.455. The database shall be updated no less than sixty days prior to the effective date of the establishment or modification of any monthly fee or tax listed in the database."; and

Further amend said bill, Page 49, Section 650.277, Line 22, by inserting after all of said section and line the following:

"650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions**, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies**; **[**~~and~~**]**

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data**;**

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;

(20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(22) Establish criteria for consolidation prioritization of public safety answering points; and

(23) By December 31, 2018, designate regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.335. 1. Any county or any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants, when the prepaid wireless emergency telephone service charge is collected in the county or city, may submit an application for loan funds or other financial assistance to the board for the purpose of financing all or a portion of the costs incurred in implementing a 911 communications service project. The application shall be accompanied by a technical assistance report. The application and the technical assistance report shall be in such form and contain such information, financial or otherwise, as prescribed by the board. This section shall not preclude any applicant or borrower from joining in a cooperative project with any other political subdivision or with any state or federal agency or entity in a 911 communications service project, provided that all other requirements of this section have been met.

2. Applications may be approved for loans only in those instances where the applicant has furnished the board information satisfactory to assure that the project cost will be recovered during the repayment period of the loan. In no case shall a loan be made to an applicant unless the approval of the governing body of the applicant to the loan agreement is obtained and a written certification of such approval is provided, where applicable. Repayment periods are to be determined by the board.

3. The board shall approve or disapprove all applications for loans which are sent by certified or registered mail or hand delivered and received by the board upon a schedule as determined by the board.

4. Each applicant to whom a loan has been made under this section shall repay such loan, with interest. The rate of interest shall be the rate required by the board. The number, amounts, and timing of the payments shall be as determined by the board.

5. Any applicant who receives a loan under this section shall annually budget an amount which is at least sufficient to make the payments required under this section.

6. Repayment of principal and interest on loans shall be credited to the Missouri 911 service trust fund established under section 190.420.

7. If a loan recipient fails to remit a payment to the board in accordance with this section within sixty days of the due date of such payment, the board shall notify the director of the department of revenue to deduct such payment amount from first, the prepaid wireless emergency telephone service charge remitted to the county or city under section 190.460; and if insufficient to affect repayment of the loan, next, the regular apportionment of local sales tax distributions to that county or city. Such amount shall then immediately be deposited in the Missouri 911 service trust fund and credited to the loan recipient.

8. All applicants having received loans under this section shall remit the payments required by subsection 4 of this section to the board or such other entity as may be directed by the board. The board or such other entity shall immediately deposit such payments in the Missouri 911 service trust fund.

9. Loans made under this section shall be used only for the purposes specified in an approved application or loan agreement. In the event the board determines that loan funds have been expended for purposes other than those specified in an approved application or loan agreement or any event of default of the loan agreement occurs without resolution, the board shall take appropriate actions to obtain the return of the full amount of the loan and all moneys duly owed or other available remedies.

10. Upon failure of a borrower to remit repayment to the board within sixty days of the date a payment is due, the board may initiate collection or other appropriate action through the provisions outlined in subsection 7 of this section, if applicable.

11. If the borrower is an entity not covered under the collection procedures established in this section, the board, with the advice and consent of the attorney general, may initiate collection procedures or other appropriate action pursuant to applicable law.

12. The board may, at its discretion, audit the expenditure of any loan, grant, or expenditure made or the computation of any payments made.

13. The board shall not approve any application made under this section if the applicant has failed to return the board's annual survey of public safety answering points as required by the board under section 650.330.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator, 16 hours;

(2) Fire telecommunicator, 16 hours;

(3) Emergency medical services telecommunicator, 16 hours;

(4) Joint communication center telecommunicator, 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section. **[**~~The reporting period for the ongoing training under this subsection shall run concurrent with the existing continuing education reporting periods for Missouri peace officers pursuant to chapter 590.~~**]**

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides

prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

"**[**~~190.307. 1. No public agency or public safety agency, nor any officer, agent or employee of any public agency, shall be liable for any civil damages as a result of any act or omission except willful and wanton misconduct or gross negligence, in connection with developing, adopting, operating or implementing any plan or system required by sections 190.300 to 190.340.~~

~~2. No person who gives emergency instructions through a system established pursuant to sections 190.300 to 190.340 to persons rendering services in an emergency at another location, nor any persons following such instructions in rendering such services, shall be liable for any civil damages as a result of issuing or following the instructions, unless issuing or following the instructions constitutes willful and wanton misconduct, or gross negligence.~~**]**

[~~190.410. 1. There is hereby created in the department of public safety the "Wireless Service Provider Enhanced 911 Advisory Board", consisting of eight members as follows:~~

~~(1) The director of the department of public safety or the director's designee who shall hold a position of authority in such department of at least a division director;~~

~~(2) The chairperson of the public service commission or the chairperson's designee; except that such designee shall be a commissioner of the public service commission or hold a position of authority in the commission of at least a division director;~~

~~(3) Three representatives and one alternate from the wireless service providers, elected by a majority vote of wireless service providers licensed to provide service in this state; and~~

~~(4) Three representatives from public safety answering point organizations, elected by the members of the state chapter of the associated public safety communications officials and the state chapter of the National Emergency Numbering Association.~~

~~2. Immediately after the board is established the initial term of membership for a member elected pursuant to subdivision (3) of subsection 1 of this section shall be one year and all subsequent terms for members so elected shall be two years. The membership term for a member elected pursuant to subdivision (4) of subsection 1 of this section shall initially and subsequently be two years. Each member shall serve no more than two successive terms unless the member is on the board pursuant to subdivision (1) or (2) of subsection 1 of this section. Members of the board shall serve without compensation, however, the members may receive reimbursement of actual and necessary expenses. Any vacancies on the board shall be filled in the manner provided for in this subsection.~~

~~3. The board shall do the following:~~

~~(1) Elect from its membership a chair and other such officers as the board deems necessary for the conduct of its business;~~

~~(2) Meet at least one time per year for the purpose of discussing the implementation of Federal Communications Commission order 94-102;~~

~~(3) Advise the office of administration regarding implementation of Federal Communications Commission order 94-102; and~~

~~(4) Provide any requested mediation service to a political subdivision which is involved in a jurisdictional dispute regarding the providing of wireless 911 services. The board shall not supersede decision-making authority of any political subdivision in regard to 911 services.~~

~~4. The director of the department of public safety shall provide and coordinate staff and equipment services to the board to facilitate the board's duties.~~**]**

[~~190.430. 1. The commissioner of the office of administration is authorized to establish a fee, if approved by the voters pursuant to section 190.440, not to exceed fifty cents per wireless telephone number per month to be collected by wireless service providers from wireless service customers.~~

~~2. The office of administration shall promulgate rules and regulations to administer the provisions of sections 190.400 to 190.440. Any rule or portion of a rule, as that term is defined in section~~

~~536.010, that is promulgated pursuant to the authority delegated in sections 190.400 to 190.440 shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to July 2, 1998, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to July 2, 1998, if it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 2, 1998, shall be invalid and void.~~

~~3. The office of administration is authorized to administer the fund and to distribute the moneys in the wireless service provider enhanced 911 service fund for approved expenditures as follows:~~

~~(1) For the reimbursement of actual expenditures for implementation of wireless enhanced 911 service by wireless service providers in implementing Federal Communications Commission order 94-102; and~~

~~(2) To subsidize and assist the public safety answering points based on a formula established by the office of administration, which may include, but is not limited to the following:~~

~~(a) The volume of wireless 911 calls received by each public safety answering point;~~

~~(b) The population of the public safety answering point jurisdiction;~~

~~(c) The number of wireless telephones in a public safety answering point jurisdiction by zip code; and~~

~~(d) Any other criteria found to be valid by the office of administration provided that of the total amount of the funds used to subsidize and assist the public safety answering points, at least ten percent of said funds shall be distributed equally among all said public safety answering points providing said services under said section;~~

~~(3) For the reimbursement of actual expenditures for equipment for implementation of wireless enhanced 911 service by public safety answering points to the extent that funds are available, provided that ten percent of funds distributed to public safety answering points shall be distributed in equal amounts to each public safety answering point participating in enhanced 911 service;~~

~~(4) Notwithstanding any other provision of the law, no proprietary information submitted pursuant to this section shall be subject to subpoena or otherwise released to any person other than to the submitting wireless service provider, without the express permission of said wireless service provider. General information collected pursuant to this section shall only be released or published in aggregate amounts which do not identify or allow identification of numbers of subscribers or revenues attributable to an individual wireless service provider.~~

~~4. Wireless service providers are entitled to retain one percent of the surcharge money they collect for administrative costs associated with billing and collection of the surcharge.~~

~~5. No more than five percent of the moneys in the fund, subject to appropriation by the general assembly, shall be retained by the office of administration for reimbursement of the costs of overseeing the fund and for the actual and necessary expenses of the board.~~

~~6. The office of administration shall review the distribution formula once every year and may adjust the amount of the fee within the limits of this section, as determined necessary.~~

~~7. The provisions of sections 190.307 and 190.308 shall be applicable to programs and services authorized by sections 190.400 to 190.440.~~

~~8. Notwithstanding any other provision of the law, in no event shall any wireless service provider, its officers, employees, assigns or agents, be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, an act or omission in the development, design, installation, operation, maintenance, performance or provision of 911 service or other emergency wireless two- and three-digit wireless numbers, unless said acts or omissions constitute gross negligence, recklessness or intentional misconduct. Nor shall any wireless service provider, its officers, employees, assigns, or agents be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, the release of subscriber information to any governmental entity as required under the provisions of this act unless the release constitutes gross negligence, recklessness or intentional misconduct.~~**]**

[~~190.440. 1. The office of administration shall not be authorized to establish a fee pursuant to the authority granted in section 190.430 unless a ballot measure is submitted and approved by the voters of this state. The ballot measure shall be submitted by the secretary of state for approval or~~

~~rejection at the general election held and conducted on the Tuesday immediately following the first Monday in November, 1998, or at a special election to be called by the governor on the ballot measure. If the measure is rejected at such general or special election, the measure may be resubmitted at each subsequent general election, or may be resubmitted at any subsequent special election called by the governor on the ballot measure, until such measure is approved.~~

~~2. The ballot of the submission shall contain, but is not limited to, the following language:~~

~~Shall the Missouri Office of Administration be authorized to establish a fee of up to fifty cents per month to be charged every wireless telephone number for the purpose of funding wireless enhanced 911 service?~~

~~□ YES □ NO~~

~~If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".~~

~~3. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are in favor of such measure, then the office of administration shall be authorized to establish a fee pursuant to section 190.430, and the fee shall be effective on January 1, 1999, or the first day of the month occurring at least thirty days after the approval of the ballot measure. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are opposed to the measure, then the office of administration shall have no power to establish the fee unless and until the measure is approved.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Phillips offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 21, Lines 47-48, by deleting all of said lines; and

Further amend said amendment, Page 22, Lines 1-8, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Phillips, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Lauer, **House Amendment No. 2, as amended**, was adopted.

Representative White offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting immediately after said section and line the following:

"**44.098. 1. As used in this section, the following terms mean:**

(1) "Critical incident", an incident that could result in serious physical injury or loss of life;

(2) "Kansas border county", the county of Cherokee;

(3) "Law enforcement mutual aid region", the counties of Jasper and Newton, including the Joplin metropolitan area, and the Kansas border county and Oklahoma border county as defined in this section;

(4) "Oklahoma border counties", the counties of Ottawa and Delaware;

(5) "Missouri border counties", the counties of Jasper and Newton.

2. All law enforcement officers in the law enforcement mutual aid region shall be permitted in critical incidents to respond to lawful requests for aid in any other jurisdiction in the law enforcement mutual aid region.

3. The on-scene incident commander, as defined by the National Incident Management System, shall have the authority to make a request for assistance in a critical incident and shall be responsible for on-scene management until command authority is transferred to another person.

4. In the event that an officer makes an arrest or apprehension outside his or her home state, the offender shall be delivered to the first officer who is commissioned in the jurisdiction in which the arrest was made.

5. For the purposes of liability, all members of any political subdivision or public safety agency responding under operational control of the requesting political subdivision or public safety agency are deemed employees of such responding political subdivision or public safety agency and are subject to the liability and workers' compensation provisions provided to them as employees of their respective political subdivision or public safety agency. Qualified immunity, sovereign immunity, official immunity, and the public duty rule shall apply to the provisions of this section as interpreted by the federal and state courts of the responding agency.

6. If the director of the Missouri department of public safety determines that the state of Kansas has enacted legislation or the governor of Kansas has issued an executive order or similar action that permits Kansas border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

7. If the director of the Missouri department of public safety determines that the state of Oklahoma has enacted legislation or the governor of Oklahoma has issued an executive order or similar action that permits Oklahoma border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

8. The director of the Missouri department of public safety shall notify the revisor of statutes of any changes that would render the provisions of this section effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 3** was adopted.

Representative Rhoads offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"**590.1040. 1. For purposes of this section, the following terms mean:**

(1) "Emergency services personnel", any employee or volunteer of an emergency services provider who is engaged in providing or supporting fire fighting, dispatching services, and emergency medical services;

(2) "Emergency services provider", any public employer, or ground or air ambulance service as those terms are used in chapter 190, that employs persons to provide fire fighting, dispatching services, and emergency medical services;

(3) "Employee assistance program", a program established by a law enforcement agency or emergency services provider to provide professional counseling or support services to employees of a law enforcement agency, emergency services provider, or a professional mental health provider associated with a peer support team;

(4) "Law enforcement agency", any public agency that employs law enforcement personnel;

(5) "Law enforcement personnel", any person who, by virtue of office or public employment, is vested by law with a duty to maintain public order or to make arrests for violation of the laws of the state of Missouri or ordinances of any municipality thereof, or with a duty to maintain or assert custody or supervision over persons accused or convicted of a crime, while acting within the scope of his or her authority as an employee or volunteer of a law enforcement agency;

(6) "Peer support counseling session", any session conducted by a peer support specialist that is called or requested in response to a critical incident or traumatic event involving the personnel of the law enforcement agency or emergency services provider;

(7) "Peer support specialist", a person who:

(a) Is designated by a law enforcement agency, emergency services provider, employee assistance program, or peer support team leader to lead, moderate, or assist in a peer support counseling session;

(b) Is a member of a peer support team; and

(c) Has received training in counseling and providing emotional and moral support to law enforcement officers or emergency services personnel who have been involved in emotionally traumatic incidents by reason of his or her employment;

(8) "Peer support team", a group of peer support specialists serving one or more law enforcement providers or emergency services providers.

2. Any communication made by a participant or peer support specialist in a peer support counseling session, and any oral or written information conveyed in or as the result of a peer support counseling session, are confidential and may not be disclosed by any person participating in the peer support counseling session.

3. Any communication relating to a peer support counseling session that is made between peer support specialists, between peer support specialists and the supervisors or staff of an employee assistance program, or between the supervisors or staff of an employee assistance program is confidential and may not be disclosed.

4. The provisions of this section shall apply only to peer support counseling sessions conducted by a peer support specialist.

5. The provisions of this section shall apply to all oral communications, notes, records, and reports arising out of a peer support counseling session. Any notes, records, or reports arising out of a peer support counseling session shall not be public records and shall not be subject to the provisions of chapter 610. Nothing in this section limits the discovery or introduction into evidence of knowledge acquired by any law enforcement personnel or emergency services personnel from observation made during the course of employment, or material or information acquired during the course of employment, that is otherwise subject to discovery or introduction into evidence.

6. The provisions of this section shall not apply to any:

(1) Threat of suicide or criminal act made by a participant in a peer support counseling session, or any information conveyed in a peer support counseling session relating to a threat of suicide or criminal act;

(2) Information relating to abuse of spouses, children, or the elderly, or other information that is required to be reported by law;

(3) Admission of criminal conduct;

(4) Disclosure of testimony by a participant who received peer support counseling services and expressly consented to such disclosure; or

(5) Disclosure of testimony by the surviving spouse or executor or administrator of the estate of a deceased participant who received peer support counseling services and such surviving spouse or executor or administrator expressly consented to such disclosure.

7. The provisions of this section shall not prohibit any communications between peer support specialists who conduct peer support counseling sessions or any communications between peer support specialists and the supervisors or staff of an employee assistance program.

8. The provisions of this section shall not prohibit communications regarding fitness of an employee for duty between an employee assistance program and an employer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 4** was adopted.

Representative Johnson offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 4, Section 100.059, Line 31, by inserting after all of said line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of six hours of continuing education programs each year in the areas described in this section**, except that, members of a pension board established under section 321.800 shall be required to complete a board member education program of at least six hours within ninety days of becoming a new board member and two hours of continuing education for each year thereafter**.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Substitute Amendment No. 1 for House Amendment No. 5**.

House Substitute Amendment No. 1
for
House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 4, Section 100.059, Line 31, by inserting after all of said section and line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program **of at least six hours** designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of **[**~~six~~**] two** hours of continuing education programs each year in the areas described in this section.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Substitute Amendment No. 1 for House Amendment No. 5** was adopted.

Representative Roeber offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 46, Section 320.202, Line 33, by inserting after all of said section and line the following:

"**321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire**

department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society**, fire protection district,** or municipal or other corporation of any character whatsoever."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Lines 28 to 36, by deleting said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1 to House Amendment No. 6** was adopted.

On motion of Representative Roeber, **House Amendment No. 6, as amended**, was adopted.

Representative Cornejo offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 39, Section 190.939, Line 5, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[~~4.~~**] 5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[~~5.~~**] 6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[~~6.~~**] 7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the

affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 7** was adopted.

Representative Swan offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 11, Section 190.100, Line 181, by inserting after all of said section and line the following:

"190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

5. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

6. (1) There is hereby established a standing subcommittee of the State Advisory Council on Emergency Medical Services (SAC) to monitor the implementation of the recognition of the EMS personnel licensure interstate compact (REPLICA), the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee of SAC shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of SAC, to include at least two members as recommended by the Missouri State Council of Firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit, as determined by the subcommittee, reports and recommendations to SAC, the Missouri department of health and senior services,

the Missouri general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee of SAC shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of Section 334.1530. The hearing request shall include the request that the hearing be presented live via the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to SAC and EMS personnel via the provisions of subsections 4, 5, 6, and 8 of section 334.1530.

(3) The Missouri department of health and senior services shall not establish or increase fees for Missouri EMS personnel licensure in accordance with chapter 190 for the purpose of creating the funds necessary for payment of an annual assessment as cited in subdivision (3) of subsection 5 of section 334.1524."; and

Further amend said bill, Page 25, Section 190.900, Line 15, by inserting after the number "**(3**)" the following:

""**Alternative program", a voluntary, non-disciplinary substance abuse recovery program approved by the state EMS authority;**

(4)"; and

Further amend said bill and section by renumbering all subsequent subdivisions; and

Further amend said bill, Page 33, Section 190.924, Line 137, by inserting after the word "**states**" the following:

"**but Missouri shall not be assessed more than ten thousand dollars annually calculated and shall not include an annual increase equivalent to the Consumer Price Index for All Urban Consumers (CPI-Urban). Missouri shall not authorize an annual assessment above this level**"; and

Further amend said bill, Page 39, Section 190.939, Line 1, by inserting after the number "**190.939.**" the number "**1.**"; and

Further amend said bill, page, and section, Line 5, by inserting after all of said line the following:

"**2. The State Emergency Medical Services Advisory Council (SAC) shall review decisions of the interstate commission for emergency medical services personnel practice established under this compact and, upon approval by the commission of any action that will have the result of increasing the cost to the state of membership in the compact, SAC may recommend to the Missouri general assembly that they withdraw from the compact.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 8** was adopted.

Representative Trent offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 43, Section 221.520, Line 46, by inserting after all of said section and line the following:

"320.086. 1. Nothing contained in sections 320.081 to 320.086 shall allow access to records otherwise closed under sections 610.100 to 610.105**[**~~, RSMo Supp. 1982~~**]**.

2. Nothing contained in sections 320.081 to 320.086 shall restrict or waive the attorney-client privilege.

3. The portion of a record that is individually identifiable health information as defined by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), P.L. 104-191, as amended, may be closed records as provided under sections 610.100 to 610.105 if maintained by fire departments and fire protection districts. Notwithstanding the foregoing, all fire departments and fire protection districts shall produce for every call to the department or district an "incident report" as defined in section 610.100 that shall include the date, time, specific location, and name of the owner of the specific location or any vehicle involved in the incident, if known. All incident reports shall be open records under section 610.100."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 9** was adopted.

Representative Roden offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 5, Section 135.090, Line 39, by inserting the following after all of said section and line:

"173.260. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) **"Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;**

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

(4) "Board", the coordinating board for higher education;

[~~(2)~~**] (5)** "Eligible child", the natural, adopted or stepchild of a public safety officer or employee, as defined in this section, who is less than twenty-four years of age and who is a dependent of a public safety officer or employee or was a dependent at the time of death or permanent and total disability of a public safety officer or employee;

(6) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[~~(3)~~**] (7)** "Employee", any full-time employee of the department of transportation engaged in the construction or maintenance of the state's highways, roads and bridges;

(8) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

[~~(4)~~**] (9)** "Grant", the public safety officer or employee survivor grant as established by this section;

[~~(5)~~**] (10)** "Institution of postsecondary education", any approved public or private institution as defined in section 173.205;

[~~(6)~~**] (11)** "Line of duty", any action of a public safety officer, whose primary function is crime control or reduction, enforcement of the criminal law, or suppression of fires, is authorized or obligated by law, rule, regulation or condition of employment or service to perform;

[~~(7)~~**] (12)** "Public safety officer", any firefighter, **uniformed employee of the office of the state fire marshal, emergency medical technician,** police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed

by the state of Missouri or a political subdivision thereof who is killed or permanently and totally disabled in the line of duty **or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty**;

[~~(8)~~**] (13)** "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

[~~(9)~~**] (14)** "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

[~~(10)~~**] (15)** "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this section;

(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

(1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

(2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

190.053. 1. All members of the board of directors of an ambulance district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of an ambulance district. The training required under this section shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services. Such training shall include, at a minimum:

(1) Information relating to the roles and duties of an ambulance district director;

(2) A review of all state statutes and regulations relevant to ambulance districts;

(3) State ethics laws;

(4) State sunshine laws, chapter 610;

(5) Financial and fiduciary responsibility;

(6) State laws relating to the setting of tax rates; and

(7) State laws relating to revenue limitations.

2. If any ambulance district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any ambulance district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member; provided, however, the board shall not appoint the forfeited member.**"; and

Further amend said bill, Page 7, Section 190.100, Lines 65-68, by deleting said lines and inserting in lieu thereof the following:

"**[**~~(15) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(16) "Emergency medical technician-basic" or "EMT-B", a person who has~~**]**

(17) "Emergency medical technician" or "EMT", a person who has"; and

Further amend said bill, section, Page 8, Line 73, by deleting "**(19)**", inserting in lieu thereof "**(18)**", and renumbering the remaining subdivisions accordingly; and

Further amend said bill and section, Page 9, Line 128, by deleting all of said line and inserting in lieu thereof the following:

"representing volunteers, labor, management, firefighters, **[**~~EMT-B's,~~**] EMT's**, nurses, **[**~~EMT-P's,~~**]** physicians,"; and

Further amend said bill, Page 12, Section 190.103, Lines 46-48, by deleting all of said lines and inserting in lieu thereof the following:

"medical direction to **[**~~EMT-Bs, EMT-Is, EMT-Ps,~~**] EMTs, AEMTs,** and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including **[**~~EMT-Bs, EMT-Is, EMT-Ps,~~**] EMTs, AEMTs,** and community paramedics,"; and

Further amend said bill and section, Pages 12-13, Lines 66-67, by deleting all of said lines and inserting in lieu thereof the following:

"medical directors are providing either online telecommunication medical direction to **[**~~EMT-Bs, EMT-Is, EMT-Ps,~~**] EMTs, AEMTs,** and community paramedics, or offline medical direction per"; and

Further amend said bill, Page 15, Section 190.131, Line 2, by deleting the word "**and**"; and

Further amend said bill, section, page, Line 4, by inserting the words "**and paramedics,**" after the word "**technicians**,"; and

Further amend said bill, Page 17, Section 190.142, Lines 32-39, by deleting all of said lines and inserting in lieu thereof the following:

"(3) **[**~~Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs or examinations developed and administered by the department of health and senior services~~**] Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review**;

(4) Continuing education and licensure requirements; and

(5) Ability to speak, read and write the English language."; and

Further amend said bill, Page 18, Section 190.143, Line 20, by inserting the word "**paramedic**" after the word "**technician**,"; and

Further amend said bill and page, Section 190.147, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"**190.147. 1. Paramedics:**"; and

Further amend said section and page, Line 13, by deleting "**EMT-P**" and inserting in lieu thereof "**paramedic**"; and

Further amend said section, Page 19, Lines 19 and 28, by deleting "**EMT-P**" and "**EMT-Ps**" respectively, and inserting in lieu thereof "**paramedic**" and "**Paramedics**" respectively; and

Further amend said bill, Page 23, Section 190.196, Line 8, by inserting the word "**paramedic**" after the word "**technician**,"; and

Further amend said bill, Page 24, Section 190.246, Line 4, by deleting "~~technical basic~~**]** or" and inserting in lieu thereof "~~technical basic or~~**]**"; and

Further amend said bill, section, and page, Line 5, by inserting "**, or a paramedic**" after the word "**technician**"; and

Further amend said bill, Page 40, Section 191.630, Line 27, by inserting the word "**paramedic**" after "190.100,"; and

Further amend said bill, Page 43, Section 221.520, Line 46, by inserting the following after all of said section and line:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services**[**~~, division of regulation and licensure, 19 CSR 30-40.005, et seq.~~**]**;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) **"Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

[~~(3)~~**] (4)** "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** who, at the time of the **[**~~law enforcement officer's, emergency medical technician's, air ambulance pilot's, air ambulance registered professional nurse's, or firefighter's~~**] public safety officer's** fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

[~~(4)~~**] (5)** "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[~~(5)~~**] (6)** "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

[~~(6)~~**] (8)** "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is traveling to or from employment; or the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

[~~(7)~~**] (9)** "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

[~~(8)~~**] (10)** "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

[~~(9)~~**] (12)** "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

[~~(10)~~**] (13)** "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**]**

public safety officer. If a claim is made within one year of the date of death of a **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** if there is no child who survived the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**, and a surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer**;

(4) If there is no surviving spouse of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** to receive benefits under this subsection in the most recently executed designation of beneficiary of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** to receive benefits under the most recently executed life insurance policy of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a);

(5) To the surviving parent, or parents, in equal shares, of the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the **[**~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~**] public safety officer** was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill, Page 45, Section 320.094, Line 68, by inserting the following after all of said section and line:

"320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of employment be required to reside within the fixed and legally recorded geographical area of the fire department if such school district subsequently becomes fully accredited.

4. No hourly employee of a fire department shall be required to live in a fire department's fixed and legally recorded geographical area.

320.098. No county shall require attendance at a specific training academy by any candidate for a firefighter position but may require a specific certification from any training academy."; and

Further amend said bill, Page 46, Section 320.202, Line 33, by inserting the following after all of said section and line:

"321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection district or ambulance district shall serve as a member of any fire district or ambulance district board while such person is employed by any fire district or ambulance district, except that an employee of a fire protection district or an ambulance district may serve as a member of a voluntary fire protection district board or a voluntary ambulance district board.

2. Notwithstanding any other provision of law to the contrary, individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board unless such employment is on a volunteer basis or without compensation.

3. Notwithstanding any provision of law to the contrary, no fire protection district or ambulance district shall require an hourly employee to live within the district.

321.162. 1. All members of the board of directors of a fire protection district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of a fire protection district. The training required under this section shall be conducted by an entity approved by the office of the state fire marshal. The office of the state fire marshal shall determine the content of the training to fulfill the requirements of this section. Such training shall include, at a minimum:

(1) Information relating to the roles and duties of a fire protection district director;

(2) A review of all state statutes and regulations relevant to fire protection districts;

(3) State ethics laws;

(4) State sunshine laws, chapter 610;

(5) Financial and fiduciary responsibility;

(6) State laws relating to the setting of tax rates; and

(7) State laws relating to revenue limitations.

2. If any fire protection district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any fire protection district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member, provided, however, the board shall not appoint the forfeited member.**"; and

321.200. 1. Except as otherwise provided in subsection 3 **of this section**, the board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association, and without delegation thereof to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district may be employed or discharged only by a board which includes at least two directors; but any board of directors may suspend from duty any such person or staff member who willfully and deliberately neglects or refuses to perform his or her regular functions.

2. Any vacancy on the board shall be filled by the remaining elected members of the board, except when less than two elected members remain on the board any vacancy shall be filled by the circuit court of the county in which all or a majority of the district lies. The appointee or appointees shall act until the next biennial election at which a director or directors are elected to serve the remainder of the unexpired term.

3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment by the federal emergency management agency, state emergency management agency, or statewide mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in person, via telephone, facsimile, internet, or any other voice or electronic means, without public notice, in order to authorize by roll call vote the disbursement of funds necessary for the deployment.

4. In the event action is necessary under subsection 3 of this section, the board of directors of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose during the next regularly scheduled meeting of the board that the emergency meeting was held, the action that precipitated calling the emergency meeting without notice, and that the minutes of the emergency meeting are available as a public record of the board.

5. Members of a fire district or ambulance district board of directors shall only receive compensation for meetings the member attended. If multiple meetings occur on the same day, members shall not receive compensation for more than one meeting."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting immediately after said section and line the following:

"**590.025. No law enforcement agency shall require an hourly employee who has been employed by the law enforcement agency for seven years or more to live within a fixed and legally recorded geographical area.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

On motion of Representative Roden, **House Amendment No. 10** was adopted.

Representative Schroer offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 6, Section 190.094, Line 12, by inserting after all of said section and line the following:

"190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 11** was adopted.

Representative Stacy offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 3, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of **[**~~defective or inadequate street layout,~~**]** insanitary or unsafe conditions, **[**~~deterioration of site improvements, improper subdivision or obsolete platting, or~~**]** the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, **[**~~morals,~~**]** or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) **[**~~"Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of~~

~~thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;~~

~~(4)~~**]** "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

[~~(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:~~

~~(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or~~

~~(b) Result in increased employment in the municipality; or~~

~~(c) Result in preservation or enhancement of the tax base of the municipality;~~

~~(6)~~**] (4)** "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

[~~(7)~~**] (5)** "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

[~~(8)~~**] (6)** "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

[~~(9)~~**] (7)** "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

[~~(10)~~**] (8)** "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

[~~(11)~~**] (9)** "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

[~~(12)~~**] (10)** "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, **[**~~a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof,~~**]** which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

[~~(13)~~**]** **(11)** "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, **[**~~conservation area, economic development area, or combination thereof,~~**]** and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

[~~(14)~~**]** **(12)** "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

[~~(15)~~**]** **(13)** "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) **[**~~Initial costs for an economic development area;~~

~~(f)~~**]** Costs of construction of public works or improvements;

[~~(g)~~**]** **(f)** Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

[~~(h)~~**]** **(g)** All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

[~~(i)~~**]** **(h)** Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

[~~(j)~~**]** **(i)** Payments in lieu of taxes;

[~~(16)~~**]** **(14)** "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

[~~(17)~~**]** **(15)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

[~~(18)~~**]** **(16)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

[~~(19)~~**]** **(17)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area**[**~~, a conservation area, or an economic development area,~~**]** and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a

finding shall include, but not be limited to, a **study conducted by a third party which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. **(1)** Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under **[**~~subsection 3 of~~**]** section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820

shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under **[**~~subsection 3 of~~**]** section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

[~~3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.~~**]**

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805**[**~~, that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas~~**]**.

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998**;**

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property

tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by

the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan raised a point of order that **House Amendment No. 12** goes beyond the scope of the bill.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Schroer offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"577.029. **1.** A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall**, with the consent of the patient or a warrant issued by a court of competent jurisdiction,** withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

2. No medical personnel employed by or practicing in a hospital or employed as an emergency medical technician shall be arrested or charged with an offense for failure to comply with this section, unless such medical personnel or emergency medical technician has contracted with law enforcement for the purpose of performing the duties required by this section. Notwithstanding the provisions of section 577.031, no hospital or such medical personnel shall be civilly liable for complying with the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 19, Section 190.147, Line 20, by inserting "**and in compliance with section 632.305**" after the word "**transport**"; and

Further amend said bill, section, and page, Line 26, by inserting "**in compliance with section 632.305,**" after the word "**manner,**"; and

Further amend said bill, section, and page, Line 31, by inserting "**and in compliance with section 632.305,**" after the word "**section**"; and

Further amend said bill, Page 49,"; and

Further amend said amendment and page, Line 21, by deleting all of said line and inserting in lieu thereof the following:

"**civilly liable for complying with the provisions of this section.**

632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and must allege under oath that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or to others. The application must specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or others, it shall direct a peace officer **or EMT-P, as defined in section 90.100,** to take the respondent into custody and transport him to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer **or EMT-P** to take or a peace officer **or EMT-P** may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer **or EMT-P** has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer **or EMT-P** or mental health coordinator who conveyed such person or caused him to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or others unless he is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his own personal observations or investigation and shall contain the information required in subsection 1 of this section.

632.310. 1. Whenever a court has authorized the initial detention and evaluation of a respondent pursuant to subsection 2 of section 632.305, or whenever a mental health coordinator submits an application for initial detention and evaluation pursuant to subsection 3 of section 632.305, or whenever a licensed physician, a registered professional nurse designated by the facility and approved by the department, or a mental health professional submits an application for initial detention and evaluation pursuant to subsection 4 of section 632.305, a public mental health facility shall, and a private mental health facility may immediately accept such application and the respondent on a provisional basis, and the facility shall then evaluate the respondent's condition and admit him for treatment or release him in accordance with the provisions of this chapter.

2. Whenever a peace officer **or EMT-P** applies for initial detention and evaluation pursuant to subsection 3 of section 632.305, the mental health facility may, but is not required to, accept the application and the respondent. If the facility accepts the application and the respondent, the facility shall evaluate the respondent's condition and admit him for treatment or release him in accordance with the provisions of this chapter.

3. If the respondent is not accepted for admission by a facility providing ninety-six-hour evaluation and treatment, the facility shall immediately furnish transportation, if not otherwise available, to return the respondent to his place of residence or other appropriate place; provided, that in the case of a person transported to the facility by a peace officer **or EMT-P** or other governmental agency, such peace officer **or EMT-P** or agency shall furnish or arrange for such transportation.

4. The department may require, pursuant to an affiliation agreement and contract with a community-based service certified by the department to serve the catchment area where a respondent whose mental disorder consists of alcohol or drug abuse resides, that the service immediately accept the application and respondent engaging in alcohol or drug abuse on a provisional basis and that the service then evaluate such respondent's condition and admit him for treatment for up to ninety-six hours, petition for further detention and treatment, or release him in accordance with the provisions of chapter 631."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 1 to House Amendment No. 13** was adopted.

On motion of Representative Schroer, **House Amendment No. 13, as amended**, was adopted.

Representative Butler offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting after all of said line the following:

"99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998**;**

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property

tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by

the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 14** goes beyond the scope of the bill.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Reisch offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 46, Section 320.202, Line 33, by inserting the following after all of said section and line:

"321.320. **1. Except as provided in subsection 2 of this section,** if any property, located within the boundaries of a fire protection district, is included within a city having a population of forty thousand inhabitants or more, which city is not wholly within the fire protection district, and which city maintains a city fire department, the property is excluded from the fire protection district.

2. Unless the municipality and fire protection district contract otherwise, a fire protection district serving an area included within any annexation on or after January 1, 2019, by a municipality located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants having a fire department, including simplified boundary changes, shall, following the annexation:

(1) Continue to provide fire protection services, including emergency medical services to such area;

(2) Levy and collect any tax upon all taxable property included within the annexed area authorized under chapter 321; and

(3) Enforce any fire protection and fire prevention ordinances adopted and amended by the fire protection district in such area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Lines 10-11, by deleting all of said lines and inserting in lieu thereof the following:

"**municipality having a fire department, including**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 15 was withdrawn.

Representative Ruth raised a point of order that a member was in violation of Rule 85.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

House Amendment No. 15 was withdrawn.

On motion of Representative Alferman, **HCS SS SB 870, as amended**, was adopted.

On motion of Representative Alferman, **HCS SS SB 870, as amended**, was read the third time and passed by the following vote:

AYES: 101

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Baringer	Barnes 28	Basye	Beard
Beck	Black	Brown 57	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Higdon	Hill	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Matthiesen	McCreery	McGaugh
Morgan	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Stephens 128	Stevens 46	Swan	Tate
Trent	Walker 3	Walsh	Wessels	White
Wiemann				

NOES: 039

Adams	Bahr	Bernskoetter	Berry	Bondon
Brattin	Brown 27	Christofanelli	Curtis	Curtman
Ellington	Fitzpatrick	Green	Gregory	Harris

Henderson	Hurst	Johnson	Kidd	Marshall
May	McGee	Meredith 71	Messenger	Moon
Mosley	Newman	Pierson Jr	Pietzman	Remole
Smith 85	Smith 163	Spencer	Stacy	Taylor
Unsicker	Vescovo	Washington	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 021

Bangert	Barnes 60	Carpenter	Cookson	Cross
DeGroot	Gray	Houghton	Houx	Mathews
McCann Beatty	McDaniel	Merideth 80	Miller	Mitten
Peters	Pogue	Shumake	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

Representative Chipman assumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1879, as amended, relating to financial transactions involving public entities, was taken up by Representative Fraker.

Representative Fraker moved that the House refuse to adopt **SS SCS HCS HB 1879, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2116, relating to watercraft, was taken up by Representative Ross.

On motion of Representative Ross, **SCS HCS HB 2116** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus

Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Love
Lynch	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Austin	Bangert	Barnes 60	Burns	Cookson
DeGroot	Franks Jr	Gray	Haahr	Houghton
Korman	Lichtenegger	Mathews	McDaniel	Neely
Peters	Pogue	Quade	Reisch	Smith 85
White	Mr. Speaker			

VACANCIES: 002

On motion of Representative Ross, **SCS HCS HB 2116** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols

Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst	Marshall	Moon

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 024

Bangert	Barnes 60	Burns	Cookson	DeGroot
Franks Jr	Gray	Haahr	Higdon	Korman
Lichtenegger	Mathews	McDaniel	Neely	Peters
Pogue	Quade	Redmon	Reisch	Rone
Smith 85	Stephens 128	Walker 74	White	

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 840, relating to dietitians, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **SB 840**, relating to professional registration, was agreed to.

Representative Bernskoetter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 840, Page 1, in the Title, Line 3, by deleting the word "dietitians" and inserting in lieu thereof the words "professional registration"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 1** was adopted.

Representative Grier offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 840, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"256.462. 1. The board shall meet within forty-five days after appointment of its initial members. The board shall hold at least four regular meetings each year. Special meetings shall be held at such times as the rules of the board may provide and in accordance with notice requirements thereof.

2. The board shall elect annually from its own membership a chair, vice chair, and secretary-treasurer, none of whom shall hold that office for more than two consecutive one-year terms, and the director of the division of professional registration shall be the executive secretary to assist the board in carrying out its duties and responsibilities.

3. The board shall promulgate rules pursuant to chapter 536 and section 256.640, necessary for the administration and enforcement of sections 256.450 to 256.483.

4. The board shall prepare, administer, and grade or supervise the preparation, administering, and grading of oral and written examinations as required to administer and enforce sections 256.450 to 256.483. The board may adopt or recognize, in part or in whole, examinations prepared, administered, or graded by other organizations, on a regional or national basis, which the board determines are appropriate to measure the qualifications of an applicant for registration as a geologist in Missouri, provided that the individual's examination records are available to the board.

5. The board shall issue certificates of registration and shall renew and reissue certificates as provided in sections 256.450 to 256.483. The board may upon reissuing and renewal require the applicant to provide evidence of continued competence in the practice of geology.

6. The board shall promulgate, by rule, and issue a code of professional conduct for registered geologists. The board may suspend, revoke or refuse issuance or renewal of registration for any registered geologist who is found in violation of the code of professional conduct.

7. The board may refuse issuance or renewal of or suspend or revoke any certificate, and impose sanctions including restrictions on the practice of any individual geologist registered in Missouri for violations of sections 256.450 to 256.483 or the rules promulgated thereunder.

8. The board shall seek cease and desist orders and injunctions against any person violating sections 256.450 to 256.483 or the rules promulgated thereunder.

9. The board shall recognize and authorize the official use of the designation "registered geologist" for geologists registered under the provisions of sections 256.450 to 256.483.

10. **[**~~The board may enter into agreements with licensor organizations of other states having official registration responsibilities for the purposes of developing uniform standards for registration of geologists including education, examinations, and other procedures for the purposes of developing and entering into registration reciprocity agreements. All such agreements shall be in accordance with the provisions of sections 256.450 to 256.483.~~

~~11.~~**]** The board may recognize and establish, by rule, specialty fields of geologic practice and establish qualifications, conduct examinations, and issue certificates of registration in such specialties to qualified applicants.

256.468. 1. An applicant for certification as a registered geologist shall complete and sign a personal data form, prescribed and furnished by the board, and shall provide the appropriate application fee. The personal data of an individual shall be considered confidential information.

2. The applicant shall have graduated from a course of study satisfactory to the board and which includes at least thirty semester or forty-five quarter hours of credit in geology.

3. The applicant shall provide to the board a detailed summary of actual geologic work, documenting that the applicant meets the minimum requirements for registration as a geologist, including a demonstration that the applicant has at least three years of postbaccalaureate experience in the practice of geology.

4. Except as provided in this section, no applicant shall be certified unless he or she shall have passed an examination covering the fundamentals, principles and practices of geology prescribed or accepted by the board.

5. Any person, upon application to the board and demonstration that the person meets the requirements of subsections 1 and 2 of this section and has passed that portion of the professional examination covering the fundamentals of geology, shall be awarded the geologist-registrant in-training certificate. The geologist then may use the title "geologist-registrant in-training" subject to the limitations of sections 256.450 to 256.483.

6. The board shall deny registration to an applicant who fails to satisfy the requirements of this section. The board shall not issue a certificate of registration pending the disposition in this or another state of any complaint alleging a violation of this chapter or the laws, rules, regulations and code of professional conduct applicable to registered geologists and regulated geologic work of which violation the board has notice. An applicant who is denied

registration shall be notified in writing within thirty days of the board's decision and the notice shall state the reason for denial of registration. Any person aggrieved by a final decision of the board on an application for registration may appeal that decision to the administrative hearing commission in the manner provided in section 621.120.

7. The board shall issue an appropriate certificate evidencing the issuance of the certificate of registration upon payment of the applicable registration fee to any applicant who has satisfactorily met all the requirements of this section for registration as a geologist. Such certificate shall show the full name of the registrant, shall have a serial number, and shall be dated and signed by an appropriate officer of the board under the seal of the board.

8. The certificate seal shall be prima facie evidence that the person named therein is entitled to all rights and privileges of a registered geologist under sections 256.450 to 256.483 and to practice geology as an individual, firm or corporation while such certificate remains unrevoked or unexpired.

9. The board may issue a certificate of registration to any individual who has made application and provided proof of certification of registration from another **[**~~state nongovernmental or governmental organization, or~~**]** country, approved by the board, provided that the registration or licensing requirements are substantially similar to the requirements of this section and the necessary fees have been paid. The board may require, by examination or other procedures, demonstration of competency pertaining to geologic conditions in Missouri.

10. The board shall reissue the certificate of registration of any registrant who, before the expiration date of the certificate and within a period of time and procedures established by the board, submits the required renewal application and fee.

11. The board, by rule, may establish conditions and fees for the reissuing of certificates of registration which have lapsed, expired, or have been suspended or revoked.

12. Registered geologists may purchase from the board, or other approved sources, a seal bearing the registered geologist's name, registration number, and the legend "Registered Geologist".

324.009. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, or accreditation that enables a person to legally practice an occupation or profession in a particular jurisdiction; except that "license" shall not include a certificate of license to teach in public schools under section 168.021;

(2) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses; except, for the purposes of this section, oversight body shall not include the state board of registration for the healing arts, the state board of nursing, the board of pharmacy, the state committee of psychologists, the Missouri dental board, the Missouri board for architects, professional engineers, professional land surveyors and professional landscape architects, the state board of optometry, or the Missouri veterinary medical board.

2. Any resident of Missouri who holds a valid current license issued by another state, territory of the United States, or the District of Columbia may submit an application for a license in Missouri in the same occupation or profession for which he or she holds the current license, along with proof of current licensure in the other jurisdiction, to the relevant oversight body in this state.

3. The oversight body in this state shall, within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that the licensing requirements in the jurisdiction that issued the applicant's license are substantially similar to or more stringent than the licensing requirements in Missouri for the same occupation or profession.

4. The oversight body shall not waive any examination, educational, or experience requirements for any applicant who is currently under disciplinary action with an oversight body outside the state or who does not hold a valid current license in the other jurisdiction on the date the oversight body receives his or her application under this section.

5. The oversight body shall not waive any examination, educational, or experience requirements for any applicant if it determines that waiving the requirements for the applicant may endanger the public health, safety, or welfare.

6. Nothing in this section shall prohibit the oversight body from denying a license to an applicant under this section for any reason described in any section associated with the occupation or profession for which the applicant seeks a license.

7. This section shall not be construed to waive any requirement for an applicant to pay any fees, post any bonds or surety bonds, or submit proof of insurance associated with the license the applicant seeks.

8. This section shall not apply to business, professional, or occupational licenses issued or required by political subdivisions.

9. The provisions of this section shall not be construed to alter the authority granted by, or any requirements promulgated pursuant to, any interjurisdictional or interstate compacts adopted by Missouri statute or any reciprocity agreements with other states in effect on August 28, 2018, and whenever possible this section shall be interpreted so as to imply no conflict between it and any compact, or any reciprocity agreements with other states in effect on August 28, 2018.

324.071. 1. The applicant applying for a license to practice occupational therapy shall provide evidence of being initially certified by a certifying entity and has completed an application for licensure and all applicable fees have been paid.

2. The certification requirement shall be waived for those persons who hold a current registration by the board as an occupational therapist or occupational therapy assistant on August 28, 1997, provided that this application is made on or before October 31, 1997, and all applicable fees have been paid. All other requirements of sections 324.050 to 324.089 must be satisfied.

3. The person shall have no violations, suspensions, revocation or pending complaints for violation of regulations from a certifying entity or any governmental regulatory agency in the past five years.

[~~4. The board may negotiate reciprocal contracts with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration or certification considered to be equivalent or more stringent than the requirements for licensure pursuant to sections 324.050 to 324.089.~~**]**"; and

Further amend said bill, Page 4, Section 324.210, Line 36, by inserting after all of said section and line the following:

"324.215. 1. The committee shall issue a license to each candidate who files an application and pays the fee as required by the provisions of sections 324.200 to 324.225 and who furnishes evidence satisfactory to the committee that the candidate has complied with the provisions of section 324.210 or with the provisions of subsection 2 of this section.

2. The committee may issue a license to any dietitian who has a valid current license to practice dietetics or medical nutrition therapy in **[**~~any jurisdiction~~**] another country**, provided that such person is licensed in a **[**~~jurisdiction~~**] country** whose requirements for licensure are substantially equal to, or greater than, the requirements for licensure of dietitians in Missouri at the time the applicant applies for licensure.

3. The committee may not allow any person to sit for the examination for licensure as a dietitian in this state who has failed the examination as approved by the committee three times, until the applicant submits evidence of satisfactory completion of additional course work or experience and has been approved by the committee for reexamination.

324.421. The council shall register without examination any interior designer certified, licensed or registered in **[**~~another state or territory of the United States or~~**] a** foreign country if the applicant has qualifications which are at least equivalent to the requirements for registration as a registered interior designer in this state and such applicant pays the required fees.

324.487. 1. It is unlawful for any person to practice acupuncture in this state, unless such person:

(1) Possesses a valid license issued by the board pursuant to sections 324.475 to 324.499; or

(2) Is engaged in a supervised course of study that has been authorized by the committee approved by the board, and is designated and identified by a title that clearly indicates status as a trainee, and is under the supervision of a licensed acupuncturist.

2. A person may be licensed to practice acupuncture in this state if the applicant:

(1) Is twenty-one years of age or older and **[**~~meets one of the following requirements:~~

~~(a)~~**]** is actively certified as a Diplomate in Acupuncture by the National Commission for the Certification of Acupuncture and Oriental Medicine**[**~~; or~~

~~(b) Is actively licensed, certified or registered in a state or jurisdiction of the United States which has eligibility and examination requirements that are at least equivalent to those of the National Commission for the Certification of Acupuncture and Oriental Medicine, as determined by the committee and approved by the board~~**]**; and

(2) Submits to the committee an application on a form prescribed by the committee; and

(3) Pays the appropriate fee.

3. The board shall issue a certificate of licensure to each individual who satisfies the requirements of subsection 2 of this section, certifying that the holder is authorized to practice acupuncture in this state. The holder shall have in his or her possession at all times while practicing acupuncture, the license issued pursuant to sections 324.475 to 324.499.

324.920. 1. The applicant for a statewide electrical contractor's license shall satisfy the following requirements:

(1) Be at least twenty-one years of age;

(2) Provide proof of liability insurance in the amount of five hundred thousand dollars, and post a bond with each political subdivision in which he or she will perform work, as required by that political subdivision;

(3) Pass a standardized and nationally accredited electrical assessment examination that has been created and administered by a third party and that meets current national industry standards, as determined by the division;

(4) Pay for the costs of such examination; and

(5) Have completed one of the following:

(a) Twelve thousand verifiable practical hours installing equipment and associated wiring;

(b) Ten thousand verifiable practical hours installing equipment and associated wiring and have received an electrical journeyman certificate from a United States Department of Labor-approved electrical apprenticeship program;

(c) Eight thousand verifiable practical hours installing equipment and associated wiring and have received an associate's degree from a state-accredited program; or

(d) Four thousand verifiable practical hours supervising the installation of equipment and associated wiring and have received a four-year electrical engineering degree.

2. Electrical contractors who hold an electrical contractor license in good standing that was issued by any authority in this state that required prior to January 1, 2018, the passing of a standardized and nationally accredited written electrical assessment examination that is based upon the National Electrical Code and who have completed twelve thousand hours of verifiable practical experience shall be issued a statewide license. The provisions of this subsection shall apply only to electrical contractor licenses issued by a political subdivision with the legal authority to issue such licenses.

3. Each corporation, firm, institution, organization, company, or representative thereof engaging in electrical contracting shall have in its employ, at a supervisory level, at least one electrical contractor who possesses a statewide license in accordance with sections 324.900 to 324.945. A statewide licensed electrical contractor shall represent only one firm, company, corporation, institution, or organization at one time.

4. Any person operating as an electrical contractor in a political subdivision that does not require the contractor to hold a local license shall not be required to possess a statewide license under sections 324.900 to 324.945 to continue to operate as an electrical contractor in such political subdivision.

[~~5. The division may negotiate reciprocal agreements with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration, or certification considered to be equivalent or more stringent than the requirements for licensure under sections 324.900 to 324.945.~~**]**

324.1110. 1. (1) The board shall require as a condition of licensure as a private investigator that the applicant pass a written examination as evidence of knowledge of investigator rules and regulations.

(2) In the event requirements have been met so that testing has been waived, qualification shall be dependent on a showing of, for the two previous years:

(a) Registration and good standing as a business in this state; and

(b) Two hundred fifty thousand dollars in business general liability insurance.

[~~(3) The board may review applicants seeking reciprocity. An applicant seeking reciprocity shall have undergone a licensing procedure similar to that required by this state and shall meet this state's minimum insurance requirements.~~**]**

2. The board shall require as a condition of licensure as a private fire investigator that the applicant:

(1) Provide evidence of active certification as a fire investigator issued by the division of fire safety; and

(2) Provide proof of liability insurance with coverage of at least one million dollars.

3. The board shall conduct a complete investigation of the background of each applicant for licensure as a private investigator or private fire investigator to determine whether the applicant is qualified for licensure under sections 324.1100 to 324.1148. The board shall outline basic qualification requirements for licensing as a private investigator, private investigator agency, private fire investigator, and private fire investigator agency.

328.085. 1. The board shall grant without examination a license to practice barbering to any applicant **[**~~who holds a current barber's license which is issued by another state or territory whose requirements for licensure were equivalent to the licensing requirements in effect in Missouri at the time the applicant was licensed or~~**]** who has practiced the trade in another state for at least two consecutive years. An applicant under this section shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under

disciplinary action with another board of barbering shall not be licensed by reciprocity under the provisions of **[**~~this chapter~~**] section 324.009**.

2. Any person who has lawfully practiced or received training in another state who does not qualify for licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his **or her** deficiencies and inform the applicant of the action which he **or she** must take to qualify to take the examination.

3. The applicant for licensure under this section shall pay a fee equivalent to the barber examination fee.

329.085. 1. Any person desiring an instructor license shall submit to the board a written application on a form supplied by the board showing that the applicant has met the requirements set forth in section 329.080 **or 324.009**. An applicant who has met all requirements as determined by the board shall be allowed to take the instructor examination, including any person who has been licensed three or more years as a cosmetologist, manicurist or esthetician. If the applicant passes the examination to the satisfaction of the board, the board shall issue to the applicant an instructor license.

2. The instructor examination fee and the instructor license fee for an instructor license shall be nonrefundable.

3. The instructor license renewal fee shall be in addition to the regular cosmetologist, esthetician or manicurist license renewal fee. For each renewal the instructor shall submit proof of having attended a teacher training seminar or workshop at least once every two years, sponsored by any university, or Missouri vocational association, or bona fide state cosmetology association specifically approved by the board to satisfy the requirement for continued training of this subsection. Renewal fees shall be due and payable on or before the renewal date and, if the fee remains unpaid thereafter in such license period, there shall be a late fee in addition to the regular fee.

4. Instructors duly licensed as physicians or attorneys or lecturers on subjects not directly pertaining to the practice pursuant to this chapter need not be holders of licenses provided for in this chapter.

5. **[**~~The board shall grant instructor licensure upon application and payment of a fee equivalent to the sum of the instructor examination fee and the instructor license fee, provided the applicant establishes compliance with the cosmetology instructor requirements of another state, territory of the United States, or District of Columbia wherein the requirements are substantially equal or superior to those in force in Missouri at the time the application for licensure is filed and the applicant holds a current instructor license in the other jurisdiction at the time of making application.~~

~~6.~~**]** Any person licensed as a cosmetology instructor prior to the training requirements which became effective January 1, 1979, may continue to be licensed as such, provided such license is maintained and the licensee complies with the continued training requirements as provided in subsection 3 of this section. Any person with an expired instructor license that is not restored to current status within two years of the date of expiration shall be required to meet the training and examination requirements as provided in this section and section 329.080.

329.130. 1. The board shall grant without examination a license to practice cosmetology to any applicant **[**~~who holds a current license that is issued by another state, territory of the United States, or the District of Columbia whose requirements for licensure are substantially equal to the licensing requirements in Missouri at the time the application is filed or~~**]** who has practiced cosmetology for at least two consecutive years in another state, territory of the United States, or the District of Columbia. The applicant under this subsection shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under disciplinary action with another board of cosmetology shall not be licensed by reciprocity under the provisions of **[**~~this chapter~~**] section 324.009**.

2. Any person who lawfully practiced or received training in another state who does not qualify for licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his or her deficiencies and inform the applicant of the action that he or she must take to qualify to take the examination. The applicant for licensure under this subsection shall pay the appropriate examination and licensure fees.

330.030. Any person desiring to practice podiatric medicine in this state shall furnish the board with satisfactory proof, including a statement under oath or affirmation that all representations are true and correct to the best knowledge and belief of the person submitting and signing same, subject to the penalties of making a false affidavit or declaration, that he or she is twenty-one years of age or over, and of good moral character, and that he or she has received at least four years of high school training, or the equivalent thereof, and has received a diploma or certificate of graduation from an approved college of podiatric medicine, recognized and approved by the board, having a minimum requirement of two years in an accredited college and four years in a recognized college of

podiatric medicine. Upon payment of the examination fee, and making satisfactory proof as aforesaid, the applicant shall be examined by the board, or a committee thereof, under such rules and regulations as said board may determine, and if found qualified, shall be licensed, upon payment of the license fee, to practice podiatric medicine as licensed; provided, that the board shall, under regulations established by the board, admit without examination legally qualified practitioners of podiatric medicine who hold licenses to practice podiatric medicine in **[**~~any state or territory of the United States or the District of Columbia or~~**]** any foreign country with equal educational requirements to the state of Missouri upon the applicant paying a fee equivalent to the license and examination fees required above.

331.030. 1. No person shall engage in the practice of chiropractic without having first secured a chiropractic license as provided in this chapter.

2. Any person desiring to procure a license authorizing the person to practice chiropractic in this state shall be at least twenty-one years of age and shall make application on the form prescribed by the board. The application shall contain a statement that it is made under oath or affirmation and that representations contained thereon are true and correct to the best knowledge and belief of the person signing the application, subject to the penalties of making a false affidavit or declaration, and shall give the applicant's name, address, age, sex, name of chiropractic schools or colleges which the person attended or of which the person is a graduate, and such other reasonable information as the board may require. The applicant shall give evidence satisfactory to the board of the successful completion of the educational requirements of this chapter, that the applicant is of good moral character, and that the chiropractic school or college of which the applicant is a graduate is teaching chiropractic in accordance with the requirements of this chapter. The board may make a final determination as to whether or not the school from which the applicant graduated is so teaching.

3. Before an applicant shall be eligible for licensure, the applicant shall furnish evidence satisfactory to the board that the applicant has received the minimum number of semester credit hours, as required by the Council on Chiropractic Education, or its successor, prior to beginning the doctoral course of study in chiropractic. The minimum number of semester credit hours applicable at the time of enrollment in a doctoral course of study must be in those subjects, hours and course content as may be provided for by the Council on Chiropractic Education or, in the absence of the Council on Chiropractic Education or its provision for such subjects, such hours and course content as adopted by rule of the board; however in no event shall fewer than ninety semester credit hours be accepted as the minimum number of hours required prior to beginning the doctoral course of study in chiropractic. The examination applicant shall also provide evidence satisfactory to the board of having graduated from a chiropractic college having status with the Commission on Accreditation of the Council on Chiropractic Education or its successor. Any senior student in a chiropractic college having status with the Commission on Accreditation on the Council on Chiropractic Education or its successor may take a practical examination administered or approved by the board under such requirements and conditions as are adopted by the board by rule, but no license shall be issued until all of the requirements for licensure have been met.

4. Each applicant shall pay upon application an application or examination fee. All moneys collected pursuant to the provisions of this chapter shall be nonrefundable and shall be collected by the director of the division of professional registration who shall transmit it to the department of revenue for deposit in the state treasury to the credit of the chiropractic board fund. Any person failing to pass a practical examination administered or approved by the board may be reexamined upon fulfilling such requirements, including the payment of a reexamination fee, as the board may by rule prescribe.

5. Every applicant for licensure by examination shall have taken and successfully passed all required and optional parts of the written examination given by the National Board of Chiropractic Examiners, including the written clinical competency examination, under such conditions as established by rule of the board, and all applicants for licensure by examination shall successfully pass a practical examination administered or approved by the board and a written examination testing the applicant's knowledge and understanding of the laws and regulations regarding the practice of chiropractic in this state. The board shall issue to each applicant who meets the standards and successful completion of the examinations, as established by rule of the board, a license to practice chiropractic. The board shall not recognize any correspondence work in any chiropractic school or college as credit for meeting the requirements of this chapter.

6. The board shall issue a license without examination to persons who have been regularly licensed to practice chiropractic in **[**~~any other state, territory, or the District of Columbia, or in~~**]** any foreign country, provided that the regulations for securing a license in the other **[**~~jurisdiction~~**] country** are equivalent to those required for licensure in the state of Missouri, when the applicant furnishes satisfactory evidence that the applicant has continuously practiced chiropractic for at least one year immediately preceding the applicant's application to the board and that the applicant is of good moral character, and upon the payment of the reciprocity license fee as

established by rule of the board. The board may require an applicant to successfully complete the Special Purposes Examination for Chiropractic (SPEC) administered by the National Board of Chiropractic Examiners if the requirements for securing a license in the other **[**~~jurisdiction~~**] country** are not equivalent to those required for licensure in the state of Missouri at the time application is made for licensure under this subsection.

7. Any applicant who has failed any portion of the practical examination administered or approved by the board three times shall be required to return to an accredited chiropractic college for a semester of additional study in the subjects failed, as provided by rule of the board.

8. A chiropractic physician currently licensed in Missouri shall apply to the board for certification prior to engaging in the practice of meridian therapy/acupressure/acupuncture. Each such application shall be accompanied by the required fee. The board shall establish by rule the minimum requirements for the specialty certification under this subsection. "Meridian therapy/acupressure/acupuncture" shall mean methods of diagnosing and the treatment of a patient by stimulating specific points on or within the body by various methods including but not limited to manipulation, heat, cold, pressure, vibration, ultrasound, light, electrocurrent, and short-needle insertion for the purpose of obtaining a biopositive reflex response by nerve stimulation.

9. The board may through its rulemaking process authorize chiropractic physicians holding a current Missouri license to apply for certification in a specialty as the board may deem appropriate and charge a fee for application for certification, provided that:

(1) The board establishes minimum initial and continuing educational requirements sufficient to ensure the competence of applicants seeking certification in the particular specialty; and

(2) The board shall not establish any provision for certification of licensees in a particular specialty which is not encompassed within the practice of chiropractic as defined in section 331.010.

333.041. 1. Each applicant for a license to practice funeral directing shall furnish evidence to establish to the satisfaction of the board that he or she is:

(1) At least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board; and

(2) A person of good moral character.

2. Every person desiring to enter the profession of embalming dead human bodies within the state of Missouri and who is enrolled in a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board shall register with the board as a practicum student upon the form provided by the board. After such registration, a student may assist, under the direct supervision of Missouri licensed embalmers and funeral directors, in Missouri licensed funeral establishments, while serving his or her practicum. The form for registration as a practicum student shall be accompanied by a fee in an amount established by the board.

3. Each applicant for a license to practice embalming shall furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board;

(2) Is a person of good moral character;

(3) Has completed a funeral service education program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board. If an applicant does not complete all requirements for licensure within five years from the date of his or her completion of an accredited program, his or her registration as an apprentice embalmer shall be automatically cancelled. The applicant shall be required to file a new application and pay applicable fees. No previous apprenticeship shall be considered for the new application;

(4) Upon due examination administered by the board, is possessed of a knowledge of the subjects of embalming, anatomy, pathology, bacteriology, mortuary administration, chemistry, restorative art, together with statutes, rules and regulations governing the care, custody, shelter and disposition of dead human bodies and the transportation thereof or has passed the national board examination of the Conference of Funeral Service Examining Boards. If any applicant fails to pass the state examination, he or she may retake the examination at the next regular examination meeting. The applicant shall notify the board office of his or her desire to retake the examination at least thirty days prior to the date of the examination. Each time the examination is retaken, the applicant shall pay a new examination fee in an amount established by the board;

(5) Has been employed full time in funeral service in a licensed funeral establishment and has personally embalmed at least twenty-five dead human bodies under the personal supervision of an embalmer who holds a current and valid Missouri embalmer's license **[**~~or an embalmer who holds a current and valid embalmer's license in a state with which the Missouri board has entered into a reciprocity agreement~~**]** during an apprenticeship of not less

than twelve consecutive months. "Personal supervision" means that the licensed embalmer shall be physically present during the entire embalming process in the first six months of the apprenticeship period and physically present at the beginning of the embalming process and available for consultation and personal inspection within a period of not more than one hour in the remaining six months of the apprenticeship period. All transcripts and other records filed with the board shall become a part of the board files.

4. If the applicant does not complete the application process within the five years after his or her completion of an approved program, then he or she must file a new application and no fees paid previously shall apply toward the license fee.

5. Examinations required by this section and section 333.042 shall be held at least twice a year at times and places fixed by the board. The board shall by rule and regulation prescribe the standard for successful completion of the examinations.

6. Upon establishment of his or her qualifications as specified by this section or section 333.042, the board shall issue to the applicant a license to practice funeral directing or embalming, as the case may require, and shall register the applicant as a duly licensed funeral director or a duly licensed embalmer. Any person having the qualifications required by this section and section 333.042 may be granted both a license to practice funeral directing and to practice embalming.

7. The board shall, upon request, waive any requirement of this chapter and issue a temporary funeral director's license, valid for six months, to the surviving spouse or next of kin or the personal representative of a licensed funeral director, or to the spouse, next of kin, employee or conservator of a licensed funeral director disabled because of sickness, mental incapacity or injury.

333.042. 1. Every person desiring to enter the profession of funeral directing in this state shall make application with the state board of embalmers and funeral directors and pay the current application and examination fees. Except as otherwise provided in section 41.950, applicants not entitled to a license pursuant to section 333.051 **or 324.009** shall serve an apprenticeship for at least twelve consecutive months in a funeral establishment licensed for the care and preparation for burial and transportation of the human dead in this state or in another state which has established standards for admission to practice funeral directing equal to, or more stringent than, the requirements for admission to practice funeral directing in this state. The applicant shall devote at least fifteen hours per week to his or her duties as an apprentice under the supervision of a Missouri licensed funeral director. Such applicant shall submit proof to the board, on forms provided by the board, that the applicant has arranged and conducted ten funeral services during the applicant's apprenticeship under the supervision of a Missouri licensed funeral director. Upon completion of the apprenticeship, the applicant shall appear before the board to be tested on the applicant's legal and practical knowledge of funeral directing, funeral home licensing, preneed funeral contracts and the care, custody, shelter, disposition and transportation of dead human bodies. Upon acceptance of the application and fees by the board, an applicant shall have twenty-four months to successfully complete the requirements for licensure found in this section or the application for licensure shall be cancelled.

2. If a person applies for a limited license to work only in a funeral establishment which is licensed only for cremation, including transportation of dead human bodies to and from the funeral establishment, he or she shall make application, pay the current application and examination fee and successfully complete the Missouri law examination. He or she shall be exempt from the twelve-month apprenticeship required by subsection 1 of this section and the practical examination before the board. If a person has a limited license issued pursuant to this subsection, he or she may obtain a full funeral director's license if he or she fulfills the apprenticeship and successfully completes the funeral director practical examination.

3. If an individual is a Missouri licensed embalmer or has completed a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board or has successfully completed a course of study in funeral directing offered by an institution accredited by a recognized national, regional or state accrediting body and approved by the state board of embalmers and funeral directors, and desires to enter the profession of funeral directing in this state, the individual shall comply with all the requirements for licensure as a funeral director pursuant to subsection 1 of section 333.041 and subsection 1 of this section; however, the individual is exempt from the twelve-month apprenticeship required by subsection 1 of this section.

333.051. **[**~~1. Any individual holding a valid, unrevoked and unexpired license as a funeral director or embalmer in the state of his or her residence may be granted a license to practice funeral directing or embalming in this state on application to the board and on providing the board with such evidence as to his or her qualifications as is required by the board.~~

~~2. Any individual holding a valid, unrevoked and unexpired license as an embalmer or funeral director in another state having requirements substantially similar to those existing in this state may apply for a license to practice in this state by filing with the board a certified statement from the examining board of the state or territory in which the applicant holds his or her license showing the grade rating upon which the license was granted, together with a recommendation, and the board shall grant the applicant a license upon his or her successful completion of an examination over Missouri laws as required in section 333.041 or section 333.042 if the board finds that the applicant's qualifications meet the requirements for funeral directors or embalmers in this state at the time the applicant was originally licensed in the other state.~~

~~3.~~**]** A person holding a valid, unrevoked and unexpired license to practice funeral directing or embalming in another state or territory with requirements less than those of this state may, after five consecutive years of active experience as a licensed funeral director or embalmer in that state, apply for a license to practice in this state after passing a test to prove his or her proficiency, including but not limited to a knowledge of the laws and regulations of this state as to funeral directing and embalming.

337.510. 1. Each applicant for licensure as a professional counselor shall furnish evidence to the committee that the applicant is at least eighteen years of age, is of good moral character, is a United States citizen or is legally present in the United States; and

(1) The applicant has completed a course of study as defined by the board rule leading to a master's, specialist's, or doctoral degree with a major in counseling; and

(2) The applicant has completed acceptable supervised counseling as defined by board rule. If the applicant has a master's degree with a major in counseling as defined by board rule, the applicant shall complete at least two years of acceptable supervised counseling experience subsequent to the receipt of the master's degree. The composition and number of hours comprising the acceptable supervised counseling experience shall be defined by board rule. An applicant may substitute thirty semester hours of post master's graduate study for one of the two required years of acceptable supervised counseling experience if such hours are clearly related to counseling;

(3) After August 28, 2007, each applicant shall have completed a minimum of three hours of graduate level coursework in diagnostic systems either in the curriculum leading to a degree or as post master's graduate level course work;

(4) Upon examination, the applicant is possessed of requisite knowledge of the profession, including techniques and applications, research and its interpretation, and professional affairs and ethics.

2. **[**~~Any person who previously held a valid unrevoked, unsuspended license as a professional counselor in this state and who held a valid license as a professional counselor in another state at the time of application to the committee shall be granted a license to engage in professional counseling in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.507.~~

~~3.~~**]** Any person holding a current license, certificate of registration, or permit from another state or territory of the United States to practice as a professional counselor who **does not meet the requirements in section 324.009 and who** is at least eighteen years of age, is of good moral character, and is a United States citizen or is legally present in the United States may be granted a license without examination to engage in the practice of professional counseling in this state upon the application to the board, payment of the required fee as established by the board, and satisfying one of the following requirements:

(1) Approval by the American Association of State Counseling Boards (AASCB) or its successor organization according to the eligibility criteria established by AASCB. The successor organization shall be defined by board rule; or

(2) In good standing and currently certified by the National Board for Certified Counselors or its successor organization and has completed acceptable supervised counseling experience as defined by board rule. The successor organization shall be defined by board rule**[**~~; or~~

~~(3) Determination by the board that the requirements of the other state or territory are substantially the same as Missouri and certified by the applicant's current licensing entity that the applicant has a current license. The applicant shall also consent to examination of any disciplinary history~~**]**.

[~~4.~~**] 3.** The committee shall issue a license to each person who files an application and fee and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of this act and has taken and passed a written, open-book examination on Missouri laws and regulations governing the practice of professional counseling as defined in section 337.500. The division shall issue a provisional professional counselor license to any applicant who meets all requirements of this section, but who has not completed the required acceptable supervised counseling experience and such applicant may reapply for licensure as a professional counselor upon completion of such acceptable supervised counseling experience.

[~~5.~~**]** **4.** All persons licensed to practice professional counseling in this state shall pay on or before the license renewal date a renewal license fee and shall furnish to the committee satisfactory evidence of the completion of the requisite number of hours of continuing education as required by rule, which shall be no more than forty hours biennially. The continuing education requirements may be waived by the committee upon presentation to the committee of satisfactory evidence of the illness of the licensee or for other good cause.

337.520. 1. The division shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.500 to 337.540 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.500 to 337.540 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.510;

(4) The characteristics of "acceptable supervised counseling experience" as that term is used in section 337.510;

(5) The equivalent of the basic educational requirements set forth in section 337.510;

(6) The standards and methods to be used in assessing competency as a professional counselor;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.500 to 337.540;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with **[**~~other states, including~~**]** states which do not have counselor licensing laws **[**~~or~~**] and** states whose licensing laws are not substantially **[**~~the same as~~**] similar to** those of this state;

(10) The characteristics of "an acceptable educational institution" as that term is used in section 337.510;

(11) The characteristics of an acceptable agent for the certification of an exempted occupation as listed in subdivisions (11) and (13) of section 337.505; and

(12) The form and content of "ethical standards for counselors" as that term is used in subdivision (15) of subsection 2 of section 337.525.

2. No rule or portion of a rule promulgated under the authority of sections 337.500 to **[**~~337.545~~**] 337.540** shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

337.615. 1. Each applicant for licensure as a clinical social worker shall furnish evidence to the committee that:

(1) The applicant has a master's degree from a college or university program of social work accredited by the council of social work education or a doctorate degree from a school of social work acceptable to the committee;

(2) The applicant has completed at least three thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, in no less than twenty-four months and no more than forty-eight consecutive calendar months. For any applicant who has successfully completed at least four thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, within the same time frame prescribed in this subsection, the applicant shall be eligible for application of licensure at three thousand hours and shall be furnished a certificate by the state committee for social workers acknowledging the completion of said additional hours;

(3) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be promulgated by rule of the committee;

(4) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure.

2. Any person holding a current license, certificate of registration, or permit from another state or territory of the United States or the District of Columbia to practice clinical social work **who does not meet the requirements of section 324.009 and** who has had no disciplinary action taken against the license, certificate of registration, or permit for the preceding five years may be granted a license to practice clinical social work in this state if the person **[**~~meets one of the following criteria:~~

~~(1)~~**]** has received a masters or doctoral degree from a college or university program of social work accredited by the council of social work education and has been licensed to practice clinical social work for the preceding five years**[**~~; or~~

~~(2) Is currently licensed or certified as a clinical social worker in another state, territory of the United States, or the District of Columbia having substantially the same requirements as this state for clinical social workers~~**]**.

3. The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subdivisions (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of this section.

337.627. 1. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.600 to 337.689 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.600 to 337.689 **and section 324.009**;

(3) The characteristics of supervised clinical experience, supervised master experience, supervised advanced macro experience, and supervised baccalaureate experience;

(4) The standards and methods to be used in assessing competency as a licensed clinical social worker, licensed master social worker, licensed advanced macro social worker, and licensed baccalaureate social worker, including the requirement for continuing education hours;

(5) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring pursuant to the provisions of sections 337.600 to 337.689;

(6) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing pursuant to the constitution or laws of this state;

(7) Establishment of a policy and procedure for reciprocity with **[**~~other states, including~~**]** states which do not have clinical, master, advanced macro, or baccalaureate social worker licensing laws **[**~~or~~**] and** states whose licensing laws are not substantially **[**~~the same as~~**] similar to** those of this state; and

(8) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.600 to 337.689.

2. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

337.644. 1. Each applicant for licensure as a master social worker shall furnish evidence to the committee that:

(1) The applicant has a master's or doctorate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social workers;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure under section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

3. **[**~~Any person holding a valid unrevoked and unexpired license, certificate, or registration from another state or territory of the United States having substantially the same requirements as this state for master social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee under section 337.612.~~

~~4.~~**]** The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section **[**~~or with the provisions of subsection 3 of this section~~**]**. The license shall refer to the individual as a licensed master social worker and shall recognize that individual's right to practice licensed master social work as defined in section 337.600.

337.665. 1. Each applicant for licensure as a baccalaureate social worker shall furnish evidence to the committee that:

(1) The applicant has a baccalaureate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social work;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure pursuant to section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

3. **[**~~Any person holding a valid unrevoked and unexpired license, certificate or registration from another state or territory of the United States having substantially the same requirements as this state for baccalaureate social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.612.~~

~~4.~~**]** The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section **[**~~or with the provisions of subsection 2 of this section~~**]**.

[~~5.~~**] 4.** The committee shall issue a certificate to practice independently under subsection 3 of section 337.653 to any licensed baccalaureate social worker who has satisfactorily completed three thousand hours of supervised experience with a qualified baccalaureate supervisor in no less than twenty-four months and no more than forty-eight consecutive calendar months.

337.727. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.700 to 337.739 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.700 to 337.739 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.715;

(4) The characteristics of supervised clinical experience as that term is used in section 337.715;

(5) The equivalent of the basic educational requirements set forth in section 337.715;

(6) The standards and methods to be used in assessing competency as a marital and family therapist;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.700 to 337.739;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with **[**~~other states, including~~**]** states which do not have marital and family therapist licensing laws **[**~~or~~**] and** states whose licensing laws are not substantially **[**~~the same as~~**] similar to** those of this state; and

(10) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.700 to 337.739.

339.523. 1. A nonresident of this state who has complied with the provisions of sections 339.511, 339.513, 339.515**,** and 339.517 **[**~~or section 339.521~~**]** may obtain certification as a state-certified real estate appraiser or licensure as a state-licensed real estate appraiser by conforming to all of the provisions of sections 339.500 to 339.549 relating to state-certified real estate appraisers or state-licensed real estate appraisers.

2. Every applicant for certification or licensure pursuant to sections 339.500 to 339.545 who is not a resident of this state shall submit, with the application for certification, an irrevocable consent that service of process in any action against the applicant arising out of the applicant's activities as a state-certified real estate appraiser or state-licensed real estate appraiser may be made by delivery of the process to the executive director of the commission, if the plaintiff cannot, in the exercise of due diligence, effect personal service upon the applicant. The executive director shall immediately mail a copy of the materials served on the executive director by ordinary mail to the state-certified real estate appraiser or state-licensed real estate appraiser at both his or her principal place of business and his or her residence address.

344.030. 1. An applicant for an initial license shall file a completed application with the board on a form provided by the board, accompanied by an application fee as provided by rule payable to the department of health

and senior services. Information provided in the application **shall be** attested by signature to be true and correct to the best of the applicant's knowledge and belief.

2. No initial license shall be issued to a person as a nursing home administrator unless:

(1) The applicant provides the board satisfactory proof that the applicant is twenty-one years of age or over, of good moral character and a high school graduate or equivalent;

(2) The applicant provides the board satisfactory proof that the applicant has had a minimum of three years' experience in health care administration or two years of postsecondary education in health care administration or has satisfactorily completed a course of instruction and training prescribed by the board, which includes instruction in the needs properly to be served by nursing homes, the protection of the interests of residents therein, and the elements of good nursing home administration, or has presented evidence satisfactory to the board of sufficient education, training, or experience in the foregoing fields to administer, supervise and manage a nursing home; and

(3) The applicant passes the examinations administered by the board. If an applicant fails to make a passing grade on either of the examinations such applicant may make application for reexamination on a form furnished by the board and may be retested. If an applicant fails either of the examinations a third time, the applicant shall be required to complete a course of instruction prescribed and approved by the board. After completion of the board-prescribed course of instruction, the applicant may reapply for examination. With regard to the national examination required for licensure, no examination scores from other states shall be recognized by the board after the applicant has failed his or her third attempt at the national examination. There shall be a separate, nonrefundable fee for each examination. The board shall set the amount of the fee for examination by rules and regulations promulgated pursuant to section 536.021. The fee shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the examination.

3. **[**~~The board may issue a license through reciprocity to any person who is regularly licensed as a nursing home administrator in any other state, territory, or the District of Columbia, if the regulations for securing such license are equivalent to those required in the state of Missouri. However, no license by reciprocity shall be issued until the applicant passes a special examination approved by the board, which will examine the applicant's knowledge of specific provisions of Missouri statutes and regulations pertaining to nursing homes. The applicant shall furnish satisfactory evidence that such applicant is of good moral character and has acted in the capacity of a nursing home administrator in such state, territory, or the District of Columbia at least one year after the securing of the license. The board, in its discretion, may enter into written reciprocal agreements pursuant to this section with other states which have equivalent laws and regulations.~~

~~4.~~**]** Nothing in sections 344.010 to 344.108, or the rules or regulations thereunder shall be construed to require an applicant for a license as a nursing home administrator, who is employed by an institution listed and certified by the Commission for Accreditation of Christian Science Nursing Organizations/Facilities, Inc., to administer institutions certified by such commission for the care and treatment of the sick in accordance with the creed or tenets of a recognized church or religious denomination, to demonstrate proficiency in any techniques or to meet any educational qualifications or standards not in accord with the remedial care and treatment provided in such institutions. The applicant's license shall be endorsed to confine the applicant's practice to such institutions.

[~~5.~~**] 4.** The board may issue a temporary emergency license for a period not to exceed ninety days to a person twenty-one years of age or over, of good moral character and a high school graduate or equivalent to serve as an acting nursing home administrator, provided such person is replacing a licensed nursing home administrator who has died, has been removed or has vacated the nursing home administrator's position. No temporary emergency license may be issued to a person who has had a nursing home administrator's license denied, suspended or revoked. A temporary emergency license may be renewed for one additional ninety-day period upon a showing that the person seeking the renewal of a temporary emergency license meets the qualifications for licensure and has filed an application for a regular license, accompanied by the application fee, and the applicant has taken the examination or examinations but the results have not been received by the board. No temporary emergency license may be renewed more than one time.

345.050. 1. To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's good moral and ethical character, current competence and shall:

(1) Hold a master's or a doctoral degree from a program accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on

Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board; and

(3) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

2. To be eligible for licensure by the board without examination, each applicant shall make application on forms prescribed by the board, submit the application fee and shall be of good moral and ethical character, submit an activity statement and meet one of the following requirements:

(1) The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another **[**~~jurisdiction~~**] country** and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a **[**~~jurisdiction~~**] country** whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or

(2) Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought.

346.055. 1. An applicant may obtain a license provided the applicant:

(1) Is at least eighteen years of age; and

(2) Is of good moral character; and

(3) Successfully passes a qualifying examination as described under sections 346.010 to 346.250; and

(4) (a) Holds an associate's degree or higher, from a state or regionally accredited institution of higher education, in hearing instrument sciences; or

(b) Holds an associate's level degree or higher, from a state or regionally accredited institution of higher education and submits proof of completion of the International Hearing Society's Distance Learning for Professionals in Hearing Health Sciences Course; or

(c) Holds a master's or doctoral degree in audiology from a state or regionally accredited institution; or

(d) Holds a current, unsuspended, unrevoked license from another **[**~~jurisdiction~~**] country** if the standards for licensing in such **[**~~other jurisdiction~~**] country**, as determined by the board, are substantially equivalent to or exceed those required in paragraph (a) or (b) of this subdivision; or

(e) Holds a current, unsuspended, unrevoked license from another **[**~~jurisdiction~~**] country**, has been actively practicing as a licensed hearing aid fitter or dispenser in another **[**~~jurisdiction~~**] country** for no less than forty-eight of the last seventy-two months, and submits proof of completion of advance certification from either the International Hearing Society or the National Board for Certification in Hearing Instrument Sciences.

2. The provisions of subsection 1 of this section shall not apply to any person holding a valid Missouri hearing instrument specialist license under this chapter when applying for the renewal of that license. These provisions shall apply to any person holding a hearing instrument specialist-in-training permit at the time of their application for licensure or renewal of said permit.

3. (1) The board shall promulgate reasonable standards and rules for the evaluation of applicants for purposes of determining the course of instruction and training required of each applicant for a hearing instrument specialist license under the requirement of subdivision (4) of subsection 1 of this section.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

374.785. **[**~~1. The director shall issue a license for a period of two years to any surety recovery agent who is licensed in another jurisdiction and who:~~

~~(1) Has no violations, suspensions, or revocations of a license to engage in fugitive recovery in any jurisdiction; and~~

~~(2) Is licensed in a jurisdiction whose requirements are substantially equal to or greater than the requirements for a surety recovery agent license in Missouri at the time the applicant applies for a license.~~

~~2. Any surety recovery agent who is licensed in another state shall also be subject to the same training requirements as in-state surety recovery agents prescribe to under section 374.784.~~

~~3.~~**]** For the purpose of surrender of the defendant, a surety recovery agent may apprehend the defendant anywhere within the state of Missouri before or after the forfeiture of the undertaking without personal liability for

false imprisonment or may empower any surety recovery agent to make apprehension by providing written authority endorsed on a certified copy of the undertaking and paying the lawful fees.

[~~4. Every applicant for a license pursuant to this section, upon making application and showing the necessary qualifications as provided in this section, shall be required to pay the same fee as required of resident applicants. Within the limits provided in this section, the director may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed surety recovery agents from Missouri in other states.~~**]**

643.228. 1. Required training courses for certification under section 643.225 shall first be accredited by the state. To be accredited, training programs shall meet the training certification and recertification requirements for each specialty area outlined in the United States EPA's model accreditation plan, 40 CFR Part 763, including passage of a course examination for these courses, and the certification requirements for air sampling professionals outlined in section 643.225. Such accreditation shall be obtained biennially. A representative of the department or the department of health and senior services shall be permitted to attend, monitor and evaluate any training program without charge to the state. Such evaluations may be conducted without prior notice. Refusal to allow such an evaluation is sufficient grounds for loss of certificate of accreditation.

2. An accreditation fee of one thousand dollars per course category shall be paid prior to issuance or renewal of a certificate of accreditation, however, no individual, group, agency or organization shall pay more than three thousand dollars for all course categories for which accreditation is requested at the same time.

[~~3. The director may engage in reciprocity agreements with other states that have established accreditation criteria for certification training programs that meet or exceed Missouri's accreditation criteria.~~**]**

701.312. 1. The director of the department of health and senior services shall develop a program to license lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers, project designers and lead abatement contractors. The director shall promulgate rules and regulations including, but not limited to:

(1) The power to issue, restrict, suspend, revoke, deny and reissue licenses;

(2) The power to issue notices of violation, written notices and letters of warning;

(3) **[**~~The ability to enter into reciprocity agreements with other states that have similar licensing provisions;~~

~~(4)~~**]** Fees for any such licenses;

[~~(5)~~**]** **(4)** Training, education and experience requirements; and

[~~(6)~~**]** **(5)** The implementation of work practice standards, reporting requirements and licensing standards.

2. The director shall require, as a condition of licensure, lead abatement contractors to purchase and maintain liability and errors and omissions insurance. The director shall require a licensee or an applicant for licensure to provide evidence of their ability to indemnify any person that may suffer damage from lead-based paint activities of which the licensee or applicant may be liable.

701.314. The director of the department of health and senior services shall develop a program to accredit training providers to train lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers and project designers. The director shall promulgate rules and regulations including, but not limited to:

(1) The power to grant, restrict, suspend, revoke, deny or renew accreditation;

(2) The power to issue notices of violation, written notices and letters of warning;

(3) **[**~~The ability to enter into reciprocity agreements with other states that have similar accreditation provisions;~~

~~(4)~~**]** Fees for any such accreditation;

[~~(5)~~**]** **(4)** The curriculum for training;

[~~(6)~~**]** **(5)** The development of standards for accreditation; and

[~~(7)~~**]** **(6)** Procedures for monitoring, training, record keeping and reporting requirements for training providers.

[~~339.521. An applicant who is certified or licensed under the laws of another state may obtain certification as a state certified real estate appraiser or licensure as a state licensed real estate appraiser in this state upon such terms and conditions as may be determined by the board, provided that such terms and conditions shall comply with the minimum criteria for certification or licensure issued by the appraiser qualifications board of the appraisal foundation.~~**]**

[~~374.735. 1. The department may, in its discretion, grant a license without requiring an examination to a bail bond agent who has been licensed in another state immediately preceding his or her applying to the department, if the department is satisfied by proof adduced by the applicant that:~~

~~(1) The qualifications of the other state are at least equivalent to the requirements for initial licensure as a bail bond agent in this state pursuant to the provisions of sections 374.695 to 374.775, provided that the other state licenses Missouri residents in the same manner; and~~

~~(2) The applicant has no suspensions or revocations of a license to engage in the bail bond or fugitive recovery business in any jurisdiction.~~

~~2. Every applicant for a license pursuant to this section, upon showing the necessary qualifications as provided in this section, shall be required to pay the same fee as the fee required to be paid by resident applicants.~~

~~3. Within the limits provided in this section, the department may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed bail bond agents from Missouri in other states.~~

~~4. All applicants applying for licenses in this state after the enactment of said act shall complete the education requirement as stated in section 374.710. If the bail bond agent or general bail bond agent has been licensed in another state and has a license in Missouri at the time said act becomes law, said individual shall not be required to complete the twenty-four hours of initial basic training.~~**]**

[~~700.662. 1. The commission may waive the training and examination requirements of subsection 1 of section 700.659 and grant an installer license to an applicant who pays the applicable fee and demonstrates to the commission's satisfaction that his or her current license, registration, or certification requirements as an installer in another state, the District of Columbia, or territories of the United States substantially meets or exceeds the requirements in sections 700.650 to 700.680.~~

~~2. The commission may negotiate reciprocal agreements that allow licensed installers in Missouri to become licensed in other states, the District of Columbia, or territories of the United States.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 840, Page 6, Line 13, by inserting immediately after said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said amendment, Page 9, Line 28, by inserting immediately after said line the following:

"332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium **[**~~is~~**] exceeds** two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said amendment, Page 11, Line 44, by inserting immediately after said line the following:

"333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three~~

~~times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee.

335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said amendment, Page 16, Line 28, by inserting immediately after said section and line the following:

"338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of **[**~~the appropriation~~**] expenses** from the board's funds for the preceding **three completed** fiscal **[**~~year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year~~**] years**. The amount, if any, in the fund which shall lapse is that amount in the fund **[**~~which~~**] that** exceeds **two times** the **[**~~appropriate multiple of the appropriations from the board's funds for the preceding fiscal year~~**] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1 to House Amendment No. 2** goes beyond the scope of the underlying amendment.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement.

The Parliamentary Committee ruled the point of order not well taken.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Grier, **House Amendment No. 2** was adopted.

On motion of Representative Bernskoetter, **SB 840, as amended**, was read the third time and passed by the following vote:

AYES: 115

Adams	Anderson	Andrews	Arthur	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr

Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	May	McCreery	McGaugh
Meredith 71	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Nichols
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roberts	Roden	Roeber	Rone	Ross
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 013

Barnes 28	Beck	Brown 27	Burnett	Gray
Green	Hurst	McCann Beatty	Moon	Mosley
Revis	Rowland 29	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 033

Alferman	Anders	Austin	Bangert	Barnes 60
Burns	Conway 10	Cookson	Curtis	Curtman
Ellington	Fitzpatrick	Fraker	Higdon	Houghton
Houx	Korman	Mathews	Matthiesen	McDaniel
McGee	Merideth 80	Mitten	Peters	Pfautsch
Phillips	Pietzman	Pogue	Rhoads	Rowland 155
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1278**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beck, Berry, Ellebracht, Fitzwater, Green, Knight, Lant, Pietzman, Rehder and Washington

Noes (0)

Absent (3): Grier, Miller and Plocher

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS#2 SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Berry, Ellebracht, Fitzwater, Knight, Lant, Pietzman, Rehder and Washington

Noes (1): Green

Absent (3): Grier, Miller and Plocher

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 574**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (1): Arthur

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Mitten, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SCS SB 568**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (0)

Absent (3): Brattin, Grier and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (1): Burnett

Absent (3): Brattin, Grier and Wessels

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1697**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen and Tate

Noes (1): Spencer

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1698**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen and Tate

Noes (1): Spencer

Absent (2): Miller and Nichols

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2287**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (3): Corlew, Cornejo and Razer

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Cornejo and Razer

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SCR 42**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (1): Beck

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **SB 819**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, McCreery, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Muntzel, Schroer, Trent and Washington

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (3): Austin, Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 687**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Carpenter, Engler, Evans, Johnson, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (3): Austin, Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 695**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Carpenter, Evans, Franks Jr., Johnson, Mathews, Runions, Sommer and Unsicker

Noes (1): Berry

Absent (4): Barnes (60), Engler, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 843**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Butler, Gregory, Haahr, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 77**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2223**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 603, 576 & 898 - Fiscal Review
HCS SS SB 881 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1492**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 907** entitled:

An act to authorize the conveyance of certain state properties.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1007** entitled:

An act to repeal sections 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.110, 36.120, 36.130, 36.140, 36.150, 36.170, 36.180, 36.190, 36.200, 36.210, 36.220, 36.225, 36.240, 36.250, 36.260, 36.270, 36.280, 36.290, 36.300, 36.310, 36.320, 36.340, 36.360, 36.380, 36.390, 36.400, 36.440, 36.470, 36.510, 37.010, 105.055, 207.085, 621.075, and 630.167, RSMo, and to enact in lieu thereof thirty-eight new sections relating to the state personnel law, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Cookson.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, May 2, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONFERENCE COMMITTEE ON BUDGET
Wednesday, May 2, 2018, 12:00 PM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,

SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013
CANCELLED

CONSERVATION AND NATURAL RESOURCES
Wednesday, May 2, 2018, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 2473
Executive session will be held: SB 706
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY
Wednesday, May 2, 2018, 9:45 AM, House Hearing Room 6.
Executive session will be held: SB 575
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, May 2, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SCS SB 824
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 2, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: SS#2 SCS SB 590
Executive session will be held: HCS SCS SBs 807 & 577, SCR 43, HCS HB 2289, SS SCS SB 568, SS#2 SCS SB 590, HCS SCS SB 598, SS SB 882, SB 919
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HCS SS SB 597, HCS SCS SB 769, HCS SB 871, HCS SB 951, HCS SCS SB 953, SCS SBs 999 & 1000, HB 1891
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Thursday, May 3, 2018, 9:30 AM, House Hearing Room 7.
Executive session will be held: SS SCS SB 600, SS SCS SBs 627 & 925, HCS SS SCS SB 918, HCS SB 850, HCS SB 793, HCS SB 693
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 2634
Executive session may be held on any matter referred to the committee.
Room changed to HR 3.
CORRECTED

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, May 2, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: SB 891
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 2, 2018, 8:00 AM, B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION
Wednesday, May 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Informational meeting.

WAYS AND MEANS
Thursday, May 3, 2018, 8:00 AM, House Hearing Room 7.
Executive session will be held: SS#2 SB 674
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-FIFTH DAY, WEDNESDAY, MAY 2, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross

HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick
HCB 23, E.C. - Dogan

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SS SCS SB 907
SCS SB 1007

SENATE BILLS FOR THIRD READING

SS SB 705 - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SB 659 - Redmon
HCS SS SCS SB 707 - Engler
HCS SS SCS SB 782 - Wiemann
HCS SS SCS SBs 603, 576 & 898, (Fiscal Review 5/1/18) - Bahr
HCS SB 695 - Swan

HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881, (Fiscal Review 5/1/18) - Davis
HCS SB 687 - Swan

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 629 - Miller

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 1879, as amended (request Senate recede/grant conference) - Fraker

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
SS HB 1858 - Christofanelli

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FIFTH DAY, WEDNESDAY, MAY 2, 2018

The House met pursuant to adjournment.

Representative Shaul (113) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 048

Alferman	Anders	Andrews	Basye	Bernskoetter
Black	Brattin	Brown 27	Burns	Butler
Christofanelli	DeGroot	Dinkins	Engler	Fraker
Francis	Gannon	Hannegan	Hansen	Henderson
Justus	Kelley 127	Kelly 141	Kidd	Korman
Lant	Lauer	Lichtenegger	Mathews	Matthiesen
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Pietzman	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Rowland 29	Ruth
Taylor	Walsh	Wilson		

NOES: 000

PRESENT: 079

Adams	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Beck	Berry	Brown 57
Burnett	Chipman	Conway 10	Conway 104	Cornejo
Cross	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Harris	Helms	Higdon
Hill	Houghton	Houx	Johnson	Knight
Kolkmeyer	Love	Lynch	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Neely	Newman	Nichols
Pike	Razer	Revis	Rhoads	Roberts
Roden	Rowland 155	Runions	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stevens 46
Swan	Tate	Trent	Vescovo	Walker 3
Walker 74	Wessels	White	Wiemann	

ABSENT WITH LEAVE: 034

Arthur	Bangert	Barnes 60	Bondon	Carpenter
Cookson	Corlew	Curtis	Curtman	Ellington
Franklin	Hurst	Kendrick	Lavender	May

McCann Beatty	McDaniel	Mitten	Moon	Mosley
Peters	Pierson Jr	Plocher	Pogue	Roeber
Ross	Schroer	Smith 85	Spencer	Stephens 128
Unsicker	Washington	Wood	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Rest in the Lord and wait patiently for Him. (Psalm 37:7)

O Mighty God, whose spirit dwells in the heart of every person and who is seeking to lead Your children in living happy and useful lives, grant that we may be strong of will, loyal in affection, and great with good thoughts as we endeavor to guide our State in these days of decision and destiny. Make us instruments through which justice and peace may come to our State and make us a channel through which truth and love may flow.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cade McCarty, Andrew Williams, Bryan Williams, Teagan Meek, and Reese McCarty.

The Journal of the sixty-fourth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker

Vescovo	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 028

Arthur	Bangert	Carpenter	Conway 10	Cookson
Curtis	Curtman	Ellington	Engler	Evans
Fitzpatrick	Gannon	Lauer	Matthiesen	May
Mitten	Moon	Peters	Pfautsch	Pogue
Rehder	Ross	Rowland 29	Smith 85	Spencer
Wessels	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 907, to authorize the conveyance of certain state properties.

SCS SB 1007, relating to the state personnel law, with existing penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 2234, **HCS HB 1444**, **HCS HB 1722**, **HB 2211**, **HB 2421**, **HB 2159**, **HCS HB 2125**, **HB 1977**, **HB 2232**, **HCS HB 2233**, **HB 2409**, **HCS HB 2295**, **HB 2334**, **HCS HB 2335**, **HCS HB 2180**, **HB 2184**, **HCS HB 1929**, **HB 1837**, **HCS HB 2411**, **HB 2453**, **HB 2590**, **HB 1811**, **HCS HB 2397**, **HCS HB 1457**, **HB 1715**, **HB 1470**, **HCS HB 1491**, **HB 1767**, **HB 1966**, **HB 2139**, **HB 1846**, **HB 1485**, **HB 2549**, **HCS HBs 2061 & 2219**, **HCS HB 1260**, and **HB 1742** were placed on the Informal Calendar.

HCS#2 HB 1802, relating to exemptions from sales tax, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HCS#2 HB 1802** was agreed to.

On motion of Representative Miller, **HCS#2 HB 1802** was adopted.

On motion of Representative Miller, **HCS#2 HB 1802** was ordered perfected and printed.

THIRD READING OF HOUSE COMMITTEE BILLS

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCB 23** was read the third time and passed by the following vote:

AYES: 093

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Brown 27	Burnett	Carpenter
Cookson	Corlew	Cross	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fraker	Francis	Franklin
Frederick	Gannon	Green	Grier	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Messenger
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Phillips	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Rhoads	Roeber
Rone	Rowland 155	Rowland 29	Shaul 113	Shull 16
Shumake	Spencer	Stephens 128	Stevens 46	Swan
Tate	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wood		

NOES: 056

Anders	Anderson	Barnes 28	Beck	Brown 57
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Ellington	Fitzpatrick	Fitzwater
Franks Jr	Gray	Gregory	Haahr	Helms
Higdon	Hurst	Johnson	Kidd	Lavender
Marshall	May	McCreery	McDaniel	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pierson Jr	Pietzman	Quade	Rehder	Remole
Revis	Roberts	Roden	Ross	Runions
Ruth	Schroer	Smith 163	Sommer	Stacy
Taylor	Trent	Unsicker	Washington	Wessels
Wilson				

PRESENT: 000

ABSENT WITH LEAVE: 012

Bangert	Barnes 60	Bondon	Brattin	Curtman
DeGroot	Miller	Peters	Pfautsch	Pogue
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 005

Berry	Conway 10	Cornejo	McDaniel	Morris 140

NOES: 136

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cross	Curtis	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morse 151	Mosley	Muntzel	Newman	Nichols
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Bangert	Barnes 60	Bondon	Brattin
Curtman	DeGroot	Fitzpatrick	Fraker	Harris
Kolkmeyer	Meredith 71	Neely	Peters	Pfautsch
Pogue	Roden	Shaul 113	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SBs 894 & 921, relating to education curriculum involving science and technology, was taken up by Representative Fitzwater.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section 161.261, Line 12, by inserting immediately after the word "**meet**" the following:

"**a majority of**"; and

Further amend said bill and section, Page 3, Line 71, by inserting immediately after said line the following:

"**167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:**

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

(12) An elementary school counselor, appointed by a statewide association of school counselors;

(13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

(1) Gives students an opportunity to explore various career and educational opportunities by:

(a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;

(b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;

(c) Describing technical degrees offered by colleges;

(d) Explaining the courses and educational experiences offered at community colleges;

(e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;

(f) Advising students of any advanced placement courses that they may take at the school;

(g) Describing any opportunities at the school for dual enrollment;

(h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;

(i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;

(j) Describing the availability of virtual courses;

(k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;

(m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;

(n) Advising students of the resources offered by workforce or job centers;

(o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;

(p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;

(q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;

(r) Administering a basic math test to students so that they can assess their math skills;

(s) Administering a basic writing test to students so that they can assess their writing skills;

(t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and

(u) Explaining how to complete college applications and the Free Application for Federal Student Aid;

(2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;

(3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall

consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 5, Section 170.018, Line 84, by inserting immediately after said section and line the following:

"173.670. 1. There is hereby established within the department of higher education the "Missouri Science, Technology, Engineering and Mathematics Initiative". The department of higher education may award matching funds through this initiative to public institutions of higher education as part of the annual appropriations process.

2. The purpose of the initiative shall be to provide support to increase interest among elementary, secondary, and university students in fields of study related to science, technology, engineering, and mathematics and to increase the number of Missouri graduates in these fields at Missouri's public two- and four-year institutions of higher education.

3. **As used in this section, the following terms mean:**

(1) "Educational benefits", the funds provided by an employer to a qualified individual or to an accredited educational institution for a period of up to five years to pay any portion of the tuition or fees for a qualified individual pursuing an advanced certificate, associate's degree, bachelor's degree, master's degree, or doctorate degree in a field of study related to health care, science, engineering, mathematics, or information technology related programs;

(2) "Full-time position", an occupation lasting at least one year that consists of at least thirty hours of work per week;

(3) "Internship", a program lasting at least eight weeks that consists of at least fifteen hours of work per week;

(4) "State tax liability", any liability incurred by a taxpayer under the provisions of chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147, 148, or 153;

(5) "STEM field", a field involving science, technology, engineering, or mathematics.

4. There is hereby created a "Science, Technology, Engineering and Mathematics Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[~~4.~~**] 5.** As part of the initiative, the department of higher education shall develop a process to award grants to Missouri public two- and four-year institutions of higher education and school districts that have entered into articulation agreements to offer information technology certification through technical course work leading to postsecondary academic credit through the program established in section 173.675.

[~~5.~~**] 6.** The general assembly may appropriate funds to the science, technology, engineering**[**~~,~~**]** and mathematics fund to match institution funds to support the following programs**, as recommended by the department of higher education**:

(1) **[**~~Endowed teaching professor programs, which provide funds to support faculty who teach undergraduate courses in science, technology, engineering, or mathematics fields at public institutions of higher education;~~

~~(2)~~**]** Scholarship programs, which provide financial aid or loan forgiveness awards to Missouri students who study in the science, technology, engineering, or mathematics fields or who plan to enter the teaching field in Missouri with an emphasis on science, technology, engineering, and mathematics areas; **and**

[~~(3)~~**] (2)** Experiential youth programs **[**~~at public colleges or universities,~~**]** designed to provide Missouri middle school, junior high, and high school students with the opportunity to experience science, technology, engineering, and mathematics fields through camps or other educational offerings**[**~~;~~

~~(4) Career enhancement programs for current elementary and secondary teachers and professors at Missouri public and private colleges and universities in the science, technology, engineering, or mathematics fields to improve the quality of teaching~~**]**.

7. Any taxpayer in the state of Missouri who provides educational benefits or selects a student majoring in a STEM field who is attending a two-year or four-year public or private Missouri college or university for an internship located in the state of Missouri, or who selects a student who recently graduated with a degree in a STEM field from any two-year or four-year public or private Missouri college or university for a full-time position in a STEM field located in the state of Missouri, may apply to have up to ten thousand dollars of the taxpayer's state tax liability transferred from the general revenue fund and placed in the science, technology, engineering and mathematics fund established in subsection 4 of this section, upon approval by the department of higher education and appropriation by the general assembly. The department of higher education shall establish a procedure for approving applications under this section. For purposes of this subsection, the taxpayer's state tax liability shall be paid before a transfer under this subsection occurs. The cumulative amount of taxes transferred to the science, technology, engineering and mathematics fund under this subsection shall not exceed an annual total of two-hundred thousand dollars from all participating taxpayers in tax year 2019, with such amount adjusted annually for inflation as determined by the Consumer Price Index for all Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index. In the event a donation is made to the fund from a third party, that donation shall not count towards such annual limit.

8. The department of higher education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 3, Section 161.261, Line 71, by inserting immediately after all of said section and line the following:

"162.1115. 1. Notwithstanding any provision of law to the contrary, no district shall be penalized for any reason under the Missouri school improvement program if students who graduate from the district complete career and technical education programs approved by the department of elementary and secondary education but are not placed in occupations directly related to their training within six months of graduating.

2. The department of elementary and secondary education shall revise its scoring guide under the Missouri school improvement program to provide additional points to districts that create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

(1) Enroll in a program of career and technical education while in high school;

(2) Participate and complete an internship or apprenticeship during their final year of high school; and

(3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

3. Each school district shall be authorized to create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

(1) Enroll in a program of career and technical education while in high school;

(2) Participate and complete an internship or apprenticeship during their final year of high school; and

(3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

4. **In complying with the provisions of subsection 3 of this section, each school district may rely on technical coursework and skills assessments developed for industry-recognized certificates and credentials.**

5. The department of elementary and secondary education shall permit student scores, that are from a nationally recognized examination that demonstrates achievement of workplace employability skills, to count towards credit for college and career readiness standards on the Missouri school improvement program or any subsequent school accreditation or improvement program."; and

Further amend said bill, Page 5, Section 170.018, Line 84, by inserting immediately after all of said section and line the following:

"**170.028. 1. For purposes of this section, the following terms mean:**

(1) "Council", the career and technical education advisory council established under section 178.550;

(2) "Industry certification", a full certification from a recognized industry, trade, or professional association validating essential skills of a particular occupation, which may include, but shall not be limited to:

(a) Any certification related to a high-demand occupation as described by the Missouri economic research and information center (MERIC); and

(b) Perkins Technical Skills Assessment;

(3) "Occupational competency assessment", a national standardized assessment of skills and knowledge in a specific career or technical area, which may include, but shall not be limited to, assessments offered by the National Occupational Competency Testing Institute (NOCTI).

2. The council shall annually review, update, approve, and recommend a list of industry certifications, state-issued professional licenses, and occupational competency assessments.

3. A school district may use the list described under subsection 2 of this section as a resource in establishing programs of study that meet their regional workforce needs under section 170.029.

4. The department of elementary and secondary education shall identify any provider of a course that:

(1) Includes a Perkins Technical Skills Assessment that leads to an industry-recognized credential that meets requirements related to college and career readiness under the Missouri school improvement program; and

(2) Is recommended for college credit by a nationally recognized body that provides course equivalency information to facilitate decisions on the awarding of course credit.

5. (1) At least annually, the department of elementary and secondary education shall provide the council with a list of all course providers identified under subsection 4 of this section. The council may recommend to the department of elementary and secondary education that agreements described under subdivision (2) of this subsection be entered into with one or more course providers identified in the list.

(2) The department of elementary and secondary education may enter into an agreement with a course provider recommended by the council that governs the conditions under which school districts and local educational agencies contract with the course provider.

(3) Any school district or local educational agency may contract with the course provider to design or deliver career and technical education programs described under section 170.029.

178.550. 1. This section shall be known and may be cited as the "Career and Technical Education Student Protection Act". There is hereby established the "Career and Technical Education Advisory Council" within the department of elementary and secondary education.

2. The advisory council shall be composed of **[**~~fifteen~~**] sixteen** members who shall be Missouri residents. **The director of the department of economic development, or his or her designee, shall be a member.** The commissioner of education shall appoint the following members:

(1) A director or administrator of a career and technical education center;

(2) An individual from the business community with a background in commerce;

(3) A representative from State Technical College of Missouri;

(4) Three current or retired career and technical education teachers who also serve or served as an advisor to any of the nationally recognized career and technical education student organizations of:

(a) DECA;

(b) Future Business Leaders of America (FBLA);

(c) FFA;

(d) Family, Career and Community Leaders of America (FCCLA);

(e) Health Occupations Students of America (HOSA);

(f) SkillsUSA; or

(g) Technology Student Association (TSA);

(5) A representative from a business organization, association of businesses, or a business coalition;

(6) A representative from a Missouri community college;

(7) A representative from Southeast Missouri State University or the University of Central Missouri;

(8) An individual participating in an apprenticeship recognized by the department of labor and industrial relations or approved by the United States Department of Labor's Office of Apprenticeship;

(9) A school administrator or school superintendent of a school that offers career and technical education.

3. Members **appointed by the commissioner of education** shall serve a term of five years except for the initial appointments, which shall be for the following lengths:

(1) One member shall be appointed for a term of one year;

(2) Two members shall be appointed for a term of two years;

(3) Two members shall be appointed for a term of three years;

(4) Three members shall be appointed for a term of four years;

(5) Three members shall be appointed for a term of five years.

4. Four members shall be from the general assembly. The president pro tempore of the senate shall appoint two members of the senate of whom not more than one shall be of the same party. The speaker of the house of representatives shall appoint two members of the house of representatives of whom not more than one shall be of the same party. The legislative members shall serve on the advisory council until such time as they resign, are no longer members of the general assembly, or are replaced by new appointments.

5. The advisory council shall have three nonvoting ex officio members:

(1) A director of guidance and counseling services at the department of elementary and secondary education, or a similar position if such position ceases to exist;

(2) The director of the division of workforce development; and

(3) A member of the coordinating board for higher education, as selected by the coordinating board.

6. The assistant commissioner for the office of college and career readiness of the department of elementary and secondary education shall provide staff assistance to the advisory council.

7. The advisory council shall meet at least four times annually. The advisory council may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The advisory council shall elect from among its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the advisory council shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the advisory council.

8. Any business to come before the advisory council shall be available on the advisory council's internet website at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available on the advisory council's internet website within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and

are not permitted to be closed under section 610.021, shall be made available on the advisory council's internet website at least five business days in advance of the meeting.

9. The advisory council shall make an annual written report to the state board of education and the commissioner of education regarding the development, implementation, and administration of the state budget for career and technical education.

10. The advisory council shall annually submit written recommendations to the state board of education and the commissioner of education regarding the oversight and procedures for the handling of funds for student career and technical education organizations.

11. The advisory council shall:

(1) Develop a comprehensive statewide short- and long-range strategic plan for career and technical education;

(2) Identify service gaps and provide advice on methods to close such gaps as they relate to youth and adult employees, workforce development, and employers on training needs;

(3) Confer with public and private entities for the purpose of promoting and improving career and technical education;

(4) Identify legislative recommendations to improve career and technical education;

(5) Promote coordination of existing career and technical education programs;

(6) Adopt, alter, or repeal by its own bylaws, rules and regulations governing the manner in which its business may be transacted.

12. For purposes of this section, the department of elementary and secondary education shall provide such documentation and information as to allow the advisory council to be effective.

13. For purposes of this section, "advisory council" shall mean the career and technical education advisory council."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wood offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Line 34, by deleting all of said line and inserting in lieu thereof the following:

"program.

168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative Black offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall **[**~~continue to~~**]** handle the funds from the **career and technical student** organizations **[**~~in the same manner as it did during school year 2011-12~~**]**, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 4** was adopted.

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Mathews	Matthiesen	May	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 019

Barnes 28	Beck	Brown 27	Burns	Curtis
Hurst	Lavender	Marshall	McCann Beatty	McCreery
McGee	Mitten	Moon	Morgan	Newman
Razer	Smith 85	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Bangert	Chipman	Cookson	Fitzpatrick
Fraker	Green	Harris	Henderson	Kelley 127
Lauer	Lichtenegger	McDaniel	Peters	Pfautsch
Phillips	Pietzman	Pogue	Reisch	Stacy
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

SS SB 705 and **HCS SB 727** were placed on the Informal Calendar.

SCS SB 892, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

On motion of Representative Walker (3), the title of **SCS SB 892**, relating to public employee retirement systems, was agreed to.

Representative Walker (3) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 1, In the Title, Line 4, by deleting the words "system for prosecuting and circuit attorneys" and inserting in lieu thereof the word "systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walker (3), **House Amendment No. 1** was adopted.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4 **and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an

increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent **[**~~after~~**] before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, **[**~~after~~**] before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under **[**~~subsection~~**] subsections** 4**, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year **[**~~by the actuary for the retirement system in the manner~~**] as** provided in **[**~~subsection~~**] subsections** 4**, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid

by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. **1.** Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the

appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

Representative Taylor offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"**70.227. 1. For purposes of this section, the following terms mean:**

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 3** was adopted.

Representative Remole offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"**278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.**

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Remole, **House Amendment No. 4** was adopted.

Representative Black offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"169.560. **1.** Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity **[**~~in a district~~**] for an employer** included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the **[**~~district's~~**] employer's** salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the **[**~~school district~~**] employer** does not utilize a salary schedule, or if the position in question is not subject to the **[**~~district's~~**] employer's** salary schedule, a retiree employed in accordance with the provisions of this **[**~~section~~**] subsection** may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position **[**~~in the school district~~**] by the employer** that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such **[**~~a district~~**] an employer** in excess of the limitations set forth in this **[**~~section~~**] subsection**, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this **[**~~section~~**] subsection** shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work **[**~~in a district~~**] for an employer** included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the **[**~~district~~**] employer**, the third-party employer, the independent contractor, and the retiree subject to this **[**~~section~~**] subsection** to provide documentation showing compliance with this **[**~~section~~**] subsection**. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this **[**~~section~~**] subsection**.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn up to sixty percent of the minimum teacher's salary as set forth in section 163.172, without a discontinuance of the person's retirement allowance. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of

employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

On motion of Representative Black, **House Amendment No. 5** was adopted.

On motion of Representative Walker (3), **SCS SB 892, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cross	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 004

DeGroot	Hurst	Marshall	Moon

PRESENT: 005

Black	Brown 27	Cornejo	Ellington	Morgan

ABSENT WITH LEAVE: 013

Bangert	Cookson	Curtis	Engler	Gannon
McDaniel	Peters	Pfautsch	Pogue	Ross
Smith 85	Trent	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1744** entitled:

An act to repeal sections 160.545, 162.441, 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session, 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof eight new sections relating to higher education, with an emergency clause for a certain section.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1744, Page 20, Section 173.1107, Line 4, by inserting immediately after said line the following:

"**173.1592. After July 1, 2019, no public institution of higher education in this state shall require any student to purchase meal plans or to dine at on-campus facilities when a student has presented medical documentation of a food allergy or sensitivity, or a medical dietary issue, to the institution.**"; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 608** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 826, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

On motion of Representative Vescovo, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

THIRD READING OF SENATE BILLS

HCS SB 681, **SB 649**, **SS SCS SB 549**, **SS#5 SB 564**, and **HCS SB 659** were placed on the Informal Calendar.

HCS SS SCS SB 707, relating to vehicle sales, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS SS SCS SB 707** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**~~in the vehicle inspection report~~**] by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**~~in the vehicle inspection report~~**] by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two

pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. **[**~~Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.~~**]** The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

[~~5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.~~**]**

301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish **[**~~proof of vehicle inspection and~~**]** proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions. No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075.

301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

5. **[**~~In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~6.~~**]** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[~~7.~~**] 6.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[~~8.~~**] 7. [**~~Except as provided in subsection 5 of this section,~~**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**~~periodic vehicle inspections and from any statute of this state that requires~~**]** the use and inspection of emission controls.

[~~9.~~**] 8.** A "custom vehicle" means any motor vehicle that:

(1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

[~~10.~~**] 9.** The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

[~~11.~~**] 10.** For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

[~~12.~~**] 11.** In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and

(2) Will not be used for general daily transportation.

[~~13. In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~14.~~**] 12.** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[~~15.~~**] 13.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[~~16.~~**] 14. [**~~Except as provided in subsection 13 of this section,~~**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**~~periodic vehicle inspections and from any statute of this state that requires~~**]** the use and inspection of emission controls.

[~~17.~~**] 15.** For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

[~~18.~~**] 16.** A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors.

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of **[**~~a motor vehicle safety inspection and~~**]** any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a

nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, **[**~~the safety inspection required in chapter 307 and~~**]** the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri **[**~~or as required by section 301.020~~**]**, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the

inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, **[**~~the safety inspection required in chapter 307 and~~**]** the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

(1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

(2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;

(3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and

(4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall include a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer **[**~~sixteen feet or more in length~~**]** which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer **[**~~sixteen feet or more in length~~**]** shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a

certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of **[**~~ten~~**] twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the **[**~~ten~~**] twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted."; and

Further amend said bill, Page 5, Section 301.213, Line 122, by inserting immediately after said section and line the following:

"301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a **[**~~written statement from a motor vehicle inspection station~~**] vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue,** that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for **[**~~inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed~~**] law enforcement agencies performing such inspections**. This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of

registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership **[**~~and vehicle inspection~~**]** of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision."; and

Further amend said bill, Page 26, Section 301.570, Line 28, by inserting immediately after said section and line the following:

"301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the **[**~~inspections required by section 307.350 and~~**] inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 28, Section 307.350, Line 49, by inserting immediately after said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the **[**~~inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure~~**] certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection**.

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections **[**~~307.350~~**] 307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection**[**~~, except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed~~**]**. No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

[~~(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.~~**]**

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections **[**~~307.350~~**] 307.360** to 307.390 or the regulations issued pursuant to sections **[**~~307.350~~**] 307.360** to 307.390 are not being complied with, or that the business of an official inspection station**[**~~, in connection with corrections, adjustments, repairs or inspection of vehicles~~**]** is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require

the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections **[**~~307.350~~**] 307.360** to 307.390 or the regulations issued pursuant to sections **[**~~307.350~~**] 307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections **[**~~307.350~~**] 307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections **[**~~307.350~~**] 307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose **[**~~and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing~~**]**. No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections **[**~~307.350~~**] 307.360** to 307.390. **[**~~No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.~~**]**

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections **[**~~307.350~~**] 307.360** to 307.390.

4. **[**~~If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.~~

~~5.~~**]** A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection

[~~and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device~~**]**. Such fee shall be conspicuously posted on the premises of each such official inspection station. **[**~~No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.~~

~~6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.~~

~~7.~~**] 5.** The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters **[**~~and any current unused inspection stickers, seals or other devices~~**]** to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. **[**~~Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.~~**]**

[~~8.~~**] 6.** Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[~~9.~~**] 7.** The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection **[**~~and approval, sticker, seal or other device~~**]**.

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection**[**~~, sticker, seal or other device~~**]**.

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval**[**~~, sticker, seal or other device~~**]** knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall**[**~~, in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,~~**]** include **a determination that the brakes, lighting equipment, signaling devices, steering**

mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

(1) All mirrors, including crossview, inside, and outside;

(2) The front and rear warning flashers;

(3) The stop signal arm;

(4) The crossing control arm on public school buses required to have them pursuant to section 304.050;

(5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;

(6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;

(7) The emergency doors and exits to determine them to be unlocked and easily opened as required;

(8) The lettering and signing on the front, side and rear of the bus;

(9) The service door;

(10) The step treads;

(11) The aisle mats or aisle runners;

(12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;

(13) The seats, including a determination that they are securely fastened to the floor;

(14) The emergency door buzzer;

(15) All hand hold grips;

(16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

(1) The driver seat belts;

(2) The heating and defrosting systems;

(3) The reflectors;

(4) The bus steps;

(5) The aisles;

(6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. **[**~~Notwithstanding the provisions of section 307.390 to the contrary,~~**]** A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections **[**~~307.350~~**] 307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections **[**~~307.350~~**] 307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to

sections **[**~~307.350~~**]** **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;

(2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle **[**~~safety~~**]** inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle **[**~~safety~~**]** inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities **[**~~that do not conduct motor vehicle safety inspections~~**]** may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and **[**~~the~~**]** rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component**[**~~, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350~~**]**.

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of **[**~~the safety and~~**]** emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by **[**~~sections 307.350 to 307.390 and~~**]** sections 643.300 to 643.355. The director of revenue may verify that a successful **[**~~safety and~~**]** emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection

requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture**[**~~, provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted~~**]**;

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial **[**~~safety inspections~~**] registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been modified from original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. **[**~~No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.~~**]**

[~~307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:~~

~~(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;~~

~~(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer~~

may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.**]**

[307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.**]**

[307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:

(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;

~~(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.~~

~~2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.~~

~~3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local commercial motor vehicle license is changed to a beyond-local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.~~**]**

[~~307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.~~

~~2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.~~

~~3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.~~**]**

[~~307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.~~**]**

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390, 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 040

Adams	Anders	Arthur	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 017

Bangert	Barnes 60	Beard	Burns	Butler
Cookson	Curtis	Fraker	Neely	Peters
Pfautsch	Phillips	Pierson Jr	Pogue	Schroer
Smith 85	Walker 74			

VACANCIES: 002

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 28, Section 307.350, Line 49, by inserting after all of said section and line the following:

"**Section 1. Notwithstanding any other provision of law to the contrary, any motorcycle license issued by the Missouri department of revenue shall expire on June 30 of each calendar year.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was adopted.

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was read the third time and passed by the following vote:

AYES: 093

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Bernskoetter	Berry
Black	Bondon	Brattin	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Messenger	Morris 140	Muntzel
Pietzman	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Trent	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 046

Adams	Baringer	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Conway 10	Curtis
Franks Jr	Green	Hurst	Johnson	Kendrick
Korman	Lavender	Marshall	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Mosley
Neely	Newman	Nichols	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Taylor	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Beard	Brown 57	Cookson
Cross	Dogan	Ellington	Houx	Morse 151
Peters	Pfautsch	Phillips	Pike	Plocher

Pogue	Ruth	Schroer	Smith 85	Vescovo
Walker 74	White			

VACANCIES: 002

Representative Chipman declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

Representative Rhoads moved that the House refuse to recede from its position on **HCS SS SB 608** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 826, as amended, relating to pharmacy, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 826, as amended**, and grant the Senate a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2034** entitled:

An act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034, Page 10, Section 195.010, Line 8 of said page, by inserting immediately after said line the following:

"**(20) "Illegal industrial hemp":**

(a) All nonseed parts and varieties of the Cannabis sativa L. plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) "Illegal industrial hemp" shall be destroyed in the most effective manner possible, and such destruction shall be verified by the Missouri state highway patrol;"; and

Further amend said bill and section, Page 11, Lines 22-28 of said page, by striking all of said lines; and

Further amend said bill and section, Page 12, Line 1 of said page, by striking all of said line; and

Further amend said section by renumbering the subdivisions accordingly; and

Further amend said bill and section, Page 12, Line 3 of said page, by inserting at the end of said line the following:

"**L.**"; and

Further amend said bill, Page 57, Section 195.764, Line 6 of said page, by striking "195.746" and inserting in lieu thereof the following:

"**195.740**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 37**.

In which the concurrence of the House is respectfully requested.

On motion of Representative Austin, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Anders	Basye	Bondon	Brown 27
Fraker	Francis	Gray	Hannegan	Henderson
Hill	Hurst	Justus	Kidd	Lant
Messenger	Morris 140	Morse 151	Phillips	Plocher
Reiboldt	Reisch	Remole	Revis	Roeber
Rowland 29	Shull 16	Taylor	Walsh	White

NOES: 002

Kelly 141	McDaniel

PRESENT: 063

Anderson	Austin	Baringer	Barnes 28	Beck
Burnett	Chipman	Conway 104	Corlew	Cross
Davis	Dinkins	Eggleston	Fitzwater	Franks Jr
Frederick	Green	Haahr	Haefner	Hansen
Harris	Helms	Houghton	Kendrick	Knight
Kolkmeyer	Lauer	Love	Lynch	Marshall

Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pike	Quade	Razer	Roberts	Roden
Rone	Rowland 155	Runions	Ruth	Shaul 113
Shumake	Smith 163	Stacy	Stephens 128	Swan
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 066

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Burns	Butler	Carpenter
Christofanelli	Conway 10	Cookson	Cornejo	Curtis
Curtman	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Franklin
Gannon	Gregory	Grier	Higdon	Houx
Johnson	Kelley 127	Korman	Lavender	Lichtenegger
Mathews	May	McGee	Miller	Morgan
Muntzel	Neely	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Pogue	Redmon	Rehder
Rhoads	Ross	Schroer	Smith 85	Sommer
Spencer	Stevens 46	Tate	Unsicker	Walker 74
Washington				

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 1879, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 608**.

Senators: Hoskins, Munzlinger, Wieland, Sifton, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 826, as amended**.

Senators: Sater, Riddle, Onder, Schupp, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 870, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 870, as amended, relating to emergency medical services, was taken up by Representative Alferman.

Representative Alferman moved that the House refuse to recede from its position on **HCS SS SB 870, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 782, relating to the department of natural resources, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SS SCS SB 782** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 15, Section 640.620, Line 8, by inserting immediately after all of said section and line the following:

"640.648. **1.** Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems**, including systems for potable water,** anytime and anywhere including land within city limits, unless prohibited by city ordinance, on their own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community.

2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

Representative Matthiesen offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 260.380, Line 109, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of

carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and 319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

(1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;

(2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;

(3) Acquisition of property as provided in section 260.420;

(4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;

(5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; **[**~~and~~**]**

(6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420**; and**

(7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980."; and

Further amend said bill, Page 7, Section 260.475, Line 71, by inserting after all of said section and line the following:

"**260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation,**

moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 2** was adopted.

Representative Fitzwater offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 2, Section 253.175, Line 13, by inserting after all of said section and line the following:

"260.242. **[**~~All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open-pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.~~**] 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.**

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and

guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson assumed the Chair.

On motion of Representative Fitzwater, **House Amendment No. 3** was adopted.

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was read the third time and passed by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Merideth 80	Messenger
Morris 140	Morse 151	Neely	Nichols	Phillips
Pietzman	Pike	Plocher	Quade	Redmon
Reiboldt	Reisch	Remole	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 036

Anders	Arthur	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellington	Gray	Hurst	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Mitten	Moon	Morgan
Mosley	Pierson Jr	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 001

Adams

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Corlew	Ellebracht	Engler	Evans
Green	Higdon	Houx	Kelley 127	Miller
Muntzel	Newman	Peters	Pfautsch	Pogue
Rehder	Rhoads	Smith 85	Spencer	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 990, relating to the attachment of school districts to community college districts, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **SCS SB 990** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following sentence:

"**The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative May offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 41, by inserting immediately after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Alferman, **SCS SB 990, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Evans
Fitzpatrick	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger

Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Morris 140	Morse 151
Mosley	Neely	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtis	Hurst	Marshall	May	Moon

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Eggleston	Ellebracht	Engler	Fitzwater
Grier	Haefner	Higdon	Houx	Kelley 127
McCann Beatty	Miller	Muntzel	Newman	Peters
Pfautsch	Pogue	Rehder	Rhoads	Smith 85
Spencer	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 862, relating to electrical contractors, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **SCS SB 862** was agreed to.

On motion of Representative Mathews, **SCS SB 862** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus

Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Bangert	Barnes 60	Burns	Conway 10	Cookson
Dohrman	Ellebracht	Ellington	Engler	Fitzwater
Higdon	Houx	May	Miller	Muntzel
Newman	Peters	Pfautsch	Pietzman	Pogue
Smith 85	Walker 74	Wessels	Mr. Speaker	

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, relating to public labor organizations, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS HB 1577** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1577, Page 1, Section A, Line 5, by inserting after said section and line the following:

"**105.008. Pay periods for state employees, as defined in section 105.800, shall not exceed fourteen days, except in cases where a payday falls on a holiday and requires that employees be paid before the regularly scheduled payday or as otherwise provided under section 33.100.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Plocher offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1577, Page 2, Line 20, by inserting after all of said line the following:

"**(7) "Public safety labor organization", any labor organization wholly or primarily representing any person trained and authorized by law or rule to render emergency medical assistance or treatment, limited to emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, emergency medical technicians, and emergency paramedics.**"; and

Further amend said bill, Page 9, Section 105.575, Line 7, by inserting after the word "**prohibited**" the following: "**, provided that a public body may voluntarily recognize a public safety labor organization**"; and

Further amend said bill and section, Page 10, Line 52, by striking the word "**employees**" and inserting in lieu thereof the word "**voters**"; and

Further amend said bill, Page 15, Section 105.595, Line 7, by inserting after all of said section and line the following:

"**105.596. The provisions of sections 105.505, 105.533, 105.535, 105.537, 105.540, 105.545, 105.550, 105.555, and 105.570, subsections 11, 12, and 15 of section 105.575, and sections 105.580, 105.583, 105.585, and 105.595 shall not apply to public safety labor organizations.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 1577, with House Amendment No. 2, pending, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 659, relating to the department of natural resources, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HCS SB 659** was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund.

Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, **[**~~2020~~**] 2025**, unless extended by action of the general assembly. After December 31, **[**~~2020~~**] 2025**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, **[**~~2020~~**] 2025**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection.

319.140. 1. There is established a task force of the general assembly to be known as the "Task Force on the Petroleum Storage Tank Insurance Fund". Such task force shall be composed of eight members. Three members shall be from the house of representatives with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives. Three members shall be from the senate with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate. Two members shall be industry stakeholders with one appointed by the speaker of the house of representatives and one appointed by the president pro tempore of the senate. No more than two members from either the house of representatives or the senate shall be from the same political party. A majority of the task force shall constitute a quorum.

2. The task force shall conduct research and compile a report for delivery to the general assembly by December 31, 2018, on the following:

(1) The efficacy of the petroleum storage tank insurance fund and program;

(2) The sustainability of the petroleum storage tank insurance fund and program;

(3) The administration of the petroleum storage tank insurance fund and program;

(4) The availability of private insurance for above and below ground petroleum storage tanks, and the necessity of insurance subsidies created through the petroleum storage tank insurance program;

(5) Compliance with federal programs, regulations, and advisory reports; and

(6) The comparability of the petroleum storage tank insurance program to other states' programs and states without such programs.

3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it.

4. The task force shall be staffed by legislative staff as necessary to assist the task force in the performance of its duties.

5. The members of the task force shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

6. This section shall expire on December 31, 2018."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, **[**~~2018~~**]** **2023**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative Matthiesen offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and

319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

(1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;

(2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;

(3) Acquisition of property as provided in section 260.420;

(4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;

(5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; **[**~~and~~**]**

(6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420**; and**

(7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where

radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 3** was adopted.

Representative Fitzwater offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.242. **[**~~All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open-pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.~~**] 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.**

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 4** was adopted.

Representative Redmon offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting immediately after all of said section and line the following:

"414.032. 1. All kerosene, diesel fuel, heating oil, aviation turbine fuel, gasoline, gasoline-alcohol blends and other motor fuels shall meet the requirements in the annual book of ASTM standards and supplements thereto. The director may promulgate rules and regulations on the labeling, standards for, and identity of motor fuels and heating oils.

2. The director may inspect gasoline, gasoline-alcohol blends or other motor fuels to insure that these fuels conform to advertised grade and octane. In no event shall the penalty for a first violation of this section exceed a written reprimand.

3. The director may waive specific requirements in this section and in regulations promulgated according to this section, or may establish temporary alternative requirements for fuels as determined to be necessary in the event of an extreme and unusual fuel supply circumstance as a result of a petroleum pipeline or petroleum refinery equipment failure, emergency, or a natural disaster as determined by the director for a specified period of time. If any action is taken by the director under this section, the director shall:

(1) Advise the U.S. Environmental Protection Agency of such action;

(2) Review the action after thirty days; and

(3) Notify industry stakeholders of such action.

4. Any waiver issued or action taken under subsection 3 of this section shall be as limited in scope and applicability as necessary, and shall apply equally and uniformly to all persons and companies in the impacted petroleum motor fuel supply and distribution system, including but not limited to petroleum producers, terminals, distributors, and retailers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 5** was adopted.

On motion of Representative Redmon, **HCS SB 659, as amended**, was adopted.

On motion of Representative Redmon, **HCS SB 659, as amended**, was read the third time and passed by the following vote:

AYES: 106

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Morris 140	Morse 151	Neely
Nichols	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Anders	Arthur	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Ellington
Franks Jr	Gray	Hurst	Kendrick	Lavender

Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Bangert	Barnes 60	Cookson	Ellebracht	Haahr
Higdon	Lauer	McDaniel	Miller	Muntzel
Newman	Peters	Pfautsch	Pogue	Roden
Ross	Smith 85	Vescovo	Walker 74	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, with House Amendment No. 2, pending, relating to public labor organizations, was again taken up by Representative Wiemann.

House Amendment No. 2 was withdrawn.

On motion of Representative Wiemann, **HCS HB 1577** was adopted.

On motion of Representative Wiemann, **HCS HB 1577** was ordered perfected and printed.

HB 2644, relating to sheltered workshops, was taken up by Representative Rowland (29).

On motion of Representative Rowland (29), the title of **HB 2644** was agreed to.

On motion of Representative Rowland (29), **HB 2644** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Rowland (29):

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant

Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Cookson	Cross	DeGroot	Ellebracht
Franks Jr	Gray	Haahr	Higdon	Korman
Lauer	McDaniel	Miller	Muntzel	Newman
Nichols	Peters	Pfautsch	Plocher	Pogue
Roberts	Roden	Ross	Smith 85	Unsicker

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HB 1880** entitled:

An act to repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to broadband communications services provided by rural electric cooperatives.

With Senate Amendment No 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880, Page 5, Section 394.080, Line 15, by striking the words "shall not" and inserting in lieu thereof the following:

"**may**"; and

Further amend said line by striking the word ", however," and inserting in lieu thereof the following:

"**and**".

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 101 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HB 1744 - Fiscal Review
SS#2 SCS HB 1880 - Fiscal Review
SS SCS HCS HB 2034 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 907 - Corrections and Public Institutions
SCS SB 1007 - General Laws

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has continued its investigation concerning certain allegations against Governor Eric R. Greitens and begs leave to submit Report No. 2.

Exhibits and transcripts of the proceedings are on file with the Chief Clerk and copies are available on the House of Representatives website.

REPORT NO. 2 OF THE MISSOURI HOUSE
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 24, 2018

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer
/s/ Rep. Kevin Austin
/s/ Rep. Shawn Rhoads
/s/ Rep. Tommie Pierson Jr.

A. History of the Committee

The Committee was formed by Speaker Todd Richardson on February 27, 2018 and charged with investigating "allegations against Governor Eric R. Greitens" and reporting "back to the House of Representatives." On April 5, 2018, the Committee voted to release reports relating to the Committee's findings regarding allegations against

Greitens. On April 11, 2018, the Committee issued its first report regarding the allegations surrounding the relationship between Greitens and Witness 1. Today, the Committee issues this report on Greitens' use of a charitable donor list for fundraising during his campaign for governor, and events surrounding the use of that list.[1] Additional reports may follow.

Every witness to the Committee testified under oath, and subpoenas were issued to compel the appearance of witnesses and the production of documents.

- On March 14, 2018, pursuant to subpoena, the Committee took testimony from Michael Hafner, a former campaign worker for Greitens.

- On March 16, 2018, a subcommittee including Chairman Barnes, Ranking Member Mitten, and Rep. Austin (as well as staff attorney Alex Curchin) spoke with Dave Whitman, a former employee of Greitens. Whitman is currently serving a sentence at the United States Medical Center for Federal Prisoners in Springfield, Missouri after having pleaded guilty to federal crimes relating to theft from Greitens. Whitman refused to speak on the record and indicated that he no longer had possession, access, or control of any documents relating to his employment with The Greitens Group and its relationship with The Mission Continues.

- On March 19, 2018, Chairman Barnes and Attorney Curchin met informally with Matt Jacober, counsel for The Mission Continues, to discuss document requests and activities of The Mission Continues in relation to Greitens and The Greitens Group. The Committee eventually received more than 100,000 documents from The Mission Continues in response to its requests.

- On March 27, 2018, pursuant to subpoena, the Committee took testimony from Krystal Proctor (formerly Taylor), former executive assistant to Greitens when he worked for The Greitens Group and The Mission Continues. Proctor also worked in an operations role for the Greitens campaign for governor.

- On March 28, 2018, counsel for Danny Laub, a former campaign worker for Greitens, informed Chairman Barnes via email that Laub refused to appear before the Committee. However, Laub testified under oath via deposition taken by the Attorney General's Office in Washington D.C. on April 18, 2018.

- On March 29, 2018, the Committee took testimony from Spencer Kympton, President of The Mission Continues.

- On April 2, 2018, pursuant to subpoena, the Committee took testimony from Lyndsey Reichardt (formerly Hodges), a former employee of The Mission Continues.

- On April 3, 2018, the Committee met to discuss process for redactions of testimony and this report.

- On April 4, 2018, the Committee took testimony from Jack Neyens, the former Chief Financial Officer of The Mission Continues.

- On April 15, 2018, the Committee sought and received an Order from the Circuit Court of Cole County permitting the Attorney General's Office (AGO) to share information about its investigation of The Mission Continues with the Committee.

- On April 18, 2018, Chairman Barnes and Attorneys Curchin and Alixandra Hallen met with counsel from the Attorney General's Office to exchange information. The Committee received the testimony and related exhibits from the AGO's depositions of Michael Hafner, Krystal Proctor, and Danny Laub.

[1] The Committee notes that its work is not complete with this report, and that, in addition to other actions, subsequent reports may be issued.

B. Committee Findings for Report #2

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Mission Continues (TMC) is a 501(c)(3) not-for-profit organization started by Eric Greitens that helps veterans returning home from service "build new skills and networks that help them successfully reintegrate to life after the military while making long-term, sustainable transformations in communications and inspiring future generations to come."[2]

2. Greitens founded TMC in 2007 under the name The Center for Citizen Leadership. TMC grew slowly between 2007 to 2010, ending 2010 with $1.56 million in revenue. In 2011, TMC grew substantially, grossing total revenue of $7.01 million.[3]

3. In 2009, Greitens formed The Greitens Group (TGG) for his personal for-profit business engagements, which included book writing, public speaking, and corporate training.[4]

4. Krystal Proctor (formerly Taylor) began working for Greitens on January 1, 2011, with salary and expenses split between TGG and TMC. [5] Throughout her time working for Greitens, Proctor worked at his direction.[6]

5. Dave Whitman worked as the managing director for TGG until 2014, when he was charged with federal crimes relating to theft and fraud against TGG. In 2016, Whitman pleaded guilty and is currently serving his sentence in Springfield, Missouri.

6. Jack Neyens acted as the Chief Financial Officer of TMC for several years while Greitens was there.[7]

7. Proctor explained how TGG and TMC worked together: TGG would book a for-profit event for Greitens, and TMC would then work around those events to "maximize" Greitens' time.[8] The Committee lacks non-profit expertise to determine whether the practice of booking TMC events around Greitens' private business schedule is common or best practice. Neyens' testimony suggests it is not common.[9] However, Neyens' also testified that it made "sense" as a way of "maximizing expenses" and "maximizing his time."[10]

8. The Committee found no evidence that TMC inappropriately paid Greitens' travel expenses for events that were not exclusively TMC events.[11] Likewise, the Committee found no evidence that TMC purchased Greitens' books.[12]

9. In 2011, as its operating budget grew significantly, TMC began hiring professional staff with experience in non-profit management, including Spencer Kympton, who was hired as the organization's Chief Partnerships Officer.[13]

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[2] https://missioncontinues.org/about/
[3] This data is available online with TMC's Form 990 filings.
[4] This information is available at the website of the Missouri Secretary of State.
[5] Tr. Proctor at 10:8 to 13:2
[6] Tr. Hafner at 10:11-20; Tr. Proctor at 20:9-12.
[7] Tr. Neyens.
[8] Tr. Proctor at 15:1-16, "**[**T**]**ypically, I would … communicate … to **[**TMC**]**, Eric is going to be in Florida for a speaking engagement; you guys probably want to use this opportunity to set up some donor meetings**[.]**" See also Tr. Neyens at 16:22 to 17:10. See Tr. Neyens at 17:15-18
[9] Tr. Neyens at 17:19 to 19:6, testifying he "did not" have a similar experience at other non-profits where he worked and had not worked at any non-profit where the director also had a private business at the same time.
[10] Tr. Neyens at 17:15-18.
[11] Tr. Proctor at 18:9-23; Tr. Kympton at 18:6-18; Tr. Neyens at 19:12-16.
[12] Tr. Kympton at 19:4-12; Tr. Neyens at 14:15 to 15:3.
[13] Tr. Kympton at 8-19,

10. As CEO of TMC, Greitens reported to the Board of Directors.[14]

11. In late 2012, TMC's Board initiated procedures to protect TMC's 501(c)(3) status.

a. TMC entered into a Memorandum of Understanding (MOU) with TGG to formalize cost-sharing between the organizations.[15]

b. TMC required Greitens to sign a non-disclosure agreement (NDA) as a TMC employee.[16]

12. In the TMC NDA dated November 27, 2012, Greitens agreed to hold in strict confidence "the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors," as well as any "lists, databases … trade or business secrets, … and similar or dissimilar information relating to the operations or activities of TMC."[17]

13. The NDA specifically stated that Greitens "shall not at any time during **[**his**]** employment with TMC or at any time after termination or expiration of **[**his**]** employment with TMC disclose any Confidential Information to any third party, in whole or in part."[18] Greitens further agreed that "all intellectual property that is developed by **[**himself**]** during the time **[**he**]** is employed by TMC, and that is within the scope of **[**his**]** employment with TMC, is the property of TMC, including but limited to … trade secrets."[19] He also agreed to not use TMC's intellectual property, including trade secrets "in any context outside of **[**his**]** employment" unless he first "received the prior written consent (by email or letter) of TMC**[.]**"[20]

14. Krystal Proctor signed the same TMC NDA on November 21, 2012.[21]

15. Also in late 2012, Greitens received and signed TMC's "Team Member Handbook," which set expectations for employees and volunteers.[22] The Handbook begins with a signed letter from Greitens and speaks to the importance of confidentiality in at least three places:

a. "Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received from your Team Leader."

b. "Team Members may not use our Systems "to solicit Team Members or others unless on behalf of The Mission Continues;" and

c. "Protecting our organization's information is the responsibility of every Team Member**[.]** … Do not discuss the organization's confidential business or proprietary business matters, or share confidential, personal Team Member information with anyone who does not work for us such as friends, family members, members of the media, or other business entities."

16. In November 2012, Proctor recognized the importance of protecting TMC donor privacy.

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[14] Tr. Kympton at 26:16-17.
[15] Ex. 15; Tr. Kympton at 13:20 to 14:7, describing MOU as "a board-directed initiative … intended to protect and preserve the nonprofit status of The Mission Continues. Recognizing that our CEO at the time was also the CEO of a for-profit entity..."
[16] Ex. 16, see Greitens signature on page 4. Tr. Kympton at 20:10-11, "**[**T**]**his is a document that all of our staff signs."
[17] Ex. 16 at ¶1(C), (G), definition of confidential information; and ¶2, non-disclosure requirement.
[18] Ex. 16 at ¶3(A).
[19] Ex. 16 at ¶3(A).
[20] Ex. 16 at ¶3(C).
[21] Ex. 12; Tr. Proctor at 21:2-18.
[22] Ex. 14.

At that time, she extracted TMC data for the limited purpose of compiling a holiday card list for Greitens, and sent TMC data to others within TGG with the following request:[23]

> I've also attached a spreadsheet here from the TMC salesforce system, which includes some of the top donors. I've deleted the amount of the donations to maintain privacy, but please DO keep this private. Do NOT print this spreadsheet or distribute. Please add the names and addresses that you see highlighted in yellow to the holiday card master spreadsheet. You can likely just copy and paste from the spreadsheet as most addresses are included. We should have ALL addresses for these folks so I can always check TMC salesforce here as well.

Emphasis added.

17. Former TMC CFO Neyens testified that Greitens "grew the organization from zero**[,]**"[24] and explained why and how he believed Greitens was able to grow TMC. "**[P]**eople, donors, corporations, individuals, foundations migrate. They were attracted to him. They migrated to him as he spoke around the country**[.]**"[25] Further, Neyens agreed with the statement that Greitens "was a very strategic person" who "liked to have things planned out," testifying, "He planned things out. … He didn't go into – you know, I guess it's kind of like going into battle. You just don't randomly run in there. He had a plan of building his business – building his organization."[26]

18. Although Greitens was critical to TMC's success, he did not work alone. Kympton testified that TMC fundraising responsibilities were shared between Greitens and the development team, including Lyndsey Reichardt.[27]

19. Reichardt testified that as development director, her job included "anything related to fundraising" for TMC.[28] This included an annual gala, corporate fundraising proposals, individual donors, appeal letters and "identifying donors that would be good for Eric or other leadership team members to meet with."[29] She explained that when someone made a small donation to TMC, she "would help set up meetings with people" who had "potential to give larger gifts or to contribute more to The Mission Continues." The charity had a system to ensure every donor was thanked on a quarterly basis for his or her gifts. Reichardt was responsible for identifying small donors who might be good prospects to become larger donors.[30] The thank you calls "involved all the staff."[31]

20. Reichardt explained that she also had frequent contact with individual TMC donors, testifying, "Sometimes I would go have coffee or lunch with them, tell them about the organization's plans and how we were growing, and assess their interest in being more involved with the organization."[32] Through this process she was responsible for "gaining donors who donated in excess of a thousand dollars."[33] However, "**[**a**]**s the organization grew, the leadership members above **[**her**]** would take those meetings." Those leadership members were not limited to Greitens, but also included Spencer Kympton, Lori Stevens, and Meredith Knopp. Reichardt testified that no one single leadership member took the bulk of those donor meetings.[34]

21. Similarly, Reichardt testified that TMC's annual banquet was a "team effort" where sponsors were identified by a leadership committee, and "those committee members would typically do the solicitations themselves."[35]

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[23] AGO Proctor, Ex. 12.
[24] Tr. Neyens at 43:19.
[25] Tr. Neyens at 43:20-23.
[26] Tr. Neyens at 58:7-16.
[27] Tr. Kympton at 65:14 to 67:10.
[28] Tr. Reichardt at 11:6.
[29] Tr. Reichardt at 11:9-11.
[30] Tr. Reichardt at 11:25 to 13:20.
[31] Tr. Reichardt at 13:14-20.
[32] Tr. Reichardt at 14:17-20.
[33] Tr. Reichardt at 14:21-23, responding in the affirmative to question posed by Rep. Barnes.
[34] Tr. Reichardt at 15:2-14.
[35] Tr. Reichardt at 17:2 to 18:20

22. An email suggests Greitens began considering a run for statewide office at least as early as October 16, 2013, at which time a political consultant named Steve Michael emailed to tell him he was "finishing up on some of those to-do lists" and sent "Schweich's donor list" as an attachment to give Greitens "a bit of an idea on his potential strengths."[36] At the time, Schweich was identified as planning a run for governor.[37]

23. Greitens took a sabbatical from TMC from late 2013 to spring 2014.[38]

24. Proctor testified that Greitens had decided he was running for office in early 2014.[39]

25. Danny Laub began advising Greitens on political activity in early 2014. Laub testified he prepared a memo for Greitens in February 2014 regarding gubernatorial campaign strategy.[40]

26. On February 27, 2014, Monu Joseph emailed Proctor and Greitens the schedule for Greitens' trip to Orange County, California on March 12, 2014.[41] Proctor testified the purpose of the trip and "the nature of those meetings was to start thinking about getting support and money from these people for when he would run for office."[42]

27. On March 5, 2014, Greitens emailed a spreadsheet to Proctor and Whitman with lists of "categories for consideration" for a run for public office.[43] The document discussed fundraising, issue education, campaign organization, potential endorsements, and strategy.[44]

28. Michael Hafner also began advising Greitens on political activity in early 2014.[45] Emails reveal a meeting with potential supporters and donors as early as March 18, 2014.[46]

29. On March 21, 2014, Proctor prepared a memo for Greitens, Whitman, and Mason Fink setting forth information about announced and likely candidates for governor in 2016.[47] She testified that Greitens was "focused on the governor's position" at this date and had, in fact, settled on Missouri governor's race for his political future.[48]

30. On March 24, at Greitens' direction, Proctor set up a system to organize campaign contacts including donors, volunteers, staff, advisors, endorsements, interest groups, and other supporters.[49]

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[36] AGO Proctor, Ex. 1.
[37] See Catherine Hanaway, former Missouri House Speaker, Pondering 2016 Run for Governor, St. Louis Post-Dispatch, Sept. 15, 2013, discussing Schweich "who has not said he will run for governor but is widely believed to be planning such a move." Available at http://www.stltoday.com/news/local/govt-and-politics/catherine-hanaway-former-missouri-house-speaker-pondering-run-for-governor/article_5e736420-d191-5c0b-ba42-637d28ccedd7.html, April 23, 2018.
[38] Ex.19.
[39] Tr. AGO Proctor at 23:7-11, "I became more convinced because he started sort of planning for a transition or stepping down as CEO from The Mission Continues and focusing, you know, on a little bit more on the idea."
[40] Tr. AGO Laub at 37:24 to 42:22; AGO Laub Ex. 2.
[41] AGO Proctor, Exs. 6, 7.
[42] Tr. AGO Proctor at 45:2-7; AGO Proctor, Ex. 7.
[43] AGO Proctor, Exs. 8, 9.
[44] AGO Proctor, Ex. 9.
[45] Tr. Hafner at 6:15 to 7:2.
[46] Ex. 30.
[47] Mason Fink is a national political fundraiser.
[48] Tr. AGO Proctor at 40:18-23; 41:24 to 42:2; 150:5-15; 151:1-5; AGO Proctor, Ex. 5.
[49] Tr. AGO Proctor at 61:25 to 62:16; AGO Proctor, Ex. 10.

31. On or about April 1, 2014, Proctor stopped using her TMC email linked to her TGG email on a regular basis. Instead, she created an auto-response to inform persons who emailed her that they could contact her at her TGG email address, an account for which the Committee does not have access to emails dated after April 1, 2014.[50]

32. On April 24, 2014, Greitens informed TMC that he would transition from CEO to Board Member of TMC in the summer of 2014.[51] In response, TMC asked Greitens to assure donors that the transition to new leadership would go smoothly and the organization was on strong footing with a good plan for the future. Reichardt explained:

> Anytime there is a big leadership change within an organization it's standard fundraising practice to take your top donors and let them know about that change…. **[**T**]**he development team's plan for the transition was essentially to identify our top donors and let them know that Eric was going to be leaving the organization in a few months, and that the organization is in good hands with Spencer Kympton, the new president.[52]

33. On May 8, 2014, TMC employee Lori Stevens emailed Greitens, Proctor, Kympton, and Reichardt with "transition call" instructions for Greitens and five attachments, including a list of TMC donors named "All donors 1K total and up – as of 5-7-14.xlsx."[53]

From: Stevens, Lori [lstevens@missioncontinues.org]
Sent: 5/8/2014 10:48:30 PM
To: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]
CC: Spencer Kympton [redacted] Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: transition calls - memo and $1K+ list
Attachments: 5.5.2014 Call List (TMC Transition).odt; 2014stlplanoverallmemowupdates4.22.docx; All donors 1K total and up - as of 5-7-14.xlsx; TheMissionContinuesServicePlatoons-smallerfile-April2014.pdf; Strategic plan 2014-2016 as of February 2014.pdf

Hi Eric,

Here is the transition call info...

1) Priority calls with background notes. I can't for the life of me figure out how to get rid of Krystal's highlights. My usual skills don't work. So, a little extra color for you :)

2) The $1K+ list, thanks to Thalia

3) Service Platoon sponsorship info - reference for [redacted] calls

4) Strategic plan slides - reference for [redacted] (Lyndsey sent them to him by mail with a note in February)

5) St. Louis memo from Lyndsey - in case it's helpful context

Emphasis added.

34. On May 12, 2014, Kympton followed-up on the transition calls:[54]

[50] Ex. 31
[51] Ex.19.
[52] Tr. Reichardt at 22:7-25.
[53] Ex. 32.
[54] Ex. 17.

From: Kympton, Spencer [redacted]
Sent: 5/12/2014 5:00:08 PM
To: Stevens, Lori [redacted]
CC: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and $1K+ list

are we tracking progress/completion of each of these calls/invites in some way? will be good to know when others know, so that follow-on comms are appropriate

35. At least two other follow-up emails occurred to track and aid in the transition calls:[55]

From: Reichardt, Lyndsey [lreichardt@missioncontinues.org]
Sent: 5/19/2014 6:07:03 PM
To: Stevens, Lori [redacted]
CC: Kympton, Spencer [redacted]; Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and $1K+ list
Attachments: 5.19.2014 Call List (TMC Transition LH additions).odt

Hi Eric,

Sorry I missed you on April 24th. Lori and I discussed this list. I also added a couple of people whom I think need a call to a document attached here. Additionally, I went through the $1,000+ list and flagged others you might want to consider calling. I've included their names at the end of the document, and if you want to call them, let me know. I am happy to pull phone numbers and ensure you have appropriate background on everyone. Thanks, Eric.

NOTE: If you have not called [redacted] at the end of the month. [redacted] and that note is included in the document attached to this email.

On Tue, May 13, 2014 at 7:10 PM, Stevens, Lori [redacted] wrote:
Hi,

Krystal and I had talked about Eric letting me know as he makes the calls.

Eric - do you want to send a daily update to Spence and me? Or just shoot us notes as you complete calls?

Any takers on the June 10th gathering or meetings yet?

Thanks!
L

[55] Ex. 17.

36. Proctor explained how she understood the circumstances of these transition emails:

> Eric was stepping down as CEO of The Mission Continues…and I recall that he asked the development team at The Mission Continues, which would have been Lori Stevens and Lyndsey Reichardt at the time, who were both on this email. He asked the development team to send him a list of donors of The Mission Continues, and then also a list of calls that he would be making to The Mission Continues sort of top donors to let them know that he would be transitioning and stepping down as CEO.[56]
>
> My understanding was that he had – you know, Eric had built The Mission Continues, and these were his contacts, his friends, his family, his family members, colleagues, and you know, at some point in the future, he might need to reference this list and, you know, get in touch with these people.[57]

37. Proctor was not aware of any communications specifying a purpose for TMC sending the donor list to Greitens other than the transition.[58] However, she also testified:

> The purpose, I believe, was that Eric would be making a number of phone calls to The Mission Continues donors to let them know he would be transitioning and stepping down as CEO, and then I also believe the purpose was to have a list of contacts, because, like I said, these were his contacts, his friends and family members and colleagues, people he had brought into The Mission Continues who were supporters of his, and I believe that he – you know, for convenience's sake, he wanted their contact information in one place and one list.[59]

38. Proctor recalled Reichardt "being sort of concerned and voicing those concerns around, you know, sending a list of The Mission Continues Donors to Eric**[.]**"[60] She further testified Reichardt "sort of feeling like, you know, putting together this list and, you know, sending it to Eric felt, you know, inappropriate in some way."[61] Reichardt denied ever speaking of such concerns.[62]

39. Proctor could not recall anyone from TMC stating that the list could be used for political purposes or for any purpose other than transition calls.[63]

40. Kympton did not recall any alternative purpose for providing the TMC donor list:

> **[**T**]**he original email that was sent sometime earlier – I mean, beginning on May 8th of 2014, was part of an overall plan that our development team constructed to guide the external communication of our CEO's transition. So that sat a week or two after Eric had communicated internally that his plan was to transition from the CEO role over that summer – so several months later.
>
> So this was our first step in our development team's first step at guiding a proactive communications plan with our partners to not only communicate the transition itself but also talk about how The Mission Continues would be a going concern, how their partnership in support of The Mission Continues would continue to be valued by the organization and just – it was all part of a natural transition plan that we had created.[64]

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[56] Tr. Proctor at 23:6-17.
[57] Tr. Proctor at 24:1-7.
[58] Tr. Proctor at 25:7-9.
[59] Tr. Proctor at 24:20 to 25:6.
[60] Tr. Proctor at 25:13-17.
[61] Tr. Proctor at 76:23 to 77:1.
[62] Tr. Reichardt at 24:19-23.
[63] Tr. Proctor at 26:15 to 27:19, responding in the negative to questions posed by Rep. Barnes.
[64] Tr. Kympton at 33:7-23.

41. When asked whether there was any purpose other than the transition calls for "providing Mr. Greitens the full list of The Mission Continues donors who had given over a thousand dollars," Reichardt answered, "Not to my knowledge."[65] Reichardt gave the same answer to questions of whether there was any express or implied consent for "Mr. Greitens to use this list of donors over $1,000 for political purposes."[66]

42. Kympton testified that the TMC NDA applied to the TMC donor list. When asked if there was an exception to the NDA for political activity, Kympton responded, "There are no exceptions." He further explained that he could not "see a case where there would be an exception made" and "**[**i**]**t would not have been an authorized use of any information from The Mission Continues' point of view." He also characterized it as "a misuse, as far as The Mission Continues is concerned."[67]

43. Kympton testified that he was not aware of any implicit or explicit authorization to use the TMC list for political purposes.[68] He further stated, "I have not seen any evidence that there was any authorization to Mr. Greitens, either in the context of his role as CEO or after, to suggest any authorization to use it for political purposes."[69]

44. Reichardt agreed that there were individuals and corporations who donated more than a thousand dollars to TMC for whom Greitens was not primarily responsible.[70]

45. On May 24, 2014, Greitens met with Laub and others for ten hours to discuss a "future race for governor."[71] In preparation, Laub created a memo for Greitens that established the first objective of "establish a personal relationship with five candidates outside of Missouri who can be called-upon for personal favors during Eric's campaign for Governor."[72]

46. In an email sent May 26, 2014, Fink suggested that Greitens open a campaign committee that spring.[73] However, Laub responded that "this is silly." In his deposition, he explained, "Eric's key to victory was timing and this would have disrupted that."[74] Laub explained, "The later the better," on when it was the right time for Greitens to enter the race.[75]

47. On May 28, 2014, just 17 days after Greitens received the TMC donor list, he asked Danny Laub to sign an NDA that, like the TMC NDA, protected "donor lists" from disclosure to third-parties.[76] The Greitens' campaign NDA specified that "EG is exploring plans regarding a potential career endeavor involving public service**[.]**"[77]

48. On August 14, 2014, Greitens scheduled a conference call with political consultants Steve Michael and Dave Hagemen.[78]

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[65] Tr. Reichardt at 23:7-10; 23:11 to 24:6, rejecting contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."
[66] Tr. Reichardt at 24:11-18.
[67] Tr. Kympton at 21:19 to 24:3.
[68] Tr. Kympton at 24:15 to 25:9.
[69] Tr. Kympton at 29:3-10.
[70] Tr. Reichardt at 18:21 to 19:1, responding in the affirmative to question posed by Rep. Barnes.
[71] Tr. AGO Laub at 111:1-4.
[72] Tr. AGO Laub at 90:23 to 95:24; AGO Laub, Ex. 12.
[73] AGO Laub, Ex. 13.
[74] Tr. AGO Laub at 118:22-24.
[75] Tr. AGO Laub at 119:3-5.
[76] AGO Laub, Ex. 14.
[77] AGO Laub, Ex. 14.
[78] Ex. 3.

49. On October 15, 2014, Proctor sent an email to Laub and Tyler Holman regarding a meeting on Monday, October 20, 2014. Proctor indicated she would bring "**[a]**ll of the donor lists that we've collected so far" to the meeting.[79] The TMC donor list was one of those lists. Proctor testified that Greitens had talked to her multiple times about "the importance of the TMC donor list to support future political fundraising efforts."[80]

50. On December 1, 2014, Laub was hired by Greitens. Laub testified that, at this time, there was "definitely a future gubernatorial campaign" and Laub's role included "political planning," meaning "everything from…surveying the landscape, figuring out who Eric should meet with, figuring out how to achieve at this point … how to achieve success."[81] At the time, however, Laub was paid by Eric Greitens, LLC.[82] Also on December 1, 2014, Proctor emailed Laub a document from Greitens titled "Candidate's Intent."[83] It provided detailed campaign plans, including fundraising plans to achieve $8 million in commitments; messaging plans that sought answers to the questions "Why I'm Running" and "Why I'm a Republican."[84]

51. On December 5, 2014, Greitens convened a meeting to discuss the campaign.[85] Laub testified that he first learned of the TMC list at this meeting.[86] Several people attended this meeting, including Jennae Neustadt, Mark Bobak, Chris Bobak, and Fink.[87] The attendees reviewed the TMC donor list at this meeting.[88]

52. Hafner began working for pay in January 2015. Although Hafner's work was strictly political, his initial pay was from either The Greitens Group or Eric Greitens personally.[89]

53. Greitens for Missouri did not report Laub's or Hafner's pay as in-kind contributions from The Greitens Group to the campaign.

54. On January 6, 2015 at 1:57 p.m., the following invitation was sent to Hafner, Proctor, and Laub for a campaign "Finance Meeting" for 10 a.m. the next morning.[90]

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[79] AGO Proctor, Ex. 16.
[80] Tr. AGO Proctor at 116:1-17.
[81] Tr. AGO Laub at 25:13 to 26:20.
[82] Tr. AGO Laub at 181:7-10. Eric Greitens LLC is d/b/a The Greitens Group.
[83] AGO Laub, Ex. 26.
[84] AGO Laub, Ex. 26.
[85] Tr. AGO Laub at 186:16-19.
[86] Tr. AGO Laub at 186:19.
[87] Tr. AGO Laub at 171:3-25; 186:20-23.
[88] Tr. AGO Laub at 172:7 to 174:18.
[89] Tr. Hafner at 7:3-15; 89:21 to 90:2.
[90] Ex 3 at 1; Tr. Hafner at 9:6-14.

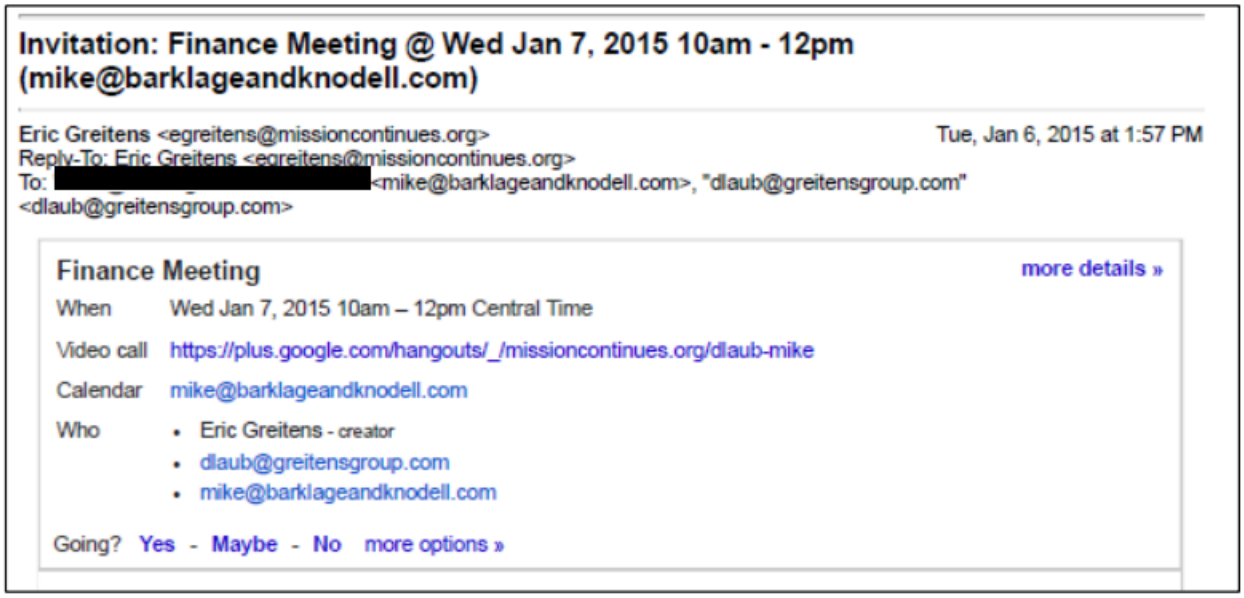

Invitation: Finance Meeting @ Wed Jan 7, 2015 10am - 12pm (mike@barklageandknodell.com)

Eric Greitens <egreitens@missioncontinues.org> Tue, Jan 6, 2015 at 1:57 PM
Reply-To: Eric Greitens <egreitens@missioncontinues.org>
To: [redacted]<mike@barklageandknodell.com>, "dlaub@greitensgroup.com" <dlaub@greitensgroup.com>

Finance Meeting more details »

When Wed Jan 7, 2015 10am – 12pm Central Time
Video call https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike
Calendar mike@barklageandknodell.com
Who
- Eric Greitens - creator
- dlaub@greitensgroup.com
- mike@barklageandknodell.com

Going? Yes - Maybe - No more options »

55. Four minutes later, Proctor sent an email to Laub and Hafner:[91]

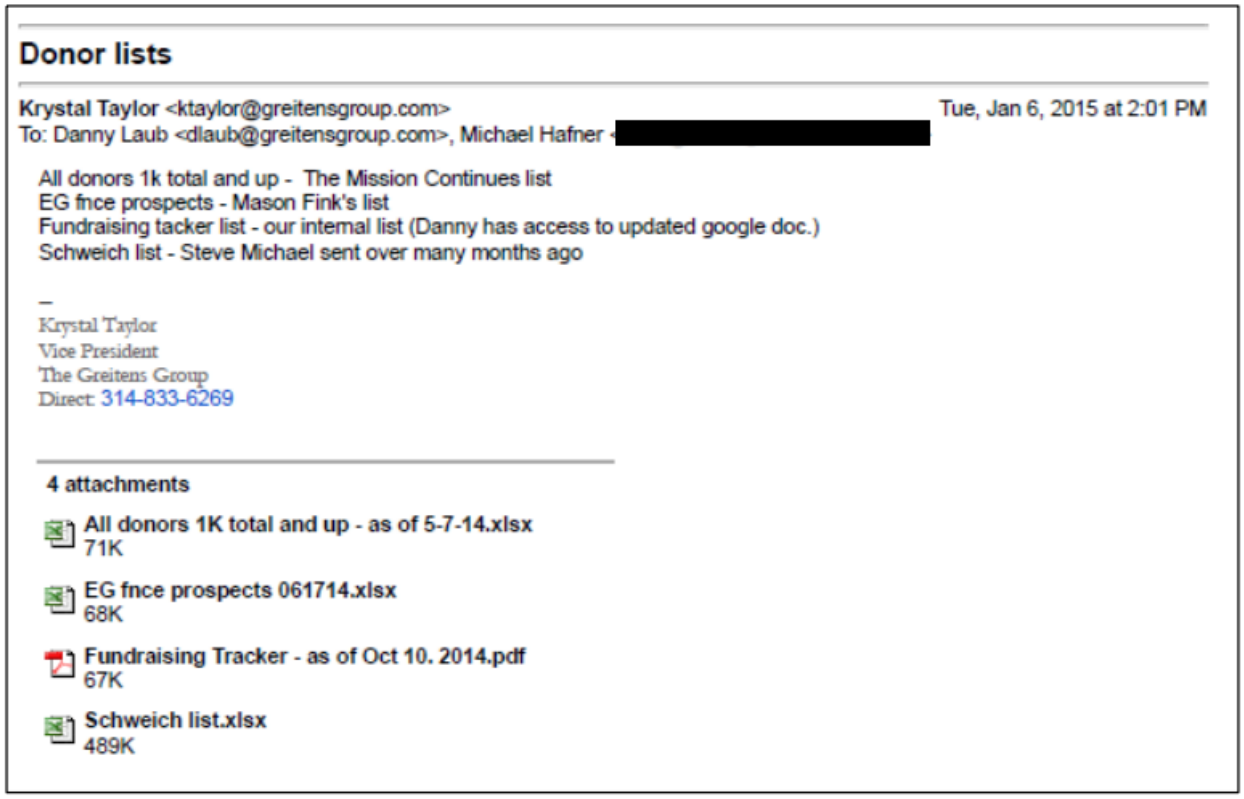

Donor lists

Krystal Taylor <ktaylor@greitensgroup.com> Tue, Jan 6, 2015 at 2:01 PM
To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner <[redacted]>

All donors 1k total and up - The Mission Continues list
EG fnce prospects - Mason Fink's list
Fundraising tacker list - our internal list (Danny has access to updated google doc.)
Schweich list - Steve Michael sent over many months ago

–
Krystal Taylor
Vice President
The Greitens Group
Direct: 314-833-6269

4 attachments

All donors 1K total and up - as of 5-7-14.xlsx
71K

EG fnce prospects 061714.xlsx
68K

Fundraising Tracker - as of Oct 10. 2014.pdf
67K

Schweich list.xlsx
489K

[91] The list labeled "EG fnce prospects 061714.xlsx" was provided by Mason Fink, an unpaid informal advisor, but, to the best of the Committee's knowledge, never reported as an in-kind contribution. The "Schweich list.xlsx" was provided by Steve Michael, an employee of Victory Enterprises, an eventual vendor for the campaign.

56. The attachment labeled "All donors 1K total and up – as of 5-7-14.xlsx" was TMC's donor list – as sent to Proctor and Greitens by TMC for the purpose of "transition calls" when Greitens left TMC in May 2014.[92]

57. Hafner and Proctor testified that Proctor sent the TMC list at Greitens' direction.[93]

58. Proctor testified "there was no confusion" when she shared the list with Hafner and Laub at Greitens' direction that they were going to use it to support "the political campaign" and, in particular, "political fundraising."[94] Laub also testified that the TMC list was used to create a campaign fundraising list[95] and that, at the direction of Greitens, Hafner used the TMC list to create a campaign fundraising list.[96]

59. Proctor testified she never received authorization to share the list from anyone other than Greitens, and that Greitens directed her to share the list after he left TMC.[97]

60. The TMC list contained the names, phone numbers, email addresses, donations, and other details of every individual, company, or non-profit that had donated $1,000 or more to TMC. The list contained the information for more than 500 individuals and hundreds of businesses and foundations that had given to TMC.[98]

61. Proctor testified that Greitens viewed the TMC list as his own list of friends, family, and supporters that he had built up with his own labor and endeavors from the beginning of the organization.[99]

62. Greitens, did, in fact, put substantial labor into cultivation of donors for the list. However, Greitens earned a salary as CEO of TMC for most of that time, and other people also put labor into cultivation of the list.[100]

63. TMC's President Spencer Kympton explained that the list contained more than just Greitens' friends, family, and supporters. When asked, "A previous witness testified that Mr. Greitens thought – essentially thought of this list as his own, that the list was comprised of his friends, his contacts that he had built up. … Do you believe that to be true?," Kympton responded:

> I would not characterize this list that way. This list is a list of 500 – more than 500 donors, supporters, partners of The Mission Continues who had given collectively or over time $1,000 or above to The Mission Continues. Within this list might be, you know, friends or family of Eric Greitens that have transitioned into being supporters of The Mission Continues, but as context, I have friends and family who are on this list; other staff members from The Mission Continues have family on this list. There are individuals on this list who came into The Mission Continues relationship via events that we ran, and they might have been invited by host committee members to those events. There are individuals on this list who came into a relationship with The Mission Continues by the company that was supporting The Mission Continues. So I think that there certainly are individuals on this list who might have been a friend or family member of The Mission Continues, but I would very much characterize this list as a list of supporters and partners of The Mission Continues that came from a variety of different pathways to that relationship.[101]

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[92] Ex. 32
[93] Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.
[94] Tr. AGO Proctor at 122:8-21.
[95] Tr. AGO Laub at 202:4-13.
[96] Tr. AGO Laub at 211:19 to 212:7.
[97] Tr. AGO Proctor at 133:3-16.
[98] Ex. 3 at 3-24.
[99] Tr. Proctor at 23:24 to 24:7
[100] See Reichardt testimony set forth above; Tr. Reichardt at 11:4 to 19:1
[101] Tr. Kympton at 34:10 to 35:24, further testifying that "Yes. Of course" he keeps a separate contact list for his friends and family than the TMC list.

64. Reichardt testified that she did not view the list as Greitens' personal list, [102] and that there were donors on the list for whom Greitens was not responsible.[103]

65. Hafner testified that the Greitens campaign used the TMC list for fundraising purposes, stating there were two fundraising meetings in January, and "at least in one of those meetings we went through the list." Greitens gave Hafner "notes on specific donors. And of course, donors were selected based on their ability to give which is denoted in the list of their lifetime giving history to The Mission Continues."[104]

66. Kympton and TMC expressly stated that it did not authorize this disclosure or use:

a. "The Mission Continues did not provide nor authorize any use of our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes;"[105]

b. "Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff."[106]

67. Hafner, an experienced campaign professional, testified that it was the first time he had ever used a charity's donor list in the course of a political campaign.[107]

68. Hafner testified that on January 19, 2015, Greitens instructed him to meet with Reichardt about the list because Greitens did not know a number of persons on it:

> So after going through The Mission Continues donor list, at some point during the process, Mr. Greitens didn't recall a number of names from the list and I was directed – he directed me to set up a meeting with Lindsey Reichardt who it was indicated that she was either a current employee or a former employee of The Mission Continues. And Eric indicated that she would have more extensive information on many of the donors from the list and that I needed to reach out to her to go over the list with her. I never met with Lindsey. I don't recall ever reaching out to her, but it's possible I could have. But to my knowledge, I don't think she ever came into the office, and I certainly never met with her personally to go over the list.[108]

69. Both Hafner and Reichardt testified that they never had a meeting.[109]

70. On January 28, 2015 Hafner emailed Proctor, Laub, and Chris Bobak seeking help obtaining information for an initial fundraising list. Hafner noted that he "need**[**ed**]** the contact information that Eric already has for these people (and I assume that is all in SalesForce?)." Proctor responded that Hafner should check TGG's account at salesforce.com, but pointed out, "Some of these will not be in salesforce. If not, I would suggest checking The Mission Continues list."[110] Proctor then attached the TMC list to her response.[111]

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[102] Tr. Reichardt at 23:11 to 24:6, rejecting Proctor's contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."
[103] Tr. Reichardt at 14:23, responding in the affirmative to question posed by Rep. Barnes.
[104] Tr. Hafner at 16:3 to 17:6.
[105] Tr. Kympton at 36:18 to 37:1.
[106] Tr. Kympton at 37:3-8.
[107] Tr. Hafner at 55:11-21.
[108] Tr. Hafner at 19:9 to 20:2.
[109] Tr. Hafner at 19:23; Tr. Reichardt at 28:25 to 29:1.
[110] Ex. 5.
[111] Tr. AGO Proctor at 107:3-13.

71. Hafner and Laub testified that Hafner used the TMC list to create donor call lists in 2015.[112] Hafner sent call lists to Greitens that were derived in part from the TMC list on at least February 5, 17, and March 20.[113] At the time Hafner sent the donor call lists, there was no campaign in existence to which donations could be made. However, Laub testified Greitens "was indeed making calls" during this time period, agreeing that Greitens was "getting commitments but not actually getting checks."[114]

72. On February 25, 2015, the campaign filed a Statement of Committee Organization creating the entity Greitens for Missouri.[115]

73. On April 22, 2015, after Hafner was no longer working for the Greitens campaign, Proctor emailed the TMC list to Meredith Gibbons, the new finance director for Greitens for Missouri.[116] As set forth below, Proctor's email notes the attachment "is The Mission Continues donor list through May 2014 when Eric stepped down as CEO. So anything in late 2014 won't be included here or anything from 2015."

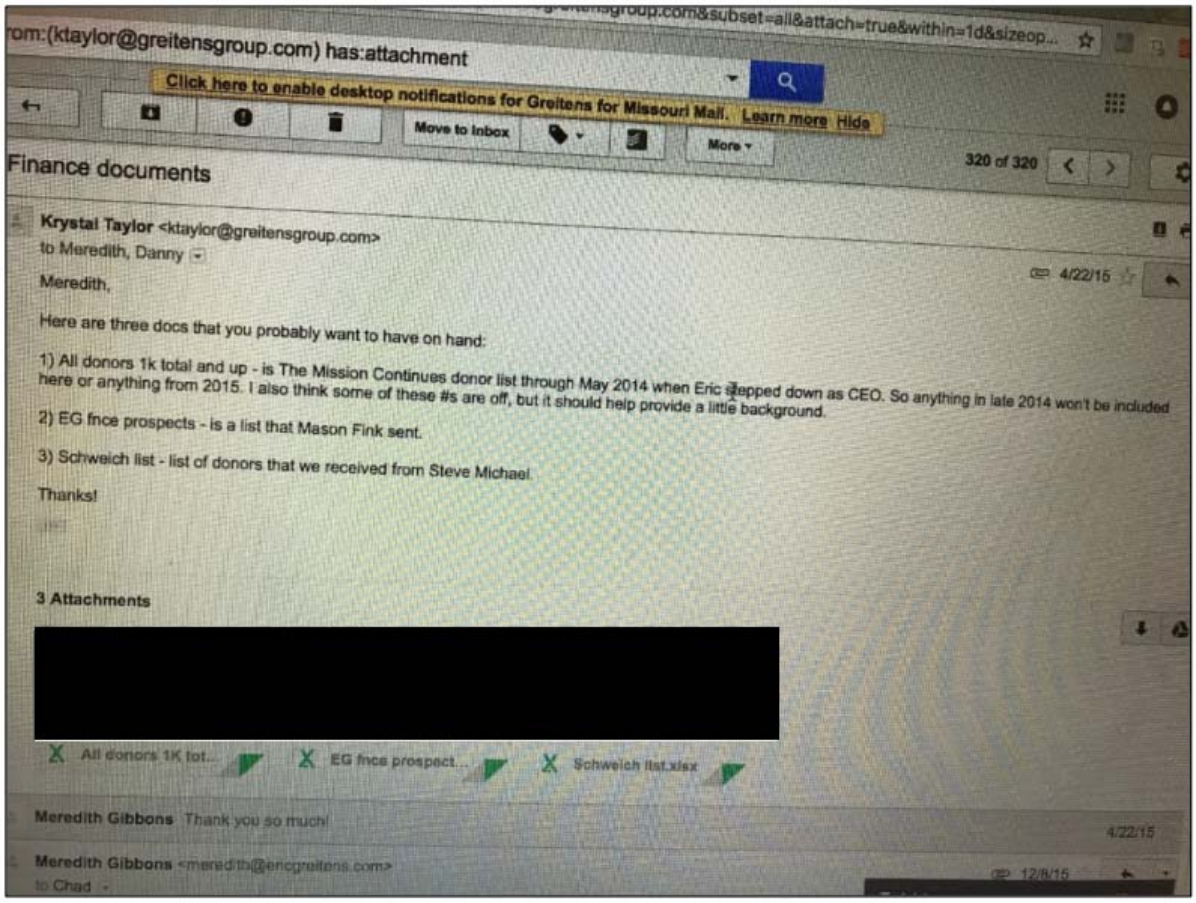

74. Proctor testified that she shared the list with Meredith Gibbons at Greitens' direction so that it "would be used for political fundraising."[117] She further testified that she was instructed by Greitens to use the lists for these purposes.[118]

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[112] Exs. 7, 8, 9.
[113] Exs. 7, 8, 9.
[114] Tr. AGO Laub at 250:12-25.
[115] This document is available on the website of the Missouri Ethics Commission.
[116] AGO Proctor, Ex. 19.
[117] Tr. AGO Proctor at 123:12-24.
[118] Tr. AGO Proctor at 123:18-24.

75. Reichardt testified that she met with Gibbons for lunch and Gibbons "provided **[**her**]** with a list of people that Eric was considering asking for money for the campaign."[119] Reichardt testified that she could not recall the size of the list Gibbons brought to the meeting, but that, for the persons listed "she asked if any of them would be good prospects."[120] While Reichardt could not recall the size of the list or whether it was the same as the list disclosed in the transition email, she did recall that Gibbons asked about a particular large donor to The Mission Continues.[121]

76. Proctor testified that she was aware of the meeting between Reichardt and Gibbons regarding the TMC list.[122] Proctor's "understanding was that Eric asked Lindsey to meet with Meredith" and that the meeting "occurred in probably mid to late 2015."[123]

77. In August 2015, Greitens stepped down from the board of TMC. Kympton explained,

> "**[**A**]**t that time, Eric notified both me and, as I recollect, our board chair that he was preparing to announce his candidacy for governor, and those conversations suggested that it was probably in the best interest of The Mission Continues, at that time to, and for Eric to step away from the board to avoid any types of conflict of interest that might arise as having a candidate for political office involved formally on our board." Kympton identified "the use of Mission Continues resources for political purposes" as an example of such a conflict but stated that the board was not aware of the use of the TMC list at that time.[124]

78. Kympton first became aware of Greitens' political use of TMC resources in August 2016, but did not yet have knowledge of the Greitens' campaign's use of the TMC donor list.[125] At that time, Kympton exchanged correspondence with Austin Chambers, campaign manager for the Greitens campaign for governor, regarding concerns about a "Greitens advertisement and fundraising campaign" that Kympton feared "jeopardize**[**d**]** **[**TMC's**]** status as a 501c3." In particular, among other things, Kympton was concerned with a link that "explicitly align**[**ed**]** **[**TMC's**]** trademarked name with a political campaign effort: https://donate.ericgreitens/com/mission-continues" and with a website video titled "Eric Greitens: The Mission Continues" which was on a fundraising page.[126] Chambers responded:

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[119] Tr. Reichardt at 30:18 to 31:1.
[120] Tr. Reichardt at 31:4-6.
[121] Tr. Reichardt at 49:23 to 51:3.
[122] Tr. AGO Proctor at 95:7-18.
[123] Tr. AGO Proctor at 96:1-19.
[124] Tr. Kympton at 38:16 to 39:3.
[125] Tr. Kympton at 39:19 to 40:5.
[126] Ex. 22

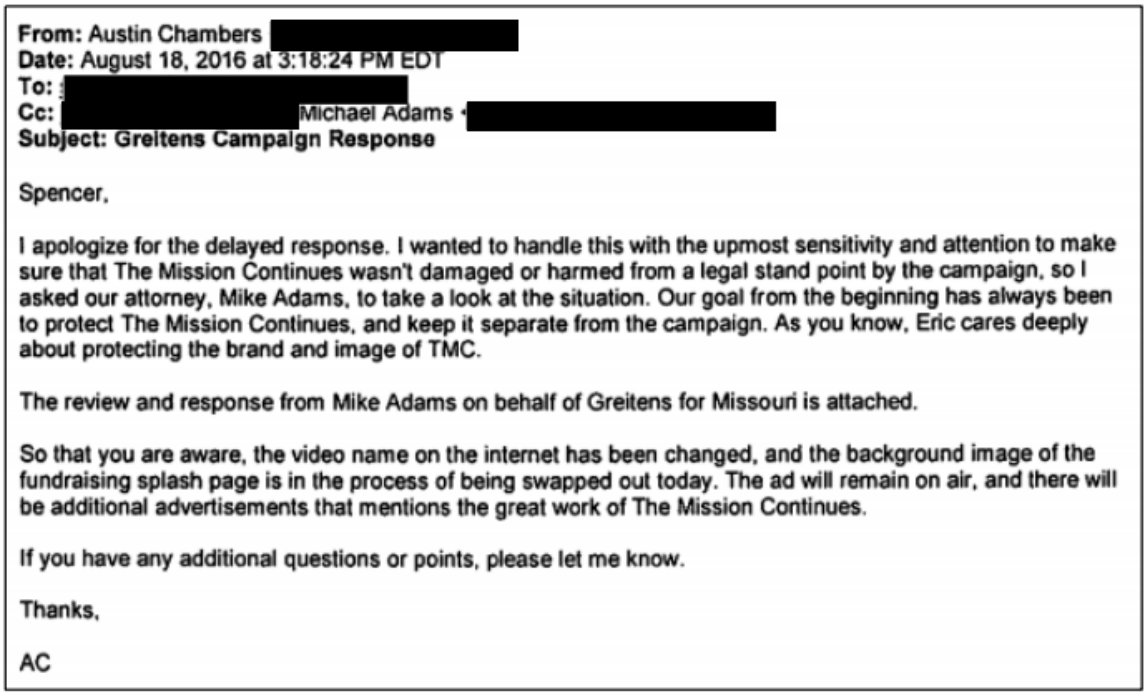

From: Austin Chambers [redacted]
Date: August 18, 2016 at 3:18:24 PM EDT
To: [redacted]
Cc: [redacted] Michael Adams [redacted]
Subject: Greitens Campaign Response

Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

The review and response from Mike Adams on behalf of Greitens for Missouri is attached.

So that you are aware, the video name on the internet has been changed, and the background image of the fundraising splash page is in the process of being swapped out today. The ad will remain on air, and there will be additional advertisements that mentions the great work of The Mission Continues.

If you have any additional questions or points, please let me know.

Thanks,

AC

79. Greitens' attorney Mike Adams responded, "Obviously, the Campaign wishes The Mission Continues nothing but the greatest success in its worthy cause and would do nothing to jeopardize its tax-exempt status." Adams then quotes and discusses IRS guidance that an organization would jeopardize its 501(c)(3) status by "**[**a**]**llowing a candidate to use an organization's assets … if other candidates are not given an equivalent opportunity." Adams and the Greitens campaign agreed to cease using a photo it took at TMC offices but failed to notify TMC that the campaign was using the TMC donor list for political fundraising.

80. News reports from the fall of 2016 indicate that cross-referencing the names on the TMC list with Greitens campaign donors reveals that the campaign raised nearly $2 million from persons or organizations on the TMC list.[127]

81. In approximately November 2016, an ethics complaint was filed against Greitens and Greitens for Missouri for failure to report the TMC list as an in-kind donation.

82. In a subsequent filing with the Missouri Ethics Commission, Greitens and his campaign admitted that the campaign used the TMC list for fundraising purposes.[128]

83. Documents and testimony from Hafner and Proctor establish that Greitens himself utilized prospective donor call lists that included information taken from the TMC list.[129]

84. In April 2017, Greitens signed a Joint Stipulation of Facts, Waiver of Hearing Before the Missouri Ethics Commission and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law in *Missouri Ethics Commission v. Greitens for Missouri and Eric Greitens* in MEC Case No. 16-0107-1.[130]

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[127] See http://www.ky3.com/content/news/greitens-campaign-donations-396579511.html. The committee notes that it may begin the process of cross-referencing donors to reach a precise amount, but, due to the time constraints, has not done so yet.
[128] Ex. 11 at ¶6.
[129] Tr. Hafner at 33:11 to 37:11; Exs. 7, 8, 9; Tr. Proctor at 35:3-5.
[130] Ex. 11.

85. Greitens admitted that the campaign used the list to contact donors.[131]

86. Greitens asserted that the TMC list was an in-kind contribution received from Danny Laub on March 1, 2015 and had a value of $600.[132]

87. On April 28, Greitens signed an amended campaign finance report for April 15, 2015, which also asserted that Laub donated the TMC list on March 1, 2015 with a value of $600.[133]

88. Greitens electronically signed below the statement, "I certify that this report, comprised of this cover page and all attached forms, is complete, true, and accurate."[134]

89. In fact, however, the list was not an in-kind contribution from Danny Laub:

a. Laub was never an employee of TMC, and thus, was not able to authorize disclosure or use of the list; and

b. The list was sent to Laub and Hafner by Proctor at Greitens' direction.[135]

90. Laub testified that Austin Chambers called him on April 24, 2017.[136] After exchanging pleasantries, Laub described their conversation:

> And then Austin says to me, "I don't know if you know this, but there's a bullshit ethics complaint filed against us by the Democrat party about this Mission Continues donor list." And he said, "I need someone who was on the campaign at the time, because I wasn't, to put their name down so we can get this bullshit complaint dismissed. We will pay" – assuming him and the campaign – "will pay the fine, but we need to put someone's name down who was on the campaign at the time, and I was not." And he said, "Can we put your name down?"[137]

91. Laub testified that he told Chambers the Greitens campaign could "put **[**his**]** name down," which he "assumed … meant that **[**he**]** was the manager of the campaign at the time or in charge of the campaign at the time."[138] Laub learned a week later that "putting his name down" as the donor of the TMC list "was not what I thought I told Austin on the phone he could use my name for."[139] Instead, Laub testified that he had been "affirmatively misled" by Chambers.[140]

92. Laub testified that if Chambers had not misled him that he "would never have agreed for it to be perceived or otherwise that I in-kinded a list that I did not in-kind."[141] Laub testified he would have never authorized Chambers to use his name as someone who donated the list "because that's untrue."[142] Further, Laub testified that the TMC list was not donated to the campaign on March 1, 2015.[143] Instead, he testified that nothing happened with the TMC list on that date.

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[131] Ex. 11 at ¶6.
[132] Ex. 11 at ¶10. See Ex. 34 for email negotiations on the value of the list between Greitens' counsel and the MEC.
[133] Ex. 10 at 2,9.
[134] Ex. 10 at 1.
[135] Tr. Hafner at 39:4-10.
[136] Tr. AGO Laub at 269:2-11.
[137] Tr. AGO Laub at 270:3-17.
[138] Tr. AGO Laub at 270:18 to 271:2.
[139] Tr. AGO Laub at 272:12-20.
[140] Tr. AGO Laub at 275:18-22.
[141] Tr. AGO Laub at 276:2-4.
[142] Tr. AGO Laub at 277:18-22.
[143] Tr. AGO Laub at 278:2-5.

93. Laub agreed that Greitens' amended campaign finance report regarding the TMC list as an in-kind contribution was "false in every particular."[144] Laub further testified that everything of substance in the settlement agreement between Greitens and the MEC was untrue.[145]

a. Laub did not contribute the list to the campaign. Instead, it was contributed by Greitens himself through his directions to Proctor.[146]

b. The list was not donated to the campaign on March 1. Instead, its first use that Laub could remember was in December 2014, and the email records show its disclosure and use on January 6 and January 7.[147]

94. Laub stated that the "whole document made **[**him**]** sick … because it was misrepresented **[**and**]** because **[**he**]** was in a round of news stories falsely portraying what happened."[148]

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2019**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Ross, Rowland (155), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (3): Hill, Rone and Smith (163)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 706**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (4): Beard, Engler, Phillips and Pierson Jr.

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2625**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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[144] Tr. AGO Laub at 278:22 to 279:1.
[145] Tr. AGO Laub at 281:7-12.
[146] Ex. 3; Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.
[147] Ex. 3.
[148] Tr. AGO Laub at 282:14-20.

Ayes (8): Anders, Bahr, Bangert, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (5): Barnes (60), Basye, Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 582**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bahr, Bangert, Basye, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (4): Barnes (60), Dogan, Matthiesen and Spencer

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Johnson, Kidd, Matthiesen, Revis and Sommer

Noes (2): Baringer and Quade

Absent (4): Frederick, Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Curtman, Frederick, Johnson, Revis and Sommer

Noes (1): Kidd

Present (1): Matthiesen

Absent (4): Peters, Pogue, Quade and Rhoads

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1969**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Corlew, DeGroot, Roberts, Toalson Reisch and White

Noes (1): Gregory

Present (1): Ellebracht

Absent (3): Beard, Marshall and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1970**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 786**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCS SRBs 975 & 1024**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (0)

Present (2): Barnes (28) and Washington

Absent (2): Brown (57) and Merideth (80)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Christofanelli, Hill, Moon, Stacy and Taylor

Noes (5): Bangert, Barnes (28), Messenger, Toalson Reisch and Washington

Absent (2): Brown (57) and Merideth (80)

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (2): Hurst and May

Absent (3): Corlew, Cornejo and Razer

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HB 1879: Representatives Fraker, Houx, Shaul (113), Nichols and Rowland (29)
HCS SS SB 608: Representatives Rhoads, Cornejo, Houx, Franks Jr. and Ellebracht
HCS SS SCS SB 826: Representatives Ross, Hill, Neely, Arthur and Stevens (46)
HCS SS SB 870: Representatives Alferman, Roden, Dogan, Barnes (28) and Lavender

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, May 3, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.
Executive session will be held: SS SB 982
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Thursday, May 3, 2018, 1:35 PM or upon adournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SS SCS SB 907
Executive session will be held: SS SCS SB 907
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

RULES - LEGISLATIVE OVERSIGHT
Thursday, May 3, 2018, 9:30 AM, House Hearing Room 7.
Executive session will be held: SS SCS SB 600, SS SCS SBs 627 & 925, HCS SS SCS SB 918, HCS SB 850, HCS SB 793, HCS SB 693
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Friday, May 4, 2018, 9:15 AM, House Hearing Room 5.
Executive session will be held: SJR 27, HCS HJR 100, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 918, HCS SS SCS SB 966, SB 981
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS
Thursday, May 3, 2018, 8:00 AM, House Hearing Room 7.
Executive session will be held: SS#2 SB 674
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-SIXTH DAY, THURSDAY, MAY 3, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson

HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 37

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898, (Fiscal Review 5/1/18) - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881, (Fiscal Review 5/1/18) - Davis
HCS SB 687 - Swan

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SB 757 - Tate
SB 768 - Berry
SCS SB 629 - Miller
SS SB 705 - Bondon
HCS SB 727 - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1744, as amended, (Fiscal Review 5/2/18), E.C. - Hansen
SS SCS HCS HB 2034, as amended, (Fiscal Review 5/2/18) - Curtman
SS#2 SCS HB 1880, as amended, (Fiscal Review 5/2/18) - Trent

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
SS HB 1858 - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SIXTH DAY, THURSDAY, MAY 3, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Lord is good, a great help in the day of trouble; And He knows those who trust in Him. (Nahum 1:7)

O Gracious God, on this National Day of Prayer, give us strength to do our work constructively this day and all days. Let us not turn from its difficulties, nor avoid its challenges, nor try to escape its duties or obligations.

Help us to keep our minds clear, our hearts clean, and live so faithfully that no failure can dishearten us, no frustration can discourage us, and no political fear can take away from us the joy of honor and integrity.

By Your grace, alive within us, may we remove all bitterness, reduce all misunderstanding, and learn to live together, making every effort to keep the unity of the spirit through the bond of peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Elizabeth Lee Noel.

The Journal of the sixty-fifth day was approved as printed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Frederick	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Knight	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCreery	McGaugh	McGee	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151

Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 047

Adams	Anders	Barnes 60	Brattin	Carpenter
Chipman	Cornejo	Curtis	Davis	Ellebracht
Ellington	Fitzpatrick	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Kelly 141
Kidd	Kolkmeyer	Matthiesen	May	McCann Beatty
McDaniel	Meredith 71	Mitten	Mosley	Newman
Peters	Pierson Jr	Pietzman	Plocher	Pogue
Remole	Roberts	Roden	Roeber	Rowland 155
Smith 85	Spencer	Stevens 46	Vescovo	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 7584.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCR 37, relating to the Bangert Island Riverfront Transformational Project.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1744, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Wessels

Absent (3): Alferman, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Rowland (29) and Unsicker

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 1879, as amended**.

Senators: Cunningham, Wieland, Crawford, Sifton, Walsh

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 870, as amended**.

Senators: Hegeman, Sater, Riddle, Curls, Hummel

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 707, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 644, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **SCS SB 644** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 644, Page 1, Section A, Line 3, by inserting after all of said line the following:

"447.541. 1. Within two hundred forty days from the due date of the report required by section 447.539, the treasurer shall cause notice to be published at least once each week for two successive weeks in a newspaper of general circulation as defined in section 493.050 in the county in this state in which is located the last known address of any person to be named in the notice. If no address is listed or if the address is outside this state and the property may be subject to sale or liquidation, the notice shall be published in the county in which the holder of the abandoned property has his principal place of business within this state.

2. The published notice shall **[**~~be entitled "Notice of Names of Persons Appearing to be Owners of Abandoned Property", and shall~~**]** contain**[**~~:~~

~~(1) The names in alphabetical order and last known addresses, if any, of persons listed in the report and entitled to notice within the county as specified in subsection 1 of this section;~~

~~(2)~~**]** a statement that information **is available on the state treasurer website and a phone number for the state treasurer [**~~concerning the amount or description of the property and the name and address of the holder may be obtained by any persons possessing an interest in the property by addressing an inquiry to the treasurer;~~

~~(3) A statement that if proof of claim is not presented by the owner to the holder and if the owner's right to receive the property is not established to the treasurer's satisfaction within one year from the date of the delivery of the property to the treasurer, the abandoned property will be sold as provided in section 447.558. The treasurer is not required to publish in the notice any items of less than fifty dollars unless, in the aggregate, the items total fifty or more dollars for any one individual. The treasurer shall use reasonable diligence to determine if small items in fact belong to the same individual~~**]**.

3. Within one hundred twenty days from the receipt of the report required by section 447.539, the treasurer shall mail a notice to each person having an address listed therein who appears to be entitled to property of the value of fifty dollars or more presumed abandoned under sections 447.500 to 447.595.

4. The mailed notice shall contain:

(1) A statement that, according to a report filed with the treasurer, property is being held by the treasurer to which the addressee appears entitled; and

(2) A statement that, if satisfactory proof of claim is not presented by the owner to the treasurer by the date specified in the published notice, the property will be sold as provided in section 447.558.

5. Subsections 1 and 4 of this section are not applicable to sums payable on traveler's checks or money orders.

6. In addition to the above forms of notice to owners of abandoned property, the treasurer shall work with other state agencies to provide notice to holders of their rights and responsibilities pursuant to sections 447.500 to 447.595 by including information regarding Missouri's unclaimed property laws.

7. The provisions of subsections 1 and 2 of this section shall automatically terminate on December thirty-first fifteen years after the effective date of this act unless reauthorized by an act of the general assembly."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Pfautsch, **SCS SB 644** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns

Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Reiboldt	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 004

Ellington	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Beck	Brattin	Cookson
Curtis	Curtman	Franks Jr	McDaniel	Merideth 80
Mitten	Newman	Peters	Pogue	Quade
Rehder	Reisch	Roden	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SB 707, as amended, relating to vehicle sales, was taken up by Representative Engler.

Representative Engler moved that the House refuse to recede from its position on **HCS SS SCS SB 707, as amended**, and grant the Senate a conference.

Which motion was adopted.

MOTION

Representative Vescovo moved that Rule 44 be suspended for the purpose of perfecting **HCS HB 2019**.

Which motion was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 003

Curtis	Ellington	Lavender

PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Barnes 60	Barnes 28	Beck	Brattin
Cookson	Curtman	DeGroot	Evans	Franks Jr
Houx	Marshall	Merideth 80	Mitten	Newman
Peters	Pogue	Quade	Smith 85	Stevens 46
Mr. Speaker				

VACANCIES: 002

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2019, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2019** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2019, Page 1, Section 19.005, Line 5, by inserting immediately after said section the following new section:

"Section 19.010. To the Department of Agriculture
For design and construction of a new restroom and campground expansion at the State Fairgrounds
From State Fair Fee Fund (0410).....$180,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2019, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2019, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 705, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **SS SB 705** was agreed to.

Representative Eggleston assumed the Chair.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 705, Page 2, Section 386.266, Line 44, by deleting the word "**usage.**" and inserting in lieu thereof the following:

"**usage, but not due to any revenue variation resulting from any imprudence on behalf of the water corporation when calculating a previous rate adjustment under this subsection.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Bondon, **SS SB 705** was truly agreed to and finally passed by the following vote:

AYES: 108

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Miller	Morris 140	Morse 151
Mosley	Neely	Pfautsch	Phillips	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 030

Adams	Barnes 28	Brown 27	Burnett	Butler
Carpenter	Ellebracht	Ellington	Gray	Green
Hurst	Kendrick	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Nichols	Pierson Jr	Quade
Razer	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Barnes 60	Brattin	Cookson	Cross
Curtis	Franks Jr	Hansen	Lichtenegger	McCann Beatty
McDaniel	Muntzel	Newman	Peters	Pietzman
Plocher	Pogue	Ruth	Schroer	Smith 85
Vescovo	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Eggleston declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

HCS SB 727, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 727**, relating to utilities, was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 727, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries **[**~~may~~**] shall not** exceed **one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair took the point of order under advisement.

HCS SB 727, with House Amendment No. 1, pending, was laid over.

On motion of Representative Austin, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 027

Anders	Basye	Brown 27	Brown 57	Butler
Chipman	Christofanelli	DeGroot	Fraker	Hannegan
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Kidd	Korman	Lauer	McDaniel	Muntzel
Phillips	Pietzman	Redmon	Reiboldt	Reisch
Taylor	Walsh			

NOES: 002

Beck	Curtis

PRESENT: 067

Andrews	Austin	Bahr	Baringer	Barnes 28
Beard	Brattin	Burnett	Carpenter	Cornejo
Cross	Davis	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Franklin	Frederick	Gray
Grier	Haahr	Haefner	Helms	Higdon
Hill	Houx	Knight	Kolkmeyer	Lant
Lichtenegger	Matthiesen	McCann Beatty	McCreery	McGaugh
Meredith 71	Miller	Morgan	Neely	Nichols
Pfautsch	Pierson Jr	Pike	Quade	Razer
Rhoads	Roberts	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
White	Wiemann			

ABSENT WITH LEAVE: 065

Adams	Alferman	Anderson	Arthur	Bangert
Barnes 60	Bernskoetter	Berry	Black	Bondon
Burns	Conway 10	Conway 104	Cookson	Corlew
Curtman	Dinkins	Dogan	Dohrman	Ellington
Fitzwater	Francis	Franks Jr	Gannon	Green
Gregory	Hansen	Harris	Houghton	Johnson
Kendrick	Lavender	Love	Lynch	Marshall
Mathews	May	McGee	Merideth 80	Messenger
Mitten	Moon	Morris 140	Morse 151	Mosley
Newman	Peters	Plocher	Pogue	Rehder
Remole	Revis	Roden	Roeber	Rone
Rowland 29	Shull 16	Smith 85	Spencer	Stevens 46
Washington	Wessels	Wilson	Wood	Mr. Speaker

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 1880, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Conway (104), Haefner, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 2034, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Conway (104), Haefner and Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2015**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 775, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SB 775, as amended, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to recede from its position on **HCS SS SCS SB 775, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 1880, as amended, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, **SS#2 SCS HB 1880, as amended**, was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Bondon
Brattin	Brown 27	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood			

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Austin	Barnes 60	Black	Burns
Butler	Carpenter	Cookson	Curtis	DeGroot
Franks Jr	Johnson	Korman	McCann Beatty	McGee
Merideth 80	Mitten	Newman	Peters	Pogue
Quade	Schroer	Smith 85	Washington	Wessels
Mr. Speaker				

VACANCIES: 002

On motion of Representative Trent, **SS#2 SCS HB 1880, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Messenger	Miller	Morgan

Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 004

Hurst	Korman	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 019

Arthur	Barnes 60	Burns	Butler	Cookson
Curtis	Franks Jr	Hannegan	Houx	Johnson
Merideth 80	Mitten	Newman	Peters	Pogue
Quade	Smith 85	Wessels	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS HB 1744, as amended, relating to higher education, was taken up by Representative Hansen.

On motion of Representative Hansen, **SS HB 1744, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brattin	Brown 27	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch

Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Barnes 60	Bondon	Burns	Butler
Conway 10	Conway 104	Cookson	Franks Jr	Hannegan
Johnson	McCann Beatty	Messenger	Mitten	Neely
Newman	Peters	Pogue	Smith 85	Smith 163
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Hansen, **SS HB 1744, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brattin	Brown 27	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate

Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	Wilson
Wood				

NOES: 005

Curtis	Ellington	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Bondon	Burns	Butler
Conway 10	Cookson	DeGroot	Engler	Franks Jr
Johnson	Mitten	Newman	Peters	Pogue
Smith 85	Smith 163	Wessels	White	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Brattin
Brown 27	Brown 57	Burnett	Carpenter	Chipman
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wood	Mr. Speaker		

NOES: 010

Bahr	Christofanelli	Eggleston	Ellington	Hurst
Marshall	Merideth 80	Moon	Quade	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 60	Bernskoetter	Bondon	Burns
Butler	Cookson	Franks Jr	Johnson	Mitten
Newman	Peters	Pogue	Schroer	Smith 85
Smith 163	Stephens 128	Wessels		

VACANCIES: 002

SS SCS HCS HB 2034, as amended, relating to industrial hemp, was taken up by Representative Curtman.

Representative Fitzwater assumed the Chair.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Curtman, **SS SCS HCS HB 2034, as amended**, was adopted by the following vote:

AYES: 131

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 006

Andrews	Berry	Eggleston	Hurst	Remole
Walsh				

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Bernskoetter	Burns	Butler	Cookson
Cross	Ellebracht	Fraker	Franks Jr	Higdon
Johnson	Knight	Korman	May	McDaniel
McGee	Mitten	Newman	Peters	Plocher
Pogue	Shumake	Smith 85	Wessels	

VACANCIES: 002

On motion of Representative Curtman, **SS SCS HCS HB 2034, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Andrews	Berry	Eggleston	Hurst	Remole
Walsh				

PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Barnes 60	Bernskoetter	Burns	Butler
Conway 104	Cookson	Cross	Ellebracht	Franks Jr
Higdon	Johnson	Knight	Korman	May

McDaniel	Mitten	Newman	Peters	Pogue
Smith 85	Wessels			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 768, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, the title of **SB 768**, relating to taxation of telecommunication companies, was agreed to.

Representative Berry offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 768, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "sections relating to taxation of telecommunications companies."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1** was adopted.

Representative Miller offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 768, Page 2, Section 138.445, Line 26, by inserting immediately after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, motor vehicle and public highway shall have the meaning as ascribed in section 390.020;

(5) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. **For the purposes of this subdivision, subdivision (6) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications service. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications service", as enacted in this subdivision and subdivision (6) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (6) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue,* 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue,* 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue,* 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue,* 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue,* 182 S.W.3d 226 (Mo. banc 2005).** Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(6) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(7) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(8) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(9) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(10) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(11) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(12) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(13) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (5) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(14) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(17) Tangible personal property purchased by a rural water district;

(18) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(19) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(20) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(21) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which

have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (20) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(22) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(23) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(24) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any

portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(25) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(26) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(27) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(28) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(29) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(30) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(31) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(32) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (5) of this subsection;

(33) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(34) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(35) All sales of grain bins for storage of grain for resale;

(36) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(37) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(40) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(41) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(42) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(43) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(44) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.054. 1. As used in this section, the following terms mean:

(1) "Processing", any mode of treatment, act, or series of acts performed upon materials to transform or reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(2) "Recovered materials", those materials which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not they require subsequent separation and processing.

2. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, electrical energy and gas, whether natural, artificial, or propane, water, coal, and energy sources, chemicals, machinery, equipment, and materials used or consumed in the manufacturing, processing, compounding, mining, or producing of any product, or used or consumed in the processing of recovered materials, or used in research and development related to manufacturing, processing, compounding, mining, or producing any product. The exemptions granted in this subsection shall not apply to local sales taxes as defined in section 32.085 and the provisions of this subsection shall be in addition to any state and local sales tax exemption provided in section 144.030. **For the purposes of this section, the term "product" shall include telecommunications services and the term "manufacturing" or "producing" shall include the production, or the production and transmission, of telecommunications services.**

3. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all utilities, machinery, and equipment used or consumed directly in television or radio broadcasting and all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a contractor for use in fulfillment of any obligation under a defense contract with the United States government, and all sales and leases of tangible personal property by any county, city, incorporated town, or village, provided such sale or lease is authorized under chapter 100, and such transaction is certified for sales tax exemption by the department of economic development, and tangible personal property used for railroad infrastructure brought into this state for processing, fabrication, or other modification for use outside the state in the regular course of business.

4. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a private partner for use in completing a project under sections 227.600 to 227.669.

5. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all materials, manufactured goods, machinery and parts, electrical energy and gas, whether natural, artificial or propane, water, coal and other energy sources, chemicals, soaps, detergents, cleaning and sanitizing agents, and other ingredients and materials inserted by commercial or industrial laundries to treat, clean, and sanitize textiles in facilities which process at least five hundred pounds of textiles per hour and at least sixty thousand pounds per week."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Berry offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 768, Page 2, Line 25, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 28, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 37, by inserting after the phrase "**(Mo. banc 2005).**" the following:

"**The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed.**"; and

Further amend said amendment and page, Line 44, by deleting the word "consumption" and inserting in lieu thereof the following:

"consumption**. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed**"; and

Further amend said amendment, Page 9, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"(2) **"Producing" includes, but is not limited to, the production of, including the production and transmission of, telecommunication services;**

(3) "Product" includes, but is not limited to, telecommunications services;

(4) "Recovered materials", those materials which have been diverted or removed from the"; and

Further amend said amendment and page, Lines 22-24, by deleting all of said lines and inserting in lieu thereof the following:

"144.030. **The construction and application of this subsection as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed.**"; and

Further amend said amendment, Page 10, Line 9, by inserting immediately after all of said section and line the following:

"Further amend said bill, Page 5, Section 153.030, Line 119, by inserting immediately after all of said section and line the following:

"**[**~~144.026. The director of revenue shall not send notice to any taxpayer under subsection 2 of section 144.021 regarding the decision in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) prior to August 28, 2018.~~**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Miller, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Berry, **SB 768, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
McCreery	McGaugh	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 006

Hurst	Marshall	Merideth 80	Mitten	Moon
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Baringer	Barnes 60	Bernskoetter	Brattin
Burns	Butler	Chipman	Cookson	Cross
DeGroot	Ellebracht	Franks Jr	Johnson	Korman
Matthiesen	May	McCann Beatty	McDaniel	McGee
Newman	Peters	Pogue	Roeber	Smith 85
Wessels	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SCS SB 718, relating to maintenance medication, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS SCS SB 718**, relating to health care, was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, In the Title, Line 3, by deleting the words "maintenance medication" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section 338.202, Line 16, by inserting after all of said line the following:

"**376.1223. 1. No third-party payer for health care services including, but not limited to, health carriers, as such terms are defined in section 376.1350, shall limit coverage or deny reimbursement for treatment of symptoms and behaviors for individuals with physical or developmental disabilities, as defined in section 630.005, if, as determined by a licensed physician or psychologist, the symptoms or behaviors caused by the identified disability:**

(1) Require the individual to receive care or assistance at any level or age from another person; and

(2) Directly interfere with or prevent independent participation in the everyday purposeful and functional activities typically practiced by a person of the same chronological age as the disabled individual.

2. Such coverage shall include, but not be limited to, therapeutic care, habilitative or rehabilitative care, or services by a licensed psychologist or applied behavior analyst, as such terms are defined in section 376.1224.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) **"Developmental disability", severe, chronic disabilities that meet all of the following conditions:**

(a) Attributable to cerebral palsy or epilepsy, or any other condition other than mental illness that results in impairment of general intellectual functioning or adaptive behavior and requires treatment or services;

(b) Manifests before the individual reaches age twenty-two;

(c) Likely to continue indefinitely; and

(d) Results in substantial functional limitations in three or more of the following areas of major life activities: self care, understanding and use of language, learning, mobility, self direction, capacity for independent living, plus a need for the level of care provided in an independent care facility;

(5) "Diagnosis of a developmental disability", medically necessary assessments, evaluations, or tests in order to diagnose a developmental disability;

(6) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(7) "Diagnosis of physical disability", medically necessary assessments, evaluations, or tests in order to diagnose a physical disability;

[~~(5)~~**] (8)** "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

[~~(6)~~**] (9)** "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

[~~(7)~~**] (10)** "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

[~~(8)~~**] (11)** "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

[~~(9)~~**] (12)** "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

[~~(10)~~**] (13)** "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

[~~(11)~~**] (14)** "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

[~~(12)~~**] (15)** "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

[~~(13)~~**] (16)** "Treatment **[**~~for autism spectrum disorders~~**]**", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder**, developmental disabilities, or physical disabilities** by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders**, developmental disabilities, or physical disabilities** to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder**, developmental disabilities, or physical disabilities**.

4. (1) Coverage provided under this section is limited to medically necessary treatment **[**~~that~~**] as determined by the health benefit plan, and** is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license**[**~~, in accordance with~~**]. For applied behavioral analysis, such provider may submit** a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder**, developmental disabilities, or physical disabilities**, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual **[**~~being treated for an autism spectrum disorder~~**]** and shall not apply to all individuals being treated for **[**~~autism spectrum disorders~~**] that disorder** by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. Coverage provided under this section for therapeutic care shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of therapeutic care beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's developmental disabilities or physical disabilities, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavioral analysis or therapeutic care, shall not be subject to the age and dollar limitations described in this subsection.

[~~6.~~**] 7.** The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section **or therapeutic care as described in subsection 6 of this section** shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of

insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

[~~7.~~**] 8.** Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider **or therapeutic care provider**, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 **or therapeutic care as set forth in subsection 6** of this section shall apply to this subsection.

[~~8.~~**] 9.** This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

[~~9.~~**] 10.** To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

[~~10.~~**] 11.** Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

[~~11.~~**] 12.** The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

[~~12.~~**] 13.** The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

[~~13.~~**] 14.** The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

[~~14.~~**] 15.** The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy of six months or less duration, or any other supplemental policy.

[~~15.~~**] 16.** Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis **or therapy** delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

[~~16.~~**] 17.** The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

[~~17.~~**] 18.** The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

[~~18.~~**] 19.** The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

[~~19.~~**] 20.** (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Basye, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[~~4.~~] 5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[~~5.~~] 6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[~~6.~~] 7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Franklin offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Line 38, by deleting said line and inserting in lieu of the following:

"that he or she is the guardian ad litem of the minor child of the deceased.

191.1150. 1. This section shall be known as the "Caregiver, Advise, Record, and Enable (CARE) Act".

2. As used in this section, the following terms shall mean:

(1) "Admission", a patient's admission into a hospital as an in-patient;

(2) "After-care", assistance that is provided by a caregiver to a patient after the patient's discharge from a hospital that is related to the condition of the patient at the time of discharge, including assisting with activities of daily living, as defined in section 198.006; instrumental activities of daily living, as defined in section 198.006; or carrying out medical or nursing tasks as permitted by law;

(3) "Ambulatory surgical center", as defined in section 197.200;

(4) "Caregiver", an individual who is eighteen years of age or older, is duly designated as a caregiver by a patient under this section, and who provides after-care assistance to such patient in the patient's residence;

(5) "Discharge", a patient's release from a hospital or an ambulatory surgical center to the patient's residence following an admission;

(6) "Hospital", as defined in section 197.020;

(7) "Residence", a dwelling that the patient considers to be his or her home. "Residence" shall not include:

(a) A facility, as defined in section 198.006;

(b) A hospital, as defined in section 197.020;

(c) A prison, jail, or other detention or correctional facility operated by the state or a political subdivision;

(d) A residential facility, as defined in section 630.005;

(e) A group home or developmental disability facility, as defined in section 633.005; or

(f) Any other place of habitation provided by a public or private entity which bears legal or contractual responsibility for the care, control, or custody of the patient and which is compensated for doing so.

3. A hospital or ambulatory surgical center shall provide each patient or, if applicable, the patient's legal guardian with an opportunity to designate a caregiver following the patient's admission into a hospital or entry into an ambulatory surgical center and prior to the patient's discharge. Such designation shall include a written consent of the patient or the patient's legal guardian to release otherwise confidential medical information to the designated caregiver if such medical record would be needed to enable the completion of after-care tasks. The written consent shall be in compliance with federal and state laws concerning the release of personal health information. Prior to discharge, a patient may elect to change his or her caregiver in the event that the original designated caregiver becomes unavailable, unwilling, or unable to care for the patient. Designation of a caregiver by a patient or a patient's legal guardian does not obligate any person to arrange or perform any after-care tasks for the patient.

4. The hospital or ambulatory surgical center shall document the patient's or the patient's legal guardian's designation of caregiver, the relationship of the caregiver to the patient, and the caregiver's available contact information.

5. If the patient or the patient's legal guardian declines to designate a caregiver, the hospital or ambulatory surgical center shall document such information.

6. The hospital or ambulatory surgical center shall notify a patient's caregiver of the patient's discharge or transfer to another facility as soon as practicable, which may be after the patient's physician issues a discharge order. In the event that the hospital or ambulatory surgical center is unable to contact the designated caregiver, the lack of contact shall not interfere with, delay, or otherwise affect the medical care provided to the patient or an appropriate discharge of the patient. The hospital or ambulatory surgical center shall document the attempt to contact the caregiver.

7. Prior to being discharged, if the hospital or ambulatory surgical center is able to contact the caregiver and the caregiver is willing to assist, the hospital or ambulatory surgical center shall provide the caregiver with the patient's discharge plan, if such plan exists, or instructions for the after-care needs of the patient and give the caregiver the opportunity to ask questions about the after-care needs of the patient.

8. A hospital or ambulatory surgical center is not required nor obligated to determine the ability of a caregiver to understand or perform any of the after-care tasks outlined in this section.

9. Nothing in this section shall authorize or require compensation of a caregiver by a state agency or a health carrier, as defined in section 376.1350.

10. Nothing in this section shall require a hospital or ambulatory surgical center to take actions that are inconsistent with or duplicative of the standards of the federal Medicare program under Title XVIII of the

Social Security Act and its conditions of participation in the Code of Federal Regulations or the standards of a national accrediting organization with deeming authority under Section 1865(a)(1) of the Social Security Act.

11. Nothing in this section shall create a private right of action against a hospital, ambulatory surgical center, a hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship.

12. A hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall not be liable in any way for an act or omission of the caregiver.

13. No act or omission under this section by a hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall give rise to a citation, sanction, or any other adverse action by any licensing authority to whom such individual or entity is subject.

14. Nothing in this section shall be construed to interfere with the rights of an attorney-in-fact under a durable power of health care under sections 404.800 to 404.872.

15. The department of health and senior services shall provide ambulatory surgical centers and hospitals a standard form that may be used to satisfy the requirements of this section. Nothing in this section shall prohibit a hospital or ambulatory surgical center from continuing the use of a current patient communication or disclosure form to satisfy the requirements of this section, provided that the facility's current form is compliant with Centers for Medicare and Medicaid Services (CMS) standards and regulations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Cornejo, **House Amendment No. 3, as amended**, was adopted.

Representative Pike offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 4** was adopted.

Representative Frederick offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".**

191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost; and

(3) Notary fee, not to exceed two dollars, if requested.

3. **For the purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" includes a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[~~4.~~**] 5.** The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[~~5.~~**] 6.** Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[~~6.~~**] 7.** A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances.

217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**~~Step 1 and~~**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**~~steps~~**] step** of any other board-approved medical licensing examination within the **[**~~two-year~~**] three-year** period immediately preceding application for licensure as an assistant physician, **[**~~but in no event more than~~**] or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding **[**~~two-year~~**] three-year** period unless when such **[**~~two-year~~**] three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms “doctor”, “Dr.”, or “doc”. No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**~~To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.~~**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**~~P.L.~~**] Pub. L.** 95-210 **[**~~,~~**] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to

collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to

prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a

collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing

patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**~~where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services~~**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for

consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**~~three~~**] six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**~~or~~**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those

applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist

whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill and page, Section 338.202, Line 16, by inserting after all of said section and line the following:

"374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

[~~(4)~~**] (5)** The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

[~~(5)~~**] (6)** The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders **[**~~except for chemical dependency~~**]**;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to

knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

(1) Engage in community education;

(2) Engage in professional education outreach programs with local treatment providers;

(3) Serve as a liaison to courts;

(4) Serve as a liaison to addiction support organizations;

(5) Provide educational outreach to schools;

(6) Treat physical ailments of patients in an addiction treatment program or considering entering such a program;

(7) Refer patients to treatment centers;

(8) Assist patients with court and social service obligations;

(9) Perform other functions as authorized by the department; and

(10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as

such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[~~(18)~~**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[~~(19)~~**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(20)~~**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[~~(21)~~**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(22)~~**] (25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[~~(23)~~**] (26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

Section B. Because immediate action is necessary to save the lives of Missouri citizens who are suffering from the opioid crisis, the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act shall be in full force and effect upon their passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 5** was adopted.

Representative Neely offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"**630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:**

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

(a) Opioid maintenance;

(b) Opioid detoxification;

(c) Overdose reversal; and

(d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 6** was adopted.

Representative Ruth offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.**

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 7** was adopted.

Representative Lauer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"210.070. **[**~~Every~~**] 1. A** physician, midwife**,** or nurse who shall be in attendance upon a newborn infant or its mother**[**~~,~~**]** shall drop into the eyes of such infant **[**~~immediately after delivery,~~**]** a prophylactic **[**~~solution~~**] medication** approved by the state department of health and senior services**[**~~, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her~~**]**.

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 8** was adopted.

Representative Unsicker offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**192.990. 1. There is hereby established within the office of women's health of the department of health and senior services the "Maternal Mortality Review Board" to conduct ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity in the state to identify factors associated with the deaths and incidents and make recommendations for system changes to improve health care services for women in this state.**

2. For purposes of this section, the following terms mean:

(1) "Pregnancy-associated death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the cause of such death;

(2) "Pregnancy-related death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the duration of the pregnancy, from any cause related to, or aggravated by, the pregnancy or its management, excluding any accidental or incidental cause;

(3) "Severe maternal morbidity", the physical and psychological conditions that result from, or are aggravated by, pregnancy and have an adverse effect on the health of a woman.

3. The board shall elect from among its membership a chair and shall meet at least twice each year. The board shall meet at the call of the chair at such times as he or she deems advisable, and shall meet when requested to do so by three or more members of the board. Members of the board shall be appointed by the director of the office of women's health in consultation with the board of the office of women's health. Of the initial members, four shall have a two-year term, four shall have a three-year term, and five shall have a four-year term. Any other members shall have a four-year term. Thereafter, each member shall serve a four-year term and until his or her successor is appointed and confirmed. Vacancies on the board may be filled by the director of the office of women's health for the time remaining in the unexpired term. If there is no director of the office of women's health, his or her duties shall be performed by the director of the department. The board shall include, but not be limited to, the following members, to serve without compensation but may be reimbursed for actual and necessary expenses incurred in the performance of their duties:

(1) The director of the department or the director's designee;

(2) The director of the office of women's health;

(3) A licensed physician practicing in the area of obstetrics, neonatology, or perinatology;

(4) A certified nurse midwife;

(5) A nurse practicing in a hospital in the area of obstetrics, labor and delivery, postpartum, or maternity care;

(6) An anesthesiologist with experience caring for women during labor and delivery;

(7) A representative from the Missouri Coroner's Association;

(8) Two or more members representing law enforcement agencies, community health care entities, department statisticians or nosologists, or county health officers;

(9) A cardiologist with experience caring for women during pregnancy;

(10) A women's health advanced practice registered nurse (APRN);

(11) A women's health nurse practitioner (WHNP) or women's health clinical nurse specialist (WHCNS);

(12) A nurse anesthetist with experience caring for women during labor and delivery;

(13) A patient advocate or community health advocate who advocates for pregnant women or new mothers; and

(14) Other professionals determined by the department and the board chair to address specific case review topics by the board.

4. The duties of the board shall include, but not be limited to:

(1) Conducting ongoing comprehensive, multidisciplinary reviews of all pregnancy-related deaths and pregnancy-associated deaths and, in its discretion, reviewing incidents of severe maternal morbidity;

(2) Identifying factors associated with pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(3) Consulting with relevant experts;

(4) Making findings and recommendations to policy makers, health care providers and facilities, and the general public;

(5) Establishing preventive strategies and making recommendations for system change;

(6) Before June 30, 2019, and annually thereafter, submitting a report to the director of the department, the governor, and the general assembly on maternal mortality and morbidity in the state based on data collected. The report shall protect the confidentiality of all decedents and other participants involved in any incident. The report shall be available publicly and to health care providers and facilities and distributed to the Department of Health and Human Services to stimulate performance improvement and may include the following:

(a) A description of the pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity presented in the aggregate. The report shall not disclose any identifying information of patients, decedents, providers, or organizations involved; and

(b) Evidence-based system changes and policy recommendations to improve maternal outcomes and reduce preventable pregnancy-related deaths, pregnancy-associated deaths, and severe maternal morbidity in the state;

(7) Protecting the confidentiality of the hospitals and individuals involved in any pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(8) Examining racial and social disparities in pregnancy-related deaths, pregnancy-associated deaths, and, at the board's discretion, incidents of severe maternal morbidity; and

(9) Examining the number of deaths and incidents determined to be caused by medical versus external factors.

5. The board shall review available data to identify pregnancy-related deaths and pregnancy-associated deaths and shall make recommendations based on such data to prevent future deaths and incidents of severe maternal morbidity. To aid in determining whether a pregnancy-related death, pregnancy-associated death, or incident of severe maternal morbidity was related to or aggravated by the pregnancy and to make recommendations for how such deaths or incidents can be prevented in the future, the department has the authority to do the following:

(1) Request and receive data for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity including, but not limited to, all medical records, autopsy reports, medical examiner's reports, coroner's reports, and social service records; and

(2) Request and receive data, as described in subdivision (1) of this subsection, from health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department.

6. Upon request by the board, health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department shall provide all medical records, autopsy reports, medical examiner's reports, coroner's reports, social services records, information, and other data requested for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major causes of morbidity and time trends.

7. (1) In no case shall any individually identifiable health information be provided to the public or submitted to an information clearinghouse.

(2) All proceedings and activities of the board, opinions of members of the board formed as a result of such proceedings and activities, and records obtained, created, or maintained under this section, including records of interviews, written reports, and statements in connection with morbidity and mortality reviews under this section, shall be confidential and shall not be subject to discovery, subpoena, or introduction into evidence in any civil, criminal, legislative, or other proceeding. Such records shall not be open to public inspection under section 610.021.

(3) Members of the board shall not be questioned in any civil, criminal, legislative, or other proceeding or make any individual public statements regarding information presented in, or opinions formed as a result of, a meeting or communication of the board.

(4) Nothing in this subsection shall be construed to prevent a member of the board from testifying regarding information that was obtained independent of such member's participation on the board or public information.

(5) Nothing in this subsection shall prohibit the board or department from publishing statistical compilations and research reports that:

(a) Are based on confidential information relating to morbidity and mortality reviews under this section; and

(b) Do not contain identifying information or any other information that could be used to ultimately identify the individuals concerned.

8. All meetings, proceedings, and deliberations of the board may, at the discretion of the board, be confidential and may be conducted in executive session under subdivision (5) of section 610.021. The department may retain identifiable information regarding facilities where pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity occur, or from which the patient was transferred, and geographic information on each case solely for the purposes of trending and analysis over time. All individually identifiable information shall be removed before any case is reviewed by the board.

9. The department may use grant program funds to support the efforts of the board and may apply for additional federal government and private foundation grants as needed. The department may also accept private, foundation, city, county, or federal moneys to implement the provisions of this section.

10. The department may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cornejo assumed the Chair.

Representative Frederick offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 4, Line 5, by inserting immediately after said line the following:

"Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after said section and line the following:

"376.1753. Notwithstanding any law to the contrary, any person who holds current ministerial**[** ~~or tocological~~**]** certification by an organization accredited by the National Organization for Competency Assurance (NOCA) may provide services as defined in 42 U.S.C. 1396 r-6(b)(4)(E)(ii)(I)."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 9 was withdrawn.

Representative Unsicker moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Mitten:

AYES: 049

Adams	Anders	Arthur	Bangert	Barnes 60
Barnes 28	Beck	Bondon	Brown 27	Burnett
Corlew	Curtis	Davis	Dogan	Gray
Green	Harris	Kendrick	Kidd	Kolkmeyer
Lavender	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Pierson Jr	Pietzman	Pike	Quade	Razer
Rehder	Reisch	Revis	Roberts	Rone
Rowland 29	Runions	Ruth	Shull 16	Stevens 46
Unsicker	Walker 3	Walker 74	Washington	

NOES: 078

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
DeGroot	Dinkins	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Knight	Lant	Lauer	Lichtenegger	Love
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Morris 140	Neely	Pfautsch	Phillips
Redmon	Reiboldt	Rhoads	Ross	Rowland 155
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Mr. Speaker		

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 033

Baringer	Beard	Bernskoetter	Burns	Butler
Carpenter	Conway 10	Cookson	Cross	Ellebracht
Ellington	Fitzpatrick	Franks Jr	Haefner	Houx
Johnson	Korman	Lynch	May	McCann Beatty

McDaniel	Muntzel	Newman	Nichols	Peters
Plocher	Pogue	Remole	Roden	Roeber
Smith 85	Wessels	Wood		

VACANCIES: 002

Representative Rehder offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 10** was adopted.

Representative Hill offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after al of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such

diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 338.202, Line 16, by inserting after all of said section and line the following:

"**376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly captioned paragraph stating:**

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit including, but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year,** or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

(1) One of the National Institutes of Health (NIH);

(2) An NIH cooperative group or center as defined in subsection 7 of this section;

(3) The FDA in the form of an investigational new drug application;

(4) The federal Departments of Veterans' Affairs or Defense;

(5) An institutional review board in this state that has an appropriate assurance approved by the Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

(6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

(a) The investigational item or service itself;

(b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and

(c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

[~~2.~~**] 3.** This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy**[**~~, short-term major medical policy of six months or less duration~~**]**, or any other supplemental policy.

[~~3.~~**] 4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit

copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

(1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;

(2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

(5) The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed

marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug.

No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**]** **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

(1) Whether coverage for contraceptives is or is not included;

(2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;

(3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;

(4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and

(5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

(1) Such care did not qualify under the protocols established for the providing of care for such health care service;

(2) Such care was not medically appropriate; or

(3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies **[**~~of not more than seven months duration~~**] having a duration of less than one year**.

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy**, short-term major medical policy having a duration of less than one year,** or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current

version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year,** and other supplemental policies as determined by the department of insurance, financial institutions and professional registration.

5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**.

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance

organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year,** or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not

be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection.

8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

(1) The autism service provider, as defined in this section; or

(2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

(1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);

(2) All self-insured group arrangements, to the extent not preempted by federal law;

(3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and

(4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months or less duration~~**]** **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies **[**~~of six months or less in duration~~**] having a duration of less than one year**.

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for

treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by a physician acting within the scope of his or her practice.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 2, Section 376.1237, Lines 12-17, by deleting said lines and inserting in lieu thereof the following:

"4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only,

Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C. Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies **[**~~of six months or less duration~~**]** **having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

(1) The name of the insured;

(2) The insured's identification number;

(3) The date of service;

(4) Amount of charge;

(5) Explanation for any denial;

(6) The amount paid;

(7) The patient's full name;

(8) The name and address of the insurer; and

(9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies **[**~~of six months or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan.

7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies **[**~~of six months' or less duration~~**] having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 11** was adopted.

Representative Davis offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.909. 1. Consumers receiving personal care assistance services shall be responsible for:

(1) Supervising their personal care attendant;

(2) Verifying wages to be paid to the personal care attendant;

(3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;

(4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;

(5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; **[**~~and~~**]**

(6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number**; and**

(7) Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.

2. Participating vendors shall be responsible for:

(1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;

(2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;

(3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;

(4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**

3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a disability.

4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to **[**~~210.937~~**] 210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.

5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. **[**~~Use of such a system prior to July 1, 2015, shall be voluntary.~~**]** The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:

(a) Record the exact date services are delivered;

(b) Record the exact time the services begin and exact time the services end;

(c) Verify the telephone number from which the services are registered;

(d) Verify that the number from which the call is placed is a telephone number unique to the client;

(e) Require a personal identification number unique to each personal care attendant;

(f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

(g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

(2) **[**~~The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.~~

~~(3)~~**]** As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

[~~(4)~~**] (3)** The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

[~~6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall include a minority report which shall detail those elements of substantial dissent from the main report.

7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.~~**]**

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer**[**~~,~~**] and** supervision of personal care attendants including the preparation and verification of time sheets**. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department**;

(2) Training for consumers about the recruitment and training of personal care attendants;

(3) Maintenance of a list of persons eligible to be a personal care attendant;

(4) Processing of inquiries and problems received from consumers and personal care attendants;

(5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to **[**~~210.937~~**] 210.936**; and

(6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports **[**~~and annual audit~~**]** submitted to the department; **[**~~and~~**]**

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

[~~(3)~~**] (4)** Implement a quality assurance and supervision process that ensures program compliance and accuracy of records**:**

(a) The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and

(b) The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; **[**~~and~~

~~(4)~~**] (5)** Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder**; and**

(6) Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records**; provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kidd offered **House Amendment No. 1 to House Amendment No. 12**.

House Amendment No. 1
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Line 4, by inserting immediately before the number "208.909" the following:

"**191.250. 1. This section shall be known and may be cited as "Simon's Law".**

2. As used in this section the following terms shall mean:

(1) "End-of-life medical decision order for a child under juvenile or family court jurisdiction", a decision issued by a juvenile or family court pertaining to life-sustaining treatment, including do-not-resuscitate orders, provided on behalf of and in the best interests of a child under juvenile or family court jurisdiction under section 211.031;

(2) "Reasonable medical judgment", a medical judgment that would be made by a reasonably prudent physician who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

3. For a child who is not under juvenile or family court jurisdiction under section 211.031, no health care facility, nursing home, physician, nurse, or medical staff shall institute a do-not-resuscitate order or similar physician's order, either orally or in writing, without the written or oral consent of at least one parent or legal guardian of the patient or resident under eighteen years of age who is not emancipated. If consent to implement a do-not-resuscitate order or similar physician's order is granted orally, two witnesses other than the parent, legal guardian, or physician shall be present and willing to attest to the consent given by the legal guardian of the patient or at least one parent of the patient. The provision of such consent shall be immediately recorded in the patient's medical record, specifying who provided the information, to whom the information was provided, which parent or legal guardian gave the consent, who the witnesses were, and the date and time the consent was obtained.

4. The requirements of subsection 3 of this section shall not apply if a reasonably diligent effort of at least forty-eight hours without success has been made to contact and inform each known parent or legal guardian of the intent to implement a do-not-resuscitate order or similar physician's order.

5. Consent previously given under subsection 3 of this section may be revoked orally or in writing by the parent or legal guardian of the patient or resident who granted the original permission. Such revocation of prior consent shall take precedence over any prior consent to implement a do-not-resuscitate order or similar physician's order and shall be immediately recorded in the patient's or resident's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

6. For a child under juvenile court jurisdiction under section 211.031, a juvenile or family court may issue an end-of-life medical decision order, a physician's order, or any other medical decision order, or may appoint a guardian for the child for that purpose. The children's division shall not be appointed as guardian for a child to make end-of-life medical decisions, including do-not-resuscitate orders. In the event a child under the jurisdiction of a juvenile or family court under section 211.031 is returned to the custody of the legal guardian or parent, the legal guardian or parent may revoke the consent for the end-of-life medical decisions, or similar physician's orders ordered by the court, including do-not-resuscitate orders for the child. Revocation may be orally or in writing and shall be immediately recorded in the patient's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

7. For the purposes of this section, a relative caregiver under the provisions of section 431.058 shall have the same authority given to a parent or legal guardian of a nonemancipated patient or resident under eighteen years of age, provided that such a patient or resident is not under juvenile or family court jurisdiction under section 211.031.

8. Nothing in this section shall be construed to require any health care facility, nursing home, physician, nurse, or medical staff to provide or continue any treatment, including resuscitative efforts, food, medication, oxygen, intravenous fluids, or nutrition that would be:

(1) Medically inappropriate because, in reasonable medical judgement, providing such treatment would create a greater risk of causing or hastening the death of the patient; or

(2) Medically inappropriate because, in reasonable medical judgement, providing such treatment would be potentially harmful or cause unnecessary pain, suffering, or injury to the patient.

9. Nothing in this section shall require health care providers to continue cardiopulmonary resuscitation or manual ventilation beyond a time in which, in their reasonable medical judgment, there is no further benefit to the patient or likely recovery of the patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 1 to House Amendment No. 12** was adopted by the following vote, the ayes and noes having been demanded by Representative Kidd:

AYES: 105

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Barnes 28	Basye	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Curtis
Davis	Dinkins	Dogan	Dohrman	Evans
Fraker	Franklin	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lavender	Love	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Moon	Morris 140	Mosley	Neely
Pfautsch	Pierson Jr	Pietzman	Pike	Razer
Redmon	Rehder	Reisch	Revis	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Mr. Speaker

NOES: 003

Burnett	Cornejo	Quade

PRESENT: 000

ABSENT WITH LEAVE: 053

Anders	Arthur	Bahr	Baringer	Barnes 60
Beard	Bernskoetter	Burns	Butler	Carpenter
Conway 10	Cookson	Cross	Curtman	DeGroot
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Francis	Franks Jr	Frederick	Gregory
Houx	Johnson	Korman	Lauer	Lichtenegger
Lynch	Marshall	May	McCann Beatty	Meredith 71
Mitten	Morgan	Morse 151	Muntzel	Newman
Nichols	Peters	Phillips	Plocher	Pogue
Reiboldt	Remole	Rhoads	Roeber	Smith 85
Stacy	Wessels	Wood		

VACANCIES: 002

On motion of Representative Davis, **House Amendment No. 12, as amended**, was adopted.

Representative Dogan offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"**208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.**

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

(1) Be in the original, unopened package;

(2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;

(3) Not have left the possession of the health care provider who originally prescribed the LARC; and

(4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 13** was adopted.

Representative Swan offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:**

(1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;

(2) "Board", the state board of registration for the healing arts;

(3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;

(4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;

(5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, or dentistry in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;

(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 14** was adopted.

Representative Neely offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after said section and line the following:

"191.480. 1. For purposes of this section, the following terms shall mean:

(1) **"Dispensing organization", an entity licensed under chapter 261 to distribute medical cannabis;**

(2) "Eligible patient", a person who meets all of the following:

(a) Has a terminal illness;

(b) Has considered all other treatment options currently approved by the **[**~~United States~~**] federal** Food and Drug Administration and all relevant clinical trials conducted in this state;

(c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;

(d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks

the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

[~~(2)~~**] (3)** "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the **[**~~United States~~**] federal** Food and Drug Administration and remains under investigation in a clinical trial. The term shall not include Schedule I controlled substances **except for medical cannabis. The term shall include medical cannabis from a dispensing organization**;

[~~(3)~~**] (4)** "Terminal illness", a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A **dispensing organization or** manufacturer of an investigational drug, biological product, or device may make available the **dispensing organization's or** manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a **dispensing organization or** manufacturer make available an investigational drug, biological product, or device to an eligible patient. A **dispensing organization or** manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. **[**~~If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable~~**] Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a dispensing organization's license issued under chapter 261 based solely on the dispensing organization's sale of medical cannabis to an eligible patient under this section**.

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device.

9. Any official, employee, or agent of this state who blocks or attempts to block access of an eligible patient to an investigational drug, biological product, or device is guilty of a class A misdemeanor.

10. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable.

192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

(2) "Hemp extract", as such term is defined in section 195.207;

(3) "Hemp extract registration card", a card issued by the department under this section;

(4) "Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;

(5) "Medical cannabis", as such term is defined in section 195.207;

(6) "Medical cannabis registration card", a card issued by the department under this section;

[~~(5)~~**] (7)** "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;

[~~(6)~~**] (8)** "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

[~~(7)~~**] (9)** "Registrant", an individual to whom the department issues a hemp extract **or medical cannabis** registration card under this section**;**

(10) "Terminal illness", a disease or condition as defined in section 191.480.

2. The department shall issue a hemp extract **or medical cannabis** registration card to an individual who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that the individual suffers from intractable epilepsy and may benefit from treatment with hemp extract **or that the individual suffers from a terminal illness and may benefit from treatment with medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**~~and~~**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the individual contained in the database described in subsection **[**~~9~~**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**~~6~~**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The individual's name and address;

(b) A copy of the individual's valid photo identification; and

(c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract **or medical cannabis** registration card to a parent who:

(1) Is eighteen years of age or older;

(2) Is a Missouri resident;

(3) Provides the department with a statement signed by a neurologist **or physician** that:

(a) Indicates that a minor in the parent's care suffers from intractable epilepsy and may benefit from treatment with hemp extract **or suffers from a terminal illness and may benefit from medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial**; **[**~~and~~**]**

(b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**

(c) Is consistent with a record from the neurologist **or physician** concerning the minor contained in the database described in subsection **[**~~9~~**] 11** of this section;

(4) Pays the department a fee in an amount established by the department under subsection **[**~~6~~**] 8** of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract **and medical cannabis** registration **[**~~card~~**] cards**; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center **and medical cannabis from a cannabis care center, as defined in section 261.265,** to a registrant, which shall be in addition to any other state or federal regulations**[**~~; and~~**].**

6. The department shall publish a list of diseases and conditions for which a medical cannabis registration card may be issued. The list shall only contain terminal illnesses as defined under section 191.480. The department shall publish a list of diseases and conditions for which a hemp extract registration card may be issued. The list shall only contain intractable epilepsy.

7. The department may promulgate rules to authorize clinical trials involving hemp extract **and medical cannabis**.

[~~6.~~**] 8.** The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

[~~7.~~**] 9.** The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

[~~8.~~**] 10.** The neurologist **or physician** who signs the statement described in subsection 2 or 3 of this section shall:

(1) Keep a record of the neurologist's **or physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract **or medical cannabis**; and

(2) Transmit the record described in subdivision (1) of this subsection to the department.

[~~9.~~**] 11.** The department shall maintain a database of the records described in subsection **[**~~8~~**] 10** of this section and treat the records as identifiable health data.

[~~10.~~**] 12.** The department may share the records described in subsection **[**~~9~~**] 11** of this section with a higher education institution for the purpose of studying hemp extract **or medical cannabis**.

[~~11.~~**] 13.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist **or physician** authorized under section 192.945 relating to the medical use and administration of hemp extract **or medical cannabis** with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract **and medical cannabis**, including any act in preparation of such dispensing or administration.

3. This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection.

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term **[**~~"hemp extract"~~**] "medical cannabis"** shall mean **[**~~an~~**] a noncombustible** extract from a cannabis plant or a **noncombustible** mixture or preparation containing cannabis plant material**. "Hemp extract" shall mean the same, except** that **it**:

(1) Is composed of no more than three-tenths percent tetrahydrocannabinol by weight;

(2) Is composed of at least five percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter, an individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract **or medical cannabis** is not subject to the penalties described in this chapter for possession or use of the hemp extract **or medical cannabis** if the individual:

(1) Possesses or uses the hemp extract only to treat intractable epilepsy **or medical cannabis only to treat a terminal illness,** as **such terms are** defined in section 192.945;

(2) Originally obtained the hemp extract **or medical cannabis** from a sealed container with a label indicating the hemp extract's **or medical cannabis'** place of origin and a number that corresponds with a certificate of analysis **and a warning label with all possible side effects**;

(3) Possesses, in close proximity to the hemp extract **or medical cannabis**, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's **or medical cannabis'** ingredients including its percentages of tetrahydrocannabinol and cannabidiol **and all other cannabinoid compounds, terpenes, and solvents** by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract **or medical cannabis** and is licensed in the state where the hemp extract **or medical cannabis** was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract **or medical cannabis** registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter, an individual who possesses hemp extract **or medical cannabis** lawfully under subsection 2 of this section and administers hemp extract **or medical cannabis** to a minor suffering from intractable epilepsy **or a terminal illness** is not subject to the penalties described in this chapter for administering the hemp extract **or medical cannabis** to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract **or medical cannabis** pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) **"Cannabis care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;**

(3) "Cannabis cultivation and production facility", the land and premises in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;

(4) "Cannabis cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess medical cannabis;

(5) "Cannabis grower", an entity issued a cultivation and production facility license by the department of agriculture that produces medical cannabis for the treatment of terminal illnesses;

(6) "Department", the department of agriculture;

(7) "Hemp":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.; and

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

(8) "**Hemp** cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

[~~(3)~~**] (9)** "**Hemp** cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

[~~(4) "Department", the department of agriculture;~~

~~(5)~~**] (10)** "**Hemp** grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of intractable epilepsy;

[~~(6) "Hemp":~~

~~(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:~~

~~a. Three-tenths of one percent on a dry weight basis; or~~

~~b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;~~

~~(b) Any cannabis sativa seed that is:~~

~~a. Part of a growing crop;~~

~~b. Retained by a grower for future planting; or~~

~~c. For processing into or use as agricultural hemp seed.~~

~~This term shall not include industrial hemp commodities or products;~~**]**

[~~(7)~~**] (11)** "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract**;**

(12) "Medical cannabis":

(a) All nonseed parts and varieties of the cannabis plant, whether growing or not; and

(b) Any cannabis seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural cannabis seed.

2. **The department shall issue a cultivation and production facility license to an entity to grow or cultivate the cannabis plant used to make medical cannabis, as defined in subsection 1 of section 195.207, on the entity's property if the entity has submitted to the department an application as required by the department under subsection 9 of this section and the entity meets all requirements of this section and the department's rules.**

3. A cannabis grower may produce, manufacture, and distribute medical cannabis as defined in section 195.207 for the treatment of persons suffering from a terminal illness consistent with any and all state and local regulations regarding the production, manufacture, or distribution of such product.

4. The department shall issue a **hemp** cultivation and production facility license to a nonprofit entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection **[**~~7~~**] 9** of this section**[**~~,~~**] and** the entity meets all requirements of this section and the department's rules**[**~~, and there are fewer than two licensed cultivation and production facilities operating in the state~~**]**.

[~~3.~~**] 5.** A **hemp** grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from intractable epilepsy as defined in section 192.945 consistent with any and all state or federal regulations regarding the production, manufacture, or distribution of such product. **[**~~The department shall not issue more than two cultivation and production facility licenses for the operation of such facilities at any one time.~~**]**

[~~4.~~**] 6.** The department shall maintain a list of growers.

[~~5.~~**] 7.** All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

[~~6.~~**] 8.** In addition to an audit conducted in accordance with subsection **[**~~5~~**] 7** of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp **or medical cannabis** crop during the crop's growth phase and take a representative composite sample for field analysis. If a **hemp** crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) Three-tenths of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.,

the director may detain, seize, or embargo the **hemp** crop.

[~~7.~~**] 9.** The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp **and cannabis** monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract **or medical cannabis** received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract **or medical cannabis** complies with the provisions of section 195.207 and to ensure that the hemp extract **or medical cannabis** does not contain any pesticides. **The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection.** Any hemp extract **or medical cannabis** that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; **[**~~and~~**]**

(6) Requirements that each independent testing facility shall:

(a) Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis, and Quality Control monograph published by the American Herbal Pharmacopoeia; or

(b) Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;

(7) Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and

[~~(6)~~**] (8)** Rules regarding the manufacture, storage, and transportation of hemp**, [**~~and~~**]** hemp extract**, and medical cannabis**, which shall be in addition to any other state or federal regulations.

[~~8.~~**] 10.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014.

[~~9.~~**] 11.** All hemp **and cannabis** waste from the production of hemp extract **or medical cannabis** shall either be destroyed, recycled by the licensee at the hemp **or medical cannabis** cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

[~~10.~~**] 12.** In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

13. Notwithstanding any other provision of law to the contrary, a person who commits any acts that are unlawful under section 191.480, 192.945, 192.947, 195.207, 261.265, or 263.250 with the intent to distribute medical cannabis to minors shall be guilty of a class D felony.

14. Any manufacturing, storage, or testing of medical cannabis or any medical cannabis product shall meet all requirements of the department of health and senior services and all local health departments.

263.250. 1. The plant "marijuana", botanically known as cannabis sativa, is hereby declared to be a noxious weed and all owners and occupiers of land shall destroy all such plants growing upon their land. Any person who knowingly allows such plants to grow on his land or refuses to destroy such plants after being notified to

do so shall allow any sheriff or such other persons as designated by the county commission to enter upon any land in this state and destroy such plants.

2. Entry to such lands shall not be made, by any sheriff or other designated person to destroy such plants, until fifteen days' notice by certified mail shall be given the owner or occupant to destroy such plants or a search warrant shall be issued on probable cause shown. In all such instances, the county commission shall bear the cost of destruction and notification.

3. The provisions of this section shall not apply to the licensed production of hemp oil or medical cannabis under chapter 261."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 5, Lines 6 through 9, by deleting all of said lines and inserting in lieu thereof the following:

"3. **[**~~This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection~~**]** **Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1 to House Amendment No. 15** was adopted.

On motion of Representative Neely, **House Amendment No. 15, as amended**, was adopted.

Representative Schroer offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of**

the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment.

190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Francis	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Marshall	Mathews
Matthiesen	McGaugh	Messenger	Moon	Morris 140
Morse 151	Neely	Pfautsch	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Rhoads
Roden	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson		

NOES: 023

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Gray	Green	Harris	Kendrick
Lavender	McCreery	McDaniel	Meredith 71	Merideth 80
Morgan	Mosley	Pierson Jr	Quade	Revis
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 050

Alferman	Anders	Arthur	Bahr	Baringer
Barnes 60	Bernskoetter	Burns	Butler	Carpenter
Conway 10	Cookson	Cross	Curtis	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker

Franklin	Franks Jr	Gregory	Johnson	Korman
Lynch	May	McCann Beatty	McGee	Miller
Mitten	Muntzel	Newman	Nichols	Peters
Phillips	Plocher	Pogue	Razer	Remole
Roberts	Roeber	Runions	Smith 85	Walker 74
Washington	Wessels	Wiemann	Wood	Mr. Speaker

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 16** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Francis
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Marshall
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Reisch
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson

NOES: 027

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Ellington	Gray	Green	Harris
Kendrick	Lavender	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 044

Anders	Arthur	Bahr	Baringer	Barnes 60
Bernskoetter	Burns	Butler	Carpenter	Conway 10
Cookson	Cross	Curtis	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Gregory	Johnson	Korman	Lynch	Mathews
May	McCann Beatty	McGee	Miller	Muntzel
Newman	Nichols	Peters	Phillips	Plocher

Pogue	Remole	Roberts	Roeber	Runions
Smith 85	Wessels	Wood	Mr. Speaker	

VACANCIES: 002

HCS SCS SB 718, as amended, was referred to the Committee on Fiscal Review pursuant to Rule 53.

Speaker Pro Tem Haahr resumed the Chair.

SB 757, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, the title of **SB 757**, relating to political subdivisions, was agreed to.

Representative Tate offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 757, Page 1, In The Title, Line 3, by removing the phrase "the bi-state metropolitan development district." and inserting in lieu thereof the phrase "political subdivisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 757, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"67.641. 1. The general assembly may annually appropriate up to three million dollars from the state general revenue fund to each convention and sports complex fund created pursuant to section 67.639, provided that for an existing sports facility located in a first class county with a charter form of government which contains part of a city having a population of three hundred fifty thousand inhabitants or more or any city with a population greater than three hundred fifty thousand, located in more than one county, such county or city has entered into a contract or lease with a professional sports team affiliated with or franchised by the National Football League, the National Basketball Association, the National Hockey League, or the American League or the National League of Major League Baseball. No moneys shall be transferred pursuant to this section to the benefit of a sports complex for a county in any year unless each professional sports team which leases playing facilities within the county continue to lease the same playing facilities which were leased on August 28, 1989. Each convention and sports complex fund shall be administered by the county or city and used to carry out the provisions of sections 67.638 to 67.645.

2. Each city or county which has a convention and sports complex fund established pursuant to the laws of this state which administers a convention and sports complex fund, prior to receipt of any appropriations pursuant to this section shall enact or promulgate ordinances, or rules and regulations which provide, pursuant to the terms and provisions of section 70.859, for the purchase of goods and services and for construction of capital improvements for the sports complex. In no event shall more than three million dollars be transferred from the state to any one such convention and sports complex fund in any fiscal year pursuant to this section, and in no event shall any moneys be transferred from the state to any convention and sports complex fund for the planning, development,

construction, maintenance or operation of any facility after June 30, 1999. Only one such transfer of state funds shall be made to any convention and sports complex fund after June 30, 1997, provided that any convention and sports complex fund which was appropriated state moneys prior to July 1, 1997, for the construction, maintenance or operation of a facility shall continue to receive state moneys, subject to appropriation.

3. This section shall not become effective unless and until the applicable county or the applicable city which has created a convention and sports complex fund has commenced paying into the convention and sports complex fund amounts at a rate sufficient for the county or city to contribute the sum of three million dollars per calendar year, except that this section shall become effective with respect to any first class county not having a charter form of government on August 28, 1989, and with respect to any charter city located in a first class county not having a charter form of government at the time at which such county or city has commenced paying any moneys into its convention and sports complex fund. The appropriations made pursuant to subsection 1 of this section to any convention and sports complex fund shall not exceed the amounts contributed by the county or city to the fund. The county or city's proportional amount specified in this section may come from any source. Once the county or city has commenced paying such appropriate proportional amounts into its convention and sports complex fund, the county or city shall so notify the state treasurer and the director of revenue and, thereafter, subject to annual appropriation, transfers shall commence and continue each month pursuant to this section until such monthly transfers are made for **[**~~thirty~~**]** **thirty-five** years. Moneys appropriated from general revenue shall not be expended until such first class charter county or a city located in such first class charter county has paid three million dollars into its fund, or until such first class county not having a charter form of government or until such charter city within a first class county not having a charter form of government has commenced payment of moneys into its fund."; and

Further amend said bill, Page 5, Section 70.370, Line 128, by inserting immediately after said line the following:

"**99.585. 1. The state of Missouri, acting through the department of economic development and the office of administration, and any other public body, may, upon such terms and with reasonable consideration as it may determine, expend funds for the purpose of aiding and cooperating in the planning, undertaking, or carrying out of a land clearance project or projects located within a city not within a county in order to develop, construct, reconstruct, rehabilitate, repair, or improve any tourism infrastructure facilities existing as of August 28, 2018, and for which application is made and approved by the department of economic development no later than August 28, 2019. Any annual expenditure by a public body for such land clearance projects related to tourism infrastructure facilities shall be limited to a portion of tax revenues derived directly or indirectly from any such land clearance project or projects supported by such annual expenditure within such designated land clearance project area or areas, as stated in an agreement entered into between the authority and the public body under subdivision (10) of section 99.580; provided, however, that:**

(1) The term of any such agreement shall not exceed twenty years;

(2) The annual amount of the state appropriation authorized under this section shall not exceed two million five hundred thousand dollars per year for any fiscal year ending on or before June 30, 2028, and four million five hundred thousand dollars for any fiscal year beginning on or after July 1, 2018;

(3) Any such land clearance project shall be determined to produce a positive net fiscal impact for the state over the term of such agreement, with such public or private assurances as the director of the department of economic development may reasonably require;

(4) For all fiscal years beginning on or after July 1, 2021, the state shall not enter into any agreement which obligates the state for any payment of debt service or maintenance for the multi-purpose stadium located at 701 Convention Plaza, St. Louis, Missouri; and

(5) The director of the department of economic development shall make an annual written report on behalf of the department to the governor and the general assembly within ninety days of the end of each fiscal year detailing whether such land clearance project produced a positive net fiscal impact for the state in the prior fiscal year and projecting the overall net fiscal impact to the state over the term of such agreement.

2. As used in this section, "tourism infrastructure facilities" means structures, fixtures, systems, and facilities including, but not limited to, convention centers, multipurpose sports and entertainment venues, exhibition and trade facilities, transportation facilities, cultural facilities, field houses, indoor and outdoor convention and recreational facilities and centers, playing fields, or parking facilities owned by any public body and which the authority determines are a contributing factor in the attraction of convention, sports, recreational, transportation, cultural, or meeting activities, either professional or amateur, commercial or private. Such structures, fixtures, systems, and facilities may include, but are not limited to, foundations,

roofs, interior and exterior walls or windows, floors, steps, stairs, concourses, hallways, restrooms, event or meeting spaces or other hospitality-related areas, concession or food preparation areas, and services systems such as mechanical, gas utility, electrical, lighting, communication, sound, sanitary, HVAC, elevator, escalator, plumbing, sprinkler, cabling and wiring, life-safety, or other building systems."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SB 757, as amended, with House Amendment No. 2, pending, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1797** entitled:

An act to repeal sections 563.011, 563.041, 569.010, and 569.140, RSMo, and to enact in lieu thereof four new sections relating to unlawful activity on nuclear power plant property, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1797, Page 2, Section 563.011, Line 30, by striking the word "part" and inserting in lieu thereof the following:

"**located on the real property**"; and

Further amend said bill, Page 4, Section 569.010, Line 16, by striking the words "include the real"; and

Further amend Line 17, by striking all of said line and inserting in lieu thereof the following:

"**be limited to property within the structure or fenced yard, as defined in section 563.011;**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1953** entitled:

An act to amend chapters 192 and 208, RSMo, by adding thereto two new sections relating to the dissemination of information on the treatment of certain diseases.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2101**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, and **House Amendment No. 5** to **SCS SB 892** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SCS SB 892, with House Amendment No. 1, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4** and **House Amendment No. 5**, relating to the public employee retirement systems, was taken up by Representative Walker (3).

Representative Walker (3) moved that the House refuse to recede from its position on **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4** and **House Amendment No. 5** to **SCS SB 892** and grant the Senate a conference.

Which motion was adopted.

HB 2460, **HB 1590**, **HB 2381**, **HB 2352**, **HB 1728**, **HB 1378**, **HCS HB 1424**, **HB 1569**, **HCS HB 1549**, **HB 1626**, **HCS HB 1363**, **HB 1290**, **HCS HB 1248**, **HCS HB 2364**, **HCS HB 2356**, **HB 1906**, **HCS HB 2038**, **HCS HB 1273**, **HCS HB 1870**, **HB 1901**, **HB 1972**, **HB 1431** and **HB 1454** were placed back on the House Bills for Perfection Calendar.

SB 626 and **SB 708** were placed back on the Senate Bills for Third Reading Calendar.

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SS SCS SB 907**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Conway (104), Hansen, Henderson, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (3): Franks Jr., Higdon and Mosley

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 808**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (2): Evans and Mathews

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 575**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Ellebracht, Engler, Messenger, Morris (140), Muntzel, Shull (16), Tate, Unsicker, Walker (74) and Wiemann

Noes (0)

Absent (2): Pfautsch and Stephens (128)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HCR 86**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1720**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 655**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Ellebracht

Absent (2): Beard and Mitten

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2670**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Franklin, Helms, Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (3): Grier, McGee and Walker (74)

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **SB 891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Green, Gregory, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Cross and McGee

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HR 4839**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2293**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 568**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#2 SCS SB 590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Barnes (60), Evans, Johnson, Mathews, Roeber and Wiemann

Noes (5): Carpenter, Engler, Franks Jr., Runions and Unsicker

Absent (2): Berry and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 598**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Eggleston

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 752**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 787**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Eggleston

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 800**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Eggleston, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 918**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SBs 999 & 1000**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 4835 - Consent and House Procedure
HR 4853 - Consent and House Procedure
HR 4880 - Consent and House Procedure
HR 4899 - Consent and House Procedure
HR 4904 - Consent and House Procedure
HR 4987 - Consent and House Procedure
HR 5034 - Consent and House Procedure
HR 5132 - Consent and House Procedure
HR 5204 - Consent and House Procedure
HR 5324 - Consent and House Procedure
HR 5422 - Consent and House Procedure
HR 5461 - Consent and House Procedure

HR 5755 - Consent and House Procedure
HR 5790 - Consent and House Procedure
HR 5868 - Consent and House Procedure
HR 6104 - Consent and House Procedure
HR 7584 - Consent and House Procedure

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1577 - Fiscal Review
SCS HB 1797, as amended - Fiscal Review
SS HB 1953 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SB 597 - Fiscal Review
SS SB 666 - Fiscal Review
HCS SCS SB 769 - Fiscal Review
HCS SB 793 - Fiscal Review
HCS SCS SBs 807 & 577 - Fiscal Review
HCS SB 871 - Fiscal Review
SS SB 882 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SCS SB 917** and has taken up and passed **HCS SCS SB 917**.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SB 707: Representatives Engler, Korman, Ruth, Franks Jr. and Carpenter
HCS SS SCS SB 775: Representatives Fitzpatrick, Alferman, Wood, Kendrick and Walker (74)

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
HOUSE BILL NO. 1858

The Conference Committee appointed on Senate Substitute for House Bill No. 1858 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 1858;

2. That the House recede from its position on House Bill No. 1858;

3. That the attached Conference Committee Substitute for Senate Substitute for House Bill No. 1858 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Christofanelli	/s/ Senator Eigel
/s/ Representative Curtman	/s/ Senator Koenig
/s/ Representative Smith (163)	/s/ Senator Wallingford
/s/ Representative Carpenter	/s/ Senator Nasheed
/s/ Representative Morgan	/s/ Senator Rizzo

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS HB 1858 - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Conway (104), Haefner and Rowland (29)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 9:00 a.m., Friday, May 4, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.
Executive session will be held: SS SB 982
Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET
Monday, May 7, 2018, 2:00 PM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONFERENCE COMMITTEE ON BUDGET
Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONSENT AND HOUSE PROCEDURE
Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HR 4835, HR 4853, HR 4880, HR 4899, HR 4904, HR 4987, HR 5034, HR 5132, HR 5204, HR 5324, HR 5422, HR 5461, HR 5755, HR 5790, HR 5868, HR 6104, HR 7584
Executive session will be held: HR 4835, HR 4853, HR 4880, HR 4899, HR 4904, HR 4987, HR 5034, HR 5132, HR 5204, HR 5324, HR 5422, HR 5461, HR 5755, HR 5790, HR 5868, HR 6104, HR 7584
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: SB 973
Executive session will be held: SB 973
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
CANCELLED

FISCAL REVIEW
Monday, May 7, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH
Friday, May 4, 2018, 9:30 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Oversight Division.
The meeting will be closed pursuant to Section 610.021(3).
CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 7, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: HB 2670, SB 582, HCS SCS SB 672, HCS SS SB 704, SB 706, SB 891, SCS SRBs 975 & 1024, HCS SS#2 SCS SB 1050
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Friday, May 4, 2018, 9:15 AM, House Hearing Room 5.
Executive session will be held: SJR 27, HCS HJR 100, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 918, HCS SS SCS SB 966, SB 981
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - LEGISLATIVE OVERSIGHT
Monday, May 7, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: HR 5612, HCS HCR 86, HCS HJR 100, SJR 27, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 966, HCS SB 575

Executive session may be held on any matter referred to the committee.
Adding HCS SB 575.
AMENDED

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

HOUSE CALENDAR

SIXTY-SEVENTH DAY, FRIDAY, MAY 4, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent

HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory

HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann
HB 2644, E.C. - Rowland (29)

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis

HCS SB 687 - Rowland (155)
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769, (Fiscal Review 5/3/18) - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577, (Fiscal Review 5/3/18) - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597, (Fiscal Review 5/3/18) - Wiemann
SS SB 882, (Fiscal Review 5/3/18) - Bernskoetter
HCS SCS SB 598 - Korman
HCS SB 793, (Fiscal Review 5/3/18) - Schroer
SCS SB 787 - Morris (140)
SS SB 666, (Fiscal Review 5/3/18) - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871, (Fiscal Review 5/3/18) - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SCS SB 718, as amended (Fiscal Review 5/3/18) - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended (Fiscal Review 5/3/18) - Fitzwater
SS HB 1953, (Fiscal Review 5/3/18) - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
CCR SS HB 1858, (Fiscal Review 5/3/18) - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, FRIDAY, MAY 4, 2018

The House met pursuant to adjournment.

Representative Walker (3) in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

COMMITTEE REPORT

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 2464**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (3): Curtis, Ellington and Smith (85)

Noes (1): Stacy

Absent (4): Helms, Plocher, Rhoads and Roeber

*An ex-officio member was present to establish a quorum.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 707, as amended**.

Senators: Schatz, Libla, Munzlinger, Hummel, Curls

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 775, as amended**.

Senators: Brown, Schaaf, Sater, Curls, Walsh

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 782, as amended**, and has taken up and passed **HCS SS SCS SB 782**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 2** to **SB 840** and has taken up and passed **SB 840, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SS SCS SBs 894 & 921, as amended**, and has taken up and passed **HCS SS SCS SBs 894 & 921**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** to **SCS SB 990** and has taken up and passed **SCS SB 990, as amended**.

The following members' presence was noted: Adams, Andrews, Bahr, Bangert, Barnes (28), Basye, Beck, Berry, Black, Bondon, Brown (27), Chipman, Christofanelli, Conway (104), Conway (10), Cookson, Curtis, DeGroot, Dogan, Dohrman, Eggleston, Ellington, Evans, Fitzwater, Francis, Gannon, Gray, Green, Grier, Haahr, Haefner, Harris, Higdon, Hill, Hurst, Kelley (127), Kendrick, Kidd, Lauer, Lichtenegger, Love, Matthiesen, McGaugh, Merideth (80), Morse (151), Mosley, Muntzel, Pfautsch, Phillips, Pike, Rehder, Reiboldt, Reisch, Revis, Rhoads, Ross, Rowland (155), Ruth, Shull (16), Sommer, Spencer, Stacy, Tate, Trent, Unsicker, Vescovo, Walker (74), Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Walker (3), the House adjourned until 4:00 p.m., Monday, May 7, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later),
House Hearing Room 7.
Executive session will be held: SS SB 982
Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET
Monday, May 7, 2018, 2:00 PM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,
SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007,
as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010,
SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONFERENCE COMMITTEE ON BUDGET
Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,
SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007,

as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONSENT AND HOUSE PROCEDURE
Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session may be held on any matter referred to the committee.
Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422, HR 5868, HR 6104 because date requested for chamber use has passed.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: SB 973
Executive session will be held: SB 973
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, May 7, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH
Monday, May 7, 2018, 2:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Oversight Division.
The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, May 7, 2018, 12:15 PM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel Meeting.
The meeting will be closed pursuant to Section 610.021(3).

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 7, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: HB 2670, SB 582, HCS SCS SB 672, HCS SS SB 704, SB 706, SB 891, SCS SRBs 975 & 1024, HCS SS#2 SCS SB 1050, HCS HB 2673, SCR 40
Executive session may be held on any matter referred to the committee.
Adding HCS HB 2673 and SCR 40.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, May 7, 2018, 2:00 PM, House Hearing Room 6.
Executive session will be held: HR 5612, HCS HCR 86, HCS HJR 100, SJR 27, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 966, HCS SB 575
Executive session may be held on any matter referred to the committee.
Adding HCS SB 575.
AMENDED

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, May 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2745
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

HOUSE CALENDAR

SIXTY-EIGHTH DAY, MONDAY, MAY 7, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann
HB 2644, E.C. - Rowland (29)

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
HCS SB 687 - Rowland (155)
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769, (Fiscal Review 5/3/18) - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577, (Fiscal Review 5/3/18) - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597, (Fiscal Review 5/3/18) - Wiemann
SS SB 882, (Fiscal Review 5/3/18) - Bernskoetter
HCS SCS SB 598 - Korman
HCS SB 793, (Fiscal Review 5/3/18) - Schroer
SCS SB 787 - Morris (140)
SS SB 666, (Fiscal Review 5/3/18) - Schroer

SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871, (Fiscal Review 5/3/18) - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SCS SB 718, as amended (Fiscal Review 5/3/18) - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended (Fiscal Review 5/3/18) - Fitzwater
SS HB 1953, (Fiscal Review 5/3/18) - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
CCR SS HB 1858, (Fiscal Review 5/3/18) - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross

SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, MONDAY, MAY 7, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Charlie Davis.

Gracious God and creator of all that is good, I thank You for loving us, even though we don't deserve it. I thank You for caring for us, even though we don't deserve it. I thank You for allowing us to take part in heaven, again, even though we don't deserve it. It's not because of who we are but because of what You've done; it's not because of what we've done but because of who You are that gives us hope. I pray, O God, Your blessing to be poured out upon this nation and the great state. Give our leaders wisdom and strength to make decisions that make us a stronger, more caring people. May You give us endurance for these last two weeks of this legislative session, that we will leave this place knowing we have done our best to do what is right for our people, for Your people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Brandon Fisher, Lillian Rose Parker, and Jacob Coleman Parker.

The Journal of the sixty-sixth day was approved as printed by the following vote:

AYES: 122

Adams	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Love	Lynch
Marshall	Mathews	Matthiesen	May	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole

Revis	Rhoads	Roberts	Rone	Ross
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 039

Alferman	Arthur	Barnes 60	Brattin	Brown 27
Brown 57	Burnett	Christofanelli	Curtman	Ellington
Engler	Fitzpatrick	Fraker	Gannon	Green
Henderson	Hill	Kelley 127	Kendrick	Lichtenegger
McCann Beatty	McCreery	Moon	Mosley	Peters
Plocher	Pogue	Rehder	Roden	Roeber
Rowland 155	Rowland 29	Smith 85	Smith 163	Spencer
Tate	Washington	Wessels	Mr. Speaker	

VACANCIES: 002

The Journal of the sixty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 1797, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Haefner, Morgan, Morris (140), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (1): Rowland (29)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 718, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

MOTION

Representative Vescovo moved that Rule 22 be suspended.

Which motion was adopted by the following vote:

AYES: 121

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	McGee	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood				

NOES: 020

Adams	Anders	Beck	Curtis	Curtman
Gray	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Pierson Jr	Quade	Revis
Roberts	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 019

Barnes 60	Brattin	Brown 27	Brown 57	Ellington
Engler	Fraker	Franks Jr	Green	May
Mosley	Peters	Pogue	Roden	Rone
Rowland 29	Smith 85	Spencer	Mr. Speaker	

VACANCIES: 002

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2019, to appropriate money for planning and capital improvements including, but not limited to, major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2019** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer

Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Bahr	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 27	Brown 57	Ellington	Green
Mosley	Peters	Phillips	Pogue	Roden
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 017

Andrews	Burnett	Butler	Curtis	Eggleston
Hurst	Marshall	May	McCann Beatty	McCreery
McDaniel	Moon	Morgan	Newman	Pietzman
Spencer	Taylor			

PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 27	Brown 57	Carpenter	Ellington
Fraker	Green	Love	Peters	Pogue
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 111

Adams	Alferman	Arthur	Austin	Bahr
Barnes 28	Basye	Beard	Bernskoetter	Berry
Bondon	Burnett	Carpenter	Chipman	Christofanelli
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Meredith 71
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Mr. Speaker				

NOES: 039

Anders	Anderson	Andrews	Bangert	Baringer
Beck	Black	Burns	Butler	Conway 10
Conway 104	Cornejo	Curtis	Eggleston	Francis
Franks Jr	Gray	Harris	Hurst	Marshall
May	McCreery	McDaniel	Merideth 80	Moon
Mosley	Newman	Pietzman	Remole	Revis
Roeber	Runions	Smith 85	Spencer	Taylor
Washington	Wessels	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brattin	Brown 27	Brown 57	Ellington
Green	Higdon	Peters	Pogue	Redmon
Rowland 29				

VACANCIES: 002

HCS SB 806, relating to guardianship proceedings, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS SB 806** was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 806, Page 18, Section 475.075, Line 112, by deleting the words "**with such assistance**"; and

Further amend said bill, Page 23, Section 475.082, Line 28, by inserting immediately after the word "guardian;" the word "**and**"; and

Further amend said bill, page and section, Line 29, by deleting the number "**(9)**"; and

Further amend said bill, page and section, Line 30, by deleting said line; and

Further amend said bill, page and section, Lines 31-34, by deleting said lines and inserting in lieu thereof the following:

"**(9) A summarized plan for the coming year. If an individual support plan, treatment plan, or plan of care is in place, such plan may be submitted in lieu of the requirements of this subdivision.**"; and

Further amend said bill, Page 27, Section 475.094, Lines 44-46, by deleting said lines and inserting in lieu thereof the following:

"**durable power of attorney of which the protectee is the principal.**"; and

Further amend said bill, Page 28, Section 475.123, Lines 1-5, by deleting said lines and inserting in lieu thereof the following:

"1. No medical or surgical procedure shall be performed on any ward unless consent is obtained from the guardian of his person except as provided in subsections 2 and 3 hereof."; and

Further amend said bill and section, Pages 28-29, Lines 18-34, by deleting said lines; and

Further amend said bill and section, Page 29, Line 35, by deleting the number "**(2)**" and inserting in lieu thereof the number "**5.**"; and

Further amend said bill, page and section, Line 38, by deleting the number "**8.**" and inserting in lieu thereof the number "**6.**"; and

Further amend said bill, Page 31, Section 475.130, Lines 61-63, by deleting said lines; and

Further amend said bill, page and section, Line 64, by deleting said line and inserting in lieu thereof the following:

"**(12) Deposit funds in a bank;**"; and

Further amend said bill, page and section, Lines 65-67, by deleting said lines; and

Further amend said bill, page and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill and section, Page 32, Lines 70-73, by deleting said lines; and

Further amend said bill, page and section, Lines 75-76, by deleting said lines and inserting in lieu thereof the words "**protection of estate assets;**"; and

Further amend said bill, page and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 33, Section 475.270, Lines 31-32, by deleting said lines and inserting in lieu thereof the following:

"**(7) A plan for the coming year; and**"; and

Further amend said bill, Pages 35-36, Section 475.322, Lines 1-46, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 37-38, Section 475.344, Lines 1-13, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

Representative Haefner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 806, Page 10, Section 475.050, Lines 19-20, by deleting said lines and inserting in lieu thereof the following:

"**disabled person. If the incapacitated or disabled person is a minor under the care of the children's division and is entering adult guardianship or conservatorship, it shall be a rebuttable presumption that he or she has no relative suitable and willing to serve as guardian or conservator.**"; and

Further amend said bill, Page 16, Section 475.075, Lines 23-27, by deleting said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 2** was adopted.

Representative Wood offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

(1) Costs;

(2) Expenses of administration;

(3) Exempt property, family and homestead allowances;

(4) Funeral expenses;

(5) Debts and taxes due the United States of America;

(6) **Debts for medical assistance due to the state of Missouri under section 473.398;**

(7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;

[~~(7)~~**] (8)** Debts and taxes due the state of Missouri, any county, or any political subdivision of the state of Missouri;

[~~(8)~~**] (9)** Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;

[~~(9)~~**] (10)** All other claims not barred by section 473.360.

473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.

2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of **[**~~the seventh~~**] either the sixth or eighth** class under **[**~~subdivision (7)~~**] subdivisions (6) and (8)** of section 473.397.

3. Such claim shall not be filed or allowed if it is determined that:

(1) The cost of collection will exceed the amount of the claim;

(2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of the decedent to reasonable care and support from the estate.

4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to **[**~~the following items which are deemed to be competent and substantial evidence of payment:~~

~~(1)~~**]** computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant**[**~~; and~~

~~(2) The certified statement of the treasurer or his designee that the payment was made~~**], which shall be deemed to be competent and substantial evidence of payment**.

5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.

6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court

exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 3** was adopted.

Representative Burnett offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting immediately after said section and line the following:

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law**; except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section**.

(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings. No parent, guardian, custodian, or other person shall waive the child's right to counsel.

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

(1) That the custodian is indigent; and

(2) That the custodian desires the appointment of counsel; and

(3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section**. **If a juvenile waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:

(1) At a detention hearing under Missouri supreme court rule 127.08;

(2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;

(3) At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;

(4) At a dispositional hearing under Missouri supreme court rule 128.03; or

(5) A hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031.

11. Under no circumstances shall a child's right to a Miranda warning under section 211.059 be waived."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 4 was withdrawn.

Representative Beard offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 806, Page 25, Section 475.083, Line 59, by inserting immediately after said section and line the following:

"**475.084. If a guardian has been appointed for a minor under the provisions of subdivision (2) of subsection 4 of section 475.030, then a parent of the minor may petition the court for periods of visitation. The court may order visitation if visitation is in the best interest of the child.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Beard, **House Amendment No. 5** was adopted.

Representative Evans offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting immediately after all of said section and line the following:

"451.090. 1. No recorder shall, in any event except as herein provided, issue a license authorizing the marriage of any person under **[**~~fifteen~~**] seventeen** years of age; provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only **[**~~for good cause shown and by reason of such unusual conditions as to~~**] after a hearing has been held in which the parties present evidence to the court that would** make such marriage advisable. **The court, in its order, shall determine that there is no evidence of coercion or abuse of either person entering the marriage.**

2. No recorder shall issue a license authorizing the marriage of any male under the age of eighteen years or of any female under the age of eighteen years, except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths. **In no instance shall a license be issued authorizing the marriage of any person twenty-one years of age or older if the other party to the marriage is under seventeen years of age or if either party is under fifteen years of age.**

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether the male is under the age of eighteen years or the female under the age of eighteen years, and if the male is under the age of eighteen years or the female is under the age of eighteen years, the name of the custodial parent or guardian consenting to such marriage. **Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

On motion of Representative Neely, **HCS SB 806, as amended**, was adopted.

On motion of Representative Neely, **HCS SB 806, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 006

Hurst	Marshall	Moon	Remole	Stacy
Taylor				

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Cookson	Curtman	Franks Jr
Gannon	Higdon	Houx	McDaniel	McGee
Peters	Phillips	Pierson Jr	Pogue	Roden

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 603, 576 & 898, **HCS SB 695**, **HCS SS SCS SB 843**, **SB 819** and **HCS SS SB 881** were placed on the Informal Calendar.

HCS SB 687, relating to student transportation, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **HCS SB 687** was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting immediately after said line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis**, unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation**. The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 34, by inserting immediately after said line the following:

"302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination**, excluding the pre-trip inspection portion of the commercial driver's license skills test,** shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting after all of said section and line the following:

"168.133. 1. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers to operate buses pending the result of the criminal background check. For bus drivers, the school district shall be responsible for conducting the criminal background check on drivers employed by the school district. For drivers employed by a pupil transportation company**, a municipality, or any other entity** under contract with the school district, the criminal background check shall be conducted pursuant to section 43.540 and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act. Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement. A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

2. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

3. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

4. The department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under section 168.021 against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to **[**~~589.475~~**]** **589.426**, and child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education

shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

5. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

6. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

7. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

8. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

9. A criminal background check and fingerprint collection conducted under subsections 1 and 2 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 and 2 for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

10. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

11. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 25, by inserting after all of said line the following:

"**3. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri may contract with any municipality for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade. Such contract shall require the presence of an adult supervisor who is approved by the school board on any municipal vehicle while such vehicle is transporting children under this subsection. Any time school children are being transported by a municipal vehicle under this subsection, such vehicle shall include a section of seating designated solely for use by school children. Municipalities entering into any such contract shall comply with the requirements of this section and sections 162.064, 162.065, 168.133, and 307.375.**"; and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 2** was adopted.

On motion of Representative Rowland (155), **HCS SB 687, as amended**, was adopted.

On motion of Representative Rowland (155), **HCS SB 687, as amended**, was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Messenger	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 031

Anders	Arthur	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Conway 10	Corlew
Curtis	Ellington	Gray	Hurst	Lavender
Marshall	McDaniel	McGee	Meredith 71	Moon
Morgan	Mosley	Newman	Nichols	Revis
Roberts	Runions	Smith 85	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Brown 57	Cookson	Cross
Curtman	Fraker	Gannon	Helms	Higdon
Mitten	Peters	Pierson Jr	Pogue	Trent
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 626, **SB 708**, **HCS SCS SB 769**, **SS#2 SCS SB 590**, **HCS SCS SBs 807 & 577**, **HCS SS SCS SB 918**, **SCS SBs 999 & 1000**, **HCS SB 800**, **SS SCS SB 568**, **HCS SS SB 597**, **SS SB 882** and **HCS SCS SB 598** were placed on the Informal Calendar.

HCS SB 793, relating to juvenile court proceedings, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS SB 793** was agreed to.

Representative Bernskoetter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 793, Page 22, Section 221.044, Line 5, by inserting immediately after said section and line the following:

"478.625. 1. Beginning on January 1, 2003, there shall be three circuit judges in the nineteenth judicial circuit consisting of the county of Cole.

2. One circuit judge shall be first elected in 1982. The second circuit judge shall be first elected in 1984. The third circuit judge shall be first elected in 2002.

3. Effective January 1, **[**~~2003~~**] 2021**, **in compliance with section 478.320,** there shall be **[**~~one less~~**] two** associate circuit **[**~~judge~~**] judges** in Cole County **[**~~than is provided pursuant to section 478.320~~**]**. **The second associate circuit judge shall be first elected in 2020.** "; and

Further amend said bill, Page 29, Section 1, Line 3, by inserting immediately after said section and line the following:

"**[**~~478.375. At such time as a new jail or law enforcement center is constructed within the sixth judicial circuit, a new circuit judgeship shall be added.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 1** was adopted.

Representative Cornejo offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 793, Page 29, Section 610.131, Line 20, by inserting after said section and line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, 571.030, 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; and

(10) Any violations of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) **At the time the petition is filed,** it has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection.

Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 793, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Bill No. 793, Page 22, Section 211.435, Line 7, by deleting the word "**used**" and inserting in lieu thereof the following:

"**distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425**"; and

Further amend said bill, Page 29, Section 610.131, Line 20,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Cornejo, **House Amendment No. 2, as amended**, was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Schroer, **HCS SB 793, as amended**, was adopted.

On motion of Representative Schroer, **HCS SB 793, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Taylor	Trent	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Brown 57	Conway 104	Cookson
Curtman	Fitzpatrick	Higdon	Lichtenegger	Peters

Phillips	Pogue	Roden	Rowland 155	Swan
Tate	Unsicker	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 659, as amended**, and has taken up and passed **HCS SB 659**.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCS HCR 77, relating to the Bangert Island riverfront transformational project, was taken up by Representative Matthiesen.

On motion of Representative Matthiesen, **HCS HCR 77** was adopted.

On motion of Representative Matthiesen, **HCS HCR 77** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Marshall	McDaniel	Moon	Shull 16

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brown 27	Brown 57	Butler	Conway 104
Cookson	Curtman	Ellington	Fitzpatrick	Fraker
Higdon	May	McGee	Miller	Peters
Phillips	Pogue	Rowland 155	Smith 85	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS SB 892: Representatives Walker (3), Bondon, Taylor, Anders and Morgan

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS SB 892, as amended**.

Senators: Walsh, Sifton, Munzlinger, Cunningham, Crawford

THIRD READING OF HOUSE BILLS

HCS#2 HB 1802 and **HCS HB 1577** were placed on the Informal Calendar.

HB 2644, relating to sheltered workshops, was taken up by Representative Rowland (29).

On motion of Representative Rowland (29), **HB 2644** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater

Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Brown 57	Conway 104	Cookson
Curtman	Davis	Fitzpatrick	Green	Haahr
Higdon	Peters	Phillips	Pogue	Rowland 155
Schroer	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight

Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 003

Hurst	Moon	Wilson

PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 020

Brown 27	Brown 57	Burnett	Conway 104	Cookson
Curtis	Curtman	Fitzpatrick	Fitzwater	Haahr
Higdon	Marshall	Mathews	Peters	Phillips
Pogue	Rowland 155	Schroer	Smith 85	Unsicker

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2125, relating to the right to shop act, was taken up by Representative Helms.

On motion of Representative Helms, the title of **HCS HB 2125** was agreed to.

Representative Helms offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2125, Page 1, Section 103.185, Lines 5 and 6, by deleting said lines and inserting in lieu thereof the following:

"**a health care provider participating in the carrier's network or the amount the carrier is required to pay under the carrier's policy for out-of-network covered benefits**"; and

Further amend said bill and section, Pages 2 and 3, Lines 49 through 67, by deleting all of said lines; and

Further amend said section by renumbering accordingly; and

Further amend said bill and section, Page 3, Line 69, by deleting the word "**enrollees**" and inserting in lieu thereof the words "**health plan non-medicare primary members**"; and

Further amend said bill, page and section, Line 70, by inserting after the words "**five years**" the words "**and shall be implemented no later than the 2020 plan year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 1** was adopted.

Representative Barnes (60) assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Helms, **HCS HB 2125, as amended**, was adopted.

On motion of Representative Helms, **HCS HB 2125, as amended**, was ordered perfected and printed.

BILLS IN CONFERENCE

CCR SS HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **CCR SS HB 1858** was adopted by the following vote:

AYES: 119

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bernskoetter	Berry	Bondon
Brattin	Burns	Chipman	Christofanelli	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Messenger
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 041

Alferman	Bahr	Beard	Black	Brown 27
Brown 57	Burnett	Butler	Carpenter	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman
Ellebracht	Ellington	Fitzpatrick	Green	Higdon
Houx	Kendrick	Kidd	Lavender	May
Merideth 80	Miller	Mitten	Nichols	Peters
Phillips	Pierson Jr	Plocher	Pogue	Quade
Razer	Reisch	Rhoads	Schroer	Smith 85
Wilson				

VACANCIES: 002

On motion of Representative Christofanelli, **CCS SS HB 1858** was read the third time and passed by the following vote:

AYES: 120

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bernskoetter	Berry	Bondon
Brattin	Burns	Chipman	Christofanelli	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 040

Alferman	Bahr	Beard	Black	Brown 27
Brown 57	Burnett	Butler	Carpenter	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman

Ellebracht	Ellington	Fitzpatrick	Green	Higdon
Houghton	Houx	Kendrick	Kidd	Lavender
May	Merideth 80	Miller	Mitten	Peters
Phillips	Pierson Jr	Plocher	Pogue	Quade
Razer	Reisch	Rhoads	Schroer	Smith 85

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 1795, **HCS HB 2157**, **HB 2632**, **HB 2607** and **HCS HB 2259** were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 97 - Local Government
HCR 99 - Utilities
HCR 108 - Government Efficiency

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 69 - Ways and Means
HJR 79 - Economic Development
HJR 82 - Elections and Elected Officials
HJR 88 - Economic Development
HJR 103 - Economic Development

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1235 - Special Committee on Tourism
HB 1240 - Health and Mental Health Policy
HB 1258 - Health and Mental Health Policy
HB 1269 - Local Government
HB 1314 - General Laws
HB 1360 - General Laws
HB 1407 - Special Committee on Litigation Reform
HB 1433 - Crime Prevention and Public Safety
HB 1447 - Transportation
HB 1482 - Ways and Means
HB 1508 - Judiciary

HB 1560 - Health and Mental Health Policy
HB 1568 - Economic Development
HB 1593 - Elementary and Secondary Education
HB 1693 - Workforce Development
HB 1724 - Insurance Policy
HB 1764 - Transportation
HB 1765 - Special Committee on Government Oversight
HB 1810 - Crime Prevention and Public Safety
HB 1827 - Agriculture Policy
HB 1863 - Special Committee on Litigation Reform
HB 1917 - Judiciary
HB 2036 - Special Committee on Government Oversight
HB 2100 - General Laws
HB 2124 - Judiciary
HB 2141 - General Laws
HB 2142 - Elections and Elected Officials
HB 2291 - Special Committee on Government Oversight
HB 2345 - Utilities
HB 2346 - Insurance Policy
HB 2382 - Elementary and Secondary Education
HB 2385 - Transportation
HB 2387 - Special Committee on Litigation Reform
HB 2389 - Ways and Means
HB 2394 - Special Committee on Government Oversight
HB 2402 - Special Committee on Government Oversight
HB 2486 - Utilities
HB 2510 - Crime Prevention and Public Safety
HB 2575 - Economic Development
HB 2598 - Crime Prevention and Public Safety
HB 2619 - Elementary and Secondary Education
HB 2659 - Professional Registration and Licensing
HB 2674 - Health and Mental Health Policy
HB 2675 - Health and Mental Health Policy
HB 2677 - Local Government
HB 2684 - Judiciary
HB 2725 - Crime Prevention and Public Safety
HB 2729 - Insurance Policy

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 37 - Economic Development

COMMITTEE REPORTS

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 796**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Franklin, Helms, Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (3): Grier, McGee and Walker (74)

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **SS SCS SB 586**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Roden

Noes (1): McDaniel

Absent (4): Curtis, Curtman, Ellington and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 5612**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 86**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Butler and Curtis

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 953**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SCS SB 953** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

COMMUNICATIONS

May 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

It has come to my attention that in the Journal of the House for Wednesday, May 2, 2018, on page 2314, Representative Clem Smith is listed as voting “no” on the third reading of HCS SS SCS SBs 894 & 921.

Since Representative Clem Smith was absent with leave from the House, and participated in no other votes on May 2 before or after the vote on HCS SS SCS SBs 894 & 921, I believe Representative Smith’s vote on this bill was registered in error. Please take whatever corrective steps you deem appropriate.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 8, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.
Executive session will be held: SS SB 982
Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET
Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.
Executive session may be held on any matter referred to the committee.
Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013.

CONSENT AND HOUSE PROCEDURE
Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session may be held on any matter referred to the committee.
Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422, HR 5868 and HR 6104 because date requested for chamber use has passed.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.
Public hearing will be held: SB 973
Executive session will be held: SB 973
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, May 8, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Public hearing will be held: SB 954, SCS SB 1007
Executive session will be held: SB 954, SCS SB 1007
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1513, HCR 97
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, May 9, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SCS SB 846
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 8, 2018, 5:40 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: HCS SB 796
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HCS SB 655, HCS SB 773, SB 786, HCS SB 808, HCS SB 884, SS SCS SB 907, SB 981, HCS SCS SBs 946 & 947
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2634
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

UTILITIES
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 6.
Public hearing will be held: HB 2596
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-NINTH DAY, TUESDAY, MAY 8, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake
HCS HJR 100 - Plocher

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon

HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon

HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)
HCS HCR 86 - Moon

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769 - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597 - Wiemann
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-NINTH DAY, TUESDAY, MAY 8, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I therefore beg you to live a life worthy of the calling to which you have been called. (Ephesians 4:1)

Eternal God, who in Your word has revealed to us the way, the truth, and the life, lead us, we pray, to walk in Your way, help us to believe Your truth, and give us courage to live Your life. Strengthen our hearts that in the midst of doubts within and disturbances without we may hold fast to those things we believe to be right and good for all people.

Grant Your blessings to all who work under the dome of this capitol and to all who serve our State. May all of us be made strong to do what ought to be done and what must be done if law and order is to prevail, if justice is to be done, and if people are to live together in peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Max Politte.

The Journal of the sixty-eighth day was approved as printed by the following vote:

AYES: 119

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Black
Bondon	Brattin	Burnett	Burns	Butler
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCreery	McGaugh
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade

Razer	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roden	Rone	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 042

Adams	Beard	Berry	Brown 27	Brown 57
Carpenter	Chipman	Conway 10	Curtis	Curtman
Dinkins	Ellebracht	Ellington	Green	Grier
Hansen	Kelley 127	Kidd	Kolkmeyer	Matthiesen
May	McCann Beatty	McDaniel	McGee	Messenger
Mitten	Moon	Neely	Newman	Peters
Plocher	Pogue	Reiboldt	Roberts	Roeber
Ross	Rowland 29	Schroer	Smith 85	Spencer
Stephens 128	Wilson			

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 743, relating to elementary and secondary education, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HCS SB 743** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall **[**~~continue to~~**]** handle the funds from the **career and technical student** organizations **[**~~in the same manner as it did during school year 2011-12~~**]**, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"**160.430. 1. For purposes of this section and sections 160.432 and 160.435, "school of innovation" means a program approved by the school board of a school district with a curriculum, delivery method, or instructional model different from the traditional school model. A program qualifies as a school of innovation even if it does not have a building or facility that is separate from other district grade-level school buildings.**

2. Students may attend a school of innovation and still be considered enrolled in a traditional school building for the purposes of cocurricular activities, extracurricular activities, and general courses available to both students in the school of innovation and students in the traditional public school setting.

3. The board of education of a school district may, by a majority vote of the entire board, establish a school of innovation. Before the vote, the board members shall prepare and distribute to all members a written description of the educational mission of the school of innovation, the research that supports that mission, the educational goals for the school of innovation, and the process the district intends to use to determine if the school of innovation is meeting those goals.

4. The school day, school hours, and school term of a school of innovation may be different from other schools in the district. Schools of innovation shall be required to meet the minimum school day or school term requirements in sections 160.011, 160.041, 171.031, and 171.033.

5. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a school of innovation shall equal, upon completion of the school year, one hundred five percent of the hours of attendance possible for the same or similar program delivered in the traditional school setting offered in the district. State funding shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of the program, with distribution of state funding to a school district at each increment equal to fifty-two and one-half percent of hours of attendance possible for the same or similar program delivered in the traditional program in the district.

6. For the first three years a school of innovation exists, the graduation rates, attendance rates, and scores on the statewide assessments established under section 160.518 of the students enrolled in the school of innovation shall not be considered when determining a district's accreditation status, unless the district chooses for those scores and rates to be considered.

7. The board of a school district that has established a school of innovation shall annually review the overall academic performance of the school of innovation and the progress the school of innovation has made toward achieving the educational goals set when the school was established. The board may, by a majority vote of the entire board, alter, amend, extend, or change the goals or educational mission of the school of innovation. The board may at any time vote to revoke the school's status as a school of innovation.

8. A superintendent of a school district with a school of innovation, or his or her designee, may assign specific teachers and district employees to a school of innovation, regardless of existing policies, practices, or collective bargaining agreements.

9. (1) The board of a school district that has established a school of innovation may, at its discretion, pay a teacher assigned to and teaching in the school of innovation more than what the teacher would otherwise receive on the teacher salary schedule in order to compensate for the additional training, alternative lesson plans, extended hours, and additional duties associated with the position.

(2) Teachers assigned to a school of innovation may earn tenure in the district, but the teachers have no right or entitlement to continue to work in a school of innovation.

(3) Teaching contracts for teachers assigned to a school of innovation shall not include a set number of days, months, or working hours. A teacher assigned to a school of innovation shall receive a school calendar outlining general attendance expectations.

(4) If a district reassigns a teacher from a school of innovation and then pays the teacher on the teacher salary schedule for the district, the reassignment shall not be considered a demotion under sections 168.102 to 168.130, even if the teacher's compensation is reduced.

10. Notwithstanding any provision of chapter 169 or any other provision of law, a teacher receiving retirement benefits under chapter 169 may, without losing his or her retirement benefits, teach on a full-time or part-time basis in a school of innovation if the teacher is certificated and has teaching experience in a subject that is essential to the mission of the school of innovation and the district can demonstrate that it has been unsuccessful in employing a teacher with the same certification and relevant experience in the subject area. A retired teacher who is employed to work at a school of innovation under this subsection shall not be eligible to earn tenure.

11. A school district that establishes a school of innovation may allow students who are not residents of the district to attend the school of innovation upon payment of tuition by the student, parents, or the student's resident school district or charter school. The school district that establishes the school of innovation shall not be responsible for the transportation of nonresident students. A school district may enter into an agreement with the district that has established the school of innovation to share staff, facilities, or other resources in lieu of or in addition to tuition.

12. (1) The board of a school district that has established or that seeks to establish a school of innovation may apply to the state board of education for a waiver of a state statute or regulation that impedes the establishment of a school of innovation or that is otherwise a barrier to the innovative educational mission.

(2) The state board of education shall hold a public hearing to determine if a waiver should be granted. The state board of education may, by a majority vote of the entire state board, waive a state statute or regulation for the limited purpose of operating the school of innovation. Such waiver shall last three years and may be extended by the state board of education for three-year terms upon evidence that the waiver has resulted in the desired educational innovation and opportunity.

13. The department of elementary and secondary education shall review all existing laws, regulations, and processes and take action to remove any identified barriers to school districts using innovative education models. The department of elementary and secondary education shall report to the governor before December 1, 2018, any state or federal statutes or regulations that could impede the establishment of schools of innovation.

14. Subject to appropriation, the governor, or a task force appointed by the governor, shall annually award ten competitive grants to school districts for the establishment, implementation, or expansion of schools of innovation.

160.432. A school district may enter into an agreement with one or more other school districts to provide students access to courses or schools, including schools of innovation. School districts may enter into agreements to share staff, facilities, or other resources in lieu of or in addition to tuition paid by a district for its students to access the courses or schools, including schools of innovation. The school district sponsoring the course or school, including the school of innovation, shall retain financial and legal responsibility unless determined otherwise in the agreement.

160.435. 1. A school district may enter into an agreement with one or more other school districts to cooperatively provide schools to educate resident students of all participating districts. Such schools shall be known as "cooperative schools". Cooperative school services may be provided in the facilities of any of the cooperating districts or in facilities leased by the cooperating districts or through a third-party vendor. The agreement shall describe the nature of the services to be provided. Services may include full-day instruction, individual courses, a specialized program of studies, or the establishment of a shared school of innovation.

2. Districts participating in a cooperative school shall equally share financial and legal responsibility for the school, courses, and employees assigned to such schools and courses, unless otherwise determined in the agreement. Participating districts shall contribute funds, facilities, staff, or other resources to operate the cooperative school as determined in the agreement.

3. A cooperative school shall be governed by a committee, with one appointed representative from each participating school district. The committee shall have the legal authority to create and oversee a budget, enter into contracts, employ staff, and pay bills associated with the cooperative school. The financial resources devoted to the cooperative school by the participating districts shall be kept in a separate account, shall be solely devoted to the cooperative school, and shall carry over from year to year to the benefit of the cooperative school.

4. If an agreement under this section expires and no new agreement is reached, a cooperative school may be dissolved by a unanimous vote of the representatives on the committee governing the cooperative school or by a vote of the boards of education of all the participating school districts. If dissolved, all resources, debt, or legal liability incurred shall be divided in accordance with the agreement.

5. Eligible students from participating districts shall have an equal opportunity to attend the cooperative school, as determined by the agreement. Any student enrolled in a participating district shall be reported by the sending participating district for state aid purposes. The cooperative school shall share information and student records with the school districts in which students are enrolled.

6. The committee governing the cooperative school shall employ teachers and other staff necessary to operate the cooperative school. The teaching or administrative contracts shall be with the committee governing the cooperative school rather than with the participating school districts. Teachers teaching at a cooperative school may earn tenure in the cooperative school in accordance with sections 168.102 to 168.130 but shall not earn tenure with any participating district based on employment in the cooperative school.

7. Teachers who were employed by a participating school district immediately before their employment with the cooperative school shall not lose years toward tenure in the participating district or lose tenure previously earned in the participating school district. However, the teacher shall not continue to earn years toward tenure in the participating district during his or her employment with the cooperative school.

8. If the committee governing the cooperative school determines that the school needs to reduce or rearrange staff due to a decrease in student enrollment, reorganization of the program, or financial conditions, teaching staff shall be placed on leaves of absence from the cooperative school in accordance with section 168.124. If a teacher is placed on leave of absence from the cooperative school but has previously earned tenure in a participating district immediately before his or her employment in the cooperative school, the participating district may reemploy the tenured teacher, and the teacher shall be considered tenured upon reemployment. If a teacher is placed on leave of absence from the cooperative school but was a probationary teacher in a participating district immediately before his or her employment with the cooperative school, and the participating district reemploys the teacher, the teacher shall not have lost years toward tenure previously earned with the participating district.

160.545. 1. There is hereby established **[**~~within the department of elementary and secondary education~~**]** the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) **[**~~Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and~~

~~(4)~~**]** Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

[~~(5)~~**]** **(4)** Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary

education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision **[**~~(5)~~**] (4)** of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 of this section.

8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection **[**~~10~~**] 11** of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least **[**~~three~~**] two** years **[**~~immediately prior to graduation~~**]** that meets the requirements of subsection 2 of this section; except that, students who are active duty military dependents, and students who are **[**~~dependants~~**] dependents** of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty, who**[**~~, in the school year immediately preceding graduation,~~**]** meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the **[**~~three-year~~**] two-year** attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school **or through the semester immediately before taking the course for which he or she seeks reimbursement** as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department; and

(4) Who is a citizen or permanent resident of the United States.

9. **A student who meets the requirements established in subsection 8 of this section immediately before taking the course for which he or she seeks reimbursement shall receive reimbursement of the cost of tuition, books, and fees for any dual credit or dual enrollment course offered in a high school in association with a public community college or vocational or technical school, subject to the requirements of subsection 11 of this section. Eligible students who qualify for reimbursement under this subsection shall also receive reimbursement for the costs associated with an advanced placement course or test.**

10. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

[~~10.~~**]** **11.** For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill and page, Section 162.401, Line 9, by inserting immediately after said line the following:

"162.1250. 1. School districts shall receive state school funding under sections 163.031, 163.043, and 163.087 for resident students who are enrolled in the school district and who are taking a virtual course or full-time virtual program offered by the school district. The school district may offer instruction in a virtual setting using technology, intranet, and internet methods of communications that could take place outside of the regular school district facility. The school district may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with district policy to any resident student of the district who is enrolled in the school district. Nothing in this section shall preclude a private, parochial, or home school student residing within a school district offering virtual courses or virtual programs from enrolling in the school district in accordance with the combined enrollment provisions of section 167.031 for the purposes of participating in the virtual courses or virtual programs.

2. Charter schools shall receive state school funding under section 160.415 for students enrolled in the charter school who are completing a virtual course or full-time virtual program offered by the charter school. Charter schools may offer instruction in a virtual setting using technology, intranet, and internet methods of communications. The charter school may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with school policy and the charter school's charter to any student enrolled in the charter school.

3. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a district or charter school virtual class shall equal, upon course completion, **[**~~ninety-four~~**]** **ninety-five** percent of the hours of attendance possible for such class delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven **and one-half** percent of hours of attendance possible for such course delivered in the nonvirtual program in a student's school district of residence or charter school.

4. When courses are purchased from an outside vendor, the district or charter school shall ensure that they are aligned with the **[**~~show-me curriculum~~**]** **state learning** standards and comply with state requirements for teacher certification. The state board of education reserves the right to request information and materials sufficient to evaluate the online course. Online classes should be considered like any other class offered by the school district or charter school.

5. Any school district or charter school that offers instruction in a virtual setting, develops a virtual course or courses, or develops a virtual program of instruction shall ensure that the following standards are satisfied:

(1) The virtual course or virtual program utilizes appropriate content-specific tools and software;

(2) Orientation training is available for teachers, instructors, and students as needed;

(3) Privacy policies are stated and made available to teachers, instructors, and students;

(4) Academic integrity and internet etiquette expectations regarding lesson activities, discussions, electronic communications, and plagiarism are stated to teachers, instructors, and students prior to the beginning of the virtual course or virtual program;

(5) Computer system requirements, including hardware, web browser, and software, are specified to participants;

(6) The virtual course or virtual program architecture, software, and hardware permit the online teacher or instructor to add content, activities, and assessments to extend learning opportunities;

(7) The virtual course or virtual program makes resources available by alternative means, including but not limited to, video and podcasts;

(8) Resources and notes are available for teachers and instructors in addition to assessment and assignment answers and explanations;

(9) Technical support and course management are available to the virtual course or virtual program teacher and school coordinator;

(10) The virtual course or virtual program includes assignments, projects, and assessments that are aligned with students' different visual, auditory, and hands-on learning styles;

(11) The virtual course or virtual program demonstrates the ability to effectively use and incorporate subject-specific and developmentally appropriate software in an online learning module; and

(12) The virtual course or virtual program arranges media and content to help transfer knowledge most effectively in the online environment.

6. Any special school district shall count any student's completion of a virtual course or program in the same manner as the district counts completion of any other course or program for credit.

7. A school district or charter school may contract with multiple providers of virtual courses or virtual programs, provided they meet the criteria for virtual courses or virtual programs under this section.

162.1251. 1. Any individual, organization, company, or charter school that offers a virtual course in Missouri, other than a school district, may request certification of the course by the department of elementary and secondary education. The department shall certify only courses that meet the following requirements as well as other factors determined relevant by the department to verify quality:

(1) The course is aligned with the state learning standards;

(2) The course is taught by a teacher who is certificated to teach in the state of Missouri;

(3) The course and its delivery method meet federal accessibility requirements to accommodate those who are disabled;

(4) The course complies with state and federal privacy requirements for student records;

(5) The course meets the same requirements imposed on virtual courses under section 162.1250;

(6) The course provider does not discriminate on the basis of race, color, religion, sex, national origin, ancestry, disability, English language learner status, or income level; and

(7) If the department requires that school districts administer a statewide assessment or end-of-course assessment in relation to the course, the course provider pays for and administers the assessment to students enrolled in the course.

2. The department of elementary and secondary education may charge a fee to all virtual course providers to pay for the costs of certification and recertification of virtual courses. The department may at any time request information and materials or interview staff or students to evaluate or reevaluate the virtual course or to verify continuing compliance with the requirements established by the department. The department shall investigate any complaint made against a virtual course provider. The department may revoke certification of a course or refuse to recertify a course if the course does not meet the requirements of this section or other relevant laws, the course provider does not comply with requests for information, or the department has articulable concerns regarding the quality of the course or the instruction provided in the course.

3. Each virtual course provider offering a course certified under this section shall annually report to the department of elementary and secondary education and post on the provider's website a report card detailing the number of students who have enrolled in the course and the number of students who have completed the course with a passing grade. If there is a statewide assessment or end-of-course assessment related to the course, the report card shall include the aggregate assessment scores of the students who took the assessment.

4. A virtual course provider offering a course certified under this section shall immediately transfer records upon the request of the parent, the student, or the school district or charter school that has paid for part or all of the virtual course for which the records are requested, regardless of whether additional tuition

or fees are owed for the course. School districts and charter schools are required to accept transferred credit from any virtual course certified by the department of elementary and secondary education upon receipt of adequate records verifying completion of the course by the student.

5. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

162.1252. 1. (1) If a school district or charter school does not offer a particular course a student wishes to take or a course substantially similar to the course a student wishes to take in the school the student attends and the school the student attends gives instruction in a grade or grades not lower than the sixth nor higher than the twelfth grade, the student or his or her parent may submit a written request to the superintendent or his or her designee or the principal of the charter school for the district or charter school to provide the course to the student virtually or otherwise. The written request shall explain why the district or charter school should provide the course to the student. The superintendent or his or her designee or the principal of the charter school shall notify the student or parent of his or her decision with respect to the request within forty-five days of receipt.

(2) If the superintendent or his or her designee or the principal of the charter school declines to offer the course virtually or otherwise, the parent or student may submit a written request to the school board or the governing board of the charter school to provide the course to the student. The school board or the governing board of the charter school shall act on the request within forty-five days of receipt. If the request is denied or not acted upon, and there is a certified virtual course offered in accordance with section 162.1251, the district or charter school shall pay the tuition for the student to take the course if the student meets the requirements of subsection 2 of this section; except that, the district or charter school is required to pay for only one virtual course each semester for a student.

2. To qualify for payment of a virtual course by the district or charter school, the student shall be currently enrolled in the school district or charter school and shall have been enrolled in and regularly attending the school district or charter school for at least one school year. If the student is receiving special educational services, as defined in section 162.675, the student's individualized education program team shall approve the course as appropriate for the student. The district or charter school is not required to pay the tuition for a student to take a virtual course if the student has dropped out of or failed to complete a virtual course within the past three years.

3. No school district or charter school shall pay, for any one course for a student, more than fourteen percent of the state adequacy target, as defined in section 163.011. The virtual course provider shall bill the school district or charter school on a monthly basis. If a student discontinues enrollment in the district or charter school, drops out of the course, or fails to adequately participate in the course, the district or charter school may stop making monthly payments to the virtual course provider.

4. If a school district or charter school pays for a virtual course as required in this section, the district or charter school may collect state aid for the course. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a virtual course shall equal, upon course completion, ninety-five percent of the hours of attendance possible for a similar course delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven and one-half percent of hours of attendance possible for such course delivered in the nonvirtual program in the student's school district of residence or charter school.

5. The virtual course provider shall provide the school district or charter school all student records and progress reports regarding the performance and attendance of the district or charter school students taking the course.

6. Nothing in this section shall require any school district, any charter school, or the state to provide computers, equipment, or internet access to any student.

7. For purposes of this section, "charter school" shall mean a charter school that has declared itself a local educational agency."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.231. 1. Within all school districts except metropolitan districts the board of education shall provide transportation to and from school for all pupils living more than three and one-half miles from school and may provide transportation for all pupils. State aid for transportation shall be paid as provided in section 163.161 only on the basis of the cost of pupil transportation for those pupils living one mile or more from school, including transportation provided to and from publicly operated university laboratory schools. The board of education may provide transportation for pupils living less than one mile from school at the expense of the district and may prescribe reasonable rules and regulations as to eligibility of pupils for transportation, and, notwithstanding any other provision of law, no such district shall be subject to an administrative penalty when the district demonstrates pursuant to rule established by the state board of education that such students are required to cross a state highway or county arterial in the absence of sidewalks, traffic signals, or a crossing guard and that no existing bus stop location has been changed to permit a district to evade such penalty. If no increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from the school, the board may transport said pupils. If an increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from school, the board shall submit the question at a public election. If a two-thirds majority of the voters voting on the question at the election are in favor of providing the transportation, the board shall arrange and provide therefor.

2. The proposal and the ballots may be in substantially the following form:

Shall the board of education of the school district provide transportation at the expense of the district for pupils living less than one mile from school and be authorized to levy an additional tax of cents on the one hundred dollars assessed valuation to provide funds to pay for such transportation service?

☐ YES ☐ NO

(If you are in favor of the proposition (or question), place an X in the box opposite "YES". If you are opposed to the proposition (or question), place an X in the box opposite "NO".)

3. The board of education of any school district may provide transportation to and from school for any public school pupil not otherwise eligible for transportation under the provisions of state law, and may prescribe reasonable rules and regulations as to eligibility for transportation, if the parents or guardian of the pupil agree in writing to pay the actual cost of transporting the pupil. The minimum charge would be the actual cost of transporting the pupil for ninety school days, which actual cost is to be determined by the average per-pupil cost of transporting children in the school district during the preceding school year. The full actual cost shall be paid by the parent or guardian of the pupil and shall not be paid out of any state school aid funds or out of any other revenues of the school district. The cost of transportation may be paid in installments, and the board of education shall establish the cost of the transportation and the time or times and method of payment.

4. A school district or charter school may arrange to have students transported using alternative methods such as existing public transportation or vehicles other than a school bus, as long as the district or charter school pays the cost of the transportation or provides for the transportation without cost to the student.

168.011. 1. No person shall be employed to teach in any position in a public school until he **or she** has received a valid certificate of license entitling him **or her** to teach in that position.

2. Teaching in the state of Missouri, performing other related education duties, school administration, and teacher education are hereby declared to be professions with all the appropriate rights, responsibilities and privileges accorded to other recognized professions.

3. A district may collect state aid for a student attending a course virtually, through videoconferencing or electronically, even if the supervising employee in the classroom is not a certificated employee as long as the person teaching the course has a valid certificate of license entitling him or her to teach in that position or is employed by a postsecondary institution and is teaching a dual credit, dual enrollment, or advanced placement course.

168.021. 1. Certificates of license to teach in the public schools of the state shall be granted as follows:

(1) By the state board, under rules and regulations prescribed by it:

(a) Upon the basis of college credit;

(b) Upon the basis of examination;

(2) By the state board, under rules and regulations prescribed by the state board with advice from the advisory council established by section 168.015 to any individual who presents to the state board a valid doctoral degree from an accredited institution of higher education accredited by a regional accrediting association such as North Central Association. Such certificate shall be limited to the major area of postgraduate study of the holder, shall be issued only after successful completion of the examination required for graduation pursuant to rules adopted by the state board of education, and shall be restricted to those certificates established pursuant to subdivision (1) of subsection 3 of this section;

(3) By the state board, which shall issue the professional certificate classification in both the general and specialized areas most closely aligned with the current areas of certification approved by the state board, commensurate with the years of teaching experience of the applicant, and based upon the following criteria:

(a) Recommendation of a state-approved baccalaureate-level teacher preparation program;

(b) Successful attainment of the Missouri qualifying score on the exit assessment for teachers or administrators designated by the state board of education. Applicants who have not successfully achieved a qualifying score on the designated examinations will be issued a two-year nonrenewable provisional certificate; and

(c) Upon completion of a background check as prescribed in section 168.133 and possession of a valid teaching certificate in the state from which the applicant's teacher preparation program was completed;

(4) By the state board, under rules prescribed by it, on the basis of a relevant bachelor's degree, or higher degree, and a passing score for the designated exit examination, for individuals whose academic degree and professional experience are suitable to provide a basis for instruction solely in the subject matter of banking or financial responsibility, at the discretion of the state board. Such certificate shall be limited to the major area of study of the holder and shall be restricted to those certificates established under subdivision (1) of subsection 3 of this section. Holders of certificates granted under this subdivision shall be exempt from the teacher tenure act under sections 168.102 to 168.130 and each school district shall have the decision-making authority on whether to hire the holders of such certificates; **[**~~or~~**]**

(5) By the state board, under rules and regulations prescribed by it, on the basis of certification by the American Board for Certification of Teacher Excellence (ABCTE) and verification of ability to work with children as demonstrated by sixty contact hours in any one of the following areas as validated by the school principal: sixty contact hours in the classroom, of which at least forty-five must be teaching; sixty contact hours as a substitute teacher, with at least thirty consecutive hours in the same classroom; sixty contact hours of teaching in a private school; or sixty contact hours of teaching as a paraprofessional, for an initial four-year ABCTE certificate of license to teach, except that such certificate shall not be granted for the areas of early childhood education, or special education. For certification in the area of elementary education, ninety contact hours in the classroom shall be required, of which at least thirty shall be in an elementary classroom. Upon the completion of the requirements listed in paragraphs (a), (b), (c), and (d) of this subdivision, an applicant shall be eligible to apply for a career continuous professional certificate under subdivision (2) of subsection 3 of this section:

(a) Completion of thirty contact hours of professional development within four years, which may include hours spent in class in an appropriate college curriculum;

(b) Validated completion of two years of the mentoring program of the American Board for Certification of Teacher Excellence or a district mentoring program approved by the state board of education;

(c) Attainment of a successful performance-based teacher evaluation; and

(d) **[**~~Participate~~**] Participation** in a beginning teacher assistance program**; or**

(6) By the state board, under rules and regulations prescribed by it, on the basis of specialized knowledge and experience in a discrete subject area for which the certificate is issued.

2. All valid teaching certificates issued pursuant to law or state board policies and regulations prior to September 1, 1988, shall be exempt from the professional development requirements of this section and shall continue in effect until they expire, are revoked or suspended, as provided by law. When such certificates are required to be renewed, the state board or its designee shall grant to each holder of such a certificate the certificate most nearly equivalent to the one so held. Anyone who holds, as of August 28, 2003, a valid PC-I, PC-II, or continuous professional certificate shall, upon expiration of his or her current certificate, be issued the appropriate level of certificate based upon the classification system established pursuant to subsection 3 of this section.

3. Certificates of license to teach in the public schools of the state shall be based upon minimum requirements prescribed by the state board of education which shall include completion of a background check as prescribed in section 168.133. The state board shall provide for the following levels of professional certification: an initial professional certificate and a career continuous professional certificate.

(1) The initial professional certificate shall be issued upon completion of requirements established by the state board of education and shall be valid based upon verification of actual teaching within a specified time period established by the state board of education. The state board shall require holders of the four-year initial professional certificate to:

(a) Participate in a mentoring program approved and provided by the district for a minimum of two years;

(b) Complete thirty contact hours of professional development, which may include hours spent in class in an appropriate college curriculum, or for holders of a certificate under subdivision (4) of subsection 1 of this section, an amount of professional development in proportion to the certificate holder's hours in the classroom, if the certificate holder is employed less than full time; and

(c) Participate in a beginning teacher assistance program.

(2) (a) The career continuous professional certificate shall be issued upon verification of completion of four years of teaching under the initial professional certificate and upon verification of the completion of the requirements articulated in paragraphs (a), (b), and (c) of subdivision (1) of this subsection or paragraphs (a), (b), (c), and (d) of subdivision (5) of subsection 1 of this section.

(b) The career continuous professional certificate shall be continuous based upon verification of actual employment in an educational position as provided for in state board guidelines and completion of fifteen contact hours of professional development per year which may include hours spent in class in an appropriate college curriculum. Should the possessor of a valid career continuous professional certificate fail, in any given year, to meet the fifteen-hour professional development requirement, the possessor may, within two years, make up the missing hours. In order to make up for missing hours, the possessor shall first complete the fifteen-hour requirement for the current year and then may count hours in excess of the current year requirement as make-up hours. Should the possessor fail to make up the missing hours within two years, the certificate shall become inactive. In order to reactivate the certificate, the possessor shall complete twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate. The requirements of this paragraph shall be monitored and verified by the local school district which employs the holder of the career continuous professional certificate.

(c) A holder of a career continuous professional certificate shall be exempt from the professional development contact hour requirements of paragraph (b) of this subdivision if such teacher has a local professional development plan in place within such teacher's school district and meets two of the three following criteria:

a. Has ten years of teaching experience as defined by the state board of education;

b. Possesses a master's degree; or

c. Obtains a rigorous national certification as approved by the state board of education.

4. Policies and procedures shall be established by which a teacher who was not retained due to a reduction in force may retain the current level of certification. There shall also be established policies and procedures allowing a teacher who has not been employed in an educational position for three years or more to reactivate his or her last level of certification by completing twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate.

5. The state board shall, upon completion of a background check as prescribed in section 168.133, issue a professional certificate classification in the areas most closely aligned with an applicant's current areas of certification, commensurate with the years of teaching experience of the applicant, to any person who is hired to teach in a public school in this state and who possesses a valid teaching certificate from another state or certification under subdivision (4) of subsection 1 of this section, provided that the certificate holder shall annually complete the state board's requirements for such level of certification, and shall establish policies by which residents of states other than the state of Missouri may be assessed a fee for a certificate **of** license to teach in the public schools of Missouri. Such fee shall be in an amount sufficient to recover any or all costs associated with the issuing of a certificate of license to teach. The board shall promulgate rules to authorize the issuance of a provisional certificate of license, which shall allow the holder to assume classroom duties pending the completion of a criminal background check under section 168.133, for any applicant who:

(1) Is the spouse of a member of the Armed Forces stationed in Missouri;

(2) Relocated from another state within one year of the date of application;

(3) Underwent a criminal background check in order to be issued a teaching certificate of license from another state; and

(4) Otherwise qualifies under this section.

6. The state board may assess to holders of an initial professional certificate a fee, to be deposited into the excellence in education revolving fund established pursuant to section 160.268, for the issuance of the career

continuous professional certificate. However, such fee shall not exceed the combined costs of issuance and any criminal background check required as a condition of issuance. Applicants for the initial ABCTE certificate shall be responsible for any fees associated with the program leading to the issuance of the certificate, but nothing in this section shall prohibit a district from developing a policy that permits fee reimbursement.

7. Any member of the public school retirement system of Missouri who entered covered employment with ten or more years of educational experience in another state or states and held a certificate issued by another state and subsequently worked in a school district covered by the public school retirement system of Missouri for ten or more years who later became certificated in Missouri shall have that certificate dated back to his or her original date of employment in a Missouri public school.

170.039. 1. (1) School districts and charter schools sponsored by local boards of education may award an enrolled student credit for a high school course if the student is able to demonstrate proficiency in the knowledge, skills, and competencies in the subject area to the satisfaction of the district or charter school sponsored by a local board of education, regardless of whether the student has enrolled in the course with the district or charter school sponsored by a local board of education or completed the course.

(2) Districts and charter schools sponsored by local boards of education that offer proficiency-based credit as described in this section shall notify parents and students in the student handbook or, if a district or charter school sponsored by a local board of education does not provide a student handbook, through other means determined by the district or charter school sponsored by a local board of education.

(3) A student who chooses to demonstrate competency to earn credit as described in this section shall take any statewide assessments associated with any course for which the student earns proficiency-based credit.

2. A student who earns proficiency-based credits shall not be required to graduate earlier than his or her age-related cohorts even if the student earns more credits than necessary to graduate. However, if a student graduates from high school earlier than his or her age-related cohorts due to proficiency-based credits earned by the student, the district may continue to collect state aid for the student until the student's age-related cohorts graduate. The state aid earned in this manner shall be used to provide services to students who are at risk of not graduating on time or at all or to increase the number of students attending a career center from the number of students who attended in the 2017-18 school year.

3. If a student graduates early due to proficiency-based credits earned by the student, the district's collection of state aid for the student as described in subsection 2 of this section shall be determined by counting each course for which the student earned proficiency-based credit as equaling ninety-five percent of the hours of attendance possible for such course even though the student never actually attended the course. The district shall count only those courses necessary for the district to claim full-time status for the student until the student's age-related cohorts graduate."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil**

investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

Representative Ruth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line and the following:

"**161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.**

2. The teacher representative shall be an active classroom teacher. For purposes of this section, "active classroom teacher" means a resident of the state of Missouri who is a full-time teacher with at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified. If the general assembly is not in session at the time for making an appointment, the governor shall make a temporary appointment until the next session of the general assembly, when the governor shall nominate a person to fill the position of teacher representative.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the teacher representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2025.

161.072. **1.** The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 4** was adopted.

Representative Wood offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.**

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (3) raised a point of order that a member was in violation of Rule 85.

The Chair advised members to constrain comments to the amendment under consideration.

On motion of Representative Wood, **House Amendment No. 5** was adopted.

Representative Redmon offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"164.011. 1. The school board of each district annually shall prepare an estimate of the amount of money to be raised by taxation for the ensuing school year, the rate required to produce the amount, and the rate necessary to sustain the school or schools of the district for the ensuing school year, to meet principal and interest payments on the bonded debt of the district and to provide the funds to meet other legitimate district purposes. In preparing the estimate, the board shall have sole authority in determining what part of the total authorized rate shall be used to provide revenue for each of the funds as authorized by section 165.011. Prior to setting tax rates for the teachers' and incidental funds, the school board of each school district annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 4 of section 165.011. Furthermore the tax rate set in the capital projects fund shall not require the reduction of the equalized combined tax rates for the teachers' and incidental funds to be less than the greater of the minimum operating levy for the current year for school purposes established under subsection 2 of section 163.021.

2. The school board of each district shall forward the estimate to the county clerk on or before September first. In school districts divided by county lines, the estimate shall be forwarded to the proper officer of each county in which any part of the district lies.

3. When revising its tax rate each year, the aggregate increase in the valuation of property assessed by the state tax commission for the current year over that of the previous year shall be considered new construction and improvement.

4. The department of elementary and secondary education and any other government agency involved in the tax rate process shall update the necessary forms, reports, and documents in order to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 6** was adopted.

Representative Houghton offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.646. **1.** No contribution or expenditure of public funds shall be made directly by any officer, employee or agent of any political subdivision to advocate, support, or oppose any ballot measure or candidate for public office. **For the purposes of this subsection, the term "contribution or expenditure" shall include, but not be limited to, any use of funds or equipment, supplies, facilities, electricity, ink, paper, or employee time paid for by the political subdivision. For the purposes of this subsection, the term "political subdivision" shall include any political subdivision of the state, and any special district or subdistrict, including any school district.** This section shall not be construed to prohibit any public official of a political subdivision from making public appearances or from issuing press releases concerning any such ballot measure**, provided that the political subdivision makes no direct contribution or expenditure of public funds to produce, print, or distribute any such press release.**

2. Any purposeful violation of this section shall be a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 7** was adopted.

Representative Sommer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"**170.314. 1. The provisions of this section shall be known and may be cited as the "Missouri S.A.F.E. (Strategic Action For Emergencies) Act".**

2. There is hereby established the "School Safety Task Force". The joint committee on education shall provide technical and administrative support as required by the task force to fulfill its duties. Any such support involving monetary expenses shall first be approved by the chair of the joint committee on education. All task force members shall be appointed before November 1, 2018. The membership of the task force shall be inclusive and reflect the racial, gender, geographic, urban, rural, and economic diversity of the state. The membership of the task force shall consist of all of the following:

(1) A teacher, appointed by the governor;

(2) The commissioner of education, or his or her designee;

(3) The commissioner of higher education, or his or her designee;

(4) The president of a four-year university, appointed by a council comprised of presidents and chancellors of public institutions of higher education in Missouri;

(5) The superintendent of the Missouri state highway patrol, or his or her designee;

(6) The director of the department of mental health, or his or her designee;

(7) The director of the state emergency management agency, or his or her designee;

(8) The commissioner of the office of administration, or his or her designee;

(9) A school superintendent, appointed by a statewide association of school superintendents;

(10) A member of a local school board, appointed by a statewide association of school boards;

(11) A school resource officer, appointed by a statewide association of school resource officers;

(12) A licensed school counselor, appointed by a statewide association supporting school counselors;

(13) A sheriff, appointed by a statewide association of sheriffs;

(14) A police chief, appointed by a statewide association of police chiefs;

(15) A local emergency management director, appointed by a statewide association of emergency management and public safety professionals;

(16) The chair of the house elementary and secondary education committee, or his or her designee;

(17) The chair of the senate education committee, or his or her designee;

(18) A member of the house of representatives, appointed by the speaker of the house of representatives;

(19) A member of the senate, appointed by the president pro tempore of the senate;

(20) An attorney specializing in education law, appointed by the Missouri bar association;

(21) The state fire marshal, or his or her designee;

(22) An active law enforcement officer with experience in active shooter and other emergency situations in schools, appointed by a statewide association of peace officers;

(23) A licensed clinical social worker, appointed by a statewide organization supporting licensed clinical social workers;

(24) A school psychologist, appointed by a statewide association supporting school psychologists; and

(25) A school social worker, appointed by a statewide association supporting school social workers.

3. Any member of the task force who is appointed under this section shall serve a term of three years. A member of the task force may be reappointed to serve on the task force. Any vacancy in such appointed membership shall be filled for the remainder of the unexpired term in the manner of the original appointment.

4. The school safety task force shall be divided into four subcommittees. The chair and vice chair of the task force, along with the chairs of each subcommittee, shall comprise the executive committee of the task force, which shall set the duties of the subcommittees. Each subcommittee shall study one of the following four issues:

(1) School climate and discipline;

(2) Mental health and special needs of students;

(3) Physical security and emergency preparedness; and

(4) Substance abuse and gang intervention.

5. The school safety task force shall:

(1) Complete a comprehensive annual review and assessment of state laws, rules, protocols, and minimum standards in place concerning school safety and security;

(2) Identify gaps in school safety and security that need to be addressed;

(3) Examine the various funding streams for school-based mental health services and determine how these streams may best be used in order to provide more accessible and efficient delivery of mental health programs;

(4) Examine school mental health staffing ratios and provide suggestions that allow for the full delivery of services and effective school-community partnerships, including collaboration between school districts;

(5) Develop standards for district-level policies to promote effective school discipline and mental health intervention services;

(6) Examine current intra- and interagency collaboration and suggest ways to improve cooperation;

(7) Examine how to best support multitiered systems of support; and

(8) As needed, submit recommendations for immediate, achievable legislative actions to the governor, the speaker of the house of representatives, the president pro tempore of the senate, and the appropriate legislative committees to ensure that public schools across the state are as safe, secure, and protected as possible.

6. The task force shall hold its first meeting no later than February 1, 2019, with the date, time, and location of the meeting designated by the speaker of the house of representatives.

7. The task force shall meet at least four times within one year of the effective date of this section, and at least annually thereafter, to determine if any recommendations should be made to the general assembly to enhance school safety.

8. At the first meeting of the task force, the task force shall elect a chair, vice chair, and other officers, as determined by the task force, and shall set dates, times, and locations of subsequent meetings. A simple majority of appointed members shall constitute a quorum for any task force committee or subcommittee, but a committee or subcommittee may hear testimony without a quorum.

9. Members of the task force shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the task force according to the policies and procedures of their respective appointing authorities.

10. If the task force has any legislative recommendations, it shall submit its findings and recommendations in writing to the general assembly by December thirty-first of each year.

170.315. 1. There is hereby established the Active Shooter and Intruder Response Training **[**~~for Schools~~**]** Program (ASIRT).

2. (1) Each school district and each charter school shall establish:

(a) A schools safety and emergency response procedure; and

(b) An active shooter and intruder response training program.

(2) Both the procedure and the training required to be established under this subsection shall include and address timely response to emergencies including, but not limited to, invasions by armed outsiders, hostage situations, armed students, and any other dangerous situations.

3. Each school district and charter school **[**~~may, by July 1, 2014,~~**] shall** include in its teacher and school employee training a component on how to properly respond to students who provide them with information about a threatening situation and how to address situations in which there is a potentially dangerous or armed intruder in the school. Training **[**~~may~~**] shall** also include information and techniques on how to address situations where an active shooter is present in the school or on school property.

[~~2.~~**] 4.** Each school district and charter school **[**~~may~~**] shall** conduct the **active shooter and intruder response** training on an annual basis. **[**~~If no formal training has previously occurred, the length of the training may be eight hours. The length of annual continuing training may be four hours.~~

~~3.~~**] 5.** All school personnel **of each school district and each charter school** shall participate in **the annual active shooter and intruder response training, which shall include** a simulated active shooter and intruder response drill conducted and led by law enforcement professionals. Each drill **[**~~may~~**] shall** include an explanation of its purpose and a safety briefing. The training shall require each participant to know and understand how to respond in the event of an actual emergency on school property or at a school event. The drill **[**~~may~~**] shall** include:

(1) Allowing school personnel to respond to the simulated emergency in whatever way they have been trained or informed; and

(2) Allowing school personnel to attempt and implement new methods of responding to the simulated emergency based upon previously used unsuccessful methods of response.

[~~4.~~**] 6.** All instructors for the **active shooter and intruder response training** program shall be certified by the department of public safety's peace officers standards training commission.

[~~5.~~**] 7.** School districts and charter schools **[**~~may~~**] shall** consult and collaborate with **the department of public safety,** law enforcement authorities, emergency response agencies, **[**~~and~~**] or** other organizations and entities trained to deal with active shooters or potentially dangerous or armed intruders **to develop and establish the active shooter and intruder response training program and the schools safety and emergency response procedure**.

[~~6.~~**] 8.** Public schools shall foster an environment in which students feel comfortable sharing information they have regarding a potentially threatening or dangerous situation with a responsible adult."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 8** was adopted.

Representative Rehder offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person**[**~~. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure~~**]**;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; **[**~~and~~**]**

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends**; and**

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature, especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rhoads assumed the Chair.

Representative Kelly (141) offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 743, Page 1, Lines 28 and 29, by deleting all of said lines and inserting in lieu thereof the following:

"be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Amendment No. 1 to House Amendment No. 9** was adopted.

Representative Burnett offered **House Amendment No. 2 to House Amendment No. 9**.

House Amendment No. 2
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 743, Page 2, Lines 32 through 44, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.~~

~~8. As used in this section, the following terms mean:~~

~~(1) "Abortion", the same meaning as such term is defined in section 188.015;~~

~~(2) "Abortion services":~~

~~(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;~~

~~(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or~~

~~(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother.~~**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler

Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 27	Curtman	Davis	Ellebracht	Gray
Mitten	Peters	Pogue	Reisch	Runions
Schroer	Spencer			

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 2 to House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Christofanelli:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Walker 74	Wessels			

NOES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth

Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Cornejo	Curtman
Ellebracht	Kendrick	Mitten	Peters	Pogue
Revis	Runions	Schroer	Washington	

VACANCIES: 002

On motion of Representative Rehder, **House Amendment No. 9, as amended**, was adopted.

Representative Pike offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**168.770. 1. For purposes of this section, the following terms mean:**

(1) "School librarian", a teacher who holds a certificate of license to teach under section 168.021 and is certified as a library media specialist by the department of elementary and secondary education;

(2) "School library information and technology program", a school-based program that is staffed by a school librarian and that provides a broad, flexible array of services, resources, and instruction that support student mastery of the essential academic learning requirements and state standards in all subject areas and the implementation of any school improvement plan of the district.

2. Before July 1, 2019, the department of elementary and secondary education shall develop a process for recognition of a district's school library information and technology program.

3. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 10** was adopted.

Representative Corlew offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"171.200. 1. This section and section 173.1551 shall be known and may be cited as the "Cronkite New Voices Act".

2. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public high school, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a public high school student who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a school district to supervise or provide instruction relating to school-sponsored media.

3. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

4. School districts and student-media advisors may regulate the number, length, frequency, and format of school-sponsored media. Review of material prepared for school-sponsored media and encouragement of the expression of such material in a manner that is consistent with professional standards of English and journalism shall not be deemed to be or construed as an abridgement of the right to freedom of expression in school-sponsored media or a restraint on publication of the material therein.

5. A school district shall not authorize any prior restraint of any school-sponsored media except if the administration or student-media advisor reasonably determines or anticipates that the media:

(1) Is libelous or slanderous;

(2) Constitutes an invasion of privacy;

(3) Violates federal or state law;

(4) Is a threat of violence;

(5) Advertises a product or service that is illegal or is not permitted to be sold to minors by law;

(6) Violates the rights of others;

(7) Is likely to incite students to commit an unlawful act or to violate school district policy or procedure;

(8) Is likely to materially and substantially disrupt or interfere with the orderly operation of the school; or

(9) Is vulgar, obscene, offensively lewd, profane, threatening, or intimidating.

6. Subject to the limitations imposed by this section, student journalists are responsible for determining the news, opinion, and advertising content of school-sponsored media. Student-media advisors are responsible for teaching and encouraging free and responsible expression of material and professional standards of English and journalism. No student-media advisor shall be disciplined, terminated from employment, transferred, or relieved of duties imposed under this subsection for refusal to abridge or infringe upon the right to freedom of expression conferred by this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of a school district's policy. No school district, member of the board of education, student-media advisor, or employee of a school district shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities have interfered with or altered the content of the student speech or expression, and then only to the extent of the interference or alteration of the speech or expression.

8. Each school district shall adopt a written policy regarding the freedom of the press and expression by students in accordance with this section. The policy shall include reasonable provisions for the time, place, and manner of student expression. The policy may also include limitations regarding language that may be defined as vulgar, obscene, offensively lewd, profane, harassing, threatening, or intimidating.

173.1551. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public institution of higher education in this state, distributed or

generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a student of a public institution of higher education who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a public institution of higher education in this state to supervise or provide instruction relating to school-sponsored media.

2. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

3. Subject to subsection 4 of this section, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection shall not be construed to prevent a student-media advisor from teaching professional standards of English and journalism to student journalists.

4. This section does not authorize or protect expression by a student that:

(1) Is libelous or slanderous;

(2) Constitutes an invasion of privacy;

(3) Violates federal or state law;

(4) Is likely to incite students to commit an unlawful act or to violate institution policy or procedure; or

(5) Is likely to materially and substantially disrupt or interfere with the orderly operation of the institution.

5. Except as provided in subsection 4 of this section, a student journalist at a public institution of higher education in the state shall not be disciplined for exercising his or her freedom of expression in school-sponsored media.

6. A student-media advisor at a public institution of higher education in the state shall not be dismissed, suspended, disciplined, reassigned, transferred, or otherwise retaliated against for protecting or refusing to infringe on the rights of student journalists outlined in this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of an institution's policy. No public institution of higher education or a member of the institution's governing body or employee thereof shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities actively participated in the conduct that is the subject of the civil or criminal action.

177.086. 1. Any school district authorizing the construction of facilities which may exceed an expenditure of **[**~~fifteen~~**] fifty** thousand dollars shall publicly advertise, once a week for two consecutive weeks, in a newspaper of general circulation, qualified pursuant to chapter 493, located within the city in which the school district is located, or if there be no such newspaper, in a qualified newspaper of general circulation in the county, or if there be no such newspaper, in a qualified newspaper of general circulation in an adjoining county, and may advertise in business, trade, or minority newspapers, for bids on said construction.

2. No bids shall be entertained by the school district which are not made in accordance with the specifications furnished by the district and all contracts shall be let to the lowest responsible bidder complying with the terms of the letting, provided that the district shall have the right to reject any and all bids.

3. All bids must be submitted sealed and in writing, to be opened publicly at time and place of the district's choosing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 11** was adopted.

HCS SB 743, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Andrews	Basye	Beard
Bondon	Burnett	Burns	Conway 10	Dogan
Engler	Francis	Gannon	Hannegan	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Korman
Mathews	Matthiesen	May	Morse 151	Muntzel
Neely	Redmon	Reiboldt	Revis	Roeber
Rowland 29	Taylor	Walsh	White	

NOES: 001

Curtis

PRESENT: 081

Adams	Anderson	Austin	Bahr	Bangert
Baringer	Beck	Berry	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cross	Davis
Dinkins	Dohrman	Eggleston	Evans	Fitzwater
Franklin	Franks Jr	Frederick	Gregory	Grier
Haefner	Hansen	Harris	Helms	Higdon
Hill	Houghton	Houx	Johnson	Kendrick
Knight	Kolkmeyer	Lauer	Lichtenegger	Love
Lynch	Marshall	McCann Beatty	McCreery	McGaugh
Meredith 71	Messenger	Miller	Moon	Morgan
Mosley	Newman	Nichols	Pfautsch	Pike
Quade	Razer	Reisch	Rhoads	Roberts
Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Swan	Tate	Vescovo
Walker 3	Washington	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 045

Arthur	Barnes 60	Barnes 28	Bernskoetter	Black
Brown 27	Brown 57	Butler	Carpenter	Cookson
Cornejo	Curtman	DeGroot	Ellebracht	Ellington
Fitzpatrick	Fraker	Gray	Green	Haahr
Kidd	Lant	Lavender	McDaniel	McGee
Merideth 80	Mitten	Morris 140	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Pogue	Rehder
Remole	Rone	Shull 16	Smith 85	Sommer
Stevens 46	Trent	Unsicker	Walker 74	Wessels

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 743, as amended, relating to elementary and secondary education, was again taken up by Representative Redmon.

Representative Ruth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.225. 1. As used in this section, the following terms mean:

(1) **[**~~"Blind persons", individuals who:~~

~~(a) Have a visual acuity of 20/200 or less in the better eye with conventional correction, or have a limited field of vision such that the widest diameter of the visual field subtends an angular distance not greater than twenty degrees; or~~

~~(b) Have a reasonable expectation of visual deterioration; or~~

~~(c) Cannot read printed material at a competitive rate of speed and with facility due to lack of visual acuity;~~

~~(2)~~**]** "Braille", the system of reading and writing through touch **[**~~commonly known as standard English braille~~**]**;

[~~(3)~~**] (2)** "Student", any student who **[**~~is blind or any student eligible for special education services for visually impaired as defined in P.L. 94-142~~**] has an impairment in vision that, even with correction, adversely affects a child's educational performance and who is determined eligible for special education services under the Individuals with Disabilities Education Act**.

2. All students **[**~~may~~**] shall** receive instruction in braille reading and writing as part of their individualized education plan **unless the individual education program team determines, after an evaluation of a student's reading and writing skills, needs, and appropriate reading and writing media, including an evaluation of the student's future needs for instruction in braille or the use of braille, that instruction in braille or the use of braille is not appropriate**. No student shall be denied **[**~~the opportunity of~~**]** instruction in braille reading and writing solely because the student has some remaining vision.

3. Instruction in braille reading and writing shall be sufficient to enable each student to communicate effectively and efficiently at a level commensurate with **[**~~his~~**] the student's** sighted peers of comparable grade level and intellectual functioning. The student's individualized education plan shall specify:

(1) How braille will be implemented as the primary mode for learning through integration with normal classroom activities. If braille will not be provided to a child who is blind, the reason for not incorporating it in the individualized education plan shall be documented therein;

(2) The date on which braille instruction will commence;

(3) The level of competency in braille reading and writing to be achieved by the end of the period covered by the individualized education plan; and

(4) The duration of each session.

4. As part of the certification process, teachers certified in the education of blind and visually impaired children shall be required to demonstrate competence in reading and writing braille. The department of elementary and secondary education shall adopt assessment procedures to assess such competencies which are consistent with standards adopted by the National Library Service for the Blind and Physically Handicapped, Library of Congress, Washington, D. C."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 12** was adopted.

Representative Dinkins offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.665. 1. Any school district within the state may designate one or more elementary or secondary school teachers **[**~~or~~**],** administrator **or other designated school personnel** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher **[**~~or~~**],** administrator **or other designated school personnel**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any teacher **[**~~or~~**],** administrator **or other designated school personnel** of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district which employs him or her as a teacher **[**~~or~~**],** administrator **or other designated school personnel**. Along with this request, any teacher **[**~~or~~**],** administrator **or other designated school personnel** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all teachers **[**~~and~~**],** administrators **and other designated school personnel** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district may designate a teacher **[**~~or~~**],** administrator **or other designated school personnel** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. Any school district that designates a teacher **[**~~or~~**],** administrator **or other designated school personnel** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

(1) The full name, date of birth, and address of the officer;

(2) The name of the school district; and

(3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school

district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district may designate a teacher **[**~~or~~**],** administrator **or other designated school personnel** as a school protection officer, the school board shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The board may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Redmon raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Brattin offered **House Substitute Amendment No. 1 for House Amendment No. 13**.

House Substitute Amendment No. 1
for
House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.665. 1. Any school district within the state may designate one or more **[**~~elementary or secondary school teachers or administrators~~**] employees of the district** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the **[**~~teacher or administrator~~**] employee**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. **Any ammunition in the possession of a school protection officer who is carrying a concealed firearm while on school property in his or her role as an employee of the district shall be Dynamic Research Technologies ammunition or ammunition equivalent to or similar to such ammunition.**

4. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

[~~4.~~**] 5.** Upon detention of a person under subsection **[**~~3~~**] 4** of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

[~~5.~~**] 6.** Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

[~~6.~~**]** **7.** Any **[**~~teacher or administrator of an elementary or secondary school~~**]** **employee of a district** who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district which employs him or her **[**~~as a teacher or administrator~~**]**. Along with this request, any **[**~~teacher or administrator~~**]** **employee** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all **[**~~teachers and administrators~~**]** **employees** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

[~~7.~~**]** **8.** No school district may designate **[**~~a teacher or administrator~~**]** **an employee** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

[~~8.~~**]** **9.** Any school district that designates **[**~~a teacher or administrator~~**]** **an employee** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

(1) The full name, date of birth, and address of the officer;

(2) The name of the school district; and

(3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

[~~9.~~**]** **10.** A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

[~~10.~~**]** **11.** The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

[~~11. Before a school district may designate a teacher or administrator~~**]** **12. If an employee submits a request for designation** as a school protection officer **to the superintendent**, the school board shall **promptly** hold a public hearing **[**~~on~~**]** **and determine by a vote at the hearing** whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. **The request for designation as a school protection officer shall also require** the **school** board **[**~~may determine at~~**]** **to hold** a closed meeting, as "closed meeting" is defined under section 610.010, **and determine by a vote at the closed meeting** whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device. **The school board shall hold the closed meeting and vote on the issue regardless of whether the employee specifically requested authorization to carry a concealed firearm or a self-defense spray device on school property in his or her request for designation as a school protection officer.**

13. Each school district shall consider implementing a school protection officer program consistent with the provisions of this section. The school board of each school district shall hold a public hearing and determine by a vote at the hearing whether to implement such a program.

14. Any school board that approves a school protection officer program by a vote described in subsection 13 of this section shall notify all the employees of the district of the program and the option to request designation as a school protection officer."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. **The director shall allow private companies to serve as training centers and operate training programs under this section.** The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the **[**~~elementary school teacher or administrator~~**]** **employee** is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that he or she has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and indicate whether the individual has a valid concealed carry endorsement or permit. The instructor shall also provide a copy of such certificate to the director of the department of public safety.

6. The POST commission shall establish requirements for the continuing education of all school protection officers. All school protection officers shall annually receive four hours of firearms skill development training.

7. At least two times each year, all school protection officers shall participate in a joint training on school protection with a local law enforcement agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer

Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Curtis
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Barnes 60	Black	Brown 27	Burns
Conway 10	Cookson	Corlew	Ellington	Evans
Grier	Haahr	Lichtenegger	McDaniel	Miller
Mitten	Peters	Phillips	Pietzman	Plocher
Pogue	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Brattin, **House Substitute Amendment No. 1 for House Amendment No. 13** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Bernskoetter	Black	Brown 27
Burns	Cookson	Corlew	Dogan	Evans
Grier	Haahr	Hannegan	Kidd	Lichtenegger
McDaniel	Miller	Mitten	Newman	Peters
Phillips	Pietzman	Plocher	Pogue	Rhoads
Smith 85	Walker 74			

VACANCIES: 002

Representative Pfautsch offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said line the following:

"161.217. 1. The department of elementary and secondary education, in collaboration with the Missouri Head Start State Collaboration Office and the departments of health and senior services, mental health, and social services, shall develop, as a three-year pilot program, a voluntary early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.

2. Participation in the early learning quality assurance report pilot program shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.

3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.

4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.

5. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset three years after August 28, **[**~~2016~~**] 2019**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset three years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pfautsch, **House Amendment No. 14** was adopted.

Representative Roeber offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.410. 1. A charter school shall enroll:

(1) All pupils resident in the district in which it operates;

(2) Nonresident pupils eligible to attend a district's school under an urban voluntary transfer program;

(3) Nonresident pupils who transfer from an unaccredited district under section 167.131, provided that the charter school is an approved charter school, as defined in section 167.131, and subject to all other provisions of section 167.131;

(4) In the case of a charter school whose mission includes student drop-out prevention or recovery, any nonresident pupil from the same or an adjacent county who resides in a residential care facility, a transitional living group home, or an independent living program whose last school of enrollment is in the school district where the charter school is established, who submits a timely application; and

(5) In the case of a workplace charter school, any student eligible to attend under subdivision (1) or (2) of this subsection whose parent is employed in the business district, who submits a timely application, unless the number of applications exceeds the capacity of a program, class, grade level or building. The configuration of a business district shall be set forth in the charter and shall not be construed to create an undue advantage for a single employer or small number of employers.

2. If capacity is insufficient to enroll all pupils who submit a timely application, the charter school shall have an admissions process that assures all applicants of an equal chance of gaining admission and does not discriminate based on parents' ability to pay fees or tuition except that:

(1) A charter school may establish a geographical area around the school whose residents will receive a preference for enrolling in the school, provided that such preferences do not result in the establishment of racially or socioeconomically isolated schools and provided such preferences conform to policies and guidelines established by the state board of education;

(2) A charter school may also give a preference for admission of children whose siblings attend the school or whose parents are employed at the school or in the case of a workplace charter school, a child whose parent is employed in the business district or at the business site of such school; and

(3) Charter **[**~~alternative and special purpose~~**]** schools may also give a preference for admission to high-risk students, as defined in subdivision (5) of subsection 2 of section 160.405, when the school targets these students through its proposed mission, curriculum, teaching methods, and services.

3. A charter school shall not limit admission based on race, ethnicity, national origin, disability, income level, proficiency in the English language or athletic ability, but may limit admission to pupils within a given age group or grade level. Charter schools may limit admission based on gender only when the school is a single-gender school. Students of a charter school who have been enrolled for a full academic year shall be counted in the performance of the charter school on the statewide assessments in that calendar year, unless otherwise exempted as English language learners. For purposes of this subsection, “full academic year” means the last Wednesday in September through the administration of the Missouri assessment program test without transferring out of the school and re-enrolling.

4. A charter school shall make available for public inspection, and provide upon request, to the parent, guardian, or other custodian of any school-age pupil resident in the district in which the school is located the following information:

(1) The school's charter;

(2) The school's most recent annual report card published according to section 160.522;

(3) The results of background checks on the charter school's board members; and

(4) If a charter school is operated by a management company, a copy of the written contract between the governing board of the charter school and the educational management organization or the charter management organization for services. The charter school may charge reasonable fees, not to exceed the rate specified in section 610.026 for furnishing copies of documents under this subsection.

5. When a student attending a charter school who is a resident of the school district in which the charter school is located moves out of the boundaries of such school district, the student may complete the current semester and shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

6. If a change in school district boundary lines occurs under section 162.223, 162.431, 162.441, or 162.451, or by action of the state board of education under section 162.081, including attachment of a school district's territory to another district or dissolution, such that a student attending a charter school prior to such change no longer resides in a school district in which the charter school is located, then the student may complete the current academic year at the charter school. The student shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

7. The provisions of sections 167.018 and 167.019 concerning foster children's educational rights are applicable to charter schools."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Henderson	Higdon	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Mathews	Matthiesen	McGaugh
Messenger	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Redmon	Reiboldt
Remole	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 032

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Chipman	Cookson	DeGroot	Ellebracht	Ellington
Fraker	Haahr	Helms	Houx	Kidd
Lichtenegger	Marshall	McDaniel	Miller	Peters
Phillips	Pietzman	Plocher	Pogue	Rehder
Reisch	Rhoads	Roden	Rone	Smith 85
Walker 74	Wiemann			

VACANCIES: 002

On motion of Representative Roeber, **House Amendment No. 15** was adopted.

Representative Swan offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[~~3.~~**] 4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May offered **House Amendment No. 1 to House Amendment No. 16**.

House Amendment No. 1
to
House Amendment No. 16

AMEND House Amendment No. 16 to House Committee Substitute for Senate Bill No. 743, Page 1, Line 1, by inserting after the number "743," the following:

"Page 1, Section 162.401, Line 9, by inserting after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of

the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 1 to House Amendment No. 16** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative May:

AYES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brattin	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Dinkins
Ellington	Engler	Franks Jr	Gray	Green
Haefner	Hansen	Harris	Higdon	Hurst
Johnson	Kendrick	Lavender	Marshall	Matthiesen
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Neely	Newman	Nichols	Pierson Jr	Quade
Razer	Remole	Revis	Roberts	Roden
Rowland 29	Runions	Shull 16	Stevens 46	Tate
Unsicker	Washington	Wessels	White	

NOES: 073

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bondon	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Hannegan	Helms	Henderson	Hill
Houghton	Justus	Kelly 141	Knight	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
McGaugh	Messenger	Morris 140	Muntzel	Pfautsch
Pike	Plocher	Redmon	Reiboldt	Reisch
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 029

Bahr	Barnes 60	Bernskoetter	Berry	Black
Brown 27	Brown 57	Chipman	Cookson	Cross
Ellebracht	Grier	Haahr	Houx	Kelley 127
Kidd	Kolkmeyer	Mathews	McDaniel	McGee
Miller	Peters	Phillips	Pietzman	Pogue
Rehder	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Swan, **House Amendment No. 16** was adopted.

Representative Lynch assumed the Chair.

Representative Korman offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six-hour or longer day worked by a handicapped employee.**

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:

(1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and

(2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.

[~~178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week~~

~~or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.~~

~~3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem Revolving Fund" which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.~~

~~4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.~~**]**

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Redmon offered **House Amendment No. 1 to House Amendment No. 17**.

House Amendment No. 1
to
House Amendment No. 17

AMEND House Amendment No. 17 to House Committee Substitute for Senate Bill No. 743, Page 2, Lines 24 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"~~shall be deposited in the general revenue fund.~~**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1 to House Amendment No. 17** was adopted.

On motion of Representative Korman, **House Amendment No. 17, as amended**, was adopted.

Representative Rowland (155) offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.011. As used in chapters 160, 161, 162, 163, 164, 165, 167, 168, 170, 171, 177 and 178, the following terms mean:

(1) "District" or "school district", when used alone, may include seven-director, urban, and metropolitan school districts;

(2) "Elementary school", a public school giving instruction in a grade or grades not higher than the eighth grade;

(3) "Family literacy programs", services of sufficient intensity in terms of hours, and of sufficient duration, to make sustainable changes in families that include:

(a) Interactive literacy activities between parents and their children;

(b) Training of parents regarding how to be the primary teacher of their children and full partners in the education of their children;

(c) Parent literacy training that leads to high school completion and economic self sufficiency; and

(d) An age-appropriate education to prepare children of all ages for success in school;

(4) "Graduation rate", the quotient of the number of graduates in the current year as of June thirtieth divided by the sum of the number of graduates in the current year as of June thirtieth plus the number of twelfth graders who dropped out in the current year plus the number of eleventh graders who dropped out in the preceding year plus the number of tenth graders who dropped out in the second preceding year plus the number of ninth graders who dropped out in the third preceding year;

(5) "High school", a public school giving instruction in a grade or grades not lower than the ninth nor higher than the twelfth grade;

(6) "Metropolitan school district", any school district the boundaries of which are coterminous with the limits of any city which is not within a county;

(7) "Public school" includes all elementary and high schools operated at public expense;

(8) "School board", the board of education having general control of the property and affairs of any school district;

(9) "School term", a minimum of one hundred seventy-four school days, as that term is defined in section 160.041, for schools with a five-day school week or a minimum of one hundred forty-two school days, as that term is defined in section 160.041, for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance as scheduled by the board pursuant to section 171.031 during a twelve-month period in which the academic instruction of pupils is actually and regularly carried on for a group of students in the public schools of any school district. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required with no minimum number of school days required.** A school term may be within a school year or may consist of parts of two consecutive school years, but does not include summer school. A district may choose to operate two or more terms for different groups of children. A school term for students participating in a school flex program as established in section 160.539 may consist of a combination of actual pupil attendance and attendance at college or technical career education or approved employment aligned with the student's career academic plan for a total of **[**~~one thousand forty-four~~**] the required number of** hours **as provided in this subdivision**;

(10) "Secretary", the secretary of the board of a school district;

(11) "Seven-director district", any school district which has seven directors and includes urban districts regardless of the number of directors an urban district may have unless otherwise provided by law;

(12) "Taxpayer", any individual who has paid taxes to the state or any subdivision thereof within the immediately preceding twelve-month period or the spouse of such individual;

(13) "Town", any town or village, whether or not incorporated, the plat of which has been filed in the office of the recorder of deeds of the county in which it is situated;

(14) "Urban school district", any district which includes more than half of the population or land area of any city which has not less than seventy thousand inhabitants, other than a city which is not within a county.

160.041. 1. The "minimum school day" consists of three hours for schools with a five-day school week or four hours for schools with a four-day school week in which the pupils are under the guidance and direction of teachers in the teaching process. A "school month" consists of four weeks of five days each for schools with a five-

day school week or four weeks of four days each for schools with a four-day school week. **In school year 2019-20 and subsequent years, no minimum number of school days shall be required, and "school day" shall mean any day in which, for any amount of time, pupils are under the guidance and direction of teachers in the teaching process.** The "school year" commences on the first day of July and ends on the thirtieth day of June following.

2. Notwithstanding the provisions of subsection 1 of this section, the commissioner of education is authorized to reduce the required number of hours **[**~~and~~**] or** days in which the pupils are under the guidance and direction of teachers in the teaching process if:

(1) There is damage to or destruction of a public school facility which requires the dual utilization of another school facility; or

(2) Flooding or other inclement weather as defined in subsection 1 of section 171.033 prevents students from attending the public school facility.

Such reduction shall not extend beyond two calendar years in duration."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"163.021. 1. A school district shall receive state aid for its education program only if it:

(1) Provides for a minimum of one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance in a term scheduled by the board pursuant to section 160.041 for each pupil or group of pupils, except that the board shall provide a minimum of one hundred seventy-four days and five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils. If any school is dismissed because of inclement weather after school has been in session for three hours, that day shall count as a school day including afternoon session kindergarten students. When the aggregate hours lost in a term due to inclement weather decreases the total hours of the school term below the required minimum number of hours by more than twelve hours for all-day students or six hours for one-half-day kindergarten students, all such hours below the minimum must be made up in one-half day or full day additions to the term, except as provided in section 171.033**. In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance with no minimum number of school days shall be required for each pupil or group of pupils; except that, the board shall provide a minimum of five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils with no minimum number of school days**;

(2) Maintains adequate and accurate records of attendance, personnel and finances, as required by the state board of education, which shall include the preparation of a financial statement which shall be submitted to the state board of education the same as required by the provisions of section 165.111 for districts;

(3) Levies an operating levy for school purposes of not less than one dollar and twenty-five cents after all adjustments and reductions on each one hundred dollars assessed valuation of the district; **and**

(4) Computes average daily attendance as defined in subdivision (2) of section 163.011 as modified by section 171.031. Whenever there has existed within the district an infectious disease, contagion, epidemic, plague or similar condition whereby the school attendance is substantially reduced for an extended period in any school year, the apportionment of school funds and all other distribution of school moneys shall be made on the basis of the school year next preceding the year in which such condition existed.

2. For the 2006-07 school year and thereafter, no school district shall receive more state aid, as calculated under subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, unless it has an operating levy for school purposes, as determined pursuant to section 163.011, of not less than two dollars and seventy-five cents after all adjustments and reductions. Any district which is required, pursuant to Article X, Section 22 of the Missouri Constitution, to reduce its operating levy below the minimum tax rate otherwise required under this subsection shall not be construed to be in violation of this subsection for making such tax rate reduction. Pursuant to Section 10(c) of Article X of the state constitution, a school district may levy the operating levy for school purposes required by this subsection less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution if such rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. Nothing in this section shall be construed to mean that a school district is guaranteed to receive an amount not less than the amount the school district received per eligible pupil for the school year 1990-91. The provisions of this subsection shall not apply to any school district located in a county of the second classification which has a nuclear power plant located in such district or to any school district located in a county of the third classification which has

an electric power generation unit with a rated generating capacity of more than one hundred fifty megawatts which is owned or operated or both by a rural electric cooperative except that such school districts may levy for current school purposes and capital projects an operating levy not to exceed two dollars and seventy-five cents less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution.

3. No school district shall receive more state aid, as calculated in section 163.031, for its education program, exclusive of categorical add-ons, than it received per eligible pupil for the school year 1993-94, if the state board of education determines that the district was not in compliance in the preceding school year with the requirements of section 163.172, until such time as the board determines that the district is again in compliance with the requirements of section 163.172.

4. No school district shall receive state aid, pursuant to section 163.031, if such district was not in compliance, during the preceding school year, with the requirement, established pursuant to section 160.530 to allocate revenue to the professional development committee of the district.

5. No school district shall receive more state aid, as calculated in subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, if the district did not comply in the preceding school year with the requirements of subsection 5 of section 163.031.

6. Any school district that levies an operating levy for school purposes that is less than the performance levy, as such term is defined in section 163.011, shall provide written notice to the department of elementary and secondary education asserting that the district is providing an adequate education to the students of such district. If a school district asserts that it is not providing an adequate education to its students, such inadequacy shall be deemed to be a result of insufficient local effort. The provisions of this subsection shall not apply to any special district established under sections 162.815 to 162.940.

163.073. 1. When an education program, as approved under section 219.056, is provided for pupils by the division of youth services in one of the facilities operated by the division for children who have been assigned there by the courts, the division of youth services shall be entitled to state aid for pupils being educated by the division of youth services in an amount to be determined as follows: the total amount apportioned to the division of youth services shall be an amount equal to the average per weighted average daily attendance amount apportioned for the preceding school year under section 163.031, multiplied by the number of full-time equivalent students served by facilities operated by the division of youth services. The number of full-time equivalent students shall be determined by dividing by one hundred seventy-four days the number of student-days of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts and who have been determined as inappropriate for attendance in a local public school. A student day shall mean one day of education services provided for one student. **In school year 2019-20 and subsequent years, the number of full-time equivalent students shall be the quotient of the number of student-hours of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts, and who have been determined as inappropriate for attendance in a local public school, divided by one thousand forty-four hours. A student hour shall mean one hour of education services provided for one student.** In addition, other provisions of law notwithstanding, the division of youth services shall be entitled to funds under section 163.087. The number of full-time equivalent students as defined in this section shall be considered as "September membership" and as "average daily attendance" for the apportioning of funds under section 163.087.

2. The educational program approved under section 219.056 as provided for pupils by the division of youth services shall qualify for funding for those services provided to handicapped or severely handicapped children. The department of elementary and secondary education shall cooperate with the division of youth services in arriving at an equitable funding for the services provided to handicapped children in the facilities operated by the division of youth services.

3. Each local school district or special school district constituting the domicile of a child placed in programs or facilities operated by the division of youth services or residing in another district pursuant to assignment by the division of youth services shall pay toward the per pupil cost of educational services provided by the serving district or agency an amount equal to the average sum produced per child by the local tax effort of that district. A special school district shall pay the average sum produced per child by the local tax efforts of the component districts. This amount paid by the local school district or the special school district shall be on the basis of full-time equivalence as determined in section 163.011, not to exceed the actual per pupil local tax effort.

171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date**, days of planned attendance,** and providing a minimum term of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required for the school term with no minimum number of school days.** In addition, such calendar shall include six make-up days for possible loss of attendance due to inclement weather as defined in subsection 1 of section 171.033. **In school year 2019-20 and subsequent years, such calendar shall include thirty-six make-up hours for possible loss of attendance due to inclement weather, as defined in subsection 1 of section 171.033, with no minimum number of make-up days.**

2. Each local school district may set its opening date each year, which date shall be no earlier than ten calendar days prior to the first Monday in September. No public school district shall select an earlier start date unless the district follows the procedure set forth in subsection 3 of this section.

3. A district may set an opening date that is more than ten calendar days prior to the first Monday in September only if the local school board first gives public notice of a public meeting to discuss the proposal of opening school on a date more than ten days prior to the first Monday in September, and the local school board holds said meeting and, at the same public meeting, a majority of the board votes to allow an earlier opening date. If all of the previous conditions are met, the district may set its opening date more than ten calendar days prior to the first Monday in September. The condition provided in this subsection must be satisfied by the local school board each year that the board proposes an opening date more than ten days before the first Monday in September.

4. If any local district violates the provisions of this section, the department of elementary and secondary education shall withhold an amount equal to one quarter of the state funding the district generated under section 163.031 for each date the district was in violation of this section.

5. The provisions of subsections 2 to 4 of this section shall not apply to school districts in which school is in session for twelve months of each calendar year.

6. The state board of education may grant an exemption from this section to a school district that demonstrates highly unusual and extenuating circumstances justifying exemption from the provisions of subsections 2 to 4 of this section. Any exemption granted by the state board of education shall be valid for one academic year only.

[~~7. No school day for schools with a five-day school week shall be longer than seven hours except for vocational schools which may adopt an eight-hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county, and any school that adopts a four-day school week in accordance with section 171.029.~~**]**

171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow, extreme cold, flooding, or a tornado, but such term shall not include excessive heat.

2. **(1)** A district shall be required to make up the first six days of school lost or cancelled due to inclement weather and half the number of days lost or cancelled in excess of six days if the makeup of the days is necessary to ensure that the district's students will attend a minimum of one hundred forty-two days and a minimum of one thousand forty-four hours for the school year except as otherwise provided in this section. Schools with a four-day school week may schedule such make-up days on Fridays.

(2) Notwithstanding subdivision (1) of this subsection, in school year 2019-20 and subsequent years, a district shall be required to make up the first thirty-six hours of school lost or cancelled due to inclement weather and half the number of hours lost or cancelled in excess of thirty-six if the makeup of the hours is necessary to ensure that the district's students attend a minimum of one thousand forty-four hours for the school year, except as otherwise provided under subsections 3 and 4 of this section.

3. **(1)** In the 2009-10 school year and subsequent years, a school district may be exempt from the requirement to make up days of school lost or cancelled due to inclement weather in the school district when the school district has made up the six days required under subsection 2 of this section and half the number of additional lost or cancelled days up to eight days, resulting in no more than ten total make-up days required by this section.

(2) In school year 2019-20 and subsequent years, a school district may be exempt from the requirement to make up school lost or cancelled due to inclement weather in the school district when the school district has made up the thirty-six hours required under subsection 2 of this section and half the number of additional lost or cancelled hours up to forty-eight, resulting in no more than sixty total make-up hours required by this section.

4. The commissioner of education may provide, for any school district **[**~~in which schools are in session for twelve months of each calendar year~~**]** that cannot meet the minimum school calendar requirement of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week and one thousand forty-four hours of actual pupil attendance **or, in school year 2019-20 and**

subsequent years, one thousand forty-four hours of actual pupil attendance, upon request, a waiver to be excused from such requirement. This waiver shall be requested from the commissioner of education and may be granted if the school was closed due to circumstances beyond school district control, including inclement weather**[**~~, flooding~~**]** or fire.

[~~171.029. 1. The school board of any school district in the state, upon adoption of a resolution by the vote of a majority of all its members to authorize such action, may establish a four-day school week or other calendar consisting of less than one hundred seventy-four days in lieu of a five-day school week. Upon adoption of a four-day school week or other calendar consisting of less than one hundred seventy-four days, the school shall file a calendar with the department of elementary and secondary education in accordance with section 171.031. Such calendar shall include, but not be limited to, a minimum term of one hundred forty-two days and one thousand forty-four hours of actual pupil attendance.~~

~~2. If a school district that attends less than one hundred seventy-four days meets at least two fewer performance standards on two successive annual performance reports than it met on its last annual performance report received prior to implementing a calendar year of less than one hundred seventy-four days, it shall be required to revert to a one hundred seventy-four-day school year in the school year following the report of the drop in the number of performance standards met. When the number of performance standards met reaches the earlier number, the district may return to the four-day week or other calendar consisting of less than one hundred seventy-four days in the next school year.~~**]**

Section B. The repeal of section 171.029 of this act shall become effective July 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland (155), **House Amendment No. 18** was adopted.

Representative Sommer offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. Where a sufficient number of children are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, districts may establish special programs for such gifted children.

2. The state board of education shall determine standards for such programs. Approval of such programs shall be made by the state department of elementary and secondary education based upon project applications submitted by July fifteenth of each year.

3. No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

4. Any district with a gifted education program approved under subsection 2 of this section shall have a policy, approved by the board of education of the district, that establishes a process that outlines the procedures and conditions under which parents or guardians may request a review of the decision that determined that their child did not qualify to receive services through the district's gifted education program.

5. School districts and school district employees shall be immune from liability for any and all acts or omissions relating to the decision that a child did not qualify to receive services through the district's gifted education program.

162.722. 1. Each school district shall establish a policy, approved by the board of education of the district, that allows acceleration for students who demonstrate:

(1) Advanced performance or potential for advanced performance; and

(2) The social and emotional readiness for acceleration.

2. The policy shall allow, for students described in this section, at least the following types of acceleration:

(1) Subject acceleration; and

(2) Whole grade acceleration."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 19** was adopted.

Representative Christofanelli offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"**171.054. 1. Any absence of a student from a public school, including any charter school, on a particular day or days or at a particular time of day for the reason that the student's parent or legal guardian is an active duty member of the uniformed services and:**

(1) Has been called to duty for and will deploy within the next month to a combat zone or combat support posting;

(2) Is on leave from a deployment to a combat zone or combat support posting; or

(3) Has returned, within the previous month, from deployment to a combat zone or combat support posting

shall be counted as excused to the extent permitted under subsection 2 of this section.

2. The school board of each school district and the governing body of each charter school shall allow at least five days of excused absences for any student to visit the student's parent or legal guardian relative to the leave or deployment of the parent or legal guardian, as described under subsection 1 of this section. Nothing shall prevent the school board or governing body of a charter school from establishing a policy that allows more than five days of such excused absences.

3. The student granted an excused absence under this section and his or her parent or legal guardian shall be responsible for obtaining assignments from the student's teacher or teachers before any period of excused absence."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 20** was adopted.

Representative Unsicker offered **House Amendment No. 21**.

House Amendment No. 21

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting immediately after all of said line the following:

"**162.702. 1. A private school that is contacted by the parents or guardians of any child for purposes of enrolling their child in the private school shall provide the parents or guardians of the child with the informational materials described in subsection 2 of this section at least one day before the child officially enrolls in the private school.**

2. The department of elementary and secondary education shall develop the informational materials to be provided to parents or guardians under subsection 1 of this section and post the materials on its website. The informational materials shall:

(1) Describe the state's obligation under the Individuals with Disabilities Education Act (IDEA) to ensure a free appropriate public education in the least restrictive environment is made available to all eligible children with disabilities and summarize how the courts have interpreted this obligation;

(2) Explain that if parents or guardians of a child with a disability decide to enroll their child in a private school, the child is considered a parentally placed private school child under the IDEA and does not have the right to a free appropriate public education; and

(3) Describe the level of services and due process rights required under the IDEA for a child with a disability enrolled in a public school in comparison to the level of services and due process rights required under the IDEA for a child with a disability enrolled in a private school."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor resumed the Chair.

Representative Unsicker moved that **House Amendment No. 21** be adopted.

Which motion was defeated.

Representative Lauer offered **House Amendment No. 22**.

House Amendment No. 22

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after said section and line the following:

"**160.572. 1. For purposes of this section, the following terms mean:**

(1) "ACT assessment", the ACT assessment or the ACT Plus Writing assessment;

(2) "WorkKeys", the ACT WorkKeys assessments required for the National Career Readiness Certificate.

2. (1) In any school year in which the department of elementary and secondary education directs a state-funded census administration of the ACT assessment to any group of students, any student who would be allowed or required to participate in the census administration shall receive the opportunity, on any date within three months before the census administration, to participate in a state-funded administration of WorkKeys.

(2) Any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection shall not participate in any state-funded census administration of the ACT assessment.

(3) The department of elementary and secondary education shall not require school districts or charter schools to administer the ACT assessment to any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection.

3. (1) In any school year in which a school district directs the administration of the ACT assessment to any group of its students to be funded by the district, any student who would be allowed or required to participate in the district-funded administration shall receive the opportunity, on any date within three months before the administration, to participate in an administration of WorkKeys funded by the school district.

(2) Nothing in this section shall require a school district to fund the administration of the ACT assessment to any student who participated in a district-funded administration of WorkKeys as described under subdivision (1) of this subsection."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after said section and line the following:

"**167.902. 1. The department of economic development shall annually identify occupations in which a critical need or shortage of trained personnel exists in the labor markets in this state and provide such**

information to the state board of education. Upon receipt of such data, the state board of education shall, in collaboration with the department of economic development, compile the following data and information:

(1) Information on how to obtain industry-recognized certificates and credentials;

(2) Information on how to obtain a license and the requirements for a license when licensure is required for an occupation;

(3) Access to assessments and interest inventories that provide insight into the types of careers that would be suitable for students;

(4) Resources that describe the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(5) Resources that describe the typical salaries for occupations and salary trends;

(6) Information on how to obtain financial assistance for postsecondary education;

(7) Information on how to choose a college, school, or apprenticeship that aligns with the student's career goals and values;

(8) Information on self-employment;

(9) Resources related to creating a resume, interviewing, networking, and finding job opportunities; and

(10) Information on the skills and traits necessary to succeed in various careers.

2. The educational materials and data derived from the state board of education's collaboration with the department of economic development under subsection 1 of this section shall be distributed by the board to each high school in this state for the purpose of emphasizing areas of critical workforce needs and shortages in the labor markets in this state to high school students to support such students' career pathway decisions. Each high school shall provide its students with the information provided to the school by the state board of education before November first of every school year.

168.024. 1. For purposes of this section, "local business externship" means an experience in which a teacher, supervised by his or her school or school district, gains practical experience at a business in the local community in which the teacher is employed through observation and interaction with employers and employees who are working on issues related to subjects taught by the teacher.

2. Any hours spent in a local business externship shall count as contact hours of professional development under section 168.021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 22** was adopted.

Representative Matthiesen offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their

assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

(1) First degree murder under section 565.020;

(2) Second degree murder under section 565.021;

(3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;

(4) First degree assault under section 565.050;

(5) Rape in the first degree under section 566.030;

(6) Sodomy in the first degree under section 566.060;

(7) Burglary in the first degree under section 569.160;

(8) Burglary in the second degree under section 569.170;

(9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;

(10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture of a controlled substance under section 579.055;

(11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;

(12) Arson in the first degree under section 569.040;

(13) Voluntary manslaughter under section 565.023;

(14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;

(15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;

(16) Rape in the second degree under section 566.031;

(17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;

(18) Property damage in the first degree under section 569.100;

(19) The possession of a weapon under chapter 571;

(20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;

(21) Sodomy in the second degree pursuant to section 566.061;

(22) Sexual misconduct involving a child pursuant to section 566.083;

(23) Sexual abuse in the first degree pursuant to section 566.100; **or**

(24) **[**~~Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or~~

~~(25)~~**]** Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225**[**~~,~~**]**

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her

suspension the requirement that such student is not allowed, while on such suspension, to be within one thousand feet of any school property in the school district where such student attended school or any activity of that district, regardless of whether or not the activity takes place on district property unless:

(1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;

(2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;

(3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or

(4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of

the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"167.117. 1. **[**~~In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.~~**] For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.**

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on **[**~~the~~**]** school premises**[**~~, including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property~~**]** any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall **[**~~immediately~~**] as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent. **In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

3. **[**~~In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.~~**] In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement**

agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.

4. A school employee, superintendent**,** or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Matthiesen, **House Amendment No. 23** was adopted.

Representative Rowland (155) offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"**167.128. 1. If a school district contains a facility that serves neglected or delinquent children residing in a court-ordered group home, an institution for neglected children, or an institution for delinquent children, the department of elementary and secondary education shall be prohibited from creating any report or publication related to the Missouri school improvement program, or any successor program, in which data from the district's regularly enrolled pupils is aggregated with data from the children residing in such facilities.**

2. Nothing in this section shall exempt the district in which a facility described in this section is located from providing educational services according to federal law. However, for accountability purposes under state and federal law, the department of elementary and secondary education shall not count the students residing in any such facility as part of the school district in which the facility is located, but shall instead aggregate all neglected and delinquent children residing in facilities described in this section and issue any reports as if the students and facilities were their own separate local educational agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland (155), **House Amendment No. 24** was adopted.

Representative Sommer offered **House Amendment No. 25**.

House Amendment No. 25

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. **[**~~Where a sufficient number of children~~**] If three percent or more of students enrolled in a school district** are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, **[**~~districts may establish special programs for such gifted children~~**] the district shall establish a state-approved gifted program for gifted children**.

2. **If a school district has an average daily attendance of three hundred fifty students or less, the district's gifted program shall not be required to provide gifted services by a teacher certificated to teach gifted education. If any teacher who provides gifted services through such district's gifted program is not certificated to teach gifted education, the teacher shall annually participate in at least six clock hours of professional development focused on gifted services.**

3. The state board of education shall determine standards for such **gifted** programs **and gifted services**. Approval of **[**~~such~~**] gifted** programs shall be made by the state department of elementary and secondary education based upon project applications submitted **[**~~by July fifteenth of each year~~**] at a time and in a form determined by the department of elementary and secondary education**.

[~~3.~~**] 4.** No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

5. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 25** was adopted.

On motion of Representative Redmon, **HCS SB 743, as amended**, was adopted.

On motion of Representative Redmon, **HCS SB 743, as amended**, was read the third time and passed by the following vote:

AYES: 085

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roden
Roeber	Rone	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Trent	Vescovo
Walker 3	Walsh	White	Wood	Mr. Speaker

NOES: 059

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 28	Beck	Bernskoetter	Berry
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Curtman	Ellington	Franks Jr	Gray

Green	Harris	Hill	Hurst	Johnson
Kendrick	Lavender	Marshall	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Remole	Revis	Roberts	Ross	Runions
Spencer	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wessels	Wiemann	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 017

Black	Brown 27	Chipman	Cookson	Ellebracht
Fitzpatrick	Fraker	Gregory	Haahr	Kidd
Peters	Phillips	Pietzman	Pogue	Rowland 29
Schroer	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HB 2015** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 2015** was delivered to the Governor by the Chief Clerk of the House.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 660, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SB 660, as amended, relating to mental health, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the House refuse to recede from its position on **HCS SB 660, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 660: Representatives Fitzwater, Ruth, Haefner, Walker (74), and Stevens (46)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 2, as amended**, to **SB 768** and has taken up and passed **SB 768, as amended**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 918, relating to working animals, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCS SS SCS SB 918**, relating to political subdivisions, was agreed to.

Representative Houghton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, In the Title, Line 3, by deleting the words "**working animals**" and inserting in lieu thereof the words "**political subdivisions**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"88.770. 1. The board of aldermen may provide for and regulate the lighting of streets and the erection of lamp posts, poles and lights therefor, and may make contracts with any person, association or corporation, either private or municipal, for the lighting of the streets and other public places of the city with gas, electricity or otherwise, except that each initial contract shall be ratified by a majority of the voters of the city voting on the question and any renewal contract or extension shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. The board of aldermen may erect, maintain and operate gas works, electric light works, or light works of any other kind or name, and to erect lamp posts, electric light poles, or any other apparatus or appliances necessary to light the streets, avenues, alleys or other public places, and to supply private lights for the use of the inhabitants of the city and its suburbs, and may regulate the same, and may prescribe and regulate the rates to be paid by the consumers thereof, and may acquire by purchase, donation or condemnation suitable grounds within or without the city upon which to erect such works and the right-of-way to and from such works, and also the right-of-way for laying gas pipes, electric wires under or above the grounds, and erecting posts and poles and such other apparatus and appliances as may be necessary for the efficient operation of such works. The board of aldermen may, in its discretion, grant the right to any person, persons or corporation, to erect such works and lay the pipe, wires, and erect the posts, poles and other necessary apparatus and appliances therefor, upon such terms as may be prescribed by ordinance. Such rights shall not extend for a longer time than

twenty years, but may be renewed for another period or periods not to exceed twenty years per period. Every initial grant shall be approved by a majority of the voters of the municipality voting on the question, and each renewal or extension of such rights shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. Nothing herein contained shall be so construed as to prevent the board of aldermen from contracting with any person, persons or corporation for furnishing the city with gas or electric lights in cities where franchises have already been granted, and where gas or electric light plants already exist, without a vote of the people, except that the board of aldermen may sell, convey, encumber, lease, abolish or otherwise dispose of any public utilities owned by the city including electric light systems, electric distribution systems or transmission lines, or any part of the electric light systems, electric or other heat systems, electric or other power systems, electric or other railways, gas plants, telephone systems, telegraph systems, transportation systems of any kind, waterworks, equipments and all public utilities not herein enumerated and everything acquired therefor, after first having passed an ordinance setting forth the terms of the sale, conveyance or encumbrance and when ratified by two-thirds of the voters voting on the question**, except for the sale of a water or wastewater system, or the sale of a gas plant, which shall be authorized by a simple majority vote of the voters voting on the question**. **In the event the board of aldermen determines the proposed sale of a water or wastewater system shall be placed before voters, a public informational meeting shall be held at least thirty days prior to any vote on the matter. The municipality in question shall notify its customers of the informational meeting via radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.**

2. The ballots shall be substantially in the following form and shall indicate the property, or portion thereof, and whether the same is to be sold, leased or encumbered:

Shall _____ (Indicate the property by stating whether electric distribution system, electric transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or encumbered.)?"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 2, Line 13, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 209.204, Line 57, by inserting after all of said section and line the following:

"247.200. **1.** The district shall have the right to lay its mains in public highways, roads, streets and alleys included in the district, but the same shall be done under reasonable rules and regulations of governmental bodies having jurisdiction of such public places. This shall apply to maintenance and repair jobs. In the construction of ditches, laying of mains, filling of ditches after mains are laid, connection of service pipes and repairing of lines, due regard must be taken of the rights of the public in its use of thoroughfares and the equal rights of other utilities thereto.

2. No district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

3. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges may be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the district.

247.285. 1. No metropolitan water supply district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

3. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges shall be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the metropolitan water supply district."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Taylor resumed the Chair.

Representative Roden moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Wood offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 2, Line 12, by deleting all of said line and inserting in lieu thereof the following:

"transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or encumbered.)?

89.080. Such local legislative body shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained. The board of adjustment shall consist of five members, who shall be residents of the municipality except as provided in section 305.410. The membership of the first board appointed shall serve respectively, one for one year, one for two years, one for three years, one for four years, and one for five years. Thereafter members shall be appointed for terms of five years each. Three alternate members may be appointed to serve in the absence of or the disqualification of the regular members. All members and alternates shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant. The board shall elect its own chairman who shall serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. **A record of** all testimony, objections thereto and rulings thereon, shall be**:**

(1) Taken down by a reporter employed by the board for that purpose**; or**

(2) Made by a competent person utilizing any form of audiotape, videotape, or digital recording."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Alferman, **House Amendment No. 2, as amended**, was adopted.

Representative Shaul (113) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 4, Section 209.204, Line 57, by inserting immediately after said line the following:

"260.283. **[**~~1. All merchants, itinerant vendors, and peddlers doing business in this state shall have the option to provide customers either a paper or a plastic bag for the packaging of any item or good purchased, provided such purchase is of a size and manner commensurate with the use of paper and plastic bags.~~

~~2. Notwithstanding any other provision of law, no political subdivision shall impose any ban, fee, or tax upon the use of either paper or plastic bags for packaging of any item or good purchased from a merchant, itinerant vendor, or peddler. No political subdivision shall prohibit a consumer from using a reusable bag for the packaging of any item or good purchased from a merchant, itinerant vendor, or peddler.~~**]**

1. As used in this section, "auxiliary container" means any bag, cup, package, container, bottle, or other packaging that is:

(1) Made of cloth, paper, plastic, foamed plastic, expanded plastic, cardboard, corrugated material, aluminum, glass, post-consumer recycled material, or similar material including, but not limited to, coated or laminated materials; and

(2) Designed for, but not limited to, consuming, transporting, or protecting merchandise, food, or beverages from, or at, a food service facility or retail facility.

2. Except for subsection 4 of this section, notwithstanding any law, ordinance, or rule to the contrary, no political subdivision shall restrict, tax, prohibit, or issue any ordinance regulating the use, disposition, or sale of auxiliary containers.

3. Nothing in this section shall prohibit or limit any county or municipal ordinance or agreement regarding a recycling program or the disposal of solid waste.

4. Subsection 2 of this section shall not apply to the use of auxiliary containers on property owned by a county or municipality."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul (113), **House Amendment No. 3** was adopted.

Representative Brattin offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"575.353. 1. A person commits the offense of assault on a police animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a police animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

2. The offense of assault on a police animal is a class **[**~~C~~**] A** misdemeanor**[**~~, unless the assault results in the death of such animal or disables such animal to the extent it is unable to be utilized as a police animal, in which case it is a class E felony~~**]**. **No person shall be charged with the offense of assault of a police animal if he or she is acting in self defense.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Franks Jr. raised a point of order that **House Amendment No. 4** is not germane to the bill.

Speaker Richardson resumed the Chair.

The Chair ruled the point of order not well taken.

Representative Taylor resumed the Chair.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Line 11, by deleting words "class **[**~~C~~**] A**" and inserting in lieu thereof the words "class **[**~~C~~**] B**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Brattin, **House Amendment No. 4, as amended**, was adopted.

Representative Houghton offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Pages 4-5, Section 262.760, Lines 1-11, by deleting said lines and inserting in lieu thereof the following:

"**262.760. 1. No village, town, city, or county, including any home rule city, shall impose any order, ordinance, policy, or regulation prohibiting the use of a working animal unless such use poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each village, town, city, or county, including any home rule city, may adopt reasonable rules and regulations governing such animals so long as such rules and regulations are not intended to ban the use of such working animals for entertainment, transportation, educational exhibits, or exhibition.**

2. No village, town, city, or county, including any home rule city, shall impose any order, ordinance, policy, or regulation prohibiting working animals on public streets unless such street, or time of day for a particular street, poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each village, town, city, or county, including any home rule city, may adopt orders, ordinances, policies, and regulations that further the public health, safety, and welfare."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 5** was adopted.

Representative Cornejo offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting immediately after said section and line the following:

"**304.935. No political subdivision of this state shall impose a tax or other requirement, including performance standards, where such tax or other requirement relates specifically to the operation of vehicles, or capability of vehicles to operate, without real-time input by a conventional human driver, including with regard to the transportation of persons or goods for compensation.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Line 5, by deleting all of said line and inserting in lieu thereof the following:

""263.245. 1. **Subject to voter approval under section 263.247,** all owners of land in**:**

(1) Any county with a township form of government, located north of the Missouri River and having no portion of the county located east of U.S. Highway 63 **[**~~and located in~~**];**

(2) Any county of the third classification without a township form of government and with more than four thousand one hundred but fewer than four thousand two hundred inhabitants**[**~~,~~**];** or **[**~~in~~**]**

(3) Any county of the third classification without a township form of government and with more than two thousand three hundred but fewer than two thousand four hundred inhabitants

shall control all brush growing on such owner's property that is designated as the county right-of-way or county maintenance easement part of such owner's property and which is adjacent to any county road. Such brush shall be cut, burned**,** or otherwise destroyed as often as necessary in order to keep such lands accessible for purposes of maintenance and safety of the county road **and to prevent brush from interfering with any vehicle that may travel the road**.

2. The county commission, either upon its own motion or upon receipt of a written notice requesting the action from any residents of the county in which the county road bordering the lands in question is located or upon written request of any person regularly using the county road, may control such brush so as to allow easy access to the land described in subsection 1 of this section, and for that purpose the county commission, or its agents, servants, or employees shall have authority to enter on such lands without being liable to an action of trespass therefor, and shall keep an accurate account of the expenses incurred in eradicating the brush, and shall verify such statement under seal of the county commission, and transmit the same to the officer whose duty it is or may be to extend state and county taxes on tax books or bills against real estate. Such officer shall extend the aggregate expenses so charged against each tract of land as a special tax, which shall then become **[**~~a lien on such lands,~~**] due on such landowner's real and personal property tax assessment** and be collected as state and county taxes are collected by law and paid to the county commission and credited to the county control fund.

3. Before proceeding to control brush as provided in this section, the county commission of the county in which the land is located shall notify the owner of the land of the requirements of this law **[**~~by certified mail, return receipt requested, from a list~~**] in writing using any mail service with delivery tracking and an address** supplied by the officer who prepares the tax list**[**~~,~~**]** and shall allow the owner of the land thirty days from **[**~~acknowledgment date of return receipt, or~~**] the** date of **[**~~refusal of acceptance of~~**]** delivery **[**~~as the case may be,~~**]** to eradicate all such brush growing on land designated as the county right-of-way or county maintenance easement part of such owner's land and which is adjacent to the county road. In the event that the property owner cannot be located by **[**~~certified~~**]** mail, notice shall be placed in a newspaper of general circulation in the county in which the land is located at least thirty days before the county commission removes the brush pursuant to subsection 2 of this section. Such property owner shall be granted an automatic thirty-day extension due to hardship by notifying the county commission that such owner cannot comply with the requirements of this section, due to hardship, within the first thirty-day period. The property owner may be granted a second extension by a majority vote of the county commission. There shall be no further extensions. For the purposes of this subsection, "hardship" may be financial, physical or any other condition that the county commission deems to be a valid reason to allow an extension of time to comply with the requirements of this section.

4. County commissions shall not withhold rock, which is provided from funds from the county aid road trust fund, for maintaining county roads due to the abutting property owner's refusal to remove brush located on land designated as the county right-of-way or county maintenance easement part of such owner's land. County commissions shall use such rock on the county roads, even though the brush is not removed, or county commissions may resort to the procedures in this section to remove the brush.

5. The county right-of-way or county maintenance easement shall extend fifteen feet from the center of the county road or the distance set forth in the original conveyance, whichever is greater. For purposes of this subsection, the "center of the county road" shall be the point equidistant from both edges of the drivable ground of the road in its current condition.

6. In the event a county is required to obtain a land survey to enforce this section, the costs of such survey shall be divided equally between the county and the landowner.

305.935. No political subdivision of this state shall impose a tax or other requirement,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 6** was adopted.

On motion of Representative Cornejo, **House Amendment No. 6, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said line the following:

"115.646. **1.** No contribution or expenditure of public funds shall be made directly by any officer, **board member, director, administrator,** employee**,** or agent of any political subdivision **or special district** to advocate, support, or oppose any ballot measure or **any** candidate for public office. **No officer, board member, director, administrator, employee, or agent of any political subdivision or special district shall directly use public resources or property paid for with public funds to advocate, support, or oppose any ballot measure or any candidate for public office.** This section shall not be construed to prohibit any **[**~~public official~~**] officer, board member, director, administrator, employee, or agent** of a political subdivision **or special district** from making public appearances **[**~~or from~~**] ,** issuing press releases**, or testifying before the general assembly** concerning any such ballot measure **as long as such officer, board member, director, administrator, employee, or agent does not do so in his or her official capacity while receiving compensation by the political subdivision or special district for time worked**.

2. This section shall not be construed to prohibit a political subdivision or special district from employing a legislative liaison to communicate with members of the general assembly regarding policies or procedures, including ballot measures, of the political subdivision or special district.

3. Any resident of a political subdivision or special district who wishes to challenge any contribution or expenditure of public funds or any use of public resources or property paid for with public funds may bring an action in any circuit court of the political subdivision or special district in which the alleged violation occurred. The political subdivision or special district and the officer, board member, director, administrator, employee, or agent who allegedly violated this section shall be named as party defendants. The petition shall set forth a description of any use of public resources or property paid for with public funds at issue, any contribution at issue, and any expenditure at issue and the facts that gave rise to a violation and shall pray leave to produce such proof. The court shall consider the petition and evidence, hear arguments, and in its decision determine whether a violation of this section occurred.

4. If the court decides a violation of this section occurred, the court shall order payment by the political subdivision or special district of all the plaintiff's costs and attorney's fees.

5. (1) If the court decides a contribution or expenditure of public funds was made by an officer, board member, director, or administrator of the political subdivision or special district in violation of this section, the political subdivision or special district shall be subject to a civil penalty in an amount equal to ten times the amount of the contribution or expenditure or one thousand dollars, whichever is greater.

(2) If the court decides public resources or property paid for with public funds were used by an officer, board member, director, or administrator of the political subdivision or special district in violation of this section, the political subdivision or special district shall be subject to a civil penalty in the amount of one thousand dollars.

(3) If an officer, board member, director, or administrator of the political subdivision or special district knew or should have known of a violation under subsection 6 of this section, the political subdivision or special district shall be subject to a civil penalty in an amount described in subdivision (1) or (2) of this subsection, corresponding to the type of violation that occurred.

6. If the court decides a contribution or expenditure of public funds was made or public resources or property paid for with public funds were used by an employee or agent of the political subdivision or special district who is not an officer, board member, director, or administrator of the political subdivision or special district in violation of this section and it was the first such violation by such employee or agent, the court shall not impose a civil penalty. A second or subsequent violation of this section by such employee or agent shall subject the political subdivision or special district to the penalties under subsection 5 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roeber, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"34.040. 1. All purchases in excess of **[**~~three~~**] ten** thousand dollars shall be based on competitive bids, except as otherwise provided in this chapter.

2. On any purchase where the estimated expenditure shall be **[**~~twenty-five~~**] one hundred** thousand dollars or over, except as provided in subsection 6 of this section, the commissioner of administration shall:

(1) Advertise for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before bids for such purchases are to be opened. Other methods of advertisement, which may include minority business purchase councils, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post a notice of the proposed purchase in his or her office; and

(3) Solicit bids by mail or other reasonable method generally available to the public from prospective suppliers. All bids for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening bids.

3. The contract shall be let to the lowest and best bidder. The commissioner of administration shall have the right to reject any or all bids and advertise for new bids, or purchase the required supplies on the open market if they can be so purchased at a better price. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the commissioner of administration that time or other circumstances will not permit the delay required to resolicit competitive bids, a contract may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the state. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.

4. The director of the department of revenue shall follow bidding procedures as contained in this chapter and may promulgate rules necessary to establish such procedures. No points shall be awarded on a request for proposal for a contract license office to a bidder for a return-to-the-state provision offer.

5. All bids shall be based on standard specifications wherever such specifications have been approved by the commissioner of administration. The commissioner of administration shall make rules governing the delivery, inspection, storage and distribution of all supplies so purchased and governing the manner in which all claims for supplies delivered shall be submitted, examined, approved and paid. The commissioner shall determine the amount of bond or deposit and the character thereof which shall accompany bids or contracts.

6. The department of natural resources may, without the approval of the commissioner of administration required pursuant to this section, enter into contracts of up to five hundred thousand dollars to abate illegal waste tire sites pursuant to section 260.276 when the director of the department determines that urgent action is needed to protect public health, safety, natural resources or the environment. The department shall follow bidding procedures pursuant to this section and may promulgate rules necessary to establish such procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

7. The commissioner of administration and other agencies to which the state purchasing law applies shall not contract for goods or services with a vendor if the vendor or an affiliate of the vendor makes sales at retail of tangible personal property or for the purpose of storage, use, or consumption in this state but fails to collect and properly pay the tax as provided in chapter 144. For the purposes of this section, "affiliate of the vendor" shall mean any person or entity that is controlled by or is under common control with the vendor, whether through stock ownership or otherwise.

8. The commissioner of administration shall be authorized to hold a reverse auction to procure merchandise, supplies, raw materials, or finished goods if price is the primary factor in evaluating bids. The office of administration shall promulgate rules regarding the handling of the reverse auction process. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of **[**~~five~~**] ten** thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be **[**~~twenty-five~~**] one hundred** thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals**; however, a request for a proposal may set forth the manner for determining which offerors are eligible for negotiation including, but not limited to, the use of shortlisting**. Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

34.044. 1. The commissioner of administration may waive the requirement of competitive bids or proposals for supplies when the commissioner has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commissioner shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure shall be **[**~~five~~**] ten** thousand dollars or over, the commissioner of administration shall post notice of the proposed purchase. Where the estimated expenditure is **[**~~twenty-five~~**] one hundred** thousand dollars or over, the commissioner of administration shall also advertise the commissioner's intent to make such purchase in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least five days before the contract is to be let. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased. The requirement for advertising may be waived, if not feasible, due to the supplies being available at a discount for only a limited period of time.

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, departments shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed **[**~~seventy-five~~**] one hundred fifty** thousand dollars, the length of any contract or agreement does not exceed twelve months, the department complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than **[**~~twenty-five~~**] one hundred** thousand dollars, and the department posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section,

"information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text.

34.353. 1. Each contract for the purchase or lease of manufactured goods or commodities by any public agency, and each contract made by a public agency for construction, alteration, repair, or maintenance of any public works shall contain a provision that any manufactured goods or commodities used or supplied in the performance of that contract or any subcontract thereto shall be manufactured or produced in the United States.

2. This section shall not apply where the purchase, lease, or contract involves an expenditure of less than **[**~~twenty-five~~**] one hundred** thousand dollars. This section shall not apply when only one line of a particular good or product is manufactured or produced in the United States.

3. This section shall not apply where the executive head of the public agency certifies in writing that:

(1) The specified products are not manufactured or produced in the United States in sufficient quantities to meet the agency's requirements or cannot be manufactured or produced in the United States within the necessary time in sufficient quantities to meet the agency's requirements;

(2) Obtaining the specified products manufactured or produced in the United States would increase the cost of the contract by more than ten percent;

(3) The specified products are to be purchased or leased by a state-supported four-year institute of higher education and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years;

(4) The specified products are to be purchased or leased by a publicly supported institution and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years; or

(5) The political subdivision has adopted a formal written policy to encourage the purchase of products manufactured or produced in the United States.

4. The certificate required by this section shall specify the nature of the contract, the product being purchased or leased, the names and addresses of the United States manufacturers and producers contacted by the public agency or the project architect or engineer, and an indication that such manufacturers or producers could not supply sufficient quantities or that the price of the products would increase the cost of the contract by more than ten percent.

5. Certificates required by this section shall be maintained by the public agency for a period of three years."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Berry offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 4, Line 12, by inserting after all of said line the following:

"34.048. In any contract for purchasing supplies as defined in section 34.010 **[**~~not exceeding the threshold for competitive bids set forth under section 34.040~~**]**, the office of administration **[**~~shall not prevent~~**] may, for** any department, office, board, commission, bureau, institution, political subdivision, or any other agency of the state **[**~~from purchasing supplies from an authorized~~**], participate in a cooperative purchasing agreement whereby supplies are procured pursuant to a contract that is open to state entities and established by the** General Services Administration **[**~~vendor~~**]** including "GSA Advantage", "GSA e-Buy", or successor sources. **The office of administration may utilize such cooperative purchasing when such participation is determined to be advantageous to the state.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Curtman, **House Amendment No. 8, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"**321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.**

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases.

527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society**, fire protection district,** or municipal or other corporation of any character whatsoever."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roeber, **House Amendment No. 9** was adopted.

Representative Berry offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"**67.2050. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:**

(1) "Facility", a location composed of real estate, buildings, fixtures, machinery, and equipment;

(2) "Municipality", any county, city, incorporated town, or village of the state;

(3) "NAICS", the 2007 edition of the North American Industry Classification System developed under the direction and guidance of the federal Office of Management and Budget. Any NAICS sector, subsector, industry group, or industry identified in this section shall include its corresponding classification in previous and subsequent federal industry classification systems;

(4) "Technology business facility", a facility purchased, constructed, extended, or improved under this section, provided that such business facility is engaged in:

(a) Wired telecommunications carriers (NAICS 517110);

(b) Data processing, hosting, and related services (NAICS 518210); or

(c) Internet publishing and broadcasting and web search portals (NAICS 519130) at the business facility;

(5) "Technology business facility project" or "project", the purchase, construction, extension, or improvement of technology business facilities, whether of the facility as a whole or of any one or more of the facility's components of real estate, buildings, fixtures, machinery, or equipment.

2. The governing body of any municipality may:

(1) Carry out technology business facility projects for economic development under this section;

(2) Accept grants from the federal and state governments for technology business facility project purposes and may enter into such agreements as are not contrary to the laws of this state, which may be required as a condition of grants by the federal government or its agencies; and

(3) Receive gifts and donations from private sources to be used for technology business facility project purposes.

3. The governing body of the municipality may enter into loan agreements and may sell, lease, or mortgage to private persons, partnerships, or corporations any one or more of the components of a facility received, purchased, constructed, or extended by the municipality for development of a technology business facility project. The loan agreement, installment sale agreement, lease, or other such document shall contain such other terms as are agreed upon between the municipality and the obligor, provided that such terms shall be consistent with this section. If, in the judgment of the governing body of the municipality, the technology business facility project will result in economic benefits to the municipality, the governing body may lawfully enter into an agreement that includes nominal monetary consideration to the municipality in exchange for the use of one or more components of the facility.

4. Transactions involving the lease or rental of any components of a project under this section shall be specifically exempted from the provisions of the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.761, and 238.235 and exempted from the computation of the tax levied, assessed, or payable under the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.746, and 238.235.

5. Leasehold interests granted and held under this section shall not be subject to property taxes.

6. Any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity.

7. The county assessor shall include the current assessed value of all property within the affected taxing entities in the aggregate valuation of assessed property entered upon the assessor's book and verified under section 137.245, and such value shall be used for the purpose of the debt limitation on local government under article VI, section 26(b) of the Constitution of Missouri.

8. The governing body of any municipality may sell or otherwise dispose of the property, buildings, or plants acquired under this section to private persons or corporations for technology business facility project purposes upon approval by the governing body. The terms and method of the sale or other disposal shall be established by the governing body so as to reasonably protect the economic well-being of the municipality and to promote the development of technology business facility projects. A private person or corporation that initially transfers property to the municipality for the purposes of a technology business facility project and that does not charge a purchase price to the municipality shall retain the right, upon request to the municipality, to have the municipality retransfer the donated property to the person or corporation at no cost.

9. The provisions of this section shall not be construed to allow political subdivisions to provide telecommunications services or telecommunications facilities to the extent that they are prohibited from doing so under section 392.410."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 10** was adopted.

Representative Houghton offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**67.115. 1. This section shall be known as the "Fairness to Homeowners Act". This section shall only apply to all counties of the first classification and all political subdivisions of counties of the first classification of this state, as defined in section 70.120, without exception, inclusive of the governing body, commissions, board, contractors, and employees of such political subdivisions.**

2. The political subdivision, governing body, or department responsible for reviewing and approving building plans of single family residential buildings in accordance with a residential building code observed by the political subdivision, including, but not limited to, the international residential code and its successors, replacements, updates, supplements, or building codes governing the construction of a residential structure for the issuance of a building permit, shall approve or deny such building plans within eight business days following submission of such plans. Any denied plans shall be accompanied by a documented list of specific code violations which shall be addressed in order to obtain a building permit. If denied plans are resubmitted and properly address such written reasons for denial, the revised building plans shall be reconsidered and approved within seven business days of resubmission without any new or additional recommendations made on such plans, unless the resubmission contains a defect not contained in the original submission. In the event any resubmitted plans are not approved or denied within seven business days, such plans shall be deemed approved as resubmitted and a permit for the work described in the building plans shall be issued within three business days.

3. The recipient of a building permit may retain an engineer or architect licensed in the state of Missouri to conduct structural inspections of the concrete, footing, and foundation work being undertaken pursuant to a building permit in lieu of the political subdivision, governing body, or department of such political subdivision conducting building permit inspections. Such licensed engineer or architect shall have a business license in the political subdivision in which the inspection is held if required to do so by said political subdivision. The political subdivision may create an approval process for licensed engineers and architects to be authorized to certify the building inspections. An engineer or architect may be removed from the approved third-party inspection list if the engineer or architect fails to maintain his or her professional certification or fails to follow required procedures outlined in the political subdivision's policy. To avoid a conflict of interest, inspections may not be performed for a contractor if the inspector or certifying person is employed by, or affiliated with, the contractor through a partnership, corporation, or other business entity. The licensed engineer or architect shall submit reports to the political subdivision of the work being undertaken under the building permit on the uniform inspection forms in use by the political subdivision. Structural inspections shall include concrete footings and foundation walls. Should the recipient of a building permit choose to use a licensed engineer or architect to conduct the structural inspections on the dwelling, this shall not prohibit the political subdivision from conducting framing, mechanical, plumbing, electrical, or other required inspections before the drywall cover up."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 11** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 073

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hansen

Helms	Houghton	Houx	Hurst	Kelley 127
Kelly 141	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Lynch	Marshall	Mathews	Messenger
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Ross	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Tate	Taylor	Trent	Walker 3
Walsh	White	Wilson		

NOES: 052

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burns	Butler	Curtis	Ellington
Francis	Gray	Green	Harris	Henderson
Hill	Justus	Kendrick	Korman	Lavender
Love	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Pierson Jr	Pike	Quade
Razer	Revis	Roberts	Roden	Rowland 155
Rowland 29	Runions	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wessels
Wiemann	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 60	Barnes 28	Beard	Bernskoetter	Black
Brown 27	Burnett	Carpenter	Conway 10	Conway 104
Cookson	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Franks Jr	Haahr	Hannegan	Higdon
Johnson	Kidd	Matthiesen	McDaniel	Miller
Moon	Mosley	Peters	Phillips	Pietzman
Pogue	Rone	Ruth	Smith 85	Vescovo
Mr. Speaker				

VACANCIES: 002

Representative Reiboldt offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"**266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.**

2. This section shall not apply to rice seed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 12** was adopted.

HCS SS SCS SB 918, as amended, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1364** entitled:

An act to repeal sections 292.606, 319.129, and 414.032, RSMo, and to enact in lieu thereof four new sections relating to petroleum products.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2330**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 597, relating to fees for insurance services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SS SB 597**, relating to insurance services, was agreed to.

Speaker Richardson resumed the Chair.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, In the Title, Line 6, by deleting the words "fees for"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

HCS SS SB 597, as amended, was laid over.

HCS SB 800, relating to juvenile court proceedings, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HCS SB 800** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 800, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"211.021. **[**~~1.~~**]** As used in this chapter, unless the context clearly requires otherwise:

(1) "Adult" means a person **[**~~seventeen~~**] eighteen** years of age or older **[**~~except for seventeen-year-old children as defined in this section~~**]**;

(2) "Child" means any person under **[**~~seventeen~~**] eighteen** years of age **[**~~and shall mean, in addition, any person over seventeen but not yet eighteen years of age alleged to have committed a status offense~~**]**;

(3) "Juvenile court" means the juvenile division or divisions of the circuit court of the county, or judges while hearing juvenile cases assigned to them;

(4) "Legal custody" means the right to the care, custody and control of a child and the duty to provide food, clothing, shelter, ordinary medical care, education, treatment and discipline of a child. Legal custody may be taken from a parent only by court action and if the legal custody is taken from a parent without termination of parental rights, the parent's duty to provide support continues even though the person having legal custody may provide the necessities of daily living;

(5) "Parent" means either a natural parent or a parent by adoption and if the child is illegitimate, "parent" means the mother;

(6) "Shelter care" means the temporary care of juveniles in physically unrestricting facilities pending final court disposition. These facilities may include:

(a) "Foster home", the private home of foster parents providing twenty-four-hour care to one to three children unrelated to the foster parents by blood, marriage or adoption;

(b) "Group foster home", the private home of foster parents providing twenty-four-hour care to no more than six children unrelated to the foster parents by blood, marriage or adoption;

(c) "Group home", a child care facility which approximates a family setting, provides access to community activities and resources, and provides care to no more than twelve children;

(7) "Status offense", any offense as described in subdivision (2) of subsection 1 of section 211.031.

[~~2. The amendments to subsection 1 of this section, as provided for in this act, shall not take effect until such time as appropriations by the general assembly for additional juvenile officer full-time equivalents and deputy juvenile officer full-time equivalents shall exceed by one million nine hundred thousand dollars the amount spent by the state for such officers in fiscal year 2007 and appropriations by the general assembly to single-first class counties for juvenile court personnel costs shall exceed by one million nine hundred thousand dollars the amount spent by the state for such juvenile court personnel costs in fiscal year 2007 and notice of such appropriations has been given to the revisor of statutes.~~**]**

211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family court in circuits that have a family court as provided in sections 487.010 to 487.190 shall have exclusive original jurisdiction in proceedings:

(1) Involving any child **[**~~or person seventeen years of age~~**]** who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The parents, or other persons legally responsible for the care and support of the child **[**~~or person seventeen years of age~~**]**, neglect or refuse to provide proper support, education which is required by law, medical, surgical or other care necessary for his or her well-being; except that reliance by a parent, guardian or custodian upon remedial treatment other than medical or surgical treatment for a child **[**~~or person seventeen years of age~~**]** shall not be construed as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

(b) The child **[**~~or person seventeen years of age~~**]** is otherwise without proper care, custody or support; or

(c) The child **[**~~or person seventeen years of age~~**]** was living in a room, building or other structure at the time such dwelling was found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130;

(d) The child **[**~~or person seventeen years of age is a child~~**] is** in need of mental health services and the parent, guardian or custodian is unable to afford or access appropriate mental health treatment or care for the child;

(2) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The child while subject to compulsory school attendance is repeatedly and without justification absent from school; or

(b) The child disobeys the reasonable and lawful directions of his or her parents or other custodian and is beyond their control; or

(c) The child is habitually absent from his or her home without sufficient cause, permission, or justification; or

(d) The behavior or associations of the child are otherwise injurious to his or her welfare or to the welfare of others; or

(e) The child is charged with an offense not classified as criminal, or with an offense applicable only to children; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, or any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(3) Involving any child who is alleged to have violated a state law or municipal ordinance, or any person who is alleged to have violated a state law or municipal ordinance prior to attaining the age of **[**~~seventeen~~**]** **eighteen** years, in which cases jurisdiction may be taken by the court of the circuit in which the child or person resides or may be found or in which the violation is alleged to have occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, and except that the juvenile court shall have concurrent jurisdiction with the municipal court over any child who is alleged to have violated a municipal curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the circuit court on any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(4) For the adoption of a person;

(5) For the commitment of a child **[**~~or person seventeen years of age~~**]** to the guardianship of the department of social services as provided by law; and

(6) Involving an order of protection pursuant to chapter 455 when the respondent is less than **[**~~seventeen~~**]** **eighteen** years of age.

2. Transfer of a matter, proceeding, jurisdiction or supervision for a child **[**~~or person seventeen years of age~~**]** who resides in a county of this state shall be made as follows:

(1) Prior to the filing of a petition and upon request of any party or at the discretion of the juvenile officer, the matter in the interest of a child **[**~~or person seventeen years of age~~**]** may be transferred by the juvenile officer, with the prior consent of the juvenile officer of the receiving court, to the county of the child's residence or the residence of the person **[**~~seventeen~~**]** **eighteen** years of age for future action;

(2) Upon the motion of any party or on its own motion prior to final disposition on the pending matter, the court in which a proceeding is commenced may transfer the proceeding of a child **[**~~or person seventeen years of age~~**]** to the court located in the county of the child's residence **[**~~or the residence of the person seventeen years of age~~**]**, or the county in which the offense pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further action;

(3) Upon motion of any party or on its own motion, the court in which jurisdiction has been taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a child **[**~~or person seventeen years of age~~**]** to the court located in the county of the child's residence **[**~~or the residence of the person seventeen years of age~~**]** for further action with the prior consent of the receiving court;

(4) Upon motion of any party or upon its own motion at any time following a judgment of disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may place the child **[**~~or person seventeen years of age~~**]** under the supervision of another juvenile court within or without the state pursuant to section 210.570 with the consent of the receiving court;

(5) Upon motion of any child **[**~~or person seventeen years of age~~**]** or his or her parent, the court having jurisdiction shall grant one change of judge pursuant to Missouri supreme court rules;

(6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child **[**~~or person seventeen years of age~~**]**, certified copies of all legal and social documents and records pertaining to the case on file with the clerk of the transferring juvenile court shall accompany the transfer.

3. In any proceeding involving any child **[**~~or person seventeen years of age~~**]** taken into custody in a county other than the county of the child's residence **[**~~or the residence of a person seventeen years of age~~**]**, the juvenile court of the county of the child's residence **[**~~or the residence of a person seventeen years of age~~**]** shall be notified of such taking into custody within seventy-two hours.

4. When an investigation by a juvenile officer pursuant to this section reveals that the only basis for action involves an alleged violation of section 167.031 involving a child who alleges to be home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the child is being home schooled and not in

violation of section 167.031 before making a report of such a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a child who is being home schooled shall be made to the prosecuting attorney of the county where the child legally resides.

5. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care or for the removal of custody of a child from the parent without a specific showing that there is a causal relation between the disability or disease and harm to the child.

211.032. 1. Except as otherwise provided in a circuit participating in a pilot project established by the Missouri supreme court, when a child **[**~~or person seventeen years of age~~**]**, alleged to be in need of care and treatment pursuant to subdivision (1) of subsection 1 of section 211.031, is taken into custody, the juvenile or family court shall notify the parties of the right to have a protective custody hearing. Such notification shall be in writing.

2. Upon request from any party, the court shall hold a protective custody hearing. Such hearing shall be held within three days of the request for a hearing, excluding Saturdays, Sundays and legal holidays. For circuits participating in a pilot project established by the Missouri supreme court, the parties shall be notified at the status conference of their right to request a protective custody hearing.

3. No later than February 1, 2005, the Missouri supreme court shall require a mandatory court proceeding to be held within three days, excluding Saturdays, Sundays, and legal holidays, in all cases under subdivision (1) of subsection 1 of section 211.031. The Missouri supreme court shall promulgate rules for the implementation of such mandatory court proceedings and may consider recommendations from any pilot projects established by the Missouri supreme court regarding such proceedings. Nothing in this subsection shall prevent the Missouri supreme court from expanding pilot projects prior to the implementation of this subsection.

4. The court shall hold an adjudication hearing no later than sixty days after the child has been taken into custody. The court shall notify the parties in writing of the specific date, time, and place of such hearing. If at such hearing the court determines that sufficient cause exists for the child to remain in the custody of the state, the court shall conduct a dispositional hearing no later than ninety days after the child has been taken into custody and shall conduct review hearings regarding the reunification efforts made by the division every ninety to one hundred twenty days for the first year the child is in the custody of the division. After the first year, review hearings shall be held as necessary, but in no event less than once every six months for as long as the child is in the custody of the division.

5. At all hearings held pursuant to this section the court may receive testimony and other evidence relevant to the necessity of detaining the child out of the custody of the parents, guardian or custodian.

6. By January 1, 2005, the supreme court shall develop rules regarding the effect of untimely hearings.

7. If the placement of any child in the custody of the children's division will result in the child attending a school other than the school the child was attending when taken into custody:

(1) The child's records from such school shall automatically be forwarded to the school that the child is transferring to upon notification within two business days by the division; or

(2) Upon request of the foster family, the guardian ad litem, or the volunteer advocate and whenever possible, the child shall be permitted to continue to attend the same school that the child was enrolled in and attending at the time the child was taken into custody by the division. The division, in consultation with the department of elementary and secondary education, shall establish the necessary procedures to implement the provisions of this subsection.

211.033. 1. No person under the age of **[**~~seventeen~~**]** **eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071 shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of **[**~~seventeen~~**]** **eighteen** to a juvenile detention facility.

2. Nothing in this section shall be construed as creating any civil or criminal liability for any law enforcement officer, juvenile officer, school personnel, or court personnel for any action taken or failure to take any action involving a minor child who remains under the jurisdiction of the juvenile court under this section if such action or failure to take action is based on a good faith belief by such officer or personnel that the minor child is not under the jurisdiction of the juvenile court.

[~~3. The amendments to subsection 2 of this section, as provided for in this act, shall not take effect until such time as the provisions of section 211.021 shall take effect in accordance with subsection 2 of section 211.021.~~**]**

211.041. When jurisdiction over the person of a child has been acquired by the juvenile court under the provisions of this chapter in proceedings coming within the applicable provisions of section 211.031, the jurisdiction of the child may be retained for the purpose of this chapter until he or she has attained the age of twenty-one years, except in cases where he or she is committed to and received by the division of youth services, unless jurisdiction has been returned to the committing court by provisions of chapter 219 through requests of the court to the division of youth services and except in any case where he or she has not paid an assessment imposed in accordance with

section 211.181 or in cases where the judgment for restitution entered in accordance with section 211.185 has not been satisfied. Every child over whose person the juvenile court retains jurisdiction shall be prosecuted under the general law for any violation of a state law or of a municipal ordinance which he or she commits after he or she becomes **[**~~seventeen~~**] eighteen** years of age. The juvenile court shall have no jurisdiction with respect to any such violation and, so long as it retains jurisdiction of the child, shall not exercise its jurisdiction in such a manner as to conflict with any other court's jurisdiction as to any such violation.

211.061. 1. When a child is taken into custody with or without warrant for an offense, the child, together with any information concerning the child and the personal property found in the child's possession, shall be taken immediately and directly before the juvenile court or delivered to the juvenile officer or person acting for **[**~~him~~**] the child**.

2. If any person is taken before a circuit or associate circuit judge not assigned to juvenile court or a municipal judge, and it is then, or at any time thereafter, ascertained that he or she was under the age of **[**~~seventeen~~**] eighteen** years at the time he or she is alleged to have committed the offense, or that he or she is subject to the jurisdiction of the juvenile court as provided by this chapter, it is the duty of the judge forthwith to transfer the case or refer the matter to the juvenile court, and direct the delivery of such person, together with information concerning him or her and the personal property found in his or her possession, to the juvenile officer or person acting as such.

3. When the juvenile court is informed that a child is in detention it shall examine the reasons therefor and shall immediately:

(1) Order the child released; or

(2) Order the child continued in detention until a detention hearing is held. An order to continue the child in detention shall only be entered upon the filing of a petition or motion to modify and a determination by the court that probable cause exists to believe that the child has committed acts specified in the petition or motion that bring the child within the jurisdiction of the court under subdivision (2) or (3) of subsection 1 of section 211.031.

4. A juvenile shall not remain in detention for a period greater than twenty-four hours unless the court orders a detention hearing. If such hearing is not held within three days, excluding Saturdays, Sundays and legal holidays, the juvenile shall be released from detention unless the court for good cause orders the hearing continued. The detention hearing shall be held within the judicial circuit at a date, time and place convenient to the court. Notice of the date, time and place of a detention hearing, and of the right to counsel, shall be given to the juvenile and his or her custodian in person, by telephone, or by such other expeditious method as is available.

211.071. 1. If a petition alleges that a child between the ages of twelve and **[**~~seventeen~~**] eighteen** has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that any child has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 **as it existed prior to January 1, 2017, or first degree robbery under section 570.023**, **[**~~or~~**]** distribution of drugs under section 195.211 **as it existed prior to January 1, 2017, or the manufacturing of a controlled substance under section 579.055**, or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between **[**~~seventeen~~**] eighteen** and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject

to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

(1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;

(2) Whether the offense alleged involved viciousness, force and violence;

(3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;

(4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;

(5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;

(6) The sophistication and maturity of the child as determined by consideration of his **or her** home and environmental situation, emotional condition and pattern of living;

(7) The age of the child;

(8) The program and facilities available to the juvenile court in considering disposition;

(9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and

(10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

(1) Findings showing that the court had jurisdiction of the cause and of the parties;

(2) Findings showing that the child was represented by counsel;

(3) Findings showing that the hearing was held in the presence of the child and his **or her** counsel; and

(4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171.

211.073. 1. The court shall, in a case when the offender is under **[**~~seventeen~~**]** **eighteen** years **[**~~and six months~~**]** of age and has been transferred to a court of general jurisdiction pursuant to section 211.071, and whose prosecution results in a conviction or a plea of guilty, consider dual jurisdiction of both the criminal and juvenile codes, as set forth in this section. The court is authorized to impose a juvenile disposition under this chapter and simultaneously impose an adult criminal sentence, the execution of which shall be suspended pursuant to the provisions of this section. Successful completion of the juvenile disposition ordered shall be a condition of the suspended adult criminal sentence. The court may order an offender into the custody of the division of youth services pursuant to this section:

(1) Upon agreement of the division of youth services; and

(2) If the division of youth services determines that there is space available in a facility designed to serve offenders sentenced under this section. If the division of youth services agrees to accept a youth and the court does not impose a juvenile disposition, the court shall make findings on the record as to why the division of youth services was not appropriate for the offender prior to imposing the adult criminal sentence.

2. If there is probable cause to believe that the offender has violated a condition of the suspended sentence or committed a new offense, the court shall conduct a hearing on the violation charged, unless the offender waives such hearing. If the violation is established and found the court may continue or revoke the juvenile disposition, impose the adult criminal sentence, or enter such other order as it may see fit.

3. When an offender has received a suspended sentence pursuant to this section and the division determines the child is beyond the scope of its treatment programs, the division of youth services may petition the court for a transfer of custody of the offender. The court shall hold a hearing and shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

4. When an offender who has received a suspended sentence reaches the age of **[**~~seventeen~~**]** **eighteen**, the court shall hold a hearing. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections;

(2) Direct that the offender be placed on probation; or

(3) Direct that the offender remain in the custody of the division of youth services if the division agrees to such placement.

5. The division of youth services shall petition the court for a hearing before it releases an offender who comes within subsection 1 of this section at any time before the offender reaches the age of twenty-one years. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

6. If the suspension of the adult criminal sentence is revoked, all time served by the offender under the juvenile disposition shall be credited toward the adult criminal sentence imposed.

211.081. 1. Whenever any person informs the juvenile officer in writing that a child appears to be within the purview of applicable provisions of section 211.031 **[**~~or that a person seventeen years of age appears to be within the purview of the provisions of subdivision (1) of subsection 1 of section 211.031~~**]**, the juvenile officer shall make or cause to be made a preliminary inquiry to determine the facts and to determine whether or not the interests of the public or of the child **[**~~or person seventeen years of age~~**]** require that further action be taken. On the basis of this inquiry, the juvenile officer may make such informal adjustment as is practicable without a petition or file a petition. Any other provision of this chapter to the contrary notwithstanding, the juvenile court shall not make any order for disposition of a child **[**~~or person seventeen years of age~~**]** which would place or commit the child **[**~~or person seventeen years of age~~**]** to any location outside the state of Missouri without first receiving the approval of the children's division.

2. Placement in any institutional setting shall represent the least restrictive appropriate placement for the child **[**~~or person seventeen years of age~~**]** and shall be recommended based upon a psychological or psychiatric evaluation or both. Prior to entering any order for disposition of a child **[**~~or person seventeen years of age~~**]** which would order residential treatment or other services inside the state of Missouri, the juvenile court shall enter findings which include the recommendation of the psychological or psychiatric evaluation or both; and certification from the division director or designee as to whether a provider or funds or both are available, including a projection of their future availability. If the children's division indicates that funding is not available, the division shall recommend and make available for placement by the court an alternative placement for the child **[**~~or person seventeen years of age~~**]**. The division shall have the burden of demonstrating that they have exercised due diligence in utilizing all available services to carry out the recommendation of the evaluation team and serve the best interest of the child **[**~~or person seventeen years of age~~**]**. The judge shall not order placement or an alternative placement with a specific provider but may reasonably designate the scope and type of the services which shall be provided by the department to the child **[**~~or person seventeen years of age~~**]**.

3. Obligations of the state incurred under the provisions of section 211.181 shall not exceed, in any fiscal year, the amount appropriated for this purpose.

211.091. 1. The petition shall be entitled "In the interest of ....., a child under **[**~~seventeen~~**]** **eighteen** years of age" **[**~~or "In the interest of ....., a child seventeen years of age" or "In the interest of ....., a person seventeen years of age" as appropriate to the subsection of section 211.031 that provides the basis for the filing of the petition~~**]**.

2. The petition shall set forth plainly:

(1) The facts which bring the child **[**~~or person seventeen years of age~~**]** within the jurisdiction of the court;

(2) The full name, birth date, and residence of the child **[**~~or person seventeen years of age~~**]**;

(3) The names and residence of his or her parents, if living;

(4) The name and residence of his or her legal guardian if there be one, of the person having custody of the child **[**~~or person seventeen years of age~~**]** or of the nearest known relative if no parent or guardian can be found; and

(5) Any other pertinent data or information.

3. If any facts required in subsection 2 of this section are not known by the petitioner, the petition shall so state.

4. Prior to the voluntary dismissal of a petition filed under this section, the juvenile officer shall assess the impact of such dismissal on the best interests of the child, and shall take all actions practicable to minimize any negative impact."; and

Further amend said bill, Page 2, Section 211.093, Line 46, by inserting after said section and line the following:

"211.101. 1. After a petition has been filed, unless the parties appear voluntarily, the juvenile court shall issue a summons in the name of the state of Missouri requiring the person who has custody of the child **[**~~or person seventeen years of age~~**]** to appear personally and, unless the court orders otherwise, to bring the child **[**~~or person seventeen years of age~~**]** before the court, at the time and place stated.

2. If the person so summoned is other than a parent or guardian of the child **[**~~or person seventeen years of age~~**]**, then the parent or guardian or both shall also be notified of the pendency of the case and of the time and place appointed.

3. If it appears that the child **[**~~or person seventeen years of age~~**]** is in such condition or surroundings that his or her welfare requires that his or her custody be immediately assumed by the court, the judge may order, by endorsement upon the summons, the officer serving it to take the child **[**~~or person seventeen years of age~~**]** into custody at once.

4. Subpoena may be issued requiring the appearance of any other person whose presence, in the opinion of the judge, is necessary.

211.161. 1. The court may cause any child **[**~~or person seventeen years of age~~**]** within its jurisdiction to be examined by a physician, psychiatrist or psychologist appointed by the court in order that the condition of the child **[**~~or person seventeen years of age~~**]** may be given consideration in the disposition of his **or her** case. The expenses of the examination when approved by the court shall be paid by the county, except that the county shall not be liable for the costs of examinations conducted by the department of mental health either directly or through contract.

2. The services of a state, county or municipally maintained hospital, institution, or psychiatric or health clinic may be used for the purpose of this examination and treatment.

3. A county may establish medical, psychiatric and other facilities, upon request of the juvenile court, to provide proper services for the court in the diagnosis and treatment of children **[**~~or persons seventeen years of age~~**]** coming before it and these facilities shall be under the administration and control of the juvenile court. The juvenile court may appoint and fix the compensation of such professional and other personnel as it deems necessary to provide the court proper diagnostic, clinical and treatment services for children **[**~~or persons seventeen years of age~~**]** under its jurisdiction.

211.181. 1. When a child **[**~~or person seventeen years of age~~**]** is found by the court to come within the applicable provisions of subdivision (1) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child **[**~~or person seventeen years of age~~**]**, and the court may, by order duly entered, proceed as follows:

(1) Place the child **[**~~or person seventeen years of age~~**]** under supervision in his **or her** own home or in the custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child **[**~~or person seventeen years of age~~**]** to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes; except that, such child **[**~~or person seventeen years of age~~**]** may not be committed to the department of social services, division of youth services;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive the child **[**~~or person seventeen years of age~~**]** in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child **[**~~or person seventeen years of age~~**]** in a family home;

(4) Cause the child **[**~~or person seventeen years of age~~**]** to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child **[**~~or person seventeen years of age~~**]** requires it, cause the child **[**~~or person seventeen years of age~~**]** to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child **[**~~or person seventeen years of age~~**]** whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) The court may order, pursuant to subsection 2 of section 211.081, that the child receive the necessary services in the least restrictive appropriate environment including home and community-based services, treatment and support, based on a coordinated, individualized treatment plan. The individualized treatment plan shall be approved by the court and developed by the applicable state agencies responsible for providing or paying for any and all appropriate and necessary services, subject to appropriation, and shall include which agencies are going to pay for and provide such services. Such plan must be submitted to the court within thirty days and the child's family shall actively participate in designing the service plan for the child **[**~~or person seventeen years of age~~**]**;

(6) The department of social services, in conjunction with the department of mental health, shall apply to the United States Department of Health and Human Services for such federal waivers as required to provide services for such children, including the acquisition of community-based services waivers.

2. When a child is found by the court to come within the provisions of subdivision (2) of subsection 1 of section 211.031, the court shall so decree and upon making a finding of fact upon which it exercises its jurisdiction over the child, the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his **or her** own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or place them in family homes; except that, a child may be committed to the department of social services, division of youth services, only if he **or she** is presently under the court's supervision after an adjudication under the provisions of subdivision (2) or (3) of subsection 1 of section 211.031;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child in a family home;

(4) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) Assess an amount of up to ten dollars to be paid by the child to the clerk of the court.

Execution of any order entered by the court pursuant to this subsection, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed.

3. When a child is found by the court to come within the provisions of subdivision (3) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child, and the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require; provided that, no child who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566, RSMo, including but not limited to rape, forcible sodomy, child molestation, and sexual abuse, and in which the victim was a child, shall be placed in any residence within one thousand feet of the residence of the abused child of that offense until the abused child reaches the age of eighteen, and provided further that the provisions of this subdivision regarding placement within one thousand feet of the abused child shall not apply when the abusing child and the abused child are siblings or children living in the same home;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Beginning January 1, 1996, the court may make further directions as to placement with the division of youth services concerning the child's length of stay. The length of stay order may set forth a minimum review date;

(4) Place the child in a family home;

(5) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(6) Suspend or revoke a state or local license or authority of a child to operate a motor vehicle;

(7) Order the child to make restitution or reparation for the damage or loss caused by his **or her** offense. In determining the amount or extent of the damage, the court may order the juvenile officer to prepare a report and may receive other evidence necessary for such determination. The child and his **or her** attorney shall have access to any reports which may be prepared, and shall have the right to present evidence at any hearing held to ascertain the amount of damages. Any restitution or reparation ordered shall be reasonable in view of the child's ability to make payment or to perform the reparation. The court may require the clerk of the circuit court to act as receiving and disbursing agent for any payment ordered;

(8) Order the child to a term of community service under the supervision of the court or of an organization selected by the court. Every person, organization, and agency, and each employee thereof, charged with the supervision of a child under this subdivision, or who benefits from any services performed as a result of an order issued under this subdivision, shall be immune from any suit by the child ordered to perform services under this subdivision, or any person deriving a cause of action from such child, if such cause of action arises from the supervision of the child's performance of services under this subdivision and if such cause of action does not arise from an intentional tort. A child ordered to perform services under this subdivision shall not be deemed an employee within the meaning of the provisions of chapter 287, RSMo, nor shall the services of such child be deemed employment within the meaning of the provisions of chapter 288, RSMo. Execution of any order entered by the court, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed;

(9) When a child has been adjudicated to have violated a municipal ordinance or to have committed an act that would be a misdemeanor if committed by an adult, assess an amount of up to twenty-five dollars to be paid by the child to the clerk of the court; when a child has been adjudicated to have committed an act that would be a felony if committed by an adult, assess an amount of up to fifty dollars to be paid by the child to the clerk of the court.

4. Beginning January 1, 1996, the court may set forth in the order of commitment the minimum period during which the child shall remain in the custody of the division of youth services. No court order shall require a child to remain in the custody of the division of youth services for a period which exceeds the child's eighteenth birth date except upon petition filed by the division of youth services pursuant to subsection 1 of section 219.021,

RSMo. In any order of commitment of a child to the custody of the division of youth services, the division shall determine the appropriate program or placement pursuant to subsection 3 of section 219.021, RSMo. Beginning January 1, 1996, the department shall not discharge a child from the custody of the division of youth services before the child completes the length of stay determined by the court in the commitment order unless the committing court orders otherwise. The director of the division of youth services may at any time petition the court for a review of a child's length of stay commitment order, and the court may, upon a showing of good cause, order the early discharge of the child from the custody of the division of youth services. The division may discharge the child from the division of youth services without a further court order after the child completes the length of stay determined by the court or may retain the child for any period after the completion of the length of stay in accordance with the law.

5. When an assessment has been imposed under the provisions of subsection 2 or 3 of this section, the assessment shall be paid to the clerk of the court in the circuit where the assessment is imposed by court order, to be deposited in a fund established for the sole purpose of payment of judgments entered against children in accordance with section 211.185.

211.321. 1. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall not be open to inspection or their contents disclosed, except by order of the court to persons having a legitimate interest therein, unless a petition or motion to modify is sustained which charges the child with an offense which, if committed by an adult, would be a class A felony under the criminal code of Missouri, or capital murder, first degree murder, or second degree murder or except as provided in subsection 2 of this section. In addition, whenever a report is required under section 557.026, there shall also be included a complete list of certain violations of the juvenile code for which the defendant had been adjudicated a delinquent while a juvenile. This list shall be made available to the probation officer and shall be included in the presentence report. The violations to be included in the report are limited to the following: rape, sodomy, murder, kidnapping, robbery, arson, burglary or any acts involving the rendering or threat of serious bodily harm. The supreme court may promulgate rules to be followed by the juvenile courts in separating the records.

2. In all proceedings under subdivision (2) of subsection 1 of section 211.031, the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and shall be open to inspection only by order of the judge of the juvenile court or as otherwise provided by statute. In all proceedings under subdivision (3) of subsection 1 of section 211.031 the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and may be open to inspection without court order only as follows:

(1) The juvenile officer is authorized at any time:

(a) To provide information to or discuss matters concerning the child, the violation of law or the case with the victim, witnesses, officials at the child's school, law enforcement officials, prosecuting attorneys, any person or agency having or proposed to have legal or actual care, custody or control of the child, or any person or agency providing or proposed to provide treatment of the child. Information received pursuant to this paragraph shall not be released to the general public, but shall be released only to the persons or agencies listed in this paragraph;

(b) To make public information concerning the offense, the substance of the petition, the status of proceedings in the juvenile court and any other information which does not specifically identify the child or the child's family;

(2) After a child has been adjudicated delinquent pursuant to subdivision (3) of subsection 1 of section 211.031, for an offense which would be a felony if committed by an adult, the records of the dispositional hearing and proceedings related thereto shall be open to the public to the same extent that records of criminal proceedings are open to the public. However, the social summaries, investigations or updates in the nature of presentence investigations, and status reports submitted to the court by any treating agency or individual after the dispositional order is entered shall be kept confidential and shall be opened to inspection only by order of the judge of the juvenile court;

(3) As otherwise provided by statute;

(4) In all other instances, only by order of the judge of the juvenile court.

3. Peace officers' records, if any are kept, of children shall be kept separate from the records of persons **[**~~seventeen~~**]** **eighteen** years of age or over and shall not be open to inspection or their contents disclosed, except by order of the court. This subsection does not apply to children who are transferred to courts of general jurisdiction as provided by section 211.071 or to juveniles convicted under the provisions of sections 578.421 to 578.437. This subsection does not apply to the inspection or disclosure of the contents of the records of peace officers for the purpose of pursuing a civil forfeiture action pursuant to the provisions of section 195.140.

4. Nothing in this section shall be construed to prevent the release of information and data to persons or organizations authorized by law to compile statistics relating to juveniles. The court shall adopt procedures to protect the confidentiality of children's names and identities.

5. The court may, either on its own motion or upon application by the child or his **or her** representative, or upon application by the juvenile officer, enter an order to destroy all social histories, records, and information, other than the official court file, and may enter an order to seal the official court file, as well as all peace officers' records, at any time after the child has reached his **[**~~seventeenth~~**] or her eighteenth** birthday if the court finds that it is in the best interest of the child that such action or any part thereof be taken, unless the jurisdiction of the court is continued beyond the child's **[**~~seventeenth~~**] eighteenth** birthday, in which event such action or any part thereof may be taken by the court at any time after the closing of the child's case.

6. Nothing in this section shall be construed to prevent the release of general information regarding the informal adjustment or formal adjudication of the disposition of a child's case to a victim or a member of the immediate family of a victim of any offense committed by the child. Such general information shall not be specific as to location and duration of treatment or detention or as to any terms of supervision.

7. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall be disclosed to the child fatality review panel reviewing the child's death pursuant to section 210.192 unless the juvenile court on its own motion, or upon application by the juvenile officer, enters an order to seal the records of the victim child.

211.421. 1. After any child has come under the care or control of the juvenile court as provided in this chapter, any person who thereafter encourages, aids, or causes the child to commit any act or engage in any conduct which would be injurious to the child's morals or health or who knowingly or negligently disobeys, violates or interferes with a lawful order of the court with relation to the child, is guilty of contempt of court, and shall be proceeded against as now provided by law and punished by imprisonment in the county jail for a term not exceeding six months or by a fine not exceeding five hundred dollars or by both such fine and imprisonment.

2. If it appears at a juvenile court hearing that any person **[**~~seventeen~~**] eighteen** years of age or over has violated section 568.045 or 568.050, RSMo, by endangering the welfare of a child, the judge of the juvenile court shall refer the information to the prosecuting or circuit attorney, as the case may be, for appropriate proceedings.

211.425. 1. Any person who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566 including, but not limited to, rape, forcible sodomy, child molestation and sexual abuse, shall be considered a juvenile sex offender and shall be required to register as a juvenile sex offender by complying with the registration requirements provided for in this section, unless such juvenile adjudicated as a delinquent is fourteen years of age or older at the time of the offense and the offense adjudicated would be considered a felony under chapter 566 if committed by an adult, which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, including any attempt or conspiracy to commit such offense, in which case, the juvenile shall be required to register as an adult sexual offender under sections 589.400 to 589.425. This requirement shall also apply to any person who is or has been adjudicated a juvenile delinquent in any other state or federal jurisdiction for committing, attempting to commit, or conspiring to commit offenses which would be proscribed herein.

2. Any state agency having supervision over a juvenile required to register as a juvenile sex offender or any court having jurisdiction over a juvenile required to register as a juvenile sex offender, or any person required to register as a juvenile sex offender, shall, within ten days of the juvenile offender moving into any county of this state, register with the juvenile office of the county. If such juvenile offender changes residence or address, the state agency, court or person shall inform the juvenile office within ten days of the new residence or address and shall also be required to register with the juvenile office of any new county of residence. Registration shall be accomplished by completing a registration form similar to the form provided for in section 589.407. Such form shall include, but is not limited to, the following:

(1) A statement in writing signed by the juvenile, giving the juvenile's name, address, Social Security number, phone number, school in which enrolled, place of employment, offense which requires registration, including the date, place, and a brief description of such offense, date and place of adjudication regarding such offense, and age and gender of the victim at the time of the offense; and

(2) The fingerprints and a photograph of the juvenile.

3. Juvenile offices shall maintain the registration forms of those juvenile offenders in their jurisdictions who register as required by this section. Information contained on the registration forms shall be kept confidential and may be released by juvenile offices to only those persons and agencies who are authorized to receive information from juvenile court records as provided by law, including, but not limited to, those specified in section 211.321. State agencies having custody of juveniles who fall within the registration requirements of this section

shall notify the appropriate juvenile offices when such juvenile offenders are being transferred to a location falling within the jurisdiction of such juvenile offices.

4. Any juvenile who is required to register pursuant to this section but fails to do so or who provides false information on the registration form is subject to disposition pursuant to this chapter. Any person **[**~~seventeen~~**] eighteen** years of age or over who commits such violation is guilty of a class A misdemeanor as provided for in section 211.431.

5. Any juvenile to whom the registration requirement of this section applies shall be informed by the official in charge of the juvenile's custody, upon the juvenile's discharge or release from such custody, of the requirement to register pursuant to this section. Such official shall obtain the address where such juvenile expects to register upon being discharged or released and shall report the juvenile's name and address to the juvenile office where the juvenile **[**~~will~~**] shall** be required to register. This requirement to register upon discharge or release from custody does not apply in situations where the juvenile is temporarily released under guard or direct supervision from a detention facility or similar custodial facility.

6. The requirement to register as a juvenile sex offender shall terminate upon the juvenile offender reaching age twenty-one, unless such juvenile offender is required to register as an adult offender pursuant to section 589.400.

211.431. Any person **[**~~seventeen~~**] eighteen** years of age or over who willfully violates, neglects or refuses to obey or perform any lawful order of the court, or who violates any provision of this chapter is guilty of a class A misdemeanor.

211.435. 1. There is hereby created in the state treasury the "Juvenile Justice Preservation Fund", which shall consist of moneys collected under subsection 2 of this section and sections 488.315 and 558.003, any gifts, bequests, and donations, and any other moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425 solely for the administration of the juvenile justice system. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The provisions of this subsection shall expire on August 28, 2024.

2. For all traffic violations of any county ordinance or any violation of traffic laws of this state, including an infraction, in which a person has pled guilty, there shall be assessed as costs a surcharge in the amount of two dollars. No such surcharge shall be collected in any proceeding involving a violation of an ordinance or state law when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. Such surcharge shall be collected and disbursed by the clerk of the court as provided by sections 488.010 to 488.020. The surcharge collected under this section shall be paid into the state treasury to the credit of the juvenile justice preservation fund created in this section. The provisions of this subsection shall expire if the provisions of subsection 1 of this section expire."; and

Further amend said bill, Page 9, Section 211.447, Line 218, by inserting after said section and line the following:

"221.044. No person under the age of **[**~~seventeen~~**] eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071, shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of **[**~~seventeen~~**] eighteen** to a juvenile detention facility.

488.315. 1. In addition to all other costs associated with civil actions, there shall be assessed and collected a surcharge of three dollars and fifty cents in all civil actions filed in the state. The clerk responsible for collecting court costs in civil cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the juvenile justice preservation fund under subsection 1 of section 211.435.

2. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

558.003. The prosecuting attorney shall have discretion to charge an offender convicted of an offense in which the victim was a child a fine of up to five hundred dollars for each offense. Such fine shall be deposited in the juvenile justice preservation fund, created under section 211.435. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

Section 1. Expanding services from seventeen years of age to eighteen years of age is a new service and shall not be effective until an appropriation sufficient to fund the expanded service is provided therefor.

Section B. The repeal and reenactment of sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, and 221.044 of this act shall become effective on January 1, 2021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 800, Page 13, Line 15, by inserting after all of said line the following:

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law**; except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section**.

(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings. No parent, guardian, custodian, or other person shall waive the child's right to counsel.

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

(1) That the custodian is indigent; and

(2) That the custodian desires the appointment of counsel; and

(3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section**. **If a juvenile waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:

(1) At a detention hearing under Missouri supreme court rule 127.08;

(2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;

(3) At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;

(4) At a dispositional hearing under Missouri supreme court rule 128.03; or

(5) A hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031.

11. Under no circumstances shall a child's right to a Miranda warning under section 211.059 be waived."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Berry	Brattin
Brown 57	Chipman	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Gray	Green	Harris	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 039

Bahr	Black	Bondon	Brown 27	Butler
Christofanelli	Conway 10	Conway 104	Cookson	Curtis

Curtman	Ellebracht	Ellington	Engler	Fitzpatrick
Fraker	Franks Jr	Haahr	Higdon	Houghton
Houx	Johnson	Kendrick	Kidd	McDaniel
McGee	Miller	Peters	Phillips	Pietzman
Plocher	Pogue	Rone	Rowland 29	Shull 16
Smith 85	Spencer	Wessels	Wood	

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Burnett:

AYES: 048

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Bernskoetter	Brattin
Burnett	Burns	Carpenter	Conway 10	Dogan
Ellington	Engler	Gray	Green	Grier
Harris	Lavender	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Neely	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

NOES: 082

Alferman	Anderson	Andrews	Austin	Basye
Beard	Berry	Brown 57	Chipman	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Evans	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 031

Bahr	Black	Bondon	Brown 27	Butler
Christofanelli	Conway 104	Cookson	Curtis	Ellebracht
Fitzpatrick	Fraker	Franks Jr	Haahr	Higdon
Houghton	Houx	Johnson	Kendrick	Kidd

McDaniel	Peters	Phillips	Pietzman	Plocher
Pogue	Rone	Shull 16	Smith 85	Spencer
Wood				

VACANCIES: 002

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Brattin	Brown 57
Chipman	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Henderson	Hill	Houx
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Muntzel	Neely	Pfautsch	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 035

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Carpenter	Conway 10
Ellington	Gray	Green	Harris	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 036

Bahr	Berry	Black	Bondon	Brown 27
Burnett	Butler	Christofanelli	Conway 104	Cookson
Curtis	Curtman	Ellebracht	Fitzpatrick	Fraker
Franks Jr	Haahr	Helms	Higdon	Houghton
Johnson	Kendrick	Kidd	McDaniel	McGee
Morse 151	Peters	Phillips	Pietzman	Pogue
Rone	Shull 16	Smith 85	Spencer	Walker 74
Wood				

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 800, Page 9, Section 211.447, Line 218, by inserting immediately after said line the following:

"565.030. 1. Where murder in the first degree is charged but not submitted or where the state waives the death penalty, the submission to the trier and all subsequent proceedings in the case shall proceed as in all other criminal cases.

2. Where murder in the first degree is submitted to the trier without a waiver of the death penalty, the trial shall proceed in two stages before the same trier. At the first stage the trier shall decide only whether the defendant is guilty or not guilty of any submitted offense. The issue of punishment shall not be submitted to the trier at the first stage. If an offense is charged other than murder in the first degree in a count together with a count of murder in the first degree, the trial judge shall assess punishment on any such offense according to law, after the defendant is found guilty of such offense and after he finds the defendant to be a prior offender pursuant to chapter 558.

3. If murder in the first degree is submitted and the death penalty was not waived but the trier finds the defendant guilty of a lesser homicide, a second stage of the trial shall proceed as in all other criminal cases. The attorneys may then argue as in other criminal cases the issue of punishment, after which the trier shall assess and declare the punishment as in all other criminal cases.

4. If the trier at the first stage of a trial where the death penalty was not waived finds the defendant guilty of murder in the first degree, a second stage of the trial shall proceed at which the only issue shall be the punishment to be assessed and declared. Evidence in aggravation and mitigation of punishment, including but not limited to evidence supporting any of the aggravating or mitigating circumstances listed in subsection 2 or 3 of section 565.032, may be presented subject to the rules of evidence at criminal trials. Such evidence may include, within the discretion of the court, evidence concerning the murder victim and the impact of the offense upon the family of the victim and others. Rebuttal and surrebuttal evidence may be presented. The state shall be the first to proceed. If the trier is a jury it shall be instructed on the law. The attorneys may then argue the issue of punishment to the jury, and the state shall have the right to open and close the argument. The trier shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor:

(1) If the trier finds by a preponderance of the evidence that the defendant is intellectually disabled; or

(2) If the trier does not find beyond a reasonable doubt at least one of the statutory aggravating circumstances set out in subsection 2 of section 565.032; or

(3) If the trier concludes that there is evidence in mitigation of punishment, including but not limited to evidence supporting the statutory mitigating circumstances listed in subsection 3 of section 565.032, which is sufficient to outweigh the evidence in aggravation of punishment found by the trier; or

(4) If the trier decides under all of the circumstances not to assess and declare the punishment at death. If the trier is a jury it shall be so instructed.

If the trier assesses and declares the punishment at death it shall, in its findings or verdict, set out in writing the aggravating circumstance or circumstances listed in subsection 2 of section 565.032 which it found beyond a reasonable doubt. If the trier is a jury**,** it shall be instructed before the case is submitted that if it is unable to decide or agree upon the punishment**,** the court shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor **[**~~or death~~**]**. The court shall follow the same procedure as set out in this section whenever it is required to determine punishment for murder in the first degree.

5. Upon written agreement of the parties and with leave of the court, the issue of the defendant's intellectual disability may be taken up by the court and decided prior to trial without prejudicing the defendant's right to have the issue submitted to the trier of fact as provided in subsection 4 of this section.

6. As used in this section, the terms "intellectual disability" or "intellectually disabled" refer to a condition involving substantial limitations in general functioning characterized by significantly subaverage intellectual functioning with continual extensive related deficits and limitations in two or more adaptive behaviors such as communication, self-care, home living, social skills, community use, self-direction, health and safety, functional academics, leisure and work, which conditions are manifested and documented before eighteen years of age.

7. The provisions of this section shall only govern offenses committed on or after August 28, 2001."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cornejo assumed the Chair.

House Amendment No. 2 was withdrawn.

On motion of Representative Corlew, **HCS SB 800, as amended**, was adopted.

Speaker Richardson resumed the Chair.

On motion of Representative Corlew, **HCS SB 800, as amended**, was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 006

Butler	Ellington	Hurst	Marshall	Meredith 71
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Black	Brown 27	Conway 104	Cookson
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr

Higdon	Johnson	Kidd	McDaniel	McGee
Morgan	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Spencer	Swan
Wood				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1635** entitled:

An act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1887**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate hereby returns **SCS** for **SB 718** to the House of Representatives for adoption of **HCS** for **SCS** for **SB 718, as amended**.

MOTION

Representative Rhoads, having voted on the prevailing side, moved that the vote by which the emergency clause was adopted on **HCS SCS SB 718, as amended**, be reconsidered.

Which motion was adopted by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Francis	Franklin	Frederick	Gannon
Gray	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Messenger	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pike	Plocher	Quade	Razer	Redmon

Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 009

Adams	Ellington	Green	Hurst	May
Merideth 80	Moon	Remole	Spencer	

PRESENT: 000

ABSENT WITH LEAVE: 031

Berry	Black	Brown 27	Burnett	Conway 104
Cookson	Corlew	Curtis	Ellebracht	Fitzpatrick
Fraker	Franks Jr	Haahr	Higdon	Johnson
Justus	Kendrick	Kidd	Marshall	McDaniel
Miller	Mitten	Peters	Phillips	Pierson Jr
Pietzman	Pogue	Rone	Smith 85	Washington
Wood				

VACANCIES: 002

Representative Rhoads, having voted on the prevailing side, moved that the vote by which **HCS SCS SB 718, as amended**, was third read and passed be reconsidered.

Which motion was adopted by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gray	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155

Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 013

Adams	Butler	Ellington	Green	Hurst
May	Meredith 71	Merideth 80	Moon	Quade
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 023

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Rone	Smith 85	Wood		

VACANCIES: 002

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was adopted.

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was read the third time and passed by the following vote:

AYES: 111

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Berry	Bondon	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Engler	Evans	Fitzwater	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McGaugh	McGee
Messenger	Morgan	Morris 140	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 026

Andrews	Beard	Beck	Bernskoetter	Brattin
Butler	Eggleston	Ellington	Francis	Hurst
Marshall	Mathews	May	McCreery	Meredith 71
Merideth 80	Miller	Moon	Morse 151	Newman
Remole	Roeber	Shumake	Spencer	Stacy
Taylor				

PRESENT: 000

ABSENT WITH LEAVE: 024

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Wood	

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 112

Adams	Alferman	Anderson	Arthur	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bondon	Brattin	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Engler	Evans	Fitzwater
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

NOES: 024

Anders	Andrews	Bahr	Bernskoetter	Berry
Burns	Butler	Conway 10	Cornejo	Eggleston
Ellington	Hurst	Marshall	May	McCreery

McGee	Moon	Mosley	Newman	Rowland 29
Runions	Spencer	Taylor	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 025

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Smith 163	Wood

VACANCIES: 002

COMMITTEE REPORTS

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Christofanelli, Cross, Curtman, Eggleston, Gray, Kelley (127), Roden and Schroer

Noes (1): Brown (27)

Absent (4): Ellington, Mosley, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS#2 SB 674**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Curtman, Eggleston, Kelley (127), Roden and Shull (16)

Noes (4): Brown (27), Ellington, Gray and Mosley

Absent (3): Cross, Rhoads and Schroer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2670**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2673**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Evans, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Evans, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (4): Barnes (60), Franks Jr., Runions and Unsicker

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SRBs 975 & 1024**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 582**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 672**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 704**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SS SB 704** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 706**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SS#2 SCS SB 1050** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Butler, Gregory, Haahr, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 575**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 581**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 780**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 951**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 1364 - Fiscal Review
SCS HCS HB 1635 - Fiscal Review
HCS HB 2125 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SB 966 - Fiscal Review

COMMITTEE CHANGES

May 8, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Jay Barnes from the Committee on Crime Prevention and Public Safety and appoint Representative Chuck Basye.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1879

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 1879;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879 be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Lyndall Fraker	/s/ Senator Mike Cunningham
/s/ Representative Dan Houx	/s/ Senator Sandy Crawford
/s/ Representative Dan Shaul	/s/ Senator Paul Wieland
/s/ Representative Mary Nichols	/s/ Senator Scott Sifton
/s/ Representative Rory Rowland	/s/ Senator Gina Walsh

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2002

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2002.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Lyle Rowland	/s/ Sen. Mike Cunningham
/s/ Rep. Kip Kendrick	/s/ Sen. S. Kiki Curls
/s/ Rep. DaRon McGee	/s/ Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2003

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2003.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Lyle Rowland	/s/ Sen. David Sater
/s/ Rep. Kip Kendrick	/s/ Sen. S. Kiki Curls
/s/ Rep. DaRon McGee	Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2004

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2004.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Kathie Conway	/s/ Sen. Mike Cunningham
/s/ Rep. Michael Butler	/s/ Sen. S. Kiki Curls
/s/ Rep. Greg Razer	/s/ Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2005

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2005.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Kurt Bahr	/s/ Sen. Mike Cunningham
/s/ Rep. Kip Kendrick	/s/ Sen. S. Kiki Curls
/s/ Rep. Peter Merideth	/s/ Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2006

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2006.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Craig Redmon	/s/ Sen. Mike Cunningham
/s/ Rep. Kip Kendrick	/s/ Sen. S. Kiki Curls
/s/ Rep. Tommie Pierson Jr	/s/ Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2007

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2007.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Craig Redmon	/s/ Sen. Mike Cunningham
/s/ Rep. Ingrid Burnett	/s/ Sen. S. Kiki Curls
/s/ Rep. Kip Kendrick	/s/ Sen. Jamilah Nasheed

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2008

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2008.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kathie Conway
/s/ Rep. Michael Butler
/s/ Rep. Karla May

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2009

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2009.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kathie Conway
/s/ Rep. Kip Kendrick
/s/ Rep. Karla May

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. David Sater
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jamilah Nasheed

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2010

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2010.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. David Wood	/s/ Sen. David Sater
Rep. Deb Lavender	/s/ Sen. S. Kiki Curls
Rep. Crystal Quade	/s/ Sen. Jamilah Nasheed

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2011

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2011.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. David Wood	/s/ Sen. David Sater
/s/ Rep. Deb Lavender	/s/ Sen. S. Kiki Curls
/s/ Rep. Crystal Quade	Sen. Jamilah Nasheed

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2012

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2012.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Rep. Scott Fitzpatrick	/s/ Sen. Dan Brown
/s/ Rep. Justin Alferman	/s/ Sen. Dan Hegeman
/s/ Rep. Kurt Bahr	/s/ Sen. David Sater
/s/ Rep. Deb Lavender	/s/ Sen. S. Kiki Curls
/s/ Rep. Peter Merideth	/s/ Sen. Jamilah Nasheed

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 707

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 707;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dave Schatz	/s/ Kevin Engler
/s/ Doug Libla	/s/ Bart Korman
/s/ Brian Munzlinger	/s/ Becky Ruth
/s/ Jacob Hummel	/s/ Bruce Franks Jr.
/s/ Shalonn "Kiki" Curls	/s/ Jon Carpenter

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HCS HB 1879, as amended - Fiscal Review
CCR HCS SS SCS SB 707, as amended - Fiscal Review

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:45 a.m., Wednesday, May 9, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Wednesday, May 9, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HR 5589
Executive session will be held: HR 5589
Executive session may be held on any matter referred to the committee.
Also to be discussed:
House employee salary range resolution;
Review of sponsored internships;
Discussion regarding proposed policy changes;
Discussion regarding upcoming IT project.

CONSENT AND HOUSE PROCEDURE
Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584
Executive session may be held on any matter referred to the committee.
Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422, HR 5868, and HR 6104 because date requested for chamber use has passed.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.
Executive session will be held: SCS SB 953
Executive session may be held on any matter referred to the committee.
This will be an executive session for reconsideration on SCS SB 953.

ECONOMIC DEVELOPMENT
Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.
Public hearing will be held: HJR 79, SCR 37
Executive session will be held: HJR 79, SCR 37
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1360, HB 2100
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HCR 108
Executive session will be held: HCR 108
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1560, HB 2674, HB 2675
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1513, HCR 97
Executive session will be held: SS SB 704
Executive session may be held on any matter referred to the committee.
SS SB 704 added to hearing.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, May 9, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SCS SB 846
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: HCS HB 2091, HCS SCS SBs 632 & 675, HCS SS#2 SB 674
Executive session may be held on any matter referred to the committee.
Adding HCS SS#2 SB 674.
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HCS SB 655, HCS SB 773, SB 786, HCS SB 808, HCS SB 884, SS SCS SB 907, SB 981, HCS SCS SBs 946 & 947, HB 1993
Executive session may be held on any matter referred to the committee.
AMENDED

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY
Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.
Executive session will be held: HB 2634
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

TRANSPORTATION
Thursday, May 10, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: SS#2 SCS SB 1050
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 6.
Public hearing will be held: HB 2596
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTIETH DAY, WEDNESDAY, MAY 9, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake
HCS HJR 100 - Plocher

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner

HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (085)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)
HCS HCR 86 - Moon

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
SS SCS SB 652 - Engler
HCS SB 575 - Trent
SB 891 - Andrews
HCS SB 951 - Bondon
HCS SS SCS SB 966, (Fiscal Review 5/8/18) - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood

HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Spencer
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769 - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918, as amended - Houghton
SCS SBs 999 & 1000 - Toalson Reisch
SS SCS SB 568 - Fraker
HCS SS SB 597, as amended - Wiemann
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364, (Fiscal Review 5/8/18) - Kidd
SCS HCS HB 1635, (Fiscal Review 5/8/18) - Bernskoetter

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
CCR SCS HCS HB 2002 - Fitzpatrick

CCR SCS HCS HB 2003 - Fitzpatrick
CCR SCS HCS HB 2004 - Fitzpatrick
CCR SCS HCS HB 2005 - Fitzpatrick
CCR SCS HCS HB 2006, as amended - Fitzpatrick
CCR SCS HCS HB 2007, as amended - Fitzpatrick
CCR SCS HCS HB 2008 - Fitzpatrick
CCR SCS HCS HB 2009 - Fitzpatrick
CCR SS SCS HCS HB 2010 - Fitzpatrick
CCR SCS HCS HB 2011 - Fitzpatrick
CCR SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
CCR SS SCS HCS HB 1879, as amended (Fiscal Review 5/8/18) - Fraker
HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 707, as amended (Fiscal Review 5/8/18) - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)
HCS SB 660, as amended - Fitzwater

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTIETH DAY, WEDNESDAY, MAY 9, 2018

The House met pursuant to adjournment.

Representative Fitzwater in the Chair.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Alferman	Barnes 60	Barnes 28	Basye	Beard
Bernskoetter	Black	Bondon	Burns	Butler
Cookson	Curtman	DeGroot	Dinkins	Evans
Fraker	Francis	Franklin	Gannon	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Korman	Lichtenegger	Mathews	May	Muntzel
Phillips	Reiboldt	Reisch	Remole	Rone
Rowland 29	Stevens 46	Taylor	Walsh	White

NOES: 001

Curtis

PRESENT: 070

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Brown 57	Burnett	Chipman	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dohrman	Eggleston	Ellebracht	Fitzwater	Franks Jr
Frederick	Gregory	Haefner	Hannegan	Hansen
Helms	Higdon	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeyer	Lant	Lauer
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McGaugh	Meredith 71	Messenger	Miller
Mitten	Nichols	Pfautsch	Pierson Jr	Plocher
Razer	Rehder	Rhoads	Roberts	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Stacy	Stephens 128	Swan
Vescovo	Walker 3	Walker 74	Wiemann	Wilson

ABSENT WITH LEAVE: 050

Anders	Bangert	Baringer	Beck	Berry
Brattin	Brown 27	Carpenter	Christofanelli	Dogan
Ellington	Engler	Fitzpatrick	Gray	Green

Grier	Haahr	Harris	Kidd	Lavender
McDaniel	McGee	Merideth 80	Moon	Morgan
Morris 140	Morse 151	Mosley	Neely	Newman
Peters	Pietzman	Pike	Pogue	Quade
Redmon	Revis	Roden	Roeber	Ross
Smith 85	Smith 163	Spencer	Tate	Trent
Unsicker	Washington	Wessels	Wood	Mr. Speaker

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The just shall live by faith. (Romans 1:17)

Most Merciful God, we begin this day conscious of our own strengths and needs yet very aware of Your great power to sustain us in our endeavors. Keep us faithful in the performance of our duties, loyal to every high and lofty principle, responsive to the needs of our citizens, and, above all, receptive to the leading of Your living spirit.

We pray for our state and our leaders, that we may be delivered from malice, bitterness, and revenge. Strengthen within us all a true sense of justice, a proper regard for the rights of others, and a genuine spirit of goodness. Together may we walk with You, and with one another, as we go forward, with liberty, humility and justice for all.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Speaker Richardson assumed the Chair.

The Journal of the sixty-ninth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Rone	Rowland 155	Rowland 29	Runions

Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brattin	Brown 27	Butler	Carpenter
Christofanelli	Ellington	Fitzpatrick	Gray	Green
Grier	Haahr	McDaniel	McGee	Moon
Neely	Peters	Pietzman	Pogue	Remole
Roden	Roeber	Ross	Smith 85	Smith 163
Spencer	Trent	Washington		

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Morgan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1350** entitled:

An act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 208.909, 210.025, 210.254, 210.258, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof twenty-three new sections relating to criminal history records, with penalty provisions.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 61, Section 610.120, Line 16, by inserting after all of said line the following:

"650.055. 1. Every individual who:

(1) Is found guilty of a felony or any offense under chapter 566; or

(2) Is seventeen years of age or older and arrested for **[**burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or**]** a felony offense **[**under chapter 565, 566, 567, 568, or 573**]**; or

(3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

(1) Upon booking at a county jail or detention facility; or

(2) Upon entering or before release from the department of corrections reception and diagnostic centers; or

(3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. (1) An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, or through the court granting an expungement of all official records under section 568.040. A certified copy of the court order establishing that such conviction has been reversed, guilty plea has been set aside, or expungement has been granted under section 568.040 shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(2) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on **one or more of** the **following** grounds **[**that the conviction has been reversed, the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, or an expungement of all official records has been granted by the court under section 568.040**]:**

(a) The conviction on which the authority for including that person's DNA record or DNA profile was based on has been reversed;

(b) The guilty plea on which the authority for including that person's DNA record or DNA profile was based on has been set aside;

(c) The prosecutor has declined prosecution on all alleged offenses which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(d) The prosecutor has withdrawn all qualifying charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(e) The case or cases containing all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile, are dismissed;

(f) The court finds at a preliminary hearing that there is no probable cause to try that person for any charge which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(g) That person is found not guilty of all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile.

(3) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction, setting aside the plea, or granting an expungement of all official records under section 568.040, and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(4) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(5) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

[10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.**]"**; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 20, Section 43.540, Line 17, by inserting after the word "damages" the following:

"**solely**"; and

Further amend Lines 19-22, by striking all of said lines and inserting in lieu thereof the following:

"**with respect to an applicant. The state, any political subdivision**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1355** entitled:

An act to repeal sections 43.505, 43.507, 57.117, 57.450, 84.510, 190.335, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.050, 221.105, 260.391, 292.606, 302.176, 306.030, 306.126, 414.032, 488.5320, 513.653, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof fifty-four new sections relating to public safety, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5 and Senate Amendment No. 6.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Pages 62-63, Section 260.558, by striking said section and inserting in lieu thereof the following:

"**260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.**

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 13, Section 84.510, Line 22 of said page, by inserting immediately after said line the following:

"99.848. **1.** Notwithstanding subsection 1 of section **[**99.847**] 99.845**, any district **or county imposing a property tax for the purposes of** providing emergency services pursuant to chapter 190 or 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent **[**nor**] but not** more than one hundred percent of the district's tax increment. This section shall not apply to tax increment financing projects or districts approved prior to August 28, 2004.

2. Beginning August 28, 2018, an ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate under subsection 1 of this section prior to the time the assessment is paid into the special allocation fund. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2018, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this section.

135.090. 1. As used in this section, the following terms mean:

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor **vehicle** enforcement officer, emergency medical technician, **emergency medical responder, as defined in section 190.100,** first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, 2019, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

190.094. 1. Any ambulance licensed in this state, when used as an ambulance and staffed with volunteer staff, shall be staffed with a minimum of one emergency medical technician and one other crew member who may be a licensed emergency medical technician, registered nurse, physician, or someone who has a **[**first**]** **emergency medical** responder certification.

2. When transporting a patient, at least one licensed emergency medical technician, registered nurse, or physician shall be in attendance with the patient in the patient compartment at all times.

3. For purposes of this section, "volunteer" shall mean an individual who performs hours of service without promise, expectation or receipt of compensation for services rendered. Compensation such as a nominal stipend per call to compensate for fuel, uniforms, and training shall not nullify the volunteer status.

190.100. As used in sections 190.001 to 190.245, the following words and terms mean:

(1) **"Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;**

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(2)**]** **(3)** "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

[(3)**] (4)** "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

[(4)**] (5)** "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

[(5)**] (6)** "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(6)**] (7)** "Council", the state advisory council on emergency medical services;

[(7)**] (8)** "Department", the department of health and senior services, state of Missouri;

[(8)**] (9)** "Director", the director of the department of health and senior services or the director's duly authorized representative;

[(9)**] (10)** "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

[(10)**] (11)** "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

[(11)**] (12)** "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

[(12)**] (14)** "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

[(13)**] (15)** "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

[(14)**] (16)** "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

[(15)**] (17)** "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

[(16)**] (18)** "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(17)**] (19)** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[(18) "Emergency medical technician-intermediate" or "EMT-I", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is

licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;**]**

[(19)**] (20)** "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(20)**] (21)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[(21) "First responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;**]**

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians **[**to providers by written or verbal communications**], or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment**;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

(47) "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

(48) "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee**, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri**.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national

standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. **Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.**

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors **and the state EMS medical director** elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to **AEMTs,** EMT-Bs, **[**EMT-Is,**]** EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to 190.245.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse or a duly licensed physician be required to hold an emergency medical technician's license. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient, except as provided in section 190.094. In emergency situations which require additional medical personnel to assist the patient during transportation, **[**a first**] an emergency medical** responder, firefighter, or law enforcement personnel with a valid driver's license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to 190.245 shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to 190.245 shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to 190.245.

190.131. 1. The department shall accredit or certify training entities for **[**first**]** **emergency medical** responders, emergency medical dispatchers, **and** emergency medical **[**technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic**]** **technicians**, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting.

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to 190.245.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to 190.245 and all rules promulgated pursuant to sections 190.001 to 190.245.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department.

190.142. 1. **(1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect,** the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license**.**

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, of the recognition of EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) **Emergency medical technician and paramedic** education and training requirements based on respective **[**national curricula of the United States Department of Transportation**] National Emergency Medical Services Education Standards** and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) **Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review;**

(4) Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs **[**or examinations developed and administered by the department of health and senior services**]**;

[(4)**] (5)** Continuing education and relicensure requirements; and

[(5)**] (6)** Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.143. 1. Notwithstanding any other provisions of law, the department may grant a ninety-day temporary emergency medical technician license to all levels of emergency medical technicians who meet the following:

(1) Can demonstrate that they have, or will have, employment requiring an emergency medical technician license;

(2) Are not currently licensed as an emergency medical technician in Missouri or have been licensed as an emergency medical technician in Missouri and fingerprints need to be submitted to the Federal Bureau of Investigation to verify the existence or absence of a criminal history, or they are currently licensed and the license will expire before a verification can be completed of the existence or absence of a criminal history;

(3) Have submitted a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245;

(4) Have not been disciplined pursuant to sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245;

(5) Meet all the requirements of rules promulgated pursuant to sections 190.001 to 190.245.

2. A temporary emergency medical technician license shall only authorize the license to practice while under the immediate supervision of a licensed emergency medical **[**technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic**] technician**, registered nurse**,** or physician who is currently licensed, without restrictions, to practice in Missouri.

3. A temporary emergency medical technician license shall automatically expire either ninety days from the date of issuance or upon the issuance of a five-year emergency medical technician license.

190.147. 1. Emergency medical technician paramedics (EMT-Ps):

(1) Who have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) Who have been authorized by their ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) Whose ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting behavioral health patients who present a likelihood of serious harm to themselves or others as the term "likelihood of serious harm" is defined under section 632.005 or who are significantly incapacitated by alcohol or drugs; provided, that such protcols shall be reviewed and approved by the state EMS medical director's advisory committee and that such protocols shall direct the EMT-P regarding the proper use of patient restraint and coordination with area law enforcement. Patient restraint protocols shall be based upon current applicable national guidelines;

may make a good faith determination that such patients shall be placed into a temporary hold for the sole purposes of transport to the nearest appropriate facility; provided, that such determination shall be made in cooperation with at least one other EMT-P or other medical professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally-recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. EMT-Ps who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to 190.245 for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to 190.245 or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to 190.245;

(2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to 190.245, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to 190.245 or in obtaining permission to take any examination given or required pursuant to sections 190.100 to 190.245;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245;

(6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to 190.245, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to 190.245;

(7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any activity regulated by sections 190.100 to 190.245 granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) For an individual being finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any activity licensed or regulated by sections 190.100 to 190.245 who is not licensed and currently eligible to practice pursuant to sections 190.100 to 190.245;

(11) Issuance of a certificate, permit or license based upon a material mistake of fact;

(12) Violation of any professional trust, confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;

(13) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(15) Refusal of any applicant or licensee to respond to reasonable department of health and senior services' requests for necessary information to process an application or to determine license status or license eligibility;

(16) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public;

(17) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245.

3. If the department conducts investigations, the department, prior to interviewing a licensee who is the subject of the investigation, shall explain to the licensee that he or she has the right to:

(1) Consult legal counsel or have legal counsel present;

(2) Have anyone present whom he or she deems to be necessary or desirable**[**, except for any holder of any certificate, permit, or license required by sections 190.100 to 190.245**]**; and

(3) Refuse to answer any question or refuse to provide or sign any written statement.

The assertion of any right listed in this subsection shall not be deemed by the department to be a failure to cooperate with any department investigation.

4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the department may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the department deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate or permit. Notwithstanding any provision of law to the contrary, the department shall be authorized to impose a suspension or revocation as a disciplinary action only if it first files the requisite complaint with the administrative hearing commission. **The administrative hearing commission shall hear all relevant evidence on remediation activities of the licensee and shall make a recommendation to the department of health and senior services as to licensure disposition based on such evidence.**

5. An individual whose license has been revoked shall wait one year from the date of revocation to apply for relicensure. Relicensure shall be at the discretion of the department after compliance with all the requirements of sections 190.100 to 190.245 relative to the licensing of an applicant for the first time. Any individual whose license has been revoked twice within a ten-year period shall not be eligible for relicensure.

6. The department may notify the proper licensing authority of any other state in which the person whose license was suspended or revoked was also licensed of the suspension or revocation.

7. Any person, organization, association or corporation who reports or provides information to the department pursuant to the provisions of sections 190.100 to 190.245 and who does so in good faith shall not be subject to an action for civil damages as a result thereof.

8. The department of health and senior services may suspend any certificate, permit or license required pursuant to sections 190.100 to 190.245 simultaneously with the filing of the complaint with the administrative hearing commission as set forth in subsection 2 of this section, if the department finds that there is an imminent threat to the public health. The notice of suspension shall include the basis of the suspension and notice of the right to appeal such suspension. The licensee may appeal the decision to suspend the license, certificate or permit to the department. The appeal shall be filed within ten days from the date of the filing of the complaint. A hearing shall be conducted by the department within ten days from the date the appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings, including review thereof, unless sooner withdrawn by the department, dissolved by a court of competent jurisdiction or stayed by the administrative hearing commission.

190.173. 1. All complaints, investigatory reports, and information pertaining to any applicant, holder of any certificate, permit, or license, or other individual are confidential and shall only be disclosed upon written consent of the person whose records are involved or to other administrative or law enforcement agencies acting within the scope of their statutory authority. However, no applicant, holder of any certificate, permit, or license, or other individual shall have access to any complaints, investigatory reports, or information concerning an investigation in progress until such time as the investigation has been completed as required by subsection 1 of section 190.248.

2. Any information regarding the identity, name, address, license, final disciplinary action taken, currency of the license, permit, or certificate of an applicant for or a person possessing a license, permit, or certificate in accordance with sections 190.100 to 190.245 shall not be confidential.

3. **Any information regarding the physical address, mailing address, phone number, fax number, or email address of a licensed ambulance service or a certified training entity, including the name of the medical director and organizational contact information, shall not be confidential.**

4. This section shall not be construed to authorize the release of records, reports, or other information which may be held in department files for any holder of or applicant for any certificate, permit, or license that is subject to other specific state or federal laws concerning their disclosure.

5. Nothing in this section shall prohibit the department from releasing aggregate information in accordance with section 192.067.

190.196. 1. No employer shall knowingly employ or permit any employee to perform any services for which a license, certificate or other authorization is required by sections 190.001 to 190.245, or by rules adopted pursuant to sections 190.001 to 190.245, unless and until the person so employed possesses all licenses, certificates or authorizations that are required.

2. Any person or entity that employs or supervises a person's activities as **[**a first**] an emergency medical** responder, emergency medical dispatcher, emergency medical **[**technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic**] technician**, registered nurse**,** or physician shall cooperate with the department's efforts to monitor and enforce compliance by those individuals subject to the requirements of sections 190.001 to 190.245.

3. Any person or entity who employs individuals licensed by the department pursuant to sections 190.001 to 190.245 shall report to the department within seventy-two hours of their having knowledge of any charges filed against a licensee in their employ for possible criminal action involving the following felony offenses:

(1) Child abuse or sexual abuse of a child;

(2) Crimes of violence; or

(3) Rape or sexual abuse.

4. Any licensee who has charges filed against him or her for the felony offenses in subsection 3 of this section shall report such an occurrence to the department within seventy-two hours of the charges being filed.

5. The department will monitor these reports for possible licensure action authorized pursuant to section 190.165.

190.246. 1. As used in this section, the following terms shall mean:

(1) "Eligible person, firm, organization or other entity", an ambulance service or emergency medical response agency, **[**a certified first**] an emergency medical** responder, **[**emergency medical technical-basic**]** or **an** emergency medical **[**technician-paramedic**] technician** who is employed by, or an enrolled member, person, firm, organization or entity designated by, rule of the department of health and senior services in consultation with other appropriate agencies. All such eligible persons, firms, organizations or other entities shall be subject to the rules promulgated by the director of the department of health and senior services;

(2) "Emergency health care provider":

(a) A physician licensed pursuant to chapter 334 with knowledge and experience in the delivery of emergency care; or

(b) A hospital licensed pursuant to chapter 197 that provides emergency care.

2. Possession and use of epinephrine auto-injector devices shall be limited as follows:

(1) No person shall use an epinephrine auto-injector device unless such person has successfully completed a training course in the use of epinephrine auto-injector devices approved by the director of the department of health and senior services. Nothing in this section shall prohibit the use of an epinephrine auto-injector device:

(a) By a health care professional licensed or certified by this state who is acting within the scope of his or her practice; or

(b) By a person acting pursuant to a lawful prescription;

(2) Every person, firm, organization and entity authorized to possess and use epinephrine auto-injector devices pursuant to this section shall use, maintain and dispose of such devices in accordance with the rules of the department;

(3) Every use of an epinephrine auto-injector device pursuant to this section shall immediately be reported to the emergency health care provider.

3. (1) Use of an epinephrine auto-injector device pursuant to this section shall be considered first aid or emergency treatment for the purpose of any law relating to liability.

(2) Purchase, acquisition, possession or use of an epinephrine auto-injector device pursuant to this section shall not constitute the unlawful practice of medicine or the unlawful practice of a profession.

(3) Any person otherwise authorized to sell or provide an epinephrine auto-injector device may sell or provide it to a person authorized to possess it pursuant to this section.

4. Any person, firm, organization or entity that violates the provisions of this section is guilty of a class B misdemeanor."; and

Further amend said bill, Page 19, Section 190.335, Line 16 of said page, by inserting immediately after said line the following:

"**190.900. 1. The "Recognition of EMS Personnel Licensure Interstate Compact" (REPLICA) is hereby enacted into law and entered into with all other jurisdictions legally joining therein, in the form substantially as follows in sections 190.900 to 190.939.**

2. As used in sections 190.900 to 190.939, the following terms mean:

(1) "Advanced emergency medical technician" or "AEMT", an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(2) "Adverse action", any administrative, civil, equitable, or criminal action permitted by a state's laws that may be imposed against licensed EMS personnel by a state EMS authority or state court including, but not limited to, actions against an individual's license such as revocation, suspension, probation, consent agreement, monitoring or other limitation, or encumbrance on the individual's practice, letters of reprimand or admonition, fines, criminal convictions, and state court judgments enforcing adverse actions by the state EMS authority;

(3) "Certification", the successful verification of entry-level cognitive and psychomotor competency using a reliable, validated, and legally defensible examination;

(4) "Commission", the national administrative body of which all states that have enacted the compact are members;

(5) "Emergency medical technician" or "EMT", an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(6) "EMS", emergency medical services;

(7) "Home state", a member state where an individual is licensed to practice emergency medical services;

(8) "License", the authorization by a state for an individual to practice as an EMT, AEMT, paramedic, or a level in between EMT and paramedic;

(9) "Medical director", a physician licensed in a member state who is accountable for the care delivered by EMS personnel;

(10) "Member state", a state that has enacted this compact;

(11) "Paramedic", an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;

(12) "Privilege to practice", an individual's authority to deliver emergency medical services in remote states as authorized under this compact;

(13) "Remote state", a member state in which an individual is not licensed;

(14) "Restricted", the outcome of an adverse action that limits a license or the privilege to practice;

(15) "Rule", a written statement by the interstate commission promulgated under section 190.930 of this compact that is of general applicability; implements, interprets, or prescribes a policy or provision of the compact; or is an organizational, procedural, or practice requirement of the commission and has the force

and effect of statutory law in a member state and includes the amendment, repeal, or suspension of an existing rule;

(16) "Scope of practice", defined parameters of various duties or services that may be provided by an individual with specific credentials. Whether regulated by rule, statute, or court decision, it tends to represent the limits of services an individual may perform;

(17) "Significant investigatory information":

(a) Investigative information that a state EMS authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would result in the imposition of an adverse action on a license or privilege to practice; or

(b) Investigative information that indicates that the individual represents an immediate threat to public health and safety, regardless of whether the individual has been notified and had an opportunity to respond;

(18) "State", any state, commonwealth, district, or territory of the United States;

(19) "State EMS authority", the board, office, or other agency with the legislative mandate to license EMS personnel.

190.903. 1. Any member state in which an individual holds a current license shall be deemed a home state for purposes of this compact.

2. Any member state may require an individual to obtain and retain a license to be authorized to practice in the member state under circumstances not authorized by the privilege to practice under the terms of this compact.

3. A home state's license authorizes an individual to practice in a remote state under the privilege to practice only if the home state:

(1) Currently requires the use of the National Registry of Emergency Medical Technicians (NREMT) examination as a condition of issuing initial licenses at the EMT and paramedic levels;

(2) Has a mechanism in place for receiving and investigating complaints about individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding an individual;

(4) No later than five years after activation of the compact, requires a criminal background check of all applicants for initial licensure, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, with the exception of federal employees who have suitability determination in accordance with 5 CFR 731.202 and submit documentation of such as promulgated in the rules of the commission; and

(5) Complies with the rules of the commission.

190.906. 1. Member states shall recognize the privilege to practice of an individual licensed in another member state that is in conformance with section 190.903.

2. To exercise the privilege to practice under the terms and provisions of this compact, an individual shall:

(1) Be at least eighteen years of age;

(2) Possess a current unrestricted license in a member state as an EMT, AEMT, paramedic, or state-recognized and licensed level with a scope of practice and authority between EMT and paramedic; and

(3) Practice under the supervision of a medical director.

3. An individual providing patient care in a remote state under the privilege to practice shall function within the scope of practice authorized by the home state unless and until modified by an appropriate authority in the remote state, as may be defined in the rules of the commission.

4. Except as provided in subsection 3 of this section, an individual practicing in a remote state shall be subject to the remote state's authority and laws. A remote state may, in accordance with due process and that state's laws, restrict, suspend, or revoke an individual's privilege to practice in the remote state and may take any other necessary actions to protect the health and safety of its citizens. If a remote state takes action, it shall promptly notify the home state and the commission.

5. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

6. If an individual's privilege to practice in any remote state is restricted, suspended, or revoked, the individual shall not be eligible to practice in any remote state until the individual's privilege to practice is restored.

190.909. An individual may practice in a remote state under a privilege to practice only in the performance of the individual's EMS duties as assigned by an appropriate authority, as defined in the rules of the commission, and under the following circumstances:

(1) The individual originates a patient transport in a home state and transports the patient to a remote state;

(2) The individual originates in the home state and enters a remote state to pick up a patient and provides care and transport of the patient to the home state;

(3) The individual enters a remote state to provide patient care or transport within that remote state;

(4) The individual enters a remote state to pick up a patient and provides care and transport to a third member state; or

(5) Other conditions as determined by rules promulgated by the commission.

190.912. Upon a member state's governor's declaration of a state of emergency or disaster that activates the Emergency Management Assistance Compact (EMAC), all relevant terms and provisions of EMAC shall apply, and to the extent any terms or provisions of this compact conflict with EMAC, the terms of EMAC shall prevail with respect to any individual practicing in the remote state in response to such declaration.

190.915. 1. Member states shall consider a veteran, active military service member, or member of the National Guard and Reserves separating from an active duty tour, or a spouse thereof, who holds a current, valid, and unrestricted NREMT certification at or above the level of the state license being sought as satisfying the minimum training and examination requirements for such licensure.

2. Member states shall expedite the process of licensure applications submitted by veterans, active military service members, or members of the National Guard and Reserves separating from an active duty tour, or their spouses.

3. All individuals functioning with a privilege to practice under this section remain subject to the adverse action provisions of section 190.918.

190.918. 1. A home state shall have exclusive power to impose adverse action against an individual's license issued by the home state.

2. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

(1) All home state adverse action orders shall include a statement that the individual's compact privileges are inactive. The order may allow the individual to practice in remote states with prior written authorization from both the home state and the remote state's EMS authority.

(2) An individual currently subject to adverse action in the home state shall not practice in any remote state without prior written authorization from both the home state and remote state's EMS authority.

3. A member state shall report adverse actions and any occurrences that the individual's compact privileges are restricted, suspended, or revoked to the commission in accordance with the rules of the commission.

4. A remote state may take adverse action on an individual's privilege to practice within that state.

5. Any member state may take adverse action against an individual's privilege to practice in that state based on the factual findings of another member state, so long as each state follows its own procedures for imposing such adverse action.

6. A home state's EMS authority shall coordinate investigative activities, share information via the coordinated database, and take appropriate action with respect to reported conduct in a remote state as it would if such conduct had occurred within the home state. In such cases, the home state's law shall control in determining the appropriate adverse action.

7. Nothing in this compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action and that such participation shall remain nonpublic if required by the member state's laws. Member states shall require individuals who enter any alternative programs to agree not to practice in any other member state during the term of the alternative program without prior authorization from such other member state.

190.921. A member state's EMS authority, in addition to any other powers granted under state law, is authorized under this compact to:

(1) Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a member state's EMS authority for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the remote state by any court of competent jurisdiction according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state's EMS authority shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes of the state where the witnesses or evidence is located; and

(2) Issue cease and desist orders to restrict, suspend, or revoke an individual's privilege to practice in the state.

190.924. 1. The compact states hereby create and establish a joint public agency known as the "Interstate Commission for EMS Personnel Practice".

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. Each member state shall have and be limited to one delegate. The responsible official of the state EMS authority or his or her designee shall be the delegate to this compact for each member state. Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the member state in which the vacancy exists. In the event that more than one board, office, or other agency with the legislative mandate to license EMS personnel at and above the level of EMT exists, the governor of the state shall determine which entity shall be responsible for assigning the delegate.

(1) Each delegate shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws, and shall otherwise have an opportunity to participate in the business and affairs of the commission. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

(2) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(3) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 190.930.

(4) The commission may convene in a closed, nonpublic meeting if the commission must discuss:

(a) Noncompliance of a member state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices, or procedures related to specific employees, or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation;

(d) Negotiation of contracts for the purchase or sale of goods, services, or real estate;

(e) Accusing any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;

(g) Disclosure of information of a personal nature if disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the compact; or

(j) Matters specifically exempted from disclosure by federal or member state statute.

(5) If a meeting or portion of a meeting is closed under this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken and the reasons therefor, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the commission or order of a court of competent jurisdiction.

3. The commission shall, by a majority vote of the delegates, prescribe bylaws and rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact including, but not limited to:

(1) Establishing the fiscal year of the commission;

(2) Providing reasonable standards and procedures:

(a) For the establishment and meetings of other committees; and

(b) Governing any general or specific delegation of any authority or function of the commission;

(3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings, and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the membership votes to close a meeting in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each member with no proxy votes allowed;

(4) Establishing the titles, duties and authority, and reasonable procedures for the election of the officers of the commission;

(5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar laws of any member state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

(6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

(7) Providing a mechanism for winding up the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations;

(8) The commission shall publish its bylaws and file a copy thereof, and a copy of any amendment thereto, with the appropriate agency or officer in each of the member states, if any;

(9) The commission shall maintain its financial records in accordance with the bylaws; and

(10) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

4. The commission shall have the following powers:

(1) To promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rules shall have the force and effect of law and shall be binding on all member states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission; provided that, the standing of any state EMS authority or other regulatory body responsible for EMS personnel licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept, or contract for services of personnel including, but not limited to, employees of a member state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of the same; provided that, at all times the commission shall strive to avoid any appearance of impropriety and conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve, or use any property, real, personal, or mixed; provided that, at all times the commission shall strive to avoid any appearance of impropriety;

(8) To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal, or mixed;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of EMS personnel licensure and practice.

5. (1) The commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

(3) The commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff, which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission, which shall promulgate a rule binding upon all member states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the member states, except by and with the authority of the member state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the commission.

6. (1) The members, officers, executive director, employees, and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim, damage to or loss of property, personal injury, or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing in this subdivision shall be construed to protect any such person from suit or liability for any damage, loss, injury, or liability caused by the intentional, willful, or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee, or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional, willful, or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, the actual or alleged act, error, or omission did not result from the intentional, willful, or wanton misconduct of the person.

190.927. 1. The commission shall provide for the development and maintenance of a coordinated database and reporting system containing licensure, adverse action, and significant investigatory information on all licensed individuals in member states.

2. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the coordinated database on all individuals to whom this compact is applicable as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against an individual's license;

(5) An indicator that an individual's privilege to practice is restricted, suspended, or revoked;

(6) Nonconfidential information related to alternative program participation;

(7) Any denial of application for licensure and the reasons for such denial; and

(8) Other information that may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all member states of any adverse action taken against, or significant investigative information on, any individual in a member state.

4. Member states contributing information to the coordinated database may designate information that shall not be shared with the public without the express permission of the contributing state.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the coordinated database.

190.930. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the member states rejects a rule by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any member state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule or rules shall be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each member state's EMS authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting at which the rule shall be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person; and

(4) The manner in which interested parties may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions, and arguments that shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons;

(2) A governmental subdivision or agency; or

(3) An association having at least twenty-five members.

8. If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(1) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(3) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(4) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing; provided that, the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or member state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

190.933. 1. The executive, legislative, and judicial branches of state government in each member state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

2. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceedings in a member state pertaining to the subject matter of this compact which may affect the powers, responsibilities, or actions of the commission.

3. The commission shall be entitled to receive service of process in any such proceeding and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact, or promulgated rules.

4. If the commission determines that a member state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(1) Provide written notice to the defaulting state and other member states of the nature of the default, the proposed means of curing the default, or any other action to be taken by the commission; and

(2) Provide remedial training and specific technical assistance regarding the default.

5. If a state in default fails to cure the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the member states, and all rights, privileges, and benefits conferred by this compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

6. Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the member states.

7. A state that has been terminated is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.

8. The commission shall not bear any costs related to a state that is found to be in default or that has been terminated from the compact unless agreed upon in writing between the commission and the defaulting state.

9. The defaulting state may appeal the action of the commission by petitioning the United States District Court for the District of Columbia or the federal district where the commission has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

10. Upon a request by a member state, the commission shall attempt to resolve disputes related to the compact that arise among member states and between member and nonmember states.

11. The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

12. The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

13. By majority vote, the commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the commission has its principal offices against a member state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

14. The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

190.936. 1. The compact shall come into effect on the date on which the compact statute is enacted into law in the tenth member state. The provisions, which become effective at that time, shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state that joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule that has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. Any member state may withdraw from this compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's EMS authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any EMS personnel licensure agreement or other cooperative arrangement between a member state and a nonmember state that does not conflict with the provisions of this compact.

5. This compact may be amended by the member states. No amendment to this compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

190.939. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any member state thereto, the compact shall remain in full force and effect as to the remaining member states. Nothing in this compact supersedes state law or rules related to licensure of EMS agencies.

191.630. As used in sections 191.630 and 191.631, the following terms mean:

(1) "Communicable disease", acquired immunodeficiency syndrome (AIDS), cutaneous anthrax, hepatitis in any form, human immunodeficiency virus (HIV), measles, meningococcal disease, mumps, pertussis, pneumonic plague, rubella, severe acute respiratory syndrome (SARS-CoV), smallpox, tuberculosis, varicella disease, vaccinia, viral hemorrhagic fevers, and other such diseases as the department may define by rule or regulation;

(2) "Communicable disease tests", tests designed for detection of communicable diseases. Rapid testing of the source patient in accordance with the Occupational Safety and Health Administration (OSHA) enforcement of the Centers for Disease Control and Prevention (CDC) guidelines shall be recommended;

(3) "Coroner or medical examiner", the same meaning as defined in chapter 58;

(4) "Department", the Missouri department of health and senior services;

(5) "Designated infection control officer", the person or persons within the entity or agency who are responsible for managing the infection control program and for coordinating efforts surrounding the investigation of an exposure such as:

(a) Collecting, upon request, facts surrounding possible exposure of an emergency care provider or Good Samaritan to a communicable disease;

(b) Contacting facilities that receive patients or clients of potentially exposed emergency care providers or Good Samaritans to ascertain if a determination has been made as to whether the patient or client has had a communicable disease and to ascertain the results of that determination; and

(c) Notifying the emergency care provider or Good Samaritan as to whether there is reason for concern regarding possible exposure;

(6) "Emergency care provider", a person who is serving as a licensed or certified person trained to provide emergency and nonemergency medical care as a first responder, emergency **medical** responder, **[**EMT-B, EMT-I, or EMT-P**] as defined in section 190.100, emergency medical technician,** as defined in section 190.100, firefighter, law enforcement officer, sheriff, deputy sheriff, registered nurse, physician, medical helicopter pilot, or other certification or licensure levels adopted by rule of the department;

(7) "Exposure", a specific eye, mouth, other mucous membrane, nonintact skin, or parenteral contact with blood or other potentially infectious materials that results from the performance of an employee's duties;

(8) "Good Samaritan", any person who renders emergency medical assistance or aid within his or her level of training or skill until such time as he or she is relieved of those duties by an emergency care provider;

(9) "Hospital", the same meaning as defined in section 197.020;

(10) "Source patient", any person who is sick or injured and requiring the care or services of a Good Samaritan or emergency care provider, for whose blood or other potentially infectious materials have resulted in exposure."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 80, Section 455.095, Line 2 of said page, by inserting after all of said line the following:

"**455.560. 1. A prosecuting attorney or circuit attorney may impanel a domestic violence fatality review panel for the county or city not within a county in which he or she serves to investigate the deaths of victims of homicides determined to be related to domestic violence, as the term is defined in section 455.010.**

2. Members of the panel may include any representative of programs or organizations that provide services and responses to victims of domestic violence within the county or city not within a county. The panel shall include, but shall not be limited to, the following members:

(1) The prosecuting or circuit attorney;

(2) The coroner or medical examiner for the county or city not within a county;

(3) A representative of law enforcement personnel in the county or city not within a county;

(4) A provider of public health care services;

(5) A provider of emergency medical services or other medical or health care providers;

(6) A representative of any victim assistant unit for the prosecuting or circuit attorney, law enforcement organization, or court of the county or city not within a county;

(7) A representative of shelters for victims of domestic violence, as defined in section 455.200, or domestic violence services organizations that provide services for victims within the county or city not within a county; and

(8) A representative of rape crisis centers, as defined in section 455.003, that provide sexual assault services for victims within the county or city not within a county.

3. A prosecuting or circuit attorney shall organize the panel and shall call the first organizational meeting of the panel. The panel shall elect a chairperson who shall convene the panel to meet to review all deaths of victims of homicides determined to be related to domestic violence.

4. The executive officer of any municipality or county may request that a domestic violence fatality review panel be convened in response to any fatality which occurs within the boundaries of the municipality or county.

5. Work products of the domestic violence fatality review panel other than the final report required by subsection 6 of this section, including, but not limited to internal memoranda, summaries or minutes of panel meetings, and written, audio recorded, or electronic records and communications, are not public records as defined by subdivision (6) of section 610.010 and are not available for public examination, reproduction, or disclosure, and are not admissible as evidence in any civil, criminal, or administrative proceeding.

6. The panel shall issue a final report, which shall be a public record as defined by subdivision (6) of section 610.010, of each investigation. The final report shall include the panel's findings and recommendations for enhanced practices, protocols, and collaborations to address domestic violence and prevent homicides, and a copy shall be provided to the governor, the speaker of the house of representatives, the president pro tempore of the senate, the executive leadership of the government of the political subdivision of the state of Missouri in which the panel operates, and the statewide domestic violence coalition, as such is recognized by the United States Department of Justice and the United States Department of Health and Human Services. The final report shall also include a summary."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word "state." the following:

"**The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants.**"; and

Further amend said bill, Page 13, Section 84.510, Line 22 of said page, by inserting after all of said line the following:

"87.135. 1. Under such rules and regulations as the board of trustees shall adopt, each member who was a firefighter on and prior to the date of the establishment of the retirement system shall file a detailed statement of all service as a firefighter rendered by him or her prior to that date for which the firefighter claims credit.

2. The board of trustees shall fix and determine by proper rules and regulations how much service in any year is equivalent to one year of service, but in no case shall more than one year of service be creditable for all service in one calendar year, nor shall the board of trustees allow credit as service for any period of more than one month's duration during which the member was absent without pay.

3. Subject to the above restrictions and to such other rules and regulations as the board of trustees may adopt, the board of trustees shall verify the service claims as soon as practicable after the filing of the statement of service.

4. Upon verification of the statements of service the board of trustees shall issue prior service certificates, certifying to each member the length of prior service with which the member is credited on the basis of his or her statement of service. So long as the holder of the certificate continues to be a member, a prior service certificate shall be final and conclusive for retirement purposes as to such service, except that any member may, within one year from the date of issuance or modification of the certificate, request the board of trustees to modify or correct the member's prior service certificate, and upon such request or of its own motion the board may correct the certificate. When any firefighter ceases to be a member his or her prior service certificate shall become void. Should he or she again become a member, he or she shall enter the retirement system as a member not entitled to prior service credit except as provided in section 87.215.

5. Creditable service at retirement on which the retirement allowance of a member shall be based shall consist of creditable membership service rendered by him or her, and also if the member has a prior service certificate which is in full force and effect, the amount of the service certified on the member's prior service certificate. Service rendered by a firefighter after the operative date and prior to becoming a member shall be included as creditable membership service provided the service was rendered since he or she last became a firefighter.

6. The retirement system, with the approval of the board of trustees, may enter into cooperative agreements to transfer creditable service between the retirement system and any other retirement plan established by the state of Missouri or any political subdivision or instrumentality of the state when a member who has been employed in a position covered by one plan is employed in a position covered by another plan. The transfer of creditable service shall be in accordance with the provisions of section 105.691 and the policies and procedures established by the board of trustees."; and

Further amend said bill, Page 83, Section 513.653, Line 18 of said page, by inserting immediately after said line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend said bill, Page 106, Section 595.220, Lines 15-16 of said page, by striking the words "written or"; and

Further amend said bill and section, Page 108, Line 16 of said page, by inserting immediately after "victim" the following:

"**, or his or her designee,**"; and

Further amend said bill and section, Page 109, Line 4 of said page, by striking the words "written or"; and

Further amend Line 5 of said page, by inserting immediately after "victim" the following:

"**, or his or her designee,**"; and

Further amend said bill and section, Page 110, Line 3 of said page, by inserting immediately after "victim" the following:

"**, or his or her designee,**"; and

Further amend Line 7 of said page, by inserting immediately after "victim" the following:

"**, or his or her designee,**"; and

Further amend Line 10 of said page, by inserting after "9." the following:

"**The attorney general shall establish protocols and an electronic platform to implement an electronic evidence tracking system that:**

(1) Identifies, documents, records, and tracks evidentiary collection kits and their components, including individual specimen containers, through their existence from forensic examination, to possession by a law enforcement agency, to testing, to use as evidence in criminal proceedings, and until disposition of such proceedings;

(2) Assigns a unique alphanumeric identifier to each respective evidentiary collection kit, and all its respective components, and to each respective person, or his or her designees, who may handle an evidentiary test kit;

(3) Links the identifiers of an evidentiary collection kit and its components, which shall be machine-readable indicia;

(4) Allows each person, or his or her designees, who is properly credentialed to handle an evidentiary test kit to check the status of an evidentiary test kit or its components and to save a portfolio of identifiers so that the person, or his or her designees may track, obtain reports, and receive updates of the status of evidentiary collection kits or their components; and

(5) Allows sexual assault victims or their designees access in order to monitor the current status of their evidentiary test kit.

10."; and

Further amend Line 22 of said page, by inserting after all of said line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, **[**571.030,**]** 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; **[**and**]**

(10) Any **[**violations**] violation** of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state**; and**

(11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) It has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency,

prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 83, Section 513.653, Line 18, by inserting after all of said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **Such person shall also not reside within one thousand feet of the property line of the residence of a former victim of such person.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, **or a former victim subsequently resides on property with a property line within one thousand feet of such person's residence,** then such person shall, within one week of the opening of such public school, private school, or child care facility, **or the former victim residing on the property,** notify the county sheriff where such public school, private school, **[**or**]** child care facility**, or residence of a former victim** is located that he or she is now residing within one thousand feet of such public school, private school, **[**or**]** child care facility**, or property line of the residence of a former victim,** and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility**, or the former victim residing on the property**.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. **For the purposes of the section, one thousand feet shall be measured from the edge of the offender's property nearest the public school, private school, child care facility, or former victim to the nearest edge of the public school, private school, child care facility, or former victim's property.**

5. Violation of the provisions of subsection 1 of this section is a class E felony except that the second or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word "state." the following:

"**The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any city not within a county.**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1606** entitled:

An act to repeal sections 160.011, 160.041, 160.530, 161.094, 161.095, 161.106, 161.670, 162.064, 162.401, 162.720, 163.018, 163.021, 163.073, 167.121, 167.225, 171.029, 171.031, 171.033, 173.1004, and 302.272, RSMo, and to enact in lieu thereof twenty-seven new sections relating to elementary and secondary education, with an effective date for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10 and Senate Amendment No. 11.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 23, Section 161.670, Line 9, by inserting after "providers" the following:

"**and learning management systems**".

Senate Amendment No. 2

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section 302.272, Line 9, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.**] 4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special"."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 35, Section 167.121, Line 9 of said page, by inserting immediately after the word "his" the following:

"**or her**"; and

Further amend Line 10 of said page, by inserting immediately after the word "district" the following:

"**, except as provided in section 167.125**"; and

Further amend Line 12 of said page, by inserting at the end of said line the following:

"**Any assignment granted to a pupil under this section prior to August 28, 2018, shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment. Any assignment granted to a pupil under this section prior to August 28, 2018, shall also be applicable to any sibling of the pupil and shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment.**"; and

Further amend said bill and section, Page 36, Line 26 of said page, by inserting after all of said line the following:

"**167.125. 1. (1) For the purposes of this section, the term "attendance center" shall mean a public school building or buildings or part of a school building that constitutes one unit for accountability purposes under the Missouri school improvement program.**

(2) For any pupil residing in any unincorporated area located in any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants that also borders on any county with a charter form of government and with more than nine hundred fifty thousand inhabitants and any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, and for any pupil residing in any village with more than three hundred twenty but fewer than three hundred sixty inhabitants and located in any county of the third classification without a township form of government and with more than twenty-three thousand but fewer than twenty-six thousand inhabitants and with a village with more than two hundred but fewer than two hundred fifty inhabitants as the county seat, the commissioner of education or his or her designee shall, upon proper application by the parent or guardian of the pupil, assign the pupil and any sibling of the pupil to another school district if the pupil is eligible as described under subsection 2 of this section and the following conditions are met:

(a) The actual driving distance from the pupil's residence to the attendance center in the district of residence is fifteen miles or more by the shortest route available as determined by the commissioner or his or her designee;

(b) The attendance center to which the pupil would be assigned in the receiving district is at least five miles closer in actual driving distance by the shortest route available to the pupil's residence than the current attendance center in the district of residence as determined by the commissioner or his or her designee; and

(c) The attendance of the pupil will not cause the classroom in the receiving district to exceed the maximum number of pupils per class as determined by the receiving district.

2. (1) For pupils applying to the commissioner of education under this section, the commissioner, or his or her designee, shall assign pupils in the order in which applications are received, provided the applications are properly completed and the conditions of subsection 1 of this section are met.

(2) Once granted, the hardship assignment shall continue until the pupil, and any sibling of the pupil who attends the same attendance center, completes his or her course of study in the receiving district or the parent or guardian withdraws the pupil. If a parent or guardian withdraws a pupil from a hardship assignment, the granting of a subsequent application is discretionary.

(3) A pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in his or her district of residence during the school year prior to the application. Any pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in a district other than his or her district of residence and paid nonresident tuition for such enrollment during the school year prior to the application. Pupils who reside in the district who become eligible for kindergarten or first grade shall also be eligible to apply to the commissioner of education to be assigned to another district.

(4) A pupil who is not currently enrolled in a public school district shall become eligible to apply to the commissioner of education to be assigned to another district after the pupil has enrolled in and completed a full school year in a public school in his or her district of residence.

3. The board of education of the district in which the pupil resides shall pay the tuition of the pupil assigned. The tuition amount shall not exceed the pro rata cost of instruction. However, if the tuition of the receiving district is greater than the tuition of the pupil's district of residence, the pupil's parent or guardian shall pay the difference in tuition.

4. A receiving district shall not be required to alter its transportation route to accommodate pupils that are assigned to the receiving district under the provisions of this section."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 47, Section 168.024, Line 10, by inserting after all of said line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; **[**and**]**

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends**; and**

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 24, Section 162.064, Line 2, by striking "1."; and

Further amend Lines 5-6 by striking the words "an annual" and inserting in lieu thereof the following:

"**a biennial**"; and

Further amend Lines 6-9 by striking all of the underlined words; and

Further amend Lines 17-28 by striking all of said lines; and

Further amend said bill and section, Page 25, Line 1, by striking all of said line.

Senate Amendment No. 6

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 12, Section 160.572, Line 4, by inserting immediately after said line the following:

"**161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education, who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.**

2. The teacher representative shall be an active classroom teacher. For purposes of this section, "active classroom teacher" means a resident of the state of Missouri who is a full-time teacher with at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2026.

161.072. **1.** The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the

board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 39, Section 167.266, Line 22, by inserting after all of said line the following:

"**167.637. If the local board of education of a school district provides information on immunizations, infectious diseases, medications, or other school health issues to parents and guardians of students in a grade or grades not lower than kindergarten nor higher than the twelfth grade, the board shall include information that is identical or similar to that produced by the Centers for Disease Control and Prevention about influenza and influenza vaccinations.**"; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 8

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 161.670, Line 28 of said page, by striking all of said line; and

Further amend said bill and section, Page 16, Lines 1-4 of said page, by striking all of said lines and inserting in lieu thereof the following:

"**school, including any charter school; except that, no student seeking to enroll in Missouri course access and virtual school program courses under this subdivision shall be required to have attended a public school during the previous semester if the student has a documented**"; and

Further amend Lines 12-16 by striking all of said lines and inserting in lieu thereof the following:

"**(2) Each**"; and

Further amend Line 27 by striking the words "In case of"; and

Further amend Line 28 by striking all of said line; and

Further amend said bill and section, Page 17, Lines 1-6 by striking all of said lines and inserting in lieu thereof the following:

"**If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for "good cause". "Good cause" justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the**

student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for their child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its "good cause" justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of elementary and secondary education, which shall provide a final enrollment decision within seven calendar days.".

Senate Amendment No. 9

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section B, Line 40, by striking "sections 161.670 and" and inserting in lieu thereof the following:

"section".

Senate Amendment No. 10

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 20, Section 161.670, Line 8 of said page, by inserting immediately after said line the following:

"**(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.**".

Senate Amendment No. 11

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 28, Section 163.018, Line 1, by inserting an opening bracket after the "2."; and

Further amend said bill and section, Page 29, Line 4, by inserting a closing bracket after the "3.".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1769** entitled:

An act to repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the offense of filing false documents, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 660, as amended**.

Senators: Riddle, Sater, Hegeman, Schupp, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 687, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 743, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 806, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS IN CONFERENCE

CCR SCS HCS HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Alferman.

Representative Rowland (155) assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Burns	Butler	Carpenter
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Barnes 28	Brown 27	Conway 10	Davis
Ellebracht	Engler	Haahr	Haefner	Mathews
McDaniel	McGee	Miller	Neely	Peters
Pogue	Rehder	Rhoads	Smith 85	Washington

VACANCIES: 002

On motion of Representative Alferman, **CCR SCS HCS HB 2002** was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McGaugh	McGee	Messenger	Miller	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 017

Beck	Burnett	Burns	Conway 10	Curtis
Ellington	Hurst	Lavender	Marshall	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Newman	Stevens 46			

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Ellebracht	Haahr	Korman
Mathews	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Washington		

VACANCIES: 002

On motion of Representative Alferman, **CCS SCS HCS HB 2002** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McGaugh	McGee
Messenger	Miller	Morris 140	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 018

Beck	Burnett	Burns	Curtis	Ellington
Hurst	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Roberts	Stevens 46		

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes 60	Brown 27	Haahr	Mathews	McDaniel
Neely	Peters	Pogue	Smith 85	Washington

VACANCIES: 002

Representative Rowland (155) declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1252**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1558** entitled:

An act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1558, Page 5, Section 573.112, Line 20, by inserting after all of said line the following:

"Section B. Because of the urgent need to protect the safety of the citizens of this state, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1646**.

BILLS IN CONFERENCE

CCR SCS HCS HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2003** was adopted by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	McGee	Messenger	Miller
Morris 140	Morse 151	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 027

Adams	Arthur	Baringer	Basye	Beck
Burnett	Carpenter	Curtis	Ellington	Franks Jr
Hurst	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Quade	Roberts	Stevens 46	Unsicker
Walker 74	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Burns	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Washington		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2003** was read the third time and passed by the following vote:

AYES: 119

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57

Butler	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Messenger	Miller	Morris 140	Morse 151
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 028

Adams	Arthur	Baringer	Basye	Beck
Burnett	Carpenter	Curtis	Ellington	Franks Jr
Gray	Hurst	Lavender	Marshall	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Quade	Roberts	Stevens 46
Unsicker	Walker 74	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Burns	Conway 10	Haahr
Haefner	Houghton	McDaniel	Neely	Peters
Pogue	Rhoads	Smith 85	Washington	

VACANCIES: 002

Representative Rowland (155) declared the bill passed.

Representative Conway (104) assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS#2 HB 1503** entitled:

An act to repeal sections 30.750, 30.756, 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, 115.013, 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof seventeen new sections relating to military affairs, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2171** entitled:

An act to repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2171, Page 2, Section 209.030, Line 19, by inserting immediately after "services" the following:

"**. The department of social services shall notify eligible blind persons with valid driver's licenses that they shall surrender such licenses within sixty days of approval for a blind pension. Upon receipt of a relinquished license under this subdivision, the department of revenue shall, if requested by the person, issue a nondriver's license card compliant with the provisions of chapter 302 at no charge to the person. The department of social services and the department of revenue shall jointly establish procedures and shall share any information necessary to implement this subdivision**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2183**.

BILLS IN CONFERENCE

CCR SCS HCS HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2004** was adopted by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips

Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	DeGroot
Ellebracht	Ellington	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Quade	Roberts
Unsicker	Walker 74	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Engler	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Stevens 46	Washington	

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2004** was read the third time and passed by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	DeGroot
Ellebracht	Ellington	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Quade	Roberts
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Engler	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Walker 74	Washington	

VACANCIES: 002

Representative Conway (104) declared the bill passed.

Representative Bahr assumed the Chair.

CCR SCS HCS HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2005** was adopted by the following vote:

AYES: 117

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Berry	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	May	McDaniel
McGaugh	McGee	Meredith 71	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt

Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Curtis	Ellington
Franks Jr	Gray	Green	Lavender	Marshall
McCann Beatty	McCreery	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Quade	Roberts
Smith 85	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 015

Black	Brown 27	Burns	Cookson	Haahr
Haefner	Higdon	Houghton	Lauer	Matthiesen
Peters	Pogue	Vescovo	Walker 74	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2005** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Meredith 71
Messenger	Miller	Morris 140	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 029

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Curtis	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Quade	Roberts
Smith 85	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27	Burns	Cookson	Gray	Haahr
Haefner	Higdon	Houghton	Neely	Peters
Pogue	Vescovo	Walker 74	Washington	

VACANCIES: 002

Representative Bahr declared the bill passed.

Representative Redmon assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1991** entitled:

An act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof sixteen new sections relating to the deployment of wireless facilities infrastructure, with a delayed effective date for certain sections.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 32, Section 67.5116, Line 5 of said page, by inserting immediately after "hundred" the word "**fifty**".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 27, Section 67.5113, Line 14 of said page, by striking the following:

", permit, or charge a fee".

In which the concurrence of the House is respectfully requested.

BILLS IN CONFERENCE

CCR SCS HCS HB 2006, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair,

replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2006, as amended**, was adopted by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Merideth 80
Messenger	Miller	Mitten	Morris 140	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 020

Arthur	Beck	Burnett	Carpenter	Ellington
Hurst	Lavender	Marshall	McCann Beatty	McCreery
McGee	Meredith 71	Moon	Morgan	Mosley
Newman	Roberts	Rowland 29	Stevens 46	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Burns	Cookson	Curtman	Gray
Haahr	Haefner	Higdon	Houghton	Morse 151
Peters	Pogue	Smith 85	Walker 74	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2006** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 022

Arthur	Barnes 28	Beck	Burnett	Carpenter
Ellington	Gray	Hurst	Lavender	Marshall
McCann Beatty	McCreery	McGee	Meredith 71	Moon
Morgan	Mosley	Newman	Roberts	Rowland 29
Stevens 46	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Burns	Cookson	Haahr	Haefner
Higdon	Houghton	Love	Peters	Pogue
Schroer	Smith 85	Smith 163	Walker 74	Washington

VACANCIES: 002

Representative Redmon declared the bill passed.

CCR SCS HCS HB 2007, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as

provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2007, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McDaniel	McGaugh	McGee	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 016

Burnett	Gray	Hurst	Lavender	Marshall
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Rowland 29	Stevens 46
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 015

Beck	Brown 27	Burns	Carpenter	Cookson
Ellebracht	Haahr	Haefner	Higdon	Houghton
Peters	Pogue	Rhoads	Schroer	Walker 74

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2007** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McDaniel	McGaugh
McGee	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 017

Beck	Burnett	Hurst	Lavender	Marshall
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Rowland 29	Stevens 46
Unsicker	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 016

Black	Brown 27	Burns	Carpenter	Conway 10
Cookson	Ellington	Green	Haahr	Haefner
Higdon	Houghton	Peters	Pogue	Rhoads
Walker 74				

VACANCIES: 002

Representative Redmon declared the bill passed.

Speaker Richardson resumed the Chair.

CCR SCS HCS HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2008** was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 011

Beck	Burnett	Ellington	Lavender	Marshall
McCreery	Morgan	Mosley	Newman	Rowland 29
Stevens 46				

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Cookson	Cross	DeGroot	Franks Jr	Gray
Green	Haahr	Haefner	Higdon	Houghton
Kolkmeyer	Matthiesen	Peters	Pogue	Rhoads
Ross	Washington	Wessels		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2008** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 011

Beck	Burnett	Ellington	Lavender	Marshall
McCreery	Morgan	Mosley	Newman	Rowland 29
Stevens 46				

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Cookson	Cross	Haahr	Haefner	Higdon
Houghton	Matthiesen	McGee	Peters	Pogue
Rhoads	Ross	Walker 74	Wessels	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Alferman assumed the Chair.

CCR SCS HCS HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2009** was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
McGee	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 011

Curtis	Hurst	Marshall	McCreery	Meredith 71
Merideth 80	Moon	Mosley	Rowland 29	Stevens 46
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bahr	Barnes 60	Beck	Brown 27	Burns
Carpenter	Cookson	Ellington	Grier	Haahr
Haefner	Higdon	Houghton	Matthiesen	Mitten
Peters	Pogue	Ross	Shaul 113	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2009** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Gray	Green
Gregory	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Messenger	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 013

Beck	Curtis	Ellington	Hurst	Marshall
McCreery	Meredith 71	Merideth 80	Moon	Mosley
Rowland 29	Stevens 46	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Bahr	Barnes 60	Brown 27	Burns	Carpenter
Cookson	Frederick	Gannon	Grier	Haahr
Haefner	Higdon	Houghton	Mitten	Peters
Pogue	Ross	Washington		

VACANCIES: 002

Representative Alferman declared the bill passed.

CCR SS SCS HCS HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Taylor assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Fitzpatrick, **CCR SS SCS HCS HB 2010** was adopted by the following vote:

AYES: 106

Alferman	Anderson	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McDaniel
McGaugh	McGee	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 035

Anders	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Frederick	Gray
Kendrick	Lavender	Marshall	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 020

Adams	Andrews	Brown 27	Burns	Cookson
Curtis	Dohrman	Haahr	Haefner	Higdon
Houghton	Knight	Peters	Pierson Jr	Pogue
Rhoads	Ross	Shaul 113	Smith 85	Wessels

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SS SCS HCS HB 2010** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McDaniel	McGaugh
McGee	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 034

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Ellebracht	Ellington
Franks Jr	Frederick	Gray	Kendrick	Lavender
Marshall	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Burns	Cookson	Curtis
Haahr	Haefner	Higdon	Houghton	Knight
Peters	Plocher	Pogue	Rhoads	Ross
Smith 85	Wessels			

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCR 70**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 35**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 52**.

In which the concurrence of the House is respectfully requested.

BILLS IN CONFERENCE

CCR SCS HCS HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Wood assumed the Chair.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2011** was adopted by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Kendrick	Lavender	Marshall	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Razer
Revis	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Haahr	Haefner	Higdon	Houghton	Knight
Peters	Pogue			

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2011** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Grier	Hannegan
Hansen	Harris	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Curtis	Ellebracht	Ellington	Gray	Kendrick
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Razer	Revis
Roberts	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 27	Brown 57	Burns	Cookson	Franks Jr
Haahr	Haefner	Helms	Higdon	Houghton
Muntzel	Peters	Pogue		

VACANCIES: 002

Representative Wood declared the bill passed.

Speaker Richardson resumed the Chair.

CCR SCS HCS HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2012** was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 016

Beck	Curtis	Ellington	Gray	Marshall
Merideth 80	Mosley	Newman	Quade	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
McGee	Peters	Pogue		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2012** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 015

Beck	Curtis	Ellington	Gray	Marshall
Merideth 80	Mosley	Newman	Quade	Roberts
Rowland 29	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
Peters	Pogue			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SCS HCS HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the Conference Committee on **SCS HCS HB 2013** be dissolved.

Which motion was adopted.

On motion of Representative Fitzpatrick, **SCS HCS HB 2013** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Ellington	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
Love	Peters	Pogue		

VACANCIES: 002

On motion of Representative Fitzpatrick, **SCS HCS HB 2013** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 006

Ellington	Hurst	Marshall	Moon	Mosley
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27	Brown 57	Burns	Cookson	Curtis
Franks Jr	Haahr	Haefner	Higdon	Houghton
Love	McDaniel	Peters	Pogue	

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2002** and has taken up and passed **CCS SCS HCS HB 2002**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2003** and has taken up and passed **CCS SCS HCS HB 2003**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2004** and has taken up and passed **CCS SCS HCS HB 2004**.

On motion of Representative Austin, the House recessed until 7:30 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 028

Alferman	Beard	Bernskoetter	Black	Bondon
Butler	DeGroot	Engler	Fraker	Francis
Hannegan	Hansen	Henderson	Hurst	Justus
Kelly 141	Korman	Morris 140	Morse 151	Phillips
Pietzman	Redmon	Reiboldt	Remole	Roeber
Taylor	Walsh	White		

NOES: 000

PRESENT: 060

Anderson	Andrews	Austin	Barnes 28	Burnett
Chipman	Christofanelli	Corlew	Cross	Dinkins
Dohrman	Eggleston	Fitzpatrick	Franks Jr	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Knight	Kolkmeyer	Lant	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McGee	Messenger
Miller	Moon	Morgan	Neely	Newman
Pfautsch	Pike	Plocher	Quade	Razer
Reisch	Roberts	Rone	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Stacy	Stephens 128	Stevens 46	Tate	Vescovo
Walker 3	Wiemann	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 073

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Basye	Beck	Berry
Brattin	Brown 27	Brown 57	Burns	Carpenter
Conway 10	Conway 104	Cookson	Cornejo	Curtis
Curtman	Davis	Dogan	Ellebracht	Ellington
Evans	Fitzwater	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Harris	Houghton	Kelley 127	Kidd
Lauer	Lavender	Lichtenegger	Marshall	May
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Mitten	Mosley	Muntzel	Nichols	Peters
Pierson Jr	Pogue	Rehder	Revis	Rhoads
Roden	Ross	Rowland 29	Schroer	Smith 85
Sommer	Spencer	Swan	Trent	Unsicker
Walker 74	Washington	Wessels		

VACANCIES: 002

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 1350, as amended - Fiscal Review
SS SCS HB 1355, as amended - Fiscal Review
SCS HCS#2 HB 1503 - Fiscal Review
SS SCS HB 1558, as amended - Fiscal Review
SS HCS HB 1606, as amended - Fiscal Review
SS SCS HB 1769 - Fiscal Review
SS SCS HCS HB 1991, as amended - Fiscal Review
HCS HB 2171, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1350, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1355, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS#2 HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1558, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HCS HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2005** and has taken up and passed **CCS SCS HCS HB 2005**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2006, as amended**, and has taken up and passed **CCS SCS HCS HB 2006**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2007, as amended**, and has taken up and passed **CCS SCS HCS HB 2007**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2008** and has taken up and passed **CCS SCS HCS HB 2008**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2009** and has taken up and passed **CCS SCS HCS HB 2009**.

BILLS CARRYING REQUEST MESSAGES

HCS SB 806, as amended, relating to guardianship proceedings, was taken up by Representative Neely.

Representative Neely moved that the House refuse to recede from its position on **HCS SB 806, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 743, as amended, relating to elementary and secondary education, was taken up by Representative Redmon.

Representative Redmon moved that the House refuse to recede from its position on **HCS SB 743, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 687, as amended, relating to student transportation, was taken up by Representative Rowland (155).

Representative Rowland (155) moved that the House refuse to recede from its position on **HCS SB 687, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 806: Representatives Neely, Beard, Corlew, Mitten and Ellebracht
HCS SB 743: Representatives Redmon, Fraker, Roeber, Burnett and Morgan
HCS SB 687: Representatives Rowland (155), Wood, Swan, Kendrick and Morgan

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 55, **HCR 87**, **HCS HCR 105** and **HCR 60** were placed on the Informal Calendar.

HCS HCR 86, relating to the Dred Scott decision of 1850, was taken up by Representative Moon.

Representative Chipman assumed the Chair.

Representative Moon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Concurrent Resolution No. 86, Page 1, Line 21, by deleting the number "6" and inserting in lieu thereof the number "22"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Moon, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Concurrent Resolution No. 86, Page 2, Line 26, by inserting immediately after said line the following:

"WHEREAS, the Dred Scott decision's assertion that people of African ancestry "had for more than a century before been regarded as beings of an inferior order, and altogether unfit to associate with the white race, either in social or political relations; and so far inferior, that they had no rights which the white man was bound to respect; and that the negro might justly and lawfully be reduced to slavery" was an expression of white supremacy which was influential in the founding of many hate groups; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Concurrent Resolution No. 86, Page 1, Lines 8-9, by deleting said lines and inserting in lieu thereof the following:

"reduced to slavery for his benefit" was an expression of racism and a precursor to Jim Crow laws, which perpetrated over a century of injustice; and"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtis, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Dogan, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Moon, **HCS HCR 86, as amended**, was adopted.

On motion of Representative Moon, **HCS HCR 86, as amended**, was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

McDaniel Walker 74

PRESENT: 000

ABSENT WITH LEAVE: 025

Bahr	Bangert	Brown 27	Brown 57	Burns
Conway 10	Cookson	Cross	Haahr	Haefner
Higdon	Houghton	McGee	Mitten	Mosley
Muntzel	Peters	Phillips	Pogue	Rhoads
Ross	Shull 16	Smith 85	Spencer	Wessels

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 597, as amended, relating to insurance services, was taken up by Representative Wiemann.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill, Page 10, Section 208.152, Line 329, by inserting after all of said section and line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**~~any provider of medical services and mental health services, including all other medical disciplines~~**] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[~~(2)~~**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**~~Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program~~**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance**

requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.

208.677. **[**~~1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:~~

~~(1) An office of a physician or health care provider;~~

~~(2) A hospital;~~

~~(3) A critical access hospital;~~

~~(4) A rural health clinic;~~

~~(5) A federally qualified health center;~~

~~(6) A long-term care facility licensed under chapter 198;~~

~~(7) A dialysis center;~~

~~(8) A Missouri state habilitation center or regional office;~~

~~(9) A community mental health center;~~

~~(10) A Missouri state mental health facility;~~

~~(11) A Missouri state facility;~~

~~(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~

~~(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~

~~(14) A school;~~

~~(15) The MO HealthNet recipient's home;~~

~~(16) A clinical designated area in a pharmacy; or~~

~~(17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.~~**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 11, Section 354.495, Line 15, by inserting after all of said section and line the following:

"354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

(1) The health carrier's network;

(2) The health carrier's procedures for making referrals within and outside its network;

(3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the network to meet the health care needs of enrollees of the managed care plan;

(4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;

(5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;

(6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;

(7) The health carrier's process for enabling enrollees to change primary care professionals;

(8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and

(9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

(1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;

(2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;

(3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; **[**~~or~~**]**

(4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed**; or**

(5) The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed."; and

Further amend said bill, Page 15, Section 375.1218, Line 67, by inserting after all of said section and line the following:

"376.427. 1. As used in this section, the following terms mean:

(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) "Health carrier" or "carrier", as such term is defined in section 376.1350;

[~~(2)~~**] (4)** "Insured", any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;

[~~(3)~~**] (5)** "Insurer", any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, or any other legal entity engaged in the business of insurance;

[~~(4)~~**] (6)** "Provider", a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. **Except as provided in subsection 5 of this section,** this section shall not require any insurer, health services corporation, health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the carrier's network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the carrier's network.

376.690. 1. As used in this section, the following terms shall mean:

(1) "Emergency medical condition", the same meaning given to such term in section 376.1350;

(2) "Facility", the same meaning given to such term in section 376.1350;

(3) "Health care professional", the same meaning given to such term in section 376.1350;

(4) "Health carrier", the same meaning given to such term in section 376.1350;

(5) "Unanticipated out-of-network care", health care services received by a patient in an in-network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;

2. Health care professionals shall send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the health carrier and health care professional shall have sixty days to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A bill for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Bills may be combined for purposes of arbitration, but only to the extent the bills represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director. The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

(1) The health care professional's training, education, or experience;

(2) The nature of the service provided;

(3) The health care professional's usual charge for comparable services provided;

(4) The circumstances and complexity of the particular case, including the time and place the services were provided; and

(5) The average contracted rate for comparable services provided in the same geographic area.

8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section

and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 36, Section 376.758, Line 10, by inserting after all said section and line the following:

"**376.1065. 1. As used in this section, the following terms shall mean:**

(1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;

(2) "Department", the department of insurance, financial institutions and professional registration;

(3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;

(4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;

(5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity.

376.1350. For purposes of sections 376.1350 to 376.1390, the following terms mean:

(1) "Adverse determination", a determination by a health carrier or its designee utilization review organization that an admission, availability of care, continued stay or other health care service has been reviewed and, based upon the information provided, does not meet the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care or effectiveness, and the payment for the requested service is therefore denied, reduced or terminated;

(2) "Ambulatory review", utilization review of health care services performed or provided in an outpatient setting;

(3) "Case management", a coordinated set of activities conducted for individual patient management of serious, complicated, protracted or other health conditions;

(4) "Certification", a determination by a health carrier or its designee utilization review organization that an admission, availability of care, continued stay or other health care service has been reviewed and, based on the information provided, satisfies the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care and effectiveness;

(5) "Clinical peer", a physician or other health care professional who holds a nonrestricted license in a state of the United States and in the same or similar specialty as typically manages the medical condition, procedure or treatment under review;

(6) "Clinical review criteria", the written screening procedures, decision abstracts, clinical protocols and practice guidelines used by the health carrier to determine the necessity and appropriateness of health care services;

(7) "Concurrent review", utilization review conducted during a patient's hospital stay or course of treatment;

(8) "Covered benefit" or "benefit", a health care service that an enrollee is entitled under the terms of a health benefit plan;

(9) "Director", the director of the department of insurance, financial institutions and professional registration;

(10) "Discharge planning", the formal process for determining, prior to discharge from a facility, the coordination and management of the care that a patient receives following discharge from a facility;

(11) "Drug", any substance prescribed by a licensed health care provider acting within the scope of the provider's license and that is intended for use in the diagnosis, mitigation, treatment or prevention of disease. The term includes only those substances that are approved by the FDA for at least one indication;

(12) "Emergency medical condition", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity**, regardless of the final diagnosis that is given,** that would lead a prudent lay person, possessing an average knowledge of medicine and health, to believe that immediate medical care is required, which may include, but shall not be limited to:

(a) Placing the person's health in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain; or

(e) With respect to a pregnant woman who is having contractions:

a. That there is inadequate time to effect a safe transfer to another hospital before delivery; or

b. That transfer to another hospital may pose a threat to the health or safety of the woman or unborn child;

(13) "Emergency service", a health care item or service furnished or required to evaluate and treat an emergency medical condition, which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider;

(14) "Enrollee", a policyholder, subscriber, covered person or other individual participating in a health benefit plan;

(15) "FDA", the federal Food and Drug Administration;

(16) "Facility", an institution providing health care services or a health care setting, including but not limited to hospitals and other licensed inpatient centers, ambulatory surgical or treatment centers, skilled nursing centers, residential treatment centers, diagnostic, laboratory and imaging centers, and rehabilitation and other therapeutic health settings;

(17) "Grievance", a written complaint submitted by or on behalf of an enrollee regarding the:

(a) Availability, delivery or quality of health care services, including a complaint regarding an adverse determination made pursuant to utilization review;

(b) Claims payment, handling or reimbursement for health care services; or

(c) Matters pertaining to the contractual relationship between an enrollee and a health carrier;

(18) "Health benefit plan", a policy, contract, certificate or agreement entered into, offered or issued by a health carrier to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services; except that, health benefit plan shall not include any coverage pursuant to liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(19) "Health care professional", a physician or other health care practitioner licensed, accredited or certified by the state of Missouri to perform specified health services consistent with state law;

(20) "Health care provider" or "provider", a health care professional or a facility;

(21) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a health condition, illness, injury or disease;

(22) "Health carrier", an entity subject to the insurance laws and regulations of this state that contracts or offers to contract to provide, deliver, arrange for, pay for or reimburse any of the costs of health care services, including a sickness and accident insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, or any other entity providing a plan of health insurance, health benefits or health services; except that such plan shall not include any coverage pursuant to a liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(23) "Health indemnity plan", a health benefit plan that is not a managed care plan;

(24) "Managed care plan", a health benefit plan that either requires an enrollee to use, or creates incentives, including financial incentives, for an enrollee to use, health care providers managed, owned, under contract with or employed by the health carrier;

(25) "Participating provider", a provider who, under a contract with the health carrier or with its contractor or subcontractor, has agreed to provide health care services to enrollees with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the health carrier;

(26) "Peer-reviewed medical literature", a published scientific study in a journal or other publication in which original manuscripts have been published only after having been critically reviewed for scientific accuracy, validity and reliability by unbiased independent experts, and that has been determined by the International Committee of Medical Journal Editors to have met the uniform requirements for manuscripts submitted to biomedical journals or is published in a journal specified by the United States Department of Health and Human

Services pursuant to Section 1861(t)(2)(B) of the Social Security Act, as amended, as acceptable peer-reviewed medical literature. Peer-reviewed medical literature shall not include publications or supplements to publications that are sponsored to a significant extent by a pharmaceutical manufacturing company or health carrier;

(27) "Person", an individual, a corporation, a partnership, an association, a joint venture, a joint stock company, a trust, an unincorporated organization, any similar entity or any combination of the foregoing;

(28) "Prospective review", utilization review conducted prior to an admission or a course of treatment;

(29) "Retrospective review", utilization review of medical necessity that is conducted after services have been provided to a patient, but does not include the review of a claim that is limited to an evaluation of reimbursement levels, veracity of documentation, accuracy of coding or adjudication for payment;

(30) "Second opinion", an opportunity or requirement to obtain a clinical evaluation by a provider other than the one originally making a recommendation for a proposed health service to assess the clinical necessity and appropriateness of the initial proposed health service;

(31) "Stabilize", with respect to an emergency medical condition, that no material deterioration of the condition is likely to result or occur before an individual may be transferred;

(32) "Standard reference compendia":

(a) The American Hospital Formulary Service-Drug Information; or

(b) The United States Pharmacopoeia-Drug Information;

(33) "Utilization review", a set of formal techniques designed to monitor the use of, or evaluate the clinical necessity, appropriateness, efficacy, or efficiency of, health care services, procedures, or settings. Techniques may include ambulatory review, prospective review, second opinion, certification, concurrent review, case management, discharge planning or retrospective review. Utilization review shall not include elective requests for clarification of coverage;

(34) "Utilization review organization", a utilization review agent as defined in section 374.500.

376.1367. When conducting utilization review or making a benefit determination for emergency services:

(1) A health carrier shall cover emergency services necessary to screen and stabilize an enrollee**, as determined by the treating emergency department health care provider,** and shall not require prior authorization of such services;

(2) Coverage of emergency services shall be subject to applicable co-payments, coinsurance and deductibles;

(3) **Before a health carrier denies payment for an emergency medical service based on the absence of an emergency medical condition, it shall review the enrollee's medical record regarding the emergency medical condition at issue. If a health carrier requests records for a potential denial where emergency services were rendered, the health care provider shall submit the record of the emergency services to the carrier within forty-five processing days, or the claim shall be subject to section 376.383. The health carrier's review of emergency services shall be completed by a board-certified physician licensed under chapter 334 to practice medicine in this state;**

(4) When an enrollee receives an emergency service that requires immediate post evaluation or post stabilization services, a health carrier shall provide an authorization decision within sixty minutes of receiving a request; if the authorization decision is not made within **[**~~thirty~~**] sixty** minutes, such services shall be deemed approved**;**

(5) When a patient's health benefit plan does not include or require payment to out-of-network health care providers for emergency services including but not limited to health maintenance organization plans, as defined in section 354.400, or a health benefit plan offered by a health carrier consistent with subdivision (19) of section 376.426, payment for all emergency services as defined in section 376.1350 necessary to screen and stabilize an enrollee shall be paid directly to the health care provider by the health carrier. Additionally, any services authorized by the health carrier for the enrollee once the enrollee is stabilized shall also be paid by the health carrier directly to the health care provider.

379.1545. Notwithstanding any other provision of law:

(1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;

(2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;

(3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

(a) For nonpayment of premium;

(b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or

(c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

[~~208.671. 1. As used in this section and section 208.673, the following terms shall mean:~~

~~(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;~~

~~(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~

~~(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~

~~(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~

~~(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;~~

~~(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;~~

~~(7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;~~

~~(8) "Telehealth", as that term is defined in section 191.1145;~~

~~(9) "Treating provider", a provider who:~~

~~(a) Evaluates a participant;~~

~~(b) Determines the need for a consultation;~~
~~(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and~~
~~(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.~~
~~2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:~~
~~(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;~~
~~(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;~~
~~(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;~~
~~(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;~~
~~(5) Security and privacy of such digital files;~~
~~(6) Participant consent for asynchronous store-and-forward services; and~~
~~(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.~~

~~Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.~~
~~3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.~~
~~4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.~~**]**

[~~208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.~~
~~2. The committee shall be comprised of the following members:~~
~~(1) The director of the MO HealthNet division, or the director's designee;~~
~~(2) The medical director of the MO HealthNet division;~~
~~(3) A representative from a Missouri institution of higher education with expertise in telehealth;~~
~~(4) A representative from the Missouri office of primary care and rural health;~~
~~(5) Two board-certified specialists licensed to practice medicine in this state;~~
~~(6) A representative from a hospital located in this state that utilizes telehealth;~~
~~(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;~~
~~(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;~~
~~(9) A dentist licensed to practice in this state; and~~

~~(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.~~

~~3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three-year terms, three members to serve two-year terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.~~

~~4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.~~

~~5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.~~

~~6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.~~**]**

[~~208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:~~

~~(1) Physicians, assistant physicians, and physician assistants;~~

~~(2) Advanced practice registered nurses;~~

~~(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;~~

~~(4) Psychologists and provisional licensees;~~

~~(5) Pharmacists;~~

~~(6) Speech, occupational, or physical therapists;~~

~~(7) Clinical social workers;~~

~~(8) Podiatrists;~~

~~(9) Optometrists;~~

~~(10) Licensed professional counselors; and~~

~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 3, Line 35, by deleting all of said line and inserting in lieu thereof the following:

"**year.**

334.506. 1. As used in this section, "approved health care provider" means a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing.

2. A physical therapist **[**~~shall not~~**] may evaluate and** initiate treatment **[**~~for a new injury or illness~~**] on a patient** without a prescription **or referral** from an approved health care provider.

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs **[**~~for asymptomatic persons~~**]**, or provide screening or consultative services within the scope of physical therapy practice without **[**~~the~~**] a** prescription **[**~~and direction of~~**] or referral from** an approved health care provider.

4. **[**~~A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:~~

~~(1) Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;~~

~~(2) Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;~~

~~(3) Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;~~

~~(4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~(5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days~~**] A physical therapist shall refer to an approved health care provider any patient whose medical condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy**.

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. **[**~~Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.~~**]** Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission for Accreditation of Physical Therapists and Physical Therapist Assistant Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under on-site supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written

request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of a physical therapist or physical therapist assistant, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing services which have been declared by board rule to be of no physical therapy value;

(g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;

(h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;

(i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;

(j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;

(l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;

(m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(n) Failure to timely pay license renewal fees specified in this chapter;

(o) Violating a probation agreement with this board or any other licensing agency;

(p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;

(q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the federal Medicare program;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or**[**~~, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing~~**] evaluating or treating a patient in a manner inconsistent with section 334.506**;

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

(4) Revoke the physical therapist's or physical therapist assistant's license;

(5) Administer a public or private reprimand;

(6) Deny the physical therapist's or physical therapist assistant's application for a license;

(7) Permanently withhold issuance of a license;

(8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;

(9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.

4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Barnes 60	Beard	Bondon	Brown 27
Burns	Christofanelli	Conway 10	Cookson	Cross
Dohrman	Gray	Haahr	Haefner	Higdon
Houghton	Houx	Lauer	McDaniel	Miller
Mitten	Moon	Muntzel	Peters	Pogue
Rhoads	Ross	Rowland 155	Ruth	Schroer
Smith 85	Stevens 46	Walker 74		

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Alferman offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 3, Section 208.152, Line 44, by inserting after the number "(7)" the following words, "**Subject to appropriation,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 3** was adopted.

Representative Wood offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 36, Section 376.758, Line 10, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

(1) Costs;

(2) Expenses of administration;

(3) Exempt property, family and homestead allowances;

(4) Funeral expenses;

(5) Debts and taxes due the United States of America;

(6) **Debts for medical assistance due to the state of Missouri under section 473.398;**

(7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;

[~~(7)~~**] (8)** Debts and taxes due the state of Missouri, any county, or any political subdivision of the state of Missouri;

[~~(8)~~**] (9)** Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;

[~~(9)~~**] (10)** All other claims not barred by section 473.360.

473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.

2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of **[**~~the seventh~~**] either the sixth or eighth** class under **[**~~subdivision (7)~~**] subdivisions (6) and (8)** of section 473.397.

3. Such claim shall not be filed or allowed if it is determined that:

(1) The cost of collection will exceed the amount of the claim;

(2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of the decedent to reasonable care and support from the estate.

4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to **[**~~the following items which are deemed to be competent and substantial evidence of payment:~~

~~(1)~~**]** computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant**[**~~; and~~

~~(2) The certified statement of the treasurer or his designee that the payment was made~~**], which shall be deemed to be competent and substantial evidence of payment**.

5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.

6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 4** was adopted.

Representative Roden offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 10, Section 208.152, Line 329, by inserting immediately after said section and line the following:

"**320.400. 1. For purposes of this section, the following terms mean:**

(1) "Employer", any person or entity employing any person for hire within the state of Missouri, including every department, agency, or instrumentality of the state or political subdivision of the state;

(2) "Firefighter", any paid firefighter who has been assigned to at least five years of hazardous duty as a firefighter and who was exposed to any agent classified by the International Agency for Research on Cancer or its successor organization as a group 1 or 2A carcinogen;

(3) "Hazardous duty", the same meaning given to the term under 5 CFR 550.902, as amended.

2. An employer shall allow any firefighter employed by him or her who contracts cancer to request and take unpaid leave, not to exceed fifty-two weeks.

3. Any firefighter who is entitled to unpaid leave under the provisions of this section shall take the unpaid leave under this section concurrent with leave taken under the Family and Medical Leave Act under 29 U.S.C. Section 2601, et seq.

4. The employer of a firefighter who takes unpaid leave under this section shall continue to provide health insurance coverage for the firefighter and shall pay any premium payments during said unpaid leave."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 5 was withdrawn.

On motion of Representative Wiemann, **HCS SS SB 597, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SS SB 597, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gray
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Hurst	Johnson	Marshall	Matthiesen	McDaniel
Moon				

PRESENT: 002

Franks Jr	Runions

ABSENT WITH LEAVE: 025

Anders	Arthur	Barnes 60	Brown 27	Burns
Carpenter	Cookson	Ellington	Gannon	Haahr
Haefner	Higdon	Houghton	Houx	Miller
Mitten	Muntzel	Peters	Pietzman	Pogue
Rhoads	Ross	Smith 85	Walker 74	Washington

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1291, as amended**, and has taken up and passed **CCS SS SCS HB 1291**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS HB 1858** and has taken up and passed **CCS SS HB 1858**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 2010** and has taken up and passed **CCS SS SCS HCS HB 2010**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2011** and has taken up and passed **CCS SCS HCS HB 2011**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2012** and has taken up and passed **CCS SCS HCS HB 2012**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2017**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2018**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 687, as amended**.

Senators: Sater, Romine, Hegeman, Holsman, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 743, as amended**.

Senators: Sater, Romine, Wasson, Holsman, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 806, as amended**.

Senators: Crawford, Riddle, Wieland, Schupp, Walsh

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 769, relating to financial institutions, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS SCS SB 769** was agreed to.

On motion of Representative Fraker, **HCS SCS SB 769** was adopted.

On motion of Representative Fraker, **HCS SCS SB 769** was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Morgan
Morse 151	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Barnes 60	Basye	Beard	Brown 27
Burns	Conway 10	Cookson	Gannon	Haahr
Haefner	Higdon	Houghton	Houx	McGee
Messenger	Mitten	Morris 140	Mosley	Muntzel
Peters	Pogue	Rhoads	Ross	Runions
Smith 85	Stevens 46	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

SS#2 SCS SB 590, relating to historic buildings, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SS#2 SCS SB 590** was agreed to.

Representative Rehder offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 2, Section 253.545, Lines 18, 21, and 22, by deleting from each said line the word "**thirty**" and inserting in lieu thereof in each said line the word "**twenty**"; and

Further amend said bill, Page 3, Section 253.550, Line 37, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill, Page 5, Section 253.559, Lines 30 through 34, by deleting all of said lines and inserting in lieu thereof the following:

"(5) **A copy of all land use and building approvals reasonably**"; and

Further amend said bill and section, Page 6, Line 59, by inserting immediately after the phrase "**from the**" the following: "**local elected officials and**"; and

Further amend said bill and section, Page 7, Line 94, by inserting immediately after said line the following:

"**7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.**"; and

Further amend said bill and section by renumbering the section accordingly; and

Further amend said bill, Page 9, Section B, Lines 1 through 6, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 1** was adopted.

Representative Barnes (60) assumed the Chair.

On motion of Representative Rehder, **SS#2 SCS SB 590, as amended**, was read the third time and passed by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Miller	Moon
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 030

Bangert	Barnes 28	Beck	Berry	Burnett
Butler	Carpenter	Ellebracht	Ellington	Gray
Hannegan	Kidd	May	McCann Beatty	McCreery
McDaniel	McGaugh	Merideth 80	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Sommer	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Brown 27	Burns	Conway 10	Cookson
Cross	Haahr	Haefner	Higdon	Houghton
Houx	Kolkmeyer	Matthiesen	McGee	Meredith 71

Messenger	Mitten	Morris 140	Muntzel	Peters
Pogue	Runions	Schroer	Smith 85	

VACANCIES: 002

Representative Barnes (60) declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 100, relating to the general assembly, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS HJR 100** was agreed to.

Representative Fitzpatrick assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 025

Alferman	Basye	Beard	Bernskoetter	Black
Bondon	Curtman	Engler	Fraker	Gannon
Hansen	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Korman	Morse 151	Phillips	Redmon
Reisch	Roeber	Rowland 29	Taylor	Walsh

NOES: 003

Curtis	Ellington	McDaniel

PRESENT: 082

Adams	Anderson	Andrews	Austin	Baringer
Barnes 28	Berry	Brattin	Brown 57	Burnett
Chipman	Christofanelli	Conway 10	Corlew	Cornejo
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Green	Gregory	Grier	Hannegan
Harris	Helms	Hill	Kendrick	Kidd
Knight	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McGaugh	McGee
Mitten	Morgan	Neely	Newman	Nichols
Pfautsch	Pietzman	Pike	Plocher	Razer
Rehder	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	White
Wiemann	Mr. Speaker			

ABSENT WITH LEAVE: 051

Anders	Arthur	Bahr	Bangert	Barnes 60
Beck	Brown 27	Burns	Butler	Carpenter
Conway 104	Cookson	Cross	DeGroot	Ellebracht
Franks Jr	Gray	Haahr	Haefner	Higdon
Houghton	Houx	Johnson	Kolkmeyer	Lant
Lauer	Matthiesen	May	McCreery	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Mosley	Muntzel	Peters	Pierson Jr	Pogue
Quade	Reiboldt	Runions	Schroer	Smith 85
Stevens 46	Walker 74	Washington	Wessels	Wilson
Wood				

VACANCIES: 002

Speaker Richardson resumed the Chair.

Representative Conway (10) moved the previous question.

Which motion was defeated by the following vote:

AYES: 038

Baringer	Barnes 28	Beard	Berry	Black
Brown 57	Conway 10	Ellebracht	Ellington	Engler
Fraker	Franklin	Gannon	Hurst	Love
Lynch	Mathews	May	McCann Beatty	McGaugh
Nichols	Razer	Redmon	Rehder	Rhoads
Roden	Roeber	Ross	Rowland 155	Schroer
Shull 16	Shumake	Stacy	Swan	Taylor
Walker 74	Washington	White		

NOES: 081

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Basye	Beck	Bernskoetter	Bondon
Brattin	Burnett	Carpenter	Chipman	Christofanelli
Corlew	Cornejo	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzwater	Francis	Frederick	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lavender
McCreery	McDaniel	Merideth 80	Mitten	Morgan
Morse 151	Mosley	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Reisch	Remole	Revis	Roberts
Rone	Ruth	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wiemann
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 042

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Butler	Conway 104	Cookson	Cross
DeGroot	Fitzpatrick	Franks Jr	Gray	Haahr
Haefner	Higdon	Houghton	Houx	Johnson
Kolkmeyer	Lant	Lauer	Lichtenegger	Marshall
Matthiesen	McGee	Meredith 71	Messenger	Miller
Moon	Morris 140	Muntzel	Peters	Pogue
Reiboldt	Rowland 29	Runions	Smith 85	Wessels
Wilson	Wood			

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Mr. Speaker

NOES: 034

Adams	Arthur	Baringer	Beck	Burnett
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 001

Barnes 28

ABSENT WITH LEAVE: 036

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Conway 104	Cookson	Cross	DeGroot

Gray	Haahr	Haefner	Higdon	Houghton
Houx	Johnson	Kolkmeyer	Lant	Lauer
Lichtenegger	Meredith 71	Messenger	Miller	Moon
Morris 140	Muntzel	Peters	Pogue	Reiboldt
Rowland 29	Runions	Smith 85	Wessels	Wilson
Wood				

VACANCIES: 002

On motion of Representative Plocher, **HCS HJR 100** was adopted.

Representative Adams raised a point of order that there had been a violation of Article III, Section 26 of the Constitution.

The Chair ruled the point of order not well taken.

On motion of Representative Plocher, **HCS HJR 100** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 089

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cornejo
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Mr. Speaker	

NOES: 037

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Conway 10	Corlew
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington	White			

PRESENT: 000

ABSENT WITH LEAVE: 035

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Conway 104	Cookson	Cross	DeGroot
Gray	Haahr	Haefner	Higdon	Houghton
Houx	Johnson	Kolkmeyer	Lant	Lauer
Lichtenegger	Meredith 71	Messenger	Miller	Moon
Morris 140	Muntzel	Peters	Pogue	Reiboldt
Runions	Smith 85	Wessels	Wilson	Wood

VACANCIES: 002

COMMITTEE REPORTS

Committee on Administration and Accounts, Chairman Bernskoetter reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HR 5589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bernskoetter, Conway (10), Hurst, Kolkmeyer, Shaul (113) and Walker (74)

Noes (0)

Absent (4): Arthur, Butler, Haahr and Neely

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 973**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (4): Barnes (60), Dogan, Hill and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Grier, Knight, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (0)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4835**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4899**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 7584**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Carpenter, Evans, Mathews, Runions, Sommer and Wiemann

Noes (0)

Absent (6): Barnes (60), Engler, Franks Jr., Johnson, Roeber and Unsicker

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rhoads and Shumake

Noes (4): Butler, Lavender, Shull (16) and Wessels

Absent (3): Curtis, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1993**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Fitzwater and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SBs 627 & 925**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 808**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Gregory, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Eggleston and Lavender

Absent (3): Fitzwater, Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 850**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SBs 946 & 947**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Gregory, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

MESSAGES FROM THE GOVERNOR

May 9, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 2015** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

On May 9, 2018, I approved House Bill No. 2015.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HB 2015** was delivered to the Secretary of State by the Chief Clerk of the House.

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 892

The Conference Committee appointed on Senate Committee Substitute for Senate Bill No. 892, with House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Committee Substitute for Senate Bill No. 892, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 892;

3. That the attached Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 892, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Gina Walsh	/s/ Nate Walker (3)
/s/ Scott Sifton	/s/ Jack Bondon
/s/ Brian Munzlinger	/s/ Jered Taylor
/s/ Mike Cunningham	/s/ Ira Anders
/s/ Sandy Crawford	/s/ Judy Morgan

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SCS SB 892 - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, May 10, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, May 10, 2018, 1:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HB 2708, SB 563
Executive session may be held on any matter referred to the committee.

BUDGET
Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Annual review of state tax credits.

FISCAL REVIEW
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HCR 108
Executive session will be held: HCR 108
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

TRANSPORTATION
Thursday, May 10, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: SS#2 SCS SB 1050
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-FIRST DAY, THURSDAY, MAY 10, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake
HJR 79 - Brattin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd

HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 35
SCR 52

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent

SS SCS SB 652 - Engler
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SB 951 - Bondon
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Spencer
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918, as amended - Houghton
SCS SBs 999 & 1000 - Toalson Reisch
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1350, as amended - Smith (163)
SS HCS HB 1606, as amended (Fiscal Review 5/9/18) - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
SS SCS HB 1558, as amended, E.C. - Neely
HCS HB 2171, with SA 1 (Fiscal Review 5/9/18) - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended (Fiscal Review 5/9/18) - Rhoads

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
CCR SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 707, as amended (Fiscal Review 5/8/18) - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
CCR SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FIRST DAY, THURSDAY, MAY 10, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that dwelleth in the secret place of the Most High shall abide under the shadow of the Almighty. (Psalm 91:1)

Great God of Grace and Goodness, we thank You for this quiet moment of prayer. When facing the serious duties that confront us and seeking to carry the responsibilities committed to our care, we can look from the visible to the invisible, from the temporal to the eternal, and in so doing gain courage for these minutes, wisdom for these hours, and strength for these final days. In Your presence may we receive the resources which make us suitable for our tasks, give us steadfast devotion for what is right, and keep us dedicated to the purpose for which this state was established.

Among the confusion and chaos of these times may we know that Your truth is eternal, and may we here determine that we will walk with You and work for You in building a state where righteousness, justice and peace shall prevail forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventieth day was approved as printed by the following vote:

AYES: 116

Adams	Alferman	Anders	Andrews	Austin
Bahr	Bangert	Barnes 28	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 104
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

Revis	Rhoads	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Spencer	Stacy	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 045

Anderson	Arthur	Baringer	Barnes 60	Basye
Beard	Brown 27	Carpenter	Chipman	Conway 10
Cookson	Corlew	Curtis	Curtman	Dohrman
Ellebracht	Ellington	Franks Jr	Green	Haefner
Houghton	Kelly 141	Kidd	Marshall	Matthiesen
May	McDaniel	Messenger	Mosley	Peters
Pietzman	Plocher	Pogue	Roberts	Roden
Roeber	Ross	Schroer	Shull 16	Smith 163
Sommer	Stephens 128	Stevens 46	Washington	Mr. Speaker

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 35, relating to Diabetes and Cardiovascular Awareness Month.

SCR 52, relating to pornography.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 1606, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1991, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Fraker, Morris (140), Smith (163), Swan and Wessels

Noes (0)

Present (3): Morgan, Rowland (29) and Unsicker

Absent (5): Alferman, Conway (104), Haefner, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SCS SB 892, with House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, and **House Amendment No. 5**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Fraker, Morris (140), Rowland (29), Smith (163) and Swan

Noes (0)

Present (3): Morgan, Unsicker and Wessels

Absent (5): Alferman, Conway (104), Haefner, Wiemann and Wood

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 598, relating to the department of transportation utility corridor, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HCS SCS SB 598** was agreed to.

Representative Korman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 598, Page 1, Section 227.240, Lines 13-17, by deleting all of said lines and inserting in lieu thereof the following:

"3. **The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 1** was adopted.

Representative Higdon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 598, Page 2, Section 227.240, Line 44, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries **[**~~may~~**] shall not** exceed **one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

House Amendment No. 2 was withdrawn.

On motion of Representative Korman, **HCS SCS SB 598, as amended**, was adopted.

On motion of Representative Korman, **HCS SCS SB 598, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fraker	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Curtis	Moon

PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Baringer	Brown 27	Corlew	Ellington
Fitzwater	Francis	Franklin	Haefner	Matthiesen
McDaniel	Merideth 80	Peters	Phillips	Pogue
Schroer	Shull 16	Washington	Wessels	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended, **SS HB 1953**, **SS SCS HCS HB 1364**, and **SCS HCS HB 1635** were placed on the Informal Calendar.

SS SCS HB 1350, as amended, relating to criminal history records, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HB 1350, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Baringer	Brown 27	Corlew	Fitzwater	Francis
Haefner	Lauer	Matthiesen	McDaniel	Miller
Peters	Pogue	Rone	Schroer	Wood

VACANCIES: 002

BILLS IN CONFERENCE

CCR SS SCS HCS HB 1879, as amended, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, **CCR SS SCS HCS HB 1879, as amended**, was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Corlew	Curtis	Dogan
Francis	Franks Jr	Haefner	Higdon	Matthiesen
McDaniel	Peters	Plocher	Pogue	Rone
Schroer	Walker 74	Mr. Speaker		

VACANCIES: 002

On motion of Representative Fraker, **CCS SS SCS HCS HB 1879, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Corlew	Curtis	Francis
Haefner	Higdon	Lynch	Matthiesen	McDaniel
Peters	Plocher	Pogue	Rone	Schroer
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SBs 999 & 1000, relating to the designation of memorial infrastructure, was taken up by Representative Reisch.

On motion of Representative Reisch, the title of **SCS SBs 999 & 1000** was agreed to.

On motion of Representative Reisch, **SCS SBs 999 & 1000** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	May	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 019

Brown 27	Butler	Corlew	Curtis	Francis
Gannon	Haefner	Higdon	Matthiesen	McDaniel
McGee	Newman	Peters	Plocher	Pogue
Rone	Schroer	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SS SCS SBs 603, 576 & 898, relating to virtual education, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS SS SCS SBs 603, 576 & 898** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 3, Section 161.670, Lines 53 through 56, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) Each school district or charter school shall adopt a policy that**"; and

Further amend said bill, page, and section, Lines 63 through 68, by deleting all of said lines and inserting in lieu thereof the following:

"**student's enrollment in the Missouri course access and virtual school program. If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for "good cause". "Good cause" justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for the child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its "good cause" justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of elementary and secondary education, which shall provide**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

Representative Redmon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 7, Section 161.670, Line 222, by inserting after all of said section and line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis**, unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation**. The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 13, Section 173.1107, Line 8, by inserting immediately after said line the following:

"302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination**, excluding the pre-trip inspection portion of the commercial driver's license skills test,** shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a

rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

House Amendment No. 2 was withdrawn.

Representative Lichtenegger offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 8, Section 167.121, Line 33, by inserting immediately after all of said section and line the following:

"173.234. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Board", the coordinating board for higher education;

(2) "Books", any books required for any course for which tuition was paid by a grant awarded under this section;

(3) "Eligible student", the natural, adopted, or stepchild of a qualifying military member, who is less than twenty-five years of age and who was a dependent of a qualifying military member at the time of death or injury or within five years subsequent to the injury, or the spouse of a qualifying military member which was the spouse of a veteran at the time of death or injury or within five years subsequent to the injury;

(4) "Grant", the veteran's survivors grant as established in this section;

(5) "Institution of postsecondary education", any approved Missouri public institution of postsecondary education, as defined in subdivision (3) of **subsection 1 of** section 173.1102;

(6) "Qualifying military member", any member of the military of the United States, whether active duty, reserve, or National Guard, who served in the military after September 11, 2001, during time of war and for whom the following criteria apply:

(a) A veteran was a Missouri resident when first entering the military service or at the time of death or injury;

(b) A veteran died or was injured as a result of combat action or a veteran's death or injury was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness or accident that occurred while serving in combat, or became eighty percent disabled as a result of injuries or accidents sustained in combat action after September 11, 2001; and

(c) "Combat veteran", a Missouri resident who is discharged for active duty service having served since September 11, 2001, and received a DD214 in a geographic area entitled to receive combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire pay;

(7) "Survivor", an eligible student of a qualifying military member;

(8) "Tuition", any tuition or incidental fee, or both, charged by an institution of postsecondary education for attendance at the institution by a student as a resident of this state. The tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of Missouri-Columbia for attendance.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twenty-five grants to survivors of qualifying military members to attend institutions of postsecondary education in this state, which shall continue to be awarded annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the

general assembly to expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant under this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section; and

(2) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

6. In order to be eligible to receive a grant under this section, a survivor shall be certified as eligible by the Missouri veterans' commission.

7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education, and who is selected to receive a grant under this section, shall receive the following:

(1) An amount not to exceed the actual tuition charged at the approved institution of postsecondary education where the survivor is enrolled or accepted for enrollment;

(2) An allowance of up to two thousand dollars per semester for room and board; and

(3) The actual cost of books, up to a maximum of five hundred dollars per semester.

8. A survivor who is a recipient of a grant may transfer from one approved public institution of postsecondary education to another without losing his or her entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other charges, the institution shall pay the portion of the refund to which he or she is entitled attributable to the grant for that semester or similar grading period to the board.

9. If a survivor is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible survivor.

10. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

11. The benefits conferred by this section shall be available to any academically eligible student of a qualifying military member. Surviving children who are eligible shall be permitted to apply for full benefits conferred by this section until they reach twenty-five years of age.

12. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall be reauthorized as of June 13, 2016, and shall expire on August 28, 2020, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after June 13, 2016; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

173.616. 1. The following schools, training programs, and courses of instruction shall be exempt from the provisions of sections 173.600 to 173.618:

(1) A public institution;

(2) Any college or university represented directly or indirectly on the advisory committee of the coordinating board for higher education as provided in subsection 3 of section 173.005;

(3) An institution that is certified by the board as an “approved private institution” under subdivision (2) of **subsection 1 of** section 173.1102;

(4) A not-for-profit religious school that is accredited by the American Association of Bible Colleges, the Association of Theological Schools in the United States and Canada, or a regional accrediting association, such as

the North Central Association, which is recognized by the Council on Postsecondary Accreditation and the United States Department of Education; and

(5) Beginning July 1, 2008, all out-of-state public institutions of higher education, as such term is defined in subdivision (13) of subsection 2 of section 173.005.

2. The coordinating board shall exempt the following schools, training programs and courses of instruction from the provisions of sections 173.600 to 173.618:

(1) A not-for-profit school owned, controlled and operated by a bona fide religious or denominational organization which offers no programs or degrees and grants no degrees or certificates other than those specifically designated as theological, bible, divinity or other religious designation;

(2) A not-for-profit school owned, controlled and operated by a bona fide eleemosynary organization which provides instruction with no financial charge to its students and at which no part of the instructional cost is defrayed by or through programs of governmental student financial aid, including grants and loans, provided directly to or for individual students;

(3) A school which offers instruction only in subject areas which are primarily for avocational or recreational purposes as distinct from courses to teach employable, marketable knowledge or skills, which does not advertise occupational objectives and which does not grant degrees;

(4) A course of instruction, study or training program sponsored by an employer for the training and preparation of its own employees;

(5) A course of study or instruction conducted by a trade, business or professional organization with a closed membership where participation in the course is limited to bona fide members of the trade, business or professional organization, or a course of instruction for persons in preparation for an examination given by a state board or commission where the state board or commission approves that course and school;

(6) A school or person whose clientele are primarily students aged sixteen or under;

(7) A yoga teacher training course, program, or school.

3. A school which is otherwise licensed and approved under and pursuant to any other licensing law of this state shall be exempt from sections 173.600 to 173.618, but a state certificate of incorporation shall not constitute licensing for the purpose of sections 173.600 to 173.618.

4. Any school, training program or course of instruction exempted herein may elect by majority action of its governing body or by action of its director to apply for approval of the school, training program or course of instruction under the provisions of sections 173.600 to 173.618. Upon application to and approval by the coordinating board, such school training program or course of instruction may become exempt from the provisions of sections 173.600 to 173.618 at any subsequent time, except the board shall not approve an application for exemption if the approved school is then in any status of noncompliance with certification standards and a reversion to exempt status shall not relieve the school of any liability for indemnification or any penalty for noncompliance with certification standards during the period of the school's approved status."; and

Further amend said bill, Page 13, Section 173.1107, Line 8, by inserting immediately after all of said section and line the following:

"173.1150. 1. Notwithstanding any provision of law to the contrary, any individual who is in the process of separating from any branch of the military forces of the United States with an honorable discharge or a general discharge shall have student resident status for purposes of admission and in-state tuition at any approved public four-year institution in Missouri or in-state, in-district tuition at any approved two-year institution in Missouri.

2. To be eligible for student resident status under this section, any such individual shall demonstrate presence and declare residency within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence and declare residency within the taxing district of the community college he or she attends.

3. The coordinating board for higher education shall promulgate rules to implement this section.

4. For purposes of this section, "approved public institution" shall have the same meaning as provided in subdivision (3) of **subsection 1 of** section 173.1102.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or

to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

173.1153. 1. Notwithstanding any provision of law to the contrary, any individual who is currently serving in the Missouri National Guard or in a reserve component of the Armed Forces of the United States shall be deemed to be domiciled in this state for purposes of eligibility for in-state tuition at any approved public institution in Missouri.

2. To be eligible for in-state tuition under this section, any such individual shall demonstrate presence within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence within the taxing district of the community college he or she attends.

3. If any such individual is eligible to receive financial assistance under any other federal or state student aid program, public or private, the full amount of such aid shall be reported to the coordinating board for higher education by the institution and the individual. The tuition limitation under this section shall be provided after all other federal and state aid for which the individual is eligible has been applied, and no individual shall receive more than the actual cost of attendance when the limitation is combined with other aid made available to such individual.

4. The coordinating board for higher education shall promulgate rules to implement this section.

5. For purposes of this section, "approved public institution" shall have the same meaning as provided in subdivision (3) of **subsection 1 of** section 173.1102.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and

Further amend said bill and page, Section B, Line 1, by deleting the phrase "Section A" and inserting in lieu thereof the phrase "The repeal and reenactment of sections 161.670 and 167.121"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 3** was adopted.

Representative Bahr offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 5, Section 161.670, Lines 138 through 143, by deleting all of said lines and inserting in lieu thereof the following:

"**(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 4** was adopted.

Representative May offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 13, Section 173.1107, Line 8, by inserting immediately after said line the following:

"**173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.**

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Spencer, **HCS SS SCS SBs 603, 576 & 898, as amended**, was adopted.

On motion of Representative Spencer, **HCS SS SCS SBs 603, 576 & 898, as amended**, was read the third time and passed by the following vote:

AYES: 084

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Frederick
Gregory	Grier	Haahr	Hannegan	Helms
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kolkmeyer	Lauer	Lichtenegger
Love	Lynch	Mathews	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 066

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 28	Beck	Black	Burnett
Burns	Butler	Carpenter	Conway 10	Dinkins
Ellebracht	Fraker	Francis	Franklin	Franks Jr
Gannon	Gray	Green	Hansen	Harris
Henderson	Higdon	Hurst	Kendrick	Kidd
Knight	Korman	Lavender	Marshall	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Mosley	Newman	Nichols	Phillips	Pierson Jr

Quade	Razer	Redmon	Revis	Roberts
Rowland 155	Rowland 29	Runions	Ruth	Smith 85
Sommer	Stevens 46	Unsicker	Walker 3	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 27	Brown 57	Corlew	Haefner	Lant
Matthiesen	McDaniel	Peters	Pogue	Rone
Walker 74				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SCS SBs 807 & 577, relating to higher education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HCS SCS SBs 807 & 577** was agreed to.

Representative Lichtenegger offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 9, Section 170.013, Line 16, by deleting the word "**in**" and inserting in lieu thereof the word "**on**"; and

Further amend said bill and page, Section 172.280, Lines 7 through 8, by deleting all of said line and inserting in lieu thereof the following:

"**degrees, including dentistry, law, medicine, optometry, pharmacy, and veterinary medicine.**"; and

Further amend said bill, Page 10, Section 173.005, Line 51, by deleting the period "**.**" and inserting in lieu thereof a semicolon "**;**"; and

Further amend said bill, Page 16, Section 173.260, Line 40, by deleting the phrase "**emergency medical technician,**"; and

Further amend said bill, Page 26, Section 174.231, Line 8, by deleting the numeral "(2)" and inserting in lieu thereof the numerals "**[**~~(2)~~**] (3)**"; and

Further amend said bill, Page 31, Section 436.218, Line 96, by deleting the word "**an**" and inserting in lieu thereof the word "**a**"; and

Further amend said bill, Page 32, Section 436.227, Line 28, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 33, Line 50, by deleting the word "**subdivisions**" and inserting in lieu thereof the word "**subdivision**"; and

Further amend said bill, page, and section, Line 66, by deleting the word "and" and inserting in lieu thereof the word "**[**~~and~~**]**"; and

Further amend said bill, Page 36, Section 436.242, Line 23, by inserting immediately after the word "**FIRST**" a comma "**,**"; and

Further amend said bill, page, and section, Line 30, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 37, Line 34, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 38, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 41, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, Page 38, Section 436.245, Line 31, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and page, Section 436.248, Line 1, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 4, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 1** was adopted.

Representative Frederick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 24, Section 173.1450, Line 22, by inserting immediately after said line the following:

"**173.2530. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services, Inc. relating to mental health services provided on college campuses. The report shall include a measure of the institution's ability to adequately meet student mental health needs. All reports required by this section shall be made available to the public.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kolkmeyer assumed the Chair.

On motion of Representative Frederick, **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 1, Section A, Line 9, by inserting immediately after said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education**.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative May offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 24, Section 173.1450, Line 22, by inserting immediately after said line the following:

"**173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.**

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Lichtenegger, **HCS SCS SBs 807 & 577, as amended**, was adopted.

On motion of Representative Lichtenegger, **HCS SCS SBs 807 & 577, as amended**, was third read and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Burnett	Hurst	Marshall	Moon

PRESENT: 001

Washington

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Corlew	Fraker	Haefner	Higdon	Lant
Matthiesen	McDaniel	Messenger	Newman	Peters
Pogue	Rhoads	Rone	Rowland 29	Stephens 128
Walker 74				

VACANCIES: 002

Representative Kolkmeyer declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS SB 892, as amended**, and has taken up and passed **CCS SCS SB 892**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 949** entitled:

An act to repeal sections 167.225, 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof three new sections relating to reading intervention in schools.

In which the concurrence of the House is respectfully requested.

CONFERENCE COMMITTEE CHANGE

The Speaker hereby removes Representative Haefner from the Conference Committee on **HCS SB 660, as amended**, and appoints Representative Franklin.

On motion of Representative Vescovo, the House recessed until 3:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Ross.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Basye	Bernskoetter	Bondon	Cookson
DeGroot	Dogan	Fraker	Francis	Gannon
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Korman	Matthiesen	Mitten	Morse 151	Muntzel
Phillips	Redmon	Reiboldt	Reisch	Remole
Rhoads	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 066

Adams	Anderson	Andrews	Austin	Bangert
Baringer	Barnes 28	Berry	Black	Brattin
Brown 57	Christofanelli	Conway 104	Davis	Dinkins
Eggleston	Franklin	Frederick	Gray	Green
Grier	Hannegan	Hansen	Harris	Helms
Higdon	Houghton	Houx	Johnson	Kendrick
Kidd	Knight	Kolkmeyer	Lauer	Lichtenegger
Lynch	Marshall	Mathews	McCann Beatty	McCreery
Miller	Neely	Pfautsch	Pike	Razer
Roberts	Roden	Ross	Rowland 155	Runions

Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Trent	Walker 3	Washington	Wessels	Wilson
Wood				

ABSENT WITH LEAVE: 065

Anders	Arthur	Bahr	Barnes 60	Beard
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Corlew	Cornejo
Cross	Curtis	Curtman	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Franks Jr	Gregory	Haahr	Haefner	Hill
Lant	Lavender	Love	May	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Moon	Morgan	Morris 140	Mosley	Newman
Nichols	Peters	Pierson Jr	Pietzman	Plocher
Pogue	Quade	Rehder	Revis	Roeber
Rone	Schroer	Smith 85	Spencer	Stevens 46
Unsicker	Vescovo	Walker 74	Wiemann	Mr. Speaker

VACANCIES: 002

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1558, as amended, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Neely, **SS SCS HB 1558, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt

Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Barnes 60	Basye	Beard	Brown 27
Burns	Butler	Chipman	Corlew	Cross
DeGroot	Ellington	Franks Jr	Haefner	Justus
Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Razer
Redmon	Rone	Shumake	Smith 85	Walker 74

VACANCIES: 002

On motion of Representative Neely, **SS SCS HB 1558, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Carpenter	Christofanelli	Conway 10	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Brattin	Brown 27	Burns	Butler
Chipman	Corlew	Ellington	Franks Jr	Haefner
Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Rone
Shumake	Smith 85	Walker 74		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Brown 27	Burns	Butler	Corlew
DeGroot	Franks Jr	Haefner	Helms	Kidd

Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Rone
Smith 85	Walker 74	Wood		

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2171, with Senate Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 707, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 569, as amended**, and has taken up and passed **CCS HCS SB 569**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 707, as amended**, and has taken up and passed **CCS HCS SS SCS SB 707**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SB 793, as amended**, and has taken up and passed **HCS SB 793, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SB 800, as amended**, and has taken up and passed **HCS SB 800, as amended**.

BILLS IN CONFERENCE

CCR SCS SB 892, with House Amendment No. 1, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, and **House Amendment No. 5**, relating to public employee retirement systems, was taken up by Representative Walker (3).

On motion of Representative Walker (3), **CCR SCS SB 892, with House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, and **House Amendment No. 5** was adopted by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Bondon	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Merideth 80	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	

NOES: 003

Hurst	Marshall	Moon

PRESENT: 002

Black	Morgan

ABSENT WITH LEAVE: 032

Arthur	Bahr	Barnes 60	Berry	Brattin
Brown 27	Burns	Butler	Corlew	Cornejo
DeGroot	Franks Jr	Green	Haefner	Kidd
Lant	McDaniel	McGee	Meredith 71	Messenger
Mitten	Newman	Peters	Pogue	Rehder

Rhoads	Rone	Smith 85	Trent	Walker 74
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Walker (3), **CCS SCS SB 892** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Bondon	Brown 57	Burnett	Carpenter	Chipman
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Merideth 80
Miller	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson		

NOES: 005

DeGroot	Ellington	Hurst	Marshall	Moon

PRESENT: 002

Black	Morgan

ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Brattin	Brown 27	Burns
Butler	Christofanelli	Conway 10	Corlew	Franks Jr
Haefner	Kolkmeyer	Lant	McDaniel	McGee
Meredith 71	Messenger	Mitten	Newman	Peters
Pogue	Rehder	Rone	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SS SCS SB 707, as amended, relating to vehicle sales, was taken up by Representative Engler.

Representative Ross resumed the Chair.

CCR HCS SS SCS SB 707, as amended, was laid over.

THIRD READING OF SENATE BILLS

HCS SCS SB 672, relating to fiduciary relationships, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS SCS SB 672** was agreed to.

HCS SCS SB 672 was laid over.

BILLS IN CONFERENCE

CCR HCS SS SCS SB 707, as amended, relating to vehicle sales, was again taken up by Representative Engler.

On motion of Representative Engler, **CCR HCS SS SCS SB 707, as amended**, was adopted by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 013

Andrews	Conway 10	Curtis	Ellington	Hurst
Johnson	Marshall	May	Merideth 80	Moon
Quade	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 028

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Christofanelli	Corlew	Evans	Fitzpatrick
Franks Jr	Haefner	Higdon	Korman	Lant
McDaniel	McGee	Meredith 71	Messenger	Neely
Newman	Peters	Pogue	Reisch	Rhoads
Rone	Stevens 46	Mr. Speaker		

VACANCIES: 002

On motion of Representative Engler, **CCS HCS SS SCS SB 707** was truly agreed to and finally passed by the following vote:

AYES: 119

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 015

Andrews	Conway 10	Curtis	Ellington	Hurst
Johnson	Marshall	May	Merideth 80	Moon
Quade	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Corlew	DeGroot	Evans	Fitzpatrick
Franks Jr	Haefner	Higdon	Korman	Lant
McDaniel	McGee	Meredith 71	Messenger	Neely
Newman	Peters	Pogue	Rhoads	Rone
Stevens 46	Mr. Speaker			

VACANCIES: 002

Representative Ross declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 870, as amended**, and has taken up and passed **CCS HCS SS SB 870**.

THIRD READING OF SENATE BILLS

HCS SB 951, relating to health care, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 951** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section 191.227, Line 6, by deleting the phrase "**For the purposes of this subsection,**" and

Further amend said bill and section, Page 2, Line 27, by inserting at the end of said line a hard return and the following:

"**Such fee shall be the fee in effect on February 1, 2018, increased or decreased annually under this section.**"; and

Further amend said bill, Section 197.305, Pages 4 and 5, Lines 44 to 51, by deleting said lines and inserting in lieu thereof the following:

"(e) Any change in licensed bed capacity of a health care facility **licensed under chapter 198** which increases the total number of beds by more than ten or more than ten percent of total bed capacity, whichever is less, over a two-year period**, provided that any such health care facility seeking an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such increase only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters**;"; and

Further amend said bill, Page 6, Section 577.029, Line 1, by deleting the numeral "**1.**"; and

Further amend said bill, page, and section, Line 3, by deleting the words, "**[**~~shall~~**] may**" and inserting in lieu thereof the word, "shall"; and

Further amend said section, Pages 6 and 7, Lines 5 and 6, by deleting all of said lines and inserting in lieu thereof the following:

"the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be"; and

Further amend said section, Page 7, Lines 13-16, by deleting all of said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Representative Pike offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"**9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 2** was adopted.

Representative Frederick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".**"; and

Further amend said bill, Page 3, Section 191.227, Line 72, by inserting after all of said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care

management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335.

208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**~~any provider of medical services and mental health services, including all other medical disciplines~~**] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[~~(2)~~**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**~~Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program~~**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure**

services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 5, Section 197.305, Line 68, by inserting after all of said line the following:

"208.677. **[**~~1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:~~

~~(1) An office of a physician or health care provider;~~

~~(2) A hospital;~~

~~(3) A critical access hospital;~~

~~(4) A rural health clinic;~~

~~(5) A federally qualified health center;~~

~~(6) A long-term care facility licensed under chapter 198;~~

~~(7) A dialysis center;~~

~~(8) A Missouri state habilitation center or regional office;~~

~~(9) A community mental health center;~~

~~(10) A Missouri state mental health facility;~~

~~(11) A Missouri state facility;~~

~~(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~

~~(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~

~~(14) A school;~~

~~(15) The MO HealthNet recipient's home;~~

~~(16) A clinical designated area in a pharmacy; or~~

~~(17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.~~**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 5, Section 210.070, Line 8, by inserting after all of said section and line the following:

"217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**~~Step 1 and~~**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**~~steps~~**] step** of any other board-approved medical licensing examination within the **[**~~two-year~~**] three-year** period immediately preceding application for licensure as an assistant physician, **[**~~but in no event more than~~**] or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding **[**~~two-year~~**] three-year** period unless when such **[**~~two-year~~**] three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**~~To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.~~**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**~~P.L.~~**] Pub. L.** 95-210 **[**~~,~~**] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health

clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing**

anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and

provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section**.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the

collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**~~where the supervising physician is no further than fifty miles by road~~

~~using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services~~**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public

and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**~~three~~**] six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in

a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[**~~or~~**] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a

psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall

retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised

experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

[~~(4)~~**] (5)** The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

[~~(5)~~**] (6)** The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth is this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders **[**~~except for chemical dependency~~**]**;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill, Page 7, Section 577.029, Line 16, by inserting after all of said section and line the following:

"**630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".**

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall

be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

(1) Engage in community education;

(2) Engage in professional education outreach programs with local treatment providers;

(3) Serve as a liaison to courts;

(4) Serve as a liaison to addiction support organizations;

(5) Provide educational outreach to schools;

(6) Treat physical ailments of patients in an addiction treatment program or considering entering such a program;

(7) Refer patients to treatment centers;

(8) Assist patients with court and social service obligations;

(9) Perform other functions as authorized by the department; and

(10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse,** psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) "Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) "Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

[~~(18)~~**] (21)** "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[~~(19)~~**] (22)** "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(20)~~**] (23)** "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

[~~(21)~~**] (24)** "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

[~~(22)~~**] (25)** "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

[~~(23)~~**] (26)** "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

[~~208.671. 1. As used in this section and section 208.673, the following terms shall mean:~~

~~(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;~~

~~(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~

~~(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~

~~(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~

~~(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;~~

~~(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;~~

~~(7) "Provider", any provider of medical, mental health, optometric, or dental~~

~~health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;~~
~~(8) "Telehealth", as that term is defined in section 191.1145;~~
~~(9) "Treating provider", a provider who:~~
~~(a) Evaluates a participant;~~
~~(b) Determines the need for a consultation;~~
~~(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and~~
~~(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.~~
~~2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:~~
~~(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;~~
~~(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;~~
~~(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;~~
~~(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;~~
~~(5) Security and privacy of such digital files;~~
~~(6) Participant consent for asynchronous store-and-forward services; and~~
~~(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.~~

~~Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.~~
~~3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.~~
~~4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.~~**]**

[~~208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.~~
~~2. The committee shall be comprised of the following members:~~
~~(1) The director of the MO HealthNet division, or the director's designee;~~
~~(2) The medical director of the MO HealthNet division;~~

~~(3) A representative from a Missouri institution of higher education with expertise in telehealth;~~
~~(4) A representative from the Missouri office of primary care and rural health;~~
~~(5) Two board-certified specialists licensed to practice medicine in this state;~~
~~(6) A representative from a hospital located in this state that utilizes telehealth;~~
~~(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;~~
~~(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;~~
~~(9) A dentist licensed to practice in this state; and~~
~~(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.~~
~~3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three-year terms, three members to serve two-year terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.~~
~~4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.~~
~~5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.~~
~~6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.~~**]**

[~~208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:~~
~~(1) Physicians, assistant physicians, and physician assistants;~~
~~(2) Advanced practice registered nurses;~~
~~(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;~~
~~(4) Psychologists and provisional licensees;~~
~~(5) Pharmacists;~~
~~(6) Speech, occupational, or physical therapists;~~
~~(7) Clinical social workers;~~
~~(8) Podiatrists;~~
~~(9) Optometrists;~~
~~(10) Licensed professional counselors; and~~
~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wiemann offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 951, Page 10, Line 28, by inserting after all of said line the following:

"**13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Frederick, **House Amendment No. 3, as amended**, was adopted.

Representative Hurst offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 951, Page 5, Section 197.305, Line 68, by inserting immediately after said section and line the following:

"208.217. 1. As used in this section, the following terms mean:

(1) "Data match", a method of comparing the department's information with that of another entity and identifying those records which appear in both files. This process is accomplished by a computerized comparison by which both the department and the entity utilize a computer readable electronic media format;

(2) "Department", the Missouri department of social services;

(3) "Entity":

(a) Any insurance company as defined in chapter 375 or any public organization or agency transacting or doing the business of insurance; or

(b) Any health service corporation or health maintenance organization as defined in chapter 354 or any other provider of health services as defined in chapter 354;

(c) Any self-insured organization or business providing health services as defined in chapter 354; or

(d) Any third-party administrator (TPA), administrative services organization (ASO), or pharmacy benefit manager (PBM) transacting or doing business in Missouri or administering or processing claims or benefits, or both, for residents of Missouri;

(4) "Individual", any applicant or present or former participant receiving public assistance benefits under sections 208.151 to 208.159 **or a person receiving department of mental health services for the purposes of subsection 9 of this section**;

(5) "Insurance", any agreement, contract, policy plan or writing entered into voluntarily or by court or administrative order providing for the payment of medical services or for the provision of medical care to or on behalf of an individual;

(6) "Request", any inquiry by the MO HealthNet division for the purpose of determining the existence of insurance where the department may have expended MO HealthNet benefits.

2. The department may enter into a contract with any entity, and the entity shall, upon request of the department of social services, inform the department of any records or information pertaining to the insurance of any individual.

3. The information which is required to be provided by the entity regarding an individual is limited to those insurance benefits that could have been claimed and paid by an insurance policy agreement or plan with respect to medical services or items which are otherwise covered under the MO HealthNet program.

4. A request for a data match made by the department pursuant to this section shall include sufficient information to identify each person named in the request in a form that is compatible with the record-keeping methods of the entity. Requests for information shall pertain to any individual or the person legally responsible for such individual and may be requested at a minimum of twice a year.

5. The department shall reimburse the entity which is requested to supply information as provided by this section for actual direct costs, based upon industry standards, incurred in furnishing the requested information and as set out in the contract. The department shall specify the time and manner in which information is to be delivered by the entity to the department. No reimbursement will be provided for information requested by the department other than by means of a data match.

6. Any entity which has received a request from the department pursuant to this section shall provide the requested information in compliance with HIPPAA required transactions within sixty days of receipt of the request. Willful failure of an entity to provide the requested information within such period shall result in liability to the state for civil penalties of up to ten dollars for each day thereafter. The attorney general shall, upon request of the department, bring an action in a circuit court of competent jurisdiction to recover the civil penalty. The court shall determine the amount of the civil penalty to be assessed. A health insurance carrier, including instances where it acts in the capacity of an administrator of an ASO account, and a TPA acting in the capacity of an administrator for a fully insured or self-funded employer, is required to accept and respond to the HIPPAA ANSI standard transaction for the purpose of validating eligibility.

7. The director of the department shall establish guidelines to assure that the information furnished to any entity or obtained from any entity does not violate the laws pertaining to the confidentiality and privacy of an applicant or participant receiving MO HealthNet benefits. Any person disclosing confidential information for purposes other than set forth in this section shall be guilty of a class A misdemeanor.

8. The application for or the receipt of benefits under sections 208.151 to 208.159 shall be deemed consent by the individual to allow the department to request information from any entity regarding insurance coverage of said person.

9. The provisions of this section that apply to the department of social services shall also apply to the department of mental health when contracting with any entity to supply information as provided for in this section regarding an individual receiving department of mental health services."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurst, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"58.451. 1. When any person, in any county in which a coroner is required by section 58.010, dies and there is reasonable ground to believe that such person died as a result of:

(1) Violence by homicide, suicide, or accident;

(2) Criminal abortions, including those self-induced;

(3) Some unforeseen sudden occurrence and the deceased had not been attended by a physician during the thirty-six-hour period preceding the death;

(4) In any unusual or suspicious manner;

(5) Any injury or illness while in the custody of the law or while an inmate in a public institution**[;]**

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the coroner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the coroner or deputy coroner shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death, including whether by the act of man, and the manner of death. The coroner or deputy coroner may take the names and addresses of witnesses to the death and shall file this information in the coroner's office. The coroner or deputy coroner shall take possession of all

property of value found on the body, making exact inventory of such property on the report and shall direct the return of such property to the person entitled to its custody or possession. The coroner or deputy coroner shall take possession of any object or article which, in the coroner's or the deputy coroner's opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall immediately contact the county coroner. Immediately upon receipt of such notification, the coroner or the coroner's deputy shall make the determination if further investigation is necessary, based on information provided by the individual contacting the coroner, and immediately advise such individual of the coroner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the coroner within twenty-four hours of the death.

[~~3.~~**] 4.** Upon taking charge of the dead body and before moving the body the coroner shall notify the police department of any city in which the dead body is found, or if the dead body is found in the unincorporated area of a county governed by the provisions of sections 58.451 to 58.457, the coroner shall notify the county sheriff or the highway patrol and cause the body to remain unmoved until the police department, sheriff or the highway patrol has inspected the body and the surrounding circumstances and carefully noted the appearance, the condition and position of the body and recorded every fact and circumstance tending to show the cause and manner of death, with the names and addresses of all known witnesses, and shall subscribe the same and make such record a part of the coroner's report.

[~~4.~~**] 5.** In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the coroner, upon being advised of such facts, may at the coroner's own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

[~~5.~~**] 6.** The coroner may certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death or when a physician is unavailable to sign a certificate of death.

[~~6.~~**] 7.** When the cause of death is established by the coroner, the coroner shall file a copy of the findings in the coroner's office within thirty days.

[~~7.~~**] 8.** If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner determines that a further examination is necessary in the public interest, the coroner on the coroner's own authority may make or cause to be made an autopsy on the body. The coroner may on the coroner's own authority employ the services of a pathologist, chemist, or other expert to aid in the examination of the body or of substances supposed to have caused or contributed to death, and if the pathologist, chemist, or other expert is not already employed by the city or county for the discharge of such services, the pathologist, chemist, or other expert shall, upon written authorization of the coroner, be allowed reasonable compensation, payable by the city or county, in the manner provided in section 58.530. The coroner shall, at the time of the autopsy, record or cause to be recorded each fact and circumstance tending to show the condition of the body and the cause and manner of death.

[~~8.~~**] 9.** If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner considers a further inquiry and examination necessary in the public interest, the coroner shall make out the coroner's warrant directed to the sheriff of the city or county requiring the sheriff forthwith to summon six good and lawful citizens of the county to appear before the coroner, at the time and place expressed in the warrant, and to inquire how and by whom the deceased died.

[~~9.~~**] 10.** (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility**,** the place which the person is determined to be dead shall be considered the place of death and the county coroner or medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may with authorization of the coroner or medical examiner from the original transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the original transferring county. The coroner or medical examiner from the original transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner of the county where a person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person, and shall make available information and records obtained for investigation of the death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[~~10.~~**] 11.** There shall not be any statute of limitations or time limits on the cause of death when death is the final result or determined to be caused by homicide, suicide, accident, child fatality, criminal abortion including those self-induced, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead. The final investigation of death in determining the cause and matter of death shall revert to the county of origin, and the coroner or medical examiner of such county shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[~~11.~~**] 12.** Except as provided in subsection **[**~~9~~**] 10** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

[~~12.~~**] 13.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation.

58.720. 1. When any person dies within a county having a medical examiner as a result of:

(1) Violence by homicide, suicide, or accident;

(2) Thermal, chemical, electrical, or radiation injury;

(3) Criminal abortions, including those self-induced;

(4) Disease thought to be of a hazardous and contagious nature or which might constitute a threat to public health; or when any person dies:

(a) Suddenly when in apparent good health;

(b) When unattended by a physician, chiropractor, or an accredited Christian Science practitioner, during the period of thirty-six hours immediately preceding his death;

(c) While in the custody of the law, or while an inmate in a public institution;

(d) In any unusual or suspicious manner**[**~~;~~**]**

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the office of the medical examiner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the medical examiner or his designated assistant shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death. He may take the names and addresses of witnesses to the death and shall file this information in his office. The medical examiner or his designated assistant shall take possession of all property of value found on the body, making exact inventory thereof on his report and shall direct the return of such property to the person entitled to its custody or possession. The medical examiner or his designated assistant examiner shall take possession of any object or article which, in his opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall contact the county medical examiner. Immediately upon receipt of such notification, the medical examiner or the medical examiner's deputy shall make a determination if further investigation is necessary, based on information provided by the individual contacting the medical examiner, and immediately advise such individual of the medical examiner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the medical examiner within twenty-four hours of the death.

[~~3.~~**] 4.** In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the medical examiner, upon being advised of such facts, may at his own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

[~~4.~~**] 5.** The medical examiner shall certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death, and may sign a certificate of death in the case of any death.

[~~5.~~**] 6.** When the cause of death is established by the medical examiner, he shall file a copy of his findings in his office within thirty days after notification of the death.

[~~6.~~**] 7.** (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or the medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may, with authorization of the coroner or medical examiner from the transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the transferring county. The coroner or medical examiner from the transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner, or the county where a person is determined to be dead, shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person and shall make available information and records obtained for investigation of death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[~~7.~~**] 8.** There shall not be any statute of limitations or time limits on cause of death when death is the final result or determined to be caused by homicide, suicide, accident, criminal abortion including those self-induced, child fatality, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead, but the final investigation of death determining the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

[~~8.~~**] 9.** Except as provided in subsection **[**~~6~~**] 7** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

[~~9.~~**] 10.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

Representative Swan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 951, Page 5, Section 210.070, Line 8, by inserting immediately after said line the following:

"**334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:**

(1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;

(2) "Board", the state board of registration for the healing arts;

(3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;

(4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;

(5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, dentistry, or a certified registered nurse anesthetist in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;

(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. 1. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Any authority granted to the board or the advisory committee to adopt or promulgate rules or to establish the scope of practice for the licensure issued by the board shall not include the authority to define, regulate, or interpret the scope of practice of any profession not licensed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 6** was adopted.

On motion of Representative Bondon, **HCS SB 951, as amended**, was adopted.

On motion of Representative Bondon, **HCS SB 951, as amended**, was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Carpenter
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Merideth 80	Mitten
Morgan	Morris 140	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Conway 10	Cookson	Corlew	Cross
Curtis	DeGroot	Evans	Fitzpatrick	Franks Jr
Green	Haahr	Haefner	Higdon	Kolkmeyer
Korman	Lant	McDaniel	McGee	Meredith 71
Messenger	Miller	Morse 151	Newman	Peters
Phillips	Plocher	Pogue	Rehder	Rone
Stevens 46	Walker 74			

VACANCIES: 002

Representative Ross declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 718, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

Representative Rhoads moved that the House refuse to recede from its position on **HCS SCS SB 718, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 549, relating to the reauthorization of financial incentives for job creation, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SS SCS SB 549**, relating to tax credits, was agreed to.

Representative Rehder offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, In the Title, Line 3, by deleting the words "the reauthorization of financial incentives for job creation" and inserting in lieu thereof the words "tax credits"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 1** was adopted.

Representative Helms offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"**135.801. Notwithstanding any other provision of law to the contrary, no taxpayer shall claim more than one tax credit from any and all of the following tax credits in a single tax year: agricultural tax credits, business recruitment tax credits, community development tax credits, entrepreneurial tax credits, environmental tax credits, housing tax credits, redevelopment tax credits, or training and educational tax credits, as those terms are defined under section 135.800. This section shall not prevent a taxpayer from claiming a portion of a tax credit carried over from a previous tax year.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

Representative Engler raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement and instructed members to confine remarks to the question under debate.

Representative Alferman assumed the Chair.

Representative Brattin offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 5, by inserting after the phrase "**tax year**" the phrase "**for any single project**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 033

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Conway 10	Curtis
Ellebracht	Gray	Hannegan	Harris	Kendrick

Lauer	Lavender	McCann Beatty	McCreery	Merideth 80
Morgan	Nichols	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 039

Arthur	Barnes 60	Beard	Bernskoetter	Berry
Brown 27	Burns	Butler	Cookson	Corlew
Ellington	Evans	Fitzpatrick	Franks Jr	Frederick
Green	Haahr	Haefner	Higdon	Kelley 127
Kolkmeyer	Korman	Lant	Matthiesen	May
McDaniel	McGee	Meredith 71	Messenger	Mitten
Mosley	Newman	Peters	Pogue	Rhoads
Rone	Shumake	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Helms moved that **House Amendment No. 2, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 054

Anderson	Andrews	Bahr	Brattin	Chipman
Christofanelli	Curtman	DeGroot	Dinkins	Dogan
Eggleston	Engler	Fitzwater	Francis	Gregory
Grier	Helms	Henderson	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Lichtenegger	Love
Marshall	Mathews	Matthiesen	Moon	Morris 140
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McCann Beatty	McCreery	McGaugh	Merideth 80	Miller
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Representative Taylor offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"**135.835. 1. Notwithstanding any law to the contrary, for all tax years beginning on or after January 1, 2019, any tax credit that contains a limit on the amount that may be issued, authorized, or redeemed shall have such limit reduced by fifteen percent, which shall be the limit of the tax credit thereafter.**

2. Each state entity responsible for issuing, authorizing, or redeeming a tax credit affected by this section shall publish notice of the limit reduction under this section with materials regarding such tax credit.

3. This section shall not apply to:

(1) Any domestic and social tax credit, as that term is defined under section 135.800; or

(2) Any tax credit that is not subject to a cap or limit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 3** was adopted.

Representative Hill offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.352. 1. A taxpayer owning an interest in a qualified Missouri project shall, subject to the limitations provided under the provisions of subsection 3 of this section, be allowed a state tax credit, whether or not allowed a federal tax credit, to be termed the Missouri low-income housing tax credit, if the commission issues an eligibility statement for that project.

2. For qualified Missouri projects placed in service after January 1, 1997, the Missouri low-income housing tax credit available to a project shall be such amount as the commission shall determine is necessary to ensure the feasibility of the project, up to an amount equal to the federal low-income housing tax credit for a qualified Missouri project, for a federal tax period, and such amount shall be subtracted from the amount of state tax otherwise due for the same tax period.

3. No more than six million dollars in tax credits shall be authorized each fiscal year for projects financed through tax-exempt bond issuance.

4. The Missouri low-income housing tax credit shall be taken against the taxes and in the order specified pursuant to section 32.115. The credit authorized by this section shall not be refundable. Any amount of credit that exceeds the tax due for a taxpayer's taxable year may be carried back to any of the taxpayer's three prior taxable years or carried forward to any of the taxpayer's five subsequent taxable years.

5. All or any portion of Missouri tax credits issued in accordance with the provisions of sections 135.350 to 135.362 may be allocated to parties who are eligible pursuant to the provisions of subsection 1 of this section. Beginning January 1, 1995, for qualified projects which began on or after January 1, 1994, an owner of a qualified Missouri project shall certify to the director the amount of credit allocated to each taxpayer. The owner of the project shall provide to the director appropriate information so that the low-income housing tax credit can be properly allocated.

6. In the event that recapture of Missouri low-income housing tax credits is required pursuant to subsection 2 of section 135.355, any statement submitted to the director as provided in this section shall include the proportion of the state credit required to be recaptured, the identity of each taxpayer subject to the recapture and the amount of credit previously allocated to such taxpayer.

7. **Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined by the commission under subsection 2 of this section for qualified projects located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 2 of this section for qualified projects located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined by the commission under subsection 2 of this section.**

8. The director of the department may promulgate rules and regulations necessary to administer the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection 3 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

5. Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined under subsection 1 of this section for eligible property located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 1 of this section for eligible property located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 4** was adopted.

Representative Brattin offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;

(2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) "Eligible property", **either:**

(a) Before January 1, 2019, property located in Missouri and offered or used for residential or business purposes; **or**

(b) After January 1, 2019, property located in Missouri and offered or used for:

a. Business purposes; or

b. Residential purposes if such residential property has an assessed value of no more than two hundred fifty thousand dollars;

(4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;

(5) "Principal", a managing partner, general partner, or president of a taxpayer;

(6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**

(7) "Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

[~~(7)~~**] (9)** "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. **(1)** During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections **[**~~3~~**] 4** and **[**~~8~~**] 10** of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018,** the department of economic development shall not approve applications for tax credits under the provisions of subsections **[**~~3~~**] 4** and **[**~~8~~**] 10** of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection **[**~~3~~**] 4** of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department may authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection **[**~~8~~**] 10** of this section, shall be prioritized for review and approval, in the order of the date on which the application was

postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection **[**~~8~~**] 10** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; **[**~~and~~**]**

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. **In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:**

(1) The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;

(2) The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;

(3) The level of economic distress in the area; and

(4) Input from the local elected officials and local municipality in which the proposed project is located as to the importance of the proposed project to the municipality.

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. **If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.**

[~~4.~~**] 5.** Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[~~5.~~**] 6.** In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other

approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

[~~6.~~**] 8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within **[**~~two years~~**] nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

[~~7.~~**] 9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[~~8.~~**] 10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection **[**~~3~~**] 4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[~~9.~~**] 11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property."; and

Further amend said bill, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued**, or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued**. The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall

be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. **(1)** All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 15, by deleting the phrase "**Residential purposes**" and inserting in lieu thereof the phrase "**Single-family, owner-occupied residential purposes**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Brattin, **House Amendment No. 5, as amended**, was adopted.

Representative Engler offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 235, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill, Page 14, Section 620.2020, Line 207, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 6** was adopted.

Representative Christofanelli offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.700. For all tax years beginning on or after January 1, 1999, **but before January 1, 2019,** a grape grower or wine producer shall be allowed a tax credit against the state tax liability incurred pursuant to chapter 143, exclusive of the provisions relating to the withholding of tax as provided in sections 143.191 to 143.265, in an amount equal to twenty-five percent of the purchase price of all new equipment and materials used directly in the growing of grapes or the production of wine in the state. Each grower or producer shall apply to the department of economic development and specify the total amount of such new equipment and materials purchased during the calendar year. The department of economic development shall certify to the department of revenue the amount of such tax credit to which a grape grower or wine producer is entitled pursuant to this section. The provisions of this section notwithstanding, a grower or producer may only apply for and receive the credit authorized by this section for five tax periods.

135.800. 1. The provisions of sections 135.800 to 135.830 shall be known and may be cited as the "Tax Credit Accountability Act of 2004".

2. As used in sections 135.800 to 135.830, the following terms mean:

(1) "Administering agency", the state agency or department charged with administering a particular tax credit program, as set forth by the program's enacting statute; where no department or agency is set forth, the department of revenue;

(2) "Agricultural tax credits", the agricultural product utilization contributor tax credit created pursuant to section 348.430, the new generation cooperative incentive tax credit created pursuant to section 348.432, the family farm breeding livestock loan tax credit created under section 348.505, the qualified beef tax credit created under section 135.679, and the wine and grape production tax credit created pursuant to section 135.700;

(3) "All tax credit programs", or "any tax credit program", the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, financial and insurance tax credits, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(4) "Business recruitment tax credits", the business facility tax credit created pursuant to sections 135.110 to 135.150 and section 135.258, the enterprise zone tax benefits created pursuant to sections 135.200 to 135.270, the business use incentives for large-scale development programs created pursuant to sections 100.700 to 100.850, the development tax credits created pursuant to sections 32.100 to 32.125, the rebuilding communities tax credit created pursuant to section 135.535, the film production tax credit created pursuant to section 135.750, the enhanced enterprise zone created pursuant to sections 135.950 to 135.970, and the Missouri quality jobs program created pursuant to sections 620.1875 to 620.1900;

(5) "Community development tax credits", the neighborhood assistance tax credit created pursuant to sections 32.100 to 32.125, the family development account tax credit created pursuant to sections 208.750 to 208.775, the dry fire hydrant tax credit created pursuant to section 320.093, and the transportation development tax credit created pursuant to section 135.545;

(6) "Domestic and social tax credits", the youth opportunities tax credit created pursuant to section 135.460 and sections 620.1100 to 620.1103, the shelter for victims of domestic violence created pursuant to section 135.550, the senior citizen or disabled person property tax credit created pursuant to sections 135.010 to 135.035, the special needs adoption tax credit created pursuant to sections 135.325 to 135.339, the champion for children tax credit created pursuant to section 135.341, the maternity home tax credit created pursuant to section 135.600, the surviving spouse tax credit created pursuant to section 135.090, the residential treatment agency tax credit created pursuant to section 135.1150, the pregnancy resource center tax credit created pursuant to section 135.630, the food pantry tax credit created pursuant to section 135.647, the health care access fund tax credit created pursuant to section 135.575, the residential dwelling access tax credit created pursuant to section 135.562, the developmental disability care

provider tax credit created under section 135.1180, and the shared care tax credit created pursuant to section 192.2015;

(7) "Entrepreneurial tax credits", the capital tax credit created pursuant to sections 135.400 to 135.429, the certified capital company tax credit created pursuant to sections 135.500 to 135.529, the seed capital tax credit created pursuant to sections 348.300 to 348.318, the new enterprise creation tax credit created pursuant to sections 620.635 to 620.653, the research tax credit created pursuant to section 620.1039, the small business incubator tax credit created pursuant to section 620.495, the guarantee fee tax credit created pursuant to section 135.766, and the new generation cooperative tax credit created pursuant to sections 32.105 to 32.125;

(8) "Environmental tax credits", the charcoal producer tax credit created pursuant to section 135.313, the wood energy tax credit created pursuant to sections 135.300 to 135.311, and the alternative fuel stations tax credit created pursuant to section 135.710;

(9) "Financial and insurance tax credits", the bank franchise tax credit created pursuant to section 148.030, the bank tax credit for S corporations created pursuant to section 143.471, the exam fee tax credit created pursuant to section 148.400, the health insurance pool tax credit created pursuant to section 376.975, the life and health insurance guaranty tax credit created pursuant to section 376.745, the property and casualty guaranty tax credit created pursuant to section 375.774, and the self-employed health insurance tax credit created pursuant to section 143.119;

(10) "Housing tax credits", the neighborhood preservation tax credit created pursuant to sections 135.475 to 135.487, the low-income housing tax credit created pursuant to sections 135.350 to 135.363, and the affordable housing tax credit created pursuant to sections 32.105 to 32.125;

(11) "Recipient", the individual or entity who is the original applicant for and who receives proceeds from a tax credit program directly from the administering agency, the person or entity responsible for the reporting requirements established in section 135.805;

(12) "Redevelopment tax credits", the historic preservation tax credit created pursuant to sections 253.545 to 253.559, the brownfield redevelopment program tax credit created pursuant to sections 447.700 to 447.718, the community development corporations tax credit created pursuant to sections 135.400 to 135.430, the infrastructure tax credit created pursuant to subsection 6 of section 100.286, the bond guarantee tax credit created pursuant to section 100.297, the disabled access tax credit created pursuant to section 135.490, **[**~~the new markets tax credit created pursuant to section 135.680,~~**]** and the distressed areas land assemblage tax credit created pursuant to section 99.1205;

(13) "Training and educational tax credits", the Missouri works new jobs tax credit and Missouri works retained jobs credit created pursuant to sections 620.800 to 620.809.

447.708. 1. For eligible projects, the director of the department of economic development, with notice to the directors of the departments of natural resources and revenue, and subject to the other provisions of sections 447.700 to 447.718, may not create a new enterprise zone but may decide that a prospective operator of a facility being remedied and renovated pursuant to sections 447.700 to 447.718 may receive the tax credits and exemptions pursuant to sections 135.100 to 135.150 and sections 135.200 to 135.257. The tax credits allowed pursuant to this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. **No tax credit authorized under this subsection shall be issued after August 28, 2018.** For purposes of this subsection:

(1) For receipt of the ad valorem tax abatement pursuant to section 135.215, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs. The city, or county if the eligible project is not located in a city, must provide ad valorem tax abatement of at least fifty percent for a period not less than ten years and not more than twenty-five years;

(2) For receipt of the income tax exemption pursuant to section 135.220 and tax credit for new or expanded business facilities pursuant to sections 135.100 to 135.150, and 135.225, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof. For purposes of sections 447.700 to 447.718, the tax credits described in section 135.225 are modified as follows: the tax credit shall be four hundred dollars per employee per year, an additional four hundred dollars per year for each employee exceeding the minimum employment thresholds of ten and twenty-five jobs for new and existing businesses, respectively, an additional four hundred dollars per year for each person who is a person difficult to employ as defined by section 135.240, and investment tax credits at the same amounts and levels as provided in subdivision (4) of subsection 1 of section 135.225;

(3) For eligibility to receive the income tax refund pursuant to section 135.245, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof, and otherwise comply with the provisions of section 135.245 for application and use of the refund and the eligibility requirements of this section;

(4) The eligible project operates in compliance with applicable environmental laws and regulations, including permitting and registration requirements, of this state as well as the federal and local requirements;

(5) The eligible project operator shall file such reports as may be required by the director of economic development or the director's designee;

(6) The taxpayer may claim the state tax credits authorized by this subsection and the state income exemption for a period not in excess of ten consecutive tax years. For the purpose of this section, "taxpayer" means an individual proprietorship, partnership or corporation described in section 143.441 or 143.471 who operates an eligible project. The director shall determine the number of years the taxpayer may claim the state tax credits and the state income exemption based on the projected net state economic benefits attributed to the eligible project;

(7) For the purpose of meeting the new job requirement prescribed in subdivisions (1), (2) and (3) of this subsection, it shall be required that at least ten new jobs be created and maintained during the taxpayer's tax period for which the credits are earned, in the case of an eligible project that does not replace a similar facility in Missouri. "New job" means a person who was not previously employed by the taxpayer or related taxpayer within the twelve-month period immediately preceding the time the person was employed by that taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned. For the purposes of this section, "related taxpayer" has the same meaning as defined in subdivision (10) of section 135.100;

(8) For the purpose of meeting the existing job retention requirement, if the eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, it shall be required that at least twenty-five existing jobs be retained at, and in connection with the eligible project, on a full-time basis during the taxpayer's tax period for which the credits are earned. "Retained job" means a person who was previously employed by the taxpayer or related taxpayer, at a facility similar to the eligible project that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, within the tax period immediately preceding the time the person was employed by the taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned;

(9) In the case where an eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, the owner and operator of the eligible project shall provide the director with a written statement explaining the reason for discontinuing operations at the closed facility. The statement shall include a comparison of the activities performed at the closed facility prior to the date the facility ceased operating, to the activities performed at the eligible project, and a detailed account describing the need and rationale for relocating to the eligible project. If the director finds the relocation to the eligible project significantly impaired the economic stability of the area in which the closed facility was located, and that such move was detrimental to the overall economic development efforts of the state, the director may deny the taxpayer's request to claim tax benefits;

(10) Notwithstanding any provision of law to the contrary, for the purpose of this section, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment used at the eligible project during any tax year shall be determined by dividing by twelve, in the case of jobs, the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month of the tax year. If the eligible project is in operation for less than the entire tax year, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment created at the eligible project during any tax year shall be determined by dividing the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month during the portion of the tax year during which the eligible project was in operation, by the number of full calendar months during such period;

(11) For the purpose of this section, "new qualified investment" means new business facility investment as defined and as determined in subdivision (8) of section 135.100 which is used at and in connection with the eligible project. New qualified investment shall not include small tools, supplies and inventory. "Small tools" means tools that are portable and can be hand held.

2. The determination of the director of economic development pursuant to subsection 1 of this section shall not affect requirements for the prospective purchaser to obtain the approval of the granting of real property tax abatement by the municipal or county government where the eligible project is located.

3. (1) The director of the department of economic development, with the approval of the director of the department of natural resources, may, in addition to the tax credits allowed in subsection 1 of this section, grant a remediation tax credit to the applicant for up to one hundred percent of the costs of materials, supplies, equipment, labor, professional engineering, consulting and architectural fees, permitting fees and expenses, demolition, asbestos abatement, and direct utility charges for performing the voluntary remediation activities for the preexisting hazardous substance contamination and releases, including, but not limited to, the costs of performing operation and maintenance of the remediation equipment at the property beyond the year in which the systems and equipment are built and installed at the eligible project and the costs of performing the voluntary remediation activities over a period not in excess of four tax years following the taxpayer's tax year in which the system and equipment were first put into use at the eligible project, provided the remediation activities are the subject of a plan submitted to, and approved by, the director of natural resources pursuant to sections 260.565 to 260.575. The tax credit may also include up to one hundred percent of the costs of demolition that are not directly part of the remediation activities, provided that the demolition is on the property where the voluntary remediation activities are occurring, the demolition is necessary to accomplish the planned use of the facility where the remediation activities are occurring, and the demolition is part of a redevelopment plan approved by the municipal or county government and the department of economic development. The demolition may occur on an adjacent property if the project is located in a municipality which has a population less than twenty thousand and the above conditions are otherwise met. The adjacent property shall independently qualify as abandoned or underutilized. The amount of the credit available for demolition not associated with remediation cannot exceed the total amount of credits approved for remediation including demolition required for remediation.

(2) The amount of remediation tax credits issued shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development.

(3) The director may, with the approval of the director of natural resources, extend the tax credits allowed for performing voluntary remediation maintenance activities, in increments of three-year periods, not to exceed five consecutive three-year periods. The tax credits allowed in this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. The remediation tax credit may be taken in the same tax year in which the tax credits are received or may be taken over a period not to exceed twenty years.

(4) The project facility shall be projected to create at least ten new jobs or at least twenty-five retained jobs, or a combination thereof, as determined by the department of economic development, to be eligible for tax credits pursuant to this section.

(5) No more than seventy-five percent of earned remediation tax credits may be issued when the remediation costs were paid, and the remaining percentage may be issued when the department of natural resources issues a letter of completion letter or covenant not to sue following completion of the voluntary remediation activities. It shall not include any costs associated with ongoing operational environmental compliance of the facility or remediation costs arising out of spills, leaks, or other releases arising out of the ongoing business operations of the facility. In the event the department of natural resources issues a letter of completion for a portion of a property, an impacted media such as soil or groundwater, or for a site or a portion of a site improvement, a prorated amount of the remaining percentage may be released based on the percentage of the total site receiving a letter of completion.

4. In the exercise of the sound discretion of the director of the department of economic development or the director's designee, the tax credits and exemptions described in this section may be terminated, suspended or revoked if the eligible project fails to continue to meet the conditions set forth in this section. In making such a determination, the director shall consider the severity of the condition violation, actions taken to correct the violation, the frequency of any condition violations and whether the actions exhibit a pattern of conduct by the eligible facility owner and operator. The director shall also consider changes in general economic conditions and the recommendation of the director of the department of natural resources, or his or her designee, concerning the severity, scope, nature, frequency and extent of any violations of the environmental compliance conditions. The taxpayer or person claiming the tax credits or exemptions may appeal the decision regarding termination, suspension or revocation of any tax credit or exemption in accordance with the procedures outlined in subsections 4 and 5 of section 135.250. The director of the department of economic development shall notify the directors of the

departments of natural resources and revenue of the termination, suspension or revocation of any tax credits as determined in this section or pursuant to the provisions of section 447.716.

5. Notwithstanding any provision of law to the contrary, no taxpayer shall earn the tax credits, exemptions or refund otherwise allowed in subdivisions (2), (3) and (4) of subsection 1 of this section and the tax credits otherwise allowed in section 135.110, or the tax credits, exemptions and refund otherwise allowed in sections 135.215, 135.220, 135.225 and 135.245, respectively, for the same facility for the same tax period.

6. The total amount of the tax credits allowed in subsection 1 of this section may not exceed the greater of:

(1) That portion of the taxpayer's income attributed to the eligible project; or

(2) One hundred percent of the total business' income tax if the eligible facility does not replace a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; fifty percent of the total business' income tax if the eligible facility replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; or twenty-five percent of the total business income if the taxpayer operates, in addition to the eligible facility, any other facilities in Missouri. In no case shall a taxpayer operating more than one eligible project in Missouri be allowed to offset more than twenty-five percent of the taxpayer's business income in any tax period. That portion of the taxpayer's income attributed to the eligible project as referenced in subdivision (1) of this subsection, for which the credits allowed in sections 135.110 and 135.225 and subsection 3 of this section may apply, shall be determined in the same manner as prescribed in subdivision (5) of section 135.100. That portion of the taxpayer's franchise tax attributed to the eligible project for which the remediation tax credit may offset, shall be determined in the same manner as prescribed in paragraph (a) of subdivision (5) of section 135.100.

7. Taxpayers claiming the state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use. Otherwise, the taxpayer's right to claim such state tax benefits shall be forfeited. Unused business facility and enterprise zone tax credits shall not be carried forward but shall be initially claimed for the tax period during which the eligible project was first capable of being used, and during any applicable subsequent tax periods.

8. Taxpayers claiming the remediation tax credit allowed in subsection 3 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use, or during the taxpayer's tax period immediately after the tax period in which the voluntary remediation activities were performed.

9. The recipient of remediation tax credits, for the purpose of this subsection referred to as assignor, may assign, sell or transfer, in whole or in part, the remediation tax credit allowed in subsection 3 of this section to any other person, for the purpose of this subsection referred to as assignee. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address and the assignee's tax period and the amount of tax credits to be transferred. The number of tax periods during which the assignee may subsequently claim the tax credits shall not exceed twenty tax periods, less the number of tax periods the assignor previously claimed the credits before the transfer occurred.

10. In the case where an operator and assignor of an eligible project has been certified to claim state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section, and sells or otherwise transfers title of the eligible project to another taxpayer or assignee who continues the same or substantially similar operations at the eligible project, the director shall allow the assignee to claim the credits for a period of time to be determined by the director; except that, the total number of tax periods the tax credits may be earned by the assignor and the assignee shall not exceed ten. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address, and the assignee's tax period, and the amount of tax credits to be transferred.

11. For the purpose of the state tax benefits described in this section, in the case of a corporation described in section 143.471 or partnership, in computing Missouri's tax liability, such state benefits shall be allowed to the following:

(1) The shareholders of the corporation described in section 143.471;

(2) The partners of the partnership.

The credit provided in this subsection shall be apportioned to the entities described in subdivisions (1) and (2) of this subsection in proportion to their share of ownership on the last day of the taxpayer's tax period.

12. Notwithstanding any provision of law to the contrary, in any county **[**~~of the first classification~~**]** that has a charter form of government and that has a population of over nine hundred thousand inhabitants, all demolition costs incurred during the redevelopment of any former automobile manufacturing plant shall be allowable costs eligible for tax credits under sections 447.700 to 447.718 so long as the redevelopment of such former automobile manufacturing plant shall be projected to create at least two hundred fifty new jobs or at least three hundred retained jobs, or a combination thereof, as determined by the department of economic development. The amount of allowable costs eligible for tax credits shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development, provided that no tax credit shall be issued under this subsection until July 1, 2017. For purposes of this subsection, "former automobile manufacturing plant" means a redevelopment area that qualifies as an eligible project under section 447.700, that consists of at least one hundred acres, and that was used primarily for the manufacture of automobiles but, after 2007, ceased such manufacturing."; and

Further amend said bill, Page 14, Section 620.2020, Line 213, by inserting after all of said section and line the following:

"**[**~~135.680. 1. As used in this section, the following terms shall mean:~~

~~(1) "Adjusted purchase price", the product of:~~

~~(a) The amount paid to the issuer of a qualified equity investment for such qualified equity investment; and~~

~~(b) The following fraction:~~

~~a. The numerator shall be the dollar amount of qualified low-income community investments held by the issuer in this state as of the credit allowance date during the applicable tax year; and~~

~~b. The denominator shall be the total dollar amount of qualified low-income community investments held by the issuer in all states as of the credit allowance date during the applicable tax year;~~

~~c. For purposes of calculating the amount of qualified low-income community investments held by an issuer, an investment shall be considered held by an issuer even if the investment has been sold or repaid; provided that the issuer reinvests an amount equal to the capital returned to or recovered by the issuer from the original investment, exclusive of any profits realized, in another qualified low-income community investment within twelve months of the receipt of such capital. An issuer shall not be required to reinvest capital returned from qualified low-income community investments after the sixth anniversary of the issuance of the qualified equity investment, the proceeds of which were used to make the qualified low-income community investment, and the qualified low-income community investment shall be considered held by the issuer through the seventh anniversary of the qualified equity investment's issuance;~~

~~(2) "Applicable percentage", zero percent for each of the first two credit allowance dates, seven percent for the third credit allowance date, and eight percent for the next four credit allowance dates;~~

~~(3) "Credit allowance date", with respect to any qualified equity investment:~~

~~(a) The date on which such investment is initially made; and~~

~~(b) Each of the six anniversary dates of such date thereafter;~~

~~(4) "Long-term debt security", any debt instrument issued by a qualified community development entity, at par value or a premium, with an original maturity date of at least seven years from the date of its issuance, with no acceleration of repayment, amortization, or prepayment features prior to its original maturity date, and with no distribution, payment, or interest features related to the profitability of the qualified community development entity or the performance of the qualified community development entity's investment portfolio. The foregoing shall in no way limit the holder's ability to accelerate payments on the debt instrument in situations where the issuer has defaulted on covenants designed to ensure compliance with this section or Section 45D of the Internal Revenue Code of 1986, as amended;~~

~~(5) "Qualified active low-income community business", the meaning given such term in Section 45D of the Internal Revenue Code of 1986, as amended; provided that any business that derives or projects to derive fifteen percent or more of its annual revenue from the rental or sale of real estate shall not be considered to be a qualified active low-income community business;~~

~~(6) "Qualified community development entity", the meaning given such term in Section 45D of the Internal Revenue Code of 1986, as amended; provided that such entity has entered into an allocation agreement with the Community Development Financial Institutions Fund of the U.S. Treasury Department~~

~~with respect to credits authorized by Section 45D of the Internal Revenue Code of 1986, as amended, which includes the state of Missouri within the service area set forth in such allocation agreement;~~

~~(7) "Qualified equity investment", any equity investment in, or long-term debt security issued by, a qualified community development entity that:~~

~~(a) Is acquired after September 4, 2007, at its original issuance solely in exchange for cash;~~

~~(b) Has at least eighty-five percent of its cash purchase price used by the issuer to make qualified low-income community investments; and~~

~~(c) Is designated by the issuer as a qualified equity investment under this subdivision and is certified by the department of economic development as not exceeding the limitation contained in subsection 2 of this section. This term shall include any qualified equity investment that does not meet the provisions of paragraph (a) of this subdivision if such investment was a qualified equity investment in the hands of a prior holder;~~

~~(8) "Qualified low-income community investment", any capital or equity investment in, or loan to, any qualified active low-income community business. With respect to any one qualified active low-income community business, the maximum amount of qualified low-income community investments made in such business, on a collective basis with all of its affiliates, that may be used from the calculation of any numerator described in subparagraph a. of paragraph (b) of subdivision (1) of this subsection shall be ten million dollars whether issued to one or several qualified community development entities;~~

~~(9) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or otherwise due under section 375.916 or chapter 147, 148, or 153;~~

~~(10) "Taxpayer", any individual or entity subject to the tax imposed in chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or the tax imposed in section 375.916 or chapter 147, 148, or 153.~~

~~2. A taxpayer that makes a qualified equity investment earns a vested right to tax credits under this section. On each credit allowance date of such qualified equity investment the taxpayer, or subsequent holder of the qualified equity investment, shall be entitled to a tax credit during the taxable year including such credit allowance date. The tax credit amount shall be equal to the applicable percentage of the adjusted purchase price paid to the issuer of such qualified equity investment. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the tax credit is claimed. No tax credit claimed under this section shall be refundable or transferable. Tax credits earned by a partnership, limited liability company, S-corporation, or other pass-through entity may be allocated to the partners, members, or shareholders of such entity for their direct use in accordance with the provisions of any agreement among such partners, members, or shareholders. Any amount of tax credit that the taxpayer is prohibited by this section from claiming in a taxable year may be carried forward to any of the taxpayer's five subsequent taxable years. The department of economic development shall limit the monetary amount of qualified equity investments permitted under this section to a level necessary to limit tax credit utilization at no more than twenty-five million dollars of tax credits in any fiscal year. Such limitation on qualified equity investments shall be based on the anticipated utilization of credits without regard to the potential for taxpayers to carry forward tax credits to later tax years.~~

~~3. The issuer of the qualified equity investment shall certify to the department of economic development the anticipated dollar amount of such investments to be made in this state during the first twelve-month period following the initial credit allowance date. If on the second credit allowance date, the actual dollar amount of such investments is different than the amount estimated, the department of economic development shall adjust the credits arising on the second allowance date to account for such difference.~~

~~4. The department of economic development shall recapture the tax credit allowed under this section with respect to such qualified equity investment under this section if:~~

~~(1) Any amount of the federal tax credit available with respect to a qualified equity investment that is eligible for a tax credit under this section is recaptured under Section 45D of the Internal Revenue Code of 1986, as amended; or~~

~~(2) The issuer redeems or makes principal repayment with respect to a qualified equity investment prior to the seventh anniversary of the issuance of such qualified equity investment. Any tax credit that is subject to recapture shall be recaptured from the taxpayer that claimed the tax credit on a return.~~

~~5. The department of economic development shall promulgate rules to implement the provisions of this section, including recapture provisions on a scaled proportional basis, and to administer the~~

~~allocation of tax credits issued for qualified equity investments, which shall be conducted on a first-come, first-serve basis. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after September 4, 2007, shall be invalid and void.~~

~~6. For fiscal years following fiscal year 2010, qualified equity investments shall not be made under this section unless reauthorization is made pursuant to this subsection. For all fiscal years following fiscal year 2010, unless the general assembly adopts a concurrent resolution granting authority to the department of economic development to approve qualified equity investments for the Missouri new markets development program and clearly describing the amount of tax credits available for the next fiscal year, or otherwise complies with the provisions of this subsection, no qualified equity investments may be permitted to be made under this section. The amount of available tax credits contained in such a resolution shall not exceed the limitation provided under subsection 2 of this section. In any year in which the provisions of this section shall sunset pursuant to subsection 7 of this section, reauthorization shall be made by general law and not by concurrent resolution. Nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to the expiration of authority to make qualified equity investments from claiming tax credits relating to such qualified equity investment for each applicable credit allowance date.~~

~~7. Under section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall automatically sunset six years after September 4, 2007, unless reauthorized by an act of the general assembly; and~~

~~(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and~~

~~(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. However, nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to sunset of this section under the provisions of section 23.253 from claiming tax credits relating to such qualified equity investment for each credit allowance date.~~**]**

[~~135.682. 1. The director of the department of economic development or the director's designee shall issue letter rulings regarding the tax credit program authorized under section 135.680, subject to the terms and conditions set forth in this section. The director of the department of economic development may impose additional terms and conditions consistent with this section to requests for letter rulings by regulation promulgated under chapter 536. For the purposes of this section, the term "letter ruling" means a written interpretation of law to a specific set of facts provided by the applicant requesting a letter ruling.~~

~~2. The director or director's designee shall respond to a request for a letter ruling within sixty days of receipt of such request. The applicant may provide a draft letter ruling for the department's consideration. The applicant may withdraw the request for a letter ruling, in writing, prior to the issuance of the letter ruling. The director or the director's designee may refuse to issue a letter ruling for good cause, but must list the specific reasons for refusing to issue the letter ruling. Good cause includes, but is not limited to:~~

~~(1) The applicant requests the director to determine whether a statute is constitutional or a regulation is lawful;~~

~~(2) The request involves a hypothetical situation or alternative plans;~~

~~(3) The facts or issues presented in the request are unclear, overbroad, insufficient, or otherwise inappropriate as a basis upon which to issue a letter ruling; and~~

~~(4) The issue is currently being considered in a rulemaking procedure, contested case, or other agency or judicial proceeding that may definitely resolve the issue.~~

~~3. Letter rulings shall bind the director and the director's agents and their successors until such time as the taxpayer or its shareholders, members, or partners, as applicable, claim all of such tax credits on a Missouri tax return, subject to the terms and conditions set forth in properly published regulations. The letter ruling shall apply only to the applicant.~~

~~4. Letter rulings issued under the authority of this section shall not be a rule as defined in section 536.010 in that it is an interpretation issued by the department with respect to a specific set of facts and intended to apply only to that specific set of facts, and therefore shall not be subject to the rulemaking requirements of chapter 536.~~

~~5. Information in letter ruling requests as described in section 620.014 shall be closed to the public. Copies of letter rulings shall be available to the public provided that the applicant identifying information and otherwise protected information is redacted from the letter ruling as provided in subsection 1 of section 610.024.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 7** was adopted.

Representative Lavender offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.2005. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(4) "Department", the Missouri department of economic development;

(5) "Director", the director of the department of economic development;

(6) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(7) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely perform job duties within Missouri;

(8) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(9) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(10) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(11) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the approval of the notice of intent;

(12) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(13) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(14) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(15) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program;

(16) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(17) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(18) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period;

(19) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(20) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(21) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(22) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(23) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

(a) Gambling establishments (NAICS industry group 7132);

(b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision;

(c) Food and drinking places (NAICS subsector 722);

(d) Public utilities (NAICS 221 including water and sewer services);

(e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;

(f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:

a. Certifies to the department that it plans to reorganize and not to liquidate; and

b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;

(g) Educational services (NAICS sector 61);

(h) Religious organizations (NAICS industry group 8131);

(i) Public administration (NAICS sector 92);

(j) Ethanol distillation or production;

(k) Biodiesel production; or

(l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

(24) "Related company", shall mean:

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;

b. Ownership of at least fifty percent of the capital or profits interest in such qualified company if it is a partnership or association;

c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(25) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(26) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(27) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(28) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(29) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold **[**~~or refunded~~**]** as provided for in this program;

(30) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages; and

(31) This section is subject to the provisions of section 196.1127.

620.2010. 1. In exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 if:

(1) The qualified company creates ten or more new jobs, and the average wage of the new payroll equals or exceeds ninety percent of the county average wage;

(2) The qualified company creates two or more new jobs at a project facility located in a rural area, the average wage of the new payroll equals or exceeds ninety percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars of new capital investment at the project facility within two years; or

(3) The qualified company creates two or more new jobs at a project facility located within a zone designated under sections 135.950 to 135.963, the average wage of the new payroll equals or exceeds eighty percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars in new capital investment at the project facility within two years of approval.

2. In addition to any benefits available under subsection 1 of this section, the department may award a qualified company that satisfies subdivision (1) of subsection 1 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than six percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the following factors:

(1) The significance of the qualified company's need for program benefits;

(2) The amount of projected net fiscal benefit to the state of the project and the period in which the state would realize such net fiscal benefit;

(3) The overall size and quality of the proposed project, including the number of new jobs, new capital investment, proposed wages, growth potential of the qualified company, the potential multiplier effect of the project, and similar factors;

(4) The financial stability and creditworthiness of the qualified company;

(5) The level of economic distress in the area;

(6) An evaluation of the competitiveness of alternative locations for the project facility, as applicable; and

(7) The percent of local incentives committed.

3. Upon approval of a notice of intent to receive tax credits under subsections 2 and 5 of this section, the department and the qualified company shall enter into a written agreement covering the applicable project period. The agreement shall specify, at a minimum:

(1) The committed number of new jobs, new payroll, and new capital investment for each year during the project period;

(2) The date or time period during which the tax credits shall be issued, which may be immediately or over a period not to exceed two years from the date of approval of the notice of intent;

(3) Clawback provisions, as may be required by the department; and

(4) Any other provisions the department may require.

4. In lieu of the benefits available under sections 1 and 2 of this section, and in exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created by the program, a qualified company may, for a period of five years from the date the new jobs are created,

or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 equal to:

(1) Six percent of new payroll for a period of five years from the date the required number of new jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred twenty percent of the county average wage of the county in which the project facility is located; or

(2) Seven percent of new payroll for a period of five years from the date the required number of jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred forty percent of the county average wage of the county in which the project facility is located.

[~~The department shall issue a refundable tax credit for~~**]** Any difference between the amount of benefit allowed under this subsection and the amount of withholding tax retained by the company, **[**~~in the event the withholding tax is not sufficient to provide the entire amount of benefit due to the qualified company under this subsection~~**] shall not be refunded**.

5. In addition to the benefits available under subsection 4 of this section, the department may award a qualified company that satisfies the provisions of subsection 4 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than three percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the factors provided under subsection 2 of this section.

6. No benefits shall be available under this section for any qualified company that has performed significant, project-specific site work at the project facility, purchased machinery or equipment related to the project, or has publicly announced its intention to make new capital investment at the project facility prior to receipt of a proposal for benefits under this section or approval of its notice of intent, whichever occurs first."; and

Further amend said bill, Page 9, Section 620.2020, Line 40, by deleting all of said line and inserting in lieu thereof the following:

"but the department shall issue a **[**~~refundable~~**] nonrefundable** tax credit for the **[**~~full~~**]** amount of "; and

Further amend said bill and section, Page 12, Lines 144-146, by deleting all of said lines and inserting in lieu thereof the following:

"11. **[**~~The director of revenue shall issue a refund to the qualified company to the extent that~~**]** The amount of tax credits allowed under this program **that** exceeds the amount of the qualified company's tax liability under chapter 143 or 148 **shall not be refunded**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 8** was adopted.

Representative Pietzman offered **House Amendment No. 9**.

House Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall include, in addition to any requirements provided by the enacting statutes of a particular credit program, the following information to be submitted to the department administering the tax credit:

(1) Name, address, and phone number of the applicant or applicants, and the name, address, and phone number of a contact person or agent for the applicant or applicants;

(2) Taxpayer type, whether individual, corporation, nonprofit or other, and taxpayer identification number, if applicable;

(3) Standard industry code, if applicable;

(4) Program name and type of tax credit, including the identity of any other state or federal program being utilized for the same activity or project; and

(5) Number of estimated jobs to be created, as a result of the tax credits, if applicable, separated by construction, part-time permanent, and full-time permanent.

2. In addition to the information required by subsection 1 of this section, an applicant for a community development tax credit shall also provide information detailing the title and location of the corresponding project, the estimated time period for completion of the project, and all geographic areas impacted by the project.

3. In addition to the information required by subsection 1 of this section, an applicant for a redevelopment tax credit shall also provide information detailing the location and legal description of the property, age of the structure, if applicable, whether the property is residential, commercial, or governmental, and the projected project cost, labor cost, and projected date of completion. Where a redevelopment tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection.

4. In addition to the information required by subsection 1 of this section, an applicant for a business recruitment tax credit shall also provide information detailing the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the application, the number of employees projected to increase as a result of the completion of the project, and the estimated project cost.

5. In addition to the information required by subsection 1 of this section, an applicant for a training and educational tax credit shall also provide information detailing the name and address of the educational institution to be used, the average salary of workers to be served, the estimated project cost, and the number of employees and number of students to be served.

6. In addition to the information required by subsection 1 of this section, an applicant for a housing tax credit also shall provide information detailing the address, legal description, and fair market value of the property, and the projected labor cost and projected completion date of the project. Where a housing tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection. For the purposes of this subsection, "fair market value" means the value as of the purchase of the property or the most recent assessment, whichever is more recent.

7. In addition to the information required by subsection 1 of this section, an applicant for an entrepreneurial tax credit shall also provide information detailing the amount of investment and the names of the project, fund, and research project.

8. In addition to the information required by subsection 1 of this section, an applicant for an agricultural tax credit shall also provide information detailing the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. In addition to the information required by subsection 1 of this section, an applicant for an environmental tax credit shall also include information detailing the type of equipment, if applicable, purchased and any environmental impact statement, if required by state or federal law.

10. **In addition to the information required by subsection 1 of this section, an applicant for all tax credit programs, excluding the domestic and social tax credits, shall also include information detailing any political contributions in excess of twenty-five dollars made to a candidate committee, campaign committee, or a state political party committee, as these entities are defined under chapter 130, during the two years immediately prior to the application filing date . The administrating agency shall provide the information submitted under this subsection to the Missouri ethics commission. Such information shall be considered a public record under chapter 610.**

11. An administering agency may, by rule, require additional information to be submitted by an applicant. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be void.

[~~11.~~**] 12.** Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the application requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

[~~12.~~**] 13.** It shall be the duty of each administering agency to provide information to every applicant, at some time prior to authorization of an applicant's tax credit application, wherein the requirements of this section, the annual reporting requirements of section 135.805, and the penalty provisions of section 135.810 are described in detail."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Justus offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

"**135.005. 1. Notwithstanding any other section, if the highest income tax rate under section 143.011 is reduced under subsection 2 of section 143.011, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such tax rate is reduced under subsection 2 of section 143.011.**

2. Notwithstanding any other section, if the highest income tax rate under section 143.011 is reduced by any means other than subsection 2 of section 143.011, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such tax rate is reduced.

3. Notwithstanding section 143.022 or any other section to the contrary, if the deduction for business income under section 143.022 increases under subsections 4 and 5 of section 143.022, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such deduction for business income is increased under subsections 4 and 5 of section 143.022.

4. Any tax credit authorized on or after August 28, 2018, shall be reduced under this section by a percentage equal only to an income tax reduction or a deduction for business income increase that occurs after such tax credit is authorized. No tax credit reduction under this section shall be calculated using an income tax reduction or a deduction for business income increase that occurred before such tax credit was authorized.

5. A tax credit reduction under this section shall take effect the tax year immediately following the tax year an income tax reduction or a deduction for business income increase occurs.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Justus moved that **House Amendment No. 1 to House Amendment No. 9** be adopted.

Which motion was defeated.

On motion of Representative Pietzman, **House Amendment No. 9** was adopted.

Representative Roberts offered **House Amendment No. 10**.

House Amendment No. 10

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued pursuant to this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

(1) Constructing entrance or exit ramps;

(2) Widening exterior or interior doorways;

(3) Widening hallways;

(4) Installing handrails or grab bars;

(5) Moving electrical outlets and switches;

(6) Installing stairway lifts;

(7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;

(8) Modifying hardware of doors; or

(9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, pursuant to this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same taxable year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held

unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, **[**~~2019~~**] 2026**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed pursuant to this section exceed **[**~~one~~**] two** hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 10** was adopted.

On motion of Representative Rehder, **SS SCS SB 549, as amended**, was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Black	Brattin	Chipman
Christofanelli	Conway 104	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzwater	Fraker	Francis
Franklin	Gannon	Grier	Haahr	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Berry	Burnett	Carpenter	Curtis
Ellebracht	Ellington	Gray	Hannegan	Hurst
Kendrick	Marshall	May	McCann Beatty	McCreery
Merideth 80	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roden	Runions	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Barnes 60	Beard	Bondon	Brown 27
Brown 57	Burns	Butler	Conway 10	Cookson

Corlew	Evans	Fitzpatrick	Franks Jr	Frederick
Green	Gregory	Haefner	Harris	Higdon
Korman	Lant	McDaniel	McGee	Meredith 71
Messenger	Newman	Peters	Pogue	Rone
Schroer	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Alferman declared the bill passed.

HCS SS SCS SB 547 was placed back on the Senate Bills for Third Reading Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 598, as amended**, and has taken up and passed **HCS SCS SB 598, as amended**.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 100 - Fiscal Review

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was returned **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Basye, Hannegan, Hill, Lauer, Phillips, Rhoads and Wessels

Noes (3): Baringer, Franks Jr. and McDaniel

Absent (1): Dogan

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Knight, Lant, Pietzman, Rehder and Washington

Noes (0)

Absent (2): Miller and Plocher

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Conway (104), Fraker, Morris (140), Smith (163), Swan and Wiemann

Noes (3): Morgan, Unsicker and Wessels

Absent (4): Alferman, Haefner, Rowland (29) and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 954**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 1007**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Cross

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was returned **SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Grier, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (3): Brattin, Hannegan and Houghton

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 824**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Carpenter, Franklin, Helms, Mathews, McGee, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (3): Brown (27), Grier and Neely

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was returned **SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Kolkmeyer, Korman, Razer, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (3): Corlew, Cornejo and May

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5755**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2091**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Carpenter, Evans, Franks Jr., Mathews, Runions, Sommer and Unsicker

Noes (2): Berry and Roeber

Absent (4): Barnes (60), Engler, Johnson and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Evans, Mathews, Roeber, Runions and Sommer

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (4): Barnes (60), Engler, Johnson and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SB 674**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Austin, Berry, Evans, Mathews, Roeber and Sommer

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (4): Barnes (60), Engler, Johnson and Wiemann

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SBs 632 & 675 - Fiscal Review
HCS SB 773 - Fiscal Review
HCS SB 884 - Fiscal Review
SB 981 - Fiscal Review

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 718: Representatives Rhoads, Barnes (60), Rehder, Stevens (46) and Walker (74)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 569

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 569, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 569, as amended;

2. That the Senate recede from its position on Senate Bill No. 569;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 569 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Mike Cunningham	/s/ Lyndall Fraker
/s/ Paul Wieland	/s/ Craig Redmon
/s/ Sandy Crawford	Robert Cornejo
/s/ Gina Walsh	/s/ Gina Mitten
/s/ Scott Sifton	/s/ Tracy McCreery

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 826

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, with House Amendment Nos. 1, 2, 3, 4, 5, 6, and House Substitute Amendment No. 1 for House Amendment No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 826;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Robert Ross
/s/ Jeanie Riddle	/s/ Justin Hill
/s/ Bob Onder	/s/ Jim Neely
/s/ Jill Schupp	/s/ Lauren Arthur
/s/ Scott Sifton	/s/ Martha Stevens (46)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 870

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 870, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 3 and 4, House Substitute Amendment No. 1 for House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 7, 8, 9, 10, and 11, House Amendment No. 1 to House Amendment No. 13, and House Amendment No. 13, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 870, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 870;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 870 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dan Hegeman	/s/ Justin Alferman
/s/ David Sater	/s/ Shane Roden
/s/ Jeanie Riddle	/s/ Shamed Dogan
/s/ Shalonn “KiKi” Curls	/s/ Jerome Barnes (28)
/s/ Jacob Hummel	/s/ Deb Lavender

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SB 569, as amended - Fiscal Review
CCR HCS SS SCS SB 826, as amended - Fiscal Review
CCR HCS SS SB 870, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 569, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Rowland (29)

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 9:15 a.m., Friday, May 11, 2018.

COMMITTEE HEARINGS

BUDGET
Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Annual review of state tax credits.

FISCAL REVIEW
Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Friday, May 11, 2018, upon adjournment, House Hearing Room 1.
Executive session will be held: HB 1360, HB 2100
Executive session may be held on any matter referred to the committee.
CANCELLED

GOVERNMENT EFFICIENCY
Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HCR 108
Executive session will be held: HCR 108
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, May 14, 2018, 11:30 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 11, 2018, 9:00 AM, House Hearing Room 5.
Executive session will be held: HCS#2 SS SB 704, HCS#2 SS#2 SCS SB 1050
Executive session may be held on any matter referred to the committee.
Adding HCS#2 SS SB 704 and HCS#2 SS#2 SCS SB 1050
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-SECOND DAY, FRIDAY, MAY 11, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake
HJR 79 - Brattin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman

HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 100 - Plocher

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 949

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
SS SCS SB 652 - Engler
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman

SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981, (Fiscal Review 5/10/18) - Engler
HCS SB 808 - Bondon
HCS SB 884, (Fiscal Review 5/10/18) - Wiemann
HCS SB 773, (Fiscal Review 5/10/18) - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675, (Fiscal Review 5/10/18) - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended (Fiscal Review 5/10/18), E.C. - Ross
CCR HCS SS SB 870, as amended (Fiscal Review 5/10/18) - Alferman
HCS SS SCS SB 775, as amended - Fitzpatrick
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SECOND DAY, FRIDAY, MAY 11, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I had fainted, unless I had believed to see the goodness of the Lord in the land of the living. (Psalm 27:13)

Eternal God, whose strength secures those who trust in You and whose love gives understanding to those who walk in Your way, among the responsibilities we face, help us to look up and to see the shining truth of Your eternal presence. Forgive us when we forget that above our pride and prejudices You are calling us to higher principles; underneath our weaknesses and imperfections, You are offering us the strength of Your spirit; and around our failures and frustrations, You are calling us to wider fields of human service.

Make our state worthy of Your blessing and willing to be a channel through which the spirit of democracy may flow. Grant us grace to heal the broken relationships of our people and to give light to those who look to us for leadership.

Finally, bless all mothers, living and deceased, on this Mother's Day weekend.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Andrew Jorgensen.

The Journal of the seventy-first day was approved as printed by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Black	Bondon	Brattin
Chipman	Conway 10	Conway 104	Corlew	Cross
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzwater	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lauer	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morris 140	Morse 151	Mosley	Muntzel

Neely	Nichols	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Stacy	Swan
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 004

Berry	Ellebracht	Roberts	Tate

ABSENT WITH LEAVE: 050

Arthur	Barnes 60	Basye	Beard	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Cookson	Cornejo	Curtis	Curtman
Davis	Ellington	Evans	Fitzpatrick	Fraker
Franks Jr	Green	Haefner	Kelly 141	Lant
Lavender	Lichtenegger	Mathews	May	Meredith 71
Messenger	Moon	Morgan	Newman	Peters
Pfautsch	Pogue	Redmon	Roeber	Rone
Ross	Schroer	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Walker 74	Mr. Speaker

VACANCIES: 002

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Barnes 28	Bernskoetter
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Nichols	Phillips	Pietzman	Pike	Plocher
Razer	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 020

Adams	Baringer	Beck	Ellebracht	Gray
Harris	Kendrick	McCreery	McGee	Merideth 80
Mitten	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 042

Arthur	Basye	Beard	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Curtis
Curtman	Ellington	Evans	Fitzpatrick	Fraker
Franks Jr	Green	Haefner	Lant	Lavender
Mathews	Meredith 71	Messenger	Morgan	Newman
Peters	Pfautsch	Pogue	Redmon	Roeber
Rone	Ross	Rowland 155	Runions	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Wessels	Mr. Speaker			

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SCS SB 949, relating to reading intervention in schools.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 826, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Wessels and Wiemann

Noes (0)

Absent (5): Alferman, Haefner, Rowland (29), Unsicker and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 870, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (4): Alferman, Haefner, Rowland (29) and Wood

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 49** entitled:

Relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

In which the concurrence of the House is respectfully requested.

THIRD READING OF SENATE BILLS

SCS SB 787, **SS SB 666**, **SB 919**, **SS SCS SB 752** and **HCS SB 871** were placed on the Informal Calendar.

SS SCS SB 652, relating to county sheriffs, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SS SCS SB 652** was agreed to.

Representative McCann Beatty offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1, Section 57.117, Line 4, by inserting after the word "**state**" the following:

"**; except that no sheriff of a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants shall appoint any under sheriff or deputy sheriff unless the person so appointed shall be, at the time of his or her appointment, a bona fide resident of this state**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative McCann Beatty offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1, Section 57.117, Lines 1-4, by deleting all of said section and line; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Ellington	Green	Harris	Kendrick
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Curtis	Curtman	DeGroot	Evans	Fitzpatrick
Franks Jr	Gray	Haefner	Lant	Lavender
Meredith 71	Messenger	Miller	Neely	Newman
Peters	Pietzman	Pogue	Rone	Schroer
Stephens 128	Mr. Speaker			

VACANCIES: 002

Representative McCann Beatty moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative McCann Beatty:

AYES: 041

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Ellington	Green	Harris	Hurst
Kendrick	Kidd	Korman	Marshall	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

NOES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Cross	Curtis	Curtman	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Lant
Lavender	Meredith 71	Messenger	Miller	Neely
Newman	Peters	Pogue	Rone	Stephens 128
Mr. Speaker				

VACANCIES: 002

Representative Plocher offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 2, Section 57.450, Line 10, by inserting after the word "**officers**" the following:

"**, provided that the city of St. Louis fully funds the pensions of the city's police officers and firefighters**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 3 was withdrawn.

On motion of Representative Engler, **SS SCS SB 652** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McGaugh
McGee	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 007

Conway 10	Hurst	Marshall	McCann Beatty	McCreery
McDaniel	Moon			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Brown 57	Burns	Curtis
Evans	Fitzpatrick	Franks Jr	Gray	Haefner
Lant	Lavender	Meredith 71	Messenger	Mitten
Morgan	Newman	Nichols	Peters	Pogue
Rone	Walker 74	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 757, as amended, with House Amendment No. 2, pending; **SCS SB 629**; **HCS SB 727, with House Amendment No. 1, pending**; **HCS SB 681**; **SB 649**; **SS#5 SB 564**; **HCS SB 695**; **HCS SS SCS SB 843**; **SB 819**; **HCS SS SB 881**; **SB 626**; **SB 708**; **HCS SS SCS SB 918, as amended**; **SS SCS SB 568** and **SS SB 882** were placed back on the Senate Bills for Third Reading Calendar.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 79, relating to labor organizations, was taken up by Representative Brattin.

On motion of Representative Brattin, the title of **HJR 79** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 79, Pages 2 to 3, Section B, Lines 5 to 8, by deleting all of said lines and inserting in lieu thereof the following:

""Do you want to amend the Missouri Constitution to provide that every employee shall have the freedom to work without being forced to pay any fees to a union (labor organization) or join a union in order to gain or keep a job?"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Dohrman raised a point of order that members were in violation of Rule 85.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken and advised members to confine their comments to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 034

Adams	Arthur	Bangert	Baringer	Beck
Burnett	Carpenter	Conway 10	Ellebracht	Ellington
Green	Harris	Kendrick	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 001

Roden

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Barnes 28	Brown 27	Brown 57
Burns	Butler	Cookson	Curtis	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Hill
Kelley 127	Lant	Lavender	McDaniel	Meredith 71
Messenger	Newman	Nichols	Peters	Pogue
Reiboldt	Rone	Shumake	Mr. Speaker	

VACANCIES: 002

On motion of Representative Brattin, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 086

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Hansen	Helms	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 051

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Corlew	Curtis	Ellebracht	Ellington	Engler
Gannon	Green	Hannegan	Harris	Henderson
Higdon	Kendrick	Kidd	Korman	Marshall
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Moon	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Roden
Rowland 29	Runions	Ruth	Smith 85	Sommer
Stevens 46	Tate	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 024

Anders	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Evans	Fitzpatrick	Franks Jr	Gray
Haefner	Hill	Lant	Lavender	McDaniel
Meredith 71	Messenger	Newman	Nichols	Peters
Pogue	Reiboldt	Rone	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon

Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Green	Harris
Kendrick	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Quade
Razer	Revis	Roberts	Rowland 29	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Roden

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Cross	Curtman	Evans	Fitzpatrick
Franks Jr	Gray	Haefner	Hill	Korman
Lant	Lavender	McDaniel	Meredith 71	Messenger
Newman	Nichols	Peters	Pierson Jr	Pogue
Reiboldt	Rone	Runions	Mr. Speaker	

VACANCIES: 002

On motion of Representative Brattin, **HJR 79, as amended**, was ordered perfected and printed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1461**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1516**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2019**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SBs 603, 576 & 898, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 775, as amended**, and has taken up and passed **CCS HCS SS SCS SB 775**.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 100, relating to the general assembly, was taken up by Representative Plocher.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Alferman	Basye	Bernskoetter	Black	Bondon
Brattin	Butler	Curtman	DeGroot	Ellington
Fraker	Francis	Gannon	Hansen	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Lichtenegger
Love	McGaugh	Morris 140	Morse 151	Muntzel
Neely	Phillips	Redmon	Roeber	Taylor
Walsh	White			

NOES: 000

PRESENT: 084

Anderson	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Beck
Berry	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Fitzwater	Franklin	Frederick	Green	Gregory
Haahr	Hannegan	Harris	Helms	Houghton
Houx	Johnson	Kendrick	Kidd	Knight
Kolkmeyer	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Merideth 80	Mitten
Moon	Mosley	Pfautsch	Pietzman	Pike
Plocher	Quade	Reisch	Remole	Roberts
Roden	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Washington
Wessels	Wiemann	Wilson	Wood	

ABSENT WITH LEAVE: 045

Adams	Anders	Barnes 60	Brown 27	Brown 57
Burnett	Burns	Cookson	Cross	Engler
Evans	Fitzpatrick	Franks Jr	Gray	Grier
Haefner	Higdon	Hill	Korman	Lant
Lauer	Lavender	Matthiesen	May	Meredith 71
Messenger	Miller	Morgan	Newman	Nichols
Peters	Pierson Jr	Pogue	Razer	Rehder
Reiboldt	Revis	Rhoads	Rone	Rowland 29
Runions	Schroer	Spencer	Stevens 46	Mr. Speaker

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lichtenegger	Love	Lynch	Marshall
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 032

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Green	Harris
Kendrick	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Quade	Razer
Roberts	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 040

Anders	Barnes 60	Black	Brown 27	Brown 57
Burns	Cookson	Cross	Engler	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Higdon

Hill	Korman	Lant	Lauer	Lavender
Mathews	Matthiesen	May	Meredith 71	Messenger
Miller	Newman	Nichols	Peters	Pierson Jr
Pogue	Reiboldt	Revis	Rhoads	Rone
Rowland 29	Runions	Schroer	Spencer	Mr. Speaker

VACANCIES: 002

On motion of Representative Plocher, **HCS HJR 100** was read the third time and passed by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 034

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Corlew	Curtis	Ellebracht	Ellington	Green
Harris	Kendrick	May	McCann Beatty	McCreery
McDaniel	McGee	Merideth 80	Mitten	Morgan
Quade	Razer	Roberts	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Austin	Barnes 60	Brown 27	Brown 57
Burns	Cookson	Cross	Engler	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Higdon
Hill	Korman	Lant	Lauer	Lavender
Meredith 71	Messenger	Miller	Mosley	Newman
Nichols	Peters	Pierson Jr	Pogue	Reiboldt
Revis	Rhoads	Rone	Rowland 29	Runions
Spencer	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SB 575; **SB 891**; **HCS SS SCS SB 966**; **SB 706**; **HCS SCS SB 672**; **HCS SB 581**; **SB 582**; **HCS SB 780**; **SS#2 SCS SB 802**; **SS SCS SBs 627 & 925**; **HCS SB 850**; **HCS SB 796**; **HCS SS SCS SB 547**; **SS SCS SB 907**; **HCS SCS SBs 946 & 947**; **SB 981**; **HCS SB 808**; **HCS SB 884**; **HCS SB 773**; **HCS SS#2 SB 674**; **HCS SCS SBs 632 & 675**; **SB 757, as amended, with House Amendment No. 2, pending**; **SCS SB 629**; **HCS SB 727, with House Amendment No. 1, pending**; **HCS SB 681**; **SB 649**; **SS#5 SB 564**; **HCS SB 695**; **HCS SS SCS SB 843**; **SB 819**; **HCS SS SB 881**; **SB 626**; **SB 708**; **HCS SS SCS SB 918, as amended**; **SS SCS SB 568** and **SS SB 882** were placed on the Informal Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HJR 59**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1484**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1633** entitled:

An act to repeal sections 105.478, 303.025, 400.9-501, 488.029, 556.037, 556.046, 556.061, 563.011, 563.041, 567.050, 569.010, 569.140, 575.080, 576.040, 577.001, 577.010, 577.013, 577.014, 579.020, 579.065, 579.068, 595.045, 610.140, RSMo, and to enact in lieu thereof thirty new sections relating to criminal offenses, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1633, Pages 20-21, Section 558.043, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 1879, as amended**, and has taken up and passed **CCS SS SCS HCS HB 1879**.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 79 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1633, as amended - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 35 - Special Committee on Tourism

REFERRAL OF SENATE BILLS

The following Senate Bills was referred to the Committee indicated:

SS#2 SCS SB 949 - Rules - Administrative Oversight

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Alferman, Bahr, Black, Burnett, Butler, Davis, Fitzpatrick, Kendrick, Lavender, May, Merideth (80), Quade, Razer, Redmon, Rowland (155), Swan and Wood

Noes (10): Conway (104), Gregory, Hill, Kelly (141), Korman, Lichtenegger, Ross, Smith (163), Trent and Walsh

Absent (8): Andrews, Christofanelli, Haefner, McGee, Pierson Jr., Rone, Spencer and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **SB 563**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (24): Alferman, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Hill, Kelly (141), Korman, Lavender, Lichtenegger, May, Quade, Redmon, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (1): Butler

Absent (10): Andrews, Haefner, Kendrick, McGee, Merideth (80), Pierson Jr., Razer, Rone, Spencer and Taylor

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franklin, Gannon, Justus, Moon, Neely, Ruth, Stacy, Unsicker and Walker (74)

Noes (0)

Absent (2): Beck and Cookson

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Johnson, Mathews, Roeber, Runions and Sommer

Noes (1): Unsicker

Absent (6): Barnes (60), Carpenter, Engler, Evans, Franks Jr. and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Engler, Mathews, Roeber, Runions and Sommer

Noes (2): Johnson and Unsicker

Absent (5): Barnes (60), Carpenter, Evans, Franks Jr. and Wiemann

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 655**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender and Shull (16)

Noes (0)

Absent (5): Haahr, Rhoads, Rone, Shumake and Wessels

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 775

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 775;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Dan Brown	/s/ Scott Fitzpatrick
Rob Schaaf	/s/ Justin Alferman
/s/ David Sater	/s/ David Wood
/s/ Shalonn "Kiki" Curls	/s/ Kip Kendrick
/s/ Gina Walsh	/s/ Cora Faith Walker (74)

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SS SCS SB 775, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, May 14, 2018.

COMMITTEE HEARINGS

BUDGET
Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Annual review of state tax credits.

FISCAL REVIEW
Monday, May 14, 2018, 2:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 15, 2018, 9:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, May 14, 2018, 2:30 PM, House Hearing Room 6.
Executive session will be held: HB 1360, HB 2100
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HCR 108
Executive session will be held: HCR 108
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE
Monday, May 14, 2018, 11:30 AM, Room 117A (Legislative Research).
Executive session may be held on any matter referred to the committee.
Personnel meeting.
The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 14, 2018, 2:00 PM, House Hearing Room 1.
Public hearing will be held: SS#2 SCS SB 949
Executive session will be held: SCS SB 824, SS#2 SCS SB 949
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, May 14, 2018, 2:00 PM, House Hearing Room 3.
Executive session will be held: SCS SB 953, SCS SB 1007, SS SCS SB 586, SB 973
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, May 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2745
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Monday, May 14, 2018, 12:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 15, 2018, 8:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-THIRD DAY, MONDAY, MAY 14, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer

HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike

HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 79, (Fiscal Review 5/11/18) - Brattin

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 49

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman
SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981, (Fiscal Review 5/10/18) - Engler
HCS SB 808 - Bondon
HCS SB 884, (Fiscal Review 5/10/18) - Wiemann
HCS SB 773, (Fiscal Review 5/10/18) - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675, (Fiscal Review 5/10/18) - Engler
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd

SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS SCS HB 1633, as amended (Fiscal Review 5/11/18) - Corlew

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)
HCS SS SCS SBs 603, 576 & 898, as amended (request House recede/grant conference/exceed differences) - Spencer

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended (Fiscal Review 5/11/18) - Fitzpatrick
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-THIRD DAY, MONDAY, MAY 14, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, we know of no better way to begin the work of this last week of session than by seeking Your guidance and Your counsel for our lives. We thank You for giving us access to You through prayer and for the delight You take in listening. We ask for forgiveness for the times that we only go through the motions with our prayer life. Give each of us a pure heart to believe and not doubt. Lord, we want to trust not only that You hear us but that You'll help us. We want to trust in Your greater purposes for the countless things that we do not know, see, or understand.

Father, we the members of this honorable body we come before You united in our prayers for Your blessing, Your guidance, and Your help, that we may faithfully do what is best for the people and what is right in Your sight. We pray that we the members will work together as a team for the welfare of all Your people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-second day was approved as printed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Miller	Mitten	Morgan	Morse 151	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts

Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Sommer	Stacy	Stevens 46	Swan	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 039

Adams	Arthur	Barnes 60	Beard	Brown 27
Brown 57	Cornejo	Curtis	Ellington	Engler
Fitzpatrick	Fraker	Gannon	Green	Hansen
Justus	Love	May	McGee	Merideth 80
Messenger	Moon	Morris 140	Mosley	Neely
Peters	Pietzman	Plocher	Pogue	Rehder
Roeber	Rone	Rowland 29	Smith 163	Spencer
Stephens 128	Tate	Unsicker	Washington	

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCR 49, relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Conway (104), Haefner, Morris (140), Swan, Wiemann and Wood

Noes (2): Morgan and Wessels

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1633, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Haefner, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (1): Morgan

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 775, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1428** entitled:

An act to repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in elected offices.

With Senate Amendment No. 1

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1428, Page 1, Section A, Line 3 of said page, by inserting after all of said line the following:

"**26.235. Whenever a vacancy exists in the office of lieutenant governor, the governor shall immediately appoint, with the advice and consent of the senate, a person to fill such vacancy for the remainder of the term in which the vacancy occurred, who shall continue in office until a successor shall have been duly elected and qualified pursuant to article IV of the Missouri constitution.**"; and

Further amend said bill, Page 2, Section 105.030, Line 11 of said page, by striking "lieutenant governor,"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 718, as amended**.

Senators: Eigel, Onder, Sater, Holsman, Nasheed

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

Speaker Pro Tem Haahr assumed the Chair.

Representative Ross assumed the Chair.

Representative Washington made a substitute motion that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anderson	Austin	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Andrews	Bahr	Brown 27	Brown 57	Ellebracht
Green	Haahr	Harris	Korman	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Schroer	Smith 163	Walker 74	

VACANCIES: 002

Representative Washington again moved that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Washington:

AYES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols

Pierson Jr	Quade	Razer	Revis	Roberts
Runions	Shumake	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

NOES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Cookson	Ellebracht	Green
Korman	Messenger	Newman	Peters	Pogue
Roden	Rowland 29	Schroer	Smith 163	Walker 74

VACANCIES: 002

SS SCS HB 1633, as amended, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 581, relating to landlord tenant actions, was taken up by Representative Cross.

On motion of Representative Cross, the title of **HCS SB 581** was agreed to.

Representative Ellington raised a point of order that a member was in violation of Rule 85.

Representative Plocher raised a point of order that the point of order was not timely.

Representative Ross requested parliamentary rulings.

The Parliamentary Committee ruled the points of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Brown 57	Conway 104	Fitzpatrick
Haahr	Higdon	Korman	McDaniel	Messenger
Moon	Newman	Peters	Pogue	Roeber
Rowland 29	Schroer	Smith 163	Swan	Walker 74
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cross, **HCS SB 581** was adopted by the following vote:

AYES: 102

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood			

NOES: 044

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Fitzpatrick
Franks Jr	Gray	Green	Kendrick	Kidd
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Moon	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels	White	

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Brown 57	Cookson	Haahr
Higdon	McDaniel	Messenger	Mitten	Newman
Peters	Pogue	Rowland 29	Smith 163	Mr. Speaker

VACANCIES: 002

On motion of Representative Cross, **HCS SB 581** was read the third time and passed by the following vote:

AYES: 101

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker

Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 043

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Fitzpatrick
Franks Jr	Green	Kendrick	Kidd	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels	White		

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Brown 57	Cookson	Gray
Haahr	Higdon	McDaniel	Messenger	Newman
Peters	Pogue	Rhoads	Rowland 29	Smith 85
Smith 163	Stacy			

VACANCIES: 002

Representative Ross declared the bill passed.

HCS SB 871, relating to court administration, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS SB 871** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 871, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"455.513. 1. **The court may immediately issue an ex parte order of protection** upon the filing of a verified petition under sections 455.500 to 455.538, for good cause shown in the petition, and upon finding that**:**

(1) No prior order regarding custody **involving the respondent and the child** is pending or has been made**;** or **[**~~that~~**]**

(2) The respondent is less than seventeen years of age**[**~~, the court may immediately issue an ex parte order of protection~~**]**.

An immediate and present danger of domestic violence, stalking, or sexual assault to a child shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall be in effect until the time of the hearing. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.505.

2. Upon the entry of the ex parte order of protection, the court shall enter its order appointing a guardian ad litem or court-appointed special advocate to represent the child victim.

3. If the allegations in the petition would give rise to jurisdiction under section 211.031, the court may direct the children's division to conduct an investigation and to provide appropriate services. The division shall submit a written investigative report to the court and to the juvenile officer within thirty days of being ordered to do so. The report shall be made available to the parties and the guardian ad litem or court-appointed special advocate.

4. If the allegations in the petition would give rise to jurisdiction under section 211.031 because the respondent is less than seventeen years of age, the court may issue an ex parte order and shall transfer the case to juvenile court for a hearing on a full order of protection. Service of process shall be made pursuant to section 455.035."; and

Further amend said bill, Page 2, Section 478.625, Line 7, by inserting immediately after said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Redmon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 871, Page 3, Section 488.2250, Line 19, by inserting after all of said section and line the following:

"516.105. **1.** All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127

Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 037

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Smith 85	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 025

Anders	Barnes 60	Brown 27	Brown 57	Cookson
Curtis	Ellebracht	Ellington	Engler	Fraker
Haahr	Higdon	Houx	Messenger	Miller
Newman	Peters	Pogue	Rhoads	Rowland 29
Runions	Smith 163	Stevens 46	Wilson	Mr. Speaker

VACANCIES: 002

On motion of Representative Redmon, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 871, Page 2, Section 478.625, Line 7, by inserting after all of said section and line the following:

"488.012. 1. Beginning July 1, 1997, the clerk of each court of this state responsible for collecting court costs shall collect the court costs authorized by statute, in such amounts as are authorized by supreme court rule adopted pursuant to sections 488.010 to 488.020. Court costs due and payable prior to July 1, 1997, shall not be affected by the adoption of this rule.

2. The supreme court shall set the amount of court costs authorized by statute, at levels to produce revenue which shall not substantially exceed the total of the proportion of the costs associated with administration of the judicial system defrayed by fees, miscellaneous charges and surcharges.

3. Prior to adjustment by the supreme court, the following fees, costs and charges shall be collected:

(1) Five dollars for the filing of a lien, pursuant to section 429.090;

(2) Ten dollars for maintaining child support enforcement records, pursuant to section 452.345;

(3) Ten dollars for a notice to a judgment creditor of a distributee, pursuant to section 473.618;

(4) Three dollars for receiving and keeping a will, pursuant to section 474.510;

(5) **[**~~Seven~~**] Twenty-five** dollars for the statewide court automation fund, pursuant to section 488.027;

(6) Twelve dollars for municipal court costs, fifteen dollars for municipal ordinance violations filed before an associate circuit judge and thirty dollars for applications for a trial de novo of a municipal ordinance violation, pursuant to section 479.260;

(7) Five dollars for small claims court cases where less than one hundred dollars is in dispute, and ten dollars in all other small claims court cases, pursuant to section 482.345;

(8) Fifty dollars for appeals, pursuant to section 483.500;

(9) Fifteen dollars in misdemeanor cases where there is no application for trial de novo, pursuant to section 483.530;

(10) Forty-five dollars for applications for a trial de novo for misdemeanor cases, pursuant to section 483.530;

(11) Fifteen dollars for each preliminary hearing in felony cases, pursuant to section 483.530;

(12) Thirty dollars for each information or indictment filed in felony cases, pursuant to section 483.530;

(13) Fifteen dollars for each associate circuit court case filed, and one dollar for each additional summons issued in such cases, pursuant to section 483.530;

(14) Forty-five dollars for applications for trial de novo from small claims court and associate circuit court and forty-five dollars for filing of other cases, pursuant to section 483.530;

(15) One dollar and fifty cents for a certificate of naturalization, pursuant to section 483.535;

(16) When letters are applied for in probate proceedings, pursuant to section 483.580, when the value of the estate is:

(a) Less than $10,000 $ 75.00

(b) From $10,000 to $25,000 115.00

(c) From $25,000 to $50,000 155.00

(d) From $50,000 to $100,000 245.00

(e) From $100,000 to $500,000 305.00

(f) More than $500,000 365.00;

(17) Thirty dollars for each additional twelve months a decedent's estate remains open, pursuant to section 483.580;

(18) In proceedings regarding guardianships and conservatorships, pursuant to section 483.580:

(a) Twenty-five dollars for each grant of letters for guardianship of a minor;

(b) Fifty dollars for each grant of letters for guardianship of an incapacitated person;

(c) Sixty dollars for each grant of letters for guardianship of the person and conservatorship of the estate of a minor;

(d) Twenty-five dollars for each additional twelve months a conservatorship of a minor's estate case remains open;

(e) Seventy-five dollars for each grant of letters in guardianship and conservatorship of incapacitated persons and their estates;

(f) Thirty dollars for each additional twelve months an incapacitated person's case remains open;

(19) Fifteen dollars for issuing orders refusing to grant letters to a spouse or an unmarried minor child and thirty dollars for a certified copy of such orders, pursuant to section 483.580;

(20) In probate proceedings, pursuant to section 483.580:

(a) Thirty-five dollars for the collection of small estates;

(b) Thirty-five dollars for involuntary hospitalization proceedings;

(c) Thirty dollars for proceedings to determine heirship;

(d) Fifteen dollars for assessment of estate taxes where no letters are granted;

(e) Fifty dollars for proceedings for the sale of real estate by a nonresident conservator;

(f) Forty dollars for proceedings to dispense with administration;

(g) Twenty dollars for proceedings to dispense with conservatorship;

(h) Twenty-five dollars for admitting a will to probate;

(i) One dollar per copied page and one dollar and fifty cents per certificate;

(21) One dollar and fifty cents per page for testimony transcription, pursuant to section 488.2250;

(22) Fifteen dollars for court reporters, pursuant to section 488.2253;

(23) Three dollars for witness fees per day, and four dollars when the witness must travel to another county, pursuant to section 491.280."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Chipman
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wood	

NOES: 036

Arthur	Bangert	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Conway 10	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 031

Adams	Anders	Austin	Bahr	Baringer
Barnes 60	Berry	Brown 27	Brown 57	Christofanelli
Cross	Curtis	Fraker	Haahr	Higdon
Houx	Kelley 127	Marshall	McCann Beatty	Messenger
Newman	Peters	Pogue	Rhoads	Rowland 29
Smith 163	Stevens 46	Walker 3	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

House Amendment No. 3 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Berry	Brown 27	Brown 57	Christofanelli
Conway 104	Curtis	Dinkins	Ellebracht	Ellington
Fitzwater	Haahr	Higdon	Houx	Kelley 127
McCann Beatty	Messenger	Newman	Peters	Pogue
Rowland 29	Smith 85	Smith 163	Mr. Speaker	

VACANCIES: 002

On motion of Representative Trent, **HCS SB 871, as amended**, was adopted.

On motion of Representative Trent, **HCS SB 871, as amended**, was read the third time and passed by the following vote:

AYES: 122

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Burnett	Butler	Carpenter

Chipman	Christofanelli	Cookson	Corlew	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 022

Adams	Beck	Burns	Curtis	Franks Jr
Gray	Green	Hurst	Johnson	Lavender
Marshall	McCann Beatty	McDaniel	Merideth 80	Moon
Mosley	Pierson Jr	Quade	Revis	Unsicker
Walker 74	Washington			

PRESENT: 002

Conway 10	Cornejo

ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Brown 57	Conway 104	Ellebracht
Ellington	Higdon	Houx	Messenger	Newman
Peters	Pogue	Rowland 29	Smith 85	Smith 163

VACANCIES: 002

Representative Ross declared the bill passed.

SB 757, as amended, with House Amendment No. 2, pending, relating to political subdivisions, was taken up by Representative Tate.

House Amendment No. 2 was withdrawn.

Representative Eggleston offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"115.124. 1. Notwithstanding any other law to the contrary, in a nonpartisan election in any political subdivision or special district including municipal elections in any city, town, or village with **[**~~one~~**] two** thousand or fewer inhabitants that have adopted a proposal pursuant to subsection 3 of this section but excluding municipal elections in any city, town, or village with more than **[**~~one~~**] two** thousand inhabitants, if the notice provided for in subsection 5 of section 115.127 has been published in at least one newspaper of general circulation as defined in section 493.050 in the district, and **[**~~if the number of candidates who have filed for a particular office is equal to the number of positions in that office to be filled by the election, no election shall be held for such office~~**] if the number of candidates for each office in a particular political subdivision, special district, or municipality is equal to the number of positions for each office within the political subdivision, special district, or municipality to be filled by the election and no ballot measure is placed on the ballot such that a particular political subdivision will owe no proportional elections costs if an election is not held, no election shall be held**, and the candidates shall assume the responsibilities of their offices at the same time and in the same manner as if they had been elected. If no election is held for **[**~~such office~~**] a particular political subdivision, special district, or municipality** as provided in this section, the election authority shall publish a notice containing the names of the candidates that shall assume the responsibilities of office under this section. Such notice shall be published in at least one newspaper of general circulation as defined in section 493.050 in such political subdivision or district by the first of the month in which the election would have occurred, had it been contested. Notwithstanding any other provision of law to the contrary, if at any election the number of candidates filing for a particular office exceeds the number of positions to be filled at such election, the election authority shall hold the election as scheduled, even if a sufficient number of candidates withdraw from such contest for that office so that the number of candidates remaining after the filing deadline is equal to the number of positions to be filled.

2. The election authority or political subdivision responsible for the oversight of the filing of candidates in any nonpartisan election in any political subdivision or special district shall clearly designate where candidates shall form a line to effectuate such filings and determine the order of such filings; except that, in the case of candidates who file a declaration of candidacy with the election authority or political subdivision prior to 5:00 p.m. on the first day for filing, the election authority or political subdivision may determine by random drawing the order in which such candidates' names shall appear on the ballot. If a drawing is conducted pursuant to this subsection, it shall be conducted so that each candidate, or candidate's representative if the candidate filed under subsection 2 of section 115.355, may draw a number at random at the time of filing. If such drawing is conducted, the election authority or political subdivision shall record the number drawn with the candidate's declaration of candidacy. If such drawing is conducted, the names of candidates filing on the first day of filing for each office on each ballot shall be listed in ascending order of the numbers so drawn.

3. The governing body of any city, town, or village with **[**~~one~~**] two** thousand or fewer inhabitants may submit to the voters at any available election, a question to adopt the provisions of subsection 1 of this section for municipal elections. If a majority of the votes cast by the qualified voters voting thereon are in favor of the question, then the city, town, or village shall conduct nonpartisan municipal elections as provided in subsection 1 of this section for all nonpartisan elections remaining in the year in which the proposal was adopted and for the six calendar years immediately following such approval. At the end of such six-year period, each such city, town, or village shall be prohibited from conducting such elections in such a manner unless such a question is again adopted by the majority of qualified voters as provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 3** was adopted.

Representative Redmon offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement

shall be made on an annual basis**, unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation**. The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination**, excluding the pre-trip inspection portion of the commercial driver's license skills test,** shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 4** was adopted.

Representative Sommer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"**160.066. 1. By September 1, 2019, each public school district and each charter school shall develop, maintain, and make publicly available, at a minimum, a searchable expenditure and revenue document or database detailing actual income, expenditures, and disbursements for the current calendar or fiscal year on its district or school website, which may be in the format of a searchable PDF, document, or spreadsheet. If the public school district or charter school does not provide the aforementioned detailed financial and budgetary information on its website, then a direct link to the department of elementary and secondary education's website, which has detailed financial and budgetary information about the public school district or charter school, shall be provided on the district's website. The site shall contain only information that is a public record or that is not confidential or otherwise protected from public disclosure under state or federal law.**

2. The public school district or charter school shall, to the extent practicable, update the financial data contained on the site no less frequently than every quarter and provide the data in a structured format. The public school district or charter school shall archive the financial data, which shall remain accessible and searchable, for a minimum of ten years.

3. By January 1, 2019, the department of elementary and secondary education shall create a template for voluntary use by school districts needing assistance with the online posting of the information specified in subsection 1 of this section. The template may include both the type of electronic file posted as well as the information to be included in the posting. The department may take into consideration any existing templates or reports developed by the department for purposes of financial reporting. In the event that a school district or charter school does not maintain a website, this information shall be accessible through the department.

4. Nothing in this section shall direct or require a school district or charter school to post online any personal information relating to payroll including, but not limited to, payroll deductions, payroll contributions, or any other information that is confidential or otherwise protected from public disclosure under state or federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 5** was adopted.

Representative Evans offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.**

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

Representative Franks Jr offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address**[**~~, except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities~~**]**. Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot.

115.970. 1. Notwithstanding any other provision of law, the office of the secretary of state shall establish a process to conduct automatic voter registration based on driver's license information which shall provide recommendations to local election authorities for the automatic registration of eligible voters.

2. The department of revenue and the motor vehicle and driver licensing division shall, periodically as required by rule or policy, provide the secretary of state's office with such information as the office of the secretary of state specifies is necessary to conduct recommendations for automatic voter registration.

3. The office of the secretary of state shall provide lists of nonbinding recommendations for inclusion on voter registration lists to local election authorities and such authorities shall include such recommendations on voter registration lists subject to existing verification procedures for determining whether an individual is eligible to register to vote and eligible to vote. Local election authorities shall retain full jurisdiction and power to decline to register individuals not verified to be eligible to vote and to remove the names of individuals who are no longer eligible to vote from voter registration lists.

4. Within two months of receipt of a proposed voter registration list, but prior to including a recommended individual on a voter registration list, the local election authority shall send notice of potential automatic registration which shall include a paid postcard for purposes of declining registration. If, after a period of one month, the postcard is not returned to the local election authority, the individual's name shall be added to the voter registration list; except that, any time a postcard is received, the individual's name shall be removed from the voter registration list. This subsection shall not be construed to prevent removal from voter registration lists by any other method allowed under this chapter.

5. The provisions of this section allow for automatic voter registration in addition to any other method of registration allowed under this chapter and shall not be interpreted to invalidate any other method for voter registration.

6. The provisions of this section with regard to the office of the secretary of state, the department of revenue, and local election authorities shall be subject to the appropriation and payment of funds necessary to conduct automatic voter registration and verification procedures.

7. The office of the secretary of state may promulgate all necessary rules for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 7** was adopted.

Representative Dogan offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person **[**~~employed specifically for the purpose of attempting~~**] who, as a part of his or her regular employment duties, attempts** to influence any action by**:**

(a) A local government official elected in a county, city, town, or village **[**~~with an annual operating budget of over ten million dollars~~**];**

(b) A superintendent or school board member of a school district; or

(c) A member of the governing body of a charter school;

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the

judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

[~~105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is~~

~~employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.~~

~~2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.~~

~~3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;~~

~~(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:~~

~~(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;~~

~~(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;~~

~~(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;~~

~~(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:~~

~~a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;~~

~~b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;~~

~~c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;~~

~~d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~

~~e. All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;~~

~~(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;~~

~~(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.~~

~~4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~

~~5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.~~

~~6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.~~

~~7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.~~

~~8. Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.~~

~~9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.~~

~~10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.~~

~~11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the~~

~~lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".~~

~~12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.~~

~~13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.~~**]**

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government entity to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate;

b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 8** was adopted.

Representative Franks Jr, having voted on the prevailing side, moved that the vote by which **House Amendment No. 7** to **SB 757, as amended**, was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 132

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 006

Anders	Beck	Merideth 80	Pierson Jr	Roberts
Runions				

PRESENT: 002

Conway 10	Ellington

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Curtis	Green	Haahr
Higdon	Matthiesen	Messenger	Mitten	Newman
Peters	Phillips	Pogue	Rhoads	Rowland 29
Schroer	Smith 85	Smith 163	Walker 74	Washington
Mr. Speaker				

VACANCIES: 002

House Amendment No. 7 was withdrawn.

Representative Franks Jr offered **House Amendment No. 9**.

House Amendment No. 9

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address**[**~~, except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities~~**]**. Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman

Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Bondon	Brown 27	Green	Haahr
Henderson	Higdon	Messenger	Miller	Mitten
Newman	Peters	Phillips	Pogue	Rhoads
Rowland 29	Schroer	Smith 85	Smith 163	Wessels

VACANCIES: 002

On motion of Representative Franks Jr, **House Amendment No. 9** was adopted.

On motion of Representative Tate, **SB 757, as amended**, was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler

Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	Meredith 71	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 015

Burnett	Ellington	Hurst	Marshall	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Moon	Morgan	Quade	Spencer	Walker 74

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Curtman	Gray	Green
Haahr	Higdon	Messenger	Miller	Mitten
Newman	Peters	Phillips	Pogue	Rhoads
Rowland 29	Schroer	Smith 85	Smith 163	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 79, relating to labor organizations, was taken up by Representative Brattin.

Speaker Richardson resumed the Chair.

Representative Johnson assumed the Chair.

Representative Kendrick raised a point of order that a member was in violation of Rule 85.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement and advised members to confine their remarks to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Curtis	Ellebracht	Ellington	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Runions	Stevens 46	Unsicker
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Conway 10	Cookson	Corlew
Curtman	Franks Jr	Higdon	Kidd	Marshall
Matthiesen	McGaugh	McGee	Meredith 71	Messenger
Mitten	Newman	Peters	Pogue	Rowland 29
Smith 85	Smith 163	Walker 74	Washington	

VACANCIES: 002

On motion of Representative Brattin, **HJR 79** was read the third time and passed by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cornejo	Cross	Curtis	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Schroer	Shaul 113	Shull 16	Shumake	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 054

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 104	Corlew	Dinkins	Ellebracht
Ellington	Engler	Franks Jr	Gannon	Gray
Green	Hannegan	Harris	Henderson	Kendrick
Kidd	Korman	Lavender	Marshall	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Roden
Runions	Ruth	Sommer	Stevens 46	Tate
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Conway 10	Cookson	Curtman
Higdon	McGee	Messenger	Newman	Peters
Pogue	Rowland 29	Smith 85	Smith 163	

VACANCIES: 002

Representative Johnson declared the bill passed.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HB 1428, as amended - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 49 - Economic Development

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS#2 SS#2 SCS SB 1050 - Fiscal Review

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#2 SCS SB 949**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Austin, Barnes (60), Berry, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (5): Carpenter, Engler, Franks Jr., Runions and Unsicker

Absent (1): Evans

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

> I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the third quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.
>
> I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 14th day of May 2018.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

#	Agency	Budget Appropriation Line
1	ELEM & SEC EDUCATION-OPER	02.015
2	REVENUE-OPERATING	04.105
3	REVENUE-OPERATING	04.110
4	AGRICULTURE-OPERATING	06.090
5	NATURAL RESOURCES-OPER	06.225
6	PUBLIC SAFETY-OPERATING	08.330
7	MENTAL HEALTH-OPERATING	10.065
8	HEALTH & SENIOR SERVICES-OPER	10.714
9	SOCIAL SERVICES-OPERATING	11.235
10	SOCIAL SERVICES-OPERATING	11.505
11	LT. GOVERNOR-OPERATING	12.020
12	JUDICIARY-OPERATING	12.300
13	JUDICIARY-OPERATING	12.300
14	JUDICIARY-OPERATING	12.340
15	LEGISLATURE-OPERATING	12.510
16	LEGISLATURE-OPERATING	12.515

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 660

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 660, with House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 660, as amended;

2. That the Senate recede from its position on Senate Bill No. 660;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 660, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jeanie Riddle	/s/ Travis Fitzwater
/s/ David Sater	/s/ Becky Ruth
/s/ Dan Hegeman	/s/ Diane Franklin
/s/ Jill Schupp	/s/ Cora Faith Walker (74)
Jason Holsman	/s/ Martha Stevens (46)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 687

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 687, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 687, as amended;

2. That the Senate recede from its position on Senate Bill No. 687;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 687 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Lyle Rowland (155)
/s/ Gary Romine	/s/ David Wood
/s/ Dan Hegeman	/s/ Kathryn Swan
Jason Holsman	/s/ Kip Kendrick
/s/ Scott Sifton	/s/ Judy Morgan

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 743

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 743, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, and 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9 as amended, House Amendment Nos. 10, 11, and 12, House Substitute Amendment No. 1 for House Amendment No. 13, House Amendment Nos. 14, 15, and 16, House Amendment No. 1 to House Amendment No. 17, House Amendment No. 17 as amended, House Amendment Nos. 18, 19, 20, 22, 23, 24 and 25, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 743, as amended;

2. That the Senate recede from its position on Senate Bill No. 743;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 743 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ David Sater	/s/ Craig Redmon
/s/ Gary Romine	/s/ Lyndall Fraker
/s/ Jay Wasson	/s/ Rebecca Roeber
/s/ Jason Holsman	/s/ Ingrid Burnett
/s/ Scott Sifton	/s/ Judy Morgan

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SB 660, as amended - Fiscal Review
CCR HCS SB 687, as amended - Fiscal Review
CCR HCS SB 743, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 11:00 a.m., Tuesday, May 15, 2018.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Tuesday, May 15, 2018, 1:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Notice: Time changed to 1:00 PM.
CANCELLED

BUDGET
Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Annual review of state tax credits.

ECONOMIC DEVELOPMENT
Tuesday, May 15, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Public hearing will be held: SCR 49
Executive session will be held: SCR 49
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Tuesday, May 15, 2018, 9:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY
Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HCR 108

Executive session will be held: HCR 108
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 16, 2018, 12:00 PM or upon conclusion of morning session, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 15, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Room change to Hearing Room 5.
CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Room change to Hearing Room 5.
CORRECTED

HOUSE CALENDAR

SEVENTY-FOURTH DAY, TUESDAY, MAY 15, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman

HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer

HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HB 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr
HCS SS#2 SCS SB 949 - Kelley (127)
HCS#2 SS#2 SCS SB 1050, (Fiscal Review 5/14/18), E.C. - Reiboldt
HCS#2 SS SB 704 - Dogan

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman
SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981 - Engler
HCS SB 808 - Bondon
HCS SB 884 - Wiemann
HCS SB 773 - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675 - Engler
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS SCS HB 1633, as amended - Corlew
SS HB 1428, as amended, (Fiscal Review 5/14/18) - Muntzel

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)
HCS SS SCS SBS 603, 576 & 898, as amended (request House recede/grant conference/exceed differences) - Spencer

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FOURTH DAY, TUESDAY, MAY 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Alferman	Barnes 60	Basye	Bernskoetter	Black
Bondon	Burns	Cookson	DeGroot	Engler
Evans	Fitzpatrick	Fraker	Grier	Hannegan
Hansen	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lauer	Morris 140
Morse 151	Muntzel	Neely	Phillips	Redmon
Reiboldt	Reisch	Remole	Roeber	Taylor
Walsh	White			

NOES: 000

PRESENT: 078

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 28	Beard	Berry	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzwater	Francis	Franklin
Frederick	Gray	Gregory	Haahr	Haefner
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kidd	Knight	Kolkmeyer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCreery	McGaugh	Miller	Moon
Nichols	Pfautsch	Pietzman	Pike	Rehder
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Tate
Trent	Vescovo	Walker 3	Washington	Wiemann
Wilson	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 046

Adams	Anders	Arthur	Bangert	Beck
Brown 27	Burnett	Butler	Carpenter	Conway 10
Curtis	Curtman	Ellington	Franks Jr	Gannon

Green	Kendrick	Lavender	May	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Mosley	Newman	Peters
Pierson Jr	Plocher	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Spencer	Stevens 46	Swan	Unsicker	Walker 74
Wessels				

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The name of the Lord is a strong tower; the righteous man runs into it and is safe. (Proverbs 18:10)

Almighty and Ancient God, who is a strong defender of all who put their sacred trust in You, we, Your humble children, come to You with gratitude for Your steadfast love, praying that You will continue to be our refuge and strength in every hour of this final week. Grant us insight and courage to avoid the voice of moral compromise and to shy away from all that is morally or ethically questionable.

In hours of decision, during times of temptation, through days of responsibility, and in periods of suffering, may we have the gift of an inward peace that comes to those whose minds are stayed on You. Teach us to value a clear conscience, a clean mind, a pure heart, and a sense of Your presence before all the honors and glory earthly things can bring us.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Erin Victoria Dorris and Jordan Amir Smith.

The Journal of the seventy-third day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Chipman	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 030

Anders	Barnes 60	Bernskoetter	Brown 27	Carpenter
Christofanelli	Conway 10	Curtis	Curtman	Ellington
Fitzpatrick	Franks Jr	Green	Korman	McDaniel
Messenger	Mitten	Moon	Newman	Peters
Plocher	Pogue	Rhoads	Rowland 29	Smith 85
Smith 163	Stephens 128	Stevens 46	Washington	Wessels

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1428, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Fraker, Rowland (29) and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HCS HB 2129** entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HCS HB 2129 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

The motion to adopt **SS SCS HB 1633, as amended**, was withdrawn.

Representative Corlew moved that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 808, relating to the transfer of intoxicating liquor, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 808** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 808, Page 1, Section 311.020, Line 7, by deleting the word "**nonalcoholic**"; and

Further amend said bill, Pages 11-12, Section 311.185, Lines 1-63, by deleting all of said section and lines; and

Further amend said bill, Page 12, Section 311.188, Lines 1-3, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer

Lichtenegger	Love	Lynch	Marshall	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Chipman	Cookson	Cross	Curtis
Davis	Dogan	Ellington	Mathews	McDaniel
Messenger	Newman	Peters	Pogue	Rehder
Rowland 29	Ruth	Schroer		

VACANCIES: 002

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

On motion of Representative Bondon, **HCS SB 808, as amended**, was adopted.

On motion of Representative Bondon, **HCS SB 808, as amended**, was read the third time and passed by the following vote:

AYES: 113

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Ellington	Engler	Fitzpatrick	Fraker	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Knight

Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	McGee	Miller	Morgan
Morris 140	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pike	Plocher	Redmon	Reisch
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Alferman	Andrews	Bernskoetter	Eggleston	Evans
Francis	Gray	Hannegan	Helms	Hurst
Johnson	Kendrick	Lavender	Marshall	May
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morse 151	Mosley	Pierson Jr	Pietzman	Quade
Razer	Reiboldt	Remole	Roberts	Stevens 46
Washington				

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 016

Brown 27	Chipman	Cookson	Curtis	Fitzwater
Korman	Mathews	McCann Beatty	McDaniel	Messenger
Newman	Peters	Pogue	Rehder	Rowland 29
Schroer				

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 2562** entitled:

An act to repeal sections 82.1025, 82.1027, 82.1028, 208.151, 217.703, 302.321, 302.341, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 488.2230, 488.2250, 488.5358, 514.040, and 577.001, RSMo, and to enact in lieu thereof thirty new sections relating to courts, with existing penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Substitute Amendment No. 1 for Senate Amendment No. 6, and Senate Amendment No. 7.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 56, Section 479.360, Line 15 of said page, by inserting immediately after said line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of **[**~~his~~**] the** office thereto, or if none be provided, then his **or her** private seal; keep a perfect account of all moneys coming into his **or her** hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**"; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 26, Section 302.341, Line 9 of said page, by inserting after all of said line the following:

"452.430. **Notwithstanding section 109.180 to the contrary,** all pleadings and filings in a dissolution of marriage, legal separation, or modification proceeding filed more than seventy-two years prior to the time a request for inspection is made may be made available to the public. Any pleadings, other than the interlocutory or final judgment or any modification thereof, in a dissolution of marriage, legal separation, or modification proceeding filed prior to August 28, 2009, but less than seventy-two years prior to the time a request for inspection is made, shall be subject to inspection only by the parties, an attorney of record, the family support division within the department of social services when services are being provided under section 454.400, the attorney general or his or her designee, a person or designee of a person licensed and acting under chapter 381 who shall keep any information obtained confidential, except as necessary to the performance of functions required by chapter 381, or upon order of the court for good cause shown. Such persons may receive or make copies of documents without the clerk being required to redact the Social Security number, unless the court specifically orders the clerk to do otherwise. The clerk shall redact the Social Security number from any copy of a judgment or satisfaction of judgment before releasing the copy of the interlocutory or final judgment or satisfaction of judgment to the public."; and

Further amend said bill and page, Section 476.175, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13, of said page, by inserting immediately after said line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13 of said page, by inserting after all of said line the following:

"516.105. **1.** All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice."; and

Further amend the title and enacting clause accordingly.

Senate Substitute Amendment No. 1
for
Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Pages 23-25, Section 302.321, by striking all of said section from the bill; and

Further amend said bill, Pages 25-26, Section 302.341, by striking all of said section from the bill; and

Further amend said bill, Page 54, Section 479.353, Line 2, by striking the opening bracket "**[**" and closing bracket "**]**"; and

Further amend Lines 5-17 by striking all of said lines and inserting in lieu thereof the following:

"the case is dismissed**.**".

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 1, Section A, Line 11, by inserting after all of said line the following:

"67.398. 1. The governing body of any city or village, or any county having a charter form of government, or any county of the first classification that contains part of a city with a population of at least three hundred thousand inhabitants, may enact ordinances to provide for the abatement of a condition of any lot or land that has the presence of a nuisance including, but not limited to, debris of any kind, weed cuttings, cut, fallen, or hazardous trees and shrubs, overgrown vegetation and noxious weeds which are seven inches or more in height, rubbish and trash, lumber not piled or stacked twelve inches off the ground, rocks or bricks, tin, steel, parts of derelict cars or trucks, broken furniture, any flammable material which may endanger public safety or any material or condition which is unhealthy or unsafe and declared to be a public nuisance.

2. The governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may enact ordinances for the abatement of a condition of any lot or land that has vacant buildings or structures open to entry.

3. Any ordinance authorized by this section shall provide for service to the owner of the property **[**~~and, if the property is not owner-occupied, to any occupant of the property~~**]** of a written notice specifically describing each condition of the lot or land declared to be a public nuisance, and which notice shall identify what action will remedy the public nuisance. Unless a condition presents an immediate, specifically identified risk to the public health or safety, the notice shall provide a reasonable time, not less than ten days, in which to abate or commence removal of each condition identified in the notice. Written notice may be given by personal service or by first-class mail to **[**~~both the occupant of the property at the property address and~~**]** the owner at the last known address of the owner**[**~~, if not the same~~**]**. Upon a failure of the owner to pursue the removal or abatement of such nuisance without unnecessary delay, the building commissioner or designated officer may cause the condition which constitutes the nuisance to be removed or abated. If the building commissioner or designated officer causes such condition to be removed or abated, the cost of such removal or abatement and the proof of notice to the owner of the property shall be certified to the city clerk or officer in charge of finance who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the collecting official's option, for the property and the

certified cost shall be collected by the city collector or other official collecting taxes in the same manner and procedure for collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered delinquent, and the collection of the delinquent bill shall be governed by the laws governing delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal debt against the owner and shall also be a lien on the property from the date the tax bill is delinquent until paid.

67.410. 1. Except as provided in subsection 3 of this section, any ordinance enacted pursuant to section 67.400 shall:

(1) Set forth those conditions detrimental to the health, safety or welfare of the residents of the city, town, village, or county the existence of which constitutes a nuisance;

(2) Provide for duties of inspectors with regard to such buildings or structures and shall provide for duties of the building commissioner or designated officer or officers to supervise all inspectors and to hold hearings regarding such buildings or structures;

(3) Provide for service of adequate notice of the declaration of nuisance, which notice shall specify that the property is to be vacated, if such be the case, reconditioned or removed, listing a reasonable time for commencement; and may provide that such notice be served either by personal service **[**~~or~~**],** by certified mail, return receipt requested, **or by a private delivery service that is substantially equivalent to certified mail,** but if service cannot be had by either of these modes of service, then service may be had by publication. The ordinances shall further provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an interest in the building or structure as shown by the land records of the recorder of deeds of the county wherein the land is located shall be made parties;

(4) Provide that upon failure to commence work of reconditioning or demolition within the time specified or upon failure to proceed continuously with the work without unnecessary delay, the building commissioner or designated officer or officers shall call and have a full and adequate hearing upon the matter, giving the affected parties at least ten days' written notice of the hearing. Any party may be represented by counsel, and all parties shall have an opportunity to be heard. After the hearings, if the evidence supports a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, the building commissioner or designated officer or officers shall issue an order making specific findings of fact, based upon competent and substantial evidence, which shows the building or structure to be a nuisance and detrimental to the health, safety, or welfare of the residents of the city, town, village, or county and ordering the building or structure to be demolished and removed, or repaired. If the evidence does not support a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, no order shall be issued;

(5) Provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is demolished, secured, or repaired, or the property is cleaned up, the cost of performance shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill or assessment therefor against the property to be prepared and collected by the city collector or other official collecting taxes, unless the building or structure is demolished, secured or repaired by a contractor pursuant to an order issued by the city, town, village, or county and such contractor files a mechanic's lien against the property where the dangerous building is located. The contractor may enforce this lien as provided in sections 429.010 to 429.360. Except as provided in subsection 3 of this section, at the request of the taxpayer the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid. A city not within a county or a city with a population of at least four hundred thousand located in more than one county, notwithstanding any charter provision to the contrary, may, by ordinance, provide that upon determination by the city that a public benefit will be gained the city may discharge the special tax bill, including the costs of tax collection, accrued interest and attorneys fees, if any.

2. If there are proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure caused by or arising out of any fire, explosion, or other casualty loss, the ordinance may establish a procedure for the payment of up to twenty-five percent of the insurance proceeds, as set forth in this subsection. The order or ordinance shall apply only to a covered claim payment which is in excess of fifty percent of the face value of the policy covering a building or other structure:

(1) The insurer shall withhold from the covered claim payment up to twenty-five percent of the covered claim payment, and shall pay such moneys to the city to deposit into an interest-bearing account. Any named mortgagee on the insurance policy shall maintain priority over any obligation under the order or ordinance;

(2) The city or county shall release the proceeds and any interest which has accrued on such proceeds received under subdivision (1) of this subsection to the insured or as the terms of the policy and endorsements thereto provide within thirty days after receipt of such insurance moneys, unless the city or county has instituted

legal proceedings under the provisions of subdivision (5) of subsection 1 of this section. If the city or county has proceeded under the provisions of subdivision (5) of subsection 1 of this section, all moneys in excess of that necessary to comply with the provisions of subdivision (5) of subsection 1 of this section for the removal, securing, repair and cleanup of the building or structure, and the lot on which it is located, less salvage value, shall be paid to the insured;

(3) If there are no proceeds of any insurance policy as set forth in this subsection, at the request of the taxpayer, the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be a lien on the property until paid;

(4) This subsection shall apply to fire, explosion, or other casualty loss claims arising on all buildings and structures;

(5) This subsection does not make the city or county a party to any insurance contract, and the insurer is not liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.

3. The governing body of any city not within a county and the governing body of any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county may enact their own ordinances pursuant to section 67.400 and are exempt from subsections 1 and 2 of this section.

4. Notwithstanding the provisions of section 82.300, any city may prescribe and enforce and collect fines and penalties for a breach of any ordinance enacted pursuant to section 67.400 or this section and to punish the violation of such ordinance by a fine or imprisonment, or by both fine and imprisonment. Such fine may not exceed one thousand dollars, unless the owner of the property is not also a resident of the property, then such fine may not exceed two thousand dollars.

5. The ordinance may also provide that a city not within a county or a city with a population of at least three hundred fifty thousand located in more than one county may seek to recover the cost of demolition prior to the occurrence of demolition, as described in this subsection. The ordinance may provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is ordered to be demolished, secured or repaired, and the owner has been given an opportunity for a hearing to contest such order, then the building commissioner or other designated officer or officers may solicit no less than two independent bids for such demolition work. The amount of the lowest bid, including offset for salvage value, if any, plus reasonable anticipated costs of collection, including attorney's fees, shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill to be issued against the property owner to be prepared and collected by the city collector or other official collecting taxes. The municipal clerk or other officer in charge of finance shall discharge the special tax bill upon documentation by the property owner of the completion of the ordered repair or demolition work. Upon determination by the municipal clerk or other officer in charge of finance that a public benefit is secured prior to payment of the special tax bill, the municipal clerk or other officer in charge of finance may discharge the special tax bill upon the transfer of the property. The payment of the special tax bill shall be held in an interest-bearing account. Upon full payment of the special tax bill, the building commissioner or other designated officer or officers shall, within one hundred twenty days thereafter, cause the ordered work to be completed, and certify the actual cost thereof, including the cost of tax bill collection and attorney's fees, to the city clerk or other officer in charge of finance who shall, if the actual cost differs from the paid amount by greater than two percent of the paid amount, refund the excess payment, if any, to the payor, or if the actual amount is greater, cause a special tax bill or assessment for the difference against the property to be prepared and collected by the city collector or other official collecting taxes. If the building commissioner or other designated officer or officers shall not, within one hundred twenty days after full payment, cause the ordered work to be completed, then the full amount of the payment, plus interest, shall be repaid to the payor. Except as provided in subsection 2 of this section, at the request of the taxpayer the tax bill for the difference may be paid in installments over a period of not more than ten years. The tax bill for the difference from the date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid.

82.462. 1. Except as provided in subsection 4 of this section, a person who is not the owner of the real property or who is a creditor holding a lien interest on the property, and who suspects that the real property may be abandoned, may enter upon the premises of the real property to do the following:

(1) Without entering any structure located on the real property, visually inspect the real property to determine whether the real property may be abandoned;

(2) Upon a good faith determination based upon the inspection that the property is abandoned, perform any of the following actions:

(a) Secure the real property;

(b) Remove trash or debris from the grounds of the real property;

(c) Landscape, maintain, or mow the grounds of the real property;

(d) Remove or paint over graffiti on the real property.

2. A person who enters upon the premises and conducts the actions permitted in subsection 1 of this section and who makes a good faith determination based upon the inspection that the property is abandoned is immune from claims of civil and criminal trespass and all other civil liability therefor, unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct.

3. The owner of the real property upon which a person enters and conducts the actions permitted in subsection 1 of this section shall be immune from civil liability for any injury sustained by the person, unless the injury resulted from the owner's gross negligence or willful, wanton, or intentional misconduct.

4. In the case of real property that is subject to a mortgage or deed of trust, the creditor holding the debt secured by the mortgage or deed of trust may not enter upon the premises of the real property under subsection 1 of this section if entry is barred by an automatic stay issued by a bankruptcy court.

5. For purposes of this section, "abandoned" property means:

(1) A vacant, unimproved lot zoned residential or commercial for which the owner is in violation of a municipal nuisance or property maintenance code; or

(2) With respect to actions taken pursuant to this section by a creditor holding a lien interest in the property, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section and the creditor's debt secured by such lien interest has been continuously delinquent for not less than three months; or

(3) With respect to actions taken pursuant to this section by persons other than creditors, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section, and for which the owner is in violation of a municipal nuisance or property maintenance code, and for which either:

(a) Ad valorum property taxes are delinquent; or

(b) The property owner has failed to comply with any municipal ordinance requiring registration of vacant property, or the municipality has determined the structure to be uninhabitable due to deteriorated conditions.

6. This section shall apply only to real property located in any home rule city or any county with a charter form of government and with more than nine hundred fifty thousand inhabitants."; and

Further amend said bill, Page 7, Section 82.1028, Line 17, by inserting after all of said line the following:

"84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars, nor more than **[**~~one hundred thirty-three thousand eight hundred eighty-eight~~**] one hundred forty-six thousand one hundred twenty-four** dollars per annum each;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor more than **[**~~one hundred twenty-two thousand one hundred fifty-three~~**] one hundred thirty-three thousand three hundred twenty** dollars per annum each;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor more than **[**~~one hundred eleven thousand four hundred thirty-four~~**] one hundred twenty-one thousand six hundred eight** dollars per annum each;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor more than **[**~~ninety-seven thousand eighty-six~~**] one hundred six thousand five hundred sixty** dollars per annum each;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars, nor more than **[**~~eighty-seven thousand seven hundred one~~**] ninety-four thousand three hundred thirty-two** dollars per annum each;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars, nor more than **[**~~eighty-seven thousand seven hundred one~~**] ninety-four thousand three hundred thirty-two** dollars per annum each;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars, nor more than **[**~~eighty-two thousand six hundred nineteen~~**] eighty-seven thousand six hundred thirty-six** dollars per annum each.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, in the above-specified salary ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1415** entitled:

An act to repeal sections 162.1115, 178.550, 620.809, and 620.2020, RSMo, and to enact in lieu thereof seven new sections relating to workforce development.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1415, Page 10, Section 178.550, Line 19 of said page, by inserting after all of said line the following:

"**178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six hour or longer day worked by a handicapped employee.**

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:

(1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and

(2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location."; and

Further amend said bill, Page 30, Section 620.2020, Line 23 of said page, by inserting after all of said line the following:

"**[**~~178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.~~

~~3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem Revolving Fund" which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.~~

~~4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.~~**]**

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 1415, Page 4, Section 162.1115, Line 5, by inserting after all of said line the following:

"**167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:**

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

(12) An elementary school counselor, appointed by a statewide association of school counselors;

(13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and

recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

(1) Gives students an opportunity to explore various career and educational opportunities by:

(a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;

(b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;

(c) Describing technical degrees offered by colleges;

(d) Explaining the courses and educational experiences offered at community colleges;

(e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;

(f) Advising students of any advanced placement courses that they may take at the school;

(g) Describing any opportunities at the school for dual enrollment;

(h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;

(i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;

(j) Describing the availability of virtual courses;

(k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;

(l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;

(m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;

(n) Advising students of the resources offered by workforce or job centers;

(o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;

(p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;

(q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;

(r) Administering a basic math test to students so that they can assess their math skills;

(s) Administering a basic writing test to students so that they can assess their writing skills;

(t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and

(u) Explaining how to complete college applications and the Free Application for Federal Student Aid;

(2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;

(3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of

the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 951, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 2562, as amended – Fiscal Review
SS HB 1415, as amended – Fiscal Review

HOUSE RESOLUTIONS

HR 5589, relating to interim employment, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HR 5589** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber

Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 27	Cookson	Curtis	Fitzpatrick
Johnson	Korman	Mathews	McDaniel	Messenger
Newman	Peters	Pogue	Rowland 29	Schroer
Wiemann	Mr. Speaker			

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HBs 1288, 1377 & 2050** entitled:

An act to repeal sections 135.341, 135.600, 135.630, 135.647, and 135.800, RSMo, and to enact in lieu thereof seven new sections relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1350, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1350, as amended**.

Senators: Rowden, Riddle, Wasson, Walsh, Sifton

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 SCS HCS HBs 1288, 1377 & 2050 – Fiscal Review

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SBs 603, 576 & 898, as amended, relating to virtual education, was taken up by Representative Spencer.

Representative Spencer moved that the House refuse to recede from its position on **HCS SS SCS SBs 603, 576 & 898, as amended**, grant the Senate a conference, and allow the conferees to exceed the differences.

Which motion was adopted.

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SBs 603, 576 & 898: Representatives Spencer, Roeber, Swan, Morgan and Curtis
SS SCS HB 1350: Representatives Smith (163), Christofanelli, Conway (104), Franks and Mitten

Speaker Pro Tem Haahr resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 966, relating to administration of the criminal justice system, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS SS SCS SB 966** was agreed to.

Representative Bahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 3, Section 43.507, Line 9, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**~~, except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website~~**]**.

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter **[**~~convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,~~**] adjudicated for an offense referenced in section 589.414,** unless such person is **[**~~exempted~~**] exempt** from registering under subsection **[**~~8~~**] 9 or 10** of this section **or section 589.401**; **[**~~or~~**]**

(2) **[**~~Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or~~

~~(3)~~**]** Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; **[**~~or~~**]**

[~~(4)~~**] (3)** Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense **[**~~listed~~**] referenced** in **[**~~subdivision (1) or (2) of this subsection~~**] section 589.414**; **[**~~or~~**]**

[~~(5)~~**] (4)** Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been **[**~~convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;~~**] adjudicated for an offense listed under section 589.414;**

[~~(6)~~**] (5)** Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

[~~(7)~~**] (6)** Any person who is a resident of this state who has, since July 1, 1979, **been** or is hereafter **[**~~convicted of, been found guilty of, or pled guilty to or nolo contendere~~**] adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction **[**~~to committing, attempting to commit, or conspiring to commit~~**] for** an offense which, if committed in this state, would **[**~~be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection~~**] constitute**

an offense listed under section 589.414, or has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law; or

[~~(8)~~**] (7)** Any person who has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of **[**~~conviction~~**] adjudication**, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official**[**~~, if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested~~**]**.

3. The registration requirements of sections 589.400 through 589.425 **[**~~are lifetime registration requirements~~**] shall be as provided under subsection 4 of this section** unless:

(1) All offenses requiring registration are reversed, vacated**,** or set aside;

(2) **[**~~The registrant is pardoned of the offenses requiring registration;~~

~~(3)~~**]** The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of **[**~~subsection 6 of this~~**]** section **589.414**; or

[~~(4)~~**] (3)** The **[**~~registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the~~**]** court orders the removal or exemption of such person from the registry **under section 589.401**.

4. **The registration requirements shall be as follows:**

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[~~5.~~**] 7.** For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[~~6.~~**] 8.** Any person currently on the sexual offender registry **[**~~for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,~~**] or who otherwise would be required to register for being adjudicated for the offense of** felonious restraint **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[~~7.~~**] 9. The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry **[**~~for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register~~**] or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215; or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[~~8. Effective August 28, 2009,~~**] 10.** Any person **currently** on the sexual offender registry for having been **[**~~convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense~~**]**

adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401.

[~~9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.~~

~~(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.~~**]**

[~~10.~~**]** 11. Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment**, including participation as a volunteer or intern,** or attendance at any school of higher education **[**~~and is not entitled to relief under the provisions of subsection 9 of this section~~**] whether public or private, including any secondary school, trade school, professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401. Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, including the period of time the offender is staying in such place**. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency **[**~~and is not entitled to the provisions of subsection 9 of this section~~**] unless granted relief under section 589.401**.

[~~11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.~~**]**

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

(1) For a tier I offense, ten years;

(2) For a tier II offense, twenty-five years; or

(3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

(1) The petitioner's:

(a) Full name, including any alias used by the individual;

(b) Sex;

(c) Race;

(d) Date of birth;

(e) Last four digits of the Social Security number;

(f) Address; and

(g) Place of employment, school, or volunteer status;

(2) The offense and tier of the offense that required the petitioner to register;

(3) The date the petitioner was adjudicated for the offense;

(4) The date the petitioner was required to register;

(5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;

(6) Petitioner's fingerprints on an applicant fingerprint card;

(7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and

(8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

(1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;

(2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;

(3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**~~, except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website~~**]**.

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. **1.** Any person **[**~~to whom subsection 1 of section 589.400 applies~~**] who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections **[**~~or~~**],** any mental health institution**, private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall**:**

(1) If the person plans to reside in this state, be informed by the official in charge of such correctional facility**, private jail,** or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility**, private jail,** or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days **of release**, to **the Missouri state highway patrol and** the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole**,** or release**[**~~. When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol.~~**]; or**

(2) If the person does not reside or plan to reside in Missouri, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff 's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;

(10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

(11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

(12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

(13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. **1.** Any person **[**~~to whom subsection 1 of section 589.400 applies~~**] who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or

released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall **[**~~obtain the address where the person expects to reside upon discharge, parole or release and shall~~**] make it a condition of probation that the offender** report**[**~~,~~**]** within three business days**[**~~, such address~~**]** to the chief law enforcement official of the county **of adjudication** or city not within a county **[**~~where the person expects to reside, upon discharge, parole or release~~**] of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

(1) If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or

(2) If the offender does not reside in Missouri:

(a) Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to 589.425; and

(b) Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to**,** the following:

(1) A statement in writing signed by the person, giving the name, address, **date of birth,** Social Security number**,** and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;

(2) The fingerprints**[**~~,~~**] and** palm prints**[**~~, and a photograph~~**]** of the person; **[**~~and~~**]**

(3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;

(b) Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and

(c) Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and

(4) A DNA sample **from the individual**, if a sample has not already been obtained.

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. The Missouri state highway patrol shall maintain all required registration information in digitized form.

4. Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.

5. The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.

6. The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, **[**~~not later than~~**] within** three business days **[**~~after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status~~**]**, appear in person to the chief law enforcement officer of the county or city not within a county **[**~~and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days~~**] if there is a change to any of the following information:**

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

[~~2.~~**] 4.** If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction,** the Missouri state highway patrol shall inform the responsible official in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

[~~3.~~**] 5. Tier I sexual offenders,** in addition to the requirements of subsections 1 **[**~~and 2~~**] to 4** of this section, **[**~~the following offenders~~**]** shall report in person to the chief law enforcement **[**~~agency every ninety days~~**] official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407**. Tier I sexual offenders include**:

(1) Any offender **[**~~registered as a predatory or persistent sexual offender under the definitions found in section 566.125~~**] who has been adjudicated for the offense of:**

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) **[**~~ Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and~~

~~(3) Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.~~

~~4.~~**] Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248**.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 **[**~~and 2~~**] to 4** of this section, **[**~~all registrants~~**]** shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement **[**~~agency~~**] official** to verify the information contained in their statement made pursuant to section 589.407. **[**~~All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.~~**] Tier II sexual offenders include:**

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

(m) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

(ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;

(gg) Sexual intercourse with a prisoner or offender under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

[~~5.~~**] 8.** In addition to the requirements of subsections 1 **[**~~and 2~~**] to 7** of this section, all Missouri registrants who work**, including as a volunteer or unpaid intern,** or attend **any** school **[**~~or training~~**] whether public or private, including any secondary school, trade school, professional school, or institution of higher education,** on a full-time or part-time basis **[**~~in any other state~~**] or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work**, including as a volunteer or unpaid intern,** or attend **any** school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

[~~6.~~**] 9.** If a person**[**~~,~~**]** who is required to register as a sexual offender under sections 589.400 to 589.425**[**~~,~~**]** changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"**558.043. Notwithstanding any other provision of law, in sentencing a person convicted of an offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 but that did not:**

(1) Include the use, attempted use, or threatened use of serious physical force by the defendant against another person or result in the serious physical injury of another person by the defendant;

(2) Involve any sexual offense by the defendant against a minor other than an offense involving sexual contact if the victim was fourteen years of age or older and the defendant was not more than four years older than the victim and the sexual contact was consensual; or

(3) Include the brandishing or discharge of a firearm by the defendant,

the court may depart from the applicable statutory minimum sentence or minimum prison term required by section 558.019 if the court finds substantial and compelling reasons on the record that, giving due regard to the nature of the offense, the history and character of the defendant, and his or her chances of successful rehabilitation, imposition of the statutory minimum sentence or minimum prison term required by section 558.019 would result in substantial injustice to the defendant or is not necessary for the protection of the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting after all of said section and line the following:

"**407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.**

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer**[**~~,~~**]** or any agent**,** authorized signatory**,** or employee of such person;

(3) **"Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;**

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

[~~(4)~~**] (6)** "Credit card" **[**~~or "debit card"~~**]**, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without **a** fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit**[**~~,~~**] or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card**. "Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments**;

[~~(5)~~**] (7)** "Expired credit card", a credit card for which the expiration date shown on it has passed;

[~~(6)~~**] (8)** "Issuer", the business organization **[**~~or~~**] ,** financial institution**,** or **[**~~its~~**]** duly authorized agent**[**~~, which~~**] thereof that** issues a credit card;

[~~(7)~~**] (9)** "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

[~~(8)~~**] (10)** "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from **[**~~an authorized user of a payment card~~**] a cardholder**, or an individual the person believes to be **[**~~an authorized user~~**] a cardholder**, a **[**~~payment~~**] credit** card or information from a **[**~~payment~~**] credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

[~~(9)~~**] (11)** "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

[~~(10)~~**] (12)** "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit **[**~~or debit~~**]** card onto the **chip or** magnetic strip or stripe of a different credit **[**~~or debit~~**]** card;

[~~(11)~~**] (13)** "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

[~~(12)~~**] (14)** "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit **[**~~or debit~~**]** card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card **[**~~or debit card~~**]** account number on any sales receipt provided to the cardholder for merchandise sold in this state**[**~~;~~

~~(2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or~~

~~(3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant~~**]**.

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number **[**~~or debit card number~~**]** is by handwriting or, prior to January 1, 2005, by an imprint of the credit card **[**~~or debit card~~**]**; and

(2) For handwritten or imprinted copies of credit card **[**~~or debit card~~**]** receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card **[**~~or debit card~~**]** transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card **[**~~or debit card~~**]** transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;

(2) Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;

(3) Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or

(4) Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

407.436. **[**~~1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.~~

~~2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to~~

~~407.130, in addition to rulemaking authority as provided in section 407.145.~~**] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 3** was adopted.

Representative Corlew offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Lines 38-48, by deleting said lines and inserting in lieu thereof the following:

"**4. The presiding judge of a judicial circuit may propose expenses to be reimbursable by the state on behalf of one or more of the counties in that circuit. Proposed reimbursable expenses may include pretrial assessment and supervision strategies for defendants who are ultimately eligible for state incarceration. A county may not receive more than its share of the amount appropriated in the previous fiscal year, inclusive of expenses proposed by the presiding judge. Any county shall convey such proposal to the department, and any such proposal presented by a presiding judge shall include the documented agreement with the proposal by the county governing body, prosecuting attorney, at least one associate circuit judge, and the officer of the county responsible for custody or incarceration of prisoners of the county represented in the proposal. Any county that declines to convey a proposal to the department, pursuant to the provisions of this subsection, shall receive its per diem cost of incarceration for all prisoners chargeable to the state in accordance with the provisions of subsections 1, 2, and 3 of this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 4** was adopted.

Representative Trent offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting after all of said section and line the following:

"210.1014. 1. There is hereby created the "Amber Alert System Oversight Committee", whose primary duty shall be to develop criteria and procedures for the Amber alert system and shall be housed within the department of public safety. The committee shall regularly review the function of the Amber alert system and revise its criteria and procedures in cooperation with the department of public safety to provide for efficient and effective public notification **and meet at least annually to discuss potential improvements to the Amber alert system**. As soon as practicable, the committee shall adopt criteria and procedures to expand the Amber alert system to provide urgent public alerts related to homeland security, criminal acts, health emergencies, and other imminent dangers to the public health and welfare.

2. The Amber alert system oversight committee shall consist of ten members of which seven members shall be appointed by the governor with the advice and consent of the senate. Such members shall represent the following entities: two representatives of the Missouri Sheriffs' Association; two representatives of the Missouri Police Chiefs Association; one representative of small market radio broadcasters; one representative of large market radio broadcasters; one representative of television broadcasters. The director of the department of public safety shall also be a member of the committee and shall serve as chair of the committee. Additional members shall include one representative of the highway patrol and one representative of the department of health and senior services.

3. Members of the oversight committee shall serve a term of four years, except that members first appointed to the committee shall have staggered terms of two, three, and four years and shall serve until their successor is duly appointed and qualified.

4. Members of the oversight committee shall serve without compensation, except that members shall be reimbursed for their actual and necessary expenses required for the discharge of their duties.

5. The Amber alert system oversight committee shall promulgate rules for the implementation of the Amber alert system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

210.1016. 1. The provisions of this section shall be known and may be cited as "Hailey's Law".

2. The Amber alert system shall be integrated into the Missouri uniform law enforcement system (MULES) and Regional Justice Information Service (REJIS) to expedite the reporting of child abductions."; and

Further amend said bill, Page 33, Section 455.560, Line 46, by inserting after all of said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**

488.2206. 1. In addition to all court fees and costs prescribed by law, a surcharge of up to ten dollars shall be assessed as costs in each court proceeding filed in any court within **[**~~the thirty-first judicial circuit~~**] any judicial circuit composed of a single noncharter county** in all **civil and** criminal cases including violations of any county or municipal ordinance or any violation of a criminal or traffic law of the state, including an infraction, except that no such surcharge shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. For violations of the general criminal laws of the state or county ordinances, no such surcharge shall be collected unless it is authorized, by order, ordinance, or resolution by the county government where the violation occurred. For violations of municipal ordinances, no such surcharge shall be collected unless it is authorized by order, ordinance, or resolution by the municipal government where the violation occurred. Such surcharges shall be collected and disbursed by the clerk of each respective court responsible for collecting court costs in the manner provided by sections 488.010 to 488.020, and shall be payable to the treasurer of the political subdivision authorizing such surcharge**, who shall deposit the funds in a separate account known as the "justice center fund", to be established and maintained by the political subdivision**.

2. Each county or municipality shall use all funds received pursuant to this section only to pay for the costs associated with the land assemblage and purchase, **planning,** construction, maintenance, and operation of any county or municipal judicial facility **or justice center** including, but not limited to, **architectural, engineering, and other plans and studies,** debt service, utilities, maintenance, and building security. The county or municipality shall maintain records identifying **[**~~such operating costs, and any moneys not needed for the operating costs of the county or municipal judicial facility shall be transmitted quarterly to the general revenue fund of the county or municipality respectively~~**] all funds received and expenditures made from their respective center funds**.

488.2250. 1. For all appeal transcripts of testimony given **[**~~or proceedings in any circuit court~~**]**, the court reporter shall receive the sum of three dollars and fifty cents per legal page for the preparation of a paper and an electronic version of the transcript.

2. In criminal cases where an appeal is taken by the defendant and it appears to the satisfaction of the court that the defendant is unable to pay the costs of the transcript for the purpose of perfecting the appeal, the court reporter shall receive a fee of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

3. Any judge, in his or her discretion, may order a transcript of all or any part of the evidence or oral proceedings and the court reporter shall receive the sum of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

4. For purposes of this section, a legal page, other than the first page and the final page of the transcript, shall be twenty-five lines, approximately eight and one-half inches by eleven inches in size, with the left-hand margin of approximately one and one-half inches, and with the right-hand margin of approximately one-half inch.

5. Notwithstanding any law to the contrary, the payment of court reporter's fees provided in subsections 2 and 3 of this section shall be made by the state upon a voucher approved by the court. The cost to prepare all other transcripts of testimony or proceedings shall be borne by the party requesting their preparation and production, who shall reimburse the court reporter **[**~~the sum provided in subsection 1 of this section~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 5** was adopted.

Representative Schroer offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting after all of said section and line the following:

"577.029. A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall**, with the consent of the patient or a warrant issued by a court of competent jurisdiction,** withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**~~or~~**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests**; or**

(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **[**~~or~~**]**

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine**; or**

(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 6** was adopted.

Representative Evans offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting immediately after all of said section and line the following:

"**217.149. 1. By January 1, 2019, all correctional centers shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:**

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;

(10) A requirement that a female medical professional be present during any examination of such offender while in a state of undress; and

(11) The department shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery.

217.151. 1. As used in this section, the following terms mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the correctional center or medical facility, other offenders, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A correctional center shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or within forty-eight hours postdelivery.

3. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall.

5. If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery

requests that restraints not be used, the corrections officer accompanying such offender shall immediately remove all restraints.

6. In the event a corrections officer determines that extraordinary circumstances exist and restraints are necessary, the corrections officer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the correctional center for at least ten years from the date the restraints were used.

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery in accordance with subsection 6 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities.

9. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest."; and

Further amend said bill, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"**221.523. 1. By January 1, 2019, all county and city jails shall develop specific written policies and procedures for the intake and care of offenders who are pregnant. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest. The policies and procedures shall include the following:**

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;

(10) The jail shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662; and

(11) The use of restraints on a pregnant offender in her third trimester. Such policy may include provisions that:

(a) A county or city jail shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery;

(b) Pregnant offenders shall be transported in vehicles equipped with seatbelts;

(c) Anytime restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. If wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall;

(d) If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such offender shall immediately remove all restraints;

(e) In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least ten years from the date the restraints were used;

(f) The county or city jail shall:

a. Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

b. Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail;

(g) A female medical professional be present during any examination of such offender while in a state of undress.

2. As used in this section, the following terms shall mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other offenders, or the public;

(2) "Gestational age", the same meaning as in section 188.015;

(3) "Labor", the period of time before a birth during which contractions are present;

(4) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(5) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs;

(6) "Third trimester", the period of pregnancy beginning after twenty-seven weeks gestational age."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 7** was adopted.

Representative Hill offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients

assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 8** was adopted.

Representative Mathews offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1 , Section A, Line 11, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:**

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 9** was adopted.

Representative Dinkins offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"221.111. 1. A person commits the offense of possession of unlawful items in a prison or jail if such person knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of any correctional center as the term "correctional center" is defined under section 217.010, or any city, county, or private jail:

(1) Any controlled substance as that term is defined by law, except upon the written prescription of a licensed physician, dentist, or veterinarian;

(2) Any other alkaloid of any kind or any intoxicating liquor as the term intoxicating liquor is defined in section 311.020;

(3) Any article or item of personal property which a prisoner is prohibited by law, by rule made pursuant to section 221.060, or by regulation of the department of corrections from receiving or possessing, except as herein provided;

(4) Any gun, knife, weapon, or other article or item of personal property that may be used in such manner as to endanger the safety or security of the institution or as to endanger the life or limb of any prisoner or employee thereof**;**

(5) Any two-way telecommunications device or its component parts.

2. The violation of subdivision (1) of subsection 1 of this section shall be a class D felony; the violation of subdivision (2) **or (5) of subsection 1** of this section shall be a class E felony; the violation of subdivision (3) **of subsection 1** of this section shall be a class A misdemeanor; and the violation of subdivision (4) **of subsection 1** of this section shall be a class B felony.

3. The chief operating officer of a county or city jail or other correctional facility or the administrator of a private jail may deny visitation privileges to or refer to the county prosecuting attorney for prosecution any person who knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of such jail or facility any personal item which is prohibited by rule or regulation of such jail or facility. Such rules or regulations, including a list of personal items allowed in the jail or facility, shall be prominently posted for viewing both inside and outside such jail or facility in an area accessible to any visitor, and shall be made available to any person requesting such rule or regulation. Violation of this subsection shall be an infraction if not covered by other statutes.

4. Any person who has been found guilty of a violation of subdivision (2) of subsection 1 of this section involving any alkaloid shall be entitled to expungement of the record of the violation. The procedure to expunge the record shall be pursuant to section 610.123. The record of any person shall not be expunged if such person has been found guilty of knowingly delivering, attempting to deliver, possessing, depositing, or concealing any alkaloid of any controlled substance in or about the premises of any correctional center, or city or county jail, or private prison or jail.

5. Subdivision (5) of subsection 1 of this section shall not apply to:

(1) Any law enforcement officer employed by a state agency, federal agency, or political subdivision lawfully engaged in his or her duties as a law enforcement officer;

(2) Any other person who is authorized by the correctional center or city, county, or private jail to possess or use a two-way telecommunications device in the correctional center or city, county, or private jail; or

(3) Any person who is not an inmate possessing a two-way telecommunications device or its component parts in an area of a correctional center or city, county, or private jail where such person may lawfully be without the intent to conceal, deliver to, or deposit for the use of another; except that, if such person refuses to comply with orders to surrender such device or its component parts, he or she shall be guilty of a class A misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 10** was adopted.

Representative Morse (151) offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.021. 1. The conditions of probation shall be such as the court in its discretion deems reasonably necessary to ensure that the defendant will not again violate the law. When a defendant is placed on probation he or she shall be given a certificate explicitly stating the conditions on which he or she is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order such conditions as the court believes will serve to compensate the victim, any dependent of the victim, any statutorily created fund for costs incurred as a result of the offender's actions, or society. Such conditions may include restorative justice methods pursuant to section 217.777, or any other method that the court finds just or appropriate including, but not limited to:

(1) Restitution to the victim or any dependent of the victim, or statutorily created fund for costs incurred as a result of the offender's actions in an amount to be determined by the judge;

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge;

(3) Offender treatment programs;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

3. **In addition to any of the conditions that may be imposed under this section, the judge may consider assigning the defendant to roadside cleanup as a condition of probation when the judge deems it to be appropriate.**

4. The defendant may refuse probation conditioned on the performance of free work. If he or she does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the defendant or any person deriving a cause of action from him or her if such cause of action arises from such supervision of performance, except for an intentional tort or gross negligence. The services performed by the defendant shall not be deemed employment within the meaning of the provisions of chapter 288. A defendant performing services pursuant to this section shall not be deemed an employee within the meaning of the provisions of chapter 287.

[~~4.~~**] 5.** In addition to such other authority as exists to order conditions of probation, in the case of a finding of guilt, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by the county commission pursuant to section 50.565. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565.

[~~5.~~**] 6.** A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a defendant to make payment.

[~~6.~~**] 7.** A defendant who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

[~~7.~~**] 8.** The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morse (151), **House Amendment No. 11** was adopted.

Representative Dogan offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after all of said section and line the following:

"590.650. 1. **The provisions of this section shall be known and may be cited as "The Fourth Amendment Affirmation Act".** As used in this section **[**~~"minority group" means individuals of African, Hispanic, Native American or Asian descent~~**] the following terms mean:**

(1) "Benchmark", the number used as a basis of comparison in determining possible disproportions in law enforcement activities, including the following:

(a) The benchmark for measuring disproportions in vehicle stops shall be the proportions of drivers in racial or ethnic groups residing or traveling in a jurisdiction;

(b) The benchmark for measuring disproportions in post-stop activities shall be the racial or ethnic group's proportion of stops; and

(c) The benchmark used to measure disproportions in hit rates shall be the group proportions of drivers searched;

(2) "Consent search", a search authorized by the consent of the individual, not by probable cause;

(3) "Discriminatory policing", circumstances in which the peace officer's actions are based in whole or in part on the real or perceived race, ethnicity, religious beliefs, gender, English language proficiency, status as a person with a disability, or a person's national origin rather than upon specific and articulable facts, which, taken together with rational inferences from those facts, reasonably indicate criminal activity. "Discriminatory policing" does not include investigations of alleged crimes when law enforcement must seek out suspects who match a specifically delineated description;

(4) "Hit rate", the rate of searches in which contraband is found. The hit rate is calculated by dividing the number of searches that yield contraband by the total number of searches. Hit rate may be calculated for individual officers, agencies, or multiple agencies;

(5) "Investigative stop", any stop by a peace officer of a motor vehicle involving at least in part an investigation of a criminal violation other than a motor vehicle violation. Investigative stops can involve calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, stops made at a sobriety checkpoint or other road block, or other investigatory stops;

(6) "Minority group", individuals of African, Hispanic, Native American, or Asian descent;

(7) "Ratio of disparity", the ratio of the rate of stops or other peace officer activities for a non-white group as compared to the rate for the white group. The ratio of disparity for the white group shall be the white group rate compared to the rate for non-white groups;

(8) "Significant disparity", a ratio of disparity that is over one hundred twenty-five percent of the overall state disparity for any minority group for that category of officer activity after controlling for factors other than discrimination that are contributing to the disparity;

(9) "Significant disproportion", a ratio of disparity that is over one hundred twenty-five percent of the overall state ratio of disparity for any minority group for that category of peace officer activity.

2. Each time a peace officer stops a driver of a motor vehicle, that officer shall report **at least** the following information to the law enforcement agency that employs the officer:

(1) The age, gender and race or minority group of the individual stopped;

(2) **Whether the driver resides in the jurisdiction of the stop;**

(3) The reasons for the stop**. Reasons for an investigative stop include, but are not limited to, calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, and stops made at a sobriety checkpoint or other road block**;

[~~(3)~~**] (4)** Whether a search was conducted as a result of the stop;

[~~(4)~~**] (5)** If a search was conducted, whether the individual consented to the search, **how the individual's consent was documented,** the probable cause for the search, whether the person was searched, whether the person's property was searched, and the duration of the search;

[~~(5)~~**] (6)** Whether any contraband was discovered in the course of the search and the type of any contraband discovered;

[~~(6)~~**] (7)** Whether any warning or citation was issued as a result of the stop;

[~~(7)~~**] (8)** If a warning or citation was issued, the violation charged or warning provided;

[~~(8)~~**] (9)** Whether an arrest was made as a result of either the stop or the search;

[~~(9)~~**] (10)** If an arrest was made, the crime charged; and

[~~(10)~~**] (11)** The location of the stop.

Such information may be reported using a format determined by the department of public safety which uses existing citation and report forms.

3. (1) Each law enforcement agency shall compile the data described in subsection 2 of this section for the calendar year into a report to the attorney general.

(2) Each law enforcement agency shall submit the report to the attorney general no later than March first of the following calendar year.

(3) The attorney general shall determine the format that all law enforcement agencies shall use to submit the report. **The attorney general may allow the department of public safety to extract the data from other reports filed by law enforcement agencies.**

4. (1) The attorney general shall analyze the annual reports of law enforcement agencies required by this section and submit a report of the findings to the governor, the general assembly and each law enforcement agency no later than June first of each year.

(2) **The report shall identify situations in which data submitted by agencies indicate that racial and ethnic groups are disproportionately affected by law enforcement activity so that further analysis may be conducted to determine whether peace officers are engaging in discriminatory policing;**

(3) The report shall provide group ratios of disparity for all categories of stops, post-stop activities, searches, and contraband found using appropriate benchmarks as defined in subsection 1 of this section;

(4) The report of the attorney general shall include at least the following information for each agency **and for the state overall**:

(a) The total number of vehicles stopped by peace officers during the previous calendar year;

(b) The number and percentage of stopped motor vehicles that were driven by members of each particular minority group;

(c) **[**~~A comparison of the percentage of stopped motor vehicles driven by each minority group and the percentage of the state's population that each minority group comprises~~**] Ratios of disparity for all categories of stops, post-stop activities, searches, and contraband using appropriate benchmarks as defined in subsection 1 of this section**; and

(d) A compilation of the information reported by law enforcement agencies pursuant to subsection 2 of this section.

5. **(1)** Each law enforcement agency shall adopt a policy on **[**~~race-based traffic stops~~**] discriminatory policing** that:

[~~(1)~~**] (a)** Prohibits **[**~~the practice of routinely stopping members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law~~**] discriminatory policing**;

[~~(2)~~**] (b)** Provides for **[**~~periodic~~**] annual** reviews by the law enforcement agency of the annual report of the attorney general required by subsection 4 of this section that:

[~~(a)~~**] a.** Determine whether any peace officers of the law enforcement agency have a pattern of stopping members of minority groups for violations of vehicle laws in a number disproportionate to the population of minority groups residing or traveling within the jurisdiction of the law enforcement agency; and

[~~(b)~~**] b.** If the review reveals a pattern, require an investigation to determine whether any peace officers of the law enforcement agency **[**~~routinely stop members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law; and~~**] engaged in discriminatory policing;**

c. Include a review of complaints received by the law enforcement agency and a breakdown of which complaints were verified, found to be unfounded, remain active, and what steps were taken to address verified complaints. The review of complaints shall indicate the number of complaints alleging discriminatory policing that a law enforcement agency received; and

d. The results of the review shall be made public, however, no personnel information prohibited by law shall be disclosed; and

[~~(3)~~**] (c)** Provides for appropriate **discipline, up to and including dismissal,** counseling**,** and training of any peace officer found to have engaged in **[**~~race-based traffic stops~~**] discriminatory policing** within ninety days of the review.

The course or courses of instruction and the guidelines shall stress understanding and respect for racial and cultural differences, **cultural competency,** and development of effective, noncombative methods of carrying out law enforcement duties in a racially and culturally diverse environment.

(2) Each policy shall be in writing and accessible by the public. The attorney general shall certify that the discriminatory policing policy of each agency is substantially equivalent to the requirements of this subsection.

(3) Each policy shall put in place procedures to eliminate discriminatory policing.

6. **When a motor vehicle has been stopped solely for a traffic violation, a peace officer shall request only the following documentation from only the driver of the motor vehicle:**

(1) A driver's license or other verifiable, government-issued identification, including foreign-issued identification;

(2) Motor vehicle registration; and

(3) Proof of insurance.

7. If a law enforcement agency fails to comply with the provisions of this section, the governor may withhold any state funds appropriated to the noncompliant law enforcement agency.

[~~7.~~**] 8.** Each law enforcement agency in this state may utilize federal funds from community-oriented policing services grants or any other federal sources to equip each vehicle used for traffic stops with a video camera and voice-activated microphone **or to purchase body cameras**.

[~~8. A peace officer who stops a driver of a motor vehicle pursuant to a lawfully conducted sobriety check point or road block shall be exempt from the reporting requirements of subsection 2 of this section.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Reiboldt	Reisch	Remole	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Conway 10	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Barnes 60	Brown 27	Brown 57
Butler	Carpenter	Chipman	Cookson	Corlew
Dohrman	Engler	Green	Grier	Kidd
Korman	Lauer	McDaniel	Messenger	Miller
Mitten	Newman	Peters	Pogue	Rehder

Rhoads Roeber Rowland 29 Shumake Stacy
Mr. Speaker

VACANCIES: 002

On motion of Representative Dogan, **House Amendment No. 12** was adopted.

Representative McCann Beatty offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 5, Section 84.510, Line 61, by inserting immediately after said section and line the following:

"105.055. 1. **As used in this section, the following terms mean:**

(1) "Disciplinary action", any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, regardless of whether the withholding of work has affected or will affect the employee's compensation;

(2) "Public employee", any employee, volunteer, intern, or other individual performing work or services for a public employer;

(3) "Public employer", any state agency or office, the general assembly, any legislative or governing body of the state, any unit or political subdivision of the state, or any other instrumentality of the state.

2. No supervisor or appointing authority of any **[**~~state agency~~**] public employer** shall prohibit any employee of the **[**~~agency~~**] public employer** from discussing the operations of the **[**~~agency~~**] public employer**, either specifically or generally, with any member of the legislature, state auditor, attorney general, **a prosecuting or circuit attorney, a law enforcement agency, news media, the public,** or any state official or body charged with investigating **[**~~such~~**] any** alleged misconduct **described in this section**.

[~~2.~~**] 3.** No supervisor or appointing authority of any **[**~~state agency~~**] public employer** shall:

(1) Prohibit a **[**~~state~~**] public** employee from or take any disciplinary action whatsoever against a **[**~~state~~**] public** employee for the disclosure of any alleged prohibited activity under investigation or any related activity, or for the disclosure of information which the employee reasonably believes evidences:

(a) A violation of any law, rule or regulation; or

(b) Mismanagement, a gross waste of funds or abuse of authority, **violation of policy, waste of public resources, alteration of technical findings or communication of scientific opinion, breaches of professional ethical canons,** or a substantial and specific danger to public health or safety, if the disclosure is not specifically prohibited by law; **[**~~or~~**]**

(2) Require **[**~~any such~~**] a public** employee to give notice to the supervisor or appointing authority prior to **[**~~making any such report~~**] disclosing any activity described in subdivision (1) of this subsection; or**

(3) Prevent a public employee from testifying before a court, administrative body, or legislative body regarding the alleged prohibited activity or disclosure of information.

[~~3.~~**] 4.** This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that **[**~~an~~**] a public** employee inform the supervisor or appointing authority as to legislative requests for information to the **[**~~agency~~**] public employer** or the substance of testimony made, or to be made, by the **public** employee to legislators on behalf of the **[**~~employee to legislators on behalf of the agency~~**] public employer**;

(2) Permitting **[**~~an~~**] a public** employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the **public** employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) Authorizing **[**~~an~~**] a public** employee to represent **[**~~the employee's~~**] his or her** personal opinions as the opinions of a **[**~~state agency~~**] public employer**; or

(4) Restricting or precluding disciplinary action taken against a **[**~~state~~**] public** employee if: the employee knew that the information was false; the information is closed or is confidential under the provisions of the open meetings law or any other law; or the disclosure relates to the employee's own violations, mismanagement, gross waste of funds, abuse of authority or endangerment of the public health or safety.

[~~4. As used in this section, "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, whether or not the withholding of work has affected or will affect the employee's compensation.~~**]**

5. **In addition to any other remedies provided by law,** any **state** employee may file an administrative appeal whenever the employee alleges that disciplinary action was taken against the employee in violation of this section. The appeal shall be filed with the administrative hearing commission; provided that the appeal shall be filed with the appropriate agency review board or body of nonmerit agency employers which have established appeal procedures substantially similar to those provided for merit employees in subsection 5 of section 36.390. The appeal shall be filed within **[**~~thirty days~~**] one year** of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with chapter 536. If the commission or appropriate review body finds that disciplinary action taken was unreasonable, the commission or appropriate review body shall modify or reverse the agency's action and order such relief for the employee as the commission considers appropriate. If the commission finds a violation of this section, it may review and recommend to the appointing authority that the violator be suspended on leave without pay for not more than thirty days or, in cases of willful or repeated violations, may review and recommend to the appointing authority that the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the commission or appropriate review body in such cases may be appealed by any party pursuant to law.

6. Each **[**~~state agency~~**] public employer** shall prominently post a copy of this section in locations where it can reasonably be expected to come to the attention of all employees of the **[**~~agency~~**] public employer**.

7. (1) In addition to the remedies in subsection **[**~~6~~**] 5** of this section **or any other remedies provided by law**, a person who alleges a violation of this section may bring a civil action **against the public employer** for damages within **[**~~ninety days~~**] one year** after the occurrence of the alleged violation.

(2) A civil action commenced pursuant to this subsection may be brought in the circuit court for the county where the alleged violation occurred, the county where the complainant resides, or the county where the person against whom the civil complaint is filed resides. **A person commencing such action may request a trial by jury.**

(3) **[**~~An~~**] A public** employee **[**~~must~~**] shall** show by clear and convincing evidence that he or she or a person acting on his or her behalf has reported or was about to report, verbally or in writing, a prohibited activity or a suspected prohibited activity. **Upon such a showing, the burden shall be on the public employer to demonstrate that the disciplinary action was not the result of such a report.**

(4) A court, in rendering a judgment in an action brought pursuant to this section, shall order, as the court considers appropriate, actual damages, and may also award the complainant all or a portion of the costs of litigation, including reasonable attorney fees.

8. If the alleged misconduct is related to the receipt and expenditures of public funds, a public employee alleging that disciplinary action was taken against the employee in violation of this section may request the state auditor to investigate the alleged misconduct and whether the disciplinary action was taken in violation of this section. If the state auditor uses his or her discretion to make such an investigation, the time to appeal such disciplinary action under subsections 5 and 7 of this section shall be the later of one year from the date of the alleged disciplinary action or ninety days following the release of the state auditor's report.

9. The provisions of this section shall apply to public employees, notwithstanding any provisions of section 213.070 and section 285.575 to the contrary.

105.725. Any person who obtains a claim or final judgment for a payment to be made out of the state legal expense fund shall not be offered or required to sign any confidentiality agreement stating that he or she will not discuss his or her claim or final judgment or stating that if he or she does discuss such claim or final judgment, he or she will waive any right to moneys from the state legal expense fund. If a confidentiality agreement is offered to a person in violation of this section and such agreement is signed, such signed agreement shall be unenforceable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 13** was adopted.

Representative Smith (163) offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in subdivision (4) of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; **[**~~or~~**]**

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; **[**~~or~~**]**

(3) During any time when a prosecution against the accused for the offense is pending in this state; **[**~~or~~**]**

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020**; or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.037. **1.** Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under **[**~~must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions~~**]** may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 14**.

House Amendment No. 1
to
House Amendment No. 14

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 2, Line 24, by inserting after all of said line the following:

"Further amend said bill, Page 36, Section 566.147, Line 42, by inserting after all of said line the following:

"567.050. 1. A person commits the offense of promoting prostitution in the first degree if he or she knowingly:

(1) Promotes prostitution by compelling a person to enter into, engage in, or remain in prostitution; **[**~~or~~**]**

(2) Promotes prostitution of a person less than sixteen years of age**; or**

(3) Owns, manages, or operates an interactive computer service, as defined 47 U.S.C. Section 230(f), or conspires or attempts to do so, with the intent to promote or facilitate the prostitution of another.

2. The term "compelling" includes:

(1) The use of forcible compulsion;

(2) The use of a drug or intoxicating substance to render a person incapable of controlling his conduct or appreciating its nature;

(3) Withholding or threatening to withhold dangerous drugs or a narcotic from a drug dependent person.

3. The offense of promoting prostitution in the first degree is a class B felony**, or a class A felony if a person violates subdivision (3) of subsection 1 of this section and acts in reckless disregard of the fact that such conduct contributed to the offense of trafficking for the purposes of sexual exploitation under section 566.209.**

4. A person injured by the acts committed in violation subdivision (3) of subsection 1 of this section and subdivisions (1) and (2) of subsection 3 of this section shall have a civil cause of action to recover damages and reasonable attorneys' fees for such injury.

5. In addition to the court's authority to order a defendant to make restitution for the damage or loss caused by his or her offense as provided in section 559.105, the court shall enter a judgment of restitution against the offender convicted of violating subdivision (3) of subsection 1 of this section and subdivision (2) of subsection 3 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 14** was adopted.

On motion of Representative Smith (163), **House Amendment No. 14, as amended**, was adopted.

Representative Brattin offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting after said section and line the following:

"**217.243. 1. Any inmate who receives an on-site nonemergency medical examination or treatment from the correctional center's medical personnel shall be assessed a charge of twenty-five cents per visit for the medical examination or treatment.**

2. Inmates shall be charged a co-pay fee except for the following:

(1) Health care services based on staff referrals;

(2) Staff-approved follow-up treatment for chronic illnesses;

(3) Preventive health care;

(4) Emergency services;

(5) Prenatal care;

(6) Diagnosis or treatment of chronic infectious diseases;

(7) Mental health care; or

(8) Substance abuse treatment.

3. Inmates without funds shall not be charged, provided they are considered to be indigent and are unable to pay the health care services fee.

4. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wiemann assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Beard
Black	Bondon	Brattin	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 040

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Austin	Barnes 60	Basye	Bernskoetter
Berry	Brown 27	Brown 57	Carpenter	Chipman
Cookson	Dogan	Ellebracht	Engler	Fitzwater
Houx	Kelley 127	Kidd	Korman	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Ruth	Tate		

VACANCIES: 002

On motion of Representative Brattin, **House Amendment No. 15** was adopted by the following vote, the ayes and noes having been demanded by Representative Brattin:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Black	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 041

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Higdon	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley

Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 027

Anders	Austin	Barnes 60	Bernskoetter	Berry
Brown 27	Carpenter	Chipman	Cookson	Engler
Fitzwater	Gannon	Houx	Kelley 127	Kidd
Korman	Messenger	Miller	Newman	Peters
Pfautsch	Pogue	Rhoads	Rowland 29	Ruth
Smith 85	Wessels			

VACANCIES: 002

Representative Matthiesen offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting the following after all of said section and line:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

(1) First degree murder under section 565.020;

(2) Second degree murder under section 565.021;

(3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;

(4) First degree assault under section 565.050;

(5) Rape in the first degree under section 566.030;

(6) Sodomy in the first degree under section 566.060;

(7) Burglary in the first degree under section 569.160;

(8) Burglary in the second degree under section 569.170;

(9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;

(10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture of a controlled substance under section 579.055;

(11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;

(12) Arson in the first degree under section 569.040;

(13) Voluntary manslaughter under section 565.023;

(14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;

(15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;

(16) Rape in the second degree under section 566.031;

(17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;

(18) Property damage in the first degree under section 569.100;

(19) The possession of a weapon under chapter 571;

(20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;

(21) Sodomy in the second degree pursuant to section 566.061;

(22) Sexual misconduct involving a child pursuant to section 566.083;

(23) Sexual abuse in the first degree pursuant to section 566.100; **or**

(24) **[**~~Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or~~

~~(25)~~**]** Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225**[**~~;~~**]**

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her suspension the requirement that such student is not allowed, while on such suspension, to be within one thousand feet of any school property in the school district where such student attended school or any activity of that district, regardless of whether or not the activity takes place on district property unless:

(1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;

(2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;

(3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or

(4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet

of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's

division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio.

167.117. 1. **[**~~In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.~~**] For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.**

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on **[**~~the~~**]** school premises**[**~~, including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property~~**]** any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall **[**~~immediately~~**] as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent. **In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

3. **[**~~In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.~~**] In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

4. A school employee, superintendent**,** or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Bahr	Basye	Beard
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 040

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 030

Alferman	Anders	Austin	Barnes 60	Bernskoetter
Berry	Brown 27	Carpenter	Chipman	Cookson
Cornejo	Engler	Fitzwater	Hannegan	Houx
Kelley 127	Korman	Marshall	Mathews	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Ruth	Shumake	Smith 85	Tate

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 16** was adopted.

Representative McGee offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. **(1) This subsection shall be known and may be cited as "Blair's Law".**

(2) A person commits the offense of unlawful use of weapons if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

(3) This subsection shall not apply if the firearm is discharged:

(a) As allowed by a defense of justification under chapter 563;

(b) On a properly supervised range;

(c) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(d) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(e) By special permit of the chief of police of the municipality;

(f) As required by an animal control officer in the performance of his or her duties;

(g) Using blanks;

(h) More than one mile from any occupied structure; or

(i) In self defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person.

(4) Notwithstanding any other provision of this section, a person who commits the offense of unlawful use of weapons under this subsection shall be guilty of a class D felony; except when such person commits a violation under subdivision (9) of subsection 1 of this section in which case the penalties of subdivision (4) of subsection 9 of this section shall apply.

3. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection **[**~~12~~**] 13** of this section, and who carry the identification defined in subsection **[**~~13~~**] 14** of this section, or any person

summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the board of probation and parole;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

[~~3.~~**] 4.** Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

[~~4.~~**] 5.** Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

[~~5.~~**] 6.** Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

[~~6.~~**] 7.** Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

[~~7.~~**] 8.** Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use

into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

[~~8.~~**] 9.** A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony**, except when such person commits a violation under subsection 2 of this section in which case the penalties of subdivision (4) of subsection 2 of this section shall apply**;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply**; and except when such person commits a violation under subsection 2 of this section in which case the penalties of subdivision (4) of subsection 2 of this section shall apply**;

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

[~~9.~~**] 10.** Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

[~~10.~~**] 11.** Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

[~~11.~~**] 12.** Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

[~~12.~~**] 13.** As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

[~~13.~~**] 14.** The identification required by subdivision (1) of subsection **[**~~2~~**] 3** of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection **[**~~2~~**]** **3** of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection **[**~~2~~**]** **3** of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to

disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection **[**~~2~~**] 3** of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection **[**~~2~~**] 3** of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the

general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the premises and may

prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGee, **House Amendment No. 17** was adopted.

Representative Hannegan offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 16, Section 217.690, Line 91, by inserting after said section and line the following:

"**217.697. 1. Notwithstanding any other provision of law, any offender incarcerated in a correctional facility after being sentenced by a court of this state who is serving a sentence of life without parole for a minimum of fifty years or more, is sixty-five years of age or older, has no felony conviction for a violent crime prior to the one for which he or she is currently serving the sentence, and is not a convicted sex offender shall receive a parole hearing upon serving thirty years or more of his or her sentence.**

2. During the parole hearing required under subsection 1 of this section, the board of probation and parole shall determine whether there is a reasonable probability that the offender will live and remain at liberty without violation of law upon release and therefore is eligible for release upon a finding that the offender has:

(1) A record of good conduct while incarcerated;

(2) Demonstrated self-rehabilitation while incarcerated;

(3) A workable parole plan, including community and family support;

(4) An institutional risk factor score of no higher than one; and

(5) A mental health score of one or two.

3. Any offender granted parole under this section shall be subject to a minimum of five years of supervision by the board of probation and parole upon release.

4. If the board does not grant parole to an offender who qualifies for parole under this section, the offender shall be eligible for a reconsideration parole hearing every two years until a presumptive release date is established.

5. Nothing in this section shall diminish the consideration of parole under any other provision of law applicable to the offender or the responsibility and authority of the governor to grant clemency, including pardons and commutation of sentences when necessary or desirable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 18**.

House Amendment No. 1
to
House Amendment No. 18

AMEND House Amendment No. 18 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1, Line 7, by deleting the words "**sixty-five**" and inserting in lieu thereof the word "**seventy**"; and

Further amend said amendment and page, Lines 22-25, by deleting said lines and inserting in lieu thereof the following:

"**4. Nothing in this section shall diminish the consideration of parole under any other**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden moved that **House Amendment No. 1 to House Amendment No. 18** be adopted.

Which motion was defeated.

On motion of Representative Hannegan, **House Amendment No. 18** was adopted.

Representative Franks Jr offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, **[**~~may~~**] shall** receive additional credit in terms of days spent in confinement **[**~~upon recommendation for such credit by the offender's institutional superintendent when~~**] if** the offender meets the requirements for such credit as provided in subsections 3 **[**~~and~~**],** 4**, 6, and 8** of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving.

3. **(1)** The director of the department of corrections shall issue a policy for awarding credit. The policy **[**~~may~~**] shall** reward an **[**~~inmate~~**] offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the **work and** rehabilitation programs available to him or her. Any violation of **major** institutional rules **[**~~or~~**],** the laws of this state**, or the accumulation of minor violations exceeding six within a calendar year** may result in the loss of all or a portion of any credit earned by the **[**~~inmate~~**] offender** pursuant to this section.

(2) Earned credits lost for a violation of institutional rules or laws of this state may be restored as provided under the department's policy.

(3) Earned credits from previous years shall not be lost.

4. **(1)** The department shall cause the policy to be published in the code of state regulations.

(2) Subject to the provisions of subsection 6 of this section, the department shall adopt rules that specify the programs or activities for which credit may be earned under this section; the criteria for determining productive participation in, or completion of, the programs or activities and the criteria for awarding credit, including criteria for awarding additional credit for successful program or activity completion; and the criteria for withdrawing previously earned credit as a result of a violation of institutional rules or laws of this state.

5. **[**~~No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.~~**] No person committed to the department who is sentenced to death shall be eligible for good time credit.**

6. (1) Each offender shall receive a deduction from his or her sentence by being awarded the following specified monthly credits:

(a) For the offender's participation in any work program, credit earned shall be fifteen days for every month's work performed by such offender;

(b) For the offender's successful completion of high school, or for the offender who has obtained his or her diploma or equivalent general education diploma, credit earned shall be ninety days;

(c) For the offender's successful completion of an alcohol or drug abuse treatment program, credit earned shall be ninety days;

(d) For the offender's successful completion of each restorative justice program, credit earned shall be ninety days;

(e) For the offender's successful completion of each mental health or rehabilitation program not specified in this section, credit earned shall be ninety days;

(f) For the offender's successful completion of vocational training, credit earned shall be ninety days; and

(g) For the offender's successful completion of other educational accomplishments or other programs not specified in this section, credit earned shall be ninety days.

(2) For purposes of this subsection, "credit earned" means good time credit awarded to an offender and each credit shall be calculated to be a period of one day.

7. The accumulated credit of every offender shall be maintained by the institution where the term of imprisonment is being served. A record of such credit accumulated shall be:

(1) Sent to the records office of the department on a quarterly basis;

(2) Forwarded to the division of probation and parole; and

(3) Provided to the offender.

8. The provisions of this section shall only apply to offenses occurring after January 1, 1979.

9. The department of corrections shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2019, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 19** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Gregory, **HCS SS SCS SB 966, as amended**, was adopted.

On motion of Representative Gregory, **HCS SS SCS SB 966, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roeber	Rone	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 016

Dohrman	Eggleston	Hurst	Johnson	Kidd
Marshall	McCreery	McDaniel	Moon	Pietzman
Rhoads	Roden	Ross	Spencer	Taylor
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Cookson	Cross	Houghton
Houx	Korman	May	McGee	Messenger
Newman	Peters	Pogue	Rowland 29	Schroer
Smith 85	Stevens 46			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 826, as amended**, and has taken up and passed **CCS HCS SS SCS SB 826**.

Emergency clause adopted.

BILLS CARRYING REQUEST MESSAGES

HCS SB 951, as amended, relating to health care, was taken up by Representative Bondon.

Representative Bondon moved that the House refuse to recede from its position on **HCS SB 951, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 843, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS SS SCS SB 843** was agreed to.

Representative Ross offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 2, Section 8.003, Lines 20-21, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~three~~**] the first** public **[**~~members term~~**] member appointed after the effective date of this act** shall be for two years, thereafter the **[**~~terms~~**] term of all subsequently appointed public members**"; and

Further amend said bill, Page 5, Section 8.007, Line 61, by inserting immediately after said line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. **Except as provided under section 8.007,** the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board."; and

Further amend said bill and page, Section 29.415, Lines 1-5, by deleting said lines and section from the bill; and

Further amend said bill, Pages 9-17, Section 105.955, Lines 1-272, by removing said section and lines and inserting in lieu thereof the following:

"109.221. 1. The state shall establish and administer a "State Historical Records Advisory Board". The state historical records advisory board shall consist of **[**~~twelve~~**] seven** members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state **or his or her designee** shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually.

The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

2. The state historical records advisory board is assigned to the office of the secretary of state. Members of the board shall receive no compensation for their service, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

4. The board may seek funds available through the National Historical Publications and Records Commission for the subvention of all or part of the costs of printing and manufacturing volumes that have been formally endorsed by the commission.

5. The board may seek funds from the National Historical Publications and Records Commission for sponsoring and publishing surveys of the conditions and needs of historical records in the state; for soliciting or developing proposals for projects to be carried out in the state for preservation of historical records and publications; for reviewing records proposals by institutions in the state and making recommendations from these to the commission; and for developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission. The board may further carry out those necessary duties to fulfill its purpose of helping in the collection and preservation of Missouri's historical records and such other duties as may be prescribed by law.

6. The secretary of state, as state historical records coordinator, may fund and administer**[**~~, with the advice of the state historical records advisory board~~**]**, grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

109.225. 1. There is hereby established the "Missouri Board on Geographic Names". The board shall be assigned for administrative purposes to the office of the secretary of state.

2. The board shall consist of nineteen members as follows:

(1) The secretary of state, who shall serve as chair of the board;

(2) **[**~~Nine~~**] Eight** citizens of Missouri appointed by the secretary of state;

(3) The director or the director's designee of the department of transportation;

(4) The director or the director's designee of the department of conservation;

(5) The director or the director's designee of the department of natural resources;

(6) **The director or the director's designee of the department of agriculture;**

(7) The commissioner or the commissioner's designee of the office of administration;

[~~(7)~~**] (8)** The director or the director's designee of the state archives;

[~~(8)~~**] (9)** The executive director or the executive director's designee of the state historical society of Missouri;

[~~(9)~~**] (10)** The director or the director's designee of the United States Geological Survey;

[~~(10)~~**] (11)** The director or the director's designee of the United States Forest Service; and

[~~(11)~~**] (12)** The director or the director's designee of the United States Corps of Engineers.

3. Appointed members of the board shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the board shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.

4. The board shall meet annually and as otherwise required by the secretary of state.

5. The board shall designate from its members a vice chair and shall adopt written guidelines to govern the management of the board.

6. Each member of the board shall serve without compensation, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the board.

7. The secretary of state shall designate an employee of the secretary of state's office as executive secretary for the board, who shall serve as a nonvoting member and shall maintain the records of the board's activities and decisions and shall be responsible for correspondence between the board and the United States Board on Geographic Names and other agencies.

8. The board shall:

(1) Receive and evaluate all proposals for changes in or additions to names of geographic features and places in the state of Missouri to determine the most appropriate and acceptable names for use in maps and official documents of all levels of government;

(2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;

(3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;

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(5) Maintain a list of advisors who have special interest and knowledge in Missouri history, geography, or culture and consult with such advisors on a regular basis in the course of the board's deliberations;

(6) Develop and revise state priorities for geographic records projects following guidelines of the United States Board on Geographic Names; and

(7) Submit a report on its activities annually to the general assembly.

9. The board may apply for moneys through federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic records in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for preservation of geographic records and publications.

109.255. 1. The secretary of state**, or his or her designee,** is hereby authorized to appoint and serve as chairman of a local records board to advise, counsel, and judge what local records shall be retained, copied, preserved, or disposed of and in what manner these functions shall be carried out by the director. This board shall represent a wide area of public interest in local records and shall consist of at least twelve members one of whom shall represent school boards, one constitutional charter city, one third class city, one fourth class city, **[**~~one village, one township, one for each class of county of the first and second class, one third or fourth class county, one higher education,~~**]** one historical society**, two of whom shall represent counties of the first or second classification, two of whom shall represent counties of the third or fourth classification,** and such other members as the secretary of state shall direct.

2. The members of the board of record control shall serve staggered terms and may be removed at the pleasure of the secretary of state.

3. The members of the board of control shall receive no salary but may be compensated for travel expenses if the budget of the secretary of state permits.

4. The board shall meet at such times as the chairman may call them.

5. The director with advice of the board of record control shall issue directives to guide local officials on the destruction of local records and nonrecord materials."; and

Further amend said bill, Page 18, Section 143.1015, Line 32, by inserting after all of said section and line the following:

"181.022. 1. The secretary of state shall create the "Secretary's Council on Library Development" to advise the secretary of state and the state library on matters that relate to the state's libraries and library service to Missouri citizens, to recommend to the secretary of state and the state library policies and programs relating to libraries in the state, and to communicate the value of libraries.

2. Members of the secretary's council on library development shall serve three-year terms, to be served on a rotating basis as shall be established by the secretary of state.

3. The members of the secretary's council on library development shall be appointed by the secretary of state, to include **[**~~members of the house of representatives, members of the senate,~~**]** representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries **,as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council**."; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or from any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations, even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options, including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 45, Section 324.478, Line 49, by inserting immediately after said line the following:

"327.313. Applications for enrollment as a land surveyor-in-training shall be typewritten on prescribed forms furnished to the applicant. The application shall contain applicant's statements showing the applicant's education, experience**,** and such other pertinent information as the board may require**[**~~, including but not limited to three letters of reference, one of which shall be from a professional land surveyor who has personal knowledge of the applicant's land surveying education or experience~~**]**. Each application shall contain a statement that it is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require**[**~~, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience~~**]**. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee."; and

Further amend said bill, Pages 58-59, Section 105.959, Lines 1-57, by removing said lines from the bill; and

Further amend said bill, Page 68, Section B, Line 6, by inserting immediately after said line the following:

"Section C. Because immediate action is necessary to allow for the safe disposal of unused pharmaceuticals, the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (3) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 9, by inserting after all of said line the following:

"Further amend said bill, Page 46, Section 332.086, Line 37, by inserting after all of said line the following:

"334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960 and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020 and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral**;**

(7) When such physician has a direct or indirect minority ownership or investment interest of not more than five percent in a hospital, as defined in section 197.020, whether through equity, debt, or other means and physical therapy is offered as a service of the hospital.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden assumed the Chair.

On motion of Representative Walker (3), **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Fitzwater:

AYES: 085

Adams	Alferman	Anders	Anderson	Austin
Bangert	Baringer	Barnes 28	Beard	Beck
Black	Butler	Carpenter	Christofanelli	Conway 10
Corlew	Curtis	Curtman	Dinkins	Dogan
Ellebracht	Engler	Evans	Fitzpatrick	Fraker
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hansen	Harris
Helms	Higdon	Houghton	Justus	Kelly 141
Knight	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	McCann Beatty	McCreery

McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morris 140	Muntzel	Neely	Pfautsch
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Revis	Roberts
Roden	Ross	Rowland 155	Runions	Shaul 113
Shumake	Smith 163	Stacy	Swan	Trent
Unsicker	Vescovo	Walker 3	Wessels	Wilson

NOES: 049

Andrews	Bahr	Barnes 60	Basye	Bernskoetter
Berry	Bondon	Brown 57	Burnett	Chipman
Cornejo	DeGroot	Dohrman	Eggleston	Ellington
Fitzwater	Francis	Franklin	Hannegan	Henderson
Hill	Houx	Hurst	Johnson	Kelley 127
Kendrick	Kidd	Mathews	Matthiesen	Miller
Moon	Morse 151	Mosley	Pietzman	Remole
Roeber	Rone	Ruth	Schroer	Shull 16
Smith 85	Sommer	Spencer	Stephens 128	Tate
Taylor	Walsh	Washington	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Brattin	Brown 27	Burns	Conway 104
Cookson	Cross	Davis	Haefner	Korman
Lauer	May	McDaniel	Messenger	Newman
Nichols	Peters	Phillips	Pogue	Reisch
Rhoads	Rowland 29	Stevens 46	Walker 74	White
Wiemann	Mr. Speaker			

VACANCIES: 002

Representative Barnes (60) offered **House Amendment No. 2 to House Amendment No. 1, as amended**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Lines 14-21, by removing all of said lines from the amendment; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2 to House Amendment No. 1, as amended**, was adopted.

Representative Cornejo offered **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**.

House Substitute Amendment No. 1
for
House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 2, Section 8.003, Lines 20-21, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~three~~**] the first** public **[**~~members term~~**] member appointed after the effective date of this act** shall be for two years, thereafter the **[**~~terms~~**] term of all subsequently appointed public members**"; and

Further amend said bill, Page 5, Section 8.007, Line 61, by inserting immediately after said line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. **Except as provided under section 8.007,** the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board."; and

Further amend said bill and page, Section 29.415, Lines 1-5, by deleting said lines and section from the bill; and

Further amend said bill, Pages 9-17, Section 105.955, Lines 1-272, by removing said section and lines and inserting in lieu thereof the following:

"109.221. 1. The state shall establish and administer a "State Historical Records Advisory Board". The state historical records advisory board shall consist of **[**~~twelve~~**] seven** members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state **or his or her designee** shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually. The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

2. The state historical records advisory board is assigned to the office of the secretary of state. Members of the board shall receive no compensation for their service, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

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6. The secretary of state, as state historical records coordinator, may fund and administer**[**~~, with the advice of the state historical records advisory board~~**]**, grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

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(5) The director or the director's designee of the department of natural resources;

(6) **The director or the director's designee of the department of agriculture;**

(7) The commissioner or the commissioner's designee of the office of administration;

[~~(7)~~**] (8)** The director or the director's designee of the state archives;

[~~(8)~~**] (9)** The executive director or the executive director's designee of the state historical society of Missouri;

[~~(9)~~**] (10)** The director or the director's designee of the United States Geological Survey;

[~~(10)~~**] (11)** The director or the director's designee of the United States Forest Service; and

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(2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;

(3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;

(4) Assist in the maintenance of a Missouri geographic names database as part of the national database;

(5) Maintain a list of advisors who have special interest and knowledge in Missouri history, geography, or culture and consult with such advisors on a regular basis in the course of the board's deliberations;

(6) Develop and revise state priorities for geographic records projects following guidelines of the United States Board on Geographic Names; and

(7) Submit a report on its activities annually to the general assembly.

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Further amend said bill, Page 18, Section 143.1015, Line 32, by inserting after all of said section and line the following:

"181.022. 1. The secretary of state shall create the "Secretary's Council on Library Development" to advise the secretary of state and the state library on matters that relate to the state's libraries and library service to Missouri citizens, to recommend to the secretary of state and the state library policies and programs relating to libraries in the state, and to communicate the value of libraries.

2. Members of the secretary's council on library development shall serve three-year terms, to be served on a rotating basis as shall be established by the secretary of state.

3. The members of the secretary's council on library development shall be appointed by the secretary of state, to include **[**~~members of the house of representatives, members of the senate,~~**]** representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries**, as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council**."; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

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2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug**, except as provided in section 195.265**.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or from any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations, even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options, including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 45, Section 324.478, Line 49, by inserting immediately after said line the following:

"327.313. Applications for enrollment as a land surveyor-in-training shall be typewritten on prescribed forms furnished to the applicant. The application shall contain applicant's statements showing the applicant's education, experience**,** and such other pertinent information as the board may require**[**~~, including but not limited to three letters of reference, one of which shall be from a professional land surveyor who has personal knowledge of the applicant's land surveying education or experience~~**]**. Each application shall contain a statement that it is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require**[**~~, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience~~**]**. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to

the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee."; and

Further amend said bill, Page 46, Section 332.086, Line 37, by inserting immediately after said line the following:

"334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960 and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020 and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral**;**

(7) When such physician has direct or indirect minority ownership or investment interest of not more than five percent in a hospital, as defined in section 197.020, or medical group, whether through equity, debt, or other means and physical therapy is offered as a service of the hospital or medical group.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995."; and

Further amend said bill, Pages 58-59, Section 105.959, Lines 1-57, by removing said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Redmon	Rehder
Reiboldt	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	Wilson	Wood	Mr. Speaker

NOES: 031

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Carpenter	Ellebracht
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Quade	Razer	Revis	Roberts
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 040

Beard	Berry	Brattin	Brown 27	Burns
Butler	Conway 10	Cookson	Curtis	Davis
Ellington	Gray	Haefner	Houghton	Houx
Kelley 127	Kolkmeyer	Lauer	May	McDaniel
McGaugh	McGee	Messenger	Mosley	Muntzel
Newman	Nichols	Peters	Phillips	Pierson Jr
Pietzman	Pogue	Reisch	Rhoads	Rowland 29
Shull 16	Tate	Walker 74	White	Wiemann

VACANCIES: 002

Representative Cornejo moved that **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Ross, **House Amendment No. 1, as amended**, was adopted.

Representative Barnes (60) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 22, Section 191.980, Line 51, by inserting immediately after said line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", **[**~~any provider of medical services and mental health services, including all other medical disciplines~~] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements**;

[~~(2)~~**] (5)** "Telehealth", the same meaning as such term is defined in section 191.1145.

2. **[**~~Reimbursement for the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program~~**] The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.**

208.677. **[**~~1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:~~

~~(1) An office of a physician or health care provider;~~

~~(2) A hospital;~~

~~(3) A critical access hospital;~~

~~(4) A rural health clinic;~~

~~(5) A federally qualified health center;~~

~~(6) A long-term care facility licensed under chapter 198;~~

~~(7) A dialysis center;~~

~~(8) A Missouri state habilitation center or regional office;~~

~~(9) A community mental health center;~~

~~(10) A Missouri state mental health facility;~~

~~(11) A Missouri state facility;~~

~~(12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~

~~(13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~

~~(14) A school;~~

~~(15) The MO HealthNet recipient's home;~~

~~(16) A clinical designated area in a pharmacy; or~~

~~(17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.~~**] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.**"; and

Further amend said bill, Page 64, Section 208.197, Line 18, by inserting immediately after said line the following:

"**[**~~208.671. 1. As used in this section and section 208.673, the following terms shall mean:~~

~~(1) "Asynchronous store-and-forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;~~

~~(2) "Asynchronous store-and-forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~

~~(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~

~~(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store-and-forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~

~~(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;~~

~~(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;~~

~~(7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;~~

~~(8) "Telehealth", as that term is defined in section 191.1145;~~

~~(9) "Treating provider", a provider who:~~

~~(a) Evaluates a participant;~~

~~(b) Determines the need for a consultation;~~

~~(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and~~

~~(d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.~~

~~2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store-and-forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:~~

~~(1) Appropriate standards for the use of asynchronous store-and-forward technology in the practice of telehealth;~~

~~(2) Certification of agencies offering asynchronous store-and-forward technology in the practice of telehealth;~~

~~(3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;~~

~~(4) Length of time digital files of such asynchronous store-and-forward services are to be maintained;~~

~~(5) Security and privacy of such digital files;~~

~~(6) Participant consent for asynchronous store-and-forward services; and~~

~~(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.~~

~~Telehealth providers using asynchronous store-and-forward technology shall be required to obtain participant consent before asynchronous store-and-forward services are initiated and to ensure confidentiality of medical information.~~

~~3. Asynchronous store-and-forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face-to-face consultation of the same level.~~

~~4. The standard of care for the use of asynchronous store-and-forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.~~**]**

[~~208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store-and-forward technology.~~

~~2. The committee shall be comprised of the following members:~~

~~(1) The director of the MO HealthNet division, or the director's designee;~~

~~(2) The medical director of the MO HealthNet division;~~

~~(3) A representative from a Missouri institution of higher education with expertise in telehealth;~~

~~(4) A representative from the Missouri office of primary care and rural health;~~

~~(5) Two board-certified specialists licensed to practice medicine in this state;~~

~~(6) A representative from a hospital located in this state that utilizes telehealth;~~

~~(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;~~

~~(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;~~

~~(9) A dentist licensed to practice in this state; and~~

~~(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.~~

~~3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three-year terms, three members to serve two-year terms, and three members to serve a one-year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.~~

~~4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.~~

~~5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.~~

~~6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.~~**]**

[~~208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:~~

~~(1) Physicians, assistant physicians, and physician assistants;~~

~~(2) Advanced practice registered nurses;~~

~~(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;~~

~~(4) Psychologists and provisional licensees;~~

~~(5) Pharmacists;~~

~~(6) Speech, occupational, or physical therapists;~~
~~(7) Clinical social workers;~~
~~(8) Podiatrists;~~
~~(9) Optometrists;~~
~~(10) Licensed professional counselors; and~~
~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2** was adopted.

Representative Lichtenegger offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting immediately after said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For the purposes of this section, "advertising" shall mean any communication specified in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term "specialist" or the phrase "limited to the specialty of" unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible**, with print equal to or larger than the announcement of services,** or audible**, with speech volume and pace equal to the announcement of services,** statement: "Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of _____";

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; and

(i) Any advertisement denoting the use of sedation services permitted by the board under section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms may only be used in the announcement or advertisement of sedation services if the advertising dentist is duly permitted to use deep sedation, general anesthesia, or moderate sedation under section 332.362;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying "rebates" to or "splitting fees" with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist; requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 3** was adopted.

Representative Meredith (71) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 32, Section 209.307, Line 4, by inserting after all of said section and line the following:

"210.102. 1. **[**~~It shall be the duty of the Missouri children's services commission to:~~

~~(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~

~~(2) Develop an integrated state plan for the care provided to children in this state through state programs;~~

~~(3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~

~~(a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~

~~(b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~

~~(4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~

~~(5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~

~~(a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~

~~(b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~

~~(c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~

~~(d) A report from the commission regarding the state of children in Missouri.~~

~~2.~~**]** There is hereby established within the **[**~~children's services commission~~**]** **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

[~~3.~~**]** **2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of **[**~~subsections 2 and 3~~**]** **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[~~4.~~**] 3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 64, Section 208.197, Line 17, by inserting after all of said section and line the following:

"**[**~~210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~
~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~
~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~**]**

[~~210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~
~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~
~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~
~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~
~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) assumed the Chair.

On motion of Representative Meredith (71), **House Amendment No. 4** was adopted.

Representative Morris (140) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 50, Section 335.021, Line 36, by inserting after all of said line the following:

"338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor**, drug outsourcer, third-party logistics provider,** or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.

2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy's total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) "**Drug outsourcer**"**, an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) "Legend drug":

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) "Caution: Federal law prohibits dispensing without prescription";

(ii) "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; or

(iii) "Rx Only"; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term "drug", "prescription drug", or "legend drug" shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

[~~(2)~~**] (3)** "Out-of-state wholesale drug distributor", a wholesale drug distributor with no physical facilities located in the state;

[~~(3)~~**] (4)** "Pharmacy distributor", any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;

[~~(4)~~**] (5)** "**Third-party logistics provider**"**, an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale distributor, or dispenser of a legend drug, but does not take ownership of the product, nor have responsibility to direct the sale or disposition of the product;**

(6) "Wholesale drug distributor", anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor without first obtaining license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find

that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution**, drug outsourcer or third-party logistics** site owned or operated by a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor, unless such drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if **[**~~he~~**] the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors**, drug outsourcers, third-party logistics providers,** or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that **[**~~an out-of-state wholesale drug distributor or out-of-state pharmacy distributor~~**] the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor**, drug outsourcer, third-party logistics provider,** or pharmacy distributor of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor **[**~~or~~**] ,** out-of-state pharmacy acting as a distributor**, drug outsourcer, or out-of-state third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee, except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's**, drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any **[**~~out-of-state wholesale drug distributor or out-of-state pharmacy~~**] entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor **[**~~or~~**] ,** out-of-state pharmacy distributor**, drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the **[**~~wholesale drug distributor or pharmacy distributor~~**] entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morris (140), **House Amendment No. 5** was adopted.

Representative Bernskoetter offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 9, Section 91.640, Line 67, by inserting immediately after all of said section and line the following:

"103.008. 1. The general administration and the responsibility for the proper operation of the plan is vested in a board of trustees of thirteen persons, as follows: the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, the

commissioner of the state office of administration serving ex officio, one member of the senate from the majority party appointed by the president pro tem of the senate and one member of the senate from the minority party appointed by the president pro tem of the senate with the concurrence of the minority floor leader of the senate, one member of the house of representatives from the majority party appointed by the speaker of the house of representatives and one member of the house of representatives from the minority party appointed by the speaker of the house of representatives with the concurrence of the minority floor leader of the house of representatives, **two members of the system who are current employees elected by a plurality vote of members of the system who are also current employees for a term of four years, one member of the system who is a retiree elected by a plurality vote of retired members of the system for a term of four years,** and **[**~~six~~**] three** members appointed by the governor with the advice and consent of the senate. Of the **[**~~six~~**] three** members appointed by the governor, **[**~~three~~**] all** shall be citizens of the state of Missouri who are not members of the plan, but who are familiar with medical issues. **[**~~The remaining three members shall be members of the plan and may be selected from any state agency or any participating member agency.~~**]**

2. Except for the legislative members, the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, and the commissioner of the office of administration, trustees shall be chosen for terms of four years from the first day of January next following their election or appointment. Any vacancies occurring in the office of trustee shall be filled in the same manner the office was filled previously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 6** was adopted.

Representative Fraker offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 53, Section 620.1200, Line 29, by inserting after all of said section and line the following:

"**620.2200. 1. This act shall be known and may be cited as the "Missouri Route 66 Centennial Commission Act".**

2. The commission shall be composed of eighteen members who reflect the interests, history, and importance of the communities along Route 66 in Missouri. The members shall be appointed as follows:

(1) Two public members appointed by the speaker of the house of representatives;

(2) Two public members appointed by the minority leader of the house of representatives;

(3) Two public members appointed by the president pro tempore of the senate;

(4) Two public members appointed by the minority leader of the senate;

(5) Three public members appointed by the governor, one of whom shall serve as chairperson; and

(6) Seven ex officio members as follows:

(a) The governor, or his or her designee;

(b) The director of the department of transportation, or his or her designee;

(c) The director of the department of natural resources, or his or her designee;

(d) The director of the division of tourism, or his or her designee;

(e) The director of the department of economic development, or his or her designee;

(f) The secretary of state, or his or her designee; and

(g) The president of the Route 66 Association of Missouri, or his or her designee.

3. An ex officio member of the commission vacates his or her position on the commission if he or she ceases to hold the position that qualifies the person for service on the commission.

4. (1) A public member of the commission is not entitled to compensation but is entitled to reimbursement for the travel expenses incurred by the member while transacting commission business.

(2) An ex officio member's service on the commission is an additional duty of the underlying position that qualifies the member for service on the commission. The entitlement of an ex officio member to compensation or reimbursement for travel expenses incurred while transacting commission business is governed by the law that applies to the member's service in that underlying position, and any payment to the

member for either purpose shall be made from an appropriation that may be used for the purpose and is available to the state agency that the member serves in that underlying position.

5. (1) The commission shall meet at least quarterly at the times and places in this state that the commission designates.

(2) A majority of the members of the commission constitutes a quorum for transacting commission business.

6. The duties of the commission shall be to:

(1) Plan and sponsor official Route 66 centennial events, programs, and activities in the state;

(2) Encourage the development of programs designed to involve all citizens in activities that commemorate Route 66 centennial events in the state; and

(3) To the best of the commission's ability, make available to the public information on Route 66 centennial events happening throughout the state.

7. Subject to appropriation, the office of tourism shall provide administrative and other support to the commission.

8. (1) The commission may accept monetary gifts and grants from any public or private source, to be held in the Missouri Route 66 centennial commission fund. The Missouri Route 66 centennial commission fund is created as a nonappropriated trust fund to be held outside of the state treasury, with the state treasurer as custodian. The fund shall be expended solely for the use of the commission in performing the commission's powers and duties under this section.

(2) The commission may also accept in-kind gifts.

9. Before June 30, 2027, a final report on the commission's activities shall be delivered to the governor. The commission shall be dissolved on June 30, 2027, and any moneys remaining in the Missouri Route 66 centennial commission fund shall be deposited in the general revenue fund.

10. The provisions of this section terminate on December 1, 2027."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fraker, **House Amendment No. 7** was adopted.

Representative Evans offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 52, Section 453.600, Line 51, by inserting immediately after all of said section and line the following:

"**610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.**

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 8** was adopted.

Representative Helms offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"**324.018. 1. For purposes of this section, the following terms mean:**

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Lobbyist", the same meaning given to the term in section 105.470;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license.

2. State licensing authorities shall not contract for pay, or otherwise compensate any lobbyist to lobby on their behalf; except this section shall not be construed to prohibit, limit, preclude, or deprive any officer or employee of a department or agency from exercising the department's or agency's individual right to communicate with members of the general assembly through proper official channels at the request of a member or to request legislative action or appropriations that are deemed necessary for the efficient conduct of public business or actually made in the proper performance of his or her official duties, including testifying before the general assembly or any committee thereof for information purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 9** was adopted.

Representative Franklin offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 40, Section 324.409, Lines 19-21, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~2. Verification of experience required pursuant to this section shall be based on a minimum of two client references, business or employment verification and three industry references, submitted to the council.~~**]**"; and

Further amend said bill and section by renumbering subsequent subsections; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 10** was adopted.

Representative Frederick offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting after all of said section and line the following:

"334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed **[**~~Step 1 and~~**]** Step 2 of the United States Medical Licensing Examination or the equivalent of such **[**~~steps~~**] step** of any other board-approved medical licensing examination within the **[**~~two-year~~**] three-year** period immediately preceding application for licensure as an assistant physician, **[**~~but in no event more than~~**] or within** three years after graduation from a medical college or osteopathic medical college**, whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical

licensing examination within the immediately preceding **[**~~two-year~~**] three-year** period unless when such **[**~~two-year~~**] three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms “doctor”, “Dr.”, or “doc”. No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. **[**~~To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.~~**]** Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**~~P.L.~~**] Pub. L.** 95-210 **[**~~,~~**] (42 U.S.C. Section 1395x), as amended,** as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and

capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent assistant physicians**, full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have

restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician**. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009**, or assistant physicians providing opioid addiction treatment**.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than **[**~~three~~**] six** full-time equivalent advanced practice registered nurses**, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section**.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill, Page 48, Section 334.625, Line 36, by inserting immediately after said section and line the following:

"334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, **[**~~where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services~~**] within a geographic proximity to be determined by the board of registration for the healing arts**.

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a** rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor

administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than **[**~~three~~**] six** full-time equivalent licensed physician assistants**, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197**, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104**.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill**, except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician**. Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration."; and

Further amend said bill, Page 50, Section 335.021, Line 36, by inserting immediately after said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association **[~~or~~] (APA),** the Canadian Psychological Association**, or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology**; or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System,** or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;

(2) Is a member of the National Register of Health Service Providers in Psychology; or

(3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided,

however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 1, by inserting immediately after said line the following:

"**13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 11** was adopted.

On motion of Representative Frederick, **House Amendment No. 11, as amended**, was adopted.

Representative Mathews offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 5, Section 29.415, Line 5, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:**

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 12** was adopted.

Representative Korman offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 17, Section 105.955, Line 272, by inserting after all of said section and line the following:

"**106.215. Notwithstanding any other provision of law, if a position of director or deputy director or a member of an board or commission subject to gubernatorial appointment under article IV, section 4 of the Constitution of Missouri is vacant for a period exceeding six months, then such position may be filled by appointment from the lieutenant governor, subject to the advice and consent of the senate. The governor shall retain power to make appointments under article IV, section 4 of the Constitution of Missouri at any time; however, the senate may choose which appointments to consider if appointments to fill a vacancy have been made by both the governor and lieutenant governor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Korman moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Schroer offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"**324.015. 1. For purposes of this section, the following terms mean:**

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Low-income individual", any individual:

(a) Whose household adjusted gross income is below one hundred thirty percent of the federal poverty line or a higher threshold to be set by the department of insurance, financial institutions and professional registration by rule; or

(b) Who is enrolled in a state or federal public assistance program including, but not limited to, Temporary Assistance for Needy Families, the MO HealthNet program, or the Supplemental Nutrition Assistance Program;

(4) "Military families", any active duty service members and their spouses and honorably discharged veterans and their spouses. The term "military families" includes surviving spouses of deceased service members who have not remarried;

(5) "Occupational fee", a fee or tax on professionals or businesses that is charged for the privilege of providing goods or services within a certain jurisdiction;

(6) "Political subdivision", any city, town, village, or county.

2. All state and political subdivision licensing authorities shall waive all occupational fees and any other fees associated with licensing requirements for military families and low-income individuals for a period of two years beginning on the date an application is approved under subsection 3 of this section. Military families and low-income individuals whose applications are approved shall not be required to pay any occupational fees that become due during the two-year period.

3. Any individual seeking a waiver described under subsection 2 of this section shall apply to the appropriate licensing authority in a format prescribed by the licensing authority. The licensing authority shall approve or deny the application within thirty days of receipt.

4. An individual shall be eligible to receive only one waiver under this section from each licensing authority.

5. The waiver described under subsection 2 of this section shall not apply to fees required to obtain business licenses.

6. State licensing authorities and the department of insurance, financial institutions and professional registration shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 14** was adopted.

Representative Unsicker offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 25, Section 192.710, Line 24, by inserting immediately after said line the following:

"**192.990. 1. There is hereby established within the office of women's health of the department of health and senior services the "Maternal Mortality Review Board" to conduct ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity in the state to identify factors associated with the deaths and incidents and make recommendations for system changes to improve health care services for women in this state.**

2. For purposes of this section, the following terms mean:

(1) "Pregnancy-associated death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the cause of such death;

(2) "Pregnancy-related death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the duration of the pregnancy, from any cause related to, or aggravated by, the pregnancy or its management, excluding any accidental or incidental cause;

(3) "Severe maternal morbidity", the physical and psychological conditions that result from, or are aggravated by, pregnancy and have an adverse effect on the health of a woman.

3. The board shall elect from among its membership a chair and shall meet at least twice each year. The board shall meet at the call of the chair at such times as he or she deems advisable, and shall meet when requested to do so by three or more members of the board. Members of the board shall be appointed by the director of the office of women's health in consultation with the board of the office of women's health. Of the initial members, four shall have a two-year term, four shall have a three-year term, and five shall have a four-year term. Any other members shall have a four-year term. Thereafter, each member shall serve a four-year term and until his or her successor is appointed and confirmed. Vacancies on the board may be filled by the director of the office of women's health for the time remaining in the unexpired term. If there is no director of the office of women's health, his or her duties shall be performed by the director of the department. The

board shall include, but not be limited to, the following members, to serve without compensation but may be reimbursed for actual and necessary expenses incurred in the performance of their duties:

(1) The director of the department or the director's designee;

(2) The director of the office of women's health;

(3) A licensed physician practicing in the area of obstetrics, neonatology, or perinatology;

(4) A certified nurse midwife;

(5) A nurse practicing in a hospital in the area of obstetrics, labor and delivery, postpartum, or maternity care;

(6) An anesthesiologist with experience caring for women during labor and delivery;

(7) A representative from the Missouri Coroner's Association;

(8) Two or more members representing law enforcement agencies, community health care entities, department statisticians or nosologists, or county health officers;

(9) A cardiologist with experience caring for women during pregnancy;

(10) A women's health advanced practice registered nurse (APRN);

(11) A women's health nurse practitioner (WHNP) or women's health clinical nurse specialist (WHCNS);

(12) A nurse anesthetist with experience caring for women during labor and delivery;

(13) A patient advocate or community health advocate who advocates for pregnant women or new mothers; and

(14) Other professionals determined by the department and the board chair to address specific case review topics by the board.

4. The duties of the board shall include, but not be limited to:

(1) Conducting ongoing comprehensive, multidisciplinary reviews of all pregnancy-related deaths and pregnancy-associated deaths and, in its discretion, reviewing incidents of severe maternal morbidity;

(2) Identifying factors associated with pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(3) Consulting with relevant experts;

(4) Making findings and recommendations to policy makers, health care providers and facilities, and the general public;

(5) Establishing preventive strategies and making recommendations for system change;

(6) Before June 30, 2019, and annually thereafter, submitting a report to the director of the department, the governor, and the general assembly on maternal mortality and morbidity in the state based on data collected. The report shall protect the confidentiality of all decedents and other participants involved in any incident. The report shall be available publicly and to health care providers and facilities and distributed to the Department of Health and Human Services to stimulate performance improvement and may include the following:

(a) A description of the pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity presented in the aggregate. The report shall not disclose any identifying information of patients, decedents, providers, or organizations involved; and

(b) Evidence-based system changes and policy recommendations to improve maternal outcomes and reduce preventable pregnancy-related deaths, pregnancy-associated deaths, and severe maternal morbidity in the state;

(7) Protecting the confidentiality of the hospitals and individuals involved in any pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(8) Examining racial and social disparities in pregnancy-related deaths, pregnancy-associated deaths, and, at the board's discretion, incidents of severe maternal morbidity; and

(9) Examining the number of deaths and incidents determined to be caused by medical versus external factors.

5. The board shall review available data to identify pregnancy-related deaths and pregnancy-associated deaths and shall make recommendations based on such data to prevent future deaths and incidents of severe maternal morbidity. To aid in determining whether a pregnancy-related death, pregnancy-associated death, or incident of severe maternal morbidity was related to or aggravated by the pregnancy and

to make recommendations for how such deaths or incidents can be prevented in the future, the department has the authority to do the following:

(1) Request and receive data for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity including, but not limited to, all medical records, autopsy reports, medical examiner's reports, coroner's reports, and social service records; and

(2) Request and receive data, as described in subdivision (1) of this subsection, from health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department.

6. Upon request by the board, health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department shall provide all medical records, autopsy reports, medical examiner's reports, coroner's reports, social services records, information, and other data requested for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major causes of morbidity and time trends.

7. (1) In no case shall any individually identifiable health information be provided to the public or submitted to an information clearinghouse.

(2) All proceedings and activities of the board, opinions of members of the board formed as a result of such proceedings and activities, and records obtained, created, or maintained under this section, including records of interviews, written reports, and statements in connection with morbidity and mortality reviews under this section, shall be confidential and shall not be subject to discovery, subpoena, or introduction into evidence in any civil, criminal, legislative, or other proceeding. Such records shall not be open to public inspection under section 610.021.

(3) Members of the board shall not be questioned in any civil, criminal, legislative, or other proceeding or make any individual public statements regarding information presented in, or opinions formed as a result of, a meeting or communication of the board.

(4) Nothing in this subsection shall be construed to prevent a member of the board from testifying regarding information that was obtained independent of such member's participation on the board or public information.

(5) Nothing in this subsection shall prohibit the board or department from publishing statistical compilations and research reports that:

(a) Are based on confidential information relating to morbidity and mortality reviews under this section; and

(b) Do not contain identifying information or any other information that could be used to ultimately identify the individuals concerned.

8. All meetings, proceedings, and deliberations of the board may, at the discretion of the board, be confidential and may be conducted in executive session under subdivision (5) of section 610.021. The department may retain identifiable information regarding facilities where pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity occur, or from which the patient was transferred, and geographic information on each case solely for the purposes of trending and analysis over time. All individually identifiable information shall be removed before any case is reviewed by the board.

9. The department may use grant program funds to support the efforts of the board and may apply for additional federal government and private foundation grants as needed. The department may also accept private, foundation, city, county, or federal moneys to implement the provisions of this section.

10. The department may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Quade offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 1, Lines 6-7, by deleting all of said lines and inserting in lieu thereof the following:

"**ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths and pregnancy-associated deaths in the state to identify factors**"; and

Further amend said amendment and page, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

"**accidental or incidental cause.**"; and

Further amend said amendment, Page 2, Lines 16-17, by deleting all of said lines and inserting in lieu thereof the following:

"**deaths and pregnancy-associated deaths;**"; and

Further amend said amendment and page, Line 19, by deleting the words "**, and incidents of severe maternal morbidity**"; and

Further amend said amendment and page, Line 25, by deleting the words "**and morbidity**"; and

Further amend said amendment and page, Lines 30-33, by deleting all of said lines and inserting in lieu thereof the following:

"**(a) A description of the pregnancy-related deaths and pregnancy-associated deaths reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths and pregnancy-associated deaths presented in the aggregate. The report shall not disclose any**"; and

Further amend said amendment and page, Lines 36-37, by deleting all of said lines and inserting in lieu thereof the following:

"**outcomes and reduce preventable pregnancy-related deaths and pregnancy-associated deaths in the state;**"; and

Further amend said amendment and page, Line 39, by deleting all of said line and inserting in lieu thereof the following:

"**pregnancy-related deaths and pregnancy-associated deaths;**"; and

Further amend said amendment and page, Lines 40-41, by deleting all of said lines and inserting in lieu thereof the following:

"**(8) Examining racial and social disparities in pregnancy-related deaths and pregnancy-associated deaths; and**"; and

Further amend said amendment and page, Lines 46-47, by deleting all of said lines and inserting in lieu thereof the following:

"**deaths. To aid in determining whether a pregnancy-related death or pregnancy-associated death was related to or** "; and

Further amend said amendment, Page 3, Lines 2-3, by deleting all of said lines and inserting in lieu thereof the following:

"**(1) Request and receive data for specific pregnancy-related deaths and pregnancy-associated deaths including, but not limited to, all medical records,**"; and

Further amend said amendment and page, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

"**pregnancy-related deaths and pregnancy-associated deaths as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major time trends.**"; and

Further amend said amendment and page, Line 20, by deleting the words "**morbidity and**"; and

Further amend said amendment and page, Line 31, by deleting the words "**morbidity and**"; and

Further amend said amendment and page, Line 38, by deleting all of said line and inserting in lieu thereof the following:

"**related deaths and pregnancy-associated deaths occur, or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzpatrick	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 031

Adams	Anders	Arthur	Barnes 28	Beck
Burnett	Carpenter	Conway 10	Ellebracht	Franks Jr

Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Quade	Razer	Revis
Roberts	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 039

Austin	Bahr	Bangert	Baringer	Berry
Brown 27	Burns	Butler	Cross	Curtis
Davis	Dogan	Ellington	Engler	Fitzwater
Fraker	Gray	Green	Hannegan	Henderson
Higdon	Kolkmeyer	Lauer	May	McDaniel
Messenger	Miller	Mosley	Peters	Pierson Jr
Plocher	Pogue	Rowland 29	Schroer	Shumake
Smith 85	Smith 163	Spencer	Walker 74	

VACANCIES: 002

Representative Quade moved that **House Amendment No. 1 to House Amendment No. 15** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Barnes 60	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Butler	Carpenter	Conway 10

Ellebracht	Franks Jr	Green	Harris	Kendrick
Lavender	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 029

Austin	Bahr	Barnes 28	Berry	Bondon
Brown 27	Burns	Conway 104	Curtis	Dogan
Ellington	Fitzwater	Fraker	Gray	Higdon
Kolkmeyer	May	McDaniel	Messenger	Mosley
Peters	Pierson Jr	Plocher	Pogue	Rhoads
Rowland 29	Smith 85	Spencer	Walker 74	

VACANCIES: 002

Representative Unsicker moved that **House Amendment No. 15** be adopted.

Which motion was defeated.

On motion of Representative Ross, **HCS SS SCS SB 843, as amended**, was adopted.

On motion of Representative Ross, **HCS SS SCS SB 843, as amended**, was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Carpenter	Chipman	Christofanelli
Conway 10	Cookson	Corlew	Cross	Curtman
Davis	DeGroot	Dinkins	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Meredith 71	Miller	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Rhoads	Roden	Roeber	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Trent	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 034

Andrews	Barnes 28	Beck	Brattin	Burnett
Butler	Conway 104	Cornejo	Eggleston	Ellington
Franks Jr	Hurst	Johnson	Kidd	Marshall
McCann Beatty	McCreery	McDaniel	McGee	Merideth 80
Mitten	Moon	Morgan	Mosley	Newman
Pierson Jr	Quade	Remole	Roberts	Rone
Stevens 46	Taylor	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 27	Burns	Curtis	Dogan	Gray
Higdon	Kolkmeyer	May	Messenger	Peters
Pogue	Rowland 29	Smith 85		

VACANCIES: 002

Representative Barnes (60) declared the bill passed.

Speaker Richardson resumed the Chair.

The emergency clause was defeated by the following vote:

AYES: 001

Marshall

NOES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Bondon	Brown 27	Brown 57	Burns	Curtis
Dogan	Gray	Higdon	Kolkmeyer	May
Messenger	Muntzel	Peters	Pogue	Rowland 29
Shull 16	Smith 85			

VACANCIES: 002

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 951: Representatives Bondon, Pfautsch, Ross, Walker (74) and Kendrick

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 50** entitled:

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 53**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SBs 603, 576 & 898, as amended**.

Senators: Onder, Romine, Hoskins, Schupp, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 660, as amended**, and has taken up and passed **CCS HCS SB 660**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 769** and has taken up and passed **HCS SCS SB 769**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SBs 807 & 577, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SB 581** and has taken up and passed **HCS SB 581**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 743, as amended**, and has taken up and passed **CCS HCS SB 743**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 806, as amended**, and has taken up and passed **CCS HCS SB 806**.

On motion of Representative Vescovo, the House recessed until 7:15 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 029

Anders	Barnes 60	Basye	Bernskoetter	Cookson
Curtman	DeGroot	Dogan	Engler	Francis
Gannon	Hannegan	Hansen	Henderson	Hill
Hurst	Justus	Kelly 141	Lichtenegger	Matthiesen
Morris 140	Morse 151	Muntzel	Reiboldt	Reisch
Revis	Taylor	Walsh	White	

NOES: 000

PRESENT: 071

Adams	Andrews	Arthur	Austin	Bahr
Barnes 28	Beard	Beck	Berry	Black
Brown 57	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cross	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Evans	Franklin	Franks Jr
Gregory	Grier	Haefner	Harris	Helms
Houghton	Johnson	Kendrick	Kidd	Knight
Lant	Lauer	Love	Lynch	Mathews
McCann Beatty	McGaugh	Meredith 71	Mitten	Morgan

Neely	Newman	Nichols	Pfautsch	Pike
Remole	Rhoads	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Trent
Vescovo	Walker 3	Wessels	Wiemann	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 061

Alferman	Anderson	Bangert	Baringer	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Conway 10	Cornejo	Curtis	Ellington	Fitzpatrick
Fitzwater	Fraker	Frederick	Gray	Green
Haahr	Higdon	Houx	Kelley 127	Kolkmeyer
Korman	Lavender	Marshall	May	McCreery
McDaniel	McGee	Merideth 80	Messenger	Miller
Moon	Mosley	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Roberts	Roden	Roeber
Rowland 29	Schroer	Shull 16	Shumake	Smith 85
Spencer	Stevens 46	Unsicker	Walker 74	Washington
Wilson				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1415, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HCS HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (5): Anderson, Fraker, Morris (140), Rowland (29) and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1633, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 2347** entitled:

An act to amend chapter 227, RSMo, by adding thereto six new sections relating to designation of memorial infrastructure.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2540** entitled:

An act to repeal sections 143.011, 143.022, 143.151, 143.161, and 143.171, RSMo, and to enact in lieu thereof six new sections relating to individual income taxes, with an effective date for certain sections and a contingent effective date for a certain section.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 1.

Senate Substitute Amendment No. 1
for
Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2540, Page 1, Section Title, Lines 4-5 of the title, by striking said lines and inserting in lieu thereof the following:

"an effective date."; and

Further amend said bill, Page 2, Section 143.011, Lines 47-49, by striking said lines; and

Further amend said bill and section, Page 3, Lines 50-69, by striking said lines; and

Further amend said section by renumbering the subsections accordingly; and

Further amend said bill, Pages 7-9, Section 143.177, by striking all of said section from the bill; and

Further amend said bill, Page 9, Section B, Lines 1-2, by striking "The repeal and reenactment of sections 143.011, 143.022, 143.151, 143.161, and 143.171" and inserting in lieu thereof the following:

"Section A"; and

Further amend said bill and page, Section C, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 687, as amended**, and has taken up and passed **CCS HCS SB 687**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 808, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SB 871, as amended**, and has taken up and passed **HCS SB 871, as amended**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2347 - Fiscal Review
HB 2540 - Fiscal Review

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 882, relating to the Missouri higher education savings program, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **SS SB 882** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 882, Page 1, Section A, Line 5, by inserting immediately after all of said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri **[**~~Higher~~**]** Education Savings Program".

166.410. Definitions. As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified **[**~~higher~~**]** education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified **[**~~higher~~**]** education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri **[**~~higher~~**]** education savings program board established in section 166.415;

(4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code**, and institutions of elementary and secondary education as provided in Sections 529(c)(7) and 529(e)(3) of the Internal Revenue Code, as amended**;

(5) "Financial institution", a bank, insurance company or registered investment company;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri **[**~~higher~~**]** education savings program" or "savings program", the program created pursuant to sections 166.400 to 166.455;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified **[**~~higher~~**]** education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and

(10) "Qualified higher education expenses" **or "qualified education expenses"**, the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri **[**~~Higher~~**]** Education Savings Program". The program shall be administered by the Missouri **[**~~higher~~**]** education savings program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education, **the commissioner of education,** the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the savings program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri **[**~~higher~~**]** education savings program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the savings programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the savings program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training **[**~~beyond high school~~**]**;

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the savings program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the savings program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the savings program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the savings program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the savings program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the savings program shall receive any gain or profit from any funds or transaction of the savings program. Any trustee, employee or agent of the savings program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the savings program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

166.420. 1. The board may enter into savings program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the savings program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount which may be contributed annually by a participant with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the savings program with respect to a beneficiary to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified **[**~~higher~~**]** education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the savings program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the savings program may be used, as provided in the participation agreement, for qualified **[**~~higher~~**]** education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.430. Any participant may cancel a participation agreement at will. The board shall impose a penalty equal to or greater than ten percent of the earnings of an account for any distribution that is not:

(1) Used exclusively for qualified **[**~~higher~~**]** education expenses of the designated beneficiary;

(2) Made because of death or disability of the designated beneficiary;

(3) Made because of the receipt of scholarship by the designated beneficiary;

(4) A rollover distribution, as defined in Section 529(c)(3)(C)(i) of the Internal Revenue Code; or

(5) Held in the fund for the minimum length of time established by the board."; and

Further amend said bill, Page 1, Section 166.435, Line 8, by deleting the word "higher" and inserting in lieu thereof the word "**[**~~higher~~**]**"; and

Further amend said bill and section, Page 2, Line 28, by deleting the word "higher" and inserting in lieu thereof the word "**[**~~higher~~**]**"; and

Further amend said bill, Page 3, Section 166.435, Line 38, by inserting immediately after all of said section and line the following:

"166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri **[**~~higher~~**]** education savings program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.501. Notwithstanding the provisions of sections 166.400 to 166.456 to the contrary, the higher education deposit program is established as a nonexclusive alternative to the Missouri **[**~~higher~~**]** education savings program, and any participant may elect to participate in both programs subject to aggregate Missouri program limitations.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri **[**~~higher~~**]** education savings program board established in section 166.415;

(4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;

(5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;

(10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended.

166.505. 1. There is hereby created the "Missouri Higher Education Deposit Program". The program shall be administered by the Missouri **[**~~higher~~**]** education savings program board.

2. In order to establish and administer the deposit program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri higher education deposit program and, notwithstanding any provision of sections 166.500 to 166.529 to the contrary, the deposit programs and services consistent with the purposes and objectives of sections 166.500 to 166.529;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.500 to 166.529, to permit the deposit program to qualify as a qualified state tuition program pursuant to Section 529 of the Internal Revenue Code and to ensure the deposit program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution or other entities for deposit educational services, and their families, including special programs and materials to inform families with children of various ages regarding methods for financing education and training beyond high school;

(4) Enter into an agreement with any financial institution, entity, or business clearinghouse for the operation of the deposit program pursuant to sections 166.500 to 166.529; providing however, that such institution, entity, or clearinghouse shall be a private for-profit or not-for-profit entity and not a government agency. No more than one board member may have a direct interest in such institution, entity, or clearinghouse. Such institution, entity, or clearinghouse shall implement the board's policies and administer the program for the board and with electing depository institutions and others;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the deposit program;

(7) Invest the funds received from participants in appropriate investment instruments to be held by depository institutions or directly deposit such funds in depository institutions as provided by the board and elected by the participants;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.500 to 166.529 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the deposit program;

(11) Effectuate and carry out all the powers granted by sections 166.500 to 166.529, and have all other powers necessary to carry out and effectuate the purposes, objectives, and provisions of sections 166.500 to 166.529 pertaining to the deposit program;

(12) Procure insurance, guarantees, or other protections against any loss in connection with the assets or activities of the deposit program, as the members in their best judgment deem necessary;

(13) To both adopt and implement various methods of transferring money by electronic means to efficiently transfer funds to depository institutions for deposit, and in addition or in the alternative, to allow funds to be transferred by agent agreements, assignment, or otherwise, provided such transfer occurs within two business days;

(14) To both adopt and implement methods and policies designed to obtain the maximum insurance of such funds for each participant permitted and provided for by the Federal Deposit Insurance Corporation, or any other federal agency insuring deposits, and taking into consideration the law and regulation promulgated by such federal agencies for deposit insurance.

3. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688, as a means to hold funds until they are placed in a Missouri depository institution as a deposit. The board may delegate to duly appointed representatives of financial institutions authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such

representatives the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring, or disposing of any or all of the investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys, however, such investments shall be limited to certificates of deposit and other deposits in federally insured depository institutions. Such representatives shall be registered as "qualified student deposit advisors on Section 529 plans" with the board and such board shall, by rule, develop and administer qualification tests from time to time to provide representatives the opportunity to qualify for this program. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care, and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

4. No board member or employee of the deposit program shall personally receive any gain or profit from any funds or transaction of the deposit program as a result of his or her membership on the board. Any board member, employee, or agent of the deposit program accepting any gratuity or compensation for the purpose of influencing such board member's, employee's, or agent's action with respect to choice of intermediary, including any financial institution, entity, or clearinghouse, for the funds of the deposit program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery. However, a board member who is regularly employed directly or indirectly by a financial institution may state that institution's interest and absent himself or herself from voting.

5. Depository institutions originating the deposit program shall be the agent of the board and offer terms for certificates of deposit and other deposits in such program as permitted by the board, subject to a uniform interest rate disclosure as defined in federal regulations of the Board of Governors of the Federal Reserve System, specifically Federal Reserve Regulation DD, as amended from time to time. The board shall establish various deposit opportunities based on amounts deposited and length of time held that are uniformly available to all depository institutions that elect to participate in the program, and the various categories of fixed or variable rates shall be the only interest rates available under this program. A depository institution that originates the deposit as agent for the board and participates in the program shall receive back and continue to hold the certificate of deposit or other deposit, provided such depository institution continues to comply with requirements and regulations prescribed by the board. Such deposit and certificate of deposit shall be titled in the name of the clearing entity for the benefit of the participant, and shall be insured as permitted by any agency of the federal government that insures deposits in depository institutions. Any depository institution or intermediary that fails to comply with these provisions shall forfeit its right to participate in this program; provided however, the board shall be the sole and exclusive judge of compliance except as otherwise provided by provisions in Section 529 of the Internal Revenue Code and the Internal Revenue Service enforcement of such section.

209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri **[**~~higher~~**]** education savings program board for qualified tuition savings programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total

contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Fitzwater assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Anderson	Andrews	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Newman	Nichols	Quade	Revis
Roberts	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 034

Alferman	Arthur	Barnes 60	Beard	Brown 27
Burns	Chipman	Conway 10	Cornejo	Curtis
Ellington	Fitzpatrick	Gray	Haahr	Higdon
Houx	Kolkmeyer	May	McGee	Messenger
Miller	Moon	Mosley	Peters	Pierson Jr
Pogue	Razer	Rhoads	Roden	Roeber
Rowland 29	Schroer	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Wood, **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **SS SB 882, as amended**, was read the third time and passed by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Carpenter	Christofanelli	Conway 104
Cookson	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 007

Burnett	Butler	McDaniel	Merideth 80	Newman
Smith 85	Washington			

PRESENT: 001

Barnes 28

ABSENT WITH LEAVE: 024

Alferman	Arthur	Barnes 60	Brown 27	Burns
Chipman	Conway 10	Cornejo	Fitzpatrick	Gannon
Gray	Higdon	Kolkmeyer	May	Messenger
Peters	Phillips	Pogue	Razer	Rhoads
Roden	Rowland 29	Schroer	Walker 74	

VACANCIES: 002

Representative Fitzwater declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended, relating to elementary and secondary education, was taken up by Representative Gannon.

Speaker Richardson resumed the Chair.

On motion of Representative Gannon, **SS HCS HB 1606, as amended**, was adopted by the following vote:

AYES: 125

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Carpenter	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hansen	Harris	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Knight	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 018

Alferman	Bahr	Chipman	Grier	Helms
Hurst	Kelly 141	Kidd	Korman	Marshall

Matthiesen	McDaniel	Moon	Morse 151	Roeber
Ross	Stacy	Walsh		

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Burns	Conway 104	Ellington
Fitzpatrick	Hannegan	Higdon	Kolkmeyer	May
Messenger	Mosley	Peters	Pogue	Rhoads
Roden	Rowland 29	Walker 74		

VACANCIES: 002

On motion of Representative Gannon, **SS HCS HB 1606, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 127

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kendrick	Knight	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 019

Alferman	Bahr	Brattin	Chipman	Helms
Hurst	Kelly 141	Kidd	Korman	Marshall
Matthiesen	McDaniel	Moon	Morse 151	Roeber
Ross	Stacy	Taylor	Walsh	

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Beard	Brown 27	Burns	Conway 104
Fitzpatrick	Higdon	Kolkmeyer	May	Messenger
Peters	Pogue	Rhoads	Roden	Rowland 29

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SB 808, as amended, relating to the transfer of intoxicating liquor, was taken up by Representative Bondon.

Representative Bondon moved that the House refuse to recede from its position on **HCS SB 808, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS SBs 807 & 577, as amended, relating to higher education, was taken up by Representative Lichtenegger.

Representative Lichtenegger moved that the House refuse to recede from its position on **HCS SCS SBs 807 & 577, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 808: Representatives Bondon, Cornejo, Schroer, McCreery and Carpenter
SS SCS HB 1633: Representatives Corlew, Austin, Engler, Franks Jr and Washington
HCS SCS SBs 807 & 577: Representatives Lichtenegger, Andrews, Dohrman, Bangert and Razer

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 40, relating to an application to Congress for the calling of an Article V convention of the states to propose an amendment to the United States Constitution regarding term limits for members of Congress, was taken up by Representative Basye.

On motion of Representative Basye, the title of **SCR 40** was agreed to.

Representative Davis assumed the Chair.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Concurrent Resolution No. 40, Page 1, Lines 23-25, by deleting all of said lines and inserting in lieu thereof the following:

"Be it Further Resolved that this application shall expire five (5) years after the passage of this resolution; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McDaniel, **House Amendment No. 1** was adopted by the following vote:

AYES: 109

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Butler	Carpenter	Conway 104
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hansen	Harris	Henderson	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Revis	Roberts	Rone	Ross
Rowland 155	Ruth	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Washington	White	Wilson	Wood	

NOES: 025

Anders	Basye	Chipman	Christofanelli	Cornejo
DeGroot	Ellington	Engler	Evans	Fitzwater
Hannegan	Helms	Hill	Love	Muntzel
Plocher	Reisch	Remole	Roeber	Shaul 113
Stacy	Taylor	Walker 3	Walsh	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 027

Alferman	Barnes 60	Beard	Brown 27	Burns
Conway 10	Cookson	Cross	Curtis	Gregory
Higdon	Kidd	Kolkmeyer	May	Messenger
Peters	Phillips	Pogue	Rehder	Rhoads
Roden	Rowland 29	Runions	Schroer	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reiboldt	Remole
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Green	Harris
Lavender	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Quade	Razer	Revis	Roberts	Smith 85
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 034

Barnes 60	Berry	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	DeGroot	Dogan
Gray	Higdon	Kelley 127	Kendrick	Kolkmeyer
Lauer	May	McGee	Messenger	Miller
Peters	Phillips	Pierson Jr	Pogue	Redmon
Reisch	Rhoads	Roden	Rowland 29	Runions
Stevens 46	Walker 74	Walsh	Wessels	

VACANCIES: 002

On motion of Representative Basye, **SCR 40, as amended**, was read the third time and passed by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Arthur	Austin
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Carpenter	Chipman	Christofanelli
Corlew	Cornejo	Curtman	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCreery	McDaniel	McGaugh	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt
Remole	Revis	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	White	Wiemann	Wilson
Mr. Speaker				

NOES: 034

Adams	Anders	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Burnett	Butler
Conway 104	Ellington	Franks Jr	Green	McCann Beatty
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Razer	Reisch	Roberts	Smith 85	Spencer
Unsicker	Walsh	Washington	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	DeGroot	Dogan	Gray
Higdon	Kendrick	Kolkmeyer	Lauer	May
Messenger	Peters	Phillips	Pogue	Redmon
Roden	Rowland 29	Runions	Stevens 46	Walker 74
Wessels				

VACANCIES: 002

Representative Davis declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 819, relating to foster care, was taken up by Representative Neely.

On motion of Representative Neely, the title of **SB 819** was agreed to.

Representative Neely offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.737. 1. Notwithstanding the physician-patient privilege, any physician or health care provider may refer to the **[**~~department of health and senior services~~**] children's division** families in which children may have been exposed to a controlled substance listed in section 195.017, schedules I, II and III, or alcohol as evidenced by:

(1) Medical documentation of signs and symptoms consistent with controlled substances or alcohol exposure in the child at birth; or

(2) Results of a confirmed toxicology test for controlled substances performed at birth on the mother or the child; and

(3) A written assessment made or approved by a physician, health care provider, or by the children's division which documents the child as being at risk of abuse or neglect.

2. Nothing in this section shall preclude a physician or other mandated reporter from reporting abuse or neglect of a child as required pursuant to the provisions of section 210.115.

3. **[**~~Upon notification pursuant to subsection 1 of this section, the department of health and senior services shall offer service coordination services to the family. The department of health and senior services shall coordinate social services, health care, mental health services, and needed education and rehabilitation services. Service coordination services shall be initiated within seventy-two hours of notification. The department of health and senior services shall notify the department of social services and the department of mental health within seventy-two hours of initial notification.~~

~~4.~~**]** Any physician or health care provider complying with the provisions of this section, in good faith, shall have immunity from any civil liability that might otherwise result by reason of such actions.

[~~5.~~**] 4.** Referral and associated documentation provided for in this section shall be confidential and shall not be used in any criminal prosecution.

191.739. 1. The department of social services shall provide protective services for children that meet the criteria established in section 191.737. In addition the department of social services may provide preventive services for children that meet the criteria established in section 191.737.

2. No department shall cease providing services for any child exposed to substances as set forth in section 191.737 wherein a physician or health care provider has made or approved a written assessment which documents the child as being at risk of abuse or neglect until **[**~~such~~**] a** physician or health care provider**[**~~, or his designee,~~**]** authorizes such file to be closed.

193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. **No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031.** All fees shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public services health fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled

to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP). The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule; **[**~~or~~**]**

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator**; or**

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services.

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, "Measures for the Control of Communicable**, Environmental and Occupational** Diseases".

4. The administrator of each public, private or parochial day care center, preschool or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, satisfactory evidence of immunization means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public, private, or parochial day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

210.102. 1. **[**~~It shall be the duty of the Missouri children's services commission to:~~

~~(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~

~~(2) Develop an integrated state plan for the care provided to children in this state through state programs;~~

~~(3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~

~~(a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~

~~(b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~

~~(4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~

~~(5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~

~~(a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~

~~(b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~

~~(c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~

~~(d) A report from the commission regarding the state of children in Missouri.~~

~~2.~~**]** There is hereby established within the **[**~~children's services commission~~**] department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

[~~3.~~**]** **2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of **[**~~subsections 2 and 3~~**] subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[~~4.~~**] 3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections **[**~~2 and 3~~**] 1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund

210.110. As used in sections 210.109 to 210.165, and sections 210.180 to 210.183, the following terms mean:

(1) "Abuse", any physical injury, sexual abuse, or emotional abuse inflicted on a child other than by accidental means by those responsible for the child's care, custody, and control, except that discipline including spanking, administered in a reasonable manner, shall not be construed to be abuse. Victims of abuse shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(2) "Assessment and treatment services for children **[**~~under ten years old~~**]**", an approach to be developed by the children's division which will recognize and treat the specific needs of at-risk and abused or neglected children **[**~~under the age of ten~~**]**. The developmental and medical assessment may be a broad physical, developmental, and

mental health screening to be completed within thirty days of a child's entry into custody and **[**~~every six months~~**] in accordance with the periodicity schedule set forth by the American Academy of Pediatrics** thereafter as long as the child remains in care. Screenings may be offered at a centralized location and include, at a minimum, the following:

(a) Complete physical to be performed by a pediatrician familiar with the effects of abuse and neglect on young children;

(b) Developmental, behavioral, and emotional screening in addition to early periodic screening, diagnosis, and treatment services, including a core set of standardized and recognized instruments as well as interviews with the child and appropriate caregivers. The screening battery may be performed by a licensed mental health professional familiar with the effects of abuse and neglect on young children, who will then serve as the liaison between all service providers in ensuring that needed services are provided. Such treatment services may include in-home services, out-of-home placement, intensive twenty-four-hour treatment services, family counseling, parenting training and other best practices.

Children whose screenings indicate an area of concern may complete a comprehensive, in-depth health, psychodiagnostic, or developmental assessment within sixty days of entry into custody;

(3) "Central registry", a registry of persons where the division has found probable cause to believe prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, or a court has substantiated through court adjudication that the individual has committed child abuse or neglect or the person has pled guilty or has been found guilty of a crime pursuant to section 565.020, 565.021, 565.023, 565.024, 565.050, 566.030, 566.060, or 567.050 if the victim is a child less than eighteen years of age, or any other crime pursuant to chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, a crime under section 568.020, 568.030, 568.045, 568.050, 568.060, 568.080, 568.090, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205, or an attempt to commit any such crimes. Any persons placed on the registry prior to August 28, 2004, shall remain on the registry for the duration of time required by section 210.152;

(4) "Child", any person, regardless of physical or mental condition, under eighteen years of age;

(5) "Children's services providers and agencies", any public, quasi-public, or private entity with the appropriate and relevant training and expertise in delivering services to children and their families as determined by the children's division, and capable of providing direct services and other family services for children in the custody of the children's division or any such entities or agencies that are receiving state moneys for such services;

(6) "Director", the director of the Missouri children's division within the department of social services;

(7) "Division", the Missouri children's division within the department of social services;

(8) "Family assessment and services", an approach to be developed by the children's division which will provide for a prompt assessment of a child who has been reported to the division as a victim of abuse or neglect by a person responsible for that child's care, custody or control and of that child's family, including risk of abuse and neglect and, if necessary, the provision of community-based services to reduce the risk and support the family;

(9) "Family support team meeting" or "team meeting", a meeting convened by the division or children's services provider in behalf of the family and/or child for the purpose of determining service and treatment needs, determining the need for placement and developing a plan for reunification or other permanency options, determining the appropriate placement of the child, evaluating case progress, and establishing and revising the case plan;

(10) "Investigation", the collection of physical and verbal evidence to determine if a child has been abused or neglected;

(11) "Jail or detention center personnel", employees and volunteers working in any premises or institution where incarceration, evaluation, care, treatment or rehabilitation is provided to persons who are being held under custody of the law;

(12) "Neglect", failure to provide, by those responsible for the care, custody, and control of the child, the proper or necessary support, education as required by law, nutrition or medical, surgical, or any other care necessary for the child's well-being. Victims of neglect shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(13) "Preponderance of the evidence", that degree of evidence that is of greater weight or more convincing than the evidence which is offered in opposition to it or evidence which as a whole shows the fact to be proved to be more probable than not;

(14) "Probable cause", available facts when viewed in the light of surrounding circumstances which would cause a reasonable person to believe a child was abused or neglected;

(15) "Report", the communication of an allegation of child abuse or neglect to the division pursuant to section 210.115;

(16) "Those responsible for the care, custody, and control of the child", includes, but is not limited to:

(a) The parents or legal guardians of a child;

(b) Other members of the child's household;

(c) Those exercising supervision over a child for any part of a twenty-four-hour day;

(d) Any person who has access to the child based on relationship to the parents of the child or members of the child's household or the family; or

(e) Any person who takes control of the child by deception, force, or coercion."; and

Further amend said bill, Page 3, Section 210.112, Line 80, by deleting the words "under ten years old" and inserting in lieu thereof the words "**[**~~under ten years old~~**]**"; and

Further amend said bill and section, Pages 4 and 5, Lines 120 to 129, by deleting said lines and inserting in lieu thereof the following:

"6. **By December 1, 2018,** the division shall convene a task force to review the recruitment, licensing and retention of foster and adoptive parents statewide. In addition to representatives of the division and department, the task force shall include representatives of the private sector and faith-based community which provide recruitment and licensure services. The purpose of the task force shall and will be to study the extent to which changes in the system of recruiting, licensing, and retaining foster and adoptive parents would enhance the effectiveness of the system statewide. The task force shall develop a report of its findings with recommendations by December 1, **[**~~2011~~**] 2019**, and provide copies of the report to the general assembly**, to the joint committee on child abuse and neglect under section 21.771,** and to the governor."; and

Further amend said bill and section, Page 6, Line 160, by inserting after all of said section and line the following:

"210.145. 1. The division shall develop protocols which give priority to:

(1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;

(2) Promoting the preservation and reunification of children and families consistent with state and federal law;

(3) Providing due process for those accused of child abuse or neglect; and

(4) Maintaining an information system operating at all times, capable of receiving and maintaining reports. This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. The division shall utilize structured decision-making protocols for classification purposes of all child abuse and neglect reports. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated within twenty-four hours and shall be classified based upon the reported risk and injury to the child. The division shall promulgate rules regarding the structured decision-making protocols to be utilized for all child abuse and neglect reports.

3. Upon receipt of a report, the division shall determine if the report merits investigation, including reports which if true would constitute a suspected violation of any of the following: section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or other crimes under chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205, section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The division shall immediately communicate all reports that merit investigation to its appropriate local office and any relevant information as may be contained in the information system. The local division staff shall determine, through the use of protocols developed by the division, whether an investigation or the family assessment and services approach should be used to respond to the allegation. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child.

4. **The division may accept a report for investigation or family assessment if either the child or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in Missouri.**

5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system.

6. When the child abuse and neglect hotline receives three or more calls, within a seventy-two hour period, from one or more individuals concerning the same child, the division shall conduct a review to determine whether the calls meet the criteria and statutory definition for a child abuse and neglect report to be accepted. In conducting the review, the division shall contact the hotline caller or callers in order to collect information to determine whether the calls meet the criteria for harassment.

[~~5.~~**] 7.** The local office shall contact the appropriate law enforcement agency immediately upon receipt of a report which division personnel determine merits an investigation and provide such agency with a detailed description of the report received. In such cases the local division office shall request the assistance of the local law enforcement agency in all aspects of the investigation of the complaint. The appropriate law enforcement agency shall either assist the division in the investigation or provide the division, within twenty-four hours, an explanation in writing detailing the reasons why it is unable to assist.

[~~6.~~**] 8.** The local office of the division shall cause an investigation or family assessment and services approach to be initiated in accordance with the protocols established in subsection 2 of this section, except in cases where the sole basis for the report is educational neglect. If the report indicates that educational neglect is the only complaint and there is no suspicion of other neglect or abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the report indicates the child is in danger of serious physical harm or threat to life, an investigation shall include direct observation of the subject child within twenty-four hours of the receipt of the report. Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

(1) (a) No person is present in the home at the time of the home visit; and

(b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;

(2) The alleged perpetrator will be alerted regarding the attempted visit; or

(3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to **or** investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

[~~7.~~**] 9.** The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison

or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g, and federal rule 34 C.F.R., Part 99.

[~~8.~~] 10. The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

[~~9.~~] 11. When a report has been made by a person required to report under section 210.115, the division shall contact the person who made such report within forty-eight hours of the receipt of the report in order to ensure that full information has been received and to obtain any additional information or medical records, or both, that may be pertinent.

[~~10.~~] 12. Upon completion of the investigation, if the division suspects that the report was made maliciously or for the purpose of harassment, the division shall refer the report and any evidence of malice or harassment to the local prosecuting or circuit attorney.

[~~11.~~] 13. Multidisciplinary teams shall be used whenever conducting the investigation as determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private.

[~~12.~~] 14. For all family support team meetings involving an alleged victim of child abuse or neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be provided notice and be permitted to attend all such meetings. Family members, other than alleged perpetrators, or other community informal or formal service providers that provide significant support to the child and other individuals may also be invited at the discretion of the parents of the child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and the foster parents may request that other individuals, other than alleged perpetrators, be permitted to attend such team meetings. Once a person is provided notice of or attends such team meetings, the division or the convenor of the meeting shall provide such persons with notice of all such subsequent meetings involving the child. Families may determine whether individuals invited at their discretion shall continue to be invited.

[~~13.~~] 15. If the appropriate local division personnel determine after an investigation has begun that completing an investigation is not appropriate, the division shall conduct a family assessment and services approach. The division shall provide written notification to local law enforcement prior to terminating any investigative process. The reason for the termination of the investigative process shall be documented in the record of the division and the written notification submitted to local law enforcement. Such notification shall not preclude nor prevent any investigation by law enforcement.

[~~14.~~] 16. If the appropriate local division personnel determines to use a family assessment and services approach, the division shall:

(1) Assess any service needs of the family. The assessment of risk and service needs shall be based on information gathered from the family and other sources;

(2) Provide services which are voluntary and time-limited unless it is determined by the division based on the assessment of risk that there will be a high risk of abuse or neglect if the family refuses to accept the services. The division shall identify services for families where it is determined that the child is at high risk of future abuse or neglect. The division shall thoroughly document in the record its attempt to provide voluntary services and the reasons these services are important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse voluntary services or the child needs to be protected, the division may commence an investigation;

(3) Commence an immediate investigation if at any time during the family assessment and services approach the division determines that an investigation, as delineated in sections 210.109 to 210.183, is required. The division staff who have conducted the assessment may remain involved in the provision of services to the child and family;

(4) Document at the time the case is closed, the outcome of the family assessment and services approach, any service provided and the removal of risk to the child, if it existed.

[~~15.~~] 17. (1) Within forty-five days of an oral report of abuse or neglect, the local office shall update the information in the information system. The information system shall contain, at a minimum, the determination made by the division as a result of the investigation, identifying information on the subjects of the report, those responsible for the care of the subject child and other relevant dispositional information. The division shall complete all investigations within forty-five days, unless good cause for the failure to complete the investigation is specifically documented in the information system. Good cause for failure to complete an investigation shall include, but not be limited to:

(a) The necessity to obtain relevant reports of medical providers, medical examiners, psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence by third parties which has not been completed and provided to the division;

(b) The attorney general or the prosecuting or circuit attorney of the city or county in which a criminal investigation is pending certifies in writing to the division that there is a pending criminal investigation of the incident under investigation by the division and the issuing of a decision by the division will adversely impact the progress of the investigation; or

(c) The child victim, the subject of the investigation or another witness with information relevant to the investigation is unable or temporarily unwilling to provide complete information within the specified time frames due to illness, injury, unavailability, mental capacity, age, developmental disability, or other cause.

The division shall document any such reasons for failure to complete the investigation.

(2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the investigation shall remain open until the division's investigation surrounding such death or near-fatal injury is completed.

(3) If the investigation is not completed within forty-five days, the information system shall be updated at regular intervals and upon the completion of the investigation, which shall be completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality. The information in the information system shall be updated to reflect any subsequent findings, including any changes to the findings based on an administrative or judicial hearing on the matter.

[~~16.~~**] 18.** A person required to report under section 210.115 to the division and any person making a report of child abuse or neglect made to the division which is not made anonymously shall be informed by the division of his or her right to obtain information concerning the disposition of his or her report. Such person shall receive, from the local office, if requested, information on the general disposition of his or her report. Such person may receive, if requested, findings and information concerning the case. Such release of information shall be at the discretion of the director based upon a review of the reporter's ability to assist in protecting the child or the potential harm to the child or other children within the family. The local office shall respond to the request within forty-five days. The findings shall be made available to the reporter within five days of the outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may request that the report be referred by the division to the office of child advocate for children's protection and services established in sections 37.700 to 37.730. Upon request by a reporter under this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the office of child advocate for children's protection and services.

[~~17.~~**] 19.** The division shall provide to any individual who is not satisfied with the results of an investigation information about the office of child advocate and the services it may provide under sections 37.700 to 37.730.

[~~18.~~**] 20.** In any judicial proceeding involving the custody of a child the fact that a report may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

[~~19.~~**] 21. Nothing in this chapter shall be construed to prohibit the children's division from coinvestigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation if the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and if such receiving agency is exercising its authority under the law.**

22. In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

[~~20.~~**] 23.** The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109 to 210.183.

[~~21.~~**] 24.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

210.152. 1. All **[**~~identifying~~**]** information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division **[**~~and~~**] or** removed from the records of the division as follows:

(1) For investigation reports contained in the central registry, **[**~~identifying~~**] the report and all** information shall be retained by the division;

(2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment**,** or in retaliation for the filing of a report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment**,** or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for **[**~~five~~**] ten** years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for **[**~~two~~**] five** years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all **[**~~identifying~~**]** information but shall not place an unknown perpetrator on the central registry. The division shall retain all **[**~~identifying~~**]** information **[**~~for the purpose of utilizing such information in subsequent investigations or family assessments of the same child, the child's family, or members of the child's household~~**]**. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all **[**~~identifying~~**]** information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, **[**~~identifying~~**]** information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, **[**~~identifying~~**]** information shall be retained for **[**~~ten~~**] eighteen** years from the date of the report and then shall be removed from the records **[**~~of~~**] by** the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all **[**~~identifying~~**]** information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final disposition or dismissal of the charges.

5. In any such action for administrative review, the child abuse and neglect review board shall sustain the division's determination if such determination was supported by evidence of probable cause prior to August 28, 2004, or is supported by a preponderance of the evidence after August 28, 2004, and is not against the weight of such evidence. The child abuse and neglect review board hearing shall be closed to all persons except the parties, their attorneys and those persons providing testimony on behalf of the parties.

6. If the alleged perpetrator is aggrieved by the decision of the child abuse and neglect review board, the alleged perpetrator may seek de novo judicial review in the circuit court in the county in which the alleged perpetrator resides and in circuits with split venue, in the venue in which the alleged perpetrator resides, or in Cole County. If the alleged perpetrator is not a resident of the state, proper venue shall be in Cole County. The case may be assigned to the family court division where such a division has been established. The request for a judicial review shall be made within sixty days of notification of the decision of the child abuse and neglect review board decision. In reviewing such decisions, the circuit court shall provide the alleged perpetrator the opportunity to appear and present testimony. The alleged perpetrator may subpoena any witnesses except the alleged victim or the reporter. However, the circuit court shall have the discretion to allow the parties to submit the case upon a stipulated record.

7. In any such action for administrative review, the child abuse and neglect review board shall notify the child or the parent, guardian or legal representative of the child that a review has been requested."; and

Further amend said bill and page, Section 210.487, Line 9, by deleting the word "and" and inserting in lieu thereof the word "**[**~~and~~**]**"; and

Further amend said bill and section, Page 7, Line 59, by inserting after said section and line the following:

"210.498. **1.** Any parent or legal guardian **of a child in foster care** may have access to investigation records kept by the division regarding **[**~~a decision for~~**]** the denial **[**~~of or the~~**],** suspension**,** or revocation of **[**~~a~~**] the** license **[**~~to a specific person to operate or maintain~~**] of** a foster home **[**~~if such specific person does or may provide services or care to a child of the person requesting the information~~**] in which the child was placed**. The request for the release of such information shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied **[**~~with~~**] by** a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include only information pertaining to the nature and disposition of any denial, suspension**,** or revocation of a license to operate a foster home. This response shall not include any identifying information regarding any person other than the person to whom a foster home license was denied, suspended**,** or revoked. **The response shall not include financial, medical, or other personal information relating to the foster home provider or the foster home provider's family unless the division determines that the information is directly relevant to the disposition of the investigation and report.** The response shall be given within ten working days of the time it was received by the division.

2. The division may disclose or utilize information and records relating to foster homes in its discretion and as needed for the administration of the foster care program including, but not limited to, the licensure of foster homes and for the protection, care, and safety of children who are or who may be placed in foster care.

3. Upon written request, the director of the department of social services shall authorize the disclosure of information and findings pertaining to foster homes in cases of child fatalities or near-fatalities to courts, juvenile officers, law enforcement agencies, and prosecuting and circuit attorneys that have a need for the information to conduct their duties under law. Nothing in this subsection shall otherwise preclude the disclosure of such information as provided for under subsection 5 of section 210.150.

4. The division may disclose information and records pertaining to foster homes to juvenile officers, courts, the office of child advocate, guardians ad litem, law enforcement agencies, child welfare agencies, child placement agencies, prosecuting attorneys, and other local, state, and federal government agencies that have a need for the information to conduct their duties under law.

5. Information and records pertaining to the licensure of foster homes and the care and treatment of children in foster homes shall be considered closed records under chapter 610 and may only be disclosed and utilized under this section.

210.1030. 1. There is hereby created the "Trauma-Informed Care for Children and Families Task Force". The mission of the task force shall be to promote the healthy development of children and their families living in Missouri communities by promoting comprehensive trauma-informed children and family support systems and interagency cooperation.

2. The task force shall consist of the following members:

(1) The directors, or their designees, of the departments of elementary and secondary education, health and senior services, mental health, social services, public safety, and corrections;

(2) The director, or his or her designee, of the office of child advocate;

(3) Six members from the private sector with knowledge of trauma-informed care methods, two of whom shall be appointed by the speaker of the house of representatives, one of whom shall be appointed by the minority leader of the house of representatives, two of whom shall be appointed by the president pro tempore of the senate, and one of whom shall be appointed by the minority leader of the senate;

(4) Two members of the house of representatives appointed by the speaker of the house of representatives and one member of the house of representatives appointed by the minority leader of the house of representatives; and

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate.

3. The task force shall incorporate evidence-based and evidence-informed best practices including, but not limited to, the Missouri Model: A Developmental Framework for Trauma-Informed, with respect to:

(1) Early identification of children and youth and their families, as appropriate, who have experienced or are at risk of experiencing trauma;

(2) The expeditious referral of such children and youth and their families, as appropriate, who require specialized services to the appropriate trauma-informed support services, including treatment, in accordance with applicable privacy laws; and

(3) The implementation of trauma-informed approaches and interventions in child and youth-serving schools, organizations, homes, and other settings to foster safe, stable, and nurturing environments and relationships that prevent and mitigate the effects of trauma.

4. The staff of senate research, house research, and the joint committee on legislative research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties.

5. The task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the task force or any subcommittee thereof.

6. The task force shall meet within two months of the effective date of this section.

7. The task force shall report a summary of its activities and any recommendations for legislation to the general assembly and to the joint committee on child abuse and neglect under section 21.771 by January 1, 2019.

8. The task force shall terminate on January 1, 2019.

211.093. **1.** Any order or judgment entered by the court under authority of this chapter or chapter 210 shall, so long as **[**~~such order or judgment remains in effect~~**] the juvenile court exercises continuing jurisdiction**, take precedence over any order or judgment concerning the status or custody of a child under **[**~~age~~**]** twenty-one **years of age** entered by a court under authority of chapter 452, 453, 454 or 455, **or orders of guardianship under chapter 475,** but only to the extent inconsistent therewith.

2. In addition to all other powers conveyed upon the court by this chapter and chapter 210, any court exercising jurisdiction over a child under subdivision (1) of subsection 1 of section 211.031 shall have authority to enter an order regarding custody of the child under chapter 452, enter a child support order computed under the guidelines set forth in section 452.340, and establish rights of visitation for the parents of the child. In every case in which the juvenile or family court exercises authority over a child under subdivision (1) or (2) of subsection 1 of section 211.031, the court shall have concurrent authority and

jurisdiction with the circuit court to enter a final order and judgment establishing the paternity of the child under the uniform parentage act under sections 210.817 to 210.852, unless the child has a legal father already established under sections 210.817 to 210.852 by affidavit or court order.

3. Any custody, support, or visitation order entered by the court under subsection 2 of this section shall remain in full force and effect after the termination of juvenile court proceedings unless the court's order specifically states otherwise. Any custody, child support, or visitation order shall take precedence over and shall automatically stay any prior orders concerning custody, child support, guardianship, or visitation for the child under the juvenile court's jurisdiction. Orders entered under subsection 2 of this section shall remain in full force and effect until a subsequent order with respect to custody, child support, guardianship, or visitation of the child is entered by a court under the authority of this chapter or chapter 210, 452, 453, 454, or 455, or orders of guardianship under chapter 475. Any final judgment and order establishing paternity under this section shall be a final and binding judgment of the circuit court as in other civil judgments entered under the uniform parentage act under sections 210.817 to 210.852, and the court may enter the final paternity judgment and order under a different, nonjuvenile case number.

4. If the juvenile court terminates jurisdiction without entering a continuing custody, support, or visitation order under subsections 2 and 3 of this section, legal and physical custody of the child shall be returned to the custodian, parent, or legal guardian who exercised custody prior to the juvenile court assuming jurisdiction under subdivision (1) of subsection 1 of section 211.031, and any custody or visitation orders in effect at the time the juvenile court assumed jurisdiction shall be restored.

5. The juvenile court shall not have the authority to hear modification motions or other actions to rehear any orders entered under this section after the juvenile court terminates jurisdiction on the underlying case. A circuit court in the same county as the juvenile court shall have jurisdiction to hear any motions for rehearing or modifications of any orders entered under this section after the juvenile court terminates jurisdiction. Any future actions shall be conducted under sections 210.817 to 210.852, this chapter, or chapter 452, 453, 454, 455, or 475, as appropriate.

6. On entry of a child support order, the circuit clerk shall follow the procedures set forth in section 454.412 and upon request send a certified copy of the order to the family support division.

211.444. **[**~~1.~~**]** The juvenile court may, upon petition of the juvenile officer or a child-placing agency licensed under sections 210.481 to 210.536 in conjunction with a placement with such agency under subsection 6 of section 453.010, or **[**~~the court before which~~**] a private attorney filing** a petition for adoption **[**~~has been filed pursuant to~~**] under** the provisions of chapter 453, terminate the rights of a parent **or receive the consent to adoption or waiver of consent to adoption executed by a parent or a named father** to a child**, including a child who is a ward of the court,** if the court finds that such termination **or consent to adoption or waiver of consent to adoption** is in the best interests of the child and the parent has**, in a properly executed writing under section 453.030 or 453.050,** consented **[**~~in writing~~**]** to the termination of his or her parental rights **or consented to an adoption or waived consent to adoption**.

[~~2. The written consent required by subsection 1 of this section may be executed before or after the institution of the proceedings and shall be acknowledged before a notary public. In lieu of such acknowledgment, the signature of the person giving the written consent shall be witnessed by at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective parents. The notary public or witnesses shall verify the identity of the party signing the consent.~~

~~3. The written consent required by subsection 1 of this section shall be valid and effective only after the child is at least forty-eight hours old and if it complies with the other requirements of section 453.030.~~**]**

211.447. 1. Any information that could justify the filing of a petition to terminate parental rights may be referred to the juvenile officer by any person. The juvenile officer shall make a preliminary inquiry and if it appears that the information could justify the filing of a petition, the juvenile officer may take further action, including filing a petition. If it does not appear to the juvenile officer that a petition should be filed, such officer shall so notify the informant in writing within thirty days of the referral. Such notification shall include the reasons that the petition will not be filed.

2. Except as provided for in subsection 4 of this section, a petition to terminate the parental rights of the child's parent or parents shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, when:

(1) Information available to the juvenile officer or the division establishes that the child has been in foster care for at least fifteen of the most recent twenty-two months; or

(2) A court of competent jurisdiction has determined the child to be an abandoned infant. For purposes of this subdivision, an "infant" means any child one year of age or under at the time of filing of the petition. The court may find that an infant has been abandoned if:

(a) The parent has left the child under circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so; or

(c) The parent has voluntarily relinquished a child under section 210.950; or

(3) A court of competent jurisdiction has determined that the parent has:

(a) Committed murder of another child of the parent; or

(b) Committed voluntary manslaughter of another child of the parent; or

(c) Aided or abetted, attempted, conspired or solicited to commit such a murder or voluntary manslaughter; or

(d) Committed a felony assault that resulted in serious bodily injury to the child or to another child of the parent**; or**

(4) The parent has been found guilty of or pled guilty to a felony violation of chapters 566 or 573 when the child or any child in the family was a victim, or a violation of sections 568.020 or 568.065 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent.

3. A termination of parental rights petition shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, within sixty days of the judicial determinations required in subsection 2 of this section, except as provided in subsection 4 of this section. Failure to comply with this requirement shall not deprive the court of jurisdiction to adjudicate a petition for termination of parental rights which is filed outside of sixty days.

4. If grounds exist for termination of parental rights pursuant to subsection 2 of this section, the juvenile officer or the division may, but is not required to, file a petition to terminate the parental rights of the child's parent or parents if:

(1) The child is being cared for by a relative; or

(2) There exists a compelling reason for determining that filing such a petition would not be in the best interest of the child, as documented in the permanency plan which shall be made available for court review; or

(3) The family of the child has not been provided such services as provided for in section 211.183.

5. The juvenile officer or the division may file a petition to terminate the parental rights of the child's parent when it appears that one or more of the following grounds for termination exist:

(1) The child has been abandoned. For purposes of this subdivision a "child" means any child over one year of age at the time of filing of the petition. The court shall find that the child has been abandoned if, for a period of six months or longer:

(a) The parent has left the child under such circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so;

(2) The child has been abused or neglected. In determining whether to terminate parental rights pursuant to this subdivision, the court shall consider and make findings on the following conditions or acts of the parent:

(a) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(b) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control of the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control;

(c) A severe act or recurrent acts of physical, emotional or sexual abuse toward the child or any child in the family by the parent, including an act of incest, or by another under circumstances that indicate that the parent knew or should have known that such acts were being committed toward the child or any child in the family; or

(d) Repeated or continuous failure by the parent, although physically or financially able, to provide the child with adequate food, clothing, shelter, or education as defined by law, or other care and control necessary for the child's physical, mental, or emotional health and development.

Nothing in this subdivision shall be construed to permit discrimination on the basis of disability or disease;

(3) The child has been under the jurisdiction of the juvenile court for a period of one year, and the court finds that the conditions which led to the assumption of jurisdiction still persist, or conditions of a potentially harmful nature continue to exist, that there is little likelihood that those conditions will be remedied at an early date so that the child can be returned to the parent in the near future, or the continuation of the parent-child relationship greatly diminishes the child's prospects for early integration into a stable and permanent home. In determining whether to terminate parental rights under this subdivision, the court shall consider and make findings on the following:

(a) The terms of a social service plan entered into by the parent and the division and the extent to which the parties have made progress in complying with those terms;

(b) The success or failure of the efforts of the juvenile officer, the division or other agency to aid the parent on a continuing basis in adjusting his circumstances or conduct to provide a proper home for the child;

(c) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(d) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control over the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control; or

(4) **[**~~The parent has been found guilty or pled guilty to a felony violation of chapter 566 when the child or any child in the family was a victim, or a violation of section 568.020 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent; or~~

~~(5)~~**]** The child was conceived and born as a result of an act of forcible rape or rape in the first degree. When the biological father has pled guilty to, or is convicted of, the forcible rape or rape in the first degree of the birth mother, such a plea or conviction shall be conclusive evidence supporting the termination of the biological father's parental rights; or

[~~(6)~~**] (5)** (a) The parent is unfit to be a party to the parent and child relationship because of a consistent pattern of committing a specific abuse including, but not limited to, specific conditions directly relating to the parent and child relationship which are determined by the court to be of a duration or nature that renders the parent unable for the reasonably foreseeable future to care appropriately for the ongoing physical, mental, or emotional needs of the child.

(b) It is presumed that a parent is unfit to be a party to the parent and child relationship upon a showing that:

a. Within a three-year period immediately prior to the termination adjudication, the parent's parental rights to one or more other children were involuntarily terminated pursuant to subsection 2 or 4 of this section or subdivision (1), (2), **or** (3)**[**~~, or (4)~~**]** of this subsection or similar laws of other states;

b. If the parent is the birth mother and within eight hours after the child's birth, the child's birth mother tested positive and over .08 blood alcohol content pursuant to testing under section 577.020 for alcohol, or tested positive for cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case;

c. If the parent is the birth mother and at the time of the child's birth or within eight hours after a child's birth the child tested positive for alcohol, cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case; or

d. Within a three-year period immediately prior to the termination adjudication, the parent has pled guilty to or has been convicted of a felony involving the possession, distribution, or manufacture of cocaine, heroin, or methamphetamine, and the parent is the biological parent of at least one other child who was adjudicated an abused

or neglected minor by such parent or such parent has previously failed to complete recommended treatment services by the children's division through a family-centered services case.

6. The juvenile court may terminate the rights of a parent to a child upon a petition filed by the juvenile officer or the division, or in adoption cases, by a prospective parent, if the court finds that the termination is in the best interest of the child and when it appears by clear, cogent and convincing evidence that grounds exist for termination pursuant to subsection 2, 4 or 5 of this section.

7. When considering whether to terminate the parent-child relationship pursuant to subsection 2 or 4 of this section or subdivision (1), (2), **or** (3) **[**~~or (4)~~**]** of subsection 5 of this section, the court shall evaluate and make findings on the following factors, when appropriate and applicable to the case:

(1) The emotional ties to the birth parent;

(2) The extent to which the parent has maintained regular visitation or other contact with the child;

(3) The extent of payment by the parent for the cost of care and maintenance of the child when financially able to do so including the time that the child is in the custody of the division or other child-placing agency;

(4) Whether additional services would be likely to bring about lasting parental adjustment enabling a return of the child to the parent within an ascertainable period of time;

(5) The parent's disinterest in or lack of commitment to the child;

(6) The conviction of the parent of a felony offense that the court finds is of such a nature that the child will be deprived of a stable home for a period of years; provided, however, that incarceration in and of itself shall not be grounds for termination of parental rights;

(7) Deliberate acts of the parent or acts of another of which the parent knew or should have known that subjects the child to a substantial risk of physical or mental harm.

8. The court may attach little or no weight to infrequent visitations, communications, or contributions. It is irrelevant in a termination proceeding that the maintenance of the parent-child relationship may serve as an inducement for the parent's rehabilitation.

9. In actions for adoption pursuant to chapter 453, the court may hear and determine the issues raised in a petition for adoption containing a prayer for termination of parental rights filed with the same effect as a petition permitted pursuant to subsection 2, 4, or 5 of this section.

10. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care, for the removal of custody of a child from the parent, or for the termination of parental rights without a specific showing that there is a causal relation between the disability or disease and harm to the child.

431.056. 1. A minor shall be qualified and competent to contract for housing, employment, purchase of an automobile, receipt of a student loan, admission to high school or postsecondary school, obtaining medical care, establishing a bank account, admission to a shelter for victims of domestic violence, as **[**~~defined in section~~**] that phrase is used in sections** 455.200 **to 455.220**, **a rape crisis center, as defined in section 455.003,** or a homeless shelter, and receipt of services as a victim of domestic violence or sexual **[**~~abuse~~**] assault, as such terms are defined in section 455.010**, including but not limited to counseling, court advocacy, financial assistance, and other advocacy services, if:

(1) The minor is sixteen or seventeen years of age; and

(2) The minor is homeless, as defined in subsection 1 of section 167.020, or a victim of domestic violence, as defined in section **[**~~455.200~~**] 455.010**, unless the child is under the supervision of the children's division or the jurisdiction of the juvenile court; and

(3) The minor is self-supporting, such that the minor is without the physical or financial support of a parent or legal guardian; and

(4) The minor's parent or legal guardian has consented to the minor living independent of the parents' or guardians' control. Consent may be expressed or implied, such that:

(a) Expressed consent is any verbal or written statement made by the parents or guardian of the minor displaying approval or agreement that the minor may live independently of the parent's or guardian's control;

(b) Implied consent is any action made by the parent or guardian of the minor that indicates the parent or guardian is unwilling or unable to adequately care for the minor. Such actions may include, but are not limited to:

a. Barring the minor from the home or otherwise indicating that the minor is not welcome to stay;

b. Refusing to provide any or all financial support for the minor; or

c. Abusing or neglecting the minor, as defined in section 210.110 or committing an act or acts of domestic violence against the minor, as defined in section 455.010.

2. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the purchase of automobile insurance with the consent of the children's division or the juvenile court. The minor shall

be responsible for paying the costs of the insurance premiums and shall be liable for damages caused by his or her negligent operation of a motor vehicle. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any insurance premiums nor liable for any damages of any kind as a result of the operation of a motor vehicle by the minor.

3. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the opening of a checking or savings bank account with the consent of the children's division or the juvenile court. The minor shall be responsible for paying all banking related costs associated with the checking or savings account and shall be liable for any and all penalties should he or she violate a banking agreement. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any bank fees nor liable for any and all penalties related to violation of a banking agreement.

453.015. As used in sections 453.010 to 453.400, the following terms mean:

(1) "Minor" or "child", any person who has not attained the age of eighteen years or any person in the custody of the children's division who has not attained the age of twenty-one;

(2) "Parent", a birth parent or parents of a child, including the putative father of the child, as well as the husband of a birth mother at the time the child was conceived, or a parent or parents of a child by adoption. The putative father shall have no legal relationship unless he has acknowledged the child as his own by affirmatively asserting his paternity;

(3) **"Post adoption contact agreement", a voluntary written agreement executed by one or both of a child's birth parents and each adoptive parent describing future contact between the parties to the agreement and the child; provided, that such agreement shall be approved by the court under subsection 4 of section 453.080;**

(4) "Putative father", the alleged or presumed father of a child including a person who has filed a notice of intent to claim paternity with the putative father registry established in section 192.016 and a person who has filed a voluntary acknowledgment of paternity pursuant to section 193.087;

[~~(4)~~**] (5)** "Stepparent", the spouse of a biological or adoptive parent. The term does not include the state if the child is a ward of the state. The term does not include a person whose parental rights have been terminated.

453.030. 1. In all cases the approval of the court of the adoption shall be required and such approval shall be given or withheld as the welfare of the person sought to be adopted may, in the opinion of the court, demand.

2. The written consent of the person to be adopted shall be required in all cases where the person sought to be adopted is fourteen years of age or older, except where the court finds that such child has not sufficient mental capacity to give the same. In a case involving a child under fourteen years of age, the guardian ad litem shall ascertain the child's wishes and feelings about his or her adoption by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered by the court as a factor in determining if the adoption is in the child's best interests.

3. With the exceptions specifically enumerated in section 453.040, when the person sought to be adopted is under the age of eighteen years, the written consent of the following persons shall be required and filed in and made a part of the files and record of the proceeding:

(1) The mother of the child; **[**~~and~~**]**

(2) **[**~~Only the~~**] Any** man who:

(a) Is presumed to be the father pursuant to **[**~~the~~**]** subdivision (1), (2), or (3) of subsection 1 of section 210.822; or

(b) Has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child and has served a copy of the petition on the mother in accordance with section 506.100; or

(c) Filed with the putative father registry pursuant to section 192.016 a notice of intent to claim paternity or an acknowledgment of paternity either prior to or within fifteen days after the child's birth, and has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child; **[**~~or~~**] and**

(3) The child's current adoptive parents or other legally recognized mother and father.

Upon request by the petitioner and within one business day of such request, the clerk of the local court shall verify whether such written consents have been filed with the court.

4. The written consent required in subdivisions (2) and (3) of subsection 3 of this section may be executed before or after **the birth of the child or before or after** the commencement of the adoption proceedings, and shall

be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth **[**~~parent~~**] mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of **[**~~such~~**]** acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent.

6. A consent is final when executed, unless the consenting party, prior to a final decree of adoption, alleges and proves by clear and convincing evidence that the consent was not freely and voluntarily given. The burden of proving the consent was not freely and voluntarily given shall rest with the consenting party. Consents in all cases shall have been executed not more than six months prior to the date the petition for adoption is filed.

7. A consent form shall be developed through rules and regulations promulgated by the department of social services. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. If a written consent is obtained after August 28, 1997, but prior to the development of a consent form by the department and the written consent complies with the provisions of subsection 8 of this section, such written consent shall be deemed valid.

8. However, the consent form must specify that:

(1) The birth parent understands the importance of identifying all possible fathers of the child and may provide the names of all such persons; and

(2) The birth parent understands that if he denies paternity, but consents to the adoption, he waives any future interest in the child.

9. The written consent to adoption required by subsection 3 and executed through procedures set forth in subsection 5 of this section shall be valid and effective even though the parent consenting was under eighteen years of age, if such parent was represented by a guardian ad litem, at the time of the execution thereof.

10. Where the person sought to be adopted is eighteen years of age or older, his or her written consent alone to his or her adoption shall be sufficient.

11. A birth parent, including a birth parent less than eighteen years of age, shall have the right to legal representation and payment of any reasonable legal fees incurred throughout the adoption process. In addition, the court may appoint an attorney to represent a birth parent if:

(1) A birth parent requests representation;

(2) The court finds that hiring an attorney to represent such birth parent would cause a financial hardship for the birth parent; and

(3) The birth parent is not already represented by counsel.

12. Except in cases where the court determines that the adoptive parents are unable to pay reasonable attorney fees and appoints pro bono counsel for the birth parents, the court shall order the costs of the attorney fees incurred pursuant to subsection 11 of this section to be paid by the prospective adoptive parents or the child-placing agency.

13. The court shall receive and acknowledge a written consent to adoption properly executed by a birth parent under this section when such consent is in the best interests of the child.

453.080. 1. The court shall conduct a hearing to determine whether the adoption shall be finalized. **Out-of-state adoptive petitioners may appear by their attorney or by video or telephone conference rather than in person.** During such hearing, the court shall ascertain whether:

(1) The person sought to be adopted, if a child, has been in the lawful and actual custody of the petitioner for a period of at least six months prior to entry of the adoption decree; except that the six-month period may be waived if the person sought to be adopted is a child who is under the prior and continuing jurisdiction of a court pursuant to chapter 211 and the person desiring to adopt the child is the child's current foster parent. Lawful and

actual custody shall include a transfer of custody pursuant to the laws of this state, another state, a territory of the United States, or another country;

(2) The court has received and reviewed a postplacement assessment on the monthly contacts with the adoptive family pursuant to section 453.077, except for good cause shown in the case of a child adopted from a foreign country;

(3) The court has received and reviewed an updated financial affidavit;

(4) The court has received the recommendations of the guardian ad litem and has received and reviewed the recommendations of the person placing the child, the person making the assessment and the person making the postplacement assessment;

(5) **[**~~There is compliance with the uniform child custody jurisdiction act, sections 452.440 to 452.550; (6)~~**]** There is compliance with the Indian Child Welfare Act, if applicable;

[~~(7)~~**] (6)** There is compliance with the Interstate Compact on the Placement of Children pursuant to section 210.620; and

[~~(8)~~**] (7)** It is fit and proper that such adoption should be made.

2. If a petition for adoption has been filed pursuant to section 453.010 and a transfer of custody has occurred pursuant to section 453.110, the court may authorize the filing for finalization in another state if the adoptive parents are domiciled in that state.

3. If the court determines the adoption should be finalized, a decree shall be issued setting forth the facts and ordering that from the date of the decree the adoptee shall be for all legal intents and purposes the child of the petitioner or petitioners. The court may decree that the name of the person sought to be adopted be changed, according to the prayer of the petition.

4. Before the completion of an adoption, the exchange of information among the parties shall be at the discretion of the parties. **Prospective adoptive parents and birth parents may enter into a written post adoption contact agreement to allow contact, communication, and the exchange of photographs after the adoption between the adoptive parents and the birth parents. The court shall not order any party to enter into a post adoption contact agreement. The agreement shall be filed with and approved by the court at or before the finalization of the adoption. The court shall approve an agreement only if the agreement is in the best interests of the child. The court may enforce or modify an agreement made under this subsection unless such enforcement or modification is not in the best interests of the child. The agreement shall include:**

(1) An acknowledgment by the birth parents that the adoption is irrevocable, even if the adoptive parents do not abide by the post adoption contact agreement;

(2) An acknowledgment by the adoptive parents that the agreement grants the birth parents the right to seek to enforce the provisions of the post adoption contact agreement. Remedies for a breach of the agreement shall include specific performance of the terms of the agreement; provided, that nothing in the agreement shall preclude a party seeking to enforce the agreement from utilizing child welfare mediation before, or in addition to, the commencement of a civil action for specific enforcement;

(3) An acknowledgment that the post adoption contact agreement shall be filed with and approved by the court in order to be enforceable; and

(4) An acknowledgment that the birth parents' consent to the adoption was not conditioned on the post adoption contact agreement and that acceptance of the agreement is fully voluntary.

Upon completion of an adoption, further contact among the parties shall be at the discretion of the adoptive parents **or in accordance with a post adoption contact agreement executed under this subsection**. The court shall not have jurisdiction to deny **[**~~continuing contact between the adopted person and the birth parent, or an adoptive parent and a birth parent. Additionally, the court shall not have jurisdiction to deny~~**]** an exchange of identifying information between an adoptive parent and a birth parent.

5. Before the completion of an adoption, the court shall make available to the birth parent or parents a contact preference form developed by the state registrar pursuant to section 193.128 and provided to the court by the department of health and senior services. If a birth parent chooses to complete the form, the clerk of the court shall send the form with the certificate of decree of adoption to the state registrar. Such form shall accompany the original birth certificate of the adopted person and may be updated by a birth parent at any time upon the request of the birth parent.

453.121. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Adopted adult", any adopted person who is eighteen years of age or over;

(2) "Adopted child", any adopted person who is less than eighteen years of age;

(3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years of age or over;

(4) "Biological parent", the natural and biological mother or father of the adopted child;

(5) "Identifying information", information which includes the name, date of birth, place of birth and last known address of the biological parent;

(6) "Lineal descendant", a legal descendant of a person as defined in section 472.010;

(7) "Nonidentifying information", information concerning the physical description, nationality, religious background and medical history of the biological parent or sibling.

2. All papers, records, and information pertaining to an adoption whether part of any permanent record or file may be disclosed only in accordance with this section.

3. Nonidentifying information, if known, concerning undisclosed biological parents or siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive parents, legal guardians, adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, upon written request therefor.

4. An adopted adult, or the adopted adult's lineal descendants if the adopted adult is deceased, may make a written request to the circuit court having original jurisdiction of such adoption to secure and disclose information identifying the adopted adult's biological parents. If the biological parents have consented to the release of identifying information under subsection 8 of this section, the court shall disclose such identifying information to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased. If the biological parents have not consented to the release of identifying information under subsection 8 of this section, the court shall, within ten days of receipt of the request, notify in writing the child-placing agency or juvenile court personnel having access to the information requested of the request by the adopted adult or the adopted adult's lineal descendants.

5. Within three months after receiving notice of the request of the adopted adult, or the adopted adult's lineal descendants, the child-placing agency or the juvenile court personnel shall make reasonable efforts to notify the biological parents of the request of the adopted adult or the adopted adult's lineal descendants. The child-placing agency or juvenile court personnel may charge actual costs to the adopted adult or the adopted adult's lineal descendants for the cost of making such search. All communications under this subsection are confidential. For purposes of this subsection, "notify" means a personal and confidential contact with the biological parent of the adopted adult, which initial contact shall be made by an employee of the child-placing agency which processed the adoption, juvenile court personnel or some other licensed child-placing agency designated by the child-placing agency or juvenile court. Nothing in this section shall be construed to permit the disclosure of communications privileged pursuant to section 491.060. At the end of three months, the child-placing agency or juvenile court personnel shall file a report with the court stating that each biological parent that was located was given the following information:

(1) The nature of the identifying information to which the agency has access;

(2) The nature of any nonidentifying information requested;

(3) The date of the request of the adopted adult or the adopted adult's lineal descendants;

(4) The right of the biological parent to file an affidavit with the court stating that the identifying information should be disclosed;

(5) The effect of a failure of the biological parent to file an affidavit stating that the identifying information should be disclosed.

6. If the child-placing agency or juvenile court personnel reports to the court that it has been unable to notify the biological parent within three months, the identifying information shall not be disclosed to the adopted adult or the adopted adult's lineal descendants. Additional requests for the same or substantially the same information may not be made to the court within one year from the end of the three-month period during which the attempted notification was made, unless good cause is shown and leave of court is granted.

7. If, within three months, the child-placing agency or juvenile court personnel reports to the court that it has notified the biological parent pursuant to subsection 5 of this section, the court shall receive the identifying information from the child-placing agency. If an affidavit duly executed by a biological parent authorizing the release of information is filed with the court or if a biological parent is found to be deceased, the court shall disclose the identifying information as to that biological parent to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, provided that the other biological parent either:

(1) Is unknown;

(2) Is known but cannot be found and notified pursuant to **[**~~section 5 of this act~~**] subsection 5 of this section**;

(3) Is deceased; or

(4) Has filed with the court an affidavit authorizing release of identifying information.

If the biological parent fails or refuses to file an affidavit with the court authorizing the release of identifying information, then the identifying information shall not be released to the adopted adult. No additional request for the same or substantially the same information may be made within three years of the time the biological parent fails or refuses to file an affidavit authorizing the release of identifying information.

8. Any adopted adult whose adoption was finalized in this state or whose biological parents had their parental rights terminated in this state may request the court to secure and disclose identifying information concerning an adult sibling. Identifying information pertaining exclusively to the adult sibling, whether part of the permanent record of a file in the court or in an agency, shall be released only upon consent of that adult sibling.

9. The central office of the children's division within the department of social services shall maintain a registry by which biological parents, adult siblings, and adoptive adults may indicate their desire to be contacted by each other. The division may request such identification for the registry as a party may possess to assure positive identifications. At the time of registry, a biological parent or adult sibling may consent in writing to the release of identifying information to an adopted adult. If such a consent has not been executed and the division believes that a match has occurred on the registry between biological parents or adult siblings and an adopted adult, an employee of the division shall make the confidential contact provided in subsection 5 of this section with the biological parents or adult siblings and with the adopted adult. If the division believes that a match has occurred on the registry between one biological parent or adult sibling and an adopted adult, an employee of the division shall make the confidential contact provided by subsection 5 of this section with the biological parent or adult sibling. The division shall then attempt to make such confidential contact with the other biological parent, and shall proceed thereafter to make such confidential contact with the adopted adult only if the division determines that the other biological parent meets one of the conditions specified in subsection 7 of this section. The biological parent, adult sibling, or adopted adult may refuse to go forward with any further contact between the parties when contacted by the division.

10. The provisions of this section, except as provided in subsection 5 of this section governing the release of identifying and nonidentifying adoptive information apply to adoptions completed before and after August 13, 1986.

11. All papers, records, and information known to or in the possession of an adoptive parent or adoptive child that pertain to an adoption, regardless of whether part of any permanent record or file, may be disclosed by the adoptive parent or adoptive child. The provisions of this subsection shall not be construed to create a right to have access to information not otherwise allowed under this section.

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in subdivision (4) of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; **[**~~or~~**]**

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; **[**~~or~~**]**

(3) During any time when a prosecution against the accused for the offense is pending in this state; **[**~~or~~**]**

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020**; or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.037. **1.** Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under **[**~~must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions~~**]** may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful

disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; **[**~~and~~**]**

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business**; and**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498.

[~~210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~

~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~

~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex-officio members of the commission. Such individuals shall not have a vote in commission business and shall~~

~~serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.~~**]**

[~~210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~
~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~
~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~
~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~
~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Bill No. 819, Page 13, Lines 46 to 48, by deleting said lines and inserting in lieu thereof the following:

"**of representatives;**

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate; and

(6) The executive director, or his or her designee, of the Missouri Juvenile Justice Association."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Mitten offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Bill No. 819, Page 21, Lines 3 to 4, by deleting said lines and inserting in lieu thereof the following:

"**If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference.** During such hearing, the court shall ascertain whether:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Neely, **House Amendment No. 1, as amended**, was adopted.

Representative Bahr offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 819, Page 6, Section 210.112, Line 160, by inserting immediately after said section and line the following:

"210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as provided by section 352.400, peace officer or law enforcement official, **volunteer or personnel of a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney pursuant to sections 475.600 to 475.604,** or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report to the division in accordance with the provisions of sections 210.109 to 210.183. No internal investigation shall be initiated until such a report has been made. As used in this section, the term "abuse" is not limited to abuse inflicted by a person responsible for the child's care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. If two or more members of a medical institution who are required to report jointly have knowledge of a known or suspected instance of child abuse or neglect, a single report may be made by a designated member of that medical team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter immediately make the report. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. The reporting requirements under this section are individual, and no supervisor or administrator may impede or inhibit any reporting under this section. No person making a report under this section shall be subject to any sanction, including any adverse employment action, for making such report. Every employer shall ensure that any employee required to report pursuant to subsection 1 of this section has immediate and unrestricted access to communications technology necessary to make an immediate report and is temporarily relieved of other work duties for such time as is required to make any report required under subsection 1 of this section.

4. Notwithstanding any other provision of sections 210.109 to 210.183, any child who does not receive specified medical treatment by reason of the legitimate practice of the religious belief of the child's parents, guardian, or others legally responsible for the child, for that reason alone, shall not be found to be an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently investigate or conduct a family assessment as a result of that report. Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child's health requires it.

5. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

6. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon

review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child's death and that the child's attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child's death as required in section 58.452 and shall report the findings to the child fatality review panel established pursuant to section 210.192.

7. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting to the division.

8. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri children's division, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the children's division."; and

Further amend said bill, Page 7, Section 210.487, Line 59, by inserting immediately after said section and line the following:

"**475.600. Sections 475.600, 475.602, and 475.604 shall be known and may be cited as the "Supporting and Strengthening Families Act".**

475.602. 1. A parent or legal custodian of a child may, by a properly executed power of attorney as provided under section 475.604, delegate to an attorney-in-fact for a period not to exceed one year, except as provided under subsection 7 of this section, any of the powers regarding the care and custody of the child, except the power to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child. A delegation of powers under this section shall not be construed to change or modify any parental or legal rights, obligations, or authority established by an existing court order or deprive the parent or legal custodian of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child.

2. The parent or legal custodian of the child shall have the authority to revoke or withdraw the power of attorney authorized in subsection 1 of this section at any time. Except as provided in subsection 7 of this section, if the delegation of authority lasts longer than one year, the parent or legal custodian of the child shall execute a new power of attorney for each additional year that the delegation exists. If a parent withdraws or revokes the power of attorney, the child shall be returned to the custody of the parents as soon as reasonably possible.

3. Unless the authority is revoked or withdrawn by the parent or legal custodian, the attorney-in-fact shall exercise parental or legal authority on a continuous basis without compensation for the duration of the power of attorney authorized by subsection 1 of this section and shall not be subject to any statutes dealing with the licensing or regulation of foster care homes.

4. Except as otherwise provided by law, if a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the execution of a power of attorney by such parent or legal custodian as authorized in subsection 1 of this section shall not constitute abandonment as provided in sections 568.030 and 568.032, or abuse or neglect as provided in sections 210.110 and 568.060, unless the parent or legal guardian fails to take custody of the child or execute a new power of attorney after the one-year time limit has elapsed. It shall be a violation of section 453.110 for any parent or legal custodian to execute a power of attorney with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child.

5. Under a delegation of powers as authorized by subsection 1 of this section, the child or children subject to the power of attorney shall not be considered placed in foster care as otherwise defined in law and the parties shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

6. If a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the community service program shall ensure that a background

check is completed for the attorney-in-fact and any adult members of his or her household prior to the placement of the child. A community service program shall not place a child or children with an attorney-in-fact when he or she or any adult member of his or her household is found to be on the sex offender registry as established pursuant to sections 589.400 to 589.425, or the child abuse and neglect registry, as established pursuant to section 210.109, or has pled guilty or nolo contendere to or is found guilty of a felony offense under federal or state law. If a community service program has reasonable cause to suspect that a parent or legal custodian is executing a power of attorney under this section with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child, the community service program shall notify the Missouri children's division within the department of social services, and the division shall conduct an investigation of the parent or legal guardian to determine if there is a violation of section 453.110. A background check performed under this section shall include:

(1) A national and state fingerprint-based criminal history check;

(2) A sex offender registry, as established pursuant to sections 589.400 to 589.425, check; and

(3) A child abuse and neglect registry, as established pursuant to section 210.109, check.

7. A parent or legal custodian who is a member of the Armed Forces of the United States including any reserve component thereof, the commissioned corps of the National Oceanic and Atmospheric Administration, the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the Armed Forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty may delegate the powers designated in subsection 1 of this section for a period longer than one year if on active duty service. The term of delegation shall not exceed the term of active duty service plus thirty days.

8. Nothing in this section shall conflict or set aside the preexisting residency requirements under section 167.020. An attorney-in-fact to whom powers are delegated under a power of attorney authorized by this section shall make arrangements to ensure that the child attends classes at an appropriate school. If enrollment is at a public school, attendance shall be based upon residency or waiver of such residency requirements by the school.

9. If enrolled at any school, as soon as reasonably possible upon execution of a power of attorney for the temporary care of a child as authorized under this section, the child's school shall be notified of the existence of the power of attorney and be provided a copy of the power of attorney as well as the contact information for the attorney-in-fact. While the power of attorney is in force, the school shall communicate with both the attorney-in-fact and any parent or legal custodian with parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child. The school shall also be notified of the expiration, termination, or revocation of the power of attorney as soon as reasonably possible following such expiration, termination, or revocation and shall no longer communicate with the attorney-in-fact regarding the child upon the receipt of such notice.

10. No delegation of powers under this section shall operate to modify a child's eligibility for benefits the child is receiving at the time of the execution of the power of attorney including, but not limited to, eligibility for free or reduced lunch, health care costs, or other social services, except as may be inconsistent with federal or state law governing the relevant program or benefit.

475.604. Any form for the delegation of powers authorized under section 475.602 shall be witnessed by a notary public and contain the following information:

(1) The full name of any child for whom parental and legal authority is being delegated;

(2) The date of birth of any child for whom parental and legal authority is being delegated;

(3) The full name and signature of the attorney-in-fact;

(4) The address and telephone number of the attorney-in-fact;

(5) The full name and signature of the parent or legal guardian;

(6) One of the following statements:

(a) "I delegate to the attorney-in-fact all of my power and authority regarding the care, custody, and property of each minor child named above including, but not limited to, the right to enroll the child in school, inspect and obtain copies of education and other records concerning the child, the right to give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; or

(b) "I delegate to the attorney-in-fact the following specific powers and responsibilities (insert list). This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; and

(7) A description of the time for which the delegation is being made and an acknowledgment that the delegation may be revoked at any time.

[~~475.024. A parent of a minor, by a properly executed power of attorney, may delegate to another individual, for a period not exceeding one year, any of his or her powers regarding care or custody of the minor child, except his or her power to consent to marriage or adoption of the minor child.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 2** was adopted.

Representative Ellington offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 819, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

"537.046. 1. As used in this section, the following terms mean:

(1) "Childhood sexual abuse", any act committed by the defendant against the plaintiff which act occurred when the plaintiff was under the age of eighteen years and which act would have been a violation of section 566.030, **566.031,** 566.040 **as it existed prior to August 28, 2013**, 566.050, 566.060, **566.061,** 566.070 **as it existed prior to August 28, 2013**, 566.080, 566.090 **as it existed prior to August 28, 2013**, 566.100, **566.101,** 566.110, **[**~~or~~**]** 566.120, or **[**~~section~~**]** 568.020;

(2) "Injury" or "illness", either a physical injury or illness or a psychological injury or illness. A psychological injury or illness need not be accompanied by physical injury or illness.

2. Any action to recover damages from injury or illness caused by childhood sexual abuse **that occurred prior to August 28, 2018,** in an action brought pursuant to this section shall be commenced within ten years of the plaintiff attaining the age of twenty-one or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs. **Any action to recover damages from injury or illness caused by childhood sexual abuse that occurred on or after August 28, 2018, in an action brought under this section shall be commenced within twenty years of the plaintiff attaining the age of eighteen or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs.**

[~~3. This section shall apply to any action commenced on or after August 28, 2004, including any action which would have been barred by the application of the statute of limitation applicable prior to that date.~~**]**

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 3 was withdrawn.

Representative Mathews offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social**

innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the

effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 4** was adopted.

On motion of Representative Neely, **SB 819, as amended**, was read the third time and passed by the following vote:

AYES: 118

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Corlew	Cornejo
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Korman	Lant	Lavender
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 007

Burnett	Hurst	Marshall	Moon	Morgan
Newman	Unsicker			

PRESENT: 000

ABSENT WITH LEAVE: 036

Anders	Barnes 60	Brown 27	Burns	Conway 10
Conway 104	Cookson	Cross	Curtis	DeGroot
Ellington	Fraker	Francis	Gray	Henderson

Higdon	Kendrick	Kidd	Kolkmeyer	Lauer
Lichtenegger	May	McDaniel	Messenger	Mosley
Nichols	Peters	Phillips	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Smith 85
Wessels				

VACANCIES: 002

Representative Davis declared the bill passed.

HCS SB 773, relating to taxation, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HCS SB 773** was agreed to.

Speaker Richardson resumed the Chair.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;

(2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) "Eligible property", property located in Missouri and offered or used for residential or business purposes;

(4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;

(5) "Principal", a managing partner, general partner, or president of a taxpayer;

(6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**

(7) "Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

[~~(7)~~**] (9)** "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the

standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. **(1)** During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections **[**~~3~~**] 4** and **[**~~8~~**] 9** of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018,** the department of economic development shall not approve applications for tax credits under the provisions of subsections **[**~~3~~**] 4** and **[**~~8~~**] 9** of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection **[**~~3~~**] 4** of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection 8 of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection **[**~~8~~**] 9** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may

be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; **[**~~and~~**]**

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. **In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:**

(1) The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;

(2) The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;

(3) The level of economic distress in the area; and

(4) Input from the local elected officials in which the proposed project is located as to the importance of the proposed project. For any proposed project in any city not within a county, input from the local elected officials shall include, but not be limited to, the president of the board of alderman.

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. **If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.**

[~~4.~~**] 5.** Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[~~5.~~**] 6.** In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

[~~6.~~**] 8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within **[**~~two years~~**] nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

[~~7.~~**] 9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[~~8.~~**] 10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection **[**~~3~~**] 4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[~~9.~~**] 11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.

620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued**, or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued**. The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. **(1)** All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall

approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 773, Page 1, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"**144.900. 1. Notwithstanding any other provision of law, any seller who does not have a physical presence in this state who sells tangible personal property or products transferred electronically shall be subject to this chapter, shall remit sales tax, and shall follow all applicable procedures and requirements as if the seller had a physical presence in the state, provided that in either the previous or current calendar year the seller has:**

(1) At least one hundred thousand dollars in gross revenue from sales in this state; or

(2) At least two hundred or more separate transactions in this state.

2. A taxpayer complying with this section and section 144.901, voluntarily or otherwise, may only seek a recovery of taxes, penalties, or interest by following the recovery procedures under section 136.035. However, no claim shall be granted on the basis that the taxpayer lacked a physical presence in the state and complied with this section voluntarily while complying with the injunction of section 144.901. Nothing in this section limits the ability of any taxpayer to obtain a refund for any other reason, including overpayment or erroneous payment.

3. No seller who remits sales tax voluntarily or otherwise under this section shall be liable to a purchaser who claims that the sales tax was over-collected because a provision of this section is later deemed unlawful.

4. Nothing in this section shall affect the obligation of any purchaser from this state to remit use tax as to any applicable transaction in which the seller does not collect and remit or remit an offsetting sales tax.

144.901. 1. Notwithstanding any other provision of law and regardless if the state initiates an audit or other tax collection procedure, the state may bring a declaratory judgment action in any circuit court to establish that the obligation to remit sales tax is applicable and valid under state and federal law against any person who the state believes meets the criteria of section 144.900. The circuit court shall act on this declaratory judgment action as expeditiously as possible. The court shall presume that the matter shall be fully resolved through a motion to dismiss or a motion for summary judgment. Attorney's fees shall not be awarded in any action brought under section 144.900.

2. The filing of the declaratory judgment action by the state shall operate as an injunction during the pendency of the action, prohibiting any state entity from enforcing the obligation in section 144.900 against any taxpayer who does not affirmatively consent or otherwise remit the sales tax on a voluntary basis. The injunction shall not apply if there is a previous judgment against a taxpayer that establishes the validity of the taxpayer's obligation under section 144.900.

3. Any appeal from the decision with respect to the cause of action under section 144.900 shall only be made to the state supreme court. The appeal shall be heard as expeditiously as possible.

4. If an injunction under this section is lifted or dissolved, in general or with respect to a specific taxpayer, the state shall assess and apply the obligation established under section 144.900 from that date forward to any taxpayer affected by the injunction.

253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the underlying amendment.

The Chair ruled the point of order well taken.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Anderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act**. "Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110**;

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter."; and

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110."; and

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective **[**~~or appointed~~**]** official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the **[**~~two~~**] three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; **[**~~or~~**]**

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and** the **[**~~county may~~**] authority shall** collect a penalty of one percent and **shall collect** interest **[**~~not to exceed~~**] of** two percent per month on **[**~~unpaid~~**]** taxes **[**~~which shall be considered delinquent~~**] that are not paid** thirty days after the last day of each quarter. **If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities **[**~~may~~**] shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee**, litigation expenses,** and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns**, residential**

dwelling rentals, as that term is defined under section 67.5110, and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) "Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;

(2) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(3) "Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;

(4) "Owner", a person who offers a residential dwelling rental to transient guests;

(5) "Person", any individual, corporation, partnership, or other entity;

(6) "Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;

(7) "Property manager", an individual or entity designated by an owner to manage private property;

(8) "Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;

(9) "Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;

(10) "Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and

(2) When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;

(4) "Governing body", the city council charged with governing the city;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

[~~(7)~~**] (8) "Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) Owned, maintained, or operated by a person;

(b) Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and

(c) Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;

(9) "Person", any individual, corporation, partnership or other entity;

[~~(8)~~**] (10) "Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) "Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;

(12) "Transient guest", a person who occupies a room or rooms in a hotel, motel **[**~~or~~**] ,** tourist court**, lodging establishment, or residential dwelling rental** for thirty-one days or less during any calendar quarter.

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all**:**

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels **[**~~and~~**] ,** tourist courts**, lodging establishments, and residential dwelling rentals situated within the city** and percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp**, residential dwelling rental as defined under section 67.5110,** or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this

state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue **[**~~shall~~**] may** require **[**~~all applicants for~~**]** retail sales **[**~~licenses and all~~**]** licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer**[**~~, estimated in the case of a new applicant, otherwise~~**]** based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. **[**~~An applicant or~~**] A** licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section **[**~~400.5-103~~**] 400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 11, by inserting immediately after the number "**67.180.**" the number "**1.**"; and

Further amend said amendment and page, Line 13, by deleting said line and inserting in lieu thereof the following:

"**dwelling rental, as that term is defined under section 67.5110.**

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and

Further amend said amendment, Page 9, Line 32, by inserting immediately after the number "**94.005.**" the number "**1.**"; and

Further amend said amendment and page, Line 34, by deleting said line and inserting in lieu thereof the following:

"**that term is defined under section 67.5110.**

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental of accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Chipman	Corlew	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Knight	Korman	Lant	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 030

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Franks Jr	Green	Harris	Lavender	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 045

Anders	Barnes 60	Beard	Bernskoetter	Brown 27
Brown 57	Burns	Christofanelli	Conway 10	Conway 104
Cookson	Cross	Curtis	DeGroot	Ellington
Engler	Gray	Grier	Hansen	Higdon
Justus	Kendrick	Kidd	Kolkmeyer	Lauer

Lichtenegger	May	McDaniel	Meredith 71	Messenger
Mosley	Neely	Peters	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Schroer
Smith 85	Smith 163	Stevens 46	Trent	Wessels

VACANCIES: 002

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Alferman offered **House Amendment No. 2 to House Amendment No. 2, as amended**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 773, Page 11, Line 37, by deleting all of said line and inserting in lieu thereof the following:

"**Revenue Service Publication 527.**

Section 3. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision adopt or enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston assumed the Chair.

Representative Frederick offered **House Substitute Amendment No. 1 for House Amendment No. 2, as amended**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act**. "Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110**;

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter."; and

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110."; and

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective **[**~~or appointed~~**]** official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the **[**~~two~~**] three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; **[**~~or~~**]**

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and** the **[**~~county may~~**] authority shall** collect a penalty of one percent and **shall collect** interest **[**~~not to exceed~~**] of** two percent per month on **[**~~unpaid~~**]** taxes **[**~~which shall be considered delinquent~~**] that are not paid** thirty days after the last day of each quarter. **If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities **[**~~may~~**] shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee**, litigation expenses,** and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house,

rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns**, residential dwelling rentals, as that term is defined under section 67.5110,** and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) "Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;

(2) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(3) "Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;

(4) "Owner", a person who offers a residential dwelling rental to transient guests;

(5) "Person", any individual, corporation, partnership, or other entity;

(6) "Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;

(7) "Property manager", an individual or entity designated by an owner to manage private property;

(8) "Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;

(9) "Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;

(10) "Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a

local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and

(2) When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;

(4) "Governing body", the city council charged with governing the city;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

[~~(7)~~**] (8) "Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) Owned, maintained, or operated by a person;

(b) Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and

(c) Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;

(9) "Person", any individual, corporation, partnership or other entity;

[~~(8)~~**] (10) "Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) "Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;

(12) "Transient guest", a person who occupies a room or rooms in a hotel, motel **[**~~or~~**] ,** tourist court**, lodging establishment, or residential dwelling rental** for thirty-one days or less during any calendar quarter.

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all**:**

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels **[**~~and~~**] ,** tourist courts**, lodging establishments, and residential dwelling rentals situated within the city** and percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp**, residential dwelling rental as defined under section 67.5110,** or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue **[**~~shall~~**] may** require **[**~~all applicants for~~**]** retail sales **[**~~licenses and all~~**]** licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer**[**~~, estimated in the case of a new applicant, otherwise~~**]** based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. **[**~~An applicant or~~**] A** licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section **[**~~400.5-103~~**] 400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527.

Section 3. 1. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision shall adopt or

enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings.

2. Notwithstanding any law to the contrary, no political subdivision shall enact or enforce regulations on the activity of a residential dwelling rental unless:

(1) The regulation serves a compelling governmental interest relating to public health and safety;

(2) The regulation is narrowly tailored to such interest; and

(3) The regulation uses the least restrictive means to achieve that interest."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 2, as amended, was withdrawn.

House Amendment No. 2 to House Amendment No. 2, as amended, was withdrawn.

Representative Frederick offered **House Substitute Amendment No. 2 for House Amendment No. 2, as amended**.

House Substitute Amendment No. 2
for
House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act**. "Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110**;

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter.

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110.

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental,** or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective **[**~~or appointed~~**]** official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the **[**~~two~~**] three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; **[**~~or~~**]**

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and** the **[**~~county may~~**] authority shall** collect a penalty of one percent and **shall collect** interest **[**~~not to exceed~~**] of** two percent per month on **[**~~unpaid~~**]** taxes **[**~~which shall be considered delinquent~~**] that are not paid** thirty days after the last day of each quarter. **If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities **[**~~may~~**] shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee**, litigation expenses,** and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns**, residential dwelling rentals, as that term is defined under section 67.5110,** and campgrounds and any docking facility which

rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) "Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;

(2) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(3) "Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;

(4) "Owner", a person who offers a residential dwelling rental to transient guests;

(5) "Person", any individual, corporation, partnership, or other entity;

(6) "Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;

(7) "Property manager", an individual or entity designated by an owner to manage private property;

(8) "Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;

(9) "Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;

(10) "Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and

(2) When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;

(4) "Governing body", the city council charged with governing the city;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

[~~(7)~~**] (8) "Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) Owned, maintained, or operated by a person;

(b) Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and

(c) Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;

(9) "Person", any individual, corporation, partnership or other entity;

[~~(8)~~**] (10) "Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) "Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;

(12) "Transient guest", a person who occupies a room or rooms in a hotel, motel **[**~~or~~**] ,** tourist court**, lodging establishment, or residential dwelling rental** for thirty-one days or less during any calendar quarter.

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all**:**

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels **[**~~and~~**] ,** tourist courts**, lodging establishments, and residential dwelling rentals situated within the city** and percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp**, residential dwelling rental as defined under section 67.5110,** or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this

state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue **[**~~shall~~**] may** require **[**~~all applicants for~~**]** retail sales **[**~~licenses and all~~**]** licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer**[**~~, estimated in the case of a new applicant, otherwise~~**]** based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. **[**~~An applicant or~~**] A** licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section **[**~~400.5-103~~**] 400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527.

Section 3. 1. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision shall adopt or enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings.

2. Notwithstanding any law to the contrary, no political subdivision shall enact or enforce regulations on the activity of a residential dwelling rental unless:

(1) The regulation serves a compelling governmental interest relating to public health and safety;

(2) The regulation is narrowly tailored to such interest; and

(3) The regulation uses the least restrictive means to achieve that interest."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Substitute Amendment No. 2 for House Amendment No. 2, as amended**, goes beyond the scope of the bill.

Representative Eggleston requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 083

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Corlew	Cornejo	Curtman
Davis	Dogan	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Plocher	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Rowland 155
Ruth	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Ellington	Franks Jr	Green	Harris	Lavender
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 047

Anders	Barnes 60	Beard	Bernskoetter	Brown 27
Burns	Christofanelli	Conway 10	Conway 104	Cookson
Cross	Curtis	DeGroot	Dinkins	Dohrman
Evans	Gray	Grier	Higdon	Houx
Johnson	Kendrick	Kidd	Kolkmeyer	Lauer
Lichtenegger	May	McDaniel	Meredith 71	Messenger
Peters	Phillips	Pietzman	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Schroer
Shumake	Smith 85	Smith 163	Stevens 46	Trent
Unsicker	Wessels			

VACANCIES: 002

Representative Frederick moved that **House Substitute Amendment No. 2 for House Amendment No. 2, as amended**, be adopted.

Which motion was defeated.

HCS SB 773, as amended, with House Amendment No. 2, as amended, pending, was laid over.

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 27 - Fiscal Review

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Fitzwater, Grier, Knight, Lant, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Miller and Washington

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 846**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Brown (27) and Mathews

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 824**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Engler, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Evans

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (0)

Present (2): Lavender and Wessels

Absent (2): Butler and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 42**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Present (1): Lavender

Absent (2): Butler and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (3): Butler, Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Gregory, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 973**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Gregory, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 1007**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Gregory, Houx, Rhoads, Rone and Shumake

Noes (2): Lavender and Wessels

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 608

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 608 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 608;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 608;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 608, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Denny Hoskins	/s/ Shawn Rhoads
/s/ Brian Munzlinger	Robert Cornejo
/s/ Paul Wieland	/s/ Dan Houx
/s/ Scott Sifton	/s/ Bruce Franks Jr.
/s/ John Rizzo	/s/ Mark Ellebracht

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 806

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 806, with House Amendment Nos. 1, 2, 3, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 806, as amended;

2. That the Senate recede from its position on Senate Bill No. 806;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 806 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Sandy Crawford	/s/ Jim Neely
/s/ Jeanie Riddle	/s/ Nathan Beard
/s/ Paul Wieland	/s/ Kevin Corlew
/s/ Jill Schupp	/s/ Gina Mitten
/s/ Gina Walsh	/s/ Mark Ellebracht

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SB 608 - Fiscal Review
CCR HCS SB 806, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 806, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, May 16, 2018, for the administrative order of business and that the House hereby grant leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET
Wednesday, May 16, 2018, 11:00 AM or upon conclusion of morning session, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary).

BUDGET
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary).

CONFERENCE COMMITTEE ON SS SCS HB 1350
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is earlier), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Discussion on Conference Committee Report for SS SCS HB 1350.

FISCAL REVIEW
Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1360, HB 2100
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: HCS SCS SB 846
Executive session may be held on any matter referred to the committee.
Adding HCS SCS SB 846.
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 16, 2018, 12:00 PM or upon conclusion of morning session, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Room change to HR 5.
CORRECTED

HOUSE CALENDAR

SEVENTY-FIFTH DAY, WEDNESDAY, MAY 16, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman

HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd

HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 – Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 50
SCR 53

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27, (Fiscal Review 5/15/18) - Engler

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr
HCS SS#2 SCS SB 949 - Kelley (127)
HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt
HCS#2 SS SB 704 - Dogan
SCS SB 1007 - Trent
SCS SB 953 - Hill
SCS SB 824 - Ross
SB 973 - Corlew

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 575 - Trent
SB 891 - Shaul (113)
SB 706 - Korman
HCS SCS SB 672 - Bahr
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman

SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981 - Engler
HCS SB 884 - Wiemann
HCS SB 773, as amended, with House Amendment No. 2, as amended, pending - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675 - Engler
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 49 - Rehder
SCR 42 - Davis
SCR 37 - Matthiesen

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS HB 1428, as amended - Muntzel
SS#2 HCS HB 2129 - Cookson
SS SCS HB 2562, as amended, (Fiscal Review 5/15/18) - Austin
SS HB 1415, as amended, E.C. - Lauer
SS#2 SCS HCS HBs 1288, 1377 & 2050 - Engler
SCS HB 2347, (Fiscal Review 5/15/18) - Davis
SCS HCS HB 2540, as amended, (Fiscal Review 5/15/18) – Haahr

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SS SB 608, (Fiscal Review 5/15/18) - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
CCR HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
HCS SCS SB 718, as amended - Rhoads
SS SCS HB 1350, as amended - Smith (163)
HCS SS SCS SBs 603, 576 & 898, as amended (exceed differences) - Spencer
HCS SB 951, as amended - Bondon
SS SCS HB 1633, as amended - Corlew
HCS SB 808, as amended - Bondon
HCS SCS SBs 807 & 577, as amended - Lichtenegger

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FIFTH DAY, WEDNESDAY, MAY 16, 2018

The House met pursuant to adjournment.

Representative Gregory in the Chair.

Speaker Richardson assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He who would love life and see good days, let him turn away from evil and do right; let him seek peace and pursue it. (I Peter 3:10, 11)

O Peaceful God, creator and sustainer of the universe and of this planet we call the Earth, we Your children, created in Your own image, turn to You seeking strength for these hours, guidance for our undertakings, and good will for our relationships with other people.

We pray for our state. Cleanse our hearts and minds of all misunderstandings and revenge, which are the seeds of conflict. Make us quick to welcome every true adventure, in political cooperation, and every effort to strengthen our relationships with each other. Open the door of opportunity and give us courage to walk through it to a greater life together in the Show-Me State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-fourth day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 57	Burns	Butler
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140

Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Engler

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 028

Arthur	Bangert	Berry	Brown 27	Carpenter
Chipman	Corlew	Curtis	Ellington	Gannon
Gray	Green	Justus	Kelley 127	Mathews
May	McDaniel	Messenger	Mitten	Moon
Peters	Pietzman	Pogue	Rehder	Smith 85
Spencer	Stephens 128	Washington		

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 50, relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

SCR 53, relating to the establishment of the Joint Committee on the Review of the Plant Industries Division.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 2540, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Haefner, Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 2562, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan and Wood

Noes (3): Unsicker, Wessels and Wiemann

Absent (4): Alferman, Anderson, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Morris (140), Rowland (29), Unsicker and Wessels

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 773, as amended, with House Amendment No. 2, as amended, pending, relating to taxation, was taken up by Representative Swan.

On motion of Representative Anderson, **House Amendment No. 2, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Frederick:

AYES: 085

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Bondon	Burnett	Burns

Carpenter	Christofanelli	Conway 10	Corlew	Cornejo
Ellebracht	Evans	Fitzwater	Fraker	Francis
Franks Jr	Gannon	Green	Gregory	Haahr
Hannegan	Harris	Helms	Henderson	Houghton
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Lant	Lavender	Lichtenegger	Lynch
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Neely	Nichols
Pierson Jr	Plocher	Quade	Razer	Redmon
Reiboldt	Remole	Revis	Roeber	Rone
Runions	Shaul 113	Spencer	Stephens 128	Swan
Taylor	Trent	Unsicker	Vescovo	Walker 74
Washington	Wessels	Wiemann	Wilson	Mr. Speaker

NOES: 063

Andrews	Basye	Bernskoetter	Berry	Black
Brattin	Brown 57	Butler	Chipman	Conway 104
Cookson	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Franklin
Frederick	Gray	Grier	Haefner	Hansen
Higdon	Hill	Houx	Hurst	Johnson
Knight	Korman	Lauer	Love	Marshall
Mathews	Miller	Moon	Morris 140	Muntzel
Pfautsch	Phillips	Pietzman	Pike	Reisch
Rhoads	Roberts	Roden	Ross	Rowland 155
Rowland 29	Ruth	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Stacy	Tate	Walker 3
Walsh	White	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 013

Beard	Brown 27	Cross	Curtis	DeGroot
Ellington	Messenger	Newman	Peters	Pogue
Rehder	Schroer	Stevens 46		

VACANCIES: 002

Representative Rhoads offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"32.087. 1. Within ten days after the adoption of any ordinance or order in favor of adoption of any local sales tax authorized under the local sales tax law by the voters of a taxing entity, the governing body or official of such taxing entity shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance or order. The ordinance or order shall reflect the effective date thereof.

2. Any local sales tax so adopted shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the local sales tax, except as provided in subsection 18 of this section, and shall be imposed on all transactions on which the Missouri state sales tax is imposed.

3. Every retailer within the jurisdiction of one or more taxing entities which has imposed one or more local sales taxes under the local sales tax law shall add all taxes so imposed along with the tax imposed by the sales tax law of the state of Missouri to the sale price and, when added, the combined tax shall constitute a part of the price,

and shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. The combined rate of the state sales tax and all local sales taxes shall be the sum of the rates, multiplying the combined rate times the amount of the sale.

4. The brackets required to be established by the director of revenue under the provisions of section 144.285 shall be based upon the sum of the combined rate of the state sales tax and all local sales taxes imposed under the provisions of the local sales tax law.

5. (1) The ordinance or order imposing a local sales tax under the local sales tax law shall impose a tax upon all transactions upon which the Missouri state sales tax is imposed to the extent and in the manner provided in sections 144.010 to 144.525, and the rules and regulations of the director of revenue issued pursuant thereto; except that the rate of the tax shall be the sum of the combined rate of the state sales tax or state highway use tax and all local sales taxes imposed under the provisions of the local sales tax law.

(2) Notwithstanding any other provision of law to the contrary, local taxing jurisdictions, except those in which voters have approved a local use tax under section 144.757, shall have placed on the ballot on or after the general election in November 2014, but no later than the general election in November **[**~~2018~~**] 2022**, whether to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in a reduction of local revenue to provide for vital services for (local jurisdiction's name) and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(3) If the ballot question set forth in subdivision (2) of this subsection receives a majority of the votes cast in favor of the proposal, or if the local taxing jurisdiction fails to place the ballot question before the voters on or before the general election in November **[**~~2018~~**] 2022**, the local taxing jurisdiction shall cease applying the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

(4) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters, the governing body of any local taxing jurisdiction that had previously imposed a local use tax on the use of motor vehicles, trailers, boats, and outboard motors may, at any time, place a proposal on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(5) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters on or after the general election in November 2014, and on or before the general election in November **[**~~2018~~**] 2022**, whenever the governing body of any local taxing jurisdiction imposing a local sales tax on the sale of motor vehicles, trailers, boats, and outboard motors receives a petition, signed by fifteen percent of the registered voters of such jurisdiction voting in the last gubernatorial election, and calling for a proposal to be placed on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer, the governing body shall submit to the voters of such jurisdiction a proposal to repeal application of the local sales tax to such titling. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(6) Nothing in this subsection shall be construed to authorize the voters of any jurisdiction to repeal application of any state sales or use tax.

(7) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed, such repeal shall take effect on the first day of the second calendar quarter after the election. If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is required to cease to be applied or collected due to failure of a local taxing jurisdiction to hold an election pursuant to subdivision (2) of this subsection, such cessation shall take effect on March 1, **[**~~2019~~**] 2023**.

(8) Notwithstanding any provision of law to the contrary, if any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed after the general election in November 2014, or if the taxing jurisdiction failed to present the ballot to the voters at a general election on or before November **[**~~2018~~**] 2022**, then the governing body of such taxing jurisdiction may, at any election subsequent to the repeal or after the general election in November **[**~~2018~~**] 2022**, if the jurisdiction failed to present the ballot to the voters, place before the voters the issue of imposing a sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 that were purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) apply and collect the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in an increase of local revenue to provide for vital services for (local jurisdiction's name), and it will remove a competitive advantage that non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers have over Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(9) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is adopted, such tax shall take effect and be imposed on the first day of the second calendar quarter after the election.

6. On and after the effective date of any local sales tax imposed under the provisions of the local sales tax law, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax, and the director of revenue shall collect in addition to the sales tax for the state of Missouri all additional local sales taxes authorized under the authority of the local sales tax law. All local sales taxes imposed under the local sales tax law together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue.

7. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057, the uniform confidentiality provision, shall apply to the collection of any local sales tax imposed under the local sales tax law except as modified by the local sales tax law.

8. All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law.

9. The same sales tax permit, exemption certificate and retail certificate required by sections 144.010 to 144.525 for the administration and collection of the state sales tax shall satisfy the requirements of the local sales tax law, and no additional permit or exemption certificate or retail certificate shall be required; except that the director of revenue may prescribe a form of exemption certificate for an exemption from any local sales tax imposed by the local sales tax law.

10. All discounts allowed the retailer under the provisions of the state sales tax law for the collection of and for payment of taxes under the provisions of the state sales tax law are hereby allowed and made applicable to any local sales tax collected under the provisions of the local sales tax law.

11. The penalties provided in section 32.057 and sections 144.010 to 144.525 for a violation of the provisions of those sections are hereby made applicable to violations of the provisions of the local sales tax law.

12. (1) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, all sales, except the sale of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, shall be deemed to be consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination. In the event a retailer has more than one place of business in this state which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing. A sale by a retailer's agent or employee shall be deemed to be consummated at the place of business from which he works.

(2) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, the sales tax upon the titling of all motor vehicles, trailers, boats, and outboard motors shall be imposed at the rate in effect at the location of the residence of the purchaser, and remitted to that local taxing entity, and not at the place of business of the retailer, or the place of business from which the retailer's agent or employee works.

(3) For the purposes of any local tax imposed by an ordinance or under the local sales tax law on charges for mobile telecommunications services, all taxes of mobile telecommunications service shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended.

13. Local sales taxes shall not be imposed on the seller of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, but shall be collected from the purchaser by the director of revenue at the time application is made for a certificate of title, if the address of the applicant is within a taxing entity imposing a local sales tax under the local sales tax law.

14. The director of revenue and any of his deputies, assistants and employees who have any duties or responsibilities in connection with the collection, deposit, transfer, transmittal, disbursement, safekeeping, accounting, or recording of funds which come into the hands of the director of revenue under the provisions of the local sales tax law shall enter a surety bond or bonds payable to any and all taxing entities in whose behalf such funds have been collected under the local sales tax law in the amount of one hundred thousand dollars for each such tax; but the director of revenue may enter into a blanket bond covering himself and all such deputies, assistants and employees. The cost of any premium for such bonds shall be paid by the director of revenue from the share of the collections under the sales tax law retained by the director of revenue for the benefit of the state.

15. The director of revenue shall annually report on his management of each trust fund which is created under the local sales tax law and administration of each local sales tax imposed under the local sales tax law. He shall provide each taxing entity imposing one or more local sales taxes authorized by the local sales tax law with a detailed accounting of the source of all funds received by him for the taxing entity. Notwithstanding any other provisions of law, the state auditor shall annually audit each trust fund. A copy of the director's report and annual audit shall be forwarded to each taxing entity imposing one or more local sales taxes.

16. Within the boundaries of any taxing entity where one or more local sales taxes have been imposed, if any person is delinquent in the payment of the amount required to be paid by him under the local sales tax law or in the event a determination has been made against him for taxes and penalty under the local sales tax law, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525. Where the director of revenue has determined that suit must be filed against any person for the collection of delinquent taxes due the state under the state sales tax law, and where such person is also delinquent in payment of taxes under the local sales tax law, the director of revenue shall notify the taxing entity in the event any person fails or refuses to pay the amount of any local sales tax due so that appropriate action may be taken by the taxing entity.

17. Where property is seized by the director of revenue under the provisions of any law authorizing seizure of the property of a taxpayer who is delinquent in payment of the tax imposed by the state sales tax law, and where such taxpayer is also delinquent in payment of any tax imposed by the local sales tax law, the director of revenue shall permit the taxing entity to join in any sale of property to pay the delinquent taxes and penalties due the state and to the taxing entity under the local sales tax law. The proceeds from such sale shall first be applied to all sums due the state, and the remainder, if any, shall be applied to all sums due such taxing entity.

18. If a local sales tax has been in effect for at least one year under the provisions of the local sales tax law and voters approve reimposition of the same local sales tax at the same rate at an election as provided for in the local sales tax law prior to the date such tax is due to expire, the tax so reimposed shall become effective the first day of the first calendar quarter after the director receives a certified copy of the ordinance, order or resolution accompanied by a map clearly showing the boundaries thereof and the results of such election, provided that such ordinance, order or resolution and all necessary accompanying materials are received by the director at least thirty

days prior to the expiration of such tax. Any administrative cost or expense incurred by the state as a result of the provisions of this subsection shall be paid by the city or county reimposing such tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christofanelli offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 773, Page 5, Line 17, by deleting all of said line and inserting in lieu thereof the following:

"**first day of the calendar quarter after a minimum of one hundred twenty days' notice to sellers.**

32.315. 1. The department of revenue shall issue an annual report on or before January 1, 2019, and every January 1 thereafter, listing all sales and use levies that are:

(1) Authorized pursuant to state law;

(2) Collected by the department of revenue; and

(3) Approved by voters at an election.

2. The report required under subsection 1 of this section shall indicate the provision of law authorizing such tax levy."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Rhoads, **House Amendment No. 3, as amended**, was adopted.

Representative Rhoads assumed the Chair.

Representative Cornejo offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after said line the following:

"137.100. The following subjects are exempt from taxation for state, county or local purposes:

(1) Lands and other property belonging to this state;

(2) Lands and other property belonging to any city, county or other political subdivision in this state, including market houses, town halls and other public structures, with their furniture and equipments, and on public squares and lots kept open for health, use or ornament;

(3) Nonprofit cemeteries;

(4) The real estate and tangible personal property which is used exclusively for agricultural or horticultural societies organized in this state, including not-for-profit agribusiness associations;

(5) All property, real and personal, actually and regularly used exclusively for religious worship, for schools and colleges, or for purposes purely charitable and not held for private or corporate profit, except that the exemption herein granted does not include real property not actually used or occupied for the purpose of the organization but held or used as investment even though the income or rentals received therefrom is used wholly for religious, educational or charitable purposes;

(6) Household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(7) Motor vehicles leased for a period of at least one year to this state or to any city, county, or political subdivision or to any religious, educational, or charitable organization which has obtained an exemption from the payment of federal income taxes, provided the motor vehicles are used exclusively for religious, educational, or charitable purposes;

(8) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.430 or sections 238.010 to 238.100 to another for which or whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters into a leaseback or other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverters, the property must revert back to the interstate compact agency. Property will no longer be exempt under this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

(b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and

(c) There are no provisions for reverter of the property within the limitation period for reverters;

(9) All property, real and personal, belonging to veterans' organizations. As used in this section, "veterans' organization" means any organization of veterans with a congressional charter, that is incorporated in this state, and that is exempt from taxation under section 501(c)(19) of the Internal Revenue Code of 1986, as amended;

(10) Solar energy systems **[**~~not held for resale~~**] , including any and all equipment, inverters, transformers, wiring, panels, foundations, or other devices and appurtenances used for the creation of solar energy; except any such system held in inventory by manufacturers or manufacturer's distributors for resale to producers and developers of solar energy systems where solar energy is created, stored, transmitted, and generated**. **For the purposes of this section "solar energy systems" shall be considered personal property.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 4** was adopted.

Representative Kelley (127) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"**135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income Tax Credit Act".**

2. For purposes of this section, the following terms mean:

(1) "Department", the department of revenue;

(2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under Section 32 of the Internal Revenue Code of 1986, as amended;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a tax credit in an amount equal to twenty percent of the amount such taxpayer would receive under the federal earned income tax credit. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.

4. Notwithstanding the provision of subsection 4 of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended on the earned income tax credit, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined by the department.

6. The department shall contract with one or more nonprofit group to provide notice of the earned income tax credit to eligible taxpayers. The department shall require evidence of the effectiveness of the nonprofit group, the connection with the community in which the group operates, and the ability to contact taxpayers that are unlikely to claim the federal earned income tax credit including, but not limited to, non-English speakers, the elderly, tenants, and very low-income taxpayers who do not file tax returns annually. The department shall give preference to nonprofit groups with members in low- and moderate-income areas, to nonprofit groups with at least fifty-one percent of its board of directors having low to moderate incomes and residing in target communities, and to nonprofit groups that have a record of effective door-to-door outreach for similar community projects.

7. The director of the department shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 135.760 of this act shall become effective upon a growth in net general revenue sufficient to trigger the first reduction of the individual income tax top rate under subsection 2 of section 143.011 and continued net general revenue growth of at least an amount equal to the annual revenue reduction of the earned income tax credit in this act."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Carpenter offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 16, by deleting said line and inserting in lieu thereof the following:

"**adopted after August 28, 2018, shall be invalid and void.**

143.116. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from an eligible taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Eligible taxpayer", an individual subject to the state income tax under chapter 143 who is a veteran with a total service-connected disability;

(3) "Loan forgiveness program", the Total and Permanent Disability loan discharge administered by the United States Department of Education.

2. In addition to all deductions listed under this chapter, for all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a deduction equal to the amount of any income from a loan forgiveness program included in the taxpayer's federal adjusted gross income.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Carpenter, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Kelley (127), **House Amendment No. 5, as amended**, was adopted.

Representative Evans offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(2) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code **(26 U.S.C. Section 103, as amended)**. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code **(26 U.S.C. Section 265, as amended)**. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 168)** as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 172)**, as amended, other than the deduction allowed by Section **[**~~172(b)(1)(G)~~**] 172(b)(1)(F)** and Section **[**~~172(i)~~**] 172(h)** of the Internal Revenue Code of 1986 **(26 U.S.C. Section 172)**, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code **(26 U.S.C. Section 168)** as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection; and

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan; and

(i) Livestock Gross Margin insurance plan.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to Section 1033 of the Internal Revenue Code of 1986 **(26 U.S.C. Section 1033)**, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. Gross income shall not include the value of any prize or award won by a taxpayer in athletic competition in the Olympic, Paralympic, or Special Olympic Games. This subsection shall be known and may be cited as the "Olympic Dream Freedom Act"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

Representative Stacy offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, **[**~~improper subdivision or obsolete platting,~~**]** or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, **[**~~morals,~~**]** or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997**. For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision**;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

(b) Result in increased employment in the municipality; or

(c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) Initial costs for an economic development area;

(f) Costs of construction of public works or improvements;

(g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) **"Retail area", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;**

(17) "Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

[~~(17)~~**] (19)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

[~~(18)~~**] (20)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

[~~(19)~~**] (21)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. **Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.**

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. **(1)** Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public

hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under **[**~~subsection 3 of~~**]** section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under **[**~~subsection 3 of~~**]** section 99.820, the economic activity taxes and payments in lieu of

taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805**[**~~, that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas~~**]**.

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998**;**

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public

transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax

withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

(aa) A list of other community and economic benefits to result from the project;

(bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stacy, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; **[**~~or~~**]**

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual**; or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 8** was adopted.

Representative Matthiesen offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) “Residential property”, all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with

six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~**] any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 9** was adopted.

Representative Eggleston offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"33.543. **1.** There is hereby created in the state treasury the "General Revenue Fund". All moneys received by this state shall be deposited in the state treasury to the credit of the general revenue fund, unless required by statute or constitutional provision to be deposited in some other specifically named fund.

2. Notwithstanding any other provisions of law to the contrary, no moneys held in the general revenue fund shall be expended or appropriated for the construction, maintenance, promotion, or operation of a professional sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility. Any statute authorizing the use of the general revenue fund for bond financing or other appropriations contrary to this subsection and passed prior to the effective date of this section is null and void. However, this section shall not be interpreted to prohibit bond funding authorized under the Constitution of Missouri, including bond funds that were established by vote of the people as amendments to the Constitution of Missouri.

3. After the effective date of this statute, no political subdivision of this state shall expend or appropriate public funds for the construction, maintenance, promotion, or operation of a professional sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility unless the voters of such political subdivision authorize the funding or bond issuance by popular vote. The ballot language approving such funding or bond issuance shall specifically describe the proposed sports stadium or facility in such a way that the funding or bond issuance could not be used for any other facility.

4. The provisions of subsections 2 and 3 of this section shall become effective immediately upon the adoption of a substantially similar measure by twenty-nine of the following thirty-two states and district: Alabama, Arizona, California, Colorado, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Nevada, New Jersey, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, and Wisconsin.

5. The satisfaction of the provisions of subsection 4 shall be determined by the attorney general. The attorney general shall notify the revisor of statutes when, in the attorney general's opinion, the requisite number of states have adopted substantially similar measures.

6. The ultimate question of whether the requirements of subsection 4 of this section are satisfied, thereby triggering the effectiveness of subsections 2 and 3 of this section, shall be subject to de novo judicial review, and any citizen of this state may bring an action in court to challenge the use of public moneys in violation of this section. If a violation is found, then the court shall immediately enjoin all spending in violation of this section and may order such restitution or other remedies as the court deems just and proper.

7. (1) It shall be against public policy for this state or any political subdivision thereof to pass any subsidy, tax abatement, tax credit, tax deduction, or tax exemption that incentivizes the construction, maintenance, promotion, or operation of a professional sports stadium or facility.

(2) Any enabling statute authorizing a political subdivision to issue a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section is superceded so that no such tax credits shall issue after the effective date of this section.

(3) Any statute authorizing a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section shall specifically cite or repeal this section of law and shall otherwise be interpreted as not superceding this section even if it is later in time or more specific in content.

(4) Nothing in this section shall be interpreted to breach any existing contract or inhibit bond financing and payment for any project approved prior to the effective date of this act."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 33.543 shall be effective immediately following the notice to the revisor of statutes by the attorney general that the requisite number of states and districts have adopted substantially similar measures as provided under section 33.543."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 10** was adopted.

Representative Brattin offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after all of said section and line the following:

"**135.820. Any taxpayer that is found to have knowingly provided misleading or false information resulting in the award of any tax credit provided for under law shall have such tax credit subject to recapture, and shall be ineligible to receive any further tax credits under such tax credit program for a period of ten years.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 11** was adopted.

Representative Roberts offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"**143.117. 1. As used in this section, the following terms mean:**

(1) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Firearm training", any firearm education and training course, firearm certification course, or firearm safety course that teaches proper and safe firearm handling. Firearm training shall not include cartridge reloading courses;

(3) "Taxpayer", an individual subject to the state income tax under chapter 143.

2. In addition to all deductions listed in this chapter, for all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed a deduction up to one hundred fifty dollars for the costs of up to eight hours of firearm training the taxpayer completed during the tax year.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

4. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 12** was adopted.

Representative Lavender offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"**144.900. 1. Notwithstanding any other provision of law, any seller who does not have a physical presence in this state who sells tangible personal property or products transferred electronically shall be subject to this chapter, shall remit sales tax, and shall follow all applicable procedures and requirements as if the seller had a physical presence in the state, provided that in either the previous or current calendar year the seller has:**

(1) At least one hundred thousand dollars in gross revenue from sales in this state; or

(2) At least two hundred or more separate transactions in this state.

2. A taxpayer complying with this section and section 144.901, voluntarily or otherwise, may only seek a recovery of taxes, penalties, or interest by following the recovery procedures under section 136.035. However, no claim shall be granted on the basis that the taxpayer lacked a physical presence in the state and complied with this section voluntarily while complying with the injunction of section 144.901. Nothing in this section limits the ability of any taxpayer to obtain a refund for any other reason, including overpayment or erroneous payment.

3. No seller who remits sales tax voluntarily or otherwise under this section shall be liable to a purchaser who claims that the sales tax was over-collected because a provision of this section is later deemed unlawful.

4. Nothing in this section shall affect the obligation of any purchaser from this state to remit use tax as to any applicable transaction in which the seller does not collect and remit or remit an offsetting sales tax.

144.901. 1. Notwithstanding any other provision of law and regardless if the state initiates an audit or other tax collection procedure, the state may bring a declaratory judgment action in any circuit court to establish that the obligation to remit sales tax is applicable and valid under state and federal law against any person who the state believes meets the criteria of section 144.900. The circuit court shall act on this declaratory judgment action as expeditiously as possible. The court shall presume that the matter shall be fully resolved through a motion to dismiss or a motion for summary judgment. Attorney's fees shall not be awarded in any action brought under section 144.900.

2. The filing of the declaratory judgment action by the state shall operate as an injunction during the pendency of the action, prohibiting any state entity from enforcing the obligation in section 144.900 against any taxpayer who does not affirmatively consent or otherwise remit the sales tax on a voluntary basis. The injunction shall not apply if there is a previous judgment against a taxpayer that establishes the validity of the taxpayer's obligation under section 144.900.

3. Any appeal from the decision with respect to the cause of action under section 144.900 shall only be made to the state supreme court. The appeal shall be heard as expeditiously as possible.

4. If an injunction under this section is lifted or dissolved, in general or with respect to a specific taxpayer, the state shall assess and apply the obligation established under section 144.900 from that date forward to any taxpayer affected by the injunction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 13** was adopted.

On motion of Representative Swan, **HCS SB 773, as amended**, was adopted.

On motion of Representative Swan, **HCS SB 773, as amended**, was read the third time and passed by the following vote:

AYES: 115

Anders	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Gannon	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May

McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Mr. Speaker

NOES: 032

Adams	Alferman	Bernskoetter	Brattin	Chipman
Conway 104	Curtman	Dohrman	Ellington	Franklin
Frederick	Helms	Higdon	Hurst	Johnson
Kidd	Korman	Marshall	McDaniel	Miller
Moon	Morris 140	Neely	Pietzman	Roden
Schroer	Smith 85	Spencer	Taylor	White
Wilson	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Curtis	Gray
Grier	Messenger	Newman	Peters	Plocher
Pogue	Rehder	Remole	Walker 74	

VACANCIES: 002

Representative Rhoads declared the bill passed.

SS SCS HB 1769; **SS SCS HB 1355, as amended**; **HCS HB 2171, with Senate Amendment No. 1**; **SCS HCS#2 HB 1503**; **SS SCS HCS HB 1991, as amended**; **SS HB 1428, as amended**; **SS#2 HCS HB 2129**; **SS SCS HB 2562, as amended**; **SS HB 1415, as amended**; **SS#2 SCS HCS HBs 1288, 1377 & 2050**; **SCS HB 2347** and **SCS HCS HB 2540, as amended**, were placed on the Informal Calendar.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 2562, as amended, relating to courts, was taken up by Representative Austin.

On motion of Representative Austin, **SS SCS HB 2562, as amended**, was adopted by the following vote:

AYES: 138

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104

Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walsh	Washington	White
Wiemann	Wood	Mr. Speaker		

NOES: 007

Alferman	Bernskoetter	Hurst	Marshall	McDaniel
Moon	Walker 3			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Conway 10	Cookson	Curtman
Grier	Higdon	Matthiesen	Messenger	Peters
Pogue	Razer	Walker 74	Wessels	Wilson

VACANCIES: 002

On motion of Representative Austin, **SS SCS HB 2562, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Hill	Houghton	Houx	Johnson

Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 006

Alferman	Bernskoetter	Hurst	McDaniel	Moon
Walker 3				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Barnes 60	Basye	Brown 27	Conway 104	Cookson
Curtis	DeGroot	Francis	Grier	Haefner
Henderson	Higdon	Love	Marshall	Matthiesen
Messenger	Morgan	Newman	Peters	Pogue
Wilson				

VACANCIES: 002

Representative Rhoads declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1633, as amended**.

Senators: Dixon, Emery, Koenig, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SBs 807 & 577, as amended**.

Senators: Wasson, Cunningham, Eigel, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 951, as amended**.

Senators: Crawford, Sater, Wieland, Holsman, Schupp

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 1355, as amended, relating to public safety, was taken up by Representative Phillips.

On motion of Representative Phillips, **SS SCS HB 1355, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelly 141	Kendrick	Knight	Kolkmeyer	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson		

NOES: 015

Bahr	Dinkins	Ellington	Franks Jr	Gray
Hill	Hurst	Kidd	Korman	Marshall
McDaniel	Moon	Smith 85	Spencer	Wood

PRESENT: 001

Roden

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Chipman	Cross	Curtis
Kelley 127	Lichtenegger	Messenger	Peters	Pogue
Reisch	Mr. Speaker			

VACANCIES: 002

On motion of Representative Phillips, **SS SCS HB 1355, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 011

Curtman	Ellington	Gray	Hurst	Kidd
Korman	Marshall	McDaniel	Moon	Smith 85
Wood				

PRESENT: 001

Roden

ABSENT WITH LEAVE: 011

Barnes 60	Brown 27	Carpenter	Chipman	Curtis
Kelly 141	Love	Messenger	Peters	Pogue
Schroer				

VACANCIES: 002

Representative Rhoads declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 891, relating to buy Missouri week, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SB 891** was agreed to.

On motion of Representative Shaul (113), **SB 891** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haefner	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Barnes 60	Brown 27	Brown 57	Carpenter
Chipman	Cookson	Curtis	DeGroot	Ellington
Evans	Fitzpatrick	Grier	Haahr	Hannegan
Higdon	McCreery	McDaniel	Messenger	Neely
Peters	Pogue	Smith 163	Mr. Speaker	

VACANCIES: 002

Representative Rhoads declared the bill passed.

SS SCS SB 907, to authorize the conveyance of certain state properties, was taken up by Representative Roden.

On motion of Representative Roden, the title of **SS SCS SB 907** was agreed to.

On motion of Representative Roden, **SS SCS SB 907** was truly agreed to and finally passed by the following vote by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood

NOES: 001

McCreery

PRESENT: 000

ABSENT WITH LEAVE: 025

Arthur	Barnes 60	Brown 27	Brown 57	Carpenter
Chipman	Cookson	Curtis	Ellebracht	Ellington
Fitzpatrick	Haahr	Higdon	Hill	May
McDaniel	Meredith 71	Messenger	Neely	Peters
Pogue	Redmon	Washington	Wilson	Mr. Speaker

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1719** entitled:

An act to repeal sections 324.001, 324.200, 324.205, 324.210, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.920, 324.925, 324.1108, 327.221, 327.312, 327.313, 327.321, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 334.530, 334.655, 335.036, 335.046, 335.066, 335.067, 336.030, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, 337.718, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof eighty-six new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

With Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3 as amended, Senate Amendment No. 4 and Senate Amendment No. 5.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Pages 100-103, Section 335.046, by striking all of said section from the bill; and

Further amend said bill, Page 124, Section 337.020, Line 1, by striking the opening bracket "**[**"; and

Further amend Line 2 of said page, by striking the closing bracket "**]**"; and

Further amend said bill, Page 202, Section 632.005, Lines 1-3 of said page, by striking all of said lines and inserting in lieu thereof the following:

"**for physician assistants in psychiatry;**".

Senate Amendment No. 1
to
Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 6, Section 324.850, Lines 20-29, by striking all of said lines; and

Further amend said amendment and section, Page 7, Line 1, by striking all of said line; and

Further renumber the remaining subsection accordingly.

Senate Amendment No. 2
to
Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 4, Section 324.825, Lines 22-25, by striking all of said section from the amendment.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 56, Section 324.436, Line 9 of said page, by inserting after all of said line the following:

"**324.800. As used in sections 324.800 to 324.860, the following terms shall mean:**

(1) "Department", the department of insurance, financial institutions and professional registration;

(2) "Out-of-state applicant", any applicant who has not established and maintained a place of business as a registered roofing contractor in this state within the preceding year or has not submitted an income tax return as a resident of this state within the preceding year;

(3) "Person", any individual, firm, partnership, association, corporation, limited liability company, or other group or combination thereof acting as a unit;

(4) "Roofing contractor", one who has the knowledge and skill to construct, reconstruct, alter, maintain, and repair roofs and use materials and items used in the construction, reconstruction, alteration, maintenance, and repair of all kinds of roofing and waterproofing as related to roofing, all in such manner to comply with all plans, specifications, codes, laws, and regulations applicable thereto, persons subcontracted by a registered roofing contractor, or the owner of property acting as a home improvement contractor.

324.805. Beginning January 1, 2020, a person who practices or offers services as a roofing contractor in this state for compensation or uses any title, sign, abbreviation, card, or device to indicate that such person is a roofing contractor may register with the department according to the provisions of sections 324.800 to 324.860.

324.810. 1. There is hereby created in the state treasury the "Roofing Contractor Fund", which shall consist of moneys collected under sections 324.800 to 324.860. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer shall approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 324.800 to 324.860.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

324.815. The department is authorized to promulgate rules and regulations necessary for the administration of sections 324.800 to 324.860, including regulations regarding:

(1) The content of registration applications and the procedures for filing an application for an initial or renewal registration in this state;

(2) All applicable fees set at a level to produce revenue, which shall not exceed the cost and expense of administering the provisions of sections 324.800 to 324.860; and

(3) The hiring of employees, who administer and oversee the requirements of sections 324.800 to 324.860, and who may investigate any alleged misconduct under sections 324.800 to 324.860. Persons hired under this subdivision shall be paid out of the roofing contractor fund established under section 324.810.

324.820. 1. An applicant for registration as a roofing contractor shall submit to the department a completed application furnished by the department accompanied by the required nonrefundable fee of no more than thirty five dollars or a renewal fee to be determined by the department. Such application shall include the applicant's name, business name, evidence of insurance as required under subsection 3 of this section, a telephone number, a street address.

2. An applicant shall have ninety days from the day the application is submitted to complete the application process or else the application shall be automatically denied and any fees paid by the applicant forfeited. Such applicant shall then reapply in order to obtain a certificate of registration.

3. No certificate of registration shall be issued or renewed unless the applicant files with the department proof of motor vehicle insurance for all business vehicles, a current worker's compensation insurance policy, and liability insurance with a minimum level of coverage of not less than one million dollars and unless an applicant or out-of-state applicant has a no tax due statement from the department of revenue.

4. No certificate of registration shall be issued if an out-of-state applicant has had a license revoked or suspended in another state.

5. No political subdivision of this state shall require a roofing contractor to be registered under sections 324.800 to 324.860 in order to operate as a roofing contractor within the boundaries of such political subdivision.

6. No political subdivision of this state shall require the inspection of a roof more than one time if the cost to construct or repair such roof is less than ten thousand dollars. No political subdivision shall require the inspection of a roof more than two times if the cost to construct or repair such roof is ten thousand dollars or more.

(1) The cost for an inspection permit for roofs that cost less than ten thousand dollars shall not be more than one hundred dollars.

(2) The cost for an inspection permit for roofs that cost ten thousand dollars or more shall not cost more than one percent of the cost of the roof.

The provisions of this subsection shall not apply to construction that changes the roofline on a building.

324.825. An insurance company issuing a liability insurance policy to a roofing contractor pursuant to the provisions of section 324.820 shall notify the department in the event such liability insurance policy is canceled or lapses for any reason.

324.830. The department shall promulgate rules to implement the provisions of sections 324.800 to 324.860. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

324.835. A registered roofing contractor shall affix the roofing contractor certificate of registration number and the registrant's name, as it appears on the certificate of registration, to all of his or her contracts and bids.

324.840. Any complaint received by the department concerning a person who is the holder of a certificate of registration issued under sections 324.800 to 324.860 or any complaint regarding the offering of roofing contractor services shall be recorded as received and the date received. The department shall investigate all complaints concerning alleged violations of the provisions of sections 324.800 to 324.860 or if there are grounds for the suspension, revocation, or refusal to issue any certificate of registration.

324.845. 1. The department may refuse to issue or renew, or may suspend or revoke a roofing contractor certificate of registration for failing to meet the requirements of section 324.820 or for one or any combination of causes stated in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621. Notification shall be deemed sufficient if mailed, first class, to the address listed on the application for registration or renewal by the applicant.

2. The department may file a complaint with the administrative hearing commission against any holder of a certificate of registration for any one or combination of the following causes:

(1) Impersonation of any person holding a roofing contractor certificate of registration or knowingly allowing any person to use his or her certificate of registration;

(2) Knowingly providing another person with a false registration number; or

(3) Abandoning a contract, without returning the deposit, by not completing the contracted scope of work.

324.850. 1. The department shall maintain a list of roofing contractors with current certificates of registration on its website. The inclusion of a roofing contractor on such list does not constitute an endorsement by the department.

2. The department shall provide notice after a storm event occurs to inform members of the public that roofing contractors may register with the state. The notice shall be limited to the parts of the state where the storm event occurred. Such notice shall be posted on the department's website. In addition, such notice

shall be given in a rapid response, cost effective manner, in a format to be determined at the discretion of the department, which may include the use of advertisements and public service announcements in print, radio, television, and online media. Expenses for the notice under this subsection shall be paid out of the roofing contractor fund established under section 324.810.

3. The department shall make available to the public on its website the requirements for obtaining a certificate of registration set forth in section 324.820.

324.855. Any person found in violation of sections 324.800 to 324.860 shall be found guilty of a class D misdemeanor. A second conviction for violating sections 324.800 to 324.860 within ten years after the first conviction shall be a class B misdemeanor.

324.860. The provisions of sections 324.800 to 324.860 shall expire on August 29, 2023.

324.865. No political subdivision shall charge more than one hundred dollars a year for a business license, contractor license, or equivalent license in order to work within the boundaries of the political subdivision as a roofing contractor."; and

Further amend said bill, Page 197, Section 374.784, Line 15 of said page, by inserting after all of said line the following:

"621.045. 1. The administrative hearing commission shall conduct hearings and make findings of fact and conclusions of law in those cases when, under the law, a license **or certificate of registration** issued by any of the following agencies may be revoked or suspended or when the licensee **or registrant** may be placed on probation or when an agency refuses to permit an applicant to be examined upon his or her qualifications or refuses to issue or renew a license **or certificate of registration** of an applicant who has passed an examination for licensure or who possesses the qualifications for licensure **or registration** without examination:

Missouri State Board of Accountancy

Missouri State Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects

Board of Barber Examiners

Board of Cosmetology

Board of Chiropody and Podiatry

Board of Chiropractic Examiners

Missouri Dental Board

Board of Embalmers and Funeral Directors

Board of Registration for the Healing Arts

Board of Nursing

Board of Optometry

Board of Pharmacy

Missouri Real Estate Commission

Missouri Veterinary Medical Board

Supervisor of Liquor Control

Department of Health and Senior Services

Department of Insurance, Financial Institutions and Professional Registration

Department of Mental Health

Board of Private Investigator Examiners.

2. If in the future there are created by law any new or additional administrative agencies which have the power to issue, revoke, suspend, or place on probation any license, then those agencies are under the provisions of this law.

3. The administrative hearing commission is authorized to conduct hearings and make findings of fact and conclusions of law in those cases brought by the Missouri state board for architects, professional engineers, professional land surveyors and landscape architects against unlicensed persons under section 327.076.

4. Notwithstanding any other provision of this section to the contrary, after August 28, 1995, in order to encourage settlement of disputes between any agency described in subsection 1 or 2 of this section and its licensees **or registrants**, any such agency shall:

(1) Provide the licensee **or registrant** with a written description of the specific conduct for which discipline is sought and a citation to the law and rules allegedly violated, together with copies of any documents

which are the basis thereof and the agency's initial settlement offer, or file a contested case against the licensee **or registrant**;

(2) If no contested case has been filed against the licensee **or registrant**, allow the licensee **or registrant** at least sixty days, from the date of mailing, to consider the agency's initial settlement offer and to contact the agency to discuss the terms of such settlement offer;

(3) If no contested case has been filed against the licensee **or registrant**, advise the licensee **or registrant** that the licensee **or registrant** may, either at the time the settlement agreement is signed by all parties, or within fifteen days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee **or the certificate of registration of the registrant**; and

(4) In any contact under this subsection by the agency or its counsel with a licensee **or registrant** who is not represented by counsel, advise the licensee **or registrant** that the licensee **or registrant** has the right to consult an attorney at the licensee's **or registrant's** own expense.

5. If the licensee **or registrant** desires review by the administrative hearing commission under subdivision (3) of subsection 4 of this section at any time prior to the settlement becoming final, the licensee may rescind and withdraw from the settlement and any admissions of fact or law in the agreement shall be deemed withdrawn and not admissible for any purposes under the law against the licensee. Any settlement submitted to the administrative hearing commission shall not be effective and final unless and until findings of fact and conclusions of law are entered by the administrative hearing commission that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee.

6. When a holder of a license, registration, permit, or certificate of authority issued by the division of professional registration or a board, commission, or committee of the division of professional registration against whom an affirmative decision is sought has failed to plead or otherwise respond in the contested case and adequate notice has been given under sections 536.067 and 621.100 upon a properly pled writing filed to initiate the contested case under this chapter or chapter 536, a default decision shall be entered against the licensee without further proceedings. The default decision shall grant such relief as requested by the division of professional registration, board, committee, commission, or office in the writing initiating the contested case as allowed by law. Upon motion stating facts constituting a meritorious defense and for good cause shown, a default decision may be set aside. The motion shall be made within a reasonable time, not to exceed thirty days after entry of the default decision. "Good cause" includes a mistake or conduct that is not intentionally or recklessly designed to impede the administrative process."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 95, Section 332.131, Line 1 of said page, by inserting after all of said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For purposes of this section, the term "advertisement" shall mean any announcement as described in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term "specialist" or the phrase "limited to the specialty of" unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible or audible statement: "Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of _____". **For purposes of this paragraph, a statement that is "clearly legible" shall have print that is equal or larger in size than the announcement of services, and a statement that is "clearly audible" shall have speech volume and pace equal to the announcement of services**;

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; or

(i) Any advertisement denoting the use of sedation services permitted by the board in accordance with section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms shall only be used in the announcement or advertisement of sedation services with the possession of a deep sedation, general anesthesia, or moderate sedation permit or license;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying "rebates" to or "splitting fees" with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist;

requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her

current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 191, Section 337.718, Line 27, by inserting after all of said line the following:

"338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor**, drug outsourcer, third-party logistics provider,** or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.

2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy's total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) **"Drug outsourcer", an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) "Legend drug":

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) "Caution: Federal law prohibits dispensing without prescription";

(ii) "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; or

(iii) "Rx Only"; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term "drug", "prescription drug", or "legend drug" shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

[~~(2)~~**] (3)** "Out-of-state wholesale drug distributor", a wholesale drug distributor with no physical facilities located in the state;

[~~(3)~~**] (4)** "Pharmacy distributor", any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;

[~~(4)~~**] (5) "Third-party logistics provider", an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale drug distributor, or dispenser of a legend drug, but does not take ownership of the product, nor has responsibility to direct the sale or disposition of the product;**

(6) "Wholesale drug distributor", anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** without first obtaining license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution site owned or operated by a wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider**, unless such drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcer, or third-party logistics provider** need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if **[**~~he~~**] the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors**, drug outsourcers, third-party logistics provider,** or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that **[**~~an out-of-state wholesale drug distributor or out-of-state pharmacy distributor~~**] the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcers, or third-party logistics provider** of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor **[**~~or~~**],** pharmacy distributor**, drug outsourcers, or third-party logistics provider** of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor **[**~~or~~**],** out-of-state pharmacy acting as a distributor**, drug outsourcers, or third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee, except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's**, drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any **[**~~out-of-state wholesale drug distributor or out-of-state pharmacy~~**] entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor **[**~~or~~**],** out-of-state pharmacy distributor**, drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the **[**~~wholesale drug distributor or pharmacy distributor~~**] entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1719, as amended - Fiscal Review

THIRD READING OF SENATE BILLS - INFORMAL

SB 981, relating to workers' compensation, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 981** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Engler, **SB 981** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy

Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Moon

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Black	Brown 27	Carpenter	Chipman
Cookson	Curtis	Curtman	Ellington	Henderson
Higdon	McDaniel	McGee	Messenger	Neely
Peters	Pogue			

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SB 655, relating to statutes of limitation for certain offenses against a child, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS SB 655**, relating to the protection of children, was agreed to.

Representative Bahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the following:

"the protection of children."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 1** was adopted.

Representative Bahr offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**~~, except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website~~**]**.

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill and page, Section 556.037, Line 9, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter **[**~~convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,~~**] adjudicated for an offense referenced in section 589.414,** unless such person is **[**~~exempted~~**] exempt** from registering under subsection **[**~~8~~**] 9 or 10** of this section **or section 589.401**; **[**~~or~~**]**

(2) **[**~~Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or~~

~~(3)~~**]** Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; **[**~~or~~**]**

[~~(4)~~**] (3)** Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense **[**~~listed~~**] referenced** in **[**~~subdivision (1) or (2) of this subsection~~**] section 589.414**; **[**~~or~~**]**

[~~(5)~~**] (4)** Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been **[**~~convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;~~**] adjudicated for an offense listed under section 589.414;**

[~~(6)~~**] (5)** Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

[~~(7)~~**] (6)** Any person who is a resident of this state who has, since July 1, 1979, **been** or is hereafter **[**~~convicted of, been found guilty of, or pled guilty to or nolo contendere~~**] adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction **[**~~to committing, attempting to commit, or conspiring to commit~~**] for** an offense which, if committed in this state, would **[**~~be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection~~**] constitute an offense listed under section 589.414,** or has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law; or

[~~(8)~~**] (7)** Any person who has been or is required to register in another state**, territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of **[**~~conviction~~**] adjudication**, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official**[**~~, if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested~~**]**.

3. The registration requirements of sections 589.400 through 589.425 **[**~~are lifetime registration requirements~~**] shall be as provided under subsection 4 of this section** unless:

(1) All offenses requiring registration are reversed, vacated**,** or set aside;

(2) **[**~~The registrant is pardoned of the offenses requiring registration;~~

~~(3)~~**]** The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of **[**~~subsection 6 of this~~**]** section **589.414**; or

[~~(4)~~**] (3)** The **[**~~registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the~~**]** court orders the removal or exemption of such person from the registry **under section 589.401**.

4. **The registration requirements shall be as follows:**

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[~~5.~~**] 7.** For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[~~6.~~**] 8.** Any person currently on the sexual offender registry **[**~~for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,~~**] or who otherwise would be required to register for being adjudicated for the offense of** felonious restraint **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[~~7.~~**] 9. The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry **[**~~for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register~~**] or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215; or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[~~8. Effective August 28, 2009,~~**] 10.** Any person **currently** on the sexual offender registry for having been **[**~~convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense~~**] adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401**.

[~~9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.~~

~~(2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.~~**]**

[~~10.~~**]** 11. Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment**, including participation as a volunteer or intern,** or attendance at any school of higher education **[**~~and is not entitled to relief under the provisions of subsection 9 of this section~~**] whether public or private, including any secondary school, trade school, professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401. Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, including the period of time the offender is staying in such place**. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency **[**~~and is not entitled to the provisions of subsection 9 of this section~~**] unless granted relief under section 589.401**.

[~~11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.~~**]**

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which

the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

(1) For a tier I offense, ten years;

(2) For a tier II offense, twenty-five years; or

(3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

(1) The petitioner's:

(a) Full name, including any alias used by the individual;

(b) Sex;

(c) Race;

(d) Date of birth;

(e) Last four digits of the Social Security number;

(f) Address; and

(g) Place of employment, school, or volunteer status;

(2) The offense and tier of the offense that required the petitioner to register;

(3) The date the petitioner was adjudicated for the offense;

(4) The date the petitioner was required to register;

(5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;

(6) Petitioner's fingerprints on an applicant fingerprint card;

(7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and

(8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

(1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;

(2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;

(3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425**[**~~, except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website~~**]**.

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register**, including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. **1.** Any person **[**~~to whom subsection 1 of section 589.400 applies~~**] who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections **[**~~or~~**],** any mental health institution**, private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall**:**

(1) If the person plans to reside in this state, be informed by the official in charge of such correctional facility**, private jail,** or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility**, private jail,** or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days **of release**, to **the Missouri state highway patrol and** the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole**,** or release**[**~~. When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol.~~**]; or**

(2) If the person does not reside or plan to reside in Missouri, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff 's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;

(10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

(11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

(12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

(13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. **1.** Any person **[**~~to whom subsection 1 of section 589.400 applies~~**] who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall **[**~~obtain the address where the person expects to reside upon discharge, parole or release and shall~~**] make it a condition of probation that the offender** report**[**~~,~~**]** within three business days**[**~~, such address~~**]** to the chief law enforcement official of the county **of adjudication** or city not within a county **[**~~where the person expects to reside, upon discharge, parole or release~~**] of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

(1) If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or

(2) If the offender does not reside in Missouri:

(a) Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to 589.425; and

(b) Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to**,** the following:

(1) A statement in writing signed by the person, giving the name, address, **date of birth,** Social Security number**,** and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;

(2) The fingerprints**[**~~,~~**] and** palm prints**[**~~, and a photograph~~**]** of the person; **[**~~and~~**]**

(3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;

(b) Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and

(c) Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and

(4) A DNA sample **from the individual**, if a sample has not already been obtained.

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. The Missouri state highway patrol shall maintain all required registration information in digitized form.

4. Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.

5. The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.

6. The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, **[**~~not later than~~**] within** three business days **[**~~after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status~~**]**, appear in person to the chief law enforcement officer of the county or city not within a county **[**~~and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days~~**] if there is a change to any of the following information:**

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

[~~2.~~**] 4.** If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business

days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction,** the Missouri state highway patrol shall inform the responsible official in the new state**, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

[~~3.~~**] 5. Tier I sexual offenders,** in addition to the requirements of subsections 1 **[**~~and 2~~**] to 4** of this section, **[**~~the following offenders~~**]** shall report in person to the chief law enforcement **[**~~agency every ninety days~~**] official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407**. Tier I sexual offenders include**:

(1) Any offender **[**~~registered as a predatory or persistent sexual offender under the definitions found in section 566.125~~**] who has been adjudicated for the offense of:**

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) **[**~~Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and~~

~~(3) Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.~~

~~4.~~**] Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248**.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 **[**~~and 2~~**] to 4** of this section, **[**~~all registrants~~**]** shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement **[**~~agency~~**] official** to verify the information contained in their statement made pursuant to section 589.407. **[**~~All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.~~**] Tier II sexual offenders include:**

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

(m) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

(ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;

(gg) Sexual intercourse with a prisoner or offender under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

[~~5.~~**] 8.** In addition to the requirements of subsections 1 **[**~~and 2~~**] to 7** of this section, all Missouri registrants who work**, including as a volunteer or unpaid intern,** or attend **any** school **[**~~or training~~**] whether public or private, including any secondary school, trade school, professional school, or institution of higher education,** on a full-time or part-time basis **[**~~in any other state~~**] or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work**, including as a volunteer or unpaid intern,** or attend **any** school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

[~~6.~~**] 9.** If a person**[**~~,~~**]** who is required to register as a sexual offender under sections 589.400 to 589.425**[**~~,~~**]** changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"451.090. 1. No recorder shall**[**~~, in any event except as herein provided,~~**]** issue a license authorizing the marriage of any person under **[**~~fifteen~~**] sixteen** years of age**[**~~; provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only for good cause shown and by reason of such unusual conditions as to make such marriage advisable~~**] nor shall a license be issued authorizing the marriage of any person twenty-one years of age or older to a person under eighteen years of age**.

2. No recorder shall issue a license authorizing the marriage of any **[**~~male~~**] person** under the age of eighteen years**[**~~ or of any female under the age of eighteen years~~**]**, except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths.

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether **[**~~the male is under the age of eighteen years or the female~~**] either party is** under the age of eighteen years, and **[**~~if the male is under the age of eighteen years or the female is under the age of eighteen years,~~**]** the name of the custodial parent or guardian consenting to such marriage. **Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

On motion of Representative Bahr, **HCS SB 655, as amended**, was adopted.

On motion of Representative Bahr, **HCS SB 655, as amended**, was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Washington	Wessels	White	Wiemann
Mr. Speaker				

NOES: 010

Brown 57	Hurst	Marshall	Moon	Remole
Sommer	Spencer	Taylor	Wilson	Wood

PRESENT: 001

Roden

ABSENT WITH LEAVE: 024

Andrews	Bangert	Berry	Brown 27	Conway 10
Curtis	Dohrman	Ellington	Fraker	Higdon
Lichtenegger	McDaniel	McGee	Messenger	Neely
Peters	Phillips	Pogue	Razer	Rowland 155
Smith 85	Swan	Walker 74	Walsh	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Taylor assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SCS HCS HB 1617** entitled:

An act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 608** and has taken up and passed **CCS HCS SS SB 608**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1 to House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2**, and **House Amendment No. 4** to **SB 819** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#3 SCS HCS HB 1617 - Fiscal Review

On motion of Representative Vescovo, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 028

Alferman	Basye	Bernskoetter	Bondon	Christofanelli
Engler	Evans	Gannon	Hansen	Henderson
Hurst	Justus	Kelly 141	Lauer	Lynch
Meredith 71	Morris 140	Morse 151	Phillips	Redmon
Reiboldt	Reisch	Remole	Revis	Rowland 29
Taylor	Walsh	White		

NOES: 000

PRESENT: 058

Anderson	Austin	Bahr	Barnes 28	Beard
Berry	Black	Burnett	Conway 104	Cornejo
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Francis	Frederick	Gray	Haahr
Hannegan	Helms	Houghton	Houx	Johnson
Knight	Kolkmeyer	Lant	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Newman	Nichols
Pfautsch	Plocher	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Tate	Vescovo	Walker 3
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 075

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 60	Beck	Brattin	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	DeGroot	Ellebracht	Ellington
Fraker	Franklin	Franks Jr	Green	Gregory
Grier	Haefner	Harris	Higdon	Hill
Kelley 127	Kendrick	Kidd	Korman	Lavender
Lichtenegger	Love	Marshall	May	McCann Beatty

McCreery	McGee	Merideth 80	Messenger	Mitten
Moon	Morgan	Mosley	Muntzel	Neely
Peters	Pierson Jr	Pietzman	Pike	Pogue
Quade	Razer	Rehder	Roeber	Schroer
Smith 85	Spencer	Stacy	Swan	Trent
Unsicker	Walker 74	Washington	Wessels	Mr. Speaker

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1719, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Alferman, Anderson, Conway (104), Haefner, Rowland (29), Smith (163) and Wood

Noes (0)

Present (1): Morgan

Absent (6): Fraker, Morris (140), Swan, Unsicker, Wessels and Wiemann

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HCS HB 1991, as amended, relating to the deployment of wireless facilities infrastructure, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **SS SCS HCS HB 1991, as amended**, was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols

Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Curtman	Hurst	Marshall	McDaniel	Moon
Roberts				

PRESENT: 000

ABSENT WITH LEAVE: 017

Bahr	Barnes 60	Brown 27	Cookson	Cross
Curtis	DeGroot	Ellington	Higdon	Lichtenegger
McGee	Messenger	Mitten	Peters	Pogue
Smith 85	Spencer			

VACANCIES: 002

On motion of Representative Rhoads, **SS SCS HCS HB 1991, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor

Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Hurst	Marshall	McDaniel	Moon	Roberts

PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Barnes 60	Brattin	Brown 27	Butler
Cookson	Cross	Curtis	Ellington	Higdon
Lichtenegger	McGee	Messenger	Mitten	Peters
Pogue	Smith 85	Spencer	Walker 74	

VACANCIES: 002

Representative Johnson declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

SB 819, with House Amendment No. 1 to House Amendment No. 1, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2** and **House Amendment No. 4**, relating to foster care, was taken up by Representative Neely.

Representative Neely moved that the House refuse to recede from its position on **House Amendment No. 1 to House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2** and **House Amendment No. 4** to **SB 819** and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1719, as amended, relating to professional registration, was taken up by Representative Grier.

Representative Grier moved that the House refuse to adopt **SS SCS HB 1719, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 881, relating to transportation, was taken up by Representative Davis.

On motion of Representative Davis, the title of **HCS SS SB 881** was agreed to.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.044. 1. The following terms as used in this section shall mean:

(1) "Bus", any vehicle or motor car designed and used for the purpose of carrying more than seven persons;

(2) "Truck", any vehicle, machine, tractor, trailer or semitrailer, or any combination thereof, propelled or drawn by mechanical power and designed or used in the transportation of property upon the highways.

2. The driver of any truck or bus, when traveling upon a public highway of this state outside of a business or residential district, shall not follow within three hundred feet of another such vehicle; provided, the provisions of this section shall not be construed to prevent the overtaking and passing, by any such truck or bus, of another similar vehicle.

3. Any person who shall violate the provisions of this section shall be deemed guilty of a class C misdemeanor, and upon conviction thereof shall be punished accordingly.

4. This section and section 304.017 shall not apply to a connected vehicle technology program that uses networked wireless communication among vehicles, infrastructure, or communications devices. Any connected vehicle technology program shall be limited to the operation of trucks on the public highways of this state and shall be approved by the state highways and transportation commission before such technology shall be used in Missouri. Each commercial motor vehicle in a pair, convoy, or formation shall have an appropriately endorsed driver who holds a valid commercial driver's license present behind the wheel.

5. The highways and transportation commission is authorized to promulgate administrative rules that are reasonable and necessary to approve and implement a connected vehicle technology testing program including designated highways and hours of operation for vehicles in the testing program. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

Representative Wiemann offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 11, Section 71.015, Line 148, by inserting immediately after all of said section and line the following:

"**226.145. 1. The highways and transportation commission may issue bonds or other evidence of indebtedness in an amount not to exceed sixty-five million dollars from fiscal year 2019 to fiscal year 2022. Proceeds from the issuance of the bonds shall be provided to the department of transportation to pay for the cost of the engineering and construction of projects meeting the requirements of subsection 2 of this section. The proceeds from the bonds shall not be used to pay for administrative expenses.**

2. Projects eligible for financing under this section shall:

(1) Be a major road improvement with an estimated construction cost of fifty million dollars or more;

(2) Be an improvement needed to eliminate a bottleneck, a twenty minute delay or more during peak hours, that impacts the distribution of goods and on-time delivery of freight;

(3) Be an improvement needed to reduce fatal and disabling motor vehicle crashes within an area designated as a safe travel zone by the department of transportation;

(4) Be an improvement on a Tier 1 freight corridor, as designated by the department of transportation; and

(5) Be slated to receive not less than thirty-five percent of the funds required for project completion from sources other than the state road fund or general revenue.

3. The highways and transportation commission shall offer such bonds at public sale or negotiated sale. The bonds shall be for a period of not less than ten years and not more than twenty years from their date of issue and shall bear interest at a rate or rates not exceeding the rate permitted by law.

4. The proceeds of the sale or sales of any bonds issued under this section shall be paid into the state road fund to be expended for the purpose specified in section 226.220."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Reisch offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 1, Line 5, by deleting the phrase "**St. Charles is**" and inserting in lieu thereof the phrase "**St. Charles, and the interchange of interstate 70 and interstate 63 in Columbia, are**"; and

Further amend said amendment and page, Line 15, by inserting immediately after the word "**inhabitants**" the phrase "**or in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Frederick	Gregory	Grier
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone

Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 031

Arthur	Barnes 60	Berry	Brown 27	Brown 57
Burns	Cookson	Cross	Ellington	Fitzpatrick
Francis	Franklin	Gannon	Haahr	Haefner
Higdon	Houx	Kelley 127	Kidd	Lichtenegger
May	Messenger	Miller	Peters	Pogue
Rhoads	Roberts	Schroer	Smith 85	Vescovo
Mr. Speaker				

VACANCIES: 002

Representative Wiemann moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Fraker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 41, Section 307.350, Line 49, by inserting after all of said section and line the following:

"**311.367. 1. The provisions of this section shall apply to all persons, firms, or corporations who own and operate more than one premises licensed to sell intoxicating liquor containing alcohol in excess of five percent by weight at retail.**

2. Any person, firm, or corporation described in subsection 1 of this section, with the permission of the supervisor of liquor control, may designate one or more places in this state as a central warehouse to which intoxicating liquors, except beer and other intoxicating malt liquor, ordered and purchased by a person, firm, or corporation from licensed wholesalers in this state may be delivered by licensed wholesalers in this state and at which intoxicating liquors so owned by a person, firm, or corporation may be stored.

3. Any person, firm, or corporation described in subsection 1 of this section who owns and stores intoxicating liquors in a central warehouse may transfer all or any part of the intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, so stored from the central warehouse in this state to any premises licensed to sell intoxicating liquors at retail which is owned and operated by the same person, firm, or corporation and which is located in the state.

311.190. 1. For the privilege of manufacturing wine or brandy, which manufacturing shall be in accordance with all provisions of federal law applicable thereto except as may otherwise be specified in this section, in quantities not to exceed five hundred thousand gallons, not in excess of eighteen percent of alcohol by weight for wine, or not in excess of thirty-four percent of alcohol by weight for brandy, from grapes, berries, other fruits, fruit products, honey, and vegetables produced or grown in the state of Missouri, exclusive of sugar, water and spirits, there shall be paid to and collected by the director of revenue, in lieu of the charges provided in section 311.180, a license fee of five dollars for each five hundred gallons or fraction thereof of wine or brandy produced up to a maximum license fee of three hundred dollars.

2. Notwithstanding the provisions of subsection 1 of this section, a manufacturer licensed under this section may use in any calendar year such wine- and brandy-making material produced or grown outside the state of Missouri in a quantity not exceeding fifteen percent of the manufacturer's wine entered into fermentation in the prior calendar year.

3. In any year when a natural disaster causes substantial loss to the Missouri crop of grapes, berries, other fruits, fruit products, honey or vegetables from which wines are made, the director of the department of agriculture shall determine the percent of loss and allow a certain additional percent, based on the prior calendar year's production of such products, to be purchased outside the state of Missouri to be used and offered for sale by Missouri wineries.

4. **Notwithstanding any other provision of section 311.373 to the contrary,** a manufacturer licensed under this section may purchase and sell bulk or packaged wines or brandies received from other manufacturers licensed under this section and may also purchase in bulk, bottle and sell to duly licensed wineries, wholesalers and retail dealers on any day except Sunday, and a manufacturer licensed under this section may offer samples of wine, may sell wine and brandy in its original package directly to consumers at the winery, and may open wine so purchased by customers so that it may be consumed on the winery premises on Monday through Saturday between 6:00 a.m. and midnight and on Sunday between 9:00 a.m. and 10:00 p.m.

311.373. All **[**~~malt beverages~~**] intoxicating liquor** purchased for resale in this state prior to being resold at retail shall physically come into the possession of a licensed wholesaler and be unloaded in and distributed from the licensed wholesaler's warehouse in this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 71.012, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

"**existing corporate limits of the city, town, or village but for an intervening state highway or interstate highway as defined in section 304.001, or railroad right-of-way, regardless of whether any other city, town, or village has annexed such state or interstate highway or railroad right-of-way or otherwise has an easement in such state or interstate highway or**"; and

Further amend said bill, Page 7, Section 71.015, Line 12, by deleting the word "**roadway**" and inserting in lieu thereof "**state highway or interstate highway as defined in section 304.001,**"; and

Further amend said bill, section, and page, Line 17, by deleting the word "**roadway**" and inserting in lieu thereof "**state highway or interstate highway**"; and

Further amend said bill, Page 13, Section 227.240, Lines 13-19, by deleting all of said lines and inserting in lieu thereof the following:

"3. **The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission shall promulgate rules setting forth a standardized statewide system for requesting and issuing variances to requirements set forth in this section.**"; and

Further amend said bill, Page 29, Section 302.170, Lines 42 and 43, by deleting the phrase "and (5)" on said lines and inserting in lieu thereof the following:

" **[**~~and~~**]**

(5) **Documents submitted by a commercial driver's license applicant who is a Missouri resident and is active duty military or a veteran, as "veteran" is defined in 38 U.S.C. 101, which allow for waiver of the commercial driver's license knowledge test, skills test, or both; and**

(6) "; and

Further amend said bill and section, Page 32, Line 163, by inserting after all of said section and line the following:

"302.173. 1. Any applicant for a license, who does not possess a valid license issued pursuant to the laws of this state, another state, or a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 shall be examined as herein provided. Any person who has failed to renew such person's license on or before the date of its expiration or within six months thereafter must take the complete examination. Any active member of the Armed Forces, their adult dependents or any active member of the Peace Corps may apply for a renewal license without examination of any kind, unless otherwise required by sections 302.700 to 302.780, provided the renewal application shows that the previous license had not been suspended or revoked. Any person honorably discharged from the Armed Forces of the United States who held a valid license prior to being inducted may apply for a renewal license within sixty days after such person's honorable discharge without submitting to any examination of such person's ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780, other than the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. No applicant for a renewal license shall be required to submit to any examination of his or her ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780 or regulations promulgated thereunder, other than a test of the applicant's ability to understand highway signs regulating, warning or directing traffic and the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. The examination shall be made available in each county. Reasonable notice of the time and place of the examination shall be given the applicant by the person or officer designated to conduct it. The complete examination shall include a test of the applicant's natural or corrected vision as prescribed in section 302.175, the applicant's ability to understand highway signs regulating, warning or directing traffic, the applicant's practical knowledge of the traffic laws of this state, and an actual demonstration of ability to exercise due care in the operation of a motor vehicle of the classification for which the license is sought. When an applicant for a license has a license from a state which has requirements for issuance of a license comparable to the Missouri requirements or a license from a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 and such license has not expired more than six months prior to the date of application for the Missouri license, the director may waive the test of the applicant's practical knowledge of the traffic laws of this state, and the requirement of actual demonstration of ability to exercise due care in the operation of a motor vehicle. If the director has reasonable grounds to believe that an applicant is suffering from some known physical or mental ailment which ordinarily would interfere with the applicant's fitness to operate a motor vehicle

safely upon the highways, the director may require that the examination include a physical or mental examination by a licensed physician of the applicant's choice, at the applicant's expense, to determine the fact. The director shall prescribe regulations to ensure uniformity in the examinations and in the grading thereof and shall prescribe and furnish all forms to the members of the highway patrol and to other persons authorized to conduct examinations as may be necessary to enable the officer or person to properly conduct the examination. The records of the examination shall be forwarded to the director who shall not issue any license hereunder if in the director's opinion the applicant is not qualified to operate a motor vehicle safely upon the highways of this state.

2. Beginning July 1, 2005, when the examiner has reasonable grounds to believe that an individual has committed fraud or deception during the examination process, the license examiner shall immediately forward to the director all information relevant to any fraud or deception, including, but not limited to, a statement of the examiner's grounds for belief that the person committed or attempted to commit fraud or deception in the written, skills, or vision examination.

3. The director of revenue shall delegate the power to conduct the examinations required for a license or permit to any member of the highway patrol or any person employed by the highway patrol. The powers delegated to any examiner may be revoked at any time by the director of revenue upon notice.

4. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a motorcycle rider training course approved pursuant to sections 302.133 to 302.137 shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or** driving test shall be required to obtain a motorcycle or motortricycle license or endorsement. **The motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.**

5. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a military motorcycle rider training course that meets or exceeds the Motorcycle Safety Foundation curriculum standards by an applicant who is an active member of the **[**~~U.S.~~**] United States** Armed Forces, shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or** driving test shall be required to obtain a motorcycle or motortricycle license or endorsement. **The military motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.** The director of revenue is authorized to promulgate rules and regulations for the administration and implementation of this subsection including rules governing the presentment of motorcycle training course completion cards from a military motorcycle rider training course or other documentation showing that the applicant has successfully completed a course in basic motorcycle safety instruction that meets or exceeds curriculum standards established by the Motorcycle Safety Foundation or other national organization whose purpose is to improve the safety of motorcyclists on the nation's streets and highways. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 4** was adopted.

Representative Eggleston offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the

office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**~~in the vehicle inspection report~~**] by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided **[**~~in the vehicle inspection report~~**] by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for

the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. **[**~~Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.~~**]** The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

[~~5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.~~**]**"; and

Further amend said bill, Page 23, Section 301.074, by removing all of said section from the bill and inserting in lieu thereof the following:

"301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish **[**~~proof of vehicle inspection and~~**]** proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. **[**~~Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions.~~**]** No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075."; and

Further amend said bill and page, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

5. **[**~~In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~6.~~**]** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[~~7.~~**] 6.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[~~8.~~**] 7. [**~~Except as provided in subsection 5 of this section,~~**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**~~periodic vehicle inspections and from any statute of this state that requires~~**]** the use and inspection of emission controls.

[~~9.~~**] 8.** A "custom vehicle" means any motor vehicle that:

(1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

[~~10.~~**] 9.** The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

[~~11.~~**] 10.** For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

[~~12.~~**] 11.** In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and

(2) Will not be used for general daily transportation.

~~[13. In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~14.~~**] 12.** On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[~~15.~~**] 13.** Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

[~~16.~~**] 14. [**~~Except as provided in subsection 13 of this section,~~**]** A vehicle registered pursuant to this section is exempt from any statute of this state that requires **[**~~periodic vehicle inspections and from any statute of this state that requires~~**]** the use and inspection of emission controls.

[~~17.~~**] 15.** For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

[~~18.~~**] 16.** A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of **[**~~a motor vehicle safety inspection and~~**]** any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213

and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, **[**~~the safety inspection required in chapter 307 and~~**]** the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri **[**~~or as required by section 301.020~~**]**, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, **[**~~the safety inspection required in chapter 307 and~~**]** the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director

shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

(1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

(2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;

(3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and

(4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall inclue a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer **[**~~sixteen feet or more in length~~**]** which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer **[**~~sixteen feet or more in length~~**]** shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of **[**~~ten~~**] twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the **[**~~ten~~**] twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or

other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted.

301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a **[**~~written statement from a motor vehicle inspection station~~**] vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue,** that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for **[**~~inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed~~**] law enforcement agencies performing such inspections**. This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership **[**~~and vehicle inspection~~**]** of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, “former prisoner of war” means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision.

301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the **[**~~inspections required by section 307.350 and~~**]** **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 41, Section 307.350, Line 49, by inserting after all of said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the **[**~~inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure~~**] certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection**.

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections **[**~~307.350~~**] 307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection**[**~~, except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed~~**]**. No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

[~~(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.~~**]**

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections **[**~~307.350~~**]** **307.360** to 307.390 or the regulations issued pursuant to sections **[**~~307.350~~**]** **307.360** to 307.390 are not being complied with, or that the business of an official inspection station**[**~~, in connection with corrections, adjustments, repairs or inspection of vehicles~~**]** is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections **[**~~307.350~~**]** **307.360** to 307.390 or the regulations issued pursuant to sections **[**~~307.350~~**]** **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections **[**~~307.350~~**]** **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed

that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections **[**~~307.350~~**] 307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose **[**~~and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing~~**]**. No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections **[**~~307.350~~**] 307.360** to 307.390. **[**~~No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.~~**]**

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections **[**~~307.350~~**] 307.360** to 307.390.

4. **[**~~If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.~~

~~5.~~**]** A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection **[**~~and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device~~**]**. Such fee shall be conspicuously posted on the premises of each such official inspection station. **[**~~No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.~~

~~6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or~~

~~other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.~~

~~7.~~**] 5.** The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters **[**~~and any current unused inspection stickers, seals or other devices~~**]** to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. **[**~~Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.~~**]**

[~~8.~~**] 6.** Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[~~9.~~**] 7.** The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection **[**~~and approval, sticker, seal or other device~~**]**.

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection**[**~~, sticker, seal or other device~~**]**.

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval**[**~~, sticker, seal or other device~~**]** knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall**[**~~, in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,~~**]** include **a determination that the brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include** an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

(1) All mirrors, including crossview, inside, and outside;

(2) The front and rear warning flashers;

(3) The stop signal arm;

(4) The crossing control arm on public school buses required to have them pursuant to section 304.050;

(5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;

(6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;

(7) The emergency doors and exits to determine them to be unlocked and easily opened as required;

(8) The lettering and signing on the front, side and rear of the bus;

(9) The service door;

(10) The step treads;

(11) The aisle mats or aisle runners;

(12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;

(13) The seats, including a determination that they are securely fastened to the floor;

(14) The emergency door buzzer;

(15) All hand hold grips;

(16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

(1) The driver seat belts;

(2) The heating and defrosting systems;

(3) The reflectors;

(4) The bus steps;

(5) The aisles;

(6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. **[**~~Notwithstanding the provisions of section 307.390 to the contrary,~~**]** A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections **[**~~307.350~~**] 307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections **[**~~307.350~~**] 307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to sections **[**~~307.350~~**] 307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;

(2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle **[**~~safety~~**]** inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle **[**~~safety~~**]** inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities **[**~~that do not conduct motor vehicle safety inspections~~**]** may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and **[**~~the~~**]** rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component**[**~~, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350~~**]**.

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are

nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of **[**~~the safety and~~**]** emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by **[**~~sections 307.350 to 307.390 and~~**]** sections 643.300 to 643.355. The director of revenue may verify that a successful **[**~~safety and~~**]** emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture**[**~~, provided the odometer reading for such motor vehicles are under forty-thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted~~**]**;

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial **[**~~safety inspections~~**]** **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been modified from

original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. **[**~~No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.~~**]**

[~~307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:~~

~~(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;~~

~~(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and~~

~~(3) Historic motor vehicles registered pursuant to section 301.131;~~

~~(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model~~

~~year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.~~

~~2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.~~

~~3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.~~

~~4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.~~**]**

[~~307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.~~**]**

[~~307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:~~

~~(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;~~

~~(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.~~

~~2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.~~

~~3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local~~

~~commercial motor vehicle license is changed to a beyond local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.~~**]**

[~~307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.~~

~~2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.~~

~~3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.~~**]**

[~~307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.~~**]**

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 of this act shall become effective January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel

McGaugh	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Conway 10	Dinkins
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 035

Alferman	Arthur	Barnes 60	Berry	Bondon
Brown 27	Burns	Butler	Cookson	Corlew
Cross	Curtis	Ellebracht	Ellington	Fitzpatrick
Franklin	Gray	Haahr	Haefner	Higdon
Houx	Kelley 127	Kidd	Lichtenegger	Messenger
Miller	Peters	Pogue	Runions	Schroer
Smith 85	Vescovo	Walker 74	Washington	Mr. Speaker

VACANCIES: 002

On motion of Representative Eggleston, **House Amendment No. 5** was adopted.

Representative Tate offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said line the following:

"70.370. Within sixty days after this section becomes effective, the governor by and with the advice and consent of the senate shall appoint three commissioners to enter into a compact on behalf of the state of Missouri with the state of Illinois. If the senate is not in session at the time for making any appointment, the governor shall make a temporary appointment as in case of a vacancy. Any two of the commissioners so appointed together with the attorney general of the state of Missouri may act to enter into the following compact:

COMPACT BETWEEN MISSOURI AND ILLINOIS
CREATING THE BI-STATE DEVELOPMENT AGENCY
AND THE BI-STATE METROPOLITAN DISTRICT

The states of Missouri and Illinois enter into the following agreement:

ARTICLE I

They agree to and pledge each to the other faithful cooperation in the future planning and development of the bi-state metropolitan district, holding in high trust for the benefit of its people and of the nation the special blessings and natural advantages thereof.

ARTICLE II

To that end the two states create a district to be known as the "Bi-State Metropolitan Development District" (herein referred to as "The District") which shall embrace the following territory: The City of St. Louis and the counties of St. Louis **[**~~and~~**],** St. Charles **[**~~and~~**],** Jefferson**, and Franklin** in Missouri**[**~~,~~**]** and the counties of Madison, St. Clair, and Monroe in Illinois.

ARTICLE III

There is created "The Bi-State Development Agency of the Missouri-Illinois Metropolitan District" (herein referred to as "The Bi-State Agency") which shall be a body corporate and politic. The bi-state agency shall have the following powers:

(1) To plan, construct, maintain, own and operate bridges, tunnels, airports and terminal facilities and to plan and establish policies for sewage and drainage facilities;

(2) To make plans for submission to the communities involved for coordination of streets, highways, parkways, parking areas, terminals, water supply and sewage and disposal works, recreational and conservation facilities and projects, land use pattern and other matters in which joint or coordinated action of the communities within the areas will be generally beneficial;

(3) To charge and collect fees for use of the facilities owned and operated by it;

(4) To issue bonds upon the security of the revenues to be derived from such facilities; and, or upon any property held or to be held by it;

(5) To receive for its lawful activities any contributions or moneys appropriated by municipalities, counties, state or other political subdivisions or agencies; or by the federal government or any agency or officer thereof;

(6) To disburse funds for its lawful activities, and fix salaries and wages of its officers and employees;

(7) To perform all other necessary and incidental functions; and

(8) To exercise such additional powers as shall be conferred on it by the legislature of either state concurred in by the legislature of the other or by act of Congress.

No property now or hereafter vested in or held by either state, or by any county, city, borough, village, township or other political subdivision, shall be taken by the bi-state agency without the authority or consent of such state, county, city, borough, village, township or other political subdivision, nor shall anything herein impair or invalidate in any way any bonded indebtedness of such state, county, city, borough, village, township or other political subdivision, nor impair the provisions of law regulating the payment into sinking funds of revenues derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose.

Unless and until otherwise provided, it shall make an annual report to the governor of each state, setting forth in detail the operations and transactions conducted by it pursuant to this agreement and any legislation thereunder.

Nothing contained in this compact shall impair the powers of any municipality to develop or improve terminal or other facilities.

The bi-state agency shall from time to time make plans for the development of the district; and when such plans are duly approved by the legislatures of the two states, they shall be binding upon both states with the same force and effect as if incorporated in this compact.

The bi-state agency may from time to time make recommendations to the legislatures of the two states or to the Congress of the United States, based upon study and analysis, for the improvement of transportation, terminal, and other facilities in the district.

The bi-state agency may petition any interstate commerce commission (or like body), public service commission, public utilities commission (or like body), or any other federal, municipal, state or local authority, administrative, judicial or legislative, having jurisdiction in the premises, for the adoption and execution of any physical improvements, change in method, rate of transportation, system of handling freight, warehousing, docking, lightering, or transfer of freight, which, in the opinion of the bi-state agency, may be designed to improve or better the handling of commerce in and through the district, or improve terminal and transportation facilities therein. It may intervene in any proceeding affecting the commerce of the district.

ARTICLE IV

The bi-state agency shall consist of ten commissioners, five of whom shall be resident voters of the state of Missouri and five of whom shall be resident voters of the state of Illinois. All commissioners shall reside within the bi-state district, the Missouri members to be chosen by the state of Missouri and the Illinois members by the state of Illinois in the manner and for the terms fixed by the legislature of each state except as herein provided.

ARTICLE V

The bi-state agency shall elect from its number a chairman, a vice chairman, and may appoint such officers and employees as it may require for the performance of its duties, and shall fix and determine their qualifications and duties.

Until otherwise determined by the legislatures of the two states no action of the bi-state agency shall be binding unless taken at a meeting at which at least three members from each state are present, and unless a majority of the members from each state present at such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by law for the exercise of the veto power by the governor thereof over any action of any commissioner appointed therefrom.

Until otherwise determined by the action of the legislature of the two states, the bi-state agency shall not incur any obligations for salaries, office or other administrative expenses, prior to the making of appropriations adequate to meet the same.

The bi-state agency is hereby authorized to make suitable rules and regulations not inconsistent with the constitution or laws of the United States or of either state, or of any political subdivision thereof, and subject to the exercise of the power of Congress, for the improvement of the district, which when concurred in or authorized by the legislatures of both states, shall be binding and effective upon all persons and corporations affected thereby.

The two states shall provide penalties for violations of any order, rule or regulation of the bi-state agency, and for the manner of enforcing same.

ARTICLE VI

The bi-state agency is authorized and directed to proceed with the development of the district in accordance with the articles of this compact as rapidly as may be economically practicable and is vested with all necessary and appropriate powers not inconsistent with the constitution or the laws of the United States or of either state, to effectuate the same, except the power to levy taxes or assessments.

It shall render such advice, suggestion and assistance to all municipal officials as will permit all local and municipal improvements, so far as practicable, to fit in with the plan.

ARTICLE VII

In witness thereof, we have hereunto set our hands and seals under authority vested in us by law.

(Signed)

In the presence of:

(Signed)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 6** was adopted.

Representative Matthiesen offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 11, Section 71.015, Line 148, by inserting immediately after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include **[**~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~**] any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does

not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

(1) Immediate prior use, if any, of such property;

(2) Location of such property;

(3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

(4) Other legal restrictions on the use of such property;

(5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;

(6) Size of such property;

(7) Access of such property to public thoroughfares; and

(8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	White
Wiemann	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Arthur	Barnes 60	Bernskoetter	Black
Brown 27	Butler	Chipman	Cookson	Cross
Curtis	Ellington	Engler	Fitzpatrick	Franklin
Haahr	Haefner	Higdon	Houx	Kelly 141
Kidd	Lichtenegger	McDaniel	McGee	Messenger
Miller	Peters	Pietzman	Pogue	Redmon
Schroer	Smith 85	Vescovo	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 7** was adopted.

Representative Shaul (113) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 27, Section 301.140, Line 143, by inserting immediately after all of said section and line the following:

"301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) "Department", the department of revenue;

(2) "Director", the director of the department of revenue;

(3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;

(4) "Physically disabled", a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) A person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

(8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;

(9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

(1) Be on a form prescribed by the director of revenue;

(2) Set forth the specific diagnosis and medical condition which renders the person physically disabled or temporarily disabled as defined in this section;

(3) Include the physician's or other authorized health care practitioner's license number; and

(4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability which period may not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis

or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board, in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application, accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days proceeding the date the application is made and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. **If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.**

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person**, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person**. When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every four years. The director may stagger the expiration dates to equalize workload. Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall

conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.

14. The placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

15. At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

16. The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every **[**~~fourth~~**] eighth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a **[**~~four-year~~**] eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the **[**~~four-year~~**] eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

19. The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

20. Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

21. The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

22. The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

23. When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

24. The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

25. If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

26. In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

27. Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mitten raised a point of order that **House Amendment No. 8** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The point of order was withdrawn.

On motion of Representative Shaul (113), **House Amendment No. 8** was adopted.

Representative Cornejo offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 39, Section 304.190, Line 86, by inserting immediately after said section and line the following:

"**304.935. No political subdivision of this state shall impose a tax or other requirement, including performance standards, where such tax or other requirement relates specifically to the operation of vehicles, or capability of vehicles to operate, without real-time input by a conventional human driver, including with regard to the transportation of persons or goods for compensation.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mitten raised a point of order that **House Amendment No. 9** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Bondon	Brattin	Brown 57	Christofanelli
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Hill	Houghton	Hurst
Johnson	Justus	Kidd	Knight	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wood	

NOES: 031

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Carpenter	Franks Jr	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 046

Alferman	Bahr	Barnes 60	Barnes 28	Berry
Black	Brown 27	Burns	Butler	Chipman
Conway 10	Conway 104	Cookson	Cross	Curtis
Ellebracht	Ellington	Fitzpatrick	Franklin	Gray
Haefner	Henderson	Higdon	Houx	Kelley 127
Kelly 141	Kolkmeyer	Lichtenegger	May	McDaniel
McGee	Messenger	Miller	Peters	Pietzman
Pogue	Reisch	Schroer	Smith 85	Smith 163

Stevens 46	Walker 74	Washington	White	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cornejo, **House Amendment No. 9** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Hill	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Love	Lynch	Mathews
Matthiesen	McGaugh	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Redmon	Rehder	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	Wiemann
Wood	Mr. Speaker			

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Bondon	Burnett	Butler
Carpenter	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Hurst	Kendrick	Korman
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Quade	Razer	Reiboldt	Remole	Revis
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Burns	Conway 10	Conway 104
Cookson	Cross	Curtis	Evans	Franklin
Haefner	Higdon	Houghton	Houx	Lichtenegger
McDaniel	Messenger	Peters	Pietzman	Pogue
Reisch	Schroer	Smith 85	Smith 163	Vescovo
Walker 74	White	Wilson		

VACANCIES: 002

Representative Fitzpatrick offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 301.010, Line 5, by inserting after all of said line the following:

"**(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;**"; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill and section, page 18, Lines 143 to 145, by removing all of said lines from the bill and inserting in lieu thereof the following:

"**[**~~(38)~~**] (39)** "Motortricycle", a motor vehicle **upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is** operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;"; and

Further amend said bill and section, Page 22, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle,** bus**,** or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application

for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.055. **1.** The annual registration fee for motor vehicles other than commercial motor vehicles is:

Less than 12 horsepower	$18.00
12 horsepower and less than 24 horsepower	21.00
24 horsepower and less than 36 horsepower	24.00
36 horsepower and less than 48 horsepower	33.00
48 horsepower and less than 60 horsepower	39.00
60 horsepower and less than 72 horsepower	45.00
72 horsepower and more	51.00
Motorcycles	8.50
Motortricycles	10.00
Autocycles	**10.00**

2. Notwithstanding any other provision of law, the registration of any autocycle registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration of the registration period for such vehicle at which time the owner shall be required to renew the motor vehicle's registration under the autocycle classification and pay the appropriate registration fee."; and

Further amend said bill, Page 23, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN" wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for members of the National Guard will have the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

3. All property-carrying commercial motor vehicles to be registered at a gross weight in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles,** motorscooters**,** and driveaway vehicles shall be registered with the director of revenue as provided for in subsection 3 of section 301.030, or with the state highways and transportation commission as otherwise provided in this chapter, but only one license plate shall be issued for each such vehicle, except as provided in this subsection. The applicant for registration of any property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued two license plates for such vehicle, and if such plates are issued, the director of revenue shall provide for distinguishing marks on the plates indicating one plate is for the front and the other is for the rear of such vehicle. The director may assess and collect an additional charge from the applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of section 301.144.

4. The plates issued to manufacturers and dealers shall bear the letters and numbers as prescribed by section 301.560, and the director may place upon the plates other letters or marks to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by section 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles**, autocycles,** and motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in the same manner on the front and rear of such vehicles. The license plate or plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the required fees have been paid.

6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as provided by law as evidence of the annual payment of registration fees and the current registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any additional information recorded on the tab or tabs

to ensure that the tab or tabs positively correlate with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall be produced in each license bureau office.

(2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab or tabs in the designated area of the license plate, no more than one per plate.

(3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been paid.

(4) Except as otherwise provided in this section, the director of revenue shall issue plates for a period of at least six years.

(5) For those commercial motor vehicles and trailers registered pursuant to section 301.041, the plate issued by the highways and transportation commission shall be a permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any vehicle permanently registered pursuant to this section from the obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the highways and transportation commission upon the sale or disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement commercial motor vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement commercial motor vehicle. Upon payment of the annual registration fee, the highways and transportation commission shall issue a certificate of registration or other suitable evidence of payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

(6) Upon the sale or disposal of any vehicle permanently registered under this section, or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such vehicle shall be returned to the highways and transportation commission and shall not be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement vehicle. If a vehicle which is permanently registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given credit for any unused portion of the annual registration fee when the vehicle is replaced by the purchase or lease of another vehicle during the registration year.

7. The director of revenue and the highways and transportation commission may prescribe rules and regulations for the effective administration of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight may apply for special personalized license plates. Vehicles licensed for twenty-four thousand pounds that display special personalized license plates shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or hereafter statutorily created special personalized license plates.

9. No later than January 1, 2019, the director of revenue shall commence the reissuance of new license plates of such design as approved by the advisory committee under section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as otherwise provided in this section, in addition to all other fees required by law, applicants for registration of vehicles with license plates that expire during the period of reissuance, applicants for registration of trailers or semitrailers with license plates that expire during the period of reissuance and applicants for registration of vehicles that are to be issued new license plates during the period of reissuance shall pay the cost of the plates required by this subsection. The additional cost prescribed in this subsection shall not be charged to persons receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and specialized license plates are exempt from the provisions of this subsection. Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or dealer. Separate records shall be kept as follows:

(1) Motor vehicles registered by owners;

(2) Commercial motor vehicles;

(3) Trailers;

(4) Motorcycles and motor tricycles;

(5) **Autocycles;**

(6) Manufacturers and dealers.

2. The director of revenue may keep such other classifications and records as he may deem necessary and may enter contracts or agreements or otherwise make arrangements for computerized access to odometer and title information.

3. All of such books and records shall be kept open to public inspection during reasonable business hours.

4. The governor may cause the records of the department of revenue to be audited by the state auditor at any time."; and

Further amend said bill, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.005. 1. As used in this section, the term "autocycle" means a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards.

2. Notwithstanding subsection 2 of section 302.020, a person operating or riding in an autocycle **[**~~shall~~**] may** not be required to wear protective headgear **[**~~if the vehicle is equipped with a roof that meets or exceeds the standards established for protective headgear~~**]**.

3. No person shall operate an autocycle on any highway or street in this state unless the person has a valid driver's license. The operator of an autocycle, however, shall not be required to obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to 302.340."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 10** was adopted.

Representative Swan offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[~~3.~~**] 4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".**"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 11** was adopted.

Representative Ruth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said section and line the following:

"68.075. 1. This section shall be known and may be cited as the "Advanced Industrial Manufacturing Zones Act".

2. As used in this section, the following terms shall mean:

(1) "AIM zone", an area identified through a resolution passed by the port authority board of commissioners appointed under section 68.045 that is being developed or redeveloped for any purpose so long as any infrastructure and building built or improved is in the development area. The port authority board of commissioners shall file an annual report indicating the established AIM zones with the department of revenue;

(2) "County average wage", the average wage in each county as determined by the Missouri department of economic development for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility;

(3) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job. An employee that spends less than fifty percent of the employee's work time at the facility is still considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the county average wage**;**

(4) "Related facility", a facility operated by a company or a related company prior to the establishment of the AIM zone in question located within any port district, as defined under section 68.015, which is directly related to the operations of the facility within the new AIM zone.

3. Any port authority located in this state may establish an AIM zone. Such zone may only include the area within the port authority's jurisdiction, ownership, or control, and may include any such area. The port authority shall determine the boundaries for each AIM zone, and more than one AIM zone may exist within the port authority's jurisdiction or under the port authority's ownership or control, and may be expanded or contracted by resolution of the port authority board of commissioners.

4. Fifty percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within such zone after development or redevelopment has commenced shall not be remitted to the general revenue fund of the state of Missouri. Such moneys shall be deposited into the port authority AIM zone fund established under subsection 5 of this section for the purpose of continuing to expand, develop, and redevelop AIM zones identified by the port authority board of commissioners and may be used for managerial, engineering, legal, research, promotion, planning, satisfaction of bonds issued under section 68.040, and any other expenses.

5. There is hereby created in the state treasury the "Port Authority AIM Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the port authorities from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section which shall not exceed ten percent of the total amount collected within the zones of a port authority. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

6. The port authority shall approve any projects that begin construction and disperse any money collected under this section. The port authority shall submit an annual budget for the funds to the department of economic development explaining how and when such money will be spent.

7. The provision of section 23.253 notwithstanding, no AIM zone may be established after August 28, 2023. Any AIM zone created prior to that date shall continue to exist and be coterminous with the retirement of all debts incurred under subsection 4 of this section. No debts may be incurred or reauthorized using AIM zone revenue after August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 12** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Ruth, **House Amendment No. 12** was adopted.

Representative Rhoads offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 41, Section 307.350, Line 49, by inserting immediately after said line the following:

"**Section 1. The department of transportation shall have the authority to allow, by permit, the installation and operation of systems of one or more fixed cameras combined with computer algorithms to convert images or registration plates into data readable by a computer for law enforcement purposes on the right of way, overpasses, bridges, of all highways in this state. Such permits may be issued for a period of not less than one year. All existing systems as of August 28, 2018, shall have one year from the passage of this section to obtain the new permit established by this section. The department shall not be required to pay any costs arising from the installation, use, or removal of permitted systems.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 13** was adopted.

Representative Roden offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.030. 1. The director shall provide for the retention of license plates by the owners of motor vehicles, other than commercial motor vehicles, and shall establish a system of registration on a monthly series basis to distribute the work of registering motor vehicles as uniformly as practicable throughout the twelve months of the calendar year. For the purpose of assigning license plate numbers, each type of motor vehicle shall be considered a separate class. Commencing July 1, 1949, motor vehicles, other than commercial motor vehicles, shall be registered for a period of twelve consecutive calendar months. There are established twelve registration periods, each of which shall start on the first day of each calendar month of the year and shall end on the last date of the twelfth month from the date of beginning.

2. Motor vehicles, other than commercial motor vehicles, operated for the first time upon the public highways of this state, to and including the fifteenth day of any given month, shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the month of such operation; motor vehicles, other than commercial motor vehicles, operated for the first time on the public highways of this state after the fifteenth day of any given month shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the next following calendar month.

3. All commercial motor vehicles and trailers, except those licensed under section 301.035 and those operated under agreements as provided for in sections 301.271 to 301.279, shall be registered either on a calendar year basis or on a prorated basis as provided in this section. The fees for commercial motor vehicles, trailers, semitrailers, and driveaway vehicles, other than those to be operated under agreements as provided for in sections 301.271 to 301.279 shall be payable not later than the last day of February of each year, except when such vehicle is licensed between April first and July first the fee shall be three-fourths the annual fee, when licensed between July first and October first the fee shall be one-half the annual fee and when licensed on or after October first the fee shall be one-fourth the annual fee. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Local commercial motor vehicle license plates may also be so stamped, marked or designed as to indicate they are to be used only on local commercial motor vehicles and, in addition to such stamp, mark or design, the letter "F" shall also be displayed on local commercial motor vehicle license plates issued to motor vehicles used for farm or farming transportation operations as defined in section 301.010 in the manner prescribed by the advisory committee established in section 301.129. In addition, all commercial motor vehicle license plates may be so stamped or marked with a letter, figure or other emblem as to indicate the gross weight for which issued.

4. The director shall, upon application, issue registration and license plates for nine thousand pounds gross weight for property-carrying commercial motor vehicles referred to herein, upon payment of the fees prescribed for twelve thousand pounds gross weight as provided in section 301.057.

5. Notwithstanding any other provision of law to the contrary, any motorcycle or motortricycle registration issued by the Missouri department of revenue shall expire biennially on June 30."; and

Further amend said bill, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

"**[**~~8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.~~**]**"; and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"302.020. 1. Unless otherwise provided for by law, it shall be unlawful for any person, except those expressly exempted by section 302.080, to:

(1) Operate any vehicle upon any highway in this state unless the person has a valid license;

(2) Operate a motorcycle or motortricycle upon any highway of this state unless such person has a valid license that shows the person has successfully passed an examination for the operation of a motorcycle or motortricycle as prescribed by the director. The director may indicate such upon a valid license issued to such person, or shall issue a license restricting the applicant to the operation of a motorcycle or motortricycle if the actual demonstration, required by section 302.173, is conducted on such vehicle;

(3) Authorize or knowingly permit a motorcycle or motortricycle owned by such person or under such person's control to be driven upon any highway by any person whose license does not indicate that the person has passed the examination for the operation of a motorcycle or motortricycle or has been issued an instruction permit therefor;

(4) Operate a motor vehicle with an instruction permit or license issued to another person.

2. Every person **under eighteen years of age who is** operating or riding as a passenger on any motorcycle or motortricycle, as defined in section 301.010, upon any highway of this state shall wear protective headgear at all times the vehicle is in motion**; except that, any person eighteen years of age or older operating any motorcycle or motortricycle who has been issued an instruction permit shall wear protective headgear at all times the vehicle is in motion**. The protective headgear shall meet reasonable standards and specifications established by the director.

3. Notwithstanding the provisions of section 302.340 any person convicted of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a misdemeanor. A first violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class D misdemeanor. A second violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class A misdemeanor. Any person convicted a third or subsequent time of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a class E felony. Notwithstanding the provisions of section 302.340, violation of subdivisions (3) and (4) of subsection 1 of this section is a misdemeanor, the first violation punishable as a class D misdemeanor, a second or subsequent violation of this section punishable as a class C misdemeanor, and the penalty for failure to wear protective headgear as required by subsection 2 of this section is an infraction for which a fine not to exceed twenty-five dollars may be imposed. Notwithstanding all other provisions of law and court rules to the contrary, no court costs shall be imposed upon any person due to such violation. No points shall be assessed pursuant to section 302.302 for a failure to wear such protective headgear. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021.

302.026. 1. Any qualified motorcycle operator who is eighteen years of age or older may operate a motorcycle or motortricycle upon any highway of this state without wearing protective headgear if he or she has medical payment insurance in addition to maintaining proof of financial responsibility in accordance with chapter 303 and he or she is covered by a health insurance policy or other form of insurance providing medical payment benefits in the minimum amount of one million dollars for injuries incurred as a result of an accident while operating a motorcycle or motortricycle.

2. Proof of coverage required by subsection 1 of this section shall be provided, upon request by authorized law enforcement, by showing a copy of the qualified operator's insurance card."; and

Further amend said bill, Page 39, Section 304.190, Line 86, by inserting after all of said section and line the following:

"304.232. 1. The Missouri state highway patrol shall approve procedures for the certification of municipal police officers, sheriffs, deputy sheriffs, and other law enforcement officials that enforce sections 304.170 to 304.230.

2. The certification procedures shall meet the requirements of the memorandum of understanding between the state of Missouri and the commercial vehicle safety alliance or any successor organization, as periodically adopted or amended.

3. Commercial motor vehicle safety data collection, management, and distribution by law enforcement officials shall be compatible with the information systems of the Missouri state highway patrol.

4. The Missouri state highway patrol shall establish reasonable fees sufficient to recover the cost of training, recurring training, data collection and management, certifying, and additional administrative functions for law enforcement officials approved under this section.

5. The agencies for which law enforcement officials approved under this section shall adhere to the Motor Carrier Safety Assistance Program requirements under 49 Code of Federal Regulations Part 350 of the Federal Motor Carrier Safety Regulations.

6. The agencies for which law enforcement officials approved under this section shall be subject to periodic program reviews and be required to submit a commercial vehicle safety plan that is consistent with and incorporated into the statewide enforcement plan.

7. Beginning January 1, 2009, no local law enforcement officer may conduct a random commercial motor vehicle roadside inspection to determine compliance with the provisions of sections 304.170 to 304.230 unless the law enforcement officer has satisfactorily completed, as a part of his or her training, the basic course of instruction developed by the commercial vehicle safety alliance and has been approved by the Missouri state highway patrol under this section. Law enforcement officers authorized to enforce the provisions of sections 304.170 to 304.230 shall annually receive in-service training related to commercial motor vehicle operations, including but not limited to training in current federal motor carrier safety regulations, safety inspection procedures, and out-of-service criteria. The annual training requirements shall be approved by the superintendent of the state highway patrol.

8. Law enforcement officers who have received commercial vehicle safety alliance certification prior to January 1, 2009, shall be exempt from the provisions of this section and such officers shall be qualified to conduct random roadside inspections described under this section and section 304.230.

9. **No safety inspection shall be performed on the shoulder of any highway with a posted speed limit in excess of forty miles per hour, except that safety inspections may be permitted on the shoulder at any entrance or exit of such highway where there is adequate space on the shoulder to safely perform such inspection.**

10. The superintendent of the state highway patrol shall promulgate rules and regulations necessary to administer the certification procedures and any other provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wilson	Wood	

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Carpenter	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 034

Bahr	Barnes 60	Berry	Brown 27	Burns
Butler	Conway 10	Cookson	Cross	Curtis
Dogan	Engler	Fitzpatrick	Franklin	Haefner
Higdon	Houx	Kelley 127	Kidd	Lichtenegger
Marshall	McDaniel	Merideth 80	Messenger	Miller
Peters	Pietzman	Pogue	Schroer	Smith 85
Walker 74	White	Wiemann	Mr. Speaker	

VACANCIES: 002

On motion of Representative Roden, **House Amendment No. 14** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 086

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Marshall	Mathews	Matthiesen	Miller
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stephens 128	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wilson				

NOES: 044

Adams	Bangert	Baringer	Barnes 28	Beck
Butler	Conway 10	Ellington	Evans	Franks Jr
Frederick	Gray	Green	Lauer	Lavender
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Pike	Quade	Razer

Revis	Roberts	Rowland 29	Runions	Shumake
Stacy	Stevens 46	Swan	Unsicker	Walker 74
Washington	Wessels	White	Wood	

PRESENT: 001

Grier

ABSENT WITH LEAVE: 030

Bahr	Barnes 60	Berry	Brown 27	Burns
Carpenter	Cookson	Cross	Curtis	Dogan
Ellebracht	Engler	Higdon	Houx	Kelley 127
Kendrick	Kidd	Lichtenegger	McDaniel	Merideth 80
Messenger	Moon	Neely	Peters	Pietzman
Plocher	Pogue	Smith 85	Wiemann	Mr. Speaker

VACANCIES: 002

Representative Kolkmeyer offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 28, Section 301.145, Line 17, by inserting immediately after said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking or dismantling vehicles for resale of the parts thereof as a salvage dealer or dismantler, as defined in section 301.010;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales shall**:**

(1) Keep **[**~~a~~**] an electronic** record, for three years, of sales of **[**~~salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle~~**] a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand**. These records shall be open for inspection as **allowed for records** provided in section 301.225. Such records shall be submitted to the department on a quarterly basis **and made available to the National Motor Vehicle Information System (NMTVTIS). The electronic record shall:**

(a) Include the make, model, and year of the vehicle; the vehicle identification number; and current odometer reading;

(b) The names and addresses of the purchaser;

(c) A copy of the purchaser's driver's license or other government-issued identification; and

(d) The names and addresses of the seller of such vehicle; and

(2) Obtain from any purchaser of such vehicle documented proof of any required license or other authorization to do business under this chapter or, for any person residing in a state, jurisdiction, or country

that does not hold a similar license, a declaration under penalty of perjury that the purchaser is authorized to purchase salvage vehicles in that person's state, jurisdiction, or country.

Any person who knowingly violates this subsection by failing to report all transactions of a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand to the statewide database shall be guilty of a civil infraction, punishable by a fine of up to one thousand dollars per infraction.

3. **The department shall maintain an accurate record of all reported transactions.**

4. The department shall assign a unique identifier number of its choosing for all purchasers, as described in subsection 2 of this section, of salvage, wrecked, nonrepairable, junked, or other similarly branded vehicles, for such purchasers to use when submitting the sales transaction information required under this section.

5. The department shall make the information received under this section available, without charge, to any state or local law enforcement agency upon request when the person acting on behalf of any of these entities is acting within the course and scope of the entity's duties. Vehicular information on the make, model, and year of the vehicle; the vehicle identification number; and the current odometer reading received by the department under this section may be released to third parties under contract with the department.

6. Any person who is licensed under sections 301.217 to 301.229 who is selling a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand shall report to the department within ten days all transactions involving the acquisition, transfer of ownership, or disposal of a total loss, salvage, junk, derelict, or other similarly branded vehicle.

7. The department shall maintain an electronic record of all purchases of a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand, and report each transaction without personal identifying information to NMVTIS within two business days after receiving report of the transaction.

8. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

[~~4.~~] 9. The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kolkmeyer, **House Amendment No. 15** was adopted.

Representative Reiboldt offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

"**[**~~8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.~~**]**"; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 16** was adopted.

Representative Corlew offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.153. 1. As used in this section, the following terms shall mean:

(1) "Law enforcement officer", any public servant, other than a patrol officer, who is defined as a law enforcement officer under section 556.061;

(2) "Motor club", an organization which motor vehicle drivers and owners may join that provide certain benefits relating to driving a motor vehicle;

(3) **"Nonconsensual tow", the transportation of a motor vehicle by tow truck if such transportation is performed without the prior consent or authorization of the owner or operator of the motor vehicle. For purposes of this section, all law enforcement-ordered tows are considered nonconsensual;**

(4) "Patrol officer", a Missouri state highway patrol officer;

[~~(4)~~**] (5)** "Tow list", a list of approved towing companies compiled, maintained, and utilized by the Missouri state highway patrol or its designee;

[~~(5)~~**] (6)** "Tow management company", any sole proprietorship, partnership, corporation, fiduciary, association, or other business entity that manages towing logistics for government agencies or motor clubs;

[~~(6)~~**] (7)** "Tow truck", a rollback or car carrier, wrecker, or tow truck as defined under section 301.010;

[~~(7)~~**] (8)** "Towing", moving or removing, or the preparation therefor, of a vehicle by another vehicle for which a service charge is made, either directly or indirectly, including any dues or other charges of clubs or associations which provide towing services;

[~~(8)~~**] (9)** "Towing company", any person, partnership, corporation, fiduciary, association, or other entity that operates a wrecker or towing service as defined under section 301.010.

2. In authorizing a towing company to perform services, any patrol officer or law enforcement officer within the officer's jurisdiction, or Missouri department of transportation employee, may utilize the services of a tow management company or tow list, provided:

(1) The Missouri state highway patrol is under no obligation to include or retain the services of any towing company in any contract or agreement with a tow management company or any tow list established pursuant to this section. A towing company is subject to removal from a tow list at any time;

(2) Notwithstanding any other provision of law or any regulation established pursuant to this section, an owner or operator's request for a specific towing company shall be honored by the Missouri state highway patrol unless:

(a) The requested towing company cannot or does not respond in a reasonable time, as determined by a law enforcement officer; or

(b) The vehicle to be towed poses an immediate traffic hazard, as determined by a law enforcement officer.

3. A patrol officer shall not use a towing company located outside of Missouri under this section except under the following circumstances:

(1) A state or federal emergency has been declared; or

(2) The driver or owner of the vehicle, or a motor club of which the driver or owner is a member, requests a specific out-of-state towing company.

4. A towing company shall not tow a vehicle to a location outside of Missouri without the consent of the driver or owner of the motor vehicle, or without the consent of a motor club of which the driver or owner of the motor vehicle is a member.

5. Any towing company or tow truck arriving at the scene of an accident that has not been called by a patrol officer, a law enforcement officer, a Missouri department of transportation employee, the driver or owner of the motor vehicle or his or her authorized agent, including a motor club of which the driver or owner is a member, shall be prohibited from towing the vehicle from the scene of the accident, unless the towing company or tow truck operator is rendering emergency aid in the interest of public safety, or is operating during a declared state of emergency under section 44.100.

6. A tow truck operator that stops and tows a vehicle from the scene of an accident in violation of subsection 5 of this section shall be guilty of a class D misdemeanor upon conviction or pleading guilty for the first violation, and such tow truck shall be subject to impounding. The penalty for a second violation shall be a class A misdemeanor, and the penalty for any third or subsequent violation shall be a class D felony. A violation of this section shall not preclude the tow truck operator from being charged with tampering under chapter 569.

7. The provisions of this section shall also apply to motor vehicles towed under section 304.155 or 304.157.

8. The provisions of **subsections 1 to 7 of** this section shall not apply to counties of the third or fourth classification.

9. (1) The Towing Task Force is hereby created. The task force shall make recommendations as provided in this subsection with respect to tows involving vehicles with a gross vehicle weight rating in excess of twenty-six thousand pounds. The task force shall consist of nine members who shall be appointed as follows:

(a) One member of the general assembly appointed by the president pro tempore of the senate;

(b) One member of the general assembly appointed by the speaker of the house of representatives;

(c) One member, or the member's designee, appointed by the governor to represent the department of revenue;

(d) One member, or the member's designee, appointed by the superintendent of the Missouri state highway patrol;

(e) One member, or the member's designee, appointed by the governor to represent towing companies within the state but who does not represent a towing association;

(f) One member who insures commercial motor vehicles, or the member's designee, appointed by the governor to represent insurance companies within the state;

(g) One member, or the member's designee, appointed by the governor to represent an association of motor carriers within the state;

(h) One member, or the member's designee, appointed by the director of the Missouri department of revenue; and

(i) One member, appointed by the governor, who is a truck driver that resides in Missouri.

(2) The task force shall have the following duties and powers:

(a) To make comprehensive recommendations on matters related to the investigation of overcharges made by towing companies in violation of the rules promulgated under this subsection, including:

a. A process for the adjudication of consumer complaints regarding nonconsensual tow charges; and

b. Factors to consider in determining whether a charge levied by a towing company is just, fair, and reasonable; provided that, it shall be a violation of the rules promulgated under this subsection for a towing company to charge for the use of unnecessary equipment and labor;

c. A process for the removal of towing companies from rotation lists for violations of the rules; and

(b) To make comprehensive recommendations regarding information that should be included on every invoice with respect to a nonconsensual tow.

(3) The task force shall make its first comprehensive recommendations in a report to the general assembly no later than March 1, 2020.

(4) The members of the towing task force shall elect a chair from among their membership. The chair shall set the times and frequency of the task force's meetings.

(5) The task force established under this subsection shall expire on January 1, 2021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 17** was adopted.

Representative Tate offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 227.240, Line 44, by inserting immediately after said section and line the following:

"**227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the contrary, the process and approval for concession agreements to build, maintain, operate, or finance projects owned by a political subdivision shall be approved by the governing body of such political subdivision and shall not be subject to approval by the commission. Notwithstanding the provisions of subsection 5 of this section, the sale or conveyance of any project owned by a political subdivision shall be subject to voter approval if required by law.**

2. As used in this section, the following terms shall mean:

(1) "Competitive bidding process", a request for proposal for the financing, development, or operation of the project, including any deadline for submission of such proposals, and notice of the request, which shall be published once a week for two consecutive weeks in:

(a) A newspaper of general circulation in the city where the proposed project is located;

(b) At least one construction industry trade publication that is nationally distributed; and

(c) Such other publications or manner as the governing body of the political subdivision may determine;

(2) "Concession agreement", a license or lease between a private partner and a political subdivision for the development, finance, operation, or maintenance of a project, as such term is defined in section 227.600.

3. Notwithstanding any provision of law to the contrary, political subdivisions may enter into concession agreements, provided that:

(1) The term of the concession agreement shall be for a term not exceeding thirty years;

(2) The political subdivision shall retain oversight of operations of any such project;

(3) The political subdivision shall retain oversight of rate setting methodology;

(4) The political subdivision shall have the right to terminate the agreement if the private partner does not comply with the concession agreement; and

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study, including an estimate of the costs of the project and the rate impact on customers during the life of the agreement.

4. The commission shall not be required to oversee, or issue an annual report under section 227.669 for, projects approved by political subdivisions, provided that any political subdivision entering into a concession agreement shall use a public-private partnership framework that shall include a competitive bidding process.

5. Except as provided in subsection 1 of this section, the provisions of sections 71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600 shall not apply to concession agreements that are approved as provided in this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 18** was adopted.

On motion of Representative Davis, **HCS SS SB 881, as amended**, was adopted.

On motion of Representative Davis, **HCS SS SB 881, as amended**, was read the third time and passed by the following vote:

AYES: 098

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Harris

Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Bondon	Burnett	Butler	Carpenter
Curtis	Gray	Hurst	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Moon	Morgan
Mosley	Newman	Nichols	Quade	Razer
Revis	Roberts	Rowland 29	Stevens 46	Taylor
Unsicker	Washington	Wessels	White	

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brattin	Brown 27	Burns	Cookson
Cross	Ellebracht	Ellington	Franks Jr	Green
Haefner	Higdon	Lichtenegger	Mathews	Messenger
Mitten	Peters	Phillips	Pierson Jr	Pietzman
Pogue	Schroer	Smith 85	Walker 74	

VACANCIES: 002

Representative Johnson declared the bill passed.

MOTION

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brown 57	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Houghton	Houx

Hurst	Johnson	Justus	Kelly 141	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McDaniel	McGaugh	McGee	Miller	Mitten
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Plocher	Razer	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 023

Adams	Arthur	Beck	Burnett	Carpenter
Curtis	Gray	Harris	Lavender	May
McCreery	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Revis
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 035

Barnes 60	Brattin	Brown 27	Burns	Butler
Chipman	Cookson	Cross	Ellington	Fraker
Franklin	Franks Jr	Green	Haefner	Higdon
Hill	Kelley 127	Kidd	Lichtenegger	Mathews
Messenger	Moon	Peters	Phillips	Pietzman
Pogue	Redmon	Roden	Roeber	Schroer
Smith 85	Walker 74	Washington	Wilson	Mr. Speaker

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

SS#5 SB 564, relating to public utilities, was taken up by Representative Berry.

Representative Alferman assumed the Chair.

On motion of Representative Berry, the title of **SS#5 SB 564** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 5 for Senate Bill No. 564, Page 10, Section 393.1400, Lines 30-31, by deleting all of said lines and inserting in lieu thereof the following:

"**all depreciation expense and return associated with all incremental investment that is associated with grid modernization projects and recorded to plant-in-service on the**"; and

Further amend said bill, page and section, Line 46, by inserting after the word "**expiration.**" the following:

"**For purposes of this subsection, "incremental investment" shall mean that level of investment exceeding the electrical corporation's average annual capital investment during calendar years 2015 to 2017, provided that the investment is at least twenty-five percent greater than the average capital investment during calendar years 2015 to 2017.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Berry, **SS#5 SB 564** was truly agreed to and finally passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Davis	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 020

Arthur	Barnes 28	Burnett	Cookson	Curtis
Curtman	Ellebracht	Ellington	Franks Jr	Lavender
Marshall	McCreery	Meredith 71	Moon	Morgan
Newman	Quade	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Cross	DeGroot	Dogan
Higdon	Lichtenegger	Mathews	Messenger	Nichols

Peters	Pietzman	Pogue	Reiboldt	Smith 85
Mr. Speaker				

VACANCIES: 002

Representative Alferman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Davis
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Cookson	Curtis	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Conway 10	Cross	Curtman
DeGroot	Dogan	Higdon	Kelly 141	Lichtenegger
Mathews	Messenger	Nichols	Peters	Pietzman
Pogue	Smith 85	Mr. Speaker		

VACANCIES: 002

HCS SB 575, relating to reimbursement of health care services, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS SB 575** was agreed to.

Representative Henderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 575, Page 8, Section 376.690, Line 12, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**carrier**" the following:

"**within one hundred and eighty days of the delivery of the unanticipated out-of-network care**"; and

Further amend said bill and section, Page 9, Line 39, by inserting immediately after the word "**professional**" the following:

"**who sends a claim to a health carrier under subsection 2 of section 376.690**"; and

Further amend said bill, page, and section, Line 43, by inserting immediately after the word "**professional**" the following:

"**who sends a claim to a health carrier under subsection 2 of section 376.690**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1** was adopted.

On motion of Representative Trent, **HCS SB 575, as amended**, was adopted.

On motion of Representative Trent, **HCS SB 575, as amended**, was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender

Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Beard	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Higdon	Houghton
Houx	Kidd	Lichtenegger	Mathews	McDaniel
Messenger	Peters	Pietzman	Pogue	Schroer
Smith 85	Spencer	Vescovo	Mr. Speaker	

VACANCIES: 002

Representative Alferman declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker Pro Tem appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 819: Representatives Neely, Cornejo, Smith (163), Arthur and Burnett

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 50 - Rules - Legislative Oversight
SCR 53 - Rules - Legislative Oversight

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2708**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Gregory

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 50**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1633

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1633, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1633, as amended;

2. That the House recede from its position on House Bill No. 1633;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1633, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Kevin Corlew	/s/ Senator Bob Dixon
/s/ Representative Kevin Austin	/s/ Senator Ed Emery
/s/ Representative Kevin Engler	/s/ Senator Andrew Koenig
/s/ Representative Bruce Franks Jr.	/s/ Senator Jason Holsman
/s/ Representative Barbara Washington	/s/ Senator Scott Sifton

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 603, 576 & 898

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, with House Amendment Nos. 1, 3 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Bob Onder	/s/ Bryan Spencer
/s/ Gary Romine	Rebecca Roeber
/s/ Denny Hoskins	/s/ Kathryn Swan
/s/ Jill Schupp	/s/ Judy Morgan
/s/ Scott Sifton	/s/ Courtney Allen Curtis

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 718

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, 6, 7, 8, 10, and 11, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12 as amended, House Amendment Nos. 13 and 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15 as amended, and House Amendment No. 16, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 718;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Bill Eigel	/s/ Shawn Rhoads
/s/ Bob Onder	/s/ Jay Barnes (60)
/s/ David Sater	/s/ Holly Rehder
/s/ Jason Holsman	/s/ Martha Stevens (46)
/s/ Jamilah Nasheed	/s/ Cora Faith Walker (74)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 807 & 577

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577, with House Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bills Nos. 807 & 577;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jay Wasson	/s/ Donna Lichtenegger
/s/ Mike Cunningham	/s/ Allen Andrews
/s/ Bill Eigel	/s/ Dean Dohrman
/s/ Scott Sifton	/s/ Gretchen Bangert
/s/ Jason Holsman	/s/ Greg Razer

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HB 1633, as amended - Fiscal Review
CCR HCS SS SCS SBs 603, 576 & 898, as amended - Fiscal Review
CCR HCS SCS SB 718, as amended - Fiscal Review
CCR HCS SCS SBs 807 & 577, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, May 17, 2018.

COMMITTEE HEARINGS

BUDGET
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary)

FISCAL REVIEW
Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Thursday, May 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.
Executive session will be held: SS SB 982
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-SIXTH DAY, THURSDAY, MAY 17, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo

HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27 - Engler

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SS#2 SCS SB 949 - Kelley (127)
HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt
HCS#2 SS SB 704 - Dogan
SCS SB 1007 - Trent
SCS SB 953 - Hill
SCS SB 824 - Ross
SB 973 - Corlew

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
SB 706 - Korman
HCS SCS SB 672 - Bahr
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman
HCS SCS SBs 946 & 947 - Cornejo
HCS SB 884 - Wiemann
HCS SS#2 SB 674 - Haahr
HCS SCS SBs 632 & 675 - Engler
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler

HCS SB 695 - Swan
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 49 - Rehder
SCR 42 - Davis
SCR 37 - Matthiesen
SCR 50 - Andrews
SCR 53 - Houghton

HOUSE BILLS WITH SENATE AMENDMENTS

SS#3 SCS HCS HB 1617, (Fiscal Review 5/16/18) - Barnes (60)

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1769 - Mathews
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS HB 1428, as amended - Muntzel
SS#2 HCS HB 2129 - Cookson
SS HB 1415, as amended, E.C. - Lauer
SS#2 SCS HCS HBs 1288, 1377 & 2050 - Engler
SCS HB 2347 - Davis
SCS HCS HB 2540, as amended - Haahr

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1719, as amended, (Request Senate recede/grant conference) - Grier

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross

CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
CCR HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
CCR HCS SCS SB 718, as amended, (Fiscal Review 5/16/18) - Rhoads
SS SCS HB 1350, as amended - Smith (163)
CCR HCS SS SCS SBs 603, 576 & 898, as amended, (Fiscal Review 5/16/18), (exceed differences) - Spencer
HCS SB 951, as amended - Bondon
CCR SS SCS HB 1633, as amended, (Fiscal Review 5/16/18) - Corlew
HCS SB 808, as amended - Bondon
CCR HCS SCS SBs 807 & 577, as amended, (Fiscal Review 5/16/18) - Lichtenegger
SB 819, with HA 1 HA 1, HA 2 HA 1, HA 1, as amended, HA 2 & HA 4 - Neely

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SIXTH DAY, THURSDAY, MAY 17, 2018

The House met pursuant to adjournment.

Representative Curtman in the Chair.

Prayer by Dr. Charles R. Curtman.

Heavenly Father,

You have told us in Your Word, in 2 Samuel 23:3, that *He that ruleth over men, must be just, ruling in the fear of God*. With this in mind, we are gathered here this morning to recognize You and to call upon Your name to help this legislative body in the work that they have to do not only today but also in the days ahead.

Help this legislative body to be ever more conscious and concerned about the challenges that are present now in a culture that has become one of death, deceitfulness and moral degradation at every level, a culture that celebrates its denial of You; the place You have held in our past, and the place You should have in the life of our nation and in the state of Missouri today.

Help this body to have and demonstrate the wisdom and courage it needs for conducting the business that is before them today not with regard to personal or party interest but with a desire to uphold and advance the interests of the people of Missouri in a way that will be pleasing to You.

And in closing this prayer, Lord, I ask that You will help each individual here to not think just in the moment or in terms of this legislative session but in terms of their being people who need to have their lives ennobled every day by acts that redound to Your glory and to the good of the people they have been elected to serve. Help them to see and seize the unusual opportunity they have been given during this steadily closing window of time that we call their "term in office" to deport themselves as statesmen and not as politicians. Help them to become better men and women during the time that they spend in this place today.

Above all, I pray that You will help everyone in this assembly to enjoy the relationship and expectation that all are promised who have placed their faith in the death, burial, and resurrection of Your son, Jesus Christ.

All of this I ask very gratefully in His name…Amen

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-fifth day was approved as printed by the following vote:

AYES: 117

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Baringer	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtman

DeGroot	Dinkins	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Muntzel	Newman
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 002

Austin	Burnett

ABSENT WITH LEAVE: 042

Anders	Bangert	Barnes 60	Brattin	Brown 27
Butler	Carpenter	Cornejo	Curtis	Davis
Dogan	Dohrman	Ellington	Fitzpatrick	Gannon
Green	Gregory	Haahr	Haefner	Kelly 141
Lichtenegger	Messenger	Mitten	Mosley	Neely
Peters	Pierson Jr	Pietzman	Pogue	Razer
Rehder	Revis	Roberts	Roden	Schroer
Smith 85	Spencer	Stevens 46	Swan	Trent
Washington	Mr. Speaker			

VACANCIES: 002

Representative Ross assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HB 1413** entitled:

An act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3 and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 3, Section 105.503, Line 25, by inserting after the word "Code" the following:

"**, provided that in the case of a conflict with title 29 of the United States Code, the provisions of title 29 of the United States Code shall prevail**".

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Pages 23-24, Section 105.583, by striking all of said section from said pages and inserting in lieu thereof the following:

"**105.583. 1. Prior to any tentative agreement being presented to an exclusive bargaining representative or a public body for ratification, such tentative agreement shall be discussed in detail in a public meeting. Any such tentative agreement shall be published on the public body's website at least five business days prior to the public meeting. During such public meeting, the public shall be permitted to provide comment on the tentative agreement.**

2. Nothing contained in sections 105.500 to 105.598 shall obligate a public body to enter into a collective bargaining agreement.

3. For purposes of this section, the term "public meeting" shall have the same meaning as in section 610.010.".

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 25, Section 105.585, Lines 5-10, by striking all of said lines and inserting in lieu thereof the following:

"**conducting labor organization-related activities concerning collective bargaining, including, but not limited to, negotiations, bargaining meetings, meet and confer sessions, and any other collective bargaining-related activity, provided that every labor agreement may allow for paid time off for the purposes of grievance-handling, advisory committees, establishing a work calendar, and internal and external communication;**".

Senate Amendment No. 4

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 20, Section 105.575, Line 7, by striking "and every three years thereafter" and inserting in lieu thereof the following:

"**provided that any labor organization that has a labor agreement that expires after August 28, 2020, may be recertified at any time prior to, but in no event later than, August 28, 2020. All subsequent recertification elections shall be held every three years**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1517**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1719, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1719, as amended**.

Senators: Riddle, Cierpiot, Rowden, Sifton, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2140** entitled:

An act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, 34.353, 37.007, and 37.020, RSMo, and to enact in lieu thereof ten new sections relating to public contracts.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2140, Pages 15-16, Section 1, by striking all of said section and inserting in lieu thereof the following:

"**Section 1. 1. In any request for proposals for the purchase of technology by the state, points awarded to cost shall not exceed twenty-five percent of the total points available in scoring the request for proposals for the award of the request for proposals.**

2. The office of administration shall promulgate rules to implement reasonable commercially-required provisions that assure that the state maximizes value for the dollar and not the lowest price.

3. Any contract that was not awarded pursuant to subsection 1 of this section shall be subject to cancellation and rebid.

4. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1** to **SS#2 SCS SB 590** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences on section 253.550.4 and section 253.559.3.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 655, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 773, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 819, as amended**.

Senators: Cunningham, Sater, Riddle, Walsh, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 843, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 SCS HB 1413, as amended - Fiscal Review
SS SCS HCS HB 2140, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#3 SCS HCS HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1633, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

MOTIONS

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McDaniel	McGaugh
McGee	Meredith 71	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	

NOES: 021

Adams	Arthur	Barnes 28	Beck	Burnett
Franks Jr	Gray	Green	Harris	Lavender
McCreery	Merideth 80	Morgan	Mosley	Newman
Quade	Revis	Roberts	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Cross	Curtis	Ellington	Haefner	Kelley 127
Lichtenegger	May	Messenger	Mitten	Peters
Pierson Jr	Pietzman	Pogue	Razer	Roden
Schroer	Smith 85	Spencer	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Vescovo moved that Rule 99 be suspended to allow members to observe Suits and Sneakers Day in Remembrance of the late Representative Cloria Brown.

Which motion was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morse 151	Mosley	Newman
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Curtis	Curtman	Ellington	Haefner	Kelley 127
Lichtenegger	Mathews	McCann Beatty	Messenger	Morris 140
Muntzel	Neely	Peters	Pierson Jr	Pietzman
Pogue	Razer	Roden	Schroer	Smith 85
Spencer	Walker 74	Wood	Mr. Speaker	

VACANCIES: 002

BILLS CARRYING REQUEST MESSAGES

HCS SB 655, as amended, relating to statutes of limitation for certain offenses against a child, was taken up by Representative Bahr.

Representative Bahr moved that the House refuse to recede from its position on **HCS SB 655, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 773, as amended, relating to taxation, was taken up by Representative Swan.

Representative Swan moved that the House refuse to recede from its position on **HCS SB 773, as amended**, and grant the Senate a conference.

Which motion was adopted.

Representative Cornejo assumed the Chair.

HCS SS SCS SB 843, as amended, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 843, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Richardson assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HB 1719: Representatives Grier, Ross, Helms, Carpenter and McGee
HCS SB 655: Representatives Bahr, Corlew, Evans, Ellebracht and Washington
HCS SB 773: Representatives Swan, Cornejo, Evans, Roberts and Lavender

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SCS SRBs 975 & 1024** was agreed to.

Representative McCreery moved that Rule 42 be suspended.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Davis	DeGroot

Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Butler	Cross
Curtis	Curtman	Lichtenegger	Marshall	McDaniel
McGee	Messenger	Peters	Pietzman	Pogue
Rowland 155	Schroer	Smith 85	Smith 163	Walker 74
Washington				

VACANCIES: 002

Representative McCreery again moved that Rule 42 be suspended.

Which motion was defeated by the following vote:

AYES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Curtman	Ellebracht	Ellington	Franks Jr
Gray	Green	Hannegan	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

NOES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Plocher	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Beard	Brown 27	Butler	Curtis
DeGroot	Helms	Johnson	Lauer	Lichtenegger
McDaniel	McGee	Messenger	Peters	Pietzman
Pogue	Redmon	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill Nos. 975 & 1024, Page 300, Section 442.018, Line 10, by inserting after all of said section and line the following:

"EXPLANATION: THIS SECTION HAS BEEN HELD UNCONSTITUTIONAL BY THE UNITED STATES SUPREME COURT AND OTHER COURTS AND IS THEREFORE VOID AND UNENFORCEABLE:

[~~451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman.~~

~~2. Any purported marriage not between a man and a woman is invalid.~~

~~3. No recorder shall issue a marriage license, except to a man and a woman.~~

~~4. A marriage between persons of the same sex will not be recognized for any purpose in this state even when valid where contracted.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shaul (113) raised a point of order that **House Amendment No. 1** violates Rule 42.

The Chair ruled the point of order well taken.

On motion of Representative Shaul (113), **SCS SRBs 975 & 1024** was truly agreed to and finally passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Butler	Cookson	Curtis	Fraker
Lichtenegger	McDaniel	Messenger	Muntzel	Peters
Pietzman	Pogue	Redmon	Smith 85	Tate
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

SCR 43, **SCR 36**, **SCR 49**, **SCR 42** and **SCR 37** were placed on the Senate Concurrent Resolutions For Third Reading - Informal calendar.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS - INFORMAL

SCR 49, relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SCR 49** was agreed to.

On motion of Representative Rehder, **SCR 49** was truly agreed to and finally passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Plocher	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 047

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Conway 104	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Higdon	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Cookson	Engler
Kidd	Lichtenegger	McDaniel	Messenger	Muntzel
Peters	Phillips	Pietzman	Pogue	Redmon
Shull 16	Smith 85	Taylor		

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SBs 627 & 925, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **SS SCS SBs 627 & 925** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 627 & 925, Page 23, Section 265.490, Line 27, by deleting all of said line and inserting in lieu thereof the following:

"**(5) "Meat", means the flesh of a coconut, jackfruit, or artichoke, or any edible portion of livestock or poultry carcass or part thereof;**"; and

Further amend said bill, Page 24, Section 265.494, Line 30, by inserting after the word "**poultry**" the following:

"**or from a coconut, jackfruit, or artichoke**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Anderson	Andrews	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Brattin	Chipman
Christofanelli	Cookson	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Alferman	Arthur	Barnes 60	Beard	Bondon
Brown 27	Brown 57	Butler	Conway 104	Cross
Davis	Fitzwater	Higdon	Kolkmeyer	Lauer
Marshall	McDaniel	Meredith 71	Messenger	Moon
Peters	Pietzman	Plocher	Pogue	Redmon
Rehder	Reisch	Schroer	Smith 85	Stephens 128
Stevens 46	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Austin	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Andrews	Arthur	Bahr	Brown 27
Butler	Cross	Fitzpatrick	Fitzwater	Gannon
Hannegan	McDaniel	Messenger	Moon	Peters
Pietzman	Pogue	Schroer	Smith 85	Stevens 46
Taylor	Walker 74	Washington	Wessels	Wiemann
Mr. Speaker				

VACANCIES: 002

On motion of Representative Houghton, **SS SCS SBs 627 & 925** was truly agreed to and finally passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Barnes 60	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
McGee	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 022

Anders	Arthur	Baringer	Barnes 28	Burnett
Carpenter	Kendrick	Marshall	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Quade	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brown 27	Butler	Cross	Hannegan
Lavender	McDaniel	Messenger	Peters	Pietzman
Pogue	Schroer	Smith 85	Walker 74	

VACANCIES: 002

Representative Ross declared the bill passed.

Speaker Richardson resumed the Chair.

HCS SB 884, relating to taxation, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SB 884** was agreed to.

Representative Wiemann moved that **HCS SB 884** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, the title of **SB 884**, relating to taxation, was agreed to.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 884, Page 1, In the Title, Line 3, by deleting the words "bonding requirements of retail sales licensees" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 884, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"32.200. The "Multistate Tax Compact" is hereby enacted into law and entered into with all jurisdictions legally joining therein, in the form substantially as follows:

MULTISTATE TAX COMPACT

Article I

The purposes of this compact are to:

1. Facilitate proper determination of state and local tax liability of multistate taxpayers, including the equitable apportionment of tax bases and settlement of apportionment disputes.

2. Promote uniformity or compatibility in significant components of tax systems.

3. Facilitate taxpayer convenience and compliance in the filing of tax returns and in other phases of tax administration.

4. Avoid duplicative taxation.

Article II

As used in this compact:

1. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.

2. "Subdivision" means any governmental unit or special district of a state.

3. "Taxpayer" means any corporation, partnership, firm, association, governmental unit or agency or person acting as a business entity in more than one state.

4. "Income tax" means a tax imposed on or measured by net income including any tax imposed on or measured by an amount arrived at by deducting expenses from gross income, one or more forms of which expenses are not specifically and directly related to particular transactions.

5. "Capital stock tax" means a tax measured in any way by the capital of a corporation considered in its entirety.

6. "Gross receipts tax" means a tax, other than a sales tax, which is imposed on or measured by the gross volume of business, in terms of gross receipts or in other terms, and in the determination of which no deduction is allowed which would constitute the tax an income tax.

7. "Sales tax" means a tax imposed with respect to the transfer for a consideration of ownership, possession or custody of tangible personal property or the rendering of services measured by the price of the tangible personal property transferred or services rendered and which is required by state or local law to be separately stated from the sales price by the seller, or which is customarily separately stated from the sales price, but does not include a tax imposed exclusively on the sale of a specifically identified commodity or article or class of commodities or articles.

8. "Use tax" means a nonrecurring tax, other than a sales tax, which

(a) is imposed on or with respect to the exercise or enjoyment of any right or power over tangible personal property incident to the ownership, possession or custody of that property or the leasing of that property from another including any consumption, keeping, retention, or other use of tangible personal property; and

(b) is complementary to a sales tax.

9. "Tax" means an income tax, capital stock tax, gross receipts tax, sales tax, use tax, and any other tax which has a multistate impact, except that the provisions of articles III, IV and V of this compact shall apply only to the taxes specifically designated therein and the provisions of article IX of this compact shall apply only in respect to determinations pursuant to article IV.

Article III

1. Any taxpayer subject to an income tax whose income is subject to apportionment and allocation for tax purposes pursuant to the laws of a party state or pursuant to the laws of subdivisions in two or more party states may elect to apportion and allocate his income in the manner provided by the laws of such state or by the laws of such states and subdivisions without reference to this compact, or may elect to apportion and allocate in accordance with article IV**; except that for tax years beginning on or after January 1, 2020, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of Chapter 143 and shall not apportion or allocate in accordance with article IV**. This election for any tax year may be made in all party states or subdivisions thereof or in any one or more of the party states or subdivisions thereof without reference to the election made in the others. For the purposes of this paragraph, taxes imposed by subdivisions shall be considered separately from state taxes and the apportionment and allocation also may be applied to the entire tax base. In no instance wherein article IV is employed for all subdivisions of a state may the sum of all apportionments and allocations to subdivisions within a state be greater than the apportionment and allocation that would be assignable to that state if the apportionment or allocation were being made with respect to a state income tax.

2. Each party state or any subdivision thereof which imposes an income tax shall provide by law that any taxpayer required to file a return, whose only activities within the taxing jurisdiction consist of sales and do not include owning or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within the state or subdivision, as the case may be, is not in excess of $100,000 may elect to report and pay any tax due on the basis of a percentage of such volume, and shall adopt rates which shall produce a tax which reasonably approximates the tax otherwise due. The multistate tax commission, not more than once in five years, may adjust the $100,000 figure in order to reflect such changes as may occur in the real value of the dollar, and such adjusted figure, upon adoption by the commission, shall replace the $100,000 figure specifically provided herein. Each party state and subdivision thereof may make the same election available to taxpayers additional to those specified in this paragraph.

3. Nothing in this article relates to the reporting or payment of any tax other than an income tax.

Article IV

1. As used in this article, unless the context otherwise requires:

(1) "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company.

(5) "Nonbusiness income" means all income other than business income.

(6) "Public utility" means any business entity

(a) which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency.

(7) "Sales" means all gross receipts of the taxpayer not allocated under paragraphs of this article.

(8) "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

(9) "This state" means the state in which the relevant tax return is filed or, in the case of application of this article, to the apportionment and allocation of income for local tax purposes, the subdivision or local taxing district in which the relevant tax return is filed.

2. Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this article. If a taxpayer has income from business activity as a public utility but derives the greater percentage of his income from activities subject to this article, the taxpayer may elect to allocate and apportion his entire net income as provided in this article.

3. For purposes of allocation and apportionment of income under this article, a taxpayer is taxable in another state if

(1) in that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in paragraphs 5 through 8 of this article.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) if and to the extent that the property is utilized in this state; or

(b) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if

(a) the property had a situs in this state at the time of the sale; or

(b) the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

7. Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

8. (1) Patent and copyright royalties are allocable to this state:

(a) if and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) if and to the extent that the patent copyright is utilized by the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

9. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

10. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

11. Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

12. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax administrator may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

13. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation and the denominator of which is the total compensation paid everywhere during the tax period.

14. Compensation is paid in this state if:

(1) the individual's service is performed entirely within the state;

(2) the individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or

(3) some of the service is performed in the state; and

(a) the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state; or

(b) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

15. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

16. Sales of tangible personal property are in this state if:

(1) the property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(2) the property is shipped from an office, store, warehouse, factory, or other place of storage in this state; and

(a) the purchaser is the United States government; or

(b) the taxpayer is not taxable in the state of the purchaser.

17. Sales, other than sales of tangible personal property, are in this state if:

(1) the income-producing activity is performed in this state; or

(2) the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

18. If the allocation and apportionment provisions of this article do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(1) separate accounting;

(2) the exclusion of any one or more of the factors;

(3) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(4) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

Article V

1. Each purchaser liable for a use tax on tangible personal property shall be entitled to full credit for the combined amount or amounts of legally imposed sales or use taxes paid by him with respect to the same property to another state and any subdivision thereof. The credit shall be applied first against the amount of any use tax due the state, and any unused portion of the credit shall then be applied against the amount of any use tax due a subdivision.

2. Whenever a vendor receives and accepts in good faith from a purchaser a resale or other exemption certificate or other written evidence of exemption authorized by the appropriate state or subdivision taxing authority, the vendor shall be relieved of liability for a sales or use tax with respect to the transaction.

Article VI

1. (a) The multistate tax commission is hereby established. It shall be composed of one "member" from each party state who shall be the head of the state agency charged with the administration of the types of taxes to which this compact applies. If there is more than one such agency the state shall provide by law for the selection of the commission member from the heads of the relevant agencies. State law may provide that a member of the commission be represented by an alternate but only if there is on file with the commission written notification of the designation and identity of the alternate. The attorney general of each party state or his designee, or other counsel if the laws of the party state specifically provide, shall be entitled to attend the meetings of the commission, but shall not vote. Such attorneys general, designees, or other counsel shall receive all notices of meetings required under paragraph 1 (e) of this article.

(b) Each party state shall provide by law for the selection of representatives from its subdivisions affected by this compact to consult with the commission member from that state.

(c) Each member shall be entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the total number of members.

(d) The commission shall adopt an official seal to be used as it may provide.

(e) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(f) The commission shall elect annually, from among its members, a chairman, a vice chairman and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and it shall fix his duties and compensation. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(g) Irrespective of the civil service, personnel or other merit system laws of any party state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix their duties and compensation. The commission bylaws shall provide for personnel policies and programs.

(h) The commission may borrow, accept or contract for the services of personnel from any state, the United States, or any other governmental entity.

(i) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(j) The commission may establish one or more offices for the transacting of its business.

(k) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the party states.

(l) The commission annually shall make to the governor and legislature of each party state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount and conditions, if any, of the donation, gift, grant or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

2. (a) To assist in the conduct of its business when the full commission is not meeting, the commission shall have an executive committee of seven members, including the chairman, vice chairman, treasurer and four other members elected annually by the commission. The executive committee, subject to the provisions of this compact and consistent with the policies of the commission, shall function as provided in the bylaws of the commission.

(b) The commission may establish advisory and technical committees, membership on which may include private persons and public officials, in furthering any of its activities. Such committees may consider any matter of concern to the commission, including problems of special interest to any party state and problems dealing with particular types of taxes.

(c) The commission may establish such additional committees as its bylaws may provide.

3. In addition to powers conferred elsewhere in this compact, the commission shall have power to:

(a) Study state and local tax systems and particular types of state and local taxes.

(b) Develop and recommend proposals for an increase in uniformity or compatibility of state and local tax laws with a view toward encouraging the simplification and improvement of state and local tax law and administration.

(c) Compile and publish information as in its judgment would assist the party states in implementation of the compact and taxpayers in complying with state and local tax laws.

(d) Do all things necessary and incidental to the administration of its functions pursuant to this compact.

4. (a) The commission shall submit to the governor or designated officer or officers of each party state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) Each of the commission's budgets of estimated expenditures shall contain specific recommendations of the amounts to be appropriated by each of the party states. The total amount of appropriations requested under any such budget shall be apportioned among the party states as follows: one-tenth in equal shares; and the remainder in proportion to the amount of revenue collected by each party state and its subdivisions from income taxes, capital stock taxes, gross receipts taxes, sales and use taxes. In determining such amounts, the commission shall employ such available public sources of information as, in its judgment, present the most equitable and accurate comparisons among the party states. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the sources used in obtaining information employed in applying the formula contained in this paragraph.

(c) The commission shall not pledge the credit of any party state. The commission may meet any of its obligations in whole or in part with funds available to it under paragraph 1 (i) of this article; provided that the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under paragraph 1 (i), the commission shall not incur any obligation prior to the allotment of funds by the party states adequate to meet the same.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. All receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party states and by any persons authorized by the commission.

(f) Nothing contained in this article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

Article VII

1. Whenever any two or more party states, or subdivisions of party states, have uniform or similar provisions of law relating to an income tax, capital stock tax, gross receipts tax, sales or use tax, the commission may adopt uniform regulations for any phase of the administration of such law, including assertion of jurisdiction to tax, or prescribing uniform tax forms. The commission may also act with respect to the provisions of article IV of this compact.

2. Prior to the adoption of any regulation, the commission shall:

(a) As provided in its bylaws, hold at least one public hearing on due notice to all affected party states and subdivisions thereof and to all taxpayers and other persons who have made timely request of the commission for advance notice of its regulation-making proceedings.

(b) Afford all affected party states and subdivisions and interested persons an opportunity to submit relevant written data and views, which shall be considered fully by the commission.

3. The commission shall submit any regulations adopted by it to the appropriate officials of all party states and subdivisions to which they might apply. Each such state and subdivision shall consider any such regulation for adoption in accordance with its own laws and procedures.

Article VIII

1. This article shall be in force only in those party states that specifically provide therefor by statute.

2. Any party state or subdivision thereof desiring to make or participate in an audit of any accounts, books, papers, records or other documents may request the commission to perform the audit on its behalf. In responding to the request, the commission shall have access to and may examine, at any reasonable time, such accounts, books, papers, records, and other documents and any relevant property or stock of merchandise. The commission may enter into agreements with party states or their subdivisions for assistance in performance of the audit. The commission shall make charges, to be paid by the state or local government or governments for which it performs the service, for any audits performed by it in order to reimburse itself for the actual costs incurred in making the audit.

3. The commission may require the attendance of any person within the state where it is conducting an audit or part thereof at a time and place fixed by it within such state for the purpose of giving testimony with respect to any account, book, paper, document, other record, property or stock of merchandise being examined in connection with the audit. If the person is not within the jurisdiction, he may be required to attend for such purpose at any time and place fixed by the commission within the state of which he is a resident; provided that such state has adopted this article.

4. The commission may apply to any court having power to issue compulsory process for orders in aid of its powers and responsibilities pursuant to this article and any and all such courts shall have jurisdiction to issue such orders. Failure of any person to obey any such order shall be punishable as contempt of the issuing court. If the party or subject matter on account of which the commission seeks an order is within the jurisdiction of the court to which application is made, such application may be to a court in the state or subdivision on behalf of which the audit is being made or a court in the state in which the object of the order being sought is situated. The provisions of this paragraph apply only to courts in a state that has adopted this article.

5. The commission may decline to perform any audit requested if it finds that its available personnel or other resources are insufficient for the purpose or that, in the terms requested, the audit is impracticable of satisfactory performance. If the commission, on the basis of its experience, has reason to believe that an audit of a particular taxpayer, either at a particular time or on a particular schedule, would be of interest to a number of party states or their subdivisions, it may offer to make the audit or audits, the offer to be contingent on sufficient participation therein as determined by the commission.

6. Information obtained by any audit pursuant to this article shall be confidential and available only for tax purposes to party states, their subdivisions or the United States. Availability of information shall be in accordance with the laws of the states or subdivisions on whose account the commission performs the audit, and only through the appropriate agencies or officers of such states or subdivisions. Nothing in this article shall be construed to require any taxpayer to keep records for any period not otherwise required by law.

7. Other arrangements made or authorized pursuant to law for cooperative audit by or on behalf of the party states or any of their subdivisions are not superseded or invalidated by this article.

8. In no event shall the commission make any charge against a taxpayer for an audit.

9. As used in this article, "tax" in addition to the meaning ascribed to it in article II, means any tax or license fee imposed in whole or in part for revenue purposes.

Article IX

1. Whenever the commission finds a need for settling disputes concerning apportionments and allocations by arbitration, it may adopt a regulation placing this article in effect, notwithstanding the provisions of article VII.

2. The commission shall select and maintain an arbitration panel composed of officers and employees of state and local governments and private persons who shall be knowledgeable and experienced in matters of tax law and administration.

3. Whenever a taxpayer who has elected to employ article IV, or whenever the laws of the party state or subdivision thereof are substantially identical with the relevant provisions of article IV, the taxpayer, by written notice to the commission and to each party state or subdivision thereof that would be affected, may secure arbitration of an apportionment or allocation, if he is dissatisfied with the final administrative determination of the tax agency of the state or subdivision with respect thereto on the ground that it would subject him to double or multiple taxation by two or more party states or subdivisions thereof. Each party state and subdivision thereof hereby consents to the arbitration as provided herein, and agrees to be bound thereby.

4. The arbitration board shall be composed of one person selected by the taxpayer, one by the agency or agencies involved, and one member of the commission's arbitration panel. If the agencies involved are unable to agree on the person to be selected by them, such person shall be selected by lot from the total membership of the arbitration panel. The two persons selected for the board in the manner provided by the foregoing provisions of this paragraph shall jointly select the third member of the board. If they are unable to agree on the selection, the third member shall be selected by lot from among the total membership of the arbitration panel. No member of a board selected by lot shall be qualified to serve if he is an officer or employee or is otherwise affiliated with any party to the arbitration proceeding. Residence within the jurisdiction of a party to the arbitration proceeding shall not constitute affiliation within the meaning of this paragraph.

5. The board may sit in any state or subdivision party to the proceeding, in the state of the taxpayer's incorporation, residence or domicile, in any state where the taxpayer does business, or in any place that it finds most appropriate for gaining access to evidence relevant to the matter before it.

6. The board shall give due notice of the times and places of its hearings. The parties shall be entitled to be heard, to present evidence, and to examine and cross-examine witnesses. The board shall act by majority vote.

7. The board shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents, and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena, and upon application by the board, any judge of a court of competent jurisdiction of the state in which the board is sitting or in which the person to whom the subpoena is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt. The provisions of this paragraph apply only in states that have adopted this article.

8. Unless the parties otherwise agree the expenses and other costs of the arbitration shall be assessed and allocated among the parties by the board in such manner as it may determine. The commission shall fix a schedule of compensation for members of arbitration boards and of other allowable expenses and costs. No officer or employee of a state or local government who serves as a member of a board shall be entitled to compensation therefor unless he is required on account of his service to forego the regular compensation attaching to his public employment, but any such board member shall be entitled to expenses.

9. The board shall determine the disputed apportionment or allocation and any matters necessary thereto. The determinations of the board shall be final for purposes of making the apportionment or allocation, but for no other purpose.

10. The board shall file with the commission and with each tax agency represented in the proceeding: the determination of the board; the board's written statement of its reasons therefor; the record of the board's proceedings; and any other documents required by the arbitration rules of the commission to be filed.

11. The commission shall publish the determinations of boards together with the statements of the reasons therefor.

12. The commission shall adopt and publish rules of procedure and practice and shall file a copy of such rules and of any amendment thereto with the appropriate agency or officer in each of the party states.

13. Nothing contained herein shall prevent at any time a written compromise of any matter or matters in dispute, if otherwise lawful, by the parties to the arbitration proceeding.

Article X

1. This compact shall enter into force when enacted into law by any seven states. Thereafter, this compact shall become effective as to any other state upon its enactment thereof. The commission shall arrange for notification of all party states whenever there is a new enactment of the compact.

2. Any party state may withdraw from this compact by enacting a statute repealing the same. No withdrawal shall affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

3. No proceeding commenced before an arbitration board prior to the withdrawal of a state and to which the withdrawing state or any subdivision thereof is a party shall be discontinued or terminated by the withdrawal, nor shall the board thereby lose jurisdiction over any of the parties to the proceeding necessary to make a binding determination therein.

Article XI

Nothing in this compact shall be construed to:

(a) Affect the power of any state or subdivision thereof to fix rates of taxation, except that a party state shall be obligated to implement article III 2 of this compact.

(b) Apply to any tax or fixed fee imposed for the registration of a motor vehicle or any tax on motor fuel, other than a sales tax; provided that the definition of "tax" in article VIII 9 may apply for the purposes of that article and the commission's powers of study and recommendation pursuant to article VI 3 may apply.

(c) Withdraw or limit the jurisdiction of any state or local court or administrative officer or body with respect to any person, corporation or other entity or subject matter, except to the extent that such jurisdiction is expressly conferred by or pursuant to this compact upon another agency or body.

(d) Supersede or limit the jurisdiction of any court of the United States.

Article XII

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the state affected as to all severable matters.

143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over $1,000.00	1 ½% of the Missouri taxable income
Over $1,000 but not over $2,000	$15 plus 2% of excess over $1,000
Over $2,000 but not over $3,000	$35 plus 2 1/2% of excess over $2,000
Over $3,000 but not over $4,000	$60 plus 3% of excess over $3,000
Over $4,000 but not over $5,000	$90 plus 3 1/2% of excess over $4,000
Over $5,000 but not over $6,000	$125 plus 4% of excess over $5,000
Over $6,000 but not over $7,000	$165 plus 4 1/2% of excess over $6,000
Over $7,000 but not over $8,000	$210 plus 5% of excess over $7,000
Over $8,000 but not over $9,000	$260 plus 5 ½% of excess over $8,000
Over $9,000	$315 plus 6% of excess over $9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. The top rate of tax shall not be reduced below five and one-half percent. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be

eliminated once the top rate of tax has been reduced to five and one-half **[**~~of a~~**]** percent**, and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket**.

3. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

4. As used in this section, the following terms mean:

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) **"Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;**

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015.

143.071. 1. For all tax years beginning before September 1, 1993, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to five percent of Missouri taxable income.

2. For all tax years beginning on or after September 1, 1993, **and ending on or before December 31, 2020,** a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to six and one-fourth percent of Missouri taxable income.

3. **For all tax years beginning on or after January 1, 2020, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to three and nine-tenths percent of Missouri taxable income.**

4. The provisions of this section shall not apply to out-of-state businesses operating under sections 190.270 to 190.285.

143.431. 1. The Missouri taxable income of a corporation taxable under sections 143.011 to 143.996 shall be so much of its federal taxable income for the taxable year, with the modifications specified in subsections 2 to 4 of this section, as is derived from sources within Missouri as provided in section 143.451. The tax of a corporation shall be computed on its Missouri taxable income at the rates provided in section 143.071.

2. There shall be added to or subtracted from federal taxable income the modifications to adjusted gross income provided in section 143.121, with the exception of subdivision (5) of subsection 2 of section 143.121, and the applicable modifications to itemized deductions provided in section 143.141. There shall be subtracted the federal income tax deduction provided in section 143.171. There shall be subtracted, to the extent included in federal taxable income, corporate dividends from sources within Missouri.

3. (1) If an affiliated group of corporations files a consolidated income tax return for the taxable year for federal income tax purposes **[**~~and fifty percent or more of its income is derived from sources within this state as determined in accordance with section 143.451~~**]**, then it may elect to file a Missouri consolidated income tax return. The federal consolidated taxable income of the electing affiliated group for the taxable year shall be its federal taxable income. **All transactions between affiliated members of the affiliated group shall be eliminated on the Missouri consolidated income tax return.**

(2) So long as a federal consolidated income tax return is filed, an election made by an affiliated group of corporations to file a Missouri consolidated income tax return may be withdrawn or revoked only upon substantial change in the law or regulations adversely changing tax liability under this chapter, or with permission of the director of revenue upon the showing of good cause for such action. After such a withdrawal or revocation with respect to an affiliated group, it may not file a Missouri consolidated income tax return for five years thereafter, except with the approval of the director of revenue, and subject to such terms and conditions as he may prescribe.

(3) No corporation which is part of an affiliated group of corporations filing a Missouri consolidated income tax return shall be required to file a separate Missouri corporate income tax return for the taxable year.

(4) For each taxable year an affiliated group of corporations filing a federal consolidated income tax return does not file a Missouri consolidated income tax return, for purposes of computing the Missouri income tax, the federal taxable income of each member of the affiliated group shall be determined as if a separate federal income tax return had been filed by each such member.

(5) The director of revenue may prescribe such regulations not inconsistent with the provisions of this chapter as he may deem necessary in order that the tax liability of any affiliated group of corporations making a

Missouri consolidated income tax return, and of each corporation in the group, before, during, and after the period of affiliation, may be returned, determined, computed, assessed, collected, and adjusted, in such manner as clearly to reflect the Missouri taxable income derived from sources within this state and in order to prevent avoidance of such tax liability.

4. If a net operating loss deduction is allowed for the taxable year, there shall be added to federal taxable income the amount of the net operating loss modification for each loss year as to which a portion of the net operating loss deduction is attributable. As used in this subsection, the following terms mean:

(1) "Loss year", the taxable year in which there occurs a federal net operating loss that is carried back or carried forward in whole or in part to another taxable year;

(2) "Net addition modification", for any taxable year, the amount by which the sum of all required additions to federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required subtractions from federal taxable income provided in this chapter;

(3) "Net operating loss deduction", a net operating loss deduction allowed for federal income tax purposes under Section 172 of the Internal Revenue Code of 1986, as amended, or a net operating loss deduction allowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121, but not including any net operating loss deduction that is allowed for federal income tax purposes but disallowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121;

(4) "Net operating loss modification", an amount equal to the lesser of the amount of the net operating loss deduction attributable to that loss year or the amount by which the total net operating loss in the loss year is less than the sum of:

(a) The net addition modification for that loss year; and

(b) The cumulative net operating loss deductions attributable to that loss year allowed for the taxable year and all prior taxable years.

5. For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount. Subsection 4 of this section shall be effective for all tax years with a net operating loss deduction attributable to a loss year ending on or after July 1, 2002, and the net operating loss modification shall only apply to loss years ending on or after July 1, 2002.

143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years ending on or before December 31, 2019,** a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are residenced in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders residenced in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service

corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.455. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. For all tax years beginning on or after January 1, 2020, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall determine its income derived from sources within this state by allocating and apportioning its net income as provided in this section.

3. As used in this section, unless the context otherwise requires, the following terms mean:

(1) "Apportionable income":

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the corporation's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development, or disposition of the property is or was related to the operation of the corporation's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated pursuant to the laws of this state;

(2) "Commercial domicile", the principal place from which the trade or business of the corporation is directed or managed;

(3) "Financial organization", any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income", all income other than apportionable income;

(5) "Public utility", any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state, or local government or governmental agency;

(6) "Receipts", all gross receipts of the corporation that are not allocated under the provisions of this section, and that are received from transactions and activity in the regular course of the corporation's trade or business; except that receipts of a corporation from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

4. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

5. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 6 to 9 of this section.

6. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) If and to the extent the property is utilized in this state; or

(b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

7. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if:

(a) The property had a situs in this state at the time of the sale; or

(b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.

8. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.

9. (1) Patent and copyright royalties are allocable to this state:

(a) If and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) If and to the extent that the patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the corporation's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.

10. All apportionable income shall be apportioned to this state by multiplying the net income by a fraction, the numerator of which is the total receipts of the corporation in this state during the tax period and the denominator of which is the total receipts of the corporation everywhere during the tax period.

11. Receipts from the sale of tangible personal property are in this state if the property is received in this state by the purchaser. In the case of the delivery of goods by common carrier or by other means of transportation, including transportation by the purchaser, the place at which the goods are ultimately received after all transportation has been completed shall be considered as the place at which the goods are received by the purchaser. Direct delivery into this state by the taxpayer to a person or firm designated by a purchaser from within or without the state shall constitute delivery to the purchaser in this state.

12. (1) Receipts, other than receipts described in subsection 11 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state:

(a) In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

(b) In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

(c) In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the corporation or the corporation's designee is located outside this state; and

(d) In the case of intangible property:

a. That is rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area "are used in this state" to the extent the franchise is located in this state; and

b. That is sold, if and to the extent the property is used in this state, provided that:

(i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

(ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under subparagraph a. of this paragraph; and

(iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

(2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

13. (1) In the case of certain industries where unusual factual situations produce inequitable results under the apportionment and allocation provisions of this section, the director shall promulgate rules for determining the apportionment and allocation factors for each such industry, but such rules shall be applied uniformly.

(2) If the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state, the corporation may petition for or the director may require:

(a) Separate accounting;

(b) The inclusion of one or more additional factors which will fairly represent the corporation's income applicable to this state; or

(c) The employment of any other method to effectuate an equitable allocation and apportionment of the corporation's income.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (2) of this subsection shall prove by a preponderance of evidence:

(a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state; and

(b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (2) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the corporation's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by the corporation upon which the director reasonably relied.

14. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

15. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only rails and lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the rails and lines of such corporation in the state shall bear to the total mileage used over the rails and lines of such corporation. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

16. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

17. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the corporation shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

18. From the income determined in this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

19. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

20. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders residenced in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show **the income applicable to this state** by any other method of allocation between this state and other states **[**~~involved of income from transactions partially within and partially without this state~~**]**, including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, he **or she** shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method **for the shorter of five years or** as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method **after the shorter of five years or** whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such **expiration or** revocation the corporation shall be permitted to petition to use **the same or** another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has **expired or** been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked **or unexpired**, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**.

143.471. 1. An S corporation, as defined by Section 1361 (a)(1) of the Internal Revenue Code, shall not be subject to the taxes imposed by section 143.071, or other sections imposing income tax on corporations.

2. A shareholder of an S corporation shall determine such shareholder's S corporation modification and pro rata share, including its character, by applying the following:

(1) Any modification described in sections 143.121 and 143.141 which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates. Where a shareholder's pro rata share of any such item is not required to be taken into account separately for federal income tax purposes, the shareholder's pro rata share of such item shall be determined in accordance with his pro rata share, for federal income tax purposes, of S corporation taxable income or loss generally;

(2) Each item of S corporation income, gain, loss, or deduction shall have the same character for a shareholder pursuant to sections 143.005 to 143.998 as it has for federal income tax purposes. Where an item is not characterized for federal income tax purposes, it shall have the same character for a shareholder as if realized directly from the source from which realized by the S corporation or incurred in the same manner as incurred by the S corporation.

3. A nonresident shareholder of an S corporation shall determine such shareholder's Missouri nonresident adjusted gross income and his or her nonresident shareholder modification by applying the provisions of this subsection. Items shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.451, section 143.461, or section 32.200 (Multistate Tax Compact). In determining the adjusted gross income of a nonresident shareholder of any S corporation, there shall be included only that part derived from or connected with sources in this state of the shareholder's pro rata share of items of S corporation income, gain, loss or deduction entering into shareholder's federal adjusted gross income, as such part is determined pursuant to regulations prescribed by the director of revenue in accordance with the general rules in section 143.181. Any modification described in subsections 2 and 3 of section 143.121 and in section 143.141, which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates, but limited to the portion of such item derived from or connected with sources in this state.

4. **Notwithstanding subsection 3 of this section to the contrary, for all tax years beginning on or after January 1, 2020, the items referred to in that subsection shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.455 and section 143.461.**

5. The director of revenue shall permit S corporations to file composite returns and to make composite payments of tax on behalf of its nonresident shareholders not otherwise required to file a return. If the nonresident shareholder's filing requirements result solely from one or more interests in any other partnerships or subchapter S corporations, that nonresident shareholder may be included in the composite return.

[~~5.~~**] 6.** If an S corporation pays or credits amounts to any of its nonresident individual shareholders as dividends or as their share of the S corporation's undistributed taxable income for the taxable year, the S corporation shall either timely file with the department of revenue an agreement as provided in subsection **[**~~6~~**] 7** of this section or withhold Missouri income tax as provided in subsection **[**~~7~~**] 8** of this section. An S corporation that timely files an agreement as provided in subsection **[**~~6~~**] 7** of this section with respect to a nonresident shareholder for a taxable year shall be considered to have timely filed such an agreement for each subsequent taxable year. An S corporation that does not timely file such an agreement for a taxable year shall not be precluded from timely filing such an agreement for subsequent taxable years. An S corporation is not required to deduct and withhold Missouri income tax for a nonresident shareholder if:

(1) The nonresident shareholder not otherwise required to file a return agrees to have the Missouri income tax due paid as part of the S corporation's composite return;

(2) The nonresident shareholder not otherwise required to file a return had Missouri assignable federal adjusted gross income from the S corporation of less than twelve hundred dollars;

(3) The S corporation is liquidated or terminated;

(4) Income was generated by a transaction related to termination or liquidation; or

(5) No cash or other property was distributed in the current and prior taxable year.

[~~6.~~**] 7.** The agreement referred to in subdivision (1) of subsection **[**~~5~~**] 6** of this section is an agreement of a nonresident shareholder of the S corporation to:

(1) File a return in accordance with the provisions of section 143.481 and to make timely payment of all taxes imposed on the shareholder by this state with respect to income of the S corporation; and

(2) Be subject to personal jurisdiction in this state for purposes of the collection of income taxes, together with related interest and penalties, imposed on the shareholder by this state with respect to the income of the S corporation.

The agreement will be considered timely filed for a taxable year, and for all subsequent taxable years, if it is filed at or before the time the annual return for such taxable year is required to be filed pursuant to section 143.511.

[~~7.~~**] 8.** The amount of Missouri income tax to be withheld is determined by multiplying the amount of dividends or undistributed income allocable to Missouri that is paid or credited to a nonresident shareholder during the taxable year by the highest rate used to determine a Missouri income tax liability for an individual, except that the amount of the tax withheld may be determined based on withholding tables provided by the director of revenue if the shareholder submits a Missouri withholding allowance certificate.

[~~8.~~**] 9.** An S corporation shall be entitled to recover for a shareholder on whose behalf a tax payment was made pursuant to this section, if such shareholder has no tax liability.

[~~9.~~**] 10.** With respect to S corporations that are banks or bank holding companies, a pro rata share of the tax credit for the tax payable pursuant to chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the bank otherwise complies with section 148.112:

(1) The credit allowed by this subsection shall be equal to the bank tax calculated pursuant to chapter 148 based on bank income in 1999 and after, on a bank that makes an election pursuant to 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such bank or bank holding company;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A bank holding company is not allowed this credit, except that, such credit shall flow through to such bank holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

[~~10.~~**]** **11.** With respect to S corporations that are associations, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the association otherwise complies with section 148.655:

(1) The credit allowed by this subsection shall be equal to the savings and loan association tax calculated under chapter 148 based on the computations provided in section 148.630 on an association that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by the association;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A savings and loan association holding company is not allowed this credit, except that, such credit shall flow through to such savings and loan association holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

[~~11.~~**]** **12.** With respect to S corporations that are credit institutions, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the credit institution otherwise complies with section 148.657:

(1) The credit allowed by this subsection shall be equal to the credit institution tax calculated under chapter 148 based on the computations provided in section 148.150 on a credit institution that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such credit institution;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A credit institution holding company is not allowed this credit, except that, such credit shall flow through to such credit institution holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income."; and

Further amend said bill, Page 2, Section 144.087, Line 38, by inserting after all of said section and line the following:

"620.1350. 1. The words used in this section and sections 620.1355 and 620.1360 shall, unless the context otherwise requires, have the meaning provided in subdivision (4) of subsection 2 of section 143.451, and in addition, the following words shall have the following meanings:

(1) "Department", the department of economic development;

(2) "Director", the director of the department of economic development.

2. An investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, may make an annual election to compute the portion of income derived from sources within this state either pursuant to section 143.451 or pursuant to section 32.200 relating to the multistate tax compact. The annual election shall be made by the filing of a corporate income tax return reflecting the use of such election and by filing a copy of the certificate issued by the director pursuant to the provisions of this section and sections 620.1355 and 620.1360. The annual election may be made regardless of whether the corporation filed its income tax return on a single entity basis or was included in a consolidated income tax return in any year.

3. Notwithstanding the provisions of subsection 2 of this section to the contrary, for all tax years beginning on or after January 1, 2020, an investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, shall compute the portion of income derived from sources within this state pursuant to section 143.455."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Quade offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 30, by deleting the words "**three and nine-tenths**" and inserting in lieu thereof the words "**four and two-tenths**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Conway 104	Corlew
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Neely	Pfautsch
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 035

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Davis
Evans	Franks Jr	Gray	Hill	Kidd
Knight	Kolkmeyer	Korman	McCann Beatty	McDaniel
Messenger	Morse 151	Muntzel	Peters	Phillips
Pietzman	Plocher	Pogue	Reisch	Roden
Rone	Shumake	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Quade moved that **House Amendment No. 1 to House Amendment No. 2** be adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

Which motion was defeated by the following vote:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

NOES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Muntzel	Neely	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 007

Corlew	Engler	Hansen	Higdon	Pfautsch
Ruth	Walker 3			

ABSENT WITH LEAVE: 026

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Evans
Gray	Green	Knight	Kolkmeyer	Korman
McCann Beatty	McDaniel	Messenger	Morse 151	Peters
Phillips	Pietzman	Pogue	Roden	Smith 85
Walker 74				

VACANCIES: 002

HCS SB 884, as amended, with House Amendment No. 2, pending, was laid over.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SCS SB 843: Representatives Ross, Bernskoetter, Walker (3), Carpenter and Conway (10)

Representative Taylor assumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 884, as amended, with House Amendment No. 2, pending, was again taken up by Representative Wiemann.

Representative Wiemann offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 27 by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 2 to House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104

Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Redmon	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bondon	Brown 27	Butler	Conway 10
Cookson	Curtis	Ellebracht	Ellington	Gray
Haefner	Kidd	Korman	Lauer	McDaniel
Messenger	Miller	Mosley	Peters	Pietzman
Plocher	Pogue	Quade	Rehder	Rhoads
Rowland 155	Shull 16	Smith 85	Stacy	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

On motion of Representative Fitzpatrick, **House Amendment No. 2, as amended**, was adopted.

Speaker Richardson resumed the Chair.

On motion of Representative Wiemann, **SB 884, as amended**, was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Phillips	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Hurst	Kendrick	Kidd	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels	Wilson	

PRESENT: 007

Engler	Gannon	Hansen	Higdon	Pfautsch
Pike	Walker 3			

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Conway 10	Cookson
Cornejo	Curtis	Korman	Lauer	McDaniel
Meredith 71	Messenger	Peters	Pietzman	Pogue
Rhoads	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HCS HB 1796** entitled:

An act to amend chapters 143, 442, and 443, RSMo, by adding thereto eight new sections relating to the process for the conveyance of real estate, with a penalty provision.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 1.

Senate Substitute Amendment No. 1
for
Senate Amendment No. 1

AMEND Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796, Page 4, Section 442.055, Line 5, by inserting after the word "material" the following:

"**or other hazardous material**"; and

Further amend Line 9 by inserting after the word "material" the following:

"**or other hazardous material**"; and

Further amend Line 10 by inserting after "radioactive" the following:

"**or other hazardous**"; and

Further amend Line 13 by inserting after "radioactive" the following:

"**or other hazardous**"; and

Further amend Line 14 by inserting at the end of said line the following:

"**As used in this section, the term "knowledge" shall require the receipt by the owner, seller, landlord, or other transferor of a report stating affirmatively that the premises is or was previously contaminated with radioactive material or other hazardous material.**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 655, as amended**.

Senators: Sifton, Rizzo, Dixon, Emery, Koenig

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 773, as amended**.

Senators: Hoskins, Cunningham, Schaaf, Sifton, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 808, as amended**.

Senators: Brown, Munzlinger, Wasson, Rizzo, Sifton

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HCS HB 1796, as amended - Fiscal Review

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Alferman	Andrews	Barnes 60	Basye	Bernskoetter
Berry	Bondon	DeGroot	Dinkins	Dogan
Engler	Evans	Fraker	Francis	Gannon
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Lauer	Lichtenegger	May	McCann Beatty	Morris 140
Morse 151	Muntzel	Pfautsch	Redmon	Reisch
Remole	Revis	Roeber	Rowland 29	Taylor
Walsh	White			

NOES: 000

PRESENT: 080

Anderson	Austin	Bangert	Baringer	Barnes 28
Black	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Dohrman	Eggleston	Ellebracht	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Hill	Houghton
Houx	Johnson	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Love	Lynch	Mathews
Matthiesen	McCreery	McGaugh	Miller	Mitten
Moon	Morgan	Newman	Pike	Rhoads
Roberts	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Trent	Vescovo	Walker 3	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 044

Adams	Anders	Arthur	Bahr	Beard
Beck	Brown 27	Burns	Butler	Carpenter
Cookson	Curtis	Curtman	Davis	Ellington
Haefner	Higdon	Korman	Lavender	Marshall
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mosley	Neely	Nichols	Peters	Phillips

Pierson Jr	Pietzman	Plocher	Pogue	Quade
Razer	Rehder	Reiboldt	Roden	Smith 85
Spencer	Stevens 46	Unsicker	Walker 74	

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1713** entitled:

An act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to birth certificates.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 8** and **House Amendment No. 9** to **SB 757** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 843, as amended**.

Senators: Riddle, Munzlinger, Rowden, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 881, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HCS HB 1713 - Fiscal Review

BILLS CARRYING REQUEST MESSAGES

SB 757, with House Amendment No. 1, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 8** and **House Amendment No. 9**, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

Representative Tate moved that the House refuse to recede from its position on **House Amendment No. 1**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 8** and **House Amendment No. 9** to **SB 757** and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

CCR HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **CCR HCS SS SB 608** was adopted by the following vote:

AYES: 113

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Burnett
Burns	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roeber	Rone	Rowland 155	Runions
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Adams	Baringer	Barnes 60	Barnes 28	Gray
Hurst	McCreery	Moon	Mosley	Newman
Roberts	Rowland 29	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 035

Andrews	Bernskoetter	Brown 27	Brown 57	Butler
Carpenter	Conway 10	Curtis	Curtman	Davis
Dogan	Ellington	Haefner	Higdon	Korman
Marshall	McDaniel	McGee	Meredith 71	Messenger
Peters	Pietzman	Plocher	Pogue	Roden
Ross	Ruth	Shumake	Smith 85	Spencer
Stephens 128	Stevens 46	Vescovo	Walker 3	Walker 74

VACANCIES: 002

On motion of Representative Rhoads, **CCS HCS SS SB 608** was truly agreed to and finally passed by the following vote:

AYES: 106

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Berry
Black	Bondon	Brattin	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Meredith 71
Miller	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pike	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 028

Adams	Baringer	Barnes 28	Beck	Burnett
Burns	Ellington	Franks Jr	Gray	Hurst
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 027

Andrews	Barnes 60	Bernskoetter	Brown 27	Brown 57
Butler	Carpenter	Christofanelli	Conway 10	Curtis
Davis	Haefner	Higdon	Marshall	McDaniel
Messenger	Peters	Pietzman	Plocher	Pogue
Roden	Ross	Smith 85	Trent	Vescovo
Walker 3	Walker 74			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

On motion of Representative Corlew, **CCR SS SCS HB 1633, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Brown 57	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Higdon	Matthiesen	McDaniel	Messenger
Mitten	Peters	Plocher	Pogue	Ross
Smith 85	Walker 3	Walker 74	Mr. Speaker	

VACANCIES: 002

On motion of Representative Corlew, **CCS SS SCS HB 1633** was third read and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer

Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 004

Brown 57	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Hansen	Higdon	McDaniel	Messenger
Mitten	Peters	Phillips	Plocher	Pogue
Roden	Ross	Smith 85	Stephens 128	Walker 3
Walker 74	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 881, as amended, relating to transportation, was taken up by Representative Davis.

Representative Davis moved that the House refuse to recede from its position on **HCS SS SB 881, as amended**, and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

CCR HCS SS SB 870, as amended, relating to emergency services, was taken up by Representative Alferman.

On motion of Representative Alferman, **CCR HCS SS SB 870, as amended**, was adopted by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	Merideth 80	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 015

Burnett	Gray	Hill	Hurst	Kidd
Lavender	Marshall	McCreery	McGee	Meredith 71
Moon	Morgan	Newman	Stevens 46	Washington

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Butler	Christofanelli	Curtis	Higdon
Kolkmeyer	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Smith 163
Trent	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Alferman, **CCS HCS SS SB 870** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 013

Burnett	Hurst	Kidd	Lavender	Marshall
McCreery	Meredith 71	Moon	Morgan	Newman
Nichols	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Butler	Cookson	Curtis	Higdon
Kolkmeyer	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SB 806, as amended, relating to guardianship proceedings, was taken up by Representative Neely.

On motion of Representative Neely, **CCR HCS SB 806, as amended**, was adopted by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 004

Hurst	Marshall	McGaugh	Moon

PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 022

Barnes 60	Beard	Brown 27	Butler	Davis
Ellebracht	Higdon	Kolkmeyer	May	McDaniel
McGee	Messenger	Peters	Phillips	Pogue
Quade	Rhoads	Smith 85	Tate	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Neely, **CCS HCS SB 806** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 004

Hurst	Marshall	McGaugh	Moon

PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Butler	Carpenter	Ellebracht
Higdon	Kolkmeyer	May	McDaniel	McGee
Messenger	Peters	Phillips	Pogue	Rhoads
Schroer	Smith 85	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 1413, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (1): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 2140, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (2): Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SBs 807 & 577, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Anderson and Wessels

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 1413, as amended, relating to public labor organizations, was taken up by Representative Taylor.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Plocher	Redmon

Rehder	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Beard	Brown 27	Cookson	Corlew
Cross	Ellington	Engler	Higdon	Korman
Messenger	Mosley	Peters	Phillips	Pietzman
Pogue	Reiboldt	Smith 85		

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kendrick	Kidd	Lauer	Lavender	Marshall
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pfautsch	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Ruth
Sommer	Stevens 46	Tate	Unsicker	Walker 3
Walker 74	Washington	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Mosley	Peters	Phillips
Pietzman	Pogue	Reiboldt	Smith 85	

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Mathews	McDaniel	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 062

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson

Kendrick	Kidd	Lauer	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pfautsch	Pierson Jr	Quade
Razer	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Shull 16	Sommer	Stevens 46
Tate	Unsicker	Walker 3	Walker 74	Washington
Wessels	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Peters	Phillips	Pogue
Reiboldt	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SB 757: Representatives Tate, Eggleston, Reiboldt, Adams and Franks Jr
HCS SS SB 881: Representatives Davis, Korman, Reiboldt, McCreery and Razer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 655, as amended**, and has taken up and passed **CCS HCS SB 655**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 850, relating to records involving children, was taken up by Representative Franklin.

On motion of Representative Franklin, the title of **HCS SB 850** was agreed to.

Representative Franklin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 850, Page 13, Section 210.150, Lines 135-142, by deleting all of said lines and inserting in lieu thereof the following:

"**necessary for another agency to have access to in order to protect a child. Documents other than substantiated reports and materials from files regarding substantiated reports shall only be shared under this subsection if the department of social services receives a written, signed certification that the receiving agency**

is prohibited by law from sharing such documents or materials with anyone other than the receiving agency, law enforcement, or court personnel; or in accordance with a court order. In the event that the laws of the receiving state do not provide a basis for such certification, the department may share the information with an agency of another state under a memorandum of understanding between the department and the receiving agency, which limits dissemination of the shared material by the receiving agency to employees of that agency, law enforcement, or court personnel; or as ordered by a court."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1** was adopted.

Representative Franklin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 850, Page 1, Section 193.265, Line 6, by deleting said lines and inserting in lieu thereof the following:

"**for certification is made by the children's division, division of youth services, guardian ad litem, or juvenile officer on behalf**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 2** was adopted.

Representative Mitten offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 850, Page 21, Section 453.080, Lines 2 to 3, by deleting such lines and inserting in lieu thereof the following:

"be finalized. **If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference.** During such hearing, the court shall ascertain"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 3** was adopted.

Representative Franklin offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 850, Page 20, Section 453.030, Lines 32 to 53, by deleting said lines and inserting in lieu thereof the following:

"a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney**

representing the party signing the consent. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth **[**~~parent~~**] mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of **[**~~such~~**]** acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 4** was adopted.

On motion of Representative Franklin, **HCS SB 850, as amended**, was adopted.

On motion of Representative Franklin, **HCS SB 850, as amended**, was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	Meredith 71	Moon

PRESENT: 000

ABSENT WITH LEAVE: 019

Bangert	Baringer	Barnes 60	Brown 27	Conway 10
Cross	Fraker	Franks Jr	Higdon	Kidd
Messenger	Mitten	Peters	Phillips	Pogue
Redmon	Reisch	Smith 85	Walker 74	

VACANCIES: 002

Speaker Richardson declared the bill passed.

On motion of Representative Vescovo, the House recessed until 6:45 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 021

Basye	Bernskoetter	Bondon	Butler	DeGroot
Fraker	Francis	Hansen	Hurst	Justus
Kelly 141	Korman	Matthiesen	Morris 140	Morse 151
Redmon	Reiboldt	Taylor	Walsh	White
Wilson				

NOES: 000

PRESENT: 063

Anderson	Austin	Bangert	Baringer	Barnes 28
Berry	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Hill	Houghton
Houx	Johnson	Kolkmeyer	Lant	Lauer
Love	Lynch	McCreery	McDaniel	McGaugh
Mosley	Pfautsch	Pike	Reisch	Roberts
Roden	Rone	Ross	Rowland 155	Runions
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Trent	Vescovo
Walker 3	Wiemann	Wood		

ABSENT WITH LEAVE: 077

Adams	Alferman	Anders	Andrews	Arthur
Bahr	Barnes 60	Beard	Beck	Black
Brown 27	Burnett	Burns	Carpenter	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Eggleston	Ellebracht	Ellington	Engler	Evans
Gannon	Green	Harris	Henderson	Higdon
Kelley 127	Kendrick	Kidd	Knight	Lavender
Lichtenegger	Marshall	Mathews	May	McCann Beatty
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Muntzel	Neely
Newman	Nichols	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Pogue	Quade	Razer
Rehder	Remole	Revis	Rhoads	Roeber
Rowland 29	Ruth	Shull 16	Smith 85	Stevens 46
Swan	Tate	Unsicker	Walker 74	Washington
Wessels	Mr. Speaker			

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1250** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, 456.4-414, 474.150, 515.575, and 515.635, RSMo, and to enact in lieu thereof twenty-seven new sections relating to trusts and estates.

With Senate Amendment No. 1

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1250, Page 1, Section 456.006, Lines 2-3, by striking "in the Internal Revenue Code of 1986, as amended" and inserting in lieu thereof the following:

"**under 26 U.S.C. Section 223(d)(1)**"; and

Further amend said bill and section, Page 2, Lines 14-15, by striking "in the Internal Revenue Code of 1986, as amended" and inserting in lieu thereof the following:

"**under 26 U.S.C. Section 223(c)(1)**"; and

Further amend said bill, Page 3, Section 456.1080, Line 4, by inserting after all of said line the following:

"456.1-103. In sections 456.1-101 to 456.11-1106**, the following terms shall mean**:

(1) "Action**[**~~,~~**]**"**,** with respect to an act of a trustee, includes a failure to act;

(2) "Ascertainable standard" **[**~~means~~**],** a standard relating to an individual's health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or Section 2541(c)(1) of the Internal Revenue Code;

(3) "Beneficiary" **[**~~means~~**],** a person that:

(a) Has a present or future beneficial interest in a trust, vested or contingent; or

(b) In a capacity other than that of trustee, holds a power of appointment over trust property;

(4) "Charitable trust" **[**~~means~~**],** a trust, or portion of a trust, created for a charitable purpose described in subsection 1 of section 456.4-405;

(5) "Conservator" **[**~~means~~**],** a person described in subdivision (3) of section 475.010. This term does not include a conservator ad litem;

(6) "Conservator ad litem" **[**~~means~~**],** a person appointed by the court pursuant to the provisions of section 475.097;

(7) **"Directed trust", any trust, including a split interest trust, in which the trust instrument:**

(a) Authorizes a trust protector to instruct or direct the trustee;

(b) Charges a trust protector with any responsibilities regarding the trust;

(c) Grants the trust protector one or more powers over the trust; or

(d) Directs one or more powers over the trust to a person, who is not serving as a trustee, and is not a settlor or a beneficiary;

(8) "Environmental law" **[**~~means~~**],** a federal, state, or local law, rule, regulation, or ordinance relating to protection of the environment;

[~~(8)~~**] (9)** "Financial institution" **[**~~means~~**],** a non-foreign bank, savings and loan or trust company chartered, regulated and supervised by the Missouri division of finance, the office of the comptroller of the currency, the office of thrift supervision, the National Credit Union Administration, or the Missouri division of credit union supervision. The term "non-foreign bank" shall mean a bank that is not a foreign bank within the meaning of subdivision (1) of section 361.005;

[~~(9)~~**] (10)** "Guardian" **[**~~means~~**],** a person described in subdivision (7) of section 475.010. The term does not include a guardian ad litem;

[~~(10)~~**] (11)** "Interested persons"**,** include beneficiaries and any others having a property right in or claim against a trust estate which may be affected by a judicial proceeding. It also includes fiduciaries and other persons representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding;

[~~(11)~~**] (12)** "Interests of the beneficiaries" **[**~~means~~**],** the beneficial interests provided in the terms of the trust;

[~~(12)~~**] (13)** "Internal Revenue Code" **[**~~means~~**],** the United States Internal Revenue Code of 1986, as in effect on January 1, 2005, or as later amended;

[~~(13)~~**] (14)** "Jurisdiction**[**~~,~~**]",** with respect to a geographic area, includes a state or country;

[~~(14)~~**] (15)** "Person" **[**~~means~~**],** an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government; governmental subdivision, agency, or instrumentality; public corporation, or any other legal or commercial entity;

[~~(15)~~**] (16)** "Permissible distributee" **[**~~means~~**],** a beneficiary who is currently eligible to receive distributions of trust income or principal, whether mandatory or discretionary;

[~~(16)~~**] (17)** "Power of withdrawal" **[**~~means~~**],** a presently exercisable power of a beneficiary to withdraw assets from the trust without the consent of the trustee or any other person;

[~~(17)~~**] (18)** "Principal place of administration"**,** of a trust is the trustee's usual place of business where the records pertaining to the trust are kept, or the trustee's residence if the trustee has no such place of business, unless otherwise designated by the terms of the trust as provided in section 456.1-108. In the case of cotrustees, the principal place of administration is, in the following order of priority:

(a) The usual place of business of the corporate trustee if there is but one corporate cotrustee;

(b) The usual place of business or residence of the trustee who is a professional fiduciary if there is but one such trustee and no corporate cotrustee; or

(c) The usual place of business or residence of any of the cotrustees;

[~~(18)~~**] (19)** "Professional fiduciary" **[**~~means~~**],** an individual who represents himself or herself to the public as having specialized training, experience or skills in the administration of trusts;

[~~(19)~~**] (20)** "Property" **[**~~means~~**],** anything that may be the subject of ownership, whether real or personal, legal or equitable, or any interest therein;

[~~(20)~~**] (21)** "Qualified beneficiary" **[**~~means~~**],** a beneficiary who, on the date the beneficiary's qualification is determined:

(a) Is a permissible distributee;

(b) Would be a permissible distributee if the interests of the permissible distributees described in paragraph (a) of this subdivision terminated on that date; or

(c) Would be a permissible distributee if the trust terminated on that date;

[~~(21)~~**] (22)** "Record" **[**~~means~~**],** information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;

[~~(22)~~**] (23)** "Revocable**[**~~,~~**]",** as applied to a trust, means that the settlor has the legal power to revoke the trust without the consent of the trustee or a person holding an adverse interest, regardless of whether the settlor has the mental capacity to do so in fact;

[~~(23)~~**] (24)** "Settlor" **[**~~means~~**],** a person, including a testator, who creates, or contributes property to, a trust. If more than one person creates or contributes property to a trust, each person is a settlor of the portion of the trust property attributable to that person's contribution except to the extent another person has the power to revoke or withdraw that portion pursuant to the terms of the trust;

[~~(24)~~**] (25)** "Sign" **[**~~means~~**]**, with present intent to authenticate or adopt a record:

(a) To execute or adopt a tangible symbol; or

(b) To attach to or logically associate with the record an electronic sound, symbol, or process;

[~~(25)~~**] (26)** "Spendthrift provision" **[**~~means~~**],** a term of a trust which restrains either the voluntary or involuntary transfer or both the voluntary and involuntary transfer of a beneficiary's interest;

[~~(26)~~**] (27)** "State" **[**~~means~~**],** a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band recognized by federal law or formally acknowledged by a state;

[~~(27)~~**] (28)** "Terms of a trust" **[**~~means~~**],** the manifestation of the settlor's intent regarding a trust's provisions as expressed in the trust instrument or as may be established by other evidence that would be admissible in a judicial proceeding;

[~~(28)~~**] (29)** "Trust instrument" **[**~~means~~**],** an instrument executed by the settlor that contains terms of the trust, including any amendments thereto;

(30) "Trust protector", any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary, designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term "trust protector" includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;

[~~(29)~~**] (31)** "Trustee"**,** includes an original, additional, and successor trustee, and a cotrustee."; and

Further amend said bill and page, Section 456.4-414, Line 13, by inserting after all of said line the following:

"456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for **[**~~the appointment of a trust protector. For purposes of this section, a "trust protector", whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust~~**] one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust**.

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument**, provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity**. A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted**. The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument**;

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof**.

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except **[**~~in cases of bad faith or reckless indifference on the part of the trustee, or~~**]** as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority. Whenever a directed trust reserves to a person or vests in an advisory or investment committee authority to direct the making or retention of any investment, to the exclusion of the trustee or trustees, the excluded trustee or trustees shall not be liable, individually or as a trustee, for any loss resulting from the making or retention of any investment pursuant to such direction.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 881, as amended**.

Senators: Eigel, Schatz, Libla, Hummel, Curls.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2** and **House Amendment No. 2, as amended**, to **SB 884** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HB 1250, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HCS HB 1796, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

BILLS CARRYING REQUEST MESSAGES

SB 884, as amended, relating to taxation, was again taken up by Representative Wiemann.

Representative Wiemann moved that the House refuse to recede from its position on **SB 884, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 2140, as amended, relating to public contracts, was taken up by Representative Haefner.

Representative Haefner moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Helms	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 030

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Ellebracht	Franks Jr	Gray	Kendrick	Lavender
May	McCann Beatty	McCreery	Merideth 80	Mitten
Mosley	Newman	Nichols	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 038

Alferman	Anders	Barnes 60	Bernskoetter	Brown 27
Conway 10	Cross	Curtis	Davis	Ellington
Green	Gregory	Hansen	Harris	Henderson
Higdon	Hill	Kelly 141	Kidd	Marshall
McGee	Meredith 71	Messenger	Miller	Morgan
Peters	Phillips	Pierson Jr	Plocher	Pogue
Rhoads	Roeber	Smith 85	Stevens 46	Vescovo
Walker 74	Washington	Wessels		

VACANCIES: 002

Representative Haefner again moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 884: Representatives Wiemann, Haahr, Fitzpatrick, Carpenter and Kendrick

THIRD READING OF SENATE BILLS - INFORMAL

SB 582, relating to personal information data of students, was taken up by Representative Wood.

On motion of Representative Wood, the title of **SB 582**, relating to personal information data, was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 582, Page 1, In the Title, Line 3, by deleting the words "of students"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

Representative Cornejo offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 9, by inserting immediately after said section and line the following:

"**407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.**

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer**[**~~,~~**]** or any agent**,** authorized signatory**,** or employee of such person;

(3) **"Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;**

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

[~~(4)~~**] (6)** "Credit card" **[**~~or "debit card"~~**]**, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without **a** fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit**[**~~,~~**] or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card**. "Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments**;

[~~(5)~~**] (7)** "Expired credit card", a credit card for which the expiration date shown on it has passed;

[~~(6)~~**] (8)** "Issuer", the business organization **[**~~or~~**] ,** financial institution**,** or **[**~~its~~**]** duly authorized agent**[**~~, which~~**] thereof that** issues a credit card;

[~~(7)~~**] (9)** "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

[~~(8)~~**] (10)** "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from **[**~~an authorized user of a payment card~~**] a cardholder**, or an individual the person believes to be **[**~~an authorized user~~**] a cardholder**, a **[**~~payment~~**] credit** card or information from a **[**~~payment~~**] credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

[~~(9)~~**] (11)** "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

[~~(10)~~**] (12)** "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit **[**~~or debit~~**]** card onto the **chip or** magnetic strip or stripe of a different credit **[**~~or debit~~**]** card;

[~~(11)~~**] (13)** "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

[~~(12)~~**] (14)** "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit **[**~~or debit~~**]** card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card **[**~~or debit card~~**]** account number on any sales receipt provided to the cardholder for merchandise sold in this state**[**~~;~~

~~(2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or~~

~~(3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant~~**]**.

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number **[**~~or debit card number~~**]** is by handwriting or, prior to January 1, 2005, by an imprint of the credit card **[**~~or debit card~~**]**; and

(2) For handwritten or imprinted copies of credit card **[**~~or debit card~~**]** receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card **[**~~or debit card~~**]** transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card **[**~~or debit card~~**]** transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;

(2) Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;

(3) Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or

(4) Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

407.436. **[**~~1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.~~

~~2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority as provided in section 407.145.~~**] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 2** was adopted.

Representative Unsicker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 1, by inserting after the numeral "**1.**" the numeral "**(1)**"; and

Further amend said bill, page, and section, Line 2, by deleting said line and inserting in lieu thereof the following:

"**as defined in section 407.1500;**

(2) "Education records" shall have the same meaning as defined in 20 U.S.C Section 1232g (a)(4)."; and

Further amend said bill, page, and section, Line 4, by inserting immediately after the word "**information**" the phrase "**or education records**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 3** was adopted.

On motion of Representative Wood, **SB 582, as amended**, was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Bondon	Brattin	Brown 27
Burns	Conway 10	Cross	Curtis	Ellington
Engler	Fitzpatrick	Green	Haefner	Higdon
Kelley 127	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Rhoads	Roeber	Smith 85
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 2540, as amended, relating to individual income taxes, was taken up by Representative Haahr.

Representative Haahr moved that **SCS HCS HB 2540, as amended**, be adopted.

Representative Quade made a substitute motion that **SCS HCS HB 2540, as amended**, be recommitted to the Committee on Fiscal Review until such time as the Committee on Legislative Research, Division on Oversight, is able to develop an appropriate fiscal note to adequately address the changes adopted to the measure before final consideration by the House of Representatives.

Which motion was defeated by the following vote, the ayes and noes demanded pursuant to Rule 16:

AYES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Morse 151	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Reiboldt	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

NOES: 094

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reisch	Remole	Rhoads	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Berry	Bondon	Brown 27
Cookson	Cross	Curtis	Davis	Dogan
Ellington	Fraker	Francis	Haefner	Higdon
Korman	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Roeber	Smith 85	Tate
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Black	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Moon	Morgan	Newman	Pierson Jr
Quade	Razer	Rehder	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cornejo	Cross	Curtis	Ellington	Higdon
Meredith 71	Messenger	Miller	Mitten	Mosley

Nichols	Peters	Phillips	Pogue	Smith 85
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 101

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	McCann Beatty	McCreery	McGee	Merideth 80
Moon	Morgan	Newman	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cross	Curtis	Higdon	May	Meredith 71
Messenger	Miller	Mitten	Mosley	Nichols
Peters	Phillips	Pogue	Smith 85	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 660, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Anderson and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 687, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Haefner, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Fraker, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SB 718, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 743, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Rowland (29) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCR 63**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1388** entitled:

An act to repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1872** entitled:

An act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 2280, 2120, 1468 & 1616** entitled:

An act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SBs 603, 576 & 898, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 603, 576 & 898**.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 1388 - Fiscal Review
SS HCS HB 1872 - Fiscal Review
SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Fiscal Review

THIRD READING OF SENATE BILLS

SCS SB 1007, relating to the state personnel law, was taken up by Representative Trent.

On motion of Representative Trent, the title of **SCS SB 1007** was agreed to.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 3, Section 36.020, Line 72, by deleting the word "**survivor's**" and inserting in lieu thereof the word "**surviving**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Black	Brattin
Chipman	Christofanelli	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Anders	Bangert	Baringer	Beck
Burnett	Burns	Butler	Conway 10	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Bahr	Barnes 28	Berry	Bondon
Brown 27	Brown 57	Carpenter	Conway 104	Cookson
Cross	Curtis	Ellebracht	Ellington	Engler
Franklin	Gray	Houx	Kidd	Lauer
Marshall	Meredith 71	Messenger	Miller	Mitten
Nichols	Peters	Phillips	Pogue	Rehder
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Wessels	Wiemann			

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Lines 1-6, by deleting all of said section and lines; and

Further amend said bill, Page 47, Section 36.470, Lines 1-17, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Corlew	Curtman
Davis	DeGroot	Dinkins	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Reiboldt	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 60	Barnes 28	Berry	Brown 27	Brown 57
Conway 104	Cookson	Cornejo	Cross	Curtis
Dogan	Dohrman	Evans	Franks Jr	Haahr
Houx	Kidd	Korman	Lauer	Marshall
Meredith 71	Messenger	Miller	Muntzel	Nichols
Peters	Phillips	Pogue	Rehder	Reisch
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Mr. Speaker				

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Merideth (80) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Line 1, by inserting after the number "**36.025.**" the number "**1.**"; and

Further amend said bill, page, section, and line, by inserting the words "**this section and**" immediately after the word "**in**"; and

Further amend said bill, page, and section, Line 6, by inserting after all of said line the following:

"**2. (1) Notwithstanding the definition of employee in section 36.020, for the purposes of this subsection, the term "employee" means any employee who is subject to the provisions of this chapter as such chapter existed on August 27, 2018.**

(2) Any employee hired by a state agency before August 28, 2018, shall continue to be subject to the provisions of this chapter as such chapter existed on August 27, 2018, as long as such employee continues to be employed in a position that was subject to the provisions of this chapter as such chapter existed on August 27, 2018. Any such employee shall not be employed at will but shall receive the protections of this chapter as such chapter existed on August 27, 2018"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Curtman	DeGroot	Dinkins	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Rehder	Reisch	Remole	Roeber	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 035

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Berry	Brown 27	Burns	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
Dogan	Dohrman	Ellington	Evans	Haahr
Houx	Korman	McCreery	McDaniel	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Redmon	Reiboldt	Rhoads	Roden
Rone	Ruth	Smith 85	Swan	Vescovo
Walker 74				

VACANCIES: 002

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Conway 10	Ellebracht	Franks Jr	Gray	Green
Harris	Lavender	May	McCann Beatty	McGee
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

NOES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bernskoetter	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Evans	Haahr	Houx
Kendrick	Korman	McCreery	McDaniel	Meredith 71
Messenger	Mitten	Nichols	Peters	Phillips
Pogue	Razer	Reiboldt	Rhoads	Ruth
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Morgan	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Barnes 60	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Haahr	Houx	Kolkmeyer
Korman	Lauer	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Mitten	Newman	Nichols
Peters	Phillips	Pogue	Razer	Reiboldt
Rhoads	Roden	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Trent, **SCS SB 1007** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon

Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Burnett	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Pierson Jr	Quade
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 001

Roden

ABSENT WITH LEAVE: 024

Berry	Brown 27	Burns	Cookson	Corlew
Cross	Curtis	Davis	Haahr	Houx
Korman	McCreery	McDaniel	Meredith 71	Messenger
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1832** entitled:

An act to repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** to **SCR 40** and has taken up and passed **SCR 40, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 884, as amended**.

Senators: Koenig, Eigel, Onder, Rizzo, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 951, as amended**, and has taken up and passed **CCS HCS SB 951**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1832 - Fiscal Review

BILLS IN CONFERENCE

CCR HCS SS SCS SB 826, as amended, relating to health care, was taken up by Representative Ross.

On motion of Representative Ross, **CCR HCS SS SCS SB 826, as amended**, was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Conway 10
Conway 104	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McGaugh	McGee	Merideth 80	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 029

Barnes 60	Brown 27	Burns	Christofanelli	Cookson
Corlew	Cross	Curtis	Davis	Evans
Gray	Haahr	Haefner	Higdon	Korman
May	McCreery	Meredith 71	Messenger	Miller
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Smith 85	Smith 163	Walker 74	

VACANCIES: 002

On motion of Representative Ross, **CCS HCS SS SCS SB 826** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Ellington	Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Brown 57	Burns	Christofanelli
Cookson	Corlew	Cross	Curtis	Davis
Evans	Higdon	Korman	Lavender	May

McCreery	Meredith 71	Messenger	Nichols	Peters
Phillips	Pogue	Razer	Reiboldt	Smith 85
Smith 163	Walker 3	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 126

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wood
Mr. Speaker				

NOES: 010

Eggleston	Ellington	Hurst	Marshall	McDaniel
Moon	Roeber	Taylor	Wessels	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Barnes 60	Brown 27	Burns	Christofanelli
Cookson	Cross	Curtis	Davis	Evans
Higdon	Hill	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Reiboldt	Smith 85	Smith 163	Walker 74

VACANCIES: 002

CCR HCS SS SCS SB 775, as amended, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR HCS SS SCS SB 775, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Marshall

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Davis	Francis	Haahr	Higdon
Johnson	Korman	McCreery	Meredith 71	Messenger
Nichols	Peters	Pogue	Razer	Reiboldt
Roden	Smith 85	Spencer	Walker 74	

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS HCS SS SCS SB 775** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Burns	Cookson	Cross	Curtis
Davis	Higdon	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Pogue	Razer
Reiboldt	Smith 85	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 708, relating to motor vehicle financial responsibility, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **SB 708** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 708, Page 1, Section A, Line 4, by inserting after all of said line the following:

"**105.008. Pay periods for state employees, as defined in section 105.800, shall not exceed fourteen days, except in cases where a payday falls on a holiday and requires that employees be paid before the regularly scheduled payday or as otherwise provided under section 33.100.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Chipman	Christofanelli	Corlew
Cornejo	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Morgan	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 28	Brattin	Brown 27	Brown 57	Burns
Conway 104	Cookson	Cross	Curtis	Curtman
Davis	Dohrman	Ellington	Franklin	Gregory
Haahr	Higdon	Hill	Korman	Lauer

Meredith 71	Messenger	Morris 140	Mosley	Nichols
Peters	Pogue	Razer	Rehder	Reiboldt
Schroer	Smith 85	Trent	Walker 74	Washington
Mr. Speaker				

VACANCIES: 002

Representative May moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Fitzpatrick, **SB 708** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Eggleston	Hurst	Johnson	Moon	Washington

PRESENT: 000

ABSENT WITH LEAVE: 028

Brattin	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Francis
Gregory	Higdon	Korman	Meredith 71	Messenger
Mitten	Morris 140	Nichols	Peters	Pogue

Razer	Rehder	Reiboldt	Schroer	Smith 85
Trent	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2140, as amended**, and grants the House a conference thereon.

Also, the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House.

Senators: Nasheed, Rowden, Brown, Munzlinger, Hummel

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 819, as amended**, and has taken up and passed **CCS SB 819**.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#3 SCS HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was adopted by the following vote:

AYES: 128

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Runions

Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Brattin	Brown 27	Burns	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Gregory	Haahr	Haefner	Higdon	Korman
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Razer	Rehder	Reiboldt
Rone	Rowland 29	Schroer	Smith 85	Trent
Walker 74	Mr. Speaker			

VACANCIES: 002

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Alferman	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Gregory
Haahr	Higdon	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Razer	Rehder	Reiboldt	Rowland 29	Schroer
Smith 85	Trent	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Chipman declared the bill passed.

Representative Fitzpatrick assumed the Chair.

BILLS IN CONFERENCE

CCR HCS SB 660, as amended, relating to mental health, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **CCR HCS SB 660, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Dohrman	Fraker	Gregory	Haahr
Higdon	Kelly 141	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

On motion of Representative Fitzwater, **CCS HCS SB 660** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Brown 27	Burns	Cookson
Cross	Curtis	Higdon	Korman	McCann Beatty
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Rowland 155	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HB 1460** entitled:

An act to repeal sections 142.803 and 143.121, RSMo, and to enact in lieu thereof three new sections relating to state revenues, with a referendum clause.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HB 1460 - Fiscal Review

BILLS IN CONFERENCE

CCR HCS SB 743, as amended, relating to elementary and secondary education, was taken up by Representative Redmon.

On motion of Representative Redmon, **CCR HCS SB 743, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger

Love	Lynch	Mathews	Matthiesen	May
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Schroer	Smith 85	Trent	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Redmon, **CCS HCS SB 743** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Higdon	Korman	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Smith 85	Trent	Walker 74	Wessels
White	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SB 687, as amended, relating to student transportation, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **CCR HCS SB 687, as amended**, was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 004

Hurst	Marshall	Moon	Roeber

PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

On motion of Representative Rowland (155), **CCS HCS SB 687** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 004

Hurst	Marshall	Moon	Roeber

PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Rowland 155	Smith 85	Trent	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SS SCS SBs 603, 576 & 898, as amended, relating to virtual education, was taken up by Representative Spencer.

On motion of Representative Spencer, **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 007

Hurst	Korman	Marshall	May	McDaniel
Moon	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Baringer	Beard	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74		

VACANCIES: 002

On motion of Representative Spencer, **CCS HCS SS SCS SBs 603, 576 & 898** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Hurst	Korman	Marshall	May	Moon

PRESENT: 000

ABSENT WITH LEAVE: 019

Baringer	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 773, as amended**, and has taken up and passed **CCS HCS SB 773**.

BILLS CARRYING REQUEST MESSAGES

SS#2 SCS SB 590, as amended, relating to historic buildings, was taken up by Representative Rehder.

Representative Rehder moved that the House refuse to recede from its position on **House Amendment No. 1** to **SS#2 SCS SB 590** and grant the Senate a conference.

Which motion was adopted.

RECESS

On motion of Representative Vescovo, the House recessed until 10:45 p.m.

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 022

Basye	Bernskoetter	Bondon	Fraker	Gannon
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Matthiesen	Morse 151	Muntzel	Phillips
Redmon	Reiboldt	Remole	Roeber	Taylor
Walsh	White			

NOES: 002

Marshall	Rowland 29

PRESENT: 072

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Beard	Berry	Black	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Grier	Haahr	Hannegan	Harris	Helms
Hill	Houghton	Johnson	Kendrick	Knight
Kolkmeyer	Lauer	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McGaugh	Miller
Moon	Pfautsch	Pike	Plocher	Razer
Reisch	Roden	Rone	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Trent	Walker 3	Washington	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 065

Adams	Alferman	Anders	Arthur	Barnes 60
Barnes 28	Beck	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Ellebracht	Ellington	Engler	Evans	Gray
Green	Gregory	Haefner	Hansen	Henderson
Higdon	Houx	Kidd	Lavender	May
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Mosley	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman
Pogue	Quade	Rehder	Revis	Rhoads
Roberts	Ross	Runions	Smith 85	Stephens 128
Stevens 46	Unsicker	Vescovo	Walker 74	Wessels

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1456** entitled:

An act to repeal sections 43.401, 70.210, 190.300, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty new sections relating to emergency communication services, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 32, Section 190.455, Lines 11-12 of said page, by striking all of said lines and inserting in lieu thereof the following:

"**inhabitants and located in more than one county and any county in which it is located shall establish an agreement regarding**".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 1, Section Title, Line 6 by striking the word "emergency"; and

Further amend said bill, Page 43, Section 190.475, Line 21, by inserting after all of said line the following:

"**620.2450. 1. A grant program is hereby established under sections 620.2450 to 620.2458 to award grants to applicants who seek to expand access to broadband internet service in unserved and underserved areas of the state. The department of economic development shall administer and act as the fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under sections 620.2450 to 620.2458. Funding for the grant program established under this section shall be subject to appropriation by the general assembly.**

2. As used in sections 620.2450 to 620.2458, the following terms shall mean:

(1) "Underserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload;

(2) "Unserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of at least ten megabits per second download and one megabit per second upload.

620.2451. Grants awarded under sections 620.2450 to 620.2458 shall fund the acquisition and installation of retail broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but that is scalable to higher speeds.

620.2452. Applicants eligible for grants awarded shall include:

(1) Corporations, or their affiliates, registered in this state;

(2) Incorporated businesses or partnerships;

(3) Limited liability companies registered in this state;

(4) Nonprofit organizations registered in this state;

(5) Political subdivisions; and

(6) Rural electric cooperatives organized under chapter 394 and their broadband affiliates.

620.2453. An eligible applicant shall submit an application to the department of economic development on a form prescribed by the department. An application for a grant under sections 620.2450 to 620.2458 shall include the following information:

(1) A description of the project area;

(2) A description of the kind and amount of broadband internet infrastructure that is proposed to be deployed;

(3) Evidence demonstrating the unserved or underserved nature of the project area;

(4) The number of households that would have new access to broadband internet service, or whose broadband internet service would be upgraded, as a result of the grant;

(5) A list of significant community institutions that would benefit from the proposed grant;

(6) The total cost of the proposal and the timeframe in which it will be completed;

(7) A list identifying sources of funding or in-kind contributions, including government funding, that would supplement any awarded grant; and

(8) Any other information required by the department of economic development.

620.2454. 1. At least thirty days prior to the first day applications may be submitted each fiscal year, the department of economic development shall publish on its website the specific criteria and any quantitative weighting scheme or scoring system the department will use to evaluate or rank applications and award grants under section 620.2455. Such criteria and quantitative scoring system shall include the criteria set forth in section 620.2455.

2. Within three business days of the close of the grant application process, the department of economic development shall publish on its website the proposed unserved and underserved areas, and the proposed broadband internet speeds for each application submitted. Upon request, the department shall provide a copy of any application to an interested party.

3. A broadband internet service provider that provides existing service in or adjacent to the proposed project area may submit to the department of economic development, within forty-five days of publication of the information under subsection 2 of this section, a written challenge to an application. Such challenge shall contain information demonstrating that:

(1) The provider currently provides broadband internet service to retail customers within the proposed unserved or underserved area;

(2) The provider has begun construction to provide broadband internet service to retail customers within the proposed unserved or underserved area; or

(3) The provider commits to providing broadband internet service to retail customers within the proposed unserved or underserved areas within the timeframe proposed by the applicant.

4. Within three business days of the submission of a written challenge, the department of economic development shall notify the applicant of such challenge.

5. The department of economic development shall evaluate each challenge submitted under this section. If the department determines that the provider currently provides, has begun construction to provide, or commits to provide broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but scalable to higher speeds, in the proposed project area, the department shall not fund the challenged project.

6. If the department of economic development denies funding to an applicant as a result of a broadband internet service provider challenge under this section and such broadband internet service provider does not fulfill its commitment to provide broadband internet service in the unserved or underserved area, the department of economic development shall not consider another challenge from such broadband internet service provider for the next two grant cycles, unless the department determines the failure to fulfill the commitment was due to circumstances beyond the broadband internet service provider's control.

620.2455. 1. The department of economic development shall give first priority to grant applications that serve unserved areas.

2. The department of economic development shall give secondary priority to grant applications that demonstrate the ability to receive matching funds that serve unserved areas, whether such matching funds are government funds or other funds.

3. The department shall give third priority to grant applications that serve underserved areas.

4. The department of economic development shall use a quantitative weighing scheme or scoring system including, at a minimum, the following elements to rank the applications:

(1) Financial, technical, and legal capability of the applicant to deploy and operate broadband internet service;

(2) The number of locations served in the most cost-efficient manner possible considering the project area density;

(3) Available minimum broadband speeds;

(4) Ability of the infrastructure to be scalable to higher broadband internet speeds;

(5) Commitment of the applicant to fund at least fifty percent of the project from private sources;

(6) Length of time the provider has been operating broadband internet services in the state;

(7) The offering of new or substantially upgraded broadband internet service to important community institutions including, but not limited to, libraries, educational institutions, public safety facilities, and health care facilities;

(8) The offering of service to economically distressed areas of the state, as measured by indices of unemployment, poverty, or population loss that are significantly greater than the statewide average;

(9) The ability to provide technical support and training to residents, businesses, and institutions in the community of the proposed project to utilize broadband internet service;

(10) Plans to actively promote the adoption of the newly available broadband internet service in the community; and

(11) Strong support for the proposed project from citizens, businesses, and institutions in the community.

620.2456. 1. The department of economic development shall not award any grant to an otherwise eligible grant applicant where funding from the Connect America Fund has been awarded, where high cost support from the federal Universal Service Fund has been received by rate of return carriers, or where any other federal funding has been awarded which did not require any matching fund component, for any portion of the proposed project area, nor shall any grant money be used to serve any retail end user that already has access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload.

2. No grant awarded under sections 620.2450 to 620.2458, when combined with any federal, state, or local funds, shall fund more than fifty percent of the total cost of a project.

3. No single project shall be awarded grants under sections 620.2450 to 620.2458 whose cumulative total exceeds five million dollars.

4. The department of economic development shall endeavor to award grants under sections 620.2450 to 620.2458 to qualified applicants in all regions of the state.

5. An award granted under sections 620.2450 to 620.2458 shall not:

(1) Require an open access network;

(2) Impose rates, terms, and conditions that differ from what a provider offers in other areas of its service area;

(3) Impose any rate, service, or any other type of regulation beyond speed requirements set forth in section 620.2451; or

(4) Impose an unreasonable time constraint on the time to build the service.

620.2457. By June thirtieth of each year, the department of economic development shall publish on its website and provide to the general assembly:

(1) A list of all applications for grants under sections 620.2450 to 620.2458 received during the previous year and, for each application:

(a) The results of any quantitative weighting scheme or scoring system the department of economic development used to award grants or rank the applications;

(b) The grant amount requested;

(c) The grant amount awarded, if any;

(2) All written challenges.

620.2458. The department of economic development shall develop administrative rules governing the eligibility, application and grant award process, and to implement the provisions of sections 620.2450 to 620.2458. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 57, Section 190.440, Line 50 of said page, by inserting immediately after said line the following:

"Section B. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically three years after the effective date of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically six years after the effective date of the reauthorization of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458; and

(3) Sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 is sunset."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 38, Section 190.460, Line 14, by inserting after all of said line the following:

"**6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.**"; and

Further renumber the remaining subsection accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HB 1456, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 1250, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS#2 SCS SB 590: Representatives Rehder, Engler, Taylor, Roberts and Washington

Representative Johnson resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS HB 1428, as amended, relating to vacancies in elected offices, was taken up by Representative Muntzel.

Representative Muntzel moved that the House refuse to adopt **SS HB 1428, as amended**, and request the Senate to recede from its position and take up and pass **HB 1428**.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, relating to nonprofit organizations, was taken up by Representative Evans.

On motion of Representative Evans, the title of **SS#2 SCS SB 802** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 802, Page 3, Section 37.020, Line 68, by inserting after all of said section and line the following:

"**37.675. 1. There is hereby established in the office of administration the "Missouri Office of Equal Opportunity". All authority, powers, and privileges of the state office of equal employment opportunity, which was established by executive order, shall be transferred to the Missouri office of equal opportunity.**

2. The Missouri office of equal opportunity shall have the mission to ensure that all present and prospective employees are afforded equal opportunity at all levels and phases of employment within state government with respect to, but not limited to, hiring, recruiting, training, benefits, promotions, transfers, layoffs, demotions, terminations, rate of compensation, and recalls from layoffs. It shall also work to ensure that the state does not discriminate against any person on account of age, ancestry, color, disability, national origin, race, religion, sex, sexual orientation, or veteran status.

3. (1) The governor shall, by and with the advice and consent of the senate, appoint an officer to head the Missouri office of equal opportunity.

(2) Subject to appropriations, the commissioner of administration shall provide the officer with such facilities, staff, resources, equipment, and supplies as are necessary to carry out the duties set forth herein. The officer shall submit a proposal each fiscal year to the commissioner of administration detailing the needs of the Missouri office of equal opportunity.

(3) The officer shall be the state's chief compliance officer to ensure that the state is complying with all federal and state laws concerning equal employment opportunity and workforce diversity.

4. The Missouri office of equal opportunity shall have the following duties and responsibilities:

(1) The Missouri office of equal opportunity shall have primary responsibility for assisting in the coordination and implementation of workforce diversity programs throughout all departments and offices of the state government;

(2) The Missouri office of equal opportunity shall advise the governor on issues regarding equal employment opportunity, workforce diversity, and efforts to administer workforce diversity action goals and timetables for implementation throughout the departments and offices of the state government;

(3) The Missouri office of equal opportunity shall review progress reports of state departments and offices and shall meet biannually with each department director to evaluate departmental results and determine the course of future workforce diversity goals, timetables, recruiting, planning, and implementation. The results of each meeting shall be reported in writing to the commissioner of administration;

(4) By January first of each year, the Missouri office of equal opportunity shall provide a report to the commissioner of administration, general assembly, and governor that summarizes the activities of each department and that contains recommendations for additional programs to accomplish the mission of the Missouri office of equal opportunity; and

(5) The Missouri office of equal opportunity shall monitor all departments and offices of the state government and assist them to ensure equal employment opportunity.

5. Each state department shall submit a revised workforce diversity plan to the Missouri office of equal opportunity by September thirtieth of each year. The primary responsibility for developing the workforce diversity plan shall rest with each department director. The Missouri office of equal opportunity shall review and approve each submitted plan."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SS#2 SCS SB 802, with House Amendment No. 1, pending, was laid over.

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 43, relating to the hedging of natural gas and other fuel inputs, was taken up by Representative Black.

On motion of Representative Black, **SCR 43** was truly agreed to and finally passed by the following vote:

AYES: 129

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roeber	Rone	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Francis	Gray	Higdon	Houx
Justus	Marshall	Meredith 71	Messenger	Mitten
Newman	Nichols	Peters	Pogue	Rhoads
Roden	Ross	Runions	Smith 85	Wessels
Wood	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker, I am instructed by the Senate to inform the House of Representatives that the Senate requests the House grant further conference on **SS SCS HB 1633, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 718, as amended**, and has taken up and passed **CCS HCS SCS SB 718**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 884, as amended**, and has taken up and passed **CCS SB 884**.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended, relating to unlawful activity on nuclear power plant property, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was adopted by the following vote:

AYES: 122

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 104	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Johnson	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 007

Ellington	Hurst	Lavender	Marshall	McDaniel
Moon	Roberts			

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Berry	Brown 27
Burns	Butler	Conway 10	Cookson	Corlew
Cross	Curtis	Curtman	Francis	Gray
Higdon	Houx	Justus	Kelly 141	Meredith 71
Messenger	Mitten	Newman	Nichols	Peters
Pogue	Rhoads	Runions	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 116

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Carpenter	Chipman
Christofanelli	Corlew	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 008

Burnett	Ellington	Hurst	Lavender	Marshall
McDaniel	Moon	Roberts		

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Baringer	Barnes 60	Brown 27
Burns	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtis	Curtman	Fraker	Francis
Gray	Grier	Higdon	Houghton	Justus
McCann Beatty	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Plocher	Pogue

Rhoads	Runions	Smith 85	Spencer	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS#2 SCS SB 949 and **HCS#2 SS#2 SCS SB 1050** were placed on the Senate Bills for Third Reading - Informal Calendar.

HCS#2 SS SB 704, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS#2 SS SB 704** was agreed to.

Representative Dogan moved that **HCS#2 SS SB 704** be adopted.

Which motion was defeated.

On motion of Representative Dogan, the title of **SS SB 704** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 704, Page 32, Section 105.030, Line 41, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person **[**~~employed specifically for the purpose of attempting~~**] who, as a part of his or her regular employment duties, attempts** to influence any action by a local government official elected in a county, city, town, or village **[**~~with an annual operating budget of over ten million dollars~~**]**;

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;

b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;

~~d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~

~~e. All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;~~

~~(c) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;~~

~~(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.~~

~~4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~

~~5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.~~

~~6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.~~

~~7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.~~

~~8. Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.~~

~~9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.~~

~~10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.~~

~~11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or~~

~~judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".~~

~~12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.~~

~~13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.~~**]**

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works**; and, for elected local government official lobbyists, the local government entity to be lobbied**. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate;

b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill, Page 38, Section 227.601, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"**agreement; and**

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study including an estimate of the costs of the project and the rate impact on customers during the life of the agreement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

On motion of Representative Dogan, **SS SB 704, as amended**, was read the third time and passed by the following vote:

AYES: 099

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Barnes 28	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 57
Burnett	Carpenter	Chipman	Conway 104	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Johnson	Justus	Kelley 127	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pike	Quade	Razer	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 025

Anderson	Basye	Evans	Fitzwater	Grier
Houx	Hurst	Kelly 141	Kidd	Marshall
McCreery	McDaniel	Moon	Pierson Jr	Pietzman
Plocher	Rehder	Roeber	Rone	Ross
Smith 163	Taylor	Trent	Vescovo	Washington

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Barnes 60	Bondon	Brown 27
Burns	Butler	Christofanelli	Conway 10	Cookson
Cross	Curtis	Curtman	Ellington	Fraker
Gray	Haahr	Higdon	Kendrick	Korman
Love	Meredith 71	Messenger	Newman	Nichols
Peters	Phillips	Pogue	Reiboldt	Roden

Rowland 29	Runions	Schroer	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, with House Amendment No. 1, pending, relating to nonprofit organizations, was again taken up by Representative Evans.

House Amendment No. 1 was withdrawn.

On motion of Representative Evans, **SS#2 SCS SB 802** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Beard	Berry
Black	Bondon	Brown 57	Butler	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lichtenegger	Lynch	Matthiesen	May	McGaugh
Merideth 80	Miller	Mitten	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Pierson Jr
Pike	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roeber
Ross	Rowland 155	Rowland 29	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 035

Adams	Barnes 28	Basye	Beck	Bernskoetter
Brattin	Burnett	Carpenter	Eggleston	Ellington
Fitzpatrick	Francis	Green	Houx	Hurst
Johnson	Kidd	Lauer	Lavender	Marshall
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Moon	Morgan	Pietzman	Plocher	Quade
Rone	Schroer	Shull 16	Stephens 128	Washington

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Franks Jr
Gray	Higdon	Kendrick	Love	Meredith 71
Messenger	Newman	Nichols	Peters	Phillips
Pogue	Rhoads	Roden	Runions	Smith 85
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 629, relating to tax increment financing, was taken up by Representative Miller.

On motion of Representative Miller, the title of **SCS SB 629** was agreed to.

Representative Washington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area **in** which**[**~~, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use~~**] :**

(a) The buildings in the area are unsanitary or unsafe for living or working or are substantially vacant, provided the area qualifies as a distressed community under section 135.530;

(b) The level of unemployment is one and one-half times greater than the average rate of unemployment for this state, as averaged over the preceding twelve months; or

(c) The median household income is less than fifty percent of the median household income of the metropolitan statistical area, if any;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment

plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

(b) Result in increased employment in the municipality; or

(c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) Initial costs for an economic development area;

(f) Costs of construction of public works or improvements;

(g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

(17) "Taxing districts", any political subdivision of this state having the power to levy taxes;

(18) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

(19) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Washington moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, **[**~~improper subdivision or obsolete platting,~~**]** or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, **[**~~morals,~~**]** or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997**. For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision**;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

(b) Result in increased employment in the municipality; or

(c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during

the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) Initial costs for an economic development area;

(f) Costs of construction of public works or improvements;

(g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) **"Retail area", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;**

(17) "Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

[~~(17)~~**] (19)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

[~~(18)~~**] (20)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

[~~(19)~~**] (21)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. **Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.**

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. **(1)** Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing.

The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under **[**~~subsection 3 of~~**]** section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under **[**~~subsection 3 of~~**]** section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805**[**~~, that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas~~**]**."; and

Further amend said bill, Page 3, Section 99.845, Line 75, by deleting said line and inserting in lieu thereof the following:

"January 1, 1998**;**

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Bondon	Brattin
Brown 57	Conway 104	Corlew	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Lynch	Marshall	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Reiboldt
Remole	Roden	Roeber	Rone	Rowland 155

Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 027

Adams	Barnes 28	Beck	Burnett	Butler
Carpenter	Ellebracht	Ellington	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 050

Anders	Arthur	Bangert	Baringer	Barnes 60
Basye	Black	Brown 27	Burns	Chipman
Christofanelli	Conway 10	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	Evans	Franks Jr
Gray	Haahr	Hansen	Higdon	Kelley 127
Kendrick	Korman	Love	Mathews	Meredith 71
Messenger	Morris 140	Newman	Nichols	Peters
Phillips	Plocher	Pogue	Rehder	Reisch
Rhoads	Ross	Runions	Smith 85	Sommer
Stevens 46	Walker 74	Wessels	Wilson	Mr. Speaker

VACANCIES: 002

Representative Stacy moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Miller, **SCS SB 629** was truly agreed to and finally passed by the following vote:

AYES: 094

Adams	Alferman	Anderson	Austin	Barnes 28
Beard	Beck	Berry	Black	Bondon
Brown 57	Burnett	Butler	Carpenter	Chipman
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Mosley	Muntzel	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Revis	Rhoads	Roberts	Roden
Rone	Rowland 155	Rowland 29	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Walker 3	Walsh	Wood	

NOES: 032

Andrews	Bahr	Basye	Brattin	Christofanelli
DeGroot	Eggleston	Franks Jr	Grier	Helms
Hill	Hurst	Johnson	Marshall	McCreery
McDaniel	Moon	Morse 151	Neely	Pietzman
Reisch	Remole	Roeber	Ross	Spencer
Stacy	Taylor	Vescovo	Washington	White
Wiemann	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 035

Anders	Arthur	Bangert	Baringer	Barnes 60
Bernskoetter	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Fitzpatrick
Gray	Higdon	Kendrick	Korman	Lauer
Mathews	Meredith 71	Messenger	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Rehder
Runions	Smith 85	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

HCS HB 2171, with Senate Amendment No. 1, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the House concurred in **Senate Amendment No. 1** to **HCS HB 2171** by the following vote:

AYES: 124

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80

Miller	Moon	Morgan	Morse 151	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Meredith 71	Messenger	Mitten	Morris 140	Mosley
Newman	Nichols	Peters	Phillips	Pogue
Rehder	Reisch	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Wood, **HCS HB 2171, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 120

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McDaniel
McGee	Merideth 80	Miller	Moon	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Lichtenegger	McCreery	McGaugh	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reisch
Runions	Smith 85	Tate	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Johnson declared the bill passed.

SS HB 1953, relating to the dissemination of information on the treatment of certain diseases, was taken up by Representative Neely.

On motion of Representative Neely, **SS HB 1953** was adopted by the following vote:

AYES: 119

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 038

Anders	Bangert	Barnes 60	Beck	Bondon
Brown 27	Burns	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Gray
Green	Haahr	Higdon	Kendrick	Korman
May	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Phillips	Pogue
Razer	Rehder	Reisch	Rowland 29	Runions
Smith 85	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Neely, **SS HB 1953** was truly agreed to and finally passed by the following vote:

AYES: 123

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 034

Anders	Barnes 60	Beck	Brown 27	Burns
Carpenter	Conway 10	Cookson	Cross	Curtis
Curtman	Davis	Gray	Green	Haahr

Higdon	Kendrick	Korman	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Rowland 29
Runions	Smith 85	Walker 74	Wessels	

VACANCIES: 002

Representative Johnson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HBs 1729, 1621 & 1436** entitled:

An act to repeal sections 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, and 630.546, RSMo, and to enact in lieu thereof twenty new sections relating to public contracts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS SB 590, as amended**.

Senators: Hegeman, Koenig, Cunningham, Rizzo, Hummel

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HCS HBs 1729, 1621 & 1436 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HCS HB 1364, relating to petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, **SS SCS HCS HB 1364** was adopted by the following vote:

AYES: 115

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler

Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Ross	Ruth	Schroer	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	McDaniel	Moon

PRESENT: 001

Roden

ABSENT WITH LEAVE: 041

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Gray	Green	Haahr	Higdon	Kendrick
Kolkmeyer	Korman	May	McCreery	Meredith 71
Messenger	Mitten	Morgan	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Razer
Rehder	Reiboldt	Rone	Rowland 155	Rowland 29
Runions	Shull 16	Smith 85	Smith 163	Walker 74
Wessels				

VACANCIES: 002

On motion of Representative Kidd, **SS SCS HCS HB 1364** was truly agreed to and finally passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love

Lynch	Mathews	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 005

Barnes 28	Hurst	Marshall	McDaniel	Moon

PRESENT: 001

Roden

ABSENT WITH LEAVE: 037

Adams	Anders	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Cross	Curtis	Curtman
Davis	Gray	Green	Haahr	Higdon
Kendrick	Korman	McCreery	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reiboldt
Rowland 155	Rowland 29	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SS#2 SCS HCS HBs 1288, 1377 & 2050, relating to tax credits for certain benevolent organizations, was taken up by Representative Engler.

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was adopted by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews

Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Pierson Jr
Pike	Plocher	Redmon	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 021

Adams	Bangert	Barnes 28	Beck	Burnett
Butler	Carpenter	Franks Jr	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Quade	Razer	Unsicker
Washington				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 036

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Newman	Nichols	Peters	Phillips	Pietzman
Pogue	Rehder	Reiboldt	Reisch	Rowland 29
Runions	Smith 85	Stevens 46	Walker 74	Wessels
Wood				

VACANCIES: 002

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was truly agreed to and finally passed by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morse 151	Neely	Pfautsch	Pike
Plocher	Redmon	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Mr. Speaker			

NOES: 020

Adams	Bangert	Barnes 28	Beck	Burnett
Carpenter	Franks Jr	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Quade	Razer	Unsicker	Washington

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 038

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Muntzel	Newman	Nichols	Peters	Phillips
Pierson Jr	Pietzman	Pogue	Rehder	Reiboldt
Reisch	Rowland 29	Runions	Smith 85	Stevens 46
Walker 74	Wessels	Wood		

VACANCIES: 002

Representative Johnson declared the bill passed.

Speaker Richardson resumed the Chair.

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 954**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SB 982 - Fiscal Review

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1350

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, as amended;

2. That the House recede from its position on House Bill No. 1350;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Cody Smith
/s/ Phil Christofanelli
/s/ Kathie Conway
/s/ Bruce Franks, Jr.
/s/ Gina Mitten

FOR THE SENATE:

/s/ Caleb Rowden
/s/ Jeanie Riddle
/s/ Jay Wasson
Scott Sifton
/s/ Gina Walsh

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 951

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 951, with House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 951, as amended;

2. That the Senate recede from its position on Senate Bill No. 951;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 951, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Sandy Crawford	/s/ Jack Bondon
/s/ David Sater	/s/ Donna Pfautsch
/s/ Paul Wieland	/s/ Robert Ross
/s/ Jason Holsman	/s/ Cora Faith Walker (74)
/s/ Jill Schupp	/s/ Kip Kendrick

CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 819

The Conference Committee appointed on Senate Bill No. 819, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, and House Amendment Nos. 2 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 819, as amended;

2. That the Senate recede from its position on Senate Bill No. 819;

3. That the attached Conference Committee Substitute for Senate Bill No. 819 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Mike Cunningham	/s/ Jim Neely
/s/ David Sater	/s/ Robert Cornejo
/s/ Jeanie Riddle	/s/ Cody Smith (163)
/s/ Gina Walsh	/s/ Lauren Arthur
/s/ Jill Schupp	/s/ Ingrid Burnett

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 655

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 655, with House Amendment Nos. 1, 2 and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 655, as amended;

2. That the Senate recede from its position on Senate Bill No. 655;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 655 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Scott Sifton
/s/ John Rizzo
/s/ Bob Dixon
/s/ Ed Emery
/s/ Andrew Koenig

FOR THE HOUSE:

/s/ Kurt Bahr
/s/ Jean Evans
/s/ Kevin Corlew
/s/ Mark Ellebracht
Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 773

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 773, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, and 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 773, as amended;

2. That the Senate recede from its position on Senate Bill No. 773;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 773, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Denny Hoskins	/s/ Kathryn Swan
/s/ Mike Cunningham	/s/ Robert Cornejo
/s/ Rob Schaaf	/s/ Jean Evans
/s/ Scott Sifton	/s/ Steven Roberts
/s/ John Rizzo	/s/ Deb Lavender

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 843

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, House Amendment Nos. 2, 3, 4, 5, 6, 7, 8, 9, and 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment Nos. 12 and 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 843;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Jeanie Riddle	/s/ Robert Ross
/s/ Brian Munzlinger	/s/ Mike Bernskoetter
/s/ Caleb Rowden	/s/ Nate Walker, (3rd)
/s/ Scott Sifton	/s/ Jon Carpenter
/s/ Jason Holsman	/s/ Pat Conway, (10th)

CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 884

The Conference Committee appointed on Senate Bill No. 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2, and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 884, as amended;

2. That the Senate recede from its position on Senate Bill No. 884;

3. That the attached Conference Committee Substitute for Senate Bill No. 884, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Bill Eigel
/s/ Bob Onder
/s/ John Rizzo
/s/ Jason Holsman

FOR THE HOUSE:

/s/ John Wiemann
/s/ Elijah Haahr
/s/ Scott Fitzpatrick
Jon Carpenter
Kip Kendrick

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1719

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, with Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, Senate Amendment No. 4, and Senate Amendment No. 5 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, as amended;

2. That the House recede from its position on House Bill No. 1719;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Derek Grier
/s/ Representative Steve Helms
/s/ Representative Robert Ross
Representative Jon Carpenter
Representative DaRon McGee

FOR THE SENATE:

/s/ Senator Jeanie Riddle
Senator Mike Cierpiot
/s/ Senator Caleb Rowden
/s/ Senator Jill Schupp
/s/ Senator Scott Sifton

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HB 1350, as amended - Fiscal Review
CCR HCS SB 951, as amended - Fiscal Review
CCR SB 819, as amended - Fiscal Review
CCR HCS SB 655, as amended - Fiscal Review
CCR HCS SB 773, as amended - Fiscal Review
CCR HCS SS SCS SB 843, as amended - Fiscal Review
CCR SB 884, as amended - Fiscal Review
CCR SS SCS HB 1719, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1350, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 951, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 655, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1719, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

RECESS

Representative Vescovo moved the House stand in recess until such time as Conference Committee Reports are distributed or 3:00 a.m., whichever is earlier, then stand adjourned until 10:00 a.m., Friday, May 18, 2018.

Which motion was adopted.

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 881

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 881, with House Amendment Nos. 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 881, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 881;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 881 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Dave Schatz
/s/ Doug Libla
Jacob Hummel
/s/ Shalonn "KiKi" Curls

FOR THE HOUSE:

/s/ Charlie Davis
/s/ Bart Korman
/s/ Bill Reiboldt
Tracy McCreery
/s/ Greg Razer

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 590

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, as amended;

2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590;

3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Hegeman
/s/ Mike Cunningham
/s/ Andrew Koenig
/s/ Jacob Hummel
/s/ John Rizzo

FOR THE HOUSE:

/s/ Holly Rehder
/s/ Kevin Engler
/s/ Jered Taylor
/s/ Steven Roberts
/s/ Barbara Washington

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SB 881, as amended - Fiscal Review
CCR SS#2 SCS SB 590, as amended - Fiscal Review

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, May 18, 2018.

COMMITTEE HEARINGS

BUDGET
Friday, May 18, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary).

FISCAL REVIEW
Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT
Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

HOUSE CALENDAR

SEVENTY-SEVENTH DAY, FRIDAY, MAY 18, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)

HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 – Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27 - Engler

SENATE BILLS FOR THIRD READING

SCS SB 953 - Hill
SCS SB 824 - Ross
SB 973 - Corlew
SB 954 - McCann Beatty
SS SB 982, (Fiscal Review 5/17/18) - Henderson

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 780 - Hill
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman
HCS SCS SBs 946 & 947 - Cornejo
HCS SS#2 SB 674 - Haahr
HCS SCS SBs 632 & 675 - Engler
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
HCS SB 695 - Swan
SB 626 - Kidd
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
HCS SS#2 SCS SB 949 - Kelley (127)
HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 50 - Andrews
SCR 53 - Houghton

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 36 - Kidd
SCR 42 - Davis
SCR 37 - Matthiesen

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HCS HB 1796, as amended - Ruth
SCS HCS HB 1713 - Phillips
SCS HB 1250, as amended - Plocher
SS SCS HCS HB 1388, (Fiscal Review 5/17/18) - Gregory
SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Haefner
SS HCS HB 1872 - Johnson
SS SCS HB 1832 - Cornejo
SS#2 HB 1460, (Fiscal Review 5/17/18) - Evans
SS SCS HCS HB 1456, as amended (Fiscal Review 5/17/18) - Lauer
SS HCS HBs 1729, 1621 & 1436, (Fiscal Review 5/17/18) - Justus

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1769 - Mathews
SCS HCS#2 HB 1503 - Dohrman
SS#2 HCS HB 2129 - Cookson
SS HB 1415, as amended, E.C. - Lauer
SCS HB 2347 - Davis

BILLS CARRYING REQUEST MESSAGES

SS HB 1428, as amended (request Senate recede/take up and pass bill) - Muntzel
CCS SS SCS HB 1633, as amended (request House grant further conference) - Corlew

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SCS SB 718, as amended, E.C. - Rhoads
CCR SS SCS HB 1350, as amended - Smith (163)
CCR HCS SB 951, as amended - Bondon
HCS SB 808, as amended - Bondon

CCR HCS SCS SBs 807 & 577, as amended - Lichtenegger
CCR SB 819, w/HA 1 HA 1, HA 2 HA 1, HA 1, a.a., HA 2 & HA 4 (Fiscal Review 5/17/18) - Neely
CCR SS SCS HB 1719, as amended - Grier
CCR HCS SB 655, as amended - Bahr
CCR HCS SB 773, as amended (Fiscal Review 5/17/18) - Swan
CCR HCS SS SCS SB 843, as amended (Fiscal Review 5/17/18), E.C. - Ross
SB 757, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8, HA 9 - Tate
CCR HCS SS SB 881, as amended (Fiscal Review 5/17/18) - Davis
CCR SB 884, w/ HA 1, HA 2 HA 2, HA 2, A.A. (Fiscal Review 5/17/18) - Wiemann
SS SCS HCS HB 2140, as amended - Haefner
CCR SS#2 SCS SB 590, with HA 1 (Fiscal Review 5/17/18), E.C. - Rehder

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SEVENTH DAY, FRIDAY, MAY 18, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Now let Thy servant depart in peace. (Luke 2:29)

O God of us all, who is all that is good and true and beautiful, create in our hearts a place where You can live on this last day of session. May the long emotional hours ahead be an opportunity for political cooperation for us and may we, until the conclusion, be prepared in body and spirit for the many tasks and votes that lie before us.

Now as we end this regular session keep us healthy and strong, ever ready to serve our beloved state and always being about Your business in the People's House.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-sixth day was approved as printed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Arthur	Beck	Ellington	Rowland 29

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 020

Barnes 60	Brown 27	Cookson	Curtis	Curtman
Ellebracht	Justus	Love	May	Meredith 71
Messenger	Moon	Peters	Pietzman	Pogue
Rehder	Roeber	Smith 85	Spencer	Washington

VACANCIES: 002

MOTION

Representative Vescovo moved that Rule 66 be suspended to allow **SB 954** and **SS SB 982** to be taken up for consideration.

Which motion was adopted by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McDaniel
McGaugh	McGee	Miller	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis

Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Beck	McCreery	Merideth 80	Mitten	Morgan
Quade	Rowland 29	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Barnes 60	Brown 27	Cross	Curtis
Curtman	Gray	Justus	Love	May
Meredith 71	Messenger	Moon	Neely	Peters
Phillips	Pogue	Rehder	Roeber	Smith 85
Walker 74	White			

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Rowland (29) and Smith (163)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1456, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS#2 SCS SB 590, with House Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 773, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 819, with House Amendment No. 1 to House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2** and **House Amendment No. 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 843, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 881, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 884, with House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 2** and **House Amendment No. 2, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (4): Morris (140), Rowland (29), Wiemann and Wood

THIRD READING OF SENATE BILLS

SCS SB 953, **SCS SB 824** and **SB 973** were placed on the Informal Calendar.

SB 954, relating to expungement of records relating to the offense of unlawful use of a weapon, was taken up by Representative McCann Beatty.

On motion of Representative McCann Beatty, the title of **SB 954** was agreed to.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Franklin

Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 034

Anders	Bangert	Barnes 28	Beck	Burnett
Burns	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 025

Adams	Arthur	Baringer	Barnes 60	Brown 27
Butler	Cross	Curtis	Curtman	Fitzpatrick
Francis	Gray	Justus	Love	May
Meredith 71	Messenger	Neely	Peters	Pierson Jr
Pogue	Rehder	Roeber	Smith 85	Walker 74

VACANCIES: 002

On motion of Representative McCann Beatty, **SB 954** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight

Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Justus	Love	May	McGee
Meredith 71	Messenger	Peters	Pogue	Rehder
Roeber	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SB 982, relating to payments for health care services, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **SS SB 982** was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 982, Page 1, Section A, Line 3, by inserting after all of said line the following;

"354.150. 1. Every health services corporation subject to the provisions of sections 354.010 to 354.380 shall pay **[**~~the following fees~~**]** to the director **[**~~for the administration and enforcement of the provisions of this chapter:~~

~~(1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;~~

~~(2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;~~

~~(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk-based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;~~

~~(4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section but required to be filed in the office of the director, fifty dollars each;~~

~~(5) For affixing the seal of office of the director, ten dollars;~~

~~(6) For accepting each service of process upon the company, ten dollars~~**] the fees specified in section 374.230**.

2. Fees mandated in subdivision (1) of **[**~~subsection 1 of this section~~**] section 374.230** shall be waived if a majority shareholder, officer, or director of the organizing corporation is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of such service to the secretary of state.

354.495. Every health maintenance organization subject to sections 354.400 to 354.636 shall pay to the director the **[**~~following fees:~~

~~(1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;~~

~~(2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;~~

~~(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;~~

~~(4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section but required to be filed in the office of the director, fifty dollars each;~~

~~(5) For affixing the seal of office of the director, ten dollars;~~

~~(6) For accepting each service of process upon the company, ten dollars~~**] fees specified in section 374.230**.

354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

(1) The health carrier's network;

(2) The health carrier's procedures for making referrals within and outside its network;

(3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the network to meet the health care needs of enrollees of the managed care plan;

(4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;

(5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;

(6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;

(7) The health carrier's process for enabling enrollees to change primary care professionals;

(8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and

(9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

(1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;

(2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;

(3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; **[**~~or~~**]**

(4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed**; or**

(5) The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed.

374.150. 1. All fees due the state under the provisions of the insurance laws of this state shall be paid to the director **[**~~of revenue~~**]** and deposited in the state treasury to the credit of the insurance dedicated fund unless otherwise provided for in subsection 2 of this section.

2. There is hereby established in the state treasury a special fund to be known as the "Insurance Dedicated Fund". The fund shall be subject to appropriation of the general assembly and shall be devoted solely to the payment of expenditures incurred by the department attributable to duties performed by the department for the regulation of the business of insurance, regulation of health maintenance organizations and the operation of the division of consumer affairs as required by law which are not paid for by another source of funds. Other provisions of law to the contrary notwithstanding, beginning on January 1, 1991, all fees charged under any provision of chapter 325, 354, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384 or 385 due the state shall be paid into this fund. The state treasurer shall invest moneys in this fund in the same manner as other state funds and any interest or earnings on such moneys shall be credited to the insurance dedicated fund. The provisions of section 33.080 notwithstanding, moneys in the fund shall not lapse, be transferred to or placed to the credit of the general revenue fund unless and then only to the extent to which the unencumbered balance at the close of the biennium year exceeds two times the total amount appropriated, paid, or transferred to the fund during such fiscal year.

[~~3. Notwithstanding provisions of this section to the contrary, five hundred thousand dollars of the insurance dedicated fund shall annually be transferred and placed to the credit of the state general revenue fund on July first beginning with fiscal year 2014.~~**]**

374.230. Every **[**~~insurance company doing business in this state~~**] individual or entity making a filing with the department described below** shall pay to the director **[**~~of revenue~~**]** the following fees **and charges, to be paid into the insurance dedicated fund established under section 374.150**:

(1) For filing the declaration required on organization of each domestic company, **[**~~two hundred fifty~~**] one thousand** dollars;

(2) For filing statement and certified copy of charter required of foreign companies, **[**~~two hundred fifty~~**] one thousand** dollars;

(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk-based capital report, report of valuation of policies or other obligations of assurance, and audited financial report annual statement of any company doing business in this state, **[**~~one thousand five hundred~~**] two thousand** dollars;

(4) **[**~~For filing supplementary annual statement of any company doing business in this state, fifty dollars~~**] For filing the ORSA summary report required by sections 382.500 to 382.550, or a preacquisition notification required by sections 382.040 through 382.060, or section 382.095, five hundred dollars**;

(5) **Unless otherwise specified in subdivision (4) or another section of law, for any filings required under chapter 382, two hundred fifty dollars;**

(6) For filing any paper, document, or report **for which a filing fee is not otherwise provided for in another section of law that is** not filed under subdivision (1), (2), **[**~~or~~**]** (3), **(4), or (5),** but required to be filed in the office of the director, **[**~~fifty~~**] one hundred fifty** dollars each**[**~~;~~**]** .

[~~(6) For a copy of a company's certificate of authority or producer or agent license, ten dollars;~~

~~(7) For affixing the seal of office of the director, ten dollars;~~

~~(8) For accepting each service of process upon the company, ten dollars.~~**]**"; and

Further amend said bill, Page 1, Section 376.427, Lines 2 through 4, by deleting all of said lines and inserting in lieu thereof the following:

"(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) "Health carrier" or "carrier", as such term is defined in section 376.1350;

[~~(2)~~**] (4)** "Insured", any person entitled to benefits under a contract of accident"; and

Further amend said section by renumbering accordingly; and

Further amend said bill, Pages 2-5, Section 376.690, Lines 1-92, by deleting all of said lines and inserting in lieu thereof the following:

"**376.690. 1. As used in this section, the following terms shall mean:**

(1) "Emergency medical condition", the same meaning given to such term in section 376.1350;

(2) "Facility", the same meaning given to such term in section 376.1350;

(3) "Health care professional", the same meaning given to such term in section 376.1350;

(4) "Health carrier", the same meaning given to such term in section 376.1350;

(5) "Unanticipated out-of-network care", health care services received by a patient in an in-network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;

2. Health care professionals may send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier within one hundred and eighty days of the delivery of the unanticipated out-of-network care on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the

health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the health carrier and health care professional shall have sixty days from the date of the initial offer of reimbursement to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A claim for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Claims may be combined for purposes of arbitration, but only to the extent the claims represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional who sends a claim to a health carrier under subsection 2 of this section shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional who sends a claim to a health carrier under subsection 2 of this section may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director. The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

(1) The health care professional's training, education, or experience;

(2) The nature of the service provided;

(3) The health care professional's usual charge for comparable services provided;

(4) The circumstances and complexity of the particular case, including the time and place the services were provided; and

(5) The average contracted rate for comparable services provided in the same geographic area.

8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

376.1065. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;

(2) "Department", the department of insurance, financial institutions and professional registration;

(3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;

(4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;

(5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity."; and

Further amend said bill, Page 5, Section 376.1063, Lines 1 through 16, by removing all of said section from the bill; and

Further amend said bill, Page 10, Section 376.1367, Line 15, by inserting after the word "**forty-five**" the word "**processing**"; and

Further amend said page and section, Line 34, by inserting after all of said line the following:

"379.1545. Notwithstanding any other provision of law:

(1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;

(2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;

(3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

(a) For nonpayment of premium;

(b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or

(c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

[~~374.115. Insurance examiners appointed or employed by the director of the department of insurance, financial institutions and professional registration shall be compensated according to the applicable levels established and published by the National Association of Insurance Commissioners.~~**]**

Section B. The repeal of section 374.115 and the repeal and reenactment of sections 354.150, 354.495, 374.150, and 374.230 of section A of this act shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cookson	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Moon	Morris 140	Morse 151	Pfautsch
Phillips	Pietzman	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rowland 155	Ruth

Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 030

Adams	Anders	Barnes 28	Burnett	Burns
Butler	Carpenter	Ellebracht	Ellington	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Merideth 80	Morgan	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 035

Arthur	Bangert	Baringer	Barnes 60	Beck
Brown 27	Conway 10	Conway 104	Corlew	Cross
Curtis	Curtman	Gray	Hannegan	Kelly 141
Matthiesen	May	McGee	Meredith 71	Messenger
Miller	Mitten	Mosley	Muntzel	Neely
Peters	Pike	Plocher	Pogue	Redmon
Roden	Rone	Ross	Rowland 29	Smith 85

VACANCIES: 002

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

On motion of Representative Henderson, **SS SB 982, as amended**, was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads

Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 008

Butler	Hurst	Marshall	May	Merideth 80
Moon	Newman	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Korman	Mathews	Meredith 71	Messenger
Mitten	Peters	Pogue	Rowland 29	Smith 85
Wessels				

VACANCIES: 002

Speaker Richardson declared the bill passed.

RECESS

On motion of Representative Vescovo, the House recessed until 11:40 a.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HBs 1729, 1621 & 1436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (3): Fraker, Rowland (29) and Wessels

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HB 1460, relating to state revenues, was taken up by Representative Evans.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Arthur	Barnes 60	Brown 27	Cross	Curtis
Curtman	Gray	Haahr	Messenger	Nichols
Peters	Pogue	Smith 85	Spencer	

VACANCIES: 002

On motion of Representative Evans, **SS#2 HB 1460** was adopted by the following vote:

AYES: 086

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Berry	Black	Bondon	Burnett

Burns	Carpenter	Conway 10	Conway 104	Cookson
Corlew	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Gannon
Green	Haefner	Hansen	Harris	Henderson
Higdon	Houghton	Justus	Kelley 127	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	McCann Beatty	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morse 151
Mosley	Muntzel	Newman	Pfautsch	Phillips
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shull 16	Sommer	Stephens 128
Stevens 46	Swan	Tate	Unsicker	Walker 3
Walker 74	Walsh	Wessels	White	Wood
Mr. Speaker				

NOES: 062

Anderson	Bahr	Beard	Bernskoetter	Brattin
Brown 57	Butler	Chipman	Christofanelli	Cornejo
Davis	DeGroot	Dinkins	Eggleston	Ellington
Fitzpatrick	Franklin	Franks Jr	Frederick	Gregory
Grier	Haahr	Hannegan	Helms	Hill
Houx	Hurst	Johnson	Kelly 141	Kidd
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	Miller	Moon
Morris 140	Neely	Pierson Jr	Pietzman	Pike
Plocher	Rehder	Reisch	Remole	Roeber
Ross	Schroer	Shaul 113	Smith 163	Spencer
Stacy	Taylor	Trent	Vescovo	Washington
Wiemann	Wilson			

PRESENT: 002

Roden	Shumake

ABSENT WITH LEAVE: 011

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Messenger	Nichols	Peters	Pogue
Smith 85				

VACANCIES: 002

On motion of Representative Evans, **SS#2 HB 1460** was truly agreed to and finally passed by the following vote:

AYES: 088

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Berry	Black	Bondon	Burnett
Burns	Carpenter	Conway 10	Conway 104	Cookson
Corlew	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Gannon	Green	Haefner	Hannegan	Hansen

Harris	Henderson	Higdon	Houghton	Justus
Kelley 127	Kendrick	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Muntzel	Newman
Pfautsch	Phillips	Quade	Razer	Redmon
Reiboldt	Revis	Rhoads	Roberts	Rone
Rowland 155	Rowland 29	Runions	Ruth	Shull 16
Sommer	Stephens 128	Stevens 46	Swan	Tate
Unsicker	Walker 3	Walker 74	Walsh	Wessels
White	Wood	Mr. Speaker		

NOES: 060

Anderson	Bahr	Beard	Bernskoetter	Brattin
Brown 57	Butler	Chipman	Christofanelli	Cornejo
Davis	DeGroot	Eggleston	Ellington	Fitzpatrick
Franklin	Franks Jr	Frederick	Gregory	Grier
Haahr	Helms	Hill	Houx	Hurst
Johnson	Kelly 141	Kidd	Lynch	Marshall
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	Miller	Moon	Morris 140	Neely
Pierson Jr	Pietzman	Pike	Plocher	Rehder
Reisch	Remole	Roeber	Ross	Schroer
Shaul 113	Smith 163	Spencer	Stacy	Taylor
Trent	Vescovo	Washington	Wiemann	Wilson

PRESENT: 001

Shumake

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Messenger	Nichols	Peters	Pogue
Roden	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS HCS HBs 1729, 1621 & 1436, relating to public contracts, was taken up by Representative Justus.

On motion of Representative Justus, **SS HCS HBs 1729, 1621 & 1436** was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cookson
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner

Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 104	Ellebracht	Ellington	Franks Jr
Gannon	Green	Hannegan	Harris	Kendrick
Kidd	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Pietzman	Quade	Razer	Revis	Roberts
Roden	Rowland 29	Runions	Ruth	Shaul 113
Spencer	Stevens 46	Tate	Unsicker	Washington
Wessels				

PRESENT: 001

Korman

ABSENT WITH LEAVE: 017

Barnes 60	Berry	Brown 27	Conway 10	Corlew
Curtis	Curtman	Gray	Lavender	May
Messenger	Mitten	Nichols	Peters	Pogue
Smith 85	Walker 74			

VACANCIES: 002

On motion of Representative Justus, **SS HCS HBs 1729, 1621 & 1436** was truly agreed to and finally passed by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cookson
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 050

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Conway 104	Corlew	Ellebracht
Ellington	Franks Jr	Gannon	Green	Hannegan
Harris	Kendrick	Kidd	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Pietzman	Quade
Razer	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Shaul 113	Spencer	Stevens 46
Tate	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Korman

ABSENT WITH LEAVE: 013

Barnes 60	Berry	Brown 27	Curtis	Curtman
Gray	Lavender	Messenger	Mitten	Nichols
Peters	Pogue	Smith 85		

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS#2 HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

Representative Alferman assumed the Chair.

On motion of Representative Cookson, **SS#2 HCS HB 2129** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis

Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 003

Hurst	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Carpenter	Chipman	Cross
Curtis	Curtman	DeGroot	Gray	Haahr
Henderson	Higdon	Messenger	Nichols	Peters
Pogue	Reiboldt	Rhoads	Rone	Smith 85
Washington	Wessels	Wiemann		

VACANCIES: 002

On motion of Representative Cookson, **SS#2 HCS HB 2129** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant

Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	White	Wilson	Wood

NOES: 003

Hurst	McDaniel	Moon

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 27	Carpenter	Chipman
Conway 10	Cross	Curtis	Curtman	DeGroot
Gray	Helms	Henderson	Higdon	Messenger
Nichols	Peters	Pogue	Reiboldt	Smith 85
Wessels	Wiemann	Mr. Speaker		

VACANCIES: 002

Representative Alferman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1446** entitled:

An act to repeal sections 115.124, 115.157, and 321.320, RSMo, and to enact in lieu thereof four new sections relating to elections, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1446 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1635, relating to abuse or neglect reporting in long-term care facilities, was taken up by Representative Bernskoetter.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Bernskoetter, **SCS HCS HB 1635** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Beard	Brown 27	Cookson	Cross
Curtis	Curtman	Gray	Henderson	Messenger
Nichols	Peters	Pietzman	Pogue	Schroer
Smith 85	Wiemann			

VACANCIES: 002

On motion of Representative Bernskoetter, **SCS HCS HB 1635** was truly agreed to and finally passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morris 140	Morse 151
Mosley	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brown 27	Conway 10	Cookson	Cornejo
Cross	Curtis	Curtman	Eggleston	Gray
Henderson	Messenger	Morgan	Muntzel	Nichols
Peters	Pietzman	Pogue	Schroer	Smith 85
Spencer	Washington			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS HB 1415, as amended, relating to workforce development, was taken up by Representative Lauer.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Knight
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Muntzel	Neely	Phillips
Pietzman	Pike	Plocher	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wood		

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellington	Franks Jr	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Austin	Brown 27	Burns	Cookson
Cross	Curtis	Ellebracht	Gray	Hill
Justus	Kidd	Kolkmeyer	Korman	Marshall
Messenger	Morse 151	Nichols	Peters	Pfautsch
Pogue	Quade	Redmon	Rehder	Rone
Schroer	Smith 85	Stephens 128	Washington	White
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Lauer, **SS HB 1415, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson	Wood		

NOES: 004

Hurst	Lavender	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Brown 27	Cookson	Cross	Curtis	Dohrman
Gray	Kolkmeyer	Korman	McGaugh	Messenger
Morse 151	Neely	Nichols	Peters	Pogue
Quade	Redmon	Rehder	Rone	Schroer
Smith 85	Wessels	White	Mr. Speaker	

VACANCIES: 002

On motion of Representative Lauer, **SS HB 1415, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton

Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtman	Hurst	Lavender	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Basye	Brown 27	Cookson	Cross	Curtis
Gray	Green	Messenger	Morse 151	Nichols
Peters	Pogue	Quade	Redmon	Remole
Schroer	Smith 85	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 134

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Mosley	Muntzel	Neely	Newman	Pfautsch

Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Curtman	Hurst	Marshall	McCreery	Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Adams	Barnes 60	Brown 27	Cookson	Cross
Curtis	Gray	Green	Grier	Love
Messenger	Mitten	Morse 151	Nichols	Peters
Pogue	Redmon	Rhoads	Schroer	Smith 85
Unsicker	White			

VACANCIES: 002

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1456, as amended, relating to emergency communication services, with penalty provisions, was taken up by Representative Lauer.

Speaker Richardson resumed the Chair.

On motion of Representative Lauer, **SS SCS HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Conway 10	Conway 104
Corlew	Dinkins	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Wessels	Wiemann	Wilson	Mr. Speaker	

NOES: 019

Bondon	Brattin	Cornejo	Curtman	Fitzpatrick
Hill	Hurst	Johnson	Marshall	Matthiesen
Moon	Roeber	Ross	Schroer	Smith 163
Stacy	Taylor	Trent	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Christofanelli	Cookson	Cross
Curtis	Davis	DeGroot	Dogan	Gray
Green	Haahr	Helms	Houx	Kelly 141
Korman	McDaniel	Messenger	Muntzel	Nichols
Peters	Phillips	Pogue	Rehder	Smith 85
Walker 74	White	Wood		

VACANCIES: 002

On motion of Representative Lauer, **SS SCS HCS HB 1456, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 115

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Higdon	Houghton	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Vescovo	Walker 3
Walsh	Wessels	Wiemann	Wilson	Mr. Speaker

NOES: 021

Bahr	Bondon	Brattin	Christofanelli	Cornejo
Curtman	Fitzpatrick	Hill	Hurst	Johnson
Marshall	Matthiesen	Moon	Roeber	Ross
Schroer	Smith 163	Stacy	Taylor	Trent
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brown 27	Cookson	Cross	Curtis
Davis	DeGroot	Franks Jr	Gray	Green
Haahr	Helms	Henderson	Houx	Korman
McDaniel	Messenger	Muntzel	Nichols	Peters
Pogue	Smith 85	Walker 74	White	Wood

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS IN CONFERENCE

CCR SS SCS HB 1350, as amended, relating to criminal history records, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HB 1350, as amended**, was adopted by the following vote:

AYES: 141

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 017

Adams	Barnes 60	Brattin	Brown 27	Cookson
Corlew	Cross	Gray	Green	Helms
Meredith 71	Messenger	Nichols	Peters	Pogue
Reisch	Shull 16			

VACANCIES: 002

On motion of Representative Smith (163), **CCS SS SCS HB 1350** was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtis	Ellington	Gray	Green
Hansen	Kelley 127	Korman	Lavender	McDaniel
McGaugh	Meredith 71	Messenger	Nichols	Peters
Pogue	Reisch	Roden	Shull 16	Wessels
Wood				

VACANCIES: 002

Speaker Richardson declared the bill passed.

CCR SS SCS HB 1719, as amended, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **CCR SS SCS HB 1719, as amended**, was adopted by the following vote:

AYES: 105

Anders	Anderson	Andrews	Arthur	Bahr
Bangert	Baringer	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cornejo	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Helms	Higdon	Houghton	Houx	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lavender	Love	Lynch
Matthiesen	McCreery	McGaugh	McGee	Merideth 80
Miller	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Ruth	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	Wilson	Wood	Mr. Speaker

NOES: 005

Beck	Hurst	Marshall	Moon	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 051

Adams	Alferman	Austin	Barnes 60	Basye
Brattin	Brown 27	Cookson	Corlew	Cross
Curtman	Ellington	Fitzpatrick	Gray	Green
Hansen	Harris	Henderson	Hill	Justus
Kolkmeyer	Lauer	Lichtenegger	Mathews	May
McCann Beatty	McDaniel	Meredith 71	Messenger	Mitten
Morgan	Mosley	Neely	Newman	Nichols
Peters	Pierson Jr	Pogue	Reiboldt	Reisch
Roden	Rowland 29	Runions	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Washington	White
Wiemann				

VACANCIES: 002

On motion of Representative Grier, **CCS SS SCS HB 1719** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wilson	Wood	Mr. Speaker

NOES: 005

Beck	Hurst	Marshall	Moon	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Ellington	Fitzpatrick	Francis	Gray
Green	Henderson	Justus	Kolkmeyer	Mathews
Meredith 71	Messenger	Mosley	Nichols	Peters
Pogue	Reisch	Roden	Tate	White
Wiemann				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has receded on the Senate Substitute, as amended, for **HB 1428**, and has taken up and passed **HB 1428**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 843, as amended**, and has taken up and passed **CCS HCS SS SCS SB 843**.

Emergency Clause defeated.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** to **SS SB 982** and has taken up and passed **SS SB 982, as amended**.

BILLS IN CONFERENCE

CCR HCS SB 773, as amended, relating to income taxation, was taken up by Representative Swan.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon

Morgan	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Mr. Speaker			

NOES: 036

Adams	Arthur	Bangert	Barnes 28	Beck
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Franks Jr	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Anders	Austin	Baringer	Barnes 60
Brattin	Brown 27	Chipman	Cookson	Cross
Ellington	Fitzpatrick	Gray	Green	Knight
Lant	Meredith 71	Messenger	Muntzel	Nichols
Peters	Pietzman	Pogue	Shull 16	Washington
White	Wilson	Wood		

VACANCIES: 002

On motion of Representative Swan, **CCR HCS SB 773, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McDaniel
McGaugh	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike

Plocher	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wood
Mr. Speaker				

NOES: 010

Butler	Franks Jr	Hurst	Lavender	Marshall
McCreery	Merideth 80	Moon	Quade	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Brattin	Brown 27
Cookson	Cross	Ellington	Gray	Green
Lant	McGee	Meredith 71	Messenger	Nichols
Peters	Pogue	Reisch	White	Wilson

VACANCIES: 002

On motion of Representative Swan, **CCS HCS SB 773** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wiemann	Wood	Mr. Speaker		

NOES: 017

Baringer	Barnes 28	Beck	Butler	Ellington
Franks Jr	Hurst	Kidd	Lavender	Marshall
McCreery	Merideth 80	Moon	Quade	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Austin	Barnes 60	Brattin	Brown 27
Cookson	Cross	Gray	Green	Meredith 71
Messenger	Nichols	Peters	Pogue	White
Wilson				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1713, relating to birth certificates, was taken up by Representative Phillips.

On motion of Representative Phillips, **SCS HCS HB 1713** was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lavender	Lichtenegger	Love
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Moon	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer

Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Mr. Speaker				

NOES: 001

Hurst

PRESENT: 001

Mitten

ABSENT WITH LEAVE: 023

Austin	Bangert	Barnes 60	Beard	Brattin
Brown 27	Cookson	Cross	Dogan	Gray
Green	Kendrick	Lant	Lynch	Meredith 71
Messenger	Morse 151	Nichols	Peters	Pogue
White	Wilson	Wood		

VACANCIES: 002

On motion of Representative Phillips, **SCS HCS HB 1713** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wiemann
Mr. Speaker				

NOES: 001

Hurst

PRESENT: 000

ABSENT WITH LEAVE: 019

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	McGee
Meredith 71	Messenger	Nichols	Peters	Pogue
Wessels	White	Wilson	Wood	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

SS SCS HB 1832, relating to merchandising practices, was taken up by Representative Cornejo.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Korman	Lant	Love
Lynch	Mathews	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wilson
Wood				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Harris	Lavender	May

McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 031

Austin	Barnes 60	Brattin	Brown 27	Brown 57
Cookson	Cross	Dogan	Gray	Green
Kelley 127	Kendrick	Kolkmeyer	Lauer	Lichtenegger
Marshall	Matthiesen	Meredith 71	Messenger	Mitten
Nichols	Peters	Pogue	Reiboldt	Rhoads
Shumake	Sommer	Washington	White	Wiemann
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cornejo, **SS SCS HB 1832** was adopted by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	

NOES: 004

Corlew	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Barnes 60	Brattin	Brown 27	Conway 10
Cookson	Cross	Dogan	Ellington	Frederick
Gray	Green	Kendrick	Lauer	McCreery
Meredith 71	Messenger	Mitten	Morgan	Neely
Nichols	Peters	Pogue	Reiboldt	Rhoads
Stacy	White	Mr. Speaker		

VACANCIES: 002

On motion of Representative Cornejo, **SS SCS HB 1832** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Merideth 80	Miller	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Washington	Wessels
Wiemann	Wilson	Wood		

NOES: 006

Corlew	Hurst	Kidd	Marshall	Moon
Morgan				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Beck	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	Lauer
Meredith 71	Messenger	Mitten	Morris 140	Newman

Nichols	Peters	Pogue	Reiboldt	Walsh
White	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS#2 HCS HB 1796, as amended, relating to the process for the conveyance of real estate, was taken up by Representative Ruth.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brown 57
Chipman	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Rhoads	Roden	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 034

Alferman	Austin	Barnes 60	Barnes 28	Beck
Brattin	Brown 27	Christofanelli	Conway 104	Cookson
Cross	Fitzpatrick	Gray	Green	Haefner
Helms	Kendrick	Kolkmeyer	Lant	Lauer
Meredith 71	Messenger	Miller	Mitten	Nichols

Peters	Phillips	Pogue	Reiboldt	Roeber
Rone	Trent	White	Mr. Speaker	

VACANCIES: 002

On motion of Representative Ruth, **SS#2 HCS HB 1796, as amended**, was adopted by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 007

Beard	Eggleston	Hurst	Kidd	Marshall
Moon	Roden			

PRESENT: 000

ABSENT WITH LEAVE: 028

Austin	Barnes 60	Beck	Brattin	Brown 27
Conway 10	Conway 104	Cookson	Cross	Gray
Green	Helms	Kendrick	Lant	Lauer
McCann Beatty	Meredith 71	Messenger	Mitten	Nichols
Peters	Phillips	Pietzman	Pogue	Reiboldt
Roeber	White	Mr. Speaker		

VACANCIES: 002

On motion of Representative Ruth, **SS#2 HCS HB 1796, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 006

Beard	Eggleston	Hurst	Kidd	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brattin	Brown 27	Conway 104
Cookson	Cross	Gray	Green	Helms
Kendrick	Lauer	McCann Beatty	Meredith 71	Messenger
Mitten	Nichols	Peters	Pogue	Redmon
Reiboldt	Roeber	White		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1809**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SBs 807 & 577, as amended**, and has taken up and passed **CCS HCS SCS SBs 807 & 577**.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Rehder	Reisch
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson		

NOES: 037

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 031

Adams	Barnes 60	Brattin	Brown 27	Cookson
Cross	Dogan	Ellington	Gannon	Gray
Green	Kelley 127	Kendrick	Knight	Lauer
Marshall	Meredith 71	Messenger	Nichols	Peters

Phillips	Pogue	Quade	Redmon	Reiboldt
Roeber	Shull 16	Spencer	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Johnson, **SS HCS HB 1872** was adopted by the following vote:

AYES: 126

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson				

NOES: 008

Bahr	Christofanelli	Hurst	Marshall	Moon
Stacy	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 027

Adams	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtman	Gray	Green	Higdon
Kelley 127	Kendrick	Lauer	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Redmon
Reiboldt	Reisch	Roeber	Walker 74	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Johnson, **SS HCS HB 1872** was truly agreed to and finally passed by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Curtis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	Wiemann	Wilson	

NOES: 009

Bahr	Christofanelli	Curtman	Fitzpatrick	Hurst
Marshall	Moon	Stacy	Unsicker	

PRESENT: 000

ABSENT WITH LEAVE: 023

Alferman	Barnes 60	Brattin	Brown 27	Cookson
Cross	Davis	Franklin	Gray	Green
Kendrick	Lauer	Meredith 71	Messenger	Nichols
Peters	Pogue	Reiboldt	Shumake	Walker 74
White	Wood	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS#2 HB 1503, relating to military affairs, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **SCS HCS#2 HB 1503** was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Baringer	Barnes 60	Brattin	Brown 27	Brown 57
Cookson	Cross	Gannon	Gray	Green
Kendrick	Lant	Lauer	Meredith 71	Messenger
Nichols	Peters	Pfautsch	Pogue	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Dohrman, **SCS HCS#2 HB 1503** was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	Wilson

NOES: 004

Conway 10	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Brattin	Brown 27	Brown 57	Cookson
Cross	Fraker	Gannon	Gray	Green
Haefner	Kendrick	Lauer	Meredith 71	Messenger
Newman	Nichols	Peters	Pfautsch	Pogue
Reisch	Shumake	Swan	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SCS HB 2347, relating to the designation of memorial infrastructure, was taken up by Representative Davis.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins

Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson				

NOES: 035

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellington	Franks Jr	Harris
Lavender	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Smith 85	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Bondon	Brattin	Brown 27	Cookson
Cross	Curtis	Gannon	Gray	Green
Kelly 141	Kendrick	Lauer	May	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Rowland 29	Stevens 46	White	Wood	Mr. Speaker

VACANCIES: 002

On motion of Representative Davis, **SCS HB 2347** was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kidd

Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wilson	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtis	Gray	Green	Johnson	Kendrick
Lauer	Meredith 71	Messenger	Nichols	Peters
Pogue	Shaul 113	White	Wiemann	Wood

VACANCIES: 002

On motion of Representative Davis, **SCS HB 2347** was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon

Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtis	Gannon	Gray	Green	Kendrick
Lauer	Meredith 71	Messenger	Morgan	Morris 140
Newman	Peters	Pogue	White	Wood

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1388, relating to sports contests, was taken up by Representative Gregory.

On motion of Representative Gregory, **SS SCS HCS HB 1388** was adopted by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Basye
Bernskoetter	Berry	Black	Bondon	Brown 57
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McGaugh	McGee
Merideth 80	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer

Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wiemann	Wilson			

NOES: 028

Bahr	Barnes 28	Beck	Burnett	Chipman
Curtis	Curtman	Eggleston	Frederick	Hurst
Johnson	Kelly 141	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	Miller	Moon	Mosley
Pierson Jr	Pietzman	Roden	Ross	Smith 85
Spencer	Stacy	Taylor		

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Beard	Brattin	Brown 27	Cookson
Corlew	Cross	Gray	Green	Kendrick
Korman	Lauer	Meredith 71	Messenger	Newman
Peters	Pogue	Rehder	Roeber	Rone
Shaul 113	Washington	Wessels	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Gregory, **SS SCS HCS HB 1388** was truly agreed to and finally passed by the following vote:

AYES: 109

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Merideth 80	Mitten	Morgan	Morris 140
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wiemann	Wilson	

NOES: 031

Bahr	Burnett	Burns	Chipman	Curtis
Curtman	Eggleston	Franklin	Frederick	Helms
Hurst	Johnson	Kelly 141	Kidd	Marshall
McCreery	McDaniel	Miller	Moon	Mosley
Pierson Jr	Pietzman	Remole	Roden	Roeber
Ross	Smith 85	Spencer	Stacy	Taylor
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Beard	Brattin	Brown 27	Cookson
Cross	Dohrman	Gray	Green	Kendrick
Lauer	Meredith 71	Messenger	Morse 151	Newman
Peters	Pogue	Washington	White	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS SCS HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, **SS SCS HCS HBs 2280, 2120, 1468 & 1616** was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson			

NOES: 006

Curtman	Fitzpatrick	Hill	Hurst	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Bondon	Brattin	Brown 27
Conway 104	Cookson	Corlew	Cross	Dogan
Gray	Green	Grier	Kendrick	Lauer
Lavender	Matthiesen	Messenger	Newman	Peters
Pike	Pogue	Rowland 155	Smith 163	Wessels
White	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Haefner, **SS SCS HCS HBs 2280, 2120, 1468 & 1616** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wiemann	Wilson		

NOES: 006

Curtman	Fitzpatrick	Hill	Hurst	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Bondon	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	Lauer
Lavender	Messenger	Newman	Peters	Pogue
Reisch	Rowland 155	Washington	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, **SS SCS HB 1769** was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Morgan	Morris 140	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson			

NOES: 005

Curtis	Franks Jr	Hurst	Marshall	Moon

PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 27	Cookson	Cross
Davis	Gray	Haefner	Kendrick	Kolkmeyer
Lauer	Messenger	Mitten	Morse 151	Newman
Peters	Pogue	Redmon	Shaul 113	Wessels
White	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Mathews, **SS SCS HB 1769** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wiemann	Wilson		

NOES: 006

Curtis	Franks Jr	Hurst	Marshall	Merideth 80
Moon				

PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Cookson	Corlew
Cross	Davis	Fraker	Gray	Kendrick
Lauer	Messenger	Newman	Peters	Pogue
Rowland 29	Sommer	Wessels	White	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS IN CONFERENCE

CCR HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **CCR HCS SCS SB 718, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson		

NOES: 006

Ellington	Hurst	Kidd	McDaniel	Moon
Smith 85				

PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Barnes 60	Brattin	Brown 27	Cookson
Cross	Gray	Gregory	Kendrick	Lauer
Marshall	Messenger	Newman	Peters	Pietzman
Pogue	Remole	Roeber	Schroer	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Rhoads, **CCS HCS SCS SB 718** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson		

NOES: 006

Ellington	Hurst	Kidd	Marshall	Moon
Smith 85				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 27	Cookson	Cross
Gray	Gregory	Kendrick	Lauer	Mathews
McGee	Messenger	Newman	Peters	Pietzman
Pogue	Roeber	Schroer	Spencer	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Representative Chipman assumed the Chair.

The emergency clause was adopted by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	

NOES: 009

Eggleston	Ellington	Hurst	Kidd	Marshall
Moon	Smith 85	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brattin	Brown 27	Cookson	Cross
Gray	Kendrick	Lauer	Messenger	Newman

Peters	Pietzman	Pogue	Roeber	Schroer
White	Wood	Mr. Speaker		

VACANCIES: 002

CCR SB 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and **House Amendment No. 2, as amended**, relating to taxation, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **CCR SB 884, with House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 2** and **House Amendment No. 2, as amended**, was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wood			

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Kendrick
Lauer	McDaniel	Messenger	Peters	Pietzman

Pogue	Rhoads	Tate	Walker 74	White
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Wiemann, **CCS SB 884** was truly agreed to and finally passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wilson
Wood				

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Burnett	Conway 10	Cookson
Cross	Curtman	Frederick	Gray	Helms
Kendrick	Kolkmeyer	Lauer	McDaniel	Messenger
Peters	Pietzman	Pogue	Rhoads	Tate
Walker 74	White	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

CCR HCS SB 655, as amended, relating to the protection of children, was taken up by Representative Bahr.

On motion of Representative Bahr, **CCR HCS SB 655, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 004

Hurst	Marshall	Moon	Walsh

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Bondon	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Haahr
Kendrick	Lauer	Messenger	Peters	Pietzman
Pogue	Rhoads	Rowland 29	Walker 74	White
Mr. Speaker				

VACANCIES: 002

On motion of Representative Bahr, **CCS HCS SB 655** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Bondon	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Green
Haahr	Kendrick	Lauer	Messenger	Morse 151
Peters	Pietzman	Pogue	Rhoads	Walker 74
Walsh	White	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

CCR HCS SB 951, as amended, relating to health care, was taken up by Representative Bondon.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Bondon, **CCR HCS SB 951, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	Merideth 80	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
Wilson				

NOES: 002

Hurst	Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Cookson	Cross	Curtman
DeGroot	Evans	Gray	Higdon	Kelly 141
Kendrick	Lauer	Marshall	McGaugh	McGee
Meredith 71	Messenger	Miller	Peters	Pietzman
Pogue	Redmon	Rhoads	Walker 74	White
Wiemann	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Bondon, **CCS HCS SB 951** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57

Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood			

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Cookson	Cross	Curtman
Gray	Higdon	Houghton	Kendrick	McGee
Messenger	Morse 151	Neely	Peters	Pietzman
Pogue	Rhoads	Shaul 113	Walker 74	White
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SS SCS SB 843, as amended, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

On motion of Representative Ross, **CCR HCS SS SCS SB 843, as amended**, was adopted by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104

Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morgan	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Schroer	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson

NOES: 005

Barnes 28	Bondon	Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtman	Fraker	Gray	Gregory	Higdon
Kendrick	Kolkmeyer	Meredith 71	Messenger	Morris 140
Morse 151	Newman	Peters	Pietzman	Pike
Plocher	Pogue	Rhoads	Ruth	Shaul 113
Shull 16	Spencer	Walker 74	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Ross, **CCS HCS SS SCS SB 843** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Houx	Johnson

Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson	Wood			

NOES: 005

Barnes 28	Hurst	Marshall	Moon	Washington

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Cookson	Cross	Curtman
Franklin	Gray	Higdon	Hill	Kendrick
Kidd	Love	Messenger	Newman	Peters
Pietzman	Pogue	Rhoads	Schroer	Shull 16
Stephens 128	Walker 74	White	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR SB 819, with House Amendment No. 1 to House Amendment No. 1, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2** and **House Amendment No. 4**, relating to the protection of children, was taken up by Representative Neely.

On motion of Representative Neely, **CCR SB 819, with House Amendment No. 1 to House Amendment No. 1**, **House Amendment No. 2 to House Amendment No. 1**, **House Amendment No. 1, as amended**, **House Amendment No. 2** and **House Amendment No. 4**, was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
Dinkins	Dogan	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 023

Bahr	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtman	DeGroot	Dohrman	Gray
Higdon	Kendrick	Kidd	Korman	McDaniel
Messenger	Newman	Peters	Pogue	Rhoads
Shull 16	Walker 74	White		

VACANCIES: 002

On motion of Representative Neely, **CCS SB 819** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80

Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 27	Cookson	Cross
Curtman	DeGroot	Ellington	Engler	Gray
Gregory	Higdon	Kendrick	McGee	Messenger
Newman	Peters	Pogue	Rhoads	Shull 16
Wessels	White			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SCS SBs 807 & 577, as amended, relating to higher education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **CCR HCS SCS SBs 807 & 577, as amended**, was adopted by the following vote:

AYES: 108

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Corlew	Cornejo	Davis
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Houghton	Houx	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Morgan	Morris 140	Morse 151
Mosley	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Roberts

Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	Wood		

NOES: 030

Bahr	Basye	Bondon	Brattin	Chipman
Christofanelli	Curtis	DeGroot	Eggleston	Ellington
Franks Jr	Helms	Hill	Hurst	Love
Marshall	McDaniel	Miller	Moon	Muntzel
Neely	Pietzman	Reisch	Roden	Roeber
Smith 163	Spencer	Taylor	Trent	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Cookson	Cross	Curtman
Dinkins	Gray	Higdon	Johnson	Kendrick
Korman	Lauer	Messenger	Mitten	Newman
Peters	Pogue	Rhoads	Shull 16	Walker 74
White	Wilson	Mr. Speaker		

VACANCIES: 002

On motion of Representative Lichtenegger, **CCS HCS SCS SBs 807 & 577** was truly agreed to and finally passed by the following vote:

AYES: 109

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Davis	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Morgan
Morris 140	Morse 151	Mosley	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Revis	Roberts	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 85	Sommer	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wood	

NOES: 031

Bahr	Basye	Bondon	Brattin	Chipman
Christofanelli	Curtis	DeGroot	Eggleston	Ellington
Franks Jr	Helms	Hill	Hurst	Love
Marshall	McDaniel	Miller	Moon	Muntzel
Pietzman	Reisch	Remole	Roden	Roeber
Smith 163	Spencer	Stacy	Taylor	Trent
Wiemann				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Cross	Curtman	Gray
Higdon	Johnson	Kendrick	Lauer	Merideth 80
Messenger	Mitten	Newman	Peters	Pogue
Rhoads	Shaul 113	Walker 74	White	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 37, relating to the Bangert Island Riverfront Transformational Project, was taken up by Representative Matthiesen.

On motion of Representative Matthiesen, **SCR 37** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis

Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wood

NOES: 005

Ellington	Marshall	Moon	Roeber	Taylor

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Bondon	Brown 27	Chipman	Cross
Curtis	Curtman	Gray	Higdon	Kendrick
Lauer	Messenger	Mitten	Newman	Peters
Pogue	Rhoads	Walker 74	White	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 50, relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States, was taken up by Representative Andrews.

On motion of Representative Andrews, the title of **SCR 50** was agreed to.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Cookson	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morgan
Morris 140	Muntzel	Neely	Pfautsch	Pietzman

Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Mosley	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Brattin	Brown 27	Chipman	Christofanelli
Conway 104	Cross	Curtis	Curtman	DeGroot
Evans	Gray	Haahr	Haefner	Kendrick
Korman	Meredith 71	Messenger	Morse 151	Newman
Peters	Phillips	Pogue	Reisch	Rhoads
Shaul 113	Smith 163	Walker 74	Wessels	White

VACANCIES: 002

On motion of Representative Andrews, **SCR 50** was truly agreed to and finally passed by the following vote:

AYES: 124

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 017

Adams	Barnes 28	Beck	Curtis	Ellington
Franks Jr	Green	Merideth 80	Mosley	Nichols
Pierson Jr	Quade	Roberts	Smith 85	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 020

Baringer	Barnes 60	Brown 27	Chipman	Cross
Curtman	Fitzwater	Gray	Haahr	Kendrick
Korman	Messenger	Morse 151	Newman	Peters
Phillips	Pogue	Rhoads	Walker 74	White

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1831** entitled:

An act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday.

With Senate Amendment No. 2.

Senate Amendment No. 2

AMEND House Bill No. 1831, Page 1, Section Title, Lines 2-3, by striking “a sales tax holiday” and inserting in lieu thereof “sales taxes”; and

Further amend said bill and page, Section A, Line 2, by inserting after all of said line the following:

“144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of “retail sale” or “sale at retail” shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; **[**~~or~~**]**

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual**; or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS#2 SCS SB 590, as amended**, and has taken up and passed **CCS SS#2 SCS SB 590**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1831, with Senate Amendment No. 2 - Fiscal Review

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 36, relating to Shingles Awareness and Prevention Month in Missouri, was taken up by Representative Kidd.

On motion of Representative Kidd, the title of **SCR 36** was agreed to.

On motion of Representative Kidd, **SCR 36** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
Wiemann	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Brown 27	Cross	Curtman
Gray	Kendrick	Korman	McDaniel	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Walker 74	White	Wilson		

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS IN CONFERENCE

CCR SS#2 SCS SB 590, with House Amendment No. 1, relating to historic buildings, was taken up by Representative Rehder.

On motion of Representative Rehder, **CCR SS#2 SCS SB 590, with House Amendment No. 1**, was adopted by the following vote:

AYES: 115

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haefner	Harris	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McDaniel	McGaugh	McGee	Miller
Moon	Morris 140	Morse 151	Neely	Nichols
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 026

Bangert	Barnes 28	Beck	Berry	Butler
Carpenter	Cookson	Ellington	Franks Jr	Kidd
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Smith 85
Unsicker				

PRESENT: 001

Hannegan

ABSENT WITH LEAVE: 019

Brown 27	Cross	DeGroot	Gray	Haahr
Hansen	Houx	Kendrick	Kolkmeyer	Korman
Mathews	Messenger	Muntzel	Peters	Pietzman
Pogue	Rhoads	Walker 74	White	

VACANCIES: 002

On motion of Representative Rehder, **CCS SS#2 SCS SB 590** was truly agreed to and finally passed by the following vote:

AYES: 113

Alferman	Anders	Anderson	Andrews	Bahr
Baringer	Barnes 60	Basye	Beard	Bernskoetter
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	McGee	Miller	Moon
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 029

Arthur	Bangert	Barnes 28	Beck	Berry
Butler	Carpenter	Cookson	Ellebracht	Ellington
Franks Jr	Kidd	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Smith 85	Unsicker	Washington	

PRESENT: 001

Hannegan

ABSENT WITH LEAVE: 018

Adams	Austin	Brown 27	Cross	DeGroot
Gray	Haahr	Kendrick	Korman	Lauer
Messenger	Muntzel	Peters	Pogue	Rhoads
Rone	Walker 74	White		

VACANCIES: 002

Speaker Richardson declared the bill passed.

RECESS

On motion of Representative Vescovo, the House recessed until 4:10 p.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1250, as amended, relating to trusts and estates, was taken up by Representative Plocher.

On motion of Representative Plocher, **SCS HB 1250, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Mr. Speaker				

NOES: 002

Hurst Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Brown 27	Carpenter	Cookson	Cross	Curtis
Ellington	Gray	Green	Grier	Haefner
Justus	Kendrick	Kidd	Korman	Lynch
Messenger	Muntzel	Nichols	Peters	Pogue
Redmon	Rhoads	Rowland 155	Shull 16	Smith 85
Stephens 128	White	Wood		

VACANCIES: 002

On motion of Representative Plocher, **SCS HB 1250, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Hurst Moon

PRESENT: 000

ABSENT WITH LEAVE: 021

Brown 27	Carpenter	Cookson	Cross	Curtis
Ellington	Gray	Green	Grier	Haefner
Kelley 127	Kendrick	Kidd	Korman	Messenger
Nichols	Peters	Pogue	Rhoads	Rowland 155
White				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson resumed the Chair.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 53, relating to the establishment of the Joint Committee on the Review of the Plant Industries Division, was taken up by Representative Houghton.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brown 57
Chipman	Christofanelli	Cookson	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Knight	Kolkmeyer	Lant	Lauer
Love	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Rehder	Reiboldt	Reisch	Remole	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Conway 10	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 034

Alferman	Barnes 60	Bernskoetter	Brattin	Brown 27
Carpenter	Conway 104	Corlew	Cross	Curtis
Curtman	Fitzpatrick	Gray	Green	Grier
Haefner	Helms	Kelly 141	Kendrick	Kidd
Korman	Lichtenegger	Lynch	Messenger	Neely
Nichols	Peters	Plocher	Pogue	Redmon
Rhoads	Roeber	Trent	White	

VACANCIES: 002

On motion of Representative Houghton, **SCR 53** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst	Marshall	Moon

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brattin	Brown 27	Carpenter	Cross
Curtis	Curtman	Engler	Franks Jr	Gray

Green	Grier	Haefner	Kendrick	Lynch
Messenger	Morse 151	Nichols	Peters	Plocher
Pogue	Rhoads	Swan	Vescovo	White

VACANCIES: 002

Speaker Richardson declared the bill passed.

SIGNING OF SENATE CONCURRENT RESOLUTION

All other business of the House was suspended while **SCR 49** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1831, with Senate Amendment No. 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 881, as amended**, and has taken up and passed **CCS HCS SS SB 881**.

HOUSE BILLS WITH SENATE AMENDMENTS

HB 1831, with Senate Amendment No. 2, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, the House concurred in **Senate Amendment No. 2** to **HB 1831** by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Cornejo	Cross
Curtis	Curtman	Gray	Green	Grier
Haefner	Kendrick	Messenger	Nichols	Peters
Plocher	Pogue	Rhoads	Shull 16	Washington
White				

VACANCIES: 002

On motion of Representative Ruth, **HB 1831, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Conway 104	Cross	Curtman
Gray	Haefner	Kendrick	Messenger	Newman
Nichols	Peters	Plocher	Pogue	Redmon
Rhoads	Rowland 155	Shull 16	Smith 163	Washington
White				

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SCS HB 1446, relating to elections, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **SS SCS HB 1446** was adopted by the following vote:

AYES: 105

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Morris 140	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Redmon
Rehder	Reisch	Remole	Revis	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Mr. Speaker

NOES: 038

Adams	Bangert	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Curtis	Ellington
Franks Jr	Gannon	Green	Hurst	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Cross	Gray	Haahr
Haefner	Kendrick	Messenger	Miller	Muntzel
Peters	Plocher	Pogue	Reiboldt	Rhoads
Smith 163	White	Wood		

VACANCIES: 002

On motion of Representative Eggleston, **SS SCS HB 1446** was truly agreed to and finally passed by the following vote:

AYES: 106

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Morris 140	Morse 151	Neely	Pfautsch

Phillips	Pietzman	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 033

Bangert	Beck	Burnett	Burns	Butler
Carpenter	Curtis	Ellington	Franks Jr	Gannon
Green	Hurst	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 28	Brown 27	Cookson	Corlew	Cross
DeGroot	Gray	Haahr	Haefner	Hansen
Kendrick	Messenger	Miller	Morgan	Muntzel
Newman	Peters	Pike	Plocher	Pogue
Rhoads	White			

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 60	Barnes 28	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	Miller	Morris 140
Morse 151	Neely	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer

Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Arthur	Bangert	Beck	Berry
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Gannon	Green	Harris	Hurst
Lavender	Marshall	May	McCreery	McGee
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Newman	Nichols	Pfautsch	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27	Cross	Gray	Haefner	Kendrick
Korman	Messenger	Mitten	Muntzel	Peters
Plocher	Pogue	Rhoads	White	

VACANCIES: 002

Speaker Pro Tem Haahr resumed the Chair.

BILLS IN CONFERENCE

CCR HCS SS SB 881, as amended, relating to transportation, was taken up by Representative Davis.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely

Pfautsch	Phillips	Pietzman	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Walker 3	Walsh
Wiemann	Wood	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bondon	Brown 27	Cross	DeGroot	Gray
Haahr	Haefner	Kendrick	Kidd	Kolkmeyer
Lauer	Mathews	McGee	Messenger	Newman
Peters	Plocher	Pogue	Rhoads	Vescovo
White	Wilson			

VACANCIES: 002

On motion of Representative Davis, **CCR HCS SS SB 881, as amended**, was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Bernskoetter	Berry	Black
Brattin	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Francis	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Lynch	Mathews	Matthiesen
McGaugh	Morse 151	Muntzel	Neely	Nichols
Phillips	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Mr. Speaker		

NOES: 057

Alferman	Anders	Arthur	Bangert	Barnes 28
Beard	Beck	Brown 57	Burnett	Burns
Butler	Carpenter	Corlew	Cornejo	Curtis
Curtman	Dogan	Ellington	Fitzwater	Franklin
Franks Jr	Frederick	Harris	Hill	Hurst
Johnson	Lavender	Love	Marshall	May
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Mosley	Pfautsch	Pierson Jr	Pietzman	Revis
Roberts	Roeber	Runions	Smith 85	Stacy
Stephens 128	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 016

Adams	Bondon	Brown 27	Cross	Gray
Haefner	Kendrick	Kidd	Lauer	McGee
Messenger	Newman	Peters	Pogue	Rhoads
White				

VACANCIES: 002

On motion of Representative Davis, **CCS HCS SS SB 881** was truly agreed to and finally passed by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Basye	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Francis	Gannon	Green	Gregory
Haahr	Hannegan	Hansen	Helms	Henderson
Higdon	Houghton	Houx	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lichtenegger	Lynch	Matthiesen	McDaniel	McGaugh
Morris 140	Morse 151	Muntzel	Neely	Nichols
Phillips	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Mr. Speaker		

NOES: 057

Adams	Alferman	Anders	Arthur	Barnes 60
Barnes 28	Beard	Beck	Bernskoetter	Brown 57
Burnett	Butler	Carpenter	Corlew	Cornejo
Curtis	Curtman	Dogan	Ellington	Fitzwater

Franklin	Franks Jr	Frederick	Harris	Hill
Hurst	Johnson	Lavender	Love	Marshall
Mathews	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Mosley	Pfautsch	Pierson Jr	Pietzman
Revis	Roberts	Roeber	Runions	Stacy
Stephens 128	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Burns	Cross	Gray	Grier
Haefner	Kendrick	Kidd	Lauer	Messenger
Newman	Peters	Pogue	Rhoads	Smith 85
White				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1350, as amended**, and has taken up and passed **CCS SS SCS HB 1350**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1719, as amended**, and has taken up and passed **CCS SS SCS HB 1719**.

THIRD READING OF SENATE JOINT RESOLUTIONS

SJR 27, relating to members of the general assembly, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SJR 27** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Joint Resolution No. 27, Page 1, Section 8, Lines 4-5, by deleting the phrase "December **[**~~3, 1992~~**]** **6, 2018**" and inserting in lieu thereof the phrase "December 3, 1992"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Quade	Razer	Revis	Roberts	Rone
Rowland 29	Runions	Smith 85	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Brown 27	Brown 57	Burns	Cross	Curtman
Ellington	Gray	Green	Haefner	Hansen
Kendrick	Kolkmeyer	Lant	Lauer	Mathews
McGaugh	McGee	Messenger	Miller	Moon
Morris 140	Mosley	Peters	Pierson Jr	Pietzman
Pogue	Rhoads	Smith 163	Stevens 46	White

VACANCIES: 002

Representative Eggleston moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Eggleston:

AYES: 069

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Beard	Bernskoetter	Berry
Butler	Carpenter	Christofanelli	Conway 10	Cornejo
Davis	DeGroot	Dinkins	Eggleston	Evans

Fitzpatrick	Fitzwater	Fraker	Franks Jr	Grier
Haahr	Hannegan	Henderson	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Korman	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Mitten	Morgan	Morris 140
Morse 151	Newman	Nichols	Pietzman	Plocher
Rehder	Revis	Roberts	Roeber	Ross
Runions	Schroer	Shaul 113	Smith 163	Stacy
Unsicker	Vescovo	Washington	Mr. Speaker	

NOES: 077

Adams	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Black	Bondon	Brattin
Burnett	Chipman	Conway 104	Cookson	Corlew
Curtis	Curtman	Dogan	Dohrman	Ellebracht
Ellington	Engler	Francis	Franklin	Frederick
Green	Gregory	Hansen	Harris	Helms
Higdon	Hill	Houghton	Knight	Kolkmeyer
Lant	Lichtenegger	Marshall	Meredith 71	Merideth 80
Miller	Moon	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Roden	Rone	Rowland 155	Rowland 29	Ruth
Shull 16	Shumake	Smith 85	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walker 74	Walsh	Wessels	Wiemann
Wilson	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Burns	Cross	Gannon
Gray	Haefner	Kendrick	Lauer	Messenger
Peters	Pogue	Rhoads	Stevens 46	White

VACANCIES: 002

Representative Ross offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Joint Resolution No. 27, Page 1, Line 5, by deleting the word "amendment" and inserting in lieu thereof the word "amendments"; and

Further amend said bill, Page 2, Line 13, by inserting after all of said line the following:

"Section B. Section 10, article III, Constitution of Missouri, is repealed and three new sections adopted in lieu thereof, to be known as sections 2(a), 10, and 10(a), to read as follows:

Section 2(a). Only citizens of the United States of America shall be counted as part of the population of this state in making apportionments of the districts of the house of representatives and senate under sections 2, 5, 7, and 10 of this article. If the decennial census of the United States of America fails to provide an enumeration of the Missouri population of citizens, then a reliable estimate or estimated range provided by the United States Census Bureau or its successor or assigns, even if such estimate is not made as part of the

decennial census, shall be used. If neither of these sources are available, the total population of the state as reported by the decennial census of the United States shall be the population of this state in making apportionments of the districts of the house of representatives and senate under sections 2, 5, 7, and 10 of this article.

Section 10. **Subject to the provisions of section 2(a) of this article,** the last decennial census of the United States shall be used in apportioning representatives and determining the population of senatorial and representative districts. Such districts may be altered from time to time as public convenience may require.

Section 10(a). A reapportionment official shall accept no compensation or other thing of value for the performance of his or her official duties from any political committee, candidate, corporation, labor union, or private or public source other than the official compensation that is appropriated by the general assembly, as set forth in the remainder of this section. If funds are appropriated, all officials appointed as partisans shall be entitled to the compensation and expenses otherwise set forth in this constitution, and all officials appointed as nonpartisans, if any, shall be entitled to a compensation of double the rate for officials appointed as partisans, and expenses. If the general assembly has failed to make an appropriation of the full measure of funds allowed by this constitution, expressly identifying in the appropriation each reapportionment office to be funded and duties to be performed by each office, before the reapportionment start date, then the commissions for the reapportionment of the house of representatives and senate shall each meet and prepare plans of reapportionment in the manner and using the legal criteria set forth in the text of this article that was in effect on January 1, 2018, except as provided in sections 2(a) and 10 of this article, and the general assembly may make other provisions for compensation and costs of the members of each of the two commissions.

For purposes of this section, a reapportionment official is any person appointed under this article to reapportion districts in the senate or house of representatives, including but not limited to members of commissions and any other person whose official duty under this article requires that person to prepare a plan of reapportionment. A reapportionment office is each office held by a reapportionment official. The reapportionment start date is the date on which the population of this state is reported to the President for each decennial census of the United States, or in the event that a reapportionment has been invalidated by a court of competent jurisdiction, the date that such a ruling has been made. The provisions of this section and sections 2(a) and 10 of this article are self-executing. All of the provisions of this section, section 2(a), and section 10 are severable. If any provision of this this section, section 2(a), and section 10 is found by a court of competent jurisdiction to be unconstitutional or unconstitutionally enacted, the remaining provisions of this section, section 2(a), and section 10 shall be and remain valid.

Section C. Pursuant to chapter 116, and other applicable constitutional provisions and laws of this state allowing the general assembly to adopt ballot language for the submission of this joint resolution to the voters of this state, the official summary statement of this resolution shall be as follows:

"Shall the Missouri Constitution be amended to:

- Require that only citizens of the United States of America be counted for apportioning general assembly districts;
- Control reapportionment officials' compensation; and
- Require officials to use certain reapportionment procedures and criteria in effect January 1, 2018, unless the legislature follows certain appropriations guidelines
- Require that no person shall be elected to serve more than 16 years total in the General Assembly, regardless of which house, except for those individuals serving as a result of an election occurring prior to December, 2018.
- Limit the amount of time that a person may serve in as Speaker of the House, President Pro Tem of the Senate, or majority or minority floor leader of the House or Senate to 4 years in each position ?"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Love	Lynch	Marshall	Mathews
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Pfautsch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Nichols	Phillips
Pierson Jr	Quade	Razer	Remole	Revis
Roberts	Rowland 29	Runions	Shull 16	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Barnes 60

ABSENT WITH LEAVE: 027

Arthur	Brattin	Brown 27	Brown 57	Burns
Cross	Davis	Fraker	Gray	Green
Haefner	Kendrick	Kolkmeyer	Lauer	Lichtenegger
Matthiesen	McCreery	Messenger	Mosley	Neely
Newman	Peters	Pogue	Rhoads	Schroer
Stephens 128	White			

VACANCIES: 002

Representative Ross moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 044

Alferman	Anderson	Andrews	Austin	Bahr
Bernskoetter	Black	Bondon	Chipman	Christofanelli
Cornejo	Davis	Dinkins	Eggleston	Evans

Fitzpatrick	Haahr	Houx	Johnson	Justus
Kelly 141	Kidd	Knight	Korman	Love
Lynch	Mathews	Matthiesen	McDaniel	Pietzman
Plocher	Rehder	Roeber	Rone	Ross
Ruth	Schroer	Shaul 113	Smith 163	Stacy
Vescovo	Walsh	Wilson	Mr. Speaker	

NOES: 101

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Brattin	Burnett	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Curtis
Curtman	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Kelley 127	Lant	Lavender	Lichtenegger	Marshall
May	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Rowland 155	Rowland 29	Runions	Shull 16	Shumake
Smith 85	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walker 74	Washington	Wessels	Wiemann
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Brown 57	Burns	Cross	Gray
Green	Haefner	Kendrick	Kolkmeyer	Lauer
Meredith 71	Messenger	Peters	Pogue	Rhoads
White				

VACANCIES: 002

SJR 27 was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1469**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1625**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 28**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SS SB 882** and has taken up and passed **SS SB 882, as amended**.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 568, relating to salaries of county officials, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **SS SCS SB 568** was agreed to.

On motion of Representative Fraker, **SS SCS SB 568** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Mitten
Moon	Morgan	Morris 140	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 013

Barnes 28	Burnett	Conway 10	Ellington	Marshall
McGee	Merideth 80	Mosley	Newman	Pierson Jr
Quade	Runions	Smith 85		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Brown 57	Burns	Cross	Gray
Green	Haefner	Kendrick	Kolkmeyer	Lauer
Messenger	Miller	Morse 151	Peters	Pogue
Rhoads	White			

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 4834 - Conservation and Natural Resources
HR 4892 - Children and Families
HR 4928 - Consent and House Procedure
HR 5357 - Higher Education
HR 5358 - Elementary and Secondary Education
HR 5590 - Elementary and Secondary Education
HR 6783 - Special Investigative Committee on Oversight
HR 7432 - Special Investigative Committee on Oversight

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 54 - Conservation and Natural Resources
HCR 56 - Judiciary
HCR 61 - Elections and Elected Officials
HCR 65 - Children and Families
HCR 67 - Professional Registration and Licensing
HCR 74 - Ways and Means
HCR 75 - Special Committee on Tourism
HCR 76 - Special Committee on Tourism
HCR 78 - Economic Development
HCR 82 - Economic Development
HCR 84 - Utilities
HCR 90 - Ways and Means
HCR 91 - Judiciary
HCR 92 - Judiciary
HCR 93 - Special Committee on Homeland Security

HCR 94 - Judiciary
HCR 95 - Elementary and Secondary Education
HCR 100 - Financial Institutions
HCR 103 - Children and Families
HCR 106 - Economic Development
HCR 107 - General Laws
HCR 109 - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 47 - Judiciary
HJR 48 - Elections and Elected Officials
HJR 49 - Elections and Elected Officials
HJR 55 - Elementary and Secondary Education
HJR 57 - Ways and Means
HJR 58 - Ways and Means
HJR 60 - Ways and Means
HJR 62 - Elections and Elected Officials
HJR 63 - Veterans
HJR 64 - Crime Prevention and Public Safety
HJR 65 - Local Government
HJR 66 - Elementary and Secondary Education
HJR 67 - Elections and Elected Officials
HJR 68 - Elections and Elected Officials
HJR 70 - Conservation and Natural Resources
HJR 71 - Conservation and Natural Resources
HJR 72 - Ways and Means
HJR 76 - Special Committee on Government Oversight
HJR 77 - Elections and Elected Officials
HJR 78 - Special Committee on Government Oversight
HJR 81 - General Laws
HJR 85 - Transportation
HJR 86 - General Laws
HJR 89 - Elections and Elected Officials
HJR 90 - Elections and Elected Officials
HJR 91 - Elections and Elected Officials
HJR 92 - Elections and Elected Officials
HJR 93 - Ways and Means
HJR 94 - Elections and Elected Officials
HJR 95 - Conservation and Natural Resources
HJR 101 - Judiciary
HJR 102 - Transportation
HJR 104 - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1239 - Economic Development
HB 1241 - Budget
HB 1242 - General Laws
HB 1243 - Workforce Development
HB 1244 - Elementary and Secondary Education
HB 1259 - Crime Prevention and Public Safety
HB 1274 - Higher Education
HB 1276 - Health and Mental Health Policy
HB 1277 - Economic Development
HB 1279 - Special Committee on Homeland Security
HB 1280 - Economic Development
HB 1281 - General Laws
HB 1282 - Economic Development
HB 1283 - Elections and Elected Officials
HB 1284 - Elections and Elected Officials
HB 1292 - Crime Prevention and Public Safety
HB 1297 - Crime Prevention and Public Safety
HB 1298 - Crime Prevention and Public Safety
HB 1302 - Crime Prevention and Public Safety
HB 1304 - Elections and Elected Officials
HB 1305 - Elections and Elected Officials
HB 1307 - Judiciary
HB 1308 - Judiciary
HB 1309 - Crime Prevention and Public Safety
HB 1310 - Health and Mental Health Policy
HB 1312 - Children and Families
HB 1316 - Crime Prevention and Public Safety
HB 1317 - Workforce Development
HB 1318 - Judiciary
HB 1319 - Health and Mental Health Policy
HB 1320 - Health and Mental Health Policy
HB 1322 - Crime Prevention and Public Safety
HB 1323 - Crime Prevention and Public Safety
HB 1324 - Judiciary
HB 1325 - Crime Prevention and Public Safety
HB 1327 - Judiciary
HB 1334 - Insurance Policy
HB 1335 - Judiciary
HB 1336 - Corrections and Public Institutions
HB 1337 - Workforce Development
HB 1338 - Children and Families

HB 1339 - Crime Prevention and Public Safety
HB 1340 - Crime Prevention and Public Safety
HB 1341 - General Laws
HB 1343 - Children and Families
HB 1345 - Elections and Elected Officials
HB 1346 - Elections and Elected Officials
HB 1365 - Elementary and Secondary Education
HB 1372 - Children and Families
HB 1373 - Elementary and Secondary Education
HB 1394 - Conservation and Natural Resources
HB 1395 - Workforce Development
HB 1401 - Judiciary
HB 1403 - Judiciary
HB 1404 - Judiciary
HB 1418 - Crime Prevention and Public Safety
HB 1422 - Special Committee on Government Oversight
HB 1427 - Veterans
HB 1434 - Children and Families
HB 1449 - Elementary and Secondary Education
HB 1451 - Health and Mental Health Policy
HB 1453 - Elementary and Secondary Education
HB 1459 - Transportation
HB 1467 - Health and Mental Health Policy
HB 1471 - Transportation
HB 1473 - Rules - Administrative Oversight
HB 1478 - Workforce Development
HB 1480 - Agriculture Policy
HB 1489 - Transportation
HB 1494 - Crime Prevention and Public Safety
HB 1497 - Crime Prevention and Public Safety
HB 1507 - Ways and Means
HB 1514 - Elections and Elected Officials
HB 1515 - Workforce Development
HB 1518 - Insurance Policy
HB 1519 - Transportation
HB 1522 - Judiciary
HB 1527 - Health and Mental Health Policy
HB 1529 - Local Government
HB 1532 - Higher Education
HB 1533 - Economic Development
HB 1534 - Elementary and Secondary Education
HB 1535 - Ways and Means
HB 1536 - Crime Prevention and Public Safety
HB 1537 - Crime Prevention and Public Safety
HB 1540 - Insurance Policy
HB 1541 - Financial Institutions

HB 1543 - Special Committee on Tourism
HB 1544 - Special Committee on Tourism
HB 1545 - Special Committee on Tourism
HB 1546 - Agriculture Policy
HB 1547 - Financial Institutions
HB 1550 - Elections and Elected Officials
HB 1551 - Health and Mental Health Policy
HB 1555 - Government Efficiency
HB 1557 - Judiciary
HB 1559 - Crime Prevention and Public Safety
HB 1563 - General Laws
HB 1570 - Special Committee on Small Business
HB 1571 - Judiciary
HB 1580 - Elementary and Secondary Education
HB 1581 - Children and Families
HB 1582 - Elementary and Secondary Education
HB 1583 - Crime Prevention and Public Safety
HB 1584 - Elections and Elected Officials
HB 1586 - Crime Prevention and Public Safety
HB 1588 - Health and Mental Health Policy
HB 1589 - Health and Mental Health Policy
HB 1602 - Health and Mental Health Policy
HB 1603 - Health and Mental Health Policy
HB 1604 - Economic Development
HB 1619 - Insurance Policy
HB 1622 - Transportation
HB 1624 - Health and Mental Health Policy
HB 1636 - Insurance Policy
HB 1639 - Elementary and Secondary Education
HB 1640 - Crime Prevention and Public Safety
HB 1641 - Workforce Development
HB 1643 - Utilities
HB 1647 - Workforce Development
HB 1659 - Insurance Policy
HB 1668 - Elementary and Secondary Education
HB 1672 - Pensions
HB 1674 - Pensions
HB 1682 - Crime Prevention and Public Safety
HB 1687 - Local Government
HB 1688 - Higher Education
HB 1695 - Crime Prevention and Public Safety
HB 1696 - Ways and Means
HB 1699 - Ways and Means
HB 1700 - Economic Development
HB 1701 - Government Efficiency

HB 1702 - Workforce Development
HB 1703 - Financial Institutions
HB 1704 - Utilities
HB 1705 - Special Committee on Homeland Security
HB 1706 - Economic Development
HB 1709 - Judiciary
HB 1723 - Veterans
HB 1727 - Conservation and Natural Resources
HB 1731 - General Laws
HB 1732 - Judiciary
HB 1735 - Transportation
HB 1736 - Special Committee on Tax Policy for Working Families
HB 1737 - Elections and Elected Officials
HB 1738 - Professional Registration and Licensing
HB 1740 - Insurance Policy
HB 1741 - Veterans
HB 1745 - Crime Prevention and Public Safety
HB 1746 - Health and Mental Health Policy
HB 1748 - Conservation and Natural Resources
HB 1751 - Children and Families
HB 1752 - Health and Mental Health Policy
HB 1753 - Conservation and Natural Resources
HB 1754 - Special Committee on Homeland Security
HB 1755 - General Laws
HB 1756 - Conservation and Natural Resources
HB 1757 - Corrections and Public Institutions
HB 1759 - Judiciary
HB 1761 - Elementary and Secondary Education
HB 1763 - Children and Families
HB 1766 - Elections and Elected Officials
HB 1770 - Elementary and Secondary Education
HB 1771 - Higher Education
HB 1772 - Children and Families
HB 1773 - Professional Registration and Licensing
HB 1774 - Special Committee on Employment Security
HB 1777 - Corrections and Public Institutions
HB 1778 - Crime Prevention and Public Safety
HB 1780 - Crime Prevention and Public Safety
HB 1782 - General Laws
HB 1783 - Children and Families
HB 1784 - Workforce Development
HB 1785 - Special Committee on Small Business
HB 1786 - Economic Development
HB 1787 - Elections and Elected Officials
HB 1788 - Elementary and Secondary Education
HB 1790 - Health and Mental Health Policy

HB 1791 - Higher Education
HB 1792 - Higher Education
HB 1805 - Elections and Elected Officials
HB 1807 - Children and Families
HB 1808 - Corrections and Public Institutions
HB 1812 - Elementary and Secondary Education
HB 1813 - Crime Prevention and Public Safety
HB 1814 - Elections and Elected Officials
HB 1815 - Crime Prevention and Public Safety
HB 1816 - Elections and Elected Officials
HB 1817 - Elections and Elected Officials
HB 1818 - Elections and Elected Officials
HB 1819 - Elections and Elected Officials
HB 1820 - Elections and Elected Officials
HB 1821 - Elections and Elected Officials
HB 1822 - Elections and Elected Officials
HB 1823 - Elections and Elected Officials
HB 1829 - Local Government
HB 1833 - Health and Mental Health Policy
HB 1834 - Crime Prevention and Public Safety
HB 1840 - Conservation and Natural Resources
HB 1850 - Conservation and Natural Resources
HB 1851 - Special Committee on Litigation Reform
HB 1852 - Children and Families
HB 1853 - Children and Families
HB 1854 - Children and Families
HB 1871 - Transportation
HB 1881 - Transportation
HB 1884 - Health and Mental Health Policy
HB 1889 - Elections and Elected Officials
HB 1890 - Elections and Elected Officials
HB 1894 - Elections and Elected Officials
HB 1898 - Health and Mental Health Policy
HB 1902 - Utilities
HB 1903 - Utilities
HB 1912 - Economic Development
HB 1914 - Crime Prevention and Public Safety
HB 1920 - Elections and Elected Officials
HB 1921 - Elections and Elected Officials
HB 1922 - Judiciary
HB 1932 - Financial Institutions
HB 1933 - General Laws
HB 1934 - Elections and Elected Officials
HB 1935 - Corrections and Public Institutions
HB 1939 - Elementary and Secondary Education

HB 1941 - Elementary and Secondary Education
HB 1950 - Insurance Policy
HB 1951 - Insurance Policy
HB 1952 - Transportation
HB 1956 - General Laws
HB 1957 - Elementary and Secondary Education
HB 1959 - Crime Prevention and Public Safety
HB 1960 - Crime Prevention and Public Safety
HB 1961 - Local Government
HB 1962 - Health and Mental Health Policy
HB 1965 - Special Committee on Litigation Reform
HB 1967 - Workforce Development
HB 1979 - Elementary and Secondary Education
HB 1980 - Insurance Policy
HB 1984 - Children and Families
HB 1985 - Workforce Development
HB 1988 - Utilities
HB 1989 - General Laws
HB 1990 - Children and Families
HB 1994 - Utilities
HB 1995 - Crime Prevention and Public Safety
HB 1996 - Crime Prevention and Public Safety
HB 1997 - Elections and Elected Officials
HB 2028 - Professional Registration and Licensing
HB 2029 - Local Government
HB 2045 - Judiciary
HB 2046 - Economic Development
HB 2047 - Insurance Policy
HB 2048 - Crime Prevention and Public Safety
HB 2049 - Elections and Elected Officials
HB 2059 - General Laws
HB 2060 - Elections and Elected Officials
HB 2064 - Insurance Policy
HB 2065 - Crime Prevention and Public Safety
HB 2066 - Crime Prevention and Public Safety
HB 2068 - Insurance Policy
HB 2071 - Crime Prevention and Public Safety
HB 2072 - Judiciary
HB 2078 - Children and Families
HB 2081 - General Laws
HB 2082 - General Laws
HB 2083 - Children and Families
HB 2084 - Children and Families
HB 2085 - Children and Families
HB 2086 - Children and Families
HB 2093 - Children and Families

HB 2094 - Local Government
HB 2095 - Transportation
HB 2106 - Health and Mental Health Policy
HB 2109 - Special Committee on Litigation Reform
HB 2113 - Utilities
HB 2114 - Special Committee on Government Oversight
HB 2118 - Local Government
HB 2130 - Workforce Development
HB 2132 - Crime Prevention and Public Safety
HB 2133 - Local Government
HB 2134 - Elementary and Secondary Education
HB 2135 - Transportation
HB 2143 - Elections and Elected Officials
HB 2145 - Crime Prevention and Public Safety
HB 2150 - Special Committee on Government Oversight
HB 2151 - Transportation
HB 2152 - Transportation
HB 2160 - Judiciary
HB 2165 - Ways and Means
HB 2166 - Crime Prevention and Public Safety
HB 2167 - General Laws
HB 2170 - General Laws
HB 2173 - Special Committee on Employment Security
HB 2174 - Special Committee on Employment Security
HB 2176 - General Laws
HB 2177 - Workforce Development
HB 2190 - Workforce Development
HB 2199 - Health and Mental Health Policy
HB 2203 - Judiciary
HB 2204 - Economic Development
HB 2205 - Professional Registration and Licensing
HB 2217 - Children and Families
HB 2218 - Crime Prevention and Public Safety
HB 2222 - Utilities
HB 2224 - Conservation and Natural Resources
HB 2226 - Special Committee on Litigation Reform
HB 2229 - Elections and Elected Officials
HB 2235 - Crime Prevention and Public Safety
HB 2236 - Children and Families
HB 2237 - Children and Families
HB 2241 - Economic Development
HB 2250 - Economic Development
HB 2251 - Judiciary
HB 2254 - Economic Development
HB 2260 - Health and Mental Health Policy

HB 2266 - Health and Mental Health Policy
HB 2267 - Transportation
HB 2271 - Transportation
HB 2275 - Special Committee on Government Oversight
HB 2278 - Health and Mental Health Policy
HB 2282 - Elementary and Secondary Education
HB 2288 - Transportation
HB 2292 - Elementary and Secondary Education
HB 2296 - Children and Families
HB 2297 - Children and Families
HB 2298 - Health and Mental Health Policy
HB 2299 - Judiciary
HB 2300 - Professional Registration and Licensing
HB 2303 - Children and Families
HB 2304 - Transportation
HB 2309 - Local Government
HB 2310 - Crime Prevention and Public Safety
HB 2311 - Workforce Development
HB 2312 - Professional Registration and Licensing
HB 2317 - Government Efficiency
HB 2321 - General Laws
HB 2323 - Insurance Policy
HB 2325 - Ways and Means
HB 2327 - Crime Prevention and Public Safety
HB 2328 - Workforce Development
HB 2338 - Judiciary
HB 2341 - Crime Prevention and Public Safety
HB 2343 - Special Committee on Innovation and Technology
HB 2349 - Veterans
HB 2355 - Health and Mental Health Policy
HB 2357 - Local Government
HB 2359 - Crime Prevention and Public Safety
HB 2361 - Professional Registration and Licensing
HB 2363 - Judiciary
HB 2365 - Utilities
HB 2369 - Special Committee on Government Oversight
HB 2371 - Elementary and Secondary Education
HB 2372 - Special Committee on Tourism
HB 2373 - Elementary and Secondary Education
HB 2375 - Higher Education
HB 2376 - Pensions
HB 2378 - Special Committee on Urban Issues
HB 2379 - Health and Mental Health Policy
HB 2386 - Transportation
HB 2388 - Insurance Policy
HB 2391 - Crime Prevention and Public Safety

HB 2392 - Professional Registration and Licensing
HB 2395 - Health and Mental Health Policy
HB 2399 - Elementary and Secondary Education
HB 2400 - Crime Prevention and Public Safety
HB 2401 - Utilities
HB 2404 - Pensions
HB 2405 - Elementary and Secondary Education
HB 2414 - Utilities
HB 2417 - Elementary and Secondary Education
HB 2424 - General Laws
HB 2427 - Local Government
HB 2428 - Health and Mental Health Policy
HB 2429 - Crime Prevention and Public Safety
HB 2430 - Agriculture Policy
HB 2431 - Elementary and Secondary Education
HB 2435 - Elementary and Secondary Education
HB 2437 - Transportation
HB 2441 - Conservation and Natural Resources
HB 2443 - Elementary and Secondary Education
HB 2444 - Elementary and Secondary Education
HB 2446 - Elementary and Secondary Education
HB 2447 - Utilities
HB 2448 - Local Government
HB 2455 - Judiciary
HB 2461 - Veterans
HB 2462 - Crime Prevention and Public Safety
HB 2465 - Elementary and Secondary Education
HB 2467 - Elementary and Secondary Education
HB 2469 - Corrections and Public Institutions
HB 2471 - Elections and Elected Officials
HB 2472 - Ways and Means
HB 2474 - Higher Education
HB 2475 - Pensions
HB 2476 - General Laws
HB 2478 - Elections and Elected Officials
HB 2479 - Conservation and Natural Resources
HB 2484 - Local Government
HB 2487 - Transportation
HB 2488 - Local Government
HB 2489 - General Laws
HB 2490 - Professional Registration and Licensing
HB 2492 - Elections and Elected Officials
HB 2493 - Corrections and Public Institutions
HB 2497 - Transportation
HB 2498 - Health and Mental Health Policy

HB 2500 - Health and Mental Health Policy
HB 2501 - Ways and Means
HB 2502 - Ways and Means
HB 2504 - Children and Families
HB 2508 - Workforce Development
HB 2511 - Transportation
HB 2512 - Higher Education
HB 2514 - Agriculture Policy
HB 2515 - Higher Education
HB 2516 - Utilities
HB 2517 - Crime Prevention and Public Safety
HB 2518 - Local Government
HB 2519 - Utilities
HB 2520 - Crime Prevention and Public Safety
HB 2521 - General Laws
HB 2525 - Local Government
HB 2526 - Corrections and Public Institutions
HB 2531 - Elementary and Secondary Education
HB 2532 - Judiciary
HB 2534 - Elementary and Secondary Education
HB 2536 - Judiciary
HB 2544 - Judiciary
HB 2546 - Corrections and Public Institutions
HB 2547 - Elections and Elected Officials
HB 2551 - Conservation and Natural Resources
HB 2553 - Ways and Means
HB 2554 - General Laws
HB 2556 - Elementary and Secondary Education
HB 2557 - Elementary and Secondary Education
HB 2558 - Crime Prevention and Public Safety
HB 2559 - General Laws
HB 2570 - Crime Prevention and Public Safety
HB 2571 - Financial Institutions
HB 2577 - Local Government
HB 2578 - Ways and Means
HB 2579 - Judiciary
HB 2581 - General Laws
HB 2582 - Elections and Elected Officials
HB 2583 - Transportation
HB 2584 - Crime Prevention and Public Safety
HB 2585 - Transportation
HB 2586 - Workforce Development
HB 2587 - Transportation
HB 2588 - Elections and Elected Officials
HB 2592 - Children and Families
HB 2595 - Economic Development

HB 2599 - Budget
HB 2601 - Transportation
HB 2602 - Transportation
HB 2605 - Crime Prevention and Public Safety
HB 2606 - Workforce Development
HB 2608 - Crime Prevention and Public Safety
HB 2610 - General Laws
HB 2614 - Elementary and Secondary Education
HB 2615 - General Laws
HB 2616 - Utilities
HB 2618 - Utilities
HB 2623 - Special Committee on Tourism
HB 2626 - Higher Education
HB 2628 - Special Committee on Government Oversight
HB 2629 - Elementary and Secondary Education
HB 2630 - Elementary and Secondary Education
HB 2631 - Crime Prevention and Public Safety
HB 2633 - Pensions
HB 2637 - Agriculture Policy
HB 2639 - Special Committee on Small Business
HB 2642 - Agriculture Policy
HB 2647 - Higher Education
HB 2650 - Utilities
HB 2651 - Crime Prevention and Public Safety
HB 2652 - Local Government
HB 2654 - Special Committee on Tax Policy for Working Families
HB 2655 - Local Government
HB 2658 - Children and Families
HB 2661 - Local Government
HB 2663 - Economic Development
HB 2664 - General Laws
HB 2665 - Children and Families
HB 2667 - General Laws
HB 2668 - Local Government
HB 2676 - Agriculture Policy
HB 2679 - Health and Mental Health Policy
HB 2680 - General Laws
HB 2682 - Children and Families
HB 2683 - Ways and Means
HB 2685 - Crime Prevention and Public Safety
HB 2686 - Crime Prevention and Public Safety
HB 2687 - Special Committee on Homeland Security
HB 2688 - Transportation
HB 2690 - Elections and Elected Officials
HB 2692 - General Laws

HB 2694 - Elementary and Secondary Education
HB 2695 - Crime Prevention and Public Safety
HB 2696 - Crime Prevention and Public Safety
HB 2697 - Crime Prevention and Public Safety
HB 2698 - Crime Prevention and Public Safety
HB 2699 - Crime Prevention and Public Safety
HB 2700 - Crime Prevention and Public Safety
HB 2701 - Crime Prevention and Public Safety
HB 2702 - Crime Prevention and Public Safety
HB 2703 - Crime Prevention and Public Safety
HB 2704 - Crime Prevention and Public Safety
HB 2707 - Transportation
HB 2709 - Health and Mental Health Policy
HB 2710 - Special Committee on Government Oversight
HB 2711 - Local Government
HB 2713 - Health and Mental Health Policy
HB 2714 - Local Government
HB 2715 - Local Government
HB 2719 - Economic Development
HB 2720 - Agriculture Policy
HB 2723 - Local Government
HB 2724 - Local Government
HB 2726 - Government Efficiency
HB 2727 - Local Government
HB 2728 - Elementary and Secondary Education
HB 2730 - Local Government
HB 2732 - Crime Prevention and Public Safety
HB 2734 - Ways and Means
HB 2735 - Crime Prevention and Public Safety
HB 2736 - Economic Development
HB 2737 - General Laws
HB 2739 - Children and Families
HB 2740 - Workforce Development
HB 2741 - Crime Prevention and Public Safety
HB 2742 - Children and Families
HB 2743 - Special Committee on Urban Issues
HB 2744 - Local Government
HB 2746 - General Laws

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 31 - Judiciary
SCR 52 - Children and Families

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SB 552 - Judiciary
SB 697 - General Laws

COMMITTEE REPORTS

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1360** and **HB 2100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Arthur, Carpenter, Cornejo, Evans, McCreery and Merideth (80)*

Noes (0)

Absent (7): Anderson, Basye, Cross, Mathews, Roeber, Schroer and Taylor

* Ex-officio members present

COMMUNICATIONS

The Committee on Budget has adopted the following motion under Section 33.282, RSMo, and has requested that it be printed in the Journal of the House:

Having reviewed the estimates of new tax credits for Fiscal Year 2019 submitted to the Chairman of the House Budget Committee by the Budget Director pursuant to Section 33.282, RSMo, the Committee on Budget, under the authority of said section, hereby approves those estimated new tax credits for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019, **with the following exceptions:**

1. **no credits are approved for grape and wine producers, pursuant to Section 135.700, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;**

2. **no credits are approved for innovation campuses, pursuant to Section 620.2600, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;**

3. **no credits are approved for qualified beef, pursuant to Section 135.679, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;**

4. **no credits authorized on or after July 1, 2018 are approved for Missouri low-income housing, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;**

5. **no more than $120,000,000 of credits are approved for historic structures rehabilitation, pursuant to Sections 253.545 through 253.559, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019.**

The Committee on Budget directs the Chairman of the Committee to report adoption of this Motion to the Chief Clerk of the House and request that the Motion be printed in the Journal of the House.

The Benediction was given by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O God of Hosts, be with us as this session has drawn to its conclusion. While the day has been long, our years together here now seem to be too short. Bless us, as we depart, bless our families, bless our staff and our citizens, and give us a source of satisfaction that our time, treasures and talents were not wasted but were used to build up the Show-Me State.

We have some members who are leaving the People's House, some by term limits, some by personal choice, some by political decision and others by a desire for new opportunities. You have been a part of something special this year. You are a part of history and will be missed. Never regret being here but praise God you did all you could to be a good citizen legislator.

And the House says, "Amen!"

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 1:00 p.m., Wednesday, May 30, 2018.

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-EIGHTH DAY, WEDNESDAY, MAY 30, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **HCR 63** and **HCR 70** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCR 63** and **HCR 70** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF HOUSE JOINT RESOLUTIONS

All other business of the House was suspended while **HJR 59** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HJR 59** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 1252**, **SCS HCS HB 1268**, **SCS HCS HB 1286**, **SS#2 SCS HCS HBs 1288, 1377 & 2050**, **CCS SS SCS HB 1291**, **CCS SS SCS HB 1350**, **SS SCS HCS HB 1364**, **SS SCS HCS HB 1388**, **SS HB 1415**, **HB 1428**, **SS SCS HB 1446**, **HCS HB 1461**, **SS SCS HB 1465**, **HB 1469**, **HB 1484**, **HB 1492**, **SS#2 SCS HCS HB 1500**, **SCS HCS#2 HB 1503**, **SS HB 1504**, **HB 1516**, **HB 1517**, **SS HB 1531**, **SS SCS HB 1558**, **SS HCS HB 1606**, **SS#3 SCS HCS HB 1617**, **HB 1625**, **SCS HCS HB 1635**, **HB 1646**, **HB 1665**, **HCS HB 1690**, **SCS HCS HB 1713**, **CCS SS SCS HB 1719**, **SS HCS HBs 1729, 1621 & 1436**, **SS HB 1744**, **SS SCS HB 1769**, **SS#2 HCS HB 1796**, **SCS HB 1797**, **HB 1809**, **HB 1831**, **SS SCS HB 1838**, **CCS SS HB 1858**, **SS HCS HB 1872**, **CCS SS SCS HCS HB 1879**, **HB 1887**, **SS HB 1953**, **SS SCS HCS HB 1991**, **HCS HB 2001**, **CCS SCS HCS HB 2002**, **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2005**,

CCS SCS HCS HB 2006, **CCS SCS HCS HB 2007**, **CCS SCS HCS HB 2008**, **CCS SCS HCS HB 2009**, **CCS SS SCS HCS HB 2010**, **CCS SCS HCS HB 2011**, **CCS SCS HCS HB 2012**, **SCS HCS HB 2013**, **HCS HB 2017**, **HCS HB 2018**, **HCS HB 2019**, **SS SCS HCS HB 2034**, **HB 2101**, **SCS HCS HB 2116**, **SS#2 HCS HB 2129**, **HCS HB 2171**, **HB 2183**, **SS SCS HCS HBs 2280, 2120, 1468 & 1616**, **HB 2330** and **SCS HB 2347** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Speaker Pro Tem Haahr assumed the Chair.

All other business of the House was suspended while **SCS HCS HB 2540** was read at length and, there being no objection, was signed by the Speaker Pro Tem to the end that the same may become law.

Speaker Richardson resumed the Chair.

All other business of the House was suspended while **SS SCS HB 2562** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

CONSTITUTIONAL OBJECTIONS

The following Representatives offered objections to **SS#2 SCS HB 1413**, which were appended to the bill.

May 29, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Article III, Section 30 of the Missouri Constitution, we do hereby object to the constitutionality of the truly agreed to and finally passed version of **Senate Substitute #2 for Senate Committee Substitute for House Bill 1413** on the following grounds:

I. While the act purports to impose a host of new requirements upon public labor organizations, it specifically exempts from such requirements public safety labor organizations – defined broadly, as well as the Department of Corrections and all of its employees. The effect of these exemptions treats similarly situated employees different with no rational basis. Accordingly, this legislation violates equal protection guarantees under both the Fourteenth Amendment to the United States Constitution as well as Article I, Section Two of the Missouri Constitution;

II. Requirements under Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 stipulate various provisions that must be included in public labor organization collective bargaining agreements including prohibitions on public employees from picketing. This requirement impermissibly interferes with public employees right to petition their government as secured by the First Amendment to the United States Constitution as well as Article I, Section Nine of the Missouri Constitution;

III. Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 dictates that a public employee's decision not to vote in public labor organization election is automatically deemed to be a negative vote regardless of the wishes of the public employee. This provision constitutes compelled speech, impermissible under the First Amendment to the U.S. Constitution as well as Article I, Section Eight of the Missouri Constitution;

IV. Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 forces public employees who join public labor organizations and public labor organizations to expend resources to directly benefit public employees in the bargaining unit who choose not to join the public labor organization nor contribute financially to representation provided by public labor organizations. This scheme mandating representation and benefits be provided to non-members who refuse to provide financial contributions deprives public employees who are members of the labor organization and those labor organizations of property without due process in contravention of both the Fourteenth Amendment to the United States Constitution and Article I, Sections Ten and Twenty-Eight of the Missouri Constitution;

V. House Bill 1413 was amended through the legislative process such that the underlying section of the act was removed from the version which was truly agreed to by the General Assembly. The original section of the act, section 105.504, was removed from the act leaving the final product in violation of Article III, Section 21 of the Missouri Constitution providing that no bill shall be amended so as to change its original purpose. Removing the underlying section of the originally filed version violates this constitutional provision.

Therefore, as Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 is constitutionally infirm for the above stated reasons the measure should not be signed by the governor.

Please note said objection in the House Journal and annex it to truly agreed to and finally passed version of Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 to be considered by the governor in connection therewith as mandated by Article III, Section 30 of the Missouri Constitution.

Sincerely,

/s/ Gail McCann Beatty, Minority Floor Leader
/s/ Pat Conway, District 10
/s/ Jon Carpenter, District 15
/s/ Lauren Arthur, District 18
/s/ Ingrid Burnett, District 19
/s/ Ira Anders, District 21
/s/ Judy Morgan, District 24
/s/ Greg Razer, District 25
/s/ Richard Brown, District 27
/s/ Jerome Barnes, District 28
/s/ Rory Rowland, District 29
/s/ DaRon McGee, District 36
/s/ Joe Runions, District 37
/s/ Kip Kendrick, District 45
/s/ Tommie Pierson, Jr., District 66
/s/ Cora Faith Walker, District 74
/s/ Steven Roberts, District 77
/s/ Bruce Franks, Jr., District 78
/s/ Michael Butler, District 79
/s/ Peter Merideth, District 80
/s/ Donna Baringer, District 82
/s/ Gina Mitten, District 83
/s/ Karla May, District 84
/s/ Clem Smith, District 85
/s/ Joe Adams, District 86

/s/ Stacey Newman, District 87
/s/ Tracy McCreery, District 88
/s/ Deb Lavender, District 90
/s/ Sarah Unsicker, District 91
/s/ Doug Beck, District 92
/s/ Mike Revis, District 97
/s/ Crystal Quade, District 134

Representative Moon offered objections to **SCS HB 1250**, **SS SCS HB 1355**, **SS SCS HCS HB 1456**, **SS#2 HB 1460**, **SS SCS HB 1832** and **SS#2 SCS HB 1880**, which were appended to the bills.

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – **SCS HB 1250**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The subject matter of HB 1250 was changed from related to "fiduciary access to digital assets" during the amendment phase to "relating to trusts and estates."

As such, it appears that SCS HB 1250 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – **SS SCS HB 1355**

Missouri's Constitution states in Article III, section 21, "… no bill shall be so amended in its passage through either house as to change its original purpose…."

HB 1355's original purpose related to retired peace officers. The bill's intent was changed during the amendment phase to "relating to public safety."

As such, it appears that SS SCS HB 1355 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– SS SCS HCS HB 1456**

Missouri's Constitution states in Article III, section 21, "… no bill shall be so amended in its passage through either house as to change its original purpose…."

The original purpose of HB 1456 related to "emergency communications." The final version of the bill, SS SCS HCS HB 1456 the purpose was changed to "relating to communication services."

As such, it appears that SS SCS HCS HB 1456 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– SS #2 HB 1460**

Missouri's Constitution states in Article I, section 2, "… that all persons are created equal and are entitled to equal rights and opportunity under the law." House Bill 1460 singles out a group of individuals for special treatment. And, in doing so, creates an unequal opportunity in violation of the Constitution.

In addition, the original purpose of HB 1460 was "relating to a tax deduction for certain Olympic athletes." Missouri's Constitution further states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…. " As the bill was amended, the title was changed to "relating to state revenues" in order to include a gas tax referendum.

It appears to be clear that SS #2 HB 1460 is in violation of our state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– SS SCS HB 1832**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The original purpose of HB 1832 was "relating to the credit user protection law." The bill's subject was amended to "relating to merchandising practices" to allow the inclusion of language which appears to change the subject of the bill.

As such, it appears that SS SCS HB 1832 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– SS #2 SCS HB 1880**

Missouri's Constitution states in Article III, section 21, "… no bill shall be so amended in its passage through either house as to change its original purpose…."

HB 1880 asserts in section 394.085, section 1,"The general assembly declares that expanding and accelerating access to high speed broadband communications services throughout the entire state of Missouri is necessary, desirable, in the best interests of the citizens of this state, and that it is a public purpose of great importance."

Further, in section 2, the bill states, "it is the intent of the general assembly to facilitate and to encourage rural electric cooperatives and their affiliates, either collectively or individually, to continue to enter into and establish voluntary contracts or other forms of joint or cooperative agreements…."

The language in House Bill 1880 was expanded specifying provisions if/when a property owner prevails against a rural electric cooperative or cooperative subsidiary in a law suit and the method compensation, if any, will be handled, and the bill further specifies that power conferred upon rural electric cooperatives shall be subject to a certain antitrust provision of law.

As such, it appears that SS #2 SCS HB 1880 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SCS HB 1250**, **SS SCS HB 1355**, **SS#2 SCS HB 1413**, **SS SCS HCS HB 1456**, **SS#2 HB 1460**, **SS SCS HB 1832** and **SS#2 SCS HB 1880** were read at length and was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SCS HB 1250**, **HB 1252**, **SCS HCS HB 1268**, **SCS HCS HB 1286**, **SS#2 SCS HCS HBs 1288, 1377 & 2050**, **CCS SS SCS HB 1291**, **CCS SS SCS HB 1350**, **SS SCS HB 1355**, **SS SCS HCS HB 1364**, **SS SCS HCS**

HB 1388, **SS#2 SCS HB 1413**, **SS HB 1415**, **HB 1428**, **SS SCS HB 1446**, **SS SCS HCS HB 1456**, **HCS HB 1461**, **SS SCS HB 1465**, **HB 1469**, **HB 1484**, **HB 1492**, **SS#2 SCS HCS HB 1500**, **SCS HCS#2 HB 1503**, **SS HB 1504**, **HB 1516**, **HB 1517**, **SS HB 1531**, **SS SCS HB 1558**, **SS HCS HB 1606**, **SS#3 SCS HCS HB 1617**, **HB 1625**, **SCS HCS HB 1635**, **HB 1646**, **HB 1665**, **HCS HB 1690**, **SCS HCS HB 1713**, **CCS SS SCS HB 1719**, **SS HCS HBs 1729, 1621 & 1436**, **SS HB 1744**, **SS SCS HB 1769**, **SS#2 HCS HB 1796**, **SCS HB 1797**, **HB 1809**, **HB 1831**, **SS SCS HB 1832**, **SS SCS HB 1838**, **CCS SS HB 1858**, **SS HCS HB 1872**, **CCS SS SCS HCS HB 1879**, **SS#2 SCS HB 1880, HB 1887**, **SS HB 1953**, **SS SCS HCS HB 1991**, **HCS HB 2001**, **CCS SCS HCS HB 2002**, **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2005**, **CCS SCS HCS HB 2006**, **CCS SCS HCS HB 2007**, **CCS SCS HCS HB 2008**, **CCS SCS HCS HB 2009**, **CCS SS SCS HCS HB 2010**, **CCS SCS HCS HB 2011**, **CCS SCS HCS HB 2012**, **SCS HCS HB 2013**, **HCS HB 2017**, **HCS HB 2018**, **HCS HB 2019**, **SS SCS HCS HB 2034**, **HB 2101**, **SCS HCS HB 2116**, **SS#2 HCS HB 2129**, **HCS HB 2171**, **HB 2183**, **SS SCS HCS HBs 2280, 2120, 1468 & 1616**, **HB 2330**, **SCS HB 2347**, **SCS HCS HB 2540** and **SS SCS HB 2562** were delivered to the Governor by the Chief Clerk of the House.

Having been duly signed in open session of the Senate, **SS#2 HB 1460** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF SENATE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **SCR 36** and **SCR 50** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE REVISION BILLS

All other business of the House was suspended while **SCS SRBs 975 & 1024** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SS#5 SB 564**, **SS SCS SB 568**, **HCS SB 581**, **CCS SS#2 SCS SB 590**, **SS SCS SB 592**, **SS SCS SB 593**, **SB 594**, **HCS SCS SB 598**, **CCS HCS SS SB 608**, **HCS SCS SB 623**, **SS SCS SBs 627 & 925**, **SCS SB 629**, **SCS SB 644**, **SS SCS SB 652**, **CCS HCS SB 655**, **CCS HCS SB 660**, **SB 683**, **CCS HCS SB 687**, **SS SB 705**, **CCS HCS SS SCS SB 707**, **SB 708**, **CCS HCS SB 743**, **SB 768**, **HCS SCS SB 769**, **CCS HCS SB 773**, **CCS HCS SS SCS SB 775**, **HCS SS SCS SB 782**, **HCS SB 793**, **HCS SB 800**, **SS#2 SCS SB 802**, **CCS HCS SB 806**, **CCS HCS SCS SBs 807 & 577**, **SCS SB 814**, **CCS SB 819**, **CCS HCS SS SCS SB 826**, **SB 840**, **CCS HCS SS SCS SB 843**, **SCS SB 862**, **CCS HCS SS SB 870**, **HCS SB 871**, **CCS HCS SS SB 881**, **SS SB 882**, **CCS SB 884**, **SB 891**, **CCS SCS SB 892**, **HCS SS SCS SBs 894 & 921**, **SS SCS SB 907**, **HCS SCS SB 917**, **CCS HCS SB 951**, **SB 954**, **SB 981**, **SS SB 982**, **SCS SB 990**, **SCS SBs 999 & 1000** and **SCS SB 1007** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

CONSTITUTIONAL OBJECTIONS

Representative Moon offered objections to **SB 573, HCS SS SCS SBs 603, 576 & 898**, **HCS SB 659** and **CCS HCS SCS SB 718**, which were appended to the bills.

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– SB 573**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The original purpose of SB 573 was "relating to income tax deductions for military personnel."

The bill's subject was amended to include language, relating to the flying of MIA/POW flags, which clearly changes the subject of the bill.

As such, it appears that SB 573 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– HCS SS SCS SBs 603, 576 & 898**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The original purpose of HCS SS SCS SBs 603, 576 & 898 was "relating to course access in education." The bill's subject was amended to include language "relating to virtual education."

As such, it appears that HCS SS SCS SBs 603, 576 & 898 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– HCS SB 659**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The original purpose of SB 659 was "relating to grants to assist in financing certain utility projects." The bill's subject was amended to include language "relating to the department of natural resources."

As such, it appears that HCS SB 659 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION **– CCS HCS SCS SB 718**

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title…."

The original purpose of SB 718 was "relating to maintenance medication." The bill's subject title was amended by House amendment 1 to "health care" in order to broaden the scope of the legislation.

As such, it appears that CCS HCS SCS SB 718 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SB 573, HCS SS SCS SBs 603, 576 & 898**, **HCS SB 659** and **CCS HCS SCS SB 718** were read at length and were signed by the Speaker to the end that the same may become law.

The following members' presence was noted: Alferman, Anders, Andrews, Austin, Bahr, Barnes (60), Berry, Bondon, Brown (27), Chipman, Christofanelli, Conway (10), Cookson, Curtman, DeGroot, Dinkins, Dogan, Dohrman, Eggleston, Evans, Fitzwater, Francis, Gannon, Gray, Haahr, Hansen, Harris, Henderson, Houghton, Houx, Hurst, Kelley (127), Kendrick, Kidd,

Kolkmeyer, Korman, Lant, Love, Lynch, Marshall, Miller, Mitten, Moon, Neely, Pfautsch, Pierson Jr, Razer, Reiboldt, Reisch, Remole, Rhoads, Richardson, Roeber, Ross, Rowland (155), Shull (16), Smith (163), Sommer, Stacy, Tate, Trent, Vescovo, Walsh, Washington, and Wood.

ADJOURNMENT

The Speaker declared the House of Representatives of the Ninety-ninth General Assembly convened in the Second Regular Session on January 3, 2018, adjourned sine die as of midnight, May 30, 2018, in accordance with the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

SUPPLEMENTAL

SECOND REGULAR SESSION
99TH GENERAL ASSEMBLY

MESSAGES FROM THE GOVERNOR

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, 65102

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Bill No. 1250** entitled:

AN ACT

To repeal sections 456.985, 456.1035, 456.1080, 456.1-103, 456.4-414, 456.8-808, 474.150, 515.575, and 515.635, RSMo, and to enact in lieu thereof twenty-nine new sections relating to trusts and estates.

On June 1, 2018, I approved **Senate Committee Substitute for House Bill No. 1250**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1252** entitled:

AN ACT

To repeal section 376.782, RSMo, and to enact in lieu thereof one new section relating to lowdose mammography screening.

On June 1, 2018, I approved **House Bill No. 1252**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 1286** entitled:

AN ACT

To repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

On June 1, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No. 1286**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1355** entitled:

AN ACT

To repeal sections 43.505, 43.507, 57.117, 57.450, 84.510, 87.135, 99.848, 135.090, 190.094, 190.100, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 190.335, 191.630, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.050, 221.105, 260.391, 292.606, 302.176, 306.030, 306.126, 414.032, 488.5320, 513.653, 566.147, 559.600, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, 595.220, and 610.140, RSMo, and to enact in lieu thereof eighty-eight new sections relating to public safety, with penalty provisions.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1355**.

Respectfully submitted,

/s/ Eric R. Greitens

Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1364** entitled:

AN ACT

To repeal sections 292.606, 319.129, and 414.032, RSMo, and to enact in lieu thereof four new sections relating to petroleum products.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1364**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413** entitled:

AN ACT

To repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

On June 1, 2018, I approved **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

STATE OF MISSOURI

Herewith I return to you **House Bill No. 1428** entitled:

AN ACT

To repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in county elected offices.

On June 1, 2018, I approved **House Bill No. 1428**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1446** entitled:

AN ACT

To repeal sections 115.124, 115.157, and 321.320, RSMo, and to enact in lieu thereof four new sections relating to elections, with an emergency clause for a certain section.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1446**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 1461** entitled:

AN ACT

To repeal sections 452.375, 452.377, 589.660, 589.663, 589.664, 589.666, 589.669, 589.672, and 589.678, RSMo, and to enact in lieu thereof nine new sections relating to the address confidentiality program.

On June 1, 2018, I approved **House Committee Substitute for House Bill No. 1461**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1465** entitled:

AN ACT

To repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1465**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1469** entitled:

AN ACT

To repeal sections 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, and 115.013, RSMo, and to enact in lieu thereof ten new sections relating to Missouri military code.

On June 1, 2018, I approved **House Bill No. 1469**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1484** entitled:

AN ACT

To repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date.

On June 1, 2018, I approved **House Bill No. 1484**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1492** entitled:

AN ACT

To repeal section 620.515, RSMo, and to enact in lieu thereof one new section relating to the show-me heroes program.

On June 1, 2018, I approved **House Bill No. 1492**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500** entitled:

AN ACT

To repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to reduction

in regulation of certain occupations.

On June 1, 2018, I approved **Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1503** entitled:

AN ACT

To repeal sections 30.750, 30.756, 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, 115.013, 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof seventeen new sections relating to military affairs, with an existing penalty provision.

On June 1, 2018, I approved **Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1503**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for House Bill No. 1504** entitled:

AN ACT

To amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

On June 1, 2018, I approved **Senate Substitute for House Bill No. 1504**.

Respectfully Submitted,

/s/ Eric R. Greitens

Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for House Bill No. 1531** entitled:

AN ACT

To repeal sections 34.378 and 507.060, RSMo, and to enact in lieu thereof two new sections relating to civil proceedings.

On June 1, 2018, I approved **Senate Substitute for House Bill No. 1531**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1558** entitled:

AN ACT

To amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision and an emergency clause.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1558**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute No. 3 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1617** entitled:

AN ACT

To repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

On June 1, 2018, I approved **Senate Substitute No. 3 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1617**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1625** entitled:

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

On June 1, 2018, I approved **House Bill No. 1625**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 1635** entitled:

AN ACT

To repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

On June 1, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No.**

1635.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1646** entitled:

AN ACT

To repeal section 263.245, RSMo, and to enact in lieu thereof one new section relating to brush control on county roads.

On June 1, 2018, I approved **House Bill No. 1646**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1665** entitled:

AN ACT

To repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to a visiting scholars certificate.

On June 1, 2018, I approved **House Bill No. 1665**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES

99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 1690** entitled:

AN ACT

To repeal sections 375.1218, 376.715, 376.717, 376.718, 376.720, 376.722, 376.724, 376.725, 376.726, 376.733, 376.734, 376.735, 376.737, 376.738, 376.742, 376.743, 376.746, 376.747, 376.748, 376.755, 376.756, and 376.758, RSMo, and to enact in lieu thereof twenty-two new sections relating to the Missouri life and health insurance guaranty association act.

On June 1, 2018, I approved **House Committee Substitute for House Bill No. 1690**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719** entitled:

AN ACT

To repeal sections 324.001, 324.200, 324.205, 324.210, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.920, 324.925, 324.1108, 327.221, 327.312, 327.313, 327.321, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 332.321, 334.530, 334.655, 335.036, 335.066, 335.067, 336.030, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, 337.718, 338.315, 338.330, 338.333, 338.337, 338.340, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof ninety-one new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

On June 1, 2018, I approved **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for House Bill No. 1744** entitled:

AN ACT

To repeal sections 160.545, 162.441, 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session, 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an emergency clause for a certain section.

On June 1, 2018, I approved **Senate Substitute for House Bill No. 1744**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1769** entitled:

AN ACT

To repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the offense of filing false documents, with penalty provisions.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1769**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Bill No. 1797** entitled:

AN ACT

To repeal sections 563.011, 563.041, 569.010, and 569.140, RSMo, and to enact in lieu thereof four new sections relating to unlawful activity on nuclear power plant property, with penalty provisions.

On June 1, 2018, I approved **Senate Committee Substitute for House Bill No. 1797**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1809** entitled:

AN ACT

To repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bistate metropolitan development district.

On June 1, 2018, I approved **House Bill No. 1809**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1832** entitled:

AN ACT

To repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1832**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 1838** entitled:

AN ACT

To authorize the conveyance of certain state properties.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Bill No. 1838**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Substitute for House Bill No. 1858** entitled:

AN ACT

To repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue, with a delayed effective date for a certain section.

On June 1, 2018, I approved **Conference Committee Substitute for Senate Substitute for House Bill No. 1858**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for House Committee Substitute for House Bill No. 1872** entitled:

AN ACT

To amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

On June 1, 2018, I approved **Senate Substitute for House Committee Substitute for House Bill No. 1872**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879** entitled:

AN ACT

To repeal sections 30.270, 34.010, 34.165, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 137.225, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof sixteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

On June 1, 2018, I approved **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880** entitled:

AN ACT

To repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to broadband communications services provided by rural electric cooperatives.

On June 1, 2018, I approved **Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 1887** entitled:

AN ACT

To amend chapter 442, RSMo, by adding thereto one new section relating to restrictive covenants.

On June 1, 2018, I approved **House Bill No. 1887**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991** entitled:

AN ACT

To repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof sixteen new sections relating to the deployment of wireless facilities infrastructure, with a delayed effective date for certain sections.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034** entitled:

AN ACT

To repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 2116** entitled:

AN ACT

To repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to watercraft, with a penalty provision.

On June 1, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No. 2116**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

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June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 2171** entitled:

AN ACT

To repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

On June 1, 2018, I approved **House Committee Substitute for House Bill No. 2171**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 2280, 2120, 1468 & 1616** entitled:

AN ACT

To repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

On June 1, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 2280, 2120, 1468 & 1616**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 2330** entitled:

AN ACT

To amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

On June 1, 2018, I approved **House Bill No. 2330**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Committee Substitute for House Bill No. 2347** entitled:

AN ACT

To amend chapter 227, RSMo, by adding thereto six new sections relating to designation of memorial infrastructure.

On June 1, 2018, I approved **Senate Committee Substitute for House Bill No. 2347**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

June 1, 2018

Secretary of State John R. Ashcroft
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Ashcroft:

I resign the office of Governor effective today, June 1, 2018, at 5:00 p.m.

Sincerely,

/s/ Eric R. Greitens
Governor

June 22, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 1831** entitled:

AN ACT

To repeal sections 144.011 and 144.049, RSMo, and to enact in lieu thereof two new sections relating to sales taxes.

On June 22, 2018, I approved **House Bill No. 1831**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 22, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 2101** entitled:

AN ACT

To repeal section 514.040, RSMo, and to enact in lieu thereof one new section relating to guardian ad litem fees.

On June 22, 2018, I approved **House Bill No. 2101**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 25, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 1517** entitled:

AN ACT

To amend chapter 105, RSMo, by adding thereto one new section relating to the state legal expense fund.

On June 25, 2018, I approved **House Bill No. 1517**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 26, 2018

TO THE SECRETARY OF STATE

OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1288, 1377 & 2050** entitled:

AN ACT

To repeal sections 135.341, 135.600, 135.630, 135.647, and 135.800, RSMo, and to enact in lieu thereof seven new sections relating to tax credits for contributions to certain benevolent organizations.

On June 26, 2018, I approved **Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1288, 1377 & 2050**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 1268** entitled:

AN ACT

To repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to the Missouri dental board.

On June 29, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No. 1268**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350** entitled:

AN ACT

To repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 208.909, 210.025, 210.254, 210.258, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof twenty-three new sections relating to criminal history records, with penalty provisions.

On June 29, 2018, I approved **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1388** entitled:

AN ACT

To repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

On June 29, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1388**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 1713** entitled:

AN ACT

To repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to birth certificates.

On June 29, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No.**

1713.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2001** entitled:

AN ACT

To appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2001**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 2.230

I hereby veto $45,000 general revenue for the Missouri Commission for the Deaf and Hard of Hearing.

Personal Service by $45,000 from $358,558 to $313,558 from General Revenue Fund.

From $476,629 to $431,629 in total from General Revenue Fund.
From $1,080,066 to $1,035,066 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 3.240

I hereby veto $1,000,000 general revenue for Missouri Southern State University for one-time supplemental financial assistance to the university.

From $2,000,000 to $1,000,000 from General Revenue Fund.
From $26,431,242 to $25,431,242 in total for the section.

Section 3.250

I hereby veto $500,000 general revenue for Harris-Stowe State University for one-time supplemental financial assistance to the university.

From $750,000 to $250,000 from General Revenue Fund.
From $10,411,260 to $9,911,260 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 4.407

I hereby veto $1,000,000 Emergency Bridge Repair and Replacement Fund for accelerated replacement, or immediate repair to bridges.

Said section is vetoed in its entirety from $1,000,000 to $0 from Emergency Bridge Repair and Replacement Fund. From $1,000,000 to $0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 5.145

I hereby veto $100,000 general revenue for the Office of Child Advocate.

Personal Service by $100,000 from $276,998 to $176,998 from General Revenue Fund.
From $285,101 to $185,101 in total from General Revenue Fund.
From $428,944 to $328,944 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 6.020

I hereby veto $3,767,213 general revenue for transfer to the Missouri Qualified Biodiesel Producer Incentive Fund.

From $4,017,213 to $250,000 from General Revenue Fund.
From $4,017,213 to $250,000 in total for the section.

Section 6.225

I hereby veto $1,000,000 general revenue for a Contaminated Home Acquisition Program.

For a radioactive waste contamination investigation.
From $1,000,000 to $0 from General Revenue Fund.
From $849,837,074 to $848,837,074 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 8.090

I hereby veto $50,000 general revenue for grants to law enforcement agencies for the purchase of emergency rescue tourniquets.

From $50,000 to $0 from General Revenue Fund.
From $119,658,232 to $119,608,232 in total for the section.

Section 8.167

I hereby veto $1,000,000 general revenue for grants to volunteer fire protection associations for workers' compensation premiums pursuant to Section 287.245, RSMo.

Said section is vetoed in its entirety.
Personal Service from $35,000 to $0 from General Revenue Fund.
Expense and Equipment from $15,000 to $0 from General Revenue Fund.
Program Distribution from $950,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

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June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

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June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 10.225

I hereby veto $500,000 general revenue for the Behavioral Health Treatment and Training Pilot Program.

For the purpose of funding the Behavioral Health Treatment and Training program.
From $500,000 to $0 from General Revenue Fund.
From $135,287,616 to $134,787,616 in total for the section.

Section 10.410

I hereby veto $200,000 general revenue for the Developmental Disability Training Pilot Program.

For the purpose of funding the Developmental Disability Training Pilot Program.
From $500,000 to $300,000 from General Revenue Fund.
From $1,074,350,323 to $1,074,150,323 in total for the section.

Section 10.900

I hereby veto $153,546 general revenue for the Time Critical Diagnosis Unit.

Personal Service by $153,546 from $8,169,965 to $8,016,419 from General Revenue Fund.
From $8,911,381 to $8,757,835 in total from General Revenue Fund.
From $27,651,616 to $27,498,070 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Social

Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 11.510

I hereby veto $400,000, including $200,000 general revenue, including $200,000 for the in-home telemonitoring program and $200,000 for the pager project.

For the purpose of funding a community-based care coordinating program that includes in-home visits and/or phone contact by a nurse care manager or electronic monitor.
From $100,000 to $0 from General Revenue Fund.
From $300,000 to $200,000 from Title XIX - Federal Fund.

For the purpose of continuing funding of the pager project facilitating medication compliance.
From $100,000 to $0 from General Revenue Fund.
From $315,000 to $215,000 from Title XIX - Federal Fund.
From $514,763,952 to $514,363,952 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Section 12.400

I hereby veto $487,000 general revenue for juvenile advocacy units in the Kansas City and St. Louis regions.

Personal Service and/or Expense and Equipment by $487,000 from $41,780,244 to $41,293,244 from General Revenue Fund.
From $46,501,315 to $46,014,315 in total from General Revenue Fund.
From $50,813,083 to $50,326,083 in total for the section.

Section 12.515

I hereby veto $150,000, including $75,000 general revenue, for private sector consulting and auditing services on the MO HealthNet Program.

For the purpose of funding consulting and auditing services to be performed by a private firm and managed by a MO HealthNet Task Force.
From $75,000 to $0 from General Revenue Fund.
From $75,000 to $0 from Title XIX Federal Fund.
From $1,771,167 to $1,621,167 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 2013** entitled:

AN ACT

To appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **Senate Committee Substitute for House Committee Substitute for House Bill No. 2013**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2017** entitled:

AN ACT

To appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2017**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2018** entitled:

AN ACT

To appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2018**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2019** entitled:

AN ACT

To appropriate money for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

Section 19.055

I hereby veto $250,000 for renovation and expansion of the Crisp Technology Center at Three Rivers Community College.

From $3,000,000 to $2,750,000 from General Revenue Fund.
From $3,000,000 to $2, 750,000 in total for the section.

Section 19.060

I hereby veto $666,667 for planning, design, renovation and construction at the Cassville campus of Crowder College.

From $2,000,000 to $1,333,333 from General Revenue Fund.
From $2,000,000 to $1,333,333 in total for the section.

Section 19.075

I hereby veto $233,333 for Truman State University for exterior renovation and preservation of the Greenwood School for the Inter-Professional Autism Clinic.

From $700,000 to $466,667 from General Revenue Fund.
From $700,000 to $466,667 in total for the section.

Section 19.080

I hereby veto $333,333 for Northwest Missouri State University for steam plant infrastructure and tunnel replacement.

From $1,000,000 to $666,667 from General Revenue Fund.
From $1,000,000 to $666,667 in total for the section.

Section 19.090

I hereby veto $250,000 for Harris-Stowe State University for planning, design, renovation, and construction of laboratory space.

From $750,000 to $500,000 from General Revenue Fund.
From $750,000 to $500,000 in total for the section.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2019**, except for those items specifically vetoed and not approved.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 5, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Concurrent Resolution No. 70** entitled:

AN ACT

Relating to youth violence.

On July 5, 2018, I approved **House Concurrent Resolution No. 70**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 5, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1291** entitled:

AN ACT

To repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 87.135, 94.900, 108.120, 137.555, 137.556, 162.411, and 227.600, RSMo, and to enact in lieu thereof eighteen new sections relating to political subdivisions.

On July 5, 2018, I approved **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1291**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 5, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 1516** entitled:

AN ACT

To repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

On July 5, 2018, I approved **House Bill No. 1516**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 5, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for House Bill No. 1953** entitled:

AN ACT

To amend chapters 192 and 208, RSMo, by adding thereto two new sections relating to the dissemination of information on the treatment of certain diseases.

On July 5, 2018, I approved **Senate Substitute for House Bill No. 1953**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 5, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute No. 2 for House Committee Substitute for House Bill No. 2129** entitled:

AN ACT

To amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

On July 5, 2018, I approved **Senate Substitute No. 2 for House Committee Substitute for House Bill No. 2129**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 6, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456** entitled:

AN ACT

To repeal sections 43.401, 70.210, 190.300, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty-nine new sections relating to communication services, with penalty provisions.

On July 6, 2018, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 6, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 2183** entitled:

AN ACT

To repeal sections 197.052, 197.305, and 536.031, RSMo, and to enact in lieu thereof three new sections relating to licensure of healthcare facilities.

On July 6, 2018, I approved **House Bill No. 2183**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 10, 2018

TO THE SECRETARY OF STATE

OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for House Bill No. 1415** entitled:

AN ACT

To repeal sections 162.1115, 178.550, 178.930, 620.809, and 620.2020, RSMo, and to enact in lieu thereof nine new sections relating to workforce development, with an emergency clause for certain sections.

On July 10, 2018, I approved **Senate Substitute for House Bill No. 1415**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

_____

July 12, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 2540** entitled:

AN ACT

To repeal sections 143.011, 143.022, 143.151, 143.161, and 143.171, RSMo, and to enact in lieu thereof five new sections relating to individual income taxes, with an effective date.

On July 12, 2018, I approved **Senate Committee Substitute for House Committee Substitute for House Bill No. 2540**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

_____

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Concurrent Resolution No. 63** entitled:

AN ACT

Relating to DeMolay Day.

On July 12, 2018, I approved **House Concurrent Resolution No. 63**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for House Committee Substitute for House Bill No. 1606** entitled:

AN ACT

To repeal sections 160.011, 160.041, 160.530, 161.072, 161.094, 161.095, 161.106, 161.670, 162.064, 162.401, 162.720, 163.018, 163.021, 163.073, 167.121, 167.225, 170.015, 171.029, 171.031, 171.033, 173.1004, 302.272, and 304.060, RSMo, and to enact in lieu thereof thirty-three new sections relating to elementary and secondary education, with an effective date for certain sections.

On July 13, 2018, I approved **Senate Substitute for House Committee Substitute for House Bill No. 1606**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for House Committee Substitute for House Bill Nos. 1729, 1621 & 1436** entitled:

AN ACT

To repeal sections 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, and 630.546, RSMo, and to enact in lieu thereof twenty new sections relating to public contracts.

On July 13, 2018, I approved **Senate Substitute for House Committee Substitute for House Bill Nos. 1729, 1621 & 1436**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796** entitled:

AN ACT

To amend chapters 143, 442, and 443, RSMo, by adding thereto eight new sections relating to the process for the conveyance of real estate, with a penalty provision.

On July 13, 2018, I approved **Senate Substitute No. 2 for House Committee Substitute for House Bill Nos. 1796**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** entitled:

AN ACT

To repeal sections 67.398, 67.410, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, and 577.001, RSMo, and to enact in lieu thereof thirty six new sections relating to courts, with existing penalty provisions.

I disapprove of Senate Substitute for Senate Committee Substitute for House Bill No. 2562. My reasons for disapproval are as follows:

Section 82.462 of the bill authorizes certain individuals to enter property they do not own if they suspect it is

abandoned in order to secure the property, remove trash, landscape, or remove graffiti. Such individuals are not required to give actual or constructive notice to the property owner. This could result in an individual performing improvements in good faith on another's property, but without their knowledge or permission. If the property owner was to arrive on the scene, it could lead to an unsafe situation. I understand the dilemma that many of our communities face with derelict and abandoned properties, but I want to ensure that any remedy we propose puts the safety of our citizens and the rights of property owners at the forefront.

Section 476.521 of the bill allows for any judicial candidate who filed in 2010, was elected, and became judge in 2011 to receive retirement benefits from a previous MOSERS Judicial Retirement Plan instead of the 2011 Judicial Retirement Plan. The 2011 Judicial Retirement Plan is viewed by some as less favorable, since it requires new members to contribute 4% of their salaries to the plan and reduces other benefits. Based upon information provided by MOSERS, the narrowly tailored language of this section applies to only one individual in the entire state. Special laws such as this are unconstitutional. The Missouri Constitution, in Article III, Section 40, prohibits special laws that grant an "individual any special or exclusive right, privilege or immunity."

Finally, the bill appears to violate the original purpose and single subject provisions of the Missouri Constitution. As introduced, House Bill No. 2562 solely related to treatment courts, which was reflected in its title. As truly agreed to and finally passed, Senate Substitute for Senate Committee Substitute for House Bill No. 2562 contains at least thirteen different subjects, many of which do not appear to relate to the final title of "courts."

Article III, Section 21 of the Missouri Constitution prohibits any bill from being "so amended in its passage through either house as to change its original purpose." Article III, Section 23 of the Missouri Constitution provides that "[n]o bill shall contain more than one subject which shall be clearly expressed in its title." The courts have not held that this prevents a bill or its title from being amended throughout its passage. "The restriction is against the introduction of matter that is not germane to the object of the legislation or that is unrelated to its original subject." *Stroh Brewery Co. v. State of Missouri*, 954 S.W.2d 323, 326 (Mo. banc 1997). Some provisions of House Bill No. 2562 do not appear to be germane or related to its original subject. For example, the provisions in this bill regarding abandoned property, nuisance abatement, and the salaries of police officers have nothing to do with treatment courts or courts in general. In *Hammerschmidt v. Boone County*, 877 S.W.2d 98, 102 (Mo. banc 1994), the court held that all of a bill's provisions must "fairly relate to the same subject, have a natural connection therewith or are incidents or means to accomplish its purpose."

It is unfortunate that the provisions of this bill relating to treatment courts will not move forward as a result of the aforementioned issues. Treatment courts serve a valuable purpose for both our judicial and corrections systems. I look forward to working with the legislature next session on improving and expanding treatment courts across our state, and hope to do so in an expedient fashion.

In accordance with the above stated reasons for disapproval, I am returning **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** without my approval.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

The following proclamation was received from His Excellency, Governor Michael L. Parson.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the fourth quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that, I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 6th day of August 2018.

Exhibit A

	Department	Budget Appropriation Line
1	REVENUE-OPERATING	04.135
2	REVENUE-OPERATING	04.135
3	REVENUE-OPERATING	04.135
4	STATE AUDITOR-OPERATING	12.115
5	STATE AUDITOR-OPERATING	12.115
6	ATTORNEY GENERAL-OPER	12.165
7	JUDICIARY-OPERATING	12.305
8	JUDICIARY-OPERATING	12.305
9	JUDICIARY-OPERATING	12.335
10	JUDICIARY-OPERATING	12.335
11	JUDICIARY-OPERATING	12.335

12	JUDICIARY-OPERATING	12.335
13	JUDICIARY-OPERATING	12.340

LETTERS OF RESIGNATION

June 12, 2018

His Excellency Michael L. Parson
Governor of the State of Missouri
201 W. Capitol Avenue
Jefferson City, MO 65101

Governor Parson:

Please allow this letter to serve as notice to you and the House of Representatives that I hereby resign my position as State Representative for the 154th District effective Monday, June 18, 2018, at 11:59 p.m.

I thank the citizens of the 154th District for the opportunity to serve on their behalf. It has been a privilege and honor that I sincerely appreciate. I wish you and the citizens of our state well as we all work together to move Missouri forward.

Thank you.

Sincerely,

/s/ Shawn Rhoads
State Representative
District 154

July 20, 2018

The Honorable Mike Parson
Governor of the State of Missouri
Missouri State Capitol, Office 216
201 West Capitol Ave.
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo. 21.090, I hereby submit my resignation, effective at 11:59 p.m. on Sunday, July 22, 2018, as state representative for the 26th District so that I may accept an appointment as Director of the Jackson County Department of Assessment.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

August 21, 2018

The Honorable Michael L. Parson

Governor of the State of Missouri
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson:

With this letter, I am resigning from my position of State Representative for the 64th District of the Missouri House of Representatives effective on August 21, 2018, at 11:59 p.m.

It has been a privilege and honor to serve the citizens of the 64th District that I have been truly blessed to enjoy. I look forward to the opportunity to again serve Missourians in the future.

Thank you.

Sincerely,

/s/ Robert Cornejo
Representative

September 10, 2018

The Honorable Mike Parson
State Capitol, Room 216
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo, 21.090, I hereby submit my resignation, effective at 11:59 a.m. on Wednesday, September 12, 2018, as State Representative for the 18th House District so that I may be sworn in as State Senator for Missouri's 17th Senatorial District.

Sincerely,

/s/ Lauren Arthur
Member of the 99th General Assembly

October 9, 2018

The Honorable Michael L. Parson
Governor, State of Missouri
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson,

The purpose of this letter is to submit my resignation from the office of State Representative, District 138. My resignation will be effective on this date, October 9, 2018, at 11:59 p.m.

It's been one of the greatest privileges of my life to have served the people of the 138th district!

I look forward to the opportunity to continue to serve Missourians in the future.

Sincerely,

/s/ Donald E. Phillips

October 31, 2018

The Honorable Michael L. Parson
Governor of Missouri
Missouri State Capitol
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson:

I am writing to inform you that I will officially resign from my position as Speaker of the Missouri House of Representatives and as State Representative for the 152nd District, effective Wednesday, October 31, 2018, at 11:59 p.m.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 7, 2018

Speaker Elijah Haahr
201 W. Capitol Ave.
Jefferson City, MO 65101

Mr. Speaker

Please accept this letter of resignation from my position in the Missouri House of Representatives effective December 3rd. It has been an honor to serve District 136 and our fine state. But, I have been retained by the 31st Circuit to be the Drug Court Commissioner and cannot continue my service as a Representative.

Thank you,

/s/ Kevin Austin
Assistant Majority Floor Leader
District 136

November 20, 2018

The Honorable Michael L. Parson
Governor of the State of Missouri
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson:

Please allow this letter to serve as notice of my resignation from the Missouri House of Representatives effective Tuesday, November 27, 2018, at 11:59 p.m. Serving the people of the 110th District and the State of Missouri has been

one of the greatest privileges of my life. I am blessed far beyond what I deserve and very grateful for the experience.

Thank you for your service to Missouri! May God bless you and your family and may God continue to bless our great state!

Best regards,

/s/ Kirk Mathews
Missouri State Representative
110th District

November 26, 2018

The Honorable Michael L. Parson
Governor of the State of Missouri
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson:

Please allow this letter to serve as notice of my resignation from the Missouri House of Representatives effective Monday, December 31, 2018, at 11:59 p.m. Serving the people of the 102nd District and the State of Missouri has been one of the greatest privileges of my life. I am blessed far beyond what I deserve and very grateful for the experience.

Thank you for your service to Missouri. May God bless you and your family and may God continue to bless our great state.

Best regards,

/s/ Kurt Bahr
Missouri State Representative
102nd District

December 4, 2018

The Honorable Mike Parson, Governor
State of Missouri
Room 216, State Capitol
201 W. Capitol Ave.
Jefferson City, MO 65101

Dear Governor Parson,

In accordance with Mo. Rev. Stat. § 21.090, I am writing to inform you that I am resigning my House seat, District 14, effective December 5, 2018.

It has been one of the greatest honors and privileges of my life to serve the great people of District 14 and the State of Missouri as a state representative. I am grateful to the District 14 residents who gave me this opportunity and proud of the things that have been accomplished during my time in office.

I express gratitude to you, all the people with whom I've worked, and my legislative colleagues for making this a memorable and meaningful experience. I look forward to continuing to serve people, our state, and our country in other areas.

Sincerely,

/s/ Kevin R. Corlew
State Representative

December 5, 2018

To Whom It May Concern:

It was my pleasure to serve District 73 of the State of Missouri, but effective 11:59 p.m. today I do hereby resign from my position as Representative of District 73 of the House of Representatives.

Respectfully,

/s/ Courtney Allen Curtis
District 73

December 26, 2018

The Honorable Mike Parson
State Capitol, Room 216
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo, 21. 090, I hereby submit my resignation, effective at 11:59 p.m. on Dec. 31, 2018, as State Representative for the 79th House District.

Sincerely,

/s/ Representative Michael Butler
District 79, Proudly Serving St. Louis City

December 31, 2018

To whom it may concern:

Effective 11:59 p.m., December 31, 2018, I, Rick Brattin, resign my position as Representative for the 55th district, Cass County, in order to assume the duties and responsibilities as Cass County Auditor.

It has been an amazing honor and privilege to serve in such a remarkable position of Representative over the past 8 years. I am certain the next Representative, Mike Haffner, will do an extraordinary job carrying the torch of the preservation of liberty and freedom in our State's Capitol.

Sincerely,

/s/ Rick Brattin
State Representative – District 55

December 31, 2018

The Honorable Mike Parson
Governor of Missouri
State Capitol Building, Room 216
Jefferson City, MO 65101

Governor Parson,

I am writing this letter to inform you of my resignation from the Missouri House of Representatives for the 162nd District as of December 31, at midnight. My new position as Jasper County Clerk is effective as of January 1 at 00:01. It has been my honor to serve the people of Jasper and Newton Counties for the past 8 years in the Missouri House.

Sincerely,

/s/ Charlie Davis
Missouri House of Representatives
District 162

COMMITTEE CHANGES

June 4, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Justin Alferman from the Missouri State Employees Retirement System (MOSERS) Board of Trustees and appoint Representative Scott Fitzpatrick.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

June 4, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Ben Harris from the House Committee on Agriculture Policy and appoint Representative Mike Revis to the House Committee on Agriculture Policy.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

June 4, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint the following members to the Joint Committee on Review of the Plant Industries Division:

Representative Mike Revis
Representative Tracy McCreery
Representative Martha Stevens

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

June 7, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Senate Concurrent Resolution No. 53, I hereby appoint the following Representatives to the Joint Committee on the Review of the Plant Industries Division:

Representative Jay Houghton
Representative Don Rone
Representative Rusty Black
Representative Hannah Kelly
Representative Tracy McCreery
Representative Martha Stevens
Representative Mike Revis

Please do not hesitate to contact my office if you have any questions.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

June 7, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Rusty Black to the Standing Committee on Agriculture Policy.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

June 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Cody Smith as Vice-Chair for the Standing Committee on Budget.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

September 5, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Mike Bernskoetter to the Joint Committee on Administrative Rules.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

September 5, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Steven Roberts from the House Committee on Judiciary and appoint Representative Barbara Ann Washington.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

September 6, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Steven Roberts from the House Committee on Workforce Development, and appoint Representative Gretchen Bangert to the House Committee on Workforce Development. In addition, Representative Jay Mosley will serve as the Minority Caucus Ranking Member for the committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

September 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Lauren Arthur from the House Committee on Administration and Accounts and appoint Representative Greg Razer.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

September 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to RSMO 319.140, I hereby appoint Representative Tommie Pierson, Jr., to serve on the Task Force on the Petroleum Storage Tank Insurance Fund.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

October 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Justin Hill, Representative Tom Hannegan and Representative Bill Kidd to the Joint Committee on Disaster Preparedness and Awareness.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

October 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Bill Kidd, Representative Sonya Anderson and Representative Craig Redmon to the Task Force on the Petroleum Storage Tank Insurance Fund.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

October 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jim Neely and Representative Jeff Knight to the Trauma-Informed Care for Children and Families Task Force.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 10, 2018

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative J. Eggleston as Chairman to the Standing Committee on Ethics.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Elijah Haahr
Acting-Speaker
Missouri House of Representatives
134th District

COMMUNICATIONS

October 4, 2018

Mr. Speaker, House Members and Staff:

I'm writing to announce my resignation on Monday, October 15, 2018 at 12:00 a.m. to begin a new position in the executive branch that I believe will afford me another opportunity to make an impactful positive difference for Missourians.

I have enjoyed my eighteen year career with the House immensely. From the day I started as an intern to even now, I feel incredibly blessed to have been able to serve our elected legislators alongside an organization of dedicated professionals of the highest caliber.

I leave on my own terms with a sense of accomplishment. I am extraordinarily humbled by the faith and trust placed in me over these many years and hope to continue to earn the same in the executive branch.

I leave you with this simple thought. It is people we serve and the people I served alongside that I will miss most about the House. As memories fade into the background of time, it is you, the servants of our legislative institution that can inspire the next generation of Missourians to make our state better. I have firm resolve that our citizens are in good hands.

Respectfully wishing you each peace and happiness,

/s/ D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives

October 24, 2018

Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Chief Clerk:

Due to the resignation of D. Adam Crumbliss, the Speaker hereby appoints Dana Rademan Miller to serve as Chief Clerk.

This appointment shall be effective until such time that the House elects officers pursuant to Rule 6.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

Journal of the House

NINETY-NINTH GENERAL ASSEMBLY
of the
STATE OF MISSOURI

FIRST SPECIAL SESSION

FIRST DAY, FRIDAY, MAY 18, 2018

The House was called to order at 6:30 p.m.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Herein is my Father glorified, that ye bear much fruit. (John 15:8)

O Just and Eternal God, by whose spirit our founders were guided in their historic decisions, direct, we ask You, the very serious deliberations during this special session. Help us to do well the work we have to do and may it be for the good of all citizens, now and in the future.

To our Speaker and to all who share with him the great responsibilities of making the difficult decisions and tough choices for our state, grant spiritual strength, wise counsel, and an unshakeable faith that they may continue to lead our people toward the higher goals of peace, truth and justice for all, now and forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Alferman	Anders	Basye	Bernskoetter	Black
Burns	Butler	Carpenter	Cookson	Curtman
Engler	Fraker	Gannon	Hansen	Hurst
Justus	Kelley 127	Kelly 141	Lant	Lichtenegger
May	McCreery	Morris 140	Muntzel	Phillips
Redmon	Reiboldt	Remole	Revis	Shaul 113
Taylor	Walsh			

NOES: 003

Curtis	Ellington	Rowland 29

PRESENT: 107

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Beard	Beck	Berry	Brattin	Brown 57
Burnett	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Higdon	Houghton	Houx	Johnson
Kidd	Knight	Kolkmeyer	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reisch	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 019

Bondon	Brown 27	Christofanelli	Cross	DeGroot
Gray	Haefner	Henderson	Hill	Kendrick
Korman	Messenger	Miller	Morse 151	Newman
Peters	Pogue	Rhoads	White	

VACANCIES: 002

The following Proclamation was received by the Secretary of State on May 9, 2018.

JOINT PROCLAMATION

WHEREAS, on May 3, 2018, pursuant to Section 20(b), Article III of the Constitution of Missouri, the General Assembly submitted a petition to the Secretary of State signed by three-fourths of the members of the Senate and three-fourths of the members of the House of Representatives to convene a special session; and

WHEREAS, pursuant to Section 20(b), Article III of the Constitution of Missouri, upon such submission, the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall by joint proclamation convene the General Assembly in special session:

NOW THEREFORE, on the special occasion that exists in the State of Missouri:

WE, RON RICHARD, PRESIDENT PRO TEMPORE OF THE SENATE, AND TODD RICHARDSON, SPEAKER OF THE HOUSE OF REPRESENTATIVES, pursuant to the authority vested in us by Section 20(b), Article III of the Constitution of the State of Missouri, do, by this Joint Proclamation, convene the Ninety-Ninth General Assembly of the State of Missouri in the First Special Session of the Second Regular Session; and

WE HEREBY call upon the Senators and Representatives of said General Assembly to meet in their respective chambers in the State Capitol in the City of Jefferson at 6:30 p.m. on Friday, May 18, 2018; and

WE HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To consider the findings and recommendations of the House of Representatives Special Investigative Committee on Oversight including, but not limited to, all available disciplinary actions against Eric R. Greitens, Governor of the State of Missouri.

2. Such additional and other matters as may be jointly recommended by the President Pro Tempore of the Senate and the Speaker of the House of Representatives by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri Senate, in the City of Jefferson, on this 9th day of May, 2018.

/s/ Ron Richard
President Pro Tempore
Senate

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri House of Representatives, in the City of Jefferson, on this 9th day of May, 2018.

/s/ Todd Richardson
Speaker
House of Representatives

ATTEST:

/s/ John R. Ashcroft
Secretary of State

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Special Session of the Second Regular Session on Friday, May 18, 2018, and is convened in full session and ready for consideration of its business.

On motion of Representative Vescovo, **HR 1** was adopted.

COMMITTEE APPOINTMENTS

May 18, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Investigative Committee on Oversight.

Representative Greg Razer
Representative Curtis Trent
Representative J. Eggleston

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

HOUSE RESOLUTIONS

Representatives Barnes (60) and Mitten offered House Resolution No. 2.

HOUSE RESOLUTION NO. 2

WHEREAS, on February 27, 2018, the Speaker of the House of Representatives appointed the Special Investigative Committee on Oversight; and

WHEREAS, on March 1, 2018, the House of Representatives unanimously adopted House Resolution 5565, which authorized the Special Investigative Committee on Oversight to investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives; and

WHEREAS, on April 11, 2018, the Special Investigative Committee on Oversight submitted a report of its findings relating to such investigation. On April 30, 2018, such committee submitted a supplement to its first report. On May 2, 2018, such committee submitted a second report of its findings relating to such investigation; and

WHEREAS, under the authority given in Section 18, Article III of the Constitution of Missouri, the House of Representatives adopted rules of procedure for the hearings and investigations of the Special Investigative Committee on Oversight in House Resolution 5565:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-ninth General Assembly, First Special Session of the Second Regular Session, pursuant to House Rule 64(3), hereby authorize the Special Investigative Committee on Oversight to recommend disciplinary actions including, but not limited to, remonstrance or censure or introduce upon report articles of impeachment; and

BE IT FURTHER RESOLVED that the Special Investigative Committee on Oversight shall consist of ten members of the House of Representatives appointed by the Speaker of the House of Representatives, not more than seven members being from the same political party; and

BE IT FURTHER RESOLVED that the Rules of the House of Representatives, Ninety-ninth General Assembly, and the following rules shall apply during the second regular session and any special session of the Ninety-ninth General Assembly, as appropriate:

RULE 1

Any hearings upon such issue shall be commenced at such time and place as determined by the chair. A recess may be requested by any member of the committee. Adjournments shall be determined by the chair. The special committee shall be allowed to meet or conduct hearings during the session of the House of Representatives without requesting leave of the House of Representatives.

RULE 2

Any hearings shall be open to the public and press, except that the committee, upon a majority vote, may close all or a portion of such hearings to hear the testimony of certain witnesses, review evidence, or for purposes of meeting with committee counsel. Counsel for the Governor shall be allowed to attend any closed hearings involving the testimony of witnesses. At the conclusion of the investigation, the committee shall prepare a transcript of the hearings, except that the committee, upon a majority vote, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. At the conclusion of the investigation, the committee shall make a copy of all committee records available to any member of the House of Representatives, except that the committee, upon a majority vote, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. All public hearings shall be recorded and live-streamed on the website of the House of Representatives. The chair shall determine the extent and the manner in which cameras or other audio or visual recording devices and ancillary lighting and electrical equipment shall be allowed at such hearings.

RULE 3

Only appointed members of the special committee may question witnesses.

RULE 4

Only persons called as witnesses by the special committee may testify as witnesses. Any person called as a witness, or his or her legal counsel, may file a sworn written statement relevant to the purpose, subject matter, and scope of the committee's proceedings. Any other person desiring to testify as a witness may petition the committee for permission to testify by presenting a written statement of the substance of the proposed testimony to the chair at least twenty-four hours prior to the testimony. The committee, upon a majority vote, shall have discretion of whether to allow such person to testify as a witness.

RULE 5

All witnesses shall testify under the following oath, which shall be administered by the chair:

"Do you solemnly swear (or affirm) that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?".

RULE 6

Formal rules of evidence shall not apply to the hearings. The committee may compel the attendance of witnesses and the production of any paper or document, enforce obedience of its orders, preserve order, and punish in a summary way contempt of and disobedience to its authority. The sergeant-at-arms of the House of Representatives, under direction of the committee, shall execute the lawful orders of the committee and may employ such aid and assistance as may be necessary to carry out and enforce such orders.

RULE 7

Subpoenas for the appearance of witnesses and subpoenas duces tecum for the production of any paper or document shall be issued by the Speaker of the House of Representatives, upon request of the committee, in the manner prescribed by law. A subpoena or subpoena duces tecum may be enforced by statutory or common law, or by applying to a judge of the circuit court of Cole County for an order to show cause why the subpoena or subpoena duces tecum should not be enforced.

RULE 8

The chair shall preside over the hearings and shall rule on all questions regarding decorum and procedure. The committee, upon a majority vote, shall rule on all questions regarding the admission or rejection of testimony. The chair may request assistance from any law enforcement agency to maintain order at the hearings and in the hallways and spaces adjoining the hearing area. The chair shall rule on any appropriate matter not covered by these rules.

RULE 9

Each witness has the right to legal counsel and the right to be accompanied by such counsel. No witness or his or her counsel shall be admitted to the room in which the hearing is being conducted until such person is called by the committee for such person's testimony.

BE IT FURTHER RESOLVED that notice shall be provided to the public at least twenty-four hours in advance of all hearings of the committee and shall contain the time, location, and subject matter of the hearing. Such notice shall include the identity of any witness whose testimony may be offered. Under exigent circumstances and upon a majority vote of the committee, notice of the identity of a witness may be given less than twenty-four hours in advance; and

BE IT FURTHER RESOLVED that if any documentary evidence is to be offered at any hearing, copies thereof shall be made available to the members of the committee at least twenty-four hours in advance of such hearing unless good cause is shown for later disclosure; and

BE IT FURTHER RESOLVED that the Rules of Civil Procedure and the Rules of Criminal Procedure shall not apply to hearings conducted by the Special Investigative Committee on Oversight or during the consideration of any findings and recommendations of the committee by the House of Representatives; and

BE IT FURTHER RESOLVED that, after all evidence has been presented and all witnesses have been heard, in the discretion of the chairman, counsel for interested parties shall be allowed to make presentations, both orally or in writing, to the committee, subject to reasonable time limitations as determined by the chairman; and

BE IT FURTHER RESOLVED that if the Special Investigative Committee on Oversight recommends that disciplinary actions or articles of impeachment be considered, such committee shall hold at least one public hearing to consider disciplinary actions or articles of impeachment prior to introducing such upon report. A draft of any disciplinary actions or articles of impeachment shall be distributed by the chairman to all members of the Special Investigative Committee on Oversight at least twenty-four hours and one legislative day prior to such public hearing; and

BE IT FURTHER RESOLVED that, pursuant to House Rule 64(3), any disciplinary actions or articles of impeachment introduced upon report by the Special Investigative Committee on Oversight shall be read by title on three separate days and may be considered by the House of Representatives without referral to committee. Any such disciplinary actions or articles shall lay on the calendar for one legislative day prior to being read a third time; and

BE IT FURTHER RESOLVED that the Speaker of the House of Representatives shall designate two members of the Special Investigative Committee on Oversight as floor handlers, one from the majority party of the House of Representatives and one from the minority party of the House of Representatives, who shall present the results of the

investigation of the Special Investigative Committee on Oversight and any disciplinary actions or articles of impeachment to the House of Representatives. Such presentation shall not count against the time limitations of either party; and

BE IT FURTHER RESOLVED that there shall be a ten-hour limitation on the total time of floor debate allowed for the purpose of discussing the findings of the Special Investigative Committee on Oversight and considering any disciplinary actions or articles of impeachment. Such time shall be divided equally between, and controlled by, the majority floor leader and the minority floor leader, or their designees. The majority party floor handler shall have the right to the final ten minutes of designated time. If time has been allocated and unused by either side after all disciplinary actions or articles of impeachment have been considered and no member from that side is seeking recognition to further discuss any disciplinary action or article of impeachment, the Speaker may declare additional time waived and recognize the members from the other side to complete the use of their time. No member, other than the floor handlers, shall be allowed to speak or inquire longer than the Rules of the House of Representatives otherwise allow. For speaking purposes, each disciplinary action or article shall be treated as a separate question; and

BE IT FURTHER RESOLVED that no motion to recommit any disciplinary action or article of impeachment shall be in order; and

BE IT FURTHER RESOLVED that if the House of Representatives is satisfied that there is good cause to impeach or otherwise discipline Governor Eric R. Greitens, the disciplinary actions or articles of impeachment drafted by the Special Investigative Committee on Oversight shall be immediately considered, amended, and approved; and

BE IT FURTHER RESOLVED that each disciplinary action or article of impeachment shall be considered and amended individually and shall be considered approved upon a vote of those members elected, pursuant to Section 27, Article III of the Constitution of Missouri; and

BE IT FURTHER RESOLVED that any articles of impeachment approved by the House of Representatives shall be delivered by the Chief Clerk of the House of Representatives to the Senate, pursuant to sections 106.040 and 106.080, RSMo, for consideration by the special commission of seven eminent jurists elected by the Senate pursuant to Section 2, Article VII of the Constitution of Missouri; and

BE IT FURTHER RESOLVED that if the House of Representatives adopts any articles of impeachment, the House of Representatives shall elect two managers to prosecute the impeachment pursuant to section 106.040, RSMo, one from the majority party and one from the minority party. The special counsel for the Special Investigative Committee on Oversight shall, under the direction of the managers, present and prosecute the articles of impeachment adopted by the House of Representatives before the jurists elected by the Senate to final conclusion.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 2 - Special Investigative Committee on Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

Senate Resolution No. 1

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Special Session of the Second Regular Session and is ready for consideration of its business.

The following member's presence was noted: Henderson.

ADJOURMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 22, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 22, 2018, 11:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1. Consideration and adoption of Special Session rules.
2. Discussion of documents and discovery.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 23, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SECOND DAY, TUESDAY, MAY 22, 2018

The House met pursuant to adjournment.

Representative Fitzwater in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight, to which was referred **HR 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Barnes (60), Eggleston, Mitten, Phillips, Pierson Jr., Razer and Trent

Noes (0)

Absent (2): Lauer and Rhoads

The following members' presence was noted: Anders, Austin, Barnes (60), Basye, Beard, Cornejo, Curtis, Curtman, DeGroot, Eggleston, Fitzwater, Hurst, Kelley (127), Kendrick, Marshall, McGaugh, McGee, Mitten, Moon, Mosley, Muntzel, Phillips, Pierson Jr, Razer, Reisch, Stacy, Trent, Vescovo, Wiemann, and Wood.

ADJOURNMENT

On motion of Representative Fitzwater, the House adjourned until 10:00 a.m., Friday, May 25, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 23, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, May 24, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, May 25, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, May 26, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 29, 2018, 10:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

HOUSE CALENDAR

THIRD DAY, FRIDAY, MAY 25, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

THIRD DAY, FRIDAY, MAY 25, 2018

The House met pursuant to adjournment.

Representative Wood in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Austin, Barnes (60), Beard, Brown (27), DeGroot, Eggleston, Harris, Kelley (127), Kendrick, Lauer, Mitten, Moon, Mosley, Phillips, Razer, Reisch, Trent, and Wood.

ADJOURNMENT

On motion of Representative Wood, the House adjourned until 10:00 a.m., Tuesday, May 29, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, May 26, 2018, 9:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony
CANCELLED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Tuesday, May 29, 2018, 10:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

HOUSE CALENDAR

FOURTH DAY, TUESDAY, MAY 29, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, MAY 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Austin, Barnes (60), Basye, Beard, Bondon, Brown (27), Christofanelli, Eggleston, Harris, Johnson, Kelley (127), Kendrick, Lauer, Marshall, Mitten, Moon, Muntzel, Phillips, Pierson Jr, Razer, Rhoads, Richardson, Stacy, Trent, and Wood.

ADJOURNMENT

On motion of Representative Richardson, the House adjourned until 10:00 a.m., Thursday, May 31, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony

HOUSE CALENDAR

FIFTH DAY, THURSDAY, MAY 31, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

FIFTH DAY, THURSDAY, MAY 31, 2018

The House met pursuant to adjournment.

Representative Cookson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Alferman, Anders, Andrews, Bahr, Bangert, Baringer, Basye, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Carpenter, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Cornejo, Davis, DeGroot, Dogan, Eggleston, Fitzwater, Fraker, Gray, Grier, Harris, Houx, Hurst, Kelley (127), Kendrick, Knight, Kolkmeyer, Lant, Lavender, Marshall, Matthiesen, McCann Beatty, McDaniel, McGaugh, McGee, Merideth (80), Miller, Muntzel, Phillips, Pierson Jr, Pike, Quade, Razer, Redmon, Reiboldt, Reisch, Rhoads, Richardson, Roden, Rowland (155), Smith (163), Stacy, Tate, Taylor, Trent, Vescovo, Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Cookson, the House adjourned until 10:00 a.m., Tuesday, June 5, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony
CANCELLED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Receive or review witness testimony
CANCELLED

HOUSE CALENDAR

SIXTH DAY, TUESDAY, JUNE 5, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SIXTH DAY, TUESDAY, JUNE 5, 2018

The House met pursuant to adjournment.

Representative Marshall in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was led by Celia Osiier.

COMMUNICATION

June 1, 2018

Secretary of State John R. Ashcroft
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Ashcroft:

I resign the office of Governor effective today, June 1, 2018, at 5:00 p.m.

Sincerely,

/s/ Eric R. Greitens
Governor

LETTER OF RESIGNATION

June 4, 2018

The Honorable Todd Richardson
Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101

Dear Speaker Richardson,

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 61st District, effective at 8:00 AM this day, June 4, 2018. It has been an honor and privilege to serve the people of the 61st District and the citizens of Missouri. I am forever grateful of the opportunity to serve on their behalf and am proud of what we have been able to accomplish during my time in office.

Sincerely,

/s/ Justin Alferman
State Representative - District 61

The following members' presence was noted: Basye, Brown (27), Cornejo, Haahr, Harris, Kelley (127), Kendrick, Marshall, McGee, Moon, Muntzel, Shull (16), Vescovo, and Washington.

ADJOURNMENT

On motion of Representative Marshall, the House adjourned until 4:00 p.m., Monday, June 11, 2018.

HOUSE CALENDAR

SEVENTH DAY, MONDAY, JUNE 11, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SEVENTH DAY, MONDAY, JUNE 11, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

May the Lord make you increase and abound in love to one another and to all men. (I Thessalonians 3:12)

Almighty and glorious God, very conscious of our obligations to the historic past, aware of the many positive opportunities of the present, and with faith in a beautiful, amazing future, we humbly join our citizens in the affirmation – "The will of the people is the highest law."

O God, You have been amazingly generous to us and we are grateful. Your spirit has led us! Your hand has supported us, and Your love has filled our hearts with love. Make us one with You, we pray, as we face the duties of our future together.

Bless our new Governor, his family and staff, as they embark on a new and dedicated role of service to our citizens. Give them peace, comfort and security plus quiet!

Finally, may we lift high the banner of freedom, strengthen the arms of justice, build bridges between people and classes, and keep ourselves ever mindful of Your presence and ready to do Your will.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 137

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender

Lichtenegger	Lynch	Marshall	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Curtis

PRESENT: 000

ABSENT WITH LEAVE: 022

Beard	Brattin	Brown 57	Burnett	Conway 10
Evans	Gray	Gregory	Johnson	Lauer
Love	Mathews	Mosley	Newman	Peters
Phillips	Pietzman	Pogue	Roeber	Spencer
Walker 74	White			

VACANCIES: 003

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the second day was approved as printed.

The Journal of the third day was approved as printed.

The Journal of the fourth day was approved as printed.

The Journal of the fifth day was approved as printed.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 135

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr

Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Muntzel	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Beard	Brattin	Brown 57	Burnett	Conway 10
Evans	Gray	Gregory	Johnson	Lauer
Love	Mathews	Mosley	Neely	Newman
Peters	Phillips	Pietzman	Pogue	Roeber
Spencer	Vescovo	Walker 74	White	Mr. Speaker

VACANCIES: 003

HOUSE CONCURRENT RESOLUTIONS

Representative Vescovo offered **HCR 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 5:00 p.m., Monday, June 11, 2018, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that His Excellency be informed that the House of Representatives and Senate of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session, are ready to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 1** was adopted.

MOTION

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 129

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 031

Anders	Barnes 60	Beard	Brattin	Brown 57
Burnett	Conway 10	Engler	Evans	Gray
Gregory	Helms	Hill	Johnson	Lauer
Love	Mathews	May	McGee	Mosley
Newman	Peters	Phillips	Pietzman	Pogue
Reisch	Roeber	Spencer	Walker 74	White
Mr. Speaker				

VACANCIES: 003

Speaker Richardson resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 1**.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and President Pro Tem Ron Richard, presiding, called the Joint Assembly to order.

The Missouri State Highway Patrol Troop F Color Guard presented the Colors, and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 29

Brown	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Hummel
Kehoe	Koenig	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Sifton
Wallingford	Walsh	Wasson	Wieland	

ABSENT: 1

Chappelle-Nadal

ABSENT WITH LEAVE: 3

Holsman	Hoskins	Schupp

The Chief Clerk of the House called the roll, which showed a majority of the members present:

AYES: 118

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brown 27	Burns	Butler	Carpenter	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee

Merideth 80	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pierson Jr	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 016

Beck	Chipman	Curtis	Eggleston	Ellington
Green	Haahr	McDaniel	Meredith 71	Mitten
Moon	Morgan	Nichols	Quade	Smith 85
Vescovo				

ABSENT WITH LEAVE: 026

Bahr	Beard	Brattin	Brown 57	Burnett
Conway 10	Curtman	Evans	Gray	Gregory
Hill	Johnson	Lauer	Love	Mathews
Mosley	Newman	Peters	Phillips	Pietzman
Pogue	Roeber	Rowland 29	Spencer	Walker 74
White				

VACANCIES: 003

The Sergeant-at-Arms announced the approach of the Honorable Michael L. Parson, Governor of the State of Missouri. The Governor assumed the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

ADDRESS BY GOVERNOR MICHAEL L. PARSON

Thank you, Speaker Richardson, President Pro Tem Richard, and members of the Missouri House and Senate.

First, let me start by introducing my wife Teresa to you. I'm so proud to recognize her as the First Lady of the State of Missouri. She is a blessing to all of us.

I stand before you at a difficult time for our state.

During this time, we have witnessed politics at its worst and at its best. We have been divided, and we have been united. Missouri has risen to the occasion, as we always do.

Today is a time for a fresh start for our state and to recommit ourselves−each and every one of us, including you in the galleries−we must work together for a better Missouri!

We faced difficult truths; we made tough decisions; we persevered because our institutions are strong, and the people of Missouri are stronger.

Over the last 200 years, more than 7,000 Missourians have been elected to a state legislative or constitutional office.

These were honorable men and women−people just like you and me−who temporarily put aside their personal obligations, travelled to the seat of government, and took an oath to do the people's business.

And like so many of you, most were not looking to build a career. They were not here for fame or glory or notoriety. They placed their names on the ballot, staked out positions on issues, endured the inevitable attacks that come with campaigning, and walked into this building because they were called to be a public servant.

We stand here today in a long legacy of citizen patriots from across the state of Missouri who have answered the call of duty−and we salute their service!

One hundred years ago, the governor's mansion and the seats in this chamber were occupied by people whose names most of us don't remember.

And one hundred years from now, long after each of us has departed from this earth, these seats will continue to exist, held by men and women whose grandparents have not even been born.

Make no mistake: the offices we now hold are far bigger than any one of us.

Future Missourians may look back at the journals of the House or the Senate from this legislative session, and they will see our names. They will know our party affiliations. They will see the votes we cast. But none of these things will define who we are.

The responsibility of our jobs was given to us by our forefathers by passing down the Declaration of Independence, the Constitution, and the Bill of Rights.

Our job−the job of each and every one of us−is to continue that tradition, which is the framework to be able to live the American Dream and ensure it exists for the next generation. And our job is also to honor the memory of those who have come before, and to applaud those yet to come who will leave their permanent mark on our great state of Missouri.

What we must ask ourselves: Have we been respectful to our constituents, to our colleagues, and to our state? Have we acted morally and ethically? Have we honored the people of our great state who sent us here? How we answer these questions will define who we are.

For many of you, this will be the first and last office you ever hold−but what you do during your brief time matters. It matters to the student and the teacher. It matters to the truck driver and the small business owner. It matters to the police officer and the prisoner. It matters to the worker and the employer. It matters to the nurse and the farmer. But it's not just the votes you cast or the bills that are signed; it's how we respect the institution that has temporarily been entrusted to our care.

We are expected to debate passionately for what we believe−but we must be careful not to erode the public's trust in our system of government for short-term personal gain.

The government our forefathers established makes us unique in the world and sets America apart as a shining city on the hill!

We should expect criticism and understand that some of it is unfair−but we must always take responsibility for our own actions.

Most of all, we must always remember that we serve the people and the state of Missouri−not the other way around.

Sadly, much of the political turmoil that has engulfed our state is a result of these truths being forgotten.

When the public's trust is violated, we are obligated to act.

Over the past few months, I have been impressed by the care, prudence, and professionalism you have shown as you have sought the truth.

I am in awe, once again, of the fortitude of our state's institutions.

But our institutions are only as strong as the people who serve them−and the great State of Missouri is better because of your service.

Today, in this chamber, we have the opportunity for a fresh start. To elevate the tone of our political discourse. To recommit ourselves to the values that made our system of government the envy of the world.

This does not mean disregarding our beliefs or moderating our positions. It means debating with respect. It means conducting ourselves with integrity. It means unifying around the idea that−no matter which party we belong to−each of us is here for the same reason: to make Missouri… a better place.

Too many people have come to believe that dysfunction and inaction are the normal conditions of government.

But over the past few months, you−the members of the Missouri General Assembly−have proven that effective leadership is possible. Among you, there are profound disagreements, yet throughout the legislative session, you respected each other, you respected the process, and you respected the people of this state. And in the midst of political strife, you debated and argued passionately for issues you cared about.

Not long ago you completed one of the most historic legislative sessions in recent memory. Not enough has been said about it. Your many legislative achievements include significant tax reform for Missourians, record education funding for our students, government union reform, a responsible, balanced budget, and many other reforms that made government smaller, more efficient, and more effective for Missourians.

This is how government should work, and this is the people's government and we−all of us in this room−can ensure that it continues to work in the years ahead.

As we move forward, together, I pledge that I will spend every day working to make our state stronger and more prosperous. I promise that the welfare of the people will be my guiding principle and sole consideration. And I will never forget−never forget−that public service is−first and foremost−about serving Missourians.

I hope that each of you will join me.

During this time, I am reminded by a passage in Philippians 2:3-4, "Do nothing from selfish ambition or conceit, but in humility… count others more significant than yourselves. Let each of you look not only to his own interest, but also to the interests of others."

With your prayers−and the prayers of millions of Missourians−for me and my family, for all of our political leaders, and for our state, I am confident that our wounds will heal and the bonds that bind us together as Missourians will strengthen. And now more than ever, I am optimistic that we will move forward, as President Abraham Lincoln urged in the closing days of the Civil War, "with malice toward none, with charity for all, with firmness in the right, as God gives us to see the right, let us strive on… to finish the work we are in… to bind up the nation's wounds."

May God bless you…and may God bless the great state of Missouri!

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

ADJOURNMENT

On motion of Representative Vescovo, the House of Representatives of the Ninety-ninth General Assembly, convened in the First Special Session of the Second Regular Session on May 18, 2018, adjourned sine die, pursuant to the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

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Journal of the House

NINETY-NINTH GENERAL ASSEMBLY
of the
STATE OF MISSOURI

SECOND REGULAR SESSION
FIRST EXTRAORDINARY SESSION

FIRST DAY, MONDAY, SEPTEMBER 10, 2018

Representative Bernskoetter in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

The following Proclamation was received from His Excellency, Governor Michael L. Parson.

PROCLAMATION

WHEREAS, it has become increasingly important for students to be equipped with the knowledge and skills to solve tough problems, gather and evaluate evidence, and make sense of complex information, which can be learned by studying science, technology, engineering, and math, collectively known as STEM; and

WHEREAS, not enough students are pursuing careers in STEM fields and not enough teachers are equipped to educate students in those subjects; and

WHEREAS, computer science is quickly becoming a vital subject area, as most careers require some level of computer science knowledge; and

WHEREAS, allowing a computer science course to fulfill an academic credit requirement for graduation would allow more students to learn valuable technology skills and better equip them for postsecondary education or the workforce; and

WHEREAS, treatment courts, as an alternative for the judicial system to resolve cases that stem from substance use disorders, are a proven, cost-effective method for reducing recidivism of criminal offenders; and

WHEREAS, treatment courts ensure that participants get the treatment services they need, while requiring them to meet certain goals such as gaining employment or getting an education; and

WHEREAS, Article IV, Section 9 of the Missouri Constitution authorizes the Governor on extraordinary occasions to convene the General Assembly by proclamation, wherein he shall state specifically each matter on which action is deemed necessary; and

WHEREAS, the need for the establishment of the "STEM Career Awareness Program", students to be able to fulfill one unit of academic credit with a computer science course, and treatment court reform are extraordinary occasions envisioned by Article IV, Section 9 of the Missouri Constitution.

NOW THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, by this Proclamation, convene the Ninety-Ninth General Assembly of the State of Missouri in the First Extra Session of the Second Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in the State Capitol in the City of Jefferson at the hour of 12:00 p.m. on Monday, September 10, 2018; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact legislation requiring the Department of Elementary and Secondary Education to establish a statewide program to be known as the "STEM Career Awareness Program" to increase STEM career awareness among students in grades six through eight through the use of an online-based STEM curriculum and to develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course meeting standards adopted by the State Board of Education for any mathematics, science, or practical arts unit required for high school graduation.
2. To enact legislation implementing comprehensive reforms to existing drug court programs, including authorizing the establishment of treatment court divisions in any judicial circuit in the state to provide an alternative for the judicial system to dispose of cases that stem from, or are otherwise impacted by, substance use disorders. Treatment courts shall include, but not be limited to, adult treatment courts, DWI courts, family treatment courts, juvenile treatment courts, and veterans treatment courts. Such legislation shall also include reforms to the current Drug Courts Coordinating Commission, renaming it the "Treatment Courts Coordinating Commission" and requiring it to establish standards and practices for treatment courts throughout the state.
3. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate.
4. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 4th day of September 2018.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Korman, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2, introduced by Representative Austin, relating to treatment courts.

HB 3, introduced by Representative Fitzwater, relating to science education.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Extra Session of the Second Regular Session and is ready for consideration of its business.

COMMITTEE CHANGES

September 5, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Steven Roberts from the House Committee on Judiciary and appoint Representative Barbara Anne Washington.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

September 6, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Steven Roberts from the House Committee on Workforce Development, and appoint Representative Gretchen Bangert to the House Committee on Workforce Development. In addition, Representative Jay Mosley will serve as the Minority Caucus Ranking Member for the committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

September 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Lauren Arthur from the House Committee on Administration and Accounts and appoint Representative Greg Razer.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gina Mitten
Interim House Minority Leader
District 83

LETTERS OF RESIGNATION

June 12, 2018

His Excellency Michael L. Parson
Governor of the State of Missouri
201 W. Capitol Avenue
Jefferson City, MO 65101

Governor Parson:

Please allow this letter to serve as notice to you and the House of Representatives that I hereby resign my position as State Representative for the 154th District effective Monday, June 18, 2018, at 11:59 p.m.

I thank the citizens of the 154th District for the opportunity to serve on their behalf. It has been a privilege and honor that I sincerely appreciate. I wish you and the citizens of our state well as we all work together to move Missouri forward.

Thank you.

Sincerely,

/s/ Shawn Rhoads
State Representative
District 154

July 20, 2018

The Honorable Mike Parson
Governor of the State of Missouri
Missouri State Capitol, Office 216
201 West Capitol Ave.
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo. 21.090, I hereby submit my resignation, effective at 11:59 p.m. on Sunday, July 22, 2018, as state representative for the 26th District so that I may accept an appointment as Director of the Jackson County Department of Assessment.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

August 21, 2018

The Honorable Michael L. Parson
Governor of the State of Missouri
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Governor Parson:

With this letter, I am resigning from my position of State Representative for the 64th District of the Missouri House of Representatives effective on August 21, 2018, at 11:59 p.m.

It has been a privilege and honor to serve the citizens of the 64th District that I have been truly blessed to enjoy. I look forward to the opportunity to again serve Missourians in the future.

Thank you.

Sincerely,

/s/ Robert Cornejo
Representative

The following members' presence was noted: Austin, Barnes (28), Bernskoetter, Bondon, Brown (27), Conway (10), Cookson, Corlew, Curtis, DeGroot, Eggleston, Ellington, Evans, Fitzwater, Franks Jr, Gannon, Green, Hansen, Harris, Kelley (127), Kelly (141), Kendrick, Lichtenegger, Marshall, Mitten, Moon, Morris (140), Mosley, Pfautsch, Razer, Richardson, Runions, Ruth, Tate, Vescovo, Walker (3), White, and Wood.

ADJOURNMENT

On motion of Representative Bernskoetter, the House adjourned until 10:00 a.m., Tuesday, September 11, 2018.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Wednesday, September 12, 2018, 3:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Administrative matters.

HEALTH AND MENTAL HEALTH POLICY
Tuesday, September 11, 2018, 3:30 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Relating to managed care contracting, reimbursement and provider relations.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Tuesday, September 11, 2018, 10:30 AM or upon adjournment, Senate Committee Room 2.
Executive session may be held on any matter referred to the committee.
13 CSR 70-15.160, Department of Social Services, MO HealthNet Division, Hospital Program - Prospective Reimbursement Methodology.
**A portion of this meeting may be closed pursuant to Section 610.021 (3) RSMo.
CORRECTED

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT
Wednesday, September 12, 2018, 4:00 PM, SCR #2.
Executive session may be held on any matter referred to the committee.
Presentations by:
Emily van Schenkhof, Executive Director of the Children's Trust Fund of Missouri
Vickie Dudley, Executive Director of the Children's Center of Southwest Missouri
Tim Decker, Retired Director of Missouri Children's Division
CORRECTED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH
Tuesday, September 11, 2018, 3:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Quarterly business meeting.
Some portions of the meeting may be closed pursuant to Section 610.021 RSMo.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Tuesday, September 11, 2018, 3:00 PM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
3rd quarter meeting.

JOINT COMMITTEE ON REVIEW OF THE PLANT INDUSTRIES DIVISION
Tuesday, September 11, 2018, 1:00 PM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
The hearing will be from 1:00 to 3:00 PM.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, September 12, 2018, 10:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
We will be voting on one specialty license plate and four memorial highway/bridge Designations.
AMENDED

JUDICIARY
Tuesday, September 11, 2018, 12:15 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The committee will be holding a public hearing and executive session on HB 2, pending referral.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, September 11, 2018, 2:00 PM or 30 minutes after the adjournment of the Committee on Workforce Development (whichever is later), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
HB 3 will be heard pending referral from the Workforce Development Committee.
CORRECTED

RULES - LEGISLATIVE OVERSIGHT
Tuesday, September 11, 2018, 2:00 PM or upon adjournment of the Committee on Judiciary (whichever is later), House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
HB 2 will be heard pending referral from the Judiciary Committee.

WORKFORCE DEVELOPMENT
Tuesday, September 11, 2018, 12:30 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Hearing changed to HR 1. The Committee will be holding a public hearing and executive session on HB 3, pending referral.
CORRECTED

HOUSE CALENDAR

SECOND DAY, TUESDAY, SEPTEMBER 11, 2018

HOUSE BILLS FOR SECOND READING

HB 1 through HB 3

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JOURNAL OF THE HOUSE

FIRST EXTRAORDINARY SESSION OF THE SECOND REGULAR SESSION
99th GENERAL ASSEMBLY

SECOND DAY, TUESDAY, SEPTEMBER 11, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

And now abideth faith, hope, and love, these three; but the greatest of these is love. (I Corinthians 13:13)

Holy Spirit, come and lift up our General Assembly; come and clothe the poor; come and heal the sick; and come and feed the starving wherever they are found. May we bring our offerings to the very doorway of humanity. The richest, the wisest, and the greatest of us owe a debt to our colleagues. May we not leave duty to the tide of events or be reluctant in the discharge of our sacred obligations. Let the thought of a loving God, who watches over us, become the passion of our grateful souls. Lord God of Nations, bless the people of this state and give great success and prosperity to the land of hope and lovers of freedom.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2, relating to treatment courts.

HB 3, relating to science education.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1 - Workforce Development
HB 2 - Judiciary
HB 3 - Workforce Development

COMMITTEE REPORTS

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Toalson Reisch, Washington and White

Noes (0)

Absent (0)

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bangert, Evans, Fitzwater, Hansen, Henderson, Justus, Lant, Lauer, Mosley, Pietzman and Revis

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Carpenter, Engler, Johnson and Mathews

Committee on Rules - Legislative Oversight, Vice-Chairman Houx reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Gregory, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Fitzwater and Rone

The following members' presence was noted: Adams, Anders, Anderson, Andrews, Arthur, Austin, Bahr, Bangert, Baringer, Barnes (28), Barnes (60), Basye, Beard, Bernskoetter, Berry, Bondon, Brown (27), Butler, Carpenter, Chipman, Christofanelli, Conway (10), Cookson, Corlew, Curtis, Curtman, DeGroot, Dogan, Dohrman, Eggleston, Evans, Fitzpatrick, Fitzwater, Francis, Franks Jr, Gannon, Green, Gregory, Grier, Haahr, Haefner, Hannegan, Hansen, Harris, Henderson, Higdon, Hill, Houghton, Houx, Hurst, Justus, Kelley (127), Kelly (141), Kendrick, Kidd, Kolkmeyer, Korman, Lant, Lauer, Lavender, Lichtenegger, Marshall, Mathews, May, McCreery, McDaniel, McGaugh, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morris (140), Morse (151), Mosley, Muntzel, Neely, Pfautsch, Pierson, Jr., Pietzman, Pike, Plocher, Quade, Razer, Reisch, Revis, Richardson, Roeber, Rone, Rowland (29), Rowland (155), Runions, Ruth, Schroer, Shaul (113), Shull (16), Shumake, Sommer, Stacy, Tate, Taylor, Unsicker, Vescovo, Walker (3), Washington, Wessels, White, Wiemann, and Wood.

ADJOURNMENT

On motion of Representative Richardson, the House adjourned until 2:00 p.m., Wednesday, September 12, 2018.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Wednesday, September 12, 2018, 3:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Administrative matters.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT
Wednesday, September 12, 2018, 4:00 PM, SCR #2.
Executive session may be held on any matter referred to the committee.
Presentations by:
Emily van Schenkhof, Executive Director of the Children's Trust Fund of Missouri
Vickie Dudley, Executive Director of the Children's Center of Southwest Missouri
Tim Decker, Retired Director of Missouri Children's Division
CORRECTED

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Wednesday, September 12, 2018, 10:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
We will be voting on one specialty license plate and four memorial highway/bridge designations.
AMENDED

HOUSE CALENDAR

THIRD DAY, WEDNESDAY, SEPTEMBER 12, 2018

HOUSE BILLS FOR PERFECTION

HB 2 - Austin
HB 3 - Fitzwater

JOURNAL OF THE HOUSE

FIRST EXTRAORDINARY SESSION OF THE SECOND REGULAR SESSION
99TH GENERAL ASSEMBLY

THIRD DAY, WEDNESDAY, SEPTEMBER 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Why art thou cast down, O my soul? and why art thou disquieted within me? Hope thou in God. (Psalm 42:5)

O Mighty God, whose presence underlies all that we do, whose power overarches all that we say, and whose peace surrounds all that we think, we bow at the shrine our parents founded and lift our spirits to You in prayer. As we offer unto You the devotion of our hearts, may the fruits of Your spirit - love and joy, gentleness, goodness, patience and peace - come to new life within us.

We pray for our State and for our people in every section of our land. May the hungry be fed, the ignorant receive knowledge, the fearful find faith, and the weary come to rest. Grant that we may do all we can that citizens be raised to walk in right and good paths, that youth discover high ideals for clean and creative living, and that adults in body may become adults in mind and heart.

Bless our Governor, our Speaker, Members of this House of Representatives, plus their families, and direct them in all Your ways - to the glory of Your most holy name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 125

Anderson	Andrews	Austin	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery

McDaniel	McGaugh	McGee	Meredith 71	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Pogue	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Curtis

PRESENT: 004

Merideth 80	Quade	Unsicker	Washington

ABSENT WITH LEAVE: 026

Adams	Anders	Bahr	Brattin	Burnett
Carpenter	Conway 10	Ellington	Fitzpatrick	Hill
Marshall	Messenger	Mosley	Nichols	Peters
Pietzman	Rehder	Roberts	Roden	Ross
Schroer	Smith 85	Stephens 128	Tate	Walker 74
Wessels				

VACANCIES: 007

The Journal of the second day was approved as corrected.

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Extraordinary Session of the Second Regular Session on Monday, September 10, 2018, and is convened in full session and ready for consideration of its business.

On motion of Representative Vescovo, **HR 1** was adopted.

MOTION

Representative Vescovo moved that Rule 44 be suspended.

Which motion was adopted by the following vote:

AYES: 124

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Berry	Black	Bondon	Brattin

Brown 27	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Mr. Speaker	

NOES: 016

Adams	Beck	Burns	Butler	Cookson
Curtis	Gray	Hurst	Lavender	Marshall
May	McCreery	Moon	Pogue	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 016

Bernskoetter	Burnett	Carpenter	Conway 10	Ellington
Hill	Messenger	Mosley	Peters	Roberts
Roden	Smith 85	Tate	Walker 74	Wessels
Wood				

VACANCIES: 007

PERFECTION OF HOUSE BILLS

HB 2, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, the title of **HB 2** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2, Page 8, Section 208.151, Line 227, by inserting after all of said section and line the following:

"**208.207. 1. Beginning January 1, 2019, individuals nineteen years of age or older and under sixty-five years of age who are not otherwise eligible for MO HealthNet services under this chapter, who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 CFR 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 CFR 435.603 shall be eligible for medical assistance under MO HealthNet and shall receive coverage for the health benefits service package.**

2. For purposes of this section, "health benefits service package" shall mean, subject to federal approval, benefits covered by the MO HealthNet program as determined by the department of social services to meet the benchmark or benchmark-equivalent coverage requirement under 42 U.S.C. Section 1396a(k)(1).

3. The reimbursement rate to MO HealthNet providers for MO HealthNet services provided to individuals qualifying under the provisions of this section shall be comparable to commercial reimbursement payment levels with trend adjustment for comparable services. The rates shall be determined annually by the department of social services, and the department may develop such rates through a contracted actuary. The higher commercial comparable rates shall only apply for services provided to individuals qualifying under this section.

4. (1) The department of social services shall discontinue eligibility for persons who are eligible under subsection 1 of this section if:

(a) The federal medical assistance percentage established under 42 U.S.C. Section 1396d(y) or 1396d(z) is less than ninety percent as specified for the year 2020 and each year thereafter or an amount determined by the MO HealthNet oversight committee to be necessary to maintain state budget solvency, whichever is lower; and

(b) The general assembly votes to discontinue eligibility for persons who are eligible under subsection 1 of this section. Prior to any vote under this paragraph, the MO HealthNet oversight committee and the department of social services shall provide the general assembly with information on the current and projected expenses incurred due to expanding eligibility to persons under subsection 1 of this section in relation to health-related savings and revenues and health outcomes of individuals and families receiving benefits under subsection 1 of this section.

(2) The department of social services shall inform persons eligible under subsection 1 of this section that their benefits may be reduced or eliminated if federal funding decreases or is eliminated.

5. The MO HealthNet oversight committee shall conduct research and investigate any potential health-related savings and revenues associated with expanding eligibility to persons under subsection 1 of this section. The committee shall investigate the federal matching rate below which the state could not maintain the expanded eligibility to persons under subsection 1 of this section. If the amount is determined to be greater than ninety percent, the committee shall report its findings to the general assembly for its consideration prior to any vote under paragraph (b) of subdivision (1) of subsection 4 of this section. In conducting its research and investigation, the committee shall also determine the feasibility of:

(1) Implementing capped cost-sharing for persons eligible under subsection 1 of this section, which may be reduced based on healthy behaviors of participants;

(2) Expanding Medicaid coverage for certain health care services that are currently financed by the state; and

(3) Enrolling persons under subsection 1 of this section in private health benefit plans."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Austin, **HB 2** was ordered perfected and printed.

HB 3, relating to science education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HB 3** was agreed to.

Representative Pierson, Jr., offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 3, Page 3, Section 170.018, Lines 7 to 21, by deleting all of said lines and inserting in lieu thereof the following:

"**of subsection 2 of this section for any practical arts or elective unit required for high school graduation.**

(3) The department of elementary and secondary education and the department of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cross	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Gray	Green
Harris	Kendrick	Lavender	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley

Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Bernskoetter	Burnett	Butler	Dogan
Franks Jr	Helms	Higdon	Hill	Kelley 127
Korman	Lauer	May	Messenger	Miller
Peters	Pfautsch	Roberts	Roden	Shull 16
Smith 85	Stephens 128			

VACANCIES: 007

Representative Pierson, Jr., moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Pierson, Jr.:

AYES: 041

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Cookson	Curtman	Ellebracht	Ellington	Gray
Green	Harris	Kendrick	Kidd	Lavender
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Neely	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

NOES: 100

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtis	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Burnett	Butler	Dogan	Franks Jr
Higdon	Hill	Korman	May	Messenger
Peters	Roberts	Roden	Smith 85	Stephens 128

VACANCIES: 007

Representative Curtis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 3, Page 3, Section 170.018, Lines 1 to 3, by deleting all of said lines and inserting in lieu thereof the following:

"**170.018. 1. (1) For purposes of this section, the following terms mean:**

(a) "Computer science course", a course in which students study computers and algorithmic processes, including their principles, hardware and software designs, implementation, and impact on society;

(b) "Real-world learning", real-life or simulated tasks that provide the learner with the opportunity to connect directly with the real world."; and

Further amend said bill, page and section, Line 12, by inserting after the word, "**subsection.**" the following:

"**The district-approved computer science course shall also count as a credit toward fulfilling the requirements for a career and technical education certificate as described in section 170.029.**"; and

Further amend said bill, page and section, Line 34, by deleting said line and inserting in lieu thereof the following:

"**The department of elementary and secondary education may provide the written curriculum frameworks to the career and technical education advisory council as established in section 178.550. The requirements of section 160.514 shall not apply to this section.**"; and

Further amend said bill and section, Page 4, Line 36, by inserting after all of said line the following:

"**(3) The career and technical education advisory council as established in section 178.550 shall cooperate with school districts to ensure that course offerings incorporating real-world learning are included in the minimum requirements for a career and technical education certificate as established by section 170.029.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 033

Adams	Bangert	Baringer	Barnes 28	Brattin
Brown 27	Burns	Carpenter	Cross	Curtis
DeGroot	Ellington	Gray	Green	Hansen
Harris	Higdon	Johnson	Lavender	Merideth 80
Moon	Mosley	Neely	Nichols	Pierson Jr

Pietzman	Quade	Rone	Shull 16	Spencer
Stevens 46	Unsicker	Wilson		

NOES: 103

Anders	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Chipman
Conway 104	Cookson	Corlew	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Houghton	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Mitten	Morgan	Morris 140
Morse 151	Muntzel	Pfautsch	Phillips	Pike
Plocher	Pogue	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 020

Burnett	Butler	Christofanelli	Conway 10	Franks Jr
Hill	Houx	Kendrick	Korman	May
Messenger	Miller	Newman	Peters	Roberts
Roden	Schroer	Smith 85	Walker 74	Wessels

VACANCIES: 007

Representative Merideth (80) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 3, Page 2, Section 161.261, Lines 29 to 30, by deleting said lines and inserting in lieu thereof the following:

"**implement the statewide program.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

AYES: 036

Adams	Anders	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burns	Carpenter
Cookson	Ellebracht	Ellington	Gray	Green
Harris	Kidd	Lavender	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Rowland 29	Runions	Stevens 46	Unsicker
Washington				

NOES: 092

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roeber	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 028

Burnett	Butler	Conway 10	Curtis	Eggleston
Franks Jr	Higdon	Hill	Houx	Kendrick
Lant	Lauer	Matthiesen	May	Messenger
Miller	Muntzel	Newman	Peters	Roberts
Roden	Rone	Schroer	Smith 85	Stephens 128
Swan	Walker 74	Wessels		

VACANCIES: 007

On motion of Representative Fitzwater, **HB 3** was ordered perfected and printed.

RECESS

On motion of Representative Vescovo, the House recessed until 4:35 p.m.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 3 - Fiscal Review

SUPPLEMENTAL CALENDAR

THIRD DAY, WEDNESDAY, SEPTEMBER 12, 2018

HOUSE BILLS FOR THIRD READING

HB 2 - Austin
HB 3 - Fitzwater (Fiscal Review 9/12/18)

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (1): Wessels

The hour of recess having expired, the House was called to order by Speaker Richardson.

THIRD READING OF HOUSE BILLS

HB 2, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, **HB 2** was read the third time and passed by the following vote:

AYES: 141

Adams	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton

Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Burnett	Franks Jr	Green	Higdon	Hill
Lant	May	Messenger	Newman	Peters
Roberts	Roden	Schroer	Smith 85	

VACANCIES: 007

Speaker Richardson declared the bill passed.

HB 3, relating to science education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HB 3** was read the third time and passed by the following vote:

AYES: 119

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Morris 140

Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 023

Adams	Anders	Beck	Brown 27	Butler
Carpenter	Hurst	Lavender	Marshall	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Pierson Jr	Pogue	Quade
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Burnett	Franks Jr	Green	Higdon	Hill
May	Messenger	Newman	Peters	Roberts
Roden	Schroer	Smith 85	Smith 163	

VACANCIES: 007

Speaker Richardson declared the bill passed.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 1:00 p.m., Wednesday, September 19, 2018.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Second Day, Tuesday, September 11, 2018, Page 11, Line 21, by inserting after said line the following:

"FISCAL REVIEW
Wednesday, September 12, 2018, upon recess of afternoon session, House Hearing Room 7.
We will hear all perfected bills referred to Fiscal Review.
Executive session may be held on any matter referred to the committee."

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Monday, October 22, 2018, 3:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Review recommended House policy changes.

A conference call number will be provided for committee members.

JOURNAL OF THE HOUSE

FIRST EXTRAORDINARY SESSION OF THE SECOND REGULAR SESSION
99TH GENERAL ASSEMBLY

FOURTH DAY, WEDNESDAY, SEPTEMBER 19, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 3**.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 2** and **HB 3** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 2** and **HB 3** were delivered to the Governor by the Chief Clerk of the House.

The following members' presence was noted: Baringer, Basye, Corlew, Curtis, Gray, Harris, Kelley (127), Kendrick, Marshall, McGee, Pogue, Razer, Richardson, and Vescovo.

ADJOURNMENT

The Speaker declared the House of Representatives of the Ninety-ninth General Assembly, convened in the First Extraordinary Session of the Second Regular Session on September 10, 2018, adjourned sine die, pursuant to the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Monday, October 22, 2018, 3:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Review recommended House policy changes.
A conference call number will be provided for committee members.

SUPPLEMENTAL

FIRST EXTRAORDINARY SESSION OF THE SECOND REGULAR SESSION
99TH GENERAL ASSEMBLY

MESSAGES FROM THE GOVERNOR

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, 65102

October 24, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99TH GENERAL ASSEMBLY
FIRST EXTRAORDINARY SESSION OF THE
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 2** entitled:

AN ACT

To repeal sections 208. 151, 217.703, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 488.2230, 488.5358, and 577.001, RSMo, and to enact in lieu thereof fifteen new sections relating to treatment courts.

On October 24, 2018, I approved **House Bill No. 2**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

October 30, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99TH GENERAL ASSEMBLY
FIRST EXTRAORDINARY SESSION OF THE
SECOND REGULAR SESSION

Herewith I return to you **House Bill No. 3** entitled:

AN ACT

To amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to science education.

On October 24, 2018, I approved **House Bill No. 3**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

JOURNAL OF THE HOUSE

VETO SESSION

Second Regular Session, 99th GENERAL ASSEMBLY

WEDNESDAY, SEPTEMBER 12, 2018

Speaker Richardson in the Chair.

Prayer by Pastor Gregory Kirk, United Gospel Rescue Mission, Poplar Bluff.

Oh Lord our God of ages past, we thank You for the wonderful blessings You have bestowed upon us. You have brought rain to grow our crops. You provided sunshine to help dry the ground and allow those crops to flourish. We thank You for that this day. We also want to remember all of those who were taken from us on September 11th, and we still pray for comfort for their families.

Oh Lord, we know that You are the provider of all wisdom, and we ask that You will infuse these men and women of our Missouri House with Your wisdom as they seek to find answers for all Missourians. These men and women have given of their time and talents, sometimes causing hardship to themselves, to serve others. May their efforts be blessed as they seek to help Missourians everywhere.

Finally, we want to ask You to continue to show each of us ways to help the unfortunate and the poor who surround us. The Scriptures say, “Thou shalt love the Lord thy God with all thy heart, and with all thy soul, and with all thy strength, and with all thy mind; and thy neighbor as thyself.” May we continue to show love to each other through our actions.

I ask all these things in the name of Your son. May God continue to bless the Great State of Missouri and the United States of America.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

LETTER OF RESIGNATION

September 10, 2018

The Honorable Mike Parson
State Capitol, Room 216
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo. 21.090, I hereby submit my resignation, effective at 11:59 a.m. on Wednesday, September 12, 2018, as State Representative for the 18th House District so that I may be sworn in as State Senator for Missouri's 17th Senatorial District.

Sincerely,

/s/ Lauren Arthur
Member of the 99th General Assembly

MESSAGES FROM THE GOVERNOR

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 2.230

I hereby veto $45,000 general revenue for the Missouri Commission for the Deaf and Hard of Hearing.

Personal Service by $45,000 from $358,558 to $313,558 from General Revenue Fund.
From $476,629 to $431,629 in total from General Revenue Fund.
From $1,080,066 to $1,035,066 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 3.240

I hereby veto $1,000,000 general revenue for Missouri Southern State University for one-time supplemental financial assistance to the university.

From $2,000,000 to $1,000,000 from General Revenue Fund.
From $26,431,242 to $25,431,242 in total for the section.

Section 3.250

I hereby veto $500,000 general revenue for Harris-Stowe State University for one-time supplemental financial assistance to the university.

From $750,000 to $250,000 from General Revenue Fund.
From $10,411,260 to $9,911,260 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 4.407

I hereby veto $1,000,000 Emergency Bridge Repair and Replacement Fund for accelerated replacement, or immediate repair to bridges.

Said section is vetoed in its entirety from $1,000,000 to $0 from Emergency Bridge Repair and Replacement Fund.
From $1,000,000 to $0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 5.145

I hereby veto $100,000 general revenue for the Office of Child Advocate.

Personal Service by $100,000 from $276,998 to $176,998 from General Revenue Fund.
From $285,101 to $185,101 in total from General Revenue Fund.
From $428,944 to $328,944 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 6.020

I hereby veto $3,767,213 general revenue for transfer to the Missouri Qualified Biodiesel Producer Incentive Fund.

From $4,017,213 to $250,000 from General Revenue Fund.
From $4,017,213 to $250,000 in total for the section.

Section 6.225

I hereby veto $1,000,000 general revenue for a Contaminated Home Acquisition Program.

For a radioactive waste contamination investigation.
From $1,000,000 to $0 from General Revenue Fund.
From $849,837,074 to $848,837,074 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 8.090

I hereby veto $50,000 general revenue for grants to law enforcement agencies for the purchase of emergency rescue tourniquets.

From $50,000 to $0 from General Revenue Fund.
From $119,658,232 to $119,608,232 in total for the section.

Section 8.167

I hereby veto $1,000,000 general revenue for grants to volunteer fire protection associations for workers' compensation premiums pursuant to Section 287.245, RSMo.

Said section is vetoed in its entirety.
Personal Service from $35,000 to $0 from General Revenue Fund.
Expense and Equipment from $15,000 to $0 from General Revenue Fund.
Program Distribution from $950,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 10.225

I hereby veto $500,000 general revenue for the Behavioral Health Treatment and Training Pilot Program.

For the purpose of funding the Behavioral Health Treatment and Training program.
From $500,000 to $0 from General Revenue Fund.
From $135,287,616 to $134,787,616 in total for the section.

Section 10.410

I hereby veto $200,000 general revenue for the Developmental Disability Training Pilot Program.

For the purpose of funding the Developmental Disability Training Pilot Program.
From $500,000 to $300,000 from General Revenue Fund.
From $1,074,350,323 to $1,074,150,323 in total for the section.

Section 10.900

I hereby veto $153,546 general revenue for the Time Critical Diagnosis Unit.

Personal Service by $153,546 from $8,169,965 to $8,016,419 from General Revenue Fund.
From $8,911,381 to $8,757,835 in total from General Revenue Fund.
From $27,651,616 to $27,498,070 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 11.510

I hereby veto $400,000, including $200,000 general revenue, including $200,000 for the in-home telemonitoring program and $200,000 for the pager project.

For the purpose of funding a community-based care coordinating program that includes in-home visits and/or phone contact by a nurse care manager or electronic monitor.
From $100,000 to $0 from General Revenue Fund.
From $300,000 to $200,000 from Title XIX - Federal Fund.

For the purpose of continuing funding of the pager project facilitating medication compliance.

From $100,000 to $0 from General Revenue Fund.
From $315,000 to $215,000 from Title XIX - Federal Fund.
From $514,763,952 to $514,363,952 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Section 12.400

I hereby veto $487,000 general revenue for juvenile advocacy units in the Kansas City and St. Louis regions.

Personal Service and/or Expense and Equipment by $487,000 from $41,780,244 to $41,293,244 from General Revenue Fund.
From $46,501,315 to $46,014,315 in total from General Revenue Fund.
From $50,813,083 to $50,326,083 in total for the section.

Section 12.515

I hereby veto $150,000, including $75,000 general revenue, for private sector consulting and auditing services on the MO HealthNet Program.

For the purpose of funding consulting and auditing services to be performed by a private firm and managed by a MO HealthNet Task Force.
From $75,000 to $0 from General Revenue Fund.
From $75,000 to $0 from Title XIX Federal Fund.

From $1,771,167 to $1,621,167 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2019** entitled:

AN ACT

To appropriate money for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

Section 19.055

I hereby veto $250,000 for renovation and expansion of the Crisp Technology Center at Three Rivers Community College.

From $3,000,000 to $2,750,000 from General Revenue Fund.
From $3,000,000 to $2,750,000 in total for the section.

Section 19.060

I hereby veto $666,667 for planning, design, renovation and construction at the Cassville campus of Crowder College.

From $2,000,000 to $1,333,333 from General Revenue Fund.
From $2,000,000 to $1,333,333 in total for the section.

Section 19.075

I hereby veto $233,333 for Truman State University for exterior renovation and preservation of the Greenwood School for the Inter-Professional Autism Clinic.

From $700,000 to $466,667 from General Revenue Fund.
From $700,000 to $466,667 in total for the section.

Section 19.080

I hereby veto $333,333 for Northwest Missouri State University for steam plant infrastructure and tunnel replacement.

From $1,000,000 to $666,667 from General Revenue Fund.
From $1,000,000 to $666,667 in total for the section.

Section 19.090

I hereby veto $250,000 for Harris-Stowe State University for planning, design, renovation, and construction of laboratory space.

From $750,000 to $500,000 from General Revenue Fund.
From $750,000 to $500,000 in total for the section.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2019**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** entitled:

AN ACT

To repeal sections 67.398, 67.410, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, and 577.001, RSMo, and to enact in lieu thereof thirty six new sections relating to courts, with existing penalty provisions.

I disapprove of Senate Substitute for Senate Committee Substitute for House Bill No. 2562. My reasons for disapproval are as follows:

Section 82.462 of the bill authorizes certain individuals to enter property they do not own if they suspect it is abandoned in order to secure the property, remove trash, landscape, or remove graffiti. Such individuals are not required to give actual or constructive notice to the property owner. This could result in an individual performing improvements in good faith on another's property, but without their knowledge or permission. If the property owner was to arrive on the scene, it could lead to an unsafe situation. I understand the dilemma that many of our communities face with derelict and abandoned properties, but I want to ensure that any remedy we propose puts the safety of our citizens and the rights of property owners at the forefront.

Section 476.521 of the bill allows for any judicial candidate who filed in 2010, was elected, and became judge in 2011 to receive retirement benefits from a previous MOSERS Judicial Retirement Plan instead of the 2011 Judicial

Retirement Plan. The 2011 Judicial Retirement Plan is viewed by some as less favorable, since it requires new members to contribute 4% of their salaries to the plan and reduces other benefits. Based upon information provided by MOSERS, the narrowly tailored language of this section applies to only one individual in the entire state. Special laws such as this are unconstitutional. The Missouri Constitution, in Article III, Section 40, prohibits special laws that grant an "individual any special or exclusive right, privilege or immunity."

Finally, the bill appears to violate the original purpose and single subject provisions of the Missouri Constitution. As introduced, House Bill No. 2562 solely related to treatment courts, which was reflected in its title. As truly agreed to and finally passed, Senate Substitute for Senate Committee Substitute for House Bill No. 2562 contains at least thirteen different subjects, many of which do not appear to relate to the final title of "courts."

Article III, Section 21 of the Missouri Constitution prohibits any bill from being "so amended in its passage through either house as to change its original purpose." Article III, Section 23 of the Missouri Constitution provides that "[n]o bill shall contain more than one subject which shall be clearly expressed in its title." The courts have not held that this prevents a bill or its title from being amended throughout its passage. "The restriction is against the introduction of matter that is not germane to the object of the legislation or that is unrelated to its original subject." *Stroh Brewery Co. v. State of Missouri*, 954 S.W.2d 323, 326 (Mo. banc 1997). Some provisions of House Bill No. 2562 do not appear to be germane or related to its original subject. For example, the provisions in this bill regarding abandoned property, nuisance abatement, and the salaries of police officers have nothing to do with treatment courts or courts in general. In *Hammerschmidt v. Boone County*, 877 S.W.2d 98, 102 (Mo. banc 1994), the court held that all of a bill's provisions must "fairly relate to the same subject, have a natural connection therewith or are incidents or means to accomplish its purpose."

It is unfortunate that the provisions of this bill relating to treatment courts will not move forward as a result of the aforementioned issues. Treatment courts serve a valuable purpose for both our judicial and corrections systems. I look forward to working with the legislature next session on improving and expanding treatment courts across our state, and hope to do so in an expedient fashion.

In accordance with the above stated reasons for disapproval, I am returning **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** without my approval.

Respectfully submitted,

/s/ Michael L. Parson
Governor

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2018 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Vescovo, **HR 1** was adopted.

VETOED HOUSE BILLS

The Speaker read the following House Bill vetoed from the Second Regular Session: **CCS SCS HCS HB 2002**.

Representative Fitzpatrick moved that **Section 2.230 of CCS SCS HCS HB 2002, for the Missouri Commission for the Deaf and Hard of Hearing**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 120

Anders	Anderson	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Black
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan
Harris	Helms	Hill	Houghton	Houx
Hurst	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Revis	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 030

Andrews	Austin	Basye	Bernskoetter	Berry
Bondon	Conway 104	Cookson	Cross	Curtis
DeGroot	Eggleston	Engler	Fraker	Francis
Gannon	Haefner	Hansen	Henderson	Johnson
Kelley 127	Love	Muntzel	Neely	Pogue
Redmon	Remole	Spencer	Tate	Walker 3

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 005

Adams	Messenger	Peters	Roberts	Roden

VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session: **CCS SCS HCS HB 2005**.

Representative Fitzpatrick moved that **Section 5.145 of CCS SCS HCS HB 2005, for the Office of Child Advocate**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 134

Adams	Anders	Anderson	Andrews	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Corlew	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 016

Austin	Basye	Bernskoetter	Berry	Conway 104
Cookson	DeGroot	Engler	Fraker	Francis
Gannon	Henderson	Muntzel	Pogue	Redmon
Walker 3				

PRESENT: 002

Higdon	Kelley 127

ABSENT WITH LEAVE: 004

Messenger	Peters	Roberts	Roden

VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session: **CCS SCS HCS HB 2008**.

Representative Fitzpatrick moved that **Section 8.090 of CCS SCS HCS HB 2008, for grants to law enforcement agencies for the purchase of emergency rescue tourniquets**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 104

Adams	Anders	Anderson	Bahr	Bangert
Baringer	Barnes 28	Basye	Beck	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Corlew	Davis	Dinkins	Dogan	Dohrman
Ellebracht	Evans	Fitzpatrick	Fitzwater	Franks Jr
Frederick	Green	Gregory	Grier	Haahr
Hannegan	Harris	Helms	Hill	Houghton
Houx	Justus	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lavender	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Phillips
Pierson Jr	Pike	Quade	Razer	Rehder
Reiboldt	Reisch	Revis	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Taylor	Trent
Unsicker	Vescovo	Walker 74	Walsh	Washington
White	Wiemann	Wood	Mr. Speaker	

NOES: 044

Andrews	Austin	Barnes 60	Beard	Berry
Chipman	Conway 104	Cookson	Cross	Curtis
Curtman	DeGroot	Eggleston	Engler	Fraker
Francis	Franklin	Gannon	Gray	Haefner
Hansen	Henderson	Hurst	Johnson	Knight
Lauer	Lichtenegger	Love	Moon	Neely
Pfautsch	Pietzman	Plocher	Pogue	Redmon
Remole	Rone	Smith 85	Stephens 128	Swan
Tate	Walker 3	Wessels	Wilson	

PRESENT: 003

Ellington	Higdon	Kelley 127

ABSENT WITH LEAVE: 005

Bernskoetter	Messenger	Peters	Roberts	Roden

VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session: **CCS SCS HCS HB 2012**.

Representative Fitzpatrick moved that **Section 12.400 of CCS SCS HCS HB 2012, for juvenile advocacy units in the Kansas City and St. Louis regions**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 118

Adams	Anders	Anderson	Andrews	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beck
Black	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Revis	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 028

Austin	Basye	Beard	Bernskoetter	Bondon
Conway 104	Cookson	Corlew	Cross	DeGroot
Engler	Fraker	Francis	Gannon	Haefner
Henderson	Hurst	Johnson	Lauer	Love
Marshall	Muntzel	Pfautsch	Pogue	Redmon
Remole	Spencer	Walker 3		

PRESENT: 003

Berry	Higdon	Kelley 127

ABSENT WITH LEAVE: 007

Lichtenegger	Messenger	Nichols	Peters	Roberts
Roden	Walker 74			

VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session: **CCS SS SCS HCS HB 2010**.

Representative Fitzpatrick moved that **Section 10.900 of CCS SS SCS HCS HB 2010, for the Time Critical Diagnosis Unit**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 134

Adams	Anders	Anderson	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Basye	Beard
Beck	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Remole	Revis	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 013

Austin	Bernskoetter	Berry	Cookson	Cross
Engler	Fraker	Marshall	Moon	Pogue
Redmon	Stephens 128	Walker 3		

PRESENT: 002

Higdon	Kelley 127

ABSENT WITH LEAVE: 007

Andrews	Conway 10	Messenger	Peters	Roberts
Roden	Walker 74			

VACANCIES: 007

The Speaker read the following House Bills vetoed from the Second Regular Session: **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2006**, **CCS SCS HCS HB 2011**, **HCS HB 2019**, and **SS SCS HB 2562**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 3**.

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills 894 & 921 and Senate Concurrent Resolution No. 50 when the bills were called by the president.

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2006**, **CCS SCS HCS HB 2011**, **HCS HB 2019**, and **SS SCS HB 2562**, when the bills were called by the Speaker.

On motion of Representative Vescovo, **HR 2** was adopted.

RECESS

On motion of Representative Vescovo, the House recessed until such time as messages are received from the Senate or 6:00 p.m., whichever is earlier, and then stand adjourned sine die pursuant to the Constitution.

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the Veto Session of the Ninety-ninth General Assembly, Second Regular Session, adjourned sine die pursuant to the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

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ADDITIONAL SUPPLEMENTAL

SECOND REGULAR SESSION
99TH GENERAL ASSEMBLY

FINAL REPORT
OF THE
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

IN RE GOVERNOR
ERIC R. GREITENS

December 31, 2018

Members of the Committee[1]:

Representative Jay Barnes, Chairman
Representative Don Phillips, Vice-Chairman
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.
Representative J. Eggleston
Representative Curtis Trent
Representative Greg Razer

INTRODUCTION

The Speaker of the House of Representatives established the Special Investigative Committee on Oversight to investigate the allegations involving former Governor Eric R. Greitens on February 27, 2018. The original seven House members appointed to the committee were: Chairman Jay Barnes, Vice-Chairman Don Phillips, Ranking Minority Member Gina Mitten, and Representatives Jeanie Lauer, Kevin Austin, Shawn Rhoads, and Tommy Pierson, Jr. At a later date, Representatives J. Eggleston, Curtis Trent, and Greg Razer were appointed to serve as members of the committee.

On March 1, 2018, the House of Representatives adopted House Resolution No. 5565 directing the committee to "investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives."[2] The resolution further directed the committee, at the

[1] Representatives Phillips, Austin and Rhoads resigned as members of the General Assembly prior to the issuance of this final report.

[2] See Appendix A for a copy of House Resolution No. 5565.

conclusion of the investigation, to "prepare a transcript of the hearings."

The Special Investigative Committee on Oversight held hearings to take testimony of witnesses under oath, and review documents obtained by the committee. The committee released three reports, and submits this final report to the House of Representatives.

PROCEEDINGS OF THE COMMITTEE

The committee met on March 6, 2018, for an organizational meeting. A quorum was established with all seven members of the committee present. The committee then met in a series of meetings to take testimony of witnesses, review documents, and discuss the preparation and release of reports regarding committee findings.

The committee met on the following dates to receive testimony, review evidence or prepare its reports:

March 6, 2018 – organizational meeting
March 7, 2018 – testimony of Witness 1
March 9, 2018 – testimony of Witnesses 2 & 3
March 12, 2018 – testimony of Witness 4
March 14, 2018 – testimony of Michael Hafner
March 27, 2018 – testimony of Krystal Proctor
March 29, 2018 – testimony of Spencer Kympton
April 2, 2018 – testimony of Lyndsey Reichardt
April 3, 2018 – closed session, transcript released
April 4, 2018 – testimony of Jack Neyens
April 5, 2018 – closed session, transcript released
April 9, 2018 – closed session, transcript released
April 10, 2018 – closed session, transcript released
April 11, 2018 – closed session, transcript released
April 17, 2018 – closed session, transcript released
April 18, 2018 – closed session, transcript released
April 19, 2018 – closed session, transcript released
April 23, 2018 – closed session, transcript released
April 24, 2018 – closed session, transcript released
April 25, 2018 – closed session, transcript released
April 30, 2018 – closed session, transcript released
May 2, 2018 – no transcript
May 14, 2018 – meeting cancelled
May 15, 2018 – meeting cancelled
May 16, 2018 – Attorneys Greim & Garber
May 22, 2018 – discussion and adoption of House Resolution No. 2; reading of the transcript of grand jury testimony of Witness 1
May 23, 2018 – in closed session (transcript released), video of Witness 1 interview with investigator reviewed and discussion of sensitive material; in open session, testimony of witness Scott Faughn and deposition testimony of Witness 1 read

May 24, 2018 – testimony of witness Albert Watkins; continue reading deposition testimony of Witness 1
May 25, 2018 – testimony of witness Brian Koberna; hearing not completed
May 29, 2018 – testimony of witness Michael Hafner; Greitens announced his resignation on this date effective in three days

In the course of its investigation, the committee issued numerous subpoenas to obtain documents. Most witnesses complied with subpoenas; however, the committee was required to engage special counsel to judicially enforce its subpoenas to certain parties.

FINDINGS

The committee issued three reports with its findings. The committee released its first report on April 11, 2018, with findings concerning the allegations raised by Witness 1 and the Circuit Attorney's Office of the City of St. Louis. The committee released its second report on April 24, 2018, with findings concerning allegations of Greitens' use of a charitable donor list for campaign fundraising. In response to public statements made by Greitens regarding the first report and Witness 1, the committee released its third report on April 30, 2018, as a supplement to the initial committee report.[3]

The committee continued working through May 23, 2018. On that date, Greitens announced his intent to resign from office. He then submitted a resignation letter to the Secretary of State, effective at 5 p.m., Friday, June 1, 2018.[4] Upon Greitens' resignation, the committee no longer had jurisdiction to continue the investigation.

The committee issues this final report as required by Rule 2 of House Resolution No. 5565. Transcripts of each hearing and exhibits referenced in those hearings are attached in the appendices to this report.[5] Pursuant to the resolution, the transcripts and exhibits attached to this report are redacted to protect the identity and privacy of certain witnesses.

The overwhelming majority of documents received by the committee were, upon review, deemed not relevant to the committee's investigation, or were not used in any findings reached by the committee. Pursuant to the authority granted the committee and chairman under House Resolution No. 5565, the Missouri Constitution, and state and federal law, and after notifying counsel for certain parties,[6] all documents received by the committee that were not used with a witness or as an exhibit are closed records.

Respectfully submitted,

/s/ Representative Jay Barnes
Chairman

APPENDIX A

1. House Resolution No. 5565

[3] See Appendix A for the three reports issued by the Committee.
[4] See Appendix A for a copy of Governor Greitens' resignation letter.
[5] See Appendix B (transcripts) and Appendix C (exhibits).
[6] See Appendix A for correspondence with counsel.

2. First Committee Report, issued April 11, 2018
3. Second Committee Report, issued April 24, 2018
4. Supplement to First Report, issued April 30, 2018
5. Governor Greitens' Resignation Letter
6. Correspondence with Counsel

APPENDIX B

TRANSCRIPT LIST

1. Committee Hearing, March 6, 2018 (organizational meeting – no transcript)
2. Committee Hearing, March 7, 2018 (Witness 1)
3. Committee Hearing, March 9, 2018 (Witnesses 2 & 3)
4. Committee Hearing, March 12, 2018 (Witness 4)
5. Committee Hearing, March 14, 2018 (Michael Hafner)
6. Committee Hearing, March 27, 2018 (Krystal Proctor)
7. Committee Hearing, March 29, 2018 (Spencer Kympton)
8. Committee Hearing, April 2, 2018 (Lyndsey Reichardt)
9. Committee Hearing, April 3, 2018
10. Committee Hearing, April 4, 2018 (Jack Neyens)
11. Committee Hearing, April 5, 2018
12. Committee Hearing, April 9, 2018
13. Committee Hearing, April 10, 2018
14. Committee Hearing, April 11, 2018
15. Committee Hearing, April 17, 2018
16. Committee Hearing, April 18, 2018
17. Committee Hearing, April 19, 2018
18. Committee Hearing, April 23, 2018
19. Committee Hearing, April 24, 2018
20. Committee Hearing, April 25, 2018
21. Committee Hearing, April 30, 2018
22. Committee Hearing, May 2, 2018 (no transcript)
23. Committee Hearing, May 14, 2018 (no transcript)
24. Committee Hearing, May 15, 2018 (transcript of audio recording)
25. Committee Hearing, May 16, 2018 (Attorneys Greim & Garber)
26. Committee Hearing, May 22, 2018
27. Committee Hearing, May 23, 2018 (Scott Faughn)
28. Committee Hearing, May 24, 2018 (Albert Watkins)
29. Committee Hearing, May 25, 2018 (Brian Koberna)
30. Committee Hearing, May 29, 2018 (Michael Hafner)
31. Transcript of Governor Greitens' statements (3)

32. Transcript of Governor Greitens' statement on Committee report
33. Transcript of Investigator's interview of Witness 1

APPENDIX C

EXHIBIT LIST

1. Transcription of taped recording of K.S. and P.S.
2. Email correspondence to Sheena Chestnut Greitens (July 3, 2015)
3. Email from Eric Greitens and Krystal Taylor email with Excel spreadsheet attachment (Jan. 6, 2015)
4. Email from Eric Greitens and Michael Hafner email (Jan. 19, 2015)
5. Email from Krystal Taylor to Michael Hafner with Excel spreadsheet attachment (Jan. 28, 2015)
6. Email from Michael Hafner to Danny Laub with Excel spreadsheet attachment (Feb. 2, 2015)
7. Email from Michael Hafner to Eric Greitens with Word document attachment (Feb. 5, 2015)
8. Email from Michael Hafner to Eric Greitens with Word document attachment (Feb. 17, 2015)
9. Email from Michael Hafner to Danny Laub with Excel spreadsheet attachment (March 20, 2015)
10. Amended MEC-GFM Committee Disclosure Report (April 28, 2017)
11. MEC-GFM Joint Stipulation (April 28, 2017)
12. TMC-Krystal Taylor Nondisclosure Agreement (Nov. 21, 2012)
13. Email from Lori Stevens with "$1K+ list" attachment (May 8, 2014)
14. The Mission Continues Team Member Handbook
15. TMC-Eric Greitens Memorandum of Understanding (Dec. 2012)
16. TMC-Eric Greitens Nondisclosure Agreement (Nov. 27, 2012)
17. Email from Lyndsey Reichardt (May 19, 2014)
18. TMC statements (2) from Spencer Kympton
19. Email from Eric Greitens to TMC staff (April 24, 2014)
20. Email from K.S. to Eric Greitens (Oct. 23, 2015)
21. Letter from Sanford Boxerman to Chairman Barnes (March 28, 2018)
22. Email from Spencer Kympton to Austin Chambers (Aug. 16, 2016)
23. Correspondence from and to counsel for Eric Greitens, including motion to compel (February-April, 2018)
24. Correspondence from counsel Scott Simpson (April 9, 2018)
25. Statement of Eric Greitens (April 11, 2018)
26. Statement of Eric Greitens (April 12, 2018)
27. Email from Eric Greitens regarding attorney Welby (May 8, 2015)

28. Affidavit of Scott Simpson (April 18, 2018)
29. Affidavit of P.S. (April 18, 2018)
30. Email from Eric Greitens to D. Whitman (March 14, 2014)
31. Email from Krystal Taylor (April 1, 2014)
32. Email from Lori Stevens to Eric Greitens (May 8, 2014)
33. Email from Eric Greitens to Krystal Taylor (August 13, 2014)
34. Email correspondence between Michael Adams and Jack Pletz (January 18, 2017, through March 9, 2017)
35. Order dated April 16, 2018, City of St. Louis Case No. 1822-CR00642
36. Request of the Committee for deposition transcript and video, filed April 24, 2018, City of St. Louis Case No. 1822-CR00642
76. Hafner 1-2
77. Hafner 4-6
78. Hafner 13-15
79. Hafner 17
80. Hafner 16
81. Hafner 19-21
82. Hafner 27-28
83. Hafner 31
84. Hafner 32-33
85. Hafner 34-38
86. Hafner 43
87. Hafner 79-80
88. Hafner 45-49
89. Email dated June 14, 2016 ("911: Hank and Eric")

SENSITIVE CONTENT WARNING

The following exhibits may contain content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult language and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

SECOND REGULAR SESSION

House Resolution No. 5565

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BARNES (60).

6637H.01I D. ADAM CRUMBLISS, Chief Clerk

WHEREAS, on February 27, 2018, the Speaker of the House of Representatives appointed the Special Investigative Committee on Oversight:

NOW THEREFORE BE IT RESOLVED that the Special Investigative Committee on Oversight shall investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives. The Speaker shall designate a chair and vice-chair of such special committee; and

BE IT FURTHER RESOLVED that the special committee shall conduct its investigation and report back to the House of Representatives within forty days of such committee being appointed, except that the committee may approve extensions of such time limit for specified numbers of days; and

BE IT FURTHER RESOLVED that the House of Representatives, under the authority given in Section 18, Article III of the Constitution of Missouri, may adopt rules of procedure for the hearings and investigations of the special committee and that the Rules of the House of Representatives, Ninety-ninth General Assembly, shall apply to the special committee as such rules are appropriate and not in conflict with the rules adopted herein for such hearings and investigations; and

BE IT FURTHER RESOLVED that the special committee shall meet at such times and places as the chair deems necessary to conduct its duties expressed in this resolution; and

BE IT FURTHER RESOLVED that the members of the special committee shall be reimbursed for their actual and necessary expenses connected with the investigation from the contingent fund of the House of Representatives under section 21.230, RSMo. Witness fees for any witness subpoenaed to appear, under section 21.400, RSMo, as a part of this investigation shall be paid from the contingent fund of the House of Representatives. The Speaker of the House of Representatives shall appoint messengers to serve necessary subpoenas, under section 21.400, RSMo, and any fees for the service of such subpoenas shall be paid from the contingent fund of the House of Representatives at the rate prescribed by section 491.280, RSMo; and

BE IT FURTHER RESOLVED that staff shall be provided to support the special committee. The special committee may, if it deems it necessary, hire independent investigators, special counsel, court reporters, and such other personnel as it deems advisable to assist its investigation, pursuant to Rule 20 of the House of Representatives, Ninety-ninth General Assembly. The cost of such personnel shall be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that all members of the House of Representatives shall be reimbursed for their per diem expenses as provided by law; and

BE IT FURTHER RESOLVED that the expenses payable under this resolution shall not be paid to any member who qualifies for any other type of reimbursement; and

BE IT FURTHER RESOLVED that, upon approval of the Speaker of the House of Representatives, the expenses of the members of the House of Representatives be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that we, the members of the Missouri House of Representatives, Ninety-ninth General Assembly, Second Regular Session, hereby adopt the following rules of procedure to govern the hearings and investigations held under the authority of this resolution:

RULE 1

Any hearings upon such issue shall be commenced at such time and place as determined by the chair. Recesses and adjournments shall be determined by the chair. The special committee shall be allowed to meet or conduct hearings during the session of the House of Representatives without requesting leave of the House of Representatives.

RULE 2

Any hearings shall be open to the public and press, except that the chair, in his or her discretion, may close all or a portion of such hearings to hear the testimony of certain witnesses or review evidence. At the conclusion of the investigation the committee shall prepare a transcript of the hearings, except that the chair, in his or her discretion, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. The chair shall determine whether cameras or other audio or visual recording devices and ancillary lighting and electrical equipment shall be allowed at such hearings and to the extent and in the manner determined by the chair.

RULE 3

Only appointed members of the special committee and the special counsel to the committee may question witnesses.

RULE 4

Only persons called as witnesses by the special committee may testify as witnesses. Any other person desiring to testify as a witness may petition the committee for permission to testify by presenting a written statement of the substance of the proposed testimony to the chair within

twenty-four hours prior to the testimony. The chair shall have discretion of whether to allow such person to testify as a witness, but all members of the special committee may examine the written statement presented to the chair by the person desiring to testify as a witness.

RULE 5

All witnesses shall testify under the following oath, which shall be administered by the chair:

"Do you solemnly swear (of affirm) that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?".

RULE 6

Formal rules of evidence shall not apply to the hearings. The committee may compel the attendance of witnesses and the production of any paper or document, enforce obedience of its orders, preserve order, and punish in a summary way contempt of and disobedience to its authority. The sergeant-at-arms of the House of Representatives, under direction of the committee, shall execute the lawful orders of the committee and may employ such aid and assistance as may be necessary to carry out and enforce such orders.

RULE 7

Subpoenas for the appearance of witnesses and subpoenas duces tecum for the production of any paper or document shall be issued by the Speaker of the House of Representatives, upon request of the committee, in the manner prescribed by law. A subpoena or subpoena duces tecum may be enforced by statutory or common law, or by applying to a judge of the circuit court

of Cole County for an order to show cause why the subpoena or subpoena duces tecum should not be enforced.

RULE 8

The chair shall preside over the hearings, and shall rule on all questions regarding the admission or rejection of testimony, decorum, and procedure in accordance with these rules. The chair may request assistance from any law enforcement agency to maintain order at the hearings and in the hallways and spaces adjoining the hearing area. The chair shall rule on any appropriate matter not covered by these rules.

RULE 9

No person who is to testify as a witness before the special committee or his or her counsel shall be admitted to the room in which the hearing is being conducted until such person is called by the committee for such person's testimony.

RULE 10

No member or staff of the special committee shall discuss testimony taken or evidence received by the committee with any individual, except as necessary with other members of the special committee, the Speaker of the House of Representatives, Speaker Pro Tem of the House of Representatives, Majority Floor Leader, Minority Floor Leader, or any individual designated by the Speaker of the House of Representatives, until such time as the committee has concluded its investigation.

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REPORT OF THE MISSOURI HOUSE
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 11, 2018

Chairman Jay Barnes

Vice-chairman Don Phillips

Ranking Member Gina Mitten

Rep. Jeanie Lauer

Rep. Kevin Austin

Rep. Shawn Rhoads

Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

HISTORY OF THE COMMITTEE

The House Special Investigative Committee on Oversight (the Committee) was formed by Speaker Todd Richardson on February 27, 2018, and consists of seven members: Chairman Jay Barnes, Vice-chairman Don Phillips, Ranking Member Gina Mitten, Rep. Jeanie Lauer, Rep. Kevin Austin, Rep. Shawn Rhoads, and Rep. Tommie Pierson Jr.

House Resolution 5565, adopted by a unanimous vote of the House of Representatives on March 1, 2018, established procedures for the Committee. In particular, HR 5565 empowered and required the Committee to "investigate allegations against Governor Eric R. Greitens" and "report back to the House of Representatives within forty days of such committee being appointed[.]" It further permitted the Committee to close all or a portion of hearings to hear testimony or review evidence, and to redact testimony transcripts and other evidence to protect witness identities or privacy.

Subpoenas were issued to compel the appearance of witnesses and the production of documents. Every witness before the Committee testified under oath.

- On February 22, 2018, Speaker Todd Richardson indicated he would form a committee to investigate allegations against Governor Greitens (Greitens). In response, counsel for Greitens stated that they would "welcome reviewing this issue with the independent, bipartisan committee of the Missouri House of Representatives." Counsel promised to "work with the committee," after faulting the Circuit Attorney for the City of St. Louis for refusing to meet with Greitens.[1]

- On February 27, 2018, the Committee was formed by Speaker Todd Richardson.

- On February 28, 2018, Chairman Barnes made contact with attorneys Ed Dowd, Counsel for Greitens; Scott Simpson, counsel for Witness 1; and Al Watkins, counsel for Witness 3. Requests were made for production of documents.

- Counsel for Witnesses 1 and 3 timely responded to the Committee's request for documents. Counsel for Greitens declined to provide any documents, stating that they were under a non-disclosure order from the Circuit Court of the City of St. Louis in an existing criminal case not to disclose documents from that case. However, the Committee notes that only one of the requests for documents to Greitens involved documents from the current pending case.

- On March 7, 2018, pursuant to subpoena, the Committee took testimony from Witness 1.

- On March 9, 2018, pursuant to subpoena, the Committee took testimony from Witness 2, who identified herself as a close friend of Witness 1, and Witness 3, the ex-husband of Witness 1.

[1] See Ex. 23, Correspondence with Greitens' Counsel.

- On March 12, 2018, pursuant to subpoena, the Committee took testimony from Witness 4, a close friend of Witness 1.

- On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, and requested that counsel be prepared at a meeting the next morning to provide available dates and times at which Greitens could testify before the Committee.

- On March 23, 2018, Chairman Barnes, Vice-chairman Phillips, and staff attorneys Alex Curchin and Alixandra Hallen met informally with Ed Dowd, counsel for Greitens and Ross Garber, counsel for the Office of the Governor of Missouri. Chairman Barnes informed counsel that, although Greitens did not have a constitutional right to testify before the Committee at this point, the Committee was treating the process as if he did. Chairman Barnes requested that counsel inform the Committee by Monday, March 26, 2018 whether Greitens intended to exercise or waive his right to testify before the Committee at this point in time.

- On March 26, 2018, counsel for Greitens informed the Committee that Greitens would decline to testify before the Committee at this point in time. The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

- On April 3, 2018, the Committee met to discuss the process for redactions of the record and drafting of this report.

- On April 5, 2018, the Committee met to vote on redactions of the record and discuss a draft of this report.

LIMITATIONS OF THE COMMITTEE

The Committee operated under significant time and resource constraints pursuant to the resolution. The Committee also notes that Greitens has declined to participate in this fact-finding process at this time. Greitens declined to provide the requested testimony, documents, and sworn answers to interrogatories. Greitens enjoys a fifth amendment constitutional right not to testify in his criminal trial – and before this Committee. Yet, it is also true that he enjoys a constitutional right to testify in his criminal trial if he so chooses. Further, this Committee treated the process to date as if Greitens also had a right to testify before it.

Greitens has effectively waived the right to testify before this Committee at this point in time. Thus, to the extent this report does not include Greitens' perspective, that is the result of his choice not to participate. While disappointing to the Committee, his failure to participate is not held by the Committee as an indication of the truthfulness of the allegations. Finally, the Committee also notes that Greitens will be afforded further opportunities to present evidence should additional proceedings of the Committee be deemed necessary.

Finally, this Committee was not tasked with recommending specific actions for the House of Representatives or Senate to take following this report. Instead, the Committee's purpose, per HR 5565, is to determine, to the best extent possible, the underlying evidence to allegations made against Greitens. Accordingly, while individual members of the Committee may have recommendations and beliefs about appropriate actions given these facts, those beliefs are the Committee members' as individual representatives, not of the committee as a whole. The Committee also notes that the seriousness of this process is such that it would be inappropriate for it to make recommendations after a series of closed hearings and before other elected officials and the public have been made aware of the facts included in this report.

FINDINGS OF THE COMMITTEE

A. Conduct in Relation to Witness 1

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Committee finds Witness 1 to be an overall credible witness.

2. Witness 2, a confidant of Witness 1, testified she has known Witness 1 for ten years.[2]

3. Witness 3 authenticated a surreptitious recording of a conversation with Witness 1 that took place on March 25, 2015, approximately four days after Witness 1's sexual encounter with Greitens.

4. Witness 4, a confidant of Witness 1, testified that she has known Witness 1 for thirty years, dating back to elementary school.[3]

5. Greitens declined the opportunity to testify and failed to respond to the Committee's request for production of documents and sworn answers to written interrogatories.[4] The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

6. Witness 1, a hair stylist, met Greitens in 2013, when he became her client.[5] Witness 1 testified:

> He became a regular client of mine. And – I don't know. I saw him pretty regularly, unless he was traveling. Seemed pretty typical…we got to know each other pretty well, and I thought he was great. I thought he was this perfect guy. I probably knew too much about what he had maybe done in the past, as far as – I

[2] Tr. W2 at 7:2-11.
[3] Tr. W4 at 7:19 to 8:15.
[4] See Ex. 23, Correspondence with Greitens' Counsel.
[5] Tr. W1 at 5:21 to 7:1.

> knew – I knew that he was an author, I knew he was a motivational speaker, I knew he was a Navy SEAL. I knew he had volunteered at the Mother Theresa House…I don't want to say that he was speaking highly of himself, but he found a way to tell me these things, and so I just thought he was wonderful.[6]

7. From the fall of 2014 to March 2015, Greitens did not make any appointments with Witness 1. Then, on or about March 7, 2015, Greitens returned for a haircut:[7]

> [W]hen I saw Eric was coming in that time, I was super nervous because he was one of – you know, really, my only client that I had somewhat of a crush on and thought he was this great guy, and so I just felt kind of nervous having him come in, and because I thought that maybe he didn't come in to see me after that time because he felt bad flirting with me, because he was having a baby soon.[8]

8. Witness 1 testified that, during the March 7 appointment, Greitens moved his hand up her leg and "all the way up to [her] crotch" without her consent.[9]

9. On or about March 7, Greitens attempted to call Witness 1 on her cell phone, but she did not answer.[10] Witness 1 explained her feelings:

> I was at least curious. Did he have the same feelings for me? Was he going through something similar with his wife? Why did he feel like he could do that? Because he didn't know I was separated. So, anyway – so I was at least curious. I didn't want to talk to him, but I did want him to call me.[11]

10. On or about March 14, Witness 1 called Greitens while she was out with friends in the Central West End area of St. Louis. Witness 1 testified:

> [W]e were trying to have a conversation in code of sorts, like, I'm really – my friend is really curious – she's in a situation. She was really curious what happened and why…you know, it was kind of in code. The way he was talking, I could tell he was most likely at his house because he wasn't really talking.
>
> And – so he said, Actually – hey can you meet me outside of Starbucks in an alley – oh, because he asked me where I was, and I said – I was in the Central West End with some of my friends…[12]

11. They met for a few minutes in an alleyway behind Starbucks. There was no sexual contact during this meeting. Witness 1 testified:

[6] Tr. W1 at 6:8-24.
[7] Tr. W1 at 7:2 to 9:19.
[8] Tr. W1 at 9:11-18.
[9] Tr. W1 at 11:6-11.
[10] Tr. W1 at 13:22-25.
[11] Tr. W1 at 13:9-15.
[12] Tr. W1 at 14:6-17.

> [H]e asked where I was, and I said I was at a restaurant in the Central West End – a Mexican restaurant there. And he said, Well, can you meet me in a few minutes in the alleyway behind Starbucks, because I think I have a solution to your friend's problem. So I said, Okay. And I went over to kind of where he was talking about behind the Starbucks, and I was, like, shaking, because I was nervous to even be talking to him like this. And he kind of hugged me and just said, Listen, calm down, it's not – it'll be okay. I have an idea of, you know, of a time when we can talk about this openly. Next weekend, my wife is going out of town, you can come over to my house, we can discuss these things, because … I have to get back to my house in a minute.[13]

12. On Friday, March 20, Witness 1 called Greitens from her salon and told him, "I don't feel comfortable coming to your house, can you please meet me at Starbucks or Coffee Cartel?" Greitens responded that he could not be seen in public with her because he was running for office and people would be watching him, especially in the Central West End. Instead, he insisted they meet at his house where she could "come in through the back door, nobody will see you, we can talk, you can get back to work, it'll be fine."[14]

13. Witness 1 arrived at the backdoor to Greitens' home at approximately 7 a.m. on Saturday, March 21.[15]

14. Witness 1 had to be at work by approximately 7:45 a.m. that morning. [16]

15. Upon entering the home, Greitens made a "shush motion" to Witness 1, took her purse and keys, removed all items from her purse and searched it, patted her down from head-to-toe, and then went back outside to check if anyone had seen her enter the home.[17]

16. Witness 1 testified that she was nervous, and Greitens attempted to calm her down. Greitens asked if she could come back later after she finished working. Witness 1 informed him that she would be finished at 4:00 p.m., but that she had to pick her children up at that time so she could not return that afternoon. Witness 1 then testified to the following:

> [H]e said, Well, okay, I have this idea. And I thought about you so much, and I have this idea, and it's to make you feel good. I feel like you haven't been treated good in so long. And I said, Well, I want to talk to you. I want to know what is going on in your relationship. You don't even know what's going on in mine. And he said, I know…but we don't have a whole lot of time. Have you exercised today?

[13] Tr. W1 at 15:11 to 16:1.
[14] Tr. W1 at 17:12 to 18:1.
[15] Tr. W1 at 18:11-15.
[16] Tr. W1 at 18:16-18.
[17] Tr. W1 at 18:25 to 19:22.

> It was like he was on a mission, sort of, like this kind of high energy – it was kind of high energy. And I said, No I haven't exercised. And he said, Will you let me take you through an exercise – like, through a workout? I just have this idea. It's going to make you feel so good and – for whatever reason, I trusted him, thought this is okay, this is – somehow we're going to get to this – I don't know – I'm going to leave here feeling more clarified that, obviously, he has feeling for me.[18]

17. Witness 1 explained that Greitens had prepared clothes for her to change into:

> So he said, I have these clothes I want you to put on. He had clothes sitting on his countertop. I want you to go change into these – take off all of your stuff – take off everything you're wearing and put on these clothes. And I just kind of looked at him like, Oh, God, what do you have? And he said, Just trust me. … I just want to make you feel good.
>
> So I went – he has, like, a little bathroom off his kitchen, and I went in there, changed into these clothes. The shirt was his – like, a man's white T-shirt that he had cut a slit at the top, and the pants were men's pajama pants.[19]

18. When Witness 1 emerged from the bathroom wearing the clothes Greitens had set out for her, Witness 1 testified that Greitens told her he would show her "how to do a proper pull-up." Witness 1 testified that she believed "this is going to be some sort of sexy workout."[20] She explained, "I thought this was going to be some sort of, like, sexy workout. I knew he – he had asked if I worked out that morning. I knew he – he said he had this idea that – something that would be – make me feel really good and I did work out, because he wanted to take me through a workout. And at this point I thought – we hadn't worked out together ever, so I thought, Oh, maybe it'll be some sort of – I don't know – sexy workout."[21]

19. Witness 1 testified that she "was shocked" and "confused" at that point in time:

> I still really thought he was perfect. He definitely knew – I know I had made it clear I had not cheated on my husband before and that, you know, I didn't want to do anything physical with him. So I think I was just confused, kind of shocked. And I was curious enough – he likes me this much that he has something planned for our workout? I don't know. I – I guess more than anything, confused."[22]

20. At that point, Witness 1 testified that she would not have been "okay with a normal sexual encounter with him if he said, Hey I just want to have sex in the basement."[23]

[18] Tr. W1 at 19:27 to 20:25.
[19] Tr. W1 at 21:1-13; 86:8-17, answering in the affirmative to question posed by Rep. Lauer whether Greitens appeared to have "planned to have those available."
[20] Tr. W1 at 21:14 to 22:1. This testimony is consistent with statements Witness 1 made to Witness 3 in the surreptitiously recorded phone call of March 24, 2015. See Ex. 1 at 16:24 to 17:5.
[21] Tr. W1 at 111:11-19.
[22] Tr. W1 at 86:22 to 87:5.
[23] Tr. W1 at 111:20-23, responding in the negative to a question posed by Rep. Rhoads.

21. When asked if she thought she was being led into a "a situation," Witness 1 testified:

> I did. But at this point, not a bad situation...More that he had a plan and – like I said, I think I really thought maybe he will, you know, have some sort of sexy workout planned, which is why – because he said, Change your clothes into these, and I said, What do you mean? And he said, I just want to take you through a workout, come on. Just trust me. I want to make you feel good. And I just feel like you haven't been treated good in so long. So at this point, it was more curiosity / confusion.[24]

22. Upon entering the basement, Witness 1 testified that Greitens taped her hands to pull-up rings with "this gauzed tape stuff" and then put a blindfold on her. Witness 1 testified that these items were laying on a "workout bench right there, and that's where he had that stuff."[25]

23. Witness 1 testified to Greitens' demeanor at the time, stating, "[H]e kind of had this controlling sort of – again, it almost as if he had a – like we were on a movie set. So he's got this whole thing down of what he was going to say or whatever, but he was super – he was in a controlled state, which at this point was intriguing to me."[26]

24. Witness 1 testified that Greitens then spit water into her mouth:

> And then he said, First, before we start a workout, you have to be hydrated and puts water in his mouth and tries to spit it in my mouth, at which point I realized he's trying to kiss me, but I don't even want to kiss him. …
>
> So I just spit it out. He does it and he's like, You're not going to be a bad girl, are you? Tries to do it again, to which I just let it dribble out, because I didn't even want to kiss him.[27]

25. Witness 1 testified that she had not spoken to that point, and that Greitens then, "[S]tarts kissing down my neck and he starts kissing kind of like down to my chest. And he takes the shirt and rips it open."[28]

26. Witness 1 testified that she did not consent to Greitens' tearing of the shirt, exposing her.[29]

27. Witness 1 testified that Greitens then commented on a scar on Witness 1's stomach, before "kissing down [her] stomach" and "pull[ing] down [her] pants."[30]

[24] Tr. W1 at 87:6-20.
[25] Tr. W1 at 22:2-5; 99:18 to 100:6; 102:13-23; Ex. 1 at 17:3-5.
[26] Tr. W1 at 22:5-10.
[27] Tr. W1 at 22:14 to 23:9. See Ex. 1 at 17:7-11.
[28] Tr. W1 at 22:22 to 23:12. See Ex. 1 at 17:13-19.
[29] Tr. W1 at 70:7-24, responding in the negative to question posed by Rep. Mitten.
[30] Tr. W1 at 23:12-19.

28. Witness 1 testified she did not consent to Greitens pulling her pants down to her ankles.[31]

29. After Greitens pulled down her pants, Witness 1 testified, "[T]hen I hear him kind of, like, step back – take a step back and I hear – I can hear like a, like a cell phone – like a picture, and I can see a flash through the blindfold."[32]

30. Witness 1 testified that she felt like her "privacy was invaded."[33]

31. Witness 1 testified that she never saw an actual picture.[34] Nor did she recall "the first time she saw his phone."[35]

32. On April 9, 2018, the Committee was made aware of a motion filed in the criminal case by Greitens' counsel that asserted Witness 1 testified as follows:

> Q: Did you ever see him in possession of a camera or phone?
> A: Not to my knowledge. I didn't see him with it.
>
> Q: And as you sit here now, you cannot state under oath that you ever saw him in possession of a camera – with a camera or a phone?
> A: Correct.
>
> Q: And you can't say you saw it on his person, you can't say you saw him put it down in the kitchen, take it from the kitchen, or put it down anywhere in the basement. Those are all correct statements, are they not?
> A: Yes, I cannot say.

The motion notes that, when asked by the Assistant Circuit Attorney, "did you see what you believed to be a phone?" Witness 1 answered, "… I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."[36]

[31] Tr. W1 at 72:12-14, responding in the negative to question posed by Rep. Mitten.
[32] Tr. W1 at 23:19-23; 62:3-24, testifying that Greitens admitted to her that he took the picture and that she "could hear it and [she] could see the flash;" Tr. W1 at 78:13-25, testifying again to hearing a click, seeing a flash, and that Greitens "acknowledge[d] it after he took it and sa[id], I'm going to put this picture everywhere. And then whenever [she] came back, telling [her] that he had erased it;" Ex. 1 at 17:24 to 18:2, stating four days later, "[H]e stepped back, and I saw a flash through the blindfold, and he said, 'You're never going to mention my name, otherwise there will be pictures of [you] everywhere."
[33] Tr. W1 at 65:17-24, responding in the affirmative to question posed by Rep. Phillips. The Committee notes that this question was related to a general feeling of invasion of privacy and not necessarily to the elements required for a conviction under §565.252, RSMo.
[34] Tr. W1 at 103:15-17.
[35] Tr. W1 at 99:6-12.
[36] The Committee notes that it includes these quotes in the absence of a full transcript from the deposition. It does so in reliance upon Greitens' counsels' obligation of candor as officers of the court. The Committee also notes that, on March 23, 2018, Chairman Barnes informed Greitens' counsel that the Committee would support a motion by either party to the criminal case to make an exception to the current non-disclosure order in that case. "However, in the

33. When asked whether she had reason to believe a photograph of her was transmitted in a way that allowed access via a computer, Witness 1 stated she knew "he had an iPhone … And if he had iCloud, yes."[37]

34. The committee does not possess any physical or electronic evidence of a photograph or its transmission.[38]

35. Witness 1 testified that Greitens then said, "You're not going to mention my name. Don't even mention my name to anybody at all, because if you do, I'm going to take these pictures, and I'm going to put them everywhere I can. They are going to be everywhere, and then everyone will know what a little whore you are."[39]

36. Witness 1 explained her reaction:

> I just stood there, because I was like What the fuck? He doesn't have feelings for me, he just wants to fuck me. So anyways, I was completely silent. I didn't say anything, especially – so I didn't even – my husband traveled for a living, and I didn't even let him get pictures of me. So I just stood there quietly, and then he came up close to me and he said, Are you going to say anything? Are you going to mention my name? Of course, in my head, I was screaming, Fuck, all I want to do is tell people right now. I'm dying. This is the most embarrassing thing that's ever happened to me. So I just didn't answer at all, and then he spanked me and said, Are you going to mention my name? And I said – I just gritted through my teeth and I said, No. And he's like Good – now that's a good girl and was, like, back in his – whatever – you know, the thing that he had in his mind, the thing that he was going to do with me.[40]

37. Witness 1 testified that Greitens began kissing down her stomach again, and "as soon as he got, like, low on me, I just started freaking out and I started ripping down my hands. I was like, Get me out of here. I'm not ready for this. I don't want this. I don't want this."[41]

38. Witness 1 described her emotions at that point:

event any such evidence is provided, we would insist on having the complete set of evidence. In other words, we will not accept cherry-picked evidence from either the Circuit Attorney's office or your client." Greitens' counsel's motion may be found in Exhibit 23. Counsel for Witness 1 responded with a statement and an email asserting that said motion "mischaracterizes" her deposition testimony. Counsel for Witness 1's statement and email is labeled Exhibit 24.

[37] Tr. W1 at 103:18-25.

[38] The Committee's requests for documents and sworn answers to interrogatories directed to Greitens sought photographs and information identifying all computing devices and electronic communications accounts under Greitens' custody or control during the relevant period. Greitens declined to respond.

[39] Tr. W1 at 23:24 to 24:5.

[40] Tr. W1 at 24:6-25; 101:20-25; Ex. 1 at 18:4-8.

[41] Tr. W1 at 24:25 to 25:5; Ex. 1 at 18:12-16.

> I was definitely fearful. I was so embarrassed and ashamed, because I really felt like a whore because I had let him get me in this position before we've even kissed. I felt really used. I felt like what the – who are you? I think it was the thing that just kept playing through my mind is, who are you? What is this? What is this? Oh, my God, where am I? Get me out of here – because I just kept saying, Get me out of here. I'm not ready for this. It was also, too, that feeling of, I came here not wanting to do anything – nothing.[42]

39. Witness 1 testified that after she stated, "I don't want this," Greitens "stood up and started helping me take down this tape. He was like…calm down, it's okay. It's okay."[43]

40. Witness 1 testified that she responded by stating, "No I'm leaving, I'm leaving." However, as soon as she "start[ed] walking out – or going to go up the stairs, … he grabs me and like – like, in a bear hug, and was like, Shh, shh, it's okay, calm down, calm down, and like, lays me down on this ground in the basement. … Not, like, hard, like – I mean, I was like a puddle of – no. I just, like, was crying."[44]

41. Witness 1 then testified:

> So he was laying there and I was laying next to him just crying – like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay. That's all he was really saying at this point. And he was trying to, like fondle my body. …
>
> I'm bawling my eyes out. Yeah, so I'm still crying. And then he's like – I can tell he's still, like, in it – he's still in this – in this thing that he's got in his mind of whatever he's doing, and he's still like messing with me.
>
> He starts undoing his pants, and he takes his penis out and puts it, like, near where my face is. And I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be at work, and he's not going to let me leave, because he's obviously still horny. So I gave him oral sex at this point.[45]

42. Witness 1 further testified that Greitens pulled his pants down and "pulled his penis out…max, six inches or something" from her face while she was still crying and felt that she had no other choice if she were going to get out of the basement.[46]

43. As to whether she consented to oral sex at that point, Witness 1 testified, "It's a hard question because I did it – it felt like consent, but, no, I didn't want to do it."[47] She further explained, "Coerced, maybe. I felt as though that would allow me to leave. That's what he

[42] Tr. W1 at 130:7-18.
[43] Tr. W1 at 25:5-7; 74:8-17; Ex. 1 at 18:17-21.
[44] Tr. W1 at 25:8-16.
[45] Tr. W1 at 25:18 to 26:12.
[46] Tr. W1 at 132:6-25
[47] Tr. W1 at 73:22-24.

wanted – I felt that's what he wanted…."[48] Witness 1 then agreed with the statement that she "didn't feel necessarily able to leave without performing oral sex."[49] She further testified, "Looking back, yes" she believed that saying no when she was bound and blind-folded extended to not consenting to further contact, but, "In the moment, I was so emotional" and that one of the emotions was "definitely" fear for her "physical self."[50]

44. Later, Witness 1 presented conflicting testimony as to whether she was physically afraid at that particular moment. When directly asked, "Did you feel afraid to leave?," she answered, "No. Not at this point. I feel like he hadn't gotten what he wanted," but also affirming she was crying, under duress, felt as if she had no other choice if she was going to get out of the basement at that moment, and that it was only after feeling she had no other choice that she performed oral sex.[51]

45. Witness 1 testified that after performing oral sex, "He did exactly what I thought he would do. He was just like, Okay. I literally got up – he didn't stop me from leaving. I walked upstairs, went into the bathroom, got dressed, and left and went to work."[52]

46. Witness 1 forgot her keys and had to return to Greitens' house to retrieve them after work.[53]

47. Witness 1 testified that Greitens was waiting for her when she returned at the end of her workday at 4:00 p.m. She testified that she then confronted Greitens about the picture:

> [H]e was already in the kitchen and opened the door and said, You forgot your keys. I said, Yeah. And I was obviously pissed. And he said, You're angry. And I said, I'm really angry. I'm so angry. That is not at all what I wanted to do, Eric. And he said, I know, I know, I just – I kept thinking about you. And I said, No, you took a freaking picture of me. My husband doesn't even have a picture of me. You took a picture of me. And he said, I know…but you have to understand, I'm running for office, and people will get me, and I have to have some sort of thing to protect myself. And I thought about you, though, and I felt bad, so I erased it. To which – you know, I didn't believe him, but at least, he, like, acknowledged that it was messed up and had a reason why[.][54]

48. Witness 1 further testified that after she and Greitens talked for a while:

> [H]e was back to kind of being that guy that I knew from the salon. It was extremely charismatic, very – kept looking at me straight in my eyes and engaged – like, I felt like he cared about me. He kept trying to hug me and touch me and

[48] Tr. W1 74:2-4.
[49] Tr. W1 at 74:5-7, responding in the affirmative to question posed by Rep. Mitten.
[50] Tr. W1 at 74:18 to 75:1.
[51] Tr. W1 at 132:17 to 133:4.
[52] Tr. W1 at 26:13-17.
[53] Tr. W1 at 26:18 to 28:1.
[54] Tr. W1 at 28:5-21; 88:2-10, testifying, "And that's when he explained…I have to protect myself, and you have to understand this. You know, but I thought about you all day and I feel, you know – I erased the picture."

> kind of fondle me, meaning, like maybe hugging me and trying to put his hand up my shirt. And at this point, it – I was really kind of mixed, because I hated him from earlier, but I also loved the man that I knew before[.][55]

49. Witness 1 further testified that she had never been photographed in a state of partial or complete nudity either before or after March 21, 2015.[56]

50. Witness 2 testified that she spoke with Witness 1 within days of the encounter between Witness 1 and Greitens on March 21, 2015. Witness 2's testimony about the contents of her conversation with Witness 1 is consistent with key portions of Witness 1's testimony before the Committee. Witness 2 testified that, in an emotional phone call,[57] Witness 1 told her:

a. "Greitens had suggested that she come over to his house, that she had said that she really didn't feel comfortable going there, that she would rather do something like talk at a coffee shop. He said that he could not do that because he could not be seen in public with her. And so – that he wanted her to come over to his house. And it was within walking distance of…where she worked, and that she did – she did end up going over there."[58]

b. "She had went into his house, that he was trying to make her feel comfortable because she was nervous. He had given her some sort of loungewear – some sort of lounge pant to put on and some sort of T-shirt – not what she wore over there, but clothes that he had had, and that he invited her down to his basement to teach her how to do a proper pull-up – she's really into fitness."[59]

c. "She went downstairs. He had bound her hands to some sort of pull-up equipment with some sort of tape that he had, put a blindfold over her eyes. He had ripped her shirt and pulled down her pants some, because – she has a...a scar[.]...He had made some comment about that."[60]

d. "She had seen a flash through the blindfold and that he had taken a picture."[61]

e. "[S]he did not consent" to the taking of the picture. "She said she was embarrassed and shocked that he had said that she had better not mention his name because he would then distribute the pictures."[62]

f. "[S]he was embarrassed and upset. She was married, so she was worried about the stuff being out. She has a family that she's close to, that she had gotten upset, and that

[55] Tr. W1 at 29:10-19.
[56] Tr. W1 at 104:21-24.
[57] Tr. W2 at 29:23 to 30:2.
[58] Tr. W2 at 9:8-16.
[59] Tr. W2 at 9:21 to 10:3.
[60] Tr. W2 at 10:4-11.
[61] Tr. W2 at 10:11-13.
[62] Tr. W2 at 10:14-21.

Greitens was trying to comfort her, telling her that it was going to be okay, and that she did end up performing oral sex on him. … I think it was on a floor – a basement floor. She was upset, and he was consoling her. That's the only thing I can remember from that, besides the actual fact."[63]

g. "[S]he had went back upstairs. She got back to the salon. She had forgotten her keys there, so she had to go back to his house. She was upset, she was angry, she was embarrassed, and that he said, Just don't worry about it; I have deleted the picture."[64]

51. Witness 4 testified that she spoke with Witness 1 soon after the encounter between Witness 1 and Greitens on March 21, 2015. Witness 4's testimony about the contents of her conversation with Witness 1 are consistent with key portions of Witness 1's testimony before the Committee. Witness 4 testified that Witness 1 told her:

a. "She said that she went to his home and that when she entered his home he had checked her for bugs as far as being bugged, wired I guess, and made her disrobe into one of his dress shirts. And he checked her purse and her belongings for any devices, recording devices."[65]

b. "[A]fter he had blindfolded her that she had saw a flash type and recognized that he had taken a photograph of her, and he said that if you mention my name that I'll put this out there or put this on the Internet, something to that effect. And she got very upset and wanted to get down, wanted him to get her down."[66]

c. "[W]hen he said that to her about the photograph or that incident that he sounded different and that she was afraid at that point."[67]

d. "[H]e helped her down, and was trying to comfort her. She was very upset. Freaking out was how she described it. And said that – he said that 'I deleted it. I deleted it."[68]

e. "I don't know when this incident occurred. I'm not sure if it was from the original encounter or not, I don't know, but there's pieces of things that we've talked about and she had described an encounter where she was really upset and that she had given him oral sex and she said that she just did it so that she could leave."[69]

52. On March 24 or 25, 2015, Witness 1 testified that she decided that she had to tell Witness 3 about the encounter. The resulting conversation was recorded by Witness 3 without her knowledge or consent, and portions of it have been broadcast on television.[70] Witness 3

[63] Tr. W2 at 10:25 to 11:12.
[64] Tr. W2 at 11:14-19.
[65] Tr. W4 at 11:12-16.
[66] Tr. W4 at 12:9-15; 32:7-20.
[67] Tr. W4 at 22:19-21.
[68] Tr. W4 at 12:18-21.
[69] Tr. W4 at 16:4-10; 29:20 to 30:8.
[70] The transcript of the surreptitiously recorded conversation is part of the Committee's file labeled as Exhibit 1.

promised their conversation would not "leave the car."[71] Witness 1's statements in the conversation are consistent with key portions of her testimony before the Committee. In that conversation, Witness 1 told Witness 3:

a. "I met Eric a year ago and I instantly had a big crush on him. No, I never flirted with him. Never confided in him except for I talked about…and he helped me with that and just talked about life and whatever. He is very motivating. That's his personality. He's very persuasive. He never flirted with me other than complimenting me a couple of times on, 'Oh, I really like your hair like that,' or whatever."[72]

b. "[H]e quit coming in, and then I didn't see him at all for five months. Like I wasn't lying about that. And then he came in, it was a Friday, and I was so nervous to even have him come in because I knew that I had those feelings, those unexplained feelings of I shouldn't have a crush on anybody; I'm married; this is so stupid. So then I had really bad anxiety."[73]

c. "He came in. Knowing that I felt better whenever he came in and I felt more calm and that made me feel better, but while I was shampooing his hair and telling him about my class – at first I thought it was just me, but then I realized it wasn't. He was – I was in the middle of talking and he was doing 'this' to my leg. And at first I ignored it because I didn't know if that was just me, and then I realized he was doing that and I said, 'Eric, you need" – well, I said, 'You need to stop.' And he looked at me and he said, 'What?' And then I said, 'You know what you're doing. I know what you're doing. You need to stop.' And he didn't say anything. And then he came back and sat down in the chair and I said – because there was silence. And I said, 'Is that why you didn't come in here for five months?' And he said, 'Yes.' Or, no, he said, 'Maybe.' Because I guess he was attracted to me."[74]

d. That she met Greitens on the weekend of March 14, but "nothing happened on the 14th," but that she had met him outside and he told her that he wanted to see her the next weekend.[75]

e. "[O]n Friday, I called him from work and said, 'I'm going home. … I cannot come over. … I would like to discuss or to try to get all of these thoughts away from me. Will you just meet me for coffee or something so that way we can just talk'. And he said, 'No, I can't – I can't be seen with you. This is wrong.' And I said, 'I know.' So he said, 'Just please come to my house.'"[76]

f. "So on Saturday morning before my first client, I did go to his house. … For the first time. Ever. Like I said, nothing period, had ever happened or taken place until this

[71] Ex. 1 at 10:13-14.
[72] Ex. 1 at 8:7-17.
[73] Ex. 1 at 8:25 to 9:7.
[74] Ex. 1 at 9:8 to 10:1.
[75] Ex. 1 at 13:11-14.
[76] Ex. 1 at 14:10-22.

snowball. This fucking tornado just happened. I know I brought it on. I showed up and I said, 'I'm only here to talk.' And he said, 'I know.' I said, 'I just want to tell you I feel like you're always hope because I don't know your relationship.' He doesn't talk about his relationship, at all. He didn't talk about himself at all, so I don't even know. But I said, 'I just had a feeling that you wouldn't be attracted to me if you didn't have a wife with a baby. I'm just trying to process why I'm feeling this way, and I hate it. I really hate it.' And then he – basically had been fantasizing about me, tried to live out that fantasy. He just coaxed me, kept talking to me gently and touching me, whatever he could do to still have that fantasy play out. And I did it."[77]

g. "I was so confused with emotion. I can't even believe it because it's not really in my character. I don't even fucking know. I'm so confused. He said, 'I'll make you feel better. I'll make you feel good. Come downstairs. I want to show you how to do a proper pullup.' And I knew that he was being sexual, and I still let him. And he used some sort of tape, I don't know what it was, and taped my hands to these rings and then put a blindfold on me."[78]

h. "And said, 'If you're going to do proper pullups, you need to know how to drink,' and I guess put water in his mouth and tried to pour it in mine and it scared me. And I spit because I didn't want to kiss him. I mean, I'm so …. I thought …. I thought."[79]

i. "He just kept touching me over my clothes and just kept touching me. And then undid my clothes. I just didn't say anything at all. I didn't – I was just completely numb. I didn't even know. I was just numb. I just stood there and didn't fucking know. I was so – he was sort of messing with me with his hands."[80]

j. "[A]nd he stepped back, and I saw a flash through the blindfold, and he said, 'You're never going to mention my name, otherwise there will be pictures of [you] everywhere.' … He said, 'You're not going to mention my name, are you?' I didn't say anything. I didn't realize what – I don't know what the fuck I'm doing. And then he asked me again. And I just said, 'No.'"[81]

k. "And then he tried kissing my stomach and tried to kiss me down there but didn't quite get there because I flipped out and I said, 'You need to stop. I don't want this. I don't want this. I don't want this.' And he instantly stood up and freaked out and took off the blindfold and undid my hands and said, 'I'm really sorry. Oh, my God…I'm so sorry. I thought – I want to be – I want to make you feel better."[82]

l. "I left my fucking keys at his place and so I had to go back and get the fucking keys after work. … And I showed up, said, 'I'm so sorry for what happened earlier. I'm

[77] Ex. 1 at 15:14 to 16:12.
[78] Ex. 1 at 16:19 to 17:5.
[79] Ex. 1 at 17:7-12.
[80] Ex. 1 at 17:13-19.
[81] Ex. 1 at 17:24 to 18:8.
[82] Ex. 1 at 18:12-21.

just obsessed over you; it's wrong and in real life, but I need to not do that. I know. I love my wife, and I'm really sorry. And we should not ever talk again, and I hope that you get everything figured out. … I said, 'Well, I'm leaving.' He said, 'Just stay for a little while longer, please.' And I said, 'No, I really have to go.' 'Please just stay.' And then he held me for a long time and then made me feel better, just kept kind of touching me. … I just – it was like, I don't know 45 minutes of me being there, me leaving, and then him going, 'You know, are you sure you really want to go? I'm just never going to see you after this and.' … And that was it." Witness 1 stated that she never touched him, but, "He kept touching me," that he turned her on, "and then didn't, did both," she felt "every emotion."[83]

m. When Witness 3 said, "You've been half-raped and blackmailed," Witness 1 responded simply, "Yes."[84]

n. When Witness 3 asked why she was "not going to tell anybody," Witness 1 responded, "When I came back, I said to him, 'I'm very, very pissed off at you. I'm grossed out. I'm so pissed off.' He said, 'I know.' 'You took a picture.' He said, '…, it's just because I fantasized about you, I fantasized about all these things, and you could ruin my life. And – but I erased it.'"[85]

53. Greitens came in for an appointment with Witness 1 approximately a week and a half or two weeks after her conversation with Witness 3. Witness 1 testified that Greitens first question was, "You didn't tell anybody, did you?" Witness 1 told Greitens that she had not, and Greitens told her that he could not quit thinking about her and wanted to see her again.[86]

54. The next time Witness 1 met Greitens was for another appointment at the salon, for which Greitens arrived 30 minutes early so that he was the first appointment of the day. Witness 1 testified, "When he showed up, I consensually kissed him – so that would have been like the first time that I was – that was totally my decision. He came in – at that time we stayed clothed and everything, but essentially made out. And then he – my client – my coworkers showed up, I did his hair and he left."[87]

55. The next encounter between Witness 1 and Greitens occurred in May 2015. Witness 1 was reading a book outside her salon when Greitens drove by, stopped his car, and invited Witness 1 to his house that evening. Witness 1 agreed to meet him for "a little bit" and went to Greitens' house sometime around 6:30 p.m. She entered through the backdoor again, and the two of them had consensual oral sex.[88]

56. The next encounter occurred on a Saturday in June 2015. Witness 1 testified:

[83] Ex. 1 at 19:9 to 20:23.
[84] Ex. 1 at 22:13-15.
[85] Ex. 1 at 22:16 to 23:1.
[86] Tr. W1 at 35:19 to 36:11.
[87] Tr. W1 at 37:23 to 38:4; Tr. W2 at 13:18-22.
[88] Tr. W1 at 38:10 to 39:10.

> I went out with a few of my girlfriends after work and then went over to his house afterwards. So this – my guess would have been 10:00 p.m., kind of later. And at first was consensual, you know – he has a spare bedroom upstairs and took me up there, and we were, like making out at this point. My guess is at least seminude at this point. And he looks at me and asked me … have you been intimate with anybody? And I said, What do you mean? And he said, Well, since you and I started – because he knew that I had been separated from my husband. And I said, Well, I slept with my husband – because I know at some point I had. And he slapped me across my face, just like hard to where I was like, What? Eric, what in the heck? You're married. Why would – what do you mean? And he just said, No. Like, that was – you're mine. This is – what do you mean you slept with your husband? You are not supposed to be sleeping with him, you know? And I said, I think you're screwed up from being in the Navy[.][89]

57. Witness 1 testified that she did not believe the slap was intended to physically hurt her. Instead, she said, "I felt like he was trying to claim me."[90] The slap did not leave a mark but "was just jarring. It wasn't sweet and gentle; it was forceful."[91]

58. Witness 1 testified that immediately afterwards, "[W]e laid there and talked about him being in the Navy and what happened there. Because I know we talked about – there was a bomb that went off – I don't know. That was pretty much our conversation after that, because it was just bizarre."[92]

59. Witness 2 testified that she spoke with Witness 1 after the slapping incident, and that Witness 1 had told her:

> [H]e was communicating with her through a TracPhone, and that she had went there. His wife was out of town, that she had – he had asked if she had any sort of sexual relationship with anybody since they had been together last. She stated that she had had sex with her husband – her husband at the time, and that that had made him angry, and that he had slapped her in the face and called her a whore.[93]

60. Witness 1 testified that she spoke with Greitens a few times over the next week via a burner phone that he had purchased, and then "saw him one more time, which was in the morning before work." Greitens asked if she wanted to come over to workout. Witness 1 testified:

> [W]e did exercise and went through, like, a workout, and then at the end of it, then it turned sexual in nature. And at first it was fine, and then we were in a position that would have been as if we were having sex, like doggy style, but we didn't ever have intercourse throughout all of the times that I saw him. So he was

[89] Tr. W1 at 39:17 to 40:13.
[90] Tr. W1 at 76:2-7.
[91] Tr. W1 at 119:12-16.
[92] Tr. W1 at 40:16-21.
[93] Tr. W2 at 13:4-12.

> essentially, like fingering me and – but in that position, and out of nowhere, just, like, kind of smacked me and grabbed me and shoved me down on the ground.
>
> And I instantly just started bawling and was just like, What is wrong with you? What is wrong with you? And I just laid there crying while he was just like…you're fine, you're fine. You know, not really – I think he was just – I don't know. Maybe that's normal, but, to me, it's not. So, after that, I got ready and left and went to work.[94]

61. Witness 1 testified that this incident "might have actually left a mark":

> [I]t actually hurt, and I know that I actually was really scared and sad when that happened. The only reason why I say it might have actually left a mark is because I can remember afterwards looking in a mirror – so it was only maybe a week and a half, two weeks, tops, later that my husband and I were back together of sorts – at least considering it. I remember looking in the mirror and thinking, Can he see anything? So – I think that there's probably a good chance that there was something there. I didn't take pictures of it.[95]

62. Witness 1 testified that Greitens was waiting for her when she left work that afternoon. He told Witness 1 "there's an issue" and she needed to follow him in her car. Eventually, they pulled into a parking lot by a Kmart and Greitens asked her to get in his car. He then told her, "Somebody has emailed my wife today. I think it's this Democratic operative that lives in my neighborhood." Witness 1 suspected it was actually Witness 3, and her belief was confirmed by later testimony and documents from Witness 3.[96] Witness 1 testified that Greitens informed her that he planned to fly out to see his wife, convince her that Witness 1 was "running in the neighborhood," "came up to the door to get a book for [her] daughter," and that Greitens gave her a tour of the house and she "went out the back way." Witness 1 then told Greitens that they should not see each other again in any setting. She testified, "I said, No, do not come into the salon. This is not fair to me, this is not fair to your wife, just leave me alone."[97]

63. In October 2015, Greitens came into the salon again and the receptionist told him Witness 1 had just had a cancelled appointment that Greitens could fill. Witness 1 then told Greitens again that she did not want to see him anymore. Greitens informed Witness 1 that his wife "doesn't think anything." After telling Witness 3 of the encounter that evening, Witness 1 then sent Greitens an email stating, "Please think of everyone involved and just leave me alone. Don't come in at all."[98] Greitens never returned and Witness 1 never saw him again.[99]

[94] Tr. W1 at 42:1-21; 120:8 to 121:2.
[95] Tr. W1 at 119:18 to 120:4.
[96] See Ex. 2, email stating "There is another woman in your home right now. I'm assuming you're out of town again. If you want to know more contact me here. I'm sorry. This isn't fake or spam. They are at the Maryland address."
[97] Tr. W1 at 42:20 to 44:2.
[98] See Ex. 20, screenshot of email from October 20, 2015 from Witness 1 to Greitens stating, "Eric, I am asking you to please consider all who are involved and the circumstances around us. I need you to not book at the salon anymore. This isn't fair to me, nor anyone close to us. Please respect me and my wishes. I need to move forward in my life as I know you are doing as well. Take care."
[99] Tr. W1 at 44:24 to 46:4.

64. When asked why she would continue to have contact with Greitens after the first encounter, Witness 1 testified:

> I've asked myself that so many times. I think it comes down to a few things. One, I felt really disgusted with myself that I allowed that first time to happen. Really embarrassed that he thought of me as a whore. And so after my – I told my husband and he was clear that he did not want anything to do with me, that he wanted to move into an apartment, and when Eric came back in and he was normal and so kind to me, that felt so much better and it allowed me to just ignore any of those bad feelings about myself, in particular. Because if I thought he was this horrible person, I really felt shameful of myself.
>
> And so, I think I just wanted to feel better about it. I didn't want to think that he thought of me as just a whore. I wanted to think that he actually really liked me and wanted to have a relationship with me of sorts.[100]

65. Witness 1 testified that she thought it was her intent at the time to have a relationship with Greitens:

> I think at the time – I think – I don't even know. I think just to feel better than whatever I felt the day before. Because then I would have – we had chunks of time where we didn't see each other where I did feel more like myself, I started to feel better. And then when I would see him, it was almost like this excitement would build up, and then I would feel, you know, a ton of emotions again, and then I would feel awful and disgusting and I hated myself and it was horrible. And then I would start to feel better, and then he would come in again – you know, it was just such an up and down. Because I didn't want to be involved with somebody who was married. I didn't want to be having any feelings for him, in particular because I was so embarrassed about the first encounter. He basically made it clear that he felt that I was a thing to him.[101]

66. Witness 4 testified that she had a similar impression of Witness 1's motivation to continue to have contact with Greitens. She testified that Witness 1 "was very embarrassed by what had happened. She had been called a whore by her husband and felt as though she was a whore to Eric and was trying to find some thing that she felt that he cared about her for her to feel okay with herself. She was very critical of herself."[102]

67. Greitens declined to testify, stating through counsel that he would be willing to testify at the conclusion of the criminal trial. Greitens also declined to provide documents, or answer interrogatories under oath:[103]

[100] Tr. W1 at 88:23 to 89:15.
[101] Tr. W1 at 89:18 to 90:10.
[102] Tr. W4 at 28:1-6.
[103] The Committee notes again that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

a. On February 28, 2018, Chairman Barnes sent a request for production of documents to counsel for Greitens that included four requests, including one request for all documents produced in the criminal case against Greitens. Subsequent to the request, an order was entered prohibiting disclosure of information in that case. Accordingly, Greitens' counsel was prohibited from releasing the documents called for in one of the requests. However, the Committee's request was broader than the documents that had been disclosed in the criminal case, and Greitens' counsel did not provide those documents.

b. From February 28 to March 23, 2018, Chairman Barnes engaged in several conversations with Greitens' counsel in which he repeatedly informed Greitens' counsel that Greitens had the opportunity to testify before the Committee.

c. On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, each of which sought disclosure of the various computing devices and electronic communications accounts under Greitens' control. Greitens failed to respond.

d. On March 23, 2018, Chairman Barnes sent correspondence to Greitens' counsel requesting that they inform the Committee whether Greitens would exercise or waive his opportunity to testify by Monday, March 26.

e. On Monday, March 26, Greitens' counsel informed the Committee that he would be waiving his right to testify.

68. Though he waived his opportunity to testify before the committee, Greitens has been asked several times in public settings whether he took a picture during the encounter at on March 21, 2015.

69. On or about January 20, 2018, Greitens was interviewed by the Associated Press.[104]

a. When asked, "Did you tie or bind the hands or blindfold your former hairdresser?" Greitens answered:

[T]his was a consensual relationship. There was no blackmail. There was no violence. There was no threat of violence. There was no threat of blackmail. There was no threat of using a photograph for blackmail. All of those things are false. The mistake that I made was that I was engaged in a consensual relationship with a woman who is not my wife. And that is a mistake for which I am very sorry, sorry to Sheena. I'm sorry to our boys. I'm sorry to our family, to our friends and to everyone who has been affected by that. Beyond that this is—it's a

[104] See AP Interview with Gov. Greitens at https://soundcloud.com/user-834153029/associated-press-interview-with-missouri-gov-eric-greitens. See also, Tr. Greitens's Public Statements at 3.

private matter and everyone involved has asked for privacy and I respect that and I'd ask you to as well.[105]

b. When asked the follow-up, "Did you actually take a photo of her?," Greitens responded:

As I said, this was a consensual relationship, David. And there was no blackmail. There was no threat of using a photograph for blackmail. And there was no violence. The mistake that I made, as I said, was that I was engaged in a consensual relationship with a woman who wasn't my wife. And beyond that, everyone---Sheena, everyone has asked for privacy and again, we would ask you to respect that.[106]

70. On January 22, 2018, Greitens held a press conference to discuss the state budget.

a. When asked, "[T]here's one point we want to clarify. Did you take a picture of the woman in question?," Greitens responded:

…I'm happy to address this for everyone here once. And to make sure that we can move on, and talk about the budget and other important priorities that are, before us. As I said before, I made a personal mistake years ago before I was elected. A personal mistake for which I take full responsibility. And it's something that Sheena and I dealt with years ago. We dealt with it by the book. We dealt with it openly. And it was hard, but with loving family and a lot of prayer and tremendous support, we've made it.

And I am grateful, grateful to Sheena, for her forgiveness and grateful to God, for His forgiveness. I'm also grateful for people around the state of Missouri who, at this time, come to us, with tremendous love and compassion and prayer, who have helped us through a very difficult time. And we also appreciate those who understand that this is a private issue that Sheena and I dealt with years ago that's now been dragged into the public. We look forward--I look forward to working with legislators in this building, people around the State of Missouri in getting their priorities passed and making a difference for them.

A lot of what's been put out is not true. There was no blackmail. There was no violence. There was no photograph for blackmail. There was no threat of using a photograph for blackmail. There was no threat of violence. The mistake that I made was that I was engaged in a consensual relationship and a mistake for which I am deeply sorry. For Sheena and I, that is where the story begins and ends. Everyone involved has asked for privacy. I'm going to respect that privacy and I would ask you to respect that privacy.[107]

[105] Tr. Greitens' Public Statements at 5:1-15.
[106] Tr. Greitens' Public Statements at 5:16-25.
[107] See Greitens Budget Press Conference, Jan. 22, 2018, available at https://www.youtube.com/watch?v=vIcukJ1jcOI. ; See also, Tr. Greitens' Public Statements at 29:23 to 31:12.

b. When asked the follow-up, "[T]he woman's now ex-husband asked her if she was quote "half-raped and blackmailed" and she said yes. How do you account for the difference in those two accounts?" Greitens responded, "Ma'am, ma'am, ma'am, I have addressed everything in the answer that I just gave you and in the interviews that we did over the weekend. We are now—there's been a lot of people in the State of Missouri who are counting on us."[108]

c. When asked another follow-up, "The question is: why did she say she was blackmailed and you say she wasn't?" Greitens responded, "I answered your question, and we answered them in interviews throughout the weekend. Does anyone have a question on the budget?"[109]

d. When asked, "Governor, yes or no, did you ever take her picture?" Greitens responded, "Sir, again, I just answered. We answered them over the course of the weekend, and we are moving forward."[110]

e. When pressed, "With all due respect, Governor, you haven't answered the photo questions." Greitens responded, "Sir—sir, I've answered your question. We answered them with multiple outlets this weekend, and we're moving forward."[111]

71. On February 8, 2018 at a luncheon for the Missouri Press Association, Greitens was asked again, "[D]id you take a photograph of the woman?" Greitens responded, "Actually …we have answered all of those questions." When pressed, "So what is the answer to that one?" Greitens responded, "We've answered them in multiple interviews with multiple people. …we're ready to move forward, which we have, which we are, and we have."[112]

72. In review of the evidence as a whole, this Committee does not view Witness 1's non-reporting of these events to law enforcement or others as bearing on her credibility.

73. Witness 1 did not initiate sharing these details with the public, law enforcement, this Committee, or anyone other than close friends. To the contrary, she testified that she would rather not have to endure recounting the events of 2015:

> I'm angry that I'm in the middle of this. I am – of course, I'm upset with myself for any of my involvement with him. In particular, because he was married, but, also, because he didn't share the same type of feelings. And also because I was still technically married.

[108] Tr. Greitens' Public Statements at 32:8-19
[109] Tr. Greitens' Public Statements at 33:2-6.
[110] Tr. Greitens' Public Statements at 45:5-9.
[111] Tr. Greitens' Public Statements at 46:14-18
[112] See Mo. Press Association luncheon video, available at https://www.youtube.com/watch?v=QHis4AU8IVY; See also, Tr. Greitens' Public Statements at 48:8-17.

> But I'm also dealing with things for the first time these past two months that I never did before. I just pushed them aside because it was too scary. I didn't want to think about it. I didn't want to talk about it. I just wanted it to go away, and then maybe it never happened like that. And knowing that I'm in the situation and knowing that at this point, the only parts that Eric has denied are the parts that were hurtful. The other parts weren't traumatic to me at all. You know, it was – it was consensual, and those parts were not traumatic. The parts that he denies are the parts that I'm finally dealing with and going – I feel sad for that person I was. That was so vulnerable. I was so vulnerable. I just feel really taken advantage of, I think – and also by my ex-husband, hugely.[113]

74. Witness 1 testified that she could not read the transcript of the conversation her husband had surreptitiously taped, "I started to read part of it, and I got to the part where he took the picture, and I just couldn't read it, so I have not read any of the rest of it."[114]

75. Witness 2 described Witness 1 as suffering from anxiety and stress after the news reports in January. "[S]he never wanted this to come out. She would have never brought this out. She's got minor children; she has her own business and – a lot of stress."[115]

76. Witness 3 repeatedly threatened her with release of information about Witness 1 and Greitens. Witness 1 testified that Witness 3 told her, "Just wait, because your good reputation…your outstanding reputation is going to be ruined and so is Eric Greitens'. You guys are going to go down because I have proof of it."[116] Witness 1 further testified that Witness 3 repeatedly said, "I'm going to ruin this guy, I'm going to ruin this guy."[117]

77. Witness 3 released the recording to media outlets in December 2017.[118]

78. Witness 3 testified that an unidentified third-party had paid at least $15,000 "to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout" relating to these events.[119]

79. The first time Witness 1 heard from a news organization occurred in December 2017 when a reporter named Lauren Trager "booked a fake appointment under a fake name, and … came in and announced that she wasn't there for a haircut, that she was just working on a

[113] Tr. W1 at 90:20 to 91:16.
[114] Tr. W1 at 108:2-5.
[115] Tr. W2 at 19:16-19.
[116] Tr. W1 at 49:14-20.
[117] Tr. W1 at 47:3-4.
[118] Tr. W3 at 73:22 to 74:12.
[119] Tr. W3 at 53:24 to 54:9, Witness 3: "I spoke to the Post-Dispatch well before, and I have received nothing so far. My lawyer has a trust account that someone put something in after speaking to the Post-Dispatch, to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout, but I had spent $15,000 or so dollars of my own prior to all of this[.] … And while I was talking to the Post, someone contacted my lawyer and said he was going to help with legal fees."

story about the governor."[120] Witness 1 testified that she cried and asked Trager not to run a story, saying, "No, you do not understand how traumatic this whole thing is. I cannot go there. I have kids. My ex-husband is so, so vindictive, he wants to hurt me so bad. Please do not run this story… please do not do this to me. I have children. I'm in school full-time. I work full-time – my life is so busy."[121]

80. The next time Witness 1 heard from Trager was the day before the story aired. Trager told her that she was in possession of a recording.[122] Trager was soon informed by Witness 1's counsel at the time that Witness 1 "does not want any part of this. Please do not do this."[123] Trager called Witness 1's lawyer three minutes before the story aired, stating that Greitens had admitted to the affair and that they would air the story.[124]

81. Witness 1 testified that she learned the story was going to air moments before it went live, explained to the Committee the circumstances of the airing of the report, and how she was forced to inform her children about it.[125]

82. Witness 1 testified to concerns she presently has:

> How will this affect my kids? Because it has already. What's going to come of all of this, you know? What will people think of me that don't know me? I've had huge support with family and friends and clients – and that's the other thing too. Beforehand, I thought what will happen to all of my clients? I have a huge client base, and I love my clients, and a big part of why we love each other is because I am – I'm a very open book, normally. This is the one thing I just kept in a pit in my stomach and I never talk about this. And so far, that's actually been a pretty good – my clients have been pretty good to me, for sure.
>
> So now I think my fear is if this comes – becomes public – I'm in school full-time. So far I don't think the students on campus know, but then how does that affect my schooling? … Does that push me back?
>
> Luckily, I'm not as fearful physically anymore, because I feel like anybody would be crazy to hurt me because they would know who it is, so – that's one huge positive thing that's happened.[126]

[120] Tr. W1 at 52:2-5.
[121] Tr. W1 at 52:6-16.
[122] Tr. W1 at 53:18-19.
[123] Tr. W1 at 54:18-19.
[124] Tr. W1 at 54:24-25.
[125] Tr. W1 at 55:1-24.
[126] Tr. W1 at 92:24 to 93:20.

REPORT 2 OF THE MISSOURI HOUSE
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 24, 2018

Chairman Jay Barnes

Vice-chairman Don Phillips

Ranking Member Gina Mitten

Rep. Jeanie Lauer

Rep. Kevin Austin

Rep. Shawn Rhoads

Rep. Tommie Pierson Jr.

A. History of the Committee

The Committee was formed by Speaker Todd Richardson on February 27, 2018 and charged with investigating "allegations against Governor Eric R. Greitens" and reporting "back to the House of Representatives." On April 5, 2018, the Committee voted to release reports relating to the Committee's findings regarding allegations against Greitens. On April 11, 2018, the Committee issued its first report regarding the allegations surrounding the relationship between Greitens and Witness 1. Today, the Committee issues this report on Greitens' use of a charitable donor list for fundraising during his campaign for governor, and events surrounding the use of that list.[1] Additional reports may follow.

Every witness to the Committee testified under oath, and subpoenas were issued to compel the appearance of witnesses and the production of documents.

- On March 14, 2018, pursuant to subpoena, the Committee took testimony from Michael Hafner, a former campaign worker for Greitens.

- On March 16, 2018, a subcommittee including Chairman Barnes, Ranking Member Mitten, and Rep. Austin (as well as staff attorney Alex Curchin) spoke with Dave Whitman, a former employee of Greitens. Whitman is currently serving a sentence at the United States Medical Center for Federal Prisoners in Springfield, Missouri after having pleaded guilty to federal crimes relating to theft from Greitens. Whitman refused to speak on the record and indicated that he no longer had possession, access, or control of any documents relating to his employment with The Greitens Group and its relationship with The Mission Continues.

- On March 19, 2018, Chairman Barnes and Attorney Curchin met informally with Matt Jacober, counsel for The Mission Continues, to discuss document requests and activities of The Mission Continues in relation to Greitens and The Greitens Group. The Committee eventually received more than 100,000 documents from The Mission Continues in response to its requests.

- On March 27, 2018, pursuant to subpoena, the Committee took testimony from Krystal Proctor (formerly Taylor), former executive assistant to Greitens when he worked for The Greitens Group and The Mission Continues. Proctor also worked in an operations role for the Greitens campaign for governor.

- On March 28, 2018, counsel for Danny Laub, a former campaign worker for Greitens, informed Chairman Barnes via email that Laub refused to appear before the Committee. However, Laub testified under oath via deposition taken by the Attorney General's Office in Washington D.C. on April 18, 2018.

[1] The Committee notes that its work is not complete with this report, and that, in addition to other actions, subsequent reports may be issued.

- On March 29, 2018, the Committee took testimony from Spencer Kympton, President of The Mission Continues.

- On April 2, 2018, pursuant to subpoena, the Committee took testimony from Lyndsey Reichardt (formerly Hodges), a former employee of The Mission Continues.

- On April 3, 2018, the Committee met to discuss process for redactions of testimony and this report.

- On April 4, 2018, the Committee took testimony from Jack Neyens, the former Chief Financial Officer of The Mission Continues.

- On April 15, 2018, the Committee sought and received an Order from the Circuit Court of Cole County permitting the Attorney General's Office (AGO) to share information about its investigation of The Mission Continues with the Committee.

- On April 18, 2018, Chairman Barnes and Attorneys Curchin and Alixandra Hallen met with counsel from the Attorney General's Office to exchange information. The Committee received the testimony and related exhibits from the AGO's depositions of Michael Hafner, Krystal Proctor, and Danny Laub.

B. Committee Findings for Report #2

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Mission Continues (TMC) is a 501(c)(3) not-for-profit organization started by Eric Greitens that helps veterans returning home from service "build new skills and networks that help them successfully reintegrate to life after the military while making long-term, sustainable transformations in communications and inspiring future generations to come."[2]

2. Greitens founded TMC in 2007 under the name The Center for Citizen Leadership. TMC grew slowly between 2007 to 2010, ending 2010 with $1.56 million in revenue. In 2011, TMC grew substantially, grossing total revenue of $7.01 million.[3]

3. In 2009, Greitens formed The Greitens Group (TGG) for his personal for-profit business engagements, which included book writing, public speaking, and corporate training.[4]

4. Krystal Proctor (formerly Taylor) began working for Greitens on January 1, 2011, with salary and expenses split between TGG and TMC. [5] Throughout her time working for Greitens, Proctor worked at his direction.[6]

[2] https://missioncontinues.org/about/
[3] This data is available online with TMC's Form 990 filings.
[4] This information is available at the website of the Missouri Secretary of State.
[5] Tr. Proctor at 10:8 to 13:2

5. Dave Whitman worked as the managing director for TGG until 2014, when he was charged with federal crimes relating to theft and fraud against TGG. In 2016, Whitman pleaded guilty and is currently serving his sentence in Springfield, Missouri.

6. Jack Neyens acted as the Chief Financial Officer of TMC for several years while Greitens was there.[7]

7. Proctor explained how TGG and TMC worked together: TGG would book a for-profit event for Greitens, and TMC would then work around those events to "maximize" Greitens' time.[8] The Committee lacks non-profit expertise to determine whether the practice of booking TMC events around Greitens' private business schedule is common or best practice. Neyens' testimony suggests it is not common.[9] However, Neyens' also testified that it made "sense" as a way of "maximizing expenses" and "maximizing his time."[10]

8. The Committee found no evidence that TMC inappropriately paid Greitens' travel expenses for events that were not exclusively TMC events.[11] Likewise, the Committee found no evidence that TMC purchased Greitens' books.[12]

9. In 2011, as its operating budget grew significantly, TMC began hiring professional staff with experience in non-profit management, including Spencer Kympton, who was hired as the organization's Chief Partnerships Officer.[13]

10. As CEO of TMC, Greitens reported to the Board of Directors.[14]

11. In late 2012, TMC's Board initiated procedures to protect TMC's 501(c)(3) status.

a. TMC entered into a Memorandum of Understanding (MOU) with TGG to formalize cost-sharing between the organizations.[15]

b. TMC required Greitens to sign a non-disclosure agreement (NDA) as a TMC employee.[16]

[6] Tr. Hafner at 10:11-20; Tr. Proctor at 20:9-12.
[7] Tr. Neyens.
[8] Tr. Proctor at 15:1-16, "[T]ypically, I would … communicate … to [TMC], Eric is going to be in Florida for a speaking engagement; you guys probably want to use this opportunity to set up some donor meetings[.]" See also Tr. Neyens at 16:22 to 17:10. See Tr. Neyens at 17:15-18
[9] Tr. Neyens at 17:19 to 19:6, testifying he "did not" have a similar experience at other non-profits where he worked and had not worked at any non-profit where the director also had a private business at the same time.
[10] Tr. Neyens at 17:15-18.
[11] Tr. Proctor at 18:9-23; Tr. Kympton at 18:6-18; Tr. Neyens at 19:12-16.
[12] Tr. Kympton at 19:4-12; Tr. Neyens at 14:15 to 15:3.
[13] Tr. Kympton at 8-19,
[14] Tr. Kympton at 26:16-17.
[15] Ex. 15; Tr. Kympton at 13:20 to 14:7, describing MOU as "a board-directed initiative … intended to protect and preserve the nonprofit status of The Mission Continues. Recognizing that our CEO at the time was also the CEO of a for-profit entity..."

12. In the TMC NDA dated November 27, 2012, Greitens agreed to hold in strict confidence "the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors," as well as any "lists, databases … trade or business secrets, … and similar or dissimilar information relating to the operations or activities of TMC."[17]

13. The NDA specifically stated that Greitens "shall not at any time during [his] employment with TMC or at any time after termination or expiration of [his] employment with TMC disclose any Confidential Information to any third party, in whole or in part."[18] Greitens further agreed that "all intellectual property that is developed by [himself] during the time [he] is employed by TMC, and that is within the scope of [his] employment with TMC, is the property of TMC, including but limited to … trade secrets."[19] He also agreed to not use TMC's intellectual property, including trade secrets "in any context outside of [his] employment" unless he first "received the prior written consent (by email or letter) of TMC[.]"[20]

14. Krystal Proctor signed the same TMC NDA on November 21, 2012.[21]

15. Also in late 2012, Greitens received and signed TMC's "Team Member Handbook," which set expectations for employees and volunteers.[22] The Handbook begins with a signed letter from Greitens and speaks to the importance of confidentiality in at least three places:

a. "Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received from your Team Leader."

b. "Team Members may not use our Systems "to solicit Team Members or others unless on behalf of The Mission Continues;" and

c. "Protecting our organization's information is the responsibility of every Team Member[.] … Do not discuss the organization's confidential business or proprietary business matters, or share confidential, personal Team Member information with anyone who does not work for us such as friends, family members, members of the media, or other business entities."

16. In November 2012, Proctor recognized the importance of protecting TMC donor privacy.

[16] Ex. 16, see Greitens signature on page 4. Tr. Kympton at 20:10-11, "[T]his is a document that all of our staff signs."
[17] Ex. 16 at ¶1(C), (G), definition of confidential information; and ¶2, non-disclosure requirement.
[18] Ex. 16 at ¶3(A).
[19] Ex. 16 at ¶3(A).
[20] Ex. 16 at ¶3(C).
[21] Ex. 12; Tr. Proctor at 21:2-18.
[22] Ex. 14.

At that time, she extracted TMC data for the limited purpose of compiling a holiday card list for Greitens, and sent TMC data to others within TGG with the following request:[23]

> I've also attached a spreadsheet here from the TMC salesforce system, which includes some of the top donors. I've deleted the amount of the donations to maintain privacy, but please DO keep this private. Do NOT print this spreadsheet or distribute. Please add the names and addresses that you see highlighted in yellow to the holiday card master spreadsheet. You can likely just copy and paste from the spreadsheet as most addresses are included. We should have ALL addresses for these folks so I can always check TMC salesforce here as well.

Emphasis added.

17. Former TMC CFO Neyens testified that Greitens "grew the organization from zero[,]"[24] and explained why and how he believed Greitens was able to grow TMC. "[P]eople, donors, corporations, individuals, foundations migrate. They were attracted to him. They migrated to him as he spoke around the country[.]"[25] Further, Neyens agreed with the statement that Greitens "was a very strategic person" who "liked to have things planned out," testifying, "He planned things out. … He didn't go into – you know, I guess it's kind of like going into battle. You just don't randomly run in there. He had a plan of building his business – building his organization."[26]

18. Although Greitens was critical to TMC's success, he did not work alone. Kympton testified that TMC fundraising responsibilities were shared between Greitens and the development team, including Lyndsey Reichardt.[27]

19. Reichardt testified that as development director, her job included "anything related to fundraising" for TMC.[28] This included an annual gala, corporate fundraising proposals, individual donors, appeal letters and "identifying donors that would be good for Eric or other leadership team members to meet with."[29] She explained that when someone made a small donation to TMC, she "would help set up meetings with people" who had "potential to give larger gifts or to contribute more to The Mission Continues." The charity had a system to ensure every donor was thanked on a quarterly basis for his or her gifts. Reichardt was responsible for identifying small donors who might be good prospects to become larger donors.[30] The thank you calls "involved all the staff."[31]

20. Reichardt explained that she also had frequent contact with individual TMC donors, testifying, "Sometimes I would go have coffee or lunch with them, tell them about the organization's plans and how we were growing, and assess their interest in being more involved with the organization."[32] Through this process she was responsible for "gaining donors who

[23] AGO Proctor, Ex. 12.
[24] Tr. Neyens at 43:19.
[25] Tr. Neyens at 43:20-23.
[26] Tr. Neyens at 58:7-16.
[27] Tr. Kympton at 65:14 to 67:10.
[28] Tr. Reichardt at 11:6.
[29] Tr. Reichardt at 11:9-11.
[30] Tr. Reichardt at 11:25 to 13:20.
[31] Tr. Reichardt at 13:14-20.
[32] Tr. Reichardt at 14:17-20.

donated in excess of a thousand dollars."[33] However, "[a]s the organization grew, the leadership members above [her] would take those meetings." Those leadership members were not limited to Greitens, but also included Spencer Kympton, Lori Stevens, and Meredith Knopp. Reichardt testified that no one single leadership member took the bulk of those donor meetings.[34]

21. Similarly, Reichardt testified that TMC's annual banquet was a "team effort" where sponsors were identified by a leadership committee, and "those committee members would typically do the solicitations themselves."[35]

22. An email suggests Greitens began considering a run for statewide office at least as early as October 16, 2013, at which time a political consultant named Steve Michael emailed to tell him he was "finishing up on some of those to-do lists" and sent "Schweich's donor list" as an attachment to give Greitens "a bit of an idea on his potential strengths."[36] At the time, Schweich was identified as planning a run for governor.[37]

23. Greitens took a sabbatical from TMC from late 2013 to spring 2014.[38]

24. Proctor testified that Greitens had decided he was running for office in early 2014.[39]

25. Danny Laub began advising Greitens on political activity in early 2014. Laub testified he prepared a memo for Greitens in February 2014 regarding gubernatorial campaign strategy.[40]

26. On February 27, 2014, Monu Joseph emailed Proctor and Greitens the schedule for Greitens' trip to Orange County, California on March 12, 2014.[41] Proctor testified the purpose of the trip and "the nature of those meetings was to start thinking about getting support and money from these people for when he would run for office."[42]

27. On March 5, 2014, Greitens emailed a spreadsheet to Proctor and Whitman with lists of "categories for consideration" for a run for public office.[43] The document discussed fundraising, issue education, campaign organization, potential endorsements, and strategy.[44]

[33] Tr. Reichardt at 14:21-23, responding in the affirmative to question posed by Rep. Barnes.
[34] Tr. Reichardt at 15:2-14.
[35] Tr. Reichardt at 17:2 to 18:20
[36] AGO Proctor, Ex. 1.
[37] See Catherine Hanaway, former Missouri House Speaker, Pondering 2016 Run for Governor, St. Louis Post-Dispatch, Sept. 15, 2013, discussing Schweich "who has not said he will run for governor but is widely believed to be planning such a move." Available at http://www.stltoday.com/news/local/govt-and-politics/catherine-hanaway-former-missouri-house-speaker-pondering-run-for-governor/article_5e736420-d191-5c0b-ba42-637d28ccedd7.html, April 23, 2018.
[38] Ex.19.
[39] Tr. AGO Proctor at 23:7-11, "I became more convinced because he started sort of planning for a transition or stepping down as CEO from The Mission Continues and focusing, you know, on a little bit more on the idea."
[40] Tr. AGO Laub at 37:24 to 42:22; AGO Laub Ex. 2.
[41] AGO Proctor, Exs. 6, 7.
[42] Tr. AGO Proctor at 45:2-7; AGO Proctor, Ex. 7.
[43] AGO Proctor, Exs. 8, 9.

28. Michael Hafner also began advising Greitens on political activity in early 2014.[45] Emails reveal a meeting with potential supporters and donors as early as March 18, 2014.[46]

29. On March 21, 2014, Proctor prepared a memo for Greitens, Whitman, and Mason Fink setting forth information about announced and likely candidates for governor in 2016.[47] She testified that Greitens was "focused on the governor's position" at this date and had, in fact, settled on Missouri governor's race for his political future.[48]

30. On March 24, at Greitens' direction, Proctor set up a system to organize campaign contacts including donors, volunteers, staff, advisors, endorsements, interest groups, and other supporters.[49]

31. On or about April 1, 2014, Proctor stopped using her TMC email linked to her TGG email on a regular basis. Instead, she created an auto-response to inform persons who emailed her that they could contact her at her TGG email address, an account for which the Committee does not have access to emails dated after April 1, 2014.[50]

32. On April 24, 2014, Greitens informed TMC that he would transition from CEO to Board Member of TMC in the summer of 2014.[51] In response, TMC asked Greitens to assure donors that the transition to new leadership would go smoothly and the organization was on strong footing with a good plan for the future. Reichardt explained:

> Anytime there is a big leadership change within an organization it's standard fundraising practice to take your top donors and let them know about that change…. [T]he development team's plan for the transition was essentially to identify our top donors and let them know that Eric was going to be leaving the organization in a few months, and that the organization is in good hands with Spencer Kympton, the new president.[52]

33. On May 8, 2014, TMC employee Lori Stevens emailed Greitens, Proctor, Kympton, and Reichardt with "transition call" instructions for Greitens and five attachments, including a list of TMC donors named "All donors 1K total and up – as of 5-7-14.xlsx."[53]

[44] AGO Proctor, Ex. 9.
[45] Tr. Hafner at 6:15 to 7:2.
[46] Ex. 30.
[47] Mason Fink is a national political fundraiser.
[48] Tr. AGO Proctor at 40:18-23; 41:24 to 42:2; 150:5-15; 151:1-5; AGO Proctor, Ex. 5.
[49] Tr. AGO Proctor at 61:25 to 62:16; AGO Proctor, Ex. 10.
[50] Ex. 31
[51] Ex.19.
[52] Tr. Reichardt at 22:7-25.
[53] Ex. 32.

From: Stevens, Lori [lstevens@missioncontinues.org]
Sent: 5/8/2014 10:48:30 PM
To: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]
CC: Spencer Kympton [redacted] Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: transition calls - memo and $1K+ list
Attachments: 5.5.2014 Call List (TMC Transition).odt; 2014stlplanoverallmemowupdates4.22.docx; All donors 1K total and up - as of 5-7-14.xlsx; TheMissionContinuesServicePlatoons-smallerfile-April2014.pdf; Strategic plan 2014-2016 as of February 2014.pdf

Hi Eric,

Here is the transition call info...

1) Priority calls with background notes. I can't for the life of me figure out how to get rid of Krystal's highlights. My usual skills don't work. So, a little extra color for you :)

2) The $1K+ list, thanks to Thalia

3) Service Platoon sponsorship info - reference for [redacted] calls

4) Strategic plan slides - reference for [redacted] (Lyndsey sent them to him by mail with a note in February)

5) St. Louis memo from Lyndsey - in case it's helpful context

Emphasis added.

34. On May 12, 2014, Kympton followed-up on the transition calls:[54]

From: Kympton, Spencer [redacted]
Sent: 5/12/2014 5:00:08 PM
To: Stevens, Lori [redacted]
CC: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and $1K+ list

are we tracking progress/completion of each of these calls/invites in some way? will be good to know when others know, so that follow-on comms are appropriate

35. At least two other follow-up emails occurred to track and aid in the transition calls:[55]

[54] Ex. 17.
[55] Ex. 17.

From: Reichardt, Lyndsey [lreichardt@missioncontinues.org]
Sent: 5/19/2014 6:07:03 PM
To: Stevens, Lori [redacted]
CC: Kympton, Spencer [redacted]; Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and $1K+ list
Attachments: 5.19.2014 Call List (TMC Transition LH additions).odt

Hi Eric,

Sorry I missed you on April 24th. Lori and I discussed this list. I also added a couple of people whom I think need a call to a document attached here. Additionally, I went through the $1,000+ list and flagged others you might want to consider calling. I've included their names at the end of the document, and if you want to call them, let me know. I am happy to pull phone numbers and ensure you have appropriate background on everyone. Thanks, Eric.

NOTE: If you have not called [redacted] at the end of the month. [redacted] and that note is included in the document attached to this email.

On Tue, May 13, 2014 at 7:10 PM, Stevens, Lori [redacted] wrote:
Hi,

Krystal and I had talked about Eric letting me know as he makes the calls.

Eric - do you want to send a daily update to Spence and me? Or just shoot us notes as you complete calls?

Any takers on the June 10th gathering or meetings yet?

Thanks!
L

36. Proctor explained how she understood the circumstances of these transition emails:

> Eric was stepping down as CEO of The Mission Continues…and I recall that he asked the development team at The Mission Continues, which would have been Lori Stevens and Lyndsey Reichardt at the time, who were both on this email. He asked the development team to send him a list of donors of The Mission Continues, and then also a list of calls that he would be making to The Mission Continues sort of top donors to let them know that he would be transitioning and stepping down as CEO.[56]
>
> My understanding was that he had – you know, Eric had built The Mission Continues, and these were his contacts, his friends, his family, his family

[56] Tr. Proctor at 23:6-17.

> members, colleagues, and you know, at some point in the future, he might need to reference this list and, you know, get in touch with these people.[57]

37. Proctor was not aware of any communications specifying a purpose for TMC sending the donor list to Greitens other than the transition.[58] However, she also testified:

> The purpose, I believe, was that Eric would be making a number of phone calls to The Mission Continues donors to let them know he would be transitioning and stepping down as CEO, and then I also believe the purpose was to have a list of contacts, because, like I said, these were his contacts, his friends and family members and colleagues, people he had brought into The Mission Continues who were supporters of his, and I believe that he – you know, for convenience's sake, he wanted their contact information in one place and one list.[59]

38. Proctor recalled Reichardt "being sort of concerned and voicing those concerns around, you know, sending a list of The Mission Continues Donors to Eric[.]"[60] She further testified Reichardt "sort of feeling like, you know, putting together this list and, you know, sending it to Eric felt, you know, inappropriate in some way."[61] Reichardt denied ever speaking of such concerns.[62]

39. Proctor could not recall anyone from TMC stating that the list could be used for political purposes or for any purpose other than transition calls.[63]

40. Kympton did not recall any alternative purpose for providing the TMC donor list:

> [T]he original email that was sent sometime earlier – I mean, beginning on May 8th of 2014, was part of an overall plan that our development team constructed to guide the external communication of our CEO's transition. So that sat a week or two after Eric had communicated internally that his plan was to transition from the CEO role over that summer – so several months later.
>
> So this was our first step in our development team's first step at guiding a proactive communications plan with our partners to not only communicate the transition itself but also talk about how The Mission Continues would be a going concern, how their partnership in support of The Mission Continues would continue to be valued by the organization and just – it was all part of a natural transition plan that we had created.[64]

[57] Tr. Proctor at 24:1-7.
[58] Tr. Proctor at 25:7-9.
[59] Tr. Proctor at 24:20 to 25:6.
[60] Tr. Proctor at 25:13-17.
[61] Tr. Proctor at 76:23 to 77:1.
[62] Tr. Reichardt at 24:19-23.
[63] Tr. Proctor at 26:15 to 27:19, responding in the negative to questions posed by Rep. Barnes.
[64] Tr. Kympton at 33:7-23.

41. When asked whether there was any purpose other than the transition calls for "providing Mr. Greitens the full list of The Mission Continues donors who had given over a thousand dollars," Reichardt answered, "Not to my knowledge."[65] Reichardt gave the same answer to questions of whether there was any express or implied consent for "Mr. Greitens to use this list of donors over $1,000 for political purposes."[66]

42. Kympton testified that the TMC NDA applied to the TMC donor list. When asked if there was an exception to the NDA for political activity, Kympton responded, "There are no exceptions." He further explained that he could not "see a case where there would be an exception made" and "[i]t would not have been an authorized use of any information from The Mission Continues' point of view." He also characterized it as "a misuse, as far as The Mission Continues is concerned."[67]

43. Kympton testified that he was not aware of any implicit or explicit authorization to use the TMC list for political purposes.[68] He further stated, "I have not seen any evidence that there was any authorization to Mr. Greitens, either in the context of his role as CEO or after, to suggest any authorization to use it for political purposes."[69]

44. Reichardt agreed that there were individuals and corporations who donated more than a thousand dollars to TMC for whom Greitens was not primarily responsible.[70]

45. On May 24, 2014, Greitens met with Laub and others for ten hours to discuss a "future race for governor."[71] In preparation, Laub created a memo for Greitens that established the first objective of "establish a personal relationship with five candidates outside of Missouri who can be called-upon for personal favors during Eric's campaign for Governor."[72]

46. In an email sent May 26, 2014, Fink suggested that Greitens open a campaign committee that spring.[73] However, Laub responded that "this is silly." In his deposition, he explained, "Eric's key to victory was timing and this would have disrupted that."[74] Laub explained, "The later the better," on when it was the right time for Greitens to enter the race.[75]

47. On May 28, 2014, just 17 days after Greitens received the TMC donor list, he asked Danny Laub to sign an NDA that, like the TMC NDA, protected "donor lists" from

[65] Tr. Reichardt at 23:7-10; 23:11 to 24:6, rejecting contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."
[66] Tr. Reichardt at 24:11-18.
[67] Tr. Kympton at 21:19 to 24:3.
[68] Tr. Kympton at 24:15 to 25:9.
[69] Tr. Kympton at 29:3-10.
[70] Tr. Reichardt at 18:21 to 19:1, responding in the affirmative to question posed by Rep. Barnes.
[71] Tr. AGO Laub at 111:1-4.
[72] Tr. AGO Laub at 90:23 to 95:24; AGO Laub, Ex. 12.
[73] AGO Laub, Ex. 13.
[74] Tr. AGO Laub at 118:22-24.
[75] Tr. AGO Laub at 119:3-5.

disclosure to third-parties.[76] The Greitens' campaign NDA specified that "EG is exploring plans regarding a potential career endeavor involving public service[.]"[77]

48. On August 14, 2014, Greitens scheduled a conference call with political consultants Steve Michael and Dave Hagemen.[78]

49. On October 15, 2014, Proctor sent an email to Laub and Tyler Holman regarding a meeting on Monday, October 20, 2014. Proctor indicated she would bring "[a]ll of the donor lists that we've collected so far" to the meeting.[79] The TMC donor list was one of those lists. Proctor testified that Greitens had talked to her multiple times about "the importance of the TMC donor list to support future political fundraising efforts."[80]

50. On December 1, 2014, Laub was hired by Greitens. Laub testified that, at this time, there was "definitely a future gubernatorial campaign" and Laub's role included "political planning," meaning "everything from…surveying the landscape, figuring out who Eric should meet with, figuring out how to achieve at this point … how to achieve success."[81] At the time, however, Laub was paid by Eric Greitens, LLC.[82] Also on December 1, 2014, Proctor emailed Laub a document from Greitens titled "Candidate's Intent."[83] It provided detailed campaign plans, including fundraising plans to achieve $8 million in commitments; messaging plans that sought answers to the questions "Why I'm Running" and "Why I'm a Republican."[84]

51. On December 5, 2014, Greitens convened a meeting to discuss the campaign.[85] Laub testified that he first learned of the TMC list at this meeting.[86] Several people attended this meeting, including Jennae Neustadt, Mark Bobak, Chris Bobak, and Fink.[87] The attendees reviewed the TMC donor list at this meeting.[88]

52. Hafner began working for pay in January 2015. Although Hafner's work was strictly political, his initial pay was from either The Greitens Group or Eric Greitens personally.[89]

53. Greitens for Missouri did not report Laub's or Hafner's pay as in-kind contributions from The Greitens Group to the campaign.

[76] AGO Laub, Ex. 14.
[77] AGO Laub, Ex. 14.
[78] Ex. 3.
[79] AGO Proctor, Ex. 16.
[80] Tr. AGO Proctor at 116:1-17.
[81] Tr. AGO Laub at 25:13 to 26:20.
[82] Tr. AGO Laub at 181:7-10. Eric Greitens LLC is d/b/a The Greitens Group.
[83] AGO Laub, Ex. 26.
[84] AGO Laub, Ex. 26.
[85] Tr. AGO Laub at 186:16-19.
[86] Tr. AGO Laub at 186:19.
[87] Tr. AGO Laub at 171:3-25; 186:20-23.
[88] Tr. AGO Laub at 172:7 to 174:18.
[89] Tr. Hafner at 7:3-15; 89:21 to 90:2.

54. On January 6, 2015 at 1:57 p.m., the following invitation was sent to Hafner, Proctor, and Laub for a campaign "Finance Meeting" for 10 a.m. the next morning.[90]

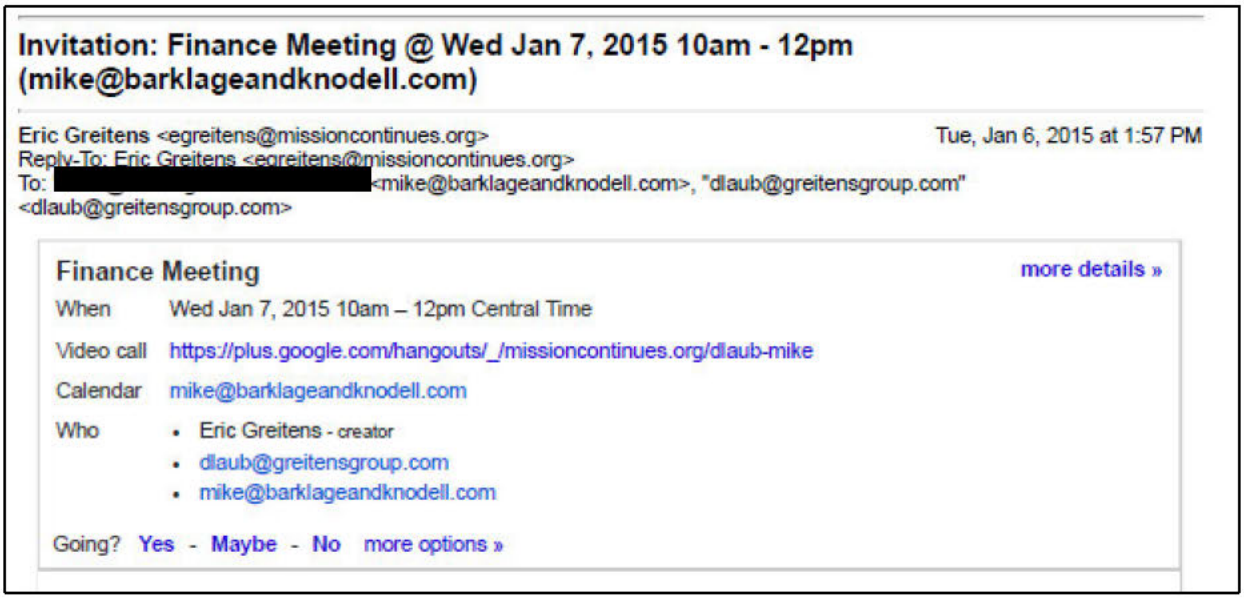

Invitation: Finance Meeting @ Wed Jan 7, 2015 10am - 12pm (mike@barklageandknodell.com)

Eric Greitens <egreitens@missioncontinues.org> Tue, Jan 6, 2015 at 1:57 PM
Reply-To: Eric Greitens <egreitens@missioncontinues.org>
To: [redacted]<mike@barklageandknodell.com>, "dlaub@greitensgroup.com" <dlaub@greitensgroup.com>

Finance Meeting more details »

When Wed Jan 7, 2015 10am – 12pm Central Time

Video call https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike

Calendar mike@barklageandknodell.com

Who
- Eric Greitens - creator
- dlaub@greitensgroup.com
- mike@barklageandknodell.com

Going? Yes - Maybe - No more options »

55. Four minutes later, Proctor sent an email to Laub and Hafner:[91]

[90] Ex 3 at 1; Tr. Hafner at 9:6-14.

[91] The list labeled "EG fnce prospects 061714.xlsx" was provided by Mason Fink, an unpaid informal advisor, but, to the best of the Committee's knowledge, never reported as an in-kind contribution. The "Schweich list.xlsx" was provided by Steve Michael, an employee of Victory Enterprises, an eventual vendor for the campaign.

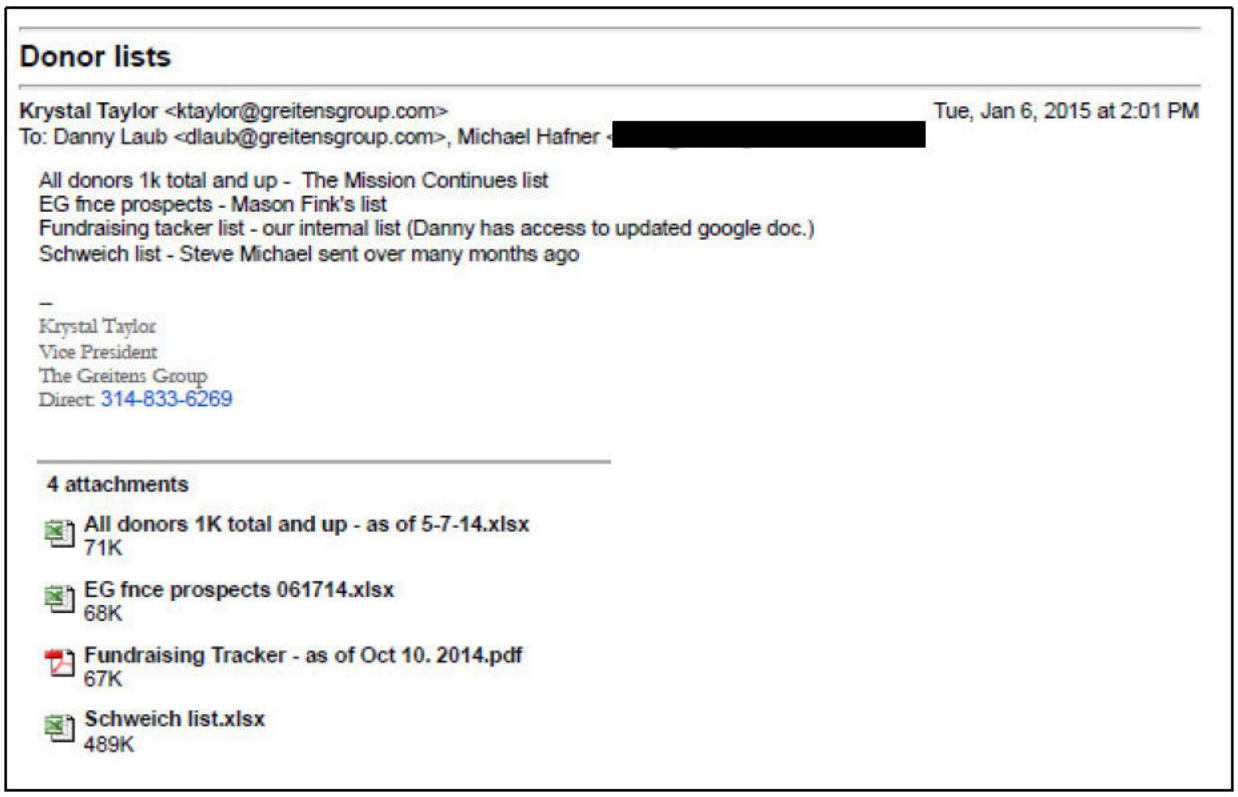

Donor lists

Krystal Taylor <ktaylor@greitensgroup.com> Tue, Jan 6, 2015 at 2:01 PM
To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner [redacted]

All donors 1k total and up - The Mission Continues list
EG fnce prospects - Mason Fink's list
Fundraising tacker list - our internal list (Danny has access to updated google doc.)
Schweich list - Steve Michael sent over many months ago

–
Krystal Taylor
Vice President
The Greitens Group
Direct: 314-833-6269

4 attachments

All donors 1K total and up - as of 5-7-14.xlsx
71K

EG fnce prospects 061714.xlsx
68K

Fundraising Tracker - as of Oct 10. 2014.pdf
67K

Schweich list.xlsx
489K

56. The attachment labeled "All donors 1K total and up – as of 5-7-14.xlsx" was TMC's donor list – as sent to Proctor and Greitens by TMC for the purpose of "transition calls" when Greitens left TMC in May 2014.[92]

57. Hafner and Proctor testified that Proctor sent the TMC list at Greitens' direction.[93]

58. Proctor testified "there was no confusion" when she shared the list with Hafner and Laub at Greitens' direction that they were going to use it to support "the political campaign" and, in particular, "political fundraising."[94] Laub also testified that the TMC list was used to create a campaign fundraising list[95] and that, at the direction of Greitens, Hafner used the TMC list to create a campaign fundraising list.[96]

59. Proctor testified she never received authorization to share the list from anyone other than Greitens, and that Greitens directed her to share the list after he left TMC.[97]

60. The TMC list contained the names, phone numbers, email addresses, donations, and other details of every individual, company, or non-profit that had donated $1,000 or more to

[92] Ex. 32
[93] Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.
[94] Tr. AGO Proctor at 122:8-21.
[95] Tr. AGO Laub at 202:4-13.
[96] Tr. AGO Laub at 211:19 to 212:7.
[97] Tr. AGO Proctor at 133:3-16.

TMC. The list contained the information for more than 500 individuals and hundreds of businesses and foundations that had given to TMC.[98]

61. Proctor testified that Greitens viewed the TMC list as his own list of friends, family, and supporters that he had built up with his own labor and endeavors from the beginning of the organization.[99]

62. Greitens, did, in fact, put substantial labor into cultivation of donors for the list. However, Greitens earned a salary as CEO of TMC for most of that time, and other people also put labor into cultivation of the list.[100]

63. TMC's President Spencer Kympton explained that the list contained more than just Greitens' friends, family, and supporters. When asked, "A previous witness testified that Mr. Greitens thought – essentially thought of this list as his own, that the list was comprised of his friends, his contacts that he had built up. … Do you believe that to be true?," Kympton responded:

> I would not characterize this list that way. This list is a list of 500 – more than 500 donors, supporters, partners of The Mission Continues who had given collectively or over time $1,000 or above to The Mission Continues. Within this list might be, you know, friends or family of Eric Greitens that have transitioned into being supporters of The Mission Continues, but as context, I have friends and family who are on this list; other staff members from The Mission Continues have family on this list. There are individuals on this list who came into The Mission Continues relationship via events that we ran, and they might have been invited by host committee members to those events. There are individuals on this list who came into a relationship with The Mission Continues by the company that was supporting The Mission Continues. So I think that there certainly are individuals on this list who might have been a friend or family member of The Mission Continues, but I would very much characterize this list as a list of supporters and partners of The Mission Continues that came from a variety of different pathways to that relationship.[101]

64. Reichardt testified that she did not view the list as Greitens' personal list, [102] and that there were donors on the list for whom Greitens was not responsible.[103]

65. Hafner testified that the Greitens campaign used the TMC list for fundraising purposes, stating there were two fundraising meetings in January, and "at least in one of those

[98] Ex. 3 at 3-24.
[99] Tr. Proctor at 23:24 to 24:7
[100] See Reichardt testimony set forth above; Tr. Reichardt at 11:4 to 19:1
[101] Tr. Kympton at 34:10 to 35:24, further testifying that "Yes. Of course" he keeps a separate contact list for his friends and family than the TMC list.
[102] Tr. Reichardt at 23:11 to 24:6, rejecting Proctor's contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."
[103] Tr. Reichardt at 14:23, responding in the affirmative to question posed by Rep. Barnes.

meetings we went through the list." Greitens gave Hafner "notes on specific donors. And of course, donors were selected based on their ability to give which is denoted in the list of their lifetime giving history to The Mission Continues."[104]

66. Kympton and TMC expressly stated that it did not authorize this disclosure or use:

a. "The Mission Continues did not provide nor authorize any use of our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes;"[105]

b. "Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff."[106]

67. Hafner, an experienced campaign professional, testified that it was the first time he had ever used a charity's donor list in the course of a political campaign.[107]

68. Hafner testified that on January 19, 2015, Greitens instructed him to meet with Reichardt about the list because Greitens did not know a number of persons on it:

> So after going through The Mission Continues donor list, at some point during the process, Mr. Greitens didn't recall a number of names from the list and I was directed – he directed me to set up a meeting with Lindsey Reichardt who it was indicated that she was either a current employee or a former employee of The Mission Continues. And Eric indicated that she would have more extensive information on many of the donors from the list and that I needed to reach out to her to go over the list with her. I never met with Lindsey. I don't recall ever reaching out to her, but it's possible I could have. But to my knowledge, I don't think she ever came into the office, and I certainly never met with her personally to go over the list.[108]

69. Both Hafner and Reichardt testified that they never had a meeting.[109]

70. On January 28, 2015 Hafner emailed Proctor, Laub, and Chris Bobak seeking help obtaining information for an initial fundraising list. Hafner noted that he "need[ed] the contact information that Eric already has for these people (and I assume that is all in SalesForce?)." Proctor responded that Hafner should check TGG's account at salesforce.com,

[104] Tr. Hafner at 16:3 to 17:6.
[105] Tr. Kympton at 36:18 to 37:1.
[106] Tr. Kympton at 37:3-8.
[107] Tr. Hafner at 55:11-21.
[108] Tr. Hafner at 19:9 to 20:2.
[109] Tr. Hafner at 19:23; Tr. Reichardt at 28:25 to 29:1.

but pointed out, "Some of these will not be in salesforce. If not, I would suggest checking The Mission Continues list."[110] Proctor then attached the TMC list to her response.[111]

71. Hafner and Laub testified that Hafner used the TMC list to create donor call lists in 2015.[112] Hafner sent call lists to Greitens that were derived in part from the TMC list on at least February 5, 17, and March 20.[113] At the time Hafner sent the donor call lists, there was no campaign in existence to which donations could be made. However, Laub testified Greitens "was indeed making calls" during this time period, agreeing that Greitens was "getting commitments but not actually getting checks."[114]

72. On February 25, 2015, the campaign filed a Statement of Committee Organization creating the entity Greitens for Missouri.[115]

73. On April 22, 2015, after Hafner was no longer working for the Greitens campaign, Proctor emailed the TMC list to Meredith Gibbons, the new finance director for Greitens for Missouri.[116] As set forth below, Proctor's email notes the attachment "is The Mission Continues donor list through May 2014 when Eric stepped down as CEO. So anything in late 2014 won't be included here or anything from 2015."

[110] Ex. 5.
[111] Tr. AGO Proctor at 107:3-13.
[112] Exs. 7, 8, 9.
[113] Exs. 7, 8, 9.
[114] Tr. AGO Laub at 250:12-25.
[115] This document is available on the website of the Missouri Ethics Commission.
[116] AGO Proctor, Ex. 19.

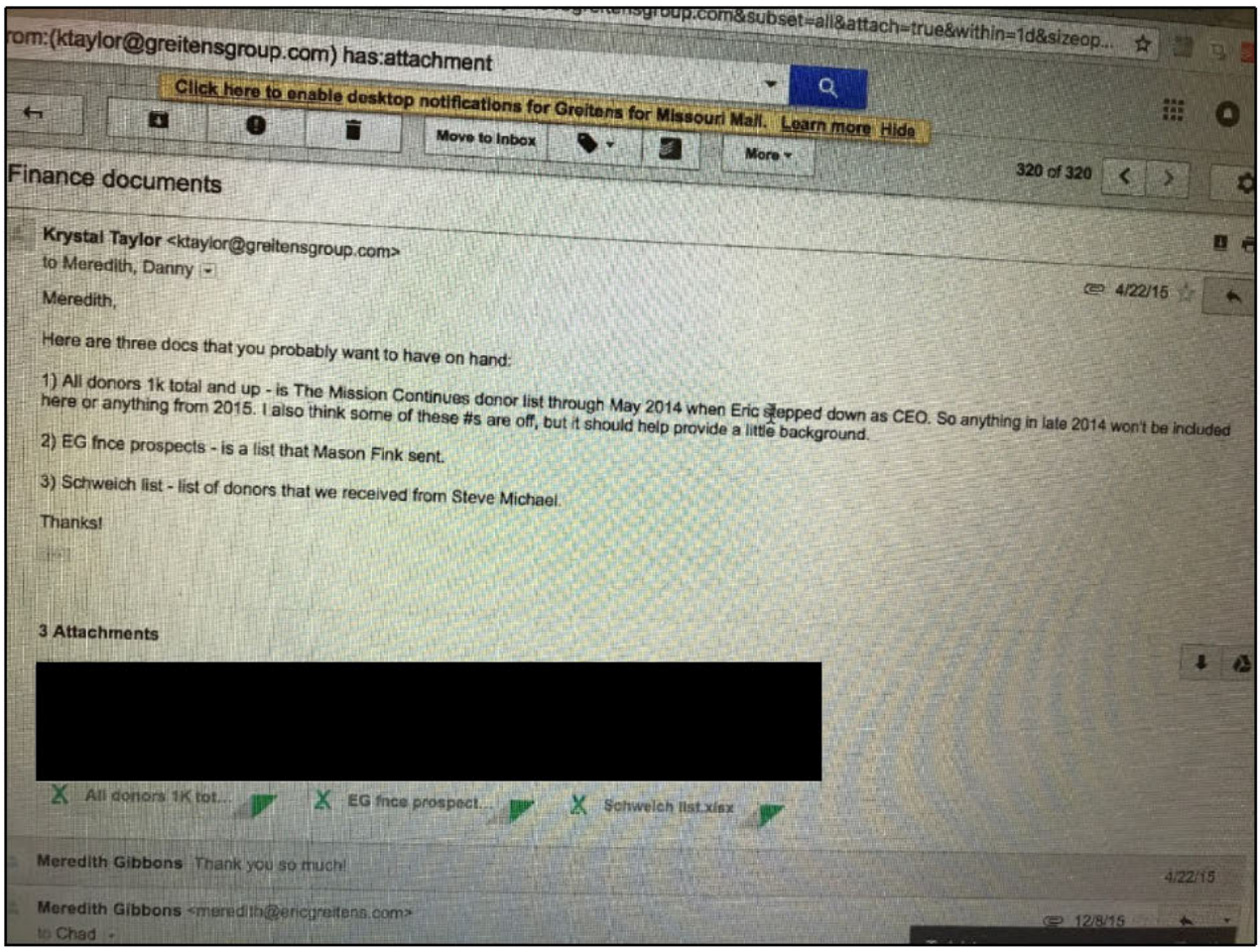

74. Proctor testified that she shared the list with Meredith Gibbons at Greitens' direction so that it "would be used for political fundraising."[117] She further testified that she was instructed by Greitens to use the lists for these purposes.[118]

75. Reichardt testified that she met with Gibbons for lunch and Gibbons "provided [her] with a list of people that Eric was considering asking for money for the campaign."[119] Reichardt testified that she could not recall the size of the list Gibbons brought to the meeting, but that, for the persons listed "she asked if any of them would be good prospects."[120] While Reichardt could not recall the size of the list or whether it was the same as the list disclosed in the transition email, she did recall that Gibbons asked about a particular large donor to The Mission Continues.[121]

[117] Tr. AGO Proctor at 123:12-24.
[118] Tr. AGO Proctor at 123:18-24.
[119] Tr. Reichardt at 30:18 to 31:1.
[120] Tr. Reichardt at 31:4-6.
[121] Tr. Reichardt at 49:23 to 51:3.

76. Proctor testified that she was aware of the meeting between Reichardt and Gibbons regarding the TMC list.[122] Proctor's "understanding was that Eric asked Lindsey to meet with Meredith" and that the meeting "occurred in probably mid to late 2015."[123]

77. In August 2015, Greitens stepped down from the board of TMC. Kympton explained,

> "[A]t that time, Eric notified both me and, as I recollect, our board chair that he was preparing to announce his candidacy for governor, and those conversations suggested that it was probably in the best interest of The Mission Continues, at that time to, and for Eric to step away from the board to avoid any types of conflict of interest that might arise as having a candidate for political office involved formally on our board." Kympton identified "the use of Mission Continues resources for political purposes" as an example of such a conflict but stated that the board was not aware of the use of the TMC list at that time.[124]

78. Kympton first became aware of Greitens' political use of TMC resources in August 2016, but did not yet have knowledge of the Greitens' campaign's use of the TMC donor list.[125] At that time, Kympton exchanged correspondence with Austin Chambers, campaign manager for the Greitens campaign for governor, regarding concerns about a "Greitens advertisement and fundraising campaign" that Kympton feared "jeopardize[d] [TMC's] status as a 501c3." In particular, among other things, Kympton was concerned with a link that "explicitly align[ed] [TMC's] trademarked name with a political campaign effort: https://donate.ericgreitens/com/mission-continues" and with a website video titled "Eric Greitens: The Mission Continues" which was on a fundraising page.[126] Chambers responded:

[122] Tr. AGO Proctor at 95:7-18.
[123] Tr. AGO Proctor at 96:1-19.
[124] Tr. Kympton at 38:16 to 39:3.
[125] Tr. Kympton at 39:19 to 40:5.
[126] Ex. 22

From: Austin Chambers [redacted]
Date: August 18, 2016 at 3:18:24 PM EDT
To: [redacted]
Cc: [redacted] Michael Adams [redacted]
Subject: Greitens Campaign Response

Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

The review and response from Mike Adams on behalf of Greitens for Missouri is attached.

So that you are aware, the video name on the internet has been changed, and the background image of the fundraising splash page is in the process of being swapped out today. The ad will remain on air, and there will be additional advertisements that mentions the great work of The Mission Continues.

If you have any additional questions or points, please let me know.

Thanks,

AC

79. Greitens' attorney Mike Adams responded, "Obviously, the Campaign wishes The Mission Continues nothing but the greatest success in its worthy cause and would do nothing to jeopardize its tax-exempt status." Adams then quotes and discusses IRS guidance that an organization would jeopardize its 501(c)(3) status by "[a]llowing a candidate to use an organization's assets … if other candidates are not given an equivalent opportunity." Adams and the Greitens campaign agreed to cease using a photo it took at TMC offices but failed to notify TMC that the campaign was using the TMC donor list for political fundraising.

80. News reports from the fall of 2016 indicate that cross-referencing the names on the TMC list with Greitens campaign donors reveals that the campaign raised nearly $2 million from persons or organizations on the TMC list.[127]

81. In approximately November 2016, an ethics complaint was filed against Greitens and Greitens for Missouri for failure to report the TMC list as an in-kind donation.

82. In a subsequent filing with the Missouri Ethics Commission, Greitens and his campaign admitted that the campaign used the TMC list for fundraising purposes.[128]

83. Documents and testimony from Hafner and Proctor establish that Greitens himself utilized prospective donor call lists that included information taken from the TMC list.[129]

[127] See http://www ky3.com/content/news/greitens-campaign-donations-396579511 html. The committee notes that it may begin the process of cross-referencing donors to reach a precise amount, but, due to the time constraints, has not done so yet.
[128] Ex. 11 at ¶6.
[129] Tr. Hafner at 33:11 to 37:11; Exs. 7, 8, 9; Tr. Proctor at 35:3-5.

84. In April 2017, Greitens signed a Joint Stipulation of Facts, Waiver of Hearing Before the Missouri Ethics Commission and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law in *Missouri Ethics Commission v. Greitens for Missouri and Eric Greitens* in MEC Case No. 16-0107-1.[130]

85. Greitens admitted that the campaign used the list to contact donors.[131]

86. Greitens asserted that the TMC list was an in-kind contribution received from Danny Laub on March 1, 2015 and had a value of $600.[132]

87. On April 28, Greitens signed an amended campaign finance report for April 15, 2015, which also asserted that Laub donated the TMC list on March 1, 2015 with a value of $600.[133]

88. Greitens electronically signed below the statement, "I certify that this report, comprised of this cover page and all attached forms, is complete, true, and accurate."[134]

89. In fact, however, the list was not an in-kind contribution from Danny Laub:

a. Laub was never an employee of TMC, and thus, was not able to authorize disclosure or use of the list; and

b. The list was sent to Laub and Hafner by Proctor at Greitens' direction.[135]

90. Laub testified that Austin Chambers called him on April 24, 2017.[136] After exchanging pleasantries, Laub described their conversation:

> And then Austin says to me, "I don't know if you know this, but there's a bullshit ethics complaint filed against us by the Democrat party about this Mission Continues donor list." And he said, "I need someone who was on the campaign at the time, because I wasn't, to put their name down so we can get this bullshit complaint dismissed. We will pay" – assuming him and the campaign – "will pay the fine, but we need to put someone's name down who was on the campaign at the time, and I was not." And he said, "Can we put your name down?"[137]

91. Laub testified that he told Chambers the Greitens campaign could "put [his] name down," which he "assumed … meant that [he] was the manager of the campaign at the time or in charge of the campaign at the time."[138] Laub learned a week later that "putting his name down"

[130] Ex. 11.
[131] Ex. 11 at ¶6.
[132] Ex. 11 at ¶10. See Ex. 34 for email negotiations on the value of the list between Greitens' counsel and the MEC.
[133] Ex. 10 at 2,9.
[134] Ex. 10 at 1.
[135] Tr. Hafner at 39:4-10.
[136] Tr. AGO Laub at 269:2-11.
[137] Tr. AGO Laub at 270:3-17.
[138] Tr. AGO Laub at 270:18 to 271:2.

as the donor of the TMC list "was not what I thought I told Austin on the phone he could use my name for."[139] Instead, Laub testified that he had been "affirmatively misled" by Chambers.[140]

92. Laub testified that if Chambers had not misled him that he "would never have agreed for it to be perceived or otherwise that I in-kinded a list that I did not in-kind."[141] Laub testified he would have never authorized Chambers to use his name as someone who donated the list "because that's untrue."[142] Further, Laub testified that the TMC list was not donated to the campaign on March 1, 2015.[143] Instead, he testified that nothing happened with the TMC list on that date.

93. Laub agreed that Greitens' amended campaign finance report regarding the TMC list as an in-kind contribution was "false in every particular."[144] Laub further testified that everything of substance in the settlement agreement between Greitens and the MEC was untrue.[145]

a. Laub did not contribute the list to the campaign. Instead, it was contributed by Greitens himself through his directions to Proctor.[146]

b. The list was not donated to the campaign on March 1. Instead, its first use that Laub could remember was in December 2015, and the email records show its disclosure and use on January 6 and January 7.[147]

94. Laub stated that the "whole document made [him] sick … because it was misrepresented [and] because [he] was in a round of news stories falsely portraying what happened."[148]

[139] Tr. AGO Laub at 272:12-20.
[140] Tr. AGO Laub at 275:18-22.
[141] Tr. AGO Laub at 276:2-4.
[142] Tr. AGO Laub at 277:18-22.
[143] Tr. AGO Laub at 278:2-5.
[144] Tr. AGO Laub at 278:22 to 279:1.
[145] Tr. AGO Laub at 281:7-12.
[146] Ex. 3; Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.
[147] Ex. 3.
[148] Tr. AGO Laub at 282:14-20.

MISSOURI HOUSE OF REPRESENTATIVES
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

SUPPLEMENT TO COMMITTEE REPORT #1

April 30, 2018

Chairman Jay Barnes

Vice-chairman Don Phillips

Ranking Member Gina Mitten

Rep. Jeanie Lauer

Rep. Kevin Austin

Rep. Shawn Rhoads

Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

ADDITIONAL FINDINGS OF THE COMMITTEE

1. On Thursday, April 12, 2018, Greitens posted a public statement to Facebook in which he claimed that video of an interview taken by the Circuit Attorney's office "undermined the narrative" and "directly contradicted allegations in the House report." Specifically, Greitens claimed Witness 1 "never once mentions any coercion" in the videotaped interview.[1] However, Witness 1 described the same facts regarding the morning of March 21, 2015 in her interview with the Circuit Attorney's office as she did with this Committee. For example, compare:

Circuit Attorney Testimony	Committee Testimony
And I was like, "I'm leaving and went to go upstairs, and he took me in his arms and was like, no, no … you can't leave like this. You can't leave. Come here. And lays me down on the ground where I'm laying on his, like, basement floor in the fetal position.[2]	I was like, "No, I'm leaving, I'm leaving." And I start walking out – or going to go up the stairs, and he grabs me and like – like in a bear hug and was like, "Shh, shh, it's okay, calm down, calm down, and like lays me down on this ground in the basement.[3]
I'm crying, like, hysterically at this point. And he was like, shush, it's okay. It's okay, It's okay.[4]	I was laying next to him just crying, like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay.[5]
[H]e proceeds to undo his pants and take his [penis] out of his underwear or whatever. And like, put it near my face.[6]	He starts undoing his pants, and he takes his penis out and put it, like near where my face is.[7]
I gave him a blow job at this point.[8]	So I gave him oral sex at this point.[9]
I just felt like, I'm going to do this and he'll be satisfied that he had his little whore, and I'm going to leave and I'll never see him again, was what was going through my mind at this point…"[10]	I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be back at work, and he's not going to let me leave, because he's obviously still horny.[11]
"And at this point, just really coaxing me like a wounded little animal on the ground[.]"[12]	"Coerced, maybe. I felt as though that would allow me to leave."[13] And "It's a hard question [on consent] because I did it – it felt like consent, but no, I didn't want to do it."[14]

[1] See Ex. 26.
[2] Tr. CA at 13:23 to 14:3.
[3] Tr. W1 at 25:7-13.
[4] Tr. W1 at 14:4-6.
[5] Tr. W1 at 25:18-21.
[6] Tr. CA at 14:11-17.
[7] Tr. W1 at 26:4-6.
[8] Tr. CA at 14:17-18.
[9] Tr. W1 at 26:11-12.
[10] Tr. CA at 15:6-9.
[11] Tr. W1 26:6-11.
[12] Tr. CA 14:7-8.
[13] Tr. W1 at 74:2-3.
[14] Tr. W1 at 73:22-24

Circuit Attorney Testimony	Committee Testimony
[T]hen he says, I'm going to put a blindfold on you. He puts the blindfold on me. And at this point there's, like, really no talking. I really was standing there, like, I have no clue what the hell is going on. I'm probably just as much turned on as I am fearful as I am curious. You know, I don't even know. We hadn't kissed or anything.[15]	[H]e said, Follow me downstairs, I'm going to show you how to do a proper pull-up. So I did what he said. And at this point, I was intrigued, definitely, because I thought for sure he really has feelings for me.[16] I honestly was, like, in shock, because I was – I was intrigued, but I'm also – how – I'm not even talking to him. I'm not – we're not doing anything I want to do right now, but I'm intrigued enough and I'm letting him and I trust him – I don't know. No, I'm not talking at all at this point.[17]

2. Witness 1 testified to additional feelings in her Circuit Attorney interview, stating that, while performing oral sex on the morning of March 21, 2015 that she was thinking "the whole time – at this point, I hate him in my mind. I think he's disgusting. I hate him. I can't believe I'm down here."[18] She further stated, "I just felt super degraded, really disgusting."[19]

3. In his Thursday, April 12 statement, Greitens further noted that Witness 1 told the Circuit Attorney that she did not tell her friends about the slap until after a false report about the location of such an incident had been made in the media.[20] However, the testimony to the Committee corroborates that Witness 1 did not tell her friends about the slap until later.

a. Witness 1 did not claim to the Committee that she had told either of the friends who testified to the Committee about the slap contemporaneous to the event. She was never asked that question, but instead to identify people with whom she had spoken about her relationship with Eric Greitens in general.[21]

b. Neither of Witness 1's friends who testified before the Committee claimed that she told them about the slap in 2015. Witness 2 testified she learned of the slap "maybe a month or so ago when we had met up for dinner[.]"[22] Likewise, Witness 4 stated she learned of it "recently" after she "specifically called" Witness 1 to ask about it, and that, Witness 1 told her "that was true and that she was embarrassed."[23]

4. Witness 1's testimony on the slapping incident did not change. Compare:

[15] Tr. CA at 10:16-23.
[16] Tr. W1 at 21:14-19.
[17] Tr. W1 at 22:23 to 23:4.
[18] Tr. CA at 14:19-21.
[19] Tr. CA at 14:23.
[20] See Ex. 26, Greitens statement, "[S]he asked her two friends if they ever remembered her talking about a slap, and they both said no," referencing Tr. CA at 42:7-11.
[21] Tr. W1 at 58:4-8.
[22] Tr. W2 at 13:1-2.
[23] Tr. W4 at 18:13-16.

Circuit Attorney Testimony	Committee Testimony
[H]e said, I want to see you … she's gone Friday to Friday. On Saturday night … I went over to his house … And then we went upstairs into his … spare bedroom and were making out. And then he asked me if I had slept with anyone … And I said, yes, I have, with my husband. Because at some point I had ... And he slapped me across the face. And not like playful like. … And then as far as I remember, we talked about that. Because I asked him if he was maybe screwed up from being in the war? Like what – that was so bizarre to me that he would think that that was okay.[24]	[H]is wife would be out-of-town for a week. … And so on that Saturday, I went over to his house. …. [H]e has a spare bedroom upstairs and took me up there, and we were, like, making out at this point. … And he looks at me and asked me … have you been intimate with anybody? … And I said, Well, I slept with my husband … and he slapped me across the face, just like hard to where I was like, What, Eric, what in the heck? … And he just said, No, Like, that was – you're mine. … And I said, I think you're screwed up from being in the Navy. … That was just so bizarre to me.[25]

5. The Committee does not find anything in the Circuit Attorney interview that causes it to change its statement regarding Witness 1's credibility.

6. Greitens' claims about the content of the Circuit Attorney interview mischaracterize the actual testimony received and reviewed by this Committee.

7. On Wednesday, April 11, 2018, Eric Greitens stated this Committee's work was "based on the testimony of someone who said, under oath, that they may have been remembering this through a dream."[26] The Committee finds that Greitens' statement mischaracterizes the purported testimony cited by his counsel in the pending criminal case in the City of St. Louis. In a recent motion, Greitens' counsel cited Witness 1's answer to the specific question of whether she saw what she believed to be a phone on the morning of March 21, 2015. According to the motion of Greitens' counsel, Witness 1 answered, "… I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."[27]

8. Witness 1's answer to a specific question whether she saw a phone does not bear on her testimony about other events. To the contrary, her reluctance to state under oath that she specifically remembers seeing the phone adds to her credibility. Further, this is consistent with Witness 1's testimony to the Committee. When asked by the Committee if she remembered the

[24] Tr. CA at 26:18 to 27:12.
[25] Tr. W1 at 39:14 to 40:21.
[26] See Tr. Greitens Statement on Committee Report #1 at 2:22-25.
[27] See Committee Report #1 at ¶32, citing Exhibits 23 and 24. The Committee included purported quotes of Witness 1 from her deposition in the criminal case on the theory, explained in note 36, that counsel had an obligation not to mislead the court. The Committee further notes the ellipsis placed in front of the quote from Greitens' lawyers' brief makes it impossible for the Committee to determine her full answer to the question in the absence of the full transcript. Further, Greitens' claims about a recent video disclosed by the Circuit Attorney are demonstrably false. As a result, the Committee will no longer provide such deference to cherry-picked evidence.

first time she saw Greitens' phone she said "I don't know. That's a good question. I'm not sure."[28]

9. Greitens further stated, "Soon after this story broke, for example, the people who are attacking me now falsely claim that I slapped a woman while my wife was giving birth. It was absolutely untrue and slanderous and incredibly hurtful. It has also been 100 percent disproven, because it was impossible."[29] However, Witness 1 never claimed to the Committee or to anyone else of which we are aware that he slapped her at such time. Instead, she testified that Greitens slapped her in an upstairs bedroom while his wife was out-of-town.[30]

10. On or about Wednesday, April 11, 2018, Greitens sponsored advertisements on Facebook promoting his response to the House report, repeating his assertions that the Committee's work is a "political witch-hunt" and Witness 1's alleged "dream" statement.[31]

11. On the afternoon of April 16, after learning that the Committee was in possession of the video interview of Witness 1, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to said video interview. In an order that afternoon, the Court granted such leave "limited to the contents of the videotape interview of [W]itness [1]".

12. On April 17, at 12:07am, counsel for Greitens emailed the Committee a letter containing purported excerpts of testimony from the nearly ten-hour deposition of Witness 1 taken in the Circuit Court case. The Committee subsequently subpoenaed Greitens' counsel, the Circuit Attorney's office, and counsel for Witness 1 seeking the deposition video and transcript. The Circuit Attorney's office and counsel for Witness 1 informed the Committee that they supported the subpoena and desired to disclose said documents to the Committee. Defense counsel sought more time to respond.

13. On April 24, the Committee filed a Request that the Circuit Court in St. Louis City instruct the Circuit Attorney and defense counsel to comply with the Committee's duly-issued subpoena. The Request indicated that "the Circuit Attorney and counsel for Witness 1 [we]re prepared to honor the subpoena." Subsequent to the filing of the request, defense counsel refused to join the Circuit Attorney and counsel for Witness 1 and instead requested more time as well as a briefing schedule on the Request.

14. This Committee's charge is to determine the truth. Having claimed that the deposition testimony is helpful to Greitens, it is incumbent upon his counsel to comply with the Committee's duly-issued subpoena and to expeditiously provide it with the entire deposition transcript.

[28] Tr. W1 at 99:10-12
[29] See Ex. 25.
[30] Tr. W1 at 39:13 to 40:21; see also Tr. CA at 26:16 to 27:16.
[31] See Ex. 25. See Tr. Greitens Statement on Committee Report #1 for entire statement.

GOVERNOR OF MISSOURI

JEFFERSON CITY
65102

ERIC R. GREITENS
GOVERNOR

P.O. Box 720
(573) 751-3222

June 1, 2018

Secretary of State John R. Ashcroft
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Ashcroft:

I resign the office of Governor effective today, June 1, 2018, at 5:00 p.m.

Sincerely,

Eric R. Greitens
Governor

RECEIVED
JUN 01 2018
CHIEF CLERK

MISSOURI HOUSE OF REPRESENTATIVES
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State Representative
District 60

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Monica Allen (Washington University)
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Edwin Ernst (Hafner)
ece@sowersernst.com

Kim Gardner

Dear Counsel:

Please be advised that this office has received multiple Sunshine Requests for documents involving the House Special Investigative Committee on Oversight. You are receiving this correspondence because either your own communications, your client's communications, or documents produced on behalf of your client are putatively responsive to said requests.

We are currently preparing a response to these requests, and anticipate releasing documents not exempt by law before the end of the calendar year. Before releasing said documents, we will redact sensitive personally identifiable information and contact information.

The purpose of this notice is to afford you the opportunity to consider any actions you deem necessary for you or your respective clients.

Please confirm your receipt of this communication.

Sincerely,

Rep. Jay Barnes

CIRCUIT ATTORNEY
CITY OF ST. LOUIS

Kimberly Gardner

CARNAHAN COURTHOUSE
1114 Market St. Room 401
St. Louis, Missouri 63101
(314) 622-4941
FAX: (314) 622-3369

December 13, 2018

Representative Jay Barnes

Chairman
House Special Investigative Committee on Oversight
Missouri House of Representatives
201 West Capitol Ave
Jefferson City, MO 65101

Re: Missouri Closed Records

Dear Chairman Barnes:

The Circuit Attorney's Office honored the May 15, 2018 subpoena of the House Special Investigative Committee on Oversight. In its response, the Circuit Attorney provided portions of the Circuit Attorney's legal and investigative file for two cases: State v. Greitens, Cause No. 1822-CR00642 and Cause No. 1822-CR-01377.

As you are aware, sometime after its production, the Circuit Attorney dismissed by *Nolle Prosequi* both cases captioned State v. Greitens. Upon dismissal of the cases, all government records relating to their investigation and prosecution were closed under Section 610.105 RSMO. Specifically, RSMo. 610.105 provides:

> If the person arrested is charged but the case is subsequently nolle prossed, dismissed, or the accused is found not guilty or imposition of sentence is suspended in the court in which the action is prosecuted, official records pertaining to the case **shall** thereafter be closed records when such case is finally terminated except as provided in subsection 2 of this section and section 610.120 and except that the court's judgment or order or the final action taken by the prosecutor in such matters may be accessed. (Emphasis added.)

Section 610 covers the Circuit Attorney's production of records pursuant to a subpoena of an official legislative body. All the records produced by the Circuit Attorney are closed and may not be disseminated in violation of Missouri law. These investigative and legal records are closed as official records without regard to what government agency possesses them. The House Special Investigative Committee on Oversight is a government agency in possession of the official records of matters dismissed by *nolle prosequi* and may not release those records to anyone. The Circuit Attorney objects to the release of any of the documents provided as the release would violate Missouri law.

Additionally, the Circuit Attorney in preparing its subpoena response had conversations with you and the Counsel for the Committee, Edward "Chip" Robertson. The Circuit Attorney was assured that documents produced by subpoena were solely for the official use of the Committee itself. The Circuit

Attorney would worked to quash the subpoena had she not received such assurances as these official law enforcement records are controlled strictly under 610.

After receiving notice on Monday, December 10, 2018 from Ryan Clearwater of the Representative's intention to release the closed records of the Circuit Attorney in the possession of the House Committee, Circuit Attorney staff reached out to Edward "Chip" Robertson. He explained that he assured Circuit Attorney staff that the items sought by subpoena were solely for Committee use. Mr. Robertson indicated he is willing to sign an affidavit or testify should litigation be necessary.

The Circuit Attorney is hopeful this letter will provide the parties context and prevent the violation of RSMo. 610. If the staff, Committee or any Representative, intend to release the records obtained from the Circuit Attorney, contrary to the agreement and despite 610, please notify the Circuit Attorney immediately and before such action is taken. If the Circuit Attorney does not hear by December 14, 2018 that the closed records will be protected she will take action to uphold the law.

The Missouri Attorney General's Office provided information to the Circuit Attorney's Office about the nature of these records. Their guidance was that these files were closed under Section 610 with the exception of two documents: the court's order dismissing the action and the prosecutor's final action (memorandum of *Nolle Prosequi*.) In light of this guidance and the actual the parameters of Section 610, another option available to the Committee is to return the closed records to the Circuit Attorney to prevent an inadvertent violation of the law.

Please contact me at 314.622.4941 or 314.606.9698 with any questions, concerns or comments. Thank you.

Respectfully,

Rachel A. Smith
Special Assistant Circuit Attorney

c. Rep. Curtman
Hon. Edward "Chip" Robertson
Ryan Clearwater

HUSCH BLACKWELL

Catherine Hanaway
Partner

190 Carondelet Plaza, Suite 600
St. Louis, MO 63105
Direct: 314.480.1903
Fax: 314.480.1505
catherine.hanaway@huschblackwell.com

December 17, 2018

Representative Jay Barnes
State Capital Building
201 W. Capital Avenue, Room 115J
Jefferson City, MO 65101

Dear Representative Barnes,

Thank you for informing me that your office received Sunshine Requests for records involving the House Special Investigative Committee on Oversight. I write today to ensure that your office does not release documents that belong to our clients, which they made available to the Committee and which may still be in your possession.

As you recall, we provided numerous documents to the Committee during its investigation. Those documents were private and confidential, and we provided them subject to the express agreement that they remain confidential. Pursuant to that agreement, the Committee provided assurances that it would disclose only those documents that, after specific consideration, were necessary to append to a Committee report. We agreed that only necessary documents would be attached to a report since doing so MAY make the attached confidential documents House records.

We understand how section nineteen of the recently enacted 2018 ballot measure Amendment One presents you and your office with a novel question. We maintain, though, that Amendment One does not apply retroactively and thus is inapplicable here. Since these documents were not records under the pre-Amendment One Sunshine Law and existed prior to it taking effect, they are not subject to production. But even if the expansive definitions in Amendment One did apply retroactively, we maintain that the documents we made available to the Committee do not qualify as "legislative records" under the new amendment. They do not pertain to any official acts of the General Assembly, the House, or the Committee. Nor do they relate to legislation or legislative business. Rather, they are documents that belong to our clients but that may continue to be in your possession.

The practical consequences that would result if the General Assembly concluded that our clients' documents are public records could not have escaped you. If documents provided to the General Assembly were deemed public records, parties would refuse to cooperate without a

HUSCH BLACKWELL

subpoena and then assuredly would fight its enforcement with vigor through protracted litigation. Such a position would impede the legislature's ability to conduct oversight and investigations, duties central to the institution that we both sincerely respect.

In sum, please do not release the confidential documents that we made available to the Committee but that continue to belong to our clients.

Sincerely,

Catherine Hanaway
Partner

CH

STATE OF MISSOURI

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT HEARING

MARCH 6, 2018

No court reporter was present and no transcript exists.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

MS. [redacted]

MARCH 7th, 2018

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Ms. [redacted]

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EXHIBITS:

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Reporter's Note: Exhibit 1 was retained by the panel.

APPEARANCES

Mr. Jay Barnes, Chairman
Mr. Alex Curchin, Senior Counsel/Legislative Director
Representative Don Phillips
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:

Ms. Alix Hallen
Mr. Bryan D. Scheiderer

The Court Reporter:

MS. LISA BALLALATAK, CCR
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(The hearing commenced at 8:02 a.m.)

MR. BARNES: I call to order this meeting of the House special committee on investigative oversight.

Mr. Secretary, please call the role.

MR. CURCHIN: Chairman Barnes.

MR. BARNES: Here.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Here.

MR. CURCHIN: Representative Lauer.

MS. LAUER: Here.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Here.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Here.

MR. CURCHIN: Representative Rhoads.

MR. RHOADS: Here.

MR. CURCHIN: Representative Pierson.

MR. PIERSON: Here.

MR. BARNES: All here and accounted for. Seven present, so everyone is here. So everyone knows that in order to -- state your questions clearly and loudly enough.

Good morning. Thank you for being here.

While Mr. Simpson is getting coffee, have

you ever given testimony before?

[redacted]: I don't know if I can say.

MR. BARNES: Okay. And that's a fair question.

This is going to be a conversation, and if there's any question that we that you don't understand the question, it's important to just say, Stop, I don't understand what you're asking. If you can't hear us, stop us. If you need to stop for any reason, feel free to stop and use the restroom, whatever -- for whatever purpose.

Now that Mr. Simpson is back, we're going to administer the oath.

[redacted]

being first duly sworn, was examined and testified as follows:

EXAMINATION

BY MR. BARNES:

Q. Can you state your name.

A. [redacted]

Q. And, ma'am, how long have you known Eric Greitens?

A. Since, like, 2013.

Q. What were the circumstances in which you came to know Eric Greitens?

A. He came into the salon for a haircut.

Q. Okay. So that was 2013. How was your relationship -- how long did it go? How did it start? Can you describe as a client what it was like?

A. It just started where he -- I believe he came in to a couple of my coworkers beforehand, but once he came to me, he became a regular client of mine. And -- I don't know. I saw him pretty regularly, unless he was traveling. Seemed pretty typical, except for I would say we had a lot of -- I mean, I had conversed with most of my clients pretty often, but we got to know each other pretty well, and I thought he was great. I thought he was this perfect guy. I probably knew too much about what he had maybe done in the past, as far as -- I knew -- I knew that he was an author, I knew he was a motivational speaker, I knew he was a Navy Seal, I knew he had volunteered at the Mother Teresa House, I knew that he -- I mean, he -- to -- I mean -- I guess he -- I don't want to say that he was speaking highly of himself, but he found a way to tell me these things, and so I thought he was just wonderful.

Yeah, other than that -- I mean, I think

it was pretty typical.

Q. When did -- at what point in time did you see him socially outside of the context of your workplace?

A. That wasn't until March of 2015.

Q. And can you describe how that came about?

A. So I hadn't seen him for about a six-month period, which was pretty abnormal, and I noticed it. The time before he came in -- so that would have been the summer of 2014, I knew that his wife was having a baby soon, and I had just gotten back from a vacation with my whole family, and I mentioned something about my husband not letting me go to the gym without him being with me -- and he didn't exercise, just to kind of -- I can't remember how the conversation went, but I know that in that conversation that happened in August --

Q. Do you mean your husband didn't exercise?

A. He didn't -- right. Exactly. My husband. Eric did. He asked about the trip, and I said, They had this really cool gym, but going to the gym was a little annoying at times because my husband refused to let me go by myself, and he would sit there, like, at the machine, the equipment next to me just to watch me and make sure nobody was watching me

sort of thing. And I don't know that I went into that detail with him. I just said, Oh, yeah, it was really cool, except for I had my -- my husband, who didn't really exercise, kind of watching me.

And that was the first time that I felt like -- maybe the other times where he had boasted about himself a little bit -- he had brought me books -- signed books in the past that I didn't ask for. He would, like, stop in after his visit. So maybe had flirted a little bit here and there, but that was the first time that summer. After that conversation, he was like, Tell me about your husband. I mean, what does he look like? I picture him being this, like -- you know, very confident, tall, you know, handsome man. And I was like, No, my husband is an artist. He's not a big guy, he's -- he's an artist. He's an emotional guy -- you know, it's -- and then -- it just felt a little bit, like -- a little flirty.

And so after that day -- I didn't see him --

Q. So that was in the summer/fall of --

A. Summer of 2014.

Q. -- of 2014?

A. Yes. And then I didn't see him at all --

I had heard that following February that he was running for office. And then in March, he came in. And so this would have been the very beginning of March, maybe -- [redacted] birthday is March 7th, and I know it was right around then.

Q. He came in for an appointment?

A. He came in for an appointment. And that week prior to, my husband and I had just separated, and he had just moved into his brother's house -- or was sleeping at his brother's house at that time. So when I saw Eric was coming in that time, I was super nervous because he was one of -- you know, really, my only client that I had somewhat of a crush on and thought he was this great guy, and so I just felt kind of nervous having him come in, and because I thought that maybe he didn't come in to see me after that time because he felt bad flirting with me, because he was having a baby soon.

So --

Q. So what happened, like, March -- at that appointment in early March?

A. So he came in and went to go give me a hug, [redacted] it's great to see you, and he noticed I was visibly shaking. So this is the morning -- he was my first client. And he was like, Oh, you seem

kind of shaky. Did you exercise? Did you not eat? And I was like, Oh, yeah, no, I didn't -- which was not the case; I was just super nervous. And he was like, Okay, well I'll be right back. And literally just took out the door -- or ran out the door and went across the street to Straub's and came back, and he had, like, a protein shake and a banana and chocolate and a water. He's like, [redacted] just sit down and talk to me before you start the appointment. I want you to be -- you know, feel good. And so we sat there and talked for a few minutes before I started his appointment and just filled him in -- I had started school again, and I had started CrossFit. And he had mentioned that he was running for office.

So that was about it. And then once we sat down and I was cutting his hair, it was really obvious that he was flirting with me, to me. [redacted] you look incredible. You look better than you've ever looked. You're glowing today. I mean, this is just crazy. Something is going on with you. You just look beautiful. And so I was shampooing his hair -- this was at the end of his appointment. And I had just finished, but he was still laying back in the shampoo bowl, and I was standing next to him

and -- describing a conversation I had with one of my professors, and I noticed -- I could feel his hand on my leg. And at first I just ignored it, thinking, like, This really -- he's not really -- and then he kept doing that and staring at me while I was telling him the story. So I just kept continuing the story, and then he, like, moved his hand all the way up to my crotch, at which point I stepped back and was like, What are you doing? And he just laid back and kind of looked up at me like, I don't know, and didn't say anything.

So I just walked back to my chair, and he followed me back there. And I was blow drying, not saying anything at first, I just looked at him and said, Is that why you didn't come in for all of this time? And he just said, I don't know.

So -- and I had a coworker right next to me, so we didn't discuss what had just happened, why he felt like that. I went to go walk him up to the front, and he asked -- or [redacted] let me show you this thing over here -- he wanted to talk to me about it, and I just said, No. You're married and I'm married. Because I didn't tell him I had just separated. I didn't mention my husband at all. And he said, I know -- like, I know, but -- whatever --

I have these feeling -- I don't know. There was just so much unspoken. So I just walked him up to the front, he left.

Later on that day, he shows up dressed in his suit and everything, and he had a book for me -- his newest book -- and left it with the girls at the front because I had a client. And later on -- I believe it was that night, I received an e-mail from him, which -- the only reason why he had my e-mail was because maybe a year, year and a half prior to, he had asked me for my e-mail so he could send me book suggestions -- because that's the other thing we talked about a lot was what we were reading. But he never used it, he never e-mailed me, so I had totally forgotten he had even had it.

So that night he e-mailed me with: Hey, I -- great to see you as always, I dropped off a book for you, let me know that you got it. Also, is there a better way to reach you because sometimes it's hard to book an appointment with you. To which I thought about it before I wrote him back what I was going to write, because I knew -- he doesn't know that I'm newly separated. He also doesn't know my husband is extremely controlling. He looks through everything of mine. My phone, my Facebook,

my everything he had access to, and he was obviously extremely -- paying attention to everything at this point, too, so ...

So I e-mailed him back with, Great to see you, too, but you -- here is my cell phone number -- oh, because I also didn't want to say, Well, you can't have my cell phone number, because I didn't want him to think I'm extremely angry at him, because I was at least curious. Did he have the same feelings for me? Was he going through something similar with his wife? Why did he feel like he could do that? Because he didn't know I was separated. So, anyway -- so I was at least curious. I didn't want to talk to him, but I did want him to call me. So I said, Well, here is my cell phone number; however, the best way to reach me is to still go through the salon, they'll let me know if you can't get an appointment so I can try to get you in.

Q. Okay. So that is approximately March 7th?

A. Yes.

Q. Okay. When was your next contact with him after that?

A. So he called my cell phone that -- a phone call I missed because it was [redacted] birthday. I

knew it had to be him because it was a D.C. number, and the only other person I knew that had a D.C. number was my friend [redacted] and it would have showed up as her name. So -- so I called him that following Friday -- so that would have been most likely on a Sunday. And then that following Friday, I called him back, and we were trying to have a conversation in code of sorts of like, I'm really -- my friend is really curious -- she's in a situation. She was really curious what happened and why, because this person -- you know, it was kind of in code. The way he was talking, I could tell he was most likely at his house because he wasn't really talking. And -- so he said, Actually -- hey, can you meet me outside of Starbucks in an alley -- oh, because he asked me where I was, and I said -- I was in the Central West End with some of my friends at --

Q. Hold on. Let me slow you down, because I'm confused by the timeline.

A. Sure.

Q. So you missed a call from him on [redacted] birthday?

A. Right. Yes.

Q. Okay. And then you called him -- I

believe it was the following Friday?

A. Yes.

Q. Okay. And you were having this conversation in code the following Friday?

A. Correct. Yeah, I went --

Q. So that would be approximately -- it's around March 14th or so -- March 13th would have been a Friday.

A. Yes.

Q. Okay.

A. Okay. So he asked where I was, and I said I was at a restaurant in the Central West End -- a Mexican restaurant there. And he said, Well, can you meet me in a few minutes in the alleyway behind Starbucks, because I think I have a solution to your friend's problem. So I said, Okay. And I went over to kind of where he was talking about behind the Starbucks, and I was, like, shaking, because I was nervous to even be talking to him like this. And he kind of hugged me and just said, Listen, calm down, it's not -- it'll be okay. I have an idea of, you know, of a time when we can talk about this openly. Next weekend, my wife is going out of town, you can come over to my house, we can discuss these things, because I don't have -- you know, I have to get back

to my house in a minute. And I said, Well, I don't know if I can do that. I knew -- my husband's birthday was that following Friday. I also knew -- I don't know how this is going to go.

Really quick, just to back up, when Eric called and I saw that missed number, I saved it under my -- I saved his number under my friend [redacted] name, worried that if he -- because anytime my husband would see a number that he didn't recognize, he would either call it or text it, just to find out who is contacting my wife. So, meanwhile, during that week, he had done what I thought he would do, which was call that number, and he told me -- he made up a story about how he had to call [redacted] -- which he never called [redacted] -- I had to call [redacted] about something, but I called the number that was on there, and Eric Greitens's voicemail picked up, so what is going on with this guy? So I also didn't know what was going to happen with that with my husband and how I would feel about meeting him the next week, so we left it at, I will call you on Friday -- I told him I will call him on Friday when I'm leaving work and let you know if I feel comfortable coming over to talk about this. He said, Fine.

So that following Friday --

Q. So this would be March 20th?

A. Twentieth. And that is -- that was [redacted] actual birthday. I called him from my salon and I said, I don't feel comfortable coming to your house, can you please meet me at Starbucks or Coffee Cartel, something -- because I had told him I don't have any time other than before work on Saturday, I come could by that week before. He asked if I could come by that weekend, and I said that would be the time.

So, anyways, I said, Can we please just meet at Coffee Cartel or Starbucks. And he said, No, [redacted] I cannot be seen in public with you. I'm running for office. People are going to be out to get me, they cannot see me with you. And I said, What do they know we're talking about? We can just meet in that room -- Coffee Cartel has a back room. No. I cannot meet you in public. I'm telling you -- especially in the Central West End, people will being looking. And I know I said, Well, I'm not even going to have too much time. And he said, Well, I live right by there, so if you come to my house, if you come in through the back door, nobody will see you, we can talk, you can get back to work,

it'll be fine.

So he eased my mind enough that I said -- and I know during that conversation that we had on that Friday night -- because I said, No, I'm not comfortable being in your house -- I have never cheated on my husband at all. That was not my intention. I'm not going to come to your house -- I feel uncomfortable. And he said, I get it, but you -- I can't meet you in public. Just come to my house and we can still just talk. I said, Okay.

So that next morning, I came to his house and came in through the back door --

Q. What time was it?

A. Approximately, like, 7:00 a.m. on that Saturday.

Q. And this was before you had go to work?

A. Yeah. So I had to be at work by 7:45, 7:50.

Q. Okay.

A. So I came in through the back door, and he was waiting right there in the kitchen. And he was waiting and did this (indicating) to me as I was walking up.

Q. Can you -- can you describe --

A. Oh. Like making a shush motion.

Q. With his finger over his mouth?

A. With his finger over his mouth.

And so I just kind of stood there. And he grabbed my purse and my keys out of my hand and sat them at -- there was a countertop kind of right to his right, and he sat this down. And I watched as he went through my purse, taking stuff out and looking through my purse. And he, you know, looked at me a couple of times, basically telling me don't say anything. He searches through my purse, comes over to me and pats me down, like, head to toe -- I guess to see if I was wearing a wire. And then he went back outside, checked to see if anybody had seen me come in or whatever, and comes back inside. And at this point I'm like, Oh, my gosh. I guess this is a Navy Seal thing, maybe this is my -- that he knows my husband -- because I had told him on that Friday night, Just so you know, my husband saw that you called, and he is extremely controlling over stuff like this. I -- you know? So I thought, well, maybe he's doing this because he's worried my husband -- I don't know.

So I was shaking, I was so nervous. And he said, [redacted] it's okay, calm down. How much time do you have? I said, I only have, like, 45 minutes.

And he said, Can you come back later? What time do you get off work? And I said, No, I can't. I get off at four, but I have to go back and get my kids -- because my husband was staying at his brothers, but my kids didn't go there. I was responsible for them, if I wasn't working.

So, anyways, he said, Well, okay, I have this idea. And I thought about you so much, and I have this idea, and it's to make you feel good. I feel like you haven't been treated good in so long. And I said, Well, I want to talk to you. I want to know what is going on in your relationship. You don't even know what's going on in mine. And he said, I know, [redacted] but we don't have a whole lot of time. Have you exercised today? It was like he was on a mission, sort of, like this kind of high energy -- it was kind of high energy. And I said, No, I haven't exercised. And he said, Will you let me take you through an exercise -- like, through a workout? I just have this idea. It's going to make you feel so good and -- for whatever reason, I trusted him, thought this is okay, this is -- somehow we're going to get to this -- I don't know -- I'm going to leave here feeling more clarified that, obviously, he has feeling for me.

So he said, I have these clothes I want you to put on. He had clothes sitting on his countertop. I want you to go change into these -- take off all of your stuff -- take off everything you're wearing and put on these clothes. And I just kind of looked at him like, Oh, God, what do you have? And he said, Just trust me, just trust me. [redacted] I just want to make you feel good.

So I went -- he has, like, a little bathroom off his kitchen, and I went in there, changed into these clothes. The shirt was his -- like, a man's white T-shirt that he had cut a slit at the top, and the pants were men's pajama pants.

So I came out of the bathroom, and he said, Follow me downstairs, I'm going to show you how to do a proper pull-up. So I did what he said. And at this point, I was intrigued, definitely, because I thought for sure he really has feelings for me. He's definitely not going to take it to any -- past any point that I'm uncomfortable with because he respects me and -- you know? And maybe this is going to be some sort of hot workout. We talked about exercising quite a bit. And the fact that he asked me to take off everything and put this on, I thought, Oh, this is going to be some sort of

sexy workout and -- I don't know.

So I follow him downstairs, and he says, Put your hands on the pull-up rings. And he had this gauzed tape stuff, and he starts putting it on my hands. And he was -- he kind of had this controlling sort of -- again, it was almost as if he had a -- like we were on a movie set. So he's got this whole thing down of what he was going to say or whatever, but he was super -- he was in a controlled state, which at this point was intriguing to me.

And so he takes this gauze tape and he puts it around my hands, and then he tells -- or then he takes a blindfold and puts a blindfold on me. And then he said, First, before we start a workout, you have to be hydrated and puts water in his mouth and tries to spit it in my mouth, at which point I realized he's trying to kiss me, but I don't even want to kiss him. So I spit it out, and he's like -- oh, sorry.

Q. I'm sorry. Have you said anything to him?

A. I haven't said anything.

Q. Okay.

A. I honestly was, like, in shock, because I was -- I was intrigued, but I'm also -- how -- I'm not even talking to him. I'm not -- we're not doing

anything I want to do right now, but I'm intrigued enough and I'm letting him and I trust him -- I don't know. No, I'm not talking at all at this point.

Q. Okay.

A. So I just spit it out. He does it and he's like, You're not going to be a bad girl, are you? Tries to do it again, to which I just let it dribble out, because I didn't even want to kiss him. So then he starts kissing me down my neck and he starts kissing kind of like down to my chest. And he takes the shirt and he rips it open. And then he commented -- I have [redacted] from having my kids, and he commented -- that was the only time that he broke character was -- he was like, What happened here on your stomach? Other than that, it was pretty much like he was in character, so -- anyways, he starts kissing down my stomach and gets to my pants, and he pulls down my pants, and then I hear him kind of, like, step back -- take a step back and I hear -- I can hear like a (indicating), like a cell phone -- like a picture, and I can see a flash through the blindfold.

And -- so, anyways, he says, You're not going to mention my name. Don't even mention my

name to anybody at all, because if you do, I'm going to take these pictures, and I'm going to put them everywhere I can. They are going to be everywhere, and then everyone will know what a little whore you are.

So I just stood there, because I was like, What the fuck? He doesn't have feelings for me, he just wants to fuck me. So, anyways, I was completely silent. I didn't say anything, especially -- so I didn't even -- my husband traveled for a living, and I didn't even let him get pictures of me. So I just stood there quietly, and then he came up close to me and he said, Are you going to say anything? Are you going to mention my name? Of course, in my head, I was screaming, Fuck, all I want to do is tell people right now. I'm dying. This is the most embarrassing thing that's ever happened to me. So I just didn't answer at all, and then he spanked me and said, Are you going to mention my name? And I said -- I just gritted through my teeth and I said, No. And he's like, Good -- now that's a good girl and was, like, back in his -- whatever -- you know, the thing that he had in his mind, the thing he was going to do with me. And he comes around front and starts kissing

down my stomach again. And as soon as he got, like, low on me, I just started freaking out and I started ripping down my hands. I was like, Get me out of here. I'm not ready for this. I don't want this. I don't want this. And then he stood up and started helping me take down this tape. He was like, [redacted] [redacted] calm down, it's okay. It's okay. I was like, No, I'm leaving, I'm leaving. And I start walking out -- or going to go up the stairs, and he grabs me and like -- like, in a bear hug and was like, Shh, shh, it's okay, calm down, calm down, and, like, lays me down on this ground in the basement.

Q. Lays you down as in -- did he --

A. Not, like, hard, like -- I mean, I was like a puddle of -- no. I just, like, was crying.

So he, like, hugged me, kind of like laid down with me. So he was laying there and I was laying next to him just crying -- like, uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay. That's all he was really saying at this point. And he was trying to, like, fondle my body.

Q. Are you still crying at this point?

A. I'm bawling my eyes out. Yeah, so I'm

still crying. And then he's like -- I can tell he's still, like, in it -- he's still in this -- in this thing that he's got in his mind of whatever he's doing, and he's still, like, messing with me. He starts undoing his pants, and he takes his penis out and puts it, like, near where my face is. And I'm like -- so this guy literally just wants me for this, and this is all he wants, and then he'll let me -- because at this point, too, I also know I have to be at work, and he's not going to let me leave, because he's obviously still horny. So I gave him oral sex at this point. And this -- and this -- and he finished. He did exactly what I thought he would do. He was just like, Okay. I literally got up -- he didn't stop me from leaving. I walked upstairs, want into the bathroom, got dressed, and left and went to work.

So I grabbed my purse as I was leaving the door, and it wasn't until I got to work that I realized, I don't have my freaking keys -- because I always put my keys inside of my purse, and -- so all day long, I just kept thinking, I don't know what to do. He's told me I cannot call him. He obviously will freak out if I call him. I have to get my keys. I literally can't leave. I can't tell

anybody else to go get them because then somebody is going to know.

Q. When you were leaving and gathering your stuff in your purse, you previously testified he took everything out of your purse.

A. And then he put it back in.

Q. Were your keys in your purse when you walked in the door?

A. No. I had them in my hand.

Q. Okay. And then you sat them down?

A. I didn't. He took them from me. He took my keys and he took my purse as he did that, and then he sat them down, and then he just went through my purse and he put that stuff back in there.

Q. Okay. So you're back at work and you realize that you don't have your keys?

A. Right. So all day long I just pondered what to do. At this point, obviously, I haven't told anybody. I just kind of made it through work that day and decided -- just made the ultimate decision -- because he never brought them back up there -- because that's what I thought, maybe he'll find some sort of excuse to bring an envelope to me or something.

So at the end of the day, I just make the

decision to walk down there. I knew he knew what time I got off work because he asked me earlier in hope that he would be, you know, waiting or whatever, which he was. I went in through -- or I walked up to the back door, and he was already in the kitchen and opened the door and said, You forgot your keys. I said, Yeah. And I was obviously pissed. And he said, You're angry. And I said, I'm really angry. I'm so angry. That is not at all what I wanted to do, Eric. And he said, I know, I know, I just -- I kept thinking about you. And I said, No, you took a freaking picture of me. My husband doesn't even have a picture of me. You took a picture of me. And he said, I know, [redacted] but you have to understand, I'm running for office, and people will get me, and I have to have some sort of thing to protect myself. And I thought about you, though, and I felt bad, so I erased it. To which -- you know, I didn't believe him, but at least he, like, acknowledged that it was messed up and had a reason why and -- so then I -- he said -- I said, Yeah, but I wanted to come here to talk to you. And he said, Well, ask me any question now, I'll tell you. To which -- I mean, that wasn't really the case, but because -- I don't know how many questions

I asked him. And, really, all he -- about his relationship, what is going on? What made you feel like you could do that, because I feel like if you were in a happy marriage, you wouldn't be doing that, you know? He just said, Well, my wife had a baby, we're not really intimate now, and that was really the only answer I got. Not that they were separated, not that -- you know, really, anything else, that was the only reason he gave me.

And we talked some, and he was back to kind of being that guy that I knew from the salon. It was extremely charismatic, very -- kept looking at me straight in my eyes and engaged -- like, I felt like he cared about me. He kept trying to hug me and touch me and kind of fondle me, meaning, like, maybe hugging me and trying to put his hand up my shirt. And at this point, it -- I was really kind of mixed, because I hated him from earlier, but I also loved the man that I knew before, so ...

I stayed there for about 30 minutes, maybe 45 minutes having this type of a conversation, having a calming, soothing -- and his excuse was, I fantasized about you for so long that, you know, I had this idea, and I thought you would really enjoy it. So whenever I went to leave -- and he and I

both agreed we wouldn't see each other under these circumstances again -- because I told him, I know I'm in a vulnerable state, my husband and I just separated. I don't know what's going to happen with that, I just know that I'm -- I don't know. I just feel so uncomfortable with all of this. I just said, I'm not ready for this.

So I left that day, and he -- with the understanding that we wouldn't see each other like this, but he would still come in and get a haircut. And that night I was supposed to be going -- I was supposed to hang out with a friend of mine -- my friend [redacted] And she called me, and I said, I can't go anywhere, can you please just come to my house? She said, Yeah. What's going on? I said, Just come to my house, please.

So she came over that night, and I told her what had happened, and she was just -- I couldn't quit crying. She laid with me in my bed. I couldn't fall asleep. So -- and her response was like, [redacted] that's -- this is really messed up. And I didn't even -- at this point, I didn't necessarily want her or anybody to think bad things about him, because it was so embarrassing to me, too. I didn't want him to not want me. It was so

embarrassing.

So I know -- the few friends that I told during this period of time, I just -- I didn't want to believe what they saw, you know, looking outside -- that wasn't -- I didn't feel the way that I feel now about it until way later. I was way too embarrassed to think about it. So I didn't sleep -- I didn't sleep. I called my friend [redacted] I believe, the next day and talked to her about it and told her, I can't -- all I can think about is my husband. I feel so awful. I'm sick about it. I feel like I have to tell him. And she's like, You know how he is, [redacted] he's going to freak out. He freaks out if you flirt with somebody. He will really lose his mind. And I'm just like, I know, but I'm not going to sleep if I don't tell him. I can't quit thinking about him. Because now, of course, he seems really great to me.

So --

Q. Let me pause. You mean -- "he seems really great to me." You mean your husband?

A. Yeah.

Q. Your ex-husband now? To him you're referring?

A. Yes.

Q. And so you called [redacted] the next morning and you told her what had happened the previous day?

A. Right.

Q. Okay. That would be Sunday when you called her?

A. Yes.

Q. Okay. So you had the conversation with [redacted] -- I'm sorry for interrupting. I want to go back where we were.

A. Sure.

Q. You had the conversation with [redacted] She said, Your now ex-husband is so jealous, what are you going to do? You said, I have to talk to him. I'm not going to be able to sleep?

A. (Witness nods.)

Q. Okay. And then?

A. And so another --

Q. Were you still separated at the time from your ex-husband?

A. Yes. He was still living at his brother's. So the day before I saw Eric, on [redacted] birthday -- on the weeks -- in the very beginning of our separation -- I mean, even right away, he just kept pushing me, my husband, asking me, Does this mean you want a divorce? You

have to tell me, do you want to divorce? He just kept pushing it and pushing it. We had that conversation I don't know how many times -- a dozen, maybe, between the very beginning of March -- it could have been the very end of February, whatever -- it was about a week before I saw Eric, I know that, until now -- this is March 20th, [redacted] birthday. When I got home from work that night, knowing I had just had that conversation with Eric, that I'm at least going to talk to him in the morning about how I have feelings for him or he has feeling for me or whatever, I get home -- and that night, [redacted] was going out for [redacted] birthday with some [redacted] friend, and he looked at me and said, I need to know tonight. Do you want a divorce or not? And I said, Fine, if you have to know tonight, yes, I want a divorce.

Q. This was on the 20th?

A. On the 20th. So the 21st, I see Eric, now a mess, as far as emotional -- I have no clue what's going on. And the 25th, I believe -- 24th -- 24th or 25th, at this point, I was going on almost no sleep, other than a few hours of sleep total over a four-day period. I make the decision that I have to tell [redacted]

MS. LAUER: I'm sorry. Who?

MS. [redacted]: I made the decision that I have to tell my husband.

A. So I told him, I have to tell you something, it's really sensitive. Can you meet me so we can talk about it? And he said, Yeah, we can meet in the parking lot -- we were at a parking lot by our house, and he asked me to get in his car, and I proceeded to tell him everything, except for -- I didn't tell him that Eric called me a whore. There's -- by that point, there is no way I can tell him that, because I thought -- even me just telling him anything -- he's gritting his teeth the whole time, like -- I am so angry. When my husband gets angry, he's really angry. And I know he's so jealous anyway, so -- and there's no way -- by the time I got to the point where even I gave him oral sex, I could not tell him at that point. Eventually, I did tell him -- because my husband and I got back together in July, and I told him, you know, everything.

And so after I finished that conversation, his response was, A, you know, I'm going to get this guy one day, I'm going to get him. And I just kept saying, Please, you cannot you can't tell anybody.

Don't tell anybody. Please, please, please, please, don't. And, also, after that day, it was, I need to get an apartment. I'm going to get an apartment, you're -- [redacted] is going to get an apartment, because -- I mean, you're exactly what I thought. You're a home-wrecker -- because he kept saying, you know, exactly what he knew would get to me. Probably one of the biggest things I felt so guilty about was I did go into a married woman's -- I went into a married woman's home. So he just kept saying that throughout this whole -- from that point forward was, you're a home-wrecker, you're a horrible person. You went to a married woman's home -- because he knew that -- even though we had newly separated, they were definitely married. So it was, you're a home-wrecker, you're a whore, you've cheated, you -- you know, I have to get an apartment, and we'll meet with a mediator.

So Eric came in for an appointment again maybe like a week and a half or two weeks later. And when he came in, the first thing, of course, he says is, You didn't tell anybody, did you? And I was just like, Oh, no, knowing that now -- telling my friends is one thing, because they wouldn't break my trust, but telling now my soon-to-be ex-husband,

who hates me, hates him, is going to do God knows what, you know, now this on my mind. So I just said, No, no. And he was like, Good, because I have to see you again. I cannot quit thinking about you. You're on my mind all the time. You're the most incredible woman -- you know, just complimenting, complimenting -- please tell me when I can see you again. Which, to me, felt so much better than, Okay, yeah, he doesn't think of me as a whore, he doesn't think of me as this thing that he just wants to get off with.

So he asked when was the next time he could see me. And from this point forward -- so this would have been early May, you know, maybe -- early to mid-May. I saw him a total of, really, five times that were consensual -- or wait, no -- I guess three times. One of the times is the first time, and then I saw him -- so the next time I agreed to --

Q. (By Mr. Barnes) Okay. So let me back up. You were not talking about what happened on March 21st?

A. Correct.

Q. Now you're talking about what happened afterwards?

A. Afterwards.
Q. And you said three other times?
A. Correct.
Q. Okay. Can you describe -- can we talk about each of those?
A. Sure.
Q. And sort of the -- just the general -- what happened in your relationship with Eric?
A. So kind of forward. So I meet -- here's March, and then I do his hair. We've agreed that, Okay, maybe the next time -- because he said, Could you come in early the next time I come in for an appointment to see me, and that way we can actually talk alone and whatever? So that next time I saw him was at the salon. I didn't typically -- the front desk girls would typically get there first, unless you had a client who had to be there early. So that day I did get the keys from the salon and he showed up maybe 30 minutes before his appointment, and that -- he would have been the first appointment of that day. So that would have been the next time that I saw him in more of a sexual sense or more of a social sense. When he showed up, I consensually kissed him -- so that would have been like the first time that I was -- that was totally my decision. He

came in -- at that time we stayed clothed and everything, but, essentially, made out. And then he -- my client -- my coworkers showed up, I did his hair, and he left.

And then my guess is -- this would have been three, four weeks later --

Q. So we're -- now we're --
A. In May.
Q. May? Okay.
A. I was sitting outside of the salon. There was a fountain outside of [redacted], and I was sitting out there reading in between clients, and he drove by and stopped his car and said, [redacted] come here. And he said, You just look incredible sitting there. You know, I want to see you so bad. What are you doing tonight, because I actually have the house tonight. Would you come over? And even though my husband had an apartment, the kids never saw the apartment. They never went there. They would stay with me every night, so I knew I couldn't be home late, because my husband was staying with the kids at my house until I got home, but I said maybe I could come by for a little bit. So after I left work that night, I went over to his house --
Q. What time was that? Five o'clock?

A. No. Probably 6:30, seven at the latest. Because usually I worked until six or 6:30.

And then I went down to his house, came in through the back way again. That time would have been -- I consensually partook in both of us -- essentially, oral sex. We were in his bathroom the whole time, pretty much. I wasn't there for a super long time. I don't know, maybe 45 minutes, an hour. I don't know. Left. There was nothing really crazy that happened that time or anything. And -- so then the next time that I saw him would have been -- wouldn't have been until, like, the end of June.

So he had come in to the salon at some point, maybe early June, mid-June and said his wife would be out of town for a week, and he wanted to see me during that week. And so on that Saturday, I went over to his house. I went -- I went out with a few of my girlfriends after work and then went over to his house afterwards. So this -- my guess would have been 10:00 p.m., kind of later. And at first was consensual, you know -- he has a spare bedroom upstairs and took me up there, and we were, like, making out at this point. My guess is at least seminude at this point. And he looks at me and asked me, [redacted] have you been intimate with

anybody? And I said, What do you mean? And he said, Well, since you and I started -- because he knew that I had been separated from my husband. And I said, Well, I slept with my husband -- because I knew at some point I had. And he slapped me across my face, just like hard to where I was like, What? Eric, what in the heck? You're married. Why would -- what do you mean? And he just said, No. Like, that was -- you're mine. This is -- what do you mean you slept with your husband? You are not supposed to be sleeping with him, you know? And I said, I think you're screwed up from being in the Navy or -- this is -- I grew up with a dad who was 0 percent physical with me ever. That was just so bizarre to me, you know?

So then -- I know we laid there and talked about him being in the Navy and what happened there. Because I know we talked about -- there was a bomb that went off -- I don't know. That was pretty much our conversation after that, because it was just bizarre.

Q. Let me back up. How -- you said he hit you hard.
A. Yeah, not like a playful, Oh, you silly; it was like, You're mine, what are you doing?

Q. With intent to harm or -- I mean -- I'm trying --

A. Just, like -- sure.

Q. I'm trying to get something other than just hard. Super hard? Did it knock you down?

A. It just swung my face.

Q. Okay.

A. I didn't have a bruise from it.

Q. Was it open -- an open hand?

A. Open hand. Uh-huh.

Q. Right hand?

A. So -- I don't know. That's a good question. I'm not positive.

Q. Okay. So you talked, and then what happened?

A. I left that night, and I know I saw him one more time that week. And at -- I believe it was -- so if that was on Saturday, on Sunday he called me and told me, I want to be able to talk to you this week. I got, like, a throwaway phone or, like, a burner phone to be able to call you. Because at this point, we really didn't have much communication outside of the salon. So he got this phone that he could call me on, I believe, on that Sunday. And I know we talked a few times that week,

but then I saw him one more time, which was in the morning before work. He asked if I would come over and work out with him. And I did that, came over -- we did exercise and went through, like, a workout, and then at the end of it, then it turned sexual in nature. And at first it was fine, and then we were in a position that would have been as if we were having sex, like doggy style, but we didn't ever have intercourse throughout all of the times that I saw him. So he was essentially, like, fingering me and -- but in that position, and out of nowhere, just, like, kind of smacked me and grabbed me and shoved me down on the ground. And I instantly just started bawling and was just like, What is wrong with you? What is wrong with you? And I just laid there crying while he was just like, [redacted] you're fine, you're fine. You know, not really -- I think he was just -- I don't know. Maybe that's normal, but, to me, it's not.

So after that, I got ready and left and went to work. And it was that day that at the end of the day, I went to leave work, and he was waiting outside of The [redacted] and he said, I need to talk to you, you have got to follow me, there's an issue. And I said, Okay. So I got in my car and pulled

out, and his car was right outside of the garage, and I followed him to -- off of Manchester by -- there was, like, a Kmart by there. Pulled into a parking lot by him, and he asked me to get into his car. And he said, Somebody has e-mailed my wife today. I think it's this Democratic operative that lives in my neighborhood. And, of course, in my mind, I'm like, it's my husband, I know he's been following me. I know -- I've seen people who he's had following me. A couple of his -- a friend and his friend's brother, you know, as well.

But, anyways, he says, I'm going to fly out. I'm going to go see her, convince her. You know, I -- what I've told her -- and I -- is that you were running in the neighborhood. You came in through the front door to get a -- you came up to the door to get a book for your daughter, and then I gave you a tour of the house, and then you went out the back way. I guess, just in case somebody saw me leaving the back way. So this is the story you're going to tell if anybody asks you.

And so I said, Well -- and so at this point, he finally agreed, Yes, you know, I can't see you like this, but I still want to come in and get my haircut. I said, No, do not come into the salon.

This is not fair to me, this is not fair to your wife, just leave me alone.

So I know he called me one more time that next morning early before he got on a flight to go to see Sheena to convince her that all of this was a lie and that this was nothing. And he told me he was throwing away the phone and that was, you know, going to be it.

So that following week, my husband and I had a -- our mediator appointment and -- to discuss the details of our divorce, and my husband was extremely kind to me for the first time since, really, all of our separation had started, and he's like, I don't want this divorce, she's the one that wants it, I'm really sad about it, I love her -- you know? And so after that we discussed, could we give it one last try? I told him, I will not be seeing Eric ever again, I know I won't. And so we decided, yes, we would give it one last try. And that's when we had conversation after conversation after conversation about what did I do with him? When did I see him? How did I see him? What exactly happened?

And in October, Eric came in -- or he was walking by the salon and came in to the front desk

and said, you know, Does [redacted] have anything available today? Well, her client after this one canceled if you, you know, want that appointment. So as soon as he sat down, I was like, Eric, you have got to stop. I'm back with my husband. And he's like, What? You cannot be back with this guy? What do you mean? You haven't told him anything, have you? And I was just like, No, but you have to leave me alone. I mean, what about your wife? And he's like, She doesn't think anything. Everything is fine. She doesn't think anything. So I said, Well, okay, just please don't -- don't come in, just leave me alone. And in that conversation, I felt like there was enough things said -- like, [redacted] you're on my mind all the time, that I thought, he's not going to leave me alone.

When I got home that day, I promised my husband if I ever saw him or talked to him, I would tell him. So I told my husband, Listen, he came in today. And my husband flipped out, got super angry with me, How dare you even cut his hair. And he said, He's going to continue to do this because he wants to maintain some control over you, just in case. And I said -- and part of me thought, regardless, I do think that's true, so I decided to

write that e-mail and sent him an e-mail just saying, Please think of everyone involved and just leave me alone. Don't come in at all. And then that was it. I never saw him again.

Q. So that was October of 2015?

A. Yes.

Q. And you have not since seen Eric Greitens?

A. No.

Q. Okay. Did Eric Greitens or anyone associated with him pay you or give you anything of value --

A. No.

Q. -- in exchange for -- let me finish my question, okay?

A. Oh.

Q. Did Eric Greitens or anyone associated with him pay you or give you anything of value in exchange for staying quiet about this?

A. No.

Q. Did Eric Greitens or anyone associated with him ever offer you anything of value in exchange for staying quiet about this?

A. No.

Q. Your ex-husband, I believe -- tell me if this is correct -- is the one who turned the audio

recording over to the media; is that correct?

A. Yes. So after that day, he kept saying, I'm going to ruin this guy, I'm going to ruin this guy. And it wasn't until October -- the reason why we for sure went to get a divorce is not simply because of this. When we got back together, my husband admitted to sleeping with five women -- with five women from the time that we first got separated, two of them being before his birthday, and then -- the only reason why -- the only reason why he admitted to it is because I met one of the women when we first got back together, and when I met her, I asked him if he had slept with her -- and he thought maybe I had asked her, because I actually spoke with her. So he admitted, yes, I did, but you are the one that wanted to separate, this is your fault. So -- and I agreed. You know, I was the one who asked him to go to his brother's, I am the one. And, plus, I felt so bad for him for what I had started with Eric. So that was fine. And then he admitted that following week that he slept with five women and -- but I just made the ultimate decision that if we're going to make this work, I can absolutely look past this. This was when we were separated, and I'm hoping for his forgiveness, too.

And then in October when I told him that Eric had come in, he told me, I still can't be married to you. Even after I sent the e-mail, he said, I still can't be married to you. This is way too -- too much. And so at that point, I just said, Okay. I am so tired. I am so tired of being shamed and hearing how horrible I am. Okay. And so then he kind of freaked out thinking, Oh, my gosh, it's really going to happen. So he said, Well, wait. I need to talk to you. You were right -- I had been asking him in that maybe month and a half or -- so just saying, Is there another woman involved? Because I had met a woman who he worked with, and I caught them talking alone in August at a concert that he had. And I asked him if she was one of the five women, and he said no, she's married, she has two kids, it's not her. And I said, Okay, I just knew something was weird. And so I kept asking him, Are you sure none of these other women are still involved? You aren't talking to any of them? Because he had access to everything in my phone -- he had everything, but I was not allowed access to his stuff because it was me who wanted the separation -- whatever.

So in October he says, Yes, there is

another woman involved right now, and I did sleep with one of the five again -- the one who I met. After I met her, after we were back together, they slept together again at some point while we were back together. And then there was another woman involved, which I believe to be the woman who he is still currently with. So she ended up leaving her husband -- it was just such a mess at that point. I'm like -- so now there's this woman, there's -- you slept with somebody else after we were back together -- so much. No, I -- I can't do it. This is too much. And then that's when he started with, Well, you're the one who wanted a divorce, this is your fault, you asked for this. Just wait, because your good reputation, [redacted] your outstanding reputation is going to be ruined and so is Eric Greitens'. You guys are going to go down because I have proof of it. And that was the first time he admitted he had proof, but I didn't see it; he just said it.

Q. So that was in October of 2015?

A. Yes.

Q. That -- his name is [redacted]

A. Yes.

Q. [redacted] started threatening you --

A. Yes.

Q. -- with the proof -- let me start over so we have a clear record.

In October 2015, [redacted] started threatening you with disclosure of the proof that he had regarding you and Eric Greitens; is that correct?

A. Yes.

Q. Okay. And how did he go about threatening you with that and for how long? Was it a one-time deal?

A. No. So it would be random texts that he would send saying, you know, You ruined your kids' family. You have coming to you what you deserve. I can't believe people don't see behind, you know, what you've done. Just wait, this -- you know, when Eric was running for office, you know, multiple times he would say things to me like, you know, If this POS gets into office, this is absolutely insane, he doesn't deserve this, just wait. And I just kept hoping he -- because I would just ignore it. I never would say, Well, you did this, too, or whatever, because at this point, I really just don't want to talk about it, I just want to move on, and I'm hoping he really did not record me.

So then right around the election, I had multiple people -- nobody came to me -- nobody from the media, nobody from the political world came and said, Tell me about your story, we want to run a story. Nobody did that. [redacted] started claiming to friends and family, anybody who would listen, You don't even know the story that's trying to come out, but I'm protecting [redacted] I've paid thousands of dollars to protect her. He also told me the same thing. You deserve it, but I'm -- I'm protecting you, even though you don't deserve it, [redacted] -- even though I don't deserve his protection.

And, again, nobody came up to me, nobody said anything until after the election. I had multiple people tell me that Koster's campaign had the information but decided not to use it, and that [redacted] had tried to get them to use it but refused to give them that tape at that point because that would prove that it was him, and also refused to go on record saying anything. And so at this point, I was just relieved that no matter how hard he was trying to hurt me, that somehow it wasn't going to happen until this past December. That was when the first reporter came in -- I'm in a different salon where I have essentially -- think of, like, a tiny home

salon. It's like a little room. And this woman comes in -- she had booked a fake appointment under a fake name, and she came in and announced that she wasn't there for a haircut, that she was working on a story about the governor. And I just started crying. I said, No. No, you do not understand how traumatic this whole thing is. I cannot go there. I have kids. My ex-husband is so, so vindictive, he wants to hurt me so bad. Please do not run this story. She said, Well, I understand, but there are some allegations. Some of these rumors are pretty disturbing. And I said, I understand that, but my ex-husband is so, so evil with this stuff. He just wants to hurt me. Please, please do not do this to me. I have children. I'm in school full time, I work full-time -- my life is so busy. So she was just after -- the only thing that I confirmed or denied was -- she said, There's a rumor that you got paid off, and I said, Well, that's not true. The rest of it, I didn't confirm or deny; I just essentially said, Please, I don't want to do this. And she said, Well, there are rumors of other women. And I said, Well, tell them -- that's one thing. If you find these other women, you can contact me, and I will talk to them, and that's how I left it. I

said, Thank you for, you know, respecting me -- because she seemed as though she was not going to do this story at all. She -- I gave her a hug. She left my salon, and I called my friend [redacted] who had known about the situation since the very beginning. She was one of my best -- she was the one that I saved his number under from D.C., and she's an attorney. And I said, [redacted] this woman just came in and I'm freaking out. And she said, She's not going to run a story without your word, [redacted] please, just don't say anything, and it'll be okay. You'll be fine.

And then she -- that woman continued to call me throughout that month, and I didn't answer ever. I received other missed phone calls. I never talked to anybody else. And then the day before it aired, I got a missed phone call from her, and she said on my voicemail, [redacted] I've just heard a recording with your voice on it and your ex-husband, and I know other media people have, too, and somebody is going to run this story, so we really want your word. And I called [redacted] and I said, [redacted] -- because [redacted] had asked me, They're not going to run it -- do they have any proof? And I said, Well, [redacted] has threatened me that he has this

tape, but I can't see him doing it because then it goes against his story that he's claimed to everybody that he's just trying to protect me, so I don't think he would use it, if he even had it. So when I called her and said they have this tape, [redacted] said, Just don't say anything. I will call her back. For all you know, it's really jumbled, you know, you can't even hear it. Because -- who knows. Maybe he had it in his pocket. So then the next day, she called -- she called the -- Lauren back. Because the reporter had texted me saying, Did you get the voicemail?

So [redacted] called her back and just said, Listen, my client was not aware of being taped. Where did you get this from? And she said at first she was not telling her, and then she said, Well, I got it from the ex-husband. And she said, Listen, she does not want any part of this. Please, do not do this. And she just said, I know, but somebody is going to run this story, we just want her word, to which she just said, No comment, no comment. And then three minutes before it aired, that woman, Lauren -- called [redacted] my friend, and just said, We're going live with it. He admitted to the affair. So that was the first time I ever heard

that. I asked my -- my kids were in my room, because I sleep with them sometimes, and I asked them to leave the room because I was going to watch an adult show. And then I heard it -- I heard it for the first time then, because I was hoping to God that it didn't really exist. And he said in that interview that he had to do -- my ex-husband -- because his daughter was being -- getting calls, which was so untrue. It was my daughter. I had a daughter when I was in college the first time, like, three years before I married [redacted] and [redacted] is the one who got the missed call. She had no clue what it was about. She thought it was about [redacted] neighbor, because they asked for [redacted] about an incident, and she just passed along the message; it wasn't a big deal. And then in the morning -- she was already asleep when that came on, and in the morning -- the morning after, I went downstairs and had to wake her up and tell her about everything and what she might see on TV about her mom.

So -- this just makes it so complicated, because I have -- it's not somebody who -- I didn't really know that wanted to put this information out there; it's the father of my kids. So ...

Q. I have four more questions for you, and

then I think we'll take a break.

The first three are questions I feel like I have to ask because there have been so many rumors swirling about, and the first two relate to something I think you've already answered but I want to follow up with the particulars.

Are you driving a new car?

A. No. I have a 2009 van.

Q. Okay. So you're not driving around in a Range Rover paid for by someone unknown?

A. No.

Q. Okay. Do you know where that -- is there any, like --

A. I know where that came from. So my current boyfriend just got a new job as a -- he's an [redacted] that will be traveling, and -- his work car that he got, before it came in -- or a company car, before it came in, he had two rental cars, one of them being an Infinity, like, bigger car -- I don't know what it is -- and one of them being a Tahoe. And so on two occasions I picked up my kids -- and this just happened. He just got the job in November, and he didn't get his current company car until maybe the beginning of February or something.

Anyway, so I showed up to pick up my kids

from my ex-husband in both of those cars, because as soon as this broke, my boyfriend said, Take my cars, do not drive your van -- because I was followed in my van by reporters. And so my sister-in-law went to go pick up my nephew from my ex-husband's house and said, Hey, just so you know, [redacted] says that you have some new car and that it's fishy how you got it. And I said, Well, no this is [redacted] rental car. But he never asked me about it, never -- you know, just to see, Hey did you get a car or whatever. The next thing I know, that's a rumor that reporters had asked Scott about.

Q. So the second question is about a rumor, and that is, Did you just remodel your house?

A. So I did kind of update my kitchen. I painted the cabinets and put new hardware on the cabinets. I did get new countertops and ...

Q. Did that cost, like, $200,000?

A. No. It cost a couple of thousand dollars, but I paid for it with my own money.

Q. Okay. The third question is of a relationship with Chris Koster. That is another thing that is bandying about the Capitol, and I feel like I have to ask you the question. Did you have any relationship with Chris Koster?

A. Zero percent. I mean, he was my client. He was my client, that is true, but nothing outside of that. He's like a father to me.

Q. And then the last question I want to ask, and then we'll take a break, is, other than the people in this room, and without revealing whether you spoke to a grand jury, who else have you spoken with about your relationship with Eric Greitens?

Now, let me start with examples, because you said [redacted].

A. Yes.

Q. And what is [redacted] last name?

A. [redacted], [redacted].

Q. And you said [redacted]

A. Yes. [redacted]

Q. And you said [redacted]

A. Yes.

Q. [redacted]?

A. Yes.

Q. But she was your lawyer?

A. Yes.

Q. She's a friend and a lawyer?

A. Correct. And she acted as my attorney in the very beginning until Scott took over for me.

Q. Okay. So other than the people in this

room, without revealing whether you spoke to the grand jury, is there anyone else with whom you spoke --

A. Prior to? My friend [redacted]. That would have been a couple of weeks later.

Q. [redacted]; is that correct?

A. Yes.

Q. Okay. And that week -- and she's been identified in something we received from your ex-husband. Of course, there's your ex-husband?

A. Yes. So that was it at that time. He had told -- he sat my family down -- at some point [redacted] when I was -- I took a vacation for the first time ever by myself. I went to Tucson to go hiking in early June, just to get away from this stuff, and he sat my family down while I was gone and told them everything -- told my mom, my sisters, my dad.

Q. When was that?

A. Early June.

Q. 2016 or --

A. 2015. He told friends, friends of friends, anybody who would listen what ...

Q. Hold on. He told your family?

A. He sat my family down when I was out of town and told them.

And then -- so at that time, that was all I had told. None of my coworkers -- [redacted] was my coworker, but none of them -- not even -- I have a really close friend that I didn't tell. She didn't know anything until this came out. She called me that night -- I mean, most people knew it was me because of my voice, but the only other people I told was -- right after the election, I was at a dinner with a group of, like, six girls -- one of them was turning 40, and all of the girls except for one are Republican and had voted for him, and they were talking political stuff. I was staying silent. At this point, they were talking about all of these women who were complaining about Trump, they're just babies -- I mean, all of these -- why did they care? And I don't know, it just got to me. I started crying. They said, [redacted] what's wrong? I said, Guys, I had something happen that I'm actually sensitive to Trump's comment about grabbing them -- grabbing women by the pussy whenever you have power like that. And they were like, What do you mean? And so I sat there at, like, a fancy restaurant with all of these women crying with them, telling them what had happened and -- you know, You guys do not ever tell anybody, please. And they all were like,

Why did you let us vote for him, you know? I said, because I don't want anybody to know, please.

So other than them, that was it. And then -- now I've just -- obviously, like I said, a lot of people have asked me about it because they knew my voice and they've heard from -- I mean, everybody, I feel like, knows.

Q. Okay.

MR. BARNES: Let's take a break and go off the record.

(A recess was taken.)

MR. BARNES: Thank you. After having taken a short break, I'm going to let vice chairman ask some questions now. And just so you can be aware of what our order is going to be here, we're going to go with our vice chair, ranking member --

MS. LAUER: Senior.

MR. BARNES: Senior, in terms of legislative experience, and then we're going to go in order of legislative age here. I'm the chairman of the said committee.

So Representative Phillips.

EXAMINATION

BY MR. PHILLIPS:

Q. Don Phillips. And is it all right if I

call you [redacted]

A. Yes.

Q. Okay. [redacted] you'll be pleased to know my questions will be somewhat brief. I think you have been very open, and I appreciate that, and I'm sure the other committee members do. So I don't mean to rehash some of those details that aren't comfortable for you, obviously, and -- I want to kind of cut to the chase as to what we're really doing here.

So one thing I wanted to ask about was the picture. Do you know absolutely for a fact that he took a picture -- I know he admitted taking your picture.

A. Yes?

Q. And did you just see the flash or what -- what did he use? His phone? Was that it?

A. Yes. I could hear it and I could see the flash.

Q. You could hear it click?

A. Yeah. It sounded like a cell phone click -- you know, like a (indicating).

Q. Okay. And was there a flash to you?

A. Yes. I could see it through the blindfold.

Q. Okay. Then as far as you know, if there

is a picture now, they're going to have to get it, like, forensically, they'll have to pull it up -- or -- do you think this phone is gone, he destroyed that particular phone, or would anybody have access to it?

A. That's a good question. I don't know. I would assume that he's probably gotten rid of it by now.

Q. Okay. All right.

A. But I'm not sure.

Q. Okay. Was there ever any attempt to blackmail -- I know what -- you testified what was said to you, but was there actually ever any attempt after that for any kind of blackmail or anything?

A. No. He would just ask me, Have you told anybody?

Q. Okay.

A. And it was just -- to me, that was kind of an understanding of, You're not going to tell anybody otherwise something will happen.

Q. Okay. Then -- since then, has there been any contact from him to call you and say, [redacted] this has all broken down, this has all broke in the media, my job as governor could be in trouble, you need to keep your mouth shut? Has he ever called

and said anything like that --

A. No.

Q. -- since the news broke?

A. No. His attorney reached out right after my attorney's name was released -- reached out to my attorney and essentially said, What does your client want out of this? And my attorney said, She wants this to not be the case. She doesn't want to be a part of this. She's a mother -- and he said, Well -- yeah -- I mean, that was the general conversation, was, essentially, Tell me what does she want out of this.

Q. So by "what does she want," did you interpret that to mean if you said, You know, I can think of a quarter million reasons why I can keep my mouth shut; did you interpret it as a question leading down that road, like what does she want, meaning monetary?

A. I took it more to mean does she want to fight my client on this?

Q. Okay.

A. Or is she just going to remain quiet and it's going to go away?

Q. Okay. So the tone -- you spoke directly to the attorney; is that right?

A. I did not.
Q. Oh, you did not?
A. Right. His attorney contacted my attorney.
Q. Okay. And so that was your take on it. You didn't see that as some attempt to buy you off or anything like that?
A. No.
Q. Okay. And then any other staff members ever get ahold of you after that? Any follow-up calls or --
A. No.
Q. -- anything?
A. Unless I missed a call that I don't know what it is. Nobody ever left me a message, and I never spoke to anyone.
Q. Okay. One other thing real quick. The thing that he's been charged with by way of grand jury is invasion of privacy. And -- based on that picture, that's going to be fairly hard to prove unless they've got a picture. My question to you is, if you feel comfortable answering it, do you feel like your privacy was invaded?
A. Yes.
Q. It's pretty obvious from what you said

that -- I knew the answer to that question, but I needed to be sure, because, you know, in one sense, you were willing to go there -- to the house. I mean, you weren't -- you didn't sign up for the other stuff. So, anyway, that's really all I've got, and I thank you, again, [redacted] for being here and being open and telling us some things that were pretty painful for you to share, so ...
MR. BARNES: Back up, because she was -- we had a head shake -- and I'm sorry to play the -- you said -- I'm sorry to play the lawyer role, but to make a clear record here, the representative asked you, You didn't sign up -- you came to the house willingly; correct?
MS. [redacted]: Yes.
MR. BARNES: But you did not sign up for the other things that happened; correct?
MS. [redacted]: No. No.
MR. BARNES: No, you did not sign up?
MS. [redacted]: No, I did not.
MR. BARNES: Thank you.
EXAMINATION
BY MS. MITTEN:
Q. Hi. I'm Representative Mitten from the St. Louis area, and, again, I thank you for being

here and I thank you for your courage and your candor. I can only imagine how difficult this whole thing has been for you, and my thoughts are with you in that respect.
So these are going to be some difficult questions, and I want to apologize in advance for them, but, first of all, you described it the first time on March 21st, when you came to Eric's house at approximately 7:00 a.m., that he grabbed your purse. Was that a forceful grab? Could you sort of elaborate on exactly what your sense was of how that happened?
A. I didn't pull it away from him, so he didn't have to pull hard, but he -- it wasn't -- there was no spoken word of, Can I look through your purse --
Q. Right.
A. -- it was just literally looking at me with -- making the quiet --
Q. The shh signal?
A. The shh signal. And then looking at me while he grabbed my purse and keys out of my hand, and then sat them over -- but looked back at me to make sure I'm still not talking, and then he started going through my purse.

Q. Okay. So you never obviously consented to him doing any of that?
A. No.
Q. Okay. Then did he search your purse at any other time -- during any of the other encounters that you had with him? So the second time, I guess, was in May of 2015, the third time would have been in June 2015. I can't remember if there was a fourth time or not, honestly, but --
A. No. The only other thing like that that he did was when I was in his car, he took my phone.
Q. Right.
A. Because my phone had vibrated at some point, and he took it to make sure that nothing -- it wasn't being recorded or anything, and he took my phone and sat it aside, that way I couldn't touch it while I was in his car.
Q. Okay. And then, again, that first time, in addition to grabbing your purse and going through its contents, he also then touched your person without your consent. Is that a fair characterization?
A. Yes.
Q. And you believe he was -- he was touching your whole person? In other words, your --

A. Correct.
Q. -- clothed chest, buttocks, that sort of thing?
A. Yes.
Q. Okay. Then -- how was that touch? How would you describe that touch when he was -- that you did not consent to immediately upon your arrival in May of -- excuse me -- on March 21st?
A. It just made me more nervous than I already was. But he was -- he seemed as though he knew what he was doing.
Q. Okay. Would you describe it as a forceful touch?
A. Yes. Not to hurt me, but -- yes. Not a gentle petting, but more, I'm going to see what's in here.
Q. Right. Okay. Okay.
Then during any of your sexual contacts with Eric, did he ever ask you for your consent beforehand? And I'm going to sort of run through some of these, just so that you understand the broad question, and we'll get a little more specific, but, for instance, did he -- did he ask for your consent before he tied you to the rings?
A. No. He just told me to put my hands on

the rings.
Q. Okay. And did he ask you for your consent before he placed the blindfold on you?
A. No. He just placed the blindfold.
Q. Did you object verbally or by action?
A. Not at this point. I was silent.
Q. Okay. Did he ask you for your consent when he tore the shirt that you were wearing -- it was apparently -- the shirt that he had provided you was torn, I believe, pretty quickly after you were blindfolded and bound?
A. No, he did not.
Q. But you did not consent to that -- to the tearing of that -- your clothing?
A. No.
Q. Or the clothing you were wearing? It wasn't really even your clothing.
A. Correct.
Q. And you may have answered this -- or testified to this, so I apologize to have to rehash this, but he tore the white shirt. Did he remove it or tear it all the way off of you?
A. He tore it, and then it was just kind of --
Q. Hanging?

A. Exactly. Because it was still on my arm.
Q. Okay.
A. But it was just completely open, I guess.
Q. And then you testified that you -- that he provided you a pair of male pajama bottoms that you were wearing at the time that you were in the basement. Were those -- was that piece of clothing also removed?
A. It was down at my feet.
Q. Okay.
A. So he pulled it down.
Q. So he pulled the -- he pulled those pants down to your ankles. Is that a fair characterization?
A. Yes.
Q. And you did not consent to that happening, either?
A. No.
Q. And then he -- you testified that he then kissed you, at least on your upper body?
A. Yes.
Q. And you never consented to that?
A. No.
Q. And -- there is some --
MR. BARNES: Did you consent to that? We

have an ambiguity question in the answer.
MS. MITTEN: Did you consent to --
MR. BARNES: Yes. Did you consent --
MS. MITTEN: To the pulling down of the pants.
MR. BARNES: Yes. Yes. But that's not what you asked initially, so I want to back up and -- again, clear record.
MS. MITTEN: Thank you. Thank you. I appreciate it.
MR. BARNES: Okay.
Q. (By Ms. Mitten) Did you consent to Eric to pulling the pajama bottoms down to your ankles?
A. No, I did not.
Q. Okay. Did you consent -- there's -- the transcript of the tape that we've sort of touched upon -- and I believe we'll touch upon more later -- indicates that he was touching you with his fingers. Is that -- did that happen?
A. Yes.
Q. On March 21st at the 7:00 a.m. -- in the basement, after you were blindfolded, after you were tied, he touched you with his fingers; correct?
A. Yes.
Q. And did that touching include genital

touching of you -- of your genitals by his fingers?
A. Yes.
Q. Did that include -- the word used in the transcript is "inside." We would call it legally "digital penetration," so -- sorry to kind of go down this route, but was there digital penetration at the March 21st 7:00 a.m. encounter in his home?
A. Yes.
Q. Did you consent to that digital penetration?
A. Not verbally, no.
Q. Okay. Okay. Would you -- do you believe you consented in some other fashion to that digital penetration?
A. I mean, I was silent.
Q. Okay. No, that's not the same, so -- that's fine.
Then you indicated that there was, then, oral sex at the March 21st 7:00 a.m. encounter -- we'll just call it that. Did you consent to performing that?
A. It's a hard question because I did it -- it felt like consent, but, no, I didn't want to do it.
Q. Okay. Do you feel that you were coerced

or otherwise forced to do that?
A. Coerced, maybe. I felt as though that would allow me to leave. That's what he wanted -- I felt that's what he wanted, and then I would ...
Q. So you didn't feel necessarily able to leave without performing oral sex?
A. Correct.
Q. When you said no -- and I'm sorry. I'm sort of backtracking a second here. But, again, during the March 21st encounter, when you were bound and blindfolded and he had begun to touch you, you indicated that you said, No, and he then stopped. Is that a fair characterization?
A. Yes.
Q. And then he unbound you and removed the blindfold?
A. Correct.
Q. Did you feel that saying no at that point extended to the further contact?
A. Oh. Looking back, yes. In the moment, I was so emotional.
Q. Okay. Would you describe -- I mean, would you describe one of those emotions as being fear?
A. Definitely.
Q. Physical -- fear for your physical self?

A. Yes.
Q. Okay. And then I'm going to move forward to -- I believe you testified that you went to his house again in May of 2015 -- or was that at the salon? I can't remember.
A. I believe May was at his house.
Q. At his house. Well, let me ask this way: Were there three times that you went to Eric's house?
A. Four times, including the March time.
Q. Okay. So March, May, June -- oh, twice in March.
A. And then June -- well -- okay. So in March -- I guess it's five, if you include the fact that I came back that day.
Q. Twice on March 21st.
A. Right. And then in May, and then at the end of June and the very beginning of July.
Q. Okay. And then that was -- the very beginning was the July 3rd when the e-mail --
A. Yes.
Q. Okay. Okay. Then in -- it was the -- late June 2015 when he asked you if you had had any sexual encounters with anybody else; is that correct?

A. Correct.
Q. And when he slapped you, did you feel he was trying to hurt you?
A. I felt like he was trying to claim me.
Q. Okay.
A. More slap sense into me, if that makes sense at all.
Q. Do you believe that he slapped you with the intent to hurt you?
A. Not necessarily. I don't know the intent.
Q. Right.
A. I've never been in a relationship like that, so I'm not sure. It felt to me as if it was just claiming me.
Q. Okay. Okay. And then what happened after he slapped you? Was there sexual contact -- I'm a little bit fuzzy about what happened after he slapped you.
A. I believe it was just conversation after that. I remember laying there talking to him about it -- about him being in the Navy and asking questions about that. It kind of became more -- I wanted to understand that. There had been sexual contact that night prior to --
Q. Right.

A. -- but I don't believe afterwards. I -- my -- I just remember asking -- you know, saying, You're married. I'm so confused. It just didn't make sense to me.

Q. Okay. So, again, just so that I can understand here -- so in the June 2015 encounter, you're at his home, you're engaging in consensual sexual behavior?

A. Yes.

Q. And then at some point during that sexual session, for lack of a better term, he asked you about if you had sex with anybody else, and then you're slapped, and then you have a discussion. Is that a fair characterization of the chain of events?

A. Yes.

Q. And then at some point, you leave, and then the next encounter was, I guess, July 3rd, probably less than ten days after that slapping incident? Is that a fair --

A. Yes.

Q. Okay. You discussed at some point Eric having a second phone or a burner phone. When did you first become aware of the existence of a second phone?

A. That week that his wife was going to be

out of town all week, I saw him -- I believe she left -- let's say Thursday or Friday. I saw him that Saturday, and he did not have it at that point. Maybe Sunday, the next day, he let me know that -- he had wanted to talk to me more while his wife gone, so he had gotten this burner phone.

Q. Okay. And that was -- that was not in March, that was in May or --

A. This would have been end of June.

Q. Okay. That's what I was going to say. Okay. End of June. So you're not aware of him having a second or burner phone as of March 21st --

A. Correct.

Q. -- of 2015? Okay. Did you ever see a photograph that he took of you in any state of undress?

A. No. He did not show it to me.

Q. So your only personal knowledge is from hearing a click and seeing a flash on March 21st --

A. Yes.

Q. -- of 2015?

A. And him acknowledging it after he took it and saying, I'm going to put this picture everywhere. And then whenever I came back, telling me that he had erased it.

MS. MITTEN: Thank you. Thank you so much.

EXAMINATION

BY MS. LAUER:

Q. Hi. I'm Representative Jeanie Lauer. And I will probably not go in order, as my colleagues have done here; I might jump around a bit.

First of all, can you confirm that it is your voice on the audio?

A. Yes.

Q. And at what point -- at what point -- or were you ever aware of this audio being recorded?

A. In October of 2015. So at the end of that year, whenever my husband and I were for sure getting a divorce, that's when he told me he had proof and he had taped that conversation.

Q. But you had never heard it at that point?

A. I had never heard it until it came out on January 10th in the news.

Q. Okay. We've talked about blackmail, and, of course, they were talking about more of the financial thing. I'm going to ask a bit more about the emotional side, because there were times when you said that Eric would ask if you had told and said, Good girl and so forth. Did you feel that

there was a threat coming from him, that if you did say something, that something would happen?

A. Oh, definitely. I -- during this time period, I was also fearful of the picture, but also of what I didn't know, what else would he do. Because this obviously meant a lot to him. It wasn't until later that I became not as worried about the picture, more worried of my physical wellbeing.

Q. Talk about that a bit -- about your physical -- what caused you to feel that way?

A. I felt as though -- this obviously meant a lot to him to be running for governor. I knew I had told my husband -- more -- more importantly than anybody, and that if the word got back to him, he would do something to hurt me to make sure that I couldn't tell anybody else or that, you know, this -- I would know that I wasn't supposed to be doing -- you know, telling anybody this.

Q. Did that create a level of fear in you?

A. Yes. So my current boyfriend reminded me of an incident that happened -- maybe that -- before he was elected -- while he was running was the worst period of time -- after my husband and I were separated. Because I knew he had no reason to

protect me now. He doesn't want to; he's made it clear, and Eric knows he cannot contact me because I had sent him that e-mail. I was dating my boyfriend, and every single time I would come home, I would search my house first and just make sure nobody was in my house, nobody was hiding and -- but my boyfriend didn't know -- he knew that something had happened in my marriage. I told him -- because he asked why was he so mean to me? And I said, Well, I did hurt him. I cheated on him at the end of our marriage, and that was all he really knew at this point. And he had let himself into my house -- we had been dating for probably four or six months at this point. My boyfriend let himself into my house without me knowing. I'm calling his name, calling his name. I'm looking around my house, nobody was there. I come up the stairs, and it's pitch black. And I walked into my bedroom, and when I went to go switch on the light, he grabbed my ankle trying to scare me, and I literally started shaking, crying like -- I mean, freaking out -- which, of course, he was nice about it. He thought this was going to be so funny. And, of course, it really didn't hit him until -- he knew about this whole situation after the election, because I could

not quit crying for like a week, and finally he just said, If you want to tell me something, you can tell me. So he did know about it when this broke, but I think he fully got it, why I freaked out to that point. You know, because at that time -- especially during the election, because I thought, he really has a lot to lose, because he hasn't gotten to the place he wants to get yet, you know?

Q. Okay. Which kind of leads into the next question. When we were discussing your privacy being invaded, did you ever feel that -- I think we were talking about the situation when you were at his house. But at any other time, did you feel that your privacy was invaded -- and to the point where what you're describing was fear, going through your house, or that he drove by while you were sitting outside reading. Did you ever feel the -- that that was going on?

A. No. He lived in the area, and so he would walk by the salon sometimes. And I worked right at the window. To me, it just felt like he was checking in, just to make sure I still had feelings for him. It more just felt like that. I felt like he was at ease when he could tell I had feelings for him still.

Q. Okay. All right. And so when -- you had been -- you had known him for some time prior to all of this beginning?

A. Correct.

Q. And you described that you had a lot going on with your then husband and some different things, and you indicated that Eric made you feel -- he had made you feel -- how would you describe that?

A. You mean what was the benefit to it?

Q. How did he make you feel when he came into the salon?

A. Oh, he -- I mean, he made me -- so the -- there are a couple of things. At this time, a big issue in my marriage was that my husband was extremely insecure. And as I stated -- he's a [redacted], and -- so he's very emotional. And, to me, Eric seemed like this very strong figure that could take care of things, whereas, in my household, I was the one who paid the bills, I was the one who took out the trash, I was the one cleaning -- whatever -- really did a lot of the stuff, whether it was female or male associated. And Eric seemed to me like a very strong person who knew what he wanted, and he wanted me, and it just felt like somebody who would take care of me, I guess.

Q. So that was comfort to you?

A. It was comfort.

Q. All right. And so let's follow up on some of the words you used to describe Eric. You said that he was controlling, he was charismatic, and that he was on a mission.

A. Correct.

Q. Could you describe that a little bit more as far as how he -- what caused you to feel that way? What did he do, say; not say, not do?

A. Charismatic because he has a way of looking at you in your eyes and -- while you're talking, paying attention to certain things that you say and -- or that I would say. Even throughout this -- in particular, when we were at the salon, when he wasn't -- and on a mission, I would say it's almost as if he gets a testosterone high and he seems as though that's his focus. He's no longer caring and looking at you in your eyes and not telling you things that make you feel close to him. And controlling, the -- he would always stand very close to me or whoever he was speaking to, shake your hand very hard. He's a very -- it just felt kind of intimidating sort of person. And he seemed to just want to have all of the knowledge of

whatever was going on. So that type of control.

Q. Okay. So when you were with him in those private situations, did any of these types of descriptors fit any of the situations you were in where you felt he was controlling, charismatic, on a mission, any of those things?

A. When I would be alone with him -- there were moments where I definitely felt as though he cared about me, and I would see that charismatic, loving guy, but, in general, it was more -- more of a testosterone sort of high that I saw that would get very -- very controlling, as far as what's going to happen and what he wanted, and then afterwards, he would kind of -- that was kind of it.

Q. And you said at one point that you knew -- or it was like he knew what he was going to say. Like he had maybe a script of this in his mind or --

A. Correct. It felt like that.

Q. Okay. Tell me a little bit more about that.

A. Some of the things felt as though -- it just wasn't what -- it was not how he normally talked to me at all. So it was almost as if he was in character -- he had stepped into a character, and we were in some sort of play zone -- which maybe you

would be with if you had been with your partner for a really long time or something. So it was just odd. I don't know. Not normal talk, I guess.

Q. Okay.

A. Like, he knew what he was going to say next. That's a good girl. You're going to believe that sort of thing.

Q. Okay. When you went to his house the first time, and as Representative Mitten asked, you've already discussed the purse and the keys, and then you said he had clothes. Were they there on the cabinet?

A. They were sitting on his kitchen island.

Q. On the kitchen island. So it would appear -- so that was planned to have those available?

A. Yes.

Q. All right. So when this was all going on, the frisking and the taking of your things and put your clothes on, what was going through your mind at that time?

A. I think it was shocked. I still really thought he was perfect. He definitely knew -- I know I had made it clear I had not cheated on my husband before and that, you know, I didn't want to

do anything physical with him. So I think I was just confused, kind of shocked. And I was curious enough -- he likes me this much that he has something planned for our workout? I don't know. I -- I guess more than anything, confused.

Q. Okay. Did you feel like you were being led into a situation?

A. I did. But at this point, not a bad situation.

Q. Uh-huh.

A. More that he had a plan and -- like I said, I think I really thought maybe he will, you know, have some sort of sexy workout planned, which is why -- because he said, Change your clothes into these, and I said, What do you mean? And he said, I want to take you through a workout, come on. Just trust me. I want to make you feel good. And I just feel like you haven't been treated good in so long.

So at this point, it was more curiosity/confusion.

Q. Okay. Uh-huh. And so the first situation was where you were blindfolded and so forth, and then you went back that night to ask that -- what?

A. I came back that day after work.

Q. The day. Uh-huh.

A. To get my keys.

Q. And what was the conversation at that point?

A. It was, What the heck happened? I'm so angry with you. And that's when I said, You took a picture of me. My husband doesn't even get pictures of me. And that's when he explained, [redacted] I have to protect myself, and you have to understand this. You know, but I thought about you all day and I feel, you know -- I erased the picture.

Q. Uh-huh.

A. That was when that conversation occurred.

Q. So you expressed that there were different emotions going on during that time and certainly during that first encounter, that there was a level of concern, to whatever degree that might have been, but then there were follow-up visits and get-togethers.

A. Yes.

Q. Why -- because you said you were angry at him for the picture and so forth, so why would you continue to have contact with him?

A. I've asked myself that so many times. I think it comes down to a few things. One, I felt really disgusted with myself that I allowed that

first time to happen. Really embarrassed that he thought of me as a whore. And so after my -- I told my husband and he was clear that he did not want anything to do with me, that he wanted to move into an apartment, and when Eric came back in and he was normal and so kind to me, that felt so much better and it allowed me to just ignore any of those bad feelings about myself, in particular. Because if I thought he was this horrible person, I really felt shameful of myself.

And so I think I just wanted to feel better about it. I didn't want to think that he thought of me as just a whore. I wanted to think that he actually really liked me and wanted to have a relationship with me of sorts.

Q. And was that your intent, too, to have a relationship with him?

A. I think at that time -- I think -- I don't even know. I think just to feel better than whatever I felt the day before. Because then I would have -- we had chunks of time where we didn't see each other where I did feel more like myself, I started to feel better. And then when I would see him, it was almost like this excitement would build up, and then I would feel, you know, a ton of

emotions again, and then I would feel awful and disgusting and I hated myself and it was horrible. And then I would start to feel better, and then he would come in again -- you know, it was just such an up and down. Because I didn't want to be involved with somebody who was married. I didn't want to be having any feelings for him, in particular because I was so embarrassed about the first encounter. He basically made it clear that he felt like that I was a thing to him.

Q. So during your discussion here today -- and, again, thank you, as everyone has thanked you for doing this. And you became emotional during -- several times during this, and one of the descriptors that you said that triggered the crying, as I believe, was the embarrassment of that. What are the other things that have triggered, just in today, your being upset and crying? What are some of the things that were going on -- those feelings?

A. So -- I'm angry that I'm in the middle of this. I am -- of course, I'm upset with myself for any of my involvement with him. In particular, because he was married, but, also, because he didn't share the same type of feelings. And, also, because I was still technically married. But I'm also

dealing with things for the first time these past two months that I never did before. I just pushed them aside because it was too scary. I didn't want to think about it. I didn't want to talk about it. I just wanted it to go away, and then maybe it never happened like that. And knowing that I'm in the situation and knowing that at this point, the only parts that Eric has denied are the parts that were hurtful. The other parts weren't traumatic to me at all. You know, it was -- it was consensual, and those parts were not traumatic. The parts that he denies are the parts I'm finally dealing with and going -- I feel sad for that person I was. That was so vulnerable. I was so vulnerable. I just feel really taken advantage of, I think -- and, also, by my ex-husband, hugely.

Q. So you had it kind of all around you.

A. Yeah.

Q. So when you say you were taken advantage of, what do you mean by that?

A. So I think when you enter a situation -- whatever it is -- a lot of the times you enter it assuming that that other person -- maybe in a conversation or whatever it is you're doing -- you assume that they're coming in with the same sort of

background that you have, and in my mind, I was feeling that way. Maybe Eric has this same type of feelings towards me. And that day in particular, and even the other times when I was with him, I don't think his intentions were to love me -- you know, have mutual feelings towards me; I think it was just really, I'm -- I'm horny and you're vulnerable. So I think I felt taken advantage of, as far as -- that's -- he got what he wanted, but I obviously wasn't getting what I wanted. And with my ex-husband, just -- I don't know all of his intentions, other than the -- you know, having -- get sympathy and also getting revenge and -- you know? I don't know.

Q. When you say your ex-husband was trying to get revenge, is that in regards to you or to Greitens?

A. I believe both.

Q. Both?

A. (Witness nods.)

Q. So now that this is all out, what are some of the things that you're -- what concerns do you have now, if you have any?

A. How will this affect my kids? Because it has already. What's going to come of all of this,

you know? What will people think of me that don't know me? I've had huge support with family and friends and clients -- and that's the other thing, too. Beforehand, I thought what will happen to all of my clients? I have a huge client base, and I love my clients, and a big part of why we love each other is because I am -- I'm a very open book, normally. This is the one thing I just kept in a pit in my stomach and I never talk about this. And so far, that's actually been a pretty good -- my clients have been pretty good to me, for sure. So now I think my fear is if this comes -- becomes public -- I'm in school full time. So far I don't think the students on campus know, but then how does that affect my schooling? I only have one semester left. Does that push me back? Luckily, I'm not as fearful physically anymore, because I feel like anybody would be crazy to hurt me because they would know who it is, so -- that's one huge positive thing that's happened.

Q. Anything else, as far as concerns?

A. I can't think of anything.

MS. LAUER: Thank you very much, and I appreciate the emotion that you have. And that's okay.

Thank you, Mr. Chair.

EXAMINATION

BY MR. AUSTIN:

Q. Ma'am, my name is Kevin Austin, and I'm a state representative in District 136. I'll try not to repeat questions we've already had, but I'm going to bounce around a little bit, so if for some reason we get out of context and you don't understand, please tell me or your attorney and I'll rephrase or go back.

A. Okay.

Q. So as I understand it, you first met Eric in 2013; correct?

A. Correct.

Q. So between 2013 and through 2015, did you ever talk about Eric either directly to your now ex-husband or in front of him?

A. Yes. So after he had given me -- I believe to be the second book -- it could have been the first book, my mom, who is an avid reader, I showed her the book. My ex-husband was there at the time. So we had been having marital issues for about two and a half years prior to 2015. When this happened, I showed my mom this book, and he was over -- was listening to my conversation with her.

I said, Mom, I have this client who wrote this book, and he's just this, you know, great guy who has done all of these wonderful things. And he overheard and said, Who is this douchebag, what are you talking about? Who is this person? Let me see that. And he said, Nobody would give you this unless they're hitting on you. And that was the start of the obsession with who is this person? Because I didn't speak like that about very many of my clients or -- you know? I mean, I spoke highly of people, but I guess he could sense that I thought this guy was really great.

So when he discovered that that was the phone number, he was definitely on to, What does that mean, you know?

Q. From your prior testimony, it sounds like you would characterize your husband as a very suspicious man.

A. Yes.

Q. He would go through all of your personal documents in your phone; is that correct?

A. Correct.

Q. Do you think he ever had you followed or surveiled by either friends or professionals?

A. Yes.

Q. Okay. Friends or a professional?

A. I would guess both.

Q. Okay.

A. He made a comment -- so when we got back together, he made a comment that he had sent the e-mail to Sheena, which is what I thought was the case, that somebody had taken pictures of me going in and out of the house. So somebody, meaning, like, private investigator. But I never saw these, I never --

Q. You never -- I'm sorry to interrupt you. Go ahead.

A. No, you're fine.

Q. You never saw any documentation or photographs or video of his surveillance evidence; is that correct?

A. Correct.

Q. [redacted]

So this would have been -- yeah, two and a half years prior. I said, I want a divorce. I can't go through this anymore. This is too many -- it's just

too much. [redacted] We had been in marital counseling, made -- we maintained that counseling, and then that summer before -- I mentioned we went on vacation. After we got back from that vacation, I said, I can't do it. I can't do anymore. So he said, Fine, I'll try [redacted]. And then January -- which is the reason I signed up for school. That's something I had talked about for a long time. I wanted to finish my degree. So I signed up -- it was starting in January, and maybe a week or two prior to that is when he started with the big emotions again, [redacted] I said, Fine. That was January. February/March is when I said, I just can't do it.

Q. I read in the transcript -- and I don't

know if you have access to this transcript, but I read in the transcript of the recording that your ex-husband made between you and him in the parking lot of the grocery store -- I don't know if you've seen it or not, but it mentions a man named [redacted]. Who was [redacted]?

A. That was our marital counselor.

Q. Did your husband see this [redacted] before you and him went to see [redacted] for marital counseling?

A. No. We saw him just for marital counseling. But he had seen him alone afterwards. So we saw him together, [redacted] saw him alone a couple of times after our separation, and then we saw him still a few times together, even after we were separated.

Q. Did your ex-husband have a personal relationship with this [redacted]?

A. No.

Q. Going to the day of 3/21/2015, I still don't understand. How did you get to Eric's house? Did you walk? Did you drive?

A. I walked. [redacted] was about a block and a half up the street from where he lived.

Q. So when you say you left your keys there, you were -- you just walked back to the salon?

A. Correct.

Q. And then later that evening, when you went back and got your keys, you walked back again to the salon to get your car?

A. Exactly.

Q. When you first went into the house on 3/21/2015, Eric had some clothes for you. Did you ever see his phone at that point?

A. Not at that point.

Q. When was first time you saw his phone?

A. I don't know. That's a good question. I'm not sure.

Q. At some point, you went to the basement to the exercise equipment?

A. Yes.

Q. And at what point did he produce the tape and the blindfold?

A. Right whenever we got downstairs.

Q. Were they laying on the table or something or --

A. I believe -- there's like a -- there was like a workbench or a like a workout bench right there, and that's where he had that stuff. And then there were rings hanging up. There were weights behind -- I believe it was just right whenever we

came downstairs, it was sitting there. He didn't carry it downstairs, I guess.

Q. Could you describe this tape a little bit more. I think you said something about gauze tape.

A. It was kind of that stretchy athletic tape.

Q. And was that something that if you applied some force, you could rip your hands free, if you wanted to?

A. Yes. I started to -- I couldn't really get down myself because it was -- there was just a lot of it or whatever, but with his help, I was able to get it down. It wasn't sticky, I guess.

Q. Yeah. Because, you know, you think of something like Duct tape, that would -- that's really hard to get that off your skin. But this gauze tape -- I think I know what you're talking about.

So when you -- I think you said you freaked out and said, No, enough, he immediately stopped his behavior and helped you down from the rings?

A. Yes.

Q. That basement -- was it a walkout basement?

A. No.
Q. What was the lighting like down there?
A. It was dim.
Q. Do you remember if there were, like, fluorescent lights like we have here or was it lamps or ...
A. Like a lightbulb.
Q. Okay.
A. At least on at that time. It was dim.
Q. Was there other exercise equipment in this room?
A. Yes. There was, like, a rower machine.
Q. Was this exercise room or workout room, was it like -- what I would call a great room part of the basement, or was it in a separate room, or how did that --
A. It was right whenever you walked downstairs. It was pretty much all of his exercise stuff -- an unfinished basement.
Q. And at the point where -- as I read through the transcript, you freaked out and said, No, no, no and then before that, had you given Eric any sort of indication, physically, verbally, or in any way that you did not want to proceed?
A. No. I was silent.

Q. And let me ask you this then: What was the blindfold? What was it? A workout towel? What was it?
A. No. It was -- I believe to be like a blindfold. I mean -- like a long strip of something. It was a dark material. So it wasn't a towel, it was an actual material.
Q. Do you know what kind of material it was?
A. I don't remember. It was nothing strapped to your -- nothing that I remember specifically, other than I know it was dark and that it was, you know, a blindfold.
Q. If I have the order right, first he taped your hands to the rings; correct?
A. Correct.
Q. And did you have -- were your feet on anything stable?
A. The ground.
Q. Okay. So your feet were able to touch the ground? You weren't dangling?
A. Right. No.
Q. And then he put the blindfold around you?
A. Yes.
Q. When he put the blindfold around you, did you leave your eyes open or did you close your eyes?

A. At that point -- probably both. Because I know I kept opening and closing them throughout this time because I was so curious -- because he had something planned. But when he first put it on, maybe my eyes were closed and then I just kept -- so it wasn't super tight, I guess, if you're asking that.
Q. How did he bind the blindfold back? Did he tie it or did he have some sort of clasp?
A. He tied it.
Q. Tied it. And at some point he stepped away from you physically, and what was the sequence? Flash, click, or simultaneous? I don't know.
A. I would say simultaneous.
Q. And you testified you have never seen the photograph he took of you; correct?
A. Correct.
Q. And let me ask you this. Do you have any reason to believe that this photograph was transmitted in any manner that allowed access to that photograph via the computer -- and I know it's a long question.
A. If it -- so I know he had an iPhone, so if it -- because I have an iPhone, too, so we could iMessage or -- you know? And if he had iCloud, yes.

Or if he, you know, connected his phone to his computer or something, yes.
Q. And did he have an iPhone? Is that what you said?
A. He did.
Q. And that was what he had that day?
A. Yes.
Q. And he that -- you saw that in the basement, that iPhone?
A. I would assume that would be the only phone that he would have -- that was the only phone that I was aware that he had in general at that time.
Q. And you don't recall one way or the other whether you saw it that very day in the basement?
A. Right. I just know that I heard and saw the flash.
Q. And before 3/21/15, had either you or your ex-husband had an extramarital affair?
A. No.
Q. Either before or after 3/21/15, had you ever had -- had you yourself photographed yourself in a state of partial or complete nudity?
A. No.
Q. Have you ever met a man named Roy Temple?

A. No.
Q. Have you ever been contacted by anybody from the FBI?
A. No. No.
Q. Have you ever been contacted from anybody that said they're from Intera, LLC?
A. I don't believe I can answer that question.
Q. Well, let's --
MR. AUSTIN: Am I getting out of --
MR. BARNES: Here is my concern, is there's -- if it relates to grand -- things that went in front of a grand jury, I think that --
Counselor, are you concerned with grand jury secrecy, without confirming or denying testimony before a grand jury? So I --
MR. AUSTIN: I'll just withdraw the question.
MR. BARNES: I think the answer to that question may be a crime in and of itself.
MR. AUSTIN: Well, let's withdraw the question.
Q. (By Mr. Austin) Part of your testimony was, My husband travels -- and I just didn't understand this -- I did not or did let him take

pictures of me?
A. Oh, I did not.
Q. Did not. Okay.
Who was the reporter that contacted you and continued to contact you through -- when this was -- came out?
A. Lauren Trager.
Q. After the election -- I think you testified you were at dinner with six friends. Who were those friends?
A. [redacted] -- did you want me to spell this?
Q. Yes.
A. Okay. [redacted]. [redacted], [redacted]. [redacted], [redacted] and -- it's [redacted]. I can't remember her name right now.
Q. That's all right.
A. She -- yeah.
Q. That's four.
A. So there is another girl that's in that group. Her name is [redacted] I had told her, actually -- she's part of that group. She happened to not be there that night, and so I talked -- I discussed it with her as well.

Q. And that is all of the ladies that were at that dinner?
A. Yes. I believe so.
Q. And when Representative Phillips was asking you questions, you said Eric's attorney reached out. Who was that, if you know?
A. I don't know.
Q. It was attorney contact with your attorney; right?
A. Correct.
Q. So the only conversation you would have would be from what your attorney told you; correct?
A. Exactly.
MR. BARNES: I would like to take a break.
(A recess was taken.)
(Exhibit No 1 was marked for identification.)
MR. BARNES: Back on the record.
Representative Austin.
Q. (By Mr. Austin) Ma'am, we have just come back from a recess, and I've handed your attorney what I've marked as Exhibit 1. And I'll just submit to you that that's a transcript of a tape recording made by your now ex-husband of you and him in the parking lot of a grocery store. Have you reviewed

that transcript before?
A. So I started to read part of it, and I got to the part where he took the picture, and I just couldn't read it, so I have not read any of the rest of it.
Q. Okay.
A. I've heard some of the things that are in it and can recall some of that, too, but I have not read it -- the rest of it.
Q. What page did you get to? Probably 17?
MS. MITTEN: There's an index at the back, if that would help you.
A. Okay. Yes, I believe it was on 18 that I stopped.
Q. (By Mr. Austin) Well -- and it's your testimony that -- I mean, you're emotionally unable to go past that point, as far as reading the transcript?
A. Yes.
Q. If we can just, then limit it to pages 1 through 17, you weren't under oath then, but you are now, and my question will be -- or is, are your answers that you gave then truthful to the questions posed then, and if not, what answers or portions of answers were untruthful?

A. I don't believe I told him -- I should having looked at this right before; I didn't.

Q. And we can take a break if you want to read it. I mean ...

A. I don't believe I told him that he patted me down.

Q. And there may have been some omissions, but what you did say was true?

A. Oh. Oh. Oh, yes.

Q. Is that okay to say?

A. Yes.

Q. There were omissions, but what you did say was truthful in response to the questions posed?

A. Yes.

Q. Pages 1 through 17?

A. Yes.

Q. Okay.

MR. AUSTIN: That's all I have.

MR. BARNES: Representative Rhoads.

EXAMINATION

BY MR. RHOADS:

Q. Ma'am, my name is Shawn Rhoads. I want to ask you some questions -- and it's going to get a little graphic. I'm not trying to be mean to you, I just -- we have to have some clarification on a

couple of things. And I want to go back to the day -- the first encounter when you went to his house that morning and where you came in and where he took your purse and keys and looked through all of this stuff.

So you come in the house, he takes your purse, your keys, he looks through it and puts it back in there, and then he tells you to change into these clothes that he provided for you there; correct?

A. Correct.

Q. What were you wearing before -- and where did you go to change?

A. I was wearing -- I would have been wearing black pants and a black T-shirt for work.

Q. Okay.

A. I was dressed in work clothes. And he has a -- he has, like, a very small bathroom right by his kitchen, so I went into there and changed in that room.

Q. So were you wearing undergarments underneath those clothes?

A. Underneath my clothes?

Q. Yes.

A. But he told me to take off everything and

put pants on.

Q. Okay. So you did that?

A. I did that.

Q. So all that you were wearing was the T-shirt that he provided and the pajama pants that he also provided; correct?

A. Correct.

Q. So at that point in time -- and maybe you said earlier and I didn't catch it, but what were your thoughts that his intentions were going to be?

A. I thought this was going to be some sort of, like, sexy workout. I knew he -- he had asked if I worked out that morning. I knew he -- he said he had this idea that -- something that would be -- make me feel really good and I did work out, because he wanted to take me through a workout. And at this point I thought -- we hadn't worked out together ever, so I thought, Oh, maybe it'll be some sort of -- I don't know -- sexy workout.

Q. Okay. At that time were you okay with a normal sexual encounter with him if he said, Hey, I just want to have sex in the basement?

A. No.

Q. Then I want to go forward to the incidents when you were at his house again -- and forgive me,

I don't know the date -- when there was alleged -- that you said he slapped you.

A. Yes.

Q. Okay. So you go in the house -- and I'm just making sure I'm correct. You go up to the spare bedroom; correct?

A. Correct.

Q. Okay. And were you clothed, unclothed -- help me through that.

A. I believe at this time we were at least partially unclothed. I know there was sexual activity taking place. I know when I got there, we kissed and we talked a little bit, and then he was like, Come upstairs with me. And I know it was sexual in nature at this point. So I believe that at least both of us were partially nude.

Q. Okay. Did he take your clothes off or did you take his clothes off or did you take your own clothes off, or how did that happen?

A. I don't recall.

Q. Okay. And by "partially nude," can you clarify for us how that was?

A. When he slapped me, I just remember being bare at the top.

Q. Okay. Okay. So let's go to that. So

were you sitting on the bed, laying on the bed -- how -- where were you in relation to him and him in relation to you when that happened?

A. He was standing up, and I was kind of sitting -- laying back like this (indicating) on the bed.

Q. Okay. Okay.

A. So he was standing in front of me.

Q. Okay. And I'm going to bounce around a little bit here, I apologize. So -- because, to me, there's a question when you're -- your ex-husband e-mailed Eric's wife and said, you know, she's in your house or whatever the e-mail said -- or he -- yeah -- and you think that someone was following you. So would your husband follow you around periodically or ...

A. Yes. So he worked -- works downtown, and there were multiple times that either I or coworkers would see him driving by the salon.

Q. Gotcha.

A. Where he didn't have to.

Q. So -- but you walked from your business -- your place of business to that house; correct?

A. Correct.

Q. So there wouldn't be like you had a long

drive where somebody would follow you through town or anything like that?

A. Correct.

Q. Do you think anybody is following you now because this has all come out, that people are following you around?

A. I've only positively known of one instance when I left work. When I got on the highway, I noticed that there was this same car behind me that was behind me right whenever I left work, and this would have been probably a week and a half after the news broke. And I got to the [redacted], and once I got there, I noticed this car was definitely still there, so I'm going to pretend like I'm getting off my exit and get back on the highway and see if they do that. If they do, I know for sure they're following me. When that happened, they did that, so I right then called a friend of mine who is in law enforcement and said, I'm almost positive this person is following me. So he directed me back to -- I essentially got back on the highway, drove back east. This person followed me all the way to [redacted]. So from [redacted] to [redacted]. I went inside a Walgreens and waited for the car to leave. The friend of mine

met me there, and he said, I think you can leave, but I'm going to make sure. So when I left, the car was waiting across the street from me, tried to follow me, but he got behind and didn't allow him to, so I was -- and then I went to my mom's.

Q. Was he on duty -- like, a uniform police officer or --

A. No. Off duty. Just acting as a friend.

Q. Just a friend helping you?

A. Yes.

Q. So what I'm gathering is -- and make sure that I'm right -- is -- in this relationship with Eric Greitens, he was wanting a physical relationship and you were wanting more than that; correct?

A. Correct.

Q. And that would have been your frustration with kind of how things went down?

A. Yes. And, also, that I didn't -- this was really just with myself. I didn't feel like I was acting in ways that I wouldn't -- I didn't feel like in control of my own --

Q. Sure.

A. -- feelings and thoughts and actions the way that I typically would be, so ...

Q. And I'm sorry. I'm backing up. Let's go back to the incidents with the slap. You said afterwards you talked. Do you recall what you talked about and how long were you there after that?

A. The only thing I remember for sure is that we talked about his -- what was it like being in the Navy and did he feel like that affected him and, really, just talked mainly about that. Maybe -- I wasn't there a super long time afterwards. I don't know.

Q. Is there anything that anybody has not asked you that you feel like we need to know? Because I realize -- and I -- I sympathize with you when you say you don't want your kids involved with this. And what I'm trying to get at was, if there was no angry ex-husband, there was no reportings, where do you think that we would be right now? Would this be an issue?

A. I don't -- I'm not sure. That's a great question, because -- I keep thinking, had I -- maybe had I not told [redacted] -- I know for sure I would have felt very differently immediately about what happened on March 21st. Because the second I told him, it became his thing, and I was afraid of him and what he would do with it. I really didn't even

process it.

So would I have eventually told somebody? Possibly. But I also didn't want to hurt anybody, too, so that ...

Q. I understand. And I see where you're coming from with your business and with -- you know, you don't want to damage those things. And I apologize that you're in the middle of this. I appreciate your cooperativeness, but, again, I just want to give you the opportunity, if there's anything somebody hasn't asked that you feel like is pertinent to what we're doing, we'd love to hear, because you've been answering questions and not gave us a free thought.

You can come back to that if you want, if you want to discuss that.

MS. [redacted]: Okay.

MR. BARNES: If you want -- let's finish our questioning, because he asked you something that you probably haven't even thought of.

MS. [redacted]: Right. I haven't.

MR. BARNES: So if you -- we'll finish our questions and then give you a short break, if you want to answer that question --

MR. RHOADS: Well -- and Representative

Austin took about half of my questions I have, so -- because he seen them, I think, and that's why he was trying to do.

Thank you, Chairman.

EXAMINATION

BY MR. PIERSON:

Q. Good morning. I'm Tommie Pierson, Jr. state representative of the 66th district in St. Louis County, St. Louis City. And I, too, will kind of have some questions that may not be in chronological order. The first one is -- apparently, he -- there was -- so Eric hit you physically?

A. Yes.

Q. How many times do you recall him hitting you physically?

A. Well, the first time he spanked me multiple times, but where I actually felt kind of scared of -- what is he -- I guess I could say it was more physical was the two times, though. The one time where he slapped me in the face and the other time where he slapped me and pushed me.

Q. Okay. So the spanking, did it leave any mark? Was there any welt or anything of that nature?

A. Not that I recall.

Q. Okay. Did you consent to that?

A. No.

Q. Okay. Then the second time was a slap on the face; is that correct?

A. Correct.

Q. And did that leave a mark?

A. Not that I recall.

Q. Okay. Could you describe that a little bit more? Do you think -- you said it was open handed, I think; is that correct?

A. Correct. Meaning it could have left a red mark right away, I guess. It was dark and at night and we were alone in a room. Did it leave anything later? No. It was just jarring. It wasn't sweet and gentle; it was forceful.

Q. Okay. And then the third time.

A. The third time might have actually left a mark. I know that it actually hurt, and I know that I actually was really scared and sad when that happened. The only reason why I say it might have actually left a mark is because I can remember afterwards looking in a mirror -- so it was only maybe a week and a half, two week, tops, later that my husband and I were back together of sorts -- at

least considering it. I remember looking in the mirror and thinking, Can he see anything? So -- I think that there's probably a good chance that there was something there. I didn't take pictures of it.

Q. Did your husband make any comments about --

A. Not that I remember. Not that I remember.

Q. And that last time, can you talk a little bit about that situation, kind of what led up to that and what happened subsequently?

A. Up until that point, the -- that encounter -- like I said, we had exercised earlier -- or that same morning, and then it turned sexual in nature, that was consensual. You know, I was nude at this point. And I couldn't see him, so I didn't know what was on his face. He was behind me. And I like I said, we had not -- we did not have intercourse during this period of time -- we never did. But he was mimicking that, of sorts, behind me, and so I just remember him, like, hitting and shoving me, and it felt out of nowhere as if, like, all of the sudden you just got -- I don't even know. I don't know. Because it was so shocking to me and it made me fall on the ground -- kind of on my face and on my side a little bit and just made me

start crying. I just know it was really embarrassing and confusing.

Q. How would you describe, I guess, the source of the crime -- was it physical in nature? Was it emotional in nature?

A. I would say both at that -- that time, in particular. Because it actually hurt, and, also -- also, it was embarrassing. I don't know what happened. It was just kind of a bizarre thing to happen, I guess.

Q. The picture that was taken, did any discussion ever occur about the picture after -- is it the 21st of March?

A. Not that I recall. I only recall him asking me -- like, each time I did his hair -- in particular, at the salon, he would say, You haven't told anybody, have you? It was more that checking in to make sure I hadn't said anything. But I don't remember him bringing up the picture again after that first day. Probably knowing it was -- I mean, I kind of freaked out, so I don't know if he knew, let's just not go there -- I don't know. But we really didn't discuss it after that.

Q. Very good. So you never brought up the picture, either; is that correct?

A. No.

Q. Okay. Okay.

In the time that you-all worked together, did you-all share any meals or drinks or anything of that nature?

A. He does not drink at all, so it was never like that. I remember that morning -- I believe it might have been that last morning -- because that was the time that we worked out together. He made a smoothie that was -- like, as I was leaving, he made a smoothie.

Q. Okay.

A. That's all I remember.

Q. On 3/15 you were -- I believe you described doing his hair and shampooing his hair at the salon.

A. Yes. This would have been earlier -- or, like, maybe a week prior to that, yes.

Q. Okay. And I believe that was -- or would you agree that that was the first time where he touched you in a way that startled you?

A. Yes.

Q. And what was your reaction when that happened?

A. So I was standing up -- I had actually

just finished shampooing his hair, but he was still laying back in the shampoo bowl, kind of looking up at me. And at first I just ignored it. I was thinking -- I think I'm picturing something that's not really happening, and I didn't look down. And then once he got up to my crotch, I stepped back and said, What are you doing? And then that's whenever he looked up at me like, I don't know. And at that point -- I think it was just shock, because -- even though I had had definitely somewhat of this crush on him, I never pictured that happening. So I think it was just shock.

Q. Do you recall anyone else being in the room when that happened?

A. A coworker was in the room, but she was not at the shampoo area. She was -- she worked right next to me at that time at our actual hair station, and so she was back there, so -- she did not see that happen.

Q. Okay.

A. I told two of my coworkers that day that that happened, but she was not one of the ones who I told.

Q. So there are a couple of coworkers who were made aware of that incident?

A. Yes.

Q. Do we know who those individuals are?

A. One of them is [redacted], who I mentioned, and another one is a -- the friend that I was saying is very close to me but I didn't tell anything until this came out and she called me that night. Her name is [redacted]. Her reaction was so angry and ticked off at just that, that I felt uncomfortable telling her anything else after that, so ...

Q. In the course of your discussions with Eric, did he ever mention The Mission Continues?

A. Definitely throughout the times whenever I cut his hair. Oh, definitely. That was also a big draw to him, that he had started this nonprofit that helped veterans and ...

Q. But, subsequently, that was not a topic of discussion, it was specific or relegated to times in the salon?

A. Correct. When -- yes. When I was alone with him, it was not -- he wasn't as forthcoming with discussing things. Like I said, it felt a little more like he was on a mission.

Q. Was there any discussions in relationship to any campaign-related issues?

A. Other than -- I -- when that person e-mailed him -- being my husband -- him mentioning that he thought it was Democratic operatives that lived in his neighborhood that he felt like were always watching him, I know when I came back that first time, that was actually a question I asked him, was, Why did you switch parties? I know that I asked him that, because I just remember that -- because he asked if I had any questions for him, because I thought we were going to have a discussion. Other than that, I don't remember -- oh, except for he knew that I did Chris Koster's hair. And so he didn't ask about any specifics about him, just, What do you think about him?

So other than that, not really. It wasn't -- I'm not a very political person, typically, so that wouldn't have been something we would have discussed; it was more, What type of charities are you working with? What did you -- it was more along the lines of that.

Q. So you described Chris Koster as kind of a father figure. Can you describe that relationship a little more?

A. Yes. I mean, he had been going to a friend of mine up until -- I didn't start doing his

hair until maybe late 2014, possibly, early 2015. Anyways, my coworker moved to New York, and then he started going to me. I knew he was a client of the salon before that, and, in general, he would ask me what was going on in my life and kind of give -- he likes -- or he liked to give advice as to what's going on with school or what's going on with -- he knew I was separated with my husband. We did not discuss anything throughout the election period, in particular, after Eric was not my client. He didn't bring it up. I didn't bring it up. We just didn't discuss that.

Q. So there was no discussion of Eric in your conversations with Chris Koster?

A. Not -- when they first -- when I first knew that he was running as well, Eric was still my client at that time, and I knew that -- Chris knew that he was my client as well, and I'm sure he asked the same question -- you know, What did you think of this guy? That was pretty much it. Both of them were pretty good about not asking me anything that would make me feel uncomfortable. He didn't really ask anything else in regards to Eric, other than that.

Q. And, you know, the incident on 3/21, it

seemed very planned. Would you agree with that?

A. Yes.

Q. In your subsequent encounters with Eric, did those seem planned as well or ...

A. Not like the first time. No. The other times seemed a little more just -- I don't know. I didn't feel like I was living a script out, no.

Q. If Eric asked you to meet with him now, would you go?

A. Positively not alone. With my attorney and his attorney, possibly, but I have no clue what would come of that.

Q. How do you deal with stress -- so this was a stressful time during this period. How would you say you deal with stress?

A. So I had just started CrossFit that January before -- no, no, no, it was that August, too. During this time, I just weight lifted a lot. I ended up injuring my back because I wasn't sleeping very much, I was just exercising and -- I read -- I was still reading during this time. I was seeing a counselor on my own. I switched to a personal counselor right after the March -- I want to say it was sometime in April, I started seeing her. And I was still reading. I know I read a lot

of self-help books during this period of time. Definitely exercising was a huge thing.

MR. PIERSON: Thank you. Thank you for your time and your being here today.

MR. BARNES: Thank you. I have a few more questions.

RE-EXAMINATION

BY MR. BARNES:

Q. Were you afraid to ask about the picture?

A. Yes. I just didn't want to bring it up at all. So, A, I didn't want to remind him of it. I didn't want to remind myself of it. I really just wanted to pretend like it didn't happen.

Q. Did -- the time that you described as being slapped when you were in the spare bedroom, did that cause physical pain?

A. More like a stinging -- it didn't make me cry. It wasn't like a, Oh, my gosh, this is absolutely horribly painful, it was more of a stinging shock.

Q. The last sexual encounter where you described getting hit, do you feel that that was a punch or a slap?

A. It was as if he, like, roughly, like, slapped and grabbed me and shoved me. So I don't

know.

Q. You testified earlier that you attempted to look in the mirror.

A. Yes.

Q. How -- approximately how many days after was that?

A. Well, I'm sure I did right away -- you know, a day or two after, but I know that -- the memory that I have is after I had gone to the mediator with [redacted] I'm thinking, If he knows this or if he sees this, he's going to flip out. So that had to have been a week later.

Q. So a week later, you're looking in the mirror to see if there's a mark?

A. Yes.

Q. Was it still achy or painful at that point in time when you're looking for the mark?

A. In that direct area, yes.

Q. I want to go back to March 21st as well. And you testified that Eric was kissing you -- let me -- after -- you testified that you started freaking out as Eric was kissing you and coming down the front of your body. Yes?

A. Yes.

Q. And you freaked out, and he took you and

untied the gauze strips; correct?

A. Correct.

Q. Were you crying at that point?

A. Yes.

Q. And describe the emotions that you had at that point in time.

A. I was definitely fearful. I was so embarrassed and ashamed, because I really felt like a whore because I had let him get me in this position before we've even kissed. I felt really used. I felt like what the -- who are you? I think it was the thing that just kept playing through my mind is, who are you? What is this? What is this? Oh, my God, where am I? Get me out of here -- because I just kept saying, Get me out of here. I'm not ready for this. It was also, too, that feeling of, I came here not wanting to do anything -- nothing.

Q. Did you start walking towards the door?

A. Yeah. I -- well, to go upstairs. There's not like a door that closes, but, yeah, I started walking towards the door, and that's when he just, like, enveloped me -- that's a good word. Because it wasn't as if he, like, threw me around. He literally just kind of bear-hugged me and literally

walked me up and was saying, [redacted] just calm down, calm down, it's okay, it's going to be okay. And then laid me down -- kind of laid down with me like I was a little doll or something.

Q. Okay. And when you were laying down, where was he?

A. Like, laying next to me.

Q. Laying next to you face to face?

A. Face to face -- at this point, from what I -- what I'm picturing -- so I don't know if he started behind me -- I know that he was laying face to face with me.

Q. Okay. And were you still crying?

A. I was crying so hard, yeah.

Q. Were you naked at that point in time?

A. Yes.

Q. Did he have a shirt on?

A. I believe so, at this point.

Q. Did he have pants on?

A. Yes. At this point.

Q. Did you unzip his pants?

A. No.

Q. How -- did he unzip his pants?

A. He unzipped his pants.

Q. While you were crying?

A. While I was crying.

Q. And laying on the floor next to him?

A. Yes.

Q. And what did he do after he unzipped his pants?

A. He kind of pulled them down and pulled his penis out.

Q. Okay. And -- I'm sorry. These are difficult questions. In relation to your face, how far away?

A. Max, 6 inches or something. Close to me.

Q. And he is the one who put his penis in that position?

A. Yes.

Q. Were you still crying at that point?

A. Yes.

Q. Did you feel afraid to leave?

A. No. Not at this point. I feel like he hadn't gotten what he wanted. It was just -- he was still obviously turned on.

Q. Would you say you were under duress?

A. Yes.

Q. Did you feel like you had another choice if you were going to get out of that basement?

A. Not at that point.

Q. And after feeling you had no other choice at that point in time, is that when there was oral sex?

A. Yes.

Q. The last time you were hit from behind, I want to make sure -- was it your right hip and --

A. Yes. My memory is that I kind of fell into, like -- kind of more into my left, and that it was on my right side.

Q. Okay. What's the basement floor like?

A. Just a concrete basement floor.

Q. I'm sorry. Say --

A. We exercised in the basement, so this would have been the last time. And it was after we exercised, so we were still in the basement at this point.

Q. (By Mr. Barnes) Okay.

MR. BARNES: Okay. I have no further questions.

EXAMINATION

BY MR. AUSTIN:

Q. Just a couple more questions.

The basement floor is concrete?

A. Yes.

Q. There's no rugs or carpeting or anything,

it's just concrete?

A. Over where the exercise area was, there was some gym -- the squishy mat.

Q. Where you were hit the third time, you were on concrete at that point?

A. Yes.

Q. Let me back up a little bit. You said that -- this was before, that your husband e-mailed Eric's wife. Do you know that for sure, or is that something you're supposing, knowing your husband?

A. He told me after we were back together.

Q. Okay.

MR. AUSTIN: That's all I have.

MR. BARNES: Okay. If you want to make a statement, you can. If you want to take a minute to collect your thoughts and -- tell me if you want to take a five-minute break, collect your thoughts, and make a statement or -- really, it's up to you. I -- you know, I think Representative Rhoads had a very good question, and he kind of caught you off guard after having -- we're three hours into a barrage of questions for you from seven separate people, and so I think it's fair to let you collect your thoughts before you make such a statement.

So do you want to take a break just for a

moment?

MR. SIMPSON: I would. And before we get that far -- and if this isn't the proper time to do so, please let me know. The transcript that you put in as an exhibit, out of respect for my client, I would like to request that any identifying information between her, her ex-husband or anybody else that would lead back to who she is be redacted. I'm am well aware of the potential that this may become public at some point and would like to really redact that. Frankly, anything in this proceedings that would identify her specifically, I would ask for that courtesy from this panel.

MR. BARNES: You will certainly have that courtesy.

So let's take a five-minute break.

(A recess was taken.)

MR. BARNES: And so we -- do you want to make a final statement, please feel free to do so.

MS. [redacted]: I really just wanted to say a couple of things, which is, one, thank you for clearing up the rumors that are out there, because that's been one of the most difficult things is hearing them and knowing -- I've taken the position to truly try to not involve my children as much as

possible, therefore, it is kind of difficult to hear those things and know I don't have a voice. So I do appreciate that. And, also, the lengths that you have taken to make this private, and I really do appreciate that.

I really think you guys covered most of the things that I felt and appreciate you for being understanding, because I did not like that person at that time, which is why I'm so emotional. If I liked her, I could tell you guys, He's a jerk and he's a jerk, and I did nothing. So I appreciate your understanding. And it's really hard for me to be vulnerable in front of people I don't know, as opposed to my friends and family, who know that that wasn't me; I was going through a crazy period of time. So I really do appreciate it, because it does help me -- or at least you aren't throwing stones at me if you guys hate me. But thank you.

That's it.

MR. BARNES: You guys will be excused, and we'll talk about future business of the committee.

MR. SIMPSON: Sure.

MR. BARNES: Thank you so much.

I want to get with you on contact information for the people identified with whom you

spoke. I don't want you to read their phone numbers into the record, but I want to get that contact information.

MR. SIMPSON: And whether you want to do it -- I'll let you decide. We have provided an answer to some requests for production. As of yesterday, after I got -- after I left my office, I came into the possession of another document that you probably want. If you want it today, you can have it, but I need a photocopy because I have the original.

MR. BARNES: We can arrange for that here. There's got to be a copy machine somewhere in this building. So if you want to ask one of the officers outside, I'm confident they'll make a copy.

So we'll excuse you. Thank you for being here today.

MR. BARNES: Let's go off the record for just a moment.

(Discussion off the record.)

MR. BARNES: Friday at one, [redacted] who is -- who is identified as a witness in [redacted] answers to our requests to documents. After that, does the committee believe --

MS. LAUER: Will that be here?

MR. BARNES: That will be here.

Does the committee believe we need [redacted] here?

MR. RHOADS: I do. I feel like it puts the pieces of the puzzle together.

MR. BARNES: Do we want to see if we can get him for next Monday?

MS. MITTEN: Can we do 3:00 p.m. on Friday?

MR. RHOADS: I'm afraid that conversation is going to take hours and hours.

MS. MITTEN: Why should that take hours, though? This is four hours. What do we need to get from [redacted] Authentication.

MR. RHOADS: I'm afraid there'll be a little game played with his attorney on, Well, we don't want to answer that, we're going to --

MS. MITTEN: Fine. He can leave.

MR. RHOADS: Regroup and go and then --

MS. MITTEN: I'm just thinking -- I don't know what we need from [redacted]

Can we go off the record for a second?

(Discussion off the record.)

MR. BARNES: I move that we attempt to get the testimony of [redacted] this Friday at

11:30 a.m.

MS. MITTEN: Okay. Or 3:00 p.m.

MR. BARNES: Or 3:00 p.m.

Does anyone disagree to that idea?

All of those in favor say, aye.

(Unanimous "Aye")

MR. BARNES: In failure of Friday, I'll ask his lawyer about Monday availability.

MR. AUSTIN: Time out. You said earlier? Well, how is this [redacted] going to take very long? If he cools his heels out there for an hour, that's not our problem.

MS. MITTEN: We could do it at two.

MR. BARNES: So do you want me to try three first?

MR. AUSTIN: I prefer 11:30 first.

MS. MITTEN: Either way. Just see what we can do.

MS. LAUER: Is it okay if they see each other?

MR. BARNES: 11:30 or two?

MS. MITTEN: Or three, if it has to be three. I just want to get it out of the way Friday if he can.

MR. BARNES: Okay. And I want to take a

roll call vote to close Friday's hearing.

So the motion on the floor here is to close Friday's hearing.

All of those in favor, voice, yes.

Mr. Secretary, please call roll.

MR. CURCHIN: Representative Barnes.

MR. BARNES: Aye.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Aye.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Aye.

MR. CURCHIN: Representative Lauer.

MS. LAUER: Aye.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Aye.

MR. CURCHIN: Representative Rhoads.

MR. RHOADS: Aye.

MR. CURCHIN: Representative Pierson.

MR. PIERSON: Aye.

MR. BARNES: The vote is seven aye; zero no to close Friday's hearing. It know everybody is getting excited.

We have eight additional witnesses identified, I believe, beyond [redacted], [redacted] -- is everyone in agreement we should attempt to her

testimony.

Is that a yes all around?

Yes all around. [redacted] is another. Is everyone in agreement?

MS. LAUER: She was at the dinner?

MR. BARNES: Yeah.

[redacted]. Is everyone in agreement on her?

Okay. [redacted] was identified as a lawyer. I would -- I don't want to try to breach anyone's attorney-client privilege. Is everyone in agreement that we're not going to call her as a witness?

MS. MITTEN: I agree.

MR. PIERSON: With her, she seemed like she wanted to get some information from [redacted] order; is that correct? Did that breach -- so that would be a breach if we talked to her --

MR. BARNES: For [redacted], yes. [redacted] was a lawyer for Ms. [redacted], and as a result, I do not --

MR. PIERSON: [redacted]?

MR. BARNES: Lauren Trager was the reporter.

Does anyone believe we should have the

reporter?

MS. MITTEN: No.

MR. BARNES: Okay. Then there were the women who were at the dinner, [redacted], [redacted], [redacted], and [redacted]. And then there was, essentially, I think [redacted], and I heard a [redacted] name. I think that -- I want everybody to think about whether we need to call them after having spoken with these other witnesses.

MR. RHOADS: Mr. Chairman, I'm afraid there'll be very limited information with these women. They were in public talking about this incident. I doubt she went into detail about everything in a restaurant with six other women.

MR. BARNES: That's -- that's fair. And I think these other witnesses that we've already identified -- we need to talk to them first before making this decision, but I wanted to put that out there as something for people to think about, even as we were getting the next round of testimony.

MS. LAUER: Sure.

MR. BARNES: Okay. The other thing is we should be receiving documents soon from Michael Hafner relating to use of The Mission Continues --

resources from The Mission Continues private grants. They may arrive today. We subpoenaed those documents. They may arrive today. His lawyer has been in contact with our counsel and should have them soon, and when we do, we will spread the word that they have arrived. They will be in the chief clerk's office with our folders that we're going to turn into binders. The idea is everyone to have a binder in there. Let's leave it in there, mainly -- because I don't even trust myself to take documents outside -- and then take notes in there.

MR. AUSTIN: And we can have access to those binders --

MS. MITTEN: I believe Representative Barnes is going to try to get access to the office so that even after hours we'll have the ability to force [redacted] to let us in.

MR. BARNES: Mr. Curchin -- Alex has that ability, so he's on permanent call.

MS. MITTEN: Lovely.

So, Mr. Chair, Mr. Simpson indicated that documents have already been produced.

MR. BARNES: I believe he said they were mailed -- well, he told me in the hallway they have been mailed. He said we've sent them.

MS. MITTEN: So we haven't seen those yet, and those will be added to our binder folders.

MR. BARNES: And what he has brought here today is a phone record.

MS. LAUER: Is there any reason to consider the Boys State?

MR. BARNES: I think -- let's hear from Mr. Hafner first. Let's look at his documents and hear from him first. I take that from you, you think that there is.

MS. LAUER: I would question him.

MR. BARNES: And I'm open to that possibility. I'm open to what the committee considers. Obviously, we have people in -- public statements from people who need to get one of those people who was quoted publicly to do so. What I also want to do is bring the board of Boy's State down here to testify. I think what may be helpful to them is to send written interrogatories to them or ask them to sign a declaration or affidavit. But -- we could direct interrogatories to him to make sure that we're getting answers to the questions that we want.

MS. MITTEN: Well -- and my only -- and I don't know -- is there anything about that that --

is there some law that was violated by virtue of that, or is it just sort of bad behavior?

MR. BARNES: It's potentially a misappropriation or a theft if you get information for one purpose and use it for another.

MS. MITTEN: Okay.

MS. LAUER: Without the individuals knowing about it.

MS. MITTEN: Okay.

MR. BARNES: Potential. And, you know, I want to go down the path and find out the -- were there expectations? What were those expectations?

MS. MITTEN: What were the expectations. Okay. That's fair.

MR. PHILLIPS: And all of this falls in the guidelines of the resolution to be passed --

MR. BARNES: It does.

MS. MITTEN: Those are also allegations at that point, I guess.

MR. BARNES: Any further comments or questions?

MS. LAUER: What about next week so I know whether or not to pack more clothes or not.

MR. BARNES: So Mr. Hafner will be here on Wednesday morning at 8:00 a.m. We're going to try

to get some testimony on Monday morning and --

MR. RHOADS: As of right now, do you have testimony lined up for Monday morning?

MR. BARNES: I do not. Because Mr. [redacted] lawyer gave us this list of other witnesses, we attempted to make contact with all three of them. I made contact with [redacted] she's coming on Friday. I made contact with [redacted] regarding Monday at one. She said she had to check back and see about child care arrangements. I'm still waiting to hear back. And then [redacted] did not respond to my calls.

MS. LAUER: Did you say there is another one next Friday?

MR. BARNES: We do not have anything scheduled for next Friday at this point.

MS. MITTEN: I would pack for it.

MR. BARNES: Is anyone planning to be out of town on Friday?

MS. MITTEN: Not anymore.

MR. BARNES: I'm glad that looks cannot be not recorded.

MR. RHOADS: Is it spring break week?

MR. BARNES: No. I'm talking about next Friday.

MR. RHOADS: I'm good. If sounds like we can eliminate spring break, if at all possible.

MR. BARNES: You mean eliminate testimony during spring break? Or at the very least, everyone can have Monday and Tuesday of spring break. Is -- does everyone like the idea of Monday and Tuesday for spring break?

MS. LAUER: Tuesday, Wednesday, Thursday is not good for me. I could try to shift things around.

MR. BARNES: Let's adjourn.

I hereby adjourn.

(The hearing concluded at 12:08 p.m.)

CERTIFICATE OF REPORTER

I, Lisa Ballalatak, a Certified Court Reporter for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing hearing was duly sworn by me; the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Lisa Ballalatak
Missouri Supreme Court
Certified Court Reporter

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

MARCH 9th, 2018

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Reporter's Note: Exhibit 2 was retained by the panel.

APPEARANCES

Mr. Jay Barnes, Chairman
Mr. Alex Curchin, Senior Counsel/Legislative Director
Representative Don Phillips
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:

Ms. Alix Hallen
Mr. Bryan D. Scheiderer

The Court Reporter:

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(The hearing commenced at 12:59 p.m.)

MR. BARNES: I hereby open this committee of the House Special Investigative Committee on Oversight.

Mr. Secretary, please call the role.

MR. CURCHIN: Representative Barnes.

MR. BARNES: Here.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Here.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Here.

MR. CURCHIN: Representative Lauer.

MS. LAUER: Here.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Here.

MR. CURCHIN: Representative Rhoads.

MR. RHOADS: Here.

MR. CURCHIN: Representative Pierson.

MR. PIERSON: Here.

MR. CURCHIN: All here and accounted for.

MR. BARNES: A full committee being present, we are ready to start. And I believe we told -- I told the officers to bring the witness in.

Good afternoon. Thank you for being here. Just go ahead and take a seat. We'll start with

administering an oath.

[redacted]: Okay.

[redacted]

being first duly sworn, was examined and testified as follows:

EXAMINATION

BY MR. BARNES:

Q. Can you state your name.

A. [redacted]

Q. And, ma'am, have you ever given testimony in a deposition before?

MR. BRIGHAM: I'm sorry?

Q. Have you ever given testimony in a deposition before -- not --

MR. BRIGHAM: In a deposition.

Q. (By Mr. Barnes) In a deposition.

A. No. No. Never.

Q. In a deposition?

A. No.

Q. Okay. So we're just going to have a conversation. There are a couple of ground rules. If someone asks you a question, and you don't understand it, please don't hesitate to ask them to stop and rephrase. I see you're nodding your head now. You can't nod your head in answers to

questions.

A. Okay.

Q. You have to say "yes" or "no."

A. All right.

Q. And if you need to take a break at any time, just let us know, and we can take a break.

MR. BARNES: And, Counsel, would you like to introduce yourself?

MR. BRIGHAM: Sure. My name is Chad Brigham, counsel at Goldenberg, Heller & Antognoli in Edwardsville, Illinois.

Q. (By Mr. Barnes) And so the way this is going to work is, I'm going to ask you a series of questions to start, and then our vice chair is going to ask some questions, our ranking member is going to ask you some questions, and then down the line in terms of legislative seniority. Some people may not have questions, and we'll -- we will see.

I'm the chairman of this committee. I'm Jay Barnes. I'm from here in Jefferson City. You should also know that we have the authority under our rules -- we will redact your name and protect your privacy in this process.

Ma'am, how long have you known [redacted]

[redacted]

A. Almost ten years.

Q. How would you describe your relationship?

A. Good friends.

Q. And have you worked together or just met as social acquaintances?

A. No. I met her almost ten years ago. My husband was friends with her now ex-husband, and so when I got with my husband almost ten years ago, I was introduced to [redacted] and [redacted] and we hung around as a foursome. A few years after I met her, I -- she also started doing my hair and ...

Q. Have you known [redacted] to have a reputation for truthfulness and honesty?

A. Yes.

Q. And is that her reputation?

A. Yes.

Q. Did [redacted] ever speak to you about contacts she had with Eric Greitens?

A. Yes.

Q. And when was the first time she spoke with you?

A. I don't remember the specific date, but it was sometime in March of 2015.

Q. Do you remember it in relation to when the events happened and how many days after?

A. No. She first mentioned him before the event, that he was a client that had came in that -- there was flirtation, that he was a good-looking guy, he was a Navy Seal, that he was a Rhodes Scholar -- I remember that specifically, because I had no idea what a Rhodes Scholar was, so I had to go home and Google -- that he had authored some books. I couldn't even remember his name when I had gotten back from getting my hair done, so I had to Google -- I remembered Eric and a word in one of his books, and that's all I -- I didn't know who he was or anything.

Q. So she had mentioned previous to March those types of facts about him?

A. It was probably maybe sometime in early March, maybe. It wasn't long before I heard about the event.

Q. Okay. And where were you when -- you referred to it as "the event" -- and we'll get into that in a minute.

A. It was a phone conversation.

Q. And who were the parties to that conversation?

A. Just me and [redacted]

Q. And what did she tell you?

A. That she had been invited over to Greitens' house. She had suggested that -- she really wasn't comfortable going to his house; she would rather do something like a coffee shop.

Q. When you say "she had suggested," was she suggesting that to you or --

A. Oh, I'm sorry. To Greitens. That Greitens had suggested that she come over to his house, that she had said that she really didn't feel comfortable going there, that she would rather do something like talk at a coffee shop. He said that he could not do that because he could not be seen in public with her. And so -- that he wanted her to come over to his house. And it was within walking distance of The Chase, where she worked, and that she did -- she did end up going over there.

Q. Okay. And did she tell you what happened after she went over there?

A. Yes.

Q. And what did she say?

A. She had went into his house, that he was trying to make her feel comfortable because she was nervous. He had given her some sort of loungewear -- some sort of lounge pant to put on and some sort of T-shirt -- not what she wore over

there, but clothes that he had had, and that he invited her down to his basement to teach her how to do a proper pull-up -- she's really into fitness. She went downstairs. He had bound her hands to some sort of pull-up equipment with some sort of tape that he had, put a blindfold over her eyes. He had ripped her shirt and pulled down her pants some, because -- she has a hernia scar, and he had made some comment about her -- maybe not a scar -- or something abnormal because of the hernia. He had made some comment about that. She had seen a flash through the blindfold, and that he had taken a picture.

Q. Did she tell you whether she had consented to that?

A. No, she did not consent.

Q. Did she tell you whether she had?

A. No. She said she was embarrassed and shocked that he had said that she had better not mention his name because he would then distribute the pictures.

Q. Did she tell you about anything that happened after that point in time that she told you about?

A. Yes. That she was embarrassed and upset.

She was married, so she was worried about the stuff being out. She has family that she's close to, that she had gotten upset, and that Greitens was trying to comfort her, telling her that it was going to be okay, and that she did end up performing oral sex on him.

Q. Did she tell you the circumstances of how that came about?

A. I don't recall. I think it was on a floor -- a basement floor. She was upset, and he was consoling her. That's the only thing I can remember from that, besides the actual act.

Q. Did she tell you what happened after that?

A. That she had went back upstairs. She got back to the salon. She had forgotten her keys there, so she had to go back to his house. She was upset, she was angry, she was embarrassed, and that he said, Just don't worry about it; I have deleted the picture.

Q. When she spoke with you, how many days after the incident do you believe it was?

A. I'm not sure of the exact number of days, but it was what I would consider, like, fresh -- like, it had -- it had newly happened.

Q. And what was her demeanor on that phone

call?

A. Embarrassed. Shocked. My -- when she was telling me this, my very first reaction was that it -- he sounded creepy. It was creepy for him to be taking this picture. It doesn't sound like this was, in my opinion, the first time he had done this, because he was taking this picture and using it to keep her quiet, for whatever reason. I thought it was because he was married. She thought he had feelings for her. I -- I didn't think that was true, but she was pretty set on it. She thought that -- that he cared about her.

Q. Did she speak to you at any other time after that about her relationship with Eric Greitens?

A. We spoke several times after that, and it probably partly had to do with Greitens, but we talked a lot about her marriage problems and then kind of how the Greitens thing was intertwined in this.

Q. Did she tell you of any other -- is there anything else that stands out to you about the things she said about Eric Greitens?

A. She did recount a story that occurred -- I want to say it was in July, but I didn't hear about

it right when -- I only heard about it maybe a month or so ago when we had met up for dinner, about how she had met him back in -- met him again in July, that he was communicating with her through a TracPhone, and that she had went there. His wife was out of town, that she had -- he had asked her if she had any sort of sexual relationship with anybody since they had been together last. She stated that she had had sex with her husband -- her husband at the time, and that that had made him angry, and that he had slapped her in the face and called her a whore.

Q. Is there -- I'm going to ask -- this is similar to the last question I asked. Is there any other conversation you recall?

A. That she had sent -- well, she had told me that after the event -- the event at his house with the picture, that he had came in sometime after that to the salon -- it would have been before July -- before working hours. [redacted] was the only one there, and he had showed up. There was some sort of make-out session only then. She had also commented that -- the way her station was set up at the salon, the whole back wall was windows, and that she could see him several times walking past the windows while

she was doing hair. She also ran into him one time at a grocery store -- I don't recall which one -- and that he was there with a toddler, and that it was uncomfortable for her. That's all -- and that she had sent him an e-mail -- and this would have been after, even, the July incident, that he couldn't come in and get his hair cut, he couldn't come into the salon anymore.

MR. BARNES: I have no further questions for now.

EXAMINATION

BY MR. PHILLIPS:

Q. I'm Representative Don Phillips, and I just have a couple of questions.

One is, do you have any knowledge if [redacted] was contacted by Governor Greitens or any of his staff or attorney after the story broke? Did she ever share anything like that with you?

A. No.

Q. Okay. Do you have any knowledge that she received -- or did she tell you about receiving any kind of compensation or anything related to her remaining quiet on the story?

A. She specifically told me she did not receive anything.

Q. Okay. All right.

MR. PHILLIPS: That's all I've got.

MR. BARNES: Representative Mitten.

MS. MITTEN: I have no questions.

MR. BARNES: Representative Lauer.

MS. LAUER: Yes, Mr. Chair.

EXAMINATION

BY MS. LAUER:

Q. Jeanie Lauer from the Kansas City area. And I want to ask you about -- from the period of time -- you're good friends for ten years?

A. Yeah.

Q. And so over the period of time that she was talking to you about the situation, would you describe -- if you were to, like, chart this out on a graph, her level of emotion as she was talking with you about this? So as an example, after the -- when she talked to you about she had met him, he was flirtatious, what her emotions were like when she talked to you, and then after the event -- kind of walk through that -- what her emotions were.

A. I feel like they were pretty consistent, that it was anxiety and stress -- because her marriage was so intertwined with it, too. A lot of the conversations, even after the event with

Greitens, had to do with how it would affect her marriage, if it -- you know, her ex-husband -- her now ex-husband found out. She was embarrassed, in general, but I think that -- she was in such a bad place in her marriage, and I think that she really thought that Greitens had feelings for her. So I feel like she was very conflicted, especially between the actions that Greitens was doing and then what he was telling her, how smart she was and -- trying to balance those with the -- his actions, too.

Q. Okay. And did she ask you for any advice that you gave to her?

A. Yes.

Q. And what was that?

A. Right after it happened, I told her not to tell her ex-husband all of the details. Several months afterwards, her and [redacted] were trying to work on their marriage. They were going to counseling. I told her that she should tell him everything. My fear was if they actually made their marriage work, and then a year went by, and she didn't tell him every single detail, and then [redacted] found out something she had left out a year from now, then all of the work that she had -- they had put into it to

make their marriage work would all be gone. So I told her that she should be fully honest with him about everything that happened.

Q. Okay. When you were discussing the first event that she talked with you -- the first meeting, you said that she said that Mr. Greitens was flirtatious --

A. Yes.

Q. -- or flirty -- yeah, flirtatious. Did she give you any specific descriptors about what that meant?

A. Just that he was extremely complimentary of her. He came off really intelligent and good looking and was paying her a lot of attention and compliments. I know that she was eating up -- specifically because she was in such a low spot in her marriage.

Q. Okay. And, also, the other thing you said, that she -- she did not feel comfortable going to his house.

A. Uh-huh.

Q. Could you describe that? Did she use any specific descriptors about what that meant?

A. No. Not that I can recall.

Q. Okay. And when this whole thing came out

into the open, you were still communicating with her?

A. Yes. We were still talking. I had no indication that this was going to come out except for the fact that I started getting phone calls from reporters. That's how I first found out about it, that a reporter from Politico called me and left me a message asking for some comment. I had no idea what they were talking about. Thirty minutes later, I got another phone call from a reporter, and that's when my husband and I started Googling on, like, Twitter to see what could possibly it be, and that's when I texted her.

Q. So she had not given you any indication that anything was breaking?

A. I think she was just keeping everything quiet.

Q. And so what is your thought on how these reporters got your name?

A. I'm not sure how they got my name, but several of them -- I have gotten calls from the New York Times, CNN. I haven't talked to any of them, so I'm not sure -- they just leave me messages telling me they want some comment and it can be off the record; they just want my voice, but I just -- I

haven't talked to any of them.

Q. Okay. So you've never responded to any of their requests for interviews?

A. No. I haven't even answered the phone.

Q. You haven't answered the phone?

A. No.

Q. What is your relationship with [redacted] now?

A. With [redacted]

Q. [redacted] I'm sorry.

A. Still good friends.

Q. Okay. And how would you describe her emotions -- her feelings at this point in time, now that everything has come out?

A. Anxiety.

Q. Okay.

A. Stress. She would -- she never wanted this to come out. She would have never brought this out. She's got minor children; she has her own business and -- a lot of stress.

Q. Okay. And as her friend, she may have told you what caused her to continue to interact with Greitens. What was it that -- when she said she didn't feel comfortable and had anxiety and so forth, yet she continued? Did she share -- to what degree did she share with you why she was doing

that?

A. She thought -- I think she thought he cared for her.

Q. She thought he cared for her?

A. Yes.

Q. And you questioned that feeling?

A. Immediately.

Q. Okay. And why was that?

A. Immediately. Because his actions of binding her and taking a picture, it sounded extremely creepy for me. I mean, I didn't understand why he would take great lengths -- that's a really big step to take for your wife not to find out. You know, you take a picture of someone that you're planning to be intimate with, and you're taking a picture and telling her that you'll distribute if she says his name, I thought, was a very big step to take just so his wife wouldn't find out. I didn't even occur me that it would have been any other reason than for his marriage.

Q. Okay. And what did she specifically say that caused you come to the feeling that he was creepy?

A. The blindfolding, the picture, not wanting her to tell anybody or he was going to distribute

this picture, making her change clothes, I thought, was odd. The whole thing, to me, from an outsider didn't seem like he cared at all; it just seemed like a creepy action to me.

Q. Okay. As her friend, were you ever concerned about her safety?

A. No. Because I thought it was just -- I was concerned about it leaking out to her house -- you know, I wasn't concerned for her safety, because, to me, it was just a married man having an affair with a married woman, so my biggest concern was spouses finding out.

MS. LAUER: Thank you, Mr. Chair.

EXAMINATION

BY MR. AUSTIN:

Q. Hi, I'm Kevin, state representative in District 136.

You said earlier that you and [redacted] were still -- that was when you were still talking, but then you also said you're still friends; is that right?

A. Uh-huh.

Q. Do you guys still talk?

A. Oh, yeah. Regularly. Sorry.

Q. And when was the last time you talked with

her?

A. A couple of days ago.

Q. Okay. Was there any talk about these hearings that we're having that you're in today?

A. Just that I was really nervous and asking her kind of who was in the room. So -- it's intimidating being on this side.

Q. I'm sure it is. And I apologize for that.

Did you talk about any of the substance of the questions that you could anticipate?

A. No. Just that we were sitting here and kind of that the panel would be there.

Q. Physical layout?

A. Yeah.

Q. Okay. Has anybody besides reporters approached you about this?

MR. BRIGHAM: Next question. We better keep that ...

Q. (By Mr. Austin) Same question. We'll exclude the circuit attorney's office regarding the grand jury.

MR. BRIGHAM: Not narrow enough.

Q. (By Mr. Austin) Has anybody from Eric Greitens' office or anybody claiming to be associated with Eric Greitens contacted you?

A. No.

Q. We have what we believe to be a recording made by her husband -- an audio recording of a conversation between her now ex-husband and her. Do you know of any other recordings that he made?

A. No. I was surprised to hear that there were audio recordings.

Q. Has anybody besides reporters and law enforcement contacted you about this matter?

MR. BRIGHAM: I'm hesitant, just knowing -- I don't know if some of the relationships of -- of the relationships between certain offices, so I think we better not answer that, as well, at this time.

Q. (By Mr. Barnes) And I'll just ask you -- has anybody from Enttera, LLC, or anybody claimed to be associated with Enttera, LLC contacted you?

MR. BRIGHAM: We can't answer that question.

Q. (By Mr. Austin) When [redacted] was describing that -- the event, if you will, did she in any way describe what the tape was that was put around her hands?

A. No. I only recall it just being tape.

Q. She just said tape?

A. Yeah.

Q. Did she in any way describe the blindfold?

A. No. Just that it was a blindfold.

Q. And did she tell you how she knew there was a photograph?

A. A flash of light.

Q. And did she ever tell you that she actually saw the photograph -- obviously, no?

A. No. That she -- she had saw the flash, and then when she came back to get her keys that she left, that he said, I deleted the picture; don't worry about it.

Q. Did you -- did she ever tell you or show you any screenshots she made of any texts or copies of any e-mails between her and Eric Greitens?

A. No.

MR. AUSTIN: That's all.

EXAMINATION

BY MR. RHOADS:

Q. My name is Shawn Rhoads. State representative from West Plains.

Just to kind of clarify a couple of things that you have said before. You said you have been contacted by, like, CNN and -- and whatever. Is that on your cell phone, or is that --

A. Yes.
Q. So someone is giving out your cell phone.
A. And my full name. [redacted] is what they're asking for.
Q. Okay. Well, ma'am, who would you speculate has done that?
A. I don't know.
Q. Okay. Did [redacted] husband -- ex-husband -- know your cell phone number?
A. Yes.
Q. Okay. So you said earlier that you and [redacted] often talk. Are we talking five times a week? More than that? Once a day? I'm talking talking -- I'm sorry, I want to clarify. I'm talking, talking on the phone, not texting, because I'm sure I am going to answer that question here in a little bit, too.
A. I think that we talked more often back in 2015 because I was getting my hair done by her. So for a woman, that's, like, six -- every six to eight weeks that I would see her for a couple of hours, getting my hair done consistently, and then talking between my hair appointments, too. I would say more recently, probably once a month.
Q. Okay. Do you text each other very much?
A. Probably around the same. Probably once

or twice a month, a phone call, text, now.
Q. So how many times would you say -- and I realize you can't point that you have talked about the -- any incident or any kind of interaction with Eric Greitens and [redacted]?
A. I would say quite a bit, but in varying capacities, because, again, a lot of our talks may not have been about the event but more about her marriage and her ex-husband and how all of that was kind of being brought into play because of all of our talks about marriage and all of that stuff.
Q. Do you think she was really detailed in what she told you, or do you think that maybe she didn't give you all of the details?
A. As far as the event?
Q. As to what happened and went on during her interaction with Eric Greitens.
A. I don't know. I don't know.
Q. Okay. I want to touch on a question that Representative Phillips had asked about compensation. How did that come up in a conversation?
A. Because [redacted] had made a comment somewhere about -- I think maybe -- I want to say it was -- I'm not real sure -- that [redacted] had made some comment

about how it must be nice for -- basically implying that [redacted] had gotten a new car or that she had been compensated. And [redacted] was like, Of course I never got paid anything. So it was all centered around some allegations that [redacted] thought she had been paid some hush money.
Q. I understand. Okay.
A. I was trying to remember where I had seen that conversation. I think it was a third-party Twitter account that we suspected may have been set up by [redacted], and that's where that conversation came from.
Q. Do you know what that Twitter account is?
A. It was, like, show_metoo, t-o-o, something like that.
Q. Do you think it's still active?
A. I'm not sure. I try to stay off of there.
Q. I understand.
So I want to go back to these calls you've been getting. When did they start?
A. I don't know the date, but it was the very evening that the -- Greitens made his -- the --
Q. So the night of the State of the State -- that didn't get over until, like, 8:30 or nine o'clock, and you immediately started getting calls

after that?
A. Before that.
Q. Before --
A. Probably -- if I had to guess, like, between six and seven that evening. It was early.
Q. Okay.
A. The first one.
Q. What is your feelings about someone giving out your number and giving this information about you?
A. I'm not happy about it because -- I'm, like, constantly watching my phone to make sure -- any number -- I'm not able to answer any number that I don't know. Sometimes they're not leaving messages. We do some sort of reverse lookup to see who it is that's calling. Most recently it's been the St. Louis Post Dispatch. I think my last three or four phone calls have been from a Jack Suntrup from the St. Louis Post.
Q. Do they say, Hey, I got your number from so-and-so when they leave a message --
A. No.
Q. They just say --
A. Hey, [redacted].
Q. They can go straight to the point and say,

Hey, we need to talk to you about this; call me back?

A. Yeah.

Q. Okay.

A. They could be off the record -- you know, that kind of -- those kind of comments.

Q. I understand. I understand.

So when you were talking to [redacted] on the phone -- and you may have already said this, and I apologize if I'm asking you a second question that you have already answered. Did she seem upset on the phone; did she seem okay on the phone, just kind of like a normal conversation but just say -- telling you what's going on or -- I realize that's several conversations, but at any time did you hear an emotional -- her getting very emotional on the phone or anything like that?

MR. BARNES: Can you specify the time of the call?

MR. RHOADS: The first one -- the first call.

A. She was emotional. To be honest, she was emotional in some way on almost every phone call during that time. Because it was either emotional about what had happened with Greitens or it was

emotional about the state of her marriage.

Q. Okay. And that -- you reminded me of a question that I had typed up that I was going to ask you.

My interpretation of when she was here, she said that she was kind of in a -- in a rough place, obviously, with her marriage not being in a good way, and I'm going to ask you, from that point, when that stuff was going on to now, her dealing with problems in her life, saying they are better than they used to -- because at that point in time, when all of this was going on, this alleged -- what we're talking about here was going on, she appeared to be -- and she even said, I was really distraught and confused and just not in a good place and -- you know, obviously it seems like she's a lot better now than she was. Is that correct?

A. Oh, my -- yes. Yes.

Q. Okay. I said a lot of words but -- sorry about that.

Mr. Chair, thank you.

MR. BARNES: Representative Pierson.

MR. PIERSON: Thank you, Mr. Chair.

EXAMINATION

BY MR. PIERSON:

Q. I'm Tommie Pierson, Jr., state representative in St. Louis County.

So -- just, again, did anyone contact you about Eric Greitens other than reporters -- state -- law enforcement or federal law enforcement, any circuit attorney or any staff member of the circuit state's attorney's office, any investigator, expert, or other person retained by or affiliated with the circuit attorney's office?

MR. BRIGHAM: Anyone other than that?

MR. PIERSON: Yes.

A. Nope.

Q. (By Mr. Pierson) Has anyone from New Missouri ever contacted you about [redacted] or Eric?

A. I don't think so, because I'm not sure what that is.

Q. Has anyone from Axiom Strategies contacted you about [redacted] or Eric?

A. Nope.

Q. Has anyone from the Dowd Bennett law firm ever contacted you about [redacted] or Eric?

A. No.

Q. Anyone from Scott Rosenblum's office ever

contacted you about [redacted] or Eric?

A. No.

Q. Were you under the impression that [redacted] believed that Eric did, in fact, delete the photo?

A. Yes.

Q. So your relationship started with [redacted] based upon the relationship with the husband?

A. Yes. I met them both at the same time, but my husband knew her -- knew [redacted] before he even met [redacted]

Q. And how would you describe that relationship now?

A. Which relationship?

Q. Well, the relationship with [redacted].

A. My relationship with [redacted]?

Q. Yes.

A. It's nonexistent. Once they got divorced, you almost had to pick a side. And I was still getting my hair done by [redacted] and -- it was kind of an ugly time. So I have not spoken to him in a couple of years.

Q. Did you talk about a conversation where it was relayed to you that -- in an encounter with Eric and [redacted] where she got slapped in the face?

A. Uh-huh.

Q. And you said that he called her a whore?
A. Right.
Q. Have you ever noticed any -- I guess, any facial -- any bruises or scars or anything of that nature on [redacted]
A. No.
MR. PIERSON: Thank you.
EXAMINATION
BY MR. BARNES:
Q. Have you shared this information with anyone other than the list that Representative Pierson -- let's go back. Scratch that. Let's start it this way.
Prior to January, did you share any of this with anyone other than [redacted]?
A. The attorneys at the law firm that I work with, when I started getting phone calls. My husband, also.
Q. You described to us two acts, at some level, of a physical altercation between Greitens and [redacted]. Are there any other incidents that you're aware of beyond those two acts?
A. No. Not -- just what information I gave you today. That's all I know.
MR. BARNES: Okay.

Representative Lauer.
MS. LAUER: Yes, Mr. Chair. A few follow-up questions.
MR. BARNES: Yes, ma'am.
MS. LAUER: Thank you.
EXAMINATION
BY MS. LAUER:
Q. As being a hairstylist -- and in that business, I know that in my experience, it is very normal to have conversations with a hairstylist while you're spending time there and so forth. Was that natural for her to do with her customers, to have conversation and just kind of get to know her?
A. I'm not sure. I was already friends with her by the time I started getting -- having her do my hair, so I really didn't see her do anybody else's hair.
Q. Okay. All right.
A. I'm not sure.
Q. At the time -- during the times when she was talking to -- and you said she had anxiety and stress about her situation with her ex-husband and so forth. Did she give you any indication that there was a concern of what the ex-husband might do?
A. I think that all of us that knew -- my

husband, me --
MR. BRIGHAM: Are you asking if [redacted] expressed that to her?
MS. LAUER: Yes. I'm sorry.
A. Yes. That it -- that he would -- that it was kind of hung over her head that he had this information.
Q. (By Ms. Lauer) Okay. And continuing with that, did she share -- did [redacted] share with you any specifics as to what she was concerned that her now ex might do to her, to Greitens, to anyone?
A. I think she was just afraid he'd tell.
Q. That he would tell?
A. Right.
Q. Whom?
A. Tell whoever would listen -- his friends, her family, his family. I think that was her biggest fear, is that he just wouldn't keep it under wraps. You know, that he had this information; he was hurt by this information, and that she was worried about what he'd do with the information.
Q. And did she feel that there was a risk that he would share this publicly?
A. Yes.
Q. She did state that?

A. That she was scared that he would say something?
Q. Yeah. That he would share this information publicly.
A. Publicly to not her friends and family?
Q. Uh-huh.
A. I'm not sure.
Q. Okay.
A. I'm not sure how to answer that.
Q. All right. And I just want to confirm the money -- that she had not received any monies for keeping quiet and not sharing anything. Have you been at her home?
A. Have I been to [redacted] home?
Q. Uh-huh.
A. Yes.
Q. Have you noticed any remodeling that was done there in the kitchen area?
A. No.
Q. Okay. Have you noticed that she has a different vehicle than what she might be driving originally?
A. No. I haven't noticed anything.
Q. She still has the same vehicle, same kitchen?

A. Nothing that I have noticed.
Q. Okay.
A. But I don't know. I don't really pay attention to that stuff. Sorry.
Q. And at any -- at any time during her discussions with you, she shared that she had feelings for him, that -- and that she did not feel like that was reciprocated. Is that right? Or did she feel that there was a love or -- whether you might call --
A. Yes. Absolutely.
Q. She did feel that?
A. I think she felt that Greitens cared a lot about her.
Q. Okay.
A. I think that was from the beginning, she felt that.
Q. Okay. And did she share why she felt that way?
A. I think because he was saying nice things to her. He was making nice comments, very complimentary -- like, this was a new thing for him to be outside of his marriage. I think she felt special.
Q. Did she feel excited about that, as in

joyful?
A. I don't remember her feeling excited about it; I just remember her feeling anxiety about the whole situation.
MS. LAUER: All right. Thank you.
Thank you, Mr. Chair.
MR. BARNES: I have just a few more.
EXAMINATION
BY MR. BARNES:
Q. You testified earlier that [redacted] said she was uncomfortable going to Greitens' house.
A. Uh-huh.
Q. Did she express why?
A. Not that I recall.
MR. BARNES: I have no further questions.
Thank you for taking the time to come down and speak us with today. We appreciate it.
[redacted]: You're welcome.
MR. BRIGHAM: Thank you.
Is there a process, just to kind of set the table for what could potentially happen in the future, in terms of testimony or --
MR. BARNES: At this point in time, we will not -- I appreciate the question because you're trying to plan -- you know, you've got a life and --

in Illinois that you want to live and don't want to be dragged down here to Jefferson City, and I wish I could give you specifics, but I have no specifics at this time.
MR. BRIGHAM: Could this be used as a deposition-type testimony, something like that?
MR. BARNES: If we need to go there, we'll go there.
MR. BRIGHAM: Fair enough.
MR. BARNES: Thank you.
And now I will motion that we recess until -- he's coming in at 3:30 -- 3:15?
We'll recess until 3:15. All of those in favor, signify by saying "aye."
(Unanimous "aye")
MR. BARNES: Actually, let me back up.
Having voted and decided that -- the prevailing side, I'd like to reconsider the motion to reconvene at 3:15, and instead we will reconvene at 3:30, the time we actually told him to get here, and we will each show up 15 minutes early.
So now the motion is to roll call to reconsider the previous motion.
Mr. Secretary, please call the roll.
MR. CURCHIN: Barnes.

MR. BARNES: Aye.
MR. CURCHIN: Phillips.
MR. PHILLIPS: Aye.
MR. CURCHIN: Mitten.
MS. MITTEN: Aye.
MR. CURCHIN: Lauer.
MS. LAUER: Aye.
MR. CURCHIN: Austin.
MR. AUSTIN: Aye.
MR. CURCHIN: Rhoads.
MR. RHOADS: Aye.
MR. CURCHIN: Pierson.
MR. PIERSON: Aye.
MR. CURCHIN: Okay. That motion is carried, seven.
MR. BARNES: So the witness may show up early. I know everyone wants to go home as early as they can. So let's -- can we recess to an indefinite time, and people plan to be back here about -- let's recess until three o'clock, and we may stand at ease until such time as the witness ...
All of those in favor of recessing until 3:00 p.m. say aye.
(Unanimous "aye")
MR. BARNES: The ayes clearly have it.

We'll stand in recess.

And we can go off the record.

(A recess was taken.)

(Exhibit No. 2 was marked for identification.)

MR. BARNES: I call us back to order.

And I now move, while we're waiting on the witness, to close Monday's session, which will begin at 1:00 p.m.

All those in favor will vote yes, and all those opposed will vote no.

MR. CURCHIN: Summarize what will be involved in that.

MR. BARNES: Monday at one we are hearing from another person I identify is by [redacted] as someone she spoke with in the week or two after March 21st.

Mr. Secretary.

MR. CURCHIN: Barnes.

MR. BARNES: Aye.

MR. CURCHIN: Phillips.

MR. PHILLIPS: Aye.

MR. CURCHIN: Mitten

MS. MITTEN: Aye.

MR. CURCHIN: Lauer.

MS. LAUER: Aye.

MR. CURCHIN: Austin.

MR. AUSTIN: Aye.

MR. CURCHIN: Rhoads.

MR. RHOADS: Aye.

MR. CURCHIN: Pierson.

MR. PIERSON: Aye.

MR. BARNES: There were seven ayes. We vote to close Monday's hearing.

And now we will stand at ease until the witness arrives.

MR. BARNES: We are now back in session, having recessed. It is approximately 3:45 in the afternoon.

Mr. [redacted], my name is Jay Barnes; I'm the chairman of this committee. I'm a state representative here in Jefferson City. Before we start, I'm going to swear you in.

[redacted]

being first duly sworn, was examined and testified as follows:

EXAMINATION

BY MR. BARNES:

Q. Please state your name.

A. [redacted]

Q. And have you ever given testimony in a deposition -- not in front of a grand jury or any sort of investigation, just a deposition?

A. No, sir.

Q. Okay. Well, this is not a deposition, but it's kind of like a deposition, so there's some just basic ground rules. One is, if you don't understand a question, that's okay. Stop the person asking the question and ask them to ask it again.

A. Yeah.

Q. The second rule is, you can't nod your head yes or shake your head no, you have to answer "yes" or "no," because the court reporter cannot get a head shake.

A. Yes, sir.

Q. Okay. And the third rule is if you need to stop for any reason, just let us know, okay? And we can do that.

A. Yes, sir.

Q. Okay. You should also know that the committee will redact your name and certain information for privacy reasons. We insist that the rules establishing this committee allow us the authority to do that, so feel free to speak freely and know that we have the power with that.

A. Thank you, sir.

Q. I want to start with what I've set on that table, which is an e-mail that was sent by your attorney to us in response to a request for documents. Do you recognize this e-mail?

A. Yes, sir.

Q. And how do you recognize it?

A. It was an e-mail that I sent when I had suspected my ex-wife of being at her home -- being Sheena -- Sheena's home during a time that she wasn't there.

Q. Is it a fair and accurate representation of the e-mail that you sent?

A. Is this the e-mail that I sent?

Q. Yes. Is it a fair and accurate representation of that e-mail?

A. Yes.

Q. It is, in fact, that e-mail?

A. Yes, sir.

Q. And on page 2, is that the response -- are these the responses that you received in response from Sheena Greitens' e-mail?

A. Yes, sir. I think it was an auto-response.

Q. That's what it looks like to me as well.

A. Yes, sir.
Q. Okay. Did you ever speak with Sheena Greitens?
A. Not specifically.
Q. Did you -- how did you know that your ex-wife was at the Greitens' home at the time that you sent this e-mail?
A. I had driven -- I had driven by multiple times when I suspected that she wasn't at work when she was supposed to be at work, and I seen my car -- her car/my car out in the front of the home.
Q. And that was on this date in question, on July 3rd?
A. Yes, sir. Yeah, I believe. I was on my way to or from work. It was during the day.
Q. Okay. Your attorney also sent certain recordings to the committee. Have you listened to those recordings?
A. In the past, yes.
Q. Okay. Did you participate in those recordings?
A. Yes, sir.
Q. Were you the person who, in fact, recorded those conversations that were sent to this committee?

A. Yes, sir.
Q. And have you altered them in any form or fashion?
A. Absolutely not.
Q. Were -- who had possession of those recordings before they came to this committee?
A. From my understanding, only myself and my attorney.
Q. And are those recordings true and accurate depictions of conversations that you had with your ex-wife, [redacted]
A. Absolutely.
Q. Now, those recordings have a lot of information in them and conversations that really are no business of this committee and your marital relationship with your ex-wife. Obviously, though, the -- her relationship and your conversation about her interactions with Eric Greitens are relevant. So before I ask you the next question, I want to start with the preface that we don't want to get into the feelings and the marital strife that you have; we want to talk about what she told you about Eric Greitens.
A. Yes, sir.
Q. Okay?

A. Yes, sir.
Q. And so other than the recordings that you sent us -- in particular, recording No. 1, did your ex-wife ever speak to you about contacts she had with Eric Greitens?
A. Yes, sir.
Q. And other than what she told you in that long recording that has been -- parts of which have been played on the air, what did she tell you?
A. In --
MR. WATKINS: In addition to what was on the recording.
Q. (By Mr. Barnes) Let me narrow my question, okay?
A. Okay.
Q. Let's start with -- I believe the date was March 21st of the incident in the basement.
A. Yes, sir.
Q. Okay. And you had a conversation -- on what date did you record the conversation in your car -- I believe it was in the Save-A-Lot parking lot?
A. That was the following -- it was the -- March 21st was on a Saturday -- 22nd, 23rd, 24th -- so the 25th.

Q. Wednesday, March 25th?
A. Wednesday, March 25th was when the recording was made.
Q. So we obviously know from that recording what she told you in that recording on March 25th. Is there anything else she told you that day on March 25th?
A. On that day, no. That was the extent -- that was the extent of our discussions regarding that.
Q. When was the next time she talked to you about the events of March 21st?
A. We spoke about it many times. Many times after that, probably within a week.
Q. What else did she tell you about the events of March 21st that is not on the tape recording?
A. Within a few weeks of the recording, a period of reconciliation had begun between my ex-wife and I, and over the course of a month or two, had many conversations, many hours spent talking about all sorts of things -- other details were explained. The story always stayed the same; just additional details came out.
For instance, she initially didn't tell me

that when she walked in, he had -- he asked her to go in the bathroom and put his clothes on, and that the clothes that he removed from her when she was tied up were actually his clothes, being shorts and a T-shirt, which he ripped off of her. That was information that was told to me afterwards. I don't think it was even touched on in the initial discussion.

How specific would you like me to get, sir?

Q. I would like to know as specific as you accurately recall --

A. All right.

Q. -- what she told you.

A. Okay. In the first one -- in the first conversation about the incident, she said that she forgot her keys and had to return after this, saying that when the picture was taken, she freaked out and asked to leave, left, went to work, forgot her keys, had to come back, but there was only discussion, but it went on for far longer than it should. He was enticing her and comforting her and these other things. And then later, I was -- she told me that -- in the kitchen, actually, when she returned, that he -- that she gave him a blow job in the

kitchen, and that's when I learned -- after that, which was not in the initial conversation.

Q. What else about that day?

A. Yeah, she discussed that she was told to not park anywhere near there and to come -- she kept her car in the Chase garage, walked the few blocks down there, but walked by an alleyway behind the house. She described then how there was a detached garage and a fence that was high. She would be let in through the back door; she went through the fence. The back door then led into a kitchen-type area, which is where the -- he was sitting with her keys on the table, invited her in; they talked, and then it unfolded into more of a sexual encounter.

Q. Let's go back to the morning. Did she describe to you anything that happened after she -- describe being removed from the exercise rings?

A. The only thing she would say was just more detail about the conversation and about how upset she was, that she left; he was apologizing saying he would delete the photo, and that that's not what he wanted, he thought that this is what she wanted, and some other things along those lines.

Q. Okay. Is there anything else about that day, in particular, that you recall her talking

about?

A. Oh, that was -- that was the initial one.

Q. Okay.

MR. BARNES: I'd advise counsel to let the witness answer the questions.

Q. (By Mr. Barnes) After that day, did you have any conversations with your ex-wife about other encounters with Eric Greitens?

A. Yes. Many.

Q. Can you describe any of those other encounters?

A. Yes. During the first reconciliation period, she told me more details about the first encounter. She would tell me about other times where she had conversations with him. She wouldn't necessarily tell me if they were on the phone, but she always said he was very protective, so it's unlikely it was on the phone. I tried to get details about if he was coming into the salon or if she was meeting him otherwise, and she never led on to specifics, necessarily, about conversations that were had in that exact period.

Then later, around July -- late July, August, during the second reconciliation period, where I knew lots and lots of information was being

withheld from me, I knew something had been going on -- during the period in between the reconciliation periods -- because everything was on a trajectory for reconciliation, and then suddenly I was cut off. I suspected that there was a good reason for that. And then she had a change of heart again. During our second reconciliation, she finally confessed around August time that during that time, that they did have other meetups, one of which she told me about was in a guest bedroom next to his son's bedroom -- it was upstairs. She went into pretty graphic detail and said that in the beginning of the encounter, that he asked her if she had been with anybody else, and she said, Yes, I was with my husband; we were trying to reconcile. He then hit her in the face, according to her -- she said that he hit her in the face. And that during that sexual encounter, while things were happening, he got extremely rough with her, and she was crying and asking him to stop and -- some other sexual detail.

Q. What -- you said "and some other detail." What other detail about asking him to stop?

A. That he was calling her names, that he called her a whore and similar names. It was just

getting very rough in a sexual sense, and she was -- she said she was crying at that point and then asked to go to the bathroom.

Q. Were there other events that she told you about?

A. She led on to other encounters but never got specific in that sense. She told me about a few encounters that happened at work where he would come in unannounced and be in the chair and make appointments and things like that where she was -- during reconciliation was telling him to please go away, and he was showing up at her work.

MR. BARNES: Representative Phillips.

EXAMINATION

BY MR. PHILLIPS:

Q. Don Phillips, state representative from District 138, down by Branson.

My questioning is going be a little bit different.

The transcript that we -- the transcript that we have, based on the recording that you did, were you ever compensated for the release of that information?

A. I spoke to the Post-Dispatch well before, and I have received nothing so far. My lawyer has a

trust account that someone put something in after speaking to the Post-Dispatch, to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout, but I had spent 15,000 or so dollars of my own prior to all of this, trying to keep all of this quiet, and then everything exploded underneath me. And while I was talking to the Post, someone contacted my lawyer and said he was going to help with legal fees.

Q. Okay. So that's the Post-Dispatch. Is there anybody else that has offered you any kind of compensation for the release of any of this information or encouraged you in that regard?

MX. SPEAKER2: I want to make sure there's clarity here, because I think what you just said was the Post-Dispatch offered and --

MR. PHILLIPS: Did I get that wrong?

MR. WATKINS: Yeah. So I'm instructing -- you know, my client has been very, very candid with me about the forthcoming nature of my scope of disclosures that can be made.

MR. PHILLIPS: Okay.

MR. WATKINS: The representation by our firm of Mr. [redacted] commenced in September of 2016, before the election.

MR. PHILLIPS: Okay.

MR. WATKINS: There was significant resources that were expended by my client.

MR. BARNES: Counsel, we are not directing questions to you.

MR. WATKINS: I understand that, but --

MR. BARNES: Counsel, we are not --

MR. WATKINS: I understand that -- Mr. Barnes, please understand --

MR. BARNES: Counsel --

MR. WATKINS: -- I have a duty and an obligation to my client. I will not allow him to compromise the integrity of his rights as a client with an attorney. So with respect to anything having to do with finances --

MR. BARNES: You can state your objection to the question and he can either answer it or not answer it, but we are not asking questions of counsel.

MR. WATKINS: I understand. And I don't -- I'm not answering questions or asking any questions; I'm providing you with information. You can choose to listen to it or choose not to, and that's up to you, but I'm making a record. I will instruct my client to feel free to disclose any and

all information that he has that is within the subject matter of the purpose of this committee and to do so --

MR. BARNES: And the subject matter of this committee --

MR. WATKINS: So I have a duty and an obligation to my client that I will discharge today.

Go ahead and answer any questions. If I instruct you not to respond, please do so.

A. I -- the Post didn't give my anything, and I have not received any money.

Q. (By Mr. Phillips) That's all I needed to know. Thank you.

Now, as far as -- what was your motive for releasing the information?

A. I didn't want the information released. The only reason I -- the reason that I retained counsel is, A, I felt that the person that had threatened my wife at the time probably knew that she had told me, and I feared for my safety and my life and everything, if he knew that I had information, especially since he had started a campaign shortly afterwards. The guy frightened me -- things frightened me about the situation; I wanted nothing to do with him.

So the first thing I told my attorney was, I need a lawyer, somebody in law to have this recording in case I turn up dead so you guys know who to go after. I'm just telling you the exact words that I said to this man.

Secondly, I said, I don't want this to go anywhere. I've already been contacted by somebody that knows the rumors. People had contacted me and -- a representative, actually -- a politician guy who I was mutual friends with -- or wasn't friends with him -- we had mutual friends. He contacted me and talked to me and everything, and I realized, this is a political game; I want nothing to do with it. So I went straight to him and said, You've got to represent -- somebody has got to represent me so I can send this to you for you to keep this crap quiet. I need this crap quiet. I'm over the marriage. We were in the process of a divorce. I didn't want it to come out in the divorce. I didn't want anything to happen where my children knew about any of this. I didn't want any of this.

Over the course of the last two years, probably once -- once a month, if not more frequent, on occasion, less frequent on others, somebody would

contact me, either through a voicemail or leaving a business card or something in my home -- in my front door, in my mailbox, et cetera. Not enough where it freaked me out where I needed to do anything, but enough where I would always send it to my lawyer saying, So-and-so from this station contacted me; so-and-so from this magazine contacted me; please make sure this is quiet.

All of a sudden, November, December of last year, I was getting messages four or five times a day from all sorts of places that I -- some that I knew; some that I didn't. Some national, international publications, some small -- a whole bunch that I couldn't keep track of, and I didn't want anything to do with it. But something had happened with a rumor or the story had got into the wrong hands where it was going somewhere.

Authorities knew a lot more and apparently were all over this and media was all over this. They were swarming me, and I couldn't -- I couldn't go to work without having work -- voicemails on my work saying -- and I mean down to the details -- down to the details I've never told anybody, down to the details I know that he's never told anybody. And aside from -- and I mean a couple of family

members and my boss, no one knew some of these details -- nobody knew these details, and these were coming back to me on my work voicemail.

All of that, I'm calling him saying, These people know something, and they're saying that they're going to go with the story with or without me. That's all I kept hearing, and they were -- it was -- was a threat, certainly, the way that these things were being presented to me, saying, We know this; we know this; we're going to go ahead with this with or without you. It was media manipulation where they're telling me they've got something. And all I thought was, either this man was hacked or my phone was hacked. Because around the same time, my Facebook -- my Facebook, my phone, all sorts of digital things that I work with were acting real funky -- and I'm an awfully savvy guy, so I'm -- I'm not super susceptible to being hacked, but I'm also willing to admit that anything can happen, and I'm not the most technical guy. So I'm freaking out thinking that this audio is out there, because all of the details in the audio are being told back to me in the media. Scared me to death.

But the kicker for me was, my daughter got a voicemail from the media -- my teenage daughter.

She forwarded me the voicemail that was sent, and that was it, man. Like, I had to -- we had some serious conversations to be had. There was a couple of media outlets that said that they were going to go with the story right around the time that it was about to break. They gave me a timeline, essentially. Different publications gave different timelines, and, ultimately -- ultimately, I felt like I had, absolutely had to get out in front of it in order to, A, ask whoever broke the story to please not use my ex-wife's name, to please not use my child's name in that voicemail, to please try to protect the sanctity of my family, the privacy of my family. I begged for that, and I needed to get out ahead of the story, because one of the ways that it was being put to me -- and I don't -- no offense to everyone that's in politics, but I know enough about some of these papers that are owned and in the pockets of some of these parties and politicians, that they were going to spin it to make my ex-wife look like some dirty blackmailer or something that was trying to take down the governor, and that's not who she is. We may have our differences, but we're coparents, and we're responsible for these kids, and I don't want them in the limelight. And I certainly

don't want my ex-wife in the limelight as a bad person and destroying her reputation in front of my children. And I -- I just felt it necessary -- I'm sorry to cut you off, sir. I just felt that I had no choice but to jump on the grenade, so to speak, and take some of the shrapnel and let -- take some of the fallout for hopefully the benefit of my children and the reputation of their mom.

MR. PHILLIPS: And I think that's the very reason I asked you that question, because you undoubtedly care about your children, that's pretty obvious, and your wife cares about those children. You have more than one, I assume?

A. Yes, sir.

Q. (By Mr. Phillips) I'm using the plural here. Okay.

So your testimony, then, is that you didn't voluntarily go and release any information because that would have been harmful to not only your wife's reputation but your children -- and very harmful for them and yours as well. And so anything that's tied into compensation goes through -- I don't understand the trust part of this, but it goes through a trust through your attorney; is that right?

A. Yes, sir.

Q. Okay.

A. I don't want anything. If it was offered, I don't want it.

Q. Okay.

A. I want to take care --

Q. To help with the legal fees, is that what you're saying?

A. Yeah. Legal fees and if -- who knows. If something was given or whatever, this is going into a trust for my children. I want nothing. I don't want a thing. I don't want any of this. I don't want a part of this. I don't want to be in the news. I don't want my ex-wife in the news. I don't care about politics. I don't care what happens to this man. I wish him luck. I don't want anything to do with this; I really don't. I cannot overstate that. I don't want to be here.

Q. Now, to get back with what you just said real quick. It's hard for me to imagine a husband whose wife has been through this with another man and be that forgiving. Have you always had that attitude? It's like, Oh, well, I wish him the best. I hope he gets along well?

A. Yeah.

Q. That really doesn't make too much sense to me.

A. I think it does, sir, if you were raised with my principles and my parents and my background and my spirituality and the way I am in my life these days, the person I'm in love with, the person that loves me now. Believe me, sir -- I have been through this before. When I was 21 -- I had a child at 17 with my high school sweetheart. My Baptist background told me I had to marry her at 18. I married her at 18. We were never supposed to be married; we were two kids. That woman had an affair on me and cheated on me with some ex-boyfriend. I've been through this before.

Q. Uh-huh.

A. And that boyfriend ultimately did me a favor, and me that woman are better than ever --

MR. BARNES: Let's get back to the focus of --

THE WITNESS: I'm just answering the man's question based on a principle, because some men probably couldn't forgive.

A. But I guarantee you guys, this man has this much (indicating) to do with my daily thoughts or my life or anything. My life is better than

ever, and I want nothing more than a good relationship with the mother of my kids. That's all I care about.

Q. (By Mr. Phillips) Okay. All right.

A. Truly.

Q. Did you say earlier that you had been threatened, or did I misunderstand that?

A. No. The -- the media -- the way that was being --

Q. The way the media did?

A. Yeah, the way the media was presenting these things.

Q. Okay?

A. Saying -- giving all the details, and we're going with this story, regardless. That's -- that was the scariest.

Q. Right.

A. I'm thinking, you know, what am I going to read in the paper in the morning?

Q. I understand that. So there was never a threat coming from the governor's office or any of his people or calls from an attorney or representative of the governor in any way?

A. No, sir.

Q. Okay. One more question, real quick.

Did you give the media or names released to the media of any of -- friends of your wife or your friends or so that they could contact them and get statements from them and so forth?

A. I don't recall giving anything to the media. I gave my lawyer the few names of the people that knew the story as I did from my understanding.

Q. Okay. So your role would have been passing information along to your attorney?

A. Yes, sir.

Q. Okay. And then one more thing, real quick, that I happened to think about. Earlier, I think, if I understood you right, you said something about what prompted this e-mail on 7/3 of '15 to Sheena Greitens, was that you saw your wife's car, as I understood it, at his home; is that right?

A. Yeah. On the street.

Q. Okay. And so, typically, I think you said after that, that she would park her car somewhere else and walk up there to his house. Why would she be careless on that day and have her car parked right out there in plain sight?

A. During that period, she was parking at a different garage -- a farther garage because the Chase Park Plaza garage was closed for construction,

but I knew she had left the house at an hour that wasn't normal, so on my way to work or wherever I was going, I would drive by there and see if the car was there.

And you've got to remember, this was the time -- right after a reconciliation period that seemed to be going well, as far as I was concerned -- all of a sudden, I was cut off. So I was -- I was an emotional disaster. I was sleeping an hour and a half a night. It was the worst time in my entire life.

But during this second reconciliation period -- the deterioration of that reconciliation, I was able to really grasp life and accept things and move on. But that summer was --

MR. PHILLIPS: Okay. Thank you.

MS. MITTEN: I have no questions.

MR. BARNES: Representative Lauer.

MS. LAUER: Yes, Mr. Chair. Thank you.

EXAMINATION

BY MS. LAUER:

Q. What was your reason for audio taping this conversation?

A. Well, I mean, just like I said about the summer, I was an emotional wreck. My -- my wife at

the time, I had seen on her phone a few weeks prior, numbers that were connected to his phone -- they were his phone number. I had always known for many years that she had a crush on this guy and that --

Q. For how long did you think she had a crush --

A. I knew she had a crush on him for a number of years.

Q. A number of years?

A. Yeah, yeah. Since she had met him. He was just a client that she spoke of in a way that she wouldn't talk about other clients. And we were married for ten years. I know when, you know, my wife at the time, was attracted to another man. And this wasn't the first time.

So seeing those types of patterns and going through a number of weeks of not sleeping, knowing that my wife had been texting and calling and potentially meeting with another man had destroyed me, and she wasn't telling me.

It's a pretty common practice by me in my profession, and the way that my mind works -- I'm not very organized --

Q. I'm sorry. Back up. you said it's a pretty common practice for you to audio people?

A. No, no, no. To audio -- let me finish.

To use my phone as, like, a memo pad. First of all, I have to drive a lot because my children are in two different school districts, and I -- I'm in music -- I do music for a living. So it's a habit, instead of writing down a memo or jotting down in a notebook, I will use the audio recorder to say, I have to be at 7-Eleven at so-and-so time, or I have a song idea, and I'll sing into my phone. And, you know, I've done that a lot. I've -- I've never recorded anybody before, but I recorded myself taking notes, a lot of -- songs, all sorts of things. And all you know is that something had happened on the 21st, when my wife wasn't sleeping for a number of days. No sleep. Something was tearing her up. I had been torn up for a number of weeks. And on Wednesday morning at 3:00 a.m. on my drive to work that day, she had called me to tell me that she needed to speak to me. And I knew that whatever it was going to be -- from the sound of her voice, it was going to devastate me. So I asked her not to tell me prior to me going to work and to tell me at the end of my workday.

I left the office around 11:30 or noon, picked her up, took her to the parking lot -- had

been up since three, had not slept, really, in weeks, and knew that something huge was happening. I also knew that it was my legal right to record her in Missouri -- in Missouri -- under the law. So I put the phone in the cup holder, hit record, knowing this was going to be a long and detailed conversation to which I was not going to be emotionally ready to handle all the details.

It's as easy of an answer as I can give. That was my motive. Did I know anything like this was coming? Absolutely not. I had no clues. I thought she was going to tell me that she was beginning something on the phone, because that's all I had had prior to that. I had no idea any of this was coming.

Q. So using your terms that you used that mechanism as a way -- as memo recorder, basically --

A. Yeah. It's called voice memos.

Q. So having that conversation as a quote/unquote memo, what was your purpose -- what were you going to do with it as a memo? What were you going to do with it at that point, then?

A. I knew that if we were going to reconcile and other conversations were going to go on, if I had learned anything -- if she told me anything that

was different, I was going to be able to compare it to the initial story.

Q. So you were looking to catch her in some discrepancies?

A. I was looking to catch her in some minimalization of it. Because you've got to remember, I didn't know, necessarily, what was coming. I had just known that in the past, if I suspected her of doing something or expected any human of doing some, in an initial confession or discussion, they're going to minimize their role and minimize details and minimize something. It's going to be a concise version. So I just needed something to compare it to.

Q. So how long after 3/21 did you start driving by the house and kind of trying to find out where she was at?

A. Probably not until the end of the second reconciliation -- I'm sorry -- of the reconciliation.

Q. What time was that?

A. We're talking May -- May, June -- actually, probably -- yeah, May. I was a wreck. And I remember in April and May, I was trying to recalibrate myself. I knew that I was not

performing well as an employee or as a father, and I needed to figure out how to sleep. I had talked to my doctor and said, I needed Xanax to sleep. I needed to recalibrate.

So I wasn't able to take in everything right off the bat. So I was -- I laid low and just kind of tried to take care of myself during that period and focus on -- I wasn't focused on too much except for that -- and hopefully saving my marriage. That's really all I focused on until something clicked and she said, I don't want to be with you.

Q. So your intent is on saving your marriage. You indicated that you are protective of her -- I think that was your word a while ago -- and that you are in a good relationship -- you want to be in a good relationship with her because you're parents of the children; right?

A. Yes.

Q. So why were you looking for discrepancies, then, as if to try to catch her in something?

A. Because there were phone calls and texts that were being hidden from me. I wanted to know the truth. I want to have a relationship that's always based on honesty and truth. When I say that, I'm protecting her --

MR. BARNES: Representative, if we could go back to -- I think we're now getting -- we're straying --

MS. LAUER: I'm sorry.

MR. BARNES: All right. Thank you. I'd like to get back on track.

Q. (By Ms. Lauer) In the transcript on page 10, it says, "This won't leave the car."

A. Sure.

Q. And it did.

A. Yes.

Q. So why is that discrepancy, then? What happened -- why is there -- why did you say, This will not leave the car -- this conversation will not leave the car, then go to these extents to keep a tape, share it with an attorney, and it ends up public?

A. Okay. Again, when this all came and I really found out all of the details, you got to remember that I feared for my life.

Q. By whom? Who did you think was going to --

A. With this man and his commercials with his guns and the millions of dollars going to politics and this whole game that you hear about and

conspiracy this and this person ends up dead and this person is missing and all this kind of crap -- I 100 percent feared for my life from the guy that's on TV holding guns talking about this and talking about that.

Now, knowing that he had just threatened my wife -- and I just heard this for the first time, and all I'm concerned about is my marriage and whether I can fix this and whether I'm getting all of the details from this encounter. Of course I'm going to say, This won't leave the car, because I never planned on it leaving the car. Never. Never. My intent was -- and my hope was for -- and I would think anybody in that position -- if you can put yourself in that position for a second. I'm a destroyed man hearing about his wife with another man. My hope, as small as it may have been, was that my marriage was going to survive this and this would all be in the past -- between me and her in a van. That was the hope. That was the hope all the way until December, when all of this --

MR. WATKINS: December of what year?

A. December of last year, when I was -- I felt forced -- my hand was forced to release this thing to protect what was happening. Because if

somebody else had already had it -- I don't know how they were going to spin things. I knew that I hadn't edited anything. It can be proved that I hadn't edited anything. This is her telling a story about what happened to her. And if somebody else had the thing, you can manipulate all sorts of audio to serve a purpose, and I didn't know who or what side or what group or what politics were going to play into this, where they can manipulate and use that to then harm my family or harm her reputation or defend themselves in something they were going to have to admit. This is a political game that these people play, and I want nothing in it.

So I said, Okay, I'll sacrifice my -- do you know how embarrassing this is to have everybody hear all of this stuff and me damn near crying and groveling and all of that. It would take an insane person to release that.

Q. (By Ms. Lauer) At what time did you ever consider getting rid of the audio?

A. As soon as my marriage was final. This meant nothing to me. I didn't listen to it; I didn't do anything with it except for, Oh, my God, if this man suspects that she told me, which I -- anyone would assume that that conversation had

happened, because she then confessed to me that she went back there during -- in between the reconciliation periods. He was calling and trying to FaceTime her and he ended up in the salon in October. When all of that became clear that this is a relationship, but I don't know all the details. I don't know what they discussed; all I know is it's probably likely that if they had a relationship to the intimate degree that they did, she probably told him that he -- I'm sorry -- she probably told --

MR. BARNES: Let's stop. I'm going to stop -- we are far in the realm of speculation and -- again, if we could --

MS. LAUER: That was beyond what I had asked. That's fine.

MR. BARNES: Okay.

Q. (By Ms. Lauer) On page 28 -- sorry -- 22 and 28, you stated that she was half raped and blackmailed, and then on page 28, you said that she was raped and blackmailed on the transcript. So to what degree did you report that or address that?

A. Okay. I -- listen, that was my reaction to what I was being told. I still think -- again, if I had reported anything or -- the only thing is, you are dealing with a destroyed man sitting in a

van still hoping that his marriage was reconcilable. I was trying to save my marriage. I loved my wife, and I wanted her back. I lost her for this moment in my head. I lost her for a moment in the past, and I was looking for the future, and all I thought was, This woman is telling me something that happened to her. I love this woman, and she's been violated.

I don't know what you want from me. I mean, I'm -- you got more words than I'm willing to say, because I'm not going to listen to these tapes. You think this is something I want to relive and --

Q. I'm just -- no, I'm not asking that; I'm just asking what you did in response to that -- having that statement.

A. I tried to save my marriage.

Q. So then --

A. I tried save --

Q. How many times did you follow her?

A. May I respond to that -- I never followed her.

Let me respond to what you said, though. I was trying to save my marriage. The only thing that was important to me was to save the marriage, and nothing was going to do but discussing things

with my wife and trying to get everything out in the open and honest and keeping it between me and her. If you're asking why I didn't report anything, because I certainly didn't see it helping my marriage. And I'll tell you what, I didn't care about anything but my marriage at the time.

Q. Okay.

MS. LAUER: Thank you, Mr. Chair.

MR. BARNES: Can we take a five-minute recess?

(A recess was taken.)

MR. BARNES: Representative Austin.

MR. AUSTIN: No questions.

MR. BARNES: Rhoads.

MR. RHOADS: No questions.

MR. BARNES: Representative Pierson.

MR. PIERSON: No questions, Mr. Chair.

MR. BARNES: It's always -- I will have no questions at this time either.

I'm always reluctant to say I've got no further questions.

MR. WATKINS: For the record, my client will make himself available for supplemental requests for information, documentation, anything above and beyond that we haven't already given you.

We're not aware of, but if there is something that triggers, perhaps, the need to disclose something else, he's ready, willing, and able, and that includes a response to supplemental questions that you may have.

MR. BARNES: Okay. And we appreciate that, and we appreciate your willingness to come down here.

And we already voted to close Monday, so we will close that.

THE WITNESS: Can I make a statement real quick?

I'm here for you guys; I'm here for my state; I'm here for my country. This is not my fight. Contrary to whatever people would like to spin this into and put on me, I'll take the shrapnel. I don't care about this. I don't -- if my ex-wife -- this is not her fight; this is not my fight. I don't want anything to do with anything that she doesn't want anything to do with. All I care about is my children. That's all I cared about from the get-go. You question what you want. I truthfully don't care what people think of me -- I really don't. I just knew that I felt like I had a choice between something extremely bad and

devastating or possibly bad for me, and that is devastating. I just want you guys to know I'm here for you, and I'll do what's legally required of me, but this is not my fight. I have moved on. My children are awesome and healthy and have moved on, and this doesn't benefit them, and it ain't my fight.

MR. BARNES: Thank you. Today's hearing is adjourned.

(The hearing adjourned at 4:38 p.m.)

CERTIFICATE OF REPORTER

I, Lisa Ballalatak, a Certified Court Reporter for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing hearing was duly sworn by me; the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

_____

Lisa Ballalatak
Missouri Supreme Court
Certified Court Reporter

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Monday, March 12, 2018

Jefferson City Police Department
401 Monroe Street
Jefferson City, Missouri 65101

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Kevin Austin
Representative Shawn Rhoads
Representative Jeanie Lauer
Representative Gina Mitten
Representative Tommie Pierson Jr.

Also present: Bryan Scheiderer, Legal Analyst
Alex Curchin
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(March 12, 2018)

REPRESENTATIVE BARNES: Call this hearing of the House Special Committee on Investigative Oversight to order. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Representative Pierson Jr.

REPRESENTATIVE PIERSON: Here.

REPRESENTATIVE BARNES: Seven present. We have a quorum and, in fact, everyone is here.

I would now move that we vote to close Wednesday morning's hearing at 8:00 a.m. We are going to hear from Michael Hafner who pursuant to a subpoena we sent to him has provided the Committee with documents about the disclosure and use of a list of donors for The

Mission Continues to the Greitens campaign in early 2015. Discussion on the motion to close? Seeing none, I now move that we do, in fact, close that hearing. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Aye.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson Jr.

REPRESENTATIVE PIERSON: Aye.

REPRESENTATIVE BARNES: Seven ayes, zero nos vote to close Wednesday's hearing. And with that, we are ready for today's witness.

Good afternoon. Counsel, would you like to note your presence for the record?

MR. LUDWIG: My name is Jason Ludwig of the law firm Carson & Coil. I'm here on behalf of [redacted]

[redacted].

REPRESENTATIVE BARNES: Before we start, I'm going to swear you in to start. We'll just talk about kind of the ground rules what we're doing here today, okay?

(Witness sworn.)

[redacted] being sworn, testified as follows.

QUESTIONS BY REPRESENTATIVE BARNES:

Q. Can you state your name?

A. [redacted]

Q. And can you spell your name for the court reporter?

A. It's [redacted]

Q. Ms. [redacted], have you ever testified in a deposition before?

A. No, sir.

Q. Okay. So just let me give you some brief ground rules. This is not a deposition but it is a lot like a deposition that we have a court reporter here. When we ask you questions, you cannot answer by nodding your head yes or shaking your head no. You have to actually say yes or no so that our court reporter can make a record of your answers. Do you understand that?

A. Yes, I do.

Q. In addition to that, if there's anything that

anyone asks you where you don't understand the question, please just ask them to repeat because it's important that if you're going to give an answer you understand what the exact question is that's being asked.

A. Okay.

Q. In addition to that, if you need to stop for any reason to take a break, just let us know and we can do that. Okay?

A. Okay. Thank you.

Q. Now, you should also note before starting that this Committee, the resolution which created it gives us the authority to redact names and information for the privacy of witnesses, and we will, in fact, be doing that. So your name will not be displayed out in full for the public. We will, in fact, redact your name from any report. I want to make sure you understood that before testifying.

A. Yes, thank you.

Q. Okay. How long have you known [redacted]

A. I've known [redacted] since kindergarten since five years old. I'm 35 so about 30 years.

Q. So did you go to school together?

A. Yes, we did.

Q. So elementary school?

A. Elementary school.

Q. Middle school?

A. We went to Catholic school. So it's K through 8, eighth grade.

Q. Did you go to high school?

A. No, we did not.

Q. Okay. But you've known each other even through high school?

A. Yes.

Q. And even after high school?

A. Yes.

Q. Have you worked with [redacted]

A. No, I have not.

Q. Just life long friends; is that how you describe it?

A. Yes.

Q. Does [redacted] have a reputation for truthfulness and honesty?

A. Yes, she does.

Q. And what is that reputation?

A. She's never lied to me about anything. She's pretty honest about her life in general.

Q. Did [redacted] ever speak to you about contact she had with Eric Greitens?

A. She did.

Q. When was the first time she spoke with you

[redacted]

about contacts with him?
A. Approximately mid March of 2015.
Q. Do you remember where you were when she spoke to you about it?
A. Yes, I do. We were at my parents' home.
Q. And where is that?
A. That's in --
Q. Not address, just city.
A. -- St. Charles, Missouri.
Q. Is that a home that the two of you had hung out in and played in as children?
A. Yes.
Q. Were your parents home at the time?
A. I believe my mother was home.
Q. Was there anyone else who was involved in the conversation you had with [redacted]
A. No.
Q. How did it come about that you were there on that day speaking with [redacted]
A. We were going to go to dinner and we met at my mom and dad's house.
Q. And then before you went to dinner you had a conversation?
A. Yes, she gave me a book.
Q. Okay. And can you tell me what the book was?

[redacted]

A. It was his book, Eric Greitens' book. I don't know the name of it.
Q. What did she tell you about Mr. Greitens and her relationship with him at that point in time?
A. Just that she spoke fondly of him, said that she cut his hair and that she thought I would really like the book, and she gave it to me as like an early birthday present. My birthday is in March, the end of March.
Q. And did she say anything else at that time about Mr. Greitens?
A. Nothing in particular.
Q. When was the next time you spoke with her about Mr. Greitens?
A. Approximately the beginning of April 2015.
Q. And where were you at the time you had that conversation with her?
A. At her home in [redacted], Missouri.
Q. What were the circumstances of your being at the home?
A. Coffee, we were just having coffee.
Q. Did she ask to speak with you?
A. No. It was something that we had done for several years, just to go over in the morning before work or school and have coffee together.

[redacted]

Q. And what day of the week was this? Do you remember?
A. I don't recall.
Q. Okay. Did she speak to you then about Mr. Greitens?
A. Yes.
Q. And what did she tell you then?
A. She described an encounter that she had with him at his home.
Q. Go ahead and describe what she described in that encounter.
A. She said that she went to his home and that when she entered his home he had checked her for bugs as far as being bugged, wired I guess, and made her disrobe into one of his dress shirts. And he checked her purse and her belongings for any devices, recording devices.
Q. And then what did she tell you happened after that?
A. I think -- or she told me that they spoke on the couch or some sitting area for a little bit and then they had gone down to a lower area of the home. I don't know if it's a basement or just some lower part of the home.
Q. What happened in the lower part of the home that she described to you?

[redacted]

A. She described to me being helped into some type of device that was hanging, some type of workout equipment that was hanging and having her hands tied behind her back, that she was blindfolded, and that he had pleasured her with his hands at that point.
Q. Okay. And then is there anything she said after that point in time?
A. After that -- During that discussion after she had described that she said that after he had blindfolded her that she had saw a flash type and recognized that he had taken a photograph of her, and he said that if you mention my name that I'll put this out there or put this on the Internet, something to that effect. And she got very upset and wanted to get down, wanted him to get her down.
Q. And what did she describe to you happened after that?
A. I don't recall exactly, but she got down, he helped her down, and was trying to comfort her. She was very upset. Freaking out was how she described it. And said that -- He said that "I deleted it. I deleted it."
REPRESENTATIVE LAUER: I'm sorry. Would you repeat that?
THE WITNESS: He said that he deleted the photograph and was apologetic.

BY REPRESENTATIVE BARNES:

Q. And what did she describe to you that happened after that point in time?

A. From what I recall, she gathered her clothing and got dressed. And at that point in this conversation she had told me that he was apologetic. I think they sat in the same sitting area or some sitting area and talked and then she left. But she had forgotten her keys.

Q. Okay. And did she talk to you about what happened later that afternoon?

A. Yeah. I don't know the exact time frame as far as how much time went by before she went and retrieved her keys, but she went back to the house and got her keys at his home.

Q. Did she tell you what happened when she returned to the home?

A. I don't recall everything about that. I believe that she had said she was still very upset about the situation and embarrassed.

Q. How would you describe her demeanor when she was relaying this information to you?

A. She was embarrassed but she was not hyper but just sort of excitable when she was telling me the story. Almost like can you believe this type of

excitable is the only word I can describe it I guess. She wasn't hysterical or anything. Upset.

Q. Did she tell you anything else on that morning and beginning of April 2015?

A. Not that I recall from that conversation.

Q. Did you have any further conversation with her about Mr. Greitens that you recall?

A. Yes.

Q. So that we can give the Committee a road map here, how many different conversations do you recall having after that day?

A. We've had several.

Q. Had several. Okay. Do you recall any conversations in particular, the next conversation you had with her after the beginning of April 2015?

A. The next conversation that we had was about discussing with her husband and confessing to her husband about the encounter.

Q. And what was the substance of that conversation?

A. That she had told her husband what had happened and told him everything that had happened between her and Eric Greitens.

Q. Regarding her interactions with Eric Greitens, did she tell you anything about further encounters she

had with Mr. Greitens?

MR. LUDWIG: During that conversation or subsequent conversations?

REPRESENTATIVE BARNES: During that conversation.

THE WITNESS: During that conversation, the only thing that she had really talked about in that conversation was that her husband did not want her to do his hair any further and come into the salon any more.

BY REPRESENTATIVE BARNES:

Q. You mean Mr. Greitens' hair?

A. Yes.

Q. Did you have further discussions with her about interactions with Mr. Greitens?

A. Yes.

Q. What was the substance of those discussions?

A. Another encounter was him coming into the salon. I don't recall if it was after her already asking him not to but that he had come in again and smoothed things over with her, told her that he couldn't stop thinking about her, that he was sorry again.

Q. And did she describe to you what happened after those efforts by Mr. Greitens to smooth things over?

A. She spoke fondly of him again.

Q. Did she speak to you about any subsequent interactions she had after what you described as the visit to smooth things over?

A. I don't know when this incident occurred. I'm not sure if it was from the original encounter or not, I don't know, but there's pieces of things that we've talked about and she had described an encounter where she was really upset and that she had given him oral sex and she said that she just did it so that she could leave.

Q. Do you recall when she told you that?

A. It was after our original conversations. I don't know if it was a separate occasion that that happened or if it was from the original encounter at their home.

Q. How often do you speak with [redacted]

A. Fairly often.

Q. Okay. And so would you describe [redacted] **as one of your best friends?**

A. Yes.

Q. So to the extent you've had conversations, and I'm asking you about specific details of the dates in which you speak, would you say you speak with her so often that it is difficult for you to identify the exact dates and times upon which information was relayed to

[redacted]

you?

A. Yes, other than the original conversation when she gave me the book and then the following conversation in the beginning of April. I recall those dates mainly because it was around my birthday and that was the first I had ever heard of him or anything about him.

Q. As to the first conversation, she gave you a gift?

A. Yes.

Q. Are there other conversations you had with her that stick out in your mind about interaction she had with Mr. Greitens?

A. Yes.

Q. And can you relate to us the substances of those conversations and to the extent you recall the times on which you had those conversations?

A. The only -- There's I guess two conversations that stick out that were around probably that summer of 2015, maybe possibly June roughly in that area. One was that his wife had come into the salon not to get her hair done by [redacted] but by another lady at the salon. And she was -- She felt very upset about that. She said that she seemed like a really nice woman and she was very ashamed.

Q. And do you recall the other thing that sticks

[redacted]

out to you?

A. Yes.

Q. And what is that?

A. That she had, and I don't really recall a whole lot about this one, but mainly that she had let him into the salon before hours, and I don't really know why we were talking about that other than her just saying that there was only a few occasions they had been alone together.

Q. Is there anything else you can recall that sticks out to you about the conversations you had with her about interactions with Mr. Greitens?

A. Recently I had specifically called her and asked her about him hitting her, slapping her, Eric Greitens, and she told me that that was true and that she was embarrassed. And I asked her specifically because one of my sisters had read that story. I hadn't seen it anywhere and they had asked me about it. I said that I didn't think that that could be true because [redacted], [redacted] wasn't -- that's not like her to let someone physically harm her, man, woman or anyone. She's not a violent person.

And I called her and asked her and she told me about that. And the specifics of what happened, I don't know where they were, I don't know that I asked. But

[redacted]

he, Eric Greitens, had asked her if she had slept with anyone and she said my husband and he slapped her.

Q. And this is what she relayed to you. This would have been --

A. More recent.

Q. -- in the last two months?

A. Yes.

Q. So since the news broke?

A. Yes, she never told me about that prior.

REPRESENTATIVE BARNES: Thank you. And now so our process here is, and I apologize for the length of this process, but each member has the opportunity to ask you questions. And so we're going to start with the vice Chair and the ranking member and we're going to go in order of seniority. Representative Phillips.

REPRESENTATIVE PHILLIPS: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. Don Phillips, State Representative District 138, which is down by Table Rock Lake near Branson. Do you call [redacted]?

A. Yes.

Q. Okay. I'm going to call her that in reference to my questions. First of all, though, have you spoken to anyone that has already testified before this

[redacted]

Committee since we started this process? Have you talked to other witnesses?

A. Other than [redacted]?

Q. Right.

A. No.

Q. But you have spoken to [redacted] since she testified?

A. I spoke with her on a Friday, Friday, this past Friday. So I don't know when she testified.

Q. Did she share with you what she testified to us, what she told us?

A. No, she did not.

Q. Do you have any knowledge of [redacted] receiving any kind of compensation for being quiet on this subject? She's not spoken to the media at all and has assumed a certain amount of anonymity to this point. Do you have any knowledge of her receiving any kind of compensation from anyone?

A. No, I do not.

Q. She didn't share anything like that with you?

A. No.

Q. Knowing her like you do, when she told you the story about her and Eric Greitens first encounter, led to the basement and all that, did you think it was odd that she continued to see him after that?

A. Yes, I did.
Q. Did she share with you why she continued to see him after that?
A. Yes.
Q. What did she say?
A. She said that she didn't want to feel like -- I think she believed that he cared about her, and I tried explaining to her that he didn't care about you if he would do something like that, but I believed that she thought he cared about her.
Q. Once the story broke, did she ever share with you what she thought about the source of releasing the information to the media?
MR. LUDWIG: Do you understand?
THE WITNESS: I believe I do. As far as her husband, ex-husband?
BY REPRESENTATIVE PHILLIPS:
Q. Did she believe he's the one that released the information?
A. Yes.
Q. She based that on something she told you about a conversation with him or just suspected that he would be the obvious one to do it?
A. No. We both saw the Channel 4 news and recognized his voice and his partially blurred face.

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REPRESENTATIVE PHILLIPS: Okay. I think that's all, Mr. Chair. Thank you.
REPRESENTATIVE BARNES: Representative Mitten.
QUESTIONS BY REPRESENTATIVE MITTEN:
Q. Good afternoon. I'm Gina Mitten from the St. Louis area and I appreciate you being here today. First of all real quickly, when Representative Phillips asked you about sort of your feelings about Ms. [redacted] continuing to see Mr. Greitens, and I probably don't have this quite down yet so bear with me, but you said that [redacted] indicated that she thought Eric cared about her and you indicated that you didn't think Eric cared about her because he wouldn't, quote, do that to you if he did. What do you mean by do that in that sentence?
A. Take that picture of her.
Q. Okay. Did [redacted] ever talk to you about having any fear of Eric?
A. The only time she mentioned that was in one of the original conversations was that when he said that to her about the photograph or that incident that he sounded different and that she was afraid at that point.
Q. And when you say the original conversations, you're meaning the mid March, early April conversations?
A. Uh-huh, yes.
Q. Did you have any other conversations with

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[redacted] regarding any other sexual encounters with Eric?
A. No, other than that oral sex one that she said she just wanted to leave.
Q. Okay. And then I just want to make sure that I'm not mischaracterizing your testimony here that you don't recall if that was -- the oral sex was at the first encounter she had with Eric or a later encounter?
A. Right. I don't know for a fact. I can only assume.
Q. Okay. Do you believe that she told you that at some point and you just don't remember or is that a possibility I guess would be the better way to put it?
A. I don't believe she told me.
Q. Exactly when that happened?
A. Yes. I don't believe she told me.
Q. You don't believe -- Let's just make sure we get our record clear. So you don't believe that [redacted] ever told you specifically when the oral sex with Eric occurred?
A. That's correct.
Q. And you don't recall any other details about that incident of oral sex for lack of a better way to put it?
A. No, other than that she felt as though she did that -- that he just wanted to get off is what she said

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and that if she did that that she could leave.
Q. Okay. So did she indicate some fear during that -- during the encounter that included oral sex or is that your impression?
A. That's my impression that she was uncomfortable and wanted to leave and that if she did that that he would let her leave.
Q. Did you get the impression that [redacted] believed if she did not perform oral sex she would not be able to leave?
A. I didn't -- She didn't say that so.
Q. Was that your impression though?
A. The only impression I had was just that she felt uncomfortable that he was prolonging the stay and that he wanted to get off and that if she did that then he would let her leave.
REPRESENTATIVE MITTEN: Thank you. Thank you very much. I know this is difficult. So I appreciate it. No further questions.
REPRESENTATIVE BARNES: Representative Lauer.
REPRESENTATIVE LAUER: Thank you, Mr. Chair.
QUESTIONS BY REPRESENTATIVE LAUER:
Q. Good afternoon. Thank you for being here. I know this is not great fun and you never planned on this ever in your life probably. I'm Jeanie Lauer, a

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Representative from Blue Springs which is near Kansas City.

So you've known [redacted] for a long time which is great, and would you say that the two of you are confidants, that you confide in each other?

A. Yes.

Q. Does she have other friends that you feel she will confide in?

A. Yes.

Q. Who might those be?

A. I don't know her other -- I don't know her other personal friends too well. I know she has sisters that she would probably confide in and maybe two or three friends that she would confide in that I don't personally know.

Q. And during the time you've known her, has she been an individual who gives you the straight scoop or at sometimes might she dramatize things?

A. She's not a dramatic person. She'll tell me her opinion but she's not judgmental in any way. She's open-minded to everyone.

Q. Okay. So prior to meeting Mr. Greitens, how would you describe her demeanor?

A. Prior?

Q. Just as her.

A. Just as her?

Q. Just her. How is she? How would you describe her?

A. She's a happy, very good mother, good friend, good daughter, sister.

Q. And based on what you were saying --

A. Hard worker.

Q. -- awhile ago you did see a difference then when she started seeing him and talking about him?

A. Yes. And she was also, you know, going through a rough marriage at the time. So she had probably a lot on her plate at that time.

Q. Okay. Have you ever known her prior to this situation having relationships with others outside of her marriage?

A. No.

Q. So it's not in her character?

A. No.

Q. So when you -- You mentioned that she had expressed or explained what happened with the physical nature of the encounter with Mr. Greitens and that you thought it was not a good deal that he was physical with her --

A. Yes.

Q. -- yet she continued to see him?

A. Yes.

Q. And then you also said that that would not be in her character to have that happen or to -- Would you explain that a little bit? It's not in her character to accept it?

A. When I found out about the slapping?

Q. Uh-huh.

A. Yes. That's completely out of character for her to allow someone to physically harm her in any way. I say that based on the fact of how she was raised. Her parents didn't have physical punishment in any way, no spanking, no slapping, smacking, and just from past relationships and interactions that either one of us have had that that was an absolute no for her.

Q. So prior again to this event, if something like that had happened, what would you anticipate her reaction would have been to that?

A. If it was her husband or something, she would have left them.

Q. So why is it then do you think -- I know you indicated that she thought he cared for her, but given that physical nature why do you feel she would want to go back given that she would have left him in another situation? That's just your opinion.

A. Yeah. The only opinion, and it is just that,

is that she was very embarrassed by what had happened. She had been called a whore by her husband and felt as though she was a whore to Eric and was trying to find some thing that she felt that he cared about her for her to feel okay with herself. She was very critical of herself.

REPRESENTATIVE LAUER: Thank you very much. That's all.

QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. I'm Kevin Austin, State Representative District 136. Just a few follow up questions. As I understood your timeline, I understand you may not be too clear, the third contact you had with [redacted] regarding Eric Greitens was when you discussed about her confessing to her husband; is that correct?

A. Yeah. The second or third conversation she had mentioned that she told her husband almost immediately after the encounter.

Q. The first conversation was mid March. Second one as I have it, tell me if I'm wrong, was beginning of April. The third one, whenever that was, was the confession to her husband. Have I got the timeline right?

A. No, I think you do. I just -- I don't recall if that second conversation in early April if she had

[redacted]

already told me as far as she confessed to her husband or if she was just telling me about the encounter and then at another conversation. We had several conversations in a short span of time, and I don't remember if it was from the second conversation or the third, but within a week's time or very short period of time she told me she had confessed to her husband.

Q. May have been your second conversation concerning Eric Greitens or may have been a subsequent one but within a short period of time that spring of 2015, correct?

A. Yes.

Q. You said that she spoke fondly of him again. Are we now into the summer of 2015?

A. Yes.

Q. Possibly a June date you said?

A. Yes, or early summer, late spring area.

Q. And when she described to you about giving him oral sex, approximately when was that?

A. I don't recall exactly when the conversation had, but she had just -- The only thing that I remember about the conversation was her telling me that she felt -- she was upset that all he wanted was to get off and that he didn't recognize she was upset and she felt he was prolonging the stay; that if she did this that she

[redacted]

could leave.

Q. And the conversation, the approximate date is sometime after that June or July date when she's speaking fondly of him?

A. Yes, roughly. I don't really know exactly. I just know that there was another sexual encounter that I was aware of and that was that. I don't know when it happened.

Q. And whereabout in the time frame did she mention to you about the photo being taken, and correct me if I misquote you, but Eric Greitens would have said to her in a different tone that made her afraid, when was that conversation?

A. That was that early April conversation.

Q. Has [redacted] ever told you about other incidences of, for lack of a better phrase, domestic violence against her?

A. No.

Q. Do you know of any that occurred that she didn't tell you about?

A. No.

Q. You mentioned that she had two or three friends who she confided in. Who are those friends? Do you know the names?

A. I don't know. She didn't tell me who they

[redacted]

were. I have an idea of who her closer friends are.

Q. Who is that?

A. There's --

THE WITNESS: Is that okay to answer?

There's like a [redacted]. I don't know her last name. There's [redacted] and I don't know her last name but I think I could probably recall it if I thought hard enough. And there's [redacted] and [redacted].

BY REPRESENTATIVE AUSTIN:

Q. What?

A. [redacted].

Q. Can you spell that?

A. I think it's [redacted]. Those are just the friends that I know of that she's close with.

REPRESENTATIVE AUSTIN: Thank you.

REPRESENTATIVE BARNES: Representative Pierson.

REPRESENTATIVE PIERSON: Tommie Pierson Jr., State Representative.

REPRESENTATIVE BARNES: I'm sorry. I went out of order. Are you okay? Sorry, Representative.

REPRESENTATIVE RHOADS: I don't have any questions.

REPRESENTATIVE BARNES: Now Representative Pierson. I wondered why you looked at me why are you

[redacted]

calling me out of order.

QUESTIONS BY REPRESENTATIVE PIERSON:

Q. Tommie Pierson, State Representative St. Louis County. Thank you for being here. Not many questions. The question I have is around the picture. Did [redacted] ever talk about the picture?

A. I don't know that she ever saw it or anything. She only described that she had been aware that he had taken a picture. I recall that she had sort of seen some type of flash through the cloth or whatever was blindfolding her and she was upset and he had said he deleted it.

Q. And did that picture or that encounter come up in any subsequent conversations that you all had?

A. Yes. Mainly because I had said to her he doesn't care about you if he did that to you, and I've said that to her several times.

Q. Was there any conversation in relation to the possibility that the picture was not deleted?

A. No, not that I recall.

Q. Do you recall her sharing with you any other times where perhaps she was bug checked?

A. Other than that initial visit, no, not that I recall. She didn't mention to me about that.

REPRESENTATIVE PIERSON: Thank you. Thank

you, Mr. Chair.

REPRESENTATIVE BARNES: I have no further questions. If any other members of the Committee have further questions? Seeing none, that will conclude the testimony. Thank you very much for being here for driving down to Jefferson City to be with us. We appreciate it greatly.

THE WITNESS: Thank you.

(Witness excused.)

REPRESENTATIVE BARNES: Do we have any -- We voted closed Wednesday. I don't think we have anything else pending right now unless anyone else can think of something. That will close today's hearing of House Special Investigative Committee on Oversight.

(Off the record.)

CERTIFICATE OF REPORTER

I, Beverly Jean Bentch, CCR No. 640, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing questioning was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this questioning was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Beverly Jean Bentch

Beverly Jean Bentch, CCR No. 640

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Wednesday, March 14, 2018

Jefferson City Police Department
401 Monroe Street
Jefferson City, Missouri 65101

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Kevin Austin
Representative Shawn Rhoads
Representative Jeanie Lauer
Representative Gina Mitten
Representative Tommie Pierson Jr.

Also present: Bryan Scheiderer, Legal Analyst
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(March 14, 2018)

REPRESENTATIVE BARNES: We'll call to order this meeting of the House Special Investigative Committee on Oversight. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Pierson.

REPRESENTATIVE PIERSON: Here.

REPRESENTATIVE BARNES: Seven members being present. Everyone is here.

Good morning. Thank you for being here. Before we start, let me administer the oath as prescribed in the resolution creating our committee. Would you raise your right hand?

(Witness sworn.)
MICHAEL HAFNER, being sworn, testified as follows:
QUESTIONS BY REPRESENTATIVE BARNES:
Q. Can you state your name?
A. Mike Hafner.
Q. Can you spell your name for the court reporter?
A. M-i-k-e H-a-f-n-e-r.
Q. Mr. Hafner, have you ever given testimony in a deposition before?
A. I have not.
Q. Okay. So this is not a deposition but it's a lot like a deposition. So there are a few ground rules. The first is that in answering a question, you need to use words, not actions. So shaking your head yes or no will not work. You have to say yes or no.
The second is we want to be sure to have a clear record, and the way we do that is if someone asks you a question and you don't understand it or it's a compound question or asks multiple things, just ask them to stop, repeat the question so that you understand.
The third is that if you need to stop for any reason, feel free to tell us I'd like to stop for a moment. With that, you've got a stack of documents in front of you there that we'll get into in a second.

First, some preliminary questions. When did you --
Counsel, if you'd like to note your presence for the record?
MR. ERNST: Thank you. Edwin C. Ernst, IV of Sowers Ernst for Mike Hafner.
REPRESENTATIVE BARNES: Thank you.
BY REPRESENTATIVE BARNES:
Q. Mr. Hafner, when did you start working for Eric Greitens?
A. I began work in January 2015 as a paid advisor to Eric Greitens.
Q. Did you work for him at any point in time prior to that in a consulting role?
A. I served as an informal advisor as a volunteer basis throughout 2014. That relationship started in December 2013.
Q. Can you describe that first year as an informal advisor what was your job?
A. Essentially to introduce Eric, network, help him network among Republican donors, influencers, activists. He was new to the political scene, to the Republican political scene. So when we first met him, that kind of began the relationship. Like I said, we first met in December 2013. He relied on us to help

introduce him and go through the process of running for office.
Q. At what point did you start getting paid by Mr. Greitens?
A. We finalized a compensation agreement in late December of 2014 in a meeting at his office, and then I began officially working as a paid employee of his in January of 2015.
Q. Now, you said paid employee of his. Who was that? Who was paying the bill?
A. So in January I don't recall exactly. It was either Eric Greitens himself or the Greitens Group. I don't recall where the check came from. I do know that the last two months in February and March of my employment with him was paid by Greitens for Missouri.
Q. How would you describe Eric in that first year that you were working with him?
A. A lot of how I would describe my relationship with first-time candidates, very new to the process. Also, he was coming from a unique background in the sense that he hadn't made very many relationships around the state with Republican elected officials or donors or influencers, and so it was our job to help him do that plus going through the whole process of deciding to run for office and with Eric the options, the offices that

he wanted to run for were -- it was always indicated to us that it was either governor or lieutenant governor and our conversations were geared towards him running for a state-wide office. But my interaction with him it was certainly a lot like how you would approach a first-time candidate. With him it was a little bit of a unique background because he had had a very, a very great resume and profile for what you would want in a candidate.
Q. Okay. Let's go to the documents if you could. Just pull the one off the top, the one that has the green sheet of paper on top labeled January 6, 2015. Do you recognize this document?
A. Yes, that was an invitation for --
Q. Let me back up because I believe is that the document labeled Exhibit 3 in the bottom right corner?
A. Yes.
Q. Page 1 of 24?
A. Yes.
REPRESENTATIVE BARNES: For members of the Committee, they're not labeled with numbers in your books but they are labeled with dates.
BY REPRESENTATIVE BARNES:
Q. Do you recognize this page 1 here of Exhibit 3?

A. I do.
Q. And how do you recognize this?
A. So this was a meeting that was set by Eric and his assistant. I was hired by Eric to help him with fundraising.
Q. Hold on a second. Is this a fair and accurate representation of the meeting notes you received?
A. Yes, it is.
Q. And was this sent, in fact, by Eric Greitens?
A. I do not know if it was sent by Eric. I can tell you it was either sent by Eric or his assistant.
Q. If his assistant sent it, was it sent at his direction?
A. Yes.
Q. Okay. And then the e-mail address at the top, egreitens@missioncontinues.org, was that the e-mail address that Mr. Greitens used to communicate with you?
A. Not so much to communicate with me. All the meeting notices I believe came from The Mission Continues e-mail address. He had a number of other e-mails that he communicated with. I don't recall all of them, but there was at least a couple.
Q. Was this one of the e-mails used by Eric Greitens?
A. For the meeting notices, yes.

Q. Okay. And if Krystal Taylor set a meeting, would she have done so with the input and direction of Eric Greitens?
A. Yes.
Q. And what was Krystal's job title?
A. I believe it was vice president. She -- When I first met Krystal in 2015 -- sorry, in 2014, I believe her job title was his personal assistant. At some point, I don't know exactly when, she was made vice president of the Greitens Group.
Q. Can you explain did she operate -- I'm sorry. Let me back up. Did she operate as an executive assistant -- in sort of an executive assistant role to Mr. Greitens?
A. Yes. Setting the schedule, setting meeting times, phone calls, everything.
Q. Would you describe her as a free agent within the Greitens Group or as someone who worked at the direction of Eric Greitens?
A. At the direction of Eric Greitens.
Q. This meeting notice was sent out Tuesday, January 6 at 1:57 p.m. I want to direct you to page 2 of Exhibit 3. Do you recognize this?
A. I do.
Q. And what is this?

A. So this is one of the first e-mails that I was provided when I became an official paid staffer of Eric's, and I was supplied the four donor lists that they had that they I presume had been using in some capacity.
Q. And who sent this e-mail? What e-mail address was this sent from?
A. Krystal Taylor's.
Q. Was that an e-mail address she regularly used to communicate with you and others?
A. Yes. I believe it is the only one she used to communicate with me and others.
Q. Did Ms. Taylor send this e-mail as a free agent or do you believe she would have sent that at the direction of Mr. Greitens?
A. At the direction of Mr. Greitens.
Q. Okay. And there are four attachments to these e-mails. Can you explain what each of those are?
A. Yes. So the first attachment, the All Donors 1,000 Total and Up as of 5/17/14, that was provided to me and communicated that that was The Mission Continues list which was Mr. Greitens' former charity.
Q. Whose idea was it to use The Mission Continues list?
A. I don't recall exactly whose idea it was. I

just know that -- I didn't know any of these lists existed. However, I was supplied them in one of the first days I was officially employed at Eric's or Mr. Greitens'.
Q. Was it your decision to use them?
A. It wasn't my decision. I know that that was one of the main lists that we used to create a fundraising plan and call list for Mr. Greitens.
Q. Prior to this e-mail, did you have access to any list of donors to The Mission Continues?
A. I did not.
Q. There's a Danny Laub on this e-mail as well. Who's Danny Laub?
A. Danny Laub was a political consultant that Eric had hired at some point in fall of 2014. I had known Danny from years prior. We went to the same college. He was a little bit younger than I was. We had a preexisting relationship before both working for Mr. Greitens, and he essentially was serving as Eric's campaign manager at the time.
In December, I set up -- he set up meetings with me to discuss the campaign and a potential role for me in Eric's campaign.
If I could state something really quick. The e-mail that -- obviously it says The Mission Continues

list. I did not at the time know that that was direct property of the charity. Even though it obviously says it, I was unaware that that had -- I have no idea where it originated from. The press reports say it was the charity's e-mail list, but at the time I did not know that that was direct property of The Mission Continues.

Q. Was it your idea to take The Mission Continues list?

A. It was not my idea certainly to use it. I didn't know it existed before this e-mail. It was an e-mail list, a contact list that we utilized in the first -- in January.

Q. By "we," who is we?

A. Mr. Greitens and myself.

Q. Was Danny Laub ever an employee of The Mission Continues, to your knowledge?

A. To my knowledge, no.

Q. And briefly can you explain what the other three attachments are?

A. So I believe the EG Finance Prospects -- so the EG Finance Prospects and the fundraising tracker, I don't recall exactly what was in those documents. I believe one of those was just people Eric had met throughout 2014, potential donors, some national people that he had been referred to. I know one of those

documents was that. I don't know exactly which one.

Q. Okay.

A. And I think one of the other fundraising trackers -- to my knowledge, the other fundraising tracker or the Finance Prospects was a list that was created by a gentleman that Eric had been working with, a national fundraiser named Mason Fink.

Oh, okay. The EG Finance Prospects, that's the one that was Mason Fink's list. He supplied that to the campaign. The fundraising tracker, yeah, that was the list that had people that -- donors, influencers, that just Eric had come across through different contacts. The Schweich list, I don't know how they acquired that list, but it was Tom Schweich's fundraising list which had to be created internally in the Schweich campaign, but I don't know how they acquired it.

Q. To be clear for the record, these documents, you provided these documents to this Committee pursuant to a subpoena sent to you; is that correct?

A. Correct.

Q. And so these come from your own records; is that correct?

A. Yes.

Q. They are records you used in the process of

working for and at the direction of Eric Greitens?

A. Yes.

Q. Ask you to turn to the next page which is page 3, Attachment No. 1 and then pages 4 through 24. If you could take a moment to review these. So we're clear, you sent this to the Committee in the form of an Excel spreadsheet. We turned this on its side so that it could all fit on one page.

A. Yes.

Q. Do you recognize this?

A. I do.

Q. And what is this?

A. This is what was described to me as The Mission Continues list.

Q. Is it a fair and accurate representation of what you were sent in that e-mail as The Mission Continues list?

A. Yes. To clarify, the Attachment No. 2 on page 16, that's part of the same list.

Q. That's correct. How many -- Do you recall how many tabs there were?

A. There was three. There was one of individual donors which is the first attachment, and then the document listed as Attachment No. 2 is I believe the foundation tab, and the last -- if there's another

attachment in here, there was another tab of corporations and companies.

Q. And do you recall anything about the meeting on January 7?

A. So there were two meetings that we had, fundraising meetings in January, finance meetings. I don't recall exactly which of those two meetings we went through this list. It might have been both of them. But at least in one of those meetings we went through the list, the attachments from that e-mail except the Schweich list. I don't recall ever going through the Schweich list, but I worked with Mr. Greitens through the list to identify donor prospects for him to contact.

Q. When you say the list, you mean -- restate what you just said. You worked with Mr. Greitens through The Mission Continues donor list to identify people to contact to donate to the political campaign?

A. Yes. And most of these donors -- I've been a political consultant, worked in campaigns for a number of years on the Republican side. Most of The Mission Continues donors I was not familiar with. There was some overlap with your general Republican donors, but a lot of them I encountered for the first time on that list. In those meetings Eric gave me notes on specific donors. And of course, donors were selected based on

their ability to give which is denoted in the list of their lifetime giving history to The Mission Continues. So there were specific names obviously that were selected from that specific donor list that I received notes on and further leads and people to reach out to which came directly from Mr. Greitens.

Q. Did you -- Can you explain the note? Who made the notes in the far right-hand column? I presume this was being sent to you. Do you know who made those notes? So for example, on page 6 of 24, there's a note that says family of [redacted] (phonetic spelling.)

A. Sure, it is -- it's possible --

Q. If you don't know who made that column.

A. I do not know exactly. Some of these I have no recollection of. Now, there's some other notes on here that I possibly could have made at the time of going through this list with Eric, but some of these notes they don't ring any -- I don't have any recollection of making. Most of the notes that I took regarding this list were taken on a notepad and then I transferred them -- I typed them out on a computer.

Q. Okay. If you could bundle those together in order. We will set those to the side. Now, I want to ask you about -- Are you on what's labeled January 19, 2015?

A. Yes.

Q. If you could turn to the next page, I believe that's labeled Exhibit 4; is that correct?

A. Mine is not labeled. It does have an exhibit but it does not say 4.

Q. Let's label that one Exhibit 4 if you have a pen.

A. (The witness complied.)

Q. Okay. Do you recognize this?

A. I do.

Q. And what is this?

A. This was an invitation for another fundraising finance meeting with Mr. Greitens.

Q. Was Mr. Greitens present in both this fundraising meeting and the fundraising meeting mentioned in Exhibit 3?

A. Yes.

Q. Okay. And did that meeting, in fact, occur on January 19, 2015?

A. To my knowledge, yes.

Q. I'd like you to turn to page 2. Do you recognize this and what is this?

A. I do. This is an e-mail that I sent to myself on January 19. Just personally the way I organize things it's all done through my e-mail. So on specific

notes and action items from things I send them to my inbox so I can organize them better. It's just something that helps me. So they're notes that I took. They're action items that I took from our meeting with Mr. Greitens.

Q. And can you explain to the Committee the second line what that is in regards to?

A. The second line, there was an individual.

Q. Let's state what the line says for the record. Line says meeting with Lindsey Hodges and Krystal Taylor regarding TMC Contribution List. Meet with sometime this week. What was that about?

A. So after going through The Mission Continues donor list, at some point during the process Mr. Greitens didn't recall a number of names from the list and I was directed -- he directed me to set up a meeting with Lindsey Hodges who it was indicated that she was either a current employee or a former employee of The Mission Continues. And Eric indicated that she would have more extensive information on many of the donors from the list and that I needed to reach out to her to go over the list with her.

I never met with Lindsey. I don't recall ever reaching out to her, but it's possible I could have. But to my knowledge, I don't think she ever came into

the office, and I certainly never met with her personally to go over the list.

Q. Do you know why at this point in time?

A. I don't -- I don't -- I don't know why, why that meeting was never set.

Q. Can you explain to the Committee the layout of the office in which you were working with -- Did Krystal Taylor work in the same office space?

A. She did.

Q. Did Danny Laub work in the same office space?

A. Yes.

Q. Did Eric Greitens work in the same office space?

A. Yes.

Q. Was there anyone else who worked in that office space?

A. There was --

Q. On a regular -- Let me back up. Was there anyone else who worked in that office space on a regular basis?

A. There were two individuals that worked in there on a regular basis. One who was solely doing Greitens Group tasks, a gentleman by the name of Chris Bobak. Then there was his father who also worked out of the same space regularly, not everyday but multiple days

every week.

Q. Is that Mark Bobak?

A. Yes.

Q. Okay. Can you describe the set-up of this office space?

A. It was the first floor of a converted home in the central west end located on West Pine. They had just moved in there sometime in the fall of 2014. They had access to the upper floors as well as the basement. And when you walked in the office to the right -- When you walked into the first floor from the street, to the right was Krystal's office. To the left was where Danny and I worked in an office along with Mark Bobak. I'm sorry if I said that incorrectly. To the left was where Danny and I worked out of an office and then also to the left was a conference room which is what Mr. Greitens worked out of.

Q. Okay. So this is on the first floor of the home. There's a common hallway between these spaces. Is this the type of space where if you needed something from another lawyer that basically others could hear your conversations in your office?

A. Yes.

Q. So it's a -- Would you describe it as a sort of open office setting where everyone could hear

everyone else and everyone is operating basically within the same space?

A. Yes. For private conversations, I know I stepped out a number of times, but generally, yes, we worked in an open space. Most of the time Mr. Greitens' conference room door was closed.

Q. Okay. If I could now direct you to -- if we could put that one away -- to January 28, 2015. And is there a number on that exhibit?

A. There is not.

Q. If we could label that Exhibit 5. Do you recognize this?

A. I do.

Q. What is this?

A. This was an e-mail thread that started because I was working on building some call lists for Mr. Greitens and there was contact information that I needed that I didn't have, numbers and some other, you know, e-mails and maybe some notes that -- but basically just contact information, and Sales Force was the contact management system that Mr. Greitens used for the Greitens Group.

Q. Was this his account eric@greitensgroup.com?

A. To my knowledge, yes.

Q. Okay. And did you input information about The

Mission Continues -- from The Mission Continues fundraising list into this Sales Force database?

A. I do not remember if I did or not. I know I utilized Sales Force to take information from it.

Q. And so on page 4 of this exhibit, this list of persons, do you remember -- do you recall where you came up with this list of persons?

A. To my recollection, this was -- these were names that we identified off those lists that -- off the fundraising lists that Mr. Greitens and I went through and --

Q. Off the fundraising lists. Do you mean the combination of the four lists that were in that first exhibit?

A. I know we never used the Schweich list but certainly those other three lists.

Q. Including The Mission Continues list?

A. Yes. And so to my recollection these were names that there weren't any contact information for and I needed to secure phone numbers and contact info so Eric could solicit them for contributions.

Q. Are the documents contained within what we've labeled here as Exhibit 5 fair and accurate representations of the documents that you were utilizing at the direction and employment of Mr. Greitens?

A. Can you repeat the question?

Q. Are the documents in Exhibit 5 fair and accurate representations of documents that you created and utilized while you were employed and working under the direction of Mr. Greitens?

A. Yes.

Q. And in case, I'm not sure if I asked the question, for Exhibits 3 and 4, the documents in Exhibit 3 and 4 fair and accurate representations of documents that you both created and received in the course of working for Mr. Greitens and at the direction of Mr. Greitens?

A. Yes.

Q. You have not altered them in any form or fashion?

A. Certainly not the e-mails I've not altered in any form or the meeting invites. So in Exhibit 4, no.

Q. Let me be clear with my question because you received fundraising lists?

A. Uh-huh.

Q. In the course of your employment for Mr. Greitens, your duty was to use those fundraising lists to create another list?

A. Yes.

Q. So you did alter those lists at some point in

time, correct? You used them in some fashion to create something else, correct?

A. Yes.

Q. Okay. But what you sent us in response to our subpoena are the documents as they were sent to you on those particular dates and time?

A. Yes.

Q. And you did not alter them in any form or fashion before sending them to us as they were received by you on those dates and times?

A. I think I'm not sure how to exactly answer that because those lists I would have saved on my own to my computer. So if you can -- so in terms of that, they were altered because they saved them.

Q. You saved them. Your alteration -- To the extent that you were testifying that you altered them, it was to the extent you pressed the save button on your computer?

A. Yes.

Q. You did not input new things into them?

A. No.

Q. You didn't delete items from them?

A. No.

Q. Okay. You just hit the save button to your own hard drive, correct?

A. Yes. Now, as I said earlier on the specific Mission Continues list, some of those notes it's possible but not likely that some of those notes were mine in the column; but in terms of actually adding to the list or deleting anything, that did not occur.

Q. I now direct you to February 2. I think that has six pages. If you could put that to the side. And if you could turn to the first page there. Does that have an exhibit number on it?

A. It does.

Q. Okay. We're going to renumber. We're on 6.

MR. ERNST: If I may. Give me just one second to clarify something that you're asking him. I think it will make it go a little smoother.

REPRESENTATIVE BARNES: Okay.

BY REPRESENTATIVE BARNES:

Q. Is that -- I'm sorry. Are we on 6? Can you mark that as Exhibit 6. Do you recognize this?

A. Yes.

Q. And what is this?

A. This was a finance plan, a fundraising plan for Mr. Greitens' campaign that I developed based on the lists that I received and also input from Mr. Greitens.

Q. Okay. I want to ask you about this paragraph. Let me read the paragraph. It says it is more

complicated than running a regular --

THE COURT REPORTER: I'm sorry. Could you read a little bit slower.

REPRESENTATIVE BARNES: Yes, I can.

BY REPRESENTATIVE BARNES:

Q. Let's scratch where I started. I'll go slower. To whom did you send this e-mail?

A. To Danny Laub.

Q. And was this processed at the direction and service of Mr. Greitens?

A. Yes.

Q. Okay. Now, here's what the paragraph says, and I quote: It is more complicated than running a regular fundraising program because the majority of our plan is based on engaging a whole new group of non-traditional R donors that I will only have a limited background research on, hence why I need Eric's guidance one more time on these donors and then we can get rocking. Can you explain what you meant by that long sentence?

A. So Mr. Greitens coming from the background of being the CEO of The Mission Continues, as well as not being familiar with many Republican donors in the state or donors that generally would give to Republicans in Missouri, he was engaging in a completely

non-traditional group of donors and would rely on a completely different group of donors than other Republicans in his position running for a state-wide office. And so what I meant by this paragraph was that I really needed more background information on some of the donors in order to put together a call list, a solicitation list for Mr. Greitens to work through, and many of these donors were people that he would only -- he would have known through the charity and so I needed his first-hand knowledge of his relationship of other pertinent information regarding these donors.

Q. Did you sit down with him with information from The Mission Continues to go through these donors and learn more about them?

A. Yes.

Q. How would you describe Mr. Greitens' political outlook at this time, at this time? By "at this time," I mean February 2015 and the months prior.

A. Sure. Still very new. He was occupied with some other things at the time as well including a book that he had just written that was planned for launch.

Q. Let me back you up because I think you heard my question one way and I meant it the other. I'm going to the non-traditional R donor part of your sentence. I think you're thinking of the question prognostication of

election results. My question is directed to his politics at the time as it regards your statement the non-traditional R donors. So the question is what his political outlook at that time not as regards to elections but as regards to these donors, potentially other donors, public statements and the like. Can you describe what that was in February if you'd like, February 2015 if you'd like prior to that?

A. Just so I understand the question. Were you referring to his political philosophy at the time?

Q. I am. I am. Particularly this sentence gets into the non-traditional R donors and your work with him up to that point in time.

A. Sure. Well, he had built relationships with a lot of Democratic donors. Everything that we had heard up until the time I started working with Mr. Greitens was that he was a solid Democrat. And he approached this whole process from a completely different viewpoint than most candidates would when they're running for one of the highest offices in the state in terms of we needed -- we had meetings and messaging sessions where he had to work through Republican policies because he just wasn't familiar with them. The running joke between Danny Laub and I was that Eric didn't have two sentences where he could tell you why he was Republican.

That's a major issue when you're going out to solicit donors when you can't tell them why you're running in the party that you're running in.

Q. What do you believe his motivations were at the time based on your meetings with him and conversations with him?

A. In terms of the office that he wanted to run for or his ambition?

Q. In terms of what moved him to be in this race and to hire you in the first place.

A. It was solely his ambition for the highest office in the state for governor.

Q. How many candidates do you think you've worked with over the last decade?

A. At least ten personally. In a much broader scale, a lot more than that. I wouldn't know the exact number. I worked for a consulting firm that advised different party committees and things like that where I worked with a number of candidates.

Q. In terms of candidates being driven by core ideological beliefs, where would you rank Mr. Greitens on the scale of every candidate you've worked for?

A. Very, very low on a scale, on an ideological scale.

Q. Did you have a belief that he was a blank

slate in January or February of 2015?

A. I was extremely skeptic of his conservative beliefs at the time.

Q. Are we on Exhibit 6?

A. Whether he was a blank slate or not, again, my previous experience with him, what I had heard and knowing some of his background from other individuals about him looking at running for office as a Democrat in years prior, there wasn't a blank slate per se but I believed up until the point he started talking to us and talking about running as a Republican that he was a Democrat.

Q. I'd like to direct you to page 7 of this exhibit. This is also from February 2, 2015. This is also to Mr. Laub, correct?

A. Uh-huh.

Q. It describes a list that's listed as Draft 1, very creative name. We've attached that herein. Are these fair and accurate representations both of the e-mail that you sent to Mr. Laub and of the attachment you sent to him?

A. Yes.

Q. And did you create these?

A. Yes.

Q. In the course and scope of your employment for

Mr. Greitens and at the direction of Mr. Greitens?

A. Yes.

Q. Okay. You state in the e-mail you weren't sure if he had made calls from this list. Do you know if he later made calls using this list?

A. To my knowledge, he did. There are some documents that I believe have been withheld from the Committee that would indicate that he did make calls using the list.

MR. ERNST: Just for the record, there is the potential for attorney/client privileged documents as it pertains to Mr. Greitens or his campaign. Out of an abundance of caution because there are multiple investigations ongoing, including with the Attorney General's Office and circuit attorney in St. Louis who's conducting a criminal investigation, we have attempted to segregate those documents out subject to further review and determination about whether they are privileged. We have no opinion about whether they're privileged. Once that process plays out and if it's determined that they're not privileged and you would like further testimony from Mr. Hafner, he'll be happy to provide it at that time. So he's going to stay away from any topic that would require him to disclose communications that may have involved attorneys

associated with the Greitens campaign including Mark Bobak.

REPRESENTATIVE BARNES: Okay. Thank you. Thank you for that.

BY REPRESENTATIVE BARNES:

Q. If I could direct you to page 9 of this exhibit and the notes herein. It's kind of cool to see George W. Bush's name on this list. This notes column, if you look at the second row.

A. Uh-huh.

Q. It says TMC $1,000 Donor. And did you fill out that notes column through -- in conjunction with review of The Mission Continues list?

A. Yes.

Q. Was it also in conjunction with conversations with Mr. Greitens?

A. Yes.

Q. That would be true of this entire column in this entire document, correct?

A. Yes, yes.

Q. Now direct you to February 5, 2015. If I could have you label this as Exhibit 7. And can you describe what Exhibit 7 is?

A. It appears to be the first call list that I developed for Mr. Greitens.

Q. And to whom did you send that call list?

A. To Mr. Greitens and Danny Laub.

Q. And did that call list which is attached include information about Mission Continues donors and how much they had given?

A. Yes.

Q. At any point in time, did Mr. Greitens tell you you shouldn't be using The Mission Continues list?

A. No.

Q. If you had refused to use The Mission Continues list, do you believe -- what do you believe Mr. Greitens would have said or done?

A. I don't want to speculate on that. Again, at the time I did not know it belonged to The Mission Continues or how it was acquired. So I didn't really think very much of it. It obviously was described as that to me, but again I didn't.

Q. Did you believe Mr. Greitens had permission to use this list?

A. Yes.

Q. Is this a fair and accurate representation of the e-mail as you sent it with the attachment as you sent it to Mr. Greitens?

A. Yes.

Q. You've not altered it in any form or fashion?

A. No.

Q. In response to our subpoena?

A. No.

Q. I now direct you to February 17, 2015. Is there a sticker on that? Can we label that as Exhibit 8, Mr. Hafner?

A. (The witness complied.)

Q. And can you describe what this is?

A. This is a call list.

Q. Let me back up. I want to make sure we're correct. This is on February 17. I believe I said February 7. It is February 17. Can you describe what we've labeled as Exhibit 8, what it is?

A. Yes. This is another call list that I modified and supplied to Eric to make phone calls off of.

Q. When you say "modified," do you mean before sending it on February 17 or do you mean subsequent to sending it -- right before sending it to us?

A. No. While sending it on -- prior to sending it on February 17.

Q. Okay. And is this e-mail and the attachment thereto a fair and accurate representation of the e-mail you sent to Mr. Greitens and Ms. Taylor and the attachment thereto?

A. Yes.

Q. To your knowledge, did Mr. Greitens use this attachment call list?

A. To my knowledge, yes.

Q. And did it identify Mission Continues donors and the precise amounts of their donations?

A. Yes.

Q. Did Mr. Greitens use that information in the course of making phone calls to raise money for his campaign?

A. To my knowledge, yes.

Q. I now direct you to March 20, 2015. And if you could label that as Exhibit 9.

A. (The witness complied.)

Q. Can you describe for the Committee what this e-mail is?

A. Yes, it is a donor prospect list that I created that included all the notes that Mr. Greitens provided to me on specific donors and donor prospects that could contribute to his campaign.

Q. So if we could turn to page 6 of 25, [redacted] and [redacted].

A. Uh-huh.

Q. They're labeled as a $10,500 donor to The Mission Continues?

A. Uh-huh.
Q. And that is data you pulled from The Mission Continues list; is that correct?
A. Yes.
Q. And at the request and working with Mr. Greitens?
A. Yes.
Q. And the same would be true of everywhere else in this database where it is listed as TMC and an amount?
A. Yes.
Q. Do you know approximately how much money was raised by the Greitens campaign from Mission Continues donors?
A. I do not know the approximate amount. I know it was substantial.
Q. Do you believe it to be over a million dollars?
A. Yes.
Q. Do you believe it to be around $2 million?
A. I don't want to speculate. I know that's what one of the press accounts said on it. I do not know.
Q. Of course the documents will speak for themselves. We have public records reports to do this. I'm going to hand you another exhibit. If you could

label that Exhibit 10. This is not your document. So this is an amended report from the Missouri Ethics Commission. If I could turn you to I believe the second to last page. Let me approach again and get another exhibit in the record. Mr. Curchin is going to hand you what's been labeled as Exhibit 11. If you could turn to paragraph 10 of Exhibit 11. In your experience with campaigns, does a list which results in the raising of over a million dollars have a value -- would it have a value of $600?
A. Yes.
Q. Yes, it would have a value of $600?
A. I'm sorry. It would have a value of much greater than $600.
MR. ERNST: I believe you said over 600.
REPRESENTATIVE BARNES: Let's back up and I'll ask the question.
BY REPRESENTATIVE BARNES:
Q. Do you believe it is accurate to say that the value of The Mission Continues list which was used to raise over a million dollars was $600?
A. No.
Q. Okay. And do you believe the value to be higher than $600?
A. I believe it would be a lot higher than $600,

and that is based on my knowledge of the fundraising of The Mission Continues charity which raised in excess of $10 million a year.
Q. And based on your first-hand experience, did the campaign receive the list from Daniel Laub?
A. No.
Q. In fact, your e-mail shows it was received from Krystal Taylor at the direction of Eric Greitens, correct?
A. Yes.
Q. Do you know why Mr. Laub would agree to state that he had given that contribution?
A. I can only speculate on that. I do not know the exact reason why.
Q. Have you spoken to Mr. Laub about it?
A. I have not spoken to Mr. Laub since March 2015.
Q. Do you know what Mr. Laub -- how long he lasted with the campaign?
A. I don't know the exact time of his separation with the campaign. It was in the fall of 2015.
Q. Do you have any idea where he worked after leaving the campaign?
A. I just know where he works now. I don't know what he did in between. I had heard that he had worked

on a congressional race or something in Michigan, but I don't have any direct knowledge.
Q. You never talked to Mr. Laub after leaving the campaign; is that correct?
A. No. Last time I spoke to him was the day of our separation in March of 2015.
Q. And after leaving the Greitens campaign, did you work for any other campaigns in 2016?
A. Yes. I worked for John Brunner starting in August of 2015, and then I worked for Kurt Schaefer in 2016. I believe those were the only two campaigns I had a role on the rest of that cycle.
Q. Did you work for Mr. Brunner through the primary in 2016?
A. I did.
Q. And for Mr. Schaefer through the primary in 2016?
A. Yes.
Q. In those months between January and March, did you have any discussions with Mr. Greitens about how the campaign may conceal the source of donations?
A. Not directly to that topic, but he directed me to have conversations with donors who intended to raise significant amounts of money and conceal the donors, conceal the identity of those donors.

Q. Do you recall who those donors were?

A. There was one in particular, an individual by the name of Monu Joseph. He was in California. To my recollection, I had two phone conversations with him. There was some e-mail traffic as well which has been withheld due to privilege from Mr. Greitens' end. He contributed early to the campaign in the form of some LLCs that he had in California, and I discussed with Monu -- he wanted to discuss with me how the campaign was going to bundle contributions and conceal the identity of donors.

Q. Who is Monu Joseph? What's the nature of his business? I assume he owns a business?

A. I believe he does.

Q. Do you know what the nature of that business is?

A. No, but I was led to believe it was something in real estate, and there were two contributions early on to Mr. Greitens campaign that came from Monu. One had an odd name like Gray Income LLC or Gray Income Property or something like that, but there were two early conversations -- there were two early contributions from him that didn't have his name on it. They came from LLCs, but I don't know the nature of those businesses.

Q. Where were those LLCs located?

A. I believe they were located in California.

Q. Were they created for the purpose of making a contribution?

A. I do not know.

Q. If you were provided with a campaign finance disclosure statement from the Greitens campaign for the first six months of 2015, do you believe you'd be able to identify the LLCs attached to --

A. Yes.

Q. -- Mr. Joseph?

A. Yes.

Q. Okay. We may follow up.

A. Well, I think they might even be in this exhibit if this is from that time period.

Q. That is an amended period. So we'll take a break at some point if you want to review those rather than have you look down as the Committee is staring at you. Were there any other individuals with whom you had contact who were discussing ways to conceal donations?

A. Yes. Again, I think the information on that would be withheld.

Q. Were there any other individuals with whom you had conversations who were not lawyers and there were not lawyers present in the room when you were having

discussions about concealing the identity of donors?

A. No.

Q. So you had conversations with Mr. Greitens, correct?

A. Uh-huh.

Q. You've got to use yes or no.

A. Yes.

Q. And that was about -- one of those conversations was about concealing the identity of a donor?

A. It was about reaching out to specific donors who were intending to raise a lot of money and wanting to know how to do it.

Q. Okay. Mr. Joseph. Do you have any other names of donors who intended to do so through a route of concealment?

A. There was one other individual named Alex Rogers. He was a gentleman I never had any direct conversations with him, but I was led to believe that he lived overseas. He was intending to raise a lot of money and wanted to know how to do it.

Q. From whom was he going to raise money?

A. I don't -- We didn't get that far in conversations or anything. I never spoke to him directly. There was e-mail traffic that indicates all

of that, but that would be withheld.

Q. Were there any conversations about receiving donations from foreign nationals?

A. Yes.

Q. Were those conversations surrounding Mr. Rogers?

A. Yes, I was led to believe that he was one of the people. There was another conversation with Monu that I had where Monu said that he had -- that he had a bunch of friends from Oxford. I believe that was Monu's connection to Eric, that they had met while at Oxford, and Monu indicated that there was a number of people that would contribute to Mr. Greitens' campaign.

Q. Were these British donors or do you know what nationality?

A. No, I do not know.

Q. Where is Mr. Rogers' neighborhood? I'm sorry. I couldn't resist. I'm sorry.

Do you know what country Mr. Rogers is a resident of?

A. I believe him to be British.

Q. Okay.

A. I don't know -- I do not know where he lived at the time. I know he lived overseas, but I don't recall where he was from.

Q. Based on your work in that campaign, do you believe that, in fact, there was a strategy employed to conceal donors?

A. I believe that was an intention of the campaign's early on.

Q. Do you believe it was carried out?

A. Yes.

REPRESENTATIVE BARNES: I believe I'll hand it over to my vice-chair. Do you want to take a short break to prepare?

REPRESENTATIVE PHILLIPS: Not to prepare.

REPRESENTATIVE BARNES: Let's take a short break. We'll come back in approximately ten minutes.

(A recess was taken.)

REPRESENTATIVE BARNES: Back from break. Representative Phillips.

REPRESENTATIVE PHILLIPS: Thank you.

QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. Don Phillips, State Representative District 138 which is near Branson, Table Rock Lake.

Why did you leave the Eric Greitens campaign? Did I miss that? I didn't hear that discussed at all. I'm just curious why you left.

A. So a number of consultants that I have professional relationships with had indicated to Eric,

Mr. Greitens, that if he ran for governor that they would not be -- they would not have a role on his campaign for governor. And because of my professional relationship with those consultants, in the days that they had that conversation with Mr. Greitens, Danny Laub asked me to come into his office when I got in in the morning and he said that they were severing -- they had made the decision to sever all ties with those consultants and that Eric was 100 percent focused on running for governor and he had ruled out any other potential office to run for and because of, as I said, because of my relationship with those consultants, they wanted to take a, quote, strategic pause on my relationship with Mr. Greitens and his campaign.

It was never indicated that a separation was permanent at the time. Danny Laub, Mr. Greitens' attorney and Mr. Greitens himself all told me that at some point if things changed, if the dynamics of the primary had changed, they would love to bring me back on. Mr. Greitens himself told me that I would make a great employee in the governor's office some day. It was as amicable separation as it could have been.

Q. Okay. So in your mind was there a political conflict of interest on your part? Is that the way they saw it maybe?

A. They saw a conflict of interest because the relationships I had with other consultants. As it was said earlier, I did end up going to work for John Brunner. That wasn't until months later in August of that year. In their mind, because I had a relationship with other consultants that had known John and had worked with John, that there was a conflict in their mind but at the time I never had a conversation with John Brunner that I recall. I had no professional relationship with him or anything else.

Q. So you left on a good basis?

A. As good as it could have been, yeah.

Q. Now, when you worked for Brunner and Schaefer's campaign, did you experience the same procedures with them when it came to fundraising as far as hiding donors? Is that just typical in politics behind closed doors to typical try to hide donors? Did you experience that in the other two campaigns? Can you comment on that?

A. I did not experience that in either of the campaigns I had a role on. The candidates I've worked for I've not experienced that either.

Q. Okay. So this was unique to Greitens campaign as far as your knowledge goes?

A. Yes and no. In my experience with candidates

and my personal experience, it was unique. There are other candidates that operate in that fashion.

Q. Okay. I was just curious about your part. Now, what's the purpose -- Educate me a little on the purpose of concealing donors. I mean why would a person want to do that running for a high profile job?

A. Sure. There's a number of reasons for it. I think from a candidate's perspective it's they don't want to be seen as being purchased by a particular donor if they're giving mass amounts of money. I know it's legal -- or it was legal at the time in Missouri. There weren't any contribution limits to give a million dollars to a specific candidate, but I think the exposure certainly is one both from the candidate side and from the donor side. They don't want to be seen as influencing a certain candidate. They might have business before the state. There might be a legitimate conflict. And I think there's a number of reasons for why you'd want to from a candidate perspective and from a donor's perspective. I'm not going to argue on the legitimacy or why, you know, people should or should not operate in that manner.

Q. Do you have an opinion about why Eric Greitens particularly wanted to hide the donors?

A. Again, I don't really want to speculate on

something like that. I don't know what his motivation specifically was.

Q. All right. There's been a term tossed around called dark money when it comes to the Greitens campaign. Are you comfortable describing what you think dark money is?

A. Yes.

Q. Okay. Would you describe that to me because I don't know that I totally understand what it is. I've got an idea.

A. Sure. I believe it to be a way that donors exert influence in campaigns without having to conceal their identity -- without having to disclose their identities. It happens for a number of reasons. But yeah, I believe it's an effort to not be transparent with who's funding particular issues or candidates.

Q. So it's fair to say it's people that have a considerable amount of money and therefore they have some influence as well probably due to the amount of money that they're putting into the fundraising efforts?

A. Generally, yes. However, everyone has the ability to give to some of these ghost corporations and LLCs and other things that in turn can provide money to a state little PAC like in Missouri or operate outside of the normal campaign finance structure, but yeah, you

could give $50 or you could give $500,000 or $5 million.

Q. Were you ever aware of any conversations that specifically mentioned the Ethics Commission and not reporting accurately to them, trying to hide money from them specifically?

A. I don't recall any conversations to that effect, no.

Q. Would you describe yourself as an honest person?

A. Yes.

Q. Would your acquaintances agree with that, as far as you know?

A. Yes. As far as I know, yes.

Q. Not just your friends but acquaintances as well?

A. I work in politics so everybody has enemies in politics.

Q. Broader definition, isn't it?

A. Yes.

Q. My last question to you is what is your motive for providing us with this particular information, the e-mails, records of your e-mails, the records of the donors? What prompted you or what drives you to share that information with us?

A. I think a number of things. In campaigns, I

do believe in transparency. On another level, I know what the truth is and I had always assumed that this issue would come back up when I saw the consent form from the MEC. It's not easy for me to be here. I am a Republican campaign consultant, and I think this is a very serious and somber time for our state. But my motivation is -- it's not the money or anything else. I'm paying for my own attorneys. Probably the only -- may be the only one that doesn't have a defense fund on this. But my motivation is I believe in good government. That's what drove me to get in politics in the first place. I believe in working for good candidates that align with my political philosophy and the same principles that I have.

Q. So you have no axe to grind with Eric Greitens? You're not attempting to get back at him in any way or anything like that?

A. No. You know, it hurts me with some of my clients that I'm here if they knew I was testifying. I advise some pro business PACs and I am a registered lobbyist. I lobby for a Senate right group that advocates for labor reform and other premarket reforms, education reform and some other things. Yeah, it probably -- I mean it hurts me professionally if they know that I'm here testifying against the sitting

governor of our party.

MR. ERNST: And I should also clarify for the record just so it's clear, the documents that are provided and the testimony today were pursuant to a subpoena from this Committee which compelled the production of those documents and his testimony.

REPRESENTATIVE PHILLIPS: Right, and I understand that, but I think there had to be some conversations prior to that than just occurred out of the clear blue. I think there had to be some agreement if there were documents available if a subpoena had ever been issued. Would that be fair to say?

MR. ERNST: I can't speak to that. I don't know how the Committee determined that Mr. Hafner, my client, should be subject to a subpoena. But again, it was in response to and as compelled by that subpoena that he provided the information.

REPRESENTATIVE PHILLIPS: All right. Thanks. Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Representative Mitten.

QUESTIONS BY REPRESENTATIVE MITTEN:

Q. Good morning. I'm Gina Mitten. I'm from St. Louis County. My district is the 83rd that represents both parts of St. Louis City and St. Louis County. Could you briefly describe your campaign experience?

You said you've been in this business for a number of years. I don't necessarily need the whole candidates but, you know, how many years and in what roles?

A. Sure. I'll give you a quick 30-second rundown.

Q. The pitch.

A. I got my start with Governor Matt Blunt's campaign in 2004. In college took a semester off, worked for US Senator Jim Talent, worked for Sarah Steelman and the state party in 2008, state Republican party as coalitions director. I worked for a business civic group in St. Louis called the Regional Business Council for a year and ten months, and then I worked on a number of campaigns starting with then Lieutenant Governor Peter Kinder in 2011-2012 and a number of other campaigns until 2015 when I worked for -- when I began work for Mr. Greitens.

Q. And in your role working for these prior candidates or campaigns, what would -- well, had you done fundraising for those prior campaigns?

A. Yes.

Q. How many years sort of fundraising? I'm going to get this question out one way or the other. How many years did you work as a fundraiser or perform that function for political campaigns prior to January 2015?

A. My first experience in fundraising for a candidate was in 2008.

Q. Okay.

A. Since then, yeah, it's always been a role that I've had. Not the direct role that I've had but I've managed and directed every department of the campaign whether it's grassroots, fundraising, communications.

Q. Is it fair to say that starting in 2008 fundraising was at least one if not a primary component of your work as a --

A. Yes.

Q. -- political advisor throughout from 2008 to 2015 or '14?

A. Yes.

Q. Okay. Thank you. Then in your work when performing the fundraising aspects -- let me ask this first.

When you were hired by Mr. Greitens, was fundraising your primary role or what was your title and what duties were encompassed in that title?

A. I was led to believe that I was brought on to coordinate fundraising for his campaign. In my experience, I was an advisor on numerous other issues, including policy development, some communications work, just general political stuff.

Q. Right. Isn't it fair to say that even if your primary duty is fundraising, folks in that position would generally be involved in some of these other more policy?

A. Yes.

Q. Right?

A. Yes.

Q. Because part of fundraising is being able to provide a message to the potential donor?

A. Absolutely.

Q. In your fundraising experience outside of your work for Governor Greitens, was it traditional to pull from a charitable list?

A. No, that's not my experience with any candidates I've ever worked for.

Q. Is it fair to say the time from January to March of 2015 while you worked for Eric Greitens, that's the only time in your political employment history in which you pulled from a list owned or maintained by a charitable organization?

A. Yes.

Q. Can you just sort of give a little bit of understanding about how does this work in that not necessarily for Mr. Greitens but, okay, I'm going to come and I'm going to do fundraising for you. The first

thing we're going to do is pull some lists. What is sort of the traditional method by which you would pull lists or what expectations would you have from the candidate or campaign to support in that endeavor?

A. Sure. Well, for me personally you build a fundraising plan and you have a goal that's set based on how much money you need to win your campaign. From that you develop a plan. You select prospects for the candidate to solicit and build numbers around that. And selecting prospects is generally based on their ability to give. How you determine that is a lot from their previous donor history. You all know donors that have given to previous campaigns or active in politics are the ones that are likely to give in future elections and future candidates.

So it's a process of selecting those prospects, building the fundraising plan and then your direct outreach.

Q. Then making the calls?

A. Yes.

Q. Where do these lists come from? In other words, obviously the candidate or, you know, the candidate or the stakeholders to the campaign, they're going to start with their own Rolodexes and all that kind of stuff?

A. Friends and family.

Q. Right, friends and family, all of that. Outside of that individual's personal network, where else do lists come from that you reference? You reference -- there are lists referenced in the e-mail. There is, what is it, the TMC 100, I can't remember, 2,000?

A. Yeah, 1,000 plus.

Q. So where do those lists come from just generally speaking? Where else do you go to get this information?

A. Certainly consultants will share a list among their clients.

Q. Right.

A. They'll take a list from a certain state-wide campaign and use it for another state-wide campaign. They'll have one from 2012 that they use for 2016 cycle.

Q. Is it fair to say that that's part of your value?

A. Sure, yeah. I don't consider myself a full-time fundraiser which is something that I know how to do that I've done for other candidates. Certainly the fundraisers in our state, they have built up lists and cultivated those lists and donors over a period of election cycles.

Q. Right. And it's not just the data, it's also the relationships?

A. Absolutely.

Q. That again is part of the value of hiring an experienced fundraiser is they're going to be able to bring to the campaign that data, those relationships and the general information about what the pitch looks like I guess would be the way to say it?

A. Absolutely. They'll have an understanding of what drives specific donors to give to a candidate or to a cause.

Q. Right. So if a fundraiser or campaign needed to reach beyond those networks, do you purchase lists?

A. I have never purchased a list, but that's certainly possible for some candidates.

Q. Do you know how one would determine the value of a list that was purchased?

A. I do not.

Q. So in your testimony earlier that the value of The Mission Continues list would be in excess of I think it was $600, what qualifies you to render that opinion I guess?

A. In my personal experience, a list that is developed and maintained over six years potentially, that involves a lot of staff work, a lot of just

maintaining contact information, cell phone numbers, e-mail addresses, as well as providing a list, a lifetime contribution list. Most of the time we'll go through an MEC report and pull off but you still have to find contact information.

Q. Right.

A. Valuing it at over $600, I don't know what the exact value would be, but in my personal experience a list that raises in excess of millions of dollars a year, $10 million a year would be pretty valuable to me.

Q. It's something that a lot of folks would want to get their hands on?

A. A lot of candidates, absolutely.

Q. Right. And also that value would be combined from again sort of the manpower of creating it, the manpower of maintaining it and whatnot?

A. Sure, yeah.

Q. Would you say that a list like that is similar in value or operation to any business's list of clients or customers?

A. Can you ask that question again?

Q. Well, for instance, if I'm ABC Widget Company and I sell widgets to a thousand different businesses across the country, XYZ Widget Company might be very interested in knowing who my customers were, what the

details of that relationship, the cost, the amount of sales I make. Is a donor list sort of a similar function, donor list functions to a campaign similar to the way that a customer or client list would function to a business? Is that a fair assessment?

A. Yes. And I can give a good example of that. If a candidate like Jason Kander who had a military background had a list of people that were sympathetic to causes involving veterans and the military, I believe that a candidate like Jason Kander would really like to have a list like that available to him.

Q. Oh, I can imagine. That's certainly fair to say. Representative Phillips sort of touched on this as well, but it's your understanding that bundling is, or I'm calling it secret bundling, is or is not sort of a traditional thing to do or does it really just depend on the candidate?

A. Bundling is something that a lot of candidates do at the national level.

Q. Right.

A. A donor comes in with a pledge to raise 250,000. They have five other donors that are going to give 10,000. It is a general thing. But normally with federal candidates and with state candidates it's done in the open, it's reportable.

Q. Right. So in other words, if I were to say I'm going to raise, I'm trying to think of a candidate, I'm going to raise $10,000 for Jay Nixon, we'll say somebody that's not in the game, I just tell Jay, okay, I got $1,000 from Sally and I got $5,000 from Joe and I got another $2,500 from Missy and another $1,500 from Karen and that's my $10,000 here. But it would be reported to the MEC -- stop that. That's what we mean by bundling so that we're all clear about the definition?

A. Yes.

Q. In turn, those checks would go to the Nixon campaign from Sally and whatever, Karen?

A. Uh-huh.

Q. Is that correct?

A. Yeah.

Q. And then in turn the Nixon campaign would report to the Ethics Commission the $1,000 from Sally -- I've lost track of the names.

A. Yes.

Q. Each of those individual contributions. So although the Nixon campaign would know that I was responsible for collecting those donations or getting them, it would be completely transparent to the rest of the world by virtue of filing ethics campaign filings,

right?

A. Yes, generally.

REPRESENTATIVE BARNES: For the record, I believe you were a thousand dollars short of your $10,000 bundle.

REPRESENTATIVE MITTEN: I apologize but math has never been my strong suit. I thought that's why I went to law school.

BY REPRESENTATIVE MITTEN:

Q. When I refer to it as secret bundling though would be me saying to the Nixon campaign -- I probably should say me saying to the Greitens campaign I'm going to raise $10,000 and I go to Karen and Sally and all of those folks and they write a check to me and then I write one check for $10,000. Is that a fair way of sort of putting how that works?

A. That's not really how I view that it works. It certainly can work that way.

Q. It's one of doing it --

A. Sure.

Q. -- to bypass? What's your vision?

A. It could be. My view is that it's done when somebody -- In the case before us, I think it was intended to get a group of people that didn't want to disclose who they were.

Q. Okay.

A. But that they individually or through their companies would give directly to a certain entity like a --

Q. Instead of the dollars -- instead of somebody writing a check to Gina Mitten which I in turn, it would be let's create an LLC, let's create Gina Mitten LLC, everybody donates to Gina Mitten LLC and becomes a shareholder or partner or whatever the corporate structure is and then Gina Mitten LLC gives the $10,000 check; is that how you envision that?

A. Yes. Generally it's not -- yeah, it's a freedom group.

Q. It's another PAC?

A. Sure.

Q. That's not required to disclose -- I guess it would have to be not a state PAC. It would have to be a federal PAC.

A. I'm not an attorney. I don't know how they do it.

Q. I am an attorney and I don't get it honestly.

A. They do it in a way that conceals donors.

Q. Right. And the reason why I'm asking that is because was that your understanding of what was going to happen with Monu?

A. Yes.

Q. And Mr. Rogers, right, obviously?

A. It was my understanding that, yes, that Mr. Greitens campaign was going -- they had indicated that they were going to go down that road very early on in the campaign.

Q. Okay. Now, and I'm sorry to rehash because you may have already been asked this, but did you have specific conversations -- did you personally have conversations or witness conversations with Alex Rogers or Monu?

A. Monu I did, yes.

Q. Okay. Do you remember -- Well, I guess those conversations would have happened sometime between --

A. January and March of 2015.

Q. Right, exactly.

A. Uh-huh.

Q. And then is Monu's name spelled M-o-n-u?

A. Yes.

Q. And his last name is Joseph, J-o-s-e-p-h?

A. Yes.

Q. Okay. And then Alex Rogers on Exhibit 7, page 5 is your entry for Alex Rogers in your what I would call a call list?

A. Uh-huh.

Q. You were calling it a call list as well. So that makes it easy. It says that ask for commitment in exploratory phase and Hong Kong schedule. Does that that refresh your recollection as to where Mr. Rogers' neighborhood really was?

A. Yes. To my recollection, Eric was going to be in Hong Kong at some point and wanted to meet with Alex, and there are some other e-mails along this line that have been withheld.

Q. Right. Then is it Mr. Bobak that's the attorney, Mark Bobak?

A. Yes.

Q. So were you an employee when you started in January '15 or were you an independent contractor?

A. I was always an independent contractor essentially, but I was paid by Eric either through him or the Greitens Group. I don't remember what his name was on the check.

Q. Then one of your e-mails, it's Exhibit 4, page 2. Let's see if I can get to that.

MR. ERNST: Should we put Exhibit 7 away?

REPRESENTATIVE MITTEN: Pardon me?

MR. ERNST: Are you done with Exhibit 7?

REPRESENTATIVE MITTEN: I am, yes. Thank you. I think I am. No guarantees I suppose.

BY REPRESENTATIVE MITTEN:

Q. Exhibit 4, page 2 has you marked at Barklage. So were you also employed there or what was the -- Why is there the Barklage logo and e-mail string even though it says from your Gmail account on this page?

A. Right. That was a company that I was affiliated with. I had been employed by that company from 2011 on. At this particular time, I was still affiliated -- I was not being paid by that company. I had my own clients. I was still affiliated -- they covered my health care and maybe my cell phone. I still had an e-mail address. I was not being paid by them at that time, but I was affiliated with them.

Q. Fair enough. You described the offices as this sort of renovated home in the central west end in January '15. And in this building, right, it was a whole building; is that correct?

A. It was a three-story converted home.

Q. Right. There were employees of The Mission Continues which I believe was Ms. Knodell -- no, I'm sorry, Taylor?

A. There was -- You're referring to the Greitens Group offices that I worked out of, correct?

Q. That's what I'm trying to understand is who was Greitens Group, who was The Mission Continues? Who

was what in that building?

A. In the building that I worked out of from January to March 2015 was a converted home in the central west end. Out of that office, out of that office building, office, housed the Greitens Group and eventually Greitens for Missouri. Now, I first met Eric in December of 2013 at the Greitens Group office which was then located at The Mission Continues office just south of downtown St. Louis. I don't know the exact address.

Q. I think that's probably where my confusion lies. So in 2013 or in December 2013, the Greitens Group officed with TMC, The Mission Continues, but by 2015 the Greitens Group had found its own space separate and apart or physically separate from The Mission Continues?

A. Yes.

Q. And at the time that you started, the only entities operating out of that building in the central west end were the Greitens Group and then ultimately Greitens for Missouri?

A. Yes.

Q. And you don't remember if you were paid by Eric Greitens, the Greitens Group, or Greitens for Missouri?

A. I know the first month I was not paid for -- I was not paid by Greitens for Missouri. I was paid the last two months by Greitens for Missouri. The first month I do not recall if Eric gave me a check personally or if it came from Greitens Group.

Q. Okay. Do you know if Greitens for Missouri reported any payments to you made in January of 2015 as campaign expenditures?

A. I do not believe they did.

Q. Okay.

A. And as an additional point to that, there was another employee, Danny Laub, who I was led to believe was also being paid by Greitens Group. He was hired sometime before me. I don't know which month. I was led to believe he had been hired in November or December and I was led to believe that he was paid by either Eric personally or by the Greitens Group. He is a political consultant as well. We were brought on to do political oriented tasks.

Q. So speaking for yourself personally, did you ever do any work for the Greitens Group or was all of your work during the month of January 2015 affiliated with the Eric Greitens campaign?

A. There's only one task -- there's -- it's a little bit of a tough question to answer. There's a

couple tasks that I had to do that would have fallen under the Greitens Group umbrella. One was prepping Eric for a speech that he had at the Manhattan Institute I think it was. It was a brief conversation that I put some research together and gave it to him. I don't know exactly when that date was. There would have been little stuff around the office that would have been under the Greitens -- I had to move I don't know how many boxes of books they had to the basement of his --

Q. Loading the books, right?

A. -- of his office. That wasn't a campaign thing. There's little stuff like that.

Q. Is it also fair though that your assistance with Mr. Greitens preparing a speech, even though the money was being funneled through the Greitens Group, would also sort of fall into your role as a policy advisor to the extent that what the governor said at his speech impacts your ability to fundraise from a Republican donor list?

A. Yes, absolutely. The speech had some major donors that Eric was reaching out to around the same time period and it was a speech based on I believe it was veterans statistics. It would have been in some of the files I turned over. Yeah, it was a little memo that I developed.

Q. Right. But again, to the extent that what candidates say in public can impact --

A. Yes.

Q. -- their campaign and their fundraising, that role or responsibility as to a speech sort of has a dual purpose; is that a fair assessment?

A. Yes.

Q. Okay. Do you know when Greitens for Missouri was actually formed?

A. I don't know the exact date. I know it was in late February. I always get it confused. I believe it was February 24 or February 25.

Q. Okay.

A. And I was directly involved in helping get the papers over to Missouri Ethics Commission.

Q. Okay. Now I'm trying to go back to notes that I really scribbled because I didn't understand some of the answers.

Is it fair to say that what happened as far as the fundraising lists go, okay, so looking at the e-mails and the exhibits, you know, that we've already marked and testified about, basically you received a list from The Mission Continues, those top 15 or top 1,000 -- can you help me what were those called?

A. It was donors that had contributed.

Q. TMC top 200?

A. The TMC donor list was donors that had given over $1,000 to supposedly the charity at the time.

Q. Go ahead.

A. To clarify, I did not know -- Again, I did not know this was a direct property of the charity. The first time that it was indicated that it had come from The Mission Continues was when I was contacted by David Lieb from the Associated Press in October of 2016. He had gotten a copy of the donor list and my name was in the donor list as having accessed it. That was the first time -- he had apparently done some research on the list and looked in the metadata of the document, realized that it was created by a Mission Continues employee, and so the first knowledge that I had that it originated from Mission Continues was essentially from the reporter who called me and told me.

Q. Okay. Okay. So you start -- Ms. Taylor, right?

A. Yes. She's married. Her name is Krystal Proctor now, yes.

Q. Ms. Taylor sends you an e-mail saying here, here's the four lists that we have, right; you take those lists, maybe take some of your own data, and the goal is to create one sort of master fundraising or

donor list --

A. Yeah.

Q. -- for this particular candidate and as we discussed earlier, sort of how this process works is that that comes from the candidate's own contacts and the value that you bring of data and relationships to the table and then possibly other lists; is that sort -- that's how it works, right?

A. Yes, generally.

Q. Then you take all of these different lists and combine them into one, combine all of the information, all the contact information. There might be tidbits for lack of a better term or information about the donor that are in different sources. So say you've got John Doe is on The Mission Continues list as a $1,000 donor to The Mission Continues and you have some notes that he's very interested in veterans issues. John Doe might also be listed in the top 200 donor list and he's also interested in labor issues. And you take both entries for John Doe and you might know John Doe from your own personal experience and know that, you know, he likes unicorns and puppy dogs. You'll take those data points and combine them with one entry for John Doe, he gave to The Mission Continues, he's on the top 200 Republican list and he loves unicorns and puppy dogs so that then

when the candidate makes the phone call they can say thank you for your help with veterans, I support your labor issues and unicorns and puppy dogs are awesome. Is that a fair assessment of how it works?

A. Yes. Maybe not so much the unicorns and puppy dogs. Normally it's a kid's name.

Q. Trying to be charitable for lack of a better term.

A. Yes.

Q. Then in doing that process and coming up with this ultimate list or the ultimate list, let's call it that, or I think you refer to it as your campaign plan or your donor plan, you're constantly in contact with the candidate about hey, we have e-mails reflecting this, I need information, I need to sit down with him so that we can go through just what John Doe -- does John Doe still like unicorns or was my puppy dog information wrong or whatever; is that a fair characterization?

A. Yes. It's a continual process where you need to get feedback from the candidate who's having those conversations with the donor.

Q. Right. Or I heard from so and so that John Doe can't stand your opponent so we're going to add that data point or that information to the list?

A. Yes.

Q. Is that fair?

A. Yes.

Q. Okay. Now, I have a note here and it's probably been -- we're probably so far down the road you might not remember but I have a note here that says that you didn't add or delete anything to the list. Do you mean The Mission Continues list? Do you mean -- I mean that's what I'm trying to understand what did you mean by that?

A. So this is a document that I accessed obviously, and I could not recall if some of those notes in the column I took myself or I took from Mr. Greitens and added those. I just don't recall that, but these are the same documents that I -- well, most of them are the same documents I supplied when I was subpoenaed by the MEC.

Q. Right.

A. None of them have been altered in any way since that point certainly and certainly before that since 2015 when I was employed by Mr. Greitens.

Q. Okay. And then going back one last time to the sharing of the Greitens Group and the Greitens for Missouri or at least the campaign, both the campaign and the Greitens Group folks all being in one big house, were folks using office equipment, et cetera, the

computers, were those owned by the Greitens Group to the best of your knowledge or do you have any understanding of that?

A. Yes. The office equipment, the Internet at the time was certainly owned by Greitens Group. I was part of a furniture purchase --

Q. You don't look like furniture to me.

A. -- along with Danny Laub where they wanted to get a bunch of furniture to put in the second level, second and third level of the building, and I was involved in that. I believe those expenditures were made through the campaign committee because that was later on. But up until the committee was -- yeah, it was.

Q. It was really basically the first month or two months. Assuming that Greitens for Missouri was formed in late February of 2015, then from January 1 we'll say of 2015 until the end of February your day-to-day officing expenses and perhaps your salary were paid for by the Greitens Group?

A. Yes. Until --

Q. When I say salary, I guess I should probably say compensation just because you were an independent contractor.

A. Until the committee was filed, yeah,

everything would have been paid for, you know, desks, Internet, everything by the Greitens Group.

Q. Photocopier?

A. Obviously I departed before the April quarterly MEC report was filed so I had no role in that, and I haven't even looked through it to see if those expense --

Q. In kind expenditures were reported?

A. Yeah, which they should have been if they were used for the campaign.

Q. Right. So Mark Bobak was an attorney that was employed by the Greitens Group. Is that -- or do you know?

A. I do not know. My sense was that he was -- he was. He had a Greitens Group e-mail address, but I can't speak to his compensation or anything else.

Q. But he was there in the office building in the central west end?

A. Regularly. Many times per week. Not everyday but at the minimum two or three days a week.

Q. Okay. Did he have his own office or desk?

REPRESENTATIVE BARNES: I think we're getting in the realm of -- if we're going to go down the attorney/client realm, I think that's a topic for a different day.

REPRESENTATIVE MITTEN: Okay. I'm just trying to determine what his role was.

REPRESENTATIVE BARNES: I think we can get there.

MR. ERNST: I'm okay with questions that don't intrude on the privilege.

REPRESENTATIVE MITTEN: Right, I'm not asking about communications, just who is this guy, why is he there.

MR. ERNST: We're not getting there yet. As I said before, we don't have an opinion about whether it's privileged just because he's an attorney. Out of an abundance of caution, we're very clear. I'm comfortable with your question. If I think it's a problem, I'll voice my concern.

REPRESENTATIVE MITTEN: Thank you.

BY REPRESENTATIVE MITTEN:

Q. So did he have like, you know, a desk, an office, his own sort of workstation for lack of a better term?

A. He had his own desk. I worked out of the same office as him for the duration of this time.

Q. By office, do you mean the same room, physical room?

A. Same room. Our desks were in the same room.

And then we moved to the second floor sometime in I think late February or maybe mid February. I don't recall the exact date on that front. But yeah, I was working in the same room as him.

Q. Okay. Did you ever have any understanding that he was an attorney for the campaign?

A. I don't want to speculate. He was a personal friend of Eric's too. I didn't know if he was a volunteer advisor or if he was getting paid or exactly what his defined role was, but he certainly was an advisor to myself on political issues.

Q. But not legal issues?

MR. ERNST: I think we're now straying into the gray area.

BY REPRESENTATIVE MITTEN:

Q. But he advised you about political issues?

A. And campaign related issues.

REPRESENTATIVE MITTEN: Okay. Thank you. Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Representative Lauer.

REPRESENTATIVE LAUER: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE LAUER:

Q. Thank you for being here and mine is probably a list of random questions. So it won't be as chronologically listed as the others might have been.

When you started with Mr. Greitens -- let's back up. There are four groups I think we're kind of dealing with. We have The Mission Continues. We have the Greitens Group. We have Greitens for Missouri. And then a little bit later maybe appears New Missouri. So what is your understanding of the purpose mission of The Mission Continues?

A. Purely a (c)(3) charity, charitable organization that helps veterans around the country.

Q. That's its sole purpose to help the veterans?

A. Essentially, yes. It's an organization that helps returning veterans find ways to continue to serve their communities.

Q. Okay. And the Greitens Group, what was its purpose mission?

A. The way that I understand the Greitens Group to be more of a PR, marketing, promotional company for Mr. Greitens to help book speeches and sell his books.

Q. So would that have been more affiliated with The Mission Continues then versus his political? This might be an A, B, C or D question.

A. It's a hard question to answer because the CEO of both was Mr. Greitens. So certainly there were areas that overlapped within Greitens Group and Mission Continues. For one example they were housed out of the

same office. And then during the campaign the Greitens Group and Greitens for Missouri were located in the same offices as well.

Q. Okay. So then let's go to Greitens for Missouri. That purpose was what?

A. That was for Mr. Greitens' specific campaign for governor.

Q. And did that overlap with Greitens Group in any way like we were just discussing? Did it dovetail?

A. Certainly in terms of sharing resources and, yeah, sharing resources whether that's staff or office equipment.

Q. Okay. And then the New Missouri, I believe that may have happened after you left or was there a discussion about that when you were there?

A. No, no. There was -- That was well after I had departed.

Q. Okay. So then is it fair to say then that there was a bit of overlap in all of these not really definitively clear lines of where they would -- one starts and one ends; is that fair?

A. Yes. Generally, yes.

Q. Okay. Thank you. Thank you for walking me through that. It gets a little confusing sometimes. All right. So when you received on one sixteen -- I'm

sorry, one six fifteen the list and in the exhibit on one sixteen that's given to you, the spreadsheet has no identifier on it, no header or title or anything like that. It's pretty generic from that standpoint?

A. Just so I'm following which?

Q. I'm sorry. It's on page 4 of 24 on --

REPRESENTATIVE BARNES: Representative, so you understand, Mr. Hafner in response to the subpoena sent us an Excel file and we printed it sideways. The title of it would have been the 1K whatever.

REPRESENTATIVE LAUER: So there was a typo on it?

REPRESENTATIVE BARNES: In the e-mail itself it has a name which is Donors Over 1K. I don't have the e-mail in front of me there.

REPRESENTATIVE LAUER: But the title does not say Mission Continues; is that correct?

REPRESENTATIVE BARNES: In that title, the document title there.

REPRESENTATIVE LAUER: Right. It does in the descriptor.

BY REPRESENTATIVE LAUER:

Q. So when you got the spreadsheet and the e-mail saying that it was The Mission Continues, that was your understanding of what that spreadsheet was; is that

correct?

A. It was my understanding, yes. I did not know where it originated or how it was acquired.

Q. All right. And when you joined with Mr. Greitens, what was your understanding of the expectation of your role? Was there a written list of your roles and responsibilities or what was your understanding?

A. There was no written list, but I had had more campaign experience than the person that he had working for him whose name was Danny Laub and it was my understanding that I would come on to particularly help with fundraising but also to assist in a lot of other areas having to do with campaign issues, political issues, helping network, introducing Eric around, setting up political meetings.

REPRESENTATIVE BARNES: Let me interrupt one more time about that particular list. We have the actual Excel file that was sent to us back in the room in which we are keeping the documents and so everyone you can review that in that room. I would anticipate that this exhibit is not going to be a part of the report that we release because it is a trade secret. It appears to be a trade secret of The Mission Continues. We're not going -- We would have a summary of that particular exhibit in a report but not the exhibit

itself.

REPRESENTATIVE LAUER: Okay. Thank you.

BY REPRESENTATIVE LAUER:

Q. As part of your job being fundraising, you were given or put together several lists. Was there a strategic order to how you received those lists? Was there like a master list you started with and then added on? How did that work?

A. I was -- so I was supplied four lists one of the first days I started which is in Exhibit 3 I think this is. And from those lists I created a couple other documents based on input from Mr. Greitens and going through these lists with him.

Q. Okay. And I believe you said there was one that was from Mission Continues, one from larger individual donors and one from corporations; is that right?

A. There were three tabs in The Mission Continues list, and those were the three tabs, yes.

Q. Okay. You said that Danny Laub was the campaign manager; is that right?

A. I don't know if he had that exact title, but he certainly was in charge of the campaign.

Q. Was he your go to person?

A. Yes, yes.

Q. Okay. Did Danny have sole decision making authority or do you feel he had to get final approvals from Mr. Greitens?

A. Yes. He had to get final approvals on almost anything. Maybe -- I'm sure there were some minor things that he did on his own, but everything was directed by Mr. Greitens.

Q. Okay. Who was the individual for lack of a better word who was responsible for the accounting function meaning where deposits are made and tracked and expenses?

A. Early on they put me --

REPRESENTATIVE BARNES: I'm sorry. Can you clarify from which entity you're referring?

REPRESENTATIVE LAUER: For the entity of which you were working which I guess would be the Greitens Group. Thank you, Mr. Chair.

THE WITNESS: So for the Greitens Group, just so I'm clear in your question, for the Greitens Group you're wanting to know who was in charge of accounting?

REPRESENTATIVE LAUER: Right.

THE WITNESS: I don't know. I assume Mr. Greitens himself in terms of the finances for the company.

BY REPRESENTATIVE LAUER:

Q. Okay. In regards to the campaign, who would have been the one responsible for filing the reports to Missouri Ethics Commission?

A. So I don't know the exact date but when Mr. Greitens brought on an individual named Jeff Stuerman, Jeff served as the campaign treasurer. Mr. Stuerman was working out of the office. I don't recall when he was brought on. I believe it was in February but he was brought on to put in a system of reporting procedures and document retention policies and other things. He was a former Edward Jones executive and was a personal friend of Eric's and Mr. Greitens had brought him in to help file the reports and do compliance work for the campaign.

Q. Okay. Thank you. In your work with as we talked about these other groups, more particularly The Mission Continues and Greitens for Missouri, who was the -- did you have direct contact with a key individual at The Mission Continues?

A. No, I did not. Now, as I stated earlier in testimony, I was directed to reach out to somebody that was -- that I was told was either a current employee or former employee named Lindsey Hodges, but to my recollection I never reached out to her. I certainly never met with her.

Q. And was Danny Laub the key contact at Greitens Group or who would have been the key contact?

A. So early on in 2014 when I was serving as essentially an informal advisor there was a gentleman named Dave Whitman who was kind of my go-between Eric and myself with the Greitens Group. Eric and Dave parted ways in the fall of 2014 and then it was Krystal Taylor. And moving forward it was Krystal Taylor when I was working as a paid advisor from January through March. It was essentially Krystal that was the go-between between myself and the Greitens Group.

Q. I appreciate you kind of clarifying all this because there's a lot of people, a lot of different moving parts here.

A. Yes.

Q. Then with Greitens for Missouri who was the key contact there?

A. Danny was the manager.

Q. For Greitens for Missouri?

A. At the time, Danny, yeah, Danny certainly was the lead staffer. Of course the candidate as well directed -- had the final say on campaign activities.

Q. So any moneys that you generated from donors, your understanding was that it went to which group then?

A. The Greitens for Missouri.

Q. Greitens for Missouri. Okay. When the ethics situation came up, I believe most everybody has talked about the list and it was shown that that may have been an inappropriate use and there was a fine associated with that, was there any discussion ever about any moneys being returned to donors?

A. Not to my recollection.

Q. Okay. You mentioned that Mr. Rogers and Mr. Joseph were overseas individuals?

A. I was led to believe Mr. Rogers was overseas somewhere, and from the notes it kind of jogs my memory that he was in Hong Kong.

Q. And had Mr. Greitens been overseas regularly to establish those relationships?

A. So he had built a number of relationships based from his time at Oxford, and some of those he was utilizing for campaign purposes. I don't know the exact people. If I went through all my notes, it would probably jog my memory. But there was certainly a lot of people from that. Of course in his military work too there would have been some officers and things like that that had contacts overseas of course.

Q. And to your knowledge, were any of those individuals, did they make donations outside of the LLCs, and so forth, that we've talked about --

A. The only one to my knowledge --

Q. -- outside of the United States?

A. The only one to my knowledge that made contributions directly to Greitens for Missouri was the gentleman Monu Joseph. Certainly there was much discussion about Alex and then some other potential donors to the campaign in conversations I had with Monu. Monu mentioned that they had a lot of buddies from Oxford that would probably contribute, and I don't know what happened after I left with those particular donors.

Q. I want to go back to the overlapping of the Greitens Group and Greitens for Missouri because you indicated that there was some overlap because of the Greitens Group being a PR marketing group which could certainly dovetail into campaign, and so forth. So when the moneys were put into Greitens for Missouri, were those moneys to your knowledge ever used for Greitens, the Greitens Group? The reason I'm asking that is because it was unclear as to where you were paid from.

A. Sure.

Q. So I'm trying to identify that.

A. Can you repeat the question just so I'm clear?

Q. Sure. You indicated that you weren't clear on where you received your paycheck from, thought it might have been from the Greitens Group. If the moneys went

-- the donor moneys went into Greitens for Missouri, then was there a shift of moneys from Greitens for Missouri into Greitens Group to help pay for your expenses and any other campaign expenses?

A. I don't believe so.

Q. Okay. You also talked about the transparency and that was something that you truly believe in and feel should be part of government. Were there any other issues during the time you were with Mr. Greitens that led you to believe that there were other parts that might not be transparent?

A. Yes. I think on a -- maybe not so much in terms of campaign finance but certainly some of his personal background, his history as a member -- or as somebody that wanted to run for office, a member of the opposing party, there's information like that that I believe he wanted to have concealed.

REPRESENTATIVE LAUER: I'll leave that to someone else to ask if they want to. Thank you, Mr. Chair.

THE WITNESS: I know I was paid by Greitens for Missouri in February and March of 2015. In January I just don't remember what the top of the check said. It was either from Eric personally or the Greitens Group. I can go back through my bank records and find

it. I know it wasn't from Greitens for Missouri. I remembered the moment when he handed me the check.

BY REPRESENTATIVE LAUER:

Q. That was in January?

A. Of 2015.

REPRESENTATIVE LAUER: Okay. I appreciate your efforts to try and recall all this information. Thank you.

REPRESENTATIVE BARNES: Gentleman from Greene.

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. My name is Kevin Austin, District 136. It sounds to me like when you were reviewing your history that you spent your entire career in politics either for candidates or for groups or for individual companies; is that correct?

A. Correct. And for the last three years now I've been a registered lobbyist too for a number of clients, but I only have one lobbying client right now.

Q. It sounds like your career in politics actually started while you were still in college --

A. Uh-huh.

Q. -- with Matt Blunt; is that right?

A. Yes. Started with Matt in 2004.

Q. What college did you attend?

A. St. Louis University.

Q. And Danny Laub was also a student at SLU?

A. He was. He was I think a couple years younger than me.

Q. Did you graduate from college?

A. I did.

Q. What was your degree in?

A. English and business.

Q. And how old are you now?

A. I am 32.

Q. And Danny is younger than you I assume since he was behind you in class?

A. Uh-huh.

Q. Is that yes?

A. Yes, he is. I don't know how old he is. I want to say he's at least a couple years younger than me.

Q. Okay. And you said you started with Eric Greitens as a paid advisor in January 2015?

A. January 2015 was the first month I was paid for my work for Mr. Greitens.

Q. And I think your testimony was is that Eric Greitens relied -- needed help to introduce him to GOP donors and activists and relied on us. The question is that first did I get you right what you said? I I

paraphrased you. If so, who's us? You and Danny?

A. Danny certainly and then there were other consultants that I was associated with, Robert Knodell and David Barklage. We all helped introduce Mr. Greitens around to a lot of people that ended up becoming his inner circle too.

Q. That may just lead into you testified earlier about some other consultants because of your relationship with them is why Mr. Greitens wanted to put your relationship on pause with you; is that correct?

A. That's how it was told to me by Danny, Mr. Greitens and Mr. Bobak.

Q. Is because these other consultants, whoever they may have been, were also associating or maybe not working for money but associating with other potential candidates for governor, lieutenant governor?

A. Yes. Those individuals were just more direct with Mr. Greitens than -- there was some other consultants as well that were involved with Mr. Greitens helping him do some of the same things that we were, Dave Hageman and Steve Michael in particular. The consultants that I was referring to are ones that I think were just more direct with Mr. Greitens and told him that if he did run for governor that they wouldn't be on board with his campaign.

Q. It's your belief that because of your relationship with those consultants who are more direct with Mr. Greitens, Mr. Greitens then wanted to have less relationship with you?

A. That's how it was communicated to me by those three individuals.

Q. What three individuals was that?

A. Danny Laub, Mark Bobak and Mr. Greitens, and the specific phrase that they used was they wanted to take a strategic pause on our relationship, and I just remember that because I've never heard that phrase before.

Q. And that was in March of 2015?

A. Yes.

Q. And then you started to work for John Brunner in the fall of 2015, correct?

A. Yes. I started working for him as a paid advisor -- not fall. In August I believe I'm almost positive was the first month I was paid by the Brunner campaign.

Q. This may have been asked and I apologize if I'm bouncing around twice, but what did you do between March and August of 2015?

A. What was I involved with? So at that time I was doing a little bit of lobbying. So that would have

been until May. And then there was some other clients that I had been working with, donor groups. There's a pro business PAC called the Lewis and Clark Group that I advised. I advise one of the groups now. At the time there were three of them in St. Louis and Springfield and I was doing a lot of work with those groups of donors. And there's a couple other clients that I -- obviously it was a big hit to my income at the time and I had intended to stay with Eric a little bit longer than March. So I had picked up some extra work with the consultants I mentioned earlier, Robert Knodell and David Barklage, and I can't remember the other clients that I was working on. I know that there was something else, maybe a local government issue in St. Louis County. There were some other things that I was working for them.

Q. And this relationship with Barklage and Knodell you've been asked about it before because it's on one of your e-mails and one of your e-mail addresses in fact on Exhibit 3 has it and later it was a Gmail. This was just referrals back and forth between you and Barklage and Knodell as maybe happens with other consultants?

A. Yes. Again, at the time I wasn't employed directly by Barklage and Knodell but they did cover my

health insurance and my phone for sure. I was certainly affiliated with them for the last, you know, the number of years before that. My relationship with them was kind of unique though. I would normally go and work on other campaigns and still be affiliated with that firm. So 2014 I went to work for Rick Stream who was running for county executive and I worked directly with Rick for that entirety. Our relationship was kind of -- was unique. I was always affiliated with that firm and people still ask. It's politics.

Q. It sounds like you're an independent contractor for a lot of different campaigns and organizations?

A. Yes.

Q. I'm not trying to do a bad comparison here but like somebody who does construction work?

A. Yes.

Q. You did a lot of work on a lot of different houses?

A. Yeah. I had my own LLC.

Q. Yeah. If you would, could you go to Exhibit 3. And page 2, back to these attachments, if I understand it right, the first attachment is page 4 through 15; is that correct?

A. It's actually the full through 24. So

starting on page 16 it says Attachment No. 2 but this is the other tab.

REPRESENTATIVE BARNES: If I could. I can explain. This is a chairman error in copying. What are labeled there as Attachments 1, 2 and 3 are the sub tabs of Attachment 1.

BY REPRESENTATIVE AUSTIN:

Q. So truly what we have on pages -- thank you, Mr. Chair. Truly what we have on pages 4 through 24 is just The Mission Continues list?

A. Yes.

Q. But what also threw me off is it looks like tab number 1 is in alphabetical order because it ends with [redacted] or Z on page 15 and then we have a second list looks like it starts in As.

A. So the second list was organized by -- it was foundations. So it was organized not necessarily by individual name. It was organized by the name of the overall foundation.

Q. Okay. Maybe I'll lead you here. A good idea. Looks to me like we have some tab differences in between individuals and corporations and that's why we have individual A to Z and then A to Z for corps?

A. Yes. There were three tabs in the document. One for individuals, one for foundations and one for

corporations.

Q. Back to page 2 of Exhibit 3. So the second attachment, this EG Finance Prospects, that's not in pages 2 through 24, correct?

A. Correct. That was a list provided by Mason Fink. Mason Fink was a fundraiser that Eric had met. He had done some extensive work for Mitt Romney. And he supplied that list that included a lot of national donors, national Republican donors. He supplied that list to the campaign or to Eric or Krystal Taylor.

Q. We go to the fourth list. It says Schweich list and if we look up above it says Schweich list-Steve Michael. Who is Steve Michael?

A. Steve Michael is a consultant that works for Dave Hageman at Victory Enterprises.

Q. Do you know how this Schweich list was obtained?

A. I do not. And I do remember looking at that list. We never -- I never went over that list with Eric, but it appeared to be Schweich's internal fundraising list. I have no idea how it was acquired.

Q. Why was it never used?

A. It was very, very extensive. It looks like the kind of list that one of the professional fundraisers in our state use, one that has Kit Bond, you

know, Kit Bond donations, Matt Blunt donations. It was developed over years. And it was just extremely, extremely long. There was information that just wasn't relevant to Mr. Greitens campaign just because he wasn't a traditional Republican candidate.

Q. And you said, if I understood you right, that you were extremely skeptical of his conservative viewpoints. When did you arrive at that opinion?

A. I'm not sure exactly when I arrived. I would say from the first time we met with him in December of 2013 it was always before that I had assumed he was a Democrat. Later on, you know, later on we learned he was very close with Governor Holden and Mayor Slay and we just -- everyone always assumed in the circles that I ran in that he was a Democrat. So to answer your question at what point, I think from the first meeting we had and certainly when I worked with him in a paid capacity in January there were many conversations that we had and policy discussions and other things that he had to formulate certain positions that were essentially new to him and had to work through them. So I think kind of answer to your question was I always kind of viewed him with skepticism.

Q. If we can go to Exhibit 5, please. If we go to like the fourth paragraph -- well, third paragraph

down it says go to: Salesforce.com. What's salesforce.com?

A. It's a contact management tool that businesses, people use to help manage their contacts and it's a database system for managing your contacts.

Q. Software program of some sort?

A. Yeah, essentially. You can access it online too. You can log onto Sales Force from anywhere and get your contact list.

Q. And if we can go to Exhibit 7, first page and I may have missed this certainly too. It says GFM call list. What does GFM stand for?

A. Greitens for Missouri.

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair.

REPRESENTATIVE PHILLIPS: Representative Rhoads, are you ready to go or do we need to take a break?

REPRESENTATIVE MITTEN: Representative Lauer needs a break I think.

REPRESENTATIVE PHILLIPS: We'll take a break, go off the record for about ten minutes.

(A recess was taken.)

REPRESENTATIVE BARNES: Back from break. Gentleman from Howell.

REPRESENTATIVE RHOADS: Thank you,

Mr. Chairman.

QUESTIONS BY REPRESENTATIVE RHOADS:

Q. Shawn Rhoads from Howell County. One question, were you under -- you say you were a contractor obviously. You do contract with various people. Did you have a written contract with Eric Greitens or the Eric Greitens campaign or anything like that?

A. I don't recall that there was a written contract. We verbally agreed in December of 2014 that I would be paid $4,000 a month starting in January and I would work out of his office four days a week. But to the best of my recollection, we never had any contract --

Q. I'm sorry to interrupt you. You didn't have any kind of hey, look, this is exactly what your job is other than a verbal agreement; is that right?

A. To the best of my recollection, no, there was no.

Q. Is that common practice for you or do you normally have contracts with people?

A. It is standard practice with a lot of consultants to have contracts with candidates. I certainly have had some with others, but the campaigns I've been involved with I think were just made in good

faith agreements with those particular candidates.

Q. So were they -- The other good faith handshake verbal agreements, were they with people that you're more familiar with?

A. Generally, yeah, yeah.

Q. Okay. And I want to make sure that I'm clear on this. Obviously you knew -- I'm assuming, you can tell me yes or no, you were aware of what The Mission Continues does?

A. Yes.

Q. And you were aware that when you got the list where it came from?

A. I was not positive where it originated or where it came from or how it was acquired.

Q. No one explained to you?

A. It was listed in the, I forget which exhibit it was.

Q. The one with the e-mails, correct.

A. It was listed as The Mission Continues list. When I mentioned with Mr. Greitens to discuss it, they all were Mission Continues donors. In the first instance that I knew that it originated or that I was told it originated at The Mission Continues was when David Lieb called me in October of 2016. He said in the metadata of the document it was created by some Mission

Continues employee.

Q. So you weren't at any point, based on your knowledge and experience in consulting, ever thought we shouldn't be using this list?

A. No, it certainly crossed my mind. Again, I did not know how it was acquired.

Q. Gotcha. Did you ever bring that up and say hey, based on my training or my experience doing this, you know, where did we get this from and we want to be right in how we're doing this, did you ever bring that up to Mr. Greitens or Danny or whoever?

A. I did -- To my recollection, no, I did not. Certainly there were some directives given to me at like reaching out to the employees of The Mission Continues, which I never did, because I was hesitant to reach out to a charity or former employees of the charity to be used for political campaign, but I never spoke to Eric about using that list. In my mind, one, I did not know how it was acquired and, two, I knew that I would be using that list to make another list to developing a call list and a fundraising plan. So it was more of a reference that I was using it for.

Q. Did they utilize the entire list or just parts of it?

A. We went through the whole list and he selected

donors and gave me notes on specific donors, and then he wanted me to meet with Lindsey Hodges who I don't know who she was. I don't know if she was an employee there or if she was a former employee. I was led to believe she was development director at Mission Continues for a time when Eric was CEO of Mission Continues. And that directive was given so Lindsey and I could then go through the list more extensively on donors that Mr. Greitens did not recall details of.

REPRESENTATIVE RHOADS: I think that's it, Mr. Chairman. Thank you.

REPRESENTATIVE BARNES: Gentleman from St. Louis County.

QUESTIONS BY REPRESENTATIVE PIERSON JR.:

Q. Good morning. I'm Tommie Pierson Jr., State Representative of the 66th District in North St. Louis County and City. Just a few questions. My questions too may be a little out of sequence, but hopefully you'll be able to enlighten me on some of them. Where do most donor lists come from?

A. So generally campaigns if you're starting from the beginning they're created from a list of personal contacts first from the candidate, maybe friends and family. You add kind of a prospect list to that of potential donors that you want the candidate to reach

out to or you reach out to. In a lot of campaigns and a lot of higher level campaigns lists come from -- there's only a few specific fundraising, professional fundraisers in the state that do this sort of thing. So lists are shared between different campaigns and among candidates. Certainly a lot of state-wide candidates that have cultivated their lists, if they've come from a lower office to a higher office, they've cultivated that list over years over election cycles. To answer your question more directly, they come from a number of different sources.

Q. When you say "shared," does that often include compensation? How does that process work?

A. Well, among political candidates, say a fundraising vendor in our state or a fundraiser in our state will have a couple clients each cycle. They will have a master list that they work off of. Maybe they just add another column on the side of it and that's for a specific candidate and they work through that list name by name and they're higher level donors or donors that the candidate needs to solicit because they could give at an increased level. For a fundraiser, they will have cultivated a list like that over years over election cycles and they'll work off of the same list for multiple candidates. So when I say shared, that's

kind of what I mean. Normally a candidate would not give his or her own fundraising list to another candidate that they don't know. A lot of that -- sorry.

Q. So if I were to hire you knowing your past connections with past candidates, would I hire you knowing that you would bring a list with you?

A. Certainly with the connections that I've built with donors and others over time, that's why people hire specific fundraising vendors, specific fundraisers in the state. Yes, they bring along those connections, that network. Along with that would come a contact list normally.

To answer your question further, different offices have a different donor base, of course. Many donors that are interested in a state-wide state level race wouldn't be interested in a federal race, vice versa. There's different -- obviously, you know, there's a million different reasons why people contribute.

Q. So in looking at a couple of the specific lists, and I believe it's the list from Exhibit 3, page 2, if I start with the Schweich list, you did not use that list; is that correct?

A. I remember opening that file and reviewing it at least one time, but no, I did not work off that list

with Mr. Greitens.

Q. And I believe you stated the primary reason was just difficult to work with?

A. A little bit. It was a very, very extensive list. It was kind of hard to read because there was I don't know how many -- I mean tens of columns in it. It was just kind of difficult to work off of. And I know it was developed by a professional fundraiser. I don't know who. And usually people have their own system when they're working with lists. I have my own. I know others do too. It just wasn't useful to us. Plus, at the time Tom Schweich was running for governor too, and obviously you don't want to have a candidate reach out to donors of your opponent. It's just not a professional thing to do. So I never utilized that list when I was there.

Q. Do you know if anyone -- do you have any knowledge of that Schweich list being used subsequently not by you?

A. I do not have any knowledge of that. It could have been, but I do not know.

Q. Okay. Do you know the origin of the Schweich list?

A. I do not. I do not.

Q. One of the other lists is referenced as EG

FNCE Prospects?

A. Uh-huh.

Q. The source of that list was Mason Fink; is that correct?

A. At the time that this was sent to me, to my recollection I did not know who Mason Fink was. It was later described that he was a Romney fundraiser from 2012, had a lot of national contacts and was helping Eric in some capacity. The e-mail that you see that's designated as Mason Fink's list, I was led to believe that he created it; that I remember when opening it it had a lot of donors that were viewed as national level type donors that contributed to races across the board, and I was led to believe that that was his personal fundraising list. I don't know why -- but I don't know when he gave it to the campaign or anything else. My first contact with it obviously was when Krystal Taylor e-mailed that list to me.

Q. But you would say it was a list of value?

A. Yes, absolutely.

Q. Did you know if there was compensation given to Mason Fink for this list?

A. I do not, no.

Q. Or do you know if there was or if it was given in an in kind fashion?

A. I do not know that.

Q. Lindsey Hodges, you stated you did not meet with her; is that correct?

A. No. I never met with her regarding the list. There was one person that came into the Greitens office one time and I don't recall if it was her or not. I want to say that it might have been, but I certainly never met with her about fundraising or The Mission Continues list which is what I was directed to do.

Q. So even though you were directed to perhaps use her as a resource, you chose not to?

A. Yes. And I don't remember -- but I don't remember the reason why I chose not to. I just don't recall.

Q. Do you recall meeting anyone else directly related to The Mission Continues?

A. Other than -- yes. There were a number of levels. One, the individual that I was working with through most of 2014, Dave Whitman worked out of The Mission Continues office and the Greitens Group office and they were located at the same place. You could say he was related.

Then there was board members, people like Tim Noonan I believe, I was led to believe was a board member at Mission Continues or was very active at

Mission Continues. Tim was in the Greitens office a couple of different times and I met him. So yes, I did meet people that were involved with the charity and I was led to believe were still involved with the charity.

Q. I think you stated there was a meeting on January 7 where you went through a Mission Continues donor list. Who was involved in that meeting?

A. So there were two meetings that we had specifically dealing with fundraising. I know the calendar invites are in the exhibits. Eric and I were involved in both meetings. I don't recall the other people there. I would like to say Danny Laub was in at least one of those meetings too. I just know Eric and -- Mr. Greitens and I were involved in both of those meetings.

Q. In those meetings there were specific Mission Continues lists that were reviewed?

A. Yes.

Q. Did you ever get a chance to look through the MEC listing?

A. At this time or in the past?

Q. Right. I know we had a little break. I didn't know if you had a chance to go back and go through it.

A. Not really. I glanced through it a little

bit.

Q. Did anything familiar jump out at you?

A. Certainly there's some payments --

REPRESENTATIVE BARNES: Representative, you're inquiring about Monu Joseph?

REPRESENTATIVE PIERSON: Yes.

THE WITNESS: Yes. There is an entry on 3/9/2015, two entries, one from Gray Arch Income Property and one from Monu Joseph. Both of those were from him. And there are documents proving that, but they've been withheld.

BY REPRESENTATIVE PIERSON JR.:

Q. I know Alex Rogers was another name that we talked about. Were you aware of any LLCs that perhaps were set up by that individual?

A. I am not aware. I do know again there is some e-mail traffic regarding involvement and how much he would raise, but those have been withheld.

Q. Krystal Taylor, when you first met her who did she work for?

A. The Greitens Group.

Q. Do you know who she -- anything about her former employment history?

A. Just from -- just from what I know from LinkedIn that she used to work at Mission Continues. I

don't have any direct knowledge of her time in Mission Continues, though.

Q. So she's a former employee of The Mission Continues?

A. As I understand, yes.

Q. And it's your understanding that after, I forget the gentleman's name, I think -- well, let me ask who was the person that she replaced at the Greitens Group?

A. A gentleman named Dave Whitman.

Q. That was the name. And she came on to the Greitens Group around what time frame?

A. I don't know the exact dates. I do know she was present at a number of strategy meetings and other political meetings that we held with Mr. Greitens in 2014. I don't know the exact time that I met her, but I know she was present in a couple of those. And she, as I understand, took over Dave Whitman's role whenever they separated -- whenever Dave Whitman and Mr. Greitens separated sometime in the fall of 2014.

Q. And did you know Mr. Greitens outside of the office?

A. In terms of?

Q. Just if you had a personal relationship with him?

A. Yeah. We'd grab lunch together. We never really hung out or anything, but we'd grab lunch together a number of occasions. Certainly I drove him down here for a series of meetings in January of 2015 to meet with elected officials and some other Republican activists. So yeah, I knew him outside, certainly outside of the Greitens Group office.

Q. What kind of person would you describe him to be?

A. Extremely ambitious and driven. A guy that doesn't like to lose at anything. Somebody that gives 100 percent and is very calculating and self-aware of how he comes across.

REPRESENTATIVE PIERSON: Thank you. Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Just a few additional questions.

FURTHER QUESTIONS BY REPRESENTATIVE BARNES:

Q. How much were you paid in January of 2015?

A. $4,000.

Q. Do you recall the name of The Mission Continues employee who created the list? You mentioned a couple times metadata. Do you recall the name of that employee?

A. I do not. The first time I heard the name was

with the investigator from the MEC when I testified there and she had asked if I knew this person. I don't recall the name.

Q. You testified earlier you believe the computers were owned by the Greitens Group. Do you have first-hand knowledge of that of who purchased those computers? Were the computers there when you showed up at the office?

A. At that time we only used our laptops. There was other office equipment, printers and things like that.

Q. Your own personal laptop?

A. I did.

Q. And Krystal Taylor's computer, when you arrived to work there, was her computer already there?

A. Yes.

Q. And you don't know who paid for her particular computer, do you?

A. No.

Q. Mr. Greitens, did he have his own computer at the time you arrived?

A. Yes, it was a laptop, a Mac.

Q. You don't know who purchased that particular computer?

A. No.

Q. The campaign paid for furniture?

A. Yes.

Q. Is that an ordinary campaign expense?

A. Is what?

Q. Is that an ordinary campaign expense?

A. For a state-wide campaign I think you could make the argument that it is.

Q. In your involvement with the campaign, did you witness Mr. Greitens publicly promise to run an open and transparent campaign?

A. Yes.

Q. Were there particular occasions on which?

A. Yes. A particular one that comes to mind in late fall of 2015, Mr. Greitens was very upset that a web video had been released. I don't recall the topic of the web video. But it was questioning his conservative credentials. As a result of that, he made a series of two phone calls to John Brunner when John was in Kansas City for a campaign event. There was a staffer who was with John Brunner at that time.

Q. Were you working for the Brunner campaign at this time?

A. I was at that time.

Q. Okay. Continue.

A. There was a staffer who was in the car with

Mr. Brunner by the name of Jill Noble. Jill overheard a lot of the contents of the first phone call between Mr. Greitens and Mr. Brunner. In that phone call, according to an affidavit that Jill had signed, Mr. Greitens was extremely irate with Mr. Brunner, challenged him to come down to his boxing gym and used some curse words. I don't recall the exact language of the affidavit. I can certainly supply it if needed. But because of that first phone call and Jill's experience, the decision was made I assume by her to record the second phone call that Mr. Greitens made to Mr. Brunner.

That phone call ended up making its way to the press by somebody in our campaign. And after that phone call made its way to the press, Mr. Greitens went on the Mark Reardon Show on KMOX in St. Louis and said that Mr. Brunner wasn't taking responsibility for his actions, that he lacked the courage to come here and sit down with Mark and face him and address questions about the situation. And what Eric said at that time was that he was going to run a positive campaign; that the campaign he was going to run was going to be transparent that you could see his donors and that essentially he was going to run a clean fully transparent campaign.

At that time, of course, I was under an NDA. The first time I spoke about any of this was to Missouri

Ethic Commission. Of course at that time when Mr. Greitens had that interview, I knew that that wasn't the case at all because I had had conversations with people associated with him in January and February and March when I was employed and working out of that office that I knew that I was led to believe that they were planning -- that they were planning on concealing donors in some way or having people associated with -- on their campaign having staff associated with on their campaign reach out and coordinate donors who would be operating to the contrary of what Mr. Greitens told Mark Reardon on his show.

Q. And I have one more question and I'll allow other members to ask additional questions as well if you have some additional ones. You testified earlier that Mr. Greitens in the course of meeting with you would have to -- this is a quote I wrote down -- formulate positions that were new to him. Can you explain that?

A. There was at least one session that we did just a general Q&A about different questions that he would probably get in a Republican primary, things having to do with social positions, say pro-life issues or guns, Second Amendment, or education. And during that Q&A session there was at least one that I remember in particular that he had to work through where he stood

on these particular issues, issues that you would get with a lot of Republican primary voters.

So it kind of led me -- it kind of reinforced what I already knew that, one, this whole new process as a candidate, of course, was new to him but, two, he wasn't coming from a philosophical benchmark on his political positions. And he had met with some other people that we introduced him to throughout 2014 but there was a person that we coordinated Mr. Greitens and her to meet, name was Jennae Neustadt, ended up working at the governor's office for him. She helped him a lot with policy formulation. There was a lobbyist as well involved in that, Shawn Ferry (phonetic spelling) and John Lamping. Those three helped him formulate his conservative positions during that same time period in January, February, March -- January and February in particular of 2015.

Q. What do you mean formulate?

A. Come up with answers that would be -- come up with answers that would be acceptable to a Republican primary voter.

Q. Whose answers were they when they were formulated?

REPRESENTATIVE LAUER: I'm sorry?

BY REPRESENTATIVE BARNES:

Q. Whose answers were they when they were formulated?

A. I was not in the sessions with Jennae, John Lamping and Eric, but I know that when I was working with him in the Q&A sessions that he and I would talk through them together and where the base was on a particular issue, you know, what the general conservative voter would generally hear from a candidate that's running for a high office in the state. So certainly myself, Mr. Greitens and Mr. Bobak as well would have been involved in that particular session that I'm speaking about right now.

Q. In your experience, is that typical for a candidate to have to be explained such positions?

A. Usually when you decide to run for a particular party you already know the platform of that party. Mr. Greitens was not really familiar with those issues. With that said, with candidates you always work through messaging points and help them develop a concise message on particular issues.

REPRESENTATIVE BARNES: Is there anyone else who has further questions? I'll try and go in order.

REPRESENTATIVE PHILLIPS: I would like to.

REPRESENTATIVE BARNES: Yes, sir. Representative Phillips.

REPRESENTATIVE PHILLIPS: Thank you.

FURTHER QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. I'm gathering you're a strong Republican?

A. Yes.

Q. I assume you have been all of your young life?

A. I've always been a Republican.

Q. As a contract political advisor, have you ever worked for a Democrat?

A. No, never as a -- never as a paid.

Q. How were you approached by the Greitens people about coming on board with them initially?

A. So I had a mutual friend who had known Eric from a number of years ago. His name was Tyler Holman, somebody I'm still friends with. At the time in 2013, we had started to hear rumors that Mr. Greitens was looking to run for office as a Republican. We weren't entirely sure which office he was planning on running for. It was merely just rumors. Tyler had set a meeting up between myself, David Barklage, Mr. Greitens and Dave Whitman. He actually gave me -- I can't remember how the initial meeting or initial outreach happened. Either I contacted Dave or Dave contacted me.

From that initial meeting, from that initial outreach, we met -- we then met at the Greitens Group office which was located where The Mission Continues

office was located and that was in December of 2013. So the initial outreach happened because we had a mutual friend, Tyler Holman.

And we had been told at the time that Mr. Greitens was receiving advice from Ed Martin who was I believe at that time the current Republican party chairman. And again, we had been told then that Ed was trying to engineer a deal with Mr. Greitens and himself that Ed would provide support, network and help for Eric in exchange for Eric agreeing to Ed that he would run his governor's race in 2016. And we were led to believe that Eric was very uncomfortable with that arrangement, and that was kind of when we were brought into the picture. And our first meeting occurred in December of 2013.

Q. Okay. So you were contacted by the Greitens campaign. You didn't contact the Greitens campaign; is that what your testimony is?

A. I don't recall the initial outreach whether it was me to Dave Whitman or Dave Whitman to myself, but I do know that Tyler Holman was the one that put us both in touch.

Q. You being a life long Republican and an interest in seeing the party succeed and having knowledge that Mr. Greitens was a Democrat for an

apparently good while, why in the world would you go to work for him? I don't understand your desire to even be employed by him.

A. Well, certainly when you come across a candidate that had a resume that he did it makes for a powerful narrative. It was a great candidate profile. Somebody who had served in the military that ran a respectable organization, and on the surface on paper it is certainly -- it certainly presents itself as a great profile for a potential candidate for office.

I wanted to believe -- A lot of candidates have conversions in beliefs, and I certainly wanted to believe that his was sincere. And at the time I didn't know what his true intentions were. Later on in 2014 it was always kind of -- we were always kind of led to believe that he was looking at either governor or lieutenant governor. At the time I had done a lot of work for Lieutenant Governor Peter Kinder. In a very, very small circle I had known that the lieutenant governor wasn't going to run for re-election. I had no idea that he'd end up running for governor. At the time I knew that he wasn't planning on running for re-election. I did believe that Eric could have made great lieutenant governor for the state, and it's a job that gives him a natural segue into Republican party

politics because of his veterans background and the lieutenant governor is veterans advocate and so he could use that office to kind of prove that he had these conservative credentials that he said he did and also help build the party and network and make sure that he was building these relationships with people around the state. Obviously that advice wasn't heeded at all.

But I went to work for him because I believed in him. I believed that the conversion was sincere and I didn't -- I also didn't know at the time the extent of how he met with senior Democrat officials in Washington, D.C. in 2008 or 2010; that he actively tried to get them to recruit him to run for office at that time.

I didn't know about the web domains he took out in 2008 or 2010, the Greitens for President and the Greitens for America, the Greitens for Governor. I had no idea about any of those web domains. A lot of that I learned later on. Initially I certainly believed in him and that's why I wanted to help him.

Q. Earlier I think you testified that you were doubtful that, I'm putting that word in the sentence, I don't think that's exactly what you said, I think what you meant was you were doubtful about the odds of him becoming governor; is that right?

A. Yes. Yes, he was a virtual unknown to

Republican party donors.

Q. He's a rising star in a resume, but yet you knew that the odds of him becoming governor were slim. And then you knew on day one, if I understood your testimony right, when you first met with Governor Greitens that you were very skeptical then about whether or not he truly was a Republican; is that right?

A. Maybe the right word isn't very skeptical, but certainly I approached the meeting with some skepticism because up until this point we didn't --

Q. From the Republican candidates that you had worked with in the past, he was vastly different. I think we all agree on that.

A. Yes.

Q. So I guess the part that I'm wondering about is why again would you stay there? Why wouldn't you bow out early if you sensed this is not going to work out? You don't even have to answer that one.

But how long of a span was there from the time you departed Greitens campaign and became involved in the John Brunner campaign? How many months was that or weeks?

A. The first time it was August when I first was paid by John Brunner, the first time I did any sort of substantial work. There might have been some things --

I knew the people that were running his campaign. There were some guys out of Springfield who had been in charge of it. There really wasn't much that I would have done before August, though. August was when I started full time.

Q. Were you in communication with his campaign at anytime while you were -- his campaign or him or his people while you worked for Eric Greitens?

A. I was not involved. I was not in communication with John Brunner at all. I had met him briefly a couple times before that but had never spoke to him about employment or anything else. Now, the people that I was associated with, some other consultants, which is why the separation between Mr. Greitens and myself happened, they were in communication with John on some issues but it wasn't me directly with John Brunner, but I don't know and I'd have to -- I just don't know and I don't know if they were -- I don't think they were getting paid at that time either by Mr. Brunner. I think, as consultants do a lot, I think they were in communication with a number of different candidates. The people I mentioned, Robert Knodell and David Barklage, I know David had a number of conversations with Catherine Hanaway too. That's just kind of a, yeah, standard operating procedure for some

consultants.

REPRESENTATIVE PHILLIPS: Thank you. Thank you, Mr. Chair.

REPRESENTATIVE MITTEN: I'm good. Thanks.

REPRESENTATIVE BARNES: Representative Lauer.

REPRESENTATIVE LAUER: Yes, sir, just a few questions. Thank you, Mr. Chair.

FURTHER QUESTIONS BY REPRESENTATIVE LAUER:

Q. When you were talking about his demeanor about being controlling and ambitious and self-aware, and so forth, what was he like as I'll use the term office manager? Working with him in the office, what was that like?

A. Very structured. I didn't really meet with him. There were times that I would come into the office to ask him a question or something like that. I didn't meet with him to discuss a particular issue unless there was a scheduled time on the calendar to. So extremely very structured.

Q. You spent four days a week in the office, is that right, that was part of the agreement?

A. Yes. And maybe some weeks it was just three days. Generally our agreement was four days and most weeks it was.

Q. During the time you were there, even though

you may not have had contact with him, was there any sort of indication as to how he might be managing that?

A. So at the time he was also -- he also had a book launch that he was preparing for. Mr. Greitens is somebody that's, like I said, is very structured and, you know, he was a motivational speaker, motivational leadership speaker as well. A lot goes into that especially with him. There's a lot of rehearsals and things like that that he goes through. There's a process to everything that he does.

So he was focused on other things as well and not just politics at that time is what I'm trying to answer.

Q. So when you were working with him as part of the Greitens Group I assume, then were you involved in any of the initiatives regarding his book or The Mission Continues as far as veterans, the book, the PR things? How did that all work?

A. That was very, very limited of what I was involved with. They invited me to the book launch that they had in St. Louis and they wanted me to invite a bunch of political people to it, which I did.

Q. What was the purpose of that?

A. It was the release of his latest book called Resilience, and there was an event at the St. Louis

Public Library in March, in early March 2015, and he wanted me to reach out to a number of local political people to invite them. I did.

So in terms of overlap between Greitens Group and the promotional stuff, there was little stuff like that that I did.

Q. With you being the fundraiser and him asking for political guests to come, one might think there was an association there of trying to get donor money?

A. Sure, absolutely.

Q. All right. And then I just want to go back to the campaign itself and we were talking about transparency earlier. Were there things that you were told that were not transparent or to be concealed that would have impacted his campaign?

A. So he had me sign an NDA the first day that I was working out of the office. So it was expected that I wouldn't discuss probably confidential information with anybody unless compelled to. But in terms of other things that he wanted to conceal, I think there was a lot that he didn't want information to get out on. And take, for instance, say Op Re files or things like that.

Q. I'm sorry? What?

A. Opposition research files or files where you do an assessment on a candidate running and you assess

their vulnerabilities, something like that, or maybe a background information on his -- other background information on his past or -- Certainly, yeah, certainly there's other information that I think he would have wanted to conceal.

Q. What were the terms of the confidentiality agreement?

A. I don't have it in front of me. I know it was quite extensive.

REPRESENTATIVE BARNES: If I might, Representative, we have -- I believe the agreement was provided to us. It's not in the packet that was put together.

REPRESENTATIVE LAUER: Thank you. I'm done.

THE WITNESS: Also just to add to my earlier answer, another thing is our Q&A sessions that we had, things where we were helping him with his positioning and the Republican platform and our conversations. There's a lot of things like that that they didn't want to ever share or let out in the public.

REPRESENTATIVE LAUER: I really appreciate you being so forthcoming and making sure we're very clear on that. Thank you.

REPRESENTATIVE BARNES: Representative Austin.

REPRESENTATIVE AUSTIN: Thank you.

FURTHER QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. So you had an NDA with Eric Greitens, correct?

A. I did.

Q. Did you have an NDA with John Brunner?

A. No.

Q. Have you ever signed an NDA with any other candidate that you worked for?

A. To my knowledge, no.

Q. You testified that Jill Noble signed an affidavit. Under what circumstances would she be signing an affidavit or asked to sign one?

A. There was a situation. It was -- I believe it was the same interview that Mr. Greitens had with Mark Reardon, and in that interview Mark Reardon said that they, in terms of the Brunner campaign, said that there was an earlier phone call that precipitated the phone call that ended up in the media.

Eric, after Mark said that, said that is a lie from them. I don't know the exact quote. He said that is a lie from them, Mark, that is an absolute lie. The reason the phone call was recorded in the first place was because the first phone call was of a pretty threatening nature. I guess the calculation was made in the car at the time that they wanted to have a record of the second phone call. And from that phone call John, I

think if I remember correctly, Jill had sent the phone call to John. John then sent it to a group of campaign people and it got out. I was not the one that leaked it. Kevin McDermott from the Post called me when I was in Troy, Missouri and said he had a copy of it and then I had to deal with it. It was not a fun thing because it made both candidates look really bad.

Anyways, the affidavit was signed as a response to Mr. Greitens' claim that we were lying about that, and we issued the affidavit plus produced John's phone records showing the phone calls made from Eric to John.

Q. And regarding the documents that are the subject of the subpoena you received from this Committee, why did you keep those documents?

A. So it's really just a personal thing. I save a lot of stuff. I organize it in my files and up until the subpoenas -- obviously the donor lists and a lot of this information I never gave to the Brunner campaign. I was still under an NDA until the MEC subpoenaed me on a lot of this information. But why I held onto it, obviously it wasn't used politically in the primary for John. I doubt they knew any of this stuff even existed. But I held onto it just because it's something I do. I catalog stuff. I save it. And if there's documents

that I create, like I say, a fundraising plan, I'll copy that as a template and use for other candidates.

Q. Can you say the same for other campaigns you've worked on, you've kept their documents too; is that what you've done?

A. Yes. Obviously I never expected them to be subpoenaed and produced to many different agencies and everything.

Q. Okay.

A. Yes, I generally save and organize a lot of files that I work on for other candidates.

Q. You would have documents from the Brunner campaign when you worked on that. You'd have documents from -- and I forgot who else you said you worked for.

A. Kurt Schaefer.

Q. Yeah. Kurt Schaefer. You'd have documents from their campaigns too?

A. Absolutely. Rick Stream, Peter Kinder, yeah, a lot of local candidates I worked on as well.

REPRESENTATIVE AUSTIN: Thank you.

REPRESENTATIVE BARNES: Representative Rhoads.

REPRESENTATIVE RHOADS: Nothing else.

REPRESENTATIVE PIERSON: Nothing, Mr. Chair.

FURTHER QUESTIONS BY REPRESENTATIVE BARNES:

Q. One final question. Do you believe it's in

your financial interest to be here today?

A. No, not at all.

Q. The opposite?

A. Yeah. As I said, my clients don't know that I'm here, and I'm here to produce the documents under subpoena. Yeah, it's not my decision to be here.

REPRESENTATIVE BARNES: Thank you. Thank you for your testimony. Can we excuse this witness? Thank you.

(Witness excused.)

REPRESENTATIVE BARNES: Let's take a short break while they go to the door.

We're back. So the first motion I will make is to send notice of a meeting for -- to close a meeting scheduled from Friday, March 23 in this location at 10:00 a.m. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Chairman Barnes.

REPRESENTATIVE MITTEN: Wait a second. So we're going to do 10:00 a.m. on Friday?

REPRESENTATIVE BARNES: Unless you want to be here at 8:00 a.m. on Friday.

REPRESENTATIVE MITTEN: I have an 8:30 a.m. appointment. I'll see if I can reschedule that.

REPRESENTATIVE BARNES: Let's do noon. Let's do noon. That's easier for everyone. 10:00 a.m. makes

you leave at 6:00 a.m. Actually let's do 12:30 so everyone can eat lunch someplace other than here.

REPRESENTATIVE MITTEN: Thank you, Mr. Chair.

REPRESENTATIVE BARNES: I now move to close the hearing for 12:30 p.m. next Friday, March 23, at this same location. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Chairman Barnes.

REPRESENTATIVE BARNES: Aye.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson.

REPRESENTATIVE PIERSON: Aye.

REPRESENTATIVE BARNES: By your vote seven aye, zero no to close the meeting next Friday, 12:30 p.m. I now move that the Committee authorize a subcommittee of myself, Representative Austin and

Representative Mitten to interview Mr. David Whitman who is currently located at the federal penitentiary in Springfield, Missouri and for whom recording devices are not allowed into those interviews except with special permission of the warden which I believe we can get but I think that's a somewhat lengthy process. At this point in time I think it would behoove us to go have a conversation first before deciding whether it makes sense to have a court reporter there to take it down. Any discussion on that motion?

REPRESENTATIVE LAUER: So it cannot be recorded in any fashion?

REPRESENTATIVE BARNES: You are prohibited from -- Unless you have special dispensation from the warden, you are prohibited from being recording devices into the facility.

REPRESENTATIVE LAUER: How would that be recorded?

REPRESENTATIVE BARNES: We will come back to the Committee with a summary of what he tells us in that meeting and potentially if he has relevant information for our Committee then we will follow up with a recorded statement of some sort if not --

REPRESENTATIVE MITTEN: A request for special dispensation.

REPRESENTATIVE BARNES: -- if not a signed declaration on the day that we go down there. Further discussion on said motion?

REPRESENTATIVE PIERSON: And he will be, of course, under oath?

REPRESENTATIVE BARNES: When we have him without the special dispensation, he's not going to be.

REPRESENTATIVE PIERSON: So he's not under oath without the special dispensation?

REPRESENTATIVE BARNES: This is just an initial meeting to see if he has information relevant to the investigation.

REPRESENTATIVE MITTEN: An informal interview.

REPRESENTATIVE BARNES: It is an informal interview to determine whether we need a formal interview to go through the process of getting a court reporter into the federal penitentiary in Springfield.

REPRESENTATIVE MITTEN: But it's also possible -- Mr. Chairman, if I might just reiterate. I think think it's also possible that if the subcommittee believes that there is some information that could be obtained by way of a sworn affidavit that we could just get then and there, that's another possibility.

REPRESENTATIVE BARNES: Yes. Our intent is to report back to the Committee rather than go through this

lengthy process where we have to get the warden's special permission and then -- I don't know if all of us could even get in there for this purpose. My understanding from speaking to the public information officer in the facility is that they've never had anything like this done which should not be surprising. There's never been a committee of the Missouri House to interview a witness at the federal penitentiary in Springfield, Missouri.

REPRESENTATIVE AUSTIN: They've had lawyers there depose.

REPRESENTATIVE BARNES: They've had lawyers there. But the question is there are so many of us. They're nine people to come in, bring a recording device. That presents a different sort of thing that they've never done before.

REPRESENTATIVE MITTEN: Something they're not logistically prepared for.

REPRESENTATIVE BARNES: They're not logistically prepared for. So I now move that the Committee grant permission to Representative Austin, myself and Representative Mitten and I believe Mr. Curchin is going to be with us for said interview on Friday. So I now move.

SECRETARY CURCHIN: Chairman Barnes.

REPRESENTATIVE BARNES: Aye.
SECRETARY CURCHIN: Phillips.
REPRESENTATIVE PHILLIPS: Aye.
SECRETARY CURCHIN: Mitten.
REPRESENTATIVE MITTEN: Aye.
SECRETARY CURCHIN: Lauer.
REPRESENTATIVE LAUER: Aye.
SECRETARY CURCHIN: Austin.
REPRESENTATIVE AUSTIN: Aye.
SECRETARY CURCHIN: Rhoads.
REPRESENTATIVE RHOADS: Aye.
SECRETARY CURCHIN: Pierson.
REPRESENTATIVE PIERSON: Aye.
REPRESENTATIVE BARNES: Finally, there is some question about this Committee's authority to issue a subpoena to force either a Mr. Dan Laub or anyone associated with The Mission Continues in Manhattan to appear before us here in Missouri. One potential solution to that is to take a deposition. There's a statute that authorizes the speaker to deputize a member or even a non member to take a deposition for any purpose to be used in the House of Representatives. So I want the Committee to vote on said authorization if necessary to interview Mr. Laub or someone from The Mission Continues for that limited purpose.

REPRESENTATIVE LAUER: He would not be able to come here?
REPRESENTATIVE BARNES: We don't know the answer to that question yet. It's if he would not come here, refuse to come here, I want to offer up the possibility that if they deem that to be too costly and time consuming, then we will say fine, we will come to you so that there's no great excuse not to speak with us. Further discussion of the motion? Seeing none I so move. Mr. Curchin, please call the roll.
SECRETARY CURCHIN: Chairman Barnes.
REPRESENTATIVE BARNES: Aye.
SECRETARY CURCHIN: Phillips.
REPRESENTATIVE PHILLIPS: Aye.
SECRETARY CURCHIN: Mitten.
REPRESENTATIVE MITTEN: I'm sorry. But what are we voting on here?
REPRESENTATIVE BARNES: Let's back up.
REPRESENTATIVE MITTEN: We're basically saying that the chair -- that should the New York witness refuse to come to Missouri that we would -- we're authorizing the Committee or the chair to either travel to New York to interview or deputize somebody else -- travel to New York for a deposition or deputize somebody in New York to take said deposition; is that what we're

voting on?
REPRESENTATIVE BARNES: Yes. And my inclination it would be myself and perhaps another member of the Committee if someone else would choose to do so. The same is true for Mr. Laub who I believe is in Virginia at this point.
REPRESENTATIVE MITTEN: I just want to make sure I know what I'm voting on. Aye.
REPRESENTATIVE BARNES: That was an aye. Was that an aye?
REPRESENTATIVE MITTEN: Yeah.
SECRETARY CURCHIN: Lauer.
REPRESENTATIVE LAUER: Yes, indeed.
SECRETARY CURCHIN: Austin.
REPRESENTATIVE AUSTIN: Aye.
SECRETARY CURCHIN: Rhoads.
REPRESENTATIVE RHOADS: Aye.
SECRETARY CURCHIN: Pierson Jr.
REPRESENTATIVE PIERSON: Aye.
REPRESENTATIVE BARNES: By your vote of seven ayes, zero nos, you have approved the motion. That ends today's hearing.
(Off the record.)

CERTIFICATE OF REPORTER

I, Beverly Jean Bentch, CCR No. 640, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing questioning was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this questioning was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Beverly Jean Bentch

Beverly Jean Bentch, CCR No. 640

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

MS. KRYSTAL PROCTOR

MARCH 27th, 2018

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APPEARANCES

Mr. Jay Barnes, Chairman
Mr. Alex Curchin, Senior Counsel/Legislative Director
Representative Don Phillips
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:

Ms. Alix Hallen
Mr. Bryan D. Scheiderer

The Court Reporter:

MS. LISA BALLALATAK, CCR
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(The hearing commenced at 12:16 p.m.)

MR. BARNES: I now call to order the House Special Committee on Investigative Oversight.

Mr. Secretary, please call the roll.

MR. CURCHIN: Representative Barnes.

MR. BARNES: Here.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Here.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Here.

MR. CURCHIN: Lauer.

MS. LAUER: Here.

MR. CURCHIN: Austin.

MR. AUSTIN: Here.

MR. CURCHIN: Rhoads.

MR. RHOADS: Here.

MR. CURCHIN: Pierson, Jr.

MR. PIERSON: Here.

MR. BARNES: All are present. I now move that we close this here meeting. All those in favor will vote yes.

Mr. Secretary, please call the roll.

MR. CURCHIN: Barnes.

MR. BARNES: Aye.

MR. CURCHIN: Phillips.

MR. PHILLIPS: Aye.
MR. CURCHIN: Mitten.
MS. MITTEN: Aye.
MR. CURCHIN: Lauer.
MS. LAUER: Aye.
MR. CURCHIN: Austin.
MR. AUSTIN: Aye.
MR. CURCHIN: Rhoads.
MR. RHOADS: Aye.
MR. CURCHIN: Pierson, Jr.
MR. PIERSON: Aye.
MR. BARNES: By your vote, seven ayes, zero no, you voted to close today's hearing. I now move to close Thursday's hearing, which will be held in the Capitol via Skype with Mr. Spencer Kympton, the CEO of The Mission Continues. He will be in Washington, D.C. All those in favor vote yes.
Mr. Secretary, please call the roll.
MR. CURCHIN: Barnes.
MR. BARNES: Aye.
MR. CURCHIN: Phillips.
MR. PHILLIPS: Aye.
MR. CURCHIN: Mitten.
MS. MITTEN: Aye.
MR. CURCHIN: Lauer.

MS. LAUER: Aye.
MR. CURCHIN: Austin.
MR. AUSTIN: Aye.
MR. CURCHIN: Rhoads.
MR. RHOADS: Aye.
MR. CURCHIN: Pierson, Jr.
MR. PIERSON: Aye.
MR. BARNES: By your votes, seven aye and zero no, you voted to close Thursday's meeting with Mr. Spencer Kympton, which will take place in a House hearing room at 8:00 a.m.
And with that, I believe our sergeant at arms has gone to notify the witness that we are ready for her.
Good afternoon. Thank you for being here.
MR. BARNES: First let's administer the oath.

KRYSTAL PROCTOR,

being first duly sworn, was examined and testified as follows:

EXAMINATION

BY MR. BARNES:

Q. Thank you. Can you state your name.
A. Krystal Proctor.
Q. And did you formerly go by Krystal Taylor?

A. Yes.
Q. And, Ms. Proctor -- can I call you Ms. Proctor?
A. Uh-huh.
Q. Have you ever given testimony in a deposition before?
A. I have not.
Q. Okay. So just -- this is a conversation, but it's a conversation that's a little bit strange because we have someone here recording. This is not a deposition, but it is like a deposition because we have a court reporter here and there are a few ground rules. Number one is you can't -- when you're asked a question, nodding your head yes or shaking it no will not do; you have to say "yes" or "no" so that she can get a record. Do you understand that?
A. Yes.
Q. Okay. And if anyone asks a question that you do not understand, please just ask them to stop and restate the question, because it doesn't make any sense for us to be asking questions that are confusing to you, and you're giving an answer that -- you think they're asking one thing, and you're giving this answer, but they're actually

asking something else.
A. Okay.
Q. And if you need to stop for any reason, just let us know. The way this is going to work is, generally, I start with sort of a broad overview, and then we will go in order. The vice chairman will ask questions, the ranking member will ask questions, and then we'll go in order of legislative seniority. So there's seven of us. I apologize; it takes some time, obviously. Some people will hit on points that I might have missed.
A. Okay.
Q. Okay. Ms. Taylor, can you tell us -- for the record, you have counsel here, and if they want to note their presence or the record.
MR. HAMMER: Sure. Thank you very much. My name is Mark Hammer, last name is H-a-m-m-e-r, attorney for Ms. Proctor.
MS. CHIRAVOLLATTI: Nicole Chiravollatti, also attorney for Ms. Proctor.
MR. BARNES: Thank you. Thank you for being here this afternoon. Sorry we're a little bit late. We were voting on budget bills.
Q. (By Mr. Barnes) Ms. Proctor, how long have you known Eric Greitens?

A. I have known him since January of -- well, I guess before January 2011, but I started working for him in January of 2011.

Q. Okay. And how long before you started working for him?

A. Probably a couple of months before that, I was interviewing for the position.

Q. So it was just through the hiring process that you met him?

A. Yes.

Q. Okay. And so you started in January 2011. For whom did you work when you started in January 2011?

A. So when I was hired in January 2011, I was a dual employee of The Mission Continues and the Greitens Group.

Q. And how much of your work was spent on the Greitens Group?

A. Probably -- it probably changed, you know, from time to time, but, generally, it was 50/50.

Q. And so the other 50 would be The Mission Continues?

A. Yes.

Q. And that was as you -- right when you started?

A. Yes.

Q. And generally throughout the time period in which you worked for Mr. Greitens, it was in that dual capacity?

A. Yes.

Q. And how long was it that you worked for him in that dual capacity?

A. So I worked for The Mission Continues and the Greitens Group, splitting my time up until the summer of 2011 -- sorry, 2014.

Q. Okay. July 1st, 2014, does that sound right as a final day of employment with -- under The Mission Continues?

A. I don't know the exact date, but when Eric stepped down as CEO of The Mission Continues, I left The Mission Continues with him.

Q. And -- so summer 2014 --

A. Yes.

Q. -- is when your employment with The Mission Continues ended?

Do you recall who paid -- what equipment did you use when you paid -- when you worked for -- and I'm glad you caught it in my question earlier, because I said, When did you work for Mr. Greitens, and you answered with, I worked for the Greitens

Group and The Mission Continues.

A. Uh-huh.

Q. When you were dual employed by The Mission Continues and the Greitens Group, starting in 2011, what type of equipment did you use?

A. When I started in 2011, I had, like, a desktop computer, I believe.

Q. Do you know who paid for that desktop?

A. I do not know. It was just -- you know, I came in that day, and it was there -- the first day I started. If -- yeah, so I do not know.

Q. And "I do not know" is an acceptable answer to any question. If you do not know the answer, I would prefer you say, I do not know, than to make something up or try to please us with an answer that you don't know to be the truth.

A. Okay.

Q. Do you know -- was that computer replaced at any time?

A. Yes. I mean, I worked for him for five-plus years, so I had a variety of computers over the course of that time. I do -- I don't remember, like, the exact year or month or date of when I would have gotten a new computer, but I did get a new computer at some point.

Q. And do you know which organization paid for that computer?

A. I do not.

Q. Okay. Do you know the breakdown of your paycheck, in terms of which organization was paying how much?

A. I can't tell you, like, the specific amount -- I just don't remember -- but I do know that The Mission Continues was paying -- was paying for more of my salary than the Greitens Group.

Q. When you say "more of your salary," explain that -- and, again, I understand you're not going to know to the penny how much you were making every month, but did you get one check or more than one check every month?

A. So I got two checks -- two separate checks. So one came from The Mission Continues and one came from the Greitens Group.

Q. Do you know what the proportions of those checks were -- I don't want to put words in your mouth, but I think you just said what The Mission Continues paid is a higher amount. Do you know what the approximate proportion of the checks was?

A. I do not know. I could guess, and I'd say it's probably something like 60/40 or 70/30 --

70 percent of my pay coming from The Mission Continues.

Q. Do you still have any pay stubs from that period of time?

A. I doubt it. I'd say -- you know, I -- because my bank account is also closed, because when I got married, I joined bank accounts with my husband, so I doubt I have anything.

Q. Would you mind looking if you -- just to see and get back to us if you do, in fact, have that information?

A. Uh-huh.

Q. Thank you. What were your duties as an employee of -- let's start with The Mission Continues. What were your duties as an employee of The Mission Continues?

A. So when I was hired in January of 2011, I think my title was administrative assistant. At some point over the course of that year, I became an executive assistant, and so my job in both roles was to maximize Eric's time. And so with The Mission Continues, maximizing his time would have meant, you know, scheduling meetings, booking his travel, working with a development team to ensure that he had, you know, the appropriate amount of donor calls

or donor meetings on his calendar. Those are -- that's sort of the bulk of my job -- and ensuring he was prepared for every meeting.

Q. Okay. And what was -- what were your duties for the Greitens Group?

A. So for the Greitens Group, it was similar, so -- then my role was really to maximize his time. So I would have been scheduling any meetings, any travel. He traveled a lot for speaking engagements, so I would have been coordinating the logistics for some of those engagements and speeches. And then we also had a series of book tours, so I would have been coordinating with our publisher as well. And that's probably -- I mean, that was really the bulk. It was coordinating logistics and travel and things.

Q. So how did that work in terms of deciding -- what was sort of your first -- when you're making his schedule, what was the impetus to make his schedule for an event?

A. I'm sorry. What do you mean?

Q. So -- let me back up. So he would book a speech; right? How did you coordinate -- what was the process by which you coordinated his schedule between the Greitens Group and The Mission Continues?

A. So the process for coordinating his schedule between the two organizations -- so, typically, I would work with Dave Whitman, who was Eric's managing director back in January of 2011, and, you know, Dave would communicate to me if he was able to book or contract a speaking engagement, and he would give me that information of what the company -- what the company was called and where the company is based or where Eric would be flying to speak, and so those engagements would go on the calendar. And then, typically, I would then communicate, you know, to the development team, Eric is going to be in Florida for a speaking engagement; you guys probably want to use this opportunity to set up some donor meetings, and I was maximizing his time in that way.

Q. So the development team, that would be The Mission Continues development team?

A. Yes.

Q. Okay. And was that the typical way it worked, is that Mr. Whitman would book a speech -- or some sort of event, tell you about it, and then it was that Mr. Greitens is going to be in this location at a certain time; let's not waste time; let's be as efficient as possible? Is that a fair

recitation of how it went?

A. Yes, typically. He also would have big -- if there was a really large donor or a really large corporation that was interested in The Mission Continues, that might be something that was put on the calendar on his own.

Q. And then if that -- if The Mission Continues' large donor or corporation was put on the calendar on his own, would you, in turn, talk to Mr. Whitman and try to get some sort of speaking engagement arranged around that donor or corporate event?

A. I mean, typically, that is a harder transition to make, because he -- I don't think that Dave -- now, I don't know that -- I don't know how Dave did his job, but I don't think that you could go to a company and say, Hey, you know, our CEO is going to be in Florida; can you hire him for a speaking engagement? So it didn't necessarily work that way; however, that's not to say if he was traveling for The Mission Continues, that he wouldn't do, like, Greitens Group work.

Q. Okay. Do you know -- were you involved at all with travel expenses? For Mr. Greitens.

A. Typically, when he would come back from

traveling, he would hand me a stack of receipts, and I would give them to the appropriate person who was in charge of kind of handling those or booking those expenses or --

Q. By "appropriate person," do you mean someone from The Mission Continues?

A. Yes. There would have been someone from The Mission Continues and someone from the Greitens Group.

Q. Do you know if those expenses were shared, or did one organization or the other take the brunt of them?

A. I mean, that, I do not -- I don't know. I wasn't traveling and, you know -- and putting those expenses on credit cards.

Q. So let me ask it this way. With whom did you -- to whom did you give the travel expenses? Did you give the same set of documents to both individuals or separate sets of documents?

A. Typically, there would be receipts that were charged to the Greitens Group credit card, and there would have been receipts that were charged to The Mission Continues credit card, and so there were two sets of documents that would go to two separate people.

Q. Okay. And you didn't have anything to do with the decision as to what to charge to whom; correct?

A. Typically not. Now, if I was booking a hotel room or something, I would know, generally, if he was traveling for The Mission Continues or for the Greitens Group, and I would, you know, book the hotel under that -- the appropriate credit card.

Q. In the event of a dual event, where you explained that there would be a speech booked, and then The Mission Continues events created around that speech, whose -- which organization's credit card would be used, typically, to pay for the expenses?

A. Typically, if he was traveling for a speaking engagement and he was, you know, traveling for that purpose, the hotel expense, the flight expense would go on the Greitens Group credit card.

Q. And so is it your belief and testimony that the only hotel and travel expenses charged to The Mission Continues were for events that were solely The Mission Continues?

A. I believe so, yes.

Q. Okay. To your knowledge, did The Mission Continues ever purchase books that Eric had written?

A. So I recall there being a conversation around how The Mission Continues could use the book to promote the organization, because the book is, you know, about Eric's life, and then sort of ends on The Mission Continues -- that's the final chapter of the book, and so it's my understanding that they -- they found that to be a good promotional tool for the organization, and so I recall a conversation around using books to, you know, hand to donors as a good intro to Eric and The Mission Continues, but I do not know the arrangement of how those books were -- you know, were bought or purchased or ...

Q. Were they -- do you know if they were purchased by the Greitens Group?

A. I don't know.

Q. Okay. And so you -- and you didn't have access to The Mission Continues financing or -- so you wouldn't know about The Mission Continues books; is that fair to say?

A. Yes. Yes. I did not do the finances.

Q. Did you ever witness pushback from The Mission Continues employees about expensing by Mr. Greitens towards The Mission Continues?

A. What do you mean? Sorry.

Q. So -- a hypothetical arrangement, for example, would be that Mr. Greitens had used the credit card for a purchase, and what I'm asking is, did you ever have a situation like -- such a situation -- receive pushback from employees from The Mission Continues about Mr. Greitens' use of The Mission Continues resources?

A. I don't believe so, no.

Q. In your role as the administrative assistant and then executive assistant, did you work at the direction of Mr. Greitens?

A. Yes.

Q. And so actions you took, if it was a big deal, it would have been at his direction; is that fair to say?

A. Yes.

Q. I provided you and your counsel with a set of documents, and I believe --

MR. BARNES: Do you have stickers?

THE REPORTER: I do.

(Discussion off the record.)

(Exhibit 12 was marked for identification.)

Q. (By Mr. Barnes) Do you recognize this document -- I'm sorry. Let me back up, because we

went off the record.

You've been handed what's been identified as Exhibit No. 12. Do you recognize this document?

A. I do. I recognize it.

Q. And what is that document?

A. I believe it's The Mission Continues' nondisclosure agreement.

Q. And did you sign that nondisclosure agreement?

A. I do not remember signing it, but I -- I see here that I did sign it.

Q. Is that, in fact, your signature?

A. Yes.

Q. And to the best of your knowledge, is that a fair and accurate representation of your signature and the nondisclosure agreement from The Mission Continues?

A. Yes.

Q. I now direct you to the next document in the stack, and this document has been previously marked -- not that particular document, but that is -- as Exhibit 3 in our binder. I want to use the same numbers, and I'm highly confident that it is the same Exhibit 3 that we had earlier.

Is there any objection to using the old

number, even though we don't have the original?

MR. HAMMER: So do we want to make this document, which I've now just put the sticker 13 on it, actually Exhibit 3?

MR. BARNES: We want to make it Exhibit 3.

(Discussion off the record.)

(Exhibit 3A was marked for identification.)

(Exhibit No. 13 was marked for identification.)

Q. (By Mr. Barnes) You've been handed what's been marked as Exhibit 13. Do you recognize this?

A. I do.

Q. And what is this?

A. This is an e-mail from Lori Stevens, who at the time, I believe, was the vice president of development for The Mission Continues, and she is e-mailing Eric a set of call lists and donor lists and some other documents.

Q. And did you receive that e-mail?

A. Yes. I was cc'd on the e-mail.

Q. And to the best of your knowledge here today, is that a fair and accurate representation of the e-mail that was sent from Lori Stevens to you and others on May 8th, 2014?

A. Yes.

Q. Do you recall the circumstances of that e-mail being sent?

A. I do.

Q. And can you explain the circumstances?

A. So as I mentioned earlier, Eric was stepping down as CEO of The Mission Continues around that time -- the summer of 2014 -- and I recall that he asked the development team at The Mission Continues, which would have been Lori Stevens and Lyndsey Hodges at the time, who were both on this e-mail. He asked the development team to send him a list of donors of The Mission Continues, and then also a list of calls that he would be making to The Mission Continues sort of top donors to let them know that he would be transitioning and stepping down as CEO.

Q. And were you in the room when he told them he wanted this information?

A. I do not remember.

Q. Do you recall the substance of why it was stated that this information was needed?

A. Yes.

Q. And what was the substance of why he stated he needed this information?

A. My understanding was that he had -- you know, Eric had built The Mission Continues, and these were his contacts, his friends, his family, his family members, colleagues, and, you know, at some point in the future, he might need to reference this list and, you know, get in touch with these people.

Q. Do you know of any e-mail communication from Mr. Greitens to Lori Stevens or anyone else to that effect?

A. I do not remember. There could be. I can't think of an exact e-mail where he's asking for this information.

Q. And the reason I ask is because this particular e-mail, providing the list, the first line says: "Here is the transitional call info." In your conversations with employees of The Mission Continues, what was the purpose, do you believe, of them sending the documents attached to this e-mail?

A. The purpose, I believe, was that Eric would be making a number of phone calls to The Mission Continues donors to let them know he would be transitioning and stepping down as CEO, and then I also believe the purpose was to have a list of contacts, because, like I said, these were his

contacts, his friends and family members and colleagues, people he had brought into The Mission Continues who were supporters of his, and I believe that he -- you know, for convenience's sake, he wanted their contact information in one place and one list.

Q. But, to your knowledge, there's no e-mail specifying that he wanted the list for that purpose?

A. No.

Q. Do you know of anyone at The Mission Continues who provided him this list, knowing it would be for a purpose other than transition calls?

A. I recall Lyndsey Hodges, who is on this e-mail -- I recall her being sort of concerned and voicing those concerns around, you know, sending a list of The Mission Continues donors to Eric, but I don't -- I just sort of remember the conversation.

Q. Did she say -- you said "conversation," as in a meeting -- a conversation in a meeting?

A. I mean, Lyndsey and I worked in the same office, so -- and we were close friends, so it's possible that we just might have been chatting, not -- you know, not in a formal meeting setting, and I recall her sort of voicing some concerns around sending a list. I don't think it would be --

I don't think it was necessarily a formal meeting setting, but ...

Q. And do you recall her saying that to you?

A. Yes.

Q. Do you recall her saying that to Mr. Greitens?

A. I do not.

Q. Do you recall her saying that to anyone else in a meeting where you were present?

A. I do not.

Q. Do you recall anyone else expressing reservation about providing the list?

A. Not -- I don't remember, but I -- not to my knowledge.

Q. Do you recall anyone from The Mission Continues stating that list could be used for political purposes?

A. No.

Q. Do you recall anyone from The Mission Continues expressly stating that the list would be used for any purpose other than the transition calls and items relating to The Mission Continues?

A. Can you repeat the question?

Q. Do you recall anyone from The Mission Continues stating that Mr. Greitens could use this

list for a purpose not relating to The Mission Continues?

A. I do not remember. Like I said, I -- I remember Lyndsey voicing concern to me about sending this list, but I don't remember the specifics around the conversation.

MR. HAMMER: Just to be clear, I think that what the chairman is asking you is whether or not, on the other hand, there was anybody at The Mission Continues that said, Hey, you can go ahead and use this list for something unrelated to The Mission Continues. Did you have ever have a conversation with Hodges or anybody else where they said, Yeah, here is the list; you can go ahead and use it for something other than The Mission Continues?

THE WITNESS: Oh. Sorry.

MR. HAMMER: That's okay.

A. No.

MR. BARNES: Thank you, Counsel, for stating the question better than I did.

MR. HAMMER: No problem. I knew I was here for some reason.

Q. (By Mr. Barnes) I'll now direct you to the document in front of you that is labeled as

Exhibit 3A, and I'd ask you to turn to the second page of that exhibit.

Do you recognize what's been labeled as Exhibit 3A?

A. I do.

Q. And what is this?

A. This is an e-mail that I am sending to Danny Laub and Michael Hafner with four separate Excel documents with donor lists.

Q. Did you send that e-mail on your own accord, or was it at someone's direction?

A. This would have been at someone's direction.

Q. And whose direction did you send this e-mail?

A. It would have been at Eric's direction.

Q. If you could turn back to page 1. This is a meeting -- do you recognize this document? And "I do not know" -- "I don't" is an acceptable answer to any question.

A. I mean, I don't recognize it, but having seen it now, yes, it looks familiar as a meeting I had.

Q. Did you create meeting invites with Mr. Greitens' e-mail address, or was he the one who

had access to his e-mail address to create e-mail invites?

A. We both had access to create e-mail invites. Typically -- or invitations. Typically, I would be the one to create an invitation.

Q. At this point in time, do you remember whether you created this invitation or whether that was Mr. Greitens?

A. I do not remember.

Q. Do you recall what computer you e-mailed -- you sent this e-mail from -- let me back up. Clear question for the record.

Do you recall the computer that you used to send this e-mail?

A. Yes.

Q. And what computer -- and was that computer -- do you recall who paid for that computer?

A. No.

Q. Can you describe that computer?

A. This computer would have been one I was using after we had left -- transitioned from The Mission Continues, so it would have been the computer I was using for Greitens Group work, and it was a desktop computer. I have no idea what type.

Q. Do you remember when you started using that computer -- when it was purchased?

A. It would have been purchased at some point when I was working for both organizations, and it would have come with me during the transition when we left The Mission Continues office.

Q. Do you have any idea when it would have been purchased?

A. No.

Q. I now direct you to what's been marked as Exhibit 5A.

(Exhibit 5A was marked for identification.)

Q. (By Mr. Barnes) Do you recognize this?

A. I do.

Q. And what is this?

A. This is an e-mail that I'm sending to Mike Hafner and copying Chris Bobak and Danny Laub. It's an e-mail that I'm sending letting him know he should log on to the Greitens Group Salesforce.

Q. Can you explain what Salesforce is?

A. So Salesforce is a CRM system, so like a contact database system.

Q. Customer Relations Management?

A. Yes. That would be it.

Q. Okay. And the Greitens Group had a CRM system?

A. Yes.

Q. Did The Mission Continues have a CRM system?

A. Yes.

Q. To your knowledge, did any Greitens Group employees ever pull data from the CRM system managed by The Mission Continues?

A. Not to my knowledge.

MR. HAMMER: Just a second.

MR. BARNES: Counsel, we can take a short break.

MR. HAMMER: No, that's all right.

MR. BARNES: Okay.

MR. HAMMER: Just one moment.

Can you do me a favor? Can we have the court reporter read back your last question?

MR. BARNES: Yes.

(The pending question was read by the reporter.)

MR. HAMMER: Just one moment.

She'd like to go ahead and amend the answer to that question.

MR. BARNES: Okay. Can you restate the

question?

(The pending question was read by the reporter.)

A. Yes.

Q. (By Mr. Barnes) And who was that employee?

A. I would have pulled information from The Mission Continues CRM system.

Q. And what was the purpose of pulling -- what type of data would you have pulled?

A. So as a Mission Continues employee, I would have been pulling contact information -- most likely, contact information.

Q. The course and scope of your duties as a Mission Continues employee?

A. Yes.

Q. Okay. Did you ever transfer that data from The Mission Continues database to the Greitens Group database?

A. I don't believe so.

MR. HAMMER: Can I ask a question, just to make sure that we're clear here? Do you mind?

MR. BARNES: Sure.

MR. HAMMER: Was there a point in time after you left The Mission Continues where you ever accessed The Mission Continues CRM database?

THE WITNESS: I don't believe so.
MR. HAMMER: Okay. That's fine. I think we're clear.
MR. BARNES: That's a good clarification question, Counsel.
MR. HAMMER: I just want to be sure we were clear.

Q. (By Mr. Barnes) Were you ever directed while you were a joint employee to move data from The Mission Continues database to the Greitens Group database?

A. I don't believe so.

Q. Would anyone else working for the Greitens Group have taken data from The Mission Continues database and moved it to the Greitens Group database?

A. I think that's possible. I don't --

Q. Do you know of anyone who did that?

A. -- know of anyone.

Q. And back to this e-mail, 5A, when you make the suggestion of checking The Mission Continues list there in paragraph 2, did you do so as it was your understanding that Mr. Greitens and campaign advisers were using The Mission Continues list for purposes of the campaign?

A. Can you repeat the question?

Q. Sure. If you look at paragraph 2 in your response to -- or Bullet Point 2 in your response, you say, "Some of these will be in Salesforce. If not, I would suggest checking The Mission Continues list."

A. Uh-huh.

Q. And then you sent that -- did you send that under the understanding campaign workers and Mr. Greitens were using The Mission Continues list for purposes of making a call list for the campaign?

A. Yes.

Q. Okay. I'll now direct you to what's been labeled as Exhibit 8A. Do you recognize this?

(Exhibit 8A was marked for identification.)

A. Yes.

Q. (By Mr. Barnes) And what is this?

A. This is an e-mail from Mike Hafner to Eric and myself with a call list attached.

Q. Do you recall receiving e-mails like this throughout the course of the campaign?

A. Yes.

Q. To the best of your knowledge, is this a fair and accurate representation of the e-mail that

you received that day?

A. Yes.

Q. To your knowledge, did Mr. Greitens, in fact, use these call lists?

A. Yes.

Q. How much involvement did you have with the Greitens campaign for governor?

A. So it depends on what time period you're --

Q. Let's just go chronologically, okay? So you -- you tell me when you started, because you know the facts better as to when things started. So what was the first date you had any involvement in political activity of any sort with Mr. Greitens?

A. So I wouldn't have had any involvement in political activity probably until late 2014, when he started, you know, talking with consultant -- potential consultants.

Q. And who were those consultants?

A. David Barklage, Mike Hafner, Danny Laub, Tyler Holman.

Q. And did he go on to hire two of those individuals?

A. Yes. He went on to hire Danny Laub and Tyler Holman.

Q. And Mr. Hafner for just a brief period of time?

A. Yes.

Q. When did he hire Mr. Laub, to your knowledge?

A. I believe that Danny was sort of formally hired and received payment of some sort in December of 2014.

Q. And Danny was purely a political consultant; is that fair to say?

A. Yes.

Q. And Mr. Holman, do you recall when he was hired on?

A. Mr. Holman was not hired until, like, mid-2015.

Q. Was he a volunteer before that period of time?

A. That's my understanding.

Q. Okay. And Mr. Hafner, do you recall when he was hired?

A. Mike Hafner probably was hired around the same time as Danny, December 2014 or maybe January of 2015.

Q. Do you recall which organization paid their salaries?

A. The Greitens Group.
Q. And --
MS. MITTEN: Excuse me. When you say "their salaries," do you mean all of them or --
MR. BARNES: Fair.
THE WITNESS: That's a great question.
Q. (By Mr. Barnes) As -- regarding Mr. Laub and Mr. Hafner, which organization paid their salaries?
A. That would also depend on time period, but at the beginning, in December of 2014 and January of 2015, it would have been the Greitens Group.
Q. Okay. And after January of 2015, who paid Mr. Laub's salary, to the best of your knowledge?
A. So once the campaign was officially created, Greitens for Missouri would have been paying his salary.
Q. Okay. So you said -- I turned down a side path here. In late 2014, that was your first involvement with the campaign. What did that entail on your part?
A. On my part, I would sit in on meetings with some of the -- these potential consultants and really just listen in. And then I'd obviously -- I was his scheduler, so I would help set these

meetings up.
Q. After that period of time, there were decisions made about campaign consultants and campaign staff. How did your role in the campaign change or not?
A. So after this time, in maybe late 2015 -- mid- to late 2015, I would -- I was scheduling, you know, more political meetings, so meetings with potential donors or, you know, supporters of a potential campaign. I would schedule those meetings. And at some point in late 2015, I think I got a title of operations director for Greitens for Missouri.
Q. All right. Let me try to put some general months. By mid- to late 2015, do you mean starting around April or May of 2015?
A. Probably like July.
Q. Okay.
A. August.
Q. And do you recall approximately when you were given the title of operations director for the Greitens campaign?
A. I believe that would have been, like, December -- well --
Q. Late 2015?

A. Late 2015.
Q. That is --
A. Yes.
Q. I'm not going to ask you for the particular date and time.
Did your role change at all when you became operations director?
A. Not really. I mean, my goal still was to maximize Eric's time and make sure he had the right meetings on his calendar.
Q. Is it fair to say you essentially had the same role you had earlier, coordinating Mr. Greitens' schedule for The Mission Continues and the Greitens Group and that you had now transitioned into a phase where you were making sure that he was making efficient use of his time on the campaign trail?
A. Yes.
Q. How much involvement, if any, did you have with campaign donors?
A. I set up donor meetings, so I -- I'm sure I talked to them on the phone sometimes and set up -- to set up meetings or e-mail with them to set up meetings. And then I occasionally would go to, like, a fundraising dinner or meeting of some type,

but that was -- that was less likely than just the contact of setting up a meeting or travel arrangements or something.
Q. When you went to a fundraising meeting or dinner, were those typically larger events?
A. Yes.
Q. Okay. So not one-on-one donor meetings, more --
A. No.
Q. -- more of a public setting or less than a public setting, but you had ten potential donors there, rather than --
A. Yes. Typically -- I probably shouldn't have said "donor meeting." I would go to sort of like an event of supporters. So it wasn't necessarily, like, only donors in the room; it was a big event of some sort.
Q. Okay. Did donors ever contact you either on the telephone or via e-mail about methods of donation?
A. I think it's possible that I would have sent, like, a link to donate or something in an e-mail, but, generally, no.
Q. Would you have directed them to someone else if they were asking particulars about making a

donation?

A. Yes. Yes.

Q. Let me ask you about women. Did Mr. Greitens ever say anything to you about a woman named [redacted]

A. The only understanding that I know of [redacted] was that -- I knew he had a hairstylist, and I knew her name because I occasionally would set up his hair appointments, but that's the only knowledge I had of that relationship.

Q. Do you know of any other encounters with women who were not Mr. Greitens' wife?

A. No -- I assume you mean personal encounters?

Q. Yes.

A. No.

MR. BARNES: That exhausts my list of questions here, so Mr. Vice Chairman.

EXAMINATION

BY MR. PHILLIPS:

Q. I'm Don Phillips, state representative from District 138, which is Kimberling City, down by Table Rock Lake. Thank you for being with us today.

I'm just going to go ahead and piggyback on the last question, since it came out.

So you worked with Eric Greitens for a period of time of how long?

A. I worked for Eric from January of 2011 through May of 2016 -- well, May 1st or something of 2016.

Q. Okay. So roughly a five-year period; is that right?

A. Yes.

Q. In that time, in your relationship with him, was he ever inappropriate towards you, anything other than a typical business professional relationship?

A. No, he was not.

Q. And when you worked -- you said you split your time -- dual roles. I think you also said you got 70 percent of your pay from The Mission Continues. Whose signatures were at the bottom of each one of those checks?

A. I do not remember. I think they were probably, like, direct deposit.

Q. Okay. So I don't understand how it's all set up. So Governor Greitens -- or Eric at that time -- he wasn't signing the checks; someone else would do that on his behalf; is that correct? You would know if his signature was at the bottom of

your check, I guess, is what I'm asking.

A. I just -- I'm sure at some point in time his signature was on the bottom of the check. That may have changed over time, but I honestly don't remember.

Q. You were under a direct deposit-type thing?

A. Yes. I didn't receive, like, a physical check.

Q. Okay. I'm kind of lost in the past.

A. I don't think I even look at my current check. I don't know who signs my check.

Q. I'm kind of the same way, to be honest.

A. Maybe that's a bad thing.

Q. So have you been in contact with anyone from Governor Greitens' office concerning your appearance before this committee?

A. I have not.

Q. Have you had any contact with any witnesses who we may have already spoken to prior to coming here today?

A. I have not.

MR. BARNES: That's a hard question, because she doesn't know who we've talked to.

MR. HAMMER: Yeah. So let's just open up

a little bit more. So you asked the question before about whether or not she's had contact with anybody about her testimony today. The answer to that question is no. The question about whether or not she's had any contact with anyone -- what was that question again?

MR. PHILLIPS: Okay. The first question had to do with the governor's office or his attorneys, and the answer was no.

MR. HAMMER: Correct.

MR. PHILLIPS: And the second question was geared more toward people who have already appeared before this committee as witnesses. Has she spoken to anyone like that.

MR. HAMMER: Do you know of anybody who has appeared before this committee?

THE WITNESS: The only person that I know of is my good friend, Lyndsey Hodges, and she mentioned to me that she would be appearing. And beyond that, we -- there was nothing.

Q. (By Mr. Phillips) Okay. So beyond Lyndsey Hodges, you're not aware of any -- you haven't spoken to anybody that's spoken to us?

A. I don't believe so.

MR. HAMMER: And just to be clear, she

hasn't spoken to Ms. Hodges about her testimony; it was just about the fact that apparently Ms. Hodges was asked to testify before this panel.

MR. PHILLIPS: Okay. All right. Very good. That's all I've got.

MR. BARNES: Ranking member.

EXAMINATION

BY MS. MITTEN:

Q. Hi. I'm Gina Mitten. I'm from St. Louis City -- or St. Louis County, St. Louis City, and thank you for coming here today. I know this is not your idea of a swell day.

And forgive me, because I write out my questions, and I try to get rid of them as they're already asked by somebody else, so there might be some duplicative -- duplication, and I don't intend to do that, but just let me make sure.

So you began working for the Greitens Group and The Mission Continues in January of 2011, then in -- if I have this correctly, it was in 2014 when Mr. Greitens was transitioning out of The Mission Continues, you also transitioned out of The Mission Continues?

A. Yes.

Q. Okay. At that point -- first of all,

up -- during that period, 2011 to 2014, were The Mission Continues and the Greitens Group both housed in the same office space?

A. Yes.

Q. Okay. So then you and Mr. Greitens transitioned off of The Mission Continues into solely working for the Greitens Group? Is that a correct assessment?

A. Yes.

Q. Okay. And are you still in the same office suite at that point, or didn't you move --

A. We moved offices.

Q. Okay. So -- and this is roughly what time again, late 2014?

A. Like, the summer of 2014.

Q. Summer of 2014.

A. Uh-huh.

Q. Okay. So summer of 2014, then, you and -- you're then paid solely by the Greitens Group?

A. Yes.

Q. Okay. And then -- hang on a second. I'm just trying to read.

We already talked about your roles. And then you left the Greitens Group in May of 2016?

A. So at that time, I would have been

splitting my time between the Greitens Group and the campaign -- Greitens for Missouri, and I left those two organizations at that time.

Q. And -- just for another --

A. In May.

Q. Okay.

A. May of 2016.

Q. May of 2016?

A. Uh-huh.

Q. Okay. So before the campaign was over?

A. Yes.

Q. Obviously, in sort of the middle of the campaign?

A. Yes.

Q. Was that an amicable parting?

A. Yes.

Q. Okay. So when did you start to become paid by Greitens for Missouri?

A. I don't recall the exact date, but early 2016, maybe January 2016.

Q. Okay. So late '15, early '16, is that --

A. Yes.

Q. Okay. And then -- so were you paid by Greitens for Missouri as an employee with, like, taxes being taken out and all of that?

A. Yes.

Q. Okay. Well, just --

A. Oh.

MR. HAMMER: You weren't a 1099; you were an employee?

MS. MITTEN: Exactly, yeah. Thank you.

A. Yes. I was an employee, yes.

Q. (By Ms. Mitten) Again, I'm reading, just because I -- some of this stuff has already been asked.

And when you were being paid -- so at that point in -- we're going to say, what, late 2015, early 2016, are you then back in sort of that dual capacity, and then you're getting paid both by the Greitens Group and by Greitens for Missouri?

A. Yes.

Q. Okay. And was that also 50/50 or some other split?

A. The split would have been more heavy on the campaign at that time.

Q. Okay.

A. I don't remember exact amounts, but something like 80/20.

Q. Oh, really? Okay.

A. Yes.

Q. And -- okay.
Did we talk about who Lori Stevens is?
A. I believe so.
Q. Okay. I thought so, too; I just want to make absolutely sure. Did she -- she only worked for The Mission Continues, though; she did not -- she was not a dual --
A. Yes.
Q. Were you the only person employed in that dual capacity that you're aware of or ...
A. Just myself and Eric, obviously.
Q. Okay. Right. Okay. Yeah, that's a good point. Thank you.
When you talked about the split, the 80/20 split, I'm assuming that it was -- the campaign was paying 80 percent of the salary?
A. Yes.
Q. And then the Greitens Group would be paying less. Was that also roughly the split of your time?
A. Yes. Once we moved into 2016, the campaign sort of picked up.
Q. Okay. Okay. And then prior to that time, though, in that -- if memory serves, the -- Greitens for Missouri was formed in roughly the spring of

2015, you were -- during that period of time, you were -- I believe your testimony was that you also sat in on meetings with consultants and did the scheduling and whatnot. During that period of time, you were not compensated at all by Greitens for Missouri for those services?
MR. HAMMER: I'm sorry. What period of time?
MS. MITTEN: From roughly spring of 2015 or January of 2015, when Danny Laub and Michael Hafner started coming around, until 2016 or late 2015 and early 2016, when you became -- when you were doing this sort of dual employment role.
A. Yes, I believe so.
Q. (By Ms. Mitten) Okay. Are you aware of whether Greitens for Missouri ever indicated on its campaign finance reports that your services were being provided to the campaign as an in-kind donation?
A. Sorry. Repeat the question.
Q. I know that's a mouthful, isn't it? I apologize.
Are you aware of whether Greitens for Missouri -- the campaign side -- reported on its campaign finances -- filings that it received

in-kind services from you as part of its filings?
A. I do not know.
Q. Okay. I'm assuming you had -- is it -- did you have anything to do with the campaign finance filings of Greitens for Missouri?
A. No.
Q. That's what I figured.
Lyndsey Hodges, then, she was solely an employee of The Mission Continues; correct?
A. Yes.
Q. Okay. Then I do have -- so I'm going to have something marked here.
(Exhibit 14 was marked for identification.)
Q. (By Ms. Mitten) So your lawyer is giving you what's been marked as Exhibit 14, and, unfortunately, we only have one copy of it, so you have the whole shebang.
Could you identify that document for us?
MR. HAMMER: Could she just have a minute to review?
MS. MITTEN: Oh, absolutely.
MR. BARNES: Let's take a quick break for the witness to first review and for others to review.

(A recess was taken.)
MR. BARNES: Back from break. Representative Mitten.
MS. MITTEN: Okay. Thank you.
Q. (By Ms. Mitten) So you've had now a chance to look at Exhibit 14. Do you recall -- can you tell us what that document is?
A. It is The Mission Continues team member handbook.
Q. And it looks to me from the bottom that it's dated December of 2012. Does that ring a bell? Does that seem about right? Maybe the next page will say 12/12.
A. Oh. Yeah, that's -- I guess that sounds right.
Q. Do you recall ever seeing that before?
A. I do.
Q. Okay. And as far as you can tell, this is a true and accurate representation of The Mission Continues manual that you received when you began in your employment there or -- I guess, actually, it would have been in December of 2012.
A. It would have been after, yes.
Q. Right. After you started there. Is this a true and correct representation of that

document -- that manual?
A. Yes.
Q. Okay. Thank you.
I'm going to ask you to turn your attention to page 21 of the manual where it talks about care of donor records. It's Section 4, page 21, I believe -- sometimes our copies don't always --
A. Okay.
Q. -- look as nice as the real books. Anyway, that section on care of donor records -- do you recall being aware of this policy?
A. I recall the handbook.
Q. Okay.
A. I recall signing something.
Q. Right.
A. But I don't recall being, like, reminded of it or the policy.
Q. Yup. Unfortunately, that's the way it works for most employees; we don't remember those policy manuals.
Anyway, if you could read that paragraph, just to familiarize yourself with it.
MR. HAMMER: Read it to herself?
MS. MITTEN: Yeah.

MR. HAMMER: We've had an opportunity to review it.
MS. MITTEN: Okay. Great.
Q. (By Ms. Mitten) So -- I mean, is it a fair assessment to basically say that this portion of the manual wants to outline for employees that donor files are confidential files and are to be treated as confidential files?
A. Yes.
Q. So going back to -- I believe it was Exhibit 3A, when -- that was an e-mail sending The Mission Continues list to, I believe, Mr. Laub and Hafner.
A. Yes.
Q. Okay. Were -- and I believe that your testimony earlier was that you were directed to send that e-mail by Mr. Greitens.
A. Yes.
Q. Is that a fair recharacterization?
A. Yes.
Q. Okay. After you sent Exhibit 3A, did Eric Greitens direct you to do anything with the list that was being sent that would then comport with The Mission Continues policy that we've just talked about?

For instance -- let me ask it this way. I'll try and make it a little bit easier.
So one of the things it says is that, you know, "When possible, obtain all material from donor files and then return the materials back to the files."
Were you ever asked or directed to return the donor materials that were sent in that e-mail that we've referred to as Exhibit 3A, were you ever directed to return those materials back to the donor files at The Mission Continues?
A. No.
Q. Okay. Do you recall ever being directed by Mr. Greitens to return any of the donor materials that you had access to, that we've discussed at some length today, to return donor materials or donor data back to The Mission Continues?
A. No.
Q. Okay. So is it a fair characterization of your testimony that you have specific personal knowledge of donor data coming from The Mission Continues to the Greitens Group, but no recollection of the Greitens Group or Mr. Greitens ever returning that donor data to The Mission Continues?
A. Can you repeat the question?

Q. That was a long one.
Do you have any personal knowledge of Mr. Greitens ever returning donor -- The Mission Continues donor data back to The Mission Continues?
A. No.
Q. Do you have any personal knowledge of anyone from the Greitens Group -- which would include yourself, but I think we've already answered that -- but anyone from the Greitens Group returning The Mission Continues donor data back to The Mission Continues?
A. No.
Q. No. And I -- okay. I'm going to leave it at that.
Then one final question. We've kind of already touched on this, but your testimony -- and I want to make sure I'm understanding this correctly. Your testimony is that starting in roughly January 2015, you began to do more work for the Greitens campaign, and that was -- began with consultants and sitting in on meetings. Is that a fair characterization?
A. Yes.
Q. And is it a fair characterization that as 2015 continued, your role -- the work that you would

do for the campaign increased during the year 2015?
A. Yes.
Q. And if I remember, your testimony was that that role included during the summer and fall of 2015, arranging for donor meetings, scheduling, contact and interaction with donors, attending events. Is that a fair characterization?
A. Yes.
Q. And all of these things occurred prior to January of 2016, when you first became paid by Greitens for Missouri? Is that a fair characterization?
A. I don't recall the date that I became paid by Greitens for Missouri, but around that time, yes.
Q. Okay. So I'll just represent to you that Mr. Greitens formed a campaign committee that required him to file with the Ethics Commission starting in roughly March of 2015, but during that time, you were performing services for the -- throughout the year 2015, basically, you were providing services to the Greitens campaign, but you were not being paid for by the Greitens campaign. Is that a fair characterization?
A. Yes.
Q. Okay.

MS. MITTEN: Okay. Thanks. That's it.
MR. BARNES: Representative Lauer.
MS. LAUER: Thank you, Mr. Chair.

EXAMINATION

BY MS. LAUER:
Q. I'm Jeanie Lauer, and I'm from the Kansas City area, eastern Jackson County, and I apologize for my voice, but I'm not contagious.
What was the actual date of your last employment with -- it was with Greitens for Missouri?
A. I don't recall the specific date, but I think, like, May 1st, 2016.
Q. Okay. And --
A. Around that time.
Q. Okay. And so going back in time, when you were working for The Mission Continues, that was, as I understand, but correct me if I'm wrong -- specifically designed for the veterans, and that was the sole purpose of the organization; is that correct?
A. Yes.
Q. Okay. And then the Greitens Group was designed for what?
A. The Greitens Group was Eric's for-profit

company that promoted his books and speaking engagements.
Q. So did the monies from the books go back into The Mission Continues, or where did --
A. So it was his for-profit company, so the money, you know, is for his profit.
Q. I see. So that was the for-profit company?
A. Yes.
Q. It was not a not for profit?
A. No.
Q. Okay. Thank you for clarifying that. And then we had Greitens for Missouri, which was the political campaign group?
A. Yes.
Q. Okay. So when you were working for the two groups, TMC and the Greitens Group, did you track hours for each, or how did they determine what you were going to get paid for what?
A. I did not track my hours, and I'm not sure how it was determined. I was just sort of told that I would be, you know, getting X amount of dollars, and part of it would come from The Mission Continues and part of it would from the Greitens Group.
Q. Okay. So you did not have to provide any

documentation of specific number of hours spent on each one?
A. No.
Q. But you would have at each -- at the end of each of that year receive a W-2 -- I mean a 1099 for your -- a W-2, I'm sorry -- for your wages and filing a tax return and --
A. Yes.
Q. So that document is around?
MR. HAMMER: I'm sorry. Is what around?
Q. (By Ms. Lauer) That documentation is around somewhere with the tax return --
A. Oh, W-2 information?
Q. Uh-huh.
A. Yes.
Q. All right. Thank you. Then you've used the term that Eric was "transitioning." And could you define what that meant when he -- when you use this term, what does that mean? What did he use to list for his transition? What did that mean? Transitioning from what to what?
A. So he was stepping down as the CEO of The Mission Continues, and so he was transitioning to a board role.
Q. I'm sorry. Can you --

A. A board member role.

Q. A board member role. Okay. And was he transitioning to the Greitens Group at that time, as well, or was he already part -- how did that work?

A. So he was already the CEO of the Greitens Group, but he was transitioning to a board member role, so he was stepping down as CEO and transitioning to a board role, and he would then become a full-time CEO of the Greitens Group.

Q. Okay. Here is what he thinks. Would you mind sharing --

MR. AUSTIN: Here is what I think your testimony meant to be -- you may have misspoke, but maybe I just misheard -- is that at this time, Eric Greitens was transitioning from CEO of Mission Continues to be a board member of Mission Continues and also then transition to be a full-time CEO of Greitens Group.

THE WITNESS: Yes -- well, he was already the CEO, of the Greitens Group --

MR. AUSTIN: Full-time CEO of the Greitens Group. Is that -- did I get that right?

THE WITNESS: Yes.

MR. AUSTIN: Is it correct what I said or wrong?

MR. HAMMER: Hold on just a second.

MR. AUSTIN: Yeah. Yeah.

MR. HAMMER: So just be to clear -- and you can ask her further questions about this. His role did not change at all with respect to Greitens Group. The word "transitioning" only relates to The Mission Continues. He was CEO of Mission Continues. He was transitioning to a board member of Mission Continues, and he wants the donor of The Mission Continues to know that he is no longer going to be the CEO; there's other people -- there's going to be a development team, et cetera, other people now who are going to be running The Mission Continues; it's no longer going to be Eric Greitens.

MS. LAUER: Thank you.

MR. HAMMER: Nothing to do with Greitens Group; his role as CEO of Greitens Group, it remains CEO of Greitens Group.

MS. LAUER: I appreciate your clarifying that term "transition," because it got a little muddled.

MR. BARNES: I would like to get an answer from the witness --

MR. AUSTIN: To confirm that what her attorney just said is true.

MR. HAMMER: Please do.

Is what I just said in any way inaccurate?

THE WITNESS: No. It is accurate.

MR. HAMMER: Does that help?

Q. (By Ms. Lauer) Okay. So is it fair, then, to say that he was full time Greitens Group and full time serving as CEO? Full time Greitens Group and full-time The Mission Continues?

A. Yes.

Q. Okay. And so then when he went to the board, did he assume a position as chair or any other position on the board?

A. He -- I don't believe he was chair; he was just a board member.

Q. Okay. And to what degree did he have a decision-making authority solely for The Mission Continues as a board member -- or what was his role in decisions as a board member for The Mission Continues?

A. So he -- when he stepped down as CEO and became a board member, he wouldn't have been involved in the day-to-day decision-making at that point; he just would have attended the -- I don't know -- three or four board meetings that -- you know, in a given year, and whatever his duties were

as a board member.

Q. And who was the chair of the board at that time?

A. I think it was Gary Giglio who was at Goldman Sachs, I believe.

Q. Okay. Thank you.

You have -- you've looked at the nondisclosure agreement, and you -- to what degree did folks talk about that in the office? Was that something that was normally referred to like, Oh, be careful; we have a nondisclosure agreement, or was it ever discussed even in the office among people?

A. No, it was not discussed.

Q. Okay. What was your feeling as to the seriousness of this document?

A. Well, I don't remember -- I don't really remember it until today.

Q. Okay.

A. So, you know, I -- I don't know that I didn't think of it as serious, but it wasn't something that I was reminded about on a regular basis.

Q. It wasn't a top-of-mind thing?

A. No.

Q. Nor did it dictate your day-to-day job

functions? Is that fair to say?
A. Yes.
Q. Okay. And then -- so given that it was not a day-to-day, top-of-mind thing, was there any discussion or concern shared about what the consequences might be that were violated?
A. No.
Q. And you then moved to Greitens for Missouri, right? I'm sorry; I'm kind of asking random questions here.
You moved -- you were with Greitens Group, and then you worked with Greitens for Missouri?
A. Yes.
Q. Together, again?
A. Yes.
Q. Part time. Okay. And so the for-profit organizations -- Greitens Group, that was just from the sale of the books and the moneymaking of that business; is that right?
A. Yes. And speaking engagements.
Q. Okay. And so there were -- there was not a donor list or anything in that regard for Greitens Group?
A. No.
Q. Okay. And when we got to Greitens for

Missouri, then there was a donor list for a not-for-profit political campaign.
A. Yes.
Q. And so all of the contacts that were made throughout his lifetime career, I would imagine, would have been ones -- like you said, family, friends, anybody he's ever met could potentially be on that list?
A. Yes.
Q. To what degree did you maintain contact with The Mission Continues when you were with the Greitens Group and -- let's just go with that one first. To what -- I know you're working for both, but then you switched and went to Greitens Group. So to what degree did you have contact with The Mission Continues while you were with the Greitens Group exclusively?
A. Well, Eric was still a board member at that time, when I would have switched full-time to the Greitens Group. Eric was still in a board member role, and so occasionally he might go to a board meeting or he might go to an event for The Mission Continues, and so I would have been in contact with The Mission Continues occasionally, like for scheduling purposes.

Q. Okay. And would that have remained to be true when there was this movement to Greitens for Missouri? He still went to The Mission Continues events and he was scheduling efforts?
A. At some point he stepped down from the board completely. I don't recall what date. And so at some point while he was working for the campaign, we were less likely to be communicating with The Mission Continues or attending events.
Q. And what is your understanding as to why he stepped down from the board?
A. You know, to -- because he was running for political office, and the nonprofit needed to -- you know, to be separated from any sort of political ...
Q. Did he still attend The Mission Continues events?
A. I don't recall. It's possible. I don't remember.
Q. Okay. To what degree -- as you were working on the campaign, to what degree was there any discussion about any potential -- I'll just say issues that might come up during the campaign that were of concern that might be a pitfall or a negative issue that would come up into the campaign that they were going to have to address?

A. Can you repeat the question?
Q. To what degree was there any discussion while with Greitens for Missouri, during the campaign, was there a discussion on any particular issues that came up that might be of concern that would have a negative impact on his campaign?
MR. BARNES: That is a very broad question.
MS. LAUER: Let's zero that down.
Q. (By Ms. Lauer) Was there any discussion when he was with Greitens for Missouri on any issue regarding the donor list from The Mission Continues that might have been looked at as a negative issue in his campaign?
MS. LAUER: Is that specific enough?
MR. BARNES: (Nods.)
A. I don't recall conversations, if I'm understanding your question correctly.
Q. (By Ms. Lauer) Uh-huh.
A. Maybe you can repeat the question. Sorry.
Q. Well, it's just a matter of if there was any discussion going on -- because we've been talking about the donor list and the movement of that whole thing -- and was there at any point where that was brought up as an example of, maybe we

didn't handle that right or maybe it's a concern or do we need to do something about it. Was there ever any discussion about it being an issue?

A. Oh. I recall there being a -- like a Missouri Ethics Commission investigation of some sort. I was not involved in the investigation, but I do recall that being a topic of discussion.

Q. Can you share what the discussion was?

A. I just remember there being an investigation, and I think a couple of people had to go and talk to the Missouri Ethics Commission who were working for the campaign at that time, but beyond that, I wasn't involved in that conversation; it was just sort of -- just generally, I knew of it.

Q. Okay. And who were those individuals?

A. I believe Danny Laub and I think maybe Barth Fraker was involved in the Missouri Ethics Commission investigation, but that's ...

Q. Do you recall any discussion with Eric Greitens regarding that topic?

A. No.

MS. LAUER: That's all, Mr. Chair. Thank you very much.

MR. BARNES: Representative Austin.

MR. AUSTIN: Thank you, Mr. Chair.

EXAMINATION

BY MR. AUSTIN:

Q. I'm Kevin Austin, District 136, southeast Springfield. You were asked about two exhibits, Exhibit 14 and Exhibit 3A. Fourteen you were directed to Section 4, page 21, and you were talking about when pos- -- you were asked about the line where it says:

"When possible, obtain all material from donor files and then return the materials back to the files."

And then you were directed to Exhibit 3A, and that was the donor list.

Were you ever given hard copies of donor information or donor lists or donor files?

A. Not in this instance.

Q. Okay.

A. No.

Q. And I guess the reason I ask is, you were asked, Did you ever return that, and you said, No, but let me ask you this: How could you return it if it was just an E-copy?

A. Yeah, that's -- I sort of wondered the same thing, because it was e-mailed to me. I don't -- yeah. Typically, no, there weren't hard

copies.

Q. So physically couldn't return it back to the donor file. Do you know where these donor files were within Mission Continues, either electronically or physically?

A. I don't know. I'm not sure that there were physical files.

Q. That Exhibit 3A, there's a list of donors there. Do you know who was responsible for initially recruiting those donors for Mission Continues?

A. The donors in the -- the donor total-up list?

Q. Yes.

A. Yes. I -- Eric would have been responsible for recruiting.

Q. And what exactly -- when you were working for both Mission Continues and Greitens Group, what did -- what were Eric Greitens' job duties or work that was performed for Mission Continues?

A. For Mission Continues, his, you know, biggest responsibility was to make money for the organization. He also helped with, you know, hiring the senior leadership team and that sort of thing.

Q. Were there other individuals within

Mission Continues that also visited these donors that we see in Exhibit 3A?

A. I mean, I'd have to go through the list, but, generally, he was going to almost all donor meetings. It's possible that the development team also went to, you know, one-on-one donor meetings.

Q. When there was a problem with the donor, was it -- was it one of Eric Greitens' primary responsibilities to go in and resolve that problem?

A. Yes. I'd say so.

Q. You testified earlier that approximately May 1st, 2016, you left Greitens for governor, and you -- I heard you say it was an amicable departure, but why did you leave?

A. I mean, I had been working for Eric for over five years at that point, and since I was right out of college, and I was sort of ready to do something else. I also wasn't -- I'm not very politically involved; I didn't have any interest in being involved in politics, and so that was also part of the reason. And I was also getting married that year, and so I was very busy.

Q. As far as this list -- we keep talking about -- I think you said that Lyndsey had mentioned some concerns to you. Were you ever present when

any concerns were voiced -- to more than just you and Mr. Greitens or anybody else with the Greitens Group or Mission Continues, be it Lyndsey or Stevens or anybody else?

A. I don't believe so.

Q. You were asked to kind of divide your percentage of time that you devoted to Mission Continues versus Greitens Group in a particular period of time. I'll ask the same question about Eric Greitens, at least what you were able to witness. What percentage of his time did he devote to Mission Continues versus Greitens Group?

A. Percentage of time?

Q. Yeah.

MR. HAMMER: This would be pre campaign, pre --

MR. AUSTIN: Yes.

MR. HAMMER: So we're talking about maybe 2011 to 2014 period?

MR. AUSTIN: Right.

A. Yeah. I mean, I think it would probably depend on what year it was, but in 2011 and 2012, probably -- I don't -- 50/50? I mean, it's hard to say, like, a percentage of time.

Q. (By Mr. Austin) Okay. All right. And

then after that period, did The Mission Continues period time lower and the Greitens Group period increase before the campaign era?

A. So as he -- you know, in late 2013 and in 2014, as he was thinking about stepping down as CEO, he hired, you know, a team of senior members, and as they could take on more of the work of The Mission Continues, yes, I'd say he probably started to do a little bit more Greitens Group work.

Q. Did he also assist that team in meeting and building a relationship with that donor list we see on Exhibit 3A?

A. Can you repeat the question?

Q. Sure. After he hired this team during the transition period, did he also assist that team for Mission Continues in establishing a relationship with the donors on Exhibit 3A?

A. What do you mean by "assist"?

Q. Introducing them or having them come with him to meetings or participating in calls or sharing information about these donors that he might have because of his relationship with the team from Mission Continues?

A. Yes. Yes.

MR. AUSTIN: That's all I have. Thank

you.

EXAMINATION

BY MR. RHOADS:

Q. My name is Shawn Rhoads, state representative from the great town of West Plains.

Quick question. If we go back to the policy manual, and it says -- the last paragraph, "In the care of donor records."

It says: "Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received by the team leader."

Who was your team leader?

A. That would have been Eric.

Q. Okay. Everybody in the office would have been --

A. No.

Q. Is that a correct assumption that everybody that worked in that office in St. Louis that -- I mean, Mike Hafner -- and I'm talking pre-2015 -- Lyndsey, would she -- her team leader be Eric?

A. No.

Q. Okay.

A. So Mike Hafner never worked for The

Mission Continues.

Q. I'm sorry. Yes. He never did. That's correct.

A. Lyndsey, her team lead would have been Lori Stevens, the director of development. So there were other team leaders.

Q. Okay. Great. So you had mentioned that you and Lyndsey were close and you worked, I'm assuming, side by side every day in the same office; correct?

A. Uh-huh.

MR. HAMMER: That's a yes?

THE WITNESS: Yes.

Q. (By Mr. Rhoads) So you mentioned earlier that Lyndsey said there was -- she kind of had some problems with this list being used; is that correct?

A. Yes.

Q. Can you elaborate a little bit on what -- if you can recall -- what she said was her problem?

A. Yeah. I don't recall the specific conversation. It's hard to remember that far back.

Q. I completely understand.

A. I just remember her sort of feeling like, you know, putting together this list and, you know, sending it to Eric felt, you know, inappropriate in

some way.

Q. Yes, ma'am. So do you think that Lyndsey put together the list and sent it?

A. I don't know who put together the list.

Q. Okay. Did she ever go to her team leader and say, This is a problem, that you know of?

A. Not that I know of.

Q. When were you made aware that this list, The Mission Continues list, was used for the campaign? You stated earlier that you knew they were using the list. When were you made aware that they were using the list?

A. I mean, probably when I was instructed to send the list to Mike Hafner and Danny Laub, who were, you know, putting together a call list. That's the first time that that would have ...

Q. Did you work in the same building as Mike Hafner when they were there and Danny Laub?

A. Yes.

Q. Okay. Same office complex?

A. Same office building.

Q. Okay.

A. Yes.

Q. Was that the house that was kind of converted to a --

A. Yes.

Q. Okay.

MR. RHOADS: I don't have anything else.

MR. BARNES: Representative Pierson.

MR. PIERSON: Thank you, Mr. Chair.

EXAMINATION

BY MR. PIERSON:

Q. Tommie Pierson, Jr., state representative from St. Louis County, little bit of St. Louis City. Congratulations on your wedding and marriage and all of that.

A. Thank you.

Q. Did Mr. Greitens make the wedding list?

A. He did, yes.

Q. That is wonderful.

So I wanted to talk just a minute about the nondisclosure form. And I believe -- can you tell me again the date that you signed that form?

A. The date that is listed on the form is 11/21/2012.

Q. 2012. And your starting employment was January of 2011?

A. Yes.

Q. Do you know of any impetus as to why they would have you sign such a form?

A. I mean, I -- I would assume it's standard practice for most companies, so that's my -- I was just thinking that this was standard practice.

Q. I just thought it interesting that you didn't sign it when you first were hired, but you signed it later on, so I didn't know if there was any kind of climate atmosphere going on at that time to make such a activity seem worthy. Anything that you recall?

A. I mean, my understanding is -- or my assumption would be when I started in January of 2011, I was, like -- I was the 11th employee. We're a small organization, and as the organization started to grow, there were more formalities, such as, you know, this handbook. And so it was just sort of a matter of getting things organized and being compliant or whatever.

Q. So you didn't really see it as anything strange but just something to kind of tighten up procedures?

A. No, I didn't see it as strange.

Q. Very good. And when Ms. Hodges -- when Lyndsey Hodges kind of expressed some concerns regarding the list, did you share those concerns?

A. With anyone else?

Q. Oh, I'm sorry. Did you share those -- did you feel the same way, as far as having the same concerns?

A. No. I don't think I felt the same way. I don't remember how I felt at that exact moment, but, no, I didn't have the same concerns.

Q. So I noticed in looking at some of the e-mails your -- you became the vice president of Greitens Group; is that true?

A. Uh-huh. Yes.

Q. And how did that come about?

A. I think I was promoted in December-ish of 2014. I, at that time, was sort of thinking about moving on to -- you know, finding another job, just because I had sort of been doing the same thing for three or four years, and expressed that concern -- or Eric got wind of it and gave me a promotion at that time.

Q. So no change in role?

A. No, not really. I mean, my responsibility was always to maximize his time. And I would have been, you know, running a book tour the next month or two, in early 2015, so that was, you know, a lot of responsibility, but ...

Q. But a change in pay?

A. Oh. I also received a raise, yes.

Q. So The Mission Continues was in -- at an address -- in a -- whatever that address is, and that was co-located with the Greitens Group address; is that correct?

A. Yes. We were in the same building -- same address.

Q. And then when you and Eric parted with The Mission Continues, you-all moved it a different physical location?

A. Yes.

Q. Isn't that correct? Did you take anything with you from one location to the next?

A. Yes. My computer would have come with us and, you know, my personal files, whatever I had, and then any of the Greitens Group files or books would have come to the new office.

Q. And likewise for Eric and his items --

A. Yes.

Q. -- his computer, other files?

A. Yes.

MR. HAMMER: Do you have specific knowledge of what Mr. Greitens brought over? Do you -- I just want to make sure that you're not guessing about that and you actually know what it

was.

THE WITNESS: Oh.

A. I mean, a lot of the things in his office were -- some of them were moved to his home, so, no, I don't know what ended up at our office.

Q. (By Mr. Pierson) Okay. And then the transition from Greitens Group to Greitens for Missouri, was there any physical location change at that point?

A. No. It was the -- the same building.

Q. The same building. Okay.

MR. PIERSON: All right. Thank you. Thank you, Mr. Chair.

MR. BARNES: I have just a few follow-up questions.

RE-EXAMINATION

BY MR. BARNES:

Q. Who is Chris Bobak?

A. Chris Bobak was a member of the Greitens Group. He --

Q. Do you mean he was an employee of the Greitens Group?

A. Yes. Employee.

Q. Okay. When was he hired?

A. He was first an intern, so it's hard for

me to, like, remember the exact dates, but he probably started interning somewhere in 2013, and then he was hired on at some point after that as an employee of Greitens Group.

Q. Okay.

A. And he also would have worked on Greitens for Missouri.

Q. Did he also work with The Mission Continues?

A. No.

Q. No. Okay. To your knowledge, did Chris Bobak ever gain access to The Mission Continues data?

A. Not to my knowledge.

Q. Did you actually testify before the Missouri Ethics Commission?

A. I did not.

Q. Okay. And you stated you had some knowledge. Was that knowledge gleaned from news reports that you had heard about the donor list?

MR. HAMMER: Knowledge about the donor list or just knowledge that there was a Missouri Ethics Committee?

Q. (By Mr. Barnes) What was the source of your knowledge about the Missouri Ethics Commission

complaint and process?

A. I mean, A, the news, obviously, and then I think just hearing about it around the office. I don't -- there isn't, like, a specific --

Q. Your office in the new place of employment, you mean? Because at that point in time, you would not have -- a complaint was filed in November of 2016. You were no longer working for Greitens for Missouri. Maybe I'm refreshing your recollection.

A. Yeah. Yeah, you are. You are. When was the complaint filed?

Q. I believe the complaint was filed in November of 2016.

A. Okay.

Q. So you have no firsthand -- sitting here right now, you have no firsthand knowledge of conversations from people within the Greitens campaign about that particular ethics committee?

A. No.

Q. Okay. Thank you for that.

You stated earlier that Eric stepped down from the board of The Mission Continues because he was running for political office and the nonprofit needed to be separate from that. When did he step

down from the board?
A. From the board of The Mission Continues?
Q. Yes.
A. I do not remember.
Q. Do you remember any conversation about members of the board or Mr. Spencer Kympton, who was the CEO, telling Eric that because of these political activities, the board needs to maintain some separation with him?
A. I don't think I would have been involved in those conversations, so, no, I don't remember.
Q. And the source of your knowledge is, then, Mr. Greitens was talking about stepping down from the board because of the political run for office?
A. Yes.
Q. Okay. And I guess -- okay.
MR. BARNES: Any further questions? Representative Phillips?

RE-EXAMINATION

BY MR. PHILLIPS:
Q. Just a couple of quick questions. One is, in your dealings with the governor and those five years of employment, did you see him as being a trustworthy person?
A. Yes.

Q. Did you see him as being an honest person?
A. Yes.
Q. So his dealings with you were never anything but above board, honest, trustworthy? You never had any thoughts of, Man, this guy -- nothing like that?
A. No.
Q. Okay. Thank you.
Now, what about Barth Fraker? That name came up -- a familiar name. What was his role in the organization at the time of this ethic -- I think you mentioned that Barth answered the ethics complaint or was one of the two people that went to answer the complaint; is that right?
A. So I think I'm confusing maybe two separate ethics complaints.
Q. Okay.
A. The reason Barth's name came up is because I -- at some point, he mentioned to me that he had been involved in some sort of investigation, but I don't -- I think there might have been two separate ones.
Q. Okay. What was Barth's role in the organization?
A. So Barth was an employee of the Greitens

Group for a period of time before moving over to Greitens for Missouri, and then was an employee for Greitens for Missouri.
Q. And then why did he leave Greitens for Missouri? Was it -- I guess the governor got elected, and at that point, he moved on to something else? Was that it?
A. I don't know.
Q. Okay.
A. I think he left -- I actually don't know.
Q. Okay. Thank you.
MR. BARNES: Representative Mitten.
MS. MITTEN: Just real quick -- and thank you to my colleague for pointing out my negligence in my questioning.

CROSS-EXAMINATION

BY MS. MITTEN:
Q. So going back to my earlier line of questioning about The Mission Continues manual and the protection of the confidentiality of donor records, did -- were you ever directed to delete any of the donor lists or other donor data that was property of The Mission Continues in order to -- and I'm going to quote from the manual -- "Ensure that donor files are handled with care." Were you ever

directed to delete or otherwise discard, dispose, get rid of any of that donor data?
A. No.
Q. And did you on your own initiative and, again, "In order to the ensure that donor files are handled with care," delete, discard, dispose, or otherwise destroy any of the donor data that was the property of The Mission Continues?
A. No.
MS. MITTEN: Thank you.
MR. BARNES: Any other questions?
Seeing none, thank you for your testimony here this afternoon. We greatly appreciate it.
Is there any other item of business that we need to take care of? I do not believe that there is.
MS. MITTEN: I do not believe that there is either.
MR. BARNES: This will conclude today's hearing of the House Special Investigative Committee on Oversight.
(The hearing adjourned at 2:20 p.m.)

CERTIFICATE OF REPORTER

I, Lisa Ballalatak, a Certified Court Reporter for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing hearing was duly sworn by me; the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

_____

Lisa Ballalatak

Missouri Supreme Court

Certified Court Reporter

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

MR. SPENCER KYMPTON

MARCH 29th, 2018

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APPEARANCES

Mr. Jay Barnes, Chairman
Mr. Alex Curchin, Senior Counsel/Legislative Director
Representative Don Phillips
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:

Ms. Alix Hallen
Mr. Bryan D. Scheiderer

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(The hearing commenced at 8:00 a.m.)

MR. BARNES: The House Special Investigative Committee on Oversight will come to order.

Mr. Secretary, please call the roll.

MR. CURCHIN: Chairman Barnes.

MR. BARNES: Here.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Here.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Here.

MR. CURCHIN: Representative Lauer.

MS. LAUER: Here.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Here.

MR. CURCHIN: Representative Rhoads.

MR. RHOADS: Here.

MR. CURCHIN: Representative Pierson.

MR. PIERSON: Here.

MR. CURCHIN: Okay.

MR. BARNES: All seven present; we are all here.

Mr. Kympton, thank you for being here with us this morning via Skype. We really appreciate it. We're kind of cramped in here because we had a hard

time finding a hearing room this morning because there are bill hearings going on everywhere, so we are in a back corner office all shoved into one spot.

Can you speak to test how we can hear you okay?

THE WITNESS: Sure. Thanks for having me here. How does my voice sound?

MR. BARNES: Sounds great. Okay. Now before we start, let's have you take an oath.

SPENCER KYMPTON,

being first duly sworn, was examined and testified as follows:

EXAMINATION

BY MR. BARNES:

Q. Can you state your name for the record.

A. Spencer Kympton.

Q. And can you spell that for the court reporter -- your last name, that is.

A. Spencer, S-p-e-n-c-e-r, last name Kympton, K-y-m-p-t-o-n.

Q. And, Mr. Kympton, my name is Jay Barnes. I'm the chairman of this committee. I'm from Jefferson City, Missouri. I'm also an attorney. Have you ever given testimony in a deposition or

anything like a deposition before?

A. I have not.

Q. Okay. So I just want to give you a few quick ground rules. The first is that shaking your head yes or no is not sufficient to answer a question; you have to actually use your voice and say "yes" or "no." Do you understand that?

A. I do.

Q. Okay. In addition to that, if anyone asks you a question that you do not understand -- and I -- I think you have counsel there next to you, if -- counsel might tap you on the shoulder if it's a question that you might not understand. Just go ahead -- if you don't understand the question being asked, ask us to repeat it or rephrase it in a different way. Do you understand that?

A. I do.

Q. And if you need to take a break for any reason, please feel free to let us know, and we can do that.

A. Okay.

Q. Okay. Mr. Kympton, what is your current title?

A. I'm the president of The Mission Continues.

Q. And before you were the --

MR. AUSTIN: Don't we need to know who all is present there?

MR. BARNES: Yes, that's right.

Let's let counsel make his presence known for the record.

MR. JACOBER: Thank you, Representative Barnes.

Matthew Jacober from Lathrop Gage in the room representing The Mission Continues, and my cocounsel also in the room with Mr. Kympton this morning is Kevin Metz, Brian McManus and Catherine Yao.

Kevin, can you confirm that's an accurate representation of who is in the room there?

MR. METZ: Yes. And we have an associate also here -- an additional associate here with us, but that's correct.

MR. BARNES: Thank you.

Q. (By Mr. Barnes) Before -- when did you start with The Mission Continues?

A. I started with The Mission Continues on June 1, 2011.

Q. Prior to working for The Mission Continues, what was your career history?

A. Well, I came to The Mission Continues from an organization in the education reform space called Teach for America, where I had been for the previous three years as vice president of recruiting, but my career started in the military. I went to undergraduate at West Point and transitioned out of West Point into an eight-year Army career as a helicopter pilot -- a BlackHawk helicopter pilot. I transitioned out of the military via business school. I went to -- I got an MBA at Harvard and then went into management consulting for several years, where I was ultimately able to work with government and social sector clients, and transitioned from management consulting into more of a social sector community and the nonprofit community a little over ten years ago via Teach for America, and that ultimately started my path to The Mission Continues.

Q. So you were with Teach for America for three years; is that right?

A. That's correct.

Q. And then The Mission Continues in July of 2011?

A. June of 2011, yeah.

Q. How long have you known Eric Greitens?

A. I first spoke to Eric Greitens on or about April of 2011, and it was part of, you know, more of a formal interview process and discovery process as I was considering joining The Mission Continues.

Q. And why were you brought on -- why were they bringing you -- or I assume they were interviewing other candidates as well. Why were they bringing people into The Mission Continues at that time?

A. At the time Eric had got the help of an executive placement firm. The organization was growing; they didn't really have a -- an executive team. The organization was positioned to need, you know, additional executives and senior leadership at the time, and I believe Eric recognized that and contracted the help of, you know, a firm to find other executives. I just happened to be also working with that firm as I was considering my next career option.

Q. And did you move to St. Louis?

A. I did not. I live in New York City.

Q. Okay. And you've remained in New York City?

A. I have.

Q. How much day-to-day interaction did you

have with Eric Greitens?

A. Well -- and that changed --

Q. Let's put it by year. Let's start --

A. Okay.

Q. -- for 2011, when you started in July. How much interaction did you have with Eric Greitens?

A. When I started in June of 2011, I would call it fairly frequent. You know, I was brought on as the chief partnerships officer at the time, so my role was specifically focused on, you know, building relationships with partners and supporters and donors that would help take our mission and our organization to the next level, so, accordingly, my interactions with Eric were, you know, if not daily, certainly quite a bit over the course of the week. That would be largely virtual, but I probably went to St. Louis twice a month in those first few years, not only 2011, but kind of, you know, 2011, 2012. My role -- not probably six months -- six to nine months after I joined the organization, I transitioned to a chief operating officer role, and, you know, my responsibilities at that point expanded beyond just a partnerships role to kind of more of an all-encompassing role focused on the operations

and growing the operations of the organization, and then, ultimately, maybe a year after that, I transitioned into what -- a new role which we called the president role, which at that time, I managed everyone internally. The entire organization, in some way, shape, or form -- again, from an org chart point of view -- rolled up to me, and at that point, I was -- in term of my interactions with Eric at that point, you know, transitioned into -- most of our coordination was around, you know, building external partnerships, taking -- working on the strategy of The Mission Continues, the long-term strategy of The Mission Continues, and some of the more kind of vision- and mission-oriented, you know, executive conversations. And that -- you know, that probably -- by the time -- up to and including, you know, 2013 and 2014, would have been less regular interactions than the daily or weekly that it might have been in 2011 and more driven by either events or strategy discussions that we needed to have.

Q. Okay. Was the plan all along for you to transition to the COO? Were these expected --

A. Are you talking about in 2011, was the plan for me to transition --

Q. That's right. When you were hired in

2011, did you expect a quick transition -- you said six to nine months -- to COO?

A. When I joined The Mission Continues, I didn't expect -- I had no expectations of what my role was going to be within, you know, any horizon. I was hired as the chief partnerships officer, and when I became COO, it was a natural and -- it seemed the right decision for the organization at the time.

Q. Okay. And then you said you became president sometime -- I think you said 2012; is that right?

A. I don't recall the exact dates, but it was probably end of 2012, 2013.

Q. Okay. I want to direct you to a memorandum of understanding that you provided us -- to us. Do you have that -- we -- on the front of my page -- sheet or -- exhibit here it says, "Exhibit A." And I'm going to hand this around to members here. The first page on the document in front of you say, "The GG Monthly Cost Obligation." You may have it in a different form.

A. I have it in reverse order. I have it as an exhibit to the main document.

Q. So the memorandum of understanding is the first document you have there in front of you, and

then the second document is a letter, and the third document, is that Exhibit A?

A. That's correct.

Q. Okay. I'll put our -- mine, at least, in order here, and we're going to mark ours as Exhibit 15.

(Deposition Exhibit No. 15 was marked for identification.)

MR. AUSTIN: Are we marking this whole thing?

MR. BARNES: Yeah, let's mark the whole thing as 15. It's the -- Representative Lauer is handing out a different folder. This is the memorandum of understanding.

MS. LAUER: Okay. Got it. Sorry.

Q. (By Mr. Barnes) Do you recall the process of entering into this memorandum of understanding with Mr. Greitens?

A. I do.

Q. And why was this agreement necessary?

A. This was a board-directed initiative and effort and agreement that was intended to protect and preserve the nonprofit status of The Mission Continues. Recognizing that our CEO at the time was also the CEO of a for-profit entity, so this

memorandum of agreement respected that relationship but also was intended to preserve and protect the fact that The Mission Continues is a 501(c)(3) entity that had the opportunity to benefit from its CEO and wanted to allow for that, while also protecting the assets and resources of The Mission Continues as a nonprofit.

Q. Were there concerns about Mr. Greitens and the Greitens Group using The Mission Continues' resources for personal purposes at the time?

A. There were not concerns, but this was an attempt to formalize and make sure that those protections and preservations were in place.

Q. So it was to make very clear what the boundaries were of the relationships between the two organizations?

A. That's correct.

Q. Okay. On page 3 of the document -- at the bottom of page 3 of the document, it speaks about TMC-generated requests and what to do if there was a TMC-generated request, which bleeds over into page 4.

Did The Mission Continues ever receive notice from the Greitens Group pursuant to this provision about TMC-generated requests?

A. I don't know if my document is labeled differently -- here we go.

Q. It says -- and I'll read to you here so we're on the same -- make sure we're in the same spot. The bottom of page 3 starts with:

"For the purposes of this section, 4(a), a TMC-generated request shall mean a request made to Mr. Greitens or the Greitens Group for a private business activity, such as a private speaking engagement or a book event that (I) is made by a Missions Continues donor, sponsor, volunteer, or event participate and (II) occurs during or as a direct result of a Mission Continues event or activity. In the event a TMC-generated request has been made and the Greitens Group desires to engage in such private business activity, the Greitens Group must first take the following actions:

(I) properly notify the COO of The Mission Continues of such TMC-generated request.

(II) Cooperate with The Mission Continues to generate a donation opportunity for The Mission Continues from such TMC-generated request."

Was that -- did TMC ever receive notice of such request pursuant to this memorandum of

understanding?

A. I don't recall any specific requests that it would have come from TMC donors, sponsors, or volunteers, but I trust that in the event that it did, this MOU was followed by either our staff members or those involved.

Q. Well -- and the question was, Do you know if the impetus under the memorandum of understanding was on the Greitens Group to contact The Mission Continues. Do you recall -- it seems not, from your answer here, but I want to ask it more clearly.

Do you recall any circumstances in which the Greitens Group notified The Mission Continues of TMC-generated activity?

A. I do not recall any specific activity like that.

Q. Okay. This document shows a cost split for a Krystal Taylor that, I believe, is maybe 50/50. Do you know what the percentage of -- she's now Ms. Proctor, but at that time Ms. Taylor. Do you know what percentage of her salary was paid by The Mission Continues prior to the signing of this memorandum of understanding?

A. I do not.

Q. Let me ask you some questions about just

general practices.

We have had a previous witness testify that the standard practice between the Greitens Group and The Mission Continues would be that the Greitens Group would book an event for Mr. Greitens to speak to a group of people, and that then they would get together with employees of The Mission Continues and build Mission Continues events around that private speaking schedule arrangement. Is that your recollection of how Eric Greitens' events occurred in approximately 2011, 2012, 2013?

A. My recollection -- Eric's speaking events in 2011 and 2012 were that -- you know, through either his book events or paid speaking engagements, he was exposed to any number of individuals who, through the course of that engagement, were able to learn about The Mission Continues, and as a result of learning about The Mission Continues and that element of Eric Greitens' story, became interested in The Mission Continues' programs and impact across the country, and as a result of that, The Mission Continues was able to build a relationship with those individuals, and in many cases, those relationships remain today.

Q. Okay. And as far as travel expensing for

those events, was it just expected that if he did a private speaking event, that that would be -- the travel would be paid by The Mission Continues, regardless of whether there was a specific set-aside event for The Mission Continues?

A. Pursuant to the MOU, if the purpose of Eric's travel was for a paid speaking engagement or anything that had been arranged through the Greitens Group, that the travel would be paid for by the Greitens Group and not The Mission Continues.

Q. And it's your testimony that, in fact, that was the case, at least as far as when you were a part of the organization?

A. I can testify that that was the intent and that was what -- how this MOU is arranged, and it was our intent as an organization that The Mission Continues paid for travel-related expenses if Eric was conducting Mission Continues business.

Q. Do you know who purchased the Greitens Group's office equipment when there was a shared office?

A. I do not.

Q. That may have been before your time in -- I think that was likely before your time in the organization.

Do you know who purchased Krystal Taylor's computer?

A. I do not.

Q. Did The Mission Continues ever purchase books by Eric Greitens?

A. I have no reason to believe that The Mission Continues purchased Eric Greitens' books.

Q. When you were COO or CEO, did The Mission Continues ever purchase Greitens' books?

A. Again, I have no reason or have seen any evidence that suggests we ever purchased books during my time there.

Q. I now would like to direct you to the nondisclosure agreement.

(Deposition Exhibit No. 16 was marked for identification.)

Q. (By Mr. Barnes) Do you have it in front of you?

A. I do.

Q. And just to make sure we're on the same document, it's one -- four pages long. It starts with --

A. I have it.

Q. Okay. And it's signed on the -- page 4 by Eric Greitens on November 27th, 2012; is that

correct?

A. That's correct.

Q. Okay. And to be clear, you provide -- your organization provided this document to this committee; is that right?

A. That's correct.

Q. I'm going to mark this as Exhibit 16.

What was the impetus of a nondisclosure agreement for the organization?

A. Well, this is a document that all of our staff signs. And, again, this is a -- an effort to protect and preserve the confidential information that The Mission Continues might have -- any information that The Mission Continues might have that could be used for anything other than explicit TMC purposes, so it's a general expectation that we were able to communicate to our entire staff via this document and their signing of this document, that as a 501(c)(3) organization, we were intent upon protecting and observing that.

Q. Did the board make that clear in oral representations to Mr. Greitens?

A. I do not know.

Q. Okay. To be clear -- and I want to get this in the record. Paragraph 1(c), it's the

definition of confidential information. Can you read for the committee what 1(c) defines as confidential information of The Mission Continues?

A. So within the definition of confidential information, 1(c) defines:

"The identities of donors or investors and any personal information of donors or investors and any contact information for donors or investors" as confidential information.

Q. Have you had -- I sent to your attorneys the e-mail from January 6th, 2015 from Krystal Taylor, now Proctor, to Danny Laub and Michael Hafner that included an attachment with The Mission Continues' donor list. Would your donor list fit under what is defined here in 1(c)?

A. The list that was attached to that e-mail I would -- I would consider as something that would fall under 1(c).

Q. And now I'd like to direct you to paragraph 1(i). And just to get this in the record, could you read for the committee paragraph 1(i), which also is -- is that included as confidential information, what is in paragraph 1(i)?

A. 1(i) also states that confidential information are "plans, lists, databases, marketing

and sales practices, projections, trade or business secrets, identities of consultants or advisers, identities of contractors, studies, findings, correspondence, and similar or dissimilar information relating to the operations or activities of TMC."

Q. Do you believe that that donor list that you've reviewed fits in with paragraph -- the definition of confidential information in paragraph 1(i)?

A. I can see how it would fit under the definition within 1(i).

Q. Okay. I'd now like to direct you to paragraph 2, and to, again, read into the record those first two sentence of paragraph 2(A).

A. 2(A) reads: "Employees shall keep all confidential information disclosed to or received by employee in strict confidence. Employee shall not at any time during employee's employment with TMC or at any time after termination or expiration of employee's employment with TMC, disclose any confidential information to any third party in whole or in part."

Q. Would that restriction include the list that you reviewed attached to the e-mail of

January 6th, 2015?

A. It would.

Q. And is there any exception for political activity?

A. There are no exceptions.

Q. Would there ever be an exception for political activity for a nonprofit organization?

A. I can't see a case where there would be an exception made.

Q. Would that jeopardize your 501(c)(3) status?

A. I don't have a position on whether it would jeopardize our 501(c)(3) status, I --

Q. Let me ask it a different way.

A. It would not be an authorized use of any information from The Mission Continues' point of view.

Q. Let me ask it a different way.

If a 501(c)(3) charitable organization had employees using that charitable organization's information for political purposes, would that potentially jeopardize -- with the authorization of the 501(c)(3), would that jeopardize its status?

A. Again, I don't know if it jeopardizes its status as a 501(c)(3); I can only speak to the fact

that that would be an unauthorized -- and be considered a misuse, as far as The Mission Continues is concerned.

Q. Okay. I now would like to direct you to -- well, let's -- 2(b) has some exceptions in it. Exception B Roman Numeral I says:

"An employee shall not be liable for disclosure if TMC specifically authorizes and directs an employee in the performance of employee's duties to disclose such confidential information."

Did The Mission Continues authorize or direct the disclosure of that list for political purposes?

A. No.

Q. Did it do so implicitly in any way?

A. I don't have any reason to believe that we would have implicitly given permission or authorization to use that list.

MS. MITTEN: I'm sorry. I'm going to ask you to kind of repeat that because our speaker is not so great, and I'm worried about the court reporter.

A. I don't have any reason to believe that we would have implicitly authorized the use of this list.

MS. MITTEN: Okay. Thank you.

Q. (By Mr. Barnes) Did you implicitly authorize the use of this list?

A. No. Not for purposes of outside of TMC.

Q. Do you know of any employee of TMC who would have authorized the use -- implicitly authorized the use of the list?

A. I do not know of anyone at TMC who authorized --

Q. And, actually, let me back up and talk about the organization chart. You were the president at that time; correct?

A. That's correct.

Q. Is there anyone else to whom -- who would have had the authority to either expressly or implicitly authorize the use of this list above Mr. Greitens?

A. Well, I have to clarify what time you're talking about -- the time frame.

Q. And when the list was -- so we have another e-mail from May of 2014, when the list was sent from -- that we'll get to in a moment -- when the list was sent from Mission Continues employees to Mr. Greitens, Ms. Taylor, and some others within The Mission Continues.

Was there -- so at that point in time, in May of 2014, when the list was sent to Mr. Greitens and Ms. Taylor, who had the authorization to expressly or implicitly permit the use of the list for purposes outside of The Mission Continues?

A. In May of 2014, Eric Greitens was the CEO of The Mission Continues. This is prior to his departure from the organization, so from an org chart point of view, I would have reported to Eric Greitens as the CEO.

Q. Okay. And as the CEO now, do you report to the board?

A. I'm still the president. We don't have a fee structure, but I do report to the board; that's correct.

Q. Did the CEO report to the board?

A. Yes.

Q. Okay. I now direct you to paragraph 3(a). And, Mr. Kympton, have you signed an agreement like this with The Mission Continues?

A. I don't recall specifically signing it, but I would assume as an employee of The Mission Continues, I've also signed it.

Q. Okay. And that first sentence -- I'd like to, again, get this into the record. If you could

read that first sentence for us.

A. Sorry. You're asking for 3(a) on the same page.

Q. 3(a), that's correct.

A. Okay. 3(a) reads:

"Employee acknowledges and agrees that all intellectual property that is developed by employee during the time employee is employed by TMC, and that is within the scope of employee's employment with TMC, is the property of TMC, including but not limited to any copyrights or trade secrets."

Q. Was the list you reviewed that was sent in May 2014 a list that was created by someone within the scope of their employment with TMC?

A. Yes, it was.

Q. Do you know who was primarily responsible for that list?

A. I can't -- can you clarify what you mean by "primarily responsible" for the list?

Q. Well, the list that was sent on 5/7 of 2014 was later attached to the e-mail in 2015. Do you know who created that document?

A. I believe it was a member of our development team. I'm not certain which member of our development team, but that is a list that was --

would have been created through the normal course of reporting through our Salesforce databases and generated for the purposes of development for The Mission Continues.

Q. Okay. And that may have been Lyndsey -- Lyndsey Hodges may have been a person that created that?

A. She certainly would have been in a position to do that, yes.

Q. Or -- and if she didn't create it herself, she would have been a person who -- she may know who created that list?

A. That's correct.

Q. Okay. I'd also like to direct you to paragraph 3(c), and the sentence there reads -- and I'll read this one for you.

"Unless employee has first received the prior written consent by e-mail or letter of TMC, employee shall not use or display any portion of any such intellectual property in connection with employee's portfolio, employee's Web site, or otherwise in any context outside of employee's employment."

Did TMC ever write to Mr. Greitens by e-mail a letter authorizing the use of the list that

was attached to the January 6th e-mail for political purposes?

A. I have not seen any evidence that there was any authorization to Mr. Greitens, either in the context of his role as CEO or after to suggest any authorization to use it for political purposes.

Q. So there is no such prior written consent in your records anywhere of an e-mail or a letter from TMC?

A. Not that I have seen.

Q. Direct you to page 4. Who is Jack Neyens?

A. Jack Neyens was our vice president of finance and administration.

Q. And is he still with the organization?

A. He's not.

Q. What were the circumstances in which he left?

A. Jack left, I believe, in the second half the 2016 as a natural transition as the organization grew and the size and scope of the role, you know, grew to kind of national. We were looking to change the financing.

MR. BARNES: Can you -- let's try to -- we're going to -- we're having problems with this speaker. Can we take a short break to try to get an

external speaker that -- our court reporter is having trouble -- and some of our members, I can tell, are having trouble, so let's take a short break to fix our speaker problem.

THE WITNESS: Okay.

(A recess was taken.)

MR. BARNES: We are back on the record with a fixed hookup.

Q. (By Mr. Barnes) Jack Neyens is where we left off. Did he -- was that an amicable split with the organization?

A. My recollection was that it was an amicable split. It was a natural transition, and as I said previously, we were a growing organization that needed a skill set and a finance component and didn't feel that Jack had that going forward.

Q. So it fair to say that Jack was let go or terminated? I mean --

A. I don't know how others would characterize it, but I would call it a transition that was -- didn't -- that was because we had a staff member who didn't have a skill set we needed going forward.

Q. It wasn't necessarily that he did anything wrong in his role; it was that he didn't have the skill set you needed to move forward?

A. That's correct.

Q. Okay. So as far as him leaving the organization, if he were asking for references from your organization, you would give those references --

A. That's correct.

Q. -- as to the skill set that he had?

A. That's a correct representation.

Q. Okay. I would now would like to direct you to an e-mail you provided to us from Lyndsey Reichardt to Lori Stevens, yourself, Eric Greitens, Krystal Taylor, and Lyndsey Hodges. Isn't -- Lyndsey Hodges is Lyndsey Reichardt; is that right?

A. Yes.

Q. Okay. She just had -- so she just had two separate e-mails that she was working, and one was her maiden name; one was her married name. I'm just looking at the list of to's here.

Do you have this e-mail in front of you? It's an e-mail from May 19th, 2014, and it has a string below that includes e-mails that were sent from May 13th, May 12th, and May 8th. And your counsel provided this to us -- to me, I believe, in an e-mail yesterday -- Tuesday may have been the

e-mail.

A. Okay. I think I'm looking at the e-mail. Can you just describe a couple of the characteristics, just so I can make sure?

Q. Sure. At the top the attachments say "5/19/2014 Call List," and then the first line is:

"Hi, Eric. Sorry I missed you on April 24th."

A. Yes. I have that e-mail.

Q. My -- the last line is: "My usual skills don't work."

A. Yes.

Q. Okay. We're on the same -- we're on the same document.

Have you had an opportunity to review this e-mail prior to today?

A. Not in depth.

Q. Okay. Would you like to take a moment to look at it now before I ask you questions about it?

A. Sure. We'll take a little bit of time here, and I'll review it.

Q. Okay.

(Deposition Exhibit No. 17 was marked for identification.)

Q. (By Mr. Barnes) Ready?

A. I am.

Q. And so counsel can be ready, if they have the list itself, they could gather that; that might be helpful. I might go to it in a moment.

Okay. Mr. Kympton, can you explain the circumstances of this series of e-mails?

A. So the original e-mail that was sent sometime earlier -- I mean, beginning on May 8th of 2014, was part of an overall plan that our development team constructed to guide the external communication of our CEO's transition. So this sat a week or two after Eric had communicated internally that his plan was to transition from the CEO role over the summer -- so several months later.

So this was our first step in our development team's first step at guiding a proactive communications plan with our partners to not only communicate the transition itself but also talk about how The Mission Continues would be a going concern, how their partnership in support of The Mission Continues would continue to be valued by the organization and just -- it was all part of a natural transition plan that we had created.

Q. Was -- a previous witness testified that Mr. Greitens thought of this list as his, that the

folks on it were his friends, his contacts that he had built up himself. Was your counsel able to put that list in front of you?

(Inaudible.)

Yes, the attachment to the 5/8/14 e-mail.

MR. BARNES: Off the record.

(Discussion off the record.)

Q. (By Mr. Barnes) Okay. Now, let me start fresh with this question.

A previous witness testified that Mr. Greitens thought -- essentially thought of this list as his own, that the list was comprised of his friends, his contacts that he had built up, and -- you've had an opportunity to review the list; you know the list. Do you believe that to be true?

A. I would not characterize this list that way. This list is a list of 500 -- more than 500 donors, supporters, partners of The Mission Continues who had given collectively or over time $1,000 or above to The Mission Continues. Within this list might be, you know, friends or family of Eric Greitens that have transitioned into being supporters of The Mission Continues, but as context, I have friends and family who are on this list; other staff members from The Mission Continues have

family on this list. There are individuals on this list who came into The Mission Continues relationship via events that we ran, and they might have been invited by host committee members to those events. There are individuals on this list who came into a relationship with The Mission Continues by the company that was supporting The Mission Continues. So I think that there certainly are individuals on this list who might have been a friend or family member of The Mission Continues, but I would very much characterize this list as a list of supporters and partners of The Mission Continues that came from a variety of different pathways to that relationship.

Q. Now, you said you have friends and family that are on the current Mission Continues donor list. Do you have separate contacts -- do you maintain contact information for those friends and family separate from The Mission Continues donor list?

A. Yes. Of course.

Q. So you have that in your own personal files; right?

A. Yes.

Q. To your knowledge, did anyone ever tell

Mr. Greitens he could use this list for purposes outside of The Mission Continues?

A. To my knowledge, no. And, again, to do so would have been, you know, a misuse or an unauthorized permission to use the list in that way.

Q. And that's by contract; correct?

A. That is both explicit, as we've discussed, within our -- in the nondisclosure agreement that we've already gone through.

Q. Okay. I now direct you to two communications your organization sent out to supporters in recent weeks. And there are no dates on these, but I want to authenticate that you assert to the truthfulness to the statements contained therein.

So the first one starts with, "To our partners," and there's a sentence that says:

"The Mission Continues did not provide nor authorize any use of our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes."

Did you send this e-mail out to Mission Continues supporters?

A. I did.

Q. And is that statement true?

A. To the best of my knowledge, it is true.
Q. Okay. You also state in here:
"Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff."
Is that statement true?
A. To the best of my knowledge, that is true.
Q. And then you have a second e-mail here where it starts with, "Continuing progress, continuing the mission."
A. I have that.
Q. I'm going to mark these together as Exhibit 18.
(Deposition Exhibit No. 18 was marked for identification.)
Q. (By Mr. Barnes) And in that e-mail -- did you send this e-mail as well?
A. I did.
Q. And you sent that --
A. Well, I -- it was sent on behalf of me but, yes, it came from The Mission Continues.
Q. Okay. So your team drafted it; correct?
A. I drafted it in partnership with my team, yes.

Q. You gave approval to send it; correct?
A. That's correct.
Q. And the person you have in charge of your e-mail sends hit the send button; correct?
A. That's correct.
Q. Okay. And are the statements contained in this e-mail true?
A. To the best of my knowledge, they're true.
Q. Do you recall when Mr. Greitens resigned from the board of The Mission Continues?
A. I believe that the actual date where we notified the board that he would be stepping down was the end of August 2015.
Q. What precipitated his departure from the board?
A. Well, at that time, Eric notified both me and, as I recollect, our board chair that he was preparing to announce his candidacy for governor, and those conversations suggested that it was probably in the best interest of The Mission Continues at that time to -- and for Eric to step away from the board to avoid any types of conflict of interest that might arise as having a candidate for political office involved formally on our board.
Q. Would one example of such a conflict of

interest be the use of Mission Continues resources for political purposes?
A. I think that could be an example.
Q. And at that time, were you or the board aware that The Mission Continues list had been sent to people associated with the Greitens campaign?
A. I was not aware that any list had been sent at that time in August of 2015.
Q. When did you become aware of the list being shared in that fashion?
A. I believe the first time that any notion that the -- or suggestion or allegation that the list had been sent was when we were contacted by a reporter in the summer of 2016 suggesting that he was in possession of a list, shared the title of that list, and it was a list that was titled and very closely matched -- or exactly matched the list in question that we've already discussed.
Q. And what happened after you were contacted by that reporter, if anything?
A. Well, internally, you know, we -- as you might imagine, we wanted to understand what the list was, whether or not it was something that we had created or were all involved in, so we did, you know, a bit of internal -- just kind of historical

analysis to understand that. But subsequent to being contacted by the reporter, several months later, the same list became the subject of a Missouri Ethics Commission investigation of which we participated and cooperated.
Q. Did you testify before the Missouri Ethics Commission in any form or fashion?
A. We did speak -- I did testify, yes.
Q. And did you tell them that -- and what did you tell them?
A. I don't recall the exact testimony, but I would have provided and authenticated the fact that that was a list generated -- as far as we could tell, a list generated by The Mission Continues.
Q. Did you give any opinion as to the value of that list?
A. I did not give an opinion to the value of the list, as far as I recall.
Q. Do you have an opinion as to the value of the list for your organization?
A. Well, my opinion would stem from the fact that, you know, this is a list of over 500 donors and partners and supporters of The Mission Continues who had given to The Mission Continues over time and was paired not only with the amount of that gift,

but, also, in some cases, paired with the contact information of those donors. So I can attest to its value to The Mission Continues.

Q. And what -- could you put a dollar figure on the value to The Mission Continues?

A. I can't put a dollar figure on it.

Q. In terms of the amount of work that -- by Mission Continues employees that went into creating the list, is it a couple of hours? Dozens of hours? Hundreds of hours?

A. Well, can you clarify what you mean by "the work"? You know, there's the work and actually -- you know, the kind of manipulation of the system to generate the list, which is, you know, probably less than an hour, but the work that, you know, goes into the content itself and the relationships that are contained within --

Q. I mean the second. The cultivation of the donors that comprise the list, not just the data manipulation.

A. You know, in some cases, you know, those relationships with individuals were built over a significant amount of time, and, you know, collectively across 500-plus of those. I would imagine that could represent a fair amount of time

to The Mission Continues broadly.

Q. Would you say the list has a value of over a thousand dollars to your organization?

A. I can't speak to the value of the list itself.

Q. That's fair.

MR. BARNES: So the way we operate here -- and we've got this odd arrangement now -- is what -- we go in order from the vice chair to our ranking member, and then order of seniority, and if we get to a member who you can't see, we'll have them raise their hand to start, and then I may move around so you can see people better.

THE WITNESS: Okay. I just want to make sure that you know that for the last probably 10 minutes or so, your entire screen has been frozen, so I really can't see anyone. I don't know if that -- if -- we might give a try to refresh the screens.

MR. BARNES: Okay. We're going to try to refresh the screen.

How about now? Can't see anything, but you can hear us okay? You can hear us --

THE WITNESS: I can hear you.

MR. BARNES: Okay. Well, let's do it that

way.

So the next person who will ask questions who will be a voice with no body is Representative Don Phillips, who is our vice chair.

EXAMINATION

BY MR. PHILLIPS:

Q. Thank you, Mr. Chairman.

Mr. Kympton, a lot of people consider it a blessing if they can't see me while I talk, so you may feel the same way, if we ever personally meet or our video starts working.

Thank you for joining us this morning. I'm Don Phillips, state representative from District 138, and that means nothing to a man from New York, but it's down near Branson, if you've ever heard of Branson, Missouri.

I want to begin by just asking when the original donor list was created and Eric formed The Mission Continues in 2007, that was his baby, so to speak? Did he implement the list to begin with?

A. I'd like to clarify the question. Are you asking that I -- for me to speak to the generation of a list beginning in 2007?

Q. If you have knowledge of that. Surely somewhere in your conversation, you have knowledge

of how the list originally originated. Was that something that Eric -- it seems pretty obvious to me that he probably started the list.

A. When I arrived in 2011 -- I can speak to what happened, you know, subsequent to June 2011. You know, it was a fairly regular course of action and practice for us to be in regular contact with our donors, and one of the practices that facilitated that was the generation of call lists and the generation of lists that would facilitate that outreach. And that was, in some cases, a practice that we would do weekly or monthly, and the list that was ultimately generated for that same purpose in 2011 was probably a larger list than we would have done in the past, but it was for the same purposes, and that was to contact and be -- to cultivate and steward relationships that had been built to further the work of The Mission Continues.

Q. Okay. Great. So the list has grown considerably since the list that maybe you inherited?

A. That's correct. As has the organization.

Q. Did Mr. Greitens, to your knowledge, solely run the organization from 2007 to 2011? What was his pecking order in that? Do you have any

knowledge of that?

A. My knowledge was that he was the CEO from inception in 2011, up until he stepped down from the CEO role on July 4th of 2014.

Q. And there's always been a board of directors, correct, as far as you know?

A. As far as I know.

Q. Okay. Would it be fair to assume that you and Eric Greitens are friends?

A. I would characterize my relationship with Eric Greitens as a colleague. It was a professional relationship. Very limited social interaction outside of our professional relationship.

Q. Have you heard from Mr. Greitens since he became Governor Greitens?

A. I don't recall any interaction with the governor since he's stepped into office.

Q. Okay. Was there ever a time -- in your seven years of relationship with the governor, was there ever a time that you felt uncomfortable in any of the business dealings that took place in The Mission Continues?

A. No.

Q. Okay. In your seven years of relationship and knowing Mr. Greitens, do you feel like you could

characterize him as trustworthy and honest, in your opinion?

A. I would have no reason to characterize Eric Greitens as anything other than trustworthy and honest, based on my interactions with him.

Q. Okay. Does he continue to have some influence over The Mission Continues currently?

A. And when you ask -- I mean, I want to clarify what you mean by "influence." Do you mean does he have any way to influence the business dealings or the focus of The Mission Continues?

Q. Yes. If he called in a favor, would it be honored?

A. Eric does not have a professional relationship with The Mission Continues. He's stepped away from our board. He will always be the founder of the organization. That's part of our organization's history and part of his history, but in terms of his influence on the organization, his ability to request favors of The Mission Continues is no different than any other donor or partner or anyone else who has been a part of our history.

MR. PHILLIPS: Okay. Very good. Thank you. That's all I've got.

Thank you, Mr. Chair.

MR. BARNES: Representative Mitten.

Is your screen working?

THE WITNESS: No.

MR. BARNES: Okay. Still not. How about if you let us know if the screen starts working so I'll stop asking that question.

THE WITNESS: Okay.

EXAMINATION

BY MS. MITTEN:

Q. Thank you. Good morning. I don't know if your attorney here asked you to get The Mission Continues' -- I think it was -- I called it the employee manual. Do you have that on your end of the world?

A. Give us one second; we'll have it in front of us.

Okay. I have our team member handbook in front of me.

Q. Yes. That's exactly right. And I'm going to call your attention to -- hang or a second; now I'm having a hard time finding my version of it.

I think it's Section 4, page 21 where it talks about care of donor records.

A. Okay. I'm on that page.

Q. Okay. So I'm just -- I mean, if you want

that take a moment to familiarize yourself with that paragraph.

So my question is just basically, based upon this employee manual, are you aware of any time when Eric Greitens returned donor lists to The Mission Continues or returned them to the files?

A. I'm sorry. I'm not sure I understand the question. Can you clarify?

Q. The second paragraph under "Care of Donor Records."

"When possible, obtain all materials from donor files and return the materials back to the files."

Are you aware that Eric Greitens or Krystal Taylor or anyone affiliated with the Greitens Group, in fact, did that with donor materials?

A. Again, just to clarify, are you asking if I'm aware that they returned the materials to our files after using them?

Q. Correct.

A. Well, first, I want to make clear that employees of the Greitens Group would not have had access -- authorized access to donor files. You know, there's --

Q. Well, I'm going to interrupt you real quickly there, because I believe that Krystal Taylor was a dual employee and would have, by virtue of that status, had access to those files.

A. Eric and Krystal were, in fact, employees of both The Mission Continues and the Greitens Group and would have been the only Greitens Group employees to have access to those files. I'm not aware of times when either Krystal Taylor or Eric Greitens would have used those files and then returned them.

Q. Okay. Are you aware of Eric Greitens or Krystal Taylor destroying donor materials or other materials obtained by The Mission Continues?

A. I'm not aware, no.

Q. Okay. When did you first become aware that Eric Greitens was running for political office?

A. I don't recall the exact date that Eric would have told me, you know, that he was running for office. I would probably peg it at that August 2015 time frame, when our discussions were around his stepping away from the board, and then I learned officially when the general public learned, subsequent to his announcement in September of 2015, that he was running for governor.

Q. Okay. Okay. And then earlier you testified that you -- nothing about your interactions with Eric Greitens would cause you to believe he was not trustworthy and honest. Would you characterize using The Mission Continues donor list for his political purposes as being trustworthy or honest?

A. I would characterize the use of any list or donor information or contact information -- anything that would fall under what we would have earlier described as confidential information -- as unauthorized by The Mission Continues and a misuse of those resources.

Q. So you -- if I get your testimony correctly, you believe that the unauthorized use of confidential information from a nonprofit corporation for political purposes as being honest?

A. No. I would constitute the use of donor information and confidential information of The Mission Continues as a misuse of our resources and against policies that The Mission Continues had established.

Q. Would you characterize using that data for political purposes as indicating the character trait of trustworthiness?

A. I'm sorry. Can you repeat the question?

Q. Would you characterize the use of The Mission Continues donor materials for political purposes as an exhibit or as -- display of the character trait of trustworthiness?

A. I would characterize the use of Mission Continues resources in that way as -- as misusing the trust of The Mission Continues.

Q. Thank you.

MS. MITTEN: No further questions.

MR. BARNES: Representative Lauer.

EXAMINATION

BY MS. LAUER:

Q. Thank you, Mr. Chair. Thank you for being here -- or for being there. And I also want to thank you for your service to our country. We certainly appreciate that.

A. Thank you.

Q. When we talked about the nondisclosure statement, it appeared as though this was a very important document to your organization; is that correct?

A. That's correct.

Q. All right. And you said that the board wanted to have this in place. Did the board come up

with a decision to initiate this agreement or to develop this agreement, or upon whose direction did this agreement begin?

A. It was a board-directed and board-initiated effort.

Q. And what was -- I know you said that you wanted to make sure that things were separate and distinct, but at that time, was there a level of concern that there might have been any crossover?

A. I think it was a -- and, again, I'm speculating and wasn't on the board at the time -- but was part of the process in developing it. It recognized the very simple fact that, you know, the CEO of The Mission Continues, a nonprofit organization, was also CEO of a for-profit organization, and this effort was focused on ensuring that those two entities remain separate and distinct.

Q. Okay. So given the fact that there was, as you just described, the for-profit and not-for-profit element with the same individual, there was a level of concern of potential conflict of interest?

A. I can't speak to the level of concern; I can only speak to what the board was focused on,

which is what their responsibility in governing the organization and their focus on governance.

Q. Okay. Thank you.

Over a period of time with this donor list, is it fair to say that this may -- the list may have began in 2007, with Mr. Greitens beginning it, and then continued on as normal practice to be developed over periods of time even today?

A. I can speak to the fact that donor lists and supporter lists were a part of our development activities and the generation of those lists, and they do continue to today.

Q. And that's part of your normal practice, would be to continue to obtain donors throughout the process?

A. That's correct.

Q. And would it be your practice to receive those names from, again, as you indicated, a variety of pathways?

A. Yes.

Q. All right. And so whether they are from other authorized lists or events or wherever they might come from, there is no set or exclusive list -- or exclusive way of obtaining those names? They can come from all over?

A. That's correct.

Q. Okay. Thank you.

The Greitens Group, as I understand it, is responsible more for the for-profit side and the sales of the books; is that correct?

A. The Greitens Group, as I understood it, was a for-profit entity that was created to cover Eric Greitens' separate literary and media activities, as well as his professional speaking.

Q. And were there names -- were the names of the people who purchased books or other lists of names obtained from those events as well?

A. I'm not aware of any lists that were generated as a result of individuals who had purchased the books. As we've previously talked about, there were either speaking engagements or, you know, book tour-type events during which individuals might have demonstrated an interest in The Mission Continues as part of Eric Greitens' stories that we then were able to build relationships with in the context of The Mission Continues.

Q. Okay. The -- let's go -- in talking about the list -- and the Chair had asked about the value of the list, and we've kind of been through that

discussion -- but in the nondisclosure agreement, when we're talking about the misuse or indicators for misuse, what would have been the remedy for misuse?

A. Can you -- you're speaking to the remedy --

Q. Based on the nondisclosure --

A. How we would handle the allegation of misuse?

Q. Yeah. Based on the nondisclosure agreement as the president of the organization --

MR. BARNES: Well -- hold on. Let me --

MS. LAUER: I'm sorry.

MR. BARNES: To the extent you're asking him for a legal conclusion about the legal remedy is one question, but if you're asking --

MS. LAUER: I'm asking about operational.

MR. BARNES: Operational remedy within the organization, I think, is another.

MR. AUSTIN: As opposed to this -- does this activity violate, you know, the rights to 501(c)(3) -- I mean, you did, too --

MR. BARNES: No, you're right, Kevin -- Representative, you're right.

MS. LAUER: I'm asking more about the

operational side. I want to clarify that.

MR. BARNES: Okay. And you can ask the legal question, as well, but I think that might have been the source of the confusion.

Q. (By Ms. Lauer) I'm sorry, sir. Let's back up, if you would.

As the president of an organization, you have a nondisclosure agreement, and should any employee violate that nondisclosure agreement, what would have internally been the remedy for that?

A. Well, if you're speaking about employee -- you know, I can't speak to the legal ramifications thereafter, but if we're speaking about an employee, it would have been viewed as an unauthorized use in express -- you know, in violation of our nondisclosure agreement and our employee handbook, as we've mentioned, and we enter, likely, into a discussion about the employee's future at The Mission Continues.

Q. Okay. So it could potentially be a disciplinary action and/or up to termination?

A. I would -- yes. I would assume so.

Q. And while we're talking about employees, it could be anyone, again, who signed a nondisclosure agreement; is that correct?

A. Yes.

Q. All right. And share with us -- again, I'm not looking for a specific number -- what is the -- internally, operationally, what is the impact of the misuse of this to The Mission Continues?

A. I can't speak to what that impact would be externally or internally.

Q. Do you have -- based on the information that you sent out to your donors and your partners, did you receive feedback from them as to their concern about the misuse of a list?

A. We received limited -- or near zero, you know, kind of impact or direct communications from our --

Q. I'm sorry. You're somewhat frozen, sir. Could you repeat your response?

THE WITNESS: We'll try and reconnect.

MR. BARNES: Off the record.

(A recess was taken.)

MS. LAUER: Ma'am, would you please restate what we were discussing?

(The pending question was read by the reporter.)

A. So we have been -- we've been in contact and regular interactions with some of our primary

partners and donors, and this has been a distraction for The Mission Continues. We're focused on -- our mission all across the country, empowering veterans to serve their country again and find pathways for them to serve, and it has been a distraction. It's not the type of conversation, as you might imagine, that I want to have with our partners and supporters. It's been a distraction across the organization, in terms of the amount of time that we have spent preparing and cooperating with multiple investigations. We have -- as you may be aware, you know, we have been placed on an advisory notice by Charity Navigator, which has been -- which has ranked us as a four-star organization for the last three years running but have put that on hold as investigations have gone on.

So while I still firmly believe in the organizational health and governance of the organization, you know, it's been a distraction, and I'm not going to hide that fact.

Q. (By Ms. Lauer) And I appreciate -- I certainly appreciate you explaining that and kind of going into more depth, and I want to clarify that my questioning of this is not for the integrity of The Mission Continues; it is just in the events that

we're talking about. Is that fair?

Sir, can you hear me?

A. That's fair.

Q. Okay. Thank you. So there has been an impact, obviously, as you've just described. When -- I want to shift gears a little bit.

When you were with The Mission Continues and Krystal was with Mission Continues and Greitens Group -- as we know, that was a part time in both groups -- how did you know that there were separate and distinct roles that she was fulfilling?

A. Could you ask the question again? There was a phrase in the middle that was a bit garbled.

MS. LAUER: Okay. Would you restate that, please?

(The pending question was read by the reporter.)

A. Well, in terms of how -- knowing the distinction between the roles, you know, there were the -- there were the prescriptions [sic] that were explicit within the MOU within the Greitens Group and The Mission Continues that outlined that relationship and how we handled the different responsibilities and the -- in terms of her roles and responsibilities at The Mission Continues, it

was outlined as pursuant to, you know, her role as an executive assistant and the activities that Eric's -- and time that Eric spent on Mission Continues business. In terms of her roles and responsibilities in the Greitens Group, I can't speak to those.

Q. (By Ms. Lauer) Okay. And going back to the e-mails on the donor list, we discussed that Lyndsey sent an e-mail to a variety of people carbon copying you as well as Krystal Taylor and Eric Greitens on 5/19/2014, which we listed as Exhibit 17, and that was sent to Krystal Taylor at The Mission Continues; correct?

A. Yes.

Q. Okay. And then I have an e-mail that we have previously identified as Exhibit 3A --

MS. LAUER: I'm sorry. He may not have that.

MR. BARNES: What we've labeled as Exhibit 3A is the e-mail from January 6th, 2015, from ktaylor@greitensgroup.com to Danny Laub and Michael Hafner. I provided that to your counsel because that was the e-mail to which the list was attached. And so --

THE WITNESS: I have that list -- I have

that e-mail now.

MR. BARNES: Okay. Great.

Q. (By Ms. Lauer) Okay. So then -- just to kind of put this back in framework here.

So on 5/19/14, Lyndsey sends an e-mail to ktaylor@missioncontinues with information on Exhibit 17, and then at some point on Exhibit 3A, Krystal Taylor then sends the donor list from the Greitens Group. So there's a transience at some point from ktaylor from The Mission Continues to the Greitens Group as listed in the e-mail here.

So are you familiar or do you have any insight as to how that donor list might have gotten from Mission Continues into Greitens Group through that e-mail transaction?

A. I have no idea how it would have gotten into Greitens Group e-mails, other than the fact that we sent Krystal Taylor, in her role as -- at The Mission Continues, the list, as was general practice for us to do, and as she served as Eric's adjunct and administrative assistant during the course of his time as CEO, that -- you know, as that e-mail indicates, we did send it to her in her role as executive assistant in May of 2014.

Q. And that would have been appropriate

because she was part of the organization at that time, and that was an internal document; correct?

A. That's correct.

Q. Okay. Thank you. And just to clarify, has Eric Greitens -- I think Representative Phillips asked about influence that Greitens might have. To what degree might he have any association with The Mission Continues, or does he continue to reference The Mission Continues in his events and so forth? What is your knowledge of that? To what level is he --

A. I have no knowledge of whether he continues to reference The Mission Continues externally.

Q. Okay. Again, I want to thank you for your service and your help with our veterans. Thank you.

THE WITNESS: Thank you.

MR. BARNES: Representative Austin.

EXAMINATION

BY MR. AUSTIN:

Q. Thank you, Mr. Chair. I'm Kevin Austin. Just a few follow-up questions. I'm going to be jumping around; I apologize for that.

If we go to Exhibit 17 --

A. I'm sorry to cut you off, but we -- it's a

bit garbled, and I, unfortunately, can't understand your question.

Q. (By Mr. Austin) Let me scoot up.

I'm Kevin Austin, District 136, and I'm going to jump around a little bit, and I apologize for that.

A. It's still fairly garbled. I'm having a hard time understanding.

I think we should try to call back.

(A recess was taken.)

Q. (By Mr. Austin) We're back on record, sir.

My name is Kevin Austin, representative from District 136, and I'm going to jump around a little bit, and I apologize for that.

If we go back to Exhibit 17, that's the e-mail from Lyndsey to you and others that Representative Lauer was asking about, and it's from Lyndsey to Lori Stevens. Do you still have that front of you?

A. I do.

Q. It carbon copies you, Eric Greitens, Krystal Taylor, and then Lyndsey Hodges. If you look at that, there -- it addresses Eric Greitens twice: Once Eric Greitens with his Mission Continues e-mail and then addresses Eric Greitens

the -- actually, the first time to his Gmail address. Do you know why that is?

A. My recollection is that from time to time, given Eric's travel schedule, occasionally, e-mails would pop up to him quicker if some went to his personal address. So it wasn't general practice that we would do that on all e-mails, but sometimes on more important or time-sensitive e-mails, we would also put his personal address.

Q. Okay. And then we're going to continue to jump. If we go to Exhibit 16, that's the NDA, and to follow up on some previous questioning, if we go to paragraph 4, it discusses remedies.

A. Okay. I have that in front of me.

Q. And it discusses remedies against an employee or former employee who violated this NDA, and one of the remedies is that The Mission Continues shall be entitled to adjoin the employee from the continuance thereof and may apply to any court of competent jurisdiction for entry of a TRO.

Has The Mission Continues done that with regard to the list we're talking about today?

A. We have not.

Q. Has The Mission Continues done that ever in the history, as far as you know, to any employee?

A. As far as I know, we have not.

Q. How many employees are there right now for The Mission Continues?

A. I don't know an exact figure.

Q. Well, that's -- while we don't want you to speculate, I'm going to ask you to guess. That may be the same thing.

A. Okay. We have close to 70 employees nationwide.

Q. And when you first came there, how many employees were there?

A. My recollection was there was certainly under 20. Maybe on the order of 15.

Q. When you go to seek donors and cultivate them, what percentage or number of employees when you first came there were dedicated to seeking donors and then afterwards cultivating them?

A. So when I -- I was hired as chief partnership officer in 2011. That was the team that I would have managed as the team of two individuals at the time who were specifically focused on development and fundraising. I believe there was a -- an administrator-type individual, but it was roughly two or three of that 15 who were specifically focused on development of fundraising.

Q. Do you remember their names?

A. Well, Lyndsey Hodges -- at the time -- Hodges-Reichardt now was one of them, and Tony Bryan was another.

Q. And what about Eric Greitens? Did he play a role in that?

A. Well, Eric was the CEO and founder of the organization and was the chief fundraiser for the organization at the time.

Q. And I assume that you had different methods -- and marketing may be a bad term, but marketing The Mission Continues to various donors, say, smaller donors versus larger donors.

A. We were able to triage donors based on their contributions to the organization, yes.

Q. And when you had larger donors, say, those that you might hope to get a thousand-dollars-or-above donation, what employees were concentrating on those when you first got there?

A. It would have been the same. It would have been the development team, in partnership with Eric on identifying and prioritizing across that donor list.

Q. So we're talking about Lyndsey, Tony, and

Eric Greitens?

A. In 2011, if that's the time frame we're talking about.

Q. And we are. And I'll ask you here in a second how that changed over time, but what was Lyndsey's role in cultivating these donors in 2011?

A. You know, my recollection is that Lyndsey was more of the, kind of, process and orchestrating the process itself, and that the cultivation and personal interaction fell more on Eric's shoulders.

Q. Okay. What was Tony's role?

A. Similar. Tony had a bit more of an external role, but, again, the lion's share was on Eric's shoulder.

Q. And then how did that change from 2011 onward?

A. Well, subsequent to my transitioning from the chief partnerships officer role, at which time both Tony and Lyndsey would have reported to me, embarked on professionalizing the development team even further, and the first step of which, as far as I remember, was hiring Lori Stevens, which is a name that you've seen on some of these e-mails, as well, as our vice president of development. And, you know, following her joining our senior team in that

capacity, she built up the practices and procedures on development of fundraising even more. Our team grew larger, and, you know, our donor pipeline diversified, as well as our team.

Q. And while Eric Greitens no longer plays an active role, do you still use his image or excerpts from his books or anything like that that help in your marketing?

A. We do not.

Q. Have you ever been contacted by Michael Hafner?

A. I have not.

Q. And very early in your testimony, you were asked about evidence of permission to give written consent to use the donor list that we've been talking about. Can you tell us what you've done to search your records -- and maybe you haven't, because I know you don't know what questions you're going to be asked today.

A. What we've done to search our records for what, in particular?

Q. For -- to see if there has been any sort of written permission for the donor list that we've been talking about to be transferred from The Mission Continues to the Greitens Group?

A. No. Well, we've done internal searches of our e-mails that surrounds this list in particular, and, again, pursuant to our MOU, have not found -- and nondisclosure agreements and employee handbooks, have not found anyplace evidence that suggests that internally this list was shared in a manner that wasn't consistent with those prescriptions.

MR. AUSTIN: That's all I have. Thank you.

MR. BARNES: Representative Rhoads.

EXAMINATION

BY MR. RHOADS:

Q. Thank you, sir. My name is Shawn Rhoads. I've just got a couple of quick questions, and I think Representative Austin kind of touched on one of those real quick.

I want to send you over here to Exhibit 18 again, please, which would be the Mission Continues letter to our partners that says, "You may have read about The Mission Continues in the news lately."

A. Okay. I have the one that begins, "To our partners. You may have read about The Mission Continues in the news lately."

Q. Yes. What was the date that was sent out?

A. I don't recall the exact date, but,

roughly, this would have -- this was probably two weeks ago.

Q. Okay. And so you sent this out two weeks ago. And when were you made aware that this list was possibly used?

A. Again, our first indication or allegation that we were aware of that the -- this list was out there and that others outside of The Mission Continues had it was in the summer of 2016, when a reporter contacted us with -- in possession of this list.

Q. Okay. Thank you.

And I think Representative Austin just kind of touched on this. As -- has The Mission Continues been conducting their own internal investigation into this matter?

A. Can you clarify -- are you talking about the use of the list?

Q. Yes. I'm sorry. Yeah. Being made in light of that this list was out and not kept internal, has The Mission Continues looked into this matter about the list?

A. Well, we've been looking deeply into the matter, pursuant to these investigations, and, you know, we -- again, our internal investigations over

the use of the list internally and with employees, in the context of The Mission Continues, has not uncovered evidence, to my knowledge, that suggests, you know, internal misuse of the list or that the list was generated for anything other than purposes of The Mission Continues and contact of The Mission Continues partners and supporters, subsequent to a CEO transition claim that we had developed internally.

MR. RHOADS: Okay. Thank you, sir.

MR. BARNES: Representative Pierson.

EXAMINATION

BY MR. PIERSON:

Q. Thank you, Mr. Chair. And thank you, Mr. Kympton, for your time here today.

I just have one question, and that was just to ask was there anything, as we have been at it for over an hour and a half, that you wanted to say or express to us or clarify at this point in your testimony?

A. There's nothing I'd like -- thank you for the opportunity to add that. Nothing I'd like to add or clarify, other than what I mentioned before. I mean, we are -- I have appreciated the opportunity to participate in this investigation, as you might

imagine, as someone who is focused on preserving and protecting an organization whose impact we want to have nationally and whose impact we want to continue with veterans all across the country. It's important for us to present what we know and the evidence that we have that suggests and reflects our internal practices at the time, so thanks for the opportunity to do that.

MR. PIERSON: Very good. Thanks for your service, work, and time here today.

Thank you, Mr. Chair.

MR. BARNES: We are back to me, and everyone is trying to wrap up here, but I am going to have a few short, I think, easy questions, and then we're going to be finished.

RE-EXAMINATION

BY MR. BARNES:

Q. Does Lori Stevens still work for The Mission Continues?

A. Lori transitioned for another opportunity at the end of 2017.

Q. Do you -- where was she based?

A. In Boston.

Q. Did she leave amicably?

A. Yes.

Q. Okay. Lyndsey Hodges, when did she leave the organization?

A. I don't recall the exact dates. I believe it was, you know, the first half of 2014 -- or 2015, but not certain of the dates.

Q. Did she leave -- did Lyndsey Hodges-Reichardt leave the organization amicably?

A. Yes. That's how I would characterize it.

Q. Okay. And where -- does The Mission Continues maintain an e-mail list separate from the donor list?

A. Well, all of our contact information, donor or otherwise, would be contained within our Salesforce databases.

Q. Was that true in 2014 as well?

A. To the best of my recollection, yes.

Q. Are they separate databases -- as regarding -- let me clarify that question.

Is the e-mail list a separate database from the donor list?

A. No. It would be contained within the same database. There could be different levels of access based on, you know, individuals' access rights into whether or not it's donor information or contact information.

Q. Okay. Are they contained within different lists within that larger database?

A. Not to my knowledge.

Q. So they are not different tabs; it's just one big -- okay. It's all -- they're all merged together?

A. They would be merged together under an individual's file. So if you had -- if you were in The Mission Continues databases, your donor information might be a tab under your file; your contact information might be separate.

Q. Okay.

A. But contained within your file on the Salesforce architecture.

Q. So if a Mission Continues employee who logs into Salesforce, if they want to get the entire e-mail list, they could click on a button that says, Give me all of the e-mails?

A. I'm not a technical expert, but you -- there are reports that are generated by Salesforce, and you would have to execute a report that then pulls that information down into a usable list like an Excel file.

Q. Are you aware of any program that would -- that you could check that would make you aware of a

person downloading -- running such a report?

A. I'm not aware of a program that would do that.

Q. Okay. I believe your counsel provided some documents, but I'm -- I'm not -- it's hard to go back and trace things five years into the past, so -- okay.

MR. BARNES: I have no further questions. Does anyone else have any further questions?

MR. AUSTIN: Do you want to know where Lori went to? I don't know if you want --

MR. BARNES: Do you have contact information for Lori Stevens -- I think that's a question -- we'll ask counsel if they can arrange that.

MR. AUSTIN: Okay. That's fine.

MR. BARNES: Thank you very much. We really appreciate your willingness to spend some time with us this morning.

THE WITNESS: Yeah, I appreciate the opportunity to share.

MR. BARNES: Thank you.

I move that we close Monday's hearing, which starts at noon, and it -- in the Jeff City Police Department.

All those in favor will vote yes.

MR. CURCHIN: Chairman Barnes.

MR. BARNES: Aye.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Aye.

MR. CURCHIN: Representative Mitten.

MS. MITTEN: Aye.

MR. CURCHIN: Representative Lauer.

MS. LAUER: Aye.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Aye.

MR. CURCHIN: Representative Rhoads.

MR. RHOADS: Aye.

MR. CURCHIN: Representative Pierson, Jr.

MR. PIERSON: Aye.

MR. BARNES: By your vote of seven aye and zero no, you have voted to close Monday's hearing at noon sharp at the Jefferson City Police Department.

And that will -- is there anything else we need to vote on?

That will close today's hearing.

(The hearing adjourned at 9:54 a.m.)

CERTIFICATE OF REPORTER

I, Lisa Ballalatak, a Certified Court Reporter for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing hearing was duly sworn by me; the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

_____

Lisa Ballalatak
Missouri Supreme Court
Certified Court Reporter

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 2, 2018

TAKEN AT
Jefferson City Police Department
401 Monroe Street
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

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A P P E A R A N C E S

FOR THE TESTIFYING WITNESS, LYNDSEY HODGES REICHARDT:

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ALSO PRESENT:

Alixandra Hallen, Minority Counsel; Alex Curchin, Legislative Counsel to the Speaker of the House of Representatives; and Bryan Scheiderer, Legislative Analyst.

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Exhibit No. 19 (newly marked)
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from Eric Greitens to TMC Staff 20

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EXHIBIT INSTRUCTIONS:

Exhibits not attached to the transcript; retained by Committee.

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P R O C E E D I N G S

CHAIRMAN BARNES: I now call to order the Special Investigative Committee on Oversight.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Here.

SECRETARY CURCHIN: Representative Phillips?

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Mitten?

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Lauer?

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Austin?

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Rhoads?

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Representative Pierson, Jr?

REPRESENTATIVE PIERSON: Here.

CHAIRMAN BARNES: I now move -- well, let me say, I heard last week from Mr. Ed Dowd about a gentleman named Jack Neyens, who was the chief financial officer for The Mission Continues for a significant period of time, and a period of time that overlapped with Governor Greitens tenure at The Mission Continues.

Mr. Dowd suggested that we should talk to

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Mr. Neyens, and I think it is a good idea.

I subsequently had a conversation with Mr. Dowd this morning, who I do not believe formally represents Mr. Neyens, and we had talked earlier about him being here at eight a.m. He's coming from St. Louis. I asked if nine a.m. would probably work better.

He said he was going to get Mr. Neyens my contact information. I haven't heard from Mr. Neyens yet, but --

REPRESENTATIVE MITTEN: For tomorrow?

CHAIRMAN BARNES: For tomorrow. He's coming from St. Louis. I don't foresee any possibility that he would rather be here at eight rather than nine.

So is the Committee okay with nine a.m. tomorrow?

REPRESENTATIVE AUSTIN: If not ten.

REPRESENTATIVE MITTEN: Are we noticed up?

CHAIRMAN BARNES: Let's take a break.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: After having made phone calls to contact the clerk's office on timing, tomorrow's hearing we are going to schedule at 12:15 in the afternoon.

It is 12:15 right now, and I move to close the hearing for tomorrow. All those in favor will vote yes.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Chairman Barnes?

CHAIRMAN BARNES: Aye.

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SECRETARY CURCHIN: Representative Phillips?
REPRESENTATIVE PHILLIPS: Aye.
SECRETARY CURCHIN: Representative Mitten?
REPRESENTATIVE MITTEN: Aye.
SECRETARY CURCHIN: Representative Lauer?
REPRESENTATIVE LAUER: Aye.
SECRETARY CURCHIN: Representative Austin?
REPRESENTATIVE AUSTIN: Aye.
SECRETARY CURCHIN: Representative Rhoads?
REPRESENTATIVE AUSTIN: Aye.
SECRETARY CURCHIN: Representative Pierson?
REPRESENTATIVE PIERSON: Aye.
CHAIRMAN BARNES: Vote of seven ayes, zero nos. We voted to close tomorrow's hearing to start at 12:15 p.m. in this location.

Is there any other housekeeping we need to take care of?

(No response.)

LYNDSEY REICHARDT, having first been duly sworn by the Chairman, testified as follows:

QUESTIONS BY CHAIRMAN BARNES:

Q. Can you state your name for the record?

A. Lyndsey Reichardt.

Q. And, Lyndsey, is your maiden name Hodges?

A. That's correct.

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Q. Okay. And so when you worked for The Mission Continues, was your name Lyndsey Hodges?

A. Most of the time.

Q. And then it was Lyndsey Hodges Reichardt?

A. Yes.

Q. Okay. Now it's just Lyndsey Reichardt?

A. Correct.

Q. Okay. Have you ever given testimony in a deposition before, Ms. Reichardt?

A. No.

Q. Okay. Just to give you a few ground rules. We are having a conversation. It is somewhat abnormal conversation because there is someone sitting right there taking notes on it.

When you answer a question, we need you to answer yes or no and not just shake your head one way or another so that we can get a record of your answer; you understand that?

A. Yes.

Q. Great. If someone asks you a question and it has multiple parts or is confusing to you in any form or fashion, please just stop them and ask them to restate the question. Because we would rather have you make sure that you understand the actual question being asked of you than to answer something vague, ambiguous or multi -- that has

multi-parts to you; do you understand that?

A. I do.

Q. Okay. And if you need to stop for any reason, just let us know, okay?

A. Okay.

CHAIRMAN BARNES: Counsel, would you like to state your appearance for the record?

MR. WATTS: Yes. Thank you, Mr. Barnes. Patrick Watts on behalf of Lyndsey Reichardt.

BY CHAIRMAN BARNES:

Q. Okay. With that out of the way, Ms. Reichardt, when did you start working for The Mission Continues?

A. September 2009.

Q. And who hired you to work for The Mission Continues?

A. Eric Greitens.

Q. Did you know Mr. Greitens before that period of time?

A. Yes.

Q. And what was the context which you came to know him?

A. He was my professor at the University of Missouri in graduate school.

Q. And what was the context of that relationship that led to you applying for a job at The Mission

Continues?

A. During part of the class he was talking about The Mission Continues as a nonprofit, and I thought the idea and the model sounded innovative.

And the last night after class, I went to talk to him and asked him about if they had any job openings, and he said he wasn't sure but for me to send him my resume', so I did.

Q. I take it then you were an outstanding student?

A. I hope so.

Q. Okay. And that's why -- that's how it -- was that in -- did you graduate then in the summer/spring of 2008?

A. No. I actually moved to St. Louis to take a job with The Mission Continues, and continued some of my graduate schooling at the University of Missouri-St. Louis and transferred those credits back to Mizzou.

Q. Oh, I get it. You already had an undergraduate degree?

A. Yes.

Q. And you were in graduate school at the University of Missouri?

A. That's correct.

Q. What was the school?

A. The School of Public Affairs, Truman School.

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Q. Have you since earned your graduate degree?
A. I have.
Q. Congratulations.
A. Thank you.
Q. When did you stop working for The Mission Continues?
A. February of 2015.
Q. Would you describe that as an amicable parting?
A. Yes.
Q. And what was the reason for it?
A. Just working a lot of hours for several years, and I had just recently got married and wanted to start a family and wanted to cut back on my work hours a little bit.
Q. And what was your role with The Mission Continues?
Let me start with 2009, and then if you could describe how it grew or whether it was the same all the way through?
A. Sure. When I was first hired, I was the community outreach manager, so I was responsible for marketing and communications efforts as well as a little bit of fundraising. And then after a period of time, I was promoted to development director.
Q. And when was that?

A. I don't remember.

Q. Was it prior to 2014?

A. Yes.

Q. Okay. And what did you do as the development director?

A. Basically anything related to fundraising. We had a big annual veterans' gala that I helped plan. I wrote corporate proposals for fundraising.

I worked with individual donors. I helped write appeal letters, identifying donors that would be good for Eric or other leadership members to meet with.

Q. So I think I heard -- maybe there was more than this, but I heard four different things there. And I want to take each of them and give you an idea of where I'm going.

One was work with individual donors; two, you identified donors; three, you worked with appeals to corporations I guess for donations; and four is you said something about foundation?

A. Yes.

Q. Okay. Well, let's take each of these in turn. I'm going to start with identifying donors. What do you mean by you worked to identify donor? What did that process look like and what were your tasks?

A. So people would come to us because they were

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interested in learning more about veteran issues or more about Eric, and would make a small donation to The Mission Continues.

And I would help set up meetings with people that I thought might have more potential to give larger gifts or to contribute more to The Mission Continues.

Q. Okay. So you get a donation, a hundred dollars from an individual, and as donations are coming in, are you looking at, even at those small dollar amounts, who the individuals are?

A. Yes.

Q. And then you noticed that John Doe, or let's say Jane Doe is the CEO of a public traded corporation and she gave a hundred dollars, right, would that be -- is that the type of thing you're looking for to identify whether they are the type of donor that has capacity to give more?

A. Yes.

Q. Okay. And then did you do that on a frequent basis?

A. Yes.

Q. Can you describe what that process was, how frequent it was?

A. Every time somebody made a donation online, I received an e-mail that showed me who that person was and the amount that they gave.

And I was also responsible in the beginning for helping opening the mail and seeing what types of checks were coming in.

So as I -- I would always prepare a list of donors that came in to share with the organizations' leadership.

So sometimes it would be me identifying who I thought might be a good prospect, and other times it would be the leadership looking at the list to see if they knew any of the names of those people.

Q. And did you make -- was it common practice for you to call anyone who made a donation over a certain amount to thank them and --

A. Yes. We had a practice at The Mission Continues where we called every donor regardless of the amount on typically a quarterly basis to thank them for their gift. And that involved all the staff.

So we would prepare a list and give it to -- give it amongst staff members and give them notes about that gift, and then have them call and thank those donors.

Q. And this was a shared responsibility?

A. The development team was responsible for creating the list, but it was part of the whole organization's responsibility to thank the donors.

Q. How were donors directed to -- you mentioned

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Internet donations, did The Mission Continues use money to advertise on Google AdWords or Facebook or anything of that nature to get potential donors to come to their web page?

A. Not to my knowledge.

Q. Okay. So it would be more natural search engines for other events that would lead people to The Mission Continues website; is that a fair statement?

A. I think so.

Q. Okay. You said you worked with individual donors, obviously some of that is what we just talked about with identifying them, creating lists for members of the organization, calling them yourself; did you call them yourself?

A. Some of them, yes.

Q. Okay. What other types of things would you do to work with individual donors?

A. Sometimes I would go have coffee or lunch with them, tell them about the organization's plans and how we were growing, and assess their interest in being more involved with the organization.

Q. Were you responsible for gaining donors who donated in excess of a thousand dollars?

A. Yes.

Q. Was that -- were there dozens of them, hundreds of them? Can you give an estimate as to the frequency with

which you would have those types of meetings?

A. I don't remember. Initially I met with more people, but as the organization grew, the leadership members above me would take those meetings.

Q. And by other leadership members above me, who are you referring to?

A. Spencer Kympton, who is now the president; Lori Stevens, who was my boss; Meredith Knopp, she was the vice president of programs.

Q. And Mr. Greitens himself?

A. Yes.

Q. Of those five, would you say that one of them did the bulk of these meetings?

A. No.

Q. Can you describe for us what you believe the breakdown would be of responsibility for such a meeting?

A. I think it would depend on where the meetings were. Lori was located in Boston, and Spencer in New York, and Meredith in St. Louis, so it just would depend on where the donors lived and their proximity to that staff person and what their travel was.

Q. So Spencer -- and did Eric go between all three, amongst all three? I'm sorry, Mr. Greitens go amongst all three?

A. Can you clarify what you mean?

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Q. Well, you listed Boston for Lori Stevens, New York for Spencer Kympton and St. Louis for Meredith Knopp, and then you did not mention Mr. Greitens.

And so the question is: Did Mr. Greitens have a geographic base or was he sort of the free-floater that went to multiple places?

A. That's correct. He traveled all over the country.

Q. Did you have any experience with nonprofit organizations before going to work for The Mission Continues?

A. Yes.

Q. And who were those org-- which of those organizations?

A. Before The Mission Continues I was previously employed at the American Cancer Society. Before that employment I was involved as a volunteer with a number of those nonprofit organizations throughout high school and college.

Q. And what did you do at the American Cancer Society?

A. Fundraising there. I primarily helped plan Relay For Life fundraising events.

Q. Is -- let me back up to planning the banquet in St. Louis.

A. Yes.

Q. You planned the banquet?

A. It was a team effort, but yes, I led that.

Q. And how did you identify sponsors for tables?

A. Some of them identified themselves. We put together a sponsorship packet and went to companies. And we also had a leadership committee comprised of individual volunteers who would help us identify corporations who might want to sponsor tables and individuals who might want to purchase tickets.

Q. Who was on that leadership committee?

A. [redacted], [redacted], [redacted], [redacted], [redacted], [redacted]. Those are the names I can remember right now.

Q. Three years later that is a phenomenal answer to that question.

A. That gala took up a lot of my life.

Q. Okay. And so was Mr. Greitens on the leadership committee?

A. He was not.

Q. Did he work with -- obviously he worked with the leadership committee some?

A. Some, yes.

Q. Okay. But the leadership committee was responsible for identifying these table donors and

corporate givers?

A. Yes.

Q. And was that limited to St. Louis or did that go broader than St. Louis?

A. Broader than St. Louis.

Q. And so when the leadership committee identifies a corporate donor, did they also identify a potential individual donor?

A. Yes.

Q. When they identify a corporate donor or an individual donor, what was the next process?

A. So the sponsorship packet that I told you about identified both sponsorship opportunities, an individual ticket, and those committee members would typically do the solicitations themselves.

In fundraising it works better if somebody who has a personal relationship asks you for money versus the organization.

They would also provide us with names for the invitation list.

Q. Were there individuals who, and corporations, who donated more than a thousand dollars to The Mission Continues for whom Mr. Greitens was not primarily responsible for their first introduction to The Mission Continues?

A. Yes.

Q. How frequent would you say that was an occurrence?

A. I'm not sure that I can answer that.

Q. Okay. Would you say that the majority of the people were -- I'll get there. Let me ask it a different way.

Did you have daily contact with Mr. Greitens in your work for The Mission Continues?

A. No.

Q. How would you describe your contact and your relationship with Mr. Greitens when you worked at The Mission Continues?

MR. WATTS: Can -- can -- I'm sorry. Can you break that down, because that's very broad?

BY CHAIRMAN BARNES:

Q. How often did you have contact with him when you were with The Mission Continues?

And, again, you start in 2009, you went to 2015. Sort of can you give it in the terms of starting in 2009 as you moved forward?

A. Yes. In the beginning it was probably more frequent because we had a smaller staff, and I was the primary development person that was reporting to him.

As the organization grew and we had more people,

I had less direct contact with him over the years. We would try to have weekly meetings, but again, that depended on his travel and his schedule.

Q. Was his travel for The Greitens Group ever a point of contention with people who worked for The Mission Continues?

A. Not to my knowledge.

Q. You said you would try to have weekly meetings. What would you say your batting average was of actually having said weekly meetings?

A. I don't remember. That was so long ago.

Q. Okay. That's fair.

(EXHIBIT NO. 19 WAS MARKED FOR IDENTIFICATION.)

BY CHAIRMAN BARNES:

Q. I have placed in front of you what has been labeled as Exhibit 19.

CHAIRMAN BARNES: Everyone on the Committee should have this in front of them. This was a document that was included in the document production from The Mission Continues. Make sure we're all working from the same page.

BY CHAIRMAN BARNES:

Q. It's from Eric Greitens, egreitens@themissioncontinues to TMC Staff. It starts: Team, it's good to be back from sabbatical.

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Have you had the opportunity to review this e-mail?

A. Yes, I have.

Q. Do you recognize this e-mail?

A. Yes.

Q. Do you remember receiving it at some point in time?

A. Yes.

Q. And was it approximately April of 2014 when you received it?

A. Yes.

Q. What were your thoughts when you first received this e-mail?

A. Can you clarify what you mean by that?

Q. Yeah. Were you -- first of all, do you remember, were you at the office on Thursday, April 24th, because I think there's a later e-mail that indicates you might not have been there on April 24th?

A. I got married on April 26th, so I don't think I was in the office.

Q. You were planning?

A. Yes.

Q. Planning accordingly?

Okay. But you did get this at some point --

A. Yes.

Q. -- thereafter; is that correct?

A. That's correct.

Q. And did Mr. Greitens' decision to leave The Mission Continues trigger any preparation by the development team?

A. Yes.

Q. And what were those preparations?

A. Anytime there is a big leadership change within an organization it's standard fundraising practice to take your top donor and let them know about that change.

Q. And so do you recall the plan put together to notify top donors of the change in the organization?

A. After seeing this e-mail, yes.

(EXHIBIT NO. 13 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

BY CHAIRMAN BARNES:

Q. I'll now direct your attention to what's marked as Exhibit 13. Do you recall receiving this e-mail?

A. Yes.

Q. And what was the development team's plan for the transition?

A. Essentially to identify our top donors and let them know that Eric was going to be leaving the organization in a few months, and that the organization is in good hands with Spencer Kympton, the new president.

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Q. And was that the purpose of Lori Stevens sending this e-mail?

A. Yes.

Q. And was that the purpose of Ms. Stevens including the attachments to this e-mail with it?

A. Yes.

Q. Was there any alternative purpose to providing Mr. Greitens the full list of The Mission Continues donors who had given over a thousand dollars?

A. Not to my knowledge.

Q. Let me give you two perspectives that the Committee has heard and just ask your general thoughts.

So we've heard one point of view was that this e-mail, the attachment thereto were kind of as you've described, which is part of an overall plan for the development team to transition and to create a proactive communications plan. I would call that perspective A.

Perspective B is that it was for transition and also for Mr. Greitens own use because these were his contacts, his friends, his family, his family members and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future.

From the perspective as a person on the development team at The Mission Continues, which of those two competing thoughts is closer to the truth; the one that

says this was part of a transition or the one that says it was part of a transition and this was Mr. Greitens' list?

A. In my opinion, the first option. This is part of a transition.

Q. And the transition only?

A. Yes.

Q. Were employees of The Mission Continues generally aware at this time in the spring of 2014 of Mr. Greitens' plan to run for office?

A. Not to my knowledge.

Q. Do you know if there was any expressed consent from anyone at The Mission Continues for Mr. Greitens to use this list of donors over $1,000 for political purposes?

A. Not to my knowledge.

Q. Do you know if there was any implied consent from anyone at The Mission Continues that Mr. Greitens could use this list for political purposes?

A. I don't think so.

Q. Another witness before this Committee testified that they remembered you expressing some concerns about providing Mr. Greitens with The Mission Continues list. Do you recall orally expressing those to anyone at the time?

A. I don't remember that.

(EXHIBIT NO. 17 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

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BY CHAIRMAN BARNES:

Q. I'll now direct your attention to Exhibit 17. Do you recognize this?

A. After seeing it in front of me, yes.

Q. And what is this?

A. I had been gone on my wedding and honeymoon, and when I returned, I looked at the previous list that Lori provided to make sure that there were -- everybody we needed to contact to let them know about Eric's transition.

Q. And I see in here it says, the second -- no, I'm sorry, the third sentence says: Additionally, I went through the thousand-dollar-plus list and flagged donors that you might want to consider calling.

Do you recall doing that?

A. I don't.

Q. But if you say that in this e-mail at the time, do you believe you, in fact, did it?

A. Yes, I do.

Q. Okay. To your recollection did the development team track the calls that Mr. Greitens made in relation to this transition?

A. I'm not sure.

(EXHIBIT NO. 16 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

BY CHAIRMAN BARNES:

Q. I would like to direct you now to Exhibit 16, and there is no reason for you to recognize this particular document, because you did not sign this document, but do you recall ever signing a nondisclosure agreement with The Mission Continues?

A. Yes, I do.

Q. And was it substantially similar, if not identical, to this nondisclosure agreement in front of you today?

A. I believe so.

Q. Did you have -- go back to the list. Did you have family, friends or acquaintances who donated more than a thousand dollars to the list?

A. No.

Q. And where did you go after working for The Mission Continues?

A. I worked at a nonprofit called Justine Peterson.

Q. It's called Justine Peterson?

A. Yes.

Q. And what type of -- what's their general field?

A. It's a nonprofit organization that provided micro-lending so that people in poverty could avoid Payday loans.

Q. Did you use The Mission Continues $1,000-plus donors' list when you moved to Justine Peterson?

A. No.

Q. Why not?

A. I'm not sure that I had the list.

Q. If you had the list, would you have used it?

A. No.

Q. Why not?

A. It's typical practice in fundraising not to take donors from one organization to the next unless you specifically have developed a friendship with them outside of the donation.

Q. What about use of the list?

A. Can you clarify what you mean?

Q. Taking a document from one organization and using it in a subsequent organization for which you worked to identify donors?

MR. WATTS: Can you restate that? I'm not --

THE WITNESS: Yeah.

MR. WATTS: Can you just restate the total question so it's all in one piece?

BY CHAIRMAN BARNES:

Q. In the nonprofit world, is it appropriate for a person in a fundraising role to take a list of donors from one organization and use it to identify the potential donors to a separate entity which they are now working?

A. Not unless the donors are interested in that

topic.

Q. Does it involve seeking permission from the prior organization?

A. I don't know.

Q. Okay. And do you still work for Justine Peterson?

A. I do not.

Q. Whom do you work now for?

A. Oasis.

Q. And is that another nonprofit?

A. It is.

Q. Do you still work in fundraising?

A. I do.

Q. To your knowledge -- I'm going to change gears here.

To your knowledge did The Mission Continues ever purchase Mr. Greitens' books?

A. I don't think so.

Q. To your knowledge did The Mission Continues ever pay for travel expenses for Mr. Greitens for activity that was not related to The Mission Continues?

A. Not to my knowledge.

Q. Do you know a person named Michael Hafner?

A. I do not.

Q. You never met with Michael Hafner?

A. I did not.

Q. And to your knowledge did you ever speak with Michael Hafner on the telephone?

A. Not to my knowledge.

Q. Did you have any contact with Mr. Greitens' Campaign For Governor?

A. Yes.

Q. And what was the nature of that contact?

A. When I worked at Justine Peterson, I was not happy with my job, and I went to talk to Eric. He let me know he had a fundraising position open, but we decided that I had a baby due in a few weeks and that having a newborn and working on a campaign was probably not the smartest decision.

Q. When approximately was that?

A. Probably April or May of 2015.

Q. Did you have any communications with anyone else at the campaign other than that? Was this a single meeting that you had with Mr. Greitens?

A. Yes.

Q. Okay. Did you have any communications with anyone else on the campaign?

A. Yes.

Q. And who was that?

A. Meredith Gibbons.

Q. Okay. When were those communications? When were those communications and what were the nature of those communications?

A. My boss at Oasis knew Meredith's family and knew that I used to work with Eric and suggested that I go meet her and give her some suggestions about working with Eric.

Q. When was that?

A. Fall of 2016 I think, or '15 maybe.

Q. There's a pretty big difference between the two of those.

A. I don't -- I don't remember.

Q. You don't recall. Okay. Do you recall the nature of your advice?

A. Yes.

Q. And what was that?

A. I -- I told Meredith that Eric likes updates, and to always be over-prepared for every meeting.

Q. Did Ms. Gibbons speak to you at all about the list from The Mission Continues of donors who gave more than a thousand dollars?

A. She had a donor list, but I don't know if it was that same list.

Q. When you say she had a donor list, what do you mean?

A. Meredith provided me with a list of people that

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Eric was considering asking for money for the campaign.

Q. How big was that list?

A. I don't remember.

Q. And what did she ask about the people on that list?

A. She asked if any of them would be good prospects.

(EXHIBIT NO. 3 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

BY CHAIRMAN BARNES:

Q. I'm handing you what's marked as Exhibit 3. If you could flip beyond that first page, there's a list attached here.

The second page is an e-mail to which The Mission Continues 1K-plus list is attached. And then the third page -- starting on the third page are the -- is The Mission Continues list as been identified by other witnesses. If you could take a moment to look at that?

MR. WATTS: Do you want us to look at the second attachment as well?

CHAIRMAN BARNES: It's the second attachment is the foundation.

BY CHAIRMAN BARNES:

Q. I'm not going to go through line by line and ask you about these folks, but do you recognize any names? Is this what the list that Ms. Gibbons spoke to you about

looked like?

A. I don't remember honestly.

MR. WATTS: Can you break that question down into two questions?

CHAIRMAN BARNES: Yes.

MR. WATTS: Listen to the question.

BY CHAIRMAN BARNES:

Q. Do you -- is this what the list Ms. Gibbons showed you looked like?

A. I don't know.

Q. Was it in an Excel spreadsheet format?

A. I don't remember.

Q. Do you remember any of the individuals whose names she asked you about?

A. No.

Q. Did Ms. Gibbons -- did the campaign reach out to you through -- to you for this meeting?

A. No.

Q. They reached out to your boss?

A. No.

Q. I'm trying to figure out how it got to you. Your boss of Oasis was friends with the Gibbons family?

A. Correct.

Q. And your boss said, hey, I'm friends with the Gibbons family, you used to work for Mr. Greitens, now

Meredith Gibbons works for him, would you be willing to go meet with her?

A. Yes.

Q. Do you know who contacted your boss to make that --

A. I don't know that anybody did.

Q. How was it learned that Ms. Gibbons was working for Greitens?

A. I don't know.

Q. You don't know. It was just your boss said, hey, I've got this family friend who's now working for him, would you be willing to go talk to her?

A. Yes.

Q. So --

MR. WATTS: Can we identify her boss so we make sure we're discussing the correct individual?

THE WITNESS: Brett Heinrich is his name.

MR. WATTS: Okay. I just don't want any confusion on the record.

BY CHAIRMAN BARNES:

Q. And so someone -- someone likely talked to Mr. Heinrich first about the fact that Ms. Gibbons worked there?

A. I don't know.

Q. You don't know. Do you remember approximately

how long the list of donors was that they wanted to talk about?

A. With Meredith?

Q. With Meredith. Not -- I'm sorry -- that she asked you about?

A. I don't recall.

Q. Do you recall how long the meeting was?

A. An hour. We went to lunch.

Q. And did you say -- had she just recently been hired on to the campaign; is that correct?

A. I believe so.

Q. That might help us nail down the year. Outside the context of your testimony, you can't recall whether it was 2015 or 2016, but when she started on the campaign is a more easily verifiable date.

Do you recall any further conversations with Ms. Gibbons?

A. No.

Q. Did you have any further contact with anyone from the campaign?

A. No.

Q. Okay. So now this is definitely one way this is not like a deposition, because there are seven people asking questions.

And so you're not surprised as we go through, but

the order we're going to go is our vice chairman, our ranking member, and then we're going to go in order of legislative seniority and then down the table.

A. Okay.

CHAIRMAN BARNES: Representative Phillips?

QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. I'm state representative Don Phillips, District 138, which is Kimberling City, is where I live near Table Rock Lake.

I'm going to totally switch gears on you here.

A. Okay.

Q. In the years that you worked with Mr. Greitens, would it be fair to say that you got to know him pretty well as a person?

A. I think that's fair.

Q. Okay. And did it come as a surprise to you when the news broke that Mr. Greitens had been involved in an extramarital affair?

A. I don't think I had any opinion about that either way.

Q. Okay. And if I understood you right, you were single at the time that you first started working with him; is that correct?

A. That's correct.

Q. Okay. Was there ever a time that he was anything

but professional and business-like in his relationship with you as a single woman?

A. No.

Q. In your work time with Mr. Greitens, would you say that he was a person that you would characterize as honest and trustworthy?

A. Yes.

Q. Okay. Thank you. That's all I've got.

CHAIRMAN BARNES: Representative Mitten?

REPRESENTATIVE MITTEN: Thank you. Hopefully I just have a couple here.

QUESTIONS BY REPRESENTATIVE MITTEN:

Q. Hi. I'm Gina Mitten.

A. Hi.

Q. I'm from the St. Louis area. And I apologize, some of this might be things you've already testified about, but maybe something in the record wasn't clear, so it piqued my curiosity.

First of all, did you ever have an issue or are you aware of there ever being any issues within The Mission Continues about how The Mission Continues accounted for Mr. Greitens' salary or bonus or any sort of accounting issues?

A. Not to my knowledge.

Q. Okay. Did Mr. Greitens ever ask you to change

how any compensation or bonus he was received was accounted for, like for instance, anticipation of an annual audit?

A. Not to me.

Q. Did you sign a nondisclosure agreement with The Mission Continues?

A. Yes.

Q. Okay. And did you sign a nondisclosure agreement with your -- you've had two subsequent not-for-profit employers. I'm going to start all over again on this question.

You've had -- you've worked -- did you sign a nondisclosure agreement with the second -- was it Justine Peterson?

A. No.

Q. Did you sign a nondisclosure agreement with Oasis?

A. No.

Q. Have you had any conversations with Mr. Greitens regarding your testimony here today?

A. No.

Q. Have you had any conversations with anybody currently affiliated with The Mission Continues about your testimony here today?

A. No.

Q. Have you had any conversations with anybody

formerly affiliated with The Mission Continues about your testimony here today?

A. Yes.

Q. Who would that be?

A. Krystal Taylor, Krystal Proctor.

Q. Could you just briefly describe for the Committee what that discussion entailed?

A. Just that I had to testify.

Q. Okay. Nothing specific?

A. No.

Q. Nothing about the questions that she was asked or --

A. No.

Q. You've testified that The Mission Continues never purchased any books authored by Eric Greitens; is that a fair characterization?

A. To my knowledge, no.

Q. I understand. Are you aware of whether books authored by Eric Greitens were ever donated to The Mission Continues?

A. I'm not sure.

Q. Okay. You just don't know?

A. No.

Q. Okay. Are you aware of whether The Mission Continues ever reimbursed anyone for purchases of books

authored by Eric Greitens?

A. Not to my knowledge.

Q. Did The Mission Continues ever have involvement in book signings or book signing events that Mr. Greitens would participate in?

A. I don't think so.

Q. Just that you're not aware?

A. I'm not aware.

Q. And you didn't do the accounting for The Mission Continues?

A. Correct.

Q. So it's possible that you wouldn't know?

A. Correct.

Q. Were you aware of the joint -- apparently -- I can't get this out. I'm sorry. It's Monday morning.

A. You're fine.

Q. I'm not on my game.

Were you aware of any, The Mission Continues, joint meetings between The Mission Continues and The Greitens Group? Did they have, like, regular Friday meetings?

A. Can you clarify what you mean?

Q. Are you aware of whether The Mission Continues and The Greitens Group had joint meetings?

A. We would have meetings to try and maximize Eric's

travel if he was going to a city for one cause. We would try to figure out if there was a way we could build in extra meetings and make the most out of the trip.

Q. And would that typically happen -- I'm going to -- again, it's Monday morning. I am sorry.

This Committee has heard testimony that generally speaking Mr. Greitens would book a speaking engagement and then reach out, perhaps through Krystal or perhaps through somebody else, to The Mission Continues in order to, as you said, maximize that travel and find it a Mission Continues related meeting also in the same town; is that a fair characterization?

A. Yes.

Q. And it typically happened -- this speaking engagement was sort of the horse before the cart, so to speak; is that a fair characterization?

A. I'm not sure.

Q. Well, in other words, the way it was described to us is that if The Mission Continues had a donor say in Houston that they wished Mr. Greitens to reach out to, it would be difficult for Mr. Greitens to then build a speaking arrangement around that Mission Continues meeting? Does that make sense?

A. Yes. I think he did both travel for his speaking engagements and for The Mission Continues, sometimes

separately and sometimes together.

Q. Right. But if they were combined -- in other words, if he were to go to a city and would involve himself in both a speaking engagement on behalf of The Greitens Group and a meeting on behalf of The Mission Continues, would it be -- it would be the speaking engagement that sort of drove that trip; is that a fair characterization?

A. I don't know.

Q. You don't know, okay. Are you aware of The Mission Continues then paying for his travel expenses if he were to -- if Mr. Greitens were to go to a city for a speaking engagement and then also meet The Mission Continues' donor?

A. I don't know.

Q. Did you discuss any of The Mission Continues' donors with Meredith Gibbons?

A. No.

Q. Did you discuss donors of The Mission Continues with anybody else associated with the Greitens For Missouri?

A. No.

Q. Thank you.

REPRESENTATIVE MITTEN: No further questions.

CHAIRMAN BARNES: Representative Lauer?

REPRESENTATIVE LAUER: Thank you, Mr. Chair.

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QUESTIONS BY REPRESENTATIVE LAUER:

Q. Thank you for being here today.

A. Thank you.

Q. When you were with The Mission Continues -- we know there was a time where Ms. Taylor worked part-time with The Mission Continues and part-time with The Greitens Group. And were you -- were you working with The Mission Continues during that time when there was dual roles?

A. Yes.

Q. And what -- how would you -- how were the -- how were the roles clearly defined so that you knew she was wearing one hat versus another?

A. Can you clarify what you mean?

Q. How did you know when she was working in the role of The Mission Continues versus the role of The Greitens Group, because you're all in the same office, same --

A. Right.

Q. -- facility and so forth?

A. I think a lot of the business intermingled, so I would just communicate with her about Mission Continues items.

Q. Okay. And I appreciate your saying that, because that kind of goes around in my mind that there was a lot of overlap between the two, because you had events scheduled which were coordinated together. And, of course, you had

the books selling along with the speaking arrangements, right?

A. Correct.

Q. And so how else did you see those overlapping? What sort of efforts were you working on collaborative with her in the other role?

A. Krystal organized Eric's travel, so primarily it was my job and my colleague's job to ensure whenever Eric was going somewhere that we were maximizing that opportunity, whether it was a trip or an event in St. Louis, so . . .

Q. Okay. And then The Greitens Group, as I understand it, was the for-profit organization?

A. That's correct.

Q. Okay. And then were you in that -- in The Mission Continues when Greitens For Missouri was developed?

A. I'm not sure when it was developed.

Q. Okay. Were you familiar with that as to --

A. I left in February of 2015, so . . .

Q. And were you familiar with anything about it being developed or was developed?

A. I was not familiar with that.

Q. All right. And so when the -- I realize there was a formal announcement as to his run for governor that was more official, but to what degree was there discussion

about that prior to, even before Greitens For Missouri when it was Greitens Group and maybe even into The Mission Continues?

A. I don't know.

Q. All right. So looking at the donor list, going back to that, you sent the e-mail to Ms. Taylor and -- well, you sent it to Lori Stevens, Exhibit 17?

A. Yes.

Q. And then a bunch of people are copied on there, including Eric Greitens and K. Taylor. So those were all individuals that at the time they were within the confines of The Mission Continues' roles and responsibilities?

A. Yes.

Q. So how -- in another e-mail we see that K. Taylor uses her Greitens Group e-mail with the list. So to what degree are you familiar with how she may have gotten the list from The Mission Continues e-mail into Greitens Group e-mail?

A. I'm not familiar with that.

Q. Okay. Hindsight is always great. In looking back now that there has been a decision that there was an ethics violation and fine and so forth, were you involved in that at all?

A. Involved in what?

Q. In gathering data or speaking in regards to

ethics violation against him?

A. No, I was not.

Q. Were you gone then?

A. I'm -- I don't know. I don't think I was asked to --

Q. You were not asked to participate in that?

A. Right.

CHAIRMAN BARNES: And, Representative, you're speaking of the Missouri Ethics Commission?

REPRESENTATIVE LAUER: Right. Yeah. I'm sorry. Thank you.

CHAIRMAN BARNES: You never testified before the Missouri Ethics Commission?

THE WITNESS: That's correct, I did not.

BY REPRESENTATIVE LAUER:

Q. Looking back on -- again, hindsight looking back, were there ever times when you felt that there were inappropriate actions being taken in regards to donor lists or use of information from The Mission Continues and other groups?

A. No.

Q. Looking back, were you aware of any -- or could you see any inappropriate actions that Mr. Greitens might have taken which could have had an impact on The Mission Continues, Greitens Group or any other group?

A. No.

Q. So there was no -- there was no underlying information that was going around that could potentially be detrimental --

A. Not to my knowledge.

Q. -- to him or his group?

In looking back, were there ever any times when you felt that information was not being transparent?

A. No.

Q. Are you familiar with New Missouri?

A. No.

Q. And you did say that you signed a nondisclosure agreement?

A. That's correct.

Q. Okay. And what is your understanding of how that would have been handled should there have been -- would have been a misuse where someone did not comply with the nondisclosure?

A. I'm not sure I understand what you're asking.

Q. What was -- what was your understanding -- by signing the nondisclosure agreement, what was your understanding of what would happen if you did not comply with that?

A. I would have to read it over again. It's been so long since I've signed it.

Q. Was there any discussion in the office about the nondisclosure agreement?

A. Yes.

Q. And what was that discussion about?

A. I don't remember. That was a long time ago.

Q. All right. I think that's everything. Thank you.

CHAIRMAN BARNES: Representative Austin?

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair. I'm Kevin Austin, District 136 and I have no questions.

THE WITNESS: Okay.

CHAIRMAN BARNES: Representative Rhoads?

REPRESENTATIVE RHOADS: I have no questions.

CHAIRMAN BARNES: Representative Pierson?

QUESTIONS BY REPRESENTATIVE PIERSON:

Q. I'm Tommie Pierson, State Representative for the 66th District in St. Louis County. Thank you for being here. I wanted to just take you back to the meeting with Ms. Gibbons.

A. Yes.

Q. And you said it was over lunch?

A. Yes.

Q. Do you recall the topic of discussion over lunch?

A. I think I answered that for Representative Barnes. She was asking me about general advice on working

with Eric, and if there were any specific people that I thought that he should meet with?

Q. Were you able to direct her to some specific people?

A. I don't think so.

Q. Did she show you any specific names to ask any specifics about if this person is a good person versus this person is a bad person or those types of questions?

A. She did share a list with me, but I don't remember what was on it.

Q. Do you have any knowledge of Ms. Gibbons heeding any of your advice from that lunch conversation?

A. I don't, no.

Q. So you had a wedding?

A. I did.

Q. Mr. Greitens make your invite list?

A. He did, but I don't think he was able to attend.

Q. Okay. So you've been working with fundraising subsequently and prior to your time at The Mission Continues?

A. That's correct.

Q. And then I think you may have alluded to, is it common practice to share the lists between organizations?

A. No.

Q. And seeing several lists, would you be able to

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put any value to the list that you used at The Mission Continues?

A. No.

Q. Would you say it was a valuable list?

A. Can you clarify what you mean?

Q. Would you say that any of the subsequent organizations that you have worked with would be eager to get their hands on such a list?

A. Not necessarily. Donors typically tend to support certain types of organizations. Just because they support one nonprofit doesn't necessarily mean they will support another.

Q. Very good. Thank you.

REPRESENTATIVE PIERSON: Thank you, Mr. Chair.

FURTHER QUESTIONS BY CHAIRMAN BARNES:

Q. I want to ask you just a few more questions.

A. Okay.

Q. You said Ms. Gibbons had a list with her?

A. Yes.

Q. Do you recall anything about this list? Was it more than one page?

A. I don't remember.

Q. Do you remember if you recognized any of the names on the list?

A. Yes.

Q. Okay. Do you remember where you recognized the names on the list from?

A. There is only one name that I can recall from the list.

Q. And who was that?

A. [redacted].

Q. Was he a Mission Continues person identified as a donor to The Mission Continues?

A. Yes.

Q. Large donor?

A. $10,000.

Q. Other than [redacted] do you remember any other names that were discussed?

A. I do not.

Q. And what do you recall about [redacted] in terms of -- was that a person that you helped cultivate?

A. Yes.

Q. Above and beyond any other person at The Mission Continues you were the cultivator of for The Mission Continues?

A. He typically gave us $10,000, and one year he gave us $10, so I called him.

And he said, you guys never told me what you did with my money.

And so I went and had coffee with him and shared

some stories of what he had helped support hoping that we could bring him back as a donor, and we were able to do that.

Q. And that's one of the reasons why everyone we have talked to has said good things about you as an employee of The Mission Continues.

CHAIRMAN BARNES: Representative Rhoads?

QUESTION BY REPRESENTATIVE RHOADS:

Q. Just one quick question. Was he a Missouri resident?

A. Yes.

Q. Nothing further.

FURTHER QUESTIONS BY CHAIRMAN BARNES:

Q. All right. And I think I already asked this: You don't remember any other names from that list?

A. I do not. I'm sorry.

Q. Okay. Thank you. If there are no further questions --

CHAIRMAN BARNES: Representative Austin?

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. You said you cultivated him, but you kind of brought him back into the fold was your role?

A. Yes.

Q. Who originally brought him in?

A. I don't know.

Q. You don't know?

A. Huh-huh.

Q. Thank you.

CHAIRMAN BARNES: Try again. Seeing no further questions, thank you for being here this afternoon. I know that you've got a lot of things that you would rather be doing than sitting here on the day after Easter when it feels like the day after Christmas. We appreciate you making the time. Thank you.

THE WITNESS: Thank you.

MR. WATTS: Mr. Barnes, before we go off the record, I'm not sure if this is a request I need to make or if this is an automatic, but to the extent possible my client requests that this record remain confidential and nonpublic to the extent that that is possible.

CHAIRMAN BARNES: We will -- we will do our best in that regard.

MR. WATTS: Very good. Just so the request is out there to the extent it needed to be made by us.

CHAIRMAN BARNES: Thank you.

MR. WATTS: Thank you.

THE WITNESS: Thank you.

CHAIRMAN BARNES: Before we go off the record, I want to make sure we don't have any other housekeeping

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matters.

We've got tomorrow cleared.

REPRESENTATIVE MITTEN: Did we vote to close it?

CHAIRMAN BARNES: We voted to close.

That shall conclude today's hearing of the --

Hold on. Hold on. Does anyone have further items to discuss today?

REPRESENTATIVE MITTEN: Are we on the record or off the record?

CHAIRMAN BARNES: We're on the record.

Seeing none, that will so conclude today's hearing of this Committee.

(END OF PROCEEDINGS.)

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C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 3rd day of April 2018.

_____

SHELLY L. STEWART, CCR

CAPITAL CITY COURT REPORTING

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SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 3, 2018

TAKEN AT
Missouri State Capitol, Room B22
201 West Capitol Avenue
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

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ALSO PRESENT:

Alixandra Hallen, Minority Counsel; Alex Curchin, Legislative Counselor to the Speaker of the House; and Bryan Scheiderer, Legislative Analyst.

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P R O C E E D I N G S

CHAIRMAN BARNES: I call to order this meeting of the House Special Investigative Committee on Oversight.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Chairman Barnes?

CHAIRMAN BARNES: Here.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Here.

SECRETARY CURCHIN: Everyone is here and accounted for.

CHAIRMAN BARNES: That was seven people; we are all here.

I want this meeting to be about process, and we, as I see it -- and others can weigh in. I think we

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really have two process questions in front of us. One is, how to go about the redactions. And the second is, how to go about the report. And so let's start with redactions.

And for the record, a combination of myself, Vice-Chairman Phillips, ranking member Mitten, and counsel -- both of our counsels here, both Alexes, have gone through a number of the transcripts and made or suggested redactions to those transcripts which we've gone through.

Representative Mitten now has the full -- she has the most fancy software for redaction purposes. She's currently working on them now.

And do you want to give an update on where you are?

And then let's talk about how we're going to go about the rest of the process.

REPRESENTATIVE MITTEN: Okay. So Witness 1 is done; however, I actually made -- the redactions are actually made electronically. So we will print out that transcript, and the transcript -- I'm going to maybe start all over again.

What I did with Witness 1 was, we had a printout of the transcript, redactions were highlighted. I have made all of those redactions

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electronically. Based upon our discussion, I guess it was yesterday, I understand that some members may not feel comfortable with all of that. So this afternoon, I will have printed a copy of the actual redacted transcript, and already in the Chief Clerk's office is the original printout with the highlights. And those are in a mini-script format.

I am right now, for the spouse of Witness 1 and for -- well, I guess, frankly, it's for Witnesses 2 and 3, because we did Witnesses 2 and 3 on the same day. I am, as we speak, going through and electronically marking those redactions. I should finish that sometime this afternoon, and we will print that out. And how it will show up is, as just a box around whatever.

And then, again, once the Committee decides or doesn't decide that everything is okay, then I will electronically make the actual redactions. And what that would do is, it just makes what is now a box around the word become a red box that covers the entire word. And I just think that that's the process to go through with the rest of them as well.

CHAIRMAN BARNES: Representative Lauer?

REPRESENTATIVE LAUER: Just philosophically, are we keeping the documents as they are? We're not

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taking anything -- we're not exempting any documents, we're keeping the documents as they are and covering them, as you're saying?

CHAIRMAN BARNES: Yes.

REPRESENTATIVE LAUER: So it is as is, the document with the redactions?

CHAIRMAN BARNES: With the blackout marks.

REPRESENTATIVE LAUER: Okay. So there are no documents that are excluded?

CHAIRMAN BARNES: No documents that are excluded.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: After we get done with these transcripts of the hearings, then we need to go through the documents themselves.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Which I think are much easier. For example, The Mission Continues list is just going to be 24 pages of blackout. But I think yesterday we talked about did we need to have the document, itself, in the record, even if it's -- 99 percent of it is blacked out.

REPRESENTATIVE MITTEN: I mean, I could show you right now, just since I have my laptop. Let me go up to --

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CHAIRMAN BARNES: So what I would -- here's what I propose.

REPRESENTATIVE MITTEN: Yeah, I mean, I could show you witness -- but it'll -- just so that you see -- you'll understand what it will look like when you look, you know. We'll print it out and that's what you're going to see. It's just a box around the word. And then assuming that that word is something that the Committee agrees should be -- or that name, is what that is, is something the Committee agrees should be redacted in all instances, then I just push the button and it just does it.

CHAIRMAN BARNES: So I think, based on discussions I've had with others, that our biggest potential disagreement on redactions is with Witness 1, regarding certain things about her ex-husband. I think what we can do is, save that debate and discussion for a formal time period in which everyone has had a chance to go through all of the documents.

What I would suggest is, Representative Mitten will get these documents into the Chief Clerk's office.

REPRESENTATIVE MITTEN: Uh-huh.

CHAIRMAN BARNES: And keep them in one file.

REPRESENTATIVE MITTEN: Yep.

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CHAIRMAN BARNES: Everyone will have an opportunity to review. And as you note things that you disagree with, write them down. Let's distribute them amongst the Committee so we can know before our special redaction meeting exactly what we're going to be talking about redacting. Is everyone in agreement on general --

GROUP RESPONSE: Yes.

CHAIRMAN BARNES: And that would be true for exhibits, as well as transcripts. And I think I gave -- not I think, I know I gave Bryan all of the exhibits and asked him to create pdfs of them --

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: -- for purposes -- oh, there you are.

MR. SCHEIDERER: The green folders. Now, we haven't scanned them yet, but I went through them this morning. They all 19 should be in there ready to go if you're -- if he wants them all scanned.

REPRESENTATIVE MITTEN: So they're ready to be scanned?

CHAIRMAN BARNES: Yeah, so let's go ahead and scan these and then start the redaction process on them.

REPRESENTATIVE MITTEN: Yep.

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MR. SCHEIDERER: So do you want me to get you, like, a pdf file to go through, or do you want me to print it out for you and see -- what do you want exactly?

CHAIRMAN BARNES: Let's do --

REPRESENTATIVE MITTEN: I think that we should have individual pdf files for each individual exhibit.

MR. SCHEIDERER: Okay.

REPRESENTATIVE MITTEN: Don't print them, just scan them, because then once I do those markings, once I make the red box around it, then we're going to have to print them again, so --

MR. SCHEIDERER: Okay. I can get you, like, a -- on a USB key, something like that?

REPRESENTATIVE MITTEN: Yep, that's perfect. Perfect.

CHAIRMAN BARNES: And no appendices to transcripts for anything, because they will have to redact things from the appendices, and based -- because it's in alphabetical order.

REPRESENTATIVE MITTEN: Right. No indexes.

MR. SCHEIDERER: No index. Okay. It's really just to that Exhibit 1 there on that.

CHAIRMAN BARNES: Yeah, but it's also in all

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the transcripts.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: We have to get rid of all the exhibits.

MR. SCHEIDERER: Okay. All right.

CHAIRMAN BARNES: I mean, all of the indexes to the exhibits and to the transcripts.

REPRESENTATIVE MITTEN: Right.

SECRETARY CURCHIN: So that would be a deletion, not redaction on the indices.

CHAIRMAN BARNES: Yeah, the indices will be a deletion, not a redaction.

REPRESENTATIVE MITTEN: And honestly, let's, you know -- I agree, I don't think that the index -- I mean, in the legal world, I don't know that the indexes are even part of the official record anyway, so I don't feel like it's so much of a deletion as it's --

CHAIRMAN BARNES: Yeah, it's not part of the official record. It's not evidence.

SECRETARY CURCHIN: I'm not even sure -- right.

REPRESENTATIVE MITTEN: It's not evidence, it's just an index. It's a convenience that, in order to ensure that the redactions are --

SECRETARY CURCHIN: I agree. Just wanted to

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be clear on what the process was for the indices.

REPRESENTATIVE MITTEN: Yeah.

COUNSELOR HALLEN: Then you still have Witness 4 to do as well.

REPRESENTATIVE MITTEN: Right. Then I still have Witness 4 to do for -- for the allegations regarding the extra-marital affair.

COUNSELOR HALLEN: When is -- The Mission Continues should be --

CHAIRMAN BARNES: It’s a lot easier, but there are things in those transcripts that are going to be --

REPRESENTATIVE MITTEN: There are going to be --

COUNSELOR HALLEN: But not nearly as -- not nearly as much.

REPRESENTATIVE MITTEN: Right. I mean, yeah. So I think as we’ve discussed before, the stuff about The Mission Continues, those donor names, and that will apply to both the transcripts and the documents -- or the exhibits.

What am I missing Representative?

CHAIRMAN BARNES: I think that’s it.

REPRESENTATIVE MITTEN: Yeah. Those should be a little quicker. And again, please bear in mind, I

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am human, and I'm doing this by search, so I may have missed something, and would be appreciative if you guys catch it.

REPRESENTATIVE LAUER: Thank you for doing it.

CHAIRMAN BARNES: Yeah, that's -- we have to -- we have to catch everything in this.

REPRESENTATIVE MITTEN: We have to get this right.

CHAIRMAN BARNES: So I mean, everyone should read it. I have a problem that I've read them so many times, that I -- you get blind to it, right? But you've got to go line by line, or one trick that I do sometimes is --

COUNSELOR HALLEN: Read it backwards.

CHAIRMAN BARNES: -- read it backwards.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Let's go off the record.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: So that takes care of part one. Part two is the report process. We've kind of talked about -- I have it on a zip drive here, and I thought about putting it up there and going through paragraph by paragraph. But that's not fair to any of you, to see the draft report for the first time here on

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a screen and expect to have discussion about it.

So what I would propose is, to print a copy for each member of the Committee, place them in Adam's office. Everyone has the opportunity to review them, in conjunction with the exhibits, and then to make notes on them and be prepared to have further discussion.

Thoughts, ideas on that?

REPRESENTATIVE AUSTIN: Yeah, I don't remember everything that was testified to.

CHAIRMAN BARNES: I tried to cite the record, every single paragraph, and if not every single sentence. And I think I've come pretty close, but recognize, this was one guy working five straight days with my eyes getting tired and going through lots of transcripts.

So again, the same thing with Representative Mitten is, read this very thoroughly. I am not going to be upset at suggestions or finding flaws. It's the purpose of this process.

REPRESENTATIVE RHOADS: Is there any way -- because, I mean, I'm thinking I can sit in my office tonight and go through a ton of it.

REPRESENTATIVE MITTEN: Or Adam's office.

CHAIRMAN BARNES: Why don't we just make

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Adam's office available? I would rather just have them all in one centralized -- this document is in two places right now. It's on my desktop at my office; not here, my law office. And it's on this zip drive. And there are two copies that Alex has possession of right now. And I don't want -- I just want them --

REPRESENTATIVE RHOADS: No, I understand that, but for -- because I can see where five of us are going to be sitting in Adam's office trying to go through this, you know what I mean? Because we may not have the same time to do it, and where, if I could just sit down with nobody around, I can go through these things and pay more attention.

I see what you're saying, and if that's what everybody decides they want to do, I'm okay with that.

COUNSELOR HALLEN: Do you know when you want the Committee to meet again?

CHAIRMAN BARNES: Thursday on Adjournment.

REPRESENTATIVE LAUER: Jay, is there any merit -- and I know it's maybe a little bit more time consuming for all of us; for you and everybody else. But is there any merit to having, like, a master report that we go through individually, just that one report rather than having seven reports to go through and to

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modify and put all changes on one?

CHAIRMAN BARNES: Well, I'm not suggesting we make changes electronically.

REPRESENTATIVE LAUER: No, I'm saying, put it on the report or whatever we're going to do.

CHAIRMAN BARNES: Well, and then you get into Representative Rhoads' problem, which I think is --

REPRESENTATIVE RHOADS: We're just going to have to make notes.

CHAIRMAN BARNES: We've got -- we've got two days, and if we don't -- you know, I don't want to have three copies, because then if Representative Austin is available at the same time you're available --

REPRESENTATIVE RHOADS: I get it.

REPRESENTATIVE AUSTIN: How do we have access to Adam's office, like, before eight?

REPRESENTATIVE LAUER: After five, yeah.

REPRESENTATIVE MITTEN: I think that's the only thing, is making sure that, you know, we are just going to have to have somebody available there to let us in. I had that problem today where I had to go deliver the transcripts in there, and --

SECRETARY CURCHIN: What time are we meeting tomorrow?

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CHAIRMAN BARNES: We're meeting at -- what did I text you yesterday?

REPRESENTATIVE MITTEN: Eight, I thought.

CHAIRMAN BARNES: I believe it's at noon. Noon.

REPRESENTATIVE LAUER: So we are at noon tomorrow?

CHAIRMAN BARNES: Here in the Capitol, this same room.

REPRESENTATIVE RHOADS: We're going to hear testimony in this room tomorrow?

CHAIRMAN BARNES: We are.

REPRESENTATIVE RHOADS: Okay.

CHAIRMAN BARNES: And then the idea would be to meet Thursday on Adjournment to talk about redaction and the report.

Let's take a short break.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: So the idea then is, Thursday on Adjournment to talk about redactions and the report. And the suggestions I would make on the report is that there's -- I used numbered paragraphs. So I don't know if we want to -- it's not going to be quite like an amendment process.

REPRESENTATIVE MITTEN: But we could make

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suggestions based upon the numbered paragraphs?

CHAIRMAN BARNES: Yeah. I would say make -- suggest we'll go in order of numbered paragraphs.

REPRESENTATIVE LAUER: Could we -- would there be merit to having -- just showing us the report, not line, by line, by line, but for us to look at it and make sure we're all on the same track as far as where we're going with this process with the report?

CHAIRMAN BARNES: I can describe it for you.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: I mean, it starts with just a recitation of the resolution creating this committee. The second section is a timeline of when we met and who we spoke with, and what documents we received, which requests we made. And then the third part starts with, the Committee finds reason to believe, boom, Paragraph 1, and it goes for -- it's over 100 paragraphs. And then that ends the report at the end of that.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE PIERSON: There were some subpoenas that went unanswered; is that correct?

CHAIRMAN BARNES: They were not subpoenas,

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they were requests for production of documents, but, yes.

REPRESENTATIVE PIERSON: Okay.

CHAIRMAN BARNES: And that is in --

REPRESENTATIVE PIERSON: That is in there as well?

CHAIRMAN BARNES: Those are noted in the report. But general -- what we thought was that if we were meeting someone, or there's correspondence sent of some type, or a request sent of some type, that that needs to be in the report.

And so our meeting with Mr. Whitman is in the report. It notes that he refused to speak on the record, but that a subcommittee of us went down there to talk to him.

REPRESENTATIVE AUSTIN: So your hard copy of the report will be in Adam's office soon?

CHAIRMAN BARNES: Yes, by three.

REPRESENTATIVE AUSTIN: And we need to get Adam -- talk to Adam about how we can -- some people like to work late, be here at midnight, some people like to get here at 6:30.

REPRESENTATIVE LAUER: Ramona is only there until five.

REPRESENTATIVE MITTEN: Curchin is supposed

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to have a key, but, yeah, I agree, I think that there needs to be a better way to be -- I've had trouble getting access to that office as well.

CHAIRMAN BARNES: No one is going to work after ten, is that -- anybody plan to work after ten p.m.?

REPRESENTATIVE RHOADS: No. If I am, it's not a good day.

CHAIRMAN BARNES: So I know that tonight there's a meeting in the Speaker's office, so I know that Mr. Curchin, who's not here, will be here relatively late and can probably stay until ten. And then we'll just figure that out tomorrow.

Does anybody plan to show up before eight a.m.?

REPRESENTATIVE AUSTIN: Yeah.

CHAIRMAN BARNES: Oh, okay. No, that's fine. We can talk to Ramona about tomorrow morning.

COUNSELOR HALLEN: How early are you planning on getting here?

REPRESENTATIVE AUSTIN: I mean, I get -- I get to the office about like at 6:30.

COUNSELOR HALLEN: I get here about 7:30. And I was going to say, if Alex slips the key under my office door --

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CHAIRMAN BARNES: We can work all that out.

REPRESENTATIVE AUSTIN: We'll figure it out.

CHAIRMAN BARNES: We will figure that out. That's probably the best time.

Okay. What else?

REPRESENTATIVE LAUER: Well, it's outside this, but extensions?

CHAIRMAN BARNES: Oh, you mean to vote, the general extension we talked about?

REPRESENTATIVE LAUER: Yeah. Uh-huh.

CHAIRMAN BARNES: I think we can vote on that on Thursday. I think we're in good shape as far as timing of this report, assuming that this next witness doesn't say something that no other witness from The Mission Continues told us. As it's been described to me, I think his testimony is going to be consistent with what other witnesses have said. But we need to -- we need to talk to him tomorrow.

REPRESENTATIVE MITTEN: I'm going to go back to redactions. So we have agreed that other than the first four witnesses, the only information that's going to be redacted from any subsequent witnesses -- with obviously the exception from the witness tomorrow, because we don't know what that witness will say. We

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are not redacting their names, we are not redacting anything other than the names of donors to The Mission Continues. Am I correct?

CHAIRMAN BARNES: Right now, that is my belief. We can talk about that further Thursday. My feeling is that, let's say we redacted their names, people are going to -- you can figure out who they are from --

REPRESENTATIVE MITTEN: But there's no reason to redact their names, you know.

CHAIRMAN BARNES: There's nothing especially sensitive about it.

REPRESENTATIVE MITTEN: Exactly. I mean, these were people that had roles in an ongoing non-for-profit or for-profit business, or the campaign, or whatever. And I don't believe there was anything sensitive about any of their testimony, any personal information. You know, maybe somebody got married or somebody had a baby, but that's also, I'm pretty sure, probably readily available on social media.

I just want to make sure that we're all on the same page about that, because I really don't want to have to try and go back.

REPRESENTATIVE AUSTIN: I am. And plus, think of it like a judge, there's no way he'd redact --

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REPRESENTATIVE MITTEN: Right. No judge would ever close that file.

REPRESENTATIVE AUSTIN: Right.

REPRESENTATIVE MITTEN: I agree.

CHAIRMAN BARNES: We have agreement.

And now we're going to vote to close tomorrow's hearing, but Mr. Curchin -- or the vote tallier stepped out of the room for a moment.

REPRESENTATIVE AUSTIN: Do you want me to go grab him?

CHAIRMAN BARNES: Why don't you go grab him? We'll take a break while we go grab the vote tallier.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: I now move that we notice up a hearing for tomorrow at noon. Based on exigent circumstances, we'll be 22 hours and 48 minutes' notice, rather than 24 hours. The witness, I do not believe to be available at any other time. This is the last witness that we are aware of regarding The Mission Continues at this point in time. And I don't believe that he is available Thursday or Friday, so if we're going to talk to him, this is the point in time in which we're going to be able to talk to him.

Discussion?

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Seeing none, Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Aye.

SECRETARY CURCHIN: Seven, zero.

CHAIRMAN BARNES: By a vote of seven ayes, zero nos, we voted to notice up a hearing for noon tomorrow.

I now move that we close said hearing tomorrow.

All in favor will vote aye.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes?

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CHAIRMAN BARNES: Aye.
SECRETARY CURCHIN: Phillips?
REPRESENTATIVE PHILLIPS: Aye.
SECRETARY CURCHIN: Mitten?
REPRESENTATIVE MITTEN: Aye.
SECRETARY CURCHIN: Lauer?
REPRESENTATIVE LAUER: Aye.
SECRETARY CURCHIN: Austin?
REPRESENTATIVE AUSTIN: Aye.
SECRETARY CURCHIN: Rhoads?
REPRESENTATIVE RHOADS: Aye.
SECRETARY CURCHIN: Pierson, Jr.?
REPRESENTATIVE PIERSON: Aye.
SECRETARY CURCHIN: Seven, zero.
CHAIRMAN BARNES: By a vote of seven aye, zero no, we've voted to close tomorrow's hearing.
I now suggest we are going to notice up for on Adjournment Thursday, and while we are here voting on this, I move that we close Thursday's on Adjournment hearing discussion.
REPRESENTATIVE MITTEN: Will we have a court reporter?
CHAIRMAN BARNES: We can get one. Two days' notice is sufficient.
REPRESENTATIVE MITTEN: No, I mean, that's

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fine. I don't mind closing it as long as we have a record.

CHAIRMAN BARNES: Okay. Is everyone in agreement on that, if we're closing a hearing, we need a court reporter?

SECRETARY CURCHIN: Yes.

CHAIRMAN BARNES: I now move to close Thursday's hearing.

All of those in favor vote yes.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Aye.

SECRETARY CURCHIN: Seven, zero.

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CHAIRMAN BARNES: By a vote of seven aye, zero no, you voted to close Thursday's hearing on Adjournment, which we will speak about redactions and the report.

Any further business before the Committee at this point in time?

Seeing none, this will conclude today's hearing of the House Special Committee on Investigative Oversight.

(WHEREUPON, hearing concluded.)

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C E R T I F I C A T E

STATE OF MISSOURI)
) ss
COUNTY OF HOWARD)

I, Tammy F. Ballew, Certified Court Reporter for the firm of Capital City Court Reporting, P.O. Box 446, Jefferson City, Missouri 65102, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenomask the proceedings had, and that the above and foregoing is a true and accurate transcription, to the best of my ability, of said proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of April, 2018.

_____

Tammy F. Ballew
CAPITAL CITY COURT REPORTING

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SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 4, 2018

TAKEN AT
Missouri State Capitol
201 West Capitol Avenue
Room B-22
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

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A P P E A R A N C E S

TESTIFYING WITNESS JACK NEYENS

ALSO PRESENT:
Alixandra Hallen, Minority Counsel; Alex Curchin, Legislative Counsel to the Speaker of the House of Representatives; and Bryan Scheiderer, Legislative Analyst.

E X H I B I T S

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Memorandum of Understanding 51

Exhibit No. 19 (previously marked)
E-mail dated April 24, 2014 at 10:59 a.m.
from Eric Greitens to TMC Staff 38

Exhibit No. 22 (newly marked)
E-mail dated August 16, 2016 62

EXHIBIT INSTRUCTIONS:

Exhibits are not attached to transcript; retained by Committee.

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P R O C E E D I N G S

CHAIRMAN BARNES: Call to order this meeting of the House Special Committee On Investigative Oversight.

Madam Secretary, will you call the roll?

COUNSELOR HALLEN: Barnes?

CHAIRMAN BARNES: Here.

COUNSELOR HALLEN: Phillips?

REPRESENTATIVE PHILLIPS: Here.

COUNSELOR HALLEN: Mitten?

REPRESENTATIVE MITTEN: Here.

COUNSELOR HALLEN: Lauer?

REPRESENTATIVE LAUER: Here.

COUNSELOR HALLEN: Rhoads?

REPRESENTATIVE RHOADS: Here.

COUNSELOR HALLEN: Austin?

REPRESENTATIVE AUSTIN: Here.

COUNSELOR HALLEN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Here.

CHAIRMAN BARNES: Seven being present. We have more than a quorum. We have everyone here.

Mr. Neyens, thank you for being here this afternoon.

MR. NEYENS: Uh-huh.

CHAIRMAN BARNES: I trust that you got in okay?

MR. NEYENS: No problem at all.

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CHAIRMAN BARNES: Okay. We're going to start by administering the oath.

MR. NEYENS: Okay.

CHAIRMAN BARNES: If you can raise your right hand?

MR. NEYENS: Okay.

JACK NEYENS, having been sworn in by the Chairman, testified as follows:

QUESTIONS BY MR. BARNES:

Q. Mr. Neyens, can you state your name?

A. Jack Neyens, N-e-y-e-n-s.

Q. And, Mr. Neyens, have you ever given testimony in a deposition or any other sort of legal proceeding before?

A. No, I have not.

Q. Okay. So let me give you just some short ground rules here. This is not a deposition, but it's a lot like one.

The first rule is that when you answer a question, you have to use yes or no and actually say the words rather than shaking your head --

A. Gotcha.

Q. -- one way or the other; do you understand that?

A. Yes.

Q. Okay. That's always a good test of what in fact -- if you understand what the rule is.

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A. Yeah.

Q. If any of us ask a question that is confusing to you or you don't understand, please just ask us to stop and restate the question. Because there is not much sense in us asking a question and getting an answer from you if you don't understand the question; do you understand that?

A. Yes.

Q. And finally, if you need to stop for any reason, just let us know and we'll take a break.

A. Gotcha.

Q. Okay. Mr. Neyens, what is your current occupation?

A. I am semi-retired. I do some financial consulting with non-profits.

Q. How long have you known Eric Greitens?

A. I have known him since May of 2011.

Q. And what was the circumstances in which you came to know him?

A. I met him as I interviewed for the position of vice president or finance, CFO of Mission Continues.

Q. Where did you work prior to that period of time?

A. I worked -- well, I worked in Kansas City with a commodity trading elevator operator company.

And then prior to that I was CFO of the Jewish Federation of St. Louis for six and a half years.

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Q. And how long did you work for the elevator company?

A. Three years.

Q. And that was in Kansas City you said?

A. Yes. Yes, sir.

Q. So you moved across the state for that?

A. Yes, sir.

Q. And then moved back to St. Louis?

A. Yes, sir.

Q. A big move. And is the Jewish Federation of St. Louis, that's a nonprofit; is that correct?

A. Yes. Yes. Uh-huh. It's a rather large nonprofit.

Q. Okay. So moving back -- going back to The Mission Continues, was that part of a desire for you to get back to the nonprofit sector, or was it a wish to get back to St. Louis?

A. Well, I actually moved back and then started looking for a position. And I had read Eric's book. And I also was just looking for another -- a position in a nonprofit community, and I understood that they had an opening, so I submitted my resume' and went through the interview process.

Q. And what was the approximate date you were hired?

A. May of '11, I believe.

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Q. Okay.

A. Right. Right. Plus or minus a day.

Q. I understand. And what did you say your title was at the organization?

A. It was vice president of finance and operations slash CFO.

Q. And did that remain your title for as long as you were there?

A. Yes.

Q. Okay. And how long did you work there?

A. I retired -- officially I retired in December of 2016.

Q. And when you stopped working there, would you say that was an amicable split with the organization?

A. Right. I was -- yes. I was at that age --

Q. Okay.

A. -- I'm sorry to say.

Q. And now you say you're semi-retired, and so you -- correct -- tell me what that means, to be semi-retired.

A. Well, I -- semi-retired means that, you know, I'm willing to take on short-term jobs or positions that will, you know, be -- that will be not full-time.

Q. Projects with an end date, is that a good way to say it?

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A. I would say that, except the project I'm just finishing up is 15 months old.

Q. Okay.

A. So -- but that would be my goal, to help transition as an organization wants to hire a new CFO, or, you know, they've had turnover or whatever, or they have a problem.

Like, where I am finishing up my work at is St. Louis DDR, which is the Developmental Disability Resources. And they went through some serious issues about 15, 16 months ago.

And so I came in with another gentleman that was the -- took -- was interim ED, executive director, and helped to get them reorganized, helped them get straightened out along the path to where they're now viable again.

Q. Okay. So you've got 12 years experience with sort of the same role with nonprofits just that you've recounted here. Prior to that experience, did you have additional work for nonprofits and that type of role?

A. I was the -- and don't ask me the years, okay. That's what you get into when you talk to an older person. There's too many years.

But I was the -- I was the CFO of the American Soybean Association for almost four years, a little less

than four years.

Q. And that is another nonprofit?

A. Yes.

Q. Okay. So this is something that you've made a career out of certainly?

A. Yes.

Q. Okay.

A. I've had a lot of experience in the nonprofit community.

Q. What were your daily job duties as CFO for The Mission Continues?

A. The Mission Continues -- actually I wrote an intro, so I'll just go look at that page.

Q. Yeah, that's fine.

A. I was basically -- you've got to remember with a small nonprofit, you carry many hats. And I was in charge of the accounting, human resources, the IT area, employee benefits.

I handled most legal issues that would come up, as far as working with the lawyers. We didn't have very many, but occasionally you would have an issue come up, and that included also registering the organization in various states and stuff.

I worked with -- in just general office management, and whatever else needed to be done that would

fall under my experience.

Q. Did you work with Mr. Greitens on a regular basis?

A. I did while he was there, yes. I reported directly to him.

Q. Can you describe how the organization operated from your perspective as the CFO?

A. It -- very efficiently. We were -- when I joined the organization in 2011, they were on the crux of really starting to grow.

Mr. Greitens had secured -- they were in the -- they had just secured some -- a donor. A three-year commitment from a major donor to help develop an infrastructure so that his idea, concept that he was working along could really be put into a growth mode and grow.

Q. If I remember correctly, there was one year where there was a jump from somewhere around 1.5 or 2 million dollars in revenue to 7 million dollars in revenue?

A. Right. And that's correct.

Q. Was that in '11 when you came on?

A. It was -- yes, it was, '11. It was either '11 or '12. It was right around that time frame, correct, because we had several -- actually it was '12, I believe.

Because '11 we had the commitment from a major

New York firm that was -- that gave us, I think, about right at -- they gave us a three -- a little over a 3 million dollar commitment over a three-year period, but a lot of it was front-end loaded. So then we had to -- so each year we got less, so we had to learn how to live on -- you know, replace that money.

Q. So more or less an infrastructure grant for the organization?

A. That's exactly right, yes. And at that point Eric had -- we were right at 15 people when I joined the organization. And really there was -- you know, this is a good while ago, so it was right in that area.

And over the course of the next couple years we grew to 30. And when I left we were a little over -- right at 60 people.

Q. And were -- were the financial aspects of The Mission Continues audited while you were CFO?

A. We were audited by a regional accounting firm, Brown Smith Wallace. And they not only -- they performed our audit, and then they also filed our 990 tax return for us.

They were -- they were -- we were -- as a growing organization, but we -- during that course of time of those audits, we never had a -- we never had an adjustment entry as far as even, you know, an auditor's adjustment, which is

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unusual for a small nonprofit growing quickly.

Because, you know, and part of that was we worked with them as a partnership. When we had -- we had unusual transactions sometimes come up, and instead of -- instead of just winging it and based on what I thought or based on what, you know, our staff thought, we would talk to the Brown Smith Wallace, their tax people or their audit people and figure out the best way to handle it.

A good example is one year a donor gave us a car. It wasn't just a car. It was like a collector's car, like -- I can't remember what it was. It was like a Camaro or something like that. It was redone and it was -- we -- and our intent was it would -- they gave it to us, but it would immediately be auctioned in Las Vegas with one of those -- one of those firms that do that stuff.

So we had to work -- you know, I've never done that, and, you know, if I had, I still think I would have talked to experts, but we talked to them about how do we handle this transaction, because it was also legal and tax on what we could do.

So they helped -- we worked with them together to gear the transaction so that it would, you know, be handled properly and the ownership would change properly.

You know, it was just a very -- and that's the types of things we would do. If we had new items or new

things, we would talk to them about it versus waiting until the end of the year and hope we -- you know, and then have them say, you know, what's this, or you should have done it this way.

You know, they're our auditors. Let's do it -- let's work with them. We didn't -- you know, and that was one of the monitors that -- and actually that's what kind of impressed me when I interviewed with Eric. He said, we do things right, and we spend our money -- monitor it closely. We watch our money closely. And if we make a mistake, we fix it.

That was kind of like, you know, his mantra of how he wants to run this organization. And so it just makes sense to do it that way.

Q. Let me ask you this: Did The Mission Continues, to your knowledge, ever purchase any of Mr. Greitens' books?

A. Not that I'm aware of.

Q. Okay. And as CFO, if there was a large book purchase, would that have eventually come across your desk?

A. I would have seen the payables. I would have probably seen the check issued, yes.

Q. Okay.

A. But I -- I -- I can't remember doing that. I do know that I think he did give books to donors, but I don't

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believe we ever purchased any from him.

Q. Okay.

A. I'm sure we didn't quite honestly.

Q. And that's consistent with what others have told us, so your recollection --

A. Okay.

Q. -- I do believe seems to me is correct, but we want to make sure to ask other witnesses --

A. Okay.

Q. -- some of the same sorts of questions.

One previous witness testified that -- well, did you have any interaction with The Greitens Group?

A. We -- they were -- when I first joined the organization, or when -- yeah, they had an office that when we came in the hallway, we would go by their office as we entered our office, okay, so it was kind of like adjoined our office. And so in that regard, yes.

And then to keep everything in arm's length as things grew, we had -- we had an agreement, an operating agreement with The Greitens Group that -- that would -- we -- we charged them for -- I think there were a couple of years this went on, where they paid us for some of the shared services, which included his administrative assistant, a portion of her salary and benefits.

Q. Do you recall, prior to the signing of that

Memorandum of Understanding, which was, I believe, December of 2012, what proportion of Krystal Taylor's salary that The Mission Continues was paying?

A. I believe that in that agreement that we were looking at -- and I'm really -- this is really digging back, but I believe we were talking 25 percent.

Q. And do you -- when you say we're talking 25 percent, is that your understanding of the MOU?

A. Yes, that is. And I believe it was 25 percent of -- or the makeup of the money that was 25 percent of her salary and benefits. That's the way I remember it anyway.

Q. Do you recall, prior to that, in 2011 what the percentage of Ms. Taylor's salary was being paid by The Mission Continues versus The Greitens Group?

A. I do not. And I'm not sure that -- I -- I -- as I said, that was when I was coming on. And I don't remember if in 2011, and looking back 2010, if there was any shared.

I can't tell you that for sure, but I know that when I was there was when it was decided we would have this operating agreement going forward.

Q. Okay. Ms. Taylor -- I believe it was Ms. Taylor -- described to us, and others, the process of travel for Mr. Greitens.

And that would be The Greitens Group would book a

speech somewhere, and then they would get together with people from The Mission Continues to maximize his time and be as efficient as possibly?

And that when he was on the road to, say, Dallas, that they would organize a meeting with The Mission Continues donor in Dallas, correct?

A. Uh-huh.

Q. As far as you can recall, is that an accurate assessment of how his travel typically worked?

A. That's very accurate, yes.

Q. Okay. In your experience with nonprofits, is that a typical arrangement for a leader of the organization to arrange private events and then to schedule the nonprofits event sort of on top of the private event?

A. Well, it is maximizing expenses. It's maximizing his time. Eric was a very, you know, public figure as far as in the nonprofit community and the donor community, so, yeah, that would make sense.

Q. It made sense in your experience with the other nonprofits? I mean, did you have a similar experience in other nonprofits?

A. Not -- no, I did not. Except for the American Soybean Association, because that was more of a -- throughout -- we had -- we had an off-- not office, but we had farmers in all 50 states, all of the soybean growing

states, so we would have things like that, but not nearly like we did with The Mission Continues.

Q. Not the travel? Well, I guess the difference here is that with the CEO of the American Soybean Association, did he have a private business at the same time?

A. No.

Q. Okay. And the Jewish Federation, the president while you were there, did they have a private business at the same time?

A. The executive director did not. Of course the president was a volunteer position, so . . .

Q. Okay. So the president in that case was not paid?

A. Yeah. Exactly.

Q. And the executive director was paid?

A. That's correct.

Q. And did they have a side -- another job, a private job at the time that they traveled and then would --

A. No. That is -- I mean, you know, just -- well, you've got to remember the Jewish Federation is really an organization that's centered in St. Louis for the St. Louis community.

The ED did a lot of travel, but it was more to

support Jewish organizations, or a meeting of all the federations in the country together, things like that. But that's the only kind of travel they had.

Q. Yeah. Much different type of organization, because like you said, that is a regional organization?

A. Yes.

Q. To your knowledge, what would happen in that sort of -- I'll call it dual-purpose trip -- when there is a private speech followed by a Mission Continues donor, to your knowledge, was what the typical expensing arrangement when there was a dual-purpose trip?

A. Typically the way I remember it is that The Greitens Group paid most of his expenses, okay, because, you know, that's -- that's -- Eric just tried to use that opportunity to meet with donors for The Mission Continues when he was on these speeches, is the way I understood it.

Q. Okay. Thank you for that. Sorry. I'm looking at my notes here.

When you were at The Mission Continues, did you have any contact with -- direct contact with donors?

A. Yeah, some. I wasn't in the fundraising area, but I attended events. We had orientations where I would attend and some of our donors would come out that were in that city.

You know, our gala, I would meet with donors.

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And sometimes donors would come into the office a lot of times too, so I had those interactions.

That wasn't my primary focus, but they always -- when they were around us, they liked to talk to me, because donors always want to know how the money is being taken care of. You know, they want to feel comfortable that things are done right.

Q. So would you describe that as more as happenstance when you -- when you met with donors rather than sort of a frequent planned event for you?

A. That's correct. It was happenstance.

Q. But also not infrequent?

A. That's correct, yes.

Q. Okay. So I'm just trying to figure out and get a clear -- that you didn't go out and say, hey, every Friday I'm going to call these donors and do A, B and C?

A. No. No, I didn't.

Q. But instead, anytime a donor, particularly a big donors, would want to talk to you, you would be willing to talk to them?

A. I would be very available. Or potential big donors I would be very available. And that's another thing about an organization the size of The Mission Continues, you know, it's not completely departmentalized, because we're just not big enough.

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You know, we were not big enough at that time to -- you know, to have every segment, you know, so you did crossover some, that's correct.

Q. Were you part of the thank-you team for donors?

A. Yeah.

Q. Okay.

A. I didn't like that, but yes.

Q. Okay.

A. Yeah. Now, that was something we were required -- that was a planned event.

Q. That was a frequent thing, but you were given your list of thank-you calls to make and --

A. Yes. That was a planned event, okay.

Q. Okay. Did you -- do you recall signing a nondisclosure agreement when you worked for The Mission Continues?

A. Yes, I believe I did. I know all of our board members were required to. Because that was one thing, we had them update them every year to -- you know, but I -- I think I did.

Q. Okay. And did you have access to lists of The Mission Continues donors?

A. I guess I could have had. You know, I didn't work with donors in that manner. I would get a list of the ten people or twenty that I had to call. I mean, I could

have gotten into the database and pulled out the information.

Q. Did you do that?

A. No.

Q. Okay. Have you violated your nondisclosure agreement in any way since leaving The Mission Continues?

A. No.

Q. You've not used the donor list or a list of any information --

A. No.

Q. -- you had from The Mission Continues for any other purpose?

A. No. I probably have talked to a few of the donors, but that was because I knew them personally. They were on my phone list. You know, they were in my contact list.

Q. In your own personal phone?

A. That's right, yes.

Q. Okay. Did you have any involvement with the Campaign For Governor?

A. I attended some of the events from the perspective of I would go hear Eric speak, and that's about -- that's about it. I didn't go out and campaign for him. I didn't --

Q. You weren't officially involved in raising money

for the campaign?

A. Not a -- no.

Q. You didn't call banks?

A. No.

Q. If you didn't like making thank-you cards, I can assure you you didn't like the callbacks. I don't think there are any of the people in here who have done them like the callbacks. I'm not sure any of us like doing the callbacks.

A. Yeah. So, no, I didn't do that at all. No.

Q. Okay. And did anyone from the Greitens campaign ever contact you for any purpose relating to campaign issues?

A. Not for campaign issues, no.

Q. For other issues?

A. The only time is there was some questions about the historical 990s and Eric's salary or the monies. And so I looked at those for them to show them. You know, because it's all public information.

It's not like anything is hidden, but I just helped them see the seven or eight years Eric was there what the annual -- what his draws were, of which the first two years he drew zero, and another year he only drew -- he drew very -- his draws were nominal compared to what he was doing.

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Q. So you were sort of a decipherer of what the 990 meant to certain people on the campaign --

A. Yes.

Q. -- and helped them answer questions?

A. Yes.

Q. Okay.

A. And that -- which would be a natural thing for them to ask me.

Q. And I don't know that we've asked any questions of other witnesses about this, but I want to get this on the record. Do you recall a contract with Fleishman-Hillard?

A. Yes. Uh-huh.

Q. Okay. And approximate dates of that contract?

A. I believe it was around -- we used -- well, actually I think -- I think The Mission Continues still uses them.

Q. Okay.

A. And I know they did well after Eric left, but we used them in 2000-- I believe it was '13 and '14. You know, I -- I -- but we used them for like -- since around -- I start in '11 -- since 2012.

Now, we used them some more than other years, but we used them to re-brand -- we were re-branding the organization, okay?

Q. And was that part of the ramp up due to the increased fundraising you were able to do?

A. Yes, it was. And we were also at that point in time -- we were -- you know, we were going from -- we changed our logo. They helped us design our new catch-phrase.

We originally were a -- not a charity, a challenge. You know, something along those lines. And then we moved on to a different tag line. We changed our logo. They helped develop a new logo. They really helped us re-brand the organization, okay?

They worked on our mission statement. They worked on every aspect of the organization.

Q. And the purpose of that contract was for -- was organizational, not individual to Mr. Greitens, correct?

A. Had nothing to do -- had nothing to do with Eric at all. It had strictly to do with the re-branding of the organization and our growth forward, and occasionally we would have a PR issue and we would ask them to help us, how we would Wordsmyth, what our response was or something, but it was strictly -- it was always related to the organization.

Q. Thank you. Thank you for being here today. So now this is where it's definitely not like a deposition, because there are seven of us.

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So our vice chairman is going to ask questions, our ranking members are going to ask questions, and then we're going to go in order of legislative seniority. And they're all -- everybody is all branched out over here.

CHAIRMAN BARNES: So Representative?

QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. State Representative Don Phillips from District 138, Kimberling City, which is down near Table Rock Lake.

In the time that you became acquainted with Governor Greitens, would you say that your personal relationship with him is -- would you call him a friend?

A. You know, he's an acquaintance. I wouldn't say necessarily he's a friend. Like when he comes to St. Louis, he doesn't call me and say, hey, Jack, let's go get a beer. I mean, he doesn't drink, but let's go meet for coffee or something, no. No. You know, it was basically a professional relationship, I would say?

Q. In the time that you've known him, would you characterize him as honest and trustworthy from what you've seen?

A. Most assuredly, yes.

Q. And that was his reputation amongst others?

A. That was basically, as I said earlier, he believed in doing things right, and he stressed that. And he -- he would hold everybody else to a high standard, and

he held himself to a high standard.

Q. Okay. Did it surprise you personally when the news broke of -- concerning his extramarital affair?

A. Yes.

Q. Did it had change your opinion of him?

A. No. It gave me -- you know, I had concerns, but, you know, who of us -- you know, I don't know the circumstances of, you know, if he and his wife have reconciled the issue. It's none of my business, you know. I still got to look at him as the person, what else he does.

Q. Fair enough. Did you ever observe or hear, within the workplace, of Mr. Greitens conducting himself in any way other than professional and business-like?

A. No, sir.

Q. Thank you.

REPRESENTATIVE PHILLIPS: That's all I've got, Mr. Chairman. Thank you.

CHAIRMAN BARNES: Representative Mitten?

QUESTIONS BY REPRESENTATIVE MITTEN:

Q. Hi. I'm Gina Mitten from St. Louis.

A. Hi.

Q. Thank you for being here.

A. Uh-huh.

Q. Hopefully this will go pretty quick.

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Representative Barnes asked you some questions about 25 percent of salary was being paid by somebody, and I don't think that the record is actually very clear on that.

So when you talked about, I think it was 25 percent of -- I believe we were talking about Krystal Taylor's salary.

A. Yes.

Q. Was it 25 percent being paid by The Mission Continues or The Greitens Group, or can you just sort of explain to us how that works?

A. It was -- it was paid by The Greitens Group.

Q. Okay.

A. She was our -- The Mission Continues' employee, so it was kind of like a shared -- shared salary.

Q. Okay. So The Mission Continues paid for all of Krystal Taylor's expenses, her salary, her -- whatever, health or those kinds of benefits?

I don't know if there was a 401-K or something like that going on, but parking, all of the expenses related to Krystal Taylor's salary was paid for by The Mission Continues?

A. Yes. As they were by all other employees.

Q. Right.

A. She was treated no different than anybody else.

Q. And then The Greitens Group was then reimbursing

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The Mission Continues 25 percent of all of those costs?

A. Yes.

Q. Okay. And they also -- like, how did that work for sort of general office equipment and that kind of thing?

For instance it's my understanding that, you know, Krystal Taylor and Lyndsey Hodges shared an office. I'm assuming, again, that all of that was paid for by The Mission Continues or -- they shared space?

A. They shared space, and honestly she didn't always -- you know, who they shared with is separate, because one reason I'm hesitant like this is she -- then we moved her next to -- and she shared space with Greg Favre, who was Eric's assistant, and that was -- so that was a different office.

Q. Right.

A. Let's just say -- can we just say office space?

Q. Right.

A. She had a portion of the office space.

Q. Okay. So she had a desk somewhere --

A. Exactly.

Q. -- wherever that might be?

A. Yes.

Q. Okay. And was The Greitens Group also reimbursing you for office space?

A. Yeah. We -- for Krystal, yes. We -- we -- we got -- there was a percentage of, and I'm really talking -- because that wasn't a big deal or a big thing.

Q. Right.

A. So -- but there was a portion of that expense allocated to them also. And that was part of the agreement. We came up with the -- and, you know, the same thing. And part of the agreement was to cover, like, if we had a copier, we had a printer that Krystal used.

Q. Right.

A. Okay. That shared service like that.

Q. Right. I understand that. You know, regardless of the size of the organization it seems to me the nitpicking over copying is never a good idea.

A. That's right.

Q. It doesn't intender cooperation and consensus for the building, let's put it that way.

You indicated that you had worked for other nonprofits, did you -- have -- was -- at -- let me get this out. I'm not on my game this week.

So did you ever do -- or what was your involvement in doing fundraising for any nonprofits before you came to The Mission Continues?

A. Very similar to what I did with The Mission Continues. I'm a -- I don't know. How do you say it? I'm

a bank guy.

Q. Right.

A. I go to the banks and ask them for money. I run inside the office, but, you know -- glad-handing, you know, asking -- I'm not real good at, but I -- when I have to compliment the fundraisers, I'm very good at that, because I have credibility. But, man, don't send me in the door by myself.

Q. Sort of a team player when it comes to that, but absolutely not directing the ship?

A. Exactly.

Q. Okay. And then you -- just to make sure your testimony is clear. You did not directly work with donor lists at The Mission Continues --

A. No.

Q. -- with the exception of your thank-you calls?

A. That's correct.

Q. Okay.

A. The only thing I -- you know, of course by the accounting department money coming in and going out, so you see those names. And then the filings that you do at the end of year in various states that you fundraise in, but that's not individualized, that's more, you know --

Q. This is how much we raised from all of our donors, and I'm -- did you use some sort of computer

software to do that, like an Excel or another proprietary software?

A. To do the registration?

Q. To do the filings and whatnot?

A. We would -- we would -- we would gather information. We work with the fundraising area. They would provide us information.

And then we worked with another organization called The Affinity Group that specialized in registering nonprofits in various states.

Q. Okay.

A. Because that -- you don't want to get involved in that.

Q. Right.

A. Okay.

Q. Note to self. I'll keep that in mind.

In your work for nonprofits throughout your career, were you ever aware of your employers purchasing donor lists?

A. No.

Q. Okay. So you're not aware of The Greitens Group -- excuse me -- The Mission Continues ever purchasing a donor list?

A. Not aware, no.

Q. Okay. I don't have any other questions. Thank

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you.

A. Uh-huh.

CHAIRMAN BARNES: Representative Lauer?

REPRESENTATIVE LAUER: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE LAUER:

Q. And thank you again for being here, and I want to thank you also for your approaching -- having a conversation with us today. That is very helpful.

I am Jeanie Lauer from the Kansas City area, Blue Springs, and I have random questions, so we'll just kind of hop around.

A. Okay.

Q. So you have worked obviously with not-for-profits, and was it your responsibility to complete the yearly filings for the not-for-profits that you worked with?

A. By yearly filings, you mean with the various states?

Q. Correct.

A. Yes and no. And I'll tell you.

Q. Okay.

A. We -- as I mentioned a minute ago, we would obtain information from our fundraising area, and then we would start asse-- we worked with an organization called The Affinity Group in Colorado. That was their business

was registering organizations in various states.

So we provided that information, the data, and the information on The Mission Continues, you know, the board of directors, all the administrative stuff, and then the dollars that were raised in various states. And then they would formally file the -- do the filings for us.

Q. Okay. But you were very familiar with not-for-profit status and the requirements and regulations associated with that?

A. Sure. Yes, ma'am.

Q. And was there any time during your work with The Mission Continues that there was any concern about the status of not-for-profit being jeopardized?

A. No.

Q. Okay. So you've -- that was just very clear that we were -- you were in alignment with IRS code and everybody else?

A. I can't remember ever a discussion like that.

Q. Okay.

A. Okay?

Q. Sure. And so you've worked for a for-profit as well as with the not-for-profit. So you're familiar certainly in a for-profit industry on client lists?

A. Right. Yes.

Q. And I would assume that the elevator that you

worked with would want to protect their client list that they do business with?

A. Yes and no. I mean, yes, but the client lists -- all elevators in a region use the same client list, you know, work with the same clients, so there's not a -- it's not privileged, you know, what I mean?

Q. Sure.

A. It's not confidential information that anyone else couldn't come up with. The elevator next door could have a --

Q. Okay.

A. Because it's all based on market price.

Q. Sure. And so there's a lot of common denominators as to who would be engaged in that?

A. Yes.

Q. And what about for the not-for-profits? What about donor lists and things like that?

A. I mean, the Jewish Federation had a huge list of donors. I mean, I never looked at it. You know, what were good for -- you know, once again though, that was a cause. And, you know, you -- basically it was a cause of the Jewish community.

And that was where probably 95 percent of the donors, you know, individual and the companies, were of that religion or supported that religion. So, you know,

I'm not sure what else I can say on that.

Q. Okay. So obviously not-for-profits have an asset list. They still do balances sheets and all those sorts of things --

A. Uh-huh.

Q. -- that any organization would do?

Were there any points where the not-for-profits that you worked with list your donor list as an asset?

A. No. No, ma'am. The only thing that would be on our financial statements related to donors would be in total like if we had pledge receivable, or if we had a commitment from the organization, we would --

Say ABC company had signed an agreement to give us -- to pay us $100,000 year one for the next three years, we would recognize that as a discounted amount as a receivable on our books, okay?

Q. Okay.

A. And then we would -- I don't know if you're familiar with accounting in a nonprofit, but you have restricted and unrestricted.

Q. Right.

A. And we would restrict part of it. But anyway, that's how we would handle it.

Q. Okay. So it was really based on a commitment-cash basis?

A. Yes.

Q. Okay. And so who was the guardian of the list of donors at The Mission Continues?

A. You know, honestly, I don't know for sure. I would assume it's in the fundraising area. Once again, I didn't necessarily -- I didn't go over there and say, can I have the list of all of our donors?

I didn't need it. That wasn't something that really was part of my job. Well, everything is my job, but, you know, it wasn't part of my responsibility to know -- to look at that individual list.

Q. Okay. So there was really no one organizationally that said in my role I am responsible for maintaining, obtaining the donor list?

A. I mean, I would say it was in the fundraising area.

Q. Okay.

A. That's -- for an individual, a particular individual, I couldn't tell you. You mentioned, you know, Lyndsey. You know, those people worked there and that's what they would do.

Q. Okay. While you were working with The Mission Continues, what discussions might Eric have had or shared with you or others regarding his future plans?

A. You know, he was very tight-lipped about that,

because he didn't want to compromise the organization or compromise what his thoughts were.

Because, you know, I think that, you know, he -- he wasn't sure, okay? And if he -- I will say this: He did take a leave of absence from the organization for, I can't remember how long, but it was -- during that time frame I think that's when he did a lot of soul searching to decide what he wanted to do.

Q. About what time frame was that?

A. I shouldn't have brought it up.

Q. Thank you for doing it, but --

(EXHIBIT NO. 19 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

CHAIRMAN BARNES: If I show you Exhibit 19, which is a letter that Mr. Greitens sent to all the stuff that was sent on April 24th, 2019 (sic) and says I'm --

REPRESENTATIVE MITTEN: Not '19.

CHAIRMAN BARNES: I'm sorry. Exhibit 19, but he sent it in 2014. I think the first sentence says something to the fact of it's good to be back. Here is the decision I've made. Does that refresh your recollection as to the time frame?

THE WITNESS: Yes, it does. It was right around that time. And he -- I don't know if it says it here, but he remained on the Board for a while. And then at a point

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in time he resigned from the Board too, because that's when he was officially going to announce that he was going to seek public office.

BY REPRESENTATIVE LAUER:

Q. So when he resigned from the Board, is that when he took a leave of absence?

A. No. He took a leave of absence -- he took a leave of absence to determine -- to both finish a book, and then also to kind of, you know, get his thoughts together on what his next move was.

Because I would say that at this point he had The Mission Continues on the right path. He had a management team in place that was very strong, and, you know, was capable of, you know, carrying the mantra, carrying the torch.

Eric is a very -- he has a lot of plans in his life, and, you know, this was --

Q. So did he -- I'm trying to narrow this down, but did he take a leave of absence while he was the CEO of The Mission Continues?

A. No. He was no longer a CEO.

Q. Was he on the Board?

A. He was CEO and he took a leave of absence, and when he came back, I believe he just remained -- he was -- he came back to be on the Board.

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Q. Okay.

A. But he did not -- he was not running the day-to-day operations anymore.

Q. Okay. So that was that transition period where that happened?

A. Uh-huh.

Q. And to what degree were you involved in that whole transition first from CEO to the Board?

A. Well, he was already on the Board.

Q. Right.

A. But just basically when he announced it. I was not involved in any discussion as to what he should do or not do. I mean, this was, you know, very guarded.

Q. Okay. And what about from the Board to Greitens Group, discussions about that?

A. Once again, when he announced, he had talked to, I think, a couple of the Board members. And I only found out about it -- you know, I found out about it as basically everybody else did.

Q. Okay. Are you still consulting with TMC?

A. No. No, ma'am.

Q. Okay. When was your last date of doing that?

A. Well, I worked for them -- I officially retired December 2016.

Q. Okay. And let's go back to your role in the

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finance accounting position at The Mission Continues. You've indicated that there were some shared expenses with payroll and so forth.

A. Uh-huh.

Q. Was there, for lack of a better word, an invoice or something given to you as documentation as to how to split the expenses that you would know what you would pay and what another group would pay?

A. I don't have the agreement in front of me, but if I remember correctly, we just agreed -- we did a calculation to determine how much the monthly fee would be, and we didn't adjust the fee every month, I don't believe.

Q. Okay. So it was just a standard, agreed upon rate?

A. Yeah. I believe that's what the agreement said. And once again, you know -- I'm -- there wasn't a lot of money in it. I didn't think about -- it's been a long time.

Q. Sure. All right. Not-for-profits are rated by a large group of raters?

A. Uh-huh.

Q. And during the period of time you were with The Mission Continues, what was the rating that you were given?

A. We were given -- well, Charity Navigator -- and I will never forget this -- gave us a 97 one year instead of

100. And the reason being is we were so fast to get things done -- remember I said --

Q. Yeah.

A. -- okay, that we actually -- the finance committee approved the 990, okay, and we filed it, and then we gave it to the Board. And just as a prec-- but the process is to get the 100, you've got to give it to the Board first.

Q. Oh.

A. So after that we -- you know, and it wasn't -- it was just -- and actually our auditors didn't -- you know, we -- they called Charity Navigator to argue about it with them. From thence forward it's always been 100 from what I know.

Q. Okay.

A. So it's always been the highest ratings. And we were also -- the Better Business Bureau gave us the Golden Torch award. So, you know, once again, Eric stressed doing things right.

Q. Okay.

A. He stressed, you know, no, no, no, no give here on those type of things.

Q. Okay. And so when the information came out regarding the use of the donor list by the campaign committee, was -- and you were not there at that point, is

that right, or you were?

A. I left December 2000-- when it came out in the news or when it came out?

Q. Uh-huh.

A. No, I was no longer there.

Q. Okay. Were you involved in any of the ethics questioning or --

A. No.

Q. -- sharing information?

A. No.

CHAIRMAN BARNES: Can I clarify?

REPRESENTATIVE LAUER: Sure.

CHAIRMAN BARNES: You mean Missouri Ethics Commission?

REPRESENTATIVE LAUER: Missouri Ethics Commission. I'm sorry.

THE WITNESS: No. I was not involved in any of those discussions. I would like to say one thing about that is: Eric grew the organization from zero, okay?

He, people, donors, corporations, individuals, foundations migrate. They were attracted to him. They migrated to him as he spoke around the country, as he met them and stuff.

I would venture to say that he probably personally knew a major percentage of all the donors and

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had their contact information. And by all the donors, I mean above a certain level, you know. You know, that he could have had in his phone, in his business cards. He could have created a list that would be very close to whatever list you're talking about.

BY REPRESENTATIVE LAUER:

Q. Okay.

A. Okay? Because he just -- he was the organization. Even after we hired a fund-- a chief fundraiser, they still wanted to see Eric, so he was the contact guy.

Q. It sounds like he was very charismatic; would you agree with that?

A. Super charismatic, yes.

Q. Okay.

A. And he's a gifted speaker. He's -- he's -- he comes off as a very -- you know, I should say comes -- he was very sincere and very dedicated to The Mission Continues.

Q. Okay.

A. As I said, the first two years he didn't even draw a salary. He slept on the floor sometimes in the office. He was a very -- you know, he had a mission.

Q. Uh-huh. And was that character trait of being charismatic, was that something that was demonstrated with

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the donors, with staff, with anywhere he went would you say?

A. Yes. He had a very loyal staff. He -- donors, you know, I mean, they just wanted to see him. They wanted to talk to him.

Q. So he would just draw people to him?

A. Yes, he would.

Q. Okay.

A. And he would give a lot of speeches or presentations, and it's amazing the people that would come up to him afterwards and would say, I want to talk to you more. I would like to spend some time with you. I mean, he was --

Q. It sounds as though the donors and everybody else might have been as drawn to him as they were to The Mission Continues?

A. I can't speak for them, but I would say that a lot them probably were. The reason they donated to The Mission Continues was him.

Q. Okay. I want to go back to the ratings by Charity Navigator and so forth. In your experience with not-for-profits and having had great ratings consistently all across, given that there was this issue with the Missouri Ethics Commission in regards to the use of the donor list, how would that have impacted the ratings of the

not-for-profit?

A. My understanding is right now that they have not changed the -- and this is current.

Q. Sure.

A. I understand they have not changed the rating, they just made a note that there is an investigation going on or something like that.

Q. Okay.

A. So, you know -- but I can't -- I really can't answer how they would handle that or what they would say, because it really -- you know, I don't know.

Q. Okay.

CHAIRMAN BARNES: Let me back up and clarify that.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: Sorry about that.

Your understanding is you don't have any contact with The Mission Continues today?

THE WITNESS: No. No, I don't, but I do have -- I can get on Charity Navigator.

CHAIRMAN BARNES: Okay. So this is based on your reading of Charity Navigator?

THE WITNESS: Exactly. Yes.

CHAIRMAN BARNES: Okay.

THE WITNESS: It has nothing to do with -- I have

had no contact whatsoever.

CHAIRMAN BARNES: No inside knowledge?

THE WITNESS: None whatsoever. Sorry. I didn't mean to talk too much.

CHAIRMAN BARNES: That's fine. No, you're fine. I just wanted to make sure we got the basis of that.

REPRESENTATIVE LAUER: I appreciate that. Thank you.

BY REPRESENTATIVE LAUER:

Q. And so having that note, again, in your experience and seeing that on Charity Navigator, what would be the impact of that on a not-for-profit?

A. I think it would be a -- I would want to take a wait and see what really has transpired. I mean, because, you know, it's very questionable, and there's --

You know, I -- I -- I -- I think that individual organizations would probably -- each of them look at it differently, so I really can't tell. I can't answer that.

Q. That's fair. I appreciate that. Just a couple more questions.

What was your interaction with the Board specifically?

A. When I was there, I attended almost every board meeting, okay?

Q. Uh-huh.

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A. After Eric left, Mr. Kympton decided that he didn't need senior staff at board meetings, so he kind of changed the scope of things a little bit.

So from that point forward I would get the minutes and I would read them, you know, because we had to for the audit and stuff, but I wasn't as involved.

While Mr. Greitens was there and up until he formally left the Board, I would attend most meetings.

Q. Okay. And then one last question: You were talking about people would ask about the history of the 990s that they would have questions?

A. Uh-huh.

Q. What type of questions would they inquire of?

A. Well, the specific thing I was talking about is in a 990 there is a list of the highest paid employees in the organization. And that's the point I was -- that's the part I was addressing.

Q. I see.

A. Okay. Other questions come up. Anybody that can read a 990 is pretty smart. I can't. I mean, they are very confusing to look at.

Q. Sure.

A. But they're almost too thorough is the problem.

Q. Okay. So mostly it was salary information that was being looked at by them?

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A. Yes.

Q. Thank you very much.

REPRESENTATIVE LAUER: And thank you, Mr. Chair.

CHAIRMAN BARNES: Representative Austin?

REPRESENTATIVE AUSTIN: Mr. Chair, Thank you.

QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. Kevin Austin. I'm from Springfield. I'm not going to rehash what you have already testified to, but I can't help but notice -- I wasn't trying to eavesdrop or look over your shoulder, but you have brought documents with you?

A. No. No. This is just if I had an opportunity. I've never done this before.

Q. Okay.

A. So I -- you know, on TV you always get a chance to give your opening statement, so I was ready.

Q. Okay. If the Chair wants you to read that, we'll leave that up him. Thank you. No questions.

A. Okay.

CHAIRMAN BARNES: Representative Rhoads?

REPRESENTATIVE RHOADS: I don't have any questions.

CHAIRMAN BARNES: He's like an angel on my shoulder here.

REPRESENTATIVE RHOADS: I'll decline to comment.

CHAIRMAN BARNES: Okay. That --

REPRESENTATIVE MITTEN: Representative Pierson.

CHAIRMAN BARNES: Representative Pierson?

REPRESENTATIVE PIERSON, JR.: Thank you for acknowledging the youngest in legislative age.

QUESTIONS BY REPRESENTATIVE PIERSON, JR.:

Q. I'm Tommie Pierson, Jr. I'm from St. Louis County. Thank you for being here, Mr. Neyens.

Did you have a counterpart that did your role in The Greitens Group?

A. No. The Greitens Group was very small. They had a gentleman that basically went out and booked his speeches, his appearances and kind of managed his little office.

And then he had, I believe, one other, like, an accounting-type clerk, you know, that paid the checks, that did the invoicing. And, you know, once again, it was basically a two-person office. And I think at one point they hired a third person for a while, but that was all that they had.

So the counterpart would have probably been, you know, much lower level because it was a QuickBooks thing.

Q. Anther person who wore a lot of hats?

A. Yes. And it was small. It was so small that you probably could have actually done it on a piece of paper

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and pencil if you wanted to.

Q. And to your knowledge the only reimbursement that The Greitens Group paid to The Mission Continues was for Krystal Taylor's salary?

A. And some shared -- and some -- you know, some, like, the rent.

Q. Okay.

A. You know, I think there is a number in there for office supplies.

CHAIRMAN BARNES: Representative, I was a little slow when Representative Lauer was asking these questions. I have got a document that could help refresh the witness' recollection.

REPRESENTATIVE PIERSON: Go ahead.

(EXHIBIT NO. 15 WAS PREVIOUSLY MARKED FOR IDENTIFICATION.)

CHAIRMAN BARNES: This is the Memorandum of Understanding. And then I believe you might have signed that somewhere, but I'm not -- and then here is the Exhibit A as to costs.

REPRESENTATIVE AUSTIN: So that's Exhibit 15?

CHAIRMAN BARNES: That's correct. I've handed the witness what's been marked as Exhibit 15 from previous testimony to refresh his recollection about the Memorandum of Understanding.

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REPRESENTATIVE AUSTIN: And Exhibit A, is that an exhibit to Exhibit 15?

CHAIRMAN BARNES: Exhibit A is an exhibit to Exhibit 15 marked by the parties who entered into the Memorandum of Understanding.

THE WITNESS: Right. I do remember this. That's the 600 bucks I was -- $635 I was talking about.

CHAIRMAN BARNES: I apologize. I was a little bit slow to pull that up. It could have helped earlier.

REPRESENTATIVE LAUER: That's okay.

BY REPRESENTATIVE PIERSON:

Q. So you've worked with the Jewish Federation of St. Louis previous to coming over to The Mission Continues?

A. Uh-huh.

Q. Just knowing Eric's faith, was there anything asked of you to perhaps bring in any donors from the Jewish Federation of St. Louis?

A. No.

Q. Okay. I don't have anything. Thank you.

REPRESENTATIVE PIERSON: Thank you, Mr. Chair.

FURTHER QUESTIONS BY CHAIRMAN BARNES:

Q. Two additional followups.

A. Okay.

Q. Maybe three. The Exhibit 19, which you've had the opportunity to review about when Mr. Greitens came back

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from sabbatical that triggered the transition, did you take part in any transition planning for The Mission Continues organization?

A. Not -- by transition you mean how we would handle with Eric leaving?

Q. How to get from Eric being there to Eric not being there?

A. Not -- no. Basically Eric recommended to the Board that Spencer Kympton take on the role of president. And the Board discussed it and determined that that would be the best trans-- would be the thing to do.

Q. And as far as the plan of how the organization was going to get from Point A to Point B in just as strong a shape as it was at the beginning, did you have a role in that or were you just generally aware of those -- of those plans?

A. You've got to remember that Eric, strategically, is a very planned out person, okay? And the growth of The Mission Continues after Eric left was geared around -- he was the genesis of the idea that has created a lot of the new growth, which was service platoons.

Okay. That's something that we, as a management team, developed -- actually worked with Fleishman-Hillard a little bit on it too. We developed that the next thing after our fellowship program, which a fellowship program

was a six-month program where we would select anywhere from 60 to 80 veterans four times a year and they would be in this fellowship program for approximately six months.

We would -- our goal was to help them transition back to citizenship. And by that I mean a lot of times they would be sitting in the family basement, you know, PTSD, a lot of different things wrong. And our goal was to get them either back in school to secure a job or, you know, back in life, okay?

And what we figured was, this was an intensive plan, and there were a lot of veterans coming back that really were in school and did have jobs, but they still were having transition problems because they missed their camaraderie of what they were doing. They missed doing things for their community and giving back.

So we developed this concept of platoons, service platoons. And it was an all volunteer-type group. We started out with 12 in different cities, and then we -- you know, when I left we were at about 60 I believe around the different cities in the country.

So your touch then is -- a platoon could be 25 to 60 vets. They would do service projects. They would meet. They would -- so the touch got bigger that way.

Eric was the genesis of that thought. We took it and ran with it, okay? And, you know, so the transition

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plan was let's execute what we got.

You know, let's continue doing a good fellowship program, but let's move into this new area that Eric had developed, helped developed.

And as far as the transition -- normally you think of transition as to who is going to do what after someone is gone, but we had a pretty strong group of leaders.

You know, Spencer was a natural, I guess, to take that role. I think he had some issues with Eric in a way that, you know -- you're talking about this guy can walk in a room and everybody wants to talk to him. You talk about this guy that I'm talking to you as a donor and they say, how is Eric, or where is Eric, can we talk to Eric?

You know, it plays on the ego, okay? And I think that in that regard there was some issues, but anyway that's --

Q. Okay. You are the first witness, I believe, who appeared without counsel. And there were a lot of witnesses we didn't think needed counsel, but showed up with counsel anyway.

A. Are you saying I needed one?

Q. No.

A. I'm worried now.

Q. You did not need -- you certainly did not need

counsel. We appreciate your candor and your forthrightness with the Committee.

Representative Austin noted you had a prepared statement. Did you prepare that statement?

Let me put it this way, if you want to submit that to us, you can. That's perfectly fine.

If you don't, you don't have to, and that's fine. If you are going to submit it, I need to ask the question: Did you prepare it by yourself exclusively, or did you have any help preparing it?

A. I prepared it my myself.

Q. Okay. Exclusively?

A. Exclusively.

Q. Okay. And did you have any conversations with anyone else before you came here to speak today?

A. No. I will say this: I did meet with -- the reason I came here was I -- I -- Eric asked me to talk to Ed Dowd and his group and just see if there was anything I could add or help or say. So I met with them, and they thought it would be a really good idea for me to meet with you people.

Q. Okay.

A. It's mainly to clarify some things or answer questions, because I was on the inside. I was there for a long time. I was there after Eric left, but I have no --

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you know, I have no skin in this game at all now. I don't work there. I don't -- you know, I -- I -- I --

Q. Did you have a lengthy conversation with Mr. Greitens?

A. No. It was very short.

Q. Okay. And your meeting with his lawyers, was that a lengthy meeting?

A. Lawyers, they are never -- it was -- no, it was --

Q. That's a fair assessment. I'm one of them. That's a fair assessment.

A. I'm sorry. I didn't mean to insult you. It was about a little over an hour.

Q. Kind of like here, they're asking you questions?

A. Yeah. They were just asking questions, one, to clarify things they were wondering about; and, two, just to see what my knowledge level was and what could I add to this whole process.

Q. And then, of course, they asked you the question: Would you be willing to speak to this, that or the Committee, and you said yes, and that's how we got connected?

A. Exactly. That's correct. He said that. He asked me if I would be willing to.

And I said, I'm not really a speaker, but if I

can sit down, I'm happy to talk to anybody.

Q. Good enough. This conference room is more like a conversation than anything else.

CHAIRMAN BARNES: Representative Lauer?

REPRESENTATIVE LAUER: Thank you, Mr. Chair.

FURTHER QUESTIONS BY REPRESENTATIVE LAUER:

Q. I want to go back. You said something in just the dialog that just happened that Eric was a very strategic person and that he liked to have things planned out; is that right?

A. He planned things out, okay? Yes. Yes. He -- he -- he -- he didn't go into -- you know, I guess it's kind of like going into battle. You just don't randomly run in there. He had a plan of building his business --

Q. Okay.

A. -- building his organization.

Q. And was that his day-to-day nature, to be that way, from what you've seen?

A. Yes, it was, but he also expected people that were involved in that plan to follow their -- to follow what was their responsibility. And he didn't come back and check on you every day.

You know, he developed a plan, like, all right, Jack, you're going to do this. Spencer, you're going to do that. You know, this is your area of responsibility, then

we would -- he would regularly check-in or talk about where we were in the process.

Q. Okay. Did you have any opportunity to observe him being impulsive?

A. No.

Q. Okay. Thank you.

REPRESENTATIVE LAUER: Thank you, Mr. Chair.

CHAIRMAN BARNES: Any further questioning?

REPRESENTATIVE AUSTIN: So are you going to submit that or not?

THE WITNESS: If you would like me to?

CHAIRMAN BARNES: The thing you should know is --

REPRESENTATIVE AUSTIN: It becomes an exhibit and then it's public.

CHAIRMAN BARNES: If it becomes an exhibit, it will be a part of the report. So we'll leave it up to you.

REPRESENTATIVE LAUER: Unless there is something you just want to share there that we haven't covered?

THE WITNESS: Let me read it real quick.

CHAIRMAN BARNES: That may be easier. If there is something -- because we've asked the questions. If there is something we haven't asked or that you haven't had the opportunity to share that you wish to do so, that's probably the better way to do this.

THE WITNESS: Thank you. I think you guys really

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hit most of the things. I think one thing -- and you mentioned this a little bit with the salaries and stuff -- that, you know, the Board pressured Eric, or wanted Eric to take a salary. They wanted him to be --

And even after he started taking a salary -- I told you we went through this growth -- he was the third highest paid employee in the organization.

Now, you know, if he was in it to take money out of the organization or do something like that, I think he would probably be the highest paid by far, okay?

So, you know, and salaries were driven -- were driven by the Board. I mean, they had to approve, like, his salary and -- but he -- he hired -- you know, he hired people to -- paid them more than himself. I think that -- I think that says something you need to think about too.

And he -- we -- one thing I mentioned in here is we had an annual gala, and Eric, even if he didn't -- could have -- didn't have to, but he always -- he always purchased a table for his family to attend the gala.

You know, that's out of his pocket. He was -- he donated a decent amount of money to The Mission Continues every year.

So you take that away from his salary too, so he was dedicated, okay? He truly loved the organization.

I think we've touched on everything that we --

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that I had thought about that I wanted to make sure we said, so I don't see why I need to submit this then.

CHAIRMAN BARNES: Okay. Thank you. We really appreciate you being willing to come down here and working with us on schedule, because I know you had a bunch of other things going on and being able to fit this in.

REPRESENTATIVE LAUER: Absolutely.

CHAIRMAN BARNES: We really appreciate it. We're going to excuse you so we can talk about other committee business.

THE WITNESS: Okay.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: Back from a break. I want the Committee to be aware that we received an extra set of e-mails from August of 2016. It's an e-mail from Spencer Kympton to Austin Chambers and a response about use of Mission Continues intellectual property in the campaign.

Those -- everyone should have a copy now. They are upstairs. I would like to mark that as an exhibit and enter it into the record. Everyone has been looking at the draft report.

I have taken Lyndsey Hodges' testimony and incorporated some new paragraphs of the report, kind of like we're reinventing the wheel on this draft. And then I will do the same as soon as we have a transcript of this

one.

(AN OFF-THE-RECORD DISCUSSION WAS HELD.)

(EXHIBIT NO. 22 WAS MARKED FOR IDENTIFICATION.)

CHAIRMAN BARNES: We need to vote to close tomorrow's meeting, which is on adjournment.

All those in favor will vote yes.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Aye.

CHAIRMAN BARNES: Seven ayes and zero nos. We have voted to close tomorrow afternoon's hearing of this Committee.

We actually have a hearing room tomorrow and it

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will be in Room 5.

Any further business of the Committee?

This will conclude today's hearing of the House Special Committee On Investigative Oversight.

That's it.

(END OF PROCEEDINGS.)

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C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 5th day of April 2018.

_____

SHELLY L. STEWART, CCR
CAPITAL CITY COURT REPORTING

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, April 5, 2018

TAKEN AT
Missouri State Capitol, Room B22
201 West Capitol Avenue
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

REPORTED BY:
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ALSO PRESENT:

Alixandra Hallen, Minority Counsel; Alex Curchin, Committee Majority Counsel; and Bryan Scheiderer, Legislative Analyst.

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P R O C E E D I N G S

CHAIRMAN BARNES: We'll call to order Missouri House Special Investigative Committee on Oversight.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Here.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON: Here.

CHAIRMAN BARNES: Now that we are properly situated where everyone wants to sit, or almost situated, today we're going to do essentially a mark-up session of a draft report. I've taken comments from various members about points in the Committee report that we need to have discussion on, and I have marked

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them on the screen and highlighted in color. And my plan is just to go straight down the list of everywhere that I have highlighted.

The first is -- we'll call this sensitive content warning. I think that due to the nature of the report and the language in it, that it's fair to put this on the cover so that readers can properly be apprised that they're about to see descriptions of an adult nature and, of course, language. Is there any objection to this?

GROUP RESPONSE: No.

CHAIRMAN BARNES: Seeing none, I'll remove the highlight. Okay.

REPRESENTATIVE MITTEN: Can we go off the record real quick?

(AN OFF-THE-RECORD DISCUSSION WAS HELD.)

REPRESENTATIVE MITTEN: Okay. I'm sorry. Back on the record.

CHAIRMAN BARNES: Okay. Back on the record. For the record, the discussion that was just had was regarding how to refer to witnesses in this hearing, so we are all on the same page as to who is Witness 1, who is Witness 2, who is Witness 3, who is Witness 4, so that we are not creating a report whereby we have to have a series of redactions per name.

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REPRESENTATIVE MITTEN: Thank you, Mr. Chair.
CHAIRMAN BARNES: Our first suggested change is on Page 2, and there was a suggestion mentioning that Mr. Greitens' declining to testify before the Committee at this point in time was consistent with his Constitutional rights. I have no objection to this change. If anybody else does, please speak them now.
REPRESENTATIVE MITTEN: I have no objection.
REPRESENTATIVE AUSTIN: None.
REPRESENTATIVE RHOADS: I have none.
REPRESENTATIVE LAUER: None.
REPRESENTATIVE PIERSON: None.
REPRESENTATIVE PHILLIPS: None.
REPRESENTATIVE MITTEN: This refusal is consistent with -- is that --
CHAIRMAN BARNES: Are we capitalizing?
REPRESENTATIVE MITTEN: Yes.
CHAIRMAN BARNES: Did we decide we were going to capital --
REPRESENTATIVE MITTEN: Yes, we are --
COUNSELOR HALLEN: We have to fix it in all of the --
REPRESENTATIVE MITTEN: We need to capitalize it.
COUNSELOR HALLEN: There's going to be a

bunch of grammatical changes we need to --
REPRESENTATIVE MITTEN: Greiten. So declined. And he needs to be specific. Thank you.
CHAIRMAN BARNES: And we can delete this last phrase if we want -- the committee has treated --
REPRESENTATIVE MITTEN: An equal Constitutional right.
CHAIRMAN BARNES: Well, I don't -- it's not an equal Constitutional right before this Committee.
REPRESENTATIVE MITTEN: I guess that's right. Right. That's true.
CHAIRMAN BARNES: Because if we chose to --
REPRESENTATIVE MITTEN: You're right.
CHAIRMAN BARNES: -- say you can't, we could say you can't, but we're treating it as if he has had that right.
REPRESENTATIVE AUSTIN: Yeah. Good.
CHAIRMAN BARNES: Okay. Okay. The suggestion here, and I don't like how this is worded at all, the first two sentences here are just --
REPRESENTATIVE MITTEN: Wait, wait, wait. Before we go there, I would just like to again note for the record that when we're going through that list -- where are we -- again, that we will need to go through and capitalize Committee throughout. There may be some

other grammatical changes. I don't want to bog us down with that. And I don't know if this is the appropriate time to talk about whether -- what -- you know, how we -- how we want to process this through; in that, we're going to sit here, we're going to, you know, come to a consensus or vote, perhaps, on making specific changes. But my hope would be that then on, perhaps, Monday morning, you know, we'll have reports back in the Speaker's office, we'll all have another opportunity to review --
REPRESENTATIVE AUSTIN: Yes.
REPRESENTATIVE MITTEN: -- the collective changes. And at that point, my hope would be that what we will -- what I'm thinking is, maybe we'd produce a redline with the grammatical changes that I believe -- that the Chair certainly and I have kind of talked about --
CHAIRMAN BARNES: Agreed.
REPRESENTATIVE MITTEN: -- so that you guys see that.
CHAIRMAN BARNES: Today is about the substantive changes.
REPRESENTATIVE MITTEN: That's fine.
REPRESENTATIVE AUSTIN: Scrivener's errors, grammatical, who cares.

CHAIRMAN BARNES: So we'll take the opportunity --
REPRESENTATIVE MITTEN: Perfect. Just want to be clear that we're all on the same page about that, you know, the Committee being --
CHAIRMAN BARNES: And I think you're right, the redline form is what we need to do for the next thing.
REPRESENTATIVE MITTEN: Yeah. Yeah, we'll do that.
CHAIRMAN BARNES: I -- I think actually we delete this part. I want to point -- I do want to point out that -- how -- or here's the alternative. And I'm just talking out loud here, guys, is we could delete that part.
REPRESENTATIVE MITTEN: I would delete the first part. I believe that --
CHAIRMAN BARNES: Okay. Is -- hold on. Before I do that, that was a little bit -- that was a little bit quick.
REPRESENTATIVE MITTEN: So I'm assuming you have a back-up?
CHAIRMAN BARNES: I -- I think -- because I think that, Representative Austin, it was your suggestion to delete that first part, I think.

REPRESENTATIVE AUSTIN: I just said it was a little too much, but I -- but -- I did. But here's what I also like, is that I think we do need to say something about our time constraints. I mean, we've been asked to do -- Jay, and what you said before is, an investigation that would take law enforcement six months to do, we've had to do it in a very much shorter time frame.

CHAIRMAN BARNES: We've talked to a number -- yeah, we've talked to a number of witnesses and we don't have, necessarily, the resources to hire folks to go out and do a lot of this work. So I -- I think that's fair to keep in. You know, for the part that we're doing today, we've -- we've talked to all the most relevant witnesses, and we've done so in a short time frame.

REPRESENTATIVE AUSTIN: We have, but there's still others. I mean --

CHAIRMAN BARNES: There are some others. There's --

REPRESENTATIVE AUSTIN: There -- there was a request made for interrogs, et cetera, and, I mean, so I -- I think that -- I mean, we have been under a time crunch, and this isn't also our full-time job as legislators. I mean, we've had to do other things, as

well. So I -- I like your statement noting the crunch we've been under.

CHAIRMAN BARNES: So what if we keep that. I want to delete the second part of the paragraph, because we are not -- we're going to get to this vote on -- on bifurcating the report, but this obviously references a second part.

REPRESENTATIVE MITTEN: Well, I have a problem with that, and here's the thing, first of all -- and I'm -- I'm just going to bring a minority caucus perspective here, is that the significant time and resource constraints were self-imposed. And I -- I believe that saying, you know, these are self-imposed time and resource constraints. We could have gone about this in different -- in a different way. I'm not suggesting that we should have, but I am saying that I -- I have a problem with that sentence.

REPRESENTATIVE AUSTIN: Well, self-imposed, now, you mean because we didn't vote to extend our deadline, or self-imposed because we all voted for the resolution in the first place?

REPRESENTATIVE MITTEN: Well, I mean, to some extent, yes. And, you know, the second -- the second phrase of that first sentence, I don't -- I mean --

CHAIRMAN BARNES: The resource constraints.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: You're saying that if we had so chosen as a body --

REPRESENTATIVE MITTEN: Exactly.

CHAIRMAN BARNES: -- we could have spent money to hire private investigators --

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN: -- and counsel at this point in time.

REPRESENTATIVE MITTEN: I don't want to diminish what we are doing, but I think that that sort of --

REPRESENTATIVE AUSTIN: I don't disagree with what you're saying, Gina, but I'd still like to have something in there to show that, you know, we've had to do this in 40 days or under.

REPRESENTATIVE MITTEN: Could we remove the second, third -- first, second, third -- fifth word? No. The Committee operated under --

CHAIRMAN BARNES: You know what, let's do this. Let's put this in the parking lot; is that okay?

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE LAUER: Is it not though -- the time frame was somewhat dictated by the lengthy session?

CHAIRMAN BARNES: And by the Resolution.

REPRESENTATIVE PIERSON: And the Resolution. I think we should --

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE PIERSON: I think we should point to the Resolution here in some way.

REPRESENTATIVE PHILLIPS: Why can't we just say 40 days? Just call it like it is instead of --

REPRESENTATIVE LAUER: There's a reason for it.

REPRESENTATIVE PHILLIPS: That's fine.

COUNSELOR HALLEN: Just -- just --

REPRESENTATIVE AUSTIN: That's fine. I'm fine with just saying that.

REPRESENTATIVE MITTEN: One, two, three -- one, two, three -- the fifth word, I don't think that we need to modify time constraints.

COUNSELOR HALLEN: You probably can say that word if you want to.

CHAIRMAN BARNES: So that's the question. I mean, there's no way we could have got --

REPRESENTATIVE MITTEN: No, I understand. I -- I -- I -- I just -- okay.

REPRESENTATIVE AUSTIN: And then after Resolution, delete the rest?

CHAIRMAN BARNES: I think so.
REPRESENTATIVE MITTEN: Yes.
CHAIRMAN BARNES: Yes, because we're going to be -- we're issuing a bifurcated report.
REPRESENTATIVE AUSTIN: Okay.
CHAIRMAN BARNES: Do we want to do this, or do we want to delete the second sentence?
REPRESENTATIVE MITTEN: I would just take away -- no, no, no. Go -- after procured to -- in -- a cost. I think that's reasonable.
CHAIRMAN BARNES: Well, no, I -- I would take the whole sentence out.
REPRESENTATIVE MITTEN: Okay.
REPRESENTATIVE AUSTIN: Okay.
CHAIRMAN BARNES: Okay. And then I'd just move this up.
REPRESENTATIVE MITTEN: Yes, that's fine.
CHAIRMAN BARNES: All right. I'll remove the highlight from that. Are we in agreement?
REPRESENTATIVE PIERSON: So now at no point have we referenced the, I guess, criminal investigation. Is that an issue?
REPRESENTATIVE MITTEN: I don't think we -- personally, I don't think that we have to spell out what we're -- what we've done is going to be spelled

out in the report itself. We don't have to say, here's what we did -- here's what we did, and now here's five pages explaining what we did.
REPRESENTATIVE AUSTIN: You mean, his declining to testify because of his -- the criminal --
REPRESENTATIVE PIERSON: Or at least --
REPRESENTATIVE MITTEN: That -- that appears later.
REPRESENTATIVE PIERSON: Okay. I'm just making sure, since we took it out here, to make sure it doesn't appear somewhere else. Because I think in some way that -- I mean, that ties in to what it is that -- that we're doing.
REPRESENTATIVE PHILLIPS: You're saying, Tommie, we're stating the purpose of our investigation?
REPRESENTATIVE PIERSON: No, I'm just wanting to make sure that if we take out the fact that there's a criminal investigation going on concurrent to what it is that we're doing, I think that's a piece of information that in some way should be included in this.
CHAIRMAN BARNES: And I think we still have it here.
REPRESENTATIVE MITTEN: We do. It's -- we have it later.

REPRESENTATIVE PIERSON: Okay.
CHAIRMAN BARNES: And then there's some of it later.
REPRESENTATIVE PIERSON: Okay. Very good.
REPRESENTATIVE RHOADS: So I -- Mr. Chairman, I want to go back to the second sentence.
CHAIRMAN BARNES: The second sentence here?
REPRESENTATIVE RHOADS: Yes.
CHAIRMAN BARNES: Okay.
REPRESENTATIVE RHOADS: It says, the Committee also notes that Greitens declined to participate in it's fact-finding process. Can we put that --
CHAIRMAN BARNES: Kind of like you're suggesting, later on in the document?
REPRESENTATIVE RHOADS: As long as they're consistent, because that wouldn't be consistent as the other one. It would say --
REPRESENTATIVE MITTEN: Time.
REPRESENTATIVE RHOADS: At this point in time, due to --
REPRESENTATIVE MITTEN: Just at this time, not point in time; it's just a time.
REPRESENTATIVE RHOADS: Do we want to put in there, due to a criminal case or --

REPRESENTATIVE MITTEN: I thought there's a paragraph that specifically talks about that.
SECRETARY CURCHIN: There is, Paragraph 3. There is. And instead of at maybe at this point in time, be more deferent by the issuance -- or at the time of the issuance of this report.
REPRESENTATIVE MITTEN: At this time, that's -- the report is dated, so it's as of today, you know.
REPRESENTATIVE AUSTIN: All right. Let's move on.
CHAIRMAN BARNES: Are we good?
REPRESENTATIVE MITTEN: Less is more.
CHAIRMAN BARNES: Okay. All right. Our wordsmithing. So here are some ideas. One idea is, to varying degrees, the members of the Committee -- so right now it says Witness 1 was a credible witness. Option one: To varying degrees, the members of the Committee believe Witness 1 was a credible witness. That's one option.
I believe Representative Rhoads had an option that might be easier.
REPRESENTATIVE RHOADS: I just put that the witness appeared to be a credible witness.
REPRESENTATIVE AUSTIN: I like varying

degrees better.

REPRESENTATIVE RHOADS: I don't -- I'm not an English major, so you need to word it to where --

REPRESENTATIVE MITTEN: Let me ask this. Is there any member of this Committee that believes Witness 1 was not credible?

REPRESENTATIVE RHOADS: I think my --

REPRESENTATIVE AUSTIN: I can't -- I can't give a blanket statement that -- to say to everybody who reads this that I found her 100 percent credible.

REPRESENTATIVE LAUER: Can we say overall?

REPRESENTATIVE RHOADS: I cannot say that every fact that she told us -- everything that she told us is 100 percent truth, because we have nothing to go on.

REPRESENTATIVE MITTEN: There's no way. That's not what you're saying though. It's saying, do you find her to be credible; that's different than saying --

REPRESENTATIVE RHOADS: But how do I say she's credible?

REPRESENTATIVE MITTEN: Well, because -- well, because if I tell you that the sky is blue, you decide. Do you think that I'm telling the truth or do you think that I'm not? That doesn't mean that it is,

in fact, the truth. Do you think that I'm telling the truth.

REPRESENTATIVE RHOADS: But --

REPRESENTATIVE MITTEN: Credibility is different.

REPRESENTATIVE RHOADS: But -- but the thing is though, is what Witness 1 said in Committee, how do we prove that that's exactly what happened?

REPRESENTATIVE MITTEN: That's not what you're saying. You're saying, we found her to be credible.

CHAIRMAN BARNES: You're saying -- and I think everyone would agree that, overall, she was a credible witness. I know there are some members who have -- who --

REPRESENTATIVE RHOADS: She appeared credible to me. She appeared to be.

REPRESENTATIVE MITTEN: Well, Rashomon, that's probably a reference that's --

REPRESENTATIVE PHILLIPS: So, Shawn, you're saying we have no proof, so, therefore --

REPRESENTATIVE RHOADS: Exactly. Unfortunately, the problem is -- and I get it -- is we don't have somebody else that was involved in that situation that said X, Y, and Z happened, yes, that's

correct. Okay?

REPRESENTATIVE MITTEN: You never have that.

REPRESENTATIVE RHOADS: Look, I know, but --

CHAIRMAN BARNES: All right. Hold on, hold on, hold on. Hold on, let's slow down, because we're all interrupting each other. We are all interrupting each other, so --

REPRESENTATIVE MITTEN: Fair enough.

CHAIRMAN BARNES: And we're around this circle table, so it's more of a conversation. I want it to be conversational, but I also don't want everybody to be interrupting each other. So I'm going to then start calling on people. And I still want it to be free-flowing, but Representative Austin, and then --

REPRESENTATIVE MITTEN: I'll -- yeah.

REPRESENTATIVE AUSTIN: Okay. I have some doubts about the veracity of some of the things she said. And the reason I say it is, one is, she kind of gave conflicting testimony. And she allowed herself, I believe, to be kind of led down this one path, and then she'd say something else when she was asked similar questions.

So I can't sit there and say to whoever reads this report that I found her credible, knowing that

they'll take from that that I believe everything she said in there is 100 percent truth.

REPRESENTATIVE LAUER: Well, the definition of a credible witness is, competent to give evidence and is worthy of belief.

REPRESENTATIVE AUSTIN: Number -- part one, I'm okay with; part two, worthy of belief? What is -- I mean --

CHAIRMAN BARNES: Well, here's --

REPRESENTATIVE AUSTIN: We need to define that.

CHAIRMAN BARNES: -- a couple of things. First, I think the standard of, if there's not someone else saying it, we can't say it's credible, is not a real-world standard. There's thousands of criminal trials every single year where you would never be able to get a conviction if that were the real-world standard.

Number two, there are things about her testimony that lend credibility to her. The first is regarding the first instance, up until the point where she was taken down. Her testimony before our Committee is entirely consistent with what she said in a car with her husband when she -- her husband promised that -- that it would never get out of the car. It's a tearful

conversation, and that's what she says there.

After that point in time, we have friends of hers that corroborate certain things that she said at certain points in time. Now, some -- one was within three to four days, another one was -- I think both of them were within a week. And the details don't match up 100 percent correct, but --

REPRESENTATIVE AUSTIN: Nor should they.

CHAIRMAN BARNES: Nor should they. Exactly. If they matched up perfectly, we would be highly suspicious of them matching up perfectly.

In addition to that, the things that she said that happened after the things that were already in that call are so embarrassing that I don't see a person making facts that embarrassing up when there's nothing in it for her.

And she testified to us that -- she testified that she felt guilty herself. She felt shame and embarrassment, and that she didn't like that person, I think she said at some point in time, which is not -- she didn't come in and play this victim of all victims part.

REPRESENTATIVE MITTEN: Innocent, yes.

CHAIRMAN BARNES: She said she was -- she said, you know, there are things that I really regret.

And I think that that adds to her credibility. This is not -- these are not the types of things that I imagine her making up, in any respect, and her demeanor when she was telling this. Yes, there were times where she -- there were leading questions, but most of it -- the start of it was free-flow. It was, what happened next, what happened next, what happened next.

And if we go later in the document, where there's that conflict, we need to know where there is that conflict, and it is noted in the document.

REPRESENTATIVE MITTEN: May I -- I have some proposed language from our superstar, Alix Hallen here, which is, Witness 1 provided credible testimony from which the Committee drew the following facts.

REPRESENTATIVE AUSTIN: I don't want to say facts, but I'll say evidence. But here's what -- why don't we do Shawn's --

REPRESENTATIVE MITTEN: From which the Committee found -- finds the following.

REPRESENTATIVE AUSTIN: The Committee finds Witness 1 to be, overall, a credible witness. Credibility is defined as, and then we use Jeanie's definition.

REPRESENTATIVE RHOADS: And while you're typing, I'll -- I'll make my case, as well.

CHAIRMAN BARNES: I'm not going to delete what's up there; I'm going to put all the options up there.

REPRESENTATIVE RHOADS: I -- I --

CHAIRMAN BARNES: Because I -- well, the good thing is, we have a reporter here who can read it back, but I want -- the Committee finds -- so hold your thought, let me write this down so we've got multiple options on the board.

The Committee finds Witness 1 to be an overall credible witness -- and what did you say next?

REPRESENTATIVE AUSTIN: Credibility is defined as -- and then Jeanie's definition.

REPRESENTATIVE LAUER: I'll find it.

REPRESENTATIVE PHILLIPS: Do we really need to define that? I don't think so.

CHAIRMAN BARNES: I think I'm fine with that definition, because I think what Representative Austin is saying is, there's certain things in this testimony --

REPRESENTATIVE AUSTIN: I need to take this.

CHAIRMAN BARNES: Let's take a short break.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: Back to -- after a short phone call break, we are back, and Representative

Rhoads has the floor.

REPRESENTATIVE RHOADS: I guess to say an overall credible witness, is that any different than saying credible witness?

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN BARNES: I think that it is. I think overall is a -- is a word of limitation on --

REPRESENTATIVE PHILLIPS: Uh-huh.

REPRESENTATIVE AUSTIN: I think it is, too. I think it shows there's little areas that --

REPRESENTATIVE RHOADS: All right.

REPRESENTATIVE PHILLIPS: Yeah. I like that.

REPRESENTATIVE MITTEN: Can we delete the definition?

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE MITTEN: We don't need that.

CHAIRMAN BARNES: I like -- I like having it in. I'm open either way. I --

REPRESENTATIVE PIERSON: I say less is more. I say we can -- I think the overall helps --

REPRESENTATIVE PHILLIPS: I actually like having it in, but I can go either way.

REPRESENTATIVE LAUER: I'm either way. I think it just does give a level of standard as to what we were all basing it on. It doesn't matter to me.

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CHAIRMAN BARNES: Representative Rhoads, does it bother you one way or another? Do you have a strong preference?

REPRESENTATIVE RHOADS: I think -- I think we could go with the majority on that. I don't -- I don't see that -- I mean, I don't think that having a definition there really adds or takes away. I mean, I think it's --

REPRESENTATIVE PHILLIPS: I think most people understand the word credible.

REPRESENTATIVE RHOADS: They should know what credible means.

CHAIRMAN BARNES: Okay. There it is. Okay. So are we -- I can take the highlight off of this?

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN BARNES: Are we in agreement on that? Okay.

Okay. Paragraph 2, I -- and this is going to be a theme. We have -- every witness we -- I think every witness, other than Witness 1 -- well, and Witness 3 -- we asked whether they had a reputation for truthfulness and honesty. And the answer we got, no matter who we were asking about it, was yes. So I am in favor of taking it out all around.

So the other thing is, technically, that sort

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of question isn't relevant until it's been questioned in some respect.

REPRESENTATIVE AUSTIN: I'm for taking it out, but you're not meaning take it out of the transcript?

CHAIRMAN BARNES: No.

REPRESENTATIVE AUSTIN: Just out of our report?

CHAIRMAN BARNES: Just out of the report. I don't think it adds anything.

REPRESENTATIVE MITTEN: I think that taking it out of the transcript could be sort of a gross violation of our duty, frankly.

CHAIRMAN BARNES: Yeah.

REPRESENTATIVE MITTEN: But I'm fine with taking it out.

REPRESENTATIVE PHILLIPS: Yeah.

REPRESENTATIVE LAUER: And just to confirm, the transcript will be part of the report --

CHAIRMAN BARNES: Yes.

REPRESENTATIVE LAUER: -- or an appendix to the report?

CHAIRMAN BARNES: Okay. In addition to grammatical changes, we are going to have to go through and check that our citations stayed correct after the

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edits and -- because we have -- remember, we have corrections to the transcript coming, and we're making edits to the document right now that -- did I spell confidant right? I don't think that I did.

REPRESENTATIVE MITTEN: Yes. Also, I just want to -- I want to make, again, clear for the group again and for the record, that any corrections to the transcript are really just typographical errors. Sometimes, you know, a word gets jumbled, especially -- well, I know some of my testimony was jumbled, because I talk really fast, and I know there were times when Chairman Barnes couldn't be heard. So we are not making anything remotely close to substantive changes; I believe that those changes have been available for review, or if they haven't been, they will be. But I want to make it clear that --

CHAIRMAN BARNES: Well, let's just give an example. Vice-Chairman John Phillips is what one of them said, and so -- it's Don Phillips.

REPRESENTATIVE MITTEN: It's Don Phillips.

SECRETARY CURCHIN: I think confidant does not have an E on it.

CHAIRMAN BARNES: Does not have an E? Okay.

REPRESENTATIVE MITTEN: Yes. So -- so the changes that we will be getting in the transcripts are

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going to be the redactions, which we're going to talk about, I believe, later today. And then whatever corrections, which I believe also for the most part are going to be -- we're going to try to throw them up on the screen.

CHAIRMAN BARNES: Okay. No one marked this paragraph about Witness 3. I'm going to mark it now, because I think we're going to need to come back to it after our discussion about redactions. So if someone could take down a note that we're going to have to come back to Paragraph 3 --

COUNSELOR HALLEN: I've got it.

CHAIRMAN BARNES: -- at the very end. So Paragraph 4 here, consistent with what we just had, we're going to delete this.

REPRESENTATIVE MITTEN: Take away the E.

REPRESENTATIVE PHILLIPS: E off confidant.

CHAIRMAN BARNES: Okay. I'll take away that.

REPRESENTATIVE MITTEN: What?

CHAIRMAN BARNES: No, I'm just --

REPRESENTATIVE MITTEN: Oh, it's highlighted. Okay.

REPRESENTATIVE LAUER: It doesn't leave much of a sentence.

CHAIRMAN BARNES: I think that's a -- I think

that's a -- since how long she's known the witness. I think that's --

REPRESENTATIVE LAUER: Uh-huh.

CHAIRMAN BARNES: Okay. So Paragraph 5, what we want to do is track the language from above; is that correct? Okay. So let's go get our language from above.

REPRESENTATIVE LAUER: You might want to just highlight what we've done in a different color so we can easily go back and reference some of these things.

REPRESENTATIVE PIERSON: Well, I think we're -- I think we're --

CHAIRMAN BARNES: This sentence right here, is that what we want to take?

REPRESENTATIVE MITTEN: We still are going to reference the criminal case? I just want to -- I can't remember where -- so we're keeping both of those sentences?

CHAIRMAN BARNES: Yes, that's my intent.

REPRESENTATIVE MITTEN: Yes, that's fine.

CHAIRMAN BARNES: Is everyone in agreement with that change?

GROUP RESPONSE: Yes.

CHAIRMAN BARNES: Okay. This is further detail that I think is very important to put -- to put

in here in -- in Paragraph 6, which is the relationship prior to the incident of March 21, 2015. And I, again, I follow the same pattern of just quoting from the transcript.

REPRESENTATIVE MITTEN: Can we trim some of this of this though? I mean, it's in the transcript and I -- it just seems to me that an ellipsis, again, starting from, seemed pretty typical until we got to know each other pretty well; it's, like -- no, no. Not -- you're going -- that's not what I'm talking about. I'm talking about, like, the third line.

CHAIRMAN BARNES: Well, hold on. I'm cutting down up front because --

REPRESENTATIVE MITTEN: Okay. Yeah. Yeah.

CHAIRMAN BARNES: I mean, let's just go line by line. He became a regular --

REPRESENTATIVE MITTEN: Yeah.

CHAIRMAN BARNES: -- client of mine.

REPRESENTATIVE MITTEN: I saw him pretty regularly as he was traveling. Seemed pretty typical, ellipsis. We got to know each other pretty well, and I thought he was great. You know what I'm saying; this stuff is in the transcript verbatim. We don't necessarily -- again, less is more.

CHAIRMAN BARNES: Do we want to ellipsis all

of this?

REPRESENTATIVE MITTEN: Sure.

CHAIRMAN BARNES: Yes or no?

GROUP RESPONSE: Yes.

CHAIRMAN BARNES: I would almost take this out except for -- that it puts context to the second part of the sentence.

REPRESENTATIVE MITTEN: Right. I agree.

REPRESENTATIVE LAUER: Leave that in.

REPRESENTATIVE MITTEN: I agree. And again, it's only a couple of sentences, but it's in the transcript, and clarity --

CHAIRMAN BARNES: Yes, ma'am, I agree in unanimity on that point. Okay.

REPRESENTATIVE MITTEN: I don't think we need -- going back to -- what was that, seven? We don't need the, fall to March, Greitens didn't make any appointments. Just on or about March 7th, Greiten returned for, you know, came -- made an appointment or came for a haircut.

CHAIRMAN BARNES: No, I think it matters, because if you look at the transcript, that gap in time is something that she testified to.

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: All right. You're -- I

could be amenable to that.

Representative Rhoads? Representative Austin?

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE MITTEN: Just the first sentence. You could even just say on or about March 7th, Greiten returned after a six -- you know, a --

REPRESENTATIVE LAUER: What was the start date?

REPRESENTATIVE MITTEN: It's, like, 2013, wasn't it?

REPRESENTATIVE LAUER: Is there a date up above that says --

REPRESENTATIVE MITTEN: Then again, it was, unless he was traveling. I saw him regularly unless he was traveling.

REPRESENTATIVE AUSTIN: Let's just leave it in.

CHAIRMAN BARNES: Leave it in.

REPRESENTATIVE AUSTIN: You may think it's a bit verbose, but come on.

CHAIRMAN BARNES: Okay. Now I see footnote three here and -- where is footnote three? This is for the declining to testify, and so I think that

correspondence with counsel, that should be included in the record. And we're going to have to get exhibit numbers for that stuff. And what I would propose is, we just append it onto the end of the -- whatever exhibit number we're on now, we just do -- we just do one exhibit that contains all of that traffic.

REPRESENTATIVE MITTEN: May I make a suggestion, which is that we just -- exhibits that were used in the course of witness testimony would have numbers; exhibits that we -- came to us outside of witness testimony would have letters? Maybe that's more confusing though; that's kind of a lawyer thing.

CHAIRMAN BARNES: I think it's --

REPRESENTATIVE MITTEN: You may be right about that.

CHAIRMAN BARNES: I think it's more confusing.

REPRESENTATIVE MITTEN: You may be right about that.

CHAIRMAN BARNES: We'll just put our exhibits in number order --

REPRESENTATIVE MITTEN: In number order, and -- yeah.

REPRESENTATIVE LAUER: Because we had a 15A.

REPRESENTATIVE MITTEN: That's a lawyer thing.

REPRESENTATIVE LAUER: And that was a subset of 15, so we used --

CHAIRMAN BARNES: Well, 15A -- 15A was a -- the A was created by the parties to that agreement, not by us.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: Okay. So here's another deal, Witness 1 testified straight out of the transcript. I'm fine with it.

GROUP RESPONSE: Fine.

CHAIRMAN BARNES: Okay. Everybody's waiting on somebody else to say something.

REPRESENTATIVE MITTEN: No, I mean, it is what it is.

REPRESENTATIVE LAUER: That's the facts.

CHAIRMAN BARNES: Well, but, Representative, I want to make sure everybody has a chance to actually read it that I've added to the document.

Okay. Next.

REPRESENTATIVE MITTEN: This -- on Paragraph 8, it needs to be in with witness testified that during the March 7th appointment, Greitens moved his hand.

REPRESENTATIVE LAUER: 2015?

REPRESENTATIVE MITTEN: Yeah, 2015.

CHAIRMAN BARNES: I -- guys, I don't want to -- once we start in a year, until we're in a new year, we don't need to put the year in every single paragraph.

REPRESENTATIVE AUSTIN: Agreed.

CHAIRMAN BARNES: Nobody's going to be confused that this was different.

REPRESENTATIVE MITTEN: I think folks that haven't been living with it like we have --

CHAIRMAN BARNES: Yeah, but it flows together as a document. Okay. New -- new phrase, and I'll just shut up, because I'm -- I added this here and you guys were waiting for me to say something.

REPRESENTATIVE MITTEN: What?

REPRESENTATIVE AUSTIN: I'm good with Paragraph 9.

CHAIRMAN BARNES: Paragraph 10 is the code conversation.

REPRESENTATIVE AUSTIN: I'm good with Paragraph 10.

REPRESENTATIVE MITTEN: Oh, right, okay. Good grief. Is this now 42 pages of --

CHAIRMAN BARNES: No.

REPRESENTATIVE MITTEN: -- solely related to the --

CHAIRMAN BARNES: No.

REPRESENTATIVE MITTEN: -- charges to Witnesses 1 through 4?

CHAIRMAN BARNES: We're going to be less than 30 pages.

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: There's nothing wrong with detail.

REPRESENTATIVE AUSTIN: Could we go down a little bit?

CHAIRMAN BARNES: Yes.

REPRESENTATIVE AUSTIN: Yep.

CHAIRMAN BARNES: Okay. And then I deleted what I had there previously, so I had that --

REPRESENTATIVE PIERSON: What is this -- what does that word go with, the t-w-o-n?

REPRESENTATIVE MITTEN: Oh, is there a bad hyphen?

REPRESENTATIVE AUSTIN: I think it's between, isn't it? What is that?

REPRESENTATIVE MITTEN: Let's go up again.

REPRESENTATIVE AUSTIN: Can you go up a little bit?

CHAIRMAN BARNES: Oh, yeah.
REPRESENTATIVE MITTEN: Out of town. Thank you.
CHAIRMAN BARNES: Out of twon. Okay. All right. I'm going to un-highlight this.
REPRESENTATIVE MITTEN: Wait a minute, is there -- I don't have hyphen you comma; is that accurate? It should be you know, that last sentence in the quote. I don't know -- well, I can go and look at the actual transcript.
CHAIRMAN BARNES: How about we do this, because it's not pertinent either way? How about we just do that?
REPRESENTATIVE MITTEN: No, no, just take away the don't have, because I have to get back to my house in a minute. Yeah.
CHAIRMAN BARNES: Yeah. Okay. Where are we next?
REPRESENTATIVE PIERSON: We're making progress now.
REPRESENTATIVE AUSTIN: Look at this.
CHAIRMAN BARNES: Okay. This was -- I agree with this and leave it to what was in there. I was trying to do a summary. And what -- I need to take the strike off.

REPRESENTATIVE MITTEN: So --
CHAIRMAN BARNES: I think that change is relating to let the -- let the testimony speak for itself.
REPRESENTATIVE MITTEN: Delete again; delete again. You've got two semicolons. Yes.
CHAIRMAN BARNES: This is an additional citation to -- where's 41 -- to something -- to this type of testimony, about being taken down, and so I just want to cite everywhere in the record there's discussion of it.
REPRESENTATIVE MITTEN: Oh, right. Uh-huh.
CHAIRMAN BARNES: And if people are reviewing this and you see anything that we missed -- we missed something else that's in the record that relates to something we've already cited, point it out. I mean, I did my best to find every place -- every place in the record. I added this, because it's better with the context of the specific question that was asked.
REPRESENTATIVE MITTEN: Well, wait a minute. I know that she was specifically asked about being coerced.
CHAIRMAN BARNES: I believe that is in there somewhere; yes. So that's earlier. It's a hard question --

REPRESENTATIVE MITTEN: The second line.
CHAIRMAN BARNES: -- because I did, it felt like consent, but, no, I didn't want to do it. She further explained coerced maybe. I felt as though -- do you want to say when directly asked?
REPRESENTATIVE MITTEN: No, I'm okay.
CHAIRMAN BARNES: Okay. And this is what happens back at the house, her testimony about back at the house.
REPRESENTATIVE MITTEN: The man that I knew before -- last sentence.
CHAIRMAN BARNES: Yes, ma'am. Okay. Let me save this before I --
REPRESENTATIVE MITTEN: It's control S.
CHAIRMAN BARNES: Yes, yes, yes, yes, yes.
REPRESENTATIVE MITTEN: I mean, this is just really recitations of the testimony.
CHAIRMAN BARNES: Well, but it does so in a fashion that merges --
REPRESENTATIVE MITTEN: Right, I get that.
CHAIRMAN BARNES: -- the testimony together in a fashion that is readable.
I do not know why this is highlighted. Does anyone know why this is highlighted? I know why it's highlighted, because this is what happens after she

testified that he slapped her and they had this conversation. And I think that what happens after that is important to put in the report itself.
Discussion, if any?
REPRESENTATIVE LAUER: No.
CHAIRMAN BARNES: So what I did was the -- do we have the -- the current -- before I added that change. I'm not sure why that's highlighted, because it's the same in this copy that I have in front of me. So that may have been an accidental highlight. I apologize for that. This -- I had this highlighted. This was highlighted, and I've looked -- it's the same as it was before.
This is what was new, it's 56. Discussion? Is everyone fine with adding --
REPRESENTATIVE MITTEN: You're adding that?
CHAIRMAN BARNES: We are adding this. Any objections? Seeing none. Okay. This is the details on the --
REPRESENTATIVE RHOADS: Mr. Chairman, can we go back?
CHAIRMAN BARNES: Yeah.
REPRESENTATIVE RHOADS: 63, 64 -- wait a minute. Never mind. I apologize. Go ahead. You -- you added numbers.

CHAIRMAN BARNES: Yeah, I've added numbers, so your --

REPRESENTATIVE RHOADS: Okay.

CHAIRMAN BARNES: -- 63 and 64 are different. Okay. So 65 is -- this is the -- we want to add this constitutional language again?

REPRESENTATIVE LAUER: Uh-huh.

CHAIRMAN BARNES: Do we -- can we do it in a footnote this time? The Committee notes once again --

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE RHOADS: That's fine.

CHAIRMAN BARNES: Okay. So let me --

REPRESENTATIVE MITTEN: It's an automatic numbering; it's not going to like that.

CHAIRMAN BARNES: Yeah, we've got to fix that.

REPRESENTATIVE PHILLIPS: Is there a legal reason we keep saying this point in time after everything?

REPRESENTATIVE MITTEN: I agree. There is no reason to do that. It just says, at this time, is all that's needed. The report is dated.

REPRESENTATIVE PHILLIPS: See, because right there, it says, or answer interrogations under oath. It doesn't say, at this point in time. It just seems

like all that is extra if it doesn't need to be in there.

REPRESENTATIVE MITTEN: You know what, that could actually be changed to say, Greitens declined to testify, comma, provide documents, or answer interrogatories under oath at this point in time stating, through counsel, that he --

REPRESENTATIVE LAUER: At this time.

REPRESENTATIVE MITTEN: Oh, sorry. Did I say that?

REPRESENTATIVE PHILLIPS: You did.

REPRESENTATIVE MITTEN: At this time. Look at that, I'm guilty of my own crime.

REPRESENTATIVE AUSTIN: Okay. At this time is now, but at the point we asked --

REPRESENTATIVE MITTEN: Well, at this time is the date of the report.

REPRESENTATIVE AUSTIN: But that's not when he declined. He declined when we asked him earlier.

REPRESENTATIVE MITTEN: Well, then you would say as of March 20 --

REPRESENTATIVE AUSTIN: At that time.

REPRESENTATIVE MITTEN: Right. Exactly. So that's why if you say, at this time, you know.

REPRESENTATIVE PHILLIPS: What's wrong with

just saying he just declined to testify, period?

CHAIRMAN BARNES: Amen.

REPRESENTATIVE MITTEN: I'm fine with that, too.

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE PHILLIPS: I mean, really, that's the bottom line.

REPRESENTATIVE MITTEN: I would be fine with that.

REPRESENTATIVE AUSTIN: Okay.

REPRESENTATIVE PHILLIPS: That covers it all; that covers all of it.

REPRESENTATIVE MITTEN: There. There you go; I think that's perfect.

CHAIRMAN BARNES: And also you need to split up the documents and the interrogatories from the testimony, because that's a separate -- those are separate issues.

REPRESENTATIVE MITTEN: That's why. Okay. Thank you.

REPRESENTATIVE AUSTIN: Okay. But he has offered to testify, you know, later on after the --

REPRESENTATIVE MITTEN: That's in there.

CHAIRMAN BARNES: But -- but that's in here, that he would be willing to testify at the conclusion

of the criminal case.

REPRESENTATIVE AUSTIN: Oh, okay. Sorry.

REPRESENTATIVE MITTEN: Yeah.

REPRESENTATIVE PHILLIPS: Uh-huh.

CHAIRMAN BARNES: I can get rid of some commas, and I can get rid of that. Okay. These are -- let's see, I think -- so I'm going to do a slow fly by here, and everybody -- here, you can look at the copy. We've got one, two -- I think there are four paragraphs, and I think they -- they kind of flow --

REPRESENTATIVE AUSTIN: These are news reports.

CHAIRMAN BARNES: Well, they're more than news reports, they are recordings. They are audio recordings or video recordings of his statements, so they're not -- this is not at all, hey, we've got a transcription from a reporter, and who knows if the transcription is correct. It is -- and we've -- I've cited them. And what I -- actually, what I want, you know, I would hope is that we've got this document. I can set forth the -- the links of where these are for people to review and make sure that I've got -- got it right, what was said.

REPRESENTATIVE AUSTIN: Right. So -- but our resolution says we are to administer an oath -- none of

these folks have been administered an oath. Now, we are accepting some documents that weren't -- a foundation was laid, I understand, but most of them we have had foundations. And I mean, this is in the public sphere, I mean, as far as news reports.

CHAIRMAN BARNES: I think a couple of things. As to reliability, so laying the foundation -- for the video, I think we can lay the foundation ourselves based on we can see that it is, in fact, him. There were lots of news reports where we can call the reporter in to testify that they were there -- someone in the room, that they were there, and, yes, that's what they heard him same.

For the tape recording, it's clearly his voice -- the tape recording of the Associated Press. It's clearly his voice. It appears to be an interview that was set up by the Governor's office for the -- the -- so let's take these one at a time. Sorry.

The Associated Press interview, the entire interview is posted here at this SoundCloud.com. It is clearly his voice. It appears that it was an interview set up by the Governor's office. He was asked questions that this Committee would have asked.

REPRESENTATIVE AUSTIN: Oh, but, now that's a little problematic, because now, obviously, you're

saying, well, we're taking the Governor's testimony as if he were here. But he's not here and he's not under oath as we are required under the Resolution to put our witnesses under.

REPRESENTATIVE RHOADS: And quick question to add to that, that would be like taking Witness 3's statement from the news media and entering it as well.

CHAIRMAN BARNES: Well, a couple of things. Number one, if it's, in fact, a statement of Witness 3 that is an audio recording, it would be admissible as a statement of a party or -- he would be -- he's not necessarily a party; he's a witness. It -- this type of stuff is admissible in trials as statements of a party. Yes, he's not under oath, but it is, in fact, his statement.

REPRESENTATIVE RHOADS: But, yes. The other thing is, and I apologize, are we 100 percent sure that what you're quoting up here was not edited in any way?

CHAIRMAN BARNES: I would encourage you to read the -- to listen to the interviews.

REPRESENTATIVE RHOADS: I just don't think that it has any place in our report.

CHAIRMAN BARNES: They're his words.

REPRESENTATIVE RHOADS: Doesn't matter.

REPRESENTATIVE AUSTIN: Maybe -- I mean, the

audio portion? Now, maybe we can have a little give there, but it's still not under oath, but let me ask you this --

CHAIRMAN BARNES: I -- I think we should -- I think that that should be noted, but also I, you know, I think that's obvious, but fine with noting it.

REPRESENTATIVE AUSTIN: Well, I don't know if we have to note it if we do put it in. But let me back up just a little bit and just ask a couple of questions. Since this is an investigative Committee, there aren't parties. So admission of a party opponent, I think is improper law.

What is it when you have a statement against interest of a witness; what's the law there? Do you guys -- I don't remember that.

CHAIRMAN BARNES: Statement against interest if it --

REPRESENTATIVE MITTEN: It's hearsay.

CHAIRMAN BARNES: It's an exception to hearsay.

REPRESENTATIVE AUSTIN: Unless -- but does it have to be contrary to their interest? I mean, it's not just anything. Like, I always think of as a admission of a party opponent, you can throw anything in there and get it into evidence. But if it's a

witness -- just a witness, it has to be something contrary to their interest.

CHAIRMAN BARNES: Well, I think, obviously, he's a -- he is a party in some sense. There's two -- I think there's two parties here: Witness 1 and the Governor. So also the rule -- I mean, those are the conflicting sides. I mean, this is audio; this is a recording from the Associated Press that's been online and reported, and the Governor's office didn't say he was misquoted or that there was anything wrong with the recording.

The other one is a -- is a video from a press conference that you can see the words coming out of his mouth. It's a 40-minute press conference. They're words that came out of his mouth; we didn't put them in there. There's no editing of the transcript that is obvious at all, and I would -- I want to encourage that we get people to actually go look at this and check how I've done this. But he said it; they're his words.

REPRESENTATIVE AUSTIN: Yeah. I'm trying to, you know, also defend my position about statement against interest and the rules of hearsay on all this, but there's just something that just strikes me in my gut that's wrong that we're putting in AP reports, even my beloved KY3 reports in here.

CHAIRMAN BARNES: But it's not an AP report. We are putting in what he said on a -- sort of like Witness 1 was tape recorded in a car and that is relevant. And --

COUNSELOR HALLEN: And it's part of our transcript.

CHAIRMAN BARNES: And it's part of our transcript.

REPRESENTATIVE AUSTIN: After a foundation was laid.

REPRESENTATIVE RHOADS: With people under oath.

CHAIRMAN BARNES: She wasn't under oath in that car.

REPRESENTATIVE AUSTIN: No, but she --

REPRESENTATIVE RHOADS: Well, she -- she testified under oath that that was her in -- in the -- in the audio recording.

CHAIRMAN BARNES: Yes, she did. Are you -- Representative Lauer?

REPRESENTATIVE LAUER: Oh, sorry.

CHAIRMAN BARNES: Well, you had your hand up.

REPRESENTATIVE LAUER: Yeah. Okay. We cannot not have -- we do not have a direct statement from him, because he did not come forward to testify.

And without that, we -- without this, we have no reference to him and his position. That would be absent. So given that this exists, it seems to me we should include it, because it does complete the framework of the entire picture and it includes information that we have regarding him -- or of him.

CHAIRMAN BARNES: I've got it up here; we'll play it for the Committee. I mean, this is --

REPRESENTATIVE RHOADS: I don't think playing the -- the tape doesn't do anything. I mean, that's not -- the whole thing is, is that we're quoting -- we're quoting newspaper and media stuff that --

CHAIRMAN BARNES: This isn't --

REPRESENTATIVE RHOADS: If we're going to do that, we're going to -- we're going to quote Witness 3's interview on whatever TV station it was on.

CHAIRMAN BARNES: Okay. It's his statement.

REPRESENTATIVE RHOADS: I mean --

CHAIRMAN BARNES: They're words that came out of his mouth. It's not that it was in a news report, it's that there were words -- this is -- these --

(VIDEO PLAYED.)

CHAIRMAN BARNES: Let's listen to this without a transcript of the audio, because that -- I mean --

(VIDEO PLAYED.)

CHAIRMAN BARNES: So that is his voice. That is his statement about facts that are fundamental here. It is admissible in any type of proceeding, because it is a statement of -- any type of proceeding relating to this, because it's a statement of a party. It's going to be admissible in the criminal proceeding.

REPRESENTATIVE AUSTIN: Because he's a party. He's not a party here. This is an investigative committee. Hey, how do you want to resolve this, Mr. Chair?

CHAIRMAN BARNES: They're -- they're his words. Representative Pierson? I'm sorry.

REPRESENTATIVE PIERSON: It sounds like the difference between what we allowed as admissible that happened in the car with Witness 1, and this is that Witness 1 had an opportunity and Witness 3 had an opportunity to, under oath, confirm that that's who said what we are allowing as evidence.

So we did not get an opportunity to do that with these statements, so can we put -- or make that statement that, you know, we were not able to -- some kind of qualifying statement? I think having this kind of -- I would be in favor of keeping this in there with some kind of qualifying statement of, we did not have

an opportunity to, you know, confirm. But I think with reasonable -- I mean, I believe that that was his voice. I believe that these were his statements; some type of a qualifying statement.

REPRESENTATIVE MITTEN: Can I?

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE MITTEN: It seems to me, and I don't -- I guess we'd have to go back to the paragraph that started all of this. But it seems to me that the Governor has made a decision not to testify. We can all debate the reasons for that and we can write that up in our report. But the bottom line is that this Committee is making in its findings that the Governor has declined to come and appear. The Governor has declined to produce documents. The Governor has declined to answer written interrogatories, and the -- and we can still say this is out in the public.

And as an -- as an -- basically, this is a way for this Committee to say, we recognize that the Governor has not authenticated this information. And maybe that's the qualifying statement that Representative Pierson would like to see.

But I agree, I think that -- I think that it should be in here. This is -- this is pertinent to our investigation, and just because it's not under oath,

the public -- let the -- let the public look at these words and decide for themselves.

CHAIRMAN BARNES: Sorry. I just wanted to pull it up. So this one's not just audio, this is a video of -- of him. I mean, there's no case to be made that these are not authentic.

And then the third one is -- let me pull the third one up. The fourth one, I think there's -- there's a case. We can -- we can talk about that in a moment. The -- so the third one, again, is --

(VIDEO PLAYED.)

CHAIRMAN BARNES: This is clearly Governor Greitens. So -- and then the third one is an interview on KMOV, which is a spliced interview. They don't provide -- otherwise, we have -- one, two, and three we have all the way through. We have, like, a 30-minute uninterrupted for the press conference. We have 20 minutes uninterrupted for the Associated Press interview, and then we have three minutes uninterrupted for Missouri Press Association.

Here we have an interview that is clearly spliced together, and so to the extent there's authentication problems or anything, this -- this is the one that more relies on a news report, is this fourth one.

REPRESENTATIVE AUSTIN: Jeanie, what do you think?

REPRESENTATIVE LAUER: My thought is that absent him testifying, this is, indeed, evidence that has been put forth, including the verification that it is, indeed, him in person and in audio. And that, again, absent of him testifying, we are including this as part of the report.

REPRESENTATIVE RHOADS: I think that if we want to include this in the report, this stuff's already out there, why would it need to be in our report if it's already out in the public?

CHAIRMAN BARNES: It's relevant to the --

REPRESENTATIVE MITTEN: Yeah, the story.

REPRESENTATIVE PIERSON: Yeah. These are directly --

REPRESENTATIVE RHOADS: I just -- I don't -- I don't see that that's something that we did in our Committee. We've never even discussed this in Committee. In any of our investigations, this portion was never discussed in front of the Committee at all.

CHAIRMAN BARNES: That is true. That is true.

REPRESENTATIVE RHOADS: And that's the sole reason why it needs to be gone.

CHAIRMAN BARNES: Well, we can notice it up for Monday and watch the videos in full.

REPRESENTATIVE RHOADS: That's what I'm saying is, the report's preliminarily made and we're going to have to have a hearing so we can watch TV programs and news stories.

CHAIRMAN BARNES: We can -- we can watch them today. I mean, this is what -- I would encourage every member of the Committee to double verify -- and I've got the citations down here -- to double verify the exact words and to watch these videos. We've -- we've got the links. It's not like I'm pulling this out of --

REPRESENTATIVE RHOADS: I also think that if we're going to do that, then we need to subpoena who was taking the audio recording so they can authenticate it.

REPRESENTATIVE MITTEN: This is not a trial. This is an investigative report.

REPRESENTATIVE RHOADS: I agree. But if we're going to -- if we're going to go through the steps that we've went through to get to the point where we're at, we can't just go, well, it's okay for this one.

REPRESENTATIVE MITTEN: I don't think that

that's what anybody's saying. That's certainly not what I'm saying. My attitude is, because the Governor declined -- and -- and I'm not trying to weigh in on those -- on the basis or the reasons for that decline or why he declined. But because the Governor has declined, it does seem to some degree that we would be remiss if we did not point out that the Governor has made public statements that, you know, as we're seeing here, as -- as the Chair is outlining in his draft.

CHAIRMAN BARNES: Do you believe that that was, in fact, Governor Greitens?

REPRESENTATIVE RHOADS: I mean, sure, it looks like him, but I'm not talking about that. I'm talking more about the audiotapes, the cut news stories, that kind of stuff. I mean, that's not work the Committee did. None of it is.

CHAIRMAN BARNES: That's true, there -- it -- it's also relevant to our inquiry. And if we want to notice it up on Monday and watch the videos -- watch the videos with the court reporter.

REPRESENTATIVE MITTEN: We can notice up --

REPRESENTATIVE LAUER: If I were called in --

REPRESENTATIVE RHOADS: Well, let's notice it up tomorrow. Let's do it. I'm here; let's go.

COUNSELOR HALLEN: We already are.

CHAIRMAN BARNES: We can do Monday.
REPRESENTATIVE RHOADS: Well, we'll do tomorrow morning.
REPRESENTATIVE LAUER: If I were called in to this Committee and asked to testify on the phone call I got from Greitens, it would -- I would say, during that conversation, he said he admitted to the affair, that he -- he said he did not blackmail, he said that there was no violence. That's what he told me on the phone. So we have numerous people in the body who have been contacted with those statements.
REPRESENTATIVE AUSTIN: Let me throw this -- oh, go ahead.
REPRESENTATIVE LAUER: That's all right. I'm fine.
CHAIRMAN BARNES: Well, I think, can we -- Representative Phillips hasn't -- and maybe you don't want to say anything, because I think we --
CHAIRMAN BARNES: I think everybody's talked except for Representative Phillips, and then you've got a suggestion for another idea.
REPRESENTATIVE AUSTIN: Yeah, I do.
REPRESENTATIVE PHILLIPS: I don't see anything wrong with referencing it; I don't. I think it ties into the fact that he wasn't willing to talk to

us, but he was more than willing to talk to the press. It's documented there. I don't think it -- I don't think it's a problem.
REPRESENTATIVE AUSTIN: Not that this is how you have to handle it because you're Chair, but if we took a vote, I think it would be five to two about coming in. Having said that, both Tommie and Jeanie have some qualifying language or intro language. Now, here's -- put that in there.
Now, here's maybe the hard part. Do we want to footnote Shawn and my's objection? Just say, we object to this intro, but we'll side with the --
CHAIRMAN BARNES: I'd be -- yes, I'm open to that. I also think --
REPRESENTATIVE AUSTIN: But that gets us down a path where, do we want to go?
REPRESENTATIVE MITTEN: Yep.
REPRESENTATIVE RHOADS: I think we're going to hit that path on another issue, too, aren't we?
CHAIRMAN BARNES: Not -- maybe on -- on the redaction issue?
REPRESENTATIVE RHOADS: Well, I -- possibly, yeah. I mean --
CHAIRMAN BARNES: Yeah, you're talking about the redaction issue. I'm fine -- I am absolutely fine

with that, because I don't think -- you don't dispute -- I think if you listen to the audio and you watch the video, there's no person that can dispute that that is, in fact, Governor Greitens.
REPRESENTATIVE AUSTIN: My complaint is not that I'm worried about the CIA or KGB coming in here and putting words, you know, on the -- on these tapes, you know. Also they're all in one piece, they're not spliced like that KMOX one or KMOV, whatever it is.
CHAIRMAN BARNES: Do you want to take KMOV out because --
REPRESENTATIVE AUSTIN: I do, but --
CHAIRMAN BARNES: -- of the splicing? I'm fine with that.
REPRESENTATIVE AUSTIN: The ones that are in their entirety, but I still just -- I just didn't want any media reports in here.
CHAIRMAN BARNES: Well, let's put --
MR. RHOADS: I echo the same comments as Representative Austin.
CHAIRMAN BARNES: I -- I'm in favor of taking KMOV out, because it is spliced together.
REPRESENTATIVE MITTEN: Look at that compromise.
REPRESENTATIVE RHOADS: You didn't hear what

I said just a minute ago, did you?
REPRESENTATIVE MITTEN: I'm hoping you all remember what I said later.
REPRESENTATIVE RHOADS: I don't think any media reports should be in our report.
CHAIRMAN BARNES: So it's this Paragraph 70, which is the St. Louis television station? Are we okay with taking that out, because that was not the full interview?
REPRESENTATIVE PHILLIPS: Yep.
REPRESENTATIVE MITTEN: Correct.
REPRESENTATIVE LAUER: The one that was him standing there speaking, was that a press conference?
CHAIRMAN BARNES: That was a press conference on the State budget.
REPRESENTATIVE LAUER: Okay. So that would have been controlled by him, that is him, that's him saying it.
CHAIRMAN BARNES: Well, I would add, the Associated Press interview was in his office, and if you listen to it, there's a press person there directing the interview saying, okay, we've got to wrap up here; clearly set up by his office in preparation for being asked these questions. Which we might not have asked that question exactly, but we would have

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certainly asked that question in some way.
So Representative Austin, can we -- let's -- why don't we put this in the parking lot to think about how you want to word that footnote and come back to it, or do you want to do it now?
REPRESENTATIVE PHILLIPS: Or do you want to do it?
CHAIRMAN BARNES: Or do you want to do it?
REPRESENTATIVE PHILLIPS: If you're going to object anyway, it doesn't matter, does it?
REPRESENTATIVE MITTEN: I would like to go on record that -- just that I do -- it seems to me that if we're going to have a report that includes footnotes of who disagrees with what, we could end up with a lot of footnotes.
CHAIRMAN BARNES: No, but I don't know that there -- I don't know that he's -- that they're disagreeing as to the fact that it was said and that it was Governor Greitens. They're disagreeing as to its inclusion in the report.
REPRESENTATIVE MITTEN: Right. And I would --
REPRESENTATIVE AUSTIN: Possibly the record we're making right now is sufficient to record our objections; I don't know. Let's -- let's think about

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it and come back.
CHAIRMAN BARNES: Okay. I'll leave it highlighted. And we agreed to delete the KMOV, which was edited -- an edited report.
REPRESENTATIVE AUSTIN: And I don't remember the qualifying language that Tommie and Jeanie had; though I hope they do.
CHAIRMAN BARNES: We'll figure it out.
REPRESENTATIVE LAUER: It was absent his testimony.
CHAIRMAN BARNES: We'll come back to it. Okay. Paragraph 70. Representative Austin, I --
REPRESENTATIVE AUSTIN: Oh, is this --
CHAIRMAN BARNES: This is her fear, and I think -- she's expressing fear to both Governor Greitens and to her ex-husband.
REPRESENTATIVE AUSTIN: First place, I had a question as to who she's talking about fear of, because if you look at Page 80, Lines 13 through 16, to me it's clearly saying the ex-husband. Jay and I both kind of read it, maybe she's meaning both.
But let me just ask this overall, what's the relevancy of -- of her feelings, at this point, of fear. I mean, with -- certainly without -- I mean, the only supportive evidence we might have is she testified

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that -- that the ex may have surveyed her either by having friends or professionally, and that Eric Greitens walked by her salon afterwards. So I -- I mean, but I don't see how it's relevant, her fear.
CHAIRMAN BARNES: I think it's -- her fear is relevant to credibility, and because there's the suggestion, at least in the public space, about the fact that she did not come forward of her own accord for a long period of time, that somehow that cuts against her credibility. And the fact that she had fear both of Governor Greitens and of her ex-husband is relevant to suggest why she would not come forward.
And it goes to what I think is not atypical behavior of someone who's been a victim of sexual assault or violence in this sort of fashion to have that kind of fear and to testify to that kind of fear.
REPRESENTATIVE AUSTIN: Is that evidence weighty enough to deserve a paragraph in a report? It's certainly in there as an exhibit.
REPRESENTATIVE MITTEN: My gosh, we're on Page 22 and we've had 15 pages of what they could arguably consider to be not relevant to the extent that we're reciting transcripts. So it seems to me, honestly, I -- it's, like, I don't see the problem. If the point of this is to pull out portions of the

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transcript in order to basically write a more concise story of what this Committee has heard, yeah, it's relevant.
REPRESENTATIVE LAUER: I would go a step further and say, the relevance has to do with that very last line.
REPRESENTATIVE MITTEN: Yeah.
REPRESENTATIVE LAUER: I was not as concerned about the picture, but worried about my physical well being. That is significant in this situation to her whole make-up and everything that's going on.
REPRESENTATIVE RHOADS: Let's back up.
CHAIRMAN BARNES: I -- I also think it's important to -- we get this next line; she's also fearful of her ex-husband.
Representative Rhoads?
REPRESENTATIVE RHOADS: Please remind me the time where she's referencing that she was --
REPRESENTATIVE MITTEN: During this period?
REPRESENTATIVE RHOADS: -- worried for her physical well being. Was that during the first sexual encounter?
CHAIRMAN BARNES: No, this is -- this is later. This is 1-11, so 79 -- I've got her testimony here in front of me.

REPRESENTATIVE RHOADS: I guess we could reference it to which visit that she made to his house that she was fearful for her life.

CHAIRMAN BARNES: Well, but that's not --

REPRESENTATIVE MITTEN: Well, we don't know that.

CHAIRMAN BARNES: So let me -- let me just read from the transcript for you. So this is Representative Lauer, she says, starting on Page 79, Line 20: Okay. We've talked about blackmail and, of course, they were talking about more of the financial thing. I'm going to ask a bit more about the emotional side, because there were times when you said that Eric would ask if you had told, and said good girl and so forth. Did you feel that there was a threat coming from him, and that if you did say something, that something would happen?

And her answer is, oh, definitely. Oh definitely. I -- during this time period, I was also fearful of the picture, but also of what I didn't know; what else would he do, because this obviously meant a lot to him. It wasn't until later that I became not as worried about the picture, more worried about my physical well being.

And then Representative Lauer asks, talk

about that a bit, about your physical; what caused you to feel that way?

And then she says, I felt as though this obviously meant a lot to him to be running for governor. I knew I had told my husband, more -- more importantly than anybody, and that if the word got back to him -- and I think that him refers then to Governor Greitens -- he would do something to hurt me to make sure that I couldn't tell anybody else, or that, you know, this -- I would know that I wasn't supposed to be doing -- supposed to be doing, you know, telling anybody this.

REPRESENTATIVE RHOADS: Okay. Well, thank you. I was trying to clarify where that was.

REPRESENTATIVE LAUER: It gets confusing.

CHAIRMAN BARNES: And so this is after -- I think because of where it is in the report, it is clear that it's not relating back to the first incident. Maybe I should -- why don't we just put, testified to her fear after --

REPRESENTATIVE RHOADS: After her four sexual encounters with -- or their four visits.

REPRESENTATIVE LAUER: After encounters with Greitens.

CHAIRMAN BARNES: After encounters with

Greitens.

REPRESENTATIVE RHOADS: Well, they were all sexual encounters.

CHAIRMAN BARNES: Well, not necessarily; she had some that weren't.

REPRESENTATIVE RHOADS: The one where she went and got her keys back.

REPRESENTATIVE LAUER: Well, the one in the alley.

CHAIRMAN BARNES: K-Mart.

REPRESENTATIVE RHOADS: The one at K-Mart, yeah.

CHAIRMAN BARNES: Alley. Phone call.

REPRESENTATIVE RHOADS: Okay.

CHAIRMAN BARNES: Haircuts.

REPRESENTATIVE AUSTIN: So since this was all after these feelings of fear that arose, this goes to her credibility --

CHAIRMAN BARNES: I think --

REPRESENTATIVE AUSTIN: -- in your guys' -- in your belief?

CHAIRMAN BARNES: Yes.

REPRESENTATIVE MITTEN: Uh-huh.

REPRESENTATIVE LAUER: Absolutely.

CHAIRMAN BARNES: Are we -- can I move on

to 71?

REPRESENTATIVE AUSTIN: Wasn't it pretty much like the same things?

CHAIRMAN BARNES: It -- it's related, and I think that more than one member might not want this to come out. I don't know, and this is just a particular example of that fear manifesting itself.

REPRESENTATIVE MITTEN: Could we, maybe on this one, because it's very long and it -- to just say that she has testified to a particular instance of her --

CHAIRMAN BARNES: And footnote where it is in the record?

REPRESENTATIVE MITTEN: Exactly. It just seems that that's a lot of ink.

CHAIRMAN BARNES: Absolutely. Absolutely, Representative. You are getting your brevity wish here.

REPRESENTATIVE MITTEN: Thank you.

CHAIRMAN BARNES: Okay. What else?

REPRESENTATIVE AUSTIN: The last ones, I think, are still my complaints about, you know, is this -- what's the purpose here talking about this? And -- I mean, it certainly evokes sympathy, I got it, but that -- I mean --

CHAIRMAN BARNES: Well, but it's more than sympathy. It also goes to credibility that --

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN BARNES: -- she doesn't want to be here. I mean, imagine her sitting in her bedroom and having to tell the children to leave the room because this report is about to air that is so embarrassing to her, that no woman would ever want this on television about them with their children in the room.

REPRESENTATIVE MITTEN: Could we continue to curser down, just because I'm trying to see what else --

CHAIRMAN BARNES: And this --

REPRESENTATIVE LAUER: Something about her daughter?

REPRESENTATIVE MITTEN: I would take out that second paragraph.

CHAIRMAN BARNES: This one?

REPRESENTATIVE MITTEN: Yeah, that it -- whose daughter it was. I don't know that that really -- personally, and then to tell her --

CHAIRMAN BARNES: We could -- if we get rid of that paragraph, we need to get rid of the next two.

REPRESENTATIVE MITTEN: Keep the third.

CHAIRMAN BARNES: This one?

REPRESENTATIVE MITTEN: Yeah. Wait a minute. Go back up. Sorry.

CHAIRMAN BARNES: Let me put that paragraph back up there. What --

REPRESENTATIVE MITTEN: Just do control Z.

CHAIRMAN BARNES: I don't -- I'm not hip with all your computer expertise here, okay?

REPRESENTATIVE MITTEN: You could have just ended after not hip.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE MITTEN: Well, wait, maybe it's --

CHAIRMAN BARNES: You know what we could do, Witness 1 testified she learned the story was going to air minutes before it went live, and then explain -- comma, explain the circumstances of the airing of the report, and then explain how she was -- had to tell her family members about it.

REPRESENTATIVE MITTEN: I'm fine. Yeah.

REPRESENTATIVE LAUER: Yeah, that's good.

REPRESENTATIVE MITTEN: Her children -- her child about it.

CHAIRMAN BARNES: Can we take a short break?

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: Okay. Back from break.

So the plan relating to the Associated Press interview, the Missouri Press Association video, and the budget and press conference video, is that at the conclusion of our hearing today -- actually, before we gavel out, the court reporter will take down a transcription of those audio so that we have her transcription rather than a member's transcription of it. And the citations will be to where it is online so that people viewing it out in public can listen to it for themselves, and to the transcript that we're creating here today.

REPRESENTATIVE AUSTIN: So if I understand it right, we'll have two paragraphs that have the -- the interview and video -- audio and video of an interview in toto, and we'll have another one where it's just an audio in toto, and that's going to be the two paragraphs. And it will only say, here it is, here's the cite reference, and then it will also represent an exhibit, which will be the court reporter's transcription of what is said in the airings?

CHAIRMAN BARNES: It will be three.

REPRESENTATIVE AUSTIN: Okay.

CHAIRMAN BARNES: Because there's the Associated Press, there's the Missouri Press -- I'm sorry. I'll do it in chronological order of when they

were made. Missouri -- Associated Press was first, then I believe there's the Budget Press Conference, then there was the Missouri Press Association video. And my thought was to take the relevant questions out and put the relevant questions and answers in the report, because it -- for example, in the Budget Press Conference, there's ten questions about the budget. There's no need -- but she would take a transcription of the entire press conference.

REPRESENTATIVE AUSTIN: Okay. For the reasons I've stated earlier, I certainly just register my objection to including any of those three, but --

CHAIRMAN BARNES: But if we're going to do it, do you agree that that's the best way to do so?

REPRESENTATIVE AUSTIN: Yeah, I agree with that.

CHAIRMAN BARNES: Okay. All right. We have this last paragraph and then we're going to circle back to some things.

So paragraph 81, Witness 1 testified to her concerns. Again, I think this is relevant to state of mind and to her coming forward right now or talking to our Committee. I wouldn't even say that she has come forward. She has talked to people at this point in time, but that's why I think her concerns should be in.

REPRESENTATIVE AUSTIN: And I -- and I don't think her state of mind subsequent to the events that we're talking about is -- is relevant. I just -- I just don't get it, I mean. And they talk about somebody's emotions as they are now or after the events that we're investigating; I just don't see how it's relevant. I just can't see it.

CHAIRMAN BARNES: And -- and here's my question about that is, one thing that we've heard -- and not just this case, I think it's a lot of cases -- is, people see a lapse in reporting something like this as some sort of evidence of lack of credibility by the person saying it. And I think that her state of mind after it happened is relevant to the reporting or not reporting.

And if we're comfortable as a Committee saying, a lapse in time and not the -- the failure to immediately report this has no bearing on the credibility of what is said, okay, then all of this stuff is -- is not necessary, because that's the conclusion that it goes to is, there are reasons people in this situation don't report right away. And I think that her fear goes to one of those reasons.

REPRESENTATIVE AUSTIN: Now, I can -- conversely, I think, putting in her fears right here,

people will infer that there's actual threats of violence used by either Eric Greitens or her ex.

CHAIRMAN BARNES: But --

REPRESENTATIVE AUSTIN: You're saying that if we just put it in a paragraph that, hey, from our review of the transcript in total, we see no reason to believe that her delay in reporting is -- in any way affects her credibility. I -- I mean, that's something I can --

REPRESENTATIVE RHOADS: She's never reported anything though.

REPRESENTATIVE MITTEN: No.

REPRESENTATIVE AUSTIN: But I can live with that; it's not being -- saying she's not credible, you know.

REPRESENTATIVE RHOADS: And I think even now, since it came to light in January, she could have went to the police and made a report, and she's failed to do so.

REPRESENTATIVE AUSTIN: Instead of those two paragraphs talking about her kids and the fear she had, if we put in something to allay your concerns that people don't read in to this that there's a credibility factor in her delaying in her reporting or not reporting, I mean, I -- I'm okay.

CHAIRMAN BARNES: Okay. Representative Phillips?

REPRESENTATIVE PHILLIPS: I don't know.

REPRESENTATIVE LAUER: Could you go back to the beginning of that dialogue so I can get the reference back in check?

CHAIRMAN BARNES: I want to make it clear in the transcript here, we have no evidence of an actual physical threat after these encounters were -- were over. I just want to make that -- that clear, so that there's no mistaking that.

REPRESENTATIVE RHOADS: Now, am I right in saying that there has not been any contact between him and her since the last encounter that they had?

REPRESENTATIVE: That was her testimony.

REPRESENTATIVE PIERSON: That was her testimony.

REPRESENTATIVE PHILLIPS: Uh-huh.

CHAIRMAN BARNES: Since -- yes, since the -- the email in October of '15.

Is that correct? Does everyone agree with my recollection?

REPRESENTATIVE LAUER: Yeah.

REPRESENTATIVE PHILLIPS: Uh-huh.

REPRESENTATIVE MITTEN: With Greitens, you

mean?

REPRESENTATIVE RHOADS: Correct.

CHAIRMAN BARNES: So, Representative Austin, are you proposing we would take 70, 71 -- 70 and 71 would come out, and then we'd leave 72 and -- actually, in their place we would say --

REPRESENTATIVE AUSTIN: In the review of the evidence in total, this Committee does not view Witness 1's delay or -- I don't want to say failure, but non-reporting of these events to -- to lead us to question her credibility. I mean --

REPRESENTATIVE LAUER: Is it a question or --

REPRESENTATIVE RHOADS: Uh-huh.

REPRESENTATIVE AUSTIN: The concern that was expressed was -- because when she didn't come forward with this --

REPRESENTATIVE LAUER: Uh-huh.

REPRESENTATIVE AUSTIN: -- that she's not telling the truth now.

REPRESENTATIVE LAUER: Who thought of that concern?

SECRETARY CURCHIN: Disclosure.

REPRESENTATIVE MITTEN: Yeah. Disclosure.

SECRETARY CURCHIN: Instead of involving.

REPRESENTATIVE MITTEN: I agree.
CHAIRMAN BARNES: Delay.
SECRETARY CURCHIN: Delay.
REPRESENTATIVE MITTEN: No. Or decision to not -- I mean --
SECRETARY CURCHIN: Or lack of public disclosure.
CHAIRMAN BARNES: Yeah.
REPRESENTATIVE AUSTIN: Well, why even say public, because even if she reported it to the police, that would -- you wouldn't want to include that.
REPRESENTATIVE RHOADS: Well, if she reported it to the police, it wouldn't be public.
REPRESENTATIVE AUSTIN: Right. So just leave --
CHAIRMAN BARNES: Lack of reporting of the events to law enforcement or others as bearing on her credibility.
COUNSELOR HALLEN: And/or after enforcement.
CHAIRMAN BARNES: That gets us out of this space of having this -- I think that she did have fears, but there was no -- we have no evidence of any actual, physical threat. And so it's relevant to the extent it's to her state of mind, but I -- we don't want to create any misimpression that there was an

actual physical threat out there.
REPRESENTATIVE AUSTIN: And it's still in the transcripts, which will be part of our report.
CHAIRMAN BARNES: Okay. Representative Phillips?
REPRESENTATIVE PHILLIPS: Uh-huh.
CHAIRMAN BARNES: Representative Lauer?
REPRESENTATIVE LAUER: Sure. Okay. Now wait, are we taking -- we're taking 70 out then?
CHAIRMAN BARNES: 70 and 71.
REPRESENTATIVE LAUER: Okay. Could we go back up to 69 -- let's see, where we're at.
CHAIRMAN BARNES: 69 is interviews. So 70 and 71 are out. In review of the evidence, this Committee does not view Witness 1's lack of reporting of the events to law enforcement or others as bearing on her credibility.
REPRESENTATIVE LAUER: Okay. Well, I go back to that very last line about her being concerned about her physical well being, whether that's real or imagined.
CHAIRMAN BARNES: Hold on. Witness 1's non-reporting of the events. Of these events?
Oh, I hate it when it does that; I don't know what that means. How do I fix that?

REPRESENTATIVE MITTEN: What?
CHAIRMAN BARNES: All right. Okay. Representative Lauer?
REPRESENTATIVE LAUER: We took out that part about, I wasn't as much worried about the picture as I was for my physical well being. Is that correct, we took that out?
CHAIRMAN BARNES: Yes.
REPRESENTATIVE LAUER: Real or imagined, that -- that I -- that creates a level of severity to the events.
CHAIRMAN BARNES: I think that --
REPRESENTATIVE LAUER: Or the significance of the events or --
CHAIRMAN BARNES: I think that it does, but it goes to her state of mind, and I think the purpose of going to her state of mind is to say that, look, the fact that she didn't report this right away doesn't mean -- doesn't go to her credibility. There -- because there's other -- there -- we have this other evidence of her state of mind, which is a reason.
Representative Rhoads?
REPRESENTATIVE RHOADS: I don't have the transcript to say go back to, but did she reference that at that point in time in her life that there was a

lot going on and that she's a different person than she was then?
CHAIRMAN BARNES: Yes, she did.
REPRESENTATIVE MITTEN: Let me see if I can find that.
REPRESENTATIVE RHOADS: Which, obviously, I think you could tell by interviewing her and what she talked about the actions that she did then and the way she was handling herself now. I gathered that she, obviously, was dealing with a lot, and that she's probably at a better place now than she was then.
REPRESENTATIVE: So to speak.
CHAIRMAN BARNES: Yeah, I think more than so to speak. I think most -- most definitely.
REPRESENTATIVE RHOADS: Even with the actions that are going on.
REPRESENTATIVE MITTEN: So the parts that he denies are the parts we're finally dealing with, and I feel sad for that person I was that was so vulnerable. Is that what you're talking about?
CHAIRMAN BARNES: Yeah. Yeah, here we go, and we have that at 71. I'm also dealing with things for the first time these past two months --
REPRESENTATIVE MITTEN: Yes.
CHAIRMAN BARNES: -- that I never did before.

I just pushed them aside because it was too scary. I didn't want to think about it, I didn't want to talk about it, I just wanted it to go away, and that maybe it never happened like that.

REPRESENTATIVE RHOADS: Okay. Thank you.

REPRESENTATIVE LAUER: Mr. Chair, I'm just -- one more, please?

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE LAUER: If I had an incident occur and I came to any one of you and said, I'm very uncomfortable with this, that creates a level of severity or seriousness. If I come to you and say, I'm really fearful of my physical well being, that is a whole other level. And for that person, whether it is perceived by the outside world or not, for that person that is a reality. It -- it is a level of state of mind, but it also is a -- a thing that impacts their total behavior, their -- everything they're going to do during the day. It's going to run -- run through that person, so it's more than just a statement.

CHAIRMAN BARNES: I think that's true, but I also -- I'm concerned about -- we want to be clear that we have no evidence of an actual physical threat. And I think that getting to -- the reason I -- I wanted to include that was to get to the state of mind to -- to

get to this issue of the idea that is floated out there publicly, at least, that, oh, if it wasn't reported, you know, then it must not have been so bad or must not have happened.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: I -- I think the point of that is to rebut that general idea that if someone doesn't report it right away, it must not have happened, which that's not true as it -- in some cases it could be true and some cases not, but --

REPRESENTATIVE MITTEN: Generally speaking.

CHAIRMAN BARNES: Generally speaking in this area. I mean, we could talk to experts in this area, who I think will tell you that, again, her actions are not atypical of people --

REPRESENTATIVE LAUER: True.

CHAIRMAN BARNES: -- in this situation. And so in place of having all of that, if we just get to the larger point of the non-reporting has no bearing on her credibility based on what she's told us, that gets us to the -- that actually gets us to the conclusion -- it skips past those facts and gets to the conclusion to which those facts, I believe, are relevant.

REPRESENTATIVE LAUER: Okay. Yeah, my underlying -- I -- I get that now. My underlying

concern is that we're not over-diluting that statement.

CHAIRMAN BARNES: Yeah, I don't -- I don't think that we are diluting it. And, I mean, it's still going to be in the transcript.

REPRESENTATIVE LAUER: Yes.

CHAIRMAN BARNES: Remember that, so -- I would imagine these transcripts are going to be picked apart, not just -- you know, people are going to read our report first, and then they're going to go pick these transcripts apart, and then they're going -- they're going to ask, well, why didn't they include this in the report.

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN BARNES: So --

REPRESENTATIVE LAUER: Because it's in the transcript.

CHAIRMAN BARNES: Well, because it is, and there are some things that are not in the report; we also know they're in the transcript.

Okay. So 80, those are present concerns, and I feel like that goes to, again -- I think this goes to her credibility, and it was kind of her -- I think that's what she might have said at the end when we said, do you want -- you know, we've given a couple of witnesses the opportunity to end with a statement. So

I would -- I would leave that in.

REPRESENTATIVE AUSTIN: I don't see the relevance.

CHAIRMAN BARNES: I mean --

REPRESENTATIVE MITTEN: I mean, again, I think we could be using ellipses with a lot of this. We start with, you know, how will this affect my kids, because it has; what's going to come of all this -- dot, dot, dot. What will people think of me or, you know, what's going to come of this, what will people think of me -- dot, dot, dot.

CHAIRMAN BARNES: Every time we use ellipses --

REPRESENTATIVE MITTEN: I have a huge client base --

CHAIRMAN BARNES: -- we are making a judgment as to our words, not witnesses' words.

REPRESENTATIVE MITTEN: That's not true. We're just -- we're -- we're -- I disagree with that, but -- and the transcripts are available. I mean, that's part of my concern is that I think that we're putting in a lot -- if we're trying to tell sort of a succinct story, I think that we could be far more succinct.

REPRESENTATIVE LAUER: Should we put

something in the report then that says this -- this is, indeed -- not like a summary, but this is the key findings and the actual transcript is available for --

CHAIRMAN BARNES: Oh, my plan is to attach the transcripts --

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: -- to the digital report.

REPRESENTATIVE LAUER: But do we need to state that right at the beginning?

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: I -- no, I think it will be obvious --

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: -- to anyone who gets the report the transcripts are -- it will be one packet.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: My idea is that Trevor will send out a single packet that -- so -- and then wherever -- if it's posted online, it will be all together.

REPRESENTATIVE AUSTIN: I mean, certainly it evokes sympathy for her. She has her kids, she has her clients, she's in school, she's trying to move on with her life. I just don't see why that's relevant to the

actions that occurred in 2014, '15, and '16.

CHAIRMAN BARNES: I think it goes to, again, her credibility. It also is a good -- for purposes of a report that wraps up, it's, like, her last statement. It is a wrap-up of where we are to finish the report, and I think it does go to her credibility again. It goes to -- this is the one thing I've just kept in the pit of my stomach; I never talk about this.

REPRESENTATIVE RHOADS: Yeah, but that's -- that's vague. I'm sorry. But that's a vague statement. What did she put in the pit of her stomach?

CHAIRMAN BARNES: I think if you go to her statement up here about the -- the -- I'm dealing with this, the parts that Eric denies are the parts that were hurtful, the other parts were traumatic to me. She's talking about these things that she pushed aside because it was too scary.

REPRESENTATIVE RHOADS: I get it, but, again, what did Eric deny?

CHAIRMAN BARNES: Well --

REPRESENTATIVE RHOADS: We haven't talked to Eric.

CHAIRMAN BARNES: Well, here's what he -- here's what he's publicly said. We have his public

statements that she's aware of.

REPRESENTATIVE RHOADS: I understand -- I understand that she quoted a news article or media whatever --

CHAIRMAN BARNES: This is not a news article, these are the -- his words from a tape recording and from a video.

REPRESENTATIVE RHOADS: Of a news -- a media outlet.

CHAIRMAN BARNES: That he said -- this is not a -- they're his words.

REPRESENTATIVE RHOADS: Well, I mean, we can -- we can get around that. I mean, I don't -- I think probably both those sections. I mean, I made it clear I'm not happy with referencing the -- the media on that, and I'm probably with Representative Austin on this section of that.

CHAIRMAN BARNES: Paragraph 80?

REPRESENTATIVE RHOADS: Correct.

CHAIRMAN BARNES: Representative Lauer?

REPRESENTATIVE LAUER: I think this goes back and -- and confirms what we just said as to why she didn't report. She just wanted to move on. She didn't want to have it out in the public, she didn't want to have to report it, she didn't want to have to deal with

it; she was just trying to move on.

CHAIRMAN BARNES: And then it's also not weighed down by the physical violence language for which we have no evidence of an actual threat being made.

Representative Pierson?

REPRESENTATIVE PIERSON: Well, we know what -- I mean, we know what Governor Greitens is doing now, and we know what this woman is doing now, and it kind of puts it in that context.

REPRESENTATIVE LAUER: That's the same things Greitens said. We've -- we've reconciled this; we're moving on and we're --

REPRESENTATIVE PIERSON: Yeah. And it's kind of her current state.

CHAIRMAN BARNES: Well, I don't -- it's not the same thing. I don't think it's the same thing he said.

REPRESENTATIVE AUSTIN: And what he said is not in our report.

REPRESENTATIVE LAUER: Well, yeah.

CHAIRMAN BARNES: So --

REPRESENTATIVE PIERSON: I'm fine with it being there.

CHAIRMAN BARNES: Okay. Representative

Phillips?

REPRESENTATIVE PHILLIPS: I'll just -- you know, I haven't had a problem with it, but I told you I didn't have a problem with much of any of it -- we've been picking apart.

CHAIRMAN BARNES: Representative Mitten?

REPRESENTATIVE MITTEN: I'm okay with it.

CHAIRMAN BARNES: Let's -- it's a potential parking lot, let's go up to our real conflict. Right.

So -- okay. So in my plan here, we're going to vote in a little while to -- well, why don't we just vote now to bifurcate the report -- because now that we're at this point.

So I move that this Committee bifurcate this report such that we release the part that we have reviewed so far today next week, and we place all of the stuff relating to The Mission Continues and the campaign in a separate report to be released at a later time.

Discussion on that motion?

Seeing none, Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Chairman Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Vice-Chair Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson?

REPRESENTATIVE PIERSON: Aye.

CHAIRMAN BARNES: By a vote of seven ayes, and zero no, you have voted for a bifurcation. And I -- I should have put this before, but I want to state this on the record. I think I talked to everyone individually today on the House floor. We have, in The Mission Continues and campaign part of the report, we have a substantial number of emails that still need review that are already in our possession. And we have, based on the witness testimony we received this week, maybe ten, maybe more -- somewhere around there, but a significant number of new paragraphs that the members of this Committee have not had any opportunity to review before today's hearing. And I don't think it's fair to just plop this up on the screen and say,

hey, let's discuss and vote on it very quickly.

REPRESENTATIVE AUSTIN: And it's not fair to the recipients of this report for us to sit there and do willy-nilly knee-jerk reactions.

CHAIRMAN BARNES: That's exactly right.

REPRESENTATIVE LAUER: Agreed.

CHAIRMAN BARNES: So I -- what I would propose to the Committee is, after we're finished here today, I will cut everything relating to The Mission Continues and the campaign out of the report, paste it into a different document that will then become the first draft of Report No. 2. Which also means as we go up here, where we -- starting here, on this -- on March 14, 2018, all of that is going to come out of the report, all of those bullet points, because they relate to -- it's going to create an interesting situation with our exhibits, because our exhibits span -- but -- but we're good. Okay.

REPRESENTATIVE LAUER: So along with that, Mr. Chair, do we need to ask for a continuance?

CHAIRMAN BARNES: We will -- we will get to that.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: Now, for the big discussion. Paragraph 3, Witness 3, the ex-husband of

Witness 1. First, I want to just ask the open question. Is there anyone who believes that Witness 3 is a credible witness?

REPRESENTATIVE RHOADS: I'm going to go on the record and say absolutely not.

CHAIRMAN BARNES: I'm going to go on record with you and say absolutely not.

REPRESENTATIVE LAUER: I agree.

REPRESENTATIVE AUSTIN: I join.

REPRESENTATIVE RHOADS: I think if you read his --

REPRESENTATIVE PHILLIPS: I don't believe he's credible either.

REPRESENTATIVE RHOADS: If you read the transcript, he contradicts himself several times.

CHAIRMAN BARNES: So the debate here is in our redactions. Do you want to pull up -- can we get that on the screen?

REPRESENTATIVE MITTEN: I can.

REPRESENTATIVE AUSTIN: Well, hold on; time out. What do we -- I mean, the redactions are kind of like part two.

CHAIRMAN BARNES: Yeah, actually, we need -- we probably need to be off the record. But it relates to how Paragraph 3 is going to be written, which is

about Witness 3.

REPRESENTATIVE AUSTIN: See, I don't understand quite either what you're getting here on Paragraph 3, for the reasons set forth below. Well, there's nothing below, there's an attached transcript.

CHAIRMAN BARNES: There are some things about Witness 1 set forth below -- about Witness 3 -- I'm sorry -- about Witness 3, but it's way below. So let's get -- we can start by deleting this, okay?

REPRESENTATIVE AUSTIN: Yeah.

CHAIRMAN BARNES: We could add a sentence here that says, the Committee only accepts Witness 3's testimony for purposes of authenticating --

REPRESENTATIVE MITTEN: No. I mean, why would we need to say that?

REPRESENTATIVE: Say -- say what?

REPRESENTATIVE MITTEN: The Committee only accepted the testimony, I mean --

CHAIRMAN BARNES: No, we accepted the testimony. We only -- the only thing he's -- that he says that I think is worthwhile is that he authenticates the tape recording.

REPRESENTATIVE MITTEN: Again, I have a hard -- his testimony is what his testimony is, and it seems to me the testimony should just be out there.

I -- I -- I --

REPRESENTATIVE AUSTIN: You mean just cut out Paragraph 3 altogether?

REPRESENTATIVE MITTEN: Well, no, because he did authenticate -- here's -- here's -- here's the way that I see this. He did authenticate the recording, and obviously the recording is something that is a part of our report. And the recording, to some extent, and portions of the transcript, is already out in the public domain. So this Committee, as part of its investigation, has said this recording is authentic.

We believe -- do we believe that the recording is authentic? I believe that. I'm happy to go on record saying that. And the rest of his testimony is just his testimony. It's out there. Why does our report have to go specifically into --

CHAIRMAN BARNES: Well, I think that -- to that point, a little bit, we don't testify as to credibility of witnesses to or for either. And I think we all thought -- I -- general consensus might have been that Witness 4 was the most credible witness of all. Maybe not, I don't know.

But -- go ahead Representative Austin.

REPRESENTATIVE AUSTIN: So I mean, Gina, are you saying leave Paragraph 3 as it is, don't add

anything else, and we'll move on?

REPRESENTATIVE MITTEN: Yeah.

REPRESENTATIVE AUSTIN: Well, I don't know that I disagree with that. I know, what's happening here?

REPRESENTATIVE RHOADS: Are you talking about putting the sentence back in it that you took out; is that what you're talking about, Representative Mitten?

REPRESENTATIVE MITTEN: Yeah, just leave it as it is.

REPRESENTATIVE AUSTIN: Yeah. And then if we -- if we happen to redact something from his transcript, then we do.

REPRESENTATIVE MITTEN: Right. It's not his transcript, it's Witness 1's transcript.

REPRESENTATIVE AUSTIN: Oh, it's -- yes.

REPRESENTATIVE RHOADS: I'm going to -- I'm going to -- you may not ever hear this again, but I do agree with Representative Mitten.

REPRESENTATIVE MITTEN: For the record --

COUNSELOR HALLEN: You've got to quit now.

REPRESENTATIVE MITTEN: Yeah, exactly, I think I'm about to have a heart attack.

CHAIRMAN BARNES: All right. We'll take it out.

REPRESENTATIVE AUSTIN: No, as is.

CHAIRMAN BARNES: We'll leave it as is.

REPRESENTATIVE MITTEN: Right, yeah.

CHAIRMAN BARNES: Leave it as is. So that -- we've -- okay.

REPRESENTATIVE PIERSON: Because -- because did Witness 1 also authenticate the recording?

CHAIRMAN BARNES: Witness 1 also authenticated the recording.

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE AUSTIN: No, only to, like, Page 17.

REPRESENTATIVE MITTEN: That's true.

CHAIRMAN BARNES: That's right. That's right.

REPRESENTATIVE AUSTIN: Okay. Got you. But she did say it was her voice.

CHAIRMAN BARNES: It says it's her voice, but she never listened to it and she didn't read the --

REPRESENTATIVE MITTEN: And she didn't want to.

REPRESENTATIVE PIERSON: Okay.

CHAIRMAN BARNES: Why is -- do we know why this is highlighted; did I miss that?

COUNSELOR HALLEN: Because we didn't have an

exhibit number.
REPRESENTATIVE RHOADS: Yeah, because it says see EX, and then capital XXX.
REPRESENTATIVE PIERSON: Then what about this?
CHAIRMAN BARNES: We have to -- we have to number these exhibits, that's why that's there.
REPRESENTATIVE MITTEN: I think you wanted just a colon there, because then you're quoting.
CHAIRMAN BARNES: I -- I don't -- if no one has an issue with this paragraph, it might have been an accidental highlight.
REPRESENTATIVE MITTEN: I think that -- actually, I think that that needs to be moved to the beginning -- the beginning of Paragraph 7. Witness 1 testified from the fall -- dah, dah, dah, dah.
CHAIRMAN BARNES: Oh, you know what -- what's the difference between the footnotes in 6 and 7? So 6 is 7,2 to 9, 19; 7 is 9,11 to 9, 18. Okay. We've got a -- there's a distinction there, so let's leave those separate.
REPRESENTATIVE AUSTIN: Okay. Time for redactions?
CHAIRMAN BARNES: Yes. How do we want to -- well, the first question is, how do we -- I want to

make a record of how we're handling this. It's kind of hard for us to have a redactions conversation on the record, because we've got to talk about the substance of the redaction --
REPRESENTATIVE MITTEN: No. We can --
CHAIRMAN BARNES: -- or we're going to redact the whole darn thing.
REPRESENTATIVE MITTEN: We can absolutely do it. We'll put the things up, and it's by page and line number.
REPRESENTATIVE LAUER: But that's --
CHAIRMAN BARNES: But we -- but we have to talk about the contents of the page and line number. I mean, we're going to debate whether to do it or not, in debating whether to redact something.
REPRESENTATIVE MITTEN: I understand. I would ask that we try it and see if we run into trouble.
CHAIRMAN BARNES: Fair enough.
Representative Austin?
REPRESENTATIVE AUSTIN: I bet you there's only one or two redaction issues, correct?
REPRESENTATIVE MITTEN: Exactly.
CHAIRMAN BARNES: Yes. And they're -- I think they're related.

REPRESENTATIVE AUSTIN: Do we want to take -- do we want to take a restroom break before we get into the redactions?
REPRESENTATIVE MITTEN: Sure.
CHAIRMAN BARNES: I'm fine with that. Let's go off the record.
(A BREAK WAS TAKEN.)
CHAIRMAN BARNES: We're back from break to speak about redactions and --
REPRESENTATIVE MITTEN: Can I just make a proposal?
CHAIRMAN BARNES: Well, yes, in just a minute. I think the Committee is in agreement on -- go ahead Representative Mitten.
REPRESENTATIVE MITTEN: Well, okay, so I propose that we do not redact the portions on basically the late 40's, I think. In the transcript for Witness 1, the pages, I think it's about 47 through 49, but we do redact on Page 9, Lines 18 through 21 -- excuse me, through 22. Did I say Line 9?
CHAIRMAN BARNES: You said Page 9.
REPRESENTATIVE MITTEN: Page -- I'll get this right. Page 96, Lines 18 through 22; Page 97, Lines 1 and 2; Page 97, Lines 8 through 11; Page 97, the middle of Line 17 to this on Line 19.

Wait a minute. That might be a little bit -- what page are you on there? Oh, there we go. Let's go down to Line 17. Yeah. No, no, no. We want the -- from -- from -- after the again on Line 17, into I said on Line 22. Yeah.
CHAIRMAN BARNES: Does everyone concur with that?
GROUP RESPONSE: Yes.
CHAIRMAN BARNES: Hearing all ayes and no objections, everyone agrees to that redaction.
In addition to this redaction, we have -- there has been available the transcripts where there are a number of other redactions for which I don't think there's any great controversy. If anyone has any other areas they deem need to be redacted right now, speak up.
Seeing none, we have a redaction plan.
REPRESENTATIVE MITTEN: Great. And just if I could, I want to make it clear on the record, and I believe that our disclaimer may have already addressed that, but I don't believe that other than names, there are some references to dates that could be seen as identifying. I -- I -- I don't believe we have redacted anything of substance, other than -- other than information that could be -- readily identify the

Witnesses 1, 2, 3, or 4, or their family members or their locations of their homes for instance.

If I have somehow forgotten something, I hope that somebody on the Committee will remind me. And if I come across something in my travels over the weekend, I will certainly remind the members.

CHAIRMAN BARNES: We will all need Monday and Tuesday to take a look at this with fresh eyes.

REPRESENTATIVE MITTEN: Yes.

CHAIRMAN BARNES: And it's very -- I think it's very important to -- we don't want to unintentionally let something out. For example, today, Representative Pierson found a footnote in the report that contained a -- a witness' name.

Okay. So, so ends our discuss on redactions.

We have -- so we've moved for bifurcation. And our due date depends on how you judge this calendar, is either Saturday, Monday, or Tuesday. I'm going to move that we release this report on Wednesday, which is 24 hours later. We're going to go through the process of making sure -- dotting I's, crossing T's on redactions and this report, and notify -- notifying members of this body and both Caucuses shortly before making the report available to the public.

I think that we owe that to our colleagues

who have placed a lot of trust in us to do this and have been asking us many question for the last 40 days about where we are and how's it going and what's going on. And I think we deserve -- they deserve to know before the public release of the information.

Discussion on the motion?

REPRESENTATIVE MITTEN: When you say they deserve to know, what does that mean?

CHAIRMAN BARNES: I think that we should have discussions with -- Caucus discussions about the facts of the report shortly before it becomes public. I'm not talking about 24-hours' notice. If -- if people don't think they can trust their Caucus members for 30 minutes --

REPRESENTATIVE PHILLIPS: Oh, it will become public alright.

CHAIRMAN BARNES: It's on its way to becoming public, so any tweet storm that follows will soon be swallowed by the report itself.

REPRESENTATIVE PIERSON: Is there -- so -- so the Resolution -- the Resolution said -- yeah, we need to --

REPRESENTATIVE MITTEN: Let's go off the record.

(AN OFF-THE-RECORD DISCUSSION WAS HELD.)

CHAIRMAN BARNES: And so, now I move that we extend the Committee until May 18, 2018. Further discussion on the motion?

REPRESENTATIVE MITTEN: Chair, with all due respect, I have expressed some concerns about the ability to perform -- and I suspect that I'm not alone in this -- to perform my legislative duties during the course of this, you know, in order to accommodate the needs of this Committee, and I -- I want to express those concerns again. I think that it has been -- there are some ways in which Majority leadership has been accommodating, but there are some ways in which they have absolute -- I don't feel that they have been. And it certainly puts an additional burden on us.

I would hope that we would be able to explore hiring some assistants to help with the -- with the work of this Committee. If we're going to extend it and we're going to do it by Committee vote and not by a new resolution, I do think that some of these things need to be -- at least I personally feel that I need to express my concerns about this, and I -- I -- I just feel that that's important.

So my hope would be that we can work together moving forward if this Committee is going to stay intact until the end of session, because it has -- and

I can't speak for any other member but myself, but it has been a -- a -- a strain.

CHAIRMAN BARNES: Representative Pierson?

REPRESENTATIVE PIERSON: And I echo the sentiments of Representative Mitten. Even as we go into further investigation, it seems that we are moving into a realm of evidence review, so it's kind of a different flavor and feel to the investigation that is just headed into a kind of a different realm of depth. Again, with evidence review, as opposed to interviews and those types of things, which I think require some expertise in some areas, which require more time. And so I -- I echo what Representative Mitten has expressed.

REPRESENTATIVE MITTEN: And I just -- I'm sorry. I want to reiterate -- I will -- I'm sorry. Well, here's the thing, as we move --

CHAIRMAN BARNES: Representative Mitten?

REPRESENTATIVE MITTEN: -- as we move towards the -- you know, we're coming around the bend to the end of session and -- and the idea that my -- at least my colleague, Tommie -- and I actually feel this way about all members of the Committee. To the extent that this Committee meets while we are in session, it is a problem for me, and it's going to -- it's going to be a

bigger problem as we start getting -- as we go from waist deep to shoulder deep in bills that are going to -- you know, that have the potential to end up on the Governor's desk.

And I -- I -- at the time this Resolution was drafted, you know, I think that we all worked together in good faith, and I appreciate that, but I do have concerns that as we're going to be -- you know, as the Floor Leader schedules six or eight hours or ten hours on the floor, in addition to trying to prepare for and take witness testimony or review documents, that's going to be problematic, and I feel that that needs to be expressed.

CHAIRMAN BARNES: Further discussion? Point is taken. I think that we have worked together to try to avoid missing session. We've missed -- is it twice, and not that much those two days. But even though we had a missed session, taking away preparation time is also important. You have my continued commitment, the members of this Committee, we're all bearing a heavier load here because of this Committee, both time wise and brain space. And I don't think it's been a cake walk for anyone to be on this Committee and adding it to the other responsibilities they had. And so you have my commitment that I will work with the two of you and

every member of this Committee to try to make these things work and to work with leadership about that, as well.

Representative?

REPRESENTATIVE LAUER: I might just add that, I agree, everyone's worked well together and in good faith. And to end it now, I feel that we would not have completed due diligence in the process. This is significantly important, and so is the legislative part of this, too; they're all important. But, of course, we don't want to cut anything short. And I would suggest that we try to balance this as best we can with the Chair's help.

CHAIRMAN BARNES: Further discussion?

Seeing none, all those in favor will vote.

Mr. Secretary, please call roll.

SECRETARY CURCHIN: Representative Barnes?

REP BARNES: Aye.

SECRETARY CURCHIN: Representative Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson, Jr.?

REPRESENTATIVE PIERSON: Aye.

CHAIRMAN BARNES: By your vote of seven aye and zero no, you have voted to extend the Committee, the Resolution under which it is operating, until May 18, 2018.

I now move that we vote to issue -- I now vote that we cancel tomorrow's hearing.

SECRETARY CURCHIN: Do you need to vote on a report issuance date?

REPRESENTATIVE MITTEN: Yes.

SECRETARY CURCHIN: Okay.

REPRESENTATIVE MITTEN: If we're exceeding.

SECRETARY CURCHIN: You've already extended the authority of the Committee.

REPRESENTATIVE MITTEN: Not the -- not the deadline for the report.

SECRETARY CURCHIN: Okay.

CHAIRMAN BARNES: For the Committee's knowledge, we have canceled tomorrow's hearing because we got through the stuff we needed to do today.

I now move that we vote to release the report on Wednesday of next week. We've got a little more work to do, and I want to make sure that we've got this right and the report that we're speaking of relates to everything that we've reviewed today.

Discussion on the motion?

REPRESENTATIVE MITTEN: Just briefly. I'm sorry, guys. I know -- I know we all need -- want to get out of here. I appreciate the Chair working with us in this regard. I, obviously, am not particularly happy about the delay. I am going to support the delay.

Can -- you know, there was some discussion earlier about being on the record; I do believe that it's important that the issuance of the -- that we comport with the Resolution. I just want to make sure our record is clear because we went down a different path and then came back and had a motion withdrawn, and I think that it's important that because the Resolution has a specific outline of who in the body is able to receive information from the members of this Committee as to the witnesses or the testimony or the evidence, that we all understand that that has not been changed, and that our report will be issued contemporaneously with any discussions that anybody wants to have with

members of their Caucus. Is that a fair characterization?

CHAIRMAN BARNES: I think that's a fair characterization. I think we punted the issue of that notification until next week and further discussions on the mechanics of that.

REPRESENTATIVE MITTEN: Okay. So is the idea then that we're going to release, what, the end of business on Wednesday? Is there a time that we're talking about?

CHAIRMAN BARNES: I would guess in the afternoon on Wednesday would be --

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: And I don't want to set a specific time --

REPRESENTATIVE MITTEN: I understand.

CHAIRMAN BARNES: -- in this motion. I just want to state that we will -- we will release the report on Wednesday of next week, which would be --

SECRETARY CURCHIN: April 11.

CHAIRMAN BARNES: April 11th. So Wednesday, April 11th. And it's a 24-hour delay.

REPRESENTATIVE MITTEN: I understand. I understand.

REPRESENTATIVE LAUER: Then could I clarify,

Mr. Chair?

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE LAUER: That this would be the Speaker's decision to make, as far as the release of the information, or is it the Committee's?

CHAIRMAN BARNES: I -- I believe that it's the Committee's decision to make the release of the report.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: And we're going to do it -- my motion is to do it on Wednesday.

REPRESENTATIVE LAUER: Okay. Thank you.

REPRESENTATIVE PIERSON: And is it the Committee's decision on how the report is released, as well, the mechanics of that?

CHAIRMAN BARNES: I think that it is the Committee's decision, but -- I believe that next week Monday, Tuesday, Wednesday, we're going to have a broader conversation amongst -- how -- Majority Party and Minority Party leadership about mechanics. We are not -- you know, we're not an island here. We're -- our colleagues put a lot of trust in us and want to consult with others.

So the motion on the table is to release the report on Wednesday, April 11th. All those in favor

will vote yes.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Representative Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson, Jr.?

REPRESENTATIVE PIERSON: Pass. I need a comeback. Aye.

CHAIRMAN BARNES: By your vote of seven aye and zero no, you voted to release the report on Wednesday of next week.

Representative Mitten?

REPRESENTATIVE MITTEN: Do we want to meet Monday?

COUNSELOR HALLEN: We need to notice up.

SECRETARY CURCHIN: We are noticed up.

REPRESENTATIVE MITTEN: Perfect. Perfect. Do we need to close it?

SECRETARY CURCHIN: Two o'clock. We need to vote to close it if you want it closed.

CHAIRMAN BARNES: Okay. Let's vote to close it. I vote to close Monday's hearing at two p.m. All those in favor will vote aye.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Representative Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Representative Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Representative Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Representative Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Representative Pierson, Jr.?

REPRESENTATIVE PIERSON: Aye.

CHAIRMAN BARNES: By your vote of seven aye,

zero no, you have voted to close Monday's hearing at two p.m.

REPRESENTATIVE LAUER: Will we be in this same hearing room then?

REPRESENTATIVE MITTEN: Here.

CHAIRMAN BARNES: We will be in this hearing room.

Okay. Now that we're finished, I would like to create a -- the transcript of these two -- these three items up here. And so I'm going to hold the Committee hearing open for purposes of creating that transcript. Is there any objection --

REPRESENTATIVE MITTEN: Nope.

CHAIRMAN BARNES: -- to that?

REPRESENTATIVE LAUER: None.

REPRESENTATIVE RHOADS: I have a question. What's the process; she's going to sit in here and --

REPRESENTATIVE MITTEN: She's got to leave; we're going to get a new court reporter.

THE COURT REPORTER: She's waiting outside.

REPRESENTATIVE RHOADS: And she'll come in, watch it, transcribe it?

CHAIRMAN BARNES: Yes.

REPRESENTATIVE LAUER: And you will be here with her?

CHAIRMAN BARNES: I will -- I will stick around. Yeah, if you've got a long drive, drive home. All we're going to do is, I'll create a record of what we're watching and then we'll --

REPRESENTATIVE MITTEN: Can we let her go now?

CHAIRMAN BARNES: But we're not going to end today's hearing. I will end the hearing --

REPRESENTATIVE MITTEN: Can we stand in recess for a minute while we switch court reporters?

CHAIRMAN BARNES: We will stand in recess while we switch court reporters. We will then do a transcript and I will conclude the hearing at the end of the day.

(HEARING WILL STAND IN RECESS.)

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) ss
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SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Monday, April 9, 2018

State Capitol Building
201 W. Capitol Avenue
Jefferson City, Missouri

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

REPORTED BY: Tracy Taylor
Tiger Court Reporting, LLC
111 East Broadway, Suite 310
Columbia, Missouri 65203
573.999.2662

REPRESENTATIVE BARNES: Call to order this meeting of the Special Investigative Committee on Oversight. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Representative Pierson, Jr.

REPRESENTATIVE PIERSON: Here.

SECRETARY CURCHIN: All here and accounted for.

REPRESENTATIVE BARNES: By your vote of seven present, none absent, we are all here.

What I wanted to do today was a couple things. First, Alix Hallen took the report that we went through Thursday and made a series of grammatical edits and capitalizing Committee everywhere that it was. I accepted all of those for which I deemed there would be no objection whatsoever in this Committee, to save us time.

I, perhaps to her dismay, rejected changes that put ellipses in direct quotes from witnesses, to leave as many witness quotes as we could.

And then there are a couple things remaining. That's the first thing I'd like to do -- let's write this down. All right? The second thing -- create an order of business here -- is to discuss the letter that we received from the First Lady.

SECRETARY CURCHIN: Okay. Are we on -- probably redact this discussion if it's not going to be part of the record.

REPRESENTATIVE BARNES: Well, I'm going to -- let's keep the discussion in. I just want to talk about the fact that we received a letter. And

it's been publicly reported that we did receive a letter and it's been publicly reported what the general contents of that letter was.

The third item is that attorneys for Governor Greitens filed a Motion to Compel this morning in the case in the City of St. Louis, and I want to briefly speak about that.

The fourth item is going over correspondence between myself and, in a few cases, others and the Governor's counsel. And what I'd like to do is mark those as exhibits and enter them into the record. There's been -- I don't know. I wouldn't characterize them as leaks because they're their own letters that have been released in the last four or five days, but I think it's important that we give a context to those letters, both of which were sent in response to correspondence from me apprising them of we expected to hear from them in some form or fashion.

The articles only talk about the response and never set forth the correspondence that led to them. And so I think it's clear -- it's good to have a clear record as to why those responses were sent to this Committee.

And then if there's -- does any -- before we even start, does anyone else have anything to add

to this list? And we can add it later as well. After we get through these four, I'm open to adding additional things.

REPRESENTATIVE MITTEN: Can I look at your list?

REPRESENTATIVE LAUER: Are we going to talk about the time frame of the report?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE MITTEN: Yeah, I think my questions all come down to --

REPRESENTATIVE BARNES: I'll add that as five.

REPRESENTATIVE MITTEN: -- process, timing.

REPRESENTATIVE BARNES: All right. So first thing's first. I'm just going to scroll down until we meet our first --

REPRESENTATIVE MITTEN: Okay. Can I add, like, next steps?

REPRESENTATIVE BARNES: Sure.

REPRESENTATIVE LAUER: Is it the --

REPRESENTATIVE BARNES: Given the temperature, permission granted to remove jackets.

REPRESENTATIVE LAUER: Is it the intent

for us to review this report and complete it at this sitting, or will we have an opportunity to go back and look at it individually again?

REPRESENTATIVE BARNES: I think it's to do this, look at it individually and sign tomorrow.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE BARNES: Again, because I -- you know, we want to go through this one more time and have an opportunity to review.

So let me go down -- okay. So Footnote 3 is -- and we'll cover this in a minute -- the correspondence with Greitens' counsel. They are not yet marked as exhibits and they're going to be marked as exhibits, so that's just a placeholder for that.

Also want to note that after we get to a document today, Alex or Alix and Alexes should go through and check that all of the citations to the record are accurate. I think they're pretty close, but we want them to be entirely accurate.

Okay. So the first change -- and this is something that I made. Footnote 32, paragraph 30, Representative Phillips asked if she felt like her privacy was invaded. She answered yes. And I want to add something to the footnote that you did not go through the elements of the crime.

REPRESENTATIVE PHILLIPS: Right.

REPRESENTATIVE BARNES: There's a common interpretation of the phrase, "Did you feel like your privacy was invaded?" And then there's the technical, legal interpretation of the phrase in the statute. And I want to make clear that we're speaking to -- that was a common interpretation. We didn't ask her for a legal conclusion there.

Is everyone in agreement to adding that to the footnote?

REPRESENTATIVE AUSTIN: Good.

REPRESENTATIVE BARNES: Okay. I think this is a good suggestion from Alix, which is to break these paragraphs up. The first -- first of all, because it's a really long paragraph. But the first paragraph talks about whether she consented; and then the new second paragraph talks about the conflicting testimony at that particular time. And I'll give you guys time to read.

REPRESENTATIVE MITTEN: Oh, right. Then it just re-numbers. I got it. So that was just one monumentally long -- makes sense.

REPRESENTATIVE BARNES: Yes. And I think where the breakdown makes sense is where we say, "Later, Witness 1 presented conflicting testimony as

to whether she was physically afraid at that particular moment."

REPRESENTATIVE PIERSON: So those were two different times during the questioning?

REPRESENTATIVES BARNES: Two different times during the questioning. And I believe what happened here is Representative Mitten asked a series of questions and then when we came back around, I asked a series of clarifying questions. And -- and she testified that she was definitely in fear for her physical self at one point. And then another time she said -- when asked, "Did you feel afraid to leave?" She answered, "No, not at this point."

Now, there's some ambiguity and, you know, hindsight is always 20/20. The follow-up question should have been, What did you mean -- what do you mean by "not at this point"? But we didn't ask that -- I didn't ask that follow-up question in the moment.

And so it could be that she could have reconciled those two statements. She could have said when she said "not at this point," she was speaking about something different than what she said to you. But we have the testimony we have at this point and I think it's important to put both of those in there.

And it would be -- it would be a little bit misleading to not include both of those statements in there.

REPRESENTATIVE MITTEN: No, I get it. I get it. I get it. Yep, fine.

REPRESENTATIVE BARNES: Further discussion? Everybody fine with this?

REPRESENTATIVE AUSTIN: Good.

REPRESENTATIVE BARNES: Is anybody not fine with it?

Okay. I'm going to --

REPRESENTATIVE MITTEN: Accept, accept. Not reject.

REPRESENTATIVE BARNES: Fine. You guys win on your -- okay. Accept, accept, accept, delete comment, no, accept. Okay. Now, watch this magic. Okay. Alix?

REPRESENTATIVE MITTEN: We will fix this.

REPRESENTATIVE BARNES: Yeah. Somebody's going to have to fix this.

MS. HALLEN: Yeah, we'll fix it. Stuff is going to get messed up with all the footnote -- when we have to make footnote changes.

REPRESENTATIVE MITTEN: There. You're good.

REPRESENTATIVE BARNES: But it's not --

REPRESENTATIVE MITTEN: It's not formatted -- okay. Yeah, we'll fix that. That is not a Committee Chair's --

REPRESENTATIVE BARNES: I cannot be trusted with that format fix.

REPRESENTATIVE MITTEN: -- duty. You cannot be trusted with a format fix. Yeah.

REPRESENTATIVE BARNES: Okay. Paragraph 68. So after everyone left Thursday, we had the court reporter stick around and make a transcript of those statements that were on YouTube -- or two of them were on YouTube, one of them was on SoundCloud. And so the rep-- what Alix did is took the words straight from the transcript and changed the citations so that they cite to the transcript.

REPRESENTATIVE MITTEN: And we're waiting for those transcripts.

MS. HALLEN: We have them.

REPRESENTATIVE MITTEN: Oh, we have them? Okay.

REPRESENTATIVE BARNES: Let me fix this stuff. Accept, accept, accept, accept, accept.

REPRESENTATIVE MITTEN: Are we meeting tomorrow?

REPRESENTATIVE AUSTIN: At noon.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE AUSTIN: We better schedule meetings every day because you never know what's going to come up.

SECRETARY CURCHIN: We have one scheduled for Wednesday as well.

REPRESENTATIVE BARNES: Yeah, I think at this point in time, following your advice, Representative Mitten, we are just going to notice up for every day; and if we have to cancel, we have to cancel. But that's the -- better safe that we've got something noticed up if we need to meet than to be scrambling for notice.

Okay. Come on.

REPRESENTATIVE PHILLIPS: I know we'll talk about this, Jay, but what are going to be our marching orders for the press? Because they're going to interview everybody that they possibly can concerning this topic.

REPRESENTATIVE BARNES: Let me add that to the list.

REPRESENTATIVE PHILLIPS: Okay.

REPRESENTATIVE LAUER: I'm already getting requests for appointments.

REPRESENTATIVE PHILLIPS: It won't just

be us. It will be everybody.

REPRESENTATIVE BARNES: Sorry, guys. I want to make sure though that everybody got a chance to look at this. I think that this is it. Okay. Come on.

Okay. I'm going to accept this deal in the footnotes and then I'm going to accept these as -- let me back up. I'm going to reject this first one because I want to put the publicly-available link in there.

MS. HALLEN: Oh, yeah. That's fine.

REPRESENTATIVE BARNES: Does everyone agree to that?

REPRESENTATIVE AUSTIN: Yes.

REPRESENTATIVE LAUER: Uh-huh.

REPRESENTATIVE BARNES: See AP interview with --

REPRESENTATIVE PHILLIPS: In most sources when you reference God, the H is capitalized in "His forgiveness."

REPRESENTATIVE BARNES: Where did you see that?

REPRESENTATIVE LAUER: Last line, first word.

REPRESENTATIVE PHILLIPS: I'm grateful to

Sheena for her forgiveness, grateful to God for His forgiveness. I think it's pretty common to capitalize the H in "His."

REPRESENTATIVE BARNES: Good catch. I'm going to delete the mark of the video. This would be --

MS. HALLEN: You can just reject that change.

REPRESENTATIVE BARNES: Yes. Okay. Accept, accept, accept, accept, accept, accept.

MS. HALLEN: Just go back. Hit --

REPRESENTATIVE BARNES: Reject, reject.

MS. HALLEN: And then just accept that one.

REPRESENTATIVE BARNES: I don't want to reject that change because we still want that. Right? Okay. There we go. All right. So file, save as.

Okay. The next question, moving on to Topic 2 -- take one and pass it down. I think everyone received an e-mail this weekend from the First Lady. Most of it relates to Witness 3. I don't know that it -- not I don't know. I am 100 percent confident it does not change any member of this Committee's conclusions about Witness 3. It adds to our conclusions about Witness 3.

This morning I sent an e-mail in response to her and thanked her for her letter and asked if she sent this intending it to be made a part of the public record. My intent is if she says yes, we will include this further redacted copy. If she says no, then we will not include it as part of the record.

REPRESENTATIVE MITTEN: Hasn't she responded?

REPRESENTATIVE PHILLIPS: Uh-huh.

REPRESENTATIVE RHOADS: I received e-mail from her at one o'clock.

REPRESENTATIVE MITTEN: Yes. Saying no.

REPRESENTATIVE BARNES: She said no.

REPRESENTATIVE MITTEN: Correct.

REPRESENTATIVE BARNES: Is everyone in unanimous agreement that we will not include this -- I move then that we do not include this letter in our report. Again, I think it solidifies feelings that members of this Committee already had.

REPRESENTATIVE AUSTIN: I just read her response, the one o'clock response. Yeah, I'm for not including it.

REPRESENTATIVE LAUER: Agreed.

REPRESENTATIVE BARNES: I would --

SECRETARY CURCHIN: Without objection.

REPRESENTATIVE BARNES: Without objection, we will not include that e-mail in the report. Seeing no objection, we will not include the e-mail in the report.

Let's take a break for one second.

(Off the record.)

REPRESENTATIVE BARNES: The next issue is -- for today is the Motion to Compel that was filed this morning. And, again, I believe everyone -- at least my e-mail shows that everyone got a copy of this. Can everyone put the letter in a stack here that we'll -- so it's no longer just floating around?

So the first thing is I'm going to move, on the next item at issue, that we create exhibits for all of the correspondence with Greitens' counsel. This is also correspondence. It's a publicly-filed document. So does everyone agree that this should be an exhibit attached to the report?

REPRESENTATIVE AUSTIN: I do.

REPRESENTATIVE LAUER: I do.

REPRESENTATIVE MITTEN: I have not had a chance to review it, but what is the status of the, quote, gag order in that case? That's my only concern.

REPRESENTATIVE BARNES: Well, this

isn't --

REPRESENTATIVE MITTEN: I haven't looked on Case.net, for instance, so I just don't know.

REPRESENTATIVE BARNES: This is a publicly-filed document.

REPRESENTATIVE MITTEN: So it's a pleading available on Case.net?

REPRESENTATIVE BARNES: It's a pleading available on Case.net. It was sent to us. And we are under no obligation to follow the nondisclosure order in the Circuit Court case.

REPRESENTATIVE MITTEN: Well, I guess one could -- would assume that it's not part -- subject to the gag order because it came from one of the attorneys involved now that I think that through, but --

REPRESENTATIVE BARNES: Well, from my perspective, we are not a party to that case, we are not subject to the nondisclosure order. And I don't think there's a constitutional way we could ever be subject to the nondisclosure order in that case.

REPRESENTATIVE MITTEN: I guess my only concern is that has any -- has a member of the Committee -- because I have not -- gone through the publicly-available pleadings in that matter to see

what other, if any -- there exists any other pleadings filed that would also be pertinent to attach?

REPRESENTATIVE BARNES: Well, the reason this is different is because this was sent to us by a party to that litigation. This was sent to us by Greitens' counsel.

REPRESENTATIVE MITTEN: And that makes it different because?

REPRESENTATIVE BARNES: Because it's a communication from his counsel to this Committee in particular.

REPRESENTATIVE MITTEN: Well, but we just made an opposite -- go ahead.

REPRESENTATIVE AUSTIN: I haven't seen anything that I thought was relevant. The only thing that makes this relevant is a somewhat cite to her -- to Witness Number 1's testimony.

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: Yes. And so the second question would be whether at this point in time we would no-- or take this exhibit and footnote in our report where there is some sort of reference to testimony that's in the report right now.

REPRESENTATIVE AUSTIN: And I guess my thoughts are we do. Because I don't think the

defendant's attorneys are making up quotes, you know. We don't have the actual transcript, which means maybe we could reconcile her testimony, maybe we can't because we don't have the transcripts.

Because as you know, when you cite lines from a deposition, you're not -- certainly not going to make up stuff from the deposition, but you're going to cite stuff that's favorable to your client. I mean, that's what I would -- that's what I do as an attorney.

So -- but having said that, it's still apparently sworn testimony from her that they quote.

REPRESENTATIVE MITTEN: These are not -- these are not quotes.

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE BARNES: They are -- no, there's no citations.

REPRESENTATIVE AUSTIN: I agree there's no citations.

REPRESENTATIVE BARNES: The deposition was taken Friday. They may not have the full transcript yet.

REPRESENTATIVE MITTEN: Well, I'm looking at the second paragraph under --

REPRESENTATIVE BARNES: What page are you

on?

REPRESENTATIVE MITTEN: Page 3, second paragraph under B. This just looks -- this is not quoted. But in an event never previously disclosed, she now admits, blah, blah, blah. We don't know what the context of that was. We're just taking this at face value without looking at a transcript, and I do have a little heartburn about that.

REPRESENTATIVE AUSTIN: Well, if you look on page 2, there certainly are quotes.

REPRESENTATIVE PHILLIPS: Where they do quote her though, it's pretty much out of context. I mean, they're framing it the way they want and then they're quoting her, it looks like.

REPRESENTATIVE AUSTIN: I mean, we're adding as exhibits news reports. At least we have somebody here under oath.

REPRESENTATIVE PHILLIPS: Well, I'm not opposed to entering it.

REPRESENTATIVE BARNES: I'm comfortable with adding it as an exhibit to this.

REPRESENTATIVE MITTEN: Well, hang on a second. First of all, to response to your comment, we're adding news reports that are direct questions and answers that have been transcribed. This is

editorializing and this is just very different, in my opinion. And I see the quotes on the second page. And, frankly, those quotes comport with the testimony that was given to this Committee.

REPRESENTATIVE AUSTIN: Well, let's look. I mean, there's a couple things brought up. One is about did she ever see the phone. Second one, she's referring to this dream. And then there's another part where she's talking about --

REPRESENTATIVE MITTEN: A FaceTime --

REPRESENTATIVE BARNES: So let's take them one issue at a time. So the first issue, Representative Austin, is on -- this is on page 2. This is regarding the phone, seeing the phone.

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: And I believe that is consistent with her testimony before us.

REPRESENTATIVE MITTEN: It is absolutely consistent with her testimony before us.

REPRESENTATIVE AUSTIN: What did she say, just so we'll know?

REPRESENTATIVE BARNES: Sorry. I'm making sure I've got the right quote.

REPRESENTATIVE AUSTIN: No, that's fine.

REPRESENTATIVE BARNES: Page 99, line 6

through 9.

"Question: When you first went into the house on 3/21/15, Eric had some clothes for you. Did you ever see his phone at that point?

"Answer: Not at this -- at that point."

Line 10, "When was the first time you saw his phone?

"Answer: I don't know. That's a good question. I'm not sure."

Page 103, line 15, "You testified you never -- you have never seen the photograph he took of you. Correct?

"Answer: Correct."

Then on line 23 she testifies that she knew he had an iPhone.

And then the question on page 104, line 3 is, "And did he have an iPhone? Is that what you said?

"Answer: He did.

"And that was what he had that day?

"Yes."

There's some ambiguity in that question because she might have known that he had an iPhone that day, but she's not testifying that he [sic] saw it that day --

REPRESENTATIVE MITTEN: She saw it.

REPRESENTATIVE BARNES: -- in front of us.

"And you saw that in the basement?"

She says, "I would assume that would be the only phone that he would have. That was the only phone that I was aware of that he had in general at that time.

"Question: And you don't recall one way or the other whether you saw it that very day in the basement?

"Answer: Right. I just know that I heard and saw the flash."

And so actually it's a good -- Representative Austin, I think these were your questions. It was a good follow-up question to go back to make sure that there was no ambiguity. She says there, I think on line 16, right, she doesn't recall one way or another whether she saw the phone that very day in the basement. And I think that's consistent with what's here on page 2 of the motion.

REPRESENTATIVE AUSTIN: Sort of; it's sort of not, in my mind. Because she's saying, I don't know if it's because I'm remembering it or a dream or I don't know if I felt I saw it happen. I

saw it -- I mean, I don't -- I'm not for sure what she's --

REPRESENTATIVE MITTEN: But -- I'm sorry. Finish. I'll let you go ahead and finish.

REPRESENTATIVE AUSTIN: No, go ahead.

REPRESENTATIVE MITTEN: I'm going to have to get a talking stick, if I'm not careful.

Look, here's the thing. This is not a transcript. This is not sworn testimony. I believe that every attorney in this room understands what we do when we take testimony and we write a motion about it.

And I don't have a problem to the extent that this contains quoted testimony, although I would still argue that we don't -- without the full transcript, it's being taken out of context, which is part of why this very Committee is producing all of the transcripts, so that nothing can be taken out of context by the general public. And that, I think, is a part of our duty to the public.

To release this -- if you go to the next page, this is not direct quotes. This is -- this is -- we have no idea what that questioning looks like.

And I'm sorry, but the Governor, as we

spoke at great length on Thursday, made a personal choice not to come and testify before this Committee. That was the Governor's choice. We all understand that. That doesn't mean that the Governor then gets to say, But here's a motion my lawyers filed that may or may not take testimony under oath out of context, and that should be included in our report. I just -- that is not what this Committee is supposed to be about.

REPRESENTATIVE RHOADS: I see what you're saying, but to go back to the other point, we're taking testimony where he wasn't under oath at an interview and --

REPRESENTATIVE MITTEN: Those are direct quotes.

REPRESENTATIVE RHOADS: Doesn't matter. He wasn't under oath, was he?

REPRESENTATIVE MITTEN: Those are direct quotes. If this had a list of direct quotes, I would have a very different view of it, but this doesn't.

REPRESENTATIVE RHOADS: We can take -- we can take -- we don't want this, but when we got somebody that's not under oath, we'll take that public --

REPRESENTATIVE MITTEN: When you can see

the questions and answers, those I guess, you know, one could argue are statements against interest, whatever. But I just -- this is -- this is not -- this is not direct quotes. Whether it's under oath or not, it is not.

It is an attorney doing their -- they're very good attorneys. I'm sure that they're doing a very good job. I'm not trying to question that at all. But that's what you do when you're a lawyer; you make an argument. This is an attorney's argument, not actual testimony or direct evidence.

REPRESENTATIVE RHOADS: So as the non-attorney in the room --

REPRESENTATIVE BARNES: And there's more than one.

REPRESENTATIVE MITTEN: Oh, there's more?

REPRESENTATIVE RHOADS: On behalf of this one anyways, so my question is, is if it was said in the deposition, even though they didn't quote it, would they have put it in here? Are you allowed to put that in there and file it in a motion?

REPRESENTATIVE BARNES: They'd be treading on very dangerous ground because they know a transcript is on the way. So my guess would be that these were -- somebody was there taking copious notes

of what was being said and that's how they put it in there. And there's -- there's going to be a transcript to follow. They're probably being produced today.

REPRESENTATIVE AUSTIN: As an officer of the court, I would never misquote somebody in there. But having said that, to address maybe what Gina's saying, well, there are some direct questions. Now, we don't get the question before and the answer before, the question after and the question after -- or the answer after, but, you know, I'm not saying they're -- those things are in context. I don't think we can say it's taken out of context. We just don't know.

But we do have some direct quotes. And to me, if nothing else, it bothers -- what I find bothersome, especially for the line of credibility because now we're maybe getting two different stories, and maybe not. Maybe they can be reconciled and maybe they can't. So now we have this coming -- this, you know, eleventh-hour bombshell coming on, but yet it's there.

REPRESENTATIVE BARNES: Hold on. I don't know that I would characterize anything in this motion as a bombshell.

REPRESENTATIVE AUSTIN: Okay. Maybe I'm going too far.

REPRESENTATIVE BARNES: You weren't surprised as to what was said, at least on page 2 that we're talking about right now, about her not testifying about seeing the phone, because she told us she didn't see the phone.

REPRESENTATIVE MITTEN: Let me put it this way --

REPRESENTATIVE BARNES: Hold on. And let me -- hold on just a second.

REPRESENTATIVE MITTEN: I'm sorry. I thought you were done.

REPRESENTATIVE BARNES: And I want to go back. I sent Mr. Dowd an e-mail on March 23rd, 2018 and the last paragraph of that e-mail said this: We also discussed the possibility of reviewing discovery from the criminal case pending in the City of St. Louis. We are happy to review evidence from that case and are supportive of a motion by either party to make an exception to the current order against disclosure to third parties.

However, in the event any such evidence is provided, we will insist on having a complete set of evidence. In other words, we will not accept

cherry-picked evidence from either the Circuit Attorney's office or your client.

Now, having said that and drawn that line, I think that we still need to include the motion in the documents of the Committee. It's already a publicly-filed document. We may also have a footnote that we told defense counsel we support any motion to release the evidence from that case, but it can't be -- it shouldn't be cherry-picked evidence.

And it is obvious any lawyer is -- when they file a motion -- maybe the words aren't cherry-picked. Right?

REPRESENTATIVE AUSTIN: Right.

REPRESENTATIVE BARNES: The words are you're going to use the testimony that best fits your client and attempt to --

REPRESENTATIVE MITTEN: Minimize.

REPRESENTATIVE BARNES: -- minimize any testimony that doesn't. So, of course, we don't have that other testimony. But this is what we have from them at this point. And I think it would be fair to include this, if nothing else, as an exhibit to the report.

REPRESENTATIVE MITTEN: All that I can -- I could just restate what I've said before with the

addition of the fact that I think that there's two sort of money quotes right here. The first was Representative Austin saying we don't know. And that to me is indicative of we don't know enough to add this to our report, which is a reflection upon this Committee's work. And I don't think that we -- I think that we don't know is probably not a sufficient basis.

The other thing is --

REPRESENTATIVE BARNES: Well, hold on. When you say "we don't know," you mean what else is in that transcript?

REPRESENTATIVE MITTEN: Right. Exactly. We don't know. Which falls into the comments that you just made, Mr. Chair, which is that an attorney is going to cherry-pick and they're going to minimize what's not there.

So here's one of my questions is, so for instance, if at one place this basically says that Witness 1 acknowledged the recordings made by her ex-husband contained lies, okay, maybe there's another place in the transcript where she says the exact opposite. And those are facts that would not be cherry-picked by one side to a criminal case.

I mean for all of these reasons, this --

this pleading is a publicly-available record. I have absolute faith and confidence that the members of the press are going to take what they want out of this and make sure that the public is made fully aware of its contents. This Committee's role is not to take cherry-picked pleadings filed by one party in a criminal case, particularly in light of the very well thought-out comments that you made, Mr. Chair, to the Governor's counsel.

REPRESENTATIVE AUSTIN: Well, I mean, but on the other hand, this Committee's also made a couple of value judgments; one is the credibility of Witness 1. So if we sit there and say we don't even take this into account, I don't think we're doing ourselves any service by not taking it into account, saying, Well, this may -- I mean, this may or may not affect that value judgment. And in my mind, it might have -- it might affect now that statement that we agreed upon last Thursday.

REPRESENTATIVE BARNES: Well, as it relates to the phone -- seeing the phone, she testified in front of us --

REPRESENTATIVE MITTEN: That's what she testified to us. It's page 3.

REPRESENTATIVE BARNES: "You don't recall

one way or the other whether you say it that very day in the basement?

"Answer: Right. I just know that I heard and saw the flash."

And in -- and then this motion is, "You can't say you saw it on his person -- being the phone -- you can't say you saw him put it down in the kitchen, take it from the kitchen or put it anywhere in the basement?"

She says, "Yes, I cannot say." That's what she -- I cannot -- I don't -- you don't recall either way whether you saw it.

REPRESENTATIVE AUSTIN: But on page 2, I think we can infer that she's remembering she saw it, but she doesn't know if she remembered it because she actually saw it or she saw it in a dream. I mean, she's saying something by this because I remember I was -- through a dream or if I saw it as it actually happened.

REPRESENTATIVE BARNES: If anything, I think that that second paragraph -- so it says -- apparently recognizing the difficulty, which is -- it's a -- ignore the lawyering in the sentence and start with the factual part of it.

"The Assistant Circuit Attorney later

asks Witness 1, Did you see what you believed to be a phone. She answered."

First of all, there's an ellipses.

REPRESENTATIVE AUSTIN: There is.

REPRESENTATIVE BARNES: So what did she say in the ellipses before they got to this?

REPRESENTATIVE AUSTIN: I hear you.

REPRESENTATIVE BARNES: "I haven't talked about it because I don't know if it's because I'm remembering it through a dream or -- I'm not sure, but yes, I feel like I saw it after that happened but I haven't spoken about it because of that."

To me, what that answer says is I wasn't sure whether I saw the phone itself or not so I haven't said that I saw the phone. Because the things that I am stating are the things that I am confident that I experienced. And the things that she says she's not confident about experiencing are the things that she's not stating.

REPRESENTATIVE MITTEN: For the record, only page 1 -- or page 2 has any quotes whatever. The rest of it is just pure argument.

REPRESENTATIVE PIERSON: And even the quote that was just stated by Mr. Chair has the ellipses and a lot of "its" with no direct mention of

what it is and that's -- that's troublesome.

REPRESENTATIVE BARNES: Representative Lauer?

REPRESENTATIVE LAUER: Going back to page 2 and under A, second paragraph, when they're doing the questioning and she says in the third line, "I haven't talked about it because I don't know." So it's obviously not a fact. If you don't know, it's not a fact. Right? And then she continues, "I feel like I saw it." But that's not a fact if you feel like it.

And then we go on to the next paragraph, I'm sorry, the third line of the last paragraph that her recollections may well be from a dream or vision, not fact. And then we go on --

REPRESENTATIVE BARNES: But that -- hold on.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE BARNES: That is their words.

REPRESENTATIVE LAUER: That's their words, right.

REPRESENTATIVE BARNES: And the only quoted words were as to seeing the phone.

REPRESENTATIVE LAUER: Right. I'm with

you on that.

REPRESENTATIVE BARNES: So defense counsel extrapolating from that statement about seeing the phone --

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: -- to then try to get at everything else --

REPRESENTATIVE MITTEN: Color.

REPRESENTATIVE BARNES: -- is good lawyering, but it doesn't tell us that that, in fact, was said anywhere else --

REPRESENTATIVE LAUER: Exactly.

REPRESENTATIVE BARNES: -- in the deposition.

And my bet would be that if those words were said, something similar to what is in that paragraph, that we would have a direct quote instead of words of lawyers.

REPRESENTATIVE LAUER: Because then in the last sentence, moving onto the next page, "It was not until after" --

THE COURT REPORTER: I'm sorry? I didn't hear what you said.

REPRESENTATIVE LAUER: I'm sorry. The last sentence on page 2, "It was not until after hours

of testimony that Witness 1 -- she was having a dream or vision."

Now we're into a more finite, that she was. And then, of course, it takes a big leap into they may well extend. That's just editorializing.

So I'm agreeing with you, Mr. Chair, that I think that the quotations are the key part and the rest is what you're saying is -- without seeing all of that, this all is superfluous, the rest of this stuff. It's their opinion, it's their editorializing.

REPRESENTATIVE RHOADS: Well, and I'll interject this. We've interviewed one side of this whole thing. Regardless of who said they couldn't testify now or not, which doesn't -- which really -- pertaining to what has happened, we have interviewed one person.

And even though that one person through a recording may have said this again, through whatever, it doesn't necessarily make it a fact. It may be you believe what Witness 1 said, but we've yet to be able to corroborate that into this person did this, other than they've told this story once and then told it again.

I think on this document obviously, you know, Witness 1 is being quoted, but it's -- you know,

whatever the defense has done in producing their document, I think we have to take it as the quotes that are there. And like I believe Representative Mitten said, you know, the press is going to do whatever they want to do with it. It's kind of like our report. You know --

REPRESENTATIVE MITTEN: If I could --

REPRESENTATIVE BARNES: Well, whoa, whoa, whoa, whoa. There's a tremendous difference between this motion and our report.

REPRESENTATIVE LAUER: Uh-huh.

REPRESENTATIVE RHOADS: No, I get that.

REPRESENTATIVE BARNES: And this idea -- there is a false narrative being played by Governor Greitens' lawyers in this that somehow he cannot testify. It happens every single day in this state, in this country that there are parallel criminal and civil or administrative proceedings going on.

It happens in every DWI case in the state of Missouri. The Department of Revenue does not pause license revocation proceedings for criminal trials to happen. You can testify if you want in those, you cannot testify if you don't want, you have the Constitutional right to testify or not testify, and this Committee respects that. But the idea that the

Governor is unable to testify is very simply a false narrative.

REPRESENTATIVE RHOADS: I don't think I said that. I said for whatever reason, he chose not to testify. I mean, I think that there are other means and areas that we could have went out and looked to people, you know. I mean, I don't know if we want to go down that road right now or not. But I think there's some -- there's some left on the table, so to speak, for what we could have done as a Committee.

REPRESENTATIVE PHILLIPS: What would be an example of that?

REPRESENTATIVE RHOADS: We could have interviewed the Interra (phonetic) folks on their investigation or what they could have -- at least tried to. That's just a start. I mean, I'm just looking at it from a criminal perspective of when I would investigate a crime. If something touches something else, you've got to go that route. You got to go down that and you got to go here and you got to go there.

REPRESENTATIVE MITTEN: If I could just remind the Committee briefly that this Committee had a very long discussion as witnesses came to testify about the fact that we wanted to hear from witnesses

and not from their attorneys. We were very specific about that and for, I believe, good reason at the time and I don't believe that any of those reasons have changed. So that sort of -- to address -- further address the motion before us.

As to your comments, Representative, I mean are you implying that we should hold off on releasing any report until we --

REPRESENTATIVE RHOADS: I never said that.

REPRESENTATIVE MITTEN: Okay. No, I just want to ask. You know, I want to make sure that I'm understanding what you're saying.

REPRESENTATIVE RHOADS: Here's the deal with the report. If you don't put the report out on time, then you're not doing what you said you were going to do. Right?

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE RHOADS: So you have to do that. Regardless of what it does, you have to do that. I feel like that that's what's in our House Resolution, that's what we need to do, we need to honor that.

I just wish we could have went a little different way about it. I feel like that the report

has to go out on the day it's supposed to go out. It needs to, without a doubt.

REPRESENTATIVE MITTEN: Okay. I just wanted to make sure I understand.

REPRESENTATIVE BARNES: Representative, to the extent there is anything in this report that is incomplete, it is by the choice of Governor Greitens and his lawyers.

REPRESENTATIVE RHOADS: I don't -- I don't think that's right. I think there's more --

REPRESENTATIVE BARNES: He is free to not testify and he is free to testify.

REPRESENTATIVE RHOADS: I'm not addressing that. He can do whatever he wants to do. If he don't want to testify, don't testify. But I feel like we could have done more. And not trying to -- not trying to belittle what we've done. I think there's been a lot of work done, but I feel like there's some left on the table still.

REPRESENTATIVE BARNES: Let me ask this. Let me go back to page 2. And that is -- so I pulled up on the screen what we have in our current report that relates to the testimony on page 2.

Paragraph 31 says, "Witness 1 testified that she never saw an actual picture nor did she

recall, quote, the first time she saw his phone."

What I would propose is either adding directly in the body or in a footnote that a motion from Greitens' counsel filed on this date asserted that in a deposition, Witness 1 stated these things. And also noting that that motion did not provide a full transcript of those proceedings and so there very well could be other relevant testimony that was left out.

Also noting that unless somebody can find another direct quote somewhere --

REPRESENTATIVE MITTEN: Which I cannot.

REPRESENTATIVE BARNES: -- which I cannot, that I don't -- the other items are not words of witnesses, they're words of lawyers. And so to the extent that there are words of witnesses in here, I -- like Representative Austin said, I'm going to trust that as officers of the court, those places where they have direct quotes are either exactly accurate or really close to it and the reason they're not accurate is because they don't have a full transcript yet. And so I think that it is -- we are capable of putting them in this report.

REPRESENTATIVE MITTEN: So you'd like to make a footnote as to paragraph 31 just indicating

that a motion was filed that -- I mean my attitude is a motion was filed in the criminal case that says -- that basically comports with that.

REPRESENTATIVE BARNES: I think the testimony is consistent.

REPRESENTATIVE MITTEN: Right. So is that what the footnote says?

REPRESENTATIVE AUSTIN: I think just -- I mean reference just her quotes where --

REPRESENTATIVE BARNES: Do we add a new paragraph here?

REPRESENTATIVE AUSTIN: We're not adding a -- we're not going to --

REPRESENTATIVE MITTEN: I think it should be part of the footnote.

REPRESENTATIVE BARNES: Footnote or new paragraph?

REPRESENTATIVE AUSTIN: New paragraph.

REPRESENTATIVE MITTEN: This is -- I'm sorry. I'm sorry.

REPRESENTATIVE BARNES: Hold on. We are going to have a footnote, Representative, that notes that we are relying on their duty as officers of the court to not make up these quotes. I think that we can trust that the quotes themselves are accurate or

very close to it.

REPRESENTATIVE MITTEN: Type and I'll read.

REPRESENTATIVE BARNES: What's today's date?

SECRETARY CURCHIN: It's the 9th.

REPRESENTATIVE MITTEN: Filed in the criminal case.

MS. HALLEN: 2011, holy moly.

REPRESENTATIVE MITTEN: And then a motion filed in the criminal case by Greitens. No, you file in the criminal case by -- what are you modifying?

REPRESENTATIVE BARNES: Filed by Greitens' counsel.

REPRESENTATIVE MITTEN: No. Filed in the criminal case by Greitens' counsel.

REPRESENTATIVE BARNES: Fine.

REPRESENTATIVE MITTEN: Do you want me to read these?

REPRESENTATIVE BARNES: I'll do it.

REPRESENTATIVE LAUER: The first line. You can't say you --

REPRESENTATIVE MITTEN: Yeah, let him finish.

REPRESENTATIVE LAUER: I'm sorry.

REPRESENTATIVE MITTEN: You can't say you saw him put it down. Right.

REPRESENTATIVE BARNES: Okay. I want to insert a footnote -- where are we? Okay.

REPRESENTATIVE MITTEN: We'll have to mark this as an exhibit? No, we can't mark this as -- never mind. Duh.

REPRESENTATIVE BARNES: The Committee notes that if --

REPRESENTATIVE AUSTIN: You can't mark what as an exhibit?

REPRESENTATIVE MITTEN: Never mind.

REPRESENTATIVE BARNES: So the question I want to ask is we're only using the direct quotes and that's consistent with the e-mail that we sent that said -- well, first of all, it's not entirely consistent with the e-mail because the e-mail said, listen, we don't want cherry-picked evidence at all.

But I'm not -- I don't want to put lawyer's words in the report if there's direct quotes. We note that it's not consistent with that e-mail saying we don't want cherry-picked evidence and -- but that to the extent it quotes directly from the witness, we are relying upon the attorney's obligation not to misrepresent the words.

REPRESENTATIVE AUSTIN: So you're saying that this FaceTime stuff is not direct quotes so that won't be --

REPRESENTATIVE BARNES: That will not be in the report.

REPRESENTATIVE AUSTIN: But the motion itself will be in there?

REPRESENTATIVE BARNES: Well, I think the motion itself is -- I guess I'm fine with including the motion. It's already a public document.

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE BARNES: We'll include the motion itself as an exhibit. We only include the direct quotes in the report itself.

REPRESENTATIVE AUSTIN: All right.

REPRESENTATIVE BARNES: Committee -- okay. Here we go. Now I'm drafting this. Includes these quotes in the absence of a full transcript. It does so in reliance on Greitens' counsel's obligation --

REPRESENTATIVE MITTEN: As an officer of the court. As officers of the court, I guess.

Can we say, however, the Committee declines to --

REPRESENTATIVE BARNES: Also notes that March 23rd, 2018 --

REPRESENTATIVE AUSTIN: Are you quoting your letter?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE AUSTIN: Okay.

REPRESENTATIVE MITTEN: How about only to the extent it has been presented as direct testimony, or no? I think I get where you're going, but I don't know how to --

REPRESENTATIVE BARNES: What I just want to say is, listen, we don't have the transcript. And I want to note -- I do want to note that even though we said, listen, we're not going to do anything unless we get the full report, we are going back on that to the extent they're providing what purports to be a direct quote and we are doing so out of an abundance of fairness to Governor Greitens.

I mean the other thing is we told them March 23rd, how many weeks ago is that? It's two -- a little over two weeks ago that we would be supportive of a motion to disclose all of this stuff to us. Has such a motion ever been filed? The answer is no.

There's other stuff in the -- in the deposition -- I'm confident there is something in that

deposition that is not great for Governor Greitens, but it's not their role in that case to point out the things that aren't great. But we don't have that in front of us either. And so to rely too heavily on this motion of the two thing -- two or three questions they picked out is not something that we should do. Okay.

REPRESENTATIVE MITTEN: Still, I don't think that we need that final sentence. We are including these quotes only, you know, in the absence of a full thing but they're direct quotes. I mean if anything, you're just going to say, you know, these excerpts are included in the report solely because they're direct quotes or else we have to say that we -- you know --

REPRESENTATIVE BARNES: The other question is I think this testimony is consistent with what she already told us. And at the very least, it is not inconsistent with what she told us.

REPRESENTATIVE MITTEN: I would agree.

REPRESENTATIVE BARNES: And so to the -- may add a paragraph that says these particular questions and answers are not inconsistent with --

REPRESENTATIVE MITTEN: No, I don't think we need to editorialize.

REPRESENTATIVE BARNES: That's right. That's right.

REPRESENTATIVE AUSTIN: Just leave it.

REPRESENTATIVE BARNES: All right. So in the footnote review, there's also going to be a review for -- for a whatchamacallit -- review this for grammar and spelling as well. We are on the fly here. We are on the fly here and the type is really small.

Well, let me -- actually let me go back and undo so that those are both marked for the review.

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE BARNES: Okay. So this is a new -- this is going to be an exhibit and that's the only thing we're putting in the report.

REPRESENTATIVE AUSTIN: But then the next thing on the thing is you're going to say all correspondence between you and the Governor's attorneys.

REPRESENTATIVE BARNES: Yes. Where's my list? So Item 4 on the list is correspondence regarding the governor's counsel. These letters do not go to facts. Here is what I want in the public record.

There has been leaked -- I'll call them leaks. They have released both letters that they sent

to this Committee. Both of those letters were sent in response to e-mails that said, We have told your client from the beginning that he has the right to testify. It's time to tell us whether he's going to avail himself of that opportunity or waive it. They followed up with an e-mail that said no, we're not.

And then last Friday, after we voted Thursday to release the report on Wednesday, I called and left a message for Mr. Dowd that said, Hey, just want to let you know we voted to release the report on Wednesday, wanted to give your client one more opportunity to testify Monday, Tuesday or Wednesday of next week. You tell us the date and time and we will accommodate his schedule.

In response to that, we got another letter that was again sent to the media and just so happened that the e-mail that was sent which precipitated the letter, was not also shared at the same time.

And to the extent that Governor Greitens' lawyers are sharing communications with this Committee with the world, I think it's fair for this Committee to, in response, share the communications that led to those letters being sent to this Committee.

REPRESENTATIVE MITTEN: To avoid

cherry-picking.

REPRESENTATIVE AUSTIN: I agree with that, but I think we need to take a time out because don't you have a motion out there? Didn't you move -- didn't he move something?

REPRESENTATIVE BARNES: I don't think I -- I don't think I moved. Regarding what to do with the Motion to Compel?

REPRESENTATIVE AUSTIN: I think there was a motion.

REPRESENTATIVE BARNES: If I so moved, I now retract that motion.

And now --

REPRESENTATIVE MITTEN: So is the -- are we at the, you know, assuming no objection, that the correspondence is going to be in?

REPRESENTATIVE BARNES: Assuming no objection, the correspondence will be attached as an exhibit. Seeing no objection, the correspondence will be attached as an exhibit.

And we discussed this, but I want to say it on the record. Assuming no objection, we will add this new paragraph 32 and attach the motion and the letter, which is also correspondence --

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: -- as an exhibit.

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE BARNES: Seeing no objection --

REPRESENTATIVE LAUER: Do we have to number the exhibit?

REPRESENTATIVE BARNES: Yes. We will number them, we will number the correspondence as well.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE BARNES: The next item, Item Number 5, is the time frame of the report. And Representative Mitten raised this as an issue. This is not to be coy. I can't tell you the precise time at which we're going to release it. My belief is it will be Wednesday afternoon.

REPRESENTATIVE RHOADS: I think that's a good idea not to have a time because we may have something that we -- something may happen that we don't anticipate and then we say, Hey, we're supposed to have it out at 2:15 and something's happened and -- so I think that's fair enough.

REPRESENTATIVE PIERSON: In regards to that, are we open to receive further items up until we release? Because what happens when we get a letter

tomorrow or Mond-- or Wednesday morning?

REPRESENTATIVE MITTEN: Representative makes a good point.

REPRESENTATIVE BARNES: At this point in time I'm ready to close the door, I mean, on new stuff for the report. Anything that's sent to us by the Governor's counsel at this point in time, as we've seen over the last week and a half, is going to be made public anyway. And to throw something on us new at the last minute, I think would be purely designed as a way to delay release of the report rather than substantive.

REPRESENTATIVE MITTEN: Can we take a quick break?

(Off the record.)

REPRESENTATIVE BARNES: Back on the record, back from break. Seeing -- the motion on the floor is that we close the record to new facts at this point in time. I shouldn't say -- not forever, but as to its release on Wednesday. Is there any objection to this plan?

REPRESENTATIVE LAUER: To this particular report?

REPRESENTATIVE AUSTIN: When are you going to set that time? Is it tomorrow at noon?

Because look, what happens if the Circuit Attorney files a response?

REPRESENTATIVE MITTEN: Files a response.

REPRESENTATIVE AUSTIN: As I understand it, this motion was filed Sunday?

REPRESENTATIVE BARNES: It might have been filed this morning. How about we say tomorrow at 1:00 p.m.?

REPRESENTATIVE AUSTIN: We go in at noon, this Committee meeting. Right?

REPRESENTATIVE BARNES: Okay. Tomorrow at noon. So tomorrow at noon is the shut-off time for any new information that this Committee may receive before the report.

And I just also want to note, it's going to be very brief no matter who it comes from. And if something comes from the Circuit Attorney's office that likewise includes a bunch of lawyer's words, we're only going to include it to the extent it is the witness's words themselves.

REPRESENTATIVE MITTEN: Agreed. Absolutely.

REPRESENTATIVE AUSTIN: Goose/gander rule.

REPRESENTATIVE BARNES: Yeah. Treated

the exact same.

REPRESENTATIVE MITTEN: Mr. Chair, one more question about that. Is this all just going to get released electronically? Are we going to have copies in the Speaker's office or actually the library is where they should be. I don't know if that's for the Committee to discuss or not.

REPRESENTATIVE BARNES: I believe it should be electronic. We don't need to print a thousand copies of a 400-page document. Or in the alternative, we could print a bunch of copies of the report itself and then release the transcripts and stuff electronically.

REPRESENTATIVE RHOADS: How do we go about doing that?

REPRESENTATIVE MITTEN: Doing what?

REPRESENTATIVE RHOADS: Releasing this.

REPRESENTATIVE BARNES: You mean the printing of it?

REPRESENTATIVE RHOADS: No. Just -- is someone going to have to call and request from you or the Clerk's office to get this report? How is this --

REPRESENTATIVE MITTEN: Is it going on the website?

REPRESENTATIVE BARNES: This is all --

REPRESENTATIVE MITTEN: This is for tomorrow?

REPRESENTATIVE BARNES: This is for tomorrow, but it's also -- these are logistics questions that are questions for the Chief Clerk and the Clerk's office as to entering it into the record.

Because I think we need it enter it into the day's journal. The report itself. They may not want the transcripts to be in the journal itself, but I think that in the past when there have been committees of this general nature, the report itself has been included in the journal.

REPRESENTATIVE MITTEN: Okay. So we can talk to the Chief Clerk's office tonight then and find out by tomorrow?

REPRESENTATIVE BARNES: Those logistics, yeah.

REPRESENTATIVE MITTEN: Which makes sense, but we should all have some understanding of what that's going to be.

REPRESENTATIVE AUSTIN: Or they're all going to be asking, Hey, where can I get those reports.

REPRESENTATIVE MITTEN: Exactly.

REPRESENTATIVE RHOADS: You're the

investigative reporter.

REPRESENTATIVE AUSTIN: So when is the transcripts for like our Committee meetings going to be --

MS. HALLEN: I haven't gotten any. I can contact Shelly.

REPRESENTATIVE BARNES: Can you get us a transcript by tomorrow?

(Off the record.)

REPRESENTATIVE BARNES: And then tomorrow's meeting we can publicize -- we can publish the transcript --

REPRESENTATIVE MITTEN: Whenever.

REPRESENTATIVE BARNES: -- Thursday or Friday or whatever. It doesn't have to be -- people don't -- people don't want to hear what we have to say.

REPRESENTATIVE MITTEN: A discussion about website versus paper is maybe not as urgent.

REPRESENTATIVE BARNES: Nobody is going to be paying attention to our argument about paper or website.

REPRESENTATIVE BARNES: Okay. So the next question was next steps. So what I would propose is the two Alexes go through this, get footnotes

right, get the transcripts of the hearings set up.

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: Bryan get the exhibits set up and put into a PDF format and we meet tomorrow at noon.

REPRESENTATIVE LAUER: When do we get a copy of the report -- the revised report as amended?

MS. HALLEN: I'm planning on doing this immediately after we're done right now. Well, at least on my end.

SECRETARY CURCHIN: I will be up there as soon as I can.

REPRESENTATIVE BARNES: So first thing tomorrow morning or close of business tonight?

REPRESENTATIVE LAUER: Tomorrow morning.

REPRESENTATIVE BARNES: Tomorrow morning? Nine o'clock? And by nine o'clock in Adam's office?

MS. HALLEN: I can do that.

REPRESENTATIVE BARNES: 9:00 a.m., I should say, in Adam's office.

Okay. Further questions about next steps?

REPRESENTATIVE MITTEN: Well, my next steps was also beyond just this report, but are we -- do we have any witnesses coming up? What are our --

we have some documents that need to be reviewed.
REPRESENTATIVE BARNES: We need to make a plan for review of those documents.
REPRESENTATIVE MITTEN: Yeah.
REPRESENTATIVE BARNES: And there's some additional witnesses who have been identified. Perhaps at the -- after we get done with this part, we can talk -- we can put together --
REPRESENTATIVE MITTEN: Have a broader conversation?
REPRESENTATIVE BARNES: -- an e-mail plan at the least.
REPRESENTATIVE MITTEN: Well, and listen, Mr. Chair, again, I've expressed these concerns to you. There's apparently a pretty voluminous number of documents already. We're at what, April 9th today. I know you don't need me to remind you that the clock is ticking.
REPRESENTATIVE BARNES: Your concerns are very well taken. So yes. Your concerns are very well taken.
REPRESENTATIVE LAUER: Do you want these returned?
REPRESENTATIVE MITTEN: No. Those we can -- those get to go in your notebook.

REPRESENTATIVE BARNES: Further questions about next steps?
Seeing none, the seventh item is media. This Committee, and myself as the Chairman, is in no position to try to introduce a gag order on any other member of this Committee.
REPRESENTATIVE MITTEN: The body you mean?
REPRESENTATIVE BARNES: The body or members of this Committee. Because I think the question was how are we going to deal with media requests because you know they're going to be swarming all over us.
My intention is to be -- is to be very limited in public comments.
REPRESENTATIVE AUSTIN: I think that's right. If I can interject, I mean this Committee's going to continue. So we're still under the Resolution. Right?
REPRESENTATIVE BARNES: Yes, we are.
REPRESENTATIVE AUSTIN: Where we can only talk amongst ourselves and Gail and Todd.
SECRETARY CURCHIN: You're not going to want to issue any statements prejudging any further action by the Committee, should that be necessary.

REPRESENTATIVE BARNES: So I think every member of the Committee should be very limited in their public comments. And that's my intent as well.
REPRESENTATIVE AUSTIN: Or as we have been, say nothing. Because, I mean, it's not beyond the realm of possibility that we'll find something or want to supplement the first part of this report.
REPRESENTATIVE LAUER: Since we're still under the Resolution.
REPRESENTATIVE AUSTIN: Yeah.
REPRESENTATIVE MITTEN: Well, it seems to me that this report though is an accurate representation of the evidence this Committee has heard to date.
REPRESENTATIVE LAUER: And that it should speak for itself.
REPRESENTATIVE MITTEN: And that it speaks for itself. I agree with you.
REPRESENTATIVE BARNES: There's certain more or less procedural questions about the Committee's operation that I want to be able to answer, but not to go into depth.
MS. HALLEN: You're not bound by your Resolution regarding procedure. You're only bound in terms of witness and evidence.

REPRESENTATIVE MITTEN: So you're fine talking procedure.
MS. HALLEN: You could talk about it now if you really want to.
REPRESENTATIVE PHILLIPS: What's going to happen is that there's going to be a bunch of people that will get interviewed that don't have anything to do with this Committee. They're going to start throwing their speculation out there and giving their theories on stuff. And it's going to seem very odd if we have no statement whatsoever.
And the people that are mum on this subject are the ones that served on the Committee and everybody else is stepping up to the mic. I don't think we need to be telling what we know, but I think we need to tell -- we need to kind of have a blanket statement from -- some guidelines within our body here as to what we are going to say pertinent to what we've found out.
SECRETARY CURCHIN: Say the Committee voted to extend its authority on a date certain until that time. We're operating as a Committee under the --
REPRESENTATIVE BARNES: I think your broader point is --

SECRETARY CURCHIN: -- Resolution.
REPRESENTATIVE BARNES: -- about this report itself. And I think it's important --
REPRESENTATIVE PHILLIPS: It is.
REPRESENTATIVE BARNES: -- for us to say our job was to conduct a fact-finding investigation. We did so. We think the facts that are included in this report -- we're going to let them speak for themselves at the present time. The Committee continues in existence and will continue doing its work.
REPRESENTATIVE PHILLIPS: And they're available.
REPRESENTATIVE BARNES: And they're available with full transcripts, 400 pages. Have we figured out what our page --
REPRESENTATIVE LAUER: It's like a tax bill. Maybe we could --
REPRESENTATIVE MITTEN: No, no.
REPRESENTATIVE LAUER: Sorry.
REPRESENTATIVE PHILLIPS: Because they're going to take our other members, our colleagues, they're going to take them down a different road than we want to go down, with their questioning and their "what do you think" and speculation.

REPRESENTATIVE BARNES: And we can't control --
REPRESENTATIVE PHILLIPS: I know, but I'm just saying.
REPRESENTATIVE BARNES: Even if -- no matter how hard we try, there is no hurting of these cats in either caucus.
REPRESENTATIVE PHILLIPS: Right. That's why it's important that we have a -- just a fairly consistent statement to give.
REPRESENTATIVE PIERSON: And we bifurcated the report. So there is still opportunity, from what I understand, that there could be supplemental reporting done on what we will come out with on Wednesday. Is that true since we have --
REPRESENTATIVE BARNES: Well, to the extent that new facts and information come to light, absolutely.
REPRESENTATIVE PIERSON: Okay.
REPRESENTATIVE BARNES: And we do have -- there will, no doubt, be a second report from this Committee relating to all the work we did on other topics.
REPRESENTATIVE PIERSON: Right. But the other bit of information that's still what ongoing, in

that if we find out other information, then a supplement report can go out?
REPRESENTATIVE BARNES: Depending -- yeah, depending on what the members of the Committee view as to whether it should.
REPRESENTATIVE PIERSON: Okay.
REPRESENTATIVE BARNES: Any further discussion?
Seeing none, we will reconvene tomorrow at noon o'clock in this hearing room. And that will close today's hearing in the Special Committee -- Special Investigative Committee on Oversight.
(Meeting adjourned.)

CERTIFICATE OF REPORTER

I, Tracy Thorpe Taylor, CCR No. 939, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Tracy T. Taylor

Tracy Thorpe Taylor, CCR 939

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Tuesday, April 10, 2018

State Capitol Building
201 W. Capitol Avenue
Jefferson City, Missouri

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present: Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

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REPRESENTATIVE BARNES: We will call to order the House Special Committee on Investigative Oversight. Mr. Secretary, call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Pierson, Jr.

REPRESENTATIVE PIERSON: Here.

SECRETARY CURCHIN: Everyone's present and accounted for.

REPRESENTATIVE BARNES: By your vote of seven present, zero absent, everyone is here.

our agenda today -- oh, I move that we close today's hearing. All those in favor will vote yes, all those opposed, no. Mr. Secretary, please

call the roll.

SECRETARY CURCHIN: Barnes.

REPRESENTATIVE BARNES: Aye.

SECRETARY CURCHIN: Phillips.

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten.

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer.

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin.

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads.

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.

REPRESENTATIVE PIERSON: Aye.

SECRETARY CURCHIN: Seven to zero.

REPRESENTATIVE BARNES: By your vote of seven aye, zero no, you voted to close today's hearing.

The agenda items for today, and then we can open it up after this, is to finalize the report. I you want to talk about what's been done since yesterday and then two documents that are in front of the Committee.

First, what's been done since yesterday

is that the two Alexes got together and some folks from the leadership office chipped in a little bit, but mainly the two Alexes got together to work on non-substantive edits to the document.

I went ahead and told them -- I know I had a brief conversation with Representative Austin about this -- that we would trust both of them to make non-substantive edits and review the document before we sign it. And so those changes have been made. And you can see the comments are off and everything -- has everything been accepted or rejected

MS. HALLEN: I think we did for everything.

SECRETARY CURCHIN: I believe so.

REPRESENTATIVE BARNES: Okay. There are -- is everyone okay with that order of operations there? Okay. The --

SECRETARY CURCHIN: There is one issue, Mr. Chairman.

REPRESENTATIVE BARNES: The footnote? Is that what you're referring to?

SECRETARY CURCHIN: No. Well, there is -- it is a footnote.

REPRESENTATIVE BARNES: Footnote 36 on page 8? And this relates to one of the documents

that's been distributed.

SECRETARY CURCHIN: I will say -- if you will go to the first page of the report, I wanted to -- we inserted a Footnote 1, which moved everything down, which -- where you quoted the correspondence with Greitens' counsel. And we tagged that with Exhibit 23, which is the correspondence with Greitens' counsel.

REPRESENTATIVE BARNES: Okay.

SECRETARY CURCHIN: I think --

REPRESENTATIVE BARNES: No objections here.

REPRESENTATIVE MITTEN: No objections.

SECRETARY CURCHIN: So that moved all the footnotes down one.

MS. HALLEN: Did we fix the footnote that went to nothing?

SECRETARY CURCHIN: No. That was my next one. If you go to Footnote 75 now --

REPRESENTATIVE BARNES: It looks like it's going somewhere now.

SECRETARY CURCHIN: Seventy-five. We could not find that in the transcript anywhere close to where that cited to.

MS. HALLEN: It's not in anything. It's

not in the transcript. Do you believe you quoted that from somewhere else?

REPRESENTATIVE BARNES: I think I -- I don't think so. Nothing happened on the 14th is the only quote.

REPRESENTATIVE MITTEN: Yeah. That could very well be from the grocery store transcript.

MS. HALLEN: Because 14 does not appear in the -- 1/14th does not appear in the transcript. So I don't know --

REPRESENTATIVE BARNES: You know what? Maybe it's just nothing happened.

REPRESENTATIVE AUSTIN: But you quoted.

REPRESENTATIVE BARNES: Well, Representative, you know, that's not -- I did quote it and so I'm sure I --

REPRESENTATIVE AUSTIN: I mean so it's somewhere.

REPRESENTATIVE BARNES: I would think that it is somewhere, but I may have put the quotation mark in the wrong spot.

SECRETARY CURCHIN: You have it as Exhibit 1. It may be witness testimony.

REPRESENTATIVE BARNES: So Exhibit 1 is --

REPRESENTATIVE MITTEN: The grocery store.

SECRETARY CURCHIN: Is the grocery store tape. It may be in her testimony, but I couldn't find it in her testimony.

MS. HALLEN: I didn't either.

REPRESENTATIVE MITTEN: Okay. Hang on. Let's --

REPRESENTATIVE BARNES: Whoa, whoa, whoa, whoa. You know what? This is why -- it can't be -- well.

SECRETARY CURCHIN: That's all from the grocery store parking lot transcript.

REPRESENTATIVE BARNES: Yeah, you're right.

REPRESENTATIVE LAUER: Well, it falls right along between C and D.

REPRESENTATIVE MITTEN: Whoa, whoa, whoa. There is on page 39 -- no, that's a different --

MS. HALLEN: Yeah. The words "nothing happened" like exist together, but not in the way that -- that in D exists.

REPRESENTATIVE MITTEN: I think that it's probably from Exhibit 1. Let me double check that.

REPRESENTATIVE BARNES: Well, I think --

SECRETARY CURCHIN: You mean the transcript?

REPRESENTATIVE MITTEN: Exhibit 1. Exhibit 1, which is the grocery store.

MS. HALLEN: That's where it's cited to now.

SECRETARY CURCHIN: That's where it's cited now.

MS. HALLEN: It doesn't exist in there.

REPRESENTATIVE MITTEN: Really?

MS. HALLEN: Yeah.

SECRETARY CURCHIN: Couldn't find it.

REPRESENTATIVE MITTEN: Okay. Hang on a second.

REPRESENTATIVE AUSTIN: But if we take away the quotes, so he's just paraphrasing, you know --

REPRESENTATIVE BARNES: Well, I'd still want to find where she said that nothing happened. I mean that's certainly my memory of the testimony. And maybe --

REPRESENTATIVE LAUER: Could we have a binder where we could go through and look?

MS. HALLEN: Could we go off the record?

REPRESENTATIVE BARNES: Let's take a

short break.

(Off the record.)

REPRESENTATIVE MITTEN: So it's -- right. Page -- Exhibit 1, page 13, lines 11 through 14 and then let's go back to the quote. You could put quote, nothing happened.

REPRESENTATIVE BARNES: Put, quote, nothing happened.

REPRESENTATIVE MITTEN: Yeah. Hang on a second.

REPRESENTATIVE BARNES: Is nothing happened in quotes?

REPRESENTATIVE MITTEN: Let me get to the exact -- hang on a second. I want to just get back to the exact place. No -- okay. "Witness 3: So nothing happened on the 14th? Witness 1: No, comma, nothing happened on the 14th." That is a quote.

REPRESENTATIVE BARNES: Hey, hey, hey. Look at that. It was precise.

REPRESENTATIVE MITTEN: On -- now that the 14th. On the 14th. Yes. Quote.

REPRESENTATIVE BARNES: The Chairman has been vindicated on the footnote.

REPRESENTATIVE AUSTIN: But you can't -- but nothing happened on the 14th, that -- you have

kind of a run-on there.

REPRESENTATIVE BARNES: Yeah, comma.

REPRESENTATIVE AUSTIN: Okay.

REPRESENTATIVE BARNES: Other than --

REPRESENTATIVE BARNES: And she told -- okay.

REPRESENTATIVE MITTEN: But you might want to say that she met Greitens --

REPRESENTATIVE BARNES: But that she had met him outside and he told her that he wanted to see her on the next weekend.

REPRESENTATIVE MITTEN: Okay. Okay.

REPRESENTATIVE BARNES: We're good?

REPRESENTATIVE MITTEN: Hang on a second. I want to just make sure.

REPRESENTATIVE BARNES: Yeah, make sure we've got the citation right.

REPRESENTATIVE MITTEN: Right. Well, and then you could also say again, Exhibit 1, page 13, "And I came outside to meet him. I didn't touch him, nothing."

That's -- that's -- yeah.

REPRESENTATIVE BARNES: I think we're good.

REPRESENTATIVE MITTEN: I think we're

good too.

REPRESENTATIVE BARNES: We've got a lot of block quotes, as Representative Mitten reminded me.

REPRESENTATIVE MITTEN: Just doing my job, Mr. Chair.

REPRESENTATIVE BARNES: Yes, you are. Yes, you are.

Other issues, either Alex?

MS. HALLEN: I had an issue that I don't know if you and Alex discussed. We reference Witness 3 in two different ways. We reference him as ex-husband and we reference him as Witness 3 and it's confusing. Is there a preference for referencing?

REPRESENTATIVE BARNES: Whatever the Committee would prefer. Representative Phillips, it's your decision.

SECRETARY CURCHIN: If you go to page 1, it talks about Witness 3 and summarizes his relationship, I believe.

REPRESENTATIVE PHILLIPS: AKA.

REPRESENTATIVE MITTEN: Then why don't we do that and refer to him as Witness 3 then throughout?

SECRETARY CURCHIN: Yeah. Witness 3, the ex-husband of Witness 1.

REPRESENTATIVE MITTEN: So then let's

just global search and replace ex-husband. Right?

REPRESENTATIVE BARNES: We can have one of the Alexes do that after the hearing.

REPRESENTATIVE MITTEN: Right. Somebody got that on their list of to-do?

SECRETARY CURCHIN: Yes.

REPRESENTATIVE BARNES: Okay. Other issues?

Okay. Let's start with what I have. I received an e-mail yesterday evening at 8:46 p.m. from Scott Simpson, attorney for Witness 1. And he is responding to the motion that we've included as Exhibit 23.

However, as we discussed yesterday, in the body of the report itself, we only included the quotes from the witness. So I don't think it's appropriate to include quotes from Scott Simpson; however, I do think it is appropriate to add his response as Exhibit 24. And I have noted -- in Footnote 36 we've added new language that states --

REPRESENTATIVE MITTEN: Can we zoom that up a little bit?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: Thank you.

REPRESENTATIVE BARNES: Any objection to

this -- these two new sentences summarizing Exhibits 23 and 24, which are correspondence?

REPRESENTATIVE AUSTIN: Well, it's Witness 1's attorney statement. I mean, am I reading it right?

REPRESENTATIVE BARNES: Yeah. And Exhibit 23 we talked about was that that's their -- oh, you mean by quoting -- by quoting mischaracterizes there?

REPRESENTATIVE AUSTIN: No. The very last -- where it says Witness 1 statement and e-mail --

REPRESENTATIVE BARNES: Yes, you're right. Yes. Yes. Right there?

REPRESENTATIVE AUSTIN: Yeah.

REPRESENTATIVE BARNES: Good catch, Representative.

Are we fine with these three sentences?

REPRESENTATIVE MITTEN: Can we just say mischaracterizes her deposition testimony instead of -- sorry. I'm an editor at heart.

REPRESENTATIVE AUSTIN: Why use a prepositional phrase when a good old adjective will get the job done.

REPRESENTATIVE MITTEN: Thank you. Thank

you.

MR. SCHEIDERER: Jay, can I ask while you're on it, is this 24 the bold back and front?

REPRESENTATIVE BARNES: Yes. So we're going to mark the e-mail and letter -- or e-mail and statement from Witness 1's counsel as Exhibit 24.

MR. SCHEIDERER: Twenty-four, gotcha.

REPRESENTATIVE LAUER: Both pages?

REPRESENTATIVE BARNES: Yes. It's going to be one exhibit. Seeing no objection, it will be so marked.

The next item in front of you is correspondence from Dowd Bennett from March 5th, 2018. And I confess that my legislative assistant was a savior here in that he found this -- he went back through my spam mailbox for my House e-mail and found this this morning.

I recall Mr. Dowd and I speaking about the facts that are in this letter. Attached to the letter is a transcript of a motion hearing at which no witness appears. I'm inclined not to include it as an exhibit. I'm also open to including it as an exhibit. It doesn't relate directly to witness testimony. Then again, it's also correspondence from counsel.

And so I'd leave it to the Committee's

will, but again, we're going down the line of it's essentially lawyer testimony. And we've got -- Exhibit 23 is in because it includes direct quotes -- purported direct quotes which we believe to be accurate from a witness. And then Exhibit -- but it includes all the other statements of attorneys. And Exhibit 24 is in as a response to all the statements of the attorneys in Exhibit 23.

REPRESENTATIVE AUSTIN: And this correspondence -- or this transcript that was attached here, I mean this is nothing more than the prosecutor's motion to reset the trial somewhere, some other time. Right? I mean --

REPRESENTATIVE BARNES: I believe so.

REPRESENTATIVE AUSTIN: I don't -- how is that substantive to us?

REPRESENTATIVE MITTEN: It's not substantive to us, in my opinion. Could I -- could we go and look at what is -- how do we refer to Exhibit -- is it Exhibit 23? Because here's the thing --

REPRESENTATIVE BARNES: Correspondence with counsel.

REPRESENTATIVE MITTEN: Right. Yes. Can we look at what exactly that language is? Because it

seems to me as long as we're not purporting to say in the report that we've disclosed every single piece of information --

REPRESENTATIVE BARNES: I don't think -- I think we just say that Exhibit 23 is -- we cite counsel promised to work with the Committee and then we cite Exhibit 23.

REPRESENTATIVE MITTEN: Yep. So we're not making a representation in the report that we have provided every single piece of paper we've received from Dowd Bennett.

REPRESENTATIVE BARNES: No, we are not.

REPRESENTATIVE MITTEN: Then I'm fine with leaving it out.

REPRESENTATIVE AUSTIN: We talked about at one time, but I don't think --

REPRESENTATIVE MITTEN: Right. Then I'm fine with leaving it out. So long as it comports with our report, I think it should be left out. I agree with -- oh, my gosh, here we go again. I agree with Representative Austin and -- I agree with Representative Austin and I think it should not be included.

REPRESENTATIVE BARNES: Let the record reflect that there is laughter in the room. And

goodwill.

REPRESENTATIVE MITTEN: And goodwill exactly.

SECRETARY CURCHIN: There was one other change.

REPRESENTATIVE BARNES: One other.

SECRETARY CURCHIN: In the portion where it says --

REPRESENTATIVE BARNES: Hold on. Let me finish this. Seeing no objections, we will not include this correspondence from March 5th, 2018 as an Exhibit.

Mr. Curchin.

REPRESENTATIVE PHILLIPS: Its. Did you see that?

REPRESENTATIVE BARNES: I'll go back. Where did you see it?

REPRESENTATIVE PHILLIPS: Keep going. I-t-s. That needed to have an apostrophe in it. It's down a little bit further. Right there.

REPRESENTATIVE BARNES: Representative --

MS. HALLEN: But that might not be how the transcript reads.

REPRESENTATIVE MITTEN: You could put a [sic] in.

REPRESENTATIVE BARNES: We're not putting a [sic] in.

REPRESENTATIVE PHILLIPS: Now, wait a minute.

REPRESENTATIVE BARNES: For punctuation?

REPRESENTATIVE PHILLIPS: What do you mean that's the way the transcript reads? That its is it's. That's a whole -- whole different deal if you don't put the apostrophe in there. How is that any different than how the transcript reads?

MS. HALLEN: Because the transcript may not have an apostrophe in it.

REPRESENTATIVE PHILLIPS: So the way it was recorded, you're saying, not the way it was said.

MS. HALLEN: Correct. I'm happy to check it, if we'd like. Where are we? What's the footnote on L, please? Can we go down a little bit?

REPRESENTATIVE PHILLIPS: Almost makes us look like we don't know our --

REPRESENTATIVE AUSTIN: Open bracket --

MS. HALLEN: Could you go down to -- 19:9.

REPRESENTATIVE MITTEN: Is this Witness 1?

MS. HALLEN: It's Exhibit 1.

REPRESENTATIVE MITTEN: It's Exhibit 1? Bates stamp. Could we go back to the --

MS. HALLEN: No, Representative Phillips is correct. The footnote reads -- it reads i-t, apostrophe s. The transcript reads i-t apostrophe s.

REPRESENTATIVE MITTEN: Vindicated.

REPRESENTATIVE BARNES: Good eye.

REPRESENTATIVE PHILLIPS: Keep swinging, you're going to hit eventually.

REPRESENTATIVE BARNES: Really, really good eye.

REPRESENTATIVE PHILLIPS: Especially as fast as you were moving through.

REPRESENTATIVE BARNES: I know. It's like an eye test.

SECRETARY CURCHIN: One other issue. On 50A -- well, it's in the transcript and it's not redacted. I think we had a discussion of this. Within walking distance of the actual place where she worked, had the name of the hotel where she worked.

REPRESENTATIVE BARNES: And you guys took out the name.

SECRETARY CURCHIN: And I took out -- I said ellipses where she worked -- a distance of where she worked.

MS. HALLEN: It's not redacted from the transcript.

SECRETARY CURCHIN: It's not redacted from the transcript. And I didn't remember that conversation, whether it should be redacted out. I seem to remember that we did have a discussion as a Committee on that as identifying, but she thought that it was maybe in the public record. I think it's already --

REPRESENTATIVE MITTEN: I believe it is as well.

REPRESENTATIVE BARNES: I think it is. Let's leave A how it is -- how it is right now where it says where she worked. That's the important point.

MS. HALLEN: And we can just leave it unredacted in the transcript.

REPRESENTATIVE MITTEN: I'm happy to redact it. It's not a big deal if you want it redacted from the transcript.

MR. PIERSON: Is the proper name stated?

REPRESENTATIVE MITTEN: Yes. The transcript includes the name.

SECRETARY CURCHIN: Here's 50A.

REPRESENTATIVE MITTEN: So say she worked at, I don't know, Fantastic Sam's. It says the actual

name in the transcript. But she no longer is employed there and it is in the public record so that was why it didn't seem important to redact it to me at the time, but it can be changed if the Committee chooses otherwise.

REPRESENTATIVE PIERSON: Does that leave any undue focus on that location?

REPRESENTATIVE BARNES: I don't think so. It's already in the public record. Does anyone think it's not in the public record?

Give me just a minute and I will tell you.

REPRESENTATIVE MITTEN: And I didn't -- yeah, I didn't think to consult with her attorney about that. That would be another -- I can always ask him. If the Committee wants me to just do what Mr. Simpson --

REPRESENTATIVE BARNES: Let's just hold on a second.

REPRESENTATIVE PHILLIPS: I'd almost opt to take it out.

REPRESENTATIVE PIERSON: That's how I would lean.

REPRESENTATIVE BARNES: Okay. Let's do that. Take it out.

REPRESENTATIVE MITTEN: Done.

REPRESENTATIVE BARNES: It's out of the report and you'll redact it in the transcript.

REPRESENTATIVE MITTEN: Will you add that to my list or your list?

MS. HALLEN: Yeah. You don't have anything else on your list here.

REPRESENTATIVE BARNES: Did we say it here this morning? Did I say the name?

REPRESENTATIVE MITTEN: No, I don't believe we did.

REPRESENTATIVE BARNES: Good. I have no further items relating to this report. Does anyone else have an item relating to this report?

REPRESENTATIVE RHOADS: Real quick, Mr. Chairman, does the report reflect that we're still in the process of working through things in the Committee?

REPRESENTATIVE BARNES: I don't know that it does. I think from our public -- I don't know that we need to put that in this report, but we do need to make that clear tomorrow.

REPRESENTATIVE RHOADS: I agree.

REPRESENTATIVE BARNES: Is everyone okay with that; that rather than put that in this report,

we make that clear in Committee statements that this Committee's work is not completed?

REPRESENTATIVE LAUER: Would that not be in the Committee's transcript where we discussed it?

REPRESENTATIVE BARNES: It is in it, but Representative Rhoads is right. We need to make it clear tomorrow. I just don't think we need to make it clear in the context of this particular report.

REPRESENTATIVE MITTEN: What is the title? Can we go back to the very beginning? Are we calling it just a Report? Not a Preliminary Investigative Report 1?

REPRESENTATIVE BARNES: No. Report.

REPRESENTATIVE MITTEN: If another report would be issued, would it also just be called a Report or Supplemental?

REPRESENTATIVE BARNES: We'll call it Report 1. Report 1.

SECRETARY CURCHIN: That's fine. Report and then just subsequently number it 2, 3, 4, 5

REPRESENTATIVE MITTEN: Okay. I'm fine. I'm fine with that. That's fine. So it doesn't have to say Report 1. Just say Report.

REPRESENTATIVE LAUER: If it has the date on there, that would --

REPRESENTATIVE PHILLIPS: Yeah, that will cover it.

REPRESENTATIVE MITTEN: I think you're right. Sorry. Just had to talk that through, I guess.

REPRESENTATIVE LAUER: So don't I get an atta boy?

REPRESENTATIVE MITTEN: There you go. vindicated.

REPRESENTATIVE BARNES: Is there a reason that's not on the top line? If I move that up a line, am I going to mess something up?

MS. HALLEN: Reason what is not on a top line?

REPRESENTATIVE AUSTIN: Don't touch it.

REPRESENTATIVE LAUER: Don't touch it.

MS. HALLEN: One move and it messes up the whole thing.

REPRESENTATIVE BARNES: Further comments, discussion on this report?

MS. HALLEN: I have a comment. Obviously Alex and I have both spent a lot of time looking at this, but one more eyes on all of the transcripts and this one more time to make sure we haven't accidentally not redacted something that needs to be

redacted would probably be beneficial.

REPRESENTATIVE BARNES: So you're seeking a new set of eyes?

MS. HALLEN: Just another set, yes.

REPRESENTATIVE BARNES: I am supportive of that. Does anyone oppose that? Seeing no opposition, we will make sure that a new set of eyes gets one more look to make non-substantive changes to this document.

MS. HALLEN: And the transcripts, I think more importantly.

REPRESENTATIVE BARNES: The transcripts, more importantly. Actually, let's do this. Let's find -- you two were tasked with -- what was your task with the footnotes?

SECRETARY CURCHIN: Cross-referencing every footnote with every bit of transcript referenced in the footnote, making sure the block quotations and the actual language used was --

REPRESENTATIVE BARNES: And that's work you're still going to do by this afternoon?

MS. HALLEN: We've completed that.

SECRETARY CURCHIN: We completed that.

REPRESENTATIVE BARNES: Okay. You've completed that. I believe we have one other thing we

mentioned at the start. Maybe I'm wrong. Maybe we already covered it here today.

What I'm looking for is I want to get in a place where we can print this thing and sign it and move on. Because we have a lot of cooks in the kitchen. That's not a criticism of having a lot of cooks in the kitchen, but there's seven of us and then there's really nine of us making edits at this point. And at some point we have to say this is -- leave well enough alone.

MS. HALLEN: Alex and I, I don't think, have any more non-substantive changes to the report. My concern was just the transcripts are very long and I know last night when I was going through them, I found a couple additional identifiers that needed to be redacted because we've now all read the transcript several times and we're just missing things and I'm concerned about that. I just want to make sure --

REPRESENTATIVE BARNES: I think everyone in this room reading the transcripts is going to be blind to things that we've seen --

REPRESENTATIVE MITTEN: Yes.

REPRESENTATIVE BARNES: -- a hundred times already. So I fully support getting someone else who's not seen these transcripts to take a look.

In the clerk's office.

Okay. Representative Austin?

REPRESENTATIVE AUSTIN: What do we do -- Okay. One more set of eyes. There's a redaction we mentioned. I guess we're going to have to -- what do you call those things? Those sticks?

REPRESENTATIVE LAUER: PDFs?

REPRESENTATIVE MITTEN: Thumb drives?

REPRESENTATIVE AUSTIN: Thumb drives. One with our report and one with the transcripts; is that right? Am I understanding that right?

REPRESENTATIVE BARNES: No. I think they want to combine it altogether in one document. Representative Phillips, you're good with that?

REPRESENTATIVE PHILLIPS: Yeah.

REPRESENTATIVE BARNES: I'm supportive of that as well.

REPRESENTATIVE AUSTIN: I am too. Report, exhibits, all one. We turn it over then to Adam?

REPRESENTATIVE BARNES: Tran-- transcripts as well.

REPRESENTATIVE AUSTIN: Well, aren't the transcripts going to be a part of whatever's on that thumb drive?

REPRESENTATIVE BARNES: Yeah. But I think we want to combine them all into a single PDF.

REPRESENTATIVE AUSTIN: Okay. So --

REPRESENTATIVE BARNES: We are really in the weeds. I feel like maybe let's let Trevor and Adam figure out the best way for distribution and printing of -- we know what needs to be in it and what's -- let's let them handle what -- the logistics of what they think is best, whether it's one PDF or three PDFs.

REPRESENTATIVE AUSTIN: So we give them all of our stuff in whatever format we've got it, might be multiple formats. And then Adam and Trevor will put it all together and figure out to let the media get it?

REPRESENTATIVE BARNES: Well, first we'll give it to the Speaker's office, the Minority Floor Leader's office, Majority Floor Leader's office, and then there will be a media distribution. My position is that is above our pay grade. You know, we speak obviously with leadership about plans for how they're going to do this distribution, but not micromanage it.

REPRESENTATIVE AUSTIN: Fine with me.

REPRESENTATIVE LAUER: Good.

REPRESENTATIVE BARNES: Further items?

REPRESENTATIVE PHILLIPS: What about that April 8th -- or May 18th date that they put out? Seems to be causing a little confusion amongst people. They said our Committee would continue or something to that effect until May the 18th.

REPRESENTATIVE RHOADS: Well, I think the inaccuracies of reporting have been through the media for hundreds of years, so.

REPRESENTATIVE BARNES: I think that that -- to Representative Rhoads' comment about we need to make it clear that this Committee's work is not done, I think that will --

REPRESENTATIVE PHILLIPS: As long as they don't think we're totally finished.

REPRESENTATIVE BARNES: -- correct that misconception. I think he's completely -- he's entirely correct that we need to make sure that that is stated tomorrow. I just don't think it needs to be in this particular report.

REPRESENTATIVE AUSTIN: I assume then there's going to be a press conference tomorrow?

REPRESENTATIVE BARNES: I believe that there is going to be a press conference, but again, I don't know the particulars of it at this point in time.

REPRESENTATIVE AUSTIN: And as far as stating it, that would come from you as the Chair, that this Committee is not done yet -- or better wording than that, of course.

REPRESENTATIVE BARNES: What I would do is if that statement is going to come from me, I would run it by everyone here. It's going to be like Representative Phillips and I -- we made a statement about two weeks ago that was about ten words.

REPRESENTATIVE PHILLIPS: Yes.

REPRESENTATIVE BARNES: It's going to be very brief --

REPRESENTATIVE AUSTIN: Right, right. Absolutely.

REPRESENTATIVE BARNES: -- in regards to that. So I really don't have any plans right now to speak tomorrow. That may -- that may change and I will let members of the Committee know. But if I do say something, it's not going to be very much.

REPRESENTATIVE PHILLIPS: It's going to be tough to have a press release or a press conference and the Chairman of the Committee doesn't speak, so.

REPRESENTATIVE AUSTIN: Yeah. Your luck would have to change drastically for that to happen.

REPRESENTATIVE PHILLIPS: Have to have

something ready to go.

REPRESENTATIVE LAUER: Could that not be reinforced with Trevor and so forth and their communication?

REPRESENTATIVE BARNES: Yes. Yes.

REPRESENTATIVE LAUER: They could include that as well.

REPRESENTATIVE BARNES: Yes.

Further discussion on this particular report? Seeing none, I want to -- so our order of business is finalization, one hard copy to the -- Alex Curchin is going to be responsible for carrying it around for signatures.

SECRETARY CURCHIN: I was under the impression that we'd leave that in the Clerk's office under lock and key for members to come and review and sign.

REPRESENTATIVE BARNES: That will work as well. That works. Make a copy, in the Clerk's office, come in and sign it this afternoon.

REPRESENTATIVE LAUER: This afternoon?

REPRESENTATIVE PIERSON: Is this after these fresh set of eyes look at it?

REPRESENTATIVE BARNES: We want the fresh set of eyes on the transcripts. We've had a fresh set

of eyes on the report.

MS. HALLEN: The transcripts and exhibits, there should be -- we'll have to make -- print out all of the exhibits, all of the transcripts and give them to whomever the selection is to read them.

SECRETARY CURCHIN: And a meeting is set for tomorrow at noon. Should we keep it?

REPRESENTATIVE BARNES: Let's keep it. I want to talk about logistics of the other items. I want to do that at -- we've got a bunch of e-mails to review and I want to figure out how we're going to divvy them up and I don't think that needs to be on the record of who's getting which batch of e-mails.

SECRETARY CURCHIN: One other question with regard to references to the ex-husband where we're replacing that with Witness 3.

REPRESENTATIVE BARNES: That is the other thing that we had to do, yes.

SECRETARY CURCHIN: Which I will do. Where the term "ex-husband" appears in the transcripts, I will leave it as ex-husband, not put in brackets Witness 3.

REPRESENTATIVE MITTEN: Correct.

SECRETARY CURCHIN: Deal.

REPRESENTATIVE BARNES: Seeing no further business before the Committee --

REPRESENTATIVE MITTEN: Do we have --

REPRESENTATIVE BARNES: Let's vote to close tomorrow. I vote to close tomorrow's hearing.

SECRETARY CURCHIN: Move.

REPRESENTATIVE BARNES: I move to close tomorrow's hearing. All those in favor will vote yes. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Barnes.

REPRESENTATIVE BARNES: Aye.

SECRETARY CURCHIN: Phillips.

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten.

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer.

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin.

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads.

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.

REPRESENTATIVE PIERSON: Aye.

SECRETARY CURCHIN: Seven ayes voted to close tomorrow's hearing.

REPRESENTATIVE MITTEN: Do we have any witnesses coming or --

REPRESENTATIVE BARNES: Not tomorrow.

REPRESENTATIVE MITTEN: Are we going to be here Friday or Thursday? I just want to try to plan my weekend.

REPRESENTATIVE BARNES: Oh, man, the looks right now. The looks right now.

REPRESENTATIVE PHILLIPS: Don't do it.

REPRESENTATIVE LAUER: We will not be here Friday.

REPRESENTATIVE MITTEN: I am aware of that.

REPRESENTATIVE BARNES: We will not be here Friday. I seriously doubt we will be here Thursday. And I think that everyone on the Committee has been working very hard and we're -- we are not schedu-- we only have a technical on Monday. So I will leave -- I will leave it to you guys. It looks like we want no Monday hearing because we didn't get -- we didn't get Easter, we didn't get spring break. We can take a Monday after having pushed out one report. Any -- seeing no objection --

REPRESENTATIVE PHILLIPS: I don't have any objection.

REPRESENTATIVE BARNES: And then tomorrow we will notice up for Tuesday of the following week. There are some additional witnesses. That also will give us an opportunity to review documents.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE BARNES: We will then have a five-day gap to review documents.

REPRESENTATIVE PHILLIPS: Now my question would be though what's the schedule look like past Tuesday next week?

REPRESENTATIVE BARNES: Let's deal with that tomorrow and Tuesday.

REPRESENTATIVE PHILLIPS: Because some of us may have things on the schedule that need to be taken care of.

REPRESENTATIVE RHOADS: I agree.

REPRESENTATIVE BARNES: Well, let's do -- listen, if you guys have conflict dates, I mean if you've got something going on that you're not going to be here, get those to me.

REPRESENTATIVE PHILLIPS: That's a Chairman for you right there.

REPRESENTATIVE BARNES: Now, I'm reserving the right to ignore said conflict dates.

REPRESENTATIVE AUSTIN: That's also a

Chairman for you.

REPRESENTATIVE PHILLIPS: That's not a good Chairman.

REPRESENTATIVE BARNES: This concludes today's hearing of the House Committee -- Special Committee on Investigative Oversight.

(Meeting adjourned.)

CERTIFICATE OF REPORTER

I, Tracy Thorpe Taylor, CCR No. 939, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

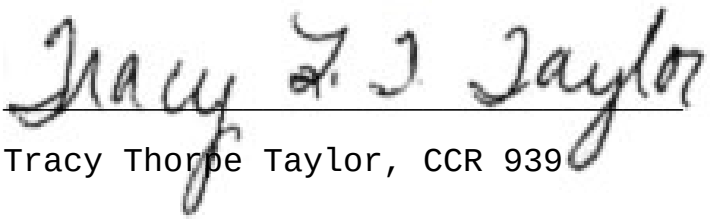

Tracy Thorpe Taylor, CCR 939

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Wednesday, April 11, 2018

State Capitol Building
201 W. Capitol Avenue
Jefferson City, Missouri

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present:Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

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REPRESENTATIVE BARNES: Let's go on the record for the House Special Investigative Committee on Oversight. Madam Secretary, please call the roll.

MS. HALLEN: Chairman Barnes.

REPRESENTATIVE BARNES: Here.

MS. HALLEN: Vice Chairman Phillips.

Ranking Member Mitten.

REPRESENTATIVE MITTEN: Here.

MS. HALLEN: Lauer.

REPRESENTATIVE LAUER: Here.

MS. HALLEN: Austin.

REPRESENTATIVE AUSTIN: Here.

MS. HALLEN: Rhoads.

REPRESENTATIVE RHOADS: Here.

MS. HALLEN: Pierson, Jr.

REPRESENTATIVE PIERSON: Here.

REPRESENTATIVE BARNES: Six present and one excused absence. Representative Phillips is dealing with something else right now and we're -- this is going to be a very short meeting where we're not going to get into that much substance. We have established a quorum.

I now move that we notice up a hearing for 8:00 a.m. next Tuesday

REPRESENTATIVE MITTEN: 8:00 a.m.?

REPRESENTATIVE BARNES: Noon next Tuesday.

REPRESENTATIVE MITTEN: Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Noon next Tuesday. Is everyone supportive of that?

REPRESENTATIVE PIERSON: Yes.

REPRESENTATIVE BARNES: Seeing no objection, it will be noon next Tuesday. And it will be a closed meeting. I now move that we close next Tuesday's meeting at noon. We always have the option to open it after we vote to close. Again, we are -- we don't have a witness secured right now, but we're going under the realm of we made this mistake one time where we didn't notice up far enough in advance, so we're not going to make that mistake again. All those in favor of closing the hearing will vote yes.

REPRESENTATIVE MITTEN: Okay. So I'm going to vote to close this hearing, but at some point we're going to have to have a conversation about how we're going to do this moving forward. I don't know if that's a conversation to have today, particularly when Representative Phillips isn't present, but just to sort of heads-up everybody.

REPRESENTATIVE BARNES: I agree

completely. At some point we are going to have to -- we are going to have fully open hearings.

REPRESENTATIVE MITTEN: Exactly.

REPRESENTATIVE BARNES: But to the extent when we're in the middle of an investigation, you can't have witnesses testifying --

REPRESENTATIVE MITTEN: I understand.

REPRESENTATIVE BARNES: -- and every word they say gets in the newspaper and the next witness -- Representative Phillips has arrived.

You missed the roll call. We are noticing up for noon next Tuesday. And we are about to move to close said hearing. All those in favor will vote yes. Madam Secretary, please call the roll.

MS. HALLEN: Barnes.

REPRESENTATIVE BARNES: Aye.

MS. HALLEN: Phillips.

REPRESENTATIVE PHILLIPS: Aye.

MS. HALLEN: Mitten.

REPRESENTATIVE MITTEN: Aye.

MS. HALLEN: Lauer.

REPRESENTATIVE LAUER: Aye.

MS. HALLEN: Austin.

REPRESENTATIVE AUSTIN: Aye.

MS. HALLEN: Rhoads.

REPRESENTATIVE RHOADS: Aye.

MS. HALLEN: Pierson, Jr.

REPRESENTATIVE PIERSON: Aye.

REPRESENTATIVE BARNES: By your vote of seven aye, zero no, you've voted to close next Tuesday's hearing at noon.

The one item of the day is I wanted to show the Committee how to use this website. You go to that url at the top of the screen. If you don't have one already, we can get you a user name. That's mine that you can see on the screen. They will also get you a password. Man, this would be a nice screen to do document review on.

MS. HALLEN: You can hook your computer up to your TV and do it.

REPRESENTATIVE MITTEN: You can.

Really?

REPRESENTATIVE BARNES: Are either of you offering to come set that up?

REPRESENTATIVE MITTEN: No. No. No one is offering to help you in the tech assistance category.

REPRESENTATIVE BARNES: So this is -- and so you can see down in the total -- the custodian here is listed as Krystal Taylor. There are 95,000 total

items.

REPRESENTATIVE LAUER: Does it have a list of witness name or witness number?

REPRESENTATIVE BARNES: No. You can see up here that we have these lines. You've got the document ID, the custodian, the date in which it was sent. You can organize by these things; who it was from, who it was to and then the subject line.

And you can go up here to the top. Right now we're at 25 per page. We can do a thousand per page. I'm going to ask them -- I'm going to talk to the folks who put this together, to the extent they can, whether we can get the body of the e-mails in this column so that we can review them all --

REPRESENTATIVE LAUER: That would be great.

REPRESENTATIVE BARNES: -- just scrolling.

REPRESENTATIVE MITTEN: Just scrolling.

REPRESENTATIVE BARNES: Otherwise, I have a meeting set up with the folks tomorrow about this to try to go through these and eliminate e-mails from, for example, NewYorkTimes.com. These aren't going to be relevant. E-mails from Expedia aren't going to be relevant.

REPRESENTATIVE MITTEN: So can you search them so we're -- I'm trying to see the From. Can you just type in Expedia in the From category or is there a --

REPRESENTATIVE BARNES: I believe you can through the filter, but what I'm going to do tomorrow, with the Committee's permission, is go through this with a techie to identify those From addresses that are frequent and not relevant and get those completely out of the document set. The other thing that they can do -- help me do and will help me do is to take these documents and put them in separate folders.

REPRESENTATIVE MITTEN: The non-indexed ones or -- oh. So, for instance, look at that line 7 like there's no To, there's no From.

REPRESENTATIVE LAUER: Oops.

MS. HALLEN: Because that's an attachment.

REPRESENTATIVE BARNES: It's an attachment. So I want to go through with the techie to get the frequent Froms that are not relevant removed from the data set and then have them -- whatever number we have left -- let's say it's 80,000.

REPRESENTATIVE MITTEN: Right.

REPRESENTATIVE BARNES: Have them put --

depends on how many helpers we have, but 20,000 documents in a folder.

REPRESENTATIVE MITTEN: Got it.

REPRESENTATIVE BARNES: And then those folders, when you log in, you'll be able to log into that folder and review the said documents in your folder.

The way you review them is over here in the right-hand column, you would click on the document, click on the right-hand column and you can -- you can -- let's save this.

REPRESENTATIVE LAUER: Will we be assigned a folder of documents or how will we know if somebody's already been in that folder?

REPRESENTATIVE MITTEN: That's what he's trying -- that's what Jay was just saying is that tomorrow we wants to segregate them so that it would be like sort of by reviewer.

REPRESENTATIVE LAUER: Got it.

REPRESENTATIVE BARNES: You click review up here, and I can make them make that sticky. That's not the right document. There is a -- apologize. Review and edit. So this is non-responsive. You can click one of these --

REPRESENTATIVE MITTEN: Oh, just code

non-responsive and boom, you're done.

REPRESENTATIVE BARNES: Boom. Then you save index or save and it takes you back out. If it is responsive or relevant in some way -- this is not litigation, so, you know, our -- we don't necessarily have hot documents, but I would just click both of them because hot -- it's something that we want to save. We'll know that those are things that are relevant to something.

I included this additional -- I'm the one who put that additional tab in there --

REPRESENTATIVE MITTEN: Got it.

REPRESENTATIVE BARNES: -- when I was logging on. So let's say this is non-responsive. Hit save and next and it will take you to the next document.

REPRESENTATIVE MITTEN: Again, non-responsive, save and next.

REPRESENTATIVE BARNES: Okay.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE PIERSON: So if it is responsive, we also do hot?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: Correct.

REPRESENTATIVE BARNES: Hot is our --

SECRETARY CURCHIN: You need to set up a little --

REPRESENTATIVE MITTEN: Primer?

SECRETARY CURCHIN: Yeah.

REPRESENTATIVE MITTEN: Or we'll have a transcript.

REPRESENTATIVE LAUER: Did we decide what responsive means?

MS. HALLEN: Responsive is relevant. It's responsive to what we're looking for.

MR. SCHEIDERER: I mean, I have a general idea what we're looking for. Can we have specific direction of exactly what you want?

REPRESENTATIVE BARNES: Relating to the use of Mission Continues' resources and Mission Continues' list.

And the way -- every document I review, you know, you're looking for -- obviously you have a singular focus, but then sometimes you run into documents that you didn't know about that are, well, what is this? And you may flag those. I don't -- from my review, I don't think there are any such documents in here, but --

REPRESENTATIVE LAUER: You might want anything in regards to the transition?

REPRESENTATIVE BARNES: Transition e-mails, yes. Those documents are in here. Anything with the list, use of resources and transition. Those are the main -- those are the things we're looking for.

So if you see something else that sticks out, flag it and put it in the list. I don't know that there's going to be, but -- any further questions on this?

REPRESENTATIVE RHOADS: No. I guess once the documents's already been done, it won't be available for us to review. Correct? So we're not doubling it?

REPRESENTATIVE BARNES: Yes. That's the intent. If you mark non-responsive, then it --

REPRESENTATIVE RHOADS: But it's not like if Representative Mitten is doing it at the exact same time I am, we're not looking at the same documents? So we're not going to double up review of those. Right?

REPRESENTATIVE BARNES: Well, I think we're going to do some double review.

The other -- so let me -- let's pretend this one is relevant. Okay? You can save the document up here and so that is what I would encourage

you to do. In addition to if you have a particularly relevant document, don't just click it on there.

REPRESENTATIVE MITTEN: Save it.

REPRESENTATIVE BARNES: But go ahead and save it as a PDF on whatever computer you're on and print and bring it to Committee.

REPRESENTATIVE LAUER: So you want us to go ahead and print?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: If you see something, save something.

REPRESENTATIVE BARNES: And I always -- this is so unnecessary and ridiculous when I've done document reviews, but I flag it, I save it to my desktop and I write down the Bates number on a pad of paper.

REPRESENTATIVE MITTEN: I do the same thing.

MS. HALLEN: You might also put the Bates number on the top of the document.

REPRESENTATIVE BARNES: So the Bates numbers here are on the back -- or on the bottom right of each document. Okay. I'm going to log out.

All right. I have a meeting tomorrow with the Attorney General's office to just talk about

their progress. They cannot speak to me in any details, so we're going to have more of a one-way street tomorrow. And the plan is what we'll need to do -- they can speak in details if they get a subpoena and a court order to do so and there's a way to do that. And I will be hopefully getting said subpoena soon because it takes about five days before they can turn around and get the order for us to then have a substantive conversation.

Is there anything else before the Committee today? Seeing none, that will conclude today's hearing of the House Special Committee on Investigative Oversight.

(Meeting adjourned.)

CERTIFICATE OF REPORTER

I, Tracy Thorpe Taylor, CCR No. 939, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

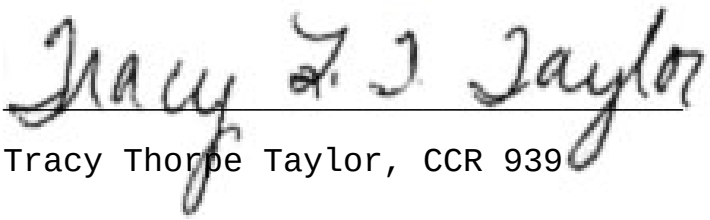

Tracy Thorpe Taylor, CCR 939

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(No exhibits marked.)

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APPEARANCES

Representative Jay Barnes, Chairman
Representative Don Phi ips, Vice-Chairman
Mr. A ex Curchin, Senior Counse /Legis ative Director
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

A so present:

Ms. A ix Ha en
Mr. Bryan D. Scheiderer

The Court Reporter:

MS. L SA BALLALATAK, CCR
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(The hear ng commenced at 8:06 a.m.)

MR. BARNES: ca to order th s meet ng of the House Spec a nvest gat ve Comm ttee on Overs ght.

Mr. Secretary, p ease ca the ro .

MR. CURCH N: Representat ve Barnes.

MR. BARNES: Here.

MR. CURCH N: Representat ve Ph ps.

MR. PH LL PS: Here.

MR. CURCH N: Representat ve M tten.

MS. M TTEN: Here.

MR. CURCH N: Representat ve Lauer.

MS. LAUER: Here.

MR. CURCH N: Representat ve Aust n.

MR. AUST N: Here.

MR. CURCH N: Representat ve Rhoads.

MR. RHOADS: Here.

MR. CURCH N: Representat ve P erson, Jr.

MR. P ERSON: Here.

MR. CURCH N: A here.

MR. BARNES: Seven present. We have a super quorum. now move that we not ce up for tomorrow at noon, just to be safe, and that we c ose sa d -- that we vote to c ose sa d hear ng. A of those n favor w vote yes.

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MS. M TTEN: May ask what the top c s go ng to be or --
MR. BARNES: We are just not c ng up pursuant to your dea --
MS. M TTEN: Okay.
MR. BARNES: -- two weeks ago that rejected, and now 've accepted t, and so now we're do ng t.
MS. M TTEN: Okay. Thank you, Mr. Cha r.
MR. BARNES: Mr. Secretary, p ease ca the ro .
MR. CURCH N: Representat ve Barnes.
MR. BARNES: Aye.
MR. CURCH N: Representat ve Ph ps.
MR. PH LL PS: Aye.
MR. CURCH N: Representat ve M tten.
MS. M TTEN: Aye.
MR. CURCH N: Representat ve Lauer.
MS. LAUER: Aye.
MR. CURCH N: Representat ve Aust n.
MR. AUST N: Aye.
MR. CURCH N: Representat ve Rhoads.
MR. RHOADS: Aye.
MR. CURCH N: Representat ve P erson, Jr.
MR. P ERSON: Aye.

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MR. CURCH N: Seven-zero.
MR. BARNES: By your vote seven aye and zero no, you've voted to c ose tomorrow's space that we have f ed at noon.
now move that we not ce up for Thursday at e ght and we vote to c ose Thursday's hear ng unt further not ce.
Mr. Secretary, p ease ca the ro .
MR. CURCH N: Representat ve Barnes.
MR. BARNES: Aye.
MR. CURCH N: Representat ve Ph ps.
MR. PH LL PS: Aye.
MR. CURCH N: Representat ve M tten.
MS. M TTEN: Aye.
MR. CURCH N: Representat ve Lauer.
MS. LAUER: Aye.
MR. CURCH N: Representat ve Aust n.
MR. AUST N: Aye.
MR. CURCH N: Representat ve Rhoads.
MR. RHOADS: Aye.
MR. CURCH N: Representat ve P erson, Jr.
MR. P ERSON: Aye.
MR. CURCH N: Seven-zero, a n favor.
MR. BARNES: Okay. have -- you have a coup e of documents n front of you. One s the

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stap ed one w th the ho e punch that s b g wh ch says, " nterv ew w th nvest gator, W tness 1." We' get to that n a second. f you go to the back of th s, for the purpose of sav ng pages, about four pages back s a transcr pt of Er c Gre tens' statement -- sort of prestatement before the re ease of th s report.
MR. RHOADS: Wasn't that the one that they came n the hear ng room and transcr bed watch ng the --
MR. BARNES: Th s s a statement from Wednesday -- ast Wednesday, and had a court reporter transcr be t on Saturday --
MR. RHOADS: Okay.
MR. BARNES: -- to make t part of the record.
The next tem s Exh b t 25, wh ch shou d be n front of you, wh ch s a screenshot of a Facebook ad that captured on -- be eve t was Thursday morn ng or afternoon of ast week. And then the next document, Exh b t 26, th s s a statement that Er c Gre tens made Thursday even ng about our report and ev dence that the c rcu t attorney K m Gardner fa ed to turn over. Mr. Gre tens states that th s v deo underm nes the

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narrative pushed in the House report and direct y contradicts a egations in the House report. n response to those c aims from Mr. Greitens and his team, Speaker Richardson issued subpoenas on Friday morning to counse for Witness 1 to the circuit attorney's office and to defense counse . We did not hear back from defense counse and sti have not heard back from defense counse . We did obtain the video, however, from counse for Witness 1, and my p an is -- and we have a transcript of this video, and my p an is to p ay the video and ta k about the video and whether it purports with the statements made Thursday.
There are -- and so we have a court reporter here, but have to d her there's no need for her to retranscribe this, because we have the transcription right in front of us from Saturday. But thought it was important not just to get the transcription, but for everybody to view this.
This first video, the first 11 minutes, the audio is not working. So, you know, with the committee's indu gence, ' go to certain parts and show you we have no audio -- and it's not our computer.
MS. LAUER: Can we assume that the hands

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n the corner m ght be her counse , or do we know f her counse was there?
MR. BARNES: That's -- th nk that's ke y true. Ms. Gardner appears here n a moment, and so wou d assume that -- th nk that that's a safe bet, that that wou d be her counse .
MR. RHOADS: have a rea qu ck quest on.
MR. BARNES: Okay.
MR. RHOADS: So, obv ous y, that's a record ng dev ce n frame -- and we may not know, but s that used n conjunct on w th -- mean, w th the camera they have? mean -- or s that another one --
MR. BARNES: do not know.
MR. RHOADS: Okay.
MR. BARNES: Are we ready?
MR. RHOADS: Yes. 'm sorry.
MR. P ERSON: The transcr pt, however, captures the ent re --
MR. BARNES: No. The transcr pt covers the aud o that can be heard on these v deos. Th s s a transcr pt that we had made from these v deos.
MS. M TTEN: S m ar to what we d d w th the governor's pub c statements a coup e of weeks ago; s that correct?

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MR. BARNES: That's correct.
(V deo was p ayed to comm ttee members from 8:13 a.m. to 10:03 a.m.)
MR. BARNES: Let's go on the record.
MR. PH LL PS: Th s weekend had the opportun ty to see these, so t's my second t me of ook ng that over, and sa d to Jay -- sa d, you know, the Gre tens team made such a dea of how these -- th s nterv ew wou d tota y exonerate h m -- those were h s words. And sa d to Jay -- sa d, Un ess there s someth ng 'm m ss ng, that s abso ute y not the case, and wou dn't t be appropr ate for us to do a supp ementa report before they try to take over th s ent re process?
So are we go ng to --
MR. BARNES: have --
MR. PH LL PS: -- rev ew t?
MR. BARNES: have a draft report -- a draft addendum, and my ntent s that we w rev ew and re ease today. And then 've got t on d g ta , too, and we m ght want to -- you guys want to take a short break and g ve everybody a chance to ook at th s stuff? G ve me a chance to get t up on the screen.
Okay. So we' take a short break,

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d str bute these paper cop es of the draft.
(A recess was taken.)
MR. BARNES: Back on the record.
Representat ve Aust n.
MR. AUST N: Thank you, Mr. Cha r.
not ced an error n the transcr pt, page 67, ne 3. We have now stened to t aga n, and th nk we a conf rmed that there was an error n the transcr pt on. t shou d read, "At th s po nt, after he had won the governor's seat or whatever, wasn't scared of the p ctures anymore at that po nt."
MR. BARNES: See ng no object on, we w hand note the change n the transcr pt to be re eased.
Okay. Let's start at paragraph 1. And f you ook at Exh b t 26 -- and what 've done s quote from -- have quoted from Mr. Gre tens' statement on Thursday. The f rst quote s there, the "underm ne the narrat ve," that's n the second paragraph, and "d rect y contrad cted a egat ons" s n the th rd paragraph.
MR. AUST N: And Exh b t 26 s exact quotes from Governor Gre tens?
MR. BARNES: Yes. Th s s a Facebook post

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on h s page that made a screen capture of.
MS. LAUER: On the -- 'm sorry -- are we st just on the paragraph --
MR. BARNES: Paragraph 1, yes.
MR. RHOADS: have a rea qu ck quest on, Mr. Cha rman.
MR. BARNES: Yes.
MR. RHOADS: Exh b t 26.
MR. BARNES: Yes.
MR. RHOADS: Are we sure that he made that post, or s t someone e se made that post for h m, ke a staffer or anybody ke that?
MR. BARNES: have a h gh amount of conf dence that any words p aced n any pub c p ace at that t me attached to Mr. Gre tens have been rerev ewed by counse , h mse f, and others.
MS. LAUER: Mr. Cha r, wou d t not a so be that, g ven h s name s on the top of th s, that he e ther knew or shou d have known what was be ng posted?
MR. RHOADS: W th a degree of certa nty -- mean, we're go ng to say that he posted th s.
MR. BARNES: Do you be eve he has staffers post ng comments about th s case w thout h s author zat on?

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MR. RHOADS: mean, don't know who posts th s stuff. mean, 'm assum ng he wou d need some type of -- he wou d have to okay t, but just -- don't know.
MS. M TTEN: Mr. Cha r, when d d you grab th s?
MR. BARNES: Th s was --
MS. M TTEN: t's dated Apr 12th. When d d you --
MR. BARNES: Yeah, t's dated Apr 12th. be eve made th s screen capture yesterday or Sunday. be eve t's st on the nternet.
MS. M TTEN: 'm go ng to check that r ght now.
MS. LAUER: Who posted t s not the quest on --
MR. BARNES: t's posted under --
MS. M TTEN: We , the bottom ne s that th s s dated Apr 12th; today s Apr 17th. f there was some ssue w th th s, g ven the c rcumstances, t seems to me that f the governor had some ssue w th th s tweet, t wou d be, at a m n mum, ncompetent to have not removed t or changed t between Apr 12th and Apr 17th, so, persona y, don't have a prob em attr but ng th s.

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MR. BARNES: Here are the posts -- th s post s st --
MS. M TTEN: t's st there, has not been mod f ed. Doesn't t show that t's been ed ted f t's been ed ted?
MR. RHOADS: don't know.
MS. M TTEN: Yeah, be eve that t wou d show an "ed ted" f t's been changed, but -- the bottom ne s, et's go back and ook at the texts that are actua y on the page r ght now. 'm assum ng that t st says: "Ev dence that underm ned the narrat ve pushed n the House report --" wh ch s a quote -- and then "d rect y contrad cts a egat ons n the House report," wh ch s st there.
MR. BARNES: Uh-huh.
MS. M TTEN: So th nk the governor, to the extent he's mak ng pub c statements, and g ven the c rcumstances, has a respons b ty to have corrected them by th s t me. don't have a prob em w th the comm ttee us ng those quotes.
MR. BARNES: Further d scuss on?
Representat ve Lauer -- 'm go ng to de ete th s word here because we don't need t.
MS. LAUER: On page -- th s app es to the

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f rst paragraph as we as to the ast box under the c rcu t attorney test mony about the coerc on --
MR BARNES Representat ve et's make t through the f rst before we get --
MS LAUER Okay Let's go down to the paragraph then The fourth paragraph where t says "C a m W tness 1 never once ment ons any coerc on n the v deotaped nterv ew " And n the test mony on page 66 beg nn ng on ne 4 the quest on s
"Coerc ve to you? mean n your own words you fe t that he wou d cont nue to harass you " and she says "Yeah "
So she's --
MR BARNES Ho d on s that n the --
MS LAUER n th s test mony
MR BARNES That's n the c rcu t attorney --
MS LAUER Correct
MS M TTEN Yeah
MS LAUER That's why t goes to the --
MR BARNES We're go ng to have to go broader
MR PH LL PS sn't that prov ng our po nt?

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MR. BARNES: t s. th nk t further -- t further proves the po nt. So -- so -- th nk that wou d be -- et's add a paragraph 2. So ho d that thought, Representat ve.
MS. LAUER: Okay.
MR. BARNES: The next sentence s, "W tness 1 descr bed the same facts regard ng the morn ng of March 21st n her nterv ew w th the c rcu t attorney's off ce as she d d w th th s comm ttee," and then have th s box of compar sons that put her test mony s de by s de before us and n that c rcu t attorney nterv ew.
MR. PH LL PS: To go back qu ck y, that comment about the coerc on, he's correct n the fact that -- f he's say ng perta n ng to h m, that was not her test mony. She was say ng t n reference to her ex-husband.
MR. BARNES: R ght. Okay. On page 66, s that --
MR. PH LL PS: Yes.
MS. LAUER: 'm sorry.
MR. BARNES: Okay. Thank you, Representat ve.
So we w sk p that.
MS. LAUER: 'm sorry.

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MR. BARNES: That's okay. That's why we have seven sets of eyes, p us two.
MS. LAUER: She goes back between Er c and ex-husband severa t mes.
MR. PH LL PS: Yes. t gets a tt e confus ng, but r ght there she's ta k ng about the ex.
MS. LAUER: Okay. Thank you.
MR. RHOADS: Mr. Cha rman, members of the comm ttee, do we need to put n there her state of m nd, that she sa d -- when she was -- dur ng the f rst March 21st nc dent, spec f ca y on the transcr pt, page 10, ne 21 to 22 -- and maybe even 23?
MS. M TTEN: So we're ook ng at the transcr pt page --
MR. BARNES: Go ahead and read the --
MR. RHOADS: Page 10, ne 21 -- ha fway through 21 on the beg nn ng of the sentence:
" was probab y just as much turned on as am fearfu , as am cur ous."
MR. BARNES: We cou d. There's a so a coro ary of when she test f ed to us. She te s us, "At th s po nt, was ntr gued, def n te y, because thought for sure he rea y has fee ngs

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for me "
She te me at another po nt --
MS M TTEN 'm sorry Where are we?
MR BARNES Okay We're on -- Representat ve Rhoads po nts out --
MS M TTEN got the transcr pt but where are we n th s draft report that we haven't seen?
MR BARNES We are not on the document
MS M TTEN Okay apo og ze
MR BARNES Representat ve Rhoads s suggest ng add ng another paragraph
MR RHOADS Can you repeat what you sa d there about -- s th s -- what you're read ng from s not on th s report r ght?
MR BARNES No t's n the comm ttee test mony
MR RHOADS Okay
MR BARNES And on page 22 of her test mony to us -- et me pu th s up
She says " was honest y ke n shock because was ntr gued but 'm a so not even ta k ng to h m not do ng anyth ng want to do r ght now but 'm ntr gued enough and 'm ett ng h m and trust h m "

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Same -- s m ar statement s on page 21 where she says she was ntr gued. th nk those two statements are cons stent. happened to ook up the def n t on of " ntr gued" th s morn ng and wrote t down.
MS. M TTEN: On page 21, t's ne 16 and 17.
"So d d what he sa d. At th s po nt, was ntr gued, def n te y, because thought for sure he rea y has fee ngs for me."
That's page 21 of the --
MR. BARNES: And " ntr gue" s "to arouse the cur os ty or nterest of."
MR. AUST N: Ho d on. What are you guys say ng that means the same th ng as?
MR. BARNES: 'm say ng t s not ent re y ncons stent w th say ng "turned on." Be ng ntr gued -- now, t doesn't go --
MR. AUST N: Cons stent --
MR. BARNES: t doesn't go to the next step, but --
MR. AUST N: Drawn or sexua y --
MR. BARNES: The turned on s stronger anguage, that s certa n, but the " ntr gued" certa n y h nts at the same th ng before us.

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MR. RHOADS: th nk f 'm ntr gued n what you're say ng, doesn't mean that 'm turned on to t.
MR. BARNES: We , the def n t on s "arouses the cur os ty."
MR. RHOADS: But t doesn't arouse you; t arouses your cur os ty. th nk those are two separate th ngs. We're ta k ng a sexua act, and now 'm say ng, Wa t a m nute; hey, 'm nterested n what you're say ng.
MR. BARNES: Except that she had prev ous y test f ed -- she's us ng the word "sexy workout" -- can't f nd t n the transcr pt.
MR. RHOADS: No, remember her say ng that.
MR. BARNES: And she thought they were go ng downsta rs for a sexy workout.
MR. RHOADS: Yeah, but 'm ta k ng about at that po nt n t me, when you're on page 10, ne 21, when -- after she was -- the gauze tape and puts the b ndfo d on her.
"You know, at th s po nt 'm, ke, rea y not ta k ng. rea y was stand ng there, ke, have no c ue what the he s go ng on. 'm probab y just as much turned on as am fearfu as

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am curious."
think my point wou d be that intrigued by something and turned on by something, and given the context of what this is, wou d be two separate things.
MR. BARNES: We , here is what we can do, Representative.
MS. M TTEN: Page 22, be ieve, is sexy workout.
MR. BARNES: Let's insert another box, setting those testimonies side by side. s that --
MR. RHOADS: Very good.
MR. AUST N: We're going to re ease this who e transcript; right?
MR. BARNES: We are.
Okay. Representative, where are we on your transcript?
MR. RHOADS: On page 10, it wou d be ine -- mean, we cou d start at ine 19; that way we're not jumping in in a sentence --
MR. BARNES: think -- et's start at ine 8.
MR. RHOADS: Yeah. Just put her who e answer in there -- or even 16, for that matter, Mr. Chairman.

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MR. BARNES: Yeah. Okay. 'm going to put the who e thing in here, and then we may shorten it.
MS. M TTEN: Yes, think we shou d shorten that. There's -- do you want me to dictate this to you?
MR. BARNES: No.
Okay. Now, pu the committee testimony up --
MS. M TTEN: What page do you want?
MR. BARNES: Twenty-two.
MS. M TTEN: Sexy workout.
MR. BARNES: Fourteen to 22.
MS. M TTEN: Page 10, ines 16 through 23.
MR. BARNES: Okay. Now --
MS. M TTEN: So do you want to start with, " 'm going to show you how to do a proper pu -up" on page 21 of the committee testimony?
"So did what he said, and at this point, was intrigued." Put some context in it?
MR. BARNES: want to start with, "So came out of the bathroom," because that's the point in time -- "He said, Fo ow me downstairs --" actua y, how about we start at, "He said."
MS. M TTEN: Okay. ' dictate this to

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you.
"He sa d, Fo ow me downsta rs; 'm go ng to show you how to do a proper pu -up. So d d what he sa d. And at th s po nt, was ntr gued, def n te y, because thought for sure he rea y has fee ngs for me."
MR. BARNES: Okay. And then --
MS. M TTEN: You don't want to go nto the exerc s ng?
MR. BARNES: No, no, no. And then you go to page 22 --
MS. HALLEN: Put a footnote on there.
MS. M TTEN: That s comm ttee page 21, nes 14 through 19.
MR. BARNES: Okay.
MS. M TTEN: Do you want the " ntr gued" from page 22? L ne 10 s where the word s, but ...
MR. BARNES: th nk that 22, 23 s the -- don't want to do --
MS. M TTEN: We , cou dn't we just add that to that box?
MR. BARNES: Do you want to --
MS. M TTEN: We , t seems to me that f that's what we're ta k ng about, s that he was -- mean, what are we compar ng? What are our app es

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and app es?
MR BARNES th nk t s her state of m nd at th s po nt n t me
MS M TTEN Turned on fearfu cur ous ntr gu ng sexy workout? s that -- we ne 23 on page 22 you don't want to do that?
MR BARNES Yeah That's where 'm start ng here
MS M TTEN Okay "But 'm ntr gued enough ett ng h m and trust h m "
Page -- okay Footnote -- 22 nes 23 through 25 23 ne 4
MR BARNES Okay Does anyone reca further test mony n front of us? th nk there was some ta k of confus on
MS M TTEN Page 77 s the f rst t me see "confused " but th s s a d fferent encounter
MR BARNES Uh-huh
MS M TTEN Confus on about be ng fr sked --
MR BARNES Yeah that doesn't --
MR CURCH N What are you ook ng for here?
MR BARNES thought there was some other statement about state of m nd n front of

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us --
MS M TTEN Page 87 nes 11 through 20 "So at th s po nt t was more cur os ty/confus on "
MR BARNES don't know Let's eave we enough a one here th nk
Okay We are on to a fourth page paragraph 2 Th s s a d rect quote from -- we are at page 14 19 through 23 essent a y of the new transcr pt of -- of the transcr pt of the c rcu t attorney nterv ew
MS M TTEN Wa t wa t 'm sorry Because we haven't seen th s before so -- okay
MR BARNES Paragraph 3
MR AUST N The second sentence -- am read ng that wrong? "However ne ther the test mony --"
MS M TTEN Yeah agree
MR BARNES Yeah that makes no sense
MS M TTEN Just take away "ne ther" and not a per od or co on just one or the other
MR BARNES th nk a per od s f ne
MS M TTEN Okay How do we know about the fr ends referenced by Gre tens? Do we have -- s that part of the statement?
MR BARNES Yeah t's -- t's n 26

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then. n the second-to- ast paragraph, t says:
"On th s new v deo, she says that when th s story broke n the med a, she asked her two fr ends f they remember her ta k ng about a s ap, and they both sa d no."
MS. M TTEN: Do we -- are we c ear that the two fr ends referenced n the v deo are the same two fr ends?
MR. BARNES: We are not, but the th ng s, W tness 1 never test f ed to -- n front of us, to my memory, of contemporaneous y te ng a fr end. be eve she may have sa d someth ng to W tness 3, her ex-husband.
MS. M TTEN: Okay. t just seems to me, then, that we maybe need to mod fy that. "She d d not c a m to the comm ttee that she to d fr ends --"
MR. AUST N: We , what d d she te at d nner that n ght w th a of the -- after the e ect on? D dn't she br ng someth ng up, and they were a ke -- or was t just --
MR. BARNES: Yeah. And we dec ded not to br ng them n because t was n a pub c sett ng and thought that there was tt e chance that she went nto great deta w th them n that pub c sett ng.
MR. P ERSON: That the d nner s where t

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was referenced -- in regard to some type of physica contact, which is why they ta ked about -- why did you et me vote for him?
MR. AUST N: Right. Right. Right. The s ap was just a -- she said one friend she wou dn't te about the s ap because she was too embarrassed, if remember right.
MS. M TTEN: She says, " just said -- just -- te ing them what had happened, and you guys don't te anybody."
MR. P ERSON: So she didn't give any specifics?
MS. M TTEN: Okay. So it does not appear that that was a part of the discussion at the dinner.
MR. BARNES: Okay. And she did not testify that either Witness 2 or Witness 4 -- that she had to d Witness 2 or Witness 4 contemporaneous.
MS. M TTEN: Correct.
MR. BARNES: And Witness 2 and Witness 4, in fact, testified to us that they did not hear of anything of a s ap unti recent y. Witness 2 said a month or so ago, and Witness 4 said she specifica y ca ed Witness 1 after the story, and Witness 1 to d her it was true and that she was embarrassed.

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MS. M TTEN: Okay. just worry about the f rst two -- the f rst fu sentence n paragraph A, "E ther of and referenced by."
MR. AUST N: Okay. Ho d on a m nute, because here's -- maybe 'm m ss ng t n th s th ng. n the governor's Facebook post t sa d -- he was mak ng t that she asked her two fr ends f they ever remember her ta k ng about a s ap, and they both sa d no. Where -- mean, we're to show that -- We -- that she -- n our -- n her test mony to us, f she sa d anyth ng about t, t was ong after the --
MR. BARNES: Yes. And that her test mony to us -- be eve she on y dent f ed W tness 3, her ex-husband, as someone she to d about the s ap anywhere near to contemporaneous w th th s occurr ng, be eve, w thout -- but am 100 percent conf dent she d d not test fy to te ng one of the two fr ends who test f ed before us about the s ap pr or to January of th s year.
How about th s, that W tness 1 d d not c a m to the comm ttee that she to d e ther of the fr ends who test f ed to the comm ttee --
MS. M TTEN: That wou d work.
MR. BARNES: And there s some amb gu ty

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there as to who Gre tens s referr ng to n that statement. There's no -- there's no -- there's no pr or sentence that dent f es who the w tnesses are, and so maybe when draft ng th s, thought of, We , the two w tnesses who spoke to us --

MR. AUST N: Let me ask you th s: D dn't W tness 1 n the nvest gat ve transcr pt say she asked two fr ends, and they both sa d no?

MR. BARNES: As to speak ng about t contemporaneous y.

So here s what Exh b t 26 says.

Exh b t 26 says:

" n the House report, there's a fa se a egat on that s apped the woman. That a egat on has been made once before, and t was d sproven."

That sentence -- "that a egat on has been made once before, and t was d sproven" has to reference back to the story about the hosp ta , and what that s, s attempt ng to conf ate an unver f ed story n a Br t sh newspaper that m ght or m ght not have been eaked by W tness No. 3 w th what W tness No. 1 s say ng. W tness No. 1 never test f ed to anyone, to our know edge, that a s ap occurred wh e anyone was n the hosp ta . She

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test f ed to the c rcu t attorney that t occurred n the spare bedroom wh e Ms. Gre tens was out of town, and she test f ed to our comm ttee that t happened wh e t was out of town.

The next sentence n Exh b t 26 says:

"On th s new v deo, she says that when the story broke n the med a, she asked her two fr ends f they ever remembered her ta k ng about a s ap, and they both sa d no."

We , that's not ncons stent w th what she to d us. She never to d us that she to d a fr end contemporaneous y about the s ap.

MR. AUST N: We , th nk he's referr ng to contemporaneous y when the story broke at the state of the state, but --

MS. M TTEN: Here's the th ng: just -- my prob em w th th s sentence s that he d dn't c a m to the comm ttee that she to d any fr ends who test- -- any fr ends, whether they test f ed or not, about the s ap contemporaneous to the event.

MR. BARNES: We -- and to be fa r, we d d not ask the spec f c quest on, Who d d you te about the s ap?

MS. M TTEN: understand that.

MR. BARNES: We asked, Who d d you te

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about your re ationship with Eric Greitens?

MS. M TTEN: Right.

MR. BARNES: And so we asked a broad question, rather than that narrow, specific question. And then when Witnesses 2 and 4 came in, they testified that Witness 1 did not te them about it contemporaneous to it happening but on y to d them in January.

Let's come back to this. Let's go to paragraph 4. Again, we have a comparison of testimony about the s ap. Any objection to the side-by-side?

MS. M TTEN: To the new boxes?

MR. BARNES: Yes.

MS. M TTEN: 'm fine with that.

MR. BARNES: Any other objections?

Seeing none, paragraph 5 -- et me fix the paragraphing on paragraph 7.

MR. AUST N: wou d rather it say "The committee doesn't find anything in the circuit attorney interview that caused them to change its statement with regard to Witness 1's credibi ity."

MR. BARNES: Okay.

MR. AUST N: Because we did have an overa credib e ...

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MR. BARNES: Okay.

MR. AUST N: Then wou d take out "to the contrary" comment.

MR. BARNES: t seems to be a restatement of -- we're restat ng the f rst sentence.

MS. M TTEN: Yup.

MR. AUST N: Yeah, agree w th that.

MR. BARNES: Paragraph 6.

MR. AUST N: Oh, don't know about that. f t underm nes h s cred b ty -- f they're fa se statements and the peop e read t, they can determ ne h s cred b ty.

MR. BARNES: Okay.

MS. M TTEN: We -- Contro Z. 'm wonder ng, though, f -- do we want to make a statement that, based upon the ev dence before the comm ttee, those c a ms about the content of the nterv ew -- you know that t's -- that, bas ca y, t's a m scharacter zat on of the nterv ew? Do we make a f nd ng -- because do be eve t's a m scharacter zat on of the nterv ew.

MR. AUST N: We , don't -- guess don't want to get n th s pos t on of, You're a ar; no, you're a ar; no, you're a ar, you know? And a we're do ng here s putt ng out the

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facts, and here you've got a n ce compar son, contrast/compare -- fo ks, you be the judge.

MR. PH LL PS: What wou d be wrong w th just tak ng out the word "fa se"? t st has the same mean ng, but t's a ot more subt e way to go about t. Are we ta k ng about s x -- paragraph 6?

MS. LAUER: Take that out, and then put that they're unfounded?

MR. PH LL PS: Yeah. Just put "Gre tens c a ms the c rcu t court nterv ew underm nes --"

MR. AUST N: They can see that r ght n here. just --

MR. PH LL PS: We , they --

MR. BARNES: But we can see t as we . mean, the --

MR. PH LL PS: th nk t's part of what prompted us to -- or prompted me to ask Jay to produce th s supp ementa report. th nk th s goes back to that.

MR. BARNES: The c a m n court ast week -- and the other c a ms that we've seen, nc ud ng the Facebook post, were essent a y that th s v deo s exonerat ng. don't th nk anyone who v ews th s v deo wou d v ew t as exonerat ng. The other c a m was sa d that there was noth ng about --

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never once ment ons any coerc on. Now, t's true the word "coerc on" s not used. nstead she says, "At th s po nt, just rea y coax ng me, ke a wounded tt e an ma on the ground."

So suppose t's true that that's not coerc on, but -- "-- coax ng me ke a wounded tt e an ma on the ground" s certa n y n that space of coerc on.

MS. M TTEN: Wh ch s why go back to just -- aga n, t seems to me that h s c a ms about the content of the nterv ew -- or the -- or c a ms about the nterv ew prov d ng a bas s for exonerat on -- t just seems to me that -- persona y, as a comm ttee member, after v ew ng th s v deo as a who e, after rev ew ng the transcr pt, at a m n mum, th s Facebook post s a gross m scharacter zat on of what s actua y before th s comm ttee of what was actua y conta ned n the tape, and that's my beef. can't speak to whether or not t wou d further underm ne future statements, but can speak to the fact that ook ng at the Facebook post and ook ng at the transcr pt and ook ng at the v deo, that Facebook post s abso ute y a m scharacter zat on of what's conta ned n the tape. And don't have a prob em w th the

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comm ttee mak ng that statement, assum ng that 'm not the on y one that fee s th s way, but maybe am the on y one that fee s that way.

MR. BARNES: Representat ve Lauer?

MS. LAUER: 'm sorry. 'm just f a ng.

MR. BARNES: Oh, thought --

MS. LAUER: Oh. Are you ask ng me a quest on?

MR. BARNES: Yeah. mean, as to a m scharacter zat on as to Representat ve M tten's comments about m scharacter zat on of the c rcu t attorney nterv ew.

MS. LAUER: agree. t s a m scharacter zat on of our report.

MR. BARNES: And -- we -- and the quest on s the c rcu t attorney nterv ew --

MS. LAUER: Uh-huh.

MR. BARNES: s that a yes?

MS. LAUER: Yeah. 'm sorry. was ook ng up the def n t on of "coerc on."

MR. PH LL PS: Run t by me aga n.

MR. BARNES: Okay. Representat ve M tten suggested stat ng that the statement on Thursday s a m scharacter zat on --

MR. PH LL PS: Yes.

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MR. BARNES: -- of the c rcu t attorney nterv ew.

MR. PH LL PS: Yes.

MR. BARNES: How about th s?

MS. M TTEN: th nk that, to me, s fa r. That's the truth.

MR. P ERSON: th nk we stay away from comments about what he may say n the future.

MS. M TTEN: t's a nonjudgmenta truth.

MR. BARNES: don't fee that any rat ona person cou d read our report, read the statement from Thursday, and then watch th s v deo and come away w th the dea that the v deo s e ther exonerat ng or that there's no test mony about coerc on.

MS. M TTEN: agree.

MS. LAUER: f they put a of the p eces together, and th nk the summary -- or the supp ement s des gned to do that, f they don't put a of the p eces together.

MR. BARNES: t s des gned to a ow peop e to eas y compare her test mony before us w th her test mony n the c rcu t attorney nterv ew.

MS. M TTEN: And wou d a so note that

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Merr am-Webster def nes "coerce" as "to compe an act or a cho ce." Examp es was "coerced nto agree ng. Abusers who coerce the r v ct ms nto s ence."

t seems to me that ay ng somebody down ke a broken tt e an ma s to compe an act or cho ce.

MR. BARNES: Paragraph 7.

MR. P ERSON: The statement about water s -- for me, 6 s a most No. 1, but we can move on to 7.

MR. BARNES: wanted to do t sort of n ne --

MS. M TTEN: Okay. So ne 3 of paragraph 7, "The comm ttee f nds that -- " guess my concern s that -- don't know that we've seen that actua test mony.

MR. BARNES: We -- and here s the prob em. That s part of the prob em --

MS. M TTEN: Yeah.

MR. BARNES: -- s that we have counse for Gre tens subm tt ng cherry-p cked ev dence to us w th e pses n front of t that they then run out and c a m s exonerat ng ev dence and represent t to attach to her test mony as a who e. And n the

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absence of that ent re depos t on transcr pt th nk t's ncumbent upon us to po nt out the fact that we do know s that t was n response to a quest on about her phone on y

MS M TTEN R ght But t -- my concern s that --

MR BARNES f you ook at Exh b t 25 and then the transcr pt of the statement wh ch s Gre tens' statements --

MS M TTEN That's a so n -- okay

MR AUST N So you're go ng to make th s -- the Gre tens statement a separate exh b t?

MR BARNES t's just another transcr pt to attach

MR AUST N Correct mean because -- th nk we need to make t a separate exh b t so n peop e's m nds -- that's not --

MR BARNES Okay

MR AUST N The on y reason 'm say ng t's so peop e can eas y f nd t don't --

MR BARNES Okay

MR AUST N Just my two cents

MR BARNES And that's on page 3 He's -- Gre tens states that the test mony we now know may have come from a dream She d d not

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testify to that in this circuit attorney interview, she did not testify to that before us, and in the motion that they submitted, where they cherry-picked this quote, even their motion was c ear that the use of the word "dream" was in response to a particu ar question about her phone, in which she testified that she had not said that previous y because she wasn't sure of that particu ar memory. And the point is, that actua y supports the credibi ity of her other statements, because she's stating right there that un ess she knows it, that she experienced something, she's not going to testify to it.

MR. AUST N: 'm good with 7 and 8.

MR. BARNES: Okay.

MS. M TTEN: First of a , there's an issue with the footnote -- which is now Footnote 7. t's Footnote 24 in the printed thing, in that --

MR. BARNES: Yeah. Okay.

MS. M TTEN: Starting with, "The committee wi no onger --"

MR. BARNES: Ho d on.

MS. M TTEN: think that that ast phrase, "The committee wi no onger accept --" that shou d probab y be de eted, and then we make corresponding changes to prior parts of the

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sentence. Just take away because so it says, "However -- " take away because -- just take away the "because."

MR. PH LL PS: Cou dn't you just put a period after "fa se" --

MS. M TTEN: Yes.

MR. PH LL PS: -- and ca it good?

MS. M TTEN: Yes. "Demonstrab y fa se," think, is acceptab e, period.

MR. PH LL PS: Uh-huh. Yeah.

MR. BARNES: And here is -- here is the point of this footnote. Listen, ast week we inc uded a paragraph in this report based on representations of counse that were taken out of a deposition transcript that was not provided to this committee or to the Court in that case. We inc uded that because we were re ying upon the assertions of counse . Now that we have seen these statements on Thursday, 'm very re uctant to inc ude anything that is an assertion of counse without a fu transcript.

MS. M TTEN: And agree with that.

MR. BARNES: Let me back up. More than very re uctant; 'm opposed to it at this point. Un ess we get a fu transcript of what someone is

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referenc ng, we are not go ng to nc ude t n our record.
MS. M TTEN: Other than refute.
MR. BARNES: We --
MS. M TTEN: We , that's what we're do ng here. We are refut ng based upon the ev dence that s before th s comm ttee.
MR. BARNES: Ev dence that's before th s comm ttee. And f someth ng s exonerat ng, then t s ncumbent upon the peop e who are c a m ng t s exonerat ng to get the ent re ev dence n front of th s comm ttee --
MS. M TTEN: agree.
MR. BARNES: -- rather than cherry-p ck port ons.
MS. M TTEN: agree. My other suggest on wou d be, s that we rep ace n that sentence "however" w th, you know, "after rev ew of the v deo --" or, you know, n ght -- or " n ght of the forego ng, the comm ttee f nds these c a ms --" you know what 'm say ng? Because we're mak ng a f nd ng n that note, we rea y are.
MR. AUST N: Yeah.
MS. M TTEN: And we're mak ng a f nd ng based upon our rev ew of ev dence that was c ted by

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the governor --
MR BARNES How about th s?
MR PH LL PS Cou dn't you just put "the Gre tens team"?
MR BARNES nsert there and we say "Further --"
MS M TTEN Yeah okay That's -- et's read th s now
MR BARNES "Are demonstrab y fa se "
MR AUST N Based upon th s comm ttee's rev ew of that v deo and maybe as we as -- we --
MR PH LL PS Doesn't t say that? mean n so many words t says --
MR BARNES We've a ready sa d that above but what f we say "Based upon th s conc us on the comm ttee w no onger accept --"
MR AUST N don't ke that
MS M TTEN Representat ve Aust n and are agree ng aga n so
MR BARNES What want to say s someth ng about cherry-p cked ev dence s that f we're go ng to cons der someth ng we need -- f t's taken from a transcr pt of a w tness no matter who subm ts t to us at th s po nt we need the

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entire transcript.
MR. PH LL PS: Can't we just say that it's obvious to us it's taken out of context and is acking --
MS. M TTEN: We -- or in ight of the deference provided that is now turned out to -- you know, we provide deference and we --
MR. BARNES: How about just, "The committee wi no onger provide such deference"?
MS. M TTEN: Yeah. That, think, is fair, to "cherry-picked evidence."
MR. BARNES: That's awyering it up.
MS. LAUER: Mr. Chair? n regards to that ine, is it necessary -- and maybe not -- that we inc ude something that other than the transcript, the defense has provided no other information to substantiate their c aims?
MR. BARNES: We , et's back up, because the defense did not provide the transcript of the circuit attorney interview.
MS. LAUER: Okay.
MR. BARNES: They were served a subpoena on Friday. t was due ast night at 5 p.m., and they did not respond to that subpoena. That subpoena a so requested more documents than just the

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c rcu t attorney nterv ew. t a so requested -- t d dn't request, t demanded the fu transcr pt of W tness 1's n ne-hour depos t on --
MS. LAUER: Okay.
MR. BARNES: -- and we don't have that today e ther.
MS. M TTEN: want to -- may we p ease read th s one? just wou d ke to read th s now -- we , 'm sorry, but we haven't seen th s before; th s s a d fferent way of do ng t.
MR. BARNES: understand.
MS. LAUER: We don't need that n there, do we? "The comm ttee further notes that --"? We just need --
MS. M TTEN: Take away that "further," actua y n that sentence -- we , maybe not. wou d -- nstead of the "further" n that second-to- ast sentence, wou d change that to, " n ght --" okay.
Thank you, Mr. Cha r.
MR. BARNES: How about -- and we change th s to "fu transcr pt." That saves us some space -- a ot of space. And Representat ve Ph ps wanted to --
MS. M TTEN: Yeah, that's great.

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MR. BARNES: Okay. Paragraph 9.
MS. LAUER: The fact that t was d sproven, 've not seen anyth ng that t was even n there.
MS. M TTEN: F rst of a , the comm ttee agrees w th Gre tens that wh e h s w fe was n, he d d not s ap -- or that those events d d not occur wh e h s w fe was n --
MR. BARNES: How about -- th nk we just get r d of the who e sentence.
MS. M TTEN: Okay.
MR. AUST N: That's f ne.
MS. M TTEN: Yes.
MS. LAUER: Have we ever seen or have anyth ng that references that?
MS. M TTEN: Do we say, "Never c a med to the comm ttee, nor s the comm ttee aware of any pub c statement --" someth ng ke that -- or to anyone e se -- we don't know -- just get a tt e b t -- to the pub c.
Okay. So paragraph 10, what s --
MR. BARNES: Spend ng of campa gn money, that m scharacter zes the test mony before.
MS. M TTEN: Are we go ng to say that th s m scharacter zes t? mean, s th s just --

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MR. BARNES: No. think we said that ear ier, and don't think we need to say it again.
MR. AUST N: And is it Apri 10th or the 12th?
MR. RHOADS: The 12th is when it posted.
MR. BARNES: We , the -- the -- 'm speaking to the -- 25, be ieve, is the 11th --
MS. M TTEN: Twenty-five is just the --
MR. BARNES: The video. And be ieve that before did a screen capture, saw Exhibit 26 as a so an advertisement, but by the time decided to do the screen capture, it was -- cou d not find it as an advertisement, so we're not going to assert that it was an advertisement without proof thereof.
MS. M TTEN: We , it says "sponsored."
MR. BARNES: That's the video on 25 to which we refer in paragraph 10. Exhibit 16 is a post from a page, which be ieve was a Facebook ad at some point in time. We don't have a screen capture of it, so 'm not going to submit that it was an advertisement without a screen capture showing that it was an advertisement.
MS. M TTEN: Okay. t just seems to me that paragraph 10 is just sort of f oating out there.

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MR BARNES t s wanted to put the other stuff out there but t s someth ng that has happened s nce the re ease of the report that deemed re evant -- that th nk s re evant to our proceed ngs
MS LAUER Do we respond to that or just eave t as s?
MR BARNES wou d ke to just -- t's a statement of fact as to the sponsored advert sement that --
MR P ERSON Sponsored by who? H m persona y or --
MR RHOADS Does t spec fy?
MR BARNES t doesn't spec fy t just says "sponsored "
MR P ERSON So we don't know who sponsored t
MR BARNES Actua y we may be ab e to f gure th s out
So that s -- you know -- f you ook at the top eft corner of Exh b t 26 that's th s --
MS M TTEN Account
MR BARNES Account
MS M TTEN That s h s off c a account
MR BARNES There's th s ongo ng

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debate -- and th nk broader than here -- about whether Facebook s an off c a account, s a -- s pub c property or not, and, you know, there was th s d spute w th Governor Gre tens about tak ng down comments or someth ng, and there's been that d spute n other states where peop e cha enge the ab ty of a pub c f gure to de ete comments on the r Facebook page --
MS. M TTEN: Or b ock users.
MR. BARNES: Or b ock users on the r Facebook page. So 'm -- t's just nterest ng that t's sponsored to h s off c a account.
MR. RHOADS: don' th nk that -- your -- you pu up h s account, ke h s page, and get the sponsor stuff. That's go ng to f y n on your page --
MR. BARNES: t d d. Th s f ew n on my page.
MR. RHOADS: Just ke an ad, you know?
MR. BARNES: But when you see the sponsor -- and so maybe that's ncorrect. But t's someone and t's Er c Gre tens-assoc ated.
MR. RHOADS: t's a pa d advert sement.
MR. BARNES: And t's from -- t's c ear y from v deo taken n --

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MR. RHOADS: For nstance, 've got a gent eman runn ng for judge, and there's h s sponsored ad that pu ed up on my Facebook page. 'm not -- don't " ke" h s page, haven't sa d anyth ng ke that, but t's -- t pu s t up, so that's how you wou d have to f gure out ...

MR. P ERSON: But t's nterest ng that that has a name for judge versus -- don't know f th s s h s pub c or h s --

MR. BARNES: We , no, that's not -- et's back up. That wou dn't be h s off c a account. So th s wou d ke y be h s off c a account, Governor Er c Gre tens.

MS. M TTEN: Yes.

MR. BARNES: Okay. So that's to the nonoff c a account -- nonoff c a Facebook account.

MR. P ERSON: Wh ch has far ess kes than --

MR. BARNES: th nk t has more.

MR. P ERSON: No. Look at the governor one.

MR. BARNES: The off c a one has on y 2,400 kes.

MR. P ERSON: That's what 'm say ng.

MR. BARNES: And the campa gn has --

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we -- and that makes sense, because the campa gn s go ng to pay money to try -- on advert sements to get peop e to go to the campa gn Facebook page, and no one s go ng to spend money to go to the off c a page.

MS. LAUER: So does t matter that he's mak ng statements on a nongovernor page? s he ho d ng h mse f out as -- th s s h s person --

MR. BARNES: You know, don't th nk so. th nk he's mak ng h s pub c statement, and the fact that t -- wou d have had more concern had the sponsored ad nked back to the off c a page, but the sponsored ad nk ng back to the campa gn page --

MS. M TTEN: Because that's who pays for t. f t was sponsored by the -- n other words, f t was not sponsored by the campa gn, that m ght be an ssue.

MR. BARNES: That s the ast of the c tat ons.

So Representat ve Aust n noted that he thought we shou d make Gre tens' statement on Comm ttee Report No. 1.

MR. AUST N: Yeah, just so t's --

MR. BARNES: So we can make that --

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MS. M TTEN: So that wou d be Exh b t 26 or --

MR. BARNES: No. t wou d be -- want to make t 28.

MS. M TTEN: Okay.

MR. AUST N: The actua -- the transcr pt on of W tness 1 wou d be 27; r ght?

MR. BARNES: was go ng to do t as a separate transcr pt. Do you want to make them --

MR. AUST N: Th s s 28.

MR. BARNES: Do you want to make her transcr pt an exh b t, rather than just ca t a transcr pt? 'm f ne w th that. th nk that that makes sense.

MS. M TTEN: Whoa, whoa, whoa, whoa, whoa. th nk we shou d be cons stent w th how we've done t n the past. th nk that both of these shou d be re eased as separate transcr pts.

MR. BARNES: But ho d on. The transcr pt of the conversat on n the car was sted as Exh b t 1. These are transcr pts of nterv ews --

MS. LAUER: Another source.

MS. M TTEN: How d d we st the transcr pt of the pub c statements?

MS. HALLEN: Transcr pt.

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MR. BARNES: Okay. Then et's keep t w th transcr pt.

MS. M TTEN: Because these were a so transcr bed at our d rect on --

MR. BARNES: That s true.

MS. M TTEN: And Exh b t 1 was not transcr bed at our d rect on or contro . t just seems to me that f th s comm ttee s d rect ng and creat ng transcr pts, that they shou d a be treated the same way.

MR. BARNES: So we' ca -- you know, we've got transcr pt c rcu t attorney and we've got transcr pt Gre tens --

MS. M TTEN: The pub c statements of Apr 11th and --

MR. BARNES: Okay. But they need to be separate.

MS. M TTEN: Separate transcr pts, r ght.

MR. BARNES: Okay.

MS. M TTEN: They' just be treated as transcr pts the same way as transcr pts were treated n what we re eased ast week. s that a fa r statement?

MR. BARNES: t s my ntent to have th s s gned and re eased today.

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MS. M TTEN: Okay. So then Exh b t 25 and 26, those are st go ng to just be the r own separate exh b ts?
MR. BARNES: Yes. And attached to --
MS. M TTEN: Okay. And then do we a so have the d sc a mer? Do we want to cont nue -- don't -- can't --
MR. BARNES: No.
MS. M TTEN: -- reca off the top of my head exact y how exp c t th s one s. We , the transcr pt --
MR. BARNES: t's exp c t enough.
MS. M TTEN: Yeah. We shou d add the d sc a mer.
MR. RHOADS: th nk you shou d. You're ta k ng about ora sex ssues and -- on one she says, "ora sex," and then she goes nto s ang terms.
MR. BARNES: Does anyone have a copy of the f rst report on hand so can use the exact same anguage?
MS. M TTEN: suspect can get t on the House Web s te.
Okay. Are you ready?
MR. BARNES: Yes. Can just --

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MS. M TTEN: "Sens t ve content warn ng. Th s report conta ns content of a sens t ve and sexua nature. The House Spec a nvest gat ve Comm ttee on Overs ght has kept descr pt ons of an adu t nature and coarse anguage n order to prov de an unf tered record of w tness test mony. n some cases, the dent t es of w tnesses and sens t ve nformat on have been redacted from the record to protect pr vacy."
Okay. So that's f ne.
MR. BARNES: Never et t not be sa d that you are not exact ng.
MR. AUST N: Are you a so go ng to -- and don't know how you do th s -- attach the actua v deo aud o?
MR. BARNES: No. We are not go ng to re ease v deo aud o to the med a. And et's vote to c ose that unt we vote otherw se.
MS. M TTEN: To c ose what?
MR. BARNES: The v deo aud o -- to c ose t -- do we need to --
MS. M TTEN: To not re ease t?
MR. BARNES: To not re ease t. don't know that we need to. mean, we're not --
MS. LAUER: They've a ready got the

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transcr pt.
MR. BARNES: 'm not vot ng to d sc ose t; 'm vot ng -- was suggest ng to vote not to d sc ose t.
MS. M TTEN: don't know that we need to make a vote on that; th nk we just don't d sc ose t, un ess somebody has --
MR. AUST N: We're under the r gors of the reso ut on anyways, so th nk --
MR. RHOADS: Yeah, agree. agree.
MS. M TTEN: Exact y.
MR. RHOADS: th nk we're good e ther way.
(A recess was taken.)
MS. M TTEN: So want to ca the comm ttee's attent on to -- t's been marked as Exh b t 27, but th s was an e-ma that was found over the weekend as part of The M ss on Cont nues' product on, and wou d note the t me, wh ch s May 8th of 2015. t s an e-ma from Er c Gre tens us ng The M ss on Cont nues e-ma address to Er c Gre tens at h s Gma address, and t's forward ng an e-ma from Mark Bobak, whom we've heard about n pr or test mony, aga n, dated May 8th, and t's bas ca y prov d ng nformat on

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for a cr m na defense attorney that was a former ass stant U.S. attorney. And t seems to me that -- just th nk that the comm ttee sort of needs to be cogn zant of the fact that dur ng the t me per od n wh ch we're d scuss ng th s, the governor seemed to be search ng for a cr m na defense attorney who prov des a 50 percent n t a reta ner and a so accepts a major cred t cards.
MS. LAUER: So May of '15 t mew se wou d have been r ght around the t me of --
MR. BARNES: t was n the m dd e of --
MS. M TTEN: t was n the m dd e of th s re at onsh p. So we know that the f rst sexua encounter was n March --
MR. BARNES: March 21st.
MS. M TTEN: March 21st. And then can't remember -- th nk that by May, though, he had -- the governor had come to the sa on and they made out. just th nk the comm ttee needs to be aware of the ex stence of th s document. don't know that t --
MR. AUST N: don't see how we attach t on our supp ementa , but th nk -- yeah. agree --
MR. BARNES: t doesn't be ong on today's

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report because it's not -- but -- mean -- what wou d be great is if we had -- you know, at the start of this process, we were promised cooperation, and what wou d be great wou d be ab e to ask the witness who sent this about why it was sent. Why was he seeking a crimina defense awyer at this point in time, five weeks after this March 21st incident?

MS. LAUER: Cou d this have -- ref ective of TMC?

MS. M TTEN: We , at the time -- the campaign committee was formed in February of 2015, but don't be ieve that -- the e-mai s that we saw don't start unti after this date, be ieve. t was May 14th, wasn't it -- or no -- no, no, you're right --

MR. BARNES: wou dn't think that this wou d have any particu ar re ationship to activities with The Mission Continues. mean, it's sent to themissioncontinues.org on an e-mai address, but don't think it has anything to do with work for The Mission Continues.

MS. M TTEN: Okay.

MR. BARNES: So the question is what to do with it? think everyone agrees it doesn't go on

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today's report. One potent a th ng s to re ease t on ts own at another t me.

MS. M TTEN: Yeah. don't -- agree. don't know that t shou d be re eased at th s t me. don't know -- you know, aga n, th nk that one can draw the r own conc us ons, but -- and as the cha r has ment oned, we haven't had an opportun ty to rea y d ve nto that, but t s nterest ng to me that dur ng the t me per od that -- about wh ch the reports that we have re eased, the governor was apparent y n search of cr m na defense counse .

MR. BARNES: Do we want to put th s to the s de for ater d scuss on?

MR. RHOADS: Yes. Abso ute y.

MS. M TTEN: Done.

MR. BARNES: So we a rece ved a etter th s morn ng from Mr. Dowd, and th nk t -- t arr ved n my nbox wh e we were n here.

MS. M TTEN: Oh, have not checked my e-ma wh e we were n here.

MR. AUST N: Let me ask a quest on. Are -- mean, when are we go ng to re ease the transcr pt for, ke, today's comm ttee hear ng?

MR. BARNES: We've got about three or four comm ttee hear ng transcr pts to re ease. My ntent

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was to make -- to have somebody go through and redact everyth ng probab y -- we'd get th s one tomorrow and then do the redact ons and just re ease them

MR AUST N And the reason ask s we -- we're ta k ng about Exh b t 27 but we k nd of she ved that to ater We f t's go ng to be n the transcr pt of us d scuss ng t today --

MR BARNES We -- but t won't be -- t certa n y wou dn't be re eased today Let's -- part of the reason want to put that to the next day s -- we can tack e that the next day when we ta k about -- because we can't re ease th s transcr pt today

MR AUST N R ght Okay A r ght

MR BARNES Because we won't have t -- we won't have th s transcr pt --

MS M TTEN We won't have the transcr pt -- have not rece ved an e-ma from -- at east not on my House e-ma Are we aware f that was sent to everybody?

MR BARNES thought t was

MR P ERSON t must just be to the fo ks sted here

MR BARNES No There's a -- t's a

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separate e-ma -- here

MS M TTEN From J m Mart n? s th s from J m Mart n?

MR BARNES Yes Let me just pu t up here d d not check my e-ma pr or to com ng nto here -- at east my House e-ma

MS LAUER Th s was at s x th s morn ng

MR BARNES So the f rst th ng want to note s -- where s t?

"We note that the Court has asked us to request that your comm ttee keep th s nformat on conf dent a and that s prov s oned to you as contrary to the Court's current gag order "

So -- but we have to ta k about -- t seems -- that sentence s tt e b t troub ng to me Here s th s etter we want you to cons der but you can't make t pub c The etter goes on to cherry-p ck ev dence from -- or test mony from the depos t on of W tness 1 --

MS M TTEN Aga n?

MR BARNES -- that they took --

MS M TTEN Aga n?

MR BARNES -- and does not prov de the fu transcr pt don't want to ta k about the content of what's n here have some ssues w th

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some of th s content, because th nk t goes to m srepresentat ons of what has pub c y been sa d about th s test mony, n part cu ar, but want to respect the fact that -- the conf dent a ty of the depos t on transcr pt for now. There's further nformat on down here, and then there are some th ngs that are outs de the context of that depos t on. And 'm scro ng through here fast because -- we don't want to ta k about th s on the record because of that sentence r ght now, and we want to get some further c ar f cat ons on t. But there s someth ng -- ' get down c ose to the end -- that -- where there's th s c a m that W tness 3 drove W tness 1 -- W tness 3 be ng her ex-husband -- drove W tness 1 to Jefferson C ty on the day she test f ed before the comm ttee. be eve th s to be abso ute y fa se, and wou d ke to br ng our sergeant at arms n here to test fy as to who was there when they pu ed h m n the sa y port.

MS. M TTEN: Abso ute y.

MR. RHOADS: Go back. Show me where that s aga n. What page s that?

MR. BARNES: t's on the second-to- ast one.

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MS. M TTEN: What -- yeah. How do we -- if we're going to re ease testimony from our sergeant at arms, if we're doing it in response to this etter, do we have an ob igation to a so re ease the etter?

MR. BARNES: don't be ieve that we do. The concern have -- think that the confidentia ity of whether that sentence re ates to the contents of the deposition transcript.

MR. CURCH N: s there someone e se that wou d be ab e to provide more accurate testimony, as in someone who drove the entire distance with Witness 1?

MR. BARNES: be ieve we can --

MR. CURCH N: Whether or not he appeared at the destination --

MR. BARNES: be ieve we can get that as we , but for today, Mr. Werner was there when they arrived at the po ice station.

MS. M TTEN: He can testify as to who got out of the vehic e when it was in the sa y port.

MR. AUST N: t's not a comp ete chain of custody, though, and that's what A ex is getting at.

MS. M TTEN: get it.

MR. RHOADS: That's what 'm saying:

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Somebody cou d have drove her to the br dge, and somebody cou d have drove her --

MR. CURCH N: We know that there were w tnesses --

MR. BARNES: Can we take a break for a second?

(D scuss on off the record.)

MR. BARNES: Back on the record.

MS. M TTEN: W we accept an aff dav t -- s that what we're ta k ng about, s an aff dav t from whoever accompan ed W tness 1? s that what we're ta k ng about?

MR. AUST N: 'm a r ght w th that, espec a y g ven he's, you know, an off cer of the Court.

MS. M TTEN: R ght. No, agree. And 'm assum ng that doesn't create any pr v ege ssues.

MR. AUST N: That wou d be for h m to reso ve.

MS. M TTEN: R ght. That's h s prob em.

MS. HALLEN: He arr ved w th her -- mean, n front of the who e group of us, so don't know that there's rea y pr v ege there anyway.

MS. M TTEN: We -- yeah. f there was a th rd-party n the car, then ...

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MR. BARNES: Further comments on the etter?

MR. RHOADS: Am off to say that even though we tota y d sagree w th that, that -- why are we spend ng a ot of t me even mess ng w th t?

MR. BARNES: Because t goes to the verac ty of statements made by counse to th s comm ttee.

MR. RHOADS: We get that, but st yet, at the end of the day, whether t's an mpeachment process or not, that's not go ng to be perta n ng to th s.

MR. BARNES: t goes to the cred b ty of defense counse and the --

MR. RHOADS: But at the end of the day, the defense counse s not go ng to be on tr a here. t's not the defense counse -- t's not the defense counse that's go ng to be mpeached; t's somebody e se.

MR. BARNES: That s true, but --

MR. RHOADS: mean, don't care f t's n there or not. just don't th nk t's rea y --

MR. BARNES: But t a so, th nk -- you're r ght. But t a so goes to the ssue of what sort of at tude, f any, th s comm ttee w perm t

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defense counse to have. And we have yet another examp e of a statement of defense counse that is unsupported by facts as we know and be ieve them to be.

MR. RHOADS: Oh, get that, but just -- mean, we're going to spend a ot of time on that, and it's ike, don't know if we -- at the end of the day, mean, you draw your own conc usion of what's, you know, right or wrong, and -- no offense, but it's a ot of awyering that's going on, so -- mean ...

MS. M TTEN: am just shocked to see pages and pages of this deposition testimony.

MR. BARNES: Without the entire deposition. And wou d note we have subpoenaed the entire transcript of the deposition. They c aim it to be exonerating; if so, they shou d be moving as fast as they can, asking the judge for permission to share it with us, rather -- in its entirety, rather than this piecemea nonsense.

Here is the other suggestion want to bring to the committee's attention. First -- the statement is:

"The way to get to the truth is to bring KS back for more testimony."

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Representat ve Ph ps

MR PH LL PS Huh-uh

MR BARNES You've got to say "yes" or "no "

MR PH LL PS No th nk a th s s s -- rea y ooks ke an attempt to contro th s comm ttee and once they get us to take that ba t then there's no end to what's go ng to fo ow That's just my op n on th nk t wou d be a horr b e move to ever agree to br ng her back

MR AUST N say no subject to chang ng t to yes f we see her depos t on test mony from the cr m na case and for some reason that then tr ggers

MR BARNES agree to that see ng the depos t on test mony

MS LAUER wou d say no because we have the c rcu t attorney's transcr pt that matches w th ours to me wh ch va dates her test mony across the board

MR BARNES The other th ng want to note up here s th s sentence

"We wou d apprec ate the opportun ty to cross-exam ne KS w th the comm ttee to enab e gett ng to the truth "

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Th s sentence s offens ve to me. They had a n ne-and-a-ha f-hour depos t on of her from wh ch they can share the fu transcr pt of the test mony w th us, f they so choose. They've chosen not to, to th s po nt, and unt we get that transcr pt, th s s not happen ng.

n add t on to that, the -- n the Mor arty proceed ng, at th s stage of proceed ngs, there s no r ght to cross-exam nat on of w tnesses. At tr a proceed ngs s when you get nto that, but not at th s stage.

MR. RHOADS: was go ng to agree w th Kev n. th nk, g ven a d fferent c rcumstance -- et's say the two statements were huge y d fferent -- then we start go ng nto just that, a cross-exam nat on, because that's what t wou d be, essent a y, but un ess someth ng that we don't know has came about -- mean, sure, there's quest ons that th nk about w sh wou d have asked when we had that w tness n front of us, but th nk barr ng someth ng n her depos t on that's 180 away from the two t mes t's been shown to us, wou d say no.

MR. BARNES: Okay. th nk we're a n agreement, then. We want to eave open the poss b ty f we rece ve a new p ece of ev dence,

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but to th s po nt n t me, there s abso ute y noth ng that g ves us the be ef that we need to ca her back as a w tness at th s t me.

MS. M TTEN: agree. don't see anyth ng -- and agree w th you, Mr. Cha r, that the request to ask to cross-exam ne th s w tness s k nd of beyond the pa e.

MR. AUST N: We , th nk t's contrary to our reso ut on. Doesn't that say on y we can do quest ons?

MS. M TTEN: t's not on y contrary to the reso ut on, but just -- mean, to say we won't prov de -- we won't a ow the governor to test fy, but we wou d ke to nject ourse ves a --

MR. BARNES: Even more to the po nt s they had a n ne-and-a-ha f-hour depos t on, and they have a transcr pt and a v deo of t. f they want -- that's an env ronment they were n comp ete contro of. f they want us to see the cross-exam nat on, just prov de us w th the depos t on test mony.

MS. M TTEN: agree.

MR. AUST N: f understand th s r ght, s the Court has ordered the t gants n that case, the prosecutor and the defense -- they can't

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disc ose any of this, and didn't they just recent y say no more -- ike, in motions quoting deposition testimony? mean --

MR. BARNES: That is true, to some extent. think 've seen a transcript, though, where the Court -- or at east a news story -- one or the other, a news story or a transcript, where the Court has said open y that he does not have authority over the egis ature in this matter. We are a separate and coequa branch of government. We have subpoena power, and wou d hope that Judge Bur ison wou d recognize and respect that fact and inform the parties to the case that they cannot hide behind the nondisc osure order in his case to avoid awfu y-issued subpoenas seeking documents for this committee.

MR. AUST N: agree. Do we intervene for a motion to --

MR. BARNES: You know, he -- do we intervene? He has not specifica y ordered not to disc ose it to us. There's this genera order. think a ot -- we're going to earn a ot in the next coup e of days, because we're going to issue this report today. think probab y send a etter to Mr. Dowd that requests that he inform the Court

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it is our position that the Court does not have authority to prohibit disc osure of information to us under awfu y issued subpoenas, and we expect both sides of that case to support giving us the documents that we have demanded via subpoena. To do otherwise is just hiding the ba from this committee.

MR. AUST N: And to enforce a subpoena issued by the House, the norma procedure wou d be to fi e a suit here in Co e County?

MR. BARNES: be ieve that to be true. be ieve that to have happened a coup e of years ago with Senator Schaefer and P anned Parenthood.

MS. HALLEN: They never went to court.

MR. BARNES: They never went to court?

MS. HALLEN: As far as know.

MR. BARNES: Okay. They negotiated a sett ement?

MR. AUST N: That's what courthouse steps are for sometimes.

MS. HALLEN: think Co e County it is where --

MR. BARNES: So we' have to cross that bridge when we get there.

Okay. So we have unanimous agreement that

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this etter wi not be part -- and nothing from it wi be part of our proceedings, and we have a unanimous agreement that in the absence of a fu transcript, we're not going to inc ude these cherry-picked quotes anymore.

MS. M TTEN: At east not at this time. sti be ieve that, you know, there may be cases where it seems warranted. You know what 'm saying? don't want to -- don't have a crysta ba , but at this juncture, see no reason to.

MR. BARNES: Okay. So et's -- rea quick y, The Mission Continues, number one, we have -- there were 8,500 e-mai s from January 1st, 2014 unti mid- to ate 2015. A ix Ha en and started going through them this weekend. got through a thousand of them.

MS. HALLEN: 'm at 2,570.

MR. BARNES: She's at 2,500, so we're about ha fway through. am done ooking at these e-mai s for now. So, Representative, are you a vo unteer?

MS. LAUER: wou d ove to, except have never gotten the password, and e-mai ed and texted them again --

MR. BARNES: Okay. We wi fo ow-up on

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that, and then we w subd v de the rema n ng e-ma s n that group of 8,500.

We met -- myse f and the two A exes [s c] met br ef y w th the attorney genera 's staff ast week. t was rea y much ado about noth ng, because they cou dn't g ve us any deta s what they were do ng unt they got a court order, and we d dn't want to share too much the other way unt we got -- the court order was there, but we got a court order yesterday for the shar ng of nformat on, and so -- they sa d that -- to fo ow up somet me on Wednesday or Thursday of th s week w th them to commun cate about where they were on The M ss on Cont nues, and we' g ve an update then.

MS. M TTEN: And am correct that n the press conference today, the attorney genera has nd cated he's ssued subpoenas?

MS. HALLEN: Yes.

MR. BARNES: Okay. And then the f na s -- you guys saw the f rst -- there was a draft sect on on The M ss on Cont nues. 've updated that to nc ude the test mony of Lyndsey Hodges-Re chardt and Jack Neyens. We a so have an add t ona etter from Dowd Bennett that s n here -- you guys can

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take a copy of -- that have ncorporated nto the draft. 'm hopefu to be ab e to c rcu ate someth ng ear y next week, maybe even as ear y as Thursday for a draft of The M ss on Cont nues report, but don't ho d me to that t me ne.

MS. M TTEN: We , what s the --

MR. BARNES: We , want to ta k to the attorney genera 's off ce.

MS. M TTEN: R ght.

MR. BARNES: That's my ho dup of say ng, Don't ho d me to that t me ne, because we've got th s order, they sa d fo ow up. want to fo ow up w th them, and t's after the conversat on w th them that can come back w th a better dea of when we can f na ze a report.

MS. M TTEN: Okay.

MR. BARNES: Does everyone understand?

MS. M TTEN: Uh-huh.

MR. BARNES: Okay.

MS. M TTEN: So we're schedu ed for tomorrow?

MR. BARNES: We're schedu ed for tomorrow. Pursuant to A ex Curch n's dea, we may get a notar zed statement of the person who brought W tness 1 to our comm ttee on that day.

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MS. M TTEN: Okay.

MR. BARNES: Re ease the same and have a d scuss on about Exh b t 27, and --

MS. HALLEN: Can we try to get th s transcr pt ear y tomorrow?

THE REPORTER: Yeah. Of course.

MS. HALLEN: Because then maybe can get them a done.

MS. M TTEN: R ght. We'd ke to get them a redacted and have that d scuss on.

MR. BARNES: Okay. Anyth ng further?

MR. RHOADS: So we're meet ng tomorrow at noon; correct?

MR. BARNES: Yes.

MR. RHOADS: For more of what we're do ng today; correct?

MR. BARNES: A tt e b t more of what we're do ng today. And 'd ke -- peop e can get set up on these e-ma s and -- we've got to get through those 8,500.

MS. HALLEN: Can everybody p ease send me the r preferred e-ma address aga n, and w send t to the t gat on spec a st.

MS. LAUER: W you send us --

MS. HALLEN: w send you an e-ma

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prompt ng you -- yes.

MR. BARNES: Before we eave, where s the report for today?

MS. HALLEN: You have t. gave t to you to have everybody s gn.

(A recess was taken.)

MR. BARNES: The comm ttee report w be upsta rs pr nted for your s gnature today, and w th that, we c ose today's hear ng of the House Spec a nvest gat ve Comm ttee on Overs ght.

(The hear ng adjourned at 11:56 a.m.)

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C E R T F C A T E

, L sa D. Ba a atak, a Cert f ed Court Reporter for the State of M ssour , do hereby cert fy that appeared at the t me and p ace f rst here nbefore set forth, that took down n shorthand the ent re proceed ngs had at sa d t me and p ace, and that the forego ng const tutes a true, correct, and comp ete transcr pt of my sa d shorthand notes.

W tness my hand and sea th s 18th day of Apr 2018

L sa D. Ba a atak
Cert f ed Court Reporter
State of M ssour

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EXH B TS:
Exh b t No. 28 (Scott S mpson Aff dav t) 10

Reporter's Note: Exh b t No. 28 was reta ned by the pane .

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APPEARANCES

Representative Jay Barnes, Chairman
Representative Don Phi ips, Vice-Chairman
Mr. A ex Curchin, Senior Counse /Legis ative Director
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

A so present:

Ms. A ix Ha en
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(The hear ng commenced at 12:30 p.m.)

MR. BARNES: ca to order th s meet ng of the House Spec a nvest gat ve Comm ttee on Overs ght.

Mr. Secretary, p ease ca the ro .

MR. CURCH N: Representat ve Barnes.

MR. BARNES: Here.

MR. CURCH N: Representat ve Ph ps.

MR. PH LL PS: Here.

MR. CURCH N: Representat ve M tten.

MS. M TTEN: Here.

MR. CURCH N: Representat ve Lauer.

MS. LAUER: Here.

MR. CURCH N: Representat ve Aust n.

MR. AUST N: Here.

MR. CURCH N: Representat ve Rhoads.

MR. RHOADS: Here.

MR. CURCH N: Representat ve P erson, Jr.

MR. P ERSON: Here.

MR. CURCH N: A seven here and accounted for.

MR. BARNES: A seven here and accounted for.

We voted a few days ago to re ease a report. We subsequent y had conversat ons about

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ho ding off on that in order to attempt to obtain the transcript of the deposition of Witness 1 from defense counse for Mr. Greitens, who c aimed that that deposition transcript contains exonerating information for their c ient. 'd ike to make -- want to make a motion that we withdraw our previous vote to re ease that committee report -- to -- et's just vote -- back up.

MS. HALLEN: De ay --

MR. BARNES: Let's vote to de ay the re ease of that report unti such time -- indefinite y -- move that we de ay re ease of that report indefinite y with -- unti such time as we can either obtain the contents --

MR. CURCH N: Just de ay indefinite y.

MR. BARNES: De ay indefinite y.

MS. M TTEN: May -- discussion?

MR. BARNES: Discussion.

MS. M TTEN: Thank you.

So with the idea that we at some point, we may obtain additiona information, which wou d prompt the committee to vote to re ease it or --

MR. BARNES: Or we may go --

MS. M TTEN: -- because a f uid situation -- some other --

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MR. BARNES: We may go down th s path, and there may be a refusa to prov de t, and we may dec de that we w just prov de what we have w th what we have.

MS. M TTEN: R ght. Okay. So --

MR. BARNES: But th nk t's ncumbent upon us to attempt to obta n that. We've been to d that t s exonerat ng. f t, n fact, s exonerat ng, then be eve that the governor's counse w do everyth ng n the r power to make sure they can get t before the comm ttee, wh ch wou d nc ude f ng mot ons n the c rcu t court of the C ty of St. Lou s seek ng perm ss on to g ve t to us, wh ch 'm not ent re y c ear they need to ask for perm ss on from the c rcu t court, because we are a separate and coequa branch of government.

MS. LAUER: Had th s been asked for prev ous y n our request for documents?

MR. BARNES: t -- be eve that t fa s under our request -- a -- there s an argument that -- f you read t -- very c ose read ng, one m ght argue that we had not prev ous y requested because we d d not spec f ca y request depos t ons. nstead, we requested nterv ews of W tness 1 taken by the c rcu t attorney's off ce or counse for

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Governor Gre tens, and n say ng -- stat ng " nterv ews" rather than "depos t ons," that eft a sma space w th wh ch a awyer cou d make at east a fac a argument that we had not requested the r ght -- or more than a request -- demanded the correct document.

MS. LAUER: Thank you.

MR. BARNES: Further d scuss on?

Mr. Secretary, p ease ca the ro .

MR. CURCH N: Representat ve Barnes.

MR. BARNES: Aye.

MR. CURCH N: Representat ve Ph ps.

MR. PH LL PS: Aye.

MR. CURCH N: Representat ve M tten.

MS. M TTEN: Aye.

MR. CURCH N: Representat ve Lauer.

MS. LAUER: Aye.

MR. CURCH N: Representat ve Aust n.

MR. AUST N: Aye.

MR. CURCH N: Representat ve Rhoads.

MR. RHOADS: Aye.

MR. CURCH N: Representat ve P erson, Jr.

MR. P ERSON: Aye.

MR. CURCH N: Seven to zero.

MR. BARNES: By your vote of seven to

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zero, you vote n favor of the mot on.

now nform the comm ttee that what was work ng on wh e you guys -- wh e everyone was pat ent y wa t ng on me -- was send ng e-ma correspondence to the Honorab e Rex Bur son to Mr. Ed Dowd, to K m Gardner, and to Scott S mpson regard ng th s subpoena -- or these subpoenas. And what we d d s we nformed counse -- we rem nded counse that we are a separate and coequa branch of government, and that we have an nterest n obta n ng the v deo of that depos t on. There s no mot on on th s; just wanted the comm ttee to be aware that had th s correspondence.

n add t on to that, we have a d scussed grant ng author ty to Mr. Ch p Robertson, former ch ef just ce of the M ssour Supreme Court, to commun cate on our beha f w th counse and, f necessary, Judge Bur son n th s case. At th s po nt n t me, Mr. Robertson has nd cated he wou d do th s w th no fee, and t's a re ef to the comm ttee to have someone to speak on our beha f w th others. But wou d ke to make a forma mot on to author ze Mr. -- Judge Robertson to represent the nterest of the comm ttee.

D scuss on?

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MR AUST N Good dea
MS M TTEN Thank you
MS LAUER Uh-huh
MR BARNES Mr Secretary p ease ca the ro
MR CURCH N Representat ve Barnes
MR BARNES Aye
MR CURCH N Representat ve Ph ps
MR PH LL PS Aye
MR CURCH N Representat ve M tten
MS M TTEN Aye
MR CURCH N Representat ve Lauer
MS LAUER Aye
MR CURCH N Representat ve Aust n
MR AUST N Aye
MR CURCH N Representat ve Rhoads
MR RHOADS Aye
MR CURCH N Representat ve P erson Jr
MR P ERSON Aye
MR CURCH N Seven to zero n favor of the mot on
MR BARNES Th s morn ng rece ved an e-ma and an aff dav t from Scott S mpson We're on Exh b t No 28 be eve
MS HALLEN Yes

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(Exh b t No. 28 was marked for dent f cat on.)
MR. BARNES: And am go ng to mark th s as Exh b t 28. And what th s s, s an aff dav t rece ved th s morn ng from Mr. Scott S mpson, and ' just read what he says.
" am over the age of 18. am the attorney of record for W tness 1. On March 7th, 2018, W tness 1 test f ed n front of the Spec a nvest gat ve Comm ttee on Overs ght. p cked W tness 1 up from her house the morn ng of March 7th, 2018, and drove her to the hear ng. W tness 1 and were the on y peop e n the veh c e. was w th W tness 1 pr or to the hear ng, dur ng the hear ng, and after the hear ng. And, f na y, W tness 1 d d not speak or otherw se commun cate w th her ex-husband on March 7th, 2018."
And t s sworn n front of a notary.
s there any object on nto enter ng th s nto the record?
MS. M TTEN: Nope.
MR. BARNES: See ng none, Exh b t 28 s n the record.
The tem we had rema n ng from yesterday was Exh b t 27, and Exh b t 27 s the e-ma

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nqu r ng about cr m na defense counse . And, Representat ve Aust n and have had th s conversat on mu t p e t mes, and th nk t's a c ose ca whether to re ease th s, and just -- want to open t up for d scuss on.
MR. AUST N: And say -- p an to vote no on re eas ng t at th s t me. F rst p ace, don't want to g ve the mp cat on or et somebody draw the nference that seek ng ega counse s an nd c a of gu t. th nk that's rea y what we're commun cat ng here. t k nd of goes aga nst, th nk -- part of my creed, anyway, as far as that goes. mean, just because somebody awyers up, that's not necessar y nd c a of gu t. t's sure not -- and don't be eve t to be adm ss b e n ev dence as hav ng any re evance on the case.
th nk the second th ng s, f there's others that be eve s m ar y as me as far as that goes, then th nk that makes us -- cou d make th s comm ttee ook as f we have an agenda other than what th nk are the two goa s here, s that s to be thorough and to be fa r, and f that's the case, then th nk t affects our cred b ty. mean -- and so don't want that to -- don't want that to be affected.

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MR. BARNES: And th nk 've come to that pos t on. And what we've d scussed s, f Mr. Gre tens wou d test fy before th s comm ttee, there s no doubt that we wou d ask quest ons about th s document, and yet we have no ab ty to ask those quest ons. That's rea y troub ng to me. And one of the defenses hear -- n pub c at east -- s there's noth ng here; there's noth ng to th s at a . You're r ght, contact ng cr m na defense counse s not by tse f nd c a of gu t of anyth ng, but when the pub c c a ms are, There's noth ng to see here at a , and the ack of report ng t for so ong s sa d to be a defense, on the other hand, try ng to make that contact at that po nt n t me goes to one person's potent a state of m nd at that per od of t me.
So 'm nc ned to not re ease t at th s po nt, but -- and a so don't want to br ng th s up n every hear ng we have from now on. But at east wanted to have the d scuss on one more t me.
MS. M TTEN: , aga n, agree w th Representat ve Aust n.
MR. RHOADS: w say th s: 'm -- apprec ate the work that you d d, Representat ve M tten, to f nd t, but th nk t's

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probab y too premature to et t go r ght now. f we cou d maybe f nd someth ng that corre ates someth ng w th someth ng e se that wou d -- then th nk we have someth ng to k nd of -- to just mmed ate y go, Hey, ook, s probab y not worthy of what th s comm ttee's hard work has a ready been.

MR. BARNES: And 've come to that conc us on as we , but -- et's tab e t, and 'm go ng to move that when we re ease these -- the transcr pts of these hear ngs n wh ch we d scuss t, that we redact that port on of the transcr pts.

D scuss on on the redact on?

MR. P ERSON: Noth ng on the redact on, but thought heard you say someth ng about -- guess maybe refra n ng from br ng ng t up w th subsequent w tnesses? D d you say --

MS. LAUER: Subsequent meet ngs.

MR. BARNES: No. mean, don't want to br ng th s up at every hear ng.

MR. AUST N: th nk what you're referr ng to s that every t me we meet together, you don't want one of us to have a mot on to suppress t or re ease t or someth ng.

MR. BARNES: Yes. Let's tab e t for a wh e.

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MR. P ERSON: Just k nd of ho d onto t and see what may come. Okay.

MS. LAUER: And we don't know at what po nt that may become mportant, so f we cou d just say at th s t me, we're not go ng to re ease t and eave t at that?

MS. M TTEN: 'm nc ned to not vote n favor of redact ons as to th s part cu ar document unt see what those redact ons are go ng to enta and have actua y seen a transcr pt to see how the d scuss on works. One concern that do have overa -- and t's not part cu ar to th s document -- s that t -- w th the re ease of the f rst report, th nk that every member of th s comm ttee was nterested n be ng as transparent as poss b e, and know that we had some d scuss ons about add t ona transparency, some that won and some that d dn't, and suspect that we a k nd of fee ke we a won some and ost some. So -- t does cause me a tt e b t of concern when we start ta k ng about redact ng transcr pts -- certa n y when haven't even seen the transcr pts -- and we're ta k ng about someth ng substant ve, as opposed to, you know, redact ng a name or -- you know, we had a d scuss on about

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redact ng hea th nformat on, wh ch, you know -- anyway.

MR. BARNES: But th nk the fa ure to redact defeats the purpose of not re eas ng the document.

MS. M TTEN: And understand that. do understand that. 'm cogn zant of that ssue.

MR. BARNES: So why don't we do th s: We w agree to not re ease the transcr pts for now n wh ch we d scuss t. We w have proposed redact ons, and then we can --

MS. M TTEN: That's f ne.

MR. BARNES: -- d scuss the redact ons.

MS. M TTEN: And 'm happy to do the redact ons and present them, as d d w th the other transcr pts.

MR. BARNES: Okay.

MR. AUST N: So d.

MS. M TTEN: Yeah, f gured you guys wou d go for that, and a so f gured t was com ng anyway, so ...

MR. BARNES: See ng unan m ty, we w proceed accord ng y.

MS. M TTEN: When are we meet ng aga n?

MR. BARNES: Ho d on.

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MS. LAUER: Tomorrow at e ght o'c ock?

MR. BARNES: We have 8:00 a.m. Are we square on The M ss on Cont nues e-ma s?

MR. AUST N: haven't got my -- a password.

MS. LAUER: 'm not f n shed.

MS. HALLEN: D d you -- you d dn't e-ma me your e-ma address to forward -- because got passwords for these two guys.

MR. AUST N: knew she was go ng to say t's my fau t.

MS. HALLEN: No, 'm happy to send t to -- how about th s, Representat ve Aust n. Why don't we ta k after the hear ng, and we' get you a set up?

MR. AUST N: Fa r enough. Thank you.

MS. HALLEN: Okay. You're we come.

MR. BARNES: Let the record ref ect that when Representat ve Aust n sa d that, t was n a jok ng manner, fo owed by aughter n the room. Somet mes comedy doesn't make t through transcr pts.

MR. AUST N: That's true. And a ways adv sed c ents of that before a depo. sa d, t's not fa r. Lawyers can somet mes make a joke, and we

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can redact t n a depos t on transcr pt n a case. You make a joke, fa s f at, and we ook bad. So ' try to fo ow that same adv ce.

MS. HALLEN: s there anybody e se who wants to part c pate? d d send an e-ma yesterday, and know t was sort of ate n the day and t was busy, so we can converse about that and get other fo ks set up, because then we can rej gger the -- how many documents are you to read.

MR. P ERSON: assume that request to mean the need s st there, so, yes.

MS. HALLEN: Yeah, there's about 3,000 documents to go around to somebody. Because 've got about 1,500 myse f, and then there's 3,000 eft to g ve to fo ks. So f you -- the more peop e, the ess everybody has to do.

MR. BARNES: And th nk you can do probab y a tt e over 200 an hour, when we're rea y mov ng.

MS. LAUER: Keep n m nd, found out that f you're awake too ong, t has a t me m t and t exp res, and then you have to og back n, so f you're do ng t and try ng to go to the chamber and vote and do th ngs, be aware of that.

MS. HALLEN: Are we okay w th maybe

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ta k ng about the rest of th s off the record?

MR. BARNES: Yes. Let's d scuss og st cs of that off the record.

Further matters for today?

MS. M TTEN: Are we go ng to re ease the -- Exh b t 28? s there --

MR. BARNES: don't th nk at th s t me we re ease Exh b t 28 because t s a response to correspondence from counse that a so s not n the pub c record, so f somebody sees Exh b t 28, they th nk --

MS. M TTEN: What the heck does that mean? R ght. Got t. Sorry.

MR. BARNES: Aga n, sort of -- you know, you need context for --

MS. M TTEN: You're r ght. You're r ght.

MR. BARNES: am schedu ed to meet w th representat ves from the attorney genera 's off ce tomorrow morn ng. They have a hear ng n Co e County C rcu t Court. A exes [s c] are we come to attend.

MS. HALLEN: What t me?

MR. BARNES: t s f ex b e on our s de. They are supposed to ca as soon as the hear ng s over. And others on the comm ttee are we come to

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attend as we

R ght now see no other bus ness for Thursday at e ght want to eave t open just n case a so want to not ce us up and c ose a hear ng for Monday at --

MS LAUER Caucus s usua y --

MS M TTEN Yeah that's the caucus --

MR BARNES -- 2 00 p m So move to c ose Monday's hear ng

Mr Secretary p ease ca the ro

MR CURCH N Representat ve Barnes

MR BARNES Aye

MR CURCH N Representat ve Ph ps

MR PH LL PS Aye

MR CURCH N Representat ve M tten

MS M TTEN Aye

MR CURCH N Representat ve Lauer

MS LAUER Aye

MR CURCH N Representat ve Aust n

MR AUST N Aye

MR CURCH N Representat ve Rhoads

MR RHOADS Aye

MR CURCH N Representat ve P erson Jr

MR P ERSON Aye

MR CURCH N Seven-zero n favor of the

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mot on.

MR. BARNES: Seven-zero n favor of the mot on.

understand your concerns w th cont nu ng -- cont nued c ose hear ngs, Representat ve M tten.

MS. M TTEN: Yeah, 'm actua y -- that wasn't so much -- 'm a so concerned about the t me. 'm th nk ng that we m ght have to do t more ke one, 1:30. have a 2:30 meet ng -- whatever.

MR. RHOADS: How ong are we gonna -- mean, what are you expect ng?

MS. M TTEN: Yeah. That's the prob em. s th s go ng to be a 30-m nute or s th s go ng to be a two-hour or what? We don't know.

MR. BARNES: We need to be f ex b e.

MS. M TTEN: know. We don't know.

MR. BARNES: Remember, Representat ve, am fo ow ng your ead on th s not c ng up, no matter what.

MS. M TTEN: get t. Wh ch s why 'm more nc ned to maybe not ce t for one, to the extent that -- f we come n at one, and we're done n 30 m nutes, great; f we come n at two, and we have --

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MR. BARNES: Except that Representat ve Ph ps has a near y four-hour dr ve, Representat ve Rhoads has a three-hour dr ve -- the other f ve of us -- espec a y me -- can't comp a n -- but St. Lou s, Kansas C ty, Spr ngf e d, not so much.

MR. RHOADS: A so, th nk t shou d be noted that one of our staffers a so has a three-hour dr ve.

MR. BARNES: So a tt e b t ater on Monday. t s -- th nk we' be ab e to te much more, after meet ng w th the attorney genera tomorrow, how c ose we can be to f n sh ng and re eas ng a report on The M ss on Cont nues. That's the b ggest unknown. We've got these e-ma s that we have to get through th s weekend. We can -- that's one th ng -- that's what we're go ng to go over Monday, no matter what, s the e-ma s. And then we can d scuss what the attorney genera shared w th us, pursuant to the court order that we rece ved, and make some determ nat ons.

MR. CURCH N: So what t me do you want not ced for Monday?

MR. BARNES: Two.

MR. CURCH N: 2:00 p.m.

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MR. PH LL PS: Mr. Cha rman, w there be a press conference or a press re ease today of any sort?

MR. BARNES: t s not my ntent to do so at th s t me.

Further bus ness?

MR. P ERSON: Mr. Rob nson --

MR. BARNES: Robertson.

MR. P ERSON: s that pub c know edge, what ro e w he p ay n these gather ngs?

MR. BARNES: t w be pub c know edge at some po nt. R ght now he's not go ng to s t n on comm ttee meet ngs. What happened s that we -- Gre tens' counse , one n the same t me, c a ms that the depos t on test mony s exonerat ng, and then says, Oh, we can't re ease anyth ng to you pursuant to the Court order. be eve that Mr. S mpson and the c rcu t attorney's off ce are ke y to urge the court to order the re ease of the nformat on that Gre tens' counse states to be excu patory, and there's go ng to be commun cat ons go ng on w th those counse and the Court over the next coup e of days regard ng the re ease of that nformat on. And thought t wou d be better for the comm ttee to have Mr. Robertson speak on our beha f than to have

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me fumb ng a over the p ace try ng to get the nformat on

So r ght now t s for the purposes of speak ng on th s part cu ar ssue w th the dea that as we have further ssues go ng forward he s w ng to he p us

MR AUST N Very good dea

MR BARNES And at the po nt n t me n wh ch we're pay ng expenses or any fee th nk we' obv ous y have to have a forma arrangement but at th s po nt n t me these are nforma phone ca s w thout a fee

MS M TTEN But he wou d be do ng that as our representat ve correct?

MR BARNES Yes As our counse

MS M TTEN The pr v ege wou d app y et cetera

MR BARNES The pr v ege app es

MS M TTEN Thank you

MR BARNES Any further bus ness before the comm ttee?

See ng none that w conc ude today's hear ng on the Spec a nvest gat ve Comm ttee on Overs ght

(The hear ng adjourned at 12 53 p m)

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C E R T F C A T E

, L sa D. Ba a atak, a Cert f ed Court Reporter for the State of M ssour , do hereby cert fy that appeared at the t me and p ace f rst here nbefore set forth, that took down n shorthand the ent re proceed ngs had at sa d t me and p ace, and that the forego ng const tutes a true, correct, and comp ete transcr pt of my sa d shorthand notes.

W tness my hand and sea th s 19th day of Apr 2018

L sa D. Ba a atak
Cert f ed Court Reporter
State of M ssour

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NDEX OF EXH B TS

EXH B TS:
Exh b t No. 29 (W tness 3 Aff dav t) 4

Reporter's Note: Exh b t No. 29 was reta ned by the pane .

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APPEARANCES

Representative Jay Barnes, Chairman
Representative Don Phi ips, Vice-Chairman
Mr. A ex Curchin, Senior Counse /Legis ative Director
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

A so present:

Ms. A ix Ha en
Mr. Bryan D. Scheiderer

The Court Reporter:

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(The hear ng commenced at 9 03 a m)
MR BARNES ca to order the House Spec a nvest gat ve Comm ttee on Overs ght
Mr Secretary p ease ca the ro
MR CURCH N Representat ve Barnes
MR BARNES Here
MR CURCH N Representat ve Ph ps
MR PH LL PS Here
MR CURCH N Representat ve M tten
MS M TTEN Here
MR CURCH N Representat ve Lauer
MS LAUER Here
MR CURCH N Representat ve Aust n
MR AUST N Here
MR CURCH N Representat ve Rhoads
MR RHOADS Here
MR CURCH N Representat ve P erson Jr
MR P ERSON Here
MR CURCH N A seven here and account for
MR BARNES Everyone s present
(Depos t on Exh b t No 29 was marked for dent f cat on)
MR BARNES 'm go ng to mark th s as Exh b t 29 Th s s an aff dav t of W tness 3

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which, states that:
"Witness 3 is of the age of majority, sound mind and body; that he did not trave -- that he did not drive, trave , or traverse the andscape with his former spouse on March 7th to any ocation or from any ocation, inc uding specifica y the ocation which is understood by the undersigned that she proffered testimony to the committee in connection with the investigation and the circumstances surrounding Mr. Greitens as they re ate to her. And, further, that on that morning, the undersigned was working norma hours and he was at work during the genera period of time in which she wou d have been trave ing to Jefferson City and we wou d have been taking her testimony."
Any objection to entering this into our record?
MS. LAUER: None.
MS. M TTEN: Did we receive another --
MR. BARNES: Yesterday we received what think we marked as Exhibit 28, which was a etter from Mr. Simpson --
MS. M TTEN: No, no, no. understand. just wanted to make sure -- was off on the numbers.

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MR. BARNES: And we are go ng to h t th s one more t me. th nk we may even have an aff dav t from the emp oyer of W tness 3 to state that he was, n fact, at work on that day. When counse s go ng to spread es n etters to us, we are go ng to beat those es nto the ground.
MR. AUST N: We're go ng to nvest gate.
MR. BARNES: We're go ng to nvest gate them when they are p a n y untrue, and th s s someth ng that be eve to be p a n y untrue and very d sappo nt ng that the c a m wou d be made when t s so p a n y untrue and fa s f ab e.
MS. M TTEN: We , and w th abso ute y no bas s. There's no bas s to make that assert on.
MR. BARNES: So hav ng taken care of that, there's a mot on hear ng th s morn ng n Co e County. After that, me and the two A exes [s c] are go ng to meet w th the attorney genera 's off ce. have a draft report that may change s gn f cant y, based on stuff we get from the attorney genera 's off ce, but want to share that draft report w th the two A exes [s c] to work on nonsubstant ve changes so that we've got t n a format and shape that we don't have to have a three-hour debate on commas aga n.

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MS. M TTEN: Yeah, that's exact y -- wi make no representation before review of that report.
MR. BARNES: We're going start PQ'ing. 'm going to exercise the PQ on punctuation.
MS. LAUER: And, Mr. Chair, wou d you restate the motion in Co e County this morning.
MR. BARNES: The governor's team has moved to disqua ify Attorney Genera Haw ey from investigation of The Mission Continues.
MS. LAUER: Thank you.
MR. BARNES: wou d note that the governor himse f signed a sworn authorization in support of that motion. Going under oath for at east one purpose.
The other item of business today is -- and maybe -- because -- does anyone e se have anything other than the ogistics of e-mai review?
MR. CURCH N: Vote to c ose Monday's hearing, if you want -- if you shou d even desire Monday's hearing to be c osed.
MR. BARNES: We , et's vote to c ose Monday's hearing.
A of those in favor wi vote yes.
Mr. Secretary.

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MR CURCH N Representat ve Barnes
MR BARNES Aye
MR CURCH N Representat ve Ph ps
MR PH LL PS Aye
MR CURCH N Representat ve M tten
MS M TTEN Aye
MR CURCH N Representat ve Lauer
MS LAUER Aye
MR CURCH N Representat ve Aust n
MR AUST N Aye
MR CURCH N Representat ve Rhoads
MR RHOADS Aye
MR CURCH N Representat ve P erson Jr
MR P ERSON Aye
MR CURCH N Seven to noth ng
MR BARNES You have voted to c ose Monday
Further bus ness before the comm ttee today?
MS M TTEN So we're meet ng at two on Monday?
MR BARNES We're meet ng at two on Monday
MS M TTEN And at th s po nt the top cs --

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MR. BARNES: The top cs are go ng to be e-ma rev ew, because hope that everyone can get done by Sunday w th the r top cs. And then f you're mark ng them n there, then the two A exes [s c] and Monday morn ng can get the cop es of a of them and put them together for us to rev ew. And a so to d scuss what s earned th s afternoon from the attorney genera 's off ce.

MS. HALLEN: And transcr pt redact on.

MS. M TTEN: And transcr pt redact on.

MR. BARNES: Depend ng on how ong -- th nk t's go ng to take fo ks a wh e to get through the r documents, so -- but for the attorney genera stuff, f they are very key documents that we don't have or that are d ss m ar from someth ng that we a ready have, th nk what may do s put them on Dropbox -- create a Dropbox that peop e can ook at t over the weekend.

MR. RHOADS: ke the dea of be ng ab e to rev ew them; that way, f -- because here s why: So f you g ve them to us here, by the t me we start read ng over them, we may end up hav ng a quest on three hours ater, that f rev ewed t th s weekend, cou d go, You know what -- and have some t me to k nd of soak t n.

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MR. AUST N: And then have a quest on, too. A x, th s -- you may not ke to hear th s. p an to do the e-ma rev ew Fr day, f can. f th ngs get pushed back, 've k nd of b ocked off a day Saturday. f run nto techn ca ssues, can --

MS. HALLEN: You can ca me. That's f ne. t's not a prob em.

MS. LAUER: May we a so Monday need to d scuss the f nd ngs from the hear ng th s morn ng n St. Lou s?

MR. BARNES: We cou d. We're a so go ng to need to d scuss -- because we have these outstand ng subpoenas, and we're go ng to need to d scuss what to do -- we don't know what the outcome of that s.

MR. RHOADS: Mr. Cha rman, how many subpoenas do we have outstand ng?

MR. BARNES: We have three outstand ng: One to Mr. S mpson, one to counse for the governor, and one to the c rcu t attorney's off ce. Counse for W tness 1 has to d me that he does not have the document we requested, so, rea y, t's go ng to be up to counse for Gre tens. They've stated that t s exonerat ng. th nk t's ncumbent upon them to

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fight as hard as they can to get it to us. don't think it requires much fight; think it requires just giving us the documents demanded under a awfu subpoena.

MR. RHOADS: And refresh my memory. What did we request?

MR. BARNES: The deposition video and transcript --

MR. RHOADS: Of Witness 1.

MR. BARNES: Of Witness 1.

MR. RHOADS: Great. Good.

MR. PH LL PS: Do you have any way of knowing, for p anning purposes, what kind of schedu e we might be on next week, or are we just going to be taking it as it comes or --

MR. BARNES: We're going to take it as it comes. f we get the deposition video and transcript, it is nine-and-a-ha f hours ong, and we're going to watch it, so ...

MS. LAUER: We've a ready seen two-p us hours of it; right?

MS. M TTEN: No. That was the investigation.

MS. LAUER: That was the investigation. Oh, 'm sorry. Deposition, yeah.

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MR. P ERSON: Hopefu y not n one s tt ng.

MR. BARNES: th nk -- yes. We w break -- we w break t up.

MS. M TTEN: And 'm go ng to aga n -- and know that th s w not, you know, endear me to the other members of the comm ttee, but t -- have concerns g ven that, at east, my s de of the a s e needs to caucus at 3:00 p.m., and wou d ke to be present for that caucus; that we meet at one nstead of two on Monday. just -- don't want to be n a s tuat on where th s comm ttee s rushed or 'm unab e to attend to my other caucus dut es.

MR. RHOADS: w not be ab e to be here unt at east two o'c ock.

MR. BARNES: apprec ate caucus dut es. The comm ttee s more mportant --

MS. M TTEN: understand that, and -- you know, --

MR. BARNES: -- than caucus dut es at one part cu ar meet ng. So we're go ng to st ck w th 2:00 p.m.

MS. M TTEN: Okay.

MR. CURCH N: Wou d th s comm ttee ke to meet on Tuesday? want to get that not ce n.

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MR. BARNES: Yes. Not ce us up for 8:00 a.m. on Tuesday.
MS. LAUER: Does that conf ct --
MR. BARNES: And we may move t back.
MS. LAUER: We -- we can reschedu e.
MR. PH LL PS: We' have to turn our v ce cha r oose on that.
MS. LAUER: Four of us w be m ss ng for that ...
MS. M TTEN: At what t me?
MS. LAUER: There, potent a y, s a quorum ssue, then. We can move t -- the comm ttee -- th s comm ttee --
MR. PH LL PS: We , not so -- no.
MR. BARNES: Wou d you rather do noon?
MR. PH LL PS: Yes.
MR. BARNES: Okay. Noon on Tuesday.
MR. PH LL PS: Yes.
MR. BARNES: We do have -- we ose a quorum on that comm ttee and a quorum n here and a quorum over there.
Okay. So noon on Tuesday.
MS. LAUER: And do we vote to c ose that?
MR. BARNES: Let's vote Monday.
MS. LAUER: Okay.

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MR. BARNES: ant c pate that after we ssue the next report, we w be hav ng open hear ngs.
MS. M TTEN: wou d be -- w ook forward to that.
MR. BARNES: Th nk everyone here w ook forward to that.
MS. M TTEN: So Tuesday the 24th at noon?
MR. BARNES: Noon.
Okay. Any further bus ness before the comm ttee th s morn ng?
MS. M TTEN: And, aga n, 'm --
MR. BARNES: Your object on can be stated as a runn ng object on --
MS. M TTEN: My object on can be stated as a runn ng object on to the extent that don't be eve that t's appropr ate for th s comm ttee to be meet ng, at east not at th s juncture, when there's f oor debate, so my hope s that the f oor eader -- there' be some conversat on w th the f oor eader n order to ensure that these -- members of th s comm ttee are ab e to a so perform the r eg s at ve dut es, so, thank you, Mr. Cha r.
MR. BARNES: Your runn ng object on s noted.

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See ng no further bus ness before the comm ttee, th s w conc ude today's hear ng.
(The hear ng adjourned at 9:14 a.m.)

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C E R T F C A T E

, L sa D. Ba a atak, a Cert f ed Court Reporter for the State of M ssour , do hereby cert fy that appeared at the t me and p ace f rst here nbefore set forth, that took down n shorthand the ent re proceed ngs had at sa d t me and p ace, and that the forego ng const tutes a true, correct, and comp ete transcr pt of my sa d shorthand notes.
W tness my hand and sea th s 20 th day of Apr 2018

L sa D. Ba a atak
Cert f ed Court Reporter
State of M ssour

MISSOURI HOUSE
SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 23, 2018

TAKEN AT
Missouri State Capitol
201 West Capitol Avenue, Room B-22
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

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ALSO PRESENT:

Alixandra Hallen, Minority Counsel; Alex Curchin, Legislative Counsel to the Speaker of the House of Representatives; and Bryan Scheiderer, Legislative Analyst.

E X H I B I T S

Exhibit No. 30
E-mail regarding a meeting notice to be held on March 18, 2014

Exhibit No. 31
E-mail from Krystal Taylor's account on April 1, 2014

Exhibit No. 32
E-mail dated May 8, 2014 with The Mission Continues 1K-plus donor list.

Exhibit No. 33
E-mail regarding political conference call

Exhibits are not attached to the transcript; retained by The Committee.

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P R O C E E D I N G S

CHAIRMAN BARNES: I've called this hearing of the Missouri House Special Investigate Committee on Oversight to order.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Here.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Pierson, Jr?

REPRESENTATIVE PIERSON, JR.: Here.

SECRETARY CURCHIN: All seven here and accounted for.

CHAIRMAN BARNES: All seven are here and accounted for. We are going to be brief today.

First, we had, myself and the two Alexes, had a meeting with the Attorney General's -- representatives from

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the Attorney General's Office on Thursday.

They provided us with deposition transcripts and exhibits. You guys all should have access to them.

I want to take a vote, have the Committee authorize the actual release of information from the Committee to the Attorney General's Office and leave it at the discretion of the Chair.

I mean, I'm not going to be doing crazy stuff, but I also -- I don't want to have to disclose everything to them, and I want some flexibility with what we provide them.

Any discussion?

REPRESENTATIVE MITTEN: Providing to who?

CHAIRMAN BARNES: The Attorney General's Office.

REPRESENTATIVE MITTEN: Oh, okay.

CHAIRMAN BARNES: Do you believe we need a vote, Mr. Secretary?

SECRETARY CURCHIN: No.

CHAIRMAN BARNES: Seeing no objection, hearing no objection, yeah, I have such permission.

REPRESENTATIVE MITTEN: Can I ask a question just to clarify? I -- I'm making an assumption, but I just want to make sure that we're all clear about this, that any information that we release to the Attorney General's Office is not going to be made public without our --

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CHAIRMAN BARNES: Yeah. Okay.

REPRESENTATIVE MITTEN: I mean --

CHAIRMAN BARNES: We will be -- we will be mindful of that.

The next item of business is I have one, two, three, four documents to enter as exhibits. These come from The Mission Continues' e-mail production.

Exhibit 30 is a meeting notice from March 18th, 2014 -- well, for a meeting on March 18th, 2014 that is a political meeting for Eric Greitens set up by Mike Hafner.

If there are no objections to Exhibit 30, I will enter Exhibit 30 into the record?

Seeing no objections.

The next e-mail is -- the next item is Exhibit 31, which is an e-mail from Krystal Taylor's account on April 1st, 2014.

The purpose of this e-mail in putting it into the record is that is the date at which we lose access to a lot of information because Krystal Taylor stops using that Mission Continues' account, and apparently delinks her Greitens Group e-mail account at the same time.

And so there is a period of time where we have a desert of information, and the reason is because she started sending these, hey, contact me at The Greitens Group at that point in time.

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If there are no objections, we'll enter Exhibit 31 into the record.

Seeing no objections.

REPRESENTATIVE LAUER: Mr. Chair, on -- on that regard I had several (inaudible) in this stack I was doing.

That would not be considered any type of solicitation where she's sending the letter to Mission Continues folks and then saying contact me at Greitens Group.

CHAIRMAN BARNES: I don't think so, because if she had had a friend or a contact who was trying to get ahold of her, that's fairly -- that's common.

You know, if a lawyer leaves a law firm, oftentimes the law firm will set up an automatic response rule that says such and such has left this law firm. They can now be contacted at this address.

The next item is Exhibit 32, which is the May 8th, 2014 e-mail that contains The Mission Continues 1K-plus donor list as an attachment.

We already have part of this, which is included in Exhibit 13, I believe. My number may be off.

The reason I want to include this is because this comes from The Mission Continues' actual e-mail production. And it has the header information at the top from which you can see the attachments, and so it's a more accurate

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reflection of the sent and received e-mail.

Any objections to Exhibit 32?

Seeing none, Exhibit 32 is in the record.

And finally Exhibit 33 is a -- an invitation to a conference call, political conference call for Eric Greitens, Krystal Taylor, Dave Whitman and two political consultants, Steve Michael and Dave Hageman that apparently took place on August 14th, 2014.

This is the -- we've got that gap in time there, but we've got one e-mail that shows up for an invitation, and it's cited in the record, or in the draft report.

If there are no objections to Exhibit 33, we will enter it into the record.

Seeing no objections, Exhibit 33 is now in the record.

The next item of business is, I have distributed a draft report. It is my hope -- unlike the previous report, we're not going to do the -- the deal where we keep the one copy in the chief clerk's office, because the information contained within this report is nowhere near as sensitive as the information contain within the first report.

My goal is to have a mark-up session starting at noon tomorrow, and my hope is we would have the same sort of deal where you guys would tell me what paragraphs you

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want to talk about so that we can have an orderly process.

REPRESENTATIVE PHILLIPS: I've already spotted what I think is a misspelled word.

COUNSELOR HALLEN: So just an hour conversation on grammar, no (inaudible).

REPRESENTATIVE RHOADS: Who typed this report, Mr. Chairman?

CHAIRMAN BARNES: I did.

REPRESENTATIVE PHILLIPS: I already found a spelling error.

CHAIRMAN BARNES: Yeah.

REPRESENTATIVE PHILLIPS: Immediately.

COUNSELOR HALLEN: Grammar, spellings.

REPRESENTATIVE PHILLIPS: I really don't think relating has an E in it, the second sentence.

REPRESENTATIVE MITTEN: I will be creating a cheat sheet of the word shortcuts for the Chairman.

REPRESENTATIVE PHILLIPS: The second sentence.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE PHILLIPS: Do you really want us to look this over?

CHAIRMAN BARNES: The fourth item on the list is, we are either finished or very close to finished, I think, with looking through e-mails.

We've identified 199 relevant e-mails in that

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two-year period. We are going to print them out and have them available for viewing to see if any of them ought to be released and are highly relevant.

We got the benefit last week of the Attorney General's Office reviewed -- got the same document production and reviewed the e-mails with more lawyers than we have, and more time than we have given our legislative responsibilities, before doing these depositions.

So I think there is some additional things in there that maybe we want to include, but maybe not. I think we've got a pretty well full picture based on our review, and then the Attorney General's additional review.

Fifth item, if I'm counting correctly, is we talked last week about the potential of -- we agreed to the retaining Mr. Chip Robertson, former chief justice of the Missouri Supreme Court, as counsel.

I asked him to put together a team that can help him. He's agreed to work without a fee, so I don't think it's fair to say, hey, you're going to work without a fee, and we don't want you to have any help.

So he has suggested Gerard Carmody of Carmody MacDonald in St. Louis; and a Mark Kempton, who is a former prosecutor from Pettis County.

Are there any objections to either of those individuals?

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Seeing none.

My hope is that two, if not all three of them, will be here to meet with the Committee on Wednesday morning at eight a.m.

Finally -- no, it is not finally. The sixth item is to discuss what's going on with our subpoena for the deposition transcript.

I'll just start from the start. So defense counsel claims that the deposition transcript -- first, they claimed that the witness interview was exonerating.

We subpoenaed the witness interview. We unanimously came to the opposite conclusion, that it was not exonerating.

Defense counsel then claims that the deposition transcript was exonerating, so we took the step of subpoenaing the deposition transcript.

The circuit attorney's office does not object to giving us the deposition video and transcript. Scott Simpson, the lawyer for Witness 1, does not object to giving us the transcript.

Defense counsel has not given a response yet. I received an e-mail from Mr. Dowd, I believe it was Sunday evening, saying that they were in receipt of our communication, and they were considering the law and their position and would get back to us.

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I have since talked to Mr. Robertson this morning, and Chip wanted to give them until the end of the day to make a decision whether they would agree to hand it over or not.

Because his belief was that because the circuit attorney was in favor of handing it over, because the attorney for Witness 1 was in favor of handing it over, that if the defense counsel agreed to hand it over, that we just -- the judge would just order them to hand it over and it wouldn't be a big deal.

If he doesn't hear from them by five p.m. that they are willing to do that, then he's going to file, I want to say a motion, but there is no template for how to do this.

We're not a party to the case. We have independent subpoena power. We could enforce that subpoena in Cole County, but the quickest and -- quickest way with the least resistance is the first, ask the judge in St. Louis City to tell the parties, listen, I don't have authority over the legislature to stop them from issuing the subpoena or to prohibit you from responding to a lawfully-issued subpoena.

So I don't know if Chip was planning on filing that at 5:30 tonight or if he's planning to file it tomorrow morning.

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I told him, listen, whatever you think is best, as far as the time to file it, go ahead and file it.

REPRESENTATIVE MITTEN: Can we get an expedited hearing date on that motion?

CHAIRMAN BARNES: The hearing -- the judge has set aside Mondays and Thursdays for motions in this case. And so we would likely be in front of the judge on Thursday on the issue.

REPRESENTATIVE MITTEN: What if the judge says -- well, we'll cross that bridge when we get to it.

CHAIRMAN BARNES: If the judge says something that is against the interest of a separate and coequal branch of government, then we'll go about enforcing our subpoena power in different ways.

REPRESENTATIVE MITTEN: Got it.

CHAIRMAN BARNES: Seventh and final thing I have on our list, is we have some backlogged transcripts that relate to the supplemental report to which we agreed.

And I don't think we need a motion for this. I think we would need a motion to release them, but I'm not inclined to release them at this point in time while we're attempting to enforce our subpoena on the deposition transcript.

Is everyone in agreement with that?

REPRESENTATIVE MITTEN: Yes.

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REPRESENTATIVE PHILLIPS: Uh-huh.

CHAIRMAN BARNES: And then at such a period of time where we release a supplemental report, then we will also release the transcripts of those hearings.

Okay. See no objection.

Further items?

SECRETARY CURCHIN: New business, which would be a vote to close Tuesday's hearing on April 24th, 2018.

CHAIRMAN BARNES: I move that we close tomorrow's hearing starting at noon which will be our mark-up session.

Will the secretary please call the roll?

SECRETARY CURCHIN: Representative Barnes?

CHAIRMAN BARNES: Aye.

SECRETARY CURCHIN: Phillips?

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten?

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer?

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin?

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhoads?

REPRESENTATIVE RHOADS: Aye.

SECRETARY CURCHIN: Pierson, Jr.?

REPRESENTATIVE PIERSON JR: Aye.

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SECRETARY CURCHIN: Seven-zero in favor of the motion.

CHAIRMAN BARNES: Seven ayes, zero nos, we've voted to close Tuesday's hearing starting at noon.

Further items for the Committee?

Seeing none, that will conclude today's hearing of the Missouri House Special Investigative Committee on Oversight.

(END OF PROCEEDINGS.)

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C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 24th day of April 2018.

_____

SHELLY L. STEWART, CCR

CAPITAL CITY COURT REPORTING

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SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 24, 2018

TAKEN AT
Missouri State Capitol, Room B22
201 West Capitol Avenue
Jefferson City, Missouri

MISSOURI HOUSE OF REPRESENTATIVES COMMITTEE MEMBERS
Jay Barnes, Chairman
Don Phillips, Vice-Chairman
Gina Mitten, Ranking Minority Member
Jeanie Lauer
Kevin Austin
Shawn Rhoads
Tommie Pierson, Jr.

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ALSO PRESENT:

Alixandra Hallen, Minority Counsel; Alex Curchin, Committee Majority Counsel; and Bryan Scheiderer, Legislative Analyst.

E X H I B I T S

Exhibit No. 34 (newly marked)
Correspondence between counsel for Greitens and the campaign with counsel for the MEC 53

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P R O C E E D I N G S

CHAIRMAN BARNES: We'll call to order the -- this hearing of the Missouri House Special Investigative Committee on Oversight.

Mr. Secretary, Please call the roll.

MR. SECRETARY: Representative Barnes?

CHAIRMAN BARNES: Here.

MR. SECRETARY: Representative Phillips?

REPRESENTATIVE PHILLIPS: Here.

MR. SECRETARY: Representative Mitten?

REPRESENTATIVE MITTEN: Here.

MR. SECRETARY: Representative Lauer?

REPRESENTATIVE LAUER: Here.

MR. SECRETARY: Representative Austin?

REPRESENTATIVE AUSTIN: Here.

MR. SECRETARY: Representative Rhoads.

REPRESENTATIVE RHOADS: Here.

MR. SECRETARY: Representative Pierson, Jr.

REPRESENTATIVE PIERSON: Here.

MR. SECRETARY: All seven present and accounted for.

CHAIRMAN BARNES: Everyone being here, you have all been -- we have distributed a draft report for mark up. I think and hope, at least, we'll be far quicker today. And that's not a complaint about the

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previous one, I just -- so we'll get started. I did not speak with anyone beforehand about where we are, so we'll just go page by page. And if you've got something on a page, identify it.

Page 1 --

REPRESENTATIVE MITTEN: Wait, wait.

CHAIRMAN BARNES: Do we want to debate the name of this report?

REPRESENTATIVE RHOADS: Report 3.

CHAIRMAN BARNES: This is Report 2, the other one was Addendum.

REPRESENTATIVE MITTEN: The other one was circled, too.

REPRESENTATIVE RHOADS: No.

CHAIRMAN BARNES: Okay. Moving on. Thank you.

REPRESENTATIVE LAUER: Okay, Don, your turn, Line 2 -- 3.

REPRESENTATIVE MITTEN: Well, first of all, can I just make -- I'm assuming that we can make a global change to -- from Hodges Reichardt to just Reichardt. Oh, never mind, it's already been done.

CHAIRMAN BARNES: And for the Committee's edification, there were some grammar and punctuation issues that were fixed by Alix Hallen prior to coming

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to the Committee.

REPRESENTATIVE MITTEN: Okay. Well, then --

CHAIRMAN BARNES: We fixed relating on Line 3.

REPRESENTATIVE PHILLIPS: Nice. It looks much better.

CHAIRMAN BARNES: Anything on Page 1?

REPRESENTATIVE MITTEN: Okay. So can we zoom that in a little bit -- the lower right-hand corner; there you go. Thank you.

REPRESENTATIVE PIERSON: The March 27th bullet.

CHAIRMAN BARNES: Yes, sir.

REPRESENTATIVE MITTEN: Wait, wha -- wha -- what -- I'm sorry. I'm still on the --

REPRESENTATIVE PIERSON: Oh, I'm sorry.

REPRESENTATIVE MITTEN: Okay. Never mind, sorry. I just -- it's hard to follow because my changes have already been made.

REPRESENTATIVE PIERSON: The -- the pronoun -- so Krystal Proctor, former Executive Assistant to Greitens when -- should that be she?

MS. HALLEN: No, it's Greitens, when he worked -- when Greitens worked. Do you get what I'm -- it's a little confusing.

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REPRESENTATIVE PIERSON: I must have a different --

REPRESENTATIVE AUSTIN: Well, I think you're talking about Greitens worked for TDG and TMC, and then the next one it says and, and then it starts off with that prepositional phrase, in an operational role -- operations role; that's not Greitens, that's her.

REPRESENTATIVE PIERSON: Yes.

MS. HALLEN: So I think --

REPRESENTATIVE AUSTIN: So we kind of have --

MS. HALLEN: So I made it two sentences because prepositional phrases are bad.

REPRESENTATIVE PIERSON: So the two sentences make it better. Okay.

REPRESENTATIVE AUSTIN: Okay. I'm good with Page 1 to 21.

REPRESENTATIVE MITTEN: On Page 2, just the April 3 -- on April 3, 2018, they met to discuss redactions.

CHAIRMAN BARNES: Yes?

REPRESENTATIVE MITTEN: I guess my question is not so much about the report, but did we -- I didn't have a chance to check, do we know, was that April 3rd report, was that released -- or the April 3rd transcript was released as part of the first report; am

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I correct? Okay. I just wanted to double check and make sure that we're good on that.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE RHOADS: No. 5 there.

CHAIRMAN BARNES: Paragraph five?

REPRESENTATIVE RHOADS: Yes. It's the next one down. Where it says Dave Whitman worked --

CHAIRMAN BARNES: Yes.

REPRESENTATIVE RHOADS: -- for TGG.

REPRESENTATIVE PIERSON: 2014. So did he work there from the start, so from it's inception until then, or did he have a different --

CHAIRMAN BARNES: I believe he started about 2011, and the reason there is, you know, some vagueness there, but there's nothing -- I want to explain who Dave Whitman is, because he's on some of these e-mails and the fact that we went down there to meet with him. But there's nothing in this report in which we rely on anything Mr. Whitman said.

REPRESENTATIVE MITTEN: Going back up to the transcript list, do we want to add the -- yesterday's meeting and today's meetings? I mean, I don't know that --

CHAIRMAN BARNES: I don't think we did with the last report.

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REPRESENTATIVE MITTEN: Okay. Then I'm not gonna worry about it.

REPRESENTATIVE AUSTIN: No. 3.

CHAIRMAN BARNES: Hold on. I thought you just ceded all your changes --

REPRESENTATIVE AUSTIN: But that's Page 2 -- this is Page 2.

CHAIRMAN BARNES: You said Page 1 --

REPRESENTATIVE AUSTIN: Page 1 of 21.

CHAIRMAN BARNES: I thought you said Pages 1 to 21.

REPRESENTATIVE MITTEN: Should we make a motion --

CHAIRMAN BARNES: All right. Sorry.

REPRESENTATIVE MITTEN: -- that says Representative Austin's comments -- he's already relinquished?

CHAIRMAN: All right. We've got to get some order in here.

REPRESENTATIVE MITTEN: Yes, we do.

REPRESENTATIVE AUSTIN: So, No. 3, how do we know that -- that that's when he formed TGG?

REPRESENTATIVE MITTEN: Should we cite to something?

REPRESENTATIVE AUSTIN: Yeah.

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REPRESENTATIVE MITTEN: I have the same thing with Paragraph 2 actually.

CHAIRMAN BARNES: We have -- the information in Paragraph 2 comes from their -- TMC's Form 990's.

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: So do you want me to insert a footnote here, and then we'll -- we'll put --

REPRESENTATIVE AUSTIN: I do. And there's a couple of other places in there where I --

CHAIRMAN BARNES: Okay.

REPRESENTATIVE AUSTIN: If we cite everything, and I think --

CHAIRMAN BARNES: Yeah. No, that makes sense. So let me --

REPRESENTATIVE MITTEN: Oh, we didn't fix that?

CHAIRMAN BARNES: I think this data is available online. Because the 990's are public filings of charities.

REPRESENTATIVE AUSTIN: Well, are you going to say that it's 990?

REPRESENTATIVE MITTEN: Okay. So that's fine.

REPRESENTATIVE AUSTIN: Okay. Good.

REPRESENTATIVE MITTEN: And the same thing

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for --

CHAIRMAN BARNES: Is that okay, this data is available on line --

REPRESENTATIVE AUSTIN: Correct. Right.

CHAIRMAN BARNES: TMC's Form 990 filings.

REPRESENTATIVE AUSTIN: And then on No. 3, is that just when you went to the Secretary of State and got --

REPRESENTATIVE MITTEN: And No. 3, we should say this is available at the Secretary of State's website.

CHAIRMAN BARNES: I believe that to be correct.

REPRESENTATIVE MITTEN: Yeah, she's got it.

MS. HALLEN: So 2007 is when they -- he formed Eric Greitens, LLC, and then The Greitens Group is the d/b/a, and that was -- the filing was 2009.

REPRESENTATIVE AUSTIN: Perfect. So we can just the Secretary of State's website.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE MITTEN: Does -- do we know if those filings -- well, it's okay.

CHAIRMAN BARNES: Okay. I'll roll this up. Paragraph 6, that comes -- here's -- that would be something in Neyens' testimony.

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REPRESENTATIVE MITTEN: Oh, and we don't have a cite?

CHAIRMAN BARNES: I don't have a citation for Paragraph 6, but --

REPRESENTATIVE MITTEN: Oh. Do we need to cite to the transcript then for six?

CHAIRMAN BARNES: We could, if you guys want to cite every paragraph. Some of these items that we're -- I thought there would be no disagreement as to that fact.

REPRESENTATIVE MITTEN: Was he, in fact, the CFO?

MS. HALLEN: He was the Vice president of Finance and Organization, technically, I think was his actual title. But he said he was the CFO in his transcript. So I'm not sure what the -- whether there's -- really who the --

REPRESENTATIVE MITTEN: Maybe instead of saying worked as, we'll say acted as, because I think -- I think that's right. I think that was his more -- yeah.

CHAIRMAN BARNES: Okay. Let me reference his -- insert transcript, Neyens, generally. I mean, he's talking about the --

MS. HALLEN: You don't even have to say

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generally, just say transcript.

REPRESENTATIVE MITTEN: Just say Transcript Neyens.

CHAIRMAN BARNES: Transcript Neyens.

REPRESENTATIVE MITTEN: I did not make my Word cheat sheet.

CHAIRMAN BARNES: I like Transcript Neyens, for what it's worth. Okay.

REPRESENTATIVE MITTEN: Paragraph 7, again, we're grammar. Okay. Would book a for-profit event for Greitens and then TMC -- and TMC would then work around; I just think it makes it clearer moving that then to after would. Yeah.

CHAIRMAN BARNES: I don't think it makes it any clearer, but for the purpose of Committee comity, c-o-m-i-t-y, we will accept said change. And comity -- and both comities.

REPRESENTATIVE LAUER: On No. 11 --

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE LAUER: Where we talk about TMC's Board initiated the procedures, we talk about Greitens being required to sign a non-disclosure, as well as -- was it K.T. that was required to sign? Is it -- is it important for us to include that all employees were required to sign so that there's

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not a --

CHAIRMAN BARNES: Well, I don't know that all employees were required to sign, and I don't think that's a fact that we have, whether all employees were required to sign. We know that Greitens and Taylor were required --

REPRESENTATIVE LAUER: Right.

CHAIRMAN BARNES: -- to sign because we have their non-disclosure agreements.

REPRESENTATIVE LAUER: Okay.

REPRESENTATIVE AUSTIN: We can look that up.

REPRESENTATIVE LAUER: I thought he said that, but that's okay. If it's not probative, it doesn't matter.

REPRESENTATIVE AUSTIN: No, I agree. If -- if -- if it did require everyone to sign -- I mean, if we have it in the record.

REPRESENTATIVE LAUER: I'm good.

REPRESENTATIVE MITTEN: This is nit picky. In 13, I would take away the further.

CHAIRMAN BARNES: Is this going to get us a line? Yeah, look at that, saved a line.

REPRESENTATIVE MITTEN: You're welcome. I'm good until 19; I don't know if anybody --

REPRESENTATIVE LAUER: Line 19 or Page 19?

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REPRESENTATIVE MITTEN: Paragraph 19.

REPRESENTATIVE AUSTIN: Let's go back to 16. So what is -- see, I wasn't following this. 16, then you have a colon and then -- oh, and you're just telling us what you've attached?

CHAIRMAN BARNES: Yes. AGO Proctor, Exhibit 12. And then this is a screenshot from a portion of Exhibit 12.

REPRESENTATIVE AUSTIN: But -- well, then on 16, you have colon, and then are you just going to -- you're -- we're just moving everybody to the exhibit then, right?

REPRESENTATIVE MITTEN: No.

CHAIRMAN BARNES: Yes. And -- and so it -- because we've got this page break here, this is a screenshot portion of Exhibit 16.

REPRESENTATIVE AUSTIN: You're going to have an inserted block within the body of this report under six -- under Paragraph 16 following the colon, right?

REPRESENTATIVE MITTEN: Yeah.

CHAIRMAN BARNES: Yeah. What -- right here.

REPRESENTATIVE MITTEN: I mean, we -- we didn't have to do the screenshot; we probably could have typed it in, but --

REPRESENTATIVE AUSTIN: Yeah. No, no, no.

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Let's --

CHAIRMAN BARNES: I'd rather do a screenshot to --

REPRESENTATIVE MITTEN: Yeah, I think that makes sense.

REPRESENTATIVE AUSTIN: Yeah, if it saves time, I get you.

MS. HALLEN: Just if there's a -- want a -- we want a clarification in one of -- the paragraph above about the NDA's, Spencer Kympton says in his testimony, well, this is a document that all of our staff signs.

REPRESENTATIVE MITTEN: Also paragraph --

REPRESENTATIVE AUSTIN: So --

REPRESENTATIVE MITTEN: I don't -- to -- I would, maybe, if anything, just add to the footnote saying -- yeah.

CHAIRMAN BARNES: Add to the footnote, Transcript Kympton --

MS. HALLEN: That's 20, 10 and 11.

REPRESENTATIVE MITTEN: And I would put before that --

CHAIRMAN BARNES: This is a document that all of our employees sign.

MS. HALLEN: All of our staff signs.

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CHAIRMAN BARNES: Period.

MS. HALLEN: And this would -- the T in this would be in a bracket.

REPRESENTATIVE LAUER: Did you say signs or signed?

REPRESENTATIVE MITTEN: Signs.

MS. HALLEN: Signs.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE MITTEN: Great.

SECRETARY CURCHIN: Down to the screenshot, do you need emphasis added on the highlighted or was that --

CHAIRMAN BARNES: I did it to pull it out of the -- that's the relevant part.

SECRETARY CURCHIN: Right.

CHAIRMAN BARNES: And I didn't just want to do two lines.

SECRETARY CURCHIN: So do we need emphasis added there?

CHAIRMAN BARNES: Oh, I see what you mean. Yeah.

REPRESENTATIVE MITTEN: I don't know where you put that. There; will it work there?

SECRETARY CURCHIN: No -- yeah.

REPRESENTATIVE AUSTIN: You still wouldn't

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bracket it? You wouldn't bracket emphasis added?

REPRESENTATIVE MITTEN: Well, but you're not -- you're outside of the quote. I would -- I would put it back to the left margin, honestly, the emphasis added to show that -- well, no, seriously. Come on, you've got a bunch of Blue-Book lawyers in here, what do you expect? Yeah. Don't you remember research and writing from high school?

CHAIRMAN BARNES: No. Listen, I think it should be four indents then. I am holding for --

REPRESENTATIVE MITTEN: Well, do we compromise at two and a half indents?

REPRESENTATIVE AUSTIN: Two and a half, I get brackets.

CHAIRMAN BARNES: All right. Next paragraph. Next paragraph, 19. Representative, what did you add?

REPRESENTATIVE MITTEN: Oh, on 19, I was just wondering did we also want to add something about Neyens' testimony or Neyens' -- in other words, the thank you stuff is what I was thinking. The thank you calls involved all the staff. And I was only just thinking on, do we want to add in the footnote that we had two witnesses testify to that fact, or does it matter? I mean, it's not that big of a deal to me.

CHAIRMAN BARNES: I don't think it matters.

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I think that's duplicative.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE RHOADS: Real quick question, do we need to make a direct correlation with fundraising, as far as campaign fundraising, what we're indicating or TMC fundraising?

CHAIRMAN BARNES: Not -- I don't think yet, because we haven't even mentioned the campaign. I think we're just setting forth the parameters of TMC.

REPRESENTATIVE RHOADS: I didn't know if maybe we wanted to kind of clarify that to say, hey, we're talking about TMC fundraising. I mean, it's up to you guys; I'm just --

CHAIRMAN BARNES: Here, Representative, I added for TMC there.

REPRESENTATIVE RHOADS: Yeah, that way it clarifies it, just -- because then --

CHAIRMAN BARNES: It makes it more accurate.

REPRESENTATIVE RHOADS: -- they're -- they're fundraising for who?

CHAIRMAN BARNES: So I may just put TMC in there in various spots. We don't have to put it everywhere, just --

REPRESENTATIVE RHOADS: I think it just sets the --

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CHAIRMAN BARNES: No. Yeah.

SECRETARY CURCHIN: In 20, you've got an extra space -- to the left of the quote sometimes.

REPRESENTATIVE MITTEN: No, he doesn't. It's the justification.

SECRETARY CURCHIN: Oh, it's the justified. Okay.

CHAIRMAN BARNES: Why does it do that?

REPRESENTATIVE MITTEN: Because you -- because of the numbering stuff which we had to go through and fix.

REPRESENTATIVE RHOADS: We're going to have to do that again.

REPRESENTATIVE MITTEN: We're going to have to do that -- we will fix that, as we did last time.

CHAIRMAN BARNES: Okay. We could -- double spacing it solves the problem, but then we've got a --

REPRESENTATIVE MITTEN: No, no, no. It's a setting that is above your Word pay grade.

CHAIRMAN BARNES: Let the record reflect there was laughter throughout the room at the Chairman's expense.

REPRESENTATIVE MITTEN: On 21, I just wanted to note that -- that Hodges testified that TMC's annual banquet was a team effort -- identified -- and were

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identified by leadership committee. The names of that leadership committee, pursuant to previous conversations, were marked for redaction. I haven't actually pushed the redaction button on that transcript. But I wanted to, you know, to touch base about whether or not we want to maintain that anonymity, or what the story is on that -- or what the Committee feels?

CHAIRMAN BARNES: I do. I do. The members of The Mission Continues leadership committee who served in that role didn't ask for their names --

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: -- to be in these reports. They're not -- they didn't test-- if they didn't testify in front of us, then --

REPRESENTATIVE MITTEN: Right. They seem to have --

REPRESENTATIVE RHOADS: Mr. Chairman, sorry. Are they, like, on their website or anything like that that it says --

CHAIRMAN BARNES: I don't think so.

REPRESENTATIVE MITTEN: I looked at the time that I was doing the redactions a couple of weeks ago. I did look and did not find them. Well, their names may be on the website, but not identified in this

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context.

REPRESENTATIVE RHOADS: Got you, got you.

REPRESENTATIVE MITTEN: But I just wanted, again, to make sure the Committee was clear that those names have been redacted from the transcripts.

REPRESENTATIVE LAUER: Could we go back to 21?

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE LAUER: There's a that, and it's on the second line midway -- leadership committee and that those -- you can get rid of that, that's a throw-away word.

CHAIRMAN BARNES: Yep.

REPRESENTATIVE MITTEN: 22. And sent -- and then where it says, and sent him Schweich, I would say and sent a Schweich donor list.

CHAIRMAN BARNES: It's described as Schweich's --

REPRESENTATIVE MITTEN: Oh, it has a --

CHAIRMAN BARNES: -- I'm quoting from the document.

REPRESENTATIVE LAUER: Yeah.

REPRESENTATIVE MITTEN: And sent -- take away the him -- as an attachment. It just seems to -- yeah.

CHAIRMAN BARNES: Yeah.

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REPRESENTATIVE MITTEN: Then 25.

REPRESENTATIVE AUSTIN: I'm sorry. Back to that same paragraph, 22; look at this as October 16, 2013, at which blank a --

CHAIRMAN BARNES: I just added that.

REPRESENTATIVE AUSTIN: Never mind. Go. Go then.

CHAIRMAN BARNES: Good catch.

REPRESENTATIVE MITTEN: And 25. Wait a minute. Okay. So that's been changed; that he prepared a memo for Greitens. I -- instead of on a strategy, I would say regarding strategy. Well, I don't know what on a strategy means. You don't get on a strategy.

May the record reflect that Mr. Curchin seems to agree with the ranking member.

REPRESENTATIVE LAUER: On 26, the second line, the second to last word, that.

REPRESENTATIVE MITTEN: And then we have a name also in Paragraph 26, and that name had been redacted from our -- the Committee's testimony from Michael Hafner. And so if I need to go back and remove those redactions; it appears that I would if we're using the name in the report, which is fine. I just want, again, to make sure that we're all on the same

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page about that.

CHAIRMAN BARNES: I'm comfortable using his name here. Mr. Vice Chairman?

REPRESENTATIVE PHILLIPS: 26.

REPRESENTATIVE MITTEN: We're using an email, so --

REPRESENTATIVE PHILLIPS: When you go over to the end of the first line, I don't think it needs a in there. It says a schedule for --

REPRESENTATIVE MITTEN: Uh-huh.

REPRESENTATIVE PHILLIPS: -- Greitens' trip to Orange County, California.

CHAIRMAN BARNES: It's the -- I think it does.

REPRESENTATIVE MITTEN: For Greitens' trip -- I would say that --

MS. HALLEN: The schedules were in there.

REPRESENTATIVE MITTEN: I would -- I'd put dates first, generally, so it relieves that issue.

REPRESENTATIVE LAUER: Uh-huh.

MS. HALLEN: Was scheduled for a March 12th, 2014 Greitens' trip to Orange County.

REPRESENTATIVE MITTEN: For a March -- right. Yeah. Greitens' trip to --

REPRESENTATIVE PHILLIPS: Scheduled for --

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REPRESENTATIVE MITTEN: If you put for a March 12th, 2014, Greitens' trip to Orange County --

MR. SECRETARY: Yeah, I don't think you need the A on the end.

CHAIRMAN BARNES: What?

MR. SECRETARY: Delete the A on the end of that sentence.

REPRESENTATIVE MITTEN: The first sentence of Paragraph 20. Yeah, there you go.

CHAIRMAN BARNES: There, I got it.

REPRESENTATIVE PIERSON: So we're leaving the gentleman's name?

CHAIRMAN BARNES: I believe so.

REPRESENTATIVE MITTEN: Yes, and I will -- I have a note to remove that redaction -- or that marking from the Hafner transcript.

Paragraph 27, it says the document discussed fundraising, comma, issues, comma -- were those policy issues? What -- what were those?

CHAIRMAN BARNES: Those are 44 AGO Proctor.

MR. SCHEIDERER: I've got a printout.

REPRESENTATIVE MITTEN: Or else we just move issue so it says fundraising campaign organization political endorsement strategy and other issues. I just didn't know what issues.

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CHAIRMAN BARNES: I'm confident I took that from headers within the document. We can -- but we can still check this, so -- boom. Boom. Boom.

MS. HALLEN: Yeah, it was just headers.

CHAIRMAN BARNES: What's the exhibit --

REPRESENTATIVE MITTEN: Then should we quote it?

CHAIRMAN BARNES: What's the exhibit number?

MS. HALLEN: It's 9, isn't it?

MR. SECRETARY: Yes.

REPRESENTATIVE MITTEN: Oh, that's not good.

CHAIRMAN BARNES: Yeah.

MS. HALLEN: So we need issues --

REPRESENTATIVE MITTEN: Okay.

CHAIRMAN BARNES: Issues; this is under education. I labeled that issues. We can just take that word out. It's not --

REPRESENTATIVE MITTEN: Yeah.

CHAIRMAN BARNES: The document -- the document speaks for itself.

REPRESENTATIVE MITTEN: Right. Okay. Great. Then let's, if we could.

CHAIRMAN BARNES: Iss-- actually issue education, how about that?

REPRESENTATIVE MITTEN: Perfect. I like

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that.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE PIERSON: Issue education, that --

CHAIRMAN BARNES: That -- it -- that's what it says. It says education. So the Missouri House and Senate, Missouri history and geography --

REPRESENTATIVE PIERSON: Uh-huh.

CHAIRMAN BARNES: -- jobs and economic growth, new cities, right to work, education and school choice, healthcare and Medicare -- well, we don't do anything with Medicare in this building -- Second Amendment, pro life, budget, prison and sentencing reform, and war on drugs, public safety, support for the family, North St. Louis, poverty, crime, destitution, know the Governor's cabinets and key departments.

REPRESENTATIVE LAUER: It sounds like there's a word missing after education though; issue education.

REPRESENTATIVE MITTEN: No, because that would be -- it's -- it -- that's what it is, is it's how to -- and this is consistent with -- with Hafner's testimony to the Committee, which was --

REPRESENTATIVE LAUER: Oh, you're talking about education on issues?

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CHAIRMAN BARNES: No, it's --
REPRESENTATIVE MITTEN: No, issue education.
REPRESENTATIVE AUSTIN: It's the education of the candidate on the issues --
REPRESENTATIVE MITTEN: Right.
REPRESENTATIVE LAUER: I got you. Okay.
REPRESENTATIVE MITTEN: Right, which comports with Hafner's testimony to our Committee --
REPRESENTATIVE LAUER: Uh-huh.
REPRESENTATIVE AUSTIN: Okay.
REPRESENTATIVE MITTEN: -- about --
CHAIRMAN BARNES: About issue education.
REPRESENTATIVE MITTEN: Right.
REPRESENTATIVE LAUER: All right.
REPRESENTATIVE PHILLIPS: Is it trying to tell us something there when it's on the list, under 27, is -- is the computer trying to tell us something there? Right there, when it --
MR. SECRETARY: Yeah, it's formatting we need to fix.
CHAIRMAN BARNES: It often tells -- it tell us that formatting fix --
REPRESENTATIVE MITTEN: We fixed that.
CHAIRMAN BARNES: -- with every paragraph.
REPRESENTATIVE PHILLIPS: Okay.

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CHAIRMAN BARNES: And then they'll come back and clean this up.

REPRESENTATIVE PHILLIPS: Okay. Got you.

CHAIRMAN BARNES: Okay. 28. I want a note that Paragraph 37, yes, we're citing -- I'm sorry, not Paragraph 37, Footnote 37, we are citing a newspaper article. We all -- in a courtroom we would say we would take judicial notice of this fact that Schweich was seen at that period in time of being a candidate for governor. Most of us, with one exception, were here, and so we can -- we can state that we knew that to be a fact with or without the footnote, but I threw the footnote in there just so it was public knowledge, as well.

REPRESENTATIVE MITTEN: Not just our --

REPRESENTATIVE AUSTIN: I noted it, but raised no objection. Carry on.

REPRESENTATIVE MITTEN: I have a question on Paragraph 29. Oh, no, we're not there yet. Okay. Just that -- do we need to provide any context of who Mr. Fink is?

MS. HALLEN: There's a footnote.

REPRESENTATIVE MITTEN: Is it in -- does it -- will it -- it just references --

CHAIRMAN BARNES: Mason Fink is a national

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political fundraiser.

REPRESENTATIVE MITTEN: 44 --

CHAIRMAN BARNES: 47.

REPRESENTATIVE MITTEN: Oh, sorry. How did I miss that? I apologize.

And then at the end of Paragraph 29, it said, in fact, settled Missouri's Governor's -- wouldn't it be settled upon? Yeah.

And then I'm good until 31. It does not -- for which the Committee does not have access to emails; should it be access or records or -- oh, you added emails. Okay.

MR. SECRETARY: As it relates to the Greitens --

REPRESENTATIVE MITTEN: Right. No. Because emails was not in the draft we received.

CHAIRMAN BARNES: And I think it's impor-- I think it's important to point that out, because we have a gap in time here where we -- we've got a lot of emails for a certain period of time and then we've got a four- or five-month gap, and I just want to point out in the report the reason for the gap.

REPRESENTATIVE MITTEN: Well, may I -- what is it -- it's not that we have access -- is it that they haven't produced them or --

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CHAIRMAN BARNES: No, it's that we don't have acc-- we have not subpoenaed The Greitens Groups' email accounts.

REPRESENTATIVE MITTEN: Oh, that's right.

CHAIRMAN BARNES: We emailed The Mission Continues email.

REPRESENTATIVE MITTEN: Subpoenaed, right.

CHAIRMAN BARNES: The Mission Continues had Greitens Group -- they were merged --

REPRESENTATIVE MITTEN: Right, because they were merged.

CHAIRMAN BARNES: -- into The Mission Continues stuff.

REPRESENTATIVE MITTEN: Got it. Okay.

CHAIRMAN BARNES: And then apparently on April 1, 2014, they were split apart again -- those accounts were split apart again.

REPRESENTATIVE MITTEN: Well, should we say then does not -- this does not have TGG emails dated after instead of access to? It just implies that, like, I don't know -- whatever.

CHAIRMAN BARNES: I'm okay with --

REPRESENTATIVE MITTEN: It's not -- it's not that big a deal.

CHAIRMAN BARNES: I agree. Thank you.

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REPRESENTATIVE LAUER: On 32, where we're talking about the transition, she had indicated in testimony that that transition was designed to create separateness.

CHAIRMAN BARNES: Oh, where is that?

REPRESENTATIVE LAUER: Crap, I didn't write the line down, but it was to create separateness of positions in the organization.

MS. HALLEN: We can look it up on hers.

REPRESENTATIVE AUSTIN: That index might point out separateness.

CHAIRMAN BARNES: Is this -- yeah, this is not Proctor, it's Reichardt, to explain this.

REPRESENTATIVE MITTEN: Oh, we didn't do a global?

REPRESENTATIVE LAUER: Yeah, that's right.

CHAIRMAN BARNES: Are you -- can --

MS. HALLEN: What -- so are we checking Proctor's or are we checking Reichardt's?

CHAIRMAN BARNES: It's Reichardt, right, is that --

REPRESENTATIVE LAUER: I think so.

CHAIRMAN BARNES: Okay.

REPRESENTATIVE MITTEN: Okay. So that's Footnote 51?

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MS. HALLEN: I don't see the word separateness.

REPRESENTATIVE LAUER: Okay. Try Proctor.

MS. HALLEN: I don't see separateness.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: We can parking lot that and go back and check.

REPRESENTATIVE LAUER: That's fine. Yeah. I found it.

CHAIRMAN BARNES: Okay. Paragraph 33. We need to do an emphasis added. We're doing all the way over here to the left. I'm not confident in your Blue-Book analysis of that emphasis added, just for the record.

REPRESENTATIVE MITTEN: I appreciate that. I believe I have a Blue Book in my office.

MS. HALLEN: I have one.

CHAIRMAN BARNES: Now, don't be going to the actual source.

REPRESENTATIVE MITTEN: I'm happy to consult it.

CHAIRMAN BARNES: We will not consult it. I will take your Blue-Book advice here.

REPRESENTATIVE MITTEN: I could be -- I could stand corrected on this front.

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Okay. I was good until Paragraph 41.

CHAIRMAN BARNES: Does anyone have anything before 41?

MS. HALLEN: Where is the paragraph that we describe Spencer Kympton as the CEO?

REPRESENTATIVE AUSTIN: Stop at 37, if you would, and we need to take a quick look here.

REPRESENTATIVE PIERSON: Yeah, you put a two in there.

REPRESENTATIVE AUSTIN: Oh, okay.

CHAIRMAN BARNES: Sending.

REPRESENTATIVE MITTEN: Yeah.

MS. HALLEN: So I think we described Spencer Kympton as CEO, and I think he technically is the president.

CHAIRMAN BARNES: Yes. So --

MS. HALLEN: I just can’t remember which paragraph it was.

CHAIRMAN BARNES: So we are on 39. Let me go -- it would be prior to this.

MS. HALLEN: There you go.

CHAIRMAN BARNES: Okay. So we were at 30 what?

REPRESENTATIVE MITTEN: 37, 38.

CHAIRMAN BARNES: Okay. I will scroll down

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until people tell me to stop.

REPRESENTATIVE AUSTIN: 45. Attend --

CHAIRMAN BARNES: Yep. Okay. Now, Ms. Blue Book, Paragraph 47, 17, is that the numeral or spelled out?

REPRESENTATIVE MITTEN: I believe it's spelled out.

REPRESENTATIVE RHOADS: If it's over ten, is it spelled out?

REPRESENTATIVE LAUER: It's over 10.

REPRESENTATIVE RHOADS: If it's over ten, it's not spelled out, right?

REPRESENTATIVE PHILLIPS: I thought when it hit ten, it wasn't spelled out -- double digits and beyond?

REPRESENTATIVE LAUER: Right. Yeah.

REPRESENTATIVE RHOADS: That's what I'm saying, over ten.

REPRESENTATIVE PHILLIPS: Why'd we change that 10 from -- to t-e-n a while ago?

CHAIRMAN BARNES: I think 10 and down --

REPRESENTATIVE MITTEN: I think -- no. I think --

CHAIRMAN BARNES: -- 10 and down is spelled and above --

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REPRESENTATIVE MITTEN: I've got Straugh, I think, upstairs in my office, too.

MS. HALLEN: I have a Blue Book in my --

REPRESENTATIVE MITTEN: I was always -- I always thought it was under 100.

REPRESENTATIVE AUSTIN: Unless it's round, I mean --

CHAIRMAN BARNES: Whether to use a numeral or spell out a number is a matter of style.

MS. HALLEN: Let's just be consistent.

REPRESENTATIVE LAUER: Zero to 100.

REPRESENTATIVE RHOADS: I agree with --

REPRESENTATIVE MITTEN: APA is numbers below -- is words below 10, numbers above. MLA is the exact oppo-- MLA is numbers that can be written in one or two words, numerals for other numbers.

REPRESENTATIVE AUSTIN: Which one is that?

REPRESENTATIVE RHOADS: However we do it, I feel like we need to be accurate just like Alix said.

MS. HALLEN: Be consistent and accurate.

REPRESENTATIVE RHOADS: Need to be consistent.

CHAIRMAN BARNES: Below ten -- ten and below we spell; ten and above we type -- we numeral.

REPRESENTATIVE MITTEN: That's -- so we're

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going -- we're going APA.

REPRESENTATIVE PHILLIPS: No, then you've got it both ways. Above ten you type.

CHAIRMAN BARNES: Above ten we numeral.

REPRESENTATIVE PHILLIPS: Numeral, right.

CHAIRMAN BARNES: Below ten we spell.

REPRESENTATIVE PHILLIPS: Okay. There you go.

REPRESENTATIVE MITTEN: Right. Yep.

REPRESENTATIVE PIERSON: It's just ten and under.

REPRESENTATIVE MITTEN: I know, I agree. Representative Austin and I are old school in this regard I would suspect.

CHAIRMAN BARNES: I love the whole look of Representative Austin. I'm not sure when the last time I'm seen you with a look of such disgust.

REPRESENTATIVE AUSTIN: It's only the degradation of Western society.

REPRESENTATIVE MITTEN: There you go. I'm with Representative Aus-- this is yet another instance of Representative Austin and I agreeing.

MS. HALLEN: And it's on the record.

CHAIRMAN BARNES: Okay. Having resolved that dispute to noone's liking.

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I added Paragraph 53; it's new. So the citation is the citation to an absence of a report. Any disagreement with adding Paragraph 53?

REPRESENTATIVE MITTEN: Oh, first -- it needs to be Laub's either -- Laub needs to be possessive. And, again, where -- I mean -- well -- we interchange -- never mind.

CHAIRMAN BARNES: How about do --

REPRESENTATIVE MITTEN: Should we also say add --

CHAIRMAN BARNES: How about that?

REPRESENTATIVE MITTEN: Yeah. Do we want to say -- okay. Did not report to the Missouri Ethics Committee or --

REPRESENTATIVE AUSTIN: No, hold it. Did not report -- okay.

REPRESENTATIVE MITTEN: As in-kind contributions, not and. Should we say to the campaign? I don't know.

REPRESENTATIVE AUSTIN: Okay. I think that's got it.

CHAIRMAN BARNES: Okay. So all your paragraphs now that you have marks on are going to be one paragraph off.

REPRESENTATIVE AUSTIN: Okay. I think it

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will be now Paragraph 56.

CHAIRMAN BARNES: Footnote?

REPRESENTATIVE AUSTIN: Yeah.

CHAIRMAN BARNES: We need a footnote back to -- I think it's Exhibit 11.

REPRESENTATIVE MITTEN: What's the -- the old paragraph will be 55 then?

REPRESENTATIVE AUSTIN: Yes.

CHAIRMAN BARNES: Yeah. So -- yeah, it's Paragraph 33, which cites to -- I'm sorry -- Exhibit 32. And I -- I'm citing to, you know, where it says for the purpose of transition calls when Greitens left TMC in May of 2014. And then transition calls quotes -- quote comes from that May 8, 2014 email, which I think we have twice in the -- in our record; once is Exhibit 11 without the header information, and then we added it yesterday as Exhibit 32 with the header information.

MS. HALLEN: Is Exhibit 32 from the AG's --

CHAIRMAN BARNES: No, Exhibit 32 is what we added yesterday --

MS. HALLEN: Okay. Okay.

CHAIRMAN BARNES: -- for purpose of adding that -- being able to include --

REPRESENTATIVE MITTEN: Right.

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CHAIRMAN BARNES: -- the header information in our exhibits.

MS. HALLEN: I just wanted to make sure we're citing everything --

CHAIRMAN BARNES: I believe that -- on Paragraph 60, I believe I counted more than 500 individuals at one point in time; do we want to do a recount here? Paragraph 60, we talk about The Mission Continues donor list and how large it was.

REPRESENTATIVE MITTEN: Do we -- why would we need to do a recount?

CHAIRMAN BARNES: I -- if somebody wants to check my --

REPRESENTATIVE MITTEN: Oh.

REPRESENTATIVE RHOADS: Wasn't that his testimony on it?

CHAIRMAN BARNES: -- my math.

REPRESENTATIVE MITTEN: I think that was the testimony, as well.

CHAIRMAN BARNES: I did -- I did not cite the testimony. It would have been -- likely have been Kympton's testimony.

MS. HALLEN: Yeah, it was.

CHAIRMAN BARNES: Can you --

MS. HALLEN: Do you want me to check his

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testimony; is that what you're saying?

CHAIRMAN BARNES: Yes, please.

MS. HALLEN: Okay.

REPRESENTATIVE PIERSON: Well, this is later on -- it's later on.

REPRESENTATIVE RHOADS: Now, hang on a second. So --

CHAIRMAN BARNES: Oh, yeah, yeah, yeah, you're right. We already cite it.

MR. SECRETARY: Right. We cited it on Kympton's --

MS. HALLEN: It's also on Page 34, right, of Kympton's testimony.

CHAIRMAN BARNES: Okay. But we've got it. Representative Pierson is right; we've got it right here, as well.

Is that where you want to go to, Representative Rhoads?

REPRESENTATIVE RHOADS: Yeah, you're fine. I was just -- I was on the same path as Representative Pierson.

CHAIRMAN BARNES: Okay.

MS. HALLEN: Okay. So you don't want the transcript citation? Okay.

CHAIRMAN BARNES: No, we have it below here.

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REPRESENTATIVE MITTEN: 61. Again, I just -- it's very stylistic, so -- but Greitens did, in fact -- well, I guess that's now 62. Greitens did, in fact, put substantial effort into cultivation of donors for the list. However, for most -- it just seems to me that, however, for most of the time -- and I don't even know what that time is referring to.

CHAIRMAN BARNES: The time that he was cultivating donors for the list.

REPRESENTATIVE MITTEN: Okay. So then, however, for most that time, Greitens also -- or Greitens earned -- not was earning, but earned -- a salary as the CEO, period. And then I would just say, you know, in addition, other people put labor -- I don't know.

CHAIRMAN BARNES: I agree with the earned rather than was earning, but I disagree with the other, because I can. Every once in a while, I can't let Representative Austin and Representative Mitten win every --

REPRESENTATIVE MITTEN: Representative Phillips has an idea that we will talk about.

CHAIRMAN BARNES: Off the record?

REPRESENTATIVE PHILLIPS: Yes.

CHAIRMAN BARNES: Whoa, I think I need to go

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up here; did I highlight anything? No. Never mind. Okay. All right. Paragraph 69, which was previously 68, we have no citation, but they're both Hafner and Reichardt.

MS. HALLEN: Would you like a citation?

CHAIRMAN BARNES: Yes, where they say the meeting never happened.

MS. HALLEN: Okay. So on Michael Hafner's testimony, it's Page 19. We can just cite directly to the line where he says, I never met with Lyndsey.

CHAIRMAN BARNES: Okay.

MS. HALLEN: It's Line 32 -- or I mean, Line 23.

CHAIRMAN BARNES: Okay. Man, this is in the leads. The footnotes, are we doing at page --

MR. SECRETARY: Yes.

CHAIRMAN BARNES: -- line number?

MR. SECRETARY: Yeah.

CHAIRMAN BARNES: Okay. Well, because not all of them are that way.

MS. HALLEN: Okay. His -- hers, Reichardt, is Page 28 -- or -- yeah, 28, Line 25, and then Page 29, Line 1.

REPRESENTATIVE MITTEN: Okay. Can we go back to 66? I think it's 66. Kympton -- not expressly

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stated -- take away the have; Kympton and TMC expressly stated that it did not authorize.

CHAIRMAN BARNES: I think whenever -- you know, as we move on from the General Assembly, when I'm filing briefs as an attorney, I need to reconvene this Committee for a write tight exercise with every brief that I file with the Court.

REPRESENTATIVE RHOADS: Mr. Chairman, do you think you'll get a quorum?

CHAIRMAN BARNES: We may struggle for a quorum.

REPRESENTATIVE AUSTIN: It depends on the hourly rate.

REPRESENTATIVE MITTEN: I was going to say, I'll get back to him with my hourly rate. Could -- Paragraph 67, which I guess is now 68; on January 19, 2015, Hafner testified that Greitens instructed him.

CHAIRMAN BARNES: Yeah.

REPRESENTATIVE MITTEN: When did he testify? Yeah. Okay.

REPRESENTATIVE AUSTIN: You mean to me?

REPRESENTATIVE MITTEN: On -- right. Thank you.

MR. SECRETARY: I don't think you need the

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commas -- the first comma. Well --

REPRESENTATIVE MITTEN: Paragraph 69, which I guess is now 70. Okay. On January 28th, Hafner emailed Proctor, Laub, and Bobak seeking help inputting information, or is that obtaining information for an initial fundraising list?

CHAIRMAN BARNES: I think it's input -- inputting.

REPRESENTATIVE MITTEN: Okay.

MS. HALLEN: He wanted information for the list -- that his list would be --

CHAIRMAN BARNES: Obtaining works, too.

REPRESENTATIVE MITTEN: Okay. Obtaining.

CHAIRMAN BARNES: Paragraph 72, it's available on the --

REPRESENTATIVE MITTEN: Paragraph 71. I know you -- that seems to need a year.

REPRESENTATIVE PIERSON: That's what I was thinking.

REPRESENTATIVE MITTEN: Whoa.

CHAIRMAN BARNES: Whoa, whoa, whoa.

REPRESENTATIVE LAUER: Save, save, save.

REPRESENTATIVE MITTEN: Control S.

CHAIRMAN BARNES: I can't -- you know people are going to read that. I don't know if you're going

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to put a bunch of whoa, whoa, whoas -- what just happened in the Committee room.

(AN OFF-THE-RECORD DISCUSSION WAS HELD.)

CHAIRMAN BARNES: We're back on the record.

MS. HALLEN: I'll go through and fix all the footnotes to make sure they're --

REPRESENTATIVE MITTEN: Yeah. Okay. Okay. So that's just in 2015. Okay. Okay.

CHAIRMAN BARNES: Bryan raised the issue of whether we need to redact any of this. I think that's too small for anyone to read.

REPRESENTATIVE MITTEN: I think we should redact it.

CHAIRMAN BARNES: I'm talking about --

REPRESENTATIVE MITTEN: Folks have ways.

CHAIRMAN BARNES: Really?

REPRESENTATIVE RHOADS: I would tend to agree --

CHAIRMAN BARNES: Okay.

REPRESENTATIVE RHOADS: -- with that same statement. I mean, somebody's going to do nothing but sit around and try to clean it up and clean it up, enhance it, clean it up, enhance it, clean it up. Can it be done? I don't know. Will it be tried? Absolutely.

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MS. HALLEN: There are other screenshots that need to be redacted in the report anyways, because they have Spencer Kympton's email address.

CHAIRMAN BARNES: Okay. So what we'll do is, we'll get a PDF of the report, and then you can go through and add the redactions. We'll sign the front page, get a PDF of the other thing in the report, come back and make those redactions for that potentially personal information.

Okay. I have -- anything on this page with 76, 77, 78? Okay. I want to add that after this ethics complaint was filed --

REPRESENTATIVE MITTEN: Could we -- I'm -- sorry.

CHAIRMAN BARNES: Go ahead. You want to go back?

REPRESENTATIVE MITTEN: Yeah, 73. Do we need it again? Or, I guess, yeah -- now it's 74.

CHAIRMAN BARNES: It is again, because she first testified that it was shared with Hafner and Laub for political purposes, and here she's testified again it was shared with Meredith Gibbons for political purposes.

REPRESENTATIVE RHOADS: Should it say again or maybe later in her testimony?

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REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Yeah. It works either way.

REPRESENTATIVE AUSTIN: I think he was --

CHAIRMAN BARNES: Okay. Okay. So I don't have a footnote for this ethics complaint.

REPRESENTATIVE MITTEN: Is that cited in the settlement?

CHAIRMAN BARNES: It may be.

REPRESENTATIVE AUSTIN: But the complaint is filed with EBC, we can all see it online; we've done that before.

REPRESENTATIVE MITTEN: Can you see complaints?

CHAIRMAN BARNES: I don't think you can see the complaints.

REPRESENTATIVE AUSTIN: Oh, okay.

REPRESENTATIVE RHOADS: I don't think you can see judgments or --

REPRESENTATIVE MITTEN: I don't think you can see the complaints. Right. So the question is -- I think it's --

CHAIRMAN BARNES: I'm comfortable with that being -- let's have one paragraph without a citation unless we can find a citation right now. But -- and that's why I put in approximately November, 2016. So

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the thought I had was to add a paragraph noting that the MEC subpoenaed Michael Hafner, and I believe they were -- because of documents we have -- they were in possession of that January 6, 2015 email.

REPRESENTATIVE AUSTIN: I don't know why you want to --

CHAIRMAN BARNES: Okay. I mean, if you don't think that's -- I just -- the MEC had that email from January 6, 2015. Stating it in here is as good as putting it --

REPRESENTATIVE MITTEN: Yeah.

CHAIRMAN BARNES: -- putting it in the report in many respects.

I don't know if this is necessary; Paragraph 84, we could add also, pursuant to a negotiated settlement with the MEC, Greitens signed a Joint Stipulation of Facts. But I think we already -- we've already said that with the sentence we have in there now.

REPRESENTATIVE MITTEN: Yeah, I'm fine with 80, whatever it is now.

CHAIRMAN BARNES: 84.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Okay. Putting in there another clause at the beginning that says, pursuant to

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a negotiated agreement, it's --

REPRESENTATIVE MITTEN: It's implied.

CHAIRMAN BARNES: It's restating what -- well, it's not just implied, it's a joint stipulation.

REPRESENTATIVE MITTEN: Right. So there you go. It's restating the title. I agree.

CHAIRMAN BARNES: So the $600 value is -- that was -- so that's part of what was -- the documents that were sent to us by Mr. Dowd, and that are also part of the AGO's -- what the Attorney General's office gave to us that came from the MEC. That number came from the fact that MEC's attorney and counsel for Mr. Greitens and The Greitens Campaign had a back and forth about the value of the list. And Greitens' attorney said, hey, I've talked informally with an appraiser in Virginia. She -- it's $1 per name, I think, or anywhere from $1 to a $1.25 per name, and that's how they got to the $600 -- $600 number. You guys think I ought to put that in there?

REPRESENTATIVE LAUER: I don't think there's a standard of evaluation.

REPRESENTATIVE MITTEN: Well, and if memory serves me though, those documents indicated that it's kind of impossible to put a value on this, because 501(c)(3) lists are not for sale.

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CHAIRMAN BARNES: Well, I don't know that it would be impossible to put a value on it.

REPRESENTATIVE MITTEN: Well, maybe she didn't use the word impossible.

CHAIRMAN BARNES: Yeah. So Committee's belief on whether to add something in the footnote about the amount of $600 was part of a back and forth between counsel.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Again, it might be implied. What do you think, Representative Austin?

REPRESENTATIVE AUSTIN: I think -- yeah, put it in is what I think.

REPRESENTATIVE MITTEN: And I think you're right. I think she said it was difficult. Was that it or was it third party?

CHAIRMAN BARNES: All right. How about the value assigned pursuant to -- the fact is, that the emails that we have show that that was the thing that they went back and forth the most over it seemed to me. I have one of those emails in front of me here.

REPRESENTATIVE MITTEN: Can't we just say negotiated, do we --

CHAIRMAN BARNES: I mean, here, for example, we have a -- this is an email from counsel for the MEC

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that says, because you have -- Mr. Adams, because you have access to persons who have provided valuations of donor lists in the past, my hope was that you might be able to get one of them to provide a valuation about these lists. At this point, any number that I might come up with for the in-kind contribution would be pretty subjective unless and until we engage a professional to provide one. If you, on the other hand, would be able to do that, and if you would be willing to share it, then an independent basis would exist for the number that would be reported.

REPRESENTATIVE AUSTIN: That's our Exhibit 11, right?

CHAIRMAN BARNES: This is not contained within Exhibit 11; this is correspondence between Michael Adams and counsel for The Mission -- for the Missouri Ethics Commission.

REPRESENTATIVE AUSTIN: This was forwarded to us by Greitens' attorney here recently; is that right?

CHAIRMAN BARNES: It -- it was partly forwarded -- one portion was forwarded by Greitens' counsel, and then we also have separate communications in the AGO's production for us.

MR. SECRETARY: So how about the list was assigned a value of -- the list was assigned a value

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after negotiations between Greitens' counsel and the MEC.

CHAIRMAN BARNES: Assigned -- after negotiations between Greitens' counsel and --

MR. SECRETARY: The list was assigned a value.

REPRESENTATIVE MITTEN: As a result of.

CHAIRMAN BARNES: In which the MEC relied upon the value asserted by Greitens' counsel.

Can someone pull out what we have from the -- what we got from Dowd?

MR. SECRETARY: By -- by the way, I would say the list was assigned a value through negotiations between Greitens' counsel and the MEC after which the MEC relied upon the value asserted by Greitens' counsel.

CHAIRMAN BARNES: Let's just -- let's take a little break while we're trying to figure this out.

REPRESENTATIVE AUSTIN: Now, hold on -- is -- is --

THE COURT REPORTER: And do you still want to go off?

REPRESENTATIVE AUSTIN: Yeah, I want to be off.

(AN OFF-THE-RECORD DISCUSSION WAS HELD.)

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CHAIRMAN BARNES: Exhibit 34 will be the correspondence between counsel for Greitens and the campaign with counsel for the MEC. And in this footnote, we will simply reference this new exhibit, see Exhibit 34 for email negotiations on the value of the list between Greitens' counsel and the MEC, period.

REPRESENTATIVE LAUER: Mr. Chair?

CHAIRMAN BARNES: Representative -- hold on, hold on.

REPRESENTATIVE LAUER: Okay.

CHAIRMAN BARNES: Is there any objection to creating new Exhibit 34 and referencing in the footnote, so -- rather than attempting to characterize how this negotiation went we can have -- cite the public to the document itself, and they can make their own determinations?

REPRESENTATIVE AUSTIN: No objection.

CHAIRMAN BARNES: Okay. Representative Lauer?

REPRESENTATIVE LAUER: Thank you, Mr. Chair. It's more of a concern that I'm bringing up. In these negotiations where it has the Governor's counsel and MEC counsel, but no where in there does The Mission Continues have counsel represented, which is the owner of the list to help establish what that fee would be,

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if it were, indeed, appropriately transferred. The second part of that would be in 501(c)(3)'s generally, the donor lists are not used for political purposes, so I would -- I would suggest that any value you put on this would not be reflective based on those situations.

CHAIRMAN BARNES: Point taken. Further discussion?

Okay. Paragraph 93c, I'm just going to flag this. I have put in here, the list has a value that is likely in excess of $600. They expected to raise millions from it.

REPRESENTATIVE MITTEN: They did.

CHAIRMAN BARNES: They did, in fact, raise millions from it. I have a problem with a $600 valuation for a -- for property that is used to come into possession of millions of dollars. That's the greatest ROI in history.

REPRESENTATIVE RHOADS: But the thing is though, you can get a list; that doesn't mean they're going to give you anything. You're not guaranteed anything with it.

CHAIRMAN BARNES: No, there's no guarantee. That's right.

REPRESENTATIVE RHOADS: I mean, you're not. You're going to have to put some personal skill into it

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to -- I mean --

REPRESENTATIVE AUSTIN: Yeah, the reason that the list has value is because there's also an extra component and that's --

REPRESENTATIVE MITTEN: Exactly.

REPRESENTATIVE AUSTIN: -- the relationship between Eric Greitens and the individual members on that list.

CHAIRMAN BARNES: And -- and The Mission Continues.

REPRESENTATIVE AUSTIN: And I don't know --

CHAIRMAN BARNES: And the donors, and that connector for some, and then for others it was the connector. So if -- I'm fine taking this out, because we don't have independent testimony about it and that -- so I'm fine with taking that out. That's why I wanted to flag it --

REPRESENTATIVE AUSTIN: Yeah.

CHAIRMAN BARNES: -- because I realized on review here that that's something that likely comes out.

REPRESENTATIVE AUSTIN: I'd like to take it out.

CHAIRMAN BARNES: Second?

REPRESENTATIVE MITTEN: Second.

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CHAIRMAN BARNES: Third, fourth, fifth, sixth, seventh. Okay. Unanimous.

REPRESENTATIVE LAUER: Mr. Chair, just another comment.

CHAIRMAN BARNES: Yes, ma'am.

REPRESENTATIVE LAUER: Okay. My understanding is at the time this was transferred in 2015, the limit for consideration of a felony was $500; is that right?

CHAIRMAN BARNES: That's correct.

REPRESENTATIVE LAUER: Okay. Thank you.

CHAIRMAN BARNES: Okay. Let's take a break for a second.

(A BREAK WAS TAKEN.)

CHAIRMAN BARNES: This Paragraph 95, we've subpoenaed Washington University. I want to take that out. Is there any other points -- my plan is to have -- Alix, do you want to fix some footnotes?

MS. HALLEN: Sure.

CHAIRMAN BARNES: I think you -- not just sure; you volunteered for that earlier. I want to make sure.

MS. HALLEN: I volunteered. Yes. That's good. Yeah, yeah, yeah, I will.

CHAIRMAN BARNES: Okay. We will have it

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printed out. We will have -- put the final version in the Chief Clerk's office for signature this afternoon, and then we will create a pdf of the document so that we can -- they can redact the things within this document that may have a little bit of danger in revealing personal information.

MS. HALLEN: Bryan has the exhibits redacted. Do you all want to approve them? He has a PDF of it.

REPRESENTATIVE AUSTIN: Well, when we go and sign it, won't they be attached then --

MS. HALLEN: Okay. I just didn't know if you wanted to take a vote to approve them first before your -- before the final final.

REPRESENTATIVE AUSTIN: I thought all the exhibits were already -- we've already agreed to, because we did --

MS. HALLEN: No, I meant the redactions.

REPRESENTATIVE AUSTIN: Oh, oh, yes, yes, I hear you. Do we need to go on the record you mean?

MS. HALLEN: If you just want to approve the redactions.

REPRESENTATIVE MITTEN: We are on the record.

CHAIRMAN BARNES: Well, we can do so by signing the report.

REPRESENTATIVE AUSTIN: That's right. That

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way we can -- so we've viewed the redactions --

MS. HALLEN: Okay. That's fine. I just wanted to make it available --

REPRESENTATIVE AUSTIN: Yeah, that's right, Alix.

MR. SCHEIDERER: So it will be up in Alix's office.

MS. HALLEN: Adam's office.

MR. SCHEIDERER: Adam's office. I'm sorry.

CHAIRMAN BARNES: Okay. Further discussion? Seeing no further discussion, I will --

MR. SECRETARY: We've got new business.

CHAIRMAN BARNES: Oh. We're noticed up for tomorrow at eight a.m. We are going to have counsel here.

REPRESENTATIVE LAUER: In here?

CHAIRMAN BARNES: Where -- do we have a room, Alex?

REPRESENTATIVE MITTEN: We'll need a bigger room.

CHAIRMAN BARNES: We have this one?

REPRESENTATIVE MITTEN: We're going to need a bigger boat.

CHAIRMAN BARNES: I -- listen, I'm really tired of closed hear -- closed hearings.

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REPRESENTATIVE LAUER: My committee usually meets tomorrow morning and we will not be having a meeting, and that's in Hearing Room 4, so that may be available.

REPRESENTATIVE MITTEN: We've got to block off the doors.

REPRESENTATIVE AUSTIN: Okay. We're meeting with counsel, so --

CHAIRMAN BARNES: When we meet with counsel and have substantive discussions with counsel, we'll kick everyone out of the room.

REPRESENTATIVE RHOADS: You know the room will be packed.

REPRESENTATIVE MITTEN: Right.

MS. HALLEN: Well, let's --

REPRESENTATIVE RHOADS: You're talking about a ten-minute process.

MS. HALLEN: Let's do the open part first and then meet with counsel afterwards.

CHAIRMAN BARNES: Well, but Representative Rhoads is right. If we're --

REPRESENTATIVE LAUER: How do we know if they're going to be in and out?

CHAIRMAN BARNES: We don't have a witness secured for --

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REPRESENTATIVE AUSTIN: Can we change location at this late date?

REPRESENTATIVE RHOADS: Can't we move whoever's in, say, Hearing Room 5 to 4, and then --

CHAIRMAN BARNES: I think Representative Lauer offered up her committee's hearing room.

REPRESENTATIVE LAUER: 4.

REPRESENTATIVE RHOADS: I like 4, because I think you can control it better, and there's no microphones and those kinds of things.

REPRESENTATIVE LAUER: It's pretty close.

MS. HALLEN: Are we doing anything besides meeting with counsel tomorrow?

CHAIRMAN BARNES: I have no plans other than meeting with counsel tomorrow. And we're either going to release this report this afternoon or tomorrow. If we release it tomorrow, that could be a reason for -- to have a public hearing.

REPRESENTATIVE LAUER: How would we know when we're in and out of specific conversation with counsel until we get into the conversation? That's --

CHAIRMAN BARNES: Well, when we have a conversation with counsel, we are going to -- we are going to close the room.

REPRESENTATIVE MITTEN: So we could have our

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conversation with counsel and then open it up publicly after that conversation is over?

REPRESENTATIVE AUSTIN: Just say there's nothing more?

CHAIRMAN BARNES: Yeah, that seems to be --

REPRESENTATIVE MITTEN: I would agree.

CHAIRMAN BARNES: -- not worth it. Okay. So let's vote to close tomorrow's hearing. All those in favor will vote yes. Mr. Secretary?

REPRESENTATIVE MITTEN: All those opposed?

CHAIRMAN BARNES: All those opposed will vote no. Mr. Secretary, please call the roll.

MR. SECRETARY: Representative Barnes?

CHAIRMAN BARNES: Aye.

MR. SECRETARY: Representative Phillips?

REPRESENTATIVE PHILLIPS: Aye.

MR. SECRETARY: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

MR. SECRETARY: Representative Lauer?

REP LAUER: Aye.

MR. SECRETARY: Representative Austin?

REPRESENTATIVE AUSTIN: Aye.

MR. SECRETARY: Representative Rhoads?

REPRESENTATIVE RHOADS: Aye.

MR. SECRETARY: Representative Pierson, Jr.?

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REPRESENTATIVE PIERSON: Aye.

MR. SECRETARY: Seven zero in favor of the motion.

CHAIRMAN BARNES: Seven aye, zero no, we approve the motion.

MS. HALLEN: Can I make a comment? So it seems in Moriarty they, of course, retained counsel, but they didn't have any transcripts of their meetings. So I'm not sure we need to even have -- we can just have a meeting with our counsel.

REPRESENTATIVE MITTEN: Because that would never be --

MS. HALLEN: If it's never even going to be a hearing, you know --

REPRESENTATIVE MITTEN: It would be subject to the privilege no matter what.

MS. HALLEN: Right. So we don't have to have -- I don't think we have to -- you can correct me if I'm wrong. Do you even think we need to have a hearing? Because I'm sure they met with their counsel in '94.

MR. SECRETARY: Well, my belief is, when you have a quorum committee meeting together --

MS. HALLEN: Okay.

MR. SECRETARY: -- it should be noticed, with

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an exception to the closed hearing --

MS. HALLEN: Okay.

MR. SECRETARY: -- which is provided in 6 Stat 021.

MS. HALLEN: Okay.

CHAIRMAN BARNES: So we notice it up and then we have discussions in private without a court reporter, because they're conversations with counsel.

MS. HALLEN: Right.

CHAIRMAN BARNES: Okay. Seeing nothing --

REPRESENTATIVE LAUER: Need to confirm with Adam the room?

CHAIRMAN BARNES: No, we're going to do -- I think we'll just do -- no, we'll do 4. No, we'll do 4, because we need the extra -- we want the extra space.

REPRESENTATIVE MITTEN: We need the space.

CHAIRMAN BARNES: Because we have extra people.

Thursday, let's -- any further business for today? Seeing none, I hereby close this hearing.

REPRESENTATIVE MITTEN: Adjourn.

CHAIRMAN BARNES: Adjourn this hearing of the House Special Investigative Committee on Oversight.

(HEARING WILL STAND IN RECESS.)

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C E R T I F I C A T E

STATE OF MISSOURI)
) ss
COUNTY OF HOWARD)

I, Tammy F. Ballew, Certified Court Reporter for the firm of Capital City Court Reporting, P.O. Box 446, Jefferson City, Missouri 65102, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenomask the proceedings had, and that the above and foregoing is a true and accurate transcription, to the best of my ability, of said proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of April, 2018.

_____

Tammy F. Ballew
CAPITAL CITY COURT REPORTING

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SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Wednesday, April 25, 2018

State Capitol Building
201 West Capitol Avenue
Hearing Room 4
Jefferson City, Missouri 65101

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson Jr.

Also present:

Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

REPORTED BY: Beverly Jean Bentch, CCR No. 640
Tiger Court Reporting
111 East Broadway, Suite 310
Columbia, Missouri 65203
573.999.2662

(April 25, 2018)

REPRESENTATIVE BARNES: Call this hearing of the House Special Committee on Investigative Oversight to order. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Representative Pierson Jr.

REPRESENTATIVE PIERSON: Here. All seven here and accounted for.

CHAIRMAN BARNES: With seven present, we have a full quorum. I think we're going to be brief today. I hope we're going to be brief.

I've distributed, I suppose we call this a motion although we're not a party, and I don't believe that the Court in St. Louis has any jurisdiction over

what we're doing in this matter, but I suppose to be polite we have made a request to the Court and the City of St. Louis to instruct the parties in that case to comply with our lawfully issued subpoena. I just passed this around for the Committee's knowledge. I know we talked about this, but you have the actual document in front of you now.

As for the report that I think we all signed yesterday -- Anybody not sign? Anybody not get to the chief clerk's office?

(Representative Rhoads raised his hand.)

CHAIRMAN BARNES: Okay. Well, we'll all be signed today. House, who is it, technology section?

MS. HALLEN: IT, yeah.

CHAIRMAN BARNES: IT has an issue with the size of the files which is causing delay.

SECRETARY CURCHIN: Only with regard to them being in a searchable format. If it were a non-searchable format, we'd be able to get it up immediately.

CHAIRMAN BARNES: We are going to do it in a searchable format.

SECRETARY CURCHIN: If we're going to choose to do it in a searchable format, it's going to take a little bit.

CHAIRMAN BARNES: We're waiting on IT and a signature for --

MS. HALLEN: We're also needing to do some additional redactions, but we can talk about that.

REPRESENTATIVE MITTEN: It will be done this morning.

MS. HALLEN: We'll take care of it.

CHAIRMAN BARNES: That's the second item of business.

The third item of business is counsel is here today to speak to the Committee. We voted last week to authorize Mr. Robertson and Mr. Kempton, I believe. We also had a separate vote to speak on behalf of the Committee. So I wanted them to come in and speak to the Committee.

Before we speak to them, we are going to go, I guess we call this a double closed hearing.

REPRESENTATIVE MITTEN: Yeah, Mr. Chair, and please no offense, is there an issue with the court reporter being here and protecting the privilege?

CHAIRMAN BARNES: It doesn't matter. If you could step outside the room when we have a conversation with counsel.

REPRESENTATIVE MITTEN: I just don't know. I've never had a court reporter present when I spoke to

my client.

CHAIRMAN BARNES: We're not going to be on the record.

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: I now move for double closed. We're closed. Do you want to go off the record? Do you want to have a vote to go off the record?

SECRETARY CURCHIN: No, I don't think you need that.

REPRESENTATIVE MITTEN: I do think, Mr. Chair, we need to make it clear that we're going off the record in order to protect and preserve the privilege.

CHAIRMAN BARNES: Let's go off the record and speak with counsel.

(Off the record.)

CERTIFICATE OF REPORTER

I, Beverly Jean Bentch, CCR No. 640, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing examination was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this examination was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Beverly Jean Bentch, CCR No. 640

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Monday, April 30, 2018

State Capitol Building
201 W. Capitol Avenue
Jefferson City, Missouri

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.

Also present: Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

REPORTED BY: Tracy Taylor
Tiger Court Reporting, LLC
111 East Broadway, Suite 310
Columbia, Missouri 65203
573.999.2662

REPRESENTATIVE BARNES: Call to order this House Special Investigative Committee on Oversight. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Here.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Rhodes.

REPRESENTATIVE RHODES: Here.

SECRETARY CURCHIN: Representative Pierson, Jr.

REPRESENTATIVE PIERSON: Here.

SECRETARY CURCHIN: All seven here and accounted for.

REPRESENTATIVE BARNES: We have a quorum. Okay. We need a laptop and a report.

REPRESENTATIVE MITTEN: A what?

REPRESENTATIVE BARNES: A laptop and a report. To type.

REPRESENTATIVE MITTEN: I don't think I have the report. Does somebody have a thumb with it on it?

REPRESENTATIVE BARNES: Alix does.

SECRETARY CURCHIN: Alix just went to print out a new signature page and she has the report on her jump drive.

REPRESENTATIVE BARNES: Can I have a piece of paper?

REPRESENTATIVE MITTEN: Actually, I might have it too. I have the exhibits.

REPRESENTATIVE BARNES: Well, let's work on the paragraph that we can add. Okay?

REPRESENTATIVE MITTEN: Let me see.

REPRESENTATIVE BARNES: We'll pause while Representative Mitten pulls up the addendum report.

REPRESENTATIVE MITTEN: Let me see if I have it. I'm not sure that I do. I do. Thank you, Alix.

REPRESENTATIVE BARNES: I'm going to come

sit next to you, if you don't mind.

REPRESENTATIVE MITTEN: I do not mind. We have -- that's probably a big, giant hassle.

REPRESENTATIVE PHILLIPS: May I leave and return in about three minutes, Mr. Chairman?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: There. That was the footnote. Footnote 27. Here we go. That's not working. Sorry. See. Look, I cracked it that very day actually.

REPRESENTATIVE BARNES: Footnote 27 in current form reads, The Committee included purported quotes of Witness 1 from her deposition in the criminal case on the theory explained in Note 36, that counsel had an obligation not to mislead the Court. The Committee further notes that the ellipses placed in front of the quote from Greitens' lawyers makes it impossible for the Committee to determine a full answer to the question in the absence of the full transcript. Further, Greitens' claims about a recent video disclosed by the circuit attorney are demonstrably false. As a result, the Committee will no longer provide such deference to cherry-picked evidence.

I don't think we need to change that. I

think what we need to do is create a paragraph at the end explaining what has since happened.

REPRESENTATIVE MITTEN: I agree.

REPRESENTATIVE AUSTIN: Will that paragraph be right behind that one?

REPRESENTATIVE MITTEN: Wait. What was this last paragraph?

REPRESENTATIVE BARNES: Paragraph 10 is the last paragraph.

REPRESENTATIVE MITTEN: Advertisements, political witch hunt. Okay. We'll fix that. Here. This might be easier.

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: There you go.

MS. HALLEN: Sign away. Want to make sure I got the date right?

REPRESENTATIVE PIERSON: Looks good.

REPRESENTATIVE MITTEN: The 30th. Right?

REPRESENTATIVE BARNES: Okay.

REPRESENTATIVE MITTEN: I'll type. You dictate. Oh, shoot. I don't know what happened there. Okay. No.

REPRESENTATIVE BARNES: Okay.

REPRESENTATIVE MITTEN: The Committee -- the Committee -- did we file a motion or did we send a

subpoena?

REPRESENTATIVE BARNES: Yes. But I want to lay out what happened before then.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE BARNES: Go down to paragraph 11. On the afternoon of April 16th, comma, after learning that the Committee was in possession of the interview video, comma, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to the interview video, period. In an order that afternoon -- same paragraph. In an order that afternoon, comma, the Court granted such leave.

And then I'm going to go find the order and we'll take a direct quote from the order, we'll make the order an exhibit.

MS. HALLEN: Can I get the order -- I have the order up in my office -- or not the order. Can I get it on Case.net?

REPRESENTATIVE BARNES: You can get it on Case.net if you have a Case.net log-in.

MS. HALLEN: Yeah, I do.

REPRESENTATIVE BARNES: Okay. So we're waiting for Alix there. And then I'm going to --

MS. HALLEN: Jay, when was the order?

REPRESENTATIVE BARNES: April 16th.

MS. HALLEN: If my internet would ever choose to participate by pulling it up. Here you go.

REPRESENTATIVE MITTEN: Okay. So the order --

MS. HALLEN: Should be loading itself. Why doesn't it want to do anything?

REPRESENTATIVE MITTEN: Good grief. There it goes.

MS. HALLEN: It's trying. Oh, come on. I don't know why it is being such a pain in the butt.

REPRESENTATIVE MITTEN: It's not working for me either, I don't think. It might be a Case.net issue.

MS. HALLEN: Yeah.

REPRESENTATIVE BARNES: I have it in my office. I'll call my office and have it brought down.

REPRESENTATIVE MITTEN: It is a Case.net issue.

MS. HALLEN: Yeah. Clearly they're having some kind of issue with -- okay. Okay.

REPRESENTATIVE BARNES: On April 17th -- next paragraph.

REPRESENTATIVE MITTEN: Okay.

REPRESENTATIVE BARNES: On April 17th, at

12:07 a.m., counsel for Greitens e-mailed the Committee with a letter containing purported excerpts of testimony from the nearly 10-hour deposition of Witness 1 taken in the Circuit Court case, period.

The Committee --

REPRESENTATIVE MITTEN: Yep.

REPRESENTATIVE BARNES: -- subsequently subpoenaed defense counsel, the Circuit Attorney's Office and counsel for Witness 1 for the entirety of the deposition video and transcript.

REPRESENTATIVE AUSTIN: Just the entire deposition transcript.

REPRESENTATIVE BARNES: Yes. For the entirety -- the entire deposition transcript.

REPRESENTATIVE MITTEN: I'll do it like that.

REPRESENTATIVE BARNES: Period.

The Circuit Attorney's Office and counsel for Witness 1 informed the Committee that they --

MS. HALLEN: Here's the order.

REPRESENTATIVE BARNES: Okay.

REPRESENTATIVE MITTEN: Yep. The Circuit Attorney's Office and counsel for Witness 1 informed the Committee that they --

REPRESENTATIVE BARNES: They supported

the subpoena and wish to disclose said documents to the Committee, period.

REPRESENTATIVE MITTEN: Yep.

REPRESENTATIVE BARNES: Defense counsel objected to immediately turning over the deposition transcript and suggested a briefing schedule to the Court. Let's --

REPRESENTATIVE MITTEN: Suggested the Court --

REPRESENTATIVE BARNES: Hold on. Back up. Circuit Attorney's Office and counsel for Witness 1 informed the Committee that they supported the subpoena, desired to disclose -- erase all that. Desired to disclose said documents. Did not -- okay. Defense counsel -- defense counsel ignored the subpoena. That's what they did to start.

REPRESENTATIVE RHODES: Did you have any contact with them about the subpoena?

REPRESENTATIVE BARNES: They were served the subpoena and they said -- that's right. They said, Give us extra time. We need a little extra time. We got that on Sunday. We got from the other two --

REPRESENTATIVE RHOADS: What if we said they failed to comply with the subpoena?

REPRESENTATIVE BARNES: Well, they all failed to comply. Witness 1's attorney didn't have it, so he didn't fail to comply. Circuit Attorney's Office was getting beat up for having failed to disclose the other video. They didn't want to do anything that might make the judge mad. So they said, We'll give it to you as soon as we get an order from the Court, but we support the subpoena.

REPRESENTATIVE RHOADS: Sure.

REPRESENTATIVE BARNES: The Governor's team said, Oh, we need some more time to consider this. Then we noticed it up, then we filed a motion of -- I wouldn't call it a motion because we're not a party to the case. We apprised the Court of our subpoena.

And counsel for Greitens responded by saying we need a briefing schedule that set us out a week or two before getting a Court decision, at which point in time the response was basically you guys have said this is exonerating. If it is, you should be doing everything you can, in your power, to get it to us, including just plain giving it to us.

REPRESENTATIVE RHOADS: Sure. Yeah. Yeah.

REPRESENTATIVE BARNES: And having failed

to do so, we're not going to go waste time and resources seeking something that they claim to be exonerating but they won't provide us.

MS. HALLEN: Are we done with that?

REPRESENTATIVE MITTEN: No, we're not done with it.

REPRESENTATIVE PIERSON: Mr. Chair, would we also include in there since that time, they have also -- they're also going to be deposing her again? Do we put that -- I mean, think it sounds --

REPRESENTATIVE BARNES: I don't think it --

REPRESENTATIVE MITTEN: I don't think --

REPRESENTATIVE BARNES: I don't think it's necessary. We're trying to be -- to Representative Mitten's point, brief and explaining what the delay was after our hearing in releasing this. And the delay was we were trying to get this information that they claim to be good for them.

REPRESENTATIVE MITTEN: Okay. State versus Greitens. Here. No, but Alix wants her computer back.

MS. HALLEN: I mean, it's okay.

REPRESENTATIVE MITTEN: I'm just going to download it to the drive so we don't have to worry

about this. This is April 16th.

REPRESENTATIVE MITTEN: So this is the Court order. After this morning's hearing -- okay.

MS. HALLEN: All right. You're good. So I'm taking this back.

REPRESENTATIVE MITTEN: So do you want to deal with the quote or what? Do you want to just leave that they ignored it and then later -- or do you just want to --

REPRESENTATIVE BARNES: Okay. On April 24th, the Committee filed a request that the Circuit Court in St. Louis City instruct circuit attorney and defense counsel to comply with Committee's duly-issued subpoena.

Motion -- no, the request indicated that circuit attorney and counsel for Witness 1 -- sorry -- were prepared to honor the subpoena. Subsequent to the filing of the request, counsel -- defense counsel requested more time and a briefing schedule. Defense counsel refused to join the circuit attorney and counsel --

REPRESENTATIVE MITTEN: And instead -- right.

REPRESENTATIVE BARNES: -- for Witness 1 --

REPRESENTATIVE MITTEN: And instead.

REPRESENTATIVE BARNES: -- and instead, requested more time and a briefing schedule on the request.

Okay. So that lays out the facts. Do we want it -- do we care to state --

REPRESENTATIVE LAUER: Could you read what you have written now?

REPRESENTATIVE MITTEN: Okay. Starting with 11. Correct? Yes.

On the afternoon of -- on the afternoon of April 16th, after learning that the Committee was in possession of the video interview of Witness 1, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to said video interview. In an order that afternoon, the Court granted such leave.

Do we have the quote from that?

REPRESENTATIVE BARNES: I would quote directly from the document you just downloaded, but --

REPRESENTATIVE MITTEN: Right. And we'll insert -- and the quote would be, Defendant and his counsel are permitted to submit information to the Committee which may otherwise be in violation of the Court's scheduling order? Is that what you want me to

put in?

REPRESENTATIVE BARNES: Yeah.

REPRESENTATIVE MITTEN: Shall be limited --

REPRESENTATIVE BARNES: Shall be limited --

REPRESENTATIVE MITTEN: That's right. That's what we really care about.

REPRESENTATIVE BARNES: -- to the contents of the videotape --

REPRESENTATIVE MITTEN: And shall be limited to the contents of the video interview of Witness 1.

Next paragraph. On April --

REPRESENTATIVE BARNES: That's what I want to quote directly, because that's --

REPRESENTATIVE MITTEN: Okay. Do you want starting from the Court grants? Just defenda-- okay.

REPRESENTATIVE BARNES: Starting with limited.

REPRESENTATIVE MITTEN: All right. Are you good with that?

REPRESENTATIVE BARNES: Yes.

REPRESENTATIVE MITTEN: Okay. Do you

want me to just pass this around?

REPRESENTATIVE AUSTIN: We heard you read it.

REPRESENTATIVE MITTEN: Alix, is it possible for me to hook this up to that?

MS. HALLEN: Yeah. I can do it if you want to.

REPRESENTATIVE BARNES: Save it. Let's take a short break and we'll talk about that.

REPRESENTATIVE MITTEN: Let's do that.

(A recess was taken.)

REPRESENTATIVE BARNES: Having failed to get the document up on the big screen, we have one more paragraph to add. And that is a new paragraph 14. This keeps the report -- addendum report at four pages.

New paragraph 14 states, This Committee's charge is to determine the truth. Having claimed that the deposition testimony is helpful to Greitens, comma, it is incumbent upon his counsel to comply with the Committee's duly-issued subpoena and to expeditiously provide it with the entire deposition transcript, period.

Any objections to said paragraph?

REPRESENTATIVE AUSTIN: No.

REPRESENTATIVE LAUER: Good.

REPRESENTATIVE BARNES: Seeing none, this should complete this. We should get a printout of this. No one should leave. We should sign it right now and --

REPRESENTATIVE MITTEN: One quick thing. Do we want to add at the end of that that unfortunately to date, this has not happened?

REPRESENTATIVE BARNES: No. I think it's obvious.

REPRESENTATIVE MITTEN: Speaks for itself? That's fine. So this has been saved. Should we take a quick break to print it?

REPRESENTATIVE RHOADS: Do you want to go off record again, take a break?

REPRESENTATIVE BARNES: Yeah. Take a break to go print.

(Exhibits 35 and 36 were marked for identification.)

REPRESENTATIVE BARNES: We're noticed up for tomorrow at 2:45 in the HR Room. I want to keep that hearing time in case counsel wants to speak with us about something. And because the purpose of it would be to speak with counsel, I move that we close tomorrow's hearing. All those in favor, vote yes.

Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

REPRESENTATIVE BARNES: Aye.

SECRETARY CURCHIN: Phillips.

REPRESENTATIVE PHILLIPS: Aye.

SECRETARY CURCHIN: Mitten.

REPRESENTATIVE MITTEN: Aye.

SECRETARY CURCHIN: Lauer.

REPRESENTATIVE LAUER: Aye.

SECRETARY CURCHIN: Austin.

REPRESENTATIVE AUSTIN: Aye.

SECRETARY CURCHIN: Rhodes.

REPRESENTATIVE RHODES: Aye.

SECRETARY CURCHIN: Pierson, Jr.

REPRESENTATIVE PIERSON: Aye.

SECRETARY CURCHIN: Seven to zero in favor of the motion.

REPRESENTATIVE BARNES: By your vote of seven aye and zero no, you've voted to close tomorrow's hearing. We'll deal with Wednesday tomorrow.

REPRESENTATIVE LAUER: If we're going to do Wednesday morning, we'll have to do it today. Because if we wait until 2:45 tomorrow, we'll --

REPRESENTATIVE MITTEN: We should probably go ahead and --

MS. HALLEN: Well, Alex can notice it up.

REPRESENTATIVE BARNES: Let's notice it up for 8:00. We can vote to close it if we need to or we can have an open hearing Wednesday.

Okay. Representative Mitten is finishing the exhibit list for us. And then our capable Alexes will take care of the next step. We are noticed at 2:45 tomorrow.

Anything further for today? Seeing nothing, seeing no remarks, no further business before the Committee today, I hereby adjourn.

(Meeting adjourned.)

CERTIFICATE OF REPORTER

I, Tracy Thorpe Taylor, CCR No. 939, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

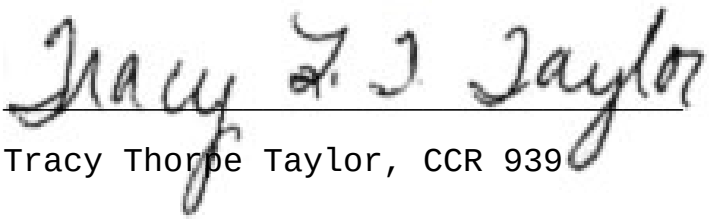

Tracy Thorpe Taylor, CCR 939

STATE OF MISSOURI

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT HEARING

MAY 2, 2018

No court reporter was present and no transcript exists.

STATE OF MISSOURI

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT HEARING

MAY 14, 2018

No court reporter was present and no transcript exists.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

AUDIO TRANSCRIPTION OF CANCELLED MEETING

Good afternoon. So good to see people here today. Uh, we -- I am going to cancel this hearing. I've been in contact with members of the Committee. Some of whom are stuck on I-70, apparently there was a pretty bad traffic accident. Others of whom are aware of what we are going to say.

And that is this: Upon the release of our second report Katherine Hanaway promised that her clients would cooperate with subpoenas for production of documents and testimony to this Committee.

This Committee took her up on that promise. Speaker Richardson and the Committee issued subpoenas to Greitens for Missouri, A New Missouri and Austin Chambers.

Unfortunately after having promised to be fully opened and fully transparent, Hanaway provided by - responded by providing some documents that were responsive to our subpoena.

She also objected to other large categories of documents. We are in the process of reviewing the documents that were provided to this Committee. Of which there was a substantial number and we are considering our options on which

path to take to enforce the Legislature and this Committee's subpoena power. When we decide what we will do and furtherance of that we will provide an update. And so with that having cancelled the hearing we are finished for today.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSITH

(End of audio)

CERTIFICATE OF TRANSCRIPTIONIST

I, MICHELE R. NIEHAUS, do hereby certify that the witness whose testimony appears in the foregoing transcript is transcribed testimony of said witness by me to the best of my ability and therefore reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this tape was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

MICHELE R. NIEHAUS

AUDIO RECORDING

STATE OF MISSOURI

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT HEARING

MAY 16, 2018

(Due to the quality of the recorded media, portions were unable to be transcribed and include inaudible portions. The transcript may also include misinterpreted words and/or unidentified speakers. The transcriber was not present at the time of the recording; therefore, this transcript should not be considered verbatim.)

TRANSCRIBED BY: MELISSA J. LANE, CSR/CCR/RPR

(Silence in audio.)
CHAIRMAN BARNES: Here.
UNIDENTIFIED MALE: Representative Phillips.
MR. PHILLIPS: Here.
UNIDENTIFIED MALE: Representative Mitten.
MS. MITTEN: Here.
UNIDENTIFIED MALE: Representative Lauer.
MS. LAUER: Here.
UNIDENTIFIED MALE: Representative Austin.
MR. AUSTIN: Here.
UNIDENTIFIED MALE: Representative Rhoads.
MR. RHOADS: Here.
UNIDENTIFIED MALE: Representative Pierson.
MR. PIERSON: Here.
CHAIRMAN BARNES: With seven present, we have a full quorum established. We're here this morning as we discussed yesterday to talk about process.
Mr. Greim and Mr. Garber are here to speak with us. If you guys would like to take a seat and come on forward.
There should be witness forms up there so make sure you fill those out. If you want to briefly introduce yourselves.

UNIDENTIFIED MALE: I'm (inaudible).
(Background noise in audio.)
MR. GREIM: (Inaudible) -- Bryant.
CHAIRMAN BARNES: Well, Mr. Greim, let me slow you down. We -- we've looked at the transcripts, and I let Mr. Garber introduce himself. We've looked at the transcripts from Moriarty, and we don't know that we're going that direction, but certainly Mr. Garber's presence and the memo that you have sent us suggests that and in Moriarty -- counsel for Ms. Moriarty was sworn, and so what I'd like to do is swear both of you in, if that's okay.
(Background noise in audio.)
MR. GREIM: All right. I think I'm just here to make a presentation, but I'm (inaudible).
CHAIRMAN BARNES: We'll do it one at a time.
Mr. Greim, can you raise your right hand?
(Mr. Greim was sworn by Chairman Barnes.)
MR. GREIM: I do.
CHAIRMAN BARNES: And, Mr. Garber, can you raise your right hand?
(Mr. Garber was sworn by Chairman Barnes.)
MR. GARBER: Yes.
CHAIRMAN BARNES: Okay. Mr. Greim, before

you begin, the committee wants to ask some questions to understand the basis of your representation. And I think I've got -- I know some answers to the questions, but, first, who do you represent? And as I ask questions, I'd like both of you to answer them. Who do you represent, Mr. Greim?

MR. GREIM: Well, Mr. Chairman, just to start off, I've entered an appearance where I've clearly stated that. I told that to your counsel, but I'll answer these questions. I represent the Office of the Governor.

CHAIRMAN BARNES: Okay. And any other entity or person?

MR. GREIM: No, Mr. Chairman.

CHAIRMAN BARNES: And, Mr. Garber, who do you represent?

MR. GARBER: Hi. Good morning, Mr. Chairman. So I represent the Office of the Governor, and I think it's also fair to say, Mr. Chairman, that we both represent the Governor in his official capacity.

CHAIRMAN BARNES: Okay.

MR. GREIM: I -- I would agree with that, Mr. Chairman.

CHAIRMAN BARNES: Can you explain to me how

the hiring processing worked?

MR. GREIM: Mr. Chairman, I'll -- I'll answer this up to the point where we get into privileged communications, but I was contacted by Lucinda Luetkemeyer, and I was asked whether we would be interested in taking on the engagement. We considered it. We negotiated the rate, and we entered into an engagement letter.

CHAIRMAN BARNES: With whom did you negotiate the rate?

MR. GREIM: I will say Lucinda Luetkemeyer.

CHAIRMAN BARNES: And, Mr. Garber, how did your hiring process work?

MR. GREIM: Mr. Chairman, it was roughly the same and -- and, yes, we negotiated with Ms. Luetkemeyer as well.

CHAIRMAN BARNES: Now, Mr. Garber, when -- when did that happen?

MR. GARBER: I -- I honestly don't know. I can get that information to the committee.

CHAIRMAN BARNES: Mr. Greim, when did that happen for you?

MR. GREIM: Well, it's been within the last couple of weeks.

CHAIRMAN BARNES: Mr. Garber, is that the

same for you?

MR. GARBER: No. It's -- it's been longer, Mr. Chairman. And, again, I -- I can get that information to the committee.

CHAIRMAN BARNES: Would it be inaccurate for me to say that Mr. Dowd informed me that you would be engaged in representation? I mean, you don't know the contents of that conversation, but were you -- did you speak with Mr. Dowd at some point?

MR. GARBER: I'm sure I did, Mr. Chairman.

CHAIRMAN BARNES: When was the first time you were contacted by Mr. Dowd about this?

MR. GARBER: Mr. Chairman, I -- I honestly can't remember. I can get that information to the committee.

CHAIRMAN BARNES: Do you represent Mr. Dowd?

MR. GARBER: I -- I do not.

CHAIRMAN BARNES: And so is there any privilege attached to your communication with Mr. Dowd?

MR. GARBER: Mr. Chairman, if you're trying to get at when I was engaged by the Office of the Governor, I can get you that information. In fact, I think I can -- you know, with the permission of the

Governor get you the engagement letter.

CHAIRMAN BARNES: My question, when were you engaged in any fashion in this manner? What is the date -- what was the date your contract was entered into.

MR. GARBER: Sitting here today, Mr. Chairman, I -- I thought we were talking about standards and processes. I -- I honestly don't know.

CHAIRMAN BARNES: We are, but -- but I also -- the committee wants to understand the basis of your representation and the contract that's using taxpayer funds to pay you, and so we're asking basic questions about the contract and how you came to be in the state of Missouri.

MR. GARBER: Yeah. And, again, I'm happy to provide that information.

CHAIRMAN BARNES: Who contacted you first? Mr. -- Ms. Luetkemeyer or Mr. Dowd?

MR. GARBER: Mr. Chairman, I can't remember.

CHAIRMAN BARNES: It was only three months ago; right?

MR. GARBER: Mr. Chairman, I'm -- I'm happy to provide that information to the committee. Again, today I thought we were talking about standards and

processes.

CHAIRMAN BARNES: We are. I think it's a pretty simple question. Who contacted you first? Ms. Luetkemeyer? Mrs. -- Mrs. Luetkemeyer or Mr. Dowd?

MR. GARBER: Mr. Chairman, this was months ago, and sitting here today, I can't remember.

CHAIRMAN BARNES: Well, was Ms. Luetkemeyer involved at all in our previous meeting?

MR. GARBER: The meeting that we had with you, Mr. Chairman?

CHAIRMAN BARNES: Yes, Mr. Garber.

MR. GARBER: I don't believe she was.

CHAIRMAN BARNES: Okay. That was you and Mr. Dowd; is that correct?

MR. GARBER: That is correct.

CHAIRMAN BARNES: And you flew into St. Louis; is that correct?

MR. GARBER: I honestly can't remember whether it was St. Louis or Columbia.

CHAIRMAN BARNES: Did you drive to my office with Mr. Dowd?

MR. GARBER: Did I drive to your office -- I can't remember who drove. Or -- or who was in the car.

CHAIRMAN BARNES: Were you in the same car coming down to meet with Mr. Dowd?

MR. GARBER: I cannot remember sitting here today, Mr. Chairman.

CHAIRMAN BARNES: You can't remember whether when you showed up at my office and -- was it in February? Was it in February, Mr. Kerchum (phonetic)? It was March.

MR. GARBER: Right. See, that's -- that's exactly it. We do a lot of meetings, Mr. Chairman. I can't remember if -- if I knew that that's what we were going to be talking about today, I would have refreshed my recollection and I would have been prepared.

CHAIRMAN BARNES: In fact, I know it was March.

MR. GARBER: I can't remember.

CHAIRMAN BARNES: Have you ever been to Jefferson City, Missouri, before?

MR. GARBER: No.

CHAIRMAN BARNES: And you can't remember whether you drove a separate car or whether you rode with Mr. Dowd?

MR. GARBER: Mr. Chairman, sitting here today, I cannot remember, but I appreciate your --

your seeing me that day, and I appreciate the committee hearing from us today.

CHAIRMAN BARNES: Would you dispute the other people who were present at that meeting that would say that you showed up in the same car with Mr. Dowd?

MR. GARBER: I would not dispute that. Because I can't remember.

CHAIRMAN BARNES: Mr. Greim, do you have Governor Greitens' consent for this representation?

MR. GREIM: I do. I have that through the agent of the Office of Governor Greitens, who is authorized to engage counsel. That's Ms. Luetkemeyer.

CHAIRMAN BARNES: Did Mr. Greitens grant permission to Ms. Luetkemeyer to engage you?

MR. GREIM: I have to assume that in dealing with an agent of the principal that the principal has authority to do so, and I have reason since then to believe that the principal is authorized the agent to do that.

CHAIRMAN BARNES: Ms. Luetkemeyer, can you bring up a chair?

MS. LUETKEMEYER: (Inaudible) I'm not prepared to (inaudible).

CHAIRMAN BARNES: Ms. Luetkemeyer, it's

going to be a simple question.

MR. GREIM: Mr. Chairman, I -- I object to this, and we came here -- I actually asked for me to talk about process.

CHAIRMAN BARNES: We are going to talk about process, Mr. Greim. I promise you.

MR. GREIM: We asked your counsel if there were any further questions, and now we come here, instead of talking about process, we are actually being inquired of as witnesses in this matter for factual information. And, respectfully, this is not the -- this is not the matter we came here to talk with you about.

CHAIRMAN BARNES: Mr. Greim, we are prepared to talk about process.

Ms. Luetkemeyer, are you refusing to give testimony to this committee.

MS. LUETKEMEYER: (Inaudible) committee I'll accept that request (inaudible).

CHAIRMAN BARNES: Mr. Garber, do you have Governor Greitens' consent for this representation?

MR. GARBER: Yes.

CHAIRMAN BARNES: How do you know you have that consent?

MR. GARBER: I -- I've spent time with the

Governor, Mr. Chairman.

CHAIRMAN BARNES: Did the Governor participate in the process making sure that you were going to be his counsel based on your experience?

MR. GARBER: Mr. Chairman, again, I'm -- I'm -- I'm not sure where we're going with this. I'm happy to -- to talk to you about these issues, as -- as the chairman of the committee know and, you know, I appreciate the opportunity to talk to the committee today. I've represented governors' offices in several states. I -- I honestly believe I'm here as a resource for the committee representing the Office of the Governor to talk about these incredibly important issues of processes and procedures and -- and, again, I appreciate the committees' willingness to hear from me.

CHAIRMAN BARNES: Mr. Garber, it's really a simple question.

MR. GARBER: Yeah. And I --

CHAIRMAN BARNES: How do you know Mr. Greitens; consent? Did he authorize you to represent him in this proceeding?

MR. GARBER: Yeah. I think I've said yes.

CHAIRMAN BARNES: Okay. Thank you. Thank you. For each of you, what are your representative

hourly rates?

MR. GREIM: My hourly rate in this matter, Mr. Chairman, is $340 per hour.

CHAIRMAN BARNES: And Mr. Garber?

MR. GARBER: It's $320 an hour, which is half of my normal rate.

CHAIRMAN BARNES: Okay. Have -- Mr. Greim, have you submitted any time sheets for payment to date?

MR. GREIM: I have not.

CHAIRMAN BARNES: Mr. Garber, have you submitted any time sheets for payment to date?

MR. GARBER: I believe we submitted our first invoice.

CHAIRMAN BARNES: And because you have submitted your first invoice, have you been paid that?

MR. GARBER: I don't think so, but I don't -- I don't know.

CHAIRMAN BARNES: Will the two of you provide the committee with a copy of your contract to represent your clients.

MR. GREIM: I will say that my client has received a sunshine request for my engagement letter, and I'm going to abide by client's decision as to whether to produce it. As you well know, Chairman

Barnes, frequently engagement letters contain privileged information. They contain attorney/client privileged information, but there's also information that's not privileged within an engagement letter, and so I'm happy to consult with the client and get back to you on that request.

CHAIRMAN BARNES: Mr. Greim, I don't want the stuff that -- that is privileged. I'm not trying to -- to get into that. If -- but I want the basic contract with you and your client. Can we -- can we have an agreement that you'll provide the committee with the contract with your client with the stipulation that if there is privileged information contained within it that you can redact that information?

MR. GREIM: Mr. Chairman, I -- I would like to make the agreement with you, but it's not the kind of thing I'm going to just say without consulting with the client and I -- I will agree to consult with the client and I -- I'm happy to answer questions about the rate, but I'm not going to just on the fly start making promises about disclosure of information.

CHAIRMAN BARNES: I'm not -- you're getting paid by taxpayers; right?

MR. GREIM: That's right. That's right.

CHAIRMAN BARNES: Okay. Representative Lawson, can you put that microphone down?

Mr. Garber, is it the same contract or is it -- you guys have -- I assume you have a separate engagement letter.

MR. GARBER: Yeah. Although, I haven't -- I haven't reviewed Mr. Greim's engagement letter, but I assume it's different.

CHAIRMAN BARNES: Do you have an engagement letter for yourself?

MR. GARBER: I do, in fact, yes.

CHAIRMAN BARNES: Are you prepared to provide the committee with a copy of that engagement letter?

MR. GARBER: I believe it would be the same answer as Mr. Greim. It would be up to the Office of the Governor.

CHAIRMAN BARNES: Further questions, Representative Phillips?

MR. PHILLIPS: To inquire, Mr. Chair?

CHAIRMAN BARNES: Proceed.

MR. PHILLIPS: Thank you. Thank you both for being here this morning and -- appreciate that a lot. One of the things that's weighed on our mind all along has been a concern on your end as well is, we've

been rather accused of getting one-sided information and we're more than happy to get both sides of the story. That's not been available to us at this point, but when the charges were dismissed in the last couple of days, the Governor said, quote, today, prosecutors dropped the false charges against me, this is a great victory, and it's been a long time coming. And I agree with that.

Mr. Bennett said the real reason why the case was dropped was, there no evidence. I have a tendency to agree with that.

So my question this morning is, now that the dramatical dust has cleared, when can we expect to hear from Governor Greitens?

MR. GREIM: Well, first of all, I want to make clear that this is -- your question is probably a good time to say this, but the Governor will have -- there are -- there are two sets of counsel. There's the Governor in his personal capacity, and there's the Governor in his official capacity, and so the decision about whether and when the Governor testifies, the decision about, you know, which witnesses will be used to produce information -- I'm not doing that, I don't think. Those are decisions that are going to be made by personal capacity counsel for the Governor, and

so -- now I will say that official capacity counsel -- that's us. We represent the executive branch. We -- we may participate in that decision, but, frankly, that is not -- that's not a decision that we've participated in right now. I couldn't tell you the answer to that. I expect that the answer to that will come soon. Our laser-like focus these next two days before the special session starts, Representative Phillips, is to get the procedure for this proceeding set so that adequate process -- due process is -- is given.

MR. PHILLIPS: Okay. So I -- I think I understand what you're saying. I understand your role is totally different than Mr. Dowd and Mr. Bennett, but you surely know the answer. I mean, you've got -- you're -- you're protecting the -- what you're calling the Office of the Governor. So not literally his office, but his position as Governor and apparently not exactly Governor Greitens; is that -- is that correct?

MR. GREIM: No. The -- we're representing the Office of the Governor.

MR. PHILLIPS: Okay.

MR. GREIM: And the Governor in his official capacity.

MR. PHILLIPS: Okay.
MR. GREIM: So, you know, it's our job to make sure that the Governor has the opportunity to testify.
MR. PHILLIPS: Right.
MR. GREIM: And has the opportunity to present, you know, the other witnesses that have knowledge that he doesn't.
MR. PHILLIPS: Right.
MR. GREIM: That's our main role. And then the handoff to the personal capacity counsel is, okay, you know, how will the testimony come in, when will the Governor testify, you know, there -- there's another charge out there. You know, he'll have to get counsel from them and not from us on that. So I hope that maybe an answer -- I mean, the answer is, I certainly can't tell you what or when he's going to testify, but I hope that in answering this it helps to tease out the differences between what the taxpayers pay for to represent the Office of the Governor and what is privately paid for, which is personal capacity counsel.
MR. PHILLIPS: Wouldn't it be to your advantage, though, to give us an answer to find that answer out, if you don't know the answer, to make a

phone call and say, hey, they want to know -- the public wants to know -- we're having public hearings now -- they want to know, and it's been expressed to us over and over again that the cooperation is there, ready to go, and now there seems to be a pretty clear path to do that.

So it sounds like to me that from what you're saying that you kind of set the stage for his attorneys who are representing him on the -- in the legal aspect of it, and so it looks to me like it would be to your advantage to provide us with some information, some kind of timetable here as to when we can expect to hear from him.

MR. GREIM: I'm acutely aware it would be to our advantage especially because one of the members of the committee is -- is directly asking me, so I'd like -- I'd like to have the answer just to be able to answer your question, but the reality is that we're putting the cart before the horse a little bit. Our focus over the next 48 to 72 hours has to be, let's put the rules in place that will allow that to happen and that will allow due process to occur in this initial stage. And so -- I mean, I know you'll get an answer to that question, but, frankly, you know, planning out which witnesses will testify and when is

not -- is not part of what I'm doing here. I'm talking about the right to testify.

MR. PHILLIPS: Right. I understand that. And we're not looking for a list of witnesses to testify. We've kind of got that figured out. What we're interested in is this specific witness. So you're saying, then, just for the record, that you cannot come up with an answer to that question or even a ball park idea of maybe in the next week, maybe in the next month, maybe in the next six months, maybe in the next year, next two years; is that your answer?

MR. GREIM: Well, next two years --

MR. PHILLIPS: I'm giving you a little time frame here.

MR. GREIM: Okay.

MR. PHILLIPS: I don't want to pressure you.

MR. GREIM: I -- now, I always like to -- no. All I can say is that that's a call ultimately for the governor's personal capacity counsel to make. I think that we'll be involved in that decision to the extent that it means we've got to come back to ask this committee for something, but I will have to just admit since I -- made my first call to the speaker the middle of last week and started e-mailing with Chip

Robertson counsel, I have solely been focused on process, procedure, reading the rules of other states, reading Missouri precedent, and I just can't answer questions about the order of proof or who will testify in proceedings. And I'm sorry, representative.

MR. PHILLIPS: All right. Fair enough. I won't pick on you much more, but I do want to ask one question, why does it take two of you to do the same job? Is it that complicated?

MR. GREIM: Well, it takes a lot of counsel on the side of the -- of the House committee, too, and I've represented the House committees or not this committee. I've represented the general assembly in matters. I usually have more than one attorney on it. Mr. Garber is a national expert in the area of gubernatorial impeachment. He just is, but he's not a Missouri lawyer. I'm -- I'm a Missouri lawyer, and I handle, you know, constitutional litigation in this state, and so it is pretty natural that we'd have two lawyers. Just like the House has Mr. Robertson, former supreme court judge. He's the constitutional guy, but then it's got a Mr. Kempton (phonetic), who is a trial order from Sedalia, and so lawyers bring different strengths and it's very natural to pair people together like this.

MR. PHILLIPS: That wasn't a setup question. It was a curious question on my part, and it was a great answer.

Thank you, Mr. Chairman.

CHAIRMAN BARNES: Ms. Luetkemeyer, are you prepared to answer the question when Mr. Greitens will testify?

MS. LUETKEMEYER: No, I'm not for the same reason (inaudible).

CHAIRMAN BARNES: Representative Mitten.

MS. MITTEN: I'd like to inquire.

CHAIRMAN BARNES: Proceed.

MS. MITTEN: Thank you. Sorry. All right. Good morning, gentlemen. The first question I just wanted to make sure I'm understanding your previous testimony.

So, Mr. Garber, you have recently submitted a bill to the Office of the Governor?

MR. GARBER: Yeah. I believe my office has submitted a bill.

MS. MITTEN: And I understand how -- how that -- that works. Is -- is it not your practice to bill monthly.

MR. GARBER: It is my practice to submit bills monthly.

MS. MITTEN: Is there some reason why you haven't submitted a bill when it's now May given that your representation, we know, started at least in March.

MR. GARBER: I think the way -- I think that the way it worked, although, I am less involved in the billing than I think my partners would like is I think the way it works is for time billed in March, I'm supposed to get a bill out by the end of April. I think that's probably what happened.

MS. MITTEN: Okay.

MR. GARBER: So either the end of April, first part of May.

MS. MITTEN: Okay. And -- and you can't remember if you represented the office in February?

MR. GARBER: I -- I honestly can't.

MS. MITTEN: Okay.

MR. GARBER: Yeah.

MS. MITTEN: And, Mr. Greim, sort of the same question to you. I guess you're saying that your representation only started in the last couple of weeks?

MR. GREIM: That's right.

MS. MITTEN: Okay. So, I mean, and I'm assuming that you do bill monthly and, perhaps, you're

more involved -- involved to a level that your partners are more appreciative.

MR. GREIM: Well, I -- I will say this. I may bill more often than monthly in this matter, but I don't have a bill out yet.

MS. MITTEN: I -- I understand. Again, let's start first with Mr. Garber. You indicated or at least there was certainly a discussion about a meeting that I was unable -- excuse me, a meeting in Jefferson City that I was unable to attend earlier and you couldn't remember whether or not you drove in with Mr. Dowd. Is it safe to assume that you and Mr. Dowd speak frequently regarding, you know, in conjunction with your representation of the Office of the Governor?

MR. GARBER: I don't know what frequently is but not -- not -- not infrequently. Maybe, you know, once every -- it -- it depends on the week. Once every week, two weeks. It just depends, which is not -- I will tell you, members of the committee, it is not unusual -- I've now done this several times, and one of the things that I always insist on in any jurisdiction I operate in is that the Office of the Governor and the Governor officially have counsel because certainly there are institutional issues at

stake for the Office of the Governor, but then there are issues at stake for a Governor personally, and sometimes those issues overlap and sometimes they are -- they're different, and so one of the things we work on is coordinating whose issue it is. Yeah.

MS. MITTEN: Okay. And, Mr. Greim, I'm -- again, are you -- have you had conversations with Mr. Dowd?

MR. GREIM: No, I haven't.

MS. MITTEN: Okay. Mr. Greim, have you had discussions with anyone else with the Dowd -- associated with the Dowd Bennett firm in connection with this representation?

MR. GREIM: No, I have not.

MS. MITTEN: Okay. And, Mr. Garber, the same, have you had discussions with anyone else at Dowd Bennett in conjunction with this representation?

MR. GARBER: Yes. Yeah, yeah.

MS. MITTEN: And who were those people?

MR. GARBER: I think I spoke once with Mr. Bennett, and then there's -- there's a Jim Martins there.

MS. MITTEN: Uh-huh. Okay. And going back to your discussions that are -- apparently not infrequent discussions with Mr. Dowd, do you discuss

strategy during those discussions?

MR. GARBER: So obviously that is subject to privilege, but one of the things we -- we do try to do is make sure that who's ever issue it is, is handling it and that, you know, the personal side is handling the personal side, and the official side is handling the official side.

MS. MITTEN: So is it a fair assessment that you're -- by virtue of these discussions with Mr. Dowd or other members of the Dowd Bennett Law Firm that you are then participating in discussions about the Governor's personal legal issues?

MR. GARBER: No. None of those -- so, again, the focus is on making sure that, that the Governor's office and the Governor's office counsel is focused on just the Governor's official issues.

MS. MITTEN: But wouldn't you have to represent which bucket, so to speak, those -- or which person is going to be assigned to which bucket?

MR. GARBER: We try to figure that out in advance and -- and segregate it.

MS. MITTEN: Okay. So with whom do you consult to figure that out in advance?

MR. GARBER: It -- it would be somebody from the Dowd Bennett Firm.

MS. MITTEN: So you're figuring out that -- well, I'll just leave it at that. Have you had any discussions with Catherine Hanaway or anyone affiliated with her law firm in conjunction with this representation?

MR. GARBER: Have I?

MS. MITTEN: Yes.

MR. GARBER: I have occasionally.

MS. MITTEN: And when were those discussions?

MR. GARBER: I can't remember.

MS. MITTEN: Okay. What was the substance of those discussions?

MR. GARBER: Again, that would be subject to the privilege, but I -- I do have to say, we asked the committee through the Chairman and its counsel what we were going to be discussing today, and we were told it was processes and procedure. It was on that basis that I was here. And -- and, again, I appreciate very much the chance to talk to the committee about these things. I will say that in all of the jurisdictions I've appeared in, and I know members of the committee are -- are lawyers that, I'm sure, practice in other jurisdictions. This discussion, this colloquy question is -- is, I think,

in my experience, unprecedented, and it's not because I'm concerned about the subject matter, it's because we asked about what we were going to be talking about and --

MS. MITTEN: Well, and I appreciate that, sir --

MR. GARBER: -- what was going on --

MS. MITTEN: I appreciate that, but I also think that given you guys are both paid with taxpayer dollars and I think that as in conjunction with our process in moving forward that it's important that all of us understand the expense of your representation.

So could you tell me the substance of your discussions with Catherine Hanaway in conjunction with this representation?

MR. GARBER: Oh. I'm sorry again. So the substance --

MS. MITTEN: Uh-huh.

MR. GARBER: -- again, is -- is subject to the -- the privilege.

MS. MITTEN: Does -- are you -- who did Ms. Hanaway indicate to you she was representing?

MR. GARBER: I understand that she represents -- I believe it's the campaign.

MS. MITTEN: Okay.

MR. GARBER: So, again, what we're trying to do for --

MS. MITTEN: Could you explain to me why it is that somebody that is being paid for with taxpayer dollars is having discussions with somebody -- with an attorney that represents a campaign?

MR. GARBER: Yes. Certainly. So -- so right now this committee is embarking on and has been involved in a historic process of investigating a Governor, a sitting Governor, and that implicates very significant issues, the separation of powers, balance of powers, significant constitutional issues. An Office of the Governor operates through an individual. It's unusual and --

MS. MITTEN: I think we all understand that, yeah.

MR. GARBER: Well -- but that -- that answers -- that, that is going to answer your question. It's unusual in that way. So a -- a legislature, as you know, operates through -- the legislative branch operates through a lot of legislature. The judicial branch operates through lots of judges. The Governor, there's one Governor. The President, there's one President. And so as a result, it -- it winds up getting complicated because

there are separation and balance of powers issues at stake that affect the Governor in his official capacity and the Office of the Governor and then there are issues that affect the Governor personally and then there are issues that affect the Governor as a candidate, and so one of the things we try to do is make sure we understand whose bucket something is in and the extent to which this committee's work or the legislature's work affect things in all of those buckets.

MS. MITTEN: Okay. Do you remember when you've had discussions with Catherine Hanaway or anyone affiliated with her -- her firm regarding your representation?

MR. GARBER: Sitting here today, I -- I do not.

MS. MITTEN: And did you discuss strategy -- excuse me -- with Ms. Hanaway or other representatives of her firm in conjunction with your representation of the Office of the Governor?

MR. GARBER: I will discuss strategy with anybody, but my strategy is to actually have an open, fair, honest process. That is -- that is why I'm sitting here today. If anybody on this committee wants to have that strategic discussion with me, I am

happy to have it.
MS. MITTEN: Fair enough.
MR. GARBER: And I'm sure I have had it -- I'm sure. I think I've probably had it with Ms. Hanaway. I've probably had it with Mr. Dowd. I'll have that discussion with anyone.
CHAIRMAN BARNES: May I interject?
MS. MITTEN: Absolutely, Mr. Chairman.
CHAIRMAN BARNES: So is it fair to say you're all working together.
MR. GARBER: Mr. Chairman, I -- I don't know what that means. I'm representing the Office of the Governor.
CHAIRMAN BARNES: Well, you're talking to Ms. Hanaway. You're talking to Mr. Dowd, and you guys are trying to figure out what's going on with what.
MR. GARBER: Mr. Chairman, as you know --
CHAIRMAN BARNES: Let me -- let me explain why I'm asking.
MR. GARBER: Yeah. Sure.
CHAIRMAN BARNES: And it relates to process.
MS. MITTEN: Yep.
CHAIRMAN BARNES: To whom do we speak? Who is our point of contact for the committee? Is it

Mr. Greim? Is it Mr. Garber? Is it Mr. Dowd? Is it Mr. Bennett? Is it Mr. Rosenblum? Is it Ms. Hanaway? This -- this relates to process, guys. And tell me how you're working with them? How do we -- do you CC every time we want to contact any? We just do a CC to everyone?

MR. GREIM: Chairman Barnes, I've had this discussion with your counsel, who isn't here today, and I'll just -- I'll say this. If you want to talk to the Office of the Governor, there are two attorneys. I've entered an appearance with you, with this committee, and I've said on any matter regarding the subpoena that you sent to us, the fact that your committee directed to me only two hours after I had called the speaker to let him know I was working on this, on any of those matters and on any matters about the process of this committee that -- that I was the person to speak with, and Mr. Garber is along with me on that.

CHAIRMAN BARNES: But you're the point of contact, not Mr. Dowd?

MR. GREIM: Mr. Chairman, I -- I've never once -- I don't -- perhaps, you have some experience from months ago, but I think you well know, Mr. Chairman, that I'm the point of contact for

communications with the Office of the Governor. For the Governor in his personal capacity, on evidence that the Governor may have or things like that, Mr. Dowd would be the point of contact. There might be some matters when we both have to be involved, but we're just trying to get off the ground here with the rules that we're suggesting for this committee. For Ms. Hanaway, it's for her clients. She's told you, I think, who her clients are. And I'm not sure who all the counsel are for other witnesses you've subpoenaed.

CHAIRMAN BARNES: And it relates to that process and how we move forward knowing who -- with whom we need to speak and whether an e-mail to you or a notice to you is sufficient for a notice to Mr. Dowd or --

MR. GREIM: I -- Chairman Barnes, lawyers know how to communicate with each other and we know that when someone enters an appearance, that that's the person we speak with. Respectfully, I don't think there can be any confusion about who represents who here. And, you know, usually a phone call or a letter or an e-mail are how those things are handled.

Sworn questions under oath, respectfully, seem like a bizarre and unprecedented way to cover the preliminaries that really could have been covered over

the last week. We -- we came --

CHAIRMAN BARNES: Mr. Greim, it is not unprecedented.

MR. GREIM: We requested, Chairman Barnes, the opportunity to come and explain our process that we're proposing and the process is rules. It's what happens in the hearing themselves. And we were told to come and do it, that you'd make yourselves available. Instead, there are series of questions that I -- and respectfully, I think you know the answer to them.

CHAIRMAN BARNES: Well, Mr. Greim, to be fair, we've -- we've -- we have received some answers and we've received some I don't knows.

Representative Mitten, do you have any further questions?

MS. MITTEN: Yes, if I may.

Have either of you had discussions with other consultants or other consultants to the Governor in conjunction with your representation of the Office of the Governor, folks that are not paid for on the taxpayer dime?

MR. GARBER: Ms. Mitten, I think at this point -- I think we've gone very far afield of why we were told we were going to be here. I'm happy to

answer questions about policies and procedures. Mr. Greim and I are here on behalf of the Office of the Governor, the executive branch of government. We appreciate the opportunity to have this discussion with the legislative, a co-equal branch of government, but the notion of being brought here to talk about one thing and peppered with questions about another, I will tell you is unprecedented in my experience in any jurisdiction. I would like to have a thoughtful, thorough discussion about this being the first time a Governor of Missouri is potentially going to be subject to an impeachment process. We've now been sitting here for -- I don't know -- a half an hour talking about all of these other issues when, respectfully, this committee is about to embark on an historic process and --

CHAIRMAN BARNES: Mr. Garber, to be fair, I think we've asked some pretty simple questions and I -- you will have all the opportunity you need -- we'll get to that process. Are you refusing to answer the representative's questions?

MR. GARBER: What I'm doing is saying that if this committee wants to talk about that, then let's -- and it's one of the concerns about --

CHAIRMAN BARNES: Mr. Garber, I'm not even

sure --

MR. GARBER: It's one of the concerns --

CHAIRMAN BARNES: Excuse me, Mr. Garber. Mr. Garber, I will give you an opportunity to speak. Are you refusing to answer Representative Mitten's question?

MR. GARBER: I'm not refusing to answer any questions, Mr. Chairman.

CHAIRMAN BARNES: Hold on. Mr. Garber, you will have all the opportunity you want to speak. Committee members and the House get to ask questions, and they are simple questions. I don't even remember what your question was, Representative, but if you want to ask it again since Mr. Garber stated he would not refuse to answer it, go ahead and ask it.

MR. GARBER: Let me be clear.

MS. MITTEN: Well, first of all, Mr. Garber, with all due respect, I do believe that the people you have spoken and consulted with prior to coming to giving us this presentation could very well go into the information that you wish to present to us, and I certainly think that it's wholly within our business to understand what may have gone into what it is that you wish to say to us.

CHAIRMAN BARNES: Representative, let's try

to avoid both sides --

MS. MITTEN: Thank you. I'll repeat my question, which is --

CHAIRMAN BARNES: I know I'm trying to --

MS. MITTEN: I'll repeat my question.

CHAIRMAN BARNES: Repeat your question.

MS. MITTEN: Have you had any discussions with anyone that consults to the Governor, who is not paid for with taxpayer dollars?

MR. GARBER: And now that --

MS. MITTEN: Outside of the attorneys that we've already spoken about, any outside consultants?

MR. GARBER: Now that I know that is something that the committee wants to address, which I found out for the first time just now, I will take that -- all of those issues under advisement and get back to the committee.

MS. MITTEN: Mr. Greim, the same question to you.

MR. GREIM: And I'll have the same answer, Representative Mitten.

MS. MITTEN: Have you had any discussions with Ms. Hanaway?

MR. GREIM: Yes. I have actually. I've had a discussion over the last week of -- to

understand -- I learned that there was a subpoena, and I just wanted to understand the timetable and what was going to be produced, and so I learned that information, and I think documents were produced on Friday.

MS. MITTEN: Thank you very much. Thank you, Mr. Chair.

CHAIRMAN BARNES: Representative Austin.

MR. AUSTIN: Thank you. Just to -- maybe we can do a little clarification, because you mentioned a couple of phrases, official capacity and personal capacity. Could you maybe explain to the committee and those here in attendance what you believe to be the definitions or what Missouri laws regarding official capacity versus personal capacity.

MR. GREIM: Personal capacity pertains to the officeholder himself and his ability to mount a defense, that -- the defense he actually mounts. The official capacity is the office itself, and so this comes up in the law many times. It's just not a question in Missouri law.

But, for example, if -- if an officer of the state is sued under Section 1983 -- federal civil rights' statute, you may sue that official in their individual or in their official capacity. Against the

officer in their official capacity is the kind of suit you bring for injunctive relief, and in that case, you will have usually someone paid by the state, by the taxpayers, to defend the actions of that person. If they leave office, then usually the next person who comes in is substituted as a party because you're trying to enjoin the state. Individual capacities, when you sue for money damages -- and I bet -- I bet Chairman Barnes has done this before. Although, I don't -- I haven't kept up on your private practice, but I bet you've done some civil rights or some suits like this, and -- and so usually in that case a private attorney represents the person, the officeholder, not always, and sometimes the state will indemnify that person but not always. And so think of it this way: Think of it as the individual has some personal interest in maintaining their office. That's sort of personal capacity. Official capacity is the Office of the Governor and what's happening to it now and from here on out. So if this -- if what happens here diminishes that office permanently, if it sets new standards, if it deals with the power of the executive branch versus legislative branch, now we're in the heartland of official capacity.

That's the best I can do. There is no

statute with the definition.

MR. AUSTIN: Well, thank you. I appreciate that. So you touched upon one thing that -- that struck me. So if somebody, entity or person, in the state is complaining of alleged wrongdoing of the Office of the Governor, we're talking about the official duties and obligations that the person that, at that time, holds that office of; is that correct? Feel free to correct me if I'm wrong. I mean --

MR. GREIM: Sure. I -- they -- they may or may not. I mean, I think that what our impeachment provisions in the constitution have in mind is what they do in office, but remember, that you can have a sort of personal capacity interest in defending yourself even when you're acting in your official capacity as the Governor.

MR. AUSTIN: And it -- it might attempt to help clarify some things. You know, this committee has been charged in investigating reports and all allegations against the Governor and -- you know, one area has been regarding witness one or what the Court has referred to as K.S. So I guess the allegations involving witness one, how would that pertain to Governor Greitens in his official capacity?

MR. GREIM: Well, it -- it does precisely

because it's been made a matter, seemingly, although, I think there's some murkiness what we understand the committee is doing, but it's made a matter between the executive and legislative branch when it becomes a matter of impeachment. And so when someone says that the (inaudible) holder has to --

CHAIRMAN BARNES: Mr. Greim, I think it's below you because I've been in that same spot. There's a little wire -- just -- because it's happened a couple of times. I don't --

MR. GREIM: My feet aren't kicking around down there. But, yeah -- Mr. Garber.

CHAIRMAN BARNES: I'm sorry. I want you to be aware because I've been in that spot where it keeps doing that.

MR. GREIM: No, it's okay.

But I guess the quick answer is, you know, even in a -- even in the civil rights context, which isn't exactly what we have here. I -- I know that. You know, what -- what -- the conduct of an individual that might make them personally liable could also be used to get injunctive relief against the state, and so -- same thing here. It could be action from before the Governor was in office, but as soon as somebody says that's a sufficient reason to remove the Governor

from office. Now it's an executive branch issue. It still is a personal issue because the Governor might want to say or have witnesses that can say, this is what happened, this is what didn't happen. All the Governor is going to say, wait a second, this is not what the constitution provides, you can't use this conduct. And if it does become this way, now the Office of the Governor has been diminished to that degree for all future holders of the office.

MR. AUSTIN: We've talked -- there's been questions and answers referring to a bucket. You know, there's a bucket for personal capacity and a bucket for professional capacity, but it sounds like you may be saying that maybe some of these items can fit in either bucket.

MR. GREIM: Well, as I told Mr. Robertson a few days ago, it's sort of like a Venn diagram, which you can make those on the Internet. Now you can make your little diagram. There are things over in one circle -- maybe circles are better. One circle that's personal capacity. Another circle is official capacity. And based on the facts of the case and -- and the arguments and positions that the committee takes, you know, those circles are either closer together or further apart. That space in the middle

will change sort of depending on the facts of the case and -- and there might be matters where what turns out to be the cases that the outer sides of each circle are pretty slim, but there might be other matters where it's mainly, you know, the outside circle is bigger, and the part in the middle is very small.

MR. AUSTIN: Okay. So to continue with the diagram -- I mean, no. That's all right. When I said earlier can fit in either the personal bucket or the official capacity bucket, I guess what I was referring to that was both and you're saying each circle may be close, but it can't be both.

MR. GREIM: Well, I think I was saying actually that, you know, in the event, these diagram circles come together; right? And so -- and I, frankly, have kind of forgotten -- I'm not sure if you gave me an example specifically -- oh, we're talking about the K.S.

MR. AUSTIN: K.S., and we can extend it to the mission continues issues or the ethics reports to the MEC (phonetic), I mean --

MR. GREIM: Sure. No, I mean -- I think it depends on the specific questions then about K.S., and so without really having all of the facts and -- you know, without having marked down the -- you know, into

a real life scenario where someone's testifying and, you know, there's cross-examination or a witness comes in, it's kind of hard to tell you in the abstract, but I think -- I think what I've said about things that relate to the office itself, that if they come to pass are going to forever color impeachment in our constitution. That is fairly within the circle that's official capacity, but there may come a point where you cross outside the circle and you're fully over on the personal capacity side.

MR. AUSTIN: And alleged wrongdoing regarding the Office of the Governor, that continues to exist no matter -- even if the present Governor leaves office and we get a new Governor in there; am I --

MR. GREIM: I -- I would say this. And I bet Mr. Garber -- not to -- but, you know, he deals with this exact issue over and over again, but as a litigator who covers these issues and other context here's what I'll say. Any questions about what's covered or not covered by impeachment, for example, I mean, that's interpreting the Missouri Constitution about what this legislative check on the executive branch and on the judicial branch what it looks like and what it covers, so that's -- that's precedent

setting. That's an Office of the Governor. The individual facts of what happened in one of these matters, that looks a lot more like a personal capacity issue because, obviously, the facts will be different next time.

MR. AUSTIN: I mean, the office of the -- the Governor will continue on, no matter what happens here. So if we have a problem or -- or a complaint it may become moot because the present Governor may leave, but if not, if the new Governor comes in, we still have an issue that's alive because our complaint is against the office of Governor, if it's an official capacity situation.

MR. GREIM: Okay. Here -- now I understand a little better. If precedent is set here, that, for example, we don't allow due process, fair open hearings and -- and search for truth at this stage, let's say that that becomes the -- the new rule. It doesn't matter whether the conduct was in someone's official capacity or not. That's going to be the new rule that's going to apply to the Governor -- the next Governor that comes in, if's there's impeachment. That's going the apply to judges. That's going to apply to anybody else subject to impeachment. So I would -- I would think about it in terms of precedence

being set rather than, you know, the capacity in which the actor was acting in the conduct that we're investigating. It's really about, what does this mean for future impeachment. So think about standards and think about rules of proceeding that we came here to discuss today.

MR. AUSTIN: If I have some follow ups, I'm sure the Chair, will give me leave, but thank you.

CHAIRMAN BARNES: Representative Lauer.

MS. LAUER: Thank you, Mr. Chair.

Good morning. I wanted to ask, what is the scope of your services have been found to be at this point?

MR. GREIM: You can --

MR. GARBER: It is to the represent the Governor and the officer of the governor in his official capacity with respect to the Houses' work and investigation in this matter.

MS. LAUER: Okay. So once this committee ends, then your service ends?

MR. GARBER: Once the House investigation process ends, then -- then, yes, I assume my services end.

MS. LAUER: Okay. And to your -- since (inaudible) pretty specific event --

MR. GARBER: Yeah.
MS. LAUER: -- (inaudible) is given that their outlined of such (inaudible) sort of outlined, what was your discussion (inaudible) your services were needed to work with the House or (inaudible) in a situation?
MR. GARBER: Well, I think it's probably just because that's -- that's the precedence for how these things work. In other words, as Mr. Greim was pointing out, when -- when there's an legislative investigation of a sitting Governor, there are personal issues, which we don't care about, but then there are official capacity issues that involve the Office of the Governor and the executive branch, so -- so that's sort of how it's defined.
MS. LAUER: What is your understanding of (inaudible).
MR. GARBER: I think let's -- let's -- I think let's get to that because we're going -- you're going to have a full presentation. I think that goes to the full presentation, that particular question.
MS. LAUER: Oh, I'm sorry. Chair, I'll hold off on that, on any other questions.
CHAIRMAN BARNES: Representative Rhoads.
MR. RHOADS: Thank you, Mr. Chairman. Just

to inquire for a minute.

CHAIRMAN BARNES: Proceed.

MR. RHOADS: You touched on something that I need a little clarification on, Mr. Greim, that dealt with official capacity and personal and -- and I think that -- and I think maybe Mr. Garber be able to answer it if he's had some experience with things like this. And you were talking about how in a personal capacity something happened and impeachment based upon that versus what's happened in an official capacity and I guess we'll start with Mr. Garber. I don't know what your experience is dealing with that, but maybe, do you have an example, a generic example, of possibly that kind of situation?

MR. GARBER: Meaning how you divide it up?

MR. RHOADS: Well, no. I mean, have you seen -- well, let's back up. Have you seen a situation, which I probably know the answer to this question but like what we've had right now with -- with the -- with our current situation with the Governor.

CHAIRMAN BARNES: And by current -- by current situation --

MR. RHOADS: This all happened before he was in office.

MR. GARBER: That's a good question. I -- I -- I'm not sure, but often there are issues in investigation -- in legislative investigations where there is conduct that is not completely official that, that is at issue. Sitting here today it is unusual for a legislative body to investigate matters that occurred, you know, purely before the official was elected in a personal capacity.

MR. RHOADS: Sure.

MR. GARBER: Yeah.

MR. RHOADS: Okay. I suppose the less questions we ask, the quicker they'll get into their presentation, so.

CHAIRMAN BARNES: Thank you gentleman. We've got one more, Representative Pierson.

MR. PIERSON: To inquire, Mr. Chair.

CHAIRMAN BARNES: Proceed.

MR. PIERSON: Thank you.

Good morning. Gentlemen, thank you for being here and -- you know, I was going to say thank you for the 50 percent discount on your rate. I hope that continues. You -- you're in the business of representing people and -- and different clients and so I wanted to get an understanding of, perhaps, some -- some folks or some entities that, perhaps,

you've represented in the past to give us an understanding of kind of what you bring to us today. So -- so I would like the -- the both of you, if you could, to kind of answer these questions based upon this -- this kind of list that, that I present to you as it relates to, have you ever represented -- so have you ever represented Greitens for Missouri?

MR. GREIM: No.

MR. GARBER: No, I have not.

MR. RHOADS: Thank you.

Have you ever represented New Missouri, Inc.?

MR. GREIM: No.

MR. RHOADS: Have you ever represented a committee for a New Missouri or Missouri?

MR. GREIM: I have to say on that question, it's possible that my firm has. We may have done it, but I -- but don't quote me on that. I -- I would have to run a search on our -- on our system. I -- so I hesitate on that, but I'm not actually aware of any engagement like that.

MR. PIERSON: So is that something that you can get back with the committee on?

MR. GREIM: I -- I could do that. The only caution I have is that the fact of our representation

for specific clients could be submitted, if that client wants to remain confidential, so I put an asterisk for that reason, but I don't even know if we've represented that entity. I think -- I think if we have, I think the process would be check with the entity and see whether they object to -- to disclosure of that.

MR. PIERSON: And that's something that you don't mind engaging in?

MR. GREIM: Sure. We don't mind doing that, Representative.

MR. PIERSON: Thank you. Thank you.

Have you ever represented LG Pack?

MR. GREIM: These are all going to be harder for me because at least it's possible that we did. Again, I don't have knowledge that we did. But it's possible. If we did, it was not -- it was not me. It would have been another member of my firm.

MR. PIERSON: Okay. And so I guess the same -- this follow up would be, if that's something that you could find out, that would be -- that would be appreciated.

Have you ever represented Jeff Rowe?

MR. GREIM: I think at this point, I -- first of all, we have -- our law firm has represented

Jeff Rowe. But if we go down -- I -- I really am not prepared to go down my client list here today of -- I don't really see how that's germane to our -- even if we want to investigate our payment of taxpayers, but I can say that we have represented Jeff Rowe in the past.

MR. PIERSON: Okay. Thank you. And just a couple more.

What about Axium Strategies?

MR. GREIM: On that matter, I can say -- I'm very certain that there are matters in which we've represented Axium Strategies. I will say we don't represent Axium Strategies on anything involving what this committee is reviewing, but I will say that we have represented Axium Strategies in the past.

MR. PIERSON: Okay. Mr. Garber.

MR. GARBER: No. And -- and certainly not to the best of my knowledge.

MR. PIERSON: Very good. What about the Missouri Republican party?

MR. GREIM: I think as the representative knows one of my lawyer partners is the chair of the party. However, the counsel for the party is Lowell Pearson and Harvey Tettlebaum of the Husch Blackwell Law Firm. I actually did not believe we have

represented the Missouri Republican party, but I -- I would have to check on that. I'm aware of no current engagement with the party.

MR. PIERSON: And -- and just for completeness, what about the Missouri Democratic party?

MR. GREIM: Well, I -- I am pausing here because I represented the General Assembly in defending its redistricting maps in 2011, and it's been seven years, and I cannot remember whether we represented the Democratic party in that. I would have to go back and check, but certainly that map was drawn and approved by both Republican and Democrat legislatures.

MR. PIERSON: Very good. Yes, Mr. Garber.

MR. GARBER: Again, no, and certainly not to the best of my knowledge.

MR. PIERSON: Very good. Very good. Well, thank you.

Thank you, Mr. Chair.

CHAIRMAN BARNES: Okay. And I want to clarify, regarding New Missouri, is your firm representing New Missouri, Mr. Greim?

MR. GREIM: No. I -- I think a New Missouri -- I think I'm aware that it is distinct from

a new -- a committee for a New Missouri and I guess my answer is the same on that one. I -- I believe the answer is no. I think the answer is no, but I -- I really would have to check, and I will -- I will say this: We did not represent the New Missouri -- a New Missouri now, and I think that's -- frankly, I think that's the relevant question for this committee, so I can tell you for sure we don't represent New Missouri now. I can't tell you whether we've represented it at some point in the past.

CHAIRMAN BARNES: So it's existed for about a year; right?

MR. GREIM: Well, you know the committee is investigating it and knows whether --

CHAIRMAN BARNES: If it would be -- it wouldn't have been you. You personally have not; is that -- is that --

MR. GREIM: Definitely. I personally have not.

CHAIRMAN BARNES: It may very well have been a partner. If -- if it happened, it was a partner is what you're --

MR. GREIM: That's right. Yeah. I mean, only a partner can represent a -- you know, that brings a -- represents a client is in charge of a

matter, and I'm the only partner in our firm working on this matter.

CHAIRMAN BARNES: Okay. We've been through all seven. If you want to take a quick break, we can do that or we can jump right in. I'll leave it up to you. And let me tell you, we'll give you plenty of time, and so it's just up to you whether you want to take a quick break and come back or whether you want to just barge right in.

MR. GREIM: Yeah. We'll just roll right through. I will -- I've been drinking --

CHAIRMAN BARNES: You've been drinking copious amounts of water, I've noticed. So if you need to take a break at any moment, Mr. Greim.

MR. GREIM: I do that. I drink a lot of water and coffee in the morning. But I'm -- I'm good to go, and let's just forge ahead. So thank you, Mr. Chairman.

With that, do we have leave to go ahead?

CHAIRMAN BARNES: You have leave to go ahead, but we're going to treat it like a legislative committee hearing, not -- and I think -- as a lawyer, every time I've been in front of an appellate court, I don't want to be up there reading a brief anyway, so, say, out the outset, we share a common desire to have

an open and fair process, and we want to give you the full opportunity to do this, and I do want to apprise you, if members have questions in the middle of your presentation, I'm going to call on them.

MR. GREIM: Fair enough. I think we'll get -- I think that's probably a fair way to go. So I'll -- I'll jump off and be ready. I'll be scanning for questions that you'll recognize, Mr. Chairman.

I'll just start off. On Friday I -- as you know, I wrote the committee through the Chairman to request four simple elements that we believe will satisfy due process at this early stage. I'll explain them in more detail momentarily. The key point for now is that those four elements are a far cry from the full protections afforded to a criminal defendant or even a civil litigant or a participant in an administrative proceeding. If these are all that would be allowed at trial, the four things that we're asking for, our legal system could not function. They fall far short of what would be allowed at trial, but they're just enough for hearings in the House. Their carefully tailored to allow each member of this House to be able to face his or her constituents to satisfy his or her conscience and to satisfy his or her constitutional duty to ensure that the facts justify a

vote to impeach and thereby negate the results of a recent election. This is a weighted task, members of the committee.

Since the founding of our country, only 15 governors have been impeached and only eight have been removed. Only two have been removed in the United States since World War II. Of course, as we all know, this would be the first Governor in Missouri history. So it's truly a rare event and in American history, despite the political storms that have raged since we became a state, and that was only due to a shaky political compromise.

So the facts, Mr. Chairman, must truly be extraordinary, and we will submit that unless impeachments are to be meted out each legislative session to Missouri judges and other officeholders based on the same standards as, for example, indictments a greater degree of process and certainty should be required. Otherwise, we will do severe violence to the careful separation of powers we have maintained since 1821.

So the basic question I want to ask now and I'll end with is this: If the purpose of this House proceeding is to satisfy each member that he or she has the truth and if the facts justify removing the

Governor from office, why would we adopt anything less than an open, fair proceeding targeted to find the facts?

Based on what we know over the last week or so and comments that have been made to legislatures, I think there are two choices that have emerged, and the question -- one way to think about this is to decide which of these two choices do we want, and I think the law answers that question. The first choice is to consider the type of proceeding that would be happening in the House, including what is it at stake for the person at issue and for the executive branch of Missouri government, and then assign to that proceeding whatever procedures will bring us to the truth in a fair open way that can be reported by the press and understood by the public. The second choice is a simply treat impeachment as a -- as a quick review to decide whether there's sufficient reason to have the Senate's appointees grapple with the mess of the facts of the law. It treats due process, the second choice, as an on/off switch. Due process fairness in the request for truth doesn't apply to the impeachment decision. The judges can handle all of that later.

So which is correct? Let's turn to the

first choice.

The law, Mr. Chairman, is that due process does apply in accusatory proceedings. You review a series of factors to decide then just what that -- just what process is due. So it's a two-step process.

The Supreme Court case of Jenkins versus McKeithen, 395 U.S. 411 from 1969 explains that due process is not like an on/off switch.

CHAIRMAN BARNES: I'm sorry, Mr. Greim. What year was that?

MR. GREIM: 1969.

CHAIRMAN BARNES: Okay. Go ahead. Sorry.

MR. GREIM: So long as there will eventually be a trial, the thinking could go, we can avoid fairness, openness and the request for truth treating the proceeding like an accuser's private playpen.

CHAIRMAN BARNES: Mr. Greim, what was the context of that case? What was the case name again?

MR. GREIM: Sure. Jenkins versus McKeithen.

CHAIRMAN BARNES: And.

MR. GREIM: That case arose in Louisiana. It's obviously a U.S. Supreme Court case. And the question there was whether a proceeding that was held

in Louisiana by a special commission that had been established by statute was sufficiently accusatory that some due process should apply.

CHAIRMAN BARNES: Who was the respondent in that case? I don't mean in the supreme court. I mean --

MR. GREIM: Sure. Sure.

CHAIRMAN BARNES: -- the party that was in front of the special commission? What was their interest?

MR. GREIM: Mr. Chairman, I -- of course, I haven't committed it to memory. I try to have a copy of the case here with me, and I see that I don't. So I don't -- I don't trust my memory. Obviously, I can just -- I can just supplement this in a letter to you, but I believe it was a commission that covered a particular industry. May have been gambling, but here -- here's the key point. Not what the industry was or who the respondent was, it was, the end result of this hearing was simply to accuse a person of having violated the law. No other sanction arose other than the public accusation, and so, perhaps, those who have the Internet can pull it up.

CHAIRMAN BARNES: I've pulled it up. It's a labor and industrial relations commission.

MR. GREIM: Right.

CHAIRMAN BARNES: The respondent was a member of a labor union.

MR. GREIM: Oh, yeah. Yeah. Thank you.

So you'll see that that is the case that established this category of proceedings called accusatory and what it holds is that due process is required in accusatory proceedings. What the due process is that's required, though, you know, is judged on a case-by-case basis.

CHAIRMAN BARNES: Well, let me slow you down, Mr. Greim. There's a case -- a Missouri case. It's Copeland versus City of Union. Are you aware of this case from 2016?

MR. GREIM: If -- if you can tell me more about it, Your -- Mr. Chairman, I probably could.

CHAIRMAN BARNES: What it says, in Taylor versus Beckham 178 U.S. 548, the Supreme Court wrote, public offices are mere agencies of trust and not property as such. Later in Snowden versus Hughes, the Supreme Court held that an unlawful denial of state action of a right to state political office is not a denial of a right of property or liberty secured by the due process clause. Later, it says, plaintiff cannot contend and the plaintiff in this case was an

officeholder -- he was the city collector in Franklin County, and the board of aldermen passed an ordinance authorizing the mayor to enter into an agreement with Franklin County by which the county would collect the property taxes on behalf of the city, so that -- so he -- so his spot was in trouble; right?

MR. GREIM: Uh-huh.

CHAIRMAN BARNES: The court says in this case, plaintiff cannot contend that Missouri law -- and it's from Eastern District of Missouri, Federal Court. The plaintiff cannot contend that Missouri law conferred upon a property interest in the city collector's position. The Missouri Supreme Court has held that elected officeholders have no contractual or vested right to a particular office, and there's a case citation. Specifically -- and here's a direct quote: Public officers are created solely to meet the needs of the public and the incumbent has no contractual or vested right to the office.

Now we're going to have a fair and open process, and we want that, but when you're invoking due process -- official due process rights and it seems to me that there's a case pretty close to -- directly on point regarding an officeholder and stating that due process rights don't attach to the

officeholder.

CHAIRMAN BARNES: Right. And I'll let you distinguish -- go ahead.

MR. GREIM: Yeah. I mean, I don't think the case -- I mean, I think the -- distinguishing even is a strong word because there's -- we have a line of authority and it's come up in challenges to changes to the Missouri court plan also that says that officeholders don't have a due process right to hold the office, but here's the problem: The Supreme Court precedent that finds due process arising from an accusatory proceeding is based precisely on the accusation of misconduct, and so the question there is not the property interest in someone's right to hold office. The question is, the right to due process as part of accusatory proceeding, and so --

CHAIRMAN BARNES: But -- but hold on. Because if the -- if the result of -- and, again, the committee -- we're not there yet, but you're talking about due process with an impeachment proceeding. If the result of potential impeachment is only removal of office, you agree there's no criminal consequence; correct?

MR. GREIM: Well, the point is, is it's not whether there's a criminal consequence. It's whether

the accusation is made.

CHAIRMAN BARNES: Is there a civil consequence?

MR. GREIM: Well, actually one question that we have for -- that we'll have for the committee is, there's been suggestion that there could be suspension as a result of impeachment, and so, frankly, there could be immediate results or an attempt to go to the tribunal that would be appointed to try to achieve suspension.

CHAIRMAN BARNES: That relates solely to the holding of the office; correct?

MR. GREIM: It does.

CHAIRMAN BARNES: Okay. It's solely holding on the office. It's not to personal civil liability. It's not personal criminal liability; correct?

MR. GREIM: That's true, but what we're missing in all of this is there's two components that are critical. One is due process not just for the sake of the person being accused, but this is not a private person who's being investigated by the House. This is the chief executive, and so the second area of interest we have to consider, that I was going to get to later, but let's cover it now is the separation of

powers and the interest of the executive branch in not having impeachment be meted out, you know, merely based on, you know, secret proceedings in which both sides of the evidence are presented, at least in the sort of format that falls short of a trial that we're asking for here.

And so it can happen too quickly and too easily, if people are able to just say, well, there's at least something here, I don't -- I'm not sure I know the facts, but there's something here, we'll let the Senate appointees or the Supreme Court handle it, that right there -- if that were actually the standard being applied, would lead to far more impeachments and at that point -- and, again, judges are implicated by that and other people in the executive -- the chief executive are implicated by that. So that's not really a due process issue at that point. That's a separation of powers. That's a balance of powers issue, and we're now changing the -- you know, the strengths of each branch of government under the Missouri Constitution if it happens that quickly.

CHAIRMAN BARNES: So -- so let me slow you down here because Mr. Garber said something earlier that -- you know, I agree with at least as far -- let me find where I -- Mr. Garber said his interest is

insuring that the Office of the Governor is not diminished at all for future officeholders. Do you remember him saying that? You understand that here as a House committee that we represent a separate and co-equal branch of government; right?

MR. GREIM: That's the entire point of the process.

CHAIRMAN BARNES: Okay. And, Mr. Garber, both of you, would understand that the House should also take the position that it ought not act in a way that diminishes the constitutional obligations and authorities of this separate and co-equal branch of government. Would you grant that to the House?

MR. GREIM: I would -- I would obviously grant that to the House, but the House does not diminish -- does not diminish its power by trying to seek the truth. In fact, it enhances its power and stature to actually serve a roll in trying to find the answer rather than just kicking it over to the Missouri Supreme Court or in this case, the seven appointees.

CHAIRMAN BARNES: And you've done a very good job there of restate the question. That's not what the question is, because this committee from the start has been out to get the truth, and we want to

hear from every witness who has any knowledge of facts. We want to hear from Governor Greitens. We're begging to hear from Governor Greitens, and it's really hard to listen to you say that about this process knowing that Mr. Greitens has refused multiple pleadings for him to come and testify before us.

So the question isn't whether the process is going to be fair. It's going to be -- it's who's going to be in charge of that process? Where in the Constitution can you site authority for the legislature handing over subpoena power to the executive branch?

MR. GARBER: Mr. Chairman, respectfully, there's not a -- a single -- no one's made a proposal to hand over the subpoena power to the executive branch. We have asked -- what we're asking the House to do is to implement its own rules just like every other state that has addressed this issue. Missouri would be an out liar, but to put in its own rules that the accused here -- that the Governor would actually be able to ask for subpoenas to be issued to bring in witnesses that he wants to produce.

CHAIRMAN BARNES: So let's -- I think we can have some agreement on that, because this committee to date, Mr. Dowd contacted us and asked us

to call one witness. That was Mr. Jack Nians (phonetic). Do you know what the committee did? We immediately called Jack Nians as a witness, and to the extent that your side is going to request witnesses, we are by and large going to call them. Now I'm not going to give you a blank check on calling any and all witnesses, but we are going to call witnesses that are relevant and we've, in fact, already done that. As it relates to cross-examination -- you guys said something earlier that bothers -- it's a little bit bothersome. Let me -- I want to show this to you. You guys know this isn't the first proceeding relating to this in Missouri; right?

MR. GREIM: We do.

CHAIRMAN BARNES: Okay. Can you point to me anywhere in there, in this -- this book where the counsel for Judy Moriarty had the right to cross-examine witnesses?

MR. GREIM: Well, the -- I appreciate the rhetorical flourish here of giving us this volume.

CHAIRMAN BARNES: Mr. Greim, you said that there was no precedent for it. There is a precedent for it and not allowing counsel for Moriarty to cross-examine witnesses is what the precedent is in Missouri. This isn't Connecticut.

MR. GREIM: Mr. Chairman, this is not a gubernatorial impeachment. This is a matter which the Secretary of State had already been convicted, had already been convicted, and there was a complete record from a trial where due process was allowed.

CHAIRMAN BARNES: And I think it's interesting that you bring up that point, because there was a gentleman from Butler County at that time named Richardson, who was serving in the minority party, who was sitting in a committee -- and the committee, and made the point that -- I think our speaker and I have made from the beginning -- and you would agree with this; right? That the House has a separate and independent process from a criminal trial; do you agree with that?

MR. GREIM: We've never disagreed with that.

CHAIRMAN BARNES: Okay. And what the committee decided was that they were going to pay no heed to the findings of the jury in that case, but instead were going to take testimony on their own because it was, in fact, a separate process with separate responsibilities. Have you -- were you aware of that?

MR. GREIM: Chairman Barnes, we're very

aware of it, but that's an easy thing to do when a jury has already --

CHAIRMAN BARNES: I just think it's inaccurate for you to say there's no precedence for cross-examination when, in fact, the only precedent is that it didn't happen. Now it's okay for you to say, listen, the precedent in that case was this and now we want something different, but I think it's a little bit disingenuous to say, there's no precedent in this state for it. I'm sorry, because that's the precedent, and now you're asking for a new one. Just say you're asking for a new one.

MR. GREIM: Respectfully, Mr. Chairman, I mean, it's a slide of hand to say that the Moriarty case is, quote, the precedent, that this is what we look to. Remember that in this case they had transcripts of the trial in which cross-examination occurred. So when examination occurred the second time around, they had transcripts in which full process was allowed in each -- and the knowledge of each witness was fully probed, and so while they brought them back a second time to testify -- in fact, there's -- there's evidence in the record, if I recall correctly, that originally they weren't going to have those transcripts and exhibits and the members of the

committee said, we need to see the transcripts where someone was cross-examined. And so, again, this is a unique situation in Moriarty. What we should do and what we're supposed to do in these cases, let's look to where the chief executive officer of a state was actually put under threat of removal from office. In those cases, the uniform example is that cross-examination, subpoenas and presence and participation of counsel was allowed in every single one of those situations, and those are in states where impeachment is not -- is not thought to be a judicial process. Those are in states where it's purely a political process. So why Missouri would depart from its sister states on this point and be the only state to -- to not allow this -- these simple basic procedures when it is actually the leader in making this judicial is beyond -- is beyond us.

CHAIRMAN BARNES: We do -- we should have some cross-examination testimony. Do you know how long witness one was cross-examined in deposition for?

MR. GREIM: Well, I -- I don't know. And I think witness one was interviewed multiple times, but -- and she was cross-examined. From my understanding, her story has changed many times, but I don't think the issue --

CHAIRMAN BARNES: Hold on.
MR. GREIM: -- should be relied on witness one.
CHAIRMAN BARNES: Have you reviewed the testimony?
MR. GREIM: Chairman Barnes, I have not. I have simply gotten summaries of the testimony, but it would be surprising to me if the basic procedures of due process in this House would turn on your -- your own judgments without participation but with counsel from the Governor about what happened in --
CHAIRMAN BARNES: No one ever said that counsel for the Governor would not be allowed to participate. Again, I appreciate the attempt to set up a straw man, but that's just not -- that's -- that's not factual, Mr. Greim.
MR. GREIM: And, Mr. Chairman, if -- if I might, it is true at this point the committee is -- I think is just embarking on this process. You know, the special session starts Friday, and if I can bring it back to sort of 35,000 feet in a way -- I view this -- this exchange as -- as productive. It'd sort of be a fun law school class to have and to teach.
CHAIRMAN BARNES: I think you teach that class; don't you?

MR. GARBER: And I teach it and -- but, obviously, that's not what this is, and -- and one of my points when I teach that class is, look, we can talk about the law. We can even talk about the precedent, and we do. But I actually explain that when the rubber hits the road, it's really a discussion like this that winds up creating what there is about impeachments.

And so, you know, we can talk about the due process clause, and we can argue that there is a right to due process. That discussion would go a long time, and I promise, I wouldn't convince you, that there's a right to due process, and I can tell you that because I haven't convinced any House that there is a right to due process. I wound up convincing a judge that that was the case, but that's not where I want to wind up being, and usually it's not where I am, and so -- so if you can indulge me for --

CHAIRMAN BARNES: I will. And, Mr. Garber I appreciate you. You know, Mr. Greim and I are arguing about due process and 14th Amendment Rights and property rights, and I appreciate you bringing it back, because this is lawyers being lawyers, I think, getting hung up on the due process and we do share that common interest in having a fair process going

forward. We might not agree on all of the particulars and -- but that is the shared interest and Mr. Greim and I -- you know, can save the debate on property rights, perhaps, for a different day.

MR. GARBER: And -- and, Mr. Chairman, that's usually where the discussion lies. It's -- you know, this committee and the House, you want to get the facts. You want to get the facts, and then you want to figure out what to do with the facts. That's -- that is the job and -- and I believe you are all operating in good faith to -- to do that. You're trying to do your job. It's my understanding you don't get paid a lot extra to sit here and do this. You've spent a lot of time on these issues working on this. It looks like you're going to spend a lot more time doing it, you know, as is the full House. So I'm -- I'm crediting that you're not doing this for the fun or the money or anything like this. You're doing it to discharge your constitutional duties and to get the facts and figure out what to do with them. And so that's -- that's sort of where I start is say, okay, let -- that is the case. You are trying to get the facts.

Putting aside the due process arguments, when -- when we came up with the proposal to the -- to

the committee, in terms of process, it is a proposal that is not one that I've made before in any other state. In the other states I've -- I've worked in, I have proposed a lot more due process and the proposal that we made to the committee is where we wound up in those states, which, frankly, I -- I don't think goes far enough, but it doesn't matter what I think because -- because it's this House that is making the rules. And so, fundamentally, where I start out and -- and where I wind up is, what's the process working together and -- and recognizing that it's within the House's discretion to set the process, you know, subject to the constitutional protections. What's the process that actually gets at the truth? And that's why we proposed -- and, again, for your consideration, you know, number one, is -- is some level of participation by the Governor's counsel. And as the Chairman said, you haven't decided that you're not going to allow that participation and -- and, honestly, I would love if it were the same amount of participation you'd get in a court case. I'm not asking for that. I'm not asking for it here. I -- I've asked for it in a lot of other states, and I've been told no. I'm not asking for that here. But as we've seen, I think, today on some of the back and

forth, the participation by the governor's counsel actually can elucidate some issues. And then the question is, what's -- what's that level of participation? And we can talk about that. And second, is advance notice of -- of subject matters and -- and what meetings are about. That allows us to prepare. That allows the press to know what's going on, and -- and I think probably makes for a more efficient process. So that's the second thing that we've asked for. The third thing is -- it is, perhaps, more controversial, but I would hope shouldn't be a huge problem, which is the right to cross-examine witness. And here's why we're asking for that -- and it's because historically that is how you get at the truth.

A -- a witness testifies and somebody who has an interest adverse to that -- that witness and the members of the committee knows this -- gets to ask that witness questions and that winds up bringing out the truth and that's why we have it at trials, but we also have it in administrative proceedings and legislative proceedings, and we've had that -- that part of the rule -- give me 30 seconds.

CHAIRMAN BARNES: Hold on. We don't have legislative proceedings. I'll let you go ahead.

MR. GARBER: Fair enough. We have administrative proceedings and that's why I -- I probably misspoke if I said legislative hearings. I apologize. So we have at in judicial proceedings, the judicial branch. We have it in administrative proceedings with the executive branch and in the impeachment proceedings that I've been involved in, we've had it at the -- at the legislative branch also, and it's because not because I demanded it and probably honestly not because I was -- you know, so persuasive that I convinced anybody that we had a right to it, but it's because the folks in your chair said, you know what? Actually, if we're -- if we want to get at the truth, why not. Why not have the cross-examination and see what the truth is.

And then, you know, the other thing is that all of that play out in the open, because what's at stake, is -- you know, is impeachment, is the potential reversal of an election, and so that's -- that's sort of the other thing we've asked is that all of this takes place in public so that the public can see if that actually is a potential result they know why -- why votes are being essentially, you know, discarded and the election is being thrown out.

Did I miss any of the key elements?

So, Chair -- Mr. Chair and members of the committee, that's why we've made these proposals and why, honestly, I appreciate the ability to talk to the committee about it and do it in this constructive way, not arguing that we have a right to do it, but -- but proposing it respectfully to you that you'd want it.

CHAIRMAN BARNES: Thank you. Mr. Greim, because we kind of got sidetracked and Mr. Garber jumped in, I didn't -- I want to make sure if you want to add to that.

MR. GREIM: Mr. Garber and I are of one mind on that and what he brings especially is just having worked through this procedure with committees in the past, and so we each have our strengths and I -- I appreciate his testimony on that point.

CHAIRMAN BARNES: I want to reiterate -- go ahead, Mr. Garber.

MR. GARBER: I realized I did forget something, and that was the ability to actually have the Office of the Governor and the Governor personally be able to put on a defense or put on evidence. And, again, as the chairman noted, you had allowed the governor's personal lawyer to propose a witness and then you called the witness. I'm talking about something a little bit more.

CHAIRMAN BARNES: And it's our intent to continue to -- to do that fully. I just -- I want to reserve the prerogative to say no, which I would say no if any committee member said, well, we need to call this witness. The Chair and the committee as a whole can preserve the prerogative.

MR. GARBER: I think under our proposed rules we actually embedded and we're -- and we're happy to talk about it, a significant amount of discretion to -- to the Chair on --

CHAIRMAN BARNES: Not just the Chair. It's a committee process, the majority of the committee.

MR. GARBER: But the committee and the Chair. But, again, you know, it's one thing to suggest to the committee that a particular witness be called. It would be another -- and, again, respectfully, if I were you -- I won't say that word. You may want to and benefit from and the public may benefit from actually allowing the Governor and the Office of the Governor to -- subject to, you know, the -- the Chair's appropriate discretion and the committee's appropriate discretion, bring in a witness and ask that witness questions, and then you'd, of course, be able to ask that witness questions and cross-examine the witness and -- and have that sort of

built in as an orderly process again to -- to get at the truth and -- and -- and, again, I appreciate the time, but one last thing I'd probably mention is, it has been suggested that, wait a minute, isn't that what the trial is for? If there is an impeachment trial, isn't that what happens later? And that's something that -- that I do talk about with other legislatures. And the answer that they've come with to that is, number one, is -- yeah, there is a potential trial later, and the standards for that trial and the processes are more rigorous and give the -- the accused more latitude, but that doesn't mean that what this committee is doing and what the House is doing isn't of overwhelming importance both in -- in this instance and also for the state and also for -- for the public, and so I know that this committee does want to get at the truth even at this level, and so we don't have to make that sort of technical legal argument about -- and I don't think I would hear that from, you know, anybody sitting in this room, as we can wait to get into the truth until, you know, some sort of future trial, and so that's why we've proposed these rules to try to get at the truth, and then as the committee knows, we also proposed a timeline. A month is, in my experience, an incredibly

short amount of time to try to get at this and so we -- we made a proposal to -- to get it done in a month, to work together with you and --

CHAIRMAN BARNES: We appreciate. Your office can always extend that timeline. Your -- your client has the ability to -- has the authority to do so.

MR. GARBER: Which -- that's something that could be discussed, because, again, from the point of view of the Office of the Governor, the -- the goal really is to get at the truth through a full and fair and open process. That's -- that's my goal. That's Mr. Greim's goal. We represent the Office of the Governor, and so I think there's -- we talked about a Venn diagram before. I think there's a lot of overlap in that respect. So thank you.

CHAIRMAN BARNES: Mr. Garber, Mr. Greim, not overlap. There's overlap between us here. As I look at your list, I think I see far more things that we agree upon than what we disagree upon, and, again, Mr. Greim and I focused on this side issue of due process rights for a while, which is really kind of -- in my view but that legal argument is beside the point. What's important is how the process looks going forward, and we share that goal, and we're going

to agree on a lot of this stuff, although, I bet we're not going to agree on everything. Although, I -- I want to ask you something about -- you know, you talked about the ability to present documentary evidence and witnesses to the committee and to -- you understand there's a two-way street here; right? That's -- that's a rhetorical question. There's a two-way street.

MR. GREIM: Meaning you're going to give us documents, too?

CHAIRMAN BARNES: Well, you want to be able to present documents and witnesses; right?

MR. GARBER: Yes.

CHAIRMAN BARNES: And we want to be able to receive documents and witnesses.

MR. GREIM: Yes. Yes.

CHAIRMAN BARNES: And we've received some documents, yes. We have also been forwarded in our attempts to get at the truth with objections to documents that we've requested. We've been forwarded in an attempt to get the truth with refusals to testify, and in order for us to have this process that you want, that we want, we need a two-way street on this.

MR. GREIM: And, Mr. Chairman and members

of the committee, that I agree with you on. And -- and it's my understanding that the Office of the Governor has now gotten two subpoenas for documents with an incredibly quick turnaround date of one week and last night produced all of those documents and an explanation. And so, you know, I control only what I control, which is not very much.

CHAIRMAN BARNES: We're going to go with a trust but verify --

MR. GREIM: No, that's fine.

CHAIRMAN BARNES: -- on the documents because we haven't reviewed them. We got them last night. And I appreciate the timeliness, but we really haven't gotten to look at them.

MR. GREIM: And we're happy to work with you on that, yes.

CHAIRMAN BARNES: But, you know, there's sort of -- you're working with others as well, and if -- if we're going to have this process that's going to be fair, it is incumbent upon your side to be forthcoming. I mean, at -- at the very beginning when this committee was appointed Mr. Dowd said that they looked to be cooperative with this committee, and I think I speak for unanimous committee in feeling that there really has been no cooperation to date and

that's not what we want. We want to get at the truth. We want to hear from the Governor. We want to hear from, for example, the one witness that was suggested by Mr. Dowd. We immediately called him to testify and allowed him all the time he needed, even told him at the end, is there anything else that you want the committee to hear?

MR. GARBER: And, Mr. Chairman, there -- there are lots of other parties involved in all of this. Sitting at this table is -- are the lawyers for the executive branch of this government, the Office of the Governor, and we're across from the legislative branch. And, again, it's my understanding that so far the Office of the Governor and has cooperated with this committee and -- and, again, I appreciate the dialog, and I hope we get to continue this dialog, because I do take seriously that, that notion. We're not asking for all -- anybody else to have the right to cross-examine witnesses and bring witnesses. It's -- it's the Governor and the Office of the Governor. That's -- that's what we're asking for.

CHAIRMAN BARNES: If the Governor refuses to testify, and I hope that's not the case, are you going to accuse this committee of being unfair?

MR. GARBER: I -- we're -- look. Right

now, we are beginning a dialog.

CHAIRMAN BARNES: Okay. I just -- I just want to -- because that's what we -- we really want all the facts. I'm begging you. I'm begging you to help us have a fair process where we hear both sides.

MR. GARBER: Yeah.

CHAIRMAN BARNES: Seriously.

MR. GARBER: Mr. Chairman, the -- the same. That's -- that's --

CHAIRMAN BARNES: That's when I get down there on both knees and say, please, please, please, please, Mr. Garber, convince Mr. Greitens to testify. That's what I'll do. We want to hear from him.

MR. GARBER: I -- I hear you. And right now, it's why I appreciate us talking about a -- a set of rules and procedures that we can work together on to -- to get to the truth, and -- and so I appreciate that.

CHAIRMAN BARNES: Thank you. Mr. Greim.

MR. GREIM: Mr. Chairman, I have nothing to add other than that if we'll go on for a bit longer, I wonder if we could now take a short break. I'm sorry, I wanted to try not to ask for.

CHAIRMAN BARNES: Okay. Let me see. Do other members have questions?

We have no other questions. So if you -- Mr. Greim, if you want to take a break and come back and give more statement, we can do that. I'm perfectly fine with that. I'll give you all the time you need. We're not -- we're done with questions, so it's up to you guys.

MR. GREIM: Perhaps, Mr. Chairman, if we can take three minutes.

CHAIRMAN BARNES: Yes. Right.

MR. GREIM: There's no -- there's no rushing involved or I won't do it in front of you, but if we could just take three minutes, I may come back and say we have nothing more, but.

CHAIRMAN BARNES: Okay. That's fine.

MR. GREIM: If that's all right.

CHAIRMAN BARNES: Well, we're going to be on real world time, not legislative on these three minutes. As soon as Mr. Greim comes back into the hearing room, we're going to start.

So members of the committee, I guess as soon as he comes back and says he's ready, we're going to start, so we'll take a brief recess.

(Silence in audio.)

CHAIRMAN BARNES: Mr. Watson, if you'd like to take a seat, we can get started.

(Silence in audio.)

CHAIRMAN BARNES: We're back in to the hearing.

MR. GREIM: Mr. Chairman, I -- I think I've covered my main points. I guess I -- I was reflecting a little bit on our conversation earlier in our legal debate and, you know, it's interesting -- I -- I wanted to say something a little more personal and make a -- say something about what I think this matter is and I hope what this engagement becomes. You know, one -- one thing that our firm has done and the part that I've led over the last several years, a lot of it has led to very bitter litigation. Fighting in Wisconsin when Governor Walker was under investigation and putting an end to that. Suing the IRS on behalf of all of the conservative groups -- and I think I'm the only person that's deposed Lois Lerner. Bitter fights with the governments' official and personal capacity counsel, and then dealing even with the Attorney General Paxton in Texas with his issues down there.

What I appreciate -- I guess I'll say this. What I appreciate about what I think we're getting ready to do here, Mr. Chairman, is that we have a chance to actually come together to put in place a

process that we can all be proud of later, and while you did get me going on due process there -- I mean, I -- you -- we had that discussion. What I -- what I appreciate especially from hearing you talk to Mr. Garber is that this is a chance for two branches of government to come together and say, what's the right way to run impeachments in Missouri and there will be things we'll disagree on. There will be details, but I like the idea that we can come together and sort of fashion the process and it's something in those other engagements we were just fighting. We were just in the trenches fighting and I -- I don't see that as what we're doing here. I just want to convey that. That's how I feel about this, and I think having this hearing in the open was a good thing. I do want to just explicitly invite you to the extent that we have to iron out details, we are happy to actually have a meeting with you, a working meeting, to work out, you know, specifically how we would handle the subpoena issue or, you know, the cross-examination issue. Let's see, specifically, where we would have issues. I mean, we've got printouts and models of these other rules. You'll see that the chairman and the committee has great authority. That's how you're going to have to run it,

we think, and so we've got language we -- we can sit down and work on. I -- I appreciate that.

And I have to say, many years ago when you and I were in college together, I probably never thought that there would come a day like this where we had this sort of a meeting, but I appreciate the opportunity to work with you.

CHAIRMAN BARNES: Everyone, certainly, thought you would be more than likely in this role than I was, Mr. Greim, with your grades compared to mine, so.

MR. GARBER: And I suppose I'll -- I'll close by -- by thanking all the members of the committee for having -- having this discussion. We appreciate your accepting our invitation to do this. I hope it has been helpful to the committee and, perhaps, the public that's -- that's watching this. You know, today, we didn't talk much and I think, appropriately, about sort of the -- the elephant in the room, which is why we're all doing this, why we're all having this -- this discussion, this special session that's starting on Friday and -- and I respectfully request, perhaps, if we get down the road that we have a discussion about -- about that, the notion of -- of impeaching a Governor, because, you

know, that's -- that possibility, impeachment or some other discipline is why these facts are being gathered. I think somebody asked me if I -- I could recall being involved in an impeachment where it was solely personal conduct from before the person took office and I -- I can't. I'm not aware of any case like that existing, but, you know, at the end of the day, you know, impeachment is considered only for the most grave offenses against our system of government that are proved in a way that we've just discussed proving them, you know, to a high degree of certainty with the facts and doing it in public so that the public can see what we all are doing here and -- and because at stake, ultimately, is an election, which you and we and, you know, the people of our -- of our country and I know the State of Missouri take very seriously.

So with that, I -- I really do appreciate the ability to have this -- this constructive dialog with the committee. Thank you.

CHAIRMAN BARNES: Thank you, Mr. Garber.

Thank you, Mr. Greim.

Further questions? Thankfully seeing none, we -- they are holding off on starting session for us, so this will conclude today's hearing of the House,

special investigative committee on oversight.

Members of the committee, I got it right the first time.

And for the record, if my children ever hear that, I did get descent grades. I just didn't get straight As.

(Silence in audio.)

(Audio ended.)

CERTIFICATE OF REPORTER

I, Melissa J. Lane, Certified Court Reporter, Certified Shorthand Reporter and Registered Professional Reporter, do hereby certify that I was asked to prepare a transcript of proceedings had in the above-mentioned case, which proceedings were held with no court reporter present utilizing an open microphone system of preserving the record.

I further certify that the foregoing pages constitute a true and accurate reproduction of the proceedings as transcribed by me to the best of my ability and may include inaudible sections of said open microphone recording.

Melissa J. Lane, CCR, CSR, RPR

Date:

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

May 22nd, 2018

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INDEX OF EXHIBITS

EXHIBITS:

(No exhibits were marked.)

APPEARANCES

Representative Jay Barnes, Chairman
Representative Don Phillips, Vice-Chairman
Mr. Alex Curchin, Senior Counsel/Legislative Director
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.
Representative Greg Razer
Representative Curtis Trent
Representative J. Eggleston

Also present:

Mr. Bryan D. Scheiderer

The Court Reporter:

MS. LISA BALLALATAK, CCR
Kansas CSR No. 1670
Missouri CCR No. 1336
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(The hearing commenced at 11:04 a.m.)
MR. BARNES: I call this hearing of the House Special Investigative Committee on Oversight to order.
Mr. Secretary, please call the roll.
MR. CURCHIN: Representative Barnes.
MR. BARNES: Here.
MR. CURCHIN: Representative Phillips.
MR. PHILLIPS: Here.
MR. CURCHIN: Representative Austin.
MR. AUSTIN: Here.
MR. CURCHIN: Representative Eggleston.
MR. EGGLESTON: Here.
MR. CURCHIN: Representative Lauer.
MS. LAUER: (Not present.)
MR. CURCHIN: Representative Mitten.
MS. MITTEN: Here.
MR. CURCHIN: Representative Pierson, Jr.
MR. PIERSON: Here.
MR. CURCHIN: Representative Razer.
MR. RAZER: Here.
MR. CURCHIN: Representative Rhoads.
MR. RHOADS: (Not present.)
MR. CURCHIN: Representative Trent.
MR. TRENT: Here.

MR. BARNES: With nine present -- I'm sorry -- eight present -- we have a quorum.

Okay. Per the committee member's knowledge -- we're trying to reach Representative Lauer. Representative Rhoads, hello. He is watching on stream right now.

Here is the order of today -- and I think I've spoken with everyone but Representative Razer and Representative Pierson, and I apologize. I deputized Representative Mitten to pass things on.

We're going to start with a discussion and a vote on House Resolution No. 2. We are going to take a break. We have received a large packet of documents from the circuit attorney's office in the City of St. Louis that includes, I believe, 730 pages of testimony of Witness 1. We are going to proceed to read that into the record page by page, line by line. Committee members will take turns playing the roles of the questioner and the answerer, with the caveat that there may be some things in the record that we choose to redact. We're not going to release the documents that we are reading into the record until after the hearings are over. The purpose of that is to ensure -- early in the process, we had these closed hearings, and we

had plenty of time to make sure we made the redactions that were necessary. I want to make sure that we have a process that allows for redactions before releasing the document and allows us to get eyes on it before releasing the document. So we'll spend today reading that. We'll spend tomorrow morning continuing to read that evidence into the record. I believe -- I guess we'll figure out how long it's going to take, but I've been told it's anywhere from 14 to 16 hours of cross-examination -- includes anywhere from 14 to 16 hours of cross-examination of Witness 1 by counsel for Mr. Greitens. At one o'clock tomorrow, Scott Faughn has said he will be here to testify. Through counsel, he has made that known to the committee. On Thursday at 9:00 a.m., Mr. Al Watkins will be here to testify. He, too, has made that known to the chair and members of the committee. And after -- so before taking Mr. Faughn's testimony on Wednesday, we're going to read -- continue the process of reading this into the record. And after Mr. Watkins on Thursday, we are going to continue the process of reading these documents into the record. And if we're not finished by Friday, we're going to continue the process of reading the

transcript of the cross-examination into the record. And if we're not finished by Friday, we're going to take Saturday to finish the process of reading the 14 hours of cross-examination of Witness 1 into the record.

Seeing glazed eyes already.

Okay. Now, open discussion on House Resolution No. 2. These are slightly different than the rules we adopted for the committee before. Obviously, we're here in public now. I actually don't think in regards to that, it is much, if any, different than it was before. We were ready for public hearings, so -- and here we are.

Is there any comments on House Resolution No. 2?

MR. BARNES: Representative Trent.

MR. TRENT: Just a comment.

Thank you, Mr. Chairman. So there are a lot of good things to like in these rules. I think the rules are designed to create a process that is more open and more fair, that will be able to get out evidence from both sides and to probe the veracity of the evidence, the accuracy of the evidence, make sure the evidence that we receive is

of the highest quality. I do lament that cross-examination is not possible under these rules. I understand that there are separation of powers concerns and happen to agree with a lot of those concerns. But cross-examination, for the attorneys in the room, we know that that is one of the best ways to evaluate witness testimony and determine whether or not it is sound and accurate. So, you know, that is an issue, but I think that we've tried to address that in other ways that I hope will be effective and that will create a product that everyone can rely upon and have confidence in. I also am glad that we are giving these rules a test run, so to speak, before their formal adoption by the House, that if we do identify areas where they could be improved further, that we would hopefully have a potential to do that before the full House.

So with that, Mr. Chairman, I appreciate the effort that you've put into this, appreciate the speakers appointing me to this committee, and look forward to working with everyone that has already put so much effort into this issue.

MR. BARNES: Thank you, gentlemen.

Further discussion?

MR. PHILLIPS: Just a comment, Mr. Chair.

MR. BARNES: Proceed.

MR. PHILLIPS: Thank you. I like these rules that were laid out in the resolution. If the cross-examination was a typical cross-examination, it might be okay. I think they've already had ample time to basically cross-examine everybody. They've talked to the same key witnesses that we have for hours on end, so I don't think the cross-examination would be much more than probably just an attempt to almost filibuster our committee, for lack of a better way to put it.

Thank you, Mr. Chairman.

MR. BARNES: Further discussion on the resolution?

Seeing none, I now move that we do pass House Resolution No. 2.

Mr. Secretary, please call the roll.

MR. CURCHIN: Representative Barnes.

MR. BARNES: Aye.

MR. CURCHIN: Representative Phillips.

MR. PHILLIPS: Aye.

MR. CURCHIN: Representative Austin.

MR. AUSTIN: Aye.

MR. CURCHIN: Representative Eggleston.

MR. EGGLESTON: Aye.

MR. CURCHIN: Representative Lauer.
MS. LAUER: (Not present.)
MR. CURCHIN: Representative Mitten.
MS. MITTEN: Aye.
MR. CURCHIN: Representative Pierson, Jr.
MR. PIERSON: Aye.
MR. CURCHIN: Representative Razer.
MR. RAZER: Aye.
MR. CURCHIN: Representative Rhoads.
MR. RHOADS: (Not present.)
MR. CURCHIN: Representative Trent.
MR. TRENT: Aye.
MR. BARNES: By your vote eight aye; zero no, you have due passed House Resolution No. 2.

Okay. I want to talk about process again for a minute. We had some discussion this morning about finding staff members to play the roles of the questioner and answerer in the process of reading these into the record, and after some discussions, I made the executive decision as the chairman that the members of the committee are already thrust into this role, in which we're not exactly doing backflips over, and there's no need to put members of staff and throw them in the same boat. So my plan for reading these into the record is to go in

the order of questioning that we've gone so far, and it's going to change a little bit, since we have three new members of the committee.

Representative Razer, I hate to tell you, you're going to be the last person who is going to ask a question, member of the minority party and a freshman. So, Representative Trent, I think that means you're going to be third to last.

Representative Eggleston, I think you're a sophomore; is that correct?

MR. EGGLESTON: Correct.

MR. BARNES: So you'll be fourth to last. And the intent -- when we go through reading this into the record, we're going to start with co-chair -- or vice-chair -- vice-chair asking ranking member, and then ranking member asking the next person here, and then seniority on down the line, and then we'll just shift on until it comes back to me. And I promise we have enough pages in these depositions that it will get back to me. I am not foisting this upon you without also having responsibility to do so.

With that said, Representative Mitten was working on redactions of the first two. I don't want to break again for lunch. Is an hour

sufficient before we come back in and start this process?

Okay. Then we are going to recess for an hour. We're going to come back in at 12:20. By that point in time, we should have the first couple documents redacted enough that we can go through this process.

Seeing no objection, we are in recess until 12:20.

(A recess was taken.)

MR. BARNES: We are back into hearing of the House Special Investigative Committee on Oversight. We are going to start with the testimony of Witness 1 before the grand jury of the City of St. Louis on February 15th, 2018, with vice-chairman asking -- playing the role of the questioner and Representative Mitten, the ranking member, playing the role of the answerer, which, in this case, is Witness 1. We're going to use our microphones because we're going to be creating a record. For members of the committee, as we go along, if we have questions and comments, I'd like to keep them to a minimum, but if anybody has a reason they want to take a break and ask something, or take a break for another reason, we can do that.

Representative Phillips.

MS. MITTEN: Mr. Chair, can I just -- there's some profanity in this. I don't know exactly how you would like to handle that.

MR. BARNES: Do we want to use the nonprofane word -- we had this discussion before with the written word, and we decided the words are the words, and so we're putting them in writing.

Are we going to use the words as they are, or are we just -- how about we do this: We let every member -- seeing that I designated myself last in this -- not for this purpose; I didn't think of it this way -- but every member can decide on their own whether they are going to --

MS. MITTEN: Thank you, Mr. Chairman. And are we live streaming this?

MR. BARNES: We are live streaming this.

MS. MITTEN: I guess we need to sort of --

MR. BARNES: I don't know that there are any parents in this state that after having started this are going to allow their children to watch this --

MS. MITTEN: I would certainly hope not.

MR. BARNES: So that is the warning.

MS. MITTEN: I think there needs to be

some sort of warning that this is sensitive material and there may be profanity.

MR. BARNES: Okay. So warned.

MR. PHILLIPS: Mr. Chairman, I'm not real crazy about the inconsistency of it. I wish we'd decide one way or the other whether we're going to read it as it is. It looks like if we're reading it into the record, we're reading it as it is. I don't like using some of the language that is in here, but that looks like it would be more consistent with our approach.

MR. BARNES: Representative.

MR. TRENT: Mr. Chairman, the written transcripts are going to be available; correct?

MR. BARNES: The written transcripts are going to be available.

MR. TRENT: So if anyone wants to see the full transcript and all of its expletive written form, they can do so without us actually reading them aloud here; correct?

MR. BARNES: That's true. At the end of the process -- at the end of reading this into the record, we will make this available. So I was just simply -- as a matter of decorum, that we might just delete the explicits as we go through.

MR. BARNES: Representative Eggleston.
MR. EGGLESTON: I think that's -- as you have often said, words matter, and we should read it the way it is.
MR. BARNES: I tend to agree with Representative Eggleston. It's not comfortable, but these are the words used, so that's the position that we're in, and I appreciate -- Representative, I appreciate your position on the other side; I do. And we had this discussion before the first report, what we were going to do, and we determined that, as Representative Eggleston said, that the words matter, and even though they can be offensive to some, I -- they are what they are and --
MR. PIERSON: You know, just for the record, you know, I agree that this is language that, you know, I wouldn't use in any other setting, and, you know, knowing that and the -- and seeing that, I am not all that comfortable doing it, but I will ask for forgiveness now. How's that?
Thank you, Mr. Chair.
MR. BARNES: I mean, we can do it without -- let's do it without. Let's state that it was an expletive.
MR. PHILLIPS: In my first role here as

Ms. Gardner, I'm not going to have to worry about those.

MR. BARNES: It was nice that we made Representative Mitten have the first decision.

MS. MITTEN: Hence my question.

MR. PHILLIPS: Let's see how she handles it, Mr. Chair.

MR. BARNES: Each member feel free to handle it how you wish as the words come along. Obviously, there are some words in here that are less than others.

Okay?

MR. PHILLIPS: All right.

MR. BARNES: Representative Phillips.

MS. MITTEN: So we're going to begin with the -- this is the testimony before the grand jury on February 15th, 2018?

MR. BARNES: Yes.

MS. MITTEN: Okay. Just want to make sure we're all literally on the same page.

MR. BARNES: Starting on page 3.

MS. MITTEN: Thank you, Mr. Chair.

MR. PHILLIPS: And I am playing the role of Ms. Kim Gardner, the prosecutor.

Should we say that you're KS.

MS. MITTEN: And I will be playing the role of KS.

(The following testimony was read from the transcript of "KS's" grand jury testimony taken on February 15th, 2018, narrated by Representative Gina Mitten and Representative Don Phillips)

Q. Could you please introduce yourself.

A. KS.

Q. Now, Ms. S, you know I'm going to say "EG." He's an elected official, but how do you know -- come to know EG?

A. I was his hairstylist for at least, like, a year and a half to two years before March of 2015.

Q. And prior to March of 2015, how many times have you styled EG's hair?

A. At least, like, ten times, probably.

Q. Now, during this time, what were the conversations between you and EG?

A. We talked about everything. We talked about -- both of us like exercising. We talked a lot about his volunteer work and things that he had done, you know, in his career and stuff like that.

Q. So on -- let me go back. How long have you worked as his hairstylist?

A. At that point, I had worked --

MS. MITTEN: I'm sorry. There was -- the question was, "How long have you worked as a stylist?"

A. At that point, like, 12 years.

Q. And where did you work at that time?

A. [redacted].

Q. Is that located in the city of St. Louis?

A. Yes.

Q. That's [redacted]?

A. Yes.

Q. Now, let's go to March 2015. Prior to that March 2015, was there any flirting between EG and yourself?

A. So the time -- he hadn't come in for about six months prior to March 2015, which was odd for him, because he was coming in to me regularly, which was every three to five weeks, typically. So -- and I noticed that -- and I was thinking that before he came in March 2015, that that summer prior to, which was 2014, maybe he felt bad that he -- he had kind of flirted. So -- his wife was having a baby; I knew that. We were talking about that. That was coming up soon. And I mentioned a vacation that I went on with my family, and I mentioned that I went to the -- that I -- there was this really cool gym,

but it was a little obnoxious because my husband was completely controlling. I don't know how I worded it to him, but that he wouldn't let me go to the gym by myself, and he didn't work out, so he just kind of went to watch me to make sure nobody flirted with me. When I mentioned that, however I had mentioned it, EG said, Your husband sounds really insecure. I mean -- I don't know. He asked me somehow how tall or how big my husband was, and I said, No, he's a small guy. He's an artist, you know, like, he's 5'7". And he said, Really? I mean, I do not envision that. I envision you being with this, like, brawny, really confident guy that is tall and handsome. So whenever I took him over to the shampoo bowl, he stood next to me and gauged me up and down and -- like, Oh, yeah, I'm probably bigger than that guy. That's at least how I took it. And in our conversation that day, I felt like that was the first time he was flirty enough that when he didn't come in, I thought, Oh, it was probably because he felt bad. He's having a baby soon, and he maybe, like, has feelings for me. So when he didn't come in for a few months, I know my coworker who works next to me and knew who he was, as well, she and I had talked about that. So when he came in

in March, I was --

Q. Let's go back.

A. Yeah.

Q. So kind of tell me about your husband. Talk about your relationship with your husband at that point. With this gym incident, how was -- what was going on in your marriage?

A. So the year prior to that -- so this would have been -- this would have been, like, 2013 was the first time I expressed to my husband that if things didn't change, that I wanted a divorce. And so he did make a few changes. Things were kind of okay for that following year, but I didn't feel like enough was different as far as his emotions and --

Q. Was he controlling?

A. Yes. Extremely controlling. He -- so he had our phones. That -- I found out later that he had our phones set up --

MR. BARNES: I want to make sure that people understand. When we come to a redacted paragraph -- there's a redacted paragraph here, so as we go forward, we'll show the redactions -- we'll have a committee discussion later about the particular redactions. I believe this paragraph is related to information that we had previously

redacted under Report No. 1.

Proceed.

MS. MITTEN: Thank you, Mr. Chair.

A. Yes, extremely controlling. So we had our phones -- that -- I found out later that he had our phones set up like he was my dad on the plan. So I couldn't see anything that he was doing, but he could see everything that I was doing, which -- and he had to have the passwords to everything, which wouldn't have been an issue except for he questioned me on everything. So if --

Q. And at this point, it was just a relationship where it was no issues, in terms of an affair?

A. Yes. Zero affairs, no.

Q. And it was just kind of like a very controlling kind of insecure relationship between you and him; is that right?

A. Yes. Yes.

Q. So now let's fast-forward to March 2015 and kind of talk about where the relationship with you and your husband was at that time.

A. So, the week before EG came in, my -- really quick, to backtrack -- in that summer after the vacation, my husband and I, we had been in

counseling and he had made the decision to try antidepressants, and he was on it for, like, six months, and it truly -- it felt like it kind of stabilized things; it was helpful. And so the January before that March -- so a couple of months before, I started school again for the first time. I had been wanting to for -- or restarted school, I should say to finish my degree.

Q. Let's go back. So right now, how many kids do you have?

A. So three kids. I have two with my ex-husband, and then I had one previously when I was in college, which is why I didn't finish my degree.

MS. MITTEN: Then there's a redacted portion.

Q. So March 2015, you were separated from your husband?

A. Yeah. So he moved into his brother's house the week prior to EG coming in.

Q. So now let's go to how were you feeling when EG came and -- EG. Tell me what happened on that incident.

A. So I found out he was coming in probably a couple of days before, because he had booked the appointment ahead of time and --

Q. So let me stop you. Around, like what, March 7th, 6th, you don't know? Just around early March?

A. It would have been -- yeah, probably 6th to the 8th, like around that time that he came in.

Q. 2015?

A. Yes. And that made me feel extremely nervous, because I did have somewhat of a crush on him. I thought he was perfect, really. He --

Q. Now explain that. What are you talking about "perfect"?

A. So a couple of times after I had did his hair, he brought in the first book that he wrote for me that was signed, you know, just because. He had told me about it, and he wanted to show it to me and gave me this book. It's called Strengths and Compassions, I believe. It was all about -- you know, he volunteered at the Mother Teresa House; he was this caring Navy Seal; he had this -- you know, he was a Rhodes Scholar; he was so smart, that -- and he was strong and independent and all of these wonderful things.

Q. And he told you this, or did you ask about this?

A. No, he just told me these things, which --

the first time I did his hair, I remember thinking, Who is this guy? You know, who talks about himself like this? But he kind of backed off after the first time; then he would slowly and subtly tell me things and -- I don't know. I really thought he was just so great.

Q. Let's go to the early March, around the 6th to 8th, 2015. What happened?

A. So he came in, and when he came in, he was my first client that day. And I was visibly shaking because I was so nervous he was coming in, and I knew I was vulnerable. My husband had just moved out, and he hadn't been in in so long. So I didn't know why he didn't come in. In any mind, I thought he probably hasn't come in because he was flirting with me and he was having this baby. So when he came in, I was visibly shaking. He was like -- redacted -- it's so great to see you.

Q. Now, go back. When you say -- redacted -- that's --

A. I go by -- redacted -- I go by "KS."

Q. It's a nickname?

A. Yeah. And so he came up and he hugged me, and when he did, I was obviously shaking. So he was like, Oh, gosh, you seem shaky. Did you work out

this morning? Have you not eaten? I was like, oh, yeah, yeah, yeah, that's what it is. Which, of course, I had eaten, so -- he said, Oh, well, hang on; I'll be right back. And he just ran out of the salon, and he ran across the street, which is Straub's -- it's across the street -- to get me -- and he came back a few minutes later. He had a protein shake and a chocolate bar and a banana, so he was like, sit down with me, you know. Just have something to eat first; that way you can kind of calm down. Tell me, what's going on with you? You look incredible. You look better than ever, KS. You just -- you're glowing. And so I explained that I had started school and I exercised prior to that but I had started CrossFit, so we talked about that and --

Q. What happened next after you kind of talked? Where did you go next?

A. So then I was cutting his hair and it continued. I felt like, Whoa, he's way more complementary towards me than he had ever been before. Did notice that, but it was okay. And then I went over to shampoo his hair, and I was like -- I had just finessed shampooing his hair, but he was laying back in the shampoo bowl, and I was standing

next to him like where Ms. Gardner is, and as he was laying back, I was explaining to him what my professor and I -- a conversation we had had. And while he was still looking at me nodding, his hand, like, slyly came over and started rubbing my leg. And at first I ignored it because I thought, there's no way. There's no way he's really doing this. And then -- so I kept -- just kept talking and ignoring him, and then he felt my leg all the way up to my crotch, to which I stepped back and I say, Whoa, what are you doing? And he just kind of laid back and looked up at me like, I don't know, and didn't say anything.

So I just turned and walked back to my chair, and he had to follow me back there. So he follows me and he sits down, and I was blow-drying his hair, not talking, and I looked at him in the mirror and asked him, Is that why you haven't come? Because that's what I thought, you know?

Q. What did he say?

A. Maybe.

Q. What happened next?

A. So we started walking up to the front desk, and there was a coworker next to me, so we weren't having a conversation about this and, as we

were walking up to the front he said, KS, let me show you something over here. And I knew he wanted to talk to me, but I said, No, and we stood right where we were, kind of on our way up to the front desk. And I said, EG, you're married and I'm married -- because he didn't know that I was newly separated because it -- it definitely was not technical at this point. So he said, I know, but, you know -- and that was kind of it. Like, I know, but I don't know what this means.

So I just continued on. I walked him up to the front desk, and he checked out and left. And then --

Q. Okay. So let me stop you there. So after he left, you went back to your work; is that correct?

A. Yeah.

Q. And so what were you thinking at that point?

A. I was so confused because -- so this is this perfect guy. So if he hit on me, there must be a -- he must be separated. There must be something I don't know, because he didn't really talk about his wife.

Q. Did he ever tell you he was married?

A. I asked him after I had done his hair a few times, after I thought he was this great guy. Like, who is this guy? Is he married? Because he had not mentioned a wife, and so I flat-out asked him, to which he said, yes, he was newly married.

Q. So what happened later that day?

A. So he showed up a couple of hours later. I saw -- I had a client, but I could see him walk up to the front and give them something. And the girls up front were like, Hey, he just dropped off a book for you.

Q. Now, did you plan for him to drop off the book?

A. Oh, no, no.

Q. Did you know he was going to do this?

A. No.

Q. Okay. What happened next?

MR. BARNES: Representative, let me pause you because I believe we need a redaction on line 20 starting with the word "my" and ending on line 21 with the word "yeah."

MS. MITTEN: Yes. Okay.

MR. BARNES: And then on line 25 starting with the word "my" and ending with "the obvious point there" on line 25.

MS. MITTEN: Okay.
MR. BARNES: Unanimous with the committee on this redaction?
MS. MITTEN: Yes. Thank you, Mr. Chair.
Q. What happened next?
A. So I -- later on that night -- I believe it's -- it was that same night. Yeah, I got an e-mail from EG.
MR. BARNES: First three words of page 15, Representative Mitten, as well.
MS. MITTEN: Okay.
MR. BARNES: This is redacted always.
MS. MITTEN: Yeah. I'm just going to kind of --
A. I believe it was the same night -- redacted -- birthday or maybe the day before -- I got an e-mail.
Q. What happened next?
A. Okay. So I got an e-mail that was from EG, in which -- I had given him my e-mail address about a year before. He asked for my e-mail address, that he -- he wanted to give me some book suggestions and -- but he never e-mailed me, so I completely forgot I even gave him my e-mail. And so that night he gets -- he send this e-mail saying, I

dropped off a book for you; I just wanted to make sure you got it. Great to see you as always, but, hey, it's hard to book an appointment with you sometimes. Is there a better way to get ahold of you?

Q. So what did you think about this point where you get this e-mail?

A. So I thought, okay, he's obviously trying to get my number because he wants to talk to me. The problem is that he doesn't know my husband looks through everything of mine, and if my husband sees this weird number, he's going -- he's going to call it or he's going to freak out. So I debated on how to respond to this, because I didn't want to say, no, you absolutely can't have my number, because I was curious enough as to why he hit on me like that.

So I responded with, Here is my number, with my cell phone number. But, actually, the best way to get ahold of me is to call the salon, and then just leave a message for the girls, if you can't get an appointment, and I can call you from there or they can call you back and book an appointment.

Q. So what happened next?

A. He called me that same night.

Q. That same night? Okay.
A. And --
Q. Did you pick up?
A. I missed -- no. No, I missed the call but -- so I saw the number was from D.C. and --
Q. What area code?
A. 202.
Q. And what happened? What did you think at this point? What's going through your mind?
A. Oh, my gosh. My husband is going to see this. He's going to freak out. He's going to assume that we're having an affair or, you know, he's going to -- jump to conclusions. So I took EG's number and saved it under my friend -- redacted -- who -- she lived in D.C. She was the only other person I knew that had a 202 area code, and I only say that because then it had to have been a few days or a week later, whenever my husband says to me, Hey, I was trying to get ahold of -- redacted -- which he never ever called.
Q. So let's stop right there. Did your husband have a habit, prior to this, of going through your phone?
A. Yes.
Q. And he would call numbers back; right?

A. Yes. So he says, you know, Hey, I was trying to get a hold of -- redacted -- and I called the numbers that was in there and it went to EG's voicemail, so why is that? So, you know, I told him, I don't know, he was getting ahold of me for an appointment or whatever, so ...

Q. And at that time, that was a true statement in your mind?

A. Right. I mean, I knew he wanted to get ahold of me, most likely to talk about whatever he hit on me for or whatever, but we hadn't talked at this point. So during that week, I just -- I kept thinking about it. Why did that happen? I don't know, because this guy is so perfect. So that --

Q. So go back to that. You were saying that guy is perfect. What are you -- at that point, what's going on in your relationship? Like, what are you going through with your husband?

A. With my husband? So my husband was a very insecure person. He's an artist, and so he was extremely emotional, and some of those emotions were great emotions. Some emotions were extremely difficult, and so it was just a lot of explaining what I was doing. Who did you talk to? What do they mean by that? Why was that person just -- you

know? Everywhere we went, it was, I think that guy is looking at you. You know, those types of things.

So EG seemed like this really strong person who was very confident -- noticeably confident, and my husband's confidence was -- if you knew him, was more of a show, where people who didn't know him could see him as this very confident person on stage and stuff.

Q. So when was the next time you made contact with EG?

A. So that following Friday or Saturday night, I went out with my girlfriends and decided I'm curious.

Q. So stop right there. Where did you go out? Where are you and --

A. The Central West End.

Q. Okay.

A. So right by my work. We went after work for, like, happy hour.

Q. And what happened next?

A. I called him, and he answered. But I could tell it was not going to be like a -- I mean, obviously, his wife or somebody was around, as well as -- I was with his friends, so it wasn't a conversation; it was us trying to have an

conversation in code, you know?

Q. What was it like -- like --

A. Like, I -- when he answered I said -- he said, Hey, you know, hi, KS. What is going on? And I said, Well, my friend is really curious about some things that she experienced, so she just really wants to know what happened, because she knows that this person doesn't know -- you know? So it was really not a conversation but -- so he said, Actually, hey, can you meet me in a few minutes in the alley behind Starbucks.

Q. And this is in the Central West End?

A. This is in the the Central West End. And I knew he lived in the neighborhood. I didn't know where at this point.

Q. What happened next?

A. So I met him in the alley, and I was kind of shaky, so he hugged me and he said, Listen, it's going to be okay. I know you want to talk about this; I do too. I have an idea. My wife is going to be out of town next weekend. Can you come over?

Q. And what did you say?

A. And I said, Well, can we meet somewhere? Why can't we meet, like, at Starbucks or something? And he said, No, I can't be seen with you, KS.

Q. And why did he tell you he could not be seen with you?

A. Because he had just announced that he was running for the governorship, and I knew that -- he had told me that, too, at his appointment. And he couldn't be seen with me because who knows who would be watching. So I was like, Well, I don't know. I'll have to think about it. I'm not sure. I will call you Friday night from work -- because he had already told me do not call him again, because I called him from my cell phone. Don't call him; don't e-mail him. So I said, Okay, well, I'll call you from my work.

MR. BARNES: Do we want -- that's page 20. Do we want to flip and do this on the even numbered?

MR. PHILLIPS: That's up to you.

MS. MITTEN: I don't care.

MR. BARNES: I think 20 is easier.

MR. PHILLIPS: We're having a good time.

MR. BARNES: You guys are making progress.

So Representative Mitten, you're the questioner, Representative Austin, you're the answerer, starting on page 21.

(The following testimony was read from the transcript of "KS's" grand jury testimony taken on

February 15th, 2018, narrated by Representative Gina Mitten and Representative Kevin Austin.)

MR. BARNES: Hold on. Redaction, line 4 to line 5 starting with "I" at the end of line 4.

MS. MITTEN: I just redacted those two words on line 5.

MR. BARNES: Just redact the whole sentence. Is there any disagreement on the committee?

MR. AUSTIN: No.

MR. BARNES: Seeing none -- okay. Representative Mitten, you're now the questioner.

Q. So what happened? Did you call him from your work?

A. Yes. So the following -- the plan -- so I told him I couldn't see him on Friday night.

Q. And when was that date?

A. March 20th.

Q. 2015?

A. Yes. But I also knew I worked late on Fridays and I had my kids and -- so my husband was sleeping at his brother's, so I had to be home regardless, because he didn't take the kids to his brothers at all. But I told him maybe Saturday morning before work I could stop by or we could meet

somewhere.

Q. And you were -- when you're saying "meet somewhere," where did you suggest you meet?

A. So Friday when I called him, I said, listen, I feel too guilty; I can't meet you. I feel weird going to your house. Can we just meet at Coffee Cartel or Starbucks, and he said, No, nobody somebody will see us there. Really -- redacted -- I cannot take that chance. Just come to the -- my house. Nothing will happen; we'll just talk. And I said, I -- I just feel so guilty. Please, can we just meet, like, in -- because Coffee Cartel has, like, a back room. Can't we just meet back there? And he said, No -- redacted -- I live right by -- that was the other thing, too, I didn't know where exactly he lived. And I said, I'm not going to have very much time. He said, No, I live right by there, so just come to my house. Promise you, it will okay. Come in through the back door, and I'll be waiting for you.

Q. Can you go to the pictures of the house? You're probably going to have to come over here so you can see.

So go the first picture in the front of the house. So that -- is that the house?

A. Yes.
Q. And then go to the picture with the door, please.
And that says -- what is it, 4522? Is that -- on what street did you know that it was on?
A. Maryland.
Q. Maryland?
A. Maryland, yeah.
Q. Is that in the City of St. Louis, to the best of your knowledge?
A. Yes.
Q. Now, go to the back. And that's where you came in?
A. Yes.
Q. And, also, did you see an address on the back, kind of --
A. Yes. Yeah.
Q. And where did you come in at --
A. That one day?
Q. Go over there and point.
A. Oh. Right there in the little gate.
Q. Okay. So when you're coming over there, what are you thinking? Like, you're coming over here just to do what?
A. I'm coming over to -- I'm thinking, okay,

whenever I leave here, I'm going to have a better grasp as to why he hit on me. Does -- is he -- what is going on in his marriage, and, you know, fill him in on where my marriage is. So in the weeks leading up to this, my husband, of course -- EG was on his mind, right, and he continued to ask me, Are you having an affair with him? What's going on with this? And do you want a divorce? Tell me, do you want a divorce? I need to hear those words: Do you want a divorce? He just kept saying it. So the night before, knowing I'm going to EG's house to even talk tomorrow is wrong; I feel bad about it. So we had this discussion again. I get home Friday night from work; my husband asks me again, so I say, Fine; yes, if you have to have an answer tonight, yes, I want a divorce.

Q. Okay.

A. So it's a --

Q. So stop there. So when you go through the back -- kind of go to the next picture.

You don't have to see it.

A. Yeah.

Q. But you walk through the back, that's through the -- that's the garage. But there's a path; right? And where does that path lead to?

A. To his kitchen. To his kitchen.
Q. So -- now, what time of day is this?
A. This is 7:00 a.m. on a Saturday.
Q. And you picked -- the time was 7:00 a.m. because why?
A. Well, I knew I only had an allotted amount of time. I was going to talk to him, and I had to be at work at eight, you know, or, like, by 7:45. So I thought, okay, if I'm going to go to his house, at least I know -- he knows I have to be at work by this point. It's in the morning, you know?
Q. So it's March 21st, 2015, around 7:00 a.m.?
A. Yes.
Q. Okay. So what happens when you go walk up to the back way through the path to the kitchen? What happens next?
A. So as I'm walking in, he was waiting in the kitchen, and he was doing this to me (gesture). So I walked in. I was kind of like (gesture), and he kept doing that to me, like, do not say anything. And he grabs my purse and keys out of my hands and sets them down.
Q. Sets them down where?
A. On his counter to the right. So when you

walk in, there was, like, a countertop right there. So he sets them down, looks back at me again, like, do not say anything, shuffles through my whole purse, takes everything out and --

Q. Is he saying anything at this point?

A. No, nothing.

Q. So what happens next?

A. Literally just shuffling through it all. Then comes over to me, and without saying anything, just gropes me, like, feels down everywhere.

Q. Was he patting you down?

A. To see if -- patting me down to see if I was bugged.

Q. Did he say anything like that?

A. No. He -- not at this point. He was just doing that. There was no spoken anything. I was just standing there like, What's going on?

Q. So what are you thinking in your mind?

A. What the heck? I don't -- I don't know. Is this some sort of an operation or what? So -- but did I -- I did know when I met him that week before -- I did I say to him -- I believe I even told him, my husband knows that you called -- I'm pretty positive he knew that. I had already told EG that, and I said, my husband is really -- he's a

jealous guy, and I'm really afraid of him.

Q. Okay. Let me go through -- let's go forward. So when he's patting you down, what happens next?

A. So he stops and says, Okay, I just had to make sure you weren't bugged, you know? Are you sure you weren't followed? Did your husband or anybody follow you? Did anybody see you come in? And I said, No, I don't think so. I believe he went outside to check to make sure no one followed us, so -- or followed me.

So when he comes back in, I was, like, shaking, so he hugged me to calm me. He's like, listen, it's going to be okay; it's going to be okay. Just trust me. How much time do you have?

Q. So at this point you're like -- what are you here for?

A. Right. I'm here to talk, so --

Q. What do you say when he asked you how much time did you have?

A. I said, I only have, you know, 40 minutes or whatever. I have to be work by 7:45. And he asked me, Well, what time do you get off work? Can you come back? And I said, no, I can't, because I knew I had to get my kids. And he's like, Well, we

don't have very much time -- redacted. I have this idea. I just really want to make you feel good, and I just -- I have this idea. I want you to do this thing with me. And I was like, Wait, wait, I -- I want to talk to you.

Q. So let's go back. What does he do? What does he tell you next?

A. So he tells me that he has this plan. He wants me to take these clothes he had set out, go change into them -- take off everything I have on and go change into them because he wants -- well, he said, Have you worked out today, and I said, No, he said, Well, I want to take you through a workout.

Q. So go back to describe -- where were the clothes and what type of clothes were they?

A. The clothes were sitting on the kitchen counter. It was a white T-shirt, like a man- -- man's T-shirt with a slit at the top that had been cut previously and then pajama bottoms -- his pajama bottoms.

Q. So at this time, you have nothing under the shirt; is that correct?

A. Right.

Q. And you have nothing under --

A. The pants.

Q. -- the pajama pants?

A. Yeah.

Q. So what happens -- so what does he do next?

A. So he says, you know, just follow me. I promise it'll be so good -- redacted. I just want to make you feel good. You haven't been treated good for so long. Come downstairs with me. I want to show you how to do a proper pull-up.

Q. So he says come downstairs where? What is downstairs?

A. He has, like, a home gym. Like a -- it's an unfinished basement, but he had a home gym.

Q. So now you're in the gym. And I want to say -- I know this is difficult for you, so we're just going to go step by step. Mr. Steel may ask you some questions and clarification when we're done. We're going to take it step by step, okay?

He took you downstairs into a basement; is that correct?

A. Yes. And so it was unfinished. He had some work-out equipment, and so he said, Follow me, put your hands on these rings. And this point he was -- it was as if he was, like, on a mission, so I was definitely intrigued at this point because he

was different than all -- I had ever seen him, but he was still this really strong guy.

Q. So tell me -- explain to me about this difference that you saw.

A. Well, so even whenever I first came in, it was like he had zero desire to talk to me about anything. He had this other idea that he wanted to do, so it was kind of just this look in his eyes of, I have no clue what you're saying to me; I don't care; I want you to do this, and you're going to do it. And so as I'm following him, I'm like, Okay.

Well, first of all, he's definitely going to respect me because I just even said the night before, I don't -- I'm not going to cheat on my husband; I just want to talk to you. I know -- redacted -- just come over, and we'll talk. But I'm at least thinking he's -- this is a turn-on enough that maybe he'll, like, turn me on, but, you know, nothing is going to happen, so ...

Q. So what happens when you get downstairs?

A. So he tells me, Put your hands on the pull-up rings. He has the pull-up rings hanging down, and I do what he told me. He took this kind of like stretchy gauze stuff and taped it around my hands to the rings, and, meanwhile, just kept

looking at him, like, I can trust you; I can trust you. So there really wasn't anything spoken at this point. And he takes a blindfold and he puts a blindfold on me.

Q. Did you say put a blindfold on you?

A. No.

Q. Did you say wrap your hands up?

A. No.

Q. What happens after he puts the blindfold on you?

A. So he puts a blindfold on and says, All right. Before you get started working out, you need to be properly hydrated, like he had this script thing in his mind. So he puts water in his mouth and comes over to, like, spit it my mouth with the idea of, I guess, like, hot kissing or something, but it creeped me out because I haven't even kissed him yet, so I just let it dribble everywhere. And then he does it again, and he's like, I need you to be a good girl, and take the water in his mouth and spits it in my mouth again, to which I let it dribble down. Then he starts kissing my neck and kissing kind of down my, like, chest area and takes the T-shirt and rips it half -- like, rips it off of me.

Q. What were you thinking at this point?

A. I was definitely a little scared and a little grossed out, because I had not cheated on my husband at all. Definitely nobody had seen me even partially nude. But I have three kids, and I have, like, a weird hernia in my stomach, so I was also like, Oh, God, not only is he seeing me like this, but this is the first time -- and he commented on it. He was like, What happened to your belly button there? That was the only time he, like, broke character. So this is on my mind as well as, Oh, my God, what -- what the hell is going on? Now I'm partially nude and I'm down here.

Q. What happens next after he kisses your stomach area?

A. So he starts kissing my stomach area and takes my pants and pulls the pants down.

Q. So at this point are you naked?

A. I'm naked and I'm completely silent.

Q. And what happens next?

A. He steps back and I hear (gesture) and I see a flash through the blindfold, and he said, You're never going to mention my name to anyone. Don't even mention my name. Otherwise, I'm going to take this picture and I'm going to put it everywhere

and everyone will know what a whore you are. Everyone will know what a little whore you are.

Q. What were you thinking at this point?

A. F, I am a whore. I am F'ing stuck down here. You're an asshole. I hate you. Who are you? Oh, my God, I don't know. I was like, What is going on? We haven't even kissed.

Q. Did you ever consent to a picture being taken?

A. No. No.

Q. So what happens next after you hear this? What are you -- what happens?

A. So he said, Now are you going to mention my name, to which I just stood there. I didn't say anything because I thought, F, all I want to do right now is tell somebody. This is insane.

So I didn't answer. And then he got up close to me and spanked me and said, Are you going to tell anybody? And I just said, No. Like, kind of gritting through my teeth, and it was like he was back on, like, okay.

Q. And what happens next?

A. We're back in motion, and he just comes around to the front of me and was back in his, like, character or whatever and starts kissing my stomach

again and starts kissing down. Then I just flipped out and I started, like, ripping down my hands off of the rings, starting bawling crying. I was like, Get me out of here; I don't want this. I'm not ready for any of this. I want to leave. And I -- and at this point he's like -- redacted -- calm down, calm down, and he starts kind of helping my hand -- get my hand out of the thing.

Q. And you're trying to leave; is that correct?

A. Yeah. And I was like, I'm leaving. And I started going to go up the stairs, and he takes me and, like, wraps me in his arms. He's like -- redacted -- no, don't leave like this; don't leave upset; don't leave. And he takes me and lays me on the ground -- like, I'm in the fetal position on his, like, workout mat crying hysterically, and he's holding me just going, It's okay; it's okay; you're fine; it's okay; it's okay, just, like, hushing me.

Q. So at this point, what are you thinking? What's going through your mind?

A. I was just numb. I don't know. I felt so disgusted. I was so embarrassed. I was so mad. I don't know. I'm laying on the ground crying in front of somebody.

Q. So what happens next?

A. So then he's, like, calming me and shushing me, and then he starts, like, kind of trying to grope me and mess with me. And then he takes his pants down and puts his penis, like, in front of me -- like, in front of my face. And I thought, Okay, I guess he really does think I'm a whore. I'm just going to suck him off, and then he's happy and I'm done and I can leave.

So I did that. So I did that until he was -- until he was done. And then he completely changed and was just like, okay -- like he was totally fine with me getting up and leaving at this point. I literally just got up and went upstairs -- because my clothes were upstairs -- and went into the bathroom by myself, got changed, and grabbed my purse and left and went to work.

Q. So when you went to work, what happened? Like, what were you thinking?

A. Oh, my God, I was so disgusted. I was so mad. I hated him, but I was also so embarrassed because I let him get me in that position, too, so I was like, Oh, my God, I am so gross. I hate him.

But as soon as I get to work, I realize I freaking don't have my keys, because I always put my

keys inside of my purse. I don't have my keys. He had taken them and sat them separate from my purse. So all day long, I'm just thinking, come on, please just drop them off. Find a reason to bring them to the front desk, you know? But, of course, that would incriminate him. So all day long, I'm just thinking, How am I going to get these freaking keys, because I -- I have to get them.

Q. So why couldn't you call him?

A. He had told me do not call me. And now I had called him from my work the night before, so do not call me from your work. Don't call me from anything.

Q. So what did you -- when did you get off work that day?

A. So I got off work at four, and he knew what time I was getting off because I had told him that morning, but I said, I can't come back. So I just took a chance and thought, I'm just going to go back there; I don't even care. And, hopefully, he's there. And I went back through the back door, and he was waiting in the kitchen.

Q. What happened next?

A. He was like, You left your keys, and he knew it. And I said, Yeah, all day long I was

thinking of ways to get them back because I knew you told me, don't call you. And he said, I know, and I'm glad you didn't.

Q. What did you say to him?

A. I just said, I'm so pissed off. I'm so -- I'm so grossed out. I'm so pissed off. He said, I know. I thought about you all day long -- redacted. I knew you had to be mad. And I said, I know, EG, you took a picture of me. I haven't even let my husband take a picture of me. And he said, I know. I know. Do you have to --

Q. Please stop right there. He acknowledged he took a picture?

A. Oh, yeah.

Q. How did he acknowledge he took a picture of you?

A. Yes, I know -- yes, I -- I know -- redacted -- but I had to protect myself. You know, people will do whatever they can to take me down, you know, because I'm running for governor, so -- but I deleted it. You know, I thought about you, and I deleted it.

Q. Did he ever show you --

A. No.

Q. -- that he deleted it? Did you believe

that he deleted --

A. No.

Q. -- the picture?

A. No.

Q. So what happened next?

A. So he just was -- he was back to, like, the guy I knew in the salon. He was the sweet, loving guy. He was sorry for what he had done. He -- and he told me, I'm sorry. I just thought that this would be something you would like. I fantasized about you so much. And he had enough of an explanation that I was like, Okay, maybe he's not actually disgusting. When I left, I left with, I'm not going to see you like this again. He agreed, and he said, But I still want to come in and get my hair cut with you.

Q. So you told him you do not want to see him in this way?

A. Right.

Q. And he said what now? What did he say?

A. And he agreed and said, But I still want to come in and get my hair cut with you.

Q. So where did you go after you left?

A. So I went home, and one of my best friends and I were supposed to be going out. And I called

her -- I said, I need you to come over. I can't -- I can't go out. She said, okay, and so she came -- so she came, and I -- she was a coworker of mine, and I had told her about him rubbing on my leg, so at least she knew that part and she knew that I thought that he was this great guy or whatever.

Q. So what did you tell your friend that night?

A. So I told her everything.

Q. What did she say?

A. Oh, my God -- redacted. There's no way this guy has not done this before, and oh, my God -- redacted -- stop, it's okay. Because I was, like, inconsolable. I could not quit crying.

Q. When you say you were inconsolable, what happened the next couple of days? What were you thinking?

A. So I just kept thinking, I have to tell my husband, but I didn't. I hadn't had any sleep -- like, zero sleep. I could not sleep. I didn't sleep that night. I didn't sleep for the next, like, three nights, and I thought, the only way I'm going to be able to sleep is if I tell my husband, because I felt disgusting. I felt so shameful. I felt so embarrassed, and I -- I knew it was wrong of

me to even go in his freaking house and do what I did.

Q. So at this time, you and husband are separated; is that correct?

A. Yes.

Q. But you felt so bad that you needed to talk to him?

A. Yeah. Because our separation wasn't legal and -- yeah. And also, too, I knew EG had a wife and --

Q. So what did you -- how did you reach out to your husband?

A. So I -- and I had talked to another one of my best friends who --

Q. Who is that person?

A. "J."

MS. MITTEN: Excuse me. We're going to have to redact line 9, the first word of that sentence.

MR. BARNES: Okay. Yeah.

Q. J. What's her last name?

A. I talked to her, and, of course, she was like, Gosh -- redacted -- this guy is a total creep, but, you know, do not tell -- redaction -- you know, because she -- I know her through my ex-husband.

They -- she and her husband used to be friends with him, but he was -- he was no longer -- he hasn't been friends with them for years because --

Q. So tell me your husband's name. I never asked you. Who is your husband? What's your husband's name?

A. PS.

Q. Okay.

A. So she -- but she said, you know how he is -- redacted -- and he will go insane. Do not tell. I was like, I know, but I can't -- I can't -- I can't sleep. I can't function like this. I can't do it. So I told -- I called my husband and I said, Listen, I need to tell you something, and it's really sensitive and really private. So he had said, Okay, how about let's meet somewhere.

MS. MITTEN: Shall we move on?

MR. BARNES: Yes.

MS. MITTEN: Page 41.

MR. BARNES: Next questioner and answerer.

(The following testimony was read from the transcript of "KS's" grand jury testimony taken on February 15th, 2018, narrated by Representative Kevin Austin and Representative J. Eggleston.)

Q. So when was this from the incident?

A. Like, it was four days later.
Q. So about March 20th -- around March 24th, 2015?
A. Yes.
Q. What happened next?
A. So we met in a parking lot -- like, a Shop 'n Save parking lot, and I got in his car, and he just said, KS, tell me everything. You better tell me everything, because I will know. I -- I know more than you think, and I will know if you don't tell me everything. I know -- I mean, in this -- in regards to EG? And I said, Yes. And he said, Well, just -- you have to tell me everything. So --
Q. And did you tell him everything?
A. I told him everything, except for I didn't tell him that I had given him oral sex until I -- I did tell him later, when we were back together, but I told him all -- all of the other.
Q. And what was your husband's response when you tell him about that the incident in the basement?
A. Oh, my God. I think -- kill him -- I will kill him. This guy is the lowest life. I -- I'm -- can destroy this guy in 30 seconds. And I just said, No, you can't do that, you can't do that.

Please, please, I'm begging you, do not. Please -- redacted -- just leave him alone. I'm not going to see him like this. Like -- please.

And he just -- so after we went through every single detail, because that was how our conversation went --

Q. At the time -- let's go back. At the time, did you know your husband was taping this?

A. Zero percent. No.

Q. So after you told him and you were begging him not to say anything, what was your -- I mean, you were trying to talk to your husband?

A. Yeah. I mean, I thought -- I didn't necessarily want to be back with him. I didn't know what I wanted; I just knew I can't sleep. I feel like complete shit. I feel awful. Maybe I'll feel somewhat better -- I'll be able to sleep, which I did, but he told me after that day that he -- I was disgusting. I was exactly what he thought I was. I was a home wrecker; I was a whore; I was all of these things. So he had to get an apartment instead of -- instead of staying at his brother's, to which he got an apartment for the next three months and --

Q. Well, just the conversation was -- was that it -- was that?

A. Yeah.

Q. So tell me, after this -- after you told your husband, did you tell anybody else besides your friends and your husband?

A. No. I didn't tell anybody else.

Q. And were you concerned about these pictures at that point?

A. Yeah. I was petrified about the pictures, and I was also petrified about -- obviously, he cares about this so much, so what else would he do, you know?

Q. So tell me, did he come -- did EG come back into the salon?

A. Yeah. So maybe a week or two after that, he came in for a -- what would be a regular appointment.

Q. Was that with you?

A. With me.

Q. And what happened next?

A. After he got there, he was like, Hey, you haven't told anybody, have you? Which, of course, I feel, like, so guilty, but I was like, No, no, I haven't. I haven't told anybody. He said, Good, because I have to see you. I cannot quit thinking about you. It's -- you're on my mind all of the

time. I want to see you so bad. You are, like, the most incredible person ever. And he went back to that sweet, amazing guy filling me up with, you know, any sweet things that he could say to me.

Q. And at that point, did you later see him again?

A. I did.

Q. And when was that -- around when was the next time you saw him?

A. In that type of way would have been work. So he said, Can I come in early for my -- like, can you open up the salon early for my next appointment, and then, you know, we can see each other. Then we can actually talk -- because we still haven't even really, like, talked or anything, and we can see other.

So that was the next time that I saw him, and that was the first that I -- like, I let him in, I would assume at, like, 9:30. The salon usually opens at ten o'clock during the week. And I did kiss him willfully that time when he came in, and --

Q. And so after that, did have occasion to see him again, or did you -- did he make arrangements to see you again?

A. Yes.

Q. And when was that?

A. So the next time I saw -- then I didn't see him -- so there were, like, chunks of time that we just had no communication between haircuts or whatever. I was sitting outside the salon -- this would have been probably in May -- and I was sitting outside of the salon in between clients. I was reading a book. There was -- there was, like, a fountain by [redacted].

Q. And that's in [redacted]?

A. Yeah. So I was sitting there reading a book, and he drove by and was like, KS, come here, come here, and had me come up to his car and said, Oh, my gosh, you know, you look stunning. What are you doing tonight? Can you come over tonight? You know, I'm -- I want to see you.

So I said, Well, maybe I could come by for a little bit. I don't have long -- because even though my husband had an apartment, the kids never stayed the night there; they stayed the night with me every night. So that was the next time that I saw him. And that time was consensual.

I came in, we engaged in what would be oral sex, and the only thing that would have been even weird at all about that was that thing that he

gets that's like -- like, this anger, testosterone thing he gets. That was the only thing that I thought was weird. Any time I was with him, I was just like, God, you're so different. You're so turned on.

Q. So tell me about that. So tell me about that. So you said it was like -- you know, you said it's two different EGs.

A. Yeah. Like a -- like I'm on a mission. I am -- I am this kind of angry guy, which I took it as, oh, it's probably because he was a Navy Seal; maybe some -- you know, maybe it's some sort of after effects of that. I don't know. But he was -- but he would get really kind of aggressive and just testosterone filled, and then he was just (demonstrated) afterwards.

So that night afterwards, he was just kind of like, okay -- after he had finished, and then I just left.

Q. And did you see him again in the salon?

A. So -- yes. He came in at least, like, probably one more time to me, but then I told him -- because at this point, my husband knew what I had already told him, so I told him, You can't come to see me, because if anybody sees you in my chair --

of course, I'm thinking my husband, because now he's moved out, but he's still obsessed. This is all he can talk about when he talks about -- or when he talks to me and has told me, If I ever drive by the salon or if anybody I know ever sees him in your chair, I will come in and I will absolutely confront him, and this guy will know that I know or whatever.

So EG -- then I told him, You can't come to me. So he started going to another girl in my salon for a short period of time.

Q. Then at that time, did you ever meet up again?

A. Yes. So he told me -- and it might have been in May when I saw saw him. I know at some point he told me -- because it was enough time away that his wife would be out of town for a week, and he wanted to see me as much as he could during this week.

Q. Do you remember what time frame that was? Like, where?

A. It would have been, like, end of July -- very -- end of June, very beginning of July.

Q. And what happened?

A. And he said, I want to be able to talk to you, so can I -- or I'm going to get you, like, a --

like, a disposable phone, so that way I can call you and I can't be traced, during this time when he was -- when she was out of town.

Q. Did you find that weird?

A. Yeah. But he made everything make sense to me, which was -- I just, regardless, can't -- I can't be seen with you because I'm running for office and people will try to destroy me.

Q. Now, let me back up. Every time he would come into the salon, would he say anything? Even prior, just after the incident?

A. Yeah. Well, he always was concerned with, Have you told anybody, KS; right? Have you not told anybody? You haven't mentioned my name to anybody?

Q. And what does this do to you in your mind? What would you feel like?

A. It makes me insane, because I feel guilty that I've even told anybody, let alone I've told somebody that I know for sure wants to kill him and -- or, you know, figuratively -- and me as well, because we're separated. He's angry at me, and all it will take is him telling him or it getting back to EG that he knows, and EG will do God knows what to me -- release this picture, but, also, you know, do whatever. So there's no I way can tell him that

I've told anybody, but he keeps bringing it up, so it's just kind of an awful place to be in.

Q. So when EG says his wife is going to be out of town and he wants to see you that week, what happens that week?

A. So I told him that I could possibly see him. It was, like, a Saturday night. I went out with my girlfriends again. We were in the Central West End, which is common at that time, if we ever went out after work. And so after I went out with my friends for a little while, I left and went to his house. And at this point, I know he had the phone. I don't think it; he had it for a -- very long before --

Q. And this is a different phone from the first incident?

A. Right. It was like --

Q. It was a different number?

A. A random number, yeah.

Q. What kind of number was it, excuse me?

A. I don't know. I mean ...

Q. But it --

A. It was a 314 number, I believe, yeah.

Q. So it wasn't a 202 number; right?

A. No.

Q. Okay. What happened next?

A. So I went over to his house, and at first it was, you know, kind of exciting and consensual. We were just making out, and he was going to come upstairs into a room -- into a bedroom that he had -- I guess, spare bedroom. When were there, we were making out, and he sat up on the bed, like -- or he was standing. I was kind of leaning on the bed and he said, KS, have you been intimate with anybody? And I said, What do you mean? And he said, Have you had sex with anybody? And I said, Well, my husband. And I don't know at what point I had, but I had since the very beginning of this -- of me ever seeing him -- and he just slapped me hard across the face. And I was like, What the F? What did you do that for? You're married. And he said, You should not -- you should not be intimate with anybody else.

Q. At that point, what did you think? Did you consent to being slapped?

A. No. No. I thought -- I've never been hit like that, first, and, secondly, it was just like, Oh, my God, I think he's really screwed up from the war. So -- which I said to him -- I was like, EG, I think you have anger issues. I think the war

screwed you up or something. And he was like, at this point, definitely no apology. I think in his mind, it was, You're mine; what do you mean?

So we talked, and so I -- then I asked him about -- you know, about being in a war, and, really, we just kind of had a conversation and -- because I wanted to understand why the hell would you think that that's a normal response? That's so --

Q. And so he said, even though you had a normal conversation, you still thought that situation was weird?

A. Yeah.

Q. So did you see EG later on?

A. So that would have been -- my guess would be, like, on a Saturday, so we talked probably Sunday, and I said I would come by -- because he said, you know, when else can I see you, KS? I want to see you again. And I said, Maybe before work one of these days this week. And so my guess is that I saw him either Monday or Tuesday before work, because he said, Can you come by and we'll do a workout together, like, just do -- go through a workout? So I agreed to come over one of those days.

Q. So -- excuse me. So it was the same time -- every time you come in is -- would it be the back way?

A. Yeah.

Q. It's always the same kind of similar, you know?

A. And then he goes out and he checks to make sure nobody followed me, yeah.

Q. Okay. So when he said, Let's do a workout, and you said it's probably before work, what happened next?

A. So I came in, and we did go through, actually, a normal workout together, and it was fine. And then -- and then he kind of -- you know, he came on to me. And then it was kind of sexual. Again, consensual at this point, but then -- then at some point -- this is really embarrassing. Sorry about --

Q. Take your time.

A. So we had never, like, actual intercourse, even throughout all of the times that I saw him. So to this point, we're, like, on the ground, I'm -- it would be as if we were in, like, doggy style position, but we weren't actually having sex. He was, like, fingering me. So -- and out of nowhere,

he just, like, takes me and smacks me and shoves me to where I, like, hit the ground and started, like, bawling instantly, because it freaked me out. So I was like, What? And it was as if he was, like, all of a sudden overcome by some sort of psycho rush. I don't know.

So I just laid on the ground crying with him being, like, KS, it's okay; it's okay, not giving me any sort of explanation. I was just like, EG, I think something is really wrong with you. This is so weird. Oh, my God. And that time, like, it really hurt. I was like, What the hell? And it just came out of absolutely nowhere, too, so ...

Q. So at this point, do you -- do you still want to see EG at this point?

A. I don't know. That time -- that was the last time I saw him, but I don't know. I -- I left there so confused and grossed out at that point.

So I got ready, I went to work that day, and whenever I was leaving work that day, I was walking to my car. And you have to walk outside of the building to go into the garage, and EG was waiting for me kind of on the side, and he was kind of -- slyly said, Hey, I need -- I need you to follow me. And I was like, Oh, okay. And he

followed me kind of to the car, watched me get in my car, and then got -- and just said, I'll be down. I guess, got in his car, and I followed him to a parking lot off of, like, Manchester -- kind of Manchester and Kingshighway, around there. And he said, Get in my car; I need to talk to you.

So I get in his car, and he said, KS, somebody e-mailed my wife today and said that they saw a woman coming into the house and that she's been there before. And I don't -- I think it's my neighbors who are, like, these Democrat operatives. Of course, in my mind, I'm like, Oh, my God, it's my husband or somebody else who he's had follow me; oh, no.

So he said, I told Sheena that is absolutely false, but -- so what I told her was that you came in to get a book for your daughter that I had signed and that I took you on a tour of the house, and then you went out the back way. And, you know -- so if anybody ever asks you, this is what you're going to say.

Q. What are you thinking at that point?

A. I just felt so used and disgusting. I felt so bad for his wife. I felt so gross. It was just like he obviously got what he wanted, and now

he's -- you know? I don't know. I mean, at least -- so before I kept saying to him whenever I would see him, Please -- like, we just can't see each other, because I knew, even if I'm not married, you know, regardless of what happens in my marriage, he is staying married. This was the first time he expressed -- because he kept saying, I know, but I just have to see you. So this was the first time he expressed the same feeling of I -- I can't see you again like this. I want to still come in, and I said, No, do not come into the salon. That's not fair to me; it's not fair to your wife. Leave me alone; don't ever come in again.

Q. And this happened around what time? You said end of June, early July?

A. Yeah. Yes.

Q. Now, after this incident, did you have any other conversations with EG after this July incident?

A. One more. So shortly after that, my husband and I tried to reconcile, but from July to October, he tried FaceTiming me one time. Oh, and -- and he had also said he threw away that phone that -- when I saw him that day. He was like, I'm getting on a plane to go see her to convince her

that it's absolutely nothing. I'm getting on a plane today -- even though she was still not going to be home for another four days or whatever -- and I'm throwing this phone away.

Q. And that happened. That's the conversation you had in the car; right?

A. Yeah. That was in July. And then in August at some point, I know he -- I had missed FaceTime, to which at that point I was back with my husband. I showed him, because he said, You ever -- you ever see him or anything, you need to tell me.

Q. So you have an iPhone; right?

A. I have an iPhone.

Q. And you believe that EG --

A. EG had to have an iPhone because there -- there was some point where he knew if he FaceTime audio me or whatever, that that wouldn't be on his phone bill. So I know he had done it at least once before. That was one of our discussions. So when he FaceTimed -- and then he FaceTimed me, but I missed it. I didn't talk to him in August.

Q. And what happened next?

A. So in October I saw EG walk by the salon, and, you know, I definitely knew he saw me. He walked in and asked them if he could get an

appointment with me -- the girls at the front. And they said, Oh, yeah, KS can. Her -- my client after the one I had, had just canceled, so you can come or you can wait around and she'll do your hair.

So he sits down. And I said, EG, you cannot be here. And he said, I can't quit thinking about you, KS. I -- I just -- I want to see you. And I said, No, I'm back with my husband. And he was like, You have not told him anything, have you? And I said, No, but you can't -- you have to leave me alone. And I said, Whatever happened with your wife? And he said, She doesn't know anything. I convinced her it's nothing. And when -- but he was like, I can't believe you could be back with this guy, KS. He said enough things that I felt like he's not really going to leave me alone.

So in -- I got home again that day. I told my husband if I ever see him again or talk to him, I'll let you know. So I told him he came in; I did his hair. And he was -- my husband was so angry. How dare you ever do his hair. Who are you? This guy is never going to leave you alone. So I said, Fine, I'll e-mail him -- because I knew that he had told me so many times, do not e-mail me, do not call me -- and that way he won't. He will leave

me alone.

So I e-mailed him just basically saying, You can't come into the salon at all. Please leave me alone. Please think of both of our families.

Q. And that's around October 2015?

A. Yes. And then that was the last time I had talked to him.

Q. And after October 2015, you never talked to him?

A. No. Not once.

Q. And at that time, were you -- what do you think about those photos? What were you thinking about those photos?

A. That's all it's going to take is my -- because shortly after this, my husband and I decided to for sure get a divorce, and my husband made it very clear that he wanted to ruin us, and I thought, all it's going to take is this word getting back to EG, and EG is going to kill me. At this point, I actually -- I got to the point where I wasn't as scared of the pictures once I was out of it, realizing you would be insane to do that because it would show -- it would incriminate him, but I was scared of him at this point.

Q. So when did you know your husband taped

your conversation where you first told him?

A. So in October, after that happened where I explained, Listen, I sent the e-mail, and my husband said, Well, I still can't be married to you. I said, Okay. At this point, I was so exhausted -- because from July to October, we just had conversation after conversation about every detail of me seeing EG; everything I said, everything I felt, everything of his feelings towards me about how awful I was -- whatever -- I was a home wrecker. I was just so exhausted.

So I said, Fine, let's get a divorce, then. And he was like, You're not going to fight about it? And I said, No, I'm tired. I'm so exhausted. I did what you told me.

Q. So when did you get a divorce?

A. March.

Q. So October to March? Okay.

A. Yeah.

Q. So now when did you hear about this incident that this was out in the news media? Like, how did you hear about this prior to it being released out to the public? Like, when did you get notice of this?

A. I noticed it the month before. A woman

showed up at my salon. She had booked it -- so I'm at a different salon, and now it's literally only my clients -- so it would very odd for somebody else to book an appointment -- and I noticed this -- but it's -- I have an online booking system, and I noticed this person was on my book that I had never met. I thought maybe a friend of mine gave her name out. I don't know.

So one of -- and I had even told -- one of my friends was in earlier that day, and I said, There's this person on my book that's kind of weird. So she comes in, and I said -- you know, Hi, I'm KS, I'm sorry. I was kind of shaken up. My client right before her -- a man probably in his 70s who had a glass of wine -- like a glass and a half of wine and fell into my mirror. He was obviously intoxicated, so I was super worried about him driving and hurting somebody.

So I said, I am so sorry, I'm kind of shaken up about my last client. And she said, Oh, well, you're night is going to get a lot more weird. I'm not here for an appointment; I'm here because I'm a reporter for Channel 4. I'm working on a story about EG. And I just instantly started crying. I'm like, Please, you cannot do this. This

is -- this was so traumatic; do not go there. This whole thing. And I am finally past this point. Like, just please, do not do this. And she -- I said, my husband will do anything to hurt me, please do not. And she said, I know, but there are parts of this story that are really disturbing. And I said, Whatever you heard, you have to understand, my ex-husband will literally do whatever he can to hurt me, so please, please do not. I have children. I'm in school full-time. I own my own business; please.

And she was like, I understand, you know; I'm just concerned about some of the things that I heard, and, supposedly, there are other women. And I said, Well, if that's true, then I will talk to them. Tell me who they are, and I will talk to them. I do not want to talk to you. I don't want to talk about anything. I don't want to go on the record, please. And she said, Well, there are also rumors that you signed a nondisclosure.

MR. BARNES: Okay. Now we'll flip the questions and the answers. Do you -- technically, I believe we would go to Tommie. Do you guys mind if we just go in order, for ease of process -- or are the three of you okay with that, because we're going out of order -- Tommie is really the one that gets

bumped out of order.

Representative Pierson, if you're good with that.

MR. PIERSON: In this case, not a problem at all.

MR. BARNES: Okay. Don't worry; you're going -- we're going to get to you, okay? We've got 800 pages. We are going to get to you.

MR. PIERSON: No problem.

MR. BARNES: Okay.

Proceed.

(The following testimony was read from the transcript of "KS's" grand jury testimony taken on February 15th, 2018, narrated by Representative J. Eggleston and Representative Curtis Trent.)

Q. So let's stop right there. Is that true?

A. No. And -- and that was the only thing that I did confirm to her, is that, no, I have not. I have not signed anything. I have not received any type of payment in any form. That was the only thing. The rest of it, you know -- she was like, Well, I -- one of the rumors is that he took a picture of you, and I -- I just said, Please, do not. Just don't do this story.

Q. So you're not -- you never wanted this to

come out; is that correct?

A. No.

Q. And so when you finally heard it, it came out January 11th, 2018. What happened? What did you think?

A. It was awful. So that same woman -- so I kept getting these calls throughout the month. My good friend, who is an attorney, had -- I had told her about the incident way back when it happened, and she was one of the first ones -- as an attorney, she was like -- redacted -- do not be scared of this picture, because he's insane and, like, that would incriminate him.

Q. But did you believe that he -- you still believed that he would --

A. Yeah.

Q. -- have this picture?

A. Oh, yeah. Yeah. But -- and, also, too, what else are you capable of, you know? But she said -- redacted -- listen, do not say anything, period. If anybody tries to catch you off guard, just, like, don't say anything. They're not going to run this story without you.

Q. And when they ran the story with it out, what did you think? What was going through your

mind?

A. I just felt so, like, used. Obviously, this woman had an agenda. Obviously, my ex-husband had an agenda. At this time, EG had an agenda. Oh, it was awful.

So -- and, too, I found out three minutes before it that it was her going live with it. She kept calling, and I would miss her calls. And the day before, she left a message on my voicemail saying, I need you to call me back. I just heard a recording where you say -- where you're speaking to your ex-husband and you say that, you know, you were blindfolded and there was a picture taken or whatever -- or, no, I think at this point, she just said there was a recording -- that's right.

And then I called -- redacted -- my friend and I said, I'm freaking out. She says that there is a recording and somebody is going to run a story. And so she called her -- redacted -- called her as my attorney and said, What is the deal with this recording, because she's never heard a recording that she's supposedly part of. And she -- and Lauren, the reporter, said, Well -- and then she explains that she was blindfolded; there was a picture taken.

So -- redacted -- called me back, and she's like, It sounds like he really did tape you because after we had positively decided to get a divorce, he had at some point threatened me saying, I could ruin you both in 30 seconds; I have proof of it.

Q. And this is your -- this is your husband; right?

A. This is my husband. And I said, Proof? And he said, I recorded you whenever you first confessed to me.

Q. So when you hear -- now, let me go back. Did anybody reach out to you from EG's?

A. No.

Q. Did anybody reach out to your counsel from EG's office?

A. Yes.

Q. Did you have a -- did you have knowledge of that conversation?

A. Yes.

Q. What was that conversation?

A. So this was after it came out. Nothing came in at first, and then I released a statement, because this was -- would have been, like, the day after.

Q. So January 12th?

A. Or two days after, maybe.

Q. 2018?

A. Yeah. Or the 13th. Because I had read a report that the reporter -- the Channel 4 reporter was kind of getting -- people were asking her questions. Why did you decide to run this without the woman? And she made a comment that it was because she had had an off-the-record interview with me, and I wanted to make sure that people knew, you know, this was not an interview; this was you ambushing me at my salon.

So my attorney wrote a statement saying, you know, any on-the-record or off-the-record interviews were simply to say she didn't want to be a part of this story, and then, you know, whatever else, just please allow me privacy.

And so after that was released, EG's attorney reached out to my attorney and said, Listen, I know a way that -- you know -- or what does your client want out of this? And my attorney said, She doesn't want to be part of this. And he said, Well, I know a way that she could do that. She could come out and say that none of this is true.

Q. Now, were you going to say none of this was true?

A. No. No. And --

Q. Then what happened next? Was there another conversation that took place?

A. So then he called back again and said, I -- we were going -- I took this back to EG, and he was actually going to be doing an interview where he would explain that everything, you know, was false, but now that he knows where she stands, he decided to cancel it.

Q. So when you hear there was no blackmail, there was no photo, there was no thread of a photo being taken -- is that true?

A. No. No. And that's like -- I think he would have just stepped out and said, I don't want to talk about any of it; I don't even know what I would feel that I would feel that emotional, because that would be some -- that would be him admitting it, to me.

Q. And you never wanted this come out, so this is not some vindictive --

A. No.

Q. You know, you didn't come here because you -- I mean, this has been --

A. No. It's because I -- it's embarrassing, and I have kids, and I just keep thinking -- because my -- my ex-husband is very well known, and I'm like -- you know, I know that whether it's EG's fans or my ex-husband's fans, somebody who doesn't know me is going to do or say something to me or my kids that's harmful, you know?

Q. And you're not a political person?

A. No.

Q. Mr. Steel, have you any questions?

MR. BARNES: Mr. Steel says, Yeah, just to wrap things up.

And now questions by Mr. Steel. You can be Mr. Steel.

MR. EGGLESTON: Okay.

Q. I know you talked to her for a while. Just so we're clear, is there any doubt in your mind that EG took your photo in March of 2015?

A. No doubt.

Q. Did you have knowledge prior to him taking that photo that he was going to take a photo? Did you have consent to him taking that photo?

A. No.

Q. Were you bound when he took that photo?

A. Yes.

Q. Did he rip off your shirt?
A. Yes.
Q. Did he pull down your pants?
A. Yes.
Q. Were you partially or fully nude when he took a photo?
A. Yes.
Q. Now, you also indicated that at some point, you and him had -- did what's called FaceTime. I could -- and could you explain what -- what is FaceTime?
A. FaceTime. You know, to have an iPhone -- both people have to have an iPhone, and you can either -- it basically uses WiFi to call each other either through -- you know, you can see each other's face, or you can do it through FaceTime audio, but it goes through WiFi, as opposed to your calling plan.
Q. Okay. Now, in terms of that picture that he took that -- again, you said there's no doubt in your mind that he took that nude picture of you while you were bound, and he took it, in your opinion, with an iPhone. Do you know if you can transmit or send a photo from an iPhone to social media?

A. Yes.
Q. Okay. In addition -- I'll wrap this up. You indicated that you told a friend back in March of 2015 about that incident.
A. Yes.
Q. And this was the same night; is that right?
A. That -- I may have told her the next day, but it was -- yeah -- right away.
Q. Okay. Right away.
A. Oh, I -- I did tell somebody that night. That was another friend, yes.
Q. Okay. So at least within a couple of days, you told those two people?
A. Yes.
Q. And in addition to that, three or four days later, you told your husband?
A. Yes.
Q. And at the time you did not know he was taping you?
A. No.
Q. But you told him that EG had taken your picture in his basement while you were bound and that you were nude and he took that picture without your consent?

A. Yes.
Q. Okay. That's it.
MR. BARNES: Keep going. So now you're back to Ms. Gardner, and then you're going to be grand jury members.
MR. BARNES: I'll do the indication.
Ms. Gardner.
Q. So we're going to have questions and, we could -- because I know it went long -- you know, we can -- if you guys wanted to wait, and we'll bring Ms. ---
MR. BARNES: How did that make it in there? Redacted.
Q. Redacted -- back if there's any questions, but did anybody have any questions?
MR. BARNES: Question by a grand juror.
Q. I don't want to be disrespectful. It sounds like you've been through a lot. I guess all I want to ask you is, having had the experience you had with EG the first time you went to his house, why did you go back a second time?
A. That's a great question. I think that's why it was so insane for me. I think it's because of my conversation with my husband and how he reacted. I felt like I wanted to think that he

liked me; that he didn't think of me as this gross, you know -- expletive -- or whatever. And when he came back in and he was so nice to me, and now my husband obviously thinks I'm disgusting, he doesn't -- he hates me. I don't know. I think I just wanted to feel like truly desired instead of that. After that first time, I felt so shameful. I feel awful. So I think it was just maybe if my husband had responded by some other way and we didn't have to get back together, because I obviously didn't necessarily want that either -- I didn't know what I wanted. I just felt awful. When he came back in, I felt like this -- this guy is -- yeah, he's good. I -- I think he was just maybe -- that was a weird thing. I don't know. I just tried to convince myself that it wasn't. I really and truly did not go back there in my mind until he won governorship. That was the first time that I -- and it's true that he's sad about it. Before that, I was really just scared and I didn't want to think about it. I really just pushed it out of my mind because it was so gross to me.

Q. So it was a traumatic experience?

A. Really traumatic. But I thought, no, no. It -- he really liked me. He had feelings for me.

I mean, he said a lot of things that made me feel good, too, and it really wasn't -- I didn't -- I didn't really cry about it. I didn't really feel sad about it until he won, and then I was really sad because I thought, When is this ever going to go away? Because I knew my husband was, at that time, even trying to put it out to the media, because I knew people who had told me: I just wanted you to know that there's these rumors that your husband is shopping his story, so I just thought, it's never going to go away, and this guy has all of this power, you know?

And that was the first time that I realized how -- and, plus, I was outside of it, I think, because I had never been vulnerable like that before. I was always so strong or so I thought, you know? So that was the other reason why it was extremely shameful to me, because I was so weak. I did go back. That was so -- yeah.

Q. When you were there and he separated your keys from your purse, then how did you get to -- you've got separate keys from your job from your car?

A. Oh, my. There were already people at my salon.

Q. Oh, you --

A. Yeah. So the only way that it would -- like, the day that I came in early, if you are the on -- if you are the one opening the salon, you would go to the front desk. They keep the keys there.

Q. So how did you get from his house --

A. I walked. It's a block away.

Q. Now, where did you park your car when you initially started going to his house? Because you said he would come out to make sure you weren't followed. So did you have to park your car, like, a block away and walk?

A. I would -- yeah. I would -- I would park at the salon.

Q. Oh. And walk? Okay. Got it.

A. And then it's a block away, so then I would walk down through that --

Q. Alley?

A. -- alleyway, and then he would come out there to make sure nobody, you know, was physically following -- like, walking by or whatever.

Q. Okay. That's my only question. I'm sorry that happened to you.

A. Thank you.

Q. Any other questions?

It's more of a kind of personal. I'm curious, because it sounds like you were -- and it sounds like he was -- well, anyway, do you think you would still have somewhat of a relationship with him at this point today, if it hadn't been --

A. That's a great question. I mean ...

Q. -- creepy or whatever you want to call it?

A. If he hadn't --

Q. If he hadn't been so creepy about that side of him and had been that nice, telling you what you wanted to hear --

A. Him still married? Yeah.

Q. -- kind of stuff.

A. The part that -- honestly, at that time, those things, I couldn't even physically deal with. I couldn't even think -- oh, my -- a reference to Divine -- he hit me that really grossed me out so much, or I couldn't believe that I had dealt with that, that I couldn't deal with that at the time. I wasn't thinking those things when I left. I was, however, extremely obsessed with and thought about it a million times. He's married. He has a wife.

So I had not told my husband, had he been separated or expressed that that was the route that

he was wanting to take, possibly, but because I did not feel like that, I just felt gross. I -- so even if he was this loving, great guy the whole time, that would have just -- that was the biggest thing in my mind at that time.

Q. Thank you.

So other than this the specific times that you already talked about -- so, anyway, you had talked about when -- the day the picture -- then you you talked about when you got knocked down on the mat and that. Other than that, was there ever any violence?

A. No. No. Just his demeanor. I don't -- I don't know how else to describe that, other than -- and not even when he was at the salon. He's a very -- he's kind of an aggressive guy, which was part of the appeal, if it didn't go to the other side, because he's very -- he stands very close. He -- when he shakes your hand, he shakes it hard. When he touches you, everything is aggressive with him. But the only time it -- I actually felt scared were those times. The other times it was more just an observation of you're an extremely aggressive person; whereas, my dad was, like, a gentle dad, you know? I don't -- I just wasn't -- I'm not familiar

with that sort of --

Q. So other than that -- not really violent, just more intimidating?

A. Yes. That would be -- yes.

Q. Any other questions?

So when you guys initially went down to the basement and the photo was taken, you said you were blindfolded at the time. Did you -- did he bring his phone downstairs with him, or was there anything -- a camera sitting out on a table?

A. There was definitely not a camera. No, it sounded like a phone. I didn't see his phone, but it had to have been down there. I mean, I heard -- it sounded, you know, just like a phone -- (demonstrated) -- like that. But it -- but I didn't see the phone prior to. I didn't really notice anything because I was so in shock at, like, what is going -- you know?

Q. And to clarify, you also saw a flash; right?

A. Yeah.

Q. So just so I have it clear in my own head -- so it seemed like that time, the time that the picture was taken, it seemed like it was all planned out ahead of time --

A. Yes.
Q. -- to have the picture to convince you not to talk to anybody?
A. Possibly.
Q. Like, this was all like a -- like you were saying something about it was more like an operation. Like this was a plan?
A. Yes.
Q. To set up for anything else?
A. Right.
Q. Well, I appreciated you.
Your case is not any different than people in the past or in the future. Why are you here in the grand jury telling your story to a grand jury?
A. Because I was subpoenaed.
Q. Who subpoenaed you?
A. (Indicated.)
Q. Can I -- I'm going to have him, and then I'm going to go to you.
Yes, sir.
And you say when you went downstairs and he had you place your hands in the -- on the -- some type of bar, did he, like, take something and wrap it around your wrist so that you were -- so you couldn't -- you couldn't take your hands down?

A. Right. But it was -- it was, like, a spongy sort of exercise tape to where I was able to -- once I was ripping my arms, it was kind of coming apart.

Q. Right. It wasn't something that --

A. So -- and he had to help me. He did --

Q. But it was something that you had to -- something that you could just wrap around, like --

A. Just like a -- like a tape.

Q. Yeah.

A. Just like a tape, yeah.

Q. Any other questions?

Yes, ma'am.

It's very unfortunate. After all of that, did he allow you to shower, or did he just say, you know, I'm done and we're done, and go on your way? He didn't try to --

A. Like, care for me?

Q. Yeah. He didn't allow you to take a shower or anything?

A. The last time that I was there, I said we worked out.

Q. Uh-huh.

A. That time, I did. That was the only time. The other times --

Q. Okay.

A. I literally left right after. It was, you know, it was like ...

Q. I'm sorry?

A. Oh, I'm done.

Q. Okay. I understand.

Any other questions?

MR. BARNES: Now we're back to Mr. Steel here.

Q. And I just want to get some clarification. If there are any other questions -- just so we're clear on something, she asked -- one of the alternates asked -- not an alternate -- one of the jurors asked you about the picture, and you were blindfolded. After that, I believe you previously testified that you approached him and asked him about the picture, and he acknowledged that he had taken that picture and that he had deleted it.

A. Yes.

Q. Okay. So there was no doubt he confirmed he took the picture?

A. Correct. When I had to come back to get the keys.

MR. BARNES: And then the rest is Ms. Gardner thanking the grand jurors being there

and talking about a potential next time.

So why don't we then go -- Representative Trent, you can be the questioner.

What I want to do is take, like, three minutes, because we got caught off guard a couple of times there with things that should have been redacted that weren't. So three minutes to do -- everyone to do a quick run-through. It's only the first 20 pages of this.

Representative Mitten went to print, I believe, the first 100 pages of the cross-examination, and then we'll have a break to do that same thing for the cross-examination.

(A recess was taken.)

MR. BARNES: So let me set the stage here for exactly what we're doing. This is the -- Witness 1's apparent second appearance before the grand jury. The first transcript that we read was an appearance on February 15th, 2018. The second one is February 22nd, 2018. The questions start with Mr. Steel.

Representative Trent.

(The following testimony was read from the transcript of "KS's" send grand jury testimony taken on February 22nd, 2018, narrated by Representative

Curtis Trent and Representative Greg Razer.)

Q. Would you put your name on the record for us.

A. KS.

Q. Okay. Now you've previously testified -- I think it was Tuesday; is that correct?

A. Thursday.

Q. Thursday. Okay. And I'm going to just refer you back to that. Do you recall your testimony on that date?

A. Yes.

Q. Okay. Was it the truth, the testimony that you gave at that point?

A. Yes.

Q. Was it the whole truth?

A. Yes.

Q. Was it nothing but the truth?

A. Yes.

Q. Did you leave anything out?

A. No.

Q. And is it your testimony today that all of that you told us previously was the truth, the whole truth, and nothing but the truth?

A. Yes.

Q. And you stand by it affirmatively?

A. Yes.
Q. Okay. We'll just go over a couple of things, just to make sure this stuff is also on the record. You talked about the incident on March 21st, 2015?
A. Yes.
Q. And you know it was the 21st, because -- redacted -- was on March 20th?
A. Correct.
Q. And you also talked about an incident in that -- in the basement with Mr. G?
A. Yes.
Q. Now, you indicated -- or I'll just let you tell the story again.
When you went there and went into the basement, what happened in the basement?
A. Well, he had prior to asked me to change into a T-shirt and pajama pants.
Q. Okay. Let me interrupt you one second. Did the T-shirt and the pajama pants -- where were those located when you came to his house?
A. On the kitchen counter.
Q. And the T-shirt, was it already cut?
A. Yes. It was cut at the top.
Q. Okay.

A. Like a little slit at the top.

Q. And was the slit in the T-shirt when you got there?

A. Yes.

Q. Okay. Go ahead.

A. And when he took me downstairs, he told me he was going to take me through a workout, wanted to show me how to do a proper pull-up, and asked me to put my hands on these pull-up rings that he had in his basement. He took, like, a gauze tape and taped my hands to them -- to the rings and then --

Q. And let me interrupt you one second. The gauze tape that he taped you to --

A. Yes.

Q. -- was that already in the basement?

A. Yes. I mean, he didn't have -- he never left the room.

Q. Okay. So whatever was there, he had already put in the basement?

A. Yes.

Q. Okay. Go ahead.

A. And then he began, like -- or no. Then he put a blindfold on me, and then he began trying to, I guess -- what he said was to hydrate me and tried to put -- like, spit water into my mouth.

Q. Okay. Had you-all -- yourself and Mr. G had any physical sexual contact at that point?

A. None.

Q. Had you ever kissed him at that point?

A. No.

Q. Okay. Go ahead.

A. And so he tried doing that a couple of times, and I just kind of let the water spill out, because I was confused about this. And so then he began kind of kissing on my neck and kissing down my chest, and then he ripped open the shirt.

Q. Okay. Now, with the shirt, you indicated that the shirt was already cut at the top?

A. Correct.

Q. In your opinion, did that previously cut portion of the shirt make it easier for him to tear the shirt off?

A. Yes.

Q. And do you think that that was part of the plan? That he had already planned to tear that shirt off?

A. Yes.

Q. Okay. Go ahead. And then he kind of kissed down my stomach, and then he pulled down my pants and then stepped back and was kind of just

quiet for a minute, and then he -- I could hear like a -- (she makes a sound effect) -- and see a flash through the blindfold. And then he said, You're not going to speak my name to anybody. Don't even speak my name, because if you do, then I'll put these pictures everywhere for everyone to see what a little whore you are.

Q. Okay. And this incident took place at his home?

A. Yes.

Q. In the Central West End?

A. Yes.

Q. And that's in the City of St. Louis?

A. Yes.

Q. I believe he lived on Maryland. I'm not sure of the exact address.

A. Yes.

Q. But the address was posted on the rear way as you come through the alley?

A. Correct.

Q. Now, after he had taken this photo, you indicated that he had said something to the effect of, Don't say my name, or something?

A. Yes.

Q. Did he tell you what repercussions would

happen if you did not follow his instructions?

A. Yes.

Q. Okay. And did he tell you would happen?

A. He said he would put the picture everywhere he could, blast it all over the Internet for everyone to see.

Q. Okay. And did you have children?

A. Yes.

Q. Were you concerned about your children seeing this on the Internet?

A. Yes.

Q. Now, at some point, you left the house?

A. Yes.

Q. Okay. And you returned. And did you ask him about the photo when you returned?

A. Yes.

Q. And what did he say?

A. I deleted it. I -- he said, I thought about you today -- because he obviously -- he knew I was upset. Whenever I left, he just said, I thought about you, and I deleted it. But I had to protect myself, you know? There are people who will be out to get me because I was running for governor.

Q. Okay. I'm going to go over a few things for you, just to wrap this up and try to get you out

of here as soon as possible.

I asked you this before, and I'll ask you again. Did Mr. G knowingly take your picture?

A. Yes.

Q. Did he do so without your knowledge and consent?

A. Yes.

Q. At the time he took your picture, were you in a state of full or partial nudity?

A. Yes.

Q. Did you have some expectation of privacy in his home?

A. Yes.

Q. The item that he took your picture with, is it your belief that it was an iPhone?

A. Yes.

Q. And I assume you have one yourself?

A. Yes.

Q. And I think -- I think you said you and he had did -- is it called FaceTime?

A. FaceTime, correct.

Q. Okay. And on those iPhones or a smartphone, can you transmit those pictures to a PC or a laptop?

A. Yes.

Q. And can those pictures also be transmitted straight to the Internet, Facebook, or some other social media?

A. Yes.

Q. Okay. Nothing further.

MR. BARNES: Ms. Gardner opens the questions to the grand jury. So question from Grand Jury No. 1.

Q. What was the blindfold made of? What kind of cloth?

A. I don't remember. That's a good question. It was dark. I mean, it wasn't, like, a white sock or anything; it was something dark. Some sort of dark material. I'm not sure.

MR. BARNES: Any other questions?

Yes, ma'am.

Q. So he physically tied the blindfold?

A. Yes. My hands were already --

Q. And you saw that, and you saw that it was a blindfold before he put it on your face?

A. Yes.

Q. Okay.

MR. BARNES: Ms. Gardner says, Thank you; I appreciate it. Thank you. And then proceeds with the examination of -- I believe it was the person

who was Witness 2 for us.

Okay. We're going to skip the Witness 2 here, and we are going to go to the cross-examination of the first deposition of Witness 1. Representative Mitten is going to hand these out. I believe these are the first 100 pages.

The reason -- for members of the media, we're working on the additional redactions that we made to those grand jury transcripts, and we'll be releasing that this afternoon. We're also going to be doing the same thing with these other documents as we go through them. We just want to make sure you guys who are in the room saw that there were a couple of things in our redactions that we missed the first time around -- part of the reason why we're doing it this way -- and so what I want to do is take a moment, again, here for members of the committee to look through this.

Why don't we go ahead and call this a recess for ten minutes, because this is a hundred pages, and I want to make sure that we've got this redacted properly. If we're going to take a break, let's do it, but we are not going to be on legislative time; we are going to be on real world time, ten minutes.

We'll be back here at 2:20. Representative Trent, I believe, has ten more pages.

(A recess was taken.)

MR. BARNES: We are going back on the record. I called Mr. Dowd, because I wanted to make sure he knew we were going back in. He said he knew that; thanks for calling; go ahead and start. Obviously, he knows what we're about -- what we're about to do, and I -- I don't know if he was in this deposition, but I'm 100 percent confident that he has read this deposition before.

So now we are on the deposition -- videotaped -- it says, "videotaped deposition." For the record, we have not just requested, but we have subpoenaed the actual videotape itself from the Greitens team. We've yet to receive it. We've also sent a subpoena to the circuit attorney's office. They immediately complied with the subpoena, as they had previously discussed, although they do not have possession of the video itself.

It has come to my attention -- I think that there are three separate cross-examination depositions of Witness 1. We have two of them of which I'm aware right now. I hope to obtain the third in short order. And this is the longest one

that we're starting right now, and this is the first cross-examination deposition taken of Witness 1. It is approximately 820 pages long. It was taken by Scott Rosenblum. It lasted -- it started at 9:16 -- I think it lasted nine and a half hours. And we will take this -- my plan is to go 100 pages at a time between breaks.

Seeing no objection, I believe we were on -- we start on page 7 -- let me clarify for the record that this began on April 6th, 2018, at 9:16 a.m. There are six pages of legalisms, getting on the record, and who is there, and then you get to the examination by Mr. Rosenblum, and for the moment, Mr. Trent is going to be Mr. Rosenblum, and Mr. Razer is going to be Witness 1.

So starting on line 15.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Curtis Trent and Representative Greg Razer.

Q. So we're going to be referring to you as KS during the course of this deposition.

A. Okay.

Q. And we have never met; correct?

A. Correct.

Q. As you know, you have been now informed I represent, along with Ms. Nasser and Mr. Garvey next to me, EG. We're going to be asking you some questions regarding the case that is now pending against the governor here in the circuit court, okay?

A. Okay. Yes. I'm sorry.

Q. All right. So have you been deposed before?

A. No.

Q. So you are under oath, and I'll talk to you a little bit about that, and we'll be asking you questions. You're on video. And even though on video, you can see heads nod and your gestures and facial expressions. It's still important that we make a record, which means I'm going to ask you to answer the questions actually verbally, okay?

A. Okay.

Q. If you don't understand any of my questions, please let me know; otherwise, I will assume that you've understood the question.

A. Okay.

Q. If you haven't answered or you need to guess or speculate, I would also ask you to let me

know about that.

A. Okay.

Q. Okay? Or if at any time you need me to rephrase a question so that you have a specific understanding, we have as much time as you need, so let me know if that ever happens, okay?

A. Okay.

Q. Do you have any questions before we get started?

A. No.

Q. And as you can probably imagine, this case has been pending for a while, and we have been investigating this case, about every aspect of it. That probably does not surprise you, does it?

A. No.

Q. You notice that before you start answering these questions, you were placed under oath?

A. Yes.

Q. And you understand that's going to be the same oath that you will be placed under in the event that you're called as a witness in this matter?

A. Yes.

Q. And you understand that a violation of that oath, in some circumstances, would be a crime of perjury?

A. Yes.
Q. Okay. Now your social security number is -- redacted?
A. Yes.
Q. And the date of birth is -- redacted?
A. Correct.
Q. And do you have a phone number that is different from the phone number that was used during the year 2015?
A. Currently, no.
Q. Currently?
A. No.
Q. Okay. And just for the record -- and -- and just for our knowledge, who will be defending this deposition, Mr. Steel? Ms. Gardner?
MR. BARNES: Steel.
Q. Okay. And it's my understanding, just so that we are clear, you have your personal attorney here with you today, Mr. Simpson.
A. Yes.
Q. And it's my understanding as to the protocol, is that Mr. Simpson can make objections with respect to privilege or constitutional issues such as the Fifth Amendment, but, otherwise, it's my understanding he will not be defending the

deposition with respect to the form of the questions and other such objections. Is that your understanding as well?

MR. BARNES: (Mr. Simpson) Yes, I believe it is.

Q. Okay.

Now prior to the meeting here today, I would assume you've had some discussions with the circuit attorney's office and those prosecuting this case?

A. Yes.

Q. And you had some discussions, obviously, before you testified before the grand jury; correct?

A. Correct.

Q. Specifically, you were informed that this case was going to be used as initials; correct?

A. Correct.

Q. So within the grand jury, you testified with respect to EG, as opposed to a name, and that was at the direction of the circuit attorney's office?

A. Correct.

Q. Before you testified before the grand jury, did Mr. Steel, Ms. Gardner, or anyone associated with the circuit attorney's office review

with you the specific elements of the crime which they are pursuing against EG?

A. No.

Q. Do you know what I mean when I'm talking about elements?

A. Maybe clarify.

Q. Okay. I will. Did they discuss with you at any point before the grand jury what the crime -- what the facts or factors are comprised within this particular offense, invasion of privacy, for instance, what the state has to prove?

A. No.

Q. Okay. Now, prior to this deposition, did you spend some time with the prosecutors in the circuit attorney's office in preparing for this deposition?

A. Oh, I mean -- I got together with my attorney.

Q. Your attorney, Mr. Simpson?

A. Yes.

Q. And I certainly don't want --

A. Yeah.

Q. -- to know about the discussions you had with him, okay?

A. Correct.

Q. So I'm specifically excluding those discussions, unless Mr. Simpson was present with you when you were talking about or discussing or reviewing this deposition with the circuit attorney's office, Ms. Gardner, Mr. Dierker, Mr. Steel, or anyone else in that office.

A. I didn't discuss it with them, but I've spoken to them before this, I guess, yeah.

Q. Well, when was the last time you met with the circuit attorneys? And when I'm saying "the circuit attorneys," I'm referring to any of the individual circuit attorneys that have been involved in this case, okay? So when was the last time you spoke with them prior to this deposition?

A. Tuesday.

Q. Of this week?

A. This week, correct.

Q. And for how long of a period of time did you meet with them?

A. A couple of hours.

Q. Two hours? More? Less?

A. I would say around two hours, yes.

Q. Okay. So I would imagine, generally, they spoke to you about what a deposition is all about; correct?

A. Correct.

Q. And did they go over with you some of the subject matters that they believed we would be asking you?

A. I don't know if it was what they believed were -- that you would ask. I'm not sure.

Q. Well, it was a two-hour conversation, and, obviously, just what's -- what a deposition is doesn't take that long; correct?

A. I have no clue.

Q. Well, why don't you tell me what you talked about, then. Maybe it's easier that way.

A. Sure. They kind of just asked me to tell me -- go through the details of what I remembered and stuff like that.

Q. So, essentially, they asked you, again, to go over some of the issues that you discussed with grand jury; correct?

A. Correct.

Q. Now, at any time during the course of that discussion did they talk to you about questions that they believed that I may be asking you or that anyone taking your deposition?

A. They never stated, Oh, I think this is what he's going to ask, but they asked questions, I

think, just to ease my mind, to make me feel a little bit more comfortable.

Q. They asked questions that they thought would come up in this deposition?

A. No. I have no clue if that's --

Q. At any point in time after they asked you questions did they review with you a particular answer that you gave?

A. No.

Q. Did they ever suggest to you -- suggest to you a different way to answer a particular question?

A. No.

Q. Now, would it be fair to say -- well, first of all, you know what a lie is, do you not?

A. Yes.

Q. And you certainly know that when one lies, they can lie by commission, which is -- which means they actively tell a lie; correct?

A. Correct .

Q. Or sometimes one can lie by omission. Do you know what that means?

A. Yes.

Q. And just so we're on the same page, lying by omission would be specifically not answering a question that you know the answer to, but you chose

not to because you're trying to be deceitful at that time. Would that be fair?

A. Yes.

Q. Okay. And it would also be fair that throughout the course of this case, going back to 2015 and -- and -- and before you certainly had lied to your husband, PS, on numerous occasions.

A. In regards to this case or in --

Q. Well, let's -- we can say in regards -- generally -- that was an issue in your marriage where you were accused of lying, rightfully or wrongfully, throughout the course of your marriage?

A. I was accused, yes.

Q. And specifically with this case, you lied to your husband, PS, on numerous occasions. We can go through the material and I can point them out, but would you agree with me that you lied to him multiple times?

A. I would say that I -- I did omit certain things because of real reasons.

Q. Well, I didn't ask you about the reasons. Right now I'm just asking you about whether or not you lied to your husband during the course of this case.

A. Yes. I did omit certain things during

first conversations with him.

Q. Okay. Well, not only did you admit certain things, you told lies about certain things, did you not?

A. Can you clarify?

Q. Well, about certain activities you were engaged in. You made up stories, yes?

A. No. I'm --

Q. Certain?

A. Can you clarify, please?

Q. Sure. Maybe you would tell him you were going to a location that you didn't go to, which was a lie.

A. I don't -- can you clarify, please?

Q. Well, sure. If we go through -- you've read the tran- -- have you -- by the way, what have you reviewed prior to this deposition?

A. I read a couple of pages of my conversation with my ex-husband.

Q. So when you say "a couple of pages," the transcript is --

A. I got to -- I got to the part where I was in the basement, and then I -- I couldn't read any further.

Q. Okay. So you didn't read the whole

transcript. Did you read your grand jury testimony?

A. No, I have not.

Q. You've testified before the House committee, have you not?

A. Yes, I have.

Q. How long was that testimony?

A. A few hours.

Q. To your recollecting was that testimony that you gave to the House committee essentially the same as what you gave to the grand jury?

A. Yes.

Q. Does anything stand out that was different?

A. No.

Q. As you sit here now, do you recall whether you added information or left out any information?

A. If it was asked of me, yes.

Q. Okay.

A. I mean, I would have added if people asked me something.

Q. All right. And I'm not going to beat this up, but, I mean, it's fair to say that you have lied to your husband during the course of this case. Is that a correct statement? Yes or no?

A. In the beginning, there were certain

things omitted, yes.

Q. Again, that's a lie; correct? I'm just asking if you lied to your husband during the course of this case. It's a yes-or-no answer.

A. By your definition, yes --

Q. Okay.

A. -- I lied to him.

Q. And, obviously, you had lied to others during the course of this case, have you not?

A. Can you clarify?

Q. Sure. There was a counselor -- a marriage counselor by the name of -- redacted -- that you lied to, yes?

A. Yes.

Q. That was my question.

A. I would -- I would like to clarify that.

Q. Well, the lawyers on the other side of the table can clarify something, if they choose to, okay? Right now I'm asking the questions, and I would appreciate it if you would answer them. Fair enough?

A. Yes.

Q. Okay. So when I'm asking you whether or not you lied to what -- what's -- redacted -- last name, by the way?

A. Redacted.
Q. Okay. And -- redacted -- was a marriage counselor?
A. Yes. And -- redacted -- was a marriage counselor that you and PS were going to for the problems in your marriage; correct?
A. Correct.
Q. And that predated any activity with EG, yes?
A. Yes.
Q. Okay. And there's no question that you lied to -- redacted. You admitted that to your husband?
A. Yes.
Q. And there's no question that during the course of this case, you lied to your friends; correct?
A. No.
Q. You never lied to your friends for any reason?
A. No. Not -- not intentionally.
Q. I didn't tell every person every part of the story because there are parts --
Q. I understand --
A. That are extremely personal.

Q. I understand that's your definition, but there was an evening, for instance, where you left your friends to go see EG, yes?

A. Yes.

MR. BARNES: Okay. Representative Razer, Representative Pierson.

I think for clarification -- here is why I'm pausing. April 6th -- did we release our report on April 21st?

MS. MITTEN: 11th.

MR. BARNES: Report No. 1.

We'll get back to that. April 11th; is that correct? April 11th. So this was five days before Report No. 1 came out.

Okay. Representative Razer.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Greg Razer and Representative Tommie Pierson, Jr.)

Q. And you told your friends you were going to see PS, yes?

A. No.

Q. That never happened?

A. I told my -- no. Because I knew my

girlfriend knew that I was going there, yes. So whoever I told, that's what I told them.

Q. You said you read the transcript; correct -- or portions of it; correct?

A. I have not read past that -- whenever I was in the basement.

Q. And starting on page 38 of that transcript, which depicts the conversation you had unwillingly with your husband -- well, that you had with PS that was to you and that you did not know it was taped; fair enough?

A. Correct.

Q. Okay. And in that transcript there was a question. And to give you the context:

"Could you have sex with me after this this last weekend?"

Your answer was: "No. Just --"

"And you just talked to him for a moment on the 20th, when you were supposed to be out with your friends?"

Your response was: "I was out with my friends. They thought I was talking to you. I lied to them."

Do you recall making that statement?

A. Oh. This was on the phone when I was

speaking to EG on the phone, yes.

Q. And his response, "Oh, the circles we weave."

And your response: "PS, I don't know who I am."

Okay. So given the additional information, does that refresh your recollection that you, in fact, lied to your friends on that occasion?

A. I believe what it's talking about is EG and I spoke on the phone, and I told them that it was PS on the phone, so yes.

Q. That's my question. You lied to your friends; correct?

A. Yes.

Q. Okay. During the course of this case; correct?

A. Not during the course of the case. This wasn't a case at that time.

Q. Well, during the course of --

A. Being involved in something that was --

Q. Being involved in something.

A. -- very difficult, yes.

Q. And you lied to your friends at that point. I would imagine at that point, suited your

purposes, yes?

A. At that point, I think I was extremely nervous, extremely confused. I didn't know what was going on at that point.

Q. At this point you lied to your friends because, at that point in time in your life, it suited your then purposes to accomplish a particular goal, yes? Why else would you have made up that lie to your friends? You didn't want them to know something, yes?

A. So EG had asked me not to say anything at that point. I was still technically married. It was, you know, a pretty confusing situation. And I had no clue what was going to happen. That conversation with EG, thank you.

Q. KS, that's your definition. That's your explanation; right? You're giving me an explanation as to why you lied to your friends on that occasion; right? That's what you're doing now.

A. Yes. Bringing --

Q. Okay.

A. -- clarification to it, yes.

Q. And all I'm saying and all I'm asking is at that point in time, it suited your purposes to lie to your friends. For whatever explanation you

want to give, it suited your purposes at that time to lie to your friends; right?

A. I mean, I wasn't lying to them to hurt anybody. I was lying simply because --

Q. I'm not trying to make this complicated. I'm not asking for a particular motive; I'm simply asking at that time, it suited your purposes to lie to your friends. Yes or no?

A. I guess I just don't want -- I wasn't trying to hurt anybody, I guess, is the point, yes.

Q. I didn't ask whether you were trying to hurt anyone. Again, I simply asked at that point, did it suit your purposes to lie to your friends? Yes or no?

A. Yes. Being the purpose of keeping what EG wanted private and what I wanted private, yes.

Q. And, of course, you lied to EG?

A. Yes.

Q. Because you didn't keep it private and you told him you did; correct?

A. Yes.

Q. Multiple occasions you lied to EG?

A. Yes, I did.

Q. And were there occasions where you lied in addition to PS -- redacted -- your friends, and EG,

you lied to your family members, either by commission or omission? Did you lie to your family members?

A. My family members didn't know anything until my husband sat them down and told them.

Q. And prior to that time, did you lie to your family members by omission or commission?

A. No. Because nobody had asked me.

Q. Did you ever lie to your family members about the situation with EG at any time?

A. I don't recall.

Q. Very possibly; right?

A. I don't recall.

Q. Did you ever lie to your children about this situation?

A. They've never asked me, so I wouldn't have. It wouldn't have come up. It didn't affect them, you know?

Q. The conversation you had in the car that was being taped -- and I'll get to that -- was in front of your children; right?

A. No.

Q. You don't recall having a conversation with PS with your children in the car?

A. No. They were not in the car.

Q. Were they in the house?
A. They were back at home, yes.
Q. Okay.
A. We were away.
Q. Pardon me?
A. We were away at the grocery store.
Q. Are you aware of a taped conversation where your children were heard on the tape as you and PS were engaging in an argument about, potentially, your relationship with EG, as well as a potential relationship with an individual in Las Vegas? Do you recall?
A. I have not heard it. I have no clue what is on it at all.
Q. Does that refresh your recollection at all?
A. Yes. There were many arguments.
Q. Okay. And, incidentally, when you -- when you're going over these situations in the past where you have lied -- and now we've established that you lied to a number of individuals; right? Whether you want to give an explanation or not, we've established that you've lied to a number of individuals throughout the course of this case. Is that a fair statement?

A. Throughout the course of what was happening back then, yes.

MR. BARNES: Let me pause for a minute so I can explain to the three members of the committee.

There was a second tape -- and I believe Representative Austin reviewed -- I reviewed, Representative Mitten reviewed, both counsels reviewed -- that was not -- we did not deem it to be relevant to this investigation. It consisted of -- emotional abuse is the way I would describe it -- from ex-husband to Witness 1. We will share that recording with others of the committee. It's my intent to not release that recording. In fact, that is what is referred to in this series of questions.

Proceed.

Q. That was my question. And I'm watching you talk now, okay, and I don't see any particular ticks or twitches or anything of that nature. So when you were telling these lies to these individuals, are you aware of any, what I would call tells? Do you break -- has anyone ever said when you're lying, that you break out with a rash or that you twitch or that you look a certain way? Nobody has ever said that; right? That you know of.

A. No.

Q. Okay. So, essentially, in the past, when you -- and I understand you may have your explanations. When you've lied, you essentially appear the same way that you're appearing right now, the way I'm looking at you. Words are coming out of your mouth, but you're not telling the truth. Would that be fair to say?

A. I have no clue. I don't know what I look like -- I don't.

Q. Do you have -- do you have any reason to dispute that?

A. I don't know.

Q. And in your personal experience, a person that has -- that tells lies is what?

A. I don't understand.

Q. You don't know that? Have you ever encountered someone that has told lies?

A. Everyone that I know.

Q. Okay. But a person that tells lies is generally called what?

A. A person. I think every person ever has lied.

Q. Do you know what a liar is?

A. It would be someone who perpetually lies, yes.

Q. And would it also be a person that tells lies, that could be defined as a liar? Would that be a fair statement, KS?

A. No. I don't think that's fair, because I view it as something that somebody is perpetually lying no matter what, you know?

Q. So a person that just lies on occasion to suit their purposes would not be a liar in your definition? Is that what you're telling us?

A. I would view that as anybody who has been in a difficult situation.

Q. I didn't ask you about anybody; I'm asking if your definition of a person that tells lies to various individuals to suit their purposes, if that occasion, in your definition, you would not call that person a liar. Is that what you're telling us now? Yes or no?

A. I would say that that person is a person with a real heart and mind.

Q. Now, are you currently a -- a member -- let me ask this:

In 2015, were you a member of any gym?

A. Yes.

Q. What was the name of that gym?

A. Redacted.

Q. Was that the only gym that you were a member of?

A. Yes. I believe so. I would -- I think at that time, I was still going to the -- redacted -- gym, occasionally, but I wasn't a member.

Q. And the -- redacted -- gym was located where?

A. It was downtown -- redacted.

Q. But you didn't frequent that in 2014, '15, '16?

A. No. Redacted was where I've been, yes.

Q. Okay. And how often would you go to -- redacted?

A. Typically, four days a week.

Q. At any time, did you have discussions with respect to EG with any individuals at that gym?

A. Well --

MR. BARNES: (Mr. Simpson) One second; let me lodge an objection as to or some clarification.

Anything you and I have discussed is 100 percent privileged, and so as it relates to conversations with myself, we're claiming privilege.

Q. No question.

I'm not asking about conversations with

respect to you and your lawyer, but my question was specifically with other individuals at the gym. Was your lawyer a member of the gym?

A. Yes.

Q. Okay. Anyone else at the gym?

A. My sister. My sister is also a member there.

Q. Redacted?

A. Yes.

Q. Is that her name? Okay. Did you have discussions with -- about EG with -- redacted?

A. I'm sure we have -- I'm sure we have a little bit. The majority of our discussions are based typically around other things, including my ex-husband, but, yes, she's my sister.

Q. With respect to any social media, and specifically starting in 2014, were you -- did you participate in Facebook?

A. Yes.

Q. And has that been consistent up and until now?

A. No. I canceled it in December.

Q. December of what year?

A. 2017.

Q. And was that canceled because of the

notoriety of this case?

A. Yes. A woman came to my salon and confronted me about it.

Q. But up until that point, you had maintained a Facebook account?

A. Correct.

Q. Did you maintain a Snapchat account?

A. No.

Q. An Instagram account?

A. Yes. I used to.

Q. Was that canceled around the same time?

A. Correct.

Q. What name did you use on your Facebook account?

A. I'm not -- I think KS -- KS -- I'm not sure.

Q. Any nickname?

A. No.

Q. And the same with Instagram?

A. Redacted or KS or KS-something.

Q. Were you a member of any other Web sites?

A. No. I'm sorry. Clarify. I'm not sure.

Q. Any Web sites. Did you participate in any other Web sites, dating Web sites, anything of that nature?

A. No.

Q. So you've talked about the House committee that you shared information with. You've talked about, potentially -- redacted -- that you shared some information with, with respect to this case. Obviously, you -- you've shared information with PS. I believe you shared information with a woman by the name of -- redacted.

A. Redacted, yes.

Q. Redacted?

A. Redacted.

Q. Redacted. Okay. Did you start sharing information with her early on?

A. Yes.

Q. Has this been consistent throughout these proceedings?

A. No. I mean, we haven't talked about the details or anything, but I've spoken to her.

Q. Have you provided all of the details that you know to her at any time?

A. No. Just what -- like, for the House committee thing, what to expect, how many people would be sitting there, that type of thing, but not -- when this first came out, I asked her what she remembered, and that was it. I didn't say

anything beyond that, just, What do you remember? And she even remembered things I didn't. That was it.

Q. Okay. Well, let's talk about that. So you initially talked to -- redacted -- when -- when you were first starting a relationship with EG; is that true?

A. Yes.

Q. Was she the lady that spent the night with you on the 21st?

A. No. That was another friend.

Q. Who was that?

A. Her name is -- redacted.

Q. Redacted. Okay. So was -- redacted -- a coworker?

A. No. She was just a long-time friend.

Q. A long-time friend. So you initially shared information with her at the time as it was developing?

A. Correct.

Q. You told her how you felt about EG?

A. Correct.

Q. You told her you are obviously interested in him?

A. I didn't speak to her until I saw him the

first time.

Q. After --

A. Outside of the salon.

Q. After the 21st?

A. Correct.

Q. So when was the first time you spoke with -- redacted -- about EG?

A. It would have been maybe the 22nd, right around then.

Q. Okay. And you said you spoke with her again before the House committee?

A. Yes.

Q. And you asked her what she remembered?

A. No. I spoke with her right after this came out in the public.

Q. In January of '18?

A. Correct.

Q. And you asked her what she remembered?

A. Correct.

Q. Why?

A. Because -- or maybe it was January. It was whenever I knew that the investigation had turned to -- they were interested in speaking with me and anybody who I had spoke on it right away.

Q. So you went -- you reached out to --

redacted -- because somebody asked you who else you spoke with?

A. I'm not sure. I don't know if it was after I had spoken to the prosecutors or right before. But it was basically -- the gist was, I know I spoke to you right afterwards; what do you remember?

Q. I understand that. But I'm asking you why did you feel it was necessary to -- to reach out to her to ask her what she remembered? Did somebody -- because you provided her name to somebody?

A. Well, her name was in the transcript.

Q. The transcript between you and PS?

A. Correct.

Q. But you --

A. So that --

Q. -- don't reach out to her until 2018 at some point; correct?

A. Well, we talk all the time.

Q. I understand.

A. Yeah.

Q. But you didn't specifically reach out about what she remembered until 2018?

A. Correct.

Q. What precipitated that? Who had you

talked to, to precipitate that contact?

A. I can't remember. I don't know if it was my attorney with us speaking about do we go to --

MR. BARNES: (Mr. Simpson) Okay. Hang on a second. I'm going to object. As to anything we said, you don't have to talk, nor should you say anything you and I have talked about.

So if you can answer his question without divulging what you and I have talked about, please do.

Okay.

Q. And that's fair. That's fine, but I would add -- I would add one caveat. If you're going to give me information about a conversation you had with your attorney, and it was in the presence of someone else, such as the circuit attorneys, I'm going to ask you to divulge that information because there will be no privilege at that point. Do you understand that?

A. Correct.

Q. Okay.

A. I really can't remember when that conversation happened. I just know that it was conversation of -- in the transcript, here is the names. There's this -- redacted -- guy -- who was

this? Who was this? Redacted. Who is redacted, and who is redacted?

Q. So were the prosecutors or the prosecutors' investigator asking you specifically about that?

A. When I met them, they asked who those people were, but I don't know if it was after I spoke to my attorney or after I spoke to them. I'm not sure.

Q. What information did redacted tell you now in 2018 that you did not remember that she reminded you of?

A. She remembered that he came to my salon and I opened the salon early and I saw him there. I didn't remember that.

Q. And that was information you provided to the grand jury?

A. Yes. I believe so.

Q. Based on your conversation with -- redacted?

A. Based on my memory after the conversation, yes.

Q. All right. So you also had conversations regarding your involvement with EG with -- redacted?

A. Correct.

Q. What's her last name?
A. Redacted.
Q. Redacted?
A. Redacted.
Q. Redacted.
And what's your relationship with her?
A. We worked together for five or six years. We were extremely close during that period of time, and I had spoke to her all the time.
Q. Did she actually work at the salon?
A. Yes.
Q. And what's the name of that salon?
A. Redacted.
Q. How long did you work there?
A. Fourteen years.
Q. And you left there, then?
A. This past June.
Q. And -- redacted -- worked with you for how long?
A. Like, five or six years.
Q. Okay. So she was receiving information, would it be fair to say, almost contemporaneously as you were living it?
A. Yes. Close to, yes.
Q. And you confided in her not only about EG,

but you confided about PS; correct?

A. Correct.

Q. Some of the difficulties you and PS were having in your marriage, you confided in her?

A. Correct.

Q. And, in fact, on the evening of the 21st, she spent the night with you?

A. Yes.

Q. And that was after your first physical contact with EG?

A. Yes.

Q. Now, incidentally, about your salon, do you have -- do they have a noncompete agreement?

A. No.

Q. How do they keep track of your appointments and your revenue?

A. The computer system they had.

Q. So your clients -- your particular clients would be tracked in a computer system?

A. Correct.

Q. Would you maintain a separate calendar or book?

A. No.

Q. A personal book?

A. No.

Q. So the way you were advised the clients were booking, they would call the -- typically, the call the front desk, and then it would go in the computer system, which would then -- you would look at. How would you access that, through a cell phone?

A. No. Through the computer at the salon.

Q. Everybody used the same computer, or did every station have a computer?

A. No. There were two at the front and one in the back room.

MR. BARNES: Okay. Let's trade here. Representative Pierson, I'll be the answerer; Representative Phillips, you are the interjector, if anyone interjects.

(The following testimony was read from the transcript of "KS's" grand jury testimony taken on February 15th, 2018, narrated by Representative Tommie Pierson, Jr. and Representative Jay Barnes.)

Q. So just walk me through how that would work. Would you then come in on Monday and see what your schedule looked like for the week?

A. Yes. Or typically you would look for -- you would look at your scheduler for the day and then the next day, typically. You could look at

your schedule for the week, but there was nothing, really. You could print it out, but most people didn't, so ...

Q. And the people or customers or clients booked directly through you at times?

A. I did have some clients who would text me, Hey, I can't get in, stuff like that, but, in general, they went through the front desk.

Q. But it wouldn't be unusual where some individual clients would have your cell phone number or access to it and book through you?

A. Correct.

Q. If they couldn't get me through the front desk, they would text me, and then I would go up to the front and could look at my schedule there, but I didn't have access to it on my phone.

Q. But I would assume even some really close clients or friends wouldn't go through the front desk, they would just text you; right?

A. Yeah. Some clients did.

Q. So they didn't all have to go through the front desk?

A. No.

Q. And do you recall -- could you give a percentage or breakdown of your male clients versus

female clients?

A. Oh, I have no clue. I know it's around 50/50. More -- probably more female clients, yes.

Q. And in addition to the people that we've mentioned that you've talked to -- redacted -- and -- redacted -- did you talk about EG as you sit here now to any other customers that you can remember?

A. At that time?

Q. Well, first of all -- I'll break it down.

During the time that you were in a relationship with him, did you talk to EG about any other customer?

A. No. No. Not that I can think of.

Q. Since that time, since your relationship or since this was in the news, have you talked to customers about your relationship with EG?

A. Clients who have brought it up to me? Yes.

Q. How many clients do you think have brought it up to you?

A. Probably 70 percent of my clients have brought it up. I -- so I haven't necessarily spoken to them about it, but I've confirmed, yes, that's me, that type of thing.

Q. As you sit here now, do you recall any client that you may have spoken to in any significant detail?

A. A couple of my really close clients, yes.

Q. Can I have their names?

A. I can't even think of a particular person. I mean, I would really have to go through -- I'm pretty close with my clients. I don't know.

Q. Well, you said a couple?

A. Yes.

Q. To me, that means two.

A. Well --

Q. Yes?

A. I'm not sure. Either way, I'm not sure how that is relevant.

Q. If you're telling me -- well. Okay. So here is another rule --

A. Yes.

Q. -- of depositions. It's not up to you to determine what's relevant, okay. Ultimately, it may be up to a judge. Generally, a deposition allows us to ask questions that may lead to relevant evidence, and I'm specifically asking you information that I now believe you possess because you mentioned a couple of clients --

A. Sure.

Q. -- that were close that you provided significant details to. I'm asking you now, give me the names of those clients.

A. Well -- so I'll clarify. One of my clients that I'm very close with is one of my good friends, who also is acting as attorney for me, as well, whenever this first came out. Her name is -- redacted. She was in this -- or she was in the transcript, and so, originally, she was acting as my attorney. So she is one of them that is my client.

Q. Okay. So that's one.

A. And her husband as well. My mom is my client; my sister is my client -- you know? So there are people like -- they're just close in my life. They're also my clients. They also come to my salon, you know what I mean?

Q. I'm going to go back to what you -- how you answered my question, okay?

A. Sure.

Q. Because without having the court reporter read it back, I specifically asked you, Can you name clients that you gave significant details to? And you answered by saying, "A couple." So now I'm asking you to name those individuals that were under

that classification as a couple of clients. Can you provide their names?

A. Okay. My mother -- redacted.

Q. Redacted is who?

A. My mother.

Q. Okay.

A. My friend -- redacted -- who is -- who was also the attorney -- redacted -- and her husband -- redacted -- well -- and I don't even know if I would include my sister, because my sister doesn't even know the details of what happened. She mainly knows about PS and my -- you know, my situation with him, so --

Q. So it's no? It's your testimony under oath that no other individuals that would be categorized as a client you provided significant details?

A. Not details that they don't -- that they didn't know from hearing in the news. KS, is this true? KS, I heard this. KS, I head this rumor. KS, I heard this. What is true about this? You know, so that -- that has been the gist of my life.

Q. Redacted wasn't your attorney at the time; correct?

A. She was when this first broke. She was

the one who was going back and forth with the media telling them, Don't put this out there.

Q. But prior to the time when it first broke, when she was -- when you were cutting her hair, as you're going through the relationship with EG, she was not your attorney?

A. Well, she didn't even move back here until this year -- this summer, and this didn't even come up until after this came out, when she was already my attorney, so, yes.

Q. So when you -- let me rephrase that.

A. Sure.

Q. In an effort to deceive or to prevent PS from discovering your connection with EG, you used -- redacted -- telephone number because it was a 202 area code; correct?

A. Correct.

Q. And that would have been back in March of 2015; correct?

A. Correct.

Q. Did you tell her?

A. I did shortly after.

Q. Well -- because it wouldn't have -- it -- it wouldn't make sense. It would logically follow that if you're going to use a fake name -- and

that's what you did; right?

A. Yes.

Q. You'd attributed a fake name to EG's number -- to EG's number; right?

A. Correct.

Q. Okay. In an effort to be deceitful to your husband, yes? In an effort to be deceitful?

A. In an effort, yes, to have him not call his number and -- yes.

Q. In an effort to be deceitful; can we agree with that statement?

A. I didn't feel I was trying to be deceitful, no. I didn't --

Q. Well --

A. I really -- it was a difficult time. We had just separated, and I knew --

Q. Again --

A. -- he was looking through everything and --

Q. We'll get to that.

A. -- he was going to assume something that wasn't necessarily the case at this point.

Q. KS, I get that you may have an explanation.

A. Yes.

Q. Is there any other -- is there any other description of taking one person's phone number and attributing another name to prevent someone from finding out the real individual's phone number? Is there any other explanation, other than you trying to be deceitful to your husband for whatever reason?

A. I would --

Q. Is that a fair statement? Yes or no?

A. I would say I was trying to avoid --

Q. Again, I -- I understand what you're explanation is, but in an effort to avoid, it was -- you were engaging in deceitful conduct, yes? I understand you didn't like certain words.

A. Right. I understand that.

Q. But you understand what those words mean; right?

A. I understand what those words mean, but it's different for each situation. And in this situation, we had just separated, and he already went through my phone all the time.

Q. Again --

A. So I thought he was going to jump to conclusions and --

Q. Again, you may have had reasons.

A. Right.

Q. But was the actual action that you took deceitful? Yes or no?

A. I don't believe so. I believe it was truly avoiding something that ended up being a big --

Q. Let me ask you this way:

Was the 202 number that you attributed to -- redacted -- accurate?

A. Not whenever I saved it under his -- or his number, no.

Q. Did you put a different number -- a different name on EG's number purposefully?

A. Yes.

Q. What -- or that was not accurate?

A. Correct.

Q. That was deceitful, yes -- for whatever reason?

A. If you knew my marriage, I think you would understand.

Q. Okay. You understand I'm not asking for explanations at this point?

A. I understand that.

Q. Okay. I'm just asking whether that action was deceitful. Yes or no?

A. Maybe in some people's situation -- or

even in my situation, if it was different, but, no, I don't believe so in this -- in this case. I believe it was truly avoiding something.

Q. So you think you were being absolutely above board and honest by changing the name attributed to that number?

A. No, I didn't say that, nor do I feel like that.

Q. Okay.

A. I don't -- I'm not saying I think it was right.

Q. I'm not asking you that.

A. But it was my phone and my -- you know what I mean?

Q. Well, is it honest? Yes or no, was it honest?

A. I would say it was not honest.

Q. Okay. That's all I'm asking.

Now, you said you engaged in CrossFit and you were, I think, pretty active it in; correct?

A. Correct.

Q. Did you recall ever discussing -- did you have a trainer?

A. Nope.

Q. Did you -- were there trainers at your

gym?

A. No. There are coaches.

Q. Coaches?

A. For everybody, yeah.

Q. Now -- and, again, I just want you to reflect back as how we started this deposition. And I told you that we have investigators and talked to a number of people.

A. Correct.

Q. That does not surprise you, does it?

A. Nope.

Q. Did you ever make a statement to anyone at your CrossFit that you could seduce any male in your chair? Did you make that statement?

A. No, not to my -- not that I recall.

Q. Is it possible you made that statement?

A. Not like that, no.

Q. Well, tell me how you may have made a statement that could have been interpreted like that.

A. I may have said, I have a lot of male clients who come on to me, but not that I would seduce, no.

Q. Did you ever make a statement that the male clients that would come on to you, that if you

chose to, you could seduce or anything such as that, that could have been misinterpreted by someone that you worked out or associate with at a CrossFit gym?

A. Definitely not to my memory, no. I don't recall that at all.

Q. Are you saying it's not possible?

A. It's not possible that I would have said I can seduce anybody, no.

Q. So the only -- anything you remember in that context is that you have a lot of male customers?

A. I have a lot of male customers.

Q. That come on to you?

A. That have made passes at me?

Q. Made passes at you?

A. In some way or another, yes.

Q. And anything else associated with that, that conversation about once you had said that they made passes at you?

A. No. Not to my memory. I don't even remember specific conversations, so, no.

Q. Now, at some point early on or before you testified before the grand jury, you had a conversation with an investigator by the name of Tisaby, did you not?

A. Correct.
Q. Can you tell me who set that up?
A. Prosecutor did.
Q. And tell me how that happened. Tell me -- walk me through exactly how you were informed that a gentleman by the name of Tisaby was connected to the prosecuting attorney's office was going to be talking to you?
A. I learned that the prosecutor -- the prosecutor and I had spoken, and she felt she needed a third party that was kind of out of the loop or whatever to speak to me and give his opinion.
Q. Okay. So I want to walk through this for a moment, okay?
A. Okay. Yes.
Q. Generally, the context that we're talking about is you had reached out to -- redacted -- about this becoming public in January of 2018; right?
A. I spoke to her in December, after the woman came to my salon, yes.
Q. So you sort of got word or you were notified that something was brewing?
A. Correct.
Q. And we're going to get to this at some point, but you were essentially sabotaged at your

new salon?

A. Yes.

Q. Ambushed; right? Obviously, disturbing for you; correct?

A. Yes.

Q. Because, in your mind, this is history that you have preferred to forget?

A. Yes.

Q. I would assume -- and you correct me if I'm wrong -- that the last thing on your mind at that point would have been potential criminal prosecution. Your mind wasn't going there, was it?

A. No.

Q. Your mind was just about embarrassment, publicity, I would assume, maybe for you or your kids; correct?

A. Correct.

Q. Okay. So you reached out to your then friend, and then you formally engaged her as your attorney?

A. Correct.

Q. Did you pay her for being your lawyer, or was she doing it just as a friend?

A. She did it as a friend -- or as --

Q. And, essentially, you tried to run

interference with the news -- the news lady -- the news reporter. Did you recall her name?

A. Lauren Trager.

Q. Trager. Obviously, she wasn't -- you weren't a very big fan of hers at the time?

A. No, not at the time.

Q. Probably not now, I wouldn't imagine; right?

A. I'm in a -- yeah. Right. I'm not a fan of what she did or how she went about it.

Q. Other than when she broke the story, have you had additional contact with her?

A. No, I have not.

Q. So going through the timeline, you reach out to -- redacted -- you have her reach out to you -- you have her reach out to, I guess, Trager; correct?

A. Correct. Yes.

Q. And you tried to basically put the kibosh on this story?

A. Yes.

Q. At some point you have contact with the circuit attorney's office?

A. Correct.

Q. And you were expecting contact, or did it

come as a surprise?

A. I was expecting it by the time they reached out, yes.

Q. Okay. So let's talk about that. Why were you expecting -- first of all, when did the circuit attorney reach out to you?

A. I don't remember specifically.

Q. Can you give me an estimate? Was it the end of '17, beginning of '18?

A. Oh, no. It would have been after -- after this broke. After they announced that they were investigating, which is the reason why I was expecting them to reach out.

Q. So you read a circuit attorney's news release from Ms. Gardner that said they're launching a formal investigation?

A. Correct.

Q. How soon after that did you then have contact with the circuit attorney's office?

A. I really don't know. Weeks? I'm not sure.

Q. Did the circuit attorney --

A. It wasn't right away, I know that.

Q. Did the circuit attorney's office -- was it Ms. Gardner that was your initial contact?

A. Yes.
Q. Okay. Was it by phone?
A. It was through my attorney.
Q. Mr. Simpson?
A. Correct.
Q. And I'm not asking about any conversations, but why at that point did you feel you needed an attorney?
MR. PHILLIPS: This is Mr. Simpson's response.
I'm -- hang on a second. I'm going to object that's it's privileged as to why she decided to hire me, and it gets into, potentially, what we discussed, so that's privileged.
Q. I'm not asking what you discussed. Let me ask this.
Do you recall when you formally engaged Mr. Simpson?
A. Right after the story came out and I had a million calls and e-mails and people showing up at my salon, after I was overwhelmed. I was just like, I can't do this. Somebody needs to help. So it was more just please help field these calls. Help take some of this off of me. It was more --
Q. Okay.

A. So, no, it was after it came out.
Q. And I'm not asking about conversations, but, logistically, would you have asked Mr. Simpson to then contact the circuit attorney?
A. No, I did not.
Q. So you were just informed that they were contacting you?
A. Correct.
Q. And, again, I -- I -- I may have missed that -- was the initial call that you received from Ms. Gardner, that was a telephone call?
A. I believe so. It was through my attorney, I found out.
Q. Well, I don't know what you mean by "through your attorney."
A. He told me he had spoken to her, so I believe it was through the phone.
Q. And when you made that phone call or had that phone call with Ms. Gardner, were the two of you the only ones on the telephone?
A. I did not speak to her on the telephone.
Q. Who did you speak to?
A. My attorney told me that she --
MR. PHILLIPS: Hang on a second.
Anything we talked about --

THE WITNESS: Okay.
MR. PHILLIPS: -- is privileged. So his question was, Who did you speak to?
THE WITNESS: Okay.
MR. PHILLIPS: You spoke to me.
THE WITNESS: I spoke to Scott.
MR. PHILLIPS: But anything we talked about is privileged.
THE WITNESS: I would agree with that.
Q. So then at that point, you had contact with Ms. Garnder?
A. Correct. After that.
Q. Was it in person or by telephone?
A. It was in person.
Q. And was that at her office?
A. No. It was at a third -- I mean, it was at, like, a meeting room.
Q. Okay. A meeting room?
A. Uh-huh.
Q. Where?
A. At a hotel somewhere.
Q. Do you know what city or municipality?
A. I don't.
Q. Was it in St. Charles County, St. Louis County, St. Louis City?

A. Clayton, I believe.

Q. Clayton, Missouri? Can you tell me the name of the hotel?

A. I don't know. I'm not sure.

Q. Can you tell me what it was next to? Was it the Ritz?

A. No. Maybe it was Brentwood. It's by the Burger King there.

Q. So the Residence Inn?

A. I believe so.

Q. And you don't recall the date; correct?

A. No.

Q. And so when you arrived, you arrived alone or were you with your attorney?

A. With my attorney.

Q. Okay. You understand that -- and when you and -- you're directed to a meeting room?

A. Correct -- or let me go back. We met two times. That was the second time. The first time was at a hotel in -- I think that was Illinois.

MR. BARNES: So we'll switch. I'll ask questions. Representative Phillips will answer, and Representative Mitten -- or would you like to -- are you in redaction process, Representative Mitten?

MS. MITTEN: I'm in redaction process. I

think Representative Austin is the perfect --

MR. BARNES: Okay. Representative Austin, you are the interceder, should there happen to be any intercessions.

Q. In Illinois?

A. Uh-huh.

Q. So you and your attorney travel to Illinois?

A. Correct.

Q. To meet Ms. Gardner?

A. Correct.

Q. And why Illinois?

A. She knew I was petrified and I didn't want to be involved in this and just said, If you're more comfortable -- and I was more comfortable not being, you know -- because at this time, it was still people constantly around. People would follow me to my house.

Q. Had you moved?

A. Nope.

Q. Were you living with a friend in Illinois?

A. No. I think it was just -- I don't know. That wasn't my measure.

Q. That wasn't your what?

A. It wasn't my idea. But it did make me

more comfortable.

Q. Did you have any connection to anyone in Illinois?

A. No -- oh, I have a friend in Illinois, but, yeah.

Q. What city in Illinois did you initially meet?

A. I'm not sure. I know it wasn't far. It was --

Q. Immediately across the bridge?

A. Yes. I mean, it wasn't far.

Q. Belleville? Edwardsville?

A. I really don't -- I didn't drive. I'm not sure.

Q. So your attorney drove?

A. Correct.

Q. Okay. And when you show up at this initial meeting in Illinois, you said it made you more comfortable?

A. Yes.

Q. Whose idea was it in Illinois -- to meet in Illinois?

A. I believe Ms. Gardner's but I'm -- I'm ...

Q. Because you expressed to her that you were petrified?

A. Through my attorney.

Q. Had you expressed that you did not want to be involved?

A. I was very nervous, yes.

Q. Well, certainly, initially you made it public that you wanted to be left alone. You wanted your privacy, and you didn't want to participate in these proceedings.

A. Correct.

Q. Was that your mindset at the time you first met with Ms. Gardner?

A. I was just very nervous. I was still kind of neutral on whether or not I wanted to go forward at all.

Q. Well, let me ask this: Your initial impression was you didn't want to do anything with this; right?

A. My initial impression was to crawl into a hole, yes.

Q. Okay. Ma'am, please just answer my questions, okay? You're going -- they're going to have an opportunity to go into your explanations, okay?

A. Not -- but not that I -- I had no clue there was an investigation. I really just wanted

none of this to be the case.

Q. Okay. But as you're going -- but you had made it public that you didn't want to be involved. You wanted your privacy.

A. Correct.

Q. Okay. And you didn't want anything to do with this; that was your mindset initially; right?

A. Correct.

Q. Okay. That was your mindset when Trager contacted you, that was your mindset in January of 2018 when you learned there was an investigation going on. You didn't want to participate initially?

A. Yes, initially.

Q. Okay. So then you said shortly thereafter there's this Illinois meeting; right?

A. Correct.

Q. That you didn't arrange?

A. Correct.

Q. That came through the idea of Ms Gardner; correct?

A. Correct.

Q. And you said at that point you were neutral?

A. Well, just on -- I had no clue what any of this was -- what was investigatio, and I had a long

sit-down with my attorney prior to meeting Ms. Gardner and decided that that was what I was okay doing, meeting.

Q. When you -- when this first broke, did you have any communications about the subject matter with PS?

A. No.

Q. Did you ask him if he was involved in it at all?

A. Prior to, in December, I did -- or he brought it up to me --

Q. Okay.

A. -- via text.

Q. Okay. And so before we get back to this Illinois meeting, you get ambushed by Trager, and PS reaches out to you or you reach out to him?

A. He reached out to me.

Q. And tell me what he said.

A. He said the media was asking about you and your affair with EG. He spelled it out and said --

Q. Spelled out what?

A. Spelled out his name, meaning he was trying to be discreet.

Q. Well, you would have no reason to know. I mean, you never referred to --

A. No. But if you would --
Q. Let me finish.
A. Oh, I'm sorry.
Q. You never referred -- at any time to EG as "EG" to PS -- I mean, to PS, did you?
A. No.
Q. Was there --
A. But I felt like he was trying to be blatant, I guess.
Q. Well, had he ever used any other reference to EG, other than his name, in the past?
A. Not via text to me, but it was an odd thing, I felt.
Q. Okay. So he -- so he states his full time and he said the media is asking questions; right?
A. Correct.
Q. Did you ask him if at any point -- and we'll get to this in the deposition, but, obviously, he made various threats to you as this unfolded; right?
A. Correct.
Q. And he made various threats personally to you, as well as threats to you about EG and what he could do; correct?
A. Correct.

Q. Did you ask him if he was involved?
A. I said that he was involved.
Q. You said he was?
A. I said for the media outlets, you're responsible for this and this is extremely selfish and sad.
Q. Because you had learned that he was shopping his story?
A. I had learned. I didn't know at that point he was "shopping it," but I had heard from people he was being very vocal about it in the media.
Q. Even before Trager?
A. Yes.
Q. And when did you start hearing from people that PS was being vocal about this?
A. Back before the election or right around the election.
Q. November of '16?
A. Correct.
Q. Can you tell me who had told you that?
A. One of my clients said that her coworker's wife worked -- was working on Koster's campaign and said my ex-husband was trying to get them to use the story, and she didn't know anything about it until

she confronted me with it.

Q. I'm sorry. That was a customer?

A. Correct. A client.

Q. What's her name?

A. Redacted.

Q. Redacted what?

A. Redacted.

Q. Redacted?

A. Redacted.

Q. Redacted.

A. Redacted.

Q. And, incidentally, just as an aside, during the whole time you were involved with EG, you were also cutting Chris Koster's hair; correct?

A. Correct.

Q. Did you ever have any discussion with Mr. Koster about EG?

A. After the the election, he just looked at me and said, KS, I knew. And I said, What do you mean? Oh, because I -- it was shortly after, so I knew he was, you know, dealing with that, and he said, Are you still cutting EG's hair? Because he knew that I cut his hair, and he never brought it up. I never brought it up. He never talked about it.

Q. Okay. So let me walk through that.
A. Uh-huh.
Q. During this whole period that we're talking about, March, April, May of '15, you're cutting both men's hair?
A. Yes.
Q. And it's your testimony you were aware, at least early on, that EG announced -- that EG announced an exploratory committee; correct?
A. Correct.
Q. Certainly, it was no secret that Mr. Koster was running for governor; correct?
A. Correct.
Q. So you were generally aware that both men were running for the same position?
A. Yes.
Q. So during this period of time, it's your testimony that you never discussed anything at all?
A. No. I really didn't.
Q. About either men to either one of them, the men?
A. No. I mean, they -- they knew that the other one was my client.
Q. How would they know that?
A. I think I would have told them that. Now,

isn't that funny; he's my client, too, but that's it. I mean, neither one really asked questions.

Q. So just in passing, like a coincidence?

A. Yeah.

Q. All right. And then -- well, certainly, you never would have confided in Mr. Koster about a relationship that you had with EG?

A. No.

Q. And leading up until now, at the time of the election, when you heard -- started hearing rumblings from a client about PS, all during that time, you never discussed anything with Mr. Koster about a relationship?

A. I'm sorry. Restate your question. Sorry.

Q. Well, did you ever -- up until you said you claim that Mr. Koster made the statement, KS -- or, KS, I knew, did you ever tell Mr. Koster that you had a relationship with EG?

A. No. Not at all. Not up until that point, no.

Q. And when you -- and when did you say that Mr. Koster made the statement to you? At what point in time?

A. It was after election was over.

Q. So it was in November of '16?

A. Correct.
Q. So before any of this went public?
A. Correct.
Q. How would he have known?
A. It was my belief that my ex-husband was trying to get somebody to pick up the story.
Q. So it's your belief that he went directly to Mr. Koster?
A. No. He told me he hadn't spoken to him, because I did ask him that.
Q. Did you ask him --
A. And he said no.
Q. -- how he knew?
A. Just through his people; that's all I knew.
Q. Did you confirm it was true?
A. I said, there's a lot to that, because -- so I --
Q. Did you --
A. Essentially, yes.
Q. Did you initially deny it to Mr. Koster?
A. No.
Q. You said just there's something to it?
A. Something. Something to that effect.
Q. So you were vague?

A. I was. I was vague, yes.
Q. And then now you're suspecting PS is out there trying to "shop the story"; right?
A. Correct.
Q. So what was the status of your relationship from, say, I think March of '16, when you divorced PS to now, November of '16, when you started hearing this information? Did you talk on a regular basis?
A. No. We don't speak on the phone, just text.
Q. And --
A. About the kids.
Q. Is it anything about -- other than transportation of kids, anything of that ilk?
A. He would bring up stuff, and then I would just ignore it or shoot it down, meaning that he would say that -- that was irrelevant to the kids, to be mean to me.
Q. So, for instance, bringing up your past with EG from time to time?
A. Bringing up that, correct, and other things.
Q. And your past with other individuals that he thought you were unfaithful with?

A. Mainly. Mainly EG, yes.
Q. Pardon me?
A. EG, yes.
Q. Mainly EG, but he also had issues with others?
A. No. I think you're referring -- what you're referring to is the argument -- is from, like, six years ago. I flirted with somebody, came home, told my husband about it, and I heard about it for three years, that -- the Vegas thing. I never cheated on him. I guess, if that's what you're referring to.
Q. We'll get to that.
A. All right.
Q. So other than those sort of snide remarks, there was no ongoing conversation with PS?
A. No.
Q. So then you -- he texted you in November of '16, when he started hearing these rumblings. And do you -- do you specifically ask him or accuse him?
A. In December, yes.
Q. December of '16?
A. Correct.
Q. And you accused him of actually shopping

the story?

A. I just said, This is you trying to put this out there.

Q. Was it your understanding he was trying to be compensated for it?

A. No. I didn't know that.

Q. Did you think that?

A. I more thought it was him trying to be revenge -- you know, vengeful and hurt me, hurt EG.

Q. Did it cross your mind that he was trying to shop it for compensation?

A. I had heard that rumor after this point. I still didn't know. So I don't -- I don't know.

Q. All right. So going back to now this initial meeting. Who was present in this initial Illinois meeting?

A. Just Ms. Gardner, my attorney, and I.

Q. And you can't tell me the city, nor can you tell me the hotel?

A. I'm not sure. I know it was right over the bridge. I mean, I know it wasn't far.

Q. Was it a hotel restaurant?

A. Yes.

Q. Conference room?

A. No. Just like a room.

Q. A hotel room?
A. Yes. Correct.
Q. Was it rented?
A. I believe so, yes.
Q. Do you know who rented it?
A. I believe Ms. Gardner.
Q. How long did you stay in the room? How long did the conversation last?
A. I would say two or three hours.
Q. So two to three hours?
A. Uh-huh.
Q. And the meeting was between yourself and your attorney and Ms. Gardner?
A. Correct.
Q. Were there any other investigators in the room?
A. No. Not at this time.
Q. Did you express to her -- Ms. Gardner initially that you were reluctant to participate?
A. Yes. I expressed how I was feeling, yes.
Q. So -- and I'm assuming -- and correct me if I'm wrong -- that at some point, then, you provided Ms. Gardner with all of the details that you had -- that you could at that time about your relationship interaction with EG?

A. Correct.
Q. Prior to that time, there was some discussion about your comfort level, was there not? There had to be.
A. I'm sorry?
Q. Well, you go into the meeting and you're reluctant to participate; right?
A. Correct.
Q. And you tell her that; right?
A. Yes.
Q. And, ultimately, you wind up telling her everything that you believe at that time that you're claiming happened between yourself and EG; correct?
A. Correct.
Q. So what happened? What was said to you to change your mind?
A. Well, I already decided prior to -- like I said, I had very long conversations with my attorney, that I was at least comfortable sharing that because I knew that didn't necessarily mean that we would move forward at all. It was --
Q. It didn't mean that, that the case would move forward?
A. Correct.
Q. It was more -- it was just more for

informational purposes?

A. Correct.

Q. And, again, what did Ms. Gardner tell you to ease your mind or to convince you to participate in whether to have the case move forward for informational purposes for you to divulge this information?

A. She didn't really tell me anything prior to, other than "I will respect your privacy. I understand that you're -- " I knew that she knew I was nervous, and I felt that by her trying to take steps to keep my privacy my privacy, that that made me feel more comfortable being there.

Q. What specific steps were promised to keep your privacy?

A. At that point, just that. Where the meeting place was, that that was it at that point.

Q. Anything with respect to keeping your name out of the public domain or anything like that?

A. I know that conversation happened eventually, but at that first time it wasn't about that we're going to do this and then we're going to do that, you know, what -- I didn't know exactly what was going to happen after this.

Q. So the first time -- the first meeting

was -- the only thing that was said in the first meeting was simply, I'm going respect your privacy?

A. Yes -- well, I explained my story. She said, Well, let me think on it, and then I'll get back to you on just my thoughts, and then explained to my attorney that -- or through my attorney, I found out that --

MR. AUSTIN: Interjection by Mr. Simpson. Hang on a second.

THE WITNESS: Sorry.

MR. AUSTIN: Again --

THE WITNESS: Okay.

MR. AUSTIN: Anything we've talked about it privileged, so you can't get into what you and I have said to each other.

THE WITNESS: Okay.

MR. AUSTIN: If you and I were the only ones in the conversation. Any things that happened at the meeting when three people --

THE WITNESS: Sure.

MR. AUSTIN: -- were present, you can talk about. Subsequent conversations between you and I are privileged and not subject to these proceedings.

THE WITNESS: So -- I'm sorry.

Q. Do you typically get nervous when you lie?

You know yourself. Do you typically get nervous when you lie?

A. I don't know.

Q. You don't know?

A. I guess if I was blatantly saying something that was --

Q. How old of a woman are you now?

A. Thirty-five.

Q. Okay. And, certainly, we've established you've lied in the past; right?

A. Yes.

Q. Do you typically get nervous when you lie? Yes or no?

A. I would assume so.

Q. Okay. So we have a two- or three-hour meeting in Illinois?

A. Correct.

Q. It doesn't take you up to three hours to talk about your relationship -- the relationship you had with EG, does it?

A. Yes.

Q. It took you a full three hours?

A. Yes.

Q. And the only thing other than the relationship that was talked about was Ms. Gardner's

promise to respect your privacy?

A. Yes. At that time, correct.

Q. No other promises?

A. Nope.

Q. Was there any discussion about if you chose not to testify, what the circuit attorney could do?

A. No.

Q. Was there any discussion about subpoena power?

A. No, not --

Q. You seem to hesitate?

A. Not that I was -- well, yes. I understood that they could give me a subpoena, but I wasn't afraid that they were going to harm me or -- you know? I don't know.

Q. Well, I didn't ask you about being harmed. Was there a discussion about subpoena power? That if you choose not to testify or participate, that they could subpoena you initially before a grand jury and possibly at a trial at a later date? Did they have that discussion with you on that first meeting? Did Ms. Gardner?

MS. MITTEN: So we're on 80?

MR. BARNES: Page 81. Do you want to

redact -- are you still working on the redaction?
MS. MITTEN: Nope. I can move forward.
MR. BARNES: Do you want to do this all at the end of the day -- because I was thinking we would just -- to help with Trevor and IT, the documents that we have previously been through, that we could get those to them, that they could release those to the media, and then however much of this we get through today, we will release this at the -- we'll release this in hundred-page increments?
MS. MITTEN: Okay. So you want to --
MR. BARNES: Are we okay if we skip you so that you can go provide that to Trevor --
MS. MITTEN: Perfectly fine.
MR. BARNES: -- and we will get back to you?
MS. MITTEN: Yes. However -- just one quick housekeeping, which is -- well, we'll just go to 99. This one starts at 100 instead of 101.
MR. BARNES: Okay. And we agree that we're going to take breaks every hundred pages, so --
MS. MITTEN: So we will go to page 99, and then be at a break.
MR. BARNES: Okay. We're going to do

Phillips Austin.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Kevin Austin and Representative Don Phillips.)

MR. AUSTIN: Now I'll take the -- be Witness 1, and the answer to the last question was: No. I understood that that was the case but not -- that was not a threat, no.

Q. I didn't ask if it was a threat. How do you understand that was the case?

A. When my attorney and I spoke before, that was something that I understood.

Q. Okay. Now, during this three hours of discussion with Mr. Gardner, did you bring anything with you? Had you brought anything with you?

A. My phone, purse, maybe.

Q. Had you kept any notes, diary, or memoranda with respect to anything that went on in your relationship with EG?

A. No.

Q. And I think I asked what you had reviewed here prior to the deposition, and you said the only thing you reviewed was partially the transcript of

your conversation with PS?

A. Correct.

Q. Nothing else at all?

A. No.

Q. Did you look at phone records recently?

A. I know I have mine. I've seen them.

Q. Did you review them?

A. Yes, I did.

Q. Why?

A. From -- so there was a phone number EG had got -- or he bought, like, a throw-away phone.

Q. EG did?

A. EG.

Q. And I understand. And we're going to that, but I'm just asking you --

A. Oh, right.

Q. -- what prompted you before? Was it before this deposition that you asked for the phone records?

A. This was a while ago as part of this.

Q. Preparation?

A. No, not as preparation; just to have, I guess. That was something that was asked, that I get my phone records to find that phone number.

Q. Somebody asked you to get your phone

records?
A. Correct.
Q. And that would have been the circuit attorney's office, Gardner?
A. Yes.
Q. Okay. And then did you review them prior to this deposition?
A. Not directly prior to, but I had right whenever they came in.
Q. For what purpose?
A. To point out that phone number.
Q. To Ms. Gardner?
A. Correct. I highlighted it.
Q. All right. Now, during this meeting in Illinois, did Ms. Gardner take notes?
A. I believe so.
Q. Okay. Now -- and this was, to the best of your recollection, in January 2018?
A. I would say January or February.
Q. Okay. That was the first meeting. And then shortly thereafter, there was another meeting?
A. Correct.
Q. Did you think it was odd at all that you were meeting in a hotel room?
A. I thought this whole thing was odd.

Q. Well, that wasn't my question.

A. I didn't know what to expect. I -- I had never ever --

Q. My question was, did you think it was odd that you were meeting in a hotel room?

A. No. I felt grateful that I wasn't being followed or out in some public place or -- so, no.

Q. Did you ask Ms. Gardner if there -- if the police were involved?

A. No.

Q. Or FBI or any law enforcement?

A. No. Not that I remember.

Q. Okay. When was the next meeting that you had with Ms. Gardner?

A. A week or two later, possibly.

Q. So again?

A. I would assume February, because I know it wasn't right away, this whole thing.

Q. And, again, where did that meeting take place?

A. That was the one that was at Residence or whatever that is.

Q. In Clayton?

A. It's right behind Burger King in Brentwood.

Q. And who attended that meeting?
A. My attorney, Ms. Gardner, and Mr. Tisaby.
Q. Was that the first time you met Mr. Tisaby?
A. Yes.
Q. Had you heard his name before?
A. No.
Q. Before that meeting, were you informed by Ms. Gardner that there was going to be a gentleman by the name of Mr. Tisaby at the meeting?
A. Yes.
Q. So you knew to expect a gentleman by the name of Mr. Tisaby. What was your understanding of his role or occupation?
A. That he was a third-party investigator that could keep my name and everything very private, and he was going hear my story and give a third-person perspective.
Q. So your understanding of why Tisaby was there was that he was brought in to protect your privacy?
A. Well, I understood that he was a third party because of that and that he was going to just listen to what I had to say and then make a decision on how he felt about it.

Q. Did you ask why there had to be a third party to make a decision about what you had to say?
A. No. I --
Q. You had already told your story to Ms. Gardner; right?
A. Yeah. But I didn't know what was normal or not normal for a situation like this. I really had no clue.
Q. You understood she was the circuit attorney; right?
A. Yes.
Q. I mean, you're sophisticated enough to know who prosecutes crimes, aren't you?
A. Yes. But I didn't know if they always do stuff like that. I had no clue.
Q. Were you sophisticated enough to know that, typically, crimes were investigated by police agencies?
A. I didn't know. I didn't think that this was abnormal, if that's what you're asking, no.
Q. You didn't think it was abnormal that you hadn't met with any law enforcement?
A. No.
Q. Did you know where Tisaby came from?
A. I -- it was, like, a private firm or

something. That's all I knew.

Q. Did you ask any questions about him? I mean ...

A. No.

Q. You wanted to protect your privacy, so did you say, How is this third-party, who is going to evaluate my claims, how is this individual going to protect my privacy? Did you ask that?

A. I'm sure I did. I know I felt comfortable that he would.

Q. Why did you feel comfortable? What information was given to you to allow you to reach a comfort level that this man, that you never met, was going to protect your privacy in a fashion that made you feel comfortable?

A. I think it was just told to me.

Q. By Ms. Gardner?

A. By Ms. Garnder and by him. I know whenever I first got there, he explained that he was part of this private firm, and he would do what he could do to protect my privacy and, yeah, I know I felt -- I didn't think any of this was weird or out of the normal.

Q. So I know you have been a hairstylist for quite a while.

A. Correct.
Q. Correct? Have you ever taken acting lessons?
A. No.
Q. Have you ever modeled?
A. No.
Q. Have you ever looked into modeling or acting?
A. When I was 14.
Q. You looked into which? Modeling or acting?
A. Modeling. I did, like, a shoot one time when I was 14, yes.
Q. So you did look into it at a young age?
A. Kind of, yes.
Q. I mean, did you get a -- like, photographs or -- what are they -- face sheet or whatever that is taken?
A. Yes.
Q. Did you go through like a -- Barbizon or any other agency?
A. Yes. Another agency in town.
Q. Okay. Do you recall the name of the agency?
A. The Raspberry Company.

Q. And does the Raspberry Company also teach you how to walk a runway and things of that nature?

A. No. Because I really only did the one shoot, so I didn't do the classes or anything like that, no.

Q. No classes at all?

A. No.

Q. And that's the only involvement in modeling or acting?

A. Yes.

Q. Are you certain?

A. Yes. I mean, other than in college.

Q. Tell me about college.

A. In college I took an intro to theater arts class.

Q. Okay. Well, that's part of my question.

A. That was a seminar class where she just kind of taught the intro to theater arts.

Q. Well, when you say -- first of all, when was "in college"? Had you gone twice?

A. 2000 -- correct. Two thousand, so 18 years ago.

Q. And you took a -- one that would be called an acting class; right?

A. I don't know that that -- that one is

considered acting, but I did. I also took -- it was called Acting 1, I believe.

Q. In college?

A. In college, yeah.

Q. So when you were taking these acting classes in college, was that because you were considering a career in theater?

A. No. My degree at the time was going to be communication arts, and that was part of it.

Q. Okay. And when you would take these acting classes, did you actually have to perform skits and things of that nature?

A. Not -- intro to theater arts was just a seminar class. The Acting 1, we did, I think to -- I can remember one specific skit, yes.

Q. Okay. So you would have to assume characters or roles or things of that nature?

A. Yes.

Q. And you would participate in that?

A. Yes.

Q. Okay. Anything else in your background with respect to modeling or acting or classes or theater as a hobby? Anything of that nature?

A. In high school I was an extra in a play called -- redacted. I mean, I did little stuff like

that in high school, and then that was it. So, no, nothing beyond that.

Q. Since high school?

A. No.

Q. Have you engaged in any other performances performance art, dancing, anything of that nature?

A. No.

Q. I mean, other than recreational dancing?

A. No.

Q. Okay. All right. So Mr. Tisaby then sits down and he tells you something about his background; right?

A. Yes.

Q. Did he provide a resume?

A. I believe so. I believe he gave that to my attorney.

Q. Did you review that resume before you sat for that meeting?

A. Briefly, yes.

Q. Did he discuss his resume with you?

A. Briefly.

Q. Did he tell you in his brief discussion that he had worked with the FBI?

A. Yes.

Q. Did he tell you that he had also done --

had engaged in some sophisticated security work, for instance, with the Laclede Gas?

A. He may have. I don't remember that, yeah.

Q. Did he tell you enough about his background that you felt that he was a -- a substantially qualified third person to do an assessment?

A. Yes.

Q. Now, I'm not asking about what you potentially may have read in a newspaper -- well, let me rephrase it.

Have you have followed this case in the newspaper, when these various articles come out?

A. Yes. To some extent, yes.

Q. Have you followed it in the newspaper with respect to any motions that have been filed by EG's defense team?

A. I've been made aware of them, too, from my attorney, yes.

Q. Have you personally read them?

A. A couple of them, I know I've read, yes.

Q. Have you been made aware of them by any other individual, other than your attorney, about sort of the various filings going on in court?

A. I mean, other people saying, Oh, I read

this, that type of thing. No.

Q. And do you have any -- do you recall any specific conversations?

A. No.

Q. About any filings?

A. No. Not in particular.

Q. So as we go back to this Illinois meeting that you had with Mr. Tisaby, and you said he discussed his background and his resume in a sufficient fashion to give you this comfort level; right?

A. Correct.

Q. Would it be fair to say that that caused you an additional level of comfort?

A. Possibly. I was --

Q. I mean, was the FBI significant to you?

A. Not necessarily. I was still pretty nervous at that time.

Q. Was the fact that he represented himself as retired FBI, did that have any meaning to you or incision, or add to his credibilities, so to speak?

A. Yes. I felt going into the meeting that this was going to be somebody who I should trust or ...

Q. Have you learned since that time that

there's been questions of -- with respect to Mr. Tisaby's background?

A. Yes, I have.

Q. And did you learn it through the circuit attorney or through your reading of the various motions?

A. I believe I read that, yes.

Q. You read that? And you read that there was issues with respect to how he was separated from the FBI and he was totally terminated for lying under oath?

A. Yes.

Q. You read that; right?

A. I believe so, yes.

Q. You read that there was issues with him with respect to him committing a crime of bigamy?

A. Correct.

Q. You read that he is -- there was issues with respect to past due child support?

A. Correct.

Q. You read there was issues with respect to his involvement with a homicide suspect?

A. No. I don't -- I didn't read that.

Q. After reading all of this, did you make any -- did you take any action -- did you call on

Ms. Gardner and question her about why you were not informed about that prior to sitting down with Mr. Tisaby?

A. No, I did not.

Q. Did it cause you to feel different at all about this person that you initially trusted?

A. No. I don't know that I had any feelings about him before.

Q. How long was the meeting that you had with Tisaby?

A. Probably two hours -- a little over two hours.

Q. Might be more?

A. I'm not sure. I would say around two hours, yes.

Q. At least two; fair to say?

A. Yes.

Q. I would imagine just from common sense that it wasn't a situation where Mr. Tisaby said, Tell me your story, and you just then spoke for two hours. That doesn't sound plausible, does it?

A. It kind of did. That was pretty much what happened.

Q. You spoke for two hours without --

A. Pretty much, other than, Will you clarify

this, yeah.

Q. -- interruption? And Ms. Gardner was taking notes, was she not?

A. I think so, yes. I think so.

Q. And Mr. Tisaby was as well?

A. I don't know. I'm not sure.

Q. Well, I'm interested in that question.

A. Okay.

Q. You have a specific recollection of Ms. Gardner taking notes in that Illinois meeting; correct?

A. Yes.

Q. Because you saw something -- somebody putting pen to paper, right, or potentially?

A. No.

Q. Using a laptop?

A. Okay. No, because prior to, that was the discussion I had about was I comfortable with that -- was I comfortable being recorded? So I asked her about that, Do you have to take notes? That's the only reason I know for sure that first time, because I was uncomfortable with it.

Q. And she said she was going to take notes?

A. Yes.

Q. And you were okay with that, right,

because she did?

A. Yes. Yes.

Q. Right?

A. Yes.

Q. Okay. And nothing would have changed between the first meeting and the second meeting; right?

A. Right.

Q. I mean, if you were comfortable with notes on the first meeting, you're going to be comfortable on the second; right?

A. Correct.

Q. There's no reason to reengage that subject, is there?

A. Correct.

Q. So in the second meeting, you recall Ms. Gardner taking notes; right? I mean, this is a long meeting.

A. So --

Q. My first --

A. That's what I'm trying to picture. So she wasn't sitting directly in front of me; she was kind of sitting back, so, no, I don't -- I'm not positive, but I think so, yes.

Q. This was not a particularly large hotel

room, was it -- or in a large room?

A. No. It wasn't particularly large.

Q. So you believe she was taking notes; right?

A. Yes, I believe so.

Q. Pen to paper or laptop?

A. I don't remember a laptop, so ...

Q. And with respect to Tisaby --

A. Right.

Q. -- you're facing him; right?

A. Kind of. It was at an angle.

Q. Okay. Was it at a table?

A. Yes.

Q. And was it just the two of you at a table?

A. No. So my attorney was next to me. He was kind of off to the -- kind of where you are.

Q. Uh-huh.

A. And then Mrs. Gardner was kind of scooted back.

Q. And when you say "where I was," where -- we're at a rather long conference table; right?

A. Correct. So not as big of a table, no.

Q. Okay. So just as a point of reference, would it be to your left, about where Mr. Garvey would be, but he would be up at the table?

A. No. I'm sorry, I forgot your name.
Q. Ms. Nasser?
A. Yes.
Q. So maybe towards you; right?
A. Yes.
Q. Okay. Did he have anything in front of him?
A. Not that I remember. He could have.
Q. Okay.
A. But I don't remember specifically.
Q. Did he have notes?
A. He had -- so he had a folder that had his stuff in it, so I know that.
Q. Did you see him writing anything?
A. Possibly.
Q. Okay. I mean, this is a two-hour conversation.
A. I know.
Q. Right? So --
A. I don't know.
Q. -- for two hours you're saying that you essentially spoke; right?
A. Correct.
Q. Now, I want you to really try to remember whether or not you saw him taking notes during this

two hours.

A. He could have.

Q. Okay.

MR. BARNES: Okay. We're going to take a break in just a second.

For the members not on the committee previously, to give some context to that conversation: This conversation took place on April 6th. The circuit attorney interview -- Mr. Dowd may recall off the top of his head the date that that interview took place. Think it was sometime in February. And somehow that interview was not turned over until April 11, which was the night of our first report.

MR. DOWD: That's correct. The interview was actually on January 29th.

MR. BARNES: Okay. So the interview was on January 29th. This deposition was April 6th. The interview, despite discovery requests having been sent, was not turned over until April 11th.

So there's a period of time in this deposition where there's a lot of focus on what happens in the circuit attorney's interview. If it had been timely disclosed, really likely wouldn't have spent so much time on that in the deposition

itself. We have the video itself -- we sat as a committee and actually watched the video, in addition to having made a transcript of it, and so we'll make that available to any committee members. But it may seem odd that there's all of this argument over talking about a video -- and I think you guys have heard the video exists, and the reason is, it was sort of floating in the ether at the time period of this.

I want to do some housekeeping here. The first is we have -- this deposition is 425 pages. We have 704 pages of transcripts to go through in our possession right now. We have currently done -- was that 100 pages -- we have currently done 190. So I would like to get to at least the 350 point, if not to 400 pages tonight.

Mr. Dowd, I believe we are missing a deposition -- a cross-examination deposition. We obtained these from the circuit attorney's office. I believe that we've requested information from you and your client as well. I'm not sure whether it was in the form of subpoena or request at this point. I have what's labeled as Volume 3 of a deposition that took place on May 3rd. Is that -- am I right, Representative Mitten -- yeah, it's

labeled as Volume 3. Is there a Volume 2?

MR. DOWD: Yes.

MR. BARNES: And do you have possession of Volume 2?

MR. DOWD: I do not. I mean, I have it at my office.

MR. DOWD: Are you willing to provide it to the committee so that we can go through that this week?

MR. DOWD: I am as soon as the judge says I can. I think that Ms. Gardner violated the court's orders when she disclosed that and the grand jury testimony to you, which -- I don't even care about at this point. But I do want the judge to authorize it. That's something we'll take up with the judge.

MR. BARNES: Okay. My understanding was that your team requested that the order be lifted at the close of -- at the close -- with the dismissal of that case.

MR. DOWD: No, that's not true.

MR. BARNES: Okay. And --

MR. DOWD: And there were two orders. One was just a discovery order and then the gag order. The gag order was lifted, not the discovery order.

But we can contact the judge and see what he says.

MR. BARNES: And I would argue -- I think we've had this discussion before, that our subpoenas have equal merit --

MR. DOWD: Yes, we have.

MR. BARNES: And I don't want to get into that discussion today. But it would be very important for this committee's review process to, in fact, have that transcript of Volume 3. And I think we're going to reach out to the circuit attorney's office, in fact, to get Volume 3 so that we can do a full review. And I would hope that you and your team would turn over heaven and earth to get us the documents that we have requested.

In addition to that, the circuit attorney's office, I don't believe, was ever provided the video of these depositions, and so we would request the video. I don't know if that's true or not, and I have, like -- I'm on hearsay evidence here.

MR. DOWD: I don't know why they wouldn't. They've spent a fortune on this case.

MR. BARNES: Okay. Well, in addition to requesting Volume 3 from you, which I think is important for this --

MR. DOWD: Volume 2 or Volume 3?
MR. BARNES: I'm sorry. Volume 2. We have Volume 3. Volume 2. We would like the video from Volumes 1, 2, and 3.
Are there any other volumes regarding Witness 1 that I -- of which I am not aware at this point in time?
MR. DOWD: No.
MR. BARNES: So there are three depositions --
MR. DOWD: That's my understanding.
MR. BARNES: Okay. So the plan now is we are going to take another ten-minute break. We're going to come back in at four. We have the redacted documents that we are going to release that we have been through, and then we'll be on this first 100 pages, working on getting those redactions and get that released. So as we're doing this in hundred-page increments, we're releasing.
MR. EGGLESTON: The January 29th interview you were talking about is the one with Gardner and Tisaby?
MR. BARNES: It is with Gardner and Tisaby in a hotel room. The first 11 minutes have no audio. Is that correct, because --

MR. DOWD: We were told there was no video -- no recording had been made. And then when we were filing the motions to compel with the court, the court was granting them, they said, Oh, there is a video, but the first 11 minutes are missing, but there is a video, and the rest of it you can hear.

MR. BARNES: And it's approximately two hours long?

MR. DOWD: Yes. It's the same thing, right.

MR. BARNES: Okay.

Okay. Let' go into recess until 4:00 p.m.

(A recess was taken.)

MR. BARNES: Let's go back on the record.

From 115, line 14 to 117, line 22. Yeah, we're fine releasing that as a part of this; it's just there's no sense in reading. And I've read through the first 25 pages and we're good here. So if the redactions are correct, I believe you gentlemen can start when you're ready.

Representative Phillips, can you be the interjector?

MR. PHILLIPS: I certainly can.

MR. BARNES: And at some point in time, these larger redactions -- what I plan to do is,

we'll have a closed committee meeting where we'll discuss those and decide whether they need to remain redacted or not. What I think this goes into now is broad -- this is a broader redaction, and if we want to narrow the redactions, that's fine, but once it's out, it's out, and you can't take it back; so it's better to be broad at this stage and then have our redaction meeting later to make those decisions.

MR. AUSTIN: All right. I'm the questioner now. We'll go to page 100, line 3.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Kevin Austin and Representative J. Eggleston.)

Q. Did you see a laptop?

A. Definitely not a laptop.

Q. Okay. And I want you to remember you're under oath, okay?

A. Yes.

Q. And I -- and I want you to try to clear your mind as to go back in time during that particular meeting, okay?

A. Yes.

Q. And I want you to try to remember whether

or not as you were talking if he was contemporaneously writing notes to capture your version of what you were saying.

A. I really don't remember.

Q. I think earlier --

A. I really don't.

Q. -- you said you believed so; right?

A. I believe he could have.

Q. Okay.

A. Absolutely. He had this -- I can picture there being a folder in front of him, so he could have had something there, but I'm not sure.

Q. Can you picture a pen in his hand or a pencil?

A. No.

Q. Let me ask this: Do you recall that there was -- do you recall that there was any audio equipment?

A. I believe they were trying to set up some type of video camera.

A. A video camera?

Q. Yes.

A. Okay. Now, when you say, "trying to set up a video camera," tell me what that means to you.

A. That's what I mainly focused on, because I

was nervous about that.

Q. So a video camera, such as the one that is staring at you right now?

A. Correct.

Q. And you saw that -- you saw what we went through today to make sure that that video camera is working; right?

A. Correct.

Q. And I would assume that happened on that occasion?

A. I don't know. I don't -- after I was there, it was pretty much, KS, would you be comfortable doing -- you know, having this, just for our -- keeping -- us keeping or whatever.

Q. A video rendition?

A. Yes.

Q. Okay. So at any time were you informed that it didn't work?

A. Yes.

Q. At what point?

A. After the taping or whatever was over, my attorney we received a call saying, just so you know, that didn't work.

Q. So during this entire two hours, it's your testimony that nobody checked the video?

A. No.
Q. You didn't see anyone checked it at all?
A. No.
Q. Nobody checked to see whether there had to be a change of tape or anything of that nature?
A. No.
Q. Getting back to your answer with Tisaby and notes --
A. Yes.
Q. -- was this two-hour or so meeting straight, or were there any breaks?
A. No breaks where I got up, no.
Q. No breaks at all to stop, to go to the bathroom, to get a drink, to do anything?
A. No.
Q. For anybody?
A. No. Not that I remember.
Q. And, again, getting back to this meeting, you're aware that the subject of Tisaby and notes has been brought up by the defense. As you sit here now, are you -- you're aware of that; right?
A. Yes.
Q. Okay. And what source of information made you aware of that? Who or where did you learn that?
A. I believe, my attorney. I'm not positive.

I think, my attorney. I think so.

Q. And had you had any discussions with the circuit attorney about the subject notes?

A. I don't know. It could have come up last week or whatever.

Q. Okay.

A. But I don't remember specifically.

Q. Do you have a -- you have a fairly decent memory, don't you?

A. Yes.

Q. Because before the committee, before the grand jury, you were recalling details that you claimed happened three years ago; right?

A. Correct.

Q. I'm going to ask you something that happened last week, okay?

A. Okay.

Q. And what happened last week is the subject of Tisaby's notes came specifically about this deposition. That's a correct statement, is it not?

A. I don't know if it came up with a circuit attorney. I'm being honest. I'm -- I know that I was made aware of it because my reaction was -- I don't remember specifically. I don't know. He could have been taking notes. I truly don't

remember. I don't remember having that conversation with the circuit attorney; however, we could have. I am not sure.

Q. You knew it was the subject matter of this case; right?

A. Not that it was a big deal, no. I didn't know that.

Q. Well, you knew we were raising questions about whether or not Tisaby was answering questions under oath accurately. You're aware of that; right?

A. Yes. So --

Q. And you're aware that that subject was his taking notes in a two-hour meeting, yes?

A. No, not specifically. What I heard was that there was some things that he said that were false or were they false, and that's what I remember specifically.

Q. And what did you hear he said that was false?

A. He said that I got undressed in the kitchen, which is false. That's all I remember specifically.

Q. Who was providing that information to you?

A. My attorney.

Q. In anticipation of this deposition?

A. I think just to let me know, Hey, I mean, maybe -- possibly, but I think just to let me know that this was out there and also, too, that was part of a motion, I believe.

Q. Did you ever ask to review the finished product of your two-hour or more meeting with Tisaby?

A. No, I did not.

Q. Did you ever review his notes or his -- his memorandum?

A. No. I'm not -- I'm not aware of --

Q. Do you know --

A. I'm sorry.

Q. Do you know whether or not your lawyer has that in his possession?

A. I'm not aware.

Q. I think what you said is that you're not aware of -- that you have not had any ongoing discussions with PS about this matter.

A. Correct.

Q. Have you been made aware as to whether or not PS and/or his lawyer and/or both have been paid for their role in this case?

A. No, I'm not aware.

Q. Would it surprise you if they have?

A. It wouldn't surprise me.
Q. It would not?
A. It would not surprise me.
Q. Why would that not surprise you?
A. Because I don't know what he's capable of.
Q. Do you know -- have you researched or been reading anything that his lawyer, Albert Watkins, has had to say?
A. Yes.
MR. PHILLIPS: At this point, Mr. Steel interjects and says:
I'm going to object that this is not relevant.
Mr. Rosenblum says --
MR. AUSTIN: I'm sorry?
MR. PHILLIPS: It's not relevant what Watkins said. At this point it is not relevant.
Q. You can answer. That's an objection.
MR. PHILLIPS: Don't answer that.
MR. AUSTIN: Excuse me?
MR. PHILLIPS: I'm instructing her not to answer that.
MR. AUSTIN: What Watkins had to say?
MR. PHILLIPS: Right. Because that's not relevant.

Q. Okay. So let me just tell you how this is going to work, okay? Mr. Steel can add or subtract anything he wants from this, okay? So this is our deposition. We get to ask questions. You understand that; right?

A. Yes.

Q. I've asked you a question of whether or not you have made yourself aware or become aware of anything that Watkins has had to say in this case, okay?

A. Yes.

Q. That's my question. And as a foundation, you know that Watkins represents PS; right?

A. Correct.

Q. You just said that PS is capable of anything and don't know what he's capable of; correct?

A. I believe so. Or he -- I don't know what he's capable of.

Q. And you also -- and you also indicated that, in fact, PS -- that, in fact, you had followed to extent some of the various filings that have gone on; right?

A. Correct.

Q. Now I'm asking if you're aware of anything

that Watkins has said relative to this case, and Mr. Steel has instructed you not to answer.

A. Yes.

Q. Are you -- do you have -- do you possess that information as we speak? Could you answer the question?

A. Oh.

Q. Could you answer that question --

A. Oh.

Q. -- that I just asked.

A. Yes.

Q. All right. So the way that this is going to work -- he's objecting to the form of the question; I'm going to certify the question. Then I'm going to approach the judge, and if the judge agrees with me, I'm going to ask to reconvene this deposition at your expense. Is that okay with you?

MR. PHILLIPS: At this point, Mr. Simpson says:

I'm going to object. If it's -- it's my understanding the judge is on call downstairs. I'm not going to have you threaten my client with some sort of financial expense. If we want to certify it and go find the judge, we can go find the judge.

MR. AUSTIN: I don't know if the judge is

available and it's not a threat. That's what happens in depositions. I think you're aware of that, too. It not uncommon for parties, that if there's an objection where you're told not to answer the question, and if we approach a judge, and if he's not available today, and orders you to answer the question, I will ask him to reconvene the deposition at your expense.

Q. I am asking you if you're now aware of what I've just said?

A. Yes.

Q. Are you still choosing not to answer the question?

A. Yes.

Q. Now, have you pursued or looked into filing a lawsuit in this case?

A. No.

Q. I know in the past that you have sought counseling, and we talked about counseling that you sought with -- redacted; correct?

A. Correct.

Q. And you gave us his last name; right?

A. Correct.

Q. And to be sure you talked to -- redacted -- about issues with respect to EG; right?

A. Correct.
Q. It's also -- we've established that you've been lying to -- redacted -- correct?
A. Correct.
Q. And we've established that specificity in response to one of your -- to one of PS's questions when he asked if you confessed to -- redacted. You denied it; right?
A. Correct.
Q. And you've also had various problems with -- redacted -- that you shared with PS; right?
A. Yes. In regards to that.
Q. You just thought he was sort of an off person?
A. I thought how he handled asking me about that was not comforting and was really scary to me.
Q. You know, this is just as an aside. I mean, I -- we're watching you on videotape here today; correct?
A. Correct.
Q. And you're conscious of your demeanor, are you not?
A. Not at the moment.
Q. But, I mean, you understand how you're presenting yourself now; correct?

A. No, not in the moment, if that's what you mean.

MR. AUSTIN: Then we have a redaction from page 111, line 13 through line 19, and I'll begin at line 20 with the next question.

Q. Other than -- redacted -- did you -- have you -- other than -- redacted -- have you shared information about EG with any other counselors?

A. Yes.

Q. More than one or just one?

A. With one.

Q. And, in fact, you spoke to that individual frequently about EG, among other things; correct?

A. Yes. Some. A lot of it more personal or with PS, yes.

Q. Well, you had a counselor separate from PS, did you not?

A. Correct.

Q. And in one conversation, I know that you said, "I spoke to him an hour the other day about this situation, EG."

Would that be fair to say?

A. It was a female, so ...

Q. Well, a female.

A. A counselor, yes.
Q. What's this person's name?
A. Redacted.
Q. Redacted?
A. Yes.
Q. Do you still see her?
A. No.
Q. So you were seeing her near the time that this was -- that you were having a relationship with EG?
A. Correct.
Q. Have you sought counseling from anyone since?
A. The counselor at my school at -- redacted -- that was part of -- so I have a Title 9 or Title 10, I believe --
Q. A Title 10 claim?
A. No. I -- I guess so. They basically said -- I went to my adviser and said, Look, I'm in the middle of this situation, and so then I met with the lady from Title 10, I believe, and she said, Well if you want to speak to -- redacted -- on campus -- anyways, that's who I've been speaking to since then.
Q. All right. So let me break that down a

little bit.

A. Sure.

Q. So the female counselor you're talking about, how often did you see this individual?

A. At that time, probably twice a week.

Q. And for how long a period of time?

A. Maybe half a year -- a year and a half.

Q. And was a frequent subject matter in your sessions about EG?

A. No. In the beginning -- yes, in the middle of it all, but then not after that, no.

Q. Okay. And you gave us her name. Do you know her address?

A. No, I don't.

Q. Do you know what city?

A. Redacted.

Q. Redacted proper?

A. Redacted.

Q. Redacted. Do you know what municipality?

A. So she was off of -- redacted. I don't know where she is now, though.

Q. Would you provide those records to the circuit attorney's office --

MR. AUSTIN: Then we have a long legal discussion about -- objections in the record that

goes from line 14, page 115 to probably line 25 on 117?

MR. BARNES: Well, I think until line 4 on page 118.

MR. AUSTIN: Okay.

MR. BARNES: Line 5 on 118. And, again, we're not going to redact this from what we release; we're just going to skip it.

So go ahead.

MR. AUSTIN: Beginning page 118, line 6 the questioning resumes.

Q. So I'm going to ask a series of questions specifically starting in 2014 during the time that EG was initially a client through 2015. Were you on any medication -- psychotropic medication or any other type of medication -- other than aspirins or something of that nature?

A. I had a prescription for -- redacted.

Q. Okay.

A. However, I had not taken it any of the times that I was with him.

Q. How long have you had the prescription?

A. I don't remember when it was first prescribed, but I would -- my guess would be 2014, around then.

Q. So you -- did you seek the prescription because of EG or PS?

A. No. I believe my physician prescribed it even without me asking, because at the time, I had mono. I didn't know what that was, but, anyways, I was nervous about that, and I told him I was having trouble sleeping, so he said, Well, try this.

Q. So he prescribed -- redacted -- without you asking?

A. I'm sorry?

Q. He prescribed -- redacted -- without you asking?

A. Right. Not specifically for it.

Q. So would it be your testimony that you received -- that you filled a prescription?

A. Correct.

Q. But you never used it; never took a pill?

A. No. I would if I had trouble sleeping.

Q. Okay.

A. Yes.

Q. So during that period of time, and from time to time, you would use -- redacted?

A. Yes. If I couldn't sleep.

Q. And any other drug?

A. After that happened with EG.

Q. EG.

A. EG. I'm sorry. I went a series of days without sleeping and --

Q. And you're specifically talking about the March 21st incident?

A. Correct.

Q. Okay.

A. And I called my doctor after -- how many days -- a few days of not sleeping at all, and he prescribed -- I believe it was -- redacted -- like, a lower dose of -- redacted -- which is a sleeping anxiety medication that I took if I had trouble sleeping during that period of time. But I haven't had that prescription in years.

Q. Anything else?

A. No.

Q. And the same question with respect to current. Currently, as you've been dealing with the circuit attorney's office, as you've been dealing with Tisaby, up and through today's date, are you on any medication such as that we have spoken about?

A. I still have the -- redacted -- prescription; however, the only time I would take it is at night. It's the lowest dose, and if I need it. But, typically, since this, my last

prescription was in December for a month.

Q. And --

A. So it's not something I take every day, I guess, would be a good way to describe it.

Q. And getting back to that same time frame that we're speaking about, the first time frame in 2014 and 2015, did you engage in any recreational drugs?

A. No.

Q. None whatsoever?

A. None.

Q. Just alcohol?

A. Just alcohol occasionally.

Q. Same question with respect to the last, say, six months.

A. Correct.

Q. Recreational drugs?

A. No.

Q. So you were married to PS, I believe, in 2005. You met him in '03. Would that be accurate?

A. Correct.

Q. Prior to that, you were in a relationship where a child was born?

A. Yes.

Q. And you were not married to that

individual?
A. No.
Q. No, that's correct?
A. Sorry. I was not married to him.
Q. Okay.
A. No.
Q. And you had one child with that individual?
A. Yes.
Q. You married -- ultimately married PS, but he brought two children into the relationship?
A. Yes.
Q. You married in '05, and I think you officially divorced in 2016. Would that be correct?
A. Correct.
Q. Now, would it be fair to say that you had a number of problems with PS during the course of your relationship?
A. Yes.
Q. Were there any domestic disturbances where police were called?
A. No.
Q. Primarily, would it be fair to say that the problems that you had with PS during the course of your relationship would be that he was extremely

controlling?

A. That was a big issue, yes.

Q. And not only was he extremely controlling, but he would tend to investigate every aspect of your life?

A. Yes. That was an issue.

Q. And he would sometimes act out with extreme jealousy?

A. Yes.

Q. He would go to great lengths to keep, essentially, tabs on you? Would that be fair?

A. Yes.

Q. I think you described it at one point it was basically just a controlling and insecure relationship?

A. Yes.

Q. And that just wasn't something that occurred during your relationship with EG; that had predated that for quite some time?

A. Yes. Almost since the beginning.

Q. And going to the extremes of actually, you believe, putting an app on your phone to keep track of who called you and when you called?

A. So -- no. He had my phone number set up under his, as if he was my father. I went to go

change my phone -- and this was in June of 2015 -- and the man said, I can't do it unless I get -- you get permission from your father. And I said, Who is that? And he said PS. He's your father on this. So he had it set up where he could look at everything of mine, but I didn't have access to his.

Q. When you say "look at everything of yours," could he actually read text messages as they were occurring? Was that your understanding?

A. That was my suspicious. Not through that, though. My guess was that -- would be that he had some sort of other --

Q. App?

A. App or something. I don't know.

Q. Like a clone -- like a clone phone that he had access to your phone? He put something on your phone that would essentially allow him to read your text messages as they -- on his phone as they came up on your phone?

A. That's --

Q. Something of that nature?

A. Correct. But that's just a -- I don't know for sure. I have nothing to prove it; I just feel that way.

Q. What gave you that suspicion?

A. Because he would say comments about things that he wouldn't have known unless he read it.

Q. Did you ever determine that one way or the other, or was it just something that -- that it would seem that that was the case because he would have information that he ordinarily wouldn't have had unless he saw the text?

A. Correct. With the text messages. With Facebook and my e-mail, those things of nature, he also had access to all of that. I did know that for sure, because he would comment on things that wouldn't make sense to a third-party individual, unless you knew what the original conversation was. So he would say, Who is so-and-so, and why are they messaging you about this, you know? It wouldn't be nothing.

Q. Right.

A. So ...

Q. So you had a number of problems with him or with respect to his -- I think you described it as incredible insecurity; correct?

A. Correct.

Q. And I think you described that in the past that he could portray himself publically as sort of a secure person but privately he was riddled with

insecurities?

A. Correct.

Q. Because he was a performer of some sort, was he not?

A. Yes.

Q. And these insecurities drove him throughout the course of your relationship and at times worse than others, but I believe you said it got worse and worse where it literally would just be like big brother and watched your every move and knew your every move?

A. Yes. That's how I felt.

Q. And it literally was driving you insane at times -- and I don't mean literally insane; I'm using it as a term of art?

A. It was very difficult, yes.

Q. Very difficult; correct?

A. Correct.

Q. And, in fact, I -- I think at one point -- and this may have been after your relationship with EG, he was in frustration -- was upset with you because he was accusing you of telling your friends and family that he was completely crazy and depressed and impossible to be around. Do you recall having that conversation?

A. I -- I don't recall it, but ...
Q. That's something you probably would have said?
A. Yes.
Q. And when you said -- when you said in the past that he had issues with boundaries, what did you mean by that? Because I think you were -- specifically related to a situation with your sister -- redacted.
A. I'm not sure. Can you refresh my memory?
Q. I mean, there wasn't much definition. I think you had just made a statement that he had issues with boundaries. That doesn't ring a bell?
A. It doesn't ring a bell, but, yes. So I would say that throughout the course of our marriage, it got to the point where I felt there could be absolutely nothing he didn't know that I even thought, let alone did or was desiring. I mean -- so there was no kind of separation between me and him, other than I -- I did allow for those boundaries.
Q. I'm sorry. You did what?
A. I allowed for those boundaries, meaning I didn't push him on those things about him, but I felt as though anything I thought or did or was

going to do or liked or -- I felt was his business, you know?

Q. At some point, I think the summer before 2015, you talked about a vacation you went on; correct?

A. Correct.

Q. And I think you shared that information, in fact, with EG at some point, that you went on this vacation and you were -- and that the place you were at had this incredible gym, but he would literally stalk you to the gym -- not to work out; just to make sure you didn't flirt.

A. Correct. That's how I felt.

Q. So you almost felt like you were a prisoner of some sort; correct?

A. In some ways, yes.

Q. But in addition to -- well, let me back up. I know that you have said -- and we're going to get there, but you've said that -- you know, that he would act out and voice that he was going to ruin you at some point; correct?

A. Correct.

Q. And that he was going to ruin EG at some point. I think we're going to cover this in more detail, but -- so he would -- his MO, so to speak,

was to threaten you?

A. Yes. In particular, after we were not together, it got worse, yes.

Q. And that would have been March 20th?

A. So after March -- after I told him about EG, after he had something against me that was tangible, then he -- originally, it started in March through October. October is when we were for sure getting divorced. During that period of time, it was, you know, this guy is awful, you know? He should pay for this, that type of thing. And it didn't turn into, I could ruin you both, and I have proof of it, until October 2015, when we were for sure getting divorced.

Q. You told him you wanted a divorce, I believe, in -- on March 20th; right?

A. Correct.

Q. So in addition to -- in addition to the problem that you were having with PS, you were dealing with some of your own issues with respect to the marriage; correct?

A. I'm sorry. Rephrase or explain that.

Q. Well, I think you described some of the feelings that you were experiencing leading up to your relationship with EG, is that you were

suffering from horrible feelings that you were suppressing constantly. Do you recall saying that?

A. Yes. After he hit on me that first time, in particular, prior to that, I definitely had a crush or had feelings on him, but had no clue that they were -- that -- that they were that reciprocated.

Q. But the way you described it was that you were dealing with when that -- that your truth, so to speak, was that you -- for four years prior to EG, you were dealing with these issues, horrible feelings that you had to suppress about various other men.

A. Not -- no. Not wanting to leave my marriage and go have an affair or anything like that. It was more to me -- even just having feelings for someone else when you're married or thinking somebody else is attractive was wrong. Like I said, that thing that happened in Vegas, I really and truly flirted with somebody. Came home, I felt that my husband and I really needed to be in counseling. I had been saying that for a period of time, and I said, Listen, this is the first time I found myself attracted to someone else. We need to be in counseling. We need to figure this out.

MR. AUSTIN: And there's a question beginning line 20 ending line 24 that's completely redacted.

A. And the answer to that is:

I believe that vacation was in 2013. It was before I was 30, so -- I'm sorry.

Q. Before you were 30, you said?

A. Correct.

Q. The vacation about where he stalked you to the gym?

MR. EGGLESTON: And then the answer, line 6 through line 9 are all redacted. Looks like maybe theres's a question there.

So then the answer begins:

A. Correct. I'm sorry.

Q. And that was in an effort to resolve some of these issues; correct?

A. Correct.

MR. AUSTIN: And then the question, lines 14 and 15, it's redacted.

A. And then correct.

Q. And resolve some of the issues you were having with this compulsive stalking, for lack of a better word?

A. Yes.

Q. But your issue specifically that I want to ask about -- you said -- you say to PS, So when you have this sort of come to Jesus discussion in the car; right?

A. Uh-huh. Correct.

Q. That your first truth is that you've had these horrible feelings for years. You described them as horrible feelings.

MR. BARNES: Pause. Pause. Line 6 starting with the word "and"; line 7, ending the redaction before the word "I." Does everyone agree on that redaction?

Let's have a discussion -- we can --

MR. AUSTIN: Let's redact and then we'll --

MR. BARNES: Let's redact, and if we want to add it back later, we can add it back later. Again, broader redactions now so we can have a discussion in a closed hearing about it.

MR. AUSTIN: Okay. So five --

MR. BARNES: So it's 132, 6 to 7; 133 is line 18 -- actually, it's line 18 starting with the second "Who"; right? Not -- not the whole line, just the second "who" -- starting at the front of the second "who." 134, line 6 starting before the

third "I," that second sentence there and ending on line 7 after the word "now."

Page 144, line 6 starting before the word "with" and ending after the word -- before the word "that." Same page, line 19, starting before the word "either," following through to line 20, ending after the word "appointments."

And then on page 151, starting on line 19 and going to 152, 24. This is the tape recording of -- and I referenced the general description of it, which is a recording of -- what I would characterize as an emotionally abusive recording conversation between ex-husband and Witness 1, and this has just some details about it, I think, that I want to have a conversation later about the specifics.

MR. RAZER: So from 151, 19 to 152, line 24, all of that?

MR. BARNES: Yes. And we'll -- I want to revisit it at some point; it's just I want to have an actual discussion of it before we read it.

Fair enough, Representative Austin?

MR. AUSTIN: Fine.

MR. BARNES: Okay.

MR. AUSTIN: Okay. We're resuming page

132, line 5.

Q. And that's what you've begun constantly suppressing --

MR. AUSTIN: And then I think we redact down to line -- what was it -- 8?

MR. BARNES: Seven.

Q. "I thought he was great, the guy in Vegas. He was great -- clients -- whatever -- I know that it's me."

Do you remember making that statement?

A. Yes.

Q. So what were these horrible feelings?

A. Just being attracted to other people, which, to me, was wrong. Being in my marriage and feeling like that guy is attractive or truly -- if my husband asked me, Do you find this guy attractive, that was a wrong statement, really, in my marriage, and so I did feel horrible. I felt like I shouldn't be attracted to anybody else. What is -- you know, what's wrong with me?

Q. Well, attraction is, it seems to me a little bit different than suppressing horrible feelings. So you're saying that you may have found Bradley Cooper attractive; to you, that caused you to feel that you were having horrible feelings that

jeopardized your marriage?

A. Yes.

Q. So you're saying today under oath that if you found any other human being attractive, other than your husband -- male human being attractive, that that would cause you to have these horrible feelings that you would have to suppress?

A. At that time. One hundred percent.

Q. And that's because of the nature of the relationship that you were in?

A. Correct.

Q. He constantly questioned you about whether you're were acting on any of these feelings, did he not?

A. Correct.

Q. So you were constantly being accused of affairs, were you not?

A. Correct.

Q. And, in fact -- then we had a redaction.

A. His name is -- redacted.

Q. And what year was that? And I'm only using that term because that's the term you used.

A. Let's see -- 2011.

Q. While you were with PS?

A. Correct.

Q. Was that at his request or was that on your own?

A. That was on my own.

MR. BARNES: Line 3 -- redact all of line 3 on page 134 -- but not line 5.

MR. AUSTIN: Okay.

A. So line 4, answer to the redacted question was "No."

Q. Do you have a belly button ring?

A. I did when I was 14, so, no.

Q. At 14 you had a belly button ring?

A. Or 16, yes. When I was --

Q. Did you ever use it since, on occasion?

A. Oh, it's been 15 years, yeah.

Q. But you have used it since you were 16?

A. Since I was 16, but I was -- before I had my nine- and eight-year-old, yes.

Q. And there also was a situation with -- where he accused you of being with a chiropractor.

A. Yes.

Q. What was his name?

A. Redacted.

Oh, I don't remember his last name. He was at -- redacted -- I believe. This was a chiropractor that my sister and I both saw. He made

a comment in front of my husband, He's so cute, and that's all it took. That -- then it was, You must be with this guy. What is it with this guy? You think he's cute, too? That's how it started.

Q. The two men in Vegas that was a concern of your husband, what was his name?

A. Redacted.

Q. Do you have a last name?

A. I think -- redacted.

Q. Redacted?

A. Redacted, I think.

Q. And --

A. Redacted.

Q. And what was your connection or involvement with him?

A. So I went on a bachelorette party with a friend of mine and --

Q. Would that have been considered a solo vacation you went on?

A. No. That was after PS and I were separated.

Q. So the solo vacation was after you were separated?

A. Correct.

Q. Okay. So tell me about the bachelor

party.

A. I went to Vegas with a group of girls for a bachelorette party, and we met this group of men. And one of them -- or, actually, two of them, in particular, were talking to me, asking me questions about marriage and stuff like that. They were both the bachelors in this big bachelor party, and the one I -- I viewed it as we both found ourselves attracted to each other. Just through conversation, I felt he was being flirty. I felt I was being flirty, especially considering I even felt bad thinking somebody was attractive. So nothing happened between us, but we did have conversation. Whenever I got home from Vegas, I told my husband about him. He did digging somehow through seeing pictures on Facebook, became obsessed with this guy. You had to have slept with him if you would tell me about him. But, anyways, that was -- and then I heard about it for years after. But, really, for me, it was -- if I'm at this point, I really and truly need to seek help.

Q. Well, I mean, he was -- it became more than an obsession. I mean, what -- well, when was this bachelorette party, by the way?

A. It would have been before I turned 30. I

know I was turning 30, so August of 2012, yeah.

Q. August of 2012. And did you text this individual?

A. Yes.

Q. Okay. How long did you continue texting this individual after you returned from Vegas?

A. I believe a couple of days afterwards.

Q. Did you, in fact, take off your wedding rings while you were in Vegas?

A. No.

Q. PS suggested that you did.

A. I did not.

Q. But you understand he suggested that you did?

A. That's fair.

Q. In fact, he's talking about -- well, let me ask you this: When you went on your solo vacation, you took off your wedding rings; correct?

A. I imagine I would have then. That was June. He had been in an apartment since April, yes. But we had separated the very beginning of March, so I may have had my rings off then.

Q. And at some point, I think you said -- and I'm curious about this statement, that he had shamed you 8 million times about Vegas.

A. Yes.
Q. Do you remember making that statement?
A. No. But I did believe it, yes.
Q. And what did that statement mean?
A. He just brought it up time after time after time after time again. It wasn't ever left alone.
Q. Because in the grand jury -- you specifically said that you had zero affairs; right?
A. Correct.
Q. And at one point I think you said that PS -- there were two occasions?
A. That -- what?
Q. Well, that you had an affair, but one you may not count. Do you remember that?
A. No, I do not.
Q. The solo vacation, when was that?
A. That was in June of 2015.
Q. So approximately -- well, would it be fair to say that it was during the period of time that you were involved with EG?
A. Yes.
Q. I just want to see if this refreshes your recollection.
A. Okay.

Q. Give me one second.

So in the course of him accusing of you of these various affairs -- and that happened; right?

A. Correct.

Q. Do you recall saying -- his responding to you about having to do that, you said, all that research that you would have to do -- do you remember this conversation in the car?

A. Explain it. I'm sorry.

Q. Well, I feel like in doing this, I'm afraid this -- is you -- I feel -- I feel like in doing this, I'm afraid that there's no way we could be together and being okay, because the thing that I've hated more than anything in our relationship is the researching everything. I hate it. I hate it more than I hate anything. And PS says, And every time I've been right -- and you say, Not every time. Fuck that. You look into this -- you look into shit all the time. No, not every time, PS. Two times in fucking 12 years. One time, really, is the only -- only the one time I've ever cheated. What's the other time?

A. That's the Vegas thing. He considered that cheating, so that's the other time.

Q. And in Arizona you were still married;

correct?

A. Correct.

Q. And did you get involved with an individual in Arizona?

A. Not in Arizona. I met someone when I was there that was on, like, an engineering conference thing. He was a French guy that happened to be doing work that next week in St. Louis, so when he was in St. Louis the following week, I took him to dinner with some friends and he walked me to my car. We kissed in the car, and that --

Q. While you were married, obviously?

A. Yes.

Q. Okay. And was that part of the horrible feelings that you would have had, or is that separate and apart of the horrible feelings that you would have had from being attracted that you actually acted on?

A. No. That was very different, because at that point, we were -- you know, at this point, we -- still currently, we were for sure getting a divorce. He had an apartment. Obviously, it was still in the middle of going through all that stuff, but --

Q. Well, when you say --

A. That was different, yeah.
Q. -- "in the middle of going through all of that stuff," you're referring to going through all of that stuff with EG; right?
A. And my ex-husband, yes.
Q. So in June you take a solo vacation; right?
A. Correct.
Q. So to be sure, you said to the grand jury that you had zero affairs. You said that under oath; right?
A. Correct. Before this point.
Q. You recall --
A. Yes.
Q. -- you recall making that statement; right?
A. Yes. Before I ever did anything with EG, positively.
Q. And also to be sure -- and you didn't mention anything to the grand jury about this alleged maybe affair, depending on your determination about the Vegas situation; correct?
A. Correct. Because it was --
Q. Well, it's in PS's mind --
A. Right.

Q. -- it was an affair, which you said counted as two, yet you don't mention that to the grand jury, do you?

A. No.

Q. And, in fact, part of the reason was that you were texting this person. You weren't just texting about the weather, were you?

A. No.

Q. I mean, it was more deeper than that -- these texts, were they not?

A. I don't remember the gist of them. I know that I told my husband about it. Like I said, that was considered enough of a breach in our marriage that it caused for us to have some sitdowns, you know?

Q. Well, the -- he was looking at the text you were sending this person in Vegas that caused him some concern; right?

A. Just me telling him about this person caused him concern.

Q. Did he look at the texts?

A. Not that I remember. No, I don't remember that.

Q. I thought he looked at all of your texts?

A. Well, he could have, but ...

Q. Did he look at his phone records to see you were texting a person from a Vegas number, a 702 number?

A. I'm not sure. He may have.

Q. When you said -- when you said shamed 8 million times in respect to the Vegas situation and that you're trying to make amends for it, obviously, 8 million times is an exaggeration?

A. Correct.

Q. But it went on for quite a period of time. It was significant to your husband at the time, was it not?

A. Yes.

Q. And he was 100 percent convinced that you had a relationship?

A. Correct.

Q. And you're saying that the only relationship you had with this person in Vegas was by text?

A. Correct.

Q. You never kissed him?

A. No.

Q. Did you ever talk about intimate things in the texts?

A. No.

Q. So what was the purpose of carrying on a text relationship with this man that you met at a bachelorette party while you were still married? What was the purpose of that?

A. I know our conversations was based around the fact that we both found ourselves in a situation where we were attracted to somebody that we shouldn't be. He was getting married; I was married, so, basically, that. Then that was it. I never spoke to him again after 2012.

Q. So all of these horrible feelings that you had to suppress -- redaction -- that you have given us his name -- the chiropractor -- I think you've given us his name. What is it?

A. Redacted-something. I don't know his last name.

Q. And some various clients through the years that you had these feelings of attraction that you had to suppress?

A. Correct.

Q. Does anybody stand out as we sit here now?

A. No.

Q. Just various attractive men?

A. Yes.

Q. When you saw any of these men that are --

redaction -- or for -- with the chiropractor or clients which you see, when you would see them because of these suppressed feelings you would have over the four years that you're talking about, did you actually physically shake when you would see them?

A. No. My -- not that I remember, no.

Q. I mean, did they have --

A. No.

Q. -- such an effect on you that you would physically shake upon looking at them or thinking about them?

A. Other than EG, no, not that I remember.

Q. There was a portion of this -- incidentally, can you tell me when you had this discussion with PS about being shamed in Vegas 8 million times when the kids were also recorded? Do you know when in time that occurred?

A. I don't remember, no. I'm not sure.

Q. Would it have happened after the March 24th recording?

A. I don't know. The only recording I knew about was while we were separated and we got back together, which was in July. We got back together. He -- we argued, and he played a snip of it back to

me and said, This is how crazy you are and --

Q. He played it back together?

A. Not together. He played this little snip of --

A. How crazy you were --

MR. BARNES: Hold on. This is on that same audio that we're going to listen to.

Redact to line 8 -- 146, line 8. And what I'll -- we will discuss this further.

Starting on line 16, ending on 146, line 8.

MR. AUSTIN: Page 146, line 9, beginning with the question again.

Q. Would it refresh your recollection if this tape, basically, was involving your anger at the fact that, apparently, he told his family or your family about something very private?

A. Was this when we were arguing about him telling my family about EG?

A. EG -- I mean EG.

Q. I'm sorry. EG. I believe so. I was really angry.

Q. Okay. So it was -- first of all, just in context?

A. Yes.

Q. The anger was then that he told your family about EG. When did this happen?

A. When I was -- when I was on a vacation by myself, he sat my whole family down and told them everything I told him in the car.

Q. So this would have been, I think you said, in June, some three months after the fact, that you were tape-recorded in March; correct?

A. Yes. So I didn't -- I never heard that. I had no clue he'd taped me. No, I did know that he did that, too. I was so angry. That is the most angry I've ever been.

Q. And he -- and this was because he told your family about EG; correct?

A. About --

Q. Pardon me?

A. Yes. About what happened.

Q. Did he also tell his family about EG?

A. Yes. But I don't know about that at this time.

Q. And did he also tell your family about at least his belief that you had an affair with somebody in Vegas?

A. Yes. At the time, but --

Q. And this is also part of this conversation

where you were angry?

A. Yes.

Q. Leading up to that time, before he told your family about EG in June on this tape-recorded conversation --

A. Yes.

Q. -- had you ever had any discussions at all with EG about EG with your family -- with anybody in your family, including your sister?

A. Yes. Not about liking him or anything like that, but just how I thought he was great and showed them -- showed my mom his book so she knew who he was.

Q. Were you ever specifically asked by anybody in your family if there was anything more, if you had stepped out of your marriage with respect to EG, ever asked prior to June by anybody in your family?

A. I don't recall. I'm not sure.

Q. You don't recall ever having asked or answered -- ever having to answer a question by anybody in your family prior to June of 2015 as to whether or not this attraction that you had towards EG, if there was something more?

A. I assume my mom did.

Q. Okay.
A. But I don't remember our conversation.
Q. Right. And if you assume your mom did, then I assume your answer to her at that time was no.
A. Correct.
Q. So you lied to your mom?
A. EG told me do not tell anyone.
Q. I didn't ask that question, did I?
You lied to your mom, did you not?
A. I --
Q. Did you lie to your mom, ma'am?
A. Yes, I did.
Q. Okay. You're saying it because -- it's because EG told you not to tell anybody, but you certainly didn't follow that same advice instruction when you told your friend -- redacted. Would that be correct -- or your friend --
A. I was --
Q. -- redacted?
A. -- petrified, and I hoped that they were not going to tell anybody.
Q. Well, did you think your mom was going to tell anybody?
A. Yes. I felt she might. I felt she would

be extremely angry and do something about it.

Q. So that's the reason you lied to your mom?

A. Yes.

Q. Anybody else in your family that caused this anger outburst in June, when PS went behind your back and told them. Anybody else your family that you lied to?

A. The whole family. I'm so close to them.

Q. So you lied to your whole family?

A. Oh, no. I hadn't talked to any one of them about it. I hadn't told anyone.

Q. Now -- and this is when you were on your solo vacation in Arizona; right?

A. Right.

Q. Where you met the French guy; right?

A. Uh-huh.

Q. And you actually share, both before and during your relationship with EG, you had shared a lot of information, would you not, some of your personal thoughts, desires, things of nature; right?

A. Not necessarily before this. I mean, except for the stuff about our lives, me going to school, stuff like that. Things that we liked -- books -- whatever.

Q. During this June period of time that we're

talking about, now that I've refreshed your recollection, do you recall where this conversation took place where you experienced this rage towards him?

A. I was in the hotel.

Q. You were in what hotel?

A. I was in the hotel in Tucson.

Q. Okay. So this was a telephone call?

A. Yes.

Q. And he was home?

A. Correct.

Q. And the kids were home?

A. Yes.

Q. So he -- so was he -- do you know whether he was speaking in front of the kids or not?

A. I have no clue.

Q. Were you actively seeking a divorce at this time?

A. Yes.

Q. Do you believe that PS was basically building a divorce file against you?

A. I -- that would be fair.

MR. BARNES: And here's where we're going to have that redaction discussion through the end of page 152, starting again on page 135.

A. In Tucson my mom and sister called me, yelling at me that they were upset that PS sat them down and told --

MR. BARNES: Do you guys want to switch or --

MR. AUSTIN: I don't care. I can switch or I can not switch.

MR. BARNES: Really, any time you want to switch, just say so, and we'll flip over to the next -- we'll move down, but ...

MR. AUSTIN: We've built a rapport.

Page 153, line 4.

Q. Okay. So let's back up. So in Tucson, they were yelling at you because now they've learned, and your mom specifically learned, that your attraction with EG was more than just from afar, that it was physical, at least according to PS; right?

A. She --

Q. Yes?

A. Yes.

Q. And when you had that conversation and you were confronted by your mom on the telephone, you then again lied to her; right?

A. No, I did not.

Q. Well, you've spent your entire life telling your mom and your family that PS is crazy and obsessed and accusing you of everything under the sun for no reason; right?

A. Correct.

Q. So it would be fair to assume that they would have believed that because that's the foundation that they were working on?

A. No. I had not -- my family had no clue, other than my sister, who saw it firsthand, that there was real issues until the very end, other than what they saw from him.

Q. So this conversation, now that I've refreshed your recollection, was face to face?

A. I would assume then, yes.

Q. And we've talked about the rage and anger that you were displaying in this conversation?

A. Correct.

MR. BARNES: I'm really sensitive to what's on line 11, and that's why I'm also sensitive to what was on the previous page because of their presence. So line 11, the fourth word of the sentence is -- that's my concern here; that's my concern on the other two pages.

MR. AUSTIN: What do you want to do?

MR. BARNES: I -- let's skip to line 20.

MR. AUSTIN: Okay. We'll redact lines 11 through 19, and then we'll begin with the questions starting on line 20.

Q. In that same conversation, he talked about the fact that, again, where you were obviously upset that he told your parents, and you remember most of that conversation; right?

A. Yes.

Q. And he essentially responded. You said you -- you believe he was doing it out of spite; right?

A. Yes.

Q. And that was part of his MO, to do things out of spite towards you; right?

A. That's how I felt, yes.

Q. And at that point, when you said that, he said, "I was standing up for myself and what seemed to be a moment of another bit of manipulation from you. You emotionally blackmailed me; you really did."

So he's accusing you of emotionally blackmailing him. Do you have any idea what he's talking about?

A. No, I have no clue.

Q. Was that a common theme, where he would accuse you of emotionally blackmailing him?

A. No. I have no clue what that is. I don't know what he's referring to.

Q. But you heard those words; right?

A. Right now, I have no clue. Does he explain it?

Q. Well, you respond by saying, Are you kidding me, because that's what you did to me. That's exactly what you said. You did this or else. You do -- who the F is -- is ever going to do that for you, PS?

What were you talking about? Because now he's saying, no, that you were blackmailing him.

A. Yeah, I have no clue.

Q. You do this or no else. You have no clue?

A. I really don't.

Q. You have no clue what he was saying you have to do that you felt like you were being blackmailed?

A. I really have no clue.

Q. But you guys were throwing around the word "blackmail" in the course of your marriage, are you not?

A. I guess so. I mean ...

Q. I mean, they're here. We can play it; right?

A. Sure.

Q. So there's some sort of a theme in your marriage where when you would get into these raging arguments, that you would accuse each other of blackmailing each other, emotionally, at least. Yes?

A. I have no recollection of it.

Q. My understanding --

A. So it was not -- so it was not a theme, because I don't remember it at all.

Q. Well, I say -- I understand you don't have a recollection.

But you -- you hear the words; right?

A. Correct.

Q. And you can't tell me as you sit here today that either one of you are referring to when you're talking about emotionally blackmailing each other?

A. I have no clue.

Q. No clue?

A. Truly, I have no clue.

Q. With respect to this trip in Arizona with the French guy, you were involved with EG at that

time; right?

A. Correct.

Q. And do you recall FaceTiming EG during that time?

A. Yes.

Q. Do you recall posing naked for him during a FaceTime?

A. No, not naked.

Q. Pardon me?

A. I said, no, not naked. No, I don't recall.

Q. Are you saying it didn't happen?

A. I'm saying I don't recall that, no.

Q. So you're not denying it?

A. I don't believe I was naked, no.

Q. Well, if you don't recall it, you can't say one way or the other.

A. I don't recall.

Q. So by not recalling it, it's possible that you did FaceTime with EG and you were naked?

A. I don't recall. I know that we FaceTimed, but, no, I don't recall.

Q. Again, by not recalling, you're not saying it didn't happen, yes?

A. I'm saying I don't recall, yes.

Q. Well, how many times have you FaceTimed naked?

A. None that I recall.

Q. So if you FaceTimed with EG naked, that would be something that you would recall; right?

A. Correct.

Q. You were still interested in him at that time; correct?

A. Correct.

Q. At least according to your story, you claim that he had seen you naked previously; right?

A. Correct.

Q. You were still involved with him; correct?

A. Correct.

Q. You still planned to see him when you got back from Arizona?

A. I believe so, yes.

Q. So it wouldn't be out of the question that you would have FaceTimed naked?

A. Not naked.

Q. Well, wearing what? Topless?

A. To my recollection, I believe what you're referring to, I was wearing a robe.

Q. And did you expose yourselves?

A. No, not fully. Not -- not that I recall,

no.

Q. Not fully?

A. Correct.

Q. Well, you seem as we're having this conversation, you're recalling more and more. Do you see how that's going?

A. Well, no. I just answered your specific question about was I naked.

Q. Did you expose yourself by opening the robe so that he would see you in a state of nudity or partial nudity at that time in Arizona?

A. I would say partial nudity, yes.

Q. And in Arizona, when you exposed yourself in a state of partial nudity, describe in detail, if you would, as to what you mean.

A. I mean, I was alone in a hotel room.

Q. Again, that's not my question.

A. Okay.

Q. I'm asking you to describe how you exposed yourself at that time in that hotel room.

A. As I recall, we were FaceTiming. He asked -- because I was getting ready, he asked if he could see me.

Q. And you complied?

A. To some extent, from what I remember, yes.

To some extent, but, no, I wasn't sitting there just naked.

Q. So you opened your robe; fair enough?

A. Fair enough. To some extent, yes.

Q. Okay. And when you opened your robe, you didn't have any clothing on underneath. Again, fair enough?

A. I'm not sure.

Q. Don't know. Well, if you opened up your robe and you didn't have your clothes on, that would be partial nudity, would it not? Your arms would have been --

A. I had undergarments, correct.

Q. You don't -- you can't even say that, can you?

A. I don't remember specifically.

Q. Okay.

A. But I remember FaceTiming him and -- yeah.

Q. And showing him a portion of your body?

A. Correct.

Q. Nude?

A. Or semi-nude.

Q. Okay. And, incidentally, you wouldn't have known where EG was when he was receiving that image?

A. I knew that he was somewhere close enough that he wanted me to come see him, and I refused to, so I don't know.

Q. Okay.

A. Arizona, I assume, somewhere.

Q. Somewhere in Arizona; right?

A. Uh-huh.

Q. And this was in the solo vacation that you described as phenomenal?

A. Yes.

Q. And while you were involved with EG, that's when you met this individual from Arizona; correct?

A. Well, from France, yes.

Q. And you had a relationship with him; fair enough?

A. No, that's not fair enough.

Q. You didn't tell EG that you had slept with him?

A. No. I did not sleep with him.

Q. Had you had any sexual relationships with him?

A. I kissed him once in the car.

Q. That's it?

A. I swear.

Q. And you -- I didn't ask you to swear. You already have sworn. This whole testimony is under oath, okay?

A. Yes.

Q. You don't have to swear again if you're telling me the truth; right?

A. Correct.

Q. For emphasis or otherwise.

A. Correct.

Q. You didn't tell him that you had sex with this individual. You didn't tell EG that?

A. No, I did not.

Q. Did this gentleman from Arizona come to see you?

A. Not to see me. He -- his company brought him here that following week. I took him to dinner with some friends, anyway.

Q. Did you ever see him alone when he was in St. Louis?

A. No. Other than in the car that day or whenever he walked me to my car.

Q. At one point you tell PS that you described yourself as a coward. Do you remember that?

A. I believe I -- I know what you're talking

to or about.

Q. You believe you do or you don't?

A. I believe I know what you're talking about.

Q. Okay. Well, why would you have done that? What did that mean -- what did you mean by that?

A. Because I shouldn't have gone to EG's day. I felt I should have stuck with going through everything I was going through with PS first and not gotten involved.

Q. So the only reason you would have said that is because you felt you shouldn't have gone to PS's -- I mean to -- I mean, not PS's -- you shouldn't have gone to EG's at all?

A. Correct.

Q. The context that I was looking at is when he was trying to get you to essentially 'fess up in the car. Do you recall that?

A. Correct.

Q. And he told you that he knew for sure that you were lying to him; right?

A. Correct.

Q. And, in fact, you had been -- we'll just put that out there; right?

A. Yes.

Q. And you said, I -- he says, I deserve to know. I -- I knew that I was being lied to. I knew that you were lying to me. Your response: I couldn't go anywhere with it. He said, Stop. I understand -- I understand, but I'm not the coward that when I lie I make sense of it by apologizing. Do you recall that?

A. Yes.

Q. So he is saying when he lies he apologizes?

A. Yes.

Q. And you respond by saying, I'm a coward?

A. Correct.

Q. Well, that doesn't mean you're a coward for going there in the first instance.

A. I didn't recall exactly what we were talking about.

Q. That means that you're saying you're a coward because why you couldn't apologize?

A. I did apologize, but --

Q. But not in this conversation?

A. No. I did apologize.

Q. But not in -- not in this context?

A. No. I did many times, but before that point, I was referring to -- no. I hadn't 'fessed

up to him. I hadn't told him yet, and I just shouldn't have done it.

Q. You know, I just want to -- so just to get the timeline down again -- and we're going to go -- we're going to walk through this, but around the 6th to 8th of March, that's when you -- that's when EG resurfaces; right?

A. Correct.

Q. And we're going to talk about this, but that's when you cut his hair again after about a five-month layoff?

A. Yes.

Q. And then there's -- we're going to talk about what happened on the 14th when there was a conversation, maybe a meeting; right?

A. Correct.

Q. And you were smitten with EG? That's an old-school term, but you know what it means; right?

A. Yes.

Q. Because on the 20th -- redacted -- you tell him you want a divorce?

A. Correct.

Q. You were serious, were you not? I mean, that's not something you joke about.

A. Right. That was an conversation that had

continually come up since the beginning of our separation.

Q. I get it, but just to be sure --

A. Right.

Q. And you're certain it was on the 20th -- redacted -- that you said you wanted a divorce; right?

A. Correct.

Q. And timing-wise, that just happened to be when you were making plans or establishing plans that you were going to see EG on the 21st; correct?

A. My husband kept bringing it up. That was every single day. You need to say the words. You have to say you actually want a divorce.

Q. Okay. So --

A. But at this time, he was staying at his brother's house.

Q. Ma'am, now that you've answered --

A. Sure.

Q. -- apparently the question you wanted to, try mine.

A. Sure.

Q. All right. Timing-wise you tell him you want a divorce on the 20th, yes?

A. Yes.

Q. And --

A. He asked me, I guess, is my point. I didn't come home and just tell him that.

Q. But you weren't kidding, were you? You said you wanted a divorce.

A. I wasn't kidding, no.

Q. And on the 21st was when you knew you were going to meet EG at his house?

A. Correct.

Q. Just to go through the timing; right?

A. Correct.

Q. And with respect to that, I'm curious, because I think according to you, he had been a client for approximately a year.

A. Or a little longer, yeah.

Q. I think you told Tisaby two years prior. Was it a year or two years?

A. I'm not exactly sure. I know that it was in between about year and a half, two years.

Q. Did -- do you know or have any reason why PS would say that, that you met him in 2011 and had been a client or a customer since that time?

A. I have no clue. I don't -- I'm not positive how long he was my client. You could ask him. I'm not sure.

Q. But you know it wasn't from 2011. That would be five years?

A. Yeah, I don't think so, no. I think it was a couple of years. Yeah, a year or two years -- to two years.

Q. And I think in describing how you felt about him, EG instantly -- I think you described as having a big crush on him; right?

A. Correct.

Q. Would that be fair?

A. Yes. After the appointments, yes.

Q. I think in -- in response to your conversation with PS, you said, so -- yes. I met EG a year ago, and I instantly had a big crush on him. It would help if you would look at me. Do you recall that?

A. Yeah.

Q. Does that refresh your recollection?

A. Uh-huh.

Q. So when you said about a year, is that about right?

A. Yeah. I would say.

Q. And when you talk about a big crush, I mean, it was a seriously big crush, right, you were enamored?

A. Yes. I thought highly of him.
Q. Well, thinking highly of someone is different than having a crush on somebody; right?
A. It could have been, yes.
Q. You're old enough to know what a crush means; right? Yes?
A. Yes. I would say I had a crush on him.
Q. A crush means that you're looking at a person in a sexual sense or an attractive sense; right?
A. I would say in an attractive sense, yes.
Q. And it caused you almost -- well, it caused you, I think you said, to be feeling insanely guilty?
A. Yes.
Q. And so much so that you had this crush that you actually couldn't stop your brain?
A. Yes. After he hit on me, that's what I was referring to, those -- those couple of weeks leading up to that were extremely difficult.
Q. Are you saying he hit on you and flirted with you at the very beginning?
A. He did to some extent, but I'm not -- I'm not talking about that, actually. I'm talking about when he put his hand on my leg, when it was blatant.

Q. But that's not what you told your husband, just to rephrase it. You said, I met EG a year ago, and I instantly had a big crush on him.

A. Correct.

Q. Okay. So that would imply at first sight you met him, and you instantly had a big crush. Am I reading that wrong?

A. Well, by "instantly," I mean within the first couple of times that I saw him, yes.

Q. Okay. Right. And that's how you felt just as soon as you saw him; right?

A. Not as soon as I saw him, but, yes, after I got to know him a little bit.

Q. Okay.

A. Yes.

Q. And, I mean, incidentally, I want to ask you this: I'm not trying to delve, but that's what we do in depositions. At one point PS says he's concerned that you're going to hurt yourself. Do you recall that?

A. No, I don't recall what.

Q. Where he actually looks at you and says, Are you going to hurt yourself?

A. No.

Q. Towards the end of the conversation he's

taping, and you say, I'm sorry for everything; yeah, me too -- redacted -- there's something I need to know. I need to know you're not going to hurt yourself. I don't want to make this to become overwhelming and you do something rash. Do you recall that?

A. No. Not at all.

Q. Have ever indicated to him that you were suicidal?

A. Never.

Q. Or had thoughts of hurting yourself?

A. Never.

Q. Have you ever attempted suicide?

A. Never.

Q. So you have no idea why your husband would have said --

A. Not me.

Q. Pardon me? Where he would have looked at you at the end of that conversation and had concerns about you hurting yourself?

A. He's had those thoughts, so maybe it was --

Q. Projecting?

A. Projecting sort of thing. No, I have not had that thought.

Q. But you responded by just saying, Seriously; right? You didn't respond by saying, Are you crazy or anything like that?

A. I probably said, Seriously? I haven't heard it.

Q. So when you first started seeing him within that year, you would be seeing him, what, like, once every three weeks or so for the regular haircut?

A. Correct.

Q. And as you said, you instantly had this crush; right?

A. Right.

Q. Okay. And then he doesn't book for five months.

A. Correct.

Q. And, incidentally, during this time that you had this big crush on him --

A. Yeah.

Q. -- he never flirted with you?

A. He did but not in a -- not in a blatant way, not in a way that I thought was disrespectful or rude at all.

Q. Well, a lot of -- I'm sorry -- a lot of customers, especially male clients, it wouldn't be

unusual for them to compliment you. Hey, you look pretty; I like your hair; I like your outfit; right?

A. Correct.

Q. That wouldn't be considered flirting, would it?

A. No. Not blatant flirting.

Q. Okay. And there would be no reason why you would have, out of all of the things that you're telling PS in that conversation, there would have been no reason why would you have lied to him about whether or not EG ever flirted with you. Would there have been initially?

A. No. Right.

Q. Okay.

A. It wasn't ever blatant.

Q. Okay.

A. Yeah.

Q. So when you said to him that you initially had this, that you used the words "initially" because -- or instant because that's how you felt; right?

A. Yeah. I mean, I think I was generalizing after.

Q. And you talk about the fact that what attracted you, his personality, that he was

motivating, that he did charitable work, all of these things that you learned; right?

A. Correct.

Q. That he was an author. You read his books; right -- or looked at his books?

A. Yes.

Q. You went on to say that he never flirted with me, other than complimenting me a couple of times. Is that a true statement?

A. Yes.

Q. Okay.

A. Nothing blatant.

Q. Well, you didn't say "blatant," did you? I know you're saying it today, but I'm just going back in time when you were addressing your husband. You use the word, "He never flirted with me other than complimenting me a couple of times"; right? You chose the words "he never flirted with me." Am I misreading it?

A. I chose that then, but I'm just saying he never blatantly did.

Q. I understand that's what you're saying.

A. He brought me in books when he wasn't getting a haircut. That's kind of -- that's kind of flirting, because I didn't ask for the books, or he

would -- I feel like, in a sense, yes, he was enough to where --

Q. Well, let's put it this way --

A. I didn't think he didn't like me at all; it's not that.

Q. Well, he was going to you --

A. He was just never blatant. He was never rude.

Q. Okay. He was going to you --

A. Yeah.

Q. -- as a stylist?

A. Yes. But he also -- I mean, you can just tell if somebody is attracted to you.

Q. Let's just put it this way: As of March 24th of 2015, you made the statement, "He never flirted with me" because that's what you believed at that time, when you were saying it to your husband, PS. Yes?

A. I believe he never blatantly flirted with me or was out of line.

Q. I'm not going to go back and forth. I understand that's what you're saying today, but those are the words you chose back in March; fair enough?

A. Those are the words I chose.

Q. Okay. Fair enough.
Now, he -- he disappears essentially; right?
A. Correct.
Q. And he disappears for approximately five months; right?
A. Yes.
Q. When he returns -- and, incidentally, by March, when did -- when did PS actually move out?
A. It was the very beginning of March.
Q. The beginning of March?
A. Yes.
Q. Okay. So --
A. In with his brother, but then he got the apartment in April.
Q. Okay. So he moves out the beginning of March, and then all of a sudden you look, and there's EG back on your books; right?
A. Correct.
Q. And you paid attention to that; right?
A. I noticed it, I know, the day before, because when I came in that morning, I was aware.
Q. Well, when you saw him on your books --
A. Yes.
Q. -- I think you described your reaction as

extremely nervous.

A. Yes.

Q. Now, you don't get nervous every time somebody makes an appointment; right?

A. No.

Q. And you don't get nervous when these other customers that you referred to during the four years where you had these horrible feelings that you couldn't contain, that you didn't get particularly nervous when they scheduled, did you?

A. Not particularly, no.

Q. EG -- EG was different for you, was he not?

A. Yes.

Q. And, in fact, I think you made a statement that you thought he was the perfect man?

A. I did in many ways, yes, but I was also extra nervous, too, because it had been that chunk of time where I didn't know why he didn't come in.

Q. Well, you were sort of nervous that that morning in anticipation that you were literally shaking?

A. Yes.

Q. That's how much anticipation you had; right?

A. Yes. Or I just felt -- I felt -- oh --
Q. And you were wondering, I think -- well, what you told the grand jury is that you surmised that the reason you believed he hadn't come in is because he had previously flirted with you.
A. Yes.
Q. But he hadn't, according to what you told your -- told PS -- what you told PS.
A. Well, just --
Q. You specifically said he had never flirted with you.
A. Well, it wasn't blatant. It was this --
Q. Well, I understand you're using the word "blatant" now.
A. Correct.
Q. But previously you told PS that he had never flirted with you during that period of time you were cutting his hair.
A. Right.
Q. That's what you said.
A. Well, I'm -- I'm referring to -- and even then I was referring to he had not blatantly put it out there.
Q. You would agree with me that what you told the grand jury is different, that you believed he

hadn't come in because he had been flirting with you. You would believe that is a different statement than what you said to him and said to PS?

A. I believe it's more of a statement.

Q. Indifferent?

A. The added to, yes.

Q. And had your instant crush on him subsided, or did you still have a big crush on him?

A. I still had a crush on him, yes.

Q. And, in fact, I -- I think you -- you actually mentioned to your coworkers that he had not come in; right?

A. Correct.

Q. That's because how you felt about him?

A. Yes.

Q. So my coworker sitting next to me knew who he was because she also did one of his family members' hair and commented, Where the heck has he been, because she also knew who he was. And I said to her, I don't know. I don't know. He was having a baby. I don't know if he feels weird about -- he kind of flirted with me, so that was it. It was just really that -- that coworker in particular, because she knew who he was, so ...

Q. So you don't notice all your customers

that take time off, do you?

A. Most of them, I do.

Q. So when he comes in that morning, I understand -- understand the way you described was that he was -- you were shaking almost uncontrollably?

A. Yes.

Q. So much so that EG arrives and said you must not have eaten anything; right?

A. Correct.

Q. And you sort of told a white lie to him that you had; that's correct?

A. Correct.

Q. And, essentially, basically, it starts off by him just complimenting you and why you look so good, that you've been doing CrossFit and things of that nature; right?

A. Yeah. Well, he ran across the street to get me that stuff, yeah -- yes.

Q. And you sort of instantly go into some of the things that you've been -- going on with him, right, or with -- with you about your vacation with your husband and that your husband is controlling?

A. Oh, no. That was the time before. That time I told him nothing about my husband, nothing,

because I knew that was a very vulnerable place, so I -- I just didn't talk about it. I was still wearing my rings. I didn't talk about it.

Q. So when you told EG about the controllingness when he was in the gym, that he followed you to the gym and that you mentioned the vacation, that wasn't on that March -- that first visit in March, March 6 or 7?

A. Correct. That was five months prior or whatever.

Q. It wouldn't be unusual as you developed a relationship with EG, like most, I would assume, stylists, in particularly with you and EG, that you would share information; right? That you would talk?

A. Talk, for sure, yes.

Q. And talk about sometimes personal stuff; right?

A. Maybe personal. Not necessarily intimate, but definitely personal.

Q. Talk about likes and dislikes?

A. Yes.

Q. Talk about relationships?

A. Not necessarily. We -- he and I really didn't. EG and I really didn't, but, yes, with some

of my clients.

Q. Well, timing-wise, that February -- specifically, February 12th and 13th of 2015, the -- the movie Fifty Shades came out -- Fifty Shades of Grey.

A. Correct.

Q. And you're aware of that; right?

A. Yes.

Q. Did you see the movie?

A. Yes.

Q. Did you talk to EG about it?

A. Not that I recall, no.

Q. It's possible, though; right?

A. It's possible, but I don't remember it, no.

Q. It's possible that you expressed your opinions about the movie, your likes or dislikes, what you thought about it, whether it turned you on or not?

A. It's possible, but I don't recall that, no.

Q. Well, you're not saying it didn't happen; right?

A. I'm saying I don't recall.

Q. Okay.

A. That conversation, no.
Q. So by not recalling it, that's different than saying, no, it didn't happen. Would you agree with that?
A. Correct.
Q. Okay. So you certainly saw the movie. Did you see it with a group of girls when it first came out, as I -- I mean, I may be wrong, but that's how, typically --
A. No. I don't remember.
Q. Do you recall who you saw it with?
A. No, I don't, actually.
Q. Do you recall whether you saw it with PS?
A. I could have. I don't remember.
Q. Or you could have seen it with girlfriends; right?
A. Yeah. I -- I don't remember.
Q. And fair to say it was a topic of conversation in the shop, probably, because a lot of people were talking about it; right?
A. I believe at that -- I don't know. I don't remember, but I believe so, yes. I know it was a popular thing.
Q. Okay. And you think you may have talked about it with EG; right?

A. I -- I really don't recall talking about it with him, but ...

Q. But it's possible?

A. I really don't recall.

Q. My question is, is it possible?

A. It's possible.

Q. Okay.

A. I just don't recall the conversation.

Q. And is it possible you talked to him about your opinions about that movie. What did you think about it? How did you feel about it?

A. I could have, right.

Q. You could have; right?

A. I don't know.

Q. Again, possible; right?

A. I don't know.

Q. Could you talk -- could you have talked to him about whether or not something like that -- like what -- the content of that movie, whether you found that to be a turn-on, whether you found that enticing or attractive?

A. I would not have talked to him about that in the salon, no.

Q. Well, you have some privacy in the salon, don't you?

A. Not really there, no.
Q. In that conversation that you had with PS in the car, incidentally, do you recall talking to EG about potentially whether or not you felt the Fifty Shades content or subject matter was a turn-on somewhere else other than the salon?
A. I don't recall a conversation with him about it in general.
Q. But you're not saying it didn't happen?
A. Right.
Q. Okay.
A. I'm saying I don't remember.
Q. Because something else caught my attention. Because as you were describing the situation to PS, you say, I'm so sorry. Like, I don't even know, PS. I was just -- I was just wanting so bad to get rid of all my thoughts, I thought that would do it.
First of all, let's stop there. So you're saying your thoughts about EG were so overwhelming that the only way you could extricate yourself from those thoughts was to meet him on the 21st? Is that what you're saying?
A. To have a conversation, yes.
Q. To have -- I get that. We'll get there.

But that's what -- your thought, that the only way you were going to get rid of these horrible thoughts, as you described them --

A. Correct.

Q. -- that you couldn't get your brain to stop thinking about it; right? That's what -- that's how you've described it.

A. Right. During this --

Q. You described it as --

A. After he -- yes. During that chunk of time. That is what I was referring to. He hit on me, and those next couple of weeks were, you know, a brain (gesture).

Q. You just made an expression that the video can pick up, but what you're saying is --

A. I'm sorry.

Q. -- you've had the problem in the past that you've described over four years where you can't even control your brain and how you think about sometimes other men and being attracted; right?

A. No, I have not said that.

Q. You said you --

A. I could control my brain, right. What I had said was in the past, me finding other men attractive, I felt that was wrong. I felt that was

wrong. To me, those were horrible thoughts.

Q. You described it as your brain actually going insane; correct?

A. I'm not sure what you're referring to.

Q. You're describing that you instantly had a big crush on him.

A. Correct.

Q. You said -- and we went over this -- and he never flirted with me other than he complimented me. That's what you said. Then you said, meanwhile, I did develop a big crush, and I felt insanely guilty.

A. Correct.

Q. I couldn't stop my brain. I don't know about you, but I can't control my brain as much as I would like to. That's the worst aspect of me. It's been that way since I was a kid. I just can't stop it. Whenever I don't want to think, it does. Does that refresh your recollection of how you described it?

A. Yes.

Q. That's a pretty intense feeling you were having; right?

A. Well, I think prior to this --

Q. Well, this is referring --

A. Right.
Q. -- to you instantly having a big crush.
A. Right. But that wasn't a constant thing. I have -- I have a ton of stuff in my life. It's not like EG is on my brain all the time.
Q. I'm not saying that you just thought about him all the time; I'm going over how you described it, and I specifically said you described it in such a way that you couldn't even control your brain. That's what you said; right?
A. Right. And --
Q. Okay. And that these thoughts were almost overwhelming, were they not?
A. I'm assuming at times, you know, that's how I felt. Like I said, I have a million things going on in my life, so that wasn't the only thing on my mind.
Q. And when you were talking about your involvement with this Fifty Shades of Grey, did you read the book or just saw the movie?
A. I read the book, too.
Q. All right. So you're particularly interested in it; right?
A. Me and most women, yes.
Q. I'm not saying you were on an island; I'm

just saying you read the book. When did you read the book?

A. Prior to the movie coming out, so I'm not sure.

Q. Okay. So within 2015?

A. Correct.

Q. Okay. Did you read -- have you read all three books?

A. I believe so, yes.

Q. Have you seen all three movies?

A. No, I have not.

Q. Two movies?

A. I think just the first one.

Q. But you've read all three books?

A. Yes.

Q. And at some point when you're telling PS that you can't get rid of all these thought, he responds by saying, A woman who was raped and blackmailed Fifty-Shades-of-Grey style, how F'ng poetic, and you never came. How long does it -- what do you mean? Like, 30 minutes in the morning and then I don't know how long -- how long I was there -- 45 minutes. Do you recall that?

A. Yes.

Q. So do you know what -- when somebody

refers to the term "poetic," have you used that term before?

A. Not necessarily.

Q. Do you know what it means?

A. I believe so.

Q. Have you ever used a term like "poetic justice"?

A. No.

Q. Do you know what that means?

A. Can you tell me what it means?

Q. Well, like -- it's almost -- there's a sense of irony that something happens to somebody in such a way, in such a fashion that's almost, like predetermined or predestined.

A. Right. So you're saying that that was referring to something else?

Q. Well, I -- I wasn't in this conversation; you were.

A. Yeah.

Q. So what I'm asking is, your husband, PS, is saying a woman who was raped and blackmailed Fifty-Shades-of-Grey style, how F'ing poetic. Do you recall him saying that to you?

A. Kind of, yes.

Q. So was Fifty-Shades-of-Grey style

something that you and PS engaged in at times?

A. No, we did not.

Q. That comment, I'm assuming, was referring to -- that was the talk amongst women. Other wives, girlfriends, whatever, and men, including my husband were -- didn't like that, per se.

Q. Didn't like it?

A. Right.

Q. Had you expressed to your husband how you felt, how you were turned on by it? Is that what he was referring to when he said Fifty Greys -- "Fifty-Shades-of-Grey style; how poetic"?

A. No.

Q. Had you discussed with him that you actually thought it was -- that that was a turn-on?

A. No.

Q. A sexual turn-on?

A. No. But he knew I read the books. I think it was really that this was super relevant. This was everywhere, and something like that happened to me and went wrong.

Q. When he came in that day, I think you had -- let me back up.

Are you saying that on that first visit in early March -- I think the 7th was a Sunday, so I

guess we can assume it was the 6th or the 7th; right?

A. Correct. Maybe the 5th or 6th, yeah.

Q. And, incidentally, if -- if you're saying you weren't particularly attracted or turned on by these books -- these novels, why would you have read all three? Why wouldn't you just quit at one?

A. I haven't said I wasn't. I'm not saying I didn't like the books. I liked the books.

Q. Did you like the content?

A. Sure. Some of it, sure.

Q. Did you find it stimulating?

A. Sure. Some of it.

Q. Did you find it attractive?

A. Some of it.

Q. Did you find it to be a turn-on?

A. Sure. Some of it.

Q. Now, when he came in that first day, is it your testimony you didn't talk to him at all about your husband or his -- his insecurities?

A. Correct.

Q. Not a word?

A. Not that day, I did not.

Q. So it would have been unusual for him to have commented that he would have been surprised by

the type of man that you're with, that he would have expected you to be with a really tall or confident and handsome man?

A. No. That was the time before. That was in August. That -- all of that conversation happened in August or whenever that was -- that he didn't come in for a chunk of time.

Q. So that was in August when you said that you described your husband as sort of a small guy and he was an artist and he's not very secure.

A. Correct.

Q. And that's when you took EG's action by standing up next to you as some -- as actually some sort of -- showing that he's taller or something?

A. Correct.

Q. But he never said that to you; right?

A. I don't believe so.

Q. He -- that was just an assumption you made?

A. Correct.

Q. And I just want to be -- I just want to be certain again. Have you never read your grand jury testimony?

A. No, I have not.

Q. Never?

A. No, I have not.
Q. Has anybody provided it to you?
A. No. I haven't seen it.
Q. Have you ever had a copy of it?
A. No.
Q. So the only thing you've been provided to you was the copy of the conversation you had with PS?
A. Correct.
Q. And you maintained possession of that?
A. No. I don't have it.
Q. Who provided it?
A. I think I might have -- that in e-mail form.
Q. Who provided that to you?
A. My attorney.
Q. So I think we covered how you were feeling towards EG when he came in; right?
A. Correct.
Q. I mean, there was some serious physical attraction.
A. Just attraction in general, yeah.
Q. I mean, again --
A. I --
Q. -- you were visibly shaking; right?

A. Correct.
Q. And then you shampooed him, and this is when you say that he touched your leg; right?
A. Correct.
Q. Now, tell me how long it takes to go through this process of shampooing.
A. Probably five minutes.
Q. And you were sharing with him, certainly, information that was going on in your life, like what you were doing at school, your professor, something of that nature; right?
A. Correct.
Q. And you said at that point you started to feel his hand on your leg?
A. Correct.
Q. You knew he was coming in that morning; right?
A. Correct.
Q. And do we know whether it was a -- do you know what time he had came in?
A. It was morning. He was my first client.
Q. Early morning?
A. I'm not sure because -- if it was a Friday, it would have been ten. If it was a Saturday, it would have been eight, so I'm not sure.

Q. When you were getting dressed they did, you keep in mind that he was coming in that day, you knew it?

A. I could have. But we have a uniform, so -- we have a T-shirt and pants.

Q. A T-shirt and pants?

A. Yes.

Q. What kind of pants?

A. Just black pants.

Q. Everybody is dressed in the same outfit?

A. Similar, yes.

Q. Did you pay attention to the way you looked that morning, other than -- as opposed to other mornings?

A. I'm sure I did to some extent or ...

Q. Right. Well, I mean --

A. I had to anyways. As a hairstylist, you have to do your hair. You have to do your makeup.

Q. Right. As a hairstylist, that has to do with their hair and makeup, and you know that this guy that you have a big crush, that you're visibly shaking and thinking about, almost to the point where your brain can't control it, you may pay particular attention to it; right?

A. Sure.

Q. And as he sat down at the shampoo bowl, you're stating that he then starts to caress -- rub your leg; right?

A. Correct. Correct.

Q. And at first I think you said you ignored it.

A. Correct.

Q. And according to you, you claim that he eventually works his way up to your crotch.

A. Correct.

Q. Now, does he actually touch your crotch -- your vagina?

A. He touched on the outside, yes.

Q. You had pants on?

A. Yes.

Q. How long of a period of time did he keep it there?

A. Zero seconds. I backed up then.

Q. How long had he been on your leg before you took any action during this five-minute shampooing?

A. It was at the ended of the shampoo. So I was finished shampooing, and I was standing next to him still talking, but he was lying back. Maybe -- I don't know -- a few seconds. It wasn't lasting

the whole time, I guess.

Q. And tell me again what you claim your response was.

A. To him?

Q. Right.

A. What are you doing? And he just looked up at me and kind of shrugged his shoulders like, I don't know.

Q. What are you doing or Whoa, what are you doing? Anything like that?

A. Something to that effect, yes.

Q. Did you say to him or is it possible you said, You're driving me crazy?

A. No.

Q. You've had situations in the past where your shop -- where you had to terminate clients, did you not -- have you not?

A. We have.

Q. Okay. And, certainly, was that an option?

A. Correct.

Q. You could have asked him to leave?

A. Correct.

Q. You could have called security?

A. Correct.

Q. You could have called the police?

A. Correct.
Q. If you felt he touched you inappropriately so that he committed an offense; right?
A. Right.
Q. You didn't do any of those things; right?
A. Right.
Q. This was a man you had an extremely serious attraction to?
A. Yes. I wasn't angry at him for doing this; I was shocked.
Q. And you sure -- are you sure you said -- that you didn't say, you're driving me crazy?
A. Correct.
Q. You're known around -- well, there's been occasions, for instance, around your shop -- your salon that you use curse words; right?
A. Not like -- on occasion. I mean, no, not regularly.
Q. Well, I understand. But isn't one of your running jokes is that if you use you the F word -- if you say the F word, you have said that it was when you were horny?
A. Never. I have no clue what you're talking about.
MR. BARNES: The next series -- I think

Representative Austin was wearing down at the end.

MR. AUSTIN: No, no.

MR. BARNES: Do we want to take a short break while they're printing those?

Ten minutes again.

(A recess was taken.)

MR. BARNES: We are back from recess. We left off with -- the two gentlemen to the left here just went through a hundred pages. Representative Trent has got to skip one of his times. We're going to go back to the 20-page increments. The plan is to do the next 100 pages and then to call it a night.

So.

MR. RAZER: There is an overlap.

MR. BARNES: The first two lines of 201.

MR. TRENT: The first page is 101 and the last page is 200, so I believe starting on page -- page 200, line 25.

Are we ready to proceed, Mr. Chairman?

MR. BARNES: I am ready if you are ready.

MR. TRENT: All right.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by

Representative Curtis Trent and Representative Greg Razer.)

Q. Have your coworkers ever said anything to the effect that when you use the word -- expletive -- that means you're -- expletive?

A. I have no clue what you're talking about.

Q. Have your coworkers ever suggested to you in response to something that you've said or something that you've expressed or a word that you used that they would have said, Hey, you should call EG -- EG?

A. I have no clue what you're talking about.

Q. Did you respond to them at that point, or do you believe you responded to him when you claim that he touched your -- expletive -- in a way that you just described, that you said, is that why you have not come here?

A. Yes. But not in that moment. We went back to my chair while -- where I was drying his hair, and that's -- I kind of looked at him in the mirror and said that quietly in the mirror, and he just said, I don't know, maybe.

Q. Now, you relayed this information to PS, did you not?

A. I'm not sure if I did or not.

Q. I think you said at first you ignored it; right?
A. Correct.
Q. When he started touching and caressing your leg.
A. Yes.
Q. You didn't tell him to stop; right?
A. No. Correct. I was shocked. I didn't think it was really happening.
Q. And, in fact, you never told him that he needed to stop?
A. Well, I did. I said, What are you doing, and backed up.
Q. But you never used the words "you need to stop"?
A. I never used those exact words, no.
Q. And so when you told your husband that your response was -- in that conversation that was on the tape that you said, EG, you need to stop, and he said, What, and you said, You need to stop, that would not have been accurate; right? That was sort of, like, an exaggeration to your husband, potentially?
A. I don't know. I could have said something to that effect.

Q. Well, it's a little bit different than you said to the grand jury or just now; right?

A. I honestly didn't read that part, so I don't know. That -- that does kind of sound familiar. I could have said something like that, but I'm positive I said, What are you doing?

Q. Do you know what else you didn't tell your husband during that conversation?

A. What?

Q. That he touched your -- expletive. Why did you leave that out?

A. I'm not sure. Probably because I was telling my husband and this is someone who was upset with me for years for flirting with somebody, so ...

Q. Well, he was upset for years over flirting with customers; right?

A. No.

Q. So he's upset over flirting generally?

A. No. With that guy -- I'm saying in Vegas.

Q. Right?

A. Right.

Q. So when you started to tell your -- your husband and -- and -- and to be sure, and to be certain, the premise of this whole powwow was that -- as is your husband want, as is his practice,

he was -- you knew he was going to ask you every little specific detail; correct?

A. Correct.

Q. That was his rule; correct?

A. Correct.

Q. And you knew that's what you were in for; right?

A. Not necessarily going into this. I knew I had to get this off my chest.

Q. And you specifically did not tell PS anything about him touching anything other than your leg. No mention about the -- expletive?

A. Well, that wasn't intentional, as far as I remember. But it makes sense that I wouldn't want to just say he did this and he did this. I wasn't trying to throw him under the bus.

Q. So you're saying that it wasn't a specific live admonition?

A. Right.

Q. And -- but you had another opportunity to talk to Tisaby; right?

A. Correct.

Q. And you started, and you asked, and -- and you're aware that we took Tisaby's deposition, obviously; right?

A. Yes.
Q. So if Tisaby said in that deposition that in response to him touching your -- expletive -- that you said nothing at all --
A. That was his recollection.
Q. Well, his recollection --
A. Yeah.
Q. -- of a two-hour interview where you're supposed to talk to him; right?
A. Correct.
Q. By the way, did -- did he ask any questions during those two hours, any questions at all?
A. I know he asked me to clarify stuff, but not, like -- what did you mean by -- what did you mean by "questions"? Outside of what I was talking about?
A. Well, no. I mean, I don't -- I'm not asking if he asked you questions about, for instance, what sports team you like. I mean, you were talking about specific events related to EG; right?
A. Correct.
Q. And you talked to the man for two hours or more; right?

A. Around there.
Q. That would be considered a conversation; correct?
A. Truly, it was me explaining the story. He would stop me and say, Can you clarify this, stuff like that.
Q. So it's your recollection is all he said was, Can you clarify?
A. I'm not sure what else, no. I don't remember any other specific conversation or questions at all.
Q. He wouldn't say anything like, What do you mean? What happened next? How did you feel? How did it make you feel? What were you thinking?
A. Possibly.
Q. He didn't ask any of those questions?
A. He might have.
Q. That would certainly make sense; right?
A. Yeah.
Q. That would make more sense than a person speaking nonstop for two hours, wouldn't it?
A. Yes. But I did, really. I told my story.
Q. Well, I get that you told your story.
A. Yeah.
Q. But my question is, in the course of you

telling your story, if the man was asking you questions.

A. Maybe just in that --

Q. In the context?

A. In context, right.

Q. Sure.

A. It wasn't question, answer; question, answer. That's not how it was.

Q. And you can't say why he said that you said nothing after this event that you claimed happened?

A. Well, he recollected it wrong, I guess.

Q. Now, to be certain, you understood him touching you in a way -- in such a way that was sexual in nature; right?

A. Yes. Physical.

Q. There wasn't any doubt about that; right?

A. No. That it was -- that it was physical to me, yes.

Q. And as he left that day, and you had your parting conversation, you were intrigued, were you not?

A. Yes. After he left, for sure.

Q. And all of those thoughts that you were having that -- that caused you to physically shake,

they were in your mind still; right?
A. Well --
Q. This man that you thought was perfect.
A. Right. I don't know exactly what was in my mind, but ...
Q. But certainly you were intrigued; right?
A. Correct.
Q. Fascinated?
A. Not necessarily. I mean, more just -- I wanted to know what -- what this was all about.
Q. You were, what, 32 at the time?
A. Correct.
Q. I mean, you're not naive, are you?
A. It depends on what you mean by that.
Q. Well, you've been in relationships; right?
A. Yes.
Q. You've been out and about in social situations?
A. Correct.
Q. Both as a married and as a -- and a single woman; correct?
A. Correct.
Q. You certainly know well and good what flirtation is, what a come-on is, and what it means to be intrigued by a man, what it means to be

interested; right?

A. Right.

Q. I mean, you believe that EG was the guy -- was this perfect man?

A. I believed he was a really great person, yes.

Q. And your marriage was on the rocks?

A. Correct.

Q. And as your brain that you couldn't control would wander at times, it would wander in a way that you would visualize yourself with him in the future?

A. No. That wasn't part of it; it really wasn't. I'm not that kind of person going ten years in the future or anything like that.

Q. I'm not asking about ten years; I'm asking about just going forward --

A. No.

Q. -- whether or not in your mind if your marriage was truly over.

A. Right.

Q. And you just told the guy you wanted a divorce; right?

A. Correct.

Q. And he separated from you; right?

A. Right.
Q. So at least in your mind, your marriage, if not over, was dangerously on the rocks?
A. Correct.
Q. And you were potentially going to enter the world of being a single woman again?
A. Correct.
Q. And you now meet a person that you've described as perfect?
A. Correct.
Q. And it causes you to shake uncontrollably?
A. Correct.
Q. Now, you were not ever once considering whether or not this could be a relationship?
A. No. Not at this point, because he was married.
Q. Well, so were you.
A. Right. But I knew where my relationship was.
Q. But you didn't know where his was?
A. Right.
Q. And you're still saying you didn't wonder whether or not this could be something, whether you could build a relationship? Your mind never went there?

A. That wasn't -- I mean, that was part of the -- that was part of the intrigue was, is that possible.

Q. Right.

A. Does that make sense?

Q. Yes. That was my question. That's why you were intrigued, because you were wondering, is it possible for you to be with a man that you believed was perfect. Is that a potential possibility in your future at some time, no matter how long or short? That's what was causing you to be intrigued, yes?

A. Yes. That was part of it.

Q. Okay. All right.

A. It was, I think, just curious about the whole -- all of the feelings surrounding this, that he had and I had both.

Q. And he shows up later in the day to drop off a book; correct?

A. Correct.

Q. On -- redacted -- March 7th, you receive an e-mail, I believe; correct?

A. Correct.

Q. Asking to contact you; right?

A. Right.

Q. And, certainly, nothing at that point caused you not be intrigued; right?
A. Correct.
Q. So you are sort of faced with a dilemma, right, because he's asking for your number.
A. Correct.
Q. And what you know is two things: You want to establish a way to continue to communicate with this man that you're intrigued by, but you also know that you have essentially an insanely controlling, jealous, stalking husband that you don't want him to find out that EG called you?
A. Correct.
Q. So you had to deal with that dilemma; right?
A. Correct.
Q. And the way you dealt with it was to send some sort of information to him that would accomplish two things: To try to send a message that would accomplish that I get it, there's a -- there's mutual attraction, but at the same time, try to dissuade him from using that number. Did I get that right?
A. Correct.
Q. So the tightrope you walked at that time

was, Hey, it's just best to contact me at the office, but here is my number?

A. Correct.

Q. So you put it out there?

A. Yes.

Q. And then you engaged in the deceitful conduct to cover it up by saying it was your friend, yes?

A. I --

Q. There's no other way to describe it. You can try all day, but it wasn't honest.

A. I wasn't trying to deceive my husband. I think that's why I'm uncomfortable with it, because I wasn't trying to do anything other than -- I want to avoid him jumping to conclusions at this point.

Q. Well, how about this: Regardless of what you're trying to do, the sum total of your actions was to engage in deceitful conduct for whatever your motives were. Yes?

A. Can you rephrase that?

Q. Sure. Regardless of what you were trying to do, the result of your conduct was to engage in deceitful conduct for whatever your motives were. You could justify --

A. Right.

Q. -- in your brain all you want, but your action were deceitful. Yes or no?

A. They were viewed -- they could be viewed as deceitful.

Q. Okay. Probably viewed by every other human being on earth as being dishonest behavior. Fair to say?

A. I -- I don't know what other people think.

Q. Well, you know what you would think if somebody told you that story. You would think that was deceitful or dishonest if you heard it told to you by somebody else, yes?

A. Maybe if this was a totally different situation, but knowing my husband, knowing the situation we were in, I knew if he sees this, he's going to instantly jump to conclusions.

Q. I get it.

A. It's going to turn into some sort of crazy, crazy thing. So, anyways, I wasn't trying to do anything deceitful.

Q. But you did.

A. You feel that way.

Q. Now, I believe you stated that on March 7th, that you had a missed call from him.

A. Yes.

Q. And you only knew that because of the 202 number?
A. Correct.
Q. So at that point, you knew that potentially you could have an issue, because you had missed a call from --
A. Correct.
Q. -- a 220 number?
A. Correct.
Q. And you could have an issue with PS --
A. Correct.
Q. -- because he's all over your phone records.
A. Correct.
Q. And potentially has an app on your phone?
A. Potentially.
Q. That you had thought about; right?
A. Right.
Q. So other than this missed call that you had on March 7th, you had no contact with EG; correct?
A. Correct.
Q. But you still were overwhelmed with these thoughts that you have described about him during that week?

A. Yes.
Q. And these thoughts that you were describing were such that you couldn't even sleep. As you said, you couldn't control your brain; right?
A. I don't remember my --
Q. That's what you said?
A. Right. Right. I don't remember my sleeping being disrupted at that point, no.
Q. And I'm not saying you thought about him 24/7, but it was occupying a lot of your uncontrollable thought?
A. Yes. I was very curious as to what was going on.
Q. Curious is one word; intrigued is another; turned on could be another; attracted could be another. You're shaking your head that you agree with me, yes?
A. I'm agreeing that those are different, yes.
Q. Well -- different that could apply?
A. Yes. I was curious. Yes, I was intrigued.
Q. Yes, you were attracted?
A. I was attracted to him.
Q. Yes, you were turned on?

A. No. I was not turned on by him yet.
Q. Well, all of these thoughts also had some sexual component, because that's just human nature. When you look at the opposite sex --
A. Right.
Q. -- and you're attracted, you're attracted almost by way of pheromones. You were attracted sexually; right?
A. Yes. But I wasn't fantasizing about him, I guess.
Q. Well, were you fantasizing about anybody?
A. No. Not at this time.
Q. Were you fantasizing about the book you just read, Fifty Shades?
A. I can't remember what I was thinking about in particular.
Q. But, certainly, in -- in those thoughts were a sexual component with regard to EG, yes?
A. Not that I remember. I just know this time was driving me crazy that I -- I could not -- I -- I definitely was thinking about him a lot.
Q. Driving you crazy? I mean, you weren't being driven crazy thinking about what he was doing for a living, right; you were being driven crazy because you were thinking of -- thoughts about him,

about your attraction, about your sexuality towards him. That makes sense. Would you agree?

A. I really don't remember exactly what I was thinking at that time. I knew I really liked him. I knew I thought about him a lot during this -- those couple of weeks or whatever after that happened.

Q. During those couple of weeks?

A. Yes.

Q. Well, in fact, what you thought was going to happen did, in fact, happen, and PS tracked down the number; right?

A. Correct.

Q. And, in fact, he played it off as saying, Hey, I'm just looking for -- redacted's -- number?

A. Correct.

Q. Now, you were separated; correct?

A. Yes.

Q. And when -- when you were separated and he was living with his brother during this period of time, how often were you with him?

A. Often, because he -- the kids didn't stay over there, so he would come pick up the kids, stay with the kids at my house --

Q. Would you --

A. -- while I was gone and stuff.
Q. How often would you physically be in his company?
A. I would say most days, yes.
Q. So when you said that he -- so he would have -- are you assuming that he physically looked for -- through your phone?
A. That's what I think, yes.
Q. Okay. Do you know?
A. I don't know for sure.
Q. So it could have been the app; it could have been he physically looked through the phone?
A. Yeah. It could have been anything.
Q. And was he friends with -- redacted?
A. Not really, no.
Q. Had he ever called her in the recent past?
A. No.
Q. Would there have been any reason for him to look for her number?
A. No.
Q. So you knew that that was sort of BS that he said, I was looking for the number; right?
A. I felt that way, yes.
Q. And I think you said that it was like three or four days after the 7th or the

6th, whenever you cut his hair?

A. Yes.

Q. So at that -- and, incidentally, when he approached you about that, because EG had left a voicemail, did he listen to the voicemail?

A. No. He called and heard EG's voicemail.

Q. EG's voicemail?

A. Correct.

Q. Was it EG or was it SG, his wife? Do you know?

A. Oh. I have no clue. I -- I believe he told me it was EG.

Q. And he approached you about that; correct?

A. Correct.

Q. And you lied?

A. What do you mean?

Q. Do you know what a lie is?

A. Well, I didn't. I mean, the conversation was, why the heck did he call you? Because I hadn't talked with EG yet at this point, so I don't remember what I told him exactly why at that point. I know eventually, you know, he asked me the contents of our conversation, but I don't believe that first time I had anything to say about it because I missed the call. But EG and I spoke on

the 14th, and I -- I believe that's the conversation my ex-husband also asked me about, and I -- that's the one I told him.

Q. Well, actually, he asked you about the voicemail that he called or found out it was --

A. Uh-huh.

Q. -- EG, okay?

A. Correct.

MR. BARNES: We're at 20 if you guys want to switch.

MR. PIERSON: I'm fine with switching.

MR. BARNES: Okay.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Greg Razer and Representative Tommie Pierson, Jr.)

Q. And a couple of things. What you told him was, in fact, you sort of just played it off: I don't know; he was getting a hold of me for an appointment or whatever. That's what you told him; right?

A. That's fair.

Q. And -- and you knew that not to be true?

A. I didn't believe that to be true, no.

Q. Okay. So, of course, then, if you did not believe that to be true, that would also indicate that you had not -- that that would not have been a true statement in your mind?

A. Correct.

Q. So when you answered that question to the grand jury, when Ms. Gardner asked you -- and at that time, that was a true statement in your mind when you answered, right? Then was that --

A. Well, it could have been. I mean --

Q. I'm just asking.

A. Right.

Q. You just heard the line of questioning. I'm not asking you to explain; right? I just asked you --

A. Right.

Q. -- if you knew it not to be true -- not to be a true statement in your mind, and you just answered, yes; correct? Do you remember that series of questions? If not, I can read them back.

A. I don't really remember in particular, but ...

Q. No. Do you remember the question that I just asked you about, whether or not that was a true statement in your mind, that that was just an

innocuous call where he was trying to get ahold of -- where he was getting -- trying to make an appointment, and your answer was, no, I knew that wasn't a true statement in my mind. Do you recall --

A. Well --

Q. -- that series? I mean, I can read it back.

A. Right.

Q. Okay. You recall just having that conversation?

A. Correct.

Q. Okay. Do you recall when you answered to the grand jury, right -- that was a true statement in my mind that, in fact, I believe he was getting ahold of me for an appointment. Do you recall saying that to the grand jury?

A. No, I don't. However --

Q. Stop. If you said that to the grand jury, that would not have been true, because you can't have it both ways, ma'am.

A. Right.

Q. Okay. Can we agree with that?

A. That first phone call, though, it was just a missed call, so my point is --

Q. I'm not talking about that.
A. It could have been about anything. He could have been calling about an appointment. That's what he e-mailed me about.
Q. He could have been calling about martians, but that's not what you were being asked by me, and it's not what you were being asked by the grand jury. Can we agree with that?
A. How I took the question to be for the grand jury was could that have been why he was calling? It could have been.
Q. Okay.
A. I hadn't spoke to him yet.
Q. Interestingly enough --
A. Yeah.
Q. -- I would assume, just like I began at this deposition, when I said if you don't understand any of the questions, restate them; right?
A. Correct.
Q. And you had that same ability during the grand jury; right, if you didn't understand a question, to have it restated?
A. It wasn't this type of setting, no.
Q. I understand. But, certainly, everybody wanted to be on the same page; right? Nobody said,

just go guess. That wouldn't make sense, would it?
A. Correct.
Q. So when she asked the question -- and at that time, that was a true statement in your mind, and your response was, Right, okay, was there anything that -- about that question you didn't understand at the time?
A. No. I think --
Q. Okay.
A. -- it could have taken multiple ways. Maybe that's how I took it.
Q. Let's talk about your next contact with EG. And that would have been when you had a girls' night at the CWE; right?
A. Correct.
Q. This was at El Burro Loco; right?
A. Correct.
Q. And it was at that time that, I believe, you reached out to EG?
A. Correct.
Q. He didn't invite you to, at that point; you reached out to him. You hadn't had any contact that week?
A. Correct.
Q. We just established the degree of which

you were thinking about him; right?

A. Correct.

Q. And you decided to take it on your own to reach out to him, just like men and women do all the time to pursue your attraction, yes?

A. Well, also, to call him back, because all week long I hadn't called him back yet.

Q. Well, you had that missed call?

A. Correct.

Q. And you chose a time when you were out with your girlfriends for happy hour?

A. Correct.

Q. How many drinks had you had?

A. I don't know. I'm not a heavy drinker, so a drink, maybe.

Q. But when you drink, do you feel it?

A. Sure.

Q. Fair to stay you may have been a little more emboldened by your cocktail when you made that call?

A. Possibly.

Q. And it was obvious to you, when you made that call, that he was in a space where he couldn't really talk?

A. Correct.

Q. And I think you described to the grand jury that you started talking in some sort of code; right?

A. Correct.

Q. Well, you didn't need to talk in code, did you? No one was listening at your end.

A. No. He -- he possibly would not have been okay with that. He was like, what are you talking about? It was very clear that he did not want to have this conversation over the phone.

Q. What conversation were you trying to have?

A. What happened. I keep thinking about it all week long. What happened?

Q. Well, as you're thinking about it, I want you to think about this: When you called him and you spoke in this code, did you say something to the effect that, Look, I have a friend that is curious about an experience she's having. I have a friend that is obsessed with a guy and can't get this guy off her mind. Did you possibly say that to him?

A. I know I was speaking about there's this friend that I have -- yeah. So it was something along those lines.

Q. Along the lines that this friend was obsessed with some guy; right?

A. Not obsessed, but, yes.
Q. Well --
A. I --
Q. What word would you have used instead of "obsessed"?
A. Well, was thinking about him and so curious what happened.
Q. But to be clear, when you're describing it in terms of this friend that has this -- what word do you want to use -- obsession, that she's thinking about him, this attraction -- I mean, you knew damn -- darn well that this friend was you and that was --
A. Correct.
Q. -- the message you were conveying to it?
A. Correct.
Q. You weren't talking to him at that time -- I'll rephrase that.
You -- at that point in time, you had that conversation, and after you described your situation in terms of this hypothetical friend; right?
A. Right.
Q. You said he wants to meet you behind Starbucks?
A. Correct.

Q. And that's when you got up and left your friends; right?

A. Correct.

Q. That's when you lied to your friends. You said it was about PS. We've established that.

A. Yeah. I don't remember if that -- yeah. But I think that was the conversation. Right. I don't remember.

Q. In any event, that's the time frame when you lied to these -- this set of friends, whether it was the conversation lying that you were talking to PS or whether you lied to them and said you were going to meet PS.

A. I don't recall. I don't remember.

Q. Well, you do recall lying to them. We've established that.

A. I recall going to meet him, and I knew that my girlfriends didn't know that I was meeting him, so ...

Q. Yes, you lied. Do you want me to read it back to you again? I can.

A. I'm not sure exactly what our conversation was back then.

Q. But within that context, whether it was lying about getting off the phone or lying to go

meet him, you lied to your girlfriends. We established that. Your husband says, Oh, the web -- the weave -- the wicked web that we weave or something of that nature; right?

A. I'm not sure.

Q. I'll be happy to read it to you again. Do you want me to?

A. Yes. I'm kind of confused as to what you're talking about.

MR. BARNES: And then they take a short break, I believe.

Let's go until -- quite an argument between counsel on 230. It goes into 231. It is starting on line 25, 231. Again, for the people in the audience, we're not going to redact that. It is just attorneys arguing, so no need to reread it.

Q. All right, a couple of matters I want to address real quickly on some items that we talked about. We talked about this Facebook incident when you were Facebook -- FaceTiming incident in Arizona with EG. You never mentioned that to the grand jury, did you?

A. I don't believe so.

Q. And you never mentioned it in your testimony to the House. Would that be fair?

A. Yes.
Q. Okay.
A. Or I don't -- I don't believe so.
Q. Also, with respect to the conversation and the testimony that was given with respect to the book Fifty Shades of Grey, again, that was never mentioned in the grand jury, nor was it ever mentioned at the House. Is that also a correct statement?
A. Correct.
Q. And you had mentioned that you had been told -- I don't know -- I don't know if you ever read Tisaby's report, but you had been told and you took issue with a couple of matters.
A. Correct.
Q. I'm going to address about -- I'm going to address one of those -- the one about undressing.
Was there any other issue that comes to your mind about what you don't agree with what is attributed to you by Mr. Tisaby?
A. I don't remember specifically, but if you tell me what it is, I'll address it or whatever. I'm not sure, because I don't know this whole thing.
Q. Okay. And with respect that you mentioned about getting undressed in the kitchen, I just want

to make sure that we're on the same page, because as is described by Mr. Tisaby, in his conversation with you in the hotel room, it has you describing that EG pats you down, checking for bugs. That was -- that was accurately portrayed; correct?

A. Correct.

Q. And then it has you stating that EG said that your husband can be controlling and follow you. Is that also accurately portrayed?

A. That EG said that?

Q. That EG said, after he patted you down, that, quote/unquote, your husband can be controlling and could -- your husband can be controlling and follow you. Was that accurately portrayed by Mr. Tisaby?

A. I believe he was both worried about that and just anybody following me, so I'm not sure.

Q. My question was --

A. Right. He quoted him saying that, and I don't believe that.

Q. I'm not asking you what you believe. I'm asking -- he actually put that in quotation marks, so I'm asking you, was that accurately -- was that accurate by Mr. Tisaby?

A. I don't believe so.

Q. Okay.
A. I don't believe EG said that.
Q. And then he goes on to say, How much time do you have? You stated that EG said, I want you to trust me. I want to make you feel good. I want you to put on these clothes, quote/unquote.
Was that accurately portrayed by Tisaby?
A. I don't know that it was a quote, but, yes, it was something to that effect, correct.
Q. "EG made her change clothes out. EG made her take off everything, and he was shaky and nervous."
Are those statements accurately portrayed by Tisaby?
A. That --
Q. That he made you?
A. Right. No, because that -- that sounds as though he made me get undressed right there.
Q. And that's not true?
A. I think -- I think that's misleading.
Q. Okay. "EG kept saying he wants to take care of her. She stated that EG provided a white T-shirt with a slit in the neck area and put on pajama pants."
Was that accurately portrayed by Tisaby?

A. He told me, I want you to change into these clothes, so change into these clothes, yeah.

Q. Tisaby said: Redacted stated that she asked EG, what are you talking about? What are you talking about? Just want to talk."

Is that what you said? Is that accurately portrayed?

A. Something along those lines, yes.

Q. And we'll get to this point.

A. Okay.

Q. "She stated that EG said, I don't think you have taken -- I don't think you have been taken care of, and we don't have much time."

A. That -- something to that effect, yes.

Q. "KS stated that she trusted EG, did not want to have a crush on -- did not want to have a crush, but was confused and never cheated on her husband." Correct? Did that happen?

A. Can you state it again?

Q. That "EG said that KS stated that she trusted EG and did not want to have a crush but was confused and never cheated on her husband."

Did you make that statement to Tisaby?

A. Oh, I -- I could have, but not about that specific instance.

Q. And then at that point Tisaby said that you said that KS stated that EG told her to follow him downstairs into the basement which would have had you naked at this point?

A. No. I was -- I was in the white T-shirt and pants.

Q. So --

A. I think that's confusing.

Q. And just to be sure, because he was asked, At no time did you tell Tisaby that you got completely undressed and were in a nude state in the kitchen. You never made that statement?

A. No. Positively not.

Q. And if he said that, that you said that you were -- that you were nude in the kitchen and then walked downstairs or changed clothes in the kitchen in his presence, that you actually got completely undressed and put on the pajama pants and the white T-shirt in the kitchen, that would be incorrect?

A. Correct. Yeah, that would be --

Q. Tisaby would have gotten that wrong?

A. Exactly.

Q. And just to be sure, I'm also including not only changing clothes in EG's presence in the

kitchen but also potentially, say, partially obscured in a bathroom next to the kitchen. That didn't happen either?

A. No.

Q. And if Tisaby attributed that to you, again, that would be wrong?

A. Correct.

MR. BARNES: Let me jump in real quick, because this goes back -- for the new members of the committee, this goes back to the issue of -- this deposition took place on April 6th. This videotape was missing, and then the videotape was provided April 11th. The tape speaks for itself -- to the extent Tisaby said that, the tape speaks for itself, and we have a transcript of the tape, and that's not what was stated on the -- what Tisaby said is not what is, in fact, on the tape, but at the time of the deposition, counsel for Greitens didn't have the benefit of having the actual tape. So, you know, it -- they should have at the time of this deposition, but they didn't, and so that's why we just had the three pages of stuff on something that's inconsistent with the tape because they didn't have the tape.

Go ahead.

Q. I want to read you this and ask if this sounds familiar:

"Blindfolded by pulling shirt up over eyes and I can't see anything. Are you thirsty?

I hear the ice clink against the glass, and he leans down and kisses me, pouring a delicious crisp liquid into my mouth as he does. It's so unexpected, so hot. It tastes all the more divine because it's been in his mouth. He leans down and I drink another mouthful from his lips. Oh, my."

Does that sound familiar?

A. No.

Q. Never read a passage like that?

A. No. I'm guessing it's from Fifty Shades of Grey, but I don't remember it specifically, no.

Q. It certainly sounds like the book that you -- one of the books -- well, the book that you read, one which -- the series that you read -- the three books you read; right?

A. Right.

Q. All right. Getting back to where we left off. We had you at El Burro Loco and -- again, I think -- whether it was a phone call or not, you said, I was out with my friends. They thought I was talking to you. I lied to them.

That's talking about that evening; right?
A. Okay. Yes.
Q. Right?
A. Right.
Q. Okay. I think what you said with respect to how the contact was made, that you initiated a phone call; is that correct?
A. Yes.
Q. Now, I think when you said to -- when you were talking to PS about it, you said: "So on Saturday, I did the wrong thing. It was me who e-mailed him, and I said my friend is having these troubles with her thoughts."
I'm just curious, was it an e-mail or did you phone? Did you make a phone call, or do you not remember?
A. Well, I for sure called him, so I don't know. I could have e-mailed him before. Like, can I call you tonight or something? I don't know. I don't remember that.
Q. But in any event, you were certainly interested in meeting him when he suggested start -- to meet behind the alley at Starbucks; correct?
A. Yes. To finish our conversation, yes.
Q. Well, you wanted to see him; right? You

wanted to see him?

A. I mean, I wanted -- I wanted to talk to him, yes.

Q. And you left your friends; correct?

A. Correct.

Q. Who were the friends?

A. I'm not sure exactly. It was girls from work.

Q. You don't know? You can't give us a name?

A. I mean, I don't know exactly who was there.

Q. When you -- it would have been -- because we would do happy hours, and it could be three of us; it could be six of us. I'm not sure exactly who was there that night.

Q. Were you inside El Burro Loco, were you on the patio?

A. I believe I was on the patio when I was speaking to him.

Q. And when you left, do you recall where you told your girlfriends you were going?

A. I don't recall. I'm not sure.

Q. Did you tell them you were going to be right back?

A. I don't recall that conversation.

Q. Did you come back?

A. I did come back.

MR. BARNES: Representative Pierson and I'll be the answer.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Tommie Pierson, Jr. and Representative Jay Barnes.)

Q. And what -- how long were you gone?

A. Ten minutes, maybe.

Q. And so you leave a group of girls and you walk, essentially, a block or two across the street catty-corner behind Starbucks; correct?

A. Correct.

Q. You're gone for what you're saying is ten minutes; then you come back, and there was no conversation at all about, Hey, where did you go?

A. I don't remember. I don't remember the conversation.

Q. Nobody asked what you were up to?

A. They could have; I just don't remember.

Q. Well --

A. I don't recall.

Q. Fair to say you wouldn't have said, I just

went to meet EG?

A. Correct.

Q. Okay. So you probably would have made up some story; fair to say?

A. I'm not sure exactly what was asked or -- I'm not sure.

Q. Now, the way you have described it, that when you were walking across the street to meet EG, again, you were actually shaking; right?

A. Yes. I'm sure I was. I was nervous.

Q. And shaking because of what you have described what was going through your mind with respect to your attraction about him?

A. No. Shaking because I -- I felt this was wrong. I'm sure to meet him or to talk to him. This whole thing was pretty nerve-racking.

Q. Well, you were shaking in a similar fashion that -- you were shaking when he walked into that appointment after having been -- after not having seen him for five months; right?

A. Yes. But that also was -- I hadn't seen him. This was somebody who I do have this crush on, and I was newly separated, so I think it was just a combination of things.

Q. And, in fact, when you walked over there,

you guys hugged, didn't you?

A. Sorry. Yes.

Q. And it was a little more sexual than just a hug? I mean, were you -- you were forehead to forehead and you hugged and kissed?

A. A hundred percent, no.

Q. Did he take his hand and pull your -- pull you closer?

A. No.

Q. And putting his hand down the front of your pants -- not all the way down, just, like, inside of your pants and underwear and pull you closer?

A. No. Not that I remember at all, no.

Q. Not that you remember?

A. I'm going to say no.

Q. You are going to say no on this one?

A. Correct.

Q. But, indeed, you did hug and you remembered that; right?

A. I do remember that.

Q. How long did you embrace him?

A. A couple of seconds.

Q. So you touched him?

A. I mean, I hugged him. I hugged him at the

salon, too.

Q. Do you recall being asked by PS on that occasion when you met him if you had any contact with him?

A. No. I don't remember.

Q. Do you recall you said, I came outside to meet him. PS says you told him, and then you offer, I didn't -- but I didn't touch him. Nothing?

A. Well, that means I didn't touch him sexually. I didn't kiss him. I wasn't doing anything with him.

Q. Well, you didn't say to PS you hugged him?

A. That was irrelevant to me. I wasn't saying I didn't -- I didn't touch you. I wasn't saying that. I was simply saying I didn't touch him, meaning I didn't have sexual contact with him.

Q. And you're saying you went over there just because you wanted to discuss these thoughts that you were having that were racing through your brain, that you couldn't turn your brain off. Is that what your testimony is?

A. Yes.

Q. And how to get these thoughts away from you?

A. Yes.

Q. How were you -- how was that going to -- how were you going to get these thoughts away from you?

A. We were going to discuss it. Why did he feel that he could do that? He didn't know what was going on in my marriage, so what -- how did he feel about me? What was going on his marriage? Those types of things. Just answer questions.

Q. And you wanted to know how he felt about you because you knew how you felt about him; right? That was on your mind.

A. To some extent, absolutely.

Q. And that point you got -- you devised -- you and EG devised a plan about how you were going to see him; correct?

A. He said, KS, I have an idea. My wife is going to be out of town next week, so you can come over in the morning -- or no. He said, When are you available? Could you come over next week? And I said, I don't know. I have to let you know sometime this week. Can I call you? So -- from my salon. So --

Q. So while -- while -- while leading up to this week specifically -- redacted -- on the 20th, you had discussed I think -- or you're claiming that

EG said his wife was going to be out of town, and he wanted to have a plan to see you at his house; right?

A. Correct.

Q. And I think you have described the situation leading up to actually the 21st. PS had EG on his mind and was asking if you were having an affair. And what was going on and, specifically, do you want a divorce, and, basically, that he had EG on his mind?

A. Yes.

Q. And this was -- so I'm just having a little bit of trouble understanding that, because as I understand what you've said, if we're now in this week leading up to the 21st, the only issue that PS could have had with EG was making this phone call that turned out to be EG's number, and then saying whose number? And you made up a lie and said it was -- redacted.

A. Yes.

Q. Was there anything else that would cause him to, as you've described, this obsession that this was -- that you and EG were having an affair? Anything else?

A. Absolutely not, no.

Q. So it was at this point that you would say, based on one missed phone call, essentially?

A. Well, like I said, I think he may have seen that he called or that I called him that night. There could have also been a conversation once that week. You know what I mean? After I called him, I recall that, that PS knew about that. PS knew about that.

Q. That you called?

A. That he knew that I called EG's phone.

Q. But you didn't call EG's phone until when, like, the 14th?

A. Correct.

Q. So based on those two events, that's what this obsession became?

A. Well, he was already prior to -- when I showed my mom EG's book, he was in the room, so this would have been maybe a year before. And that was when he was first rear. Who is this guy? What is this? He gave you something? So when he -- so he was already suspicious then. That's just how he was. That's how our relationship was. Then after he called me and then I called him back or whatever, that was how it was. I don't know.

Q. But you told PS that -- you told PS that

you e-mailed him.

A. Right. That -- I don't remember. Like -- like, I said, I'm not sure.

Q. So when he confronted you about either the e-mail or the call that you placed, what did you -- what did you say to PS at that point?

A. I don't remember our conversation.

Q. Fair to say you made up another lie, obviously?

A. It's fair to say I didn't tell him I was meeting EG.

Q. Fair to say you didn't tell him the truth?

A. It's fair to say --

Q. Okay.

A. -- that I -- I didn't tell him I was meeting EG.

Q. Now -- so that takes us to, at this point, the 20th, that we've established that you've asked him for a divorce, and now you're going to the 21st; correct?

A. Correct.

Q. And you think on the 21st, when you're meeting him at his house, right, you agree to meet him at his house?

A. Yes. Because he's explained we cannot

meet out in public, yes.

Q. Again, you agreed to meet him at his house at seven in the morning?

A. Yes.

Q. Okay.

A. After conversations.

Q. And you knew his wife wasn't going to be there; right?

A. Correct.

Q. You knew that you both had this attraction -- sexual attraction?

A. I knew that there was a physical attraction, yes.

Q. You knew that he had certainly made a sexual move on you described in the shop, correct -- at the salon?

A. A physical move, yes.

Q. You knew that you certainly had options that you didn't have to go to his house. That's fair to say; right?

A. Yes. But I felt like when -- when else are we going to talk about this? When -- the night before when we discussed, can we please meet somewhere else, please, his response was, No. This is it. She's out of town, KS. Nothing will happen.

Come to my house. And I said, Well, I don't have very much time, either; please, just meet me right there, Coffee Cartel or Starbucks. And he was like, KS, I live by there anyways; just come to my house.

Q. And it's your testimony that every -- after everything that you have just described with respect to how your brain was working, the sexual mood that was made, the attraction, the hug behind Starbucks, that you think you were just going there to talk?

A. Yes.

Q. And before you met him on that Saturday?

A. Yes.

Q. Now, you correct me if I'm wrong, but sometimes in the salon business, early a.m. Saturday stylists don't necessarily get dressed to the nines because sometimes they are out late Friday night and it's an early wake-up, so they just sort of throw themselves together?

A. My salon is different. I mean, you're really supposed to do your hair and makeup before.

Q. Did you shower that morning?

A. I don't remember.

Q. You don't recall?

A. I don't recall, no.

Q. So you recall wearing just your regular outfit?
A. Yes.
Q. You certainly put on makeup; right?
A. I would assume so.
Q. Do you recall -- you don't recall whether you showered -- and I'm not trying to get too personal, but do you recall whether you did female grooming? Shave?
A. I don't recall.
Q. Certainly possible; right?
A. I really don't recall.
Q. Now, the way I understand this, you walk over there and you have had direction to go around the back; correct?
A. Correct.
Q. And when you walked over there, the first thing that, I think, as you've described was that he basically said, Shh, or something to that effect; correct?
A. Correct.
Q. But nobody was home?
A. Right.
Q. And very almost instantly, he took your keys and your purse out of your hands?

A. Correct.
Q. So my question is, why would you have your keys and purse in separate hands?
A. I don't know. I'm walking there. I'm not sure.
Q. Don't you say -- haven't you said that you almost always keep your purse -- your keys in your purse?
A. When I -- I set my purse down. I put -- at the time -- I don't even carry a purse anymore, but I always had a front pocket on my purse that I would just throw my keys in once I set it down.
Q. But my question is on this occasion, it is your testimony, at least to the grand jury, that walked in and essentially had a purse in one hand and your keys in the other?
A. Correct.
Q. Although you walked there?
A. Correct.
Q. And you placed them on the counter?
A. I did not. He took them out of my hands.
Q. Well, did you watch where he placed them?
A. He placed them on the counter and started going through it.
Q. Did you see where he placed them?

A. Yes. On the counter.
Q. Right in front of you; right?
A. Correct.
Q. He didn't appear to hide them, did he?
A. No.
Q. And then he went through your purse?
A. Correct.
Q. Which you attributed to just him being in a situation where he's concerned about that his -- his position and being looked at; right?
A. Correct.
Q. When you walked in like that, did he hug you?
A. No. Not right away.
Q. He went back outside to check to see whether you were followed?
A. Yes.
Q. And he came back in, and at that point, you're shaking?
A. Yes.
Q. And he hugs you?
A. Yes.
Q. And he hugs you passionately, does he not?
A. He embraced me and was just like, KS, it's okay; it's okay; just kind of to calm me down.

Q. Did you hug him?
A. It's going to be okay.
Q. Did you hug him back?
A. Yes. I believe so.
Q. And you just didn't stand there with your arms down --
A. Right.
Q. -- did you? And once he hugged you and he told you it's going to be okay, what did you say?
A. EG, oh, my gosh, I'm so nervous; what is going on? What -- I just want to talk to you. What is going in your life -- whatever. I don't even know. Our conversation really was bizarre and very short-lived. Just -- I'm nervous. I don't know. He -- he just kind of jumped right in with, how long do you have?
Q. Did you tell him I'm only here to talk?
A. I did the night before.
Q. Did you tell him that morning, I'm only here to talk, when you showed up at seven in the morning? Did you make a point to say, I'm only here to talk?
A. I'm sure I said to him, Can we talk or -- that was the intention -- the night before on the phone, I'm positive that I said that I can't -- I

don't want to be alone in your house. I'm uncomfortable with that. I've never cheated on my husband. I feel uncomfortable being alone with you in that setting. I'm positive that I said that.

Q. But my question is when you walked in Saturday morning at 7:00 a.m., did you say to him then I am only here to talk?

A. I wouldn't have said those exact words. It wouldn't have made sense knowing he knew why I was there.

Q. Well, then, when you said to the grand jury after commenting that he hugged you and saying it's going to be okay; how much time do we have. And the question from the grand jury was, so at this point, you're like, What are you here for? They're asking you at this point -- asking you what are you here for? And you say, I'm here to talk. And then on page 15 of the transcript, when your husband asks you the question, you said, I showed up, and I said, I'm only here to talk. And he said, I know. That would be -- would have been inaccurate?

A. It would have been a paraphrase. I -- like I said, I know for sure when I got there it was -- I'm nervous, you know? I don't know exactly what our conversation consisted of. I just know the

gist of it. So if I said that, I said it again to him or something to that effect. I could believe it.

Q. So you thought you were only there to talk; right?

A. Yes.

Q. And when you walked in, we already established that you weren't made to change clothes; right?

A. He told me to change my clothes, yes.

Q. Well, he didn't threaten you, did he?

A. No, he didn't threaten me.

Q. Didn't force you to change your clothes?

A. He didn't force me to, no.

Q. Just basically asked you to change your clothes -- made a statement?

A. He made a statement.

Q. Did you say no?

A. I know I said, What do you mean, you know?

Q. Did you say no?

A. What are you talking about? No, I didn't say that with the words, no.

Q. Well, you didn't say it not only with the words, "no," but you didn't say it by deed, either, did you?

A. I eventually did what he told me to do, yes.

Q. What he told you -- what?

A. I eventually did what he told me to do, yes.

Q. Well, let's go through that. Okay. So you said that you eventually did what he told you to.

A. Correct.

Q. He said put these on; right?

A. Right.

Q. Okay. And --

A. He said -- I'm sorry.

Q. And were they laid out in the kitchen according to you? Are you claiming that?

A. Correct.

Q. Did you see what they looked like?

A. I could see they were folded up. I didn't know exactly what it was.

Q. Okay. When he said, put these clothes on, at some point, you had to hold them up; right?

A. Correct.

Q. And according to you, it was a white T-shirt with a slit; correct?

A. Correct.

Q. And I think you said pajama bottoms?
A. Correct.
Q. Short or long?
A. Long.
Q. With a drawstring or elastic?
A. I don't recall. I'm not sure.
Q. But in any event, they were able to stay up; right?
A. Correct.
Q. Now -- so this conversation about putting the clothes on, was that in the kitchen?
A. Yes.
Q. And so when you said eventually you agreed, it didn't take you very long; right? This whole episode was 40 minutes -- 45 minutes; right?
A. Correct.
Q. You didn't say no, you -- I'm not doing that, did you?
A. I don't believe I said those words.
Q. Well, you didn't say anything to indicate that you were refusing to put the clothes on; you said or did nothing to indicate to him that you were refusing to put those clothes on?
A. Eventually, yes.
Q. Is that a true statement?

A. Eventually, yes, but I know I said what you were talking about. What do you have -- what do you have in mind? I'm here to talk. I am positive. I don't know exactly our conversation, though. I don't know the words.

Q. Okay. Fine. According to you, you're claiming that -- are you talking about, I'm here to talk; right?

A. Correct.

Q. Now, again, at the time, you're a 32-year-old woman that's had some life experiences; right?

A. Correct.

Q. I mean, you were married 12 years, about to get a divorce; you had a relationship that produced another child. I mean, it wasn't like you hadn't been on a few dates or been around men; right?

A. Yes.

Q. Okay. You dealt with these inner feelings for four years where you couldn't control some attraction, where your brain ran wild about these horrible feelings you described; right? We discussed that.

A. I had been attracted to other people, yes.

Q. So -- I mean, you knew that if I'm only here to talk -- you didn't need to change to talk?
A. Correct.
Q. Okay. And you knew by changing into those clothes that was suggesting other activity?
A. Not sex, though, or anything of that nature. I thought it was going to be this -- he's going to take me through some hot workout, which is basically all he told me, that he had some idea he wanted to do with me. He -- we didn't have very long. Please, just come on, KS; you can trust me.
Q. KS --
A. KS, just come with me.
Q. KS, you are basically a fitness freak, are you not?
A. I love to exercise.
Q. Right. And you know how to dress when you exercise; right?
A. Correct.
Q. And you know what kind of clothes you exercise in?
A. Correct.
Q. I'm speculating, but I bet I'm right that you worked out from time to time in yoga pants?
A. Sure.

Q. Lululemon? What type of stuff?
A. Exercise and work-out clothes.
Q. And what you appeared in that day, you said, were they yoga pants?
A. No.
MR. BARNES: Do you want to switch?
MR. PIERSON: Sure.
(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Jay Barnes and Representative Don Phillips.)
Q. Jeans?
A. They would have been black pants -- black work -- no, they were like black work pants.
Q. And a T-shirt; right?
A. Like, a fitted T-shirt that said the salon and spa -- redacted -- yeah.
Q. So when you were looking at a white T-shirt with a slit and pajama bottoms, you know those aren't work-out clothes?
A. Well, they were --
Q. You have to know.
A. -- comfortable clothes. I -- I really truly thought he's going to take me through some

sort of hot workout where it might be flirty. Don't get me wrong. I knew it might be sexual in nature but not sex --

Q. Okay.

A. -- by any means.

Q. Well, let's talk about that.

A. Sure.

Q. You knew it may be sexual in nature?

A. Yes.

Q. So what does that mean, that you knew it may be sexual in nature?

A. That maybe it was going to be some type of heavy flirting or I don't know -- I had no clue what to expect.

Q. Heavy flirting?

A. I knew for sure it's not -- well, I mean -- maybe he would.

Q. Touch you?

A. Outside of my clothing.

Q. Did you have a bra on?

A. Nope. He told me to take off everything.

Q. Okay. Do you typically work out without a bra?

A. No, not typically.

Q. Okay. So that was a signal, wasn't it?

A. Yes.
Q. And did you have --
A. Yes.
Q. -- did you wear underwear that day?
A. He told me to take off everything.
Q. Okay.
A. I believe I wore them, yes.
Q. So you took off your underwear; right?
A. Yes.
Q. You took off your bra?
A. I changed into these -- clothing.
Q. Correct. And you knew that that was a signal. That's what -- you didn't need to do that to work out, no matter what kind of workout?
A. I honestly did not have very long to think of anything other than -- trust me. I've already told him that I'm not going to cheat. I've never done anything with anybody.
Q. Now, just stepping away for a moment --
A. Yeah.
Q. -- does this sound -- does this sound like it makes common sense to you?
A. No.
Q. You have to recognize this rendition sounds a little bit ridiculous. You have to

recognize that.

A. I mean, on the outside looking back in, it's -- I can't believe this happened.

Q. So, again, you have to recognize it sounds a little bit ridiculous.

A. I can only tell you that -- what was going on through my mind at that time.

Q. And so now you take these clothes and you change for -- according to you -- because you said you didn't change in front of him in the kitchen.

A. Correct.

Q. So where did you claim that you changed?

A. In a bathroom off of his kitchen.

Q. Off of his kitchen?

A. Right.

Q. And did you leave the door open?

A. No.

Q. And no question that you were intrigued at that point, were you not?

A. Correct.

Q. You didn't tell either the grand jury or the House that you took off voluntarily your underwear and your bra, did you?

A. I said I changed into the clothes, I assume.

Q. I'm not asking what you assumed. You didn't tell the grand jury, nor did you tell the House that you voluntarily took off your bra and voluntarily took off your underwear. You didn't make that statement, did you?

A. I believe I made the statement I took off everything and put this on.

Q. Again, did you specifically say you took off your bra and underwear?

A. If it was asked of me, I would have. I don't know if it was or not. You tell me; I'm not sure.

Q. Well, you didn't say it to the grand jury. I wasn't at the House.

A. If it was asked, I absolutely would have said that.

Q. And you have no recollection at this point?

A. No.

MR. BARNES: For the record, I think Representative Rhoads asked the question about underwear or bra. I could be wrong, but we'll go back and check the record, and we've got the grand jury here today.

Okay. Back to line 12.

Q. But certainly, as you say, you're just thinking that you're there to talk. And this -- at this point, when you're now thinking the talk has shifted to some sort of sexual workout -- and we can agree that even in your mind, you're thinking there's going to be some sexuality involved. You can't be that naive; right?

A. Right.

Q. I mean, you're basically stripped down to nothing but the flimsy T-shirt and pajama bottoms; right? Yes?

A. I -- I am picturing -- like I said, he obviously wants to do some sort of workout thing with me and he obviously wants it to be sexy.

Q. Did it enter into your mind at that point, as you're stripping nude, except for these light clothes, that there may have been some idea of sex on his mind? Did that enter your mind as a 32-year-old woman?

A. I had no clue what was on his mind. I knew what I told him.

Q. Did it enter your mind -- I'm not asking about what was his mind. Did it enter into your mind that you may have thought that he had sex on his mind?

A. It didn't. I mean, something sexual maybe, but --

Q. You're 32?

A. Yes. I was naive, I guess. I had just told him --

Q. Something sexual?

A. -- the night before --

Q. Tell me what something sexual means to you.

A. Maybe it's kiddish, but --

Q. Maybe it's what?

A. Maybe it's childish, but heavy -- you know?

Q. Heavy petting?

A. Maybe. Like -- well, I don't -- I don't even know what I was expecting, but I was not expecting anything sexy or even kissing him.

Q. The word "something" -- the word "something sexual" came out of your mouth; right?

A. But not sex. Not sex.

Q. Well, what was it -- what do you mean by "something sexual" as a 32-year-old woman with a man that you didn't know that well, in his kitchen with a barely covering T-shirt with a rip and pajama bottoms that wasn't yours? What was something

sexual?

A. The rip was there. The rip was, like, not showing anything.

Q. What was sexual? When you said that you were thinking about something sexual, what does that mean at that point? You can't be that naive.

A. I'm not thinking we were going to have sex by any means.

Q. As in intercourse?

A. As in any type of sex.

Q. Did you think that you may have engaged in making out or touching each other?

A. No. Maybe over the clothes, that he's helping me up on something or -- I don't know. I wasn't expecting anything. I had no clue what to want.

Q. So over the clothes petting? Is that what you're saying?

A. Possibly. I don't know.

Q. You're not in high school.

A. Maybe I was. The last time I was single, I was. It does sound naive; I get it.

Q. You're intrigued because this guy was different than any guy you've ever met and he was a really strong guy; right? That's what you were

thinking?

A. He was very strong.

Q. And at that point, as you go downstairs and you're in this outfit that you changed into -- and you said it was off the kitchen in the bathroom; right?

A. Correct.

Q. And you're 100 percent you didn't leave the door open when you changed?

A. Yes.

Q. A hundred percent?

A. A hundred percent.

Q. Because you're not a hundred percent certain of a lot of the things we've been talking about. You would agree with that?

A. I remember looking in the mirror and thinking, What the F are you doing?

Q. So when you looked in the mirror and said, What the F are you doing, you had a number of options at that point; right?

A. Sure.

Q. One of the options is you could have left?

A. Correct.

Q. Walked out the door?

A. Correct.

Q. You still were in your clothes?
A. Correct.
Q. You could have looked at him and said, Oh, wait a second, we agreed the night before that we were just talking about these unrequited feelings. This is not what I signed off for. You could have said that?
A. I could have said many things, yes.
Q. And that didn't even come close to entering your mind because you stayed.
A. I'm sure many things entered my mind. That what the most jumbled crazy thing that I've ever been through.
Q. And once -- not only did you stay, you did go ahead and change into the clothes and start to walk downstairs?
A. Correct.
Q. And it's your story at this point, you walked downstairs, and he said, I'm going to show you how to do a proper pull-up?
A. Yeah. So --
Q. Right.
A. Correct. There's a back story to that as to why --
Q. Well --

A. -- why he said.

Q. You haven't told this back story before, have you?

A. Yes. Anybody who has asked, I've told them.

Q. Well, the grand jury was asking all sorts of questions, and you didn't give us the back story about how you did a proper pull-up; right?

A. So in CrossFit we do something called Kipping pull-ups, which is different than a normal pull-up, but he said, That's not the proper pull-up. This is a normal conversation. He said, Someday I'll show you a proper pull-up. So that was kind of his lead into us going downstairs, so it made sense.

Q. Did it make sense that to do a proper pull-up, you almost had to be naked?

A. I was clothed.

Q. Well, did it make sense that you had to be wearing this particular outfit to do a proper pull-up? No? You certainly could have done a proper pull-up in the clothes that you came in; right?

A. Correct.

Q. Okay. And as a CrossFiter, you know how to do pull-ups; right?

A. I do, yes.
Q. So -- and, certainly, when you CrossFit and you do your pull-ups, you wear a bra?
A. Yes. Unless I'm not at my house, yes.
Q. So at this point, as I understand, you see these pull-up rings, and he takes this stretchy gauze stuff -- have you ever seen that type of stuff before?
A. Yes. It's like exercise tape.
Q. And wraps your hands; right?
A. Correct.
Q. And is this sort of similar to what we see in a gym where people sort of wrap their hands to assist them on pull-ups?
A. No.
Q. You've seen that, haven't you?
A. Right.
Q. But he didn't wrap your hands so tight that you couldn't extract them if you wanted to?
A. I mean, I had to rip it down; right? They weren't, like, loosely. It was tight around it. But, yes, I -- it was stretchy stuff, too -- break apart.
Q. And as I understand, once you're now in this position -- and you're now gauzed hanging from

a pull-up strip; correct?

A. Correct.

Q. Facing him or facing away?

A. Facing him.

Q. And at that point in time, it's your testimony and your claim that he puts blindfolds or you; right?

A. Correct.

Q. And these blindfolds, as I understand, are sort of like people sleep in to get sleep or put on a plane or -- to make total darkness?

A. Right. I -- I don't know exactly what it was. It was something that he put around my head.

Q. But to be sure, that you couldn't see a thing once they were on; right?

A. I mean, I could see up and down from it, yes. But, no I couldn't see anything straight ahead.

Q. Okay. And at that point, had he already said that I want to make you feel good and I want you -- I -- I want to make you feel good, and I don't think you've been taken care of and we don't have much time?

A. Correct.

Q. Well, you knew what that meant, didn't

you?

A. Not the sex. If it's -- if that's what you're insinuating, no. I thought he got some sort of fantasy about me, and this is going to be some type of sexy workout that he's going through.

Q. That he was going to make --

A. I don't know.

Q. -- you feel good? That was doing to be a sexy workout?

A. Yes.

Q. And once you're claiming to be blindfolded as you were, and once your hands were on the ring, you said even at that point you in your mind were thinking that EG just wanted to talk; you've said that.

A. Well, I --

Q. You said that.

A. I thought we were going to talk, yes.

Q. Well, you've actually said it in the context that as you were hanging -- are your feet on the floor? I don't know how tall --

A. Correct. My feet are on the floor.

Q. So your hands are essentially gauzed to the ring; correct?

A. Correct.

Q. I mean, you can take them off if you rip them down, but they're on there; right?
A. Right.
Q. You're wearing this outfit without a bra, without underwear, a flimsy T-shirt, at best; correct?
A. It was a regular white T-shirt.
Q. And pajamas; correct?
A. Correct.
Q. And now you're blindfolded.
A. Correct.
Q. And even then you had stated that in your belief, you thought you were there just to talk at that time. That's what you've said?
A. At that time, there were a lot of things going through my mind.
Q. Okay. Well, I didn't ask about a lot of things. Among those things, in that condition, in that place, in time, regarding what you were wearing, you made a statement that even then, you thought you were just there -- you were there just to talk.
A. I thought.
Q. That's what you said.
A. I was there just to talk.

Q. So you thought in that position, hanging from a pull-up bar in those clothes, blindfolded, you were then going to engage in this conversation that you talked about the night before, that that's how you were going to engage in that conversation?

A. Not this is how. I had no clue what to expect.

Q. I didn't ask that.

A. I knew what I wanted --

Q. You said that even then, you thought you were just going to talk. Are you standing by that statement, that even in that position in that condition, that you thought that at that point, you were going to engage in a conversation that was promised the night before? That's what you thought? That's how -- that's what you thought? That's how you were going to talk?

A. No. I didn't think we were going to talk right then. I still wanted to, yes, I'm sure.

Q. So when you made statements in the past that even then, KS stated that at this point, she was still thinking that EG just wanted to talk?

A. That's definitely not words from my mouth, no.

Q. Because --

A. I knew that he was being sexual in nature. I knew that at this point.

Q. Right. And that would be preposterous, wouldn't it, that -- for you to think that at that point, that you guys just wanted to talk as you're hanging there and blindfolded?

A. I still wanted to, yes.

Q. I didn't ask if you wanted to. But that would be preposterous to actually have thought that that's what you were going to do at that point; right? I mean, use your common sense.

A. I was not thinking it was going to turn sexual, no.

Q. You've said that a number of times.

A. Like, sex, right.

Q. Well, did you think maybe you were going to talk after whatever sex was going to occur? Did you think that that was a possibility?

A. I was not expecting to have sex in any way, but after this -- or during this -- somehow -- this is why I'm here. Please clarify, yes.

Q. Have you ever had sex when you weren't expecting to? Have you ever had sex?

A. This is the only time.

Q. When you weren't expecting to?

A. Literally, this is the only -- the only time.

Q. You then talk about -- I think you said even at that point, you were still intrigued?

A. Yeah.

Q. Correct?

A. Correct.

Q. Okay. So you used the word "intrigued," but even at that point, you're sort of getting excited; right? I mean, that could be another word for "intrigued," yes?

A. I'm not exactly -- I'm not sure exactly. I know that --

Q. Well, how -- what would you call it? Tell me your definition of intrigue. Let's start there, because I don't want to play semantics. Tell me what you mean when you say even at that point, you were still intrigued.

A. I was --

Q. What does that mean to you?

A. -- anticipating what was happening next.

Q. Okay. So you were anticipating?

A. What was he thinking?

Q. What was going to happen next?

A. What was -- because I had no clue what he

was planning, what is --

Q. And there was excitement in the anticipation?

A. Correct.

Q. Were you getting sexually aroused? You are under oath.

A. I believe so, to some extent, yes.

Q. Okay. So you're getting sexually aroused at that point; correct?

A. Correct.

Q. Was your mind harkening back at that point to any conversations that you may have had with EG about your affinity for the Fifty Shades novels?

A. No.

Q. It didn't cross your mind -- because, as you said, this conversation -- this whole Fifty Shades thing was all over at the time.

A. Right.

Q. You're saying it never even crossed your mind that, Hey, I'm now living out what I'm reading about and what I just saw a movie about? That never crossed your mind? It had to cross your mind.

A. It may -- I -- I would assume it did, to some extent.

Q. Okay. Right.

A. During that first part, sure.
Q. And not only did it cross your mind, you had had discussions with EG about that; right?
A. Not to my memory, no.
Q. But you're not saying you didn't; right?
A. I'm saying I don't recall.
Q. And as it crossed your mind as you're hanging there as this scenario is playing out, you have described that at times -- or at the time that EG appeared to be in character; right?
A. Correct.
Q. And when you describe something as "in character," even with your limited acting background or actress experience, that was like role-playing at that point to you; correct?
A. Kind of. I didn't have a role, no.
Q. Well --
A. I mean, I wasn't talking. I wasn't part of this.
Q. Well, if you -- I -- I understand what you're saying, but, potentially, your role could have been right out of the move that you just saw.
A. I don't know.
Q. Because you just said you were thinking about it at the time; right?

A. I said it very well could have been in my mind.

Q. It very well could have been in your mind.

A. But I don't --

Q. And that would make sense; right?

A. I -- I'm not sure.

Q. Well, given the context and the timing, that would make perfect sense. Would you not agree with that?

A. The timing, absolutely.

Q. Okay. Now, at that point, was it before or after that you're claiming that he ripped your clothes off, did he give you a drink?

A. Before.

Q. And you said you let it dribble out?

A. Yes.

MR. BARNES: Okay.

(The following testimony was read from the first cross-examination transcript of "KS" by Mr. Scott Rosenblum on April 6th, 2018, narrated by Representative Don Phillips and Representative Gina Mitten.

Q. Because it's your claim that you hadn't kissed him the break before behind Starbucks?

A. Correct.

Q. But you're getting sexually aroused. You've admitted that; right?

A. To some extent, yes.

Q. And you had sexual thoughts as you're in that position, yes?

A. I'm sure in nature, yes.

Q. Okay. Certainly wouldn't be unusual in that circumstance to kiss a person in that state, would it?

A. Right.

Q. Okay. So you're just claiming, at this point, you didn't like the method of his kissing?

A. I just -- I had literally never crossed that line. I told him I didn't want to.

Q. Well, you told him the night before, right, because -- let's get something perfectly clear. At no time up to the point where we're just describing the water did you ever say, Stop, I don't want this; I'm leaving? Anyway --

A. Not blatantly. I did 100 percent ask him, like, please, what do you mean? What are you talking about? What is this about upstairs?

Q. Okay.

A. When that jumbled --

Q. That was upstairs?

A. -- quick conversation happened.
Q. That's when -- that's when you changed clothes. We've discovered that, and I know that you used the word "blatantly." You used it a couple of times this afternoon. I'm talking about when you're on that pull-up with your hands restrained with blindfolds on in that outfit, at no time did you ever say, I don't want this?
A. Not up until this point, no.
Q. And you were sexually aroused.
A. To some extent, yes.
Q. And you indicated to him such that you your sexually aroused?
A. I'm -- I don't recall.
Q. And at that point is when your clothes were -- well, let me back up.
I think you said there was another event where he kissed you with water in his mouth?
A. Correct.
Q. To hydrate; right?
A. He tried to put it in my mouth again.
Q. I mean, you would have to agree at this point, it was abundantly clear to you that this wasn't about exercise.
A. I knew it was going to be this kind of hot

thing, but, to me, that was, like -- oh, shoot he's thinking that we're going to go past that line.

Q. It was pretty clear; right?

A. This is the first point.

Q. And you didn't tell him you're not going past that line?

A. Not at this point.

Q. And you certainly knew you weren't doing whatever this vision of hot exercise was at this point; right?

A. Correct.

Q. And, once again, you were hydrated. Shortly thereafter, I believe you -- you're saying this he rips off your shirt -- he rips your shirt off with a preformed rip, your pants go down that he pulls. Do you take them down or does he pull them down? You can't because your hands are --

A. Correct.

Q. When you described this to PS -- I mean -- I'm sorry -- to PS you told him that you were turned on; right?

A. I believe so.

Q. And you told him it means -- and you know what it means to be turned on; right?

A. Sure.

Q. And you know when you use those words that -- what they mean? And I'm only asking this --
A. Yeah.
Q. -- because you stated on a number of occasions that you know this was sort of a new event to you since high school that --
A. Correct.
Q. You're not unsophisticated?
A. No.
Q. And you know what it means to be turned on; right?
A. Not that I'm expecting to have sex, if that's what you're insinuating.
Q. I'm not insinuating anything; I'm just talking about the words you used.
A. You tell me. What does it mean?
Q. Tell me what?
A. I know what turned on to me --
Q. Tell me what it means to you.
A. It means that I feel alive; I feel energized; I feel attractive; connected in this moment.
Q. And you were getting stimulated to the point where you were wetting wet?
A. I don't recall.

Q. Makes sense, though, doesn't it?
A. It makes sense.
Q. And once you were naked, you were naked in his basement; right?
A. Correct.
Q. Now, are there windows in the basement?
A. Yes. To my knowledge, yeah.
Q. And the windows lead to what?
A. I have no clue.
Q. You weren't thinking at that point in time as whether or not this is a private place or not, were you?
A. I was not thinking very -- my brain was going crazy at this point.
Q. I understand. But in your crazy thoughts, you weren't thinking if I am in a private location or not, were you?
A. Well, I felt I was.
Q. Well, you know -- okay. So you just changed -- you said that you changed clothes in the bathroom; right?
A. Correct.
Q. And I think you said you're claiming, at least, you closed the door; right?
A. Correct.

Q. And you closed the door in the bathroom because I'm assuming that you wanted to make -- have some privacy as you got naked and changed clothes, right, at that point in time?

A. Correct.

Q. According to your claim; right?

A. Correct.

Q. What did you do when you were in the basement, as you were in that position, to ensure you were private? Did you ask him if anybody has access to the basement?

A. That wasn't on my mind, no.

Q. Did you ask him?

A. I wasn't thinking people could -- yes.

Q. Did you ask him if people could see in the windows?

A. I don't know. I was blindfolded at this point. I was not thinking anything but what was presently happening.

Q. So as you sit there now -- and you said you were turned on and you were sexually aroused, and you may or may not have been wet, he starts touching you all over; right?

A. Correct.

Q. And I think he said he starts touching

your boobs; right?

A. Correct.

Q. And you said, at least, PS -- to PS that I let him; right?

A. Well, I don't know -- I don't know -- whatever.

Q. So as you were standing -- or standing with your hands in that position, he's feeling all over your body. Is that fair to say?

A. Correct.

Q. And you were still aroused, were you not?

A. At that point -- I know I was both kind of scared and both -- I think there were so many things going through my mind.

Q. Well, we just left where you were aroused to point where you were getting wet; right?

A. Correct.

Q. So nothing really changed, other than now he's actually touching your body; he's touching your breasts; he's touching your vagina; right?

A. I believe so, yes.

Q. You're not indicating to him at any point not to?

A. I was silent.

Q. That's a correct statement; right?

A. I haven't said anything, no.
Q. You didn't say anything. You didn't say stop?
A. I haven't said anything at this point, no.
Q. And he was in that position, manipulating you digitally, was he not?
A. I believe so, yes.
Q. And, again, I'm going to ask you this, and, again, you're under oath: Did he use a vibrator on you?
A. No, he did not.
Q. He did not use a pink vibrator?
A. No.
Q. A dildo? Do you know what a dildo is?
A. Yes, I do.
Q. Did he not use a dildo?
A. No. Not in the basement, no.
Q. No in the basement?
A. Correct.
Q. Where?
A. I believe later when I saw him -- whatever -- a month or two later, he did, but -- no. Not at that time.
Q. With your consent and your permission a month or two later?

A. Later, yes.
Q. And he didn't on that occasion? You're certain?
A. Not even with my permission, but, yes, not that day, no.
Q. Wait a second. What was not with your permission? The dildo?
A. At a later time, I -- we'll get to that, but --
Q. Okay. But on that occasion, he didn't?
A. Right. Correct.
Q. Did you orgasm on that occasion in the basement?
A. Not to my knowledge.
Q. Well, it would be to your knowledge.
A. No.
Q. You wouldn't know?
A. I would know, but I'm saying --
Q. You don't remember?
A. -- if I actually did --
Q. If you actually did?
A. Right.
Q. You don't remember?
A. Correct.
Q. So there's a possibility you did?

A. There's a possibility.
Q. Because you were aroused to that extent, yes?
A. I don't know at this point. I know that I was aroused and up until this point.
Q. Now, I think you said that these blindfolds were such you couldn't see anything in front of you.
A. Anything in front, correct.
Q. Right.
A. Correct.
Q. You couldn't see EG, could you?
A. Not -- no. Not -- no.
Q. You couldn't see him at all; right?
A. I may have been able --
Q. You could feel him?
A. -- to see a little bit below, but -- right. I couldn't see him head-on or anything.
Q. You can't even say whether you could see a little bit below, could you?
A. I am not sure.
Q. Okay. So at that point -- before I leave that subject, you never told the grand jury that in the basement, as you were there nude, that you got to a state of potentially orgasming, did you? You

never said to the grand jury?

A. That was never asked of me.

Q. I understand. So, therefore, it was never said, yes?

A. Correct.

Q. And you never said it to the House?

A. I don't believe so. I don't -- unless it was asked.

Q. Well, do you have a recollecting of saying that to the House?

A. No. To my recollection.

Q. Do you have a recollection of saying to the House that you were aroused to the point where you orgasmed or the grand jury?

A. I'm not sure that I did. I just know I was aroused at that point; I do know that.

Q. And then you said the next thing that happens is a light flashes; right?

A. I -- I could feel him, like, kind of step away. I could hear him step away from me.

Q. So you can't see him. He just steps. You could feel him?

A. I could feel him, and I knew that nothing was happening.

Q. So I have a series of questions about

this. You never -- how is -- how is EG dressed? Was he dressed to work out?

A. I mean, he wasn't wearing exercise clothes. It was casual, jeans and a shirt.

Q. Jeans -- T-shirt?

A. I believe it was a long-sleeve shirt.

Q. Did you ever see him in possession of a camera or a phone?

A. Not to my knowledge. I didn't see him with it.

Q. Again, did you ever on that day see him in possession of a camera or a phone. That is a yes-or-no answer. Visually see him in possession of a camera or phone?

A. That's, like, a strong memory. Not that -- not that stands out to me at all, no.

Q. Well, you've never ever said it anywhere, correct?

A. Correct.

Q. That you actually all him in possession of a phone?

A. Right.

Q. Right? And as you sit here now, you cannot state under oath that you ever saw him in possession of a camera with a camera or a phone?

A. Correct.
Q. That is a true statement; correct?
A. Correct.
Q. And you can't say you saw it on his person; you can't say you saw him put it down in the kitchen; take it from the kitchen; or put down anywhere in the basement. Those are call correct statements, are they not?
A. Yes. I cannot say.
Q. It's fair to say that assuming EG had a phone, you have no idea what type of phone, from your personal knowledge?
A. I do know that it was an iPhone because we had FaceTimed.
Q. Well, you don't know how many phones he had.
A. Correct. As far as I knew, he had an iPhone.
Q. And you never asked him how many phones he had?
A. Well, he -- I knew that he got the one phone.
Q. On one occasion he got another phone, but to your knowledge, you don't know whether, for instance, he had a phone associated with the

campaign, a private phone, a public phone? You have no idea whether he had a phone or ten phones; one phone or 10 phones, do you?

A. Correct.

Q. No idea?

A. No idea.

Q. Okay. You just know at one point in your life you FaceTimed him in Arizona and there was a missed FaceTime call, but other than that, you have no other additional knowledge; correct?

A. Correct.

Q. Was your phone in your purse?

A. I believe so. I don't remember. I would assume so.

Q. Do you have any idea whether or not you can have -- you have service in EG's basement, whether you can actually get phone service in that basement?

A. I have no clue.

Q. No idea; right?

A. Correct.

Q. Assuming -- any hypothetical phone in this question -- including a hypothetical iPhone -- do you have any idea whether or not he had an iCloud storage available?

A. I -- I have no clue.
Q. Well, you have an iPhone; right?
A. Yes.
Q. And you've been in situations where you've been -- where there's been a warning that your iCloud storage was not available or something to that nature; correct?
A. Correct.
Q. So, for instance, if you take too many pictures, it gets to the point where you can't take any more. Your iCloud storage is used up. You're familiar with that; right?
A. Correct.
Q. You have no idea whether any of his hypothetical phones, including an iPhone, was in that condition, do you?
A. I have no clue.
Q. Whether or not he -- whether or not this hypothetical phone that we're talking about could even take a picture and store it in iCloud, because you don't know the nature or extent of what storage he had; true?
A. True.
Q. And as you know, with an iPhone for iCloud, you have to turn a settling on or off,

correct? You have to go into your settings and actually push a button for iCloud; right?

A. I think it's already on, but you can turn it off.

Q. Turn it off?

A. Correct.

Q. So, again, on these -- on any hypothetical phone that we're talking about that may be in EG's possession, including a iPhone, you would have no idea whether that setting was turned off; right?

A. Correct.

Q. You have no idea whether or not there was a setting that would turn a hypothetical phone, including an iPhone, off to access social media, the Internet, or anything of that nature, do you?

A. Correct.

Q. So what you're saying is, at that point, all you can say is you're claiming that you saw a flash; right?

A. And I could hear it.

Q. Well, initially, to the grand jury, you said you saw a flash.

A. Well, I could also hear it.

Q. So now it's your testimony that you saw it and heard it; right?

A. Correct.
Q. Now, you're not any sort of phone expert, are you?
A. No.
Q. And you can't state with 100 percent certainty whether or not this hypothetical -- this flash that you're claiming came from a phone, a camera, or some other device?
A. I know what it sounded like.
Q. Well, again, you're not an expert, are you?
A. No, I'm not an expert.
Q. So you can't say under oath with any certainty whether or not that flash came from a phone, what time of phone, or a camera?
A. I just know what it sounded like to me.
Q. I understand. Again, you cannot testify with certainty that it came from a phone or a camera to start with, right -- the flash -- because you didn't see it?
A. Well, if it was a camera, it would have went (indicating), like you. That makes a certain type of sound.
Q. I understand. But you're making assumptions now, correct, to a certain extent, based

on what you've experienced?

A. Based on my knowledge, yes.

Q. But it would be fair that you haven't heard every camera on earth; right?

A. Correct.

Q. Or every phone on earth?

A. Correct.

Q. So you can't state with any certainty as to whether or not that sound you heard or a flash came from a phone or a camera. You can't state that with certainty; right?

A. Correct. I'm just going off of what I -- I knew to be the -- the case.

Q. Well -- so you would agree with me that there's some degree of speculation going on here; right?

A. Just -- I don't know. It was -- whatever.

Q. It was what you thought at the time; right?

A. It was what I felt at the time, yes.

Q. But you cannot say it with any certainty, can you, because you never saw it and you haven't compared it to every other phone or every other camera; right?

A. Correct, I haven't.

Q. And certainly you're aware that an iPhone -- a hypothetical iPhone and sometimes other phones have a flashlight; right?

A. Yes.

Q. Okay. A flashlight that can be turned on and off; right?

A. No. Not like this. This was a flash; I'm positive.

Q. But you're 100 percent certain of this? You never saw a picture of you?

A. Correct.

Q. You never saw a picture of you in a state of partial or complete nudity?

A. Correct.

Q. You never, for that matter, saw any picture that you're claiming was on -- was taken by EG?

A. Correct.

Q. And at the time you're claiming that you heard this --

A. Correct.

Q. -- and saw this flash, you never asked to see it; right?

A. Correct.

Q. Okay. Because at some point right after

that, you were taken down, you were on the ground, according to you; right?

A. Correct.

Q. At some point your hands were freed; right?

A. Correct.

Q. And you were engaging in conversation -- or talk?

A. Kind of.

Q. Kind of. But during that period of time, you didn't indicate that you were concerned about this picture that you're claiming was taken?

A. I was -- I couldn't quit crying. I couldn't even explain what was on my mind.

Q. Well, one thing that wasn't on your mind at the time was -- you didn't ask to see the picture that you claim was taken.

A. I couldn't even say anything. I was really so upset.

Q. So, again, the answer to my question -- you never asked to see the picture that you claim to be concerned about?

A. No. I didn't really say anything.

MR. BARNES: That's 301. We're 301 at 7:20. We are tired, I think. Take a break until --

we are noticed up for tomorrow at nine, so we'll resume on 301. We have 190 pages of Transcript 3. Mr. Dowd has indicated that he's going to attempt to get us Transcript 2. We're in the process of trying to obtain Transcript No. 2.

You guys might have seen Mr. Dowd come up here and say something to me early in the last reading. What he said was they've identified the forensic examiner as a witness. I asked him to go see if he could make contact and make the forensic examiner available Friday, and he is available Friday at 10:00 a.m., so we are going to take his testimony Friday at 10:00 a.m.

The other thing -- I don't know if you guys saw us -- myself and Mr. Dowd went into publications to speak so that we could be away from these cameras, and I'll just share, in agreement with him, that my intent in redactions is to do things -- to redact things that involve children, names, or medical information of some sort, and I informed Mr. Dowd of that. I asked him to review the redactions as the documents are made public and to let the committee know if he has any objection to any of the redactions that we've made. And, again, my intent is to stay in those three categories. He

said that he didn't know -- and this is right, he doesn't know the redactions that we've made, because he doesn't have the document in front of him, so it wasn't a fair question to ask of him at the moment, but before we have that redaction hearing, I wanted him to make sure he had the opportunity to weigh in on whether something in those -- that we've redacted he thinks should be made public.

If there's no further comments/questions for this evening, we will be here at 9:00 a.m. sharp.

(The hearing adjourned at 7:20 p.m., with the time and location of the continuation agreed upon by all parties.)

C E R T I F I C A T E

I, Lisa D. Ballalatak, a Certified Court Reporter for the State of Missouri, do hereby certify that I appeared at the time and place first hereinbefore set forth, that I took down in shorthand the entire proceedings had at said time and place, and that the foregoing constitutes a true, correct, and complete transcript of my said shorthand notes.

Witness my hand and seal this 24th day of May 2018

Lisa D. Ballalatak
Certified Court Reporter
State of Missouri

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SPEC AL NVEST GAT VE COMM TTEE ON OVERS GHT

HEAR NG

May 23, 2018

(Beg nn ng at 9:11 a.m.)

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A P P E A R A N C E S

Jay Barnes, Cha rman
A ex Curch n, Sen or Counse , Leg s at ve D rector
Representat ve J. Egg eston
Representat ve Kev n Aust n
Representat ve Don Ph ps
Representat ve G na M tten
Representat ve Tomm e P erson
Representat ve Curt s Trent
Representat ve Greg Razer

ALSO PRESENT: Bryan Sche derer

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--oOo--

P R O C E E D N G S 9 11 a m

MR BARNES hereby open th s hear ng of the M ssour House Spec a nvest gat ve Comm ttee on Overs ght Mr Secretary p ease ca the ro

MR CURCH N Representat ve Barnes
MR BARNES Here
MR CURCH N Representat ve Ph ps
MR PH LL PS Here
MR CURCH N Representat ve Aust n
MR AUST N Here
MR CURCH N Representat ve Egg eston
MR EGGLESTON Here
MR CURCH N Representat ve Lauer
Representat ve M tten
MS M TTEN Here
MR CURCH N Representat ve P erson Jun or
MR P ERSON Here
MR CURCH N Representat ve Razer
MR RAZER Here
MR CURCH N Representat ve Rhoads
Representat ve Trent
MR TRENT Here

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MR PH LL PS E ght present
MR BARNES E ght present
MR PH LL PS Two absent We have a quorum
MR BARNES now move to c ose the hear ng for approx mate y 15 m nutes
MR PH LL PS Yeah wou d say to -- for the purpose of nspect ng --
MR BARNES For the purpose of nspect ng exh b ts that were attached to the depos t on that are pornograph c n nature
MS M TTEN Sens t ve mater a
MR PH LL PS Sens t ve mater a
MR P ERSON What s the or g n of t?
MR BARNES Let's vote to c ose the hear ng f rst Mr Secretary, p ease ca the ro e
MR CURCH N Representat ve Barnes
MR BARNES Aye
MR CURCH N Representat ve Ph ps
MR PH LL PS Aye
MR CURCH N Representat ve Aust n
MR AUST N Aye
MR CURCH N Representat ve Egg eston
MR EGGLESTON Aye
MR CURCH N Representat ve Lauer

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Representat ve M tten
MS M TTEN Aye
MR CURCH N Representat ve P erson Jun or
MR P ERSON Aye
MR CURCH N Representat ve Razer
MR RAZER Aye
MR CURCH N Representat ve Rhoads
Representat ve Trent
MR TRENT Aye
MR CURCH N E ght to noth ng n favor of The mot on carr es
MR BARNES By your vote of e ght to noth ng you have voted to c ose th s hear ng br ef y
(Whereupon a v deo was p ayed)
MR BARNES Okay So for the benef t of the members who were not here for w tness one's test mony want to p ay -- we have a c p that we were -- ear er we ta ked about show ng t to the -- both caucuses and dec ded not to because we were concerned that f we showed t to the caucuses then we've got sunsh ne requests for th s part cu ar v deo and we d dn't want to re ease the v deo

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The purpose of show ng th s to you now s that the three of you weren't here to see w tness one. And so want that so you can see w tness one, at east th s sn ppet so at east you can see her face. The p ctures that we're pass ng around, three of them were nc uded as exh b ts to a depos t on that we are go ng to rev ew today n wh ch counse for Gre tens asked f t was her. She says no.
A rev ew of the p cture shows -- th nk anyone who saw her and sees th s wou d say that these p ctures are not her. Th s morn ng asked f Mr. Dowd wou d st pu ate that these p ctures were not her. My concern was that there s test mony that w be re eased to the pub c that ns nuates that she s on th s pornograph c webs te, wh ch, un ess we take a vote to say that these p ctures are not her, ets that nger out there and puts the comm ttee n a catch-22 s tuat on; where n, where to d sprove those ns nuat ons, we have to re ease a p cture of w tness one and the pornograph c p ctures of th s woman who has noth ng to do w th th s and so to drag somebody new nto th s.
And so when Mr. Dowd dec ded that he wou d not st pu ate that that was not her, thought

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we needed to have a c osed sess on rev ew th s v deo and then take a vote that those p ctures are not w tness one
MR RAZER Mr Dowd s not go ng to adm t that that's not her
MR BARNES Mr Dowd w not make any such statement
MR PH LL PS f the or g n of the p cture come from what Dowd used as exh b ts
MR BARNES t was not Mr Dowd's exh b ts They were Mr Rosenb um n the depos t on be eve they came from a webs te ca ed fete fe com
MR PH LL PS And they just went there and found somebody that ooked ke her? s that how they came about?
MR BARNES t's a woman who has a n ckname that s s m ar who s a so from St Lou s sts herse f as be ng 26 years o d
MR PH LL PS Okay Thank you
MR TRENT Have we ever dent f ed who the actua person s?
MR BARNES No
MR TRENT Because these p ctures are -- mean you don't rea y get a c ear p cture

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of the face n any of these shots.
MR. BARNES: We , you get a p cture of her genera body type, and there are some p ctures where you get a c earer p cture of her face.
MR. TRENT: d dn't see those. D d you see that, a c ear p cture of the face? Wh ch exh b t s the c ear p cture of the face?
MR. BARNES: We don't have the -- et's watch the v deo f rst.
MR. RAZER: Can you te us who e se s n the v deo r ght now?
MR. BARNES: Th s s the v deo of the c rcu t attorney's nterv ew w th Mr. T saby, and these hands are w tness one's awyer's hands, named Scott S mpson, and then -- sorry. You guys can't see where 'm po nt ng. These hands are Scott S mpson's hands. Th s s W am Don T saby, and Ms. Gardner s s tt ng somewhere back here. don't know f she appears on screen at a n th s part cu ar c p, but she does appear on screen at var ous t mes n the v deo.
(Whereupon, a v deo was p ayed as fo ows:
"FEMALE SPEAKER: guess f rst you need to know how to

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drink. And he tries like -- he pours water into his mouth and he tries spitting it in mine. I guess I was supposed to kiss him or something. I just let it dribble out. He just stood there. And he did it again, and I still did nothing. I just kind of let it dribble out. And then he started kissing kind of down my neck and down my chest. And then he got to right here on my chest he took the shirt (inaudible) and then proceeded To kiss down my stomach and then got to the pants and pulled down my pants, and then I was just standing there motionless like, oh, my God. I have no clue what s going on. And then he step -- I m still blindfolded and he steps back, I guess. I can hear and see at the same time a flash

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through the blindfold, and I hear like a phone take picture -- a picture at least. And then he said, Now, if you ever mention my name to anybody, I will put this picture everywhere. I ll put it everywhere I can.
MALE SPEAKER: His exact words were what? I need his exact words. He said -- (inaudible).
FEMALE SPEAKER: If you ever mention my name to anyone, I m going to take this picture and put it everywhere I can so everyone will know (inaudible).
MALE SPEAKER: So everyone will know --
FEMALE SPEAKER: Will know what a little whore you are. So I just stood there and didn t say anything, and he walked over to me and said,

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So are you going to say anything? And I didn t say anything at all. I was quiet, and then he spanked me and said, Are you going to say anything?
MALE SPEAKER: Your buttocks?
FEMALE SPEAKER: Yeah. And I just said, No, like that. I was seething through my teeth. So then he -- it was as if he was still going to go on with whatever he had planned and started kissing down my stomach again. And as soon as he got to like my genital area, I just started freaking out and started ripping my arms down. I was like, I don t want this. I don t want this. I m not ready for this. I don t want this. And he -- he was like, Hey, oh, my God. Oh, my God. Here. And he was helping me take my arms

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down as I was ripping them off. And I was like, I'm leaving, and went to go upstairs and he took me in his arms and was like, No, no, [redacted], you can't leave like this. You can't leave. Come here, and lays me down on the ground where I'm laying on his, like, basement floor in the fetal position, and he was like -- I'm crying like hysterically at this point. And he was like, Shh, it's okay. It's okay. It's okay. It's okay. And at this point just really coaxing me like a wounded little animal on the ground. I don't know. That's how I felt. And I just kept saying, I'm not ready for this. And at this point he proceeds to undo his pants and take his -- take himself out of his underwear.

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MALE SPEAKER: Take his penis out of his underwear?
FEMALE SPEAKER: Yeah. And put it near my face, and I gave him a blow job at this point to finish his (inaudible) I remember. The whole time -- at this point I hate him in my mind. I think he's disgusting. I hate him. I can't believe I'm down here (inaudible).
MALE SPEAKER: You felt disgusting?
FEMALE SPEAKER: I just felt super degraded, really disgusting.
MALE SPEAKER: Did you --
FEMALE SPEAKER: I just couldn't believe that he was still turned on.
MALE SPEAKER: Uh-huh.
FEMALE SPEAKER: And he had no idea how pissed off I was.
MALE SPEAKER: Uh-huh.

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FEMALE SPEAKER: But felt like I'm just going to do this and he'll be satisfied that he had his little whore, and I'm going to leave, and I never see him again.")
MR. BARNES: Okay. Just want -- while we have a closed hearing and while we're together and to see the video itself, the entire two hours is available. Obviously, it's going to be hard to get an opportunity to view it today while we're taking a thistestimony, but it can be made available. So, guys, let's have a discussion on the record.
Okay. The purpose of the closed hearing -- we're on the record. We've been on the record the whole time, correct?
THE REPORTER: (Nods head.)
MR. BARNES: The purpose was to take a report on whether the committee be eves these pictures are, in fact, witness one or whether they -- we do not be eve them to be witness one, based on witness one's appearance as we've seen her. And the reason for that is we're about to release this transcript that insinuates that it is her, so

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I'd like to have a vote on that.
The second thing is, I'd like to have a vote to make the pictures available in the chief clerk's office so that other house members when they come back can see them to -- whatever, to -- but we're not going to -- does anyone want to release these pictures public?
MR. PERSON: Mr. Chair, we're not releasing witness one --
(Reporter clarification.)
MR. PERSON: just asked, we're not releasing witness one's identity or face in the chief clerk's office; is that correct?
MR. BARNES: We are not, which that creates a problem. There's a catch-22. There's a catch 22 here, because in order to disprove the insinuation, you have to release -- this committee would have to release pictures of witness one and pictures of this woman, who very key has no idea that we are looking at these pictures right now.
Discussion on on -- let's start with the first motion, which is that we do not believe this to be witness one.
MR. TRENT: I could suggest an alternative motion, that what we stipulate to is

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that we have no bas s to be eve that these p ctures are the f rst w tness, that they are obscured, and we a so don't have nc us ve proof e ther way. Th s wou d not be adm ss b e n court, and you cou dn't come n w th some random p ctures w th no foundat on, no ev dence that they are actua y the person. But after ook ng at those, mean, the face s obscured and we're n vast y d fferent s tuat ons. So th nk that there's rea y no way to te conc us ve y e ther way, n my op n on.

MR. PH LL PS: th nk they made sure the face was un dent f ab e when they subm tted t. don't th nk there's any quest on about t.

Now, don't have any know edge of what she ooked ke two or three years ago, whenever that th ng there, or f that's even accurate what t says at the bottom of those shots. But can te you from see ng her n person, she probab y has been about the same s ze she s now her who e fe.

mean, we a got to see her r ght across the tab e from them, bas ca y a few feet away, and she's a s m woman. She's not -- she's not a strong-bu t woman. mean, she's certa n y ady ke, but th s woman n these p ctures ooks ke she's muscu ar. There's not any quest on that

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she's got some probab y as Representat ve M tten sa d probab y 20 pounds more n we ght

MR TRENT Maybe more than that

MS M TTEN At east

MR PH LL PS She's b gger Now don't know how obv ous th s scar s on her stomach that he not ced mmed ate y but there's a coup e p ctures n there that show th s woman's abdomen area You don't see any scar She's fa r y w de n g rth to me f those p ctures are accurate compared to what K S s

mean K S s go ng to be reasonab y s m She's not go ng to be as w de as those p ctures show to me just don't th nk there's any -- any chance that that's K S

MR AUST N We th nk for those same reasons we can certa n y e m nate both those p ctures n my m nd as be ng her from my see ng her n person and refresh ng my reco ect on w th th s v deo both because of her body s ze and because of the absence of a scar around her be ybutton and on some of the p ctures just ooked to me ke the jaw ne and some of her ch n to me ooked d fferent as we as the nose on some But there are a coup e where there's just ke a p cture of the rear end

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can't say. We , certa n y can't say t s her, and ke a p cture of a th n eg w th a rope around t.

MR. BARNES: So these are the three p ctures that were prov ded n the depos t on. went to th s webs te, to th s person, th s -- that s the screen name. don't want to say t on the record because 'm go ng to have to redact t. And created a of those screen shots of a of the other p ctures, so t was a under one person's dent ty.

MR. AUST N: So does your mot on just go, then, to the three photos you have up there or s t the stack you passed around?

MR. BARNES: t goes to say that th s person on th s part cu ar prof e of th s exp c t webs te, that we do not be eve t to be w tness one based on our know edge of w tness one's appearance.

MR. PH LL PS: And we're m t ng t to those three p ctures you have up there? Because there cou d be other p ctures on her webs te of other women.

MR. EGGLESTON: Because they cou d be a the same peop e.

MR. BARNES: But n the absence of --

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that's the --

MR TRENT You're ask ng us to st pu ate to a negat ve that we can def n te y say for sure that none of those p ctures are her as opposed to say ng there's no ev dence that any of those p ctures are her wh ch n my m nd are two d fferent th ngs L ke you're say ng there's ack of any ev dence on the one hand or you're say ng there's ev dence that t s not true on the other

MR BARNES th nk that these p ctures tend to show they're a the same person Whoever that person s that they're a of the same person t's -- t's a pornograph c webs te prof e that has some 55 or whatever p ctures

MR TRENT And you th nk pornograph c webs tes are ke true to mak ng sure that on y p ctures of the nd v dua assoc ated w th that account gets n that account?

MR BARNES t s the nd v dua 's account

MR TRENT And so you don't th nk there's any way that someone e se's p ctures cou d get n there?

MR BARNES t wou d have to be p aced up there by th s person The other photographs are

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s m ar enough to the photographs that we know are not w tness one that that s the on y reasonab e conc us on s that th s s the account ho der

MR RAZER Can add? Hav ng not seen w tness one n person the th ng that str kes me about the photographs we're ook ng at s there's a vast y d fferent nose Do we know f w tness one has had p ast c surgery on her nose?

MR BARNES We do not And t wou d be suppose n the ast --

MS M TTEN can say that she has test f ed def n t ve y that she has not

MR BARNES That's r ght We d d read that

MS M TTEN There was test mony -- and be eve that we redacted there was other cosmet c surgery wh ch s a so who y ncons stent w th those photographs who y ncons stent w th those photographs And we're just go ng to have to redact th s because she's test f ed to hav ng a breast job And f you ook at those photographs there's no way that somebody that has mp ants cou d ever have the r breasts man pu ated n that fash on

MR RAZER Just the way ook at t though s -- as the person n these photographs --

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MS M TTEN Not from persona exper ence

MR RAZER Doesn't have the same nose as w tness one

MR PH LL PS agree

MR BARNES Or ch n

MS M TTEN Or ch n

MR P ERSON Or ength of neck

MS M TTEN Or ength of neck

MR BARNES That's r ght W tness one has a ong neck

MS M TTEN f you ook at those photographs as a who e the ght ng the sort of sk n tone co or there s cons stency amongst those photographs and there's no reason to be eve that -- n my op n on there's no reason to be eve that one photograph -- mean one cheek shot for ack of a better term s not -- s ncons stent w th a of the other attr butes of the scenery and the background

n other words f you ook at one of those shots you can sort of p ace that body part or that photograph n the context of a of the other photographs t's just -- or most of the other photographs t ooks to me ke there m ght be a

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coup e of d fferent --

MR TRENT We , just know the photographs are h gh y man pu ab e, and we're dea ng w th a product here mean, th s s a webs te that se s product and they want that product to be as sa eab e as poss b e

MR EGGLESTON We have better p ctures

MR BARNES That's not exact y the type of webs te that says 'm go ng to --

MR RAZER That's what was about to ask Th s d d not appear to be a for-prof t k nd of webs te

MR BARNES t appears to be ke a Facebook for peop e of a ternat ve sexua tastes

MR TRENT So no money s be ng made, s your content on, on th s webs te?

MR BARNES Do what?

MR TRENT No money s be ng made?

MR BARNES don't know f money s be ng made or not 'm sure they're mak ng some money

MR TRENT We , et me ask you --

MS M TTEN Just one second, Jay There's somebody out there

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MR. RAZER: We want to make sure no one s ook ng through th s w ndow.

MR. P ERSON: He wa ked away, but there was a d rect shot there, d rect ne of v ew. 'm not ta enough, man.

MR. BARNES: So want to -- Representat ve, et me go through th s. So th s s ke a prof e page ke on a Facebook th ng. You can see the screen name up here, return to prof e, browse a p ctures. There's 55 p ctures that have been posted. Same, same, same, same, same, same. Same at the top. 'm do ng th s for purposes of show ng what -- and when had them pr nt them n the pr nt shop, they d dn't turn out very we .

MR. TRENT: What are you say ng s the same?

MR. BARNES: On the eft. Th s s ke a Facebook -- a soc a med a webs te for peop e of a ternat ve sexua tastes.

MR. TRENT: R ght. But what 'm say ng s we don't know who has access to the account. t cou d be mu t p e peop e. We don't know that the person who contro s the account s putt ng up photographs of on y the same person. We have no nformat on about any of th s.

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MR EGGLESTON Jay, do we have better qua ty p ctures of K S that we can ook at?
MR BARNES We on y have the one there, so -- and th s was -- you can te here w tness one s not that arge
MR TRENT And some of those appear to have p erc ngs that the others don't have L ke there's a p erc ng
MS M TTEN be eve w tness one a so den ed ever hav ng a n pp e p erc ng
MR TRENT Not every photograph has a p erc ng, does t?
MR BARNES Th s woman s much arger than w tness one
MR EGGLESTON Do you have soc a med a for K S ?
MR TRENT And there's no p erc ng n that shot that can see
MS M TTEN But those breasts cou d not be man pu ated ke that
MR BARNES th nk there s
MR TRENT s there one over there? Okay can't see
MR BARNES Yeah And to -- augmentat on cannot be man pu ated ke that

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MR. RAZER: Wou d t burst?
MS. M TTEN: Yeah. Yeah, th nk you wou d -- t wou d ump.
MR. BARNES: So are we done w th our...
MR. TRENT: mean, just the -- don't know. They don't a ook the same to me, but obv ous y not an expert n th s area, so...
MR. EGGLESTON: f we had better p ctures of K.S. or had K.S. herse f, these part cu ar -- these, what, f ve or s x photos of th s mode each show on her neck a mo e and a mo e. Un que. They wou dn't have Photoshopped n these mo es, so they're probab y natura on the mode . So f we had someth ng to compare that to, the who e argument of whether she's ga ned we ght or not or had surgery or not, but wou d say --
MR. BARNES: The fac a structure s --
MR. TRENT: We , et's go back. So one of the reasons we're do ng th s s because an attorney, n quest on ng her, brought up three photographs -- or two photographs.
MR. BARNES: Yes.
MR. AUST N: And asked her f that s her. That s go ng to be re eased to the pub c, and you want t c ear to the pub c that at east

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th s comm ttee -- or you be eve and maybe th s comm ttee as we be eves that those photographs that they use as ev dence were not her to d spe any sort of rumors or ns nuat ons or anyth ng ke that?
MR BARNES That's correct
MR PH LL PS So f we m t t then to just those exh b ts that m ght be a tt e b t eas er than say the one sk nny eg that has ropes around t or not don't know f that's her eg or not
MR BARNES Where's the other -- there's one more that has doub e-s ded
MR TRENT What s even the po nt of say ng what our op n on s on the verac ty of th s ev dence to the pub c?
MR BARNES Because there w be an ns nuat on made that these photographs are her n pub c
MR TRENT W that not be made anyway n court?
MR BARNES don't th nk t w because th nk anyone who sees w tness one and rev ews these photographs w say th s s not her And so don't want to perm t the ns nuat on to be

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made that these photographs are her when th nk everyone who saw her test fy does not be eve they're her.
MR. TRENT: Then why wou d that purpose not be accomp shed by s mp y say ng we have rev ewed the photos and we know what w tness one's appearance ooks ke, and we have no ev dence to suggest that they're the same person, as opposed to aff rmat ve y st pu at ng that we be eve t's not the same person.
MR. BARNES: How about we take two votes? We' take the f rst vote and then we' take the second vote.
MR. TRENT: Fa r enough.
MS. M TTEN: Mr. Cha r, don't know f th s s he pfu or not.
MR. BARNES: Yes, that's a good --
MR. PH LL PS: K nd of bony up around --
MS. M TTEN: Come up around because th s s -- there's no mo es. Look at the bone structure n the face. She test f ed to do ng Crossf t at the t me of the re at onsh p. There's no way a woman that's act ve n Crossf t s go ng to ook ke any of the bod es n those photographs.

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MR. AUST N: We don't know when they were taken, though. mean, do we?
MR. PH LL PS: Those p ctures, don't they have a date on them, these here? Webs te post ngs ke three years ago or someth ng, or two years ago?
MS. M TTEN: t's not a touchscreen.
MR. BARNES: The posts do have --
MR. PH LL PS: She's very th n.
MS. M TTEN: She's pet te and that's not a funct on of we ght. That's just a funct on of body type.
MR. CURCH N: Do you see a mo e up there?
MS. M TTEN: No woman that ooks ke th s who s n Crossf t s go ng to a ow those k nds of p ctures to be taken of herse f when she's got that k nd of we ght on her. wou d th nk most men wou dn't do that.
MR. TRENT: don't see any mo es on th s neck.
MR. BARNES: Oh, come on. Th s says -- took th s -- don't know how ong, a coup e months ago -- not a coup e months ago. A month ago. Th s was over three years ago, was the rep y. Over

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three years ago. Between three and four years ago --
MR. TRENT: So somet me n ear y 2015 or ate 2014 --
MR. BARNES: Yeah.
MR. TRENT: -- was when the rep y happened?
MR. BARNES: When the rep y happened, yeah.
MR. TRENT: We , there t says about three years ago.
MR. BARNES: Come on. Why s th s so s ow?
MR. TRENT: Th s says over two years ago.
MR. BARNES: The rep y says over three.
MR. RAZER: The p cture was posted over --
MR. BARNES: Over two years ago.
MR. RAZER: So now t's mov ng c oser to us.
MR. TRENT: So 'm not even sure.
MR. RAZER: f that says two years ago and the rep y says three, then don't know f the t me stamp s accurate at that po nt.

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MR BARNES There s no way that s w tness one
MR TRENT hate to say t but ook at her str ngy ha r too A ha rdresser s not go ng to have str ngy ha r
MR BARNES And ook at her stomach
MR TRENT So no don't th nk that's even the same woman as n the other p ctures wh ch s my po nt th nk these are not a the same person
MR BARNES We obv ous y there's an add t ona woman n that one
MR RAZER Go back to the -- one more mean you just ook at the ps n those That's not her
MR TRENT No mo es on the neck The ha r co or s d fferent mean wh ch obv ous y s eas y changeab e but --
MR BARNES So et's take -- my proposa s we take two votes We take an aff rmat ve vote that t s not her We take a vote that that there s no ev dence t s her s that acceptab e?
MR AUST N We mean s the vote for every s ng e photograph that you've pu ed

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today?
MR BARNES We're go ng to vote on the three that we've seen the three that we've --
MR TRENT So the three are the on y ones we're say ng are not?
MR BARNES We yeah 'm prepared to state unequ voca y that the other ones are not her based on that photograph that we have on ne based on what we've seen of her
MR TRENT You're ask ng for two votes one that we be eve w -- so can c ar fy that
MR BARNES Yeah 'd ke to g ve --
MR TRENT We guess be abored th s
MR BARNES Let's take a short break Let's take a short break
(Recess taken)
MR BARNES move that the comm ttee f nd that there s no cred b e ev dence that the photographs ntroduced as Exh b ts 16 17 and 18 n the depos t on and used to nqu re of w tness one about a part cu ar webs te were w tness one D scuss on on the mot on D d state t correct y?
MR EGGLESTON Were photographs of

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w tness one
MR RAZER Yeah t sounds when you read t that s ow y what you're say ng t s her at the end but you're correct when you read t as a who e
MR BARNES th nk t's go ng to have to be a -- t's a comp cated sentence
MR RAZER Yeah t s
MR PH LL PS The f rst part of the sentence states --
MR BARNES How about there s no cred b e ev dence that the photographs marked as Exh b ts 16 17 and 18 are w tness one?
MR TRENT Okay
MR EGGLESTON Are photographs of w tness one
MR AUST N Ho d on Back up After got comp ments they're just ta k ng about exh b ts here and don't have an exh b t st of the depos t on
MS M TTEN don't have t e ther
MR AUST N 've got to make sure 've got the r ght exh b ts t beg ns on page 391 f have t r ght
MS M TTEN And just see --

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MR TRENT 397 -- 'm sorry
Depos t on Exh b t 16 "Have you ever seen that mage before?" So t's k nd of -- "Can show you a photo and just te me whether or not t's you or not?
"Answer Yes
"Okay " And then he hands her 16
MR BARNES So that was 15
MR AUST N That was on page 397
Exh b t 16
MR EGGLESTON M ne s a b ank
MR BARNES Okay We're go ng to read t n now
MS M TTEN Let me see qu ck y f have unredacted and comp ete vers ons
MR AUST N have unredacted r ght here
MR BARNES Kev n's got t We' just know when we go to that sect on we're go ng to need to read that --
MR TRENT But just want to make sure 16 17 18 and 19 so t's -- are there four? thought we on y had three
MR BARNES There's on y three that were prov ded

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MR. RAZER: Wou d four be a photo of the hand e?
MR. AUST N: t ooks ke Exh b t 19 they're ta k ng about an P address or ga ned access to an P address.
MR. BARNES: Okay. So et's sk p 19 and say 16, 17, and 18.
MR. AUST N: Do you want to read th s and make sure 'm read ng t r ght?
MR. RAZER: We , hang on. f 19 s the hand e, the name, then we want to say we have no ev dence that that's her as we , that these -- these p ctures aren't her and that that hand e s not her e ther, correct?
MS. M TTEN: 16, 17, 18, and 19 were a photographs. Yeah, we don't have -- we don't know what -- and they're a referenced on or ntroduced on page 397.
MR. AUST N: Yep.
MS. M TTEN: They were reta ned by Ms. Nasser.
MR. AUST N: And those are a photographs?
MS. M TTEN: Yes.
MR. BARNES: 16, 17, 18, and 19.

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MS. M TTEN: Yes. They are a sted on the ndex of exh b ts as photographs.
MR. BARNES: We ooked at four, s the prob em. We need to note that we do not have 19. We're not aware of what -- and th nk t's fa r to say g ven -- we have no cred b e ev dence of 18. Because we don't have 19, obv ous y we have no cred b e ev dence of 19.
MR. EGGLESTON: We don't have one of them. We don't know wh ch one was numbered what, so ...
MR. BARNES: Okay. So et me restate my mot on.
MR. PH LL PS: Do we need the exh b t numbers spec f ca y n there?
MR. BARNES: th nk that t makes t more --
MR. EGGLESTON: He ps c ar fy t.
MR. RAZER: Do we have three p ctures of a woman and then one p cture that s a screen shot of the hand e of --
MR. BARNES: n the packet that we have, we have three p ctures.
MR. RAZER: One of wh ch s that screen shot?

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MR BARNES Yeah
MR RAZER A r ght
MR BARNES They're dent fy ng four exh b ts We have three p ctures They're not abe ed as exh b ts So th nk t's fa r to say we have no cred b e ev dence that any of them are w tness one And we can further state that we don't have one of them There's one of them f oat ng out there and the other but because of the fact that there's no cred b e ev dence of the other three we're comfortab e at th s po nt n t me -- not just comfortab e --
MR TRENT We don't have a p cture
MR BARNES That's r ght
MR TRENT We've got no ev dence
MR BARNES So et me restate The mot on s move that the comm ttee f nd there s no cred b e ev dence that the photographs marked -- that the exh b ts marked as 16 17 and 18 and 19 some of wh ch -- some or a of wh ch purport to be p ctures of w tness one --
MR AUST N Are n fact w tness one
MR EGGLESTON P ctures of w tness one
MR BARNES Are n fact w tness one

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MR AUST N Are n fact p ctures of w tness one
MR P ERSON Do we need to spec fy that those exh b ts are from the depos t on as opposed to our exh b t numbers?
MR PH LL PS Yes because --
MS M TTEN What f we sa d we as a comm ttee f nd -- what f we make t we as a comm ttee f nd there's no cred b e ev dence -- 'm try ng to -- you're r ght The sentence --
MR TRENT don't be eve we have to say -- we can say there's no cred b e ev dence that the photographs wh ch are dent f ed as exh b ts whatever through 19 are photographs of w tness one
MR PH LL PS There you go
MR BARNES That's t r ght there because that's so hard to -- the pub c sten ng to that s just not go ng to get t
MR RAZER No t's rea y --
MR BARNES A r ght Now we're now on the correct mot on Thank you to the gent eman from Greene move that the comm ttee f nd there s no cred b e ev dence that the exh b ts marked 16 to 19 are photographs of w tness one
MR AUST N Exh b ts 16 through 19

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MR. RAZER: n the depos t on.
MR. AUST N: n w tness one's depos t on.
MR. BARNES: Those -- how about second sentence: Those exh b ts as dent f ed --
MS. M TTEN: n her depos t on.
MR. BARNES: -- n Vo ume of her depos t on.
MS. M TTEN: Perfect.
MR. RAZER: Yes.
MR. PH LL PS: can te you get pa d by the hour.
MR. BARNES: move -- now, th s s the mot on. know t's the s xth t me we've stated t, but th s s the mot on now: move that the comm ttee f nd there s no cred b e ev dence that the exh b ts marked 16 through 19 are photographs of w tness one as dent f ed n Vo ume of her depos t on.
MR. RAZER: Good job.
MR. PH LL PS: Do you have a comma before as?
MR. BARNES: Mr. Secretary, p ease ca the ro e.
MR. TRENT: Do we get d scuss on f rst?

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MR. BARNES: Do you want to discuss?
MR. P ERSON: Just you said we get a brief statement if we wanted. Let's -- et's vote.
MR. TRENT: Vote first.
MR. BARNES: was thinking when they came back on because wanted to exp ain why we want to move for it.
MR. CURCH N: Okay. You move that -- the committee finds that there is no credib e evidence that the Exhibits 16 through 19 are photos of witness one as D'd in Vo ume of her deposition?
MR. BARNES: Yes.
MR. CURCH N: President Barnes.
MR. BARNES: Aye.
MR. CURCH N: Representative Phi ips.
MR. PH LL PS: Aye.
MR. CURCH N: Representative Austin.
MR. AUST N: Aye.
MR. CURCH N: Representative Egg eston.
MR. EGGLESTON: Aye.
MR. CURCH N: Representative Lauer.
Representative Mitten.
MS. M TTEN: Aye.
MR. CURCH N: Representative Pierson,

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Jun or
MR P ERSON Aye
MR CURCH N Representat ve Razer
MR RAZER Aye
MR CURCH N Representat ve Rhoads
Representat ve Trent
MR TRENT Aye
MR CURCH N E ght to zero
MR BARNES By a vote of e ght to zero you have passed the mot on that has been stated and recrafted and recrafted and recrafted and recrafted
now move that we go nto --
MS M TTEN Mr Cha r because of th s mot on do need to -- f rst of a d d not ce a redact on on -- m ssed redact on on a page that want to po nt out but we redacted some you know test mony regard ng th s Shou d -- do need to unredact and repr nt those pages?
MR BARNES th nk you do And the good news for us r ght now s t's on page 397 so t's not n the batch we're about to read
MS M TTEN So what page do you want me to unredact?
MR BARNES We --

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MS M TTEN So n other words there's test mony
MR BARNES Why don't we take a break when we get to that po nt and we can have that d scuss on when we get to that po nt
MS M TTEN Okay
MR RAZER But then we have to pr nt
MR BARNES That's f ne We' just pr nt the new pages And rea y t's on y necessary to make two cop es of whoever s read ng at that part cu ar moment
MS M TTEN R ght
MR RAZER Okay
MR BARNES And eventua y -- everyone shou d have unredacted cop es but we've got redacted cop es n front of us for purposes of read ng Anyth ng further before we open t up?
MR TRENT mean are we go ng to take a break when a the cameras come back n?
MR BARNES Yeah Okay So she w take a short recess to et everybody come back ns de w have a br ef exp anat on of what we just d d and then we w start w th the read ng
move we go back nto open sess on
A n favor say "aye "

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(Co ect ve "aye" responses.)
MR. BARNES: A opposed, "no."
(Recess taken.)
MR. BARNES: We are back n from c osed sess on fo owed by a short recess. As prom sed, we' exp a n why we c osed the sess on. There's a part of th s depos t on n wh ch Mr. Rosenb um, counse for Gre tens, asks w tness one about certa n photographs that are present on a webs te that s some sort of soc a med a webs te of a pornograph c nature, and we want -- the comm ttee has seen w tness one's appearance, and eav ng that out n the open w thout some sort of d scuss on by the comm ttee of whether those photographs, n fact, are w tness one, wou d have a owed for the ns nuat on to be made that they m ght have been w tness one or that there was some ev dence that they were w tness one.
So the purpose of c os ng the hear ng was to rev ew those photographs and compare them w th photographs of w tness one and dec de what the comm ttee wou d do before we re ease that part of the depos t on, est there be any confus on or ns nuat ons for wh ch there s no ev dence. So the comm ttee voted and unan mous y adopted the

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fo ow ng statement, that there s no cred b e ev dence that the exh b ts marked 16 to 19 are photographs of w tness one as dent f ed n Vo ume of her depos t on.
And prom sed -- some representat ves fe t strong y and m ght want to make statements when we came back n, so Representat ve Ph ps.
MR. PH LL PS: Thank you, Mr. Cha rman. We spent a cons derab e amount of t me nterv ew ng w tness one. She was just a few feet away from us. n my m nd, there's abso ute y no quest on that th s s not a representat on of w tness one.
She was a woman of s ender bu d. The ady n these p ctures s cons derab y arger, cons derab y more muscu ar bu d, and so forth. But after see ng her persona y and then v ew ng these p ctures that we used as an exh b t, there's no doubt n my m nd that these are not p ctures of w tness one. Thank you, Mr. Cha rman.
MR. BARNES: Further comments? Representat ve M tten.
MS. M TTEN: 'd just ke to echo the comments of Representat ve Ph ps.
MR. BARNES: Further comments? Representat ve Trent.

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MR TRENT Thank you Mr Cha rman
So the nature of the photos are such that you cannot rea y ascerta n the dent ty of the nd v dua n quest on at east not to the best of my ab ty have not had the opportun ty ke the rest of the comm ttee to be n the same room w th the f rst w tness So you know adm tted y you know that exper ence may y e d ns ght that don't have But th nk t's mposs b e to ascerta n the dent ty of the nd v dua one way or the other based on the rev ew of the mages that we just had so th nk that the mot on s appropr ate because we certa n y don't want to ns nuate someth ng when there s no ev dence to the aff rmat ve So thank you Mr Cha rman
MR BARNES Thank you Representat ve Further quest ons or comments? See ng none we got -- we proceeded to page 301 ast n ght Yesterday we sort of threw the v ce cha r and rank ng member under the bus by mak ng them start w start myse f today w th the quest ons
Mr V ce Cha r do you want to do the answer?
MR PH LL PS Certa n y
MR BARNES And we w go n 20-page

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ncrements f that's okay w th everyone un ess Representat ves Aust n and Egg eston want to vo unteer another 100-page -- no See ng no vo unteer ng we' start on ne 3 of page 301
(Whereupon test mony s be ng read nto th s record)
"Q Can you te me whether or not the -- that th s c a med p cture that you can't even say for certa n was taken w th a camera or a phone or any other type of phone can you te me what was conta ned on the p cture?
"A He to d me t was of me
"Q d dn't ask what he to d you asked --
"A We he adm tted
"Q We d dn't ask 'm ask ng you what you observed D d you see -- you d dn't see a p cture r ght?
"A d dn't see the p cture
"Q Do you know whether t was a se f e?
"A don't know on y know what he to d me
"Q Certa n y t cou d have been a p cture -- f there was a p cture taken of h mse f

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of something in the basement, of anything, right? Anything's possib e.
"A: just know what he to d me.
"Q: We , he didn't te you that at the time, did he? Did he te you that right at the time?
"A: That he took a picture, yes, he did.
"Q: And he said that was for you, so you won't te anybody, right?
"A: Yes.
"Q: And this is a so at a time when, according to you, he was in some sort of character, right?
"A: Correct.
"Q: And this character was sort of stepping back and ooking at it, maybe simi ar to a 50 Shades-type character, right?
"A: This was very persona .
"Q: And in 50 Shades, in those three books, isn't there passages where the main protagonist took pictures?
"A: Not that remember where he b ackmai ed somebody or threatened somebody. have no memory of that.

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"Q You can't -- you used the word -- t's nterest ng that you used the word 'b ackma ed ' And that's what you're c a m ng he sa d, r ght, at the t me? Not that he's go ng to b ackma you, that he's go ng to -- f you ever ta k to anybody or you ever ment on t, that he's go ng to put t on the nternet, r ght?
"A Correct
"Q So you have no -- even f that cou d be true, even f your c a m s to be true, you can't say whether or not that was part of th s character he was n at the t me, can you?
"A Yes
"Q You can't say whether or not he was -- you can't say -- f rst of a , he never used the word 'b ackma ed,' d d he?
"A He was very spec f c
"Q D d he use the word 'b ackma '?
"A 'You w never ment on my name '
"Q Wh e he was c a m ng to you n character, yes? So he jumped --
"A Th s was as h m
"Q Th s was as h m? D d you te h m -- d d he te you 'm out of character?
"A fe t t

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"Q You fe t that he was out of character? Okay
"A The same th ng w th mak ng h m -- ask ng me about my hern a knew he was out of character
"Q So he got out of character prev ous to that when he asked you about that, r ght?
"A R ght
"Q And that's just -- that's not anyth ng that's terr b y s gn f cant; t's just a scar on your --
"A No But remember h m say ng that because t was not go ng a ong w th th s person, who d dn't even know who he was
"Q Do you wear b k n s at the beach?
"A No, don't
"Q You never wear b k n s?
"A No, wear a two-p ece
"Q A two-p ece?
"A mean, wear ke a -- so have a -- one that comes up to here t's ke an o d-schoo , ke, 1940s sw mm ng su t That's the on y two-p ece have, and then have one-p eces
"Q So there wou d never be a p cture

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of you anywhere under any context post-hern a where you were wear ng a b k n ?
"A Maybe w th my fam y
"Q So the answer s you do wear b k n s from t me to t me?
"A Not out n pub c no But f 'm w th my fam y --
"Q Yes f you're w th your fam y where?
"A L ke when we were on vacat on ast t me be eve
"Q Where were you on vacat on?
"A At ke -- t was a pr vate beach but when went on vacat on w th a bunch of fr ends recent y wore one-p eces
"Q Okay So when you were w th the fam y -- excuse me Once you were w th the fam y on a pr vate beach now th s beach wasn't owned by your fam y was t?
"A No but we had th s t was our pr vate area
"Q But there was other peop e on the beach?
"A Not r ght there no
"Q But they cou d have wa ked down

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the beach?
"A No mean they cou d have but they d dn't no
"Q And you wore a b k n yes?
"A Not -- 'm uncomfortab e w th t yes
"Q Okay But that's d fferent than say ng you've never worn one r ght? Do you see a d fference?
"A d dn't say 've never worn one
"Q We you d d actua y
"A don't typ ca y wear them no
"Q Okay When you have p ctures of you taken -- when you have p ctures taken of you out w th your fr ends mean t's pretty common for you espec a y among g r s to ook at the p ctures and ed t them r ght?
"A Poss b y
"Q And request to de ete them correct?
"A G r s -- mean peop e do that yes
"Q And are you c a m ng that after he accord ng to you got out of character and sa d 'You w never te anybody ' d d you ask h m to

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de ete t at that po nt?
"A 'm te ng you no just stood there -- just stood there n shock Th s was someth ng fe t fond y of He just sa d th s He just d d th s
"Q We --
"A d dn't rea y fee had power to do anyth ng at th s po nt
"Q Assume -- assum ng accord ng to you and sten ng to what you're c a m ng occurred and after you're c a m ng that he sa d th s as you s t here now you have no poss b e dea as to whether or not that was transm tted anywhere do you? You cou d not poss b y know that cou d you?
"A No don't know
"Q You have no dea as to whether or not whatever he took t w th was even capab e of transm tt ng t to the C oud or anywhere e se? That wou d be a correct statement yes?
"A can't be certa n
"Q Pardon me?
"A can't be certa n
"Q You not on y can't be certa n we just went through a who e st of quest ons asked you that you can't be certa n as to whether or not

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whatever dev ce you're c a m ng th s occurred on was even capab e at that t me to transm t to the nternet or anywhere e se. That s a true statement, yes?

"A: just know he to d me he de eted t.

"Q: That was not my quest on.

"A: Wh ch wou d --

"Q: My quest on s spec f ca y, once you're c a m ng the p cture was taken, you have no dea whether or not that dev ce, whatever t was that you're c a m ng t was, Phone or otherw se, was even capab e of transm tt ng t based on everyth ng we just went through, r ght?

"A: know what he to d me. know he to d me he wou d put t a over, a over the nternet for everyone to see.

"Q: Let's go back and ta k about my quest on. Do you remember t?

"A: So wou d assume f he puts t a over the nternet, t has to have that capab ty.

"Q: Now, 'm -- d d ask you what you were assum ng? No. asked you what you know. And my quest on aga n s, you have no dea n the wor d,

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whatever dev ce you're c a m ng that th s p cture was taken, Phone or otherw se, you have no know edge as to whether or not that dev ce was even capab e of transm tt ng a p cture or anyth ng e se to C oud, to soc a med a, or anywhere e se; that's a true statement, yes?

"A: can't be certa n because 'm not certa n exact y what t was, other than my know edge of what t sounded ke to me.

"Q: And even --

"A: And what he sa d.

"Q: And even w th your know edge, we went through a sorts of ssues w th respect to sett ng, serv ce, storage, a those types of ssue, correct?

"A: Correct.

"Q: Wh ch wou d mean you have no know edge as to whether or not that was even capab e, whatever dev ce you're c a m ng t was; true statement, yes?

"A: -- am not sure.

"Q: And at no po nt n t me d d he ever come to you, subsequent to what you're c a m ng happened, and say ng, hey, K.S., have sent th s photo to anyone or any ent ty or any s te, Facebook,

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nstagram, the nternet? He never to d you subsequent that he --

"A: Correct.

"Q: -- transm tted the photo anywhere?

"A: Correct.

"Q: And you have no dea, nor do you have any proof, nor do you have any assumpt on based on everyth ng you know that even -- that that poss b y occurred, do you?

"A: 'm not sure.

"Q: But not on y are you not sure, you have no -- nowhere to po nt to where that wou d even nd cate that there was a subsequent transm ss on. You can't po nt to anyth ng that he sa d, anyth ng that you assumed at the t me, any p ece of ev dence that you were shown? You can't po nt us to anywhere where you be eve there's any nd c a of proof that there was a subsequent transm ss on after that p cture was taken, accord ng to you, accord ng to what you're c a m ng; that's a true statement, s t not?

"A: -- 'm not sure.

"Q: You're not sure of what? Do you not understand my quest on?

"A: -- don't know.

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"Q: Do you have any proof?

"A: f he took t w th an Phone w th h s C oud on, t def n te y was. To my know edge, he took t w th h s Phone.

"Q: We , we went over that. 'm ask ng a d fferent quest on. Any ev dence n your m nd that subsequent to th s c a med p cture, he transm tted t anywhere? Do you know the word 'subsequent'? After? At some po nt after, that's what subsequent -- subsequent means, okay? Are you w th me?

"A: Yes.

"Q: Do you have any ev dence to suggest that at some po nt after you're c a m ng that there was a transm ss on of that photo to anyone, any s te, any ent ty?

"A: have no know edge of that.

"Q: And accord ng to you, once you're c a m ng that you heard the sound and saw the f ash, accord ng to you, you at that po nt n your story, had know edge, persona know edge that a photo was taken accord ng to you?

"A: Correct.

"Q: You d d not te The House and the Grand Jury about your ack of know edge or a

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subsequent transm ss on?
"A That was not asked d rect y
"Q We and therefore t was not d scussed true?
"A We f t wasn't asked t wasn't asked
"Q Do you have an ndependent reco ect on of ta k ng to the Grand Jury or ta k ng to The House and say ng that you had no know edge that there was a subsequent transm ss on?
"A don't remember spec f ca y no
"Q th nk you -- at east to the Grand Jury that at th s t me he -- d d he -- when you made th s a eged threat d d he -- are you c a m ng he ca ed you some sort of name?
"A Yes
"Q And what wou d that be?
"A A whore
"Q Now that was someth ng that your husband referred to you as from t me to t me r ght?
"A No not from t me to t me No
"Q We that was someth ng your husband referred to you as
"A After th s he was horr b e at sham ng me and say ng mean th ngs to me yes

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"Q: So before you test f ed before the Grand Jury, that wou d have been someth ng that you wou d have heard used by your husband, yes, about you, yes?
"A: After th s, about me be ng w th h m, yeah.
"Q: And before you test f ed before the Grand Jury and The House or any other ent ty, r ght?
"A: 'm sorry. Restate.
"Q: You wou d have heard your husband ca you a whore before the Grand Jury test mony because t wou d have been r ght after th s; do you understand?
"A: Before the Grand Jury test mony?
"Q: Yes.
"A: 'm sure my husband sa d someth ng to that effect.
"Q: Now, when you --
"A: After th s.
"Q: When you descr bed th s event to your husband, you never to d your husband that he ca ed you a whore, that E.G. ca ed you a whore?
"A: Correct.
"Q: You never d d? You never used

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that word r ght?
"A Correct
"Q That was essent a y three days after th s event
"A Correct
"Q D d you purposefu y om t that?
"A There were certa n parts when was te ng h m that knew he was go ng to ose t He was s tt ng there the who e t me that was ta k ng to h m just gr tt ng h s teeth ke so angry
"Q And so then you chose not to use that part cu ar word r ght?
"A Yes
"Q When he was -- he actua y d d n fact get to the po nt where he k ssed your vag na d d he not?
"A After th s he came up c ose to me And ke sa d n my ear 'You're not go ng to speak my name are you?' And d dn't answer and then he d d t aga n F rst he ke spanked me and d d t aga n -- to me aga n Are you -- 'You're not go ng to say my name are you?'
And just gr tted through my teeth and sa d 'No ' and he came around the front and started

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k ss ng down my stomach and tr ed k ss ng me down there and ke freaked out
"Q Now he a ready had k ssed there
"A No he had not
"Q We he touched you there you sa d
"A Yes
"Q And that's when you were aroused and potent a y orgasmed r ght?
"A Yes
"Q Okay And then accord ng to you be eve you sa d that you were a d on the ground
"A Yeah tr ed eav ng was ke 'm -- 'm not ready for th s don't want th s
"Q So you tr ed eav ng?
"A Yes
"Q We he d dn't restra n you d d he?
"A Yes He tera y grabbed me ke a bear hug and a d me on the ground and just sa d 'K S ca m down ca m down You can't eave ke th s '
"Q D d you ns st on eav ng?
"A No a d on the ground and

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cr ed
"Q And that's when you were c a m ng that n that state he takes down h s pants and he puts h s pen s n front of you, correct?
"A We , after try ng to, ke, coax me, 'K S , you're okay, you're okay '
"Q D d t work?
"A 'You're okay '
"Q Accord ng to you, d d you ca m down?
"A was st just -- now 'm cry ng
"Q And then you gave h m ora sex
"A Yes
"Q And accord ng to you, th s was -- d d he actua y force h s pen s n your mouth; s that what you're c a m ng?
"A No He just -- -- he was obv ous y st aroused and hadn't gotten what he wanted
"Q We , that's your assumpt on, r ght? You potent a y orgasmed, r ght, dur ng th s ep sode?
"A Not at that po nt
"Q R ght But you had been aroused,

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r ght? R ght?
"A had been aroused
"Q Okay
"A Prev ous y
"Q Okay And d d you actua y say to h m 'm not aroused anymore?
"A d dn't say anyth ng
"Q Okay
"A was so upset cou dn't be eve -- how do you not know that 'm th s upset?
"Q We th nk what you sa d then s you sucked h m off and f gured that wou d be then he's happy and done r ght? s that what you sa d?
"A Not ke that but f gured he -- he's obv ous y st aroused He has no c ue how fee So he's not go ng to et me go unt he gets what he wants from th s whore
"Q So when you sa d to the Grand Jury ' 'm just go ng to suck h m off and then he's happy and 'm done and can eave so d d that ' wou d that be a true statement that you made to the Grand Jury?
"A Yes But t wasn't ke that yeah
"Q You don't sound -- you don't ke

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the way that sounded.
"A: However sa d t, 'm te ng you.
"Q: How ong d d t take you to g ve h m ora sex to the po nt of orgasm?
"A: don't know. A coup e m nutes.
"Q: Wh ch you d d vo untar y?
"A: f you ca vo untar y.
"Q: We , d d you refuse?
"A: -- just set there. don't --
"Q: We , you cou dn't have just sat there. You had to go through the movements of perform ng ora sex, r ght? mean, t wasn't the f rst t me n your fe you d d t, r ght?
"A: F rst t me d d t to somebody e se n 13 years. Th s was rea y --
"Q: D d you use your hand at the same t me as we as your mouth?
"A: God, have no c ue.
"Q: Dur ng these two m nutes, you don't have any c ue? 'm just try ng to --
"A: was rea y so numb at th s po nt.
"Q: Okay. But to be sure, you gave h m ora sex, r ght?

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"A Yes
"Q And he d dn't force you to that's a true statement yes?
"A He d dn't phys ca y make me do t
"Q And you never to d h m no 'm not do ng t? You never sa d no 'm not do ng t?
"A d dn't say rea y anyth ng
"Q You d dn't say anyth ng mean you're not c a m ng for one nstant that he forced you -- forced h mse f on you at that po nt are you? You're not mak ng that statement
"A 'm not c a m ng that he forced me --
"Q Now --
"A -- to put my mouth around h m
"Q You a so d dn't te P S at a about g v ng h m ora sex at the t me on the 24th correct?
"A No
"Q Pardon me?
"A No d d not
"Q So that was essent a y a e at that t me r ght? Certa n y a e by om ss on?
"A That was someth ng --

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"Q That was a e by om ss on
"A -- that kept out
"Q A e by om ss on, r ght?
"A t was someth ng that d d not te h m for h s sake and for m ne at that po nt
"Q Because at that t me t served your purposes, yes?
"A Because at that t me t was rea y traumat c, yeah
"Q And t served your purposes at that t me to keep that out; that's a true statement?
"A At th s -- at th s -- at th s po nt, thought P S was go ng to f p out, and can't even ta k about t r ght now to h m
"Q So where d d you change your c othes? D d you go back upsta rs?
"A went back upsta rs and changed n the bathroom
"Q And when you eft, d d you te h m 'm d sgusted; never want to see you aga n?
"A don't -- don't remember other than gett ng out of there as fast as cou d
"Q We , th nk what you sa d to the Grand Jury s that you were mad and you were d sgusted and you hated h m and that you were

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embarrassed. Do you reca mak ng those statements to the Grand Jury?
"A: Yes.
"Q: You s m ar y made some -- you made s m ar statements to T saby, correct?
"A: wou d assume made someth ng s m ar.
"Q: And then at some po nt you c a med that you freaked out because your purse -- your keys weren't n your purse, r ght?
"A: Correct.
"Q: But we've a ready gone through that and you wa ked n w th h m separate, r ght?
"A: Correct.
"Q: And he d dn't h de them from you?
"A: No, but norma y wou d set my purse down, and then wou d put my keys ns de the purse n the front pocket, so wou d never th nk to grab my keys too.
"Q: You never wou d th nk even f they're r ght next to each other?
"A: No, got out of there so fast.
"Q: We , understand that that's what you're say ng. But you're not -- certa n y you've been around enough to hear stor es of g r s

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that hook up w th guys and eave tems beh nd so they can see them aga n You've heard of that r ght?
"A That was not the case Not the case at a
"Q That wasn't the case?
"A No t was not the case here
"Q Okay Because the reason 'm ask ng s that you c a med that a day ong at work you were try ng to f gure out a way to get those keys and you know you're not supposed to ca h m r ght?
"A Yes
"Q We you get unch breaks don't you?
"A No don't
"Q You don't get any breaks?
"A No take a break wh e my c ent processes for ke f ve m nutes
MR BARNES Sw tch?
"Q He's f ve m nutes away You cou d have knocked on h s door
"A d dn't have the t me
"Q You cou d have made a phone ca from the shop r ght? That wou dn't have been

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ca ng from your number.
"A: wasn't a owed to ca from there e ther. ca ed h m from there the n ght before and he sa d, 'Do not ca me.'
"Q: A r ght. How about th s? How about hav ng a fr end ca ?
"A: 'm te ng you what he to d me.
"Q: just sa d, you had opt ons to get your keys, d dn't you? You cou d have ca ed a cour er, r ght?
"A: cou d have had a m on opt ons.
"Q: But you chose not to?
"A: chose not to.
"Q: Because after te ng the Grand Jury that you were mad, d sgusted, hated h m, and embarrassed, what you chose to do was go back to h s house at 4:00 p.m. that afternoon, r ght?
"A: Correct.
"Q: Vo untar y go back to th s man that just -- that you just descr bed n a way that you descr bed, r ght?
"A: Correct.
"Q: And you on y went back there -- you stayed for 45 m nutes?

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"A Around there
"Q You engaged n add t ona sexua act v ty?
"A K nd of
"Q K nd of?
"A K nd of
"Q We n fact you engaged n ora sex w th h m aga n?
"A No not that remember No
"Q We et's wa k through that okay? You're there 45 m nutes r ght?
"A Correct
"Q That's a s gn f cant t me r ght?
"A Yes and no
"Q And to be certa n and to be sure he was touch ng you touch ng your boobs r ght?
"A do remember that
"Q And you a owed h m to do that?
"A K nd of You wou d have to have been there
"Q We we weren't okay none of us so we have to re y on you
"A wa ked n -- we wa ked n and was extreme y angry at h m and upset And he was just ke 'K S ' t was -- t was back to

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norma E.G. The guy who or g na y had fee ngs for, and he was so much more norma and was ke, 'K.S., 'm sorry. just kept fantas z ng about you, and just wanted to make you fee good.'
And sa d, 'But you took a fr gg ng p cture of me.'
And he sa d, ' know. know. just had to protect myse f, but de eted t.'
"Q: That's what you're c a m ng?
"A: Huh?
"Q: And that's what you're c a m ng, he sa d he de eted t or erased t?
"A: He c a med he de eted t.
"Q: Now --
"A: So...
"Q: So n any event, a these fee ngs that you just descr bed that you c a m you had n the 45 m nutes, they a d ss pate, r ght?
"A: Not comp ete y, no. But they do enough to where he just keeps po nt ng to me say ng, 'K.S., t's go ng to be okay.' And he was ke -- he wou d ke k nd of rub on me aga n.
"Q: He was turn ng you on aga n, r ght?
"A: He wou d start to, and then 'd

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pu away and just say 'Stop p ease ' And then t ended w th me just say ng or us agree ng -- can't remember how the conversat on went -- that wou dn't see h m ke th s because was --
"Q We what you to d P S about the 45-m nute v s t s that he was touch ng you a over r ght?
"A R ght
"Q A over That wou d nc ude your vag na r ght?
"A 'm assum ng so
"Q And he was touch ng your boobs and you et h m that's what you sa d you et h m? That means consensua correct? Yes?
"A t wasn't consensua t was just -- aga n th s s a hard-to-exp a n s tuat on
"Q Okay We et's try th s Let me --
"A mean t wasn't h m say ng K S et me do th s and et h m do t at that po nt t was just --
"Q th nk we can a agree that n sexua s tuat ons somet mes you commun cate by words and somet mes you commun cate by act ons correct?

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"A: Correct.
"Q: And somet mes you can nd cate consent by words, wh ch s rare, but most often consent ng adu ts nd cate consent by act ons, r ght?
"A: Correct.
"Q: Whether or not they're nto t, correct?
"A: d dn't even k ss h m when came back.
"Q: Pardon me?
"A: d dn't even k ss h m when came back. kept pu ng away.
"Q: We , you sa d, 'He was touch ng me and touch ng me a over, wh ch you sa d was your vag na, 'touch ng my boobs, and et h m.' That's what you sa d, r ght?
"A: 'm assum ng to P.S., yes.
"Q: That's what -- and that's what consensua means, correct?
"A: That means et h m do t. Aga n, you wou d just have to be there.
"Q: And you sa d you were turned on by that n that afternoon, correct?
"A: don't remember that.

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"Q: 'We , no. was turned on, you sa d, about k ss ng. Not rea y. don't know. don't th nk rea y ever k ssed h m.' Do you reca mak ng that statement?
"A: don't reca t, but that makes sense.
"Q: But you wou d agree --
"A: Because he kept try ng.
"Q: And then you were spec f ca y asked, we -- he sa d, 'D d you?' And your response was, 'No, was turned on n the beg nn ng.' Do you reca that? Do you reca that 4:00 o'c ock sess on for 45 m nutes that you were turned on aga n?
"A: mag ne that was aga n.
"Q: Okay. And --
"A: t was tera y the most -- the b ggest emot ona ro ercoaster because wou d back away and just say, 'Stop, stop,' and then he wou d start n aga n w th 'K.S.'
"Q: And you, that afternoon, gave h m ora sex aga n?
"A: No, not --
"Q: No?
"A: d d not.

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"Q You don't remember?
"A remember that morn ng do not remember that afternoon at a no
"Q s t poss b e?
"A No
"Q That afternoon?
"A wou d assume no
"Q We you're assum ng no
"A don't have any memory of t
"Q You have no memory of t?
"A No And remember be ng w th h m the other t mes
"Q An nc denta y you never ment oned to the Grand Jury that you came back for 45 m nutes d d you?
"A don't know don't be eve -- don't remember what was exact y asked or how that was --
"Q We you to d the Grand Jury that you got there at 4 00 You went through the back door r ght?
"A Correct
"Q Because you c a m you d dn't purposefu y eave the keys r ght?
"A Correct

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"Q And you to d the Grand Jury that you sa d you were p ssed off r ght?
"A Correct
"Q You c a m you to d the Grand Jury about th s p cture that you c a m he had took wh ch he c a med he de eted r ght?
"A Correct
"Q After -- and after that conversat on w th the Grand Jury and after you c a m that he sa d he de eted t they Ms Gardner asked 'So what happened next?' And you sa d ' t was back to the sweet guy at the sa on ' r ght?
"A Correct
"Q You reca that He to d you he had fantas zed about you correct?
"A Yes
"Q And then after that you eft?
"A Okay
"Q Never ment oned you were there for 45 m nutes r ght?
"A That wasn't asked so spec f ca y --
"Q We --
"A -- how ong you were there or whatever

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"Q: Do you not th nk th s context -- t may have been nterest ng to the grand jurors, that you came back after te ng the grand jurors that you were d sgusted, mad, and hated h m, do you not th nk t m ght have been nterest ng -- nterest ng to the grand jurors that you came back for 45 m nutes, engaged n consensua sexua act v ty where you were turned on aga n? Do you not th nk that may have been nterest ng? 'm just ask ng that quest on.
"A: have no c ue.
"Q: You th nk t m ght have been nterest ng to The House to te The House that you came back and stayed 45 m nutes and engaged n consensua act v ty?
"A: f that was asked, def n te y sa d t.
"Q: Okay. We , t wasn't asked by the Grand Jury n the Grand Jury. We can estab sh that, okay?
"A: Correct.
"Q: Do you reca te ng The House that you went there for 45 m nutes n the afternoon?
"A: be eve so, but can't remember exact y.

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"Q D d you te -- do you remember te ng The House that you were turned on by h m aga n that afternoon?
"A don't remember f that was asked or not
"Q Do you remember te ng The House that you engaged n consensua sexua act v ty that afternoon?
"A don't remember what was asked
"Q You asked -- you were spec f ca y on two occas ons -- we et me ask th s Your husband P S spec f ca y asked you -- et me wa k that back th nk you sa d that at some po nt n th s 45 m nutes you agreed you were not go ng to see each other
"A Correct
"Q Your husband --
"A We except for to get h s ha r done yeah
"Q We he asked you f you were go ng to see h m aga n r ght?
"A Correct
"Q Your answer was ' don't know'?
"A Correct
"Q You cou dn't state to your husband

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def n t ve y that you weren't go ng to see h m?
"A Correct
"Q You wanted to see h m aga n d dn't you? You were st ntr gued
"A don't know exact y how fe t at that moment
"Q We --
"A After that day tr ed tera y never to th nk of that f rst --
"Q Rea y? Because some of the thoughts you had were be ng n ove w th the dea of E G r ght?
"A The dea before for sure
"Q We actua y as you were descr b ng --
"A thought he was awesome
"Q As you were descr b ng how you fe t to P S you sa d you were -- you weren't n ove w th h m but you were certa n y n ove w th the dea of h m r ght?
"A We sure before that
"Q And you cou dn't comm t to h m that you weren't go ng to see h m aga n and you sa d there's a chance you're go ng to see h m aga n correct?

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"A: Correct.
"Q: And that's because you wanted to?
"A: We , because he had said sti p an on coming into the sa on.
"Q: We , certain y you have -- cou d have said no.
"A: cou d have.
"Q: And you wanted to see him again?
"A: After that first day -- or after eft that second time, fe t ike things were smoothed enough that him coming into the sa on wou d be --
"Q: After that second 45-minute session that you hadn't ta ked about before where you engaged in additiona sexua activity, that's what you're referring to, yes? After that second 45-minute period of time --
"A: That second 45-minute session was us ta king.
"Q: And fond ing --
"A: Fina y --
"Q: Fond ing each other, fond ing each other?
"A: No, not fond ing each other.
"Q: Okay.

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"A Th s was --
"Q So when you stood there --
"A You weren't there
"Q And he was fond ng a over your body and your vag na you had -- you had your arms stra ght down?
"A kept stepp ng away and then he wou d come to me aga n
"Q Even though you sa d you et h m wh ch s consensua r ght? That wou d be --
"A Yes wou d et h m and then wou d step away and say 'Stop stop '
"Q Now th s s the same person that you had ear er sa d you actua y had thoughts of a future w th r ght?
"A Not necessar y thoughts of a future
"Q But not necessar y thoughts" --
MR BARNES "But not unnecessar y thoughts "
MR PH LL PS Pardon me
"Q But not unnecessar y thoughts of a future You wanted to see --
"A Just thoughts about h m n genera yes

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"Q And where th s cou d poss b y go?
"A thought very fond y of h m before yes
"Q You're say ng where th s cou d go and you're say ng that's a correct statement your thoughts of where th s cou d go r ght?
"A Poss b y but not the future
"Q And were you mad at yourse f for what you cons der hav ng an affa r or stepp ng out on your husband?
"A Oh abso ute y
"Q And there's no doubt that you d dn't know you were be ng taped on the 24th r ght? You had no dea?
"A had no c ue
"Q And a so to be sure and be certa n tape-record ng your husband tape-record ng you was not part of a marr age counse ng or adv ce you rece ved?
"A No
"Q t was not part of therapy to address mar ta ssues n retrospect together by way of a tape of any sort?
"A No
"Q t was not anyth ng that you wou d

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have agreed to?
"A Correct
"Q You fe t -- n fact, you fe t v o ated by that, d d you not?
"A Correct
"Q You heard A bert Watk ns, your husband's awyer, address t d fferent y, have you not?
"A Oh, yes, have
"Q How d d that make you fee ?
"A Hurt, sad, angry
"Q D d you take any act on aga nst Mr Watk ns?
"A No, d d not
"Q D d you cons der tak ng any act ons aga nst Mr Watk ns?
"A No, haven't at th s po nt
"Q D d you take any act on to set the record stra ght w th the aud ence that Mr Watk ns was ta k ng to?
"A have not to date have tr ed to 'm n an awfu pos t on r ght now
"Q n any event, what he sa d that came out of h s mouth was patent y fa se, true?
"A t was not the truth, un ess --

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un ess they were do ng some sort of counse ng th ng that had no c ue about.
"Q: Who s they?
"A: Our mar ta counse or and my ex-husband. was not aware of any type of record ng for counse ng, no.
"Q: So th nk you sa d the next event that occurred -- et me -- et me back up for a second.
Your husband asked you on a coup e of occas ons whether or not you cou d ever have sex w th h m aga n, r ght? Do you reca that?
"A: No, don't reca .
"Q: Ho d on one second. We , we spec f ca y asked f you had sex w th h m just before meet ng your husband. Do you reca that?
"A: Who asked that?
"Q: P.S.
"A: P.S. asked f --
"Q: f want to get the context, there's a coup e of fo ow-up quest ons to th s.
MR. AUST N: nterject on.
Mr. S mpson says, "Counse , wh e you ook, we a -- may we a take a f ve-m nute break?" Sorry.

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MR. BARNES: Rosenb um add. We're back to Rosenb um's. That's you.
"Q: Th s w on y take a second, then we can take a f ve-m nute break.
Do you reca when your husband asked, 'Do you th nk that you cou d ever hea and be ab e to have sex w th me aga n?' And your response was, ' don't know. 've thought about you. know you wou d never -- you wou dn't cheat on me ke that.' Do you reca that?
"A: Not rea y, but when was th s?
"Q: Th s was n the car.
"A: Oh.
"Q: The taped conversat on on the -- on the 24th --
"A: Correct.
"Q: -- of March. You're te ng h m that you don't know whether you -- whether you cou d ever have sex w th h m aga n, mean ng P.S., r ght?
"A: R ght.
"Q: And wou d t be fa r to say that at that po nt n t me, your marr age wasn't very good?
"A: Correct.
"Q: And you weren't hav ng sex w th

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your husband P.S.?
"A: had been up unt maybe a few weeks before we separated or whatever.
"Q: So you had been up unt a few weeks before?
"A: That was not an ssue n our marr age, no.
"Q: But you had been up unt , say, February?
"A: Correct.
"Q: Unt you separated?
"A: Correct.
"Q: And d d you have sex w th your husband at any t me through the course of your separat on?
"A: Yes, we d d.
"Q: Do you know what month?
"A: don t remember. just know we d d at some po nt.
"Q: L ke March, Apr , May, June?
"A: Maybe. don t know.
"Q: Pardon me?
"A: Apr . m not sure.
"Q: Okay.
"A: don t remember.

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"Q: And ' ask th s one ser es and we can take a f ve-m nute break, and hopefu y 'm not go ng to go a that much onger. There was a t me when your husband was ask ng about the k nd of sex you had w th -- w th E.G., r ght?
"A: Yes.
"Q: W th E.G. Do you remember that?
"A: Yes.
"Q: And t struck me odd that he wou d -- that he just d dn't ask whether or not you guys had sex or ntercourse. He spec f ca y asked, 'D d he ask you to have sex w th h m?'
And your response was, 'No.'
'D d you ask h m?'
'No.'
And then he asked you th s: 'D d you gu de h m? D d you te h m what to do?' Do you reca that quest on your husband asked you?
"A: No, don't. don't know what --
"Q: You sa d no.
"A: assumed -- 'm not sure. th nk that quest on had to do w th, ke, d d set the boundar es sort of th ng, that -- that's what assume that means.
"Q: We , when he sa d you sa d that

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he was ask ng dur ng sexua act v ty, d d you gu de h m or d d you te h m what to do, r ght?
"A: R ght. --
"Q: D d you have any part cu ar un que turnons that your husband wanted to know you shared w th E.G.?
"A: No. don't be eve that's what he was ta k ng about, no.
"Q: So you don't know what he was mean ng, what he was say ng, r ght?
"A: 'm not sure what that was a about.
"Q: A r ght. Can we just take a f ve-m nute break?"
MR. AUST N: Mr. S mpson says, "Yeah."
"Q: Okay. We're back from break. just want to back up for a m nute on a quest on w th respect to Mr. T saby. Do you reca te ng T saby that wh e you were on the r ngs, that when you c a med the photograph was taken, that you st had the sk rt on" --
MS. M TTEN: "Sh rt."
"Q: The sh rt on that you r pped?
"A: Yes. t wou d have been around my arms st , yeah.

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"Q So were your pants st on?
"A They were down No they were at my feet
"Q Were they down or off?
"A They were at my feet yes
"Q And w th respect to the T-sh rt at that po nt you sa d 'So t wou d have been r pped ' but you're c a m ng t had -- that t had been r pped r ght?
"A Correct
"Q So your arms st wou d have been through the arm ho es?
"A Correct
"Q So essent a y your torso wou d have been exposed?
"A mean everyth ng n the m dd e yes t wou d have been hang ng f that makes sense ke the arms wou d have been on What fe t was the sh rt s ke hang ng the s eeves are st on my arms but t was r pped comp ete y open
"Q So you d dn't see t but you fe t that t was open?
"A Correct
"Q So do you know whether or not your breasts were exposed?

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"A: -- yes, be eved them to be because when he was touch ng them --
"Q: Consensua y.
"A: -- cou dn't fee the sh rt there.
"Q: And certa n y consensua y at that po nt?
"A: At that po nt, had not stopped h m, no."
MS. M TTEN: Representat ve Aust n.
MR. AUST N: Ask away.
MS. M TTEN: Okay.
"Q: Okay. So mov ng on, be eve that you sa d your next contact was a week or two ater at h s regu ar appo ntment, r ght?
"A: Yes.
"Q: And th nk that wou d have been probab y around March 28th or Apr 4th. Those were both Saturdays. Does that sound about r ght?
"A: Somewhere around that t me.
"Q: Had there been any phone ca s n between that you're aware of?
"A: No.
"Q: So from the afternoon of the 21st --

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"A Yes
"Q -- you had no contact w th h m unt your next appo ntment?
"A No
"Q s that your test mony?
"A Correct
"Q Okay And you certa n y wanted to see h m when he came n r ght?
"A don't remember exact y how fe t unt he -- remember how fe t when he eft that day at the sa on was happy that he came n after
"Q We was that when he came n ear y?
"A No that was not
"Q So when he came n for th s regu ar appo ntment you were happy to see h m r ght?
"A Not necessar y r ght away 'm sure was nervous
"Q We because 'm a tt e confused because you then ta k chrono og ca y to the Grand Jury that essent a y your next v s t wou d have been --
"A The next v s t where there was any

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contact that -- that's what you're referr ng to, yes. The next v s t where there was any contact was at the sa on wh ch wou d have been after that appo ntment.
"Q: That wou d have been after that appo ntment?
"A: Correct.
"Q: So f the -- f that appo ntment that you're say ng was the f rst t me you saw h m after that afternoon, and that was e ther on the 28th of March or the 4th, r ght, do you reca whether t was a week or two weeks?
"A: 'm not pos t ve. don't want to say.
"Q: Because you ta k about an event, and 'm gett ng ahead of myse f, but you ta k about an event where he drove -- an event where you drove by and you were n the founta n -- on the founta n? Do you reca that?
"A: Correct.
"Q: And you dated that event, wh ch we' get to, n May of 2015. You sa d that was n May, a though you to d Mr. T saby that event, the founta n event, was ear y Apr . Do you have a reco ect on?

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"A wou dn't have sa d that was ear y Apr 'm not sure exact y the t me ne just know he came n aga n for another appo ntment
"Q Okay And dur ng that appo ntment --
"A And --
"Q And there was -- anyth ng awkward about t? Th s was r ght after you spent 45 m nutes w th h m or a week or after maybe two r ght?
"A t def n te y started awkward t started uncomfortab e and --
"Q Pardon me?
"A sa d t started uncomfortab e yes
"Q And when you say t started uncomfortab e you were st hav ng some of those same fee ngs towards h m they d dn't a of a sudden --
"A They were very m xed fee ngs
"Q They were Your fee ngs of des re and attract on and the perfect man and a of that they d dn't just d sappear
"A They d dn't d sappear but they were tarn shed yeah
"Q So dur ng that v s t t was just

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a forma ha rcut?
"A Yeah for the most part He stated -- he asked me f had to d anyone
"Q And of course you sa d no even though that wasn't true?
"A Correct had reason to be fearfu
"Q And then short y -- anyth ng e se stand out at that part cu ar ha rcut po nt?
"A He sa d -- he was norma aga n He was k nd He was back to the person who had known pr or to see ng h m at h s house and he -- our conversat on guess was more norma than towards the end of the ha rcut and know he sa d -- ' have to see you aga n When can see you aga n?'
"Q When he sa d ' have to see you aga n ' what d d you say? D d you say want to see h m aga n too?
"A don't remember 'm not sure exact y how that ended
"Q D d you nd cate to h m at a dur ng that ha rcut appo ntment that you d d not want to see h m?
"A don't reca

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"Q You don't reca or you th nk there's a poss b ty dur ng that ha rcut appo ntment you sa d don't want to see you anymore?
"A don't remember say ng don't want to see you anymore no
"Q And certa n y you had the opt on of not cutt ng h s ha r?
"A Correct
"Q And even referr ng h m out of the sa on or to somebody e se n the sa on you had that opt on?
"A Yes
"Q Okay And then the next event that you ta k about at east to the Grand Jury s at some po nt he requested to come n ear y and you can't te me whether t was 9 30 or 10 00 9 30 f t was a weekday or potent a y before 8 00 f t was a weekend correct?
"A wou d -- be eve t to be a weekday
"Q So that wou d have been -- he came n ear y around 9 30?
"A Correct
"Q And you knew he was go ng to come

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n ear y?
"A Around that t me
"Q R ght
"A Correct
"Q And that was okay w th you r ght?
"A Correct
"Q And the purpose of com ng n ear y was to spend some a one t me w th h m?
"A Correct
"Q Outs de of A the pub c v ew and B anybody n the shop because you had access to the shop r ght?
"A K nd of had to go to the front desk to get the keys f was go ng to come n ear y for my c ents
"Q But you had the keys r ght?
"A That morn ng went to the front desk and got them beforehand yes
"Q Was anybody e se there?
"A Not for 15 m nutes or whatever
"Q Poss b y onger? 30 m nutes?
"A wou d say -- wou d say not much onger than 15 m nutes no
"Q And when d d you have a conversat on w th E G about arrang ng to come n

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ear y?
"A don't remember spec f ca y 'm not sure just know that that happened
"Q So do you reca whether t was by ema or whether t was by te ephone?
"A No don't reca
"Q Now when you came -- was he wa t ng for you n the ha before enter ng?
"A don't reca 'm not sure
"Q We he cou dn't have gotten n?
"A Correct
"Q You had the key?
"A Correct
"Q D d you go through th s -- you go nto the sa on and you guys are the on y ones there?
"A Yes
"Q And you embrace? You k ss?
"A We d d
"Q And you k ssed th nk you descr bed t as w fu y?
"A Correct
"Q You made out?
"A Correct
"Q Because you were that attracted to h m?

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"A: Because, yes, wanted to.
"Q: Of course. R ght. mean, he d dn t force you to, correct?
"A: No, d d not fee forced.
"Q: You k ssed?
"A: At th s t me.
"Q: You k ssed h m pass onate y?
"A: k ssed h m, yes.
"Q: Mak ng out pass onate y?
"A: -- yes, we were k ss ng.
"Q: And at some po nt you moved to a c oset to be out of pub c v ew even for --
"A: t s not a c oset, but t s a back room.
"Q: We , t s a back room where you keep dye, r ght?
"A: Correct.
"Q: And you made that cho ce, correct, to go nto that c oset?
"A: mag ne we made that cho ce, yes.
"Q: Aga n, for further pr vacy?
"A: Yes.
"Q: Because you were mak ng out, r ght?

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"A Correct
"Q You cont nued to make out n the back room?
"A Correct
"Q And n fact n the back room you p easured each other? You're under oath
"A R ght We were fu y c othed So yes there was hands and stuff ke that f that's what you're referr ng to
"Q We 'm referr ng to that
"A Sure
"Q But t was more than hands mean he put h s hands n your pants and p easured you on your vag na
"A To some extent but we d dn't have that much t me so t wasn't ke -- we both stayed fu y c othed guess s the po nt
"Q Okay Aga n d dn't ask that d d ? My quest on s wh e you were n the back room n a secure pr vate area you p easured each other for a per od of t me yes?
"A Yes
"Q He p aced h s hand on your bare vag na for a per od of t me?
"A As far as remember yes know

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that.
"Q: And he d d so n a way to try and arouse you to orgasm --
"A: --
"Q: -- as you k ssed?
"A: Yes, wou d mag ne so.
"Q: And d d you orgasm on that occas on?
"A: don t know. Not that reca . -- cou d have, but --
"Q: Cou d have?
"A: But not that reca .
"Q: And at the same t me he was do ng that, you were p easur ng h m?
"A: cou d have been touch ng h m, yes.
"Q: We , cou d you have g ven h m ora sex n that room?
"A: No, d d not.
"Q: Are you certa n?
"A: m certa n, yes.
"Q: So when you were touch ng h m, were you touch ng h m bare pen s?
"A: mag ne so.
"Q: And to touch h s bare pen s, you

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unbutton h s pants?
"A don't know f he d d or d d 'm not sure
"Q But they were unbuttoned?
"A mag ne so
"Q And d d they -- were they moved down?
"A Not that remember
"Q And once you touched h s bare pen s d d you do so n a way to try and arouse h m and cause h m to ejacu ate?
"A don't remember
"Q We mean --
"A just know we d dn't have very ong know that we were mak ng out n the back and --
"Q And he was d g ta y penetrat ng you and you were essent a y strok ng h s pen s?
"A To some extent yes
"Q We understand you're say ng 'to some extent ' 'm not ask ng you to t me t but those events were occurr ng correct?
"A Correct
"Q And they were occurr ng consensua y and vo untar y correct?

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"A: Correct.
"Q: And d d you br ng h m to orgasm?
"A: don't remember.
"Q: s t poss b e?
"A: Maybe.
"Q: And then once you comp eted that sexua encounter, you essent a y put on a d fferent face, so to speak, and went out about do ng your job of cutt ng h s ha r and others?
"A: mean, wasn't ke that a day, f that's what you're referr ng to. mag ne once you f n sh sexua act v ty, you don't cont nue a day ong.
"Q: You got yourse f back together, correct?
"A: Correct.
"Q: Now, 'm cur ous as to why you never ment oned any of th s to T saby.
"A: -- mag ne d d st , but have no c ue what he remembers and what he doesn't remember.
"Q: We , are you say ng you spec f ca y reca ment on ng th s sexua encounter to T saby?
"A: be eve so, yes.

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"Q We you d dn't ment on t to the Grand Jury d d you?
"A Yes that we made out n the sa on
"Q We what you sa d was ' d d k ss h m w fu y at the t me when he came n ' r ght?
"A Correct
"Q And the next quest on was 'and so after that d d you have occas on to see h m aga n or d d you -- d d he make arrangements to see you aga n?' And then you go nto essent a y the next t me that you saw h m r ght?
"A Correct
"Q So we can estab sh for certa n that th s sexua act v ty wh e you were man pu at ng each other and try ng to arouse each other to orgasm was never ment oned to the Grand Jury?
"A t wasn't asked spec f ca y what happened or anyth ng no
"Q We what do you th nk you were there test fy ng about? You ment oned that you k ssed h m w fu y
"A Yes

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"Q Okay
"A My po nt say ng that was that t me prev ous y had not k ssed h m w fu y hadn't consensua y --
"Q We et me ask you th s --
"A -- dec ded to k ss h m no
"Q You've answered And aga n you know we've estab shed that wasn't sa d to the Grand Jury r ght?
"A Correct
"Q And t wasn't sa d to The House e ther r ght?
"A 'm not sure f that was asked
"Q And not ced that n response to a ser es of these quest ons that you d dn't say t to The House or you d dn't say t to the Grand Jury You respond by say ng ' 'm not sure whether or not t was asked ' r ght?
"A Correct
"Q We've had severa breaks here as we've gone on r ght?
"A Correct
"Q Have you had d scuss ons w th the c rcu t attorneys regard ng how th s depos t on s proceed ng?

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"A: Not at a , no.
"Q: There was no d scuss on about how to respond to some of these quest ons?
"A: No.
"Q: Was there ever a quest on about respond ng by say ng you weren't asked?
"A: No.
"Q: So you don't th nk t was s gn f cant when you were test fy ng n front of the Grand Jury that you w fu y k ssed h m to add to the grand jurors and adv se the grand jurors that you engaged n sexua , consensua , pass onate contact where you each touched each other's, we , vag na and pen s? You don't th nk that was maybe re evant nformat on, g ven that one of the ast th ngs you sa d to the Grand Jury before that s that you eft or at some po nt on the 21st you hated h m and you were d sgusted and you were embarrassed? You don't th nk t wou d have been s gn f cant to te these grand jurors that w th n a coup e weeks, you are essent a y engag ng n very consensua act v ty?
"A: No.
"Q: Do you th nk that wou d have had some re evance?

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"A mean f -- f somebody -- or f was to d K S go K S go nto deta about every s ng e encounter at any t me you ta ked to h m any t me that you saw where were h s hands you know t's --
"Q Let me --
"A That's not how v ewed th s
"Q Let me ask you th s
"A And sorry To go back as we d dn't say eft hat ng h m and then that was t After that f rst t me sa d when went back he d d smooth over th ngs to some extent d dn't eave hat ng h m that day eft extreme y confused and rea y n a d ff cu t we rd p ace
"Q Before you test f ed before the Grand Jury d d you te Ms Gardner about th s sexua encounter n the broom -- n the dye c oset?
"A don't know when to d her about t But know we ta ked about t or we d scussed t
"Q You can't --
"A Yes
"Q -- te me when you asked about t when you ta ked about t? You can't te me whether t was before or after the Grand Jury?

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And -- and t's just a po nt of reference
"A Sure
"Q mean you d dn't say anyth ng to T saby t doesn't appear un ess he d dn't wr te t down?
"A R ght don't know what he wrote down d dn't wr te -- or d dn't wr te down but whatever remembered to d her
"Q But you can't te me whether you to d her that before you test f ed before the Grand Jury about the broom c oset the dye c oset?
"A We that was part of t so assume so sa d he came nto my sa on yeah so assume
"Q Okay So you be eve that you had prov ded that nformat on to Ms Gardner before you test f ed n the Grand Jury that you had had th s sexua encounter n the c oset you be eve that you test f ed that you to d that to Ms Gardner?
"A Yes
"Q And you understand she was the one ask ng the quest ons of you n front of the grand jurors?
"A Yes
"Q And she never asked you that quest on?
"A We because sa d that t happened
"Q She never asked you after you sa d you w fu y k ssed h m whether there was any add t ona sexua contact? can show you the transcr pt
"A R ght
"Q She never asked you that?
"A mean no she d dn't
"Q The next occas on that you spoke about was when you were s tt ng at th s founta n correct?
"A Correct
"Q And he dr ves by and he says -- we et me ask you th s n reference to the sexua encounter that you had n your sa on wh ch th nk we can put t what at some po nt n Apr wou d that make sense?
"A Maybe the end of Apr
"Q Okay So then n -- at some po nt n May you're s tt ng outs de of your sa on read ng on what mag ne wou d be a break of some sort r ght?
"A Correct

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"Q: So do you get breaks?
"A: f don't have a c ent, but on Saturdays n part cu ar, don't.
"Q: And you were s tt ng at that founta n, wh ch th nk s r ght n front of, what, Scape?
"A: Correct.
"Q: And he dr ves by and asks f you can come over that n ght, r ght, or that day?
"A: Correct.
"Q: But that was actua y a day where you spent some s gn f cant t me w th h m, d dn't you?
"A: No, not that day.
"Q: What day was t?
"A: That wou d have been the Saturday or whatever day that was at n ght. t was k nd of ate at n ght, you know, 9:00 p.m. or whatever. That t me, no, wasn't there for a very ong t me.
"Q: Pardon me?
"A: That t me was not there for a very ong t me.
"Q: You d dn't spend a ot of t me ta k ng to h m?
"A: Not that n ght, no.

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"Q How much t me were you over at h s house on that part cu ar n ght after you met h m at the sa on?
"A 'm not sure Less than an hour t wasn't a ong t me
"Q So you wa ked over?
"A Correct
"Q And you entered through the back door?
"A Yes
"Q D d you knock or just wa k n?
"A don't remember
"Q Poss b y you just wa ked n?
"A don't remember
"Q Wou d t be fa r to say you were gett ng more comfortab e around E G at th s t me?
"A No -- more comfortab e than the f rst t me f that's what you're referr ng to but no
"Q And certa n y -- and to be certa n on that occas on you engaged n consensua ora sex r ght?
"A Correct
"Q And he had ora sex w th you as we ?

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"A Correct
"Q So the two of you on that day you gave h m ora sex unt he c maxed and then he gave you ora sex unt you c maxed?
"A Correct
"Q And he -- do you know how many t mes he --
"A No have no c ue
"Q More than once?
"A Poss b y
"Q And certa n y dur ng those per ods of sexua act v ty at h s house on that occas on you were both comp ete y nude correct?
"A be eve so yes
"Q Okay And the ghts were on you cou d see each other?
"A Yes
"Q You fe t comfortab e enough around h m to be nude n front of h m and engage n ora sex and have h m rec procate on you correct?
"A At th s po nt yes "
MR AUST N Ready? Back to the transcr pt
"Q Now th s -- now was th s about the t me where -- so th s s n May at some po nt

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correct?
"A Correct be eve t to be
"Q And you say there was yet another occas on?
"A Correct
"Q And th s wou d have been when do you know? June?
"A Correct The end of June
"Q And th s s when you were adv sed of the fact he had a phone of some sort?
"A Yes
"Q And who contacted whom or how was th s next arrangement?
"A don't remember exact y mean don't remember other than h m te ng me h s w fe s go ng to be out of town for a week want to see you as much as can When -- when are you ava ab e But don't remember was that -- be eve that was at h s appo ntment or don't know 'm not -- 'm not sure just know that knew ahead of t me at east a few weeks ahead of t me that h s -- that th s was the case
"Q Do you know how many t mes you saw h m that week?
"A Tw ce yes

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"Q And both t mes at h s house?
"A Correct
"Q Was that on one of the occas ons where you actua y c a med that you worked out?
"A Yes correct
"Q Okay So the f rst t me that you -- that you came that part cu ar week -- et me back up one second D d you te The House the fact that you engaged n that he engaged n ora sex w th you on that occas on and that you were comp ete y nude w th h m and that you fe t comfortab e be ng nude w th h m at that po nt? D d you te that to The House?
"A be eve sa d we engaged n consensua ora sex yes
"Q And the t me now where you say that you went over when you were adv sed that h s w fe was go ng to be out of town th s you're say ng was th s June? And --
"A At the end of June
"Q So th s t me was th s the t me you stayed a s gn f cant per od of t me?
"A was there -- we don't remember the spec f c amount of t me but fee ke that t me and the t me n the morn ng were more

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t me We had more t me than we d d the other t mes yes
"Q Okay We wh ch t me n the morn ng?
"A When we worked out
"Q So the next t me --
"A The ast t me correct
"Q After th s? Okay So et's ta k about th s t me How many hours d d you spend w th h m on th s occas on n June?
"A R ght 'm not exact y sure -- sure exact y but wou d -- wou d say t was more t me than the other t mes Not hours and hours or anyth ng ke that but et's say --
"Q A coup e hours? Severa hours?
"A No ess Or no more than two hours no
"Q And -- wou d assume that there was a ot of -- because you haven't seen each other that much a ot of fond ng and touch ng and k ss ng ke most peop e do r ght?
"A Correct
"Q You just d dn't s t there and watch TV? You d dn't have that much t me r ght?
"A R ght We d dn't watch TV

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"Q And dur ng the fond ng and k ss ng and touch ng, at some po nt that ed to another sexua encounter, r ght?
"A Yes, be eve so
"Q And where d d th s take p ace?
"A n a spare bedroom that he has
"Q And d d you wa k upsta rs naked? Had you undressed on the couch?
"A don't be eve so, no
"Q D d you start to undress on the couch?
"A 've never been on h s couch, so, no
"Q D d you start to undress downsta rs?
"A Not that remember, no
"Q D d you undress yourse f when you went upsta rs?
"A don't remember don't know
"Q You don't -- you don't remember how your c othes came off?
"A No, because don't even know f my c othes were fu y off rea y don't remember
"Q So what type of sexua act v ty d d you engage n on that occas on?

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"A be eve to be ora sex fond ng stuff ke that
"Q D g ta man pu at on w th h s f ngers?
"A Yes be eve so
"Q Okay And d d you -- d d you reach orgasm dur ng that t me?
"A can't say for sure 'm not sure
"Q And th s s the occas on be eve you sa d that there was a -- he stopped and asked f you were hav ng sex w th anybody e se r ght?
"A Correct
"Q And you ment oned your husband?
"A Correct
"Q But you were separated r ght?
"A Correct But knew had s ept w th h m at some po nt Not sure when
"Q You can't say when?
"A Yeah
"Q You can't even say for certa n -- certa n whether t was before or after th s ep sode r ght?
"A 'm sorry? What?

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"Q: Before or after th s encounter w th E.G., you can't say whether or not you had s ept w th your husband aga n dur ng th s separat on?
"A: We , know d d afterwards once we were back together, but, no, had -- had s ept w th h m pr or to th s.
"Q: Dur ng the separat on?
"A: Correct.
"Q: And that's where you're c a m ng that he responded by gett ng angry and s app ng you?
"A: Yes.
"Q: We , you d dn't eave r ght then, d d you?
"A: No.
"Q: And you -- th s a eged s ap that you're c a m ng a dur ng th s per od of t me, you're conf d ng n your fr end [redacted], are you not?
"A: Yes, was. But not every day or not te ng her, you know, every s ng e deta of everyth ng, but, yes.
"Q: Was there anybody e se you were conf d ng n as you were go ng through these events?
"A: Yes. My fr end [redacted].

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"Q [Redacted]
"A Who --
"Q Your quas representat on?
"A R ght
"Q So 'm cur ous as to why you d dn't te your fr end [redacted] about th s c a med s ap f t was so --
"A Because t was embarrass ng 've never ever been s apped n my fe not by a g r not by a guy not by anybody not by my dad
"Q So noth ng e se that you were te ng [redacted] seemed to be embarrass ng to you except the fact that you're c a m ng that he s apped -- s apped you so you don't te her?
"A We at that po nt t was super embarrass ng because --
"Q So that was a d fferent eve of embarrassment so you cou dn't --
"A Yes
"Q -- to br ng yourse f to te one of your best fr ends that he s apped you?
"A Yes
"Q Was that the on y deta you eft out?
"A That remember yes the phys ca

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stuff
"Q On y that deta ?
"A The phys ca stuff yes
"Q So at what po nt n your h story w th [redacted] d d t -- d d you have th s moment where you dec ded to te her about the fact that on th s part cu ar encounter you were s apped?
"A When she confronted me
"Q Pardon me?
"A When she confronted me because she heard t n the news
"Q She heard t on the news and she d dn't confront you unt 2018 r ght?
"A Correct
"Q Do you know who prov ded that nformat on to the news?
"A Yes
"Q Who was that?
"A My ex-husband
"Q Dur ng the tape?
"A No because that wou d have happened after that
"Q Correct So how -- who -- how d d -- n what form d d that nformat on get d ssem nated to the news to your know edge?

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"A Because he to d them guess
"Q To d who?
"A We whoever have no c ue
"Q Do you know that or are you specu at ng?
"A 'm specu at ng That's -- he's the on y one that remember te ng other than be eve to d my fr end [redacted]
"Q [Redacted] But you're not certa n of that e ther?
"A don't remember spec f ca y remember P S asked me that spec f c quest on when we were back together
"Q He asked you f he -- f he ever s apped you?
"A Was there ever any phys ca v o ence? D d he touch you?
"Q When d d he -- he d dn't ask you that on the 24th?
"A When we were back together When we were back together
"Q So when you got back together and then once you got back together and you were -- wou d -- wou d mag ne you got back nto P S or P S 's good graces correct?

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"A Yes
"Q And wou d t be fa r to say poss b y dur ng that per od of t me you were portray ng yourse f to P S as more of a v ct m?
"A No rea y wasn't v ew myse f as a horr b e person
"Q Okay But you were try ng to portray yourse f n -- n any way as a v ct m or taken advantage of as you were try ng to resurrect your re at onsh p w th P S wh ch at that po nt had been broken?
"A No because d dn't want h m to go after E G
"Q And --
"A d dn't want to be where 'm at r ght now No d d not
"Q And then once you're confronted n 2018 by [redacted] that's the f rst t me she had ever heard of any a eged s ap r ght?
"A Correct
"Q Even though you had prov ded her w th a most every other deta n your re at onsh p w th E G ?
"A don't remember a the deta s that d d but was pretty -- we ta ked you know

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qu te a wh e a b t about everyth ng --
"Q And --
"A -- w th P S too
"Q Then there was another occas on that week And was that another occas on where you spent some s gn f cant t me?
"A Yes
"Q And you shared a ot of nformat on pr vate nformat on w th h m correct at that t me?
"A At t mes be eve so
"Q And th nk you ta ked about where you went to schoo [redacted]?
"A Correct
"Q You ta ked about what your career goa s were your major the fact you wanted to go back to schoo prob ems w th your marr age correct?
"A Correct "
MR PH LL PS Then we have a redacted port on from nes 11 through 23
"A No don't remember that
"Q But you're not say ng t d dn't happen?
"A No f t was n the tape yeah

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"Q So mean, you were c ose enough to E G at that po nt that you're shar ng some very, very nt mate deta s of your fe, r ght?
"A Yes be eve to d h m that at that po nt and not pr or to the ema
"Q And at that po nt, even though you're c a m ng th s, that he start ed you by s app ng you, you certa n y -- that certa n y d dn't prevent you from return ng to h s home short y thereafter, correct?
"A Correct
"Q Because the sex that you had w th h m was enjoyab e? You enjoyed t? You were attracted to h m?
"A There were -- there were many reasons
"Q R ght?
"A There was -- there were many reasons
"Q Nobody was forc ng you to go over there, r ght?
"A Correct
"Q Nobody was forc ng you to engage t consensua sex w th h m, correct?
"A Correct

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"Q: Nobody was forc ng you to have ora sex w th h m to rec procate, and he rec procated on you, r ght?
"A: Yes, th s was --
"Q: A that other stuff was -- was enjoyab e to you and you were attracted to h m?
"A: Some of t was, yes.
"Q: Okay. You chose to go over aga n for another occas on that week where --
"A: R ght.
"Q: -- S.G. was out of town, r ght?
"A: Correct.
"Q: That was n the morn ng before work, r ght?
"A: Correct.
"Q: And you knew at that po nt that you were go ng to work out, supposed y?
"A: Yes.
"Q: R ght? So you d d arr ve n workout c othes?
"A: Yes.
"Q: And you a so knew there was go ng to be some sexua act v ty nvo ved, g ven what's been go ng on w th the two of you, r ght?
"A: No, d dn't know. But

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d dn't --
"Q t wou d be a og ca assumpt on?
"A Correct
"Q And when you wa ked n that day be eve that E G was a ready downsta rs work ng out?
"A Yes that's correct
"Q And you wa ked n and you et yourse f n the back door correct?
"A be eve that he to d me to yes
"Q But you wa ked n r ght?
"A Yes he to d me to
"Q And you wa ked downsta rs correct?
"A Yes he to d me to
"Q You wa ked understand but you wa ked through h s home correct?
"A Correct
"Q And as you got downsta rs do you reca comment ng to h m that th s fee s rea y norma and natura for you now?
"A No don't reca that
"Q But t's not unusua for you to have sa d that because you're fee ng pretty comfortab e that you just wa k nto h s house You

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had been there on severa th ngs You had sex n h s house on severa occas ons
"A He to d me to though
"Q We okay get t
"A wou dn't have just come n
"Q But you d d r ght?
"A Yes after he to d me to
"Q Wa ked through And you were fee ng norma and natura w th h m ke you were n a re at onsh p?
"A That was not a norma and natura re at onsh p
"Q d dn't say t was
"A No d d not fee ke that
"Q We because he was marr ed
"A Because he was marr ed was n the m dd e of my stuff yes No that was not norma
"Q But you had -- however you want to def ne t at that po nt you had an ongo ng re at onsh p w th h m?
"A To some extent yes That was --
"Q understand you ke to c ar fy th ngs by us ng the term 'to some extent ' but you had an ongo ng re at onsh p w th h m correct?

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"A We d dn't ta k -- -- to me v ew a re at onsh p as be ng two peop e who are commun cat ng regu ar y and they're see ng each other regu ar y saw h m tera y a handfu of t mes
"Q And when you wou d see --
"A We can on y -- commun cated a handfu -- you know what mean?
"Q And when you wou d see h m you were essent a y hook ng up w th h m and hav ng sex w th h m or engag ng n sexua act v ty?
"A Yes that occurred
"Q And even on that occas on where you worked out you d dn't rea y work out a that much d d you?
"A We went through a who e workout yeah
"Q You a so had sex?
"A Yes we engaged n sexua act v ty
"Q You had ora sex w th h m?
"A Correct
"Q And he had -- he had ora sex w th you?
"A Correct

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"Q: A so at some po nt, he brought you to orgasm by us ng h s hands or h s f ngers, correct, when you were n, quote-unquote, a doggy sty e?
"A: don't remember that.
"Q: A doggy-sty e pos t on?
"A: don't remember spec f ca y that, no.
"Q: You don't remember say ng that you were n a doggy-sty e pos t on?
"A: remember say ng that, yes.
"Q: Okay. Was that that day?
"A: Yes.
"Q: And was that after you rece ved ora sex that he a so, wh e n that pos t on, used h s f ngers to br ng you to orgasm?
"A: don't remember that.
"Q: You're not say ng t d dn't happen?
"A: don't reca , yeah.
"Q: And then be eve at some po nt you were offended because you fe t you were pushed down?
"A: Yes.
"Q: And -- but you weren't hurt? You

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got up to get some water?
"A started cry ng yes
"Q We but --
"A th nk t hurt
"Q After that do you reca go ng over to a rea push-up -- a rea pu -up bar ch n-up bar because he had that n h s basement too r ght?
"A Yes Pr or to th s yes --
"Q And do you --
"A -- happen ng
"Q -- reca do ng or perform ng a ch n-up fu y nude? want you to th nk about t
"A That sounds fam ar yes
"Q And t sounds fam ar because t happened?
"A Yes be eve so
"Q And just to be c ear what happened on that occas on s you vo untar y went over to h s pu -up bar wh e work ng out or before work ng out or after?
"A After mean we worked out fu y c othed
"Q Okay And you a so fe t comfortab e enough to take a shower at h s home?

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"A d d take a shower that day, yes
"Q Was that before -- was that upsta rs n the shower?
"A Yes, be eve so
"Q Okay So et's wa k through th s So you work out, r ght?
"A Yes
"Q And at some po nt you get fu y nude?
"A Yes
"Q So th s was after the workout when you were engag ng n sex?
"A Correct
"Q And at some po nt as you were fu y nude, you wa k over to a pu -up bar and you start do ng comp ete y nude pu -ups
"A We , don't know about do ng them, but remember do ng one
"Q Do ng one n h s presence?
"A don't know f he was r ght there
"Q He was there
"A Yes f he remembers t, then, yes
"Q We , mean, why e se wou d you

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have done t f t wasn't for h m?
"A just remember do ng that That -- that sounds rea fam ar to me so yes
"Q And then you took a shower?
"A Yes
"Q And you went stra ght from the basement to the shower?
"A don't -- 'm not sure
"Q D d you wa k upsta rs nude at that t me?
"A don't remember
"Q You wou dn't have -- we you wou dn't have put your d rty workout c othes on r ght?
"A cou d have don't know don't reca "
MR AUST N Pass the baton
"Q But you reca tak ng a shower?
"A do yes
"Q And t was ater that day where you wa ked out to your car and you to d h m -- and he to d you to fo ow h m to --
"A Correct
"Q -- Manchester and K ngsh ghway and t was at that po nt where you were nformed by

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E G that th s was -- th s has to stop because somebody essent a y was send ng an ema ?
"A Correct, to h s w fe
"Q And do you reca h m say ng at th s po nt th s has to stop, r ght?
"A Correct
"Q Were you hurt?
"A was many th ngs, yes Hurt, embarrassed fe t awfu for h s w fe fe t d sgusted Yes, was many th ngs
"Q Fee ng awfu for h s w fe d dn't keep you from hav ng a these sexua encounters that we've ta ked about, r ght?
"A fe t pretty awfu
"Q d dn't ask that quest on d d not -- t d d not prevent you from hav ng a these sexua encounters that we just ta ked about, r ght?
"A Correct
"Q And t d dn't prevent you from hav ng the fee ngs that we ta ked about, r ght?
"A Correct
"Q A those fee ngs that you fe t for E G , those fee ngs were rea , were they not?
"A What do you mean by 'rea '?
"Q They were rea fee ngs that you

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had rea emot ons?
"A Yes They were fee ngs yes
"Q So th s wou d have been just t me frame when?
"A Beg nn ng of Ju y very beg nn ng of Ju y
"Q And just to be c ear th nk you sa d to the Grand Jury at that po nt that you -- you fe t used that you had gotten -- that he had gotten what he wanted r ght?
"A Yes 'm sure that was one of the fee ngs too yes
"Q Some of the other fee ngs were that you were sort of heartbroken r ght?
"A To some extent maybe but there was so much more there as far as --
"Q And to some extent not on y d d your heart hurt but whatever fee ngs you were hav ng about a potent a future you knew that was not n the works d dn't you?
"A That was not -- to me after had a conversat on w th h m t was -- was super grossed out at myse f hated myse f
"Q So th s was n Ju y that you were grossed out and hated yourse f 'm sorry?

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"A: Yes.
"Q: And just to be sure, th s so o tr p that we ta ked about, that was n August; was t not?
"A: That was n June.
"Q: That was n June. Are you certa n of the date?
"A: am certa n. June 3rd.
"Q: When d d you start to attempt to reconc e w th P.S.?
"A: That week after saw E.G. that ast t me.
"Q: So essent a y after E.G. to d you that t has to stop?
"A: Yes, at that t me or after that t me.
"Q: So once you heard that E.G. sa d that t had to stop, that's when you dec ded that you were go ng to reconc e w th P.S.?
"A: We went to med at on that fo ow ng week.
"Q: But t m ng-w se?
"A: T m ng-w se, yes.
"Q: T m ng-w se, have t r ght, don't ?

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"A Correct
"Q Okay And then at some po nt dur ng th s per od of reconc at on or attempted reconc at on you sent h m an ema say ng 'You need to go to a d fferent sty st ' correct?
"A Correct
"Q D d he actua y go to a d fferent sty st?
"A Yes that was n the m dd e of that
"Q The m dd e of what?
"A L ke from Ju y to October
"Q And --
"A Because after October never saw h m Yes he d d
"Q How does August 25th 2015 -- does that sound about r ght?
"A Yes
"Q And that's when he thanked you for gett ng h m an appo ntment w th [redacted]?
"A Yes
"Q And even though -- was th s dur ng a per od of t me when you were try ng to reconc e w th P S ?
"A Correct

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"Q But n fact even though he got the appo ntment w th [redacted] you were present were you not?
"A Yes be eve was there
"Q And actua y as h s ha r was be ng cut by [redacted] you stayed n the sa on d d you not?
"A Yes be eve so
"Q And actua y ta ked to E G the ent re t me?
"A No d d not
"Q You d d ta k to h m d dn't you?
"A d d br ef y yes
"Q We what's br ef y because --
"A L ke for -- for tera y a m nute
"Q D d P S br ng up any of th s n your d vorce proceed ngs?
"A We never had any proceed ngs d dn't h re an attorney
"Q D d he threaten you w th any of th s act v ty outs de of the proceed ngs?
"A After we were for sure gett ng a d vorce n October or whatever after that he just sa d 'You know cou d ru n you n 30 seconds and

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have proof,' and that was the f rst t me that sa d, 'What do you mean proof?' And he sa d, ' taped you.'
"Q: And gett ng back to that afternoon on the 21st when you had further d scuss ons w th P.S., do you reca te ng P.S. essent a y that what -- there was d scuss on about that, he, n add t on to touch ng your boobs and touch ng you a over, that he was f nger ng you?
"A: 'm sorry. 'm confused.
"Q: 'm back to the afternoon of the 21st.
"A: Okay.
"Q: n engag ng n conversat on w th P.S. about exact y what went on dur ng that 45 m nutes, do you reca hav ng d scuss ons as to whether or not he was f nger ng you dur ng that t me?
"A: don't reca that, but know that --
"Q: He d d?
"A: He kept fond ng me, and then wou d back away, and then he wou d fond e me aga n, and --
"Q: But fond ng and f nger ng -- f

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he was f nger ng you you had to s t st ong enough for h m to take h s hand and st ck t down your pants and f nger you r ght?

"A mean f you're actua y do ng t to comp et on but h m try ng to put h s hands down my pants and stuff ke that don't remember spec f ca y just remember us -- we wou d ta k because kept say ng want to ta k and then he wou d say f ne ask me quest ons and then wou d -- and then he wou d k nd of pu me to h m and then he wou d start fond ng me aga n and wou d wa k away and then eft

"Q What's your -- what's your ema ?

"A [Redacted]

"Q [Redacted]?

"A Yes

"Q [Redacted]?

"A Yes

"Q [Redacted]?

"A No [Redacted]

"Q [Redacted]?

"A Correct

"Q And what's [redacted]?"

MR BARNES [Redacted]

MR TRENT [Redacted]

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MR. BARNES: f we d dn't redact t, we shou d have got that.

MR. EGGLESTON: Okay.

MR. BARNES: And then the next nes, a the way down to 23, r ght? Just -- we m ght as we redact the ent re.

MR. TRENT: Essent a y the rest of the mater a .

MR. EGGLESTON: So we have everyth ng [redacted] on page 386. Everyth ng.

MR. BARNES: No, th nk page 386, ne 6 to ne 23. And then 24 we're -- we ta ked about Representat ve M tten has the unredacted.

MR. TRENT: No, the unredacted port on s on 91.

MR. BARNES: We , we're go ng to unredact 386 too.

MR. TRENT: Are we go ng to redact 387 too?

MR. BARNES: Representat ve Ph ps and w do 386 and 388. Te me when the squares are out because we have an unredacted copy that the representat ve brought back n. Yeah, t's redacted there, but we've got an unredacted copy there. We're just go ng to go unt those squares are n,

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and then we' trade back

MR EGGLESTON For the record, say the page numbers

MR BARNES L ne

MR PH LL PS Th rteen s where t actua y ends

MR BARNES A r ght Okay Now -- okay

"Q Now, n d scuss ons w th E G , d d you ever refer to a s te ca ed czechstreet, C-Z-E-C-H?

"A don't know Not that reca

"Q Do you know what that s?

"A be eve t's a porn s te, yes

"Q Okay And s that a porn s te that you ooked at and enjoyed from t me to t me?

"A 've ooked at t, yes

"Q You've ooked at Czech --

"A Yes

"Q -- street, r ght?

"A Yes, be eve so

"Q mean, you ooked at that pr or to ever hav ng th s re at onsh p w th E G ?

"A That was someth ng my husband had shown me, yes

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"Q And your husband showed you th s as someth ng that was nterest ng to h m?

"A Yes

"Q And you a so ooked at w th your husband and a so ndependent y?

"A Yes had

"Q And that was someth ng you d scussed w th E G ?

"A f d d don't remember

"Q We t wou d make sense that you d d r ght?

"A don't know don't remember

"Q Are you say ng you d dn't d scuss t w th h m?

"A don't remember that Yeah rea y don't reca that

"Q Okay And have you ever -- s th s someth ng you regu ar y d d ook at porn s tes?

"A No d dn't

"Q Was there any part cu ar type of porn that you and your husband were nterested n?

"A No there was not "

MR BARNES Back to other representat ves

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"Q Have you ever caused any mages to be sent from your ema , mages of you?
"A don't be eve so
"Q Pardon?
"A You mean mages of me n genera ?
"Q F rst of a , n genera , mages of you
"A Sure "
MR BARNES Redact on -- don't have a redacted copy Just, guys, ook ahead for these names that are popp ng up
MR TRENT t's redacted
MR BARNES Okay ' be qu et now
"Q And that wou d have been sent from an ema ca ed [redacted]?
"A Yes
"Q Have you ever sent any mages n any states of undress?
"A No, not v a ema or not pr or to th s No
"Q At any t me have you sent mages n states of undress?
"A 'm not sure that t's re evant after th s po nt, no
"Q We , 'm not ask ng you to make a

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determ nat on as to re evance. You've made a ot of statements --
"A: Correct.
"Q: -- that go to your cred b ty.
"A: Correct.
"Q: And 'm ask ng f you ever sent any mages of states of undress, nud ty, or part a nud ty v a ema or any other source text?
"A: Can we ta k for a m nute? No?"
MR. BARNES: There's a conversat on w th counse and then they're back n. Go ng off -- t says, "Go ng off the record at 5:21. Back on the record at 5:22."
"Q: And when 'm ask ng th s quest on about mages that you've caused to be sent by ema , by text, 'm a so ask ng you whether or not you've ever up oaded to any s te or nternet any mages of you n a state of undress.
"A: No. 've never up oaded any p ctures to a s te or anyth ng ke that. After my husband and were back together, that was someth ng he asked for me to do for h m because of what had happened.
"Q: Send you nude p ctures -- send nude p ctures?

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"A Not nude no But sexy or whatever
"Q Okay [Redacted] "
MR PH LL PS Mr Stee e jumps n and sa d " 'm go ng to object to the re evance at th s po nt "
MR BARNES So the quest on s
"Q So n add t on to czechstreet any other porn s tes -- any other porn s tes come to m nd that you ooked at nd v dua y or w th your husband?"
MR BARNES Are we -- oh you guys have -- you two have the redacted copy Okay 'm sorry A r ght So et's back up Quest on
"Q Okay So n add t on to czechstreet any other porn s tes come to m nd that you ooked at nd v dua y or w th your husband?"
Mr Stee e nterjects " 'm go ng to object to re evance "
Mr Rosenb um says "You can answer "
MR PH LL PS Have got that one?
MR TRENT And 391 s the new y redacted part correct?
MR EGGLESTON t's the sheet that she used

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"A No not that that comes to m nd No
"Q Have you ever heard of an ent ty s te ca ed Fete fe?
"A No have not
"Q Never heard of t?
"A No "
MR TRENT Wa t a m nute thought that was go ng to be the redacted part
MR EGGLESTON We just took out the sheet that says th s
MR TRENT Yeah
"Q So once aga n never heard of t?
"A No "
MR BARNES Here we go Jack d scuss on off the record and then Mr Rosenb um says
"Q So once aga n you go by -- you go by K S r ght?
"A Correct
"Q And your ema s [redacted]?
"A Correct
"Q Have you ever had a n pp e r ng?
"A No
"Q No?

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"A: No, do not. never have.
"Q: Ever?
"A: Never.
"Q: A r ght. Now, wh e we're ook ng for an exh b t, you're aware that P.S. sent an ema etter to E.G.'s w fe, yes?
"A: Yes.
"Q: And when you were made aware of that -- and when were you made aware of that?
"A: When E.G. f rst -- or E.G., sorry, f rst to d me, that's what suspected when.
"Q: When he f rst to d you what?
"A: That somebody had sent h s w fe an ema .
"Q: Okay. So you mmed ate y suspected t was P.S. based on your ong h story w th the man, r ght?
"A: d d, yes.
"Q: And d d you confront h m?
"A: No. He to d me about t maybe a week ater or -- someth ng.
"Q: n person or ...
"A: -- that he d d t. be eve n person, yes.
"Q: And what d d he say?

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"A That he had sent h s w fe an ema
"Q D d you ask about the content?
"A No because be eve E G had to d me the g st of t
"Q D d you ask what the purpose of do ng that was?
"A Yes
"Q What d d he say?
"A Because she shou d know th s
"Q Now mean throughout the course of P S 's d scuss ons w th you he made a number of statements that he cou d ru n for nstance E G n a matter of m nutes correct?
"A Correct "
MR BARNES 'm at the -- do you guys have the unredacted -- the correct one now r ght?
MR EGGLESTON th nk so
MR BARNES Okay You're on 393? 'm sorry We've got mass confus on back here 393
MR EGGLESTON We're good
"Q And that he cou d essent a y -- we you've actua y sa d that you had no dea what the man was capab e of r ght?
"A Yeah don't know what he's

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capab e of.
"Q: But you knew he was capab e of a ot?
"A: Yes. At that po nt d d.
"Q: And when d d you f rst earn that you had been tape-recorded -- been tape-recorded?
"A: He to d me after we weren't together anymore for sure, so that was October 2015, but d dn't hear t. d dn't know of ts ex stence for some -- for sure unt r ght before t was re eased. The woman who re eased t ca ed my attorney, [redacted], and sa d -- we , she ca ed me and eft a message and had [redacted] ca her back, and she sa d, " just heard a tape w th your vo ce on t."
"Q: So that wou d have been when?
"A: A day or two before t came out n pub c.
"Q: And P.S. -- P.S. to d you he actua y tape-recorded you and had th s n October of '15?
"A: Correct. He to d me that.
"Q: And that's when you f na y separated?
"A: Yes. t was after we had f na y

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separated.
"Q: When d d you f na y separate?
"A: t was the m dd e, end, end of October. t was after E.G. came n. sent the ema , because when came home that day, had made a prom se to my husband that f ever see h m aga n or hear from h m, w et h m know, so to d h m and he cou dn't be eve that dared speak to h m aga n. And he cou dn't be marr ed to me anymore, so -- and he had sa d you a so. He's a ways go ng to cont nue to have tabs on you un ess you do someth ng about t. So agreed that e ther way, whether was w th my husband or not, d d not want to keep go ng back and forth w th that stuff, so sent that ema .
"Q: The quest on [redacted]?
"A: No. He ...
MR. EGGLESTON: Mr. Stee e.
MR. PH LL PS: Mr. Stee e nterjected, " 'm go ng to object to re evance."
MR. TRENT: [Redacted].
"Q: Do you reca -- do you reca te ng P.S. on that meet ng, on that tape-recorded meet ng on the 24th that he asked you f at that po nt you got t out of your system and you sa d, "

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don't know That's my hope"?
"A No don't reca t but yes
"Q That was referr ng to E G correct?
"A assume so 'm not sure
"Q And once he to d you that he n October had tape-recorded you surrept t ous y d d you ask h m what he had -- what h s p ans were w th that tape?
"A n October?
"Q n October of '15 when he to d you that he had t
"A just know was upset w th h m was ke no you d dn't No you d d not do that don't -- don't remember just know we were argu ng
"Q D d you ever see a photograph or a p cture of P S b ndfo ded?
"A No d d not
"Q You never saw h m?
"A Are you speak ng about a profess ona p cture?
"Q Any type of p cture
"A There's a profess ona p cture that be eve you're referr ng to

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"Q: And te me about that."
MR. BARNES: Ho d on. Ho d on. Ho d on. F rst sentence -- redact the f rst sentence of th s -- on ne 24.
MR. TRENT: Okay. The f rst sentence?
MR. BARNES: Yeah. So start w th, th s was part of th s -- "Th s was part of that." So redact on, "Th s was part of h s art st c express on."
MR. TRENT: Th s was after, "We were not together of don't know what."
"Q: th nk you went -- you sa d to the Grand Ju y that you're not a po t ca person. Do you reca that?
"A: Correct.
"Q: And do you -- but you do engage n po t ca ssues; do you not?
"A: No, not per se.
"Q: D dn't you take part n a pro-cho ce ra y?
"A: No. No, d d not. t was a -- t was ca ed Mora M ssour . d dn't even know what t was. One of my c ents sa d to me, "K.S., you've got to come to th s th ng. t's ca ed Mora M ssour . They d scuss mora ssues s what t

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was " So sa d that sounds ke someth ng my mom wou d ke and to d my mom about t Mom we shou d go and meet [redacted] sorry my aunt and cous n who ve there and that was t went to that th ng d dn't even know what t was and then we d dn't stay for very ong because t was -- don't know But that's t "
MR EGGLESTON So then we have redacted stuff
MR BARNES Th s s the stuff that we chose to unredact based on our conversat on th s morn ng
MR TRENT We don't have any unredact --
MS M TTEN Chose to unredact those?
MR AUST N Yeah those photographs
MR BARNES Yeah
MS M TTEN m sunderstand That's why -- do you want to take a break?
MR BARNES We et's go through the stuff that's redacted We' come back to t want to get through th s depos t on rather than run t around We've got unt noon We can come back to t
MR AUST N Do you have the

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unredacted? have the unredacted copy
MR BARNES Yeah but 'm nervous because of what just d d a second ago w th an unredacted copy want to make sure we've got t r ght and everybody on the comm ttee agrees after what just d d a moment ago So et's just move on to the end of the redact on and we' come back to t t's not a b g dea
MR TRENT A r ght So 397 ne 25
MR BARNES We' come back to t So jump to the end of what's redacted n that and we' come back to that at a ater po nt n t me
"Q Okay Do you know anyone that wou d have had access to your P address or ga ned access to your P address?
"A My ex-husband
"Q s he soph st cated enough n your op n on to ga n access to your P address w thout your know ng? Have you ever had those d scuss ons w th h m?
"A be eve h m to be
"Q mean d d he say he wanted to harm you n any manner that he cou d r ght?
"A don't know about n any manner

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he cou d, but --
"Q: And aga n, just want to c ar fy th s. D d you and P.S. ever have d scuss ons about su ng the governor or the government for money?
"A: No, never.
"Q: D d you te P.S. that you never had sex w th E.G.?
"A: Yes. Sexua ntercourse, d d not.
"Q: Okay. So you were -- you were referr ng to sexua ntercourse?
"A: Correct.
"Mr. Rosenb um: Can we have one moment?"
MR. BARNES: That was Rosenb um ask ng for a moment. They d dn't go off the record. Back to ne -- oh, th s was -- Mr. Rosenb um was mak ng sure that he had asked a h s quest ons that he wanted. So now we're on exam nat on by Mr. Stee e. And th nk we can just read the nes as they are, Representat ve Aust n. f you want to do that on pages 397 -- 396 to 397. So these were the redacted comments, start ng on 396 ne 23. ' ask the quest ons; you do the answers.
MR. AUST N: Okay.

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"Q And you have never been at a photographed n an mage other than what you're c a m ng occurred on the 21st n the state of undressed and b ndfo ded correct?
"A Correct
"Q And you're certa n of that?
"A am certa n of that
"Q Can show you a photo and just te me whether or not t's you?
"A Yes
"Q ' show you what's been marked -- we' mark th s Depos t on Exh b t A -- or 'm sorry 16 'm go ng to show you Have you ever seen that mage before?
"A No
"Q Never?
"A Never
"Q A r ght Show ng you what's been marked as 17 and ask you f you've ever seen that mage
"A No no have not
"Q A r ght ' show you what's been marked as 18 wh ch ta ks about [redacted]
"A No that's not me Oh here
"Q And ast y ' show you what

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we've marked Depos t on Exh b t 19
"A No "
MR BARNES Okay Now we are on to quest ons -- d rect exam nat on by Mr Stee e on the bottom of page 399 You guys want to sw tch? Representat ve Trent you can be the quest oner Representat ve Razer can be the answerer
MR TRENT Beg nn ng on --
MR EGGLESTON You're Mr Stee e
MR BARNES 'm on 399 ne 21 s where we eft off
"Q Okay be eve we're st on the record Just a coup e more quest ons to c ar fy some stuff When we n t a y started the depos t on Mr Rosenb um asked you about a -- a number of quest ons y ng dur ng the course of th s case or y ng dur ng the course of the proceed ngs or someth ng Do you reca those quest ons?
"A Yes
"Q He asked you about y ng to [redacted] dur ng the course of the case or dur ng the course of the proceed ngs Do you reca that?
"A Correct
"Q Now just so we're c ear on th s th s case and th s proceed ng started somewhere

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around January of 2018. s that r ght, as far as you know?
"A: Correct.
"Q: Now, th s y ng to -- to [redacted], was that before January of 2018?
"A: Yes.
"Q: That e or by om ss on or comm ss on, was not a e to [redacted] dur ng the course of th s case?"
MR. BARNES: Rosenb um jumps n w th, "Let me just odge an object on to the form. t's ead ng."
"Mr. Stee e: Th s s a depos t on, so ' ead as much as want to.
"Q: Answer the quest on that e by om ss on or comm ss on to [redacted] was pr or to January of 2018.
"A: Yes.
"Q: t was pr or to th s case?
"A: Yes.
"Q: The statement about a e by om ss on or comm ss on to any member of your fam y, your mother or your s ster, was that pr or to January of 2018?
"A: Correct.

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"Q So any e by om ss on or comm ss on to your mother or your s ster was not dur ng the course of th s case?
"A Correct
"Q t was not dur ng the course of any proceed ngs nvo v ng E G ?
"A Correct
"Q Or E G -- 'm sorry So any e by om ss on or comm ss on to [redacted] and your fam y your mother and your s ster was pr or to January of 2018?
"A Yes
"Q And probab y somewhere n 2015 any e to your mother or s ster by om ss on or comm ss on s that fa r?
"A Yes
"Q Probab y three years ago you ed to your mother and s ster by om ss on or comm ss on nvo v ng Mr G or E G ?
"A Yes
"Q There was a so a reference to you y ng by om ss on or comm ss on to fr ends?
"A Correct
"Q And don't reca a of the r names but a number of fr ends that you d d not te

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them everyth ng?
"A Correct
"Q Do you reca that quest on? Do you --
"A Yes
"Q And t was character zed or phrased as a e dur ng the course of th s case?"
MR BARNES 'm go ng to object -- Mr Rosenb um, " 'm go ng to object to the form aga n Just et t run throughout of the course of a of these quest ons "
MR TRENT "That's f ne "
MR BARNES "That Mr Stee e chooses to ask n a ead ng form "
MR TRENT "Noted
"Q Go ahead Was that pr or to January of 2018?
"A Yes
"Q So any e by om ss on or comm ss on to any fr end or a fr ends wou d have occurred pr or to January of 2018?
"A Yes
"Q So t had noth ng to do w th th s case at a --"
MR BARNES Mr Rosenb um, "We ,

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object on aga n --"
MR. TRENT: "-- the proceed ngs?
To the form that t's ead ng and t's argumentat ve and ca s for th s w tness to ca to -- to make a conc us on."
MR. BARNES: t appears that that was ke y sa d by Mr. Rosenb um, but there's an error n the transcr pt.
MR. TRENT: Okay.
"A: fee t was re evant at the t me, but, no, not re evant to th s.
"Q: Okay. t was before th s case n January of 2018?
"A: Correct.
"Q: Now, he asked you about a so -- d d you see E.G. w th a phone n h s possess on?
"A: Correct.
"Q: Do you reca that? And be eve you nd cated or test f ed that you had seen E.G. on a number of occas ons w th an Phone?
"A: Correct.
"Q: An App e phone; s that r ght?
"A: Correct.
"Q: And at any po nt where you were n the basement w th E.G. at h s home, d d you see what

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you be eved to be a phone?
"A: So not ke that's a very v v d memory, wh ch s the reason haven't ta ked about because don't know f t's becom ng -- t's because 'm remember ng t through a dream or -- 'm not sure. But, yeah, fee ke saw t after that happened, but haven't spoke about t because of that.
"Q: Okay.
"A: can't say for sure.
"Q: Okay. And when you say you haven't spoken about t?
"A: Yes.
"Q: D d e ther myse f or Ms. Gardner ask you about see ng a phone n the basement pr or to the Grand Jury that was not n h s phys ca possess on?
"A: be eve you may have. don't remember for sure.
"Q: Okay. D d -- whoever you ta ked to -- don't know f t was Jeff C ty or Co umb a, d d they ask you about see ng a phone somewhere n the basement that was not n h s phys ca possess on?
"A: don't reca that spec f c

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quest on 'm not sure
"Q Okay But to the best of your reco ect on you don't have a spec f c reco ect on of someone ask ng you f you d d -- ask ng you d d you see a phone n the -- n the basement n h s home pr or to h m b ndfo d ng you that was not n h s hand?
"A Correct
"Q Okay ' wrap th s up because t's ate You've been here ong enough He a so asked you about see ng the f ash and hear ng the c ck
"A Correct
"Q And you be eve t was a phone?
"A Yes
"Q Now after you heard the c ck -- and et me go back a so an Phone assume you've taken photographs?
"A Yes
"Q Do you have an Phone?
"A Yes
"Q And does t make a c ck ng sound when you shoot the photograph?
"A R ght t makes k nd of a shutter sound st have my phone that had back n

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2015
"Q Okay Does t make a s m ar sound?
"A Yes
"Q Now, after you heard the sound and you saw the f ash, d d he approach you, E G ?
"A 'm sorry, what?
"Q D d he approach you?
"A After?
"Q Yes, ma'am
"A Yes, after he took the p cture
"Q And then what d d he say after he took that p cture?
"A 'Are you go ng to speak my name? Are you go ng to say my name?'
"Q And what d d he te you was the consequence?
"A He wou d re ease the photo everywhere, a over the nternet He wou d put t everywhere for everyone to see
"Q So after you heard the c ck ng sound and the f ash, he to d you he wou d put that photo on the nternet?
"A Correct
"Q And at some po nt you eft the

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house and you came back?
"A: Correct.
"Q: And when you came back, was there a subsequent conversat on w th yourse f and E.G. -- excuse me, E.G. about tak ng a photo?
"A: Yes.
"Q: D d he deny tak ng the photo?
"A: No, he d d not.
"Q: What d d he say?
"A: He sa d, ' know. know. thought about you today, but you have to understand, have to protect myse f and -- but thought about you and de eted t.'
"Q: Okay. Now, the ast quest on have: Ear y on, you ta ked about when you had met w th Mr. T saby, Ms. Gardner, and th nk your attorney was there and T saby asked you some quest ons.
"A: Correct.
"Q: And they asked you about Ms. Gardner tak ng some notes and you sa d she was seated beh nd you.
"A: Correct. Or k nd of n front of, but beh nd the tab e a tt e b t.
"Q: Okay. Do you have any spec f c

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reco ect on of see ng Ms Gardner take any wr tten notes or anyth ng ke that?
"A Not spec f c
"Q Okay
"A No
"Q And th nk you c ar f ed you d d not see e ther Ms Gardner or T saby w th the r aptops?
"A No d d not
"Q Now you a so nd cated just so we c ar fy here that t s poss b e that T saby cou d have taken some notes
"A Yes he had a fo der th ng n front of h m
"Q Okay
"A do remember that
"Q You have a spec f c reco ect on that he had a fo der?
"A Correct
"Q You do not have a spec f c reco ect on of h m tak ng any wr t ngs n front of you?
"A No do not
"Q Okay And -- and just so we're c ear do you have any spec f c reco ect on of

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see ng Ms Gardner take any notes?
"A Not a spec f c reco ect on no
"Q Okay So when you test f ed ear er she m ght have she cou d have?
"A She cou d have
"Q She cou d have so t's poss b e that you don't have any reco ect on of see ng her tak ng any notes?
"A No do not
"Q Noth ng further "
MR TRENT And guess now we're go ng nto further exam nat on by Mr Rosenb um
"Q We you wou d agree whatever the record shows that you're -- on the answers to my quest ons w th respect to T saby and Ms Gardner you're not chang ng your responses are you?
"A No am not
"Q And Mr Stee e asked you about a number of occas ons when you ed pr or to 2000 -- we n 2015 do you reca that?
"A Correct
"Q And th nk the mp cat on s you haven't ed n 2018?
"A don't know --
"Q We s that what --

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"A -- what the mp cat on was
"Q s that how you took h s quest on?
"A took h s quest on that haven't ed about the case when asked
"Q But you ed about other th ngs s that what your answer s?
"A don't know 'm not God so don't know
"Q Okay We d d go over a number of ssues that you test f ed before the Grand Jury and th ngs that you eft out correct?
"A Correct
"Q Correct?
"A 'm sorry what?
"Q We for nstance you eft out the fact that you had sex consensua sexua act v ty n the dye room at the sa on? You eft that out r ght?
"A Yes
"Q went through spec f ca y about that conversat on a coded conversat on that you had w th E G when you on that Saturday w th g r fr ends and spec f ca y you sa d to the Grand Jury that at your state of m nd what you thought you were ta k ng about was potent a y schedu ng an

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appo ntment That's why --
"A You mean to my husband?
"Q To your husband correct and to the Grand Jury you answered yes
"A R ght
"Q That was my state of m nd
"A R ght
"Q Do you reca that?
"A can -- can c ar fy that p ease?
"Q We 'm ask ng the quest ons at th s po nt You wou d understand that f you sa d that answer to the Grand Jury g ven your prev ous answer that you sa d n fact you knew that that wasn't what th s was about that the conversat on was go ng to be about see ng each other aga n and ta k ng about th s?
"A R ght 'd ke to c ar fy because d dn't know for sure what the conversat on was That was my assumpt on but d dn't know He tera y had ema ed what -- what sa d about he can't get n He wants to make an appo ntment so he cou d have been yes rea y d dn't know
"Q We you d dn't c ar fy t to the Grand Jury d d you? What po nted out what you

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answered def n t ve y that that was my state of m nd, that you thought t was about an appo ntment.
"A: But t cou d have been about that, yes.
"Q: But you d dn't say that to the Grand Jury, d d you?
"A: W you p ease read the statement aga n?
"Q: t was br ef. Were you -- Ms. Gardner asked you -- Ms. Gardner asked you and at that -- you were speak ng about the vo cema that was eft; do you reca that?
"A: Correct.
"Q: And you made a statement to P.S. that, n response to h m quest on ng you about the number, [redacted], when he ca ed and t was E.G.'s vo cema , you responded, 'So, you know, to d h m don't know. He was gett ng aho d of me for an appo ntment or whatever, so ...'
'Ms. Gardner: And at that t me, that was a true statement n your m nd?'
Your response was, 'R ght.'
"A: We , t was a true statement. wasn't -- had sa d to h m he's ca ng me to hook up, that wou d have been a e because he had stated

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n h s ema , ' need a better way to get aho d of you or whatever.'
"Q: don't want to be abor th s.
"A: R ght.
"Q: But you and -- you remember that before answered you that quest on, spec f ca y asked you that wou d not have been a true statement. Do you remember that?
"A: R ght.
"Q: We can go back --
"A: R ght.
"Q: -- and read the transcr pt, but t's ate. But d d ask you that, that -- that wou d not have been n your m nd because that wou d not have been a true statement, correct? You remember that?
"A: Correct. -- just want to c ar fy that.
"Q: And Mr. Stee e asked about th s phone. mean -- we , et me ask t th s way: Th s -- Mr. Stee e asked you a number of quest ons about a phone on h s person or n the basement. Do you reca that?
"A: Yes.
"Q: And th nk you sa d, we , you

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st can't say whether or not you saw a phone r ght?
"A Not w th 100 percent certa nty
"Q We not w th much certa nty because you never sa d t before r ght?
"A Correct Not at the Grand Jury or anyth ng ke that
"Q And you sa d t may have been n a dream
"A Yeah So can p cture t can p cture t s tt ng on a bench and have sa d that before to them However sa d don't want to say t n a d fferent sett ng
"Q Okay
"A Because don't know f -- can't say 100 percent 'm pos t ve saw the phone My v s on of t s t's s tt ng there on ke a bench That's where the r ngs are t cou d be stra ght ahead t wou d be stra ght ahead
"Q So mean that was what was gett ng to next
"A R ght
"Q So when Mr Stee e asked you that quest on you had had a d scuss on w th h m at some po nt about th s v s on or th s dream r ght?

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"A: Yes, or see ng someth ng.
"Q: And when d d you have th s d scuss on w th Mr. Stee e or Ms. Gardner, or both?
"A: don't know. just know that 've sa d that at some po nt.
"Q: We , w th n the ast month? Week?
"A: Poss b y.
"Q: Day?
"A: 'm not sure.
"Q: What was the context of that?
"A: don't remember except for just say ng maybe the quest on was asked, have you seen t? D d you see t at a ? don't know.
"Q: And for the f rst t me three years or so ater, you sa d may have, but t cou d be a dream?
"A: We , that was the f rst t me t's ever been asked, d d you see one at a ? 've never tr ed hard. just remembered what sh rt he was wear ng. Just -- just remembered what sh rt he was wear ng just recent y and on y he and wou d have known that.
"Q: What sh rt?
"A: But t came to me. t was ke a

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ong-s eeved k nd of f anne , not f anne therma -type sh rt.
"Q: So --
"A: And d dn't remember that unt now.
"Q: n any event, as you s t here now under oath --
"A: Yes.
"Q: -- you cannot state under oath that you saw a phone here n the basement --
"A: Not --
"Q: -- just ke when asked you that quest on, correct?
"A: Not w th 100 percent certa nty.
"Q: We , not w th -- not w th any degree of ce ta n. You can't swear to t under oath; how about that?
"A: cannot swear saw a phone.
"Q: Okay. And you sa d that when you saw E.G. ater that day, that's when he sa d, ' understand and de eted t,' or someth ng to that context?
"A: Correct.
"Q: Te me exact y what you reca h m say ng.

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"A don't remember word for word just remember when sa d to h m he freak ng took a p cture he just sa d "K S know know thought about you today 'm sorry You have to remember have to protect myse f "
"Q So you were upset apparent y
"A Very yes
"Q When you sa d that that was before you engaged n 45 m nutes of consensua sex and pett ng and whatnot?
"A That was before that
"Q But that was the same just the beg nn ng of that per od?
"A That was r ght whenever got there
"Q So n response to what you're c a m ng was -- you're upset he sa d 'Okay Ca m down de eted t ' r ght?
"A He d dn't say t ke that d dn't be eve h m that he de eted t but be eved h m that he at east had empathy and understood that was rea y upset
"Q And d d you ever at that po nt n th s a eged conversat on ask h m what was on the p cture that you c a m he sa d he de eted?

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"A No, because cou d fee -- mean, cou d env s on what was on t
"Q We , 'm not ask ng f you can env s on 'm ask ng f you ever spoke the words
"A We , he --
"Q What was on t? D d you ever --
"A Yeah He to d me, ' w put th s p cture of you everywhere,' so t was a p cture of me --
"Q Okay
"A -- n the state that was n
"Q D d you ever ask h m to descr be th s p cture that he a eged y sa d he de eted other than say ng, as you c a m now, that w put th s p cture everywhere? D d you ever ask h m to descr be t?
"A No, d d not ask h m to descr be t
"Q Okay And aga n, you never saw t?
"A No, never saw t
"Q And you have no dea whether t ever ex sted?
"A We , know t ex sted because he adm tted t --

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"Q We --
"A -- mu t p e t mes
"Q We you know what you're c a m ng that he sa d
"A 'm ask ng f he ever saw t
"Q Do you ever know that t ex sted?
"A know what he to d me
"Q Let me ask you th s hypothet ca y f the dea was to cause you concern about te ng h m anybody r ght?
"A Yes
"Q And you never saw any p cture r ght?
"A R ght
"Q The fact that you thought a p cture was taken wou d have been just as effect ve wou d t not?
"A don't know
"Q We how wou d t not be?
"A 'm sorry What?
"Q How wou d that not --
"A What are you ask ng spec f ca y?
"Q 'm say ng you never saw a p cture?
"A Correct

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"Q You can't descr be t?
"A Correct
"Q You can't te me whether t was a p cture of the f oor or a p cture of you?
"A just know what he to d me t was He sa d th s p cture of you
"Q And my po nt s assum ng what you're c a m ng s true and assum ng the purpose of t was not to have you ta k to anybody r ght?
"A Correct
"Q The fact that you be eved a p cture was taken wou d have been as effect ve whether t was actua y a p cture of you or a p cture of the f oor or a p cture of h m because you never saw t t wasn't the p cture t was accord ng to you the threat of a p cture that you never saw?
"A The -- a threat of a p cture of me
"Q But my po nt s that the effect --
"A be eved h m
"Q understand that's what you're say ng A though you may have be eved h m you can't say w th any certa nty whether or not there actua y ever was a p cture of? You can't say that?

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"A: can te you what he to d me.
can te you what he to d me.
"Q: D d you understand my quest on?
"A: Yes.
"Q: You can t say whether or not t ever ex sted; s that a true statement?
"A: can te you what he to d me. That s t.
"Q: Aga n, ask t aga n, and keep ask ng t unt get the answer. You can t say whether or not that p cture ever ex sted; s that a true statement?
"A: can on y te you what he to d me.
"Q: Aga n, ask the same quest on.
"A: He to d me he de eted --
"Q: Aga n, ask the same quest on. You can ook at that brown tab e n front of you, r ght?
"A: Correct.
"Q: Does that ex st?
"A: Yes.
"Q: Why? You can see t?
"A: We , even w th my eyes c osed, t s st there.

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"Q: We , you can see t?
"A: t's there.
"Q: But you can fee t.
"A: can env s on t s there, r ght.
"Q: Okay.
"A: Yeah.
"Q: We , you can't say whether or not a photograph of you ever ex sted?
"A: Accord ng to E.G., t d d -- sorry. Sorry, E.G., t d d.
"Q: Aga n, you can't say w th n your own persona know edge, because you've never seen t, whether or not that photograph ever ex sted? That s a correct statement. We can do th s a n ght ong, and 'm w ng to do t a n ght ong.
"A: don't -- don't know what e se you want me to te you.
"Q: want you to te me the truth.
"A: The truth s he adm tted to me he took a p cture --
"Q: Let's do t one more t me.
"A: -- of me.
"Q: You can't say w th n your own persona know edge, your own persona exper ence, your on y persona census, whether you want to re y

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on touch s ght sme that a p cture ever ex sted a p cture of you and n a nude or part a state of nud ty? You cannot te us under oath whether or not that actua y ever ex sted? That s a 100 percent correct statement?
"A d dn't never saw a photo
"Q That wou d og ca y --
"A on y know what he to d me You w have to ask E G "
MR BARNES We're st go ng
MS M TTEN Four more pages
"Q ' do t aga n S nce you never saw the photo t wou d og ca y fo ow that you from your own persona exper ence cannot te us whether that photo ever ex sted? That s a correct statement? 'm not ask ng you what you sa d what he sa d what you be eve what your dreams to d you 'm ask ng about rea ty and rea ty s from your senses You can't say whether that p cture ever ex sted and that's a true statement under oath s t not?
"A don't know
"Q Do you want to do t aga n?
"A don't know that 'm go ng to g ve you a d fferent quest on yeah "

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MR BARNES Mr Stee e nterjects, "However ong you ns st on ask ng the same quest on, she's answered You've asked ten, 15 t mes We're not go ng to s t here a n ght "
MR TRENT "Are you te ng her not to answer?"
MR BARNES "Mr Stee e Yeah, 'm te ng her not to answer, and we're not s tt ng here a n ght "
MR TRENT "That's f ne We can cert fy t "
MR BARNES Mr Stee e says a cuss word
"Q And have you had dreams or v s ons about any other part of th s case?
"A No --
"Q Any other --
"A have not just know that that memory -- any memor es that 've had that are not strong memor es, 've e ther not sa d or sa d be eve th s to be or whatever the case s, you know
"Q Have you sought any he p w th respect to recaptur ng memor es?
"A No, have not

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"Q And you sa d you st have your phone from 2015?
"A Correct
"Q s there any ev dence on your phone whatsoever by way of ema or text or photos nvo v ng E G ?
"A No there s not
"Q Wou d that phone be the same phone that you've used to send the photographs to P S that you've descr bed?
"A be eve so yes
"Q And do they st ex st?
"A Not n my possess on He may have them
"Q n those photos that you sent to P S wou d those photos be photos n a s m ar fash on as the photos that you're c a m ng that E G took?
"A No Not ke that no
"Q And other than the Facet me nc dent that you've ta ked about n Ar zona has there been any other Facet me nc dents where you were nude or n part a states of nud ty?
"A No
"Q What were the -- can you descr be

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the photos you sent to P S that he requested after the E G nc dent?
"A don't remember spec f ca y just know -- be eve et h m take a p cture of me and that was k nd of -- that was k nd of sexy n nature
"Q Nude?
"A don't be eve nude no
"Q Part a y nude?
"A don't remember spec f ca y just -- no just know that was a conversat on we had had and th s was k nd of an ssue
"Q Was that photograph transm tted anywhere to your know edge?
"A No not to my know edge no
"Q Have you heard t went anywhere?
"A No have not
"Q Has he threatened to send t anywhere?
"A No he has not
"Q And obv ous y you knew he took t because you posed?
"A a owed h m to take th s p cture Yes knew he d d
"Q don't th nk -- don't have

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anyth ng e se. Thank you."
MR. BARNES: And the depos t on conc udes at 6:05 p.m., wh ch s e ght hours, 59 m nutes. 'm just wonder ng what our t me was. Do we know what our t me was? We had a ot of breaks. t's hard to -- okay.
We are go ng to recess unt 1:00 p.m. Mr. Faughn s go ng to be here at 1:00. hope we can be on non- eg s at ve t me. Rea -wor d t me. And, of course, as soon as say that, ' be the f rst one to v o ate the admon t on.
(Recess taken.)
MR. BARNES: Okay. We' reconvene The House Spec a nvest gat ve Comm ttee on Overs ght. Thank you, Messrs. Faughn and Hatf e d for be ng here th s afternoon.
Mr. Faughn, can you ra se your r ght hand?
SCOTT FAUGHN,
of awfu age, hav ng been f rst du y sworn to test fy to the truth, the who e truth, and noth ng but the truth n the case aforesa d, deposes and says n rep y to ora nterrogator es propounded as fo ows, to-w t:
--o0o--

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MR. BARNES: And, Mr. Hatf e d, know had a d scuss on w th you about th s and the Mor arty awyers were sworn to the extent peop e are ask ng you fact quest ons. understand when you object there's no truth of fa s ty of an object on. As a awyer, 'm go ng to ask that you be sworn n as we .
MR. HATF ELD: Mr. Cha rman, 'm not as a w tness. 'm here n a representat ve capac ty just ke you and other members of th s comm ttee who regu ar y represent the r c ents. Mr. Faughn s here vo untar y, as am . He s not under subpoena. The ru es of th s comm ttee a ow h m to have representat on by counse , and that's what 'm here to do. So thank you very much.
MR. BARNES: Okay. We , gent emen, f you g ve fact quest ons and we get nto the fact zone, we may -- we may ask you to be sworn to the extent there are quest ons that nvo ve factua assert ons.
MR. HATF ELD: And et me assure you, Mr. Cha rman and the comm ttee, am aware of my eth ca ob gat ons under our eth ca ru es to speak true facts to the th rd part es, and to do so even at a non-adjud cat ve ent ty such as th s. That's

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spec f ca y n our ru es have a duty not on y to te you true facts but to correct y represent the aw

So for examp e f came n here and represented to you that the governor has a r ght under due process ru es to cross-exam ne w tnesses but knew that the on y precedent on that had been overru ed that m ght be an ssue for me eth ca y but 'm not go ng to do that 'm go ng to ab de by my eth ca --

MR BARNES Thank you Mr Hatf e d We' et Mr Faughn test fy now

EXAM NAT ON

BY MR BARNES

Q. Mr. Faughn, can you state your full name.

A Scott Faughn

Q. And, Mr. Faughn, who gave you the $100,000 cash?

A Representat ve th s was my money You're ta k ng about the money to my attorney A Watk ns r ght?

Q. Well, let me back up. How much was it, in fact?

A To the best of my reco ect on t was

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$120 000

Q. Okay. And when was that delivered?

A Somet me n ear y January

Q. When in early January?

A don't remember the date off the top of my head but t wou d have been the f rst two weeks of January

Q. How many deliveries were there?

A want to say three to four

Q. Who made the deliveries?

A 'm try ng to th nk d d m ght have -- m ght have sent one over but d d one probab y two for sure

Q. Who else did them?

A don't reca the nd v dua s but they were on my beha f

Q. Who is Skylar?

MR HATF ELD f you know

THE W TNESS Sky ar who?

BY MR BARNES

Q. I don't know. There was someone identified as Skylar by Mr. Watkins. Who is Skylar?

A don't know any Sky ar

Q. Okay. So you gave $120,000. Was this cash?

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A. Yes.

Q. But you didn't write a check?

A. No.

Q. You have $120,000 in cash just sitting around your house?

MR. HATF ELD: Mr. Cha rman, we th nk that t s re evant to ta k about whether money was prov ded to a w tness to the extent that that m ght affect a w tness's test mony. And that's one of the reasons we're here today. So to the extent there are quest ons about whether Mr. Faughn attempted to affect a w tness's test mony, we th nk that's comp ete y re evant.

However, just as the governor has refused to d sc ose h s tax returns steadfast y s nce the t me he announced h s cand dacy, just as A New M ssour has objected to the d sc osure of ts f nanc a records, just as --

MR. BARNES: Mr. Hatf e d, we're go ng to et Mr. Faughn answer the quest on.

MR. HATF ELD: 'm go ng to adv se h m not to answer quest ons about h s nterna bus ness work ngs. That's pr vate nformat on. And t s not re evant to th s comm ttee. And 'm go ng to adv se h m not to get nto a that. t doesn't

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matter whether he got th s money from an ATM or whether he so d h s substant a Ste n co ect on.

MR. BARNES: Mr. Faughn, are you assert ng a F fth Amendment r ght not to answer?

MR. HATF ELD: Mr. Cha rman, there's no reason to go ahead and mpeach the w tness a ready.

MR. BARNES: Mr. Hatf e d, want to know where that came from.

MR. HATF ELD: He's to d you.

MR. BARNES: You're r ght. The quest on of nf uence on w tnesses s certa n y abso ute y re evant to test mony re at ng to the under y ng cr m na tr a , but we have a d fferent and broader respons b ty n that comm ttee, and one of those respons b t es s th nk the peop e of the state deserve to know who or what ent t es are man pu at ng the r state government by whatever means.

MR. HATF ELD: Agreed.

MR. BARNES: And one of the ways to do that s to f gure out what the source of that cash was and ...

MR. HATF ELD: We , Mr. Faughn has to d you t was h s money. Mr. Faughn has to d you t was h s money, but, Mr. Cha rman, there's an

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mportant prem se
MR BARNES Let Mr Faughn test fy Let's et Mr Faughn test fy Mr Hatf e d You sa d you weren't go ng to test fy as to facts we're de v ng nto facts You've got an argument but we're de v ng nto a fact area here So et's et Mr Faughn e ther answer or refuse to answer And f he refuses to answer there's not go ng to be a water-board ng sess on that fo ows But he needs to be the one who test f es not counse
Do you understand?
MR HATF ELD understand comp ete y Mr Cha rman
BY MR BARNES
Q. Mr. Faughn, are you refusing to answer the question as to who provided the cash?
MR HATF ELD And for the record 've adv sed h m here pub c y that he shou d not d sc ose that nformat on and he's to d you --
MR BARNES And f Mr Faughn wants to say " 'm not go ng to answer that quest on " that's f ne
THE W TNESS Mr Cha rman have sa d from the beg nn ng ' say t now to you that Representat ve th s was my money And on the

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adv ce of Mr Hatf e d then 'm not go ng to get nto the nner work ngs of my bus ness a pr vate bus ness w th th s comm ttee or anyone e se
BY MR BARNES
Q. Now, Mr. Faughn, you understand that Al Watkins has said publicly, I believe we're in a deposition, and it may have, in fact, been publicly. I think there was a story in the L.A. Times that his understanding was that it was from a wealthy out-of-state Republican.
Do you understand that he said that, correct?
A 've heard someth ng to that effect yeah
Q. And I believe he said that in a deposition where he was sworn.
Do you have knowledge of that?
A have know edge of h m say ng that don't know where-a he sa d t
Q. Okay. Mr. Watkins is an attorney. We can stipulate to that. He's colorful, but just as Mr. Hatfield said, he has certain ethical obligation. You'd agree with that, correct?
A assume so
Q. I think -- so you've got Mr. Watkins on

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the one hand that says it comes from one source.
MR HATF ELD Mr Cha rman he d d not say where t came from He sa d he d dn't know
MR BARNES He sa d t be eved t came from an out-of-state Repub can donor
MR HATF ELD He sa d over and over aga n n h s depos t on wh ch know you have a copy of that does not know what the source of the funds were So agree we shou d a be comp ete y accurate n what we present at th s comm ttee
MR BARNES Okay
Q. Mr. Faughn, on the other side, you do have a conviction from your past; is that correct?
A Yes s r
Q. And I know that you've owned up to this, but it's a conviction that involves a crime of deceit; is that correct?
MR HATF ELD f you know
THE W TNESS don't know what took p ace w th that but wou d ke to address t t s someth ng n my past that dea t w th was 22 and a ways ook for a chance whether t's a ta k show host n St Lou s or th s comm ttee n my fe 've made m stakes 've fought through some th ngs And yeah And don't duck t

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don't deny t. ook for ways to he p other peop e have a second shot at d fferent th ngs ke have.
So 'm g ad you asked. don't know what you c ass fy the cr mes as, but have been and 've never to anybody n th s room or anywhere e se ducked t and try to own t.
BY MR. BARNES:
Q. What was the crime? Was it – I put it into a broader category. What was the underlying crime?
A. t was forgery.
Q. Okay. And I characterize that as a crime of deceit. Because, Mr. Faughn, I've got to tell you, no one believes that it's your own money. That's a -- that's a lot of cash. I don't know anybody sitting around with $120,000 cash. And it's your testimony under oath that it was your money?
A. Representat ve, don't know how to say t more p a n y and c ear y that th s was my money.
Q. Did somebody give you a large amount of money prior to it -- and that's how it became your money?
MR. HATF ELD: And once aga n --
MR. BARNES: We're p ay ng a semant cs game here. Possess on s n ne-tenths of the aw;

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therefore you have t n possess on t's yours at that po nt?
MR HATF ELD He's to d you t's h s money just ke when nd v dua members of th s comm ttee oan themse ves money to run for off ce just ke the governor won't d sc ose where he gets h s money to buy h s house that's pr vate nformat on And how he got h s money whether t comes from subscr bers or whether --
MR BARNES Mr Faughn -- t's a quest on for Mr Faughn Mr Hatf e d t's a quest on for Mr Faughn t s a quest on for Mr Faughn
MR HATF ELD And wou d ask you p ease to respect the w tness's r ghts to keep pr vate nformat on pr vate He does not have to get nto nterna dea ngs of h s company
Mr Faughn 'm adv s ng you not to get nto the nterna dea ngs of your company
BY MR BARNES
Q. Was it someone associated with the LIHTC industry?
MR HATF ELD And aga n 'm adv s ng h m not to get nto the nterna work ngs of h s company

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MR BARNES Let's et Mr Faughn answer the quest ons
MR HATF ELD He may but ess --
MR BARNES Mr Hatf e d that s true and Mr Faughn can say " 'm not go ng to answer that quest on "
Q. Mr. Faughn, was it someone in the low-income housing industry?
A Representat ve don't know -- aga n don't know how to say t more d rect y Th s was my money that worked on a project on And 'm not go ng to d scuss the nner work ngs of my pr vate bus ness
Q. Mr. Faughn, was it an out-of-state Republican donor?
A aga n don't qu te know how to say t more d rect y
Q. Was it an in-state Republican?
MR HATF ELD You're an n-state Repub can
THE W TNESS We w say th s --
BY MR BARNES
Q. Was it an in-state Republican, someone other than Scott Faughn?
A have wr tten checks to Repub cans

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and Democrats own ng a company. So guess the answer to your quest on, 've a ways been a Repub can, wou d be yes.
Q. Mr. Faughn, what did you obtain with that money? What was the purpose of that payment?
A. What got was a set of tapes.
Q. Okay. And I want to be clear for the record. You eventually provided -- sent that tape to me; is that correct?
A. Sounds r ght.
Q. Okay. You didn't think it was important to tell me that you had paid cash for it?
A. No. And a so want to make t c ear. d dn't send t for you to pub sh or anyth ng ke that.
Q. I understand. I understand.
Is it your testimony today that you have $120,000 cash just sitting around your house?
MR. HATF ELD: He d dn't test fy to that.
THE W TNESS: never test f ed to that.
BY MR. BARNES:
Q. How did you get the cash?
MR. HATF ELD: Aga n, 'm go ng to

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adv se h m not to answer.
THE W TNESS: To answer your quest on, no, don't have that today r ght now s tt ng at my house. s that the quest on?
BY MR. BARNES:
Q. Yeah, I want to know how a person comes up with $120,000 cash for a payment who -- the last time I checked, Mr. Faughn, I don't think you're in the poor house, but I also don't think that you are a multi-multi-millionaire, and maybe I'm wrong about that, and even for multi-multi-millionaires, I don't know that they have $120,000 cash lying around. Why did you choose to pay in cash?
MR. HATF ELD: t's perfect y awfu , Mr. Cha rman, to conduct bus ness n Amer ca n the awfu tender of Amer ca, wh ch s cash money. There's noth ng wrong w th anybody hav ng $120,000 n cash.
BY MR. BARNES:
Q. The design to evade the original source, Mr. Faughn?
MR. HATF ELD: So what's the quest on --
MR. BARNES: Mr. Hatf e d.
Q. Was paying cash designed to avoid

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disclosure of the original source?
A No
Q. How do you feel about taking advantage of witness one?
MR HATF ELD That's k nd of a oaded quest on Mr Cha rman
MR BARNES t s a oaded quest on
THE W TNESS deny tak ng advantage of w tness one
MR BARNES W tness one --
MR HATF ELD Why don't you ask f he ever ta ked to w tness one
BY MR BARNES
Q. Have you ever talked to witness one?
A had one br ef conversat on where asked to nterv ew her and she sa d no and that's the extent 've ever spoke to her
Q. I'm sorry. You asked to interview her?
A Uh-huh
Q. Is that a "yes"? Sorry, for the court reporter.
A Yes
Q. And she -- and what was her answer?
A No
Q. How long was the conversation?

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A Seconds
Q. You got her cell phone number?
A don't know f that was her ce phone number or not t was the number had
Q. So how does that conversation go?
A ntroduced myse f; ke to nterv ew you
No, thank you Hung up
That's the ast t me ever ca ed
Q. She hung up on you?
A be eve so, or the conversat on was over, know that But t was very br ef and that was t
MR BARNES Representat ve Ph ps
MR PH LL PS Thank you Thank you, Mr Cha rman
EXAM NAT ON
BY MR PH LL PS
Q. Mr. Faughn, thank you for being with us today. Some of the questions you've already answered on my part and I appreciate that.
A Thank you, Representat ve
Q. Did you -- did you have anything to do with helping create Witness Number 1's story?
A Not at a

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Q. Okay. You weren't of any assistance in staging a scene in that car where a statement was taken that ultimately resulted in a recording?
A. No, sir.
Q. Okay. You certainly weren't in the car on March 25th?
A. No, sir, was not.
Q. Okay. Did you make any kind of payment to Witness Number 1?
A. No.
Q. Okay. To your knowledge, has Witness Number 1 ever received any kind of payment?
A. Not to my know edge.
Q. All right. To your knowledge, did Witness Number 1 have anything to do with any of that related to the recording, other than her participation, you know, unbeknownst to her she was being recorded. But other than that, she wasn't in cohorts with her husband, to your knowledge, or an outsider of any sort to set the stage for --
A. No, sir.
Q. Okay. So it's her husband who was doing the shopping of the story and not her; is that correct?
A. on y spoke to Mr. Watkins. 've

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never even spoken to her ex-husband.
Q. So you didn't speak to him at all?
A. No.
Q. You went through the attorney?
A. Never spoke to h m n my fe.
Q. Okay. And then when they testified before he talked about -- I'm going to call it a trust fund. I'm not an attorney so I'm not familiar with how that works, but apparently there are some funds set up, is that right, and the money then is deposited into that fund; is that how that works?
In other words, you don't pay it directly to -- you didn't pay it directly to the -- the ex-husband?
A. No, s r. ' te you about that -- about the fund.
Q. Okay.
A. mean, and th nk -- 'm k nd of g ad to address th s. sort of addressed t a moment ago when the cha rman asked, but A Watk ns s a n ce guy that ke. A Watk ns s a East Coast guy, Georgetown educated, St. Lou s attorney who, when ever spoke to h m, s n ta ored su ts. 'm a h b y from West But er County who went to SEMO, proud y, who ta ked to h m n jeans and

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Carhart.
A s a f amboyant and somewhat dramat c speaker. And, frank y, t was very hard to commun cate w th h m when have, and th nk t s fa r to say under oath that A Watk ns doesn't speak h b y and h b es have a hard t me speak ng to A Watk ns. So have no dea about a trust fund.
Q. I gathered that from the short time I was around him.
All right. So I think that's kind of the way it works. I think, you know, there's a legal means of establishing some kind of a fund and putting money into the fund and that helps recoup some of the cost and so forth.
All right. I'm going to ask you just a little series of questions here on documents. Did you create any of the following documents that are provided to our committee for the course of this investigation, the Mission Continues list?
A. No, s r.
Q. Okay. Emails about the campaign use of the Mission Continues?
A. The on y ema s or text got about the M ss on Cont nues st was from peop e who are now

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in the governor's staff when they were on a different campaign a eging that Eric Greitens sto e the Mission Continues ist.
Q. Okay.
A. But haven't provided them to anyone.
Q. The Missouri Ethics Commission report naming Danny Laub as the person who gave the list to the campaign?
A. No, sir.
Q. Okay. The information about using Washington University grant funds for political purposes?
A. No, sir.
Q. Krystal Taylor's testimony that Eric Greitens directed her to send the TMC list to political operatives for fund-raising purposes?
A. No, sir.
Q. Doing good so far.
The call list derived in part from information taken from the TMC list?
A. No, sir.
Q. At any time did you pay Spencer Kympton?
A. No, sir.
Q. Lyndsey Hodges?

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A No s r
Q. Krystal Taylor?
A No s r
Q. Michael Hafner?
A No s r
Q. Danny Laub?
A No s r
MR PH LL PS A r ght Thank you Thank you Representat ve Representat ve M tten?
MS M TTEN Thank you
EXAM NAT ON
BY MS M TTEN
Q. Good afternoon. I'll try to keep it together.
Can you just explain to the committee how this transaction came to pass?
MR HATF ELD The Watk ns transact on?
MS M TTEN Yes
THE W TNESS Yeah 'd been work ng on a project for a wh e about the ast three years of M ssour po t cs and th nk most peop e had heard about someth ng to do w th th s nc dent Then heard that A Watk ns was an attorney n possess on of -- of some proof so went to obta n that proof

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hop ng cou d get w tness one on the record for my book and that's pretty much how t a happened
BY MS M TTEN
Q. So by "proof," I assume you mean proof of an extramarital relationship between Governor Greitens and witness one?
A Yeah And then obv ous y had heard some of the th ngs that wou d be a just an extramar ta re at onsh p but yeah
Q. So I mean, yeah, we know the rumor mill in this city can go -- go both ways, so to speak.
So you learned that Mr. Watkins was in possession of what you termed "proof." Did you reach out to Mr. Watkins then?
A had come to know h m through a newspaper have n C ayton 'm not sure how we n t ated t
Q. Okay. And who -- from whom did you -- how did you learn that Mr. Watkins may be in possession of proof?
A don't know or actua y remember who gave me that p ece of nformat on t's been a ong t me ago
Q. So at some point you have a discussion with Mr. Watkins?

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A Uh-huh
Q. And could you tell the committee what the substance of those discussions -- that discussion was, your initial discussion?
A Aga n because we're ta k ng about aw and A s a awyer and am not ' assume t's -- the prob em s me on commun cat ng w th A but A can be a tt e cha eng ng for a p a nspoken person to commun cate w th So t's hard to -- can te you what took from the conversat on
Q. That's exactly what I'm asking. Yeah, that would be great.
A Was that there was a fee to be had for those -- for that -- for those tapes and so we went back and forth a tt e b t and obta ned them
Q. By "back and forth a little bit," you mean negotiating over price?
A Yeah
Q. And you came to terms -- you came to an agreement as to $120,000?
A Part of t was for some other representat on because d d reta n h m myse f but essent a y yeah
Q. Okay. So which part was for your personal retainer?

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A be eve there was around 20 000 eft for my own persona th ngs we had used h m for
Q. Okay. And you did, in fact, hire him then to represent you or perform legal advice?
A s gned a etter of engagement
Q. So you basically come to terms to -- to obtain these tapes for roughly for $100,000?
A And w say just from -- aga n somet mes t's eas er to read what A says t came across that he def n te y d d say there wou d be some attorney's fees to take care of n that -- and that's f ne w th me d dn't care
Q. Some attorney's fees. So in other words, part of that funds would also be to cover the attorney's fees from the seller?
A Sure Or whoever t rea y d dn't make me any d fference
Q. And I think that we've already established that you don't really know if -- if those -- if that was part of that expense would be to create a trust or --
A have no dea
Q. -- how the money is actually used?
A D dn't perta n to me at a so d dn't care

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Q. Was there any discussion about providing these funds in cash versus a check or some other form of payment?
A. eft with the impression that was the form of payment request, so that's what --
Q. So your understanding was that you were being requested -- was that part of the deal, so to speak, was that the money come in in the form of cash as opposed to a check or a money order or a wire transfer or --
A. That's the way understood it. And, again, didn't matter to me.
Q. Right. But that wasn't your idea, was it?
A. don't reca when that was discussed. t didn't make me any difference. t cost the same either way.
Q. Well, I guess that's true; although -- well, maybe it cost you a little bit more because you're having to sit here now --
A. A ways a p easure to be in the Missouri House of Representatives.
Q. So you have this discussion. You come to terms. You agree to provide this $100,000 in cash. Your understanding was that the $100,000 was

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going to purchase these tapes for you. An additional $20,000 would go to pay for legal fees for you and/or the seller?
A. Yeah, th nk that came -- no. We , no, that came ater, but -- a few weeks ater, but that was for me and d fferent th ngs.
Q. Okay. So you provided $100,000?
MR. BARNES: 'm sorry. Can we back up? 'm not sure about the $20,000 add t ona came ater; s that what --
MS. M TTEN: That was my quest on.
MR. BARNES: 'm sorry. got confused. And wanted to make sure, and was tremendous y confused, others may be.
MS. M TTEN: R ght.
Q. So you provided $100,000 in early January and then an additional $20,000 in late January, early February or some other time?
A. Approx mate y, yeah.
Q. Okay. Why did you provide the payment -- why were there separate deliveries? In other words, if you're going to give somebody $100,000, why would you not just come and give them $100,000?
A. don't even remember the -- how the

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de neat on was done, but that's how t happened.
Q. Was that part of the agreement, was I'll give you so much in this payment and so much in that payment? I mean, was it like a layaway?
A. Not rea y, no.
THE REPORTER: Ho d on one second.
(Off-the-record d scuss on between w tness and counse .)
MR. HATF ELD: just wanted to make sure the answer s comp ete. Go ahead. Go ahead.
THE W TNESS: Yeah, t was a negot at on. t was un ke any had ever done.
BY MS. M TTEN:
Q. But part of the negotiation was sort of the payment plan, so to speak, the delivery dates?
A. Yeah. But t was very oose, so ...
Q. By "loose" you mean I'll give you 20 -- you know, $50,000 next week and another 50,000 the following -- I mean --
A. Approx mate y.
Q. -- help me understand what "loose" means.
A. 'm try ng to th nk back. don't remember the exact de very dates. That's just what we agreed to. t wasn't a part cu ar y mportant

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part of t.
Q. Okay. So you have this discussion. You come to terms for an amount. You also apparently discuss the terms for deliveries. Was there some particular reason why different people were performing these deliveries?
A. don't even remember why t was. Part of t, 'm over here somet mes and he's n C ayton a the t me.
Q. Okay. Is it fair to assume that, you know, you'd get your hands on the -- on a payment, so to speak, and deliver those as the cash became available to you?
A. No. mean, th nk we agreed on what we were se ng and how, and that's pretty much t.
Q. Okay. And then at what point did you come into possession of the tapes? Did you acquire -- did you acquire one tape or how many tapes?
A. be eve there were three, but there was on y one of any re evance.
Q. Okay. Did you acquire them all at once? Did you receive them all at once, or did those also come to you piecemeal the same way the funding went to Mr. Watkins piecemeal?

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A be eve t was p ecemea but t wasn't t ed to the fund ng t was just how they cou d be saved on a way to get them to me
MR HATF ELD So t's a m nor po nt but we're a say ng "tapes " 'm not sure they're actua y tapes r ght?
MS M TTEN Thank you Counse You're abso ute y r ght So the record ngs guess shou d say
Q. So the recordings came to you piecemeal, but is your testimony then that that was more of a function of technology as opposed --
A Yes
Q. -- as opposed to payment?
A And the other two don't know You may have them but there weren't rea y much to them
Q. Okay. So do you know in which order you received the recordings? Which one did you receive first?
A There were three One of them was part cu ar y sa ac ous that th nk most peop e have heard by now The other two were pretty nondescr pt so th nk the two nondescr pt ones came ater

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Q. When we talk about the salacious tape, I'm assuming that transcript has been an exhibit from this committee, I believe, that's been released publicly?
A. t was on Channe 4.
Q. So we're all talking about "the tape," I guess, or "the salacious tape." Were there any strings attached to your acquisition of these tapes? Was there any agreement as to how they could be used by you?
A. Not rea y. Not that reca .
Q. Okay. Is there some reason why you didn't then make them public upon acquisition?
A. Yes, there are two reasons. One, didn't fee ike cou d run it in the newspaper because purchased them. t's a pretty big difference to me. We have a company that has a few different newspapers, a TV show, now a radio show. There's book pub ishings, the first one we'd done, but there's no way we cou d run them in the Missouri Times having purchased them.
Number two, did not have either one of the two peop e on the tapes on the record. Therefore, even if we wou d not have purchased them, if wou d have just received them in the mai

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anonymous y, d dn't have e ther party on the record to run them. That's why they weren't n the paper.

Q. So you had no corroboration?

A. Yeah.

Q. Was the need for corroboration discussed as part of your acquisition discussions with Mr. Watkins?

A. D scussed, but can't honest y say t was sett ed on, but fe t ke the tapes were mportant. fe t just ke the book we're re eas ng n the fa , there's a ot of th ngs n there that haven't even heard anybody here d scuss, because you may know th ngs don't. But was th nk ng th s wou d be someth ng that came out n the fa n the book. So the speed at wh ch th ngs happened, the fact other peop e had them were news to me.

Q. Okay. What discussions did you have -- well, was there -- this seems like a strange question. Was there anything in writing? Was there a sales agreement -- was there anything in writing -- that's quite -- I think for most members of the general public 100- or $120,000 on a handshake is a considerable sum of money when you

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don't necessarily have the purchase -- the purchased item in hand immediately. Is that --

A. There was a ot of -- t was un ke anyth ng 've ever exper enced, so wou d agree that t s -- t was odd to me too.

Q. Okay. What kind of a time delay was there between your deliveries or your first delivery of cash and your receipt of the first recording?

A. Maybe the same day, th nk.

Q. Oh, okay. That quickly. Okay. And then were you promised anything in addition -- in addition to the recordings, were you promised anything else for your money?

A. No, not rea y.

Q. Okay. So it was just straight up -- when you say "not really," was there --

A. K nd of vague, but, no, there was noth ng that was prom sed.

Q. No lunch? No drinks? Nothing?

A. W sh had a unch, no.

Q. Okay. So it was just pretty much a straight-up, here's the money, here are the recordings, and off we go our merry way?

A. Yes.

Q. Did Mr. Watkins -- and I just want to

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make sure I'm clear about this. Did Mr. Watkins ever provide any legal advice to you or any of your companies as your counsel or counsel for your companies? Any of your business dealings?

A. Mr. Watk ns prov ded a ot of adv ce. 'm try ng to th nk what t was actua y about.

MR. HATF ELD: 'm not sure she's ask ng you what t was about yet.

BY MS. M TTEN:

Q. I'm not asking you what it was about. Were you billed for that advice?

A. don't th nk -- don't have the actua b for that yet.

Q. Okay. So you provided an additional $20,000 to cover legal fees that some of which were going to be for advice you received and some of which was going to go to the seller?

A. That port on was for me.

Q. Okay. Are you aware if those dollars were deposited to a trust account?

A. have no dea what they d d w th that.

Q. Okay.

A. Th s s not --

Q. You said you did have an engagement agreement, though?

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A. Uh-huh.

Q. And did that engagement agreement entail or discuss how often you would be billed?

A. W thout hav ng t n front of me, don't know. don't remember read ng that but --

Q. So did you have any agreement with Mr. Watkins as to how that $20,000 was going to be spent?

A. t was --

Q. How it would accrue, so to speak?

A. t was for me to reta n h s counse , yeah.

Q. So in your mind you consider that $20,000 to be a retainer that was provided to Mr. Watkins?

A. Yeah.

Q. And how much of that $20,000 was to be -- was all of the $20,000 to be for legal services or advice to you and/or your business holdings?

A. Yeah.

Q. Okay. And yet it's been January since you -- or February, we'll just say -- we'll go on the -- err on the side of caution. By the time you had made all the deliveries we're talking February,

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and yet it's the end of May and you still haven't received a single bill for that advice?

A haven't rece ved a b We ta ked many t mes s nce February

Q. Watkins has apparently testified or said that there was $10,000 to relocate the family. Do you know anything about that?

A As far as know Mr Watk ns ves n St Lou s

Q. I think that he was maybe referring to witness three's family, but -- I don't know.

A don't know who --

Q. You don't know anything about that?

A don't know who w tness three s

Q. Well, I guess it would be the seller, the seller of the recordings.

A Yeah have no dea

Q. You have no idea?

A 've never met th s person so don't know where that person ves

Q. Okay. But you never had any discussions with Mr. Watkins about anything like that?

A No

MS M TTEN Okay

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Okay. Thank you, Mr. Cha r.

MR. BARNES: Representat ve Aust n?

MR. AUST N: Thank you, Mr. Cha r.

EXAM NAT ON

BY MR. AUST N:

Q. Good afternoon, Mr. Faughn. We've met before, of course.

A. Yes, s r, Mr. Representat ve.

Q. You've touched upon this already. You've mentioned the Missouri Times, the Clayton Times. You have a TV show and a radio show. And I kind of intro with that because my question is, what exactly do you do for a living and how do you earn your income?

A. Pub sher of newspapers and a host of a TV show.

Q. Did I list the -- Missouri Times and Clayton Times, is that the only newspapers or publications that you own?

A. Yeah.

Q. And are those under one corporate-type entity, or do they have their own entities as far as form of business?

MR. HATF ELD: 'm not sure that's re evant, but go ahead.

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THE W TNESS have d fferent LLCs formed so can chart them the r success

BY MR AUST N

Q. I know you have a TV show, and is that part of the Missouri Times LLC?

A Yeah

Q. And a radio show, is that also part of Missouri Times LLC?

A t's new we're st deve op ng

Q. Have you formed an LLC or corporation or anything like that?

A (Shakes head)

Q. As far as this upcoming book, is it under a separate company or is that just you individually or --

A want to be accurate n the answer

MR HATF ELD Do you understand the quest on? don't know f do

BY MR AUST N

Q. Okay. Is there -- has there been any type of corporate entity formed that will own the rights to this book?

A There w be yeah

Q. Hasn't been yet?

A No

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Q. I think you said you had met Al Watkins sometime before just because of your Clayton Times publication; is that correct?

A. Yeah.

Q. Do you remember approximately when the first time was that you met Al Watkins?

A. remember meet ng A Watk ns three or four years ago. don't th nk he wou d have remembered meet ng me. A s a guy once you meet h m, you remember t.

Q. And you said at one point that you heard there were some rumors regarding the present governor, is that correct, as it relates to the affair?

A. mean, th nk there's been rumors about the present governor that anybody that stens much has heard, so heard -- yeah, to answer your quest on, sure.

Q. When did you first hear -- first hear rumors of the affair?

A. Let's see. th nk met h m at L nco n Day n 2015. So t wou d have been as the summer of 2015. remember when he brought h s campa gn here to Jefferson C ty.

Q. When did you first pass the idea of

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writing this book that you said was going to be published in the fall?
A have had the dea for some t me 've done some nterv ews to bu d ng that obv ous y the -- p anned to wr te t about up unt the governor's race and the governor's race was so nterest ng and then frank y the news never stopped So there was never -- t was hard to get a stopp ng po nt around t
But th nk what k nd of dec ded was -- was from the t me met Er c Gre tens wh ch wou d nc ude the death of Aud tor Sw ke up through today and whatever these proceed ngs
Q. Who is helping you write that book?
A Obv ous y f you've ever read the M ssour T mes from a few years ago you' know ' need an ed tor a s gn f cant ed tor have Rache Herndon who s the news ed tor of the M ssour T mes s go ng to he p And then after got my stuff comp ed we're go ng to have to spend probab y a ot of money on ed t ng
Q. When did you first think about going to Al Watkins regarding these rumors of an affair?
A don't know when f rst thought about t but heard A was n possess on of these tapes

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d dn't know that, but had heard that for at east back nto the end of the 2016 campa gn.
Q. And who did you hear those rumors from?
A. Gosh. mean, everyone that wasn't support ng Er c Gre tens for governor.
Q. When did you first approach Al Watkins regarding these rumors and those tapes?
A. f reca , somet me n the fa .
Q. Fall of 2015?
A. 2017.
Q. Fall of 2017. And you reached out to him, I suppose? If I remember your testimony right.
A. Yeah.
Q. And did you call his law office?
A. m ght have -- th nk m ght have saw h m somewhere, but 'm not sure he even knew who was at that po nt. th nk m ght have had to ca h s aw off ce to see h m.
Q. And after that -- let's back up. What was, generally, that conversation you had when you first talked to Mr. Watkins about these tapes?
MR. HATF ELD: Don't guess.
THE W TNESS: The conversat on was -- can't say spec f ca y, but t ed to h m say ng yeah.

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BY MR. AUST N:
Q. When you introduced yourself, did he recognize who you were when you introduced yourself?
A. Later he said he had watched my te evision show, but he might have just been being nice. can't say for sure.
Q. And then how did that conversation end?
A. t ended with kind of -- we were going to pick it back up.
Q. It didn't -- did you come to any sort of terms whatsoever, or just him acknowledging that he had the tapes and then you guys decided to talk again?
A. f reca -- and again, you know, the rea conversations were c oser to the ho idays, but think he may have had to find out from his c ient. There was some attorney ingo that he used, best reca .
Q. And then as we approached the holidays you say the conversations picked up?
A. Yeah.
Q. And who was the one that reached out the second time?
A. was pursuing him so assume me, but can't say that for sure.

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Q. And how many times did you talk with Al Watkins regarding acquiring these tapes, you know, not the first time but the second time towards the holidays until a deal was reached?
A. Three to four maybe.
Q. And at what point did price begin being negotiated? That second call or at the end or?
A. Probab y the second one.
Q. And I think the representative asked this, but there was nothing in writing -- and by "writing" I'm including texts or emails, anything, not just a contract -- regarding the terms of this agreement of your purchasing of these tapes or recordings?
A. No.
Q. There was -- was there any promises that he would not or he or his client would not disclose them to anyone else?
A. No, there wasn't.
Q. And it was your testimony that, at least you took it from those conversations, that he was wanting the $100,000 in cash, correct?
A. That's what took from t, sure, yeah.
Q. And we're kind of using the pronoun "you" pretty loosely here, but we've established you

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have a couple of LLCs. So who was actually purchasing these tapes? Was it you, Mr. Faughn the individual, or was it Missouri Times LLC, or was it something else?

A. t was go ng to be me, and we' probab y ro t nto the pub sh ng ent ty.

Q. And this 100,000, that was, I think your testimony, that was your money. It was your personal assets; is that correct?

A. Yeah.

Q. And those -- that money had come from earnings from either one of your LLCs or something else?

MR. HATF ELD: We , aga n, 'm go ng to adv se h m not to answer that. mean, t doesn't matter where he got the money. And, you know, as sa d, f t was a b rthday check from h s grandma that he cashed, t m ght not be h s LLCs, but he doesn't have to d sc ose t. So 'm go ng to adv se h m not to answer.

BY MR. AUST N:

Q. And you're refusing to answer on the advice of counsel?

A. As Mr. Hatf e d stated, don't m nd to te you that t was comp ete y me that purchased

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them, but 'm not going to get into the inner workings of my company here or anywhere e se.

Q. So you're refusing to answer based on advise of counsel?

MR. HATF ELD: Say "yeah."

THE W TNESS: Yeah.

BY MR. AUST N:

Q. And this money, this 100,000, this would have been something that you would have paid taxes on, I guess.

MR. HATF ELD: Ca s for a ega conc usion. So he's going to te you -- mean, not yet, but he's going to answer the question.

MR. AUST N: You say he's going to answer the question?

MR. HATF ELD: We , guess 'm not sure what the question is.

MR. AUST N: s this 100,000 --

MR. BARNES: t's a question for Mr. Faughn. Object and state an objection but --

MR. HATF ELD: We , 'm not fami iar with the ru es of this committee on how objections shou d be stated.

MR. BARNES: That's a good question, because you're exact y right because it's not a

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courtroom. There's been a ot of stuff that w -- but what don't want you to do s you're subst tut ng your words for the w tness's words.

MR. HATF ELD: wou d never do that. Mr. Faughn s perfect y capab e of test fy ng.

MR. BARNES: So et's et Mr. Faughn answer the quest on.

MR. HATF ELD: Abso ute y. And th nk we shou d make sure the quest on s c ear. th nk Representat ve Aust n s do ng a great job. just want to make sure the w tness accurate y and correct y addresses the quest on and he understands t fu y.

BY MR. AUST N:

Q. This $100,000 that was paid to Al Watkins, that is income that you would have paid taxes on at some point, either through your corporations or LLCs or you personally.

A. Yes, mean, aga n, ' try to say t one more t me. The money was my money.

Q. And the purpose behind purchasing these recordings was for use in your book and for no other purpose, correct?

A. Yeah, that was the purpose.

Q. And if it's true there's testimony from

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Al Watkins either given in a previous deposition or testimony he may give in the future that you told him this money came from a wealthy Republican out-of-state donor, that is either a lie or untrue?

A Representat ve ' -- ' try to exp a n t to you aga n have no reco ect on of ever hav ng that conversat on am a donor and genera y a Repub can However aga n w te you that n matters of ta k ng about ega stuff w assume the m sunderstand ng wou d be on me

'm pretty p a nspoken A s re at ve y not that p a nspoken And so somet mes the conversat ons were cha eng ng to have to be cand d w th you

Q. So if that is truly his understanding that he believes that you told him that this $100,000 came from a wealthy out-of-state Republican, that is possibly a misunderstanding between you and Mr. Watkins?

A assume so don't know

Q. Do you have any reason or idea where he might have gotten that idea, other than the conversations between you and him?

A Oh have no dea where he wou d have

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gotten that
Q. Now, you delivered -- you're not sure how many deliveries of this cash you made; is that correct?
A wou d have made a but one wou d th nk
Q. And the one that you did not make, did you hire a courier service for that?
A No d d not
Q. That would just -- that would have been an individual you would have given $50,000 or whatever the amount was to deliver?
A We wou d have had a package de vered yeah from somebody that -- wou d have had to set up to de ver but d dn't pay anybody to do that
Q. Okay. And I'll just tell you that in my brief review of Mr. Watkins' deposition he said he received two $50,000 cash payments. One, he testified that you delivered yourself and one came from somebody else.
Does that comport with your recollection or do you remember --
A Yeah that sounds r ght
Q. Now, the second one was delivered by

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somebody else. That was $50,000 cash, according to Mr. Watkins' testimony. And I think you -- you agree with that now. But do you remember who delivered that for you, that $50,000 in cash?
A. f reca , wou d have had somebody in my office do it, but 'm sure they -- wou d not have had -- did not have any conversation with then about what they were de ivering.
Q. The individual that delivered it may not have known what it was?
A. No.
Q. But you would have had them deliver $50,000 in cash from your Clayton office?
A. Uh-huh.
Q. I'm sorry, is that a "yes"?
A. Yes.
Q. And I'm not picking on you. We've just got to have words.
A. Sure.
Q. And any idea as we sit here today who that individual was?
A. t wou d have been somebody in the C ayton office.
Q. How many people work in the -- worked in the Clayton office at that time? And we're

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talking January of this year, I believe.
A be eve three a woman that comes n and out
Q. And what are their names?
A We one of them has eft But t wou d be Br an Robb ns and Ben Str ker
Q. And the one that left is, what's --
A Br an
Q. Okay. And so in January of 2018, those two worked in the Clayton office and anybody else work in the Clayton office? You said there was somebody in and out.
A My w fe comes n and out some
Q. Well, it wasn't your wife that delivered the 50,000?
A No
MR AUST N Sorry Let me ook over my notes f we're go ng to come back around --
MR BARNES We can come back around f you want to take an opportun ty to ook at your notes
MR AUST N Thank you Mr Faughn
MR BARNES be eve Representat ve Egg eston s next n sen or ty s that correct?
MR EGGLESTON th nk Representat ve

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Lauer.
MS. LAUER: ' wait.
EXAM NAT ON
BY MR. EGGLESTON:
Q. So we've established that it was 120,000 was the total amount given between you and Al Watkins?
A. be ieve so, yeah.
Q. And in cash?
A. Yeah.
Q. And hand-delivered. You didn't FedEx it or anything like that. You or someone you trusted delivered that to him?
A. Uh-huh.
Q. Okay. I don't know that I've seen, or certainly not very often, $120,000 in cash lying around. So how did you -- I mean, how do you transport that? You didn't just have it in your hands. When you delivered the 50,000, you had it in a container of some sort?
A. 'm sorry. What are you asking?
Q. Did you put it in a gunnysack? Did you put it in a shoe box? How did you actually carry 50,000 or 100,000 or whatever the denomination was that you delivered?

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A -- some type of fo der mechan sm don't --
Q. Folder?
A 'm not rea y sure be eve t was a pretty sma ega document carr er
Q. And the amount that you took personally was 50,000; is that what you're saying?
A Yeah
Q. And you can --
A Yes Representat ve
Q. Were these 1s or 20s or 100s or what -- was it a mixed denomination?
A don't reca the denom nat ons
Q. Were they wrapped in bundles or just thrown loose?
A be eve they were wrapped can't te you for sure
Q. Why can't you tell me?
MR HATF ELD Do you not reca or are you refus ng to --
THE W TNESS No don't reca assume they were wrapped n bund es but can't swear to that
BY MR EGGLESTON
Q. Did you put that cash into the folder?

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A. Yes.
Q. So when you went to put it into the folder, you picked it up from where? Where was it?
MR. HATF ELD: And that's what we've a ready ta ked about, Representat ve.
MR. EGGLESTON: know, but 'm ask ng h m the quest on.
MR. HATF ELD: understand that.
MR. EGGLESTON: 'm not ask ng quest ons of anyone who won't swear to te the truth n front of th s comm ttee. 'm ask ng th s of Mr. Faughn.
MR. HATF ELD: By the way, et me be c ear on that, Representat ve Egg eston. We k nd of got that short because we want to get through t. ' be happy to take an oath. th nk everybody here shou d. th nk every member of the comm ttee shou d take an oath that a the statements we're go ng to make are comp ete y truthfu , and 'd be happy to do t. f that wou d make -- f that wou d make you happy, Representat ve, ' do t r ght now.
MR. EGGLESTON: actua y want to ask Mr. Faughn the quest on and have h m answer t. And f you want to wh sper adv ce n h s ear, you're

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certa n y --
MR. HATF ELD: We , and 'm go ng to adv se h m not to get nto t, as 've done over and aga n. We can go over th s one more t me.
MR. EGGLESTON: 'm just cur ous as to how does $50,000 cash, wh ch seems ke a pretty b g p e of cash for most fo ks, get from Po nt A to Po nt B. 'm not go ng to ask anyth ng about h s bus ness.
MR. HATF ELD: Okay.
BY MR. EGGLESTON:
Q. But I'm kind of curious as to where was this $50,000 before you put it into the folder, Mr. Faughn?
MR. HATF ELD: We , that does get nto h s bus ness. So 'm go ng to adv se h m not to get nto where he got the money that he used to pay because that does get nto h s bus ness. So that's what 'm adv s ng. want the comm ttee to be c ear on what our pos t on s.
THE W TNESS: 'm try ng to th nk. th nk your quest on about wrapped, th nk t probab y was, but frank y was n my C ayton off ce. And, aga n, 'm not go ng to get nto how run my bus ness.

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BY MR EGGLESTON
Q. I'm not asking you how you made the money. I'm just asking where it physically was before you put it in the folder.
A be eve we put t n a fo der n the C ayton off ce
Q. Okay. So the cash was in the Clayton office and you put it in a folder?
A Yes Representat ve
Q. Okay. And the Clayton office being your place of business, not -- I don't know, a bank or a savings and loan or something like that, your place of business?
A Yes Representat ve
Q. Okay. You said, what, you made four different payments over time?
A be eve so yes
Q. All of them originated from your office in Clayton with money that you had stored there in that office?
MR HATF ELD And aga n --
THE W TNESS 'm not go ng to te you -- Representat ve w th a due respect 'm not go ng to get nto where wou d store someth ng or rea y any more deta s about how run my company

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BY MR. EGGLESTON:
Q. I understand -- it just seems -- I'm not sure that too many companies leave that much money lying around in cash. Most folks would have it in a bank account earning some interest. And if you wanted that money, you go to the bank, you withdraw it, put in your folder, your gunnysack, or whatever.
A. s that a quest on?
Q. You did not withdraw it from a bank. You had it -- in your office?
A. Representat ve, w th a due respect, ' te you t was my money that conducted a transact on w th. And 'm rea y, to be honest w th you, not go ng to get nto how run my pr vate bus ness, any more than wou d expect anybody e se here to w th th s comm ttee or anyone e se.
Q. The timing of the various payments in this, kind of going back to what Representative Mitten was asking, you were saying -- you've kind of been a bit vague. So were there three different payments made to Al Watkins or four? Can you tell us for sure?
MR. HATF ELD: Don't guess. Whatever you can remember.

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MR. TRENT: At east three, poss b y four.
BY MR. EGGLESTON:
Q. You're not sure whether there were three or four?
A. 'm sure there were two $50,000. don't remember f the second one was a at once or broke up nto two ncrements.
Q. Well, that does help. And the timing of these payments you said were spaced out sometime between early January and sometime in February. That's what you had said before?
A. Yes, that's about r ght.
Q. I want to verify that's still -- okay. And because that was an agreement that you had with Al Watkins to do it in those chunks?
A. Yeah.
Q. And the original agreement -- so did you -- to set all this up, did you call Al Watkins or did Al Watkins call you?
A. We , to d Representat ve Aust n knew who A was probab y before A knew who was, but made the f rst proact ve ca to A to see h m.
Q. And at that point, did you know from

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somebody that these recordings were for sale and you made the call to sort of bid on them or strike a deal?
A. d dn't know how to obta n them. had no dea -- had no dea how they cou d be obta ned.
Q. You knew he had them?
A. We , d dn't even know he had them, but had heard that he had and assumed --
Q. You heard that they had, and so you were calling to see if he would sell them to you?
A. We , we started off try ng to obta n them and then worked from there, yeah.
Q. Will you give them to me for free? Well, no, I'll give them to you for a price, and then you start haggling over a price?
A. t was about a four-hour conversat on of that r ght there.
Q. Okay. Okay. Well, I mean, obviously this is -- these recordings are something that are pretty serious that are going to be used in relationship to a sitting duly elected governor and is therefore evidence. And so it seems a little fishy on either your part or Al's part or both that some of this evidence could actually be for sale to

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the highest bidder. So we're trying to get to the -- nuts and bolts --
A. don't mean to not answer your quest on, but can nterject someth ng?
Q. Absolutely.
A. had no dea that th s was go ng to be a cr m na matter.
Q. At that time, yeah?
A. had no c ue unt even after sten ng -- -- 'm not an expert on many th ngs but ke bondage sex wou d be among the th ngs 'm not an expert on or tak ng photographs ke that. just -- had no dea that there wou d be a cr m na charge or nvest gat on come of t. had no c ue.
Q. Because this was before it all came out public because that happened in -- mid-January sometime?
A. Yeah.
Q. Yeah, and your discussions you said started in the fall of '17 before that. So you knew they existed before that. But they hadn't been released to the general public so nobody really knew what was in them, or at least publicly?
A. Yeah. th nk --
Q. But you had some inkling or you else

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you wouldn't have ponied up $120,000 to buy them?
A. th nk everybody n M ssour po t cs had an nk ng of what -- of th s s tuat on was there. don't th nk peop e knew f t was true. But th nk everybody -- wou d say t wou d be surpr s ng to me to f nd someone n M ssour po t cs who had not heard some vers on of what s now pub c.
Q. Okay. Kind of going back to Representative Barnes initially talked about your past. You kind of live in the Clayton area now but you were from Poplar Bluff originally around that area; is that right?
A. Yep.
Q. And you had the instance of the forgery, you'd said. That was -- the guilty verdict came down in 2007 on that, I do believe?
A. Okay.
Q. Does that sound about right to you?
A. Sure.
Q. But that was not really your only -- you've had other sort of scrapes with the law between then and now? Different traffic tickets, that kind of situation, right?
A. Yeah, 've had a few traff c t ckets,

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think it's fair to say, and a few parking tickets.
MR. HATF ELD: Sometimes you need rep acement medicine in the midd e of the night. You're speeding fast.
BY MR. EGGLESTON:
Q. Yeah. There was certainly an instance of driving without a license and license plates in the middle of the night, went to jail for that or got caught and went to jail for that for a bit.
A. think did a get a ticket for driving without -- or maybe an expired icense or something.
Q. It was more than a ticket; you were hauled into custody?
A. Okay. By -- be ieve when paid the ticket or whatever --
Q. Right.
A. You're right, 'm not sure what you're asking me.
Q. Well, I'm just verifying that that's -- that is in your past?
A. Sure, yeah.
Q. Okay. And then a few hours later after being instructed you could leave but you needed to have somebody drive you home, you were caught again,

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and also sent back and put in custody again, right?
A. Sounds r ght, yeah.
Q. Okay. All right. And that was around 2010. In fact, I think there's about five pages of stuff on Case.net of different scrapes that you have had over your years; is that about right?
A. 've never counted the pages.
Q. Okay. And then the last little bit was -- that was outlined on there was in 2016 -- so this would have been about one year before this fall of 2014 discussion you had with Al Watkins -- there was -- it was reported that you had had roughly $17,000 of unpaid bills, that you owed people a lot of money to help start your company, run your company, and that included around $8,000 of unpaid taxes to Missouri.
Is that -- is that fair to say that that occurred in 2016?
A. don't know the date but can te you that we squared up everyone, actua y, n the m dd e -- toward the end of ast year. So, yeah, certa n y start ng a newspaper r ght now s a very cha eng ng endeavor. Luck y for us t's a good t me to be n the news bus ness so we've been fortunate ate y.

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Q. So from 2016 to 2017 you've been fortunate enough, as you had said, to go from owing people over -- that they knew of -- over $17,000 to suddenly having $120,000 in cash lying around in your office that you could use to buy incriminating tapes on the governor so you could sell a book; is that right?
A. We , you'd be the one to know f they're ncr m nat ng, but hav ng a tax en s part of bus ness. Once we got t c eared up, ended up not even be ng near that. But we d d, uck y -- guess not uck y -- don't know f pay ng taxes s ucky, but we have a stack of etters from DOR w th that sea on them show ng how we pa d them a and pa d them a -- don't know, not qu te a year ago but now gett ng c ose to.
Q. Got you. Well, it just seems like --
A. Somet mes --
Q. Hard to believe --
A. Hey, set -- set n a room one f oor above here and watched every newspaper person n the state te ng me we'd go bankrupt f ve years ago.
MR. EGGLESTON: So you were -- okay. Let's see. th nk we answered that quest on. So 'm go ng to -- 'm go ng to pass t on for now.

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MR. BARNES: Representat ve P erson, we're the backup n the comm ttee n sen or ty.

MR. P ERSON: Thank you, Mr. Cha r.

EXAM NAT ON

BY MR. P ERSON:

Q. Good evening or afternoon, rather. I appreciate your being here.

A. Thank you for hav ng me.

Q. I was going to say you're showing your age talking about tapes. I'm going to say what are tapes?

A. 've st got a few George Jones cassette tapes somewhere.

Q. There you go. There you go.

So my questions, they may be sort of erratic, so just to kind of let you know. So I want to kind of talk about your relationship with Al Watkins, and it sounds like you said you reached out to him.

A. Uh-huh.

Q. And sounds like that happened end of 2016?

MR. BARNES: Ho d on. Representat ve P erson, and meant to do th s a second ago. Can you turn your -- the a rport runway ght down

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s gn f cant y f not comp ete y -- can you turn t off? Let's turn t off Thank you Much -- much better

BY MR P ERSON

Q. All right. Your relationship with Al Watkins, I just wanted to come to a better understanding of that. Can you tell me when that relationship started?

A Aga n knew A Watk ns 'm sure before A Watk ns knew me He's a pretty co orfu fe ow n St Lou s met h m at a few d fferent events cou d not te you when but t wou d have had to have been around 2014 or after When actua y -- got to know a h m a tt e b t more as started a paper n C ayton And then -- but to have any ser ous conversat ons w th h m wou d have been the very end of 2017

Q. End of 2017. So you -- you've described him as a colorful fellow?

A Yes s r Yes Representat ve

Q. Did you ever think to invite him on to your show?

A Not rea y Just because he's not -- he's not po t ca that know of unt now And there's other peop e that were -- that f t -- that

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fe t f t our show a tt e b t better than A d d.

Q. And how often did you-all speak beyond the tapes?

A. Qu te a b t. don't know the number of t mes but every few days. Then just k nd of tapered off.

Q. So you did kind of develop a little bit of a relationship?

A. Yeah, ke A . A s an nterest ng guy to know. No doubt about t.

Q. And did you-all have any kind of -- so you didn't get any receipt from the tapes. So you received the tapes. There's no receipt given to you that said "Our transaction is now complete"; is that correct?

A. No.

Q. And did you sit and listen to the tapes together with Al to ensure he wasn't giving you a blank tape?

A. be eve so, yeah, part of them for sure, yeah. But not -- don't th nk we stened to the who e th ng together, but certa n y enough to know wasn't get a b ank tape or b ank record ng.

Q. So you listened to the tapes, and that was in conjunction with the handing off of the

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$50,000 on those two occasions?

A. Sure.

Q. Is that correct?

A. Yes, Representat ve.

Q. Okay. So these were not, you know, same-time transactions of here's 50 grand, here are the tapes, we meet in the back alley --

A. No, we a ways --

Q. -- and transact, but these were kind of sit-down gatherings where you looked at the tapes and in your mind you came to a conclusion of, yes, these tapes are truly worth this amount of money?

A. Uh-huh. That wou d be correct.

MR. HATF ELD: They weren't tapes, but that's not rea y mportant. They weren't rea y tapes.

BY MR. P ERSON:

Q. So I'm using "tapes" in quotes of recordings. I don't know if it jumps around, but however, a disk, CD, 8-track, I don't know, but somehow you received these recordings.

A. R ght.

Q. Okay. So were there any agreements made between you and Mr. Watkins? I think you talked about an engagement agreement; is that

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correct?
A. We , reta ned h m. We s gned an engagement agreement. t seemed pretty norma to me, but ...
Q. Can you enlighten me about what an engagement agreement entails?
A. 'm not a awyer, but when you h re a awyer and they're off c a y go ng to g ve you adv ce or someth ng, you usua y get a etter that they've engaged you -- or you've engaged them for the r serv ces.
Q. And there is a price -- is there a fee attached to a typical engagement agreement?
A. n my exper ence n bus ness, no. t's your -- t's essent a y that t's the start of your re at onsh p that then you're go ng to take money for t. So t's not rea y -- 've never seen one w th a fee schedu e, but, aga n, there cou d be some that are. don't know.
Q. Okay. Did you sign any kind of non-disclosure agreement with you and Mr. Watkins?
A. don't reca any. Maybe just an engagement etter.
Q. So no NDA between you or your business dealings that you are aware of?

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A. We , never wa ved any attorney-c ent pr v ege w th h m. never rea y had any reason to d sc ose anyth ng so ...
Q. Okay. So that's a no?
A. Not that reca .
Q. Let see. There's some questions around your having $100,000 laying around. And my -- can I ask of your marital status?
A. Yeah. 'm marr ed.
Q. And your wife provides some income to the family?
A. Not now current y, no.
Q. So you would be the primary wage earner in the family?
A. Uh-huh.
Q. Any -- because you are in the know in Missouri politics; would you agree with that?
A. These days t's hard for anybody to say they're sure y n the know n M ssour po t cs.
Q. Can you share what else is coming down the rumor mill.
A. d dn't br ng th s k nd of know edge w th me today or actua y wou d have.
Q. Can you tell me why -- I heard you sent this information to our chair, Representative

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Barnes. Why was that?
A t may have been before there was even -- 'm pretty sure t was before there was a comm ttee but don't remember the exact date Somebody that have a ot of respect for and who actua y knows po t cs and the aw So don't reca the exact reasons but don't -- don't know f t was before t was a comm ttee or not don't remember the exact date but th nk a ot of h s op n on
Q. So was it to get his opinion or what did you want to get from sharing that?
A We aga n d d not know there was a cr me n there just -- t's not that condone anyth ng that happened to the v ct m just d dn't know -- d dn't know there was a cr me That was very surpr s ng to me So hav ng a person w th a d fferent perspect ve on t was nterest ng and wasn't go ng to br ng t nto our newsroom because pa d for t so k nd of m ted the opt ons of peop e
Q. Did you share it with any other representatives at that time?
A don't be eve so
Q. Any senators?

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A. Not that reca , no.
Q. Anyone else in the legislature?
A. No, don't be eve so.
MR. P ERSON: Okay. A r ght. Thank you, Mr. Cha r.
MR. BARNES: Representat ve -- one of these days th s m crophone s go ng to work. Representat ve Trent.
EXAM NAT ON
BY MR. TRENT:
Q. Some day. Thank you, Mr. Chairman. Thank you, Mr. Faughn for appearing here.
Before I get into my own questions, Representative Rhoads is listening in and he had a few things that he would like you to answer as well.
The first one is going back to the 50,000 or the $120,000 in cash. Do you have any bank records that show that money exiting a bank account?
MR. HATF ELD: And, aga n, Representat ve Rhoads, w th a due respect, don't th nk we're go ng to get nto the nner work ngs of the bus ness.
BY MR. TRENT:
Q. Okay. And let me follow up to that

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question as well. So there's no -- no bank records that you're willing to discuss today. Could you tell us where you do bank at?

MR. HATF ELD: We , and so -- and 'm try ng to keep the cha rman's thoughts n m nd. 'm not try ng to be an obstruct on st, but et's say hypothet ca y that Mr. Faughn or you -- et's say you keep a m on do ars at your house. You wou d not want anybody to know that, r ght? mean, we're ve-stream ng t. You wou d not want peop e to know there's cash there. You may not want peop e to know where you bank.

MR. BARNES: Mr. Hatf e d, et's et Representat ve Trent ask the quest ons and Mr. Faughn can answer them.

MR. HATF ELD: He's do ng a great job, Mr. Cha rman.

MR. TRENT: Let's not go down th s rabb t ho e w th the attorney.

So you we know that n our system f the po ce ro nto your house and you've got a who e bunch of unaccounted-for cash, there's go ng to be an ssue, correct, norma person?

MR. HATF ELD: hope not.

MR. TRENT: But you know there w be

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an ssue and ndeed you know our federa aw f you take money nto or put money -- put money nto or take money out of an account n an amount over be eve t's $10 000 t may have changed a tt e b t s nce ast ooked at t you have to report that to the federa government You're aware of that correct?

MR HATF ELD be eve that's correct

MR TRENT And f you w thdraw or depos t n a way that evades that report ng requ rement that s n fact a cr me of structur ng you're aware of that

MR HATF ELD Abso ute y

MR TRENT So th nk t's not unreasonab e g ven the h gh degree of regu at on that surrounds cash payments n our country and has for a ong t me because of concerns about organ zed cr me drug ssues don't th nk t's an unreasonab e ne of nqu ry for us to get a tt e b t more nformat on about how the h gh s x-f gure amount of cash happened to be s tt ng around and where that can be traced back be eve the RS and the federa government wou d be ab e to n fact nqu re nto that and get that nformat on f

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they ask for t.

MR. HATF ELD: Representat ve, thank you for ett ng me respond to those nqu r es. th nk those are appropr ate quest ons for the RS, wh ch as an attorney as you know s another good reason th s comm ttee shou d not get nto a these ssues about how somebody runs the r bus ness.

th nk t s appropr ate for peop e to have cash money. understand my deas on that may be ant quated and there may be others who don't fee that way, but n Amer ca t's st okay to have cash money.

One other th ng, and then 'm sure you' go on to address h m. want th s comm ttee to be c ear that we be eve, and the reason we're here, that f th s comm ttee wants to ook nto whether w tnesses were nf uenced somehow, that s appropr ate. And that's why Mr. Faughn s here vo untar y w thout a subpoena. And those are great quest ons, and that's what he came to ta k about.

f somebody ca ed a w tness and sa d, "What do you want out of th s," wh ch apparent y happened accord ng to test mony you read yesterday, that's a good ne of nqu ry. f somebody sa d, "We suggest you test fy that someth ng d d not

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happen," when they n fact know t happened, that's a comp ete y eg t mate ne of nqu ry.

MR. TRENT: We , apprec ate your c os ng argument for your case aga nst the adm n strat on, but et's st ck at the ssue at hand.

MR. HATF ELD: Abso ute y. ' turn t back over to Mr. Faughn for the rest of your quest ons.

BY MR. TRENT:

Q. So okay. We may revisit that later when I get to my own line of inquiry, but let's go on to the rest of Mr. Rhoads' questions.

Is it true that you routinely have drinks with Mr. Watkins in Central West End?

A. We , one, have no dea whose bus ness that wou d be; and, two, no, that's not true.

Q. It's not true. So you never had occasion where you go out and you sit down at a bar and have a drink with Mr. Watkins? You don't -- you don't see him socially at all?

A. 'm try ng to th nk f 've ever had a dr nk w th A Watk ns, and --

Q. I'd like to remind you under oath.

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A. ' te you under oath that don't reca f 've ever went out soc a y w th A Watk ns. 'm not go ng to te you t never happened but t's certa n y not rout ne.

Q. It's certainly not something you would have on more than one occasion? It's certainly not something you would do even once a quarter?

A. Yeah, certa n y haven't n the ast quarter.

Q. In the last quarter. It's not something that you would do even on a quarterly basis? Even four times a year, you wouldn't do that?

A. don't reca off the top of my head ever hav ng a dr nk of a coho -- a though do have dr nks of a coho -- w th A Watk ns. But certa n y don't rout ne y see A Watk ns soc a y.

Q. And the last Representative Rhoads' question: Have you had any discussions with Steve Tilley over this $100,000?

A. had d scuss ons w th Steve T ey about a ot of d fferent th ngs n M ssour po t cs.

Q. Particularly the $100,000. Ever brought it up to him? Ever talked about it?

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A. don't th nk 've ever brought t up to Steve.

Q. Has someone else that you know of?

A. have no dea who ta ks to Steve T ey.

Q. So you're not aware of any discussions with him and that $100,000?

A. t's been a top c n the news, but don't th nk n t ated t, and certa n y have no dea who e se has ta ked to Steve. That's not someth ng can test fy under oath to who Steve T ey ta ks to.

Q. So your testimony is that you don't know, you don't recall?

A. 'm te ng you have no dea who Steve T ey ta ks to that's not Scott Faughn.

Q. And you, Scott Faughn, have never talked to Steve Tilley about the $100,000?

A. The on y part -- the on y reason wou d have ta ked to Steve T ey about t s because t's been n the news and we genera y ta k about M ssour po t ca news.

Q. All right. Those are the end of his questions for now. Let me go back and start back at the beginning with mine.

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So the $50,000 that you had, you already had that money sitting around before you ever met with Mr. Watkins? Or did you get that money after?

A. You know, honest y, ' try th s aga n. 'm not go ng to come before any comm ttee --

(S mu taneous speech nterrupted by the court reporter.)

MR. HATF ELD: d dn't understand the quest on. Th nk about what he asked and answer that one.

MR. BARNES: Representat ve Trent, can you rephrase so we can make sure everybody's on the same page here. We're ta k ng over each other.

BY MR. TRENT:

Q. Did you already possess the cash -- the 50,000 or 120,000, whatever it is -- did you already possess that before you met with Mr. Watkins about this issue?

MR. HATF ELD: D d you have the cash before you met w th A Watk ns?

THE W TNESS: mean, -- -- w just be honest w th you. 'm not go ng to come here

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as own ng pr vate company to ta k about the cash f ow of myse f or any company have.

BY MR. TRENT:

Q. So you may have earned it all after that?

MR. HATF ELD: m sunderstood the quest on, Mr. Cha rman. thought you mean d d he have cash n h s hand before he met w th A Watk ns. And, yeah, he d d. He a ready sa d that. But f you're ask ng about cash f ow, 'm sorry --

MR. TRENT: t's not about cash f ow. D d he phys ca y have the 120,000 before he met w th Mr. Watk ns?

MR. HATF ELD: He test f ed he brought t. guess 'm confused.

MR. BARNES: Let's et Mr. Faughn answer the quest on. So go ahead.

MR. HATF ELD: don't want the record to be confused here.

MR. BARNES: That's why want to go back. Let's restate the quest on. Let's et Mr. Faughn answer the quest on. And we've got some confus on as to what t s.

Representat ve Trent, ask away. And unt we get an answer to the quest on, we w

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continue to ask it.
MR. HATF ELD: And we need a very c ear record on a of this.
MR. BARNES: We do need a c ear record. That's why asked him to restate it once. We' go with Representative Trent.
MR. TRENT: And ' be happy to further c arify.
Q. So, you know, let's say three months before you went to meet with Mr. Watkins for the first time on this issue, did you already have $120,000 just happened to be sitting around like that's just something that you routinely have access to?
MR. HATF ELD: And for a the reasons stated before, 'm going to advise the witness not to answer that question. And object to it, since the chairman wants me to put it that way. t's who y irre evant to any charge of this committee under the precedents of the US Supreme Court and The House of American Activities Committee. This question is who y irre evant and is not within the purview of a egis ative body. And he can disregard my advice if he'd ike.
MR. BARNES: t is within the purview

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of a eg s at ve body.
MR. TRENT: And d sagree, Counse , on that ega op n on.
MR. BARNES: You're not go ng to get n an argument over th s. We have the quest on on the f oor. And we want the answer from Mr. Faughn.
MR. HATF ELD: And 'm adv s ng h m not to g ve an answer, but he can d sregard my adv ce f he'd ke to.
THE W TNESS: We , aga n, just ke th nk you can have a gun or cash n your house and the government shou dn't be ab e to come n and harass you about t, 'm not go ng to come before th s body and ta k about my pr vate y he d compan es n a pub c forum.
BY MR. TRENT:
Q. All right. Now, when you had the discussions with Mr. Watkins about this $120,000, did it ever come up what this $100,000 -- and I'm going with your earlier testimony, $100,000 for the tapes, $20,000 for your own personal use. So the $100,000, was there any discussion of what that money would be used for?
A. wanted to obta n the tapes.
Mr. Watk ns made t c ear there wou d be some ega

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fees associated with hand ing the fa out or hand ing -- he made it -- again, probab y any misunderstanding is due to the fact that 'm pretty direct. Mr. Watkins is pretty -- pretty f owery.
So to be honest with you, wanted to obtain the tapes, but understood he was going to use it for some ega fees as we , and didn't care what he used it for.
Q. Did you ever discuss the money being used for P.S. -- and you know who I'm talking about when I use those initials P.S., the ex-husband. Was there any discussion of him during these discussions?
A. No. 've never met him, never ta ked to him. Don't have a c ue about whatever came of his invo vement on receiving --
Q. And so to your knowledge, that $100,000 was not intended to go to him?
A. t didn't make me -- guess can't state is it more c ear y. had something wanted to obtain --
Q. My question is not whether you care about where the money went, but do you know where the money went?
A. No, no idea.

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Q. So you don't know whether it stayed with Mr. Watkins or whether it went to the originator of the tapes?
A. have no idea.
Q. Now, I would assume that would be the same for any children or relatives or anything like that? You have no idea if they have received any money?
A. don't even know if the guy has them.
Q. And we kind of already discussed this earlier, but you don't remember who the second courier was for the money, just someone from your business?
A. Yeah, 'm not sure.
Q. And do you routinely have people deliver without any knowledge something as valuable as $50,000?
A. Frank y, nothing about this was routine for me. mean ...
Q. So doesn't that seem -- I mean, you can understand how people could have a question where you're entrusting $50,000 to someone -- you're not telling them that --
(Simultaneous speech interrupted by the court

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reporter.)
BY MR TRENT
Q. Please, let me finish the question. You're entrusting $50,000 to an individual. You're not telling them they have $50,000, and you don't remember who that person was. That's what your testimony is; that's what you're telling us happened.
A thought of a way to exp a n th s and t's somet mes ntersect on of med a bus ness and po t cs s a un que s tuat on You a most have to be around the three of them at one t me to get them but d d observe the campa gns n 2016 And there was a project that you worked on that got to observe wh ch was your runn ng for off ce And you put 50 000 of your money nto the campa gn and th nk probab y you have a w de --
MR BARNES Are we gett ng to an answer?
MR HATF ELD We Mr Cha r f you're not go ng to et us nterrupt the representat ves th nk you shou d a ow the w tness to answer the quest on
MR TRENT Do you know what cou d prov de? Bank records

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THE W TNESS: ' be quick. think that you thought that it was worth it to you. 'm sure peop e in your ife were, ike, the job pays $35,000 and you're putting 50 of your own in, that's crazy. think it was admirab e. And obvious y it's successfu . You're on probab y the most important committee in the history of the House of Representatives.
put some of my money into a project that think is going to pay off handsome y for me. We' see this fa when the book comes out. But that's probab y the most ana ogous way can give to you that everybody on this committee and in this room might understand.
BY MR. TRENT:
Q. So that doesn't actually -- that's not actually responsive to my question which was your testimony is that you gave $50,000 to an individual who you can't remember and -- you can't remember who they were and you didn't tell them what they had and they went and delivered that? That's your testimony; that's how that unfurled.
A. Yeah. Yes.
Q. Okay. Now, you've talked about you expect -- your business model for this $100,000 purchase of the tapes is book sales that you plan to have this fall. And have you received any other compensation for your role in this?
MR. HATF ELD: 'm go ng to recommend --
THE W TNESS: My ro e?
MR. HATF ELD: For your ro e n th s? Sorry.
BY MR. TRENT:
Q. For delivering the money to Mr. Watkins.
A. No.
MR. HATF ELD: Ho d on one second. No, he sa d no, sorry.
BY MR. TRENT:
Q. Now, we've touched on this a few times too. My understanding of the -- of the Watkins testimony is that you arranged the $100,000, but if that was correct -- but that's incorrect. Your testimony here today is that you didn't arrange the money. It was actually your money?
A. t was my money and arranged t to be g ven to A .
Q. But you won't explain how you arranged it?

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A. think we even went down to how it was wrapped.
Q. But we haven't gone to where it originated from. Like was it in a bank account? Was it in a shoe box? You're still refusing to give any of that information?
MR. HATF ELD: Right.
BY MR. TRENT:
Q. So and I think we talked about this a little bit as well. And I'm sorry for plowing a little bit of the same ground here, but to keep it all straight in my mind. You said you first heard the rumors of the K.S. story in the summer of 2014, or did I misunderstand that? Let me ask that question.
A. didn't know Eric Greitens in the summer of 2014, except as somebody who was exp oring running for office as a Democrat.
Q. When did you first hear the rumors of the story?
A. wou d say heard sma rumb ings, not much to put on, because it was a -- at that time sti kind of a ong-shot campaign for governor, but sometime in the ate summer of 2015. And then that intensified as the primary season started in ear y

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2016.
Q. And what was the source of those rumors?
A. There were so many cou dn't even te you one.
Q. Couldn't even tell me one? It's such a target-rich environment you can't remember a single one of them?
A. a most, b g as the t me, d dn't put a ot of stock nto t. And, two, yeah, th nk t's got to be convent ona w sdom. Amongst most peop e knew, there was someth ng out there. Cou d be untrue. f nd most of these th ngs happen to be untrue so ...
Q. Okay. Well, let's fast-forward then to when the tapes were beginning to break and they did come out. You obviously reported on it. As a part --
A. Actua y --
Q. -- or your business?
A. Actua y, we d dn't.
Q. Well, I know you didn't break it, but you reported on it once it had broke, correct?
A. Sure.
Q. You talked about it like everyone else.

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Now, you also spend not an inconsiderate amount of time in this building. Who else did you talk to around that time about the tapes once they had broken?
A. mean, cou d not even provide you a ist. don't make notes of a the peop e ta k to. But suffice it to say, be ieve it happened on the State of the State speech, so the p ace was fu of po itica types from a over the state.
And, frank y, by wou d say that morning it was high y specu ated by, again, wou d say conventiona wisdom that this story was going to break sometime that day. So itera y everybody you ran into, that was something they brought up.
Q. Okay. And once the story had broken, there began to be calls for resignation and calls for disciplinary action. Did you talk to anyone about that, any member of the general assembly?
MR. HATF ELD: Ever?
BY MR. TRENT:
Q. No, I guess, let me clarify. My question more specifically is did you lobby any member or advocate for impeachment or resignation?
A. No. Huh-huh.
Q. Did you ever write any press releases

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for members about encouraging the governor to resign?
A. No. We pr nted some.
Q. But you didn't write any for anyone?
A. No. d dn't -- 've never wrote a press re ease.
Q. You never visited any member's office ever --
A. We , we v s ted many members' off ces and ta ked about th s on rad o, te ev s on, and n pr nt. t was a pretty b g story at the t me.
MR. HATF ELD: th nk you guys ta ked over each other. want to make sure he answered the r ght quest on, Representat ve Trent.
BY MR. TRENT:
Q. And I was going to follow-up here. The question is not merely did you come and talk to him about it, but did you engage in an advocacy role?
MR. HATF ELD: Whatever that means, but go ahead.
THE W TNESS: offered my op n on, f t was asked, wh ch actua y my op n on has been unchanged s nce ear y 2015. Now, whether t means you shou d be mpeached or not, that's k nd of up for your d scuss on.

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BY MR. TRENT:
Q. Certainly, but what we're trying to elicit here is what individuals or entities have been pushing a pro resignation message behind the scenes?
MR. HATF ELD: Mr. Cha rman, 'm not sure understand the quest on. s the quest on whether the w tness has exerc sed h s F rst Amendment r ght to express h s op n on to e ected representat ves n th s body?
s that the quest on, Representat ve Trent?
MR. TRENT: mean, n a sense. mean -- mean, that's what obby sts do when they come nto th s bu d ng. They exerc se the r F rst Amendment speech, they ta k to members of the genera assemb y, and they push a message, an agenda that they have, n the case of a obby, has been pa d to do.
THE W TNESS: You were say ng someth ng -- there were two words you sa d n one of the quest ons that was beh nd the scenes. Representat ve, we don't know each other we , but don't th nk 've been beh nd the scenes -- actua y th nk, you know, the rony probab y s my

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cr t c sm started when then Cand date Er c Gre tens ca ed everybody n M ssour po t cs corrupt career po t c ans

And asked how and never got an answer And my cr t c sm started then and has cont nued to probab y th s afternoon

BY MR TRENT

Q. Well, and I appreciate that, but that's not -- that's not what we're trying to get at here. The real question is whether you went and lobbied members for resignation, whether you went and recommended to them that that was the -- the preferred path.

A know -- don't know f we do any Spr ngf e d rad o but anybody that's asked me 've sa d that not pr vate y but very pub c y n fact 'm not sure f there's been a more pub c cr t c But forget pr vate y 've sa d t very pub c y

Q. Have you coordinated with any other individuals inside or outside of the building for an impeachment or resignation position?

A What do you mean "coord nated"? don't understand your quest on Representat ve

Q. Had discussions, talked to them, organized?

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A So 've ta ked to many peop e ns de and outs de of th s bu d ng The governor's v ct m zat on of th s woman or stea ng from the char ty has been a arge top c of conversat on don't th nk our newspaper has ever come out and wrote an ed tor a ke most have that the governor shou d res gn or be mpeached

But f somebody asked me my op n on d d and don't -- don't know what you mean by have ta ked to peop e? Yes 've -- 've been around po t cs been asked have a TV show that has a pretty decent stretch

MR TRENT Gent emen you understand the d fference between ta k ng to peop e n conversat on and obby ng nd v dua s correct?

MR HATF ELD don't You can ask h m f he does

THE W TNESS f the Post D spatch wr tes an ed tor a are they obby ng somebody? f go on the rad o and say "Yeah actua y don't th nk everyone n Jeff C ty s a crook or a po t c an " am obby ng somebody?

BY MR TRENT

Q. So do you don't see any difference between advocating either in public or in private in a journalistic-type way and going selectively to individuals who you think are receptive to a certain argument and pushing that argument to them and trying to build support for a position?

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A th nk f a journa st knows there's a person that has a ot of know edge on the subject matter or pass onate pos t on they're go ng to go to that person As far as me persona y mean wou d a most see your po nt f th s was someth ng n pr vate

'm not sure cou d be more pub c n my observat ons and they've been negat ve about th s adm n strat on on a most every front s nce the -- s nce he was a cand date So guess don't know what you mean

Q. Okay.

A f hadn't made my po nt c ear pub c y guess cou d see what you're say ng But th nk 've made t pretty c ear

Q. Let's move on then. I mean, clearly there is a distinction there and I think that goes to the heart of why a lot of people have concern about the $100,000. Because it appears to be a -- an influence point, and not -- and not simply a purchase point. But -- let's go on beyond that. I don't think we're going to get any more detail there.

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So I know you don't want to talk about the specifics of your business, but let's talk about the generalities of it. You have sponsors and advertisers, correct?

A th nk that's pretty pub c

Q. Pretty straightforward? Do you have --

MR HATF ELD 'm one of them

BY MR TRENT

Q. Certainly. Do you have revenue sources that are other than your businesses, other than advertisers and sponsors?

MR HATF ELD 'm go ng to adv se the w tness not to get nto h s revenue sources as any other w tness wou d want to

BY MR TRENT

Q. Do you do any political or consulting business?

A No

MR HATF ELD The answer s no

BY MR TRENT

Q. Okay. Are you a registered lobbyist or have you been?

A was n Arkansas about ten years --

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gett ng c ose to ten years now
Q. Have you ever attempted to sell advertising to the Greitens campaign?
A Sure yeah
Q. What was the outcome of that?
MR HATF ELD We do you want to ta k about that? mean you know aga n Mr Cha rman don't know how t's re evant and f you want to go -- we're not go ng to go through a of h s advert sers
MR TRENT That's the on y one
THE W TNESS don't th nk we ever -- don't want to say for sure but don't be eve we ever d d But f you know f they're nterested ' be g ad to p tch them Just seem ke we've got to ta k to them so pass them a ong
BY MR TRENT
Q. Where have you been staying for the last few weeks?
MR HATF ELD don't know how that's re evant Mr Cha rman
MR TRENT th nk t's re evant because we were try ng to serve subpoenas and we weren't ab e to f nd h m
MR HATF ELD So just wonder f we

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cou d ask a the members of the comm ttee, Mr. Cha rman, where they've been stay ng for the ast few weeks f t's re evant. Mr. Cha rman, we'd ke your ru ng on whether we're go ng to get nto where peop e s ept ast n ght.
MR. BARNES: th nk he can answer the quest on. 'm not go ng to ask for h s part cu ar schedu e on every s ng e day and a b g-brother track ng sort of way, but to the genera quest on of not be ng present and the genera t es.
don't want -- Representat ve Trent, you don't need the address, do you?
MR. TRENT: No, just the genera area wou d be f ne.
THE W TNESS: You sa d someth ng we've been try ng to serve subpoenas.
MR. TRENT: The comm ttee.
MR. HATF ELD: We're not aware of that, Representat ve.
MR. BARNES: No, there was a subpoena, and the understand ng was that Mr. Faughn was out of state. There was a so, be eve, a subpoena n the cr m na case; s that correct? A head nod from the back. And they cou d not f nd h m for serv ce of that.

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We d d not -- we chose not to emp oy someone on a 24-hour bas s to try to f nd Mr. Faughn because we f gured that f the Dowd Bennett aw f rm cou d not f nd h m w th a tracker, how were we go ng to spend state resources and send a sergeant at arms to f nd h m.
Now -- go ahead.
MR. AUST N: Maybe a so ut on to th s s f we can get a comm tment from Mr. Faughn and h s attorney that h s attorney w g ad y accept serv ce of any subpoenas n the future from th s comm ttee or the --
MR. HATF ELD: We , you're say ng we're go ng to have to come back to th s comm ttee a second t me?
MR. AUST N: Poss b y.
MR. HATF ELD: We , we're here vo untar y. was not aware -- 've been ta k ng to the cha rman now for over a week.
MR. BARNES: Yeah, so we can be c ear about how Mr. Hatf e d contacted, th nk e ther myse f or Mr. Robertson, and sa d, hey, Representat ve -- Representat ve -- Mr. Faughn has h red me as counse .
sa d, "We , good. We've been

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wonder ng where he was. We've got a subpoena here that we haven't been ab e to serve.
MR. HATF ELD: don't reca that at a , Mr. Cha rman. That may be your test mony.
MR. BARNES: We d d have a subpoena. We've got t s gned upsta rs s my understand ng.
MR. HATF ELD: be eve that.
MR. BARNES: Okay. But you d d ca .
MR. HATF ELD: That's correct.
MR. BARNES: And you sa d, "Mr. Faughn has h red me. He's w ng to come n and ta k."
MR. HATF ELD: Abso ute y, that's correct.
MR. BARNES: So as t re ates to -- and, Mr. Faughn, we d d not have any commun cat on w th Mr. Hatf e d. We d d not know. We d dn't have any commun cat on w th Mr. Faughn. don't th nk anyone had any commun cat on w th Mr. Faughn pr or about where he was, or some peop e may have. But there was the subpoena n the cr m na case that was outstand ng.
MR. HATF ELD: So want to et Mr. Faughn ta k because he's who you want to hear from, but want to be c ear that no one has ever asked me -- and have made c ear to the cha rman

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for at east a week now that represent Mr. Faughn. No one has ever asked me whether Mr. Faughn wou d accept a subpoena. No one has asked me where he was.

MR. BARNES: And t wasn't necessary at that po nt because you had ca ed and sa d you w show up vo untar y.

MR. HATF ELD: That's correct. And when ca ed and sa d was a so author zed to represent Mr. Watk ns, was asked f wou d accept a subpoena and agreed to accept a subpoena. So f there's an mp cat on that we have somehow been uncooperat ve w th th s comm ttee because we have evaded serv ce of subpoena, that s not true.

MR. BARNES: th nk that s a true statement to the extent that Mr. Faughn was not aware of a subpoena that had been s gned by the speaker that not been served upon h m and cou d not have been served upon you because unt ast week no one knew that you were go ng to represent Mr. Faughn.

MR. HATF ELD: Fa r po nt.

MR. TRENT: And cou d not be served on h m because he cou d not be found.

MR. HATF ELD: don't know where you

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were ook ng

MR TRENT That's why we want to know where he was stay ng

THE W TNESS At no t me d d anybody te me from th s comm ttee or anywhere e se that had a subpoena And came here vo untar y as the f rst person you've had pub c y test fy to you and honored to be here

MR HATF ELD Have you rece ved an ema that somebody wanted to subpoena you?

THE W TNESS never got a soc a med a message never got a Tw tter message

MR HATF ELD Never got a phone ca say ng --

THE W TNESS Never got a phone ca No one came to e ther of my off ces

MR TRENT Why d d you dec de to take your show on the road then?

THE W TNESS Yeah ' te you ost a fr end of m ne a coup e weeks ago guess three now and so was com ng back We went down through Nashv e and retraced a tr p we took So d d my show on ocat on ke do from t me to t me and then on the way back went home And 'm not -- not sure -- nobody ever ooked very hard to serve me

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w th anyth ng or contacted me.

BY MR. TRENT:

Q. So your testimony is you were attending a funeral?

MR. HATF ELD: don't th nk that's what he sa d.

THE W TNESS: No, that's not what sa d at a , Representat ve.

BY MR. TRENT:

Q. You said you lost a friend?

A. d d.

Q. So did you attend a funeral?

A. went through where he ved, and then went on a tr p that we had taken together and came back. And, aga n, at no t me d d anybody contact me to te me had a subpoena. And th nk most peop e wou d have a way to text or ema me here f they wanted to serve me w th a subpoena.

Q. Okay. So there's no funeral; you simply went on a trip that your friend had gone on?

A. There was a funera .

Q. It was a funeral. Okay. And did you stay with anyone while you were on this trip?

MR. HATF ELD: Aga n, Mr. Cha rman, we want to ask everybody who they stayed w th?

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thought we weren't go ng to do th s Do you want to ask members of the comm ttee who they stayed w th ast n ght? don't th nk that's what we want to do

MR BARNES want to have a c ar f cat on f rst There were news stor es about the subpoena th nk Mr Faughn s correct there was no contact w th h m to my know edge about the subpoena There was a news story Mr Hatf e d was not h s counse so he cou dn't very we have served h m

MR HATF ELD R ght

MR BARNES L sten th nk the contact at the po nt n t me t was very pub c at east for that and th nk t's hard -- Mr Faughn wou d be hard-pressed to say that he was not aware of a subpoena -- attempt to serve h m w th a subpoena n the cr m na case

THE W TNESS There was news stor es that the v ct m made th ngs up n a dream that your comm ttee pub c y refuted so

MR HATF ELD n the cr m na case aga n he sa d he never rece ved an ema he never rece ved a phone ca no one ever tr ed to contact h m at work about the serv ng of a subpoena and

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that's h s test mony.
MR. BARNES: That answer was n the context of the cr m na case or n the context of th s comm ttee.
THE W TNESS: E ther one. don't know of anybody that reached out to me to serve me w th anyth ng.
MR. BARNES: Representat ve Trent.
BY MR. TRENT:
Q. Okay. Let me rephrase the question slightly.
Did you stay with anyone during your time away from Missouri who has any interest or connection to this case or to the governor or to political interests here in the state?
A. No, d dn't stay w th anyone.
Q. Okay. And then I believe that's -- no, I had one other line here. Tell us a little bit about the player of the week. That's something on your show, correct?
MR. HATF ELD: Rea y?
MR. TRENT: There's a po nt.
THE W TNESS: th nk that you're th nk ng of the Wash ngton-based FOX News p ayer of the week.

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BY MR TRENT
Q. No, it's definitely on your show. It's winner of the week or player of the week or something to that effect where you recognize a particular individual who has had a big impact in Missouri politics that week.
A Are you ta k ng about on Th s Week n M ssour Po t cs wh ch a rs Sunday morn ngs n St Lou s and Kansas C ty? We do have a "Who won the week "
Q. Yeah, "Who won the week." I trust you to be familiar with your own show, maybe more so than I am. So what is the -- what is that designation that you do each week?
A trust you to understand who wou d say who won th s week n M ssour po t cs as to who had a good week n M ssour po t cs but 'm not a awyer
MR HATF ELD So we're not confus ng that w th Dave Drebes's "Who won the week" n M ssour Scout r ght? You're ta k ng about --
MR TRENT don't be eve so no r ght
MR HATF ELD d dn't th nk you'd seen the show so wasn't sure wh ch one you're

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ta k ng about.
MR. BARNES: s t the same phrase for both?
MR. HATF ELD: t s. Who won the week, Dave Drebes, M ssour Scout week y summary.
MR. BARNES: Okay.
MR. HATF ELD: be eve. 'm not --
MR. TRENT: s t the same for your show, Mr. Faughn?
THE W TNESS: th nk we ca t Th s Week n M ssour Po t cs, wh ch you get here on Sunday morn ngs n St. Lou s and Kansas C ty. Who won th s week n M ssour po t cs.
MR. P ERSON: What t me s that?
THE W TNESS: What t me? St. Lou s or Kansas C ty?
BY MR. TRENT:
Q. And has Mike Hafner ever won that definition?
A. Oh, yeah. When t turned out that he was -- h s eth cs f ng and comp a nt was correct from 2016, yeah, he ooked very good.
Q. And what is the nature of your relationship with him?
A. know M ke. He's worked n Repub can

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po t cs for a ong t me
Q. So you just know him?
A Yes know h m
Q. You haven't discussed this matter with him? You haven't coordinated with him in any way, just know him?
A d scussed -- you mean are you ta k ng about h s eth cs comp a nt f ed at the end of the campa gn n 2016 that's turned out to have a ot of credence? Yeah ta ked about that w th h m a bunch of d fferent t mes
Q. And what were the nature of those conversations?
A don't reca a of them but my assumpt on was h s eth cs comp a nt had some va d ty but they weren't ab e to enforce t And then after t came out that h s eth cs comp a nt had a ot of credence to t th nk t was ke yeah you ca ed t
Q. Did you help him with that complaint?
A d d not
Q. Okay.
A don't th nk you'd come to me for he p w th an eth cs comp a nt
MR HATF ELD Let's wa t for the next

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quest on.
BY MR. TRENT:
Q. And I think that's getting close to the end of my questions for this round. I may have some follow-ups in a moment. I do -- it looks like my notes here had something about Watkins and the existence of those tapes.
Who told you or how did you come to find out that Watkins actually had those tapes and that they were for sale?
A. d d not know at the t me they were for sa e, and had heard that -- rumors of th s re at onsh p, wh ch aga n f nd most of these rumors to be untrue. So d dn't pay that c ose attent on to t.
heard A was represent ng or had -- had a re at onsh p w th one of the part es, knew t somet me dur ng the e ect on of 2016. K nd of put t -- just d dn't pursue t or fo ow t, but heard t somet me around the pr mary e ect on.
Q. But you don't remember where you heard it?
A. don't.
Q. You don't remember who told you? Why did you wait? If you heard it around the end of the

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primary, why did you wait until January of 2017 -- 2018, 2017 to go and make that purchase?
A Probab y skept c sm
Q. You didn't even inquire?
A No d dn't -- d dn't know h m enough to do that w thout the phone ca that made
Q. What overcame your skepticism and prompted you to inquire?
A Observ ng Er c Gre tens' t me as governor made t seem more be evab e
Q. Can you restate that answer? I didn't --
A You asked me what gave r se -- what made my skept c sm go away that t m ght be true and t was observ ng Er c Gre tens' t me as governor of the State of M ssour
Q. What observation led you to that conclusion?
A How ong we got?
Q. I mean, that seems like a -- was there any particular thing? Was it simply that you disliked his governorship?
A Yeah some of the th ngs he's done are very good f you're ask ng my op n on Yeah

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th nk the vacat on you cance ed at the end of ast t me and the fact that thought t was funny when he sa d that po t c ans shou d get back to work. When he ca ed you a th rd grader. Those are th ngs that k nd of gave me r se that someth ng wasn't r ght.
Q. While I appreciate your umbrage on behalf of politicians everywhere, it seems rather strange that -- that a few political -- rhetorical political statements would cause you to suddenly want to investigate an extramarital affair in the presence of existence of tapes.
A. We , one, had heard about th s ex stence. th nk most peop e n po t cs had heard some form of t. heard that's where t was, and when started to ook deeper, then k nd of started go ng back through my notes.
But there's many th ngs that have happened that made me skept ca . You need to do a tt e more. t's not someth ng you have to ook n a dark qu et room for. You cou d f nd t anywhere on soc a med a, te ev s on, rad o, or n pr nt.
Q. Why did you not attempt to sell those tapes, to resell them to news outlets that might be interested in the story? Why did you give them away

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for free?
A. Representat ve, that's just not true, what you sa d.
Q. What is --
A. What you sa d s factua y not true.
(S mu taneous speech
nterrupted by the court reporter.)
THE W TNESS: Representat ve, d d not g ve those tapes to any news out et.
BY MR. TRENT:
Q. So once you purchased those tapes, you kept them and shared them with no one, except the chairman?
A. One person.
Q. So I guess I'm confused as to what you're -- what your purpose was. You shared them with -- with Representative Barnes, and then what was your plan?
A. That was we after they were made pub c. was go ng to keep them and use them for my book, wh ch 'm go ng to wr te and --
Q. So --
A. hoped to get --
Q. So --

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A. D d you ask me a quest on?
Q. I'm sorry. I'm sorry that -- you've given rise to another question here that I think will be more relevant. So you --
A. Wou d you ke me to answer the f rst quest on?
Q. Okay. Go ahead and answer the first question.
A. That was go ng to use t for my book, and more than anyth ng, when rea zed the story had been out somewhere e se, wh ch had never gave to anybody e se. t wou d not have he ped my book anywhere w th the purpose of other peop e hav ng them. Once t was out anyway, they weren't a p ece of nformat on. t was rea y a that exc us ve or ju cy or hot.
Q. So when you made this $100,000 purchase -- I think most people would say that qualifies a major asset -- you had no exclusivity agreements with the originator?
A. Aga n, no, t ended up that d d not.
Q. And you didn't think, "Boy, this is going to be critical to my book. This is what's going to make it a hot item. I should probably get some exclusivity here"? You just said, "Hey, I'd

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like a copy," and whatever else you to do with it, that's fine?
A. Aga n, t probab y r ses the quest on -- the quest on has r sed to a few m sunderstand ngs, probab y com ng from the way we commun cate. But shou d have n h nds ght, but d d not.
Q. That seems like an incredibly odd business decision to make, given the central importance these would seem to have to your book.
A. You're assum ng the book w be based just off th s, wh ch wou d be ncorrect. But s that a quest on?
Q. Well, you paid $100,000 for -- for this -- these tapes. I would think that -- I mean, typically to write a book, my understanding is that the main cost is in the time and effort to actually do it.
You have sunk what would be a sizable investment in -- in this presumably -- in your mind, unknown information that you're going to break when the book comes out. It's not an insignificant component of the book's marketability at all, correct?
A. Representat ve, s that a quest on?

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Q. Yeah, that was -- yes, a question.
MR. BARNES: Do you not understand the quest on?
BY MR. TRENT:
Q. Okay. So let me chop it up into smaller questions. So you purchased this $100,000 tape for use in your book, correct?
A. Yes.
Q. And --
A. t was a record ng.
Q. The recording. Why did you want that recording for your book?
A. We , one, the story s a tt e hard to be eve. Two, k nd of knew who was dea ng w th. mean, rea zed was dea ng w th peop e who were tera y f ng restra n ng orders aga nst the M ssour Attorney Genera . rea zed the amount of awyers they'd have.
Q. So --
A. And knew that, one, mean, th s -- the v ct m here has test f ed four t mes w th the tapes, and there are st peop e who don't be eve her. So thought t was very mportant to have those.
Q. So did you think that the recordings

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would add market value to your book?
A. L ke y.
Q. Did you think that market value was dependent on the book being the sole source of those revelations?
A. t wou d have been benef c a , yeah.
Q. And yet despite all that, you took no efforts, made no precautions to retain exclusivity rights to those recordings?
A. We , be ng the f rst t me 've done th s and aga n --
Q. Your attorney --
A. sa d each t me w th each Representat ve there's a tt e b t of a cha enge somet mes n the commun cat on back and forth w th A and , but, yeah.
Q. You said you retained Mr. Watkins' services for the book in part. That was the 20,000, correct? That was for the book in part?
MR. HATF ELD: don't know f he sa d that or not.
BY MR. TRENT:
Q. Is that not accurate? The $20,000, none of that was for legal services pertaining to the book?

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A. t was for ega serv ces and some of t perta ned to the book, but that was after got the tapes.

Q. So the lawyer that you retained with $20,000 who took the $100,000 that you paid for the tapes did not advise you or alert you to the fact that you did not have exclusive rights to those tapes? That's your testimony?

A. No, 'm te ng you that th nk, as sa d, w th a ot of the stuff between A and , somet mes commun cat ng w th A cou d be a tt e cha eng ng and ed to some m sunderstand ngs, probab y on my part. And p us never went nto the book pub sh ng before and never purchased a tape ke th s before, so --

Q. I don't --

A. So f you're want ng to hear me -- f what you're want ng s cou d have done t t ghter, yeah, sure.

Q. Well, I'm not that familiar with Mr. Watkins or how flowery he is. You seem very conversant to me here today.

MR. HATF ELD: Brace yourse f.

BY MR. TRENT:

Q. A couple other housekeeping. Do you

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have any outstanding tax obligations or debts that are public record?

MR HATF ELD Cha rman wou d ask we not be requ red to answer that quest on

MR BARNES th nk t's asked and answered th nk --

MR HATF ELD 'm sorry object t's been asked and answered Mr Cha rman

MR BARNES You et t go the f rst t me th nk Representat ve Egg eston asked that un ess there's --

MR HATF ELD 'm not sure

MR EGGLESTON Not spec f ca y that We had gotten nto the top c but not spec f ca y the quest on he just asked

MR HATF ELD don't th nk any member of th s comm ttee wou d want to ta k about what the r debts are at th s part cu ar moment

MR TRENT These are pub c records correct?

MR HATF ELD We f you want to ask about pub c records

MR TRENT That was my quest on Are there any outstand ng ob gat ons taxes ens th ngs n the State of M ssour that are pub c

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record that are unpa d?

MR. HATF ELD: f you know.

THE W TNESS: No.

BY MR. TRENT:

Q. No. The answer is no?

A. No.

MR. TRENT: Okay. A r ght. Thank you. No further quest ons at th s t me.

MR. BARNES: Represent Razer.

EXAM NAT ON

BY MR. RAZER:

Q. Good afternoon, Mr. Faughn.

A. Good afternoon.

Q. So the beauty of going at the end is most of my questions have been answered. This will be fast.

So earlier somebody was commenting that $120,000 in cash seemed like a lot of money, and Mr. Hatfield indicated that it wasn't to him.

A. R ght.

Q. So not to steal a phrase, but I'm just an old country boy from Pemiscot County.

A. Cooter, r ght?

Q. From Cooter. So it does sound like a lot of money to me, so a few follow-up questions

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about that.

A Sure

Q. This $120,000, it was money that belonged to you?

A Yes Representat ve

Q. Okay. It was your money personally not the money of a company that you own or oversee?

A That's correct Representat ve

Q. Okay. I don't want to get into how you handle your business. I'm not asking that. What I'm asking is, is this money that you received through your typical business dealings, or was this money that you received outside of normal typical business dealings?

MR HATF ELD Yeah th nk that's -- 'm go ng to adv se the w tness not to get nto that as sa d before Whether he got t -- bett ng on the St Lou s Card na s or whether he earned t from --

MR RAZER Card na s ost ast n ght

THE W TNESS t wasn't good

MR HATF ELD $100 000 s not a ot of money and we're pay ng Ho and 14 m on to do that

MR BARNES No more baseba guys

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BY MR. RAZER:

Q. Could you have paid this 120,000 in the form of a check had you wanted to?

A. Yeah, that was the po nt. t rea y wasn't -- t cost the same e ther way.

Q. So was the cash -- had it ever been deposited into a bank account?

MR. HATF ELD: Yeah, that's what we're not go ng to ta k about, where t was or -- you know, cash f ow ssues. So ...

THE W TNESS: Representat ve, do th s another t me, but 'm not go ng to get nto the nner work ngs of my bus ness. t s a un que bus ness. There's very few med a compan es that are grow ng r ght now and ours s ucky to be one of them.

BY MR. RAZER:

Q. Okay. When Representative Mitten was questioning you, you were talking about how this transaction occurred between you and Mr. Watkins. And I think you said not -- I'm going to say this as quotes, and it's very close if not exactly what you said that, "It's unlike anything I had ever experienced. It was odd to me too."

Can you just expound on that. What

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was -- what was so odd? What was unlike anything you've ever -- I mean ...

A. We , can just say, and don't know, maybe w th other peop e th s s norma , but purchas ng tapes that ta ked about a bonded sex affa r w th a s tt ng governor s awkward to, me so f rst t me for me.

Q. And the conversation to acquire these tapes took approximately four hours?

A. No, maybe over the course of a the conversat ons.

Q. Okay. So this wasn't like one single conversation where you-all sat down at a negotiating table and --

A. No, four hours.

Q. Was there a reason why you were trustful that -- let me word this correctly -- trustful that you were going to be the sole owner of these tapes? Or the sole person able to use the tapes?

A. n h nds ght, wou d have done severa parts of th s d fferent y. That wou d be one of them.

MR. RAZER: th nk that's a have, Mr. Speaker.

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MR. BARNES: Representative Phi ips -- Lauer, 'm sorry.

MS. LAUER: Thank you, Mr. Chair.

EXAM NAT ON

BY MS. LAUER:

Q. Thank you for being here. I appreciate your time.

A. Thank you, Representative.

Q. Some of the questions are going to be pretty random, kind of going over time, so we'll appreciate your patience with that.

The book that you're writing has a direct relationship to Governor Greitens; is that correct?

A. t's going to cover the ast three years of Missouri po itics, and wou d say he's the dominant figure of such, yeah.

Q. And you're a businessman. You have a successful business and move forward with that. Are you considering this book to be another kind of business?

A. Yeah.

Q. Okay. So when you started thinking about putting this book together, what was your thought process about the payoff of this? How would

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this benefit you as a business?

A We t's changed over t me kept ook ng for a stopp ng po nt and as you've ved through M ssour po t cs the ast three years t's been very d ff cu t to f nd a stopp ng po nt

Events that wou d be newsworthy and th nk peop e wou d pay money to read have been happen ng just one after the other Th s s nc uded So th nk by se ng t wou d be -- obv ous y se ng the book and mak ng money at t s what the hope was -- hope s

Q. So this is for -- I'm sorry, this book is directly related to the money that you provided Mr. Watkins for the tapes?

A Yes

Q. Okay. And the -- who owned -- when you -- when you went to Mr. Watkins and had that initial discussion, who owned the tapes?

MR HATF ELD f you know

MS LAUER Not who had possess on but who owned the tapes?

MR HATF ELD f you know

THE W TNESS don't know who owned them took t that my understand ng was Mr Watk ns had the ab ty to prov de them to me

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BY MS LAUER
Q. So he had possession of them?
A took t he cou d se them to me and yeah So e ther he represented or he owned them h mse f or he represented the person that d d
Q. Okay. So there was no clear understanding as to what party the witness -- I'm sorry, P.S. may have had ownership in that.
A took t that t was -- he to d me he was h s attorney so took t as word that he was
Q. Okay. So he owns the ownership -- who owns the tapes now?
A The vers on have do
Q. Okay. And that's based on what? How are you defining owns versus possession?
A We th nk the record ngs that have fee ke own
MR BARNES We th nk we're ca ng for a ega conc us on f rst-year property aw here Representat ve Trent So go ahead Representat ve Lauer but 'm not sure the w tness understands the quest on mean for examp e enough peop e have the tape now
MR HATF ELD Mr Cha rman object t ca s for a ega conc us on The quest on of

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inte ectua property and who owns what, when, and where, don't know about the rest of the members of this committee, but don't get it, and 've been practicing aw for 20-something year.
MR. BARNES: So was your question do you fee ike that is your property now?
MS. LAUER: Yes.
MR. HATF ELD: Yeah.
MS. LAUER: That it's your property, you have the right to do anything with it you want regard ess of who had it prior.
MR. HATF ELD: Do you fee ike that?
THE W TNESS: Yeah.
MS. LAUER: Okay. Thank you.
Q. The -- this book that you're putting together, is this a -- a timeline book with facts listed under the timeline? What's your thought about --
MR. HATF ELD: Representative Lauer, 'm not going to instruct the witness not to answer. Mr. Gainey [phonetic] is working on a book too, so hope we don't get into what Mr. Faughn's p ans are on the book because they may be competing with each other for book sa es.
MS. LAUER: Sir, this has to do

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spec f ca y w th the nformat on that he has gathered And qu te frank y f he's putt ng a book together that has -- can c te facts based on dates and so forth and yet he's s tt ng here and not be ng ab e to reca much of anyth ng can see that as a d screpancy
MR HATF ELD understand 'm just ask ng you to be sens t ve to the dea he may have compet tors n the book wr t ng bus ness s tt ng beh nd us want ng to stea h s deas for an exce ent book
THE W TNESS haven't dec ded how we're go ng to put t together but probab y over the course of act on over the next s x weeks probab y w determ ne that
BY MS LAUER
Q. Again, based on your publications that you have, the show you have, you're a very -- very oriented to have dates and times and so forth associated with your reporting, do you not?
A actua y don't do much report ng at a
Q. Okay. So the -- let's go back in time then just a little bit. When you purchased the -- and had the information from Mr. Watkins, to what

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degree was there any expectation of any further information he may have?
A was hopefu don't know that had an expectat on but was hopefu he wou d be a source and a good one
Q. And did he provide any other information to you?
A Some but not -- mean honest y most th ngs have unfo ded n pub c more than they have pr vate -- w th a pr vate source ke Mr Watk ns
Q. So the information he provided to you was the same as what was given publicly?
A don't know everyth ng that was g ven pub c y but don't remember anyth ng that was part cu ar y of va ue that wasn't pub c that hasn't been pub c
Q. All right. The money that you received for -- or that you gave for this information, is this part of your normal practice?
A No never done th s type of -- never done a book before never done anyth ng ke th s before
Q. So what led you to believe that this was the time to do it?
A fe t ke there was enough nterest

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and t cou d be prof tab e. st fee that way.
Q. And who has -- was this money -- I know it's been questioned before, but has this money been -- been transacted through a loan?
MR. HATF ELD: Same adv ce. And that's a good po nt. That's the k nd of th ng we wou dn't want to get nto s h s pr vate bus ness and whether they -- how they cash f ow the r bus ness, where the r money comes from, et cetera.
BY MS. LAUER:
Q. Who else has talked with you on any other information that may be in return for money?
A. 'm sorry?
Q. Who else has talked to you regarding any other information available for money?
A. Just so 'm c ear, Representat ve, you're say ng who e se has approached me to offer to se me the r story that wou d be good for the book?
Q. Right. Not necessarily for the book, just for money.
A. That happens somet mes, not a t me r ght now can reca . can't say t hasn't happened, but M ssour po t cs usua y sn't the type of p ace where that happens. That's probab y more TMZ or someth ng. That doesn't happened often.

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can't even reca a t me offhand.
Q. Is it fair to say that this sort of conversation may have happened during this last three years in regards to Mr. Greitens and everything associated with that?
A. No, don't reca any t me.
Q. Are you familiar with any information in which Governor Greitens has -- has used any sort of method to obtain sponsorship or support from legislators?
A. No, don't know that s tt ng here can te you anyth ng concrete that he has done that cou d prove wou d be d rect y re ated to that.
Q. So then the 50,000, 100,000, whatever the number is that was spent, what is your anticipation of how you're going to get that money back or are you writing it off?
A. No. Se a ot of books.
Q. And then moving on with what is going to happen next. And you're talking about writing a book. You're making public notice of opinion -- of your thoughts and so forth. Where do you see this whole thing leading as far as your role?
A. As far as our company?
Q. As far as what your participation is in

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this whole -- whole situation with the governor.
A. don't know that ' have any off c a ro e. had no dea there was even a subpoena. came here vo untar y to be the f rst pub c w tness. don't know what e se my ro e wou d be outs de of ta k ng to you today.
Q. Would you consider yourself to be a watchdog?
A. th nk that's up to the readers. th nk that's a tt e presumptuous of me.
MS. LAUER: A r ght. Mr. Cha r, thank you.
FURTHER EXAM NAT ON
BY MR. BARNES:
Q. Before I go to Representative Phillips, Mr. Faughn, you understand there are criminal penalties for perjury?
MR. HATF ELD: Mr. Cha rman, that's not necessary. f you've got a quest on, ask a quest on.
BY MR. BARNES:
Q. Well, it's really hard to believe you didn't have an idea that there was -- number one, you follow the news, correct? Mr. Faughn you follow the news?

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A. do fo ow the news.
Q. Okay. This committee, I know I believe there was a report in the Springfield News-Leader that we had a subpoena. I want to ignore that --
A. Was there anyone quoted on the record n that report?
Q. Because I think that we can put that to the side, okay? We'll give you excusable -- no one contacted you there.
You know in St. Louis they were looking for you. You can't plausibly claim that you didn't think they were looking for you in the St. Louis criminal case?
A. At my off ce? mean, what are you try ng to say?
Q. That they were seeking to serve a subpoena on you in the St. Louis criminal trial. You knew that to be the case?
A. read many c a ms by d fferent attorneys represent ng the governor, everyth ng from you're ead ng a w tch hunt to they cou dn't -- that was n some sort of h d ng. d dn't take -- take t w th a ot of cred b ty at the t me.
Q. Is it your testimony today that you had no knowledge that they were seeking you for a

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subpoena in St. Louis?
A. had no off c a know edge.
Q. What do you mean by "official knowledge"?
A. mean, there's very easy ways to commun cate w th me. The reason why when my attorney sa d d dn't have a subpoena from here s because th nk t wou d be very easy for most of th s comm ttee to have reached me any number of ways, and no one d d.
So when came here today vo untar y, had no c ue there was a subpoena and never been served one. My attorney sa d he was n contact w th you and there wasn't one. Probab y the same thought process there.
Q. Mr. Faughn, I'm not sure why you won't just admit that you were avoiding the service of the subpoena in the St. Louis case or you found a convenient time to go on a trip.
MR. HATF ELD: Mr. Cha rman --
BY MR. BARNES:
Q. Your business of the last three weeks of session generally requires you to be here, correct?
MR. HATF ELD: He's here. What

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d fference does t make at th s po nt?
THE W TNESS: ' answer that. th nk be ng here vo untar y, the f rst person you've ta ked to n pub c, shows wasn't. And, frank y, when you are n the news, th nk t makes t harder for your reporters to cover everyth ng. You have a d stract on for them.
And haven't been to the cap to , k nd of n a deesca at ng amount of t me as we've been a ong. th nk 've been a d stract on to my reporters to be at the cap to . But d d take them to unch down the street a few b ocks Wednesday -- 'm sorry, Fr day.
MR. HATF ELD: Mr. Cha rman, s nce we had th s conversat on about my statements and my ob gat ons to te the truth. We're confus ng two subpoenas here.
MR. BARNES: That's r ght. And that's why want to c ar fy. 'm go ng to set as de the f rst.
MR. HATF ELD: asked you, Mr. Cha rman, f there was a subpoena out for Mr. Faughn, and was adv sed that there was no need to serve h m w th a subpoena because he was com ng vo untar y.

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MR BARNES f he was com ng vo untar y that was the conversat on Chuck
MR HATF ELD Because W Schm tt w th the Spr ngf e d News-Leader had Tweeted that th s comm ttee had a subpoena out that Mr Faughn was avo d ng and wanted to know f that was the case
We had no ntent on of avo d ng th s comm ttee We respect the work th s comm ttee s do ng We th nk t's mportant as 've tr ed to art cu ate So want th s comm ttee to know that had no reason to th nk that my c ent was under subpoena from th s comm ttee
MR BARNES As for th s comm ttee my reco ect on of the conversat on was the same and be eve t was probab y ast Fr day 'm not sure wh ch day but the phone ca was " represent Mr Faughn He s w ng to test fy 'm read ng there's a subpoena out for h m "
sa d "Are you te ng me he's go ng to show up vo untar y?"
You sa d "Yes "
sa d "Okay Then there s no need for us to serve h m w th a subpoena on your word that he's go ng to show up "

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MR. HATF ELD: Abso ute y.
MR. BARNES: And here we are today.
MR. HATF ELD: Here we are today. So thank you, Mr. Cha rman.
MR. BARNES: Okay. Representat ve Ph ps.
MR. PH LL PS: Thank you, Mr. Cha rman.
FURTHER EXAM NAT ON
BY MR. PH LL PS:
Q. There's a couple things you'll have to be able to appreciate about me. I'm sure one is I've never been faced with the challenge of passing the bar exam. Number two, is I'm not very long-winded, so just from one country boy to another, I'm going to make it really simple; is that all right?
A. Thank you, Representat ve.
Q. There's a couple things, though, that really didn't get covered very well, I don't think. And that -- if I recall it right, when the mysterious cash was first reported to be -- showed up on Mr. Watkins' basically doorstep, for lack of another way to put it, he didn't have any idea where it came from; isn't that right? Wasn't that what he said to the public?

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A. cou dn't te you a the things A said to the pub ic, to be honest with you.

Q. I know you got it right when you said he's colorful, but he's apparently less than honest when it comes to he knew exactly where that money came from, right?

A. Again, 'm kind of trying to parse through some of the stuff A said here and other p aces, but think we had a misunderstanding about it, from best can te . But haven't ta ked to A in a few weeks.

Q. So the -- you're saying the mysterious bag of money showed up on his doorstep, and he just misunderstood in the conversations that two of you had that you were going to send him money, why wouldn't he just say and why wouldn't you say, "Yeah, I sent him a bag of cash"?

A. don't know why A wou d have said or not said something, to be honest with you.

Q. Why wouldn't have you said something early on, just, "Yeah, that's my bag of cash that showed up on his door"?

A. don't think A was mistaken as far as who de ivered it. think A had a idea of some arger p ot where it came from, is what 've read.

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Now, again, 'm kind of going off the co ection of things 've read pub ic y, but don't know that A had -- don't know if he was mistaken that -- generating it and having -- giving it to him.

Q. Well, I missed something because I thought you said earlier that the two of you discussed this money. That you were going to get it to him, so what's the confusion? How could he possibly be confused about where the money came from?

A. can't answer for Mr. Watkins.

Q. You weren't confused where it came from?

A. No, no.

Q. You didn't come forward when all this mystery was taking place and they were trying to put the pieces of the puzzle together; is that right? You could have cleared it up real quick.

A. didn't, no, come forward at a .

Q. What led the trail back to you? How did they make the connection? And I probably should know that, and I'm honestly not trying to trip you up on something I already know about, but I'm trying to remember how that story went. How in the world did they make the connection back to you?

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A. assume it was from some ru ings in court and he was forced to answer.

Q. So he probably said something under oath that this is where I got the money?

A. That's my assumption.

Q. There seems to be no paper trail on this money whatsoever. We've circled that teepee a lot here this afternoon and -- but it amazes me, because I'm lucky if I can wrap a whole 500 bucks, but I can tell you exactly where that $500 is at. And if I have to spend it, man, I can tell you every step of the way.

I could tell you where I put it in my pocket, what it was in when I put it in my pocket, who I handed it to. I certainly wouldn't hand even $500, much less 100,000 or 120,000 to somebody that I can't remember who it was, just in case they forgot where they got it.

So my question is how in the world can you not just straightforward answer that question for us? You know the answer.

A. And the question is?

Q. The question is why can't you tell us who delivered that money and why can't you remember just simply what you put the money in? As it was

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said earlier, was it a --

A. There's a -- brown -- don't know what t's off c a y ca ed. But there's a brown th ng you can put ega documents n.

Q. Yeah.

A. Put t n -- be eve t was that w th a str ng around t. 'm not sure what you ca that part cu ar enve ope. t's not a number 10. t's someth ng e se. And then had someone from my off ce go over there. don't qu te know. And never to d them at a what they were de ver ng. t was -- t was not the r concern.

Q. All right. But I just find it odd that you have no idea what the denomination of the money was. You don't know if it was 100s, if it was 20s, if it was 10s, if it was a mixed bag of stuff. You have no idea, but yet it was your money?

A. My best reco ect on t was 100 b s.

MR. HATF ELD: th nk we k nd of covered that, Representat ve Ph ps.

MR. PH LL PS: We d d?

MR. HATF ELD: thought so, maybe not.

MR. PH LL PS: We , m ssed t.

MR. BARNES: t wasn't a stra ghtforward answer. don't th nk we got an

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answer. There was a ot of things here that it's incredu ous that we don't have answers to --

MR. HATF ELD: Okay.

MR. BARNES: -- as to memory, but don't think we got an answer as to that question.

MR. HATF ELD: Okay.

BY MR. PH LL PS:

Q. Yeah, I don't recall one.

And, Mr. Faughn, I'm not trying to beat you up on this at all, but common sense, Butler County, Stone County, hello? Common sense tells you anybody knows where 100 grand came from. We're not asking you how you got it. We're not -- we're not saying how did you make the 100,000.

But common sense tells you, you know where you picked it up. Where it was laying at. Whether it was stuffed in a mattress inside your pillow. Maybe it makes a good pillow, I don't know. I've got a pillow that's rather rare that maybe $100,000 feels pretty good under my head.

But the thing is, somewhere that money was sitting and you knew where it was at. I can tell you where my 500 is at in cash right now. I can go get it.

MR. HATF ELD: Where is it?

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MR. PH LL PS: 'm not going to say unti get it an answer, but wi . ' sure te you if can get an answer.

THE W TNESS: 'm not trying --

MR. PH LL PS: And ' te you where s ept ast night if that means anything to you. But a want is a straightforward answer to a straightforward question.

THE W TNESS: definite y know where my money is at.

MR. PH LL PS: Right, so that's what we want to know is --

THE W TNESS: 'm not sure to make it more c ear that it was in an office in C ayton.

BY MR. PH LL PS:

Q. Closet? Drawer?

MR. HATF ELD: You want the combination to the safe?

BY MR. PH LL PS:

Q. The money's gone now, I don't need it.

You know what I'm getting at. Was it in a rubber boot that was 18 inches tall? Where was it at? Did it just fall out of one of the ceiling tiles when it got loose? That's all we're asking. We're not asking how you made the money. I couldn't care less how you made the money.

I'm just curious as to what the heck -- how does a guy do that? How do you have 100,000, you don't know where it came from, or you're not willing to say where it came from, and that's problematic. And then you can't remember who took that 100,000 for you? That's really hard to believe, because that person might just keep right on going down the road with the money.

That's all my point is. It's just all kind of mind-boggling. I mean, it just doesn't wrap around a normal person's mind. And I'm not normal, I'll admit that, but I'm fairly close to normal. So is there any answer at all to that or you just want to leave that out there as I don't know anything. It's my money, though, I made it, and I don't know how it got there. I know who took it, but --

A. 've tr ed to answer. d d n one ncrement, a but one -- one of them was a person n my off ce.

Q. Who was that, by any chance? Do you remember the name?

A. One of the two peop e that were n my off ce. They had no dea that they had.

MR. BARNES: Do you have Sky ar n your off ce?

THE W TNESS No

tr ed to descr be the enve ope don't know what you ega y ca t but then have a safe n C ayton and that's --

BY MR PH LL PS

Q. And you stuffed that envelope with $100 bills that were stacked in little stacks that were wrapped with something; is that right?

MR HATF ELD Representat ve there's a p cture of money n the St Lou s Post D spatch

MR PH LL PS The money? The money that was actua y de vered? 've seen p ctures of money 'm ta k ng about the money that was de vered n a bag or whatever t was de vered n to the doorstep of Mr Watk ns

MR HATF ELD be eve Mr Watk ns s go ng to test fy but be eve what the Post D spatch has reported s there s a p cture of the money n the Post D spatch

MR PH LL PS So th s myster ous answer we're actua y go ng to get answered you th nk w th our next w tness?

MR HATF ELD don't know the answer to that quest on Representat ve

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MR PH LL PS Thank you both for be ng here

FURTHER EXAM NAT ON

BY MR BARNES

Q. Is it Striker? Is it Striker? Is that the right name? Do you have a Striker?

MR PH LL PS He's got a Str ker

BY MR BARNES

Q. Ben Striker, that's who works in your office?

A Yeah he does

Q. So could it be that Mr. Watkins when he said "Skylar" he meant Striker?

A Mr Cha rman can't te you what he meant

Q. Well, I just -- Mr. Faughn, I've really -- he talks about $500. I can't keep $5 in my wallet, let alone 500 or 100,000. I mean, you just say, hey, somebody over there, take this sack of cash -- 50 is what that was, $50,000 -- over to Mr. Watkins. That's how it went?

Because if I had $50,000 cash for somebody to -- to deliver, first of all, I would never have $50,000 cash. Let's just be clear about that. Second of all, I wouldn't hand it to anyone

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else to deliver.

A. s that a quest on?

Q. It is a question. It's just this is -- there's incredulity on the front end of the story and on the back end of the story.

MR. HATF ELD: And 've got to say, Mr. Razer made a comment and sa d " t's not a ot of money." t a depends. You know was n a prev ous fe n campa gns. wrote a check for $2.1 m on. Never occurred to me 'd have an opportun ty to do that.

have seen -- don't know how the Repub can party po t cs works, but 've seen street money n $50,000 ncrements that s -- that s g ven out for workers to work campa gns. So the dea that peop e can't have $100,000, 'm sorry you're ncredu ous about that, but n Amer ca we're a owed to keep cash.

MR. BARNES: What 'm ncredu ous about s the ack of know edge or the -- the unw ng to be truthfu about ts source comb ned w th, s ash, ack of know edge, and then on the back end the ack of know edge, the stated ack of know edge of ts de very -- part cu ar de very mode.

MR. HATF ELD: Refus ng to d scuss the

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source of your ncome s not be ng untruthfu , any more t's untruthfu of the governor who refused to th s day to re ease h s tax returns, anymore than t's untruthfu of Mr. Gr me to come n here and refuse to ta k about who h s c ents are.

That's not untruthfu , Mr. Cha rman. t may be refus ng to answer a quest on, but t's not untruthfu . So we're sorry you're ncredu ous about t, but he's answered the quest on over and over aga n. f you have anyth ng e se, we're happy to answer.

MR. BARNES: We , cut back n ne here, so et me go back n order. Representat ve M tten.

FURTHER EXAM NAT ON

BY MS. M TTEN:

Q. Thank you.

And I'm not sure -- I don't know if this has been asked or not, so if I'm repetitive I apologize. But Mr. Watkins, there's some news reports that Mr. Watkins required you to sign a -- and I quote -- "draconian non-disclosure agreement."

Did you sign -- have you signed a non-disclosure agreement in --

A. don't reca that.

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Q. Have you signed any non-disclosure agreements in 2018? Let's put it that -- how about we do it that way?

A. don't th nk so, no.

Q. Okay.

A. Not that reca anyway.

Q. And I would assume that that's not something that you do -- NDAs would not be sort of a normal part -- it's the kind of thing you would recall; is that a fair statement?

A. Yes.

Q. And I think we talked a little bit about this before, but just again. And you also as part of this transaction, you did not -- there was no document signed other than a fee agreement?

A. No, th nk t's a etter of engagement.

Q. Okay. Thank you. And that there was no -- no document signed or no agreement as to you or the -- as the purchaser having exclusive rights?

A. There was no document s gned.

Q. Was there a handshake? Was there a discussion about --

A. There was a handshake.

Q. Okay. Did that handshake entail you

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having exclusive rights?
A. Aga n, ' go back to the coup e statements that seemed to cover most of the quest ons. th nk there may have some m sunderstand ng there, and shou d have got that ent re -- probab y the f rst t me 've done th s, earned a esson, but there was not a d rect, no, exc us v ty.
Q. And finally, and again I apologize if this has been asked and answered, but do you consider yourself personally or one of your businesses to be the purchaser of these recordings?
A. Persona y.
MS. M TTEN: Thank you. Thank you, Mr. Cha r.
MR. BARNES: Further quest ons?
FURTHER EXAM NAT ON
BY MR. AUST N:
Q. Mr. Faughn, does Al Watkins still represent you or any entities of which you have an ownership interest?
A. don't know the ega answer to that.
MR. HATF ELD: Ho d on a second.
MR. BARNES: You mean not n the context of th s, obv ous y, because there's that

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conf ct there You mean n any other form or fash on?
MR PH LL PS No 'd say n any way as h s ega counse
MR BARNES n any way
MR PH LL PS Or a company n wh ch he has an ownersh p nterest
THE W TNESS don't be eve so anymore but don't know the ega def n t on of when you stop But be eve he does not as of now
BY MR AUST N
Q. Was there anything in the engagement letter that talked about the term of representation?
A Not that reca
Q. Do you have a copy of that engagement letter or that engagement agreement?
A have a copy of the engagement etter yeah
Q. Do you have a copy here with you or is it back at your office?
A don't have t w th me
MR AUST N Thanks
MR HATF ELD Thanks Representat ve
MR BARNES You're next
FURTHER EXAM NAT ON

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BY MR. EGGLESTON:
Q. So we've got a few more questions that have kind of come up since we made the rounds. And I think a lot of questions so far have sort of been adversarial in a way, but I do think that doing what you do as a journalist, you may have some insight into Missouri politics, that's the name of your show, that could probably help us a little bit.
So I'm going to certainly start off with something that's more of a friendly inquiry here. You've kind of got this deal where you have purchased the recordings, we'll call them tapes, because it was digitally. It was on a flash drive; is that right? Is that how you took possession of them?
A. be eve so.
Q. Didn't email them?
A. be eve so.
Q. Some sort of portable device? Okay. And did I hear through the other conversations, though, that there was never any deal to where Al Watkins would not then sell or give those same recordings to somebody else? You didn't get them from Al exclusively?
A. As t turns out, d d not. be eve

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they had a ready been g ven out before got them the f rst t me.
Q. They have been given out before --
A. Yeah.
Q. -- by Al Watkins?
A. d d not know that at the t me but, yeah.
Q. Did you know did he give them out to anyone or sell them to anyone after he sold them to you?
A. don't be eve he so d them to anyone e se, but don't know that for sure. You'd probab y have to ask h m. Not that know of.
Q. Did he give them to anyone after he gave them to you?
A. C ear y, other peop e had them because they ran a news story w th them. The t me ne on that th nk was before, but can't say for sure.
Q. Well, I think you might be able to help us figure out whether the people -- other people who got them got them from Al Watkins or got them from the witness three, the ex-husband, or from some other source. So can you share with us what you know about other copies of those recordings?
A. t was my take that they got them from

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Mr Watk ns But just -- don't -- wou d have no dea about the ex-husband 've never spoke to h m so have no dea where they got the r story from But my assumpt on s s that t came from Mr Watk ns assume w th h s perm ss on but don't know that Aga n because don't know the man

Q. Got you. Do you know who else he distributed them to?

A just know the pub c s nce the stor es have came out one news out et sa d they had them and d dn't run them and one d d run the story So those are the two know of

Q. Right.

A know that they c a m they d d

Q. Right. I just didn't know if you knew where those news outlets got these recordings?

A t was my assumpt on from Mr Watk ns w th the perm ss on of h s c ent but can't say that for sure

MR HATF ELD He's ask ng whether you knew they came from A Watk ns

THE W TNESS That's what assume

BY MR EGGLESTON

Q. So witness three wasn't sending them to these news outlets. Witness three, to your knowledge, gave them to Al Watkins because Al Watkins was his attorney, and Al Watkins was then distributing them to these news outlets.

A 've just never spoken a word n my fe or heard a word n my fe from w tness three so have no dea what he d d

Q. Right. But what I'm asking --

A R ght just don't know That's what assume happened

Q. People on the street --

A Yes

Q. -- if you heard that witness three did something like that or is -- is Al Watkins the source of all these recordings being distributed -- I'm not trying to get --

A No rea y

(S mu taneous speech

nterrupted by the court

reporter)

THE W TNESS What understand happened s Mr Watk ns d d that w th h s perm ss on or on h s beha f or however don't know

BY MR EGGLESTON

Q. Okay. And did you have -- have you since you've received the recordings, other than Representative Barnes, have you shared them with anyone else either for money or for not?

A. Not for money or at a .

Q. Okay. Okay. The -- the 100,000 that you're going to -- that you have spent or 120, whatever number it turns out to be, to get the recordings, this is kind part of doing business for the book deal. You know, you can't nod. Yes or no?

A. Yeah.

Q. Okay. Yeah. I'm just -- for her sake.

A. Uh-huh.

Q. Now, you have other expenses as part of doing business. You've got salaries of folks to pay and paper and print and things like that. And you normally would -- correct me if I'm wrong. Normally you would list those as expenses to offset any credits to figure out if you're making money or losing money?

A. Yes, Representat ve.

Q. Okay. The $100,000, will that be listed as an expense, a business expense for the production of this book whenever you go to figure out whether you've made or lost money on this venture?

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MR. HATF ELD: f you know.

THE W TNESS: t's a cost of do ng the bus ness, yeah.

BY MR. EGGLESTON:

Q. And we've alluded to taxes and all before, so that would probably be listed in -- your -- with your knowledge of what kind of goes on being in Missouri politics, because I think to my knowledge you're the only one that has a television show specifically kind of a Face the Nation type TV show specific to -- to Missouri; would that be correct?

A. Thank you, Representat ve. Yeah.

MR. HATF ELD: Face the Nat on.

BY MR. EGGLESTON:

Q. Yeah. So as this drama around the governor unfolds, would you say -- what would you say your impact to the governor himself would be, and Republicans in general, but certainly the -- the governor that all of this stuff kind of comes out, including the affair which is of course a component of that recordings.

A. You know, honest y, when you're a Repub can n the med a, t's a pretty one y p ace to be. But t's rea y not my job to e ect

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Repub cans or to take that much nto account. So t's just -- -- th nk that n the age we ve n t's h gh y -- t's h gh y cha eng ng to pred ct what's go ng to happen, but don't -- don't know the answer to that.

Q. But -- but it's fair to say that what is going down here is probably more detrimental than beneficial to the governor. Would you say that? I mean, all of this investigation and the possibility of impeachment and so forth?

A. wou d th nk mpeachment wou d be detr menta . But, aga n, d dn't break the story. So t rea y wasn't part of my --

Q. This is to help us understand stuff that maybe only you as a journalist in your position would know.

A. 'm more of a pub sher, but get what you're say ng.

Q. That would be more of a detrimental thing to him?

A. wou d th nk t wou d be very detr menta to be mpeached.

Q. Okay. And if there are entities that disagree with his policies and would be happy to see him go, that would be more beneficial to them to

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have this stuff happen?

A. You know, off the top of my head as somebody that does have a Face the Nat on type program, on y know rea y two po cy d fferences. The way the Const tut on s wr tten, as read t, the eutenant governor w take over. And there's on y two pub c po cy d fferences know.

And one has been asked about where th nk one wants to do tax cred ts n urban and rura , M ssour , and one just wants to do them n urban, M ssour , and one th nks the eg s ature s corrupt career po t c ans and the other doesn't. So that's the on y nterest that know wou d be that much -- affected that much.

Q. The tax credit you're talking about, is that the low-income housing tax credit thing?

A. Yeah.

Q. So what had happened -- because something had happened last year that the governor did something with the low-income housing tax credits that the folks who were in that business may not have appreciated? Can you expound from your knowledge kind of what that is?

A. t ooks to me ke t was s m ar to the board of educat on that peop e that wanted --

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had an agenda he wanted to fu f and they fo owed t.

Q. And the agenda was to kind of get rid of them or rein them in?

A. Get r d of the ru e, yeah.

Q. And, well, I think he totally defunded the whole kit and caboodle, right?

A. There's a ot of tax cred ts that th nk st get ssued n the state. That part cu ar group th nk s, my understand ng.

Q. Okay. Okay. Of course the first act that the governor did was signing right to work, and that probably didn't endear him to folks in the labor unions as well; would you agree with that?

A. assume they d dn't -- they weren't dear to h m to beg n w th.

Q. Probably not. And of course they're got to go around and got some signature and are going to try to undo some of that in the upcoming ballot; is that right?

A. That's my understand ng, yeah.

Q. August I believe, right?

A. Yeah.

Q. So kind of getting back to -- let's see -- getting back to your business here. So as

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much as you can share, you have the TV show?

A Uh-huh

Q. And you have -- you kind of sell that -- you buy air time --

A Yeah

Q. -- on TV --

A have my own show

Q. You own the whole show. So when we start watching it to the end, it's not only just you in the studio but there's sort of commercial breaks in the middle, and that whole thing -- the show and the commercials are something that you've put together as a package and you sell those to the TV shows?

A Yeah we own the show the who e t me

Q. Got you. And some of the advertisers -- who are some of the advertisers that you put in the middle there?

A They're pretty pub c They come and go but around th s t me t w start be ng ssue ads but the advert sers come and go

Q. They've been pretty consistent throughout the time that I've been watching the show. So who are some of the more consistent, long-term ones that you have?

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A There were -- there's ut ty compan es and try ng to th nk through Auto dea ers

Q. So like Ameren and Spire. So those are your utility companies?

A Yeah

Q. And then what did you just say? I'm sorry. I talked over you there.

A We have one ssue ad fund that runs ads And then there's -- can go through They're a pub c y sted on the show That's advert s ng t me

Q. You said auto dealers. But "issue ad," what's an issue ad?

A There's a group that's a preva ng wage be eve changes to t

Q. That would be the carpenters union, I think that is?

A th nk t's actua y a fund Maybe that's a po t ca fund

Q. Sure.

A But don't know for sure

Q. They're probably not very keen on the whole right to work idea either?

A assume they're not but t's a ways been my assumpt on

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Q. Probably wouldn't be too disappointed if the governor --

A. We , actua y -- don't know that they wou d be. mean, you know, f guess, they wou d be probab y worse off because there wou d be -- just my op n on, but there wou d be a arge scanda out of the news, and th nk that the next Repub can governor wou d be s m ar to the ast Repub can governor through a pub c po cy perspect ve, wou d be my assumpt on.

Q. Probably so, but we do have a -- a senatorial election coming up, and some of the stain of what's going on with the governor, I'm sure there's going to be political players who try to blow that into this senatorial race, and so they would probably be -- the labor union folks would probably be tickled to see any more trouble that the governor has escalate?

A. mean --

Q. Or not?

A. th nk that spec a e ect on that came up after Senator S vey eft s a pretty new deve opment, but assume both part es w run a ot of advert s ng and br ng a ot of po t cs nto t as a po t ca campa gn.

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Q. And another one of your advertisers would be Sterling Bank.

A. Has been for a ong time.

Q. So what is Sterling Bank?

A. t's a bank.

Q. Just a regular walk-up teller kind of bank. Is that the only kind of business they do?

A. t's a unique bank. t's from the Boothee , and in C ayton, Missouri, one of the wea thiest business p aces you can find in the State of Missouri. There's a big p aque on the side of the bui ding, and it ists a bunch of peop e from the Boothee where 'm from. Right there is the founders.

Q. And Sterling Bank you mentioned the low-income housing tax credits earlier. Is Sterling Bank connected to the LIHTC industry?

A. Not that know of. mean, don't know how they're -- how wou d they be -- what do you mean by connected, just so can answer your question better?

Q. Sure. So the -- the idea behind some of these taxes credits, especially the low-income housing ones, is that these tax credits act as coupons towards your income taxes, and these coupons

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can be bought or sold just like any other commodity. To your knowledge, is Sterling Bank involved in that portion of --

A. do not know that they buy and se tax cred ts at Ster ng Bank.

Q. You don't know that for sure?

A. No.

Q. Okay. Are you familiar with -- with Sugar Creek Capital at all?

A. No.

Q. You're not?

A. Who wou d they be?

Q. Well, I'm asking you are you familiar with them?

A. don't know.

Q. You don't know. Okay. All right. So you had said from -- and getting back to your availability in the subpoena and all that, you had said, "From time to time we relocate the show," or something like that. I believe that was -- that was your indication. So this last show that you had was in the normal studios in Clayton?

A. No.

Q. It was not?

A. No.

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Q. The last show that just aired?
A Oh 'm sorry thought you were ta k ng about a d fferent one The show we taped on Fr day that a red Sunday yes t was done n C ayton
Q. Okay. And the two prior -- the one prior to that was not taped anyplace that you've ever taped one before?
A No but we've taped shows n the cap to and we tape n Kansas C ty 'd be com ng back from vacat on worked out for my guest and had to tape t there
Q. I believe you've taped two in Kansas City, maybe three, but I believe it's two and I think one in the capitol, and every other time was -- and you'd always kind of said, "We're here at the capitol," or "We're here in Kansas City," "We're here on normal studios," when you open it up.
But this one before was clearly -- I mean, if you looked at the production and quality, you kind of put it together in a hurry elsewhere. So where were you when you taped that?
A What do you mean "put t together n a hurry"?
Q. Well, it didn't look as spiffy as your

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normal production drive.
MR HATF ELD That was just nsu t ng The rea quest on was where d d you tape t?
THE W TNESS We taped t n Memph s
BY MR EGGLESTON
Q. Memphis, Tennessee? Not Memphis, Missouri. There's a Memphis, Missouri.
A f there's a stud o there 'd ove to know about t
Q. How -- okay. How is the book coming at this point?
A Sorry?
Q. How is the book coming? You're in the midst of writing the book; is that right?
A Obv ous y the more news there s the more nterest ng t s So t's good t me to wr te a book
Q. Right. But progress-wise, you've got stuff written? Can we see any of it?
A Not at a not w thout pay ng That's the po nt of the book
Q. We would close everything of course, but just to see that you are really writing one and you're not just saying that, can we see --
A There's tera y no one way You're

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a probab y going to be part of the book so ...
Q. Okay. Just asking. Have you got a publisher lined up for this?
A. We have an arrangement set that we're going to use, yeah.
Q. Can you share that much? Who's going to be the publisher?
A. Not at a . We're -- we're not going to go into again -- we , appreciate the interest. We're not going to get into how we run our company. -- think you -- you' be interested and hope you buy one.
Q. I wouldn't count on it, since I've pretty much lived it, but okay.
MR. BARNES: You just got here. You just got here. hate to burst your bubb e.
MR. EGGLESTON: That's true. That's true.
Q. Last question. We've asked -- it does seem a bit fishy, all of the money, and I think you can understand that we would like to know how you came about the money to give to Al Watkins in exchange for the tape, and you've been reluctant and reticent to explain that.
A. don't know how to be more c ear.

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t's my money, one; and, two, 'm not go ng to get nto how run my bus ness n any form. So don't know how that cou d be -- don't know how to say t more p a n y.
Q. Got you. So I'm not expecting that you would end up answering, but we've had discussions here about traffic tickets and the Cardinals and all sorts of things that don't necessarily seem relevant to the governor's situations, and you've been cool with answering those questions.
When we ask about how did you come about this money, you've said, "Well, it's not really relevant and so I don't want to talk about it because it's not relevant."
A. That's not what 've sa d.
Q. So explain -- you don't have to explain to us where you got it because I can tell you're not going to. Explain to the panel why you will not tell us where you got it.
A. mean, th nk t's nterest ng you need an exp anat on for why 'm not go ng to come n here and ta k about my pr vate y he d company n front of a pub c body. wou dn't th nk anybody wou d do that and 'm not go ng to e ther.
Q. Oh, I would think that people would do

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that unless they have something to hide.
A. f they want to they can.
MR. HATF ELD: Governor's tax returns.
THE W TNESS: Many peop e that don't -- and, hey, f you can -- f you f nd peop e that want to come and d scuss the nterna f nanc a work ngs of the r compan es here, th nk that's great. 'm not one of them.
BY MR. EGGLESTON:
Q. Well, it would seem that you've got -- that they would be very pertinent to know how it is that these recordings got where they got so that the story got out the way it did to -- to essentially try to overthrow or unseat a duly elected governor of the state. That seems to be that there were -- are three -- well, probably four, but we haven't laid the groundwork of the fourth one.
So three main entities that are going to benefit from all of this. One would be the ex-husband so he can kind of get some revenge on his ex-wife and the governor for the affair. One would be those politically connected to the situation, many of whom, as we've said, are sort of your advertisers. And --
A. guess don't mean to underse the

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va ue of my te ev s on show but don't know frank y just to put t cand d y can't say why one Repub can governor over another one wou d rea y matter
Q. Well, you mentioned the LIHTC was one of the things that we separate --
A 'm te ng you the on y d fferences know between one Repub can governor and one Repub can eutenant governor wou d be that and then h s v ew of the eg s ature as corrupt and one of them that doesn't That's the on y ones know You may know of more That's a know of
Q. And if the current governor goes away, then that policy may change. And that's -- that's millions of dollars to certain individuals in our state.
A th nk --
Q. So they would stand to benefit from this whole thing coming out --
A s your a egat on -- mean s your thought just so can fo ow you that peop e set the governor up to do a these th ngs for one po cy -- don't know 'm sorry 'm not fo ow ng what you're say ng
Q. Sure. I'm not saying the governor

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is -- is a hero in this, and I'm not advocating for or against the governor himself. But there are -- there does seem to be players behind the scenes that are going to take advantage of this for their own both political and financial gain and personal gain.
The ex-husband, the folks perhaps in the LIHTC or union or some other politically affected by political policy industry, and then you yourself are going to try to sell a book based off of these recordings that were sensitive that are evidence that you bought from an unscrupulous -- I won't say that. From --
A. had no idea these tapes were evidence at the time. had no idea of that. Two, don't -- 'm not head of the AFL-C O, but be ieve they wou d ove you to keep Eric Greitens right where he is. Now, that's a po itica opinion, but guess share some of your opinions and some of them honest y don't make the connections with.
Q. Well, fair enough. And that's -- that's why I ask you the questions.
A. Thank you, Representative.
MR. EGGLESTON: And, Mr. Hatfie d, if cou d ask you a question.
MR. HATF ELD: Of course.

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MR EGGLESTON K nd of the same th ng Why do you not want your c ent to ta k about where the money comes from?
MR HATF ELD We we have ta ked about where the money comes from
MR EGGLESTON We we haven't
MR HATF ELD do not want my c ent to d scuss h s pr vate bus ness and th nk 've made that c ear
MR EGGLESTON R ght Why?
MR HATF ELD Just as the governor d d not re ease h s tax returns and does not want you to know where h s sources of revenue come from does not want the pub c to know Even though every governor n my fet me cand date has done t he's refused to do t
Just as A New M ssour has taken the pos t on as recent y as today n front of Judge Jon Beetem that th s comm ttee s not ent t ed to the nner work ngs of that company just as other attorneys sat here and refused to d scuss who the r c ents were there are certa n th ngs that th s comm ttee shou d not nqu re nto And we can ta k about the re evance and we can ta k about the po cy reasons beh nd that

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MR EGGLESTON Sure
MR HATF ELD But the other examp e ' use and ' qu t s somebody ta ked about -- th nk t was Representat ve Ph ps -- d d you have the money n the rafters f one of you has $100 000 stored n the rafters of your off ces don't te anybody Don't ta k about t
There are a ot of reasons that peop e ke to keep the r nformat on f nanc a nformat on pr vate was ra sed we don't ta k about that stuff n pub c and th nk ega y t s appropr ate for a w tness not to d scuss t and there are ots of reasons that you're fam ar w th
MR EGGLESTON And can see that n norma c rcumstances n th s part cu ar c rcumstance -- et me f n sh and ' et you f n sh
MR HATF ELD Abso ute y
MR EGGLESTON You've got a c ent who as of ast year we new and pub c y know owed at east f ve f gures or better n back debt nc ud ng back debt to the State who now sudden y has found s x f gures of money that he can afford to have ay ng around that he g ves to someone
And we wou d ove -- and we don't need

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to know where every penny of h s ncome comes from, but th s part cu ar 100, 120,000 s -- s re evant to what we're try ng to uncover here, to uncover the truth to f nd out who m ght be mess ng w th our State government. And th s s a shot at h m to k nd of exp a n just that w thout d vu g ng h s ent re bus ness portfo o.
MR. HATF ELD: We'd apprec ate -- 'm sorry, do you want me to answer that?
MR. BARNES: Let's focus on quest ons of the w tness. Po nt -- po nt taken. We're tread ng on -- and th nk -- made that po nt at the start. th nk we're tread ng on ground wh ch we've a ready tread, and Mr. Hatf e d has repeated that comment. And d dn't -- was t a quest on for Mr. Hatf e d or for Mr. Faughn? And because --
MR. HATF ELD: t was for a quest on for me.
MR. EGGLESTON: n t a y t was for Mr. Faughn, and he answered, and now th s one s for Mr. Hatf e d to say g ve me a good reason why but don't th nk we're go ng to get a good reason why, so 'm happy to conc ude my nqu ry at th s t me.
MR. BARNES: 'm sorry, Representat ve.

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MR. HATF ELD: think 've covered that, but there was an issue that was there. There's a ot in that question. appreciate it. We a need background on it. There's been this a egation that Mr. Faughn somehow owed some money and therefore he doesn't have any money, you know.
wou d just point out, and don't know this for a fact. This is what read in the paper. President of the United States was a eged y $600 mi ion in debt at one point. And then he had a who e ot of money. And that happens in business. Some days you're in debt and some days you have a ot of extra money.
You don't want to ta k about that. You don't want to ta k about what the sources of your debt are. You don't want to ta k about what the sources of your revenue and income are. And there are a ot of peop e in business who want to keep their information private. There are federa aws that can -- require that keeping a banking information private.
Mr. Chairman, what -- is there --
MR. BARNES: We are in fi ibuster mode on -- we --
MR. HATF ELD: We've answered a your

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quest ons
MR BARNES be eve the quest on s re evant You've answered the quest on and we've de ved nto an argument as to ts pr vacy or not We're not go ng to water board the w tness
MR HATF ELD We've answered quest ons about traff c t ckets We've answered quest ons about Steve T ey We've answered a sorts of rre evant quest ons n th s comm ttee pat ent y and he pfu y as we can So th nk --
MR BARNES th nk the quest on as to where the money came from --
(S mu taneous speech
nterrupted by the court
reporter)
MR HATF ELD We're ent t ed to c ar fy the record when th s w tness s assau ted and accused of be ng a deadbeat wh ch s just not true and s not re evant to th s comm ttee We're ent t ed to that Mr Cha rman That's a we ask
MR BARNES be eve the quest on was g ven reports of a tax ssue the w tness's test mony has been -- states has been c eared up And then the reports of the $100 000 cash there s a d screpancy there that ca s for an answer

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MR HATF ELD There s not So there s not Cash f ow s not the same as wea th
MR BARNES Representat ve Egg eston?
MR EGGLESTON 'm good Thank you
MR BARNES Representat ve Trent
FURTHER EXAM NAT ON
BY MR TRENT
Q. Just a few brief follow-up questions, Mr. Chairman.
So, Mr. Faughn, have you ever been advised by a third party or by any of your business associates to deliver the money to Mr. Watkins?
A No No Sorry no Representat ve
Q. So you did that all of -- that was all an internal discussion with yourself. You made the decision? You had no outside advice on that?
A No outs de adv ce or a bus ness assoc ate or anyth ng ke that
Q. No outside advice or business associate advice to retain Mr. Watkins?
A No Representat ve no
Q. Okay. Did you get a receipt for the 120,000 from Mr. Watkins?
MR HATF ELD t's been asked and answered

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MR TRENT m ssed that f t was asked
THE W TNESS No got what came for d dn't get a rece pt for t
BY MR TRENT
Q. You didn't get a receipt for the 20,000 that was to be used for other legal fees?
A don't have one as of now but assume w probab y get one
Q. You said Mr. Watkins has expended all of that 20,000 on your behalf, or is there any left?
A haven't spoken to Mr Watk ns n a few weeks but wou d say -- ' have to have an answer for that don't know ' f nd out
Q. So it's possible you would have some money coming to you from him?
A Poss b e suppose
Q. Okay. Now, you said earlier that it is your belief that Mr. Watkins had given the recordings that you purchased to other individuals; is that correct?
A Yeah t became my understand ng yeah
Q. How did you come to that understanding?
A They put them on the news

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Q. How did you know that came from Mr. Watkins?
A. assume because the portions that were p ayed on a te evision station were simi ar to the portions had. had a ong portion. They aired a short portion.
Q. So it's possible that what Mr. Watkins gave you and what was played on television came from a third separate source not related to you or Mr. Watkins?
A. guess any number of things are possib e. don't know how the other peop e or news organizations gathered information.
Q. So your answer that Mr. Watkins had given that recordings to others was just pure supposition on your part. You have no actual knowledge of that?
A. was asked to give my opinion on how it happen, and gave my opinion. can't swear to it.
Q. So no actual knowledge there. Okay.
Did you have any conversations about this issue before this story broke to any elected official?
MR. HATF ELD: How much time do you

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have?
THE W TNESS: mean, th nk go ng back to at east the pr mary campa gn peop e.
BY MR. TRENT:
Q. I mean this actual when we were just on eve of this State of the State, when it was going to be released -- let me back up and ask the foundational question.
When did you know that this tape that you had was going to be released? Did you have any foreknowledge before it was released that it was going to happen?
A. We , the tapes have were never re eased. When d d know a story was go ng to come out that was a so nc uded n them? d dn't know. And had heard, and fe t t was very ke y, but k nd of got that from many peop e fe t that way. But cou dn't -- don't know of the nterna processes of how they do news or how they produce th ngs.
Q. So you didn't know that that story was coming out until it broke?
A. assumed t was com ng out, but d d not know that, no.
Q. Okay. Have you had any discussions

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with Kim Gardner about this issue?
A Not about the ssue of the tapes no
Q. Have you had any discussions with her at all?
A Just br ef y
Q. What was the nature of those discussions?
A The pub c percept on but they were very short n ength
Q. When did you have those discussions?
A t wou d have been probab y one n ate January and one somet me towards the end of February but the conversat ons were ess than a coup e m nutes
Q. How many of those conversations did you have?
A Two
Q. Did she contact you or did you contact her?
A had contacted her and tr ed to nterv ew her about th s a few t mes and she responded
Q. And she didn't give you an interview, or did she?
A No

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Q. So walk us through how this happened. You called her, you asked for an interview, she says no, and then you proceed to talk about the political climate?
A. We , knew K m when she served n the House. That's how had her number. ca ed her a few t mes to try to get her to do an nterv ew w th us because fe t ke she was obv ous y newsworthy. Once she sa d -- and she sa d no, and we spoke br ef y, and that was that. But the conversat ons were extreme y short, and can't even remember. There was noth ng about the case n spec f c even ta ked about.
Q. Didn't talk about any details of the case?
A. No. t was pretty much her te ng me she wasn't go ng to --
Q. You didn't talk about the fact that you had a copy of the recordings that was related to the case?
A. No.
Q. Did you facilitate any contact between her and any elected official?
A. No.
Q. You didn't provide her phone number to

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any elected official?
A. Not that can th nk of.
Q. But you don't know for sure?
A. No, don't be eve d d. And certa n y not that know of. 'm not even sure f the number have s correct, but have to th nk. f someone wou d have asked me for K m Gardner's phone number, wou d have g ad y g ven t to them f knew them.
But can't -- can't th nk offhand of anybody that d d. But f wou d have been asked for K m Gardner's ce phone numbers have, wou d have g ven t to them.
MR. TRENT: Okay. Thank you. No further quest ons.
MR. BARNES: Representat ve Razer?
FURTHER EXAM NAT ON
MR. RAZER: just qu ck y want to address someth ng that was sa d just a moment ago by Mr. Hatf e d that you fee as f through the course of th s your c ent -- th nk the word you used was "assau ted" -- has been assau ted by th s comm ttee and that we are portray ng h m to be a deadbeat.
MR. HATF ELD: Yes.

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BY MR. RAZER:
Q. So, first of all, Mr. Faughn, if you feel like you have been assaulted today – and this isn't a comfortable process for any of us. If you feel like you've been assaulted by this committee, that's a strong word. I apologize for that because I don't want anybody to come before this committee or in this building and feel like they're assaulted.
So I take – that's a strong word that I take seriously, and if you have that feeling, I apologize. As for as portraying you to be a deadbeat, I would disagree with that as well.
A. Thank you, Representat ve.
Q. I grew up in Pemiscot County. You grew up in Butler County. I am a State Representative that makes 35,000 a year. You are the first several years of starting up a media conglomerate of some sort. I'm not sure what you would call it.
A. 'm not e ther some days.
Q. I think the – I think the idea of your businesses seem to be doing well. They seem to be successful. I think saying that this committee is trying to call you a deadbeat because we may find it hard to believe that there's 120,000 in cash sitting around is different than us calling you a deadbeat.

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So I'm saying as a State Representative that makes 35,000 a year, I don't have 120 grand sitting around, and I'm not a deadbeat. And if somebody tried to say I was because I didn't have that kind of cash, I would be offended. So I'm saying I don't think anyone here is trying to call you a deadbeat.

That doesn't mean that we don't think you're successful. Good at what you do. Anything further than that. But those two -- those two words struck me, and I was going to pass on this questioning, but I just -- I needed to respond to that.

Thank you, Mr. Chair.

MR. BARNES: Representat ve Lauer.

FURTHER EXAM NAT ON

MS. LAUER: Thank you, Mr. Cha r.

Q. So through all these questions, of course we know what you don't want to tell us based on -- on your persistence in keeping -- keeping some of this information at bay. But you did volunteer to come here.

And so I'd like for you to take this -- this time and just share with us what about this situation could you tell us that we maybe have not

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asked specifically, but what do you feel you could share with us about this that would really provide benefit to the committee?

A Out of a the quest ons thought m ght get asked that's not one thought wou d get asked

Q. Well, now you are. It's time to tell your story of what's --

A wou d say that one apprec ate be ng the f rst person that's been here pub c y apprec ate what you're do ng 'm n the med a know that 'd be shocked f peop e n th s comm ttee d dn't go th nk f somebody ca ed them a deadbeat once or tw ce

th nk what cou d offer you s th s s yeah th s s a very un que s tuat on probab y part of t born n my nexper ence n th s type of med a pub sh ng and one was t was very odd s tuat on But ' te you th s Whether t was ack of exc us v ty or whatever t was d dn't break the story

And number two th nk t's k nd of a detr ment to the reporter that d d to say that cou d have or whatever She had someth ng d dn't have She had a person that corroborated the tapes

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on the record. After the story was broke, t rea y s not my job to he p e ect any group of peop e or not to the th ng.

Probab y most of the parts of -- who the governor s or not s a -- probab y when you have two Repub cans do-s -do' ng back and forth, t's not go ng to make much d fference. But ' te you th s. d dn't break the story, and f wou d have, that wou d have been f ne.

But the way we -- the way we obta n the nformat on, we cou dn't. understand the quest ons around t. hope you can understand the fact that 'm not go ng to come n and break down my bus ness any more than wou d expect anybody e se to.

But w te you th s. The quest ons surround ng th ngs were my money. And the other th ng can offer to you s, you know, th nk d d become a d stract on to what you're try ng to do, and that was -- that was my fau t. But respect what you're do ng, and apprec ate be ng here.

' te you th s under oath. came here w thout a subpoena. went off the adv ce of my awyer, very we respected, te ng me d dn't

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have one. had no prob em being the first person. don't think -- don't think anybody cou d say 'm that hard to find if they wou d have reached out to me.

But appreciate being here, and just don't know what e se, after fee ike 've answered about every possib e question that can think of, but if think of something, 'd be g ad to et you know.

Q. Well, I appreciate that, and, again, I hope you can see too where the questioning becomes a little more complicated --

A. Sure.

Q. -- when there's a lot of unknowns.

A. Sure.

Q. And, of course, trying to provide very factual information, it gets very, very difficult to do that. So thank you.

A. Thank you, Representative.

MR. BARNES: Thank you, Representative Lauer for asking that question, so don't have to.

Representative Trent.

FURTHER EXAM NAT ON

BY MR. TRENT:

Q. Okay. One last thing, and there was a

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quote. It was in the Los Angeles Times. And I looked it up to make sure I didn't get it wrong.

2007, and I'm quoting you, Mr. Faughn, "In my community, if you're rich enough, if you're a powerful enough attorney and a powerful enough newspaper publisher and corrupt enough, you can take out just about anybody."

Do you still feel that that's true today?

A. think a guy ten years o der and mature, that sounds a itt e me odramatic. The City of Pop ar B uff is a itt e -- quite a bit, actua y, if you come very often -- different than the State of Missouri, but hearing that back from ten years ago Scott Faughn, it sounds a itt e dramatic.

Q. So you wouldn't subscribe to that theory today?

A. Pop ar B uff -- wi subscribe that Pop ar B uff is a itt e different than the rest of the state at arge, and invite a of you to come spend some time there. Some of that's good, some of it is not. But ten years ago me -- or 12 years ago me, that sounds a itt e dramatic.

Q. So you don't believe that anymore?

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A th nk 'm a tt e more mature and wou dn't say someth ng qu te ke that

Q. I didn't ask you to say it. I asked you if you believed it.

A About Pop ar B uff maybe but probab y not no

Q. You don't believe that quote anymore?

A No don't th nk so

MR TRENT A r ght Thank you Mr Cha rman

MR BARNES D d you say LA T mes?

THE W TNESS s that ower advents?

MR BARNES A r ght We're -- we're -- th nk we've got some exhaust on go ng on three hours and ten m nutes n

Thank you Usua y ask for the w tness to g ve a stop statement Thank you for test fy ng We are -- you are excused at th s po nt n t me We are go ng to take a break and we are go ng to come back and resume w th Vo ume

FROM THE AUD ENCE Mr Cha rman the Off ce of the Governor wou d ke to make a request for ts counse for the persona capac ty of the governor to ask quest ons of th s w tness and get to the truth about where h s money came from and to

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have subpoenas for records and --

MR BARNES You can make requests for records Your requests for cross-exam nat on s den ed Thank you

FROM THE AUD ENCE Excuse me Mr Cha rman

MR BARNES We w take a recess for ten m nutes

(Recess taken)

MR BARNES We are back on the record And now we are go ng to cont nue w th read ng the cross-exam nat on depos t on test mony of w tness number 1 Th s depos t on took p ace on May 3rd 2018 start ng at 10 01 a m

t s once aga n taken by counse for Mr Gre tens the w tness s w tness one Th s s abe ed as Vo ume have -- we have subpoenaed and then have repeated y requested from counse for Gre tens to get a copy of transcr pt number 2 And n add t on to that the v deos accompany ng these depos t ons The statement was made n th s comm ttee that there was a protect ve order st n p ace n that case There's a prob em w th that statement There s no such case pend ng r ght now so there s no

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protect ve order that excuses comp ance w th our subpoena for documents.

t s frustrat ng, once aga n, that we cont nue to ask for product on of documents that we know ex st that cons st of cross-exam nat on of w tness one, and that Mr. Dowd repeated y refuses to comp y w th those requests and subpoenas. So we are go ng to start today on page -- t's depos t on -- starts rea y on page 7 -- page 7, ne 5. Are you go ng to be the quest oner?

MR. RAZER: How have we been do ng th s the second t me? You're the quest oner?

MR. BARNES: Yes, you're the quest oner and ' be the answerer.

"Q: Good morn ng.

"A: Good morn ng.

"Q: S nce our ast meet ng, our ast depos t on, wh ch th nk was Wednesday of ast week, have you had an opportun ty to rev ew any add t ona mater a , mater a s pr or to th s depos t on?

"A: No, have not.

"Q: You are aware that we acqu red, as of ast n ght, a substant a amount of your text messages between you and var ous nd v dua s?

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"A Yes
"Q Have you rev ewed any of those?
"A No have not
"Q Have you been to d about any of those -- any of those genera y?
"A have been to d there have been texts asked for by me and [redacted] from me and my ex-husband stuff ke that
"Q Okay
"A But not any spec f cs
"Q And have you d scussed these -- d scussed these depos t ons or these proceed ngs w th anyone s nce we've ast spoken other than your awyer?
"A 'm sorry What are you referr ng to? Just that 've been n the depos t on? Yes have sa d that
"Q Because as you know we've acqu red some text messages and t appears you've had some ongo ng conversat ons or have had conversat ons w th a gent eman by the name of [redacted]?
"A Yes
"Q And how s -- what s -- what connect on do you have w th Mr [Redacted]?

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MR. BARNES: Can everybody check the r phones? We've got some nterference go ng here. Make sure they're not by the m crophones. Okay.
"A: He's a ong-t me c ent of m ne that 've sought ega adv ce from t me to t me.
"Q: You've not sought ega adv ce n th s c rcumstance?
"A: 'm not sure how to answer that quest on.
"Q: We , he's not current y -- current y your awyer?
"A: No.
"Q: Okay. And you've had contact w th h m s nce the ast depos t on?
"A: Yes.
"Q: Okay. And has he g ven you any adv ce on how to hand e the depos t on or th ngs of that nature?
"A: No, just -- no.
"Q: And what was the nature of the contact?
"A: don't remember spec f ca y, but remember h m send ng me a text about someth ng he had heard and -- through the grapev ne or whatever.
"Q: And you -- t appears you've been

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fo ow ng the news n th s text?
"A: Yes.
"Q: Your mother wou d send you news coverage from t me to t me?
"A: Yes.
"Q: Has that been cons stent or just s nce the news broke n January?
"A: What do you mean 'cons stent'?
"Q: We , mean, had she fo owed -- had she sent you any other nformat on conta n ng -- perta n ng to E.G. pr or to the story break ng?
"A: No, not that know of. No.
"Q: Okay. Just s nce -- just s nce the story broke n January, then, when there wou d have been news reports, she wou d send you nks and th ngs of that nature?
"A: Yes.
"Q: And what wou d be the purpose of that, f you know?
"A: 'm sure to protect me; she's worr ed about me. She's worr ed about everyth ng that's be ng sa d and stuff ke that.
"Q: Now, do you st bank at the same bank as P.S., to your know edge?
"A: don't know where he banks. 'm

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st at [redacted]
"Q And that's --
"A don't know where he s
"Q -- the same bank you've had for years?
"A Yes
"Q And wh ch bank? You sa d t was [redacted]?
"A Yes
"Q And where s that ocated?
"A [Redacted]
"Q Okay And that's the on y bank you bank at?
"A Yes
"Q You ma nta n a sav ngs and check ng account there?
"A Yes
"Q Do you ma nta n any accounts for your ch dren there?
"A No do not have ke a MOST account for them
"Q For co ege?
"A Yes
"Q And has there been any -- s nce December of '17 has there been any substant a cash

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contr but ons to any of those accounts?
"A No, there has not
"Q Obv ous y, you fo owed the news w th respect to Mr Watk ns and h s rece pt of $100,000?
"A Yes, have
"Q Other than what you've heard n the news, have you sought any other nqu ry w th respect to that?
"A No, have not
"Q And you had -- be eve you, ast t me, sa d you had no know edge of that unt you heard about t on the news
"A No Other than rumors, no
"Q Other than rumors that you had heard pr or to that?
"A Correct
"Q Had you ever, to th s -- from the ast depos t on to th s -- to today, have you contacted Mr P S by phone or by text or n any manner to f nd out exact y what was go ng on w th that money?
"A Zero percent, no
"Q You have no nterest?
"A No

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"Q: You have no nterest whether you're go ng to rece ve any of t?
"A: No.
"Q: Do you want any of t?
"A: No.
"Q: Have you -- wou d t be fa r to say that at east rev ew ng your text -- and we don't have to go through a of them; we're not go ng to try to be here a day, but --"
MR. RAZER: 'm not sure what that --
MR. BARNES: [Redacted].
"Q: But [redacted] was a -- mean, 'm sorry. P.S. was a ways n a -- t appeared a ways n a -- not a very advantageous f nanc a pos t on. Wou d that be fa r to say?
"A: Maybe. Can you c ar fy that?
"Q: We , d d he comp a n that he never had -- d d he often comp a n he had no money?
"A: Yes. He had, you know, n the past, yes.
"Q: And when you say ' n the past,' when?
"A: L ke when we were marr ed. That was an ssue, yeah.
"Q: Okay. Was the ssue because he

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wou d spend more t me pursu ng h s hobby or h s job as a [redacted], and t wasn't rea y br ng ng n a ot of money? So a ot of the f nanc a ob gat on fe on you; wou d that be a true statement?
MR. BARNES: Mr. Stee e, "Object. Ca s for specu at on. Mr. Rosenb um says, "You can answer."
MR. RAZER: Mr. Stee e cont nues to say, "You can specu ate f you want."
"A: mean, th nk t was just based around the troub es that came w th, you know, h m not br ng ng n enough money and, you know, be ng gone a ot, so t was stressfu .
"Q: So t wou dn't be unusua for h m n '16 to say someth ng ke, have zero money because someone had to cover a -- cover a -- our taxes, correct?
"A: don't know. Can you show me the text or whatever? need to see what you're referr ng to.
"Q: can show you on the screen. don't fee ke mark ng t. You can ook at t on the screen. Wou d you ke to ook at t on our screen?
"A: Sure. What was the context?

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There's noth ng e se around t don't know spec f ca y mean cou d guess t was h s parents he ped us out or someth ng don't know don't remember
"Q But -- but w th -- but regard ess of that mean t was a theme around that t me t was a theme around that t me s that he was n f nanc a d re stra ts?
"A Around that t me
"Q Okay
"A At east that's how he was portray ng
"Q Portray ng n fact you were pay ng h m ch d support correct?
"A No wasn't pay ng h m ch d support He owed ch d support to h s ex-w fe and wanted to make sure that that was st pa d regard ess because fe t that that was an mportant respons b ty that he cou dn't ax on
"Q So w th respect to your d sso ut on w th P S was there ch d support awarded e ther way?
"A No no ch d support
"Q So you don't pay h m he doesn't pay you?

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"A Correct
"Q Okay So you gave -- you wa ked away from any ch d support essent a y?
"A Correct
"Q And was there a t me after say that entry n '16 where you noted P S 's f nanc a s tuat on substant a y mproved?
"A Yes So be eve t was for 2000 -- wa t when the taxes were done for 2015 be eve s nce we were st techn ca y marr ed h s accountant f ed ours together and d scovered he made more money yes
"Q More money than he to d you?
"A Yes
"Q Okay D d you respond to that at a ?
"A No
"Q And how about we go nto 2017 towards the end D d you not ce any obv ous ncreases n h s f nanc a s tuat on?
"A mean what are you say ng? n regards to ke --
"Q We the way he was v ng festy e anyth ng of that nature that wou d nd cate to you that he -- that h s f nanc a

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s tuat on had changed?
"A: cou d say yes, but fee ke even the ncome that knew about from 2015, you know, was enough, cons der ng he's v ng w th someone and that, so ...
"Q: Okay. So you've heard of the Me Too Movement, correct?
"A: Yes.
"Q: Has anybody from that movement contacted you at a ?
"A: No. You mean spec f c? don't know who are you referr ng to.
"Q: Anybody. Any representat ve of that movement. Has anyone reached out on beha f of that movement to see whether or not you want to be the face of the movement, f you'd jo n the movement, anyth ng of that nature?
"A: No.
"Q: n your fam ar ty w th the Me Too Movement, do you fee ke you're a gned w th that movement?
"A: No. Not part cu ar y, no.
"Q: Not part cu ar y? Why?
"A: 'm not sure exact y. 'm sure t's nd v dua for each person what they fee that

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that means, so don't know.
"Q: But you don't fee ke you're a gned w th the nd v dua s that have come out, the spokespeop e, the spokespersons for that movement?
"A: don't necessar y know very much about t, ke don't know what they stand for necessar y. And know what 've heard, you know, peop e's vers ons of what they th nk t s -- t s d fferent too, so don't know necessar y.
"Q: But regard ess, you don't cons der yourse f a part of that movement?
"A: guess t just depends on what you wou d ca the movement.
"Q: We , 'm just ask ng you persona y. can't get ns de your bra n. mean, do you cons der yourse f part of the Me Too Movement, for whatever t means to you?
"A: don't cons der myse f part of any movement, no.
"Q: Okay. And we've ta ked a tt e b t n the past about po t cs, and th nk you sa d that you are not very nvo ved n po t cs?
"A: Yes.
"Q: You do have a c ose re at onsh p w th Stacey Newman, correct?

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"A: C ose -- c ose enough, yes.
"Q: And can you descr be that re at onsh p?
"A: 've been do ng she and her fam y's ha r for probab y 14, 15 years.
"Q: Okay. And you knew she was a po t c an?
"A: Yes.
"Q: Were you gett ng adv ce from her when th s story f rst broke?
"A: She was offer ng adv ce, yes.
"Q: And what do you mean offer ng adv ce, that you weren't tak ng?
"A: Correct.
"Q: Okay. And why s that?
"A: rea y wasn't tak ng anybody's adv ce. was just petr f ed try ng not --
"Q: D d t have anyth ng to do w th the fact that she was aff ated w th the Democrat c Party and she was prov d ng nformat on from some of the Democrat c eaders?
"A: Rea y t was just because was uncomfortab e w th anybody who was g v ng me strong adv ce to do anyth ng other than just be.
"Q: Other than just what? 'm sorry.

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"A: Just be. Just be st .
"Q: Okay. L ke, for nstance, t appears that she got -- was very concerned about you obta n ng a awyer. Do you reca that?
"A: Not spec f ca y, but ...
"Q: And do you reca whether or not she was reach ng out to you to see whether or not you wou d be nterested n te ng your story?
"A: To some extent, yeah.
"Q: Natura y she suggested names of nd v dua s n the med a that you cou d actua y te your story to; do you reca that?
A. Not spec f ca y, but, yes, remember that ne of conversat on.
"Q: Okay. D d you take her up on that?
"A: No.
"Q: Pardon me?
"A: No, d d not.
"Q: And why not?
"A: Because d dn't want to ta k to anybody n the med a about any of th s.
"Q: 'm sorry?
"A: d dn't want to ta k to anybody n the med a, no.

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"Q Okay th nk spec f ca y at east as of January 8th just for a t me frame on January 8th 2018 the story had not come out yet correct?
"A Correct
"Q And there was -- can show you the text f t wou d refresh your reco ect on There appears to be -- and nc denta y your number at the t me was [redacted]?
"A Yes
"Q Area code [redacted]?
"A Yes
"Q Wou d you recogn ze Stacey Newman's number?
"A Not her number but wou d recogn ze the text probab y
"Q Okay She sa d she was prov d ng nformat on ke for nstance" --
MR BARNES Yes he's f ne
"Q -- Jack Suntrup and whether or not you wou d be comfortab e te ng your s de of the story to h m
"A That sounds fam ar yes
"Q You chose not to Wou d that be correct?

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"A Correct
"Q And th nk she was try ng to push you or t ooks ke she was try ng to suggest that you ta k to her husband Burt
"A Yes k nd of -- remember that too
"Q Wou d that have been for h m to represent you or for h m to po nt you n the d rect on of a awyer or do you know? He's a awyer correct?
"A R ght Not to represent me be eve t was just ega adv ce
"Q Okay And then at one po nt on January 11th wh ch wou d have been th nk r ght after the story broke r ght? t broke on the 10th?
"A Yes
"Q There's a text here that says ' 'm mad at the on y -- 'm mad that on y men are ta k ng Not enough s -- not enough s out about v ct ms and the b ackma Been work ng w th the Star and Post about keep ng your dent ty protected ' Can you te me what that means to you?
"A -- don't know was pretty numb at that po nt don't even remember that spec f ca y no

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"Q You don't know?
"A had ke 8 m on texts at that t me t fe t or just peop e reach ng out t was horr b e
"Q So t ooks ke she wanted to take a part cu ar ang e about v ct ms and the b ackma r ght?
"A don't -- 'm not sure
"Q Okay
"A Obv ous y d dn't
"Q Wou d t be fa r to say that the b ackma -- that the v ct m and the b ackma wou d have come from the body of the January -- of the March 25th surrept t ous --
"A Surrept t ous
"Q Thank you -- tape?
"A 'm sorry What are you ask ng?
"Q The use of the word 'v ct ms '
"A Oh
"Q And the 'b ackma ' that was someth ng that was fted from the January 25th tape that P sent r ght -- 'm sorry the March 25th tape that P sent?
"A Oh don't know f she took those spec f c words from h m don't know

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"Q: We , you never wou d have prov ded Stacey Newman w th that nformat on, r ght?
"A: R ght. She knew about th s because the word was -- was be ng spread around Jeff C ty, yeah.
"Q: And that spec f c word?
"A: Oh, don't -- don't know about the spec f c word.
"Q: Okay. Because ook ng at that tape, you never actua y used the words that you were b ackma ed. That was someth ng that P sa d about the s tuat on, r ght?
"A: don't reca , spec f ca y.
"Q: Does that sound r ght though? can go through and show you the tape.
"A: Yeah. don't know the spec f c words that used or --
"Q: But as you --
"A: just exp a ned what happened.
"Q: R ght.
"A: But don't know.
"Q: So as you s t here now, on that or g na tape, you don't ever remember us ng the words b ackma to descr be what happened when you were descr b ng to P -- mean, to P.S., do you?

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"A don't remember the spec f c words don't know
"Q Okay And th nk on January 9th Stacey sa d the buzz at the cap to s that P S 's awyer s shopp ng the r story and that t wou d drop tomorrow That was cons stent w th the nformat on that you had heard prev ous y r ght?
"A Yes
"Q And P's awyer at the t me wou d have been Watk ns correct A bert?
"A be eve so
"Q And t was -- you were be ng prov ded nformat on that they were shopp ng that story r ght?
"A That had heard that rumor yes d dn't know what that meant but
"Q 'm just go ng to have you ook at these as a group don't rea y -- don't know whether have c ean cop es but we can f nd them or actua y rep ace them f we need to ever have c ean cop es 'm just go ng to have you to -- have you ook at them as a group so you can dent fy them f you wou d There's a so a ser es of texts between you and -- s t? -- [redacted]?
"A [Redacted]

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"Q: Okay. So [redacted]. You prev ous y test f ed was your best fr end at the t me?
"A: Yes.
"Q: Was she a sty st or a recept on st?
"A: Sty st.
"Q: And you were conf d ng n her. n fact, she spent the n ght of the 21st, correct?
"A: Yes.
"Q: And at some po nt your re at onsh p changed fa r y drast ca y, r ght?
"A: W th her?
"Q: Yes.
"A: Not necessar y a po nt, but over t me, you know, we weren't qu te as c ose anymore.
"Q: Wou d she be -- wou d she be the person that wou d answer the phones typ ca y at the -- at the sa on where you worked?
"A: No.
"Q: Wou d she see a ot of act v ty you were engaged n as you pursued th s re at onsh p w th E.G.?
"A: Yes. mean, she was at the sa on, yes.

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"Q So she was at the sa on and she saw a ot of your nteract ons correct?
"A don't know f that's fa r to say 'm not sure She was across -- she cut ha r across from me so
"Q Okay So there was a text that you sent her on Apr 24th of 2017 at approx mate y 8 12 a m and ' show t to you but 'm go ng to read t to you f rst 'Hey just wanted to say 'm sorry aga n for not be ng as support ve as you deserve for th s move abso ute y w sh you the best and th nk you' do great After our ta k was ab e to ref ect and th nk more c ear y on the subject th nk t was so sens t ve about fee ng d stant or rejected from you because t conf rmed n my m nd that rea y was a horr b e -- as horr b e as fe t as a person put a ot of my crazy on your shou ders dur ng that t me and -- apo og ze know that had to be d ff cu t to support -- knew t had to be d ff cu t to support someone go ng through so much and mak ng poor dec s ons w be forever gratefu for your fr endsh p dur ng that t me You he ped me n many many t mes -- you he ped me n many many t mes count ess ways Go ng forward now that don't

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fee so sh tty about myse f, th nk can be a much -- th nk can be much better to you and a my fr ends. Each day try to f nd a better me that s k nd and ess se f sh. hope 'm ab e to be there for you one day when you may need t. Can't wa t to see your new p ace.'

"And then she responded, 'Oh, g r , no need to apo og ze. Aga n, th nk our ta k got as genu ne as t cou d have been and needed. You know ove you and my ntent ons weren't proper y d sp ayed. was b tter. And that c ear y made th ngs harder. Thank you for d gg ng that out of me. t def n te y eased the fee ngs of d scomfort. 'm sorry for ho d ng t n. Can't wa t to get together and fee not awkward LOL.' Do you reca that exchange?

"A: To some extent, yes.

"Q: Okay. So that was n Apr of 2017. And just from the exchange, t appears that you guys had just had some sort of meet ng and a heart-to-heart, r ght?

"A: Yeah, she was mov ng sa ons.

"Q: Okay.

"A: And was --

"Q: Do you reca the context of that

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meet ng?

"A: Yes. She fe t was -- fe t she was be ng d stant before she eft the sa on, and she fe t was be ng d stant to her r ght at the end and k nd of protect ng myse f because was sad she eav ng and so then we just had a heart-to-heart about --

"Q: D d t have anyth ng to do w th your re at onsh p -- about your re at onsh p w th E.G.?

"A: Yes, that's what -- was referr ng to that.

"Q: When you sa d, ' was putt ng a ot of crazy on you' -- a ot of my crazy --

"A: Yeah.

"Q: -- on your shou ders.

"A: L ke -- yeah, mean ...

"Q: What were you putt ng on her shou ders?

"A: mean, just my thoughts dur ng that t me per od. You know, th nk -- just can't mag ne be ng not n her shoes and be ng fr ends w th someone who knew was mak ng poor dec s ons be ng nvo ved w th them. knew that.

"Q: When you were nvo ved --

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"A: And part cu ar y knew because after that f rst t me, as a fr end, she knew about the f rst t me, was ke why the heck wou d you ever nvo ve yourse f aga n, you know, but she d d ma nta n. She was a rea y good fr end to me and tr ed to understand.

"Q: So wou d you reach out to her and ta k to her and prov de deta s as your affa r cont nued?

"A: To some extent, yeah.

"Q: And wou d you g ve her a the deta s as t wou d progress?

"A: We , 'm not sure. don't know.

"Q: And nc denta y, other than the few peop e that we've ta ked -- that we've ta ked about at the t me that you wou d conf de n as th s re at onsh p cont nued, f you wou d te others, you wou d be -- wou d t be fa r to say that you were sort of coy or vague or maybe just say you were dat ng an o der man?

"A: No, never sa d that.

"Q: You never sa d you were dat ng an o der man?

"A: No.

"Q: Do you know what -- when she

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responded by say ng that she was b tter, do you know what she was ta k ng about n that context?

"A: th nk that was actua y ta k ng about -- because there were a group of us that she fe t that we were be ng k nd of d stant to her because she eav ng. That had to do w th her.

"Q: That d dn't have to do w th E.G.?

"A: No.

"Q: Okay. And n the context of conf d ng n her about E.G., wou d she ever have to cover for you at the sa on or make anyth ng up as to h s presence?

"A: No, not that know. No.

"Q: And was she present when you two wou d be affect onate?

"A: We , that on y happened the one t me, so, no.

"Q: She wasn't present on that occas on?

"A: No.

"Q: So you don't th nk, when you wou d cut h s ha r dur ng th s per od of t me, that there was any obv ous affect on that others cou d have p cked up on?

"A: No.

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"Q: And then my -- the other contact w th [redacted] that want to ask you about s ater on after the story broke -- before got -- before get nto that, on that text message w th Stacey, do you see an area where Stacey prov ded you w th a number of the c rcu t attorney K m Gardner? th nk t was [redacted] or someth ng of that nature. Exh b t 80. Exh b t 80. 'm sorry. can probab y f nd t.

"A: Yeah. 'm sorry. don't know where t s.

"Q: ' f nd t at some po nt. 'm just ask ng, do you reca Stacey prov d ng you the number of K m Gardner, the ce phone number?

"A: know that she -- remember her br ng ng up K m Gardner, and t happened to be r ght after or maybe t was -- t was ke the same day that K m Gardner had reached out to my attorney.

"Q: Had reached out to your attorney?

"A: Yeah.

"Q: Do you have any know edge how K m Gardner found your attorney or knew who your attorney was?

"A: be eve that --

MR. BARNES: Mr. Stee e objects, "Ca s

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for specu at on "

"Q understand 'm just ask ng f you have any know edge

"A know at that po nt t was pub c know edge because he -- had re eased a statement by then

"Q Because you -- pardon me?

"A had re eased a statement

"Q Okay And at some po nt after the story became pub c you had add t ona contact w th [redacted] wou d that be correct? Do you remember that?

"A Yes

"Q Okay And essent a y what she sa d to you was on January 31st of 2018 'Okay 'm so sorry but don't th nk can do th s t doesn't sound prom s ng that my name w stay out of t t's just comp ete y freak ng me out to be nvo ved 'm so sorry hope you can understand '

And your response 'D d you ta k to them and they -- and they sa d you wou d have to g ve your name? Of course understand fear of any of th s ' You go on to say ' can't mag ne that they wou d use your name for anyth ng un ess that's

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what they to d you understand they wou d not use anyone's name '

And then you further -- you fo ow up aga n ' d dn't ta k to anyone bes des' -- or she sa d to you ' d dn't ta k to anyone bes des the awyer and the nvest gat on He d dn't make t sound ke t was certa n 'm just fee ng -- 'm just fee ng the need to back off t's rea y we gh ng heavy on me 'm sorry aga n '

And then you fo ow up ' t wou d he p to have Scott or me there and he can make sure that they don't use your name or anyth ng at a and they ta k to you mean ng f you do or -- or you do or you do not fee ke they are -- for sure won't use your name you can eave ' Do you reca that exchange?

"A Yes

"Q That was -- f rst of a were you try ng to encourage her to ta k?

"A No So at that po nt don't know f -- th nk had a ready spoken to K m at that po nt

"Q Uh-huh

"A And then asked f cou d reach out to part cu ar y [redacted] and [redacted]

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"Q: Uh-huh.

"A: So had asked her ear er that day. ta ked to her on the phone.

"Q: [Redacted]?

"A: Yes.

"Q: Okay.

"A: And just sa d, 'They -- the -- d dn't know f t was K m or the prosecutor or the nvest gator, but they were nterested n at east ta k ng to you to see what you remember for that per od of t me. s that okay w th you?'

And she sa d, 'Yeah, that's f ne. sa d, 'Okay. My attorney w ca you and et you know, you know, who w be reach ng out or whatever. don't know.'

"Q: Okay. So that was the attorney. And that wou d have been Ms. Gardner and T saby, to your know edge?

"A: To my know edge.

"Q: And you set that up? You bas ca y made the n-road, made the ntroduct on?

"A: Yes. To some extent, yes.

"Q: Now, when you ta ked about th s keep ng your name out of t, have you been to d that your name wou d be pr vate a throughout these

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proceed ngs even n a tr a ?
"A don't know that we ever got to that po nt just know n the beg nn ng they sa d that my name wou d be kept out of t
"Q Do you know that now one way or another whether your name w be pr vate throughout the course of the proceed ngs even n a tr a ?
"A don't know that
"Q You don't know that?
"A R ght
"Q Was that ever d scussed w th the C rcu t Attorney's Off ce about how the tr a wou d be hand ed?
"A don't know haven't rea y gotten nto deta s about -- nto deta s about t yet yeah
"Q How the tr a wou d be hand ed w th respect to your name was that ever d scussed w th the C rcu t Attorney's Off ce?
"A 'm sure at some po nt but don't remember
"Q And what was your understand ng as to whether or not your name wou d be pub c n a pub c tr a ?

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"A: be eve that t's st a poss b ty that, yes, they can keep my name pr vate.
"Q: And was that someth ng that was to d to you by the c rcu t attorneys?
"A: know that that's my understand ng. don't know.
"Q: So -- but you had to get your understand ng from someone, and that wou d have been the c rcu t --
"A: R ght. But don't know f t was from my attorney or the c rcu t attorney.
"Q: Okay. So s that st your understand ng, that your name w be kept pr vate throughout the course of the pub c tr a ?
"A: That's my hope.
"Q: We --
"A: Yes.
"Q: We , hope s d fferent than understand ng. You had an understand ng?
"A: R ght, because don't know for sure.
"Q: But certa n y that understand ng was based on commun cat ons that were prov ded to you, r ght?

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"A R ght don't know
"Q Okay
"A Yeah
"Q And you shared that -- you shared that understand ng w th your fr end [redacted] d d you not?
"A R ght Yes But t wasn't to the -- because we hadn't even -- noth ng had even started at that po nt
"Q Okay And so after she had had contact w th the awyer and the nvest gator d d you have any fo ow-up contact w th her?
"A know at some po nt d d but not for a wh e after She d dn't -- so she d dn't ever speak to anybody know -- other than she spoke to my attorney for you know a m nute just h m ett ng her know what they're want ng to do and then guess t was T saby or K m 'm not sure
"Q We she sa d n her text d dn't ta k to anybody bes des the awyer and the nvest gator
"A R ght L ke she d dn't get together w th them yet She wou dn't even do that She d dn't --
"Q And she d dn't make t sound ke

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t was certa n 'm just fee ng the need to back off t's rea y we gh ng heavy on me 'm sorry aga n Okay So was -- d d -- d d -- was your percept on at east that she had a te ephone conversat on?
"A Correct n regards to --
"Q Okay
"A -- meet ng up
"Q And conta ned n that te ephone conversat on t appeared -- and d d you ever ask her whether or not there was a d scuss on as to what pr vacy concerns cou d be assured for her?
"A Not beyond that
"Q -- you d dn't --
"A No
"Q -- have a separate te ephone conversat on where you asked her about th s text?
"A R ght No Not spec f ca y about that
"Q But your understand ng was that there was some conversat on w th her where her concerns cou d not have been -- were not --"
MR BARNES A ayed
MR RAZER "-- a ayed" -- thank you -- "and therefore she dec ded not to part c pate and

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apo og zed to you essent a y?
"A R ght
"Q Okay And aga n we' subst tute c ean cop es ' just show you these texts that 've been ta k ng about and see f you can dent fy them "
Mr Nasser says 81 and go back to say 81
MR BARNES Okay
MR RAZER Mr Stee e says he wants to see that for a second They cont nue to ta k and so we go to ne 13
MR BARNES Yes
BY MR RAZER
"Q Can you te me who [redacted] s?
"A She's a good fr end of m ne who used to work w th
"Q s she a sty st?
"A Not anymore no
"Q Was she a good fr end of yours at the t me of your re at onsh p w th E G ?
"A She had just moved to New York be eve So no d dn't ta k to her dur ng that t me per od
"Q So you d dn't conf de n her or

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ta k to her about the pr vate nature of your re at onsh p w th E G as t was unfo d ng wou d that be a fa r statement?
"A Correct
"Q So she wou d have been an nd v dua that wou d have earned nformat on after the fact?
"A Yes
"Q And probab y -- do you have any dea what k nd of t me frame she wou d have earned nformat on?
"A No don't reca
"Q So do you reca reach ng out to her after the story became pub c around January 17th of 2018?
"A Not part cu ar y
"Q f showed you her number wou d that refresh your reco ect on of the ser es of texts you had w th her?
"A Sure
"Q Okay
"A Or the actua text yeah
"Q ' show you the text and then ' ask you some quest ons about them wh ch s 82 "

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They have d scuss ons about that
MS M TTEN "Can have t back then?"
MR RAZER
"Q A r ght Can have t back then?
"A Oh, yeah
"Q Can you dent fy that exh b t, p ease, for me, wh ch s 82?
"A 'm sorry What do you mean?
"Q Can you dent fy 82 for me now hav ng ooked at t?
"A Oh, A text message between [redacted] and
"Q Between yourse f and [redacted] Am say ng her name r ght?
"A Yes
"Q Okay So th nk at the top you shared w th her, ' t's rea y a n ghtmare So sad and angry at P S Re v ng th s crazy and pa n and gu t, et cetera So many th ngs ' So you were shar ng w th her your fee ngs at the t me, r ght?
"A Yes
"Q And obv ous y she was try ng to ft you up and te ng you that you're an ncred b e human be ng and those th ngs of that

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nature r ght?
"A Yes
"Q Wh ch has caused you to potent a y become emot ona r ght?
"A Yes
"Q And at some po nt she says a coup e comments She says that on January -- we you say on January 17th wh ch s about a week ater you text her and say ' 'm a so -- -- and 'm a so -- and 'm a so angry w th P S and how he was hand ng -- hand ng th ngs He's rea y nsane ' That was your fee ng at the t me?
"A Yes
"Q And you thought he was nsane for putt ng th s out n the pub c doma n?
"A am sure for a ot of th ngs yes
"Q Okay And she responds by say ng ' t's k nd of coo you m ght become r ch off of t ' Do you remember that comment?
"A No don't remember that spec f ca y
"Q And you remember your comment ng -- your respond ng 'LOL'?
"A Yeah because t's funny

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"Q: You thought t was funny you may become r ch off of t?
"A: No, because 'm not go ng to.
"Q: Then you went further on th s exh b t and she sa d -- we , you respond she -- 'm sorry. She responds, ' th nk P s more -- s the more unfortunate part of a th s. Why d d he go te ? Don't be scared. Noth ng to be scared of.' And then she says, 'You have us. He s one man w th a few p ctures he can never show.' Do you know what she meant by that?
"A: Yeah, Er c s what she's ta k ng about.
"Q: She's ta k ng about E.G.?
"A: Yes.
"Q: So -- but t was n the con- --
"A: She was say ng don't be scared of the p ctures com ng out, yeah.
"Q: And do you know why she was say ng p ctures?
"A: don't know. That's --
"Q: D d you ever be eve that there -- even from the beg nn ng, d d you be eve n your m nd that there was ever more than one p cture?
"A: No, not necessar y. don't know

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what he took.
"Q: You don't know --
"A: R ght.
"Q: -- at a , r ght?
"A: R ght.
"Q: And then she sa d --
"A: don't know f he took mu t p e or one.
"Q: And then -- we , you don't know anyth ng about any p ctures rea y, r ght?
"A: Yes, do, yes.
"Q: And she goes on, 'And even f he does, so what. You ook good. know.'
"A: don't know. don't remember that.
"Q: So are you sure she wasn't ta k ng about P?
"A: don't know. Can see that?
"Q: Yeah, because the next th ng she sa d s, 'What d d he do?' And you responded by say ng, 'He texted me a coup e of weeks before and sa d you cheated and ru ned my fe and ru ned our fam y, and you deserved everyth ng com ng to you. That s how nsane he s, meanwh e screw ng another man's w fe LOL,' so t ooks ke t's a part of

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the same thread Can you take a ook at t and see aga n f that refreshes your reco ect on as to what she -- what you guys were ta k ng about?
"A Yeah She's def n te y ta k ng about E G 100 percent
"Q Okay
"A When she says 'Don't be scared noth ng to be scared of ' because she was st th nk ng the ma n th ng was afra d of was p ctures com ng out yeah and she was say ng what P d d ke yeah
"Q Was P n possess on of any p ctures of you that caused you any concern? P S
"A No that -- that wasn't what th s was n regards to no
"Q Pardon me?
"A No That was not a concern of m ne at th s po nt
"Q Where does [redacted] current y work do you know?
"A She ves n New York
"Q She ves n New York?
"A R ght
"Q n Manhattan?
"A 'm not sure --

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"Q: Do you --
"A: -- what part.
"Q: What does she do there, f you know?
"A: She s ke a f nanc a ana yst, be eve.
"Q: Do you know the name of the company?
"A: have no c ue.
"Q: Do you have the current te ephone number?
"A: don t know. be eve that s probab y her te ephone number st , yes.
"Q: Are you certa n of that, or s that just a guess?
"A: mean, t shou d be.
"Q: Okay. mean, have you used t ate y?
"A: Whenever th s was, so ...
"Q: Okay. Was that the ast t me you ve been n contact w th her?
"A: Yes.
"Q: You haven t been n contact w th her -- contact w th her s nce January?
"A: We , saw her. She came to

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town There was ke a who e group of us sa on peop e who got together for breakfast
"Q Okay
"A But, no, as far as ta k, we haven't ta ked s nce then
"Q And who s [redacted]?
"A She's a so a g r used to work w th, a good fr end of m ne too
"Q And she was a good fr end at the t me you were n th s re at onsh p, or was that subsequent?
"A She was a good fr end at the t me; however, she ved n no s She a ready moved sa ons as we So, no, d dn't ta k to her on a regu ar bas s
"Q Okay Was she ab e to know -- was she ab e to -- d d you conf de n her at a dur ng the course of your re at onsh p w th E G ?
"A No, d d not
"Q So aga n, everyth ng she wou d have earned wou d have been after the fact?
"A Correct
"Q 'm go ng through some of these texts that you had w th her start ng, th nk, n February of 2018, just a coup e of months ago At

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some po nt you say -- and he s a man whore Wou d you be referr ng to P S ?
"A Yes know what you're speak ng of
"Q And you to d her to go ahead and watch the news story the f rst one that came out P ease don't ta k to anyone Why -- why wou d you do that f you were try ng to keep th s story pr vate?
"A So f you go up n the conversat on what happened was th s was a g r who knew very we that hadn't spoken to She knew -- she d dn't know that that was me When she texted me that cou d te from her text she st d dn't know t was me She was ask ng f t was P wh ch she was correct but then she assumed that t was P's new g r fr end
"Q [Redacted]?
"A Yes So rep ed back Go because knew as soon as she hears my vo ce she's go ng to fee you know horr b e for not rea z ng that t was me And then she texted me ater w th now th s g r th nks that t's a dream because that was out n the med a too
"Q Okay So she was bas ca y g v ng

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you her vers ons of what was go ng on?
"A From --
"Q W thout know ng she -- w thout know ng -- w thout know ng she was ta k ng about you?
"A Exact y
"Q And then you -- you came c ean that she was ta k ng about you?
"A Yes
"Q Because you got nsu ted that she -- et me start that over apo og ze
Because you got nsu ted that she sa d now th s g r s ta k ng about a dream?
"A Th s g r s crazy
"Q R ght
"A She has no c ue what she's ta k ng about
"Q So based on the news report your fr end [redacted] was essent a y what you be eved nsu t ng you w thout know ng t?
"A Yes
"Q And you fe t you had to set the record stra ght?
"A Yes
"Q And spec f ca y about th s ssue

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about the -- now, the g r s say ng t was a dream; s that true?
"A: We , just spec f ca y that t was about me and she was assum ng that t wasn't.
"Q: Okay. 'm go ng to show you an exh b t that we' mark 84, and f you can just dent fy that. 83? And can you dent fy -- can you dent fy that for, me p ease.
"A: A conversat on between [redacted] and .
"Q: R ght, okay. And that obv ous y appears to be a fa r and accurate descr pt on of the conversat on you had?
"A: Yes.
"Q: And w th respect to the other exh b ts, they a appear to be fa r y and accurate y dep ct ng the conversat on that you had dur ng the text exchange and threads?
"A: Yes.
"Q: So you fee the need to correct the record. D d t -- we , te me how that made you fee when you heard that peop e were say ng that th s g r s crazy and that t was a dream.
"A: We , n part cu ar, peop e who know very we who -- she knows me and knows that

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that's not the case, you know. t was hurtfu that obvious y peop e can say whatever the heck they want to say.

"Q: But specifica y with regard -- with respect to your friend [redacted], how did you correct the record? What did you say? mean, there's no text, so wou d assume it wou d be by conversation, te ephone conversation, right?

"A: Right. After she sent me the text about the dream, ca ed her and just said [redacted], it's me. And she was just ike, K., oh, my God. What the heck? Which -- we , then what is this? So was ab e to exp ain, which of course she understood. And then she was just ike, 'm so sorry.

"Q: We , what did you te her? How did you exp ain it?

"A: said was speaking in regards to whether or not had never testified to seeing a phone. And the reason why is because that my memory of seeing it. do have a memory of seeing it, but it's not strong enough for me to testify to it, so haven't testified to anything that 'm not strong enough in my -- strong enough in my memory of it. She was ike, Oh, my gosh. This is crazy. But it

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can be done and sa d

"Q Let me hand -- what's been marked 84 and f you can take a ook at th s for me p ease

MS M TTEN Mr S mpson nterjects and says "Can we take a break and f nd a t ssue?" Whereupon a d scuss on was he d off the record and there --

MR BARNES Take a break at 10 50

MS M TTEN Back on the record and -- and shou d we sw tch?

MR BARNES And that's where they break the r record 'm not nterested n break ng your guys' record so ' be the quest oner and --

MS M TTEN Okay Ready to go

MR BARNES "Mr Rosenb um ' wa t unt t's back n front of you Are you ready?

"A Yes

"Q Look ng at Exh b t 84 can you te me what th s s?

"A These are -- th s s ke my journa

"Q So these wou d be just entr es you wou d make on your phone and ater p aced n a journa or was th s ongo ng?

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"A No t was just thoughts that put down

"Q Okay So they were not go ng to be sent to anybody or d rected to anybody?

"A Never

"Q Those were just your journa thoughts for your own?

"A Meant to be for my own

"Q For your own use okay And nc denta y the phone that was forens ca y ooked at th nk you prev ous y sa d you've had the same phone s nce 2015?

"A Yes

"Q Yeah Was that the phone?

"A Yes got t n June of 2015

"Q June of 2015?

"A Correct

"Q So you wou d have gotten t dur ng the -- we st wh e you were n an ongo ng re at onsh p w th E G ?

"A Yes

"Q Just pr or to your f rst reconc at on w th P S r ght?

"A Correct?

"Q And the search revea ed no text

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messages between yourse f and E G ?

"A Correct

"Q And why was that?

"A We never texted each other

"Q You never texted?

"A Never

"Q Not on any phone?

"A No

"Q Can have that exh b t back p ease? Thank you So ook ng at 84 wh ch you've nd cated was a journa you started that on Apr 18th at 6 50 t ooks ke 6 51 a m then mod f ed at 7 09 a m Does that seem about r ght?

"A Yeah

"Q So probab y before you went to work one morn ng?

"A Yes

"Q And t wou d have been by my reco ect on after your f rst depos t on?

"A guess so yes

"Q D d anyth ng about the depos t on cause you to p ace these thoughts down n wr t ng?

"A 'm sure there were ots of th ngs that caused me to put that down

"Q But these were your thoughts at

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the t me?
"A Yes
"Q Okay And then want to show you what's been marked 84 and f you can dent fy that for me
"A t's -- t's --
"Q 85 Can you dent fy that for me?
"A t's another journa entry
"Q And that wou d have been on Apr 10th be eve?
"A Yes
"Q And aga n be eve that was approx mate y four days after your depos t on?
"A don't know the date
"Q The depos t on s Apr 6th 2018 That wou d make sense t's your f rst depos t on r ght?
"A R ght
"Q And aga n those -- that's a fa r y -- a fa r and accurate dep ct on of your thoughts that you put nto your journa at the t me?
"A Yes
"Q And then ast y ' show you what's been marked as Exh b t 86 n the same ser es of quest ons Do you know when you made those

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entr es?
"A: No, don't know spec f ca y. mean, dur ng -- obv ous y after a th s came out. don't know spec f ca y.
"Q: And aga n, the same quest on. Those were your journa thoughts at the t me?
"A: Yes. Do you know the dates on th s?
"Q: The date? The date was -- the date doesn't appear on that, but my -- t's my understand ng the date was January 26th, 2018. Does that sound about r ght?
"A: Okay. Yeah.
"Q: And that wou d have been about two days after you f rst met w th Ms. Gardner. Do you remember wr t ng down some thoughts after that?
"A: don't remember spec f ca y the t me ne.
"Q: Okay. So as you can mag ne, we had a substant a amount of text messages from you and Jay Dud [phonet c].
"A: [Redacted].
"Q: [Redacted] [redacted] and you and P.S., r ght?
"A: Yes.

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"Q: That certa n y wou d be cons stent w th your reco ect on, r ght?
"A: Yes.
"Q: And you -- you don't take ssue w th the fact these are actua fa r and accurate dep ct ons of the texts that you wou d have sent to them, r ght?
"A: R ght.
"Q: And the common th ng a ong w th P.S. s you wou d often say that you were try ng to p ay the v ct m and that you had caused a th s and that k nd of stuff, r ght?
"A: Correct.
"Q: Bas ca y at t mes he ca ed you a soc opath, r ght?
"A: 'm sure.
"Q: s that -- s that cons stent w th your memory?
"A: Yes, th ngs of that nature, yes.
"Q: Okay. So what want to do now, we had a fu -- at east 40 pages that we rece ved n the transcr pt that were not conta ned n Mr. T saby's memorandum narrat ve, okay? So d d you ever see -- has anyone ever showed you T saby's memorandum that conta ned h s mpress ons of your

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nterv ew w th h m on the 29th? Have you ever ooked at that document?
"A No don't be eve so no
"Q Has anybody ever d scussed that document w th you?
"A No
"Q So you reca hav ng you know a fa r y s gn f cant meet ng at east two hours or so And a ot of what you d scussed n that meet ng was your re at onsh p w th P S after th s came out r ght?
"A Yeah remember ta k ng about that
"Q Okay D d anybody -- d d you ever nqu re or was there ever a d scuss on that you reca as to why that substant a port on of your nterv ew w th T saby may have never made t nto h s report?
"A No had -- don't know what's n any of that stuff no
"Q And wou d t be fa r to say that you -- as you went through th s process not on y w th E G but w th P S that you were dea ng w th a ot of conf ct n your own m nd? Wou d t be fa r to say?

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"A Can you restate that?
"Q That when you went through th s re at onsh p w th E G and then how t trans t oned nto try -- n Ju y as try ng to reconc e w th P S and u t mate y be eve n October s when t f na y ended and there was no further contact w th E G and that was -- you had to go through a process of an ema that was sent to h m say ng Do not contact me anymore correct?
"A Correct
"Q And dur ng that per od of t me you were dea ng w th a ot of fee ngs and conf ct about both men correct?
"A Yes
"Q Okay And may have asked you th s and don't want to repeat myse f but do you reca when you sent that ema to E G about not com ng to the sa on anymore that was at the d rect on of P S r ght?
"A A suggest on yes
"Q Okay Do you reca whether he ooked over your shou der and took a p cture of t?
MS M TTEN "Stee e 'm go ng to object to th s ne of quest on ng We went through chambers My understand ng was the quest on ng

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wou d be d rected to the v deo "
D scuss on between Stee e and Rosenb um
BY MR BARNES
"Q Do you -- do you know the answer to that?
"A No don't know don't -- don't reca spec f ca y
"Q Okay And then on page 32 -- and 'm just go ng to ask you for some context of th s T saby asked you 'Okay The med ator that you met the med ator?
'K S Aga n med ator ke an attorney to ta k about how to move forward w th our d vorce And at th s po nt knew for sure 'm not go ng to see E G aga n n that context And at -- or after the med ator ke the next day sa d to my husband s there anyth ng that we eft -- that we have eft to sa vage? Do you th nk we can work on anyth ng at th s po nt? To wh ch he to d me We he wou d have to th nk about t because you know whatever So that fo ow ng week he dec ded yes he d d want to work on th ngs w th me but he had to be honest w th me as ong as was honest w th h m And that's when he went nto some of the

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re at ons w th some of the other women.'
Do you reca that exchange?
"A: Yes.
"Q: So at that po nt there was ke a crossroads n your fe. You rea zed that when you sa d you're not go ng to be w th E.G. n that context anymore, that wou d be n the context of an ongo ng re at onsh p, r ght?
"A: R ght, or any -- yeah.
"Q: Because he had -- he had essent a y ended t as he -- as we ta ked about n Ju y, and t was -- when he came back n, you cou dn't go down that road aga n caus ng the ema to be sent at -- at P.S.'s request. s that genera y what's go ng on?
"A: Yes.
"Q: Okay. And then t was at that po nt as you were f rst go ng through the med ator that you wanted to take a new ook to see whether or not you cou d resurrect th ngs w th P.S.?
"A: Yes.
"Q: And that was the status unt sort of unannounced E.G. wa ked nto your sa on, and th nk you gave h m a ha rcut. You to d P.S., and that was t. That was the end of t?

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"A T me ne-w se yes
"Q Okay So -- and before go nto some of these ast 40 pages or so and you may not remember th s but do you reca when you were s tt ng w th T saby dur ng that meet ng? That was the f rst t me you met h m correct?
"A Correct
"Q Had he actua y -- d d he te you that he had not spoken to anybody at a about your story so to speak and he wanted a fresh take?
"A don't remember that
"Q Does that sound fam ar to you?
"A No don't remember that spec f ca y
"Q You don't remember that?
"A No know he to d me why he was there that he was go ng to take a fresh --
"Q Okay
"A He was go ng to be ke another person to ook at t
"Q D d he ever te you whether he acqu red any nformat on before quest on ng you or ta k ng to you?
"A Not that reca
"Q So t wou dn't have been unusua

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then or noth ng wou d have stood out about h m at the t me, for nstance, hav ng names of your fr ends that you hadn't prov ded yet that he had a ready had. For nstance, he was ab e to come up w th the names [redacted] when you ment oned [redacted]. He had a ready knew her ast name. D d you quest on how he got that nformat on?

"A: don't remember.

"Q: D d that str ke you as unusua that he a ready had the name of your fr end [redacted] w thout te ng you?

"A: No. don't reca . mean, yeah. don't know.

"Q: D d t str ke you as unusua that he was ab e to come up w th the name [redacted], your fr end, [redacted], w thout you te ng h m?

"A: don't remember spec f ca y, no.

"Q: Whether that struck you as unusua -- unusua ?

"A: mean, t obv ous y d dn't because don't remember that so --

"Q: And you d dn't ask h m where he got the nformat on? You just cont nued to answer the quest ons, r ght?

"A: Yes, correct.

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"Q And at some po nt when he came up w th the name [redacted], wh ch was P's then g r fr end -- and aga n, the same quest on You d dn't ask how he got that nformat on?

"A R ght

"Q So some of the th ngs you to d h m about P's conduct -- and just want to go over t because t wasn't conta ned n the memorandum

"A Okay

"Q And before start, do you ever reca ear y on n your re at onsh p w th E G where you sent h m an angry ema ear y on n the re at onsh p?

"A No, don't reca that

"Q How many ema s tota do you th nk you wou d have sent to E G ?

"A don't know A few Maybe three don't remember spec f ca y

"Q Who s [redacted]?

"A 'm sorry One of h s [redacted]

"Q [Redacted] And that was a name that actua y s not conta ned n h s memorandum, but you quest oned t -- he quest oned you about her Do you reca that?

"A Not spec f ca y, no

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"Q Do you reca any s gn f cance about [redacted] as you s t here now?

"A No not spec f ca y

"Q Are you st fr ends w th h m?

"A Yes am

"Q s P S st fr ends?

"A can't mag ne very c ose no but they m ght be

"Q Do you have any know edge how T saby got those names?

"A No not spec f ca y un ess ke what was sa d about [redacted]?

"Q [Redacted]

"A Yeah

"Q We the context was --

"A L ke d d say t?

"Q don't want to m squote myse f so et me ask you th s He suggested a name [redacted] t appears okay?

"A Okay

"Q Now had you ever -- do you reca whether you prov ded that name [redacted] to e ther Ms Gardner on the 24th or anybody e se assoc ated w th the C rcu t Attorney's Off ce?

"A may have to Ms Gardner but

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don't remember our spec f c conversat on. But that was part of t. That's part of the story.

"Q: don't reca see ng that name n the notes. Do you have any nformat on as to whether T saby actua y nterv ewed P -- P.S.?

"A: have no c ue. don't know.

"Q: Do you know whether he d d?

"A: No, have no c ue.

"Q: Have you ever heard that he d d?

"A: 've never heard of that, but have no c ue.

"Q: On so page 18, he comes up w th -- there's th s exchange. You sa d [redacted] and T saby says [redacted]. And that's the f rst t me [redacted] ntroduced nto the d scuss on?

"A: Okay.

"Q: Accord ng to the transcr pt -- and you sa d no -- that's [redacted], not [redacted]. T saby sa d th s one s [redacted], and th nk the context was that you had to d [redacted] and [redacted] about what had happened n the sa on, the f rst event, r ght?

"A: Okay, yes.

"Q: D d -- d d he -- d d you ask h m how he got the name [redacted] or who he had ta ked

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to?
"A don't remember
"Q We there's noth ng on the transcr pt so --
"A R ght don't know don't remember spec f ca y --
"Q Okay
"A -- that conversat on
"Q And what's your re at onsh p w th [redacted]?
"A She's a good fr end
"Q D d you conf de anyth ng e se n her other than that f rst event March 6th March 7th?
"A Not unt th s came out no
"Q So noth ng at a unt th s a came out n the news?
"A Correct
"Q Okay Do you reca whether you had prov ded the name [redacted] as your marr age counse or to Ms Gardner?
"A don't remember that spec f ca y but that was on the f rst tape do know that
"Q t was on the f rst tape correct?

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"A Yeah But don't remember say ng th s name spec f ca y no
"Q Okay So aga n on page 32 t ooks ke when you ta ked about when you were suggest ng a med ator for the d vorce Mr T saby responds as the med ator named [redacted] wh ch wou d have been wrong That was your marr age counse or r ght?
"A R ght
"Q And d d you ask h m at that t me how he obta ned that nformat on that name?
"A don't know
"Q D dn't str ke you as odd?
"A rea y don't remember
"Q Okay
"A Yeah
"Q So on page 38 of the v deo transcr pt you're te ng Mr T saby that n June that was the f rst -- that was the occas on where P S sat down your ent re fam y and to d about th s re at onsh p w th E G ?
"A Yes
"Q And obv ous y you had qu te a v scera react on to that correct?
"A Yes

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"Q th nk that that was dur ng the t me you to d h s fam y too, correct?
"A Yeah 'm not sure when he to d h s fam y, but he d d
"Q So n June you were st n the re at onsh p unt Ju y, r ght?
"A Yes, to some extent Whatever
"Q And u t mate y you d scussed w th Mr T saby that you knew essent a y from the very beg nn ng that your ex-husband, P S , was te ng everybody about th s s tuat on, r ght?
"A Yes knew of h m te ng a ot of peop e
"Q So he certa n y wasn't try ng to tamp the story down He was try ng to pub c y embarrass you?
"A That --
MR BARNES "Object on Ca s for specu at on" from Stee e
Mr Rosenb um back
"Q We , you're aware that he was te ng your story pub c y, r ght?
"A Yes
"Q And n fact, he was do ng t n such a way to, you be eve, embarrass you, r ght,

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and hum ate you?
"A d dn't fee he was try ng to keep th ngs qu et and --
"Q And you to d Mr T saby that you were actua y scared because -- and you answered what was the extent he wou d go -- wou d he go to you know of the acts of a these d sc osures? You actua y to d h m that you were scared of that r ght?
"A don't remember that spec f c th ng yeah
"Q can show you the transcr pt
"A Yeah
"Q Do you want to see the transcr pt?
"A Yes p ease
"Q Okay You can ook at the top of page 40
"A Oh yes
"Q Does that refresh your reco ect on?
"A Yeah
"Q Can have that back? Because that wou d be fa r -- wou d t be fa r to say that even dur ng the per ods of -- ever s nce the beg nn ng of -- that you can reca that your ex was

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obsessed w th E G r ght constant y ask ng quest ons about h m?
"A R ght t fe t that way yes
"Q And that was cons stent you know start ng before the actua March 25th tape and cont nued through the course of your re at onsh p th s obsess on as you ca ed t r ght?
"A Yes
"Q And that was cons stent w th h s persona ty as we've d scussed r ght?
"A 'm sorry n what?
"Q That he was obsess ve n track ng and do ng a that stuff r ght?
"A He wou d do that
"Q So at one po nt you te Mr T saby on page 40 u t mate y why the d vorce had to happen r ght?
"A Yes
"Q Do you reca that?
"A don't reca say ng t but yeah
"Q And th nk what you sa d was and th s was n the context of a these -- those d sc osures and you sa d 'After October the reason why we went through t w th the d vorce s because

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after sent that ema ' -- and that was the ema he asked you to send r ght?
"A Yes
"Q -- 'to EEG he st cou dn't be w th me ' Mr T saby sa d 'Uh-huh ' 'And at th s po nt was so exhausted hear ng 'm a whore everyth ng s my fau t be ng nterrogated a the t me about those -- these nstances and then had seen Er c and sa d that's f ne f you want a d vorce 've done everyth ng that you asked me 'm so exhausted can't do th s t's -- that's f ne '
Do you reca that?
"A Yes
"Q And that was -- and when -- when you're ta k ng about that was another reference that you descr bed P S as sort of engag ng n what you wou d descr be as nterrogat on Okay?
"A Yes
"Q So you know as -- as awyers we sort of have an dea of what that means to be nterrogated What -- how -- what wou d you descr be? How were you -- what does that mean to you that he was constant y nterrogat ng you?
"A He wou d say th ngs He wou d

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start w th one quest on, wh ch wou d ead to another, wh ch wou d ead to another, wh ch wou d ead to another. So t was as f he had the answer n h s m nd and unt he got the answer he was ook ng for, he wasn't go ng to stop w th the quest on ng.
"Q: And how ong wou d t go on? G ve me an examp e. How ong wou d he cont nue to nterrogate you about any nstance and every deta ?
"A: don't know spec f ca y, but t cou d ast hours.
"Q: L ke hours at a t me?
"A: Yes.
"Q: And t was dur ng the course of these nterrogat ons you moved forward that you wou d from t me to t me prov de more nformat on to h m, correct?
"A: Correct.
"Q: And as you were try ng, as you were prov d ng more nformat on dur ng some of these nterrogat on encounters, wou d t be fa r to say that you were a so ook ng to -- for h m to -- to show you a tt e empathy?
"A: Not necessar y empathy, but just to stop, ke, have you gotten enough. Let's just

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stop and move on
"Q We actua y you ment on on page 21 and the other th ng that know d d -- and th s was n reference to not n t a y te ng h m about for nstance that he ca ed you a whore okay that you're c a m ng that E G ca ed you a whore you d dn't te h m about that and th nk you a so d dn't te h m -- you're c a m ng you d dn't te your husband P S n that f rst nstance about any ora sex r ght?
"A Correct
"Q And your exp anat on was knew that my husband wou d f p e ther way but not -- you know was just hop ng that he wou d have empathy or whatever so he wou d understand
"A Oh r ght about the th ngs that were --
"Q Com ng out?
"A -- rea y rea y d fferent -- d ff cu t for me to dea w th
"Q And?
"A But not the other th ngs guess to c ar fy d dn't need empathy about the th ngs knew was do ng wrong and stuff ke that wanted to move on from that

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"Q So t wou d be dur ng the course of these somet mes mu t p e-hour nterrogat ons th nk you sa d that you wou d then prov de from t me to t me more nformat on about your sexua encounters w th E G r ght?
"A Yes
"Q th nk for nstance f my memory serves t was n Ju y when you reconc ed and dur ng one of these nterrogat on sess ons that you had prov ded nformat on that you c a med that E G s apped you r ght?
"A Yes
"Q And that was aga n dur ng one of those quote-unquote nterrogat on sess ons r ght?
"A t was yeah dur ng a ne of quest on ng
"Q Wou d that a so be true w th -- when you to d P S that you're c a m ng that on -- that on an occas on E G ca ed you a whore?
"A On that certa n occas on?
"Q Yeah Dur ng one of those nterrogat on sess ons
"A don't know f to d h m that or not 'm not sure
"Q That certa n y wasn't n the 25th

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tape correct?
"A Oh March
"Q Yeah
"A Correct
"Q And mean we've seen the text messages and 've heard your -- and 've read a these transcr pts t's fa r to say that that was a frequent term that P S eve ed aga nst you?
"A Th ngs of that nature yes
"Q We and th nk what you sa d was on page 40 at th s po nt was so exhausted hear ng 'm a whore
"A R ght just genera yeah n genera
"Q You say t was so frequent y that you were exhausted by t r ght?
"A R ght Not by that spec f c term but just you know you went nto another woman's home Who are you? You're d sgust ng You know th ngs of that nature
"Q Everyth ng s your fau t and you're be ng nterrogated a the t me r ght?
"A Correct
"Q That's what you sa d to T saby
A r ght Now do you reca te ng Mr T saby

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that w th respect to your husband's spec f c threats that he d dn't want to put words n your mouth but that you were petr f ed of those threats?
"A Who d dn't want to put words n my mouth?
"Q Mr T saby d dn't want to put words n your mouth
"A Oh
"Q But he was ask ng about the spec f c threats that P S made towards you?
"A Oh
"Q And that you were petr f ed by those threats?
"A Yes
"Q That wou d be cons stent -- cons stent from -- essent a y from the t me that you made that record ng w thout know ng t up unt the ent re severa years ago r ght that he wou d cont nue to make threats?
"A Yes On occas on he d d
"Q And he wou d cont nue t wou d not be uncommon for h m to te you that he cou d ru n you n 30 seconds and ru n E G n 30 seconds?
"A He has sa d that yes
"Q Mu t p e occas ons correct?

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"A: Things of that nature, yes.
"Q: So that made you suspect that he may have something recorded, because you know your husband, but you certain y had no proof that he had anything recorded at that time, right?
"A: We , had that one -- or didn't have it, but no. guess he didn't text it to me. knew that he recorded me for, ike, a itt e snip during an argument, and f ipped out, ye ing at him.
"Q: Okay. So et's back up.
"A: Yeah.
"Q: He recorded you during --
"A: This is back when -- this is when we were back together.
"Q: Okay. So he records you in an unre ated argument?
"A: Oh, yeah, yeah.
"Q: Okay. So you knew he was capab e of recording, and that wou d have been sometime in -- between Ju y and October?
"A: Yes.
"Q: And he sent you a snippet basica y to show you how you sounded when you were arguing?

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"A Yes
"Q Am gett ng that r ght?
"A Yes
"Q Okay And bas ca y try ng to put you down Fa r enough?
"A Yes
"Q Okay But you d dn't know -- and 'm go ng to just get ahead of myse f You d dn't know that he had actua y surrept t ous y recorded you a though you may have suspected t because of h m constant y threaten ng you that he cou d ru n you and th ngs of that nature r ght?
"A Yes But after we were for sure gett ng d vorced remember a spec f c conversat on where he sa d ' have proof ' He had sa d ' can ru n you and have proof '
"Q 'And have proof ' Now th nk at one po nt you sa d that that -- you sa d that was maybe somet me between -- r ght after the d vorce n October r ght?
"A R ght L ke r ght after October was when we for sure dec ded to get a d vorce
"Q So t was r ght after that?
"A Correct
"Q That have proof and can ru n

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you and a so ru n A.G. -- E.G., r ght?
"A: R ght. Or ru n you both.
"Q: R ght.
"A: Or don't remember the spec f c conversat on.
"Q: And that was -- and n that context, you sa d you suspected, we , what does that mean? Maybe he does have some sort of record ng?
"A: Correct.
"Q: But aga n, you had no proof, r ght?
"A: No.
"Q: And that was the sort -- that was sort of the status of your understand ng of any surrept t ous record ng up unt th s story started to break, r ght?
"A: R ght.
"Q: And you n t a y started th nk ng that he may have rea y had the tape when the newspeop e -- when Ms. Trager, Lauren Trager, came to you and had some deta s that seemed to be spec f c to that conversat on that you had on the 25th, r ght?
"A: Yes.

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"Q And then you're th nk ng to yourse f th s guy may rea y -- may have rea y recorded me?
"A Yes
"Q But even at that t me -- and th s wou d have been n ear y January or so to speak the f rst contact some of the f rst contact w th you and Trager r ght?
"A R ght
"Q But even at that t me you're th nk ng or at east hop ng that whatever he recorded was e ther muff ed or unusab e and t wasn't worth anyth ng?
"A Yes
"Q And just want to make sure have the t me ne accurate y So you on y knew for certa n that he d d n fact record you when you saw t on TV?
"A Yes
"Q And then he was n a s houette ta k ng and you recogn zed obv ous y t as P S ?
"A Yes
"Q That's when you rea zed that he d d n fact do what he had sa d he had done and he had the ab ty to carry out those threats and was

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actua y do ng t?
"A Yes
"Q nc denta y do you keep your texts or do you de ete them?
"A mean t just depends n genera yes just keep them But have ke the t n est phone ever t's e ght g gabyte th nk So ' erase stuff that means noth ng or you know but n genera keep most texts
"Q And some of the th ngs that he wou d constant y eve aga nst you after he found out about your re at onsh p w th E G and cons stent y through the next severa years was he wou d constant y say you ru ned your fam y and that you were a home wrecker th ngs of that nature r ght?
"A Yes
"Q And you make a statement to T saby And 'm cur ous You sa d so at some po nt He sa d to me ' cou d ru n you at any moment ' and sa d 'How?' Or ' cou d ru n you both' and sa d 'How ' because the way he threatened t and that's the way you had just had to know that -- my ex-husband He's the type of guy that wou d be ke -- you don't even know He's

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just that k nd of guy What d d you mean?
"A 'm not sure spec f ca y don't know Can read t?
"Q Sure
"A Just -- yeah
"Q t's on -- t's between nes and 6 and 12 on page 43
"A Oh yeah He wou d say th ngs ke so before knew before he sa d K have proof of t he wou d say you don't even know ke you know He wou d just g ve me that sort of have someth ng secret ve that you're never go ng to know You know stuff ke that
"Q So t was not on y h s words t was h s act ons?
"A Yes
"Q And t was the manner n wh ch he conveyed t?
"A Yes
"Q And th nk at some po nt you used the word 'menac ng ' Wou d that be a fa r dep ct on of how he wou d portray th s nformat on to you that he had?
"A don't know that that's --
"Q D d he act n a menac ng fash on?

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"A don't know That doesn't sound ke h m don't th nk 'm not sure
"Q We you certa n y knew what he meant r ght?
"A Yes My ex-husband yes
"Q You to d Mr T saby that when he wou d odge these threats at you about ru n ng you and what an awfu person what he can do to you t was a ways around pub c y hum at ng you and th ngs of that nature r ght? And ru n ng your reputat on th ngs of that nature?
"A That's how took t yes
"Q And Mr T saby asked you -- T saby asked you d d -- asked you 'D d you fee threatened by t?' And you sa d 'Yes ' 'And d d you fee nt m dated by t?' And you sa d 'Yes ' And he asked you 'Why d d you fee th s way?' And you responded by say ng 'Because knew he was ma c ous ' Was that a true?
"A Yes at the t me abso ute y fe t that way
"Q We not on y at that t me You're recount ng th ngs on the 29th of January r ght?
"A R ght

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"Q And except for -- as 've gone through a th s d scovery except for very br ef t mes he was -- he be ng P S -- was cons stent and sort of w th th s ongo ng campa gn of harassment for ack of a better word?
"A Yes
"Q And threats r ght?
"A Yes
"Q And expos ng you and expos ng the s tuat on a of that stuff r ght?
"A He wou dn't f at out say 'm go ng to put th s out n the news med a He wou d say stuff ke that ke you don't even know whatever
"Q D d he g ve you any nd cat on that he was concerned about the story be ng pub c?
"A No
"Q t wou d be to the contrary r ght?
"A Yes
"Q Exact y 180 degrees d fferent?
"A From my perspect ve yes
"Q We and you're bas ng t on h s words and h s act ons r ght?
"A Yes
"Q Because you knew from h s act ons

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that nformat on was gett ng back to you from var ous sources r ght?
"A Yes
"Q And you knew that he d dn't put t out there r ght?
"A Correct
"Q And the sources that were com ng back to you w th th s nformat on appeared to be sources that were connected to P S r ght?
"A Correct
"Q So there was no doubt n your m nd that he was the one that was d ssem nat ng th s nformat on and try ng to make t not pr vate correct?
"A Correct
"Q And at t mes you wou d ask h m you wou d have conversat ons about not on y the effect t was go ng to have on you and your hum at on and your embarrassment but the effect t was go ng to have on your ch dren r ght?
"A Yes
"Q And he d dn't seem to care He wou d just c rc e back to the fact that you ru ned your fam y r ght?
"A Yes

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"Q And that's essent a y -- and that essent a y he wou d treat the ch dren as co atera damage to your conduct?
"A Yes
"Q Wou d -- wou d that a be fa r?
"A Yes
"Q Okay n fact when he used the words 'ma c ous ' Mr T saby fo owed up and sa d 'And h m be ng ma c ous n your own words you fe t that he wou d' -- and you cut h m off and you sa d 'He wou d do whatever whatever t took store th s nformat on oh yeah ' To make you ook bad to embarrass you n pub c and you sa d 'pos t ve y ' r ght?
"A Yeah
"Q s that accurate and true?
"A Yes That's how fe t Abso ute y
"Q And s t -- and how -- and you went on to say because n h s words many many t mes 'm a home wrecker and 'm a whore Mr T saby sa d 'Those are h s exact words?' And you sa d 'Yes just d scuss ng so many t mes And he was go ng to make approx mate pub c '"
There must be an error n trans at on

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there
"You sa d 'Oh yeah to embarrass you Many many t mes " He went on to say 'D d you ever ask h m about cons der ng you know the ch dren and the r reputat ons?' 'Many t mes ' That was true what you were say ng to T saby r ght?
"A Yes
"Q And a that stuff was actua y happen ng r ght?
"A Yes
"Q And T saby fo owed up n say ng 'So what he's done he's actua y gone out n pub c and spread a th s nformat on about you r ght?' And you agreed to that correct?
"A Correct
"Q And then there's a so th s s tuat on about you try ng to exp a n to T saby that he had a pub c Tw tter account Exp a n that to me
"A t's -- 'm sorry What s t ta k ng about?
"Q We the context was -- and he a so -- so d dn't -- d dn't know -- d dn't know at the t me -- 'm just quot ng read ng t verbat m

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"A Yeah
"Q Because fr ends were say ng don't know what's wrong w th h m you know but he keeps tweet ng stuff don't have Tw tter you know He keeps tweet ng stuff But remember th s was dur ng that per od of t me where was try ng very hard to gnore everyth ng so [redacted] and [redacted] T saby and he was tweet ng th s through -- K S through h s pub c account My ex-husband s [redacted] Uh-huh Oh get t That's the Tw tter feed Uh-huh
"So as you know he's got a pub c Tw tter account w th a huge fo ow ng Do you reca that per od of t me?
"A Yes
"Q Was he just tweet ng ke one tt e Tweet?
"A So fr ends of m ne who d d have Tw tter just sa d just want you to know he's putt ng stuff out there ke about E G be ng a home wrecker and stuff of that nature
"Q And --
"A As f he's not try ng to keep th s pr vate at a and he's try ng to --
"Q Can you te me a t me frame that

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th s was go ng on f you know?
"A don't know spec f ca y but t wou d have been 2016 2017
"Q Okay So cons stent y And was t one tweet or was t severa tweets?
"A remember mu t p e t mes
"Q Mu t p e t mes
"A Them te ng me
"Q And other than referr ng to E G as a home wrecker wou d he spec f ca y refer to you?
"A don't remember that spec f ca y L ke -- know he never put my name on someth ng but --
"Q We th nk he went on -- T saby sa d 'And that's what he was do ng on Tw tter and he was say ng th ngs about you as we ' And you sa d 'K S just no L ke you were w th your -- how was your ha rdresser and stuff ke that just try ng to ke -- so he was d rect ng a ot of th s Tw tter stuff to E G r ght?
"A Yes
"Q But he was mak ng ve ed references to you ke wou d t be fa r to say ke E G how was your ha rdresser th ngs of that

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nature?
"A Yes
"Q Okay So he d dn't name you by name but he was putt ng your story out there on Tw tter?
"A Yes
"Q And that was happen ng frequent y as we ?
"A don't know about frequent y but know that t was at east mu t p e t mes
"Q And then wou d t be fa r to say that after E G won h s behav or got more errat c and crazy?
"A No
"Q mean P S 's
"A Oh
"Q 'm not ta k ng about -- 'm not ta k ng about E G 's behav or 'm ta k ng about P S 's behav or
"A R ght No not necessar y because before that t was just as bad
"Q Just as crazy and errat c?
"A t was pretty --
"Q And then you wou d go around after E G won and start ta k ng about how crazy he

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s and -- and then he was mak ng statements to you that he actua y pa d money to make the story qu et?
"A Yes he d d
"Q So th nk n that context you sa d t was your percept on that he was try ng to portray h mse f pub c y as some sort of hero but n fact you knew h m to be the v a n?
"A Yes that's fa r
"Q Because he was essent a y to you y ng about what he was do ng when he was do ng exact y the oppos te Wou d that be fa r?
"A Yes Was speak ng d rect y about when t came out and h s story that he sa d on the news?
"Q No
"A s that --
"Q th nk you were speak ng -- th s was r ght -- th s was after E G won the e ect on h s behav or r ght after that
"A Okay
"Q Wou d you ke to see the context?
"A Oh yeah
"Q Okay
"A Thank you
"Q Take a ook and read t to

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yourse f t starts on page 49
"A Oh yeah yeah Yes was --
"Q So --
"A was speak ng about how he sa d 'm pay ng a th s money to keep t qu et you know and a these other peop e are try ng to put t out there and -- but knew
"Q You knew the truth --
"A That --
"Q -- that that cou dn't have been?
"A That was -- that was pretty farfetched n my op n on
"Q That was pretty farfetched because you heard peop e com ng back to you from P -- from P S r ght?
"A Yes
"Q And you knew what he was say ng to you r ght?
"A Yes
"Q Essent a y harass ng you w th th s nformat on for years?
"A Yes
"Q And th nk -- th nk at one po nt you descr bed t as he was essent a y te ng anybody who wou d sten about th s s tuat on?

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"A Yes
"Q And you knew that to be true?
"A We not that he was te ng anybody but d d know he to d an o d fr end of my tt e s ster's
"Q Oh nc denta y s nce we ta ked ast have you rev ewed your depos t ons at a ?
"A No
"Q Or seen the v deos?
"A No have not
"Q Other than what we've d scussed pr or -- prev ous y -- prev ous y about some sect ons that your awyer to d you about that's a you know?
"A Correct
"Q Oh and have you ooked at the v deo of your nterv ew w th T saby?
"A No have not other than that port on that sa d ast t me
"Q The s ent port on?
"A The s ent port on
"Q And -- and once you saw that s ent port on -- port on d d you restore any reco ect on as to what happened dur ng that per od of t me?

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"A No don't remember spec f ca y no
"Q mean you cou dn't ook at that and reca what you were ta k ng about dur ng that per od of t me w thout the a d of a transcr pt?
"A Correct
"Q And speak ng of Tw tter just from your text messages there's a ot of text threads about your concern about after the story broke about what was go ng on w th Tw tter Do you reca that?
"A Yes
"Q Was that P S 's Tw tter or just other peop e's Tw tter?
"A There was a Tw tter account that was started
"Q Te me about that
"A There was a Tw tter account ca ed 'Show Me Too" that --
MR AUST N t's been taken down
MS M TTEN t's been taken down
MR BARNES Okay
"Q Show Me Too?
"A We there were two of them that were put out There were one put out ca ed 'Show Me Too that had tweets about the s tuat on and f

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somebody had ns de nformat on some of t be ng fa se some of t be ng true
"Q D d you th nk t was P S ?
"A thought t cou d be
"Q Okay
MR BARNES How about we take a short break?
Ho d on Let's just take a break at 93 We're okay And we' recess for ten m nutes s that -- you can get up and stretch and we'
(Recess taken)
MR BARNES Back on the record
MS M TTEN We are at page 93
"Q Okay
"A And then the same th ng w th there was another one ca ed Gre ten's G r that pretended to be me and put my p ctures up and you know was say ng 'm go ng to revea my dent ty and --
"Q And aga n do you th nk that was P S ?
"A mean thought t cou d be
"Q D d you ever f nd out --
"A t's poss b e
"Q -- who t was?

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"A No have no c ue
"Q know you made -- you were mak ng a ot of nqu r es and ca ng Tw tter management about tak ng t down?
"A Yes
"Q D d you ever accomp sh that?
"A Yes They d d take t down
"Q And who d d -- was t you or d d somebody do that on your beha f?
"A kept send ng them my ema s sent them a bunch of ema s
"Q Have you kept those ema s?
"A th nk so yes
"Q n those ema s were you ment on ng your be ef that t was P S ?
"A No just sa d th s sn't me Somebody s pretend ng to be me don't -- don't even know f t ets you put words but you put that as an mpersonat on can't remember spec f ca y
"Q Okay Do you reca after the story broke whether or not P S took to Tw tter anymore?
"A That he -- 'm sorry What d d you say?
"Q After th s story broke do you

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remember whether P S took to Tw tter anymore?
"A 'm not sure
"Q So go ng nto your conversat on w th T saby -- we before go there do you know why he was f red [redacted]?
"A mean know the genera reason t was years and years ead ng up to that po nt of h m not be ng -- want ng to be nvo ved n [redacted] stuff He wou dn't get back to ema s He was just k nd of d ff cu t [redacted] and --
"Q Okay
"A And at the very end obv ous y after th s happened [redacted] as we and bas ca y sa d w never speak to h m aga n t was k nd of the straw that broke the came 's back
"Q So h s act v ty and h s behav or by pub c y embarrass ng you was the straw that broke the came 's back?
"A Correct There was -- you know t -- t was ead ng up to that po nt
"Q They had other unre ated ssues?
"A Yes
"Q But when th s came out that was a they needed They had enough r ght?
"A Yes

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"Q: Does your brother- n- aw speak to P.S. now?
"A: No.
"Q: Does anybody n your fam y speak to P.S.?
"A: No.
"Q: Does your s ster speak to P.S.?
"A: No.
"Q: Do any of the [redacted] speak to P.S., to your know edge?
"A: Not to my know edge, no.
"Q: You go on to say to T saby, and you make th s quote. want to ask you about t. So he re ayed that to my s ster's -- he re ated to that my s ster's husband and other [redacted], anybody who wou d sten, that bas ca y he was the hero because he had pa d money to somebody to keep t qu et, to keep th s nformat on qu et.
"D d he ever te you who supposed y he pa d money to?
"A: No.
"Q: Th s was before he ever h red Mr. Watk ns, r ght?
"A: had no c ue he even h red Mr. Watk ns unt a of --

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"Q But the t me frame that he was te ng you th s -- about pay ng money to keep the story qu et wou d th s have been pr or to say the fa of '17?
"A Yes t wou d have been pr or to that
"Q t wou d be ke n '16 that k nd of stuff?
"A Yes
"Q As he was harass ng you And you sa d that he had -- Mr T saby -- T saby sa d about you and you sa d r ght nobody had except' -- ' get t r ght 'Nobody had except for through h m wh ch s why knew you know he -- at th s po nt he's try ng to be the hero when he's rea y the v a n you know because of -- so had -- fast-forward heard that E G w ns 'm just devastated because now at th s po nt A know that my ex-husband d dn't get what he wanted '
"Exp a n that to me So th s wou d have been n November of '16 r ght?
"A Yes
"Q And when he d d w n you persona y were devastated?
"A We was devastated because t

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wasn't go ng to go my way -- go away
"Q Because you were on a persona note regard ess of po t cs you wanted h m to ose because you thought that wou d be the end of the story?
"A R ght f gured a th s wou d go away and nobody s go ng to harass me about t t w just go away
"Q And d d you vote n that e ect on?
"A Yes d d
"Q And d d you vote for the governor?
"A No d d not
"Q You absta ned?
"A Oh vote -- voted for Chr s Koster
"Q Okay Who was a so a c ent?
"A A c ent of m ne
"Q And you sa d you were devastated because you knew that your ex-husband d dn't get what he wanted So had he vo ced someth ng to that effect as -- as to what he wanted?
"A We he texted me that morn ng He sa d 'You rea y p cked a w nner ' and knew He's obv ous y v d He's go ng to cont nue th s He's not go ng to stop

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"Q So th s harassment was not go ng away?
"A R ght
"Q And then short y after that you heard a rumor or one of your coworkers th nk whose w fe had worked on the Koster campa gn sa d that your ex was act ve y shopp ng t to the Koster peop e?
"A t was one of my c ents one of her co-workers
"Q So th s wou d have been before the e ect on?
"A No th s was after the e ect on
"Q That you earned after the e ect on that -- that before the e ect on --
"A Correct
"Q -- P S had been shopp ng th s story to the Koster campa gn?
"A Correct
"Q And they ooked at h m ke a spurned ex were -- was not recept ve?
"A That was my understand ng yes
"Q And that was cons stent w th what he had been say ng to you r ght?
"A R ght That he was --

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"Q: Try ng to get the story out?
"A: Correct.
"Q: D d you th nk he was try ng to cap ta ze on th s f nanc a y?
"A: Part of me d d, but --
"Q: So part of t was just to be v nd ct ve --
"A: Yeah.
"Q: -- and hum ate you, and part of t was poss b y to cap ta ze on t f nanc a y?
"A: th nk because there was enough rumors that that was part of t too. d dn't put t past h m, but d dn't be eve t unt knew t was true.
"Q: And then t appears, just from read ng your nterv ew w th T saby, that you -- you sort of got a very br ef break from a of th s cont nued harassments and threats to hum ate you and expose you and embarrass you for approx mate y August through December. Wou d that be fa r?
"A: Yes.
"Q: And when you say -- was there noth ng or was t just better? Just for the record.
"A: t was def n te y better.
"Q: He wou d st make tt e

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nnuendoes and say th ngs, but t wasn't the constant campa gn of harassment?
"A: R ght. There was noth ng that was as, don't know, v nd ct ve or mean --
"Q: Okay.
"A: -- unt December.
"Q: And then he just started becom ng ncred b y horr b e to you?
"A: n December?
"Q: Yes.
"A: Yeah, that's whenever he to d me.
"Q: th nk the way you descr bed t s -- t s that he f na y was not be ng horr b e to you for that per od of t me unt December when he texted you, wh ch was -- and do have those texts.
"A: Yes.
"Q: Okay. Now, you a so -- th s s sort of confus ng, but th nk you had a conversat on w th T saby where at some po nt you had a number of texts from P.S. and certa n threads myster ous y d sappeared.
"A: Correct.
"Q: However, the photographs conta ned n those texts state, for nstance, a photograph of

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your k ds?
"A: Correct.
"Q: And you had determ ned that somehow P.S. had access to your phone?
"A: That's what fe t, yes.
"Q: And then at some po nt those texts reappeared, or d d they ever reappear?
"A: No, they d dn't reappear on my phone. So before August -- we , so th s s what happened. t wou d be e ther Ju y 31st or August 2nd. f scro up as far as cou d, t wou d go to e ther Ju y 31st or August 2nd, so not a ways August 2nd, wh ch was b zarre. Anyways, and of th s past year, and that's when he started be ng n ce to me.
"Q: We , when you sa d 'n ce,' th nk you sa d was ess horr b e.
"A: Yes. mean n ce for h m, def n te y. And pr or to that. But the -- the p ctures n the text message thread, mean ng f de eted the who e text message thread, the p ctures wou d go away as we . But the p ctures n that thread went a the way back to 2016.
"Q: But the text content d dn't?
"A: But the text content d dn't.

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"Q D d you ever have your phone checked to see what happened?
"A -- took t to App e and spoke to someone And they both just sa d there's noth ng we can do un ess you had t backed up on a computer
"Q So you never made a determ nat on as to whether or not he had actua y done someth ng to your phone?
"A Correct They cou dn't te me asked them f they cou d run --
"Q G ven that concern that you had d d you change phone numbers or change dev ces?
"A No d d not
"Q Why not?
"A mean don't know don't see --
"Q Pardon me?
"A don't rea y care f he has access What -- f he's had access he's probab y had access for a ong t me and what the heck am go ng to -- at th s po nt 'm t red don't know
"Q T red of a of t?
"A Yeah
"Q So th nk as you moved on you

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wou d -- you to d Mr T saby that when th ngs got bad aga n -- we you referred to t as th s past March wh ch wou d have been March of '17 s that when you had th s encounter w th P S and h s g r fr end when you were w th your new boyfr end?
"A Yes
"Q [Redacted]?
"A Yes ast March
"Q Okay Not th s current March?
"A Not th s current March
"Q So a year ago March?
"A Yes
"Q Okay And that's when th ngs were st rea y bad r ght?
"A Yes
"Q And a the threads and that's when he wa ked out of that party?
"A Yes
"Q And he sent an awfu text to -- th nk that was [redacted] r ght?
"A Yes
"Q And Mr T saby asked f t had been forwarded to you r ght?
"A be eve so yes
"Q And he T saby asked -- actua y

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asked for that those texts Do you reca that?
"A don't reca that but --
"Q We th nk t was at that po nt where you sort of had the rea zat on that even though E G had won that that P S was not go ng to g ve up and that he was st obsessed over everyth ng and he was st threaten ng you and th ngs of that nature r ght?
"A Yes
"Q And he was st try ng to nt m date you correct?
"A Correct
"Q And you sa d ' hadn't spoken to h m at a so don't know and of course he's not -- et me get th s r ght don't know rea y on y fee that way whenever he gets on these rampages and he' ke text text text and text Stuff ke that 'm worr ed that he's probab y angry r ght now that he d dn't get exact y what he wanted '
"So 'r ght now' wou d have been January?
"A R ght
"Q And that you were hav ng th s conversat on So you're st worr ed that even

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though the story s out, that he's st angry, r ght?
"A: We , n the very beg nn ng, he kept putt ng out rumors about me gett ng pa d about -- mean, any -- cou d te that they were com ng from h m, yeah.
"Q: So even after he brought the story pub c, he's st try ng to torment you?
"A: Yes.
"Q: And put a d fferent tw st on the story?
"A: Yes.
"Q: And mak ng up rumors about you?
"A: Yes.
"Q: T saby asked f you had de eted those texts, and you sa d 'None of them,' r ght?
"A: R ght.
"Q: And he sa d, ' w need to see those texts from h m and everyth ng e se.' Was there a reason you d dn't prov de those texts to Mr. T saby at that t me?
"A: mean, no. don't know f t ever came up aga n.
"Q: So he just sa d that and never asked you about them aga n?

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"A No We never spoke to h m aga n
"Q But aga n he asked because -- th nk n the text dump we've had so far we d dn't see that text from [redacted] that was forwarded to you Do you know why? Was that de eted?
"A don't know can check and see 'm not sure know what t's regard ng
"Q What was t regard ng?
"A So before the party [redacted] texted me and sa d 'm so angry P reached out to me bas ca y ask ng f you're go ng to be there say ng t was unfa r you shou d be there as we And just to d h m you're a great fr end of ours st And he just -- and then he asked s the boy go ng to be there ta k ng about my boyfr end And she sa d don't know 'm not sure But don't see why th s s a b g dea So t was text messages about that before went
"So to d her 'm not go ng to go then because d dn't want to cause any troub es for you guys and she sa d you're com ng you know you better come And that's what happened there
"Q And then he made sort of a v c ous text and sent t to her?

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"A t wasn't v c ous t was just k nd of roundabout te ng her they shou dn't be nv t ng me, shou dn't be a owed to come there
"Q R ght
"A And f do, t shows a ack of c ass --
"Q Okay
"A -- s what t sa d
"Q And th s sort of eads us up to December when you start hav ng nteract on w th Lauren Trager, who posed as a d fferent person to get a ha rcut, r ght?
"A Yes
"Q And when she was g v ng you spec f c nformat on, you rea zed that she d d n fact -- was n fact ta k ng to P S , r ght?
"A Correct
"Q Mr T saby asked th s quest on spec f ca y about know ng that Trager had nformat on and that she eft you a vo cema w th some of that spec f c nformat on, correct?
"A Correct
"Q And T saby says, 'Have you heard t?' And you say, 'Yeah t's awfu know exact y how fe t back then ' T saby sa d, 'And

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you p eaded w th h m not to do t, r ght?' And you sa d, 'Yeah, ke a m on t mes.' s that true?
"A: Yes.
"Q: Throughout the course of those years, you p eaded w th h m not to make t pub c?
"A: Yes.
"Q: Now, obv ous y a m on t mes was an exaggerat on, but the po nt s --
"A: Yeah, knew how fe t. He knew how fe t.
"Q: He knew how you fe t. You knew that the threats were there, and you knew that -- how he fe t, that he wanted to cont nue to embarrass you?
"A: Yes.
"Q: T saby fo owed up by say ng a m on t mes and you st d d t, and you sa d, ' mean, rea y, espec a y because was so -- mean, was so d sgusted. was so embarrassed.' Do you reca that?
"A: Yes, that sounds r ght.
"Q: And he went on to say, 'D d you beg h m not to re ease th s stuff?' And th s what he -- 'm just read ng t verbat m. 'And th s what he been hang ng over your head threaten ng you from

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day one?' And you sa d 'Yeah '
" s that a true statement?
"A Not r ght before t came out t d dn't -- other than that the text messages yeah n December where just sa d don't speak to anyone
"Q 'm just read ng what you to d T saby that you were begg ng h m not to re ease the stuff and that th s had been hang ng over your head and he had been threaten ng you from day one s that a true statement? You sa d yes to T saby?
"A R ght but mean not s tt ng there begg ng but yes he knew how fe t
"Q Okay We aga n he asked you and t was someth ng that you begged h m not to do He he d t over your head a the t me and you sa d yes That's what you sa d to T saby Do you want to see t?
"A mean be eve t
"Q That was accurate wasn't t?
"A Yeah Of that -- of that nature yes That s def n te y how our conversat ons went
"Q T saby went to on to say coerc ve to you mean n your own words you just fe t that he had just cont nued to harass you w th that

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story the threats? You sa d 'Yeah of go ng pub c ' 'Very much had you scared?' You sa d 'Yeah ' s that true?
"A Def n te y
"Q And then [redacted] s that true?
"A That's how fe t
"Q mean by th s t me because of your conversat on w th your fr end [redacted] whatever trep dat on you had about any a eged photograph or p cture that E G may or may not have had n your bra n that had a ready d ss pated because you rea zed accord ng to your fr end and t made sense to you that that wou d have been counter ntu t ve so to speak for E G to re ease the photograph r ght?
"A Can you restate your quest on?
"Q We you had ta ked to -- mean at th s t me whatever fear you may or may not have had about an a eged p cture --
"A Okay
"Q -- that E G may or may not have had of you that had a ready d ss pated because after ta k ng -- after th nk ng about t and after ta k ng to your fr end [redacted] n your m nd you

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be eved of course E G never wou d have re eased a p cture such as that f t had ex sted because t wou d hurt h m?
"A t wou d ncr m nate h m yes
That wasn't the ma n --
"Q So that part cu ar --
"A R ght
"Q R ght
"A As far as E G s concerned
"Q R ght
"A That fear was not the ma n one don't know at what po nt --
"Q R ght
"A -- that d ss pated but t became more of --
"Q P S
"A Obv ous y he -- we even E G though f he knows that P S s try ng to get th s out what he's go ng to do to me to not have th s get out so t was d fferent type of fear because the p cture -- you know understood that
"Q Okay
"A When my fr end exp a ned that to me
"Q And nc denta y T saby

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spec f ca y asked whether or not E G prom sed you anyth ng or pa d you anyth ng and of course you sa d no r ght?
"A Correct
"Q And that was accurate r ght?
"A Yes
"Q And he spec f ca y asked about any money to start your own bus ness th nk Ms Gardner asked about a car Noth ng ke that correct?
"A Correct
"A A r ght So the reason went through a of th s -- a of that s obv ous y you to d that to T saby w th Ms Gardner s tt ng there and that wou d have been on the 29th r ght?
"A Yes
"Q And you have never h d any of that nformat on from any of the c rcu t attorneys about what P S has done to you correct?
"A Correct
"Q And that was on the 29th of January that you shared a that correct?
"A Correct
"Q Have you read P S 's Grand Jury test mony?

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"A No have not
"Mr Rosenb um Okay " F ve-m nute break D scuss on Back on the record
"BY MR ROSENBLUM
"Q On page 65 of the transcr pt as we got c oser to when -- when the story broke n January you sa d that you were gett ng a bunch of m ssed ca s n the next few weeks And one of my c ents the very next day stopped by my sa on She sa d 'We need to ta k ' And then she met w th me and just sa d 'L sten she's n po t cs' and just sa d 'Th s s everywhere a over Jeff C ty Your ex-husband s try ng to get th s story out K S and th nk t's go ng to come out And you rea y need to te your story '
"And was just shak ng and sa d 'P ease no Do whatever you can not -- can to not cannot go here ' espec a y because knew how bad y my ex-husband wanted s that -- s that accurate?
"A Yes
"Q Was the nd v dua Stacey Newman that you were ta k ng about n po t cs?
"A Yes
"Q And you knew how bad y your

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ex-husband wanted to get the story out?
"A Yes
"Q And that's what you were referr ng to r ght?
"A Correct
"Q And then -- and then when you started hav ng Trager contact you she tr ed to get you to come out and put the story out there because she sa d the story s go ng to get out as we sa d because of the nformat on that P S had been g v ng her r ght? Pardon me?
"A You're say ng that's what Trager sa d?
"Q R ght
"A Yes
"Q And add t ona y u t mate y you earned from your fr end [redacted] that Trager actua y conf rmed that P S had g ven her the tape correct?
"A Yes
"Q And that was r ght after t was pub c or r ght before?
"A R ght before
"Q R ght before
"A --

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"Q Because [redacted]
"A That day
"Q A fr end attorney act ng on your beha f actua y nqu red as to how she got that tape r ght?
"A R ght
"Q And you asked her to do that?
"A Yes
"Q She conf rmed that t was your ex?
"A Yes
"Q How d d you fee about that?
"A Obv ous y upset
"Q So we just spent some t me ta k ng about your husband's behav or know you sa d you d dn't read t just want to go over a coup e of th ngs that he sa d to the Grand Jury Okay? You sa d you d dn't read --
"A Correct
"Q -- P S 's Grand Jury statements?
"A No have not
"Q He was asked by Mr Stee e 'Why d d you not d sc ose th s n 2015?' And h s answer was -- part of h s answer ' d d not want to d sc ose anyth ng because my u t mate pr or ty s my ch dren and -- don't want my ch dren know ng

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any of th s. certa n y don't want them th nk ng any ess of the r mother for be ng nvo ved n someth ng ke th s. d dn't -- d dn't want t out there. d dn't want anybody to be hurt. U t mate y, st have fee ngs for my ex-w fe, but even more, so made a vow to her to protect her and a that. And even f the marr age s d sso ved, st owe her that vow as the mother of my ch dren. So the best-case scenar o, n my est mat on or my v ew, was for a of th s to be bur ed and to go away forever, and my ch dren wou d never have to dea w th t.'
"Was that true?
"Stee e: Object on. Rosenb um.
"BY MR. ROSENBLUM:
"Q: Do you be eve that to be true?
"Stee e: Object on. Rosenb um.
"BY MR. ROSENBLUM:
"Q: You can answer. Do you be eve that to be true?
"A: What he sa d, that -- that was h s ntent ons?
"Q: Yes.
"A: n my op n on, no.
"Q: We , not on y n your op n on,

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but your op n on s based on the fact that you just shared w th us for about the ast 45 m nutes, correct?
"A: Yes.
"Q: That h s act ons were d rect y and h s words were d rect y contrary to what he just sa d to the Grand Jury, correct?
"A: Correct.
"Q: n add t on to h s act ons and h s words, the nformat on that you were rece v ng from other sources wou d be d rect y contrary to what he sa d to the Grand Jury, correct?
"A: Correct.
"Q: And nformat on that you were rece v ng that you knew was com ng from P.S. because he was the on y other person that had that nformat on, r ght?
"A: As far as knew, yes. know.
"Q: We went over n the v deotape transcr pt as to when you earned about the tape, and the Grand Jury, he sa d w th respect to record ng you on that occas on, that was a very hab tua th ng, and she knew of the record ng a few weeks -- a few weeks ater, and that hadn't been the f rst t me.

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"Wou d that be a true statement? D d you know of t a few weeks ater?
"A: No, d d not.
"Q: D d you know that he had recorded you before?
"A: We , knew of that sn p.
"Q: R ght.
"A: But other than that, no, had no c ue about any of that t me.
"Q: He sa d that that event --
"A: Oh, r ght.
"Q: That March 25 event wou d not have been the f rst t me. D d you know of anyth ng such as th s?
"A: Not unt after we were for sure gett ng d vorced. And ke sa d, never even heard t.
"Q: nc denta y, do you know what record ng th s sn p was from?
"A: No. L ke what e se we were ta k ng about, have no c ue. just know the th ng that he showed me was when ye ed at h m and, ke, we were n the m dd e of a -- an argument. And what he p ayed back to me was what had just ye ed at h m. So don't know f t was

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part of what you guys -- that transcr pt that you had to d me about ear er or f t was someth ng e se

"Q A r ght A Grand Jury asked h m -- a Grand Juror asked h m 'So you were say ng that the -- that the -- the beg nn ng that you d dn't want t to come out that you weren't d sc os ng t for the sake of the ch dren b ah b ah b ah So what were your mot ves for eventua y putt ng t out there?'

"H s answer was ' had done pretty exhaust ve measures and spent t me and money d dn't have n fact a year ater when enough peop e came back to me through rumor and other peop e and peop e contacted me try ng to get me to corroborate the story they kept hear ng h red a awyer h red my attorney because d dn't fee safe thought f the nformat on was out there enough' --

"Mr Stee e 'm go ng to object " Rosenb um

"BY MR ROSENBLUM

"Okay You can answer Do you want me to read t over?

"Stee e Read t over "

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D scuss on

"Mr Stee e Have you read a quest on?

"A You can keep go ng

"BY MR ROSENBLUM

"Q Okay thought f the nformat on was out there enough that he knew what knew fe t my fe was n danger D d you th nk that was a true statement?

"Stee e Object on "

Further d scuss on over the object on

"BY MR ROSENBLUM

"Q Based on what he to d you and based on what you corroborated from other sources do you th nk that that was a true statement he made to the Grand Jury?

"A He cou d have fe t that way but that's not how he was act ng towards me no

"Q When he went on to say ' wanted the story down spent money d dn't have on th s awyer for a number of years to keep that stuff qu et after be ng contacted by many peop e ' do you be eve that to be true that he wanted th s story down?

"A No do not fee that way

"Q So that wou d be bas ca y a e

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that he to d the Grand Jury, right?

"Stee e: Objection.

"A: guess."

Stee e and Rosenb um, further discussion.

"A: Maybe that was true in his head.

"BY MR. ROSENBLUM:

"Q: We --

"A: You know what mean? Maybe he had convinced himse f of that, but no, did not fee that way.

"Q: Based on everything you know, is that true? Based on everything you heard, based on his actions, based on his words, based on everything you deve oped to corroborate what he had been saying by way of threats and harassment, was that true?

"Stee e: Objection.

"BY MR. ROSENBLUM:

"Q: You can answer.

"A: don't know what was in his head. He -- he put --

"Q: 'm not asking what was in his head. 'm asking if those words --

"A: Right.

"Q: -- are true. Not what was in

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head, f those words were true to you

"Stee e Object on

"BY MR ROSENBLUM

"Q Based on what you know and based on h s conduct and h s act ons, d d you be eve those words to be true based on what he had prev ous y sa d to you?

"A At what part of h s words? 'm sorry

"Q ' wanted the story down '

"A Oh

"Q Was that true?

"A d d not fee that way, no

"Q Okay ' spent money d dn't have on th s awyer for a number of years to keep th s stuff qu et after be ng contacted by many peop e '

"Do you th nk he was try ng to keep th s stuff qu et?

"A do not th nk so

"Q That wou d have been a e, then, r ght?

"A t wou dn't be how fe t, no guess -- hes tate because --

"Q Because why?

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"A: don't know what he had n h s head.
"Q: We , but you know --
"A: He cou d be conv nc ng h mse f that th s s what he was try ng to do, but that's not how t fe t, no.
"Q: He went on to say, 'December of ast year, just a few months ago, those ca s went from every week to every coup e of hours. Someth ng had gotten out there. don't know f t was -- f t was somebody b gger say ng someth ng or f had been hacked or f my awyer, who s not very tech savvy, had been hacked, because those are the on y p aces that knew of th s record ng be ng. No one e se had t. sent t to no one. wanted no one e se to ever hear t.'
"Do you th nk that's true?
"A: No, don't be eve that that's true.
"Q: 'The on y reason kept t s because thought that the on y th ng that's go ng to protect me n th s s f th s guy wants -- f someone wants to hurt me or my ex. don't know what was out there, but someth ng changed. Someth ng got out there n November and December,

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and a these med a out ets and government off c a s were ca ng and say ng that they have t '
"Do you th nk that's -- that was true?
"Stee e Object on
"A have no c ue f they had t or not
"BY MR ROSENBLUM
"Q He went on to te the Grand Jury 'A knew s th s was com ng out t was made very c ear to me that somebody was putt ng th s out whether t was out of Kansas C ty or New York or D C t was com ng out And the on y way to ga n some sort of contro to say keep my k ds out of th s or p ease don't say her name or stay away from her work or someth ng the on y way to contro th s was just to get out n front of t and take -- take the shrapne That's the way -- that's what fe t ke d d '
"Do you th nk that's true?
"Stee e Object on
"BY MR ROSENBLUM
"Q Do you th nk that's what he was do ng?
"Stee e Object on
"BY MR ROSENBLUM

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"Q He can object You can answer Do you th nk that's what he was do ng?
"A d d not fee that way no
"Q That wou d be another e to the Grand Jury wou d t not? Based on everyth ng he sa d to you based on everyth ng -- based on your observat on of h s act on based on what you heard to corroborate h s act ons that wou d be a e to the Grand Jury wou dn't t?
"Stee e Object on
"A don't know what was h s n head don't know --
"BY MR ROSENBLUM
"Q Do you be eve that to be a true statement regard ess of whether t -- what was n h s head? Do you be eve that to be a true statement?
"Stee e Object on
"A mean --
"BY MR ROSENBLUM
"Q K S ?
"A Yeah
"Q These aren't d ff cu t quest ons You know that r ght? You know -- you know t's the d fference between what's true and what's not

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r ght?
"A R ght
"Q Let me g ve you an examp e
"A The th ng s --
"Q Let me g ve you an examp e th nk th s pen s b ue and rea y be eve t s that a true statement based upon what you know?
"A t cou d be fu y true n your head because you cou d be co orb nd
"Q cou d be but you know and Mart ans cou d come down 'm not ta k ng about a the poss b t es 'm just ta k ng about us ng your common sense
"A But th nk that's my po nt though s --
"Q Us ng your ab ty --
"A know what fee
"Q What you fee
"A fee very strong y
"Q Okay
"A That's -- that's not what h s ntent ons
"Q What do you fee ? Do you th nk -- do you fee that was a true statement that he made to the Grand Jury?

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"A n my op n on no
"Q That's a 'm ask ng okay? D d anybody from the C rcu t Attorney's Off ce after he test f ed before the Grand Jury come and ask you or ta k to you about h s sworn test mony to the Grand Jury about h s behav or and h s mot vat on?
"A No they d d not
"Q You were ava ab e were you not?
"A What do you mean? 'm -- guess 'm k nd of confused as to --
"Q Okay So my quest on s --
"A What's -- what's norma ?
"Q After just read --
"A R ght
"Q -- what your ex-husband test f ed before the Grand Jury okay?
"A R ght
"Q Most of those quest ons were asked by Mr Stee e okay?
"A R ght
"Q We went over what you had test f ed to or what you sa d about h s conduct to T saby on the 29th r ght?
"A R ght yes
"Q The Grand Jury was at some t me n

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February r ght?
"A R ght
"Q After the 29th?
"A R ght Yes
"Q After he test f ed before the Grand Jury d d anybody reach out to you from the c rcu t attorney's off ce and have you further exp a n what you sa d to T saby w th respect to P S 's conduct and mot ves and harassment?
"A Not that reca
"Q We you wou d reca that wou dn't you?
"A R ght There wasn't any spec f c t me that we --
"Q D d anybody come to you and say hey P S just test f ed as someth ng comp ete y d fferent before the Grand Jury Can you exp a n t anyth ng ke that?
"A Not that reca
"Q You are aware that he test f ed before the House r ght?
"A Yes
"Q D d you ever ta k to h m about t?
"A No d d not
"Q P S sa d to the House by

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quest ons by Mr Ph ps 'Now as far as what was your mot vat ons for re eas ng th s nformat on ' H s answer was ' don't -- d d not want the nformat on re eased The on y reason -- the reason that reta ned counse s fe t that the person that had threatened my w fe at the t me probab y knew that she had to d me and feared for my safety and my fe and everyth ng and f he knew that had nformat on espec a y s nce he had started a campa gn short y afterwards The guy fr ghtened me Th ngs fr ghtened me about th s s tuat on wanted noth ng to do w th h m '
"D d he ever convey that sent ment to you?
"A That he was fearfu of h m?
"Q Yeah
"A Not that reca no
"Q And n fact that statement to the house wou d not be your be ef e ther as to h s mot vat on correct?
"Stee e Object on
"A don't know
"Stee e Object on
"BY MR ROSENBLUM
"Q We 'm just ask ng what you

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be eve Do you be eve that to be a true statement what he sa d to the House?
"Stee e Object on Rosenb um "
MR BARNES The runn ng object on s "Object on Ca s for specu at on ca s for her to test fy to another w tness's state of m nd "
"BY MR ROSENBLUM
"Q You can answer the quest on Do you be eve that to be a true statement by P S to the House?
"A K nd of As sa d before don't know what was n the head
"Q Okay However that's --
"A However that's not how fe t no
"Q And that's not what you be eve to be true based on everyth ng he sa d to you about h s mot vat on based on a the threats based on a the harassment based on what you ndependent y corroborated that he was do ng dur ng that t me re eas ng nformat on You do not be eve based on a of that that that was a true statement That's a correct statement s t not?
"A -- aga n don't -- don't know what was n h s head However no don't --

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don't be eve that that was h s mot vat on, no.
"Q: Okay. He went further on say ng, 'Second y, sa d don't want th s to go anywhere. 've a ready been contacted by somebody that knows the rumors. Peop e have contacted me. A Representat ve actua y, a po t c an guy who was mutua fr ends w th -- or wasn't fr ends w th h m, we had mutua fr ends, he contacted me and ta ked to me and everyth ng. And rea ze th s s a po t ca game. want noth ng to do w th t. So went stra ght to h m, and sa d you've got to represent -- somebody has got to represent me so can send th s to you for -- to keep th s crap qu et. need th s crap qu et. 'm over the marr age. We were n the process of a d vorce. d dn't want t to come out n the d vorce. d dn't want anyth ng to happen where my ch dren knew about th s. d dn't want any of th s.'
"That wasn't a true statement e ther, to the House, was t?
"Stee e: Object on. Ca s for specu at on. Ca s for the w tness to comment on another w tness's state of m nd.
"BY MR. ROSENBLUM:
"Q: You can answer based upon the same

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foundat on gave you before That wasn't a true statement e ther was t?
"Stee e Object on Ca s for the w tness to comment on another w tness's state of m nd
"A st fee the same way You know from my perspect ve that's not how t fe t
"BY MR ROSENBLUM
"Q Do you th nk that you were te ng the truth? Do you th nk you were te ng the truth when went through everyth ng you sa d to T saby?
"A Yes
"Q Do you th nk that truth s th s truth?
"A No but aga n maybe he conv nced h mse f of that
"Q And maybe he's green
"A Yeah
"Q And 'm just ta k ng about facts r ght?
"A R ght
"Q We can't ru e
"A That s not how he was portray ng h mse f to me
"Q Another way --

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"A: And to other peop e.
"Q: Another way s to say a th s s news to you, r ght?
"A: We , t's not, because knew he was a so say ng th s stuff --
"Q: Okay.
"A: -- that -- he was.
"Q: He goes on to say that 'The k cker for me was when my daughter got a v ce -- vo cema from the med a, my teenager daughter. She forwarded me the vo cema and -- that was sent, and that was t, man. -- had to -- we had some ser ous conversat ons to be had. There was a coup e of med a out ets that sa d we were go ng to go w th the story r ght around that t me that t was about to break. They gave me a t me ne, essent a y. D fferent pub cat ons gave d fferent t me nes, but u t mate y, u t mate y, fe t ke had -- had abso ute y had -- had to get out n front of t n order to, A, ask whoever broke the story to p ease not use my ex-w fe's name, to p ease not use my ch d's name n that vo cema and to p ease try to protect the sanct ty of my fam y and the pr vacy of my fam y. begged for that. And that needed to get out ahead of the story because one of the ways

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that it was being put out -- but don't know. No offense to everyone. They're in po itics. But know enough about some of the papers that are owned and on and on and on.'
"Was that true?
"Stee e: Objection. Ca s for specu ation. Ca s for the witness to comment on another witness's state of mind.
"BY MR. ROSENBLUM:
"Q: Was that true based on everything that he to d you, based on everything that he did?
"Stee e: Objection.
"BY MR. ROSENBLUM:
"Q: Based on what you corroborated?
"Stee e: Objection. Ca s for specu ation. Asks the witness to comment on another witness's state of mind.
"BY MR. ROSENBLUM:
"Q: You can answer.
"A: We , won't comment on the state of mind, but can say that his daughter was actua y my daughter, and she had no c ue what it was about. So do be ieve that that was a fa se statement, that that a armed him because she had no c ue what that was about unti --

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"Q So --
"A -- after came cry ng to her te ng her
"Q So not on y was that a spec f c e to the Grand Jury us ng your daughter but he --
"A t was a -- he tw sted t n my op n on
"Q We you can use any euphem sm you want r ght? That was a e Was t true?
"A mean aga n he cou d tw st t to be true but no that -- don't th nk that that was a fa r statement at a
"Q Okay But not on y -- and you don't th nk t was fa r because t was untrue accord ng to you?
"A mean accord ng -- r ght th nk by say ng he fe t he had to get t out n front of t because of h s -- mean -- just don't th nk that that's a fa r statement at a no
"Q Because that's not what was portrayed to you r ght?
"A Correct And a so knew what my daughter knew of that wh ch was -- wh ch was she had no c ue what t was
"Q So not on y was that a spec f c

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e, there were genera es n there, correct? Because we just went through [redacted] you ru ned the fam y. Do you remember that ne of quest on ng?
"A: Yes.
"Q: Those were h s words, r ght? Those were your words that you to d to be descr b ng h m, r ght?
"A: Correct.
"Q: s that what he's say ng to th s House under oath?
"A: No.
"Q: Okay. He went on to say that he was concerned that the po t c ans that were go ng to sp n t to make my ex-w fe ook ke some d rty b ackma er or someth ng that was try ng to take down the governor, and that's not who she s. We may have our d fferences, but we're co-parents and we're respons b e for these k ds and don't want them n the me ght. And certa n y don't want my ex-w fe n the me ght as a bad person and destroy ng her reputat on n front of my ch dren.
"Do you th nk that was a true statement?
"Stee e: Object on. Ca s for

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specu at on. Asks the w tness to comment on another w tness's statement.
"BY MR. ROSENBLUM:
"Q: Based on everyth ng that he sa d to you, h s act ons, h s conduct, and your corroborat on of those act ons and conduct, do you th nk that that was a true statement?
Stee e: Object on to re evance and specu at ve.
"BY MR. ROSENBLUM:
"Q: Yes or no?
"A: do not be eve that to be a true statement.
"Q: And the Senator went on n response to that not true statement and sa d, 'And th nk that's very -- that's the very reason asked you that quest on, because you undoubted y care about your ch dren. That's pretty obv ous. And your w fe cares about these ch dren, and you have more than one, assume?' 'Yes.'
"He cou d be pretty man pu at ng, can't he?
"A: mean --
"Q: Based on what just showed you?
"A: f the person be eved n h m,

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yes.
"Q: Yes. He sa d at that po nt so -- and he was ask ng more about -- and so your test mony then s that you d dn't vo untar y go and re ease any nformat on because that wou d have been harmfu to not on y your w fe's reputat on, but your ch dren, and very harmfu for them and yours as we . Do you th nk that's true?
"Stee e: Object on. Specu at on. W tness to comment. Rosenb um.
"A: Okay. Restate. 'm sorry.
"BY MR. ROSENBLUM:
"Q: The Senator sa d, after he heard h s response to -- so your test mony, P.S.'s test mony, then, s that 'You d dn't vo untar y go and re ease any nformat on because that wou d have been harmfu to not on y your w fe's reputat on, but your ch dren, and very harmfu for them and yours as we .'
"Do you th nk that was a true statement, that that's why he d dn't -- f rst of a , you know that's not true because --
"A: R ght, because he d d vo untar y.
"Q: D d vo untar y re ease t, r ght?
"A: R ght.

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"Q: So that wou d be another e, r ght?
"A: R ght. But f somebody e se sa d that, don't know. guess 'm confused.
"Q: Somebody e se sa d, based on what h s test mony was, wh ch he acknow edged because h s answer s 'Yes, s r.' Do you want to see t?
"A: Oh, okay. You d dn't say that part, so was confused.
"Q: The 'Yes, s r' wou d mean that's more fa se test mony before the House, r ght?
"A: mean, be eve he vo untar y put out the nformat on, so yes.
"Q: Okay.
"A: That -- that wou d be fa se.
"Q: That wou d be more fa se test mony before the House. He went on to ask, 'And so anyth ng that's t ed nto compensat on goes through -- don't understand the trust part of th s, but t goes through a trust through your attorney; s that r ght?' 'Yes.'
"D d you know anyth ng about that?
"A: had no c ue after the --
"Q: Not before?
"A: -- test mony.

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"Q: Before the House?
"A: Oh, no.
"Q: Okay.
"A: No.
"Q: And then he went on to say, ' don't want anyth ng. f t was offered, don't want t.'.
"Do you th nk that's true?
"A: don't be eve that to be true.
"Q: Pardon me?
"A: don't be eve that to be true.
"Q: Why don't you th nk that to be true?
"A: Because wou d be surpr sed f he -- f he d dn't see any of that money that's --
"Q: That $100,000?
"A: -- now that's been out there, correct.
"Q: Why wou d you be surpr sed?
"A: Because to me t seems very -- t doesn't seem very nnocent, r ght.
"Q: Do you have any -- do you have any nformat on to that, to support that?
"A: No, just what -- just what know of h m and the s tuat on and everyth ng.

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"Q s he pretty money focused f xated on money n your exper ence?
"Stee e Object on to re evance
"A Not necessar y no
"BY MR ROSENBLUM
"Q Then the Senator went back and he sa d 'Now to get back w th what you just sa d rea qu ck t's hard for me to mag ne a husband whose w fe has been through th s w th another man and be that forg v ng Have you a ways had that att tude? t's ke oh we w sh you the best hope he gets a ong '
"We et me g ve you the context 'm sorry because t was part -- he went on after the ega fees want -- he says ' don't want -- don't want anyth ng want to take care' -- Quest on 'To he p w th the ega fees? s that what you're say ng?" 'Yeah ega fees and who knows f someth ng was g ven or whatever t's go ng nto a trust for my ch dren want noth ng don't want a th ng don't want any of th s don't want a part of th s don't want to be n the news don't want my ex-w fe n the news don't care about po t cs don't care what happens to th s man mean ng E G w sh h m uck

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don't want anyth ng to do w th th s rea y don't cannot overstate that don't want to be here '
"What do you th nk about that statement?
"A be eve h s act ons show otherw se
"Q You be eve that to be a fa se statement do you not?
"A wou d be eve that to be a fa se statement
"Q And the Senator responded to that statement and here's what he sa d 'Now to get back '
"Stee e Object on P ease ask a quest on
"Rosenb um ' put a quest on mark
"Stee e P ease do
"BY MR ROSENBLUM
"Q Now to get back w th what you just sa d rea qu ck ' t's hard for me to mag ne a husband whose w fe has been through th s w th another man and be that forg v ng Have you a ways had that att tude? t's ke oh we w sh h m the best hope he gets a ong we '

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"H s answer was, 'Yeah.'
"Based on what you went through, do you th nk that was a true statement to the House?
"A: No, don't -- do not be eve that's a true statement.
"Q: And then he went on. 'That rea y doesn't make too much sense to me.' And then he responds, P.S., ' th nk t does, s r. f you were ra sed w th my pr nc p es and my parents and my background and my sp r tua ty and the way am n fe these days, the person 'm n ove w th, the person that oves me now, be eves me, s r, have been through th s before.
When was 21, had a ch d at 17 w th my h gh schoo sweetheart. My Bapt st background to d me had to marry her at 18. marr ed her at 18. We were never supposed to be marr ed. We were two k ds. The woman had an affa r on me and cheated w th me w th some ex-boyfr end. have been through th s before. How does that sound to you?
"Stee e: Object on to re evance.
"BY MR. ROSENBLUM:
"Q: Does t sound ke he's portray ng to the House somebody that he was not portray ng to you?

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"Stee e Object on Specu at on Asks for w tness to comment on another w tness's state of m nd
"A That's actua y who he or g na y portrayed h mse f as to me
"BY MR ROSENBLUM
"Q So that was just --
"A When met h m
"Q But that's not who he turned out to be, r ght?
"A That's not how fe t at the end, no
"Q And not on y n the end, for the ast severa years?
"A Correct
"Q And that was based on h s words and act ons, r ght?
"A Yes
"Q Why do you th nk he recorded you?
"A You mean n March, that f rst t me?
"Stee e Object on Ca s for specu at on
"A rea y have no c ue
"BY MR ROSENBLUM

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"Q Pardon me?
"A have no c ue because --
"Q To use t aga nst you?
"Stee e Object on Asked and answered
"BY MR ROSENBLUM
"Q Just to g ve you the context of th s he te s the House 'Now know ng that he had just threatened my w fe and just heard th s for the f rst t me and 'm a concerned about my marr age and whether can f x th s and whether 'm gett ng a the deta s from th s encounter of course 'm go ng to say th s won't eave the car because never p anned on t eav ng the car Never never My ntent my hope for and wou d th nk anybody n that pos t on f you cou d put yourse f n that pos t on for a second 'm destroyed 'm a destroyed man hear ng about h s w fe w th another man My hope as sma as t may have been s that my marr age s go ng to surv ve and th s wou d be a n the past between me and her n the end That was my hope That was my -- that was the hope a the way unt December when a of th s' --
"'December of what year?'

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"'December of ast year when fe t forced My hand was forced to re ease the state to protect what was happen ng '
"That's not true e ther s t?
"A No don't fee that way no
"Q So he went on to exp a n t 'So okay ' sacr f ce Do you know how embarrass ng th s s to have everybody hear a th s and me damn near cry ng and you grumb ng and a that? t wou d take an nsane person to re ease that '
"Do you th nk he d d that to sacr f ce h mse f based upon what he to d you?
"A Sacr f ce h mse f?
"Q Yeah
"A No don't fee that way
"Q ' just read you the ast th ng he sa d to the House to get your react on on that
"'Can make a statement rea qu ck? 'm here for you guys 'm here for my state 'm here for my country Th s s not my f ght Contrary to whatever peop e wou d ke to sp n th s nto and put on me ' take the shrapne don't care about th s don't f my ex-w fe -- th s s not her f ght th s s not my f ght don't want anyth ng to do w th anyth ng that she doesn't want

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anyth ng to do w th. A care about s my ch dren. That's a cared about from the get-go. You quest on what you want. truthfu y don't care what peop e th nk of me. rea y don't. just knew that fe t ke had a cho ce between someth ng extreme y bad and devastat ng or poss b y bad for me, and that s devastat ng.

"' just want you guys to know 'm here for you. ' do whatever s ega y requ red for me. But th s s not my f ght. have moved on. My ch dren are awesome and hea thy and have moved on, and th s doesn't benef t them. t a n't my f ght.'

"What do you th nk of that statement?

"Stee e: Object on to what she th nks s rre evant.

"BY MR. ROSENBLUM:

"Q: What do you th nk about that statement? Do you th nk t's true?

"Stee e: Object on. Specu at on. Comment on what another w tness's state of m nd.

"BY MR. ROSENBLUM:

"Q: Do you th nk t's true?

"A: He may have been fee ng that way but --

"Q: But you know that not -- that's

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not true. You know that's not true. R ght?

"A: do not fee that way at a , no.

"Q: Okay. And f he to d me n depos t on, aga n under oath, that from the beg nn ng a he was concerned about was mak ng sure th s story stayed down, that was h s on y concern, that wou dn't be true e ther, wou d t?

"A: No. do not fee that way at a , no.

"Q: So then he wou d have ed under oath n depos t on as we , r ght?

"A: f that was fa se, abso ute y.

"Q: A r ght. So d d you te me a of Stacey Newman's nvo vement? Have we -- when we d scussed t, s that a the nvo vement she had w th you n th s case?

"A: Yes, be eve so, yes.

"Q: mean, you weren't dr v ng w th her back and forth to Jeff C ty or anyth ng ke that?

"A: No.

"Q: You went to that one po t ca event know that she sponsored, but you sa d you went more as a fr end than as a po t ca part c pant?

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"A Correct We went as -- actua y went w th a fr end that was a so a c ent not her She just knew was go ng to be there

"Q Do you know Stacey's stepson?

"A [Redacted] Yeah So don't know h m but d d h s w fe's ha r for a wedd ng and then saw h m My nephew p ays on the r daughter's basketba team

"Q Do you know what job he has? s he assoc ated w th po t cs?

"A have no c ue

"Q D d you ever d scuss that w th h m?

"A No have not

"Q Do you have any dea what [redacted] connect on to A bert Watk ns s?

"A No have no c ue

"Q A r ght So 'm go ng to show you just a group exh b t that ' just say s Exh b t 87 And they appear to be a rather substant a group of texts between you and [redacted] And f you cou d just ook through t and conf rm that -- conf rm the te ephone numbers and the fact that these were n fact texts between

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you and [redacted] Cou d you do that for me?

"A Yes

"Q A r ght Thank you

"A Yes

"Q Do those texts appear to be fa r y -- and do those texts appear to fa r y and accurate y dep ct -- dep ct the text conversat ons you were hav ng w th [redacted]?

"A Yes

"Q And fa r y and accurate y dep ct them at the t me that you were hav ng those conversat ons?

"A Yes

"Q And do the numbers correspond to the numbers that you reca both of you were us ng at the t me?

"A Yes

"Q On page 22 f you can go to page 22 my one ast -- et me ask you one more Stacey Newman quest on D d you dr ve to Jefferson C ty w th her?

"A No d d not

"Q And d d she ever vo ce any d sagreements w th respect to po t cs or anyth ng of that nature?

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"A What do you --
"Q L ke her po t cs versus your po t cs
"A Oh no
"Q D d she ever vo ce any op n on as to how your s tuat on w th E G cou d maybe he p her po t cs?
"A No not at a
"Q D d you be eve she was mot vated just because of her concern for you as a fr end or d d you -- or do you be eve that there may have been some po t ca agenda about that wh ch caused you some concern? 'm sorry
"A th nk n genera cou d te she -- espec a y because she knew my re at onsh p w th P or knew a ot about t and knew how freaked out was after that f rst coup e t mes that we had ta ked at a
"Q Uh-huh
"A She seemed th nk concerned for me Yeah d d fee that way
"Q But not ced that n the text tra n the text threads you sort of backed away from her a tt e b t some of her offers to he p by sett ng you up w th the med a by f nd ng you a

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awyer She seemed awfu y concerned that she wanted a -- that you shou d have a awyer not ce a ot of that sort of back and forth Correct?
"A Correct
"Q D d that cause you at east on some eve to maybe quest on her mot vat on as to whether t was pure a tru st c pure fr endsh p or maybe po t ca y mot vated?
"A Not necessar y her mot vat on but more of her dea of what's r ght n the ne w th m ne or what --
"Q Were you aware that she sponsored a revenge porn b -- p ?
"A No wasn't aware
"Q D d she ever ta k to you about her fee ngs about that?
"A No
"Q And on the group of -- on the Exh b t 87 that you just dent f ed ook ng on page 22 do you see where on -- towards the bottom of the page there was an exchange between you and [redacted] where she asked you about do you fee famous and you sa d why and you sa d P -- she sa d [redacted]? Do you remember that?
"A Yes

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"Q: Can you te me about that?
"A: don't remember the [redacted] ke the part cu ar [redacted], but he had wr tten [redacted].
"Q: 'm sorry. t had just come out?
"A: t had just come out.
"Q: Sorry. Uh-huh. [Redacted]. You wou d agree that th s case has noth ng to do w th revenge porn, don't you? Wou d you agree w th that? mean, you fo owed revenge case -- revenge porn cases n the news, r ght?
"A: actua y haven't.
"Q: Do you -- have you heard of revenge porn?
"A: My understand ng wou d be that wou d be as f et my husband take a p cture of me, and he put t out to be mean aga nst me.
"Q: R ght. So you wou d agree that th s case has noth ng to do w th revenge porn based upon the facts as you know t?
"A: don't know that agree w th that because --
"Q: Do you d sagree or you don't have an op n on?
"A: know f E.G. had put that out

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there, t def n te y wou d have been revenge porn
"Q Potent a y
"A So don't know 'm actua y not go ng to comment on that
"Q But you have no ev dence that he put t out there, r ght?
"A Correct, don't have ev dence
"Q f there was a p cture, t wou d be fa r to say that you reached out to [redacted] to have her contact or that she cou d ta k to T saby?
"A Yes, that's correct
"Q [Redacted] was a so try ng to suggest an attorney for you?
"A That sounds r ght
"Q Ann Ca s, does that name r ng a be ?
"A That sounds fam ar, yes
"Q Who turned out to be [redacted] attorney, f you know?
"A No, actua y d dn't know that
"Q Pardon me?
"A d dn't know that, but never nqu red about t
"Q A r ght mean, there's a ot -- don't want to go through a of them, but

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at east on these -- on August 28 of 2016 you rece ved a text from your mom whose number was [redacted] ooks ke [redacted] Does that sound fam ar?
"A No
"Q Pardon me?
"A What s -- that's not my mom's number
"Q t says 'ce mom' to you
"A And now what s the number aga n?
"Q [Redacted] The content of th s -- of the note was on a persona note ' just wanted to say that thought t was great that the two of you were nvo ved n her party today don't care f you have to g ve an Oscar-w nn ng performance fee that t's mportant to your ch dren that they see you gett ng a ong And thank you for a great t me rea y thought the party was fun and ta or-made for them '
"Does that r ng a be ?
"A Oh be eve that's P's mom
"Q Oh P's mom P S 's mom? Okay So she's recogn z ng that the two of you weren't gett ng a ong rea we And even f you had to fake t or g ve a performance t ooks good for the

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k ds?
"A Yes
"Q Okay We you can't trust me w th anyth ng Let me show you what's been marked defendant's 41 ' put t back together a r ght? And Ms Nasser w d rect you to the spot
"A 41
"Q Tak ng a ook at Exh b t 41 can you see the top page where th nk P -- P S was -- or you were st ta k ng about -- ta k ng a ot about a ot of fa se nformat on be ng put out there?
"A Yes
"Q And was n response to you earn ng that P S was cont nu ng to put fa se nformat on out there?
"A Yes
"Q And can you read h s response down be ow down at the bottom of the page?
"A The 'Abso ute y not n fact'?
"Q No The part about you portray ng yourse f to be a v ct m
"A th nk -- mean th nk that that's what t s
"Q W you show her the page? Here

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you go That part t's r ght there
"A 'Last y, d dn't' --
"Mr Stee e Read -- read t to yourse f
"A Okay, 'm sorry
"BY MR ROSENBLUM
"Q Does that refresh your reco ect on?
"A Yes
"Q And can you read t, p ease?
"A 'Last y, d dn't start or do anyth ng of th s '
"Stee e Object on f you have a quest on, ask a quest on She's a ready read t
"BY MR ROSENBLUM
"Q Can you read t, p ease
"Stee e 'm go ng to object She a ready read t f you have a quest on, ask one
"BY MR ROSENBLUM
"Q Can you read t
"Stee e 'm go ng to object f you have a quest on, ask a quest on "
MS M TTEN They do that for a wh e
MR BARNES Jump down a page -- yeah, bottom of the page L ne 24

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BY MS. M TTEN:
"Q: Okay. What d d you nterpret t to mean?
"A: That -- that he th nks that th s s my fau t and deserve whatever s com ng to me.
"Q: That he was essent a y do ng to you?
"A: We , he d dn't say that, r ght, he -- but, yes.
"Q: And he was mak ng a reference to the fact that you a ways try to p ay the v ct m. Wou d that be true, someth ng n that context?
"A: R ght. He --
"Q: R ght?
"A: He ment ons that.
"Q: And gett ng back to the T saby depos t on, just -- want to ask you just a coup e of quest ons. So there was one part where he was ask ng you quest ons, and t starts on page 11, where T saby says -- and you're te ng your vers ons of the events. And he says, 'Ho d on a second, okay? H s exact words were what? need to get h s exact words.'
"By any chance, do you reca that exchange?

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"A: Not necessar y, no.
"Q: And when he's ta k ng about -- et me -- et me back up. Here's the context, aga n on page 12. You sa d -- and then he steps back, guess. ' can hear and see at the same t me a f ash through the b ndfo d, and hear, ke, a phone take a p cture. 'm not go ng to quest on you on that. th nk d d enough before.
"'Uh-huh,' you say. And he says 'uh-huh.' And then you say, 'A p cture at east.'
"'And he says, 'Now, f you ever ment on my name to anybody, w put th s p cture everywhere. w put t everywhere can.' That was the answer you n t a y gave, r ght?
"A: Correct.
"Q: And there had been no reason why you wou dn't have been fu and comp ete when you gave that answer, r ght?
"A: R ght.
"Q: But then T saby sa d, 'Ho d on a second, okay? H s exact words were what? need to get h s exact words.' And you sa d 'Oh.' T saby sa d, 'You sa d yeah. T saby says what you just to d me. mean, need to get t down pat. don't want to paraphrase that,' he sa d. Do you

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reca that exchange?
"A Not necessar y no
"Q But even when he was ask ng you to get t down pat n gett ng a quote you don't reca h m tak ng any notes?
"A mean after -- after -- now know he was tak ng notes t's easy r ght?
"Q 'm ta k ng about before
"A No not before
"Q And then t was n response to that that you sa d ' f you ever ment on my name to anyone 'm go ng to take th s p cture and put t everywhere can so everyone w know what a tt e whore you are ' Do you reca say ng that that you then on y then njected the word 'whore'?
"A don't reca that spec f ca y but --
"Q But you wou d agree w th me the f rst vers on d d not conta n that word?
"A haven't seen the v deo so don't know D d he cut me off or -- don't know what happened
"Q 'm just say ng what he sa d was -- what he sa d the f rst t me And he sa d 'Now f you ever ment on my name to anybody w

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put th s p cture everywhere w put t everywhere can ' Per od Okay?
"A R ght So don't know f he cut me off haven't seen the v deo so don't know
"Q A r ght
"A But --
"Q So you wou d agree at east n that rend t on n the f rst go-round you d dn't use the word 'whore'?
"A We don't know f was done You know what? You know what mean? He d d say t so don't -- he d d
"Q A r ght But you d dn't -- hadn't sa d t to anybody unt apparent y the 24th of January
"A Oh no very we -- 'm sure d d
"Q To whom?
"A abso ute y may have sa d that to Jay but don't remember That was three years ago
"Q But when you say --
"A cou d have sa d t to [redacted] don't remember The on y person know d dn't say t to was P

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"Q A r ght But when you say ' abso ute y may have' --
"A Okay
"Q -- you wou d -- you wou d agree those are sort of d fferent concepts?
"A We --
"Q You're -- you're qua fy ng the abso ute Wou d you agree w th that when you say 'may'?
"A We because 'm sure t happened There's -- that 'm not go ng -- 'm not gray on w remember that word forever
"Q And n ook ng at T saby's memo and then compar ng t to the v deo and he was -- and 'm not go ng to go through the who e th ng We've done t n enough deta But there's at one po nt where you're descr b ng to h m that he k ssed you down the neck and then he r ps the sh rt off n ha f that you were wear ng and you started then at that po nt that you fe t traumat zed for the f rst t me That's what he sa d n the memo But n compar ng the v deo you never used that word 'traumat zed'?
"A Yeah don't know what words he used

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"Q And you -- and that wou d not be a concept that you wou d have portrayed to h m at the t me? mean can show you the ndex of the v deo f you want to make sure that word wasn't used or you can trust me E ther way

"A R ght don't -- what words d d use? D d say someth ng that why -- why wou d he have wr tten that down?

"Q Why wou d he have put t n there? That's the $64 000 quest on one of them Do you reca --

"A mean 'm not sure f -- do know that obv ous y that fe t v o at ng to me but don't know what sa d

"Q Uh-huh

"A don't know f that word --

"Q We you don't know why he wou d put that word n there f you d dn't say t n the transcr pt r ght?

"A R ght 'm not sure because don't know what sa d spec f ca y

"Q And another th ng that's n th s report that's nowhere n th s transcr pt s r ght after you c a m that he put water n your mouth you stated that E G stated 'Not go ng to be a naughty

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g r .' That's nowhere n th s transcr pt. D d that n fact -- are you c a m ng that happened, those words?

"A: He d d say that, so don't know why he wou d know that f d dn't say t n there. E.G. d d say that.

"Q: We , you can ook.

"A: Someth ng to that effect.

"Q: Someth ng to that effect?

"A: Uh-huh.

"Q: Or those words?

"A: don't know the exact words, but he d d.

"Q: You don't know the exact words?

"A: Correct.

"Q: We , what do you mean, someth ng to that effect?

"A: L ke --

"Q: What wou d that be? What wou d that effect be?

"A: No, you're not go ng to be a naughty g r , are you? Yeah, he d d.

"Q: Sort of when he was n character? s that what you're say ng?

"A: Yeah.

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"Q And the fact that the 'naughty g r ' never shows up at a n th s 77-page document can you exp a n that?

"A have no c ue

"Q Can you exp a n where T saby wou d have gotten that nformat on?

"A have no c ue don't know

"Q But s nce that's the on y t me you spoke w th T saby t d dn't come from you d d t f t's not conta ned n there?

"A Correct yeah un ess t was off camera don't know because don't remember

"Q Un ess t was off camera?

"A R ght ke ta k ng off camera a so

"Q How much d d you ta k to T saby and Gardner off camera?

"A None that know of mean other than at the very end say ng good-bye and stuff so --

"Q D d you ta k about the facts of your story to them at a dur ng any breaks that you be eved you were off camera?

"A There was no breaks

"Q D d you ta k to them before or

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after that you be eve you may have been off camera?

"A: No.

"Q: Are you sure?

"A: Not about spec f cs.

"Q: So aga n, where wou d he have gotten that word f t's not n the transcr pt?

"A: don't know.

"Q: When cou d you have sa d that to h m?

"A: 'm not sure.

"Q: He actua y quoted you. There's quotat on marks. Do you want to see? Do you want to doub e-check?

"A: be eve you. just have no c ue.

"Q: Where wou d that word have come from?

"A: R ght. f t's not n the th ng, 'm not sure.

"Q: Have you ta ked to T saby at any other t me other than on the 29th?

"A: No, have not.

"Q: So you were aware that, as you sa d, that T saby had nteract on w th [redacted], r ght?

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"A: Correct.
"Q: And you ta ked to her before, and -- wou d assume you ta ked to her after, r ght?
"A: Yes.
"Q: mean, t wou d make -- t wou d be common sense. She's a good fr end, so you wou d have sa d how d d t go and th ngs of that nature, r ght?
"A: Yes.
"Q: Whether she was st comfortab e n part c pat ng, th ngs ke that. Wou d that be fa r?
"A: Yeah. don't remember any spec f c conversat ons, but yes, know 've ta ked to her.
"Q: And then at some po nt you were made aware that T saby sent [redacted] a report or a rough draft of a report before or after the nterv ew, r ght? She to d you that?
"A: Yes. Yeah.
"Q: When d d she te you that?
"A: don't remember, but -- remember her say ng that.
"Q: Why?
"A: Because was, ke, that's we rd.

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"Q: Why d d you say that was we rd?
"A: d dn't know that peop e do that.
"Q: D d you get a rough draft of your report?
"A: No, d d not.
"Q: Once you heard that [redacted] got a rough -- a rough draft of hers, d d you ask for one?
"A: No, d dn't.
"Q: Have you ever asked for a draft of your report or the f na of your report?
"A: No, haven't.
"Q: You've had t me to th nk about t now, and -- and we've ta ked about the subject of notes and some of the th ngs that have spurred your reco ect on. So after go ng through a ot of what we just went through on th s v deotape transcr pt, do you reca -- and th nk your test mony was that between the 29th and before your Grand Jury you had at east two meet ngs w th Ms. Gardner pr or to test fy ng before the Grand Jury.
"A: Yes.
"Q: Have you been ab e to reca -- and know that we've ta ked about the d scuss on about the Phone and that sort of d scuss on n

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those meet ngs r ght?
"A Yes
"Q Now have you been ab e to w th th s add t ona sort of ab ty to reco ect remember whether or not she took any notes dur ng those meet ngs?
"A Ms Gardner?
"Q Yes
"A Dur ng the T saby one?
"Q No
"A Oh
"Q Dur ng the meet ngs that you had w th her the at east two
"A Oh No have no c ue
"Q F rst of a t was two or more do you know?
"A don't don't remember spec f ca y no But know that --
"Q th nk prev ous y you sa d at east two
"A R ght t was -- t was at east two yeah
"Q And th nk you sa d maybe for a ha f hour each?
"A Yeah poss b y

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"Q: Okay. And you sat d rect y across from her just ke you're s tt ng now. mean, how far away were you?
"A: don't know. L ke, can't remember even spec f cs. just know --
"Q: We , can you te me what room t was n?
"A: n the conference room.
"Q: What conference room? The one we're n or a d fferent one?
"A: A d fferent one.
"Q: So on th s f oor?
"A: Yes.
"Q: And how can -- can you te me how b g the conference room was?
"A: don't know. Maybe ha f the s ze of th s room.
"Q: So about where you're s tt ng forward towards us. Fa r enough?
"A: Yes.
"Q: Okay. And wou d the tab e be about th s s ze or sma er?
"A: t was a tt e sma er.
"Q: And were you s tt ng d rect y across from Ms. Gardner?

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"A mean, know at east -- at east one or two of the t mes that 've been here, she has sat k nd of where Mr Stee e s
"Q So a most mmed ate y to your r ght?
"A Correct
"Q Okay And you wou d agree w th me that you've just descr bed a d stance of maybe a coup e of feet at the most?
"A Yes
"Q And you've test f ed that there was at east two meet ngs At east 30 m nutes ap ece?
"A Yes
"Q And you can't te me whether or not she was tak ng notes dur ng those meet ngs?
"A No, genera y can
"Q Have you d scussed --
"A No
"Q -- the subject w th any of the c rcu t attorneys before th s depos t on?
"A No, have not
"Q Have you ever d scussed the subject of whether or not Ms Gardner was tak ng notes dur ng those meet ngs w th any c rcu t

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attorney?
"A: No, not at a .
"Q: Or w th Mr. Stee e?
"A: No, have not.
"Q: And was th s the f rst meet ng that you had -- were these the f rst meet ngs that you had w th Ms. Gardner n th s bu d ng?
"A: That 'm speak ng of?
"Q: These meet ngs, these two -- at east two meet ngs that you had between the 29th and the Grand Jury test mony.
"A: Yes.
"Q: Were those the on y ones you had n th s bu d ng?
"A: Yes.
"Q: So you were no onger concerned enough to have them n a hote room?
"A: Correct.
"Q: And even w th that add t ona nformat on, you can't reca whether or not there was any notes?
"A: No. genu ne y don't know.
"Q: Yeah, have one add t ona quest on. When [redacted] sa d to you, ' t's k nd of coo , you m ght become r ch off of t,' and you

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sa d 'LOL and 'm not that h p ' but what s that? Laugh out oud?
"A Yeah
"Q How come you d dn't ask her what do you mean?
"A Because at that po nt 'm -- 'm assum ng th s was after there had been ke a m on rumors out there that had been pa d When was that? At that po nt t was just r d cu ous to me
"Q And then there's one --
"A Yeah t was after a ready heard
"Q There was one text between you and [redacted]
"A Uh-huh
"Q And ta k ng about the d fference that [redacted] s her husband correct?
"A Correct
"Q And that there's d fferences between [redacted] and -- and P S r ght?
"A Yes
"Q So on January 12th wh ch wou d have been about two days after the nformat on was d ssem nated you sent a text to [redacted] say ng

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'P s a d ck for g v ng out your nfo,' sorry, mean ng he was a d ck for g v ng out [redacted] nfo?
"A: Yes, because before -- ke that n ght before t came out, she to d me that peop e were contact ng her from --
"Q: R ght.
"A: don't remember, Po t co or some -- the New York T mes. Anyway, she had peop e reach ng out to her, wh ch how they wou d get, A, her name to know who to ook for and, B, her number, so just assumed t was P.
"Q: And your response s, 'And P s,' cap ta zed, 'a D ck, but he's just do ng th s because of the ove he has for h s k ds and h s k ds' mom.' assume you were be ng facet ous and sarcast c?
"A: Yes, was.
"Q: Because obv ous y we've just estab shed that cou dn't have been further from the truth, r ght?
"A: Def n te y not from my perspect ve, no.
"Q: Okay. Sorry to keep you. Thank you for your t me.

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MS. M TTEN: Yeah, we've got 15 pages.
MR. AUST N: D rect, 15 pages.
MR. BARNES: Are we good? Let's push on through.
MR. AUST N: "Further exam nat on by Mr. Stee e:
"Q: There's been a -- a ong ser es of quest ons regard ng P.S.'s mot ve, 'm sure you reca .
"A: Yes.
"Q: rrespect ve of h s mot ve, s t your test mony to the Grand Jury was the truth?
"A: Yes.
"Q: Was your test mony to the comm ttee the truth?
"A: Yes.
"Q: Was your test mony n the three depos t ons you've taken the truth?
"A: Yes.
"Mr. Rosenb um: ' just object and" -- he had a ong object on.
"BY MR. STEELE:
"Q: Okay. And th nk you nd cated that you d d not have or have not heard of the record ng that he recorded.

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"A: Correct.
"Q: Okay.
"A: We , 'm sorry. Wh ch --
"Q: The P.S., the record ng that P.S. recorded when you re ayed what had happened to h m.
"A: R ght, correct. We , the stuff that was on TV heard.
"Q: Okay. Now, n -- n regard to what you to d h m happened between yourse f and E.G. on March -- be eve t was the 21st of 2015, d d you te h m the truth?
"A: Yes, d d.
"Q: And so rrespect ve of what h s mot ve was for te ng the truth has been to d by yourse f and re ayed by P as of what you to d h m -- excuse me, P.S. -- as to what you to d h m?
"A: Yes.
"Q: And just to wrap th s up, f h s mot ves were ben gn --
"Mr. Rosenb um: 'm sorry?
"Q: -- that wou d not change whether t was the truth or not, wou d t?
"A: My truth, no.
"Q: Okay. And that's what we're ta k ng about, your truth.

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"A: Right. No.
"Q: rrespective of -- of P.S.'s motive and if he had some -- some terrib e, vi e motives, that wou d not change your truth?
"A: Correct.
"Q: And you've to d the truth about what happened between when you and E.G. or with you and E.G. and what E.G. did to you in that basement in a these occasions?
"A: Yes.
"Mr. Stee e: Nothing further."
Mr. Rosenb um says "One second." And then Mr. Stee e says, "Oh, something e se," so back to Mr. Stee e.
"BY MR. STEELE:
"Q: There's a so references to meetings with Ms. Gardner, two meetings. Those -- those meetings that you had in this bui ding, on this f oor, what's -- what's been termed a, quote-unquote, meeting, were -- were you here for something e se when you came in?
"A: We , know one of the times was before the -- or, ike, the day of the Grand Jury.
"Q: Uh-huh.
"A: And then came back to -- had

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to answer a few quest ons for the Grand Jury. know that those are at east two of the t mes.
"Q: Okay. So the t mes that you came for these what -- what's been termed meet ngs were actua y here for someth ng e se?
"A: Correct.
"Q: Okay. And so that was not at east one of the t mes, and don't know f you're ca ng or what they have ca ed or construed as a meet ng of the t mes that you came here -- came here for, for these depos t ons. The Grand Jury d d you-a go nto our off ce and k nd of wa t for t to happen?
"A: Yes.
"Q: Or what have you came here for? And th s s what s be ng ca ed a, quote-unquote, meet ng, th s per od of t me where you were n the off ce, wa t ng to get e ther deposed or test fy to the Grand Jury. D d you ever just come here, ta k to her, and eave?
"A: Good quest on. don't know. Not that reca spec f ca y, but don't know. Not that reca spec f ca y. No.
"Q: Okay. So to the best of your reco ect on, the t mes that you spoke to

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Ms Gardner's bu d ng you were actua y here for someth ng e se that s -- that be ng a depos t on?
"A At east that reca yes
"Q Or a Grand Jury test mony or someth ng ke that?
"A R ght
"Mr Stee e Okay Noth ng further "
Then further exam nat on
"BY MR ROSENBLUM
"Q Just a few th nk we can estab sh that between December 29th and February 15th when you test f ed before the Grand Jury you d dn't have any depos t ons r ght? hadn't taken your depos t on --
"A R ght
"Q -- had correct?
"A Correct
"Q Nobody e se had re ated to th s case correct?
"A Correct
"Q So we can certa n y ru e out depos t ons r ght?
"A R ght
"Q And when was ta k ng about meet ngs that you had at east two meet ngs w th

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Ms Gardner you knew what was ta k ng about You knew what a meet ng s r ght?
"A Yes
"Q R ght mean there's no h dden connotat on to what a meet ng s r ght?
"A R ght But know what he's referr ng to t's not that spec f ca y came here to have a meet ng so --
"Q But whether you came here to have a meet ng or not the fact of the matter s you met w th her on at east two occas ons r ght?
"A R ght
"Q She was n the room w th you correct?
"A Correct
"Q You-a were ta k ng correct?
"A Correct
"Q You a ready to d us about one subject be ng the Phone and how t works and ntroduc ng that subject correct?
"A Correct
"Q And those meet ngs asted for up to ha f an hour maybe more correct?
"A Yes
"Q And t was at east you and K m

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Gardner Was anybody e se n the room? D d she have a w tness?
"A My -- my attorney was w th me
"Q Other than Mr S mpson anybody e se n the room?
"A know Mr Stee e was there --
"Q Okay
"A -- too
"Q Anybody e se?
"A be eve -- know met a woman one t me
"Q A woman? Part of the prosecut on team?
"A Yes don't remember her name
"Q What d d she ook ke?
"A B ond ha r
"Q So maybe -- don't want to nsu t anybody but --
"A don't know who
"Q Husky woman w th b ond ha r short ha r?
"A Yes B ond yeah remember meet ng her once
"Q s her f rst name Rache Sm th?
"A Yes That sounds r ght

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"Q: You met her. D d she ask you quest ons?
"A: K nd of. Let me th nk. don't remember why.
"Q: We , th s s --
"A: Or -- or when was ta k ng to her. Yeah, know.
"Q: Was th s n the f rst meet ng or the second meet ng?
"A: don't remember spec f ca y. t def n te y was not the f rst t me so --
"Q: So t wou d have been --
"A: t wou d have been after.
"Q: One of the other -- at east one, f not, more meet ngs?
"A: The Grand Jury th ng, r ght.
"Q: Okay. Before the Grand Jury, r ght?
"A: th nk she just had me exp a n what happened --
"Q: Okay. So --
"A: -- n the Grand Jury.
"Q: She sa d --
"A: And the Grand -- th s was after the Grand Jury test mony. know that. And she

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just had me exp a n what ta ked about n the Grand Jury test mony
"Q A r ght So th s wou d have been?
"A can't remember
"Q Was -- was -- was Mr Stee e and Ms Gardner and your awyer n that meet ng as we ?
"A Ms Gardner was Ne ther one of the men were
"Q So t was Ms Gardner Ms Sm th and you?
"A That -- yes Actua y for that part -- a though d d meet the other gent eman
"Q Mr D erker?
"A No
"Q Mr Su van?
"A met h m but he wasn't n there for th s conversat on
"Q A r ght So et me wa k through th s rea qu ck y So we've ta ked about the two meet ngs that you had pr or to the Grand Jury r ght?
"A Or around that t me because know that came n for the Grand Jury That m ght have been -- that just m ght have been --

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"Q We ta ked spec f ca y about two meet ngs at east before the Grand Jury n between the 29th and the Grand Jury We've ta ked about that at engthr ght?
"A R ght
"Q You descr bed the part c pants n -- n both those meet ngs on at east two 30 m nutes Mr Gardner both the men Mr Stee e your awyer Mr S mpson and yourse f r ght?
"A R ght
"Q Okay Now you're descr b ng a th rd meet ng r ght?
"A Yes
"Q Okay
"A Or at east --
"Q" And th s th rd meet ng --
"A Yeah
"Q -- you be eve that -- you be eve was after you gave Grand Jury test mony?
"A Yes be eve so
"Q And th s was a meet ng just between yourse f and Ms Gardner and Ms Sm th?
"A Yes
"Q And that was the f rst t me Ms Sm th had met you?

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"A Yes be eve that's the on y t me
"Q And how ong was that meet ng?
"A Maybe an hour
"Q An hour ong meet ng?
"A Some Yeah, ke around there
"Q Okay And bas ca y, you were convey ng to Ms Sm th that you were prev ous y conveyed -- what you prev ous y conveyed to the Grand Jury and to Mr T saby and to Mr -- and to Ms Gardner, r ght?
"A Correct
"Q So you're go ng through your who e vers on of events aga n, r ght?
"A No, not the who e vers on She was k nd of ask ng me spec f c th ngs
"Q And that was for an hour?
"A Yeah, ke around there
"Q Now, she wou d have had to be ta k ng -- or be tak ng notes?
"A don't remember spec f ca y e ther don't know was -- just remember ta k ng to her
"Q Were you r ght across from her?
"A Yes, she was across from me

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"Q And as she was ask ng you quest ons and you were ta k ng you have no reco ect on as to whether or not she was tak ng notes as she went through an hour ong meet ng?
"A Not that can p cture no
"Q Pardon me?
"A Not that can p cture
"Q Can you say she wasn't?
"A can't say for sure don't know
"Q You can't say one way or the other?
"A R ght don't know
"Q And that was for an hour you th nk?
"A Yeah L ke around there uh-huh
"Q And t was d scuss ng the con -- the -- the facts of the case?
"A Yes
"Q And t wasn't as far as you know n preparat on for any Grand Jury test mony because you'd a ready test f ed r ght?
"A Yes correct
"Q And t wasn't n preparat on for tr a to your know edge correct?

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"A No t was not
"Q t was just a conversat on you were hav ng to essent a y educate Rache Sm th?
"A Yes To get her up to speed or -- don't know
"Q And once more and n the course of that meet ng s that when you met Mr Su van?
"A Yes Just before
"Q Just before that meet ng?
"A And then he wa ked out yes
"Q After the Grand Jury and before that meet ng?
"A Yes L ke r ght before that He was n there and just sa d h and wa ked out
"Q He just sa d h ?
"A Yes
"Q D d you -- had you ever met h m before?
"A No had not
"Q D d you ask anybody wh e he was there what h s ro e was?
"A We a ready knew That had been announced that he was part of that part of the team But then never ta ked to h m
"Q A r ght "

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Qu ck conversat on about t me Next quest on by Mr Stee e
"Q The quote-unquote meet ngs or what's been descr bed as meet ngs the t mes that you had come here were -- were you ear y on those occas ons?
"A 'm not sure
"Q And et me try to c ar fy that By terms of ear y mean d d -- d d you s mp y arr ve at the bu d ng and go stra ght to whatever you were here for or were they -- was there some t me you had to essent a y wa t for whatever t was to start?
"A Oh yes def n te y had wa t t me --
"Q Okay
"A -- before th ngs
"Q And -- and so when you're say ng that at th s -- th s meet ng where you ta ked or whatever was 30 m nutes was that the 30 m nutes or so preced ng you were here for the depos t on test mony or whatever t was?
"A At east -- you mean w th Ms Gardner?
"Q We to be -- what -- what

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they're say ng s a meet ng, because -- -- and 'm not sure, but -- 'm just try ng to f esh th s out. s -- s what's be ng ca ed a meet ng actua y s mp y an nc dent or occas on that you're here for someth ng e se and you were wa t ng for whatever t was you were here to start?"
Mr. Rosenb um objects. And then an answer.
"A: mean, yes. def n te y came here ear y for the Grand Jury those t mes and to ta k to her.
"Q: What about -- what about the depos t ons, the t mes you -- you came for the depos t ons?
"A: Yes. And 've been here wa t ng for the depos t ons as we , yes.
"Okay. Noth ng further."
Further exam nat on by Mr. Rosenb um:
"Q: But we're c ear that the two meet ngs was ta k ng about before the Grand Jury and the one w th Rache Sm th after the Grand Jury had noth ng to do w th the depos t on?
"A: So don't know about the two before because there cou d have been one before the Grand Jury. be eve that's the case, yes. After

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met w th Mr. T saby.
"Q: You're just not sure?
"A: Or maybe t wasn't. don't -- see, don't want to say for sure.
"Q: Okay.
"A: But 'm pos t ve that ta ked w th her before the Grand Jury. L ke, we met and just k nd of --
"Q: Okay. My quest on was, 'K.S., a those meet ngs we d scussed' --
"A: R ght.
"Q: -- 'two -- at east two ha f-hour meet ngs, you sa d two before the Grand Jury and one after the Grand Jury for an hour w th Rache Sm th, that had noth ng to do w th my depos t on. Noth ng. hadn't taken t yet.'
"A: Oh, r ght.
"Q: You weren't here yet. So whatever Mr. Stee e s say ng w th respect to meet ng for depos t ons, that had noth ng to do w th what you were ta k ng about?
"A: R ght. That was afterwards.
"Mr. Rosenb um: Noth ng further."
Further exam nat on by Mr. Stee e:
"Q: And -- and just aga n so we're

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c ear, these, quote-unquote, meet ngs were -- were these nstances where you s mp y came here and met w th someone and eft, or were you here for at east --

"A: We , spec f ca y remember the one where met Rache Sm th was, but can't reca another t me where was outs de of that."

"Q: Noth ng further."

MR. AUST N: And that ends the depos t on.

MR. BARNES: Okay. Anyth ng further for th s even ng? See ng none, we w -- we're not ced up for 8:00. We are go ng to start -- why don't we start at 8:45. Th s s a not ce to the med a that we are not ced up for 8:00. t s too ate to change the comm ttee not ce. We w not be start ng the hear ng at 8:00. The hear ng w start at approx mate y 8:45. Whether t's eg s at ve t me or rea wor d t me, t w be approx mate y at 8:45. We have Mr. Watk ns at 9:00. That conc udes today's depos t on.

(Whereupon, the proceed ngs adjourned at 7:06 p.m.)

--oOo--

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CERT F CATE OF REPORTER

, RENEE COMBS QU NBY, a Reg stered Mer t Reporter, Cert f ed Rea t me Reporter, Cert f ed Shorthand Reporter (CA), Cert f ed Court Reporter (MO), Cert f ed Court Reporter (L), and Notary Pub c w th n and for the State of M ssour , do hereby cert fy that the forego ng proceed ngs were taken by stenograph c means by me to the best of my ab ty and thereafter reduced to pr nt under my d rect on.

further cert fy that am ne ther attorney nor counse nor re ated nor emp oyed by any of the part es to the act on n wh ch th s depos t on was taken; further, that am not a re at ve or emp oyee or any attorney or counse emp oyed by the part es hereto or f nanc a y nterested n th s act on.

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HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

May 24th, 2018

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APPEARANCES

Representative Jay Barnes, Chairman

Representative Don Phillips, Vice-Chairman

Mr. Alex Curchin, Senior Counsel/Legislative Director

Representative Jeanie Lauer

Representative Kevin Austin

Representative Gina Mitten

Representative Shawn Rhoads

Representative Tommie Pierson, Jr.

Representative Greg Razer

Representative Curtis Trent

Representative J. Eggleston

Also present:

Mr. Edward Dowd, Defense Counsel

The Court Reporter:

Ms. Tara Schwake, CRR, RPR

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(The hearing commenced at 8:54 a.m.)

MR. BARNES: Hi, we'll call this meeting of the Special Investigative Committee, House Special Investigative Committee on Oversight to order. Mr. Secretary, please call the roll.

MR. CURCHIN: Representative Barnes?

MR. BARNES: Here.

MR. CURCHIN: Mr. Phillips?

MR. PHILLIPS: Here.

MR. CURCHIN: Mr. Austin?

MR. AUSTIN: Here.

MR. CURCHIN: Mr. Eggleston?

MR. EGGLESTON: Here.

MR. CURCHIN: Ms. Lauer?

MS. LAUER: Here.

MR. CURCHIN: Ms. Mitten?

MS. MITTEN: Here.

MR. CURCHIN: Mr. Pierson?

MR. PIERSON: Here.

MR. CURCHIN: Mr. Razer?

MR. RAZER: Here.

MR. CURCHIN: Mr. Rhoads?

MR. RHOADS: Here.

MR. CURCHIN: Mr. Trent?

MR. TRENT: Here.

MR. BARNES: We have a quorum. We have a quorum. I will note that this is the 87th day of the existence of this committee. On day one Mr. Dowd indicated that he and his client would be cooperating and this is the 87th day that Mr. Greitens has not appeared before this committee.

Mr. Dowd, do you recall telling this committee this week that there was a gag order in place in the criminal trial?

MR. DOWD: Yes, I did. There was a gag order and a discovery order.

MR. BARNES: And you remember saying earlier this week it was still in place; is that correct?

MR. DOWD: The discovery order is still in place, I believe. Not the gag order.

MR. BARNES: We have an e-mail from Judge Burleson that says the gag order was dissolved by the court's announcement at the time the case was known. The court unsealed certain previously sealed documents at the time. I believe some, if not all of the documents regarding that were on the record. Hope this clarifies.

MR. DOWD: That's correct.

MR. BARNES: We want our documents,

Mr. Dowd. Stop hiding them. Where are our videos, Mr. Dowd, that we have requested?

MR. DOWD: I told you exactly what is accurate.

MR. BARNES: No, Mr. Dowd, your accuracy is greatly in question now, Mr. Dowd.

MR. DOWD: No, Mr. Chairman, I have a right to respond to your attack on me. Now listen. That judge --

MR. BARNES: No, you listen to me, Mr. Dowd.

MR. DOWD: -- lifted the gag order. I don't see where he lifted the discovery order.

MR. BARNES: That's not what you said earlier this week, Mr. Dowd.

MR. DOWD: That's exactly what I said.

MR. BARNES: You said it was the gag order that I'm -- to my memory.

MR. DOWD: No. Look --

MR. BARNES: Now I have another question.

MR. DOWD: Look up the transcript. I know exactly what I said and I am correct.

MR. BARNES: Mr. Dowd, my next

question is, well, Volume 2 certainly wouldn't be subject to that. Now next question, Mr. Dowd.

MR. DOWD: I gave you Volume 2 of the transcript as you requested.

MR. BARNES: Mr. Dowd, I was informed by Mr. Robertson this morning, and here's what the letter says. It says, Mr. Chairman, Scott Simpson, counsel for witness one, called me and asked me if his client needed to appear on June 5th. I indicated that the committee had subpoenaed his client at the behest the Greitens' counsel and he should expect to produce his client as per the subpoena.

I asked if he had been served and he said yes. I then asked why he had called. He said he had received a call from Ed Dowd who indicated if he, Mr. Simpson, received a subpoena, it would not have come as a result of a request by the Greitens' counsel and his client was being asked to appear by someone else, not by Greitens and his counsel. And Mr. Robertson attached a screenshot of a call log that showed that somebody from your firm apparently, Dowd Bennett, called Mr. Simpson at 6:51 p.m. last night.

MR. DOWD: That is correct.

MR. BARNES: Mr. Dowd, you would agree with me that you requested we subpoena witness one to testify for the sixth time, correct?
MR. DOWD: That I requested that?
MR. BARNES: Yes.
MR. DOWD: Yes, we did, and I told Mr. Simpson we were not going to call her. That's the whole conversation.
MR. BARNES: Oh, you're not going to call her. You're going request that the committee call her but you're not going to call her. So let me ask this. Since you're not going to call her, should we retract our subpoena to witness one?
MR. DOWD: I think you should do whatever you want to do. If you want to have her here, go ahead.
MR. BARNES: Mr. Dowd, you asked that she be subpoenaed.
MR. DOWD: Right.
MR. BARNES: I am asking you, since you called Mr. Simpson last night and said it wouldn't be at your subpoena, what I am asking you is, do you think we should retract subpoena --
MR. DOWD: I think that is totally up to you, Mr. Chairman.

MR. BARNES: Oh, it's up to us now, but two days ago you asked us to subpoena her and now it's up to us.

MR. DOWD: Yes, and you've been reading her deposition for three days, you're not giving us a chance to cross-examine. If you give us a chance to cross-examine, bring her in. But if you're not going to give us a chance to cross --

MR. BARNES: Mr. Dowd, do you know what's in this book? Do you know what's in this book?

MR. DOWD: I have no idea.

MR. BARNES: It is double-sided pages of fourteen hours of cross-examination. Mr. Rosenblum is a good lawyer, isn't he, Mr. Dowd?

MR. DOWD: Yes, exactly.

MR. BARNES: He's the best -- he might be the best lawyer in the state. The best defense lawyer in the state. You may be the second best but I think when you brought Mr. Rosenblum in --

MR. DOWD: I would argue that.

MR. BARNES: That's fair. Mr. Rosenblum, though, is the best you can get. He had fourteen hours. Look how thick this is, Mr. Dowd.

MR. DOWD: Mr. Chair, you should know the difference between a deposition and a public hearing where you cross-examine someone --

MR. BARNES: So Mr. Dowd --

MR. DOWD: -- with a judge and people sitting there controlling the process, it's a totally different thing. And if we were allowed to do that, I think that there would not be a single person in this entire House that wouldn't think that the relationship was consensual, the relationship that the governor admitted to and that's all there is.

MR. BARNES: So when will Mr. Greitens show up to testify, Mr. Dowd?

MR. DOWD: That is not been determined.

MR. BARNES: We're on the 87th day. It takes you 87 days to make a decision?

MR. DOWD: As you know, these matters are now being investigated yet again, this false case that was dismissed by --

MR. BARNES: Mr. Dowd, do you think it's important for us to get both sides of this? Do you think it's important to get both sides?

MR. DOWD: I think it's important for

you to get as much good information as you can.
MR. BARNES: And your client was in the basement that day, correct?
MR. DOWD: That's correct.
MR. BARNES: So when is he going to testify, Mr. Dowd?
MR. DOWD: I think what was -- actually what happened there has been proven 1,000 percent by the testimony.
MR. BARNES: When is he going to testify, Mr. Dowd? Answer the question that's --
MR. DOWD: And how long --
MR. BARNES: -- been presented.
MR. DOWD: I've already answered that question.
MR. BARNES: You don't know.
MR. DOWD: I don't.
MR. BARNES: Okay. Thank you, Mr. Dowd. I also want to talk to --
MR. DOWD: Mr. Chairman, nice talking to you.
MR. BARNES: I also want to make members of the audience aware because I know there was some -- there were some quizzical looks yesterday when we started the hearing and we

immediately went into closed session. So I want to explain exactly what happened.

In one of the depositions Mr. Rosenblum introduced evidence from a pornographic website of a picture of a woman who has nothing to do with this case.

Before the hearing started, I met with Mr. Dowd in the hallway and I asked him if he would be willing to stipulate that those pictures were not in fact witness one because anyone who's seen those pictures and has seen witness one over a significant period of time or pictures of her can tell that it is not her.

Mr. Dowd refused to so stipulate which I suppose is his -- as a lawyer, that is what he can do. So it put this committee in a box. And the box is this. If we redacted that testimony, Mr. Dowd and his cohorts, including Twitterbots, would accuse this committee of hiding information. And if we don't redact it and we don't review that particular photo, his team would either directly or indirectly further add insinuation that those were pictures of witness one, and how would the committee fight back from that insinuation?

There's only one way to do it, and

that would be to reveal a picture of witness one combined with the picture from this pornographic website from this woman who had nothing to do with this.

So that was catch-22. So we had a closed meeting, the committee unanimously found that there was no credible evidence that those photographs were witness one.

Now, from the beginning this committee has sought a way to determine the truth and at the start Mr. Dowd indicated and he his client were happy to cooperate. I'm an optimist. I still hope that may be the case. And I am -- I have been disappointed through this process and what I believe to be misrepresentations of fact and misrepresentations of law. But have I to say yesterday's conduct in regards to those particular photographs is flat out disgusting to me.

MR. DOWD: You know, I can't stipulate to something that I don't know is true, Mr. Chairperson, you understand that, as an attorney? If I don't know that's true --

MR. BARNES: You know good and well, Mr. Dowd, you have seen her, we have seen her, you have seen the pictures, we have seen the pictures.

MR. DOWD: I don't know if that's her or not.
MR. BARNES: Okay.
MR. DOWD: Her face is bounded. Or strapped. You don't have to make those public. That's your choice to make those public. I wouldn't do that if I were you.
MR. BARNES: Mr. Dowd, the vice chairman and the ranking member both said they had absolutely no doubt that it wasn't her.
MR. DOWD: That's fine, they can stipulate to that. I can't because I don't know.
MR. BARNES: No person with a set of eyes that can compare things would take your position. Now, I understand that you would not stipulate, the committee has reviewed those pictures, she said they weren't her in the deposition, we wanted to make clear in the record that they were not, they in fact were not her?
MR. DOWD: Which I understand that. That's your prerogative.
MR. BARNES: Now, Mr. Watkins?
MR. HATFIELD: Good morning, Mr. Chairman.
MR. BARNES: Take a seat, Mr.

Watkins. We have a specific oath in the resolution. I would like to use the oath in the resolution if I could.

Mr. Watkins, can you -- I mean, I know how to swear a witness in but -- Mr. Watkins, would you raise your right hand? Mr. Watkins, do you solemnly swear or affirm that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. WATKINS: So help me good.

MR. BARNES: Mr. Watkins, please take a seat. Mr. Hatfield.

MR. HATFIELD: Yes, Mr. Chairman.

MR. BARNES: Playing kind of the role of Abe Lincoln here, you represent -- well, I don't know if it's the railroad in the morning and the person hurt in the afternoon, I gave the example a couple weeks ago on House floor where I lost a motion on a legal issue in front of Judge Beetem one week, and four weeks later I -- and I came back in afterwards and I told him, Judge, I think you got it wrong, after the case was over, and about, I think it was two months later I was on the other end of the exact same legal issue and I lost both

ways and I was right both times. So.

MR. HATFIELD: You've heard me say if you can't argue both sides of a case, you're not a very good lawyer.

MR. BARNES: Well, we're going to have some inconsistencies here that we're -- well, maybe they're not inconsistent. We'll hear them.

MR. HATFIELD: Right. This is the first time I have had the honor of representing two witnesses who come from the same conversation. I'm happy to be here.

ALBERT S. WATKINS,

of lawful age, having been produced, sworn, and examined, testified as follows:

EXAMINATION

QUESTIONS BY MR. BARNES:

Q Can you state your name?

A My name is Albert S. Watkins.

Q Mr. Watkins --

MR. HATFIELD: Mr. Chairman, Mr. Watkins has sent an open letter to you about this testimony talking about the confidentiality issues and privilege issues. Does the --

MR. BARNES: Do you have copies of that letter?

MR. HATFIELD: Yes, I do.
MR. BARNES: If you could distribute? I understand that when we get into areas of attorney-client privilege, I fully expect his lawyer to jump in with an objection as to privilege. But I think there are some areas here that aren't in the realm of privilege. For example, the source of payment I believe was ruled to not be within the realm of privilege.

Q (BY MR. BARNES) Now, Mr. Watkins, I believe you told the LA times that you were told this $120,000 came from a wealthy, out-of-state republican? Is that true?

A That is what I was told.

Q Okay, and who told you that?

A Scott Faughn.

Q And when did Scott Faughn tell you that?

A So by way of clarity and we have been focusing on $100,000, there was $100,000 in cash paid in two $50,000 payments. I have been able to confirm that the date of the first payment was January 8, 2018. That's a Monday. The second payment was made in the amount of $50,000 in cash form on Tuesday, January 9, 2018.

Both of those payments were understood by me by virtue of what was told to me by Mr. Faughn expressly that the money, the source of those two payments was a wealthy republican and then referring to the wealthy republican as someone whose relation -- the relationship between the governor and this wealthy republican was personal. Which I interpret to mean there was an axe to grind.

There were two subsequent payments. One in the amount of $10,000. Which was at the time our firm was engaged formally by Mr. Vaughn and another $10,000 payment that was received shortly after forms of intimidation were received by my family --

Q Let me slow you down, okay, Mr. Watkins? Is it your contention that all $120,000, do you believe, based on your conversation with Mr. Faughn, that all $120,000 came from this out-of-state wealthy republican?

A No, we only talked about the two $50,000 payments as having been from this wealthy unnamed republican.

Q So would it be fair to say that you believed there was $100,000 from this unnamed

wealthy out-of-state republican?

A That's correct. That is my belief.

Q And do you have a belief as to the source of the other $20,000?

A No, I didn't really think about it. I can say that, given the totality of the circumstances and given the fact that the two subsequent payments were made in cash as well, I assumed that they were from the same source. Although, there is nothing expressly stated.

Q Okay. So that's an assumption not based on any further conversation, that is just because you had the first conversation?

A Correct.

Q How can you be -- you talked to a lot of people, a lot of different people about a lot of different things, right?

A That's generally my job.

Q And, Mr. Watkins, I think you talk a lot, correct?

A I take a certain degree of pride in my loquacious nature.

Q Okay. How are you certain today that you, that that is what was said on January 8 and 9?

A On the day that the -- you know, and

let me further contextualize this. We met -- when I say "we," I am talking about Scott Faughn and me. The statement about the wealthy republican who had an axe to grind and it was personal, he didn't say an axe to grind but he said it was personal, that conversation occurred on Friday, January 5, 2018. The first payment of $50,000 was delivered on Monday, January 8. The second was delivered on January 9.

Q And who delivered that first payment?

A The first payment was brought to the office by Mr. Faughn.

Q Okay. And who delivered that payment on the 9th?

A I don't know. I understood him to be either Skyler or Striker during the course of my deposition by the governor's counsel. I initially used the name Striker, I was corrected and told it was Skyler.

Q Who corrected you?

A My counsel.

MR. HATFIELD: And he had publicly said it was Skyler before.

MR. BARNES: They are similar names and that is a -- so Skyler or Striker, one of the

two --

A And so that you understand, it's important. 2003 I was diagnosed with stage 4 cancer and I went through a protocol that involved the administration of a ton of chemo called Cisplatin. As a result of that, I lost the upper range of my hearing. And one of the things that I am very sensitive to, especially as a trial attorney, is making sure that I am able to look at somebody when they're talking to me because I have to read their lips.

And you will also hear on occasion, it's -- I have to focus on the S sound so it doesn't sound like I'm slurring my words. Striker and Skyler sound similar. I have trouble discerning letters like B from C, D, E, F, so when somebody gives me the spelling of their name, I ask them to say A as in Albert, B as in boy.

Q (BY MR. BARNES) Okay. Did -- so we're fair to say it's Striker or Skyler, today you're not entirely certain because of the rendition you just --

A Yeah, and I, quite frankly, I didn't care. I mean, here is a guy who appears to me to be a courier. You know, he was dressed like a

courier, wasn't wearing a uniform but he was casually dressed, it was a young man. I didn't know who he was, didn't talk to him, didn't meet him, and, quite frankly, didn't care.

Q Okay. Mr. Watkins, did Mr. Faughn indicate anything about the nature of this alleged beef with this wealthy republican?

A No. I pressed him on a number of occasions about who this wealthy republican was. There was -- it was very clear from the get-go that the desire was to have this individual remain anonymous.

The only other information that I was able to glean about this individual during the course of my interaction with Mr. Faughn was when there had been a public statement or assertion by the governor's counsel that somehow Roy Temple was involved in it. And when I spoke to Mr. Faughn, I said, hey, you know, does this have anything to do with Roy Temple? I had interacted with Roy Temple and he did not seem like the kind of guy who would play those games but, you know, what do I know and Mr. Faughn said no, this individual isn't even in Missouri.

Q So you had interacted with Roy

Temple?

A Yes.

Q Have you interacted with Mr. Temple since, within the last six months?

A Yes.

Q Okay. What were the nature of those interactions?

A So it's really important not to -- not to investigate in a temporal bubble. So it's important sometimes to contextualize things.

Q Well, I want you to contextualize. I gave you the open frame of six months. Explain to me dates of contacts in which you're --

A I'm going to stream back to late September, early October of 2016 when my first interaction in my life occurred with Roy Temple. I didn't know who he was. I understood that he was a political operative for the democratic party. I did not know that he had been the chairman of the democratic party. I really didn't know what his agenda was except for the fact that he wanted to get the story about the governor and my client's former spouse out in the public eye prior to the election.

My interaction with him was

professional. I heard from him, I asked him to give me the information you have. What do you know? He shared with me what he knew and he had the story spot on.

I then was very candid with him. I didn't mince words. I said, look, there are minor children involved. My client has desired and continues to desire to keep and protect and maintain the image of the mother in the eyes of his children. And to his credit, he did not run with the story.

He called me a second time prior to the election because he had heard the story from yet somebody else. And he gave me the name of that other person. I looked into that, did the research, found out that in fact that other person was -- and I believe it was an uncle of my client.

I again explained this was not something that we would verify, we don't want it out there and I was candid, he had the story spot on but it's not going we're going to verify. That was the last I heard from Roy Temple until after we released the audiotapes and after the State of the State Address.

Q Okay. So after you released the

audiotapes. When did you release the audiotapes?

A I believe the first release of the audiotapes occurred in early January, I believe it's January 3, 2018. At the time -- and again --

Q And do you recall to whom you released those tapes?

A Yes, there are a number of parties. So all media -- well, not all media. Primarily media. In, first of all, in February, I believe it was, or January of 2017, I provided the tapes to the Federal Bureau of Investigation pursuant to their request.

Q Okay. Now let's go to January 3, 2018. Primarily media. So Lauren Trager. Is she one of them?

A Yes. We had also released to -- I believe we released to Fox pursuant to an understanding that the tapes could not be used, or the recording could not be used, and the transcript couldn't be used unless they moved forward with the story and that they couldn't put it on their website except to the extent that it showed up in the story. And ultimately Fox came back and advised that because they could not get corroboration, they could not move forward with the

story.

We serendipitously -- Lauren Trager had contacted me, I don't know whether it was in connection with another case. She from time to time will call and just inquire about what's going on and see if there's something that's newsworthy out there.

And I talked to Lauren, and given the fact that Lauren Trager had a prior interaction with K.S., that was understood to put her in a position of comfort about the accuracy of the representations that were made in the recording, Lauren and KMOV ended up being the local CBS affiliate local media outlet for television that we utilized to work on this project.

St. Louis Post-Dispatch, we worked with the editors, including Christopher Ave, and another associate editor, and we worked with them as well. They both felt comfortable at the time that we were working to the terms that I required which was they could not utilize them unless they released the story or aired a story. They felt comfortable that they would be able to corroborate the story.

Our strategy was to make as much

noise as possible, so the goal and objective was to make sure that this story got out on or shortly before the State of the State Address which was to be conducted on January 10, 2018.

Q And why was that?

A Because we knew, traditionally the governor holds a lengthy press conference following his State of the State Address and we wanted it out there.

Q Why?

A To make as much noise as possible. So this is where the temporal bubble is important.

Q Why?

A My client hired me in September of 2016, the intake on that was very simple. My client had his wife compromised and his marriage compromised by a man of such power that he feared for his life. Other firms had declined representation. When he came in, that was his goal and objective being to suppress this story, keep it out of the public eye, and do what had to be done to put my client in a position where he was safe and secure.

So our undertakings commenced with Roy Temple. But that wasn't all that we did.

Simultaneously we wanted to make sure that we got through a back channel the message to the governor loud and clear, don't mess with my client. He was very sensitive to the fact that he felt he had been hacked, he felt his computers were messed with, he felt somebody was messing with his mail.

I deal with people all the time, some are crackpots, some of them are absolutely spot on. This man was very credible. So we took measures and steps in October of 2016 --

Q Mr. Watkins, I'm sorry, this committee, at least members who are here before, this committee completely disagrees with the statement about the credibility of who we refer to as witness three. But --

A And who might witness three be? Because I am not sitting here all day.

Q Witness three is the ex-husband.

A And that's fine.

Q And I understand you're his counsel and --

A My duty and my obligation is to my client, not to you.

Q I completely understand that, Mr. Watkins.

A So if you want for the good people of the State of Missouri to hear --

Q Mr. Watkins, I understand that.

A -- everything, they need to hear everything.

Q Well, I will let you continue your question but when we talk about -- your answer but when you talk about the credibility of witness three, this committee unanimously agreed that but for the authentication of the tape, that witness three's testimony means nothing. We do not believe a word that comes out of his mouth and we're not sure anything that comes out of his mouth means much because he wasn't in the room.

A He did not play a role. So as to the credibility of my client, I am an advocate and I have the duty to my client and I understand and appreciate that you may have an elevated degree of discomfort with his credibility and, quite frankly, and with all due respect, I don't care. The good people of the State of Missouri need to know and understand that this is the mind-set of a man who has endured the decimation of his marriage by a man -- another man in a position of power and authority. A man who did not -- did not stop, not

only did he decimate that marriage, but he infused himself on a continuing and ongoing basis through not one but two reconciliation attempts.

This is a man who heard from his own wife's mouth a story about his wife being hit when she was -- when she told and confessed that she had, yes, slept with her husband during a period of reconciliation. My client was decimated. Then he had to endure every single day in the newspapers articles about Greitens. News releases about Greitens. Advertisements of Greitens blowing up cars.

You all know he was a Navy Seal, oh, and goodness he was also a Rhodes Scholar. This man wanted to be president of the United States. And my client endured that. Endured that. He had those recordings. He knew that the governor knew that my client knew about what happened.

My client knew that the governor knew that my client had recordings. The next thing you know he is in 2015, worried about whether this guy in 2016, '17, '18 is going to become president of the United States and he knows he's got these recordings?

My client was in abject fear. When

all this happened in 2015, my client wanted to ruin the governor. My client wanted --

Q You admit there is some vengeance as well. There may be fear --

A Oh, in 2015, absolutely.

Q And vengeance. So vengeance was my question.

A Vengeance, every emotion in the book. Vengeance, hate, disdain. You know, if that had been my wife, I'd have a (not audible, but not discernible) on his forehead.

Q Did -- did --

MR. HATFIELD: Mr. Chairman, you asked him to tell the whole truth. He's attempting to do that. I don't know if he's finished or not?

A I'm not. What's really important, and I talked about this temporal bubble early on. You can't be oblivious to the reality that my client had the recordings, he knew the governor knew that he had the recordings. He knew the governor knew that he knew all about what was going on and in the divorce proceedings which commenced in 2015, after two failed reconciliation attempts, my client didn't use those recordings, he didn't admit them into evidence, he didn't reference it in

the divorce. Everything went to the wife with the exception of his intellectual property.

In 2016 --

Q (BY MR. BARNES) We're staying on why. The question was why. So we've got fear. We've got vengeance.

A No. That, now, by the time the divorce occurred, there was no vengeance. There was no desire. He had moved past it. By the time the divorce occurred, he knew his relationship with his wife was over. He knew that he still cared deeply for his wife. He knew that he had to co-parent with this woman who was his wife, someone he cared about.

That was his priority then, and when he hired us, that was his priority, and it remained his priority until late December 2017. My client --

Q So what changed in December 2017?

A In late December of 2017, what used to be a periodic phone call from someone in the media became a steady drip of calls.

Q How did it become a steady drip? We had a witness tell us she received calls from a reporter and she believed the only way they

possibly could have got her number was from your client. So how did it become a steady drip?

A First of all, I can tell you with the highest degree of sincerity and personal experience that members of the media have absolutely a dogged pursuit capacity when it comes to garnering contact numbers. They also have access to -- and this is important because this ended up being the proverbial straw that broke the camel's back. They have access to and can garner through a service the phone numbers of every single phone on a particular plan that is in the name of an individual.

So in the case of my client, they were able to garner every phone under my client's --

Q I'm not talking about the kids. I'm not talking about the kids. I'm talking about a friend. A friend who wouldn't have been on your client's plan in any fashion.

A Oh, you're talking -- are you talking about a friend of K.S.?

Q And -- yes. Yes. Who testified that she was contacted by a reporter and she believes -- I've read her testimony and she believes the only way that could have happened is through P.S.

A At what time?

Q At the time that the story was about to break. I do not believe -- was it immediately pre or post? It was right around the time of this story.

A I can tell you -- and that's a really good, that's a good question. My client did not provide any of those numbers.

Q Okay. And you would agree with me --

A It's really important. I provided those numbers. Why? Because we had a sense of urgency. There was no corroboration that could be garnered sufficient to permit the Post-Dispatch and KMOV to discharge their professional duties as journalists before publishing the story.

I provided names of individuals that we believed could corroborate through contemporaneous statements the contents of the audiotape. With that we provided the last known numbers that we were able to garner. So, no, that wasn't my client. There is no vengeance there. That was me discharging my duty to my client, trying to get this story out.

Q Okay. Back to the money. Was that money delivered in any understanding that it would

be a payment to P.S.?

A The representation was made that, yeah, it was for P.S.'s fees and hopefully to help him have a soft landing.

Q What does that mean by soft landing?

A Soft landing, given the shit storm that was going to ensue. I believe that was the exact word that was used. One which I might add was prophetic.

Q It is fair to say that a storm has ensued. How much has gone to P.S.?

A Zero. 100 percent of the money that has been received has gone into the coffers of Kodner Watkins, and there is a significant balance due.

Q Have you ever spoken with witness one?

A If you tell me who witness one is.

MR. HATFIELD: K.S.

Q (BY MR. BARNES) K.S.

A No, I have not.

Q Have you ever given her money?

A I have never given her money.

Q Have you ever told her she could just say nothing happened?

A Never.
Q Have you ever told her how to testify?
A No.
Q Have you ever spoken with Michael Hafner?
A No.
Q I'm stealing the vice chairman's questions from yesterday. Have you ever paid Michael Hafner any money for testimony?
A I don't know who Mr. Hafner is, the answer is no.
Q Have you ever spoken with Krystal Taylor?
A Again, I don't know that person is, the answer is no.
Q Have you ever paid Crystal Taylor any money?
A No.
Q Have you ever spoken with Lindsey Hodges?
A I don't know who that person is, no.
Q Have you ever paid her any money?
A No.
Q Have you ever spoken with Danny Laub?

A I know Danny Laub. I've never talked to him, never met him. I know the name because of the media reports, and the answer is no.

Q Have you ever paid him any money?

A No.

Q Have you ever spoken with Spencer Kympton?

A I don't know that person, never heard that name before that I can recall, no, I have not paid that person money.

MR. HATFIELD: Or spoken to him?

A Or spoken to him.

Q (BY MR. BARNES) You made a mention of the -- you were saying something about the other $20,000, there were -- there was -- and I'm trying to -- what was the purpose of the remaining 20? You said it was your understanding that it was all from the same source. That was your assumption.

A That was my assumption, yes.

Q Okay. Well, what was the purpose of payments three and four? Or it was -- I believe Mr. Faughn testified yesterday he didn't know if it was three or four payments; is that right, Representative Trent?

Whatever it is, there was an

additional 20,000. Whether it was a third and a fourth payment, we know there was an additional 20,000. What was the purpose, why an additional 20,000?

A 10,000 was for Scott Faughn's legal fees. The -- and I -- you know, there was a little bit of quick movement going on at the time. There had been a credible act of intimidation that had occurred that involved my family. And I got my family out of town and I told Scott I need to get my family out of town immediately.

He brought in $10,000 for that. We -- I didn't say -- we didn't discuss whether it was a retainer or what. I just made it really clear I needed some cash to get some family out of town while I took care of security measures.

Q So you believe the $10,000 was a retainer and then another ten was sort of money for -- is Mr. Hatfield showing you your deposition testimony? Is that what you're reviewing?

MR. HATFIELD: Yes.

A The good news is he's got it highlighted in opaque green, so I'm like Helen Keller with a rake on a golf course right now, I can't see a damn thing. But go ahead. Yellow

highlights work better.

MR. HATFIELD: Sorry, Mr. Chairman.

Q (BY MR. BARNES) Is it your understanding that $10,000 was for fees and $10,000 was for protection money; is that what you're calling it?

A No, it was to get my family out of town. Did I assume that -- I assumed it was from this wealthy republican but at the end of the day, you know, it was clear that the payment made by Scott of $10,000 was for his legal fees, so for the purposes of our accounting records, that was a payment from Scott Faughn.

The second one didn't get attributed to a file. It was treated as income but it's not attributed to a file. Whether that was Scott making a payment to me or the governor, I think at the time it was pretty clear Scott intended it to be from him, to be credited to him. I just don't, you know, it's not something that the last $10,000 I really gave much thought about because my goal and objective was to get my family out of town.

Q Did you inquire any further of Mr. Faughn about the source of this mysterious cash?

A I have from time to time asked him.

I know I asked him certainly at the outset. My biggest concern at the outset wasn't really who it was from. I wanted to make sure it wasn't dirty money, drug money, money from ill-gotten gains, something that would give rise to problems.

I had no compunction at all about taking legal tender. I would have preferred a check. It's a lot easier to deal with.

Q Is that why you contacted the FBI, because you were concerned about its source and you wanted to make sure upfront that better to go at the start and say, hey, I received this, I don't know the source?

A Well, that was part of it. The primary purpose was I had been in ongoing contact with the special agent that I called on the day that I received the cash since late 2016 and really picked up steam in February of 2017 in connection with his undertakings that related to the governor.

So when the cash came in, I had spoken to the special agent the day I met Mr. Faughn for the first time to explain who I met with and what the discussions were.

I also contacted the special agent that day that I received the cash. I believe I

took a photograph of it and texted it to him. I also know that I took that photograph and e-mailed it to him, and I know that I spoke to him on the phone to confirm and describe how it was delivered, what was said about the individual who was purportedly behind the money, and described the bands and that it looked like it was banked money, by that I mean rolled -- or not rolled, but bound.

I then contacted the bank, the bank president, met with the bank president, the bank officer --

MR. HATFIELD: Talking about your bank?

Q (BY MR. BARNES) Which bank?

A My bank. And met with them at the bank --

Q Had you ever deposited that much cash before?

A No. In fact, I don't normally handle money, I don't normally make deposits. I abhor the process of going to banks.

Q If I have five dollars in my wallet, it doesn't stay there.

A I understand.

Q You have a lot of kids, right?

A I have five and I'm very proud of all of them and I'm trying to be a family man but I'm not running for governor.

So the good news is that I went to the bank and talked to the bank president and talked to the bank -- another bank officer. Went down to the counter. I even took a video of the guy with the machine. It makes a wonderful sound as it flaps the currency through, and made sure that a SARS report was generated. I thought I had to fill out a SARS report --

MR. HATFIELD: Tell him what SARS means.

A Suspicious Transaction Report for the regulators, bank regulators.

Q (BY MR. BARNES) So you deemed this might be something that would be viewed as a suspicious transaction?

A By definition, any transaction that's above $10,000 is deemed suspicious transaction, whether it's a bar that just has a really good night or whether it's a crack dealer who decides to pay his taxes. At the end of the day I made sure that the SARS report was generated.

And then I spoke subsequently to an

Assistant US Attorney who asked confirmation, he had texted me and requested that I call about it, and I called him. That was Howard Goldsmith. And I advised Mr. Goldsmith, in response to his inquiry, that indeed the bank that we deposited the money in was the bank at which our firm maintained its bar approved IOLTA trust account, and then confirmed that the money was deposited into that trust account.

Q Okay. Now, I -- one other question. I noticed in your deposition you stated something about you believed you had told me about the source of the funds and I believe you stated you couldn't remember when. Do you remember saying that in your deposition?

A Yeah, I did. I believe at some point toward the end of the deposition there was an inquiry propounded upon me as to whether or not I had told you. I was uncertain as to whether I had told you that. At the end of the day, I do know that within the time frame that was being discussed in that depo, that I had made it public. I had spoken publicly about it in the news.

Whether I had told you about it or not, I wasn't certain. And in hindsight, you know,

it was brought to my attention that there had been some concern expressed about that. I've -- there's been no secret on my part about this. I've talked publicly about it the first second I had the opportunity. And not be subject to the protective order.

Q Well, Mr. Watkins, I think it's important to get at that because I know exactly where I first learned of this. And I first learned of this after -- some number of weeks after we took the testimony of Mr. Hafner and Mr. Hafner made allegations of concealing money and potentially foreign donors.

I too contacted federal law enforcement and I learned of the payment in a meeting that was set up with federal law enforcement after I contacted them, speaking about the testimony of Mr. Hafner. And in the course of that interview was asked questions about did I know that you had received a cash payment.

And I think just, it's important for public knowledge because I know how this has played out in public with attacking people who are looking at these things, and I want it to be known that I did learn of it from FBI -- from the FBI asking

questions about that in the context of a meeting that happened after I had called them about Michael Hafner's testimony about concealing donors and foreign donors.

Now, that's not to say they didn't tell me whether there was an open investigation into Mr. Greitens and Mr. Faughn and you and -- into anybody. They just said we'll take your information, we've got some additional questions for you, they had a lot of additional questions. That was it.

That was when I knew, it was the first time I had ever met with anyone from the FBI and I got to tell you, I didn't know what the hell to do when I walked out the door having received -- having heard that information and not -- it wasn't, I don't think a week later or so, it doesn't seem like very long that it was news in the public.

A Some of the most diligent people I have crossed paths with professionally. And I would like to make it very clear, I'm very glad you brought this to the attention of everyone. I hoped I had made it clear in my deposition. The question that was propounded upon me, and it's important because I don't want this chairman or anyone on

this committee to think that there was anything other than candor and transparency that was proffered by me during the course of that deposition.

The question propounded upon me --

Q Did Mr. Rosenblum take your deposition?

A No, Mr. Dowd did. So the question that was propounded, so tell us about your conversations with Jay Barnes. "Did you -- did you -- let me ask you this. Did you tell Jay Barnes that you had received $100,000 in cash payments to receive -- to represent P.S.?"

Answer, "I don't know. I believe at some point there was reference to that made but I can't state for sure. I don't remember."

Ultimately my goal, my objective here is to answer as many and as fully your questions, and I am doing it because I agree wholeheartedly about the importance of every bit of information being made public and that the people, the good citizens of this state are accorded the opportunity to fully assess what's going on.

You have a daunting task in front of you. You have done an overwhelming amount of work

to date. I am respectful of it. I understand and appreciate that there are disreviews and interpretations of things. I am respectful that have and I don't want anyone to believe that my testimony in any way was designed to do anything other than enhance your position of authority.

Q For what it's worth, Mr. Watkins, I do not recall that conversation between the two of us. The only conversation I recall is with the FBI and then shortly thereafter the news broke and then everybody's been talking about it. So, and it may very well be that after it broke, that you mentioned that to me. I don't know.

A And did I say I don't remember for a reason, and please understand, over the course of basically since late December through to date, if I have not received between 40 and 50 phone calls a day from individuals inquiring about the subject matter that's involved here, whether it be members of the national media, international media, local media, politicians and investigative authorities on a state and federal level, I will tell you the only reason I wouldn't get those calls is because my phone is broken.

Q Are those conversations running

together, Mr. Watkins?

A Sometimes they do and I apologize but the goal and objective here was to be candid and I think my response was candid.

Q When P.S. testified to this committee, he talked about a trust fund for that money. Could you explain that?

A Sure. I am not saying that my client has a room temperature IQ on a cold day, but I will tell you categorically, when it comes to nuances having to do with the legal profession, he is functionally well outside of the bell curve of normalcy. So here is the drill. At the time money came in in January of 2018, that's one set of circumstances.

Since almost the inception of here -- his engagement of our firm, he inquired about estate planning because he thought he was going to be at risk. He wanted to make sure things were put into place for his kids. I don't handle that work. I'd stab myself in the neck with a butter knife before I did estate planning work. Just not my bailiwick.

He received a ratchet that was done over period of time -- shit. Sorry, I'll knock

anything down on the table. I apologize. I'm a little something vulgar. Kinda my style. I'll work hard not to be vulgar. We worked hard and at some point he said I want to establish a trust.

I had him talk to Bryan Schrempf of our firm who is our estate planning attorney. When the money came in, we put the money into a trust account for the firm.

Q Your IOLTA account?

A The IOLTA bar account. All right? So I can't tell you what's in the mind of any third party but I can tell you that sometimes you can tell when you look at a client that they don't get it, and when it came to the trust account, the money was put into our firm's trust account. To this day we have not completed the formation of a trust.

Early on, after we received the $100,000, there was discussion that I had with P.S., and I made this a matter of public record, that we believed that ultimately these recordings, once released and once there was a story published in error, that there would be a maelstrom, a shit storm that occurred, everybody will be all upset about the governor getting his appendage dampened

with my client's ex-wife's orifice of choice --

Q Mr. Watkins -- Mr. Watkins --

A -- and there would be money left over. But that -- I'm giving you a recital of how I presented it to my client. The belief was that there would be money left over and my client made it clear from the very beginning, he turned down money from other sources who wanted to buy the story, wanted to buy the tapes, including the Daily Mirror. He wanted no such thing. Because there were conditions tied to that money. My client didn't care about this money.

When I told him there would be some left over, he wanted to make sure it was put into a trust for his kids. So when he talked to you, whatever mental acuity issues and nuance deficiencies he has with respect to the legal profession and trusts, were unfoldish life for you. I hope that answers your question.

MR. HATFIELD: You want a break?

THE WITNESS: No. I'm fine.

Q (BY MR. BARNES) Mr. Watkins, I'm still confused about timing, I'm almost finished here. You say vengeance was gone and there was fear in '17. And yet this money comes in to you.

It seems there are three motives for P.S.; fear, vengeance, and greed.

A It may seem that way but you haven't heard the whole story and the fact of the matter is there is no greed on the part of my client. There is greed on my part and I will acknowledge it and I live it and I breathe it every single day. But I work hard for that.

The second thing is, what was it, greed, fear -- fear is right. Fear was there. What was the third one?

MR. HATFIELD: Vengeance.

Q (BY MR. BARNES) Fear, vengeance and greed.

A If my client wanted to exploit vengeance, he would have done it before the election, he would have done it during the divorce. There is no vengeance here. My client was in a better spot. My client wanted nothing to do with this.

Remember, my client had us contact the governor through a back channel. I contacted a lawyer in New York who was a roommate at college, Williams in Massachusetts, whose roommate was married to the best friend of Sheena Greitens and

we got the message back to the governor, tried to get message back to the governor, our guy wants nothing out, doesn't want this to get out there, leave him alone.

My client paid me to keep this story suppressed. I know. I was the one doing the suppression. My client did fear. My client had significant fear.

MR. BARNES: Mr. Watkins, thank you. Representative Phillips?

MR. PHILLIPS: Thank you, Mr. Chairman. Thank you, Mr. Watkins, for being with us this morning.

THE WITNESS: Thank you, sir.

MR. PHILLIPS: Welcome back, Mr. Hatfield.

MR. HATFIELD: Thank you, sir.

EXAMINATION

QUESTIONS BY MR. PHILLIPS:

Q Mr. Watkins, do you think there is a possibility that this money actually came from maybe another source other than some political person as described by Scott Faughn?

A I don't know and don't care.

Q Well, you may not care, but I kinda

care. I'm wondering about could it be some news media source? Wouldn't they have more of a need for that information to -- wouldn't that be valuable for them to break a story like that?

A That's really interesting because the only media that offered me money for my client's story was the Daily Mirror. The -- you can ask me to speculate and I'll be happy to wax poetically for you, but it's a zero value.

Q It would be entertaining but we'll pass on that for the moment. When the money arrived, wasn't it in the beginning reported to be like mystery money, nobody had any idea, it just showed up at your door step?

A No, I have never described it as mystery money, never described it as secret money. Not all of it. It didn't just show up at my door step. No secret about it, no mystery.

Q So if it didn't just show up mysteriously, then you and Scott Faughn actually had conversations or communication about this money and the delivery of the money; is that fair?

A That's fair.

Q Okay. So then immediately when that money arrived, the very day that it arrived, you

had, you went and publicly said, I've got money and this is where it came from?

A No. Actually before the money came in, I spoke to the FBI. I told the FBI what was going on. The dynamics, the details, what had been said to me. Then when the money came in, I don't give a rat's ass where the money came from, I want to make sure we do this the right way.

I contacted the FBI, said, yeah, the money came in, I took a picture of it, I got it to the FBI, I contacted the bank, generated the SARS report, put it into our trust account, spoke to the Assistant US Attorney, subsequently filed a Form 8300, then had to revise that, had to revise it again, especially in light of the testimony of Mr. Faughn and, you know, we couldn't have been more transparent. I have answered media inquiries about it.

Q Okay. Ballpark figure, roughly when that was?

A When was what, sir?

Q The question I just asked you, when did you do all that? When did you jump through all those hoops to get that $100,000?

A Let me walk you through that. On

January 8 we received the -- well, January 5 was the initial conversation. I picked up a phone on January 5, I spoke to Special Agent Kevin Cosentino with the FBI located in the Eastern District of Missouri, the same individual with whom I had been contacting and in contact with and receiving contact from regarding the governor's situations, plural.

Q Okay. And that answers my question unless you --

A No, that doesn't answer your question.

Q Okay. I'll sit here and listen for the next few minutes. Go ahead.

A You asked me when I did this, so I'm going to tell you. On January 8, I received the money, the first $50,000. I contacted the FBI again. I took photographs of the money, I texted the FBI special agent, and I e-mailed it to the FBI special agent.

The next day I received the second $50,000. I contacted the bank president, I have $100,000 in cash in my bag. I advised the bank that I needed counters there, I was making a large cash deposit into our trust account. I went to the

bank, I spoke -- this is all on the 9th. I spoke to the bank president. Another bank officer made the deposit, generated the SARS report that day.

It was probably a couple of weeks later that the Assistant US Attorney, Howard Goldsmith, texted me, saying you wanted to talk to me about the $100,000, I picked up the phone and called him. I believe in my deposition testimony I had said he called me, he had actually texted me, and I spoke with him, responded to his inquiry and confirmed that the bank in which the money was deposited was in fact the bank at which our trust account was held and that the money was indeed deposited into our trust account.

Subsequently, when I received the subpoena for the governor's attorneys requesting a copy of the Form 8300, when I received that, I looked around and I said anyone know what a Form 8300 is? And once I found out, contacted my CPA, completed the form and submitted it to the IRS. That concludes the answer to your question, sir.

Q Wonderful. Remind me not to ask you a Biblical question because I don't want you to start with in the beginning, God created the heavens and the earth.

MR. HATFIELD: He'd start before that, Mr. Vice Chairman.

MR. PHILLIPS: He probably would. I'd like to hear that answer but not today.

Q (BY MR. PHILLIPS) So what kind of container did the money arrive in? For instance, was it a briefcase --

A I got the question. It was a brown expandable file folder with a cover on it. Not -- a fold over cover with a little elastic -- brown elastic band that's built into it. You see it -- lawyers carry them a lot. That was the first one. That was delivered January 8. That was delivered by Mr. Faughn.

Q Okay.

A On January 9 it came from Striker or Skyler or whatever, and it was a very busy time at the office. It was dropped off. When I picked it up, it was in what I recall to be a Fed Ex box, but it was a Fed Ex box that did not have an air bill or label on it or any of the markings that would indicate it had gone through the Fed Ex system.

Q All right. So these were hundred dollar bills?

A The first one was all $100 bills. I

can't remember but it occurs to me or it seems to me like the second $50,000 had some $50 bills in it but I'm not certain.

Q Okay. And Mr. Faughn never told you the money was his personal money; isn't that correct?

A No. He never told me that it was his money.

Q Okay. And you don't believe it was his money, correct? Or you'd have knowledge?

A My role is not to believe or not believe. I don't have direct knowledge.

Q You have an opinion about a lot of things. I mean, can you give your opinion?

A I have a lot of opinions. Can I give my opinion? I don't give a rat's ass.

Q That's a good opinion.

A That's my opinion.

Q Okay. But you don't have any direct knowledge then to say that you actually know where the money came from; is that what you're testifying to?

A I think I've made that painfully clear.

MR. PHILLIPS: Okay. Very good.

Thank you, Mr. Chairman.

Mr. BARNES: Mr. Watkins, if we could refrain from the language. The first time was I believe accidental because something accident, a little accident happened there, the second time, let's just slow down with the language, I know we have had language in here before. I also.

THE WITNESS: I will be as respectful as possible. I have a social turret's problem my wife tells me about, on occasion, there is no better way to describe, at least by me, a certain thing than to use vulgarities. I will be very respectful.

MR. BARNES: I want to inform the committee, as this relates to our schedule this afternoon, I received a text from our counsel, Chip Robertson, who has been informed that Missouri State Highway Patrol Troopers Hoyt and Blankenship have been sent -- are being sent by the Jackson County circuit Attorney's Office to come speak with the committee about witness one and the events surrounding that and perhaps to request any additional documents that we have.

I don't know when they're going to get here. If they get here when Mr. Watkins is

testifying, we are not going to take a break to speak with them. We are going to continue with Mr. Watkins until he is finished, but for our scheduling purposes, I thought that since just heard that, I ought to let everybody know.

Representative Mitten?

MS. MITTEN: I have no questions.

MR. BARNES: Representative Lauer?

MS. LAUER: Thank you, Mr. Chair, just a few questions. Thank you.

EXAMINATION

QUESTIONS BY MS. LAUER:

Q Good morning.

A Good morning.

Q When, and I don't mean to make this sound like a -- like a cops and robbers thing but when you and Mr. Faughn spoke on 1/5, I believe it was --

A Yes.

Q -- what arrangements were made as far as this money? So what -- to, as an example, did he say I'm going to give you a thousand dollars in two $50,000 packets? What was the discussion about this whole arrangement?

A There wasn't much of one. The

suggestion was that there was money available to assist my client, to pay his fees and to help him garner a soft landing after the -- after the upheaval which was anticipated to be forthcoming with the disclosure.

It was, at this time, of course, nobody knew about any potential criminal charges, much less the specific charge that was brought for invasion of privacy. No one had a clue about that. No one, of course, had a clue about the creation of this committee or its undertakings.

So the conversation was a little bit outside of the normal interaction that would occur between counsel and somebody with whom a negotiation was taking place because the representation was made that this wealthy republican with an axe to grind, although the term was not with an axe to grind, he said it was personal, was suggesting that, you know, he'd like to make a -- help out with a soft landing.

I said, well, what do you mean? And the response was, well, I -- I don't know. Maybe, you know, 50 or a hundred? Now, I'm not daft. So I'm listening to him say 50 or a hundred and I'm thinking, well, it's certainly not 50 bucks or a

hundred bucks, and I'm an advocate for my client. So I said 100,000 and he said, I think I can do that.

Q Okay. So then --

A Now, part of that, part of that discussion, it was made really clear to me that Mr. Faughn had an overwhelming desire to hear that recording.

Q I'm sorry, had what?

A An overwhelming desire to hear the recording.

Q To hear it or to get it?

A Well, I was okay with having him hear it. I was not okay with giving it to him.

Q Okay.

A And there's a reason for that. I knew that Mr. Faughn was a member of the media. I had made a commitment to the Post-Dispatch and to KMOV that if they were going to put the resources into this, it was necessary to garner the corroboration, which they ultimately did not get until the governor came out himself. This story never would have been published or aired but for the governor's statement on January 10. Would never have gone anywhere.

But I didn't want Scott Faughn, a member of the media to have this and to undermine the people that, the members of the media that I had been working with. I take very seriously my reputation with them and when I make a representation to them, I like to live up to it.

So I had trepidation about giving him the tape. Now, he heard the tape but he was pretty -- it was very important to him to garner the tape. Ultimately, when he came back in on January 8 and we knew at this point that all the questions and answers had been done, everything had been teed up, there was just a final interview on camera for my client that had to be done, I gave him the recording but only after he executed an agreement, a confidentiality agreement, with a Draconian liquidated damages provision so that fiscally it would endure to his detriment if he did not comport fully with the terms and conditions of that agreement.

Q Okay. And I appreciate client-attorney privilege but you've talked about this agreement now. If you could share, there was a confidentiality agreement in there?

A Correct.

Q And so at any point if that had been broken, then what would happen?

A I would have gotten my skinny soul up out of my chair and punched out a petition, sought equitable relief and sued for legal damages in a concurrent count because if you mess with me on that front, I'm going to come and get you.

Q So once the story broke and everything became quite public, did that -- let me back up, I'm sorry.

Was the -- what was the confidentiality clause specific to?

A It had do with what we were releasing to him which was the tape. The recording, I shouldn't use the word tape. It was an electronic recording.

Q So was it that he -- where he got it from, that he didn't share it?

A No, it was subject to a strict confidentiality protocol, he was allowed to, you know, use it for his own purposes, whatever they may be and with -- and whoever it is that was in his immediate, you know, circle for whatever purpose, I personally thought it was the wealthy republican, but that was an assumption, it wasn't

said, and that he couldn't use it.

The goal and objective was to basically put him in a position where he couldn't use it until that story aired.

Q Okay. And so then once the story aired, then the confidentiality agreement was moot?

A Well, then it's a matter of public record anyway, one, and we released that thing all over. I mean, all over.

Q Okay. So let's go back to the 1/5 situation. So you left there with an agreement that there would be $100,000 to be given to you for --

A Yeah, so when you say an agreement, there is nothing in writing, there was no handshake. It was just, I think I can do that.

Q Okay. So then --

A You know, look, I -- I handle a lot of different types of matters over the course of three plus decades in the practice of law. Sometimes you get a feeling that somebody is blowing sunshine up your shirt. This is one of those occasions where I did not know whether he was going to seriously show up with a payment or not. We didn't discuss whether there was cash, check,

money order, credit card, none of that. There were no details other than a payment will be brought by on Monday.

On Monday got the call and he said I'll be by shortly, and next thing I know he is at my desk and a brown folder is on my desk.

Q Okay. And at the time P.S. gave you that audio, was it your understanding then that that was your possession, that you owned that?

A No.

Q To -- to sell, to do with whatever you wanted?

A No, I -- my duty is to my client. My duty, my obligation, is to my client. We had -- and this was my duty. I talked to him about the fact that there was -- this is going back to 2016. When he wanted to know whether or not what the best way was to secure his -- to secure his family and himself. I talked about monetizing these tapes.

I talked about, look, the safer you are is if you give this tape to Roy Temple. Get it out there. The faster you get it public, the safer you are. The faster everyone knows about what happened, about everything involved, the safer you are. The safer your kids are. Ultimately, the

final decision was his, not mine. Ultimately, he turned down other opportunities, including monetary.

Q I believe you said that, yeah.

A But they had conditions.

Q Okay. So he handed it off to you for safekeeping?

A No, we made sure we put those recordings and preserved them in multiple locations that could not give rise to the destruction of all of them. That was one of the messages we got out to the governor through the gentleman who was the roommate of the attorney in New York and, by the way, the gentleman is now the Assistant Secretary of Defense for the Asia-Pacific Theater under Trump.

Q So by what you just said, there were multiple copies then made?

A Yes.

Q How many?

A I couldn't begin to tell you. In this electronic era, who knows.

Q And where are those multiple copies then?

A Well, right now they're probably all

over the world. I mean, the internet, I mean, the recordings are out there.

Q True. But I'm going back to you indicated that you actually had physical copies in various locations.

A Yeah. So we have a very secure system, electronic preservation system at our firm. We also have utilization of external hard drives so that even if everything was corrupted, we have that. There was also the employment of another law firm -- when I say employment, the utilization of another law firm to have it saved in their system, encrypted, password protected. We also, of course, had my client, who knows where he put it, but I know he had it in multiple locations as well.

Q So all these saved copies then, would you say they have still maintained that integrity or in that safe spot where they were sent, or you don't know?

A I have no idea and, for lack of a better phrase, I don't care.

Q So they may or may not be safe?

A No. It's out there so now every -- it doesn't matter.

Q I'm just talking about the physical.

A Yeah, I never received a physical tape. There's no tape. It was always electronically preserved.

Q Okay.

A So it's not like the old days where you have a cassette or reel to reel or something you had to bury in the backyard in a tin box.

Q Okay. Thank you. A couple of other questions. When you received the money, you said that was -- was that your first contact with the FBI?

A No. My contact with the FBI on this case, on this matter -- when I say case, this governor -- dates back to 2016.

Q Okay. And that contact was in regards to specifically?

A The governor's sexual proclivities, his vulnerabilities as a public official, his -- when I say -- because I'm trying to be respectful of the chairman's admonition, what I recall a sexual pattern and practice. A predatory protocol was discussed. The victimization protocol was discussed.

Q And was this in regards to information your client had shared with you?

A This was information that -- and please you have to understand, over time I acquired a lot of information from a lot of different contacts from people who were consulting with me.

Q Okay.

A From that information we were able to garner additional information or do additional research, but -- I forgot your question.

Q That's okay. In 2016, when you made your first contact with the FBI, it was in regards to the governor's inappropriate behavior as you were describing, and that may or may not have included anything that P.S. had provided you?

A Oh, no. I can tell you that what P.S. provided to me was requested by and provided to the FBI, and I believe it was either late January or early February of 2017.

Q So your first -- your first contact that you made with the FBI was in again regards to this inappropriate behavior, and what was -- what was your thought as far as contacting the FBI about that? Why that was an FBI issue?

A So it's very interesting, that's a good question. One of the great fears that you have any time that you have a person in position of

authority in a state government or a federal government is if there are tape recordings of this nature out there, you want to make sure that there isn't risk of exposure to that public official to extortion. Or in hand in hand goes with that, public corruption by trying to secrete something which otherwise is lawfully something which could be made public.

So I wanted to make sure the FBI was aware of the situation because I was picking up the phone and I was calling a contact who was calling a contact to get the message back to the governor, leave my guy alone, we don't want anything, we're trying to suppress this story, leave my guy alone.

So I wanted to make sure that the FBI was aware of that because what I didn't want to have happen was to have it mischaracterized on any level as being something which would be inappropriate. I am advocating for my client. I am not asking for money, not trying to extort money. I'm trying to keep a bad guy away from my client.

So I let the FBI know about it and the person I spoke with happens to be in public corruption, so they know people who have positions

of authority, who are vulnerable to extortion, are the ones that oftentimes are also vulnerable to public corruption.

Q So you made that contact and then you also indicated that you contacted them again when the first payment arrived?

A My contact with the FBI was not me contacting them all the time. There would be contact made by them to me.

Q And what was that contact about?

A It's not one. This was an ongoing undertaking a relationship that developed and involved, I can't say scores but it could very well be scores of separate contacts that would provide updates, additional information that had been acquired, additional information being requested. I can't tell what the FBI is doing or what the Feds are doing. Hat's not for them to tell me.

Q Did you have any indication that it was anything other than the sexual practices that you had described? That they were contacting you about?

A So I will share with you, after 30 plus years in the practice of law, having the privilege of representing criminally accused in

federal court, that the individuals who were involved in this, in terms of the special agent assigned and the Assistant United States Attorney in this matter, they are not what I will refer to as scratch and sniff guys. They are -- they are extraordinarily diligent and capable individuals who are brought in for a particular type of undertaking.

That does not -- it encompasses wire fraud, mail fraud, tax fraud, a host of other matters that often go hand in hand with subject matter that has been brought to light and obviously addressed in various settings relative to the governor with a fairly high degree of frequency over the last four or five months.

Q And so other than this, the first contact that you had with them and then the contact regarding the moneys, were there any other issues that you brought forward to the FBI other than those two things?

A Oh, there was, the range and subject matter of our contact was wide and encompassed, not simply the victim in this case, and did not encompass simply subject matter of the nefarious sexual proclivities of a predator but involved a

lot of other subject matter which would fall well within the range and scope of the expertise of the individuals at the federal level that I dealt with.

Q Okay. So we're going to move just a bit backwards here. I think we're pretty clear on the two $50,000 payments and who delivered those and at the first payment, when it was Mr. Faughn who delivered that to you, that was an actual face-to-face meeting --

A Yes it was.

Q -- where it was physically handed over?

A No, it wasn't handed over to me, actually. I came in the office, Mr. Faughn was sitting on the other side of my partner desk, and the brown expandable file folder with the flap and elastic band was already on my desk.

Q Okay.

A I set it to the side, I didn't look at it, didn't look at it, but it occurred to me and was obvious to me that if it was money, it was cash because a check isn't that heavy.

Q And the two $10,000 payments then, how were those delivered?

A Mr. Faughn brought those to my

office.

Q Each one, each 10,000 separately?

A Correct, separately, and on separate days.

Q Cash?

A Cash.

Q And was there any indication where that money came from?

A No, and --

Q I didn't hear --

A Well, I appreciate you at least catching on to the fact that I didn't care but we didn't really discuss it at that time, but the $10,000 payment that Mr. Faughn brought in when he formalized the engagement of our firm was something that didn't -- it didn't even cross my mind to be inquiring at all.

The second $10,000 payment, not only did it not cross my mind. I was in a blistering rush to get things taken care of.

Q Okay. And I just one last thing and I may not have heard correctly but you said about 30 minutes ago when you were testifying and we were talking about the moneys that had been delivered to you, and I'm taking it as a word misspoken.

I believe you said you didn't know it was from Scott Faughn or the governor. I heard the word "governor," I believe and I think it was probably a miss -- and we can look through the transcript as we --

A I don't recall saying that. What was the question and what was answer that you heard?

Q It was something about you didn't know if the money came from Scott Faughn or the governor and I think you may have meant from the --

A From the wealthy republican.

Q Right.

A I'm sorry, if I said governor, I misspoke. I apologize.

Q I just want to make sure it's clear so that that doesn't stay on the record if that is indeed what you said.

A No, I can tell you with 100 percent internal certainty that the money that was paid to my firm was not paid by the governor.

Q I'm pretty sure of that have too. That's why I just wanted to make sure it's all clear.

A Thank you, I appreciate that. I'm sorry if I misspoke.

Q And again, I may have misheard, so we'll double check.

MR. BARNES: Representative Austin heard the same. He's been our ears this entire process.

MS. LAUER: Thank you, Mr. Chair.

MR. BARNES: Mr. Austin.

MR. AUSTIN: Thank you, Mr. Chair.

EXAMINATION

QUESTIONS BY MR. AUSTIN:

Q Thank you for being here, Mr. Watkins.

A Yes, sir.

Q When was the first time that you met Scott Faughn?

A I believe, my first meeting with Scott Faughn was on January 5, 2018.

Q I'm not talking just in relation to this matter but just in general ever.

A So after the January 5, 2018, meeting with Mr. Faughn, it was pointed out to me by one of my associates that in fact Mr. Faughn is the individual who was kind of the guest at a cocktail party that a former associate with our firm had hosted for Mr. Faughn.

I was invited to that, I did not attend but I was told afterwards that, hey, this is the guy that started this new paper in Clayton and you were invited to his cocktail party but you didn't go.

Q To your recollection, you never had a conversation with Scott Faughn before January 5.

A No, I believe the first day I met Mr. Faughn was the same day as his first telephone call with me. I believe it was the same day.

Q And that January 5, that was a phone call?

A No. The first meeting, the first contact I have had, I had with him I believe was a phone call, very short phone call, because I was fielding a ton of calls at this time. The fact that we were working the story was no secret. We had already contacted media, we'd already done Q and A, it was already out there.

He contacted me by phone and wanted to set up a time to meet with me and, you know, I, actually, after talking to him for a second and a half, he said he was with the Clayton Times, I thought it was another member of the media. I brought him in for an appointment that day.

Q And how long was that appointment?

A My guess is the first meeting, and this is a guess, but my guess is between 35 and 40 minutes. Somewhere in that neighborhood.

Q And at that time -- this is what I am getting at -- did you build a rapport to where you felt you could understand what he was communicating to you and you felt that he understood what you were communicating to him?

A You know, it's interesting. The meeting was one which was a combination of, in my opinion, Mr. Faughn vetting me out as a lawyer, and also trying to get a sense of what I knew about the totality of the circumstances. I will say two or three things.

That it's really important. Mr. Faughn ended up being a tremendous value to me in assisting other clients and other individuals who consulted me. But Mr. Faughn articulates as though he has marbles in his mouth. So a great deal of the time I had to remind Mr. Faughn, as I am not shy to do, speak the -- speak up.

Q Correct.

A Because he, um, there are people with hearing disabilities that truly can't speak, that

speak better than Mr. Faughn in terms of articulating. And I am trying to be really respectful of those who are hearing impaired. I am hearing impaired. This is not a guy I want to have take a mic and sing songs at a wedding.

Q But as you testified, there are times when you can look into the face, the mind of the client, and tell they don't get it. Was that the situation with you and Mr. Faughn or did you understand that or did you believe that he was getting what you were communicating and you believe you were understanding what he was communicating back to you?

A Actually, there are two things that are important. That initial meeting, I can't tell you that I was holding my breath in anticipation of actually receiving payment. I told my client this guy could be full of horse hockey. That was in deference to your request.

And so did I think he got it? One, I didn't care; and two, I wasn't hold my breath on the money but if it came, that's great. And at the end of the day the thing that was important to me was that there were no conditions that were being --

Q Right, right. Well, number three conditions, that's something else. Number two kinda goes to whether he could come up with the money or not. I get that. But my question more is do you believe you guys were understanding one another?

And what I'm going back to is you said that he expressly stated that the money came from a wealthy out-of-state republican and I want to be sure that there's no doubt in your mind or in any of ours that that's what he communicated to you.

A Yeah, and that's -- that's an element of our conversation that was clear, concise, repeated by me shortly after that event to federal law enforcement authorities, and while I really didn't care, it was part of a picture that was important that I communicated accurately to federal law enforcement.

Q And sure, you communicated to your client because you said wanted to make sure this money wasn't from some drug deal or something bad, so you guys, you and Mr. Faughn, actually had a conversation. You just didn't say -- you just didn't take him when he said it's from a wealthy

out-of-state republican donor and let it go at that; you had a conversation about that, right?

A That's correct. I didn't learn about the out-of-state portion until later, but no, my concern and the questions about the money didn't occur on the first meeting. They occurred when it came in cash. And when it came in cash, I made a point of asking him, was this drug money? Was this money dirty money? Was it from ill-gotten gains? That's what's important.

Q So this comment from Mr. Faughn, and not just a comment but, I mean, you guys went into it about the money coming from a wealthy republican, not only occurred on January 5, it occurred on January 8 when he brought the first $50,000?

A And it occurred -- yes.

Q Okay. And maybe it occurred at times after that too, I don't know.

A I, um, it occurred again when I expressly addressed whether Mr. Temple had anything to do with that money.

Q And again going back to the January 5 conversation, as I understand your testimony, you did not demand that it be in cash, correct?

A No.

Q And demand is probably a hard word because I think your testimony was you didn't even discuss the method or mode of payment, correct?

A No, the nuances of that are -- there just wasn't a lot of detail. You know, sometimes people refer to cash money and they're referring to a check that's good. In other words, this is cash, it's not credit card. But no, there were -- and cash is legal tender. I don't mind taking cash. But I'd far rather have a check. I don't want to jump through these hoops if I don't have to.

And now it's just added this 2018 saga and drama that somehow is giving rise to people turning their heads away from a 2015 act of forcible sodomy that really should be the subject matter at hand.

Q So let me ask you another thing. When he brought the cash in on January 8 and when the courier brought it in I think the next day --

A That would have been January 9.

Q Yeah. So do you, in your office, do you have a protocol where deliveries get signed in at your front desk and where, the date and time, who delivered and who it was for and what it was?

A No. And this is important, at that time we actually had media in our office. I was at the time our office, we've moved since then but our office had a big reception room with glass, or a big conference room with glass right off the reception. The cameras were in there and I told the cameramen, actually I told Lauren Trager, have your cameramen videotape this guy, will you? Now whether she ever did or not, I don't know.

Q And you're talking about the January 9th delivery?

A Correct. Lauren Trager was in my office with a camera crew at the time of that delivery.

Q When were the, for lack of a better word, tapes delivered from you to Mr. Faughn?

A I believe it was January 8, Monday, and I say that because that was the day on which Mr. Faughn executed the confidentiality agreement which I gave to him as a condition precedent to giving him a tape, or the recording, and he had requested that I e-mail him a copy of the executed confidentiality agreement and, or I referred to it. That's right. I, once -- I e-mailed him the recording is what I did, referencing the day on

which the confidentiality agreement was signed.

So he signed it and then we e-mailed it.

Q And if I remember right, Mr. Faughn testified to a set of tapes and I just want to get this clear. Was there only one recording -- and I know it's not tapes, it was electronic, but there was only one recording or were there multiple recordings?

A I said there were multiple recordings. The only recording of value was the recording from March 25, 2015. The confessional tape. There were two other recordings and I think they were split up because of the size, and they were genuinely painful, heart-wrenching interaction between two tremendously hurt people but unrelated to the governor.

And so at some point I know he was very insistent about and really wanted to hear them, and I did allow him to come in and listen to them. I don't recall sending him copies of them, but he may have gotten them but I don't recall ever sending him copies of them.

Q Do you still have copies of those recordings in your possession?

A Well, electronic copies, yes. Although -- yes, I do have electronic copies, yes. There was one that was sent to me that was sent to me on an expiring link and we had to have it re-sent because the link expired before we properly preserved it.

Q And you mentioned a credible act of intimidation to my family. What type of act?

A I would prefer not discussing anything having to do with my family. It was an act of intimidation that was designed to foster fear and apprehension. It succeeded, and prompt measures were taken to alert authorities, local and federal, and prompt measures were taken to ensure the safety of my family.

I hope that suffices.

Q You said you did report it to law enforcement?

A Um, I did.

Q Do you know who the performer of this act was?

MR. HATFIELD: That's a yes or no for now.

A I cannot state with certainty.

MR. AUSTIN: And who is -- who is

paying for your attorney to be here today?

A Um, well, it's an interesting thing. I haven't gotten a bill yet. I don't know. At such time as I get a bill, maybe perhaps, maybe a wealthy republican somewhere.

Q So you don't know who's paying for Mr. Hatfield's representation of you?

A And it's important, I'm saying this not because -- I really respect and have known counsel for the governor a long time. They have their job and duty to do. They have to discharge their duty every bit as much as do I and there's a lot of -- this is a very, very difficult situation but I can tell you I have had the privilege of representing the interests of at least one of the counsel for governor, and I never sent him a bill.

Q So maybe there's some attorney brotherhood, sisterhood going on there, but do you know who's paying for Mr. Hatfield to represent Scott Faughn?

A I have no clue. I discharged my, or terminated my role as legal counsel for Mr. Faughn shortly after his Chatime address.

MR. AUSTIN: Very good, thank you, Mr. Chair.

MR. BARNES: Representative Eggleston?

EXAMINATION

QUESTIONS BY MR. EGGLESTON:

Q Thank you for being here this afternoon and kinda helping us fill in some of the gaps. I started off with about 20 questions. Some them have got answered through the previous ones but more have come based on your testimony, so I appreciate the time.

A Who did they come from?

Q Just in hearing the testimony that you have given so far has triggered more questions from me is what I'm saying.

A Oh, okay, I'm sorry.

Q The very first contact that you had with P.S., who instigated that?

A I was called by P.S. after what I understood to have been his attempted engagement of three other law firms who refused to take the case because of the perpetrator involved.

Q So he was looking for a lawyer, found your name and number and --

A No, he was referred to me by a -- it's my understanding he was referred to me by a

colleague.

Q Okay. But he called you, you didn't hear about him and you called him and say do you need help?

A I received a lot of calls and we have people dedicated to taking intake calls, so I came in I believe from an out-of-state trial and had an intake memorandum explaining the guy feared for his life, was a highly influential individual, power full individual, blah, blah, blah, so I called him up.

Q He sought you out. You didn't seek him out.

A Correct, I had never seen him before, met him before, didn't know anything about his stature in any professional capacity.

Q And your first face-to-face meeting with him then would have been when?

A September of 2016.

Q 2016. Okay. In the course of visiting with him, obviously you figured out he has these recordings. Was it your idea that he give the recordings to you? Or was it his idea that you should have these for some reason?

A Yeah, I appreciate you asking but I

am -- I am not going to respond to an inquiry that goes absolutely to the heart and core of attorney-client privileged information. I have made it very clear that I -- where I garnered the recordings --

Q But he's not your client anymore, right, you said?

A No, I didn't say that. P.S. is my client. For those of us who are hearing impaired, I understand and appreciate that some people don't hear this is important. I no longer represent Mr. Faughn. I still represent Mr. [redacted].

Q Okay. Thank you. And then you did get the recordings from him. Do you know approximately when he then gave you those recordings?

A Shortly after our firm was engaged in September of 2015 -- '16. My recollection is that we received them in September of 2016.

Q Okay. Now, since then, we know that you've sold those recordings and gave those -- a copy of those to Mr. Faughn.

A How did you ask the question, sir?

Q We've already established you have provided a copy of those to Mr. Faughn?

A I thought you used the verb "sold."

Q Well, I did use the verb "sold," so you exchanged money for the recordings.

A No. I would say that that's erroneous and a mischaracterization of what I have said. You may choose to interpret what I have clearly and concisely said any way you wish, but you're wrong. And you are misleading the Missouri public when you say the question that way.

MR. BARNES: How about we answer the question, Mr. Watkins?

THE WITNESS: How about we have a member of this panel act with dignity --

MR. BARNES: How about we answer the question --

THE WITNESS: -- and respect for the citizens of this state?

MR. BARNES: -- (not audible, but not discernible) --

THE WITNESS: Mr. Chairman? Mr. Chairman? He is not going to recharacterize my testimony --

MR. BARNES: You have plenty of opportunity --

THE WITNESS: -- (not audible, but

not discernible) the State of Missouri. You have that duty, not me.

MR. BARNES: -- to clarify your answer.

THE WITNESS: (Not audible, but not discernible).

MR. BARNES: Mr. Watkins, you have plenty of opportunity --

THE WITNESS: You know what, you can say it all you want.

MR. BARNES: -- to answer (not audible, but not discernible).

THE WITNESS: I just want you to put your hand up to me and --

MR. BARNES: Mr. Watkins, Mr. Watkins. Mr. Watkins.

THE WITNESS: Call me to order, sir, I will not allow any member of this panel to purposely mischaracterize my testimony.

MR. BARNES: He is not purposely mischaracterizing your testimony. You have the opportunity to answer the question and if you want to state --

THE WITNESS: And I did and you are now abating my answer to do that.

MR. BARNES: I am not abating your answer. After you were about a minute and a half in what could have been a 30 second answer, I said Mr. Watkins --

THE WITNESS: You invited me, sir.

MR. BARNES: Without a filibuster?

THE WITNESS: And I am not a filibuster kind of guy.

Q (BY MR. EGGLESTON) Mr. Watkins, that really wasn't where I was going with the question, so you don't need to be getting offended. My --

A I'm just (not audible, but not discernible).

Q My question was going to be, have you -- can you give us other names of people or businesses that you have also provided the recordings to besides Mr. Faughn?

A I believe every local television station in St. Louis, I believe the Los Angeles Times, Time Magazine, USA Today, Chicago Tribune, Washington Post, and that's -- the Chicago Tribune, yeah. Kansas City Star, Springfield News Leader, PBS.

Q So numerous media, these are all media folks here that you're talking about. Is

there any other non-media entities that you've provided the recordings to?

A Those are the ones that come to mind. I believe I sent some to my counsel. I sent them, of course, to this committee. I sent them to the Assistant Circuit Attorney who requested them. I sent them to federal law enforcement authorities. I gave them to the criminally accused governor's counsel. I provided them to a lot of folks.

Q Okay. So any of those other entities that you provided them to, have you -- do you also have a financial relationship with them to where they have given you money?

A No. We've received no money from anyone.

Q Just Faughn was the only one where there was a financial --

A That's correct.

Q I just wanted to make that clear. So that would probably be how Lauren Trager ended up with them?

A Oh, I gave them to Lauren.

Q Okay. And I am kinda perplexed on the timing of something because you said you gave them to Lauren because Lauren had a prior contact

with K.S. already?

A That was my understanding, yes.

Q And so then you gave her the recordings knowing that, or believing that she had already had that prior contact --

A That's a mis- -- that's not telling the whole story. So Lauren is an individual, like many members of the media, with whom I have an ongoing relationship. And Lauren had contacted me when I talked to her about this particular matter, it was clear to me when we dug into it that she had the ability, unlike the other members of local media, to garner the corroboration necessary to have their journalistic standards corroborate the story before it goes out. Because there had evidently been prior contact between Lauren Trager, who had been working on the story for over a year, she had had prior contact with K.S. That's my understanding.

Q Before you gave her the recording.

A Yes.

Q So somehow she figured out K.S. was involved without actually hearing the recordings?

A This was -- there was -- this was worst kept secret in North America from 2015 on.

Q The -- the transfer of the recordings that you did with Faughn, with all those media outlets and everybody that you listed, was that -- did you discuss doing that with P.S., your client, before you did it?

A I'm not going to share with you attorney-client privilege, the strategies that were employed or discussed, my conversations with my client --

Q Can you -- okay, that's fine. Can you reveal if he was okay with that? If he had -- if you had his permission to do that before you did it?

A I am pompous, egotistical and self-centered, I'll own that, but I do not act without the authority of my client.

Q Okay. Just making sure that he was good with that before that.

So let's see. You said -- so we have gotten some other testimony from other witnesses about the whole transaction that took place and I know you were kind of offended when I said "sold," so maybe you can call it something else but on relatively the same time period, the same day, Scott Faughn provided you money, you provided Scott

Faughn the recordings, we have already kind of established that. And you were under the impression that Scott Faughn got the money from a wealthy out-of-state republican donor.

A At the time it was an anonymous wealthy republican.

Q Gotcha. So if someone was to tell this committee that Scott Faughn had actually acquired the money through his normal course of business as a journalist and a publicist and not from an out-of-state republican donor, you would believe that to be a lie? It's a yes or no?

A I didn't care. But if somebody were to say to me you're talking about a guy with a small newspaper in Jefferson City, Missouri, and that's going to be the sole source of income which is going to give rise to $150,000 or $100,000 or 200 or a hundred, you know, I'd be hard pressed to say that that's going to be something that's palatable.

At the same time, you know, you always hear about the spinsters that return their bottles to the grocery store and collect their dimes and next thing you know they drop dead with $5 million in cash under their bed. That's great.

I don't think that's the case here.

MR. BARNES: Is that a yes?

Q (BY MR. EGGLESTON) That was a very long-winded yes it sounded like. Do you want to confirm --

A That's what they calmed a multiple syllable yes.

Q Okay. So you've used the phrase "wealthy out-of-state republican" when referring to what you think is the source of the money for Faughn. At one point you said, well, the out-of-state part came later, like that didn't come from Faughn, you sort of inferred that or heard that from another source, or did I misunderstand?

A Again, yeah, I tried to be clear and concise earlier in my testimony. At some point there was a public spectacle that was made by the criminally accused defendant's counsel that in fact it was believed this money came from Roy Temple. That was many months later. And it occurred to, you know, in or around a court proceeding that was involving the governor being a named defendant.

When that was stated, I had known Mr. Dowd for a long time and his counsel and I see this in the newspaper, I asked Mr. Faughn point blank,

hey, look, these guys, they're not amateurs, what -- I didn't say that. I said, you know, tell me, does Roy Temple have anything to do with this? Because I had interacted with Roy. I found him to be a respectful, upstanding guy who lived up to his word.

And the answer was no. Absolutely not. This guy is not even in Missouri. Didn't say guy. He's not -- maybe he did say he. But I didn't know even whether this was male or a female.

Q Those are the words from Faughn, not --

A Correct. So when the out of town part came later, it did come out later. That's the only other clue if you will.

Q But it did come from Faughn?

A Right.

Q That's what I'm trying to verify. All right. The money itself you said was -- it came in that sort of accordion folder kind of thing.

A Was a brown cardboard flap over the top.

Q And had the wrappings and it was all neatly snacked. So this photo has sort of been put

out by the St. Louis Post-Dispatch --

A That was actually put out by me.

Q -- that we came to --

A I took that photograph.

Q Okay. So this is, so the background of that would be the actual folder that it was in?

A That is correct. I took that photograph and that is the very photograph I forwarded to the FBI.

MR. EGGLESTON: Okay. Do you have exhibit stickers? Does anybody know what number we are on?

MR. BARNES: Representative Mitten is not here right now. You want to call it 50? Let's call it 50. Representative Phillips believes we're in the 30s. I wasn't expecting an exhibit today. We're fine, you're fine to use it, I don't care but if you're going to show it to the witness, let's mark it as an exhibit. She's got a sticker, representative. She has a sticker.

Q (BY MR. EGGLESTON) The -- in the picture it shows them neatly stacked on the folder. It shows them wrapped the wrappings are of $10,000 wrappings. It says "10,000" on it. I can't really tell from this picture, it's a bit grainy, whether

there was any actual bank name or any other identifying marks on it.

Do you recall if there were?

A Yes, I do recall.

Q Okay. What, was there any indication where it come from?

A No. That's interestingly one of the questions asked by the FBI and so I remember the question, I remember the answer that I gave, and I remember what I saw which was there were no markings.

Q But it came wrapped like that to you. You didn't put the wrappings on it?

A No, I would not have the patience.

Q And these wrappings are ones that normally banks would put on? They're not something you can go buy at Walmart and do yourself?

A Well, actually you probably can buy them, if not at Walmart, somewhere. In fact, I recall seeing them at some point somewhere over the course of my life but I certainly would not buy them and I've never generally been one that keeps enough bills to worry about wrapping them.

Q Gotcha. You said now that you've taken that money, you've put it in a trust --

MR. BARNES: Representative Eggleston, let me stop you for a second. Is that picture a fair and accurate representation of the money that was delivered to your office?

THE WITNESS: With respect to Exhibit 50, that image was taken by me at or shortly after the delivery of the money on January 8, 2018. That is an accurate and fair depiction of that which was delivered.

Q (BY MR. EGGLESTON) And that was the picture you subsequently forwarded to the FBI?

A Yes, it is.

Q Okay.

MR. BARNES: Sorry representative, I just wanted to get that question.

MR. EGGLESTON: No, that's a good question.

Q (BY MR. EGGLESTON) Did you take any of the picture of the January 9 money that came in the Fed Ex box?

A No, I did not.

Q Do you still have the wrappings or the file folder that that January 8 money came in?

A We don't generally throw out those file folders because, A, they're expensive; and B,

they last a long time. I had nothing to do with the wrappings because when I brought the money to the bank, they had to unwrap them to put them through the counter and flush them through the machine. So I didn't keep those.

I probably kept the brown folder but given my normal protocol, it would have a life span or life expectancy of maybe a week with the way I use them.

Q Would you have it -- do you think you might have it today?

A No, actually, I thought about it because unfortunately there are others kinda like them, I can't tell you which one is which, but I can say that this particular one, I almost with certainty recall it being my car and at some point I believe one of my shoes ended up in it. Might be a long story, I'm happy to share it with you.

Q If you happen to stumble across it --

MR. BARNES: The shoe story is what I said no to.

MR. HATFIELD: It's a great story, though.

MR. BARNES: Sorry, you looked at me when I said no. The shoe story, we don't care for

the shoe story.

Q (BY MR. EGGLESTON) If you would happen to stumble across the file folder, would you be willing to provide it to the committee?

A Sure.

Q Thank you. In what bank did you deposit money? You said you put it in a trust, and there's -- and I wasn't familiar with that type of trust but it's sort of a charitable trust that gets set up to pay for attorney fees?

A The Missouri Bar requires an IOLTA trust account. It cannot be an interest-bearing account so that there is no incentive on the part of an attorney to keep and maintain client funds. And the interest that would otherwise be borne by an IOLTA account is understood to go to the Missouri Bar.

So I don't feel inclined to share with you a whole ton of details except to tell you that we have shared with this committee the -- I think we've shared with them, it's Fortune Bank.

Q Okay. I don't want account number or anything like that. Just curious where that went.

So at this point, do you feel like that you -- that Scott Faughn would owe you any

more money? You would have any more money coming from him?

A Mr. Faughn owes me money.

Q He does?

A Yes, he does.

Q You said earlier that you had kept all the money so far and I think the quote was there is still "a significant balance due."

A That was respect to my client, P.S.

Q Oh, I thought that was with respect to Scott Faughn.

A No.

Q Scott Faughn still owes you --

A Mr. Faughn paid me a retainer of $10,000. If you count the $10,000 as being money that he paid as a retainer, he still owes our firm money.

Q And you would -- do you still owe him work then for that 10,000? Or have --

A My client's not going to owe me money if I haven't already done the work. So I'll walk you through this very slowly.

Q Sure.

A We get money, we bill against that retainer. When the retainer is depleted, many law

firms pick up the phone and they tell their client, hey, look you're ass out, you got to pay us more money or we go away.

In this case, I didn't do that. In this case, I received $10,000 from him, actually booked the additional $10,000 as income and did not allocate it to his account. But if you allocated both of those $10,000 payments to Mr. Faughn's account, he still owes us money.

Q Okay.

A So --

Q Have you given him a receipt for what he's paid so far?

A We don't do receipts. We issue statements.

Q Just a verbal deal. Okay.

A But at this time, given the nature and character of the cessation of my affiliation with Mr. Faughn as his legal counsel, I have not issued a final statement to him.

Q And at some point you would? You'd send him a bill and it would be a paper bill?

A Given the totality of the circumstances, I am not sure I will.

Q Okay. Are you expecting any more

money from Faughn? You said he owes you more. Are you expecting more payments to come from him any time soon? Or in the future?

A I do not go to sleep at night expecting that to happen. When I wake up in the morning I do not expect that to happen.

Q So this will probably be a debt that he would owe that you are never going to get to collect on; is that what you're saying?

A He will not be the first client who owes me money, nor will he be the last.

Q The second payment that came by courier.

A Yes.

Q I believe you said that you didn't physically take possession of that from the courier, the courier dropped it off; is that correct?

A Correct.

Q Did you see the courier come in?

A Yeah, I did. I was behind the glass with the KMOV crew.

Q Okay. And you, again, I think you stated that Lauren Trager was there and they had their cameras and all that?

A Correct.

Q Would you be able to identify the courier if you saw him again?

A No, that was a line of questioning that was propound during the course of my deposition in this, in the criminal case where the governor was accused of an offense. And I wasn't able to then and I am not able to now. To me that was nothing more than a perfunctory delivery and I didn't pay attention. There was stuff going on and I was busy and I didn't care.

I was shown pictures during the deposition, images of a young man who appeared to be Hispanic and I don't -- I don't recall the person who delivered this as being Hispanic, but --

Q So the person at the desk who took that Fed Ex box, that would probably be the best person in your office, if there was anybody in your office that could identify this guy, that would -- would that be the best person you would say?

A I'm not sure and permit me to explain. The front desk was busy, phones were being answered, and the phone was ringing off the hook, and this was before anything was aired. We had TV crews coming in and out and you have to go

right in front of the desk beforehand.

And I remember seeing the guy behind the flow of traffic, if you will, so maybe -- I couldn't even tell you who was at the front desk, I can't even tell what you time it was delivered and depending what time it was delivered -- maybe.

Q We may be able to glean some information if we find out who the courier is and you or somebody at your staff might be able to help us with that, so we are asking --

A To the extent that any help can be provided, we will do so.

Q You talked about Lauren Trager with her cameras there. Do you know if she filmed?

A I don't know.

Q And maybe caught it in the background or anything?

A I actually pointed it out. I reminded Lauren Trager of this when I was being interviewed on the courthouse steps after there had been a public statement made as a matter of record by one of the governor's counsel asserting that they had it on good --

Q But you don't know if she filmed that at that time?

A So bear with me.
Q Okay.
A Once that became a matter of public record, I believed I was free from the restrictions under the protective order and was swarmed by the media outside of the courthouse. During that, during that interview, I reminded Lauren Trager, you were in there when it happened. I told you to have somebody take a picture of it.
She didn't respond but I believe that the cameraman, you know, the cameraman that they have, and in fact most cameramen know more about what's going on than anyone else in their business.
Q And that was January 9th?
A Correct.
Q Do you have security cameras in your office or in the building that may have caught that?
A At that office, no.
Q Or in the building --
A You know, I don't know. There may have been in the lobby; although, I can tell you that there was a great deal of construction going on at that building. We have since moved across the street into the building where the governor's

counsel are.

Q The hundred thousand. It's all in the trust, does P.S. have any of that now?

A Oh, it's not in the trust, no.

Q It's not?

A No, it's in my firm's operating account.

MR. HATFIELD: Two questions. Does P.S. have any of it?

A And the answer for that is P.S. has none of it. P.S. has never gotten any of it, he has not received a time, and he still owes us money.

Q And will he -- is the plan that he would end up getting some of that?

A The plan was get this out loud, get it clear, for a week people are going to be talking about the sexual dalliances and undertakings of the governor and in a week this is all going to blow over and off we go.

Remember, I voted for the governor. I supported the governor. I helped the governor in 2017, right before the Stockley verdict was announced. I didn't become appalled or -- I, there was no animus with the governor until he lied to

me. Once that happened, all bets off.

MR. HATFIELD: I think the question is do you expect that P.S. is going to get any of the hundred thousand dollars?

A I assure you that P.S. is going to get none of the $100,000.

MR. EGGLESTON: Thank you.

MR. HATFIELD: No problem. I'm here to help. I have become aware of the ability of two people having a conversation to understand it differently.

Q (BY MR. EGGLESTON) You said a couple of statements that I'm not sure really jibe. One of them was that you had said that you want -- my client paid me to keep this story suppressed.

A Mm-hmm.

Q And you had expressed how, by keeping it suppressed, that was protecting K.S. and their kids from the media exposure that is now sort of hit them. But then you said we released the audiotapes from January 3.

So how can you protect them by keeping it suppressed but then release them to LA Times and all the other outlets that you mentioned?

A That's a really good question.

Q You can't really have it both ways.

A Have you been on this committee long, sir?

Q I've been on this committee long enough.

A Okay. Then my guess is that you would have taken those measures and those steps necessary to walk through the testimony, but I'll walk you through it.

MR. BARNES: Mr. Eggleston will ask the questions, Mr. Watkins.

MR. EGGLESTON: Thank you, Mr. Chairman.

MR. BARNES: The question was to explain the discrepancy between the previous testimony that the idea was to keep this private and out of the news versus what happened on January -- in early January with the release of the tape. Is that the question, representative?

MR. EGGLESTON: That is the question.

MR. BARNES: That is the question, Mr. Watkins. Please answer the question.

A I appreciate the recital of the question. I don't appreciate the characterization of something not jiving or jibing or --

MR. BARNES: Okay. Mr. Watkins, you can answer the question (not audible, but not discernible) --

A You want to interrupt me, you're going to have to ask the goddamn question again. All I want is -- I'm going to answer the question. I'm going to answer so that you get the whole story.

My client fought long and hard to suppress his story. He didn't bring it up during his dissolution. He could have, to his advantage, it could have demonstrated categorically marital misconduct. He didn't do it. He loved his wife. he absolutely was abjectly horrified, mortified and completely shattered by the actions of a guy with square towed boots and lifts.

Ultimately, my client could have devastated that guy, the guy with the veneer teeth, if he had released those tapes prior to the election and given them to Koster's campaign and let Roy Temple run with it. He didn't. He wanted nothing to do with it.

Q Well, he did --

A When the calls came -- if you want to hear my answer, you got to shut up.

MR. BARNES: Mr. Watkins? Mr. Watkins?
MR. EGGLESTON: (Not audible, but not discernible).
THE WITNESS: I'm not going to have him interrupt.
MR. BARNES: Mr. Watkins?
THE WITNESS: Yes, sir.
MR. BARNES: Just breathe for a moment.
THE WITNESS: Thank you, my therapist is working with me on that. In a few short years I'll be fine.
MR. BARNES: Breathe for a moment. Okay. What Representative Eggleston is pointing out is there is testimony that the Koster campaign in fact knew about this issue. How would they have known about it if it wasn't through P.S.?
THE WITNESS: Well, of course they knew about it. Roy Temple contacted us. Presumably as a democrat working for the Koster campaign. That's all I know. Of course they knew about it. Of course. What in two thousand -- what -- who wouldn't know? The whole world knew. Reporters were working for over a year on this

story. This was not -- this was a one and done thing. All right.

To answer your question, by the end of December 2017, my client, who had paid me to suppress this story -- and I had diligently worked to do so, not once or twice but twice with Temple and on a number of occasions with subsequent media inquiries. Wasn't a ton of work but it was substantial for my client.

My client paid me out of his money and in December of 2017 something happened. My client's minor child received a phone call on her phone, because media is required -- is able to garner all the phone numbers that are under a plan, and said just enough and the question that was propounded to give rise to that minor child turning around and looking at Dad and saying, I presume in abject horror, what happened?

MR. BARNES: But it's not his child.

THE WITNESS: It's not whose what?

MR. BARNES: It was his stepdaughter?

THE WITNESS: Stepdaughter, yes. Does that make a difference? That it's a stepdaughter? A minor child that's a stepdaughter?

MR. BARNES: Well, in --

THE WITNESS: I'm sorry, maybe everybody else -- is a stepdaughter, all red headed stepdaughters?

MR. BARNES: We have had testimony that that child did not know the context of the call.

THE WITNESS: Well, that's up to you. That's fine. It doesn't matter.

MR. BARNES: It does matter. It does matter.

THE WITNESS: It wouldn't to me. Not as a father of five kinds. Member of a media contacts my minor kid and brings up anything --

MR. BARNES: A member of the media got a minor child's cell phone number through how?

MR. HATFIELD: You don't know?

THE WITNESS: I'm presuming, but members of the media have access to and through a service. So if I wanted to find every phone number that's in your plan, your phone plan, I can garner that.

MR. BARNES: What's a service?

THE WITNESS: I don't know but it is available there. It is available. It is something I have observed.

MR. BARNES: Mr. Lieb? I'm just kidding. I'm not going to ask you that question.
THE WITNESS: So ultimately my client's decision at that point was I can no longer protect my kids. Either I get this thing out -- and remember, this is a man who has had to endure the governor infusion himself in his marriage, two reconciliation attempts, the entire campaign, all the news events, all the braggadocia, the blowing up of cars, the rappelling into rodeos or whatever the hell he does to impress people --
MR. BARNES: Mr. Watkins, your client was tweeting about this --
THE WITNESS: My client in 2015 --
MR. BARNES: -- (not audible, but not discernible), and '16.
THE WITNESS: And '16, during the election, during a moment of abject horror, referenced in a tweet --
MR. BARNES: Repeatedly tweeting about it.
THE WITNESS: -- that the governor was a home wrecker.
MR. BARNES: I think he did so repeatedly?

THE WITNESS: I only know of one.
MR. BARNES: I believe there are multiple tweets.
THE WITNESS: I'm not here to tell you what you may or may not know. I know of one.
MR. BARNES: Representative Eggleston I'm sorry for jumping in.
MR. EGGLESTON: That's quite all right.
Q (BY MR. EGGLESTON) It would seem that any of the grief that's been brought upon your client's children was initially instigated by actions by your client. So that's why --
A I would disagree with that. The governor and his dick caused it in 2015.
MR. BARNES: Mr. Watkins.
THE WITNESS: I'm not going to have you mischaracterize what is -- there are ways --
MR. BARNES: Mr. Watkins.
THE WITNESS: -- of this -- one is political and one is as a human being.
MR. BARNES: Mr. Watkins.
THE WITNESS: Yes.
MR. EGGLESTON: We're just getting the facts. You don't have to take this personal.

THE WITNESS: That's my job and my duty.
MR. EGGLESTON: Condescending nature (not audible, but not discernible) --
THE WITNESS: Just like Mr. Dowd has his job and duty, just like Mr. (not audible, but not discernible) --
MR. BARNES: Mr. Watkins?
THE WITNESS: -- Mr. Rosenblum.
MR. BARNES: Mr. Watkins.
THE WITNESS: Yes.
MR. BARNES: We're not reading transcripts here. We don't have to use language like that. We don't have to go into --
THE WITNESS: I'm sorry, it's a four letter word, D-I-C-K, really bother you? In this day and age?
MR. BARNES: In this hearing -- in this hearing (not audible, but not discernible) --
THE WITNESS: If you're worried about me using the word "dick" and we've got the governor doing what he's doing, you're worried about me saying --
MR. BARNES: I would prefer that maintain decorum here, Mr. Watkins.

THE WITNESS: -- I'm appalled, I'm shocked at what's going on here. Like Casablanca's --

MR. BARNES: Mr. Watkins, let's do -- let's do the therapy here, Mr. Watkins.

THE WITNESS: Send me your bill.

MR. HATFIELD: We need a break. You want to take a break? Have a cigarette?

THE WITNESS: No, I'm fine. Are you kidding me? No way. I wouldn't miss this for the world.

MR. HATFIELD: I'm just here to help, Mr. Chairman.

Q (BY MR. EGGLESTON) Let's get back to a question about Faughn, rather than P.S., about Scott Faughn. You said you had a confidentiality agreement with him?

A Mm-hmm.

Q You called it Draconian. Was this a verbal agreement or a paper agreement?

A No, I didn't call the agreement Draconian. I called the liquidated damages provision Draconian. That's a provision within the confidentiality agreement and yes, it was reduced to writing.

Q It is reduced to writing?
A Yes.
Q And you've signed it and Scott Faughn has signed it?
A No, Mr. Faughn has signed it.
Q Mr. Faughn has signed it?
A Correct.
Q Would you be willing to provide a copy of that to the committee?
MR. HATFIELD: We -- we can talk about that.
MR. EGGLESTON: Sure. I don't know that we necessarily have to make the details of it public, that the fact that he signed (not audible, but not discernible) --
MR. HATFIELD: (Not audible, but not discernible) -- Mr. Chairman, but given the issues of confidence, we're going to want a subpoena for it.
MR. BARNES: I'm sorry, I didn't hear the question.
MR. HATFIELD: He wants the confidentiality agreement that Mr. Faughn -- that Mr. Watkins just testified Mr. Faughn signed. I'm saying that I don't know what our position will be

on that. I suspect that we'll be able to provide it but we are going to need a subpoena given that it's a document related to the representation, and I don't believe we have been subpoenaed for that document. I can stand corrected if the committee has other information.

MR. BARNES: I don't think we've subpoenaed the representation document.

MR. HATFIELD: I don't believe so.

MR. BARNES: And Representative Austin -- I mean, I think that that would fall, at least it's tolerable that the, well -- all right. We will get on that. That is an issue. Thank you for identifying.

MR. HATFIELD: And in answer to Representative Eggleston's question, we're not saying no. We just need to make sure we have our paperwork straight.

MR. BARNES: I understand.

Q (BY MR. EGGLESTON) Two last questions. You talked about the wealthy out-of-state republican. Do you have an inkling as to who that is? We're looking for that identity. Based on what Faughn said, based on your general knowledge of that, can you speculate? Do you have

a guess as to the identity of that individual?

A I do not. I do not have a guess, I do not know, I have never known, and without diminishing the beauty of Jefferson City or its populous, this isn't my -- this isn't my turf.

Q All right. Last question. I know you're not going to like the question but try to stay a little mellow because it's really more of an informational question, because I am not a lawyer, I don't know how this stuff normally works.

A Sure.

Q You have handled criminal cases before, I assume?

A Yes.

Q And in the context of handling those cases you would run across evidence, sort of smoking gun type evidence, of potential crimes?

A Well, as a lawyer, I am not engaged until such time as law enforcement has garnered the smoking gun and charged my client.

Q Well, in this case you might consider that smoking gun evidence to be the tape. The tape sort of reveals things about the conversation that was had between K.S. and P.S. about the affair and so forth and that is a -- would be a vital piece of

evidence in kind of getting to the bottom of this whole mess?

A Actually, I would suggest to you that the tape was, in my opinion, of zero value. The tape was nothing more than a recounting of a very hurt woman, you know, heart-wrenching recital of her confession to her husband. The recording is not -- it's hearsay, it's of no value. It's of no value except as a corroborating, contemporaneous statement made at or shortly after the event giving rise to the recording.

In this case that record was of no value unless it's corroborated by the governor or by K.S. It's not a smoking gun. It's a piece of -- it's a recording. It's a painful recital by a woman to her husband of a very sad --

Q Right, I understand. But it would be a piece of evidence in a potential case as -- because we do have charges that have been filed, charges that have been withdrawn, maybe refiled and so forth, and that would be a piece of evidence toward that; though, right?

A Well, actually --

Q Well, wouldn't that be something might get read into the record in these trials and

so forth?

A It was very well -- it appeared to be anticipated that the Circuit Attorney's Office was going to utilize this tape as a piece of evidence in the trial. The charge of -- the felony charge of invasion of privacy.

Q Okay.

A Quite frankly, I would not, if I was a Circuit Attorney, I would have never charged him with that offense and I would have cared about the tape.

Q Is it then your habit or general habit of attorneys in that situation to provide vile information like that? Things that are going to be evidence to the media in exchange for money?

A Well, first of all, that's a really, really interesting question because it does -- and I appreciate how you prefaced it, so it clearly indicates and reflects to me that you don't appreciate or understand the duties and obligations that an attorney has.

First of all, since 2016, I have had those tapes. I gave the recordings to the FBI. That's law enforcement. I gave those to law enforcement in early 2017. This was not a

situation where anyone, anyone, I think anyone in the world thought that those tapes would serve as the basis for a criminal case being brought against the governor for the offense of invasion of privacy.

Q Well, I understand. I'm just perplexed that you said you had trepidation, was the word that you used about giving the tapes to Faughn but you later on, when he came up with a hundred thousand dollars, you were okay with selling them to them --

A First of all, I didn't sell them.

Q -- and I know you don't like the word "selling," but whatever, the exchange took place. And I didn't know if that was -- if that's just sort of par for the course in things like this, that vital evidence of cases are up for sale if money can be made for them or not?

A That's hysterical. So --

MR. BARNES: Mr. Watkins, I feel that before you even start down this path with the first two words, we're not going to attack the member asking the question. You're going to answer the question.

A I'm going to answer the question. So

the crime of sodomy, unlawful sodomy, rape, kidnapping, unjust imprisonment, sexual assault. Those are charges that require a corpus delicti. A body of the crime.

This act situation, the contents of the tape or the recording, they aren't evidence of a crime. Law enforcement had been in possession of these recordings for quite some time. Those recordings weren't sold. Those recordings aren't -- the integrity of those recordings aren't changed, compromised, or in any way affected by virtue of a payment in 2018 to my law firm.

The actions that were taken to release those recordings were taken before any payments were made. The action and the decision, whether you agree with it or not, my duty was to discharge my obligation to my client. That was done. That was a fate accomplis. The only thing holding back and triggering the release of the article and the airing of the KMOV piece was the absence of corroboration. And on June 10, 2018 --

MR. HATFIELD: January.

A -- or January 10, 2018, the date of the State of the State Address, I received a call, a harried, frenzied call from Lucinda Luetkemeyer,

and I told her, among other things during that conversation when refused to discuss with her the nefarious details, I said, "Lucinda, my client has made a statement. Get the umbrella up because shit's about to hit the fan." Those were my words.

Lucinda, what she said or didn't say to the governor, I don't know. But it was a matter of a few hours later that the governor himself provided the very corroboration necessary to trigger the release of the Post-Dispatch article and the airing of the KMOV story.

As of moments before that call from Lucinda, that story was a no go at KMOV and a no go at the Post-Dispatch. They did not have corroboration. The governor himself provided the corroboration which triggered the release of the story.

MR. EGGLESTON: All right. Thank you. I don't have any more questions.

MR. BARNES: Representative Trent.

MR. TRENT: Thank you Mr. Chairman.

EXAMINATION

QUESTIONS BY MR. TRENT:

Q Thank you Mr. Watkins, for being here today. I'd just like to follow up on a couple of

things that have arisen during your testimony and then get back to the questions that I had prepared to ask.

So just kinda inverse chronological order here, you said that law enforcement received the recordings. Do you know when that happened?

A As stated earlier on two occasions during my humble presentation to this committee, in late January or early February of 2017.

Q Okay. And you may have already said this as well. Somehow, after listening to your testimony up to this point, I think I may be more confused about what you said than less.

MR. HATFIELD: That happens.

Q (BY MR. TRENT) It happens from time to time. That's no bearing on your ability to transmit the information. But do you know how the law enforcement came into possession of those recordings?

A Are you talking about federal law enforcement?

Q Any law enforcement to which you have knowledge of how they came in contact with those recordings.

A Well, the FBI, in our interaction,

were aware of the recordings since the latter quarter, last quarter of 2016, because I had been interacting with them during that period.

Q Did you provide the recordings to the FBI?

A When requested, I went to my e-mail and got them right over.

Q Okay. And who is your contact with the FBI during that time when that was going on?

A Special Agent Kevin Cosentino, C-o-s-e-n-t-i-n-o.

Q Okay, thank you. Now, I was also a little bit confused about the $120,000. And I know you tried to go over that but let me see if I can get this straight.

So the $100,000 was not compensation for the recordings. What was that 100,000 for? What did you understand the purpose of that money to be?

A I understood the purpose of the meeting -- or the money was to pay for [redacted] -- P.S.'s legal fees and to hopefully accord him a soft landing.

Q Okay. And now so I also understand correctly, you said earlier that P.S. now owes your

firm money; is that correct? Or is that just Mr. Faughn?

A So I know I have addressed this before and I'm happy to address it again. After crediting Mr. [redacted] with the full $100,000, there is a balance due.

Q Okay. And so that's why you moved the money from your IOLTA account to the operating account is because it was being moved as you expended it on legal fees?

A No, what ended up happening was we didn't look at the balance due for quite some time because of the frenzied activity that was going on. When we looked down, we realized we were way beyond the amount in the trust account. And that's when we transferred the money.

Q Okay. How, how frequently do you typical bill clients?

A We typically bill clients on a monthly basis.

Q And so that was not the practice in the case of this client?

A Actually, no, it wasn't. After -- after this came out, after the story was released, there was a not insignificant amount of concern

about the security of my client's e-mail communication systems and as a result, we normally transmit bills electronically. We also mail them. But our client's mail had been compromised and our client's e-mails had been compromised. So we didn't and, quite frankly, given the amount in the trust account, it wasn't a concern.

The swiftness of the activity and the never-ending fluidity and widening of the scope of undertakings that were being pursued gave rise to the money being --

Q Expended more quickly than you expected?

A That's correct.

Q And your accounting department just didn't catch up with that?

A Our accounting department is comprised of one.

Q Oh, is that -- you are the one?

A Correct.

Q I see. Okay.

A I am not the one. We have an accountant, a woman in charge of our accounting department, but no, I am the one who makes the decision.

Q Okay. All right. So now the $20,000, 10,000 of that you indicated was a retainer for Mr. Faughn?

A That was my -- that was my understanding that that was his retainer. Correct.

Q That was your understanding. And other 10,000 went to relocate your family; was that correct?

A It was to get them out of town.

Q And why -- what was Mr. Faughn's reason for paying for the relocation of your family?

A You know, I'm not sure he understood that he was doing that. I don't know. I know I was in -- I had a sense of urgency. I wanted to make sure that my family was taken care of and I think my words were, "I got to get ten grand ASAP, I got to get my family out of town."

Q Did it seem to you like Mr. Faughn didn't really inquire much into what you were going to use the money for, that he was really more concerned about getting it to you?

A I don't know. I can't say what he was thinking. I can tell you we were in regular contact.

Q Just behavior that he exhibited. Like he didn't ask a lot of questions about the money or how it was being expended or what the balances were or anything like that?

A No.

Q Okay.

MR. BARNES: Representative, just real quick, let's be mindful of initials. Initials.

THE WITNESS: Thank you very much.

Q (BY MR. TRENT) Now, I believe you testified earlier you had never met Mr. Faughn before he showed up with money, the first $50,000.

A Correct.

Q Do you have any ongoing activity with him now? Do you ever meet him socially or anything like that?

A No. I don't. My representation was formally terminated shortly after his Chatime presentation on I believe it was YouTube and since that time I have not --

Q You don't keep up with him at all then?

A No, I didn't socialize with him before and I don't keep up with him now. Although,

I will tell you, he can at times be entertaining.

Q Of course. Now, at any time during his activity with you during, in the time that you represented him, did you understand that any of that retainer was to be used to provide services related to his production of a book?

A No. There was mention of a book but it did not occur until well into our relationship, attorney-client relationship, and almost near the end of our attorney-client relationship. Now, that being said, it was clear to me he was really desirous of being kept up to date on what we knew, and at the same time we were in a position to garner information from him that we wouldn't otherwise have access to.

Q And did in fact any of the services you'd render to him relate to the production of a book?

A If my understanding now is correct and his desire is to or has been to write a book about the machinations associated with the governor and his demise, I am going to suggest to you that he will be uniquely situated and postured to do so. But it was not by design by me.

Q Will that be because of the services

you rendered to him for that $10,000 retainer, or just incidental to playing a fairly pivotal roll in this whole situation?

A I don't know. I think there is significant value that I provided, but it was, in hindsight, provided perhaps inadvertently in the form of access to and ground zero knowledge about what's going on.

Q Well, let me clarify. Like you didn't look to any publishing companies? Like you didn't prepare any contracts that he might use for a book, you didn't --

A No, I think if it didn't -- by the way, I have worked with publishing companies. I have had the privilege of suing them, representing them, and negotiating with them. And clearly this is not the stage where that type of negotiation undertaking is even pursuable with any of the big publishing houses. That would be premature.

Q So in other words, if a client came to you and said, hey, I'm thinking about writing a book and he was at the stage Mr. Faughn was at when he came to you, you would probably advise that client, look, you don't really need me yet, come back when --

A Quite to the contrary. If anybody was in the position of Mr. Faughn at that time and genuinely seeking to write a book, absolutely I would want not only access to the information I had but I'd want guidance that would relate to in no small part how far I can go with information I have is this person a public figure? If they are a public figure, things are treated differently than if they are a private individual.

And that issue was something that came up time and time again over the course of our undertakings for him. In my opinion at the time, or not my opinion, I assumed at the time it related to those pieces of work that he was publishing in his publication. I didn't -- I wasn't -- whether it was a book or a newspaper, I didn't care.

Q So it would have been the same advice whether it was either?

A Correct.

Q So any book advice would have been inadvertent?

A I can't say inadvertent. It just wasn't -- I didn't know about the book.

Q It just wasn't part of the conversation?

A Correct.
Q All right. Fair enough. All right. Now, when the -- when the money showed up, did Mr. Faughn communicate any instructions to you regarding the money?
A No.
Q No instructions, no input? And you said earlier, I believe, that you didn't expect the first payment, let alone the second payment or --
A I can't say I didn't expect it. I wasn't holding my breath. I just wasn't holding my breath.
Q Okay. There's also some questions I had about some of the media appearances that you had made during this time period.
A Yes.
Q Like, for example, you publicly announced that you had received the $100,000 in cash, correct?
A Yes.
Q What was the purpose for that announcement?
A So at the time, the case in the St. Louis City Circuit Court in which the governor stood as the criminally accused defendant in the

felony charge of invasion of privacy, the counts on the parties were subject to a protective order. It's been referred to as a gag order. It was really a protective order.

Under the terms of that protective order, as I recall, and I don't have it in front of me, the counsel of the parties -- and remember at the time I didn't represent a party, I represented a witness, but the counsel for the parties were to be observant of a confidentiality provision until and unless such time as a matter of public record in a motion or in a pleading the subject matter came up.

So what you often found during the course of the case, as is done by counsel who are competent and doing what they have to do to represent their client with vigor, there would be in fact many press releases within the context of pleadings; thus, permitting the subject matter of a pleading which would not otherwise be able to be discussed, to be discussed publicly.

On the date in question, when did I speak publicly about the money, I had up until that time not had anything as a matter of record about the money. I originally thought it was Scott

Rosenblum and it wasn't Scott I have been told and confirmed since that Jim Martin, one of the governor's counsel, during the course of the court appearance -- and I was there. I don't know why I thought it was Scott, but I have been told it was Jim Martin -- made reference to the fact that the governor's counsel had it on reliable source or good information that I had been the recipient of two $50,000 payments.

So now it's a matter of record. Now I'm free to talk about it.

Q So you just wanted to confirm that that was true?

A So I went right outside and I was swarmed like a -- like a -- like a cheap whore on the sidewalk out in the courthouse.

MR. BARNES: Al -- Mr. Watkins, come on. Come on.

THE WITNESS: I referred to myself as --

MR. BARNES: I -- enough. I do like -- the two-hand approach is better than the one.

A Someday, someday, the one finger --

MR. BARNES: Representative Trent has the floor.

Q (BY MR. TRENT) I'll be happy to help you with metaphors in the future (not audible, but not discernible) --

A (Not audible, but not discernible) significantly restricted when I can't use my normal language.

Q I understand.

A Definitely --

Q We all have our own turn of phrase we like to employ. So I hear you. So i think we have sufficiently answered that question unless you have anything else you wanted to add. I feel like the question has been answered.

A No, I thank you, Mr. Trent.

Q So another media incident that I seem to recall was a statement about something to the effect that witness one and your client had made the tape in question together, both had knowledge of the tape. Do you remember making that statement?

MR. HATFIELD: Witness one is K.S. He doesn't do the witness numbers.

MR. TRENT: Oh, sorry.

A So K.S. and P.S.

Q (BY MR. TRENT) Yes.

A What was the question?

Q So have you stated in the press that K.S. and P.S. both knew about the recording when it was made. They made it jointly?

A When it was made, when it was made jointly, no. The impression I hope I haven't left people with was that P.S. is an emotional man. And I don't say that in the sense in the expression or description I have used is not a guy that picks up a chair and throws it through a wall. He is a guy who -- he's emotional. He's, in a touchy-feely sense, emotional.

So during this period of being devastated, his ego shattered, wanting to just decimate this guy, this man who is now governor, loving his wife, angry, bitter, all the emotions in the world, and this emotional washing, if you will, is something that had been an issue in their marriage for a protracted period. So during counseling one of the suggestions was to let the emotions, let them run. Let them overwhelm you. Let them run their course, and then revisit the conversation.

My client -- and I am going to have to describe this cautiously because I don't want to

describe it in a way that causes his identity to be released.

But he is a man that some people would take notes. His notes are recorded. There had been recordings that this couple knew about contemporaneously at the time, my understanding was, at the time they were made. This recording, on the 25th of March, 2018, was not done with the knowledge of his wife. Of his then wife.

Q Of K.S.

A It was done without her knowledge.

Q And you have never asserted in the press anything otherwise?

A If that is how it is presented, that is an erroneous characterization of what I said. Because I have said that shortly after the recording, she was aware of it. In fact, my understanding is that the contents of that tape were revisited by them, and in fact, my understanding is that at some point shortly thereafter, in 2015, the fact that my client was aware of the details and had a recording, had been communicated to the criminally accused defendant.

Q Okay. Now, has P.S. paid you any money outside the $100,000 that was for his -- has

he paid you anything directly?

A Yes.

Q And can you disclose how much he has paid?

A My guess is -- not guess. My approximate amount rounding up is 16, $1,700. Remember, the initial contact, and most substantive element of the work was with Roy Temple. Thereafter, it was basically shooing media inquiries away.

It's also important to note that this was a guy that, quite frankly, if -- it was a matter that -- you know, I felt sorry for the guy. And, you know, I can also say that, you know, billable time that corresponded to it was not all entered, but yes, he did make payment, something received significant to him.

Q Okay. Did you provide any written statements to P.S. stating to him that you had received the $100,000 or any written statements about who had paid the $100,000?

A Statements about who had paid it? No, because we didn't know. Every month statements would be issued under our normal protocol. We would issue those statements either by e-mail or by

mail or in some cases with some clients, both. We had some clients who requested no statements would be issued and would just call in because they didn't want a statement out there. We have some clients who didn't want correspondence of any nature.

In the case of P.S., the -- once the story got out, there were immediate concerns, people were trying to hack into and had hacked into his computer and his e-mail and his phone and mess with his mail, so we kept him apprised as things went but, quite frankly, we stopped issuing the monthly statements. We have visited the money issue. We have gone through the statements but we did not issue them.

Q So he knew that had 100,000 had arrived on his behalf but you did not issue any written documentation to let him know that?

A Oh, yeah, we did issue written statements on a monthly basis. We just didn't send them by e-mail or by mail to him. We were in regular contact with him.

Q So did he receive a written statement as part of that regular contact in some manner?

A Yes, in some manner.

Q Okay. So there was a written, it was reduced to writings, it was placed in his physical possession. Okay.

Now, is there anyone else other than Mr. Faughn who you discussed the $100,000 with that was received for the benefit of P.S.?

A The world.

Q At the time. Before this broke.

A The FBI, other attorneys in the firm.

Q Any elected officials?

A I don't think any elected officials.

Q Any political figures?

A No, I do not believe so.

Q So just been attorneys and FBI agents and --

A Oh, yeah, and I imagine some fear-filled dribble with somebody at a social gathering. It's a pretty fascinating thing but it -- it's -- no. No political figures.

Q Okay. And I'm pausing here because you've answered some of these questions in earlier testimony.

A No problem.

Q Now, have you talked to the Circuit Attorney about this case? I believe you have.

A Um, well, I -- when you talk about the Circuit Attorney, you're talking about Miss Gardner?

Q Yes.

A The first time I ever met Ms. Gardner was on the day that I presented my client for Grand Jury testimony. We didn't really discuss the case, but Ms. Gardner did describe briefly the protocol that was going to be followed. There was testimony elicited from my client outside of my earshot, and then very brief testimony elicited from a me to confirm, among other things, that the recording that we received from my client was the same that I gave to the Circuit Attorney's Office.

Q So that was the first encounter was the date of Grand Jury?

A Correct.

Q Did you have any subsequent discussions with Ms. Gardner about the case?

A No. Ms. Gardner, I mean, I saw her in court.

Q She didn't call you up, you didn't talk about it in any kind of discussion?

A No. In fact, there was a relatively, not elevated degree of frustration but there was

frustration about the fact that I couldn't get her to return a call.

Q Now, this would have been before the $100,000 had been -- you were able to state that publicly, correct? Do I have the timeline right there?

A Before I could state it publicly, yeah.

Q And did you discuss the $100,000 with her at that time?

A No, I believe to Robert Steele we made reference at the outset because I thought it was important that they knew, Robert Steele is an Assistant Circuit Attorney, that, hey, look, in 2018 my client was the recipient of the fact of -- he wasn't the recipient but a beneficiary, if you will, of money that was paid to our firm by an anonymous third party. Whether I said it was anonymous or not, I don't know, but I referenced a third party. It was no secret.

It played -- that money did not affect what my client had recorded. That money did not affect a previously made decision. It did not affect the previously made release of tape or recordings. It didn't alter the mix of what the

game plan was.

Q So you just didn't feel like it was relevant?

A I felt it was relevant enough that I brought it to their attention because I believe that it's important that everybody know. It's irrelevant what our firm received in 2018 doesn't alter what was done in 2015, including the tape. Or recording, I'm sorry.

Q Now, Ms. Gardner is somewhat of a political figure herself. Have you ever given her any campaign contributions or any donations or anything like that?

A No. I'm not big on make donations to political figures, republican or democratic. I will tell you that in my life my commitment to candidates have been, with one exception, republican. They have been on the national level, and have been a function of one of my clients requesting me to appear at an event that he is hosting, whether it be more Mitt Romney or Chris Christie or Bob Dole or someone along those lines.

I have been the beneficiary of gifted tickets to very high-end events. I go have a free beer, I'll pat everyone on the back, I'll talk

lockjawed if they want, but no, I am not a big donor. My firm did support Governor Nixon in large part because my law partner, who is now retired, Mark Kodner was -- felt very strongly about the support Governor Nixon had given to those with Parkinson's.

Q Now, you've represented and still continue to represent P.S. You've represented Mr. Faughn for a period of time?

A Yes.

Q Is there anyone else connected to this case that you have represented?

A Represented? Connected? Or consulted by?

Q You can be as broad with that as you want I suppose.

A I was engaged by a detective, Tisaby, works for the -- or did work for the Circuit Attorney's Office.

Q And I don't mean to interrupt you but how long did you represent Mr. Tisaby?

A My representation within the context of the case in which the governor was a criminally accused defendant ceased very shortly after it commenced by virtue of a perceived conflict. I was

also retained to and did represent an individual young man who was a former republican committeeman who had volunteered for the governor's campaign and the scope and tenure of my representation of that individual was not very long.

Q I believe I know the name of that individual but for the record, who are you referencing there?

A It was given --

MR. BARNES: I don't know if it is a public name or not.

A I don't believe it is, but I can point something else out. If this was my son --

MR. BARNES: If it's been public, I don't mind. If it's not public --

MR. HATFIELD: You don't have to do it (not audible, but not discernible).

Q (BY MR. TRENT) Anyone else?

A I have been consulted by others, yes. I am not at liberty to disclose the scope, extent, nature and character of those who have consulted me.

Q Consulted, but they never retained you as an attorney?

A I cannot say that.

Q So they may have retained you as an attorney, you just don't want to disclose who --

A I cannot -- I cannot -- I cannot discuss the scope and extent of my undertakings on behalf of individuals who have consulted with me but have not provided me or accorded me the privilege or the waiver of privilege.

Q Can you say if any of those --

A I also as a matter of public record represented the former exotic dancer in St. Louis turned attorney with aspirations in California of being a judge who sought through our firm a pardon from Governor Nixon for interestingly the exact same charge with which the criminally accused defendant in this case is charged.

We had sought a pardon on behalf of the stripper, who is now the lawyer in California seeking to be the judge, utilizing a theory that was virtually identical to that employed by the governor today in his Motion to Dismiss. So we had been unsuccessful in garnering a pardon from Nixon but Nixon is now with the firm representing the governor and the governor is charged with the same offense and the pardon request is still out there.

So we thought, given the fact that

clearly there's a matter of public record, the governor embraced our theory --

Q You know, I'm sure this will make a fascinating law school case one day.

A Needless to say, we're still representing him.

Q And you didn't represent or consult with any elected officials?

A Represent? No.

Q In regards to this matter. Okay.

A No. Well, I guess Tisaby is a public official.

Q No, that's not -- I mean people elected, not appointed. So, and on the subject of Mr. Tisaby, how did he know to contact you? When did he decide to -- or did anyone ask you to represent him?

A No, he picked up the phone and he called me. My guess is that he saw me in action.

(Off the record.)

Q (BY MR. TRENT) So now you spoke at length earlier about how desirous your client was to maintain the confidentiality of this matter. Is it not your client's desire to do anything that would harm the reputation or harm K.S. in any way.

A Yes.

Q The earlier questioning addressed this a little bit with the repeated tweets, but also, it's true that your client had multiple affairs during his marriage with K.S.; is that correct?

A First of all, I don't understand that to be true. Second of all, what my client did or did not do with his appendage is absolutely beyond the scope of your authority of inquiry here.

MR. BARNES: For what it's worth, Representative Trent, this committee has assigned zero value to anything that witness two, witness three, ex-husband P.S., has said. To the extent that you are attempting to impeach his credibility, I don't know that in the minds of those who heard P.S. testify previously, that it could go any lower.

And so free to do so. I'm just telling you we're at like the infinitesimal level of credibility the committee views for ex-husband right now. You might get it like one scintilla of a -- you know, there's no way to possibly get it down to zero. I think if you stand one inch away from the wall and you get halfway closer to the

wall every second, will you ever reach the wall? Maybe we'll never get down to zero, but feel free to --

MR. TRENT: Mr. Chairman, it's not so much for the minds of the committee but we are in a public hearing at this point and I know Mr. Watkins' commitment to the people of Missouri in making sure they get a full appreciation for what's going on here, I just want to make sure that the record is as complete as possible for the people.

MR. BARNES: That's fair. I just wanted to make that clear, before we went down this line of questioning, that we view P.S. as having zero --

MR. TRENT: I don't intend to dwell on it.

MR. HATFIELD: I don't think it is fair. The probative value of this questioning is zero, as Mr. Chairman just said. The prejudicial effect is somewhat substantial.

MR. BARNES: I don't know that the probative value is zero because the credibility of witness three has some impact because he said other things other than the authentication to tape and what this committee decided after the hearings we

held early was that we could not trust witness three's testimony on anything other than authentication of that tape.

And so I think to the extent we're talking about the credibility of witness three, I do think that that is a probative question. I understand Mr. Watkins represents, has represented witness three and is going to defend witness three to his utmost ability. In fact, Mr. Watkins and I, when we were in a closed door hearing, got in a shouting match kinda like we did earlier this evening -- or earlier this morning that not everyone got to see that shouting match.

So it is probative, but my point to Representative Trent was just that the committee has already reached that conclusion. That witness three is not a reliable witness. Go ahead, representative.

MR. TRENT: Thank you, Mr. Chairman. And that actually I believe exhausts the questions I had for Mr. Watkins; however, I did also have a couple of additional questions for Mr. Hatfield, since we've gotten on the topic of legal technicalities here.

MR. HATFIELD: Sure.

MR. TRENT: So, Mr. Hatfield, I think this may have even been touched on earlier by Representative Austin.

MR. BARNES: Are we going in to fact questions or going into legal questions?

MR. TRENT: I believe you could call these fact questions.

MR. BARNES: I'm going ask you again --

MR. HATFIELD: I'll be happy to take an oath, Mr. Chairman. I would ask again that the members of the committee take an oath.

MR. WATKINS: Okay. I'm compelling my client not to respond to any further inquiries until such time --

MR. BARNES: Okay. Mr. Hatfield, raise your right hand. Okay. Thank you.

Mr. Hatfield, do you solemnly swear or affirm that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. HATFIELD: To the extent I provide answers to questions, I do so swear.

MR. BARNES: Answers to fact

questions.

MR. HATFIELD: Answers to fact questions, that's correct. As Mr. Chairman knows, it's the whole truth aspect of that oath that can sometimes be problems for lawyers, which is why lawyers generally decline.

Lawyers have an obligation to make correct statements. Lawyers do not have an obligation to disclose additional information that might be necessary under the whole truth. However, to the extent I answer, I will follow the oath that the chairman just administered. Thank you.

MR. BARNES: Thank you. Go ahead, Representative Trent.

MR. TRENT: All right. There's really only probably one fact question and a couple technical questions.

CHARLES "CHUCK" HATFIELD,
of lawful age, having been produced, sworn, and examined, testified as follows:

EXAMINATION

QUESTIONS BY MR. TRENT:

Q So who, for the fact question, who is paying you to represent Mr. Faughn and Mr. Watkins?

A So the governor's legal team wants

you to ask that question, I know, they asked that question in a deposition and Judge Burleson issued an order quashing any subpoena about that. Or they didn't ask in deposition.

Q While I appreciate your speculation on the genesis and the motive of my question, I really would just like you to answer the question.

A Yes. And so the governor's legal counsel wanted to answer that question as well. Judge Burleson, who did order other attorneys to answer questions like that, said that I didn't have to. And I'm not going to, just as I'm not going to discuss whether I have a belly ring or whether I have ever read Fifty Shades of Grey --

MR. BARNES: Representative Hatfield -- I'm sorry. Mr. Hatfield.

MR. HATFIELD: Yes, sir.

MR. BARNES: Okay. Let's --

MR. HATFIELD: You don't want to hear about my belly ring?

MR. BARNES: Mr. Hatfield, on the rails. On the rails.

MR. HATFIELD: I am happy to respond to the gentleman's question.

MR. BARNES: Just respond to the

gentlemen's question and let's keep it on the rails.

MR. HATFIELD: Again, I am not aware of the rules of evidence of this committee, so I apologize.

Q (BY MR. TRENT) Now, gentlemen, I believe the answer to the question there, your refusal to answer, you did in fact answer that you are being paid by a third party.

So my next question is, have you given informed consent to your clients, Mr. Faughn and Mr. Watkins -- have you received informed consent from them about the nature of that third party payment?

A So let me answer that question this way. I am fully aware of my ethical obligations, Representative Trent. I have reviewed them. I've sought my own legal counsel because until the lawyers for the lawyers have lawyers, you haven't got a real party going on. And I have complied with all of my ethical obligations with regard to payment of fees.

Q Okay. Then let's talk about your ethical obligations in respect to conflict of interest between current clients.

A Yes, sir.

Q We have heard some significant testimony from both Mr. Faughn and Mr. Watkins over the last two days here --

A Yes.

Q -- and it would appear that some of their statements are in direct conflict with each other, which they are under oath, I would presume this could lead to questions of perjury.

So do you believe that your clients have no adverse interests amongst themselves? Or are you comfortable that you have fully complied with Rule 4.17?

A I am comfortable that I have fully complied with Rule 4.17, yes, sir.

Q So you perceive no conflict of interest between your two clients?

A I didn't say that. There are two analyses to Rule 4.17. First is do the clients have a conflict of interest, that can be a very complicated question, as you know, as an attorney. It is not the first time that I have ever represented witnesses who we have a conversation with different understandings of what happened or with the exact opposite testimony about what was

said. That happens in litigation all over the place.

Second part of that is whether the clients have given a waiver or informed consent, if there is in fact a conflict. So they are complicated questions and I assure you that I have complied with my ethical obligations in my appearances for these gentlemen.

MR. TRENT: All right. Thank you. I'm glad you're comfortable with that situation. It is seems like it's a kind of a thorny matter but I appreciate your answers and I appreciate the time, Mr. Chairman.

MR. BARNES: Thank you.

Representative Razer?

ALBERT S. WATKINS,

previously sworn, testified further as follows:

EXAMINATION

QUESTIONS BY MR. RAZER:

Q Mr. Watkins, I just have a few clarification questions basically. One is just minor.

Early on, I believe the chairman may have been questioning you, you were mentioning media outlets that you had contacted and you just

said "Fox," and I'm wondering if you meant the Fox News Network or a local Fox affiliate?

A If that was within the context of the inquiry that corresponded to the early January 2018 undertakings, that would be KTVI Fox local.

Q Okay. Thank you. You also said that the only media outlet that offered money was the Daily Mirror?

A Yes.

Q Okay. Yet you also said P.S. has turned down other offers because there were, and I believe the word you said was "conditions"?

A Correct.

Q If those weren't media outlets, then who were they?

A There was contact -- media outlets are different than, for example, say, a show.

Q Explain that to me.

A In other words, you may have the Oprah show by way of example.

Q Okay.

A It's not a media outlet as in a network in my opinion but it would be a show.

Q Okay. Would you be willing to expand on what the conditions were? What people were

wanting?

A Yeah, they wanted rights to the story and this was not a story that was for sale. This was how do we get this message out there as loudly as we can to as broadly -- a broad range of recipients as possible.

Q So then I guess where I'm confused is multiple media outlets or shows are offering money for the story, which I understand, and you -- multiple times you said P.S. has turned this down or you have turned this down. Were the offers for money to you or to P.S.?

A Well, if they're made to me, it's still my client's decision. So when there is a condition that involves exclusivity and the limitation of the scope of the story, there's no interest.

My client wasn't interested in money. He was definitely not interested in limiting the scope of the potential exposure of his stories.

Q Okay. So from what you just said, is the reason that you accepted money from Mr. Faughn is that he was not asking for exclusivity?

A No, it was because there were no conditions. Which includes, among other things,

exclusivity.

Q Did he -- did you ask him for money or did he just come offering money?

A I thought that I had shared with you kind of the sequence of events and the conversation that occurred on January 5, which would have been Friday, 2018, during which it was made clear that there was this third party who was willing to and desirous of providing my client with a soft landing. And when I asked for an explanation, what do you mean, the response was, I you know, fifty, a hundred?

Q Okay. Then I want to move forward and discuss the special agent from the Eastern District of Missouri --

A Yes.

Q -- that you have dealt with. When I think you first brought him up today, you said he was investigating the governor's situations.

A I didn't say investigating the governor. We have been working with him and communicating with him in connection with the governor's situation.

Q Well, hang on, you actually used the word "situations," because you made a --

A Yes, plural.
Q -- a point to pause and say plural.
A Correct.
Q So my question is, could you expand on that? What do you mean by "plural"?
A Well, I thought I had. And to the extent that I will provide one big caveat here, I am not privy to nor are the feds particularly outgoing about doing anything other than keeping their cards close to their vest.

So I have been practicing law and accorded the privilege to do so for 33 plus years. That has included an extensive federal practice involving white collar crime cases among other criminal cases. I have become familiar with and I have worked with federal law enforcement authorities in those types of matters.

They have certain Assistant US Attorneys who work in certain areas of focus and, similarly, they have support personnel and investigative personnel in the form of FBI special agents, IRS, special agents, SEC, or, and you know, DEA, et cetera, all the acronyms. But you know and you learn to garner familiarity with the areas of expertise of the investigative and the Department

of Justice lawyers.

So the individuals that I have been interacting with, working with in connection with this matter, are individuals that I know are not scratch and sniff guys. They're not, you know, the first responders, going, is something going on here? These are guys who were brought in who have an expertise, have experience, familiarity, and these resources are not going to be exploited on scratch and sniff.

Q And you believe you know kind of what their expertise are?

A So their expertise appears to be political corruption, white collar crime, mail fraud, wire fraud, bank fraud, tax fraud.

Q Okay. Okay. Lastly, I'd just -- I just want to say this, Mr. Watkins. I feel like at multiple times during this morning -- and I appreciate you being here, I truly do. But multiple times this morning I feel as if you have been disrespectful to the chairman. Multiple times today he has asked you for -- to refrain from using vulgar language.

A Mm-hmm.

Q I understand that sometimes it slips

out. It happens to us all, but not at the frequency that it has with you today.

At one point Representative Eggleston was questioning you, he was trying to continue his question and in a raised tone you said, "If you want me to answer the question, you have to shut up."

A That's correct. That's an accurate recital.

Q Let me finish.

A I thought that was your question.

Q No, I am not done. Later, Representative Eggleston again was asking you a question to clarify a legal issue, which neither he nor I are attorneys so sometimes we need clarification of what attorneys are saying when you say something. You said in a sarcastic tone that you appreciated how he said it because it was obvious that you don't understand the duties and responsibilities of an attorney.

A That's exactly right.

Q Okay.

A You're self-consciousness about that is on you. It's not -- if I'm going sit here --

MR. BARNES: Gentlemen, gentlemen --

A -- if I'm going to sit here --
MR. BARNES: Yes, you are going sit there. Yes, you are going to sit there, Mr. Watkins. Yes, you are going sit there.
A Look, Mr. --
MR. BARNES: Yes, you are going to sit there. Shut your mouth, Mr. Watkins.
THE WITNESS: If lawyers here can say it, I can say it.
MR. BARNES: Shut your mouth, Mr. Watkins.
THE WITNESS: Shut my mouth? Shut yours. Go ahead.
Q (BY MR. RAZER) You don't appreciate the duties and responsibilities of an attorney.
A That's right.
Q So let me say to you, from your actions here today, that I am not sure you appreciate the duties and responsibilities of this body. We are --
A And I --
Q Wait. I am going to finish this, Mr. Watkins. I am going to finish this.
MR. BARNES: Mr. Watkins --
(Not audible, but not discernible

speakers.)

A You finish whatever you want --

MR. BARNES: Mr. Hatfield -- Mr. Hatfield --

MR. HATFIELD: It's not going to help. Mr. Chairman, the witness is here to answer questions.

MR. BARNES: We are going to let Mr. Razer finish his statement and we are not going to have a further filibuster statement. Mr. Razer is making a point. I -- we are going to let him make the point. I happen to agree with his point and I am going let him make the point and we're going to have a few follow-up questions and we are going to call it a day for Mr. Watkins.

MR. HATFIELD: The witness is here to answer questions and he is happy to answer questions. The witness was not subpoenaed --

THE WITNESS: I am going to instruct my counsel to be quiet. I want to hear what this man has to say --

MR. HATFIELD: The witness was not subpoenaed to be lectured to.

THE WITNESS: -- and be respectful and I want to hear it all.

Q (BY MR. RAZER) It appears to me that you don't appreciate the duty and responsibilities of this body. And so let me just say that those of us on this committee and who are members of the House of Representatives, we are duly elected officials. The people of Missouri have sent us here to do a job.

Now, maybe their choice of selecting us as individuals were good choices or bad choices but regardless, it was the choice of the people of Missouri. Furthermore, the people of Missouri, whether it was a good choice or a bad choice, have selected Eric Greitens to be our chief executive.

One of the responsibilities we have as the House of Representatives, and it's our sole responsibility, is if in extreme circumstances we have the right to investigates whoever is sitting in the governor's office at that time. That is a very serious responsibility.

A I agree with you.

Q When someone comes before this committee -- and I appreciate that you came here voluntarily.

MR. HATFIELD: No, he's under subpoena.

MR. RAZER: Oh, okay.

A But I drove myself and I paid for the gas.

Q (BY MR. RAZER) I appreciate that you are here. But when you come before here, you are not just telling Mr. Eggleston to shut up, you're telling the 36,000 people that sent him here to shut up. Now, I don't take myself very seriously but I take the institution of the House of Representatives very seriously and I just want it for the record that if I do not appreciate or condone your demeanor for most of this testimony here today.

MR. RAZER: That's all, Mr. Chairman.

MR. BARNES: Thank you, Representative Razer.

MR. WATKINS: First of all --

MR. BARNES: That wasn't a question. That was not a question. I have a follow-up question. We are going to --

MR. WATKINS: I do want to make a record saying that --

MR. BARNES: We may get there, Mr. Watkins, we may get there.

MR. WATKINS: I appreciate what you

have to say.

MR. BARNES: Mr. Watkins --

MR. WATKINS: You have your duty --

MR. BARNES: Mr. Watkins --

MR. WATKINS: -- and you are discharging it and I am very grateful for that. I have my duty.

MR. HATFIELD: Let's do it in the hall, Al. We'll go do it in the hall.

MR. BARNES: I have one follow-up. It's lunchtime.

FURTHER EXAMINATION

QUESTIONS BY MR. BARNES:

Q You stated you gave the tapes, this audio recording, to the FBI in January of '17.

A Yes.

Q Does the FBI have jurisdiction for alleged sex crimes that don't cross state borders? I don't think they do.

A Mr. Chairman, I believe that the federal authorities have jurisdiction and authority over political corruption and cases that involve extortion of public officials and so they have a keen sense of interest in publicly elected officials who are vulnerable to that type of thing.

Q Okay. So but my point is there's no federal crime for which the Federal Bureau of Investigation, in an in state sex crime, assume it doesn't involve an elected official, there's no federal jurisdiction, in general, for that unless you somehow cross state lines or use a phone or do something of that nature?

A Well, there are a number of actually situations where sexual deviance that occurs all within one state can be federal in nature but, in general, I understand what you're saying.

MR. BARNES: Okay. That's my clarification. Further questions?

FURTHER EXAMINATION

QUESTIONS BY MR. EGGLESTON:

Q Couple of things for you, Mr. Watkins. You talked about the threats to your family. Right? That was sort of why you needed some extra money, to maybe get them out of the --

A I actually referred to that as an incident of intimidation.

Q Intimidation, okay. Do you think you received that intimidation or threats or whatever you want to call it because of your relationship representing Mr. Faughn? Or P.S.? Or something

else?

A I am not in a position to tell you with certainty the cause of that or the motivation behind it.

Q You don't know, or you know but you don't feel comfortable saying?

A I don't feel comfortable saying.

Q Okay. Why, when those threats came in then, would you go to Scott Faughn and ask for more money to help take care of that? Because he had already given you 110 and I assume you have some money in the bank from your business and so forth. Why go to Faughn and ask for more money to take care of the threat that came to you and your family?

A I -- intimidation, not threat. So I will state that it was of a nature and character that at first blush and continues to be something which is directly related to the target of the criminal investigation or criminal felony charges that are pending in the City of St. Louis against our criminally accused defendant, governor.

Q Okay. And Scott Faughn could somehow help with you that or was it related to that in some way?

A I can't tell you. I mean, I'm not in a position to tell you.

Q All right.

CHARLES "CHUCK" HATFIELD,

previously sworn, testified further as follows:

EXAMINATION

QUESTIONS BY MR. EGGLESTON:

Q Mr. Hatfield.

A Yes, sir.

Q You are here today as legal representation for Mr. Watkins?

A Correct.

Q You were here yesterday as legal representation for Mr. Faughn.

A Correct.

Q Are you still legally representing Mr. Faughn as we sit here today? I mean, he's --

A Yes, sir.

Q -- still your client.

A Yes, sir.

Q Okay. Do you believe that the testimony that Mr. Faughn gave us yesterday is accurate, non-perjury testimony?

A It's not for me to say at all. I've -- I've represented witnesses, what you're asking

me is do the witnesses disagree and does that cause me any trouble? Again, that happens all the time. I have represented countless companies where witness A will say X happened and witness B will say X never happened. And I don't -- I don't think that's necessarily perjury in any particular context and sometimes it's an honest misunderstanding. I don't know.

I have an ethical duty, as the lawyers on this committee know, not to present testimony that I know to not be true and that could be a difficult issue. I can expound on that but the chairman doesn't like me to expound.

Q So the purpose of me asking this, I am just wanting your opinion because we have heard from one of your clients that the recordings were a purchase. Here's some money, give me the recordings. We heard from another one of your client that it wasn't. It was just sort of a coincidental thing that just happened to happen on the same day.

We heard that, from one of your clients, that the relationship -- there was nothing signed, it was all verbal. But then we heard today from Mr. Watkins, no, there was a signed document,

a confidentiality agreement.

So we're getting different stories from your two different clients that can't both be right I don't think. Can you help us, do you have an explanation for how all of that can all be true at the same time?

A Well, first of all, it's not my decision to make whether any of that's true. It's my decision to advise clients as to what their obligations are and as to how to present to this committee.

I disagree with the way you just characterized all of that by the way, but I don't know how much you want to go through this. But Mr. Faughn testified that he believed he was giving money in order to acquire tapes. Or recordings. Mr. Watkins, has told you that he, that Mr. Faughn wanted to hear the tapes and I think he said it was very important to him. Tapes, I keep saying tapes. To hear the recordings. They may have approached that from different perspectives.

I don't know, you don't know, Mr. Watkins doesn't know, what was in Mr. Faughn's head when he came in. Nor does Mr. Faughn know what Mr. Watkins was thinking when he came in.

There have been other testimony here, you know. Mr. Faughn says he's known him for a long time and he talked to him lots of times. Mr. Watkins said he didn't meet him until recently. Somebody on this committee represented out loud that these gentlemen regularly have drinks together and are social acquaintances who regularly drink together. Neither one of them remembers that at all. Witnesses sometimes have different perceptions.

Now, you're getting to points that are more important than whether they have drinks together. I understand that completely. But witnesses sometimes have different perceptions.

I will say that if one of these witnesses had said to me, I am going to go in and give incorrect testimony, under the rules of ethics for lawyers, I would have an obligation not to allow them to do that.

So in other words, if I know that a witness is going to present something incorrect because the witness says to me I'm going to present something incorrect, I can't do that.

Q Well, it would be hard for you to know ahead of time because don't know what the

questions are going to be ahead of time.

A With all respect, I had a pretty good idea, yeah, but that's my point. I mean, you have it all the time that witnesses will come in and this -- you know, somebody says the light was red and somebody else says the light was green.

So if you want to go through -- I don't think the chairman wants to do this, but if you want to go through and hear my theories --

Q No, I don't think we need to. I appreciate what you've said and how you answered.

A I appreciate the question.

MR. EGGLESTON: Thank you, I'm done.

MR. BARNES: Further questions? Seeing none, we are going to recess -- committee, let's have a chat here -- I think until 1:00. We have obtained transcript two, Mr. Dowd and the Circuit Attorney's Office have sent it. Does 1 o'clock sound okay? We'll have time to break for lunch. The witness is excused.

MR. HATFIELD: Mr. Chairman, it's your tradition to ask if the witness has any closing thoughts.

MR. WATKINS: Very briefly I would like to take the time to --

MR. HATFIELD: It's up to the chairman.
MR. WATKINS: This will be a minute or less.
MR. BARNES: I am going to cut it off if we reach -- if you make an inappropriate statement.
MR. WATKINS: And I hope you do. Not that I am trying to anger you. I hope you do because that's not my intent.
MR. BARNES: Okay.
MR. WATKINS: Representative Razer, thank you for what you said. I appreciate it. I have made it clear at the outset of my presentation here, not just today but since the outset of the undertakings pursued, to assist this committee to provide information, documents, evidence to this committee that I have the highest order of respect for the daunting nature of the task that you have before you.
I recognize that the undertakings that you are pursuing are being done in a trying and difficult time for all of us in Missouri. You are discharging your duty. Please do not interpret -- and you may interpret any way you wish, but I

did not want you to interpret my advocacy, my duty, my obligations, my sensitivities, as being anything other than demonstrative of the highest order of respect for what you and each and every one of the members of this committee are doing.

Mr. Eggleston, I apologize. I am a condescending, rude, oftentimes disrespectful human being. I am not hired because I am -- I hold hands well and I am touchy-feely and sing Kumbaya. I am usually hired because I am just the opposite of all of that.

It comes naturally, it's a defect, came from my DNA. Like I said, I'm working on it. Maybe by the time I drop dead, I'll be palatable for public consumption. But with respect, nothing that I said was intended to be demeaning. In effect, it was really snotty, but I apologize.

As for every member of this committee, I'm proud of each and every one of you. You have your duties.

Mr. Chairman, thank you. I am a demonstrative lad, I will knock things over, I don't do it on purpose. I break china, that's my job. I respect everything that's being done here and please accept my apology if there is something

here that has truly caused you consternation, concern, or in any way causes to you lose sleep.

MR. BARNES: Thank you, Mr. Watkins.

(Off the record.)

MR. BARNES: Let's go officially back into the hearing. We are just handing out -- I'm glad everyone got to know about me going out in the hallway, that I drank too much coffee and didn't have enough for breakfast and didn't get enough sleep last night.

So we think we've got good redactions going but the good news, the best news with this here transcript is it is only 105 pages. So I would just say let's be careful as we go through because we sort of figured out that we had this at a late hour and Representative Mitten has been working her way through it but we always like to have two sets of eyes for the redactions.

Would anyone like to volunteer to go first? I'll go first unless you guys want to do your hundred in a row.

Representative Austin. Do you volunteer yourself?

MR. AUSTIN: All right. Beginning on page 7, line 9. We are on the record with the

court reporter. We are a little bit punch drunk at this point because of coming back from lunch after the three hours we just had. So I am ready.

Go ahead, Mr. Austin.

MR. AUSTIN: I am Scott Rosenblum and I'll be asking questions of K.S.

(Kevin Austin is reading the part of Scott Rosenblum and John Eggleston is reading the part of K.S.)

"Q State your name, please.

"A K.S. K.

"Q And for purposes of this deposition again, I'll refer to you as K.S. or K. or Mrs. S, Miss S, all right?

"A Okay.

"Q Since the time you were last deposed by me, have you had an opportunity to review any additional materials before appearing here today?

"A Not -- well, I'm sorry. What are you referring to?

"Q Anything. Have you reviewed, for instance, your prior deposition?

"A No, I have not.

"Q Have you read your Grand Jury testimony?

"A No, I have not.
"Q Have you ever reviewed a transcript of the taped conversation of the -- a taped conversation that you did not know was made on March 25 of 2015?
"A I have not reviewed it or read it myself, no.
"Q Has somebody read it to you?
"A No.
"Q All right. So have you reviewed anything that comes to mind?
"A I saw a clip of that tape that you're referring to, the inaudible part.
"Q So you saw a clip of the -- of your interview?
"A Correct.
"Q Not the one your ex-husband made but the one that Tisaby made?
"A Correct.
"Q All right. So when was that?
"A Last night.
"Q Who showed it to you?
"A My attorney.
"Q Were the Circuit Attorneys present?
"A No.

"Q Okay. So that was -- was that the first time you became aware that there had been actually a functioning videotape that evening -- that evening at the hotel?

"A No. I don't remember when it was; a couple of weeks ago.

"Q And what made you -- how did you first become aware that your interview on January 29 with Tisaby was videotaped?

"A I don't recall.

"Q Was it --

"A I'm not sure.

"Q Was it from a source other than your attorney?

"A I don't recall. I don't know.

"Q Did you -- was it from the media?

"A I don't -- I don't recall. I know that I heard that. I'm not sure where.

"Q Have you been following the media in this case with with -- have you -- first of all, have you been following the media generally about this case?

"A I've read stuff online, but I haven't really watched any news clips or anything.

"Q At some point you became aware of

certain issues that were -- had arisen with respect to Mr. Tisaby?

"A Yes.

"Q And did you become aware of those by your own research or by something that someone told you?

"A I don't recall. I'm not sure.

"Q But you became aware there were certain issues called into question about his truthfulness, actually, and whether or not he has lied under oath as these proceedings have gone on?

"A Yes. I'm aware of that.

"Q Okay. And Mr. Tisaby was presented to you initially by Kim Gardner as another source of -- of protecting your privacy, so to speak, as you made this decision as to whether you wanted to come forward in the first place, correct?

"A I don't know how he was presented, but I felt that -- that that would be the case, that I would -- that he was an outside source partially because of that reason.

"Q And he was an outside source other than the St. Louis Metropolitan Police Department?

"A I didn't know what that meant. I just knew outside source. That's all I knew."

MR. BARNES: Let me pause for a second because we did not state this at the start. This deposition was taken April 25, 2018. It's listed as Volume II. Go ahead.

(Continued reading of Kevin Austin for Scott Rosenblum and John Eggleston for part of K.S.)

"Q Did that give -- did that give you some level of comfort?

"A Yes.

"Q And now that you have heard all these various questions that have been raised about Mr. Tisaby and his background, how do you feel about that now?"

Mr. Steele objected. Rosenblum said, "You can answer." And then Mr. Steele interjected again and we had some other interjections and finally we have Mr. Simpson stating -- and then we have down to the answer on page 12.

"A I -- I don't know that I have any strong feelings other than that's unfortunate. I don't know.

"Q Do you feel disappointed or let down at all by the fact that he was injected into this case?

"A No, not particularly.
"Q Now, you were shown the silent portion of the videotape?
"A A portion of the silent portion, yes.
"Q For what purpose?"
Mr. Simpson objects, and then question again by Scott Rosenblum, "Were you -- did you see any portion with sound?
"A No, I did not.
"Q So one of the issues that came up with respect to that particular videotape on January 29 was, in fact, whether or not there was a videotape. Do you recall answering those questions?
"A Yes, I recall.
"Q And your answer at the time was that it was your belief based on information that was conveyed, I believe, to your attorney that you -- that that videotape had malfunctioned, right?
"A Correct.
"Q The videotape in the room at the hotel, was that a -- a video -- a camera similar to the one you're looking at?
"A Yes, I believe so.
"Q And the -- once it was -- was that

video camera set up prior to the time that you commenced talking?

"A Yes, it was.

"Q Was it in the room before you arrived?

"A Yes, it was.

"Q Was Kim Gardner and Tisaby in the room before you arrived?

"A Yes, they were.

"Q And did you see -- did you see them do anything to determine whether or not the videotape camera was functioning?

"A No. Not that I recall, no.

"Q At any point during the course of the deposition or the statement I, should say, did anybody check to see whether it was functioning?

"A Not that I recall, no.

"Q Are you saying it didn't happen, or you just don't recall?

"A I don't recall that at all.

"Q Okay. Do you recall when they -- when it started whether there was any consent form or oral consent that you had to give to go ahead and video -- have this videotaped?

"A Not that I recall. I -- I don't

know.

"Q You don't -- you don't recall?

"A I don't recall that.

"Q Okay.

"A I could have.

"Q Before the -- before the portion that we can't hear, do you recall any discussion at all from Gardner -- Miss Gardner or Tisaby as to whether or not you're approving of the fact that your statement was being videotaped?

"A Yes. There was a conversation.

"Q Okay. And do you think that conversation would have been on the -- on the portion of the ten minutes or so that we cannot hear, or was it before -- even before that?

"A I can't say when it was, but I know that that conversation took place, yes.

"Q Was there a written consent at all?

"A I don't believe so, no.

"Q Now -- and one of the subject matters that we discussed in the last deposition that now, as you can imagine, has some particular relevance was whether or not you recall Mr. Tisaby or Miss Gardner taking notes during that two-hour meeting.

"A Yes.

"Q And what do you recall?
"A I'm sorry. What do I recall of what?
"Q Okay. So the meeting was about two hours, correct?
"A Correct.
"Q And was at the Residence Inn, as I recall?
"A Yes.
"Q You had previously met six days before Miss Gardner at a hotel room in southern Illinois or across the bridge in Illinois?
"A Yes.
"Q You didn't know where, right?
"A Right.
"Q You spoke with her for, at the time, a couple of hours?
"A Yes.
"Q I believe as -- if my memory serves, you recall her taking notes at that meeting correct?
"A Yes.
"Q And that would have been with you and your attorney, correct?
"A Correct.
"Q That would have been the first time

that you were actively involved in this case?
"A Yes.
"Q As a potential witness, I should say?
"A Correct.
"Q And the first time you had a chance to meet Miss Gardner?
"A Yes.
"Q And then after she met with you for a couple hours, then you were -- the next step was that you gave this recorded interview or attempted recorded interview, right?
"A Correct.
"Q And that was, again, a couple hours?
"A Yes, I believe so.
"Q Two or so, right? Wasn't a particularly big hotel room, right?
"A No.
"Q And my question to you now as you sit here, do you recall one way or the other as to whether or not, first, Mr. Tisaby was taking any notes?
"A Well, I know he was because I saw that clip.
"Q Well, independent of the clip, do you recall?

"A Well, I didn't recall for sure. I knew that he had something in front of him.

"Q And -- and you know, that causes me some curiosity, the fact that when I spoke with you last time under oath that you did not recall, and -- and given the clip that you saw, right?

"A Right.

"Q It's pretty obvious he was taking notes, right?

"A Yes, when I have something to look at to know for sure, but I had not seen it --

"Q Right.

"A -- to know.

"Q I mean, they were right in front of you, right?

"A He was kind of off to my side. Kim was the one in front of me.

"Do you have exhibit stickers?" And there was apparently stickers handed to Mr. Rosenblum. Mr. Rosenblum continues.

"Q I'm going to show you what's been marked 42 and 43. And if you could take a look at those two exhibits."

Mr. Steele wants to look at the exhibits and then the question that follows is

this.

"Q Have you had an opportunity to look at those exhibits?

"A Now I have, yes.

"Q Okay. And I mean, just from my perspective, those notes of Mr. Tisaby aren't any great distance from you, right?

"A No, not particularly.

"Q And you spent two hours with him, right?

"A Yes.

"Q Now, I think in the last deposition I asked you whether or not prior to that deposition the subject of whether or not Tisaby took notes actually came up, and you had a discussion with the Circuit Attorneys about that, right?

"A I don't recall that. Can you show me what you're talking about?

"Q I can try. So do you remember this question back when you were deposed?

On line 4, 103. And again, getting back to this meeting, you are aware that the subject of Tisaby and notes has been brought up by the defense. As you sit here now, you're aware of that, right?

Answer. Yes.
Question. Okay. And what source of information made you aware of that? Who or where did you learn that?
Answer. I believe my attorney. I'm not positive. I think my attorney. I think so.
Question. And had you had any discussions with the Circuit Attorney about the subject of notes?
Answer. I don't know. It could have come up last week.
Does that refresh your recollection?
"A Yes. To some extent. Yes.
"Q Okay. So that's what you said in your deposition which was taken on April 6th, about a couple of weeks ago, and you said that as you -- as you sat there that you recall actually having some discussion with the Circuit Attorney about the subject of notes prior to being questioned by me, right?
"A That was -- that that was a possibility, yes.
"Q And the possibility, of course -- I mean, the possibility would have been whether I was going to test your recollection of whether or not the notes existed, right?

"A I don't recall exactly what it was about.
"Q Well, what other possible conversation could you have had with the Circuit Attorney prior to your deposition about the subject of notes? Can you think of any possible conversation other than whether or not they actually existed?
"A I don't remember specifics. I just know that that was an issue that had been brought up to me at -- I don't know, some way.
"Q And it was brought up before your deposition by the Circuit Attorneys, right?
"A I don't remember specifically --
"Q Well, you just --
"A -- whether it was by them or not.
"Q You just said it was brought up in reference to being questioned about it, right?"
Mr. Simpson says, "I think that mischaracterizes what --."
The witness says, "Yeah." And then there's conversations between --
MR. BARNES: Starts back up on page 22, line 9.
"A The issue of notes. I don't remember

what -- specifically them saying that that was a possibility. I don't remember any specific conversation, truly.

"Q Well, this issue of notes that was brought up by the Circuit Attorney, it was brought up in the context of whether or not Tisaby was taking notes. Doesn't that logically follow given that that was an issue?

"A I can't say for sure. I don't -- I don't remember.

"Q Do you recall them talking to you about how you were supposed to handle that information or that question?

"A No. I do not recall that conversation, no.

"Q Because despite what we see in the picture in the deposition, you said you really had no memory one way or the other as to whether or not he was taking notes. That's what you said, right?

"A I said I remember seeing a notebook -- I mean, a folder thing which also makes sense because it's directly in front me and so was Kim, and I thought I remembered seeing her take notes. I just couldn't say for sure one way or the other.

"Q I understand --

"A Uh-huh.
"Q -- and that wasn't the question I asked. The question I asked was isn't it a fact that the Circuit Attorneys told you that not only was there going to be a question about the notes, it was an issue and how to answer the question?
"A No. I do not recall that conversation at all.
"Q Do you recall a conversation when I asked you in the deposition about the style that Mr. Tisaby chose to question you? For instance, did he ask a series of questions, or did he ask essentially just one and let you narrate and -- and occasionally ask you to clarify? Do you remember that series of questions?
"A I remember the gist of it, but I don't remember specifics, no.
"Q And in the deposition, basically what you said was, ironically, something similar to what Tisaby said, that in fact, he only asked you a question, basically tell me your story and occasionally asked to you clarify. Do you remember that?
"A I don't remember specifically, no.
"Q Would the deposition refresh your

recollection?

"A Yes.

"Q Well, let me ask this. As you sit here now, what's your recollection of Tisaby's interviewing style? Did he ask just the one question, tell me your story and ask you to clarify, or did he ask multiple questions?

"A From what I recall, he -- I told my story, and he asked me to clarify certain things.

"Q So it wouldn't have been a situation during the course of that videotaped interview where he asked a number of questions?

"A I don't -- I don't recall.

"Q Would it surprise you if he asked over 137 questions?

"A I guess it depends on what the questions were. It wasn't -- I know I didn't feel interrogated. I know I didn't feel that he was asking me questions that -- I don't know, went outside of the normal.

"Q Well, let me ask you this. In your deposition you were asked how long was the meeting that you had with Tisaby on page 95. Probably two hours, a little over two hours. Maybe more.

Your answer. I'm not sure. I would

say around two hours.

Question. I would imagine just from common sense that it wasn't a situation where Mr. Tisaby said tell me your story and just then spoke for two hours. That doesn't sound plausible, does it?

Your answer. It kind of did. That is pretty much what happened.

Question. You pretty much -- you spoke for two hours without --

Answer. Pretty much other than will you clarify this.

That's how you answered it April 8?

"A I still feel that way.

"Q Have you looked at the transcript or the videotape?

"A No, I have not.

"Q Would it surprise you that you answered it in a way that was similar to the way Tisaby answered it under oath? Would that surprise you?

"A That would surprise me. I have not spoken to him at all.

"Q I'm not asking if you spoke to him. Did that subject come up with the Circuit

Attorneys?

"A No.

"Q So it was just a coincidence that you answered it in a way that Tisaby answered it?

"A It had to have been. That's how I felt about it.

"Q I understand.

"A Yes.

"Q But would it surprise you that, in fact, you answered --"

Mr. Steele lodged an objection.

Mr. Rosenblum continues, "You can answer. Would it surprise you, in fact, he answered -- he asked you over 134 questions, if not more? Would that surprise you? Specific questions.

"A No, not anything outside of whatever I was talking about.

"Q But it's your testimony that wasn't a subject that you -- but it's your testimony that wasn't a subject that you handled with the Circuit Attorneys before that deposition, right?

"A Not that I recall, no.

"Q Have you recently learned in the news that your ex-husband's lawyer had $100,000 in two

different installments delivered to his office?"

Objection by Mr. Steele. Then Mr. Rosenblum replies, and then we continue on line 17 with Mr. Rosenblum reassuming his question.

"Q In spite of that, my question to you is have you learned that Albert Watkins received on January 8, I believe, the day that your husband brought this story forward to Lauren Trager and the subsequent day that he received two $50,000 cash payments delivered by a courier on a bicycle? Have you learned that?

"A Yes. I have learned that.

"Q When did you learn that?

"A I was working, and one of my co-workers who I've known for a long time asked me to step out for a second, and she told me she had heard that.

"Q When?

"A Whatever day it first came out in the news. I'm not sure.

"Q This week?

"A Yes, I believe so.

"Q Have you had any information to that effect prior to this week?

"A I'm sorry?

"Q Had you had any information that your ex-husband's lawyer received any amount of money, cash or otherwise, as a result of his involvement in this case prior to this week?

"A I had also heard that he had told the -- that my ex-husband had told the Missouri House that he received money.

"Q Did you hear that your ex-husband told the Missouri House that he, in fact, had set up a trust account -- that his lawyer set up a trust account for legal fees and to handle what other -- whatever else may happen to him as a result of this situation?

"A Yes, I believe so.

"Q When did you learn that information?

"A I don't recall. I know that it was in the news, too. I'm not sure.

"Q I'm sorry?

"A I know that was in the news, too. I'm not sure how I first heard it or whatever.

"Q Have you ever endeavored to determine exactly how much money or what kind of benefits or what kind of -- or -- or if there has been any other thing of value that your husband has received as a result of his involvement in this case?

"A No, I have not.
"Q Have you discussed anything with your husband -- ex-husband by text or other communication?
"A No. I have not spoken to him at all.
"Q And once you learned that he had received this money, have you reached out directly or indirectly or by any source to see whether or not you can receive any of that, that money?
"A Zero percent. No.
"Q Now, as you can imagine, since the time that you met with us and since this case has been ongoing, there has been some substantial investigation going on.
"A Yes.
"Q And in the year 2017, what was your income?
"A I can't -- I can't think. It was (redacted) thousand adjusted.
"Q Was that your -- the W-2 income or 1099 income or a combination?
"A A combination.
"Q And how do you handle your tips?
"A It's just included, like, for -- it goes on Square. It get calculated through that.

"Q How about the cash tips?
"A Also through Square.
"Q So you never receive a cash tip?
"A Yes, I have received a few, yeah.
"Q Like in the course of a year, what would you say your cash tips are?
"A Maybe a (redacted) dollars.
"Q That's it?
"A Around there, yes.
"Q In the year 2018, are you on pace to earn a similar amount of income?
"A Yes, I believe so.
"Q And that would be the same with respect to cash tips?
"A Yes, I believe so.
"Q So a very, very small percentage?
"A Yes.
"Q Would there be any reason why over the last several months you've been making rather significant cash payments in your bank account?
"A No.
"Q There is no reason?
"A I mean, no. That hasn't happened.
"Q That hasn't happened?
"A Correct.

"Q You have not made payments in the amount of several thousand -- cash payments -- deposited cash payments in the amount of several thousand dollars or more in your bank account in the year of 2018?
"A No.
"Q What's the largest cash payment you made in your bank account, according to your memory?
"A I have no clue. A couple hundred dollars. I have no clue.
"Q Have you received any money, direct or indirect, as a result of your activity in this case?
"A From my mother, yes.
"Q And your mother -- and -- and just a way to help you through the financial -- financial situation?
"A With my attorney, yes.
"Q So your mother's paying your attorney's fees?
"A That's not what I said, but --
"Q So tell me what you said.
"A That she has given me money for that reason.

"Q For your attorney's fees?
"A Correct.
"Q In what amount?
"A $1500.
"Q So the entire amount that you've paid your attorney throughout the course of this representation is $1500?
"A A little more than that, yes.
"Q What's a little more?
"THE WITNESS: Is it okay?"
MR. BARNES: Mr. Simpson says, "Go ahead and tell him. Go for it.
"A I believe it totals around 2,000.
"Q $2,000?
"A Yes.
"Q Have you received invoices?
"A No, I have not.
"Q Is it your understanding that you owe attorney's fees?
"A Not at this time.
"Q So the total amount that -- that you have paid and the total amount of your representation's going to cost $2,000?
"A Unless he sends me an invoice, yes.
"Q Are you expecting an invoice for

more?
"A No, I'm not.
"Q So that's it, right?
"A Unless he sends me an invoice.
"Q But you said you're not expecting one, right?
"A Correct.
"Q So that would be the total amount, correct?
"A To date, yes.
"Q Okay. And there's nothing to indicate that you're getting one in the future I guess is what I'm saying, right?
"A Not that he has said, no.
"Q Okay. Now, to your knowledge, has your mother received any other benefit, income, money as a result of your activity in this case?
"A No.
"Q Has anybody offered to help you with attorney's fees, anybody at all?
"A Not at all.
"Q Either direct or indirectly.
"A No, not anybody.
"Q Has any -- has any human on earth, directly or indirectly, approached you with any

type of compensation, benefit, money as a result of your involvement in this case?

"A Not at all, no.

"Q There's never even been a suggestion?

"A Not at all, no.

"Q And December 7th -- on December 7th -- we already marked it, but that was in the P.S. deposition. I'll just re-mark it." And he marks it as Exhibit 44.

"If you would take a look at Defense 44, and it appears to be a real estate tax payment made by you on December 7th, and if you could take a look at that and identify that for me, please.

Do you recall making that payment on December 7th?

"A On my -- escrowed into my account, so no.

"Q Pardon me?

"A It's escrowed into my home loan --

"Q Okay.

"A -- so they make it.

"Q And on the bottom, I think, left, can you tell me the escrow agent and the name?

"A (Redacted). I don't know.

"Q Do you know of any reason other than

coincidence why -- why your ex would have paid his real estate tax for his home on the exact same date through the exact same escrow agent on December 27, 2017?

"A Maybe that's just part of the home loan. I have no clue, no.

"Q Did you guys, meaning you and your ex, exchange any money on December 7?

"A No, not at all.

"Q Have you recently purchased a new home or a new car?

"A No, I have not.

"Q When was the last car that you purchased?

"A It's nine years old. It's a van.

"Q Has anybody approached you about receiving any remuneration for any book deals or movie deals or anything of that nature?

"A Not at all.

"Q With respect to the $100,000, do you anticipate reaching out to P.S. or Albert Watkins about receiving some of that money?

"A No, I don't.

"Q How did it make you feel when you heard that?

"A Disappointed.
"Q Disappointed how?
"A That somebody had an a agenda that wasn't very kind, I felt.
"Q And when you say somebody had an agenda that wasn't very kind, are you -- do you have anybody specifically in mind?
"A I have no clue.
"Q Do you think your husband had an agenda that wasn't very kind?
"A It's possible.
"Q Do you think his agenda is being assisted by Mr. Watkins who has an agenda that may not be kind?
"A I don't know. I have never seen or spoken to him, so --
"Q You've seen him on TV, I'm sure. You sort of can't miss him.
"A I actually really haven't, but no, I can't say because I -- I don't know.
"Q Do you think or do you feel -- and I know that you may not know specifically, but do you feel that this agenda that's not very kind that may be promulgated by your ex and maybe assisted by Mr. Watkins is being sponsored by, for instance,

potentially opposition of E.G.?"

Mr. Steele states an objection.

Mr. Rosenblum then asked, "Have you -- have you ever had that feeling?

"A I have no clue who.

"Q Have you ever had a discussion with anybody such to that effect, anybody at all?

"A No. I know that lots of people have had theories and --

"Q Uh-huh.

"A -- rumors and stuff, and I've just tried to ignore it.

"Q Well, with respect to any theories or rumors that you actually talked about, have you ever had a discussion about any of those theories or -- or rumors with anybody at all?

"A No, not specifically. Just I heard he got paid and stuff like that.

"Q And who did you hear that from?

"A Oh, I don't know. Anybody who knows me who knows about the case, who has followed anything or whatever. I can't even tell you.

"Q Okay. So I want to ask you some questions about some of the specific things that you've said, okay --

"A Okay.
"Q -- throughout the course of this case. And going through all the information that has been provided to us, it would appear that the first time that you ever spoke about these events -- not -- well, the first time that anything that you would have ever said had been documented about these events would have been on March 25 of 2015 when you were surreptitiously recorded by your ex-husband, right?
"A Correct.
"Q And -- and just for the record, I know that when we spoke, you thought it was March 24th. P.S. thinks it's March 25. We're actually asking for the metadata. P.S. thinks -- he's pretty certain it's the 25th. Are you -- do you have a reason to believe it's the 24th other than the 25th?
"A I just knew it was a few days after.
"Q Okay. So you're not taking issue with the fact that it was the 25th?
"A It could have been, yeah.
"Q And just -- during this particular time period, just to set the chronology, on -- on the 20th you said to P.S. you wanted a divorce,

correct?

"A Correct.

"Q On the 21st were the events in E.G.'s basement, correct?

"A Correct.

"Q And then I believe you that evening you said you slept with (redacted)?

"A Yes.

"Q Okay. Do you know why (redacted) has not been interviewed by anybody in this case?"

Mr. Steele objects.

Mr. Rosenblum then questions, "Well, you still talk to her, don't you?

"A Occasionally, yes.

"Q I mean, she was your -- wasn't she one of the friends that you grew up with?

"A No.

"Q She was a long-time friend, I think. Was -- was she the ten-year friend, or is that (redacted)?

"A That was (redacted).

"Q So (redacted) was a girl you worked with?

"A Correct.

"Q You became close with? Eight years I

think you knew her at the time?
"A Maybe four years, yeah.
"Q But in any event, you were close to her, were you not?
"A Yes.
"Q And you worked with her, right?
"A Yes.
"Q And you spent the night with her that evening, correct?
"A Yes.
"Q P.S. wasn't there because you were -- he had already moved out of the house, right?
"A Yes.
"Q And incidentally, before I leave that subject, if P.S. in his deposition said that he had not actually left the family home as of March 1st, he would be incorrect. Would that be an accurate statement?
"A I don't know the exact date. I know he was staying at his brother's, so --
"Q Right.
"A -- I don't know what he --
"Q So he wasn't staying with you at the family home on that weekend?
"A Right.

"Q He had already moved out, essentially quasi-separated and moved in with his brother. Fair enough?

"A Yes.

"Q Okay. So if he had said something different, he would be mistaken?

"A Or that's his recalling of it. I don't know.

"Q Okay. So in any event, my question is do you know why (redacted) has not been interviewed or spoken with anybody involved in this case?"

Mr. Steele lodges an objection.

And Mr. Rosenblum continues to ask, "You can answer. Well, let me ask that. Do you know if (redacted) has spoken to anybody in this case? Do you know if she's spoken to the Circuit Attorney's Office?

"A I know that -- I believe it was Tisaby reached out to her.

"Q Is it your understanding --

"A I know that -- I'm sorry.

"Q Is it your understanding that she and Tisaby actually spoke?

"A I do not believe they actually had a

conversation.

"Q Well, tell me what (redacted) said to you about Tisaby."

And objection lodged, Rosenblum and Mr. Steele go back and forth for a little bit and then finally on line 24, answer:

"A Well, I don't know specifically other than she just said I am way too uncomfortable. I don't want to be a part of this at all.

"Q She told you she was way too uncomfortable?

"A Yes.

"Q Did you ask her why?

"A Well, I know her. She gets really bad anxiety, and I think it just freaked her out.

"Q That morning that you described where you opened the shop early, and I think that may have been in early May, I think, if my memory serves around 9 o'clock or so, and you met --

"A I'm not sure.

"Q -- E.G. Does that sound about right?

"A Yes.

"Q And that's when you went into the back room, the dye room, and you, I think, established that you passionately kissed, and you

masturbated each other, right?
"A Right.
"Q In fact, you masturbated each other to the point of --"
Mr. Steele lodges an objection.
Rosenblum continues, "You can answer. To the point where you both potentially climaxed. I think that was your testimony."
Objection was lodged and then back and forth until --
MR. BARNES: Page 44, line 19.
"Q But you do remember that day, right?
"A Yes.
"Q And was that a day that -- that (redacted) may have walked in on the two of you?
"A Oh, I don't recall.
"Q Do you recall if any of your co-workers walked in that day?
"A I don't recall that.
"Q Is it possible one of your co-workers walked in and saw the two of you in that situation?
"A No, they did not.
"Q All right. So getting back to my original train of thought, so we know that on the surreptitious tape what you said to P.S. Was that

while you were in the basement, you saw a flash, and I think it was through your blindfold, correct? You saw a flash through your blindfold, and then at some point later on that day when he came back, there was a discussion as to whether or not -- I think in the transcript you said that he said he erased it. Do you recall that?

"A Yes.

"Q Does that refresh your recollection?

"A Yes.

"Q All right. And then I know we have spoken to (redacted). Are you aware that we spoke with her?

"A Yes.

"Q We had her deposition, right?

"A Yes.

"Q It's fair to say that in looking at the transcript and listening to the tape that at no time did you tell P.S. anything at all about hearing and seeing a flash. That's a correct statement, is it not?

"A If it -- I don't know if it's in there or not. I'm not sure.

"Q You can look at it. I mean, it's -- I have had memorized. I'm telling you it's not in

there. If you want to look at it and not accept my recollection, you can, but do you have any reason to believe that you used the words you heard and saw a flash on the 25th?

"A I don't recall exactly what I said, no.

"Q Okay. Would you like to see the transcript?

"A I'm sorry. What?

"Q Of the --

"A Oh, sure.

"Q -- of the words that you used."

And Mr. Steele interjects and Mr. Rosenblum answers.

And then we go to line 23, question by Mr. Rosenblum, "Okay. So I'm going to show you a copy of the transcript which appears to be from the secret recording that P.S. made of you, okay?

"A Okay.

"Q And I'm going to show you the bottom of page 17, and if you can read that to yourself to see if that refreshes your recollection.

"A Thank you.

"Q Does that refresh your recollection?

"A Yes.

"Q Okay. And then going forward, and you can look on the top of page 23, and I think that sort of closes the loop where it would indicate that when you came back that afternoon, there was a discussion about the fact that he erased it, if you look at the top of page 23. Does that refresh your recollection?

"A Yes.

"Q Okay. So on that occasion, there's absolutely no reference to you saying that you heard and saw a flash. Fair enough?

"A Yes.

"Q There's absolutely no reference of any description of any device whatsoever, whether it was a phone, a camera, the type of camera, an iPhone, anything at all, right?

"A Right.

"Q And to be fair, I mean, you know, if you sort of put your mind back in that circumstance, that probably wouldn't have been something you would have been paying particular attention to, right, at that time?

"A Right, not to --

"Q Right.

"A -- specify.

"Q Yeah, not to specify. You weren't going to start analyzing whether it was a camera or a phone or iPhone or whatever?

"A Because I knew what it was, though. I knew it.

"Q Well, you didn't say what it was there, did you? You didn't say anything about hearing --

"A It was just insinuated, yeah.

"Q Okay. Now you also spoke to (redacted), right?

"A Right.

"Q Early on?

"A Uh-huh.

"Q And we had her interview, and we've taken her deposition. And at least according to her, you never told her anything about hearing any sort of flash. Just again, you reiterated what was there, that you saw a flash through your blindfold, right?

"A If that's what she recalls, yes.

"Q You don't debate that, do you?

"A No, because I don't remember our exact conversation, no.

"Q Okay. So after those events, you

know, we went through this whole -- you -- you then go through an entire, such as it is, affair, relationship, with E.G., right?

"A I don't know that I would classify it as that, no.

"Q Well, you've classified it in certain ways before, so fair enough you -- you -- you engaged in a consensual sexual relationship with E.G. over the course of the next several months that -- that included several events. Is that a fair characterization?

"A Yes.

"Q Essentially starting back that very afternoon on the -- on the afternoon of the -- of the 21st, correct?

"A Well, what are you referring to, or how are you referring to that because I did not come back for that purpose at all.

"Q I didn't ask you that. I asked you whether or not when you came back and you stayed 45 minutes whether you were engaged in additional sexual activity.

"A He kept trying to put his hands down my pants and stuff, but no, that was not a consensual sexual activity.

"Q When I asked you in your prior deposition about whether or not there was oral sex on that occasion, you said I don't think so. And then I went further to say can you rule out that possibility, and again, you said I don't think so. Your ex-husband says that you specifically told him on that occasion that there was, in fact, oral sex in the kitchen. Are you denying that you gave E.G. oral sex on the 21st in the kitchen in that -- on that afternoon during that 45 minutes?

"A I do not remember that at all, no.

"Q So the fact that you don't remember it, you're not saying it didn't happen, just to be fair?

"A Well, it didn't happen according to me, no.

"Q Well, it didn't -- are you saying it didn't happen, or you don't remember? Those are two very different things.

"A Not very different because I can't picture it at all. There's no -- you know --

"Q Well, saying I don't remember something like that happening is different than saying I'm telling you for a fact that didn't happen. So which way are you going? Are you going

to say even though your husband -- your ex said that you said it happened, are you saying absolutely it did not happen, or I just don't remember it happening, and I can't picture it? Which one are you choosing?

"A I'm saying I don't remember it happening, at all --

"Q Okay.

"A -- and I feel like that's something I would remember.

"Q All right. So then we go forward for the next several months of these encounters, and there would be no reason for you to have any sort of continuing conversation with E.G. about what happened in the basement once you got past it, right, once he apologized, as you said, or explained that he had this fantasy towards you on the afternoon of the 21st. You weren't -- that wasn't a situation where you kept revisiting, right?

"A No. I never -- I wanted to pretend like that didn't happen.

"Q Okay.

"A I did not want to bring it up.

"Q So then, of course, there would be no

reason for you to go back and discuss the particulars as to what flash meant to you or any sort of device or anything of that nature?

"A It's a really sore subject. Yeah.

(Off the record.)

(Now John Eggleston is reading the part of Scott Rosenblum and Curtis Trent is reading the part of K.S.)

"Q Okay. Well, and in fact, you never spoke about that to anybody, about the particulars about what happened in the basement with respect to any particular device, whether it was a camera or a phone or a type of phone. You never used the words I heard and saw a flash again to anyone until January 24 of 2018. That's a fact, isn't it?

"A No, that's not a fact. I don't know the exact conversations that I had or how they came or if people --

"Q Well, this is sort of an important subject, okay, and you can understand why, right? Because although we got them late, we certainly got some notes that you had from the -- from the January 24th interview with Mrs. Gardner, okay?

"A Uh-huh.

"Q And I can see what you have

documented from (redacted) and on the 25th, and I heard what you've just said, but can you point to me -- point for me any human being that you have said that to, that you hear -- that you heard and saw a flash prior to the 24th of January, 2018, any human being on earth?

"A It's possible. I don't know if anybody asked me that because it was insinuated. They all knew what I meant by that. It wasn't them thinking that I took a 1984 camera or that he took a camera --

"Q Okay.

"A -- and went K.

"Q Well, K.S., that wasn't my question, okay?

"A I think everybody assumed.

"Q I'm not asking -- that wasn't my question either. You have answered two of them now that I haven't asked. Can we try mine? Is that okay?

"A Sure.

"Q Okay. Can you direct me to any human being where you made a statement prior to January 24 of 2018 that you heard and saw a flash in E.G.'s basement on the 21st of 2015, anybody at all?

"A I can ask my friends who I did speak to and just see, but I don't know. Like I said, I don't know exactly how the conversation went.
"Q Well, we've already asked (redacted), and she said it didn't happen, okay?
"A Right.
"Q So who else would you ask?
"A The girls that I was at dinner with.
"Q Those six girls?
"A Yes.
"Q You didn't go into -- you already said you didn't go into much detail with them. That was the night of the election?
"A It wasn't the night of the election.
"Q Well, it was around the election.
"A It was shortly after, yeah.
"Q It was shortly after the election?
"A Yeah.
"Q And as I recall that experience, there was a discussion about E.G. winning, right?
"A That's not how it came up, no.
"Q Well, how did it come up?
"A We were talking about how women who are upset over this Trump getting elected and saying this (expletive)-grabbing comment were

ridiculous.

"Q Right --

"A -- and I just burst into tears.

"Q Right. So that affected you, the comment about Trump, right?

"A On a personal level yes.

"Q But you never said anything -- you never said or followed that up with any of those six women, hey, let me tell you about -- let me tell you about my situation. That -- that didn't happen?

"A That did happen. They said why are you crying.

"Q And -- and you think as you sit here now you said at some point in 2016 when Trump -- or after Trump won in 2017 that you gave them particulars about what happened in the basement?

"A I don't know how I worded it, I guess.

"Q Okay. I mean, to be fair, you can't say you ever used the word heard or saw until January 24th of 2018. That's the only time that we actually have that documented. Isn't that a fact?

"A Yeah. That's the only document -- I have no clue how those conversations went.

"Q Okay. And the reason that becomes important is because when you met with Kim Gardner on the 24th, you were alone with your attorney, right?
"A Yes.
"Q Wasn't videotaped, right?
"A No.
"Q And there was -- there was some precatory introduction as to why she was there and what she was interested in, right? I mean, she just wasn't interested -- she just didn't want to meet you as a girlfriend. You knew what she was there for?
"A She wanted to hear what happened, yes.
"Q She wanted to investigate E.G. on a criminal basis, right?
"A Just to see -- she wanted to hear what happened and --
"Q Well, you knew she was a prosecutor, right?
"A Yes.
"Q You knew she was investigating a crime, right?
"A The possibility of it, yes.

"Q And -- and just even from a layman's point of view, you knew that certain -- they're called elements, but you knew that certain facts had to go into a particular crime to make it a crime?

"A I have no clue, no. I don't know what climes are.

"Q And in fact --

"A Yeah.

"Q -- even when this -- back when this happened in 2015, the last thing from your mind was any criminal component, right? You've already said that. You didn't think that E.G. had committed a crime. That was -- you already said that you didn't consider that a criminal --

"A I --

"Q -- issue. I can show you.

"A Given what the -- yes. I -- I would like you to show me that, yeah.

"Q Have you read your deposition?

"A I have not.

"Q Okay.

"A But I remember that line of questioning --

"Q Okay.

"A -- and I knew what I meant by that.
"Q All right. Well, sometimes we just have to go on what your words say, right?
"A Yes. I would like to see my words.
"Q And I'll give you the whole context. On page 54, I guess we were talking about what was going on leading to the disclosure. So you sort of got word or you were notified that something was brewing.
Answer. Correct.
Question. And were you going to get to this at some point, but were -- we were going to get to this at some point, but were you essentially sabotaged at your new salon?
Answer. Right.
Question. Ambushed.
Right.
Obviously disturbing for you, correct?
Answer. Yes.
Question. Because in your mind, this is history that you had preferred to forget.
Answer. Yes.
Question. I -- I would assume, and you correct me if I'm wrong, that the last thing on

your mind at that point would have been potential criminal prosecution. Your mind wasn't going there, was it?

Answer. No.

"A Okay. So in your mind, what you were thinking was -- or how you posed that question was did Eric do anything wrong. When I left there, I had never been more upset in my whole entire life. No. I knew what he did was wrong. I just wasn't thinking oh, I've got to rush to the police station. I was like let me ball up in a -- in a -- or get up in a little ball and cry all night. No. I was upset. I knew what he did was wrong.

"Q Well, I just listened to your words, okay, and what your words said --

"A But I didn't realize your question was insinuating that I was saying that he didn't do anything wrong.

"Q Well, my question was because in your mind, this is history you had preferred to forget?

"A Yes.

"Q And I would assume, and you correct me -- I gave you an opportunity to correct me, didn't I?

"A Yes.

"Q And in fact, before the deposition started, I made sure that if you didn't understand any of my questions, you told me, right?

"A I understood it how I perceived it. I perceived it as you saying, K., when you left there, were you thinking of running to the police station, and that's how I answered it, so I'm just clarifying now.

"Q At least your words on that occasion when I asked the last thing on your mind at that point would have been potential criminal production. Your mind wasn't going there, was it, and your answer was no. I mean, that was the question, and that was -- those were your words, right? Am I reading it correctly?

"A Right. You're reading it correctly, but that --

"Q And --

"A -- wasn't at all what I meant by that. I'm also not a vindictive person who would want to come up with something that somebody did horrible to me. That's --

"Q I'm just -- I'm asking if that was my question, and those were your words at the time, right?

"A Right.
"Q And you didn't give me any further explanation at the time, did you?
"A All right.
"Q Did you give me any further explanation?
"A I assumed you meant what I felt, that's all, so I assumed incorrectly.
"Q You didn't get any clarity of understanding at the time. Fair enough?
"A I didn't feel I needed it, no.
"Q And certainly at the beginning of the deposition, I told you that if there was any misunderstanding, to correct me, right?
"A Right.
"Q Okay. So anyway, we're now at January 24, right, and you're in this room with Kim Gardner, right?
"A Right.
"Q And she's taking notes, correct?
"A Yes.
"Q And you remember that, right?
"A Yes, because there wasn't a video camera. I just know she asked me if that was okay if she took notes that day.

"Q And she was asking you to recall events at that point that were almost three years old, right?
"A Yes.
"Q And she raised the subject of a device, isn't that fair, of a particular device?
"A Yeah. I don't remember specifically.
"Q Well, it would make since because you never raised it before, right?
"A Right.
"Q You had never brought -- you had never talked about it before, right?
"A Correct. It was always just assumed.
"Q Right. Well, I know you're saying it was assumed, but a lot of things are assumed, right? It was never talked about prior to this meeting with Kim Gardner, right?
"A I don't recall any specific conversations, yeah.
"Q We've established that. And it was also -- and it's also a fact the first person in that meeting to raise the issue of a particular device was Kim Gardner?
"A I don't recall specifically.
"Q Well, you can't say that it didn't

happen, can you?

"A I don't -- I don't really -- I really don't recall.

"Q Well, the way it was raised is she asked you if you had an iPhone, right?

"A I really don't remember.

"Q Do you recall a discussion about an iPhone on that -- in that meeting?

"A I remember -- I don't know if it -- if it was even that meeting, but I know at some point we discussed the fact that I knew he had an iPhone because I had an iPhone, too, and we had FaceTimed.

"Q Well, that was actually potentially with Kim Gardner on the 24th, and you also spoke about it with Tisaby on the 29th. We know that now because we got some of the videotape, and you said specifically that you had FaceTimed, and I think when you initially told Miss Gardner, you said there was a missed FaceTime call.

"A Yes. There was also that, too.

"Q But you didn't tell Miss Gardner what you said in the deposition, that there was actually FaceTime in between the two of you when you were in Arizona in a nude or semi-nude state. That's fair,

too?
"A I said I did not recall that.
"Q Well, that's not what I said. You clarified it and said it was semi-nude. Do you want me to read it to you?
"A Yes.
"Q I can.
"A Yes, please.
"Q I mean, you do recall a discussion about FaceTiming him in a robe, right?
"A Yes.
"Q Okay. And that did happen, right?
"A Yes.
"Q I mean, regardless of whether it was in a robe or semi-nude, that discussion was never had with Miss Gardner on the 24th or the 29th, was it?
"A We discussed the times that I actually saw him, yes, but --
"Q I'm talking about the FaceTime.
"A Right. That wasn't --
"Q That wasn't discussed?
"A Huh?
"Q That wasn't discussed.
"A Right.

"Q My question on the bottom of page 29. Well, you -- you seem as were having this conversation that you're recalling more and more. Do you see how that's going?

Answer. Well, no. I just answered your specific question about was I naked.

Question. Did you expose yourself by opening the robe so that he would see you in any state of nudity or partial nudity at that time in Arizona?

Your answer at that time under oath. I would say partial nudity, yes.

That was your answer under oath, right?

"A Correct.

"Q Okay.

"A Can you go back to before that part?

"Q Well, where would you like me to go back to?

"A So before you just read, like, what was the context even leading up to that because I still don't even remember for sure was I -- to me, I read that as I don't know if I had my underwear and bra on underneath because that's what I -- I was getting ready. That's all I was doing.

"Q Do you know what the word partial nudity means?
"A Does that mean -- I guess that's my question.
"Q But I have a question for you.
"A Sure.
"Q Before we started this deposition, I asked you if you had read your deposition.
"A Right.
"Q Had you?
"A No, I haven't.
"Q So you were just referring to something that you had read in the deposition.
"A Yeah. Not that I had read it. You just read it to me.
"Q Well, if you hadn't read it, have you looked at the videotape of it?
"A No, I haven't.
"Q Has somebody read it to you?
"A No, I don't know. What was my question? I can't remember.
Q Mr. Steele interjects, "I think you asked him to go back in the deposition and put what he asked you into context by referring --"
Rosenblum says, "I'll go back."

Steele says, "-- if you can." And then she answers.

"A Oh, I know. I'm sorry. I know what I was referring to. I read something that had been put into the news that I sent him a semi-nude pictures of myself which I 100 percent disagree with, A, and B, wondered where the heck did that come from because from what I recall, like I said, I was getting ready. I had my underwear and bra on. Is that what you call partial nudity?"

Q Rosenblum question, "Well, you weren't sure about whether you had a bra or underwear on at the time?

"A Yeah, I believe I did, though. That's the thing. So that upset me because A, I did not send any pictures, and B --

"Q Well, we're not talking about pictures. We're talking about FaceTiming, right?

"A Right, but it was worded by someone in -- on his team that I sent him semi-nude pictures of myself. It was very definitive.

"Q Ma'am, I'm just asking about the FaceTiming question in the deposition that you answered under oath previously, okay?

"A And I was answering your question as

to what I read --

"Q Okay.

"A -- because I haven't -- I haven't read my deposition.

"Q Let's talk about what you said in the deposition. How about that?

"A Sure.

"Q All right. Do you want me to go back or -- or in context, or do you want me to read it again?"

Mr. Steele interjects, "I think she's going to give you the context. It was not the deposition."

Rosenblum then questions, "And I'll read that line again.

"A Not that line. I'm sorry. Previous to that. I remember a back-and-forth with you about whether or not I was nude, and I said I believed that I had my underwear and bra on because I was getting ready.

"Q Well, the back-and-forth was initially you didn't remember anything, okay? That was back-and-forth. And then I ultimately said well, you seem as we're having this conversation that you're recalling more and more. Do you see

how that's going?

Answer. Well, no. I just answered your specific question about was I naked.

Question. Did you expose yourself by opening the robe so that he would see you in any state of nudity or partial nudity at that time in Arizona?

"Your answer. I would say partial nudity.

Okay. That was your answer.

"A Okay.

"Q And in Arizona when you exposed yourself in a state of partial nudity, describe it in detail if you would as to what it means.

I mean, I was alone in a hotel room.

Again, that's not my question. Okay. I am asking you to describe how you exposed yourself at the time in that hotel room.

As I recall, we were FaceTiming. He asked -- because I was getting ready. He asked if he could see me.

And you complied?

Answer. To some extent from what I remember. To some extent, but no. I wasn't sitting there just naked.

So you opened your robe. Fair enough?

Answer. Fair enough.

Does that recall -- refresh your recollection?

"A Yes, but like I said, I -- I believe I had my underwear and bra on underneath, so is -- is that what you call partial nudity.

"Q I'm just repeating what your answer were, okay?

"A But I am asking you.

"Q I'm not being deposed. You are. You're the one that answers the questions under oath. Those are the questions that we have. Those are the answers that we --"

And Mr. Steele interjects, "Do you have a question? If you could pose a question, she could answer."

So Rosenblum says, "All right. So getting back to the discussion on the 24th, we've established that you met with Kim Gardner alone, and you can't come up with any other time previous that you used the words hear and see a flash. We have established that, yes?

"A We have established that I -- I

absolutely could have said that, but I don't know how it came up in conversation. I'm not sure.

"Q You could have said a lot of things, but you can't show me any specifics. Fair enough?

"A That's the first time that it was written down.

"Q That's the first time. In fact, you could have had a dream about it potentially?

"A Zero percent.

"Q Okay.

"A And that is very unfair to say that. You know what that comment meant.

"Q No. I don't know what any comment -- I'm just accepting your words.

"A And I would like to clarify that comment.

"Q I'm not there yet. Mr. Steele can clarify anything he wants when I'm finished with my deposition, okay?"

Mr. Steele interjects again, "If you have a question, you can pose it."

So Mr. Rosenblum says, "Now, in addition to this meeting by Kim Gardner -- with Kim Gardner, it was the first time that there was any discussion of a particular device, an iPhone.

We've already said you may have discussed a missing FaceTime, and that's why you believe he had an iPhone, but it was the first time with any human being you discussed an iPhone. That's a fact.

"A No, it's not a fact because I don't remember.

"Q Then point me -- then point me to any other human being that you discussed an iPhone with prior to January 24th.

"A Just because I don't have proof of it -- my friends don't write down our conversations.

"Q Well, one way to have proof is to say, hey, I told" -- is this an example of somebody?

MR. TRENT: I don't think this is a real person, right?

MR. RAZER: It's just a phrase. Comes from a song.

"Q Well, one way we have proof is to say, hey, I told Jenny on the block, go talk to her, and then we can go talk to Jenny on the block, and she says yeah. That's right. K.S. told me that. That's one way. That's called corroboration, okay?"

Mr. Steele interjects, "I'm going to

object at this point. If you have a question, ask a question."

Rosenblum says, "Well, I'm responding to the witness."

Steele still has problems, okay.

Then Rosenblum says, "Point me -- point me somewhere K.S. Point me anywhere. Point me to any human being where you had a previous discussion before the 24th where you spoke with Kim Gardner about --

"A I'll have to ask and see what I told -- like I said, I don't remember anybody specifically saying --

"Q So as you --

"A You know what I mean? I don't -- I don't know our specific conversations.

"Q I just want to clarify.

"A Sure.

"Q As you sit here now under oath, you can't point me to any human being where you had a discussion about, quote unquote, I saw and heard a flash in the basement on the 24th or 21st. You can't point me to any human being where you said that as you sit here now?

"A I will have to ask. I don't know.

"Q I am not asking about if you can -- whether you can ask, okay? I'm asking about before you ask anybody. I want the information before you have to sit -- before you have to ask anybody. I'm specifically asking as you sit here now under oath, can you point me in any direction where we can talk to someone where you have made that statement before talking to Kim Gardner on the 24th?"

Mr. Steele objects.

And then Rosenblum comes back, "So here's the deal. I'm not deposing him, and I don't really care about his objections to the form because -- because the judge has already said that they carry throughout this deposition. I do care to the extent that he's trying to suggest an answer to you. That's what I care about, okay? So I'm trying to depose you, and I'm trying to depose your recollection, okay? So do you understand that?

"A Yes.

"Q Okay. I'll ask it again. As you sit here now without anybody asking, can you point me to one human being where you have said I saw and heard a flash before the 24th of January 2018, yes or no?

"A I don't remember exactly what I have

said to them. I know what happened. I don't remember exactly what I -- how I worded it.

"Q Was there something about that question you didn't understand?

"A It didn't -- I can't give you a yes or no answer.

"Q Why not?

"A Because I don't know everything that I've said my whole life, you know --

"Q Okay. Well --

"A -- or how I worded it.

"Q I understand that.

"A Yeah.

"Q I take that as a premise, but you can tell me whether you think there's somebody that exists out there that may have that information."

Mr. Steele jumps in, "And the question has been asked and answered. She doesn't know."

And Rosenblum says, "He just told you you don't know. I am asking you."

Mr. Steele says, "You can answer."

"A I -- I continue to say it. I can't tell you specifically.

Q Rosenblum says, "So the -- so the

answer to that question is you can't -- as you sit here now, you cannot direct me to one human being that would say yes, K. told me that. Is that a correct statement? As you sit here right now.

"A I could because who knows.

"Q Well, then do it.

"A Maybe -- maybe my friend (redacted) would say this is what she said.

Q Mr. Steele says, "I'm going object. Wait. Wait. Wait. Wait.

I'm going to object. This is getting argumentative. If you have a -- a question, ask a civil question."

Rosenblum says, "So should I go see (redacted) to see if you said that?

"A Like I said, I don't know specifically the wording that I used. I know that any person who I spoke to knew that he used a phone. Any person. It's -- again, if I told you the story and you were my friend, you would not say well, tell me specifically what did he use. So again, I don't know exactly how our conversation went.

"Q So here's my problem. You said something specific on the 24th, okay? You said I

saw and heard a flash, okay? You didn't say anything about a phone at the time. You said I saw and heard a flash. That's something specific on the 24th to Kim Gardner, all right?

"A Okay.

"Q I'm simply asking -- I'm not going to let it go until I get an answer.

"A I don't know how to answer it the way you want it, though. I'm sorry.

"Q How about the truth?"

Mr. Steele, "Answer truthfully. If you don't recall, you don't recall.

Mr. Rosenblum says, "How about the truth?

"A I don't -- I don't remember specifically how I had any conversation. All I know is this is a really difficult subject.

"Q As we sit here, can you lead me -- let me ask you this. For instance, if you made the statement, hey, you know what? The night of the 21st, I spent the night with (redacted), right?

"A Yes.

"Q Okay. That -- that's something that you recall. Right?

"A Yes.

"Q That's something that you believe hand, right?

"A Yes.

"Q So it wouldn't have been very difficult for us to go talk to (redacted) and say, hey, you know what? K.S. said she spent the night with you on the 21st. Did that happen? Do you see how this works? That's called corroboration."

Mr. Steele objects, "I'm going to object. Do you have a question? Ask the question."

Rosenblum says, "But do you understand -- do you understand the concept?

"A Yes.

"Q Okay. So now relating it to who you may have said I saw and heard a flash to, can you relate it -- now that I have given you that example, can you relate that and suggest anybody I can go talk to that you may have said that to? If you can't --

"A Right.

"Q If you don't remember, just say I don't remember. Maybe you can, maybe you can't, but as I sit here now, I can't give you a name. Is that fair?

"A Right. I can't give you a specific name because I absolutely could have, but I don't remember all of my conversations.

MR. EGGLESTON: I'm ready to pass.

(Now questions by Curtis Trent and answers by Greg Razer.)

"Q And just like you could have, you absolutely could not have as well, right? Both things are possible?

"A I don't recall.

"Q Okay. You don't recall. So it then becomes logical that you may have never said that until the meeting with Kim Gardner on the 24th. True enough?

"A Again, it's the same answer. I don't -- I don't know what to tell you.

"Q You can't say that it didn't occur, that that was the first time you said it?

"A Yeah. I don't remember --

"Q Okay.

"A -- exactly how my conversations went.

"Q And that would be true with respect to the discussion of any devices, any particular devices, for instance, an iPhone. That's also true that that subject was never raised until the 24th?

"A But I don't even believe it was raised that day, though, the iPhone thing.

"Q Well, you had a specific discussion with her about the fact that you guys FaceTimed.

"A I don't even think it was that day unless it's in her notes.

Q Then Mr. Steele interjects, "Maybe if could you show her notes --"

A "Yeah, I don't remember that."

Q Then Mr. Steele interjects again, "-- maybe it would refresh her recollection that they spoke about an iPhone on that specific instance."

And then Mr. Rosenblum continues, "Well, I can put it this way. You were questioned about an iPhone in front of the Grand Jury, right?

"A Yes.

"Q Okay. So there was a discussion that you had with Gardner before you testified before the Grand Jury about an iPhone?

"A Yes.

"Q Okay. When did that happen? It either had to happen on the 24th --

"A Right. I don't remember.

"Q -- or the 29th, right?

"A I really don't remember.

Q Mr. Steele interjects, "Would seeing your -- the notes from that -- that interview, would that refresh your recollection --"

A "Yes."

Q Mr. Steele continues, "-- as to whether you all discussed an iPhone on the 24th?"

And then Mr. Rosenblum says, "Well, we don't have all the text on the 29th, unfortunately, because there was a ten-minute gap. We only have what has been --"

MR. BARNES: Well, guys, they really have a debate here. It goes over to page 82, line 10.

MR. TRENT: Okay, I didn't realize it went that far. We'll skip over all that discussion and go back to the next question by Mr. Rosenblum.

"Q Was there only one meeting where your attorney and K. -- and Kim were present?

"A I don't remember. I mean, at that -- on the 24th or whatever, yes.

"Q So these notes would indicate that K.S. was there and that your attorney was present and not Tisaby?"

Mr. Steele interjects again, for a few paragraphs, and then --

MR. BARNES: She says "About the iPhone"? Seems like a question.
MR. RAZER: Yeah. About the iPhone.
MR. BARNES: And then she comes back with "I don't see anything. I don't remember that being the case that first day."
Then they have more debate -- where are we?
MR. TRENT: Mr. Rosenblum. Mr. Simpson. Looks like --
MR. BARNES: 84, line 2, I think.
MR. TRENT: Okay.
"Q So looking on the page 2, this is a subject matter -- one of the subject matters I was talking about. Do you see where it says in the middle that all of a sudden, I see lights, flash, and hear a picture sound?
"A Yes."
MR. TRENT: I'm sorry, I left out a part.
"Q Do you see that?
"A Yes.
"Q Okay. Now, I think we have established that as far as we can tell, this is the first time you mentioned that particular

phraseology.

"A Well, I don't even know if that was my phrase -- I don't know -- I don't know how I said it. Again, I don't remember exactly every conversation.

"Q Okay.

"A Me speaking to her could sound exactly like me speaking to another friend.

"Q I'm just saying what is based on the notes. Does that refresh your recollection as to what you said to her?

"A Yes. Some things.

"Q And again, we know that in front of the Grand Jury, you had a somewhat -- you had a discussion about an iPhone. Do you remember that?

"A Yes.

"Q Okay. And a particular discussion about how -- how an iPhone works and that it has a unique sound and all of those types of issues, right?

"A Yes.

"Q Well, I mean, obviously you discussed that with Kim Gardner before she threw you up in front of the Grand Jury, right?

"A Correct. That's what I was saying,

yeah.

"Q Those questions weren't a surprise to you, right?

"A Not particularly.

"Q No, because you knew -- you anticipated what you were going to be asked in front of the Grand Jury?

"A Yes. That it had to do with him using the phone.

"Q And my question now is we -- we have the actual videotape of the -- well, we have a portion of the videotape of the Tisaby interview. We have Gardner's notes on the 24th. So when can you tell me you had this discussion with Kim Gardner specifically about an iPhone and that you're familiar with the sound and how it works and all those things that you testified to in front of the Grand Jury?

"A I don't remember that specific conversation or, you know, when it happened. I don't know.

"Q Well, we can -- is it fair to assume that it happened sometime between the 29th and your Grand Jury testimony which would have been on the 15th?

"A Yes.
"Q Okay.
"A I would assume so.
"Q And would it be -- do you know how many conversations you had with Miss Gardner before those two periods of time?
"A No, I don't recall.
"Q More than one?
"A Yes. I believe so.
"Q So between the 29th and the 15th, do you think you had more than two conversations with Miss Gardner?
"A I don't recall specifically, no.
"Q But at least two. More than one would imply at least two.
"A Right. At least two.
"Q And these conversations between the 29th and the 15th when you actually spoke about -- spoke to the Grand Jury and, in fact, discussed what appears for the first time had a conversation about the iPhone, how long were those conversations that you had with Miss Gardner?
"A I don't recall.
"Q Were they a half hour or so, an hour?
"A I don't recall. I don't know

specifically.

"Q I mean, did they go along the same basis as similar -- did they follow suit along the same lines as on the 24th?

"A I really don't recall. I don't know.

"Q You can't estimate how long?"

Mr. Steele interjects, "Objection; asked and answered. She does not recall."

Mr. Rosenblum continues, "Was it more than a half hour?

"A I -- I don't recall --

"Q Okay.

"A -- specifics.

"Q But you do recall just like always, she was writing notes, right?

"A I don't even recall that, that was every single time. I'm not sure.

"Q You can't tell me whether these two meetings before the Grand Jury that you sat with Kim Gardner who -- whether -- whether or not she was writing notes?

"A Right. I'm not sure. I don't know.

"Q Can you say she wasn't?

"A No. I have no clue.

"Q Okay.

"A Yeah.
"Q And can you tell me in these meetings, at least two that you had between the 29th and your Grand Jury testimony on the 15th where the subject of the iPhone came up now for the first time who else was in those meetings? Can you tell me that?
"A I remember my attorney and Robert Steele being in there the -- the one time that I can think of that it was brought up because I remember thinking, yeah, well, I know for sure he -- he has an iPhone, so I just remember that being part of the conversation at some point.
"Q And it was brought up by Miss Gardner. You had no reason --
"A I don't remember -- yeah. I don't remember the specific conversation. I just -- I do remember that.
"Q You never had a reason to bring it up, right?
"A Well, I don't --
"Q It wouldn't make sense.
"A I mean, I don't remember.
"Q You were just there to tell your story, right?

"A Yeah. I don't remember how it came up.
"Q So was it in the -- can you tell me whether it was the first meeting between the 29th and the 15th or the second that you had with Gardner and Mr. Steele?
"A I have no clue. I really and truly don't remember.
"Q You just know that was the first time that it appears Miss Gardner interjected this issue of an iPhone in the conversation, yes?"
MR. RAZER: Mr. Steele objects and then witness one says "No. Yeah.
"Q No? Well, explain.
"A Because I don't remember her -- she never said anything, like, asking me specifically did he have an iPhone or anything.
"Q Well, tell me how you recall the conversation went.
"A I just remember saying I knew -- I said I knew he had an iPhone, so maybe --
"Q You just blurted it out?
"A I don't want to speculate. Right. I don't want to speculate because I'm not sure how the conversation went.

"Q So you can't rule out the fact that she asked you whether or not he had an iPhone, right?
"A I don't remember that -- or I don't remember her saying that ever --
"Q Again, you can't rule it out?
"A -- K., did he have a -- an iPhone.
MR. TRENT: Mr. Steele, "Objection; asked and answered."
Mr. Rosenblum, "Again, you can't rule it out, correct?"
Mr. Steele, "Objection; asked and answered."
Mr. Rosenblum, "He can object all day. Again, you can't rule it out, correct?"
Mr. Steele, "And you answered. She already told you."
Mr. Rosenblum, "Yes? You cannot rule it out?
"A I do not believe that's how the conversation went, no.
"Q But you can't tell me how it went, though?
"A I don't remember it specifically other than me stating that.

"Q But we've established that in the Grand Jury, not only did you discuss an iPhone, but she specifically asked you questions about your knowledge of how it worked. Do you recall that, and your familiarity with sound and all that, right?

"A I don't recall it specifically, but I remember the iPhone came up, yes.

"Q And that would have been a conversation you had with her before you ever took the stand in the Grand Jury, all of those issues, right?

"A What do you mean by all of those issues?

"Q Those issues particular to the iPhone discussion. You would have had that discussion with Gardner before you took the stand in the Grand Jury, yes? You have already answered.

"A Right.

"Q Okay. You don't have to overthink it.

"A I just don't remember exactly how the conversation went, so I don't want to say because I'm not sure.

"Q I'm not asking word for word. I'm

asking generally the conversation."

Mr. Steele interjects, "Do you have a question?"

Mr. Rosenblum, "I am asking generally whether that conversation was had before you testified before the Grand Jury, and the answer is yes, right?

"A Yes.

"Q And that would have been a question that you had with Kim Gardner -- a conversation and that subject that you had with Kim Gardner that you had not had with anybody else that you can point me to specifically about the iPhone?

"A Right. I had a general -- I had general conversations with friends --

"Q Okay.

"A -- who I had spoken to that -- about that subject matter.

"Q Just out of curiosity, do you recall a conversation in front of the Grand Jury that Kim Gardner asked you about whether or not the two of you had had affairs prior to E.G.?

"A I don't remember that specific question.

"Q Miss Gardner asked you and at this

point, it was just a relationship where it was no issues in terms of any affairs?

Yes. Zero affairs. No.

Do you remember that answer?

"A Yes.

"Q So was that answer specific to you or specific to both of you -- both you and P.S., that neither one of you had affairs in your relationship?

"A I don't -- I'm not sure how -- I'm not sure how she worded it or what that meant.

"Q Well, she was talking about --

"A Was it both of us?

"Q -- P.S., and I think she said -- the set-up was question. Was he controlling?

Your answer. Yes. Extremely controlling. He -- so he had our phones that -- I found out later that he had our phones set up like he was my dad on the plan. I couldn't see anything that he was doing, but he --"

Mr. Steele interjects, "I'm going to object. If you have a question, ask a question."

And they discuss for looks like an extended period of time until --

MR. RAZER: 95, line 1?

MR. TRENT: There's a little more before that. Yeah, I suppose 95 line 1.

MR. BARNES: Maybe 94, 17.

MR. TRENT: Okay. Mr. Rosenblum begins again. "Question. At that point it was just a relationship where it was no issues in terms of any affair.

Your answer, yes. Zero fear -- affairs. No.

Question. And it was just like -- and it was just kind of like a very controlling, kind of insecure relationship between you and him; is that right?

Answer. Yes.

Does that give you the context?

"A Yes.

"Q Okay. And when you answered the question, were you saying zero affairs with respect to you or P.S. or both?

"A I don't remember exactly what was in my mind. I don't -- I don't know.

"Q Well, see, I don't know what was in your mind.

"A Right.

"Q I can just see your words.

"A I'm sorry. I guess I'm just -- I'm confused. I don't know.
"Q Well, you answered the question saying there were zero affairs to the Grand Jury. Were you saying that with -- just with respect to you or with respect to P.S. or both of you?
"A I don't know. I would assume both of us by that context.
"Q Okay.
"A Right.
"Q Was that true, that there had been zero affairs?
"A Well, the only other -- or the only other thing I knew about was that my ex-husband kissed somebody, he told me, one time, so --
"Q That he kissed somebody. That was what the (redacted) girl in Vegas or something?
"A That's whenever I got back from Vegas. He was -- again, he was thinking that if I -- if he told me what he did, then I would confess to something that I didn't do, so -- but that's the only thing that I was aware of.
"Q In the Grand -- in the transcript of the videotape that we received, there was a section where Tisaby was asking you some questions, and

we're going to get into this. We won't have time today. Hopefully, I won't take more than another couple hours.

He said you should have thought about -- Mr. Tisaby said and that's all that he would tell you, that you ruined the family.

K.S. You should have thought about that before you were a home wrecker, and you went into another woman's home and you did what you did, K., because in his mind, him being with other women, then you paused, and you said even before I was with E., he was with two of the women.

"A Oh, okay. So when I went into E.'s home that day, to -- to my knowledge, my ex-husband had not done anything with anyone else other than that -- what he claimed was, like, some sort of small kiss or whatever years before that. Later, when we were back together, and that's what the -- came up in the House transcript, too. When we were back together, he kept badgering me to tell him every detail. Did you do this, did he -- that's how the violence -- did he touch you, did -- did this happen, did this happen, and of course, it kept coming up did you have intercourse with him, and each time would I say no, I did not have

intercourse with him. So he said well, I need to be honest with you, and then you need to be honest with me. I slept with five women during our separation.

"Q But then you specifically said two of the women --

"A Uh-huh.

"Q -- were before E.

"A So then I said to him how is it -- how is that is possible thinking that yes, our separation started at the very beginning of March. He didn't know about -- he didn't know about E. which would justify it, in his mind, until the end of March which would leave then -- we were separated April, May, June. We got back together, you know, beginning of July, middle of July. So I said, how have you even had time? That's only three months, and he said it's been four months, and I knew he was including that first one, so I said how many people before (redacted) did you sleep with, and he said two. That's how that came up.

"Q Before (redacted). So before March 20?

"A Correct.

"Q So in fact, he told you that he had had extramarital relationships before you were with E., correct?

"A Right. But when I spoke in the Grand Jury, I was meaning when I went there that day, in my mind, there had not been any affairs. I didn't learn about that until after we were back together, if that makes sense.

"Q But you had the information before you testified in front of the Grand Jury that he had been unfaithful?

"A Right.

"Q Which means when you said that both of you had zero affairs to the Grand Jury would not have been accurate?

"A Well, I meant that -- when I was going into his home, that was the case in my mind, if that makes sense.

"Q And -- but I'm not asking you what you meant. I am asking you what you said to the Grand Jury under oath. Do you see the distinction?

"A Right, but I wasn't misleading at all. Again, when I went into his home, that is -- that was the case. It wasn't --

"Q Ma'am --

"A I wasn't trying to get back at him. I had no clue about those women.

"Q I am just asking you -- just asking. When you said to the Grand Jury that the two of you had had zero affairs, that was not an accurate statement based on what you're telling me now because prior to the time you were with E., before (redacted) March 20, he had had two extramarital relations. That's what you just told me.

"A Again, I will say --

"Q Is that accurate?

"A -- how that was -- I know. How I took that question, though, meant when I went into his home that day or up to that point. Up until that point. Does that make sense? It wasn't --

"Q You know what makes sense to me?

"A I don't know. Yeah. I'm sorry.

"Q There's a distinction between the words come out of your mouth and after the words come out how you want to say you took the question. Right now I am just asking about the words, okay? You understand the words, don't you? Yes?

"A Yes, I understand the words.

"Q And when you said to the Grand Jury that the two of you had had zero affairs,

factually, that was not correct. Regardless of how you took the question, factually, that was not correct?

"A Right, but in my mind at that time, I -- I knew of zero affairs.

"Q Well, in your mind at that time --

"A Right.

"Q -- you had already testified to Tisaby that he had two affairs on the 29th. That's before you testified before the Grand Jury.

"A No. I am saying when I went into his home. I just -- I didn't know of any prior to that. Does that make sense?"

MR. TRENT: Mr. Steele says "Yes."

And then Mr. Rosenblum, "To use the words --

"A Yeah.

"Q -- that you used before the Grand Jury, that makes zero sense because all I can go on are the words that come out of your mouth, the words you said under oath, and whether or not they were factually correct or not, and in this circumstance, they were factually incorrect. That's a true statement, is it not, ma'am?

"A Well, again, she was leading up to

that day. You know what I mean? Well, that's how I took it. I don't know -- I don't know what else to tell you. I would have said it otherwise.

MR. TRENT: Then Mr. Rosenblum says, "It's 4:00, and I've got a ways to go." And then there's a discussion.

MR. BARNES: I think Mr. Simpson makes a statement that's in -- not quite redacted, I think, Representative Mitten, you left it like this to see if we thought this should be redacted?

MS. MITTEN: The highlighting, yes.

MR. BARNES: I think this is fine. So I'll just read what Mr. Simpson says.

"I need to -- I want to clarify what happened at the very beginning of this deposition with regards to the payment of my services." And this is Scott Simpson representing witness one.

"The value of my services, as she said, she did -- she has paid that in value, but it has not been cash to me, just in all candor to everybody. She has paid a year's membership to the gym we belong to, a couple of gift cards, and a couple of nice bottles of alcohol. That is the extent of my payment. That roughly $2,000 she testified to is accurate, but I don't want anybody

coming back later and trying to say we withheld something from you."

Mr. Rosenblum says -- go ahead, Curtis.

MR. TRENT: "More importantly, what kind of booze?"

MR. BARNES: Mr. Simpson says, "I'm a whiskey man."

MR. TRENT: Mr. Rosenblum says "So am I."

MR. BARNES: And Simpson says, "Well, and there was a bottle of vodka, but I don't like vodka, so --"

MR. TRENT: And then Mr. Rosenblum notes, "That's great."

MR. BARNES: So they have a discussion and it doesn't seem as if -- they're just discussing scheduling here. So we have completed the record.

I think that we can be finished for the day. For the committee's knowledge, if you can't tell, I think the vice chairman is exhausted. I know that myself, as the chairman, I am exhausted. The Highway Patrol officers have not been here yet. I want to discuss briefly with this

committee, I kind of thought about this.

I don't think there's anything we can add that's not already in the transcripts of the hearings and the report that we did and particularly for the new members, obviously, you know, you guys didn't have firsthand recollection of those interviews. So my plan is to provide them with all of the documents that we have and I don't know what else -- what else there is.

Does anyone else have any other thoughts? Okay.

We have a box of the 32,000 documents were culled down to -- 12 boxes were culled down to one and people can go through them if they so choose. I would ask that everybody do that. We have a weekend to do that. My mind is really muddled right now because I am tired.

10 a.m. we have the witness who is the forensic examiner. There is a three-page report that we were provided by the Circuit Attorney's Office. I think that's it. I'd like to come in at 9:00. Do we have any objection to that? Tomorrow morning? And if we don't, if we need a break until 10:00, that's fine. I don't have anything in my head right now except the fact that

we're going to break and I am going to go lay down and take a nap and I am going to be back up and preparing for the witness tomorrow.

So if there's nothing else for today -- closed session audio?

MS. MITTEN: That you asked me?

MR. BARNES: I'm sorry, I don't understand. Oh, yes, that's why I wanted to come in early. Okay. We received additional, two additional tapes from Mr. Watkins pursuant to a subpoena that I think he mentioned earlier today, their conversations between witness one and witness three, previously deemed them not relevant.

I think they're relevant to show the nature of the relationship between the two of them. Between witness one and her ex-husband, and I want to do it in a closed meeting because there's -- there are things in there regarding children that I don't think need to be heard in public. And so if there's no objection, the first thing we'll do tomorrow is vote to go into a closed hearing at 9 a.m.

Or can we do that now? So they don't come in and we don't waste time with that. Okay. I vote that we go into closed session at 9 a.m.

tomorrow for purposes of hearing these two tapes, general description of which was just given. All those in favor vote aye.

(Committee members say "aye.")

MR. BARNES: No, we've got to do a roll call. Mr. Secretary, please call the roll.

MR. CURCHIN: Representative Barnes?

MR. BARNES: Aye.

MR. CURCHIN: Mr. Phillips?

MR. PHILLIPS: Aye.

MR. CURCHIN: Mr. Austin?

MR. AUSTIN: Aye.

MR. CURCHIN: Mr. Eggleston?

MR. EGGLESTON: Aye.

MR. CURCHIN: Ms. Lauer?

MS. LAUER: Aye.

MR. CURCHIN: Ms. Mitten?

MS. MITTEN: Aye.

MR. CURCHIN: Mr. Pierson?

(No audible response.)

MR. CURCHIN: Mr. Razer?

MR. RAZER: Aye.

MR. CURCHIN: Mr. Rhoads?

MR. RHOADS: Aye.

MR. CURCHIN: Mr. Trent?

MR. TRENT: Aye.
MR. BARNES: We will begin the hearing tomorrow as a closed hearing for purposes of listening to those tapes and then we will open it for the testimony.
Any other business before the committee at this immediate time?
MR. AUSTIN: I do have a question. The forensics guy is to, what, by phone, is that's talking about?
MR. BARNES: I believe so, yes. Okay. And we'll try to get that -- I think that's three pages. We'll try to get it distributed to everyone via e-mail. No watch your e-mail. No Saturday.
MR. EGGLESTON: The Highway Patrol people that are coming later today --
MR. BARNES: I'm trying to figure out -- I mean, we've got a plan. I'm going to go talk to the chief clerk, that if they show up, go ahead and provide them with everything that we have.
MR. EGGLESTON: Are we free to go?
MR. BARNES: Yes. You guys are -- particularly the three new members, free to go.
There is no more business to be done

of the committee today. We're now -- we have now completed -- I believe there are only three depositions, only three, we've completed the third of three depositions of witness one.

Seeing no further business, we're done.

(The hearing adjourned at 2:31 p.m., with the time and location of the continuation agreed upon by all parties.)

CERTIFICATE OF REPORTER

I, TARA SCHWAKE, a Certified Registered Professional Reporter and Notary Public within and for the State of Missouri, do hereby certify that I appeared at the time and place first hereinbefore set forth, that I took down in shorthand the entire proceedings had at said time and place, and that the foregoing constitutes a true, correct, and complete transcript of my said shorthand notes.

Witness my hand and seal this 25th day of May, 2018.

_____

Tara Schwake, CRR, RPR

State of Missouri

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

HEARING

May 25, 2018

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EXHIBITS

NUMBER	DESCRIPTION	PAGE
Exhibit 51	E-mail and report	6

NOTE: Deposition Exhibit was retained by the Committee.

A P P E A R A N C E S

Representative Jay Barnes, Chairman
Representative Don Phillips, Vice-Chairman
Representative Jeanie Lauer
Representative Kevin Austin
Representative Gina Mitten
Representative Greg Razer
Representative Curtis Trent
Representative J. Eggleston

Also present: Mr. Bryan D. Scheiderer

Court Reporter:
Sarah A. Davison
CCR #1397-MO #1589-KS
Alaris Litigation Services
1608 Locust Street
Kansas City, Missouri 64108
1-816-221-1160
1-800-280-DEPO

(Hearing commenced at 10:29 a.m.)

CHAIRMAN BARNES: We are back down the hallway. This is the 88th day of this Committee's existence. It is the 88th day that Mr. Greitens has refused -- are you ready? I'm sorry.

It's the 88th day of this Committee's existence. It is the 88th day that Mr. Greitens has not shown up after the -- starting with the first day, we had assurances from counsel that he would cooperate with this process.

A couple announcements before we get to our witness today. Highway patrol did come to the capital yesterday, they collected documents. This weekend we want to finish review of campaign documents, and then the other things we'll talk about afterwards because the witness was kind enough to show up without a subpoena, so take as least time as possible. So let's start with -- I'm going to hand out a report, hand around a report.

Can I have another extra copy, please?

Are we on 51?

Can you mark this as 51?

(Koberna Exhibit Number 51 was marked for identification by the reporter.)

CHAIRMAN BARNES: Can you raise your

right hand?

THE WITNESS: Yes.

DETECTIVE BRIAN KOBERNA,

being first duly sworn, testified under oath as follows:

EXAMINATION

BY CHAIRMAN BARNES:

Q. Thank you.

Can you state your name?

A. My name is Brian Koberna, K-O-B-E-R-N-A.

Q. And, Mr. Koberna, what do you do for a living?

A. I -- I'm a police officer, but I'm also -- I have a business where I do forensic analysis of devices, in this particular case for a firm, forensics, I analyze devices.

Q. And how long have you been in that business of forensic examination?

A. Approximately six years.

Q. And prior to that, did you have experience in forensic examination as a police officer?

A. During that time I've had experience and training with regards to that, and also

IT-related experience.

Q. How many years would you estimate you have experience in forensic examination of cell phones?

A. Cell phones, I would say six years.

Q. Okay. How many cell phones do you think that you have forensically examined in those six years?

A. I would -- hundreds, if not a thousand.

Q. So over 100; it's a significant amount?

A. Absolutely.

Q. Okay. You have sitting before you what's been marked as Exhibit 51. Do you recognize that?

A. I do recognize -- or the e-mail I believe is from Judge Callahan to Judge Burelson of which I was -- I'm not sure if I was cc'd in that, but I do recognize the report that I generated.

Q. Okay. And the report is on page 2 to 4 of that --

A. Yes.

Q. -- Exhibit 51?

A. And I do not recognize the last exhibit.

Q. You know what, let's take that last

page off of there. I think that you're right, that was unintentionally appended, the statement.

So now we have four -- Exhibit 51 is four pages, correct, having taken -- having taken the statement of Eric Greitens off of the report?

A. Yes, sir.

Q. We are taking the last page off of the report. It was unintentionally stapled as part of the copy process in the house office.

VICE-CHAIRMAN PHILLIPS: That makes five pages.

A. Five pages.

BY CHAIRMAN BARNES:

Q. Five -- five pages total in Exhibit 51, four pages of which are the report?

A. That is correct.

Q. And it is, in fact, the report you did in this case?

A. It's one of the reports, yes.

Q. Are there other documents from your forensic examination of the telephone that are not included as part of this report?

A. Yes.

Q. Okay. Pursuant to a subpoena, would you provide those documents to this committee?

A. I'll provide them today, yes.
Q. You would provide them today?
A. Only -- the only catch would be all material is supposed to go through the special master with regards to my analysis of this device. I have no problems with providing it if they would have no problems of releasing it, I guess, would be my caveat.
Q. Okay. I understand your position, you want -- you want to check to make sure. I don't know -- there's no special master here.
A. I understand.
Q. So I would say if those documents are in your possession, keep those documents for now.
A. Okay.
Q. And -- because in addition to the report, you would agree it's important to have documents that underlie the report to understand the report?
A. Absolutely.
Q. Okay. Your report states that there was -- you found no photograph on the telephone related -- that relates to -- let me back up.
You're familiar with the allegations regarding Mr. Greitens' basement on March 21st,

2015?

A. I am vaguely familiar with the allegations. I was never fully briefed with regards to this. I was kept, in essence, in the dark with regards to information and given just specific requests through the Court to look at specific items. And one of those requests at the very end of the analysis of the device was specific to that particular day, yes.

Q. Okay. And what was the specific request as to that day?

A. I was contacted by Judge Callahan, or during our conversation, I'm not sure who initiated the contact, but he indicated that that day may be of interest, and if I could further check the information with regards to photographs taken from that device on that particular day.

Q. Were you told the nature of the photograph you were looking for, the general nature?

A. The general nature for the initial -- I don't know if he specifically told me, but, I mean, I think I, from news media and everything else, understood that, but I was looking for any photographs in particular was the overall nexus.

Q. Okay. And your ultimate conclusion was

that you were unable to determine if a photograph was taken on that date; is that correct?

A. Through analysis of -- through analysis of the digital media, specifically the -- the images, there was no determination if that was actually taken on that day. In preparation for this particular meeting, I did review a secondary database of which I did a thorough review of images, but that secondary review of database does indicate there's a population of photographs to that database. That population of photographs do mark that specific day. There was three photographs, but they do not -- that database can be populated in several manner -- or several ways, and those ways are, in essence, if a photo's taken with a device or if a photo's saved by the device, for instance, it's received through a text message or something of that nature and the individual would save that particular photo and it stores it to the overall storage media area.

Q. So let me back up. These three photographs that you looked at the -- you said it was a secondary -- explain to me, a non-techie, you reviewed a secondary set of documents?

A. No, no, no. For clarification, the

photos that were already reviewed. In those photos are thumbnail photos of cached images that are benign in nature, but this database is a pointer. All it does is point to if a photo may or may not have been existent in the database during a specific day.

Q. Okay. And do I understand your testimony that there -- that database indicated there were three photographs relating to March 21st, 2015, or did I misunderstand what you said?

A. No, that is correct, but the determination can't be if they were taken with the device or added to the device after that moment in time.

Q. Okay. But the metadata shows --

A. There's no metadata within the thumbnail images. The metadata is no longer in existence on the thumbnail. The actual photos were not resident on the device.

Q. You can't see the photograph that relates --

A. You can't see the original photographs, but the device caches or puts copies of photos whenever you're in its use. In those cached versions, we can see, and those three images are

benign in nature, and I provided that report to the special master in furtherance of this -- this investigation.

Q. So let me make -- let me make sure I understand it. So there were three photographs in this -- this database indicated that there were three photographs that were either taken or saved by that particular phone on March 21st, 2015?

A. That's correct.

Q. Okay. And those three photographs, there were cached versions of them that you were able to view?

A. That is correct.

Q. Okay. And then your testimony is that you -- that they were benign in nature?

A. Yes. And I also forwarded that information to the special master for further review.

Q. Okay. Okay. I have -- the vice chair is writing down his questions. He usually expects me to ask more questions. Thank you, thank you.

EXAMINATION

BY VICE-CHAIRMAN PHILLIPS:

Q. Well, thank you for being here this morning. I appreciate it.

A. Thank you.

Q. What police department do you work for just out of curiosity?

A. I'm assigned -- I'm employed with the Madison County Sheriff's Office, but I'm also assigned to several subdivision task forces of which I'm transferring from the FBI task force to Secret Service task force, but that's just logistically.

Q. Okay. You must be pretty good at what you do then.

So is forensic investigation, is that a typical part of your daily routine or is it just something that --

A. It is. You've had -- it is a typical part, yes.

Q. Okay. Thank you.

And then what would be your official title, what do we call you?

A. Sir, I'm a detective sergeant, but that isn't --

Q. That's what I wanted to know. Okay. Thanks.

And you've worked in the capacity of a police officer for how long?

A. 15 years.

Q. Okay. Were there any swiping features on this phone that you could find, like something there that could be, I don't want to call it Confide, but was there anything within that phone that you could see that you could take a picture and then immediately get rid of it if you wanted to and block it from you being able to find it, I guess, is what I'm trying to say? I don't know your line of work, but I'm guessing there's got to be something like that.

A. There were -- I don't know -- there were specific applications that may have that capability. I don't know if they have that specific capability that were on the device, so I wouldn't be comfortable saying yes or no because my limited scope that was given to me to analyze this phone was for 2015. It didn't encompass, I guess, that type of question, so I didn't dig into -- I didn't expand my analysis of this device outside the scope of what the Court requested and I tried to stay within that analysis timeframe. I know photographs were the main focus --

Q. Right.

A. -- and that focus was thoroughly reviewed. Any residue photographs, any photographs

were reviewed by myself and submitted to the special master for further review and a secondary review of that media.

To say there -- there were applications on there that I believe could have that particular storage capability, so...

Q. Okay, yeah. So it would be fair to say or safe to say that the possibility is certainly there within that particular phone that you looked at?

A. But to be clear, just because I don't find a photograph or don't find an item doesn't mean it did not exist.

Q. Right.

A. I want to be clear on that.

Q. Right. No, we understand that. Thank you for that clarification.

So what were your exact marching orders, so to speak; what were you told to do as far as investigating this phone and this particular instance related to the picture?

A. I was provided a Court order, and pursuant to that Court order it was for forensic examination for communication and photographs with or of KS during the period from January 1st, 2015 to

December 31st, 2015. That was the specific scope of what I was asked to review.

Q. Sounds reasonable.

And how was it that you, for lack of another way to put it, were selected to be the one to do this particular investigation; how did they --

A. I'm still confused at that particular instance, to be honest with you.

Q. They just looked through a phone book or looked through a police manual and said, hey, here's our guy?

A. I was contacted with regards to analyzing a device. I had no knowledge at that time that this was the case for the analysis of the device. I was asked to show up at a Court for -- to analyze a particular device. It was not this device, but it was the first device I was analyzing in furtherance of this investigation. At that time, or during that time I learned that this was the scope of what had happened. It's my understanding that the Judge reviewed information and put me as a neutral party to extract the data, provide that data to the special master for further review and/or dissemination to the appropriate parties as Court orders were requested.

Q. Yeah.

A. So that -- so the selection process I still don't --

Q. So the trail definitely led to you somehow, so do you think it was done through a judge that had some knowledge of your previous work or --

A. It would have been -- it would have been through defense counsel who had the initial devices contacted me. That was the first contact. They submitted my information to the Judge for review.

Q. But you're not related to anybody, a friend of a friend of a friend didn't refer you to them? I mean, somehow they got your name, I'm trying to figure out if you're just --

A. We typically -- well, I have no association to Dowd Bennett, any knowledge. This was my first interaction with them and the word of mouth, I think, of the services that we provide is how they probably came to selecting or contacting me with regards to this particular case.

Q. Okay. And was this a -- well, first of all, it looks like -- do you have to get approval, like for secondary employment? Like if you do a job on the side for someone -- like a lot of police

departments do security and they have to get approval for that secondary employment -- is that the way it works with your department?

A. I do have approval for secondary employment.

Q. Okay. And this would be considered secondary employment, and I assume you got paid to do it; is that right?

A. That is correct, yes.

Q. Okay. And so where did that pay come from?

A. Still pending, but it's paid with regards to the particular parties who are asking the question, or asking for the analysis of the device. If the defense was wanting devices analyzed in this particular case, which they did, they were paying for that particular service. If -- and the circuit attorney's office is paying for the analysis of Mr. Greitens' device is how the payments are being received.

Q. Okay. Was there ever any kind of a written contract of any sort that you signed and said yes?

A. Yes.

Q. There was?

A. Yes.
Q. Concerning compensation?
A. Yes.
Q. Okay. All right. Thank you, Mr. Chairman. No further --

EXAMINATION

BY REPRESENTATIVE MITTEN:

Q. Good morning. Thank you for being here.

I just want to make sure that I understand some of your earlier testimony. So you indicated that there were some applications on the phone that had the capability of basically disguising, for lack of a better term -- and you help me because I speak lawyer language and you speak tech language, so we're going to have a little --

A. I would be -- I want to be clear here. I did not thoroughly analyze the specific applications within this phone, it was beyond the scope of what I was asked to do. So the specific applications and what they're doing, I would not be comfortable saying yes or no that that was 100 percent on that device and I had that capability.

Q. Okay.

A. Because that was not what I was asked to do or the scope of. There was potential -- there's potential there may be applications, but I don't want to say 100 percent yes or no on that particular question.

Q. Okay. And I guess I'm curious, given your -- and I don't -- I haven't personally seen the order that directed you to -- or that, you know, created the parameters for your work, right, your review, but I guess what I'm curious about or what I'm having trouble understanding is if the order directed to find any -- any evidence of communications or photographs of KS or between Mr. Greitens and KS, why wouldn't you look to see if there are other applications that may have --

A. I checked those databases for communication purposes.

Q. Okay.

A. And I checked the full device for any residue of photos regardless of application.

Q. Okay. And then I come back to, though, are there applications that would not have left trails for -- again, I'm talking lawyer language and I apologize.

A. I'm sure there are applications out

there specifically for that. I did not -- I'm not 100 percent that there was one on the phone.

Q. Okay.

A. I would not be able to testify that there absolutely was one or there absolutely was not one. Some of those programs contained within a communication device, like a communication chatting application, can contain within them specific ways to communicate and submit photos. That residue sometimes is not left on the phone --

Q. Right.

A. -- or is. So there -- I mean, there's absolutely programs out there that can do that. You have to get very specific on the program and then I have to dive into 100 percent to tell you yes or no on a particular program and that was not done in this particular case.

Q. Okay. Because it was sort of outside the scope?

A. Yes.

Q. Is that a fair statement?

A. Yeah.

Q. I just want to make sure that I'm clear about how that all worked.

Now, looking at your report and your

testimony, it sounds to me like you found three photographs from I guess it was March 21st, 2015; is that fair?

A. That is fair.

Q. And you found the cached versions of that?

A. Yes.

Q. But what I'm unclear about is that your report talks about there sort of being gaps and -- and I'm going to just pull out some specific language. I'm not trying to trick you up, I just want to make sure I'm getting the whole thing.

A. I understand.

Q. So, for instance, you said: There could be multiple reasons why the media is no longer resident within the subdirectories -- which is great tech language -- to include deletion of certain media files. It should be noted that as described, many of the files not observed in the original directory were observed in cached directories and then reviewed.

So my question is, when you say many of those files, is it possible that there were other photographs taken on that day that just weren't -- because those big number gaps, you know, you talk

about the database being -- listing photographs in number order, is it possible there were other photographs taken on that day that just don't show up, you don't know because all traces are gone?

A. Absolutely.

Q. Okay. Thank you. I just -- again, I need to get it in my --

A. And that's regardless, but you have to understand that you have to have the artifact to analyze in order to further what's going on and sometimes the artifacts don't exist for whatever reason. It could be any number of reasons have occurred, and if those artifacts aren't there to analyze further, then I wouldn't know.

Q. And by artifact, can we say that that means -- is another way of putting artifact trail?

A. Fair enough.

Q. When I think artifact, I think like the museum.

A. Fair enough.

Q. Again, you know, we speak kind of different languages because we have different jobs.

A. Absolutely.

Q. Did you review the device for evidence of, say, I don't know -- well, we heard a lot --

we've been reading the testimony that was given and there was a lot of discussion about FaceTime. Did you review the device for those kinds of communications?

A. There were no written Messenger communication artifacts that I found regarding the specific request of KS. So my scope was for communication on the device with regards to KS.

Q. Okay.

A. And I looked through all kinds of artifacts and there were none that were recovered from the device.

Q. So you're looking through the device for all, for instance, FaceTime, I'm assuming phone calls and I'm assuming text messages, so you're looking through it for all of those, and I guess is it fair to say that, yes, you see there's a FaceTime message from this device to another device, but that other device was not KS's, so you just move on to the next one.

Is that how that works?

A. Fair enough, yes.

Q. Okay. All right. Go ahead.

A. It's kind of a global look at what's going on on the device. If there would have been

alias accounts or alias activity, you know, without knowing those specific accounts and specific alias information, I wouldn't know that that communication was relevant.

Q. And which was going to be my next question, because I'm not -- you know, I'm just a regular schmo. I just put my phone number in and use it like anybody else does, but I understand there are ways to, you know, to have a device that doesn't necessarily have a phone number, and if it's going like over the internet as opposed to another device's phone number, do you, A, see that; and, B, have any ability to identify who the recipient is, or intended recipient, I guess I should say?

Am I talking lawyer language again?

A. You are. Unfortunately, my answer is it depends.

Q. Okay.

A. There's so many variables there that could potentially -- I mean, that's a difficult question to answer. It very much depends on the application and what the communication method is in order to say I can absolutely determine that or can't determine that.

Q. Okay. But let's just use FaceTime,

because that's sort of an easy default, I guess, default for just average folks like myself where if I use my -- you know, I have my phone with my cell phone number -- and, no, I'm not disclosing that right now -- and I want to FaceTime you, but you have a phone that's not connected to a wireless carrier, it's just you're just using the internet, you know, right?

A. Right.

Q. Can I FaceTime you under those circumstances as long as I know your e-mail address; and your e-mail address could just be, you know, Joe schmo at gmail dot com and that's pretty easily disguised, am I right?

A. Regardless of your communications of the device, if you are connected through the application through FaceTime or whatever --

Q. Right.

A. -- you can communicate.

Q. If it's an IOS to IOS --

A. Regardless, if it's through the same application, regardless of device, IOS, Android, whatever.

Q. Right. But these are IOS phones, so it's easier for me to sort of just talk about that.

Right, these were all IOS phones?

A. Yes.

Q. So if I have an IOS, you have an IOS, you're not affiliated with a wireless carrier, you're just on the internet and I know your baloney gmail address or whatever, I can still FaceTime you via that -- that --

A. Correct.

Q. -- address, so to speak? And in your review, if that was, in fact, happening, you wouldn't be able to determine who that intended recipient was; if it just says 1234 at gmail dot com, how do you know that 1234 may or may not be KS?

A. Without having knowledge of the specific accounts that are communicating and who those are related to, I would not know who that account was unless they're referencing keywords in the communication, such as names or something of that nature, which would lead me to believe that communication had happened.

Q. But would you have, then, if that's a FaceTime communication, which is basically, you know, a visual phone call, there's not going to be any transcript of that, there's not going to be audio -- audio files are not retained from that, are

they?

A. No. Correct.

Q. So there would be no way to determine that other than the -- sort of the address, so to speak, whether it's an e-mail, or I suppose you could do an ISP search, but I don't -- see, I'm now trying to talk your language, I'm going to show my ignorance -- but there's no other way other than those sort of two data points?

A. It would be dependent upon the accounts and identifying those accounts as being associated to a particular person.

Q. Okay. And then the same thing with the text message or, I mean, a phone call, again, is also not recorded, you would just know a call was made from device A to device B or C or D or E, right?

A. Correct.

Q. Okay. So those are the only two real data points that you have, and then whatever metadata comes behind that, which I guess would be date, time, that kind of stuff?

A. Correct.

Q. Okay. See, that I can understand.

Let me just real quickly make sure we

got too many and not all.

Also you say in your report that there were a large number of images that were reviewed that were not listed in the original media location. Again, a large number, but not all of them; that's a assessment?

A. Yes.

Q. So can you just give me the brief rundown of what happens if I'm not using one of these specialty apps, which we talked about you didn't really look at, I'm just using my phone, taking a picture like anything else, when I delete that, what happens?

A. Well, the original photo would be removed from the device.

Q. Right, because I can't see it anymore?

A. If -- there may be a cached version of that photo. Depending on how the user interacted with that photo would dictate what kind of cache is reserved or what kind of cache is left.

Q. Is there a way -- so if I delete this photo -- and you know, kids at home, pay attention, right, or don't -- if I -- if I take a photo of you right now, I want to delete it from my phone and I want to delete that cache, is there some way that I

as the user could just go and find that and delete it myself?

A. It would be difficult. I mean, is anything possible? Yes. Could you do it? Yes. But it would be difficult without --

Q. Like a third-party software or some other --

A. I mean, if the device is caching information, it does -- depending on how the deletion and also the operating version, those caches can change, so, I mean, there's -- each version may have a different process that goes on because they upgrade or they kind of change, they make things better for the user, and those kind of processes can --

Q. Can change. If they want to make their phone faster, bigger, stronger, all that kind of stuff. So is it safe to also assume when I delete a phone, a copy of it is cached, so to speak, and does the cache just sort of get written over as your phone runs out of space; is that what happens? Or how does -- how does -- I'm so far in the weeds here, right? I apologize.

A. It really depends. And it depends on how the actual operating systems interact with that

cache and what's going on. It typically will remain there and it generally sticks around, but there can be reasons for it to be removed, so...

Q. So like if my phone is just basically out of space, I've got caches sitting out there that IOS is not getting rid of?

A. IOS, yeah. I mean, the --

Q. I'm going to write a strongly-worded letter to Apple about that, right?

A. The data, depending on the IOS version, is being manipulated by the operating system.

Q. Right.

A. And the operating system dictates what happens. So I don't want to speak on behalf of specific versions and what they do.

Q. Because each one changes?

A. It can.

Q. Is it fair to assume that -- well, and honestly I didn't look to see which IOS version, I guess this one was using Version 9.2?

A. Yes.

Q. Where are we now and what was it in 2015; do you know that?

A. We're at about 11 point something.

Q. So this phone was not being upgraded at

least?

A. Yeah, I mean, it's definitely not at 11, so you went through all those versions. I would have to reference specific dates.

Q. Yeah, I don't remember either.

A. I don't know off the top of my head.

Q. Okay. But we could look up and see what was the IOS version as of 2015 and see if it was 8 when it had -- I guess that's sort of my question -- when you upgrade to a new operating system, then that new operating system may or may not handle those cached -- that cached information differently?

A. It may change.

Q. Okay. Okay. Sorry to -- sorry to get so down -- I want to try and understand this.

And then -- well, I think we sort of already asked that. Again, so your report says: Outside applications can act differently in functions.

So, I mean, could that be something like Confide?

A. I don't know the inner workings of Confide in this -- I mean, with regards to the possibilities and capabilities of that particular

application.

Q. Yeah. I think that we're all kind of learning about that as we go, but thank you very much for appearing today. I do appreciate your testimony. Thank you.

CHAIRMAN BARNES: Representative Austin -- I'm sorry, Representative Lauer?

REPRESENTATIVE LAUER: That's okay.

CHAIRMAN BARNES: Blind spot over there.

REPRESENTATIVE LAUER: You're fine.

EXAMINATION

BY REPRESENTATIVE LAUER:

Q. Thank you, sir --

A. Thank you.

Q. -- for being here, and thank you also for your service in law enforcement.

A. Thank you.

Q. It's great for our state.

Short of doing a tutorial on Forensics 101 here, we'll try to just keep these as focused questions as possible.

On page 3, the very last page of the report in the second paragraph, sentence -- second sentence, it says -- at the beginning it says: At

the request of Judge Callahan -- are you on that paragraph? Last page. It's labeled page 3.

A. Yes, yes.

Q. All right. And the second line it says: I was unable to determine if a photograph was taken on that day.

And what would cause you to be unable to determine what other factors --

A. The lack of artifacts.

Q. Okay. So it just didn't exist?

A. I would -- no, I'm not saying there wasn't a photo that didn't exist, that wasn't taken. There could very well be an image that was taken on that day. The artifacts did not exist.

Q. Okay.

A. So without artifacts to go back on, there's no trail, there's no responsive data.

Q. Okay. Thank you.

Also, you mentioned a little bit earlier about the first device, and so would you explain the first device that you reviewed and the second device?

A. Yes. It was PS's device was the first device, and the second one was KS's device.

Q. I'm sorry, the first one was?

A. PS.
Q. PS?
A. Yes.
Q. And the second was KS?
A. Yes.
Q. And was there any review of Mr. Greitens' phone?
A. The phone that we're discussing here?
Q. Right.
A. Yes.
Q. So you did three?
A. Yes.
Q. Okay.
A. I'm sorry.
Q. I'm sorry, I'm trying to track all three here. Three, then, that we did?
A. Yes.
Q. Okay. And, again, not understanding the whole forensic side, you're looking at one phone and looking at the merits of that and information that's on that, and then looking at another phone and the merits of that, and just by doing that you would be able to tell if there was any communication between those, correct?
A. If there's a lack of artifacts or

phones have been reset or changed, there would be -- the artifacts would not be prevalent to determine that.

Q. Okay. So other than the photos that you were charged with looking at, were there -- was there other communication that was transferred between Mr. Greitens and KS that you noted?

A. I don't believe we found any artifacts from KS's phone with regards to communication back to Mr. -- or Governor Greitens' phone.

Q. And, conversely, none from his?

A. Correct.

Q. We've been talking about the application and I think you pretty well indicated that there are ways to resurrect these pieces if the artifacts are there?

A. Yes.

Q. Okay. And when -- when you delete -- kind of going back to this Confide application, multiple applications that are out there, when Confide -- we've been kind of looking into this I'm sure -- it says it's automatically deleted from the device, it's just gone?

A. Uh-huh.

Q. But then when you look online and try

to find out any other information about it, it's very silent.

So in your understanding, might that information go to a Cloud or might that information go to a server that Confide might contain or have ownership of?

A. I would not be able to speak on the specifics on Confide because I don't feel that I know enough about their specific transmission and/or storage, that they're obviously are applications that store things in the Cloud. There are communications that are stored in the Cloud, there are communications that aren't, so I don't know specifically on Confide. That was outside the scope of --

Q. Sure.

A. -- where I was looking particularly on this phone.

Q. Now, on a regular phone, I can send my data to the Cloud?

A. Yes.

Q. And through your forensics, would you be able to see what would have been sent to a Cloud and not remained on the device?

A. The --

Q. Forget the Confide thing. I'm just talking --

A. Could you potentially see artifacts that were synced or up to the Cloud, potentially, yes.

Q. And you would be able to note that in your review of the --

A. I did not review that in this particular case. Any Cloud-related activity, that was not asked of me, so I was -- I did not see Cloud-specific information, but I can't say that it did or did not exist. It was -- it was -- I just reviewed basically the photos that were resident on the phone, the data that was contained on the phone as requested, and that's where I focused my -- my efforts on.

Q. Okay. And I certainly respect that. I just always have been told that even though you delete information, it can always be resurrected. And, so, again, I'm not technically savvy about these things, but I understand that you can transmit things to a Cloud and it's held there and even though it may not show up on a device?

A. That's true. There can be artifacts absolutely on a Cloud that are not resident on the

particular device.

CHAIRMAN BARNES: I want to make sure we've got a clear record. So your testimony is you did not review the Cloud -- any Cloud account for artifacts.

THE WITNESS: That's correct.

CHAIRMAN BARNES: Okay.

BY REPRESENTATIVE LAUER:

Q. Because that was not outlined in the scope of what you were to do?

A. I was not given any Cloud information or outlined in the scope. And in order to glean Cloud-based information you have to serve Apple with appropriate legal process and obtain it like that. That information was never handed over to me for review. I don't know, there may have been another party that reviewed that that I'm unaware of.

Q. Okay. And that was not on any of the three phones; you were not given that charge on any of the three phones?

A. To review Cloud-based information, correct.

Q. Okay. So basically the scope was the same on each of the three phones?

A. No, that's not correct.

Q. What was the scope, then, on each of the three phones, if you would, please?

A. Do you want me to repeat the scope on the --

Q. I would just like for you to share in your own words, if you would.

A. The scope with regards to Governor Greitens' phone would have been for forensic examination for communications and photographs with or of KS during the period of January 1st, 2015 to December 31st, 2015.

Q. Okay. So that was very limited in nature and timeframe and then scope of what you were looking for?

A. That's correct.

Q. Okay. Thank you.

And then the next one?

A. The other two phones were similar in nature. The -- well, posted to me was through the special master: For each phone the forensic technician can package this category as a forensic report of production.

I'll go through it; it asks for text messages, chats, e-mails and/or written communications with any attachments to or from any

of the following individuals from 2014 to present.

Do you -- there are specific names in here.

Q. We'll redact those. We don't want to bring those up.

A. All right.

Q. Don't mention those.

A. Information, in essence, with regards to KS. Information, in essence, with regards to PS. Eric Greitens, specific phone numbers, [redacted] (sp), [redacted] (sp).

CHAIRMAN BARNES: Whoa, whoa, whoa.

REPRESENTATIVE LAUER: Whoa. That's okay.

A. No more?

REPRESENTATIVE MITTEN: He's looking at something we don't have.

CHAIRMAN BARNES: There are other names. I believe you have a document that we do not have.

THE WITNESS: Okay.

CHAIRMAN BARNES: Can you -- after you're finished testifying, can you provide that document to the committee?

THE WITNESS: Yes. I mean, the only --

I have no problem with providing it to the committee. I guess I would call the special master and ask him, but if you guys give me a subpoena, I mean, it is what it is. Whatever process we have to go, I don't have a problem. It's the Court documents.

CHAIRMAN BARNES: I understand.

THE WITNESS: They're all part of the Court record. I personally don't have a problem, I just don't want to overstep my bounds in providing information that I don't have authority to provide.

CHAIRMAN BARNES: I understand completely and we will -- we will work with you --

THE WITNESS: No problem.

CHAIRMAN BARNES: -- for that purpose. Slow down on any name, okay?

THE WITNESS: Okay.

BY REPRESENTATIVE LAUER:

Q. Let's just stop your reading at that point, because I think what the question I was asking was something that you addressed from what I heard you say, again, Governor Greitens' phone was very limited in timeframe and very specific in looking for pictures; is that correct?

A. That is correct.

Q. And then the other two phones, the scope was much broader as far as text, any messages, any phone numbers from a variety of people or for a variety of people?

A. That's correct.

Q. And for a much longer period of time?

A. Yes.

Q. And --

A. Yes. Yes, both, yes.

Q. And that length of time was -- I'm sorry -- was set from?

A. 2014 to present.

Q. Okay. So over four years basically?

A. Yes.

Q. You were looking at that versus four days or three days on the pictures of Governor Greitens?

A. A year for --

Q. Timeframe?

A. One year.

Q. Oh, it was one year?

A. 2015 was the year.

Q. Okay.

A. In essence.

Q. Okay. Great.

A. But to be clear, all photos were reviewed. It wasn't -- because you've got to be careful, if you review thumbnail images, the date and time, you don't want to pigeonhole yourself not to review all images and all media. In this particular case, all images and media were reviewed on all three phones.

Q. Okay. Thank you very much. I appreciate your patience in trying to explain all this.

A. No problem. And I apologize for overstepping my -- I was just reading off --

CHAIRMAN BARNES: You're okay. You're okay. Accidents happen.

REPRESENTATIVE LAUER: Thank you.

CHAIRMAN BARNES: Representative Austin?

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair.

EXAMINATION

BY REPRESENTATIVE AUSTIN:

Q. Just a few followup questions.

A. Sure.

Q. The first full paragraph that begins: At the request of Judge Callahan.

A. Yes.

Q. The next sentence -- and I know we've gone over this so sorry to plow the same ground twice -- but it says: I was unable to determine if a photograph was taken.

That's because you found three cached images, and because they were cached, you can't tell if they were taken or if they had come in from an outside source and they were saved?

A. That's correct.

Q. Okay. And those three cached images, while they're not the original, they're copies, you can actually see what is portrayed in the photograph?

A. Yes.

Q. Like you -- if it were a picture of a dog, you could see a picture of a dog?

A. Correct.

Q. And those three images you, for lack of a better term, downloaded or hard copied and the Judge, Judge Callahan, has those right now?

A. That's correct.

Q. Okay. Next it says: And I did not observe any artifacts of a deleted image.

So artifacts, either there were no

deleted images, that's why there's no artifacts, or there's a sophisticated sweeping, cleaning program that can remove the artifacts, or there was an upgrade in the operating system that may have deleted those artifacts, and correct me if I'm wrong because --

A. Well, no, I would be hesitant to say that there's a sophisticated system or something of that nature, because if you're looking back three years there could be any number of things on a particular device that are added, taken away, upgrades that happen that can affect how the artifacts exist on the phone. So I don't want to say that -- I didn't observe anything that was a sophisticated type of eradication system, but, you know, because I didn't observe it doesn't mean there's nothing --

Q. Yeah, I'm just listing the possibilities, not if you observed it or not.

A. Okay.

Q. The reasons there were a lack of artifacts -- three reasons there could be a lack of artifacts is, one, no images were deleted; two, some sophisticated program could have cleaned it or swept it; or, three, an upgrade in operating system could

have --

A. The upgrading system can also, depending on the version of the operating system, it can get rid of cache. I mean, it's not always going to be resident, but generally speaking it is, okay. I don't want to get -- that's a fair enough assessment. I mean, the options you gave were -- are options that are -- there may be more options that could cause it, I guess, is what I'm trying to tell you.

Q. So what you're saying is -- and I'm not trying to corner you in or box you in --

A. No.

Q. -- but the universe of the reasons that there's not any artifacts are more than the three I gave you?

A. I believe there could be more, yes.

Q. Okay. That's all I have. Let the expert go.

CHAIRMAN BARNES: Thank you. Representative Eggleston?

EXAMINATION

BY REPRESENTATIVE EGGLESTON:

Q. Good afternoon.

A. Good afternoon.

Q. So first question: Prior to examining the phone, and I think Representative Phillips kind of touched on this but I want to make sure, did you have any relationship, friendship, connection in any way to Governor Greitens, his lawyers, his staff, his associates, KS, PS, Scott Faughn, Al Watkins, anyone associated with this drama?

A. No, absolutely not.

Q. Didn't know any of them?

A. No. I was a little bit taken aback when I kind of walked into it, to say the least.

Q. I will tell you it is refreshing to see someone sitting in that chair that doesn't have some possible ulterior motive sitting next to a lawyer who's trying to obstruct us from actually finding the truth, so I definitely appreciate you being here today to help us out.

So in your report, the phone was an iPhone 6 that you examined?

A. I believe so, yes.

Q. And the IOS version that was on it when you examined it was 9.2?

A. Correct.

Q. So we kind of talked a little bit about phones and versions and upgrading the operating

systems. The iPhone 6 came out in September of 2014. The alleged photos, if they were taken, would have been taken in March of 2015, so this would have been a fairly new phone at that time, and the IOS that the iPhone 6 came out with was 8, version 8.0. So now that it has 9.2 on it, there were a number of releases -- I mean the original 8.0, and then there was 8.1, 8.2, 8.3, 8.4, 9.0, 9.1, and then ultimately the 9.2 that was on it when you examined it, so that's seven possible operating system upgrades that has happened since the alleged photo may have been taken.

Would that -- does that sound right to you?

A. If you're saying -- I trust your -- you're reading it, so, yes.

Q. Okay.

A. That sounds about right.

Q. Knowing iPhones and the way they work, would an iPhone automatically do those updates as Apple released them?

A. They've kind of changed their practice. They almost annoy you to the point where you have to upgrade them now, so --

Q. Yeah, Apple is very controlling in that

way, so -- and I have an Android and I kind of have to opt in, you know, when there's a new version.

So how do iPhones work in that regard?

A. Well, it probably depends on the version that you had, but they keep requesting you to upgrade even and confirm that you want to upgrade, and then they'll upgrade even when you plug it in at night or something of that nature, upgrade later or something of that nature. So it almost continually requests you to upgrade as far as the current versions.

Previous versions, back in the 9s, I would have to recall. I mean, I think they also asked, obviously they would prompt you to upgrade, but I don't know how often they were.

Q. Sure.

A. Currently I can testify it's very continuous on their request.

Q. Okay. So there's a pretty -- you would say there's a pretty strong likelihood that this phone underwent up to seven operating system upgrades from March of 2015 to when you examined it here a little over three years later?

A. If that's what the record shows on Apple.

Q. That's the data that's out there. Okay.

Now, I know in a regular laptop or computers, PCs, if you go to delete a file, it doesn't actually delete the file itself, it deletes the entry in the file allocation table, the FAT, that kind of references where that data is. The file allocation table, it's kind of like a table of contents in a book and then the chapters are the actual data, and so if you go to delete a file, it doesn't like rip out the chapter, it just erases the part in the table of contents to let the computer know where the file is.

Cell phones, I think, work the same way, including iPhones; would you say that's right?

A. They have databases in order to --

Q. Kind of like that table of contents?

A. A table of contents that save information.

Q. And as long as -- if a phone -- if an item gets deleted off a phone and you want it back, the key is you kind of need to undelete it before new data comes in to overwrite that space that the old file was in?

The sooner --

A. The recovery -- or to recover an artifact of that item, say that the closer to the recovery of that artifact that I have, the better chances are that the recovery's going to happen.

Q. Sure. I'm talking the file itself, not the thumbnails that you had found, but the actual file itself?

A. Well, you've got to remember Apple also has an encryption containers and things like that where you're not getting a full physical analysis of the device that you used to get, so Apple has protected containers that you're not going to get certain information, and it kind of -- it's not a full system. I would be -- when you recover a file, you're also going to have stripped information, but it's similar in nature. I guess, I'll give you it's similar in nature --

Q. Sure.

A. -- to what you're talking about.

Q. I guess what I'm getting at is that you take a picture, you delete that picture, that data's still there, it's just the reference is gone to make it look deleted, and then as the phone does new things, takes more pictures, gets voicemails, gets videos, does operating system upgrades, the phone

could think that that space is free and use that space and overwrite where that picture was?

A. It could.

Q. And the operating systems, of course, are a huge file; they're the biggest thing probably stored in the phone itself?

A. Yes.

Q. Okay. All right. Do you know when an iPhone takes a picture, you pull out an iPhone, you pull up the little camera app and you take a picture, by default, just fresh out of the box, does the phone make any sound, that sort of shutter click sound, when you take a picture?

A. I believe it does.

Q. Okay.

A. Well, it makes a click. Well --

Q. You're not sure; I can tell you're not sure.

A. Yeah.

Q. I have a couple friends who have iPhones and we were kind of comparing what sound does it make.

A. I don't know.

Q. Okay.

A. I'm not really --

Q. I was curious if you knew.

A. I mean, I can pull out an iPhone and see if we hear it, but I don't know if that does anything.

Q. Okay. I gotcha. Okay.

Yeah, the iPhones that I've -- I checked out before interviewing you, whenever we went to take a picture, it was silent.

A. Yeah.

Q. Mine, it goes -- you know, makes that shutter sound, but mine is an Android. Now, of course, that's just an artificial noise. You can make it play Yankee Doodle if you want to, you know, if it's --

A. I don't recall the newer iPhones making a loud noise, in essence, but --

Q. Okay.

A. -- there may be a little sound. That's very hardware specific that I would not be able to testify to, sounds.

Q. Okay.

A. I would not feel comfortable doing so, sir.

Q. Well, there was -- in the course of this case, a sound was heard when the picture was

taken, and if iPhones don't make a sound, that might lead one to believe that it wasn't an iPhone that took the picture.

A. Sure.

Q. That's why I was asking if you knew what sort of sounds iPhones make by default, or could you turn the sound on and off, or do you have any experience in that?

A. It's off my recollection and use of iPhones. I don't recall a sound being loud or anything. I think you just click the button and --

Q. That's the way it was with the ones that I checked out.

The three photos that you said you did find for March 21st that were sort of the mini thumbnail versions, they weren't the full pictures, but you kind of found the thumbnails of three photos that were taken on March 21st?

A. Uh-huh.

Q. That's -- and you said those were benign, they weren't the picture that we've kind of been looking for with the woman?

A. Yes, they're absolutely benign.

Q. Can you tell, were those --

A. Let's be clear. Did you indicate that

they were -- they were on the device in a camera roll subdirectory, that doesn't mean they were actually physically taken with the device.

Q. Right.

A. Okay.

Q. Okay. But they got onto the phone in one way or another on March 21st.

A. They could have been placed on there -- the date and time you're capturing is the original date and time that the photo was taken. So if I take a photo yesterday, send it to you, the date and time stamp I'm looking at is going to be associated with --

Q. That's encoded in the thumbnail itself, that's where you found that?

A. It's not in the thumbnail, it's in a database.

Q. All right.

A. And that's a pointer to a particular file, so...

Q. Okay. So then -- so March 21st was the date that those photos were taken, but maybe not taken with that phone, it could have been taken and then transmitted in text at a later time?

A. Yes.

Q. Got it. Okay.

Were those photos -- had those photos been deleted from the phone that you examined and you just found the thumbnails?

A. Yes.

Q. Okay. Do you know when, can you tell, is there any trace as to when those photos were deleted?

A. No.

Q. Okay. And I think Representative Austin kind of hit on this, if someone wanted to take a picture and delete it and then also delete all trace that it had ever existed, like deleting these thumbnails and all of those file table entries, that is a possible thing; I mean, it would take some technical expertise to do, but it is doable?

A. Anything's doable. I mean, I would be real hesitant to say somebody can't accomplish manipulating data or something like that.

Q. Sure. You hook the phone up to the computer and then you bring up the -- and you can look in there, right.

The --

CHAIRMAN BARNES: I just need a clear

record. That was a yes, correct? You're not saying it happened in this case, you're just saying that you think that would be possible?

THE WITNESS: Yes. I -- yes.

BY REPRESENTATIVE EGGLESTON:

Q. Okay.

A. I mean, the specific thing, can somebody alter data was your question?

Q. Yes.

A. Yes.

Q. Is that possible?

Okay. The phone number itself of the phone that you analyzed was not listed in the report. Did you have that phone number of the -- of the --

A. It didn't have service at the time of my analysis.

Q. Okay. So you don't know what phone number was the phone number of the phone that you analyzed?

A. I think I do know it, but, I mean, I think it's referenced in another connection report, but I do not have it listed, no, because it didn't have service.

Q. Gotcha.

Do you have that with you or is that somewhere else?

CHAIRMAN BARNES: Do not read the phone number.

BY REPRESENTATIVE EGGLESTON:

Q. Yeah, we don't want to know it out loud. Do you have that with you?

A. Yes. Yes, I do.

Q. Okay. Can I show you some phone numbers and ask you to verify whether that is one of the phone numbers?

A. I suppose, yes.

REPRESENTATIVE EGGLESTON: Is that okay with you?

CHAIRMAN BARNES: That's fine with me.

A. I don't believe -- the phone number I have associated to the individual was a different phone number, but that doesn't mean that the device didn't have that. It had no service, so I don't have the phone number or didn't note it. Plus, it wasn't -- I don't have that specific phone number associated. I mean, I don't know what it is that was on that device because I really didn't get into that specific phone number.

I mean, you look at all the information

that's on there and you look at the contents, but I didn't note the specific phone number because it did not have service is why I didn't note it.

CHAIRMAN BARNES: So let me back up and let's make a record of what you just showed him.

REPRESENTATIVE EGGLESTON: Sure.

CHAIRMAN BARNES: And then what the answer was. You don't give the numbers. Describe --

BY REPRESENTATIVE EGGLESTON:

Q. So these are phone numbers that were associated with the, well, Governor-Elect, I guess, at that point -- he wasn't Governor at that time but he was running for office -- and I'm just trying to figure out, are any of these phone numbers the phone number of the phone that you analyzed?

A. I don't know that.

Q. And you didn't recognize that any of these four were part of the phone that you analyzed?

A. Correct.

Q. Okay.

CHAIRMAN BARNES: And Representative Eggleston, what timeframe were those numbers, to your knowledge?

REPRESENTATIVE EGGLESTON: Those were

during the campaign.

CHAIRMAN BARNES: Okay. So 16 potentially, these are numbers that you know of and it's your understanding that they were during the campaign?

REPRESENTATIVE EGGLESTON: 15 to 16, I believe.

CHAIRMAN BARNES: Can I get a list of those numbers and maybe I can compare?

BY REPRESENTATIVE EGGLESTON:

Q. While he's looking, we'll move on.

So during the course of this, the Governor's attorneys have thoroughly interviewed KS, I think on three separate occasions. This is the transcript of one of those, about nine hours of it. And, let's see, page 293 there's a section here where they're talking with her about phones and they were talking about FaceTime, and the Governor's attorney, I believe this was Mr. Rosenblum at the time said: Well, you don't know how many phones he had?

And she says: Correct.

You never asked him how many phones he had?

She said: Well, I knew that he had the

one phone.

And then the attorney says: On one occasion, he got another phone, but to your knowledge you don't know whether, for instance, he had a phone associated with a campaign, a private phone, a public phone; you have no idea whether or not -- whether he had one phone or ten phones, do you?

So through that question it would seem to indicate from the Governor's attorney that the -- the person who would become governor at that time, wasn't governor then -- would have had multiple phones. So my question is: On the phone that you analyzed, is there any way to know if the user of that phone also had other phones; is there any sort of interconnected data?

A. Not that I observed.

Q. Okay.

A. And, again, my scope was just for the photos and things of that nature. So I wouldn't have observed that.

Q. Okay.

A. And, I mean, I wouldn't know all the device information associated to other phones.

Q. Yeah. I didn't know if there was any

file interaction sharing somehow, if there's two phones on an account.

A. Not that I analyzed.

Q. Yeah. Okay. So something could happen on one phone and another phone wouldn't know anything about it.

And then there was other -- there's some other discussion about burner phones, I believe, Mr. Greitens had provided KS -- according to KS's testimony, of course, we don't know for sure -- but according to her testimony, he had provided her a burner phone for their communications. And that burner was one she used, so I guess this is one of those temporary phones you can go buy at the different stores that really aren't associated with a normal plan, you sort of pay as you go kind of thing.

Do you have any kind of expertise on those phones, how they might differ from an iPhone as far as can they take pictures, typically; can those phones that you buy take pictures?

A. It would depend on the phone.

Q. Yeah.

A. Obviously, without a specific phone -- I mean, there's definitely phones out there, yes, a

lot of phones take pictures.

Q. That you could buy that are burner phones that could take pictures?

A. You can go to Walmart and purchase a phone that takes pictures.

Q. I've never done that, I didn't know. That's why I was asking.

CHAIRMAN BARNES: Can I follow up real quick? I've got one additional number.

REPRESENTATIVE EGGLESTON: Sure.

CHAIRMAN BARNES: While we're on that line of questioning, I don't want to get too far afield from it, I want to check and see --

REPRESENTATIVE EGGLESTON: Sure.

CHAIRMAN BARNES: Now we have a sixth number for you; is that a number associated with the phone.

THE WITNESS: I won't say it's associated specifically with the phone, but that's more likely a number I had listed for Mr. Greitens, I believe. It's the same phone number I have listed.

CHAIRMAN BARNES: Okay.

THE WITNESS: But I'm not going to say that's the phone number for the phone.

BY REPRESENTATIVE EGGLESTON:

Q. All right. So I'm pretty much done. It seems to me like we've got three possibilities here that are possible.

Based on your examination of the phone or what you figured out, it is possible that Mr. Greitens never took the picture in question, that's a possibility?

A. That's a possibility.

Q. You didn't find anything to refute that in your examination.

It is possible that he took the picture on the phone that you examined, he erased it that same day and then that space was overwritten over the last three-and-a-half or three-plus years with other data, software upgrades and so forth that to the point where you couldn't determine if that phone had actually taken the picture?

A. Correct. I have not been able to determine that phone took a picture.

Q. Okay. And it's also possible that he took the picture with a different phone than the one that you analyzed?

A. Sure.

Q. Okay. I appreciate you answering all

the questions --

A. No problem.

Q. -- and helping us with that information. Thank you.

CHAIRMAN BARNES: I want to make a clear record, too. So there's five phone numbers shown between Representative Eggleston and myself regarding phone numbers of Mr. Greitens. One of those five numbers you indicated was associated in some fashion with the device you reviewed; is that fair to say?

THE WITNESS: No, that -- that's a phone number I have listed for Mr. Greitens.

CHAIRMAN BARNES: Okay.

THE WITNESS: It's not necessarily specific to that particular device.

CHAIRMAN BARNES: Okay. So, you know, if we've got five different phone numbers, it could have been -- is it possible to have two phone numbers for the same device.

THE WITNESS: You could.

REPRESENTATIVE EGGLESTON: You could have a mobile voice number that's tied to the phone.

CHAIRMAN BARNES: It's possible that five different phone numbers means you have five

different devices?

THE WITNESS: Sure.

CHAIRMAN BARNES: Okay. Thank you.

Representative Trent?

EXAMINATION

BY REPRESENTATIVE TRENT:

Q. Thank you for being here today. Let me make just one quick note.

Okay. So to begin with, and it seems like we've had several different hypothetical scenarios here about the realm of infinite possibilities, what could happen. I mean in the realm of infinite possibilities, you could have a team of engineers go through zero and one and write the whole programming system and write all the data for a phone, in theory, correct?

A. True.

Q. So we're talking about data, which is infinitely malleable, but just because the possibility of infinite malleability exists, sometimes that gets to the point like an asteroid hitting like, yeah, we could all be wiped out in the next five minutes, but that doesn't mean it's probable or likely, and it certainly doesn't mean that there's any evidence that that has occurred.

Would you say that's a fair statement?

A. That an asteroid is going to hit?

Q. Right, or that any of these infinitely malleable hypotheticals could potentially have occurred; just because it's out there in the realm of possibility doesn't mean it's probable or that there's any evidence that it happened.

So -- okay. So the benign photos that were on the phone, those were not photos of KS, correct?

A. That is correct.

Q. And, in fact, there's no evidence that there are any photos of KS on the phone, correct?

A. That is correct.

Q. Okay. And the photos that were on there for the date, just for clarification, you said if someone texted a photo to a person, that it would have the date that it was taken on, whatever device it was taken on would be the date reflected in the phone, not the date they received it?

A. In the database that I was referencing.

Q. In the database, and would that be true also if they got it from Facebook or the internet or just anywhere it came from?

A. It could be a different time stamp

depending on the acquisition of the image. So, I mean, depending where they're getting it from, so, yeah.

Q. So -- so that doesn't really tell us anything about when -- when or where the photo was taken?

A. That's correct.

Q. Okay.

A. I mean, it would tell you the date and time would be date and time associated to the photo --

Q. Uh-huh.

A. -- creation.

Q. Right.

A. But not necessarily when, where -- or not how or where it was.

Q. So in your review of this phone, you didn't find any evidence that any photos were taken, deleted or transmitted on that date in question; not affirmative evidence to show?

A. Correct. Yes.

Q. Okay. Now, there's also some speculation about apps that could have been used, but you didn't find any evidence that an app was used to delete any photo artifacts on the phone, did

you?

A. No, I didn't observe anything.

Q. Okay. And you didn't see any hint of a sophisticated photo deleting or manipulating app on the phone?

A. No.

Q. And in your experience, if that kind of app was on the phone and was being used, would it have left traces that you could have identified?

A. Not necessarily.

Q. Not necessarily?

A. It depends. You're -- whenever you're talking hypothetical about apps and specific programs, I have a hard time giving you a specific answer because it's very dependent upon the specific app and the specific program because they all function a little bit differently.

Q. So there's so many apps out there?

A. There is a large number of applications.

Q. But you saw no evidence of such an app being used?

A. That's correct.

Q. Okay. And if such an app had been used, do you think it would have affected a lot of

the artifacts that were left on the phone? I mean, how -- let me ask it this way: Did you find a large number of photo artifacts on the phone?

A. I think we found 16,000.

Q. 16,000?

A. Yes.

Q. And if such an app were being used, do you think it's likely that there would be 16,000 artifacts remaining on such a phone?

A. It would depend on how the function -- what they were doing with the particular app, but, I mean --

Q. Unlikely; is that fair enough to say? I mean, I don't want to try to put words in your mouth if that's not a fair statement.

A. It would really depend on what they're doing with a particular app.

Q. Okay.

A. So if I'm deleting one photo, deleting 1000 photos, that is a very different type of functionality with a particular app, and you're talking about an app that is --

Q. Okay.

A. -- a hypothetical and not a --

Q. So, again, just no evidence.

A. That's correct.
Q. No evidence in the affirmative that such a thing was happening, okay.
Did you see any evidence of a Confide app on the phone that you reviewed?
A. Yes.
Q. And do you know when that would have been placed on that phone?
A. No.
Q. No evidence of when that would have occurred?
A. That was beyond the scope of the information I was looking at. I did check for information pertaining to conversations and photos, but I can't tell you --
Q. When or anything?
A. That was beyond the scope and beyond what I reviewed.
Q. Okay. Fair enough.
Now when you reviewed the phone, was it at or near storage capacity?
A. I don't believe so.
Q. Because earlier we discussed in one of the earlier lines of questioning that, you know, when phone data is updated, that it might override

if it were close to storage capacity, but you don't think that it was near storage capacity?

A. No.

Q. Okay. Did you see any evidence that there were multiple phone numbers associated with this device?

A. No.

Q. Okay.

A. Again, I would just say no, I didn't see any evidence, that's correct.

Q. No affirmative evidence, okay.

Now, did Apple turn over any of the Cloud data that -- that would have been associated with this device?

A. I wouldn't know that answer. I was not asked to analyze any Apple data, nor do I have any Apple data in my possession.

Q. So that's beyond the scope of your investigation here?

A. That was not given to me to review or analyze. I don't know who would have done that.

Q. Okay. Now, you also mentioned earlier that you conducted examinations of two other witness phones that are associated with this, with the PS and KS's phones?

A. That is correct.

Q. I have with me here some excerpts from those reports, and I would like to present them to you and see if you could authenticate that these, in fact, came from the reports.

REPRESENTATIVE TRENT: And with the chairman's permission, I'd like them entered into evidence for the committee.

CHAIRMAN BARNES: Can you distribute it?

REPRESENTATIVE TRENT: I have copies.

CHAIRMAN BARNES: Can we make copies for the committee? Let's have the committee have the opportunity to review them first.

REPRESENTATIVE MITTEN: How many pages is this?

REPRESENTATIVE TRENT: It will be five pages.

REPRESENTATIVE MITTEN: We're going one page at a time.

REPRESENTATIVE TRENT: Each page is an individual page.

REPRESENTATIVE MITTEN: Mr. Chair, this hasn't been redacted.

CHAIRMAN BARNES: How many pages do we

have total?

REPRESENTATIVE TRENT: Five.

CHAIRMAN BARNES: Representative, I want to make sure that we've got all this. I think I have duplicates here.

REPRESENTATIVE LAUER: Mr. Chair, I would ask that we hold off on this because there's no reference in here where this came from, when it was obtained, anything about this.

REPRESENTATIVE TRENT: I believe they're in the other two reports, so the whole point is while he's here today to have him authenticate --

CHAIRMAN BARNES: Gentlemen, let me ask you something, because we've been told that we can't receive anything from defense counsel.

Do you care to share where you received this from?

REPRESENTATIVE TRENT: Defense counsel.

CHAIRMAN BARNES: Can you state that for the record?

REPRESENTATIVE TRENT: Yes, we received this from the counsel for defense.

CHAIRMAN BARNES: You mean you received this?

REPRESENTATIVE TRENT: I received it,

but it's for the committee.

CHAIRMAN BARNES: I understand, but my concern is -- and I would like an opportunity -- maybe we'll take a little break to review it.

My concern is that defense counsel told us no such records could be provided to any member of the committee because of a Court order, and now we have a committee member who has been provided with records from the case.

Ms. Nasser, can you explain why Mr. Dowd said no such records could be made available and now today we have a document that was made available to a member of this committee after we have subpoenaed them and requested them for months?

Ms. Nasser, can you answer that question?

MS. NASSER: I'm happy to take a break with the chairperson.

CHAIRMAN BARNES: I have no problem, I want to look at the evidence. What I do have a problem with, Ms. Nasser, is repeated assertions from Mr. Dowd that no such evidence could be provided to anyone, and now all of a sudden a document pops up that he said earlier this week could not be provided and then repeated it

yesterday.

Are you aware that this was provided to a member of this committee?

MS. NASSER: I'm happy to take a break with you, Mr. Barnes.

CHAIRMAN BARNES: I'm interested in an answer now, Ms. Nasser.

And I don't blame you, Representative, you were provided with a document, but we've been trying to get documents for months; is that correct, Representative Austin?

REPRESENTATIVE AUSTIN: Yes.

CHAIRMAN BARNES: Is that correct, Representative Phillips?

VICE-CHAIRMAN PHILLIPS: Yes.

CHAIRMAN BARNES: Is that correct, Representative Mitten?

REPRESENTATIVE MITTEN: Absolutely.

CHAIRMAN BARNES: Is that correct, Representative Lauer?

REPRESENTATIVE LAUER: Absolutely.

CHAIRMAN BARNES: And we were told Monday and Tuesday you couldn't give them to us.

REPRESENTATIVE TRENT: Perhaps something has changed since then that we're not

aware of, and so I think maybe it is a good suggestion for us to take a break and get to the bottom of what actually is going on.

REPRESENTATIVE MITTEN: Excuse me, Mr. Chair, didn't we just have a discussion with Mr. Dowd about this yesterday?

CHAIRMAN BARNES: We had a discussion yesterday in which he said yesterday that no such documents could be provided.

And, Representative, I don't want -- we can have a discussion offline about when you received them, but yesterday Mr. Dowd was standing approximately to the right of where the witness was yelling at me about the fact that the Court order said he couldn't give -- provide any such documents, and yet here we are.

And in addition to that, we have -- I want to distribute for the committee right now -- go ahead and hand these out -- this is a subpoena to the Governor for production of documents that went to Mr. Dowd, and the letter on the top is dated May 24th. There are essentially boilerplate objections to much of what we requested, and, for example, request number 1, it's on page -- it's on the second sheet as you look there, says: We

requested all communications, including written communications and text messages between Eric R. Greitens and KS. We know it was previously requested by the committee on February 28th, 2017, three months ago.

And there was an objection, and then there's an answer: The respondent is prohibited from producing these documents pursuant to Judge Burelson's March 8th, 2018 order stating that no discovery depositions, items of discovery or evidence will be secondarily distributed in person not employed by or working directly for the parties' legal team. That's the Court order.

Ms. Nasser, can you come and speak to the committee?

MS. NASSER: I would like to take a break.

CHAIRMAN BARNES: We are not taking a break right now. I would like for you to answer the questions. You are here on behalf of Governor Greitens. We received yesterday an objection to a request for documents that were discovery in this case. A lot of objections. We saw Mr. Dowd stand to the right of where the witness is sitting right now and yell at me because he said no such documents

can be produced, and yet today, magically, such documents are produced. And not all of them, but documents that were given to this witness -- to a committee member. Are you refusing to speak to this committee?

MS. NASSER: Mr. Barnes, I am respectfully requesting that we take a break.

CHAIRMAN BARNES: I am not allowing for a break right now. You are here on behalf of Mr. Greitens, Ms. Nasser. Will you please take a chair?

MS. NASSER: Mr. Barnes, I am here to treat this entire committee with respect and I would like to speak for a moment.

CHAIRMAN BARNES: Do you believe --

MS. NASSER: Mr. Barnes --

CHAIRMAN BARNES: -- it is respectful for a member of your team yesterday to yell at me for suggesting that he should provide us documents and saying that he cannot do that thing, and then the very next day provide documents that yesterday he said he couldn't provide?

MS. NASSER: Mr. Barnes, I respect this entire committee and the work that they are doing. I was a federal prosecutor in Chicago for 13 years and I would only ask that I be treated with the same

respect that I am treating this committee. I was not here yesterday, as you know, and I am respectfully requesting that we take a brief break so that we can come to a resolution and then we can come back in here. That is all I'm asking, Mr. Barnes.

CHAIRMAN BARNES: Here's what I am going to request. We can take a brief break.

MS. NASSER: Thank you.

CHAIRMAN BARNES: But I am requesting that Mr. Greitens and your team provide us with every document associated with the review of this phone and any other device involved in this rather than cherry-picking evidence to provide to members of this committee after we have dually subpoenaed your client, and your partner told us yesterday, yelled at the chairman, yelled at me, and said he couldn't provide them, and yet magically they are here. That's offensive to this committee. It's offensive to this process. I don't blame Representative Trent for having them, they were provided, but we've asked for them as a committee since February.

Let's take a break for 20 minutes. Is that sufficient? And I would actually -- I want to

vote to go into a closed session of the committee.

REPRESENTATIVE MITTEN: Mr. Chairman, before we do that, I would just like to make a brief comment, which I understand we have some new members here, but for those of us that have been here since day one, we made some specific -- very specific review of what we did have and made some very specific decisions to no longer accept cherry-picked evidence. I believe that we even referenced that in our report after much discussion, and I feel that no matter what discussions you may engage in during this break with counsel for the Governor, personally, and I think I do believe I speak on behalf of some of the other members of this committee, we have already made a determination as a committee that we will not accept cherry-picked evidence, period. And for that reason, I strenuously object to the distribution or the admission of these documents at this time.

If we were to receive complete responses from the Governor's team, I would be more than happy to change -- to review that and revisit this. But we have already determinately made a decision that we will not accept cherry-picked evidence and I do not see any reason why that should

change at this juncture. Thank you.

REPRESENTATIVE TRENT: Mr. Chairman, if I could just make a brief response to that?

CHAIRMAN BARNES: I don't think it was an attack on you.

REPRESENTATIVE TRENT: I understand it wasn't an attack on me, and I didn't take it as such, but I believe that the evidence that is here before the committee today is highly probative to the nature of what has occurred in this situation, and I don't believe that this committee should ever refuse to accept highly probative information if we are trying to get to the truth and the whole truth. So I understand the lady's objections, but I object to the objection.

CHAIRMAN BARNES: Gentlemen, the problem with what you just said is if we're trying to get to the truth and the whole truth, and the whole truth requires production of all of the evidence, not just that stuff which is cherry-picked, and I'm not saying we won't accept this as evidence eventually, but we have subpoenas for production of documents out there, documents that we have requested for three months, Ms. Nasser, three months, and Mr. Dowd had the audacity to stand

there and yell at me and say that he couldn't provide them to any third party yesterday, and today we have a series of documents that he said he couldn't do it because of a Court order. Mr. Dowd lied Monday to this committee, he lied Tuesday to this committee, he lied Wednesday to this committee. I am tired of your team playing games with this. We have 35 requests for production of documents. You have objected to the vast majority of them, many of them saying you can't provide them, and now there's a subset that was -- that was provided.

Representative Phillips?

VICE-CHAIRMAN PHILLIPS: Mr. Chairman, I'm absolutely going to agree with our ranking member, Representative Mitten. We did, prior to taking on any additional members, we certainly did come to that agreement that we would not accept little pieces of information here and there, and I suspect this is absolutely playing right into the defense's hands here without -- just a glance at this first sheet tells me that.

So I say let's get all the evidence and then we'll consider it without taking little pieces here and there that they want to dictate what the committee looks at and what they don't.

CHAIRMAN BARNES: Mr. Koberna, man, you really didn't realize what you were going to get called in for. You testified earlier that you didn't -- you didn't have this set up.

What are your available dates next week? I'm sorry.

THE WITNESS: That's fine. I can make myself available. It's better next week than the following. I'll be out of town the following week.

CHAIRMAN BARNES: Ms. Nasser, can you come to the seat? Are you going to object to a subpoena that we sent him for all documents relating to the search he did of any of the phones?

MS. NASSER: Mr. Barnes, I'll take that into consideration and consult with my team and our client.

CHAIRMAN BARNES: Okay. You have 20 minutes. I expect an answer in 20 minutes on whether you're going to object to our subpoena to Mr. Koberna to produce all evidence for us. We will be back --

REPRESENTATIVE LAUER: Might I?

CHAIRMAN BARNES: Yes, you may make a comment.

REPRESENTATIVE LAUER: Thank you, Mr.

Chair. I just wanted to comment that along with my colleagues, this, again, seems to be an approach to circumvent the entire process of this committee by not only providing cherry-picked information, but providing it to one specific person and not even having that information prior to this meeting where it is just sprung on us with an anticipation that this should just be part of information taken at face value. So I certainly agree that we should ask for all documentation. Thank you.

REPRESENTATIVE TRENT: One additional point of clarification, if I could. I, too, concur with the other members of the committee that we should have all the evidence available. My only point that I wish to clarify is that I don't believe we should turn away any probative evidence based on our concerns about how the rest of the process has unfolded. But I do agree that we should have all evidence in this matter available for the record.

REPRESENTATIVE MITTEN: May I respond?

CHAIRMAN BARNES: Thank you.

Yes, Representative Mitten?

REPRESENTATIVE MITTEN: And with all due respect to the gentleman from the Trent district, and this is just an unfortunate

circumstance that you haven't been here since day one. However, again, I think that I can speak on behalf of the entire committee that we have had too many instances where whether it's information given to this committee or information given to the press or to the media through public statements that is absolutely cherry-picked, and after this committee has had an opportunity to review all of the evidence, with the exception of the Governor's testimony, we have consistently and repeatedly and, indeed, I cannot think of a single instance where we have not concluded unanimously that the information was insufficient and indeed cherry-picked in such a way that it was not the truth and was not credible. And I don't see any reason why the members of this committee, certainly those of us that have been here from the get-go, would have reason or cause to think at this juncture this kind of thing would be any different than it's been every single time it's happened in the past.

So thank you, Mr. Chair.

CHAIRMAN BARNES: And just so we're not speaking in generalities, let me give the two most prominent examples off the top of my head.

The first prominent example is that in

response to receiving the circuit attorney's video that they received, the Governor's team made a public pronouncement that that video undercut everything that this committee had done in its report. The next day we obtained the video. The next working day in this building the committee reviewed the video. And the committee unanimously found that there was nothing in that video that undercut the committee's report. That's the first prominent example.

The second prominent example was the comment about the dream, this public comment about a dream. Now, we have the actual transcript of the deposition testimony, which we've read into the record, which makes very clear that witness one said that she did not remember seeing the phone in particular, and that she would not testify to that under oath because her memory of that was not strong enough, but nothing else that she said was in the nature of a dream, that she knew her memories were strong enough on everything else, other than the visualization of the phone, that she could testify to those things under oath.

Those are the two most prominent examples.

Let me give you a third example. We got a letter from Mr. Dowd when he knew that we were reviewing the circuit attorney's video, a letter that, by the way, violated the very Court order that he hides behind, and that letter claimed that PS had driven KS to the police department in Jefferson City on the morning that she spoke to our committee. Well, guess what, we know where PS was that morning, we've spoken to KS's lawyer, he picked her up, he drove her down. That was another cherry-picked claim that was a lie from Mr. Dowd.

And so, Representative Trent, I fully agree, we need anything that's probative, we need it, but this committee has experience with Mr. Dowd and this team that shows that their cherry-picked evidence cannot be trusted. This is the Show Me State. You want us to look at evidence, give it all -- give all of the evidence to us.

REPRESENTATIVE EGGLESTON: And a fourth example would be the pornographic bondage pictures that they claimed would be KS that obviously were not.

CHAIRMAN BARNES: That's a fourth example. I bet if we went through the entire transcript of this committee, Ms. Nasser, we could

find seven, eight, nine, ten examples of lies from your side.

REPRESENTATIVE EGGLESTON: Let me ask Representative Trent, this stuff that you're going to be bringing out, is it going to require, then, followup questions to Mr. Koberna?

REPRESENTATIVE TRENT: Well, that was the intention was to get him to verify that it is, in fact, authentic information that came from the phones that he reviewed, and then at that -- to lay the foundation that this is evidence that should be considered.

REPRESENTATIVE EGGLESTON: Well, I think we are blessed to have someone who is willing to testify in a nonpartisan, unbiased, you know, raw data.

REPRESENTATIVE TRENT: Absolutely.

REPRESENTATIVE EGGLESTON: So I hate to inconvenience him any more than we have to, but if we have to, we have to.

REPRESENTATIVE TRENT: I appreciate the gentleman's forbearance with the committee and the process.

CHAIRMAN BARNES: Mr. Koberna, if we were to provide you with a subpoena, and you know

what, if Ms. Nasser will consent today, I don't think we would need a subpoena to get these documents.

If we were to provide you with a subpoena for all the documents, how long do you believe it would take to produce them?

THE WITNESS: For the documents that I have in my possession, or the documents I submitted to the special master?

CHAIRMAN BARNES: All documents in your possession relating to your examination of this phone or any other account of Mr. Greitens or submitted to the special master, everything?

THE WITNESS: I could get to -- I'm trying to remember what all I gave to the special master, because it's all through pretty much e-mail.

CHAIRMAN BARNES: Everything that you have. So you just -- we want everything that you have. We are not going to cherry-pick evidence in this committee, Ms. Nasser, and you can tell Mr. Dowd that as well. And Mr. Dowd knows it because we've made that clear to him for a long time. In fact, we put it in a report and we unanimously agreed upon that as a committee.

I'm glad you remembered that,

Representative Mitten, because we did unanimously agree to it as a committee.

So how long for the entire --

THE WITNESS: The only reference I would say is I would contact Judge Callahan, the person who I've been entrusted by the Court to facilitate this, and let him make the ultimate decision with regards to all that. That would be my -- because he's ultimately in charge of the data and the contents. I don't have any problem giving you whatever you need.

CHAIRMAN BARNES: Ms. Nasser, do you have all of that information? Does your firm have all of that information?

REPRESENTATIVE MITTEN: Check with the special master.

CHAIRMAN BARNES: Yes or no?

MS. NASSER: Mr. Barnes, I am happy to talk with you --

CHAIRMAN BARNES: It's a fact question. Do you know the answer to that?

MS. NASSER: I'm not here to testify.

CHAIRMAN BARNES: It's a fact question.

MS. NASSER: And I would also appreciate if --

CHAIRMAN BARNES: Do you know the answer to the question, Ms. Nasser?

MS. NASSER: I would appreciate if you would not yell at me anymore.

CHAIRMAN BARNES: Ms. Nasser, I would appreciate it if your side would take this process seriously and stop playing games.

MS. NASSER: Mr. Barnes, I would appreciate if you would stop talking over me and stop yelling at me. You've been yelling at me for a very long time and I only met you for the first time about an hour ago. And I am happy to speak with you over a break and to entertain --

CHAIRMAN BARNES: We are not going to speak over a break.

MS. NASSER: Okay.

CHAIRMAN BARNES: We are going to speak on the record. You can call back to the office, you can answer the question of whether you are going to consent to the handing over of all of the evidence and not just the cherry-picked stuff that was provided to a member of this committee without knowledge of any other member of this committee and without being shared before this hearing today. That is the question.

So two questions: One, do you know the answer to the fact question of whether you have all of the data?

MS. NASSER: I'm not here to answer any questions. I am here as an observer. And we are not consenting to anything today.

CHAIRMAN BARNES: Is there a reason you are here today instead of Mr. Dowd? Did Mr. Dowd not want to be here when he had said yesterday that he couldn't give us evidence, and then today that evidence was going to magically -- evidence in that category was going to magically appear so that we couldn't talk to Mr. Dowd? Do you know, is Mr. Dowd in Jefferson City today?

MS. NASSER: Sir, I'm not here to answer your questions. I am here to observe.

CHAIRMAN BARNES: These are fact questions. Is Mr. Dowd --

MS. NASSER: I'm not here to answer any fact questions. I'm not here to be yelled at. I'm not here to be spoken over.

CHAIRMAN BARNES: We are not here to have one side of this process play games with us.

Is Mr. Dowd in Jefferson City today? Can he talk to this committee? Do you have -- if

you're saying you don't have authorization to make any such decisions, I understand. Is that what you're saying today?

MS. NASSER: I'm not saying that.

CHAIRMAN BARNES: Okay. You do have authorization?

MS. NASSER: I'm not saying that either. I'm saying I'm not here to answer questions.

CHAIRMAN BARNES: You are here on behalf --

MS. NASSER: I am speaking with respect and expect the same from you.

CHAIRMAN BARNES: Well, I'm sorry, but your team has not treated this committee with respect. Your team has not treated taxpayers with respect. We have asked for these documents for three months, three months, and now all of a sudden they just magically appear?

You refuse to answer any questions? Your team is going to refuse to answer any questions about whether you will consent to the production of all of documents associated with this?

MS. NASSER: I am not here to answer questions. I'm here to observe and I'm happy to

speak with you --

CHAIRMAN BARNES: Can you call Mr. Dowd and ask how long it will take him to get into this hearing room?

MS. NASSER: I'm not going to do that.

CHAIRMAN BARNES: So when Mr. Dowd goes out in the hallway and expresses disappointment about not being permitted to have further participation in this process, and now we are seeking his participation in this process or seeking answers from you, your answer is that you're not going to participate.

Thank you. Let's take a 25-minute break. I would like to -- I would like to have a closed discussion for a moment, and I so move.

REPRESENTATIVE MITTEN: Second.

CHAIRMAN BARNES: Mr. Secretary, please call roll.

MR. SCHEIDERER: Chairman Barnes?

CHAIRMAN BARNES: Aye.

MR. SCHEIDERER: Vice-chairman Phillips?

VICE-CHAIRMAN PHILLIPS: Aye.

MR. SCHEIDERER: Representative Mitten?

REPRESENTATIVE MITTEN: Aye.

MR. SCHEIDERER: Lauer?
REPRESENTATIVE LAUER: Aye.
MR. SCHEIDERER: Rhodes; Austin?
REPRESENTATIVE AUSTIN: Aye.
MR. SCHEIDERER: Pierson, Jr.; Eggleston?
REPRESENTATIVE EGGLESTON: Aye.
MR. SCHEIDERER: Trent?
REPRESENTATIVE TRENT: Aye.
MR. SCHEIDERER: Razer?
REPRESENTATIVE RAZER: Aye.
MR. SCHEIDERER: Eight.
CHAIRMAN BARNES: Mr. Nasser -- Ms. Nasser, you are correct, this is not a problem that you created, it is a problem that Mr. Dowd created. You happen to be the person from your firm here today representing them. I wish that Mr. Dowd were here to answer these questions.
We will be back at 12:30.
(Recess taken.)
CHAIRMAN BARNES: Okay. Let's go back on the record after a short hearing.
By the way, Representative Trent, I love the phrase infinite malleability. I did have that noted earlier that I'm going to use that at

some point on some thing.

We took a short break. We made a decision, the vice chairman is going to have a motion here in a moment. I want to apologize, Ms. Nasser did not come back, I want to apologize for some of my conduct towards her and I realize after, with a little time, that Ms. Nasser was set up as the person to be here sort of as a fall person for Mr. Dowd who did not show. And I think Mr. Dowd's conduct as an attorney this week and through the course of this matter raises some real questions about whether he's violating some rules of professional ethics, and Rule 4 in particular, and I want to say to the committee I am incredibly disappointed. In fact, I would go so far as to say I am in absolute shock. Maybe I shouldn't be. Maybe I'm too optimistic. Maybe I see things -- expect better from people and always hope to see the good side. But what happened today is really shocking for me after the screaming that Mr. Dowd did yesterday about not being able to provide these documents, and then we get objections to our request that say they can't provide them and then all of a sudden things magically appear.

Mr. Dowd, I know you're listening. You

are welcome to come back to this committee next week. We will have some significant questions for you and your conduct.

Mr. Vice Chair?

VICE-CHAIRMAN PHILLIPS: Thank you, Mr. Chair. Just for the record, if some of the rest of the committee members can come up with impressive words, that we will be in favor with you as committee members.

CHAIRMAN BARNES: Yes.

VICE-CHAIRMAN PHILLIPS: I'm going to work on that.

I'm going to make the motion --

CHAIRMAN BARNES: Hold on, hold on. Ms. Nasser is back and -- and so I apologized while you were not here, so I don't want to just apologize in absentia. I am sorry for any anger I directed towards you or frustration towards you. You are right. This is the first time you've been involved in this process. You were thrown into this. I am shocked at what has happened, at what has occurred after what we've been told, but it shouldn't have been hollering at you. So I apologize for that.

I did ask if you could see if you could get consent to -- that you -- consent to say you

would not object to a subpoena or to the production of all of the documents that he has relating to Mr. Greitens' phone, and we're not going to have this screaming match again, but I do want to ask the question: Have you received -- can you state your side's position on that issue?

MS. NASSER: I do have a statement from Mr. Dowd that I can read.

CHAIRMAN BARNES: That's fine.

MS. NASSER: So this is a message that I've been provided by Ed Dowd. He says: I am not in Jefferson City today, therefore I am asking Ms. Nasser to read the following from me.

We were led to believe that the circuit attorney's office had delivered to the committee all discovery that the circuit attorney possessed. As I sit here today, I have no reason to believe that is not true. That material would have included the documents provided this morning to Representative Trent. If the circuit attorney did not provide these documents, then that may actually raise a question as to why she provided some, but not all of the discovery which she possessed. Nevertheless, our provision of records to Mr. Trent was done with a belief that the committee already had this

material. As to the request for our consent to allow Mr. Koberna to turn over everything he obtained from the three phones in question, we cannot do so, but will be happy to work with committee as to what can be turned over that has not already been turned over. Much on the phones was kept from the parties because it was personal and totally irrelevant to the matters in question. Those things will need to remain protected for all three individuals, and I will be happy to come back to Jefferson City next week.

So that's from Mr. Dowd. And he is not in Jefferson City today.

CHAIRMAN BARNES: Thank you, Ms. Nasser.

MS. NASSER: And I do appreciate your apology because, as I said, I've been a federal prosecutor for 13 years and an attorney for 16. I've been before countless federal judges and other judges and I've never been in a proceeding where I've ever been spoken to like that in my life, and so I do appreciate your apology.

CHAIRMAN BARNES: And I mean it for you. I do not mean it for Mr. Dowd.

I want to comment on that because I

believe that we made clear in this committee that we weren't sure whether, in fact, we received everything from the circuit attorney's office because, for example, we were still searching and seeking out Volume 2 and we actively made the comments about that we weren't sure how organized they were to actually give us the files, and I believe that we had that discussion in public.

Does anyone else have a different recollection?

So the extent that Mr. Dowd makes that claim, I believe that he also knows that to be untrue.

Representative Razer?

REPRESENTATIVE RAZER: I was just going to ask if you could just explain what we just heard in nonlegal terms?

CHAIRMAN BARNES: I think what we just heard was that Mr. Dowd is determining that he is going to be the arbiter of what is relevant and what is not, and this committee is going to be the arbiter of what is relevant and what is not. We are going to subpoena all of the documents and we need to talk about this as a committee.

In an ordinary Court proceeding, and we

understand, Representative Trent, this is not a regular Court proceeding, this is not a Court proceeding at all, I believe lawyers that engage in this type of conduct would be sanctioned by a Court, and maybe sanctioned by the Missouri Bar, I don't know. That's separate and apart from what we do. But until we get all of the evidence, because of Mr. Dowd's pension for lying to this committee, we're not going to call this witness back in until we get all of the evidence. And I'm sorry that Mr. Dowd has spent the last three months lying to this committee and we've finally reached a breaking point, but do you know what you call someone who lies?

REPRESENTATIVE RAZER: A liar.

I would just -- if I could add, I've been on this committee for a week, I did not realize that being on this committee was going to require me to be on blood pressure medication because this is making me angry. I have read, seen, heard things in the last week that I'd rather not read, see or hear. We have had testimony in here from a self-proclaimed hillbilly from Butler County.

CHAIRMAN BARNES: Who lied the whole time.

REPRESENTATIVE RAZER: We had another attorney whose language was so colorful that I had to speak up yesterday. And then another attorney who seems to be representing them both, and it seems to me today that we have a Navy Seal and his legal team cowering in front of a Jefferson City attorney.

CHAIRMAN BARNES: Okay. Representative Phillips?

VICE-CHAIRMAN PHILLIPS: Thank you, Mr. Chair.

I make a motion that we excuse the witness. You'll be pleased to hear that, no doubt.

CHAIRMAN BARNES: Mr. Koberna, you really walked into it.

Start the motion again. I'm sorry for my -- so this is what -- this is the look I often get in the committee in which Representative Phillips is the --

VICE-CHAIRMAN PHILLIPS: Absolutely. Okay.

Once again, I make the motion that we excuse the witness. Mr. Koberna, thank you for being here today, and that we subpoena all the documents that you have in your possession, and when you return, that you return with those documents and

we will work with your schedule. We're not going to demand anything, but we would like that done as soon as possible.

THE WITNESS: I understand. I reached out to -- just so you're aware -- am I interrupting or --

CHAIRMAN BARNES: Let us --

VICE-CHAIRMAN PHILLIPS: Let us vote.

CHAIRMAN BARNES: Let us vote on the motion.

REPRESENTATIVE MITTEN: Can you speak up?

CHAIRMAN BARNES: You're speaking to scheduling.

THE WITNESS: Scheduling, and also I've reached out, just so you know, during the break to Judge Callahan, the master of the documents -- or master of everything, he's reaching out to Judge Burelson in order to get clarification on how we can get you the information that you're requesting. So that is the path I'm taking because that's who I answer to in this particular case, and I don't want to overstep their bounds or legal proceedings they have going on.

CHAIRMAN BARNES: We fully appreciate

your position and that you have been thrust into this, that you had no idea what you were getting into on day one, and now you're in like day 90 and you've got a special master and you've got a house committee and you've got a Judge in St. Louis and you -- there's a lot of -- a lot more parties you're dealing with than normal.

THE WITNESS: I understand.

CHAIRMAN BARNES: So we appreciate your position.

VICE-CHAIRMAN PHILLIPS: If everyone is okay with the motion I make, then I renew the motion.

CHAIRMAN BARNES: Should we vote -- do you want to take a roll call?

Mr. Secretary, please call the roll.

MR. SCHEIDERER: Chairman Barnes?

CHAIRMAN BARNES: Aye.

MR. SCHEIDERER: Vice-chairman Phillips?

VICE-CHAIRMAN PHILLIPS: Aye.

MR. SCHEIDERER: Representatives Mitten?

REPRESENTATIVE MITTEN: Aye.

MR. SCHEIDERER: Lauer?

REPRESENTATIVE LAUER: Aye.
MR. SCHEIDERER: Rhodes; Austin?
REPRESENTATIVE AUSTIN: Aye.
MR. SCHEIDERER: Pierson, Jr.; Eggleston?
REPRESENTATIVE EGGLESTON: Aye.
MR. SCHEIDERER: Trent?
REPRESENTATIVE TRENT: Aye.
MR. SCHEIDERER: Razer?
REPRESENTATIVE RAZER: Aye.
MR. SCHEIDERER: Eight to zero.
CHAIRMAN BARNES: Okay. Now, some of these announcements. We have Michael -- witness, you are excused.
REPRESENTATIVE MITTEN: You can stay, you can go. It's up to you.
CHAIRMAN BARNES: Do you have a business card that you can leave so we make sure we have all of your contact info so we can coordinate on a time?
REPRESENTATIVE MITTEN: Reluctantly.
CHAIRMAN BARNES: Yeah. So the plan for Tuesday, we have finished reviewing the first round review of the 32,000 documents. There's a PDF file, I believe, that the Alex's have; is that

correct?

REPRESENTATIVE MITTEN: I believe so.

CHAIRMAN BARNES: That we'll ask them to send the PDF file around. On Tuesday we have Mr. Hafner (sp), we've talked about some of the documents he has, we're calling him again to testify. He can authenticate those documents that we -- and we can ask him some questions about those.

I'm not sure if -- I highly doubt that Mr. Koberna is going to be available on Tuesday, but if he is, maybe we can -- maybe we can do that.

I would also -- I think it also is relevant for people to know that we have subpoenaed Mr. Greitens to appear on Monday, June 4th, 2018. We have subpoenaed witness one to appear again on June 5th, 2018.

Ms. Nasser, we would kind of like some idea for scheduling purposes, we are trying to work out a time for Mr. Austin Chambers to appear. There's a negotiation on times. We have sent him a subpoena as well. He is out of state. It's harder to deal with out-of-state subpoenas and actually get them properly served, but there's currently a negotiation going on about what day he would be there, and so it would be helpful for our schedule

if we would know before Monday, June 4th, if Mr. Greitens is, in fact, going to testify on that day so that we would know if that's a day available for Austin Chambers in his absence.

Ms. Nasser, do you know at this moment in time if he's going to testify?

MS. NASSER: I don't know.

CHAIRMAN BARNES: Okay. The answer -- for the record, the answer was: I don't know.

I think I'm going to get the same answer. Do you have any idea as to when a decision will be made on that?

MS. NASSER: I don't know.

CHAIRMAN BARNES: Okay. I don't know. But I want to make sure that Mr. Dowd, I'm sure, is watching again, and so, Mr. Dowd, the question is out there for you.

From the very first day this committee was formed, it has endeavored to find out the truth, the whole truth and nothing but the truth. Since that first day, Mr. Dowd promised to cooperate. This is a two-way street. We need documents, not stonewalling from Mr. Dowd. We need Mr. Greitens to appear and testify under oath before this committee. There have been reports that he's been talking to

members of the house about various events, and if he is capable of doing that, he is capable of coming to this committee and testifying under oath. That's what we're after, the truth. And in order to get the truth, we need to hear from both sides. And if one side refuses to participate and refuses to provide any documents pursuant to lawful subpoenas that were sent to them, we're going to proceed without them because that's all we can do.

We've extended this offer every single day. We are in our 88th day, and we are still waiting for Mr. Greitens to testify.

Witness one has testified under oath, I believe, five times, once before this committee, and I believe four times in the case in the City of St. Louis. There's also an additional video of her, so six times.

REPRESENTATIVE MITTEN: Seven, twice through grand jury, three depositions here and video.

CHAIRMAN BARNES: Seven times. Seven times. We called her back as a witness.

VICE-CHAIRMAN PHILLIPS: May I interject?

CHAIRMAN BARNES: Yes, you may

interject.

VICE-CHAIRMAN PHILLIPS: Well, Mr. Chairman, as you know and the committee knows, for 28 years I was a Missouri State Trooper and I had the opportunity to interrogate, if you will, to question a number of witnesses, if not thousands through the years, but certainly hundreds and hundreds. It's always been my observance that those that don't have anything to hide are more than willing to speak with you. Those that do have something to hide are very reluctant to speak to you, and that's just all I wanted to say based on my background and experience in that particular area. Thank you.

CHAIRMAN BARNES: Thank you, Mr. Chairman.

She has testified seven times. Mr. Greitens has refused to go under oath. And yet Mr. Dowd insists that we call witness one back for an eighth time and won't say whether his client is going to show up and testify for the very first time. We seek the truth. Mr. Dowd, please have your client come testify.

With that, we are adjourned until Tuesday -- we are going to cancel Saturday. There

will be no Saturday hearing. Are we noticed up for Tuesday at 8:00?

MR. SCHEIDERER: 10:00.

CHAIRMAN BARNES: I was -- I was just about to say for those driving in from elsewhere, we we're going to move it back to 10:00, so we're noticed up for Tuesday at 10:00. I hope everyone has a nice, enjoyable, relaxing Memorial Day weekend.

(The House Special Investigative Committee on Oversight hearing was concluded at 12:52 p.m.)

CERTIFICATE

I, Sarah A. Davison, a Certified Court Reporter, within and for the State of Missouri, do hereby certify that I appeared at the time and place first hereinbefore set forth, that I took down in shorthand the entire proceedings had at said time and place, and that the foregoing constitutes a true, correct, and complete transcript of my said shorthand notes.

_____

Sarah A. Davison
CCR #1397-MO #1589-KS

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Tuesday, May 29, 2018
Morning Session

State Capitol Building
201 West Capitol
House Hearing Room 5
Jefferson City, Missouri 65101

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson Jr.
Representative J. Eggleston
Representative Greg Razer
Representative Curtis Trent

Also present:

Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alixandra Hallen, Minority Counsel

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SPECIAL INVESTIGATIVE COMMITTEE - AM

(May 29, 2018)

CHAIRMAN BARNES: All right. Call this hearing of House Special Investigative Committee on Oversight to order. Mr. Secretary, please call the roll.

SECRETARY CURCHIN: Representative Barnes.

CHAIRMAN BARNES: Here.

SECRETARY CURCHIN: Representative Phillips.

REPRESENTATIVE PHILLIPS: Here.

SECRETARY CURCHIN: Representative Austin.

REPRESENTATIVE AUSTIN: Here.

SECRETARY CURCHIN: Representative Eggleston. Representative Lauer.

REPRESENTATIVE LAUER: Here.

SECRETARY CURCHIN: Representative Mitten.

REPRESENTATIVE MITTEN: Here.

SECRETARY CURCHIN: Representative Pierson Jr. Representative Razer.

REPRESENTATIVE RAZER: Here.

SECRETARY CURCHIN: Representative Rhoads.

REPRESENTATIVE RHOADS: Here.

SECRETARY CURCHIN: Representative Trent.

REPRESENTATIVE TRENT: Here.

SECRETARY CURCHIN: Quorum established.

CHAIRMAN BARNES: We have a quorum as

previously announced. Alix with an "i" is making copies of documents that are going to be exhibits. A lengthier version of the same, I don't think it's much lengthier, was sent to everyone yesterday and I just want to make sure everyone has the exact same packet of documents from which I'm working, which is a subset of what was e-mailed out last night. We will stand at ease until Ms. Hallen returns.

I apologize for my legislative time this morning. So if others become -- get on legislative time and the Chairman chastises them, well, there's not much room for the Chairman to chastise legislative time any more after this morning.

(Off the record.)

CHAIRMAN BARNES: Let's become formal now. We are officially in session. Mr. Hafner is here again this morning. Mr. Hafner, thank you for being here. Why don't you come on up and take the witness stand. The Committee appreciates your patience with the Chair. Can you raise your right hand?

(Witness sworn.)

MICHAEL HAFNER, being sworn, testified as follows:

QUESTIONS BY CHAIRMAN BARNES:

Q. Can you state your name?

A. Michael Hafner.

Q. And Mr. Hafner, this is not the first time that you have testified before this Committee; is that correct?

A. That is correct.

Q. Have you reviewed your testimony from the first time you came before this Committee?

A. I have.

Q. And is there any statement you made previous to this Committee that you would like to retract at this time?

A. No, there's not.

Q. Do you affirm that everything you said previously was truthful?

A. Yes.

Q. Okay. So for other members of the Committee, if other members of the Committee would like to go back to previous testimony, feel free to do so. I'm not going to go back on those grounds, but I want to make clear at the outset feel free to do so.

I'm going to be sending Representative Austin up to you on a frequent basis. And so the first document I'll have him --

CHAIRMAN BARNES: Do we know what document we're on, Bryan?

MS. HALLEN: I just numbered these. So we'll

be on 76.

CHAIRMAN BARNES: We are on 76.

BY CHAIRMAN BARNES:

Q. Representative Austin is handing you what's been marked as Exhibit 76 which is a Greitens for Missouri strategy session. Should be a two-page document. Do you recognize this?

A. I do.

Q. And what is this?

A. This is an agenda for a strategy meeting that was held at the Greitens for Missouri office in the central west end in January of 2015. The date is wrong on the top.

Q. The date is incorrect on page 1. It's actually 2015?

A. Correct.

Q. Okay. I now direct Mr. Austin hand you what we're going to mark as Exhibit 77.

REPRESENTATIVE AUSTIN: That would be Hafner Bates stamps 4 and 5?

CHAIRMAN BARNES: Hafner Bates stamps 4 and 5, correct.

BY CHAIRMAN BARNES:

Q. Do you recognize this? And let me in addition to 4 and 5, the next which is 6, Hafner 4, 5 and 6

should be attached to what we've marked as 77. Okay. And so do you recognize this?

A. I do.

Q. And what is this?

A. This was one of the first meetings we had with Mr. Greitens and his staffer Dave Whitman in early 2014 to discuss a potential run for office.

Q. And was it known at that time what the run for office was going to be?

A. It was not.

Q. And what was on the potential table for the run for office?

A. At the time, we believed that every state-wide office and other offices too were on the table.

Q. Based on your meeting, did you come to a belief as to whether Eric Greitens was going to be a candidate for some office in Missouri?

A. Yes, you can say that.

Q. And what was the conclusion you reached based on this meeting?

A. Based on this meeting, as well as the previous meeting we had with him, we knew that he was serious and we knew that he was planning to run for office in 2016.

Q. Would you say at that point in time it was a certainty -- that you believed it was a certainty he was

going to run for office or was this still something in consideration?

A. I wouldn't say 100 percent certainty, but it seemed that his mind had been made up on running.

CHAIRMAN BARNES: Okay. I'm now going to ask Representative Austin to hand you what he's going to mark as Exhibit 78 which should be Hafner 13, Hafner 14, Hafner 15.

BY CHAIRMAN BARNES:

Q. Mr. Hafner, do you recognize this document?

A. I do.

Q. And what is that document?

A. This was correspondence between myself and the managing director of Greitens Group, Dave Whitman, discussing a meeting that we had set Eric up with to meet a group of donors in March of 2014.

Q. Were those major donors or small-time donors?

A. Major donors.

Q. And did you attend that meeting?

A. I did not.

Q. Did Mr. Greitens --

A. Yes.

Q. -- attend that meeting? The e-mails here are from February 27, 2014. Do you know when approximately that meeting occurred?

A. I do not know the exact day. I know the meeting time for this group is specifically on a certain day of the month. At the time, I think it was on a Thursday. In the e-mail, it's listed as March 13. I don't have any reason to believe it wasn't on March 13.

Q. Okay. And for the Committee's knowledge, the plan before publicly releasing these is to redact personally identifiable information of other participants in the meeting which would -- and e-mail addresses of people who are witnesses who otherwise -- whose names otherwise would not be redacted; does that make sense?

A. Okay.

CHAIRMAN BARNES: Representative Austin, can you do now Hafner 17 --

REPRESENTATIVE AUSTIN: The next document in the package you gave us is actually 16. So we are kind of going out of order there.

CHAIRMAN BARNES: That's right.

REPRESENTATIVE AUSTIN: Exhibit 79 will be Hafner Bates stamp 17.

BY CHAIRMAN BARNES:

Q. Mr. Hafner, do you recognize this document?

A. I do.

Q. And let's be clear with the Committee. All of

these documents were requested pursuant to a second subpoena that the Committee sent to you; is that correct?

A. That is correct.

Q. Seeking documents about fundraising relating to Mr. Greitens?

A. Correct.

Q. Okay. And what is this particular document?

A. This was another meeting that I set up for Mr. Greitens to attend with a group of -- with a group of donors in March of 2014.

Q. Were these major donors or minor donors?

A. Major donors. They did -- Later on in the campaign they did end up contributing a pretty large amount to his campaign.

Q. Did you attend this meeting?

A. I did.

Q. And can you describe what happened in that meeting?

A. This was an introductory meeting for Eric to be introduced to a number of influential donors in Missouri, and again it was going -- kind of going through his bio and his future plans on running for office. At the time, I don't think he specified a particular office that he was running for, but it was

essentially just an introductory meeting.

Q. Did he say he was going to run for office?

A. In this meeting, and other meetings, he always said that he wanted to run for an office where he would have an impact, and for him that was always governor or lieutenant governor.

Q. Did he say anything about fundraising at that particular time or at any point in the future during this meeting?

A. During this specific meeting, I don't recall anything about specific fundraising.

Q. I mean obviously he wasn't taking donations?

A. Correct.

Q. Okay. Was there any ask for support or was the meeting go in vague terms about plans?

A. At this time, it was all very vague. To my recollection, he was still involved with The Mission Continues quite a bit but in a transition period where he was transitioning out. So it was very vague in this specific meeting. I don't recall discussing any fundraising or anything like that specifically asked.

CHAIRMAN BARNES: Representative Austin, if you could hand the witness what's been labeled Hafner 16 and let's mark this as Exhibit 80.

BY CHAIRMAN BARNES:

Q. Do you recognize this?
A. I do.
Q. And what is this?
A. This came out of a meeting that we had with Mr. Greitens. They had wanted the contact information for a researcher to do an inoculation file on Eric to determine his vulnerabilities as a candidate, and so I reached out to a vendor who I had worked with in the past on a number of races for contacts. He had connected me with this gentleman, and I forwarded the contact information on to Mr. Whitman for them to follow up on.
Q. Was this ever done? Let me give you a time frame. Okay. Obviously at some point in time they probably did research like this. Do you know if this was done in 2014?
A. I do not know. I don't believe that it was but -- and I say that just because when I was working as a contractor for him working out of his office they were in discussions with another researcher at that time too.
Q. Okay. So that's the basis of your belief that it had not been previously done because it wouldn't make sense for them to be talking about doing a second round of it?
A. Correct.

CHAIRMAN BARNES: Representative Austin, Hafner 19, 20 and 21, can you mark that as Exhibit 81, and I'll let folks catch up who are on the computer, Representative Rhoads.

BY CHAIRMAN BARNES:

Q. Do you recognize this?

A. I do.

Q. And what is this?

A. This was information about a meeting that we set up for Eric and his team in the summer of 2014 where we included a number of Missouri-based political consultants and some national consultants and potential vendors for a campaign.

Q. Did you attend this meeting?

A. I did.

Q. And if we could go down here, I want to ask you, so you had a researcher there?

A. (The witness nodded his head.)

Q. Did he actually attend?

A. Yes.

Q. You had a demographer there. Did he actually attend?

A. Yes.

Q. You had a media buyer there for a potential campaign. Did he attend?

A. Yes.
Q. You had two political consultants there. Did they attend?
A. Yes.
Q. You had a pollster listed here. Did that pollster attend?
A. Yes.
Q. And is that a national pollster?
A. Yes.
Q. Okay. So this isn't the guy next door. And then you had Mr. Greitens' staff member at the Greitens Group was there; is that correct? Did he attend?
A. Correct.
Q. And then there were further staff members associated with you. Did those folks attend as well?
A. They did.
Q. And then there's a name here of a political type person under others. Did that person eventually attend?
A. To my recollection, yes, he did.
Q. Okay. And what was discussed at this meeting?
A. It was essentially going through all the different departments of a campaign basically laying the groundwork for a pending campaign, going through the different areas, whether opposition research,

grassroots. I don't recall fundraising being a topic of discussion there. But each of these individuals that you mentioned, they put together presentations for Eric and his wife and allowed themselves to address any questions that they had about running for office. The demographer obviously had a bunch of historical analysis put together on different races and previous campaigns, as well as just the voter demographics of the state.

Q. So there were 14 people at this meeting approximately?

A. Approximately. I believe this is the full list.

Q. Did you rent a room?

A. Yes.

Q. Did that room cost money?

A. So it was actually at a hotel of a donor. I don't know if we -- if they comped the room or not. I don't recall.

CHAIRMAN BARNES: Okay. If we could, Representative Austin, if you could mark 27 and 28 as Exhibit 83.

Mr. Hafner, what's the exhibit marked in front of you right now that we just reviewed?

THE WITNESS: 81.

CHAIRMAN BARNES: 81. We are on 82, you're

correct. Thank you, Representative Austin.

REPRESENTATIVE AUSTIN: Just doing my job, sir.

BY CHAIRMAN BARNES:

Q. Do you recognize this?

A. I do.

Q. And is this the meeting agenda for the meeting you just discussed?

A. This is a meeting agenda for a meeting that was -- I believe it was a follow-up meeting to the meeting that we had previously discussed.

Q. So this was a separate meeting?

A. It was a separate meeting right after the vendor meeting that we had.

Q. Okay. If you look at page 2 here which is labeled as Hafner 28. You start with a vendor meeting recap; is that right?

A. Correct.

Q. So it is fair to assume now at this point in time that to the extent your memory might have been wrong does this refresh your recollection as to it being a separate meeting?

A. Yes. I remember a meeting that we had directly after the vendor meeting. Eric was very interested in advancing the discussion on running.

Q. And you have topic here such as Building a Winning Grassroots Campaign; is that correct?
A. Yes.
Q. Positioning for a Primary?
A. Yes.
Q. National Finance Strategy and Goals?
A. Yes.
Q. Timeline and Priorities for the Candidate and Campaign?
A. Yes.
CHAIRMAN BARNES: Representative Austin, Hafner 31 if you can mark that as 83.
BY CHAIRMAN BARNES:
Q. Do you recognize this?
CHAIRMAN BARNES: While you review that, do we have more exhibit stickers?
(Off the record.)
BY CHAIRMAN BARNES:
Q. Mr. Hafner, do you recognize this?
A. I do.
Q. And what is this?
A. This was a statement that we helped Eric draft, and I don't know the exact reason why he released it. I think this was the time period where he was stepping down from Mission Continues and we helped draft

the statement to address any media inquiries that he had.

Q. Maybe the next document can help you.

CHAIRMAN BARNES: Representative Austin, if you could mark Hafner 32 and 33 as Exhibit 84.

BY CHAIRMAN BARNES:

Q. And what we've marked as 84 appears to be -- So 83, the subject line in the e-mail is Draft V2. 84 is Draft V4. And if you look down below the dotted line there, it says Dave, I saw what you wrote about Eric and I want to clarify what you were told. Do you know who Dave is? Does this refresh your recollection?

A. I do. It's Dave Drebes, the Missouri scout, Subscription News Service.

Q. Okay. So does that refresh your recollection as to Exhibit 83?

A. It does. He had posted something about Eric, and Eric and Dave Whitman wanted to address what he wrote. I don't remember what he wrote. It might have been something about him, you know, having Democrat ties, and I say that just because of the content of the exhibit Draft V2. So I think they wanted to address a lot of things in this statement. And so we were helping them through many drafts of a statement to respond to him.

Q. Okay. And you helped with that draft. Who wrote the draft, though?

A. I think Eric had a direct hand in it. I know I added -- I had some input as well. I don't know who -- you know, the final draft I think was mostly a creation of Eric and Dave.

Q. So in Version 2 it says I've always been a Republican and strong fiscal conservative. Do you know who drafted that?

A. I don't believe it was me.

Q. And you played a role in drafting this?

A. I did to a certain extent. I say that because our advice at the time was to have a very short statement addressing the content that was in Mr. Drebes' post, and so this was an extremely long statement. As you can tell, it's a page long. We knew he wasn't going to print the whole page. I know that I helped draft part of this. Certainly a lot of this was not my content.

Q. Okay. If you could move forward to Exhibit 84 which is Draft V4. Dave Whitman says I spoke to Eric and he agreed on all edits. Do you recall any further conversations about this particular statement?

A. No. They had kind of taken over control. They wanted our input, but they wanted to go in a

certain direction on it.

Q. And that last sentence of the first paragraph, Democrats have approached him about running for the senate for congress and state wide on several occasions. He has said no on everytime. Do you know whether that is a true statement or not?

A. I think that's what Eric wanted people to believe. But in my discussions with other people, you know, I think it was kind of the other way around. I think he openly solicited national Democrats in 2008 and 2010 to try to get them to recruit him to run.

Q. Do you recall who those people were?

A. Do I recall those people? Who are you referring to?

Q. The people with whom you spoke about Mr. Greitens contacting national Democrats to be recruited.

A. Not specifically, you know. Those would have been rumors that kind of came to the surface during the campaign, during the governor's campaign. There were some documents released from national level Democrats that had memos detailing meetings that Eric was having with national Democrats and, you know, you just don't go fly to Washington, DC and meet with the DCCC if you're not serious about running or not serious about gaining support of national Democrats.

Q. What's the DCCC?

A. The Democrat Congressional Campaign Committee. There are some memos out there, I know I've seen them on the Internet, from Steve Israel who is head of the DCCC and some others. I know I've never had access to those.

Q. I'm not sure we're going to credit the internet memos at this point in time.

A. Sure.

Q. What date did you start working for Mr. Greitens for pay?

A. January of 2015.

Q. And what was the nature of your work?

A. So at the time I thought it was to help him help network him around the state, kind of navigate the political waters. He was a first-time candidate. It wasn't until I started probably the first or second day that I knew that he brought me on just to focus mostly on fundraising for him. And that was something that I was qualified to do. I'd done that work for a number of candidates in the past. But I didn't know what my role was until really those first couple days of working with him at the office.

Q. Who actually paid you at the start?

A. The Greitens Group paid me for the month of January.

Q. Did you do any work that was not political?
A. No.
Q. And do you know when Danny Laub started?
A. I do not know. I know there's testimony released that --
Q. I do not know, we'll just stick with I do not know.
A. Yeah.
Q. What was the nature of Mr. Laub's -- Mr. Laub was working with you starting in January?
A. So he was working I know at least since December out of Eric's office in the central west end, and so I had assumed that he was just doing mainly political work as well.
Q. Okay.
A. Those are the only discussions Danny ever had with me was just solely about politics and political work.
Q. And is that in January that that's true that the only discussions you had with Danny were about politics?
A. I met with Danny a couple times in December. One time was out of Eric's office. And Danny was already -- had already been working out of his office. There was a transition period, and I want to get this on

the record because I think it might clarify a couple things, there was a transition period in the fall of 2014, where I was working with Dave Whitman quite a bit. He and Eric had parted ways and there was a transition period where at that time I think that's when Danny kind of moved into the picture and later that fall in December is when I started working with Danny a lot more. And so I knew he was involved, but I don't know the extent and I don't know how he was paid or anything.

CHAIRMAN BARNES: Okay. Representative Austin, Hafner 34, 35, 36, 37, 38. If we could mark that as Exhibit 85.

BY CHAIRMAN BARNES:

Q. Since we have five pages, I'll give you a minute. You know the question is going to be do you recognize this. Let me give you a minute to review, Mr. Hafner.

A. I do.

Q. And what is this document?

A. This was correspondence between Mr. Laub and myself.

Q. Let's back up. Let's start on page 34. Your initial e-mail is from you to whom?

A. So the initial e-mail is from me to Eric, to Mr. Greitens.

Q. What do you tell Mr. Greitens?

A. So there was a lot of discussion that we were having in the fall of 2014. We had suggested that he open some sort of committee.

Q. When you say "we," who's we?

A. Myself and David Barklage.

Q. Okay.

A. We had suggested that he open some sort of committee so that he could raise money, use it for traveling. Even if he -- Again, at the time we weren't positive that he had settled on an office yet or even 100 percent that he was going to run. But we still suggested that he open a committee so that he could raise money for it because he was doing political activities.

Obviously he was meeting with us and we had introduced him to many different influencers, donors, activists around the state. And so we had suggested numerous times that he open some sort of committee.

I had a discussion with the Missouri Ethics Commission and kind of said the situation as I knew it. And --

Q. How did you describe the situation to the Ethics Commission?

A. That he was doing political activities and,

you know, if he could open a continuing Committee rather than a candidate committee, and their advice to me was that he should open a candidate committee. And so this e-mail that I sent to Eric was with that advice advising him to open a candidate committee.

Q. And what did Mr. Greitens say to that advice?

A. Obviously he disregarded it. He forwarded this e-mail to Danny Laub who reached out to me right away or within a few days. A couple days later it looks like he reached out to me and wanted to set a meeting to go over his stuff and then a bunch of other campaign related items.

Q. And did you have that meeting with Mr. Laub?

A. I did.

Q. And what occurred in the meeting with Mr. Laub?

A. So I don't recall every detail of the meeting, but I met him over at Eric's office and we discussed just campaign activities and kind of next steps and it was more I think to formalize -- to begin formalizing some sort of paid arrangement between myself and Eric Greitens.

Q. In regards to the formation of -- the official formation of a candidate committee, do you recall the substance of the conversation and the decisions that

were made -- and/or the decision that was made?

A. I don't. I don't recall exactly. And I mean for the record I'd like to, you know, kind of give some background on this. Eric's timeline from very early on in 2014, he had it kind of charted out. He wanted to announce for an office after his book was launched.

His book was planning on being launched in the spring of 2015. His plan was to essentially use the positive media generated and, you know, and the exposure from his book to use that as a launching pad to his campaign. And so we advised him obviously that he should have a committee set up, formed, but I think that ran contrary to what his plans -- to what he thought his plans were and should be.

Q. Let's talk about this book. You had conversations with Mr. Greitens about a book tour?

A. I think only to the extent that it affected his time in the office because he was doing a lot of traveling and speaking engagements in March. His book launched in early March of 2015. I think just to that extent we did but not very much.

Q. I should have given you a temporal component to that question. That was 2015. So in 2014, did you have conversations with Mr. Greitens about the launch of a book and a potential book tour?

A. Yes.

Q. Okay. And what was the substance of those conversations?

A. I think it was more under the general umbrella that this was the timeline, this is what he was planning on doing. He didn't want to announce until after the book tour.

Q. And why was that?

A. I think for a number of reasons. I think strategically he wanted to focus on selling books and getting his name out there and promoting the book and doing the national media circuit, and so, one, I think he wanted to focus on that and, two, I think it was a great opportunity for him to reach out to potential donors of the campaign as well, his book launch. I say that because I know that I was copied on a number of e-mails that he sent to potential donors with recent news of the book or recent articles about himself, and so I think he was using that as a promotional tool as well.

Q. Did he ever speak to you about the availability of nonprofit foundation funds for publicity purposes relating to the book?

A. He did not.

CHAIRMAN BARNES: Representative Austin, if

you can mark Hafner 43 as Exhibit 86.
BY CHAIRMAN BARNES:
Q. Mr. Hafner, do you recognize this document?
A. I do.
Q. What is this document?
A. This is an e-mail from Jeff Stuerman to myself and other members of the campaign team about filing -- about filing a committee with the Missouri Ethics Commission, and Jeff was following up with some information, just proactively following up about some potential responses to questions that the campaign might receive about forming the committee.
Q. And it was sent on January 16, 2015?
A. It was.
Q. And Mr. Hafner, had you been working out of Mr. Greitens' office prior to that date?
A. I was. I believe my first date working was either the 5th or 6th of January.
Q. Did you get paid more than 500? Was your rate of pay more than $500 total for those two weeks?
A. Yes.
CHAIRMAN BARNES: Representative Austin, if we could now mark 79 and 80 as Exhibit 87.
BY CHAIRMAN BARNES:
Q. Do you recognize this?

A. I do.
Q. And what is this?
A. This was an e-mail with a bunch of follow ups that Mr. Greitens sent to me in February of 2015.
Q. It includes a forwarded message that he had sent to Mr. Laub and Mr. Mark Bobak; is that correct?
A. It does.
Q. Okay. And it describes a series of to do things. And I want to point you to a couple of these. The third on the list says -- and I'm going to -- two of the names we're just going to redact here. It says ensure follow through blank 25K, blank 2.5K, Mason Fink 10K, Alex Rogers 50K. Do you recall what was meant by follow through? Were there already commitments in place?
A. Yes.
Q. I asked you a compound question. Do you recall what is meant by follow through? The answer -- Was your answer yes?
A. Yes.
Q. And what was meant by follow through?
A. So three of the four donors you just mentioned contributed in the very early days of the campaign -- of the campaign committee being formed. So ensure follow through essentially means follow up on those

contributions and see what you need to do to get the donors the mailing information and get them in the door and into the account.

Q. Had Mr. Greitens been soliciting donations prior to the formation of the committee?

A. That was my understanding, yes.

Q. Now, No. 6. It says Monu will do 50K, 25K today, 25K later this year and will raise at least 250K. Do you have any knowledge as to whether Mr. Greitens had previously spoken to Monu Joseph about donating to the campaign?

A. I can't speak to that specifically. I do know that Eric introduced me to Monu. I had a couple conversations with him about this -- about some of the information in No. 6.

Q. Okay. And that's what -- If you could go on what you're referring to about some of the other information in No. 6 and explain to the Committee what you mean by that?

A. So there was a memo developed on people in financial services contributing that I believe either Eric or his attorney would have forwarded on to Monu. And then the last thing on here if LLCs and/or C3s and PACs can donate. I had conversations with Monu about C4s and nonprofits contributing to the campaign.

Q. Are people in financial services sometimes referred to as restricted donors?

A. Yes. And that's because of SEC regulations.

Q. What do those SEC regulations?

A. You know, I'm not a campaign finance attorney, but I do know that people in banking generally usually can't give over a few hundred dollars, I think.

Q. Okay. So what was the purpose of Monu asking questions about guys in financial services?

A. I think he had a very vast network from people throughout the country and perhaps from some people that they had gone to Oxford with. And some of these gentlemen -- If I recall correctly, Monu was also tied in with the financial services industry as well somehow. I don't know what his company or his exact nature of business was, but I know he had a lot of contacts in that world and wanted to look at avenues for ways that they could contribute.

CHAIRMAN BARNES: Okay. Representative Austin, if you could mark 45, 46, 47, 48, 49 as Exhibit 88.

BY CHAIRMAN BARNES:

Q. Do you recognize these?

A. I do.

Q. And I should not say these. Do you recognize

what has been marked as Exhibit 88? What is Exhibit 88?

A. So this was a radio plan that was developed and provided to Eric sometime in 2014 from other consultants not associated with me. And they had put together a plan to air some ads on conservative radio for Eric. And I think it was in relation to his book launch, if I recall correctly. I never had a direct role in these conversations. These were mostly the other consultants in Eric's campaign team.

Q. Okay. So if I understand it, Mr. Greitens is on this e-mail, correct?

A. Correct.

Q. And a Mr. Hageman is on this e-mail; is that correct?

A. Correct.

Q. What is the nature of Mr. Hageman's business?

A. He's a political consultant.

Q. Mr. Michael was on this e-mail; is that correct?

A. Correct.

Q. What is the nature of Mr. Michael's business?

A. He's a political consultant.

Q. And you were on this series of e-mails, correct?

A. I was only on this series of e-mails whenever

I officially began working out of Eric's office. They forwarded these e-mails to me.

Q. Okay. That's right. Looks like the forwarded message was from August 15, 2014. And if you go to page 47, the attachment about radio speaks to books. Is it your understanding that this was for a book tour through Missouri radio stations?

A. Yes -- Well, it was my understanding that this was -- this would kind of be coordinated with the launch of the book to help Eric get his name out to Missouri voters.

Q. And Mr. Laub was included in some of this information; is that correct?

A. Correct.

CHAIRMAN BARNES: Okay. I actually have one more document that is not in this packet but I'm going to need to get it printed. I'm going to hand it over to Representative Phillips.

REPRESENTATIVE PHILLIPS: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE PHILLIPS:

Q. Thank you, Mr. Hafner, for being here with us again. I especially appreciate your choice in ties this morning.

A. Thank you.

Q. For those that can't see, it appears to be identical to the one I have on.

A. Good taste.

Q. Excellent taste. I want to backtrack a little bit, and I have very little. I just want to kind of touch on credibility, and so forth. Seems to be a real thing that's of great importance. We hear people testify before this Committee and then we see them publicly thrown under the bus not too long after that.

As I recall from your earlier testimony, you realized, and correct me if I'm wrong, but you realized pretty early on that Mr. Greitens was a very different sort of Republican candidate than you had seen; is that fair?

A. Yes.

Q. Do I have good recollection? Okay. In fact, if I recall your testimony, you said you kind of suspected that he was more of a Democrat than a Republican?

A. Well, he certainly, you know, had the Democrat ties, and we had known that he had been close with former Governor Bob Holden and a couple others that obviously were Democrats.

Q. Would it be fair to say there was somewhat of a level of education that he needed toward the

Republican platforms, speaking points, that related to Republican issues and priorities?

A. Yeah, you can definitely say that. There was numerous, you know, policy sessions and other things that people held with Eric in 2014, in late 2014, people that we introduced him to that were helping him through conservative policies.

Q. Has anyone from the Greitens camp, for lack of another way to put it, contacted you since your last testimony? Have you heard from anyone there?

A. I have not. Danny Laub sent me an e-mail I think on accident a couple weeks ago, and it was just an e-mail that I think he meant to send to his attorneys but it involved me because I had referenced his name in some testimony or something. And I responded back just hope you're well. That was it. That's the only, yeah, that's the only thing from the Greitens camp that I've -- yes.

Q. Thanks. Didn't they, and I say they, the Greitens camp, didn't they describe you as a disgruntled former employee?

A. Yeah, among other things.

Q. Yes. So you have gotten the opportunity to hear from them through the media about what they think. But are you in reality a former employee who is

disgruntled and has an axe to grind?

A. Well, so, one, I'm here pursuant to subpoena. I didn't seek this out.

Q. Right.

A. And I'm here in pursuit of the truth. And if I wanted to use a lot of this information that you're seeing in Committee and the documents revealed through testimony, I could have used it politically against him when I worked for another candidate in that race and I didn't. So I was perfectly content with leaving this all in the past and moving on and I had. The reason I'm here is because the governor and his team were untruthful to the Missouri Ethics Commission about that donor list.

Q. Right. And I appreciate you being here and I remember from your first testimony and again today you've been a very cooperative witness. You've been someone who's presented himself in a professional manner. I think -- Well, there's no question that both your testimonies before us were under oath.

Is there any reason in the world to give us information that's less than factual?

A. No.

REPRESENTATIVE PHILLIPS: Okay. Thank you. And thanks for being here again.

CHAIRMAN BARNES: Representative Mitten.

QUESTIONS BY REPRESENTATIVE MITTEN:

Q. Okay. Welcome back.

A. Thank you.

Q. Sorry about that. Wasn't quite ready.

I'm going to go just start back with I'll find the number here. On Exhibit 79, I just wanted to clear up a little bit of this. So I know that Chairman Barnes asked if during this meeting, if I understand it, you were having a meeting with some potential donors, right?

A. Correct.

Q. And you described it as an introductory meeting for Mr. Greitens and Missouri's, quote, influential donors, close quote. Do you recall if during that meeting there was any kind of an ask for support? Not necessarily a donation but I can tell you and I assume that you see this all the time, I'm thinking about running and I hope I can count on your support or more importantly I'm thinking about running, can I count on your support. Do you know if those questions were asked during this meeting?

A. There was no -- To the best of my recollection, there was no specific ask. These were donors that had never met him before. To my recollection, it was purely an introductory meeting.

Eric told his story, went through his resume and obviously said he was considering running for office.

Q. Okay. Then moving on to Exhibit 80, page 1, and you're going to have to forgive me because I don't know how to pronounce this guy's name. Bill -- I'm just going to call him Bill W. I don't think that's the Alcoholics Anonymous guy.

CHAIRMAN BARNES: If we could avoid adding names that are not already in the public record.

REPRESENTATIVE MITTEN: Okay. I appreciate that. Thank you, Mr. Chair.

CHAIRMAN BARNES: I should say not adding names that aren't already in the public record. You got my point. I said it wrong, but you got my point.

REPRESENTATIVE MITTEN: I think I got the gist.

BY REPRESENTATIVE MITTEN:

Q. Do you know if that person was ever, in fact, used?

A. I do not know. I don't believe that he was.

Q. Okay. So it looks like he was reached out to and there's just a couple of e-mails and that was the end of it?

A. If I could add something really quick. I say that because I remember when I was working out of his

office, you know, in a more official capacity in 2015, there was a hesitancy even then to conduct inoculation research. I don't know what the reason was, but they had delayed it a lot longer than what a normal candidate running for an office like that would.

Q. Okay. Okay. That makes sense. So then basically this was in March of 2014 by the time you're sort of on the payroll in December of 2014. Research still hadn't been done?

A. To my knowledge, correct.

Q. The inoculation research had not been done. Okay. Then at the e-mail at the bottom of this page which is Hafner 0016, it says I told his GCs. What is GC?

A. General consultant.

Q. Okay. And Hafner who is the ccd, what does that mean?

A. Just copied.

Q. Who is ccd? Oh, right. Ccd here, I got it, sorry. I just wanted to make sure I got the acronyms right.

Then moving on to Hafner 20, that e-mail is to you from Mr. Whitman, yes, that name is out there, and it says I don't think we'll need NDAs for the attendees as they fall under your umbrella. What do you think Mr.

Whitman meant by, quote, your umbrella?

A. Just so I'm clear of the document we're looking at, can you tell me which exhibit that is?

Q. Exhibit 81, page 2, Hafner 20.

A. Thank you.

Q. It's the very first one.

A. So there was a question -- I know I didn't sign an NDA during 2014. I don't know who they did have sign NDAs, but that was a part of the discussion that I had with Dave and I think they had wanted some people maybe to sign NDAs and that's why this is on there. They said it wasn't needed. Under your umbrella. I know I didn't but a consultant that I was working with might have signed one at that time.

Q. Okay. Were you an employee of that other consulting?

A. At that time, yes, in 2014.

Q. Okay. That's what I thought. So it would be, for instance, if somebody hires me, my paralegal is my employee and is covered under my. That's sort of --

A. That was their reasoning, but I'm not a lawyer.

Q. You're not sure if that's accurate or not but that was the reason. We don't need an NDA from these folks because your firm basically, or the firm under

whose employ you were under had made the arrangements to reach out to these particular vendors and therefore they would sort of be on the hook if the information was --

A. That's what it seems like that their, you know, decision was on that. But I can tell you a lot of the people that were at that meeting weren't direct employees of ours or our firm's.

Q. Okay.

A. They were independent contractors.

Q. Yeah, right, which makes sense.

A. Technically I'd like to clarify, too, at that time I might have had other clients too that I was operating independently of the firm. I know I did at the time when I was actually working with Eric directly. I wouldn't have considered myself an employee of the firm at that time when I was in a paid capacity.

Q. Right. Once you were being paid -- Right. Once you were being paid directly by Mr. Greitens or who, whether that's his campaign or one of his entities, once you're being paid directly by them, that constituted sort of an independent contractor employment outside of your employment with the firm, the consulting firm?

A. Well, I'll say in January of 2015 is when I had my own -- when I kind of went out on my own.

Q. Right. Okay. I'll try and move on here. Then to Exhibit 85. Hang on. I'm trying to read my own chicken scratch here.

Your testimony was a little bit unclear to me at least as to when you first -- I understand that this e-mail, the first one, the December 12 e-mail memorializes your, as you testified, your conversation with the Missouri Ethics Commission and saying you have two options. But your testimony I wasn't quite clear about. When was it that you first had a conversation with Mr. Greitens or his team, for lack of a better word, about the need to form the candidate or continuing committee?

A. Gosh, I don't recall. It would have been earlier in 2014, but I don't know when that was part of the discussion. I know that our assessment was that -- We also didn't know if he were spending money or not.

Q. Obviously I get that.

A. We were advising him in an informal capacity, and so I know that that was part of discussions that, you know, he should set up some sort of committee, whether that's a continuing committee where he could go and travel to Lincoln Days and speak on veterans issues to get his name out there.

I don't know the approximate date when those

conversations occurred. I just know it was earlier in 2014.

Q. So you don't know if that was July of 2014 when you're having, I think it was July, when you were having this big meeting with vendors or later in the year?

A. I would think it would have been in some of those initial meetings.

Q. So like when you're introducing him to the influential, Missouri's influential donors, which I believe was also in the summer or fall of 2014?

A. The spring.

Q. Spring. Okay. So at that time -- so trying to understand this. So you're thinking about the fact that hey, this guy probably needs to form a campaign committee. Are you articulating that to Mr. Greitens directly?

A. It was in our advice to him that he should form some sort of committee if he was spending money on political activities.

Q. Okay. Well, again, I guess I have to go back now and look at this influential donor meeting. Where was that? Do you remember?

CHAIRMAN BARNES: 78 and 79 were I think major donor meetings in February and March of 2014.

BY REPRESENTATIVE MITTEN:

Q. Right. And do you know where these meetings were held? This was in Troy?

A. Uh-huh.

Q. I understand that might be considered de minimus. Traveling to a meeting in Troy, isn't that beginning to spend money?

A. You could say that.

Q. Okay. I'm going to. Then you also indicated in your testimony talking about these December 12 and December 15 e-mails, which are Exhibit 85, that you weren't 100 percent certain that he'd run. I guess my question for you is, is it typical for you to be spending this kind of time on a candidate that you're not sure is even going to run?

A. That's not typical, right.

Q. Okay.

A. Yeah. And just to clarify, we assumed he was going to run, but we weren't 100 percent certain. You know, the other testimony that's been released has said he settled on running for governor sometime in early 2014. From our standpoint, we didn't believe -- we didn't know because he was telling us something different. He was telling us he was interested in running for other offices all through 2014. It doesn't

seem like that was really accurate.

Q. Let me ask you this. Did you feel, you know, with a 95 percent certainty that he was going to run for some state-wide office?

A. Yes.

Q. Okay. So as of December 1, 2014, you would say that you were very confident, completely confident that Mr. Greitens was running for some state-wide office?

A. Yes, not 100 percent but yes.

Q. Well, nobody is ever 100 percent. I mean --

A. Sure.

Q. I'm not 100 percent very often. I suspect you aren't. This isn't 100 percent business.

A. Certainly not.

Q. Is it fair to say that by January 1 when you first became employed directly, whether as an employee or an independent contractor, but when you first went on the payroll for the Greitens team that you were 100 percent certain he was going to run as of January 1, 2014, when you went on their payroll, began getting paid?

A. Yeah. I don't want to assign 100 percent to it just because, again, I think he was giving mixed messages to a number of different people, and so I was

fairly certain that he was going to run.

Q. Okay. Were you aware of these mixed messages at the time that you decided to come under his employ?

A. Not during 2014. We really didn't know who he was talking with and other discussions that were being held.

Q. But at the time you went to work for him for money?

A. I thought we were, yeah -- I thought I was one of his main consultants, you know, he was bringing me on board to work in a paid capacity for him.

Q. Okay. My assumption is that most folks just don't go to work for somebody that they're not real sure about.

A. Sure.

Q. Is that a fair assumption?

A. Yeah.

Q. Okay. You testified about earlier when, again, talking about advising Mr. Greitens to open a campaign committee. You used the term we advised him to open a committee. But you felt that Mr. Greitens saw it as counter to his plan. By "we," do you mean you and the consultants for whom you were working at the time?

A. Yes.

Q. Okay. But you personally advised him to open

a committee?

A. Correct, I did, yeah, and I advised his staff and then I advised him in writing on this.

Q. That's fine. Makes perfect sense. It's just our conversation sometimes when we put it down on paper we start talking about we and they and stuff and it gets to be confusing. I just wanted to kind of make sure that we're all clear about that that you personally gave that advice, as well as the folks for whom you were employed in 2014?

A. Yes.

Q. Okay. Then I'm going to call your attention to Exhibit 86 which is a January 16 e-mail. And I'm not going to use the name of the gentleman that sent it because I'm not sure that that's out in the public domain. I would call your attention to the fact that the e-mail address is MrX@greitensformissouri.com. This is January 16, 2015, when you were then being paid by -- I believe your earlier testimony was in January 2015 you were paid for by the Greitens Group; is that correct?

A. Yes.

Q. Okay. So at that time you're being paid by the Greitens Group but if I remember your testimony, 100 percent of the work that you performed in January 2015 was political?

A. Yes.

Q. Okay. Did you have any involvement with creating a website or an e-mail address called greitensformissouri.com?

A. Can you repeat that question?

Q. Did you have any involvement with the creation of a website or an e-mail address of greitensformissouri.com? I'll just, you know, it's kind of obvious. This is January 16 of 2015, some six weeks before a campaign had been formed, at least a month after you in writing advised Mr. Greitens to form or at least his staff that he needed to form a campaign and possibly as much as six months or nine months after you had had discussions with Mr. Greitens specifically advising him to form a campaign if he started spending money. Well, it seems to me that creating an e-mail address called greitensformissouri.com is spending money.

A. Sure.

Q. So we'll just piece this up. So one, were you aware that greitensformissouri.com was an e-mail address in January of 2015?

A. So what I remember about that is that there was a lot of discussion that I had with Mr. Laub about what the web domain should be.

Q. Right.

A. And it was settled on Greitens for Missouri in addition to what the campaign committee should be called as well. Those discussions would have happened before January 16. And I recall this because we were developing a logo for the campaign and other things. And all of that happened. Before that I did not have a direct role in securing the web domain or setting up the e-mail addresses but I had an e-mail address. That was the greitensformissouri one. I don't know when that would have came online. I just remember the discussions that I was a part of in that time period.

Q. So again, when saying we were working on developing a logo and coming up with those names, who do you mean by we?

A. Danny Laub. Danny Laub was the de facto campaign manager at the time. So I essentially took marching orders from Danny.

Q. Okay. So as far as you're aware, Danny Laub would have been the point person to create Greitens for Missouri -- to purchase the domain, to organize or, you know, farm out the website creation and the e-mail addresses and all that?

A. Yes. Danny would have either done it himself or had been working with a web vendor at that time.

Q. Okay. And you just don't know if he did it himself or worked with a vendor?

A. I don't recall.

Q. That's fine. I'm more curious because it's unclear to me from the review of the campaign finance reports who, you know, where that was paid for, how that was paid for. I guess it sounds like you don't know either?

A. Yeah, I wasn't around when they would have filed their April quarterly of that year. So I don't know what was reported on that quarterly report and what wasn't.

Q. Okay.

A. And the gentleman on here --

Q. Mr. X we're calling him, I think?

A. Yes. He would have been in charge of the compliance procedures and for filing that report with Ethics.

Q. Oh, okay. I think I'm getting close to being done. Okay. So here again if I go back to Exhibit 87, it's the same thing where now we have you're using a Greitens for Missouri and this is on February 23, and I don't think I have a question about that.

Okay. Then looking back at all of the meetings that were held during the calendar year 2014,

and again we've talked about the fact that those meetings -- at the time you were employed by another firm, correct, a consulting firm?

A. Correct.

Q. Okay. And is that normal for you or for a consulting firm to be having, you know, one is an eight or ten hour meeting with vendors to be putting -- It seems to me like you guys were putting an awful lot of time into a potential candidate and potential campaign about which you've testified you weren't 100 percent sure or you were sure that he was running for a state-wide office. Is that the normal sort of course of business?

A. So I'd like to state something to get on the record about all this. So at the time, you know, like all consultants in the state they look for clients when they're approaching election cycles. During that time period, we had had a long-term relationship with the lieutenant governor, with Peter Kinder, and we had known that he wasn't going to run for reelection. And so we obviously had known Eric was very ambitious and was looking at a high level office. We thought and encouraged him to look at the office of lieutenant governor.

And so it was under that pretense that we did

want to help him navigate the political world.

Q. I'm sorry. Basically you had an opening on your dance card and you've got a proven track record for a successful lieutenant governor campaign. So if you sort of have another candidate that's going to fit that slot, kind of everybody is happy, right?

A. We were recruiting a candidate for an office, yeah, or helping recruit a candidate for a specific office.

Q. There's nothing wrong with making money. To also make sure that your business is --

A. Sure. It's not unlike what a lot of consultants do.

Q. Absolutely. Okay. So you would say that having those meetings, doing those introductions and I guess encouraging a potential candidate to run for an office that works well for your firm, that's not unusual?

A. No. The opportunity to work with Eric was, you know, was a great opportunity to work with somebody who had a great background, a great profile for a high level office, and again he led us to believe that we -- that he was looking at other offices, not just governor. If he had told us from the outset that he was only planning on running for governor, we probably never

would have helped him down that road because we didn't believe that he should have ran for governor.

Q. Okay. Is there not value to the time that you personally and your firm -- I mean you weren't being paid for by the Greitens team. I use that word team because we know you've been paid for by both Greitens Group and Greitens for Missouri. So understanding that no one from the Greitens side of the equation was paying for your time, is there not value to your time?

A. Can you repeat the question?

Q. It's a rhetorical question to the extent that obviously your time is valuable. But the thing is that, you know, you're an employee of a consulting firm that is expending a lot of time and I'm assuming that that time is not just freely given away?

A. Sure.

Q. And so my question would be, is you've said that that's the normal course of things. If there's value to that, it just seems to me that that value would be subject to our campaign finance laws.

A. Probably. I'm sure there's --

CHAIRMAN BARNES: Hold on. You're calling for a legal conclusion. I'm not sure what the question is. So is the question is your time valuable? Does your time have value?

REPRESENTATIVE MITTEN: Right.

CHAIRMAN BARNES: Okay. Does your time have value?

THE WITNESS: Yes.

CHAIRMAN BARNES: Okay. I think that's where -- To the extent you're asking for him to draw the legal conclusion, and I've been distracted, I missed a couple things, that's not his role to judge to draw a legal conclusion but to answer factual questions.

REPRESENTATIVE MITTEN: And if I might have a follow-up question then.

CHAIRMAN BARNES: Proceed.

BY REPRESENTATIVE MITTEN:

Q. Why were you encouraging -- What was the basis for your encouraging Mr. Greitens to form a campaign committee going back to possibly as early as spring of 2014?

A. Well, again, I thought -- I didn't know that he was talking to other consultants; that, you know, that testimony is revealed that he was having a lot of meetings outside of the meetings that we were having with him. So I really didn't know the extent of what he was doing. Again, he said he was still, you know, in a transition period from the charity into regular life and focusing on his book. So I really didn't know, and I

still don't know, if he was spending money during that time or what. But we assumed just from him meeting with us that if he was going to be more active in that world that our advice was he should have some sort of mechanism to raise money to cover those political activities.

REPRESENTATIVE MITTEN: Okay. Thank you. Thank you, Mr. Chair.

CHAIRMAN BARNES: Representative Lauer.

QUESTIONS BY REPRESENTATIVE LAUER:

Q. Thank you, Mr. Chair. Thank you, Mr. Hafner, for being here again. Some of these are clarification and just trying to put them in a package. On Exhibit 78, which has at the bottom Hafner 13, again, I want to go back and clarify Dave Whitman's role with the Greitens Group. Throughout some of these documents he is listed as continuing to work for the Greitens Group yet is very engaged in working on the potential campaign/campaign in that role; is that correct?

A. Correct. He was Eric's right-hand guy. He was the gatekeeper. So I worked with Dave quite a bit through 2014.

Q. And at no time were you aware or at any time were you aware that he actually moved from the Greitens Group into Greitens for Missouri or any other campaign

group?

A. He did not. And he and Eric parted ways in -- it was in fall of 2014. There was some issues there that Dave was moved out of the picture, and that's when we started discussing, you know, this kind of stuff more with Krystal Taylor who was Eric's personal assistant at the time.

Q. Just to clarify also when you say at Eric's office, was that under the umbrella of Greitens Group or The Mission Continues or the campaign, d, all the above?

A. There's -- So when we first met Eric, it was out of the Greitens Group offices which were located at The Mission Continues just south of the stadium in St. Louis, and from there we never met again at that office. He transitioned out of leadership at the charity and then when we started meeting with him again the Greitens Group had moved offices I think in the late summer or fall of 2014 and that's when they moved into their current -- well, I don't know if they're still there, but that's when they moved into the central west end office on West Pine and that's -- we picked back up again when I meet at their offices, at that office, and I think that was -- I think my first time over there was December of 2014.

Q. Did you at anytime list -- You said you got

paid by Greitens Group at least for a month or period of time?

A. Just one month, in January.

Q. Did you at anytime file a statement of in-kind donation?

A. I did not.

Q. Are you aware of anybody from the Greitens Group such as Mr. Whitman who might have filed in-kind donations to the campaign committee?

A. I am not aware.

Q. You said that Eric Greitens disregarded the starting up of a committee. So why do you think there was a reluctance or a delay to creating that?

A. I think that ran contrary to what his plans were. He's somebody that is very methodical in planning. And when he has something that he wants to do, he puts his mind to it and does it. I think my advice kind of ran contrary to what his timeline was in his head. He wanted to announce for office after his book launch. And so I think that advice and some other advice just wasn't heeded.

Q. So was the intent then to not file a committee until after the book launch/announcement?

A. I don't recall exactly. I do know that the political calculation changed in early 2015 when there

was another candidate, John Brunner, had started I think having more discussions and having more discussions with activists and other people about potentially running for office in 2016 as well. I think that moved Eric's timeline up a little bit. He wanted to lay down a marker and, you know, get his name in the discussion of candidates that were running for office in 2016, and so that's why I believe -- I believe that's why that timeline moved up and why he formed the committee in February rather than sticking with his original plan which was to announce after his book launch which would have been in March.

Q. That was 2015?

A. Yes.

Q. All right. So following along that, let's go to Exhibit 86, and it has at the bottom Hafner 43. Do you have that as well?

A. I do.

Q. Okay. So there is interesting in the e-mail that was sent to Eric Greitens with you on there as well. It says that once the statement of committee organization is filed, meaning in my opinion it hadn't been filed yet?

A. Correct.

Q. Yet it says apparently that there are some

talking points. The first one is yes, I am pleased to confirm that the exploratory committee has been formed for Eric Greitens. Is that a contradiction or am I not reading that correctly?

A. So there was discussion. Obviously they were spending money solely on political activities in January. I'm certain -- The gentleman who sent this e-mail was brought on to handle compliance, and he was an executive at a financial services firm. And so he wanted to do everything by the book. And I think this was his way of proactively trying to come up with something he could give to press when the exploratory committee was filed with the MEC.

Q. Okay. And again going back to the once it's filed would indicate that it hadn't been filed at that point?

A. Yes.

Q. Okay. So you said it was the committee, and this was Greitens for Missouri, the committee we're talking about, is that right, was filed in February?

A. Yes. I don't know the exact date. I think it was late February.

Q. Okay. And again, during the times that we're talking about the book launch/announcement, did he in this book launch and speaking engagements that he went

to to promote the book, and so forth, did he verbally say or announce that I'm running for a state-wide office or did he give that indication?

A. During his book launch?

Q. Yes. When he was actually physically out in groups?

A. I know there was some media reports that he included, you know, looking at state wide where his quote, and you'd have to go back and look at the reports and the night shows he went on, but I do believe there was instances where he mentioned he was running for office in 2016 during his book launch.

Q. Just to clarify again, the book launch was part of the Greitens Group, the for-profit organization?

A. Yes, it was. There was a very, very limited amount that, you know, they asked me to help out with the book launch. They had an event in St. Louis that I think was the official kick off in March, and I invited a bunch of political types. They asked for my help in reaching out to a bunch of political types to invite them to the book launch. They asked me to I think write an Amazon review on the book and some very, very minor stuff.

Q. So there was a little bit of overlap with activities you were doing for Greitens Group while you

were --

A. A little but really minimal, yeah.

Q. Now, he was also doing these radio interviews that you had listed here or the plan -- there was a plan to do radio interviews?

A. That came by way of another consultant. I had nothing to do with that. Mr. Laub might have coordinated some stuff along those lines as well.

Q. Are you aware of him actually conducting those interviews on radio?

A. I know he did a lot of radio interviews. I'm not sure how much that plan was followed.

Q. When he did the radio interviews, again, was this about the book?

A. Yes.

Q. Was it also about his running for office?

A. I don't recall any of the specific radio interviews he did. I know he did some. So I don't want to -- I can't speak to whether he discussed running for office or not. I do recall a couple television interviews where he mentioned he was looking at running.

Q. All right. And I want to go through a bit of the fundraising mechanics. Not of the actual -- well, kind of the fundraising things. Let's go back to some discussion on a 501(c)(4) and PACs. And you've been

engaged in fundraising. So I imagine you're familiar with this. What is the purpose of a 501(c)(4)?

A. To conceal the identities of donors.

Q. Okay.

A. That's not the only purpose. That's why you would do it for a political campaign.

Q. Okay. And to conceal the donors, that would mean that their names are not listed?

A. Correct.

Q. Would the amounts they give be listed?

A. No.

Q. No contact information would be listed?

A. Not publicly.

Q. It would only -- would be within the confines of an internal review, not to the outside?

A. Correct.

Q. Not posted on Ethics as you would a 501(c)(3)?

A. Correct.

Q. And a PAC, what is the purpose of a PAC?

A. For political activities.

Q. I'm sorry?

A. There's certainly different kinds of PACs. There's the continuing committee that you can raise funds and use for political activities. There's obviously a candidate committee which you all are

familiar with.

Q. And does a PAC list the donors publicly?

A. State, certainly state-based ones do. File through the MEC.

Q. Okay. Other ones? Other non --

A. I don't know what the disclosure laws are for super PACs. I just don't operate in the super PAC world, but certainly state-based ones are, yeah.

Q. So then let's go back to the 501(c)(4). Was there any specific discussion that you had with Greitens or any of the folks contacting or connected with Greitens in regards to specific purposes for setting up a 501(c)(4)?

A. There were specific donors that I reached out to who Eric connected me with, and we discussed specifically nonprofits and C4s and what the process would be to establish entities like that to accept contributions for bundling contributions.

Q. Okay.

A. And then there's some other discussion there that I think might be a privilege to Eric just because there's attorneys involved.

REPRESENTATIVE LAUER: Okay. Did you have a comment?

MR. ERNST: Just to maintain consistency with

the previous testimony. To the extent there would be conversations that might arguably be privileged to Governor Greitens, we're not taking a position that they are or are not. Out of an abundance of caution, Mr. Hafner is not going to go into those discussions now unless and until that issue is resolved by the powers that be.

REPRESENTATIVE LAUER: Okay. Appreciate that. Thank you.

BY REPRESENTATIVE LAUER:

Q. In that fundraising capacity then, on one of the agendas it said that you were discussing in state and national, and I believe at previous testimony you indicated that there was also at a point in time discussion on potential for foreign moneys. Would you please restate that?

A. There was a couple conversations that I had had with some high level donors that Eric connected me with who specifically referenced some buddies that they had gone to Oxford together with that wanted to contribute or that would contribute to the campaign. There was another donor. I never had a direct conversation with him. I think we may have exchanged e-mails. And he's in one of those documents, but he lived overseas. And I don't know if he was a foreign

citizen or if he was just an American living abroad.

But there were conversations that we had where foreign money was discussed -- where foreign money was discussed and the possibility of foreign money, you know, being contributed to an entity, there were those discussions that were being had in the early stages.

I parted ways with the campaign in late March of 2015. I don't know where those discussions went after I left. I just know I didn't go down that road.

Q. The individuals that you were just referring to, were those any names that were already listed in these exhibits that were named publicly?

A. Yes. Monu and then the gentleman named Alex Rogers. And I know Eric was planning on visiting with him in Hong Kong at some point. I don't know what came of those meetings. I never had a conversation with Mr. Rogers. But I do remember I put him on a call list because Eric had said that he would contribute a substantial amount to the campaign, but I don't know how, you know, how or if he ever did.

Q. Okay. But there was conversation to the degree that there was an anticipation of funds?

A. Yes.

Q. And Monu is located where?

A. I thought that he was located somewhere in

California. I don't know. I don't know much about him. I just had a couple conversations with him.

Q. And Rogers is located?

A. At the time, he was abroad in Hong Kong, but I couldn't tell you where he is now.

CHAIRMAN BARNES: Okay. Representative Lauer --

REPRESENTATIVE LAUER: Yes.

CHAIRMAN BARNES: -- we are going to take a recess for lunch. I wanted to start at noon. Unless you have just a few more questions, I would let you finish. If you've got more than just a few more, I'm not trying to cut you short at all. I just for timing purposes if you've got 15 minutes, let's stop. If you've got 2 minutes, let's go ahead.

REPRESENTATIVE LAUER: I can do it, sir.

BY REPRESENTATIVE LAUER:

Q. So then, just to kind of clarify then, you were not involved in any of the efforts made to contact those individuals in regards to contributions specifically?

A. I was connected with Monu who was planning on raising a substantial amount of money for the campaign, I think somewhere between 250 and half million dollars. And my conversations with him, he wanted to know if

there were avenues set up where -- that were nonprofits or C4s that they could bring money in and not disclose the source of those contributions, but I don't know where those -- After I left, I have no idea what happened with those.

Q. When you say "they," was that Monu? Was that Eric Greitens? Was that Roger? Who?

A. It was my understanding that Monu was going to be a major connector and bundler for the campaign.

Q. He was interested in identifying any mechanisms that could donate with that PAC?

A. Yes, without having to disclose the source of the contributions.

Q. So again, Greitens for Missouri is the campaign committee. To what degree are you familiar with the New Missouri?

A. Just through the press. Same thing that everyone has seen.

Q. Do what degree are you familiar with Seals for Truth?

A. Just to the extent of again what was in the press. They had, you know, I think close to $2 million that came into the primary race at the end in 2016.

Q. You were not in contact with anyone from that group?

A. I was not.

Q. American Policy? Were you connected with them or to what degree were you familiar with them?

A. The only degree that I'm familiar with them is just that I think of what I've seen in the press is that I want to say that they were one of the funders of --

CHAIRMAN BARNES: Hold on. If you don't have first-hand knowledge.

THE WITNESS: Yeah, I don't have first-hand knowledge.

BY REPRESENTATIVE LAUER:

Q. And the last one is Freedom Frontier. To what degree are you familiar with that?

A. No first-hand knowledge.

REPRESENTATIVE LAUER: That is all. Thank you, Mr. Chair.

CHAIRMAN BARNES: Okay. We're going to take a recess. I apologize, Mr. Hafner and Mr. Ernst --

MR. ERNST: He needs to feed the meter.

CHAIRMAN BARNES: -- for 45 minutes, 12:45. I say 45 knowing we'll probably get started at 1:00. If I had said 1:00, we'd probably get started at 1:15.

So 45-minute recess and we will be back.

(Off the record.)

CERTIFICATE OF REPORTER

I, Beverly Jean Bentch, CCR No. 640, within the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing questioning was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this questioning was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Beverly Jean Bentch, CCR No. 640

SPECIAL INVESTIGATIVE

COMMITTEE ON OVERSIGHT

Tuesday, May 29, 2018

State Capitol Building
201 W. Capitol Avenue
Jefferson City, Missouri 65101

COMMITTEE MEMBERS:

Representative Jay Barnes, Chair
Representative Donald Phillips, Vice-Chair
Representative Gina Mitten, Ranking Minority Member
Representative Jeanie Lauer
Representative Kevin Austin
Representative Shawn Rhoads
Representative Tommie Pierson, Jr.
Representative J. Eggleston
Representative Greg Razer
Representative Curtis Trent

Also present: Bryan Scheiderer, Legal Analyst
Alex Curchin, Legislative Counsel to Speaker of the House
Alexandra Hallen, Minority Counsel

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REPRESENTATIVE BARNES: We are back from Legislative recess, which is always a little longer than normal.

Mr. Hafner, do you want to wait till Counsel returns? Why don't we do that.

MR. HAFNER: All right.

REPRESENTATIVE BARNES: Yes is the answer, whether -- regardless of what your answer is, yes is the answer to the question. So we'll stand at ease until Counsel returns.

Mr. Hafner, you -- just a reminder, you are still under oath.

MICHAEL HAFNER,

of lawful age, having been produced, previously sworn, and examined, testified as follows:

Representative Lauer.

REPRESENTATIVE LAUER: Yes, Mr. Chair. Thank you.

FURTHER QUESTIONS BY REPRESENTATIVE LAUER:

Q. Just one last question -- another last question for you, Mr. Hafner. The Greitens for Missouri was set up as a 501(C)(4); is that correct?

A. The Greitens for Missouri, the campaign committee, was set up through the Missouri Ethics Commission as a candidate committee.

Q. Okay. And was -- and was it a 501(C)(4), the funding?

A. No. No, not that I'm aware. There was -- I believe that was only a candidate committee set up through the MEC.

Q. Okay. And then the other committees were set up under the 501(C)(4)?

A. It appears there were other C4s that were active in the governor's race, but I don't have any firsthand knowledge of --

REPRESENTATIVE LAUER: All right. Thank you.

MR. HAFNER: -- those.

REPRESENTATIVE BARNES: Representative Austin.

REPRESENTATIVE AUSTIN: Thank you, Mr. Chair.

QUESTIONS BY REPRESENTATIVE AUSTIN:

Q. Thank you for being here today, Mr. Hafner. I'm going to step up and hand you what's been marked as Exhibit 89. When you've had a chance to review it, just let me know, because I have a few follow-up questions.

REPRESENTATIVE BARNES: A good chairman would have returned the favor by handing the witness the documents.

REPRESENTATIVE AUSTIN: That's all right. I need the exercise.

REPRESENTATIVE BARNES: Yeah, it's 911 Hank and Eric email.

BY REPRESENTATIVE AUSTIN:

Q. Mr. Hafner, have you had a chance to review Exhibit 89?

A. I have.

Q. And just for identification purposes, this is a two-page document that has a top -- well, not -- the very top line of the second line says gmail, and then it has your email address; correct?

A. Correct.

Q. And then the line beneath that has Re: 911: Hank and Eric; correct?

A. Correct.

Q. And who -- well, is Eric referring to Eric Greitens?

A. Yes.

Q. And the 911, what is that a reference to, in your belief?

A. That was, I believe, a subject line that I had put on this email thread because it was an important piece of information that just came across my desk. And I sent it -- I forwarded it on immediately to -- I was working for John Brunner at the time. This was an email sent in June of 2016, just a couple months before the

primary. And so I sent it up to some -- some of the senior staffers in the campaign.

Q. Okay. And so 911, is that -- is that a reference to something that's emergent or is it an emergency situation?

A. Yes. Just a high profile, yeah --

Q. Right.

A. -- important item.

Q. And you sent an email thread -- as I look at this exhibit, it only has two emails, if I'm looking at it right. Is that correct?

A. Three total. But, yes, there's the original one to myself. And then I forwarded it to, I believe just -- probably only one or two people. And then -- and then the last email is from the other gentleman at the top to myself and three other individuals.

Q. Okay. And there -- if we look at the top -- and you've already given us the date. I appreciate that. If we look at the top, it says FEC Complaint ASAP. What does that mean?

A. So that was -- that was the suggestion of a consultant that was involved in our campaign that somebody should file an FEC complaint concerning this issue immediately.

Q. And what is the issue?

A. So at the time there was -- there was a C4 that was operating in the governor's race in the summer of 2016 called the LG PAC. It was targeting the candidate I was working for, John Brunner. And when the ads, you know, what would be -- we track the ad buys. And when the ads came up, it was a very substantial ad buy. I think later on it showed that this organization had purchased millions of dollars in ads. I think our calculations indicated it was over $4 million in paid media that ended up influencing the Missouri governor's race in 2016.

The LG PAC was set up to -- to appear to the general public that it was in support of the current lieutenant governor at the time, Peter Kinder. We had known kind of within hours of the ad's -- of the ad's launch that Peter was not involved in any way. He had -- he had made it clear to us early on in the campaign, you know, early on, right after the ad launched.

I believe we saw Catherine Hanaway at an event that evening or maybe the next day -- I know it was really soon afterwards -- and she informed us she was not involved in any way. And she had reached out to her largest donor to see if his political operation had had any role in it, and he had assured her that it was not -- he had no role in it either.

So by process of elimination, we kind of assumed at the time that it was -- that it was the Greitens campaign. They denied it at the time, that they were involved. There was a press report that I believe aired on KNBC that had footage at Greitens' -- at Eric Greitens' campaign office grand opening in Kansas City, and in that footage there was a -- there was a gentleman there by the name of Hank Monsees, who was -- who was publicly listed as -- as an agent of the LG PAC. And Hank was listed in -- or was shown in the footage. He was talking with Eric. I think the footage had him on a -- on a phone making phone calls in the campaign office.

Anyways, the gentleman who wrote this email, Greg Sparts (phonetic), he saw the footage from the news -- from the news clip, immediately forwarded it to us and said that -- you know, their campaign team is a member of the Hanaway campaign. They said -- they listed why, you know -- why there were potential grounds for probably an FEC complaint, because their assessment was that -- that the LG PAC could not be made in -- any expenditures made on behalf of the LG PAC could not be made in coordination with any candidate or any candidate committee. And the footage kind of proved that, you know, the agent of the LG PAC -- or publicly-listed agent

of the LG PAC was, in fact, at the Eric Greitens campaign headquarter -- Kansas City campaign headquarter opening. So the FEC complaint was kind of based on this information that was forwarded to us.

Q. Let me back up just a little bit. If we go to page 2, there's a picture -- well, two pictures in there. Clearly one of them is Eric Greitens. The gentleman to his left there on page 2, is that Hank Monsees?

A. It is.

Q. And so an operative for the Brunner campaign -- or, no, an operative for the Hanaway campaign saw a Greitens ad in which Hank Monsees is communicating to Eric Greitens; is that correct?

A. Saw footage of a campaign event where Hank was present.

Q. And that formed the subject of an FEC complaint, based upon coordination between LG PAC and Greitens' campaign? Or was there more?

A. Yes, that was the -- that was the subject of this email thread. I don't know if the FEC complaint was ever filed.

Q. Okay.

A. I just -- yeah, I don't recall.

Q. And if we go back to the first page, it talks

about, it says, Same deal as Right to Rise U.S.A. What's Right to Rise U.S.A.?

A. I believe that was Jeb Bush's, you know, IE, Independent Expenditure, PAC.

Q. So that --

A. I think it was just used as an example of -- you know, of an organization that is similar to LG PAC; that it's legal to operate, but it can't be operating in coordination with any candidate or committee.

Q. Right to Rise had -- had nothing to do with this gubernatorial race, and there's no allegation that it had anything to do with this gubernatorial race; correct?

A. Correct.

Q. And you said it was just being referenced as an example of what a PAC maybe can do or can't do as far as coordination?

A. Correct.

REPRESENTATIVE AUSTIN: That's all I have.

REPRESENTATIVE BARNES: Representative Rhoads, Mr. Sunshine.

REPRESENTATIVE RHOADS: They're all upset that I was on vacation last week, so that's why a comment like that.

QUESTIONS BY REPRESENTATIVE RHOADS:

Q. Again, thanks for coming back. You had a couple of earlier statements that I just wanted to clarify. Earlier Chair Barnes asked you about working for Eric Greitens and what you were doing. And you said that at the time you thought that your job was A, and then you were actually doing B.

So you said that you had met with Danny Laub. Did you guys talk about terms of employment prior to -- when you had a meeting and there was an email, I believe, about it?

A. Um-hum. In December when I met with Danny Laub, you know, I don't recall the exact conversation that we would have had regarding employment or specific terms. But I believe it was discussed in some general --

Q. Okay.

A. -- part, yeah.

Q. So this -- you had mentioned too that prior to that you -- or about that time you went out on your own, and you used to work for another company?

A. Yeah. I worked for a consulting firm, political consulting firm called Barklage & Knodell.

Q. And you were just an employee there; correct?

A. Correct.

Q. Okay. So this was kind of the point where you were kind of going on your own; correct?

A. Yeah. Yeah. I'd had -- I had been in discussions with some other people about potential clients that I could -- that I could do some work for. And -- and the opportunity was there with Eric, and I was kind of in a -- in a transition period where I was going out on my own.

Q. Okay. Great. So at what point were the terms and conditions of what your job entitled told to you, that we'll pay you X amount of dollars to do this job?

A. So in late December I had at least one meeting with -- with Eric regarding -- regarding, you know, terms of a -- of employment. What we came up with during that time was a set amount a month -- I think it was $4,000 a month -- and I would work out of his office three or four days a week. And it was more just kind of general -- general political activities. It wasn't discussed that I would be focused solely on fundraising. It wasn't until I actually started working there that I kind of knew that he envisioned me to focus --

Q. So --

A. -- pretty much on that.

Q. Okay. So after -- excuse me. After January 5th -- which was your first day. Is that 2015; is that correct?

A. Yes. I don't know the exact day. It was --
Q. Pretty close to that?
A. Ballpark.
Q. So after that, how long ago -- how long after that did you realize that he wanted you to solely work on campaign contributions?
A. Immediately. He provided me a number -- they provided me a number of donor lists one of my first days I was working there and --
Q. Which was something you were familiar with --
A. Yes.
Q. -- doing?
A. Yeah. A little bit. It's not -- it's not something that I prefer doing, but I have done it -- done fundraising for other clients.
Q. So was it your understanding that you'd be a full-time employee and not to work anywhere else or...
A. To spend a lot of time there, a few days a week, three to four days a week, and working out of his office, but not -- not a full-time employee.
Q. Okay. Was it said, hey, I may pick up a client over here or one over there; is that okay? Anything like that? I mean...
A. Yeah.
Q. And I want to stop you here, because I know

in your prior testimony you spoke about some compensation packages that you were still getting from Barklage & Knodell, which I don't think were anything monetary, it sounded like; it was just other things. But I didn't know if maybe you had went to work for somebody else as well as them at the same time.

A. So during that time I was also doing some -- doing some lobbying work as well. So -- and I'm not sure exactly when -- I'd have to go back and look whenever I registered, you know, as a lobbyist for that client. But, yeah, I was doing other activities, in addition to just working with Eric.

Q. Okay. So let's go back to the conversation with -- is it Monu?

A. Monu, yeah.

Q. Monu. Okay. And you had mentioned that he had talked to you about -- or you had give him -- I don't want to say give him advice. In your talk you talked about filing 1C4s and donations. What did you tell him, if you can recall that?

A. I think I left it at we'll, you know, talk to the campaign attorneys and see if there's some way we can make this work. It was something that I was -- I'd never experienced before working directly for a candidate. So -- and this was somebody that was, you know, I

believed to be one of Eric's best friends. And Eric obviously connected me to this gentleman, and so I knew he was going to have a major role in the campaign. And because of our discussions, that's when I had -- when I, you know, had other discussions from that with attorney -- with campaign finance attorneys that were also connected to the Greitens campaign.

Q. Sure. So when -- if there was a question like that that came up, was it a pretty open basis that you could talk to these campaign finance attorneys or was it something that had to be an official inquiry, bill it out, that kind of thing? How did that work?

A. I know they were billing somebody. They're very reputable attorneys that are based in DC. And, you know, I know they had a high billable rate, because I was told they were, so to keep my conversations brief with them.

Q. I understand. Did you ever contact them about it?

A. I did.

Q. Did they ever come back with anything?

MR. ERNST: This is where we're not going to testify about any discussions he may have had with those attorneys. Again, for consistency, Mr. Hafner is not going to testify about any conversations that he had

directly with those attorneys that were retained by Mr. Greitens or his campaign, out of concern for attorney-client privilege.

REPRESENTATIVE BARNES: And that's because he was an employee of Mr. Greitens at the time.

REPRESENTATIVE RHOADS: I understand.

REPRESENTATIVE BARNES: So the privilege attaches -- or the concern is that the privilege could attach to the organization, and they were representing the organization at the time.

REPRESENTATIVE RHOADS: I understand.

MR. ERNST: That's correct.

BY REPRESENTATIVE RHOADS:

Q. So obviously -- let me move on. So in your -- of course now I guess that would have probably been one of the last biggest campaigns would have been the gubernatorial campaign in the last year or two. You've never worked that much with campaign, like a donation list and things like that?

A. No, I mean, I've -- I've -- I'm not sure if I understand the question.

Q. I'm sorry. Let me help clear it up. So in your past experience as a consultant, as a paid consultant, have you worked with other lists of campaign donations for other --

A. Yes.
Q. -- clients? Okay.
A. Yes.
Q. Was there any kind of list, other than a designated campaign list, that you've -- like somebody said, hey, here's a list of people I know or here's a list of the members of the 4H Club or whatever?
A. Yeah, specifically I -- you know, I don't know off the top of my head. But, sure, there's other lists people create all the time in politics that -- and certainly my work for -- that's kind of the value in being hired, you know, by a specific candidate too is you bring -- you know, you bring your --
Q. Sure.
A. -- list too.
REPRESENTATIVE RHOADS: Okay. Thank you again. Thank you.
REPRESENTATIVE BARNES: Where am I in seniority? Eggleston? Representative Eggleston, are you next? Okay. Representative Eggleston.
QUESTIONS BY REPRESENTATIVE EGGLESTON:
Q. You talked about a number of different lists that were eventually compiled together into one master list. Did all that happen while you were still on board?
A. That would have happened -- yes, to answer

your question, it would have happened in the -- yeah, that first month of my employment with Eric.

Q. Okay. Some of the stuff that went on to get him elected happened while you were there, and then you left, and then some stuff happened after. But the compilation of all those lists, you were on board then?

A. Um-hum.

Q. Did you get to see the people's names on the lists and go through them?

A. Yes.

Q. Okay.

A. Now, all the lists that I was provided in the early days of my employment with Eric were not utilized, but a number of them were too.

Q. Okay. One of the lists that went into making the master was -- according to what all I've read, was Tom Schweich's list, the Schweich list. Did you get a chance to read that, those particular lists of names over?

A. I did open that list up. That list was the one I kind of just referenced was that we -- I did not use that list. I don't know if it was used after, you know, I parted ways with the campaign. But I was uncomfortable with using that list. Tom was -- I considered a friend of mine. And I don't know how they

had access to that list or who sent it to them. But that was something that was work product of another contract fundraiser in the state, so I never used it.

Q. In looking at the names on the list, do you think that the names got on that list just by going to the MEC website and downloading all of the donors that had ever donated to Schweich or did that list contain more names than just simply those public lists, do you think?

A. Yes, it was -- it was a professionally-compiled list. It had -- if I recall correctly, it had donor history dating back years which, yes, can be found on the MEC website and quarterly reports. But this was much more expense -- extensive. And I believe it also had some federal candidates on it as well, which led me to believe -- I do believe it was created by a professional fundraiser that was employed at some point by Mr. Schweich.

Q. So it wasn't somebody just went to the MEC website, downloaded all the public documents, and made the list; that list had other names on it that was, like you said --

A. Yeah, there was donor -- yeah, there was donor history, previous donor history on that list that was pretty extensive.

Q. Okay. So --
A. And contact information too.
Q. You've -- prior to this, prior to working on the Greitens campaign, your history is that you've worked on quite a number of campaigns before; is that right or --
A. Yes.
Q. -- what you -- okay. And at that kind of statewide level?
A. Yes, most have been statewide.
Q. Would you say it is normal and common practice that one candidate ends up with their opponent's donor list and vice versa during the course of a campaign or was this unusual to see Eric Greitens end up with potential competitor Tom Schweich's donor list?
A. It was -- it's not unusual to share donor lists among candidates or clients. But usually you have permission to do that. With -- with Schweich's donor list, it was very -- you know, I was surprised that they had Tom Schweich's donor list. I don't -- I don't believe Mr. Schweich cared for Mr. Greitens all that much. I don't want to speak for him at all, of course. But just from my personal experience and conversations I had with people connected with Mr. Schweich and working for Mr. Schweich, there was no way that he would have

ever allowed Mr. Greitens to have --

Q. Well, just as professional courtesy, I'll share my list with you, you share your list with me. It wasn't like that --

A. No.

Q. You think somebody probably took that from the Schweich campaign without Tom Schweich's permission?

A. I believe that.

Q. Do you think that -- but you don't know who would have had access to that, who could have gotten that for Mr. Greitens?

A. I don't care to -- I don't want to speculate too much on that. I know that when the list was sent to me in the early stages of the campaign, it was listed in a sentence that that Schweich list was sent over via another consultant who was doing work with Eric.

Q. Do you think that -- do you know whether or not Mr. Greitens asked that person who would have that contact to get the Schweich list, go get that list for me, or did this consultant just throw that in sort of for free without Mr. Greitens requesting it?

A. He -- he very well likely could have done it willingly just to, you know, be in -- be in the good graces of Eric. I don't know if they were being paid at all by the campaign, but I know that they were doing a

bunch of work for Eric as well.

REPRESENTATIVE EGGLESTON: Okay. Have we -- Mr. Chair, have we named who these different players are or not? Are we avoiding that?

REPRESENTATIVE BARNES: I'm not positive on the answer. If you want to come say the name, I think I will be able to tell you yes or no. Or Representative Mitten will know.

REPRESENTATIVE EGGLESTON: A little gray area, so we'll just leave it for now. We might come back to it.

BY REPRESENTATIVE EGGLESTON:

Q. You talked about earlier that foreign donors to campaigns -- is it true that campaigns on a statewide level, that's an illegal thing to have a foreign donor to --

A. As far as I'm aware, yes.

Q. Okay.

A. And --

Q. It's not just a federal thing; it's a state thing as well?

A. As far as I'm aware.

Q. Okay.

A. In any form. That's how I've always operated. But I'm not a --

REPRESENTATIVE BARNES: You're asking for a legal conclusion, I think. I can find you the federal statute. Although I believe foreign money is illegal in any election in the United States, whether state, local or federal.

MR. ERNST: Mr. Hafner is not an attorney.

REPRESENTATIVE EGGLESTON: Right. I was just asking if he thought it was illegal, I guess. So...

REPRESENTATIVE BARNES: Sure.

BY REPRESENTATIVE EGGLESTON:

Q. So let's say I want to run for some big office and I say, Mr. Hafner, I want you to be my guy; and you say, well, you're going to have to raise a lot of money. I say, no problem; I got buddies from way back when; I got one that lives in -- I don't know, pick the place -- Saudi Arabia, one in Canada, one in France; I'll get them all to donate a bunch. You would advise me that you can't do that; would that be correct?

A. I think it depends on the circumstance. If there's somebody that's living abroad that's a United States citizen, there might be avenues that that --

Q. Well, these are citizens of other countries that I just asked --

A. Oh, I would never advise going down that road.

Q. That would definitely -- yeah, that would be kind of a legal no-no to do that. And then let's say I'm really naive. I say, well, why is that; they're friends of mine; why can't -- why would there ever be a law against something like that? And you would explain, well, because why?

A. Well, for the sole reason that foreign influence in American elections -- I think we're -- you know, we're dealing with that right now on a national level, obviously. But certainly you don't want, you know, foreign entities influencing your electoral process.

Q. Sure. Okay. They're not really kind of from your home area, so there may be some ulterior motives involved for folks that far away from home wanting to donate to a politician's campaign?

A. Sure.

Q. Okay. Have you had a chance to look over -- I know you left in the middle -- but look over any of the folks who ended up donating to Mr. Greitens' campaign, kind of that donor list and his MEC reports? Are you familiar with some of them?

A. Are you referring to The Mission Continues list or the Schweich donor list?

Q. I'm referring to the reports that were filed

on MEC, the quarterly reports, the 30-day after reports, and so forth, that actually listed back -- back when everything was done that way -- this was before Amendment 2 and transparency kind of took a hit there.

A. Yes.

Q. But, you know, back then you had to report your --

A. Sure.

Q. -- you know, who gave you what and when. So have you had a chance to look those over to see who ended up donating to Mr. Greitens?

A. Yeah, I don't re-- obviously, I don't -- wouldn't recall when I would have reviewed those reports or anything. But I'm generally familiar with a lot of his major donors that ended up --

Q. Yeah.

A. -- contributing to his campaign.

Q. So normally in a statewide race would most of the money that you would raise come from the state you're running in?

A. Generally. On a higher-profile race, like a governor's race or a U.S. Senate race, a lot of national money comes in.

Q. And that's --

A. A high-profile race, yeah, high exposure,

and --

Q. And I know you can't give us an exact dollar amount, because it's going to vary from race to race. But proportion of local state money versus outstate national money that literally isn't from that home state, kind of usually how much is home versus how much is outstate, percentage wise?

A. Gosh, I think it kind of depends on what level of race. So your -- your higher-profile U.S. Senate/governor races will have a larger percentage of out-of-state money in it. A lot of that's routed through entities like the RGA or the DGA. So it would be hard -- it would be hard for me to give an exact percentage. I think it depends on the situation and the race.

In the governor's race in 2012, you know, there wasn't a lot of national money in that race from national donors, other than -- other than the gubernatorial committees. But the race in 2016, obviously there was incredible amounts of national money, and then there was another bucket of that money that we don't know where it came from.

Q. Well, true. That's through the PACs you're talking about there. But even in the itemized names where we know where it came from, if you took out the RGA and just had kind of the individual donors and companies,

if, I don't know, let's say half, if it was 50/50 would that be normal or would that seem like it was a lot more outstate than normal or less normal or what do you think?

A. Again, I think it probably depends on the candidate. For somebody like Mr. Greitens, that ratio, yeah, I mean, he raised a lot of money from out of state. So --

Q. Well, and I'm trying to find out did he raise an abnormal amount --

A. I think so, yeah.

Q. -- out of state compared to other candidates, compared to other races that you've worked on?

A. Sure. Yes.

Q. Okay.

A. Yes.

Q. Okay. Now, while legal, with the same premise of, well, that's not really home money, those aren't home people, kind of apply to big money that may have come in from New York or California that's just as geographically far away from our state as a Canada or a Mexico --

REPRESENTATIVE BARNES: Well, hold on. Before we go down that line, there's nothing illegal about a California donor donating.

REPRESENTATIVE EGGLESTON: I know.

REPRESENTATIVE BARNES: Okay. I just want to -- okay.

REPRESENTATIVE EGGLESTON: I'm just asking about the --

REPRESENTATIVE BARNES: I'm giving you a lot of leeway, but we're -- go ahead.

REPRESENTATIVE EGGLESTON: Okay.

MR. HAFNER: I think the political perception among some voters, they don't want to see a candidate that's funded by outside interest, from out-of-state interests. But that's a political calculation that the Greitens team made and, you know --

Q. Sure.

A. -- yeah, they raised money from around the country.

Q. But those, of course, are the ones that can be identified through the MEC reports. But as you had said, there's also the PACs, and you can't --

A. Yes.

Q. -- identify those donors at all?

A. Correct. Every -- everything that was contributed through Greitens for Missouri obviously would have been disclosed through MEC quarterly reports and, you know, the eight-day after election reports and, you know, preelection reports. So that's all -- that's all

disclosed, obviously, and searchable online.

There's the other element to it that -- yeah, that I don't think anyone's aware other than internally those organizations how much money they raised and spent. And I'm referring to, you know, the Seals for Truth, which we don't know where that money came from. That was disclosed in MEC, but the way they did it was -- I think they're a super PAC, which then contributed to the MEC. But then the LG PAC was just making enormous expenditures in that race; and that was routed through ghost corporations in Texas, I think.

Q. Okay. Would there be a re-- you kind of said before that maybe one of the reasons that a PAC is made is to hide the identity of the donors. If the donors are foreigners, then maybe you set up a PAC to hide that. If they're Americans though, you can just take that money and go ahead and post it right on MEC. So is there any reason to make a PAC to hide American donors' names?

A. Well, at the time in Missouri, obviously there was no contribution limits. So if anybody wanted to contribute a million dollars -- we saw that happen numerous times.

Q. Right.

A. -- they could, obviously, and it was disclosed. So setting up another entity where you could

accept unlimited contributions, I would have to believe that was -- that would only be for one reason, and that's to conceal the identity of a specific donor or groups of donors.

Q. Just to hide the fact that it was one person donating a huge amount of money, even though they were American and were legally allowed to do so?

A. Sure.

Q. Is there something politically beneficial in doing that?

A. I don't think there is, but certainly some people see the benefit in having C4s operate in that -- in that realm where you're making million dollar ad buys and doing other political activity and not disclosing that. But that's not something I've ever advised a candidate to do.

Q. All right. There was a mention, Alex Rogers. I think we're kind of questioning whether he was -- you had said he was in Hong Kong. Do you know of what his nationality was? Was he a citizen of there or was he an American citizen who just happened to be over there or staying over there for an extended period?

A. So there were two specific individuals that, you know, were connected with this conversation that we're having on foreign money. One was this Alex Rogers

gentleman, and the other was Monu.

Alex, it was to the extent that he had worked for, I don't know, some multinational hedge fund or some sort of financial services fund and was based in Hong Kong; and Eric was visiting there at some point in the coming months, and Eric had had a $50,000 commitment from Alex. And I'd have to go back and look at -- look at my notes that I -- you know, that I took down from Eric on that particular individual. I know it's been disclosed to the Committee and -- but there was -- there was that gentleman.

And then there was Monu, who I spoke to a number of times, who referenced that Eric and him had a lot of buddies from Oxford that were interested in contributing in the race. And Oxford obviously is, you know, in England, and most students are foreign in that -- I know there's Americans too, obviously, that are students of Oxford University, but -- but the majority of are from abroad.

And so through those two discussions, you know, those -- that's the extent of my discussions with the Greitens team on foreign contributions. I don't know what happened after I left or -- and where those conversations went, but there were -- there obviously were commitments from Alex early on in the campaign to

contribute a lot of money and to raise a lot of money.

Q. All right. So I've got that story, and I think that's the same thing that you've said in other testimony. But my question was do you know anything for a fact or did you hear something that would lead you to believe that Alex was -- did not have American citizenship?

A. No.

Q. So he -- so as far as you knew, he could have been an American just living in Hong Kong at the time or visiting --

A. He could have been. I've never talked to him. You know, I do believe I was listed on some emails with him. I know he had a foreign number that I believe Eric contacted him at, because I put that number on a call list for Eric. But I don't know the extent of his nationality.

Q. And then Monu, from all the MEC reports I've seen, seemed to be living in California. Do you have any solid knowledge as to his citizenship?

A. I do not.

Q. Okay. All right. When you worked and started getting paid in January 2015, did you invoice -- because you were as an independent subcontractor to begin with.

A. Um-hum.
Q. Did you actually give them a bill, give them an invoice for your time?
A. I'd have to go back and look. That's standard operating procedure for me. I -- I invoice all clients. So I believe I did, but I don't recall exactly. I know I was paid, because I had to get the bank record.
Q. Right. To whom would you -- did you make the invoice out?
A. That's a good question, because I'm not sure what the entity even was at that time. And I had to go back and look to see that I was even -- that I was paid from Greitens Group. So, yeah, I don't recall doing an invoice, but usually that is standard -- standard what I do.
Q. If you -- as far as you know, if you did do an invoice, it would have been made out to The Greitens Group or Greitens for Missouri, one of those two; it would not have been a third entity, is that correct, or might it have been a third entity?
A. That's why -- yeah, that's why I'm drawing a blank, because it would have been Greitens Group or Eric and Sheena Greitens or -- or Greitens for Missouri. But at the time in January there wasn't a campaign committee set up. So if I did an invoice, I probably wouldn't have

invoiced a committee, because it didn't -- it didn't exist.

Q. Well, right. But I didn't know if he just up and wrote you a check and you didn't give him an invoice or you --

A. What I recall --

Q. -- what you received, you made an invoice --

A. If I -- I remember when he gave me the check. I was standing next to his -- next to his office, and he walked out, and I wasn't expecting it at the time. It was in -- I believe it was in late January. But I remember the exchange, because he told me I was doing a great job and -- you know, just a nice gesture. So --

Q. But was there a point where you went from independent contractor to employee or were you always independent contractor?

A. I was always an independent contractor.

Q. Okay.

A. Yeah, through the whole time. It just -- the entities changed in February --

Q. Gotcha.

A. -- yeah, from Greitens Group to Greitens for Missouri.

Q. Well, I guess what I'm getting at, I want to make sure that every -- if you put out any invoices,

every invoice you would have put out, to your recollection, was to either Greitens Group or Greitens for Missouri, not something else; would that be fair?

A. Right.

Q. Okay.

A. Yes.

Q. Not The Mission Continues, not some other --

A. No.

Q. -- business, not --

A. The only other part-- it could have been in January just to Eric Greitens directly, if I -- if I created an invoice. But I don't recall an invoice for -- for January. And I think I testified earlier that I didn't know if I was paid from Eric personally or The Greitens Group. I knew it was one of the two. That was in my first testimony. And then I went and looked at the bank records and got a copy of a check, and it was from Greitens Group. And that I discovered after my first testimony to this Committee.

Q. Okay. Last thing, I want to talk about how you sort of ended up parting ways with the group, because you had been with them for a while; you had been providing information. Some of it was just sort of for free so they could get a feel for you, and then they started paying you. But within a few months of that,

there was sort of a change in running that campaign. Tell me again your story of how that went down.

A. So in March -- Eric wasn't in the office all -- all that much during the month of March. And, again, I was only -- you know, I was spending three to four days a week, so I wasn't there full time either. Some of the consultants that I was connected with, they told Mr. Greitens and his -- his two closest advisors that if Eric ran for governor that he wouldn't be with him in that race, because they had been talking about John Brunner and they thought John was -- had a better profile and would have been the better candidate for governor, and that if John ran for office -- or ran for governor, that they would likely be with him.

So because of my relationship with those consultants, Eric felt it necessary that he needed to sever ties with me. And so the way they communicated that to me was first it was Mr. Laub. I talked with him in the morning. He said that Eric was completely 100 percent going for governor, that lieutenant governor and other offices were completely off the table, and that -- and this was the phrase that they coined, that each of them used when I had discussions with them that day, that they were taking a strategic pause in our relationship, meaning my professional relationship with

them.

And Eric's senior advisor called me a few hours after that. He said that that was all political; it was just -- you know, there's no hard feelings and, again, it was -- you know, it was a strategic pause on the relationship.

Eric called me that night. I talked to him. I told him I was disappointed that I didn't hear it directly from him, because I had put in a lot of work for him all through 2014. Again, from my perspective, you know, I and a couple others that I was close with introduced him to many of the people that ended up becoming his inner circle of advisors and campaign team. And so, you know, I expected to be told directly and to hear it from Eric first. But it is what it is, and I moved on. We parted ways.

At that time in our discussion, Eric said that I would be a great employee in the governor's office someday; that in a few months if John Brunner didn't decide to run and the consultants that I was connected with weren't going down that road, that he'd love me -- love to bring me back on the campaign team. And so it was a very amicable pardoning of -- parting of the ways. And, you know, didn't have any hard feelings. I appreciated the opportunity to work with him. And, you

know, four or five months later I went to work for John Brunner, who obviously ran for governor.

Q. Where do you feel like your relationship is now with the Governor's staff and those who took over the campaign and your replacement? Are you still -- I shouldn't say still. Are you bitter? Are you totally content? You don't care one way or the other? I mean, I don't want to put words in your mouth, but kind of tell me where we're at now.

A. Sure. Well, before all this, over the last few months, I mean, I was -- I was content moving on professionally and everything else. The circumstances changed when these investigations started -- started moving. And so, you know, I've been drawn into this thing, you know, somewhat unwillingly. But I'm here because of -- one, because I was subpoenaed and, two, I do believe in uncovering the truth in all of this.

In terms of our relationship, you know, it's -- I'm not watching the Stanley Cup with him on TV at night. You know, I'm not invited to barbecues. But, you know, if we saw each other, you know, I think he's -- I appreciated the opportunity to work with him, and I don't have any hard feelings against the guy. I'm just here because the subpoena and because I, you know, want the truth to come out.

And to your point about the staff, you know, I don't have very much contact with them and haven't -- and have never really had very much contact with them.

Q. Well, you know, the reason I had asked the question, obviously there's going to be some question of whether you're just a disgruntled former employee. And I know you kind of brought that up before. This is the first time you and I have had a chance to visit, because I'm new on the Committee. But you've talked to the Committee once before. I've read those transcripts. You've talked to the Attorney General as well, I believe; and I've read those transcripts. In the Attorney General's interaction when you were sort of asked that, it was a little -- I think you called it unprofessional and -- a little harsher version of what you had told and -- what you had told to this Committee. So I'm just trying to feel out and make sure that the testimony that you're giving us is --

A. Sure.

Q. -- just the flat, honest truth. You're not biased one way or the other, or can we read some bias in or what?

A. Yeah. Well, and to clarify, and I think it's important for the record, I mean, you know, if you follow social media, I mean, there's some pretty wicked stuff

being thrown around. And I've tried to push that to the side. This isn't fun for me at all, nor have the last four months been, you know, my idea of a good time working in Missouri politics. But they'll -- I know they'll try to frame me as I'm doing this because I'm a disgruntled employee. I know I've done some of the interviews. And that's important for me and that's a personal decision for me, because I've seen what some other witnesses have gone through, in terms of their credibility being questioned and other things. And I'm -- I'm here to, you know, defend my testimony and not let, you know, other people define it for me.

So I know that's a long-winded way to answer your question. But, no, I was perfectly content on all this to leave -- to leave it behind. And, unfortunately, we're in this position, and it's a very serious and sad time for the state and for all of us to go through.

REPRESENTATIVE EGGLESTON: All right. Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Thank you.

Representative Trent, is that -- yeah. No, Representative -- you're tied in seniority, except for committee seniority.

Representative Pierson, you weren't here on Thursday when we were going to Representative Trent next.

So you are definitely senior here.

REPRESENTATIVE PIERSON: Thank you, Mr. Chair, and time served on this committee has doubled.

REPRESENTATIVE BARNES: As it should. You know what, we should make the request for those of you who will be returning to get bumped up in your line for picking offices.

REPRESENTATIVE PIERSON: I like that. Hear ye, hear ye.

First of all, thank you, Mr. Chair, and thank you, Mr. Hafner, for being here.

QUESTIONS BY REPRESENTATIVE PIERSON:

Q. I just had a couple of perhaps clarifying questions, because we've covered a lot -- a lot of landscape. I wanted to, if you would, draw your attention to Exhibit 87. And I just want to make sure -- because I know you talked about a typo on another page. I wanted to make sure that there was no typo on this one. As we look at number 6, where it talks about Monu --

A. Um-hum.

Q. -- and I believe near the end of that particular numbered item, do you see where LLC and/or 501(C)(3)? Should that be 501(C)(4) or is that indeed 501(C)(3)?

A. I don't want to speak for Eric Greitens,

because he's --

Q. Okay. That's from him?

A. -- the one that wrote these notes. I would think he would have known that C3s can't contribute. So I would -- I would -- I would think that's supposed to say C4, but...

Q. Okay. Because I know we've been talking a lot about C4s in particular.

A. Yeah.

Q. So --

A. C3s obviously are charities. Yeah, so it should be off limits completely. So, yeah, I would think that's a typo, but I don't -- I don't know. I don't want to speak for him.

Q. Okay. Okay. Very good. I just wanted to --

A. I mean, he wrote this email, so...

Q. Thank you. Thanks. Very good. Have you -- have you been involved in any other campaigns as early as you were involved in this particular campaign?

A. I'm trying to think. Yeah, probably. And I'll give you an example. You know, in 2010 and 2011 Peter Kinder was looking at running for governor. And, you know, we were trying to lay some initial groundwork for that campaign; and that was quite a bit of time off away. I don't know if it was, you know, more than two

years, but it was pretty far in advance. This is -- this is -- it's not unusual.

You know, Catherine Hanaway had announced for governor, I think, in early 2014. And Eric was obviously having those discussions about running. So I don't think it's unusual. But, you know, me personally -- and I really wasn't directly involved with Eric until January 2015. You know, I served as informal advisor and, you know, acted as a resource and helped connect him in and network him in all through 2014. But it wasn't until '15 when I had more of a direct role. So that would have been a year and, you know, 11 -- 11 months out from the 2016 general election. So that's not unusual.

Q. Okay. So perhaps it is general practice for someone in your role to work with an individual prior to there being the campaign and working without compensation?

A. Well, to a certain extent. If a candidate is very serious, then you want to encourage them to open some sort of mechanism to raise funds. In Missouri obviously that's opening a campaign committee. And so it's not -- it's not unusual to put some leg work in on the front end when you're going through a candidate recruitment process. I mean, you see the caucus committees do this all the time with potential

candidates. You know, you're advising them through a decision process; and then they, you know, make a formal decision on whether to run for -- run or not.

You know, again, I mean, we didn't know the extent of how active Mr. Greitens was through 2014, you know. Honestly, we thought we were one of the only consultants that he was talking with in Missouri, and it seems like he was working with a number of others.

Q. Is it your experience that that pro bono work perhaps gets factored in once a campaign committee is formed?

A. I think it depends on how much work an individual is putting in. If they're a full-time staffer, then, yeah, usually that's something that would be reported, that should be reported. I mean, if they're legitimate campaign expenses, yeah, they should all be disclosed in your MEC reports.

Q. So there could be a situation where an individual has done some pro bono work before a campaign has started; then once a campaign starts, that work is in some form or fashion rolled into the agreement that they have moving forward, if it be a reporting mechanism or if it be in the package that they accept moving forward; is that...

A. Just so I understand your question, could you

restate it?

Q. I will try. So we kind of talked about individuals working and helping and -- another individual, potential candidate. And then once that candidate becomes an official candidate and opens up a committee, then is that relationship and that pro bono work taken into consideration in whatever compensation --

A. Oh.

Q. -- going forward, and is that reported previous? Just kind of how might that work?

A. I'm not sure how ethics would -- you know, would tell you how to report that. But if you're -- if you're doing legitimate campaign work -- say if I was working with a candidate prior to them forming a committee, then they form a committee, you would think that that should be listed as an in-kind contribution or listed as an expenditure from the committee, you know, based on that political work that you're doing for that campaign.

I'm not sure what ethics would tell you on that. But, I mean, I -- that's how I would operate. I mean, if you're -- if you're making expenditures on staff, that should be reported in some form. Now, I guess could a consultant, you know, say that he wasn't paid for, you know, the month of January, and then -- and

then say, well, when you open a campaign committee, then -- then, you know, just pay me for the month of January then. I suppose you could do that. But that's something for -- that's a campaign finance law issue. I'm not an attorney.

Q. Okay. Very good. Thank you. Were you involved in -- you kind of talked about the book tour. And approximately when did that happen?

A. In March of 2015.

Q. March of 2015. So that's right around the time where you separated?

A. Late March, yeah.

Q. Did you have --

A. Probably around the 20th of March.

Q. -- much involvement with that book tour?

A. No. Just to the extent that Eric had asked me to invite a bunch of political --

Q. That's right.

A. -- types to his book launch in St. Louis.

Q. Okay. Okay. I think you said something to the effect of, I guess, Mr. Greitens or his team kind of sending mixed messages to people to kind of keep them engaged. What kind of led you to that thought?

A. I think -- I -- look, I mean, I think we were misled pretty greatly. I don't think he ever had a real

desire to run for anything else other than governor. Hindsight's always 20/20. But, you know, at the time I wanted to believe that he could be a -- you know, a generational leader for our party. I went to work for him because I did believe in him and he had a great resume. I wanted to believe the conversion to, you know, his Republican etiology was sincere. It wasn't until I started working in a more close capacity that I realized, you know, the truth about some of those things.

But can you remind me what your question was again? I think I digressed a little bit.

Q. That's all right. Just let me ask: So do you feel those mixed messages were sent and perhaps perpetuated intentionally?

A. Yes, I do. And, look, I mean, we introduced him to an incredible amount of donors and influencers and activists and a lot of people that became his inner circle staff. That was through our network. And, yeah, I do believe we were misled quite a bit on the office he was -- the office he was seeking. And I think that was intentional. But, you know, I don't want to speculate on his motives or anything.

Q. Okay. And kind of lastly, I think you made a statement in regards to Mr. Greitens' plans and those plans superseding heeding advice to form a committee.

A. Um-hum.
Q. Is that an accurate representation of perhaps what you stated?
A. Yes, it is.
Q. Okay. And then also that his creation of the committee was not in any -- was not done in, I guess, adherence to anyone's advice, but perhaps in response to Brunner's decision to enter the race?
A. I think, you know, Eric would probably say it's for -- it was for a different reason. But the way I remember it was that Tom Schweich announced very early in 2015 that he was running. Catherine Hanaway had already been in the race for a year. Then you had John Brunner, who -- who was having more discussions and conversations with people about potentially running. And I think the political calculation changed for Eric, and he decided -- and they decided that, you know, they needed to have -- you know, they needed to plant a flag to make sure that they weren't being left out of the discussion. Because if you -- if you had, you know, somebody like a John Brunner, that if he would have gotten in early and, you know, decided to contribute, you know, a bunch of money to his race, that would have changed the landscape quite a bit and would have left somebody like Eric and his candidacy on the outs.

And so I think the -- I think at that time period -- they might say something that's totally different. But what I experienced, what I recall was that that calculation changed during that time period.

REPRESENTATIVE PIERSON: Thank you, Mr. Hafner.

Thank you, Mr. Chair.

REPRESENTATIVE BARNES: Representative Trent.

REPRESENTATIVE TRENT: Thank you, Mr. Chairman.

QUESTIONS BY REPRESENTATIVE TRENT:

Q. Thank you, Mr. Hafner, for being here today. So there's a lot of different things I wanted to cover here. But I guess let's start with the campaign committee just briefly. When do you typically advise a client that they need to create an MEC committee of some sort?

A. I think it depends, you know, on the -- on the client -- or the potential client's involvement. You know, if we know that they're making expenditures, real expenditures, on political activities, then --

Q. So what is the threshold of expenditures at which you advise them to create a committee?

A. I'm not sure if there's a specific threshold that I use. Just if it's -- if it's money -- if it's

legitimate money, like on staff or something like that, we would --

Q. Do you know what the legal threshold is?

A. I mean, I would assume it's -- no, I don't know specifically.

Q. Okay.

A. I think it's $500, but I don't know.

Q. Well, I think that's correct too. I mean, you know, it seems like that's kind of a bright line. And you're fairly experienced with campaigns. I mean, you've been doing it for a long time, right, at a pretty high level?

A. Different aspects, yeah.

Q. And at a pretty high level. You've done statewides before this. You've done a variety of campaigns before this; right?

A. Yes.

Q. When do you typically get brought into a campaign? Are you there at the ground floor or do you usually come in later after the campaign's already well underway?

A. It really depends. Sometimes -- you know, the firm that I was working with, I mean, they would do -- they would recruit candidates. So in that sense it was on the ground floor. But, you know, a recent

example, you know, like with John Brunner --

Q. Was later on?

A. -- he would -- yeah, he had a campaign committee set up for a number of months, and I was brought in at that point.

Q. But you -- this certainly was not the first campaign you came in on at the beginning?

A. No.

Q. Yeah, so it's something that you -- that you've done before. And so I would assume prior candidates that you talked to that you've helped, you have helped them navigate that same process; you've helped indicate to them when they should file a committee?

A. Yes. This was unique, from just my personal experience, because for a governor's campaign I don't think I was ever on any -- yeah, I was never on the ground floor.

Q. But it would be the same, I mean, no matter what the -- the threshold's the same for any race. So it -- the nature of the -- of the committee in this case would not have changed the nature of your advice; is that fair to say?

A. I don't know if I would say that.

Q. I mean, in terms of creating the committee,

like when that has to happen.

A. Yeah, if there was legitimate expenses, yeah.

Q. And just to clarify the timeline here. You did not advise the formation of the committee before December of 2014; is that correct?

A. That's the first time in writing. There were some discussions that we had in 2014, but I don't know the exact dates of those conversations.

Q. Okay. So that was the first time that we can verify?

A. That I formally, yeah.

Q. Yeah, you did it in a formal way. Okay. All right. And when did you first get paid again, just so I'm clear on?

A. January of 2015.

Q. January of 2015. Okay. We might come back to that in a minute. But let's move on to the list, The Mission Continues list. So -- and you've got quite a bit of experience in fundraising too. That's something that you've done a fair amount; is that accurate?

A. Yeah, it's not my main role, but I've done it for some other clients in the past.

Q. Okay. And you met with then-Candidate Greitens to discuss fundraising; correct?

A. At what time are you referring to?

Q. Well, I mean, early on when we were talking, I mean, you met with him repeatedly throughout your engagement with the campaign to do -- is it fair to say -- let me put it this way: Is it fair to say you were very active in the fundraising component of the campaign?

A. When I was officially -- officially paid, yeah, I was. And I didn't realize that was going to be my role or what envisioned that --

REPRESENTATIVE BARNES: I think, Representative, I think I asked a similar question. I didn't put a temporal limitation on it. Are you talking about in 2014 or 2015 -- early 2014, late 2014, or early 2015? And that's why I think that we got the hesitation there.

REPRESENTATIVE TRENT: Yeah, just --

REPRESENTATIVE BARNES: Just put a time frame on the question.

BY REPRESENTATIVE TRENT:

Q. Just longitudinally. So late 2014, early 2015, and then onward, you were pretty much -- when you first began to be involved in the campaign, from that point going forward, you were involved in the fundraising side of it fairly extensively?

A. It was never discussed that was going to be

my role prior to me actually starting to work out of his office. So once I got there, then quickly realized that's what they wanted me to work on.

Q. Yeah. This is just a --

A. And that's at the beginning of 2015.

Q. And this is just a small tangent. But when they did discuss bringing you on, what did they say your role was going to be? Did they go into a lot of detail on that?

A. If I recall correctly, so -- so Dan Laub was -- again, he was kind of the -- he didn't have the title of campaign manager, but -- but he was in charge of all the political activities. And so the way I was brought on was really to assist him in laying the groundwork of the campaign. And --

Q. So you were chief cook and bottle washer; is that what you're saying?

A. Yeah, washer. Washer mostly.

Q. Okay. Well, you know, that's -- I mean, that's how a lot of these campaigns work. I mean, you're -- you know, early you don't have a lot going on; you just have, you know, one guy or a handful of guys in maybe a statewide race, and you're doing potentially --

A. Yeah, a little of everything.

Q. Yeah.

A. Yeah.

Q. So you don't -- you don't have a formalized structure, role, or anything, because the campaign's not really got started yet.

A. Yep.

Q. Okay. So now in these meetings, when you were talking with the candidate about the ability to raise money, what did you tell him about his ability to raise money from his network of friends, associates, and people that he was close to?

A. You know, through 2014 he had indicated that he wouldn't have a problem raising money. And so, you know, I was, of course, skeptical because a lot of donors -- lot of Republican donors just didn't know him in the state. Some did, of course, that were donors to the charity. And so when we're going through the notes on one of the first days I was employed, I mean, he did have an encyclopedia recollection of donors and notes on specific donors. And so when we were going through the list --

Q. When you say the list, what list are you referring to?

A. The Mission Continues list.

Q. Okay. So it's that list. And the notes are on that list --

A. There's not --
Q. -- or are these separate notes?
A. There's not really notes. I took notes based on Eric's, you know, verbal --
Q. Oh, okay. So let me --
A. So --
Q. -- try to clarify what's happening here. So you've got this list, Mission Continues list. You're going down it. You point at the first name on the list, and he says, ah, that's so and so, here's bam, bam, bam, three things that are important about them; here's how much money I think I can get from them, something like that?
A. Almost exactly like that.
Q. Okay. So --
A. And what the best way to reach out to them. Sometimes, you know, on a higher, you know, net worth individual, it will be, well, we have to reach out to so and so. And those were all notes that I had to get directly from him, because we just weren't aware of them.
Q. When you were going through that list, did he pull out his phone or anything and say, hey, that's out of date; you should actually be calling at this number or you should contact their kid or something to that effect?
A. No.

Q. Nothing like that?
A. No. It was all, yeah, based on the list.
Q. Okay.
A. Some people on the list, of course, he had some --
Q. He never had a --
A. -- relationships. Yeah, he had some personal relationships with some of the people on the list; but there was a lot that he didn't recall how -- you know, how he knew them or how they contributed.
Q. Okay. So some people he was not familiar with, but a lot of people he knew who they were, he had lots of details on?
A. Some, yeah.
Q. Could you -- could you --
A. It would be tough -- it would be tough to --
Q. Quantify?
A. Yeah, it would be tough to quantify, because there was -- you know, with the list that he -- there was contact information for companies and for, you know, foundations and stuff like that on this list too. And so, I mean, I don't think it was a thousand names, but somewhere between 500 and a thousand. It would be tough to quantify how many people he had personal relationships on the list.

Q. Okay. So you can't say for sure, but it was -- I mean, it's enough, obviously, that it stood out in your mind that this was something he was pretty familiar with?

A. Yeah. Yeah.

Q. Yeah. Okay. And this was information -- and I think we pretty much covered this. But this was information he had either in his own mind or information that only he had access to that he was coaching you on here?

A. Well, I -- I didn't know -- you know, I didn't know how the list was created or anything --

Q. Um-hum.

A. -- or that it was potentially property of the charity, how it was acquired. Obviously, I didn't -- I didn't think it was acquired anything but lawfully.

Q. But you knew it was a list from The Mission Continues?

A. I did not know.

Q. And --

A. That's how it was described to me, but I did not know that it was --

Q. So they told you it was on The Mission Continues?

A. The way that they sent it over -- and I think

the -- I think the -- I know the Committee has the documents on what was listed on the email. But I think it just said The Mission Continues -- The Mission Continues list or something along that effect. But, again, I didn't know if it was a list that, you know, his assistant had created or, you know, if it was -- I didn't know it was property of the char-- or if it was property the charity or not.

Q. Did you ask any questions about the list?

A. I don't think so. Well, what do you mean about the list?

Q. Well, I mean, did you ask any questions about its origin or how it was acquired or any of that kind of information?

A. I did not.

Q. So you just kind of took it at face value and didn't think about any of those ethical questions?

A. Well, I wouldn't say -- I wouldn't say didn't think about the ethical questions. I just didn't -- you don't expect somebody with, you know, a degree in ethics to acquire a list anything but -- using anything but lawful means. You know, you -- it just didn't occur to me that it was -- it could have been direct property of the charity and they didn't have authorization to use it. It just didn't register.

Q. And did you ever obtain any direct knowledge about the way that the list was obtained or the legality thereof?

A. Not directly. It wasn't until, you know, October of 2016, I think, that I received a call from a reporter saying that they had access to the list and that it was created by somebody at the charity. And that's the first time I ever heard that it was likely property of the charity.

Q. Did you ever advise the campaign on fundraising lists and how all that works under Missouri ethics regulations?

A. I don't think so, because -- I don't recall doing so just because, again, I mean, I -- I worked for a nonprofit at the time -- not at the time. But in the past I worked for a nonprofit, a civic organization in St. Louis. And so I understood a little bit on how charities work. And so I -- yeah, I mean, I just didn't -- didn't think that the list was acquired using anything but lawful means, and so I didn't -- there was no reason in my head to advise them, you know, well, if this is, you know, property of the charity, then --

Q. I mean --

A. I just figured I --

Q. I mean, even beyond that list, like you never

gave them any general advice, like, hey, when you're -- when you're thinking about fundraising and thinking about how that operates, here's some pitfalls that you should be aware of, that you should look out for? You didn't give any of that kind of advice?

A. On fundraising practices?

Q. Yeah.

A. There was a meeting sometime in January that we had that we discussed fundraising, fundraising practices. I don't recall the topics we discussed in that meeting. I don't think we discussed anything about, you know, raising money from C3 donors because, again, I didn't know that the list was acquired -- I didn't know how the list was acquired, and I didn't -- I didn't know that they didn't have authorization to use the list.

Q. Was there anyone else that advised the campaign on these matter? I mean, did they have an attorney or someone else or were they looking to you for that?

A. No, I mean, they had -- they had attorn-- they had a number of attorneys that were advising them.

Q. On campaign finance issues?

A. Yes.

Q. And when did they begin?

MR. ERNST: I want to be careful -- I want to

be careful that we're avoiding straying into any attorney-client privileged communications. I think you can answer this question.

BY REPRESENTATIVE TRENT:

Q. Yeah, I think this is a safe question for you.

A. It was my understanding that a couple of these attorneys were involved from the -- I mean, that --

Q. You don't have direct knowledge?

A. -- before me -- well, I have direct knowledge that they were involved, because I had to reach out to them --

Q. Oh, okay.

A. -- on a couple of occasions. So there was that. And then there was also -- you know, they brought somebody in who was an executive at a financial services firm that I think he -- I don't know if he was paid; he might have been volunteering his time. But they brought him in in January, and he was kind of designated as the guy who was going to handle compliance going forward. And he was a really sharp guy. So, yeah, I think that was -- my role, I think, was supposed to be limited just to fundraising.

Q. And you didn't see any other activity in the campaign which would have raised any red flags? Like

there was never any attempt to conceal where the list had come from or to obscure, you know, fundraising names that had been pulled from the list or anything like that? Like it was just all -- appeared to be open and aboveboard, and no one appeared to have any concerns, and so you had no concerns; is that fair to say?

A. I don't know if -- I don't know if I would say that. At one point when we were going through the list, Eric had suggested that I reach out to somebody who had just worked at the charity or might have still worked at the charity to go over donors on that list. Because Eric didn't recognize a number of the donors, and he said that this individual -- her name was Lindsay, and I've seen through what's been posted publicly that she's testified, you know, previously here. But he wanted me to reach out to her to discuss that list and discuss donors on that list. And that was when I kind of drew the line. I never reached out to her to schedule any meeting. You know, that -- that to me was clear coordination between, you know, charity resources and a political campaign.

Q. Did you raise those concerns to any other staffer?

A. I did not at the time.

Q. Did you raise those concerns to the

candidate?

A. I didn't raise them -- I didn't raise the concerns, but I -- you know, I didn't follow up on -- on that direction, because it's -- you know, it did make me uncomfortable, so I didn't reach out to her.

Q. Did you believe -- I mean, you said that that was a line that you didn't want to cross. Did you believe that was illegal or unethical?

A. Yeah, I believed that was unethical.

Q. Why did you fail to report that to any other staffer or the candidate or any authority, if that was how you felt about that action?

A. So at the time, you know, there was no committee set up. You know, I can advise my client, you know, to do a certain thing; but it's ultimately his decision, and it's up to the candidate to -- you know, to take the advice or not.

Q. But can the candidate make a decision if those concerns aren't voiced to them?

A. Well --

Q. Because, I mean, we're talking about a first-time candidate that -- I mean, of course all individuals have an obligation to understand the law. But, I mean, you knew that he was very inexperienced in this area, and so that's why I just --

A. Yeah, well --
Q. -- I don't understand why you would fail to raise that concern, so --
A. Right.
Q. -- that he would be better aware of what the choice was.
A. Yeah, well, I mean, at the time, again, I didn't -- I didn't know and I didn't suspect that that list was actual property of the charity or that it was acquired --
Q. But now we're talking about the coordination with the staffer. And you said you felt that was a clear violation or that you were uncomfortable in your mind at that time, but yet you just said that you didn't raise any concern about that to anyone.
A. Well, I kept to myself. You know, I wasn't going to go down that road and talk to a staffer of a charity about political fundraising.
Q. Or a staffer of the campaign or the candidate?
A. Again, I mean, it was something that Eric suggested that I do in a meeting. And it wasn't -- you know, I thought it was just going to be a dead issue if I didn't go down that road. And it looks like, you know, somebody did meet with her later on. But, again, it was

something I just didn't want to -- want to go down.

Q. Okay. Let's switch to the foreign donors. And I was a little unclear from your earlier testimony, but do you believe that the campaign Greitens for Missouri took donations from foreign nationals and concealed that; is that what you're saying you believe?

A. No, I'm not saying that. I don't know. That would -- any sort of thing like that would have happened well after I left, and I have no direct knowledge of it.

Q. So you have no evidence that any foreign donations were ever taken?

A. The only thing I have evidence of is that those discussions were being had in the early stages of the campaign.

Q. And what --

A. What happened after I left, I have no idea.

Q. And what evidence do you have of those discussions?

A. Well, my -- my personal conversation --

Q. From your personal observation.

A. Well, I mean, Monu was able to come here and, you know -- or whoever and sit here next to me and say that there wasn't a -- the governor -- I mean --

Q. Sure.

A. -- I know what happened. I know what I

experienced. I know the conversations I had and the follow-ups from those conversations. But in terms of evidence of them accepting some sort of foreign contribution, no, I don't have evidence of that.

Q. There's no emails? No written documentation? I mean, we discussed some of this stuff late yesterday, so I, you know, admittedly could have missed something in there. But there's no tangible evidence of any desire or intent or indeed actuality of foreign donations?

A. All I know is -- is what the discussions were about in the embryonic stage of the campaign when I was working there and the people that Eric connected me with. And what happened after I left, yes, I don't -- I don't know what happened with those.

Q. Now, did you ever look up -- I mean, Monu and Alex Rogers were the two folks that you mentioned that you were unaware of their citizenship. Did you ever take any steps to ascertain what their citizenship status was?

A. I don't think that was -- I didn't believe that that was my role. Again, you don't -- when you're working with a candidate, you don't think that they're going to connect you with somebody who, you know, might not be able to legally contribute to your campaign or raise money. So...

Q. Well, I mean, so you believe that the

candidate knows all the legal requirements in and out and has all the information of all the donors and everyone that he's talking to in and out, and you don't think a staff in a campaign has any obligation to try to help double-check those kind of facts?

MR. ERNST: I think that's a little argumentative.

THE WITNESS: I think --

BY REPRESENTATIVE TRENT:

Q. I mean, I'm just trying to understand what we're saying here.

A. Sure. So, look, I -- I gave Eric a little more credit as a candidate. He's a Road Scholar. He's got a doctorate. You know, he's not an idiot. He asks tough questions.

Q. Sure.

A. You know, when you're working with a candidate at that level, you don't -- you don't think that's -- you know, that's -- that he'd ask you to do something that was unethical.

Q. Are the services that I described, you know, trying to run all the traps on all the different minutia of campaign finance law, is that not typically what campaign consultants do?

A. Well, again, this is -- I was there in the

very embryonic stage of the campaign, and I know -- I know the discussions that I had with Eric and people Eric connected me with. You know, I can -- I can offer advice in a, you know, certain way. And, look, I mean, I can talk about the conversation about foreign money, but that includes --

MR. ERNST: Is your question whether Mr. Hafner's role was to provide expert legal advice on the minutia of campaign finance? Because I think he's testified clearly he's not a lawyer and that would not have been his role.

REPRESENTATIVE TRENT: No, I'm not suggesting that he should be providing expert legal advice.

BY REPRESENTATIVE TRENT:

Q. Simply that, you know, when one deals in this area, when one works on a lot of campaigns, when one is in this role for a period of time, you may not know all the answers, but you sort of know where you need to be looking out. And it -- and it seems like that there are a lot of concerns that are being expressed now, which were not expressed at the time. And all I'm trying to understand is what that situation, what that environment looked like --

A. Sure.

Q. -- where those concerns weren't expressed

then.

A. There were -- again, I don't know what happened after, you know, Eric and I parted ways. I know -- I know the discussions that we had and the discussions that I had with attorneys that they connected me with on these issues. I take direction and legal counsel from campaign attorneys when it comes to campaign fundraising practices.

Q. Now, did you -- did you retain a copy of The Mission Continues list yourself?

A. Obviously I had to supply that to the Committee, so it was in my files.

Q. Okay. And did you have permission to take that list with you when you left, from the campaign?

A. Well, at the time -- again, I didn't -- I didn't know that it was in any sort of way property of the charity or anything else. They never asked me to delete or anything else any files that I had. Now looking back, you know, I do recall deleting some -- some things when I parted ways. But I think there was -- obviously I've turned over a lot of documents.

Q. Is it typical to retain things like donor lists from campaigns once you finish working with them?

A. Sometimes.

Q. And is --

A. But in this case I never used the list. If I wanted to use the list, I could have used it for John Brunner, who was a veteran as well.

Q. Oh, certainly. Then -- and I understand that you didn't use this list. But do you typically use lists like that for other candidates? Do you -- you know, is that part of the value that you bring to the table?

A. Yes, that's part of the value. It depends on the circumstance and the candidate. But I wouldn't use a donor list of yours without your explicit permission.

Q. So you never -- so you retain the list from someone from a campaign; you would never use it in another campaign without first going back to that candidate and getting permission?

A. Yeah, if I -- if I had worked on your campaign, I don't think I would use your donor list, personal contacts and thing like that, without your permission.

Q. If you did, in fact, use a list like that, would that have to be reported as an in-kind contribution from someone?

MR. ERNST: Are you --

MR. HAFNER: That's a --

MR. ERNST: -- asking a legal question?

REPRESENTATIVE MITTEN: I'm sorry, when you

say a list like that, I'm just personally confused. So I don't know if we could clarify what you mean by list like that.

REPRESENTATIVE TRENT: List like the financial donor list, like The Mission Continues list, or a similar list.

REPRESENTATIVE MITTEN: Well, like a 501(C)(3) list or a list from another candidate? That's where I'm confused. So I just want to get the record clear, Representative. That's all that I was asking.

REPRESENTATIVE TRENT: Just a general campaign donor list that a campaign would typically have.

REPRESENTATIVE BARNES: Well, I think Representative Mitten does actually have a good point there, because the campaign donor list that a campaign would typically have is certainly a different category than a donor list from a 501(C)(3) that a campaign would not typically have, unless it was open and offered to everyone else. So I guess -- I think what Representative Mitten is asking is to put these in tranches, I guess, where --

REPRESENTATIVE TRENT: Well, I mean --

REPRESENTATIVE BARNES: And you can ask it how you want, but --

REPRESENTATIVE TRENT: A 501(C)(3) --

REPRESENTATIVE BARNES: -- let's make it a clear record.

REPRESENTATIVE TRENT: I mean, we're starting to kind of get into like legal technicalities now, because my understanding is a 501(C)(3) could give permission for someone to have their list.

REPRESENTATIVE BARNES: They can. My understanding is if you give permission to one, you have to give permission to all.

REPRESENTATIVE TRENT: Right, but that would still be -- let's say you gave permission to everyone, there would still be a value to that list; correct?

REPRESENTATIVE BARNES: There could be, but -- and I'm not sure what -- so, yeah, but I -- that goes to your question. I think Representative Mitten is not saying you don't get an answer to your question. I think she's just saying --

REPRESENTATIVE TRENT: No, I understand.

REPRESENTATIVE BARNES: -- clarify the question and put it in the right -- put it in -- be very specific with your question is what she's saying.

REPRESENTATIVE TRENT: So we're not talking about a list that would necessarily be a 501(C)(3), although I don't actually think it'd matter in the context of my question. What we're talking about is a

list of financial donors that a campaign has and was using to raise money.

REPRESENTATIVE BARNES: A list that has value?

REPRESENTATIVE TRENT: Yes.

REPRESENTATIVE BARNES: Any value is your -- okay.

REPRESENTATIVE TRENT: Right.

REPRESENTATIVE BARNES: I get it.

BY REPRESENTATIVE TRENT:

Q. And so if you had a list of that nature that you had retained from another campaign and you provide that list to a new campaign, how would you list that in-kind contribution?

A. I don't -- I don't know. I'm not sure I -- I'd have to call up ethics and see how they'd want me to report it, I guess.

Q. Okay. So you would have to -- you'd have to check in on that?

A. Well, you're referring to just another candidate's list, not a --

Q. Right. So I guess my question -- I could put it like this: Would you list that in-kind contribution as the campaign whose list it originally was or would you list it as an in-kind contribution from you, the

consultant, who had provided it to them?

A. I guess it depends on who owns the list; does the candidate own the list or does the consultant who created the list -- or the staff that had created the list?

Q. Would -- you have retained a list in our scenario here and you have permission to have that list. Would you believe that -- and I'm not asking for a conclusion of law. I'm asking for what you would believe. Would you believe that that is a list you own and can use freely or would you believe that that list was still the property of a campaign committee, especially when that campaign committee may no longer exist, like if it was from a candidate that was now retired and was no longer in front of you?

A. That's tough to answer because, you know, contract fundraisers create lists on behalf of candidates all the time. And you could make the argument that somebody like that, which is what I've done for some other candidates, would have control -- or would have ownership of that list that they created. And then by providing it to another campaign, yeah, then it should be --

Q. It's pretty unclear -- I mean, it's pretty foggy, isn't it?

A. I'm not an attorney. I mean, again, I would call ethics on this and --

Q. Yeah, you --

A. -- talk to them about it.

Q. And so, I mean, you and I have been doing this for a long time, and I'm not sure we could puzzle out what the answer is just sitting here ourselves.

A. In terms of this transfer in owner --

Q. Yeah.

A. -- transferring a donor list?

Q. I mean, there's a lot of technicalities there. It's pretty unclear. Okay. Thank you. I appreciate that.

And then I had a few questions about your -- when we went through all the different exhibits that were just -- that were just presented.

So going first to Exhibit 80. And if you need to refresh your recollection on this, just let me know. I don't think my questions will require that, but --

REPRESENTATIVE BARNES: I think he still has them up there.

BY REPRESENTATIVE TRENT:

Q. Oh, okay, then perfect. You've got them up there.

A. Yeah.
Q. That's perfect. So the inoculation research. And just for viewers at home, inoculation research is typically for a candidate or someone who's thinking about being a candidate to go through and find out what an opposing candidate's opposition research would reveal about that candidate; is that fair to say?
A. Yes.
Q. And so the mere fact that you are performing inoculation research does not indicate that you are a candidate. I mean, if something terrible comes up, you may decide you don't want to be a candidate; right?
A. Sure.
Q. So when this research was done, it's not necessarily indicative of whether or not a campaign has yet been decided upon; would you say that's fair?
A. In my experience, yeah, I think that's fair.
Q. Okay. Let's see. Moving on to number 81. Were the -- all the different vendors that were part of this meeting, were they ever retained by the campaign? Do you know that?
A. I don't believe so.
Q. So a lot of these vendors were never actually ultimately hired by the campaign?
A. No. But, I mean, there were -- I don't want

to speak for the other individuals on here --

Q. Sure.

A. -- but I think they were advisors at one point to the Greitens campaign, a couple of them.

Q. Some of them may have been, but you think some of them probably weren't retained by the campaign ultimately. And indeed that's fairly common, is it not, for consultants and other vendors to kind of go to a candidate or a potential candidate and showcase their wares, what they can do for them, then nothing ever becomes of that?

A. Sure. This wasn't really an opportunity for them to pitch their services though. It was more -- it was more an advisory role.

Q. So you'd say it was more informational in purpose in how it unfolded?

A. Well, somebody for a -- for a serious candidate, yes. It wasn't -- certainly wasn't something that we would put together for --

Q. Right.

A. -- somebody who wasn't serious about running for a high-level office.

Q. But the point of this meeting was not to -- to lay a groundwork for a campaign so much as it's just to answer the question that especially a new candidate

would have about virtually everything in the process?

A. Yeah, I'd say that. Now, in hindsight, again, you know, we believed that we were the only people that he was talking to. It looks like he was using a number of other consultants in the same way, in setting up meetings and things like that. So...

Q. So he was shopping around, trying to get the best deal or the best quality or whatever criteria he may or may not have in his mind?

A. You'd have to ask him that.

Q. Right. I mean, it's something we can't know. But, I mean, he's clearly not just looking at one group of folks; like he's evaluating many people during this time?

A. Testimony seems -- yeah, that's been released seems like that was the case.

Q. Okay. And, again, have you seen meetings like this occur for candidates who ultimately decided not to run?

A. I don't know about this high a level. But, yeah, I mean, similar meetings like this.

Q. Yeah. So there could be a meeting like this where somebody's kind of kicking the tires, and then they decide, oh, well --

A. Usually it's --

Q. -- it's not the time or it's not for me or --
A. Well, I mean, at this point this was -- this was something that, you know, national vendors were in town for. It was a high-level meeting. We wouldn't have had it if we didn't believe he was very, very serious about running.
Q. Sure. I mean, that makes sense. I mean, you wouldn't want to come incur the expense of an airline trip, if there was no chance that you might not land a client. So --
A. Sure.
Q. Sure. No, that's fair. Then let's move on to Number 82, the follow-up meeting. Again, would you characterize this as an informational meeting, like that was kind of a round-up of what they had heard at the previous meeting and answer any questions that might have developed since then, follow-up questions?
A. Yeah. More just laying the groundwork and going a little bit more in-depth talking about some of the presentations.
Q. Was any strategy for the campaign laid down in this meeting? Any -- any concrete plans that were then executed?
A. I don't recall. I'd have to look at the notes. I mean, I know there was notes taken, and I know

there was follow-ups from this, yeah. But I --

Q. But you're not aware --

A. I'm sure I've turned those over -- I'm sure I've turned those over to the Committee though.

Q. But you don't remember any executables that came from this?

A. I'm sure that there were, but I don't recall the exact ones right now.

Q. And then 83, Exhibit 83. And this one looks particularly interesting to me, so -- and I'm not trying to put words in your mouth here. But just so I understand what your testimony is, are you saying that the Governor is a secret Democrat?

A. I'm certainly -- one, I don't know if I ever -- no, I mean, I wouldn't say he was a secret Democrat. I -- this is an email that was written from Dave Whitman to myself. They were very sensitive to the fact that he had a previous history as a Democrat. And so, yeah, in terms of saying he's -- no, I wouldn't say that. Look, at the time I believed the conversion was sincere and --

Q. Do you still believe the conversion was sincere?

A. I think -- I think it depends on -- on how you want to define sincere. You know, I --

Q. Has the --

A. After this -- I mean, after this email in question, obviously I entered into a paid, you know, working relationship with him. And, you know, I sat through the messaging sessions and the meetings where he was working through conservative beliefs and conservative positioning. And so it wasn't until that point, you know, that I believed and still do that he modified a number of his beliefs in order to match a certain part of the electorate.

Q. Sure. So, I mean -- I mean, like with anything, only -- only the mind of God can truly know what our innermost thoughts and beliefs are, but there --

A. I'm not God.

Q. And, you know, none of us here are. And so, you know, that is a realm upon which we mortals cannot tread. But have you observed any actions from the Governor, either during the campaign or during his administration, that would lead you to believe he is anything other than sincere in his Republican beliefs?

A. Gosh, I -- you know, I -- I really don't care to speculate on this, on his sincerity. You know --

Q. I mean, no observations? I'm not asking you to speculate. Just have you observed anything?

A. No. I mean, look, I think he's been a fairly

conservative governor during his time in office. And that's -- again, that's not why I'm here though. I mean --

Q. Certainly.

A. -- I'm here because of a few issues that --

Q. I only bring it up because it was brought up earlier. No, I --

A. I don't think he's a Democrat.

Q. I concur that the relevance is sketchy at best, but --

A. He was elected as a Republican. He's a Republican.

Q. Okay. Exhibit 85. I believe -- and, again, still not trying to put words in your mouth. Was there -- and I think I'm on the right exhibit.

MR. ERNST: Could I ask if you're near --

REPRESENTATIVE TRENT: Yes.

MR. ERNST: -- the end, could we take like a five-minute break at some point? We've been going for two hours.

REPRESENTATIVE TRENT: Yeah, certainly at the Chairman's discretion.

REPRESENTATIVE BARNES: If you're okay with it, we can take a short recess now for --

REPRESENTATIVE TRENT: That's fine with me --

REPRESENTATIVE BARNES: Ah --

REPRESENTATIVE TRENT: -- when we come back.

REPRESENTATIVE BARNES: I don't know. We'll talk about that at recess. We'll do a -- you want ten minutes?

MR. ERNST: That would be great.

REPRESENTATIVE BARNES: Okay. Ten-minute recess real-world time.

(Off the record.)

REPRESENTATIVE BARNES: All right. We're back from legislative recess.

Representative Trent.

Don't make me get a gavel out, Ladies and Gentlemen on the Committee.

REPRESENTATIVE TRENT: Thank you, Mr. Chairman.

BY REPRESENTATIVE TRENT:

Q. Okay. I believe we were on Exhibit 85. And this was where -- and I think I said earlier we might come back to this. This is where you talked a little bit in this email about the various routes that were available; candidate committee, exploratory committee. Did you think that the -- that the campaign was in violation of any ethical codes at this point?

A. No, I did not.

Q. Okay. So you thought they were -- they were in compliance; whatever expenditures may or may not have been made up to that point, they had not reached the threshold, but we're getting close to the point now where it makes sense ethically to go ahead and get that filed. And that's your advice here?

A. Given what I knew at the time, yes, at the time I did not believe any -- any potential violations were occurring.

Q. And your advice was taken, I mean, within what, like a few weeks, a month, roughly? I mean, this was just shortly before a campaign was, in fact --

A. So --

Q. -- committee was, in fact, created; right?

A. I don't know the exact dates. But they formed a candidate committee, exploratory committee in late February of 2015. So --

Q. Okay. So --

A. Two months. A little --

Q. Two months.

A. -- two months.

Q. Two months. Okay. Did you have a sense that -- was there -- was there discussion going on surrounding that? I mean, did this just go out into the -- into the -- into the campaign and then -- and then

nothing, or was there discussion? Was there concern over this?

A. If I recall correctly, I spoke with Mr. Laub about this in December, whenever -- whenever I met him over at Eric's office at The Greitens Group, about forming a committee. But there was no substantial follow-up. We got into a, you know, Chris-- holiday season --

Q. Sure.

A. -- and then -- and then I started working over there in January.

Q. What was -- what was his reaction when you had that discussion? Kind of walk us through that.

A. Mr. Laub's?

Q. Yeah.

A. I -- I don't recall the exact. I just know it -- if I recall correctly, it was just a general discussion about, you know, forming a committee. I wasn't working in a major capacity. I was, you know, an informal advisor at the time and --

Q. So there was nothing about that conversation that stood out as concerning to you?

A. No, I don't -- I don't -- I don't recall everything we talked about in that conversation, but nothing really jumps out.

Q. Did the -- did the book tour ever come up, in conjunction with this discussion on the formation of the committee?

A. The only time the book tour came up or the book launch came up was kind of sporadically throughout 2014 when Eric would kind of, you know, let people know what his timeline was.

So in terms of specific conversations, you know, I don't -- specific conversations related to the book tour and forming a committee, I don't really recall those specific conversations. But --

Q. Okay. Did Candidate Greitens talk about his timeline that you just referenced very often?

A. Frequently, you know, yeah. I mean, from I think our first meeting that we met him over at, you know, The Greitens Group and Mission Continues, it was -- it was always pretty clear that that's the timeline that he had had in his mind.

Q. Could you describe that timeline a little further, what it looked like?

A. Just that he was in a transition period from Mission Continues to the book tour and he wanted to announce for office following the book tour.

Q. Okay. So the timeline was really just in reference to when he wanted to announce relative to this

transition period; it wasn't anything beyond that? Like he wasn't giving you hard dates or hard, you know, lists of specific things that he wanted to occur in a certain order or anything like that?

A. Correct, I wouldn't say that. It was a general timeline, based on major events, like a book launch followed by campaign launch.

Q. So you'd describe it as sort of a -- and, again, not trying to put words in your mouth, so -- but, you know, this is kind of a conveyed plan that he has in his head; it's not something that's ever committed to writing or ever done in any kind of like formal way?

A. Yeah, there might have been specific timelines that they created, but my knowledge doesn't -- yeah, doesn't --

Q. And is that -- and is that atypical in your experience with candidates? I mean, do a lot of candidates that you have worked with in the past kind of have like a general vision for the campaign that they carry around in their heads, subject --

A. Yeah, sure.

Q. -- to events on the ground? So -- but he didn't have any kind of rigorous planning or any kind of strategy that went beyond just kind of the normal picture that most candidates have, in your experience?

A. Not with us. But he wasn't working with us every day.

Q. Sure. But if there were such a plan, it's not something you ever saw?

A. No, not through 2014.

Q. Okay. On 86, Exhibit 86 -- and I think we already clarified part of this earlier. But I did want to ask if you had ever spoken -- in the context of Candidate Greitens' situation, did you ever speak with the MEC regarding the advice you gave him on whether or not to form an exploratory or candidate committee?

A. When I spoke to MEC in December of 2014, I don't -- I don't believe I ever told them who the candidate was or potential candidate was. But when I spoke to them, I just kind of gave the situation and wanted to see what the options -- what they -- you know, what the options were.

Q. So you just kind of made like a general pitch to MEC, and they gave you some general advice in return, and that was pretty much the extent of that?

A. Yes, but -- yeah, their -- their specific advice was if -- you know, if they were going to be spending money on behalf of the candidacy, that they needed to have a candidate committee set up. And that was -- the previous exhibit, that was based on my

conversation with the MEC.

Q. Okay. And then number 87, Exhibit 87, we got the --

A. Did you want to --

Q. -- Monu -- pardon?

A. I have 86. Did you want to discuss 86 or no?

Q. I don't believe I had any questions on 86.

A. Okay.

Q. Unless there's something that you wanted to add there.

A. No, I don't think so.

Q. Okay. Yeah, 87, the Monu donations. Did you ever find out any of the -- of the contributions that came through him?

A. So there were two contributions very early on in the campaign. I don't recall the exact amount.

Q. Were they from him or from his associates?

A. They were companies that he was associated with. And there's some email -- I know there's some email traffic saying what those were.

Q. I'm sorry. When you say associated with, do you mean own or partially own?

A. They were LLCs I think that he owned.

Q. That he -- okay. That he controlled.

A. Yeah, I know they were -- they're listed in

the very first few contributions that were see -- that were received on their quarterly reports. So I'd have to look to see. I think one was like Gray something and Barsch and com-- I don't know. They were something along those lines. They were LLCs. They didn't say Monu, Joseph. I know that.

Q. Right. And so these LLCs, I guess it's your understanding that he was an owner or partial owner, but you don't know who all might have been involved in those?

A. It was my under-- yeah, it was my understanding that he owned them.

Q. Yeah.

A. They were companies of his.

Q. And that's the case with any LLC. Like no LLC has to disclose all parties that have interest in that LLC; correct?

A. You know, I think there's some --

Q. That may be too much of a conclusion of law.

A. I'm not a -- certainly I'm not a campaign finance attorney.

Q. Sure. The only reason I ask that is because you spoke at length earlier about using LLCs to conceal donors, and so you seem to have a really firm grasp of that.

A. There were discussions that were had between

Monu and myself that he wanted to do that. I reached out to some campaign finance attorneys -- and not just LLCs. LLCs -- I have an LLC and I, you know --

Q. Sure.

A. -- can contribute, and it's fully -- fully legal. There were other discussions that I had with Monu where he wanted an entity where you didn't have to disclose where they came from.

Q. Did he say why?

A. The only discussion that we had about -- about why was just that he had a number of donors that were ready to contribute that didn't want their names disclosed.

Q. He didn't say why. Did any red flags raise in your mind that there's anything less than legal about that desire to conceal those donors?

A. Yeah, on the -- on the C4 issue.

Q. And what caused you to believe that there could be a potential illegality involved in that?

A. Well, one, you know, they referenced potentially some foreign contributions.

Q. Who referenced foreign contributions?

A. Monu had said that there were buddies of Eric's and his from Oxford that wanted to contribute and --

Q. Did he mention the nationality of these friends?

A. Not specifically. But just that overseas, foreign.

Q. So there's no reason to believe that they could not legally contribute?

MR. ERNST: I don't think that's what he's testified to.

REPRESENTATIVE TRENT: I just want to make it clear for the record that that's what he's saying.

MR. HAFNER: So what are you --

BY REPRESENTATIVE TRENT:

Q. So --

A. Can you repeat what you --

Q. So my question is did you have any reason to believe that the individuals in question that you just described, the Oxford, did you have any reason to believe that they could not legally contribute to an American election?

A. Well, there wasn't specifically people that Monu connected me with. So they were -- they were buddies from Oxford. That's -- that's what was presented to me. And he specifically asked about how -- what would be the way to get, you know, foreign money, contributions from abroad into the campaign. I then had discussions

with campaign finance attorneys about that, of Mr. Greitens'.

Q. Okay. And -- and what was the -- well, I guess you can't answer that. So the -- you did not -- well, let me phrase it this way: So in your mind whatever concerns you had did not rise to the level of a crime or imminent crime; is that fair to say?

A. So at the time my thought process was this was -- this was common sense that you couldn't get foreign money into your campaign.

Q. Right.

A. I had conversations with attorneys about that. And it was a road that I thought we -- you know, it might -- in those discussions that we mutually agreed that it was something we didn't ever want to touch or go down. And I don't know what happened after I parted ways. I don't know if Monu was involved at all. I don't --

Q. And you didn't raise any of these concerns with other campaign staffers or make any reports to authorities?

A. I raised this issue with attorneys associated with the campaign.

Q. Okay. And I would assume that goes to privileged conversation. Okay. Now, I mean, being in

fundraising for as long as you have and being around politics for as long as you have, there are other reasons why one might not wish to disclose the identity of donors; is that correct?

A. In campaigns?

Q. Yes.

A. Sure. I -- I know donors have their reasons for wanting to go down that pathway.

Q. And so the mere fact that someone wished to conceal that they were donating to a campaign, whatever we might feel about that personally -- I tend to favor full disclosure, as I believe you stated earlier as well -- that in and of itself is not evidence of a crime?

A. As far as I'm aware, no. But, again, I'm not a -- I'm not an attorney. You know, you -- I don't -- I've always operated that in campaign finance you can't purposely conceal the identity or the source of money. But it's a -- it's a big gray area. That's why I take advice from --

Q. Certainly.

A. -- attorneys on that.

Q. Well, like a fully-domestic LLC that you didn't know all the owners of, like there's nothing -- and I know this goes to a legal conclusion. But in your -- in your understanding you don't know that to be a

crime?

A. Correct. Yeah, LLCs can contribute in Missouri.

Q. Even when all the donors are not known or even when all the owners of that LLC are not known?

A. Well, they're still a registered agent, of course.

Q. Right.

A. So there is some --

Q. There's -- someone is known?

A. Yes, but --

Q. Okay.

A. Yeah, I mean, there's other -- there's some other issues here that, again, you know, I'm not a campaign finance expert --

Q. Sure.

A. -- not a campaign finance attorney.

Q. And then finally -- well, I probably shouldn't say finally. On final Exhibit Number 88, the radio plan, this is not actually a -- the radio buy, correct; it's just a list of rates and locations and general information about radio programs around the state?

A. Yes, that's what I believe. I had nothing to do with this. This was just something that I was

provided.

Q. Yeah.

A. This was created by other consultants, and --

Q. So you --

A. -- I don't know if it was ever executed.

Q. I mean, so you don't have direct knowledge -- I mean, there's nothing to execute on here. I mean, it literally just gives the rates of -- you know, if you run a specific show or depending on the nature of the ad. Like it just gives the costs and some of the personalities that are on these radio shows. It does not go into points. It does not go into -- you know, if you were trying to make a radio buy, this is not the kind of document you produce, is that correct, in your experience?

A. Yeah, I had nothing to do with -- you know, I provided a lot of documents to the Committee, and this was --

Q. Have you ever done radio buys before?

A. The campaigns I've been on, we've contracted those through other vendors.

Q. So it's not really something that you've done directly then?

A. Not -- no, I -- I don't place ad buys directly.

Q. Okay. All right. Well, then I won't ask anymore about that. Now, the 501(C)(4) entities, those are entities that are -- yes?

REPRESENTATIVE BARNES: About how -- just for clarification, how long do you have?

REPRESENTATIVE TRENT: Oh, half a page --

REPRESENTATIVE BARNES: Half a page.

REPRESENTATIVE TRENT: -- perhaps. Not too long. My writing's fairly large.

BY REPRESENTATIVE TRENT:

Q. You talked earlier about 501(C)(4)s. These are groups that are permitted to make political expenditures, but they're also required to engage in educational activity as well. And I believe the threshold is 50 percent. I don't know how familiar you are with that. But these entities are perfectly legal and routinely used, in your experience; is that correct?

A. They're certainly used in the Capitol a lot for specific issues and things like that.

Q. And they're not just used by candidates; they're used by a lot of groups?

A. Yes. Yeah, there's too many to count that operate within Missouri on both sides of the spectrum. Certainly I think it is kind of unique to use them in campaigns, which is what ended up happening in the

primary.

Q. Yeah. But these are the -- these are the kind of groups that were perhaps not used by candidates, but were used by a lot of conservative groups. The first I remember starting to hear about them to a large degree was the Tea Party Movement, and you had the whole Obama Administration and IRS targeting these groups and some of that kind of stuff. But that's essentially what we're talking about here is these groups that have both a dual political and educational purpose?

A. Well, to a certain extent. Again, full disclosure, I'm a registered lobbyist. Through the MEC one of my clients is a C4. Our issues -- obviously we're all registered lobbyists. And our issues are listed on our website for public on who's involved in us.

So I think what you're saying, though, to equate the two between that and a campaign entity are a little bit different tracts.

Q. Oh, certainly.

A. I mean, our budget -- I can tell you, because I don't get paid this. But our budget is in the millions of dollars, you know, that some of the C4s that have operated recently in Missouri have been.

Q. Well, since you represent a C4, has your C4 ever engaged in anything that we would consider candidate

advocacy?

A. Not to my knowledge. And it's not my C4. I'm a registered --

Q. Your --

A. It's a client.

Q. So your C4, the one that you represent, tends to do more of the educational side?

A. I'm on -- you know, I'm one of, I don't know, four or five registered lobbyists for them. And we do -- we do advocacy educational lobbying in the Legislature. So education reform, tax reform, labor reform, you know, just premarket conservative.

Q. Okay.

A. Yeah.

Q. And then also you said earlier that Auditor Schweich, that he would never have agreed to give his list to the Greitens campaign. Is that a fair summation?

A. Yes.

Q. Did you ever have a direct conversation with the auditor to come to that conclusion or is that just your perspective based on what you know?

A. That is my perspective based on direct conversations with people who worked for him.

Q. Okay. But no direct knowledge from he himself?

A. No.
Q. Okay. And, I mean, it is true that people do things for reasons other than whether or not they like someone?
A. Sure.
Q. Okay. Well, I mean, I just wondered if you had -- if there's insight there or if that was --
A. No. Look, I mean, every -- everything that -- I don't -- I don't think the relationship was good, and I don't think they cared for each other all that much. And that's based on my direct conversations with people who worked very close with Tom, and that's also based on my conversations with Eric.
Q. Okay. Fair enough.
A. Yeah.
Q. I mean, I didn't mean to cut you off.
A. No, it's okay.
Q. Okay. All right. I just wanted clarity on that. I appreciate it. Thank you.
REPRESENTATIVE TRENT: Thank you, Mr. Chairman.
REPRESENTATIVE BARNES: Representative Razer.
REPRESENTATIVE RAZER: The beauty of being last is that all my questions were answered. So thank you.

REPRESENTATIVE BARNES: Thank you, Mr. Hafner and Mr. Ernst, for being here today, the second time around.

We are going to end today's hearing, and tomorrow we will have review of some evidence that we have. No witnesses, but lengthy review of evidence. Some eyes may bleed, and we are going to -- gosh, that's a terrible way to say that. It's not going to be -- it's going to be document day.

And, with that, we are adjourned for the day.

(Off the record.)

CERTIFICATE OF REPORTER

I, Angie D. Threlkeld, a Certified Court Reporter, CCR No. 1382, the officer before whom the foregoing hearing was taken, do hereby certify that the foregoing hearing was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

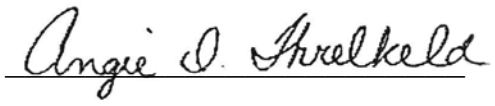

Angie D. Threlkeld, CCR

GOVERNOR ERIC GREITENS' PUBLIC STATEMENTS

1. Associated Press Interview with Missouri Governor Eric Greitens and David Lieb and Summer Balentine taken January 20th of 2018

2. YouTube video of Governor Eric Greitens reveals Budget Plans, Monday, January 22, 2018

3. YouTube video of Governor Eric Greitens questions and answers on February 8, 2018

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A P P E A R A N C E S

The following were present at the Missouri State Capitol for the audio/video playing of the three public statements by Governor Eric Greitens

JAY BARNES, Chairman of the Special Investigative Committee on Oversight

ALIXANDRA HALLEN, Minority Counsel, House of Representatives

SHELLY STEWART, Certified Court Reporter
Capital City Court Reporting

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P R O C E E D I N G S

CHAIRMAN BARNES: It is Thursday, April 5th, 2018 at 4:00 p.m. The rest of the members of this Committee have been excused to drive home under the agreement that at this point in time we will have a court reporter transcribe three public statements that Governor Eric Greitens made relating to the relationship with witness one.

The first such recording is an Associated Press interview with Governor Greitens that occurred in mid-January 2018 and which is present on the website soundcloud.com in what appears to be its full form.

There are two reporters in the room identified, and you can identify them by voice one is Mr. David Lieb, another is Ms. Summer Balentine and Governor Eric Greitens.

The transcription will start now.

(AUDIO PLAYING WHILE COURT REPORTER TRANSCRIBING.)

QUESTIONS BY MR. LIEB AND ANSWERS BY GOVERNOR GREITENS:

Q. First of all, thanks for agreeing to meet with us.

A. Well, thank you guys for making the time to come out. I appreciate it.

Q. I want to ask you about a question right up front here. Are you going to resign from office?

A. David, I'm staying. I'm staying. We're strong.

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Sheena and I are strong. Our team is strong. And we're excited about what we can do together.

In fact, one of the things I'll tell you that's happened in this process is we've reached out to a lot of people and a lot of people have reached out to us.

And two of the best conversations I had over the course of this were actually with two senators. And the other senators who I've had some disagreements with on policy, but they are people who have experienced some pain in their life, and some suffering, some hardship, and they were some of the thoughtful, caring people in this whole process.

And our conversation, I think, really reset our relationship. And I'm hopeful about what we can all do together moving forward.

Q. You've apologized --

A. Yes.

Q. -- for a personal mistake and acknowledged being unfaithful to your wife. Your attorney has denied some of the other allegations that were included in that audio recording made by your hairdresser's ex-husband. We know these are going to be sort of difficult and maybe uncomfortable questions.

A. David, I want you guys to ask every question you have, sir, please.

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Q. Very well. Did you tie or bind the hands or blindfold your former hairdresser?

A. David, this was a consensual relationship. There was no blackmail. There was no violence. There was no threat of violence. There was no threat of blackmail. There was no threat of using a photograph for blackmail.

All of those things are false. The mistake that I made was that I was engaged in a consensual relationship with a woman who is not my wife. And that is a mistake for which I am very sorry, sorry to Sheena. I'm sorry to our boys. I'm sorry to our family, to our friends and to everyone who has been affected by that.

Beyond that this is -- it's a private matter, and everyone involved has asked for privacy, and I respect that, and I would ask you to as well.

Q. Did -- did you actually take a photo of her?

A. As I said, this was a consensual relationship, David. There was no blackmail. There was no threat of using a photograph for blackmail. And there was no violence.

The mistake that I made, as I said, was that I was engaged in a consensual relationship with a woman who wasn't my wife. And beyond that, everyone -- Sheena, everyone has asked for privacy. Again, we would ask you to respect that.

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Q. When did this begin?

A. You know, David, this started and ended years ago and it was -- it all took place in 2015.

Q. That audio-recording would indicate that it was March of 2015, is that approximately --

A. Yeah.

Q. -- when it began?

A. Approximately.

Q. Okay.

A. Again, for Sheena and I this is -- it's a private matter that we wanna -- we wanna -- that we've dealt with privately.

It was hard when we dealt with it, but with a lot of help from family and friends and a lot of faith, we've moved forward together and we're stronger as a result.

Q. When did it end?

A. This all -- it ended in 2015.

Q. I mean, but if it started in March, when did it end?

A. It ended in the -- in the fall of 2015.

Q. Fall, okay. So there -- there was -- you had more contact with her than that one audio-recording that was released in March?

A. David, again, this is -- it's a private matter. And what I would ask you, and everyone, is to respect the

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fact that Sheena and everyone has asked for privacy in this.

Q. Did you tell her about it, Sheena that is, back in 2015, or did it not get discussed with her until, like, recently?

A. No. Sheena and I dealt with this years ago. Sheena and I dealt with this back in 2015, and we dealt with it privately. We dealt with it together, and we moved through it together.

And it was hard and -- what was hard about it was that I caused pain for the people who moved me the most. And my job as a husband and a father is to protect my children and to protect my wife, and I caused pain to them, and that was hard.

Q. You indicated there was never any violence, but I want to ask you this directly, because it's come out, someone alleged it: Did you ever slap your former hairdresser?

A. Absolutely not.

Q. Okay.

A. And I also -- I wanna to be clear, there are all of these rumors and falsehoods that have been reported, completely irresponsibly. There was a story that was out that while Sheena was giving birth, that I was with another woman and slapped her.

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And it's preposterous. We didn't even have a child that year. And when we did have children, I was there with Sheena in the delivery room.

These are outlandish, absolutely false stories, and they're also hurtful. They're hurtful to Sheena. They're hurtful to our family.

When Sheena has friends who call her and Sheena picks up the phone and they read these things that are false, it is hurtful.

Q. Besides your former hairdresser, have you ever had a romantic or sexual relationship with anyone else while you were married?

A. No. I made the mistake with one woman, sir. I made a mistake with one woman, and I'm deeply sorry for the mistake that I made. I'm sorry to everyone involved and everyone who has been affected.

QUESTIONS BY MS. BALENTINE AND ANSWERS BY GOVERNOR GREITENS:

Q. So you had created an exploratory committee to run for office in early 2015, then you embarked on this extramarital affair at the same time that you're making preparation to run for office, but that seems like a pretty risky move politically. What were you thinking?

A. You know -- you know, Summer, this was -- as I said, this was a private matter that Sheena and I dealt

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with. It was -- it was -- we dealt with it privately. And it ended years ago before I was ever governor, and we're moving forward.

We're going to continue. We're staying strong as a family. We staying strong as a team and continue to serve the people of Missouri.

Q. Some voters would say that a marriage vow is the most important promise a person makes and argue it's even more important than an oath to uphold the constitution.

What would you say to those voters who wonder what this affair says about your character and integrity?

A. Yeah, what I'd say is that I made a mistake. I made a personal mistake in my marriage years ago.

And I'm incredibly grateful to Sheena for her forgiveness and her love. And I'm grateful to everyone who's provided love and compassion and support to this whole process.

And that is one point that's important I want to make, is that amidst the storm of negativity and craziness and falsehoods, Sheena and I, in the center of that storm, felt a tremendous amount of love and compassion.

And I am going to work every day to be the husband that Sheena deserves, the father that my boys deserve, and to be a great governor for the people of Missouri.

QUESTIONS BY MR. LIEB AND ANSWERS BY GOVERNOR GREITENS

Q. Have you talked with or been subpoenaed by the St. Louis Circuit Attorney's Office --

A. No.

Q. -- in relation to this affair?

A. No. I have not been contacted by anyone at the Circuit Attorney's Office. I have not been contacted by anyone at the FBI.

My attorneys have never been contacted by anyone at the FBI on this or any other matter. And as far as my conduct, there's nothing to investigate.

Q. Are you familiar with this Eli Karabell person who says he was a volunteer on your transition and says that he was interviewed by the FBI in November?

A. I do not know him. I know a number of members of the staff do.

Q. I know you made various calls to lawmakers; did you call each and every one of them?

A. We called almost all of them.

Q. Both Republican and Democrat?

A. Republicans and Democrats, Senate and House. It's really important for us to work together, and one of the things that I am so hopeful about is that, you know, God has a way of making sure that good things can come, even from difficult situations.

And we work with a lot of people here and talk with a lot of people here, and are working with lot of people here who want to work with us to get things done. Wanna work with us to get things done for the 13,000 kids in Missouri's foster care.

They wanna work with us to get things done for law enforcement officers. They wanna work with us to get things done for military families and veterans.

They wanna work with us to get things done to put money back in the pockets of the people of Missouri. And I'm really hopeful about the work that we can do together with Republicans, with Democrats, with people in the legislature and with people all over the State of Missouri.

Q. And I know you reached out to lawmakers and a lot of people --

A. Yeah.

Q. -- have you also talked with either Vice President Pence or Donald Trump about this?

A. No.

Q. Okay. Anyone in their administration or national party leaders?

A. No.

Q. Okay. How do you think this affects any future plans you might have for other offices?

A. You know, what we do every day, every day is that

I wake up every morning and go to bed every night and ask for God's strength and wisdom to serve the people of Missouri.

And that's what I'm going to do. That's what I did this morning. That's what I'm going to do tomorrow morning, and that's what I'm going to do the day after that.

We're a hundred percent focused on serving the people of Missouri, and that's what we're going to continue to do.

Q. I know there is a rally that's going on outside starting at one o'clock to support Donald Trump, and most of the other statewide Republican officials are there; are you going to that?

A. No.

Q. Why not?

A. You know, it was really important for us to get -- to get a lot of work done for the people of Missouri.

I think you've seen we're back to work. You've seen what we're doing last week. You've seen what we're doing -- what we're doing next week.

Q. Your critics are suggesting that you're hiding from the public by not going to the Trump thing or not holding your tax tour that you were going to do. Are you

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hiding?

A. No. No. The fact is, we've been talking -- we put out the statement as soon as this came out. You've seen other statements. We've reached out to people.

And we are, we're going to continue to go out and engage with and be with the people of the State of Missouri.

We'll continue to do -- we will do our tax tour. We'll do our statewide tour, and we're gonna get great things done.

QUESTIONS BY MS. BALENTINE AND ANSWERS BY GOVERNOR GREITENS:

Q. There are legislators who have questioned your ability to effectively lead and implement your agenda in light of all of this.

I know you said that some have spoken with you and said they're interested in working with you to accomplish these things, but realistically, you know, how do you respond to some of those questions about your ability to implement these policies?

A. We're staying. We're moving forward. We've got a great team. We got a great team and we got a lot of people both here in Jefferson City and around the State of Missouri who want to get things done, and that's what we're going to do. We're going to move forward and we're going

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to get things done for the people of the State of Missouri.

QUESTIONS BY MR. LIEB AND ANSWERS BY GOVERNOR GREITENS:

Q. The woman, the former hairdresser, has not come forward publicly. No one has been reporting her name out of respect for her, but have you or anyone associated with her -- with you, paid her --

A. No.

Q. -- in exchange for her silence?

A. No.

Q. Okay. Did she -- people have asked if you tried to blackmail her, and you said absolutely not. Did she try to blackmail you on this?

A. No.

Q. Okay. Does -- has her ex-husband tried to blackmail you on this?

A. No.

Q. Okay. I want to go back to the small details there, and we've already addressed the violence and the slapping thing.

A. Right.

Q. When you acknowledged being unfaithful to your wife, are you saying you actually had sex with this woman?

A. Yeah. David, this is a private matter. Everyone has asked for privacy, Sheena has, everyone involved. And I would ask you to respect that.

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Q. Okay. I'm just going through the list of --

A. Yes, sir.

Q. -- things professionally.

A. Yes, sir. Yes, sir. Yes, sir. And I understand, and I appreciate that.

Q. Have you talked with her since this all blew up in the news?

A. No.

Q. Okay.

A. My understanding is that she's asked for privacy, and I respect that.

Q. One of the other -- speaking of the privacy sort of things, rumors have floated out there because I've seen it reported that Sheena is in Washington, I guess, with her family which leads people to speculate that she left you. Not the case? What --

A. It's another absolutely false and hurtful rumor. The fact is Sheena and I dealt with this privately years ago, and we've also dealt with this together.

You know, we went into a meeting together the day after this, and as we went in, people were so supportive, so loving. They knew exactly what Sheena and I needed, and they were there for us. And the days after we had beautiful mornings with our boys.

One of the great joys for me is to wake up every

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morning and go in and see Jacob, who is one and a half years old, who sees me and starts bouncing in his crib.

And Joshua, who wants to wear his pajamas to preschool. And Sheena and I wake up every day knowing that we've got an awesome family and fantastic boys.

Today, this morning, she is on a preplanned vacation that we've had planned since last fall for the boys to spend time with their grandparents. And we were not going to allow this to interrupt time for Sheena and the boys and their grandparents.

UNIDENTIFIED SPEAKER: I want to jump in real quick here. We're at 15 minutes. If you have maybe one final question, we're happy to do that, and then we need to move on to the next one.

QUESTIONS BY MS. BALENTINE AND ANSWERS BY GOVERNOR GREITENS:

Q. You had said that you've received love and support as you've been reaching out on this?

A. Yeah.

Q. I'm wondering how this might affect your relationship with lawmakers moving forward, especially in the Senate where you've butted heads with lawmakers in the past and have been fairly critical of some lawmakers in the legislature?

A. Well, first let me say the love and support has

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been tremendous from people all over the state. And we are very grateful to friends, to family, of people who've reached out.

You know, this has been hard, and hard on our families. I went to see my parents, and they're reading of the falsehoods, and they're reading all of the rumors. And I walked into my house -- their house, and my mom is on the phone with my 95-year-old preschool teacher, who had called my mom to say I love you. I care about you. We care about Eric and your family, and we are here for you.

We have had tremendous love and support from people all over the state. And we have, we've reached out to legislature -- members of the legislature, and they have reached out to us.

And I'm very confident that together we can do great work. I'm very confident that God has a way of bringing good from difficulty.

God has a way of helping people in the midst of pain to emerge with wisdom.

God has a way of helping you to move through suffering and actually become stronger.

And I am very confident that working with members of the legislature, Republicans and Democrats, Senate and House and people all over the State of Missouri that we can accomplish great things together.

Q. I know you've written a whole book about resilience, but --

A. Yeah.

Q. -- sort of puts it to a new personal test.

A. Yeah. One of the -- one of the most wonderful moments for me -- and I want to say again, this has been hard, and I think people from the outside, they see all of the craziness and the negativity and the falsehoods and the rumors.

Inside there's been a tremendous amount of support. And one of the nicest moments was when my buddy, who I wrote those resilience letters to, called me.

And he just said hang in there, Mr. G. He said we're all rooting for you, talking to all the guys. We're behind you. You changed my life. You had my back. I've got yours.

UNIDENTIFIED SPEAKER: Thank you guys so much for making the time to come in on a Saturday.

GOVERNOR GREITENS: Yeah.

UNIDENTIFIED SPEAKER: We appreciate it.

MS. BALENTINE: Yes. Thank you.

GOVERNOR GREITENS: Thank you, David. I appreciate you.

MR. LIEB: Yeah. Thank you, sir.

(END OF AUDIO.)

CHAIRMAN BARNES: The previous transcript was from an interview that took place on January 20th, 2018.

The next transcript is from a video posted on YouTube of a press conference that Governor Greitens held to discuss the state budget on January 22nd, 2018.

It was posted to You Tube by the Columbia Daily Tribune on January 22nd, 2018.

(YOUTUBE VIDEO STARTED WITH COURT REPORTER TRANSCRIBING THE FOLLOWING.)

The economy is growing. Missouri's businesses are creating jobs. People are going back to work. Missouri has the lowest unemployment rate it's had in 17 years.

More manufacturing jobs are here in Missouri than there were a year ago, and we moved up nine places in the rankings of the best states in the country.

Because our economy is getting better, our budget situation is stronger than it was a year ago.

You'll remember when we came into office, there were plans to spend over $600 million that we didn't have in the budget.

So we faced a choice. We could raise taxes or cut spending. We did the hard work of cutting spending.

The budget we're introducing today is a common sense conservative budget. We're watching out for the tax

dollars of the people of Missouri, making important investments in Missouri's future. And also making the top choices that are necessary to make sure that we don't burden Missouri's children with them.

In our work we protect every dollar and every cent we can.

Just last week we announced we got rid of another 80 cars and saved the people of Missouri another 2 million dollars.

We pay attention to every dollar and every cent, because dollars and cents matter. We pay attention to them because we remember that every single dollar this government spends was earned by the hard work of Missouri and is the people's money.

You've all been given a summary of the budget. The full budget is available online. We're happy to roll out the budget today and take questions on the budget from the media today.

We'll also be doing a Facebook live later this week to answer questions about the budget from people all over the State of Missouri.

Our budget director, Dan Haug, will also be holding a press conference a little later to review the budget in detail.

I want to walk through a few of the areas where

we made some investments, and also be clear about some of the tough choices we made.

Our budget increases funding for our (inaudible), and you'll see increased funding for infrastructure, for education, for programs to support our most vulnerable (inaudible).

We're able to afford those investments by making top decisions to balance our budget and protect taxpayers' dollars.

Our government doesn't create jobs, but it can create the conditions of which businesses can grow and prosper.

That's why this budget includes an increase of 162.8 million dollars to help build roads and repair roads and bridges.

We're also investing 25 million dollars to establish a new jobs and infrastructure fund that will assist local communities, and build the infrastructure necessary to create jobs.

We're also investing 7.6 million dollars to improve our (inaudible). This is an important investment. It will help our farmers and other businesses to sell Missouri goods around the country and around the world.

We're also investing in our future by supporting our teachers and students. Since we took office, we've

increased the funding that schools receive by almost 200 million dollars.

This year's budget has 87.5 million dollars more for schools than last year, and a total funding of 6.1 billion dollars is a record investment in the State of Missouri for elementary and secondary education.

We're proud to make that commitment. We also want to see that those dollars get to students and teachers.

Teachers in Missouri are not getting the pay that they deserve, and that's why the 2019 budget increase is paid for teachers and state-funded schools.

And we're sending more money than ever to our elementary, middle and high schools. We want to see that our school districts follow our lead and increase teacher pay.

Last year we introduced an initiative to bring high-speed broadband to rural public schools at no cost to the school themselves, and we're continuing that investment of 6 million dollars this year.

We've also made some investments in programs to support vulnerable children. We put in 5.3 million dollars in new funding, a new line item to help reduce the backlog of children in the foster care system who need legal assistance so they can move to a safe, stable and loving

home.

The budget also includes an increase of 3.3 million dollars in funding to care for children who have been abused or neglected and removed from their homes.

There's also, in this budget, an increase of 8.5 million dollars for the First Steps Program, which provides earlier intervention services for families with young children with disabilities and developmental illness.

We've also included 8.4 million dollars in new funding to provide instruction and therapy to young children with disabilities through the early childhood special education program.

We're making investments in our veterans and public safety. We put 1.7 million dollars in the new funding to ensure that veterans' homes residents are provided with the quality care that they deserve, and the quality care that their families expect.

Our budget increases pay for the highway patrol and for front-line corrections officers. It provides needed safety and forensic investigation equipment, and it increases funding for drug treatment homes.

We're including 3.6 million in new funding for adult, family and veterans' treatment core programs which provides effective treatment for substance use disorders and opioid incarceration -- opioid incarceration in the

correctional system.

We're making a number of critical investments, including 3 million dollars in new funding to expand the crime lab at the Missouri State Highway Patrol's General Headquarters.

We're also expanding our fight against the opioid epidemic. We've invested 4.7 million dollars in new funding for peer recovery coaches and hospital emergency departments and faith and community recovery support services.

And we've allocated three quarters of a million dollars in new funding to reduce opioid involved deaths in training, education and the distribution of opioid antagonists like Naloxone to first responders and law enforcement.

Now despite the fact that Missouri's economy is growing and we're in a stronger position than we were last year, what continues to be the greatest challenge in the budget is the explosion in federally mandated and other health care spending.

When we came into office, spending on health care was at 10 billion 334 million dollars. And in this budget it's at over 11 billion 633 million dollars. That's a 1.3 billion dollar increase in just two years.

The State of Missouri spends more money on health

care than we do on K through 12 education, community colleges, technical colleges, domestic violence shelters, veterans programs, our judicial system, public safety and our corrections system combined.

That massive spending increase on health care means we have to tighten up in other areas of government and spend less money.

We're making some important investments with this budget. We're also having to make some hard choices.

There's been a growth in administrative costs at many of our universities. We want to thank university leaders who work in partnership with us to identify savings.

As just one example, President Choi and others did a study with PricewaterhouseCoopers and identifying $70 million dollars in savings.

The UM system is going to save up to 2 million dollars just by getting rid of cars that they don't need.

We were happy to help them find those extra costs and glad that they were eager to work with us to bring those administrative costs down.

We appreciate their strong leadership, and we also appreciate the important role that they play in moving forward.

We've had to make tough choices this year, and

while we're increasing funding for elementary and secondary education by 87 million dollars, higher education will see a 7.7 percent reduction.

This wasn't a choice we paid lightly. We have been working with the universities to try to help them to manage the budgets better.

Last year we had a choice. We could raise taxes or cut spending. We face that choice again this year.

And, again, we are not raising taxes on the people of Missouri. Instead, we told departments to tighten their belts. We reduced the total number of state employees and we made tough choices.

We did that because that's what the people of Missouri sent us here to do, to look after their tax dollars and build a common sense, conservative budget that makes sense.

I'm proud of the work that our cabinet, our team and others have done on this. We've already had good meetings with House and Senate budget chairs, and I look forward to working with members of the House and Senate to get a balanced budget passed.

And I would be happy to take any questions.

REPORTER: Governor Greitens?

GOVERNOR GREITENS: Yes, sir.

REPORTER: Phillip Joens with the Jefferson City

News Tribune.

GOVERNOR GREITENS: Yes, sir.

REPORTER: A 2016 study showed that Missouri state workers pay ranks last among state workers in the 50 states. Do you plan to call for or issue a proposal to increase the pay of state workers?

GOVERNOR GREITENS: Yes, sir, I do. And what was your name again, sir?

REPORTER: Phillip.

GOVERNOR GREITENS: Yeah, Phillip. Yeah, thank you so much for your question, sir.

So first of all, one of the things that we're doing, Phillip, is in our budget for every state employee who is making $50,000 or less, they will see an increase in pay of $650.

And we -- that's going to happen when we get civil service people on past this legislative session, and we're confident we can get that passed.

We've talked with a lot of members of the House and the Senate so they will see that increase in pay soon.

What you'll also see, sir, is that we're going to invest an additional 61.2 million dollars in state employee health care.

You'll see that we're fully funding the contribution for state employee pensions at 14.4 million

dollars.

And one of the other things that you'll see, sir, is that there are targeted pay adjustments of 4.5 million dollars for specific jobs in the State of Missouri, but we want to see those pay adjustments to make sure that Missouri is offering a competitive wage for those positions.

REPORTER: Thank you.

GOVERNOR GREITENS: You're very welcome, sir.

REPORTER: Last year there was a lot of debate over in-home health care patients and the best way to try to fund that. You vetoed the choice that came out of here.

What -- what would you -- what type of (inaudible) would you like to see will be acceptable to provide or restore that funding?

GOVERNOR GREITENS: Yeah, so -- so first of all, I think -- well, the way we think about -- what was your name again, sir?

REPORTER: Marshall (inaudible).

GOVERNOR GREITENS: Marshall, so one of the things that we do is that we think about our health care funding in the context -- or we think about that question in the context of our overall health care fund.

So as I mentioned, when we came into office, we were looking at 10.3 billion dollars in the health care

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budget.

We're now at over 11.6 billion dollars. It's an increase of 1.3 billion dollars that we are putting into health care funding just over the course of the last two years.

We look forward to continuing to work with members of legislature and members of (inaudible) and any proposals that they have to help us to -- to -- to slow down and control the costs of what government is spending on health care.

And the same time also work with them to make sure that we're improving the quality of health care for people in the State of Missouri.

So, again, when we think about this, we think about it in the context of the massive increase in health care spending, which we need to -- which we need to control.

And I'm happy to work with anyone who has proposals to make sure that we're taking care of the most wonderful Missourians.

REPORTER: Governor, Lauren Trager with KMOV. You made some remarks recently, but there's one point we want to clarify: Did you take a picture of the woman in question?

GOVERNOR GREITENS: Yeah, Lauren, so I'm happy to

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address this for everyone here once. And to make sure that we can do this so that we can move on and talk about the budget and other important priorities that are before us.

As I said before, I made a personal mistake years ago before I was elected, a personal mistake for which I take full responsibility.

And it's something that Sheena and I have dealt with years ago. We dealt with it by the book. We dealt with it openly. And it was hard, but with a loving family and a lot of prayer and tremendous support, we made it.

And I am grateful, grateful to Sheena for her forgiveness and grateful to God for his forgiveness. I'm also grateful that the people around the State of Missouri, who at this time come to us with tremendous love and compassion and prayer, who helped us through a very difficult time.

And we also appreciate those who understand that this is a private issue, that Sheena and I dealt with years ago that's now been dragged into the public.

We look forward -- I look forward to work with legislators in this building, people around the State of Missouri in getting their priorities passed and making a difference for them.

A lot of what's been put out is not true. There was no blackmail. There was no violence. There was

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no photograph for blackmail. There was no threat of using a photograph for blackmail. There was no threat of violence.

The mistake that I made was that I was engaged in a consensual relationship and a mistake for which I am deeply sorry.

REPORTER: Governor, the specific question was --

GOVERNOR GREITENS: And for Sheena and I --

REPORTER: -- was about the picture, was it taken?

GOVERNOR GREITENS: For Sheena and I -- for Sheena and I that is where the story begins and ends.

Everyone involved has asked for privacy. I'm going to respect that privacy, and I would ask you to respect that privacy.

And to set the record straight, I've never been, and my attorneys have never been contacted by law enforcement on this or any other matter.

Sheena and I are moving forward. We are blessed with beautiful children and a fantastic family.

Many of the rumors that have been put out are false, and they have been hurtful, hurtful to Sheena, hurtful to our family, hurtful to the people we love.

We are grateful, though, that we believe that the people of Missouri will see through this.

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We move forward with the knowledge every morning, and we wake up and we are blessed having a beautiful family. And we have a wonderful mission in front of us of protecting, serving and working with the people of Missouri.

REPORTER: Adriana Diaz of CBS News. Governor, you say that the affair that you had was consensual. Now, the woman's now ex-husband asked her if she was quote, "half raped and blackmailed," and she said yes.

How do you --

GOVERNOR GREITENS: Ma'am --

REPORTER: -- account for the difference --

GOVERNOR GREITENS: Ma'am --

REPORTER: -- in these two accounts?

GOVERNOR GREITENS: Ma'am, I have addressed everything in the answer that I just gave you and in the interviews that we did over the weekend.

We are now -- there's been a lot of people in the State of Missouri who are counting on us. There's 13,000 kids in the Missouri foster care system. They need us to get this work done, important work in this budget, the important priorities that are before us.

We have law enforcement officers, military families and veterans who are counting on us to get this work done, and that's what we're focused on today.

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REPORTER: Governor, the people of Missouri also need to trust you. The question is: Why did she say she was blackmailed and you say she wasn't?

GOVERNOR GREITENS: I answered your question, and we answered them in interviews throughout the weekend.

Does anyone have a question on the budget?

REPORTER: Governor, you're here to lay out a budget for the future of Missouri.

GOVERNOR GREITENS: Yes, sir.

REPORTER: I've spoken with several lawmakers who question your ability to lead in light of this scandal. Why do you think you still can lead the State of Missouri?

GOVERNOR GREITENS: We answered those questions.

REPORTER: You have not answered that question. Why are you now confident in your ability to lead the state, sir?

GOVERNOR GREITENS: Sir, we answered that question, and we answered them over the course of the weekend.

Do you have a question on the budget, sir?

REPORTER: Do you have any plan to resign?

GOVERNOR GREITENS: Sir, I've answered that question, and we answered them over the course of the weekend.

Do you have any questions on the budget, sir?

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REPORTER: That was the question on the budget. Lawmakers here are saying they have lost faith in your ability to lead.

GOVERNOR GREITENS: Sir --

REPORTER: That does affect the budget and your entire agenda going forward.

GOVERNOR GREITENS: Sir, we answered those questions this weekend. There's a lot of important work here, a lot of important work.

REPORTER: And you still think you're the person to effectively get that done?

GOVERNOR GREITENS: Sir, we've got a lot -- again, we answered those questions this weekend. We answered them here.

We are moving forward. There's a lot of important work that needs to be done, important work that needs to be done that we talked about here.

There's kids in our foster care system, there are families who are counting on us to get this right. There's important work that we need to do for public education, and that's why we made a record investment in public education.

We're moving forward to get the people's business done. It's a wonderful opportunity and a blessing for us to do that.

REPORTER: Governor --

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GOVERNOR GREITENS: Who has the next question on the budget?

REPORTER: Governor Greitens --

GOVERNOR GREITENS: Yes, sir.

REPORTER: Jack Suntrup with the Post Dispatch.

GOVERNOR GREITENS: Yes, sir.

REPORTER: Do you or your staff still use the text deleting app Confide?

GOVERNOR GREITENS: Jack, again, we're here to talk about the budget. We're here to talk about the budget.

REPORTER: Well, I --

GOVERNOR GREITENS: Sir, so we're here to talk about the budget. We are cooperating fully with the attorney general's inquiry.

We have complete confidence in our policies and our procedures. And as I've said many times we follow the law.

Any questions on the budget?

REPORTER: Phillip Joens, do you support the tax reform plan like Senator Eigel, just wondering?

GOVERNOR GREITENS: You probably saw last week, we rolled out our principles for tax reforms. And we're really excited about our tax reform plan.

It's going to cut rates for 97 percent of

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Missourians. And we're going to be rolling out next week that plan in detail. And also we have a statewide tour around the State of Missouri to talk about all of the details for that plan.

We've also been in touch just very recently with Senator Wallingford, the Chairman of the Committee. We look forward to working him.

Our team's been in touch with Senators Eigel and Keeney (phonetic spelling). I think that we have a wonderful opportunity to reduce taxes on the people of Missouri and we're going to -- we're going to do so.

We look forward to working and cooperating with members of the Senate.

Yes, ma'am.

REPORTER: Yes. Governor, Kat Reed with 41 Action News in Kansas City.

GOVERNOR GREITENS: Yes, ma'am.

REPORTER: When we spoke to some lawmakers today, they mentioned that when I told them there was a four p.m. press conference today about the budget, they did not know these recommendations were coming out.

Can you talk to us a little bit about the contact you've had with lawmakers and your faith and the ability to work on this with them?

GOVERNOR GREITENS: Yeah. I'm very confident

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that we're going to have a really cooperative, good relationship working on the budget.

In fact, not only did Dan Haug, our budget director, and our team meet with Chairman Fitzpatrick and Chairman Brown last week, I've spoken to them multiple times including as recently as a couple of hours ago.

So we're really confident that we're going to be able to work for and with them to make sure that a lot of these important agenda items, again, get addressed in this budget.

Yes, ma'am.

REPORTER: Alisa Nelson, Missourinet.

GOVERNOR GREITENS: Yes, ma'am.

REPORTER: Can you talk a little bit about what your proposal includes for the Ag Department?

Also what happens with state worker pay for those that make more than $50,000 a year?

GOVERNOR GREITENS: Yes, ma'am. So, Alisa, the focus, ma'am, of the raise for state employees is those that are making $50,000 or less.

The people who are making $50,000 or less, they will see a $650-a-year increase in their pay, and, again, when we get this civil service reform passed.

And our budget director, Dan Haug, when he does his follow-up with you, can also talk in detail about

positions within Missouri, within Missouri government. And some of those are people who are making more than 50,000 dollars.

And then I'm sorry, ma'am. I think you had a first part to your question?

REPORTER: Ag Department, can you give us some highlights about that?

GOVERNOR GREITENS: So a couple of -- couple of important points, one of the things that you will see in our detailed budget outline is a lot of work that we're doing to make sure that we're supporting farmer and ranchers. Director Haug will go through all of the details in the budget for Ag specifically, but I'll just mention a couple of highlights.

One of the things that we heard from a lot of farmers and ranchers around the state is that they wanted to see increased investment in infrastructure to make sure that we could move goods to market.

So a couple of specific things that we're doing there. I mentioned the 162.3 million dollars that we are investing in infrastructure.

In addition to that there's an additional seven plus million dollars that we are investing in (inaudible).

Because of Missouri's position in the country and because of the fantastic farmers we have here, we believe

that making these kinds of investments will help Missouri farmers move their goods to market.

There are a couple of other infrastructure investments at the county levels, partnerships with, which again, Director Haug can talk you through in detail.

And the last thing I'll mention just on the infrastructure side is the 25 million dollar jobs in infrastructure.

So what we're doing with the jobs and infrastructure fund is the State of Missouri is investing 25 million dollars.

And when we have counties or communities at the local level who have an opportunity for economic development and they want to invest in infrastructure, when they put up a hundred dollars, the State of Missouri will put up a hundred dollars and make those investments in infrastructure together so that we can help to bring jobs.

So those are just some of the key things that we're doing in Ag.

And what you'll see as well in the press release, if you haven't seen it already, is a lot of support from the agricultural community around the state for making some of these key investments.

REPORTER: Governor, my name is Mike (inaudible) from Kansas City. Will you support and campaign for an

increase in fuel tax?

GOVERNOR GREITENS: So, Mike, when we -- when we -- when we roll out our tax plan in detail next week, sir, you'll see that this is a plan we're really proud of.

It is a bold plan. It's going to reduce taxes on 97 percent of Missourians, and that's what we want to do. We want to cut taxes for the people of Missouri.

Our plan will not include an increase in the gas tax.

REPORTER: Why not?

GOVERNOR GREITENS: Well, sir, right now we don't want to raise taxes on the people of Missouri. What we want to do is lower taxes on working families throughout Missouri. Again, we will be rolling out all the details for that plan next year.

REPORTER: Governor, in an effort to move forward as you stand on other issues, will you agree to (inaudible) with every media outlet about this matter, and will you be cooperating with the circuit attorney's office --

GOVERNOR GREITENS: Ma'am --

REPORTER -- investigators?

GOVERNMENT GREITENS: Ma'am, we've addressed those questions. I've addressed --

REPORTER: With every media outlet and (inaudible).

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GOVERNOR GREITENS: Ma'am, we've addressed those questions here today. We addressed them in interviews this past weekend, and I can tell you we are moving forward.

REPORTER: You declined to speak with KMOV. Would you agree to sit down with us?

GOVERNOR GREITENS: Ma'am, we're moving forward. And we're moving forward because that's what the people of Missouri (inaudible).

We're moving forward because we've got a lot of people around the State of Missouri who are counting on us to get results for them.

And that's what Sheena and I are doing. That's what our family is doing. That's what our team is doing. We're moving forward.

REPORTER: Summer Balentine, The Associated Press.

GOVERNOR GREITENS: Yes.

REPORTER: You're already getting some pushback from lawmakers over the cuts to higher education; why cut in that area?

GOVERNOR GREITENS: Yeah. So look, there are tough choices that have to be made in the budget. As you've seen, we're increasing funding for elementary and secondary education by over 87 million dollars.

We are also increasing funding for programs for

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vulnerable children by almost 30 million dollars. These are really important investments for us to make for the State of Missouri.

But in any budget you also have to make tough choices. Now the good news is I really appreciate the cooperation that you have of a lot of leaders in higher education who have worked with us to identify cost savings.

So as I mentioned earlier, PricewaterhouseCoopers sat down with President Choi and the University of Missouri system, and they identified over 70 million dollars in savings just within the UM system.

So we are fully confident that we can address administrative overhead, take that cost out while continuing to do great work here in the State of Missouri.

I'll also mention now -- I think it's important -- there is an increase that we are diverging in higher education, scholarships that we're putting in for students.

I believe that the increase is somewhere on the order of 6.5 million dollars. And, again, Director Haug will have all of those details about the increase in scholarship funding for higher education.

REPORTER: David Lieb, AP.

GOVERNOR GREITENS: Yes, sir.

REPORTER: Your sheet here says you are

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recommending 40 million dollars in cost containments to Medicaid. What are you proposing to cut?

GOVERNOR GREITENS: Yes, sir. So one of the things that we're doing with the Medicaid program is exactly what you said. There's a number of places where we can contain costs.

And the Director Haug and Steve Corsi, the Director of our Department of Social Services can talk you through what we're thinking in terms of those specific cost containment items. And I'll make sure they get you those details as we have them.

But, again, Medicaid is the largest drawing cost for State of Missouri's budget, as I said from 10.3 billion to 11.6 billion dollars. And we're confident that there are a number of cost containment measures that we can put in place. And unfortunately I don't have those details with me.

REPORTER: In general, would it be the people receiving?

GOVERNOR GREITENS: No, sir. In general, what we're doing is we think that there are a number of ways for us to contain costs, deal with administrative overhead and make sure that we're still providing services to most vulnerable Missourians. It's really important for us to do that.

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I'll also ask -- you know, Director Haug can talk you through in detail, for example, some of the increased investments in Medicaid to make sure we are taking care of the most vulnerable people in the State of Missouri.

I'll ask Director Haug, for example, to talk you through in detail what we're doing with the 65.8 million dollar investment in the Department of Mental Health to make sure that we're taking care of 1,399 individuals who have disabilities or are in need of additional assistance.

REPORTER: Does your budget proposal include any cuts in state worker positions?

GOVERNOR GREITENS: We are -- we are reducing on the state workforce, and we continue to do so. Right now the state workforce is the smallest that it's been in decades.

And, again, Director Haug can talk you through in detail where all of those positions are.

Big picture for us, what's important for us to get done in this legislative session is to get civil service reform passed.

We want to make sure that we can pay good workers more. And right now this system holds us back from doing that.

We want to be able to invest in and reward people

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who are doing good work.

We also want to make sure that we can move people into jobs where they can do the best possible, best possible work for the people of the state.

REPORTER: Governor, yes or no, did you ever take her picture?

GOVERNOR GREITENS: Sir, again, I just answered. We answered them over the course of the weekend, and we are moving forward.

REPORTER: Governor, (inaudible) KMOV. Is there a reason you're not choosing to speak with everyone in a public setting?

GOVERNOR GREITENS: Ma'am, we are -- we have spoken to people in a public setting. We addressed these questions in multiple interviews over the course of the weekend.

REPORTER: But with specific outlets?

GOVERNOR GREITENS: But, ma'am, we have addressed the specific outlets.

REPORTER: Is there a reason you won't address it with everyone?

GOVERNOR GREITENS: Ma'am -- ma'am, we've addressed this question. We've addressed it. We've addressed them over the course of the weekend. I've answered your question and we're moving forward.

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Yes, sir?

REPORTER: Mike (inaudible) again.

GOVERNOR GREITENS: Yes, sir.

REPORTER: Governor, with all due respect what a lot of people want to know is what were you thinking? You jeopardized your political career, your family. What were you thinking?

GOVERNOR GREITENS: Mike, again, I appreciate your question and others. As I said, I've addressed those questions here. We addressed them this weekend in multiple interviews, and Sheena and I and our team are moving forward to serve the people of Missouri.

Any other -- any other questions?

REPORTER: With all due respect, Governor, you haven't answered the photo questions.

GOVERNOR GREITENS: Sir -- sir, I've answered your question. We answered them with multiple outlets this weekend, and we're moving forward.

Any other questions on the budget?

REPORTER: Relating to the tax proposal you outlined last week.

GOVERNOR GREITENS: Yes, sir.

REPORTER: The 2014 cuts are just now taking effect?

GOVERNOR GREITENS: Yes, sir.

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REPORTER: Why do you think the state already needs another tax cut?

GOVERNOR GREITENS: Yeah, so what's really important to understand, especially as it relates to the budget, is that this is a revenue neutral tax cut.

So it's revenue neutral, and I'm really proud of the work that the team has done on this.

Again, I'd be happy to sit down with you and others to kind of talk to that in detail when we roll that proposal out next week and again do the statewide tour.

Thank you again so much for showing up. Director Haug will be available to answer your detailed budget questions. I appreciate everybody coming today. Thank you guys very much.

(END OF YOUTUBE VIDEO OF GOVERNOR GREITENS "REVEALS BUDGET PLANS" SPEECH.)

CHAIRMAN BARNES: The next video is a YouTube video taken by the Columbia Daily Tribune again at a session with the Missouri Press Association in the Governor's mansion on or about February 8th, 2018.

(YOUTUBE VIDEO PLAYING NOW.)

GOVERNOR GREITENS: This is a shy group. This is a really, really shy and tired group.

(INAUDIBLE).

REPORTER: I appreciate that.

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Thanks for inviting us, Governor. I'm Christopher Ave from the Post Dispatch. It should be noted I think that when Governor Nixon, your predecessor, had these gatherings he didn't have any knives out, like there were no knives. So to your credit there are knives out here.

So let's just get this out of the way. In the matter of the affair, did you take a photograph of the woman? That is a question that hasn't been clearly answered.

GOVERNOR GREITENS: Actually, Christopher, we have answered all of those questions.

REPORTER: So what is the answer to that one?

GOVERNOR GREITENS: We've answered them in multiple interviews with multiple people. We're ready -- we're ready to move forward, which we have, we are, and we have.

I think what you'll note, what's exciting to see is the way that people of Missouri are responding to our agenda.

I think -- I think that you probably saw last week we did events around the state in Macon, Palmyra, Jackson, Springfield, Joplin and Kansas City and had hundreds of people who were coming out because they were excited about the work that we're doing.

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They're excited about the fact that we are working to cut taxes for the people of Missouri.

They are excited about the fact that we are making sure that we're building an economy where families can prosper.

They're excited about the fact that we're cutting regulations on the people of Missouri. And we're really excited about that agenda, and we're going to continue to work on, talk about and get that agenda passed because it's the right thing to do for the people of Missouri.

REPORTER: One follow-up?

GOVERNOR GREITENS: Yeah.

REPORTER: Just one follow-up. Thank you. Have you or any of your representatives been contacted by any law enforcement or prosecutors in regards to the matter of the affair?

GOVERNOR GREITENS: Again, we've answered all those questions, and you know that the answer is no. You know that the answer is no because you've seen that question answered multiple times.

REPORTER: A week ago.

GOVERNOR GREITENS: Yeah, and you've seen that answer -- that question answered multiple times.

REPORTER: Thank you.

GOVERNOR GREITENS: So does anyone have any

questions about the business in front of the people of Missouri?

(END OF YOUTUBE VIDEO.)

CHAIRMAN BARNES: Having gone through the videos and the audio recordings of the statements made by Governor Greitens in January and early February of 2018 in public settings, this will now conclude today's hearing of the Missouri House Special Investigative Committee On Oversight.

(END OF PROCEEDINGS.)

C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 7th day of April 2018.

SHELLY L. STEWART, CCR
CAPITAL CITY COURT REPORTING

GREITENS' STATEMENT ON COMMITTEE REPORT NO. 1

APRIL 11, 2018

Transcribed (via videotaped recording) by:

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PROCEEDINGS

GREITENS: Later today a report will make accusations about my personal life. We fully expect that the report being released tonight will include lies and falsehoods.

I want to say again what I've said from the beginning, this is a political witch-hunt.

In just 33 days a court of law and a jury of my peers will let every person in Missouri know the truth and prove my innocence. In 33 days this witch-hunt will come to an end.

Over three years ago I made a personal mistake. I engaged in a consensual relationship with a woman who is not my wife. It was a private mistake that I regret every day.

With the help of friends and loved ones and prayers, my family moved forward.

This was a private mistake. It has nothing to do with government and shouldn't be about politics, but people are turning that personal mistake into a political spectacle and telling new lies about it.

Let's call this what it is, a political witch-hunt now based on the testimony of someone who said, under oath, that they may be remembering this through a dream.

We expect that tonight's report will be full of more false, outlandish and salacious accusations.

Now, keep in mind how this was written. No standard of evidence were used. No witnesses were cross-examined. No one who was representing me was allowed in the room, and no members of the press or the public were allowed in the room.

If the Committee had waited 33 days, they would have received a full set of facts. Instead, it was decided to publish an incomplete document made in secret; one that, based on the falsehoods that have been pushed from the beginning, seems will be filled with lies that we now know may have come from a dream.

We've heard some of the stories they've been pushing in the press, and they are downright false.

This matter is being tried in a court of law, and a court has a procedure in place for making sure that people are telling the truth, but the people interviewed by the Committee face no consequences for telling lies.

Since the beginning, their stories have changed, their memories have been hazy, and their lies have been revealed for all to see.

Soon after this story broke, for example, the people who are attacking me now falsely claim that I slapped a woman while my wife was giving birth.

It was absolutely untrue and slanderous and incredibly hurtful.

It has also been 100 percent disproven, because it was impossible. I was with Sheena in the hospital when our son was born. It was a lie, and they continue to lie throughout this entire process.

Just 48 hours ago our attackers lied about how they have spied on and harassed my family.

Now, I fully expect that they will come up with new lies and new accusations, but the people of Missouri see through this, and they know far better than to trust one-sided, tabloid trash gossip that was produced in a secret report.

The people of Missouri recognize all of this for what it is, and they see that the people who are driving this story are part of an absurd political witch-hunt.

It is an honor to work for the people of Missouri. And all of you should know that that deeply-felt honor, that deeply felt -- inspires me every day. And that I will continue to serve the people of Missouri as their governor and to work for you every day.

And they know, they need to know that fake charges and falsehoods aren't going to stop us.

This is nothing new. When I came into politics as an outsider, I was attacked with falsehoods every day.

They attacked my service as a Navy Seal. They attacked my service for veterans through The Mission Continues. They attacked my humanitarian.

Since we got into office, they have attacked us every single day. But know this, they don't scare us. We're not scared by the lies, and we are not afraid of their falsehoods.

This is exactly like what's happening with the witch-hunts in Washington D.C., smearing, lying and attacking people who want to change how things are done is wrong in Washington and it's wrong in Missouri.

People see how this works. They launch attacks. They let accusations fly. And then some politician and irresponsible members of the media pile on.

I fully expect that desperate people and some politicians will bring more phoney charges and make more false accusations.

But here's the good news, in 33 days this will all come to an end because in the United States of America you get your day in court.

I want to thank all of the good people who have stood up with us, who have stood beside us, people who have prayed for us, people who have stood beside us, people who, even in the face of injustice, have stood firmly behind us.

And this includes many state representatives and

state senators and elected officials, all of whom recognize that the Court of law must do its work, and that in this country we don't judge people before justice is done.

I'm grateful to everyone who has stood beside us, and it is an honor to work for the people of Missouri every day.

Thank you all, and God bless you.

(END OF VIDEOTAPED RECORDING.)

C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 14th day of April 2018.

SHELLY L. STEWART, CCR
CAPITAL CITY COURT REPORTING

INTERVIEW WITH INVESTIGATOR AND WITNESS NO. 1

TRANSCRIBED FOR THE

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

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A P P E A R A N C E S

The following were present on April 13, 2018 at Barnes and Associates Law Office in Jefferson City, Missouri for the audio/video playing of a previously recorded interview.

JAY BARNES, Chairman of the Special Investigative Committee on Oversight

SHELLY STEWART, Certified Court Reporter
Capital City Court Reporting

P R O C E E D I N G S

CHAIRMAN BARNES: It is Friday, April 13th, 2018. I am Representative Jay Barnes, Chairman of the House Special Investigative Committee on Oversight.

Pursuant to a subpoena issued this morning by Speaker Todd Richardson, the Committee is in possession of a video-recorded interview of the woman identified as Witness 1 in previous materials.

It is noted by the Governor's defense team that they claim that this video contains exonerating evidence, and that there is no testimony of coercion.

The first eleven minutes of the video are inaudible. What follows is the transcription of the interview.

QUESTIONS BY INTERVIEWER AND ANSWERS BY WITNESS 1:

A. -- was trying to ask him -- I said I was referring to my friend which essentially was me.

My friend wants to know -- she was in this situation. She wants to know what happened or why that would happen, because she knows how her situation is with her husband, but she's curious --

Basically I was just trying to ask him what happened, did he have feelings for me? And I was really just curious, because it just happened to be weird timing.

So anyways, he said he had a plan. Could I meet him in a few minutes? Because I was in the Central West End with my friends after work.

So at this point I didn't know where he lived. I knew he lived near [redacted], so he said he would meet me -- it was like in an alley right by Starbucks.

So I met him there. He just kind of hugged me and, you know, was trying to calm my nerves and just said, listen, I know I want to talk to you too about this. Can you come to my house next week?

And I said no. Can't we just meet at like a Starbucks or something?

He said, no, I can't be seen in public with you.

At this point I knew he was running for office because he had told me at his appointment, because that was March.

So then I told him I didn't know if I would be able to meet him, but I would call him the night before and let him know. He had asked me to come over Saturday the following week.

So then during that week -- and I -- so let me backtrack.

I had saved his number under my friend's name, who is also -- she has a DC number, because his number came up as DC. And I knew my husband is going to see this and

he's going to freak out and call this, which is what -- exactly what he did without me knowing until -- I want to say it was right before this happened, or maybe right after I saw him, he asked me about it.

I -- he said to me, Witness 1, I -- I called that number that was on your phone that you had saved as [redacted] -- I was trying to get ahold of [redacted] basically was his story as to what -- that he was trying to get ahold of [redacted] which is a lie.

Q. Is this [redacted]?

A. Yes.

Q. Okay. Got that number, a 202 number?

A. Uh-huh.

Q. Okay.

A. Yes. So he was trying to get ahold of [redacted] supposedly, and that he called the number that I had saved, and it came up as Eric Greitens' voicemail.

And I just said, well, yes, I talked to him. You know, but not about what, or whatever.

So then on that following Friday -- I called him from my work that Friday night and just said, hey, I don't think I can meet you tomorrow.

Because that Friday night was [redacted]

Q. Uh-huh.

A. My conscience got to me, and I just felt like I can't meet him.

Q. [redacted] what's the date?

A. March 20th.

Q. March 20th?

A. Uh-huh. So March 20th, 2015.

Q. Okay.

A. So he -- he said -- and I said, but I would be willing to meet you for coffee though. I'll meet you at Coffee Cartel or Starbucks or somewhere.

And he said, no. I really cannot be seen in public with you. And, you know, if you come to my house, it will be fine. We can just talk. Nobody is going to see you. It will be fine. Just come in my back door and just --

I guess he calmed me enough about it that I felt like, okay, I can go -- I was going over before work, so this is seven a.m. the next morning.

Q. March 20th, 21st seven a.m.?

A. Yes.

Q. And I had to be at work at eight a.m.

A. Uh-huh. So I was, like, okay, he knows what I want, whatever. So that morning I went over there and he was waiting in the kitchen. He had told me to come in the

back door.

And as soon as I walked in, I had a purse and keys in my hand, and he took it from me. He -- whenever I walked in, he was doing this to me.

Q. Motioning you not to say anything?

A. Yeah. Like don't say anything at all.

Q. Okay.

A. And so he took my purse and keys and put them down on the counter, like, to the side, and still did that to me.

And I was standing there confused, like what the heck is he doing? And he started digging through my purse, and then came over to me and just started, like, patting me down everywhere to see if I was wired-tapped.

Q. To see if you were wearing a wire?

A. Uh-huh.

Q. Okay.

A. And so then finally he stopped and just said, look, I'm just trying to make sure that -- you know, I know you said your -- your husband -- oh, because I had told him whenever we met in the Central West End that day, you have to understand my -- my husband is really controlling. You know, he -- he looks through everything. He's going to see that I had talked to you.

So anyways, he -- he just said, look, I just want

to make sure that he didn't put anything on you.

Q. Uh-huh.

A. Okay. So -- so then I tried talking to him, which was the point of me being there, and he was kind of on a mission, or so it seemed.

And he said -- like didn't -- wasn't really wanting to talk and just said, Witness 1, how long do you have? When -- when do you have to be at work?

I told him I had to leave by, like, 7:40.

And he said, well, can you come back later?

And I told him that I got off work around four, but that I couldn't because I had to get home to my kids.

So he was, like, well, okay. I want you -- Witness 1, I just want you to know -- I just want you to feel good. I just want to make -- I just want to take care of you. And I had this idea, so I just want you to trust me. And remember, I just want you to feel good and whatever.

And I was like, what are you talking about?

I wanna -- I want to talk to you. I want to talk to you, and he said no.

Listen, have you worked out today?

And I said no.

And he was, like, okay, I promise you this will be so great, whatever. Just take these clothes and go put

them on. Take off everything else and put on these clothes and then follow me downstairs.

So I did it. Went into his spare bathroom in his kitchen. I put on this -- it was his t-shirt that he had cut like a little slit at the top, and then pajama pants, his pajama pants.

Q. What were you wearing that day?

A. My work -- it would have been my black pants and a black shirt.

Q. Black pants, black shirt?

A. Uh-huh.

Q. Just your normal work outfit?

A. Yes. So I followed him downstairs, and --

Q. Was the t-shirt white again?

A. Yeah, white.

Q. White. And how were the --

A. It had like a little slit at the top.

Q. Okay. Slit at the top, and then the pajamas, striped, plain white, if you can recall?

A. I can't recall. I mean --

Q. Okay.

A. -- I know that they were, like, neutral color.

Q. Neurtral?

A. Male. Yeah, they were definitely guy's pajama bottoms.

Q. Okay. Go ahead.

A. So I followed him downstairs. And he said, I want to teach you how to do a proper pull-up.

And I could tell he had something sexual in mind, but I felt like, oh, I had already told him I'm not cheating on my husband, so whatever he has in mind, he'll -- he'll respect my boundaries and whatever.

So up until this point he was a perfect guy to me, so . . .

Anyways, he tells me, put my hands up on the rings and starts putting this, like, gauze stuff, like sports tape, around my hands to keep them to the rings.

Q. Uh-huh.

A. But it wasn't actual tape, so I wasn't --

Q. It was like gauze tape?

A. Yeah. And then he says, I'm going to put a blindfold on you.

He puts the blindfold on me.

And at this point there's, like, really no talking. I really was standing there, like, I have no clue what the hell is going on. I'm probably just as much turned on as I am fearful as I am curious. You know, I don't even know. We hadn't kissed or anything.

Q. So you were fearful and you were also --

A. I was turned on. I was --

Q. Turned on?

A. -- fearful. I was confused. Very confused --

Q. Very confused?

A. -- more than anything.

Q. You were very confused about the situation?

A. Yeah. Like, how did this -- how am I even down here? How -- this is literally the first time I have ever been alone with him, other than that time in the -- outside in the Central West End, but we didn't even kiss or anything.

Q. Uh-huh.

A. So anyways, after he puts the blindfold on, he tells me, first you need to know how to drink, and he tries like -- he pours water in his mouth and he tries spitting it in mine.

I guess I was supposed to kiss him or something, and I just let it dribble out and just kind of stood there like --

And he did it again and I still did nothing. I just kind of, like, let it dribble out thinking, oh, my God. I have no clue what's going on now.

And then he started kissing my -- kind of down my neck and down my chest. And then once he got to, like, right here on my chest, he took the shirt and ripped it in half, and then proceeded to kiss down my stomach.

And then got to the pants and pulled down my pants, and then I was just standing there motionless like, oh, my God. I have no clue what's going on.

And then --

Q. You're still blindfolded?

A. I'm still blindfolded.

Q. Okay.

A. And he steps back, I guess -- I can hear and see at the same time a flash through the blindfold, and I hear like a phone take a picture --

Q. Uh-huh.

A. -- a picture at least.

And he said, now, if you ever mention my name to anybody, I will put this picture everywhere. I will put it everywhere I can.

Q. His exact words were what? He said --

A. Yeah.

Q. -- what you just told me. I mean, I have to get it down pat. I don't want to paraphrase it. He said --

A. If you ever mention my name to anyone, I'm going to take this picture and put it everywhere I can so everyone will know what a little whore you are.

Q. Take this picture and put it -- so that everyone will note (sic) --

A. Will know what a little whore you are.

Q. Go ahead.

A. So I just stood there and didn't say anything. And he walked over to me and said, so are you going to say anything?

And I didn't say anything at all. I was quiet.

And then he spanked me and said, are you going to say anything?

Q. Spanked you on your buttocks?

A. Yeah. And I just said no, like that, like seething through my teeth.

So then he -- it was as if he was just still going to go on with whatever he had planned and started kissing down my stomach again. And as soon as he got to like my genital area --

Q. Uh-huh.

A. -- I just started freaking out and started ripping my arms out. I was like, I don't want this. I don't want this. I'm not ready for this. I don't want this.

And he -- he was like, Witness 1, oh, my God, oh, my God. Here. And he was helping me take my arms down as I was ripping them off.

And I was like, I'm leaving, and went to go upstairs, and he took me in his arms and was, like, no, no, Witness 1, Witness 1, you can't leave like this. You can't

leave. Come here.

And lays me down on the ground where I'm laying on his, like, basement floor in the fetal position. And he was -- I'm crying, like, hysterically at this point.

And he was like, shush, it's okay. It's okay. It's okay. It's okay.

And at this point just really coaxing me like a wounded little animal on the ground, I don't know, is how I felt.

And I just kept saying, I'm not ready for this.

And at this point he proceeds to undo his pants and take his -- take himself out of his underwear or whatever.

Q. He took his penis out of his underwear?

A. Yeah.

Q. Okay.

A. And, like, put it near my face and I gave him a blow job at this point.

To finish, as far as I remember, the whole time -- at this point I hate him in my mind. I think he's disgusting. I hate him. I can't believe I'm down here.

Q. You felt disgusted?

A. I just felt super degraded, really disgusting.

Q. Okay. You felt super betrayed?

A. I just couldn't believe that he was still turned

on --

Q. Uh-huh.

A. -- and had no clue how pissed off I was.

Q. Uh-huh.

A. Thank you.

But I just felt like I'm going to do this and he'll be satisfied that he had his little whore, and I'm going to leave and I'll never see him again, was what was going through my mind at this point, you know, just like, ah --

Q. So he seemed to be enjoying what he was doing to you, having you go through?

A. Yeah. He definitely was not upset at this point at all.

Q. Okay.

A. I mean, he seemed worried whenever I was pulling down my arms, because he helped me, and then, like I said, laid me on the ground.

Q. Uh-huh.

A. Yeah. Laid me on the ground and was like, shush, it's okay. It's okay. It's okay.

So then after that I got up and just walked upstairs. He didn't stop me. I went to the bathroom and I changed back into my --

Q. Regular clothes?

A. -- regular clothes, and I got my purse and left, just left.

And as soon as I got to work, I realized I freaking left my keys there, because I had set them -- or he had set them separately on the countertop.

Q. So you walked to work --

A. Yeah.

Q. -- from there?

A. It was like a block away.

Q. Okay.

A. He lived really close.

And then after work -- so all day long I just kept hoping he's going to bring my keys up here. Because he had told me, you can never call me, after I had called him, you know, from my work, and then we talked a couple of times.

So I just sat there all day thinking he's going to bring up my keys, something, then realized I had to go back there to get my keys because I couldn't leave.

So I just walked back there and went to the back door, and he was waiting in the kitchen. Like I said, he knew when I was getting off work that day.

Q. When was this?

A. That was the same day.

Q. Same day --

A. Yeah.
Q. -- when you went back over to his house?
A. To get my keys at this point.
Q. After work?
A. After work. It was like four p.m., and he was waiting in the kitchen. And he was back to the normal person who I had met, you know, and seen for so long where he was just kind and -- as soon as I walked in, I was just like, I am so pissed off. I am so pissed off at you.

And he was like, I know. I know. I've been thinking about you all day, and, you know.

And I said, you freaking took a picture of me. I haven't even let my husband take pictures of me.

And he said, I know, but it was just to protect myself, Witness 1. You know, I'm running for governor, and you have no clue what people would do and -- so I was just protecting myself, and I deleted the picture.

So to which, of course, I did not believe him that he deleted the picture, because he freaking took it like that, but --

But I also believed that he was sorry. I believed all of those things enough to where, you know, I left that day not as mad at him, but left that day with the understanding that we would not see each other again, like that, but that he still wanted to come in and get his hair

cut with me.

And that night I was supposed to go out with a friend of mine, and she came over to my house. I told her, you know, come over to my house instead. I need to talk to you.

Q. What was her name?

A. [redacted]

Q. [redacted]

A. That's [redacted] No. [redacted]

Q. [redacted] was the one you told about it?

A. Yeah.

Q. Okay.

A. [redacted] -- [redacted] are the ones that I told about him, like, rubbing my leg up to my crotch that day or whatever.

Q. You told both of them about that as well?

A. Uh-huh.

Q. Okay.

A. So -- but [redacted] is the one who came over that night, and I just, like, bawled my eyes out. I told her all of it.

And, of course, she was, like, Witness 1, there's no way he hasn't done this before. Stop.

You know, I think in her mind she was just so angry at what had happened to me, but I was trying to -- I

still had feelings for him.

And I was so confused at this point and felt just disgusted at the whole thing and didn't really know how to feel about it.

But anyways, I told her, I think I need to tell my husband, because I was -- I just felt so guilty and disgusting and whatever. So she didn't really have an opinion either way.

So that night she just stayed with me -- I think that was the night she stayed with me all night long. I could not sleep.

Then the next day I think -- it was the second day that I told my friend, Witness 2.

Q. Who?

A. Witness 2.

Q. What's her full name?

A. Witness 2.

Q. (Spelling)?

A. (Spelling of Witness 2's name).

Q. (Spelling)?

A. (Spelling)

Q. Okay. Is that (spelling)?

A. Just (spelling).

Q. Okay.

A. And then I told her I still hadn't slept and that

I think I need to tell my husband.

To which she said -- so I knew her and -- or she and her husband through my ex-husband.

They just weren't friends with him anymore.

Q. Uh-huh.

A. And she said, you know, you can't tell him because, Witness 1, he is crazy and he will do whatever he can to hurt you. And this guy sounds like he's crazy, so you -- don't -- don't do it, Witness 1. Just --

So I went another day. I believe it was, like, three or four nights with zero sleep at this point. And I just thought this -- the only way to sleep again is to tell my husband. I need to tell him.

So I called him and said, I need to talk to you about something that's really sensitive. Can we meet?

And he said, yes, we could meet. Because at this point he was still staying at his brother's. We were still separated.

So we met in the parking lot and I got into his car.

Q. The parking lot of the salon?

A. No. It was a grocery store.

Q. A grocery store?

A. By our house.

Q. You got into his car?

A. Uh-huh. Yeah, because he was in the driver's seat.

And I took him through everything except for the very last part where I gave him oral, Eric. Because that was the part that I knew, A, he's going to, you know, hate me and I feel so degraded. I feel so disgusting, whatever.

Anyways, I eventually told him about it once we were back together, but other than that, I told him pretty much everything.

Q. Everything?

A. And the other thing that I know I did not tell him all of was when I told him about him taking the picture, I didn't say that he called me a whore, because I also thought, he's going to -- I knew that my husband would flip either way, but not -- you know, I was just hoping that he would have empathy or whatever or understand.

To which then that day he told me, and then the following days, he really could not be with me now because I was disgusting and a whore, and he needed to get an apartment.

So then he got an apartment in April for, like, a three-month lease or whatever, and --

Q. April 2015, right?

A. Uh-huh. Yes.

Q. Okay.

A. So then it must have been maybe a week later, a week after this happened, or two weeks after I had seen Eric --

Q. Uh-huh.

A. -- he came in for a haircut, and I had not spoken to him at all in the interim.

And when he came in, of course, he was that normal guy again. And I described to him that when I saw him that first time, you know, at, like, seven a.m. -- he just has this testosterone surge is what it seems like, where he really does not seem like the same person.

You know, so the guy who was so kind and so charismatic all of a sudden is just like just filled with testosterone and rage almost, you know.

So like I say, whenever I came back that day, he was so -- he seemed normal again, and then when he came into the salon -- other than him pretty much, each time I saw him in the salon, making sure you haven't told anybody, have you?

Q. He kept asking you that, you haven't told anyone?

A. Every single time I saw him.

Q. Okay.

A. Yeah. You haven't said anything? No.

So other than that, he was normal and just told me, Witness 1, I can't quit thinking about you. I want to

see you again. When can I see you?

And then as far as I remember, the next time I saw him was at his next hair appointment he asked -- so --

Q. How -- how often did he come in for hair appointments, every two weeks?

A. During this time right afterwards?

Q. Uh-huh.

A. Like after he came in that time?

Q. Uh-huh.

A. He probably came in every two or three weeks.

Q. Okay.

A. Normally probably every three to four weeks.

Q. Uh-huh.

A. But we didn't have a lot of communication between -- because, you know, we didn't call or text like normal.

So then the next time I saw him was for his next appointment. I came in early to the salon and -- where we were the only people there. I opened up the door. He came in, and that time -- I did kiss him that time. I was willing -- at this point I thought, my husband is --

Q. And this was several weeks after this incident?

A. After the first incident?

Q. Yeah.

A. Probably like a month later.

Q. Month later. That's when you kissed him?

A. And then I kissed him, and we basically made out, and then I cut his hair, then my coworker showed up, like, 20 minutes later or whatever.

Q. Did you just kiss him?

A. Just kissing and, like, kind of handsy stuff, but we were clothed, yeah.

Q. Uh-huh.

A. Yeah. So -- and that time I felt like, okay, no, maybe I was wrong. Maybe he is normal and that wasn't that horrible or whatever.

And then the next time was, I was sitting outside of the salon on, like, the fountain outside of [redacted] reading a book, and he drove by and asked if -- or told me to come here, he wanted to talk to me. This was in between haircuts too, so . . .

Q. Between haircuts you saw him?

A. Yeah. So this would have been probably sometime in May.

Q. May 2015, okay.

A. My guess, yeah. And he told me to come here. He said, you look so beautiful sitting there. I want to see you. Can you come over tonight?

And I told him I didn't know, you know, because I had to get back to my kids, but maybe I could come by

before I got my kids.

And so after work that night, I went over there for a short time, because I did have to leave, maybe 30 minutes or something, 45 minutes.

And that time was sexual in nature. We did not have intercourse, but we basically -- we were in his bathroom and just like both of us participating in a sexual encounter, I guess, just without intercourse, yeah.

Q. There was no sexual intercourse?

A. No. There -- yeah, no sexual intercourse. There was never any sexual intercourse.

Q. Just oral sex?

A. Just oral sex.

Q. And the sexual nature at that time was oral sex as well?

A. Right.

Q. You both participated in?

A. Both. And that time --

Q. In his bathroom?

A. In his bathroom. Other than -- you know, like I said, he just kind of takes on a different persona or whatever when he's like that, kind of testosterone. He was fine that time. It wasn't scary to me.

Q. Uh-huh.

A. So then -- then in June when he came in for a

haircut, he had said he really wanted to see me at the end of June because his wife was going out of town for a week.

But he also wanted to be able to talk to me too during that week because she was going to be gone that whole time.

And he bought a burner phone, or like a throwaway phone or something to use during that week. I assume he bought it that week, because I know I only talked to him a few times on it or during that time.

Q. You should have his number?

A. I'm sure in my phone records it's in there, because I remember the approximate date.

Q. When was this?

A. This would have been end of June.

Q. End of June?

A. Because I saw him twice when -- during that week whenever -- it was in the beginning of the week, so let's say if he said, I want to see you -- you know, she's gone Friday to Friday.

On Saturday night after I had been out with some girlfriends, I went over to his house. And that night at first he seemed normal, and, you know, talking, whatever.

And then we went upstairs into his, like, spare bedroom and were making out. And then he asked me if I had slept with anyone, had I had sex with anyone?

And I said, yes, I have, with my husband. Because at some point I had. I don't know. And he slapped me across my face. And not like playful like.

Q. Uh-huh.

A. Like what the fuck did you just do? You know, like, slap me across my face.

And to which I said, you know, you're married. What -- what are you talking about, you know?

And then as far as I remember, we talked about that. Because I asked him if he was maybe screwed up from being in the war? Like what -- that was so bizarre to me that he would think that that was okay.

And then I left. I left that night.

And then -- but I guess we had talked long enough afterwards that -- it's not like I got up and left right after that.

Q. Uh-huh.

A. So then the next time that I saw him was a couple of days later, before work. He asked if I would come over and we could work out together in his downstairs gym or whatever.

So I came over in the morning before I had to be at work and --

Q. You had to be at work again at seven?

A. No. It would have been more like eight or so.

Q. Eight or so?

A. Yeah, because it -- the only day I have to be there that early is on Saturdays. And this would have been during the week, so I probably had to be at work at ten would be my guess.

So I came in, and at first we really did just go through a workout and it was fine, and then it turned. And then it turned sexual and we were -- at this point at least I was -- I don't know if he was nude, but I was nude.

We were not having sex, but it was -- we were in a position that kind of looked like doggy-style, and he was --

Q. Uh-huh.

A. And so he was behind me and, like, fingering me. And all of a sudden he, like, I don't know, just lost it or something and shoved me and smacked like the -- slapped me on my butt at the same time to where I fell over, like, rough to where it instantly made me start crying.

And I just laid there crying, like what the heck just happened? And was just like, you can't be rough like that. What are you doing?

And that time he also just seemed like, I don't know what's wrong with you, you know.

I mean, it wasn't -- I don't know. There wasn't a whole lot of conversation other than I'm crying on the

ground and this is, you know -- now we're in this uncomfortable --

Q. So you're on the floor again?

A. Yeah.

Q. Go ahead.

A. And then I got ready for work and I left for work. And then when I was leaving work that day, he was waiting outside and told me I needed to follow him.

He was waiting outside my work, and so I got in the car and followed him to a parking lot.

Q. Parking lot whereabouts? What parking lot?

A. Manchester. Like by that Kmart on Manchester and -- I don't know. Manchester -- past Manchester and Kingshighway further.

Q. You think it was Manchester near the Kmart?

A. Uh-huh. And he told me to get in his car. And whenever I did, he said that somebody e-mailed his wife earlier that same day and said they saw a woman -- or that a woman was in his house.

And he told me -- and at this point he was, like, panicky, kind of freaking out. And he told me, listen, I told her that you came by to get a signed book for your daughter. So if anybody asks, that's what it is. It was a signed book for your daughter, that's what you were doing.

Because at this point he thought it was, you

know, democratic operatives or, you know, people in his neighborhood that -- he said he had some neighbors that were always trying to find something.

He was, like, you know, I knew if this got out, you know, this is what happens, so that I should -- but, of course in my mind I'm thinking, no, whatever. This is my -- this is my husband, because I knew he was having me followed.

Even though we were not living together, he was constantly asking me now, because I knew I had already told him that initial time that I saw him, so he was asking me, have you seen him? Has he been in to get his hair cut?

You know, I knew he was obsessed enough about it, and he had dropped little hints that he knew where -- you know, who are you out with tonight? You know, he knew what I was doing, so --

When I left that day, I had just said, you know, okay, because he told me he was leaving, flying to go see his wife to convince her that everything was okay, and told me we should not see each other, but he still wanted to come into the salon.

And so I said, no, don't come into the salon. Just -- this is it. Like, just don't -- don't come in.

So he left that day, and then a couple weeks later my ex-husband, or husband at the time, and I went to,

like, a mediator to talk about our divorce, and --

Q. Is the mediator's name [redacted]

A. That was our marriage counselor for four years prior.

Q. Oh, four years prior, okay.

A. I mean a long time.

Q. A long time.

A. On and off. We saw a different counselor, and then [redacted] Yeah. No, he was a marriage counselor.

Q. Okay. Did the mediator -- you mentioned mediator?

A. So -- yeah, the mediator, like an attorney to talk about how to move forward with our divorce.

And at this point I knew for sure I am not going to see Eric again in that context. And after the mediator, like that next day, I said to my husband, is there anything that we have left to salvage? Do you think that we can work on anything at this point?

To which then he told me, well, he would have to think about it, because, you know, whatever.

So I -- that following week he decided, yes, he did want to work on things with me and -- but he had to be honest with me as long as I was honest with him, that he had -- which was that he had been with -- he had been sexual with five women during this March to July separation

that we had, including one that he was dating at the time.

He had just met her a couple of weeks before, but he had planned a trip with her, like, that following week, and so he would have to cancel the trip if he decided to work on things with me.

So then he decided, yes, he's going to, but now that he's told me all this, I need to tell him the truth, which was -- and that's kind of what he interrogated me for the next few months about every detail of anytime I saw him, because I kept saying, I did not have intercourse with him. I didn't have intercourse with him.

So that was July. And then we were, you know, back together until October, so then from July to October I did not see Eric.

I did save -- there was one -- at one point in August he tried to FaceTime me, to which I showed my husband.

And just said, look, I'm not -- I'm just -- because I was an open book from July until, you know, October. I said, I just want you to know he tried to FaceTime me. I didn't talk to him.

Other than that, that was it. Never saw him.

And then in October he walked by the salon and came in and asked if he could get an appointment with me.

And they said, Witness 1 has a cancellation after

this client. You can come in then.

So he came in that day, or if he stayed or whatever, and whenever he sat down, I just said, listen, I'm back together with my husband, which, of course, he was, you know, instantly, did you tell him? You didn't tell him anything, did you?

You didn't mention me, did you? He doesn't know anything, because, you know, my wife doesn't know anything. She believes what I told her or whatever.

So let's see. So then I came home that -- well, sorry. So then he told me, you know, I just can't quit thinking about you. I want to see you.

And I just told him, I can't open this door. I can't go back here. You've got to leave me alone. You're still married. I'm in the middle of this, you know, craziness with my husband. Just leave me alone.

When I went home that day, I told my husband, as I promised, that if I see him ever again, I will tell you.

I told him about it, and he, you know, flipped out telling me I was wrong, that I shouldn't cut his hair, that he can't be with me because this is never going to end.

So I said, fine. I will send him an e-mail, and I think he will get the hint, because he had told me, do not contact me.

And so I sent an e-mail just basically saying, please, leave me alone, and don't come into the salon at all. Because I knew -- there was -- there was a period of time I don't -- I told him don't come to me, and he went to one of my coworkers for a while. This was in between March and July.

So I told him, don't even come into -- don't come into the salon at all.

And that was, like, middle of October.

Q. October 20th you sent to his personal e-mail, right?

A. Yes.

Q. Okay.

A. And he didn't e-mail me back. I never heard from or saw him again.

Q. After October?

A. After October.

Q. Now, just -- I got everything I need here.

Now the people you confided in, can I get the names?

A. [redacted] I confided everything to her.

Q. Is that a woman I take it?

A. [redacted]

Q. How do you spell it? [redacted]--

A. [redacted] I

saw her all the time. She's my best friend.

Q. She still works there?

A. She -- no, she works at a different salon now in Clayton.

Q. Do you have her contact information?

A. Yes.

Q. She willing to talk?

A. She said she would if I asked her to.

Q. Will you ask her to?

A. (Witness nods head.)

Q. Okay.

A. And then Witness 2.

Q. Witness 2?

A. Yeah.

Q. You got her contact information?

A. Uh-huh.

Q. Is she willing to talk?

A. Yeah.

Q. Who else?

A. And then [redacted]

Q. [redacted] the one that has the DC phone number?

A. Yes.

Q. Is she here now?

A. Yes, she's in St. Louis.

Q. She willing to speak to us?

A. Yes.

Q. Do you have her contact information too?

A. Yes.

Q. Okay.

A. Those were all the people I told before my husband.

Q. Before him?

A. Yes.

Q. Who did you tell after?

A. Well, then he -- I didn't tell anybody after until he did. So then in June he sat my whole family down while I was out of town and told them everything I told him.

Q. June 2015?

A. June 2015. So my mom and two sisters. I don't know exactly who all was there. Of course, my whole family knew within, like, two minutes. I know my mom and two sisters.

Q. Anyone else that you told the story to?

A. Not until -- [redacted] [redacted] is her -- or [redacted] actually. She got married. [redacted] So she and her husband --

Q. What is it?

A. So [redacted]

Q. [redacted]

A. --b-y.

Q. --b-y. [redacted]

A. Yeah.

Q. Okay.

A. So she and her husband, [redacted], were -- were friends with my ex-husband, so he told them -- he told anybody that would listen.

Q. So they were told by your ex-husband?

A. But [redacted] and I are friends, so she came to me.

Q. Okay. And told you that your ex-husband had told them everything?

A. Yeah. So then I had talked to her around that time too.

Q. So you told her everything?

A. Yeah. And then the only other people I have told would have been a year later, year and a half later when he won the seat, the governor seat, because I wasn't quite as scared.

Q. '16? November 2016?

A. So after he won, then I specifically remember telling a group of girlfriends. We were having dinner together, and I was really, really, really emotional during this time period. Because, you know, during that time period, I didn't want to talk about it with anybody because I was scared that --

Q. Uh-huh.

A. I knew my ex-husband was already telling people, and if Eric hears about this, who knows what he'll do, because --

Q. So you were scared because --

A. Yeah. Yeah. What -- what extent would he go to, you know?

Q. With the ex-husband disclosures, right?

A. Yeah.

Q. That you were afraid of being (inaudible)?

A. It's going to get back to Eric, or my ex-husband is going to do something, because at this point -- after October -- I should back up.

After October -- the reason why we went through with the divorce is because after I sent that e-mail, he said he still couldn't be with me.

Q. Uh-huh.

A. At this point I was so exhausted hearing I'm a whore, everything is my fault, being interrogated all the time about these instances that I had seen Eric.

And so I said, that's fine. If you want a divorce, I've done everything you've asked me. I'm so exhausted. I can't do this. That's fine.

And then he told me, well, wait, wait. You are right. Because I had asked many times throughout this

time, you sure none of these women are still in your life or anybody new?

So then in October after I sent that e-mail and I had been so forthcoming or whatever, he said, yes, there is another woman in my life.

And, yes, I was with one of the other women of the previous five again after we were back together. And that's the woman who he was with, is the woman who he's still with now.

So at that point -- who was a married woman too with two kids. And so I was just like, oh, my God. This is too much.

Q. Is this the [redacted]

A. Yeah. Yeah. So then that -- at that point it was like, end it. We're getting divorced.

So that was it. He moved out shortly after permanently.

So anyways, yeah. And then I -- so I really did not talk about it. I really just tried to avoid it, the whole subject. I wanted to move forward and didn't want to think about either one of them.

Q. Uh-huh.

A. My ex-husband made it very clear many times. You know, I -- so I had no clue that he recorded me at any time until -- like, my guess is either during that time that we

were back together or right after when we were getting divorced he told me, I could ruin you and him at any moment. It would take me 30 seconds and you guys would be ruined.

Q. Okay. The next point that I wanted to address is your husband and specific threats that -- or you felt they were threats or -- I don't want to put words in your mouth.

When he approached you, how did you feel? (Inaudible) in conversation I'm asking you, did you feel threatened or embarrassed or what?

You have to tell me exactly what you were feeling when he said I can ruin you and all this; how did you feel?

A. Petrified, because I also knew that Eric wasn't a normal person, so the second that he knows that I told Witness 3, you know, who knows?

At this point I really was afraid of anything, especially before he won, during that year or whatever before he won while he was campaigning.

Q. You were afraid the whole time?

A. Oh, yeah. And especially anytime my ex-husband brought it up, which was anytime he could. During this period of time, you know, say things like -- of course it was always you ruined our family. You're a homewrecker. You deserve anything coming to you. You know, and I could ruin you at any moment.

So at some point he had said to me, I could ruin you at any moment --

And I said how?

-- Eric and you both.

And I said, how?

Because the way he threatened it, and that's the way -- you would just have to know my ex-husband. He's the type of guy who will be like, you don't even know. He's just that kind of guy.

Q. Uh-huh.

A. And I said, how?

And he said, because that day I recorded you.

And I believed that he did, but also hadn't heard it, so hoped that he's -- please tell me, A, you can't understand me, or that B, he really would not do that. He wouldn't do that, would he?

Q. And when did you discover that he did?

A. The day it came out.

Q. So how did -- I need to back up.

When you told -- when you told your friends, your girlfriends, you told them everything?

A. [redacted] remembers me telling her pretty much everything. Witness 2 and [redacted] I asked them, because I was trying to -- because it was kind of hard to remember everything.

Q. Uh-huh.

A. And so I asked them, what did I tell you?

And they just remember that he was creepy and took a picture and blackmailed me with it. Because they both were like, this dude has done this before, Witness 1, and --

Q. Did you relate that -- did you relate that he --

A. Slapped me?

Q. -- slapped you?

A. So neither one of them remember that.

Q. Uh-huh.

A. [redacted] I believe [redacted] does remember it. I think [redacted] and Witness 3 were the only ones. I did tell my ex-husband.

Q. You told him?

A. I told him when we were back together.

Q. When?

A. When he kept interrogating me and asking me, you know, just anything that he could ask me about each time that I was with him and every detail, how I felt. Did you -- I mean everything you can imagine.

Q. Specifically when your husband voiced his words to you, did you feel threatened by that?

A. Yes.

Q. Did you feel intimidated by that?

A. Yes.

Q. And why did you feel like that? In what ways did you --

A. Because I knew he was malicious.

Q. Okay.

A. He was so -- he's the type of person that, I mean, really and truly we have had marital issues for years before.

So many of our friends and family were not shocked when we were getting divorced. I had asked for a divorce the year before and in the year before that.

And so -- but in his mind -- and anybody who knew us knew -- anyways, kind of like there was more.

Q. And him being malicious, in your own words, you felt that he would --

A. He would do whatever --

Q. -- take information to make you look bad and embarrass you in public?

A. Positively.

Q. Positively?

A. Because in his own words many, many times I am a homewrecker. I am -- I am a whore. I am --

Q. Those were his exact words to you?

A. So many times.

Q. And he was going to make this public?

A. Oh, yeah.

Q. To embarrass you?

A. Many times.

Q. Did you ever ask him about considering, you know, the children --

A. Many times.

Q. -- and your reputations and everything?

A. Many times.

Q. What did he say to that? He didn't care?

A. He said I ruined our family.

Q. So he blamed you?

A. Hundred percent. And so I already ruined our family.

Q. So --

A. I ruined our family.

Q. And that's all he would tell you, that you ruined the family?

A. You should have thought about that before you were a homewrecker and you went into another woman's house and you did what you did, Witness 1.

Because in his mind, him being with other women -- even before I was with Eric, he was with two other women.

Q. Uh-huh.

A. In his mind, because I asked him initially to

move out into his brother's house. Before I had even done his hair that day, I asked for a separation. I -- I went out and had a relationship. I ruined our family, and I would suffer. I would pay.

So throughout the past few years -- I mean, you could probably meet countless people who he sat down to tell them how disgusting I am, you know, what a whore I am.

Q. And so what he's done, he's actually gone out in the -- in the -- in the public and spread this information about you?

A. And he has also -- so I didn't -- I knew at the time, because friends were saying, I don't know what's wrong with him, but, you know, he keeps Tweeting stuff.

I don't have Twitter. You know he keeps Tweeting stuff, but remember, this was during that period of time where I was trying very hard to ignore everything, so Witness 2 and [redacted] --

Q. And he was Tweeting this?

A. Through his public account. My ex-husband is a local celebrity.

Q. Uh-huh.

A. So has, you know --

Q. He's got a public Twitter account?

A. Oh, yeah, with a huge following, and was Tweeting stuff like Eric Greitens is a homewrecker.

Q. And he was Tweeting and saying things about you as well?

A. Just, you know, like you're -- you were with your -- how is your hairdresser and stuff like that, just trying to, like --

Q. So he was doing this Twitter stuff about Eric Greitens?

A. In the hopes that -- he was hoping that this would come out, but he -- he was -- okay. So during this time -- during this period of time from the time that we were separated-separated until Eric won, my ex-husband has gone around telling anybody who would listen, A, the story about he is crazy. I'm a whore, all of this stuff, and that he was going to -- or that he paid money to keep it quiet.

Q. That Eric paid money or that --

A. Who knows? My ex-husband said -- no. My ex-husband said he paid somebody lots of money to keep it quiet.

He tried to tell me something of the sorts like -- so -- but any time he ever tried to talk about it or even text about it, I just texted him -- I either didn't text him back or I would say, you need to stop. Nothing else.

So during this time -- this had to have been

right around the election -- my ex-husband came over -- I have no clue -- to pick up the kids. I don't know what it was. It might have been one of the times he was trying to take the TV off my wall.

Q. Uh-huh.

A. Really, he was just going through -- anyways, he said -- that was one of the times in particular that he said, you don't even know what I have been dealing with. And, you know, I had to get a gun recently.

And I said, what do you mean?

And he said, you don't deserve any of this. You ruined our family, whatever, but I protected you and I paid all this money. I paid thousands of dollars. You don't even know. You don't even know.

But meanwhile -- and I heard that from a couple of friends, just so you know, and my sister even. He told my sister this. Back up.

My sister's husband and he were in the same band together until a week ago.

Q. A week ago?

A. That's how I met him. That's part of the reason why he was a local celebrity. My sister's husband is how I met him. They have been together since they were teenagers.

So he also relayed that to my sister's husband

and another bandmate, anybody that would listen, that basically he was this hero, because he had paid money to somebody to keep it quiet.

Q. Keep this information quiet?

A. That he --

Q. About you?

A. Right. That nobody had -- except for through him, which is why I knew -- you know, he's -- at this point he's trying to be the hero when he's really the villain.

So I had -- fast-forward. I had heard -- Eric wins. I am just devastated because now at this point, A, I know that my ex-husband didn't get what he wanted.

Q. Uh-huh.

A. I had heard from -- so let's see. One of my clients is an attorney who said to me, Witness 1, I heard a rumor -- this is right after he won.

Witness 1, I heard a rumor that I really hope isn't true, and it involves you and it involves your ex-husband and it involves Eric Greitens.

And I said, oh, my God. What did you hear?

And she said, well, one of my -- one of her coworkers, either he or his wife worked on the Koster campaign, and said that my ex-husband was going around shopping this story about me and the governor and -- but that it didn't get picked up because it was from this,

like, scorned ex-husband and so they weren't taking this story.

Which is -- of course, that was my fear all along, especially because I knew he was going around telling anybody who would listen.

So at that time was really the first time I started processing, even though I felt all along that because I felt relieved, like, oh, thank God, finally. No matter how hard he tried, he couldn't get it out. I can move on and that was, you know, 2016.

Q. Uh-huh.

A. So then to the next year -- I mean, my ex-husband texted me mean stuff randomly. You know, we would be talking about signing the kids up for something and he would say, you know -- bring it up again.

You know, well, you ruined our family, and, you know, our kids are always going to suffer because -- you know, he was just bringing it up, bring it up. And every single time I would just ignore it, deflect, until -- and this is a question I have if you guys have any clue as to how this could have happened?

So August this year he bought a house with his girlfriend. They have stayed together all this time.

Q. August 2017?

A. Yes. Uh-huh. And ever since August, other than

right before this came out in December, he texted me something to the effect that he had al-- you know, so many times before, but from August until December he was much better behaved, you know, as far as texting me.

And I thought, oh, good. We're moving on. This is -- he's finally not being horrible to me, until December when he texted me, which was -- I do have those texts.

Q. Okay.

A. Everything before August is out of my phone.

How?

All of my old pictures -- there are pictures of my kids that we sent back and forth --

Q. Uh-huh.

A. -- that's still in our text message thread from 2016. Meaning I've never deleted the threads. Those pictures would go away.

The texts from before August are gone.

How is that possible, I --

Q. From your phone?

A. From my phone. So -- so one day we were going back and forth about something a while ago that had to do with the kids, and I just was, like, this is about the kids. It was about a schedule or something. It had nothing to do with this.

And he brought up, you know, how I -- again,

whatever, I'm a homewrecker or whatever he said. At that time I remember specifically -- I went back, couldn't find nothing before -- whatever -- it was like a couple of days before that, all my texts were gone.

I knew positively I had not deleted these texts.

And then all of a sudden they came back.

So if there is any way that he could have control over my texts, would be my fear. Because it doesn't make sense, why would I have all of these pictures yet in my text message threads, they're literally only images?

So because -- so back up. During this period of time from, let's see, October -- so Eric won in October. In March that -- those friends, [redacted] had cancer in the past.

Q. This is March of '17?

A. Yes.

Q. Yeah?

A. Right, 2016.

Q. Eric had won, right? Didn't you say Eric had won?

A. I don't remember.

Q. Eric won in November, right?

A. Yes.

Q. And you say in March?

A. So maybe it was March before. Hold on. Let me

think.

Q. I don't want to confuse you.

A. Yeah, I know. So it would have been maybe March, April, May, June, July. I feel like --

Q. Was it before he won or -- you said after he won, and then you said -- then you said March. I'm just trying to see what --

A. I know, but would have been, like, this past March, right?

Q. Yeah, March of --

A. So before. Yeah, this would have been, like, a year and a half ago.

Q. March of '16?

A. '16.

Q. Okay.

A. My -- so our friends -- our mutual friend, he was celebrating not having cancer for five years. So his wife said to me, you're coming to his -- maybe it was last year. Yes, this would have been last year.

Q. March of '17?

A. Yeah. Yeah. I'm pretty positive. That makes more sense, yes.

Q. Okay.

A. Okay. So he -- anyways, she was having this party and said to me, I want you to be there.

I said, well, you know, Witness 3 is still bitter. He won't even look at me. I don't know if that's a good idea.

She said, I don't care. We're closer to you anyways. You better come.

So I came. And that's why I was trying to think of the timing. The guy who I am currently still dating I was dating at the time, and we had been together for, I mean, at least -- at least eight months or something at that point.

Because we had met -- I would say we met a few months after Witness 3 and I were separated for sure in October that year, 2017. We met at (inaudible) at four months later in January, whatever.

So anyways, we had been dating for enough time, but my ex-husband wouldn't even look at him. Never introduced himself. Never said hi to him.

So this would have been, like, you know, a while after we had been together. And we are at this party.

Q. When was your divorce?

A. When?

Q. When was it final?

A. So that -- so March of 2016.

Q. So March of '16 your divorce was final?

A. Wait. Oh, my God. I'm so confused. This is

2015. If October was the last time I saw Eric, it was that March following October, because I believe I met [redacted] right before that.

Q. So that would be --

A. That would be 2016.

Q. 2016?

A. That makes sense, yes. So then this is the following -- yeah, because this was not around our divorce. We had been divorced for a year.

Q. Okay. So March of --

A. 2016 or whatever.

Q. Yeah.

A. Okay. Yeah.

Q. Yeah.

A. So this past March, yeah. Because then he -- so my ex-husband made it very clear to my friend, [redacted] before the party he was extremely angry that I was going to be there. He wrote her these long texts, which, of course, she forwarded to me.

Q. Do you have those?

A. Yeah. That were, you know, essentially this woman ruined our marriage. She ruined our family. She should not be allowed here. She has no class if she comes.

To which she sent them to me, but said, listen, we want you there -- or it was a surprise party at this

point. So she said, I'm telling you we want you there. Don't -- you're coming, please, and please bring [redacted].

Because I also had never brought him around anybody that was a mutual friend, because the girlfriend had been around everybody, but I just didn't feel comfortable with everyone coming around him.

So I -- we go. Everything was fine until the -- I was standing there talking to Witness 3's girlfriend, [redacted].

And I said to [redacted], listen -- because she said, yeah, I guess -- I guess this was an issue about tonight or something.

And I said, yeah. I don't think you realize how -- because at this point I had said hi to her plenty of times and been cordial, but we had never spoken.

And I knew maybe if she knows how mean he's still being to me currently about everything, making everything a big ordeal, maybe she'll calm it down.

So I said, yeah, I don't think you really know how bad it is still. It's still bad. He's still not kind to me.

And she said, well, yeah, I know. Because he was making a big deal to her that I was going to be there that night.

Well, as soon as my ex-husband sees that I'm

talking to her, he comes and steps over -- and at this point he literally wouldn't even look at me whenever we went, you know, at anything with the kids or whatever.

And so he comes and steps in front of me and looks and said, we're leaving right now.

And I said, you can't even look at me?

And he said, no, I'm not going to talk to a little whore like you.

This is in front of everybody who is around at -- you know, this was a party with all of our friends and family and whatever.

And to which then he stormed off, and his girlfriend took his side and they leave.

It was at this point that I just was like, okay, he's already won. Eric had already won. Because I thought he's going to give up then.

So it was just clear that he still -- this is still on his mind. He's still that obsessed for whatever reason. You know, that this is all my fault. I am this -- I ruined it.

Q. Do you still feel threatened and intimidated by him?

A. I haven't spoken to him at all, so I don't know. And, of course, he's not texting me that stuff right now, so I don't know.

I really only feel that way whenever he gets on these rampages and texts and texts and texts and stuff like that.

I am worried that he is probably angry right now that he didn't get exactly what he wanted.

Q. You haven't deleted all of those texts?

A. None of them.

Q. None of them. Okay. We need to see those texts to see if there's anything else.

Are any of those texts from -- and I need the phone numbers and I need those e-mail accounts, which I think I have on the ones you e-mailed Greitens on the few times you did, and those phone numbers from him, the one that you had the text messaging to the other phone which you had that number too.

And so your husband mostly just texts. Did he e-mail you a lot with his threats or comments or whatever?

A. No.

Q. It was mostly, like, texts?

A. Mostly texts.

Q. Okay. So you captured most of those?

A. (Witness nods head.)

Q. We need to get those.

Oh, yeah. We need to ask you one thing too. When did all this information come out about you, about

your situation? When did it come out?

A. You mean January 10th or whatever, like just recently?

Q. Yeah, recently. Was it --

A. Yeah. So I -- in December I was -- I had a weird appointment on my book.

Q. Uh-huh.

A. And at this point I'm in a different salon, and I only really see people who know me and book appointments with me.

So I found it odd enough that I even told one of my friends. Well, I also told another friend at that time, [redacted].

Q. [redacted]

A. [redacted]

Q. [redacted]

A. Yes.

Q. You told him?

A. Her.

Q. Her? [redacted]

A. [redacted]

Q. Oh, [redacted]

A. Yeah.

Q. Okay. [redacted] You told her?

A. Yeah, at that time. And then I -- she was part

of that girls' dinner that -- I was at a girls' dinner after he had won that I told -- or she wasn't there that night, but she is part of that group of girlfriends. And I told the rest of them. So after he had won, and that was -- that was it as far as who I had told.

Okay. [redacted] was in early in December, that day. And I was, like, I had this weird appointment on my books. I don't know who this is.

And so -- but, you know, kind of concerned because that was weird. That doesn't happen. How you book with me, that's pretty personal, so . . .

Anyways, this woman comes in, and my client before her had drank too much and, like, fell into my mirror.

Q. Uh-huh.

A. And so I was concerned about him driving home. And so when she walked up, I was talking about it with another worker there.

And I said, I'm so sorry. I'm Witness 1. It's nice to meet you. I'm kinda shaken up because I'm worried about my client.

And she said, oh, it's going to get a lot weirder because I'm here, I'm working on a story. I'm a reporter from Channel 4.

And I just started crying. I said no. No. You

cannot go here, please.

Q. And this is December?

A. This is December.

Q. 2017, Channel 4 reporter?

A. Yeah. I just started crying. I said, you have to understand my -- because I knew -- again, because back when my -- one of -- part of one of his threats was, you know how many people I know in the media. I know people at every news station. You know, so I -- because I knew he was shopping around for the story.

So I just said to her, you have to understand, my ex-husband is extremely vindictive.

And she said, yes, I understand that. All right, you know, I'm sorry to hear that or whatever, but there are these allegations that, you know, are disturbing.

And I said, that was a really, really traumatic period of time in my life. I cannot relive this again. I don't want to relive any of it. Please, I have kids. I go to school full-time. I own my own business. I take care of my house. Like, please, you have to just leave me alone.

And she brought up a couple of the allegations, which, of course, were directly from my ex-husband's mouth, meaning it's -- you know, even if somebody was following me around, they wouldn't have known those things except for I

told him in private about, in particular, the blackmail.

I don't think at that point she asked me about him slapping me.

She asked if he had paid me off. That was the only thing I did say, no, I haven't seen him at all. You know, none of that since -- it's been years, but I really -- I -- whenever she left that night, she left it at --

Q. She left you her name and calling card and said, call me?

A. Exactly. And I just said -- if I ever wanted to talk, and I said, okay. And then at that point --

Q. You've got that information?

A. Yeah.

Q. Okay.

A. So then at that point I just -- I got a bunch of missed calls the next few weeks. And one of my clients, the very next day, stopped by my salon and said we need to talk.

And then she met with me and just said, listen -- she's in politics, and just said, this is everywhere all over Jeff City. Your ex-husband is trying to get this story out, Witness 1, and I think it's going to come out and you really need to tell your story.

And I was just shaking. I said, please, no.

I -- do whatever you can to not -- I cannot go here, especially because I knew how badly my ex-husband wanted this.

Q. And then it broke in January?

A. So then a whole month I ignored everybody, phone calls, and I talked to my friend -- so [redacted]

[redacted]

Q. Name?

A. [redacted]

Q. She's [redacted]

A. Yeah. And I had talked to her and I told her -- she said, Witness 1, just -- if you don't say anything, they're not going to release a story based on an ex-husband's word.

And she said, is there any way that he would be able to, you know, corroborate it without you?

And I said, well, remember, he threatened that he had that tape.

And she said, did you ever hear it?

I said, no, but, you know, I know him. And he absolutely would do something like that.

She said, well, for all you know it's probably, like, staticky. You can't hear anything.

So it made me feel better.

And then I just ignored calls, and then the day

before it came out, that woman called and left a voicemail saying, I just heard an audio of you and -- having a conversation, and so other media outlets have it. You need to -- you know, please call back and give a statement, or we want to hear your story or whatever.

So I didn't call her back. I called [redacted] said don't, Witness 1, because, you know, yes, she has something, but you don't know. Maybe it's really blurry. You don't know what it is.

So then the next day she texted, the woman texted me again and said, did you get my voicemail? It's really important.

[redacted]

Q. Do you remember her name?

A. That's Lauren Trager. She's the one that broke the story.

Q. That's KMOV News?

A. Yes. [redacted] called her and said, you know, I'm Witness 1's attorney. I had -- I had told her, my attorney will contact you.

So [redacted] called her and just said, what is this about an audio, because my client was unaware of being taped?

And she said, well, there are allegations on it about -- you know, there was a picture taken. You know

[redacted] felt like she probably really had heard it, but again, she didn't know how good it was or what it entailed, so she just said, my client does not have a comment. Where did you get this audio from?

And she said at first she wasn't -- you know, she said, well, we can't really release that.

And she said, okay, but this is an audio with my client on it, so how did you get something like this?

And she said, from her ex-husband.

So this was all I knew at this point. I just hoped -- because at this point she just kept saying, somebody is going to release it, but not her.

And then that night, that same night she --

Q. It got released.

A. I -- three minutes before she called [redacted] and said, I'm going live with it in three minutes. Does your client have any comment?

To which, of course, [redacted] said, no, and called me.

And I said, call her back. Do whatever you can, please, please. And she tried calling her and said it went to voicemail, and then I saw it.

Q. Have you heard it?

A. Yeah. It's awful. I know exactly how I felt back then.

Q. And you begged them not to do it, right?
A. Yeah, like a million times.
Q. Million times?
A. I mean, I really -- especially because I was so -- I mean, I was so disgusted. I was so embarrassed. I was so shameful. Everything he told me about myself I believed it all.
So, no, it was awful, the whole thing, and especially when I was in the car that day, you know, I know exactly -- I mean, I really had not slept at all.
Q. Did you beg him not to release this stuff and what had been hanging over your head, threatening you from day one?
A. Yeah. So I went on a trip by myself in June during the middle of this for three nights in Arizona, and while I was there, that's when my family called me and said that he had sat them down to tell them.
And even just that was, like -- I don't know that I've ever whaled crying so hard. I just couldn't believe -- especially because of how --
Q. Even when he took it out, not only did he take it out and tell your whole family and friends about it, but he ended up going to the press and turned that over to that reporter about you?
A. Yeah.

Q. He -- he had this hanging over your head all this time?

A. Yes.

Q. Coercive to you? I mean, in your own words, you just felt that he would continue to harass you with that story for threats --

A. Yeah.

Q. -- of going public?

You were scared?

A. Yeah. And it just kept it in the forefront of my mind that, like, both of these two --

Q. Again --

A. -- you know --

Q. And, again, when you -- when you -- I know you told him about, what about the kids? He didn't care. You said he didn't care. I'm asking, did he?

A. He -- it would make him angry. If I ever brought up the kids, it would make him angry, because I ruined that.

Q. Yeah.

A. I ruined our family. And how dare you ever claim anything otherwise.

And the thing is, is that, like, with Eric it kept me more scared of him the more that my ex-husband -- you know what I mean? Because I felt like if I just never

mentioned him --

At this point after he had won the governor seat or whatever, I ~~was~~ wasn't scared of the pictures anymore at that point.

Because my friend, [redacted], right away was like, Witness 1, do not be scared of this, because it's in his basement. And it's not like, you know -- that would just be the dumbest thing ever for him to do.

So during that time, no, I was still scared of that. I was still scared of just him in general doing whatever it took to not have things go public.

Q. I want to get back to just how -- how do you feel about -- about Eric, you know, even now? And he's out there now, and, again, just give me your honest assessment, honest opinion as to how you feel about him making statements now about no blackmail, no abuse, no slapping or anything else like that? How do you feel about that?

A. It would almost be better if he had just denied the whole thing, or just -- than that, because those were the only parts that were painful or hurtful or --

That's the only thing that made me feel like -- on top of all of it you're calling me a liar in particular, and the parts that were the most painful and not -- you know, if he was just to step down and not comment on any of it, I think I would feel neutral enough, you know, that,

like, all right, I can move on, but it makes it that much more painful, because I really did experience those things.

Q. How did -- how do you feel now about when he -- his comments to you about let the world know, let everybody know that you were a whore? How do you feel about that? Is that still painful and hurtful to you?

A. Yeah.

Q. And how do you equate that now when you see him now still commenting?

A. I -- it's -- it's -- it's so confusing. I really feel like he's two people. It's exactly how I felt that day.

That was the most confusing, crazy thing that's ever happened in my whole entire life, hands down, because he was one person.

The person I thought I was going to come over and talk to is now calling me a whore. This person who I thought, like, you know, he's -- I am thinking oh, my gosh, maybe he has, like, feelings for me or something, and it just made me feel disgusting and degraded.

And then it just solidified each time I heard it from my husband is how I felt. It was fucking horrible, this whole period of time.

Q. Do you feel -- do you feel now that you've been -- been -- been betrayed by both your husband --

ex-husband and Greitens are still characterizing you as -- in your mind they both -- the words -- you used the word whore, demeaning, that they seem to you something like that -- that's -- how do you feel?

A. I just feel used.

Q. Used?

A. I feel used, big time, because I feel like -- I think my ex-husband thought that he was going to feel -- he was going to get the sympathy that he wanted obviously all this time and wanted to feel like the victim, and this was going to be the ultimate.

And then in Eric's case, I just -- I mean, at that time, in particular certain periods, certain points I just felt used, like, you just want to get off, you know.

Q. Uh-huh. But once he was done (inaudible)?

A. Yeah.

Q. Some morbid fantasy he had or --

A. Yeah. I mean, this was somebody who I had built up so high in my mind, so it was really, really confusing.

I mean, I knew that he had done all this amazing volunteer work. I knew all of these incredible things, so that -- it was just really, really confusing.

Q. Okay. All right. I think -- okay. Oh, yeah. Oh, yeah, and another thing too.

Back to when you said about you discussed and

there's been testimony on it, I think, did he ever promise you anything, or did he ever pay you any money --

A. No.

Q. -- or gifts or anything like that, promise you anything?

A. Huh-uh. No.

Q. Just -- as far as -- did Eric or anyone else give you any money to start your own business?

A. No.

Q. No. But I'm serious, because we've (inaudible).

A. No.

Q. Really no -- no -- no -- and, again, like I said, you know, had to be (inaudible) in your answers and try to --

A. Yeah. No.

Q. -- get everything and make sure --

A. That -- that would be really easy. I will give you access to everything in my life. I mean, yeah.

Yeah, I did not receive a car. I literally have had zero contact with him or anybody in his staff or -- yeah, I have had zero contact since October 2015 or whatever.

Q. When was the last time you talked to your ex-husband?

(END OF VIDEOTAPE.)

C E R T I F I C A T E

I, Shelly L. Stewart, Certified Court Reporter, within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet hereof; that I then and there took down in Stenotype the proceedings had and produced with computer-aided transcription and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

IN WITNESS WHEREOF, I have hereunto set my hand on this 14th day of April 2018.

SHELLY L. STEWART, CCR
CAPITAL CITY COURT REPORTING

TRANSCRIPTION OF TAPED RECORDING OF:

WITNESS NO. 3 AND WITNESS NO. 1

PREPARED FOR COUNSEL

PROTECTED AND CONFIDENTIAL

REPORTED BY: CARRIE A. CAMPBELL, RDR CRR CSR CCR

WITNESS NO. 3: This might be a long grocery run.

WITNESS NO. 1: So --

WITNESS NO. 3: I need -- I need every single bit of the truth. You owe me every single bit of the truth because this has been a torturous evening and day, and you owe me, and I am not -- I'm not going to ask questions because you're going to tell me everything.

WITNESS NO. 1: Okay. My first question for you is knowing this and this alone, yes, I lied to you. No, I didn't sleep with him. No, we're not having an affair, and I'm not talking to him. But, yes, I lied to you. Yes, I've had feelings and --

WITNESS NO. 3: I have (inaudible) --

WITNESS NO. 1: Right. But, no, I need to know this from you: Would -- knowing how you feel right now and how you have felt, would that make you want to work on our relationship knowing that I've lied to you?

WITNESS NO. 3: I can't tell you what I'm going to feel or any of that kind of stuff --

WITNESS NO. 1: But I want to --

WITNESS NO. 3: -- except that this is what I know: I know that I'm not stupid.

WITNESS NO. 1: I know you're not stupid.

WITNESS NO. 3: And stop -- and you need to know I'm not stupid and that I deserve 100 percent of the truth, and that means without having to ask, I know every single detail. Okay. No, stop. I need to know every single detail without having to ask, and that is the first step in feeling like you're finally being honest with me about every single thing. That is the first step to me building anything for us and the working on -- and the working on things and figuring out what's next, this way or that way or the other thing. Like it doesn't -- it doesn't -- it doesn't change anything except for the pain of knowing that you've been lying to me, knowing that I don't know all the story, but knowing that you didn't want to work on things allowed me to shut that out and say I know -- I know that I don't know the truth. And I have gotten past that and surrendered to that.

WITNESS NO. 1: So that's why I'm asking you would it be easier --

WITNESS NO. 3: Well -- no, listen, it would be easier to know nothing.

WITNESS NO. 1: Okay.

WITNESS NO. 3: If you wanted a divorce and it was completely over like you said. If you want a

glimpse of hope at anything else, anything else, then I'm going to stop talking and you're not going to finish until I know every single detail. Don't make me ask a question.

Did you confess to [redacted]?

WITNESS NO. 1: No, that would be worse (inaudible) in my whole entire life. I'm never seeing [redacted] again. Ever. I've never felt more (inaudible), never felt worse in my life, ever.

WITNESS NO. 3: Maybe you needed to because he knows that you're lying about something.

WITNESS NO. 1: It was really, really awful. If you know somebody is lying about something, wouldn't you want to offer them a place to talk?

WITNESS NO. 3: I have offered you a safe place to talk.

WITNESS NO. 1: I know you have, and you're the only person I feel safe with, but I don't want to hurt you. If we're not going to be together -- I'm not having an affair, [redacted]. The man is married and he has a baby.

WITNESS NO. 3: Yeah, I'm aware of everything.

WITNESS NO. 1: I know. I'm sure you dug into everything you can dig into.

Exhibit 1

WITNESS NO. 3: No.

WITNESS NO. 1: No, you haven't? Look at me and don't lie to me. First of all, don't lie to me. Did you look at my phone to get [redacted]'s number, or did you look at my phone because you were curious?

WITNESS NO. 3: I looked at my -- I looked at your phone because I saw it on the thing.

WITNESS NO. 1: Okay. Thank you for telling me that.

WITNESS NO. 3: Now, I did need [redacted]'s number.

WITNESS NO. 1: No. No.

WITNESS NO. 3: That was a true story. That is --

WITNESS NO. 1: You're justifying a lie with a true story, you know what I mean.

WITNESS NO. 3: No. No. No. That's what you've done every single time.

WITNESS NO. 1: Yes, that's true.

WITNESS NO. 3: That's what you've done every single time.

WITNESS NO. 1: I will take 100 percent --

WITNESS NO. 3: Now, I have never lied to you and said, "I lied to you because," and given you a

reason. And every single time you've --

WITNESS NO. 1: You just did that.

WITNESS NO. 3: No. No, I didn't. Every single time I have lied to you and confessed, I have said -- I have said, "I am so sorry," and I have never, never tried to defend it with a "but" or "this is a reason" or "this is why it made sense" or "it's your fault" or any of that. Every single time --

WITNESS NO. 1: But none of this is your fault. It's not --

WITNESS NO. 3: Stop. Every time I have lied to you and confessed, I have said, "There is no excuse. I am sorry." That's (inaudible) why don't tell me something and then tell me why because I've never faulted you for me wronging or lying to you -- lying to you.

So I knew something is up. I'm not a fucking idiot.

WITNESS NO. 1: I know.

WITNESS NO. 3: I deserve to know. I knew that I was being lied to. I know that you were lying to me and when you --

WITNESS NO. 1: I couldn't go anywhere --

WITNESS NO. 3: Stop. I understand. I understand. But I'm not the coward that when I lie, I

make sense of it as I'm apologizing.

WITNESS NO. 1: I am a coward.

WITNESS NO. 3: Please begin and put it all on the table. It's the only chance we have. It's the only chance. No more half-truths. No more things to make it make sense. Just free yourself.

WITNESS NO. 1: I'm telling you (inaudible).

WITNESS NO. 3: Free yourself. Free yourself.

WITNESS NO. 1: You have to promise me (inaudible).

WITNESS NO. 3: It won't leave the car. That's up to you.

WITNESS NO. 1: No, it really won't.

WITNESS NO. 3: It won't leave the car. (Inaudible).

WITNESS NO. 1: So the truth is, yes, I've had horrible feelings for four years, [redacted] three years, whatever, constantly suppressing, and I do feel guilty about that. That's the first truth.

Whether it be the guy who did my boobs, I thought he was great; the guy in Vegas, he was great; clients, whatever, and I know that it's me. So, no, I have not acted on anything. I don't flirt with anybody. There's no acting, but my mind has been

going crazy, and I know it's me. Because I -- I have everything in you except for something. I don't know. And whenever that shut off, that's what I've been dealing with. So I know that it's not these people, I know that, but in knowing that, I can't shut this off and my brain has been going insane.

So, yes, I met Eric a year ago and I instantly had a big crush on him. It would help it if would look at me.

I instantly had a big crush on him. No, I never flirted with him. Never confided in him except for I talked about [redacted] and he helped me with that and just talked about life and whatever. He is very motivating. That's his personality. He's very persuasive. He never flirted with me other than complimenting me a couple of times on, "Oh, I really like your hair like that," or whatever.

Meanwhile, I did develop a big crush, and I felt insanely guilty about it. I couldn't stop my brain. I don't know about you, but I can't control my brain, as much as I would like to. It's the most aspect of me in that way. Since I was a kid, I just can't stop it. Whatever I don't want it to think, it does and...

Anyways, he quit coming in, and then I

didn't see him at all for five months. Like I wasn't lying about that. And then he came in, it was a Friday, and I was so nervous to even have him come in because I knew that I had those feelings, those unexplained feelings of I shouldn't have a crush on anybody; I'm married; this is so stupid. So then I had really bad anxiety.

He came in. Knowing that I felt better whenever he came in and I felt more calm and that made me feel better, but while I was shampooing his hair and telling him about my class -- at first I thought it was just me, but then I realized it wasn't. He was -- I was in the middle of talking and he was doing "this" to my leg. And at first I ignored it because I didn't know if that was just me, and then I realized he was doing that and I said, "Eric, you need" -- well, I said: "You need to stop."

And he looked at me and he said: "What?"

And then I said: "You know what you're doing. I know what you're doing. You need to stop."

And he didn't say anything. And then he came back and sat down in the chair and I said -- because there was silence. And I said: "Is that why you didn't come in for five months?"

And he said: "Yes." Or, no, he said:

"Maybe." Because I guess he was attracted to me.

And this happened to be after you and I had just had that week of whatever. It happened to be when I was really in escape mode. I guess I really wanted an escape.

So whenever he was getting ready to leave, he said: "[redacted], come here." I guess to like talk to me about whatever just happened or whatever, and I said: "No. Let's go to the front." And then he came over and by me and I said: "Eric, we're both married."

He said: "I know. I know."

[redacted], this can't leave the car.

WITNESS NO. 3: It won't.

WITNESS NO. 1: So then we walked to the front. I said "bye." That was it.

He came by later and dropped off his book, his new book, and just said "enjoy," and that was it. And then he sent me an e-mail and that is how he got my phone number. That's the truth. He sent me an e-mail and just said: "[redacted]" -- that he had my e-mail for exactly the reason why I told you he had my number, but it was actually my e-mail from like a year ago. He was doing some sort of book thing and asked for my e-mail. And then he just never e-mailed me,

period.

So anyways, I forgot he had my e-mail. He sent me an e-mail, I think just to check to see if I was okay, but it said nothing. There was nothing in the e-mail.

But he asked me a question, whatever he asked me. I answered back and said, "When you book your next appointment, you need to make sure that you ask for me because they will tell you I'm booked until April whatever." And he said -- and he said: "That's great. What's the best number I can reach you at?"

I did not, I promise you, [redacted], I swear, I did not think that that meant to call me to roll this ball. So I e-mailed him back and said: "Call this line. They will -- if you can't get an appointment, they will take your number, and I will call you back. If you can't reach me there, this is my cell phone number."

What I didn't know -- and I said -- and I was trying to send a message through there. I said: [redacted]" -- it was [redacted] birthday party night. I said: "[redacted]'s birthday is tonight. My husband and my family will be over at my house." And that was just trying to send a message of like, look, I get it now, we know we both have this weird attraction, but I

know 100 percent his attraction is he has a wife with a baby. He's exactly in the boat you were in, similar boat, I'm sure. I'm sure his wife is -- whatever.

So he actually called me. I didn't know that. Didn't talk to him, nothing, throughout the whole week, nothing. The only reason why I know that he had called me was because whenever he called me Saturday night, I noticed that the number was a DC number and got scared knowing that you would look and realize that that same number had called me that night.

So, anyways, I went throughout the whole week and nothing. And I just kept trying to process my thoughts, and I felt like I was going crazy and that's when I couldn't sleep because I knew everything I was feeling was wrong. I don't know why I can't control it. It's fucking horrible.

So on Saturday, I did the wrong thing. It was me who e-mailed him and said: "My friend is having troubles with her thoughts. Can you please call me about that" or something. So that's the reason why he called me that night. And we talked about my friend, and essentially I was just looking for "you're so motivating on everything, please help me just turn off my thoughts because this is horrible.

It's driving me insane."

And he said: "I might have a solution, but I will have to get back to you on it. And I'm sorry that you feel that way, I know how that feels," and just roundabout. There wasn't any sort of deep talking because we're talking about my friend.

WITNESS NO. 3: This is the 14th?

WITNESS NO. 1: So then he said: "I think -- I have a solution. I can see you next weekend." So that was this past weekend.

WITNESS NO. 3: So nothing happened on the 14th?

WITNESS NO. 1: No, nothing happened on the 14th.

WITNESS NO. 3: But there were two phone calls.

WITNESS NO. 1: The second phone call was him asking if I would come outside to meet him.

WITNESS NO. 3: And?

WITNESS NO. 1: I came outside to meet him.

WITNESS NO. 3: You told me (inaudible).

WITNESS NO. 1: I didn't -- but I didn't touch him. Nothing. I just -- that was him saying: "I think I have a solution. I know that you're in a bad spot. I'm really sorry." Whatever. I know this

whole thing is wrong, [redacted], so (inaudible) I don't know what to do.

And then he said: "Well, I want you to come over next weekend."

And I said: "I can't. I can't do that."

And he said: "I want you to come over."

So then I said: "No, I can't."

And then he said: "Well, at least call me if you can't."

And on Friday I called him from work and said: "I'm going to home. It's [redacted]'s birthday. I cannot come over."

And he said: "Well, I understand."

And I said: "I would like to discuss or to try to get all of these thoughts away from me. Will you just meet me for coffee for something so that way we can just talk."

And he said: "No, I can't -- I can't be seen with you. This is wrong."

And I said: "I know."

So he said: "Just -- please just come to my house."

WITNESS NO. 3: Keep going.

WITNESS NO. 1: So that's the reason why I was so torn talking to [redacted] birthday night because

I know I had so many wrong thoughts in my mind that I just couldn't figure out.

WITNESS NO. 3: What did you do?

WITNESS NO. 1: I don't think you really want to know. It's horrible.

WITNESS NO. 3: Just tell me.

WITNESS NO. 1: I don't think you want to know.

WITNESS NO. 3: Tell me the details and the truth.

WITNESS NO. 1: (Inaudible).

WITNESS NO. 3: (Inaudible) tell me the truth. The truth. Only the truth.

WITNESS NO. 1: So on Saturday morning before my first client, I did go to his house.

WITNESS NO. 3: For the first time?

WITNESS NO. 1: For the first time. Ever. Like I said, nothing, period, had ever happened or taken place until this snowball. This fucking tornado just happened. I know I brought it on.

I showed up and I said: "I'm only here to talk."

And he said: "I know."

I said: "I just want to tell you I feel like you're always hope because I don't know your

relationship." He doesn't talk about his relationship, at all. He didn't talk about himself at all, so I don't even know.

But I said: "I just had a feeling that you wouldn't be attracted to me if you didn't have a wife with a baby. I'm just trying to process why I'm feeling this way, and I hate it. I really hate it."

And then he -- basically had been fantasizing about me tried to live out that fantasy. He just coaxed me, kept talking to me gently and touching me, whatever he could do to still have that fantasy play out. And I did it.

WITNESS NO. 3: Did what?

WITNESS NO. 1: We're getting divorced, [redacted].

WITNESS NO. 3: It's up to you right now. Tell me the truth. Set yourself free, please, and tell me the truth.

WITNESS NO. 1: I was so confused with emotion. (Inaudible) I can't even believe it because it's not really in my character. I don't even fucking know. I'm so confused.

WITNESS NO. 3: Tell me the details, please.

WITNESS NO. 1: He said: "I'll make you feel better. I'll make you feel good. Come

downstairs. I want to show you how to do a proper pullup." And I knew that he was being sexual, and I still let him. And he used some sort of tape, I don't know what it was, and taped my hands to these rings and then put a blindfold on me.

WITNESS NO. 3: Keep going.

WITNESS NO. 1: And said: "If you're going to do proper pullups, you need to know how to drink," and I guess put water in his mouth and tried to pour it in mine and it scared me. And I spit because I didn't want to kiss him. I mean, I'm so -- (inaudible) I thought -- I thought (inaudible).

He just kept touching me over my clothes and just kept touching me. And then undid my clothes. I just didn't say anything at all. I didn't -- I was just completely numb. I didn't even know. I feel like I don't even know. I was just numb. I just stood there and didn't fucking know. I was so -- he was sort of messing with me with his hands.

WITNESS NO. 3: Inside?

WITNESS NO. 1: Inside, yes.

WITNESS NO. 3: And?

WITNESS NO. 1: I mean, that was (inaudible) and he stepped back, and I saw a flash through the blindfold, and he said: "You're never going to

mention my name, otherwise there will be pictures of me (sic) everywhere."

WITNESS NO. 3: Keep going.

WITNESS NO. 1: He said: "You're not going to mention my name, are you?" I didn't say anything. I didn't realize what -- I don't know what the fuck I'm doing. And then he asked me again. And I just said: "No."

WITNESS NO. 3: Did he (inaudible).

WITNESS NO. 1: Well, my pants were down.

WITNESS NO. 3: Keep going, please.

WITNESS NO. 1: And then he tried kissing my stomach and tried to kiss me down there but didn't quite get there because I flipped out and I said: "You need to stop. I don't want this. I don't want this. I don't want this."

And he instantly stood up and freaked out and took off the blindfold and undid my hands and said: "I'm really sorry. Oh, my God, [redacted] I'm so sorry. I thought -- I want to be -- I want to make you feel better."

And then I was like: "This doesn't make me feel good at all. I'm so pissed off. I don't know anything about you. I'm so lost. I'm so vulnerable right now. I'm in a really fucked up place. It

doesn't feel right. I told you I was only here to talk."

WITNESS NO. 3: What else?

WITNESS NO. 1: And then I left.

WITNESS NO. 3: Is that every detail? Don't lie.

WITNESS NO. 1: No, it's not every detail. I left, went to work in a really fucked up state of mind. I felt fucking horrible. (Inaudible) I left my fucking keys at his place and so I had to go back and get the fucking keys after work.

WITNESS NO. 3: And?

WITNESS NO. 1: And I showed up, said: "I'm so sorry for what happened earlier."

"I'm just obsessed over you, and I fantasize about you; it's wrong and in real life, but I need to not do that. I know. I love my wife, and I'm really sorry. And we should not ever talk again, and I hope that you get everything figured out."

WITNESS NO. 3: And?

WITNESS NO. 1: I said: "Well, I'm leaving."

He said: "Just stay for a little while longer, please."

And I said: "No, I really have to go."

"Please just stay."

And then he held me for a long time and then made me feel better, just kept kind of touching me and...

WITNESS NO. 3: And?

WITNESS NO. 1: I just -- it was like, I don't know, 45 minutes of me being there, me leaving, and then him going: "You know, are you sure you really want to go? I'm just never going to see you after this and" --

WITNESS NO. 3: And?

WITNESS NO. 1: And that was it. It was just --

WITNESS NO. 3: You never touched him?

WITNESS NO. 1: No. He kept touching me.

WITNESS NO. 3: He touched you (inaudible)?

WITNESS NO. 1: I told you he touched me seven times. He didn't get me undressed, but he just kept kind of messing with me.

WITNESS NO. 3: (Inaudible). It's really fucked up. Did he turn you on?

WITNESS NO. 1: Yeah, and then didn't, did both. I felt every emotion. That's the reason why I'm so tormented.

WITNESS NO. 3: So the only contact

(inaudible)?

WITNESS NO. 1: And touching me, touching me all over, touching my boobs or my -- I let him. I'm 100 percent wrong.

WITNESS NO. 3: How about kissing?

WITNESS NO. 1: Not really. I don't know. I don't think I really ever kissed him. He kept trying to kiss me.

WITNESS NO. 3: Did you (inaudible)?

WITNESS NO. 1: No, I was turned on in the beginning because I made this really long and maybe his putting into all these feelings and just so much built-up feelings. I mean, it's not like we had talked about shit. We had not not talked about shit.

WITNESS NO. 3: This is only one day, on Saturday?

WITNESS NO. 1: Yeah.

WITNESS NO. 3: Do I know every detail about this?

WITNESS NO. 1: Yes.

WITNESS NO. 3: For the rest of my life?

WITNESS NO. 1: Yes. (Inaudible) Oh, yes.

WITNESS NO. 3: No other people that you know?

WITNESS NO. 1: No other people.

WITNESS NO. 3: Will you ever see (inaudible)?

WITNESS NO. 1: I don't know. I can't say no because he may come in and get his hair cut. I don't know. I don't want to not ever see him again.

WITNESS NO. 3: Why not?

WITNESS NO. 1: Because.

WITNESS NO. 3: Because you love him?

WITNESS NO. 1: No, I don't love him. It takes a lot more to love somebody. I have so many mixed emotions about something (inaudible) I also care for --

WITNESS NO. 3: You've been half-raped and blackmailed.

WITNESS NO. 1: Yes.

WITNESS NO. 3: And you're not going to tell anybody about that? Why? Because (inaudible)?

WITNESS NO. 1: When I came back, I said to him: "I'm very, very, very pissed off at you. I'm grossed out. I'm so pissed off."

He said: "I know."

"You took a picture."

He said: "[redacted], it's just because I fantasized about you, I fantasized about all these things, and you could ruin my life. And -- but I

erased it." And my mouth fucking (inaudible).

WITNESS NO. 3: I'm sure you're not the first. I need to know that there's not one ounce of a detail that you're lying to me?

WITNESS NO. 1: No.

WITNESS NO. 3: You never had sex?

WITNESS NO. 1: No.

WITNESS NO. 3: Are you ever going to see him again?

WITNESS NO. 1: There's a chance, yes.

WITNESS NO. 3: Did you ever touch him?

WITNESS NO. 1: No. (Inaudible).

WITNESS NO. 3: I don't want to you to lie (inaudible). Where are you now?

WITNESS NO. 1: I don't know if we can make it.

WITNESS NO. 3: Where are you --

WITNESS NO. 1: You're a great dad.

WITNESS NO. 3: Are you asking for forgiveness, or are you saying this is what happened?

WITNESS NO. 1: Oh, I definitely want forgiveness.

WITNESS NO. 3: Just to make it clear to you that the grass is not greener on the other drive.

WITNESS NO. 1: I wanted to tell you. I've

been fucked up. Like, I don't know. I've been depressing (sic) so many thoughts I thought that -- there's this weird torment of -- I never felt that before.

WITNESS NO. 3: If there is a chance in hell for us or (inaudible)? To able to say to go somewhere else (inaudible) but of course (inaudible) but if there is a chance in hell for us, and I mean even way down the road, you need to show some sort of real remorse and adult ability to put yourself in better situations.

WITNESS NO. 1: (Inaudible).

WITNESS NO. 3: I don't know about that.

WITNESS NO. 1: You obsessed over the fucking (inaudible) things.

WITNESS NO. 3: Just because I'm not an idiot and I knew someone and I knew something was going on. I know the person from the first time you talked about him. I need you to stop talking about him and then hit me or he's going to look at us, and then two cells, and then lied to about this and then I lied to -- asked you to tell me the truth and not fucking (inaudible) and things add up and I let it go and I did not (inaudible). Have you told me the entire truth?

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WITNESS NO. 1: Would you rather I not tell you?

WITNESS NO. 3: For the sake of our relationship and any sort of future, I absolutely need to know every fucking truth. That's it. Obsessing and all that, that's on me. But the fucking truth is on you.

WITNESS NO. 1: I can't ever go back to [redacted]h.

WITNESS NO. 3: You need it.

WITNESS NO. 1: No. No (inaudible).

WITNESS NO. 3: You (inaudible).

WITNESS NO. 1: Are you kidding me?

WITNESS NO. 3: You don't have the option of telling (inaudible).

WITNESS NO. 1: (Inaudible).

WITNESS NO. 3: Do you want a divorce?

WITNESS NO. 1: I don't know what I want.

WITNESS NO. 3: Have you spoken to him since?

WITNESS NO. 1: No.

WITNESS NO. 3: There are no other truths --

WITNESS NO. 1: No.

WITNESS NO. 3: E-mails? Phone calls? Texts?

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WITNESS NO. 1: No, nothing. Zero percent.

WITNESS NO. 3: Is there anyone else (inaudible)?

WITNESS NO. 1: No. No. Nothing. I just felt surprised at all. I just think -- do you have those thoughts?

WITNESS NO. 3: I've had those thoughts in the past, yeah, I told you that.

WITNESS NO. 1: No, you haven't.

WITNESS NO. 3: Yes, I have, but nothing like that. This is just a line that I know, and I have not fucked with that line. The closest thing that ever happened to me was I was blacked out and someone kissed me and I stopped it. And, yes, I was a coward for not telling you, and then I told you. And what I told you was --

WITNESS NO. 1: You were like --

WITNESS NO. 3: -- not your fault, not your fault. Not me being confused or any of that because of you, I was confused and I fucked up, and that was the closest.

WITNESS NO. 1: But I'm telling you, [redacted], I don't blame you for Vegas. I don't blame you for this, but I do think that there's something wrong with the way that I --

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WITNESS NO. 3: You need to have any (inaudible) from here?

WITNESS NO. 1: (Inaudible) I'm so ashamed of myself. I'm so ashamed. I feel like the only way to be really faithful to you is to love you with my whole heart because this is so unshaking. I mean, it is shaking. I don't want to be like this. I want to be strong and --

WITNESS NO. 3: You didn't kiss him once (inaudible) when you came over?

WITNESS NO. 1: No, I didn't.

WITNESS NO. 3: And you've never been to his home other than those two times that one day?

WITNESS NO. 1: No. No, I swear on that baby.

WITNESS NO. 3: Never walked with him around the neighborhood?

WITNESS NO. 1: No. Never. [redacted], please, I just told you the hardest thing ever. I swear, no.

WITNESS NO. 3: I know everything?

WITNESS NO. 1: You know everything.

WITNESS NO. 3: And I've heard that several times this week, and I really want (inaudible).

WITNESS NO. 1: I mean, do you still love me now? Because this is a pretty fucked up thing.

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WITNESS NO. 3: I love you. I hate you right now. I hate you for what you've done to yourself. (Inaudible). Look at me. I love you. Right now I just don't (inaudible) knowing that you lied to me this whole time. I still try. [redacted], you lied to me.

WITNESS NO. 1: I'm so sorry. Like, I even don't know, [redacted]. I was just wanting so bad to get rid of all of my thoughts. I thought that would do it.

WITNESS NO. 3: A woman who was raped and blackmailed 50 Shades of Grey style. How fucking poetic.

And you never came? How long does it (inaudible)?

WITNESS NO. 1: What do you mean? Like 30 minutes in the morning and then I don't know how long -- that's how long I was there. 45 minutes (inaudible).

WITNESS NO. 3: The whole time when you went over to get your keys, was still touching you and fingering you and all this shit?

WITNESS NO. 1: Just coaxing and, you know --

WITNESS NO. 3: If you want to --

WITNESS NO. 1: It was just tormenting.
WITNESS NO. 3: To avoid to let that happen.
WITNESS NO. 1: Yeah.
WITNESS NO. 3: How did you feel (inaudible)? Was he masturbating?
WITNESS NO. 1: He touched himself.
WITNESS NO. 3: You never put your hand on him?
WITNESS NO. 1: No. It was him trying to make me feel good and, I don't know, whatever, (inaudible).
WITNESS NO. 3: Do you think that you could ever heal and be able to have sex with me again?
WITNESS NO. 1: I don't know. I thought about you. I know you would never (inaudible) -- you wouldn't cheat on me like that.
WITNESS NO. 3: I'm going to be honest with you and say I knew you lied and I knew something horrible had happened. But when you said it was over, I tried to let go and I took a step in my life to not (inaudible) and to not stress, to let you have whatever it was that you had to lie about. I had hoped that (inaudible) and it wouldn't be a relationship that showed me a lot, but I knew that I didn't want to deal with it because it will only hurt

me because I was letting you go.
WITNESS NO. 1: I know.
WITNESS NO. 3: So last night was the worst night ever and the night before hearing you question.
WITNESS NO. 1: I'm sorry.
WITNESS NO. 3: And when you started questioning, I didn't want to hear it because I had already started my healing. And you cannot suck me back into this loveless place where I loved so much and I'm not loved or at least loved for. And I'm not saying that you haven't done a lot and work at us, but after all that work and all that I've been to you recently to have this happen on the day after [redacted] birthday, fucked up.
WITNESS NO. 1: I know.
WITNESS NO. 3: It sucks me back into this tornado, but I need to know is this a real tornado because then I have a decision, do I get back into the storm and ride it out, or do I just let the storm happen and help you resettle? That is a question for you to fucking answer. Sorry for the pressure, but this is on you. I am not going to emotionally put myself back into this spot. Not going to (inaudible) just a pretty fucking (inaudible) all week because I was letting go, changing and opening a new chapter for

me so I'm not obsessing and loving you and (inaudible) loving and sink into myself.
WITNESS NO. 1: Without being with me, it's so hard. I can't.
WITNESS NO. 3: (Inaudible).
WITNESS NO. 1: I wanted to because I just wanted to stop feeling the way that I feel. I hate it. I feel so guilty a lot of times.
WITNESS NO. 3: The grass is always greener.
WITNESS NO. 1: But it's not that. I don't have those thoughts. It's not the thoughts of "this would be better; this would be better." It's not that. It's more just like --
WITNESS NO. 3: Did he ask for you to have sex with him?
WITNESS NO. 1: No.
WITNESS NO. 3: Did ask him?
WITNESS NO. 1: No.
WITNESS NO. 3: Did you guide him?
WITNESS NO. 1: No.
WITNESS NO. 3: Did you tell him what to do?
WITNESS NO. 1: No. I don't --
WITNESS NO. 3: Did you ever want to have sex when you saw his face?
WITNESS NO. 1: No. No. The only time I

was really turned on was in the very beginning and once he (inaudible).
WITNESS NO. 3: You're just going to let this man get away with this?
WITNESS NO. 1: I don't know how to describe it.
WITNESS NO. 3: He took such advantage of you. You need to tell.
WITNESS NO. 1: No. I don't want you to --
WITNESS NO. 3: If there's -- a time to learn from this fucking lesson with [redacted], then you need to tell. Risk it. Risk the embarrassment.
WITNESS NO. 1: It's not like that, though.
WITNESS NO. 3: It's not like what? This motherfucker is running for senator.
WITNESS NO. 1: What else can help us?
WITNESS NO. 3: I know that he comes off as this mother fucking manly hero and it's all about resilience and honor and all that.
WITNESS NO. 1: I knew you would obsess. You're obsessed.
WITNESS NO. 3: No. No. No. This was when -- before that I knew you were lying to me.
WITNESS NO. 1: Bullshit. Don't lie to me.
WITNESS NO. 3: I promise.

WITNESS NO. 1: You haven't looked today or yesterday?

WITNESS NO. 3: Fuck no. [redacted], on [redacted] birthday, you told me it was over, and I let it all go. I told you yesterday that devastating cry was about the kids because I knew that there was nothing I could do to control it. So not one fucking ounce of energy from me has been spent on learning about you or catching you or anything. I know -- I knew and I know that you lied to me, but I knew that nothing would come of it if I dug except for pain for me. I didn't want to know. Every single person told me, "none of this adds up. Humans are mathematical; deducing she's cheating on you," and I said --

WITNESS NO. 1: But I'm not --

WITNESS NO. 3: Stop. And I said, "I don't even care anymore. I don't want to know because it only hurts me." That's the fucking (inaudible). That's the truth. Anything I knew from before was when I was panicking a week before you did this knowing you had lied to me about this man. And I'll have you know, I can destroy his career in a half an hour.

WITNESS NO. 1: If you do that, then I would hate you.

WITNESS NO. 3: He took a picture of my wife naked as blackmail.

WITNESS NO. 1: I would hate you.

WITNESS NO. 3: He took a picture of my wife naked as blackmail. There is no worse person. So you tell him -- actually, you tell him nothing. I don't want you in contact with this person ever again. If -- if you come to the conclusion that you want to try (inaudible) but you cannot (inaudible) would have. Take a cue from our 16-year-old.

WITNESS NO. 1: There's a big difference, [redacted]. I --

WITNESS NO. 3: This man is a part of ruining our family and he's got away with it.

WITNESS NO. 1: It's my fault, though. It really is, like --

WITNESS NO. 3: Yeah, some of it is, but you didn't take his pants off, you didn't ask him to go to your house, you didn't --

WITNESS NO. 1: He's at fault, I know he is.

WITNESS NO. 3: He's the one running for senator, not you. Or governor, not you. You cannot let this man charade his life as this great, upstanding, everything, look at me, I've got it all together, and it's always bullshit.

WITNESS NO. 1: Well, fine, then he's like Bill Clinton or whatever, but it doesn't mean he can't be a great governor. It doesn't mean he's not brilliant or when I -- when I go back there and (inaudible) a lot better, that's the hard things, persuasive and --

WITNESS NO. 3: Are you in love with this guy?

WITNESS NO. 1: No, I'm in love with the idea of -- of him, you know; not him.

WITNESS NO. 3: You don't think you're falling in love with this guy?

WITNESS NO. 1: No. I think that that takes an open heart, you know, like, both parties. I've never loved the way I love you. All of your worries are my worries except --

WITNESS NO. 3: You know (inaudible).

WITNESS NO. 1: I feel like in doing this I'm afraid that there's no way we could be together with you (inaudible) and me being okay because the thing that I have hated more than anything in our relationship is the researching everything, I hate it. I hate it more than I hate anything and --

WITNESS NO. 3: And every time I've been right.

WITNESS NO. 1: Not every time, [redacted]. Fuck that. You look into shit all the time. No, not every time, [redacted]. Two times in fucking 12 years. One time really is the only time I've ever really cheated.

WITNESS NO. 3: I was right that you would lie to me. I was right that you would cheat on me.

WITNESS NO. 1: You haven't lied to me? You haven't looked through shit? You haven't -- [redacted], don't you dare try to pretend like you're this perfect man.

WITNESS NO. 3: I'm not.

WITNESS NO. 1: I don't search through your shit, so I don't know. For all I know you've had many conversations with women online. You've had many conversations with women through phone.

Have you?

WITNESS NO. 3: Yes, tons. No.

WITNESS NO. 1: Have you?

WITNESS NO. 3: No. I don't fucking do anything. I support you in everything. I come home, I'm with the kids.

WITNESS NO. 1: In all this time you haven't?

WITNESS NO. 3: No. [redacted], you can fucking -- all my minutes are accounted for.

. WITNESS NO. 1: But you have all my minutes accounted for.

WITNESS NO. 3: No, I don't. Going to work, I don't know when you don't have clients. I don't get to go to work and have spaces. Spaces --

WITNESS NO. 1: Bullshit, [redacted]. You have all kinds of time. I don't know when you do things. I would never in a million years look into that.

WITNESS NO. 3: Okay.

WITNESS NO. 1: I can't be with you if you're going to search into everything. It happened with the thought in my mind of --

WITNESS NO. 3: Right, justifying your (inaudible) behavior.

WITNESS NO. 1: No, no, it's not at all.

WITNESS NO. 3: Well, listen, some people are just different, and if I'm a little suspicious on that kind of stuff, maybe that's somewhat on you and your generosity or your commitment --

WITNESS NO. 1: (Inaudible).

WITNESS NO. 3: Okay. Okay. Other people are, too. So maybe that's a part of your commitment or generosity to go out of your fucking buffer zone and help somebody and say, "No, babe, I love you. Like, I promise we're" -- you know, blah-blah. But

instead you get angry and you do understand what that looks like, and you do understand what it looks like when I end up being right.

WITNESS NO. 1: [redacted], all of those other times, all of those other times, those millions of times that you were wrong, that's why I'm angry.

WITNESS NO. 3: This has been a different weekend and week for me, and the last thing I want to do is be sucked back into your tornado that you were or that I was, okay. And this last week has been fucking liberating and beautiful for me.

WITNESS NO. 1: I'm sorry for everything.

WITNESS NO. 3: Yeah, me, too. [redacted] there's something I need to know. I need to know you're not going to hurt yourself. I don't want make this to become overwhelming and you do something rash.

WITNESS NO. 1: Seriously?

WITNESS NO. 3: Seriously.

WITNESS NO. 1: I did. I mean, to me doing that, it was weird. It was like I wanted that. I wanted to hurt myself.

WITNESS NO. 3: Could you have sex with me after this? This was last weekend.

WITNESS NO. 1: No. Just --

WITNESS NO. 3: And you just talked to him

for a moment on the 20th when you were supposed to be out with your friends?

WITNESS NO. 1: I was out with my friends. They thought I was talking to you. I lied to them.

WITNESS NO. 3: Oh, the circles we weave.

WITNESS NO. 1: [redacted], I don't know who I am.

WITNESS NO. 3: That's nice.

WITNESS NO. 1: I'm so scared.

WITNESS NO. 3: What do you want from me?

WITNESS NO. 1: You (inaudible) so strong.

WITNESS NO. 3: Don't tell me that you're never going to see [redacted] again.

WITNESS NO. 1: Well, that was the worst.

WITNESS NO. 3: No, because I finally (inaudible).

WITNESS NO. 1: No. Fuck no. I've had such a -- are you fucking kidding me?

WITNESS NO. 3: What did he say? Because obviously he picked up on something that I didn't.

WITNESS NO. 1: It was horrible.

WITNESS NO. 3: What did he say? What did he say that was not the truth?

WITNESS NO. 1: It was how he acted to me, [redacted]. It was how he acted. So horrible.

WITNESS NO. 3: And you (inaudible) I'm

back.

WITNESS NO. 1: No, [redacted], I'm telling you, it was horrible. When you left the room he said: "Something's changed in you this last three to four months, so tell me what the fuck is going on."

WITNESS NO. 3: And what did you say?

WITNESS NO. 1: I said: "Three or four months?"

And he said: "Yeah. You're obviously cheating on him."

WITNESS NO. 3: He was right.

WITNESS NO. 1: How wish that I -- (inaudible) see, to be able to tell him I have never felt so scared in my life. It was so horrible.

WITNESS NO. 3: You've been calm the whole time and you haven't told him the truth so --

WITNESS NO. 1: No, bullshit, [redacted]. Whenever he said --

WITNESS NO. 3: What did you say in response? Did you say no? Did you lie to him?

WITNESS NO. 1: Yeah, I just said no. I couldn't say anything, [redacted]. I just sat there. It was so uncomfortable. And he said: "Well, my wife cheated on me, and I know what it looks like, [redacted]. Don't fuck around with me. I've been doing this for

35 years, you know, and you know what, you're giving up. No wonder why you're sad, [redacted], you're giving up on your family. You are stepping out on your family."

WITNESS NO. 3: You don't feel like that was true?

WITNESS NO. 1: You don't fucking talk to somebody like that, though, when you're a counselor. You really think that that's the best way to be a counselor?

WITNESS NO. 3: I'm not a counselor. Maybe it is. I don't know. I do know that I trust him beyond what I understand.

WITNESS NO. 1: I don't. It was horrible.

WITNESS NO. 3: Well, that's an issue. (Inaudible) knows the truth.

WITNESS NO. 1: I can't do it, [redacted].

WITNESS NO. 3: I would like to you think about that.

Who else knows?

WITNESS NO. 1: [redacted] and [redacted] are the only two people I told.

WITNESS NO. 3: You told them the details?

WITNESS NO. 1: Yeah.

WITNESS NO. 3: And what did they say?

WITNESS NO. 1: Well, they didn't say

anything. Obviously it's out of character for me to do anything and that they didn't know what they would do if they were me and...

WITNESS NO. 3: They don't know what they would do, as in tell or (inaudible)?

WITNESS NO. 1: Because I said it's killing me. I wanted to tell you so bad that first night, that's why I made [redacted] sleep with me. It was just a year ago and I couldn't process the whole -- it's so bizarre. I don't know. I had so many mind games that day. Like this scared, like, dislike, hate, pissed off, zero -- you know, I mean, just every emotion I felt so I just wanted to do something. I felt horrible. But --

WITNESS NO. 3: You got it out of your system?

WITNESS NO. 1: I don't know. That's my hope.

WITNESS NO. 3: But you don't know?

WITNESS NO. 1: The only reason why I say I don't know is because I'm so jumbled without sleeping, and I know that the second that I'm around you and the kids, I want -- I want -- I want to do whatever I can to make us work. I can't envision a life without you at all, and I can't envision a life with you with

somebody else. I love the idea of us so much, I love it, but I also don't want to continue to fight all those feelings. And I know the second that you feel depressed, it sparks that in me, and it's not your fault, but it does do that. And if that's something that I can work on with a separate counselor, I would absolutely do that. I want to do that anyways. But there's no way in hell I'm seeing [redacted]. I never felt more sick to my stomach.

WITNESS NO. 3: I don't like the fact that you're in the position that in you're right now and you're making rules, saying nevers. I don't like that. And that's one of the things I don't like about this whole situation is that you make these decisions, you may think they're so solid and you stick with them because you're fucking stubborn like that. You're a rule maker.

WITNESS NO. 1: I am?

WITNESS NO. 3: I'm learning to be very, very flexible. [redacted], I've done all these things, so you can dig the things that you say or things that you've done and thinking you know it all and defining everything.

WITNESS NO. 1: I don't. We should probably let -- [redacted] go into the grocery store. Park up

closer. It's 5:56.

WITNESS NO. 3: (Inaudible) in your entire life?

WITNESS NO. 1: My entire life, yes.

WITNESS NO. 3: Is his number still under [redacted] [redacted] folder?

WITNESS NO. 1: Yes, I haven't touched it.

WITNESS NO. 3: I don't know what to say right now except there will be zero contact if there's a chance. I don't even know what you're asking for. Are you asking for a chance? Because quit fucking with me.

WITNESS NO. 1: I know. I know. I know. I know. I know.

WITNESS NO. 3: This is worse than the cheating. This is going to take some processing for me in a new way. I do love you. Every goal and aspiration that I had with you is still the same. I don't know what that path looks like anymore than I did yesterday, although now I see half of it. All right. I see it half as clearly.

WITNESS NO. 1: Do you think you would be able to not worry every single time my phone rings --

WITNESS NO. 3: Now -- now you know what a slippery slope is and can do.

WITNESS NO. 1: Yeah. I know what a tornado is, actually.

WITNESS NO. 3: I want to say and things if I feel like I've thought it through and it's necessary for me to say something like, you know, you'll never speak or see this person again, even if it's in the salon briefly, but I can't say that right now because I need to process this. But you need to quit fucking with me, and you need to tell me what it is that you want or what it is that you're willing to try because you are at ground zero with trust right now. And that's everything to me because I have finally trusted myself again.

I feel bad for you, and I want to help you, but I really need my distance for a minute in many ways because you can't help me.

WITNESS NO. 1: Okay.

WITNESS NO. 3: The ball is in your court as to what you want to do, what you want to ask me to do. You feel free. You need to feel open. You need to feel like I'm trustworthy. So if you're having a thought, you need to tell me; you need to ask me. If it's something I can do for you, I'll think about it, and I'll do it. If it's something I can't, I'll think about it, and I'll let me know why or when.

Right now I'm not going to bounce this ball. You're -- it's in your hands because you're fucking me up and taking me into your fucked up world, and I'm better off without that because I was doing well. I know I'm a stronger man than even I know that I am, and I know I'm a stronger man than you've ever thought I was.

So we'll see. What it is, we'll see, I don't know, because I still don't know what you're asking. So when you have a question, you let me know. I'm going to walk it off. Get groceries.

WITNESS NO. 1: [redacted] (inaudible).

WITNESS NO. 3: This is exactly the time for to you do this. I'm sorry, but you got to deal with however it is I have to deal with this right now. Let me process.

WITNESS NO. 1: (Inaudible).

WITNESS NO. 3: Go home and get your purse and come back. I'll be home with the kids. I'm sorry. Look at me. I love you. (Inaudible) fucking hate you. Our love is more stronger than (inaudible), but there's your honesty and there's mine. You (inaudible) -- you really do. Our love is so much stronger than that. (Inaudible).

NOTARIAL CERTIFICATE

STATE OF MISSOURI)
) SS
COUNTY OF ST. LOUIS)

I, CARRIE A. CAMPBELL, RDR, CRR, NO CCR, IL CSR, and Notary Public in and for the State of Missouri, duly commissioned, qualified and authorized, do hereby certify that I reported the following tape-recorded conversations in shorthand and transcribed into typewriting, and that the foregoing pages correctly set forth the conversation of the parties, to the best of my ability, and is in all respects a full, true, correct and complete transcript of the conversations.

I further certify that I am not of counsel or attorney for any of the parties in the conversation, not related to nor interested in any of the parties.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my Notarial Seal on this 8th day of January, A.D., 2018.

My Commission expires February 2, 2018.

Carrie A. Campbell

Carrie A. Campbell, RDR CRR CSR CCR
Certified Shorthand Reporter
Certified Realtime Reporter

chris canpershelll <canpershell@yahoo.com.sg>

To [redacted]

07/03/15 at 9:15 AM

There is another woman in your home right now. I'm assuming you're out of town again. If you want to know more contact me here. canpershell@yahoo.com.sg I'm sorry. This isn't fake or spam. They are at the Maryland address Chris

Sheena Chestnut Greitens

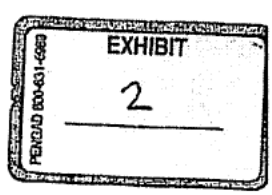

Thanks very much for writing. I'm travelling from June 24 to July 5 with limited access to email. I look forward to responding to your message when I return.

--

Sheena Chestnut Greitens
Assistant Professor, University of Missouri
Non-Resident Senior Fellow, Brookings Institution
http://www.brookings.edu/experts/greitenss
http://politicalscience.missouri.edu/people/greitens.shtml

To; Sheena Greitens
Today was not the first time he has had her in your home.

From: Sheena Chestnut Greitens <[redacted]>;
To: <canpershell@yahoo.com.sg>;
Subject: Out of the office June 24-July 5 Re: Another woman with eric
Sent: Fri, Jul 3, 2015 2:49:00 PM

Thanks very much for writing. I'm travelling from June 24 to July 5 with limited access to email. I look forward to responding to your message when I return.

--

Sheena Chestnut Greitens
Assistant Professor, University of Missouri
Non-Resident Senior Fellow, Brookings Institution
http://www.brookings.edu/experts/greitenss
http://politicalscience.missouri.edu/people/greitens.shtml

Gmail

Michael Hafner <[redacted]>

Invitation: Finance Meeting @ Wed Jan 7, 2015 10am - 12pm (mike@[redacted].com)

Eric Greitens <egreitens@missioncontinues.org> Tue, Jan 6, 2015 at 1:57 PM
Reply-To: Eric Greitens <egreitens@missioncontinues.org>
To: "mike[redacted]com" <mike@[redacted]com>, "dlaub@greitensgroup.com" <dlaub@greitensgroup.com>

Finance Meeting

more details »

When	Wed Jan 7, 2015 10am – 12pm Central Time
Video call	https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike
Calendar	mike@[redacted]com
Who	• Eric Greitens - creator • dlaub@greitensgroup.com • mike@[redacted].com

Going? Yes - Maybe - No more options »

Invitation from Google Calendar

You are receiving this email at the account mike@[redacted].com because you are subscribed for invitations on calendar mike[redacted]om.

To stop receiving these emails, please log in to https://www.google.com/calendar/ and change your notification settings for this calendar.

invite.ics
2K

EXHIBIT
3
PENGAD 800-631-6989

Gmail Michael Hafner [redacted]

Donor lists

Krystal Taylor <ktaylor@greitensgroup.com> Tue, Jan 6, 2015 at 2:01 PM
To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner <mike[redacted]>

All donors 1k total and up - The Mission Continues list
EG fnce prospects - Mason Fink's list
Fundraising tacker list - our internal list (Danny has access to updated google doc.)
Schweich list - Steve Michael sent over many months ago

--
Krystal Taylor
Vice President
The Greitens Group
Direct: 314-833-6269

4 attachments

All donors 1K total and up - as of 5-7-14.xlsx
71K

EG fnce prospects 061714.xlsx
68K

Fundraising Tracker - as of Oct 10, 2014.pdf
67K

Schweich list.xlsx
489K

Attachment No. 1 to email from Krystal Taylor, January 6, 2015

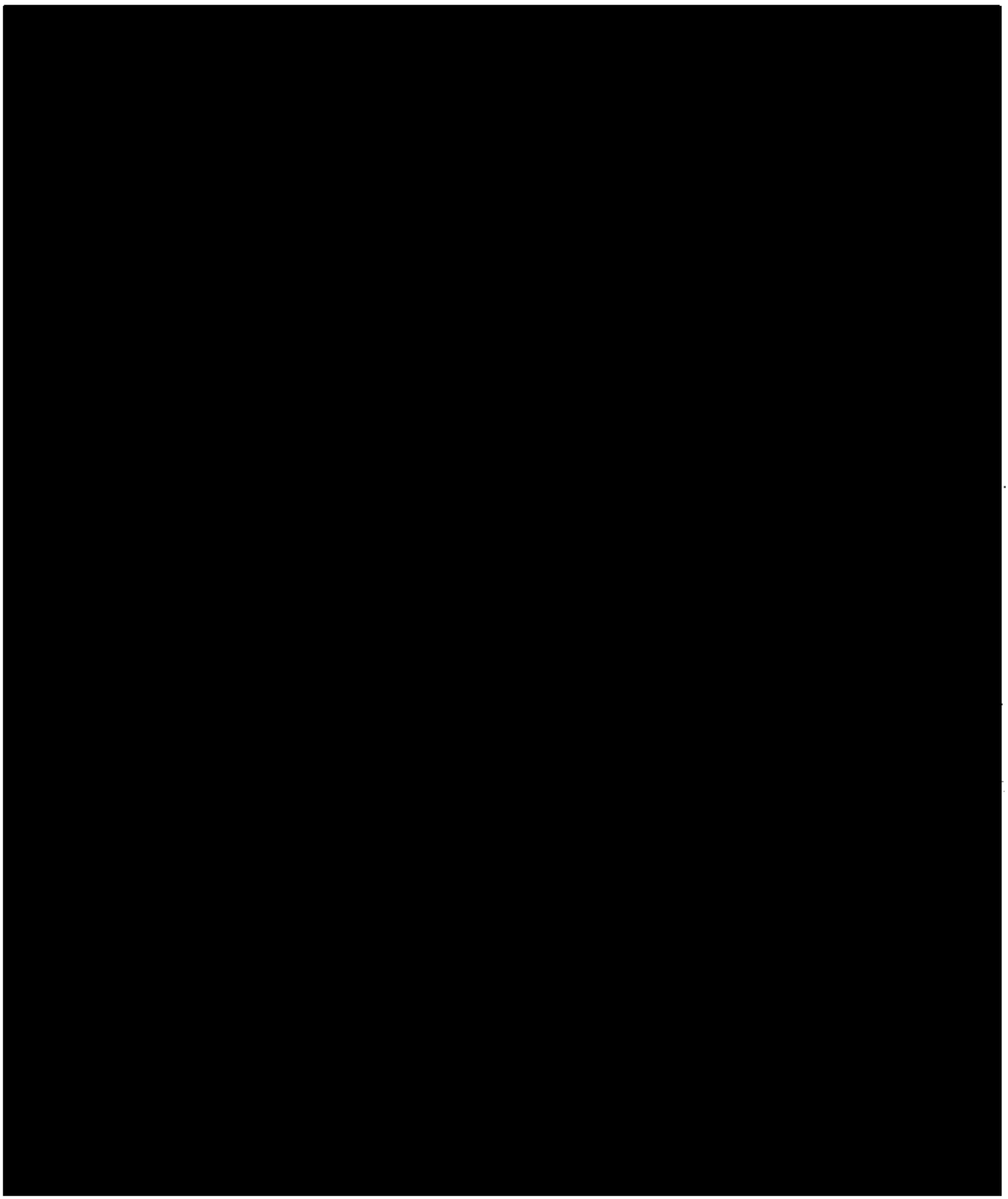

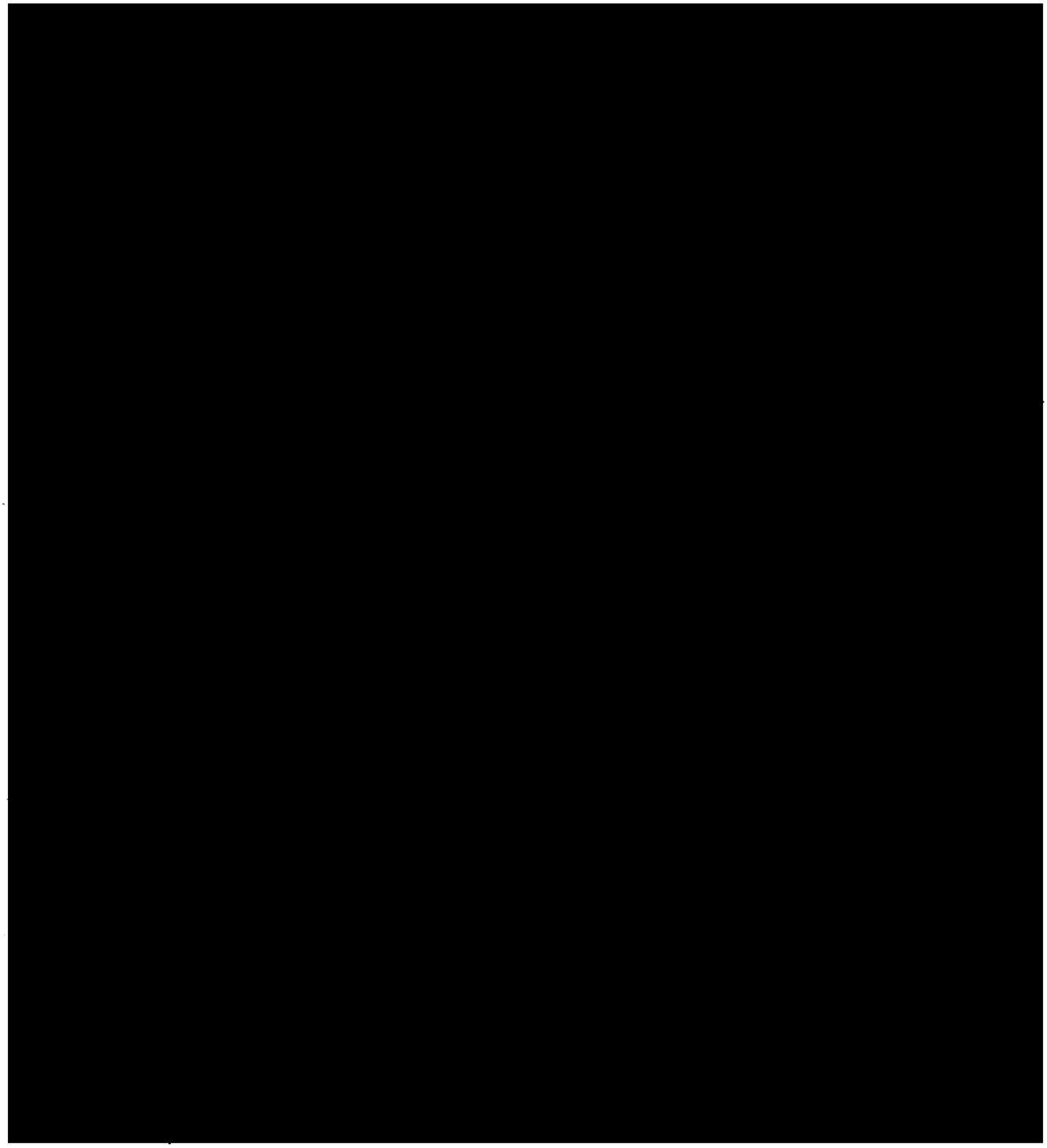

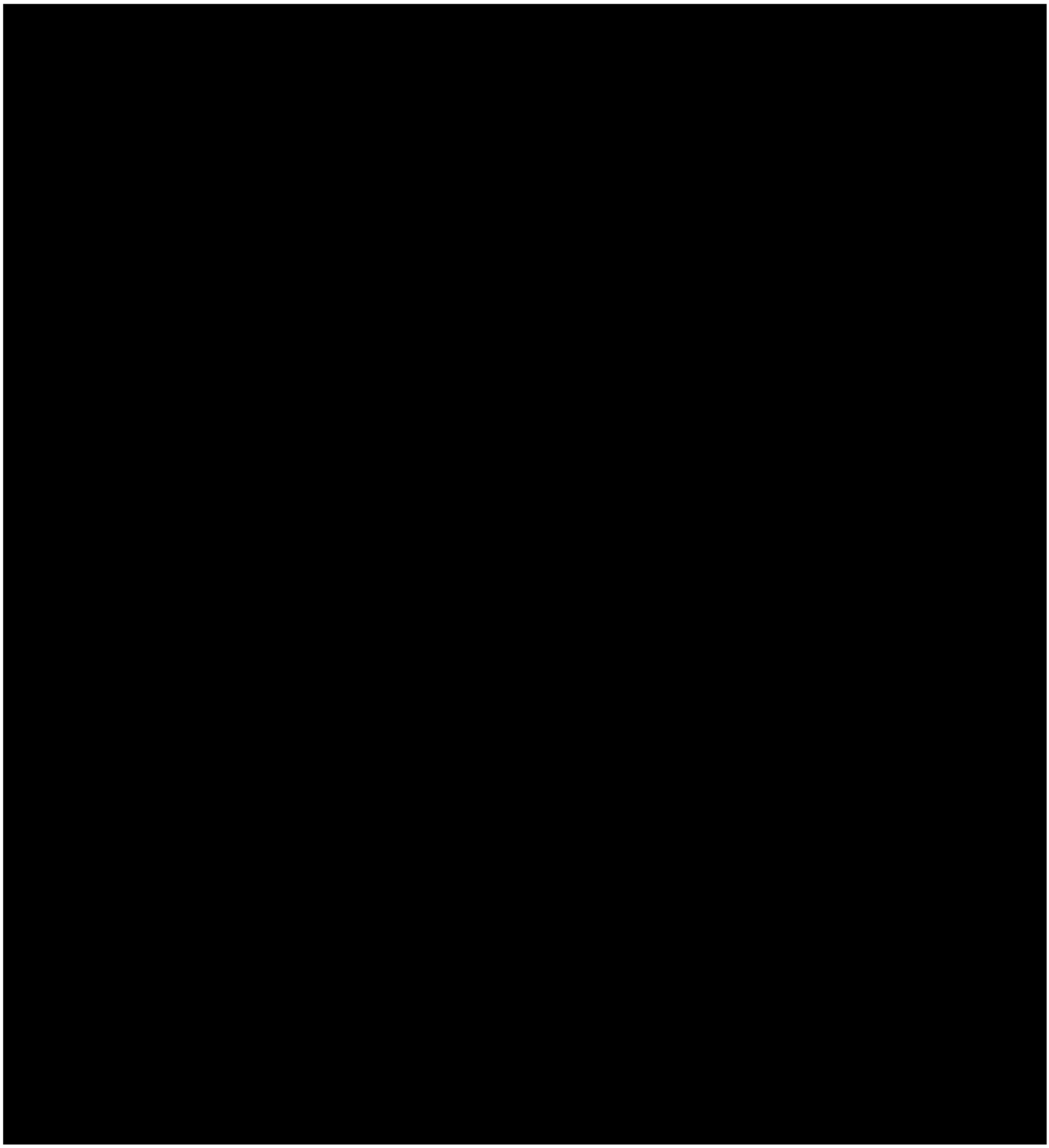

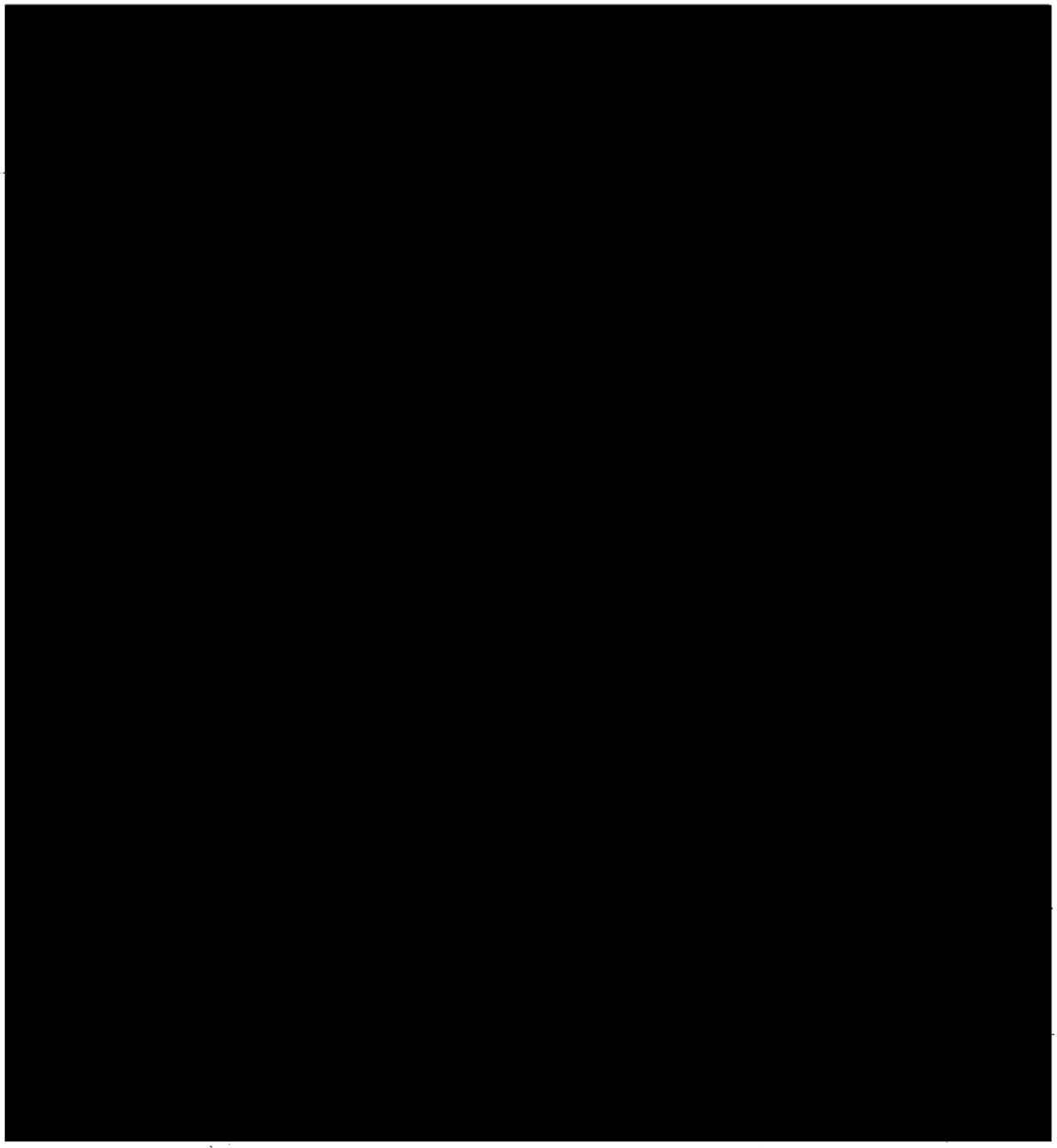

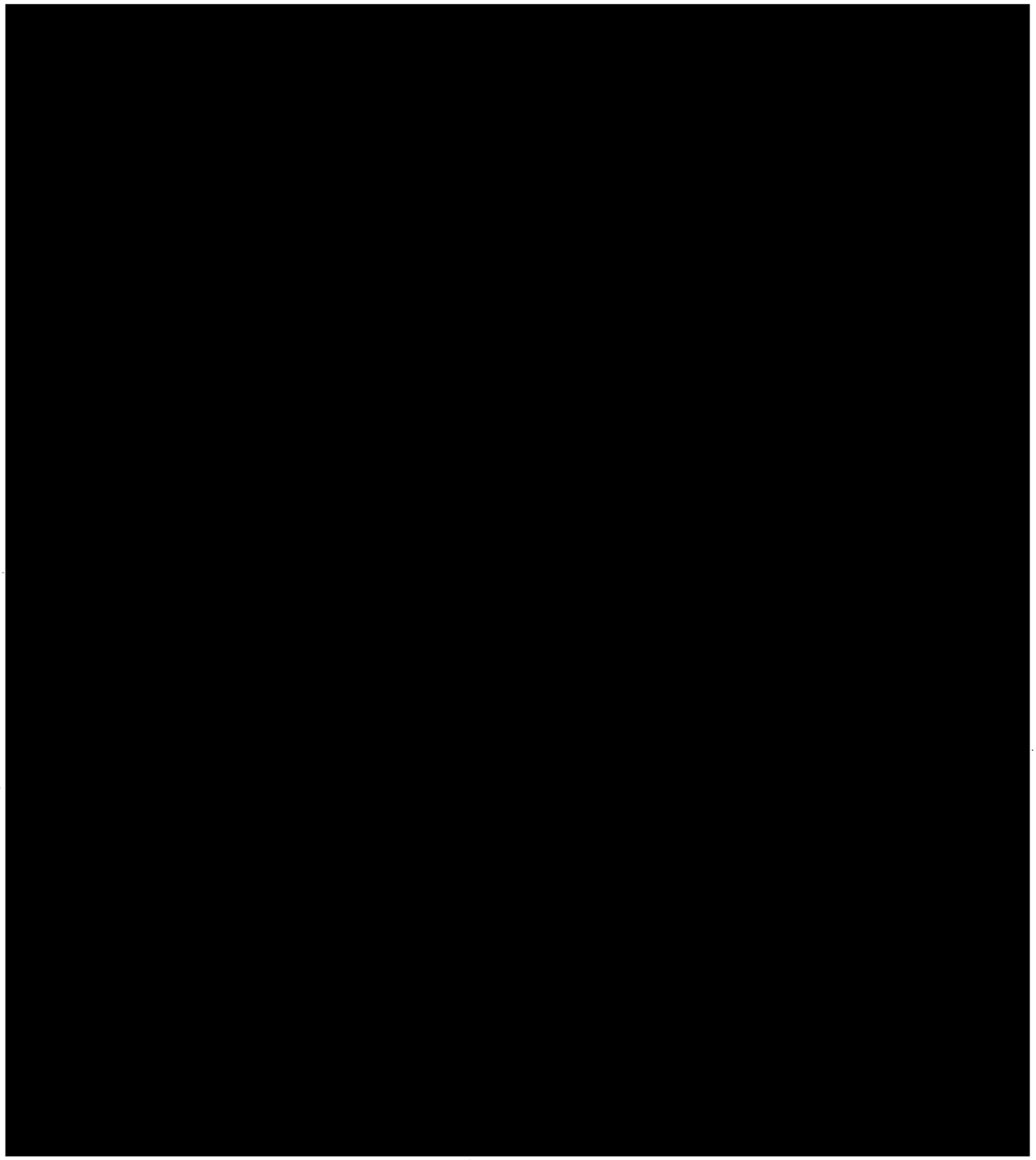

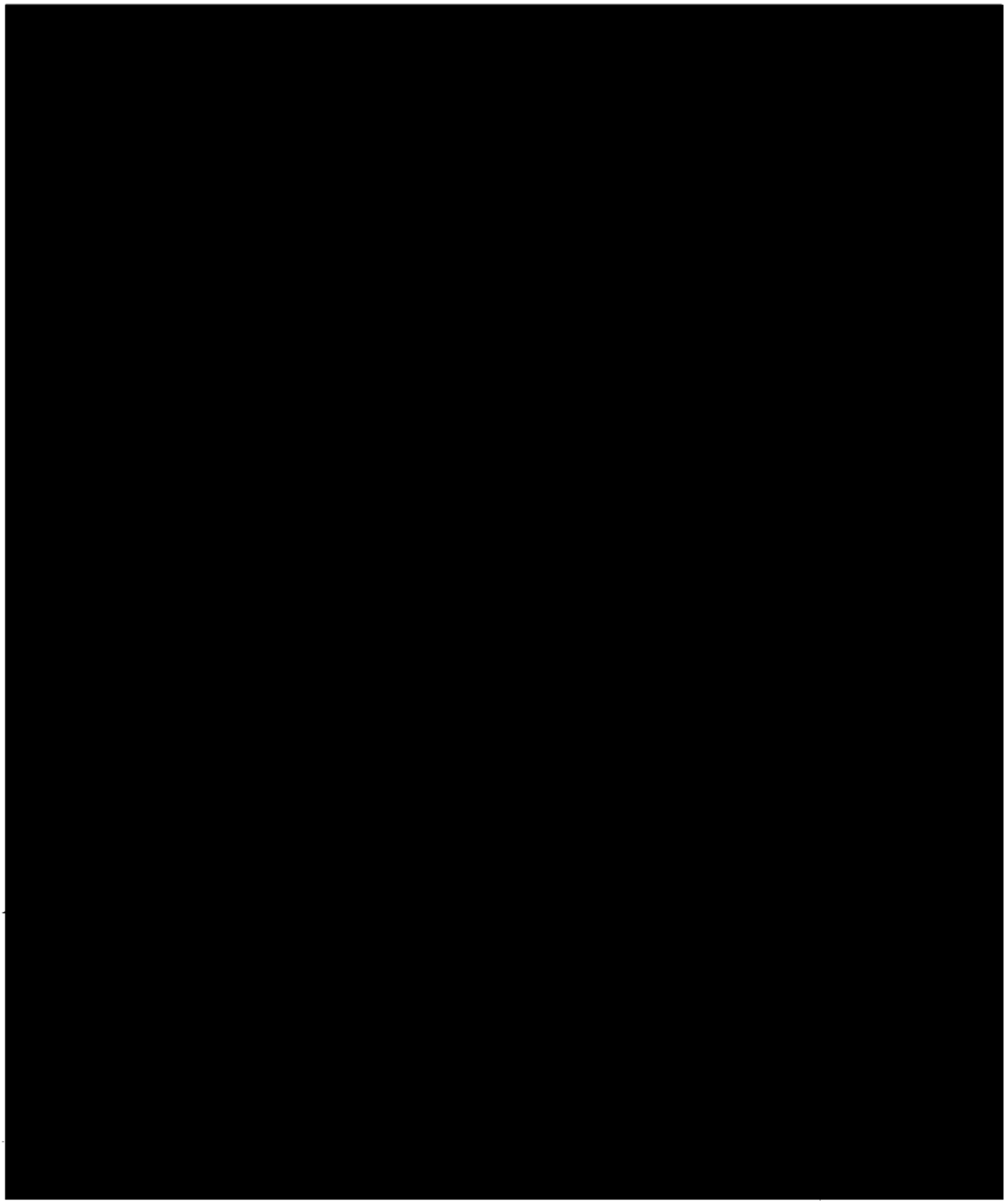

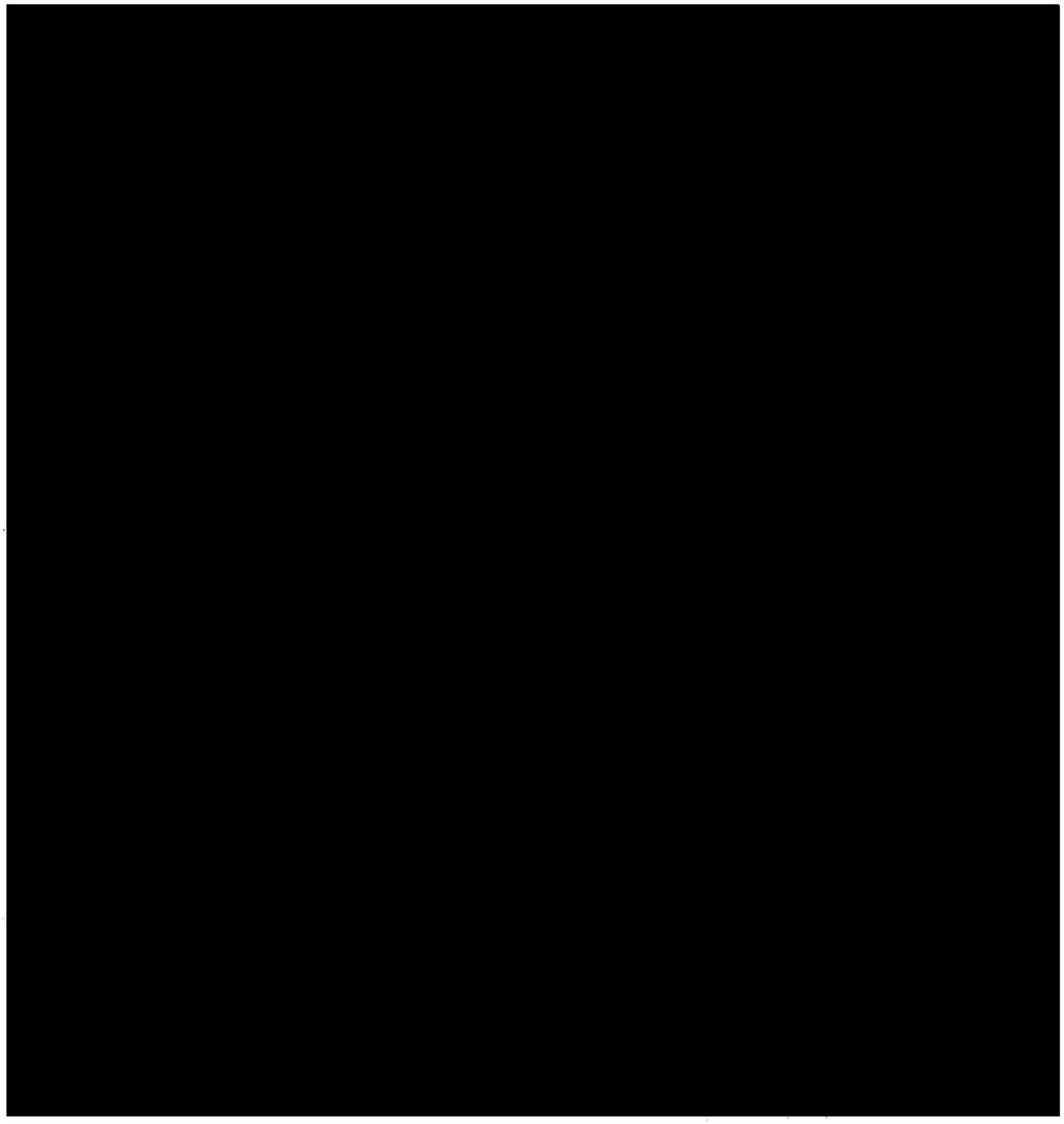

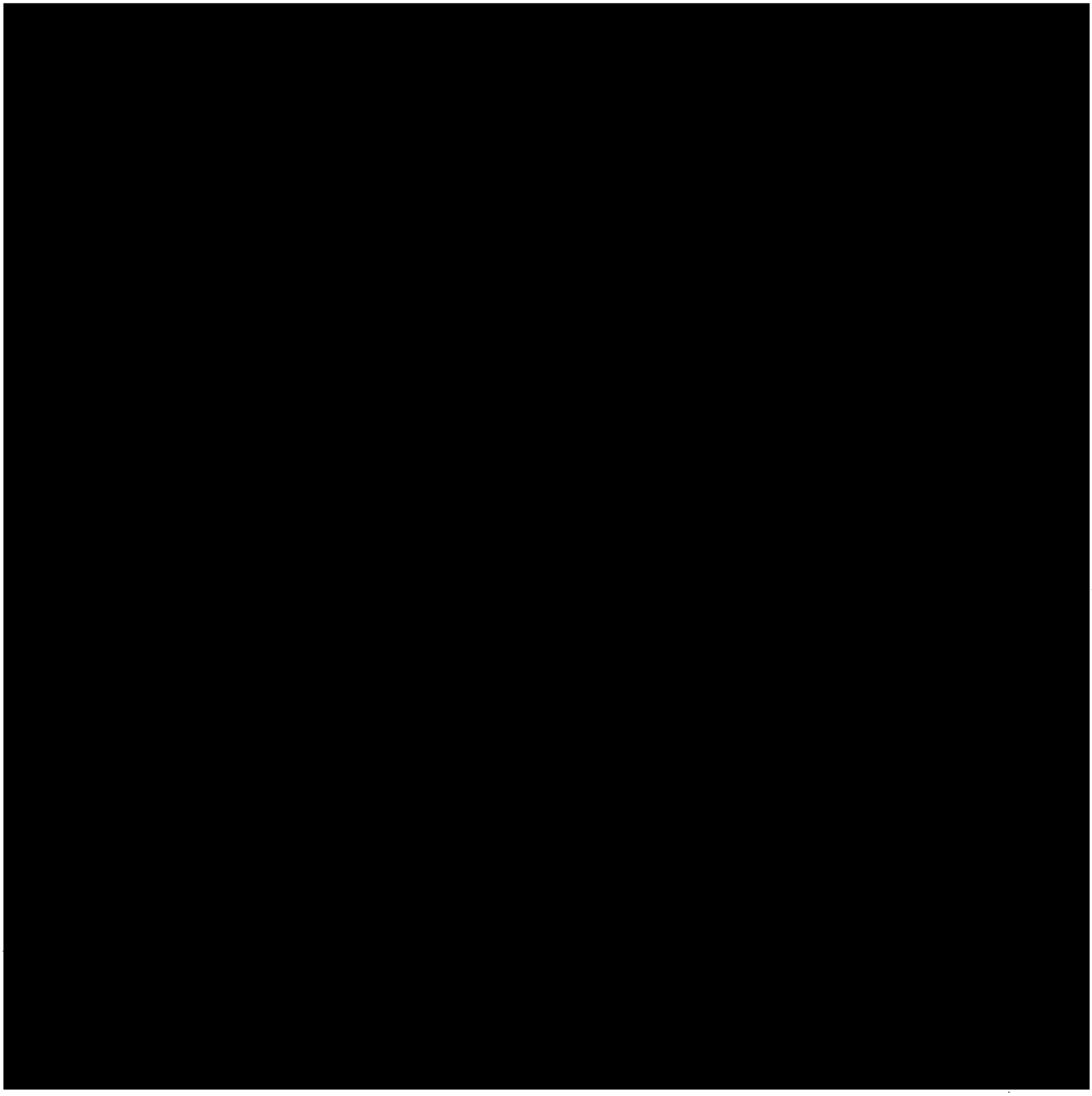

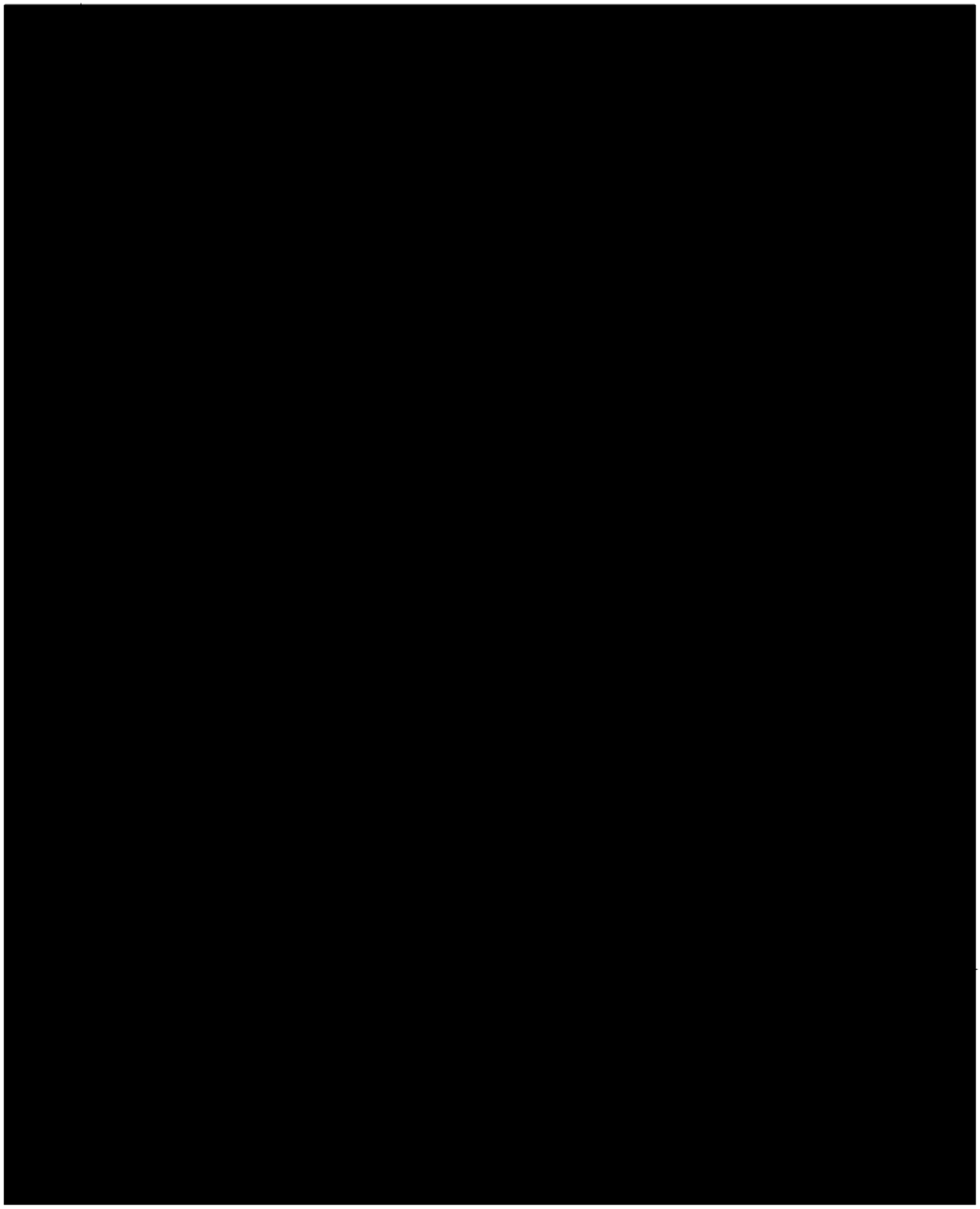

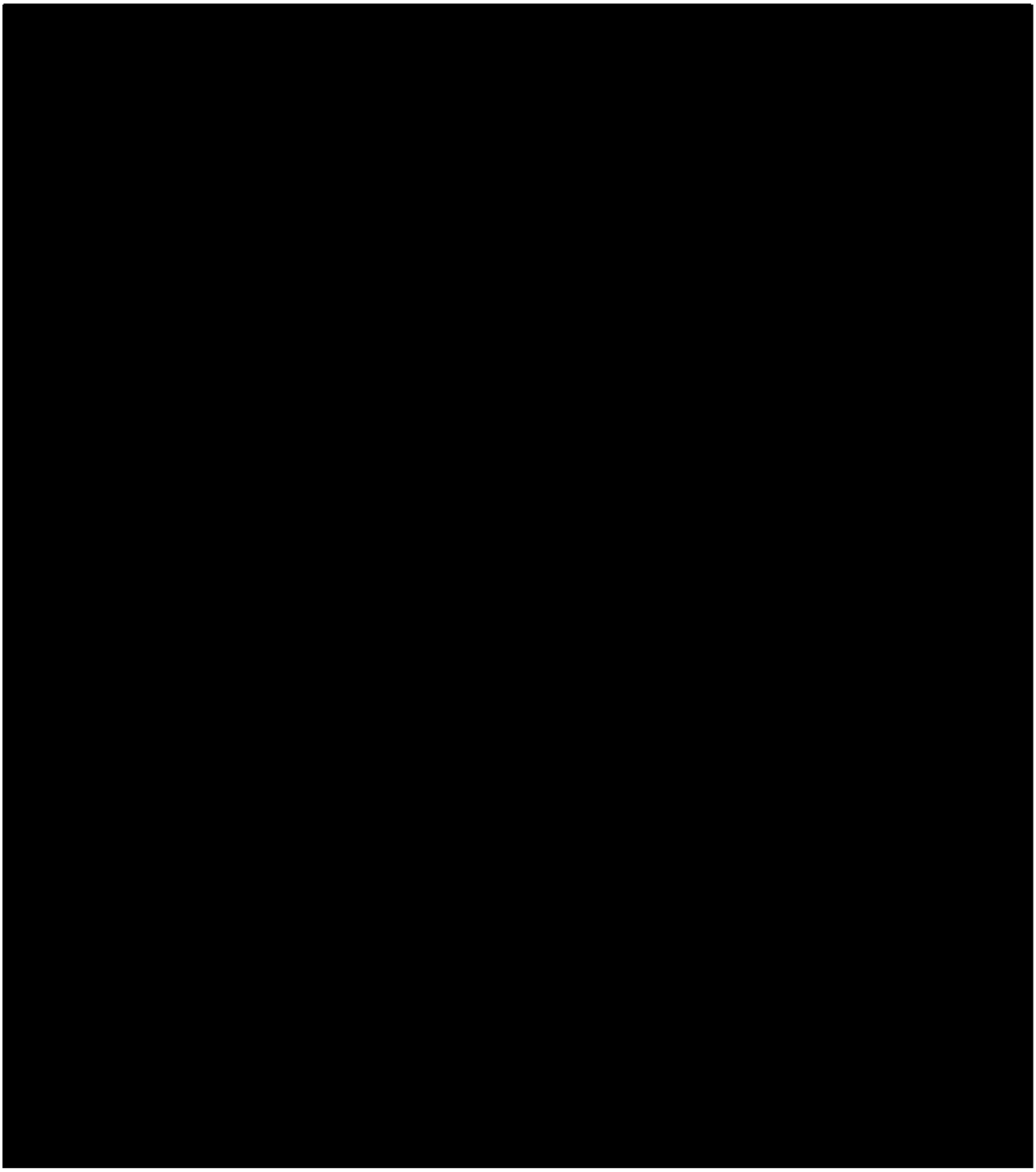

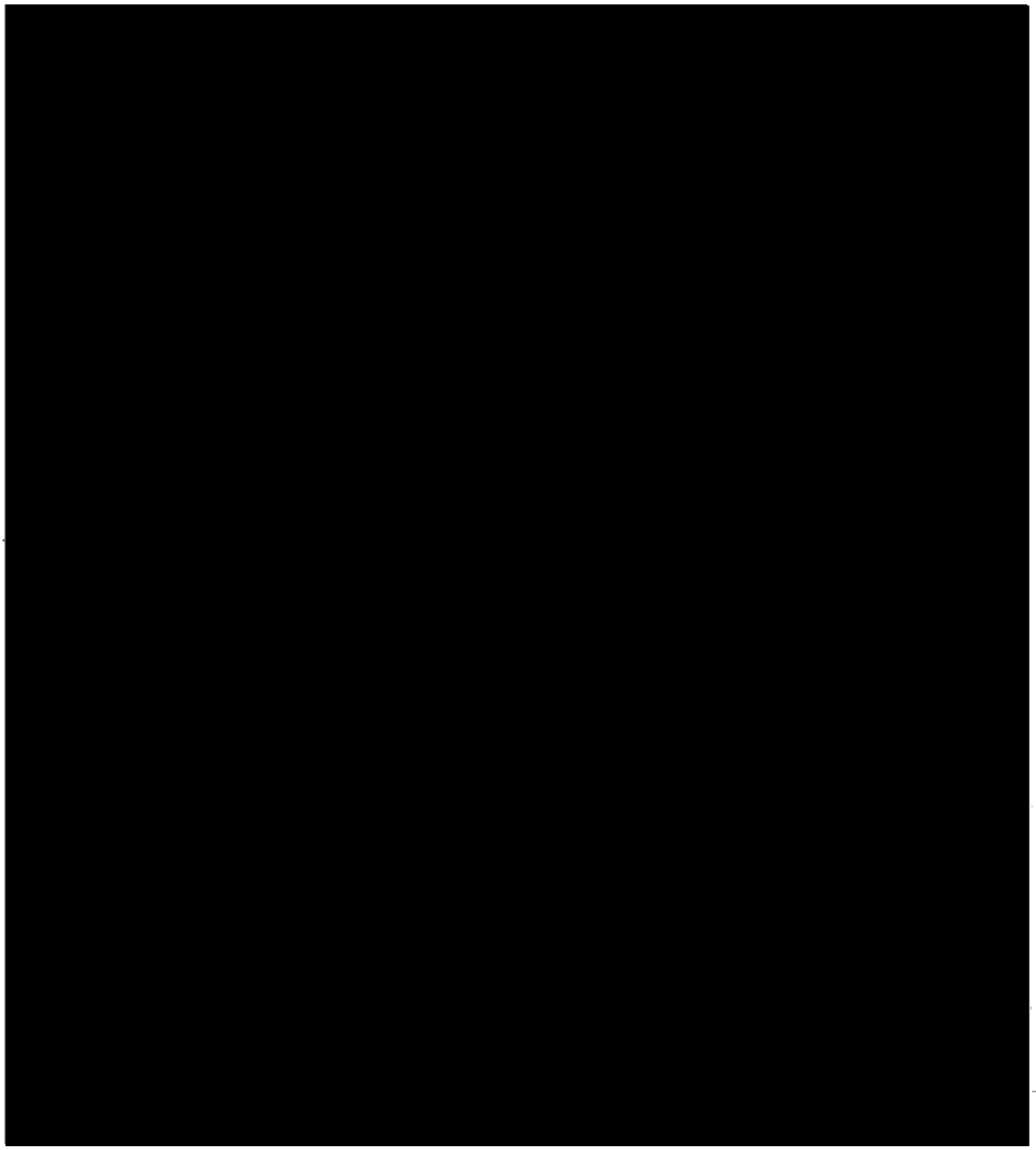

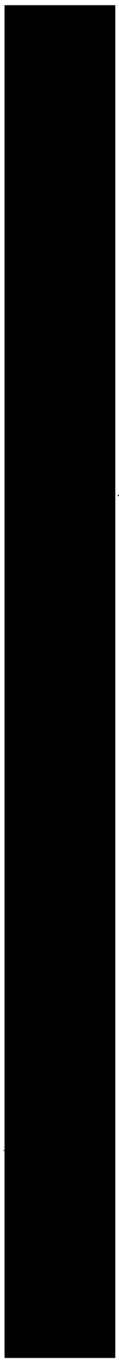

Attachment No. 2 to email from Krystal Taylor, January 6, 2015

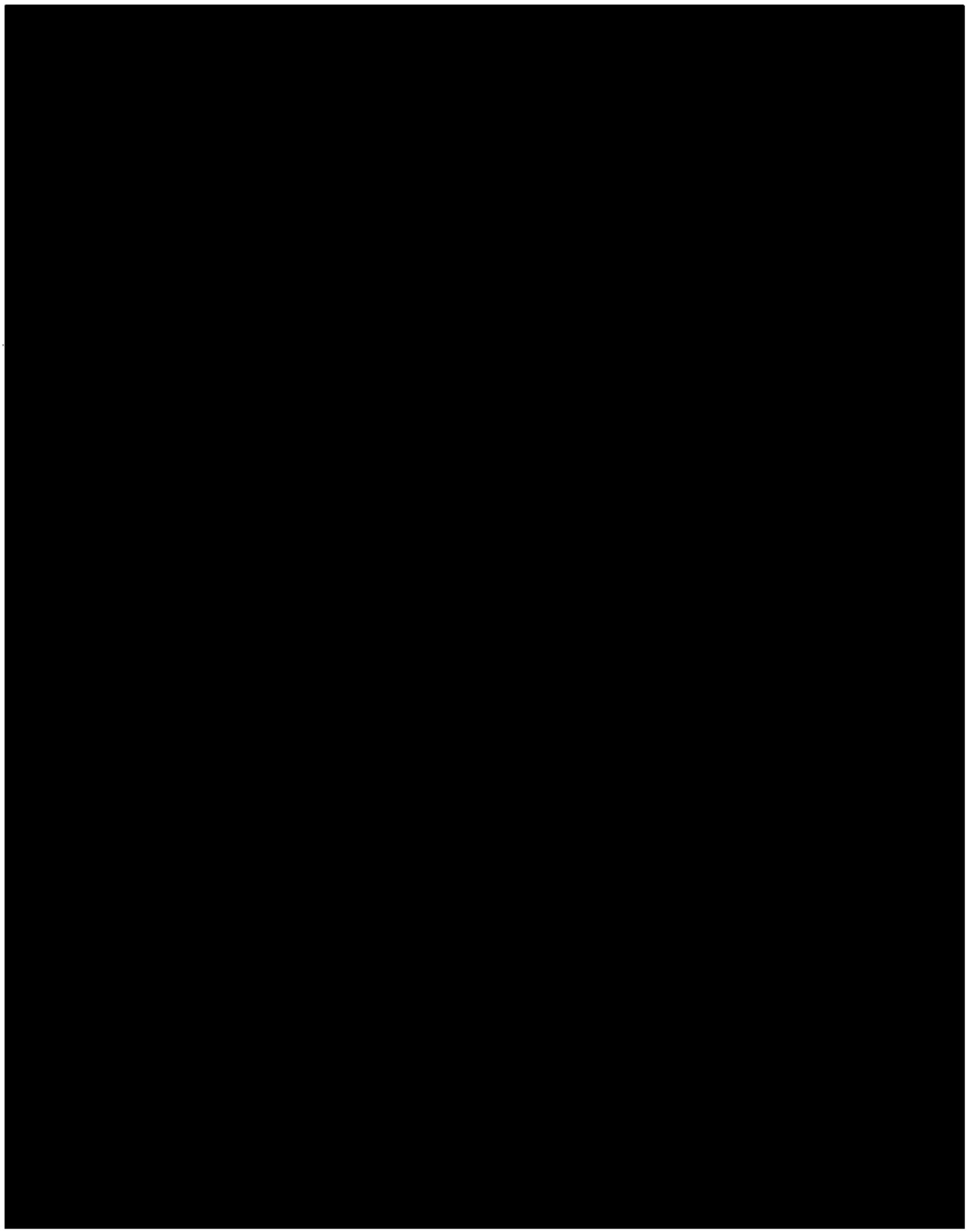

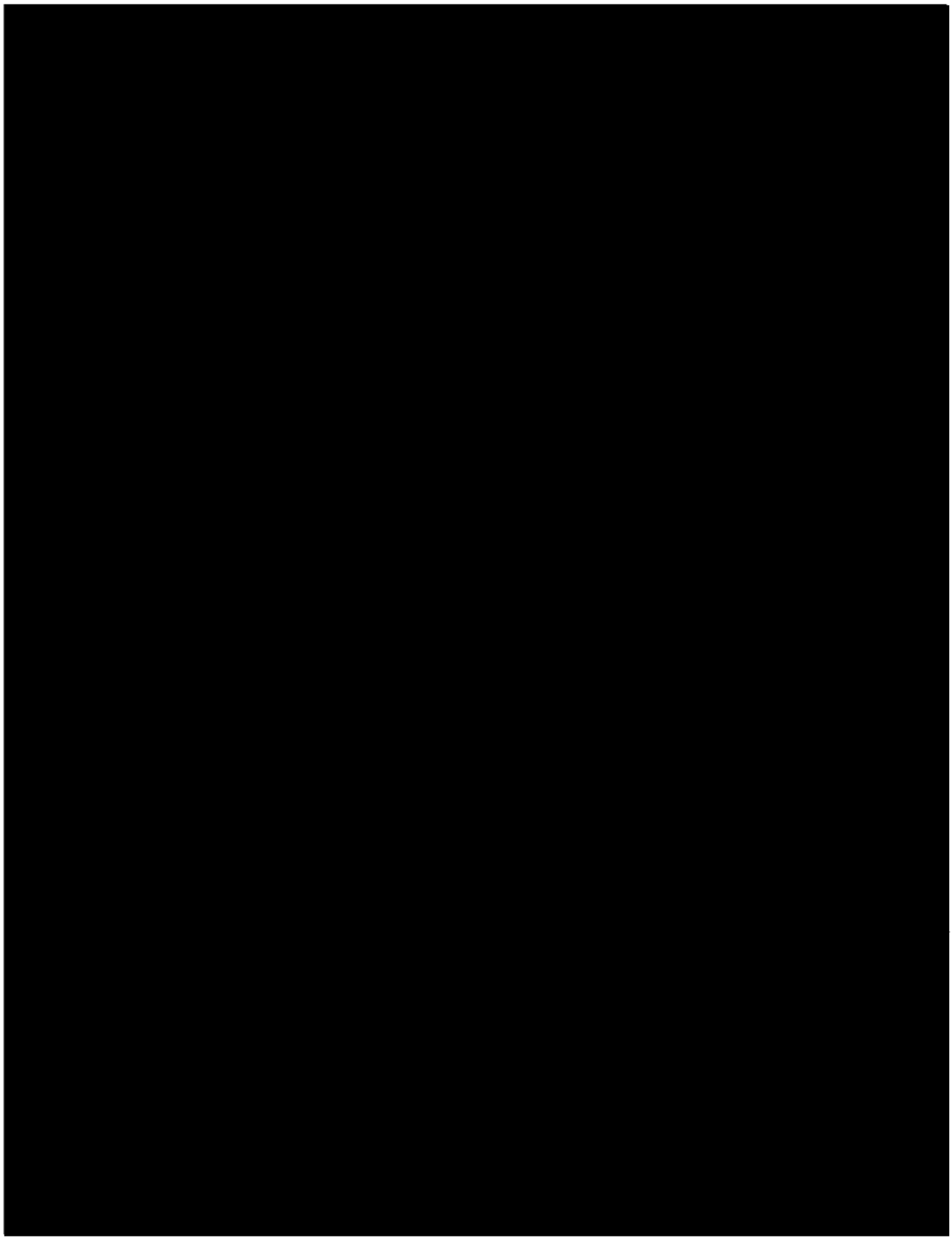

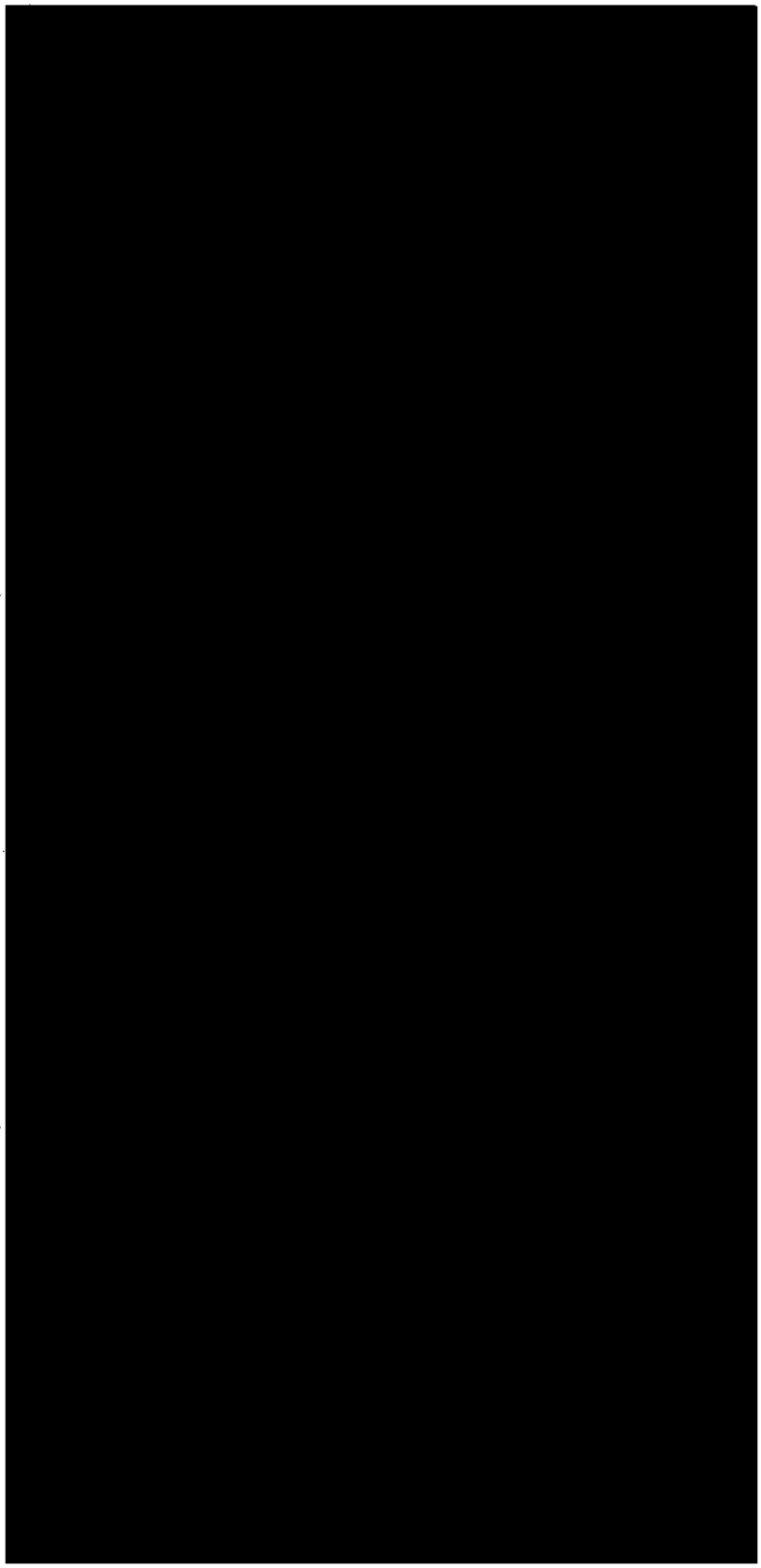

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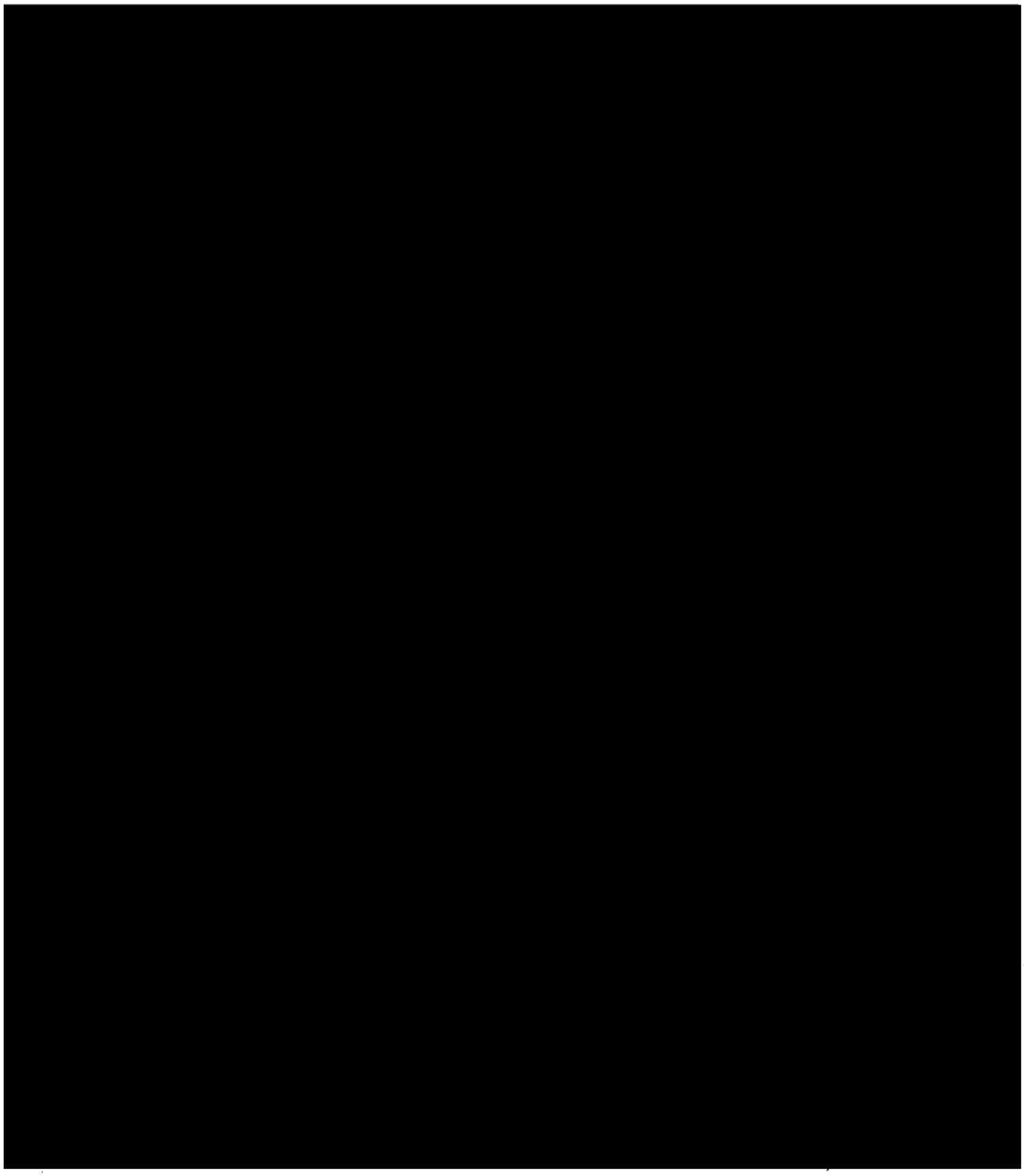

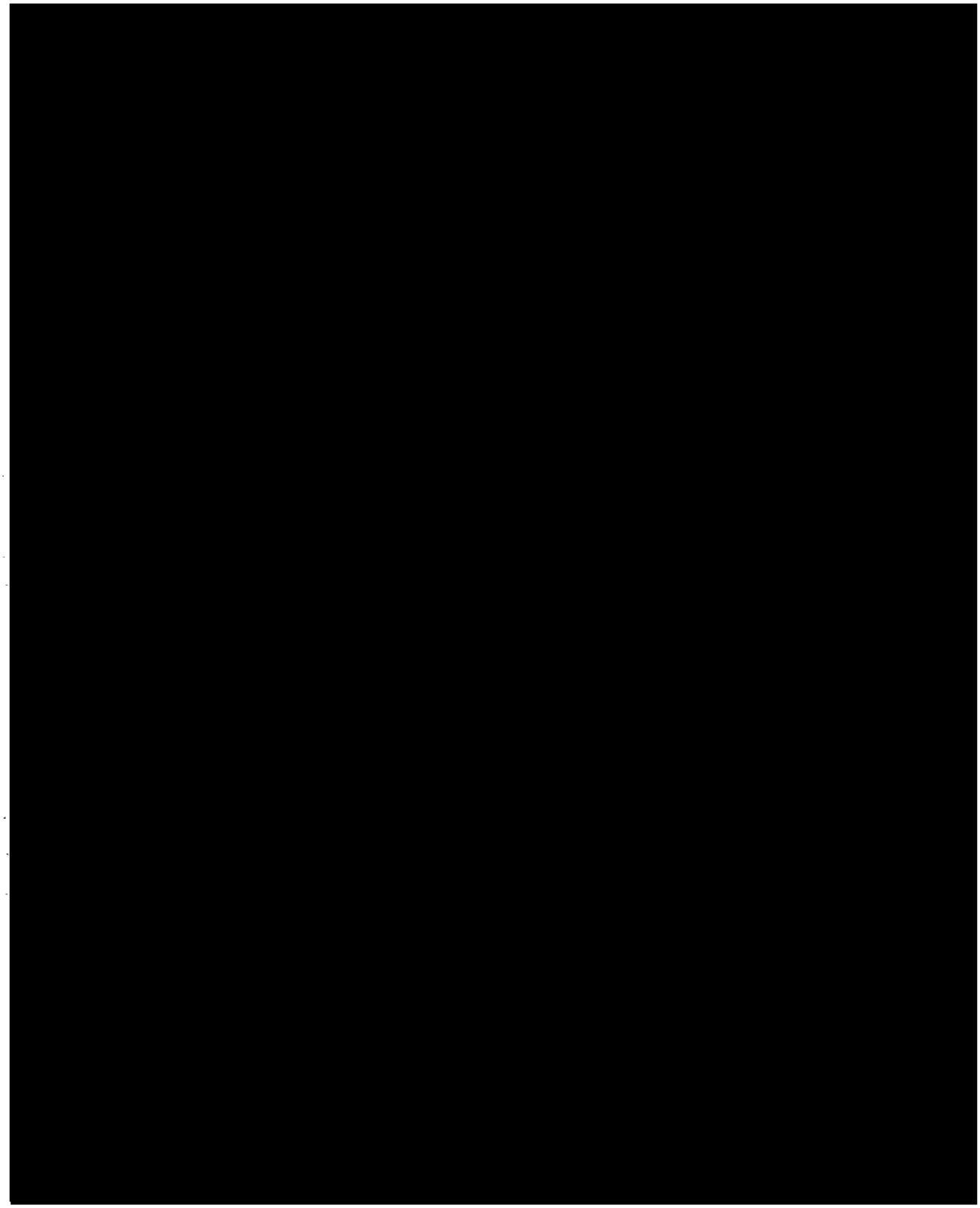

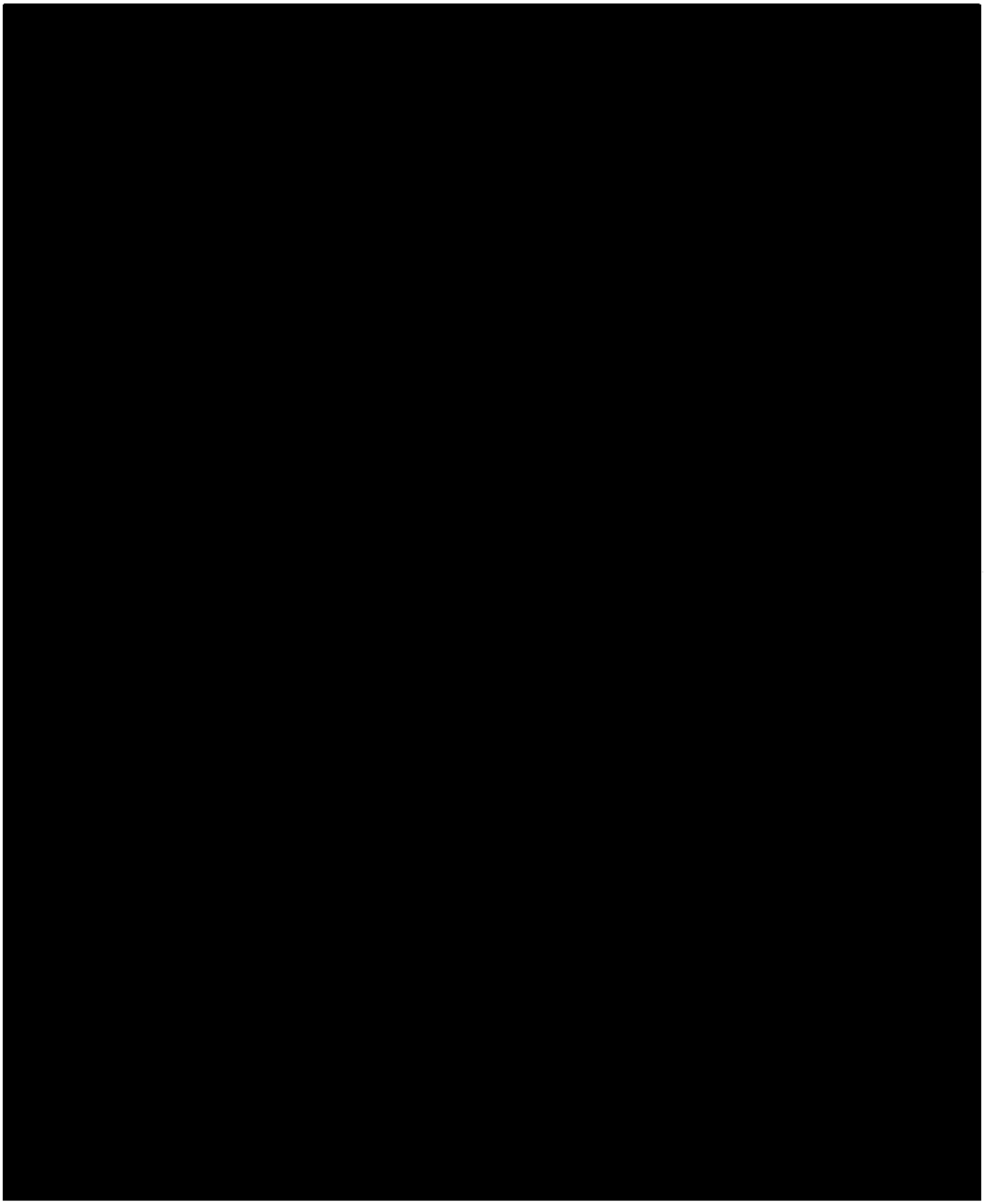

Gmail Michael Hafner [redacted]

Updated Invitation: 2016 Finance Meeting @ Mon Jan 19, 2015 12:30pm - 2pm (mike@[redacted])

Eric Greitens <egreitens@missioncontinues.org> Mon, Jan 19, 2015 at 9:33 AM
Reply-To: Eric Greitens <egreitens@missioncontinues.org>
To: "mike@[redacted]" <mike@[redacted]>, "dlaub@greitensgroup.com" <dlaub@greitensgroup.com>

This event has been changed.

2016 Finance Meeting

more details »

Owner: Danny
Objective: Danny and Mike will build agenda.

When	Changed: Mon Jan 19, 2015 12:30pm – 2pm Central Time
Where	Eric's Office (map)
Video call	https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike
Calendar	mike@[redacted]
Who	• Eric Greitens - creator • dlaub@greitensgroup.com • mike@[redacted]

Going? Yes - Maybe - No more options »

Invitation from Google Calendar

You are receiving this email at the account mike@[redacted] because you are subscribed for updated invitations on calendar mike@[redacted]

To stop receiving these emails, please log in to https://www.google.com/calendar/ and change your notification settings for this calendar.

invite.ics
2K

EXHIBIT 4
PENGAD 800-631-6989

Gmail Michael Hafner <[redacted]>

Action Items from Today's Meeting

Michael Hafner <[redacted]> Mon, Jan 19, 2015 at 6:18 PM
To: Michael Hafner <[redacted]>

Mike
Get name of graphic designer EG/KT use and start laying out donor packet
Meeting with Lindsay Hodges and Krystal Taylor regarding TMC contribution list (meet with sometime this week)
Ask Steve Grand about Norm McLelin and Patrick Bryne (best way to approach them?)

Michael Hafner
mike<[redacted]>
314-504-6148

Barklage & Knodell

7925 Clayton Rd., Suite 200
Saint Louis, MO 63117

105 E High St., 2nd Floor
Jefferson City, MO 65101

1736 E Sunshine, Ste. 402
Springfield, MO 65804

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Gmail Michael Hafner [redacted]

SalesForce - Need data extracted

Krystal Taylor <ktaylor@greitensgroup.com> Wed, Jan 28, 2015 at 4:11 PM
To: Michael Hafner <[redacted]>
Cc: Chris Bobak <cbobak@greitensgroup.com>, Danny Laub <[redacted]>

Mike,

I just talked with Chris, and we both have a lot on our plates right now. I don't want to hold up the call list, so I'd suggest the following:

1) You should log into our salesfroce account and search for the names. The search button is at the top. Just type in the name, and then a list of contacts will pop up. Find the one you're looking for. Once you click on the contact name scroll down and the contact info is on the right side.

Go to: salesforce.com
User: eric@greitensgroup.com
Password: [redacted]

2) Some of these will not be in salesforce. If not, I would suggest checking The Mission Continues list. Attached here.

3) Once you have exhausted 1 and 2, send back to me. And I'll hunt for the missing numbers or let you know that EG will have in his cell phone.

Sounds good?

Thanks!
Krystal

On Wed, Jan 28, 2015 at 1:00 AM, Michael Hafner [redacted] > wrote:
All,
Attached is the initial fundraising list that I need contact information extracted from salesforce. Since I have never used salesforce I am open to your suggestions on how best to do this.

I will be building the call lists from this initial list but first I need the contact information that Eric already has for these people (and I assume that is all in SalesForce?). Once I get the contact information I can input all my notes on these people and start prioritizing.

Any thoughts on how best to do this?

Thanks!
Mike

--
[redacted]
Vice President
The Greitens Group
Direct: 314-833-6269

All donors 1K total and up - as of 5-7-14.xlsx
71K

EXHIBIT 5
PENGAD 800-631-6989

Gmail Michael Hafner [redacted]>

SalesForce - Need data extracted

Michael Hafner [redacted]> Wed, Jan 28, 2015 at 1:00 AM
To: Krystal Taylor <ktaylor@greitensgroup.com>, Chris Bobak <cbobak@greitensgroup.com>, Danny Laub [redacted]>

All,
Attached is the initial fundraising list that I need contact information extracted from salesforce. Since I have never used salesforce I am open to your suggestions on how best to do this.

I will be building the call lists from this initial list but first I need the contact information that Eric already has for these people (and I assume that is all in SalesForce?). Once I get the contact information I can input all my notes on these people and start prioritizing.

Any thoughts on how best to do this?

Thanks!
Mike

List 1 for SalesForce 01282015.xlsx
13K

Email attachment from Michael Hafner, January 28, 2015:

"List 1 for Salesforce 01282015.xlsx"

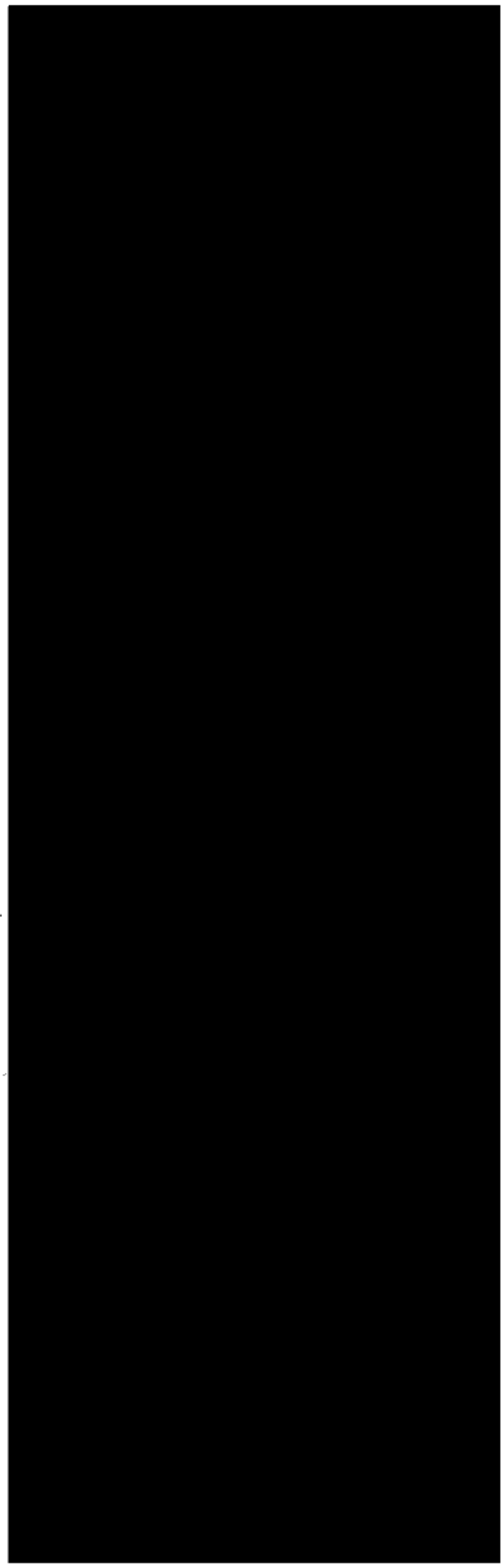

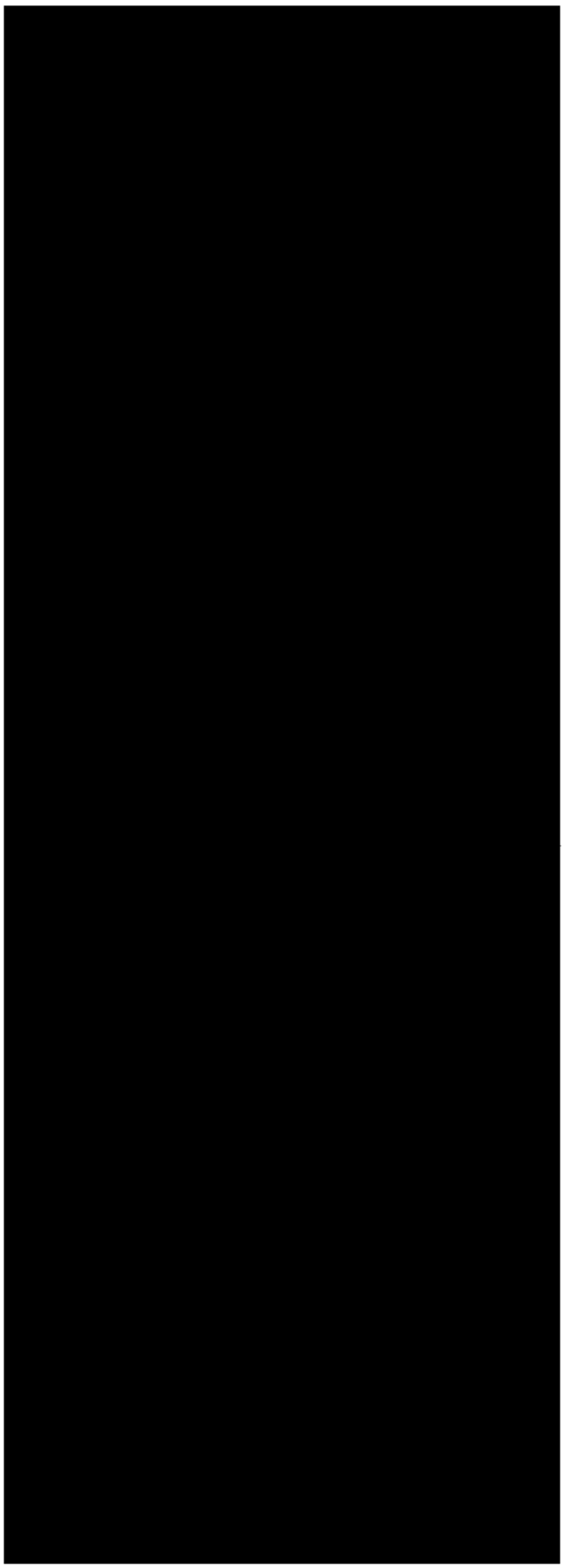

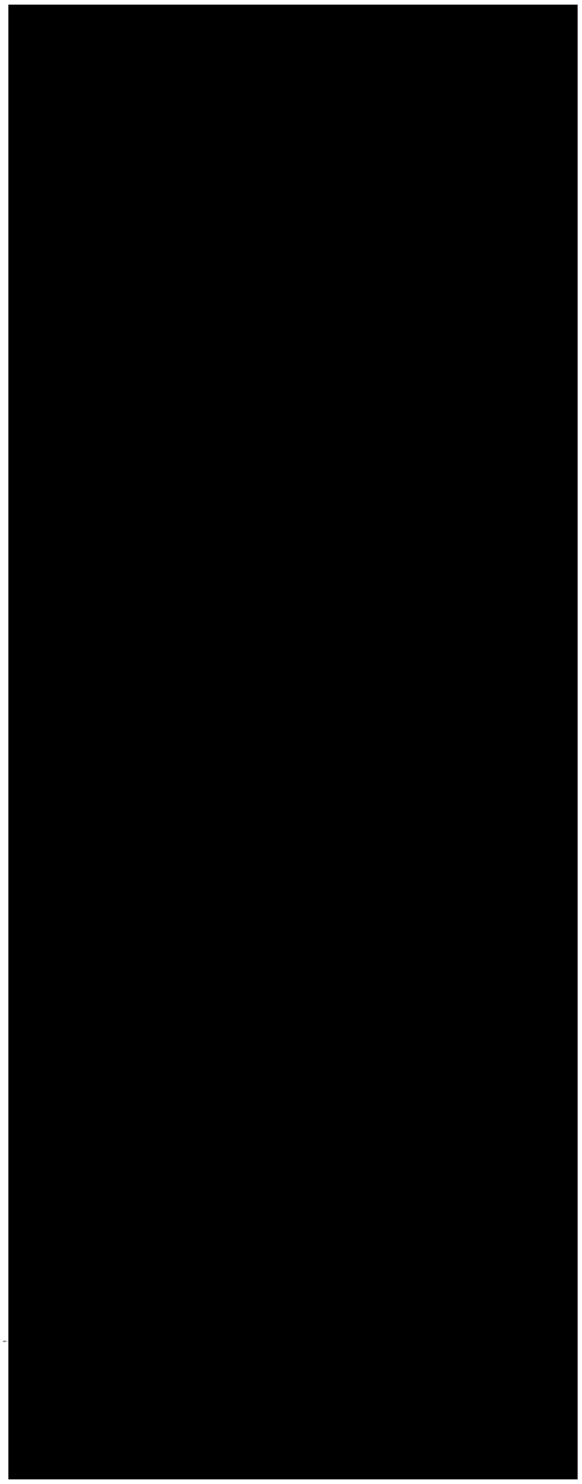

Gmail Michael Hafner <[redacted]>

Fundraising Document

Michael Hafner <[redacted]>
To: Danny Laub <[redacted]>

Mon, Feb 2, 2015 at 11:39 PM

See attached. The prospecting tab is what you want to look at. This is a list built from roughly 5 lists (TMC donor list, the one random list, the Mason Fink List, Top 200 traditional R donor, and Top 15 R Super Donor list). I hope it is at a point where it is streamlined and we can start working solely off of this list. What I need asap is Eric's help to revamp this list (with new ask amounts keeping in mind our new fundraising goal and prioritizing the list), and then I can start turning out call lists.

It is more complicated than running a regular fundraising program because the majority of our plan is based on engaging a whole new group of non-traditional R donors that I will only have limited background research on, hence why I need Eric's guidance one more time on these donors and then we can get rocking.

Thanks,
Mike

Greitens for Missouri Finance 02022015.xlsx
115K

Email attachment from Michael Hafner, February 2, 2015:

"Greitens for Missouri Finance 02022015.xlsx"

Greitens for Missouri Phase I Exploratory Finance Summary February 2, 2015	
1st QTR COH	**$0.00**
1st QTR Goal	**$500,000.00**
1st QTR Collected	**$0.00**
1st QTR Committed	**$10,000.00**
[redacted]	$10,000.00
Eric and Sheena Greitens	$50,000.00
[redacted]	$10,000.00
[redacted]	$5,020.16
[redacted]	$5,020.16
[redacted]	$5,020.16

TOTAL COMMITTED	$210,564.48

Greitens for Missouri Phase II Post-Announcement Finance Summary February 2, 2015	
1ST QTR COH	**$30,000.00**
2nd QTR Goal	**$2,000,000.00**
2nd QTR Collected	**$0.00**
2nd QTR Committed	**$2,007,534.00**
First Name 1	$100,000.00
First Name 2	$100,000.00
First Name 3	$75,000.00
First Name 4	$75,000.00
First Name 5	$75,000.00
First Name 6	$75,000.00
First Name 7	$75,000.00
First Name 8	$75,000.00
First Name 9	$75,000.00
First Name Last Name 10	$50,000.00
First Name Last Name 11	$50,000.00
First Name Last Name 12	$50,000.00
First Name Last Name 13	$50,000.00
First Name Last Name 14	$50,000.00
First Name Last Name 15	$50,000.00
First Name Last Name 16	$50,000.00
First Name Last Name 17	$50,000.00
First Name Last Name 18	$25,000.00
First Name Last Name 19	$25,000.00
First Name Last Name 20	$25,000.00
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First Name Last Name 23	$25,000.00
First Name Last Name 24	$25,000.00
First Name Last Name 25	$25,000.00
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First Name Last Name 27	$25,000.00
First Name Last Name 28	$25,000.00
First Name Last Name 29	$25,000.00
First Name Last Name 30	$25,000.00
First Name Last Name 31	$25,000.00
First Name Last Name 32	$25,000.00

First Name Last Name 33	$25,000.00
First Name Last Name 34	$12,500.00
First Name Last Name 35	$12,500.00
First Name Last Name 36	$12,500.00
First Name Last Name 37	$12,500.00
First Name Last Name 38	$12,500.00
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First Name Last Name 41	$10,000.00
First Name Last Name 42	$10,000.00
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First Name Last Name 93	$5,001.00
First Name Last Name 94	$5,001.00
First Name Last Name 95	$5,001.00
First Name Last Name 96	$5,001.00
First Name Last Name 97	$5,001.00
First Name Last Name 98	$5,001.00
Friends and Family Letter 1	$15,000.00
Friends and Family Letter 2	$15,000.00
TOTAL COLLECTED	**$0.00**
TOTAL COMMITTED	**$2,007,534.00**

Gmail Michael Hafner <[redacted]>

Call List

Michael Hafner [redacted]
To: Danny Laub

Mon, Feb 2, 2015 at 3:22 PM

Here is the list I gave to Eric. To my knowledge he did not make any calls from this list.

There are a lot of updates I have made since Weds which I have in my master spreadsheet, however, so let me know if you are making additions or edits to this list.

Michael Hafner
mike[redacted]
314-504-6148

Barklage & Knodell

7925 Clayton Rd., Suite 200
Saint Louis, MO 63117

105 E High St., 2nd Floor
Jefferson City, MO 65101

1736 E Sunshine, Ste. 402
Springfield, MO 65804

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On Sun, Feb 1, 2015 at 10:40 PM, Danny Laub <dlaub@greitensgroup.com> wrote:
Can you send me the call list you gave Eric on Thursday?

Thanks!!!

Draft1.xlsx
30K

Email attachment from Michael Hafner, February 2, 2015:

"Draft1.xlsx"

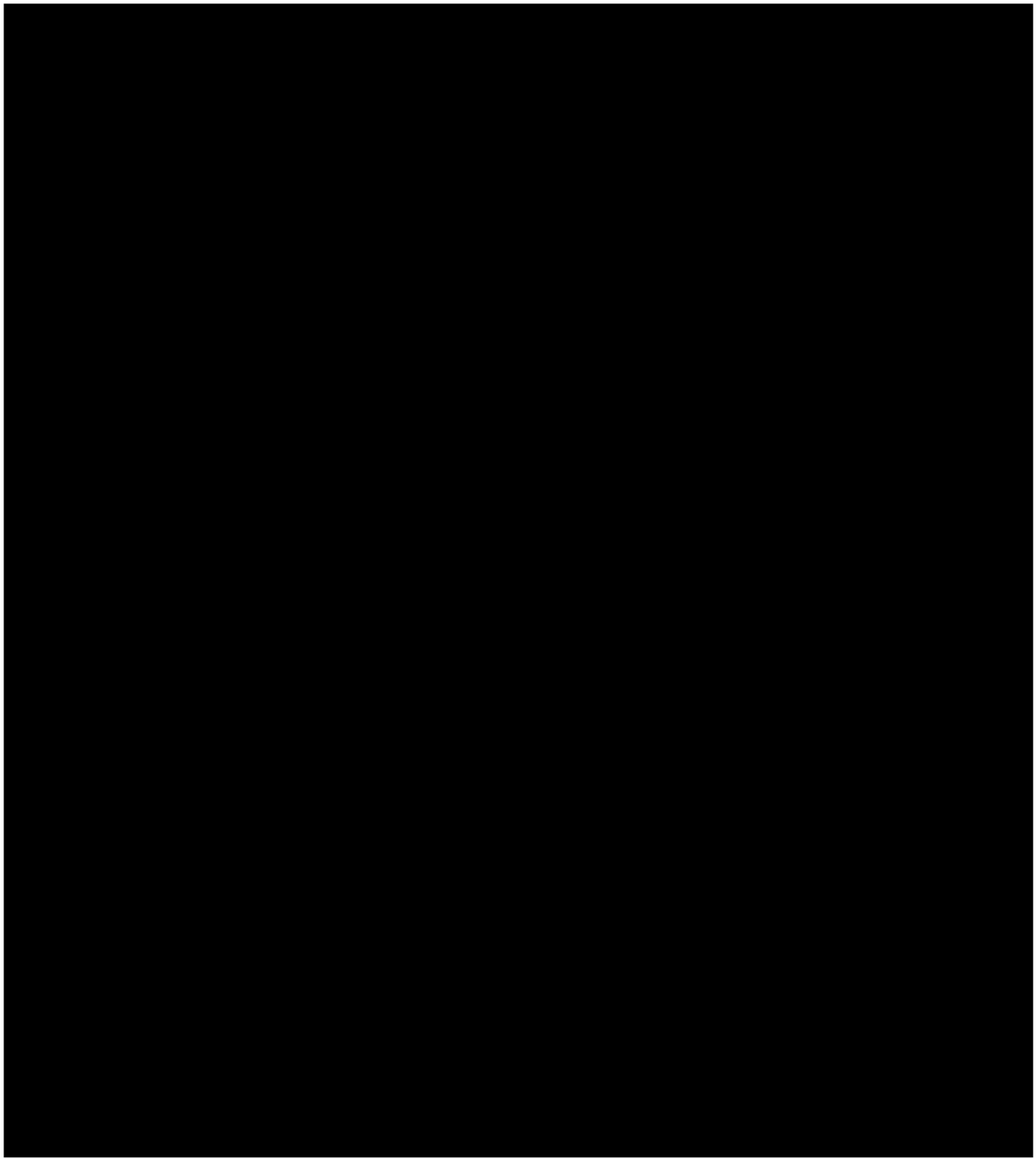

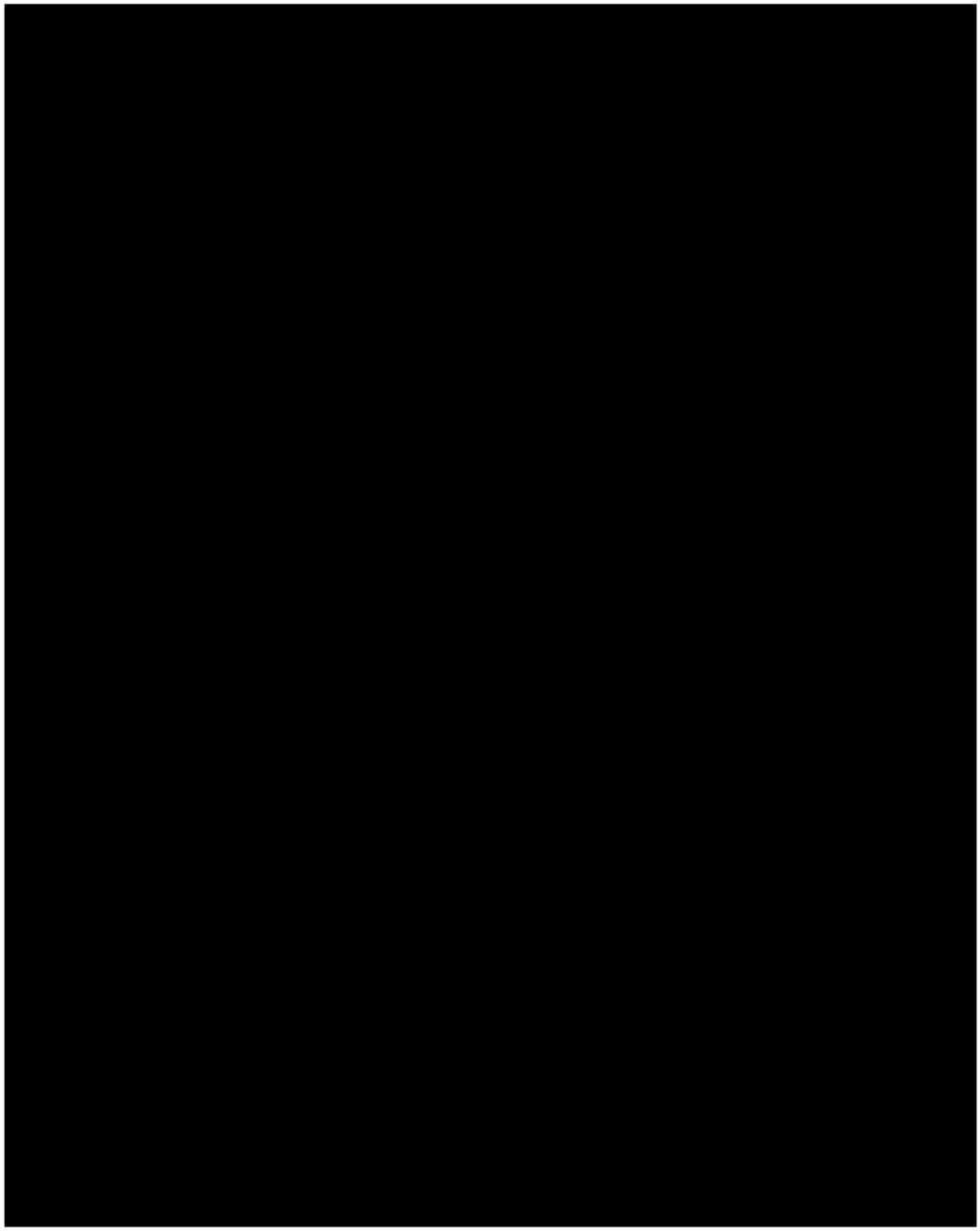

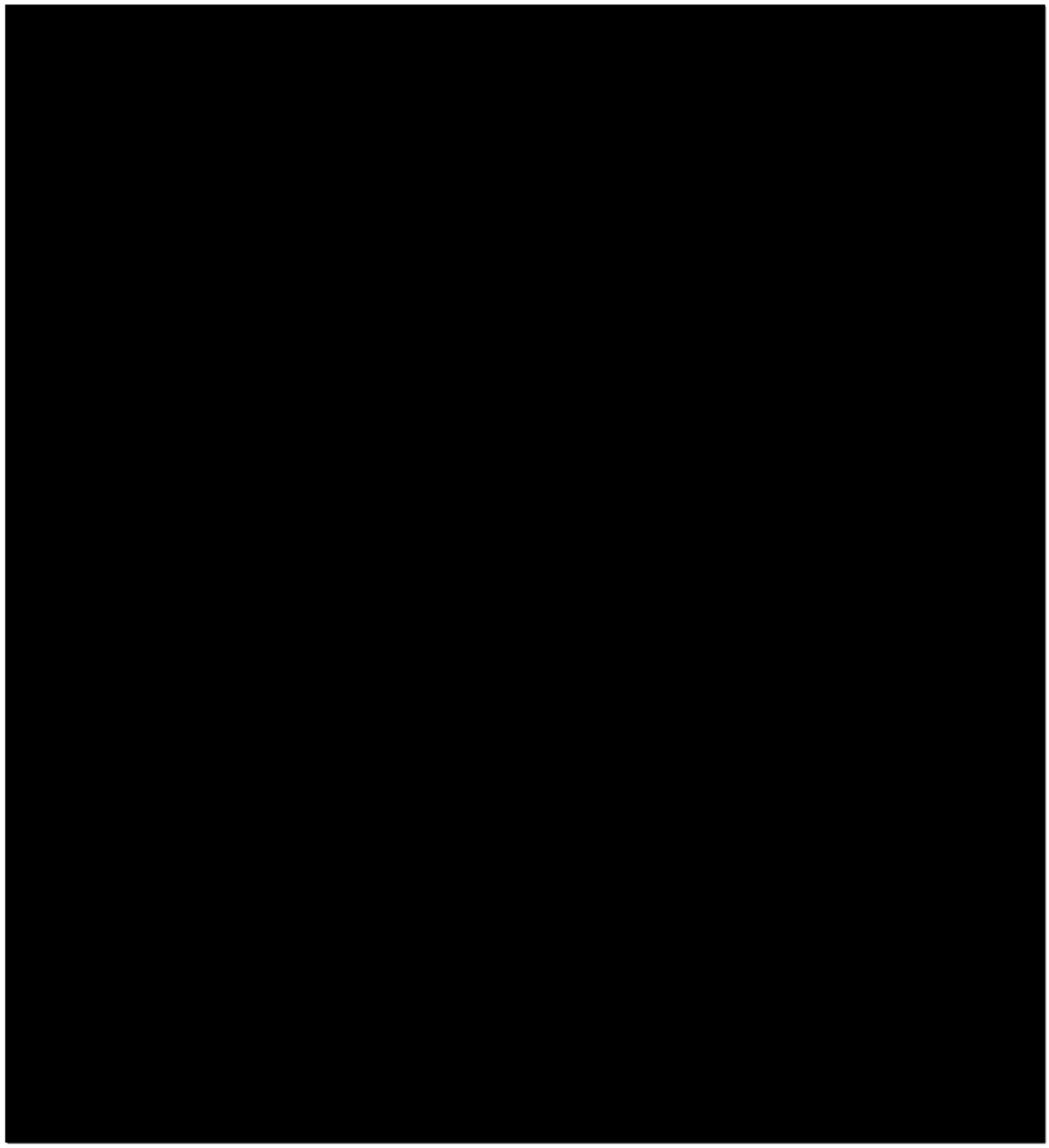

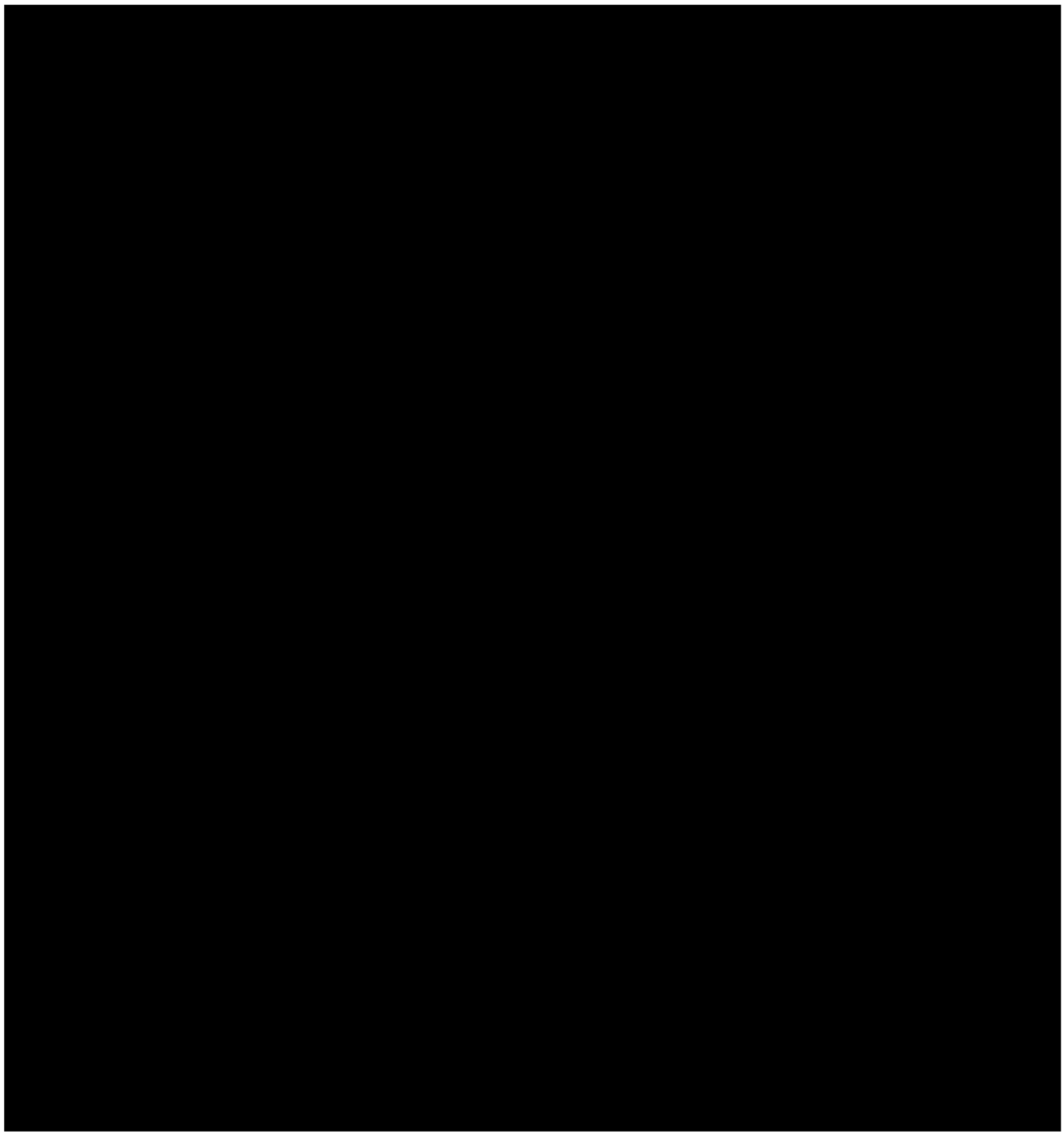

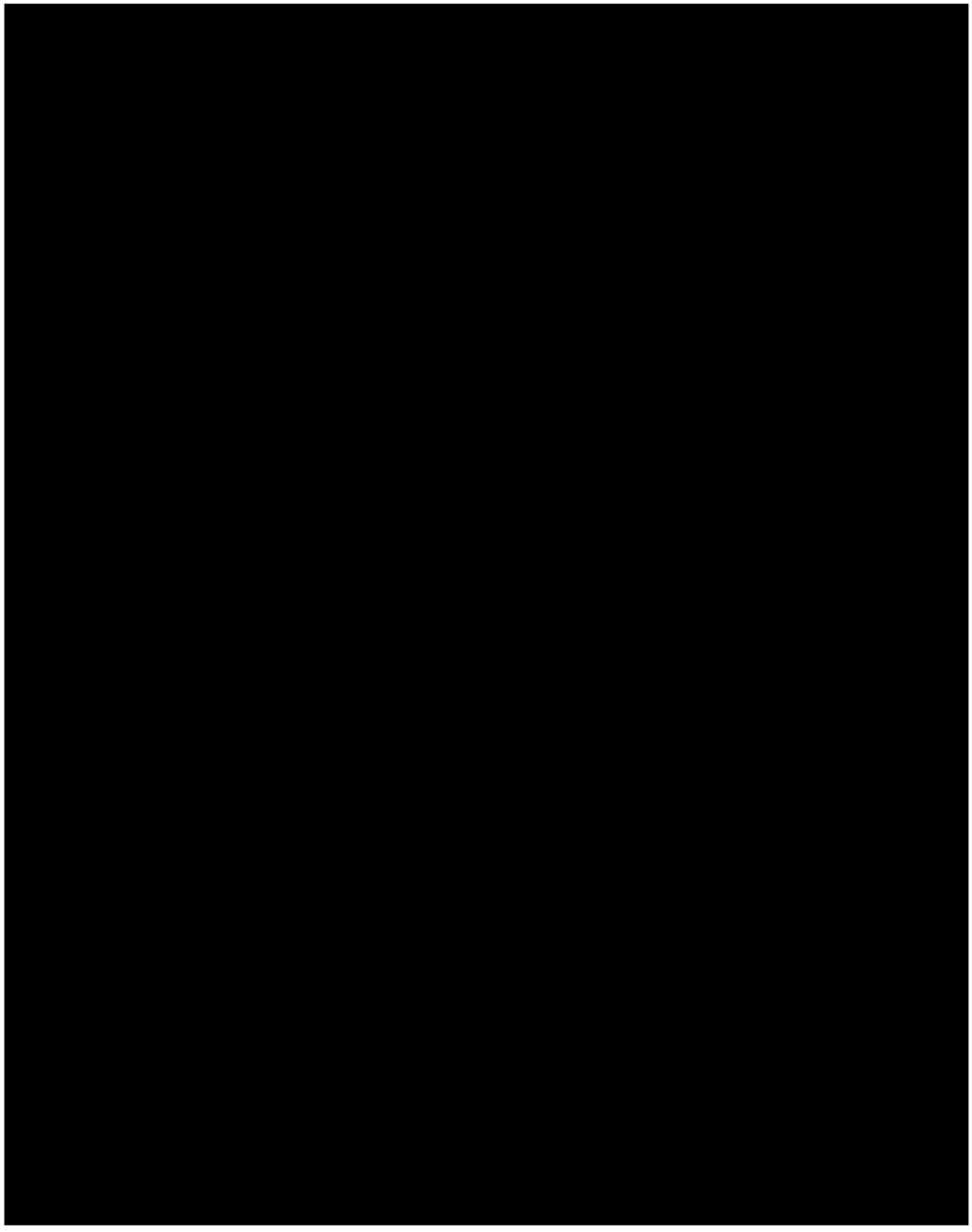

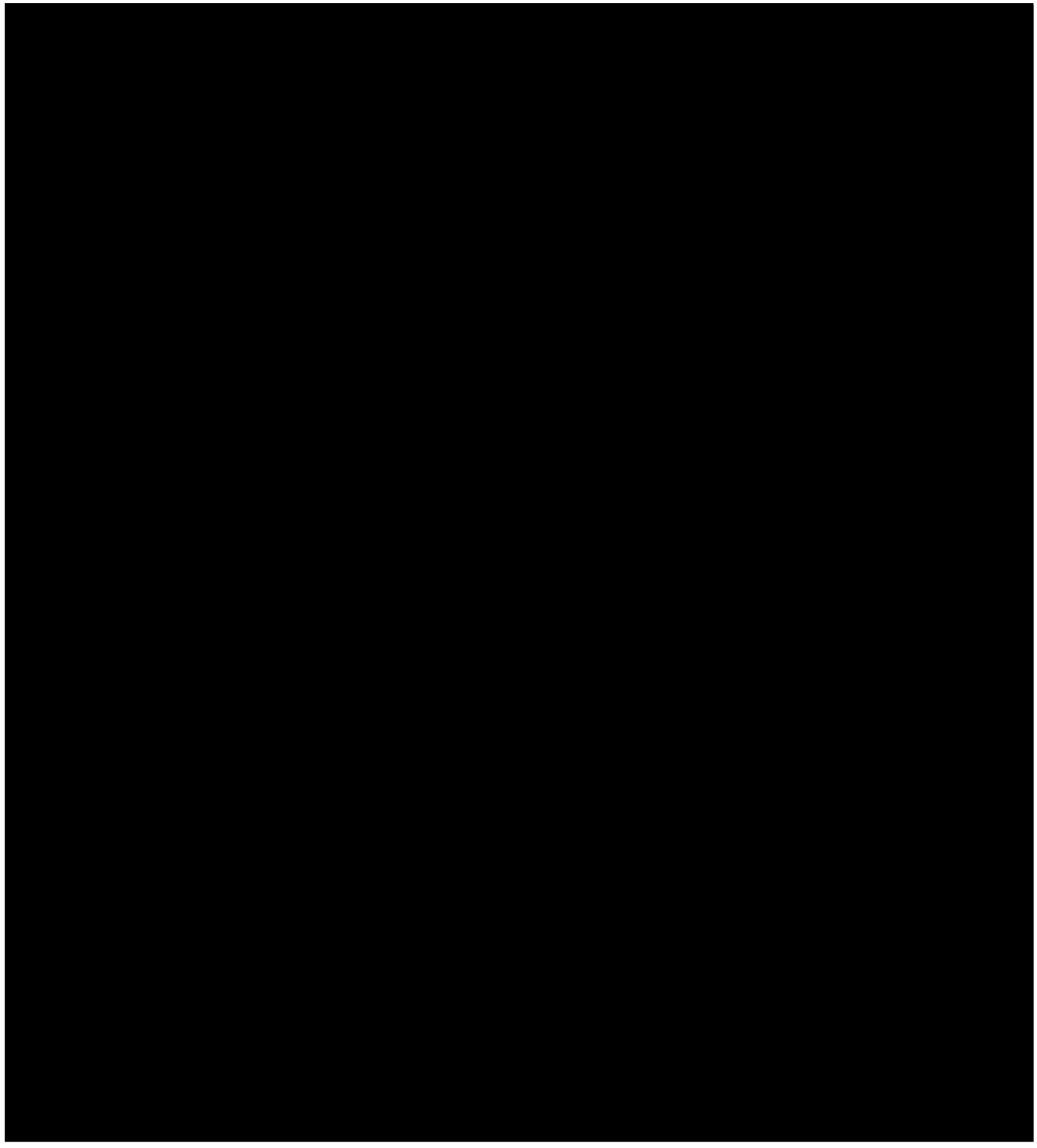

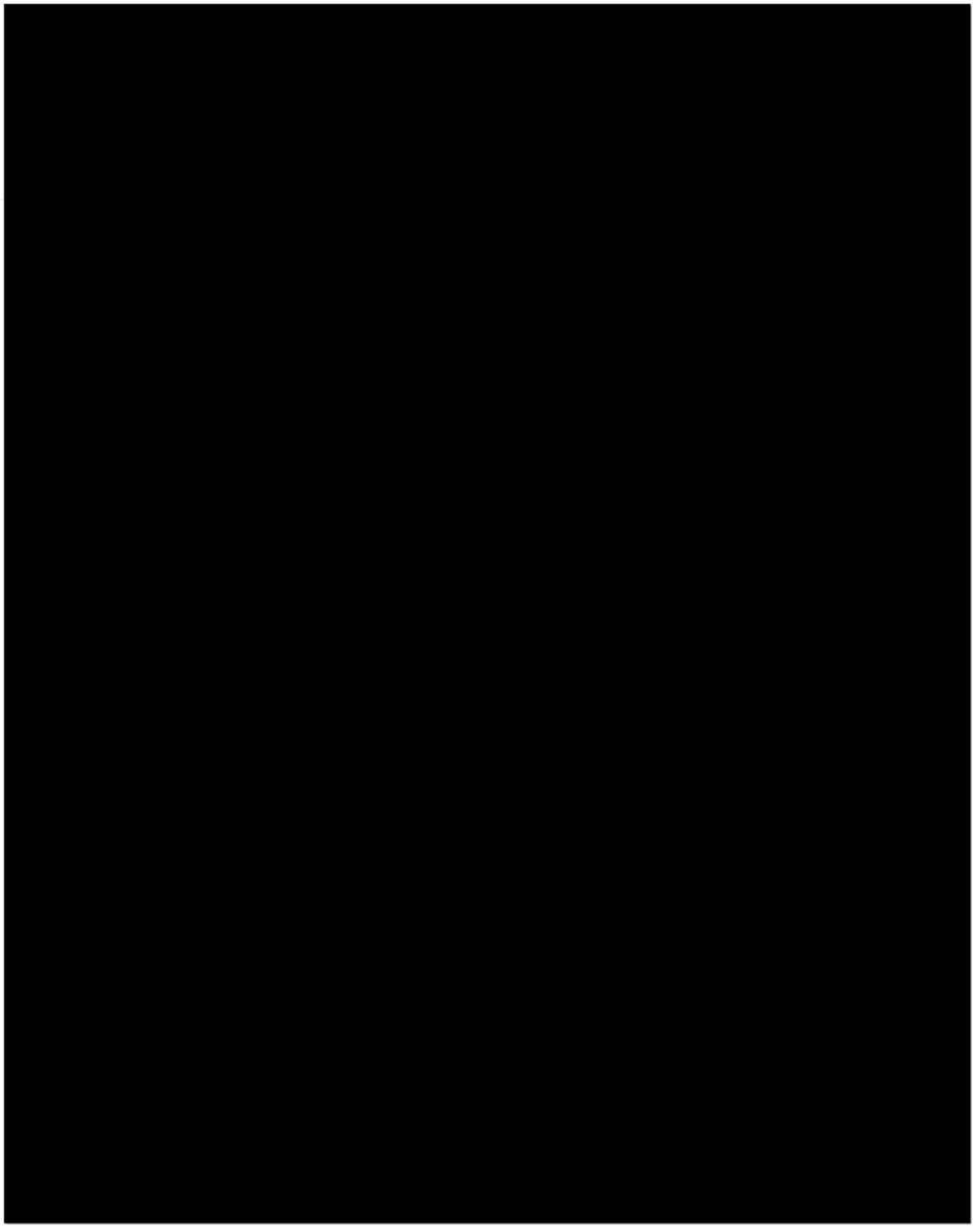

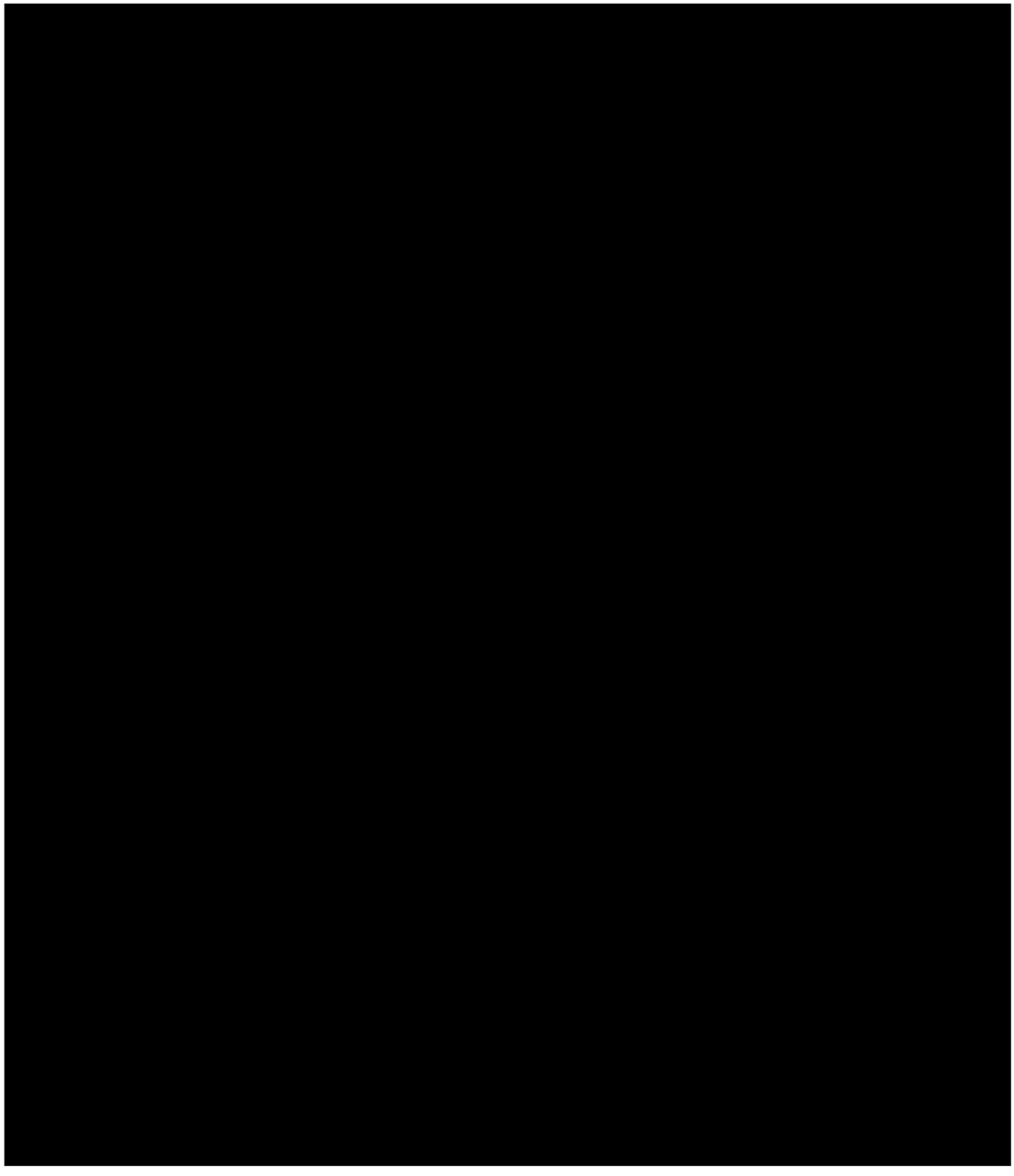

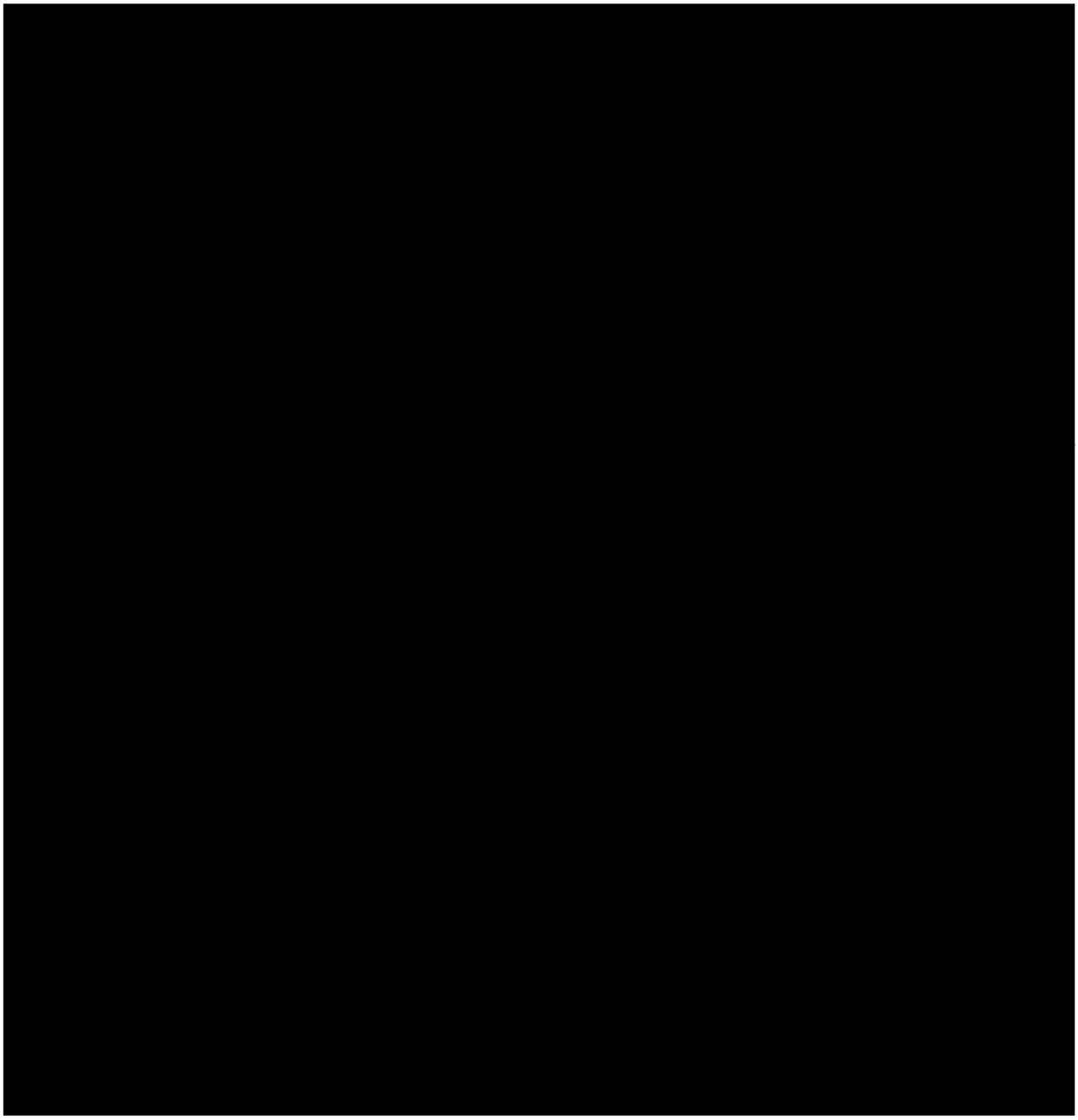

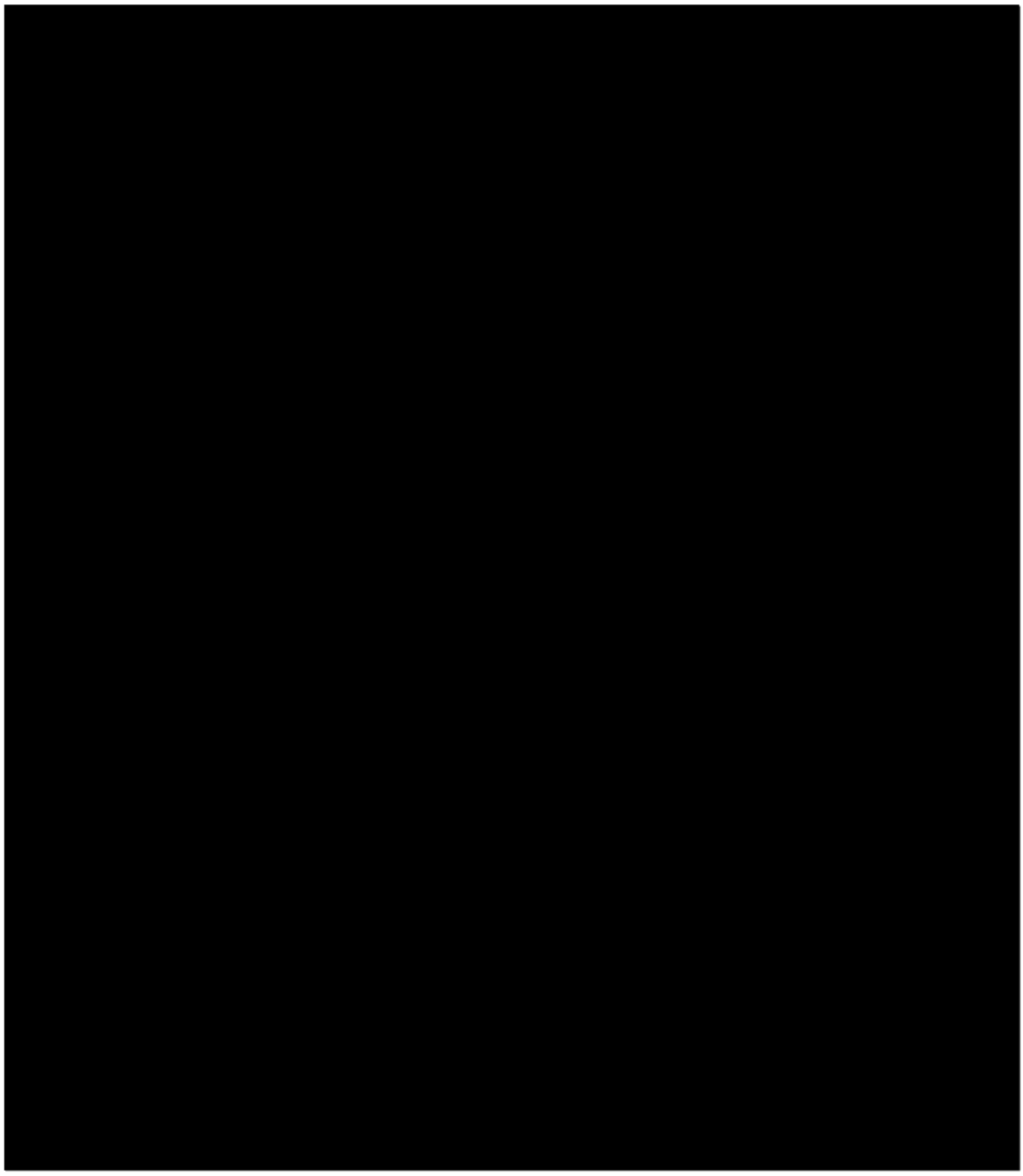

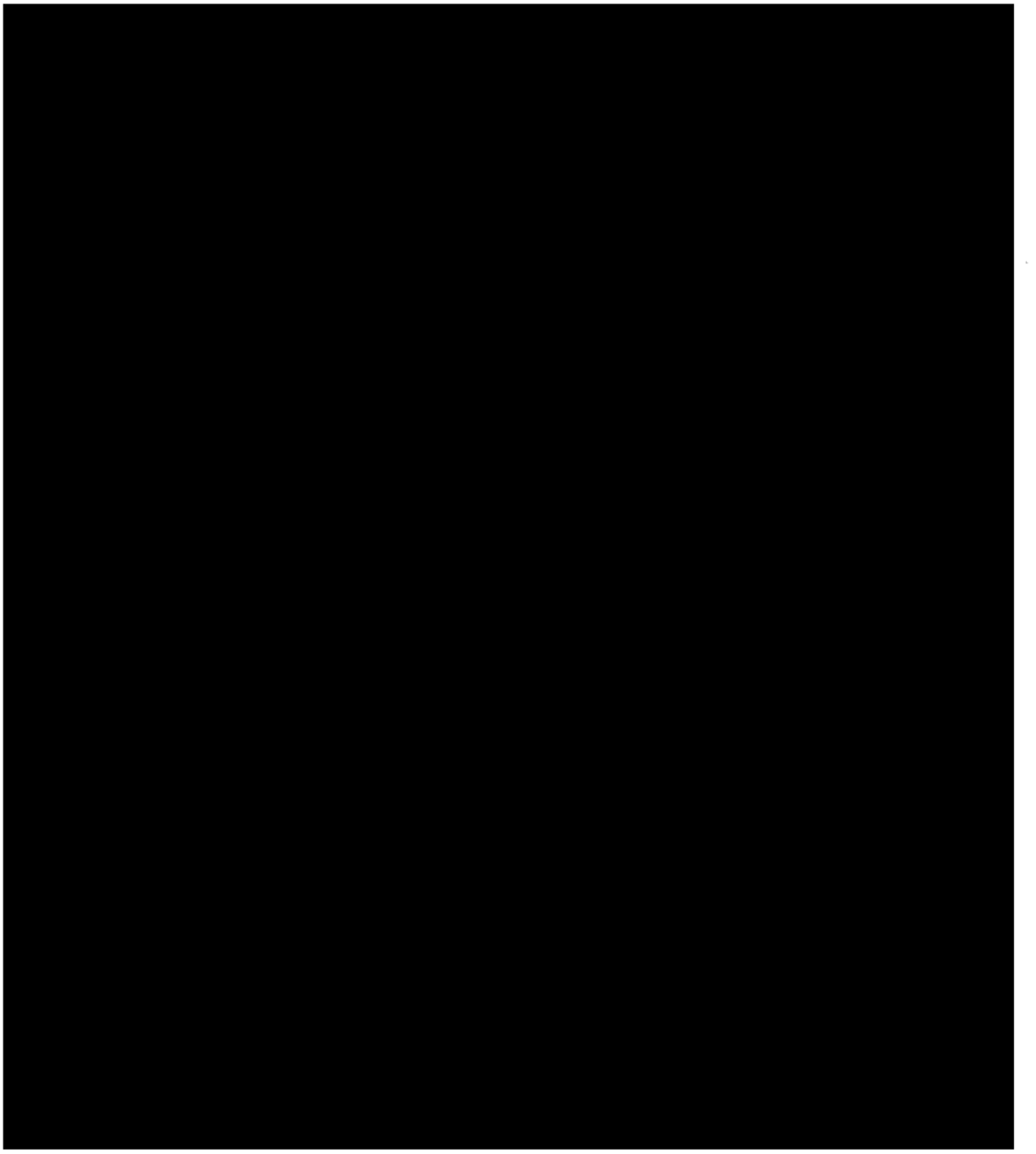

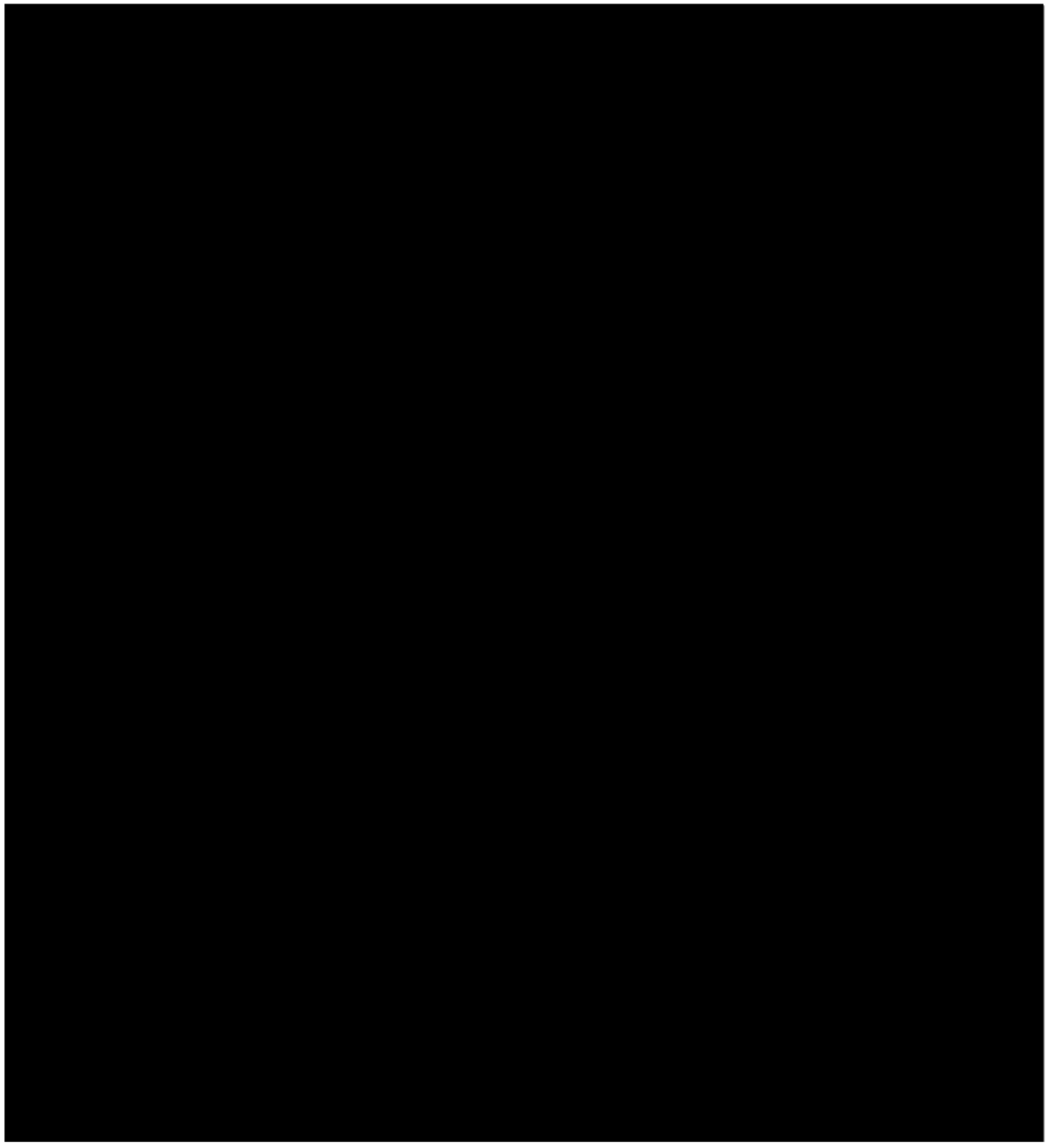

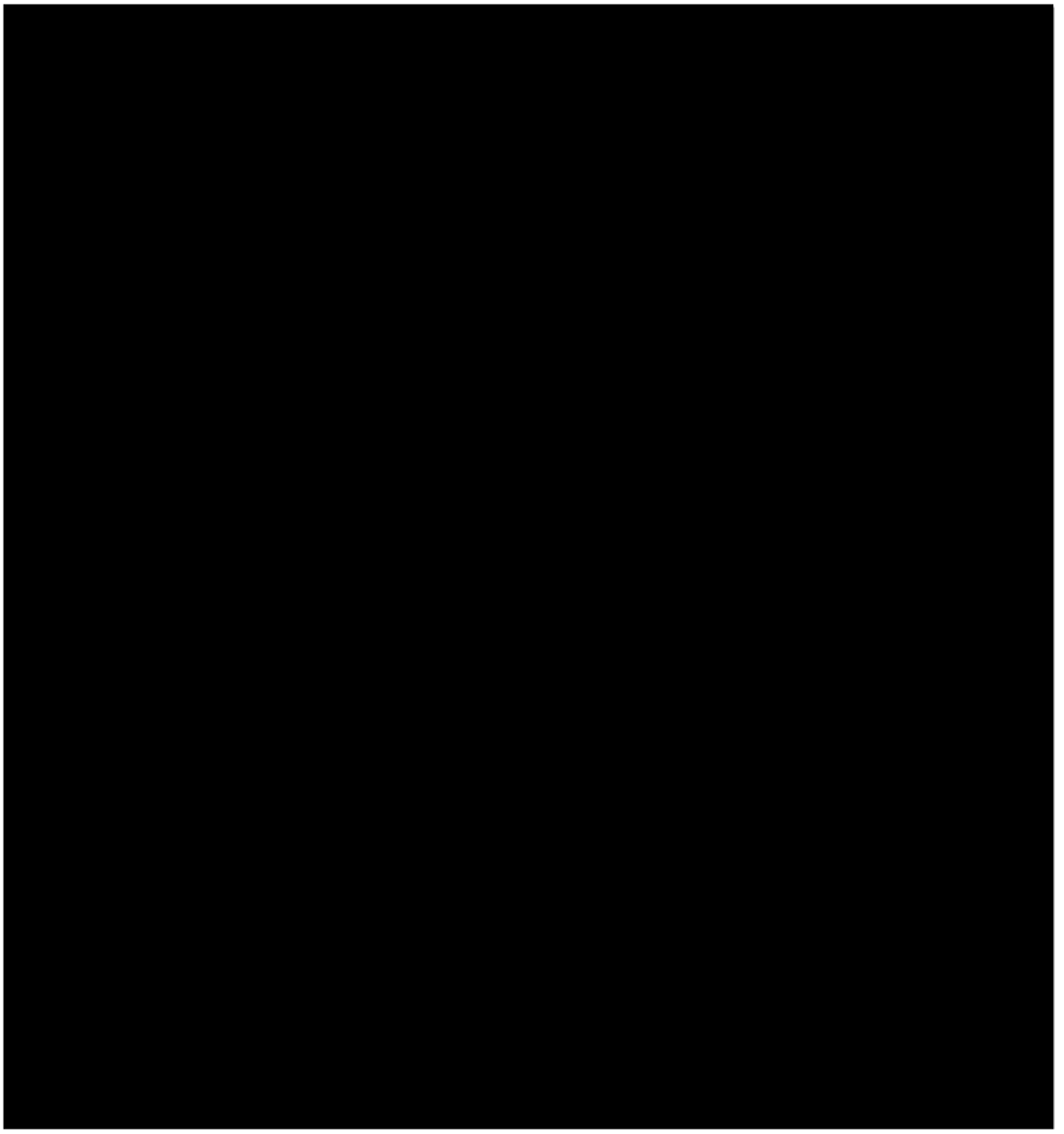

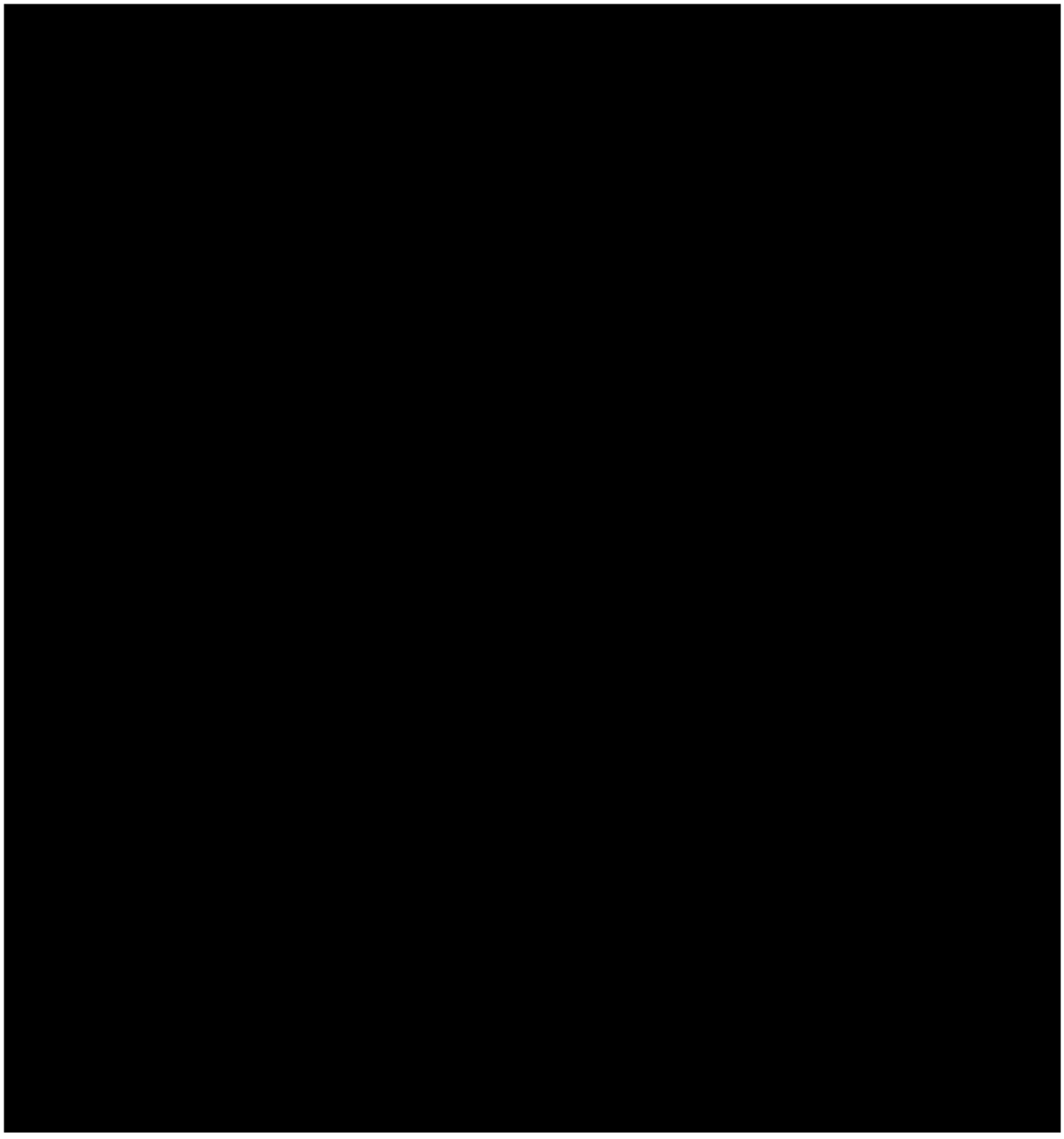

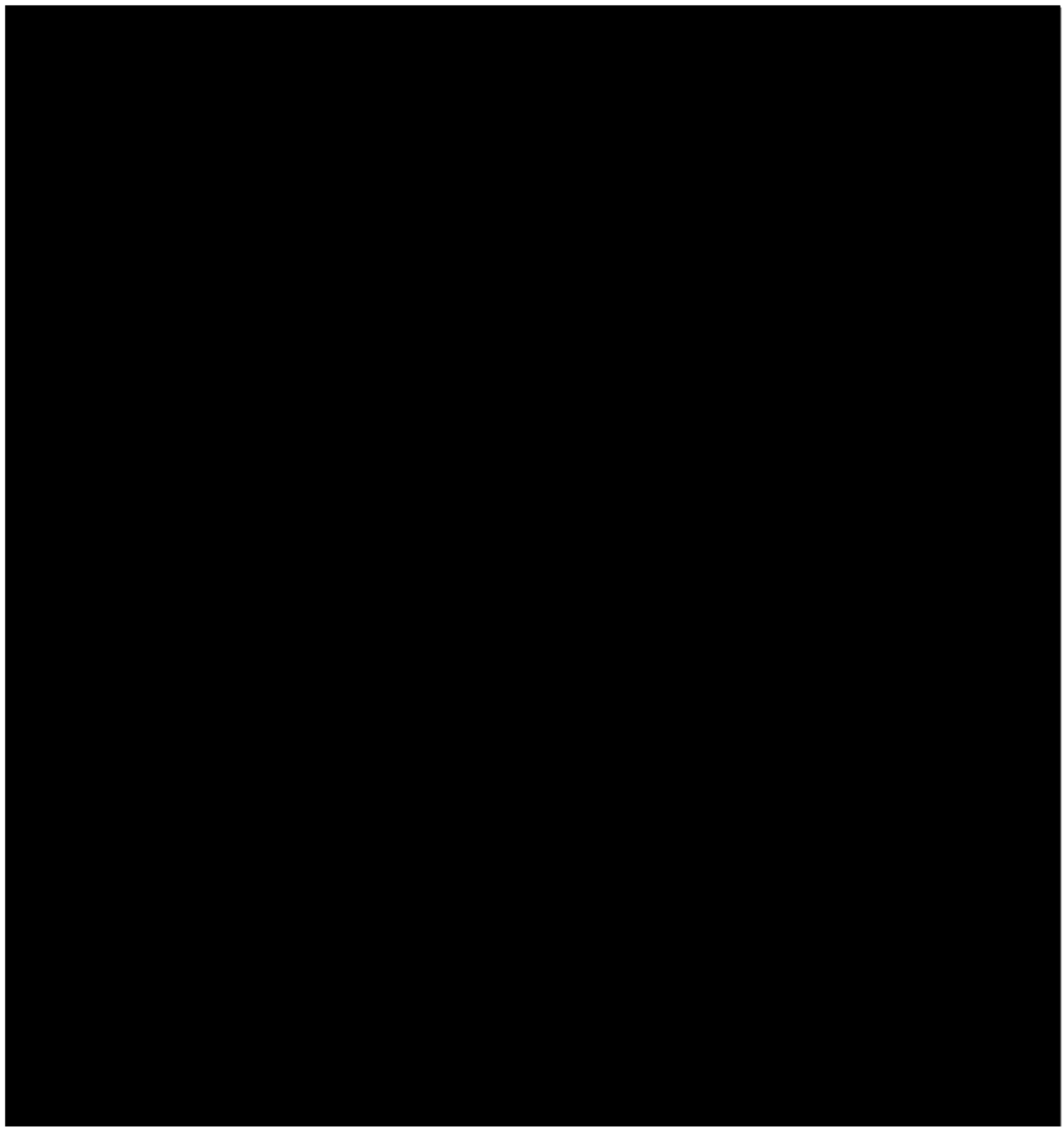

Gmail Michael Hafner <[redacted]>

GFM Call List - February 5, 2015

Michael Hafner [redacted] Thu, Feb 5, 2015 at 1:11 PM
To: Eric Greitens <eric@greitensgroup.com>, Danny Laub [redacted]

Please find a call list attached. Moving forward ideally these lists will be updated daily and sent to you nightly (especially when you are traveling), but there are many days when you may not be able to make all the calls listed.

In order to mange this process most efficiently, I will need to know after you have connected with a donor or received a commitment so I can appropriately follow up with them. The best way to notify me of updates is via e-mail, text or phone conversation (eg, immediately if immediate action is required, or nightly via a brief e-mailed summary of the calls made that day).

This will be a work in progress for a while, so for the time being, please do not call anyone you are uncomfortable with or if feel you lack any information that is needed on a specific donor. Also, we have not been able to discuss updates on the ask amounts (since we changed the timing of exploratory vs. first 6-8 weeks) so some of these asks are most likely lower than what we can get. (But if in doubt, always aim high!) Of course, feel free to ask me if you have any questions on anyone.

Thanks,
Mike

GFM Call List 01-02042015.docx
71K

EXHIBIT
PENGAD 800-631-6989
87

Email attachment from Michael Hafner, February 5, 2015:

"GFM Call List 01-02042015.docx"

Greitens for Missouri

Thursday, February 5, 2015
Weekly Call List

EXPLORATORY COMMITTEE PROSPECTING

[redacted]

- $72k TMC donor

[redacted]

- Chair of the St. Louis Leadership Committee for TMC

[redacted]

[redacted]

- TMC Leadership Committee

[redacted]

[redacted]

- $18k+ TMC donor

[redacted]

[redacted]

- TMC $15,000 donor

- TMC $3500 donor

[redacted]

Monu Joseph
Managing Partner, [redacted]al
[redacted]

- Ask for $15k and event in LA during exploratory phase
- Friends with [redacted], can help with [redacted] and his wife [redacted] (Ask for advice on how to call [redacted] ask Monu and [redacted] to put together a "get to know you" event
- Monu also has connection with Dana Rohrabacher

[redacted]

- $2300 TMC donor

[redacted]

[redacted]

- $5200 TMC donor.

[redacted]

- TMC $75k donor

TOP 15 MO DONORS

[redacted]

[redacted] (Top 15 Donor)

[redacted]

[redacted]

[redacted] (Top 15 Donor)

[redacted]

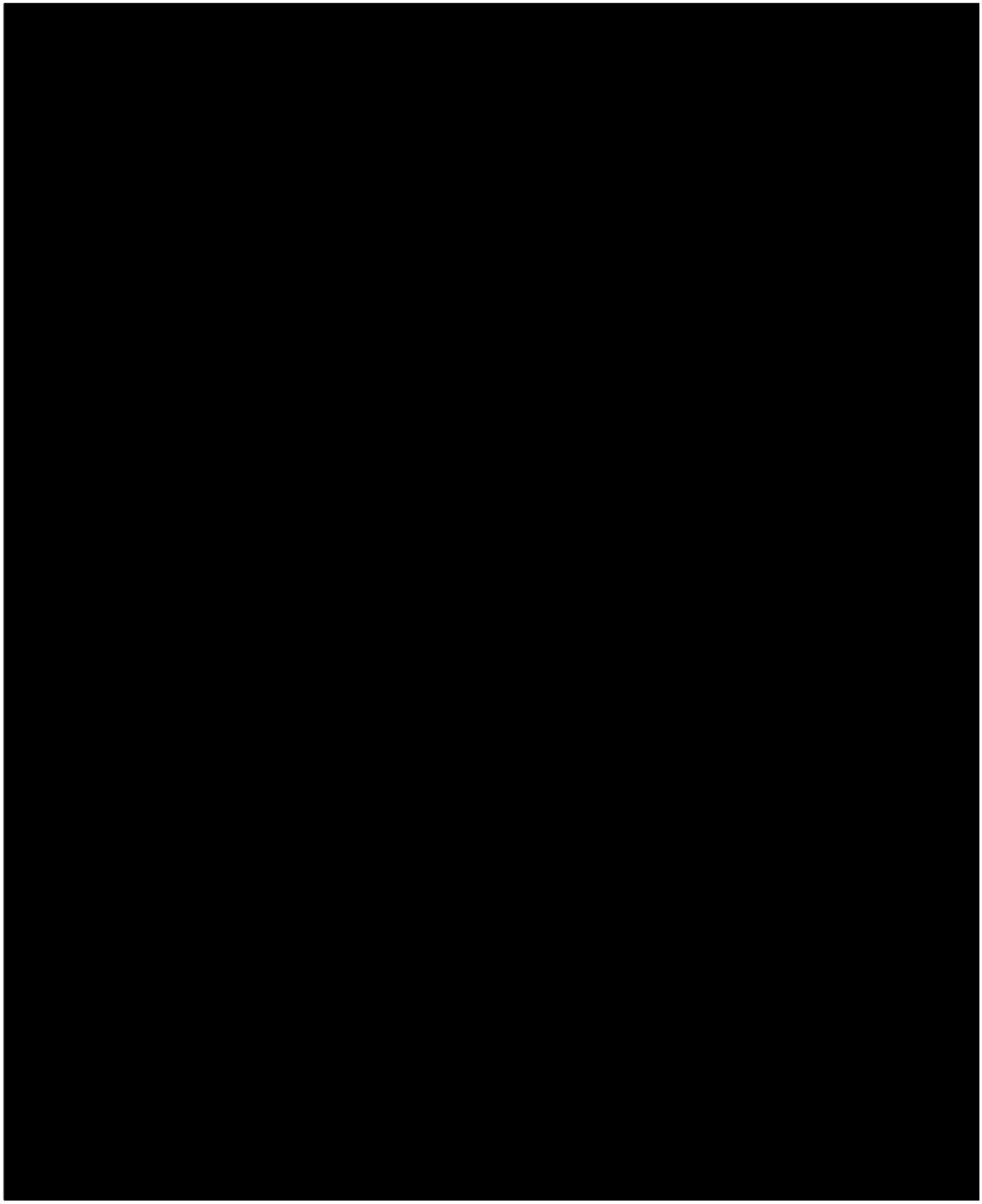

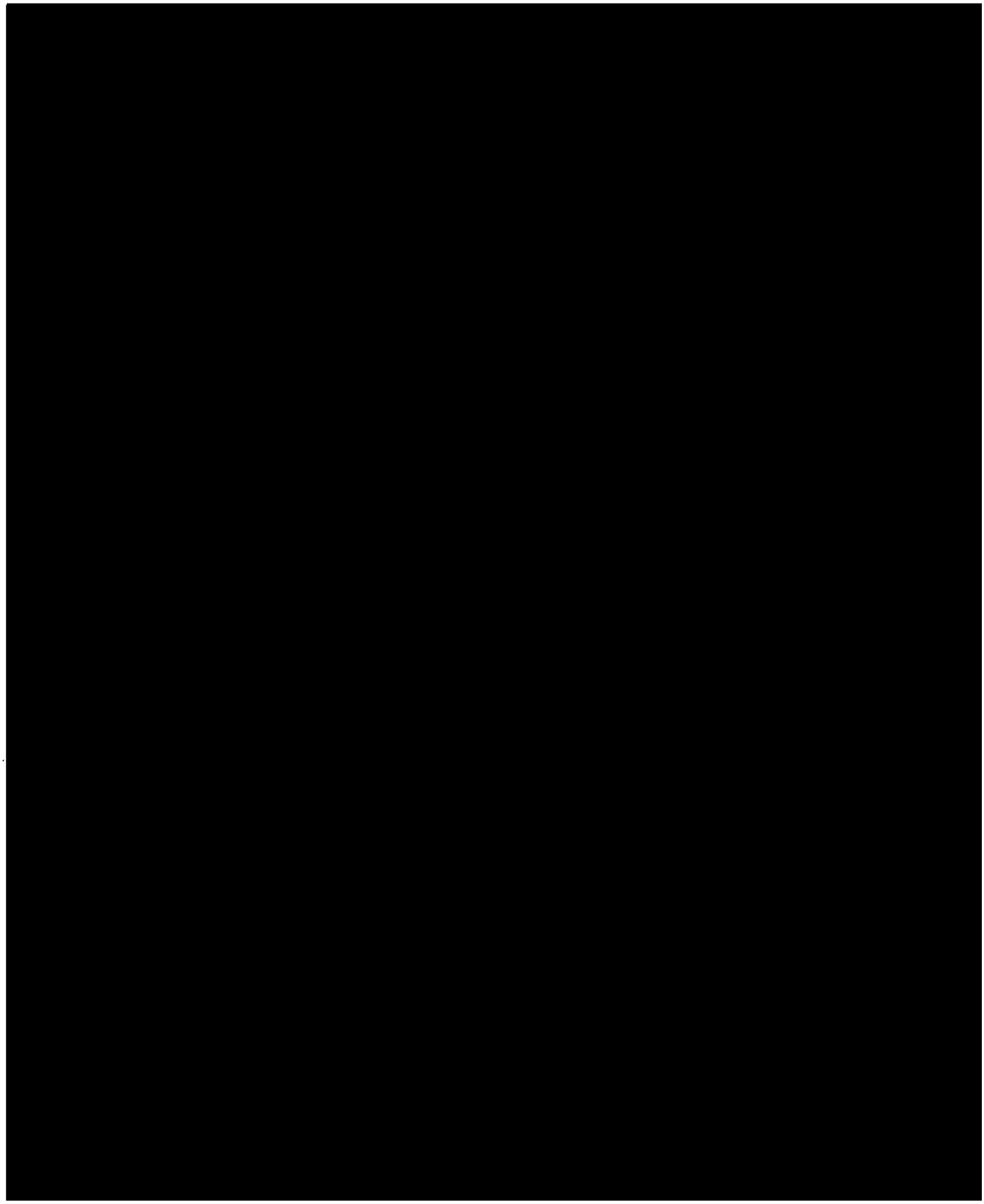

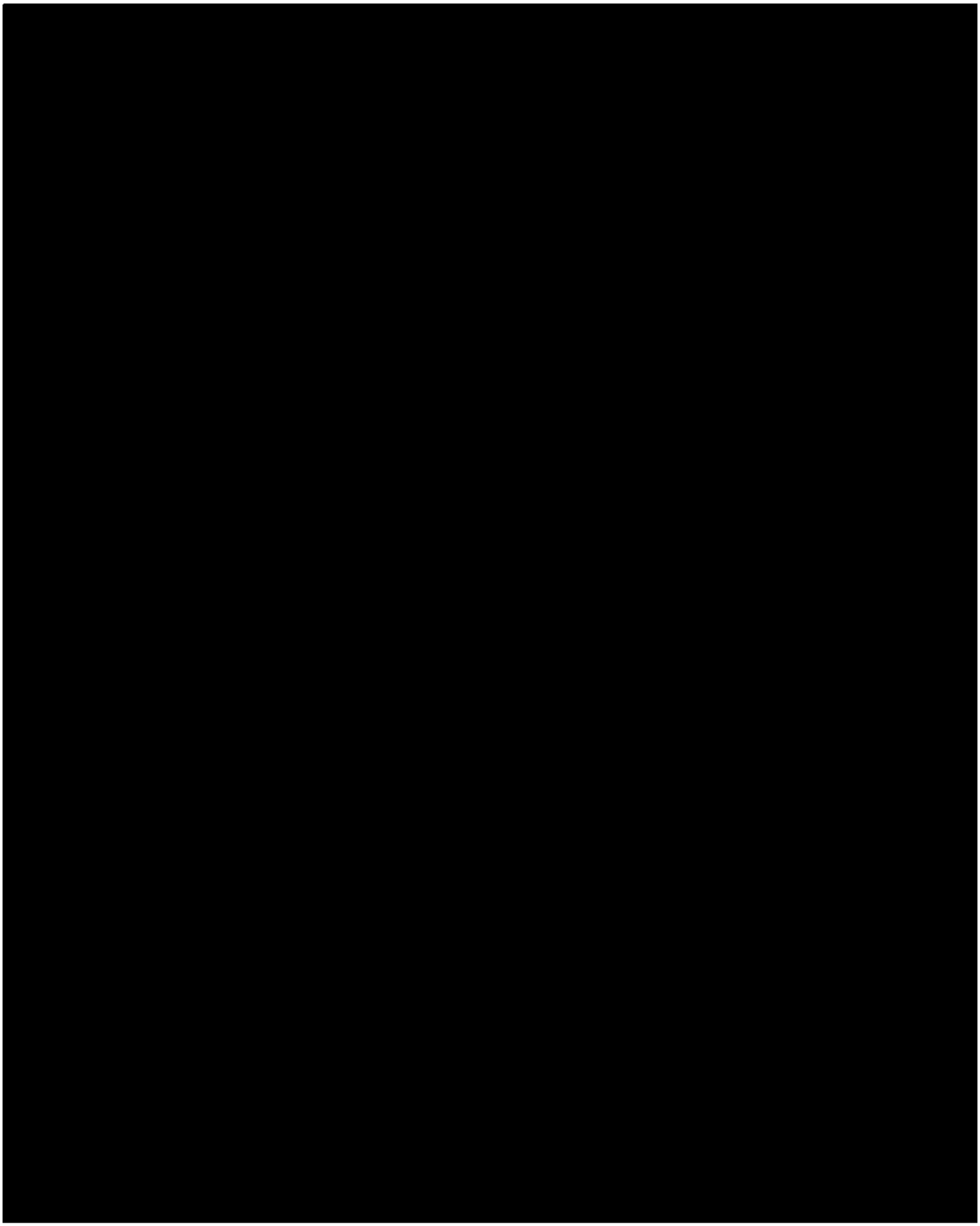

[redacted]

- Son [redacted] is TMC $30k donor

[redacted]

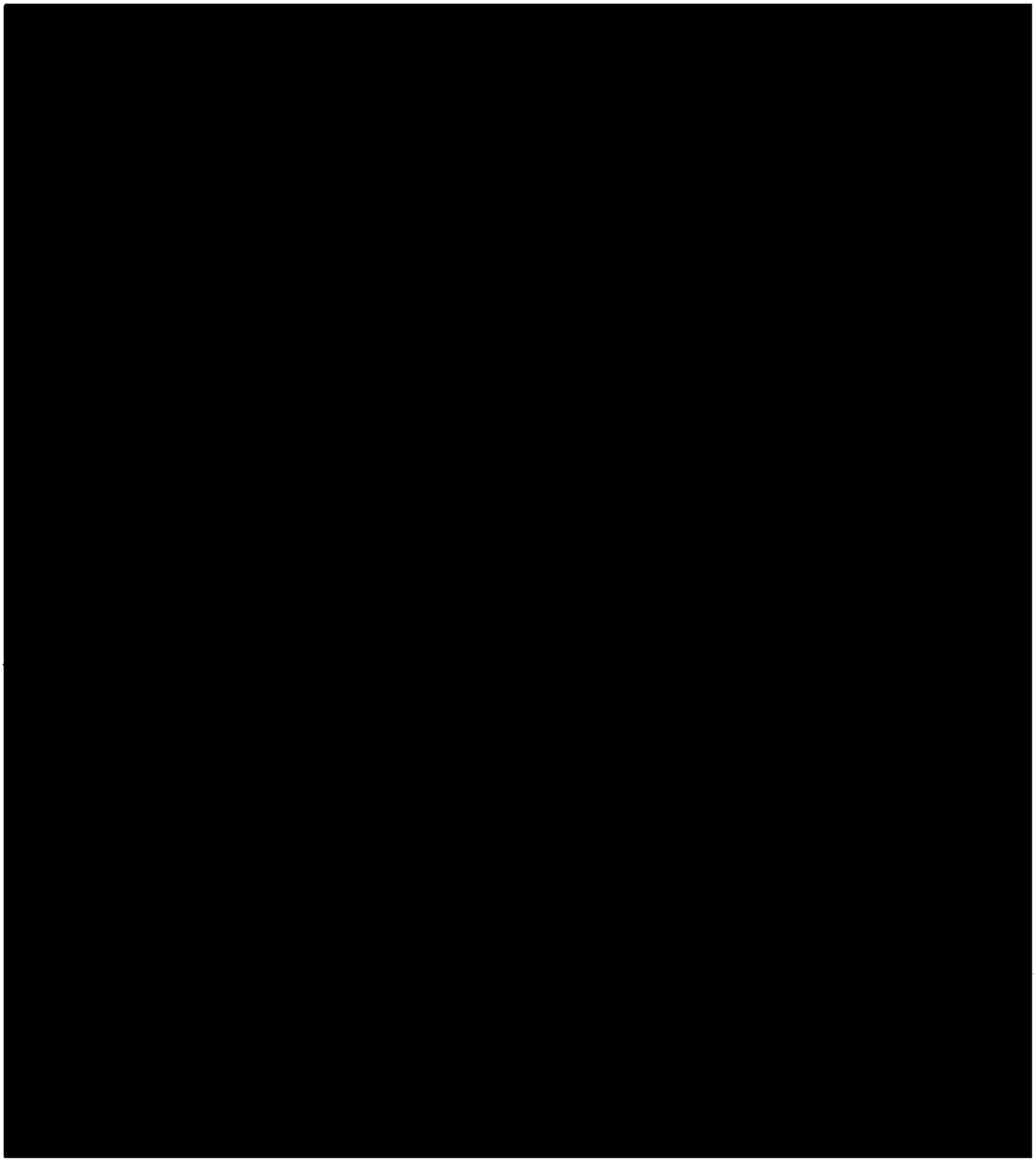

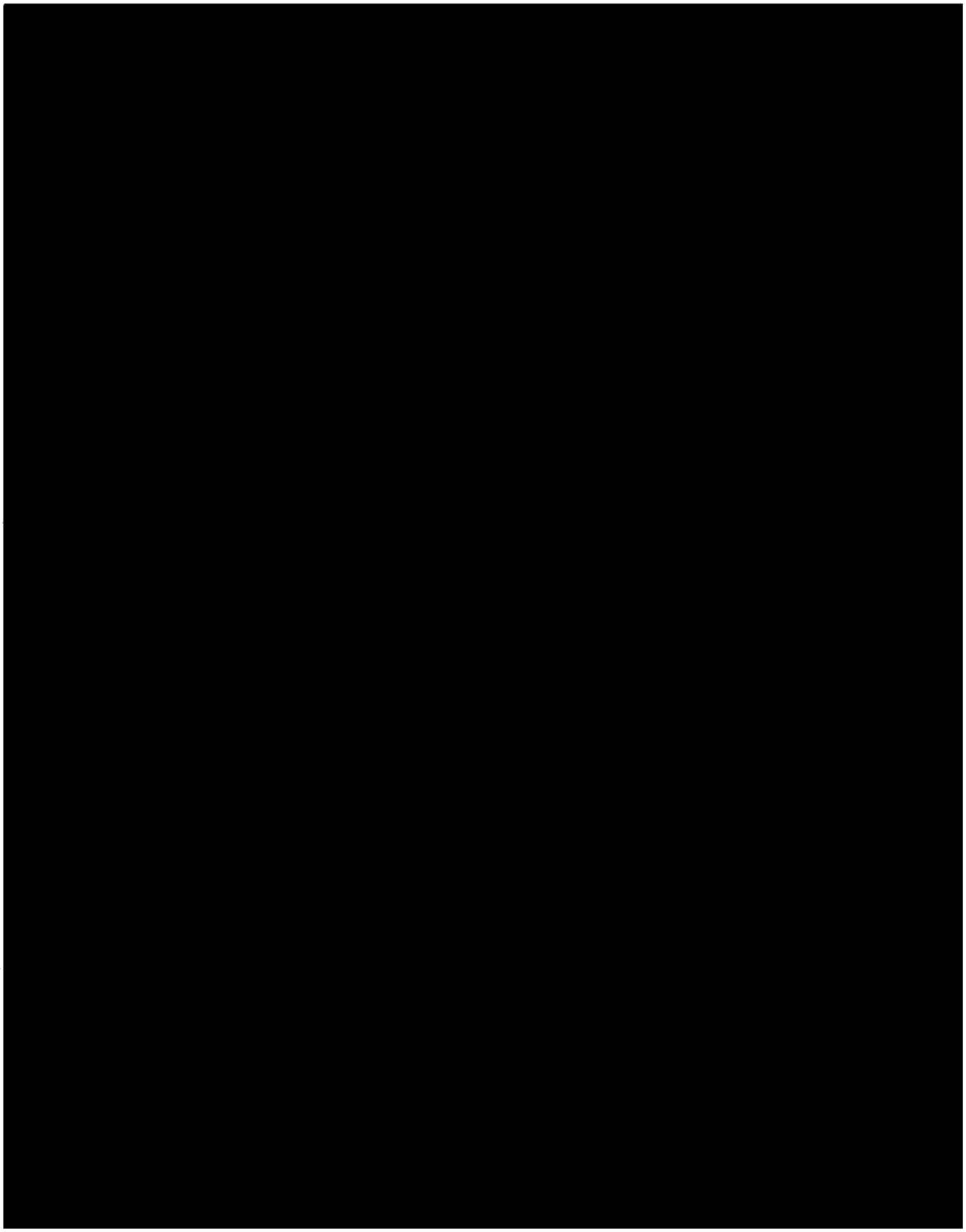

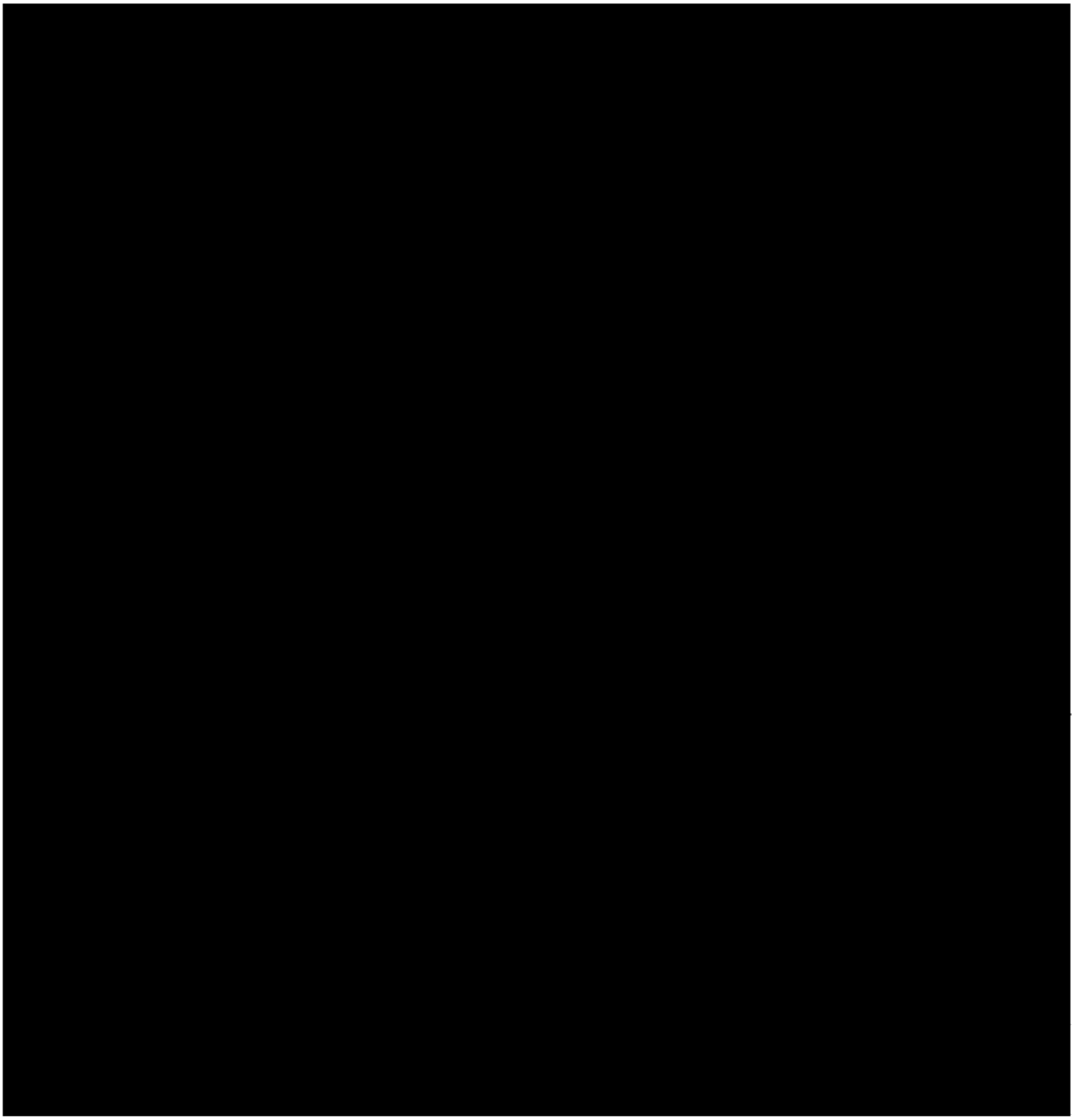

Gmail Michael Hafner <[redacted]>

GFM Call List - February 17, 2016

Michael Hafner [redacted]> Tue, Feb 17, 2015 at 7:53 AM
To: Eric Greitens <eric@greitensgroup.com>, Krystal Taylor <ktaylor@greitensgroup.com>

Please see attached call list. I have made some minor adjustments to the format and have listed the monthly objective at the top of page 1. Moving forward I will send a revised list nightly for the following day (given that you are able to complete the day's calls and I receive feedback). My goal is to make this process as efficient as possible for the both of us so please let me know if you have a few minutes to discuss this later today. I can follow up with KT on availability if that works.

Please let me know if any questions.

Thanks,
Mike

--

GFM Call List 01r-02162015.docx
74K

EXHIBIT
PENGAD 800-631-6989

Email attachment from Michael Hafner, February 17, 2015:

"GFM Call List 01r-02162015.docx"

Greitens for Missouri
Tuesday, February 16, 2015
Weekly Call List

February 2016 Objectives: *(1) Raise $150k among EG close contacts/non-traditional R donors (2) Identify additional non-traditional donors to raise add'l $75k by end of Q1 (3) Confirm 3 fundraiser event dates in March or April*

[redacted]

- TMC $5k donor

[redacted]

- TMC $113k donor, very capable of doing a lot

[redacted]

- Ask is for $5k
- TMC $5k donor.

[redacted]

[redacted]

- TMC $6500 donor.

[redacted]

- $72k TMC donor

[redacted]

- Chair of the St. Louis Leadership Committee for TMC

[redacted]

- TMC Leadership Committee

[redacted]

- $18k+ TMC donor

[redacted]

- TMC $15,000 donor

- TMC $3500 donor

[redacted]

Monu Joseph
Managing Partner, Emerald Crest Capital
[redacted]

- Ask for $15k and event in LA during exploratory phase
- Friends with [redacted], can help with [redacted] and his wife [redacted] (Ask for advice on how to call [redacted] ask Monu and [redacted] to put together a "get to know you" event
- Monu also has connection with Dana Rohrabacher

[redacted]

- $2300 TMC donor

[redacted]

- TMC $40,000 donor

[redacted]

[redacted]

- $5200 TMC donor.

[redacted]

- TMC $75k donor
- 2012: Contributed $25000 to Romney Victory PAC, $2500 to Romney, $22,500 to RNC

TOP 15 MO DONORS

[redacted]

- **Ask to meet with you at a convenient time following book tour.**
- [redacted] will do $10,000 corporate checks to candidates they support, but [redacted] will give personally at least at that level too.
- He is very involved in [redacted]
- Very charitable, active in a wide range of civic and charitable organizations in St. Louis. Serves on the executive boards of the [redacted].
- He maxes out to federal candidates and gives $2,500 - $10,000 to House and Senate party committees.
- Pro-Business, Pro-Growth, fiscally conservative
- Pro-international trade, very heavily involved in promoting trade between STL region and China
- 2014: Contributed $15k to Hanaway [redacted]
- 2012: Contributed $25k to Ed Martin,
- 2011: Contributed $25k to Kinder (and $25k from Emerson to Kinder)
- He maxes out to federal candidates and give $2,500 - $10,000 to House and Senate party committees.
- He gives $25,000 to MRP each cycle.

[redacted] (Top 15 Donor)
CEO, [redacted]

- **Ask for a meeting after your book tour.**
- Started [redacted] companies in 1984.
- VERY STRONG Right to Work advocate
- [redacted] headquartered in [redacted] Missouri, [redacted].
- 2014: Contributed $5,000 to Stream, $10k to HRCC.
- 2010: Contributed $40k to [redacted]
- 2008: Contributed $80k to Republican [redacted] District Committee, $100k to [redacted] Committee , $10k to Brad Lager
- Member [redacted] Fund.

[redacted] (Top 15 Donor – Hanaway supporter)
Chairman and CEO, [redacted]

- Call to introduce and ask if he'd be willing to meet with you after your book tour and that you are thinking of running for office in 2016.
- Wife is [redacted]
- [redacted] is a privately held firm that engages in the design, manufacture and sale of [redacted] worldwide
- Part owner of [redacted]
- Appointed [redacted]
- 2013: Contributed $6k to Schweich

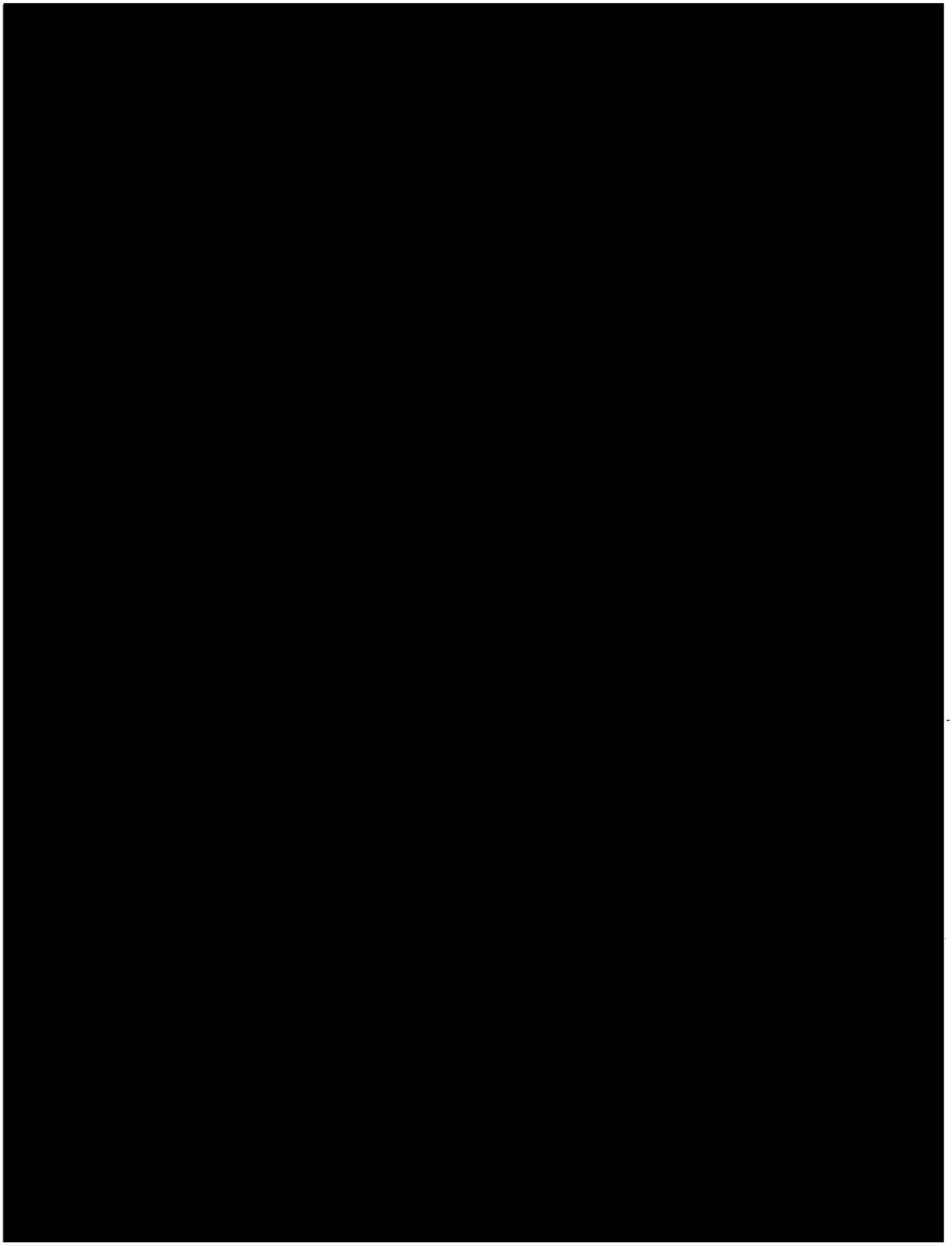

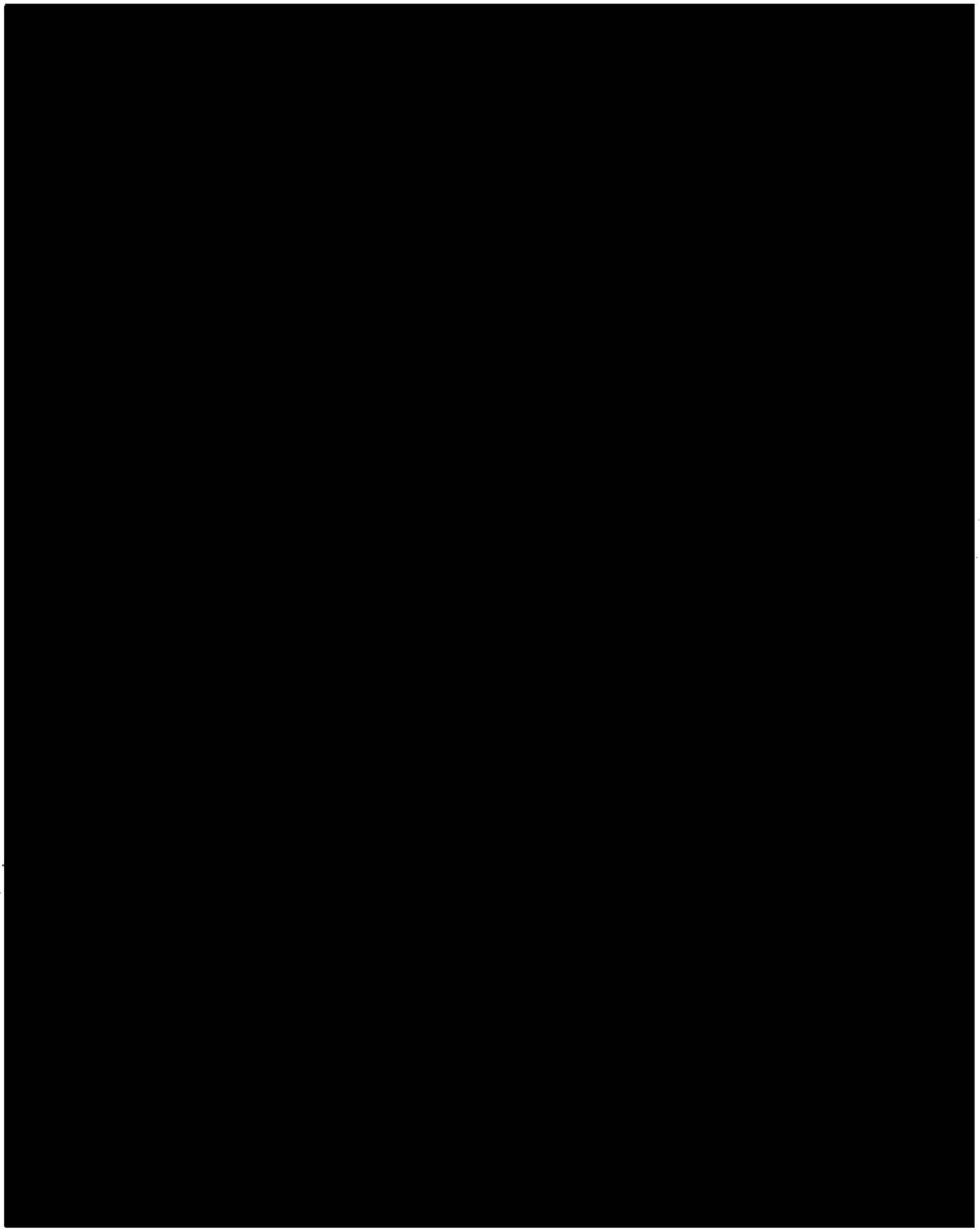

[redacted]

- Son [redacted] is TMC $30k donor

[redacted]

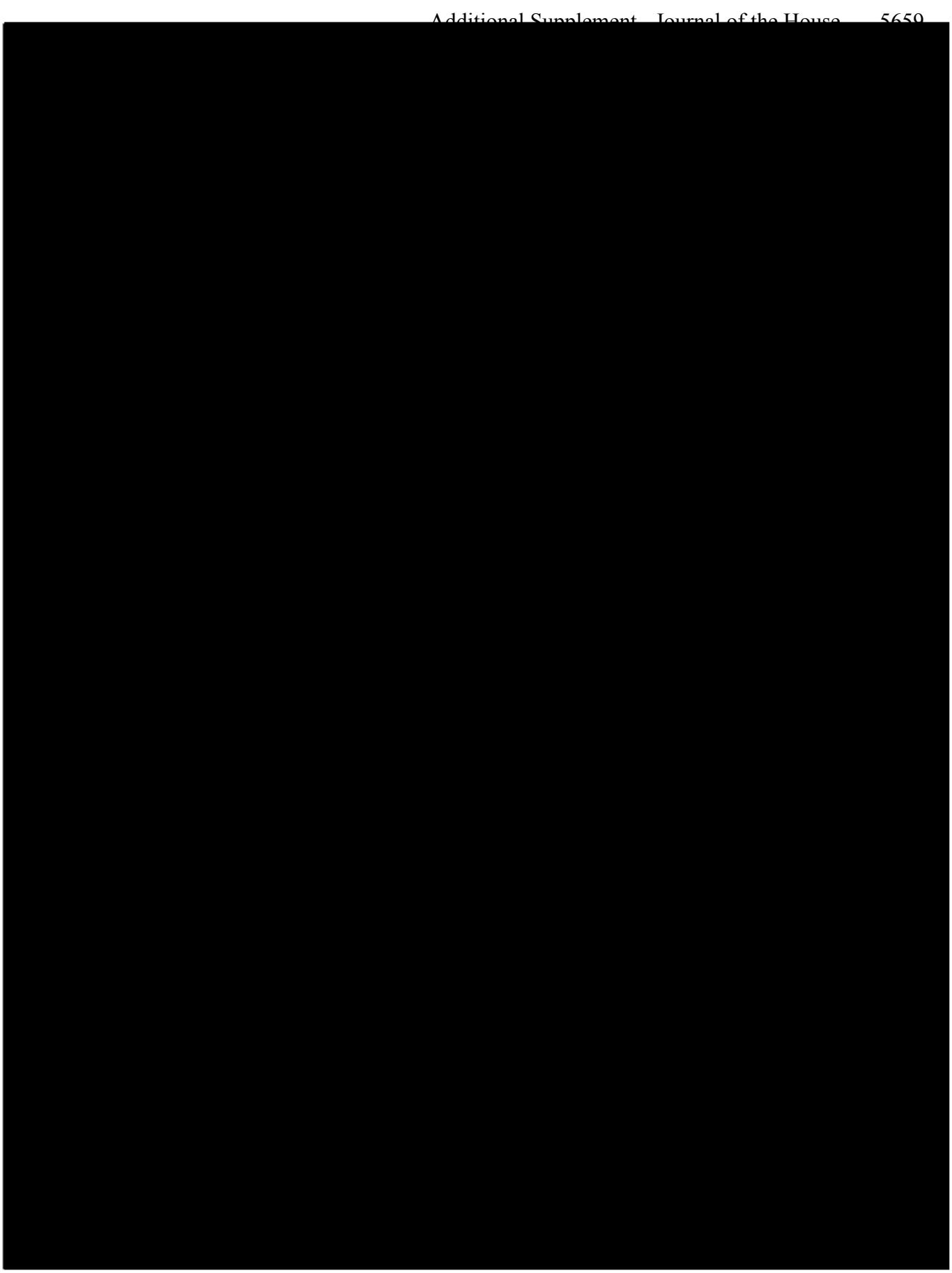

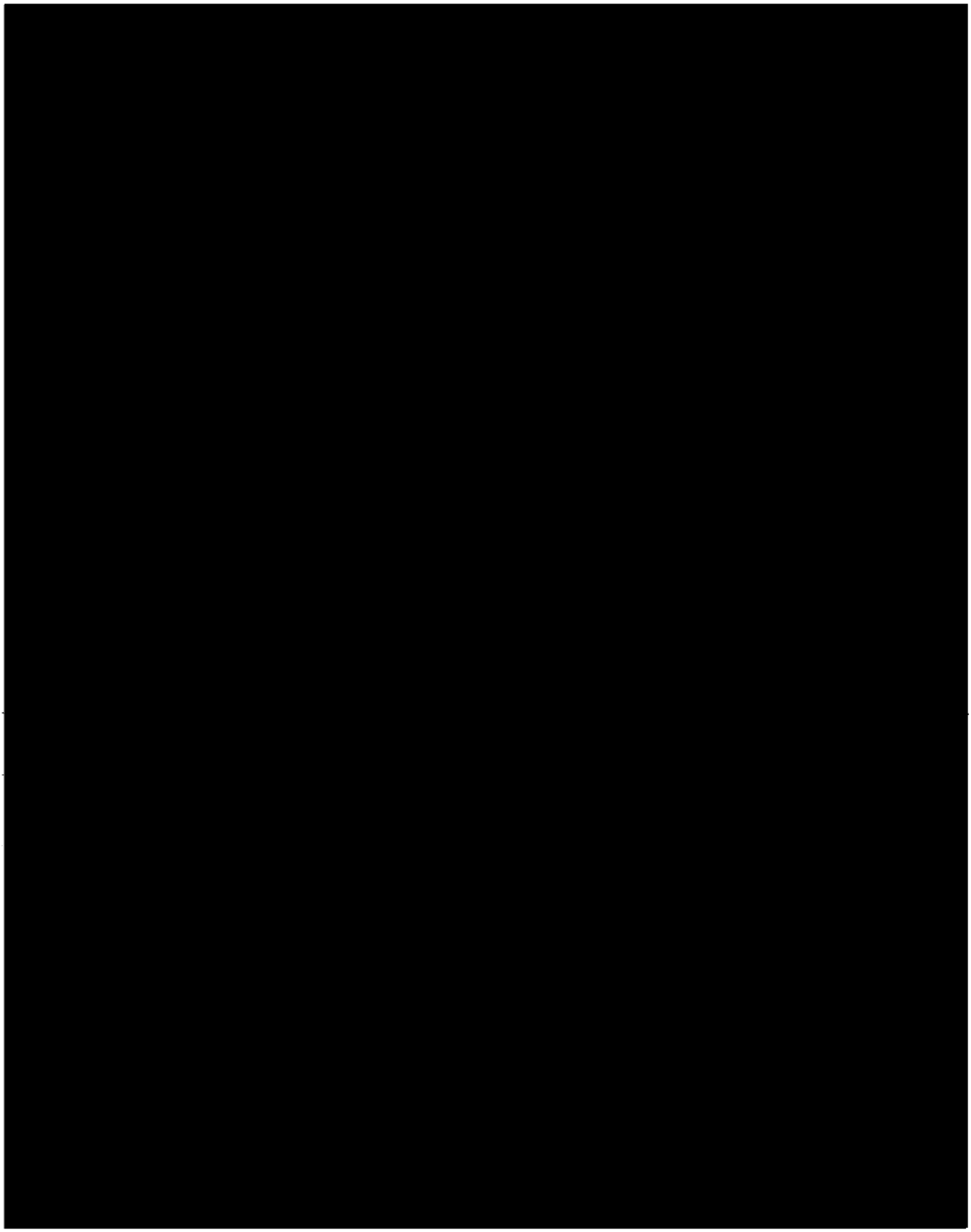

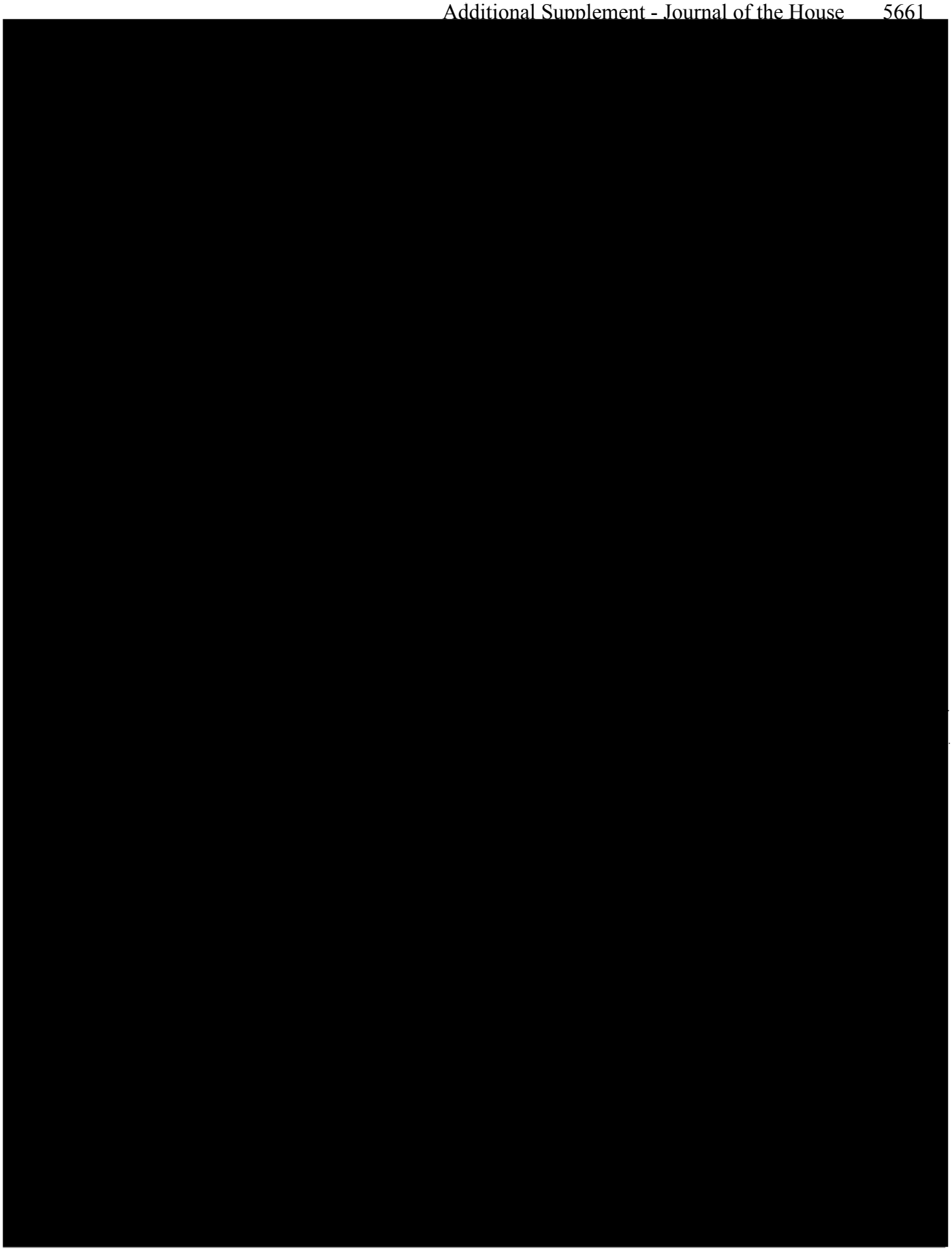

Gmail Michael Hafner <[redacted]>

Prospecting List

Michael Hafner <[redacted]> Fri, Mar 20, 2015 at 12:29 PM
To: Danny Laub <[redacted]>

This combined list includes all the notes I took from the meeting with Eric and other notes he has given to me. You may need to segment out the Missouri portion because most of the Missouri entries are political donors that I include in my master prospecting list.

Prospecting List Combined for Danny 03202015.xlsx
67K

EXHIBIT
PENGAD 800-631-6989
X9

Email attachment from Michael Hafner, March 20, 2015:

"Prospecting List Combined for Danny 03202015.xlsx"

First Name	Last Name	Role	Region	Company	Title	Phone	E-mail	Ask	Notes	Status
[redacted]										

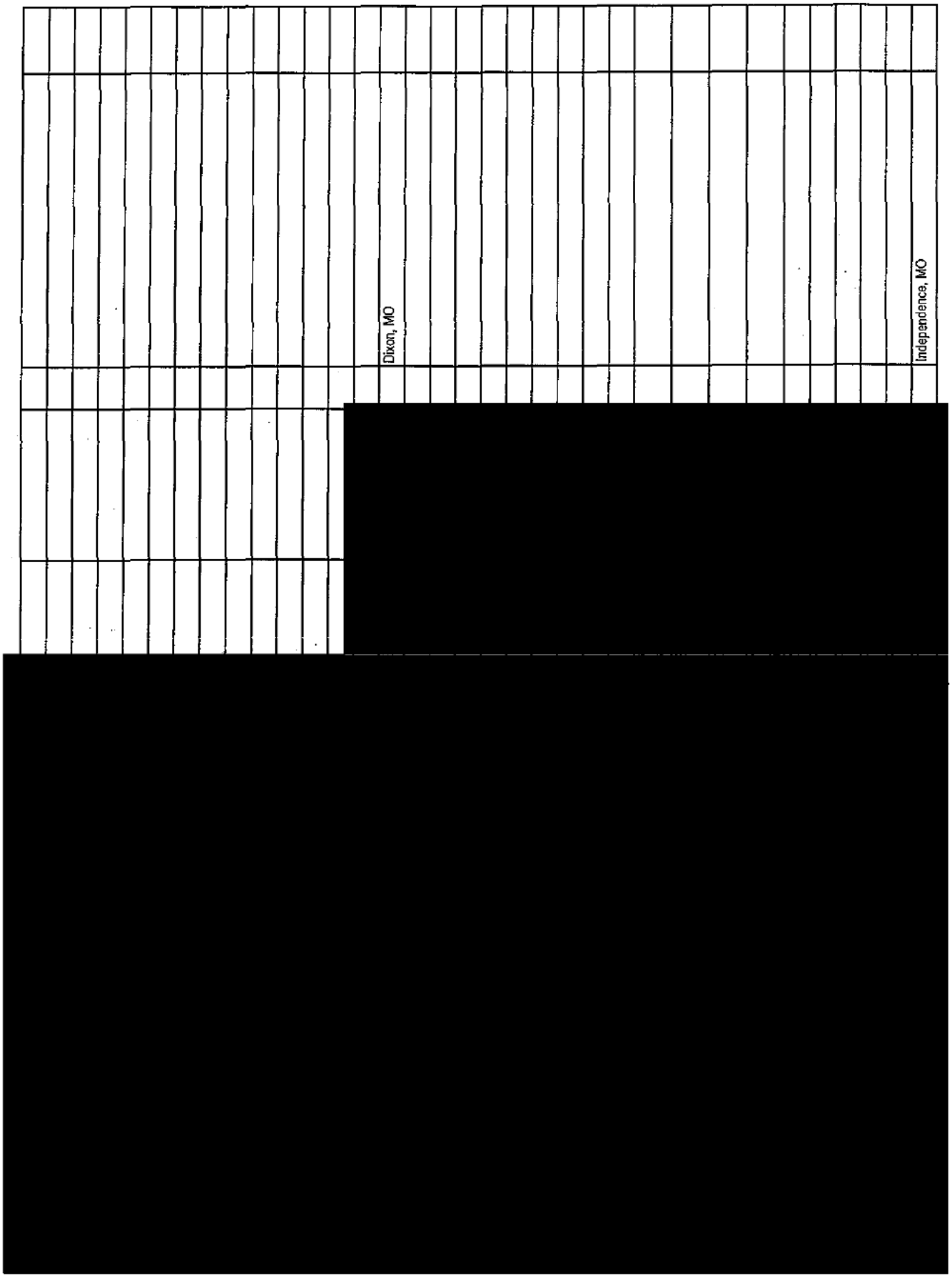
Dixon, MO
Independence, MO
Page 4 of 25

[redacted]

	Liberty, MO	
	Lees Summit	
	Very close with [redacted]	
	[redacted]	
	Belton, MO	
	Overland Park, KS	
	Columbia, MO	
	Jefferson City	
Any connections to donors that		
	Jefferson City	
$100-$500	Might give $100-$500, has 1000s of fired up kids that could get involved in campaign, ask [redacted] to get 20 kids in Missouri that would want to get involved in the campaign	
	Give him a list of people to go through	
	Jefferson City	
	Columbia	
	Columbia	
	Columbia	
	Jefferson City	
	Columbia	
	Columbia	
	Osage Beach(?)	

[redacted]

	Jefferson City	
	Troy, MO	
	St. Joseph	
	Poplar Bluff	
	Cape Girardeau	
	Dexter, MO	
	Poplar Bluff	
	Cape Girardeau	
	Cape Girardeau	
	Sikeston	
	Cape Girardeau	
	[redacted]	WITH HANAWA
	Cape Girardeau	
$10k, Meetin	TMC $10,500 donor. Another in-person meeting.	
$5k	Express Scripts, does have relationship with Hanaway (Could be a "Woman Executives for Greitens" coalition member)	
$5k	Network other donors for an event, "Duke Grads for Greitens"	
?	TMC $10k Donor. Put on Tim Noonan's list.	
[redacted]		

[redacted]

$5k	Express Scripts, call ask for $5k, (Could be a "Woman Executives for Greitens" coalition member), 2014: Gave $250 to Tammy Duckworth (D-IL) and $250 to Kevin Brady (R-TX)	
	St. Charles	
	St. Peters, lunch with him and his father	

[redacted]

$5k	Meeting ask	
Ask for $25k (will	TMC $10k donor.	
	TMC $9500 donor. (ask Krystal/Lindsay)	
	Bridgeton	
$5k w/wife	TMC $5600 donor. Could do $5k with his wife, fits in well w/Bobak, Jeff, Noonan. E-mai[redacted]o come in and sit down with the team. Knows everyone, will be very helpful.	
	Chesterfield	

[redacted]

		Wentzville	
		Meeting ask	
	$25k and host event	TMC $9100 donor. Incredibly passionate, will come with a lot of ideas, would likely do $25k this year and $25k next year, also has son in Georgia, other son is [redacted] who could put Eric on his radio show	$10K COMMITMENT, PLUS EVENT IN
		TMC $8800 donor.	
		Washington, MO	
	Meeting	Contributed to Hanaway in Dec 2014	
	SCHWEICH		
	$100k	Set up speech back at Generation Club in Missouri, Hafner sit down with to figure out how we can best utilize him, ask to do $100k, do the work with him, make sure he has the list to do the work, ask [redacted] to set up mtg w[redacted].	

[redacted]

	Ask Eric: Is this same [redacted] as [redacted]. Look at political giving, might get behind Eric	
###	TMC $15,000, Get both [redacted] in for a meeting, Also wants to come in and meet the team, help raise money	
	[redacted]	
	RBC member	
	TMC $1K donor. Figure out where he falls, first 6-8 weeks y, same thing as with [redacted]	
	Union, MO	
mall ollar ontri	[redacted] exec, African American, wife of [redacted], call ask to get on the team in a substantial way	
	RBC member	
	Husch is RBC member.	
	African-American	

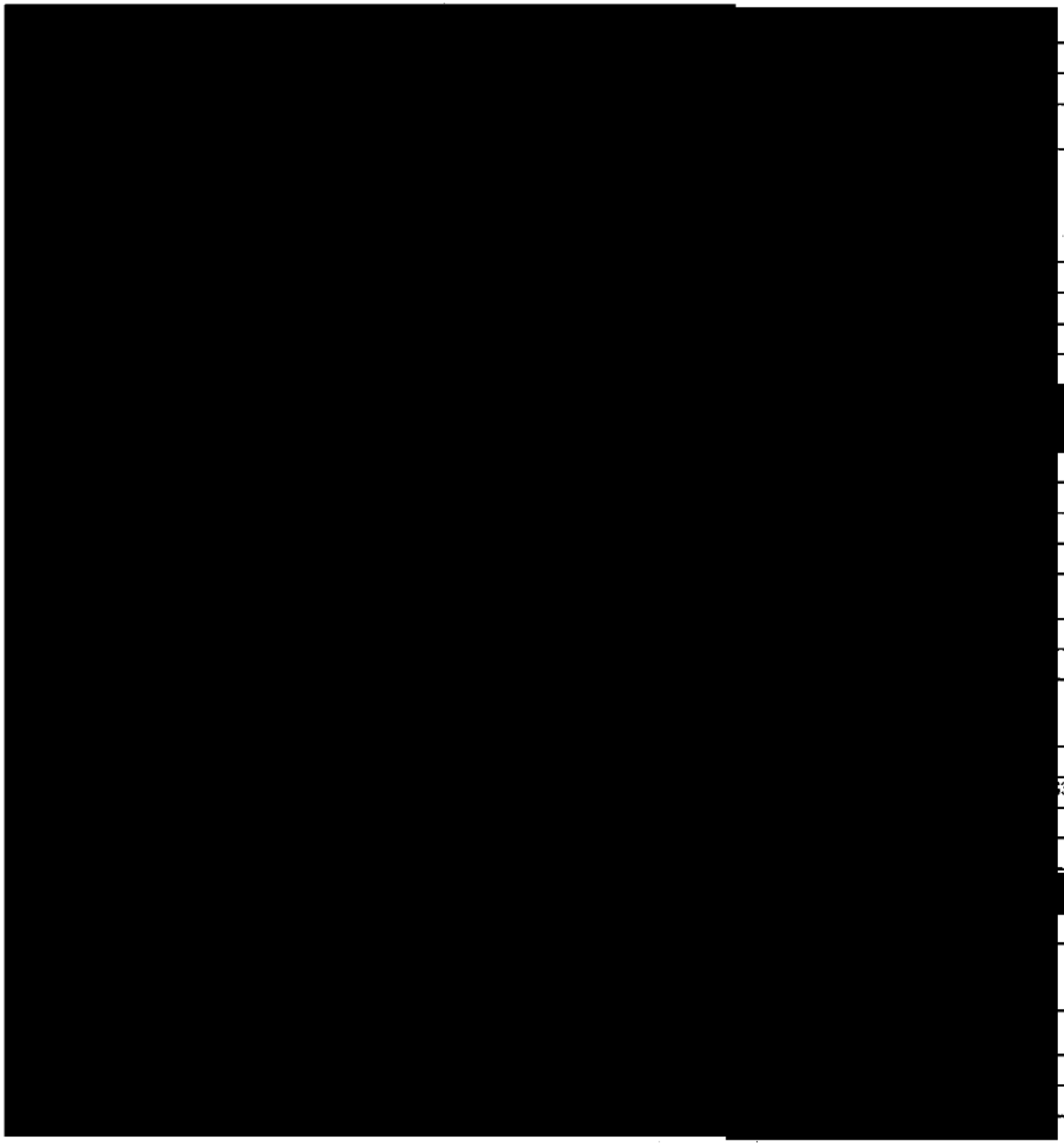

	Ask Eric about this one. TMC $270k donor. Could be a substantial donor t[redacted] (small donor), could sit down, have to be very clear this is why we're doing this , a chance to make a "real difference"	
	TMC $1500, call ask for $5k	
	Fenton	
3k	Call ask for $3k	
	TMC $20k	
	TMC $100k donor. In person mtg, going to be cautious, go in with a solid plan, go to and ask for $50k	
	TMC $30k donor. Dad is head of [redacted]	

[redacted]

$5k	TMC $15,000, Get both [redacted] in for a meeting, Also wants to come in and meet the team, help raise money	
	$46k TMC donors, Parents of a son who did TMC fundriaser, look at political giving	
	Recently retired	
	Depends on Spence's involvement	
	[redacted]	
?	$5200 TMC donor. Eric to call parents first on how best to approach	
	Bobak ask	
	$3k TMC donor, CEO o [redacted] what do we ask him to do for us? Could be very helpful to us.	
$5k	Through Mark Bobak, call ask	
	St. Charles	

[redacted]

	[redacted] OOK OVER FOR HIM. Probably a Tim Noonan ask?	
	Bloomington, MO	
Put togeth er $25k	$72k TMC donor, $5k in exploratory, $5k in later year, ask to give $20k over the course of the campaign, ask him to be lead on the $25k event and to help organize it	
	St. Charles	
	Chesterfield	
	$120k TMC donor	
	Lives in Westphalia. Travis Brown or Jim Talent are intros. Travis is at [redacted] Talent is at [redacted]	
	Ballwin	
	Ask Eric.	
	Civic Progress member	
	Chesterfield	
	RBC member	
	Maryland Heights	

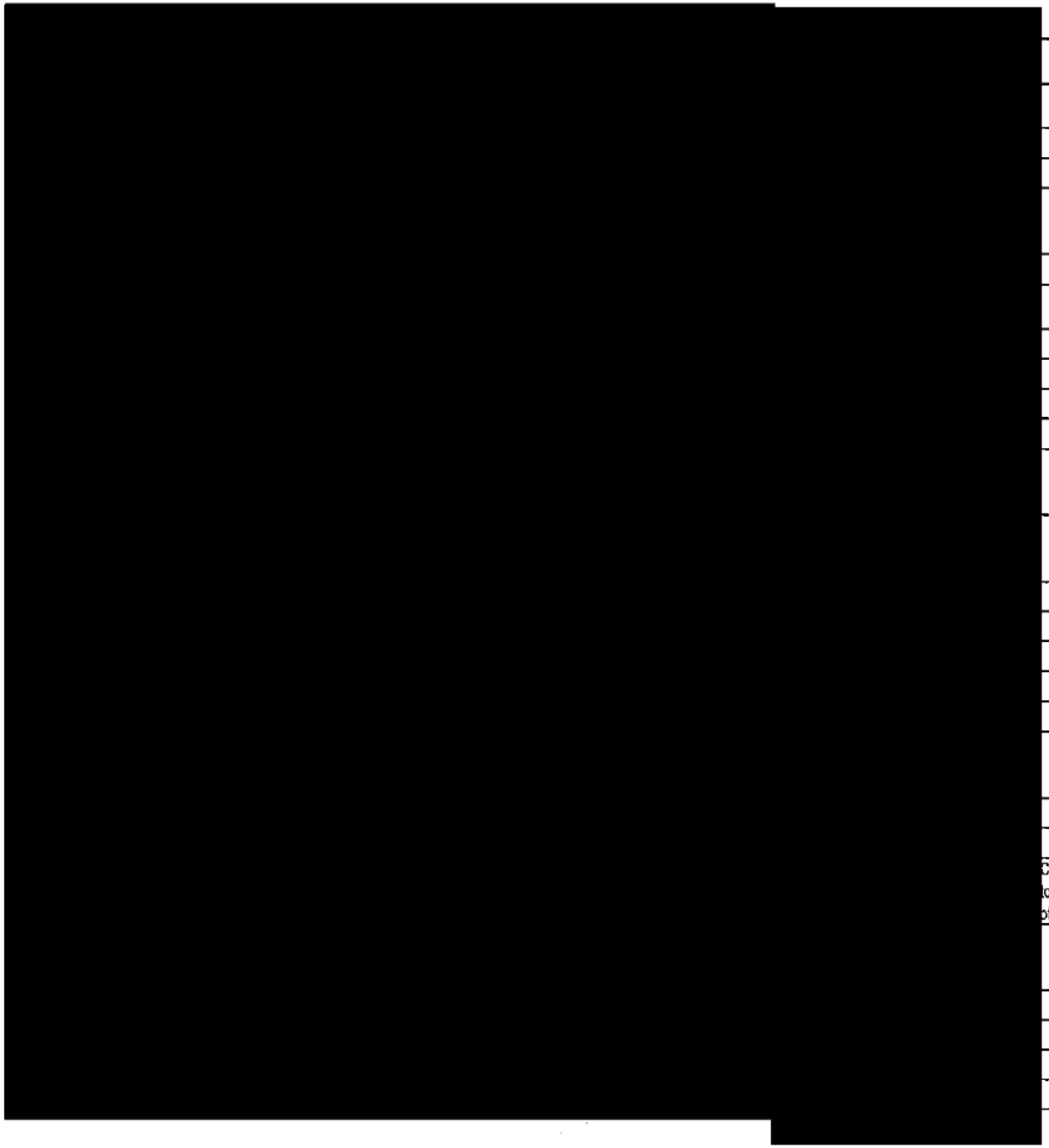

	RBC member	
	RBC member	
	O'Fallon	
	Maryland Heights	
	Attorney, former partner at SNR Denton	
	Bonne Terre, MO	
Come to a # of	TMC $3k [redacted] mother.	
	Swansea, IL. RBC member.	
	Springfield, John Hancock was former contact	
	Carthage	

| | | |

500-2500	Pull up his political guy	
	TMC $10k donor. Look up [redacted] political giving history, maybe ask for $1000, has mostly given to Massachusettes R's	
	MF connection to Romney, [redacted] manages Mitt's $$$	
	TMC $1800 donor. Ask for a small check, get him involved in Sedalia (?)	
#####	Navy SEAL w/Eric, ask $1000	
	Place on Boston host committee, not a large donor but ask to use name and help to put together an event in Boston and to invite [redacted] to put his name on event	
Call		
	MF connection	
	TMC $50k donor. Figure out strategy, triangulate w[redacted] and [redacted], might be Jewish	
5k mayb	Help w/Boston event	
5k	TMC $2k donor, Also serves as CEO of [redacted]. Has mostly contributed to Democrat candidates at the $2k level, gave $2600 to Gabe Gomez in 2013.	
	TMC $2k donor, would like to be a NSA (?)	
	TMC $30k donor	
	TMC $1k donor, look up donor history	
	TMC $13k donor	

[redacted]

[redacted]	aarogers@gmail.com, arogers@harbourvest.com	$50k	2/15/2015: PLEDGED $50K TO BE GIVEN IN Q1 2016. HBS grad in Hong Kong. Eric might join up with Eric when he's over there. also will call all the people at [redacted] 20k TMC donor - ask for $50k-100k and could come in during 6-8 weeks. will want to be in the first club, would want to have a plan presented with a strategy. this is where you plugged in.	*PER EG (2/15/15): [redacted] would like to invest $50K in GFM. (he'll pledge now and likely send the investment in Q1 2016. He'll also likely -*
			MF connection	
		Put	Can put together a Goldman list, Eric call [redacted]	
			$65k TMC donor (includes some money raised through the Lombardi event). Possible ask. Call first, ask [redacted] /etc if they can give. Could be a great relationship if managed effectively. Would give to a PAC or IE. Determine legal giving options for [redacted]	
		Host event	$10k TMC donor, Connector to Sheldon Adelson (Mason Fink connector to Adelson as well). [redacted] could send Sheldon a note on behalf of EG. [redacted] o runs [redacted] run by [redacted] and might be a link to Sheldon as well. Prior to outreach Eric needs to place a call to [redacted] on approaching [redacted] - call [redacted] first and then [redacted] Charles and wife [redacted] will host event in NY for Eric. Key to having successful NY event. Can connect with FL donors as well. ***RELATED:*** [redacted]	
		$5k		
			TMC $5050 donor. Go through donor history.	

[redacted]

$100k Financ e Comm ittee, Host Event	[redacted] has offered to play a major role in our fundraising efforts. It would be helpful to him if we could get him a short brief on the rules governing MO fundraising. TMC $5k donor. Finance Committee member, would do $100k via event in NJ. [redacted] - 2013). Gave $3800 to Chris Christie in 2013, $3400 to Christie in 2009. Gave to a number of Congressional candidates in NJ. Only gives to R's. Told EG he wanted to get him in front of [redacted] on his next trip to DC [redacted] is in VA). EG send him a note after mtg with [redacted] on 2/3.	
	[redacted] is connector	
	TMC $2750 donor. Ask for $500, could probably go back to multiple times	
	[redacted] is connector	
	[redacted] is head of [redacted] for Goldman Sachs. Exploratory $5k call ask, also a $50k ask of $25k and $25k	
	TMC $2300, Call ask for $500, ask for $3k and maybe another $3k, event in NYC	
$5k	TMC $5k donor.	
	[redacted] is connector	
	Help us with [redacted]	
$10k	Call ask for $10k, could bring people together in NYC if we wanted him to. 2014: Max contributions to Tom Cotton ($5200) and Mitch McConnell ($2600), and Elise Stefanik	
	[redacted] is connector	
	[redacted] is connector	
	Could set up a dinner	

[redacted]

	Invite, phone call and e-mail now. TMC $113k donor, very capable of doing a lot, did $5k to Mitt Romney in 2012 and $4k to Romney Victory PAC in 2012.	
	Personal investment,bring Bush supporters to NY event	
	Multiple Angles, meet with Angela Meyers	
	Ask	
	Co-Head, Investment Banking Division, ask what he can do	

[redacted]

	Met at Manhattan Institute event, EG sent e-mail on 3/2 asking for contribution, MH follow up	
	Gave $245k to Bill [redacted] brother and 2002 R [redacted] varied amounts to NJ Republican Party and maxed to New Jersey Congressman	
	$1k TMC donor, ask for a donation, look up political history	
	$12,700 TMC donor, ask to make an investment, tied into Paul Singer network, ask for $50k	

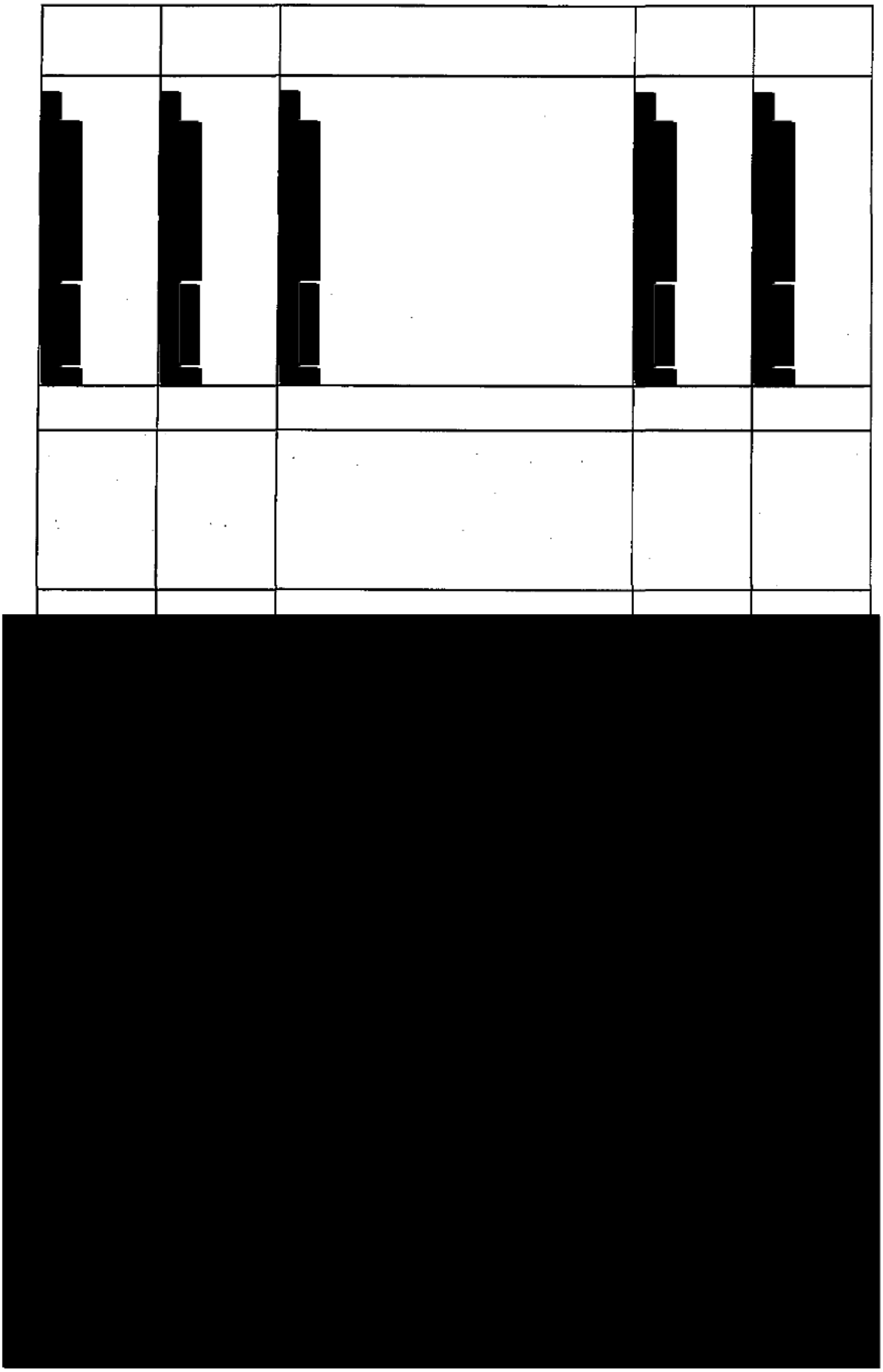

[redacted]

			[redacted] Chairman of the Board of Trustees for [redacted]. Huge GOP supporter – Military connection. [redacted] contact, [redacted] (o) 702.304.1414, Slanker@NovemberInc.com	
			Host	Call to [redacted]
				TMC $2k donor. Ask Krystal and Lindsay
				Very loopy
				Keep in touch, can make connections
			$5k, host event in San	Palo Alto, Venture Capitalist, call [redacted], could be a $100k donor

[redacted]								$10k/event in LA	Son-in-Law. Chairman of A Inc., a private investment firm and family office. Mr. oversees the firm's investment, operating, sports, real estate and media businesses. Mr. is the Owner and Chairman of and is active on the Board of Governors. Call in Phase I and see how much he can put together. Ask how we should coordinate the event. at is philanthropic advisor to family. Eric needs to put call into her before he calls *RELATED:*
Monu	Joseph	Donor/Connector	LA	[redacted]	Managing Partner	(949) 383-2860	mjoseph@emcrest.com	$15k, event in LA	Friends with , can help with and his wife (Ask for advice on how to call ask Monu and to put together a "get to know you" event ,Monu also has connection with
[redacted]						) 526-1028	[redacted]	$500	Hedge fund in LA, $500 w/out hesitation

COMMITED TO RAISING $250k, and sending $25k in Q1 2015

[redacted]

[redacted]	[redacted]	$5k, host event	TMC $3500, $5k in first phase, maybe additional $5k-10k in phase II, bundler, could ask 10 people at $5k each for a total of $50k	
[redacted]	[redacted]			COMMITTED TO $50K on
[redacted]	[redacted] m, [redacted]	$5k	TMC $40k donor, ask for $10k, capable of doing a lot more, triangulate [redacted], friends with [redacted] ask [redacted] to set up, ask for $5k in exploratory	
[redacted]	[redacted]		MF connection to Romney, [redacted] manages Mitt's $$$	
[redacted]	[redacted]		[redacted] is connector	
[redacted]	[redacted]		[redacted] host, ask to do Funder for Eric in DC. Did $1200 to TMC	
[redacted]	[redacted]	$5k	Good for DC political fundraising	
[redacted]	[redacted] .com	$5k	TMC $6500 donor. Ask is for $5k, check political giving history	
[redacted]	[redacted]		[redacted] is connector. Ask [redacted] to connect when EG is in DC next.	
[redacted]	[redacted]		TMC $1k Donor. Former military guy, plenty of money	
[redacted]	[redacted]			
[redacted]	[redacted]			
[redacted]	[redacted]			
[redacted]	[redacted]		[redacted] is connector.	
[redacted]	[redacted]			
[redacted]	[redacted]	together STL event	Help by having his dad setup a dinner	

[redacted]	[redacted]	CHI event	RELATED; ALSO IN LA.	
[redacted]	[redacted]	?	[redacted] or his wife are allowed to give he could give $1-$2k. Also connected to Ted Cruz's wife.	
[redacted]	[redacted]		Look-up - NOT IN SALESFORCE	
[redacted]	[redacted]		Can connect us with FL donors	
[redacted]	[redacted]		?	
[redacted]	[redacted]		Call [redacted] and say he's running, ask about [redacted] (Today Show)	
[redacted]				
[redacted]	[redacted]		Capable of doing quite a bit, could possibly be helpful in Texas	
[redacted]	[redacted]		?	
[redacted]	[redacted]		TMC $1600 donor. Would probably do $100 check and $100 from family	
[redacted]	[redacted]	$5k	TMC $5k donor. Former [redacted] Executive, splits time b/w Indiana and Mississippi, think he will write a check, ask is for a $5k	
[redacted]	[redacted]		TMC $1k donor. Written books on philanthropy, ask for $$, and ask who else we can ask in Missouri	
[redacted]				
[redacted]	[redacted]	#####	TMC $1k donor. Parkway Graduate, letter from Eric to her, invitation for a call, ask for $2500	

[redacted]

	TMC $1200. Very conservative, on White House Fellows Committee	
	Look up	
	Navy SEAL, contribution of $1000, also ask his parents for Eric	
	TMC $100,000, would be interested in a metrics-driven campaign	
$500	TMC $2300 donor.	
	?	
	Married to [redacted]	
######	TMC $3k donor. (ASK EG: Which [redacted] kibo group or mana nutrition?)	
	Help set up appearance at NYC Monday donor group mtg ("[redacted] Factor Monday Mtg")	
[redacted]		
	Ask about. Wealthy black family.	
	Sheena's Grandparents	
	Democrat, but will invest in Eric.	
$50k	White House Fellows Committee, ask is for $50k, conservative radio host	
	Eric e-mailed on 3/3	

[redacted]

[redacted]		
	COMMITTED TO SENDING CONTRIBUTION ON FEB 26 - [redacted] would like to donate to GFM. Please send him the appropriate information. [redacted] is also going to let a few friends and colleagues know about me, and later in April or May he is going to ask a few other folks to support us as well. So please stay in touch with him over the next few months.	
	Added to prospecting list per EG - March	

Missouri Ethics Commission
COMMITTEE DISCLOSURE REPORT COVER PAGE

M.E.C. ID NO. C151053

INSTRUCTIONS ON REVERSE SIDE

1. DATE OF REPORT	OFFICE USE ONLY
4/28/2017	

2. FULL NAME OF COMMITTEE
GREITENS FOR MISSOURI

3. COMMITTEE MAILING ADDRESS
4579 LACLEDE AVE #138

CITY / STATE / ZIP
ST LOUIS MO 63108

4. COMMITTEE TELEPHONE NUMBER
(314) 899-0288

5. TREASURER'S NAME
JEFF STUERMAN

6. TREASURER'S MAILING ADDRESS
4579 LACLEDE AVE #138

CITY / STATE / ZIP
ST LOUIS MO 63108

7. TREASURER'S TELEPHONE NUMBER
HOME: (636) 300-3200
WORK: (314) 899-0288

8. DEPUTY TREASURER'S NAME ☐ CHECK IF NO DEPUTY TREASURER
CHRIS BOBAK

9. DEPUTY TREASURER'S MAILING ADDRESS
4579 LACLEDE AVE #138 ST LOUIS MO 63108

CITY / STATE / ZIP

10. DEPUTY TREASURER'S TELEPHONE NUMBER
HOME: (314) 915-0101
WORK: (314) 899-0288

11. DATE OF ELECTION
8/2/2016

12. TYPE OF ELECTION (CHECK ONE)
◉ PRIMARY ○ GENERAL ○ SPECIAL

13. TIME PERIOD COVERED BY THIS STATEMENT
FROM 2/18/2015 THROUGH 3/31/2015

14. CANDIDATE COMMITTEES ONLY: LIST CANDIDATE'S NAME, ADDRESS, PHONE, OFFICE SOUGHT, POLITICAL SUBDIVISION AND POLITICAL PARTY

ERIC GREITENS
4522 MARYLAND AVE
ST LOUIS MO 63108
(314) 899-0288
GOVERNOR

☐ CHECK IF INCUMBENT

☑ REPUBLICAN ☐ DEMOCRAT ☐ _____

15. TYPE OF REPORT

☐ 15 DAYS AFTER CAUCUS NOMINATION
☑ COMMITTEE QUARTERLY REPORT
☐ Jan 15 ☑ Apr 15 ☐ Jul 15 ☐ Oct 15
☐ 8 DAYS BEFORE
☐ 30 DAYS AFTER ELECTION
☐ TERMINATION (ATTACH FORM CO-3)
☐ SEMIANNUAL DEBT REPORT
☐ Jan 15 ☐ Jul 15
☐ ANNUAL SUPPLEMENTAL, JAN 15
☐ 15 DAYS AFTER PETITION DEADLINE
☐ OTHER
☑ AMENDING PREVIOUS REPORT DATED
April 13, 2015

16. COMMITTEE TREASURER'S SIGNATURE

I CERTIFY THAT THIS REPORT, COMPRISED OF THIS COVER PAGE AND ALL ATTACHED FORMS, IS COMPLETE, TRUE AND ACCURATE.

ELECTRONICALLY FILED Apr 28 2017 12:42PM
TREASURER'S SIGNATURE

17. CANDIDATE'S SIGNATURE (CANDIDATE COMMITTEES ONLY)

I CERTIFY THAT THIS REPORT, COMPRISED OF THIS COVER PAGE AND ALL ATTACHED FORMS, IS COMPLETE, TRUE AND ACCURATE.

ELECTRONICALLY FILED Apr 28 2017 12:42PM
CANDIDATE'S SIGNATURE

MO 300-1310 (10-06)

EXHIBIT 10 Cover Page

MISSOURI ETHICS COMMISSION
EXPLANATION FOR AMENDED REPORT

MEC ID #: C151053

OFFICE USE ONLY

This form is to be used when amending a previously filed Campaign Finance Disclosure Report.

1. Name of Committee	2. Date of Report
GREITENS FOR MISSOURI	4/28/2017

3. Type and Date of Previously Filed Report

04/28/2017 AMENDED April Quarterly Report

4. Reason for Amendment

Per Agreement with Missouri Ethics Commission, Case No. 16-0107-1

5. Amendment Detail

Itemized Contributions Received
Added-Danny Laub

Missouri Ethics Commission
REPORT SUMMARY
Instructions on Reverse Side

Name of Committee	Date of Report	Office Use Only
GREITENS FOR MISSOURI	4/28/2017	

Receipts	A. This Period	B. This Calendar Yr or Election Cycle
1. Total Receipts For This Election Previously Reported		$ 0.00
2. All Monetary Contributions Received This Period	$ 479,689.00	
3. All Loans Received This Period	+ 0.00	
4. Miscellaneous Receipts This Period	+ 0.00	
5. **Subtotal** Monetary Receipts This Period (Sum 2A + 3A + 4A)	$ 479,689.00	
6. In-kind Contributions Received This Period	+ 600.00	
7. **Total** All Receipts This Period (Sum 5A + 6A)	$ 480,289.00	
8. **Total All Receipts This Election** (Sum 1B + 7A)		$ 480,289.00

Expenditures	A. This Period	B. This Calendar Yr or Election Cycle
9. Total Expenditures for this election previously reported		$ 0.00
10. Expenditures made by cash or check this period	$ 23,600.77	
11. In-Kind Expenditures made this period	+ 0.00	
12. Expenditures incurred this period (not including loans) including payments made by credit card (line 17 CD3)	+ 4,189.17	
13. **Total** All expenditures made this period (Sum 10A + 11A + 12A) Including payments made by Credit Card (line 17 CD3)	$ 27,789.94	
14. **Total Expenditures This Election** (Sum 9B + 13A)		$ 27,789.94

Contributions Made	A. This Period	B. This Calendar Yr or Election Cycle
15. Total Contributions Made For This Election Previously Reported		$ 0.00
16. All Contributions Made This Period (25A or 25B of CD3) A	0.00	⇦ Cash/Check
16. All Contributions Made This Period (25A or 25B of CD3) B	0.00	⇦ Credit Card
17. All In-Kind Contributions Made This Period	+ 0.00	
18. **Total** Contributions Made This Period (Sum 16A + 17A)	$ 0.00	
19. **Total All Contributions Made This Election** (Sum 15B + 18A)		$ 0.00

Other Disbursements	A. This Period	B. This Calendar Yr or Election Cycle
20. Funds Used For Paying Loans This Period Including Credit Card Payments	+ 0.00	
21. Payments This Period on Prev Reported Expend Incurred (Paid by Cash/Check Only)	+ 0.00	
22. Any Miscellaneous Disbursement Not Reported Elsewhere	+ 0.00	
23. Total Other Disbursements This Period (Sum 20A + 21A + 22A)	$ 0.00	

Statement of Beginning and Ending Financial Condition

Money On Hand

24. Money On Hand at the beginning of this reporting period (Including funds in depository, cash, savings accounts and all other investments)	$ 0.00
25. Monetary Receipts this Period (From Item 5 - this page)	+ 479,689.00
26. Monetary Disbursements Made This Period (Sum 10 + 16A + 23) a) Disbursements By Check $ 23,600.77 b) Disbursements By Cash $ 0.00	- 23,600.77
27. Money On Hand at the close of this reporting period (SUM 24 + 25 - 26)	$ 456,088.23

Indebtedness

28. Outstanding Indebtedness at the beginning of this period	$ 0.00
29. Loans Received This Period	+ 0.00
30. A. New Expenditures Incurred This Period (include payments by Credit Card (Line 17 CD3)	+ 4,189.17
B. New Contributions Made by Credit Card (Line 25B CD3)	+ 0.00
31. Payments Made on Loans This Period	- 0.00
32. Debt Forgiven on Loans This Period	- 0.00
33. Payments Made This Period on Expenditures Incurred in Previous Period (Paid by Cash/Check Only) (Line 21 this page)	- 0.00
34. Total Indebtedness at the Close of This Reporting Period (Sum 28 + 29 + 30A + 30B - 31 - 32 - 33)	$ 4,189.17

MISSOURI ETHICS COMMISSION

CONTRIBUTIONS AND LOANS RECEIVED

INSTRUCTIONS ON REVERSE SIDE

OFFICE USE ONLY

1. NAME OF COMMITTEE	2. REPORT DATE
GREITENS FOR MISSOURI	4/28/2017

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: ADDRESS: CITY / STATE: View Supplemental Form(s) EMPLOYER: ☐ COMMITTEE:	$	$ ☐ MONETARY ☐ IN-KIND
NAME: ADDRESS: CITY / STATE: EMPLOYER: ☐ COMMITTEE:	$	$ ☐ MONETARY ☐ IN-KIND
NAME: ADDRESS: CITY / STATE: EMPLOYER: ☐ COMMITTEE:	$	$ ☐ MONETARY ☐ IN-KIND
NAME: ADDRESS: CITY / STATE: EMPLOYER: ☐ COMMITTEE:	$	$ ☐ MONETARY ☐ IN-KIND
NAME: ADDRESS: CITY / STATE: EMPLOYER: ☐ COMMITTEE:	$	$ ☐ MONETARY ☐ IN-KIND

6. SUBTOTAL: ITEMIZED CONTRIBUTIONS THIS PAGE (SUM COLUMN 5)	$ 0.00
7. SUBTOTAL: ITEMIZED CONTRIBUTIONS ANY ATTACHED PAGES	+ $ 480,289.00
8. TOTAL: ITEMIZED CONTRIBUTIONS THIS PERIOD (SUM 6 + 7)	$ 480,289.00
9. AMOUNT OF ITEM 8 THAT WAS RECEIVED AS **MONETARY** CONTRIBUTIONS	$ 479,689.00
10. AMOUNT OF ITEM 8 THAT WAS RECEIVED AS **IN-KIND** CONTRIBUTIONS	$ 600.00

B. NON-ITEMIZED CONTRIBUTIONS RECEIVED (LIST BY CATEGORY, NOT BY INDIVIDUAL CONTRIBUTIONS)	AMOUNT RECEIVED
11. TOTAL CONTRIBUTIONS RECEIVED AT FUND-RAISERS AS REPORTED INLINE 8 ON FORM CD1A	$ 0.00
12. TOTAL ANONYMOUS CONTRIBUTIONS RECEIVED FROM PERSON GIVING $25 OR LESS	$ 0.00
13. TOTAL MONETARY CONTRIBUTIONS RECEIVED FROM PERSONS GIVING $100 OR LESS	$ 0.00
14. TOTAL IN-KIND CONTRIBUTIONS RECEIVED FROM PERSONS (NOT COMMITTEES) GIVING $100 OR LESS	$ 0.00

C. LOANS RECEIVED 15. NAME AND ADDRESS OF LENDER	16. DATE RECEIVED	17. AMOUNT OF LOAN (IF MORE THAN $100 ATTACH CD-1B)
NAME: ADDRESS: CITY / STATE:		$
NAME: ADDRESS: CITY / STATE:		$

18. SUBTOTAL: LOANS THIS PAGE (SUM COLUMN 17)	$ 0.00
19. SUBTOTAL: LOANS FROM ANY ATTACHED PAGES	$ 0.00
20. TOTAL: LOANS THIS PERIOD (SUM 18 + 19)	$ 0.00
21. TOTAL: ALL IN-KIND CONTRIBUTIONS (SUM 10 + 14)	$ 600.00
22. TOTAL: ALL MONETARY CONTRIBUTIONS (SUM 9, 11, 12 & 13)	$ 479,689.00
23. MONETARY CONTRIBUTIONS & LOANS RECEIVED REQUIRING A RECORD OF NAME & ADDRESS (SUM 9, 13 & 20)	$ 479,689.00

MISSOURI ETHICS COMMISSION
CONTRIBUTIONS RECEIVED - SUPPLEMENTAL

OFFICE USE ONLY

NAME OF COMMITTEE	DATE
GREITENS FOR MISSOURI	4/28/2017

INSTRUCTIONS

PURPOSE: The purpose of the Contributions Received supplement is to provide a printed outline for attaching additional pages to Form CD1 (Contributions Received). This form should be used as additional space for reporting persons contributing more than $100 and for committee contributions. This form may be reproduced as needed.

Total all itemized contributions at the bottom of the page and carry to item 7 (Subtotal: Itemized Contributions From Any Attached Pages) on Form CD-1.

If further information is needed concerning reporting itemized expenditures, see Form CD-1 Instructions.

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: ADDRESS: August Busch III CITY / STATE: 1 Mid Rivers Mall Dr. St. Louis MO 63376 EMPLOYER: Retired ☐ COMMITTEE:	3/5/2015 $ 50,000.00	$ 50,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Greggory Favre CITY / STATE: 6494 Scanlan Ave. St. Louis MO 63139 EMPLOYER: St. Louis Fire Department -- Fire Captain ☐ COMMITTEE:	3/9/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Ralph Coti CITY / STATE: 120 E 61ST Street New York NY 10065 EMPLOYER: Coti & Sugrue -- Attorney ☐ COMMITTEE:	3/9/2015 $ 249.00	$ 249.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Monu Joseph CITY / STATE: 1218 Coronado Dr. Laguna Beach CA 92651 EMPLOYER: Fund Manager ☐ COMMITTEE:	3/9/2015 $ 15,000.00	$ 15,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Gray Arch Income Property CITY / STATE: 1218 Coronado Dr. EMPLOYER: Laguna Beach CA 92651 ☐ COMMITTEE:	3/9/2015 $ 10,000.00	$ 10,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Robert Lee Reffkin CITY / STATE: 100 Jane Street New York NY 10014 EMPLOYER: Compass -- Founder & CEO ☐ COMMITTEE:	3/10/2015 $ 500.00	$ 500.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Eric Karlovic CITY / STATE: 477 Kassie View Court Des Peres MO 63122 EMPLOYER: HLK Agency ☐ COMMITTEE:	3/10/2015 $ 25,000.00	$ 25,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: John C. Hauck CITY / STATE: 1151 Highland Pointe Drive St. Louis MO 63131 EMPLOYER: TSI Holding Company -- General Manager ☐ COMMITTEE:	3/11/2015 $ 100,000.00	$ 100,000.00 ☑ MONETARY ☐ IN-KIND

TOTAL: ITEMIZED CONTRIBUTIONS --

(CARRY TO ITEM 7 "SUBTOTAL: ITEMIZED CONTRIBUTIONS FROM ANY ATTACHED PAGES" ON FORM CD-1)

MISSOURI ETHICS COMMISSION
CONTRIBUTIONS RECEIVED - SUPPLEMENTAL

OFFICE USE ONLY

NAME OF COMMITTEE	DATE
GREITENS FOR MISSOURI	4/28/2017

INSTRUCTIONS

PURPOSE: The purpose of the Contributions Received supplement is to provide a printed outline for attaching additional pages to Form CD1 (Contributions Received). This form should be used as additional space for reporting persons contributing more than $100 and for committee contributions. This form may be reproduced as needed.

Total all itemized contributions at the bottom of the page and carry to item 7 (Subtotal: Itemized Contributions From Any Attached Pages) on Form CD-1.

If further information is needed concerning reporting itemized expenditures, see Form CD-1 Instructions.

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: ADDRESS: Eric & Sheena Greitens CITY / STATE: 4522 Maryland Ave St. Louis MO 63108 EMPLOYER: The Greitens Group -- CEO ☐ COMMITTEE:	2/24/2015 $ 50,000.00	$ 50,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Jeff & Susan Stuerman CITY / STATE: 950 Weatherstone St. Charles MO 63304 EMPLOYER: Stuerman & Company LLC -- President ☐ COMMITTEE:	2/25/2015 $ 25,000.00	$ 25,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Mark & Paula Bobak CITY / STATE: 15 Cricklewood Place St. Louis MO 63131 EMPLOYER: Williams Venker & Sanders -- Attorney ☐ COMMITTEE:	2/25/2015 $ 25,000.00	$ 25,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Ken Harbaugh CITY / STATE: 661 W Palm Ave El Segundo CA 90245-2065 EMPLOYER: Team Rubicon -- Chief Operations Officer ☐ COMMITTEE:	3/4/2015 $ 5,001.00	$ 5,001.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Frank Kavanaugh CITY / STATE: 120 Vantis #300 Aliso Viejo CA 92656 EMPLOYER: Venture Capitalist ☐ COMMITTEE:	3/4/2015 $ 50,000.00	$ 50,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Benjamin Durham CITY / STATE: 9260 Old Bonhomme Rd. St. Louis MO 63132-4323 EMPLOYER: Retired ☐ COMMITTEE:	3/4/2015 $ 2,500.00	$ 2,500.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Sean McLaughlin CITY / STATE: 733 E Whitney Rd Anchorage AK 99501 EMPLOYER: Craig Taylor Equipment ☐ COMMITTEE:	3/4/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Scott Glabe CITY / STATE: 147 Auncient Oak Rd. Bethlehem CT 06751 EMPLOYER: Attorney ☐ COMMITTEE:	3/4/2015 $ 50.00	$ 50.00 ☑ MONETARY ☐ IN-KIND
TOTAL: ITEMIZED CONTRIBUTIONS **(CARRY TO ITEM 7 "SUBTOTAL: ITEMIZED CONTRIBUTIONS FROM ANY ATTACHED PAGES" ON FORM CD-1)**		--

MISSOURI ETHICS COMMISSION
CONTRIBUTIONS RECEIVED - SUPPLEMENTAL

OFFICE USE ONLY

NAME OF COMMITTEE	DATE
GREITENS FOR MISSOURI	4/28/2017

INSTRUCTIONS

PURPOSE: The purpose of the Contributions Received supplement is to provide a printed outline for attaching additional pages to Form CD1 (Contributions Received). This form should be used as additional space for reporting persons contributing more than $100 and for committee contributions. This form may be reproduced as needed.

Total all itemized contributions at the bottom of the page and carry to item 7 (Subtotal: Itemized Contributions From Any Attached Pages) on Form CD-1.

If further information is needed concerning reporting itemized expenditures, see Form CD-1 Instructions.

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: ADDRESS: Tim and Janet Chestnut CITY / STATE: 7209 S. South Meadows Road Spokane WA 99223 EMPLOYER: Self-Employed -- Physician ☐ COMMITTEE:	3/11/2015 $ 5,000.00	$ 5,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Tim Noonan CITY / STATE: #26 Westmoreland Place St. Louis MO 63108 EMPLOYER: Boeing ☐ COMMITTEE:	3/13/2015 $ 25,000.00	$ 25,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Paul Eisenstein CITY / STATE: 4525 N 22nd Street Phoenix AZ 85016 EMPLOYER: Leadership Search Director ☐ COMMITTEE:	3/13/2015 $ 150.00	$ 150.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Terry Scariot CITY / STATE: 116 Sunningdale Drive Georgetown KY 40324 EMPLOYER: Remington Partners ☐ COMMITTEE:	3/16/2015 $ 10,000.00	$ 10,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Kathleen Harbaugh CITY / STATE: 789 Backhaus Rd. Pipe Creek TX 78063 EMPLOYER: Triple H Equitherapy ☐ COMMITTEE:	3/19/2015 $ 5,500.00	$ 5,500.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: George H. Walker III CITY / STATE: 19 Portland Place St. Louis MO 63108 EMPLOYER: Retired Ambassador ☐ COMMITTEE:	3/23/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Gregg Berdy CITY / STATE: 12990 Manchester Road Des Peres MO 63131 EMPLOYER: Ophthalmology Associates -- Opthalmologist ☐ COMMITTEE:	3/25/2015 $ 300.00	$ 300.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Karen Meara CITY / STATE: 643 Willow Lake Court Weldon Spring MO 63304 EMPLOYER: RN / Homemaker ☐ COMMITTEE:	3/25/2015 $ 25,000.00	$ 25,000.00 ☑ MONETARY ☐ IN-KIND

TOTAL: ITEMIZED CONTRIBUTIONS --

(CARRY TO ITEM 7 "SUBTOTAL: ITEMIZED CONTRIBUTIONS FROM ANY ATTACHED PAGES" ON FORM CD-1)

MISSOURI ETHICS COMMISSION
CONTRIBUTIONS RECEIVED - SUPPLEMENTAL

OFFICE USE ONLY

NAME OF COMMITTEE	DATE
GREITENS FOR MISSOURI	4/28/2017

INSTRUCTIONS

PURPOSE: The purpose of the Contributions Received supplement is to provide a printed outline for attaching additional pages to Form CD1 (Contributions Received). This form should be used as additional space for reporting persons contributing more than $100 and for committee contributions. This form may be reproduced as needed.

Total all itemized contributions at the bottom of the page and carry to item 7 (Subtotal: Itemized Contributions From Any Attached Pages) on Form CD-1.

If further information is needed concerning reporting itemized expenditures, see Form CD-1 Instructions.

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: ADDRESS: George H. Walker III CITY / STATE: 19 Portland Place St. Louis MO 63108 EMPLOYER: Retired Ambassador ☐ COMMITTEE:	3/25/2015 $ 10,000.00	$ 9,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: William Coppel CITY / STATE: 85 Waterman Place St. Louis MO 63112 EMPLOYER: FirstClearing -- Managing Director ☐ COMMITTEE:	3/25/2015 $ 5,000.00	$ 5,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Rodney and Silvette Bullard CITY / STATE: 592 Kenion Forest Way Lilburn GA 30047 EMPLOYER: Chick-fil-a -- VP ☐ COMMITTEE:	3/26/2015 $ 5,001.00	$ 5,001.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Marsha Koski CITY / STATE: 49 Stoneyside Lane Olivette MO 63132 EMPLOYER: Requested -- Requested ☐ COMMITTEE:	3/27/2015 $ 25.00	$ 25.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: A. Robert Greitens CITY / STATE: 13320 Windbrooke Lane St Louis MO 63146 EMPLOYER: Retired ☐ COMMITTEE:	3/27/2015 $ 25.00	$ 25.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Rebecca Greitens CITY / STATE: 13320 Windbrooke Lane St Louis MO 63146 EMPLOYER: Retired ☐ COMMITTEE:	3/27/2015 $ 25.00	$ 25.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Keith Pellegrini CITY / STATE: 11702 Tumbrel Court Fairfax VA 22030 EMPLOYER: DOD -- U.S. Army ☐ COMMITTEE:	3/31/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: ADDRESS: Terry Franc CITY / STATE: 19 Briar Cliff Drive St Louis MO 63124 EMPLOYER: Self-Employed -- Contractor ☐ COMMITTEE:	3/31/2015 $ 5,000.00	$ 5,000.00 ☑ MONETARY ☐ IN-KIND

TOTAL: ITEMIZED CONTRIBUTIONS --

(CARRY TO ITEM 7 "SUBTOTAL: ITEMIZED CONTRIBUTIONS FROM ANY ATTACHED PAGES" ON FORM CD-1)

MISSOURI ETHICS COMMISSION
CONTRIBUTIONS RECEIVED - SUPPLEMENTAL

OFFICE USE ONLY

NAME OF COMMITTEE	DATE
GREITENS FOR MISSOURI	4/28/2017

INSTRUCTIONS

PURPOSE: The purpose of the Contributions Received supplement is to provide a printed outline for attaching additional pages to Form CD1 (Contributions Received). This form should be used as additional space for reporting persons contributing more than $100 and for committee contributions. This form may be reproduced as needed.

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If further information is needed concerning reporting itemized expenditures, see Form CD-1 Instructions.

A. ITEMIZED CONTRIBUTIONS RECEIVED FROM COMMITTEES REGARDLESS OF THE AMOUNT, OR FROM PERSONS GIVING MORE THAN $100 TO A COMMITTEE. 3. NAME, ADDRESS AND OCCUPATION (LIST COMMITTEES FIRST)	4. DATE RECEIVED AGGREGATE TO DATE	5. AMOUNT RECEIVED (CHECK IF MONETARY OR IN-KIND)
NAME: John Crowley ADDRESS: 15 Leonard Court CITY / STATE: Princeton NJ 8540 EMPLOYER: AMICUS Therapeutics -- CEO ☐ COMMITTEE:	3/31/2015 $ 10,000.00	$ 10,000.00 ☑ MONETARY ☐ IN-KIND
NAME: Tom Borda ADDRESS: 1145 W Lill Avenue CITY / STATE: Chicago IL 60614 EMPLOYER: Competitor Group -- Marketing/Sales ☐ COMMITTEE:	3/31/2015 $ 100.00	$ 100.00 ☑ MONETARY ☐ IN-KIND
NAME: Mason Fink ADDRESS: 704 E Maple Ave CITY / STATE: Orange CA 92866 EMPLOYER: Self -- Consultant ☐ COMMITTEE:	3/31/2015 $ 10,000.00	$ 10,000.00 ☑ MONETARY ☐ IN-KIND
NAME: Sally Coleman ADDRESS: 15111 Isleview Dr CITY / STATE: Chesterfield MO 63017 EMPLOYER: Requested -- Requested ☐ COMMITTEE:	3/31/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: Nancy Martin ADDRESS: 7122 Northmoor Drive CITY / STATE: St Louis MO 63105 EMPLOYER: Homemaker ☐ COMMITTEE:	3/31/2015 $ 1,000.00	$ 1,000.00 ☑ MONETARY ☐ IN-KIND
NAME: Paul Turkeltaub ADDRESS: 9112 Fall River Lane CITY / STATE: Potomac MD 20854 EMPLOYER: Retired -- Retired ☐ COMMITTEE:	3/31/2015 $ 100.00	$ 100.00 ☑ MONETARY ☐ IN-KIND
NAME: Michael Martinich-Sauer ADDRESS: 1225 Claytonia Terrace CITY / STATE: Richmond Heights MO 63117 EMPLOYER: Clark & Sauer, LLC -- Attorney ☐ COMMITTEE:	3/31/2015 $ 163.00	$ 163.00 ☑ MONETARY ☐ IN-KIND
NAME: Danny Laub ADDRESS: 6621 Wise Ave CITY / STATE: St Louis MO 63139 EMPLOYER: Greitens for Missouri -- Campaign Manager ☐ COMMITTEE:	3/1/2015 $ 600.00	$ 600.00 ☐ MONETARY ☑ IN-KIND

TOTAL: ITEMIZED CONTRIBUTIONS --

(CARRY TO ITEM 7 "SUBTOTAL: ITEMIZED CONTRIBUTIONS FROM ANY ATTACHED PAGES" ON FORM CD-1)

MISSOURI ETHICS COMMISSION
EXPENDITURES AND CONTRIBUTIONS MADE
Instructions on Reverse Side

Office Use Only

1. Name of Committee	2. Report Date
GREITENS FOR MISSOURI	4/28/2017

A. Expenditures of $100 or Less by Category
(List Payments to Campaign Workers in Section B Below)

3. Category of Expenditure	4. Amount Paid or Incurred This Period
5. Subtotal: Non-Itemized Expenditures This Page (Sum Column 4)	$ 0.00
6. Subtotal: Non-Itemized Expenditures Any Attached Pages	+ 0.00
7. Total: Non-Itemized Expenditures This Period (Sum 5 + 6)	$ 0.00

B. Itemized Expenditures All Over $100
And All Payments To Campaign Workers

8. Name and Address of Recipient	9. Date	10. Purpose - (If Payment was to a Campaign Worker, Show Aggregate Paid)	11. Amount This Period
Name: Address: City / State:			$ ☐ Paid ☐ Incurred
Name: Address: View Supplemental Form(s) City / State:			$ ☐ Paid ☐ Incurred
Name: Address: City / State:			$ ☐ Paid ☐ Incurred
12. Subtotal: This Page (Sum Column 11)			$ 0.00
13. Subtotal: Any Attached Pages			+ 27,789.94
14. Total: Itemized Expenditures This Period (Sum 12 + 13)			$ 27,789.94
15. Total: Monetary Expenditures This Period (Sum 7 + 14)			$ 27,789.94
16. Amount of Line 15 Above which was Paid Out This Period			$ 23,600.77
17. Amount of Line 15 Which Were Expenditures Incurred This Period Including Payments Made by Credit Cards			$ 4,189.17
18. If Committee Made Any In-Kind Expenditures This Period, List Amount			$ 0.00
19. Funds Used For Paying Loans/Credit Cards This Period (Attach Form CD1B - amount goes to Line 5 / Part II)			$ 0.00

C. Contributions Made (Regardless of Amount)

20. Name and Address of Candidate or Committee	21. Date	22. Amount
Name: Address: City / State:		$ ☐ Monetary ☐ In-Kind
Name: Address: City / State:		$ ☐ Monetary ☐ In-Kind
Name: Address: City / State:		$ ☐ Monetary ☐ In-Kind
23. Subtotal: This Page (Sum Column 22)		$ 0.00
24. Subtotal: Any Attached Pages		$ 0.00
25. Total: Monetary Contributions Made This Period	A. By Cash / Check	$ 0.00
	B. By Credit Card	$ 0.00
26. If Committee Made Any Loans This Period, List Amount		$
27. Total: All Monetary Contributions and Loans Made This Period (Sum 25 + 26)		$ 0.00
28. Total: In-Kind Contributions Made This Period, List Amount		$ 0.00

MISSOURI ETHICS COMMISSION

ITEMIZED EXPENDITURES OVER $100 SUPPLEMENTAL FORM

OFFICE USE ONLY

NAME OF COMMITTEE: GREITENS FOR MISSOURI

REPORT DATE: 4/28/2017

ITEMIZED EXPENDITURES ALL OVER $100 AND ALL PAYMENTS TO CAMPAIGN WORKERS NAME AND ADDRESS OF RECIPIENT	DATE	PURPOSE - (IF PAYMENT WAS TO A CAMPAIGN WORKER, SHOW AGGREGATE PAID)	AMOUNT THIS PERIOD
NAME: Deluxe Business Systems ADDRESS: P.O. Box 64468 CITY / STATE: St. Paul MN 55164	2/18/2015	Checks $	$ 125.63 ☑ PAID ☐ INCURRED
NAME: St. Louis Office Furniture ADDRESS: 419 East Gano CITY / STATE: St. Louis MO 63147	3/2/2015	Office Furniture $ 2,631.20	$ 2,631.20 ☑ PAID ☐ INCURRED
NAME: Mental Health Associates PC ADDRESS: 14 Hortense Place CITY / STATE: St. Louis MO 63108	3/4/2015	Rent $	$ 3,800.00 ☑ PAID ☐ INCURRED
NAME: Daniel Laub ADDRESS: 6621 Wise Avenue CITY / STATE: St. Louis MO 63139	3/4/2015	Campaign Worker $ 6,509.82	$ 5,000.00 ☑ PAID ☐ INCURRED
NAME: OfficeMax ADDRESS: Office Max #1159 154 THF Boulevard CITY / STATE: Chesterfield MO 63005	3/5/2015	Office Supplies $ 461.37	$ 461.37 ☑ PAID ☐ INCURRED
NAME: Best Buy ADDRESS: Best Buy #143 178 THF Boulevard CITY / STATE: Chesterfield MO 63005	3/5/2015	Office Equipment $ 892.80	$ 892.80 ☑ PAID ☐ INCURRED
NAME: Best Buy ADDRESS: Best Buy #143 178 THF Boulevard CITY / STATE: Chesterfield MO 63005	3/5/2015	Office Equipment $ 1,044.66	$ 151.86 ☑ PAID ☐ INCURRED
NAME: Michael Hafner ADDRESS: 1001 Raritan Apt 304 CITY / STATE: St. Louis MO 63119	3/5/2015	Campaign Worker $ 4,000.00	$ 4,000.00 ☑ PAID ☐ INCURRED
NAME: City of St. Louis ADDRESS: City Hall 1200 Market St CITY / STATE: St. Louis MO 63103	3/6/2015	Permit fees $	$ 160.00 ☑ PAID ☐ INCURRED
NAME: Carrollton Bank ADDRESS: 7911 Forsyth Blvd CITY / STATE: Clayton MO 63105	3/9/2015	Incoming wire fees $ 40.00	$ 40.00 ☑ PAID ☐ INCURRED
NAME: American Airlines ADDRESS: 4333 Amon Carter Blvd CITY / STATE: Ft. Worth TX 76155	3/10/2015	Air Travel $	$ 629.70 ☑ PAID ☐ INCURRED
NAME: Left Bank Books ADDRESS: 399 N Euclid CITY / STATE: St. Louis MO 63108	3/10/2015	Publications $	$ 2,994.24 ☑ PAID ☐ INCURRED
NAME: HOTELS.COM ADDRESS: 10440 North Central Expressway CITY / STATE: Dallas TX 75231	3/12/2015	Travel Accomodations $ 299.11	$ 299.11 ☑ PAID ☐ INCURRED
NAME: Michael Hafner ADDRESS: 1001 Raritan Apt 304 CITY / STATE: St. Louis MO 63119	3/23/2015	Reimburse Travel - see addendum $	$ 806.71 ☑ PAID ☐ INCURRED
NAME: Michael Hafner ADDRESS: 1001 Raritan Apt 304 CITY / STATE: St. Louis MO 63119	3/23/2015	Campaign Worker $ 8,806.71	$ 4,000.00 ☑ PAID ☐ INCURRED
TOTAL: ITEMIZED EXPENDITURES ALL OVER $100 AND ALL PAYMENTS TO CAMPAIGN WORKERS (CARRY TO ITEM 13. "SUBTOTAL: ANY ATTACHED PAGES" ON FORM CD-3)			$ --

MISSOURI ETHICS COMMISSION

ITEMIZED EXPENDITURES OVER $100 SUPPLEMENTAL FORM

OFFICE USE ONLY

NAME OF COMMITTEE	REPORT DATE
GREITENS FOR MISSOURI	4/28/2017

ITEMIZED EXPENDITURES ALL OVER $100 AND ALL PAYMENTS TO CAMPAIGN WORKERS NAME AND ADDRESS OF RECIPIENT	DATE	PURPOSE - (IF PAYMENT WAS TO A CAMPAIGN WORKER, SHOW AGGREGATE PAID)	AMOUNT THIS PERIOD
NAME: USPS ADDRESS: Marian Oldham Station 4021 Laclede CITY / STATE: St. Louis MO 63108	3/25/2015	Postage $	$ 2.86 ☑ PAID ☐ INCURRED
NAME: USPS ADDRESS: Marian Oldham Station 4021 Laclede CITY / STATE: St. Louis MO 63108	3/25/2015	Postage $	$ 68.97 ☑ PAID ☐ INCURRED
NAME: Office Depot ADDRESS: Office Depot #2529 4061 Lindell Blvd CITY / STATE: St. Louis MO 63108	3/25/2015	Office Supplies $ 194.29	$ 194.29 ☑ PAID ☐ INCURRED
NAME: Piyrx, Inc. ADDRESS: 144 Second Street CITY / STATE: San Francisco CA 94105	3/31/2015	Credit Card Processing $	$ 21.38 ☑ PAID ☐ INCURRED
NAME: Daniel Laub ADDRESS: 6621 Wise Ave CITY / STATE: St Louis MO 63139	3/4/2015	Reimburse Expenses - See Addendum $	$ 1,509.82 ☑ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
NAME: ADDRESS: CITY / STATE:		$	$ ☐ PAID ☐ INCURRED
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TOTAL: ITEMIZED EXPENDITURES ALL OVER $100 AND ALL PAYMENTS TO CAMPAIGN WORKERS (CARRY TO ITEM 13. "SUBTOTAL: ANY ATTACHED PAGES" ON FORM CD-3)			$ --

Missouri Ethics Commission
ADDENDUM STATEMENT

M.E.C. ID NO. C151053

INSTRUCTIONS ON REVERSE SIDE

PURPOSE: Form Addendum should be used for explanation of any additional information needed to complete an accurate filing of this report.

General Addendum:

Expenses for Daniel Laub on March 4, 2015: office supplies = 138.44; telecommunications = $274.06; Mileage = 524.23; Transportation, Lodging and Meals = 573.09

General Addendum:

Expenses for Michael Hafner on March 23, 2015: mileage = 431.25; lodging = 339.46: parking = 36.00

Filed
APR 2 8 2017
Missouri Ethics Commission

**BEFORE THE
MISSOURI ETHICS COMMISSION**

MISSOURI ETHICS COMMISSION	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. 16-0107-1
	)	
GREITENS FOR MISSOURI and ERIC GREITENS,	)	
	)	
	)	
Respondents.	)	

JOINT STIPULATION OF FACTS, WAIVER OF HEARING BEFORE THE MISSOURI ETHICS COMMISSION, AND CONSENT ORDER WITH JOINT PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW

The undersigned parties jointly stipulate to the facts and consent to the action set forth below. The undersigned Respondents, Greitens for Missouri and Eric Greitens, acknowledge that they have received and reviewed a copy of the Complaint filed by the Petitioner in this case, and the parties submit to the jurisdiction of the Missouri Ethics Commission.

The undersigned Respondents further acknowledge that they are aware of the various rights and privileges afforded them by law, including but not limited to: the right to appear and be represented by counsel; the right to have all allegations against Respondents be proven upon the record by competent and substantial evidence; the right to cross-examine any witness appearing against Respondents at a hearing; the right to present evidence on Respondents' behalf at a hearing; and the right to a decision upon the record of a hearing. Being aware of these rights provided to Respondents by law, the undersigned Respondents knowingly and voluntarily waive each and every one of these rights and freely enter into this Joint Stipulation of Facts, Waiver of

EXHIBIT
11
PENGAD 800-631-6989

Hearing Before the Missouri Ethics Commission, and Consent Order With Joint Proposed Findings of Fact and Conclusions of Law, and agree to abide by the terms of this document.

I.

Based upon the foregoing, the Petitioner and the undersigned Respondents jointly stipulate to the following and request that the Missouri Ethics Commission adopt as its own the proposed Joint Findings of Fact and the proposed Joint Conclusions of Law, as follows:

JOINT PROPOSED FINDINGS OF FACT

1. The Missouri Ethics Commission (the "Commission") is an agency of the State of Missouri established pursuant to § 105.955, RSMo, in part for the purpose of enforcing the provisions of Chapter 130, RSMo.

2. Respondent Greitens for Missouri (the "Committee") is a candidate committee under Chapter 130, RSMo.

3. Respondent Eric Greitens ("Greitens") was a candidate for Governor of Missouri in the August 2, 2016 primary election and the November 8, 2016 general election.

4. Pursuant to Section 105.961, RSMo, the Commission's staff has investigated a complaint filed with the Commission relating to activities of the Respondents and reported the investigation's findings to the Commission.

5. Based upon the report of the Commission's staff, the Commission determined that there are reasonable grounds to believe that a violation of law occurred, and it therefore voted to refer the matter to Commission counsel pursuant to Section 105.961, RSMo.

COUNT I

Failure to Report Contribution Received

6. At a date uncertain but believed by the undersigned parties to be in early 2015, the Committee received the benefit of a list of prospective donors (the "List"), for which the Committee did not pay, and which was not expressly contemplated in any contract executed by the Committee for fundraising or other services. At least one employee or agent of the Committee used the List to contact potential donors to the Committee.

7. The List had a fair market value in excess of One Hundred Dollars ($100.00).

8. No person acting as an agent of the Committee for purposes of accepting possession of the List rendered to the Committee's treasurer a detailed account thereof, as contemplated by 130.036(1), RSMo.

9. The Committee did not disclose as a contribution received, on the disclosure report that it filed for the period during which a Committee employee or agent accepted the List, the fair market value of the list.

10. On or about April 28 MS, 2017, the Committee filed an amendment of its disclosure report that was filed on April 15 MS, 2015, reporting that it received the List as an in-kind contribution, that the value of the in-kind contribution was Six Hundred MS Dollars ($600.00 MS), and that the contribution was received from Daniel Laub MS.

JOINT CONCLUSIONS OF LAW

COUNT I

Failure to Report Contribution Received

1. Section 130.041.1(3), RSMo reads in pertinent part as follows:

1. Except as provided in subsection 5 of section 130.016, the candidate, if applicable, a treasurer or deputy treasurer of every committee which is required to file a statement of organization, shall file a legibly printed or typed disclosure report of receipts and expenditures. The reports shall be filed with the appropriate officer designated in section 130.026 at the times and for the periods prescribed in section 130.046. Except as provided in sections 130.049 and 130.050, each report shall set forth:

. . . . . .

(3) Receipts for the period, including:

. . . . . .

(d) Total dollar value of all in-kind contributions received;

(e) A separate listing by name and address and employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received contributions in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution.

2. Section 130.046.1, RSMo sets out the times for filing disclosure reports for periods prior to an election.

3. Under Section 130.058, RSMo, the candidate is ultimately responsible for all reporting requirements for the candidate's committee under Chapter 130, RSMo.

4. The Commission finds there is probable cause to believe that a violation of § 130.041.1(3), RSMo occurred when the Committee failed to timely disclose the List as an in-kind contribution on the disclosure report for the period during which it was received. Respondents assert that they acted in good faith to comply with Missouri's campaign finance laws.

II.

Based on the foregoing, the parties hereto mutually agree and stipulate that the following shall constitute the order entered by the Missouri Ethics Commission in this matter. This order will be effective immediately upon the issuance of the Consent Order of the Missouri Ethics Commission without further action by any party.

1. The parties understand that the Petitioner will maintain this Joint Stipulation as an open and public record of the Missouri Ethics Commission.

2. The Commission shall issue its Consent Order in the form attached hereto as Exhibit A.

a. Respondents shall comply with all relevant sections of Chapter 130, RSMo.

b. It is order of the Missouri Ethics Commission that a fee is imposed against the Respondent Greitens for Missouri in the amount of $1,000.00 pursuant to § 105.961.4(6), RSMo. However, if Respondent pays ten percent (10%), of that fee, amounting to $100.00, within forty-five (45) days after the date of this Order, the remainder of the fee will be stayed, subject to the provisions below. The fee will be paid by check or money order made payable to the Missouri Ethics Commission.

c. If either of the Respondents commits any further violation or violations of the laws under Chapter 130, RSMo, within the two-year period from the date of this Order, then Respondents will be required to pay the remainder of the fee. The fee would be due immediately upon final adjudication finding that either of the Respondents had committed such a violation.

3. The parties consent to the entry of record and approval of this Joint Stipulation and to the termination of any further proceedings before the Commission based upon the Complaint filed by the Petitioner in the above action.

4. Respondents, together with their respective heirs, successors, and assigns, do hereby waive, release, acquit and forever discharge the Missouri Ethics Commission and its attorneys of or from any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to, a claim for attorney's fees whatsoever which Respondents or Respondents' attorney may now have or which they may hereafter have, which is based upon or arise out of the above case.

PETITIONER MISSOURI ETHICS COMMISSION

By: _____ 4-28-17
James Klahr Date
Executive Director

By: _____ 4-27-17
John S. Pletz Date
Attorney for Petitioner

RESPONDENT HON. ERIC GREITENS

By: 24 Apr 2017
Hon. Eric Greitens Date

By: Michael G. Adams April 26, 2017
Michael G. Adams Date
Attorney for Respondent

RESPONDENT GREITENS FOR MISSOURI

By: _____
Jeff Stuerman Date
Treasurer

By: _____
Michael G. Adams Date
Attorney for Respondent

RESPONDENT HON. ERIC GREITENS

By: _____
Hon. Eric Greitens Date

By: _____
Michael G. Adams Date
Attorney for Respondent

RESPONDENT GREITENS FOR MISSOURI

By: _____ 4/24/17
Jeff Stuerman Date
Treasurer

By: _____
Michael G. Adams Date
Attorney for Respondent April 26, 2017

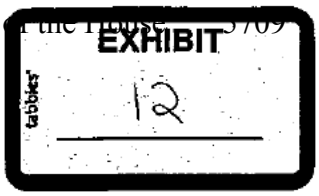

NONDISCLOSURE AGREEMENT (EMPLOYEE)

THIS NONDISCLOSURE AGREEMENT (the "**Agreement**") is entered into the month of _____ and year of _____, by and between THE CENTER FOR CITIZEN LEADERSHIP, a Missouri nonprofit corporation d/b/a THE MISSION CONTINUES (hereinafter referred to as "**TMC**"), and _____, an individual (hereinafter referred to as "**Employee**").

WHEREAS, Employee is currently employed by the Company (or desires to become an employee of the Company); and

WHEREAS, the Company desires that Employee agree not to disclose or misuse certain confidential information; and

WHEREAS, in consideration of Employee's employment (or such continued employment, as TMC shall elect to provide) with TMC, Employee is willing to make such agreements.

NOW, THEREFORE, in consideration of the above-mentioned premises, which are incorporated into this Agreement as though fully set forth at length herein, and the mutual promises and covenants of the parties, as hereinafter set forth, the parties agree as follows:

1. Definition of Confidential Information. "**Confidential Information**" means all information, tangible or intangible, which is related to the operations, plans, strategies, goals, fundraising, business, designs, and/or management of TMC or the subsidiaries and affiliates of TMC, including, but not by way of limitation, the following:

(A) personal information of any Mission Continues Fellows, and contact information for any Mission Continues Fellows;

(B) personal information of any volunteers of TMC, and contact information for any volunteers of TMC;

(C) the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors;

(D) the identities of any persons in the Salesforce database of TMC, and any personal information of any such persons, and any contact information for any such persons;

(E) personal information of any members of the Board of Advisors of TMC, and contact information for any members of the Board of Advisors of TMC;

(F) personal information of any employees, directors or officers of TMC, and contact information for any employees, directors or officers of TMC;

(G) information related to or regarding the finances of TMC (including, without limitation, financial statements, payroll information, tax returns, fundraising reports, tax exemption filings, and financial data);

(H) information related to or regarding any grant applications and/or any applications for loans, funding or investment;

(I) plans, lists, databases, marketing and sales practices, projections, trade or business secrets, identities of consultants or advisors, identities of contractors, studies, findings, correspondence and similar or dissimilar information relating to the operations or activities of TMC.

2 Non-Disclosure of Confidential Information.

A. The Employee shall keep all Confidential Information disclosed to or received by Employee in strict confidence. Employee shall not at any time during Employee's employment with TMC or at any time after termination or expiration of Employee's employment with TMC disclose any Confidential Information to any third party, in whole or in part. Without limiting the generality of the preceding sentence, the disclosure prohibited in the preceding sentence includes, without limitation, any posting, publishing, or transmission of Confidential Information on or through social media or on or through the Internet in any manner. Upon termination or expiration of Employee's employment, all Confidential Information and all other property of the Company that is in the possession or under the control of Employee shall be returned to Company, and no copies thereof shall be retained by Employee.

B. Employee shall not be liable for disclosure of Confidential Information if:

(i) TMC specifically authorizes and directs Employee, in the performance of Employee's duties, to disclose such Confidential Information; or

(ii) Employee discloses the Confidential Information pursuant to any valid and enforceable subpoena or other judicial compulsion, provided that Employee shall have first promptly notified the Company of such subpoena or judicial compulsion and given the Company opportunity to contest or enjoin such disclosure; or

(iii) such Confidential Information has become generally available to the public without breach by Employee of this Agreement.

3. Ownership of Intellectual Property Rights.

A. Employee acknowledges and agrees that all intellectual property that is developed by Employee during the time Employee is employed by TMC, and that is within the scope of Employee's employment with TMC, is the property of TMC, including but not limited to any copyrights or trade secrets. Without limiting the generality of the foregoing, the parties hereby agree that any work created by Employee in the scope of Employee's employment shall be deemed a "work made for hire" under the United States Copyright Act. TMC owns all intellectual property rights developed by Employee within the scope of Employee's employment whether developed during TMC's work hours, or at other times, whether developed at TMC's offices or at other locations, whether developed with or without use of TMC resources, and whether developed for TMC or for someone else.

B. Employee agrees to promptly execute all documents (including, without limitation, any copyright assignments or related documents) requested by TMC in order to register ownership of such intellectual property rights in the name of TMC (or in any name designated by TMC) and to otherwise implement the terms of this Agreement, and to otherwise take such actions as TMC may request in order to protect TMC's rights under this Section.

C. Unless Employee has first received the prior written consent (by email or letter) of TMC, Employee shall not use or display any portion of any such intellectual property in connection with Employee's portfolio, or Employee's website, or otherwise in any context outside of Employee's employment. TMC shall not unreasonably withhold or delay its consent for such use or display. TMC may, at any time, revoke such consent if TMC determines that such use or display is offensive, defamatory, or inappropriate.

4. Remedies. Sections 2 and 3 apply with full force and effect regardless of when, how or why the employment of Employee is terminated and regardless of the cause of such termination; and thus, for example, shall continue to apply if Employee voluntarily leaves his/her employment, if he/she is terminated with or without cause, or if the term of his/her employment expires. It is mutually agreed that the provisions of Sections 2 and 3 are reasonable and acceptable to both parties hereto. It is further mutually agreed that such provisions are necessary to protect the legitimate business interests and charitable purposes of TMC. With respect to each and every breach or violation by Employee of any or all of such provisions, TMC, in addition to all other remedies, shall be entitled to enjoin Employee from the continuance thereof and may apply to any court of competent jurisdiction for entry of a temporary restraining order or injunction. TMC and Employee acknowledge that the unauthorized disclosure by Employee of the Confidential Information or any breach or violation by Employee of the provisions of Sections 2 or 3 would cause irreparable damage to TMC and that it is difficult to ascertain the nature and extent of such irreparable damage. TMC may pursue any and all remedies concurrently or consecutively in any order as to any such breach or violation, and the pursuit of one of such remedies at any time will not be deemed an election of remedies nor waiver of the right to pursue any and all other remedies.

5. No Promise by the Company of any Minimum Term of Employment. Nothing contained in this Agreement shall be deemed to constitute any obligation of TMC to provide employment to Employee for any specific minimum period of time, or to restrict or limit in any respect any rights of termination, or remedies, which TMC might otherwise have, in the absence of this Agreement.

6. Waiver. No failure in exercising any right, power or privilege hereunder shall operate as a waiver thereof, nor shall any single or partial exercise thereof preclude any other or further exercise thereof or the exercise or any right, power, or privilege hereunder.

7. Amendments. This Agreement may not be amended or in any manner modified except by a written instrument signed by both TMC and Employee.

8. Attorneys' Fees. If TMC commences an action to enforce any of the terms of this Agreement, TMC shall be entitled to recover its reasonable attorneys' fees and costs from the Employee.

9. Effect of Unenforceability of Provision. The invalidity or unenforceability of any provision of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement, and each provision shall be enforced to the maximum extent permitted by law.

10. Controlling Law. This Agreement has been made and entered into under the laws of the State of Missouri, and said laws shall control the interpretation hereof.

11. Counterparts. This Agreement may be signed in any number of counterparts, and signature to any one counterpart shall be deemed signature to all counterparts, which when taken together shall constitute one Agreement. This instrument and any amendment hereto may be executed via facsimile or by e-mail of a PDF, with the same force and effect as "ink" signatures, and the parties agree that facsimile or PDF execution hereof shall be binding upon the parties.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date set forth above.

THE CENTER FOR CITIZEN LEADERSHIP, a Missouri nonprofit corporation d/b/a THE MISSION CONTINUES

By: _____
Paul Eisenstein, COO

Krystal Taylor
Employee Name (printed)

Krystal Taylor
Employee Signature

11-21-2012
Date

EX 89

Gmail

Michael Hafner [redacted]

Re: 911: Hank and Eric

Gregg Keller [redacted] Tue, Jun 14, 2016 at 11:47 AM
To: Mike Hafner [redacted]
Cc: David Barklage [redacted], Mark Green [redacted], Ben Hartman [redacted]

FEC complaint. ASAP.

Sent from my iPhone - please excuse typos and brevity

On Jun 14, 2016, at 11:44 AM, Mike Hafner <mike@johnforgovernor.com> wrote:

> To discuss.
>
> Sent from my iPhone
>
> Begin forwarded message:
>
> **From:** Nick Maddux <nmaddux@hanawayforgovernor.com>
> **Date:** June 14, 2016 at 11:38:21 AM CDT
> **To:** Mike Hafner <mike@johnforgovernor.com>
> **Subject: Hank and Eric**
>
> News Clip from KC HQ Opening: https://www.youtube.com/watch?v=9jTgFCPtIHA
>
> Greitens KC office opening was 5/19
>
> LG PAC filed with the FEC on 5/16, three days earlier.
>
> LG registered as an independent expenditure-only committee operating under the SpeechNOW rule, with Hank Monsees as its treasurer. Same deal as Right to Rise USA or anything similar: it can only make expenditures not made in cooperation, consultation or concert with a candidate or candidate committee. Monsees's presence at the opening certainly begs the question.
>
> <image001.png>
>
> **Nick Maddux**
>
> **9109 Watson Road**
>
> **3rd Floor**
>
> **St. Louis, MO 63126**

Office: 314-898-0008

Cell: [redacted]

nmaddux@hanawayforgovernor.com

2 attachments

image001.png
460K

image002.png
13K

THE MISSION CONTINUES

IT'S NOT A CHARITY. IT'S A CHALLENGE.

The Mission Continues

Team Member Handbook

This **Employee Handbook** has been tailored expressly for The Mission Continues by PAYCHEX, Inc. © Copyright PAYCHEX, Inc. 2012. All rights reserved.

Letter from our Founder & CEO

Dear Team Members:
When I founded The Mission Continues in 2007, my goal was to ensure that veterans returning from military service were challenged to serve and inspire in their communities. With a small team of board members and staff, we awarded our first fellowship, and we set off to ensure that our nation recognizes this generation of veterans as assets.

Since our inception, The Mission Continues' team has grown to include a national network of Fellows, volunteers, and staff. We became recognized as one of the most innovative veterans' organizations in the country by the Draper Richards Kaplan Foundation, the Manhattan Institute and the Social Venture Network. As we continue to award Fellowships to outstanding veterans, our impact will grow at a remarkable pace. In the coming years I fully expect our reach to be felt by millions.

The hard work and energy from our Team Members has been and will remain the foundation for every life we touch at The Mission Continues. You give hope to our Fellows, inspiration to our donors, and confidence to our partners. Without you, we are unable to challenge our veterans to serve and lead.

The Team Member Handbook will provide you with policies and guidelines for our work. However, your most important reference point should always be our five core values. Each core value is integral to our culture at The Mission Continues and should serve as your guide through every decision you make.

I am honored to have you on our team.

In service,

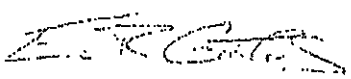

Eric Greitens
Founder and CEO
The Mission Continues

Care of Donor Records

The impression that donors have of our organization is based, in part, on the way we care for their records. If we are careless with their files and records, donors may conclude that we have the same attitude toward our technical work. As professionals, we must respect the confidence in which we are entrusted and ensure that donor files are handled with care.

When possible, obtain all material from donor files and then return the material back to the files. Material should be returned in the same condition or better than when it was received.

Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received from your Team Leader.

Care of Equipment

You are expected to demonstrate proper care when using the organization's property and equipment. No property may be removed from the premises without the proper authorization from your Team Leader. If you lose, break or damage any property, report it to your Team Leader at once.

4

In addition, Team Members may **not** use our Systems:

- To download, save, send or access any defamatory, discriminatory or obscene material;
- To download, save, send or access any music, audio or video file for personal use;
- To download anything from the internet (including shareware or free software) without the advance written permission of IT management;
- To download, save, send or access any site or content that The Mission Continues might deem "adult entertainment;"
- To access any "blog" or otherwise post a personal opinion on the Internet unrelated to your work at The Mission Continues;
- To solicit Team Members or others unless on behalf of The Mission Continues;
- To attempt or to gain unauthorized or unlawful access to computers, equipment, networks, or systems of The Mission Continues or any other person or entity;
- In connection with any infringement of intellectual property rights, including but not limited to copyrights; and
- In connection with the violation or attempted violation of any law.

A Team Member may not misrepresent, disguise, or conceal his or her identity or another's identity in any way while using Electronic Communications; make changes to Electronic Communications without clearly indicating such changes; or use another person's account, mail box, password, etc. without prior written approval of the account owner and without identifying the actual author.

Team Members must always respect intellectual property rights such as copyrights and trademarks.

Protecting Organization Information

Protecting our organization's information is the responsibility of every Team Member, and we all share a common interest in making sure information is not improperly or accidentally disclosed. Do not discuss the organization's confidential business or proprietary business matters, or share confidential, personal Team Member information with anyone who does not work for us such as friends, family members, members of the media, or other business entities. You are required to sign a nondisclosure agreement (NDA) as a condition of your employment, in accordance with state and federal law.

All telephone calls regarding a current or former Team Member's position/compensation with our organization must be forwarded to the Vice President of Finance & Operations.

The Mission Continues address shall not be used for the receipt of personal mail. Any exceptions must be approved by the Vice President of Finance and Operations in advance.

C

MEMORANDUM OF UNDERSTANDING

BY

AND

BETWEEN

ERIC GREITENS LLC, D/B/A THE GREITENS GROUP

AND

THE CENTER FOR CITIZEN LEADERSHIP, D/B/A THE MISSION CONTINUES

This memorandum of understanding (this "MOU") is by and between The Mission Continues (as defined below) on the one hand and The Greitens Group (as defined below) on the other hand and sets forth certain guidelines and rules that must govern the relationship and interactions between The Mission Continues and The Greitens Group. The purpose of this MOU is to set forth a framework that will: (i) preserve the nonprofit status of The Mission Continues, (ii) allow The Mission Continues to benefit from the resources and services of the managers, officers and employees of The Greitens Group and (iii) confirm that all donations of money, goods, services, time or other resources to The Mission Continues will continue to be used exclusively for The Mission Continues' stated purpose of enabling veterans to become citizen leaders, consistent with The Mission Continues' status as a 501(c)(3) nonprofit corporation and with its bylaws, and for no other purpose whatsoever.

I. BACKGROUND TO THE MISSION CONTINUES AND THE GREITENS GROUP

Upon returning to the United States from his military deployment to Iraq in April 2007 and having completed his military service obligation, Eric Greitens began to focus on building a new life as a civilian. Mr. Greitens' intention was to build a life of public service that would also include work as a teacher and an author. Soon after returning home, Mr. Greitens visited with wounded service members at Bethesda Naval Hospital in Bethesda, Maryland. Despite their injuries and disabilities, each service member that Mr. Greitens met during his visit expressed a clear desire to continue serving their country in some capacity. Inspired by their determination, in April 2007, Mr. Greitens founded The Center for Citizen Leadership, d/b/a The Mission Continues ("The Mission Continues"), a 501(c)(3) nonprofit corporation formed under Missouri law, and donated his combat pay to the organization. Choosing to set an example of service for the organization from the outset, Mr. Greitens served as Chief Executive Officer ("CEO") of The Mission Continues without receiving any compensation or employee benefits.

Concurrent with his founding of The Mission Continues, Mr. Greitens founded Eric Greitens, LLC, d/b/a The Greitens Group ("The Greitens Group"), a Missouri limited liability company, with the intent of establishing an organization through which to separately and exclusively conduct all of his for-profit work as an author, speaker and teacher.

In June 2009, Mr. Greitens was awarded a Draper Richards fellowship which enabled him to be compensated for his work as CEO of The Mission Continues. To date, Mr. Greitens serves as both the CEO of The Mission Continues and the CEO of The Greitens Group and receives compensation from both organizations.

II. SEPARATE AND DISTINCT PURPOSES OF THE MISSION CONTINUES AND THE GREITENS GROUP

The Mission Continues and The Greitens Group have stated purposes that are separate and distinct from each other.

As a 501(c)(3) nonprofit corporation, the purpose of The Mission Continues is exclusively charitable, with the bylaws of The Mission Continues stating its purpose as follows: "The Mission Continues challenges veterans to serve and lead in communities across America." The Mission Continues does not serve the private interests of Mr. Greitens or The Greitens Group. As set forth below in this MOU, The Mission Continues is specifically prohibited from advertising or promoting Mr. Greitens' private business activities (such as his books and paid speaking events) and from paying for Mr. Greitens' travel expenses unless such travel specifically relates to The Mission Continues.

The Greitens Group was formed on July 5, 2007 by Mr. Greitens, as its sole member. The purpose of The Greitens Group is to support and promote the for-profit business activities of Mr. Greitens that are separate and distinct from his work as CEO of The Mission Continues, including, without limitation, his literary and media profile activities, paid public speaking events, and thought leadership efforts. Additionally, The Greitens Group creates and delivers content that helps people to live lives—and lead others in lives—of high achievement and purpose.

For the avoidance of doubt, the Mission Continues does not serve or promote the private interests of Mr. Greitens and The Greitens Group.

III. SEPARATE BOARD GOVERNANCE AND MANAGEMENT OF THE MISSION CONTINUES AND THE GREITENS GROUP

With the exception of Mr. Greitens, each present and future member of the board of directors of The Mission Continues (the "TMC Board") (i) will not serve as a manager, officer or employee of The Greitens Group and (ii) will not have any managerial or ownership connection to The Greitens Group. As set forth in the bylaws of The Mission Continues, the TMC Board must consist of at least three directors and each director must hold office for a term of two (2) years. The TMC Board will observe all corporate formalities, will hold board meetings at least two times per year and will maintain its own minute book. Vacancies in the TMC Board existing by reason of resignation, death, incapacity or removal before the expiration of such member's term must be filled by a majority vote of the remaining directors of the TMC Board.

Similarly, with the exception of Mr. Greitens and his Executive Assistant, none of the current and future officers or employees of The Mission Continues will contemporaneously serve as managers, officers or employees of The Greitens Group. Officers of The Mission Continues are elected by the TMC Board at regular meetings of the TMC Board.

Nothing in this MOU shall be deemed to prohibit The Mission Continues from continuing to

pay Mr. Greitens a salary and certain employee benefits that are consistent with Mr. Greitens' experience and qualifications, provided that such salary and employee benefits are provided solely in return for services provided by Mr. Greitens as CEO of the The Mission Continues.

The Mission Continues, The Greitens Group, Mr. Greitens and Mr. Greitens' Executive Assistant have entered into a Cost Allocation Agreement, dated December [●], 2012, (the "Cost Allocation Agreement") that, among other things, governs the allocation of office and employee benefit expenses for both Mr. Greitens and his Executive Assistant to be paid by The Mission Continues and The Greitens Group.

The Mission Continues may also pay for Mr. Greitens' travel expenses, but only if such travel specifically relates to his duties as CEO of The Mission Continues. Regardless of the benefits received by The Mission Continues as outlined in Article IV below, The Mission Continues shall not pay for Mr. Greitens' travel for book events, public speaking events, or for his other private business activities conducted through The Greitens Group or otherwise.

IV. GUIDELINES FOR RELATIONSHIP BETWEEN THE MISSION CONTINUES AND THE GREITENS GROUP

The Mission Continues, while having a separate and distinct purpose and maintaining separate and independent governance, management and operations from The Greitens Group, does, on occasion, receive resources and services from The Greitens Group by virtue of the fact that Mr. Greitens serves as founder and CEO of both organizations.

a. PUBLIC EXPOSURE

Mr. Greitens' role as an author and speaker has helped to increase the general public's awareness of The Mission Continues. For example, organizations that pay Mr. Greitens to speak are attracted to his unique humanitarian, military, and leadership experience and such speaking engagements provide Mr. Greitens with the opportunity to both develop awareness of The Mission Continues and meet with potential donors to The Mission Continues, interested volunteers and wounded veterans. In addition, many people who read Mr. Greitens' books or consume media related to his books have become aware of and supported The Mission Continues. The benefits derived by The Mission Continues from Mr. Greitens' speaking engagements, books and other media are provided to The Mission Continues at no charge and without expectation of compensation. Such benefits, which are made possible by Mr. Greitens and The Greitens Group, have enabled The Mission Continues to reach new audiences at an exceptional rate. They have had a major impact on the exceptional growth of The Mission Continues, and have fueled awareness of, media attention for, and substantial investments in its work. Accordingly, nothing in this MOU shall prohibit Mr. Greitens or The Greitens Group from communicating his story and experiences (including, without limitation, his experiences regarding The Mission Continues) through speeches, teaching, books and/or other media, even if such communication is part of his private business activities.

From time to time, Mr. Greitens' participation in a The Mission Continues event or activity or his role as CEO of The Mission Continues may directly lead to a request for private business activity on the part of Mr. Greitens. For the purposes of this Section IV(a), a "TMC-Generated Request" shall mean a request made to Mr. Greitens or The Greitens Group for a private business activity (such as a private speaking engagement or a book event) that: (i) is made

by a The Mission Continues donor, sponsor, volunteer, or event participant; and (ii) occurs during, or as a direct result of, a The Mission Continues event or activity.

In the event that a TMC-Generated Request has been made and The Greitens Group desires to engage in such private business activity, The Greitens Group must first take the following actions: (i) promptly notify the COO of The Mission Continues of such TMC-Generated Request; and (ii) cooperate with The Mission Continues to generate a donation opportunity for The Mission Continues from such TMC-Generated Request, which cooperation shall include, without limitation, a request by The Greitens Group that the requesting party make a donation to The Mission Continues (in addition to paying the standard fees charged by The Greitens Group). Provided that the above actions have been complied with, Mr. Greitens and The Greitens Group shall be permitted to engage in the private business activity arising out of a TMC-Generated Request.

If, during Mr. Greitens' employment with The Mission Continues, a third party requests that Mr. Greitens or The Greitens Group engage in any activity, on a private basis, that is similar to any activity that The Mission Continues performs, Mr. Greitens and The Greitens Group shall promptly inform the COO of The Mission Continues of such request, and neither Mr. Greitens nor The Greitens Group shall engage in the activity in any manner unless and until the TMC Board specifically approves such engagement in the activity by Mr. Greitens or The Greitens Group. The parties hereto agree that the private business activities referenced in this MOU (such as Mr. Greitens' books and paid speaking events) are not similar to or competitive with The Mission Continues activities.

b. EMPLOYEE SERVICES

In addition to promoting awareness of The Mission Continues through Mr. Greitens' work in The Greitens Group, certain employees of The Greitens Group donate their time and services for the benefit of The Mission Continues at no charge.

The following sets forth the rules governing the use of employees of The Greitens Group for the benefit of The Mission Continues:

1. Employees of The Greitens Group can, but are not required to, serve as unpaid volunteers at any volunteer activity of The Mission Continues.

2. It is also acceptable and encouraged for employees of The Greitens Group to donate their time and particular expertise to The Mission Continues at no charge.

3. Where possible and at no charge, The Greitens Group is authorized to use a media event involving Mr. Greitens and his work to promote awareness of The Mission Continues. If Mr. Greitens is donating a portion of the proceeds of any sales from his private business activities to The Mission Continues, this MOU does not prohibit Mr. Greitens or The Greitens Group from communicating such fact.

As set forth in Section V below, employees of The Mission Continues may not donate their time or services and may not use media content involving The Mission Continues and/or Mr. Greitens in his role as CEO of The Mission Continues for the benefit of or to promote

awareness of The Greitens Group.

c. EXPENSES, OFFICE SPACE, INSURANCE AND BANK ACCOUNTS

1. With the exception of Mr. Greitens and Mr. Greitens' Executive Assistant, each current and future employee shall work for either The Mission Continues or The Greitens Group, but not contemporaneously for both organizations. Notwithstanding the preceding sentence, Mr. Greitens' Executive Assistant who, among other things, is responsible for coordinating his schedule, managing incoming and outgoing correspondence, handling requests for his time, and synchronizing schedules among The Greitens Group staff and The Mission Continues staff, receives a portion of his/her compensation and benefits from The Greitens Group and the remaining portion from The Mission Continues pursuant to the Cost Allocation Agreement. Besides Mr. Greitens, this Executive Assistant is the only employee of either The Greitens Group or The Mission Continues that receives compensation from both The Greitens Group and The Mission Continues.

2. Mr. Greitens will, from time to time, hold events for both employees of The Greitens Group and The Mission Continues. For such events, The Greitens Group will pay the pro rata costs and expenses for employees of The Greitens Group and The Mission Continues will pay the pro rata costs and expenses for employees of The Mission Continues, with such costs and expenses being paid by the The Greitens Group and The Mission Continues from separately designated bank accounts.

3. Mr. Greitens pays for and maintains a contact management system for The Greitens Group that is separate from the contact management system used by The Mission Continues. The two organizations do not share contact information unless a specific person expressly requests to receive information from the other organization. In such an event, the third party's contact information can be forwarded to the other organization. For example, when Mr. Greitens speaks at a book event and potential donors, volunteers or veterans ask for information about The Mission Continues, The Greitens Group is only authorized to pass along the contact information of such individuals to The Mission Continues but is not authorized to contact such individuals on behalf of The Mission Continues.

4. All costs, expenses and liabilities of The Greitens Group are incurred and paid for by The Greitens Group, and its office space is used solely by employees of The Greitens Group. All costs, expenses and liabilities of The Mission Continues are incurred and paid for by The Mission Continues, and its office space is used solely by employees of The Mission Continues. Notwithstanding the foregoing, because Mr. Greitens and his executive assistant work for both The Greitens Group and The Mission Continues, their respective expenses Are shared between the parties hereto pursuant to the Cost Allocation Agreement.

5. The Mission Continues maintains separate insurance from The Greitens Group and pays for such insurance separately. Neither organization is listed as an additional insured on the other organization's insurance policies.

6. The Greitens Group and The Mission Continues maintain separate bank accounts do not co-mingle any cash held in such bank accounts. The TMC Board has ultimate responsibility and general oversight of the budget and finances of The Mission Continues.

d. DONATIONS

Mr. Greitens and his wife, Sheena Greitens, and The Greitens Group have made and will continue to make charitable donations to The Mission Continues. These charitable donations to The Mission Continues are clearly marked as "donations."

V. PROHIBITION OF SERVICES PROVIDED TO THE GREITENS GROUP

The TMC Board, officers and employees of The Mission Continues are prohibited from engaging in any activities of or providing any services to The Greitens Group. In particular, employees of The Mission Continues must not sell, promote, or advertise any of Mr. Greitens' books or other media, to include his books The Heart and the Fist, The Warrior's Heart, and/or Strength and Compassion, and each such person has been given explicit guidance to not mention Mr. Greitens' books in invitations, on the website of The Mission Continues, or in any publications issued by The Mission Continues. In addition, no member of the TMC Board, officer or employee of The Mission Continues is permitted to promote, advertise, or engage potential clients of The Greitens Group regarding paid speaking engagements or any other activities. If an employee, officer or board member of The Mission Continues is approached by a person interested in pursuing any of the aforementioned activities, he or she has been instructed to refer such person to the Managing Director of The Greitens Group, who, in certain cases described in Section IV(a) above, is required to notify the COO of The Mission Continues pursuant to Section IV(a).

VI. REVIEW AND APPROVAL OF MOU

This MOU will be reviewed and approved annually by the TMC Board and Mr. Greitens to ensure that it meets the current needs and requirements of both The Mission Continues and The Greitens Group. This MOU may be amended as necessary and, and if amended, will be submitted for approval to the TMC Board and Mr. Greitens. Both the TMC Board and Mr. Greitens must consent to any amendment to this MOU in writing before such amendment becomes effective. Each board member of The Mission Continues and Mr. Greitens must review the MOU annually.

VII. IN SUM

Mr. Greitens is the CEO of The Mission Continues and the CEO of The Greitens Group. The Mission Continues benefits from the public exposure of its CEO who is engaged, through his role as CEO of The Greitens Group, as a speaker, author, and educator. To protect the interests and nonprofit status of The Mission Continues, employees of The Mission Continues must not use any of its resources, financial or otherwise, to benefit The Greitens Group in any way. Mr. Greitens will continue to serve as CEO of The Mission Continues in compliance with the guidelines and rules set forth in this MOU so that The Mission Continues can continue to grow and empower our veterans to become citizen leaders. Mr. Greitens may also continue to cause The Greitens Group to donate its time, services and resources for the benefit of The Mission Continues pursuant to the guidelines set forth in this MOU.

VII. ENTIRE AGREEMENT; NO THIRD PARTY BENEFICIARIES.

This MOU constitutes the entire agreement, and supersedes all prior agreements and understandings, both written and oral, between the parties with respect to the subject matter of this MOU. Except with respect to the activities of Mr. Greitens that this MOU permits, this MOU is not intended to confer upon any person other than the parties hereto any rights or remedies.

IX. COUNTERPARTS

This MOU may be executed in one or more counterparts, all of which shall be considered one and the same agreement, and shall become effective when one or more counterparts have been signed by each of the parties and delivered to the other parties.

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the date first written above.

ERIC GREITENS, LLC d/b/a
THE GREITENS GROUP

By: _____

Name: DALE WHITMAN

Title: MANAGING DIRECTOR

THE CENTER FOR CITIZEN LEADERSHIP
d/b/a THE MISSION CONTINUES

By: _____

Name: Gary Giglio

Title: _____

[Signature page to Memorandum of Understanding]

December [__], 2012

The Mission Continues
1141 South 7th Street
St. Louis, Missouri 63104

The Greitens Group
1141 South 7th Street
St. Louis, Missouri 63104

Re: Cost allocation agreement regarding the office space and employee benefit expenses of Eric Greitens and his executive assistant

Ladies and Gentlemen:

As you know, Eric Greitens, CEO of both The Center for Citizen Leadership, d/b/a The Mission Continues, a 501(c)(3) nonprofit corporation formed under Missouri law ("TMC") and Eric Greitens, LLC, d/b/a The Greitens Group, a Missouri limited liability company ("GG", and together with TMC, the "Parties" and each a "Party"), and his executive assistant, conduct work for both TMC and GG on a daily basis. The Parties desire to enter into this cost allocation agreement (this "Agreement") to govern the allocation of certain employment related costs and expenses of Mr. Greitens and his executive assistant. Pursuant to this Agreement, the Parties hereby agree, as of the date hereof, to allocate the incurred costs and expenses of (i) Mr. Greitens' and his executive assistant's respective office space, to include, without limitation, the rent for their respective office space, telephone, internet, electric, and office supplies and (ii) the employee benefit expenses of Mr. Greitens and his executive assistant, between each other in the manner set forth herein.

I. Office Space

Each of the Parties conduct their operations out of the same office building, 1141 South 7th Street, St. Louis, Missouri 63104 (the "Missouri office"). TMC has its own working space in the Missouri office (the "TMC work space") and GG has its own working space in the Missouri office. Each Party is billed separately for monthly rent by 1141 South Seventh Street Master Tenant, LLC, the landlord of the Missouri office, for such Party's respective work space. Additionally, each Party is billed separately for the use of printers, phone and internet. On a daily basis, Mr. Greitens and his executive assistant each work in the Missouri office space on certain matters for TMC and certain matters for GG. Their respective offices are part of the TMC work space and, accordingly, comprise a portion of the monthly rent paid by TMC.

II. Employee Benefit Expenses

Mr. Greitens currently receives the following employee benefits from TMC: Health, Dental, Vision and Life Insurance. Mr. Greitens' executive assistant currently receives the following employee benefits from TMC: Health, Dental, Vision and Life Insurance.

III. Cost Allocation of Office Space and Employee Benefit Expenses

Recognizing that Mr. Greitens and his executive assistant regularly conduct work for both Parties at the Missouri office, the Parties hereby agree that GG shall reimburse TMC on an annual basis for (i) 50% of the cost of Mr. Greitens' office and 50% of the cost of Mr. Greitens' executive assistant's office

and (ii) 50% of Mr. Greitens employee benefit expenses and 50% of the Executive assistant's employee benefit expense (such annual costs, collectively, the "GG Annual Cost Obligation")

The first annual determination of the aggregate dollar amount of the GG Annual Cost Obligation shall be (i) conducted by a qualified financial officer of TMC within five (5) business days after December 31, 2012 and (ii) re-determined by a qualified financial officer of TMC at the beginning of each following fiscal year thereafter in the manner set forth in clause (i) above.

TMC shall provide a written notice (the "Annual Reimbursement Notice") to GG no later than [five (5)] business days after the GG Annual Cost Obligation has been determined pursuant to the immediately preceding paragraph. Upon delivery of the Annual Reimbursement Notice, GG will reimburse TMC, to an account designated by TMC, an amount in immediately funds constituting the GG Annual Cost Obligation.

IV. Term and Termination

The term of this Agreement shall commence on January 1, 2013 and shall continue thereafter for a period of 12 months, unless and until terminated as provided hereunder (the "Initial Term"). Upon expiration of the Initial Term, this Agreement shall automatically renew for additional successive one (1) year terms unless and until either Party provides written notice of non-renewal at least 30 days prior to the end of the then-current term (each a "Renewal Term" and together with the Initial Term, the "Term"), or unless and until sooner terminated as provided hereunder.

This Agreement may be terminated prior to the expiration of the Term on written notice:

1. by TMC, if GG fails to pay any amount due to TMC hereunder and such failure continues for 30 days after GG's receipt of notice of nonpayment; or

2. by either Party at any time upon 30 days' prior written notice to the other Party.

The expiration or termination of this Agreement, for any reason, shall not release either Party from any obligation or liability to the other Party, including any payment obligation that has already accrued hereunder. Following the termination of this Agreement, TMC will promptly invoice GG for any outstanding expenses due and owing under this Agreement, and GG shall promptly pay all such outstanding expenses to TMC.

V. Miscellaneous

This Agreement represents the entire understanding between the parties hereto, and supersedes any and all prior written and oral negotiations, commitments, agreements, arrangements and understandings among the parties hereto, with respect to the subject matter hereof.

The Parties may at any time by written agreement amend this Agreement, including, without limitation, making additions to or deletions from the calculation of the office amounts and benefit expenses amounts.

This Agreement may be executed in counterparts, each of which shall be considered an original and all of which taken together shall constitute one Agreement binding on both of the parties hereto, notwithstanding that both parties shall not have signed the same counterpart.

This Agreement shall be governed by and construed in accordance with the laws of the State of Missouri without regard to conflicts of law principles.

Very truly yours,

THE MISSION CONTINUES

By: _____
Name: Gary Giglio
Title:

Agreed to as of December__, 2012:

THE GREITENS GROUP

By: _____
Name: [illegible]
Title: MANAGING DIRECTOR

DC\2351669.5

Exhibit A

GG Monthly Cost Obligation

The GG Monthly Cost Obligation is calculated as follows:

Step 1: The TMC Monthly Rent plus monthly cost of TMC long distance phone, and internet (collectively, "expenses") (Rent = $5300 + Long Distance $720 = **$6020.00**) divided by the current number of full time employees of TMC (24)

$250.83 = the cost of TMC Monthly Rent/expenses per TMC employee

Step 2: Cost of TMC Monthly Rent/expenses per TMC employee divided by 2

$125.41 = 50% of the cost of Mr. Greitens' office that will be reimbursed to TMC by GG ("Greitens Office Amount")

Step 3: Cost of Greitens monthly benefit expense divided by 2

$197.17 = 50% of the cost of Mr. Greitens' monthly benefit expense that must be reimbursed to TMC by GG ("Greitens Benefit Expense Amount") (394.34 X 50% = $197.17)

Step 4: Cost of TMC Monthly Rent/expenses per TMC employee divided by [4]

$125.41 = 50% of the cost of Mr. Greitens' executive assistant's office that should be reimbursed to TMC by GG ("Executive Assistant Office Amount") (250.83 X 50% = $125.41)

Step 5: Cost of Executive assistant's monthly benefit expense divided by 2

$187.89 = 50% of the cost of Mr. Greitens' executive assistant's monthly benefit expenses that must be reimbursed to TMC by GG ("Executive Assistant Benefit Expense Amount") (375.77 X 50% = 187.89)

GG Monthly Cost Obligation = (i) Greitens Office Amount + (ii) Executive Assistant Office Amount + (iii) Greitens Benefit Expense Amount + (iv) Executive Assistant Benefit Expense Amount

TOTAL = **635.89/month**

NONDISCLOSURE AGREEMENT (EMPLOYEE)

THIS NONDISCLOSURE AGREEMENT (the "**Agreement**") is entered into the month of _____ and year of _____, by and between THE CENTER FOR CITIZEN LEADERSHIP, a Missouri nonprofit corporation d/b/a THE MISSION CONTINUES (hereinafter referred to as "**TMC**"), and _____, an individual (hereinafter referred to as "**Employee**").

WHEREAS, Employee is currently employed by the Company (or desires to become an employee of the Company); and

WHEREAS, the Company desires that Employee agree not to disclose or misuse certain confidential information; and

WHEREAS, in consideration of Employee's employment (or such continued employment, as TMC shall elect to provide) with TMC, Employee is willing to make such agreements.

NOW, THEREFORE, in consideration of the above-mentioned premises, which are incorporated into this Agreement as though fully set forth at length herein, and the mutual promises and covenants of the parties, as hereinafter set forth, the parties agree as follows:

1. Definition of Confidential Information. "**Confidential Information**" means all information, tangible or intangible, which is related to the operations, plans, strategies, goals, fundraising, business, designs, and/or management of TMC or the subsidiaries and affiliates of TMC, including, but not by way of limitation, the following:

(A) personal information of any Mission Continues Fellows, and contact information for any Mission Continues Fellows;

(B) personal information of any volunteers of TMC, and contact information for any volunteers of TMC;

(C) the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors;

(D) the identities of any persons in the Salesforce database of TMC, and any personal information of any such persons, and any contact information for any such persons;

(E) personal information of any members of the Board of Advisors of TMC, and contact information for any members of the Board of Advisors of TMC;

(F) personal information of any employees, directors or officers of TMC, and contact information for any employees, directors or officers of TMC;

(G) information related to or regarding the finances of TMC (including,

without limitation, financial statements, payroll information, tax returns, fundraising reports, tax exemption filings, and financial data);

(H) information related to or regarding any grant applications and/or any applications for loans, funding or investment;

(I) plans, lists, databases, marketing and sales practices, projections, trade or business secrets, identities of consultants or advisors, identities of contractors, studies, findings, correspondence and similar or dissimilar information relating to the operations or activities of TMC.

2 Non-Disclosure of Confidential Information.

A. The Employee shall keep all Confidential Information disclosed to or received by Employee in strict confidence. Employee shall not at any time during Employee's employment with TMC or at any time after termination or expiration of Employee's employment with TMC disclose any Confidential Information to any third party, in whole or in part. Without limiting the generality of the preceding sentence, the disclosure prohibited in the preceding sentence includes, without limitation, any posting, publishing, or transmission of Confidential Information on or through social media or on or through the Internet in any manner. Upon termination or expiration of Employee's employment, all Confidential Information and all other property of the Company that is in the possession or under the control of Employee shall be returned to Company, and no copies thereof shall be retained by Employee.

B. Employee shall not be liable for disclosure of Confidential Information if:

(i) TMC specifically authorizes and directs Employee, in the performance of Employee's duties, to disclose such Confidential Information; or

(ii) Employee discloses the Confidential Information pursuant to any valid and enforceable subpoena or other judicial compulsion, provided that Employee shall have first promptly notified the Company of such subpoena or judicial compulsion and given the Company opportunity to contest or enjoin such disclosure; or

(iii) such Confidential Information has become generally available to the public without breach by Employee of this Agreement.

3. Ownership of Intellectual Property Rights.

A. Employee acknowledges and agrees that all intellectual property that is developed by Employee during the time Employee is employed by TMC, and that is within the scope of Employee's employment with TMC, is the property of TMC, including but not limited to any copyrights or trade secrets. Without limiting the generality of the foregoing, the parties hereby agree that any work created by Employee in the scope of Employee's employment shall be deemed a "work made for hire" under the United States Copyright Act. TMC owns all intellectual property rights developed by Employee within the scope of

Employee's employment whether developed during TMC's work hours, or at other times, whether developed at TMC's offices or at other locations, whether developed with or without use of TMC resources, and whether developed for TMC or for someone else.

B. Employee agrees to promptly execute all documents (including, without limitation, any copyright assignments or related documents) requested by TMC in order to register ownership of such intellectual property rights in the name of TMC (or in any name designated by TMC) and to otherwise implement the terms of this Agreement, and to otherwise take such actions as TMC may request in order to protect TMC's rights under this Section.

C. Unless Employee has first received the prior written consent (by email or letter) of TMC, Employee shall not use or display any portion of any such intellectual property in connection with Employee's portfolio, or Employee's website, or otherwise in any context outside of Employee's employment. TMC shall not unreasonably withhold or delay its consent for such use or display. TMC may, at any time, revoke such consent if TMC determines that such use or display is offensive, defamatory, or inappropriate.

4. Remedies. Sections 2 and 3 apply with full force and effect regardless of when, how or why the employment of Employee is terminated and regardless of the cause of such termination; and thus, for example, shall continue to apply if Employee voluntarily leaves his/her employment, if he/she is terminated with or without cause, or if the term of his/her employment expires. It is mutually agreed that the provisions of Sections 2 and 3 are reasonable and acceptable to both parties hereto. It is further mutually agreed that such provisions are necessary to protect the legitimate business interests and charitable purposes of TMC. With respect to each and every breach or violation by Employee of any or all of such provisions, TMC, in addition to all other remedies, shall be entitled to enjoin Employee from the continuance thereof and may apply to any court of competent jurisdiction for entry of a temporary restraining order or injunction. TMC and Employee acknowledge that the unauthorized disclosure by Employee of the Confidential Information or any breach or violation by Employee of the provisions of Sections 2 or 3 would cause irreparable damage to TMC and that it is difficult to ascertain the nature and extent of such irreparable damage. TMC may pursue any and all remedies concurrently or consecutively in any order as to any such breach or violation, and the pursuit of one of such remedies at any time will not be deemed an election of remedies nor waiver of the right to pursue any and all other remedies.

5. No Promise by the Company of any Minimum Term of Employment. Nothing contained in this Agreement shall be deemed to constitute any obligation of TMC to provide employment to Employee for any specific minimum period of time, or to restrict or limit in any respect any rights of termination, or remedies, which TMC might otherwise have, in the absence of this Agreement.

6. Waiver. No failure in exercising any right, power or privilege hereunder shall operate as a waiver thereof, nor shall any single or partial exercise thereof preclude any other or further exercise thereof or the exercise or any right, power, or privilege hereunder.

7. Amendments. This Agreement may not be amended or in any manner modified except by a written instrument signed by both TMC and Employee.

8. Attorneys' Fees. If TMC commences an action to enforce any of the terms of this Agreement, TMC shall be entitled to recover its reasonable attorneys' fees and costs from the Employee.

9. Effect of Unenforceability of Provision. The invalidity or unenforceability of any provision of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement, and each provision shall be enforced to the maximum extent permitted by law.

10. Controlling Law. This Agreement has been made and entered into under the laws of the State of Missouri, and said laws shall control the interpretation hereof.

11. Counterparts. This Agreement may be signed in any number of counterparts, and signature to any one counterpart shall be deemed signature to all counterparts, which when taken together shall constitute one Agreement. This instrument and any amendment hereto may be executed via facsimile or by e-mail of a PDF, with the same force and effect as "ink" signatures, and the parties agree that facsimile or PDF execution hereof shall be binding upon the parties.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date set forth above.

THE CENTER FOR CITIZEN LEADERSHIP, a Missouri nonprofit corporation d/b/a THE MISSION CONTINUES

By: _____,
Jack Neyens COO

Eric R Greitens
Employee Name (printed)

Employee Signature

11/27/2012
Date

From:	Reichardt, Lyndsey <lreichardt@missioncontinues.org>
To:	Stevens, Lori <[redacted]>
CC:	Kympton, Spencer <[redacted]>;Eric Greitens <eric.greitens@gmail.com>;Eric Greitens <egreitens@missioncontinues.org>;Krystal Taylor <ktaylor@missioncontinues.org>;Lyndsey Hodges <lhodges@missioncontinues.org>
Sent:	5/19/2014 2:07:03 PM
Subject:	Re: transition calls - memo and $1K+ list
Attachments:	5.19.2014 Call List (TMC Transition LH additions).odt

Hi Eric,

Sorry I missed you on April 24th. Lori and I discussed this list. I also added a couple of people whom I think need a call to a document attached here. Additionally, I went through the $1,000+ list and flagged others you might want to consider calling. I've included their names at the end of the document, and if you want to call them, let me know. I am happy to pull phone numbers and ensure you have appropriate background on everyone. Thanks, Eric.

NOTE: If you have not called [redacted] yet, she is retiring from [redacted] at the end of the month. [redacted] is also retiring from [redacted] and that note is included in the document attached to this email.

On Tue, May 13, 2014 at 7:10 PM, Stevens, Lori <[redacted]> wrote:
Hi,

Krystal and I had talked about Eric letting me know as he makes the calls.

Eric - do you want to send a daily update to Spence and me? Or just shoot us notes as you complete calls?

Any takers on the June 10th gathering or meetings yet?

Thanks!
L

On Mon, May 12, 2014 at 1:00 PM, Kympton, Spencer <[redacted]> wrote:
are we tracking progress/completion of each of these calls/invites in some way? will be good to know when others know, so that follow-on comms are appropriate

On Thu, May 8, 2014 at 6:48 PM, Stevens, Lori [redacted] wrote:
Hi Eric,

Here is the transition call info...

1) Priority calls with background notes. I can't for the life of me figure out how to get rid of Krystal's highlights. My usual skills don't work. So, a little extra color for you :)

2) The $1K+ list, thanks to Thalia

3) Service Platoon sponsorship info - reference for Steven Miller, Pete Riehl and Ted Pappendick calls

4) Strategic plan slides - reference for Hauck (Lyndsey sent them to him by mail with a note in February)

5) St. Louis memo from Lyndsey - in case it's helpful context

One thing to consider:

* If you get a strong group responding to the dinner invitation right away, then let's stick with just inviting Bobak, [redacted] from the STL LC. Inviting Bobak is key to inviting John [redacted] and it's important to invite [redacted] if we invite him.

* If we don't get the top investors like the [redacted] (longshot, I know) coming, then you might consider inviting the rest of the STL LC plus [redacted]. You'd probably need to include [redacted] then, too.

* Even if we don't invite them, we'll need to add a round of personal calls from you to them. People like [redacted] (not on the committee any more but fits in this camp), [redacted] would want to hear from you personally.

L

--
Lori Stevens
Vice President, Growth Strategy and Development
The Mission Continues
[redacted]
Facebook | Twitter | Donate | CFC# 46324

--
Spencer Kympton
President
The Mission Continues | 65 Broadway, Suite 1803 | New York, NY 10006
[redacted]
Facebook | Twitter | Donate | CFC# 46324

--
Lori Stevens
Vice President, Growth Strategy and Development
The Mission Continues
[redacted]
Facebook | Twitter | Donate | CFC# 46324

--
PLEASE NOTE: I recently got married. My new email address is lreichardt@missioncontinues.org

Lyndsey Hodges Reichardt
Development Director
The Mission Continues | 1141 S. 7th Street | St. Louis, MO 63104
[redacted]
Facebook | Twitter | Donate | CFC# 46324

THE MISSION CONTINUES

To our partners:

You may have read about The Mission Continues in the news lately. Unfortunately, not all of the stories have been about the positive impact we're creating with the veterans and communities we serve.

We want to take this opportunity to speak directly to you about concerns raised regarding the unauthorized use of our resources for Eric Greitens' political activities. Perhaps the most disappointing aspect of the Greitens campaign's action is the disruption it has created. It distracts from the work you and our team have done together to serve communities and veterans.

Your support is important to us, as is your continued confidence in our organization. The following are a few key facts to bring clarity to the situation:

As we have stated from the beginning, The Mission Continues did not provide, nor authorize any use of, our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes.

In November 2016, The Mission Continues was notified by the Missouri Ethics Commission that the Greitens for Governor campaign had obtained and used a list of The Mission Continues' donor contacts for political purposes. The list in question was created and saved for legitimate purposes prior to Greitens' departure from The Mission Continues. Recent reports indicate this list was later transmitted without our knowledge or permission to individuals who would become central to the Greitens for Governor campaign.

We have not been contacted by the Missouri Attorney General's office regarding the announcement last week related to an inquiry into this matter. Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff. If contacted, we will work to support the attorney general's inquiry regarding the misuse of our resources by the Greitens campaign.

Taking Action

We are always moved by our partners' commitment to The Mission Continues. We want to take this opportunity to reaffirm our commitment to you, our supporters.

- **Put the mission first.** Our mission to empower veterans and communities remains clear. We use donations responsibly to prioritize support for programs that advance this work. Supporters can see exactly how their funding is being put to use on our website.
- **Responsible engagement.** As a 501c3 nonprofit organization, all of our work, including engagement in community causes, is strictly nonpartisan. Additionally, our team members are required to separate any individual political activity from their work and limit any such engagement to their personal time.
- **Care for your information.** The Mission Continues does not share, sell or rent information about our donors to any persons or groups. Not now, not ever. Approximately a year ago we engaged an external consultant who has assessed and strengthened our organization's data architecture and security protocols to ensure proper security of our internal data.
- **Communicate clearly.** We are committed to keeping you connected to our organization through regular updates on our blog, in the annual report, by email and all required nonprofit reporting.
- **Maintain conscientious oversight.** We regularly convene our Board of Directors, who help us ensure we are compliant as a nonprofit organization and a best-in-class organization making the biggest impact possible.

The Mission Continues is proud to be backed by a diversity of supporters who are united in their belief that veterans have much more to give to strengthen our communities. Today, we have 79 active operations in more than 40 cities across the country – and have empowered nearly 25,000 veterans in service to their communities. None of this would be possible without the generosity and shared vision of the donors and supporters standing alongside our veterans. Thank you.

Spencer Kympton

THE MISSION CONTINUES

Continuing Progress, Continuing the Mission

Over the past few weeks, The Mission Continues has been pushing forward in our mission to empower veterans and communities in service. Unfortunately, we have also been a part of an on-going news cycle surrounding the reported actions of Eric Greitens and the Greitens for Governor campaign. The stories surrounding the Greitens investigations continue to cite connections to The Mission Continues. We are supporting various document requests and are fully cooperating with the agencies that are reviewing this situation. We look forward to the completion of those efforts in a timely manner.

We are committed to providing you with the latest information as it pertains to our organization and our involvement in supporting the Missouri-based agencies who are investigating the Governor. Most importantly, we want you to be confident that we are building on and advancing our mission toward even greater impact on veterans and communities.

Together, through the power of service, we will continue to support the people and partners we serve. We are continuing to implement the **Empowered Veterans Index** to ensure we are united under a common goal. We've also added new leadership, established our first-ever service platoon in Puerto Rico, launched a true grassroots event series in conjunction with the **Her Mission Continues** campaign, and much more.

Adding New Talent

The Mission Continues is excited to welcome two new members to our leadership team, **David Diaz** as the Vice President of Regional Operations and **Brian Clymer** as the Vice President of Finance & Technology.

Prior to joining our team, Dave Diaz was the President and Chief Executive Officer of the Downtown Raleigh Alliance, a nonprofit organization that helped transform the city center of Raleigh, N.C. into a thriving innovation center. In addition to his community work, Dave spent 20 years enlisted in the Army as a Signals Intelligence Specialist and later an Intelligence Officer, which included a combat tour in Operation Iraqi Freedom, where he received the Bronze Star for his service. Dave, based in the Washington, D.C. area, will combine his previous experience and unrelenting passion for helping the veteran community to help strengthen our organization and communities we serve around the country.

Brian Clymer, based in Boston, was most recently the Chief Operating Officer of Educators for Excellence, a teacher-led, national nonprofit organization, where he oversaw operations, finance, IT, legal and talent for the organization. Additionally, he has worked in various senior management roles for consulting and information management companies in the private sector. Prior to these careers, Brian was an Infantry Officer with the Army, where he deployed in support of both Operation Iraqi Freedom and Operation Enduring Freedom, earning two Bronze Stars. Brian's background in the finance and IT fields makes him a valuable addition to our team. With his help, we will continue to strengthen the infrastructure of The Mission Continues to ensure our continued success moving forward.

Expanding Platoons to Puerto Rico

The intense spotlight has shifted away from Puerto Rico after the devastating impact of Hurricane Maria. The Mission Continues, however, has only strengthened our commitment to assisting the individuals, families and communities still recovering from the disaster. Karen Quiles, a Miami 1st Platoon Member who was born and raised in Puerto Rico, recognized the interest and need for veteran-led service projects in her hometown. She helped engage the island's veterans, and in February 2018, we launched the **Puerto Rico 1st Service Platoon**. The platoon, led by Puerto Rican native Frankie Perez, is committed to Hurricane Maria recovery and community development.

#HerMission Celebrates Women's History Month

Inspired by last year's Women Veterans Leadership Summit, and in celebration of March as

Women's History Month, hundreds of women veterans have come together to create a grassroots service project series under the #HerMission banner. The projects, which range from building homes for those in need of affordable housing to educating refugees, will be implemented by women-led platoons to benefit the communities in which they live. Her Mission Continues efforts will carry on throughout the year, with the **2018 Women Veteran Leadership Summit** taking place at the end of April in Washington, D.C.

Final Thought

As we have said from the beginning, and reiterate here, we abstain from political activities. We deeply value the trust you place in us to accomplish our mission. The Mission Continues did not provide, nor authorize the use of, our donors' information to any persons or groups for political/campaign purposes. Nor did we promote Governor Greitens for political office.

Our work is far from over. We're not stopping or hesitating or pausing. No matter the distractions that come our way, we will continue to push forward together, empowering fellow veterans, volunteers, families and communities around the country through the power of service.

Charlie Mike,

Spencer Kympton
President, The Mission Continues

---------- Forwarded message ----------
From: **Greitens, Eric** <egreitens@missioncontinues.org>
Date: Thu, Apr 24, 2014 at 10:59 AM
Subject: The Mission Continues
To: TMC Staff <[redacted]>

Team,

It's good to be back from sabbatical. It was a fun and productive time. The most important development is that Sheena and I are looking forward to welcoming a boy in August!

I know that I'll be meeting with all of you this afternoon. For those of you not in St. Louis, I want to share with you what I shared with the team here at breakfast this morning:

This summer I'm going to make a transition from being the Founder and CEO to being a Founder and Board Member.

In that role I'll continue to act as a national ambassador for The Mission Continues, helping to raise funds, promote stories, and inspire people to serve with us. And like all of our Board members, my job will be--as it always has been--to support you and the work that you do.

Spence, as President, will be leading The Mission Continues.
Your job, as members of our team, is to continue to be excellent.

I think that we can look back with pride on all that we've accomplished. I started The Mission Continues when I came back from Iraq a little over 7 years ago. It's amazing to see what we have created. We have an exceptional team, programs that save and change lives, great financial strength, a wonderful brand, rock solid operations. You've built something to be proud of, and I'm very proud of where we're at today.

Thank you. I thank all of you who've been a part of The Mission Continues. Serving here over the last 7years has been one of the most challenging and rewarding experiences of my life; thank you for making these years so rich and so fulfilling. Working with you has made me wiser, stronger, and better in a hundred ways. I've learned from all of you.

I also know that we can look forward with confidence. I'd ask all of you to continue to live the values of The Mission Continues. If you live them, and model them, and they live through you, then you'll continue to provide excellent service to others, while continuing to grow yourselves. And that combination--inner growth and outer service--is about as close to beauty and magic as I think we can get in a good life.

So thank you, and let's continue to be great together as we take this next step on our journey.

As ever,
Eric

--
Eric Greitens
Founder & CEO
Executive Assistant **| *Krystal Taylor* | ktaylor@missioncontinues.org**
The Mission Continues | 1141 S. 7th Street | St. Louis, MO 63104
O: 314-571-6179 | F: 314-571-6227
Facebook | Twitter | Donate | CFC# 46324

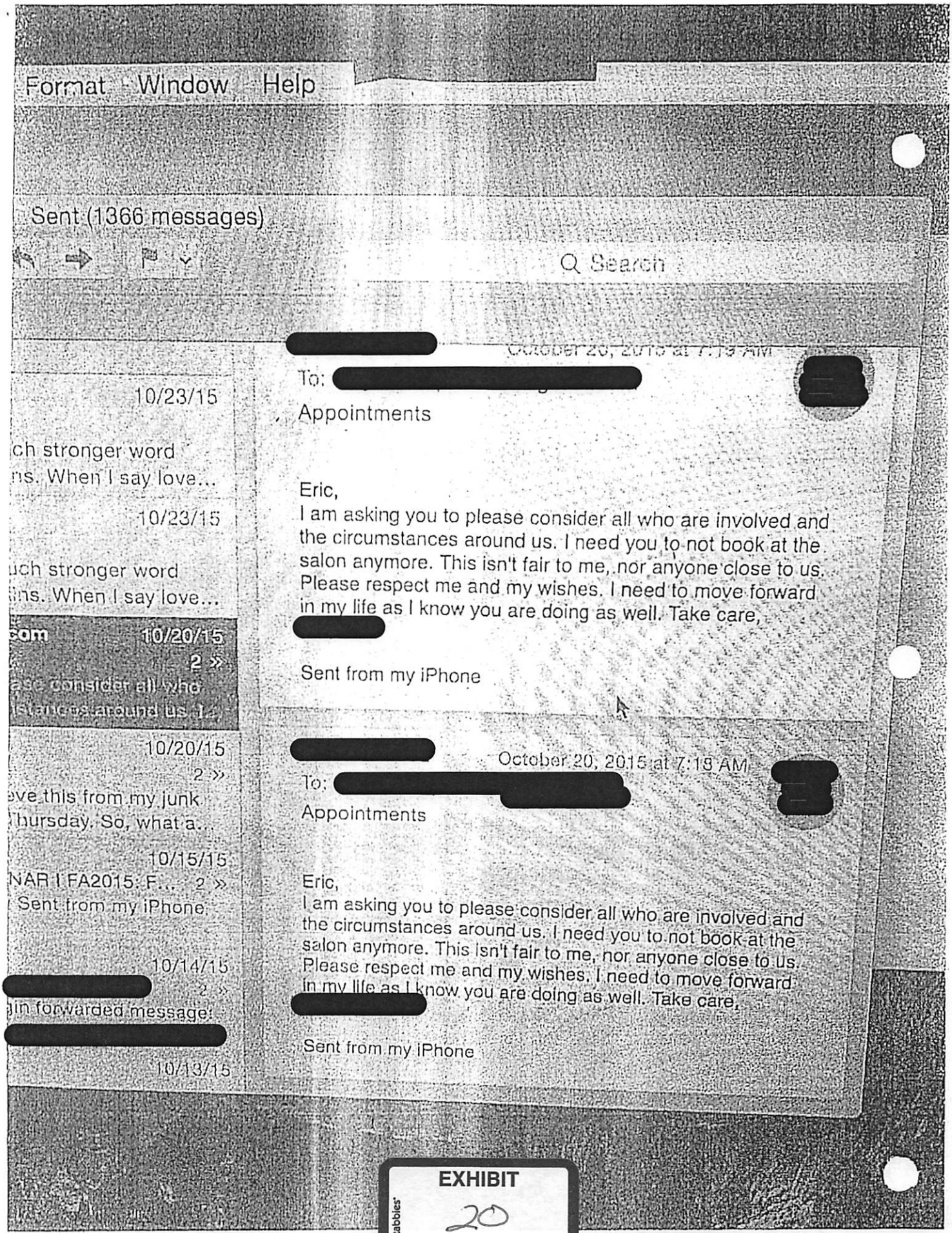
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Appointments
Eric,
I am asking you to please consider all who are involved and the circumstances around us. I need you to not book at the salon anymore. This isn't fair to me, nor anyone close to us. Please respect me and my wishes. I need to move forward in my life as I know you are doing as well. Take care,
Sent from my iPhone
October 20, 2015 at 7:18 AM
To:
Appointments
Eric,
I am asking you to please consider all who are involved and the circumstances around us. I need you to not book at the salon anymore. This isn't fair to me, nor anyone close to us. Please respect me and my wishes. I need to move forward in my life as I know you are doing as well. Take care,
Sent from my iPhone
EXHIBIT
20
tabbies

CAPES SOKOL
Attorneys at Law

Sanford J. Boxerman
Direct Dial: 314-505-5470
Direct Facsimile: 314-505-5471
EMAIL: boxerman@capessokol.com

March 28, 2018

VIA EMAIL to jay.barnes@house.mo.gov AND U.S. MAIL
Honorable Jay Barnes
Chairman, Special Investigative
Committee on Oversight
Missouri House of Representatives
201 West Capitol Avenue
Room 306-A
Jefferson City, MO 65101

RE: Danny Laub

Dear Representative Barnes,

This letter will confirm our prior conversations in which I indicated that I have advised my client not to appear before or give testimony to the Committee. My client has authorized me to communicate to you that while he would prefer to be cooperative and answer your questions, he is going to follow my advice.

Sincerely,

Sanford J. Boxerman

SJB/ab

EXHIBIT
tabbies
21

From: **Kympton, Spencer** <[redacted]>
Date: Tue, Aug 16, 2016 at 11:32 PM
Subject: Following up, re: The Mission Continues
To: austin@ericgreitens.com
Cc: John Tien [redacted]>

Austin,

Sounds like you had a busy day in Aspen. I regret we were unable to connect and I would have preferred that we talk, but I do need to pass along our concerns.

The Mission Continues is a 501c3 organization, which means that we are both a non-profit and non-partisan organization. It also means that we operate with strict rules regarding our non-partisanship. Guidance from the IRS website (link here, and included below), prohibits any 501c3 from directly or indirectly participating in any political campaign. In particular, and with most relevance, the language states: "Allowing a candidate to use an organization's assets or facilities will also violate the prohibition if other candidates are not given an equivalent opportunity."

The current Greitens advertisement and fundraising campaign (link here) jeopardizes our status as a 501c3 in that it violates these prohibitions. Namely,

1) The website link explicitly aligns our trademarked name with a political campaign effort: https://donate.ericgreitens.com/mission-continues

2) The title of the website video ("Eric Greitens: The Mission Continues"), clearly depicted on a fundraising page, also creates this linkage.

3) The tagline of the video ("Eric Greitens / The Mission Continues serves thousands of veterans") further creates this association.

4) The photo of Mission Continues platoon members used in the video is an asset of The Mission Continues and is not approved for use in political campaign materials.

5) The background of the website link depicts a photo of Eric interacting with current staff of Mission Continues, in our current offices with current Mission Continues branding, thus creating the illusion of a continuing and formal affiliation with The Mission Continues.

I acknowledge and appreciate that The Mission Continues is a significant part of Eric's personal story and professional journey (one that he understandably is proud of), and accordingly, we recognize that he will want to include The Mission Continues as part of his life's narrative. I know he has done that at numerous points during his candidacy. However, the use of the assets of The Mission Continues in the ways outlined above represents a potential violation of our 501c3 status. I am asking that each of these linkages be removed from the campaign's website, and that this request also applies to future considerations in the campaign. We are not objecting to the video because as I said above, Eric's life journey included The Mission Continues and we appreciate that he is telling his story. What we object to is the campaign's use of the video, its ending frame, and the associated images and words on the fundraising page.

I am open to follow up with any questions you may have. I have spoken with The Mission Continues Board Chair, John Tien, about the above requests and he fully concurs with the positions outlined herein and has asked to be a co-signer to this letter. He and I are happy to join a call or speak with you and/or Eric if you have any questions about our concerns.

Very best,

Spencer Kympton (President, The Mission Continues)
John Tien (Board Chair, The Mission Continues)

Language from IRS website

The Prohibition on Political Campaign Intervention

Under the Internal Revenue Code, all section 501(c)(3) organizations are absolutely prohibited from directly or indirectly participating in, or intervening in, any political campaign on behalf of (or in opposition to) any candidate for elective public office. The prohibition applies to all campaigns including campaigns at the federal, state and local level. Violation of this prohibition may result in denial or revocation of tax-exempt status and the imposition of certain excise taxes. Those section 501(c)(3) organizations that are private foundations are subject to additional restrictions that are not described in this fact sheet.

What is Political Campaign Intervention?

Political campaign intervention includes any and all activities that favor or oppose one or more candidates for public office. The prohibition extends beyond candidate endorsements. Contributions to political campaign funds or public statements of position (verbal or written) made by or on behalf of an organization in favor of or in opposition to any candidate for public office clearly violate the prohibition on political campaign intervention. Distributing statements prepared by others that favor or oppose any candidate for public office will also violate the prohibition. Allowing a candidate to use an organization's assets or facilities will also violate the prohibition if other candidates are not given an equivalent opportunity. Although section 501(c)(3) organizations may engage in some activities to promote voter registration, encourage voter participation, and provide voter education, they will violate the prohibition on political campaign intervention if they engage in an activity that favors or opposes any candidate for public office. Certain activities will require an evaluation of all the facts and circumstances to determine whether they result in political campaign intervention.

--

Spencer Kympton
President
The Mission Continues | 50 Broad Street, Suite 404 | New York, NY 10004
[redacted]
Facebook | Twitter | Donate | CFC# 46324

From: Austin Chambers <ac@ericgreitens.com>
Date: August 18, 2016 at 3:18:24 PM EDT
To: [redacted]
Cc: [redacted], Michael Adams <[redacted]
Subject: Greitens Campaign Response

Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

The review and response from Mike Adams on behalf of Greitens for Missouri is attached.

So that you are aware, the video name on the internet has been changed, and the background image of the fundraising splash page is in the process of being swapped out today. The ad will remain on air, and there will be additional advertisements that mentions the great work of The Mission Continues.

If you have any additional questions or points, please let me know.

Thanks,

AC

From: **Kympton, Spencer** <[redacted]>
Date: Thu, Aug 18, 2016 at 10:17 PM
Subject: Re: Greitens Campaign Response
To: Austin Chambers <ac@ericgreitens.com>
Cc: John Tien [redacted], Michael Adams <[redacted]>

Thanks for your response, Austin, as well as the response from Mike. I appreciate both of your attention on this.
We'll review this in the next day and reconnect with follow-on thoughts or questions.

Very best,
Spencer

On Thu, Aug 18, 2016 at 3:18 PM, Austin Chambers <ac@ericgreitens.com> wrote:
Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

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If you have any additional questions or points, please let me know.

Thanks,

AC

--
Austin Chambers
Campaign Manager
Greitens for Governor
314-914-5454

--
Spencer Kympton
President
The Mission Continues | 50 Broad Street, Suite 404 | New York, NY 10004
[redacted]
Facebook | Twitter | Donate | CFC# 46324

DOWD BENNETT LLP

Edward L. Dowd Direct Dial: 314.889.7301 edowd@dowdbennett.com

February 22, 2018

By Email

Todd Richardson, Speaker of the House
Elijah Haahr, Speaker Pro Tem
Rob Vescovo, Majority Leader
Missouri House of Representatives
201 West Capitol Avenure
Jefferson City, Missouri 65101
todd.richardson@house.mo.gov
elijah.haahr@house.mo.gov
rob.vescovo@house.mo.gov

Re: House Committee Investigation of Governor Greitens

Dear Messrs. Richardson, Haahr, and Vescovo:

We welcome reviewing this issue with the independent, bipartisan committee of the Missouri House of Representatives

For 40 years as an attorney for the public and for private litigants, I have never seen anything like this. The charges are unfounded and baseless. The Governor is absolutely innocent. Not only is he presumed innocent – he is innocent. The Circuit Attorney's investigation is completely unusual.

This statute has never been used like this in Missouri history. In unprecedented fashion, the Circuit Attorney circumvented the local police force and hired her own investigators. We attempted to meet with the Circuit Attorney and make the Governor available to discuss the issues. They refused. They proceeded to file an indictment that has no facts.

We will work with the committee. We will be deposing witnesses and will be happy to share information with you with the Court's permission.

Sincerely,

Edward L. Dowd Jr.

Edward L. Dowd
Partner
Dowd Bennett LLP

EXHIBIT 23

Ryan Clearwater

From: Ryan Clearwater
Sent: Wednesday, February 28, 2018 5:59 PM
To: 'edowd@dowdbennett.com'
Subject: RFD to EG
Attachments: 2018.02.28 - RFD to EG.pdf; 2018.02.28 - RFD to EG 2.pdf

Good Evening:

Attached are two documents from Representative Jay Barnes for you. Please let me know if you have any questions.

Sincerely,

RYAN M. CLEARWATER
Offices of Representatives Jay Barnes & Paul Curtman
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101
573-751-2412
573-751-3776

CAPITOL OFFICE
State Capitol
201 West Capitol Avenue
Jefferson City, MO 65101-6806

Tele: (573) 751-2412

E-Mail:
Jay.Barnes@house.mo.gov

COMMITTEES
Chairman:
Rules – Administrative Oversight
Member:
Elementary and Secondary Education
Crime Prevention and Public Safety
Joint Interim Committee on State Employee Wages
Joint Committee on Administrative Rules

MISSOURI HOUSE OF REPRESENTATIVES
JAY BARNES
State Representative
District 60

February 28, 2018

Edward L. Dowd, Jr.
Dowd Bennett
Via email:
edowd@dowdbennett.com

Dear Counsel:

It was good to speak with you briefly this morning. Thank you for reaching out to discuss some key facts that you deem relevant. As I stated in the press conference announcing formation of this committee, our task is to gather facts in a fair, thorough, and timely manner. To that end, it would be helpful to start with the evidence that the St. Louis Circuit Attorney turned over to your team in response to your discovery requests. Please find attached a formal request for said documents.

At this point in time, the precise schedule of the committee has not been determined. However, we expect to take sworn testimony from relevant witnesses within the next three weeks. We are happy to work with you on the timing of that schedule so that it does not conflict with other obligations in the Circuit Attorney's case.

Sincerely,

Rep. Jay Barnes

HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT
REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS

PLEASE TAKE NOTICE THAT pursuant to § 21.400, RSMo, the House Special Investigative Committee on Oversight requests that Governor Eric Greitens and his counsel produce for inspection and copying the documents described below. Production shall be made by 5:00 p.m. on Wednesday, March 6 at the office of Chairman Jay Barnes, Room 306 of the State Capitol Building.

DEFINITIONS AND INSTRUCTIONS

A. As used herein, the term "**document**" means the original or drafts of any kind of written or graphic matter, however produced or reproduced, of any kind or description, whether sent or received or neither, and all copies thereof which are different in any way from the original (whether by interlineation, receipt stamp, notation, indication of copies sent or received or otherwise), regardless of whether designated "confidential," "secret," "privileged," or otherwise and, including without limitation, any writing, paper, account ledger, invoice, statement, bill, agreement, contract, memorandum, letter, object, evaluation, report, record, study note, diary, working paper, minute books, index sheet, summary, recording (including audio or video), or memorandum of telephone or other conversation, or of interviews, or of conferences, however produced or reproduced, whether computer or electronically retained or generated to which the defendant has or has had possession, custody or control of, has or has had access to, or has knowledge of. "**Document**" also includes, but is not limited to, any electronically stored *data* or paper document. This includes, but is not limited to, electronically stored data on *magnetic or optical storage media* as an "active" file or files (readily readable by one or more *computer* applications or forensics *software);* any electronic files saved as a *backup;* any "deleted" but recoverable electronic files on said media; any electronic file fragments (files that have been deleted and partially overwritten with new data); and slack (data fragments stored randomly from random access memory [RAM] on a *hard drive* during the normal operation of a computer [file slack and or RAM slack] or residual data left on the *hard drive* after new data has overwritten some but not all of previously stored data). However, in no case does "document" require disclosure of materials protected by attorney-client privilege or attorney work product.

B. **"You," "Your," and "Yourself"** refers to the person to whom these Requests are directed and any of his, her or its officers, directors, shareholders, employees, consultants, agents or attorneys.

C. If your response to any request herein is that the responsive documents are not in your possession, custody, or control, then please identify who has possession, custody, or control of the documents and where they are located.

D. With respect to any document called for by these requests which is withheld pursuant to any claim of privilege other than attorney-client or attorney work product privilege, please list the following information for each such document:

(1) The title and general subject matter of the document;

(2) The date of the document;

(3) The identity of the author of the document;

(4) The nature of and basis for the claim of privilege; and

(5) The identity of all persons who saw the contents of the document.

E. When the term **"person"** is used, it means a natural person, firm, partnership, corporation, proprietorship, business trust, joint venture, association or any other organization or definable entity.

F. When the term **"identify"** refers to a person, it means to state the full name, present or last known address, and employment of each such person.

G. Whenever your answers to document requests refer to other sources of information, please identify such source with sufficient detail to enable Plaintiff to subpoena any persons who are the source of such information and/or to obtain by a subpoena *duces tecum* any document which serves as a source of information.

H. To the extent required by law, these document requests are to be deemed continuing, and if you or your attorneys, agents, representatives or other responsible persons discover additional information as to matters inquired of in such document requests between the time the answers are made and the date of trial on the merits in this case, supplemental answers shall be served, fully setting forth such newly discovered information.

I. Space is included for answers to these document requests upon the original as required by rule. If additional space is required, separate attachments may be used and properly designated.

REQUESTS FOR PRODUCTION

Request #1: All documents disclosed to Eric Greitens or his counsel by the office of the Circuit Attorney of the City of St. Louis in connection with the criminal indictment filed on or about February 22, 2018, including but not limited to all documents referenced in the cover letter sent by the Circuit Attorney that was publicized on or about February 27, 2018.

Request #2: All documents in your possession, custody, or control other than the documents provided as a response to Request #1 relating to the criminal indictment filed on or about February 22, 2018.

Request #3: All documents consisting of or relating to communications between you and K.S., including but not limited to emails or text messages.

Request #4: All agreements or contracts between K.S. and you or any person or entity acting on your behalf.

CIRCUIT ATTORNEY
CITY OF ST. LOUIS

KIMBERLY M. GARDNER

CARNAHAN COURTHOUSE
1114 Market St. Room 401
St. Louis, Missouri 63101
(314) 622-4941
FAX: (314) 622-3369

February 27, 2018

Mr. Jack Garvey
Mr. James Martin
773 Forsyth Blvd, Suite 1900
St. Louis, Missouri 63105
Re: State v. Greitens
Cause Number: 1822-CR00642-01

FILED
FEB 27 2018
22ND JUDICIAL CIRCUIT
CIRCUIT CLERK'S OFFICE
BY _____ DEPUTY

Mr. Jack Garvey and James Martin:

My records reflect that you are in possession of the following discovery:

1. Grand Jury Indictment filed on February 22, 2018

Please find enclosed the following discovery:

1. Request for Discovery (2 pages);
2. Transcripts of taped recordings of P.S and K.S (47 pages);
3. Email questions and answers for KMOV interview of P.S. (5 pages);
4. Email of K.S. to P.S dated March 24, 2015 (1page)
5. Email of K.S to P.S dated March 26, 2015 (1page)
6. Email of K.S to P.S dated July 8, 2015; (2 pages)
7. E.G's statements to the public (1 DVD);
8. Taped statements of K.S (1 DVD);
9. Picture of admin contact of E.G (1 page);
10. Picture of K.S (1page);
11. Picture of email from E.G. to K.S dated August 25, 2015 (1page);
12. Picture of email of K.S to E.G dated October 20, 2015 (1page);
13. E.G's Facebook post (3 pages);

I have not received any discovery from you to date. Please forward any discovery you may have. If you have any questions or would like to discuss the case, please call me at (314) 589-6289. I look forward to speaking with you.

Sincerely,

/s/ Robert Steele

First Assistant Circuit Attorney
MO Bar #

ENTERED
FEB 27 2018
CRH

cc: Court File

Jay Barnes

From: Ed Dowd <edowd@dowdbennett.com>
Sent: Monday, March 05, 2018 2:36 PM
To: Jay Barnes
Subject: Re: Discovery Materials

Dear Jay, Sounds good. Ed

Ed Dowd
314.330.5160 (mobile)
edowd@dowdbennett.com

This email is from the law firm of Dowd Bennett LLP and may be privileged.

On Mar 5, 2018, at 2:16 PM, Jay Barnes <Jay.Barnes@house.mo.gov> wrote:

> Dear Ed:
>
> Thank you for the quick phone call today. Consistent with our phone call from this afternoon, we expect to hear from you by noon tomorrow (Tuesday, March 6) regarding the status of our request for documents. We will decide how to proceed next after having that conversation.
>
> Sincerely,
> Jay Barnes
>
> Representative Jay Barnes
> 60th District
> Missouri State Capitol, Room 306A
> 573-751-2412
> Jay.Barnes@house.mo.gov

Jay Barnes

From: Jay Barnes
Sent: Thursday, March 22, 2018 4:19 PM
To: edowd@dowdbennett.com
Attachments: 2018.03.22 - First Interrogatories to Gov. Greitens via Dowd.pdf

Dear Ed:

Please find attached requests for sworn answers to written interrogatories directed. These questions are more appropriate via interrogatory because they involve details that your client may have difficulty recalling on-the-spot in an interview with the committee. Answers to these interrogatories are due next Thursday. Please also be aware that the committee has the authority and will, in fact, protect any personally-identifiable device or account information provided to the committee against public disclosure.

I am looking forward to our meeting tomorrow. As we discussed, Vice Chair Don Phillips will be present, as well as staff attorneys Alex Curchin and Alix Hallen. In advance of our meeting, I request that you be prepared to provide a time at which your client will be made available for sworn testimony before the committee. We are happy to accommodate your and your client's schedule at any time between Wednesday, March 28 to Thursday, April 5.

Your client would be provided with the same courtesies and procedures as those for other witnesses who have appeared before the committee. At your request, we would schedule the hearing at the Jefferson City Police Department for privacy and security. In addition, counsel are permitted to sit at the witness table, but not permitted to testify.

If your client plans to invoke his constitutional right not to testify, I kindly request that you inform the committee of this fact via written response by Monday of next week so that we can fill out our schedule over the next few weeks and fulfill our responsibilities in a timely fashion.

Sincerely,

Jay Barnes

TO: Eric Greitens, via hand-delivery and email to Edward Dowd at edowd@dowdbennett.com

BEFORE THE HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

REQUEST FOR SWORN ANSWERS TO INTERROGATORIES

You are hereby requested to provide answers, sworn under oath, to the following interrogatories and to provide the same by 5:00 p.m. Thursday, March 29, 2018 to the office of Chairman Jay Barnes, Room 306-B, State Capitol Building, Jefferson City, Missouri.

As used herein, "you" or "your" or any derivative of the same refers to Eric Greitens.

"Communications device" refers to any phone (including, but not limited to smart-phones), tablet, laptop, desktop, or Internet-connected device capable of storing, receiving, or sending any transfer of signs, signals, writing, images, sounds, data, or intelligence of any nature.

1. How many communications devices have you used since January 1, 2015 for any purpose, personal or professional? For each such communications device, answer the following:
    a. Whether you still have possession or access to that device;
    b. The phone number associated with that device;
    c. The unique device identifier associated with that device;
    d. The IP addresses for any such devices;
    e. For phones, whether the phone is or was a pay-by-month or "burner" phone;
    f. Whether you used any method to back-up or store the contents of communications, photographs, or other documents sent, received, or created on that device;
    g. The service providers you used for purposes of sending or receiving communications with the device;
    h. The service providers you used to back up or store the contents of communications, photographs, or other documents sent, received, or created on that device;
    i. Whether you have an account or access to an account where data sent by, received by, or generated by the communications device is backed-up or accessible on the Internet;
    j. Whether you have a server or other computer equipment to which data from the communications device is backed-up;
    k. Whether you currently have or have ever had an iCloud account with Apple relating to the use of Apple devices, such as an iPhone, iPad, or Mac computer; and if so, the dates such accounts were opened and closed and identifying information for your iCloud account, including your username;

ANSWER:

2. How many email accounts have you used since January 1, 2015 for any purpose, personal or professional? For each such account, identify the address used and the dates for which you used the account.

ANSWER:

3. Do you have an Apple ID account? Is so, how many and what email addresses are associated with those accounts?

ANSWER:

VERIFICATION

STATE OF MISSOURI)
) ss.
COUNTY of _____)

I, Eric Greitens hereby state under oath that I have read the allegations of the foregoing Interrogatories and the same are true to the best of my information and belief.

By: _____
Eric Greitens

Subscribed and sworn to before me this _____ day of _____, 2018.

_____
Notary Public

My Commission expires: _____

Jay Barnes

From: Jay Barnes
Sent: Friday, March 23, 2018 1:17 PM
To: edowd@dowdbennett.com
Subject: Follow-up on This Morning

Dear Ed:

It was great to meet with you this morning. As we discussed, your client has the opportunity to testify before the committee under the same courtesies and circumstances as other witnesses who have testified. I would note that your client has been aware of this opportunity since the beginning of the investigation – starting with the first communication we had on February 28 and following with several subsequent conversations.

While it is, of course, true that he has a right not to testify in the criminal trial, it is also true that he has the right to testify so if he so chooses. As for our investigation, while he does not have a constitutional right to testify before the committee at this point, we are treating it as if he does.

Now, nearly a month after the first notice, the committee needs a firm answer from your client as to whether he will testify. So that we may plan accordingly, we kindly request a written answer on whether he will exercise or waive this right by Monday at 5:00 p.m. If your client chooses not to participate in the process, that is his choice. However, regardless of his choice, the committee will issue its report on time.

We also discussed the possibility of reviewing discovery from the criminal case pending in the City of St. Louis. We are happy to review evidence from that case and are supportive of a motion by either party to make an exception to the current order against disclosure to third parties. However, in the event any such evidence is provided, we would insist on having the complete set of evidence. In other words, we will not accept cherry-picked evidence from either the Circuit Attorney's office or your client.

Sincerely,

Jay Barnes

March 26, 2018

Chairman Jay Barnes
Vice Chairman Donald Phillips
Representative Kevin Austin
Representative Shawn Rhoads
Representative Jeanie Lauer
Representative Gina Mitten
Representative Tommie Pierson, Jr.

Dear Reps. Barnes, Phillips, Austin, Rhoads, Lauer, Mitten and Pierson:

First and foremost, we wish to reiterate what we told the Chairman and Vice-Chairman of the Committee when we met with them last week: Governor Greitens will cooperate fully with the work of this committee.

Rep. Barnes has made two demands of the Governor: 1) That we let him know by 5:00 p.m. today whether the Governor will testify and 2) that if the Governor agrees to testify, he do so within two weeks.

On the first request, our answer is: yes, the Governor is willing to provide testimony to the committee, as well as all necessary documentation, discovery, depositions, and other key information. Rep. Barnes' second request, however, is unreasonable. This Committee was formed to investigate allegations made by St. Louis City Circuit Attorney Kim Gardner. Trial in that case is 7 weeks away, and **the court just today ordered that the case proceed to a trial by jury**. Moreover, the court's restrictions on what information can and cannot be released make it impossible for the Governor to provide what the Committee needs to complete its work.[1] That includes discovery information from the Circuit Attorney, transcripts of depositions of key witnesses, and other critical information that is not currently available to the Committee, **by court order**. That information will be available only after the criminal trial is concluded.

The Committee, the House, and the people of Missouri deserve a full and complete report. But due to no fault of the Committee or the Governor, it is impossible for the Committee to accomplish that goal by April 9. **The timing of the release of any documents or reports from this Committee is all the more important in light of a jury trial. Anything published by this Committee will no doubt influence the jury pool and the public about this case, and thus it is vital that the Committee's work reflect the full facts.** That is why we respectfully request that the members of the Committee grant yourselves a brief extension of a few weeks so that you may complete a thorough and comprehensive investigation.

Moreover, as you all know, the Governor is unable to testify prior to the criminal proceedings, as doing so would violate his right to a fair trial. He would be under no such restriction once the trial concludes. In other words, even though the Governor can and will provide information to the Committee over the next two weeks not subject to the court's orders, critical information that the Committee needs to complete its work will not legally be available by the Committee's original April 9 deadline.

For example, while the Committee has heard from some witnesses, there are others who have and will testify at depositions, **which by court order the Committee will not have access to before the original**

[1] As you may be aware, Mr. Dowd had spoken with the Chairman weeks ago and offered to provide the Committee with discovery in the criminal case, but at the request of the Circuit Attorney, the judge ordered that no third parties, including this Committee, may obtain discovery materials from the case, including information derived from the Circuit Attorney's investigation and exculpatory evidence (evidence showing the Governor is innocent).

April 9 deadline. The Committee deserves to see those accounts, many of which show that accusations made against the Governor are false. The Committee also deserves to see all of the discovery material assembled by the Circuit Attorney herself, some of which shows that the Governor is innocent. By court order, this information may not be shared with the Committee until after the trial.

In order to get that key information, the Committee ought to give itself a brief extension, through just after the criminal trial has concluded. The Circuit Court trial will begin on May 14 and is expected to last only two or three days. A brief extension of five weeks past the Committee's deadline will give the Committee all the information and evidence it cannot currently obtain.

Although the Governor asked the Court for a trial date of April 3—in part so that the trial would be completed before the Committee's report was due—the Court set trial for shortly *after* the Committee's current due date. Fortunately, the Resolution authorizing the Committee and its work allows it to extend its deadline and permits such an extension by simple majority vote of the Committee. In a matter of such weight and seriousness, surely all of us—and the people of Missouri—will agree that completing a full, thorough, and accurate report is more important than sticking to an arbitrary schedule, particularly when the extension need only be for a few weeks.

The Committee Chairman has stated that the "committee's job is to investigate the underlying facts and report back to the General Assembly." A brief extension will enable the Committee to do just that: conduct a thorough, complete, fair investigation of *all* the underlying facts. On the other hand, absent a brief extension, the Committee:

- **Will not have the benefit of the discovery in the pending case, which includes information that exonerates Governor Greitens.**

- **Will not have the benefit of the depositions taken in the pending case, which include cross-examinations and testimony of witnesses, some who have testified before the committee and others who have not.**

- **Will not have the benefit of testimony and evidence elicited at trial.**

- **Will not have the testimony of the Governor.**

- **Will disseminate incomplete, false and misleading information that will cause damage to entirely innocent people, some of whom are families and children.**

- **Will cause pretrial publicity that interferes with the fairness and due process of the Circuit Court trial and unduly influences the jury pool.**

- **Will cause disruption of the legislative session and confusion among legislators who will be justifiably perplexed as to what, if any, action they should take based on an incomplete and inaccurate report.**

Based on all of the above, we see no compelling reason not to provide a brief extension of this Committee's work. Over 36 months have passed since the incidents being investigated by this Committee allegedly took place. Surely the committee can spare six additional weeks to get a full and complete accounting of what actually occurred. The matters being investigated by the Committee are not urgent, nor, for that matter, are they matters directly related to the continued functioning of state government.

During the course of this investigation, the Governor has continued to govern, just as he will during the five additional weeks the committee ought to take to complete its work.

Please take an additional five weeks to do a complete and thorough review of *all* of the underlying facts and the evidence as shown at trial in order to write a full, fair, complete, and truthful report. We strongly believe that a rushed, incomplete, inaccurate report will not serve the Committee, the House, or the people of Missouri well. Speed is not of the essence here; accuracy is.

We respectfully request the Committee approve this brief extension to provide the public and your fellow lawmakers with a complete and accurate report that preserves the constitutional rights of every person involved and does not unduly interfere with the Governor's right to a fair trial by an untainted jury. There is no compelling reason not to allow yourselves more time to do this work right, and we respectfully submit that doing so would be in the interest of the Committee, the House of Representatives, and the people of Missouri.

Respectfully submitted,

/s/ Edward L. Dowd
Edward L. Dowd
Dowd Bennett, LLP
7733 Forsyth Blvd., Ste 1900
St. Louis, MO 63105
(314) 889-7301
edowd@dowdbennett.com

Counsel on behalf of Eric Greitens

/s/ Lucinda Luetkemeyer
Lucinda Luetkemeyer
Counsel to the Governor
Office of the Governor of Missouri
lucinda.luetkemeyer@governor.mo.gov

/s/ Ross Garber
Ross Garber (of counsel)
Shipman & Goodwin LLP
1875 K Street, N.W.
Washington, D.C. 20006
(202) 469-7798
rgarber@goodwin.com

Counsel on behalf of the Office of the Governor of Missouri

cc: Speaker Todd Richardson

Jay Barnes

From: Ed Dowd <edowd@dowdbennett.com>
Sent: Monday, April 09, 2018 10:13 AM
To: Jay Barnes; Don Phillips; Kevin Austin; Shawn Rhoads; Jeanie Lauer; Gina Mitten; Tommie Piersonjr; Todd Richardson
Attachments: 2018.04.08 Defendant's Motion to Compel Immediate Production of all Exculpatory Information.pdf; 2018.04.09 Letter to Chairman and Committee sending 4.8.18 Motion to Compel.pdf

For your information and review. Thank you for your consideration.

Ed

Edward L. Dowd, Jr. **Direct Dial: (314) 889-7301** **Email: edowd@dowdbennett.com**

April 9, 2019

Chairman Jay Barnes
jay.barnes@house.mo.gov

Dear Chairman Barnes:

Attached is a Motion to Compel we filed on behalf of Mr. Greitens on April 8, 2018.

As you will see, there are several important developments revealed in the deposition of the alleged victim.

1. The alleged victim admitted some of her memory of certain evidence may have been from dreams instead of reality, and she had earlier informed the Circuit Attorney's Office of her dream or visions;

2. The alleged victim described that her contact with Eric was consensual and that she was a very willing participant; and

3. The Circuit Attorney's Office videotaped an interview of the alleged victim but is now claiming that the video is lost or the equipment malfunctioned. These are matters that were not disclosed to the defense until her deposition on Friday, April 6.

We would appreciate it if you would review this important information. Thank you for your assistance with this matter.

Sincerely yours,

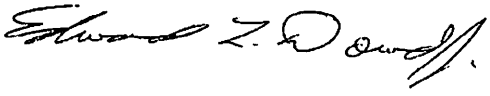

Edward L. Dowd, Jr.

ELD:djs

cc:	Vice Chairman Don Phillips	don.phillips@house.mo.gov
	Representative Kevin Austin	kevin.austin@house.mo.gov
	Representative Shawn Rhoads	shawn.rhoads@house.mo.gov
	Representative Jeanie Lauer	jeanie.lauer@house.mo.gov
	Representative Gina Mitten	gina.mitten@house.mo.gov
	Representative Tommie Pierson, Jr.	tommie.piersonjr@house.mo.gov
	Speaker Todd Richardson	todd.richardson@house.mo.gov

IN THE CIRCUIT COURT FOR THE
TWENTY-SECOND JUDICIAL CIRCUIT
CITY OF ST. LOUIS
STATE OF MISSOURI

STATE OF MISSOURI,	)	
	)	
Plaintiff,	)	
	)	Cause No. 1822-CR00642
v.	)	
	)	
ERIC GREITENS,	)	
	)	
Defendant.	)	

DEFENDANT'S MOTION TO COMPEL IMMEDIATE PRODUCTION OF ALL EXCULPATORY INFORMATION

Defendant Eric Greitens requests a court order compelling the Circuit Attorney to immediately produce all exculpatory information in her possession. Recent deposition testimony has confirmed that information that supports the Defendant's innocence has been withheld from him – as well as from the Grand Jury and the House Committee reviewing this matter.

Background on Recent Events

Counsel for the Defendant questioned K.S. under oath on Friday, April 6, 2018. This testimony provided information establishing that the Circuit Attorney lacks evidence to prove the offense. However, it also established that the Circuit Attorney has withheld evidence from the defense. Similarly, the House Committee looking into these matters has been deprived of essential information. Of note, the sworn testimony established that K.S. never saw a photograph, has no evidence of transmission of any image, and that any assertion by K.S. that she saw a phone on the day in question was based on a dream or vision. In addition, the Circuit Attorney videotaped an interview of witness K.S. but now claims that this tape (which Defendant

believes would further provide proof of his innocence) does not exist due to a claimed malfunction. The loss or destruction of such key evidence bears scrutiny.

A. Undisclosed Dreams or Visions

The prosecution admits it does not have any photograph that forms the basis of the charges. Nor has the prosecution provided any evidence that K.S. ever saw such a photograph. Nor has evidence of any transmission been provided. Nor does K.S. recall seeing a telephone or camera. When K.S. was asked by defense counsel, "Did you ever see him in possession of a camera or phone?" she answered: "Not to my knowledge. I didn't see him with it." The question was then asked: "And as you sit here now, you cannot state under oath that you ever saw him in possession of a camera – with a camera or a phone?" and K.S. replied, "Correct." And then, "And you can't say you saw it on his person, you can't say you saw him put it down in the kitchen, take it from the kitchen, or put it down anywhere in the basement. Those are all correct statements, are they not?" K.S. answered, "Yes. I cannot say."

Apparently recognizing the difficulty this testimony presented for the charges, the Assistant Circuit Attorney later asked K.S. "did you see what you believed to be a phone?" K.S. answered: "... I haven't talked about it because **I don't know if it's because I'm remembering it through a dream** or I – I'm not sure, but yes, **I feel like I saw it** after that happened, but I haven't spoken about it because of that." She later re-confirmed, however, that she could not testify under oath that she saw a phone.

A witness who is "remembering it through a dream" is not a witness upon which a prosecution can be based. K.S. testified that she had informed the Circuit Attorney that her recollections may well be from a dream or vision, but the Circuit Attorney did not turn that information over to the defendant. It was not until after hours of testimony that K.S. revealed

she was having a dream or vision about what happened. Nor did K.S. inform the Missouri House Committee looking into these matters of this key fact. These dreams and visions may well extend to multiple other aspects of K.S.'s recollection of these three-year-old events. For the Circuit Attorney to have been told by K.S. about these dreams and visions and to have not disclosed it to the defense is a violation of Brady.

B. Witness K.S. Provides Other Undisclosed Evidence That is Exculpatory

There are also differences between the testimony K.S. gave in her deposition versus what she said to the Grand Jury. On key points, K.S. admitted she had not disclosed to the Grand Jury or the House Committee important facts. K.S. also acknowledged that the recordings made by her ex-husband contained what she describes as lies. These differences make it critically important that the defense obtain accurate information about what K.S. has said on different dates about the events in question.

By way of example, apparently a theory of the Circuit Attorney is that K.S. would not consent to creation of images involving partial nudity. But in an event never previously disclosed to the Grand Jury or House Committee, K.S. now admits that in June of 2015, she transmitted images via Facetime of herself to the Defendant while she was in a state of partial nudity. In a similar manner, K.S. acknowledged that for months after the alleged "invasion of privacy," K.S. continued to see the defendant willingly. One of those events took place that very same afternoon on March 21, 2015, and another just days later. Other events took place weeks and months later, again suggesting that K.S. did not view the Defendant as having violated her privacy rights back in March. K.S. acknowledged that she never viewed anything that happened as a criminal matter, agreeing that the "last thing on [her] mind" even in January of 2018 was

potential criminal prosecution. Moreover, key information tending to prove innocence was not provided to the Grand Jury or House Committee.

The facts disclosed in the deposition establish that this was a months-long relationship and that K.S. was a co-equal participant; any current testimony to the contrary appears to be the product of dreams or visions that make it difficult to remember what happened, the passage of time after the defendant decided to terminate the relationship, or the continuous interviews on this subject. The defense therefore requests a report of any statement by K.S. to the government that would tend to be exculpatory, including in the sense of showing that K.S.'s conduct after March 21, 2015 was unlike a person who was the victim of an invasion of privacy. These multiple statements by this witness are key to the defense and have not been provided in any detail. Therefore, full memoranda of what was said by K.S. at all interviews should be provided.

C. The Circuit Attorney's Missing Tape of K.S. Interview

Given the passage of time and inconsistencies between what K.S. says on different occasions, it is essential that the Defendant have copies of all prior statements of witness K.S. One of these prior statements was given to the Circuit Attorney months ago. On Friday, K.S. testified that the Circuit Attorney and Mr. Tisaby had a video camera at this key interview. They told K.S. and her attorney that the interview was being videotaped. The camera was set up by Mr. Tisaby. As far as K.S. was aware, the interview was videotaped. This videotape is essential to the defense of the case because it likely would confirm even more inconsistencies in the evidence or corroborate important exculpatory details. Already the evidence contains different statements by K.S. (a) to her husband on recordings; (b) to the Grand Jury; (c) what K.S. testified in her deposition that she said to the House Committee; and (d) in her deposition. A videotape of

an interview would be particularly powerful evidence for the Defendant. Its production is essential.

Apparently, the Circuit Attorney claims that the videotape machine did not work. If proper investigation technique was followed, the tape machine would have been checked before the interview started, the tape would have been marked as involving an interview of K.S. on the date at issue, and the tape would be preserved. Yet no tape has been provided. At a minimum, a written a report should exist that described the attempted taping and why it failed. No report has been provided. Nor has any other explanation been given for the malfunction. This tape is essential to the defense, both for the substance of what was said and to confirm what was told to the prosecutors. Defendant believes that if the St. Louis Police Department – and not an unlicensed private investigator – conducted this investigation this valuable evidence for the defense would not have been lost or destroyed.

Background on Discovery Issues in this Case

Over a month ago, at the March 6, 2018 court hearing in which The Circuit Attorney participated, the Circuit Attorney's Office stated, "the State will absolutely turn over anything that is Brady, whether or not it's in a report, and it will be put in writing and in a report." 3-6-18 Transcript, p. 15. Similarly, the Circuit Attorney's Office had promised "anything potentially exculpatory ... we will absolutely turn it over within 48 hours of getting it." 3-6-18 Transcript, p. 15-16.

The Court is aware of some of the difficulties defense counsel has had trying to obtain accurate information as to what K.S. has said in prior statements made to the Circuit Attorney. The claim that there are no notes from the January 29, 2018, interview of K.S. conducted by Mr. Tisaby and The Circuit Attorney is well documented in defense counsel's motion to compel a

second deposition of Mr. Tisaby. After Mr. Tisaby had been grilled as to how he could have conducted a two-hour interview without taking a single note, suddenly the following day the Circuit Attorney produced notes she had from that interview. Notations related to what K.S. said regarding the events of March 21 and the days following are minimal to say the least. Additionally, K.S. had been interviewed on January 24, 2018. However, no one other than The Circuit Attorney participated in that interview. While defense counsel has notes of The Circuit Attorney from that interview, as discussed below, the exculpatory facts were not referenced within the notes. Consequently, until K.S.'s deposition last Friday, significant exculpatory information had not previously been revealed, as promised to the Court and to defense counsel.

Time and effort was wasted in the deposition of K.S. obtaining information that the Circuit Attorney chose not to disclose to defense counsel or the grand jury before the deposition. Defense counsel raised the concerns about not getting exculpatory information more than a month ago. The Circuit Attorney's Office promised "anything potentially exculpatory" would be turned over. The failure to do so in such an important matter is inexcusable. Moreover, what other exculpatory information may also be available is still unknown. K.S. was interviewed once by only The Circuit Attorney, yet her notes have no exculpatory information included. The second interview was videotaped, but the Circuit Attorney's Office claims the equipment did not work. The Circuit Attorney's Office has acknowledged that exculpatory information must be turned over whether written into a report or not. However, that did not happen in this case. With The Circuit Attorney sitting there in the courtroom, her office made clear they knew the rules:

> "[W]e will make sure if there are any things that are not contained in the report, and I candidly can't imagine anything that would fall into that that hasn't been turned over, but should there be anything, it's turned over in advance of the deposition."

3-6-18 Transcript, p. 17. When this statement was made, the Circuit Attorney knew at least some of the information set out above.

Request for Relief

Defendant requests that the Court order the Circuit Attorney to produce all exculpatory information in its possession, including any further statements by K.S. that her testimony may be based on "dreams" or "visions"; any further statements by K.S. that negate or call into question the essential elements of the case; and further statements that suggest that K.S. did not view herself as being a victim of an invasion of privacy after March of 2015, and the video tape and machine at issue (or any report related thereto). This request extends to all exculpatory information, whether documented in writing or retained only orally.

Dated: April 8, 2018

Respectfully submitted,

DOWD BENNETT LLP

By: /s/ James G. Martin
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James F. Bennett, #46826
Edward L. Dowd, #28785
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Clayton, MO 63105
Phone: (314) 862-4332
nkettler@rsflawfirm.com

Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the City of St. Louis Circuit Attorney's Office this 8th day of April 2018.

/s/ James G. Martin

Jay Barnes

From: Scott Simpson <scott@knightsimpson.com>
Sent: Monday, April 09, 2018 8:46 PM
To: Jay Barnes
Subject: RE: Subpoena for Testimony March 12
Attachments: Statement - Greitens 4-9-18.pdf

Mr. Barnes,

I have read the motion that Gov. Greitens team filed in response to her deposition testimony. Please be advised, the motion mischaracterizes my client's testimony. I am happy to provide any supplemental information your committee might find helpful.

I have attached statement calling for the release of my client's complete deposition transcript.

Thank you,
Scott Simpson

Scott Simpson

Attorney at Law
Knight & Simpson
423 Jackson Street
Saint Charles, MO 63301
Phone: 636-947-7412
Fax: 636-947-7505
Email: scott@knightsimpson.com
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Knight & Simpson
Attorneys at Law

Joshua G. Knight
Scott Simpson
Attorneys at Law

Kathryn FC Ryan
Paralegal

FOR IMMEDIATE RELEASE
April 9, 2018
Media Contact: Scott Simpson (636) 947-7412

Missouri Gov. Greitens

Navy Seals have a code that directs its members to take responsibility for their actions and the actions of their teammates. With that code in mind, it is time for Gov. Eric Greitens to take responsibility for his actions as well as the actions of his team which is made up of the best lawyers other people's money can buy. Gov. Greitens has admitted to my client, on multiple occasions that he took her photograph, without her consent, and threatened to release it if she ever told anyone about their relationship. Instead of taking responsibility for his actions, Gov. Greitens has decided to let his team attack my client by mischaracterizing her deposition testimony.

In an effort to preserve her privacy and the privacy of her children, my client has refused to comment on this case and her silence has allowed a number of false and misleading statements to go unanswered. However, the most recent attack on my client's credibility cannot be ignored; it is time to set the record straight. We will support a motion to release the complete transcript of my client's deposition, so long as her name and other identifying information is redacted. Gov. Greitens needs to take responsibility for his actions and be honest about the fact that he took my client's photograph without her consent.

The governor can continue to try this case in the media but at his trial the facts will speak for themselves. My client has taken responsibility for her actions and it is time Gov. Greitens accepts responsibility for his.

###

423 Jackson Street
Saint Charles, MO 63301

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Phone: 636-947-7412
Fax: 636-947-7505

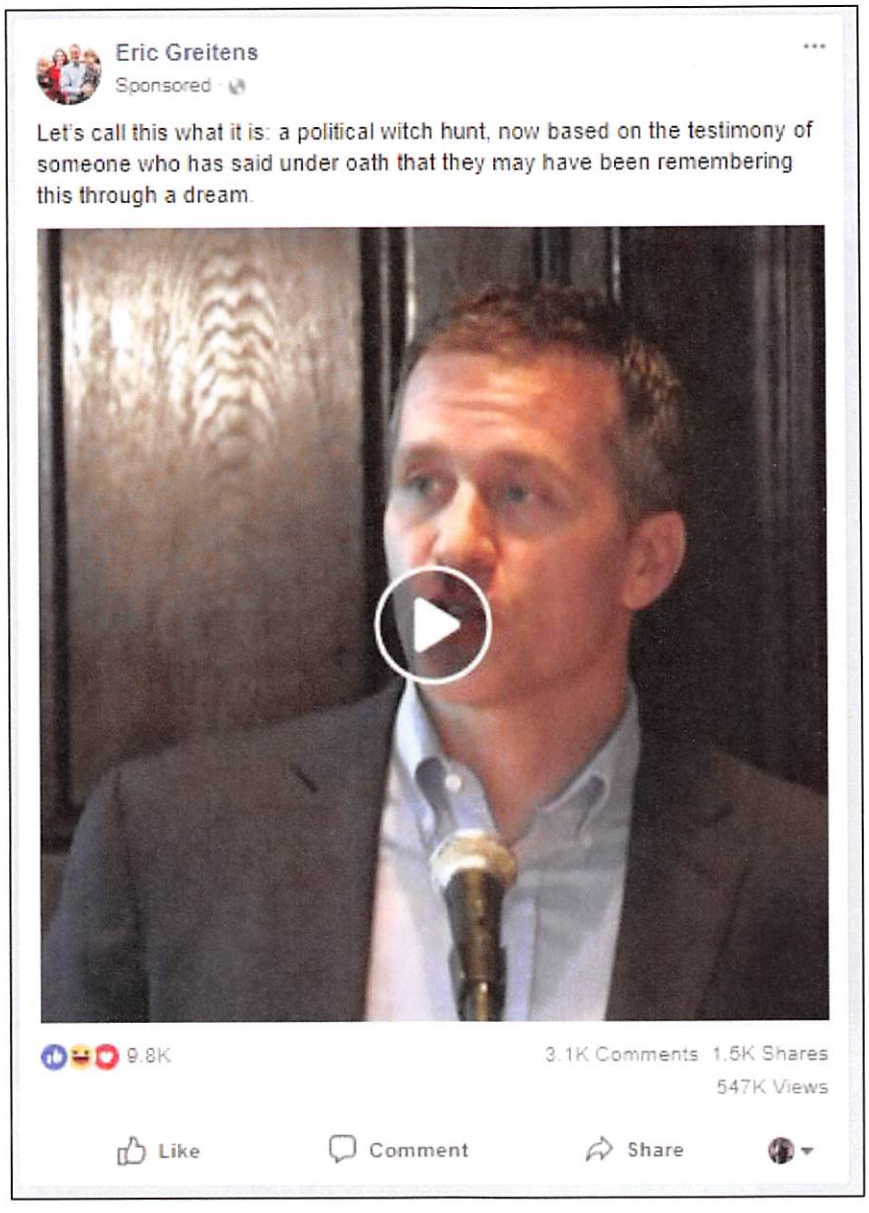
Eric Greitens
Sponsored
Let's call this what it is: a political witch hunt, now based on the testimony of someone who has said under oath that they may have been remembering this through a dream.
9.8K
3.1K Comments 1.5K Shares
547K Views
Like
Comment
Share

Exhibit 25

Posts

Eric Greitens
April 12 at 4:09pm

We told you yesterday afternoon that the House report would be incomplete. It was.

We told people that they needed to see all the evidence. And now, we have proof that Circuit Attorney Kim Gardner and her team hid evidence from the people of Missouri and from the Missouri House of Representatives—evidence that undermined the narrative pushed in the House report.

Kim Gardner hid a video that she knew directly contradicted allegations in the House report, and she allowed her lead investigator to lie about it, under oath.

Just last night—as false stories were being pushed to press—the prosecutor turned over a videotape of her interview with the woman. This was evidence that the prosecutor was legally required to turn over months ago. She purposefully kept it hidden until one hour after the false report was released.

The House report contained explosive, hurtful allegations of coercion, violence, and assault. They are false. Those allegations can be refuted with facts. Despite the Circuit Attorney's attempts to keep it from the people of Missouri, we have video evidence that contains some of those facts.

In the video, the woman talks for almost two hours, and never once mentions any coercion. In the House report, there is a false allegation that I slapped the woman. That allegation had been made once before, and it was disproven. The story changed, so I will say again: it did not happen. On this new video, she says that when this story broke in the media, she asked her two friends if they ever remembered her talking about a slap, and they both said "No." The witness claimed to the House that she was coerced into sexual activity on the morning of March 21st. This is inconsistent with her statements in the video interview with the Circuit Attorney.

The report that was put out last night did not contain this evidence, and the allegations in that report will be refuted by facts, including this video, depositions, discovery, and other evidence that will be subjected to the rigors of a courtroom analysis. In 32 days, a court of law and a jury of my peers will let every person in Missouri know the truth and prove my innocence.

Like Comment Share

Exhibit 26

From: Greitens, Eric [egreitens@missioncontinues.org]
Sent: 5/8/2015 3:28:04 PM
To: Eric Greitens [redacted]
Subject: Fwd: Stephen R. Welby - Attorney - The Welby Law Firm. LLC

---------- Forwarded message ----------
From: **MARK BOBAK** [redacted]
Date: Fri, May 8, 2015 at 9:43 AM
Subject: Stephen R. Welby - Attorney - The Welby Law Firm. LLC
To: Eric Greitens <egreitens@missioncontinues.org>

Good resume. Former assistant US ATTY. Charges 50% retainer up front.

Will I be able to afford your fees?

We strive to maintain reasonable fees, and we make sure you receive full value. In most cases, we charge a flat fee for an entire trial portion of your defense. We expect a 50 percent initial retainer. We are willing to work out a payment plan, and we accept all major credit cards.

- See more at: http://www.welbylawfirm.com/faqs/#2

Will I be able to afford your fees?

We strive to maintain reasonable fees, and we make sure you receive full value. In most cases, we charge a flat fee for an entire trial portion of your defense. We expect a 50 percent initial retainer. We are willing to work out a payment plan, and we accept all major credit cards.

- See more at: http://www.welbylawfirm.com/faqs/#2

Will I be able to afford your fees?

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- See more at: http://www.welbylawfirm.com/faqs/#2
http://www.welbylawfirm.com/attorney-profiles/stephen-r-welby/

--
Eric Greitens
Founder & CEO
Executive Assistant | Krystal Taylor | ktaylor@missioncontinues.org
The Mission Continues | 1141 S. 7th Street | St. Louis, MO 63104
O: 314-571-6179 | F: 314-571-6227
Facebook | Twitter | Donate | CFC# 46324

Exhibit 27

AFFIDAVIT OF SCOTT SIMPSON

COMES NOW Scott Simpson, an attorney licensed in the State of Missouri and hereby states upon his oath:

1. I am over the age of eighteen.
2. I am the attorney of record for Witness 1.
3. On March 7, 2018, Witness 1 testified in front of the Special Investigative Committee On Oversight.
4. I picked Witness 1 up from her house the morning of March 7, 2018 and drove her to the hearing.
5. Witness 1 and I were the only people in the vehicle.
6. I was with Witness 1 prior to the hearing, during the hearing and after the hearing.
7. Witness 1 did not speak or otherwise communicate with her ex-husband on March 7, 2018.

Further Affiant Say Not

STATE OF MISSOURI)
) SS.
COUNTY OF ST. CHARLES)

COMES NOW, Scott Simpson, and being first duly sworn upon my oath, state that I have read the foregoing document, and that the facts contained therein are true and correct to the best of my knowledge, information and belief, and that I sign the same as my free act and deed.

STATE OF MISSOURI)
) SS.
COUNTY OF ST. CHARLES)

On this 18th day of April, 2018, before me, a Notary Public in and for said state, personally appeared Scott Simpson, known to me to be the person who executed the within document under oath and subscribed and sworn unto me, and acknowledged to me that she executed the same for the purposes therein stated and that she executed the same as her free act and deed.

Notary Public

My Commission Expires: 9-12-2020

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

KATHRYN FC RYAN
My Commission Expires
September 12, 2020
St. Charles County
Commission #12521912

EXHIBIT 28

PENGAD 800-631-6989

AFFIDAVIT OF [redacted]

The undersigned, having first been duly sworn upon his oath, does hereby state and aver of his own free will and volition, and at the special instance and request of the Missouri House of Representatives Investigative Committee on Oversight ("Committee"), as follows:

1. The undersigned is of the age of majority and of sound mind and body;
2. The undersigned did not drive, travel or traverse the landscape with his former lawful spouse K.S. on March 7, 2018 to any location or from any location, including specifically the location at which it is understood by the undersigned that K.S. proffered testimony to the Committee in connection with the Committee's investigation into the circumstances surrounding the Governor as they relate to K.S.; and
3. On March 7, 2018 the undersigned was working his normal hours commencing at approximately 4:30 AM until sometime between 12:30 PM and 1:30 PM.

FURTHER, AFFIANT SAYETH NOT.

[redacted] _____

NOTARY PUBLIC

Subscribed and sworn to before me on this 18th day of April, 2018.

Elaine T Reilly
Notary Public

My Commission Expires:

NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI

ELAINE T. REILLY
My Commission Expires
October 10, 2021
St. Louis County
Commission #13536660

EXHIBIT
29
PENGAD 800-631-6989

From: Eric Greitens [egreitens@missioncontinues.org]
Sent: 3/14/2014 9:46:32 PM
To: ktaylor@missioncontinues.org; dwhitman@greitensgroup.com
Subject: Invitation: [redacted] Tue Mar 18, 2014 12:30pm - 2pm (ktaylor@missioncontinues.org)
Attachments: invite.ics

more details »

[redacted] Meeting- [redacted]

Will pull bios on Monday

We have Eric confirmed for Tuesday, March 18, at 12:30pm at the [redacted] The meeting will be held at [redacted]

Attendees will include:

[redacted]

Mike Hafner

When Tue Mar 18, 2014 12:30pm – 2pm Central Time

Calendar ktaylor@missioncontinues.org

Who
- Eric Greitens - creator
- dwhitman@greitensgroup.com
- Krystal Taylor

Going? Yes - Maybe - No more options »

Invitation from Google Calendar

You are receiving this email at the account ktaylor@missioncontinues.org because you are subscribed for invitations on calendar ktaylor@missioncontinues.org.

To stop receiving these notifications, please log in to https://www.google.com/calendar/ and change your notification settings for this calendar.

EXHIBIT
tabbies
30
4-23-18

From: Taylor, Krystal [ktaylor@missioncontinues.org]
Sent: 4/1/2014 8:19:16 PM
To: [redacted]missioncontinues.org
Subject: Please reach me at The Greitens Group Re: March CC Statement - DUE by COB Friday 4/4

Thank you for writing.

I have recently transitioned from The Mission Continues. I continue to support Eric Greitens, and you can now reach me at The Greitens Group. Feel free to email me at ktaylor@greitensgroup.com for scheduling and meeting requests.

If you're writing in reference to The Mission Continues, please write to one of the emails below:

For general inquires: INFO@MISSIONCONTINUES.ORG

For matters concerning the Fellowship Program: fellowships@missioncontinues.org

Press and media: llesperance@missioncontinues.org

For donation inquiries: development@missioncontinues.org

Thank you,

Krystal

--
Krystal Taylor
Executive Assistant to Eric Greitens
The Mission Continues | 1141 S. 7th Street | St. Louis, MO 63104
O: 314-571-6179 | F: 314-571-6227
Facebook | Twitter | Donate | CFC# 46324

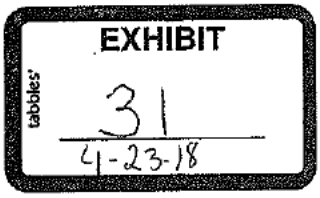

From: Stevens, Lori [redacted]
Sent: 5/8/2014 10:48:30 PM
To: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]
CC: Spencer Kympton [redacted]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: transition calls - memo and $1K+ list
Attachments: 5.5.2014 Call List (TMC Transition).odt; 2014stlplanoverallmemowupdates4.22.docx; All donors 1K total and up - as of 5-7-14.xlsx; TheMissionContinuesServicePlatoons-smallerfile-April2014.pdf; Strategic plan 2014-2016 as of February 2014.pdf

Hi Eric,

Here is the transition call info...

1) Priority calls with background notes. I can't for the life of me figure out how to get rid of Krystal's highlights. My usual skills don't work. So, a little extra color for you :)

2) The $1K+ list, thanks to Thalia

3) Service Platoon sponsorship info - reference for [redacted] calls

4) Strategic plan slides - reference for [redacted] (Lyndsey sent them to him by mail with a note in February)

5) St. Louis memo from Lyndsey - in case it's helpful context

One thing to consider:

* If you get a strong group responding to the dinner invitation right away, then let's stick with just inviting [redacted] from the STL LC. [redacted]

* If we don't get the top investors like the [redacted] (longshot, I know) coming, then you might consider inviting the rest of the STL LC plus [redacted] You'd probably need to include [redacted]

* Even if we don't invite them, we'll need to add a round of personal calls from you to them. People like [redacted] would want to hear from you personally.

L

--
Lori Stevens
Vice President, Growth Strategy and Development
The Mission Continues
[redacted]
Facebook | Twitter | Donate | CFC# 46324

EXHIBIT
32
4-23-18

From: Eric Greitens [egreitens@missioncontinues.org]
Sent: 8/13/2014 10:18:02 PM
To: ktaylor@missioncontinues.org; dwhitman@greitensgroup.com
Subject: Invitation: Call w/ Steve Michael & Dave Hageman @ Thu Aug 14, 2014 10am - 11am (Krystal Taylor)
Attachments: invite.ics

more details »

Call w/ Steve Michael & Dave Hageman

Conference Dial-in Number: (559) 546-1000
Participant Access Code: 1000251#

When Thu Aug 14, 2014 10am – 11am Central Time

Calendar Krystal Taylor

Who
- Eric Greitens - creator
- Krystal Taylor
- dwhitman@greitensgroup.com

Going? Yes - Maybe - No more options »

Invitation from Google Calendar

You are receiving this email at the account ktaylor@missioncontinues.org because you are subscribed for invitations on calendar Krystal Taylor.

To stop receiving these notifications, please log in to https://www.google.com/calendar/ and change your notification settings for this calendar.

From: Michael Adams
Sent: Thursday, March 9, 2017 2:44 PM
To: JPletzl[redacted]
Subject: RE: Proposed stipulation

Welcome back Mr. Pletz,

Please see my redline attached and let me know your thoughts.

It does not currently include a reference to consultation with an expert, because it states that the fair market value of the list exceeded the $100 disclosure threshold without delving into further specificity. If we follow your original draft and just state, as a joint stipulation, that the fair market value exceeded the $100 disclosure threshold, I don't think we need to cite an outside expert for that. However, if we change the document to state a more precise fair market value, I do think we need to cite the expert to show where that came from. Are you suggesting that change, or do you want to keep as-is and leave that matter to the amended disclosure report? I suppose that depends on what info, and in what form, your client needs in order to sign off on this.

Happy to ask the appraiser what she'd charge for something formal.

Thanks.

MICHAEL G. ADAMS

CPBA [illegible]

1300 PENNSYLVANIA AVE. NW #190-612
WASHINGTON, DC 20004
DIRECT DIAL: (202) 695-8300
FAX: (202) 695-8320
WWW.CPBLAWGROUP.COM

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PENGAD 800-631-6989
EXHIBIT
34
4/24/18 B

From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Thursday, March 9, 2017 12:44 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Mr. Adams,

Thank you for that information. With regard to the amount you proposed, I think it would work if we are able to reach agreement on the rest of the proposed joint stipulation.
Could you send me your redline version so that we can see where we may be on any other issues? It would not need to include the name of the contributor at this point, but we have been focusing on only one issue without knowing what other ones, if any, might exist. Would your redline include some reference to a consultation with an expert on these types of valuations? And could you let me know how much the appraiser would charge or might be likely to charge for giving a written opinion on the value of the lists?

Jack Pletz

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In a message dated 2/27/2017 11:27:07 A.M. Central Standard Time, madams@cpblawgroup.com writes:

CONFIDENTIAL AND PRIVILEGED – FOR SETTLEMENT DISCUSSION PURPOSES

Mr. Pletz,

Since we corresponded last, I spoke with a prominent national donor list broker/appraiser across the river in Arlington. In response to my initial request for assistance with an appraisal she stated:

We would need the following in order to prepare a valuation:

List Owner's name

Renter/Buyer's name

Transaction details - one time use, multi use

File Make Up - Recency (Donors acquired in the last 12 months) Frequency (are they multi donors or a one time gift) Monetary (are they $5, $25, $50+ donors)

I gave her a call and a brief bit of context (the fields of info the list has, the amounts contributed, the nature of donors (some individual, some corporate, some charitable) on this matter. Her comments were:

- In the normal course of business a sale or rental of a donor list by a 501(c)(3) organization to a political organization would be highly unusual (due to charitable donors' expectation of privacy, and the inability of some charitable donors to give to political organizations) and accordingly the fair market value would be difficult to estimate

- The value of a donor's info is largely dictated by how recently he/she donated (on this list, we have just a "sum all gifts" column and no way to tell)
- Her best guess would be a fair market value of seventy-five cents per donor able to contribute to the political organization, to one dollar twenty-five cents per donor able to contribute to the political organization, depending on whether the donor last gave to the 501(c)(3) organization, say, two years ago, versus recently; this fair market value assumed such contribution was significant, i.e. $1,000.00 or more (which we largely have here)

As a courtesy she offered these comments informally and verbally; did not press but I anticipate she would want to be compensated for any assessment rendered formally and in writing.

If we met in the middle and said a dollar a name, there are approximately 600 $1,000.00+ eligible donors on the list and we'd be looking at a fair market value of approximately $600.00. Thanks and let me know your thoughts.

MICHAEL G. ADAMS

1300 PENNSYLVANIA AVE. NW #190-612

WASHINGTON, DC 20004

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From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Friday, February 10, 2017 5:12 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Mr. Adams,

You make good points, and I suspect a professional appraiser would take them into consideration.

I believe that we would be able to include something on the valuation method in a joint stipulation.

Jack Pletz

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In a message dated 2/10/2017 10:48:21 A.M. Central Standard Time, madams@cpblawgroup.com writes:

Mr. Pletz,

Thanks for your response. The people who perform these appraisals do so for a fee – that is, they do this for a living. They buy, sell, appraise political donor lists; they are like art dealers. I have a bank client that routinely uses one to appraise lists as collateral to back loans (we're talking millions of donors on these, not six hundred); I'll see if I can get an introduction and then a quote on an appraisal.

I want to reiterate that as a matter of fair market value, and therefore as a matter of law, it is completely irrelevant whether the buyer/recipient of a donor list is successful or unsuccessful in soliciting its donors. Pick whatever dictionary you prefer, but Webster's for instance defines "fair market value" as the "price at which buyers and sellers with a reasonable knowledge of pertinent facts and not acting under any compulsion are willing to do business." Fair market value is determined at point of sale, not later. If a committee receives a donor list, then solicits its donors, and then those donors contribute over more than one reporting period, how would the committee be able to state an accurate fair market value in its report for the period in which it received the donor list? Would it be expected to constantly amend that initial report as the value later fluctuated? The ultimate value to the recipient is a sliding scale, and very subjective; that's why in their wisdom Missouri (and every other state, and Congress) elected to use fair market value as the standard.

I understand the sensitivity to coming up with a value that will be seen as others as reasonable. Once we agree on a valuation method, we might consider including it in the joint stipulation so that others will have the benefit of that understanding.

Thank you.

MICHAEL G. ADAMS

CPBA
The Litigation and Political Law Firm

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From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Wednesday, February 8, 2017 5:20 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Mr. Adams,

Because you have access to persons who have provided valuations of donor lists in the past, my hope was that you might be able to get one of them to provide a valuation about these lists. At this point any number that I might come up with for the in-kind contribution would be pretty subjective unless and until we would engage a professional to provide one. If you, on the other hand, would be able to do that, and if you would be willing to share it, then an independent basis would exist for the number that would be reported.

While you make some good points about valuation issues, I think that whoever might end up providing values would want to look at the correlation between the names on the TMC lists and the names on the GFM contributor list, which would certainly appear to suggest that the lists were useful to the campaign. And it is also the case that the potential donors to the candidate already had a relationship with him through his role as the CEO of the prior organization.

One goal of ours would be to arrive at a value in excess of $100. I would think a mutual goal would be for the committee to report a value that would be seen by others as being reasonable given the correlation of the contributors to both organizations and the amounts that those persons and entities contributed to GFM.

Jack Pletz

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In a message dated 2/8/2017 8:19:35 A.M. Central Standard Time, madams@cpblawgroup.com writes:

FOR SETTLEMENT DISCUSSION PURPOSES ONLY

Mr. Pletz,

In my decade-plus specializing in the field of campaign-finance law, having represented two national committees and numerous campaigns, PACs and other groups, collectively active in all 50 states, I have never come across a list purchase, contribution or exchange in which a seller sold and a buyer bought information as attenuated as what we're talking about.

Depending on such factors as how much a donor gave, how recently the donor gave, how often a donor gave, how much information about the donor a list owner possesses, an item of donor info might go for two cents apiece, for twenty cents apiece, a dollar apiece – it just depends. I have never seen – in person, in advisory opinions in any jurisdiction – a political donor list selling information requiring additional legwork on the buyer's part, which defeats the purpose of purchasing the list. A sale of a donor list is a sale of actual donors, actually eligible to themselves contribute to the buyer.

Following the statutory standard that "[a] contribution of anything of value shall be deemed to have a money value equivalent to the ***fair market value,***" if it's your understanding that such tangential information is routinely enough bought and sold in the field of campaign-finance that there exists an obtainable fair market value for it, please provide the basis for that understanding, as well as the fair market valuation itself. If your opinion is that just somebody might find some value in such raw material, that's a subjective standard, one the legislature rejected by adopting an objective one.

If your goal is to arrive at a value in excess of $100, I think with roughly 600 donors outside of the ones we're discussing at present, that remains doable without the Commission going beyond the realities of political donor-list marketing and setting an unwise and baseless precedent.

Thank you.

MICHAEL G. ADAMS

CHALMERS PAK BURCH & ADAMS LLC
The Litigation and Political Law Firm

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WASHINGTON, DC 20004

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From: JPletzl[redacted] [mailto:JPletz[redacted]]
Sent: Monday, February 6, 2017 1:05 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Mr. Adams,

I disagree with your first two points about the value of charitable organizations on potential donor lists. While it is correct that most charitable organizations themselves cannot make political contributions, individuals who are connected with those charities often have significant interest in obtaining access to office holders who may be in a position to affect public policies critical to their charities, and thus have strong reasons to contribute personally.

With regard to individuals listed without mail or email addresses or telephone numbers, when I did a Google search it did not seem difficult to obtain contact information on some of them (e.g., James Berges, Christina DiTullio, Kenneth Inchansti).

While I do not think that a blanket exclusion of those listings would be appropriate, I would think that an expert in valuing potential donor lists could take those things into coinsideration as he or she is reviewing them.

Jack Pletz

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In a message dated 2/3/2017 3:49:34 P.M. Central Standard Time, madams@cpblawgroup.com writes:

FOR SETTLEMENT DISCUSSION PURPOSES ONLY

Mr. Pletz,

Let me see if you agree with my initial thoughts about valuation of the list:

- Information about donors to The Mission Continues that are charitable organizations – which by law cannot make political contributions under any circumstances – should not factor into any analysis of the list's value. Contribution (technically, grant) history of charitable organizations is irrelevant to political organizations because political organizations cannot receive contributions from charitable organizations. Consequently, the second (four-page) of the three documents that make up the list should be disregarded for purposes of assessing the list's value as an in-kind contribution to a political organization.
- Likewise, the ten donors to The Mission Continues, referenced in the third (five-page) of the three documents that make up the list, that are by their names clearly charitable organizations, should be disregarded for purposes of assessing the list's value as an in-kind contribution to a political organization.
- In the first (nine-page) of the three documents that make up the list, individual donors referenced without any contact information or other information necessary for identification of the donors and solicitation thereof, should be disregarded for purposes of assessing the list's value as an in-kind contribution to a political organization (information that "John Smith" gave to The Mission Continues, without more, is useless and accordingly lacks value). In contrast, however, in the third of the three documents that make up the list, organizational donors referenced without any contact information or other information should not be so disregarded, as an organization can be identified by name absent other information.

Thank you.

MICHAEL G. ADAMS

CPBA CHALMERS, PARDO, BERGSTEIN & ADAMS, LLC
The Litigation and Political Law Firm

1300 PENNSYLVANIA AVE. NW #190-612

WASHINGTON, DC 20004

DIRECT DIAL: (202) 695-8300

FAX: (202) 695-8320

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From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Thursday, February 2, 2017 5:56 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Please see the attached.

Jack Pletz

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In a message dated 2/2/2017 1:54:44 P.M. Central Standard Time, madams@cpblawgroup.com writes:

Thanks, please do. Pdf is fine. I have a redline of your document on client's desk; last item to iron out is filling in the blanks, I believe, and this will help. Thank you.

From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Thursday, February 2, 2017 2:46 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Yes, in furtherance of a potential settlement. I could do that by pdf attachment, by facsimile, by regular mail, or in some other manner. Please let me know how you would want me to send it.

Jack Pletz

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In a message dated 2/1/2017 11:40:50 A.M. Central Standard Time, madams@cpblawgroup.com writes:

Are you able to provide me with the list?

From: JPletz[redacted] [mailto:JPletz[redacted]
Sent: Wednesday, February 1, 2017 12:30 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Re: Proposed stipulation

Mr. Adams,

Could you let me know where things are on this?

Thank you,

Jack Pletz

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In a message dated 1/19/2017 5:57:07 P.M. Central Standard Time, madams@cpblawgroup.com writes:

> Mr. Pletz, thank you. In correspondence with my client, particularly as to our ability to investigate and ascertain answers to the factual unknowns. Busy few days with inaugural events but I should be able to get back to you next week. If you have this document in Word, I can provide you feedback in redline. Thanks.

MICHAEL G. ADAMS

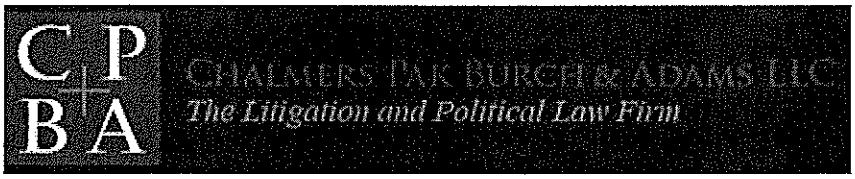

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FAX: (202) 695-8320

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From: JPletz [redacted] [mailto:JPletz [redacted]
Sent: Wednesday, January 18, 2017 12:35 PM
To: Michael Adams <madams@cpblawgroup.com>
Subject: Proposed stipulation

Mr. Adams,

Attached is the proposed joint stipulation that we discussed.

Any agreement that may be reached between the parties would be subject to the approval of the full Commission, which has not yet been consulted on this matter. While it is anticipated that the Commission would approve this proposed settlement, I need to make it clear that they would still need to consider it. Consequently, if this is something to which your clients would agree, please provide the information needed for the completion of paragraph 9, and we would then ask the Commission for settlement authority before the amended report would be filed and the joint stipulation would be executed by the parties.

Also, I need to let you know that while the $1,000/$100 fee amount is, as I now understand it, the most common settlement amount for failures to timely disclose a given contribution, it is possible that some members of the Commission might think that the amount should be different depending upon the valuation of the contribution. As we have discussed, the amount pegged for that would also be something that would likely get some discussion, both by Commissioners and, once the settlement would become public, by others. I know you have a good deal of experience with valuations of lists of potential contributors, but it may be somewhat different here due to the fact that a number of the over 800 contributors to TMC on those lists were likely to be supportive of GFM, which proved to be correct given that individuals and entities on the TMC lists made 166 contributions totaling $1,317,387.44 to the campaign.

Please let me know if this proposal would be acceptable.

Jack Pletz

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BEFORE THE
MISSOURI ETHICS COMMISSION

MISSOURI ETHICS COMMISSION	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. 16-0107-1
	)	
GREITENS FOR MISSOURI and	)	
ERIC GREITENS,	)	
	)	
Respondents.	)	

JOINT STIPULATION OF FACTS, WAIVER OF HEARING
BEFORE THE MISSOURI ETHICS COMMISSION,
AND CONSENT ORDER WITH JOINT PROPOSED
FINDINGS OF FACT AND CONCLUSIONS OF LAW

The undersigned parties jointly stipulate to the facts and consent to the action set forth below. ———The undersigned Respondents, Greitens for Missouri and Eric Greitens, acknowledge that they have received and reviewed a copy of the Complaint filed by the Petitioner in this case, and the parties submit to the jurisdiction of the Missouri Ethics Commission.

The undersigned Respondents state unequivocally that at all times they have acted in good faith to comply with Missouri's campaign finance laws, and that, notwithstanding their disagreement with certain legal conclusions of the Commission and/or its counsel, Respondents wish to resolve this matter without further litigation. Toward that end, Respondents ~~further~~ acknowledge that they are aware of the various rights and privileges afforded them by law, including but not limited to: the right to appear and be represented by counsel; the right to have all allegations against Respondents be proven upon the record by competent and substantial

evidence; the right to cross-examine any witness appearing ~~at the hearing~~ against Respondents at a hearing; the right to present evidence on Respondents' behalf at ~~a~~the hearing; and the right to a decision upon the record of ~~a~~the hearing. Being aware of these rights provided to Respondents by ~~operation of~~ law, the undersigned Respondents knowingly and voluntarily waive each and every one of these rights and freely enter into this Joint Stipulation of Facts, Waiver of Hearing Before the Missouri Ethics Commission. and Consent Order With Joint Proposed Findings of Fact and Conclusions of Law, and agree to abide by the terms of this document.

I.

Based upon the foregoing, the Petitioner and the undersigned Respondents jointly stipulate to the following and request that the Missouri Ethics Commission adopt as its own the proposed Joint Findings of Fact and the proposed Joint Conclusions of Law, as follows:

JOINT PROPOSED FINDINGS OF FACT

1. The Missouri Ethics Commission (the "Commission") is an agency of the State of Missouri established pursuant to § 105.955, RSMo, in part for the purpose of enforcing the provisions of Chapter 130, RSMo.

2. Respondent Greitens for Missouri (the "Committee") is a candidate committee under Chapter 130, RSMo.

3. Respondent Eric Greitens ("Greitens") was a candidate for Governor of Missouri in the August 2, 2016 primary election and the November ~~8~~7, 2016 general election.

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4. Pursuant to Section 105.961, RSMo, the Commission's staff has investigated a complaint filed with the Commission relating to activities of the Respondents and reported the

investigation's findings to the Commission.

5. Based upon the report of the Commission's staff, the Commission determined that there are reasonable grounds to believe that a violation of law occurred, and it therefore ~~authorized~~ voted to refer the matter to Commission counsel~~a hearing in this matter~~ pursuant to Section 105.961~~.3~~, RSMo.

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COUNT I

Failure to Report Contribution Received

6. At a date uncertain but believed by the undersigned parties to be in early 2015, ~~On or about _____, 201_,~~ the Committee received the benefit of a list of prospective donors (the "List"), for which the Committee did not pay, and which was not expressly contemplated in any contract executed by the Committee for fundraising or other services. At least one employee or agent of the Committee ~~an in-kind contribution of a mailing list that was~~ used the List to contact potential donors to the Committee

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7. The List ~~in-kind contribution~~ had a fair market value in excess of One Hundred Dollars ($100.00).

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8. No person acting as an agent of the Committee for purposes of accepting possession of the List rendered to the Committee's treasurer a detailed account thereof, as contemplated by 130.036(1), RSMo.

~~8~~9. The ~~Respondent C~~Committee did not disclose as a contribution received, ~~the value of the in-kind contribution of the mailing list~~ on the disclosure report that it filed for the period during which a Committee employee or agent accepted the List, ~~it had received that contribution~~the fair market value of the list.

10~~9~~. On or about _____, 2017, the Committee filed an amendment of its disclosure report that was filed on _____, 201~~5~~, reporting that it received the List as an in-kind contribution ~~a list of potential contributors~~, that the value of the in-kind

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contribution was _____ Dollars ($_____), and that the contribution was received from _____.

JOINT CONCLUSIONS OF LAW

COUNT I

Failure to Report Contribution Received

1. Section 130.041.1(3), RSMo reads in pertinent part as follows:

1. Except as provided in subsection 5 of section 130.016, the candidate, if applicable, a treasurer or deputy treasurer of every committee which is required to file a statement of organization, shall file a legibly printed or typed disclosure report of receipts and expenditures. The reports shall be filed with the appropriate officer designated in section 130.026 at the times and for the periods prescribed in section 130.046. Except as provided in sections 130.049 and 130.050, each report shall set forth:

. . . . . .

(3) Receipts for the period, including:

. . . . . .

(d) Total dollar value of all in-kind contributions received;

(e) A separate listing by name and address and employer, or occupation if self-employed or notation of retirement. of each person from whom the committee received contributions in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution.

~~2. Reports must be filed containing disclosures of all contributions receive~~

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~~by a~~

~~committee during that reporting period at specific times as set out in Section 130.046, RSMo.~~

~~3.~~ Under Section 130.058, RSMo, the candidate is ultimately responsible for all reporting requirements for the candidate's committee under Chapter 130, RSMo.

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34. The Commission finds, and Respondents do not elect to contest, that ~~Respondent~~the Committee failed to comply with ~~violated~~ § 130.041.1(3), RSMo., in not ~~, RSMo by failing to~~ timely disclosing the List as ~~a~~ an in-kind ~~a~~ contribution ~~of a mailing list that it received as set out in the Findings of Fact~~.

II.

Based on the foregoing, the parties hereto mutually agree and stipulate that the following shall constitute the order entered by the Missouri Ethics Commission in this matter. This order will be effective immediately upon the issuance of the Consent Order of the Missouri Ethics Commission without further action by any party.

1. The parties understand that the Petitioner will maintain this Joint Stipulation as an open and public record of the Missouri Ethics Commission.

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2. The Commission shall issue its Consent Order in the form attached hereto as Exhibit A.

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a. ~~—~~Respondents shall comply with all relevant sections of Chapter 130, RSMo.

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~~—~~ b. It is order of the Missouri Ethics Commission that a fee is imposed against the Respondent Greitens for Missouri ~~and Respondent Eric Greitens~~ in the amount of $1,000.00 pursuant to § 105.961.4(6), RSMo. However, if Respondent~~s~~ pays ten percent (10%), ~~or~~

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~~$100.00,~~ of that fee, amounting to $100.00, within forty-five (45) days after the date of this Order, the remainder of the fee will be stayed, subject to the provisions below. The fee will be paid by check or money order made payable to the Missouri Ethics Commission.

c. If either of the Respondents commits any further violation or violations of the laws under Chapter 130, RSMo, within the two-year period from the date of this Order, then Respondents will be required to pay the remainder of the fee. The fee would be due immediately upon final adjudication finding that either of the Respondents had committed such a violation.

3. The parties consent to the entry of record and approval of this Joint Stipulation and to the termination of any further proceedings before the Commission based upon the Complaint filed by the Petitioner in the above action.

4. Respondents, together with their respective heirs, successors, and assigns, do hereby waive, release, acquit and forever discharge the Missouri Ethics Commission and its attorneys of or from any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to, a claim for attorney's fees whatsoever which Respondents or Respondents' attorney may now have or which they may hereafter have, which is based upon or arise out of the above case.

~~RESPONDENT GREITINS FOR MISSOURI~~ PETITIONER MISSOURI ETHICS COMMISSION

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By:

~~Jeff Shuerman, Treasurer~~ Date

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~~By:~~ Hon. James Klahr

Date

Executive Director

By: _____
John S. Pletz Date
Attorney for Petitioner

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RESPONDENT HON. ERIC GREITENS

By: _____
Hon. Eric Greitens Date

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By: _____
Michael G. Adams Date
Attorney for Respondent

RESPONDENT GREITENS FOR MISSOURI

By: _____
Jeff Stuerman Date
Treasurer

By: _____
Michael G. Adams Date
Attorney for Respondents ~~Date~~

MISSOURI ETHICS COMMISSION

File No. 18-0014-I

ROY TEMPLE	)
	)
Complainant	)
	)
v.	)
	)
ERIC GREITENS	)
GREITENS FOR MISSOURI	)
JEFF STUERMAN	)
DANIEL LAUB	)
	)
Respondents.	)

RESPONDENTS ERIC GREITENS, GREITENS FOR MISSOURI, AND JEFF STUERMAN'S RESPONSE TO COMPLAINT FILED MARCH 15, 2018

Eric Greitens, Greitens for Missouri, and Jeff Stuerman (hereinafter "Respondents")[1] hereby respond below to the Complaint filed by Roy Temple with the Missouri Ethics Commission ("Commission") on March 15, 2018 (the "Complaint").

Missouri Statutes § 130.054(1) provides as follows:

> [A]ny natural person may file a complaint with the Missouri ethics commission alleging . . . a violation of the provisions of this chapter by any candidate for elective office[.] Any such complaint shall be in writing, shall state all facts known by the complainant which have given rise to the complaint, and shall be sworn to, under penalty of perjury, by the complainant.

Thus, only a complaint stating "**facts known by the complainant** which have given rise to the complaint" is a valid complaint meriting any action by the Commission other than dismissal.

The Complaint offers several accusatory legal conclusions but only two purported "facts": 1) "Based on recent news reports, it's now clear the fundraising list [at issue in Commission File No. 16-0107-1] was not obtained from Daniel Laub" and 2) "In addition, other

[1] The undersigned does not represent respondent Daniel Laub, but notes that Mr. Laub is not a proper party to this matter as he is neither a candidate, committee, nor treasurer regulated by the Missouri campaign finance code, and was not a party to Commission File No. 16-0107-1.

recent news reporting documents that Greitens campaign [sic] also recieved [sic] an email list that has never been reported." The Complaint then cites "Exhibit 1," a collection of two news articles, an op-ed, and an open letter issued by The Mission Continues. Neither the "facts" stated nor the items in Exhibit 1 constitute "facts known by the complainant." Moreover, the items in Exhibit 1 do not support the asserted "facts."

I. Claim that "the fundraising list was not obtained from Daniel Laub."

The second attached article[2] (and the only item offered in evidence that is pertinent to this claim), from the *Saint Louis Post-Dispatch*, does not support the Complaint's first assertion. The article states that "Krystal Taylor, whose LinkedIn profile said she was a vice president at the Greitens Group at the time, *sent the list to* campaign staffers Michael Hafner and *Danny Laub on January 6, 2015*, according to [an] email." That is, according to the article, Mr. Laub was in possession of the list on or about January 6, 2015 – several weeks prior to the existence of Greitens for Missouri, which formed and registered with the Commission on or about February 24, 2015.[3] Neither the article nor the Complaint contradicts the representation in Greitens for Missouri's amended report of April 28, 2017, that Mr. Laub provided the donor list to Greitens for Missouri. Certainly, the Complaint fails to offer any factual basis for the conclusion that Respondents "filed a 'purposefully' false campaign finance report": not only does the Complaint fail to show the amended filing's inaccuracy, it fails to show that any Respondent knew of any such inaccuracy prior to filing of the amended report.

The Complaint's theory appears to be that Greitens for Missouri obtained the list from someone other than Mr. Laub, but the Complaint does not allege or prove that any other particular

[2] Exhibit 1's first attachment, an article from the *Southeast Missourian*, and fourth attachment, the open letter from The Mission Continues, make no reference whatsoever to any individual as regarding receipt of the donor list or alleged email list at issue, and the Commission should disregard these items completely as irrelevant to the Complaint.

[3] For this reason, Respondents dispute the accuracy of the article's description of Messrs. Hafner and Laub as "campaign staffers."

individual other than Mr. Laub provided the list to Greitens for Missouri, or that the actual source who provided the list to Greitens for Missouri was in fact not Mr. Laub, let alone that Respondents were aware of either such fact.

II. Claim that the "Greitens campaign also recieved [sic] an email list that has never been reported."

The afore-referenced *Saint Louis Post-Dispatch* article discusses the donor list and also mentions an "email list . . . used by the Greitens campaign," but maintains, or at least operates on the assumption, that the "donor list" and the "email list" are *the same list.*

The submitted op-ed by a hostile columnist engages in the same supposition as the Complaint's, that a) there was an email *list* (as opposed to *one email address*; the op-ed only cites *one* alleged recipient of a Greitens for Missouri email), and b) such lists were *separate* and each *separately was received* as an in-kind contribution by Greitens for Missouri. The op-ed's conclusion, at best, would constitute hearsay within hearsay within hearsay (an exhibit quoting a columnist, who relies upon an email recipient's father's statement, about what the email recipient said), but does not reach even that dubious level of reliability, because it offers no factual basis for the accusation that Greitens for Missouri received any email list separate from the donor list.

As the Commission is aware, the donor list included email addresses. Nothing in the Complaint or its Exhibit demonstrates that Greitens for Missouri "*also* received an email list that has never been reported." Finally, even if the Complaint did so demonstrate, any error by Greitens for Missouri in having neglected to report receipt of such list in 2015 would not constitute a breach of Respondents Eric Greitens and Greitens for Missouri's settlement agreement with the Commission, because such error would not be "any *further* violation or violations of the laws under Chapter 130, RSMo, within the two-year period *from the date of this Order* [April 28, 2017]."

Conclusion

With typical carelessness, perennial complainant Roy Temple offers wild speculation and baseless accusations of not just errors, but criminal misconduct. Because the Complaint is fatally deficient in its failure to meet the minimal statutory standard of stating facts that give rise to a violation, the Commission must dismiss it.

Respectfully submitted,

Michael G. Adams, Esq.
1300 Pennsylvania Ave. NW
No. 190-612
Washington, DC 20004
Counsel for Respondents
Eric Greitens, Greitens for Missouri,
and Jeff Stuerman, Treasurer
April 9, 2018

IN THE CIRCUIT COURT
TWENTY-SECOND JUDICIAL CIRCUIT
CITY OF ST. LOUIS

STATE OF MISSOURI,)
)
Plaintiff,)
) Cause No. 1822-CR00642
v.)
)
ERIC GREITENS,)
)
Defendant.)

FILED
APR 16 2018
22ND JUDICIAL CIRCUIT
CIRCUIT CLERK'S OFFICE
BY DEPUTY

ORDER

After this morning's hearing, it has come to the Court's attention that the videotape of the interview of witness K.S. was acquired by the Missouri Special Investigative Committee that is reviewing evidence related to the Defendant. The distribution of this videotape is in violation of Paragraph 5 of the Joint Proposed Scheduling Plan entered by the Court on March 8, 2018. As a result, the Defendant has requested the opportunity to respond to the Missouri Special Investigative Committee regarding the contents of the videotape, which response, the Defendant is concerned, may also violate Paragraph 5 of the Joint Proposed Scheduling Plan.

Thereon, the Court GRANTS the Defendant's request. Defendant and his counsel are permitted to submit information to the Missouri Special Investigative Committee which may otherwise be in violation of the Court's Scheduling Order and the Order issued by the Court on April 10, 2018. Defendant's response shall be limited to the contents of the videotape interview of witness K.S.

SO ORDERED:

Rex M. Burlison
Circuit Judge
Division 16

ENTERED
APR 16 2018

Dated: April 16, 2018

EXHIBIT
35
4-30-18 TT
PENGAD 800-631-6989

Missouri Circuit Court
Twenty-Second Judicial Circuit
(City of St. Louis)

FILED
APR 24 2018
22ND JUDICIAL CIRCUIT
CIRCUIT CLERK'S OFFICE
BY _____ DEPUTY

This Relates to:

State of Missouri	)	
	)	
Plaintiff,	)	
	)	**No. 1822-CR00642**
v.	)	
	)	**Division No. 16**
Eric Greitens,	)	
	)	
Defendant.	)	

Request of the Missouri House of Representatives Special Investigative Committee on Oversight for the Court's Instruction to The Circuit Attorney and Counsel for Defendant Eric Greitens to Comply with the Subpoena Issued by Missouri House of Representatives Special Investigative Committee on Oversight Requiring Production of the Deposition and Any Accompanying Video Recording and Transcript of Witness #1

The Missouri House of Representatives Special Investigative Committee on Oversight ("The Committee") respectfully requests that this Honorable Court instruct the parties in this case to comply with the subpoena issued and produce the deposition and any accompanying video and/or transcript Witness #1.

1. The Committee is a duly constituted committee of the Missouri House of Representatives charged with investigating matters relating to claims of misconduct and other acts and failures to act of the Defendant in this case, Eric Greitens.

2. As such, the Committee operates with independent constitutional authority to conduct the affairs of the co-equal legislative branch of Missouri government.

EXHIBIT
36
4-30-18 DT
PENDAD 800-631-6989

3. The fulfillment of its constitutionally-protected duties requires that the Committee obtain, through its subpoena power, relevant information, or information which may lead to the discovery of information relevant to, its constitutionally-protected duties.

4. The Chair of the Committee, as a member of the House of Representatives, "has an absolute right to have a subpoena issue to obtain evidence concerning an offense over which the house of representatives has jurisdiction." *In re Marshall*, 478 S.W.2d 1, 3 (Mo. 1972). See also §21.400, RSMo (granting authority for the Speaker of the House to authorize subpoena).

5. The House of Representatives has jurisdiction over the impeachment of an executive officer of Missouri, including a governor. MO. CONST. Art. VII, §1.

6. The Speaker of the House has issued a subpoena requiring production of the deposition and any accompanying video and/or transcript Witness #1. (Exhibit 1, to be filed under seal).

7. In an Order dated April 16, 2018, the Court permitted counsel for Defendant Greitens to respond to the Committee's receipt of a transcript of an interview of Witness #1 (also sometimes called "K.S." in Court documents). The Court's Order stated that "Defendant's response shall be limited to the contents *of the videotape interview* of witness K.S." (Italics supplied).

8. Defendant Greitens, through counsel, provided the Committee with a 16-page letter citing to *selected portions of the deposition* of Witness #1. (Exhibit 2, to be filed under seal). The Committee did not receive the entire deposition.

9. Whether Defendant Greitens violated the Court's April 16, 2018 Order by providing testimony from the *deposition* rather than highlighting "the contents of the *videotape interview*" is not a matter that falls within the interests or authority of the Committee.

10. What does concern the Committee is that the Committee only received a carefully edited portion of a much longer deposition, with claims by Defendant Greitens that the carefully edited portions he provided conflict with other evidence the Committee has received.

11. These excerpts from the *deposition* came to the Committee on April 17, 2018, *prior to* the Committee's review of the *interview* of Witness #1.

12. Defendant Greitens' letter to the Committee properly assesses the Committee's purpose: "The Governor and we greatly appreciate your commitment to reaching the truth." (Exhibit 2 at 16).

13. On April 17, 2018, the Committee reviewed a video of an interview of Witness #1 taken by the Circuit Attorney's office. The Committee unanimously voted that Defendant "Greitens' public claims about the content of the Circuit Attorney interview mischaracterized the actual testimony from the interview received and reviewed by the Committee."

14. Given the Committee's conclusion that Defendant Greitens mischaracterized the *interview* video, the Committee is concerned that the carefully edited portions of the *deposition* testimony might likewise prove less than accurate.

15. The subpoenas issued by the Committee now seek only the full disclosure of information that Defendant Greitens has already provided in part and without which the Committee cannot "reach the truth" by comparing what was reported in part to what was said in full by Witness #1.

16. The Committee acknowledges the Court's interest in providing every criminal defendant a fair trial consistent with the Sixth Amendment. The United States Supreme Court has concluded that when the press's First Amendment rights clash with Sixth Amendment guarantees,

any restraint on the First Amendment is improper except when no other recourse exists. *See, Nebraska Press Ass'n v. Stuart*, 427 U.S. 539, 539, 96 S. Ct. 2791, 2793, 49 L. Ed. 2d 683 (1976).

17. This case is the subject of constant and pervasive media coverage. Even were this deposition to make its way into the public media, the additional publicity will not risk Defendant Greitens' rights under the Sixth Amendment.

18. If, as Defendant Greitens' letter suggests, full disclosure only helps his case, and, where partial disclosure has already occurred, he should not hesitate to permit the Committee to obtain full disclosure of the deposition in question.

19. The Committee believes that its standing and constitutional duties as a co-equal branch of government make its interests at least, if not more, compelling than First Amendment rights.

20. Thus, given the constitutional equality of the legislature with the judiciary, and the constitutional imperative that forbids one branch of government from interfering with the prerogatives of another branch, the Committee respectfully believes and requests the Court should allow the Committee full access to the complete facts already partially before the Committee by authorizing the parties to its Orders to comply with the subpoena.

21. Undersigned counsel is authorized to report that the Circuit Attorney and counsel for Witness #1 are prepared to honor the subpoena, subject to the Court's direction. On Friday, April 20, 2018, Counsel for Defendant Greitens indicated that additional time was needed to assess Defendant Greitens' position. Despite requests to learn of Defendant Greitens' position, counsel has yet to respond, but has agreed to discuss the issue on Wednesday.

22. This Request is filed to place the matter before the Court for a hearing on Thursday morning, April 26, 2018. In the event that the discussion with Defendant Greitens' counsel results in an agreement, the Court will be so informed.

WHEREFORE, for the reasons stated, the Missouri House of Representatives Special Investigative Committee on Oversight respectfully requests that this Honorable Court instruct the parties in this case to comply with the subpoena issued and produce the deposition and any accompanying video and/or transcript Witness #1.

Most Respectfully Submitted,

/s/ Edward D. Robertson
Edward D. Robertson, Jr. #27183
Bartimus, Frickleton, Robertson,
Rader, P.C.
715 Swifts Highway
Jefferson City, MO. 65109
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Mark T. Kempton, #25653
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114 E. 5th Street
Sedalia, MO 65301
Phone: (660) 827-0314
Fax: (660) 827-1200
mark@kemptonrussell.com
brody@kemptonrussell.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 24, 2018, the foregoing was served via email and/or U.S. Mail, to:

Kimberly M. Gardner
Robert E. Steele
Robert H. Dierker
Circuit Attorney's Office
1114 Market Street Suite 401
St. Louis, MO 63101
steller@stlouiscao.org

Attorneys for the State of Missouri

John F. Garvey
Carey Danis & Love
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Attorney for Witness #1

/s/ Edward D. Robertson, Jr.

Ex. 5821

Greitens for Missouri Strategy Session

Friday, January 23, 2014
7:15AM - 5:00PM
4500 West Pine Boulevard, St. Louis MO 63108

1. **7:15AM – 7:30AM**: Welcome and Introductions
2. **7:30AM – 8:00AM**: State of the Race | SUCCESS: To provide the landscape to give EG the best strategic advantage when entering the race.
    a. Schweich
        i. Fundraising
        ii. Grassroots
        iii. Structure/Consultants
        iv. Strengths/Weaknesses
    b. Hanaway
        i. Fundraising
        ii. Grassroots
        iii. Structure/Consultants
        iv. Strengths/Weaknesses
    c. Brunner, Luetkemeyer, Spence
    d. How do we want the race to look?
3. **8:00AM – 10:00AM**: Defining Eric Greitens | SUCCESS: To have developed EG's candidate profile in order to effectively devise a winning strategy that best utilizes EG's strengths/story and effectively manages EG's weaknesses.
    a. Image/Profile
    b. Strengths, Weaknesses
    c. Vulnerabilities + Responses
    d. Telling the Story
    e. Eric on the Issues (Primary Electorate)

    BREAK: 10:00AM – 10:15AM
4. **10:15AM – 11:15AM:** Coordinating the Messages | SUCCESS: To develop concise messaging that aligns with EG's value and sets him a part from other candidates while most effectively defining him as a conservative and a top-tier gubernatorial candidate.
    a. Overarching Campaign Themes
    b. Primary Election Messaging
    c. Key Issues
5. **11:15AM –12:30PM**: Changing the Landscape/A Different Kind of Campaign | SUCCESS: Have identified ways to take advantage of opportunities that enables EG to expand traditional republican strategies to gain a strategic edge/advantage over current GOP primary field.
    a. Expanding the 'Grassroots'
    b. Untraditional Coalitions/Volunteers
    c. Leveraging Strategic Endorsements/Networks
    d. How We Win

    LUNCH BREAK: 12:30PM – 12:45PM
6. **12:45AM – 1:45PM**: The Overall Plan/Timeline | SUCCESS: Emerge with a unified plan for the exploratory campaign that best utilizes EG's current work and leverages strategic opportunities.

a. Quietly Launching the Exploratory
    i. Earned Media/Social
    ii. Messaging/Prepared Statement
    iii. Exploratory Candidate's Time Priorities
b. Preliminary Polls & Focus Groups
c. Leveraging Resilience
d. Making a Splash With the Formal Announcement

7. **1:45PM – 2:30PM:** Building the Team | SUCCESS: Emerge with a clear timeline of roles and when to hire key personal/vendors to ensure a competitive advantage to ensure success financially and operationally.
    a. Timeline
        i. Vendor Update
        ii. Staff Update
    b. Immediate Needs
8. **2:30PM – 3:15PM:** Fundraising | SUCCESS: Arrive at clear understanding of time and money that it will take to ensure you has resources to be viable and competitive.
    a. The Phases
        i. Exploratory Committee (February 1 – May 31) Goal: ??
        ii. 6-8 Weeks After Campaign Launch Goal: $2M?
        iii. The Rest of the Primary Campaign Goal: $3M?
    b. Fundraising Messaging
    c. Building the Finance Plan
    d. The Donors
        i. Missouri
        ii. Nationwide
    e. Setting the Goals

BREAK: 3:15PM – 3:30PM

9. **3:30PM-5:00PM:** General Discussion, Ideas & Strategy

Gmail Michael Hafner [redacted]

Agenda for Today's Meeting

3 messages

Michael Hafner <mike@[redacted] Wed, Jan 29, 2014 at 12:36 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Dave,
Please find an agenda for today's meeting at 3:00pm. Barklage is on a plane right now so there may be some minor edits to it when he gets to the office but I think this covers almost everything we would like to discuss today. Of course please feel free to forward to Eric if you would like.

See you shortly.

Thanks,
Mike

--
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Prospective Candidate Review Session-Agenda.docx
58K

Dave Whitman <dwhitman@greitensgroup.com> Wed, Jan 29, 2014 at 12:38 PM
To: Michael Hafner <mike@[redacted]

Got it. Thanks Mike. See you at 3pm.

Dave Whitman
Managing Director
The Greitens Group
314.571.6151- direct
@DaveWhitman
[Quoted text hidden]

Michael Hafner <mike@[redacted] Wed, Jan 29, 2014 at 12:43 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Sounds great. Thanks.

--
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Barklage & Knodell

Prospective Candidate Review Session

I. Approaching the Decision to Run
   a. What do you want to do?
   b. Why do you want to do it?
   c. What do you hope to accomplish?
   d. Goals: Short Term and Long Term

II. Analyzing the Decision to Run
   a. Skill Set
   b. Assets
      i. Finance
      ii. Networking
      iii. Grassroots
   c. What You Know
   d. Time Commitments
   e. Talent
   f. Initial Assessment
      i. Assessing Weaknesses/Blind Spots
      ii. Assessing Strengths

III. Political Landscape (2014, 2016, 2018, 2020)

IV. Discussion: Opportunities – Short-Term and Long Term
   a. Offices
   b. Opponents
   c. What are the best choices?

V. Next Steps and Strategic Positioning
   a. Decision Timeline: Making the Choice and Following Through
   b. Networking Plan and Grassroots
   c. Finance Plan
   d. Structure for Overall Organization
   e. Education on Issues

Gmail Michael Hafner [redacted]

Lewis and Clark Leadership Forum Mtg. - March 13

7 messages

Michael Hafner <mike@[redacted] Thu, Feb 27, 2014 at 12:19 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Dave,
The Lewis & Clark Leadership Forum is meeting March 13 and would like to extend an invitation to Eric to attend and introduce himself. Is there any chance Eric is available to meet with them at 1:30pm? They meet at McEagle offices in O'Fallon.

The group includes some of the biggest politically active donors in the STL region. Their only agenda is Pro-Business, pro-growth, pro-jobs candidates and officials in elected office. Members include Tim Drury, Greg Hoberock, Paul McKee, L. B. Eckelkamp, Kevin Riggs, Jim Murphy, Dave Spence, and Gary Grewe.

Thanks,
Mike

--
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Dave Whitman <dwhitman@greitensgroup.com> Thu, Feb 27, 2014 at 12:25 PM
To: Michael Hafner <mike@[redacted]>

Mike,

Thanks for this. That time works, I'll make sure he is there. Coincidentally in terms of the location, he's speaking to the O'Fallon Police Department the next day. Thanks for arranging this.

Dave Whitman
Managing Director
The Greitens Group
314.571.6151- direct
@DaveWhitman
[Quoted text hidden]

Michael Hafner <mike@[redacted] Thu, Feb 27, 2014 at 1:00 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Great. We'll confirm him for 1:30pm. McEagle is at 1001 Boardwalk Springs Place, Ste. 10, Ground Floor, O'Fallon, MO 63368.

Thanks Dave!

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[Quoted text hidden]

Dave Whitman <dwhitman@greitensgroup.com> Mon, Mar 10, 2014 at 9:12 AM
To: Michael Hafner <mike@[redacted]

Mike,

You have a few minutes to chat about this meeting? Want to get some more details. Let me know a good time to talk.

Thanks.

Dave Whitman
Managing Director
The Greitens Group
314.571.6151- direct
@DaveWhitman

On Thu, Feb 27, 2014 at 12:19 PM, Michael Hafner <mike@[redacted]> wrote:
[Quoted text hidden]

Michael Hafner <mike@[redacted] Mon, Mar 10, 2014 at 12:31 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Hey Dave,
Did you get all the info from Barklage this morning regarding Thursday's meeting? Let me know if not and we can certainly touch base this afternoon!

Also, I touched base with the group and it's certainly more than okay for you to attend Thursday's meeting with Eric.

Thanks!
Mike

--

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HAFNER 0014

[Quoted text hidden]

Dave Whitman <dwhitman@greitensgroup.com> Mon, Mar 10, 2014 at 12:32 PM
To: Michael Hafner <mike@[redacted]

Thanks Mike. Yes, got what I needed from David. We are good to go. Here is Eric's long bio in case you need it.

See you soon.

Dave Whitman
Managing Director
The Greitens Group
314.571.6151- direct
@DaveWhitman

[Quoted text hidden]

EG_Long Bio. August 2013 FINAL.pdf
219K

Michael Hafner <mike@[redacted] Mon, Mar 10, 2014 at 12:37 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Great. Thanks!

--

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EX 79

Gmail

Michael Hafner <[redacted]>

CONFIRMED: Lewis and Clark - Northern MO Forum - Tuesday 3/18, 12:30pm

2 messages

Michael Hafner <mike@[redacted]> Fri, Mar 14, 2014 at 4:41 PM
To: Dave Whitman <dwhitman@greitensgroup.com>
Cc: David Barklage <david@[redacted]>

We have Eric confirmed for Tuesday, March 18, at 12:30pm at the Lewis and Clark group in Troy. The meeting will be held at Witte Bros Exchange: 575 Witte Industrial Ct., Troy, MO 63379.

Attendees will include:

David	Baker	Warrenton Oil Company
Brent	Witte	Witte Bros. Exchange, Inc
Kyle	Larson	The Larson Group, Mid-America Peterbilt
Mike	Bross	Hannibal Concrete Products Co
Randy	Potterfield	Ren Potterfield Trucking
David Barklage		
Mike Hafner		

Same drill as the STL L&C group. Eric will have 20 minutes to have a candid discussion with the group. Everything discussed with the group will remain confidential.

Let me know if you have any questions.

Thanks,
Mike

--
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Dave Whitman <dwhitman@greitensgroup.com> Fri, Mar 14, 2014 at 4:55 PM
To: Michael Hafner <mike@[redacted]>
Cc: David Barklage <david@[redacted]>

Thanks Mike. See you both Tuesday.

Dave Whitman
Managing Director
The Greitens Group
314.571.6151- direct
@DaveWhitman
[Quoted text hidden]

Gmail Michael Hafner <[redacted]>

Inoculation Research

1 message

Michael Hafner <mike@[redacted]> Fri, Mar 14, 2014 at 5:57 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Dave,
I wanted to pass along the contact info for Bill Wykpisz. He comes highly recommended from a trusted vendor of ours and worth reaching out to for the inoculation research you are looking to have completed on Eric.

Bill can be reached at: bill[redacted]

As a note of caution, most reputable oppo researchers should be quite busy right now as it is an election year, so it is probably best to get the project in the pipeline as soon as you can.

Thanks,
Mike

--
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---------- Forwarded message ----------
From: **Randall Gutermuth** <[redacted]>
Date: Fri, Mar 14, 2014 at 5:20 PM
Subject: Potential Client
To: Bill Wykpisz <[redacted]>
Cc: Michael Hafner <mike@[redacted]>

Bill, we have a potential 2016 statewide candidate in Missouri who has never run for office before and wants to run a thorough inoculation research report on himself. I told his GCs that you were the man for the job. Hafner who is ccd here is the one to talk to about this. I'll let you guys take it from here.

Randy

Gmail Michael Hafner <[redacted]>

Wednesday Meeting Update + Agenda

5 messages

Michael Hafner <[redacted]> Mon, Jun 16, 2014 at 6:19 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Dave,
Wanted to pass along some additional details for Wednesday's meeting to you. **We will be meeting at 11:00am at the Chesterfield Hyatt at 333 Chesterfield Center, Chesterfield, MO 63017** (located behind the Drury Chesterfield Plaza, visible from Clarkson and I-64).

Below are the people we have as either attending (or those we have invited to attend):
Principals
Eric Greitens (Confirmed)
Sheena (Is she attending?)

Vendors
Willis Jones - Researcher (Confirmed)
John Morgan - Demographer (Confirmed)
John Thompson - Media Buyer (Confirmed)
Robert Knodell - Partner at B&K (Confirmed)
David Barklage - Partner at B&K (Confirmed)
Randy Gutermuth - Pollster (Confirmed)
Dave Hageman (Out of town, cannot attend)

Greitens Staff
Dave Whitman (Confirmed)

B&K Staff
Mike Hafner (Confirmed)
Maura Gray (Confirmed)
Alex Stephens (Confirmed)

Others
Lloyd Smith (Not yet confirmed)
Any additional Greitens invites?

I have attached an agenda for review. Do you or Eric have any items to add? The agenda is fairly self-explanatory but let me know if you have any questions.

Finally, would you like everyone in attendance to sign a non-disclosure agreement? If so, I will be happy to distribute or provide the e-mail addresses to you of everyone attending. Let me know when you get a free minute.

Thanks,
Mike

--

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Greitens Strategy Session-Agenda 06182014.docx
30K

Dave Whitman <dwhitman@greitensgroup.com> Tue, Jun 17, 2014 at 8:55 AM
To: Michael Hafner [redacted]

Looks good Mike. Krystal Taylor will join, and I don't think we'll need NDA's for the attendees as they fall under your umbrella, but I'll check. I'll let you know about Sheena Greitens attendance a bit later on today, and Eric is reviewing agenda this morning. Thank for arranging.

Dave Whitman
The Greitens Group
314.571.6151- direct
@DaveWhitman
[Quoted text hidden]

Michael Hafner <[redacted] Tue, Jun 17, 2014 at 9:05 AM
To: Dave Whitman <dwhitman@greitensgroup.com>

Sounds like a plan. Thanks!!

--
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[Quoted text hidden]

Dave Whitman <dwhitman@greitensgroup.com> Tue, Jun 17, 2014 at 9:41 AM
To: Michael Hafner <[redacted]

Sheena Greitens will be in attendance. Thanks Mike.

Dave Whitman
The Greitens Group
314.571.6151- direct
@DaveWhitman

[Quoted text hidden]

Michael Hafner <[redacted] Tue, Jun 17, 2014 at 9:50 AM
To: Dave Whitman <dwhitman@greitensgroup.com>

Got it. Thanks.

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[Quoted text hidden]

Gmail Michael Hafner <[redacted]>

Draft Agenda for Tuesday

2 messages

Michael Hafner <[redacted]> Fri, Jun 27, 2014 at 5:16 PM
To: Dave Whitman <dwhitman@greitensgroup.com>

Dave,
Please see attached and let me know if there's anything you want to add in here.

Thanks and have a great weekend!

Mike

--
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July Strategy Session - Agenda - 07012014.docx
30K

Dave Whitman <dwhitman@greitensgroup.com> Mon, Jun 30, 2014 at 9:46 AM
To: Michael Hafner <[redacted]>

Got it. See you tomorrow.

Dave Whitman
The Greitens Group
314.571.6151- direct
@DaveWhitman
[Quoted text hidden]

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ERIC GREITENS STRATEGY SESSION
TUESDAY, JULY 1, 2014
10:00AM
BARKLAGE & KNODELL

AGENDA

0:00 am **I. Vendor Meeting Re-Cap** Discussion

0:30 am **II. Missouri Voters & Election Dynamics: Primary & General Elections**

- Building a Winning Grassroots Campaign — Robert Knodell
- Key State Coalitions — Robert Knodell
- Political Landscape, Candidates, and Races — David Barklage
- General Assembly Overview and County Elected Republicans — Robert Knodell
- Party and Republican Leadership — David Barklage
- The Press in Missouri: Major Players, Markets, Urban/Rural — Robert Knodell

1:30 am **III. Initial Next Steps** **Discussion**

Developing a Winning Campaign

- Positioning for a Primary
- Utilizing Current Position
- Earned Media and Social Media
- Scheduling Strategy
- In-state and National Finance Strategy and Goals
- Timeline and Priorities for Candidate and Campaign
- Endorsement Program

2:15 pm **IV. Candidate Feedback and Group Discussion**

Gmail Michael Hafner [redacted]

Draft v2

Dave Whitman <dwhitman@greitensgroup.com> Tue, Jul 15, 2014 at 2:52 AM
To: David Barklage <david@[redacted]>, Michael Hafner <mike@[redacted]>

Couple of questions:

Do we want to put the DNC 2008 appearance out there in this statement? His working relationship and friendship with Governor Holden?

I made a few factual changes, and tweaks, but the crux of everything you started with was solid.

Let me know your thoughts.

Since leaving active duty from the Navy in 2007, I have been recruited by both parties to run for office. I didn't approach anyone about running. While I was flattered to be asked, I declined believing I could make a greater impact building the Mission Continues.

I am not a candidate nor will I be making any decision on running for office in the near future. Sheena and I are excited and focused on the arrival of our first child soon. I am already committed to an extensive book tour in the spring promoting my latest book which I just finished. In addition to running my own business, I am still a board member and continue to fundraise for the Mission Continues.

While I have not always openly expressed my party affiliation, I have always been a Republican and a strong fiscal conservative. I was a White House fellow in Republican George W. Bush's administration. As a Navy Seal Commander, my politics didn't matter, only my ability to successfully complete missions. After leaving service, I chose to build a non-partisan non-profit that challenged our military service men and women to continue their service in their communities.

Over the years I have developed close relationships with leaders of both political parties and make no apology. Many of those leaders provided valuable counsel to me as I navigated running a non-profit. As a businessman and a resident of the City of Saint Louis, I like many fellow Republicans business leaders and Republican politicians such as Lt. Governor Peter Kinder supported Mayor Slay in his Democrat primary---not against a Republican.

I have dedicated my life to public service. As I transition from CEO of the Mission Continues to the next chapter of my life, that dedication to service will continue to be the focus of whatever path I choose in the future.

Dave Whitman
The Greitens Group
314.571.6151- direct
@DaveWhitman

https://mail.google.com/mail/u/0?ik=d987b29034&view=pt&search=all&permmsgid=msg-f%3A1473679968687914030&simpl=msg-f%3A1473679968687914030

EX 84

Gmail

Michael Hafner <[redacted]>

Draft v4

Dave Whitman <dwhitman@greitensgroup.com> Tue, Jul 15, 2014 at 11:04 AM
To: David Barklage <david@[redacted]>, Michael Hafner <mike@[redacted]>

Dave, I spoke to Eric and he agreed on all edits. I've made the changes below. If no other edits are needed, we'll go with this as a final version.

Dave,

I saw what you wrote about Eric, and I want to clarify what you were told.

Since leaving active duty as a NAVY SEAL in 2007, Eric has been asked by both parties to run for office. While he was flattered to be asked, he declined, believing that he could make a greater impact building The Mission Continues. Democrats have approached *him* about running for the Senate, for Congress, and Statewide on several occasions, and he has said no every time.

While on active duty, Eric took seriously his legal obligation and what he believed was the moral necessity to stay nonpartisan. Over the last seven years, while running a national program for veterans, he has run an organization that has enjoyed wide bipartisan support, and he has worked with and supported many people who support veterans on both sides of the aisle.

I've heard him say many times that when he was serving in Iraq or Afghanistan, he never heard anyone say that they were fighting for Republicans or Democrats back home. They were fighting for America. He believes that, and works for many things that he thinks are far more important than politics. His focus as a leader is always on getting results for the people he serves, and he is, obviously, an extraordinarily capable leader; respected widely because of his ability to produce exceptional results.

Though he is a principled conservative Republican himself, his success lies in his ability to inspire people of every background to commit themselves to hard work that produces success. He has many friends who are lifelong Democrats, and many friends who are lifelong Republicans.

I also want to be clear that he is not a candidate, and I also know that he will not be making any decision on running for office in the near future. He and his wife are excited and focused on the arrival of their first child soon, and he is already committed to an extensive book tour in the spring promoting his latest book on Resilience. In addition to running his own business, he is still a board member and continues to fund-raise for the Mission Continues.

He has dedicated his life to public service, and just ten days ago made a transition from CEO of the Mission Continues to the next chapter of his life. I know that he is going to explore many options, and that he is going to take time exploring those options. Ultimately, he will do what's best for him and his family.

HAFNER 0032

I hope this is helpful to you. Please give me a call with any questions.

Dave Whitman
The Greitens Group
314.571.6151- direct
@DaveWhitman

https://mail.google.com/mail/u/0?ik=d987b29034&view=pt&search=all&permmsgid=msg-f%3A1473710927873246922&simpl=msg-f%3A1473710927873246922

Gmail Michael Hafner [redacted]

Candidate Committee vs. Continuing Committee

9 messages

Michael Hafner [redacted] Fri, Dec 12, 2014 at 3:58 PM
To: Eric Greitens <eric@greitensgroup.com>

You may have received this answer from Barklage earlier this week. But I spoke to Ethics today regarding formation of a committee for potential future candidates.

The way I see it the two options you have are forming either a Candidate Committee or an Exploratory Committee. Forming a continuing committee (PAC) would make it difficult for you to personally raise funds for it while you are meeting with donors/activists/promoting yourself and candidacy/etc., plus would raise Ethics questions among your potential opponents (knowing Shweich and Hanaway).

I would think forming an exploratory committee would be best given your situation. We might be able to get away with saying Statewide Office 2016 when forming the committee, but I would suggest putting Governor.

I can discuss with you further, if needed.

Thanks,
Mike

--

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Danny Laub [redacted] Mon, Dec 15, 2014 at 12:43 PM
To: Michael Hafner [redacted]

Mike -

Hope you had a killer weekend.

Think we can get together for 45 minutes this week sometime to discuss:

1) Committee + Nuts & Bolts (aka would love your thought on a few things)
2) A continuation of our conversation from last week

I can be pretty flexible this week, so let me know what works for you.

Looking forward to it.

Danny

---------- Forwarded message ----------
From: **Danny Laub** <dlaub@greitensgroup.com>
Date: Mon, Dec 15, 2014 at 12:40 PM
Subject: Fwd: Candidate Committee vs. Continuing Committee
To: Danny Laub [redacted]

HAFNER 0034

---------- Forwarded message ----------
From: **Eric Greitens** <eric@greitensgroup.com>
Date: Mon, Dec 15, 2014 at 12:31 PM
Subject: Fwd: Candidate Committee vs. Continuing Committee
To: Danny Laub <dlaub@greitensgroup.com>

--
Eric Greitens
For scheduling and other business matters:
Krystal Taylor
Vice President, The Greitens Group
Ktaylor@GreitensGroup.com
314-833-6269

[Quoted text hidden]

Michael Hafner [redacted] Mon, Dec 15, 2014 at 1:11 PM
To: Danny Laub [redacted]

Danny,

Was definitely a good weekend. Hope yours went well also.

Most of my days this week are fairly open so just let me know when works!

Mike

--
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[Quoted text hidden]

Danny Laub [redacted] Mon, Dec 15, 2014 at 1:15 PM
To: Michael Hafner [redacted]

How about tomorrow around 3?
[Quoted text hidden]

Michael Hafner [redacted] Mon, Dec 15, 2014 at 1:19 PM
To: Danny Laub [redacted]

Works for me.

HAFNER 0035

--

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[Quoted text hidden]

Michael Hafner [redacted] Mon, Dec 15, 2014 at 1:23 PM
To: Danny Laub [redacted]

Phone call or in person?

--

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[Quoted text hidden]

Danny Laub [redacted] Mon, Dec 15, 2014 at 1:26 PM
To: Michael Hafner [redacted]

I prefer in person if doable - I can do either your office or mine
[Quoted text hidden]

Michael Hafner [redacted] Mon, Dec 15, 2014 at 1:52 PM
To: Danny Laub [redacted]

Your office is good with me. I've only been there once, what is the address again?

--

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[Quoted text hidden]

HAFNER 0036

Danny Laub [redacted] Mon, Dec 15, 2014 at 1:55 PM
To: Michael Hafner [redacted]

4500 West Pine Boulevard 63108

Behind the building there is a parking lot you get through in the
alley behind or there is street parking, but that can suck sometimes.

On Mon, Dec 15, 2014 at 1:52 PM, Michael Hafner [redacted] wrote:
> Your office is good with me. I've only been there once, what is the address
> again?
>
>
>
>
> --
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> notify the sender immediately by replying to the message and deleting the
> material from any computer.
>
> On Mon, Dec 15, 2014 at 1:26 PM, Danny Laub [redacted] wrote:
>>
>> I prefer in person if doable - I can do either your office or mine
>>
>> On Mon, Dec 15, 2014 at 1:23 PM, Michael Hafner [redacted]
>> wrote:
>>>
>>> Phone call or in person?
>>>
>>>
>>>
>>>
>>> --
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>>> material from any computer.
>>>
>>> On Mon, Dec 15, 2014 at 1:19 PM, Michael Hafner [redacted]
>>> wrote:
>>>>
>>>> Works for me.
>>>>
>>>>
>>>>
>>>>
>>>> --
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HAFNER 0037

>>>> strictly prohibited. Note that any views or opinions presented in this
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>>>> material from any computer.
>>>>
>>>> On Mon, Dec 15, 2014 at 1:15 PM, Danny Laub [redacted] wrote:
>>>>>
>>>>> How about tomorrow around 3?
>>>>>
>>>>> On Mon, Dec 15, 2014 at 1:11 PM, Michael Hafner [redacted]
>>>>> wrote:
>>>>>>
>>>>>> Danny,
>>>>>>
>>>>>> Was definitely a good weekend. Hope yours went well also.
>>>>>>
>>>>>> Most of my days this week are fairly open so just let me know when
>>>>>> works!
>>>>>>
>>>>>> Mike
>>>>>>
>>>>>>
>>>>>>
>>>>>>
>>>>>>
[Quoted text hidden]
[Quoted text hidden]

Gmail Michael Hafner [redacted]

Committee filing / response

2 messages

Jeff Stuerman <jeff@greitensformissouri.com> Fri, Jan 16, 2015 at 1:26 PM
To: Eric Greitens <eric@greitensgroup.com>, MARK BOBAK <markbobak@mac.com>, Danny Laub <dlaub@greitensgroup.com> [redacted]

Happy Friday everyone --

Once the Statement of Committee Organization form (MO 300-1308) is filed, I may or may not get contacted for comment. Accordingly, what follows is a very rough draft of some talking points that I could use for your consideration. All comments, suggestions and alternative versions welcomed. Thanks!

Jeff

-- Yes, I am pleased to confirm that an Exploratory Committee has been formed for Eric Greitens
-- Time and time again, Eric has proven himself to be a dedicated public servant and humanitarian in the highest order.
-- He possesses tremendous executive leadership skills and his collaborative, inclusive and positive approach is exactly what Missouri needs now.
-- I'm excited about the process as we explore how Eric Greitens can continue to best serve Missouri and our region.

Danny Laub <dlaub@greitensgroup.com> Fri, Jan 16, 2015 at 1:36 PM
To: Jeff Stuerman <jeff@greitensformissouri.com>
Cc: Eric Greitens <eric@greitensgroup.com>, MARK BOBAK <markbobak@mac.com>, Michael Hafner [redacted]

Thanks Jeff, the chances you will be asked for a comment is fairly high.

We will circle back with you on these next week, as this will be part of a larger communications strategy for the exploratory.

Best,
Danny
[Quoted text hidden]

Gmail Michael Hafner [redacted]

Fwd: Agenda #1

1 message

Eric Greitens <eric@greitensgroup.com> Mon, Feb 23, 2015 at 11:23 PM
To: Mike Hafner <Mike@greitensformissouri.com>

--
Eric Greitens
For scheduling and other business matters:
Krystal Taylor
Vice President, The Greitens Group
Ktaylor@GreitensGroup.com
314-833-6269

---------- Forwarded message ----------
From: **Eric Greitens** <eric@greitensgroup.com>
Date: Mon, Feb 23, 2015 at 9:08 PM
Subject: Agenda #1
To: Danny Laub <dlaub@greitensgroup.com>
Cc: "mbobak@greitensgroup.com" <mbobak@greitensgroup.com>

Danny,
Agenda Below from Today and Calls Tonight. A lot of this involves Mark, so please plan to brief him in the morning.

1. Brunner -- Meeting // MB and John Lamping Coordination
2. Curtmann Done
3. Ensure Follow Through: Noonan 25K, B Durham 2.5K, Mason Fink 10K, Alex Rogers 50K,
4. Hageman
5. Dan Mehan -- Done --

6. Monu -- Will do $50K; $25K today, $25K later this year; and will raise at least $250K; URL -- Log On to Donate -- April Meeting -- We owe him memo on guys in financial services -- needs to know if LLC and/or 501c3 and PACs can donate

7. Need book to go out to Admiral Olson with a stationery note
8. Need book to go out to Ned Ryun with a Stationery Note

9. Lockette; add to donor list

10. MB is following with Steve Johnston
11. Barth call to Spence
12. Bill Durham Washington Free Beacon -- Being Proactive; Did he get address?
13. Rodney Bullard -- $5K -- Connect w/ Mark Now -- Atlanta -- Fundraiser -- Needs Address --
14. Add Atlanta -- Ross Mason -- To Call List -- Ask for $ --

--
Eric Greitens
For scheduling and other business matters:
Krystal Taylor
Vice President, The Greitens Group
Ktaylor@GreitensGroup.com
314-833-6269

HAFNER 0079

https://mail.google.com/mail/u/0?ik=d987b29034&view=pt&search=all&permthid=thread-f%3A1493964390562997030&simpl=msg-f%3A1493964390562997030

Gmail Michael Hafner [redacted]

Fwd: Updated Radio

Krystal Taylor <ktaylor@greitensgroup.com> Tue, Jan 20, 2015 at 3:21 PM
To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner [redacted]

Let me know if you want our PR team to pitch these.

Thanks!
Krystal

---------- Forwarded message ----------
From: **Clinton Maxey** <[redacted]>
Date: Fri, Aug 15, 2014 at 12:05 PM
Subject: Updated Radio
To: Dave Whitman <dwhitman@greitensgroup.com>, Krystal Taylor <ktaylor@greitensgroup.com>, Eric Greitens <eric.greitens@gmail.com>
Cc: Steve Michael <[redacted]> Dave Hageman <[redacted]>

All,

Attached is the updated radio details. Let me know if you have any questions.

Thanks,

Clint Maxey
[redacted]

On Aug 14, 2014, at 10:10 AM, Krystal Taylor <ktaylor@greitensgroup.com> wrote:

> Thanks, Steve.
>
> We look forward to talking soon.
>
> My best,
> Krystal
>
> On Thu, Aug 14, 2014 at 10:09 AM, Steve Michael <[redacted]> wrote:
> > Attached are four documents. Two of which (Greitens plan and Missouri conservative radio) we reviewed last meeting. The other two documents are new working documents which relate to the updates on new meetings to be set and conservative radio spots
> >
> > Conference Dial-in Number: (559) 546-1000
> > Participant Access Code: 1000251#

--
Krystal Taylor
Executive Assistant to Eric Greitens
The Greitens Group

HAFNER 0045

** Please note: My office line has recently changed. Please dial 314-833-6269 to reach me. **

--
Krystal Taylor
Vice President
The Greitens Group
Direct: 314-833-6269

Radio Information.docx
109K

https://mail.google.com/mail/u/0?ik=d987b29034&view=pt&search=all&permmsgid=msg-f%3A1490853704123128141&simpl=msg-f%3A1490853704123128141

Radio Information

KMOX—St. Louis (Dave Cooper-[redacted]

- Most listeners will be during the morning drive (M-F 5a-10a $250)
- RUSH show from 11a—2p ($180)
- They will do live endorsements, usually cost a premium of 20% of airtime fee
- **Charlie Brennan** show (8:30a—11:00a) does a book of the month special
    - If it is a book that he is interested in and he can get the author in he will feature the book
    - Would have to get him a copy to read
        - Dave Cooper, the sales manager is the point of contact for this

KRMS—Osage Beach (Carolyn—Owner—[redacted]

- 6a—11a during morning drive has the most viewers
    - If not 2 weeks before the election do the pre-emptible
        - $18.82 gross
    - If 2 weeks out of election and in it will be non pre-emptible
        - $29.41 gross
- Live reads = 60 seconds and would be $7 more per spot
- **John Rogger** show (Ozarks Today) does live talks with authors
    - Send 2 books to them 2 weeks prior and John reads it, then has the author on the show for a 7 min live interview
    - The second book is for listeners to call in to win a free copy
    - John will ask the author to give him specific questions that he would like asked
        - Carolyn, the owner is the point of contact for this

KFTK—St. Louis (Marvin Sanders—[redacted]

- 6am—10am drive time spots are $90
    - Allman in the Morning—5a-9a
- However, as it gets closer to the election the spots are $150, this will allow the spots to clear and not get dumped for a political ad.
- A live promo read is $300

KFEQ—St. Joe (Rick Stapleton—[redacted]

- Most listeners during the morning drive time from 5am—10am which is $43 gross
- Rick said they really do not do live promo reads

KFTK—Rolla/St. James (Mike Thompson—[redacted]
- 6a-10a drive will have the most listeners
  - $68 gross
  - This will simultaneously play on the AM and FM broadcast
  - The only time they do not simultaneously cast is during RUSH (11a-2p), you would have to buy a separate time for this ($48)
- Do not do live promo reads

KWTO—Springfield (Bonnie Bell--[redacted]
- Have 2 stations FM (sports talk and AM)
  - Said sports talk would be a good target audience
    - Males 35-64 higher income/educated listening audience
    - Local spots would be the best options
  - **Sports Reporters with Ned Reynolds** (8a-10a) (Local)
    - $63 (additional $10 for a live read)
  - **Art Hanes Sports Talk** (4p-6p) (Local)
    - $63 (additional $10 for live read)
- AM
  - **Morning Line** (7a-9a) (Local)
    - $45 (additional $10 for live read)
  - **Laura Ingraham** (9a-10a)
    - $48
  - **RUSH** (11a-2p)
    - $63
  - **Laura Ingraham** (4p-6p)
    - $63

KFRU—Columbia (Lisa Plakprus—[redacted]
- Most listeners during the 6a-10aa drive time
- **David Lile** (6am-9am)
  - $34 for 60 seconds, additional $70 for live promo read (must approve what they read first)
  - David also has numerous authors on for interviews
    - Must send David a copy of the book, he will read it then schedule an interview
    - Lisa Plakprus is the point of contact for this
- **Simon Rose** (9am-10am)
  - $34 for 60 seconds, additional $60 for a live promo read (must approve what they read first)

KSIM—Sikeston (Jessica Knodell—[redacted]

- 6a-7p would be $20 gross for KSIM
  - Herman Cain 9a-11a
  - RUSH 11a-2p
  - Sean Hannity 2p-5p
- KWOZ plays a local morning drive time show that airs in Poplar Bluff
  - **Brittney on the Bluff**—8a-9a
    - She could do a live read
    - I am waiting on an email from Jessica with details

KZRG—Joplin (Carol Daily—[redacted]

- 6a-10a $45 gross
- **KZRG Morning News Watch**—6a-8a (High amount of listeners
  - This is the only live local news station in the area
  - They would be able to do a live read
  - After approval of the read, Carol Daily can get us a price
- 10a-3p $56 gross
  - RUSH 11a-2p
- 3p-7p $35
  - Mark Levin 5p-8p

KWIX—Moberly (Howard Miedler—[redacted]

- KWIX—Moberly
  - **KWIXLand This Morning**—6a-8a ($84.70)
    - Would possibly do a live interview, checking on live promo read
    - Howard Miedler is our point of contact here
  - KJPW—Waynesville—Fort Leonard Wood
    - Local news 5:30a-10a
    - $37.65
  - KJEL—Lebanon
    - FM station with a large audience
    - 5:30a-10a
    - $54.12

KWOS—Jefferson City (Scott Boltz—[redacted]

- The AM drive will have the most listeners
- **Warren Krech Show** (5a-9a) $40
  - Warren is an Army Vet so a live read is very possible, he will have to approve it first
    - Scott Boltz is our point of contact here
- **Gary Nolan Show** (9a-11a) $40
  - This runs simultaneously with their FM program out of Columbia
  - A live promo read can be done after approved by Gary
- RUSH 11a-2p $30
- Mark Levin 5p-7p $30